

JUN 19 2008
DEPARTMENT OF
WATER RESOURCES

JUN 18 2008

Deputy Clerk

Deputy Clerk

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JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A (DITTO CREEK RANCH LLC)

Subcase Nos:

61-12169

61-12170

61-12171

61-12172

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING
MOTIONS TO FILE LATE NOTICES OF CLAIM was mailed on June 18,
2008, with sufficient first-class postage to the following:

DITTO CREEK RANCH LLC

Represented by:
PETERSON, BRIAN B
HALL FRIEDLY & WARD
340 E 2ND N
MOUNTAIN HOME, ID 83647
Phone: 208-587-4412

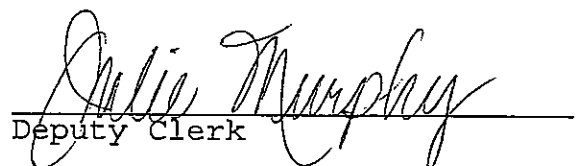
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ORDER

Page 1 6/18/08

FILE COPY FOR 00598

Deputy Clerk

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 17 2008

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received:

Receipt No:

Received By:

Deputy Clerk

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Ditto Creek Ranch, LLC Phone (208) 424-3096

Mailing Address 928 East Rumsey Lane, Mountain Home, Idaho ZIP 83647
Street or Box City State

2. Date of Priority (Only one (1) per claim) January 1, 1885
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (X) or Other () (a) _____
which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 1S, Range 6E, Section 6,
NW, 1/4 of SW, 1/4 of _____, 1/4 Govt. Lot _____, BM., County of _____

Additional points of diversion if any: _____

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of _____, 1/4
Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of _____,
1/4 Govt. Lot _____, BM., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well. A single well with a depth of 30 feet, dug by
hand.

Last Name Ditto Creek Ranch, LLC Ident No. _____

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Domestic: 1 household

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1S	6E	6										D							

Total number of acres irrigated _____

10. In which county (ies) are lands listed above as place of use located? Elmore County

11. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

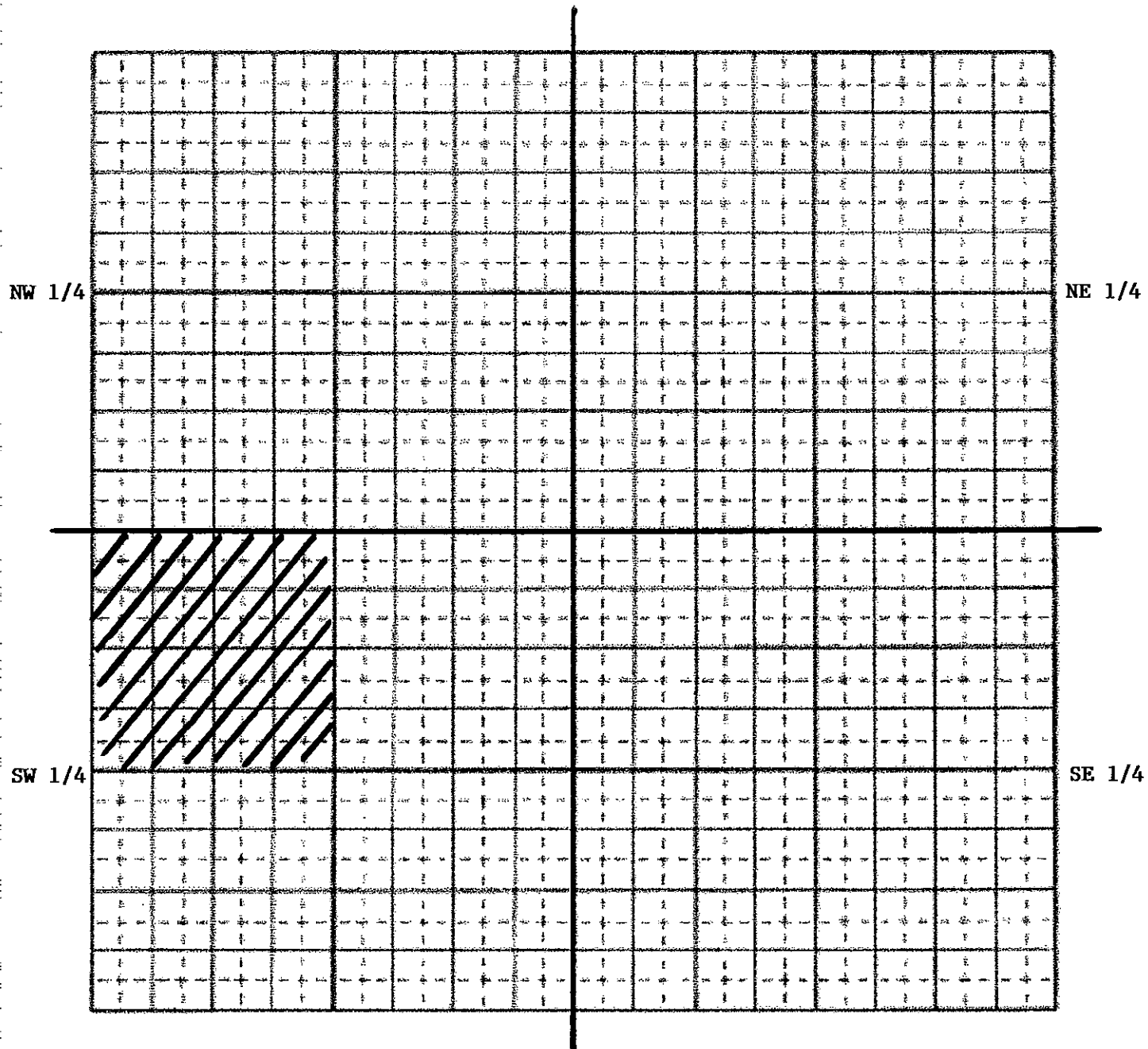
13. Remarks: _____

Last Name Ditto Creek Ranch, LLC Ident No. _____

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 Inches equals 1 mile

Section 6, T1S, R6E



Please see attached map marked Exhibit A for a more detailed description

Last Name Ditto Creek Ranch, LLC Ident No. _____

14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____ Decree _____

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am
a member Title of Ditto Creek Ranch, LLC Organization

that I have signed the foregoing document in the space below as
Member Title of Ditto Creek Ranch, LLC Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature] Date 3/13/08

Title and Organization Member, Ditto Creek Ranch, LLC

Please Print Name

16. Notice of Appearance:
Notice is hereby given that I, Brian B Peterson of Hall, Friedly & Ward, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

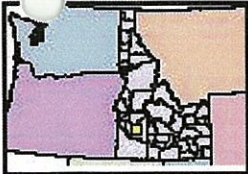
Signature [Signature]

Address 340 East 2nd North, Mountain Home, ID 83647

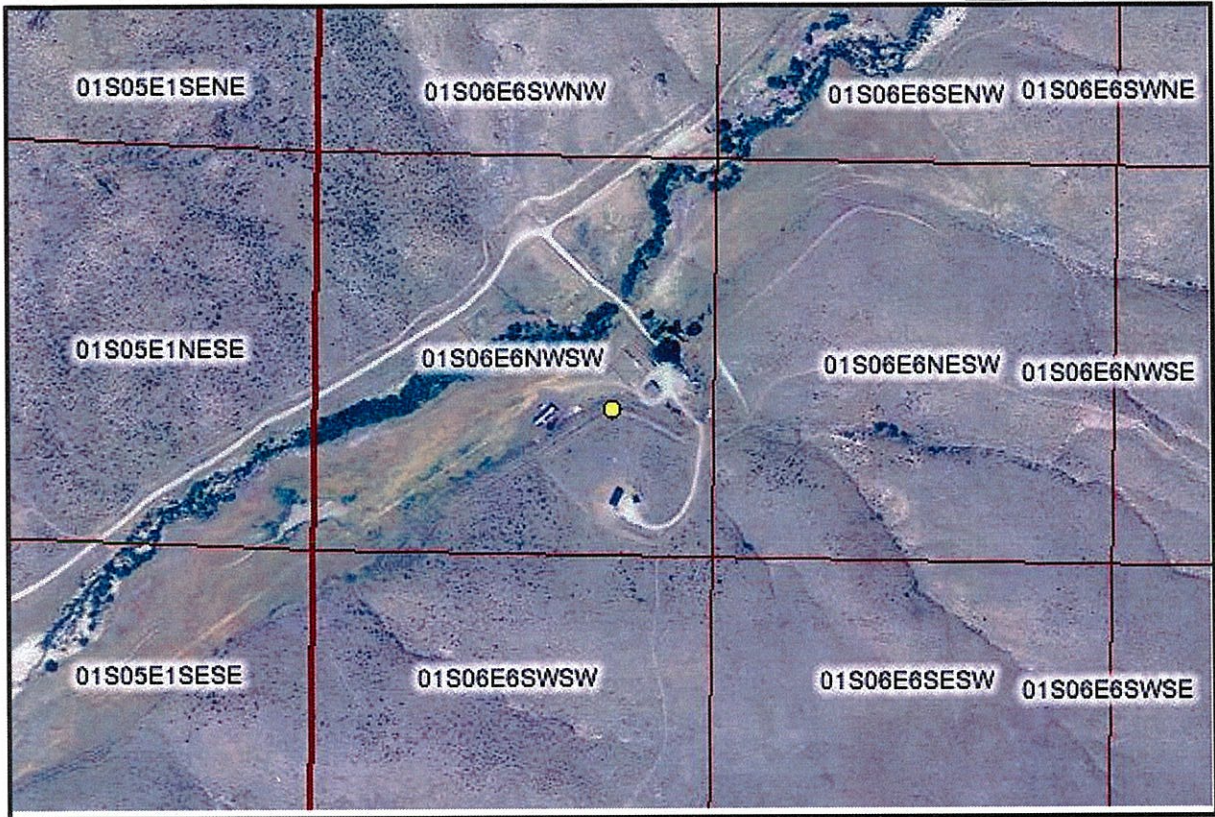
Date 3-14-2008

Last Name Ditto Creek Ranch, LLC Ident No. _____

The lat/long you provided was 43.363° N; 115.793° W
Here are the results:
NW quarter of the SW quarter of Section 6, Township 01S, Range 06E
IDTM NAD83 coordinates: Easting=2354695; Northing=1352873



Choose the map-display background: ☒ Photo ☐ Topo



☐ Wells ☐ Water Rights ☐ Water Right Permits ☐ Adjudication Claims ☐ Adjudication Recommendations
* Positions of wells/headgates may be based upon the center of a quarter-quarter section; those obtained by GPS or survey are accurate.



MAR 17 2008

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Clerk
Deputy Clerk

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 01-12170

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Ditto Creek Ranch, LLC Phone (208) 424-3096

Mailing Address 928 East Rumsey Lane, Mountain Home, Idaho ZIP 83647

2. Date of Priority (Only one (1) per claim) May 1, 2004
Street or Box City State
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (X) or Other () (a) _____
which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 1S, Range 6E, Section 8,
SE, 1/4 of SW, 1/4 of _____, 1/4 Govt. Lot _____, BM., County of _____

Additional points of diversion if any: _____

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of

_____, 1/4 Govt. Lot _____, BM., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates ,Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well. A single well with a depth of 215 feet.

Last Name Ditto Creek Ranch, LLC Ident. No. _____

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Domestic: 1 household

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1S	6E	8												D					

Total number of acres irrigated _____

10. In which county (ies) are lands listed above as place of use located? Elmore County

11. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

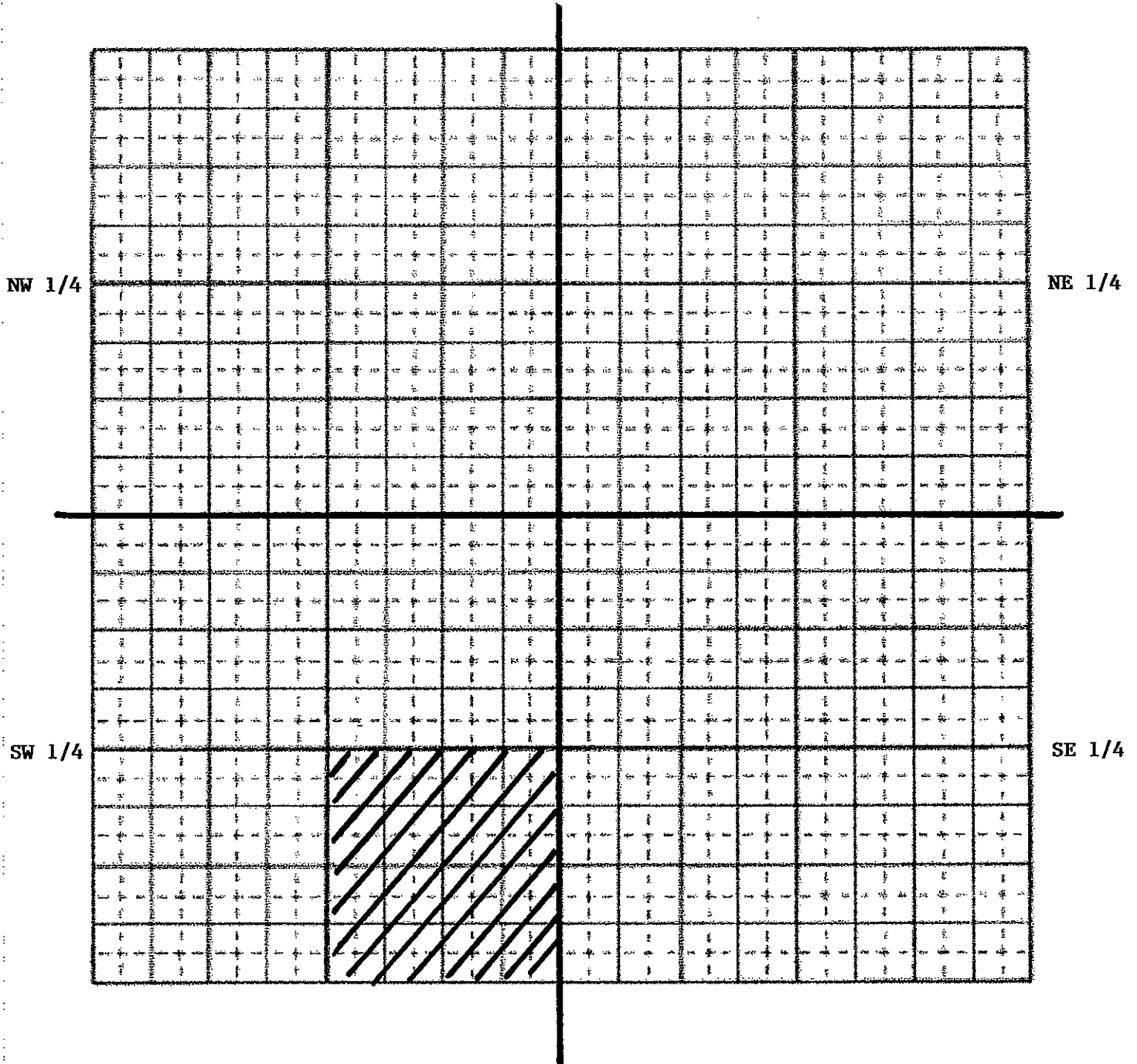
13. Remarks: _____

Last Name Ditto Creek Ranch, LLC Ident No. _____

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 Inches equals 1 mile

Section 8, T1S, R6E



Please see attached map marked Exhibit A for a more detailed description.

Last Name Ditto Creek Ranch, LLC Ident No. _____

14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____ Decree _____

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

a member of Ditto Creek Ranch, LLC

Title

Organization

that I have signed the foregoing document in the space below as

Member of Ditto Creek Ranch, LLC

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature] Date 3/13/08

Title and Organization Member, Ditto Creek Ranch, LLC

Please Print Name

16. Notice of Appearance:

Notice is hereby given that I, Brian B Peterson of Hall, Friedly & Ward, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature [Signature]

Address 340 East 2nd North, Mountain Home, Idaho 83647

Date 3-14-2008

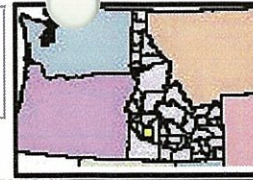
Last Name Ditto Creek Ranch, LLC Ident No. _____

The lat/long you provided was 43.345° N; 115.770° W

Here are the results:

SE quarter of the SW quarter of Section 8, Township 01S, Range 06E

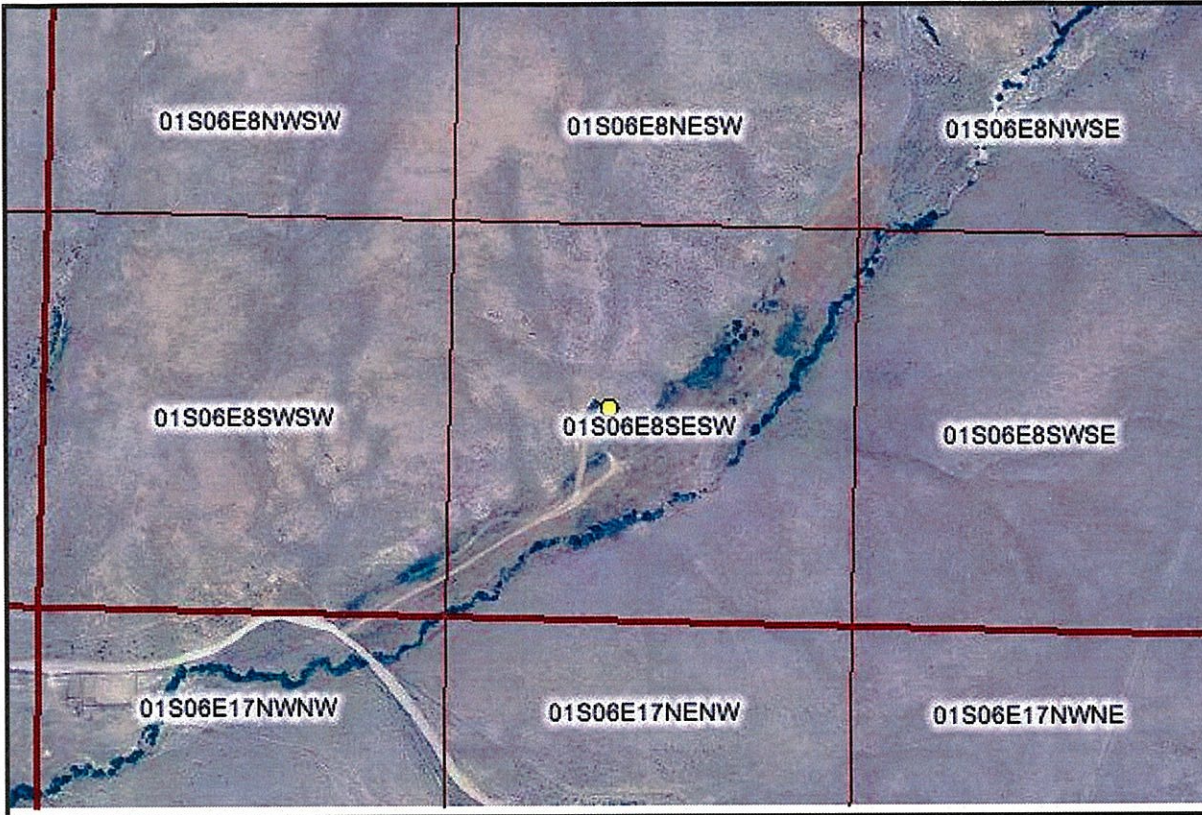
IDTM NAD83 coordinates: Easting=2356510; Northing=1350918



Choose the map-display background:

Photo

Topo



Add Layer

☐ Wells ☐ Water Rights ☐ Water Right Permits ☐ Adjudication Claims ☐ Adjudication Recommendations

* Positions of wells/headgates may be based upon the center of a quarter-quarter section; those obtained by GPS or survey are accurate.

EXHIBIT

A

MAR 17 2008

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 01-12171

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Ditto Creek Ranch, LLC Phone (208) 424-3096

Mailing Address 928 East Rumsey Lane, Mountain Home, Idaho ZIP 83647
Street or Box City State

2. Date of Priority (Only one (1) per claim) January 1, 1992
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (X) or Other () (a) _____
which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 1S, Range 6E, Section 17,
NW, 1/4 of NW, 1/4 of _____, 1/4 Govt. Lot _____, BM., County of _____

Additional points of diversion if any: _____

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of

_____, 1/4 Govt. Lot _____, BM., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well. A single well with a depth of 50 feet.

Pipelines leading from well to various cattle troughs and an overflow pond.

Last Name Ditto Creek Ranch, LLC Ident No. _____

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For **Stockwater** purposes from **1-1** to **12-31** amount **.14** or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) **Stockwater: 600 Beef Cattle**

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1S	6E	17						S											
1S	6E	18	S																
1S	6E	17							S										
1S	6E	18				S													
1S	6E	18			S														

Total number of acres irrigated _____

10. In which county (ies) are lands listed above as place of use located? **Elmore County**

11. Do you own the property listed above as place of use? Yes **X** No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

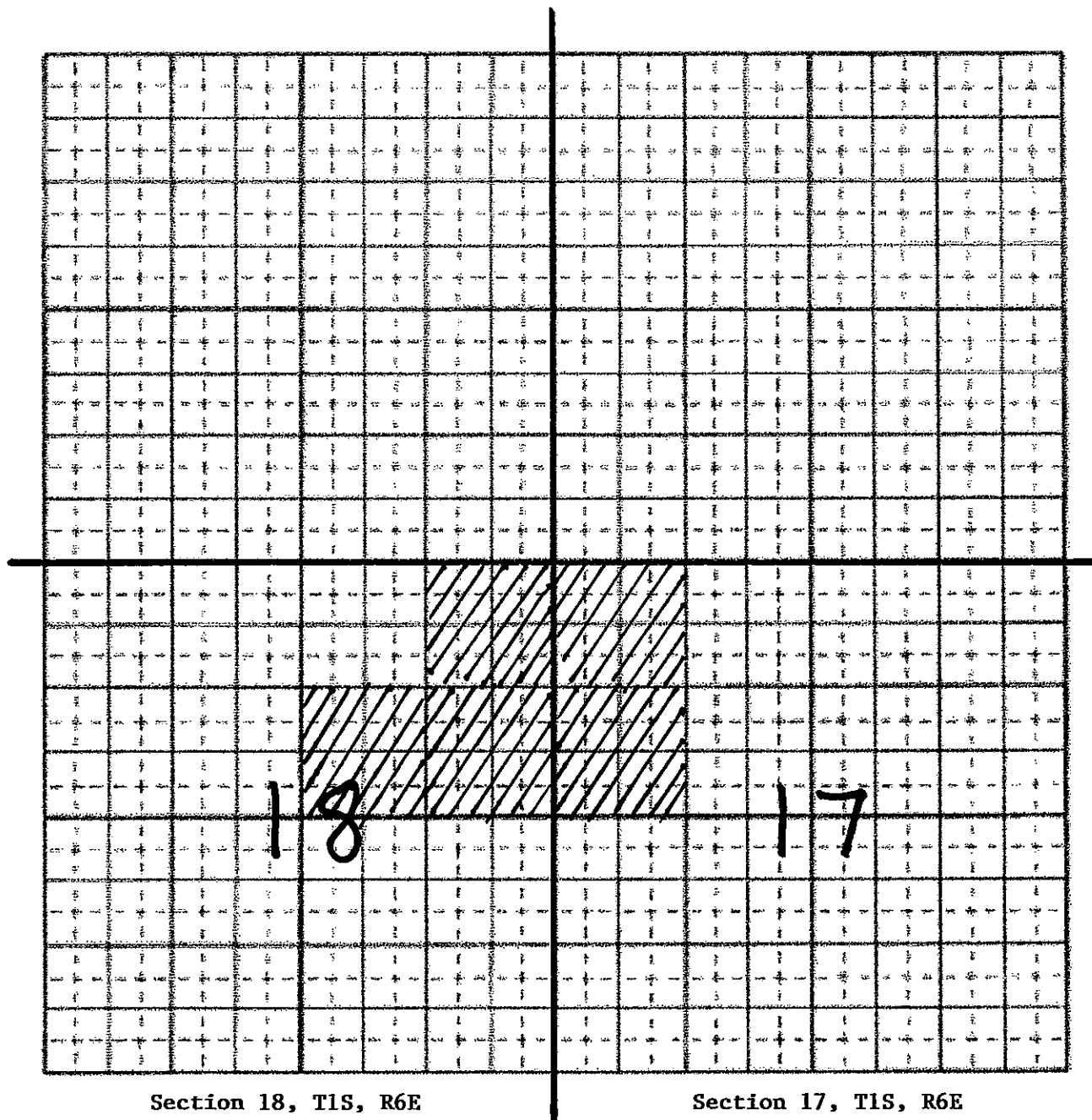
13. Remarks: _____

Last Name **Ditto Creek Ranch, LLC** Ident No. _____

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 Inches equals 1 mile

Point of diversion is in the NW1/4 of NW1/4, Section 17, T1S, R6E
All lined areas are places of use



Please see attached map marked Exhibit A for a more detailed description

Last Name Ditto Creek Ranch, LLC Ident No. _____

14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____ Decree _____

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am
a member of Ditto Creek Ranch, LLC
Title Organization

that I have signed the foregoing document in the space below as
Member of Ditto Creek Ranch, LLC
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent George Shute, member Date 3/18/08

Title and Organization Member, Ditto Creek Ranch, LLC

Please Print Name

16. Notice of Appearance:

Notice is hereby given that I, Brian B Peterson of Hall, Friedly & Ward, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

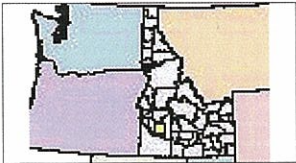
Signature [Signature]

Address 340 East 2nd North, Mountain Home, ID 83647

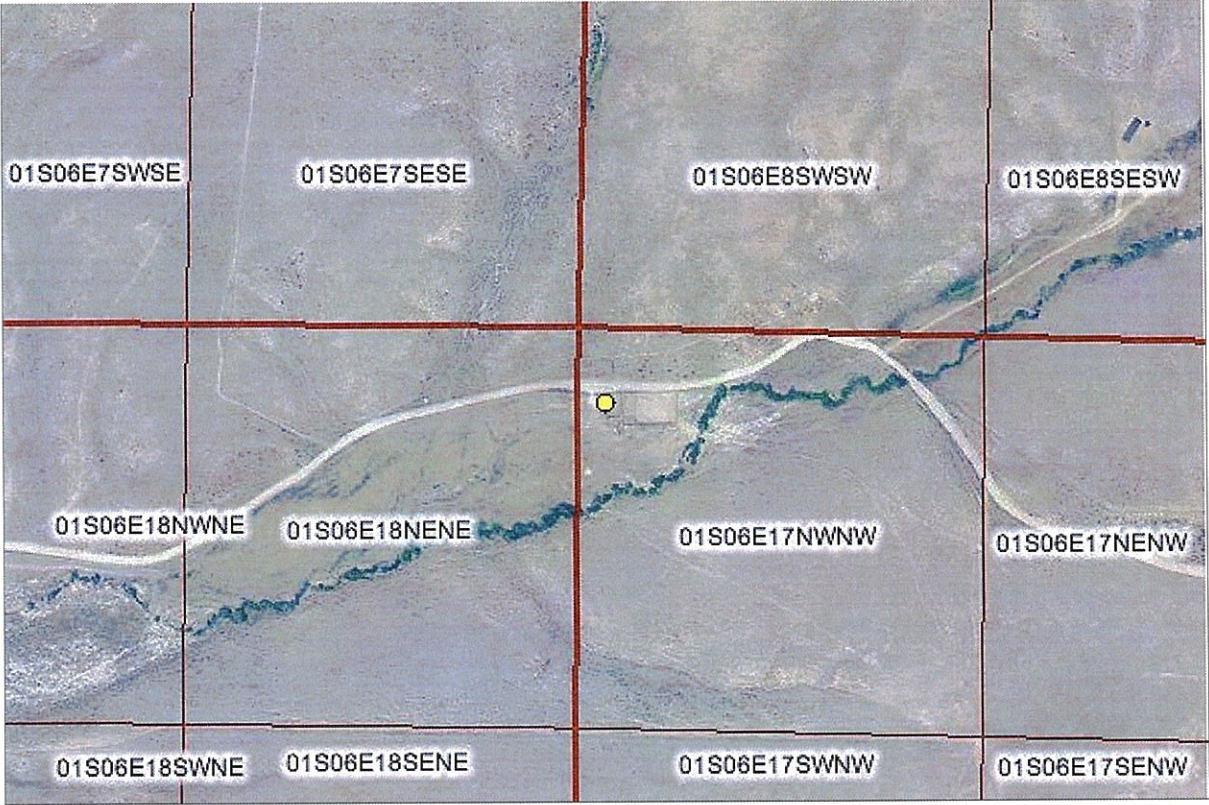
Date 3-14-2008

Last Name Ditto Creek Ranch, LLC Ident No. _____

The lat/long you provided was 43.343° N; 115.777° W
Here are the results:
NW quarter of the NW quarter of Section 17, Township 01S, Range 06E
IDTM NAD83 coordinates: Easting=2355965; Northing=1350645



Choose the map-display background: ☒ Photo ☐ Topo



Add Layer

☐ Wells ☐ Water Rights ☐ Water Right Permits ☐ Adjudication Claims ☐ Adjudication Recommendations

* Positions of wells/headgates may be based upon the center of a quarter-quarter section; those obtained by GPS or survey are accurate.

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EXHIBIT

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