IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT



Water Right Number - 61-00340 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

| Last Name | First Name | Address |
|---|---|---|
| *** C - CURRENT OWNER *** LEVERE | JOHN C. | 1 -<br>2 -<br>3 -<br>City- State- Zip-<br>Phone - |

| Priority Date | Region | Stage | Status |
|---|---|---|---|
| 06/30/1887 | 14 | D - DECREED | |

| Source | Tributary |
|---|---|
| COLD SPRING CREEK | SNAKE RIVER |

Point of Diversion

| Twn | Rng | Sec | Tract | Lot | RFlg | County | Stream Index (Blank if no Index Code) |
|---|---|---|---|---|---|---|---|

Water Use

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|---|
| 01 | IRRIGATION | | | 0.500 | |

| Total Div. Rate | Total Div. Volume | Total Div. Capacity | Total Consumptive Use | KW Usage |
|---|---|---|---|---|
| 0.500 | | | | |

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 9 | NE NE | | | 01 | IRRIGATION | 39 ELMORE |
| 04S | 09E | 9 | NW NE | | | 01 | IRRIGATION | 39 ELMORE |
| 04S | 09E | 9 | SW NE | | | 01 | IRRIGATION | 39 ELMORE |
| 04S | 09E | 9 | SE NE | | | 01 | IRRIGATION | 39 ELMORE |
| 04S | 09E | 9 | SE SE | | | 01 | IRRIGATION | 39 ELMORE |

Total Acres:

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks
No Remarks found.

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff | Decree Defendant | Decree Date

Split ?

MICROFILMED
AUG 11 1992

# WATER DISTRICT 61E WATER DELIVERY LIST
## AS OF 5/25/00 PER DANIEL NELSON

| WATER RIGHT | CURRENT OWNER | PRIORITY DATE | POINT OF DIVERSION | TOTAL FLOW RATE | DIVERSION NAME AND COMMENTS |
|---|---|---|---|---|---|
| 61-11906 | CHARTER MOUNTAIN<br>(stockwater)<br>DELIVER AFTER IRRIGATION RIGHTS ONLY! | 5/18/1870 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 1.54 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00338 | CHARTER MOUNTAIN | 6/30/1870 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 1.84 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00322 | DOUBLE ANCHOR | 5/1/1871 | | 0.80 CFS | SPRING TRIBUTARY TO COLD SPRINGS CREEK |
| 61-00323 | DOUBLE ANCHOR | 5/1/1872 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.00 CFS | |
| 61-10349 | DOUBLE ANCHOR | 5/1/1873 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.26 CFS | COMBINATION OF 61-00324 AND 61-00325 |
| 61-00324 | DOUBLE ANCHOR | 5/1/1873 | | 0.16 CFS | COMBINED INTO 61-10349 |
| 61-00325 | DOUBLE ANCHOR | 5/1/1873 | | 1.10 CFS | COMBINED INTO 61-10349 |
| 61-00339 | CHARTER MOUNTAIN | 5/1/1875 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 1.50 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00332 | CHARTER MOUNTAIN | 5/18/1875 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 2.72 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-11507 | UNITED STATES | 1/1/1876 | 03S 09E 26 NWSENW | .02 CFS | INSTREAM STOCKWATER RIGHTS NOT DELIVERY |
| 61-00328 | ARC PROPERTIES | 5/1/1877 | | 1.40 CFS | |
| 61-00318 | HALF MOON RANCH | 5/1/1877 | 05S 09E 5 SENESW | 0.50 CFS | |
| 61-00319 | HALF MOON RANCH | 5/1/1878 | 05S 09E 5 SENESW | 0.80 CFS | |
| 61-00326 | DOUBLE ANCHOR | 5/1/1878 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.00 CFS | |
| 61-00327 | DOUBLE ANCHOR | 5/1/1879 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 2.5 CFS | |
| 61-00345 | JOE BLACK & SONS | 6/30/1879 | 05S 09E 29 NESW<br>05S 09E 20 NESW | 0.50 CFS | |

| WATER RIGHT | CURRENT OWNER | PRIORITY DATE | POINT OF DIVERSION | TOTAL FLOW RATE | DIVERSION NAME |
|---|---|---|---|---|---|
| 61-00317 | BARBER CAVEN RANCHES | 5/1/1880 | 05S 09E 8 SWSWSE | 1.36 CFS | |
| 61-00320 | HALF MOON RANCH | 5/1/1881 | 05S 09E 5 SENESW | 0.70 CFS | |
| 61-00321 | HALF MOON RANCH | 5/1/1883 | 05S 09E 5 SENESW | 0.90 CFS | |
| 61-00310 | ARC PROPERTIES | 5/1/1883 | | 1.20 CFS | |
| 61-00314 | ARC PROPERTIES | 5/1/1883 | | 0.40 CFS | |
| 61-00329 | ARC PROPERTIES | 5/1/1883 | | 1.30 CFS | |
| 61-00309 | ARC PROPERTIES | 6/1/1883 | | 0.58 CFS | |
| 61-00311 | ARC PROPERTIES | 5/1/1884 | | 1.34 CFS | |
| 61-00313 | ARC PROPERTIES | 5/1/1884 | | 0.20 CFS | |
| 61-00315 | ARC PROPERTIES | 5/1/1884 | | 0.70 CFS | |
| 61-00347 | JOE BLACK & SONS | 5/1/1884 | 05S 09E 29 NESW<br>05S 09E 20 NESW | 3.20CFS | |
| 61-00330 | DOUBLE ANCHOR | 5/1/1884 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 0.36 CFS | |
| 61-00333 | CHARTER MOUNTAIN | 5/1/1885 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.54 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00346 | BARBER CAVEN RANCHES | 5/1/1885 | 05S 09E 8 SWSWSE | 0.70 CFS | |
| 61-00331 | DOUBLE ANCHOR | 5/1/1886 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.00 CFS | |
| 61-00334 | CHARTER MOUNTAIN | 5/1/1886 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.50FS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00364 | CHARTER MOUNTAIN | 5/1/1887 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.12 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |

| WATER RIGHT | CURRENT OWNER | PRIORITY DATE | POINT OF DIVERSION | TOTAL FLOW RATE | DIVERSION NAME |
|---|---|---|---|---|---|
| 61-00341 | SAMUEL BLACKWELL | 5/7/1887 | 04S 09E 16 NWSWSE<br>04S 09E 28 NENW | 1.22 CFS | NORTHERN P/D<br>SOUTHERN P/D |
| 61-0342 | SAMUEL BLACKWELL | 6/30/1887 | 04S 09E 16 NWSWSE<br>04S 09E 28 NENW | 1.18 CFS | NORTHERN P/D<br>SOUTHERN P/D |
| 61-00340 | CHARTER MOUNTAIN | 6/30/1887 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.50 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00316 | ARC PROPERTIES | 5/1/1888 | | 1.90 CFS | |
| 61-00343 | CHARTER MOUNTAIN | 6/30/1888 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.60 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00335 | CHARTER MOUNTAIN | 5/1/1889 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.40 CFS<br>(RECOMMENDED AT 0.48 CFS) | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00312 | ARC PROPERTIES | 5/1/1890 | | 0.48 CFS | |
| 61-00344 | D.M. KEYS | 5/1/1893 | | 3.00 CFS | |
| 61-00336 | CHARTER MOUNTAIN | 5/1/1895 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.80 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00337 | CHARTER MOUNTAIN | 12/1/1895 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 2.40 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-02008 | CHARTER MOUNTAIN | 2/26/1908 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 9.24 CFS<br>(RECOMMENDED AT 7.03 CFS) | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D<br>(RECOMMENDED AT 7.03 CFS IN SNAKE RIVER BASIN ADJUDICATION) |
| 61-02007 | JOE BLACK & SONS | 2/29/1908 | 05S 09E 29 NESW<br>05S 09E 20 NESW | 2.10 CFS | |
| 61-02012 | CHARTER MOUNTAIN | 1/5/1909 | 03S 09E 35 NWSW<br>04S 09E 03 SWSE | 2.00 CFS | |

| WATER RIGHT | CURRENT OWNER | PRIORITY DATE | POINT OF DIVERSION | TOTAL FLOW RATE | DIVERSION NAME |
|---|---|---|---|---|---|
| 61-02020 | CHARTER MOUNTAIN | 5/14/1910 | 03S 09E 25 SWSW | 0.40 CFS | HOT SPRING TRIBUTARY TO COLD SPRINGS CREEK |
| 61-02038 | DOUBLE ANCHOR | 7/10/1912 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.20 CFS | WATER RIGHT DATA BASE AND ADJUDICATION RECOMMENDATION LIST PRIORITY DATE AS 7/10/1913 DECREED PRIORITY DATE IS 7/10/1912 |
| 61-02048 | BARBER CAVEN RANCHES | 7/16/1916 | 05S 09E 8 SWSWSE | 0.40 CFS | |
| 61-02052 | JOE BLACK & SONS | 12/19/1917 | 05S 09E 29 NESW<br>05S 09E 20 NESW | 0.64 CFS | |
| 61-11899 | HALF MOON RANCH | 3/15/1920 | 05S 09E 05 SENESW | 3.180 CFS | |
| 61-02064 | NEUR OTTO | 6/14/1922 | 05S 09E 29 NWSESW | 1.28 CFS | |
| 61-10718 | WILSON RANCH | 2/1/1931 | 05S 09E 31 NWNESW | 0.02 CFS | |
| 61-10299 | SAMUEL BLACKWELL | 3/15/1943 | 04S 09E 16 NWSWSE<br>04S 09E 28 NENW | 6.73 CFS | NORTHERN P/D<br>SOUTHERN P/D |
| 61-02031 | ANABETH BEAN | 5/20/1952 | 04S 09E 16 SWSE | 2.10 CFS | RECOMMENDED AT 2.02 CFS IN SNAKE RIVER BASIN ADJUDICATION |
| 61-02100 | WOTH E WALKER | 9/21/1953 | 03S 09E 35 NWSW | 5.42 CFS | |
| 61-11904 | CHARTER MOUNTAIN | 7/5/1955 | 03S 09E 35 NWSWNE | 0.72 CFS | |
| 61-11885 | CHARTER MOUNTAIN | 7/5/1955 | 03S 09E 35 NWSWNE | 0.48 CFS | |
| 61-02111 | CHARTER MOUNTAIN | 7/5/1955 | 03S 09E 35 NWSWNE | 1.02 CFS | |
| 61-02338 | WILSON RANCH | 7/3/1957 | 05S 09E 31 NWNESW | 1.51 CFS | |
| 61-04147 | DOUBLE ANCHOR | 3/15/1971 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 10.00 CFS | |
| 61-07200 | ELLIS LIVING TRUST | 10/1/1974 | 05S 09E 31 SENWSW | 0.76 CFS | |

**DECREED RIGHTS NOT CLAIMED**

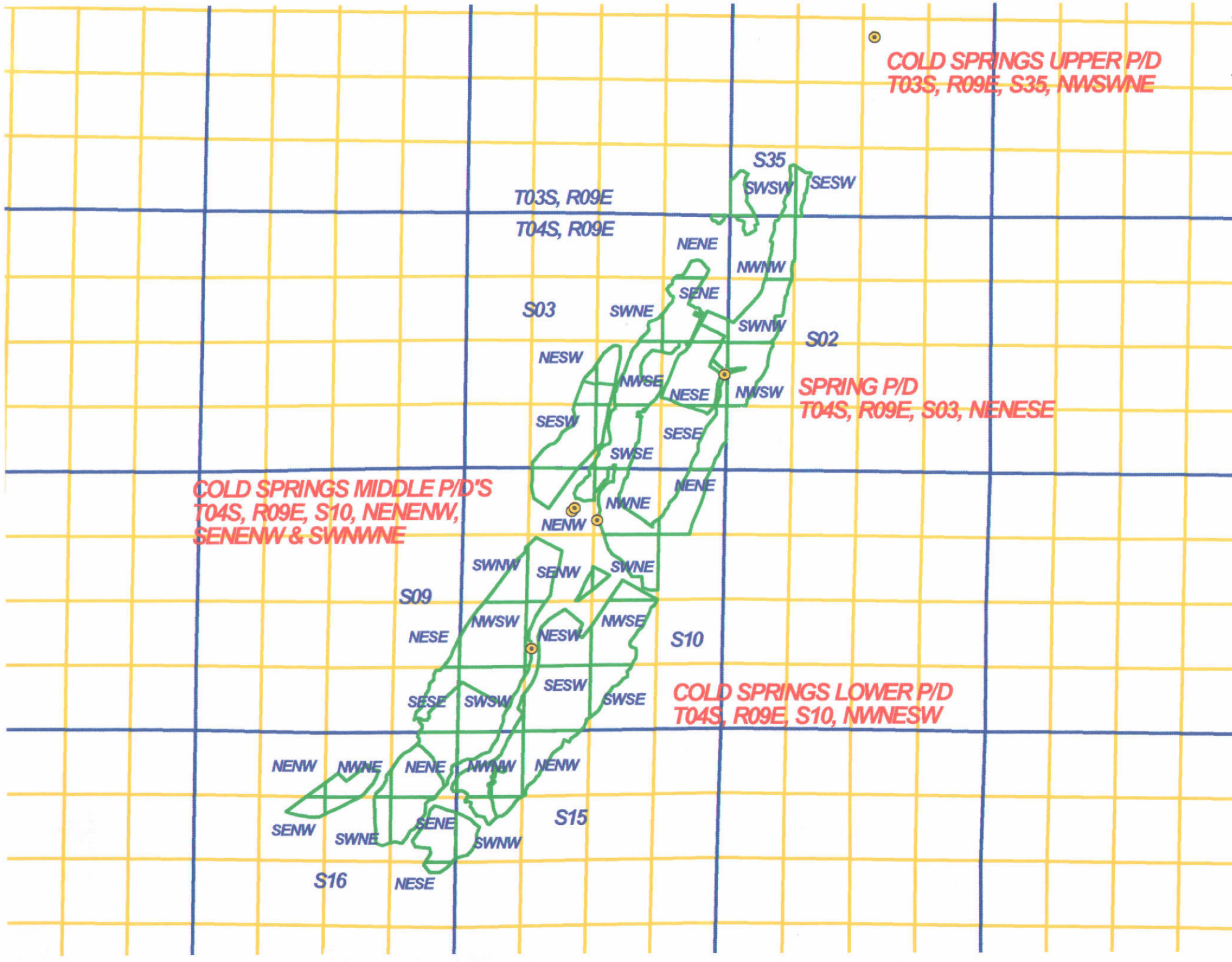
**BENEFICIAL USE RIGHTS NOT DELIVERABLE UNTIL AFTER DECREED RIGHTS**

**DECREED RIGHTS DISALLOWED IN SNAKE RIVER BASIN ADJUDICATION**

**RECOMMENDED DIFFERENTLY THAN ORIGINAL DECREE IN SNAKE RIVER BASIN ADJUDICATION**

**LICENSED AFTER ORIGINAL DECREE**

**WATER RIGHTS COMBINED TOGETHER IN SNAKE RIVER BASIN ADJUDICATION**

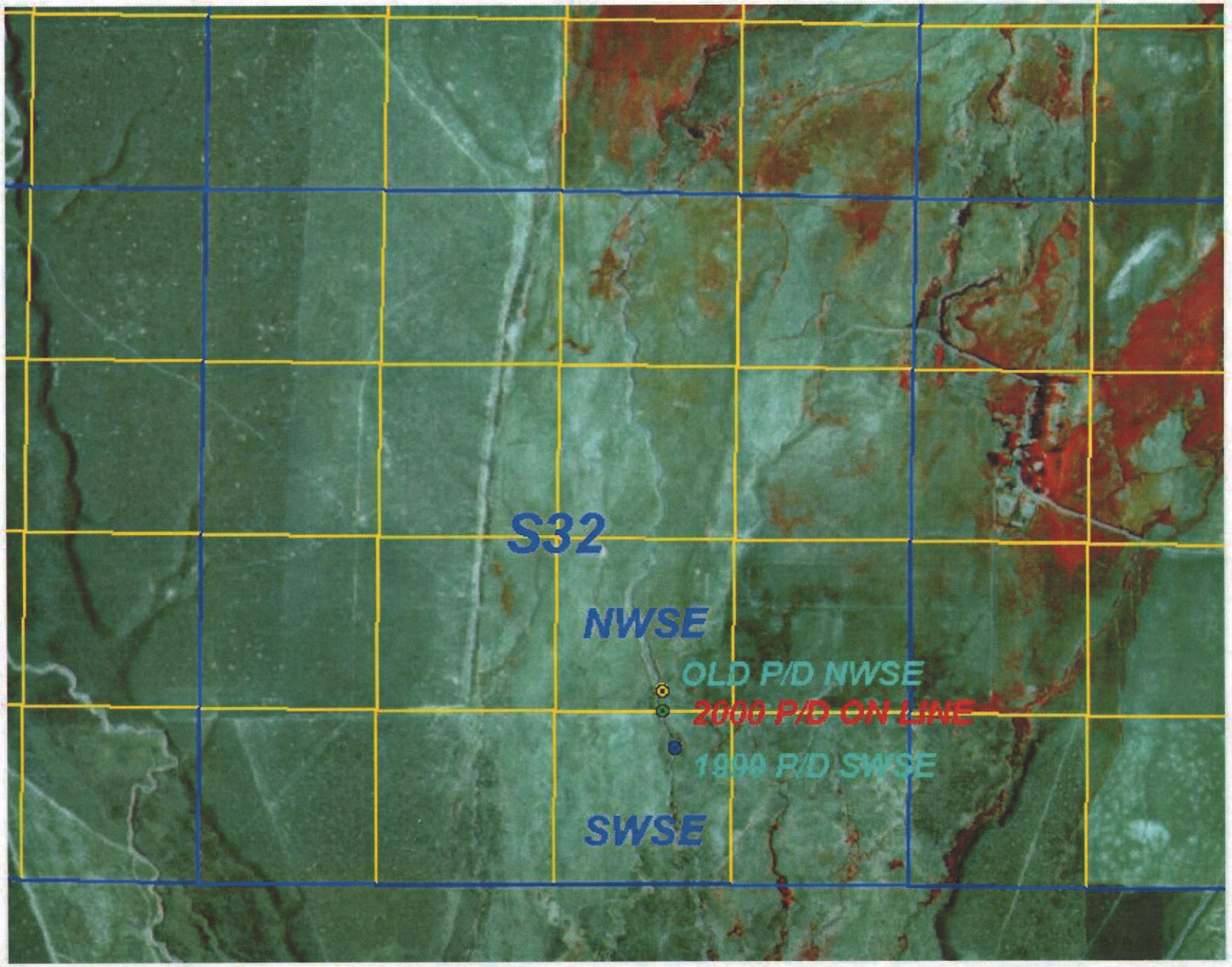

COLD SPRINGS UPPER P/D
T03S, R09E, S35, NWSWNE
S35
SWSW
SESW
T03S, R09E
T04S, R09E
NENE
NWNW
SENE
S03
SWNE
SWNW
S02
NESW
NWSE
NESE
NWSW
SPRING P/D
T04S, R09E, S03, NENESE
SESW
SESE
SWSE
COLD SPRINGS MIDDLE P/D'S
T04S, R09E, S10, NENENW,
SENENW & SWNWNE
NENE
NWNE
NENW
SWNW
SENW
SWNE
S09
NWSW
NWSE
NESE
NESW
S10
SESW
SESE
SWSW
SWSE
COLD SPRINGS LOWER P/D
T04S, R09E, S10, NWNESW
NENW
NWNE
NENE
NWNW
NENW
S15
SENW
SWNE
SENE
SWNW
S16
NESE

# Idaho Department of Water Resources

## T04S, R09E S32

Owner(s) Charter Mtn. Ranch
Prepared by:
Dan Nelson
Date: 03/09/00

- Old P/D
- 1999 P/D
- 2000 P/D
- SECTION LINES
- 1/4 1/4




N
W E
S

**1987 NAPP**

0 0.3 0.6 0.9 1.2 1.5 Miles







**PICTURE #35, COLD SPRINGS CREEK:** FX 5-28-96. Photo's by RDH. DUPLICATE photo of photo 34, with no ink marks. This photo shows two points of diversion in the NENW of S10, T4S, R9E. West P/D is a plastic dam, East P/D is a gravel rock diversion with a control headgate further down. View is to South.



**PICTURE #36:** FX 5-28-96. Photo's by RDH. Natural channel & Ditch of Cold Springs Creek point of diversion, located in the NWNE of S10, T4S, R9E.



**PICTURE #33, COLD SPRINGS CREEK:** FX 5-28-96. Photo's by RDH. Ditch from Cold Springs Creek upper point of diversion shown in photo's 1 & 4. Photo location, SWSE, S3, T4S, R9E. Ditch flows through several wet spots or spring like areas that are a part of Cold Spring Creek taking advantage draining them. This ditch water flows in and out of natural channels of Cold Springs Creek and diverted out at points of diversion recommended in the NENW & NWNE of S10, T4S, R9E. See photo's 34, 35 & 36.



**PICTURE #34:** FX 5-28-96. Photo's by RDH. This photo shows two points of diversion in the NENW of S10, T4S, R9E. West P/D is a plastic dam, East P/D is a gravel rock diversion with a control headgate further down.



**PICTURE #31, COLD SPRINGS CREEK:** FX 5-28-96. Photo's by RDH. Collection culvert from Distribution Pond. (Piped underground from Distribution Pond). This is a pressurized system for sprinklers, it is used in conjunction with gravity flows through culverts and the ditch shown in photos 23 & 24 from the Distribution Pond.



**PICTURE #32:** FX 5-28-96. Photo's by RDH. A Spring location that has been identified as part of the Cold Springs Creek water in prior Cold Springs Creek decree. No precise point of diversion, water is drained from a large area located in S2 & S3, T4S R9E. View is from access road on the East looking to West.



**PICTURE #29, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. POU view from the NENE corner of S29 to the SW.



**PICTURE #30:** FX 5-22-96. Photo's by RDH. POU photo, located at first cut-off ditch in S29, view is from East to West.



**PICTURE #25, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) Photo location, North of reference "H". Ditch from distribution pond in center of photo into what may have been considered in the past as part of Cold Springs Creek. This channel cannot receive water directly from Cold Springs Creek, only used as a conveyance for the ditch and waste water from the field. This ditch has 2+ well water, spring water and Cold Springs Creek water. The ditch can be filled to max with either 2+ well water or Cold Springs Creek water alone. Per John McGrew. Location of POU shown SWNE & SENE, S16, T4S, R9E.



**PICTURE #26:** FX 5-22-96. Photo's by RDH. Same ditch shown below photo 25, just West of reference "H".



**PICTURE #27, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) Photo location, reference "H". Full flow for "H" Conveyance loss measurement location.



**PICTURE #28:** FX 5-22-96. Photo's by RDH. Photo location SESE, S20, T4S, R9E., reference "I". Conveyance loss total from combined measurements "G" & "H".



**PICTURE #23, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) and to the East of reference "G1", (West culvert) water is forced both ways through culvert under Cold Springs Creek.



**PICTURE #24:** FX 5-22-96. Photo's by RDH. Second measurement for springs flows A61-10363. Near West culvert shown above.



**PICTURE #21, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) and reference "G1" for location. Measurement for springs flows A61-10363. Water is forced both ways in ditch, from 2+ well and/or, springs and/or Cold Springs Creek. Located in the NENE, S16, T4S, R9E.



**PICTURE #22:** FX 5-22-96. Photo's by RDH. Same area as in above photo, measurement location overlook, ditch on left flows both ways. View is to the South East.



**PICTURE #19, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. Lower Cold Springs Creek P/D. Rock dam, located in the NESW, S10, T4S, R9E.



**PICTURE #20:** FX 5-22-96. Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) and reference "G" for location. Full flow for lower West Ditch to section 29.



**PICTURE #17, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. See conveyance loss diagram and reference "F" for location. First field on West side of Cold Springs Creek.



**PICTURE #18:** See conveyance loss diagram and reference "F" for location. Conveyance loss for West ditch.



**PICTURE #15, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. See conveyance loss diagram and reference "E" for location. P/D of unnamed stream, see photo #8.



**PICTURE #16:** See conveyance loss diagram and reference "E" for location. Measurement adds .52 CFS to West Ditch.



**PICTURE #13, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. See conveyance loss diagram and reference "D" for location. Conveyance loss for most East ditch.



**PICTURE #14:** See conveyance loss diagram and reference "C" for location. Conveyance loss for other East ditch.



**PICTURE #11, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. See conveyance loss diagram and reference "B" for location. Full flow for upper P/D measurement.



**PICTURE #12:** See conveyance loss diagram and reference "A" for location. Full flow on West Ditch from upper P/D measurement.



**PICTURE #9, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the channel of A61-11844 an unnamed stream. View is to the North of where this water co-mingles with the Cold Springs Creek West ditch.



**PICTURE #10:** This photo shows the upper area of the unnamed stream. An old homestead still remains. View is to the South.



**PICTURE #7, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the East most upper fields in section 35, looking south on the East side of Cold Springs Creek.



**PICTURE #8:** This photo shows P/D of A61-11844 an unnamed stream. This water co-mingles with the Cold Springs Creek West ditch from upper P/D shown on photos #1 & #4.



**PICTURE #5, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the plastic dam in the ditch from the upper P/D that allows the flow to the East ditch through the pipeline and/or the West ditch. Located on West side of Cold Springs Creek.



**PICTURE #6:** This photo shows the West ditch from the plastic dam shown in upper P/D ditch on photo #5.



**PICTURE #3, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the gate valve that actually controls the flow in the pipeline on the West side of Cold Springs Creek. See photo #2.



**PICTURE #4:** This photo shows the upper P/D from the West side of Cold Springs Creek. Located in the NWSWNE, S35, T3S, R9E.



**PICTURE #1, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the upper Cold Springs Creek P/D, view is to the South West. Located in the NWSWNE, S35, T3S, R9E.



**PICTURE #2:** This photo shows pipeline from the gate valve of above photo, this pipeline is for the East Side ditches. View is to the North West on East side of Cold Springs Creek.



UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

PID NW NE 53, T4S R9E

R9

115°22'30"

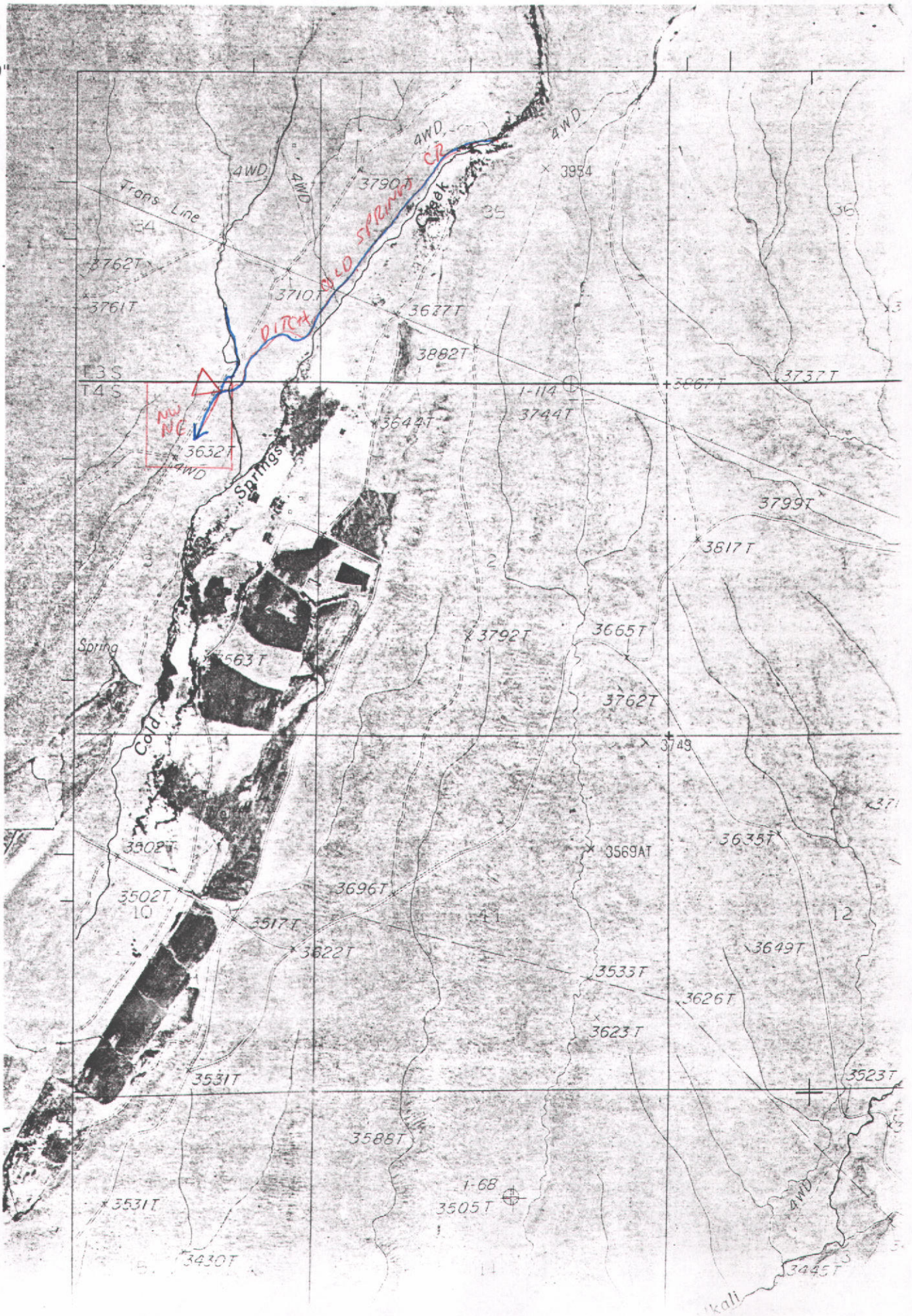
633000m.E.

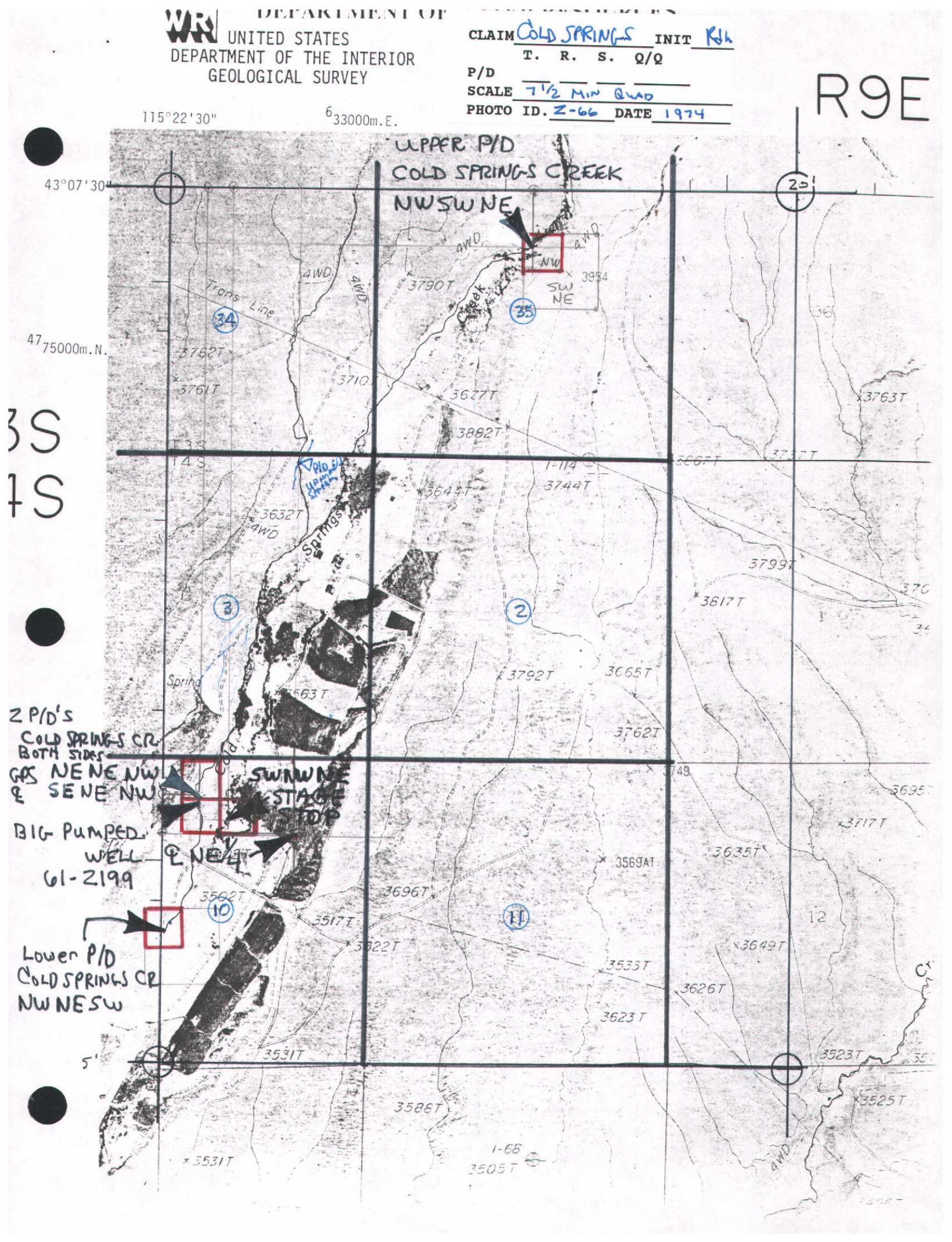
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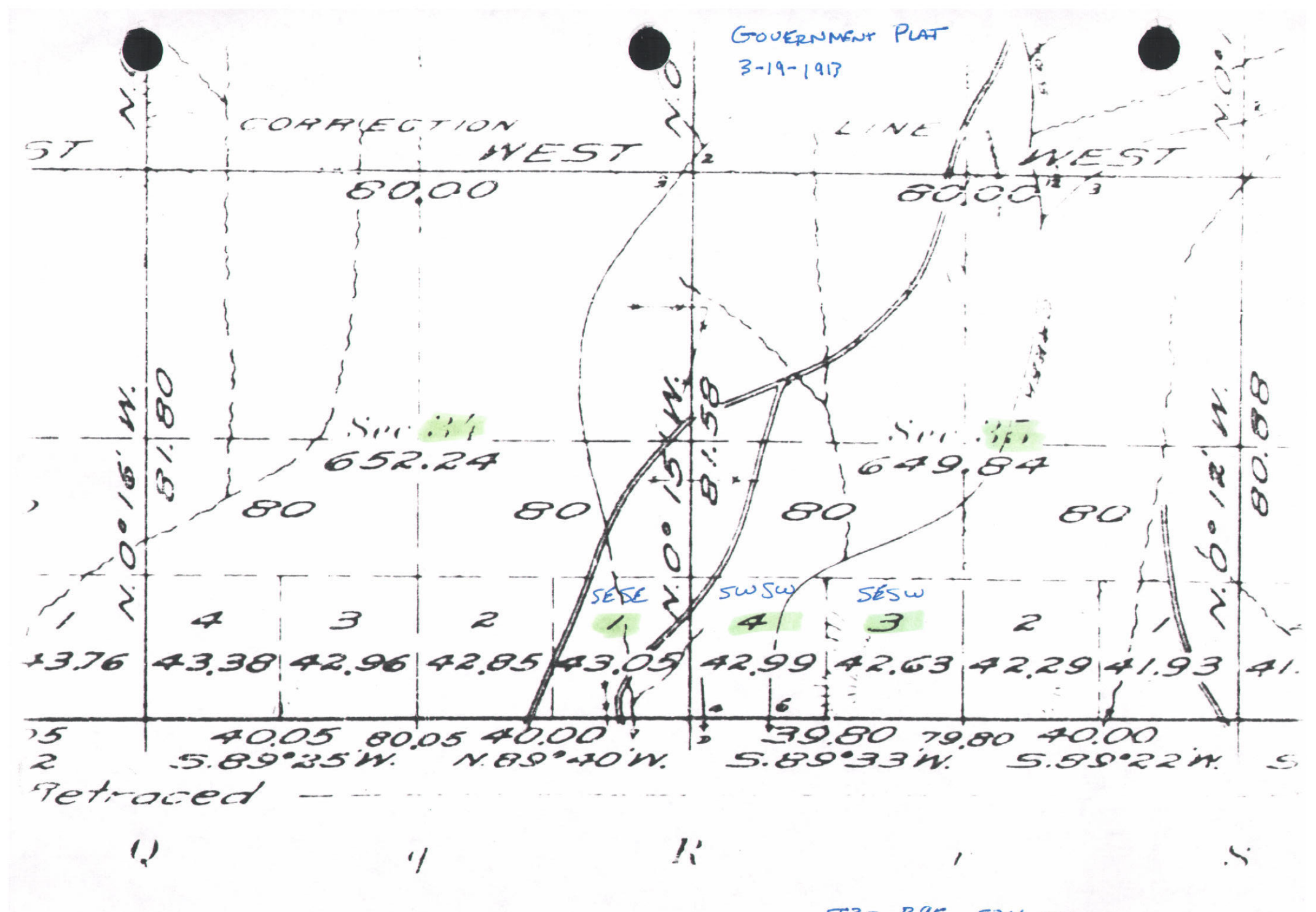
4775000m.N.

T3S

T4S




DEPARTMENT OF
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
CLAIM COLD SPRINGS INIT RJH
T. R. S. Q/Q
P/D
SCALE 7 1/2 MIN QUAD
PHOTO ID. Z-66 DATE 1974
R9E
115°22'30"
633000m.E.
43°07'30"
4775000m.N.
UPPER P/D
COLD SPRINGS CREEK
NW SW NE
NW
SW
NE
3954
3790T
3762T
3761T
3710
3627T
3882T
3763T
3644T
3744T
3632T
3799T
3817T
3792T
3065T
3762T
3563T
3749
3695
3717T
3635T
3569AT
3696T
3502T
3517T
3622T
3649T
3533T
3626T
3623T
3531T
3523T
3525T
3588T
3505T
Trans Line
Creek
Springs
Spring
4WD
T3S
T4S
34
35
3
2
10
11
12
1
I-114
I-66
2 P/D's
COLD SPRINGS CR
BOTH SIDES
GAS NE NE NW
& SE NE NW
SW NW NE
STAGE
TOP
BIG PUMPED
WELL
61-2199
Lower P/D
COLD SPRINGS CR
NW NE SW



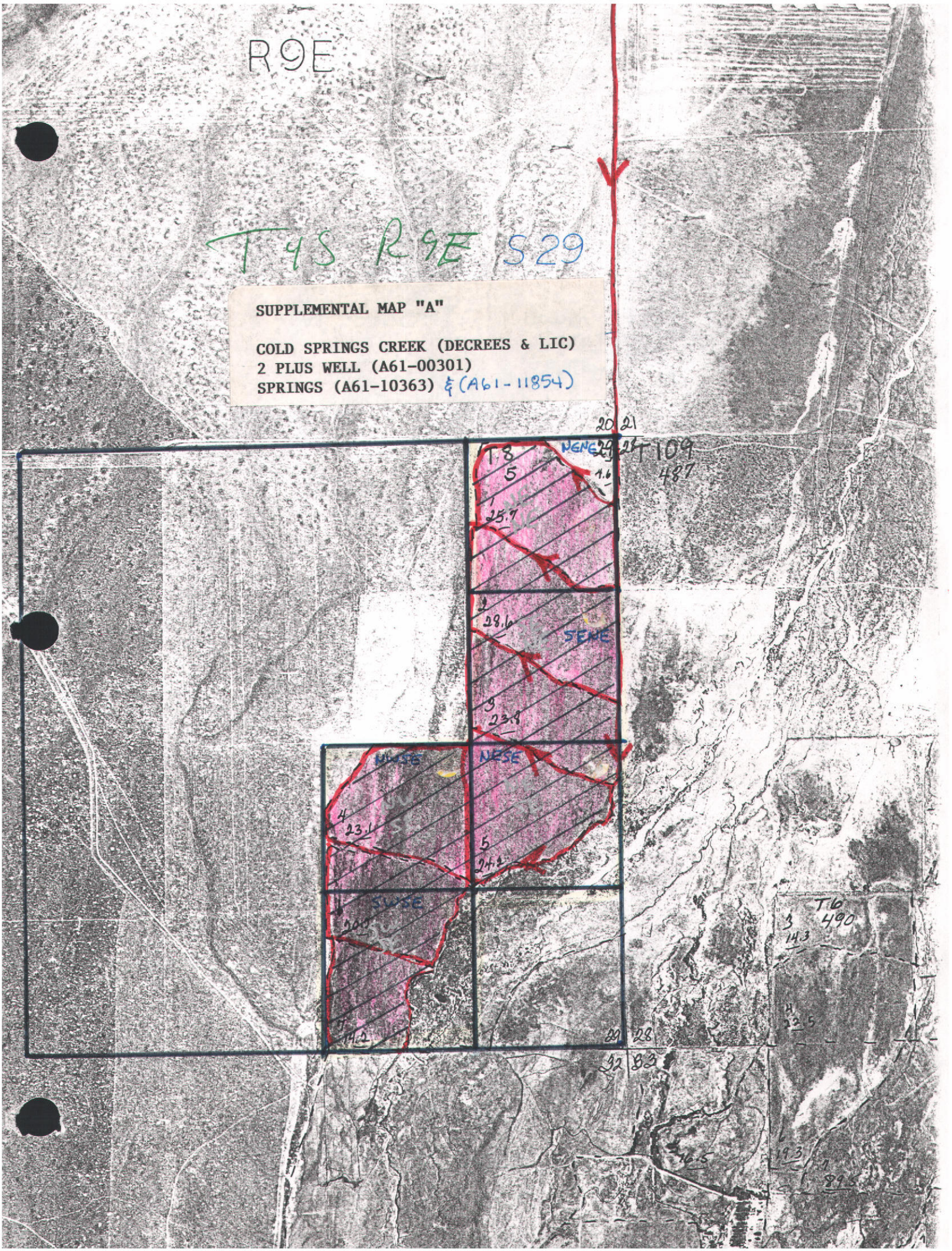

T35 R9E 534, 535

When Surveyed

Begun

Completed

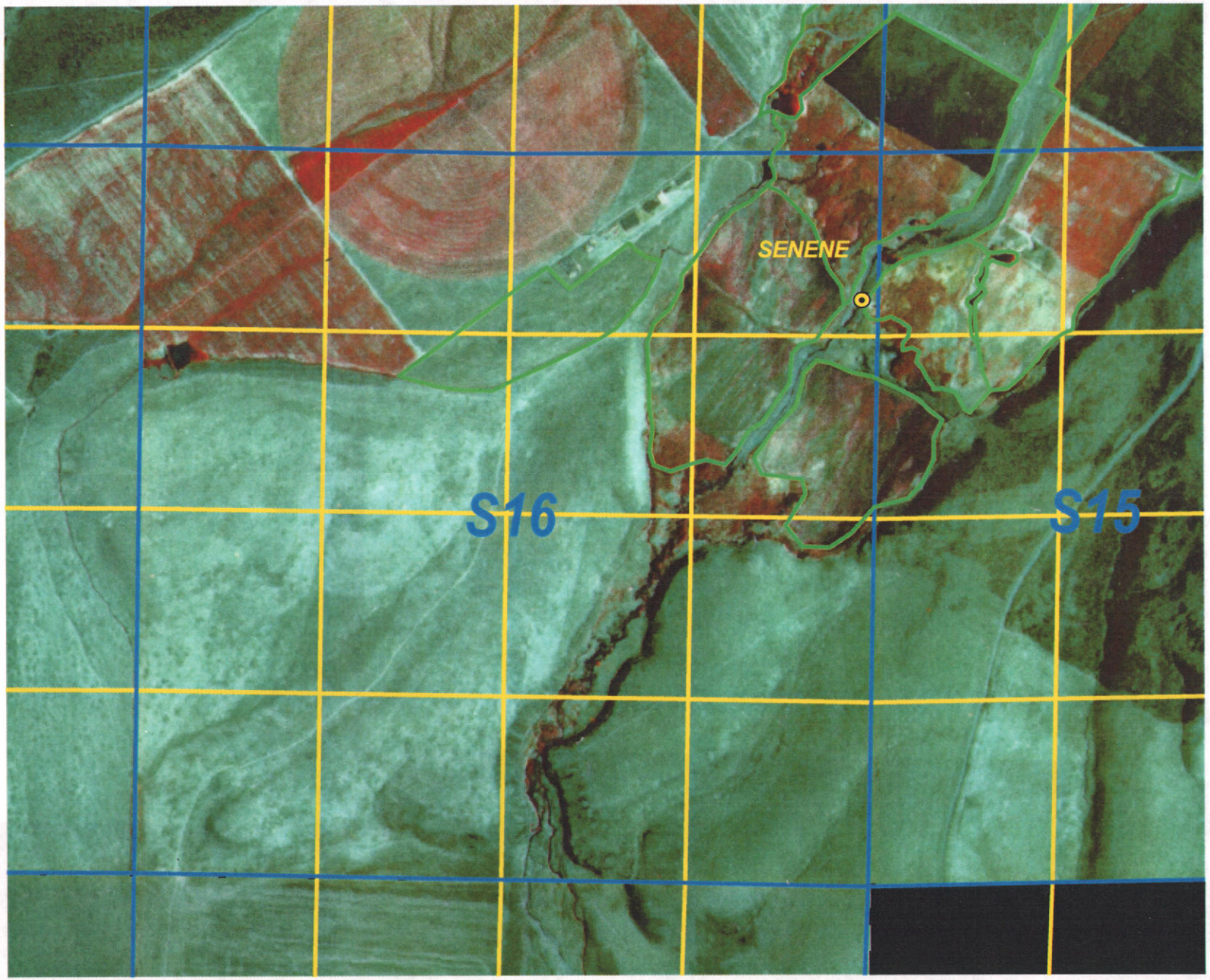
The above mineral T.


R9E
T4S R9E S29
SUPPLEMENTAL MAP "A"
COLD SPRINGS CREEK (DECREES & LIC)
2 PLUS WELL (A61-00301)
SPRINGS (A61-10363) & (A61-11854)
20 21
29 28
T109
487
T8
5
1.6
25.7
NENE
2
28.6
SENE
3
23.8
NWSE
4
23.1
NESE
5
24.2
SWSE
6
20.0
14.2
T6
490
3
14.3
32.5
32 33
19.3
16.5
89.5

# Idaho Department of Water Resources

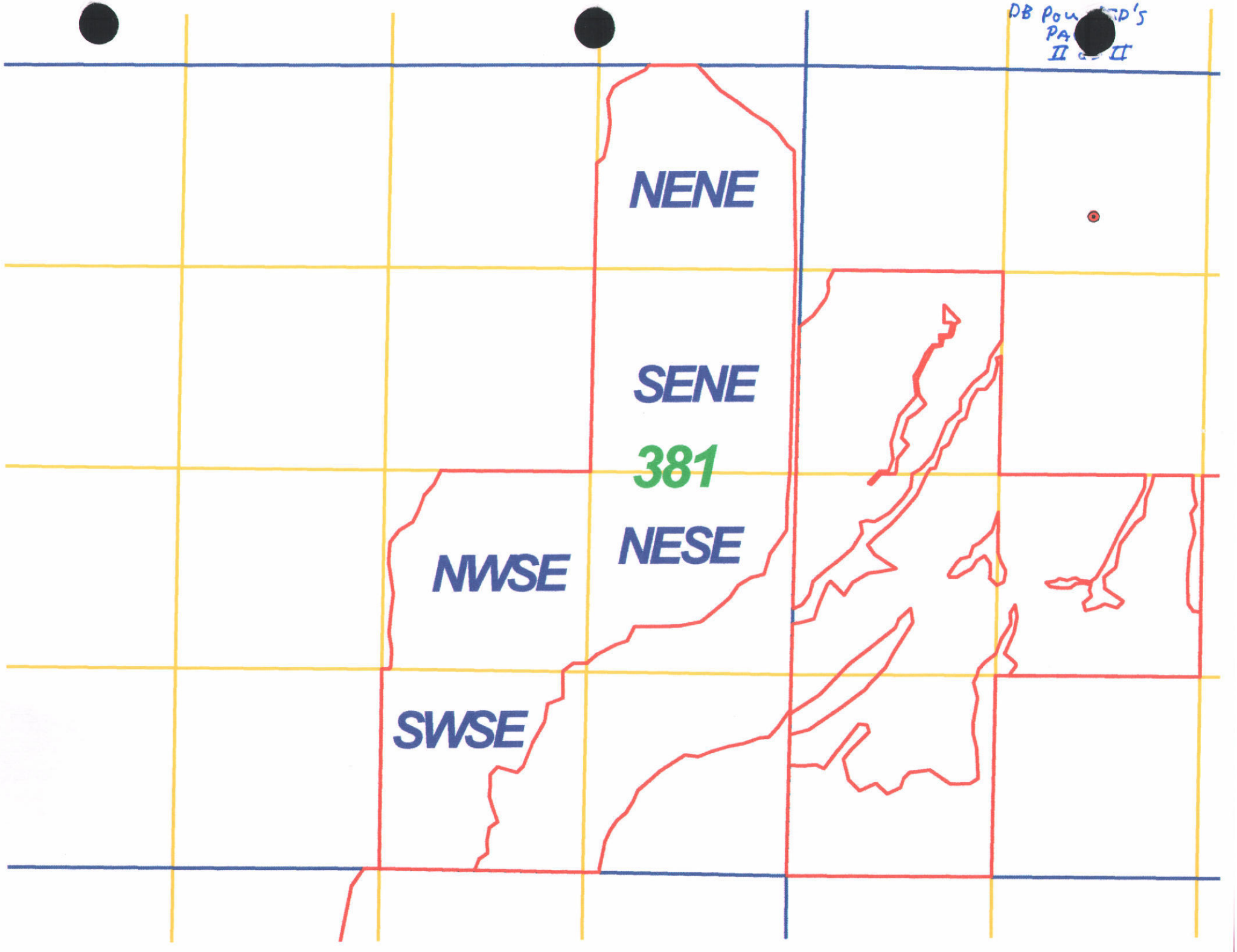
## T04S R09E S16

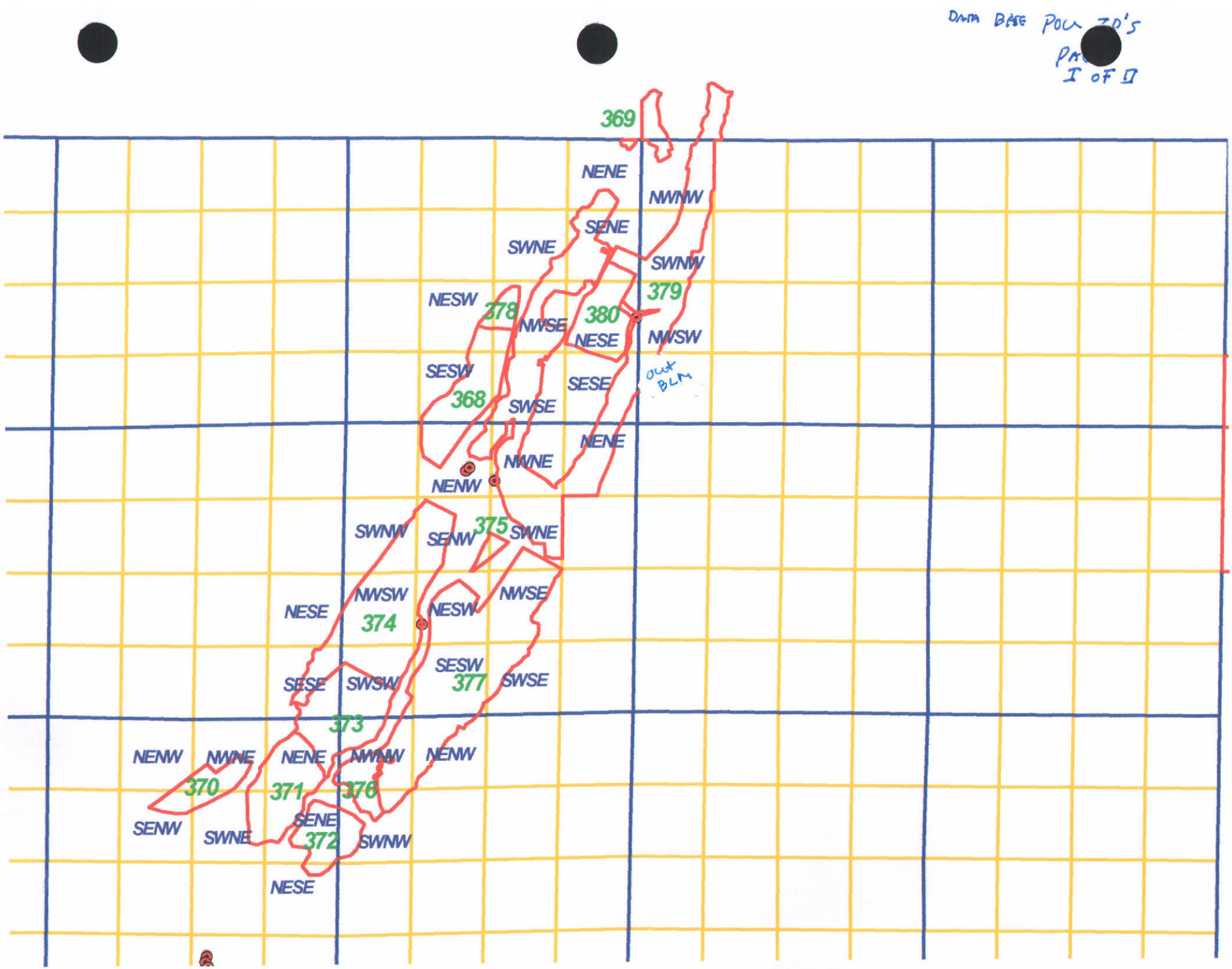
**Owner : Charter Mtn. Ranch**
**Prepared by:**
**Ron Howerton**
**Date: FX 12 SEP 00**
**Cold Springs Creek**








NENE
SENE
381
NESE
NWSE
SWSE


DATA BASE POINT ID'S
PAGE
1 OF 1
369
NENE
NWNW
SENE
SWNE
SWNW
379
NESW
378
380
NWSE
NESE
NWSW
SESW
out BLM
SESE
368
SWSE
NENE
NWNE
NENW
SWNW
SENW
375
SWNE
NWSW
NESE
NESW
NWSE
374
SESW
SESE
SWSW
377
SWSE
373
NENW
NWNE
NENE
NWNW
NENW
370
371
376
SENE
SENW
SWNE
372
SWNW
NESE

# IDWR
# T04S, R09E

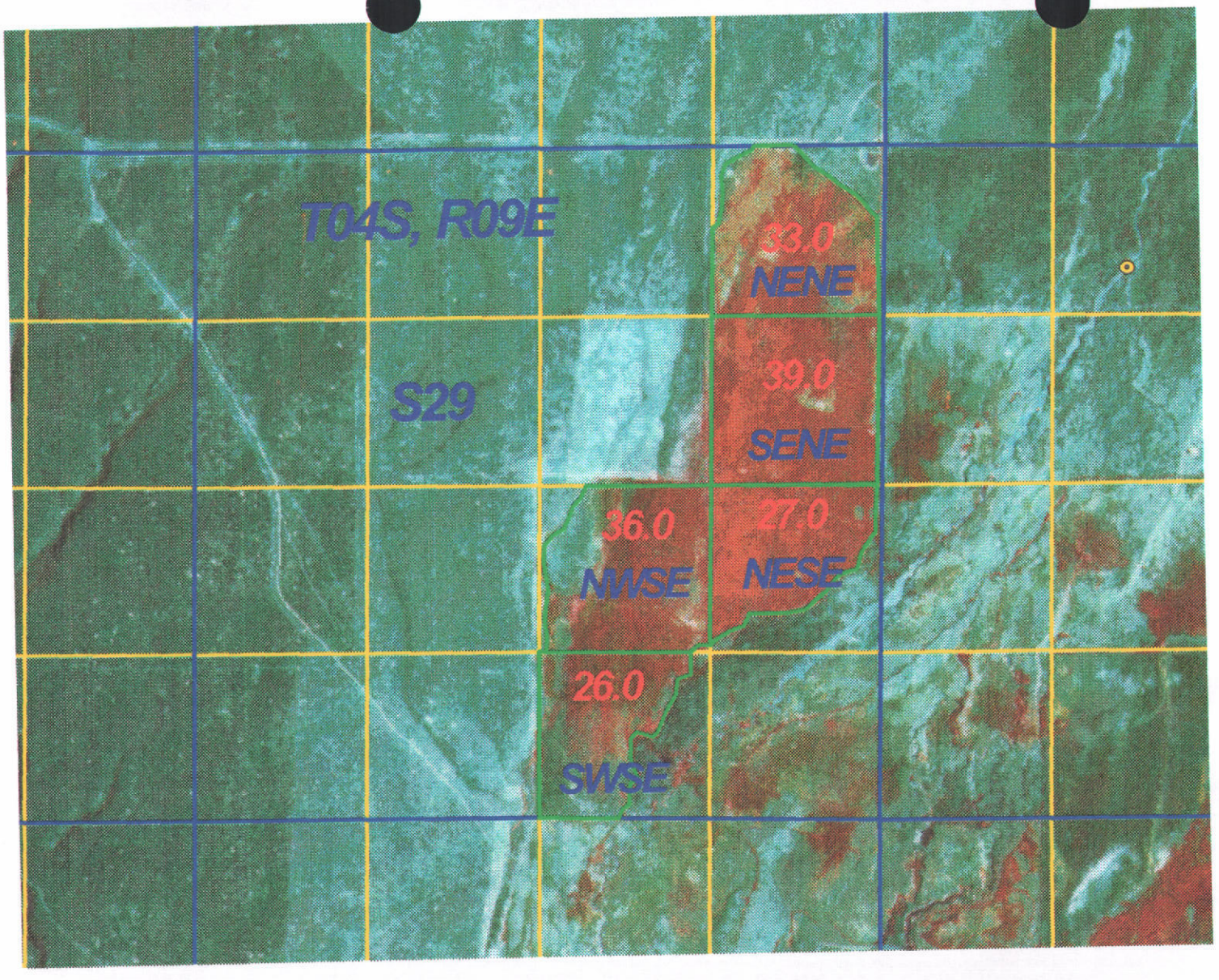
Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Acres Shown: 161
Total Acres: 851

POU

POD

SECTION LINES

1/4 1/4




N
W E
S

1987 NAPP

0 0.25 0.5 0.75 1 Miles

# IDWR
# T04S, R09E

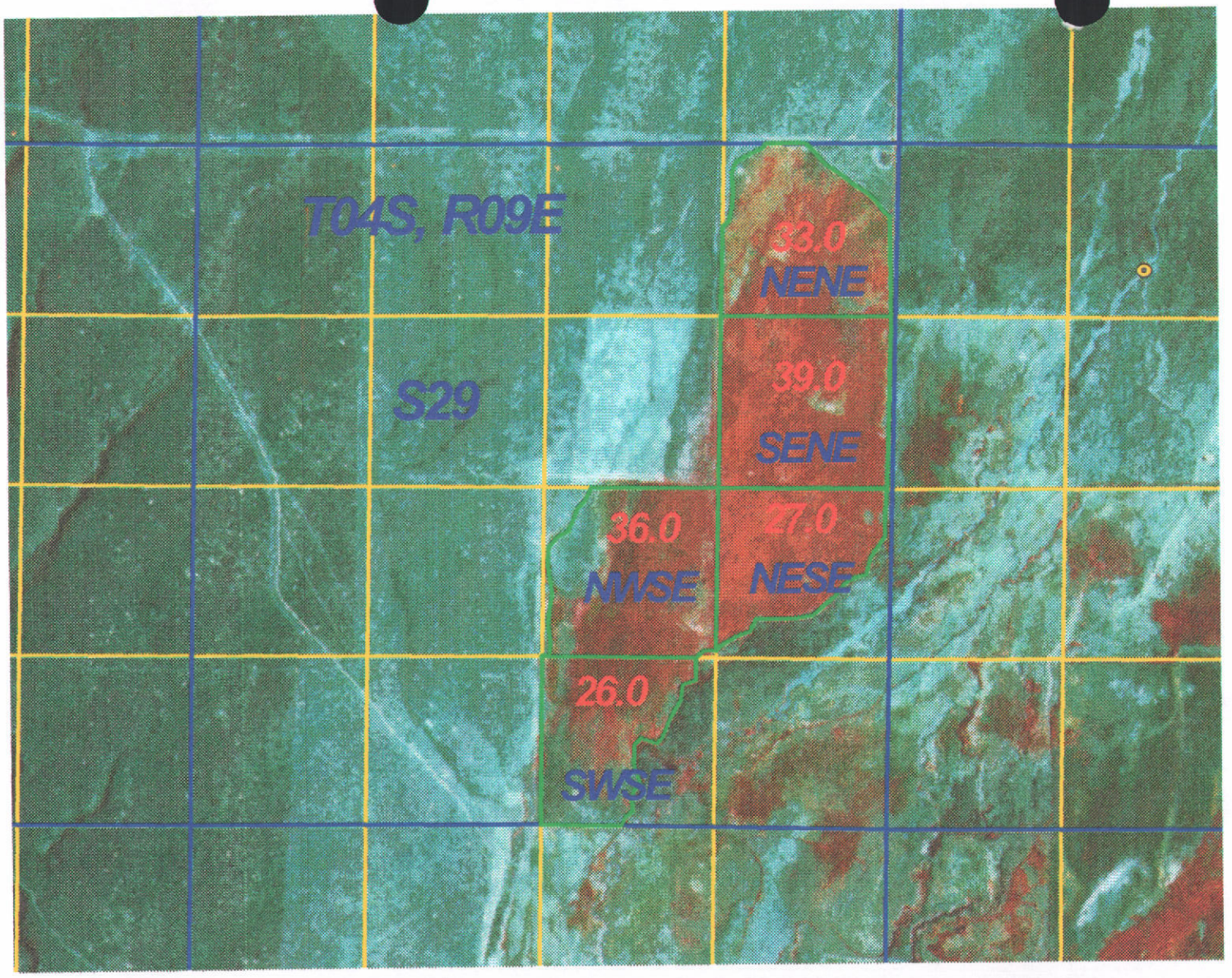
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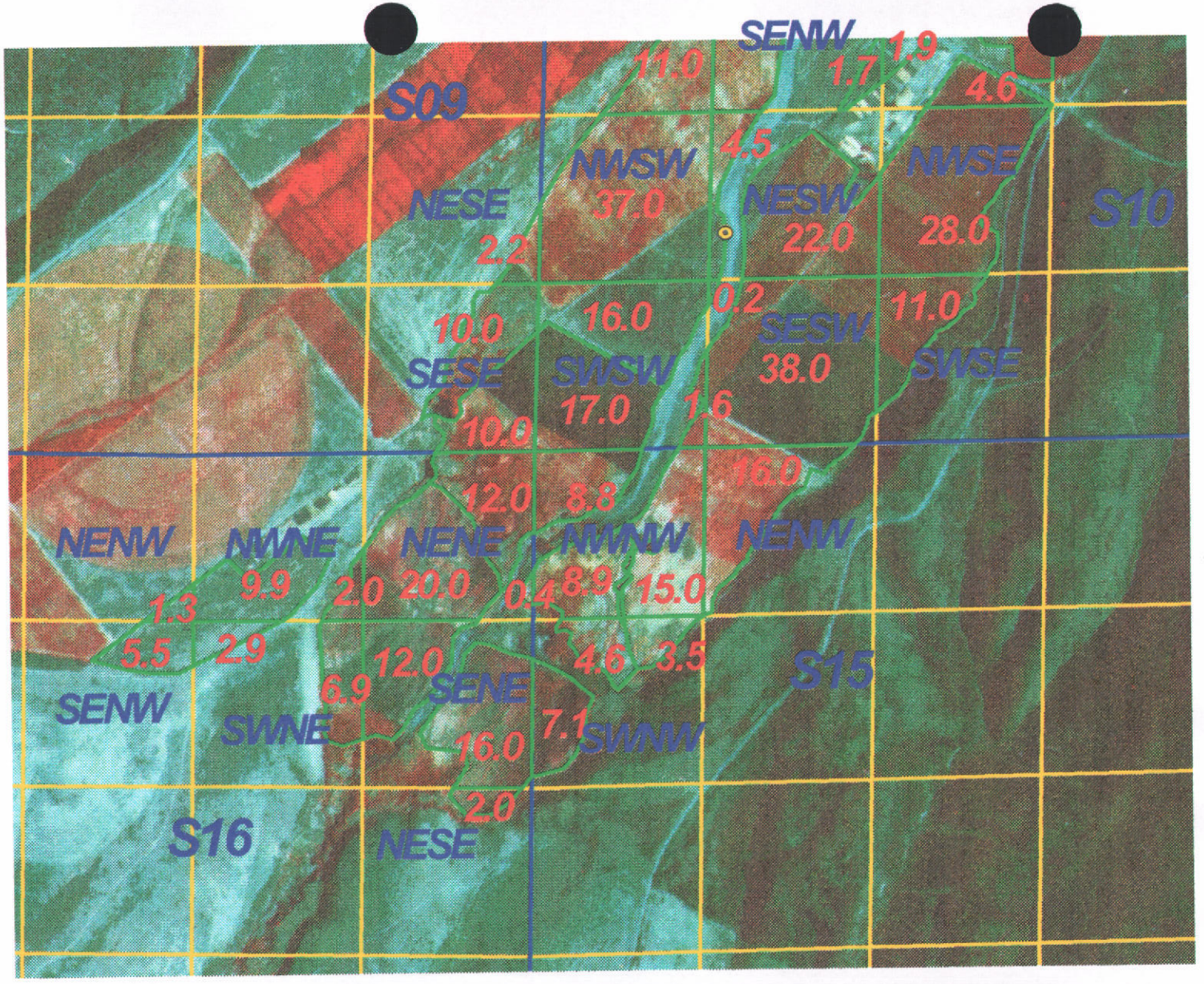
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SECTION LINES

1/4 1/4




1987 NAPP

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E
S

0 0.25 0.5 0.75 1 Miles

# IDWR
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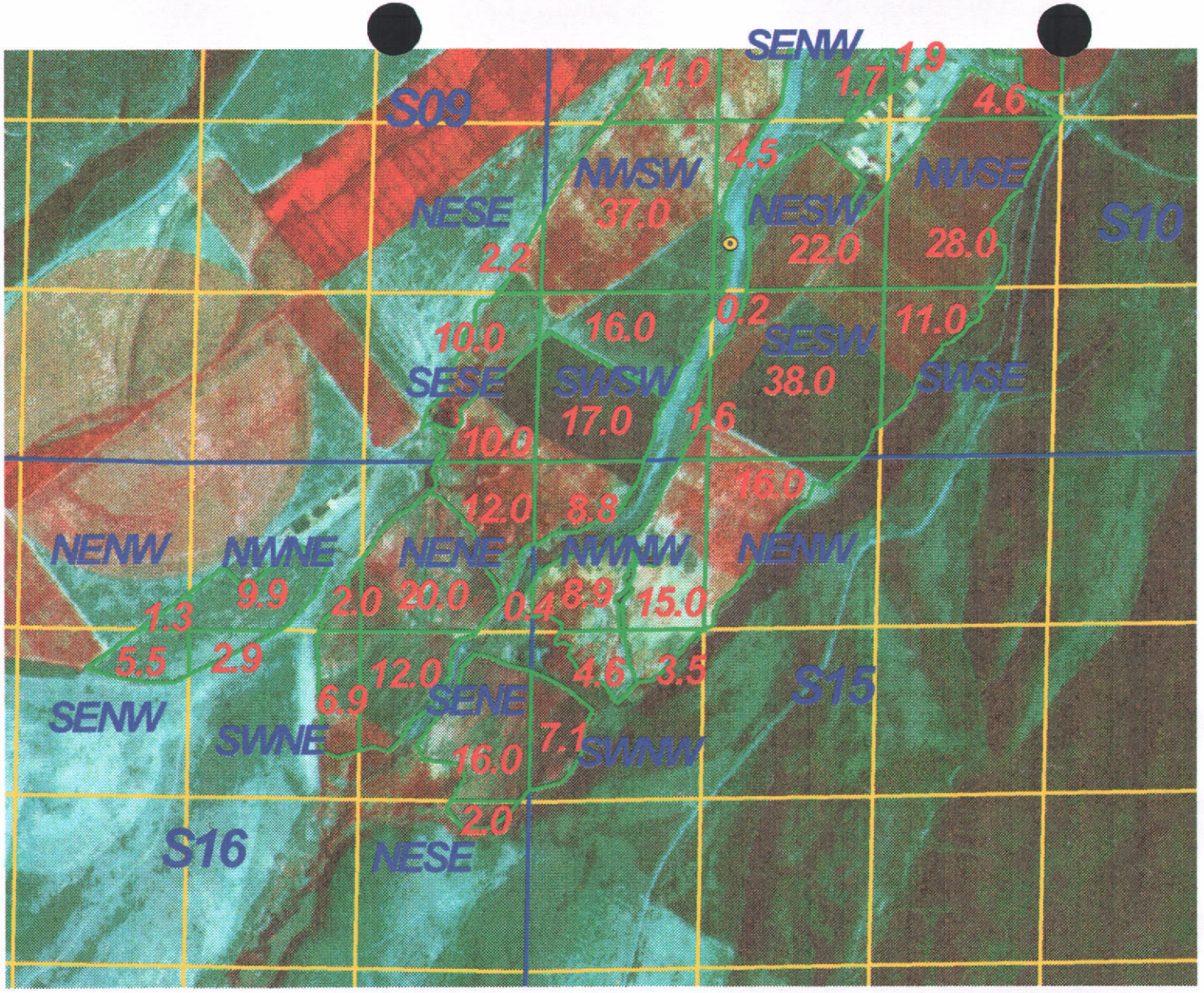
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S

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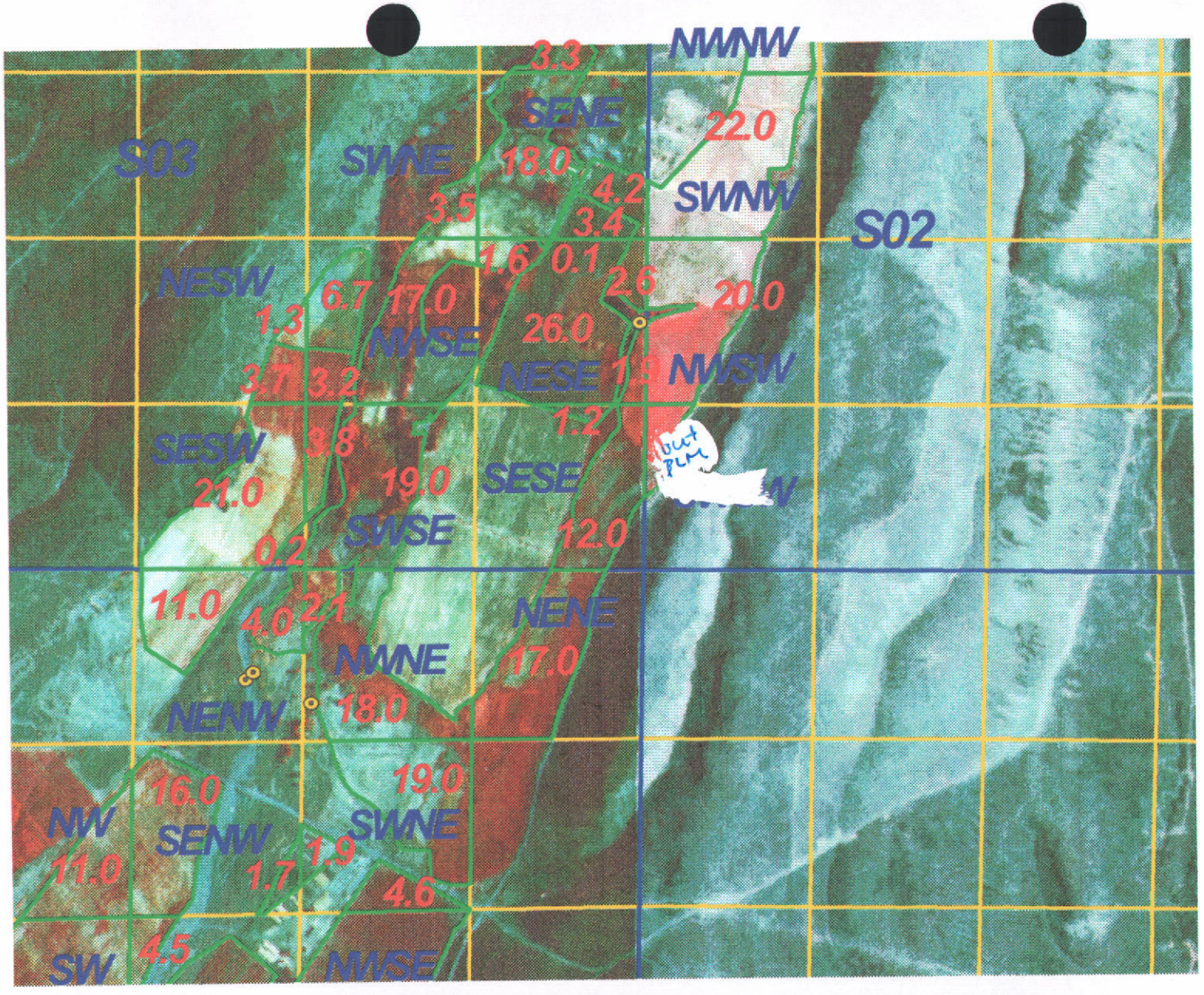
Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
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Total Aces: 851

POU

POD

SECTION LINES

1/4 1/4




1987 NAPP

0 0.25 0.5 0.75 1 Miles

N
W E
S

# IDWR
# T04S, R09E

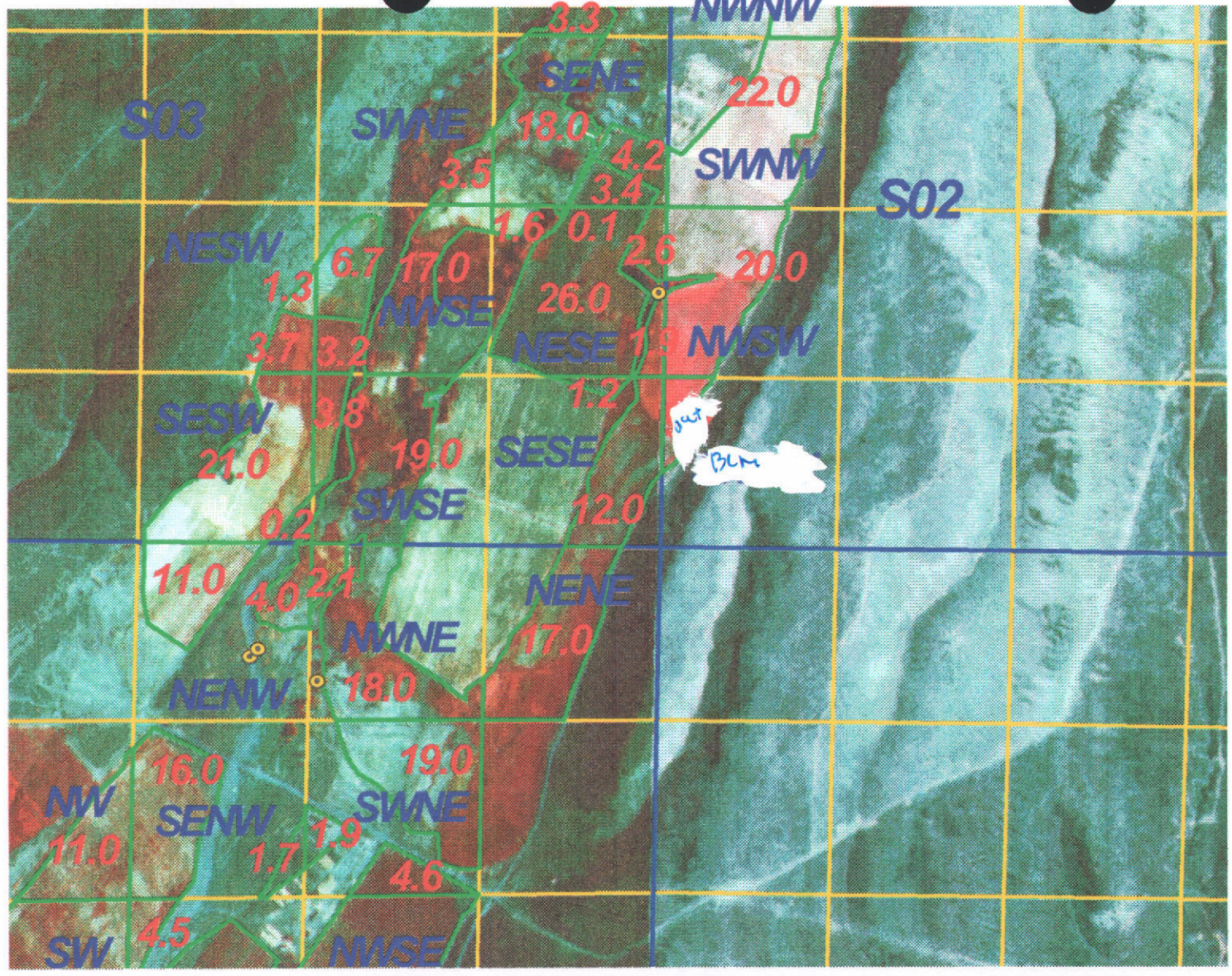
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1987 NAPP

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N
W E
S

# IDWR
# T04S, R09E

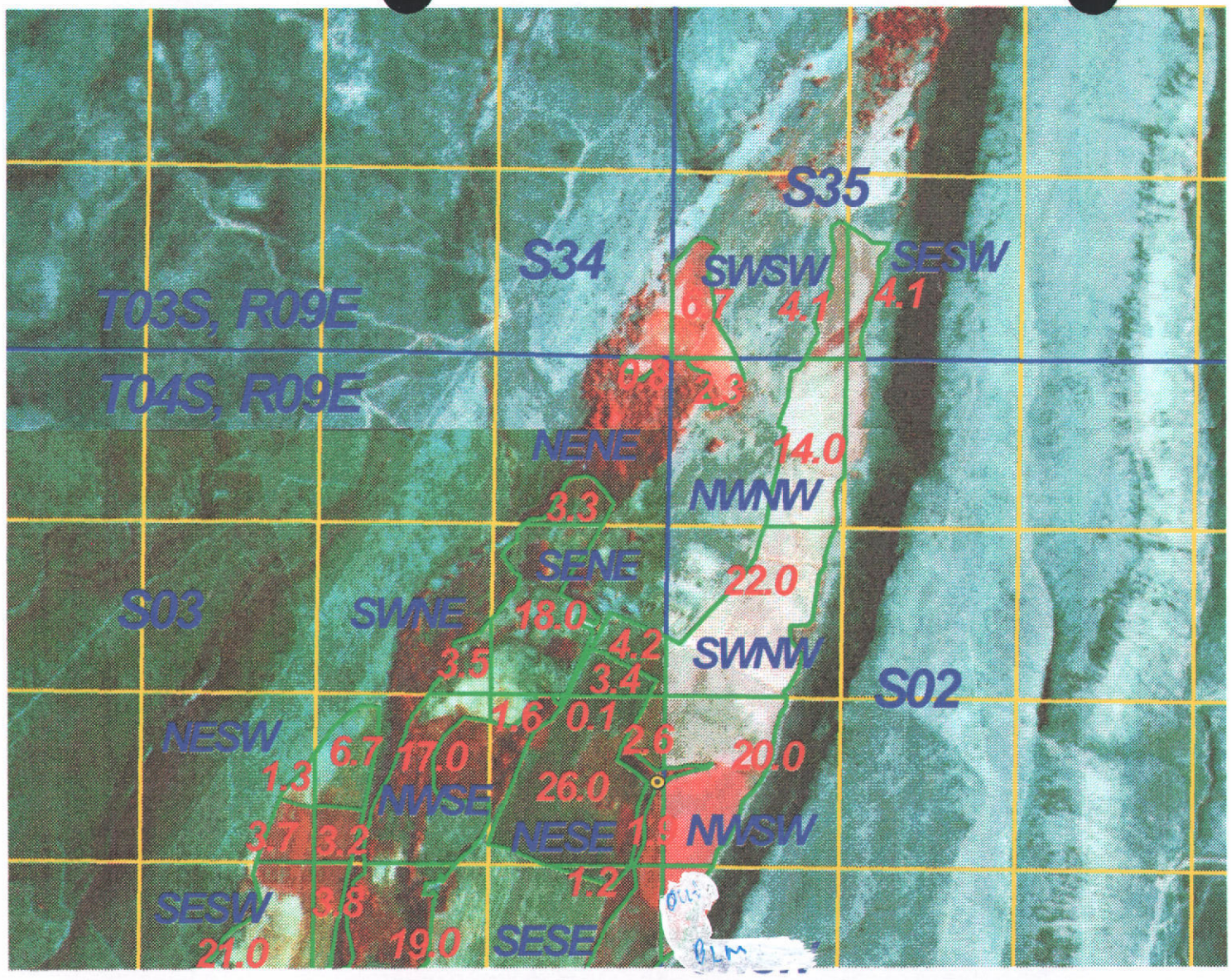
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POU

POD

SECTION LINES

1/4 1/4




1987 NAPP

N
W E
S

0 0.25 0.5 0.75 1 Miles

# IDWR

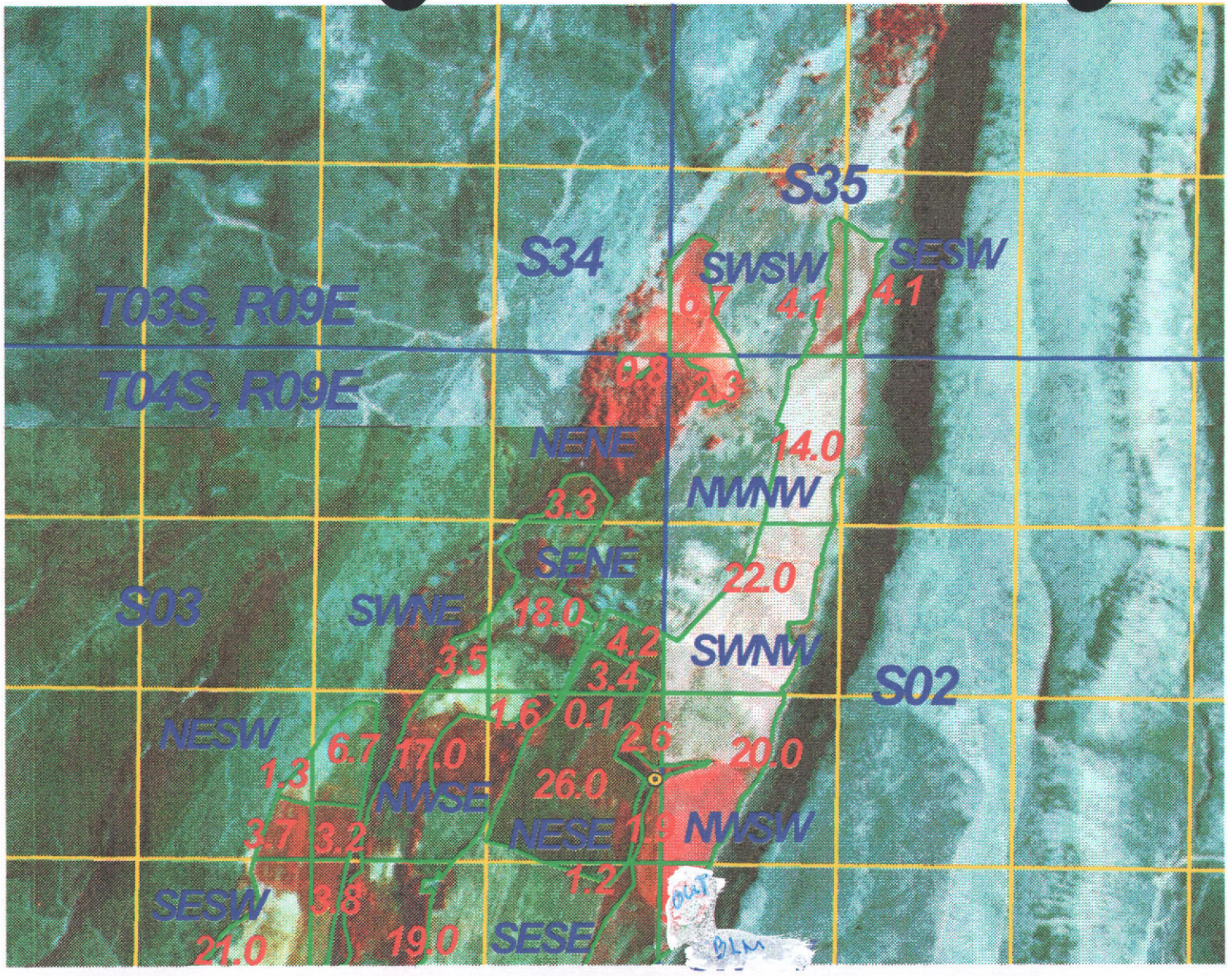
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SECTION LINES

1/4 1/4




1987 NAPP

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W E
S

0 0.25 0.5 0.75 1 Miles

# IDWR

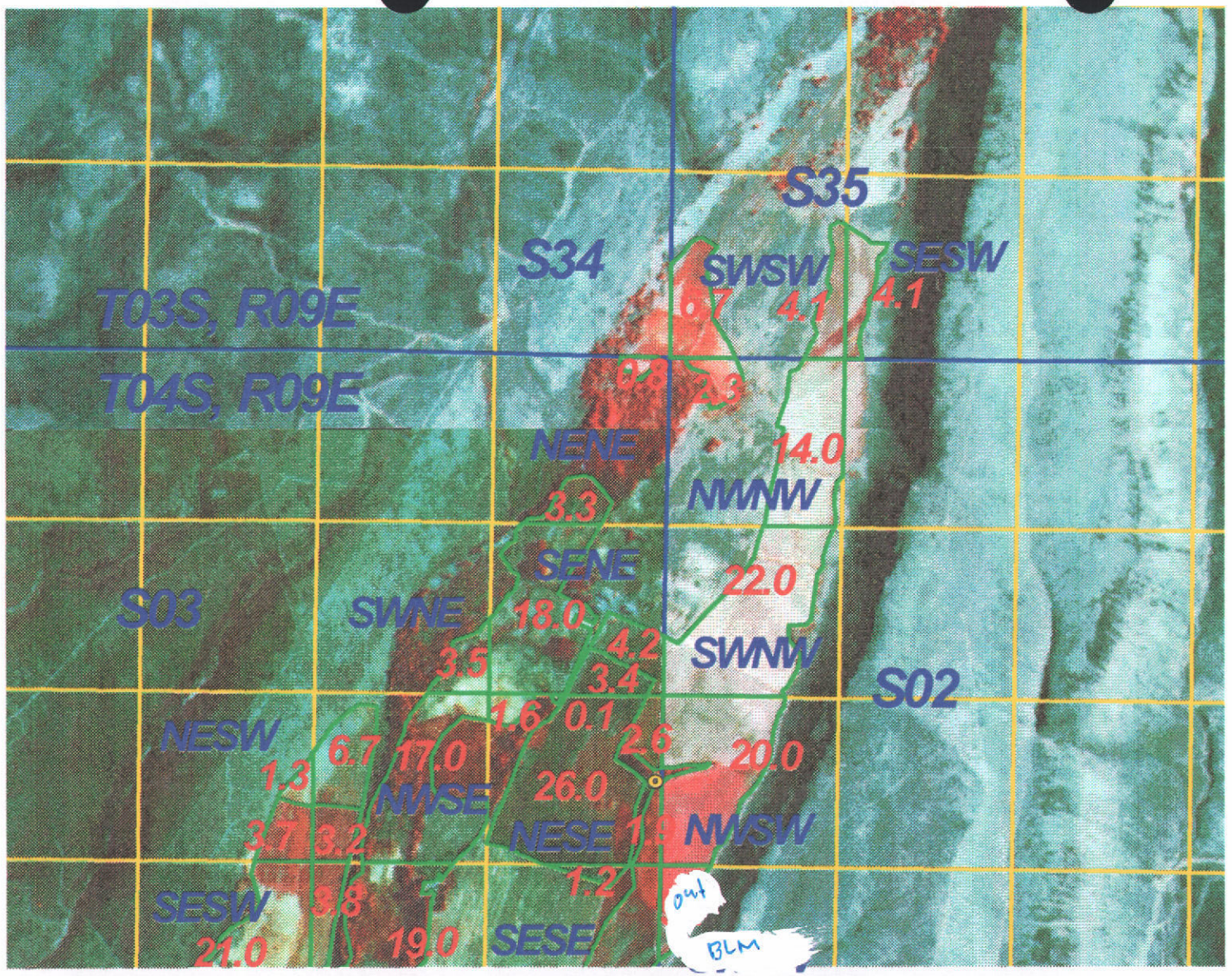
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Prepared by:
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POD

SECTION LINES

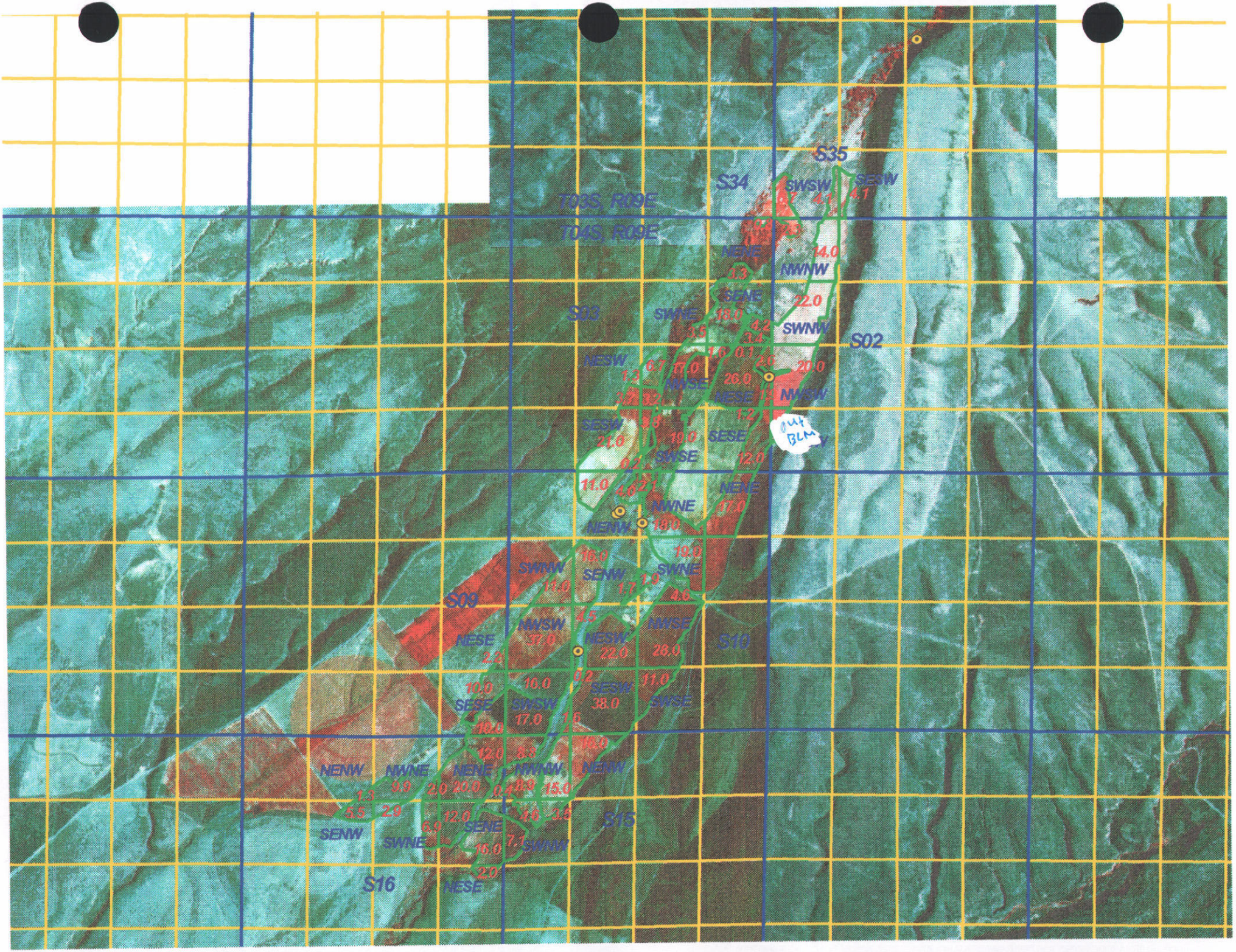
1/4 1/4

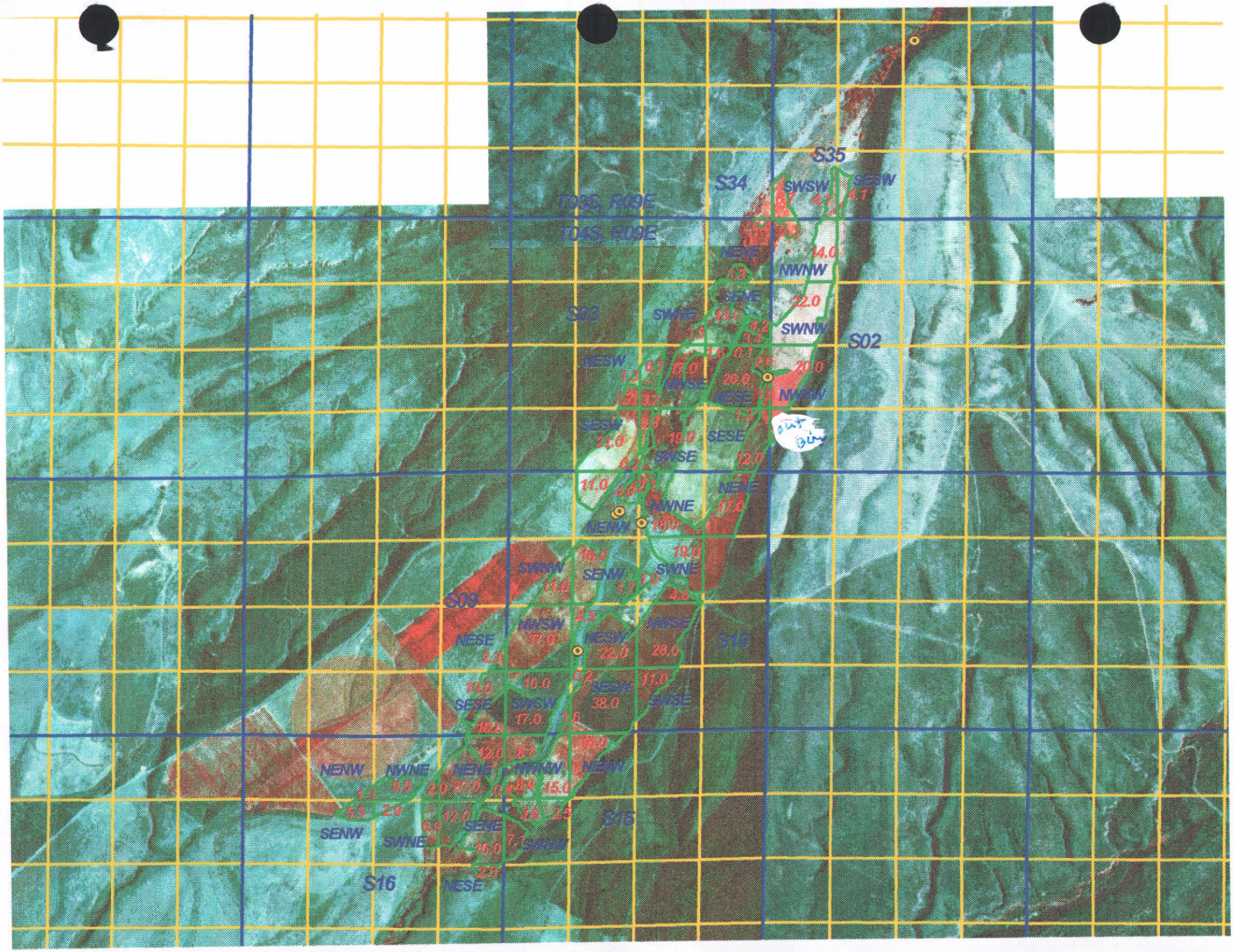


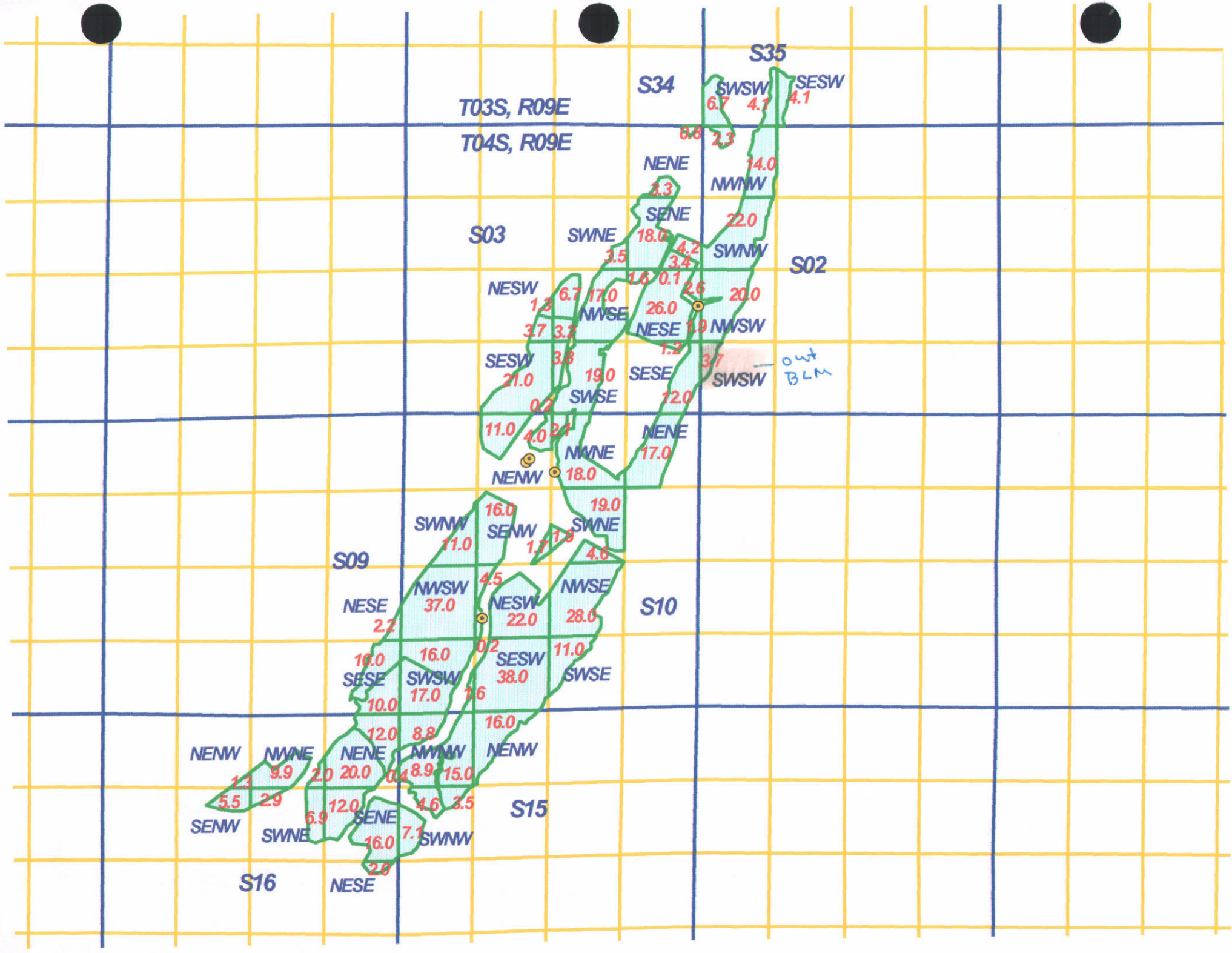

1987 NAPP

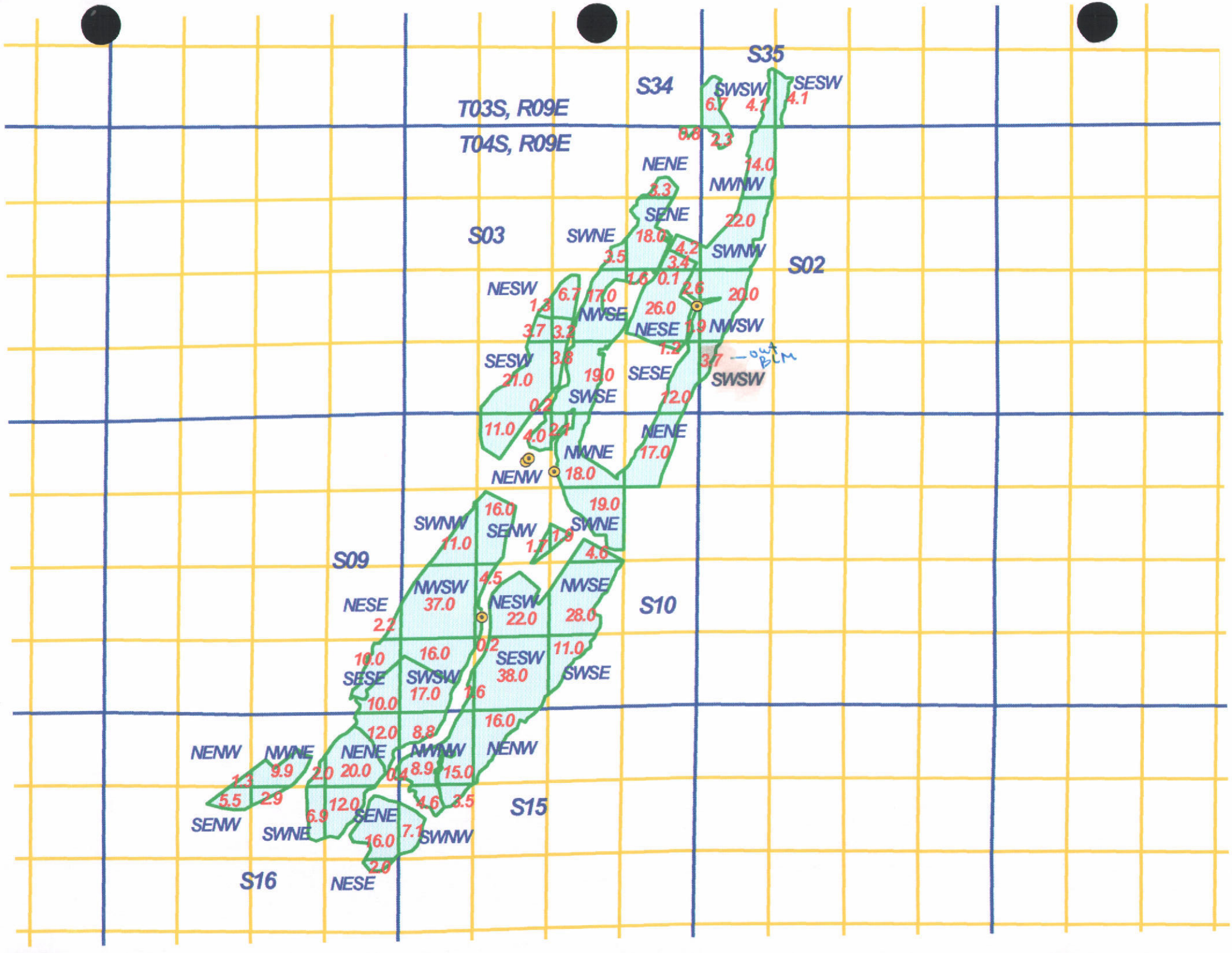
N
W E
S

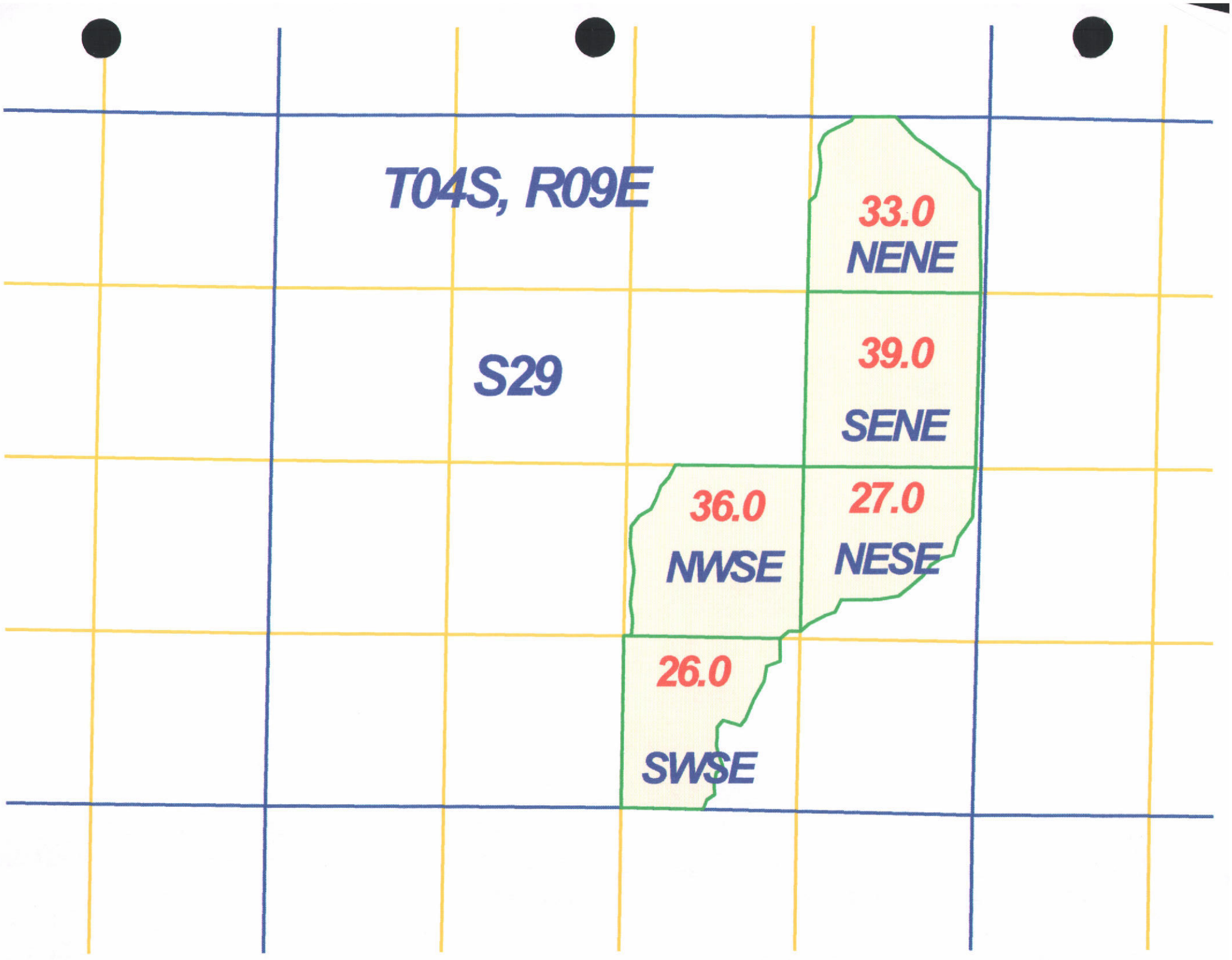
0 0.25 0.5 0.75 1 Miles

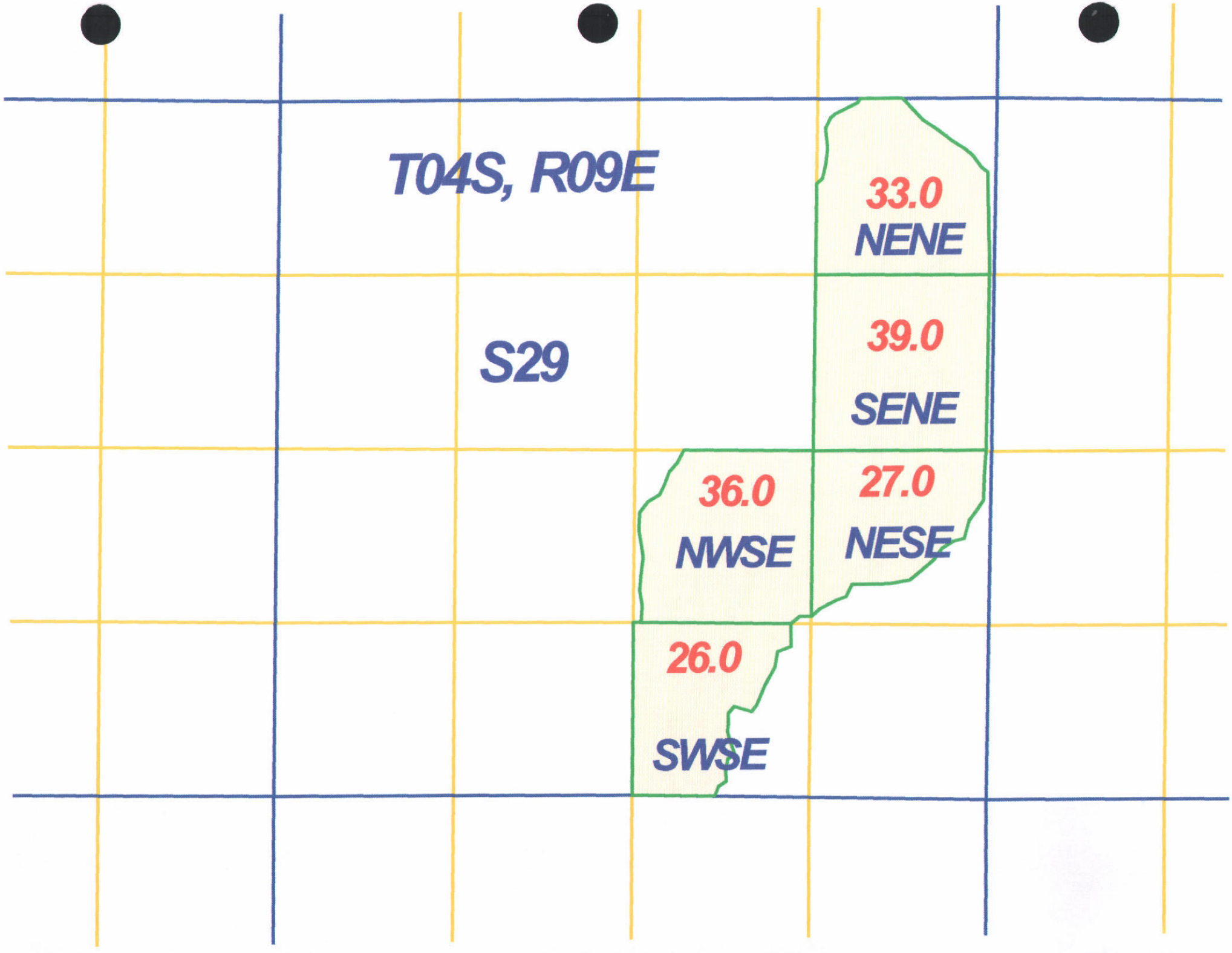

S35
S34
T03S, R09E
T04S, R09E
S03
S02
S09
S10
S15
S16
BLM

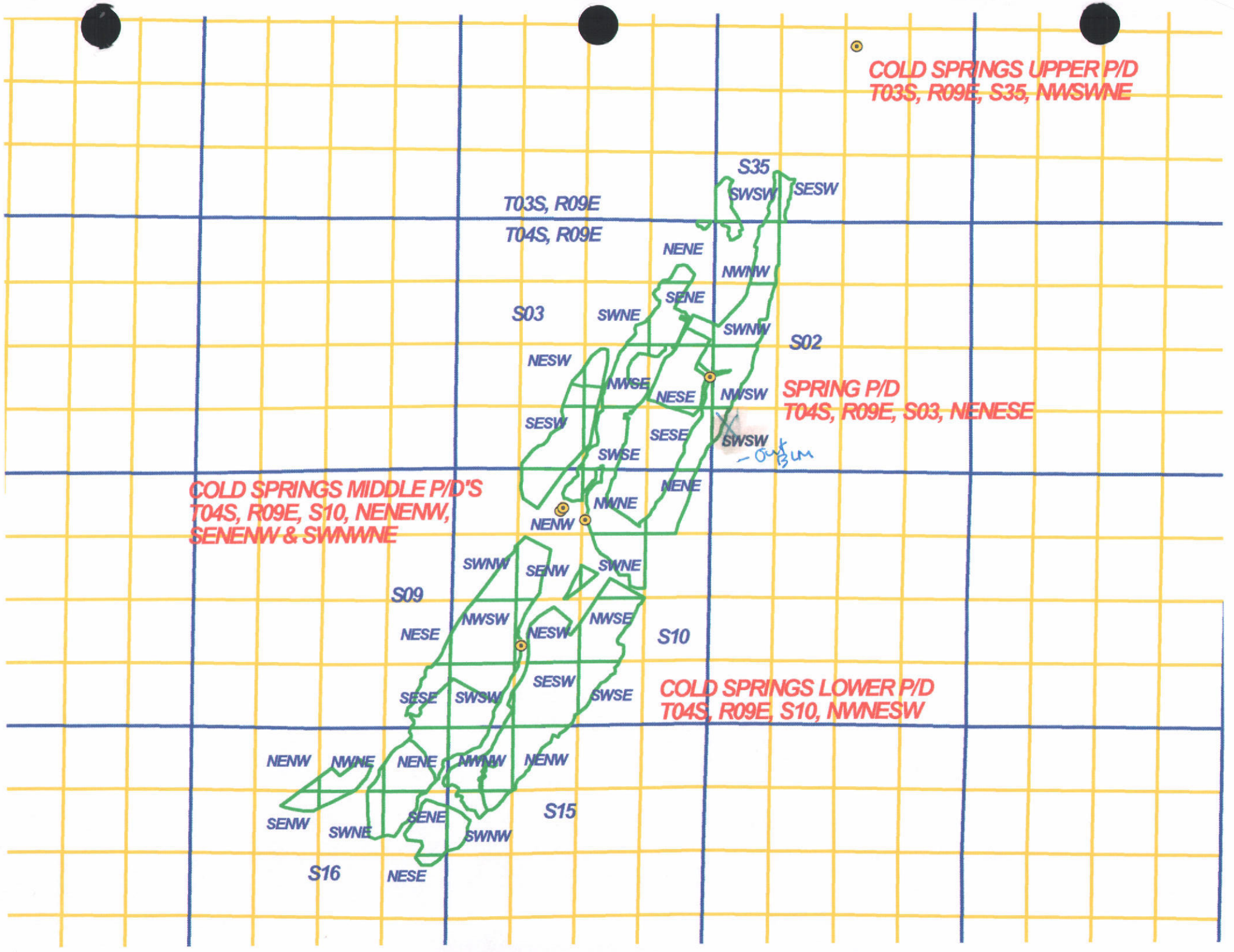

S35
S34
T03S, R09E
T04S, R09E
S03
S02
S09
S10
S15
S16
SWSW
SESW
NESE
NWNW
SESE
SWNE
SWNW
NESW
NWSE
NWSW
SESW
SWSE
NENE
NWNE
NENW
SWNW
SENW
SWNE
NWSW
NESW
NWSE
SESW
SWSE
SESE
SWSW
NENW
NWNE
NENE
NWNW
NENW
SENW
SWNE
SENE
SWNW
NESE

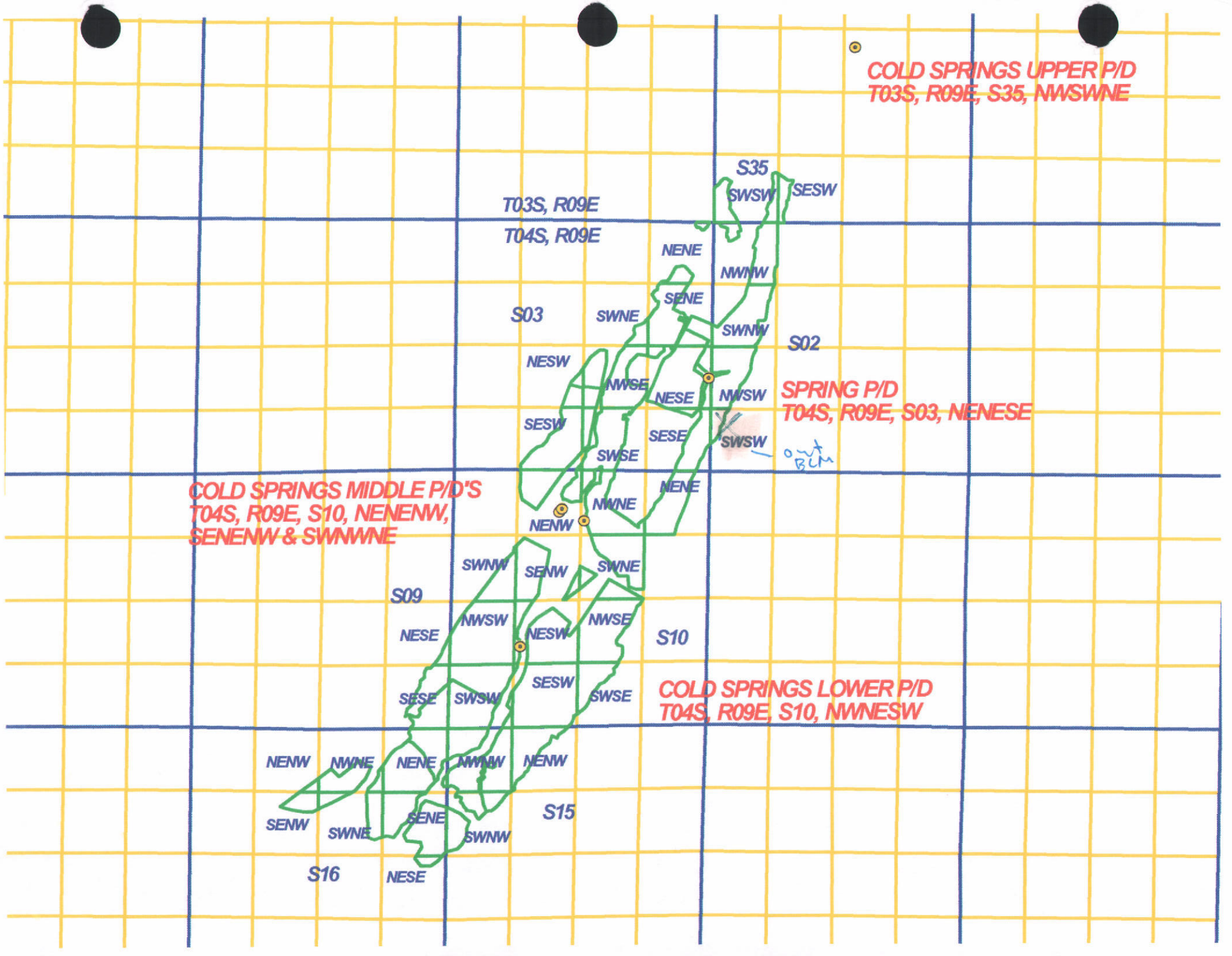

S35
S34
SWSW 6.7
4.1
SESW 4.1
T03S, R09E
T04S, R09E
6.8
2.3
NENE 3.3
14.0
NWNW
SENE 18.0
22.0
S03
SWNE
4.2
SWNW
3.5
3.4
S02
1.6
0.1
2.6
20.0
NESW 1.3
6.7
17.0
NWSE
26.0
3.7
3.2
NESE 1.9
NWSW
1.2
SESW 21.0
3.8
19.0
SESE
3.7
SWSW
out BLM
SWSE
0.2
12.0
11.0
4.0
2.4
NENE 17.0
NWNE
NENW
18.0
19.0
16.0
SWNW 11.0
SENW
1.7
1.9
SWNE
4.6
S09
4.5
NWSW 37.0
NWSE
NESE 2.2
NESW 22.0
28.0
S10
0.2
10.0
16.0
SESW 38.0
11.0
SESE
SWSW 17.0
SWSE
1.6
10.0
16.0
12.0
8.8
NENW
NWNE
NENE
NWNW
NENW
9.9
2.0
20.0
0.4
8.9
15.0
1.3
5.5
2.9
12.0
4.6
3.5
S15
6.9
SENE
7.1
SENW
SWNE
16.0
SWNW
2.0
S16
NESE


S35
S34
T03S, R09E
T04S, R09E
S03
S02
S09
S10
S15
S16
SWSW
SESW
NENE
NWNW
SENE
SWNE
SWNW
NESW
NWSE
NESE
NWSW
SESW
SESE
SWSE
NENW
NWNE
SENW
BLM


T04S, R09E
S29
33.0
NENE
39.0
SENE
36.0
NWSE
27.0
NESE
26.0
SWSE


T04S, R09E
S29
33.0
NENE
39.0
SENE
36.0
NWSE
27.0
NESE
26.0
SWSE


COLD SPRINGS UPPER P/D
T03S, R09E, S35, NWSWNE
S35
SWSW
SESW
T03S, R09E
T04S, R09E
NENE
NWNW
SENE
S03
SWNE
SWNW
S02
NESW
NWSE
NESE
NWSW
SPRING P/D
T04S, R09E, S03, NENESE
SESW
SESE
SWSW
SWSE
NENE
COLD SPRINGS MIDDLE P/D'S
T04S, R09E, S10, NENENW,
SENENW & SWNWNE
NWNE
NENW
SWNW
SENW
SWNE
S09
NESE
NWSW
NESW
NWSE
S10
SESW
SESE
SWSW
SWSE
COLD SPRINGS LOWER P/D
T04S, R09E, S10, NWNESW
NENW
NWNE
NENE
NWNW
NENW
S15
SENW
SWNE
SENE
SWNW
S16
NESE


COLD SPRINGS UPPER P/D
T03S, R09E, S35, NWSWNE
S35
SWSW
SESW
T03S, R09E
T04S, R09E
NENE
NWNW
SENE
S03
SWNE
SWNW
S02
NESW
NWSE
NESE
NWSW
SPRING P/D
T04S, R09E, S03, NENESE
SESW
SESE
SWSW
SWSE
BLM
COLD SPRINGS MIDDLE P/D'S
T04S, R09E, S10, NENENW,
SENENW & SWNWNE
NENE
NWNE
NENW
SWNW
SENW
SWNE
S09
NESE
NWSW
NESW
NWSE
S10
SESW
SESE
SWSW
SWSE
COLD SPRINGS LOWER P/D
T04S, R09E, S10, NWNESW
NENW
NWNE
NENE
NWNW
NENW
S15
SENW
SWNE
SENE
SWNW
S16
NESE

332 337 ~~338~~ 339 364

333-334-335-336 340 343

ORIGINAL DECREED TRACTS US.
CLAIMED DECREED TRACTS

# ATTACHMENT VIII

| Township | Range | Sec | NE¼ NE¼ | NE¼ NW¼ | NE¼ SW¼ | NE¼ SE¼ | NW¼ NE¼ | NW¼ NW¼ | NW¼ SW¼ | NW¼ SE¼ | SW¼ NE¼ | SW¼ NW¼ | SW¼ SW¼ | SW¼ SE¼ | SE¼ NE¼ | SE¼ NW¼ | SE¼ SW¼ | SE¼ SE¼ | TOTALS |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 35 | 9E | 34 | | | | | | | | | | | 40 | | | | | 5 | 5 |
| | | 35 | | | | | | | | | | | | | | | | | 40 |
| 45 | 9E | 2 | | | | | | 40 | 20 | | | 18 | | | | | | | 78 |
| | | 3 | 25 | | 25 | 30 | | | | | 12 | | | 25 | 40 | 30 | 30 | 35 | 252 |
| | | 8 | | 10 | 30 | | | | | | 40 | 20 | 40 | 40 | | 30 | 25 | | 235 |
| | | 9 | 6 | | 40 | 40 | | | | | | | 25 | 40 | 40 | 40 | 40 | 40 | 311 |
| | | 10 | 25 | 40 | ~~30~~ 12 | | 20 | 18 | 40 | 26 | ~~30~~ | ~~40~~ | ~~40~~ | ~~40~~ | | ~~30~~ | ~~10~~ | | 391 |
| | | 15 | | | | | 18 | ~~30~~ | ~~18~~ | | | | | | | | | | 66 |
| | | 16 | 30 | 40 | 10 | ~~38~~ | 40 | 40 | 10 | 10 | | | | | 10 | 15 | | | 240 |
| | | 17 | 35 | 20 | | | 30 | 23 | | | | | | | | | | | 108 |
| | | 29 | 30 | | | 40 | | | | | | | | | 40 | 20 | 40 | | 170 |
| | | | | | | | | | | | | | | | ~~20~~ | | | | |
| | | | | | | | | | | | | | | | | | | | 4896 |

DIVERSION POINTS:

35 9E 35 NESENW

45 9E 10 NENENW

10 SWNESW

16 SENENE

Cold Springs Creek

AUG 11 1988

# ATTACHMENT VI

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 2100 ____ - ____

AGENT RON H. DATE 11-9-94 ____ - ____ ____ - ____

ORIGINAL LK TRACT VS ORIGINAL DECREE TRACTS

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| TRR/COLD SPRING CR | 2100 | 45 | 9E | 9 | 6 | | 18 | 20 | | | | | | | | 20 | 30 | 30 | 40 | 15 | 179 | |
| | | | | 10 | | | | | 20 | 12 | | | | | | | | | | | 32 | |
| | | | | 16 | | 40 | | | 40 | 30 | | | | | | | | | | | 110 | 321 |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

ORIGINAL DECREE TRACTS

340

364

333-334
335-336

NOTE: LK CLAIMED SAME TRACTS / ACRES, ADDED P/D'S.

# ATTACHMENT IV

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 02008 ____ - ____

AGENT Ron H. DATE 11-9-94 ____ - ____ ____ - ____

ORIGINAL LIC TRACT VS ORIGINAL DECREE TRACTS

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| IRR/GOLD SPRNG CR | 2008 | 35 | 9E | 34 | | | | | | | | | | | | 5 | | | | 5 | 5 | |
| | | | | 35 | | | | | | | | | | | 10 | | | | | | 10 | |
| | | 4S | 9E | 2 | | | | | | 5 | 15 | | | 10 | | | | | | | 30 | |
| | | | | 3 | 25 | | 25 | 5 | | | | | | | | | 28 | 17 | 20 | 25 | 145 | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | 9 | | | | | | | | | | | | | 20 | | | 15 | 35 | |
| | | | | 10 | 10 | 18 | 15 | | 10 | | 20 | 34 | | 20 | | | | | | | 127 | |
| | | | | 15 | | | | | | 15 | 10 | | | | | | | | | | 25 | |
| | | | | 16 | 20 | | 20 | 20 | | | | | | | | | 10 | 15 | | | 85 | 462 |

EX TRACTS

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

ORIG. DECREE TRACTS:

- 337
- 340
- 333-335, 334-336
- 364
- 338, 339

NOTE: LIC. CLAIMED SAME TRACTS/ACRES ADDED NEW P/DS... SEE P/D OVERLAP...

III.

# ATTACHMENT III

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61-2008 61-2012

AGENT R Howerton DATE 11-9-94 61-2100 61-2111

ORIGINAL LIC. OVERLAP PLUS GW, OVERLAP- ORIGINALS

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| IRR COLD | | 3S | 9E | 34 | | | | | | | | | | | | | | | | 5 | 5 | |
| SPRING CR. | | | | 35 | | | | | | | | | | | 10 | | | | | | 10 | |
| | | | | 2 | | | | | | 5 | 15 | | | 10 | | | | | | | 30 | |
| | | | | 3 | 25 | | 25 | 5 | | | | | | | | | 28 | 17 | 20 | 25 | 145 | |
| | | | | 8 | | 40 | 40 | | | | | | 40 | 40 | 40 | 40 | | 40 | 39.5 | | 319.5 | |
| | | | | 9 | 6 | | 18 | | 20 | | | | | | | 20 | 20 | 30 | 40 | 15 | 179 | |
| | | | | 10 | 10 | 18 | 15 | | 10 | 12 | 20 | 34 | | 20 | | | | | | | 149 | |
| | | | | 15 | | | | | | 15 | 10 | | | | | | | | | | 25 | |
| | | | | 16 | 20 | 40 | 20 | 20 | 40 | 30 | | | 10 | 15 | | | | | | | 195 | |
| | | | | 29 | 40 | | | 40 | | | | | | | | | 40 | 20 | 20 | | 180 | 1237.5 |
| | | | | | | | | | | | | | | | | | | | | | | TOTAL FOR COLD SPRING CREEK |
| | | | | | | | | | | | | | | | | | | | | | | |

☒ GROUNDWATER: 61-02095 X=(SAME ACRES)

☐ GROUNDWATER: 61-2199 61-2209

II

# ATTACHMENT II

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 2008 61 - 2012

AGENT Ron H DATE 11-7-94 - 2100 - 2111

P/D OVERLAP & LIC. VS. CLAIMED

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| COLD SPRING CR | 2008 | 35 | 9E | 35 | | | | | | | | C | | L | | | | | | | | |
| Proof Subm. 4-25-1913 | | 45 | 9E | 3 | | | | | | | | | | | | | | | L | | | |
| CHANGE | | | | 10 | | L | | | C | | | | C | | | | | | | | | |
| | | | | 16 | C | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| COLD SPRING CR | 2012 | 45 | 9E | 16 | | | | | | | | | | | | | | | L C | | | |
| Proof Subm 3-15-1913 | | | | | | | | | | | | | | | | | | | | | | |
| NO CHG. | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| COLD SPRING CR | 2100 | 35 | 9E | 35 | | | | | | | | C | | L | | | | | | | | |
| PROOF Subm. 01-23-1958 | | 45 | 9E | 10 | | | | | C | | | | C | | | | | | | | | |
| CHANGE | | | | 16 | C | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| COLD SPRING CR | 2111 | 35 | 9E | 35 | | | | | | | | C | | L | | | | | | | | |
| PROOF Subm. 12-22-1970 | | | | 10 | | | | | C | | | | C | | | | | | | | | |
| CHANGE | | | | 16 | C | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

DECREED RTS: ALL HAVE THE SAME P/D'S CLAIMED AS ABOVE.

McGREW'S COLD SPRING CREEK RIGHTS

ATTACHMENT I
LICENSE VS DECREE TABLE

FIELD EXAMINER: RON HOWERTON
FX DATE:
DECREE 61-E
DATE OF COMMENCEMENT:
DATE OF DECREE: 10 MAY 1899

DATE PREPARED: 11-04-94

| RIGHTS | DECREE DATE | PROOF DATE | D/L DOP | R DOP | ACRES | CFS |
|---|---|---|---|---|---|---|
| 61-00332 | | N/A | D=5/18/1875 | NC | 136 | 2.72 |
| -00333 | | N/A | D=5/1/1885 | NC | 27 | .54 |
| -00334 | | N/A | D=5/1/1886 | NC | 25 | .5 |
| -00335 | | N/A | D=5/1/1889 | NC | 24 | .48 |
| -00336 | | N/A | D=5/1/1895 | NC | 40 | .8 |
| -00337 | | N/A | D=12/1/1895 | NC | 120 | 2.4 |
| -00338 | | N/A | D=6/30/1870 | NC | 92 | 1.84 |
| -00339 | | N/A | D=5/1/1875 | NC | 75 | 1.5 |
| -00340 | | N/A | D=6/30/1887 | NC | 25 | .5 |
| -00343 | | N/A | D=6/30/1887 | NC | 30 | .6 |
| -00364 | | N/A | D=5/1/1887 | NC | 6 | .12 |
| -02008 | N/A | 4/25/1911 | L=2/26/1908 | NC | 462 | 9.24 |
| ~~-02012~~ | ~~N/A~~ | ~~5/15/1911~~ | ~~L=1/5/1909~~ | ~~NC~~ | ~~100~~ | ~~2~~ |
| ~~-02100~~ | ~~N/A~~ | ~~3/22/1958~~ | ~~L=9/21/1953~~ | ~~NC~~ | ~~271(321)L~~ | ~~5.42~~ |
| ~~-02111~~ | ~~N/A~~ | ~~12/22/1970~~ | ~~L=7/5/1955~~ | ~~NC~~ | ~~51(499.5)L~~ | ~~1.02~~ |
| ~~-07393~~ | ~~N/A~~ | ~~APP-PROTEST~~ | ~~N/A~~ | ~~N/A~~ | ~~N/A~~ | ~~N/A~~ |

POU CONVERTED TO APPLIED RTS.
NOT NEEDED

ADDITIONAL ATTACHMENTS:

II. Original P/D Vs Claimed
III. Original Cold Spring Creek Lic. Vs. Original GW overlap
IV.-VII. Orig. Lic. tracts Vs. Orig. Decree tracts
VIII. Orig. Cold Spring Creek Decreed tracts Vs. Claimed Decreed Tracts.

XI.

That defendant A. T. Babb be and is hereby awarded the use of the waters of ~~Said~~ Cold Spring Creek, in each year, to wit:

0343 Thirty (30) inches dating from June 30th, 1888.

Said water to be measured at the point or points of diversion thereof from the channel of said stream, in a box or boxes, headgate or headgates, constructed for measuring water under a four inch pressure or its equivalent in second feet, and said water to be measured at said point or points under a four inch pressure or its equivalent in second feet.

XII.

That defehdant D, M. Keys be and is hereby awarded the use of the amount of waters of said Cold Spring Creek, in each year, to wit:

0344 One hundred anf fifty (150) inches dating from May 1st, 1893.

Said water to be measured at the point or points of diversion thereof from the channel of said stream, in a box or boxes,headgate or headgates, constructed for measuring water under a four inch pressure or its equivalent in second feet; and said water to be measured at the point or points of diversion under a four inch pressure, or its equivalent in second feet. Said water to be used upon his placer mining claim known as the "Cold Spring placer Claim".

XIII.

That defendant Thomas R. Stevenson be and is hereby awarded the use of the waters of said Cold Spring Creek, in each year, to wit:

0345 (a). For Schwartz Tract twenty-five (25) inches dated from June 30th, 1879,

346 (b). For Stevenson Desert Entry, thirty-five (35) inches dating from May 1st, 1885.

61 0339 five inches dating from May 1st, 1875. Said water to be measured at the point or points of diversion thereof from the channel of said stream in a box or boxes, headgate or headgates constructed for measuring water under a four inch pressure, or its equivalent in second feet, and said water to be measured at the point or points of diversion under a four inch pressure or its equivalent in second feet.

IX.

61 0340 That the defendant John C. Levere be and is hereby awarded the use of the waters of of said Cold Spring Creek in each year, to wit: Twenty-five (25) inches dating from June 30th, 1887; and six (6) inches dating from May 1st, 1887.

0364 Said water to be measured at the point or points of diversion thereof from said channel of said stream in a box or boxes, headgate or headgates, constructed for the measuring of water under a four inch pressure or its equivalent in second feet, and said water to be measured at said point or points of diversion, under a four inch pressure or its equivalent in second feet.

X.

That defendants J. J. ~~McGinness~~ and Ida McGinness be and are hereby awarded the use of the amount of waters of Cold Spring Creek, in each year, to wit:

61 0341 Sixty-one inches dating from ~~June 30th~~ May 7th, 1887. ~~Said water to be~~
61 0342 fifty-nine (59) inches dating from June 30th, 1887. Said water to be measured at the point or points of diversion thereof from the channel of said stream, in a box or boxes, headgate or headgates constructed for measuring water under a four inch pressure or ite equivalent in second feet, and said water to be measured at said point or points of diversion under a four inch pressure or its equivalent in second feet

Cold Spring Cr.

point or points of diversion thereof from the channel of said stream in a box or boxes, headgate or headgates, under a four inch pressure, or its equivalent in second feet, and said water to be measured at said point or points of diversion under a four inch pressure or its equivalent in second feet.

VII.

That the defendant J. B. Stanfield be and is hereby awarded the use of the waters of said Cold Spring Creek, in each year, to wit:

61 0332 (a). For Cold Spring Ranch, one hundred and thirty-six (136) inches dating from May 18, 1875, which includes the water flowing from the Spring.

61 0333 (b). For the Stanfield-McAnulty Tract, twenty-seven (27) inches dating from May 1st, 1885; twenty-five (25) inches dating from May 1st, 1886; twenty (20) inches dating from May 1st, 1889 and forty (40) inches dating from May 1st, 1895

61 0334

61 0335

61 0336

61 0337 (c). For the Stanfield Desert Claim, one hundred and twenty (120) inches dating from December 1st, 1895.

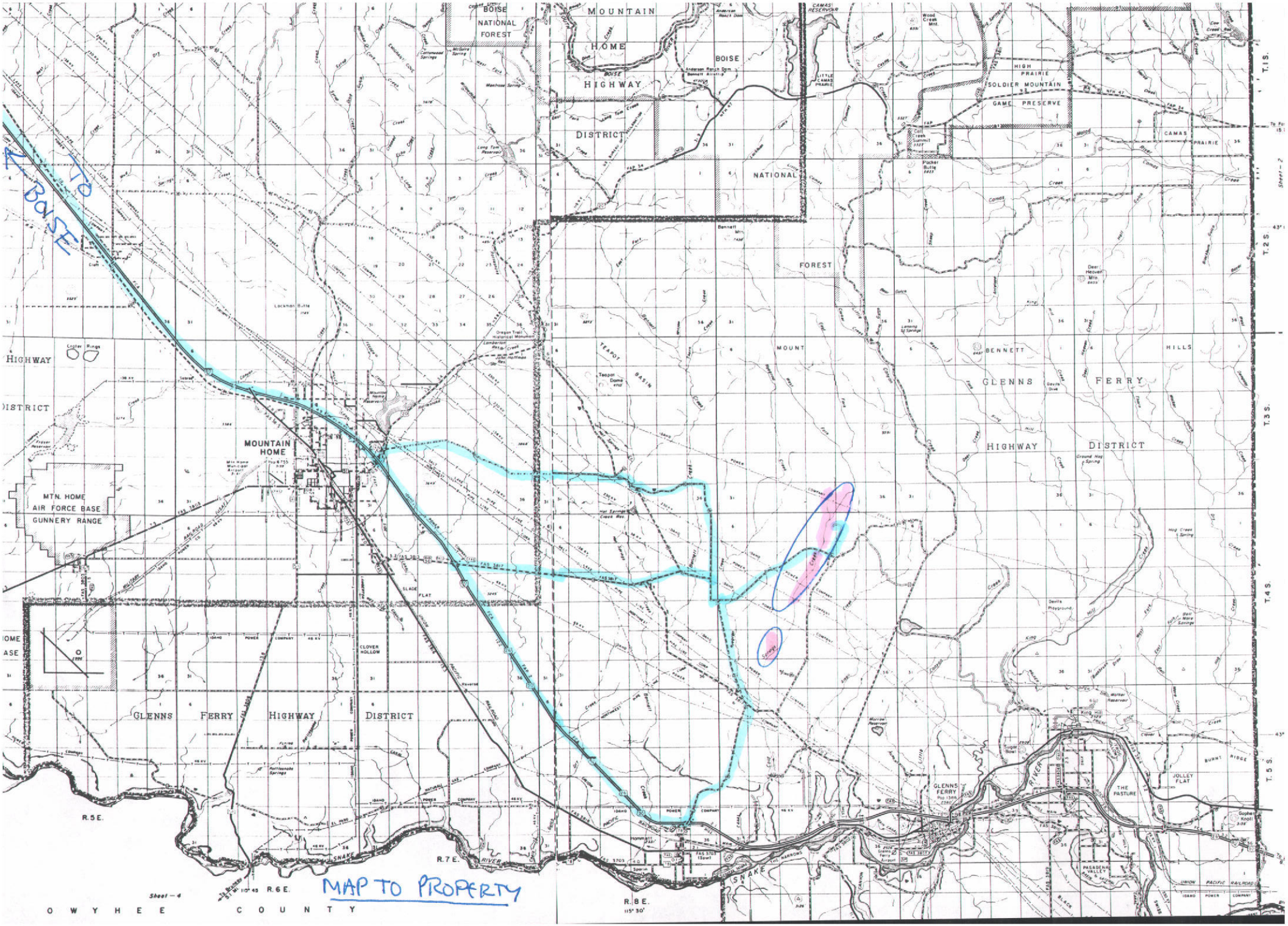
All of said water awarded to said defendant to be measured at the point or points of diversion thereof from said stream, in a box or boxes, headgate or headgates, constructed for measuring water at a four inch pressure or its equivalent in second feet, and said water to be measured at said point or points of diversion, under a four inch pressure or its equivalent in second feet.

VIII.

Gordy 5

That the defendants Elizabeth Walker, Charles H. Walker, Paul H. Walker, Victor Walker, Eugene Walker and May Epperson and Gilbert Walker, heirs at law of Charles H. Walker, be and are hereby awarded the use of the waters of said Cold Spring Creek, in each year, to wit: Ninety-two (92) inches dating from June 30th, 1870; seventy-

61 0338

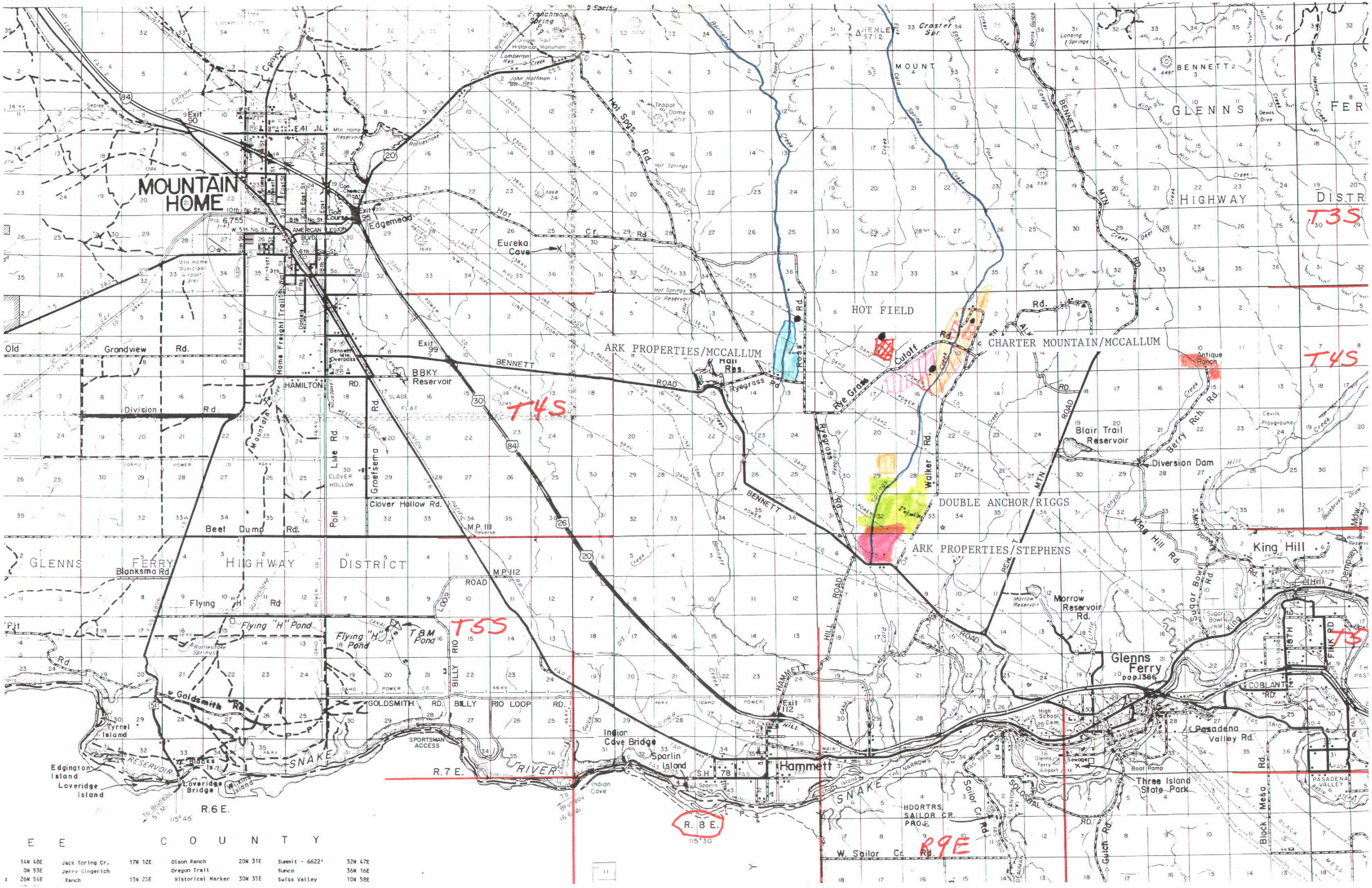

To Base
BOISE NATIONAL FOREST
MOUNTAIN HOME
BOISE HIGHWAY DISTRICT
NATIONAL FOREST
HIGH PRAIRIE
SOLDIER MOUNTAIN GAME PRESERVE
CAMAS PRAIRIE
MOUNTAIN HOME
MTN. HOME AIR FORCE BASE GUNNERY RANGE
GLENNS FERRY HIGHWAY DISTRICT
BENNETT HILLS
GLENNS FERRY
HIGHWAY DISTRICT
CLOVER HOLLOW
SLADE FLAT
THE PASTURE
JOLLEY FLAT
BURNT RIDGE
SNAKE RIVER
T.1S.
T.2S.
T.3S.
T.4S.
T.5S.
R.5E.
R.6E.
R.7E.
R.8E.
MAP TO PROPERTY
OWYHEE COUNTY




5 1497


5 14 '97


5 1997


MOUNTAIN HOME
Pop 6,755
Glenns Ferry
Pop. 1386
Hammett
King Hill
HOT FIELD
CHARTER MOUNTAIN/MCCALLUM
ARK PROPERTIES/MCCALLUM
DOUBLE ANCHOR/RIGGS
ARK PROPERTIES/STEPHENS
T3S
T4S
T5S
R9E
R. 8 E.
R. 7 E.
R.6E.
GLENNS FERRY HIGHWAY DISTRICT
Antique Ranch
Blair Trail Reservoir
Diversion Dam
Three Island State Park
Indian Cove Bridge
Sparlin Island
SNAKE RIVER
RESERVOIR
Loveridge Bridge
Edgington Island
Loveridge Island
Eureka Cave
BBKY Reservoir
Hot Spgs. Rd.
Ryegrass Rd
Walker Rd.
Bennett Rd.
Grandview Rd.
Division Rd.
Clover Hollow Rd.
Beet Dump Rd.
Billy Rio Loop Rd.
Goldsmith Rd.
Flying "H" Pond
T&M Pond
Exit 90
Exit 95
Exit 99
Exit 112
ELMORE COUNTY

3

4

5

6

7

Fx 5/14/97
ADDITIONAL
COLD SPRINGS
POU
FOUND

WELL B

WELL A

2 PLUS WELL

COLD SPRINGS CREEK

DITCH

DITCH

DITCH

DITCH

DITCH

DITCH

ROAD

NWNE

NENW

SWNE

SWNW

NWSE

CLAIM A61-02095 INIT RCh

| T. | R. | S. | Q/Q |
|---|---|---|---|
| P/D 4S | 9E | 10 | NWNW |

SCALE 1" = 1000 FT

PHOTO ID. ASCS DATE 1987

CLAIM A61-02209 A61-02199 INIT RCh

| T. | R. | S. | Q/Q |
|---|---|---|---|
| P/D 4S | 9E | 10 | SWNE |

SCALE 1" = 1000 FT

PHOTO ID. ASCS DATE 1987

WELL B

WELL A

WELL 0 LIT 0% 1988 TWKT

1985 CWKT

1985 CWKT

1985 CWKT

1988 CWKT

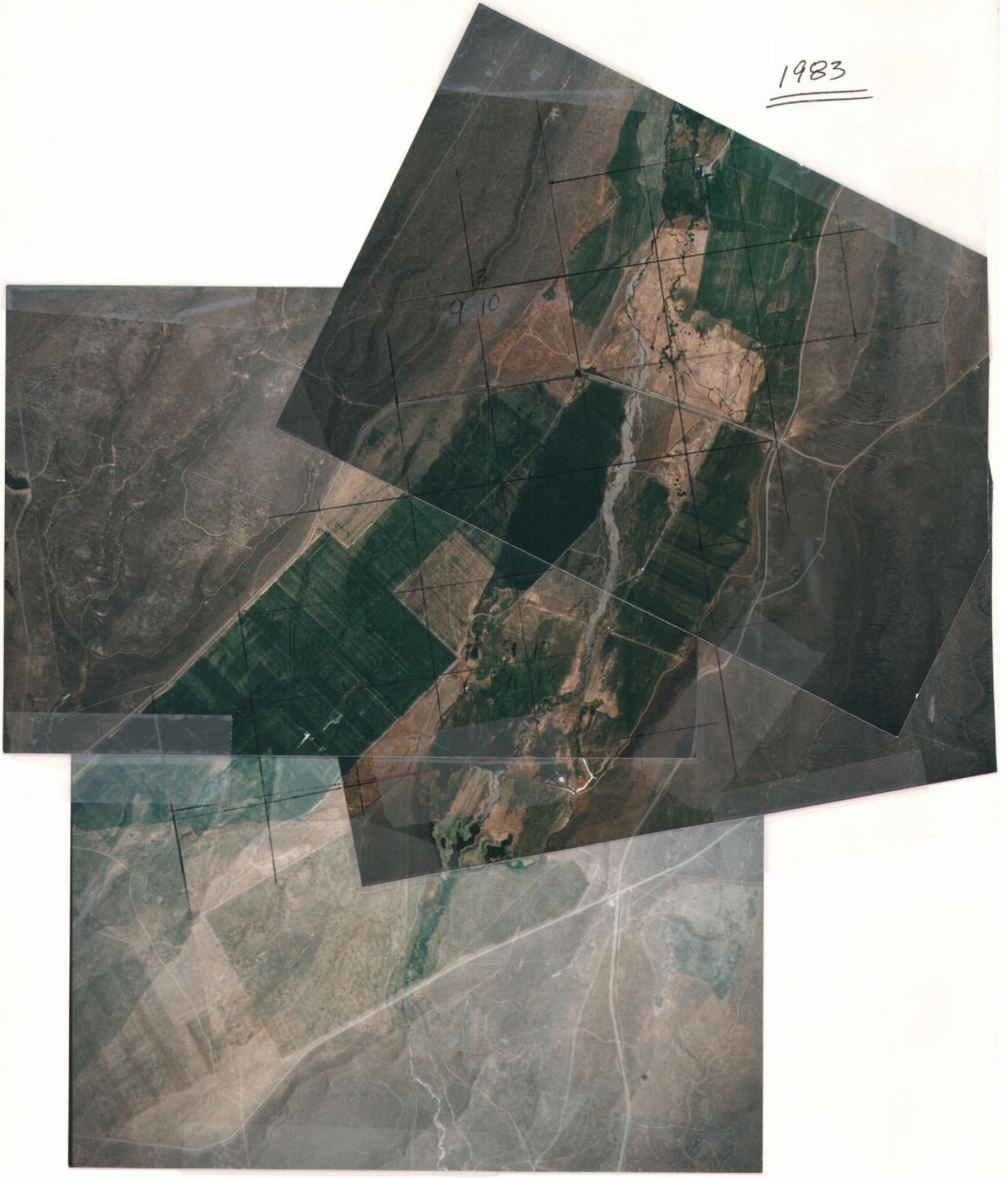
COLD SPRING CREEK

SUPPLEMENTAL MAP "B"

WELL A

WELL B

1983



1985





CLAIM A61-02095 INIT RDH

| T. | R. | S. | Q/Q |
|---|---|---|---|
| P/D 4S | 9E | 10 | NWNW |

SCALE 1" = 1000 FT

PHOTO ID. ASCS DATE 1987

CLAIM A61-02209 A61-02199 INIT RDH

| T. | R. | S. | Q/Q |
|---|---|---|---|
| P/D 4S | 9E | 10 | SWNE |

SCALE 1" = 1000 FT

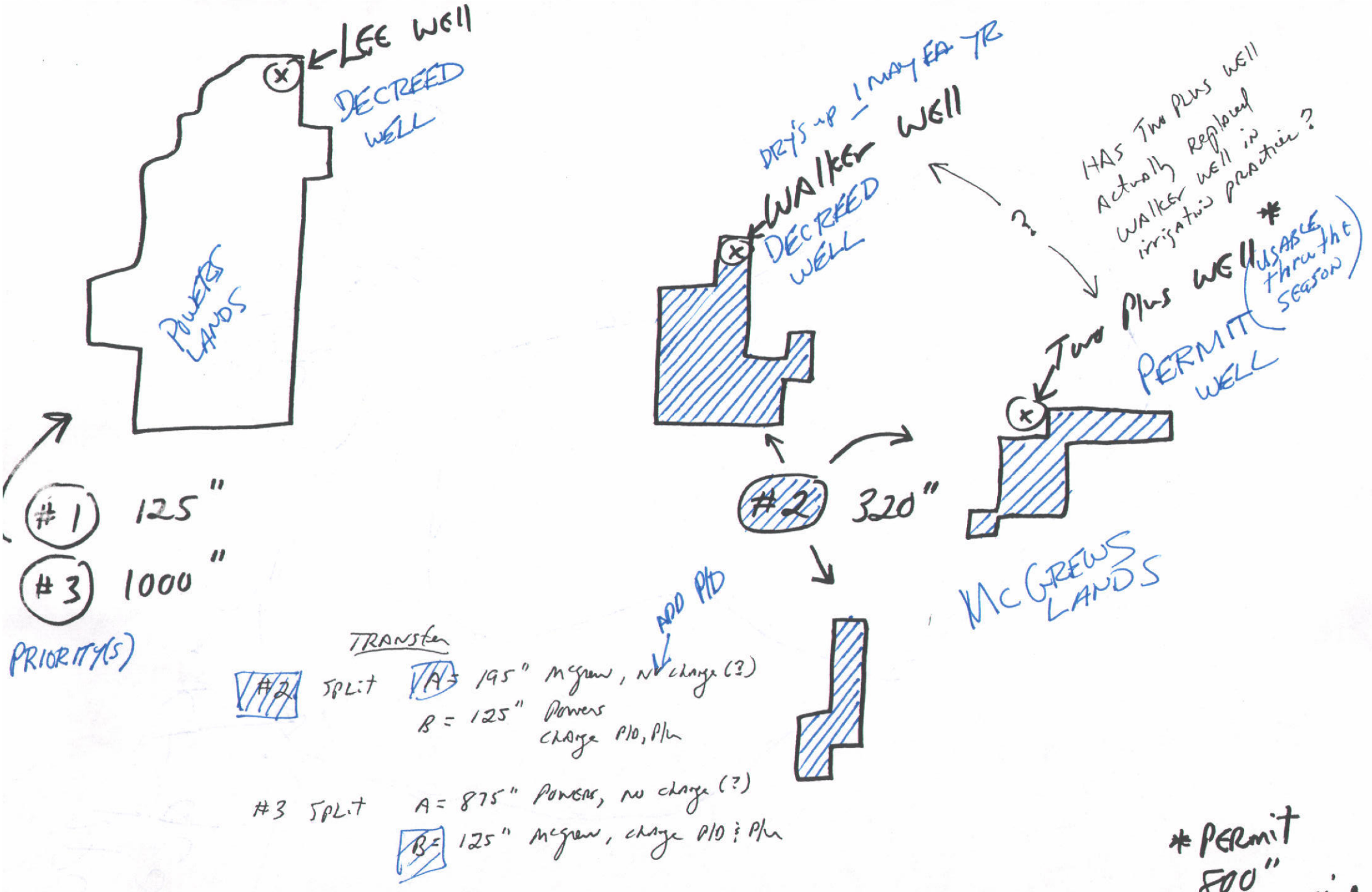
PHOTO ID. ASCS DATE 1987

WELL A

SUPPLEMENTAL MAP "B"

WELL A

WELL B




LEE (POWERS) (TOM GILL, JOHN & McGREW) → ALL HAVE BEST KNOWLEDGE

WALKER (McGREW)

* PERMIT 500" Proof filed 1985

R9E

T3S
T4S

Cold Springs Creek

Trans Line

Ryegrass Creek

Ryegrass

* Hot Well

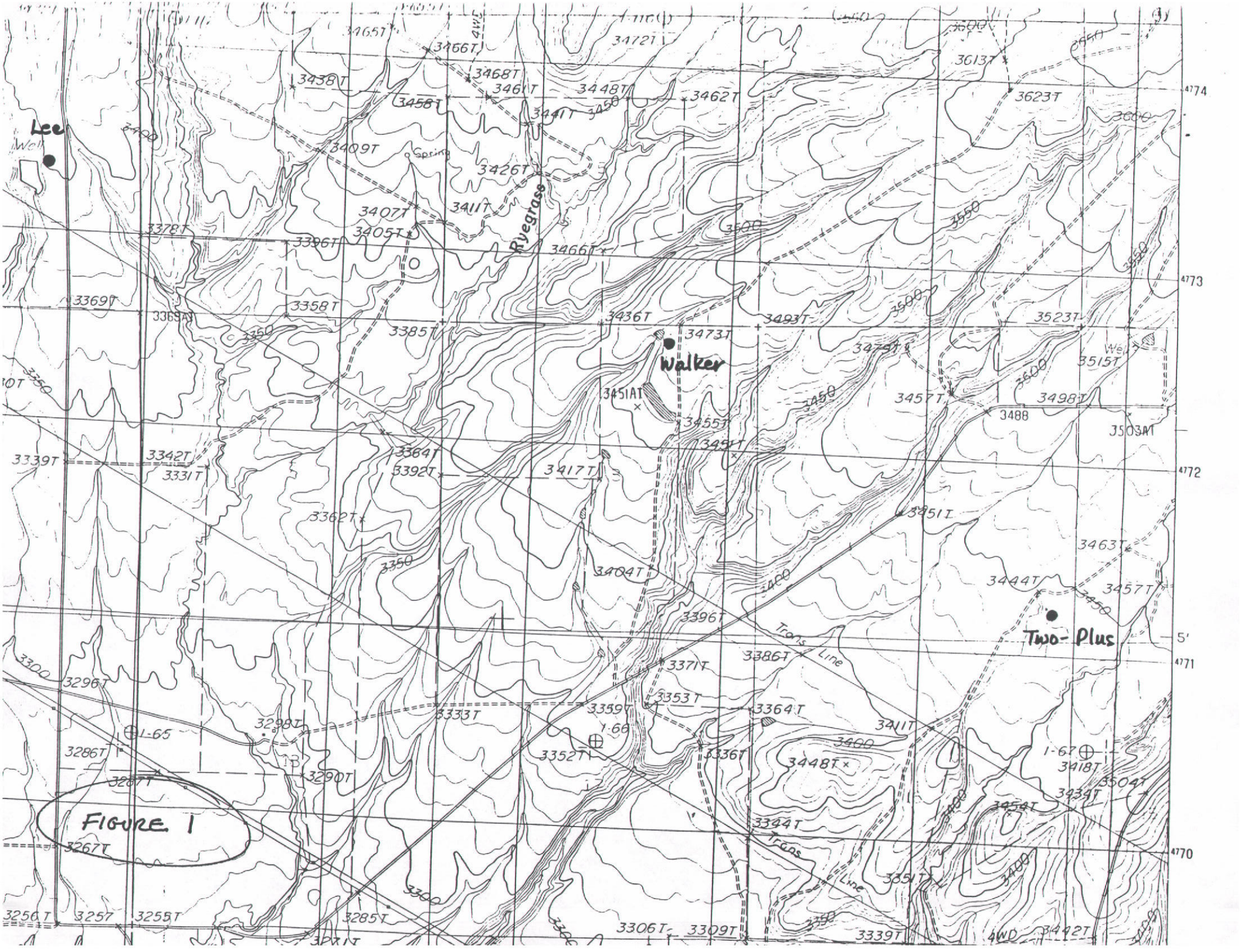
* Upper Bench

* Pink House

* Main

* 2+

* Wells
2+ = 2CF
Main = 2CF
Upper Bench = .3CF
Pink House = .5CF
Hot Well = .9CF
Cold Springs = 6.CF


Lee
Well
Spring
Ryegrass
Walker
Two-Plus
Trans Line
Trans Line
I-65
I-66
I-67
FIGURE 1
4WD
3465T
3466T
3438T
3468T
3461T
3448T
3462T
3458T
3441T
3409T
3426T
3407T
3411T
3405T
3378T
3396T
3466T
3369T
3358T
3385T
3436T
3473T
3493T
3523T
3515T
3498T
3488
3503AT
3451AT
3455T
3457T
3339T
3342T
3331T
3364T
3392T
3417T
3362T
3404T
3396T
3386T
3371T
3353T
3359T
3364T
3411T
3352T
3336T
3448T
3418T
3504T
3439T
3454T
3344T
3351T
3463T
3444T
3457T
3296T
3298T
3286T
3290T
3267T
3256T
3257
3255T
3285T
3306T
3309T
3339T
3442T
3613T
3623T
3600
3550
3500
3450
3400
3350
3300
4774
4773
4772
4771
4770
5'

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: **A61-00340**
Date Received: 11/20/1989
Receipt No: W0049E57
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT**
**ACQUIRED UNDER STATE LAW**

1. Name: W. H. MCGREW 208-366-2480
   Address: P.O. BOX 965
   GLENNS FERRY, ID 83623
   OR
   Name: HELEN B. MCGREW 208-366-2480
   Address: P.O. BOX 965
   GLENNS FERRY, ID 83623

2. Date of Priority: JUN 30, 1887

3. Source: COLD SPRING CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County |
|---|---|---|---|---|---|
| 03S | 09E | 35 | SE NW | | ELMORE |
| 04S | 09E | 10 | NE NW | | ELMORE |
| | | | NE SW | | ELMORE |
| | | 16 | NE NE | | ELMORE |

5. Description of diverting works:
   GRAVITY FLOW VIA DITCHES FOR FLOOD & SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|---|---|---|---|---|---|
| IRRIGATION | 03/15 | 11/15 | 0.500 | | |

7. Total Quantity Appropriated is:
   0.500 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE.



MICROFILMED
AUG 11 1992

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | | Lot | Use | Acres |
|---|---|---|---|---|---|---|---|
| 04S | 09E | 9 | SW | NE | | IRR | 40 |
| | | | SE | NE | | IRR | 40 |
| | | | SE | SE | | IRR | 40 |

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
CLAIM NO.'S A61-00340,02095,02100,07288,00364,02008,02199.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

DANIEL MCGINNESS ET. AL. (Decree Plaintiff) vs JAMES STANFIELD ET. AL. (Decree Defendant)



MICROFILMED
AUG 1 1 1992

16. 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 3

**For Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: 20 Nov 89

_____ Date: "

State of Idaho )
) SS.
County of Ada )

Subscribed and sworn (or affirmed) before me this 20th day of November 19 89

_____
Notary Public

Seal

Residing at Meridian ID

My Commission Expires 9-14-94



MICROFILMED
AUG 11 1992

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: **A61-00340**
Date Received: 12/ 7/1989
Receipt No: W006957
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT**
**ACQUIRED UNDER STATE LAW**

1. Name: CHARTER MOUNTAIN RANCH INC 208-366-7931
   Address: PO BOX 1656
   ST CROIX VI 00851

2. Date of Priority: JUN 30, 1887

3. Source: COLD SPRINGS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County |
|---|---|---|---|---|---|
| 03S | 09E | 35 | NE SE NW | | ELMORE |
| 04S | 09E | 10 | NE NE NW | | ELMORE |
| | | | SW NE SW | | ELMORE |
| | | 16 | SE NE NE | | ELMORE |

5. Description of diverting works:
   GRAVITY FLOW VIA DITCHES FOR FLOOD & SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|---|---|---|---|---|---|
| IRRIGATION | 03/15 | 11/15 | 0.500 | | |

7. Total Quantity Appropriated is:
   0.500 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE.

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---|---|---|---|---|---|---|
| 03S | 09E | 34 | SE SE | 5 | IRR | 5.0 |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | | Lot | Use | Acres |
|---|---|---|---|---|---|---|---|
| | | | | | Section Acres | | 5.0 |
| | | 35 | SW | SW | 4 | IRR | 40.0 |
| | | | | | Section Acres | | 40.0 |
| 04S | 09E | 2 | NW | NW | 4 | IRR | 40.0 |
| | | | SW | NW | | IRR | 20.0 |
| | | | NW | SW | | IRR | 18.0 |
| | | | | | Section Acres | | 78.0 |
| | | 3 | NE | NE | 1 | IRR | 25.0 |
| | | | SW | NE | | IRR | 25.0 |
| | | | SE | NE | | IRR | 30.0 |
| | | | NE | SW | | IRR | 12.0 |
| | | | SE | SW | | IRR | 25.0 |
| | | | NE | SE | | IRR | 40.0 |
| | | | NW | SE | | IRR | 30.0 |
| | | | SW | SE | | IRR | 30.0 |
| | | | SE | SE | | IRR | 35.0 |
| | | | | | Section Acres | | 252.0 |
| | | 8 | NW | NE | | IRR | 10.0 |
| | | | SW | NE | | IRR | 30.0 |
| | | | NE | SW | | IRR | 40.0 |
| | | | NW | SW | | IRR | 20.0 |
| | | | SW | SW | | IRR | 40.0 |
| | | | SE | SW | | IRR | 40.0 |
| | | | NW | SE | | IRR | 30.0 |
| | | | SW | SE | | IRR | 25.0 |
| | | | | | Section Acres | | 235.0 |
| | | 9 | NE | NE | | IRR | 6.0 |
| | | | SW | NE | | IRR | 40.0 |
| | | | SE | NE | | IRR | 40.0 |
| | | | SW | SW | | IRR | 25.0 |
| | | | SE | SW | | IRR | 40.0 |
| | | | NE | SE | | IRR | 40.0 |
| | | | NW | SE | | IRR | 40.0 |
| | | | SW | SE | | IRR | 40.0 |
| | | | SE | SE | | IRR | 40.0 |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---|---|---|---|---|---|---|
| | | | | Section Acres | | 311.0 |
| | | 10 | NE | NE | IRR | 25.0 |
| | | | NW | NE | IRR | 40.0 |
| | | | SW | NE | IRR | 20.0 |
| | | | SE | NE | IRR | 12.0 |
| | | | NE | NW | IRR | 20.0 |
| | | | NW | NW | IRR | 18.0 |
| | | | SW | NW | IRR | 40.0 |
| | | | SE | NW | IRR | 26.0 |
| | | | NE | SW | IRR | 30.0 |
| | | | NW | SW | IRR | 40.0 |
| | | | SW | SW | IRR | 40.0 |
| | | | SE | SW | IRR | 40.0 |
| | | | NW | SE | IRR | 30.0 |
| | | | SW | SE | IRR | 10.0 |
| | | | | Section Acres | | 391.0 |
| | | 15 | NE | NW | IRR | 18.0 |
| | | | NW | NW | IRR | 30.0 |
| | | | SW | NW | IRR | 18.0 |
| | | | | Section Acres | | 66.0 |
| | | 16 | NE | NE | IRR | 30.0 |
| | | | NW | NE | IRR | 40.0 |
| | | | SW | NE | IRR | 10.0 |
| | | | SE | NE | IRR | 35.0 |
| | | | NE | NW | IRR | 40.0 |
| | | | NW | NW | IRR | 40.0 |
| | | | SW | NW | IRR | 10.0 |
| | | | SE | NW | IRR | 10.0 |
| | | | NE | SE | IRR | 10.0 |
| | | | NW | SE | IRR | 15.0 |
| | | | | Section Acres | | 240.0 |
| | | 17 | NE | NE | IRR | 35.0 |
| | | | NW | NE | IRR | 20.0 |
| | | | NE | NW | IRR | 30.0 |
| | | | NW | NW | IRR | 23.0 |
| | | | | Section Acres | | 108.0 |
| | | 29 | NE | NE | IRR | 30.0 |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | | Lot | Use | Acres |
|---|---|---|---|---|---|---|---|
| 04S | 09E | 29 | SE | NE | | IRR | 40.0 |
| | | | NE | SE | | IRR | 40.0 |
| | | | NW | SE | | IRR | 20.0 |
| | | | SW | SE | | IRR | 40.0 |
| | | | | | | Section Acres | 170.0 |
| | | | | | | Total Acres | 1896.0 |

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
CLAIM NO.'S A61-00340,02095,02100,07288,00364,02008,02199.

14. Remarks:
OWNERSHIP CHANGED BY RDH ON 19 MAR 1998.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

DANIEL MCGINNESS ET. AL. — Decree Plaintiff

vs

JAMES STANFIELD ET. AL. — Decree Defendant

16. 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: _____

**For Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho )
) SS.
County of _____ )

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____ _____
Notary Public

Seal

Residing at _____

My Commission Expires _____

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: **A61-00340**
Date Received: 12/07/1989
Receipt No: W006957
Received By:

**AMENDED** **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** **AMENDED**

1. Name: W. H. MCGREW 208-366-2480
   Address: P.O. BOX 965
   GLENNS FERRY, ID 83623
   OR
   Name: HELEN B. MCGREW 208-366-2480
   Address: P.O. BOX 965
   GLENNS FERRY, ID 83623

2. Date of Priority: JUN 30, 1887

3. Source: COLD SPRING CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 | of 1/4 | of 1/4 | Lot | County |
|---|---|---|---|---|---|---|---|
| 03S | 09E | 35 | NE | SE | NW | | ELMORE |
| 04S | 09E | 10 | NE | NE | NW | | ELMORE |
| | | | SW | NE | SW | | ELMORE |
| | | 16 | SE | NE | NE | | ELMORE |

5. Description of diverting works:
   GRAVITY FLOW VIA DITCHES FOR FLOOD & SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|---|---|---|---|---|---|
| IRRIGATION | 03/15 | 11/15 | 0.500 | | |

7. Total Quantity Appropriated is:
   0.500 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE.



MICROFILMED
AUG 11

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | | Lot | Use | Acres |
|---|---|---|---|---|---|---|---|
| 03S | 09E | 34 | SE | SE | 5 | IRR | 5.0 |
| | | | | | Section Acres | | 5.0 |
| | | 35 | SW | SW | 4 | IRR | 40.0 |
| | | | | | Section Acres | | 40.0 |
| 04S | 09E | 2 | NW | NW | 4 | IRR | 40.0 |
| | | | SW | NW | | IRR | 20.0 |
| | | | NW | SW | | IRR | 18.0 |
| | | | | | Section Acres | | 78.0 |
| | | 3 | NE | NE | 1 | IRR | 25.0 |
| | | | SW | NE | | IRR | 25.0 |
| | | | SE | NE | | IRR | 30.0 |
| | | | NE | SW | | IRR | 12.0 |
| | | | SE | SW | | IRR | 25.0 |
| | | | NE | SE | | IRR | 40.0 |
| | | | NW | SE | | IRR | 30.0 |
| | | | SW | SE | | IRR | 30.0 |
| | | | SE | SE | | IRR | 35.0 |
| | | | | | Section Acres | | 252.0 |
| | | 8 | NW | NE | | IRR | 10.0 |
| | | | SW | NE | | IRR | 30.0 |
| | | | NE | SW | | IRR | 40.0 |
| | | | NW | SW | | IRR | 20.0 |
| | | | SW | SW | | IRR | 40.0 |
| | | | SE | SW | | IRR | 40.0 |
| | | | NW | SE | | IRR | 30.0 |
| | | | SW | SE | | IRR | 25.0 |
| | | | | | Section Acres | | 235.0 |
| | | 9 | NE | NE | | IRR | 6.0 |
| | | | SW | NE | | IRR | 40.0 |
| | | | SE | NE | | IRR | 40.0 |
| | | | SW | SW | | IRR | 25.0 |
| | | | SE | SW | | IRR | 40.0 |
| | | | NE | SE | | IRR | 40.0 |
| | | | NW | SE | | IRR | 40.0 |
| | | | SW | SE | | IRR | 40.0 |
| | | | SE | SE | | IRR | 40.0 |



MICROFILMED
AUG 11 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---|---|---|---|---|---|---|
| | | | | Section Acres | | 311.0 |
| | | 10 | NE | NE | IRR | 25.0 |
| | | | NW | NE | IRR | 40.0 |
| | | | SW | NE | IRR | 20.0 |
| | | | SE | NE | IRR | 12.0 |
| | | | NE | NW | IRR | 20.0 |
| | | | NW | NW | IRR | 18.0 |
| | | | SW | NW | IRR | 40.0 |
| | | | SE | NW | IRR | 26.0 |
| | | | NE | SW | IRR | 30.0 |
| | | | NW | SW | IRR | 40.0 |
| | | | SW | SW | IRR | 40.0 |
| | | | SE | SW | IRR | 40.0 |
| | | | NW | SE | IRR | 30.0 |
| | | | SW | SE | IRR | 10.0 |
| | | | | Section Acres | | 391.0 |
| | | 15 | NE | NW | IRR | 18.0 |
| | | | NW | NW | IRR | 30.0 |
| | | | SW | NW | IRR | 18.0 |
| | | | | Section Acres | | 66.0 |
| | | 16 | NE | NE | IRR | 30.0 |
| | | | NW | NE | IRR | 40.0 |
| | | | SW | NE | IRR | 10.0 |
| | | | SE | NE | IRR | 35.0 |
| | | | NE | NW | IRR | 40.0 |
| | | | NW | NW | IRR | 40.0 |
| | | | SW | NW | IRR | 10.0 |
| | | | SE | NW | IRR | 10.0 |
| | | | NE | SE | IRR | 10.0 |
| | | | NW | SE | IRR | 15.0 |
| | | | | Section Acres | | 240.0 |
| | | 17 | NE | NE | IRR | 35.0 |
| | | | NW | NE | IRR | 20.0 |
| | | | NE | NW | IRR | 30.0 |
| | | | NW | NW | IRR | 23.0 |
| | | | | Section Acres | | 108.0 |
| | | 29 | NE | NE | IRR | 30.0 |
| | | | SE | NE | IRR | 40.0 |



MICROFILMED
AUG 11 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | | Lot | Use | Acres |
|---|---|---|---|---|---|---|---|
| 04S | 09E | 29 | NE | SE | | IRR | 40.0 |
| | | | NW | SE | | IRR | 20.0 |
| | | | SW | SE | | IRR | 40.0 |
| | | | | | Section Acres | | 170.0 |
| | | | | | Total Acres | | 1896.0 |

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
CLAIM NO.'S A61-00340,02095,02100,07288,00364,02008,02199.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

DANIEL MCGINNESS ET. AL. (Decree Plaintiff) vs JAMES STANFIELD ET. AL. (Decree Defendant)

16. 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: _____

**For Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____



MICROFILMED
AUG 11 1992

State of Idaho )
) SS.
County of _____ )

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____



MICROFILMED
AUG 11 1992

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

# NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

MAR 1 1 1997

WATER RESOURCES WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page. Incomplete forms will be returned.

1. Water Right Number(s) (LIST ATTACHED)

   Adjudication Claim Number(s) _____

2. The following **REQUIRED** information must be submitted with this form.

   A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

   AND

   B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

   OR

   C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) WILLIAM H. MCGREW & HELEN BRANDT MCGREW

   PO BOX 965 GLENNS FERRY, ID 83623

4. New Owner/Claimant(s) CHARTER MOUNTAIN RANCH, INC.

   Name connector (Check one): [ ] AND, [ ] OR, [ ] AND/OR

   New Mailing Address PO Box 1656

   City, State and ZIP Code St Croix, USVI 00851

   New Telephone Number (____)_____-_____

5. Date you acquired the property 3-7-97

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

   Number of acres actually irrigated _____ Number and type of stock _____

   Diversion rate in CFS _____ (cubic feet per second) Number of homes _____ Other uses _____

   If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) _____ Date 3/7/97

   _____ Date _____

   (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

# ORIGINAL OWNERSHIP CHANGE LEGAL DESCRIPTION DOCUMENTS FILED IN 61-00332.

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT



Water Right Number - 61-00340 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

| Last Name | First Name | Address |
|---|---|---|
| *** C - CURRENT OWNER *** LEVERE | JOHN C. | 1 -<br>2 -<br>3 -<br>City- State- Zip-<br>Phone - |

| Priority Date | Region | Stage | Status |
|---|---|---|---|
| 06/30/1887 | 14 | D - DECREED | |

| Source | Tributary |
|---|---|
| COLD SPRING CREEK | SNAKE RIVER |

Point of Diversion

| Twn | Rng | Sec | Tract | Lot | RFlg | County | Stream Index (Blank if no Index Code) |
|---|---|---|---|---|---|---|---|

Water Use

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|---|
| 01 | IRRIGATION | | | 0.500 | |

| Total Div. Rate | Total Div. Volume | Total Div. Capacity | Total Consumptive Use | KW Usage |
|---|---|---|---|---|
| 0.500 | | | | |

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County | |
|---|---|---|---|---|---|---|---|---|---|
| [redacted] | | | | | | 01 | IRRIGATION | 39 | ELMORE |
| [redacted] | | | | | | 01 | IRRIGATION | 39 | ELMORE |
| 04S | 09E | [redacted] | | | | 01 | IRRIGATION | 39 | ELMORE |
| 04S | 09E | [redacted] | | | | 01 | IRRIGATION | 39 | ELMORE |
| 04S | 09E | [redacted] | | | | 01 | IRRIGATION | 39 | ELMORE |

Total Acres:

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks
No Remarks found.

Conditions of Approval
No Conditions of Approval found.

| Decree Plaintiff | Decree Defendant | Decree Date |
|---|---|---|

RECEIVED
NOV 1 1989
WATER RESOURCES

Water right number - 61-00340 Adj. flag translation: Standard Water Right Number

+ - - Audit Fields - 05/06/80 05/01/88 CONVERT

+ - - - - - - - - - - - - - - - - - - - - - - - - - - Water Rights Dates and Flags Area - - - - - - - - - - - - - - - - - - - - - - - - - +

| | | | | | |
|---|---|---|---|---|---|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Start Work Date | - 00/00/0000 | Verified Date | - 00/00/0000 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - 61E |
| Licensed Date | - 00/00/0000 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 05/10/1899 | | | | |

RECEIVED
NOV 14 1989

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

In Re SRBA )
) PARTIAL DECREE PURSUANT TO
Case No. 39576 ) I.R.C.P. 54(b) FOR
) Water Right 61-00340

2002 AUG 27 PM 3:02
DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY, ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.50 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11854 & 61-11887.

PRIORITY DATE: 06/30/1887

POINT OF DIVERSION:

| | | |
|---|---|---|
| T03S R09E S35 | NWSWNE | Within Elmore County |
| T04S R09E S10 | SWNWNE | |
| | SENENW | |
| | NENENW | |
| | NWNESW | |
| S16 | SENENE | |

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| Irrigation | 02-15 TO 11-15 | 0.50 CFS |

PLACE OF USE: Irrigation — Within Elmore County

| | | | | | |
|---|---|---|---|---|---|
| T03S R09E S35 | LOT 4 | (SWSW) 10.8 | LOT 3 | (SESW) 4.1 |
| T04S R09E S02 | LOT 4 | (NWNW) 16.3 | | SWNW 22.0 |
| | | NWSW 20.0 | | |
| | S03 LOT 1 | (NENE) 4.1 | | SWNE 3.5 |
| | | SENE 25.6 | | NESW 5.0 |
| | | SESW 21.2 | | NESE 32.2 |
| | | NWSE 26.9 | | SWSE 22.8 |
| | | SESE 13.2 | | |
| | S09 | NENE 2.2 | | SESE 20.0 |
| | S10 | NENE 17.0 | | NWNE 20.1 |
| | | SWNE 25.5 | | NENW 15.0 |
| | | SWNW 11.0 | | SENW 17.7 |
| | | NESW 26.5 | | NWSW 37.0 |
| | | SWSW 34.6 | | SESW 38.2 |
| | | NWSE 28.0 | | SWSE 11.0 |
| | S15 | NENW 16.0 | | NWNW 32.7 |
| | | SWNW 15.2 | | |
| | S16 | NENE 32.4 | | NWNE 11.9 |
| | | SWNE 9.8 | | SENE 28.0 |
| | | NENW 1.3 | | SENW 5.5 |
| | | NESE 2.0 | | |
| | S29 | NENE 33.0 | | SENE 39.0 |
| | | NESE 27.0 | | NWSE 36.0 |
| | | SWSE 26.0 | | |

847.3 Acres Total

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332,

PLACE OF USE (continued)

61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED
AUG 2 8 2002
Department of Water Resources

02 AUG 27 PM 3:02
DISTRICT COURT-SRBA
TWIN FALLS, IDAHO
FILED

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

| | | |
|---|---|---|
| **In Re SRBA** | ) | |
| | ) | **ORDER OF PARTIAL DECREE** |
| **Case No. 39576** | ) | |
| | ) | **For Water Rights 61-00332, 61-00333, 61-00334,** |
| | ) | **61-00335, 61-00336, 61-00337, 61-00338,** |
| | ) | **61-00340, 61-00343, 61-00364 and 61-02008** |

On June 19, 2002, a ***Special Master's Report and Recommendation*** was filed for the above water rights. No Challenges were filed to the ***Special Master's Report and Recommendation*** and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and ***SRBA Administrative Order 1***, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the ***Special Master's Report*** and wholly adopts them as its own.

Therefore, IT IS ORDERED that water rights 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00340, 61-00343, 61-00364 and 61-02008 are hereby **decreed** as set forth in the attached ***Partial Decrees Pursuant to I.R.C.P. 54(b)***.

DATED 8/27/02

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

**CERTIFICATE OF MAILING**

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE was mailed on August 27, 2002, with sufficient first-class postage to the following:

CHARTER MOUNTAIN RANCH INC
JOHN MCCALLUM
Represented by:
BRUCE M. SMITH
225 NORTH 9TH ST, STE 420
BOISE, ID 83702
Phone: 208-331-1800

USDI BLM
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

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

Robbin Hlatt
Deputy Clerk

**CANDICE M. McHUGH**
Deputy Attorney General
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098
Telephone: (208) 327-7900
Fax: (208) 327-5400
Idaho State Bar #5908

Attorney for IDWR

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

| | |
|---|---|
| In Re SRBA | **SUBCASE NOS.: See Attachment A** |
| Case No. 39576 | **IDWR'S WITHDRAWAL OF NOTICES OF ADMINISTRATIVE PROCEEDINGS** |

TO ALL INTERESTED PARTIES:

PLEASE TAKE NOTICE that the Idaho Department of Water Resources (IDWR) hereby withdraws its Notices of Administrative Proceedings (NAP) for the subcase numbers identified on "Attachment A".

The NAP's in these subcases are being withdrawn at this time since any administrative actions on these water rights will proceed once the partial decrees have been issued.

Dated this 12th day of April, 2002.

By: Candice McHugh
CANDICE M. McHUGH
Deputy Attorney General

## ATTACHMENT A

61-301
61-332
61-333
61-334
61-335
61-336
61-337
61-338
61-339
61-340
61-343
61-364
61-2008
61-2012
61-2100
61-2199
61-2209
61-10363
61-11844
61-11847
61-11887

**CERTIFICATE OF MAILING**

I certify that on April 15, 2002, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

___ overnight mail
✓ regular mail
___ hand-delivered
___ facsimile

2. Copies to:

IDWR REPOSITORY
P.O. Box 83720
Boise, ID 83720-0098

___ overnight mail
___ regular mail
✓ hand-delivered
___ facsimile

BRUCE M. SMITH
225 North 9th Street, Suite 420
Boise, ID 83702

___ overnight mail
✓ regular mail
___ hand-delivered
___ facsimile

Kar Pew
Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
AMENDED RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-340

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.50 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 06/30/1887

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 0.500 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T03S, R09E.

RECEIVED
JUN 11 1999
Department of Water Resources

RECEIVED
JUN 22 1999
WATER RESOURCES
WESTERN REGION

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

In Re SRBA )
)
Case No. 39576 )
)
)
)
)

A. Subcase 61-00340
(insert water right number)

**STANDARD FORM 1 OBJECTION**

Please fill in the following information:

B. **NAME AND ADDRESS OF PERSON OBJECTING**

Name: John McCallum

Address: Charter Mountain Ranch, Inc.
Rt. ], Box 45]
Glenns Ferry ID 83623

Daytime Phone: (208) 366-793]

Name & Address of Attorney, if any:

Bruce M. Smith
Moore & McFadden, Chtd.
One Capital Center, Suite 910
999 Main Street
Boise ID 83702

C. **CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT**

Name: Charter Mountain Ranch, Inc

Address: P.O. Box ]656
St. Croix VI 0085]

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☒ **Name and Address** Charter Mountain Ranch, Inc.
   Should be: ____ Rt. 1, Box 451
   Glenns Ferry ID 83623

2. ☐ **Source**
   Should be: _____

3. ☐ **Quantity**
   Should be: _____

4. ☐ **Priority Date**
   Should be: _____

5. ☐ **Point(s) of Diversion**
   Should be: _____

6. ☐ **Instream Flow Description**
   Should be: _____

7. ☐ **Purpose(s) of Use**
   Should be: _____

8. ☒ **Period of Year**
   Should be: "irrigation season or 2/1 -11/15"

9. ☐ **Place of Use**
   Should be: _____

11. **I object because:**

☐ This water right should not exist.

☒ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** Water is beneficially used as claimed.

F. **VERIFICATION** (Must be Completed)

State of Idaho )
)ss.
County of Ada )

Bruce M. Smith, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Bruce M Smith
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/10/99

Cathryn Sweitt
Notary Public for Idaho
Residing at: 1914 Silver, Nampa
My Commission Expires: 1-27-2000

## INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

## G. CERTIFICATE OF MAILING

I certify that on 10 June, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

   Clerk of the District Court
   Snake River Basin Adjudication
   253 Third Avenue North
   PO Box 2707
   Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

   Name: _____
   Address: _____
   _____

   Claimant is Objector

3. Copies to:

   IDWR Document Depository
   PO Box 83720
   Boise, ID 83720-0098

   Chief, Natural Resources Division
   Office of the Attorney General
   State of Idaho
   PO Box 44449
   Boise, ID 83711-4449

   United States Department of Justice
   Environment and Natural Resource Division
   550 West Fort Street, MSC 033
   Boise, ID 83724

Signature of Objector or attorney mailing on Objector's behalf

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

| | | |
|---|---|---|
| In the SRBA | ) | Water Rights: See attached list |
| | ) | |
| Case No. 39576 | ) | |
| | ) | **NOTICE OF ADMINISTRATIVE PROCEEDING** |
| | ) | |

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

[ ] Substitution of Party (waiting for documentation)

[ ] Substitution of Party/Split Water Right

[X] I.C. § 42-222 transfer

| | | | |
|---|---|---|---|
| [X] | add point of diversion | [X] | place of use |
| [ ] | period of use | [ ] | nature of use |
| [X] | Other: permissible place of use | | |

IDWR projects the Administrative Proceeding shall be completed no later than:

June 14, 2000.

DATED: June 14, 1999

Jan Thuesta

Signature of IDWR Representative

## INSTRUCTIONS FOR MAILING

Mail this form, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

## CERTIFICATE OF MAILING

I certify that on **June 14, 1999**, I mailed the original and copies of this form, to the following persons, postage prepaid and addressed as follows:

1. Original to:
   Clerk of the District Court
   Snake River Basin Adjudication
   253 Third Avenue North
   P.O. Box 2707
   Twin Falls , Idaho 83303-2707

2. One Copy to Claimant:

   Charter Mountain Ranch
   Route 1 Box 451
   Glenns Ferry ID 83623

3. One Copy to:
   Each party in the subcase, or attorney of record:

   Rosholt, Robertson & Tucker
   Attorneys at Law
   1221 W Idaho Suite 600
   PO Box 2139
   Boise ID 83701-2139

Denise Buffington

Signature of person or attorney mailing the form

Attachment A
Water Right List

61-00301
61-00332
61-00333
61-00334
61-00335
61-00336
61-00337
61-00338
61-00339
61-00340
61-00343
61-00364
61-02008
61-02012
61-02095
61-02100
61-02199
61-02209
A61-10363
A61-11844
A61-11847
A61-11887

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)



| OWNER CODE | NAME & ADDRESS | PRIORITY DATE | WATER USE | USE PERIOD FROM | USE PERIOD TO | DIVERSION RATE | DIVERSION VOLUME |
|---|---|---|---|---|---|---|---|
| C | CHARTER MOUNTAIN RANCH INC<br>PO BOX 1656<br>ST CROIX VI 00851<br>(208) 366-7931 | 06/30/1887 | IRRIGATION | 03-15 | 11-15 | 0.50 CFS | |
| | | | | TOTAL DIVERSION: | | 0.50 CFS | |

Water Source: COLD SPRINGS CREEK  Tributary to: SNAKE RIVER  Stage: DECREED

Point(s) of Diversion: T03S R09E S35 NWSWNE ELMORE County
T04S R09E S10 SWNWNE NENENW SENENW NWNESW ELMORE County

Place of use Legal Description for: IRRIGATION

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | |
| T | R | S | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | SUM |
| 03S | 09E | 35 | | | | | | | | | | | 04-10 | 03-04 | | | | | 14.9 |
| 04S | 09E | 2 | | | | | | 04-16 | 22 | | | 20 | 03 | | | | | | 62.0 |
| 04S | 09E | 3 | 01-04 | | 03 | 25 | | | | | 05 | | | 21 | 32 | 26 | 22 | 13 | 154.5 |
| 04S | 09E | 9 | 02 | | | | | | | | | | | | | | | 20 | 22.2 |
| 04S | 09E | 10 | 17 | 20 | 25 | | 15 | | 11 | 17 | 26 | 37 | 34 | 38 | | 28 | 11 | | 281.6 |
| 04S | 09E | 15 | | | | | 16 | 32 | 15 | | | | | | | | | | 63.9 |
| 04S | 09E | 16 | 32 | 11 | 09 | 28 | 01 | | | 05 | | | | | 02 | | | | 90.9 |
| 04S | 09E | 29 | 33 | | | 39 | | | | | | | | | 27 | 36 | 26 | | 161.0 |
| | | | | | | | | | | | | | | | | TOTAL ACRES | | | 851.0 |

POU County: ELMORE

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 17.02 CFS. COMBINED RIGHT NOS.: 61-00301, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364, 61-02008, 61-02095, 61-02199, 61-02209, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

POU1 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1371.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364, 61-02008, 61-02095, 61-02199, 61-02209, 61-00301, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

EXP RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.
RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

Dates: Exam Made Date: 04/30/1996 Verified Date: 11/17/1998 Objection Filed Date:

Misc: Water District Number: 61E Field Inspection Flag:
Presumption Flag: C

Audit: 11/17/98 RHOWERTO

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

January 6, 1999

DIRK KEMPTHORNE GOVERNOR

KARL J. DREHER
DIRECTOR

BRUCE SMITH
ROSHOLT, ROBERTSON & TUCKER
PO BOX 2139
BOISE, ID 83701-2139

RE: CHARTER MOUNTAIN RANCH

Dear Bruce:

Enclosed for your review are the stockwater claims we prepared using the information you provided in draft claim form. Four of the claims represent groundwater as a source and two utilize Cold Springs Creek water. All of the claims describe de minimus use which is limited to 1000 head of stock, 13000 gallons per day and no more than .24 cfs diversion rate.

We prepared four groundwater and two surface water claims because the priority dates and places of use are different for each source as it relates to the respective points of diversion. As an example, the hot water wells and the cold water wells are two different sources and the places of use and priority dates are quite different for these two sources.

The places of use are based on the maps you submitted and describe land privately owned by Charter Mountain Ranch, Inc. If you or John Mc Callum want to include public land in the places of use we need your specific direction.

We can recognize the de minimus characteristics of each claim without any additional information. However, if John Mc Callum insists that the claims reflect more than 1000 head we will need evidence to substantiate that the larger number was in place as of the priority dates claimed.

The aesthetic and wildlife uses were not included because we do not recognize them as historical uses in beneficial use claims. The ponds described on your maps were constructed for other purposes, such as, cooling, commingling of sources, etc.. Rights for these two uses should be developed in the Application for Permit process rather than SRBA claims.

We received Notices of Error signed by John Mc Callum for the Charter Mountain Ranch, Inc and ARK, Inc. claims. In general, the notices disagree with the majority of the components we recommended and they all indicate our recommendations do not reflect historical use. It is our intention to not change any of our recommendations based on the Notices of Error filings. The elements in our recommendations reflect many hours of review, discussion, negotiation and field work and we belief are an accurate representation of the historical water usage for both ranches.

When you are ready to file the stockwater claims, the filing fee is $25 each. They will have to

be properly executed and filed by January 29, 1999 to be included in the director's report with the irrigation and other Basin 61 recommendations.

We still need a signed and notarized claim form for the groundwater expansion claim for irrigation, A61-11887. We will have to disallow this claim if we have not received a properly executed claim by January 29, 1999.

After your review of the enclosed claim forms, it would be beneficial to meet with you in person to discuss them. Call either of us at the 334-2190 to set an appointment time.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office

Ron Howerton
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office

(208) 334-2190

ENC:

November 20, 1998

RECEIVED

DEC 2 1 1998

WATER RESOURCES
WESTERN REGION

**NOTICE OF ERROR**
**REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.
**YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:** December 18, 1998

Water right number: 61-00340

CHARTER MOUNTAIN RANCH INC
PO BOX 1656
ST CROIX VI 00851

Daytime Telephone Number: *208-366-7931*
Evening Telephone Number: *208-366-7931*

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

*Quantity, Point of Diversion, Period of Use, Place of Use,*

2. Describe the changes you wish to make in the proposed recommendation:

*Should be consistant with adjudication claim. **
** Subject to pending transfer application.*

3. Give a brief explanation as to why you disagree with these portions:

*Because they don't appear to reflect historical use.*

____ **I AGREE with this proposed recommendation; no changes need to be made.**

**DATE:** *12/17/98* **SIGNATURE:** _____

Please print your name: *John B.MCallum*

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

## ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A61-00340

| WR ELEMENT | FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION | FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE | CLAIM VERIFIED BY CODE (SEE BELOW) | CHANGE CLAIM Y/N | CLAIMANT CONTACT NEEDED - Y/N** | REVIEW COMPLETED WHOM/DATE |
|---|---|---|---|---|---|---|
| PRIORITY* | N | Rch 4/30/98 | 6 | N | N | |
| PT. OF DIV. | Y | | 4,5 | Y | | |
| SOURCE | N | | 6 | N | | |
| PL. OF USE | Y | | 4,5 | Y | | |
| DIV. AMOUNT CFS/AF | N | | 6 | N | | |
| CONSUMPTIVE USE | NA | | NA | NA | | |
| NATURE OF USE | N | | 6 | N | | |
| PERIOD OF USE | Y | | 6 | N | | |
| BASIS OF CLAIM | N | | 6 | N | | |
| REMARKS | | | | | | |

"R" RECORD

DATA ENTRY COMPLETED BY _____ DATE _____

FINAL RECOMMENDATION BY _____ DATE _____

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN SUBMITTED - YES ____ NO ____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE CLAIMANT CONTACT CHECKLIST AND ATTACH.

VERIFICATION CODES
TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

COMMENTS: 6 = SAME AS CLAIM

@ SEE SPECIAL THREE-RING BINDER FOR SPECIFIC DETAILS PERTAINING TO THE PPOU RECOMMENDED FOR THE COLD SPRINGS CREEK RIGHTS

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 19, 1998

CHARTER MOUNTAIN RANCH INC
C/O BRUCE SMITH
ROSHOLT ROBERTSON & TUCKER
1221 W IDAHO
BOISE ID 83702

NOTICE OF CLAIM NOS:
**SEE ENCLOSED COPIES**

Ref: Ownership changes

Dear Bruce Smith,

1. ATTACHED are copies of Cold Springs Creek and Little Canyon Creek claims which reflects the CHANGE IN OWNERSHIP for these irrigation water rights.

2. I have hand delivered a copy of these to John McCallum March 19, 1998. These copies are as the McGrew's have claimed them and do not reflect Department recommendations.

3. Mel Schulte and myself conducted a field exam today to determine conveyance loss for the "Hot Field Ditch". As soon as I calculate the ditch loss I will send you a draft CLAIM for this use.

4. If you have any questions concerning the enclosed claims, please feel free to contact me.

Sincerely,

Ron Howerton
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:12:56
11/04/94



304

GENERAL INFORMATION

CLAIM NUMBER: A61-00340

---

LAST: MC GREW FIRST: HELEN B
ADDRESS: PO BOX 965
CITY: GLENNS FERRY STATE: ID ZIP: 83623
PHONE NUMBER: 208-366-2480

OWNER CODE: C

LAST: LEVERE FIRST: JOHN C.
ADDRESS:
CITY: XXXXX STATE: ID ZIP: XXXXX
PHONE NUMBER: 208-000-0000

OWNER CODE: O

LAST: MC GREW FIRST: WH
ADDRESS: PO BOX 965
CITY: GLENNS FERRY STATE: ID ZIP: 83623
PHONE NUMBER: 208-366-2480

OWNER CODE: C

| | DATABASE | FIELD EXAMINER |
|---|---|---|
| FIELD EXAM REQUIRED? | | |
| VERIFICATION REQUIRED DUE TO REMARKS? | N | |

NO REMARKS IN CLAIM

CHARTER MOUNTAIN RANCH INC

CONTACT PERSON: JOHN McGREW PHONE NUMBER: (___) 366-2201

DATE OF FIELD EXAM: 4/30/96 APPOINTMENT MADE: Y(X) N(___) TIME: ___:___ A(___) P(___)

ACCOMPANIED BY: ABOVE PHONE NUMBER: (___) ___-____

RELATIONSHIP TO CLAIMANT: OWNER

DIRECTIONS TO PROPERTY / NOTES:

SEE MAP MARKED "MAP TO PROPERTY" IN 3-RING BINDER BEHIND INDEX SHEET

306
CLAIM NUMBER: A61-00340

A. AJ CLAIM: # A61-00340 PRIORITY DATE: 06-30-1887 STAGE: D

B. WR RECORD: # 61-00340 PRIORITY DATE: 06-30-1887 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(✓) N(___)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(___) N(✓)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW) Y(___) N(✓)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(✓) Y(___) N(___)

FIELD EXAM COMPLETED N/A(✓) Y(___) N(___)

FIELD EXAM SENT TO STATE OFFICE N/A(✓) Y(___) N(___)

LICENSE ISSUED N/A(✓) Y(___) N(___)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A(✓) Y(___) N(___)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(✓) N(___)

NOTES: _____

RECOMMENDED PRIORITY DATE:

06-30-1887

REVIEWED BY RdH

DATE 11/19/98

POINT OF DIVERSION REVIEW SHEET
CLAIM NUMBER: A61-00340

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|---|---|---|---|---|---|---|---|---|---|---|---|
| A61-00340 | 03S | 09E | 35 | NE | SE | NW | | | ELMORE | | |
| A61-00340 | 04S | 09E | 10 | NE | NE | NW | | | ELMORE | | |
| A61-00340 | 04S | 09E | 10 | SW | NE | SW | | | ELMORE | | |
| A61-00340 | 04S | 09E | 16 | SE | NE | NE | | | ELMORE | | |

OTHER AJ CLAIMS WITH SAME AJ POD

| A PREFIX | R PREFIX |
|---|---|
| * | NONE |

* 13 A PREFIX CLAIMS WITH THIS POD

WR RECORDS IN SAME 40 ACRE TRACT

61-07393

SOURCE: COLD SPRINGS CREEK TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

6100340 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: COLD SPRING CREEK TRIB: SNAKE RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A(✓) Y(___) N(___)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A(___) Y(✓) N(___)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(✓) N(___)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(___) Y(✓) N(___)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(✓) N(___)

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y(✓) N(___)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y(___) N(___)

AJ FIELD EXAM (DATE OF FIELD EXAM 4/30/96 NAME OF EXAMINER RCh) Y(✓) N(___)

OTHER (DESCRIBE IN NOTES BELOW)

PAGE: 5 308
POINT OF DIVERSION REVIEW SHEET CONTINUED CLAIM NUMBER: A61-00340

NOTES: _____

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD FLAG | COUNTY | DIVERSION NAME | DIVERSION NBR |
|---|---|---|---|---|---|---|---|---|---|---|
| 03S | 09E | 35 | NE | SE | NW | | | ELMORE | | |
| 04S | 09E | 10 | NE | NE | NW | | | ELMORE | | |
| 04S | 09E | 10 | SW | NE | SW | | | ELMORE | | |
| 04S | 09E | 16 | SE | NE | NE | | | ELMORE | | |
| 3S | 9E | 35 | NW | SW | NE | | | | UPPER | |
| 4S | 9E | 10 | SW | NW | NE | | | | STAGE | |
| | | 10 | NE | NE | NW | | | | W MIDDLE | |
| | | 10 | SE | NE | NW | | | | E MIDDLE | |
| | | 10 | NW | NE | SW | | | | LOWER | |
| | | | | | | | | | | |

SOURCE: COLD SPRINGS CR TRIB: SNAKE RIVER

REVIEWED BY: RCh DATE: 11/19/98

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (X)

SEE PART III & IV (3-RING BINDER)

330
CLAIM NUMBER: A61-00340

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ #/ACRES | | WR #/ACRES | | LANDSAT DATA | FIELD EXAM. | RECOMM. ACRES |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NW | SE | | MC GREW, WH | A61-00364 | /20.0 | - | / | | | |
| | | | NW | SE | | MC GREW, HELEN BRANDT | | | 61-07393 | /40.0 | | | |
| 04S | 09E | 29 | SW | SE | | MC GREW, HELEN B | A61-00340 | /40.0 | - | / | 40.0 | | |
| | | | SW | SE | | MC GREW, WH | A61-00301 | /40.0 | 61-00301 | / | | | |
| | | | SW | SE | | MC GREW, WH | A61-02012 | /20.0 | 61-02012 | /20.0 | | | |
| | | | SW | SE | | MC GREW, HELEN B | A61-02111 | /40.0 | 61-02111 | /40.0 | | | |
| | | | SW | SE | | MC GREW, WH | A61-00332 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, HELEN B | A61-00333 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, WH | A61-00334 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, WH | A61-00335 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, HELEN B | A61-00336 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, WH | A61-00337 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, HELEN B | A61-00338 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, HELEN B | A61-00339 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, WH | A61-00343 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, HELEN B. | A61-07288 | /40.0 | 61-07288 | /40.0 | | | |
| | | | SW | SE | | MC GREW, WH | A61-00364 | /40.0 | - | / | | | |
| | | | SW | SE | | MC GREW, HELEN BRANDT | | | 61-07393 | /40.0 | | | |

NOTE:
- PAGES 6-26 WERE REMOVED TO SAVE SPACE
- NOT NEEDED TO SHOW ACRES
- SEE PART I & II of 3-RING BINDER

ADDITIONAL POU FOUND

| | | | |
|---|---|---|---|
| TOTAL ACRES | A61-00340 | 1896.00 | 1654.00 |

POU COUNTY: ELMORE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED? Y(✓) N(___)

* IF YES, ARE THESE TRACTS LISTED ABOVE (___), OR ARE THEY LISTED ON AN ATTACHED SHEET (✓)

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM NO. | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|---|---|---|---|---|---|---|
| A61-00340 | COLD SPRINGS CREEK | MC GREW, HELEN B | 0.500 | | | |
| A61-00301 | GROUNDWATER | MC GREW, WH | 6.400 | 0.008 | | |
| A61-00332 | COLD SPRINGS CREEK SPRING | MC GREW, WH | 2.720 | 0.001 | | |
| A61-00333 | COLD SPRINGS CREEK | MC GREW, HELEN B | 0.540 | | | |

| CLAIM NO. | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|---|---|---|---|---|---|---|
| A61-00334 | COLD SPRINGS CREEK | MC GREW, WH | 0.500 | | | |
| A61-00335 | COLD SPRINGS CREEK | MC GREW, WH | 0.480 | | | |
| A61-00336 | COLD SPRINGS CREEK | MC GREW, HELEN B | 0.800 | | | |
| A61-00337 | COLD SPRINGS CREEK | MC GREW, WH | 2.400 | 0.001 | | |
| A61-00338 | COLD SPRINGS CREEK | MC GREW, HELEN B | 1.840 | | | |
| A61-00339 | COLD SPRINGS CREEK | MC GREW, HELEN B | 1.500 | | | |
| A61-00343 | COLD SPRINGS CREEK | MC GREW, WH | 0.600 | | | |
| A61-00364 | COLD SPRINGS CREEK | MC GREW, WH | 0.120 | | | |
| A61-02008 | COLD SPRINGS CREEK | MC GREW, WH | 9.240 | 0.020 | | |
| A61-02012 | COLD SPRINGS CREEK | MC GREW, WH | 2.000 | 0.020 | | |
| A61-02020 | SPRING | MC GREW, HELEN B | 0.400 | 0.020 | | |
| A61-02095 | GROUNDWATER | MC GREW, WH | 3.110 | 0.009 | | |
| A61-02100 | COLD SPRINGS CREEK | MC GREW, WH | 5.420 | 0.016 | | |
| A61-02111 | COLD SPRINGS CREEK | MC GREW, HELEN B | 1.020 | 0.002 | 436.60 | 0.87 |
| A61-02199 | GROUNDWATER | MC GREW, WH | 6.000 | 0.016 | 1840.00 | 4.98 |
| A61-02209 | GROUNDWATER | MC GREW, WH | 0.420 | 0.001 | 1840.00 | 4.98 |
| A61-07288 | GROUNDWATER | MC GREW, HELEN B. | 6.800 | 0.020 | | |
| A61-10363 | SPRINGS | MC GREW, WH | 2.000 | 0.009 | | |

LIST OF ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION:

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|---|---|---|---|---|---|
| A61-11655 | STOCKWATER | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | .260 CFS | |
| A61-11655 | WILDLIFE | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | .020 CFS | |
| A61-00332 | DOMESTIC | MC GREW, WH | FROM 01-01 TO 12-31 | .060 CFS | |
| A61-11451 | STOCKWATER | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | .240 CFS | |
| A61-11451 | WILDLIFE | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | .020 CFS | |
| R61-10375 | DOMESTIC | MCGREW, W H | FROM 01-01 TO 12-31 | .060 CFS | |
| A61-10375 | DOMESTIC | MC GREW, HELEN B | FROM 01-01 TO 12-31 | .060 CFS | |
| A61-11627 | STOCKWATER | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | .070 CFS | |
| A61-11627 | WILDLIFE | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | .020 CFS | |
| A61-11460 | STOCKWATER | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | .070 CFS | |
| A61-11460 | WILDLIFE | US DEPT OF INTERIOR | FROM 01-01 TO 12-31 | .020 CFS | |
| A61-02012 | STOCKWATER | MC GREW, WH | FROM 01-01 TO 12-31 | .090 CFS | |

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y(X) N(__)

SEE PART I (3 RING BINDER)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: CLAIM NO.'S A61-00340,02095,02100,07288,00364,02008,02199.

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(__) Y(/) N(__)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A(___) Y(✓) N(___)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y(✓) N(___)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y(___) N(✓)

CHECK DOCUMENTS USED TO VERIFY POU: (✓) ORTHOPHOTOQUAD, IDWR NO 2-65, 66 1974; ( ) TOPOGRAPHIC QUAD, IDWR NO. _____;
(✓) NAPP, IDWR NO. 2-65 NF '87; (✓) ASCS PHOTO; ~~(-) OTHER~~ '87

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: 851 N/A(___)

REVIEWED BY: RDh DATE: 11/19/98

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CLAIM NUMBER: A61-00340

A. AJ CLAIMED USES:

| | PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|---|---|---|---|---|
| A61-00340 | IRRIGATION | FROM 03-15 TO 11-15 | .500 CFS | |
| | | TOTAL DIVERSION RATE/VOLUME | .500 CFS | |

B. WR RECORDED USES:

| | PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|---|---|---|---|---|
| 61-00340 | IRRIGATION | FROM TO | .500 CFS | |
| | | TOTAL DIVERSION RATE/VOLUME | .500 CFS | |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(✓) N(___)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(___) Y(✓) N(___)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(✓) N(___)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(✓) N(___)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(✓) N(___)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(___) Y(✓) N(___)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(___) Y(___) N(✓)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(✓) Y(___) N(___)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(___) Y(___) N(✓)

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.500 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.500 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(___) Y(✓) N(___)

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A(___) Y(✓) N(___)

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(___) N(✓)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(___) N(✓)

E. *FLOW MEASUREMENT*

MEASUREMENT METHOD NA, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 85.1 x 0.02 CFS/ACRE = 17.02 CFS (Taken from pou review) RECOMMEND DECREED AMOUNT (PPOU) .5 CFS

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(___) N(X)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(___) N(___)

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW (___) OR SEE ATTACHMENT (___)

336
CLAIM NUMBER: A61-00340

NOTES:

WR RECORD CONDITIONS/REMARKS:

337
CLAIM NUMBER: A61-00340

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

| REC. PURPOSE OF USE | REC. PERIOD FROM | TO | REC. DIV RATE CFS DATABASE | EXAMINER | REC. DIV VOL. AF/A DATABASE | EXAMINER | REC. CONS. USE DATABASE | EXAMINER |
|---|---|---|---|---|---|---|---|---|
| IRRIGATION | 03-15 | 11-15 | 0.500 | | | | ~~0.0~~ | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| TOTAL FOR THIS RIGHT | | | 0.500 | | | | ~~0.0~~ | |

NON-IRRIGATION USES CLAIMED: NONE.

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: RCh DATE: 11/19/98

FLAG: C

STANDARD CONDITIONS (CODE):

SEE "R" FILE

STANDARD REMARKS (CODE):

CONT
POU 1
EXP

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

338
CLAIM NUMBER: A61-00340

A. CHECK ONLY THE FOLLOWING THAT APPLY:

| | ACCEPTED AS CLAIMED | NEEDS REVIEW |
|---|---|---|
| OWNERSHIP _____ | ( X ) | ( ) |
| FORFEIT/ABANDON _____ | ( ) | ( ) |
| ADDITIONAL DIV. AMOUNT _____ | ( ) | ( ) |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-00340

TOTAL DIVERSION RATE OF WR SPLITS — DATABASE 0.500 — EXAMINER [signature] — CFS

SPLITS:

| OLD RIGHT NUMBERS | CURRENT CLAIM NUMBERS | DIVERSION RATE | CURRENT "R" CLAIM NUM. | "R" DIV. RATE | WR RIGHT NUMBERS | DIVERSION RATE |
|---|---|---|---|---|---|---|
| - | A61-00340 | 0.500 | - | | 61-00340 | 0.500 |
| | TOTAL CFS | 0.500 | | | | 0.500 |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N) — DATABASE Y — FIELD EXAMINER Y(X) N(___)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW (___) OR SEE ATTACHMENT(___)?

NOTES:

AUTHENTICATION:

SIGNATURE: Ron Hawkerton DATE: 11/19/98

NAME OF FIELD EXAMINER: RON HAWKERTON TITLE: SR WATER AGENT

QUICKLOOK INFORMATION

339
CLAIM NUMBER: A61-00340

| WR ELEMENT | DATA DISCREPANCY Y/N | CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE | FIELD EXAM BY WHOM/DATE | CHANGE CLAIM Y/N | COMPLETED REVIEW WHOM/DATE | COMPLETED DATA ENTRY WHOM/DATE | ELEMENT DOCUMENTED WHOM/DATE | VERIFIED DATE WHOM/DATE |
|---|---|---|---|---|---|---|---|---|
| PRIORITY DATE | | | | | | | | |
| POINT OF DIV | Y | | | | | | | |
| SOURCE | Y | | | | | | | |
| PLACE OF USE | Y | | | | | | | |
| DIV. AMOUNT CFS/VOLUME | | | | | | | | |
| CONSUMPTIVE USE | - | | | | | | | |
| PURPOSES OF USE | | | | | | | | |
| PERIOD OF USE | Y | | | | | | | |
| BASIS OF CLAIM | | | | | | | | |
| REMARKS | | | | | | | | |

BARCODE UPDATED
WHOM/DATE

PAGE: 37 ALL SOURCES OF MAPS & ANALYSIS ARE IN 3-RING BINDER

LIST OF MAPS USED AND ATTACHMENTS

CLAIM NUMBER: A61-00340 340

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED IN FILE? |
|---|---|---|
| (✓) ORTHOPHOTOQUAD | DATE OF PHOTO _____ IDWR ID NO. _____ | Y( ) N(✓) |
| ( ) TOPOGRAPHIC | DATE FIELD CHECKED _____ IDWR ID NO. _____ | Y( ) N( ) |
| (✓) NAPP | DATE OF PHOTO _____ IDWR ID NO. _____ | Y( ) N(✓) |
| (✓) ASCS AERIAL PHOTO | DATE OF PHOTO _____ | Y( ) N(✓) |
| ( ) ASCS COLOR SLIDE | DATE OF PHOTO _____ | Y( ) N( ) |
| ( ) BLM OR USFS AERIAL PHOTO | DATE OF PHOTO _____ | Y( ) N( ) |
| (✓) TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY _____ | Y( ) N(✓) |
| ( ) SCS SOIL SURVEY MAP | DATE ISSUED _____ | Y( ) N( ) |
| ( ) SUBDIVISION PLAT MAP | DATE OF MAP _____ | Y( ) N( ) |
| (✓) OTHER MAP to property | DATE _____ | Y( ) N(✓) |
| ( ) OTHER _____ | DATE _____ | Y( ) N( ) |
| ( ) OTHER _____ | DATE _____ | Y( ) N( ) |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED) | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF PAGES | NOTES |
|---|---|---|---|
| ( ) LICENSING FIELD EXAM | DATE OF FIELD EXAM _____ | | |
| ( ) WATER RIGHT LICENSE | DATE LICENSE SIGNED _____ | | |
| ( ) IDWR APPROVED TRANSFER | DATE TRANSFER APPROVED _____ | | |
| (✓) SYSTEM DESCRIPTION | DATE DRAWN _____ | | |
| (✓) PHOTOGRAPHS | DATE(S) PHOTOS TAKEN _____ | | |
| ( ) SPLIT RIGHT REVIEW | DATE REVIEW COMPLETED _____ | | |
| ( ) HUBBLE ANALYSIS | DATE ANALYSIS COMPLETED _____ | | |
| (✓) CONVEYANCE LOSS ANALYSIS | DATE ANALYSIS COMPLETED _____ | | |
| ( ) FLOW MEASUREMENT CALCULATIONS | DATE SYSTEM MEASURED _____ | | |
| (✓) OTHER _____ | DATE SEE VARIOUS ATTACHMENTS IN BINDER | | |
| ( ) OTHER _____ | DATE _____ | | |

| OWNER CODE | NAME & ADDRESS | PRIORITY DATE | WATER USE | USE PERIOD FROM | USE PERIOD TO | DIVERSION RATE | DIVERSION VOLUME |
|---|---|---|---|---|---|---|---|
| C | HELEN B MC GREW | 06/30/1887 | IRRIGATION | 03-15 | 11-15 | 0.50 CFS | |
| C | WH MC GREW | | | | | | |
| | PO BOX 965 | | | | TOTAL DIVERSION: | 0.50 CFS | |
| | GLENNS FERRY ID 83623 | | | | | | |
| | (208) 366-2480 | | | | | | |

Water Source: COLD SPRINGS CREEK  Tributary to: SNAKE RIVER  Stage: DECREED

| Point(s) of Diversion: | | | | |
|---|---|---|---|---|
| T03S R09E S35 | NESENW | | | ELMORE County |
| T04S R09E S10 | NENENW | SWNESW | | ELMORE County |
| S16 | SENENE | | | ELMORE County |

Place of use Legal Description for: IRRIGATION

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| T | R | S | NENE Lt Ac | NWNE Lt Ac | SWNE Lt Ac | SENE Lt Ac | NENW Lt Ac | NWNW Lt Ac | SWNW Lt Ac | SENW Lt Ac | NESW Lt Ac | NWSW Lt Ac | SWSW Lt Ac | SESW Lt Ac | NESE Lt Ac | NWSE Lt Ac | SWSE Lt Ac | SESE Lt Ac | SUM |
| 03S | 09E | 34 | | | | | | | | | | | | | | | | 05-05 | 5.0 |
| 03S | 09E | 35 | | | | | | | | | | | 04-40 | | | | | | 40.0 |
| 04S | 09E | 2 | | | | | | 04-40 | 20 | | | 18 | | | | | | | 78.0 |
| 04S | 09E | 3 | 01-25 | | 25 | 30 | | | | | 12 | | | 25 | 40 | 30 | 30 | 35 | 252.0 |
| 04S | 09E | 8 | | 10 | 30 | | | | | | 40 | 20 | 40 | 40 | | 30 | 25 | | 235.0 |
| 04S | 09E | 9 | 06 | | 40 | 40 | | | | | | | 25 | 40 | 40 | 40 | 40 | 40 | 311.0 |
| 04S | 09E | 10 | 25 | 40 | 20 | 12 | 20 | 18 | 40 | 26 | 30 | 40 | 40 | 40 | | 30 | 10 | | 391.0 |
| 04S | 09E | 15 | | | | | 18 | 30 | 18 | | | | | | | | | | 66.0 |
| 04S | 09E | 16 | 30 | 40 | 10 | 35 | 40 | 40 | 10 | 10 | | | | | 10 | 15 | | | 240.0 |
| 04S | 09E | 17 | 35 | 20 | | | 30 | 23 | | | | | | | | | | | 108.0 |
| 04S | 09E | 29 | 30 | | | 40 | | | | | | | | | 40 | 20 | 40 | | 170.0 |
| | | | | | | | | | | | | | | | | TOTAL ACRES | | | 1896.0 |

POU County: ELMORE

Non-Irrigation Uses: NONE.

Other Rights: CLAIM NO.'S A61-00340,02095,02100,07288,00364,02008,02199.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: 61E Field Inspection Flag:
Presumption Flag:

**CANDICE M. McHUGH**
Deputy Attorney General
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098
Telephone: (208) 327-7900
Fax: (208) 327-5400
Idaho State Bar #5908

Attorney for IDWR

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

| | |
|---|---|
| In Re SRBA | **SUBCASE NOS.: See Attachment A** |
| Case No. 39576 | **IDWR'S WITHDRAWAL OF NOTICES OF ADMINISTRATIVE PROCEEDINGS** |

TO ALL INTERESTED PARTIES:

PLEASE TAKE NOTICE that the Idaho Department of Water Resources (IDWR) hereby withdraws its Notices of Administrative Proceedings (NAP) for the subcase numbers identified on "Attachment A".

The NAP's in these subcases are being withdrawn at this time since any administrative actions on these water rights will proceed once the partial decrees have been issued.

Dated this 12th day of April, 2002.

By: Candice McHugh
CANDICE M. McHUGH
Deputy Attorney General

## ATTACHMENT A

61-301 MM
61-332 SO
61-333 SO
61-334 SO
61-335 SO
61-336 SO
61-337 SO
61-338 SO
61-339 SO
61-340 SO
61-343 SO
61-364 SO
61-2008 SO
61-2012 SO
61-2100 SO
61-2199 SO
61-2209 MM
61-10363 SO
61-11844 SO
61-11847 SO
61-11887 SO

## CERTIFICATE OF MAILING

I certify that on April 15, 2002, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

___ overnight mail
✓ regular mail
___ hand-delivered
___ facsimile

2. Copies to:

IDWR REPOSITORY
P.O. Box 83720
Boise, ID 83720-0098

___ overnight mail
___ regular mail
✓ hand-delivered
___ facsimile

BRUCE M. SMITH
225 North 9th Street, Suite 420
Boise, ID 83702

___ overnight mail
✓ regular mail
___ hand-delivered
___ facsimile

Kar Pew

Signature of person or attorney mailing the form

## Howerton, Ron

**From:** McHugh, Candice
**Sent:** Tuesday, November 27, 2001 3:05 PM
**To:** McHugh, Candice; Howerton, Ron; Schulte, Mel; Harvey, Becky
**Subject:** RE: Today's Meeting With Bruce Smith

Whoops. Forgot 61-10363 -- change priority date to 2/15/1870.

-----Original Message-----
**From:** McHugh, Candice
**Sent:** Tuesday, November 27, 2001 3:02 PM
**To:** Howerton, Ron; Schulte, Mel; Harvey, Becky
**Subject:** Today's Meeting With Bruce Smith

I thought today's meeting was very productive. We resolved 22 subcases and 2 are likely to be resolved with little effort. That only leaves the stockwater rights and 4 other water rights left. YAY!!!

To recap what we are going to need to do in the next week or so:

Becky -- Prepare SF5s to dismiss objections to 61-2199, 2100, 11887 and motions w/ language regarding the SOU Motion for 61-2111 and 11885.

Ron/Mel -- Prepare SF5 attachments for the following:

61-301 -- split into a and b. We will hold the filing of this until we receive the relinquishment form for 61-7288
61-332, 333, 334, 335, 336, 337, 338, 339, 340, 343, 364 -- drop the 3.7 acres and reduce quantity. Total acres will be 1368 with a total quantity of 16.95 cfs. We need to make sure any other overlapping rights, contested or uncontested, have the remarks changed as necessary.

61-2008 -- reduce quantity and drop 3.7 acres and quantity.

61-2095, 2209 -- split rights with BLM. Continue both rights and their splits as a PPOU with the other rights, get help from Don regarding the remarks if there are any questions.

61-11847 -- remove the quantity remark

Did I miss anything? If so, let me know.

Thank you.

*Candice*

**Confidentiality Notice: This e-mail may contain confidential and privileged information exempt from disclosure under applicable law. This message is intended only for the use of the individual or individuals identified above. If you have received this message by mistake, please notify the sender immediately by replying to this message. Please delete the message from your system and do not review, disclose, copy, or distribute any information contained or attached to the message. Thank You**

## STATUS

| CLAIM | AGENT | Source | OBJECTION | USE | COMMENTS |
|---|---|---|---|---|---|
| 61-2008 *** | Ron | Cold Springs Creek | Season Of Use | Irrigation | Added POD for PPOU and changed SOU. **"R" Done** |
| 61-2111 | Ron | Cold Springs Creek | Season Of Use | Irrigation Stock | SOU ok **"R" Done.** |
| 61-11885 | Ron | Cold Springs Creek | Season Of Use | Irrigation | SOU ok **"R" Done** |
| 61-11904 | Ron | Cold Springs Creek | Season Of Use for year long & Quantity | Stock | SOU ok but no change to quantity-new "R" not done |
| 61-11905 | Mel | GW | Season Of Use for year long & Quantity | Stock | SOU ok but no change to quantity-new "R" not done |
| 61-11906 | Ron | Cold Springs Creek | Season Of Use for year long & Quantity | Stock | SOU ok but no change to quantity-new "R" not done |
| 61-11907 | Mel | GW | Season Of Use for year long & Quantity | Stock | SOU ok but no change to quantity-new "R" not done |
| 61-11908 | Mel | GW | Season Of Use for year long & Quantity | Stock | SOU ok but no change to quantity-new "R" not done |
| 61-11909 | Mel | GW | Season Of Use for year long & Quantity | Stock | SOU ok but no change to quantity-new "R" not done |

Amended Director Report

*** Your question if splitting 61-2008 between BLM and Bruce would be ok per their agreement?

Answer: No.

1. The BLM tract was never a part of license 61-02008.
2. The BLM tract T04S, R09E, SENE, was never a part of the recommendation for right 61-02008 for Charter Mountain Ranch Inc.

State of Idaho
DEPARTMENT OF WATER RESOURCES
2735 Airport Way, Boise, Idaho 83705
Phone: (208) 334-2190 FAX: (208) 334-2348 www.idwr.state.id.us/idwr/idwrhome.htm

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

**FAX TRANSMITTAL COVER SHEET**

**FAX # (208) 334-2348**

**DATE:** 6-27-00

**TO:** Susan Hamlin

**FROM:** Ron

**DOCUMENT DESCRIPTION:** List of Cold Springs Cr Users per water master list

**TOTAL PAGES SENT:** 4 **+ COVER SHEET**

**CONTACT:** Ron

Sent E-mail attachment 8-8-00 to Susan...

# WATER DISTRICT 61E WATER DELIVERY LIST
## AS OF 5/25/00 PER DANIEL NELSON

| WATER RIGHT | CURRENT OWNER | PRIORITY DATE | POINT OF DIVERSION | TOTAL FLOW RATE | DIVERSION NAME AND COMMENTS |
|---|---|---|---|---|---|
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | [redacted] |
| 61-00338 | CHARTER MOUNTAIN | 6/30/1870 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 1.84 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00322 | DOUBLE ANCHOR | 5/1/1871 | | 0.80 CFS | SPRING TRIBUTARY TO COLD SPRINGS CREEK |
| 61-00323 | DOUBLE ANCHOR | 5/1/1872 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.00 CFS | |
| 61-10349 | DOUBLE ANCHOR | 5/1/1873 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.26 CFS | COMBINATION OF 61-00324 AND 61-00325 |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | [redacted] |
| 61-00339 | CHARTER MOUNTAIN | 5/1/1875 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 1.50 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00332 | CHARTER MOUNTAIN | 5/18/1875 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 2.72 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | [redacted] |
| 61-00318 ✓ | HALF MOON RANCH | 5/1/1877 | 05S 09E 5 SENESW | 0.50 CFS | |
| 61-00319 ✓ | HALF MOON RANCH | 5/1/1878 | 05S 09E 5 SENESW | 0.80 CFS | |
| 61-00326 | DOUBLE ANCHOR | 5/1/1878 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.00 CFS | |
| 61-00327 | DOUBLE ANCHOR | 5/1/1879 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 2.5 CFS | |
| 61-00345 | ✓ JOE BLACK & SONS | 6/30/1879 | 05S 09E 29 NESW<br>05S 09E 20 NESW | 0.50 CFS | |

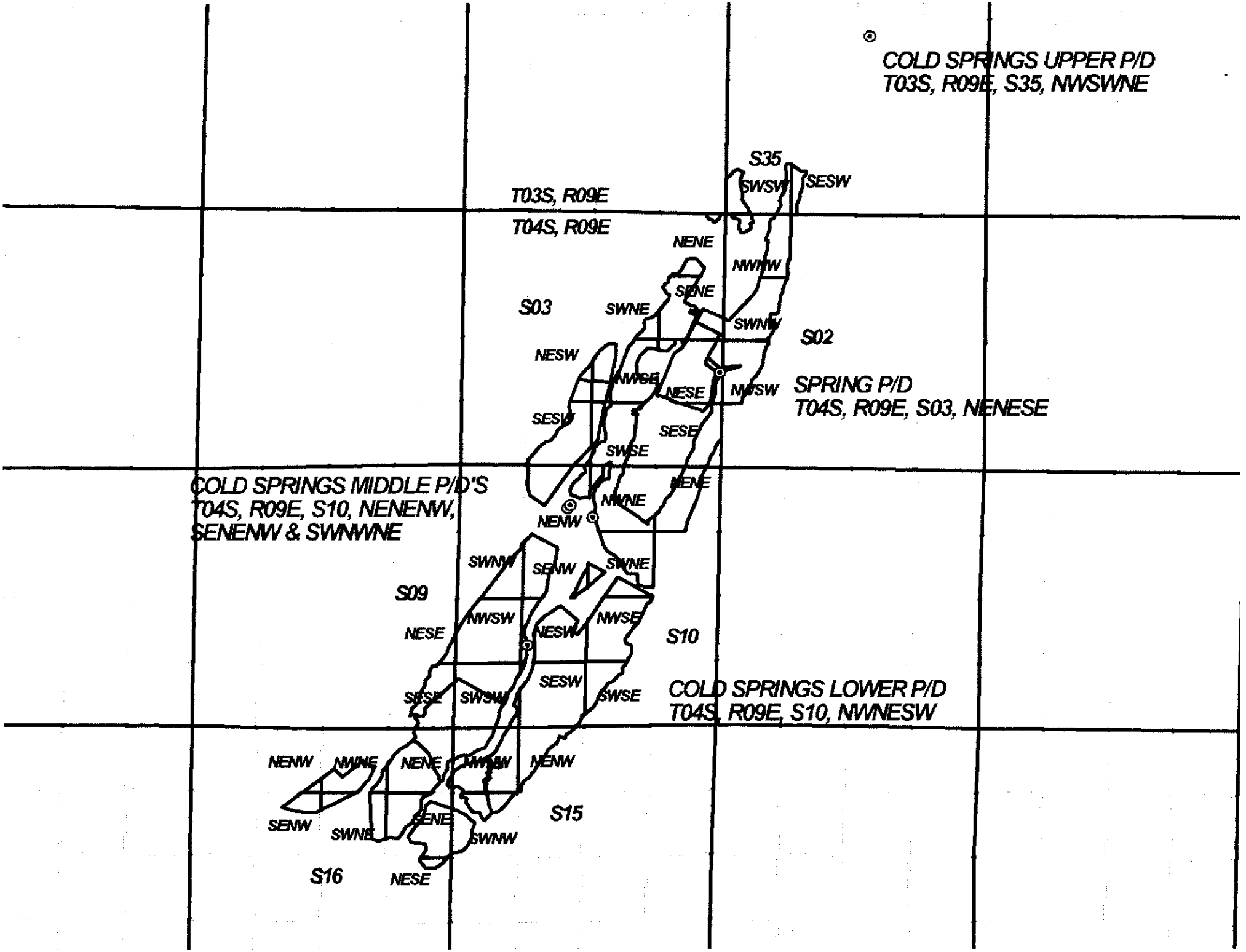
| WATER RIGHT | CURRENT OWNER | PRIORITY DATE | POINT OF DIVERSION | TOTAL FLOW RATE | DIVERSION NAME |
|---|---|---|---|---|---|
| 61-00317 | BARBER CAVEN RANCHES | 5/1/1880 | 05S 09E 8 SWSWSE | 1.36 CFS | |
| 61-00320 | HALF MOON RANCH | 5/1/1881 | 05S 09E 5 SENESW | 0.70 CFS | |
| 61-00321 | HALF MOON RANCH | 5/1/1883 | 05S 09E 5 SENESW | 0.90 CFS | |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | [redacted] |
| 61-00347 | JOE BLACK & SONS | 5/1/1884 | 05S 09E 29 NESW<br>05S 09E 20 NESW | 3.20CFS | |
| 61-00330 | DOUBLE ANCHOR | 5/1/1884 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 0.36 CFS | |
| 61-00333 | CHARTER MOUNTAIN | 5/1/1885 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.54 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00346 | BARBER CAVEN RANCHES | 5/1/1885 | 05S 09E 8 SWSWSE | 0.70 CFS | |
| 61-00331 | DOUBLE ANCHOR | 5/1/1886 | 04S 09E 16 NWSWSE<br>04S 09E 32 SWNWNE | 1.00 CFS | |
| 61-00334 | CHARTER MOUNTAIN | 5/1/1886 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.50FS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00364 | CHARTER MOUNTAIN | 5/1/1887 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.12 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |

| WATER RIGHT | CURRENT OWNER | PRIORITY DATE | POINT OF DIVERSION | TOTAL FLOW RATE | DIVERSION NAME |
|---|---|---|---|---|---|
| 61-00341 | SAMUEL BLACKWELL | 5/7/1887 | 04S 09E 16 NWSWSE<br>04S 09E 28 NENW | 1.22 CFS | NORTHERN P/D<br>SOUTHERN P/D |
| 61-0342 | SAMUEL BLACKWELL | 6/30/1887 | 04S 09E 16 NWSWSE<br>04S 09E 28 NENW | 1.18 CFS | NORTHERN P/D<br>SOUTHERN P/D |
| 61-00340 | CHARTER MOUNTAIN | 6/30/1887 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.50 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| [redacted] | | | | | |
| 61-00343 | CHARTER MOUNTAIN | 6/30/1888 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.60 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| [redacted] | | | | | |
| [redacted] | | | | | |
| 61-00344 | [redacted] | [redacted] | | [redacted] | |
| 61-00336 | CHARTER MOUNTAIN | 5/1/1895 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 0.80 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| 61-00337 | CHARTER MOUNTAIN | 12/1/1895 | 03S 09E 35 NWSWNE<br>04S 09E 10 SENENW<br>04S 09E 10 NENENW<br>04S 09E 10 NWNESW<br>04S 09E 10 SWNENE | 2.40 CFS | UPPER P/D<br>EAST MIDDLEP/D<br>WEST MIDDLE P/D<br>LOWER P/D<br>STAGE P/D |
| [redacted] | | | | | |
| [redacted] | | | | | (RECOMMENDED AT 7.03 CFS IN SNAKE RIVER BASIN ADJUDICATION) |
| 61-02007 | JOE BLACK & SONS | 2/29/1908 | 05S 09E 29 NESW<br>05S 09E 20 NESW | 2.10 CFS | |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | |

| WATER RIGHT | CURRENT OWNER | PRIORITY DATE | POINT OF DIVERSION | TOTAL FLOW RATE | DIVERSION NAME |
|---|---|---|---|---|---|
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | HOT SPRING TRIBUTARY TO COLD SPRINGS CREEK |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | [redacted] |
| 61-02048 | BARBER CAVEN RANCHES | 7/16/1916 | 05S 09E 8 SWSWSE | 0.40 CFS | |
| 61-02052 | JOE BLACK & SONS | 12/19/1917 | 05S 09E 29 NESW<br>05S 09E 20 NESW | 0.64 CFS | |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | |
| 61-02064 | NEUR OTTO | 6/14/1922 | 05S 09E 29 NWSESW | 1.28 CFS | |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | [redacted] |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | [redacted] |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | |
| 61-02111 | CHARTER MOUNTAIN | 7/5/1955 | 03S 09E 35 NWSWNE | 1.02 CFS | |
| [redacted] | [redacted] | [redacted] | [redacted] | [redacted] | |
| 61-07200 | ELLIS LIVING TRUST | 10/1/1974 | 05S 09E 31 SENWSW | 0.76 CFS | |

## DECREED RIGHTS NOT CLAIMED

[redacted]


COLD SPRINGS UPPER P/D
T03S, R09E, S35, NWSWNE
S35
SWSW
SESW
T03S, R09E
T04S, R09E
NENE
NWNW
SENE
S03
SWNE
SWNW
S02
NESW
NWSE
NESE
NWSW
SPRING P/D
T04S, R09E, S03, NENESE
SESW
SESE
SWSE
COLD SPRINGS MIDDLE P/D'S
T04S, R09E, S10, NENENW,
SENENW & SWNWNE
NENE
NWNE
NENW
SWNW
SENW
SWNE
S09
NWSW
NESE
NESW
NWSE
S10
SESW
SESE
SWSW
SWSE
COLD SPRINGS LOWER P/D
T04S, R09E, S10, NWNESW
NENW
NWNE
NENE
NWNW
NENW
S15
SENW
SWNE
SENE
SWNW
S16
NESE

BLM OBJECTED to 3.7 ACRES IN:
T45, R9E, S2, SW SW

COMBINED ACRES

1371.7
− 3.7
1368.0 NEW PPOU TOTAL

COMBINED CFS

17.02 cfs
.07
16.95

3.7
0.02
74

3 x 0.02
= .06

.02
.7
.014
.06
.07

RE-DO ALL PPOU RIGHTS FOR CSP CR.

# Idaho Department of Water Resources

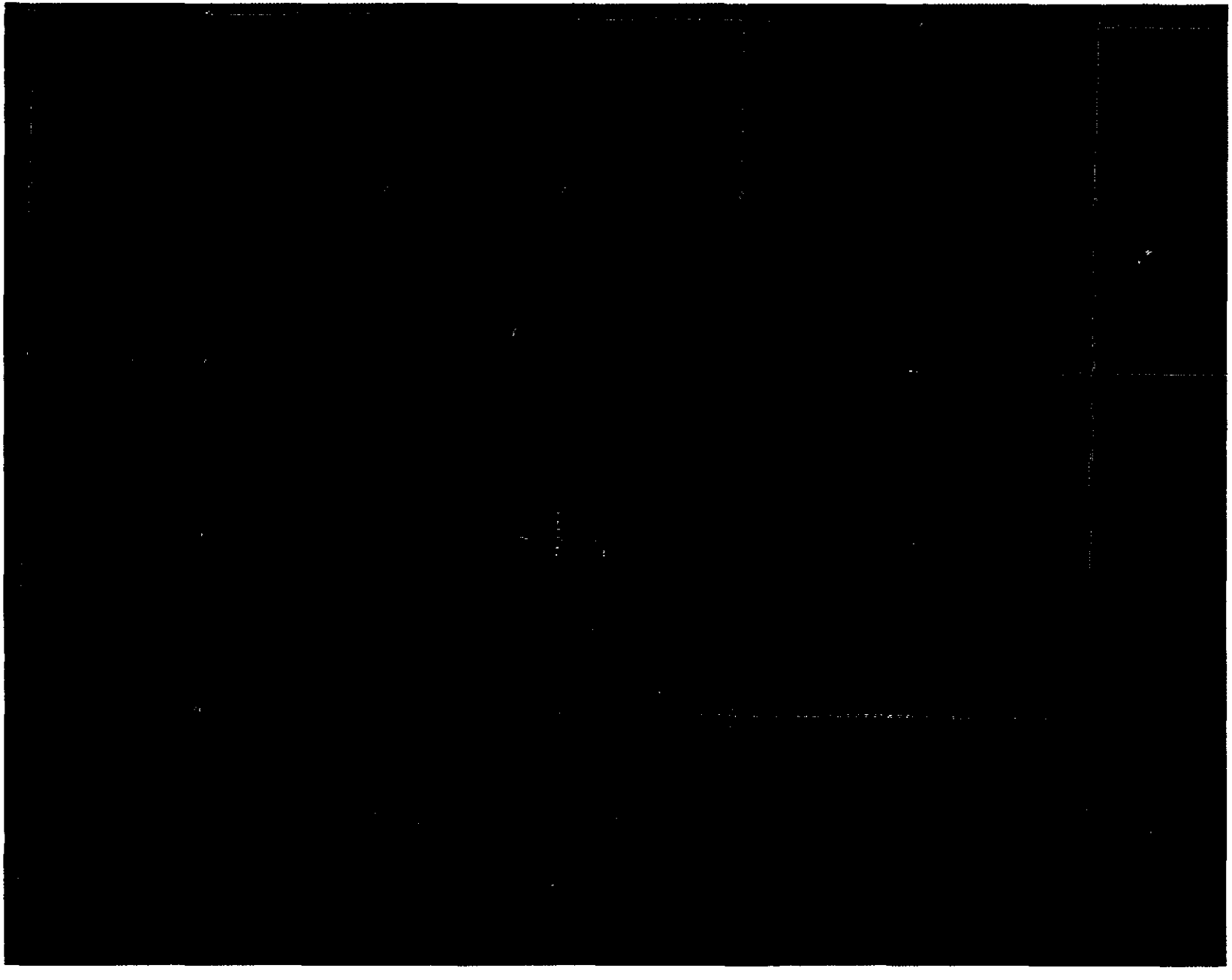
## T04S, R09E
## S32

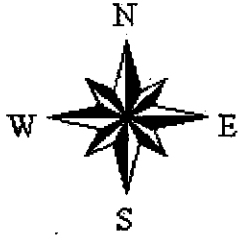
Owner(s) Charter Mtn. Ranch
Prepared by:
Dan Nelson
Date: 03/09/00

- Old P/D
- 1999 P/D
- 2000 P/D

SECTION LINES

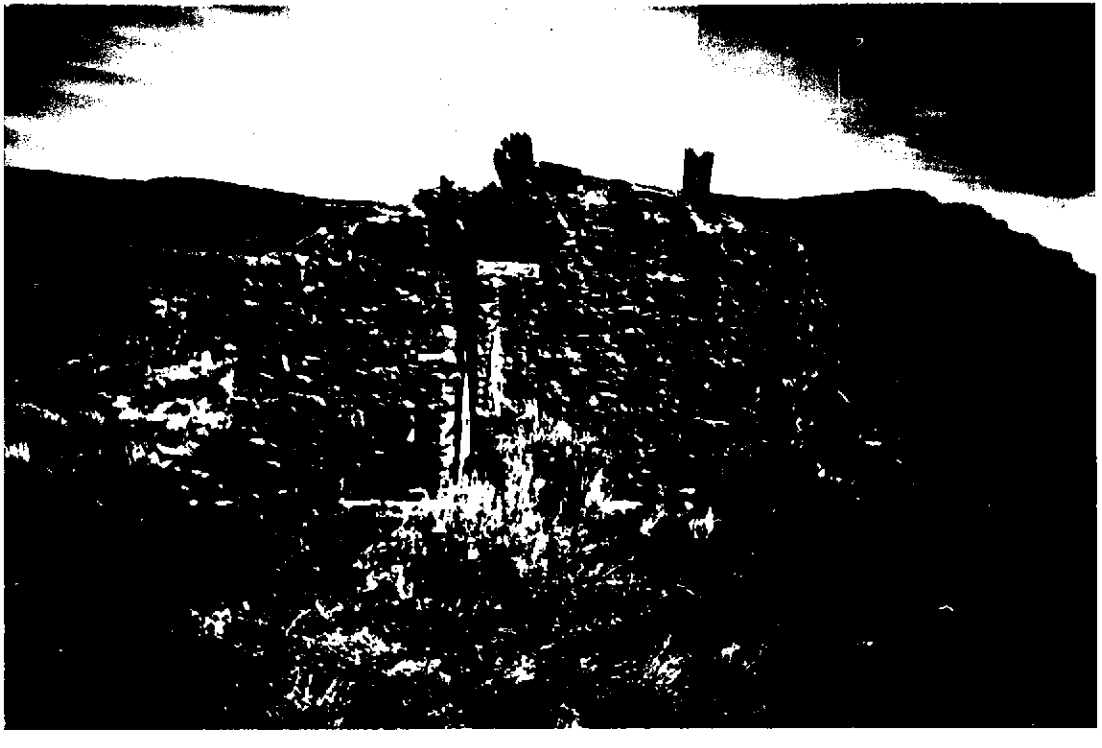
1/4 1/4





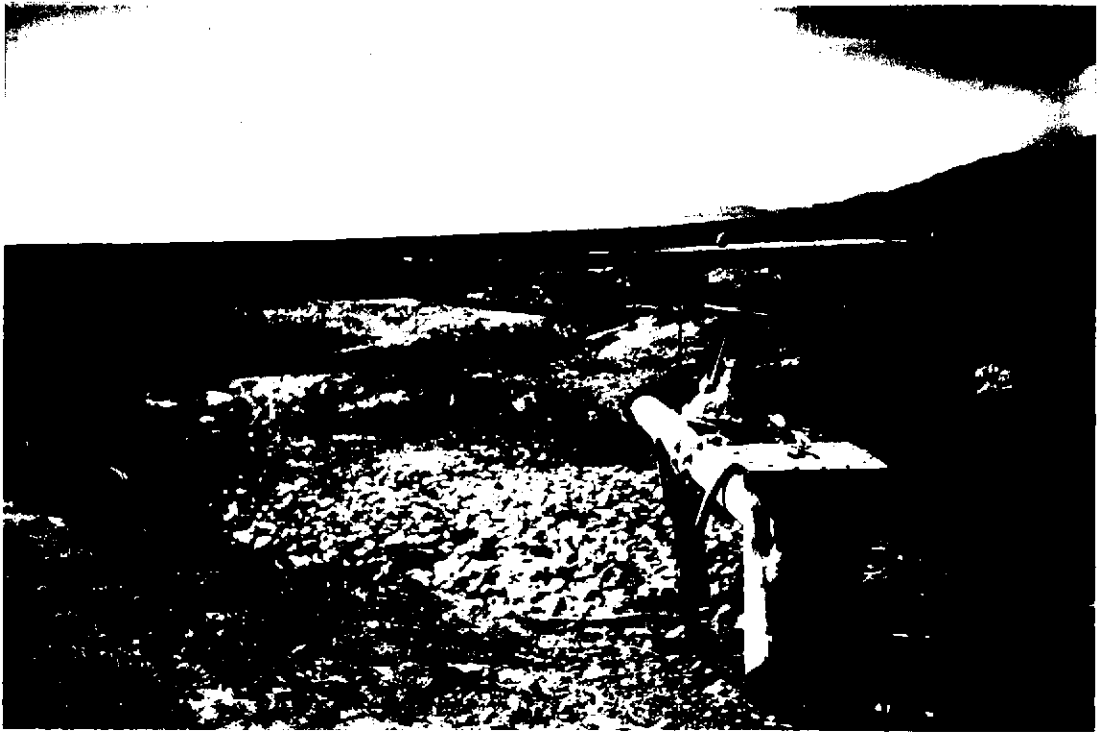

***1987 NAPP***

0 0.3 0.6 0.9 1.2 1.5 Miles



4-30-91

FRONT HOMESTEAD



4-30-96

2+ WELL

VIEW IS TO WEST



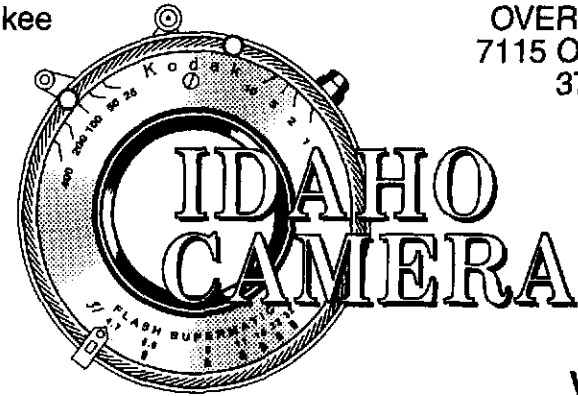
4-3-96

WALKER WELL

BENNETT MTN IN BACKGROUND

**BOISE TOWNE SQUARE**
350 N. Mllwaukee
375-5220

**PRICELESS PORTRAITS**
OVERLAND PARK
7115 Overland Road
376-0395




**ORCHARD**
1310 N. Orchard
377-3686

**DOWNTOWN**
170 N. 8th
344-8303

**VISTA VILLAGE**
936 Vista Village
343-8075

# MOMENTS TO REMEMBER WITH PHOTOS

McGREW COLD SPRINGS CREEK FX 4-30-96

Noteworthy™

# PHOTO'S

**PICTURE #35, COLD SPRINGS CREEK:** FX 5-28-96. Photo's by RDH. DUPLICATE photo of photo 34, with no ink marks. This photo shows two points of diversion in the NENW of S10, T4S, R9E. West P/D is a plastic dam, East P/D is a gravel rock diversion with a control headgate further down. View is to South.



**PICTURE #36:** FX 5-28-96. Photo's by RDH. Natural channel & Ditch of Cold Springs Creek point of diversion, located in the NWNE of S10, T4S, R9E.



**PICTURE #33, COLD SPRINGS CREEK:** FX 5-28-96. Photo's by RDH. Ditch from Cold Springs Creek upper point of diversion shown in photo's 1 & 4. Photo location, SWSE, S3, T4S, R9E. Ditch flows through several wet spots or spring like areas that are a part of Cold Spring Creek taking advantage draining them. This ditch water flows in and out of natural channels of Cold Springs Creek and diverted out at points of diversion recommended in the NENW & NWNE of S10, T4S, R9E. See photo's 34, 35 & 36.



**PICTURE #34:** FX 5-28-96. Photo's by RDH. This photo shows two points of diversion in the NENW of S10, T4S, R9E. West P/D is a plastic dam, East P/D is a gravel rock diversion with a control headgate further down.



**PICTURE #31, COLD SPRINGS CREEK:** FX 5-28-96. Photo's by RDH. Collection culvert from Distribution Pond. (Piped underground from Distribution Pond). This is a pressurized system for sprinklers, it is used in conjunction with gravity flows through culverts and the ditch shown in photos 23 & 24 from the Distribution Pond.



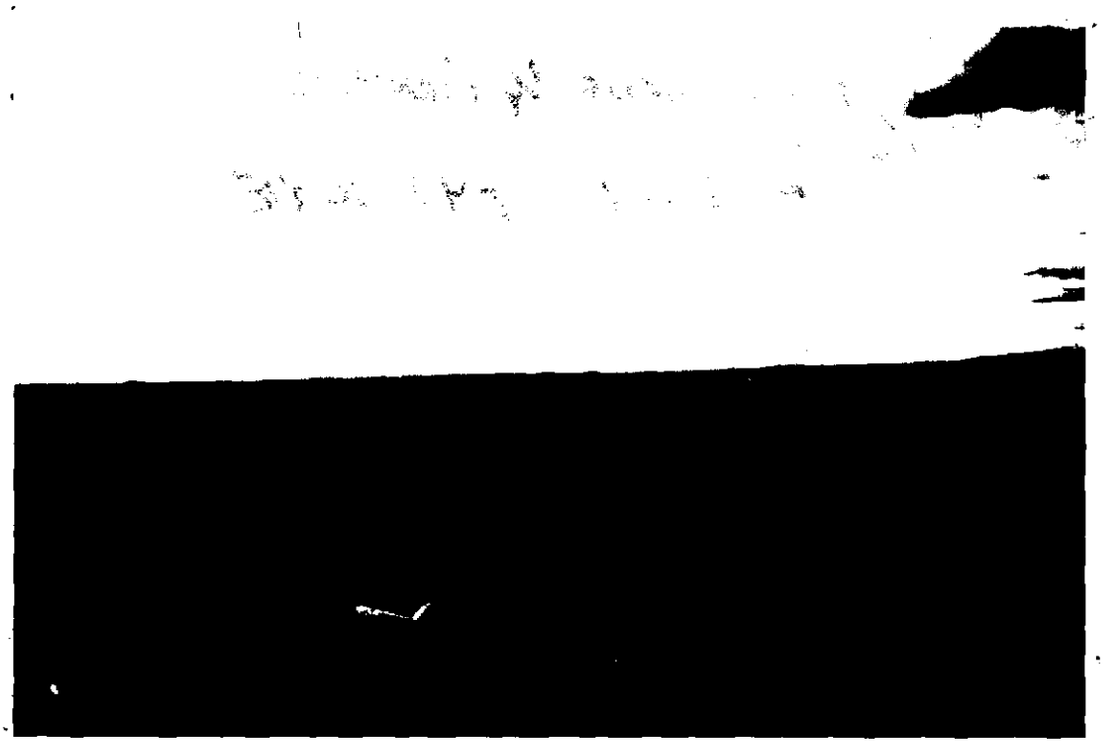
**PICTURE #32:** FX 5-28-96. Photo's by RDH. A Spring location that has been identified as part of the Cold Springs Creek water in prior Cold Springs Creek decree. No precise point of diversion, water is drained from a large area located in S2 & S3, T4S R9E. View is from access road on the East looking to West.



**PICTURE #29, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. POU view from the NENE corner of S29 to the SW.



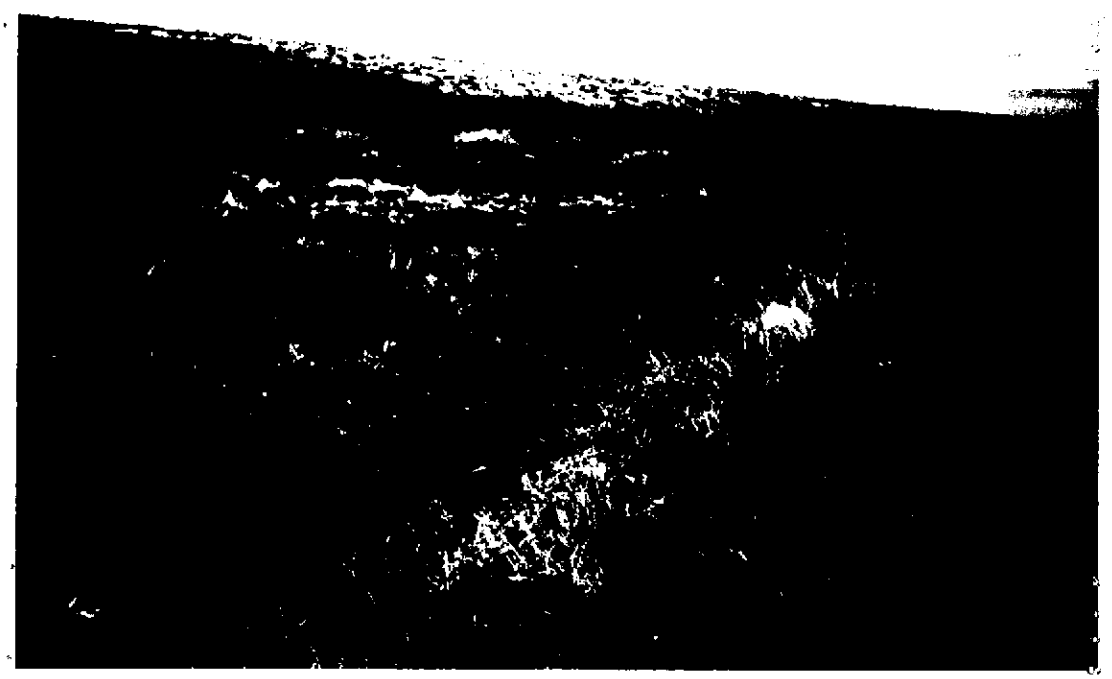
**PICTURE #30:** FX 5-22-96. Photo's by RDH. POU photo, located at first cut-off ditch in S29, view is from East to West.



**PICTURE #25, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) Photo location, North of reference "H". Ditch from distribution pond in center of photo into what may have been considered in the past as part of Cold Springs Creek. This channel cannot receive water directly from Cold Springs Creek, only used as a conveyance for the ditch and waste water from the field. This ditch has 2+ well water, spring water and Cold Springs Creek water. The ditch can be filled to max with either 2+ well water or Cold Springs Creek water alone. Per John McGrew. Location of POU shown SWNE & SENE, S16, T4S, R9E.



**PICTURE #26:** FX 5-22-96. Photo's by RDH. Same ditch shown below photo 25, just West of reference "H".



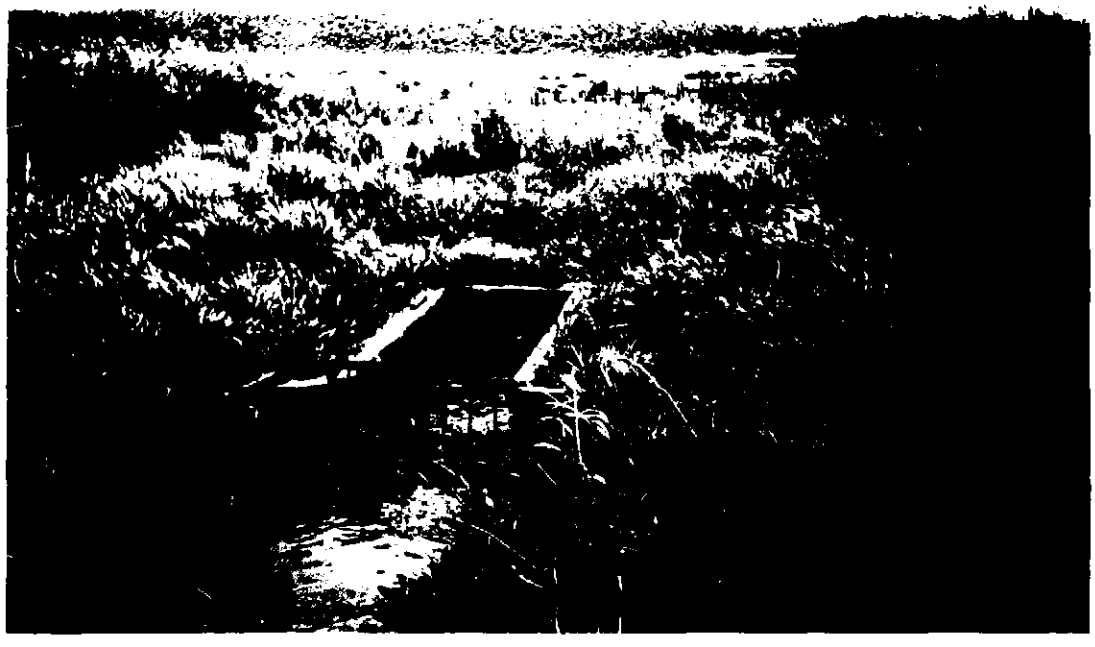
**PICTURE #27, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) Photo location, reference "H". Full flow for "H" Conveyance loss measurement location.



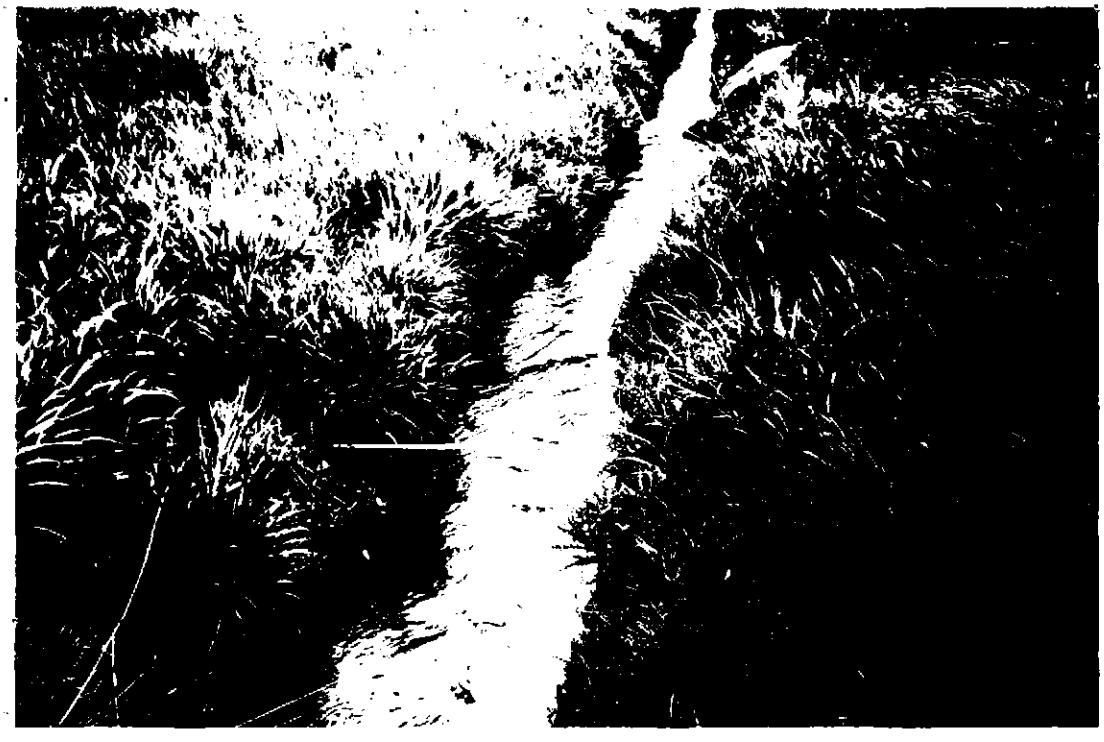
**PICTURE #28:** FX 5-22-96. Photo's by RDH. Photo location SESE, S20, T4S, R9E., reference "I". Conveyance loss total from combined measurements "G" & "H".



**PICTURE #23, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) and to the East of reference "G1", (West culvert) water is forced both ways through culvert under Cold Springs Creek.



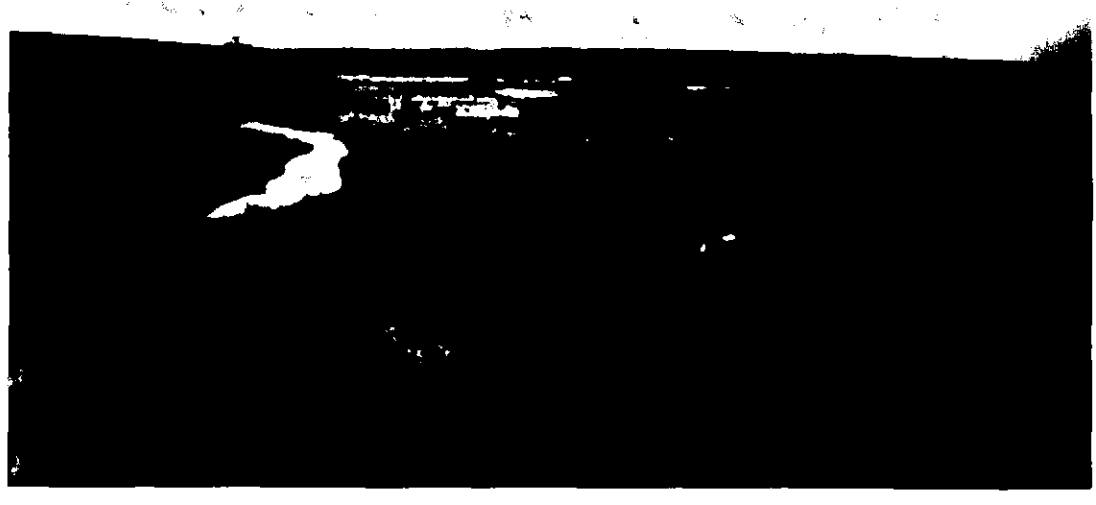
**PICTURE #24:** FX 5-22-96. Photo's by RDH. Second measurement for springs flows A61-10363. Near West culvert shown above.



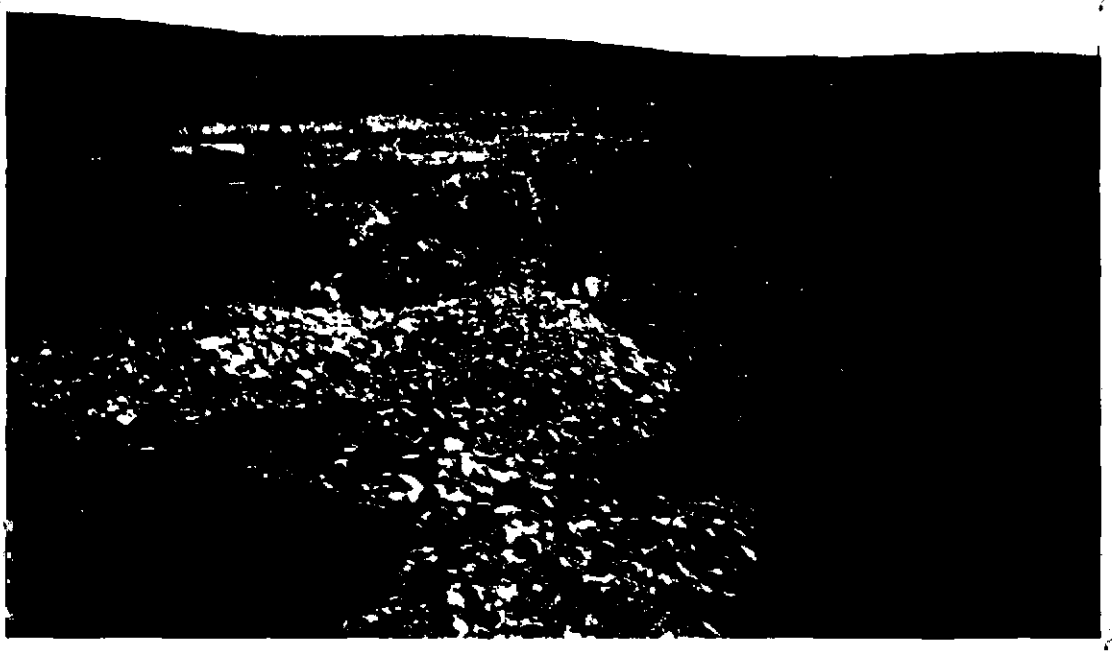
**PICTURE #21, COLD SPRINGS CREEK:** FX 5-22-96 . Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) and reference "G1" for location. Measurement for springs flows A61-10363. Water is forced both ways in ditch, from 2+ well and/or, springs and/or Cold Springs Creek. Located in the NENE, S16, T4S, R9E.



**PICTURE #22:** FX 5-22-96. Photo's by RDH. Same area as in above photo, measurement location overlook, ditch on left flows both ways. View is to the South East.



**PICTURE #19, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. Lower Cold Springs Creek P/D. Rock dam, located in the NESW, S10, T4S, R9E.



**PICTURE #20:** FX 5-22-96. Photo's by RDH. See (System Diagram Below 2+ Well & Distribution Pond) and reference "G" for location. Full flow for lower West Ditch to section 29.



**PICTURE #17, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. See conveyance loss diagram and reference "F" for location. First field on West side of Cold Springs Creek.



**PICTURE #18:** See conveyance loss diagram and reference "F" for location. Conveyance loss for West ditch.



**PICTURE #15, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. See conveyance loss diagram and reference "E" for location. P/D of unnamed stream, see photo #8.



**PICTURE #16:** See conveyance loss diagram and reference "E" for location. Measurement adds .52 CFS to West Ditch.



**PICTURE #13, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. See conveyance loss diagram and reference "D" for location. Conveyance loss for most East ditch.



**PICTURE #14:** See conveyance loss diagram and reference "C" for location. Conveyance loss for other East ditch.



**PICTURE #11, COLD SPRINGS CREEK:** FX 5-8-96. Photo's by RDH. See conveyance loss diagram and reference "B" for location. Full flow for upper P/D measurement.



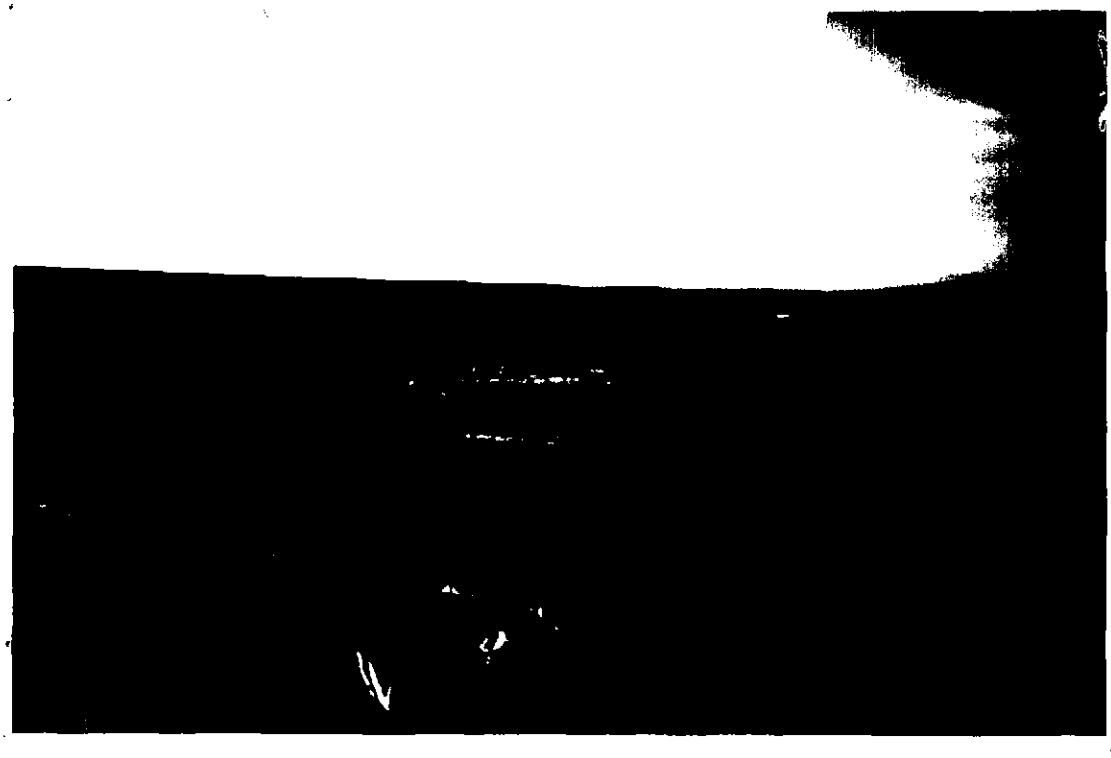
**PICTURE #12:** See conveyance loss diagram and reference "A" for location. Full flow on West Ditch from upper P/D measurement.



**PICTURE #9, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the channel of A61-11844 an unnamed stream. View is to the North of where this water co-mingles with the Cold Springs Creek West ditch.



**PICTURE #10:** This photo shows the upper area of the unnamed stream. An old homestead still remains. View is to the South.



**PICTURE #7, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the East most upper fields in section 35, looking south on the East side of Cold Springs Creek.



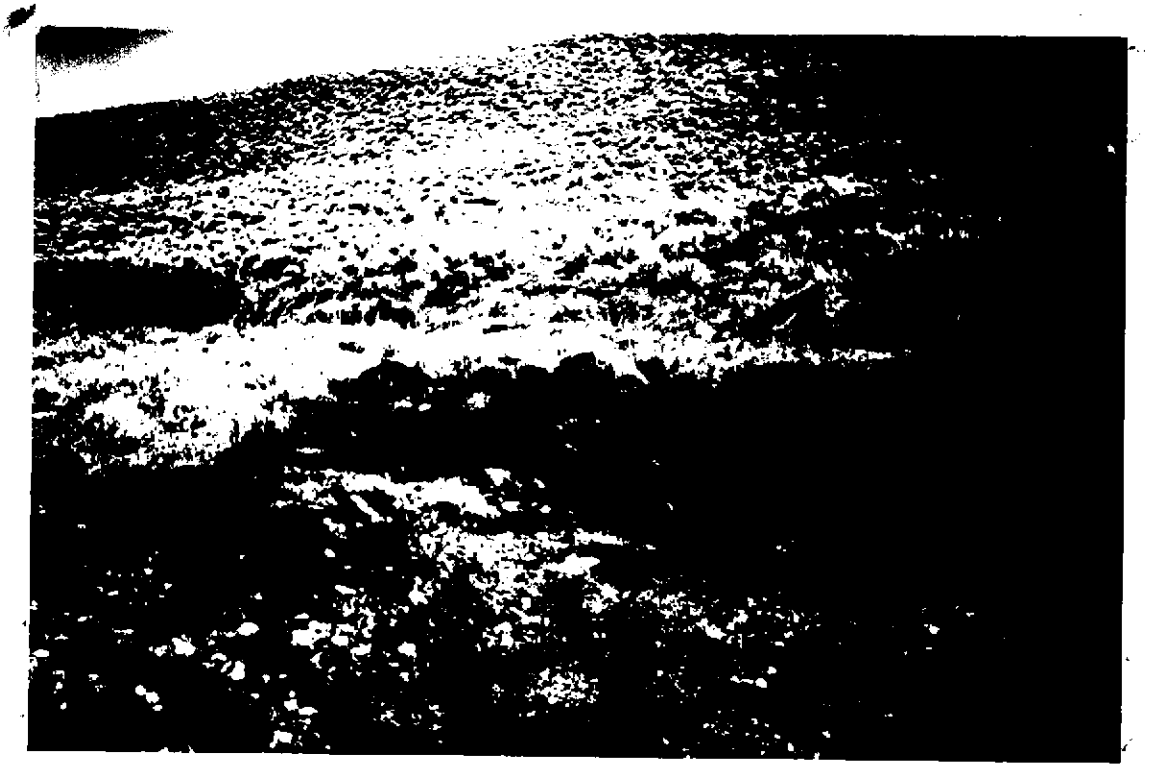
**PICTURE #8:** This photo shows P/D of A61-11844 an unnamed stream. This water co-mingles with the Cold Springs Creek West ditch from upper P/D shown on photos #1 & #4.



**PICTURE #5, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the plastic dam in the ditch from the upper P/D that allows the flow to the East ditch through the pipeline and/or the West ditch. Located on West side of Cold Springs Creek.



**PICTURE #6:** This photo shows the West ditch from the plastic dam shown in upper P/D ditch on photo #5.



**PICTURE #3, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the gate valve that actually controls the flow in the pipeline on the West side of Cold Springs Creek. See photo #2.



**PICTURE #4:** This photo shows the upper P/D from the West side of Cold Springs Creek. Located in the NWSWNE, S35, T3S, R9E.



**PICTURE #1, COLD SPRINGS CREEK:** FX 4-30-96. Photo's by RDH. This photo shows the upper Cold Springs Creek P/D, view is to the South West. Located in the NWSWNE, S35, T3S, R9E.



**PICTURE #2:** This photo shows pipeline from the gate valve of above photo, this pipeline is for the East Side ditches. View is to the North West on East side of Cold Springs Creek.



PART V

McGREG

WALKER WELL

C:\GEO-PC\DATA\R051519A.COR Statistics Version 3.6

| | Recs | Mean | Std Dev | Minimum | Maximum |
|---|---|---|---|---|---|
| [redacted]ude | 203 | 43.09595N | 4.81178 | 43.09592N | 43.09597N |
| Longitude | 203 | 115.40708W | 2.32024 | 115.40709W | 115.40706W |
| Altitude | 203 | 3502.35096 | 3.73711 | 3496.09683 | 3519.51383 |

No velocity records in file.

No DOP records in file.

Start GPS Week #853 on 05/15/96 at 19:24:37
End GPS Week #853 on 05/15/96 at 19:27:47

Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Feet
Velocity Units : Feet/Second

WALKER WELL P/D

43.09595 LAT = 43D 5′ 45.4"
115.40708 LONG = 115D 24′ 25.49"

43D
.09595 X 60 = 5.757 MIN
.757 X 60 = 45.42 SEC

115D
.40708 X 60 = 24.4248 MIN
.4248 X 60 = 25.49 SEC

McGREW

2+ WELL

C:\GEO-PC\DATA\R050820A.COR Statistics Version 3.6

| | Recs | Mean | Std Dev | Minimum | Maximum |
|---|---|---|---|---|---|
| [redacted]itude | 213 | 43.08464N | 10.82213 | 43.08458N | 43.08477N |
| Longitude | 213 | 115.38294W | 3.97644 | 115.38297W | 115.38290W |
| Altitude | 213 | 3453.73056 | 17.49067 | 3399.04785 | 3512.19159 |

No velocity records in file.

No DOP records in file.

Start GPS Week #852 on 05/08/96 at 20:48:24
End GPS Week #852 on 05/08/96 at 20:50:33

Mer Proj

Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Feet
Velocity Units : Feet/Second

Max Carrying Flow =..... 5.38 CFS (269 INCHES)
Max Well Flow = ..... 6.25 CFS (312.5 INCHES)

6. The next step was to find the number of acres irrigated as the beneficial use, the beneficial use was found to be 246 acres or 4.92 CFS.

7. Thus, the right A61-00301 could be recommended for an inch per acre, plus any additional flow such as the conveyance ditch loss flows up to the maximum carrying flows of the two ditches below the two plus well. Total of 5.38 CFS or 269 inches. See item #2.

8. The ditch loss was measured at 0.85 CFS. See item #3.

9. Thus, then conveyance loss (up to 0.85 CFS) could be added to the 4.92 CFS to bring the maximum carrying flow of 5.38 CFS. See item #2 MAX CARRYING FLOW = 5.38 CFS (269 INCHES)

thus;

246 ACRES IRRIGATED = 4.92 CFS (246 INCHES)
(+) CONVEYANCE LOSS = 0.46 CFS (23 INCHES) out of 0.85
5.38 CFS RECOMMENDED

10. Total CFS RECOMMENDED is 5.38 CFS that includes 0.46 CFS of ditch loss.

# TWO PLUS WELL CAPACITY & MAXIMUM DITCH CARRYING FLOWS

March 28, 1997

INFORMATION COMPILED BY: RON HOWERTON & MEL SCHULTE

* Photos and notes are in Cold Springs Creek field exam 3-ring binder notebook & two plus well folder, A61-00301.

1. The maximum well open flow measurement was measured on 3/27/97 by: RON HOWERTON & MEL SCHULTE at 6.25 CFS or 312.5 inches.

2. The maximum carrying flows of the two ditches below the two plus well were measured on 5/22/96. See photo 20, (Map Reference G) 2.25 CFS and on cross ditch photo 21, (Map Reference G1) of 3.13 CFS, total of 5.38 CFS or 269 inches.

3. Conveyance ditch loss was measurements were made from the West Ditch, Photo 20, (Map Reference G) at 2.25 CFS and from the East Ditch that is re-directed back into across Cold Springs Creek 1.73 CFS (Map Reference H) photo 27, for a total of 3.98 CFS. The maximum conveyance ditch loss was measured at 3.13 CFS (Map Reference I) photo 28, all three measurements were made on 5/22/96.

3.98 CFS
\- 3.13 CFS
= 0.85 CFS MAXIMUM CONVEYANCE DITCH LOSS FROM TWO PLUS WELL

## RECOMMENDATIONS

During the field exam of 5/22/96, the ditches were at maximum flow with Cold Springs Creek Water and flow from several Springs. We asked John MC GREW if the Two Plus Well alone could fill the ditches the same. He said yes.

4. The first step was to see how much was in these ditches at the maximum carrying flows of measured on 5/22/96. Photos 20 & 21. 2.25 CFS on cross ditch of 3.13 CFS. The total was 5.38 CFS or 269 inches. See item #2.

5. Then the follow-up to this was to make an actual measurement of the Two Plus well next year (1997) at its peak flow in the spring before irrigation season. The maximum well open flow measurement was measured on 3/27/97 at 6.25 CFS or 312.5 inches. Thus, we proved that yes, the Two Plus Well could fill the ditches as full as our maximum carrying flow measurement on 5/22/96.

Mc GREW UNNAMED STREAM P/O

C:\GEO-PC\DATA\R050819A.COR

| | Recs | Mean | Std Dev | Minimum | Maximum |
|---|---|---|---|---|---|
| [redacted]itude | 219 | 43.11201N | 2.86999 | 43.11199N | 43.11202N |
| [redacted]ngitude | 219 | 115.36636W | 1.65358 | 115.36637W | 115.36635W |
| Altitude | 219 | 3685.17151 | 2.13436 | 3678.93521 | 3687.98441 |

No velocity records in file.

No DOP records in file.

MAP PLOT

Start GPS Week #852 on 05/08/96 at 19:32:22
End GPS Week #852 on 05/08/96 at 19:35:41

Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Feet
Velocity Units : Feet/Second

MC GREW UNNAMED STREAM

1. Name of stream or ditch: UNNAMED STREAM
2. Location: NWNE, S3, T4S, R9E
3. Person conducting measure: RON HOWERTON & MEL SCHULTE
4. Date and time of measure: 04-30-96 13:00
5. Accompanied by: N/A
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: IRRIGATION FLOW

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 1.8 | | | | | | | |
| 2.0 | 0.5 | 0.4 | 0.6 | 11 | 40 | 0.28 | 0.05 |
| 2.5 | 0.5 | 0.4 | 0.6 | 9 | 40 | 0.23 | 0.05 |
| 3.0 | 0.5 | 0.5 | 0.6 | 11 | 40 | 0.28 | 0.07 |
| 3.5 | 0.5 | 0.5 | 0.6 | 26 | 40 | 0.65 | 0.16 |
| 4.0 | 0.9 | 0.5 | 0.6 | 18 | 40 | 0.45 | 0.21 |
| 4.7 | | | | | | | |
| TOT WIDTH | 3.0 | | | | TOTAL DISCHARGE: | | 0.54 |

.0 .10 .20 .30 .40 .50 .60 .70 .75 .80 .85

Form 219-N
7/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NA
Water Right No.
(if applicable)
(NEW RIGHT)
B/U ?

# Open Channel Discharge Measurement Notes

## A. GENERAL INFORMATION

1. Name of stream or ditch: UNNAMED STREAM
2. Location: T45 R9E S3
3. Person conducting measurement: RON HOUGHTON, MEL SCHULTE
4. Date and time of measurement: 960430 1310 HRS
5. Accompanied by: NA
6. Measuring device size and ID no.: 090181
7. Spin test before measurement OK? ✓ after measurement OK? ✓
8. Purpose of measurement: IRRIG FLOW

## B. MEASUREMENT DATA

| Angle co-efficient | Dist. from initial point | Width | Depth | Observation depth | Revolutions | Time in seconds | VELOCITY: At point | VELOCITY: Mean in vertical | Adjusted for hor. angle or ____ | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | LEW 1.75 | 2.0 | .35 | .6 | 11 | 40 | | | | | |
| | | 2.5 | .4 | .6 | 9 | 40 | | | | | |
| | | 3.0 | .5 | .6 | 11 | 40 | | | | | |
| | | 3.5 | .5 | .6 | 26 | 40 | | | | | |
| | | 4.0 | .5 | .6 | 19 | 40 | | | | | |
| | REW | 4.7 | | | | | | | | | .54 * |
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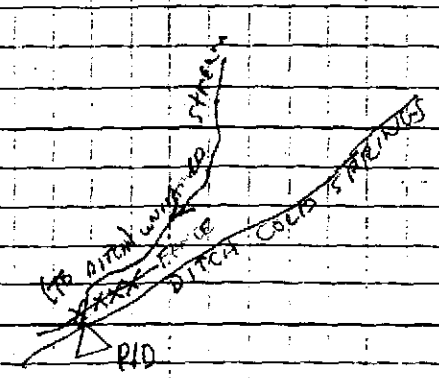
.99 .98 .97 .96 .94 .92 .90 .85 1.00

.0 .10 .20 .30 .40 .50 .60 .70 .75 .80

* SEE ATTACHED SPREADSHEET FOR FLOWS

## C. DIAGRAMS

1. Measurement Location
   Scale: NO SCALE = _____




MEASUREMENT WAS MADE ABOUT 50' ABOVE P/D ON UNNAMED STREAM. STREAM FLOWS DIRECTLY INTO DITCH FROM COLD SPRINGS CREEK.

2. Cross-Section of Measurement
   Scale _____ = _____

## D. SUMMARY INFORMATION

1. Measurement rated ___X___ excellent _____ good _____ fair _____ poor
2. Remarks: _____
3. Width: _____ Area: _____ Discharge in cubic feet per second: _____

960430 13:00
DATE

SIGNATURE OF PERSON CONDUCTING MEASUREMENT

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

T/D NW NE 33, T4S R9E

R9

115°22'30"

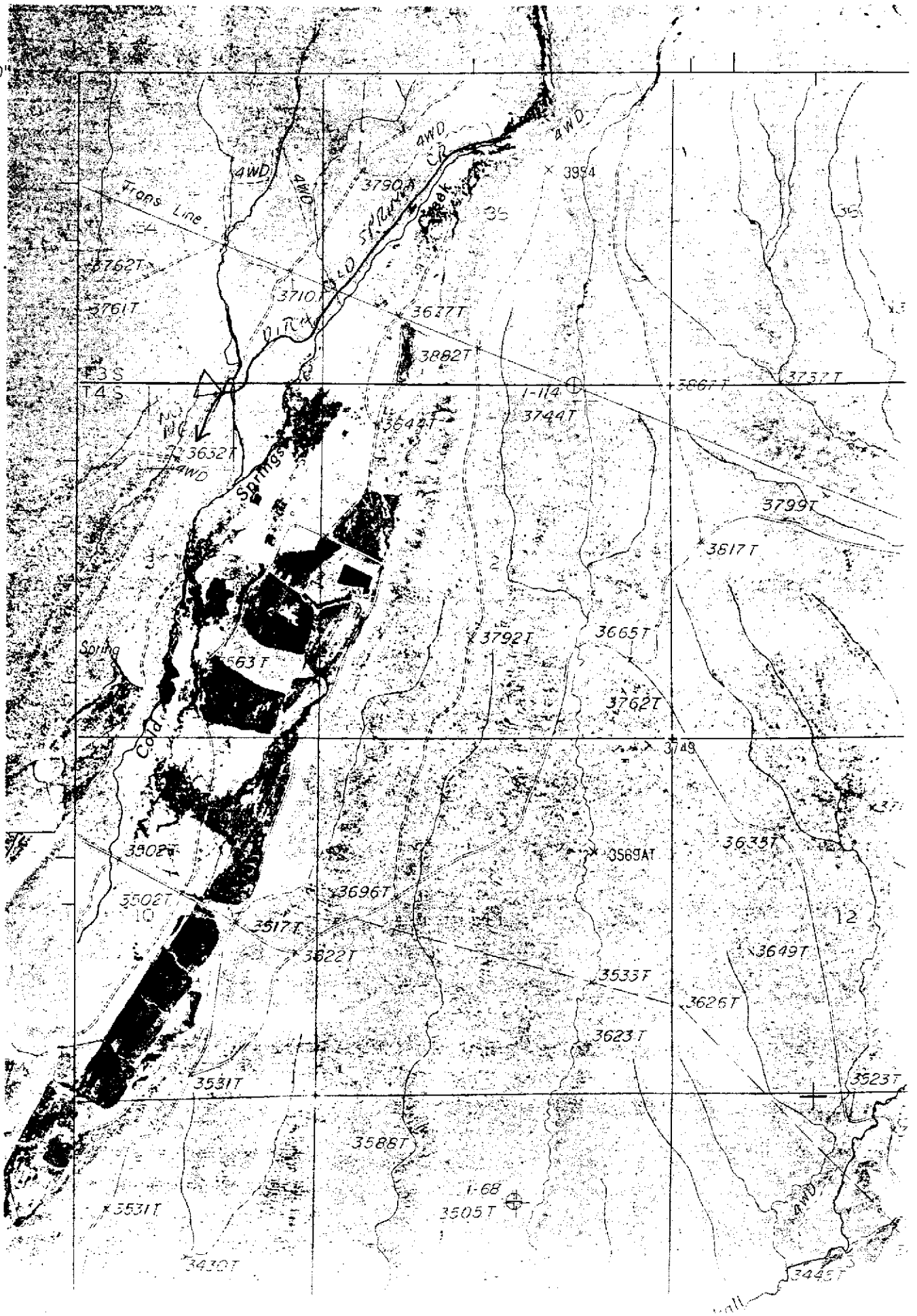
6 33000m.E.

43°07'30"

47 75000m.N.

T3S

T4S



(F)

WEST DITCH CONVEYANCE LOSS MEASUREMENT

1. Name of stream or ditch: COLD SPRINGS/UNNAMED STREAM FLOW
2. Location: ABOUT 50' NORTH OF WEST FIELD
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-08-96 14:10
5. Accompanied by:
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: IRRIGATION FLOW/CONVEYANCE LOSS

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 1.0 | | | | | | | |
| 1.3 | 0.5 | 0.3 | 0.6 | 10 | 44 | 0.23 | 0.04 |
| 1.8 | 0.5 | 0.4 | 0.6 | 33 | 40 | 0.83 | 0.16 |
| 2.3 | 0.5 | 0.5 | 0.6 | 51 | 41 | 1.24 | 0.28 |
| 2.8 | 0.5 | 0.4 | 0.6 | 29 | 41 | 0.71 | 0.14 |
| 3.3 | 0.5 | 0.4 | 0.6 | 8 | 43 | 0.19 | 0.03 |
| 3.5 | | | | | | | |

TOT WIDTH 2.5 TOTAL DISCHARGE: 0.65

DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable) (F)

## Open Channel Discharge Measurement Notes

**A. GENERAL INFORMATION**

1. Name of stream or ditch: WEST DITCH
2. Location: FIRST FIELD WEST SIDE (ABOUT 50' FROM FIELD)
3. Person(s) conducting measurement: RON / MEL
4. Date of measurement: 0508 14:10 5. Weather conditions: GOOD
6. Measuring device size and ID no.: RONS
7. Spin test before: ✓ after: ✓
8. Purpose of measurement: CONVEYANCE LOSS
9. Cross section description:

**B. MEASUREMENT DATA**

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW 1.0 | | | | | | | | | |
| | 1.3 | .3 | .6 | 10 | 44 | | | | |
| | 1.75 | .4 | \| | 33 | 40 | | | | |
| | 2.25 | .45 | \| | 51 | 41 | | | | |
| | 2.75 | .4 | \| | 29 | 41 | | | | |
| | 3.25 | .35 | \| | 8 | 43 | | | | |
| EW 3.5 | | | | | | | | | |
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**C. REMARKS**

SIGNATURE Ron Yeamans

(E)

FLOW WEST DITCH MINUS WEST FIELD

1. Name of stream or ditch: UNNAMED STREAM P/D
2. Location: SEE GPS PRINTOUT
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-08-96 13:20
5. Accompanied by:
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: IRRIGATION FLOW/CONVEYANCE LOSS

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 1.0 | | | | | | | |
| 1.5 | 0.6 | 0.4 | 0.6 | 5 | 40 | 0.13 | 0.03 |
| 1.8 | 0.4 | 0.5 | 0.6 | 12 | 43 | 0.28 | 0.05 |
| 2.3 | 0.5 | 0.6 | 0.6 | 11 | 41 | 0.27 | 0.07 |
| 2.8 | 0.5 | 0.5 | 0.6 | 33 | 40 | 0.83 | 0.21 |
| 3.3 | 0.5 | 0.5 | 0.6 | 20 | 41 | 0.49 | 0.12 |
| 3.8 | 0.5 | 0.5 | 0.6 | 8 | 48 | 0.17 | 0.04 |
| 4.0 | | | | | | | |
| TOT WIDTH | 3.0 | | | | TOTAL DISCHARGE: | | 0.52 |

DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable)

(E)

**Open Channel Discharge Measurement Notes**
(UNNAMED STREAM MEAS)
REF: COLD SPRINGS

**A. GENERAL INFORMATION**

1. Name of stream or ditch: WEST DITCH MINUS CFS WEST FIELD PLUS UNNAMED STRM.
2. Location: PID UNNAMED STREAM – SEE GPS ATTACHMENT
3. Person(s) conducting measurement: RON / MEL
4. Date of measurement: 0508 13:20 5. Weather conditions: GOOD
6. Measuring device size and ID no.: RONS
7. Spin test before: L after: L
8. Purpose of measurement: CONVEYANCE LOSS
9. Cross section description:

**B. MEASUREMENT DATA**

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW 1.0 | | | | | | | | | |
| | 1.5 | .4 | .6 | 5 | 40 | | | | |
| | 1.75 | .5 | | 12 | 43 | | | | |
| | 2.25 | .55 | | 11 | 41 | | | | |
| | 2.75 | .5 | | 33 | 40 | | | | |
| | 3.25 | .5 | | 20 | 41 | | | | |
| | 3.75 | .45 | | 8 | 48 | | | | |
| EW 4.0 | | | | | | | | | |

**C. REMARKS**

SIGNATURE Ron Houston

(D)

OTHER EAST DITCH, UPPER P/D CONVEYANCE LOSS MEASUREMENT

1. Name of stream or ditch: COLD SPRINGS CREEK
2. Location: 1ST IRRIGATED FIELD SEE (D)
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-08-96 12:12
5. Accompanied by:
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: IRRIGATION FLOW/CONVEYANCE LOSS

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 0.0 | | | | | | | |
| 0.3 | 0.5 | 0.4 | 0.6 | 41 | 40 | 1.03 | 0.22 |
| 0.8 | 0.5 | 0.4 | 0.6 | 80 | 40 | 2.00 | 0.38 |
| 1.3 | 0.5 | 0.4 | 0.6 | 124 | 40 | 3.10 | 0.62 |
| 1.8 | 0.7 | 0.4 | 0.6 | 77 | 40 | 1.93 | 0.54 |
| 2.2 | | | | | | | |

TOT WIDTH 2.2 TOTAL DISCHARGE: 1.75

DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable)

D

## Open Channel Discharge Measurement Notes

### A. GENERAL INFORMATION

1. Name of stream or ditch: OTHER EAST DITCH
2. Location: 1ST IRRIG FIELD SEE DIAG (10 Ft FROM FIELD)
3. Person(s) conducting measurement: RON/MEL
4. Date of measurement: 0508 12:12 5. Weather conditions: GOOD
6. Measuring device size and ID no.: RONS
7. Spin test before: ✓ after: ✓
8. Purpose of measurement: CONVEYANCE LOSS
9. Cross section description:

### B. MEASUREMENT DATA

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW 0 | | | | | | | | | |
| | .3 | .4 | .6 | 41 | 40 | | | | |
| | .75 | .4 | " | 80 | " | | | | |
| | 1.25 | .4 | " | 124 | " | | | | |
| | 1.75 | .4 | " | 77 | " | | | | |
| 2.2 | | | | | | | | | |

### C. REMARKS

SIGNATURE Ron Lawrence

(C)

MOST EAST DITCH, UPPER P/D CONVEYANCE LOSS MEASUREMENT

1. Name of stream or ditch: COLD SPRINGS CREEK
2. Location: 1ST IRRIGATED FIELD UNDER POWER LIN
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-08-96 11:50
5. Accompanied by:
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: IRRIGATION FLOW/CONVEYANCE LOSS

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 0.0 | | | | | | | |
| 0.7 | 1.1 | 0.4 | 0.6 | 22 | 40 | 0.55 | 0.21 |
| 1.5 | 0.9 | 0.5 | 0.6 | 31 | 40 | 0.78 | 0.35 |
| 2.5 | 1.0 | 0.7 | 0.6 | 50 | 40 | 1.25 | 0.88 |
| 3.5 | 1.0 | 0.8 | 0.6 | 53 | 40 | 1.33 | 0.99 |
| 4.5 | 1.0 | 0.6 | 0.6 | 52 | 40 | 1.30 | 0.78 |
| 5.5 | 0.8 | 0.6 | 0.6 | 41 | 40 | 1.03 | 0.49 |
| 6.1 | 0.7 | 0.4 | 0.6 | 9 | 40 | 0.23 | 0.06 |
| 6.5 | | | | | | | |
| TOT WIDTH | 6.5 | | | | TOTAL DISCHARGE: | | 3.76 |

DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable) C

## Open Channel Discharge Measurement Notes

### A. GENERAL INFORMATION

1. Name of stream or ditch: MOST EAST DITCH
2. Location: 1ST IRRIG FIELD UNDER POWER LINE
3. Person(s) conducting measurement: RON / MEL
4. Date of measurement: 0509 11:50 5. Weather conditions: GOOD
6. Measuring device size and ID no.: RONS
7. Spin test before: ← after: ←
8. Purpose of measurement: CONVEYANCE LOSS
9. Cross section description:

### B. MEASUREMENT DATA

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW Ø | | | | | | | | | |
| | .7 | .35 | .6 | 22 | 40 | | | | |
| | 1.5 | .5 | | 31 | | | | | |
| | 2.5 | .7 | | 50 | | | | | |
| | 3.5 | .75 | | 53 | | | | | |
| | 4.5 | .6 | | 52 | | | | | |
| | 5.5 | .6 | | 41 | | | | | |
| | 6.1 | .4 | | 9 | | | | | |
| EW 6.5 | | | | | | | | | |

### C. REMARKS

SIGNATURE Ron Howerton

(B)

MAXIMUM FLOW FROM EAST DITCH

1. Name of stream or ditch: UPPER COLD SPRINGS CREEK P/D
2. Location: ABOUT 100' FROM P/D
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-08-96 11:15
5. Accompanied by:
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: IRRIGATION FLOW/CONVEYANCE LOSS

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 0.0 | | | | | | | |
| 0.5 | 0.8 | 0.4 | 0.6 | 29 | 40 | 0.73 | 0.19 |
| 1.0 | 0.5 | 0.4 | 0.6 | 67 | 40 | 1.68 | 0.34 |
| 1.5 | 0.5 | 0.5 | 0.6 | 86 | 40 | 2.15 | 0.54 |
| 2.0 | 0.5 | 0.7 | 0.6 | 128 | 40 | 3.20 | 1.12 |
| 2.5 | 0.5 | 0.9 | 0.6 | 135 | 40 | 3.38 | 1.43 |
| 3.0 | 0.5 | 0.7 | 0.6 | 127 | 40 | 3.18 | 1.03 |
| 3.5 | 0.5 | 0.6 | 0.6 | 118 | 40 | 2.95 | 0.89 |
| 4.0 | 0.5 | 0.6 | 0.6 | 97 | 40 | 2.43 | 0.73 |
| 4.5 | 0.8 | 0.5 | 0.6 | 26 | 40 | 0.65 | 0.24 |
| 5.0 | | | | | | | |
| TOT WIDTH | 5.0 | | | | TOTAL DISCHARGE: | | 5.53 |

DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable) (B)

## Open Channel Discharge Measurement Notes

**A. GENERAL INFORMATION**

1. Name of stream or ditch: EAST DITCH FROM UPPER COLD S P/D MAX FLOW
2. Location: 100' FROM P/D
3. Person(s) conducting measurement: RON/MEL
4. Date of measurement: 0508 11:15 5. Weather conditions: GOOD
6. Measuring device size and ID no.: RONS
7. Spin test before: ✓ after: ✓
8. Purpose of measurement: IRR/ CONU LOSS
9. Cross section description:

**B. MEASUREMENT DATA**

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW 0 | | | | | | | | | |
| | .5 | .35 | .6 | 29 | 40 | | | | |
| | 1.0 | .4 | | 67 | | | | | |
| | 1.5 | .5 | | 86 | | | | | |
| | 2.0 | .7 | | 128 | | | | | |
| | 2.5 | .85 | | 135 | | | | | |
| | 3.0 | .65 | | 127 | | | | | |
| | 3.5 | .6 | | 118 | | | | | |
| | 4.0 | .6 | | 97 | | | | | |
| | 4.5 | .5 | | 26 | | | | | |
| EW 5.0 | | | | | | | | | |

C. REMARKS

SIGNATURE Ron Houston

(A)

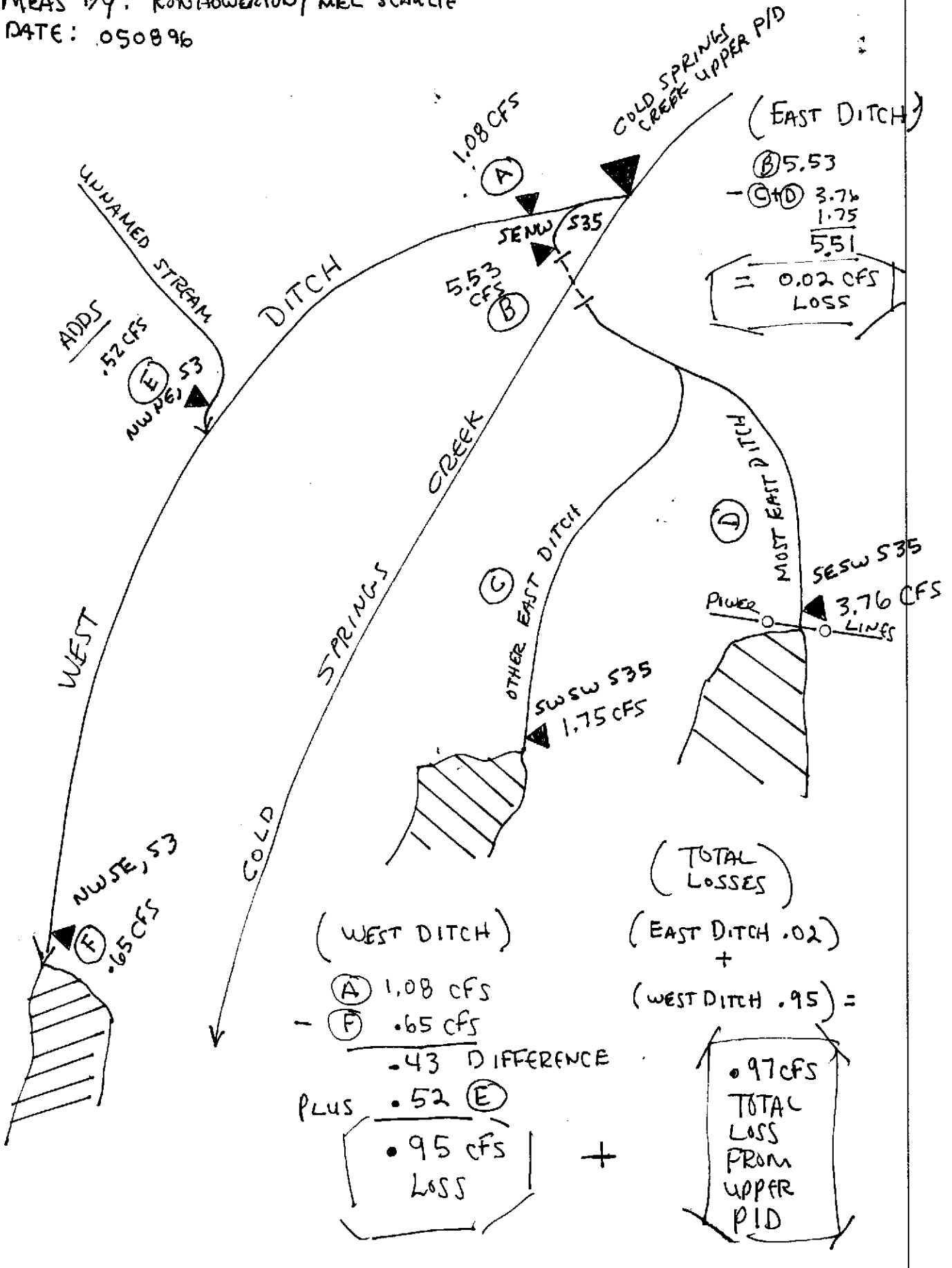
MAXIMUM FLOW FROM WEST DITCH

1. Name of stream or ditch: UPPER COLD SPRINGS P/D
2. Location: ABOUT 200' FROM P/D,SEE GPS PRINTOU
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-08-96 10:45
5. Accompanied by:
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: IRRIGATION FLOW/CONVEYANCE LOSS

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 2.0 | | | | | | | |
| 2.3 | 0.4 | 0.4 | 0.6 | 34 | 40 | 0.85 | 0.13 |
| 2.5 | 0.3 | 0.5 | 0.6 | 33 | 40 | 0.83 | 0.09 |
| 2.8 | 0.3 | 0.6 | 0.6 | 50 | 40 | 1.25 | 0.19 |
| 3.0 | 0.3 | 0.6 | 0.6 | 53 | 40 | 1.33 | 0.20 |
| 3.3 | 0.3 | 0.7 | 0.6 | 41 | 40 | 1.03 | 0.17 |
| 3.5 | 0.3 | 0.7 | 0.6 | 40 | 40 | 1.00 | 0.18 |
| 3.8 | 0.3 | 0.7 | 0.6 | 33 | 40 | 0.83 | 0.13 |
| 4.0 | 0.3 | 0.6 | 0.6 | 37 | 40 | 0.93 | 0.13 |
| 4.25 | 0.4 | 0.5 | 0.6 | 18 | 40 | 0.45 | 0.08 |
| 4.5 | | | | | | | |
| TOT WIDTH | 2.5 | | | | TOTAL DISCHARGE: | | 1.08 |

DITCH LOSS DIAG. | UPPER COLDS SPRING P/D | McCREW CLAIMS

MEAS BY: RON HOWERTON / MEL SCHULTE
DATE: 050896




TOTAL CONVEYANCE LOSS = 1.92 CFS

DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable) (A)

## Open Channel Discharge Measurement Notes

**A. GENERAL INFORMATION**

1. Name of stream or ditch: WEST DITCH FROM UPPER COLDS P/D MAX FLOW
2. Location: APPR. 200' FROM P/D
3. Person(s) conducting measurement: RON MEL
4. Date of measurement: 0508 10:45 5. Weather conditions: GOOD
6. Measuring device size and ID no.: RONS
7. Spin test before: L after: L
8. Purpose of measurement: IRR/CONV LOSS
9. Cross section description:

**B. MEASUREMENT DATA**

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW 2.0 | | | | | | | | | |
| | 2.25 | .4 | .6 | 34 | 40 | | | | |
| | 2.5 | .45 | | 33 | | | | | |
| | 2.75 | .6 | | 50 | | | | | |
| | 3.0 | .6 | | 53 | | | | | |
| | 3.25 | .65 | | 41 | | | | | |
| | 3.5 | .7 | | 40 | | | | | |
| | 3.75 | .65 | | 33 | | | | | |
| | 4.0 | .55 | | 37 | | | | | |
| | 4.25 | .45 | | 18 | | | | | |
| EW 4.5 | | | | | | | | | |

C. REMARKS

SIGNATURE Ron Hamilton

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable)

## Open Channel Discharge Measurement Notes

MEAS (3) of 3

**A. GENERAL INFORMATION**

1. Name of stream or ditch: COMBINED DITCH LOSS FROM MEAS 1 & 2
2. Location: SESESE, S20, T4S, R9E
3. Person(s) conducting measurement: RON HOWERTON / MEL SCHULTE
4. Date of measurement: 14:15 5-22-96 5. Weather conditions: WINDY
6. Measuring device size and ID no.: 090181
7. Spin test before: ✓ after: ✓
8. Purpose of measurement: CONVEYANCE LOSS
9. Cross section description:

**B. MEASUREMENT DATA**

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW | 1.0 | | | | | | | | |
| | 1.25 | .7 | .6 | 75 | 40 | | | | |
| | 1.75 | .8 | \| | 118 | 40 | | | | |
| | 2.25 | .7 | \| | 116 | 40 | | | | |
| | 2.75 | .5 | \| | 90 | 40 | | | | |
| EW | 3.1 | | | | | | | | |

**C. REMARKS** THIS MEAS = 3.13 MEAS 1+2 = 2.25 + 1.73 = 3.98 cfs − 3.13 = .85 cfs
.85 cfs DITCH LOSS.

SIGNATURE Ron Howerton

COLD SPRINGS CREEK DITCH LOSS MEASUREMENT

1. Name of stream or ditch: DITCH LOSS AT FIELD S29
2. Location: SESESE, SEC 20, T4S, R9E
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-22-96 14:15
5. Accompanied by: N/A
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: COMB DITCH 1+2=CONV LOSS

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 1.0 | | | | | | | |
| 1.3 | 0.5 | 0.6 | 0.6 | 75 | 40 | 1.88 | 0.56 |
| 1.8 | 0.5 | 0.6 | 0.6 | 118 | 40 | 2.95 | 0.89 |
| 2.3 | 0.5 | 0.6 | 0.6 | 116 | 40 | 2.90 | 0.87 |
| 2.8 | 0.6 | 0.6 | 0.6 | 90 | 40 | 2.25 | 0.81 |
| 3.1 | | | | | | | |

TOT WIDTH 2.1 TOTAL DISCHARGE: 3.13

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable)

## Open Channel Discharge Measurement Notes

### A. GENERAL INFORMATION

1. Name of stream or ditch: COLD SPRINGS DITCH FROM POND
2. Location: NW SE, S16, T4S, R9E END OF FIELD BELOW 2 TREES
3. Person(s) conducting measurement: RON HAMERTON / MIKE SCHULTZ
4. Date of measurement: 5-22-96 13:30 5. Weather conditions: WINDY
6. Measuring device size and ID no.: 090181
7. Spin test before: ✓ after: ✓
8. Purpose of measurement: CONVEYANCE LOSS
9. Cross section description:

### B. MEASUREMENT DATA

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW | 2.0 | | | | | | | | |
| | 2.25 | .3 | .6 | 18 | 40 | | | | |
| | 2.8 | .55 | | 53 | 40 | | | | |
| | 3.25 | .6 | | 60 | 40 | | | | |
| | 3.75 | .55 | | 53 | 41 | | | | |
| | 4.25 | .5 | | 43 | 40 | | | | |
| | 4.75 | .5 | | 24 | 40 | | | | |
| EW | 5.3 | | | | | | | | |

C. REMARKS LIVE FLOW FROM AND INTO DITCH TO SECTION 29.

MEAS # (2) OF 3

SIGNATURE Ron Hamerton

OPEN CHANNEL DISCHARGE MEASUREMENT NOTES MCGREW

1. Name of stream or ditch: COLD SPRINGS DITCH FROM POND
2. Location: NWSE, SEC 16, T4S, R9E
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-22-96 13:30
5. Accompanied by: N/A
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: CONVEYANCE LOSS MEAS 2

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 2.0 | | | | | | | |
| 2.3 | 0.5 | 0.3 | 0.6 | 18 | 40 | 0.45 | 0.07 |
| 2.8 | 0.5 | 0.6 | 0.6 | 53 | 40 | 1.33 | 0.36 |
| 3.3 | 0.5 | 0.6 | 0.6 | 60 | 40 | 1.50 | 0.43 |
| 3.8 | 0.5 | 0.6 | 0.6 | 53 | 41 | 1.29 | 0.36 |
| 4.3 | 0.5 | 0.5 | 0.6 | 43 | 40 | 1.08 | 0.27 |
| 4.8 | 0.8 | 0.5 | 0.6 | 24 | 40 | 0.60 | 0.24 |
| 5.3 | | | | | | | |

TOT WIDTH 3.3 TOTAL DISCHARGE: 1.73

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable)

## Open Channel Discharge Measurement Notes

**A. GENERAL INFORMATION**

1. Name of stream or ditch: COLD SPRINGS DITCH 2+SIDE
2. Location: NENE, S16, T45, R9E
3. Person(s) conducting measurement: RON HOWERTON / MEL SCHULTZ
4. Date of measurement: 5-22-96 11:45 5. Weather conditions: WINDY
6. Measuring device size and ID no.: 090181
7. Spin test before: ✓ after: ✓
8. Purpose of measurement: CONVEYANCE LOSS
9. Cross section description:

**B. MEASUREMENT DATA**

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| EW | 1.5 | | | | | | | | |
| | 2.0 | .5 | .6 | 10 | 40 | | | | |
| | 3.0 | .6 | | 27 | 40 | | | | |
| | 4.0 | .6 | | 36 | 40 | | | | |
| | 5.0 | .55 | | 42 | 40 | | | | |
| | 6.0 | .5 | | 35 | 40 | | | | |
| | 7.0 | .4 | | 16 | 40 | | | | |
| EW | 7.5 | | | | | | | | |

C. REMARKS MAX DITCH CAPACITY BELOW 2+ WELL TO SECTION 29

MEAS 1 OF 3

SIGNATURE Ron Howerton

OPEN CHANNEL DISCHARGE MEASUREMENT NOTES MCGREW

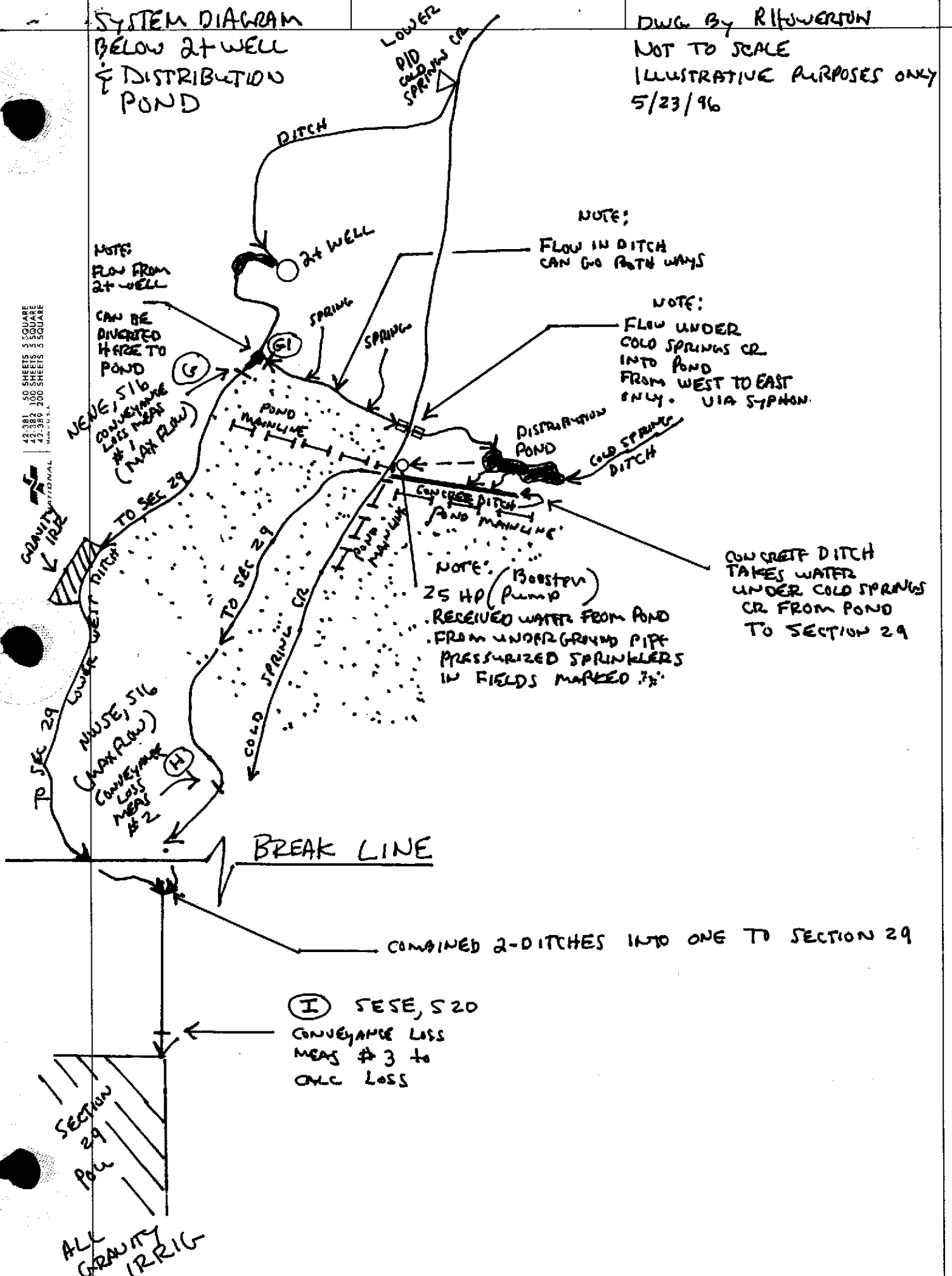
1. Name of stream or ditch: COLD SPRINGS DITCH 2+ SIDE
2. Location: NENE, SEC 16, T4S, R9E
3. Person conducting measure: RON HOWERTON/MEL SCHULTE
4. Date and time of measure: 05-22-96 11:45
5. Accompanied by: N/A
6. Measuring device size and ID: PYGMY # 090181
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: CONVEYANCE LOSS MEAS 1

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 1.5 | | | | | | | |
| 2.0 | 1.0 | 0.5 | 0.6 | 10 | 40 | 0.25 | 0.13 |
| 3.0 | 1.0 | 0.6 | 0.6 | 27 | 40 | 0.68 | 0.41 |
| 4.0 | 1.0 | 0.6 | 0.6 | 36 | 40 | 0.90 | 0.54 |
| 5.0 | 1.0 | 0.6 | 0.6 | 42 | 40 | 1.05 | 0.58 |
| 6.0 | 1.0 | 0.5 | 0.6 | 35 | 40 | 0.88 | 0.44 |
| 7.0 | 1.0 | 0.4 | 0.6 | 16 | 40 | 0.40 | 0.16 |
| 7.5 | | | | | | | |

TOT WIDTH 6.0 TOTAL DISCHARGE: 2.25

# SYSTEM DIAGRAM BELOW 2+ WELL & DISTRIBUTION POND

DWG BY RHOWERTON
NOT TO SCALE
ILLUSTRATIVE PURPOSES ONLY
5/23/96



MC GREW

COLD SPRINGS P/D TO POND & 2+

C:\GEO-PC\DATA\R050821A.COR

| | Recs | Mean | Std Dev | Minimum | Maximum |
|---|---|---|---|---|---|
| Latitude | 201 | 43.08779N | 10.90509 | 43.08773N | 43.08786N |
| Longitude | 201 | 115.37565W | 4.21061 | 115.37569W | 115.37561W |
| Altitude | 201 | 3501.67211 | 7.73212 | 3483.52553 | 3519.70391 |

No velocity records in file.

No DOP records in file.

Start GPS Week #852 on 05/08/96 at 21:23:46
End GPS Week #852 on 05/08/96 at 21:29:25

Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Feet
Velocity Units : Feet/Second

COLD SPRINGS P/D TO POND & 2+

43.08779 LAT = 43D 5′ 16.05"
115.37565 LONG = 115D 16′ 2.6′

43D
.08779 X 60 = 5.2674 MIN
.2674 X 60 = 16.04 SEC

115D
.2674 X 60 = 16.044 MIN
.044 X 60 = 2.64 SEC

MC CREW
P/D BY STAGE STOP
SPRINGS / SPRING (COLD CR) / CHANNEL

C:\GEO-PC\DATA\R052820B.COR Statistics Version 3.6

| | Recs | Mean | Std Dev | Minimum | Maximum |
|---|---|---|---|---|---|
| [redacted]ude | 250 | 43.09501N | 5.31308 | 43.09498N | 43.09503N |
| Longitude | 250 | 115.37070W | 2.31217 | 115.37071W | 115.37067W |
| Altitude | 250 | 3560.59543 | 3.68989 | 3549.59416 | 3570.56297 |

No velocity records in file.

No DOP records in file.

Start GPS Week #855 on 05/28/96 at 20:08:13
End GPS Week #855 on 05/28/96 at 20:10:30

Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Feet
Velocity Units : Feet/Second

COLD SPRING P/D NR STAGE STOP

43.09501 LAT = 43D 5′ 42.04"
115.3707 LONG = 115D 22′ 14.52"

43D
.09501 X 60 = 5.7006 MIN
.7006 X 60 = 42.04 SEC

115D
.3707 X 60 = 22.242 MIN
.242 X 60 = 14.52 SEC

mc GREW

COLD SPRINGS UPPER P/D

C:\GEO-PC\DATA\R050816A.COR Statistics Version 3.6

| | Recs | Mean | Std Dev | Minimum | Maximum |
|---|---|---|---|---|---|
| [redacted]itude | 210 | 43.12207N | 3.27690 | 43.12205N | 43.12208N |
| Longitude | 210 | 115.35116W | 1.61960 | 115.35119W | 115.35116W |
| Altitude | 210 | 3772.78938 | 2.07824 | 3767.02813 | 3777.45668 |

No velocity records in file.

No DOP records in file.

Start GPS Week #852 on 05/08/96 at 16:29:53
End GPS Week #852 on 05/08/96 at 16:32:25

Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Feet
Velocity Units : Feet/Second

COLD SPRINGS UPPER PD

43.12207 LAT = 43D 7′ 19.5"
115.35116 LONG = 115D 21′ 4.2"

43D
.12207 X 60 = 7.3242 MIN
.3242 X 60 = 19.45 SEC

115D
.35116 X 60 = 21.0696 MIN
.0696 X 60 = 4.18 SEC

McGrew – Big Pumped Well

C:\GEO-PC\DATA\R052820A.COR Statistics Version 3.6

| | Recs | Mean | Std Dev | Minimum | Maximum |
|---|---|---|---|---|---|
| [redacted]ude | 221 | 43.09421N | 1.13612 | 43.09420N | 43.09422N |
| Longitude | 221 | 115.36636W | 2.28956 | 115.36638W | 115.36635W |
| Altitude | 221 | 3560.27710 | 3.24534 | 3554.13168 | 3570.01761 |

No velocity records in file.

No DOP records in file.

Start GPS Week #855 on 05/28/96 at 20:02:03
End GPS Week #855 on 05/28/96 at 20:03:57

Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Feet
Velocity Units : Feet/Second

BIG PUMPED WELL MCGREW

43.09421 LAT = 43D 5′ 39.17"
115.36636 LONG = 115D 21′ 58.9"

43D
.09421 X 60 = 5.6526 MIN
.6526 X 60 = 39.17 SEC

115D
.36636 X 60 = 21.9816 MIN
.9816 X 60 = 58.9 SEC

P/D COLD SPRINGS CREEK
BOTH SIDES OF CREEK

C:\GEO-PC\DATA\R052819A.COR

Statistics Version 3.6

| | Recs | Mean | Std Dev | Minimum | Maximum |
|---|---|---|---|---|---|
| [illegible]de | 213 | 43.09608N | 2.35114 | 43.09606N | 43.09608N |
| Longitude | 213 | 115.37261W | 2.55902 | 115.37263W | 115.37259W |
| Altitude | 213 | 3540.54026 | 3.08589 | 3536.27035 | 3550.54911 |

No velocity records in file.

No DOP records in file.

Start GPS Week #855 on 05/28/96 at 19:11:39
End GPS Week #855 on 05/28/96 at 19:13:31

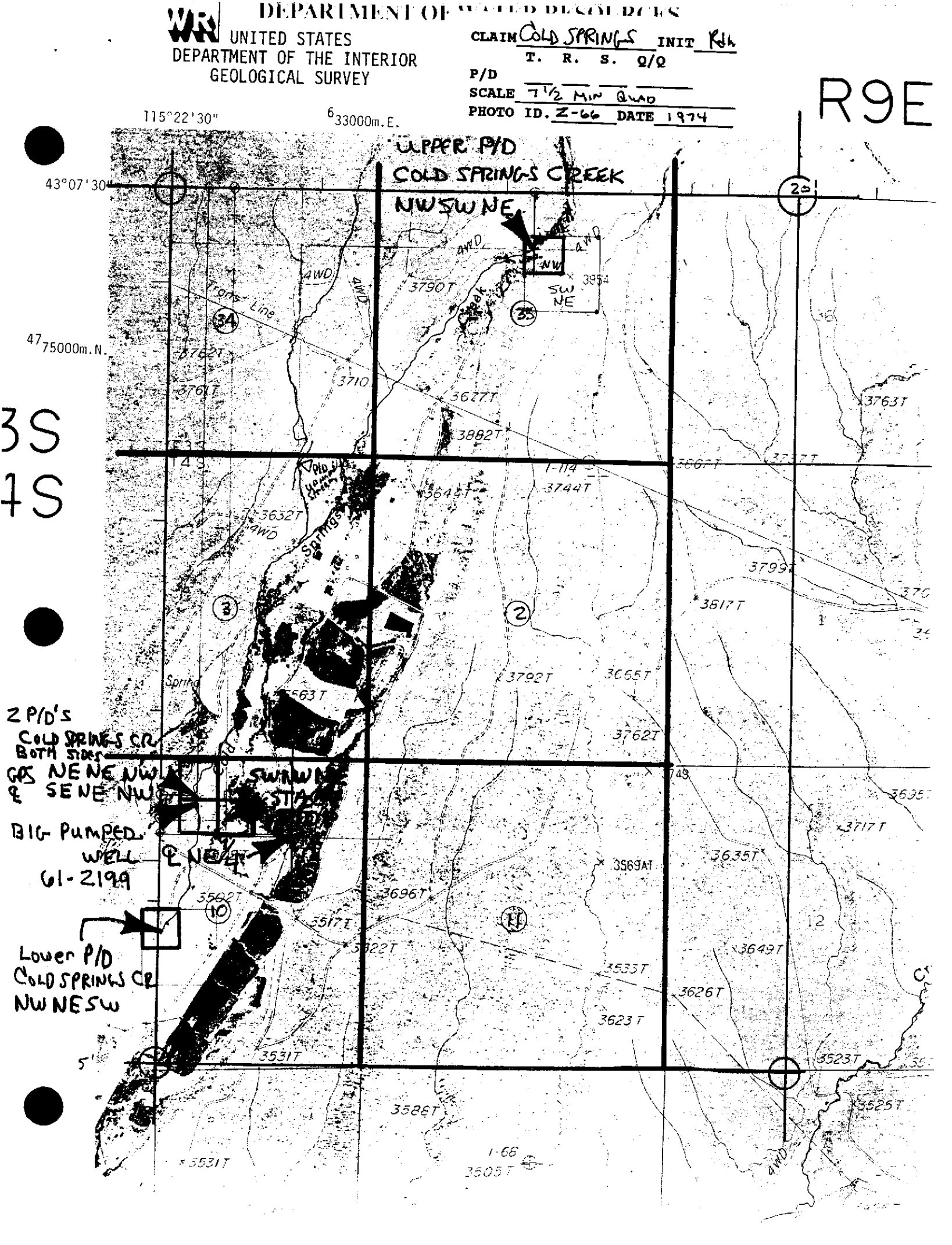
Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Feet
Velocity Units : Feet/Second

COLD SPRINGS P/D BOTH SIDES OF CREEK

43.09608 LAT = 43D 5′ 45.9"
115.37261 LONG = 115D 22′ 21.4"

43D
.09608 X 60 = 5.7648 MIN
.7648 X 60 = 45.89 SEC

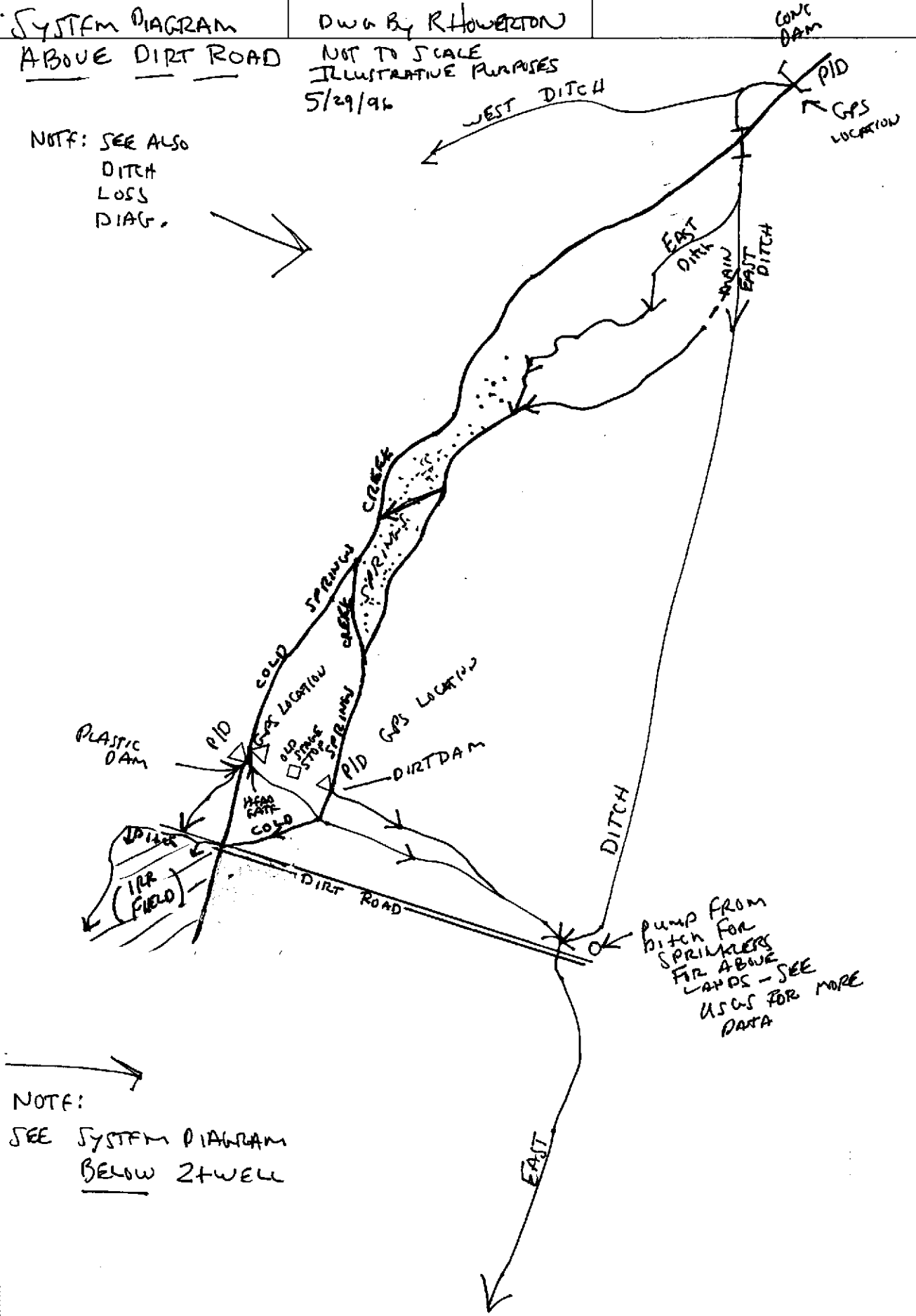
115D
.37261 X 60 = 22.3566 MIN
.3566 X 60 = 21.4 SEC


DEPARTMENT OF WATER RESOURCES
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
CLAIM COLD SPRINGS INIT KdH
T. R. S. Q/Q
P/D
SCALE 7 1/2 MIN QUAD
PHOTO ID. Z-66 DATE 1974
R9E
115°22'30"
6 33000m.E.
43°07'30"
47 75000m.N.
3S
4S
UPPER P/D
COLD SPRINGS CREEK
NW SW NE
4WD
Trans Line
3790T
3954
SW NE
3762T
3710
3627T
3882T
3763T
3644T
1-114
3744T
3632T
Old Homestead Springs
3799T
3817T
3792T
3065T
3762T
2 P/D's
COLD SPRINGS CR
BOTH SIDES
GOS NE NE NW
& SE NE NW
SW NW
STAS
BIG PUMPED
WELL
61-2199
3502T
3696T
3569AT
3635T
3717T
3649T
3517T
3522T
3533T
3626T
3623T
Lower P/D
COLD SPRINGS CR
NW NE SW
3531T
3523T
3525T
3588T
1-66
3505T
3531T
4WD

SYSTEM DIAGRAM ABOVE DIRT ROAD

DWN BY R HOWERTON

NOT TO SCALE
ILLUSTRATIVE PURPOSES
5/29/96



Max Carrying Flow =..... 5.38 CFS (269 INCHES)
Max Well Flow = ..... 6.25 CFS (312.5 INCHES)

6. The next step was to find the number of acres irrigated as the beneficial use, the beneficial use was found to be 246 acres or 4.92 CFS.

7. Thus, the right A61-00301 could be recommended for an inch per acre, plus any additional flow such as the conveyance ditch loss flows up to the maximum carrying flows of the two ditches below the two plus well. Total of 5.38 CFS or 269 inches. See item #2.

8. The ditch loss was measured at 0.85 CFS. See item #3.

9. Thus, then conveyance loss (up to 0.85 CFS) could be added to the 4.92 CFS to bring the maximum carrying flow of 5.38 CFS. See item #2 MAX CARRYING FLOW = 5.38 CFS (269 INCHES)

thus;

246 ACRES IRRIGATED = 4.92 CFS (246 INCHES)
(+) CONVEYANCE LOSS = 0.46 CFS (23 INCHES) out of 0.85
5.38 CFS RECOMMENDED

10. Total CFS RECOMMENDED is 5.38 CFS that includes 0.46 CFS of ditch loss.

# TWO PLUS WELL CAPACITY & MAXIMUM DITCH CARRYING FLOWS

March 28, 1997

INFORMATION COMPILED BY: RON HOWERTON & MEL SCHULTE

* Photos and notes are in Cold Springs Creek field exam 3-ring binder notebook & two plus well folder, A61-00301.

1. The maximum well open flow measurement was measured on 3/27/97 by: RON HOWERTON & MEL SCHULTE at 6.25 CFS or 312.5 inches.

2. The maximum carrying flows of the two ditches below the two plus well were measured on 5/22/96. See photo 20, (Map Reference G) 2.25 CFS and on cross ditch photo 21, (Map Reference G1) of 3.13 CFS, total of 5.38 CFS or 269 inches.

3. Conveyance ditch loss was measurements were made from the West Ditch, Photo 20, (Map Reference G) at 2.25 CFS and from the East Ditch that is re-directed back into across Cold Springs Creek 1.73 CFS (Map Reference H) photo 27, for a total of 3.98 CFS. The maximum conveyance ditch loss was measured at 3.13 CFS (Map Reference I) photo 28, all three measurements were made on 5/22/96.

    3.98 CFS
    \- 3.13 CFS
    = 0.85 CFS MAXIMUM CONVEYANCE DITCH LOSS FROM TWO PLUS WELL

## RECOMMENDATIONS

During the field exam of 5/22/96, the ditches were at maximum flow with Cold Springs Creek Water and flow from several Springs. We asked John MC GREW if the Two Plus Well alone could fill the ditches the same. He said yes.

4. The first step was to see how much was in these ditches at the maximum carrying flows of measured on 5/22/96. Photos 20 & 21. 2.25 CFS on cross ditch of 3.13 CFS. The total was 5.38 CFS or 269 inches. See item #2.

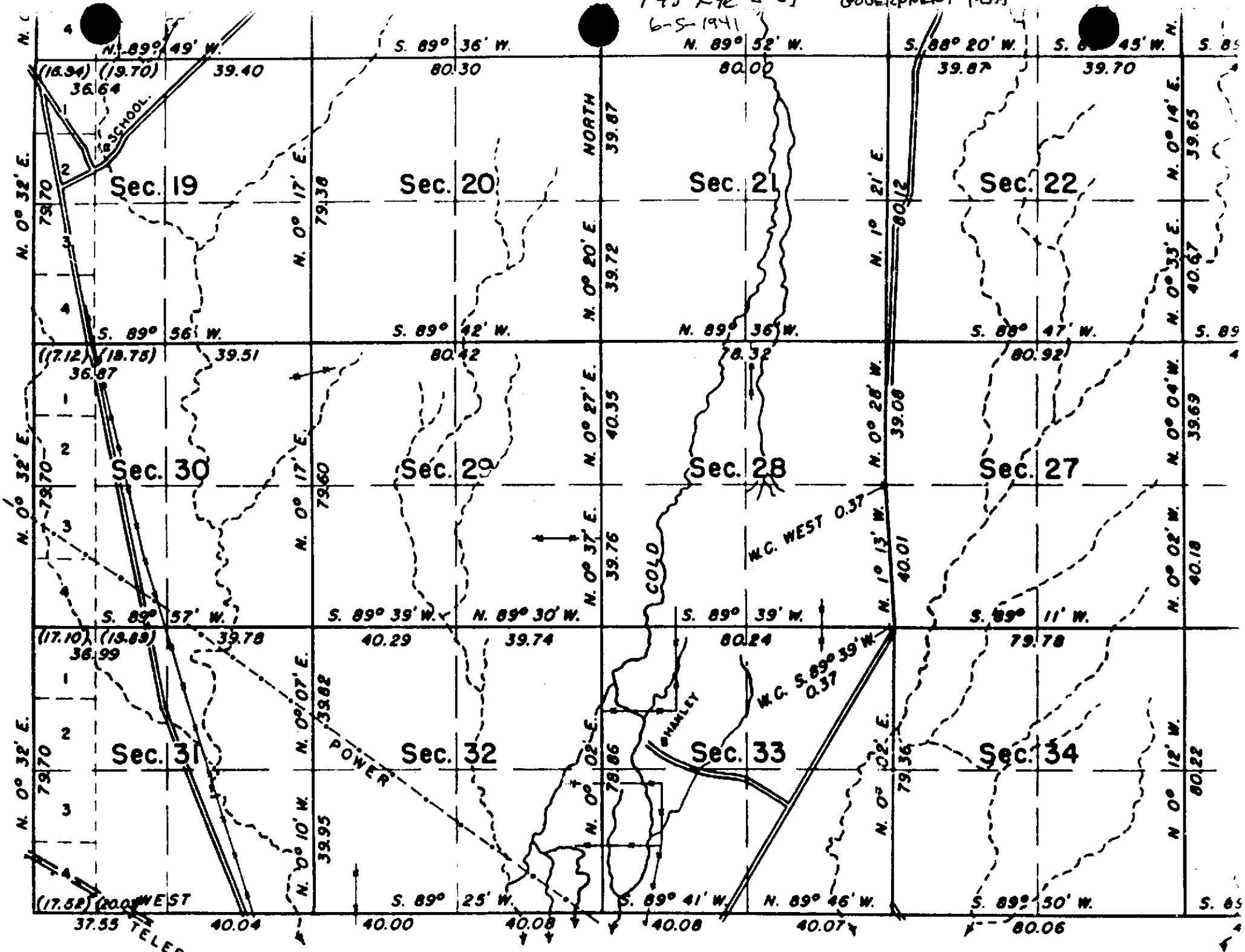
5. Then the follow-up to this was to make an actual measurement of the Two Plus well next year (1997) at its peak flow in the spring before irrigation season. The maximum well open flow measurement was measured on 3/27/97 at 6.25 CFS or 312.5 inches. Thus, we proved that yes, the Two Plus Well could fill the ditches as full as our maximum carrying flow measurement on 5/22/96.

# SYSTEM DIAGRAMS

# DITCH LOSS DIAGRAMS

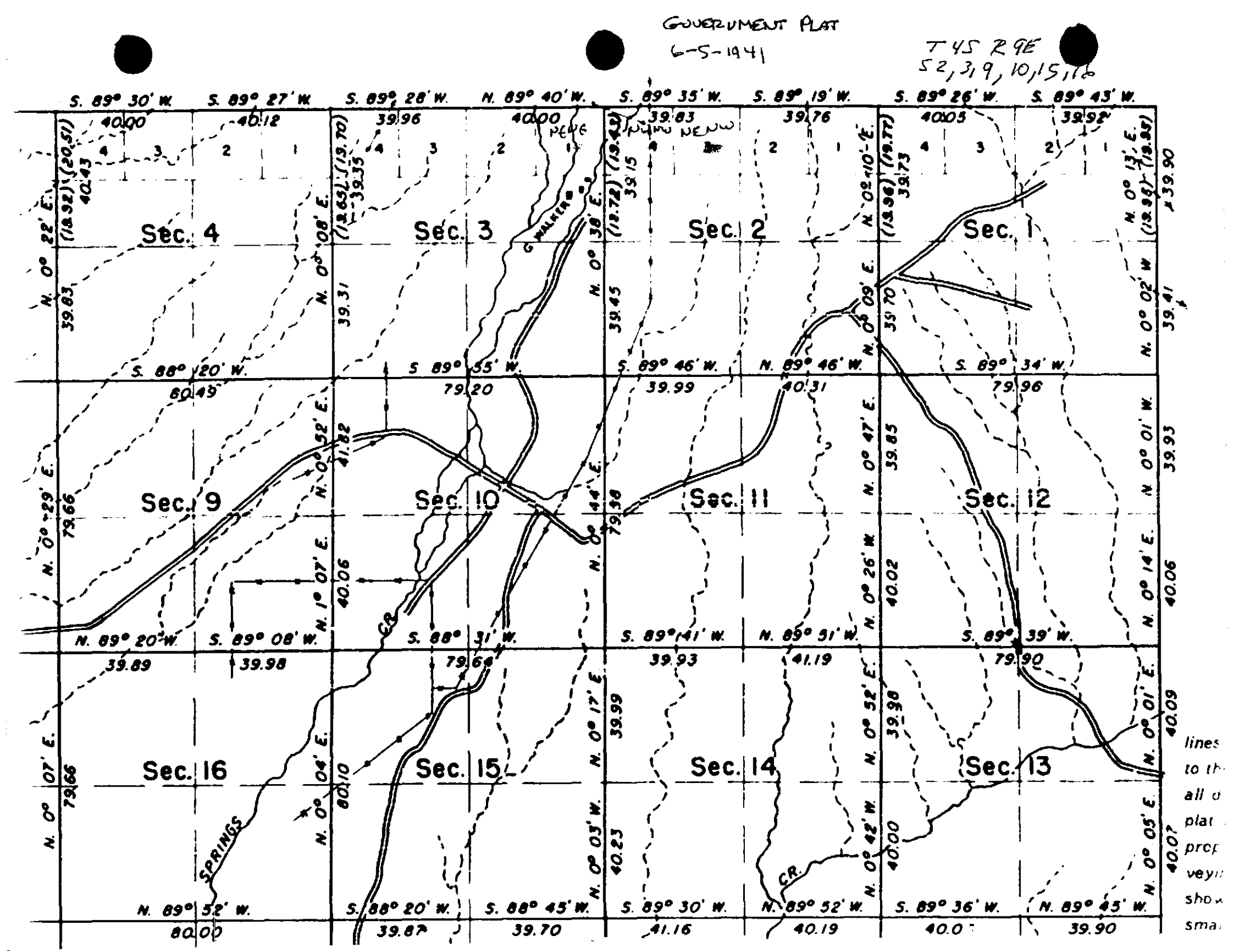
# DISCHARGE & CONVEYANCE LOSS MEASUREMENTS

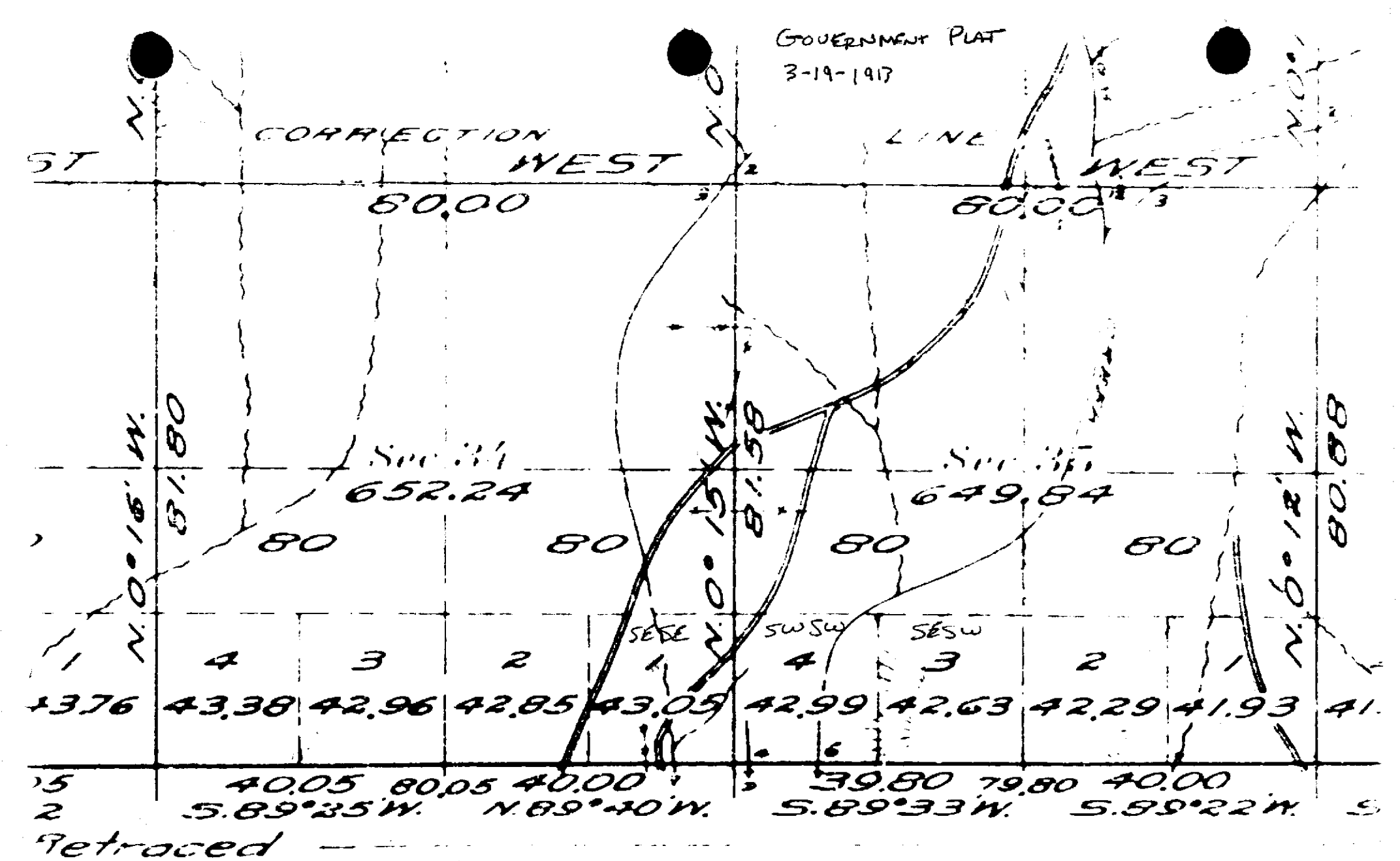
PART IV


T4S R9E S 29
6-5-1941
GOUERNMENT PLAT
Sec. 19
Sec. 20
Sec. 21
Sec. 22
Sec. 30
Sec. 29
Sec. 28
Sec. 27
Sec. 31
Sec. 32
Sec. 33
Sec. 34
N. 89° 49' W.
S. 89° 36' W.
N. 89° 52' W.
S. 88° 20' W.
S. 89° 56' W.
S. 89° 42' W.
N. 89° 36' W.
S. 88° 47' W.
S. 89° 57' W.
S. 89° 39' W.
N. 89° 30' W.
S. 89° 39' W.
S. 89° 11' W.
S. 89° 25' W.
S. 89° 41' W.
N. 89° 46' W.
S. 89° 50' W.
N. 0° 32' E.
N. 0° 17' E.
N. 0° 20' E.
N. 1° 21' E.
N. 0° 14' E.
N. 0° 33' E.
N. 0° 27' E.
N. 1° 28' W.
N. 0° 04' W.
N. 0° 37' E.
N. 1° 13' W.
N. 0° 02' W.
N. 0° 07' E.
N. 0° 02' E.
N. 0° 10' W.
N. 0° 12' W.
N. 0° 22
39.40
80.30
80.00
39.70
39.51
80.42
78.32
80.92
39.78
40.29
39.74
80.24
79.78
39.82
39.95
40.00
40.08
40.08
40.07
80.06
W.C. WEST 0.37
W.C. S. 89° 39' W. 0.37
COLO
POWER
TELEPHC

GOVERNMENT PLAT
6-5-1941

T 45 R 9E
S 2, 3, 9, 10, 15, 16






T35 R9E 534, 535

When Surveyed

Begun

Completed

The above plat of Tow

# MEMO TO FILE

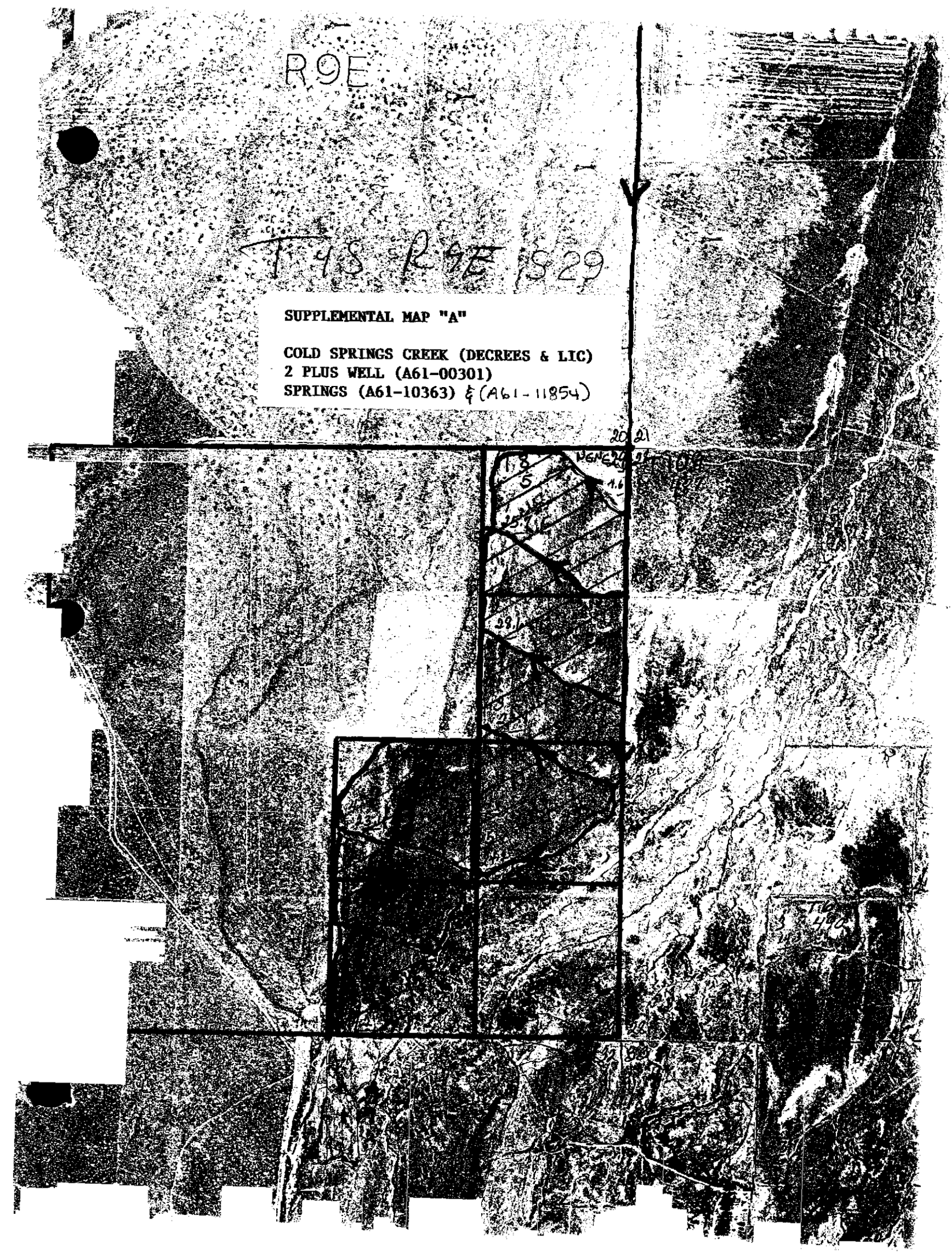
CLAIM/WR NO: Mc Grew Claims
AGENT: RON HOWERTON
DATE: February 7, 1996
REF: System Map

1. Met with John Mc Grew at the ASCS office in Mountain Home at 1:30.

2. Mel and Lori had set up an appointment to met with John Mc Grew and Jackie a representative for the NRCS, Natural Resources Conservation Services.

3. John plotted the system on ASCS maps for land sold to Powers from Mel and plotted surface water systems and GW on their remaining lands.

4. Jackie gave Lori a copy of the mainline system for the Cold Springs area.


R9E
T4S R9E S29
SUPPLEMENTAL MAP "A"
COLD SPRINGS CREEK (DECREES & LIC)
2 PLUS WELL (A61-00301)
SPRINGS (A61-10363) & (A61-11854)
20
21
28
T10
49

# PLAN LAYOUT

WELL A & B SYSTEM
SEE SUPPLEMENTAL MAP "B"

T4S — R9E

← These 2 elevation are @ risers

3500 GPM

1900 GPM

24+00 "B"
3495 EL.

0+00
3520 EL.

10+00 "A"
3500 EL.

15+00 "A" 34+95 EL.

20+00 "A" 34+80 EL.

25+00 "A" 34+75 EL.

30+00 "A" 34+70 EL.

35+00 "A" 34+65 EL.

40+00 "A" 34+55 EL.

45+00 "A" 34+50 EL.

50+00 "A" 34+40 EL.

55+00 "A" 34+35 EL.

60+00 "A"
34+25 EL.

34+20 EL.

34+00 "B"
3490 EL.

39+00 "B"
3490 EL.

44+00 "B"
3480 EL.

49+00 "B"
3470 EL.

54+00 "B"
3460 EL.

59+00 "B"
3455 EL.

64+00 "B"
3450 EL.

69+00 "B"
3440 EL.

24+00 "C"
3450 EL.

14+00 "C"
3430 EL.

183 NOZ @ 4.0 gpm

64 NOZ @ 4.0 gpm

138 NOZZLES @ 4.09 gpm

55 NOZ @ 4.0

7 NOZZLES @ 3.5

138 NOZ @ 4.0

Cold Springs Creek

OUT

102+00 B
3385 EL.

107+00 "B"
3375 EL.

112+00 "B"
3360 EL.

117+00 "B"
3360 EL.

83+00 "B"
3410 EL.

850 GPM

202 NOZ @ 4.0

97+00 "B"
3395 EL.

1 inch
1000 ft.

These elevation are @ risers

William McCrew
Sprinkler System

ELMORE CO ELMORE SCD

U.S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

| | Date | | |
|---|---|---|---|
| Designed J. Lott | | Approved by | |
| Drawn J. Lott | 10/95 | Title | |
| Traced | | Title | |
| Checked | | Sheet No. 1 of 2 | Drawing No. Job Class V |

RECEIVED
AUG 15 1996
WATER RESOURCES
WESTERN REGION

IN THE MATTER OF
NOTICE OF CLAIM TO
A WATER RIGHT NO.(S)
33009
23876
STATE OF IDAHO
COUNTY OF ELMORE

AFFIDAVIT

John W. McGrew, being first duly sworn, deposes and says: The western mainline from the well identified by Ident. Number A61-02199 was constructed in 1977 and was in use when my parents acquired the property in 1979. We constructed the eastern mainline and placed it into use in 1981. This well is currently pumped by a 250 horse power motor. This second mainline did not change the place of use.

The mainline from the well identied by Iden. Number A61-02095 was constructed and placed into use by us in 1984. This well is currently being pumped by a 100 horse power motor.

The mainline constructed in 1977 and the one constructed in 1984 added new acreage to the place of use of both the above described wells.

signed: John W. McGrew date: 8-14-96

Dolores A. Barinaga
Residing: Grand View, Idaho
Expires: 4/18/2002

RECEIVED
AUG 15 1996
WATER RESOURCES
WESTERN REGION

John McGrew
RR 1, Box 450
Glenns Ferry, Idaho 83623
13 August, 1996

Mel Shulte
State of Idaho
Department of Water Resources
Western Region
Adjudication Bureau
2735 Airport Way
Boise, Idaho 83705-5082

Dear Mel,

Enclosed please find my affidavit with supporting documents consisting of aerial photographs from 1977 and 1984 showing the mainlines constructed in those years and laterals in place. An aerial photo from 1981 is not readily available, though I could get one from 1984 which shows the 1981 mainline with laterals. My understanding is that the 1981 mainline did not significantly change the place of use. I have enclosed a depreciation schedule which shows the welding as done by 3-81 so that you are not relying entirely on my memory as to the date. If you need any thing more, please tell me.

Sincerely,

John McGrew

# MEMO TO FILE

DATE
November 26, 1996

CUSTOMER
John McGrew

**SUBJECT:** Meeting at Mtn. Home FSA building at 2PM with John McGrew, Ron Howerton & Mel Schulte.

1. We brought colored maps of areas we will recommend to show John to see if he was in agreement and or seen anything that we missed to bring to our attention.

2. John wanted us to look at 2 possible spring areas for possible source for additional claims or add to existing claims. One spring has a local name of Babs Spring by pond. We will follow up with this ASAP.

3. We discussed the filing of a new application for groundwater on acres that couldn't be covered by existing groundwater rights. Mel is preparing the application.

4. John looked at the PPOU area outlined by the KEY map and Supplemental Map "A" for Cold Springs Creek and asked if any Cold Springs Decreed water remained on any of the ground that his mainline from well "A" served where the pivot area was?

    a. We answered no, because when he put the Western mainline system to these lands for sprinkling in 1977, the well water was modified to not be delivered with Cold Springs water to these lands anymore. Thus, since 1977 the Cold Springs water had not been a beneficial use to the area served by the Western mainline since 1977. John acknowledged this.

    b. For additional support we have copies of his letter dated August 13, 1996 with affidavit dated August 14, 1996 that references the Western Pipeline.

5. Advised John that we intend to disallow the domestic claim at Little Canyon Creek Ranch, because the use appeared to be abandoned. John acknowledged this.

6. Advised John that we intend to disallow the spring claim on BLM ground referenced as license number 61-02020. That usage was replaced by claim A61-11844. John acknowledged this.

# FAX

**TO:** Ron Howerton

**FROM:** Riggs

**DATE:** 5-13-97

**FAX #:** (208) 587-4670

**TOTAL PAGES INCLUDING COVER:** 4

**CONTACT:**

**COMMENTS:**

IN THE MATTER OF )
NOTICE OF CLAIM TO )
A WATER RIGHT NO.(S)) AFFIDAVIT
_____)
_____)
_____)
State of Idaho )
County of_____)

I, Samuel D Blackwell being first duly sworn, deposes and says: No water has ever been alowed to run from Cold Springs Creek to the Bill Walker desert Claim which would run the water out of the Cold Springs water shed

Samuel D Blackwell
(Signature)

Subscribed and sworn to before me this day 12th of MAY, 1997.

SEAL

R. F. Ashley
(Notary Public)

Residing at MTN. HOME, ID.

My Commission Expires 10/16/98

IN THE MATTER OF )
NOTICE OF CLAIM TO )
A WATER RIGHT NO. (S) )
_____ )
_____ )
_____ )
State of Idaho )
County of Elmore )

AFFIDAVIT

Elsie Mae Henley Riggs being first duly sworn, deposes and says: To My knowledge the water running in the ditch from Cold Springs Creek west to the Bill Walker desert Claim should not be allowed since it is removing the water from the Cold Springs water shed to the Rye Grass watershed. There has never been a water right for the Bill Walker desert Claim in my lifetime and I have not seen water in the ditch.

Elsie Mae Henley Riggs
(Signature)

Subscribed and sworn to before me this

day 12th of May, 1997.

SEAL

Dawn T. Oakley
(Notary Public)

Residing at MTN. HOME, ID.

My Commission Expires 10/16/98.

IN THE MATTER OF )
NOTICE OF CLAIM TO )
A WATER RIGHT NO. (S) ) AFFIDAVIT
)
)
)
State of Idaho )
County of Elmore )

I Howard N. Riggs being first duly sworn, deposes and says: I am the Watermaster for Cold Springs Cr. (61E) and Bennett Cr. 61C) and in the seven years that I have served I have not seen or delivered water to the Bill Walker desert Claim.

Howard N. Riggs
(Signature)

Subscribed and sworn to before me this day 12th of MAY, 1997.

SEAL

Brenda Oakley
(Notary Public)

Residing at MTN HOME, IDAHO.

My Commission Expires 10/16/98.

RECEIVED
DEC 20 2000
WATER RESOURCES
WESTERN REGION

# SNAKE RIVER BASIN ADJUDICATION
# CHANGE IN ADDRESS OF NOTICE OF CLAIM

**Claim Number(s):** 61-332, 61-333, 61-334, 61-335, 61-336, 61-337, 61-338, 61-339, 61-340, 61-343, 61-364, 61-2008

**Previous Mailing Address:** P.O. Box 1656, St. Croix, VI 00851

RECEIVED
DEC 19 2000
Department of Water Resources

**New Mailing Address:** Rt. 1, Box 451
Glenns Ferry, ID 83623

**Telephone Number:** (208) 366-7931

**Signature of Claimant(s):** X [signature]
JOHN McCALLUM for CHARTER MOUNTAIN RANCH, INC.

**Please return this completed form to:**

**Adjudication Bureau**
**Idaho Dept. of Water Resources**
**1301 N. Orchard St.**
**Boise, ID 83706-2237**
**Ph. 1/800/451-4129 or**
**FAX 208/327-5400**

**Adjudication Bureau**
**Idaho Dept. of Water Resources**
**2735 Airport Way**
**Boise, ID 83705-5082**
**Ph. 208/334-2190 or**
**FAX 208/334-2348**

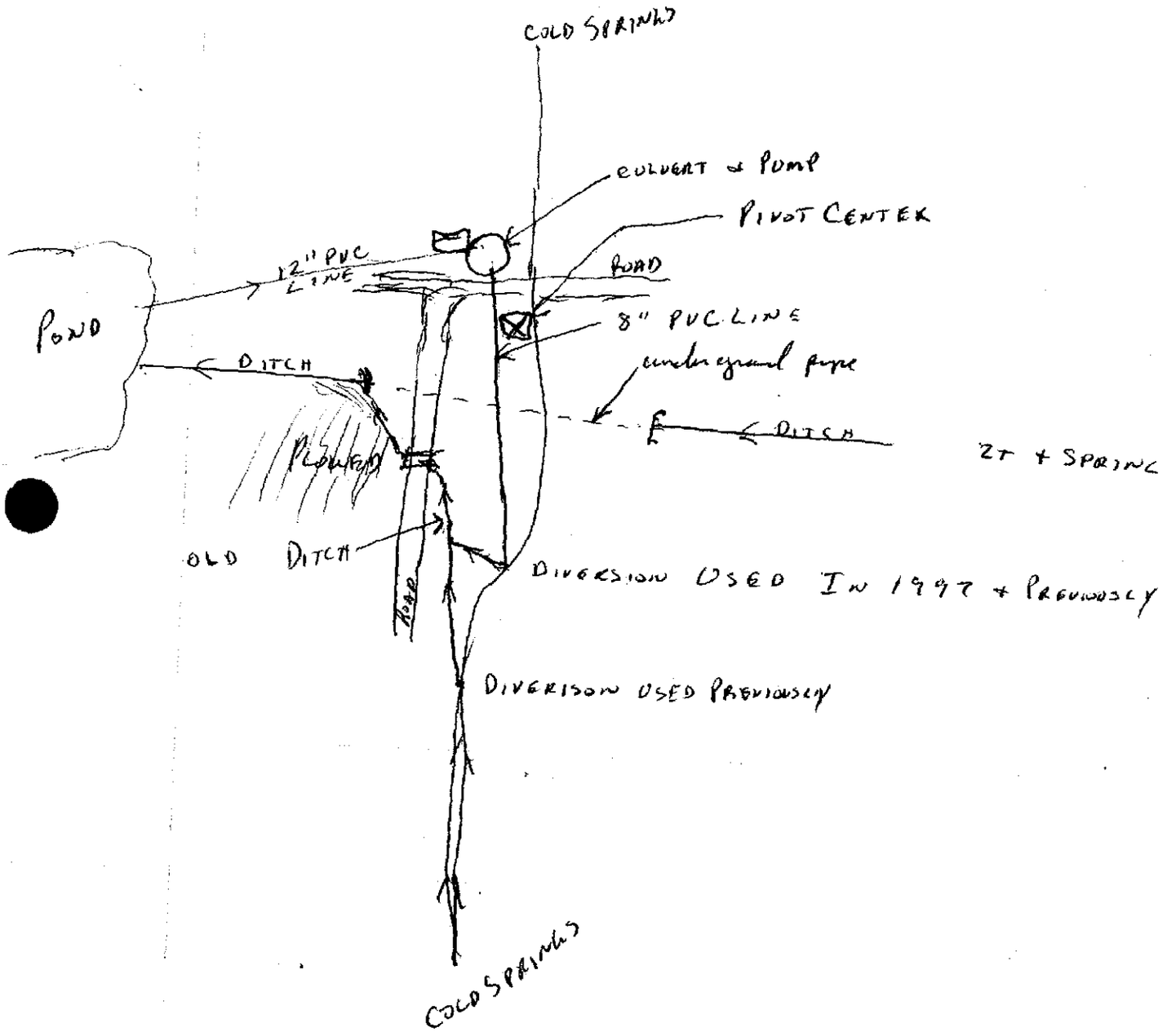
**Adjudication Bureau**
**Idaho Dept. of Water Resources**
**1341 Fillmore St., Ste. 200**
**Twin Falls, ID 83301-3380 or**
**FAX 208/736-3037**

**Adjudication Bureau**
**Idaho Dept. of Water Resources**
**900 N. Skyline, Ste. A**
**Idaho Falls, ID 83402-3653 or**
**FAX 208/525-7177**

SS
ADDRESS FM
Revised 12/13/1999

~~IDWR Use Only~~:
Data Entry: ~~e~~
None needed! All records already had new address. - ss

Date: 12-19-00


COLD SPRINGS
CULVERT & PUMP
PIVOT CENTER
12" PVC LINE
ROAD
POND
8" PVC LINE
DITCH
underground pipe
DITCH
ZT + SPRING
PLOWED
OLD DITCH
DIVERSION USED IN 1997 + PREVIOUSLY
ROAD
DIVERSION USED PREVIOUSLY
COLD SPRINGS

**AFFIDAVIT**

John B. McCallum being first duly sworn deposes and says:

1. We purchased the ranch in early 1997
2. I used the existing diversion ditch in April and May 1997.
3. In June 1997 a 8 inch pipe was installed and the water diverted for the remainder of 1997, 1998, 1999 and 2000.
4. We plowed the field in 1998 and destroyed part the ditch.
5. When the road was graded we removed the culvert in 1998.

Please note the attached drawing.

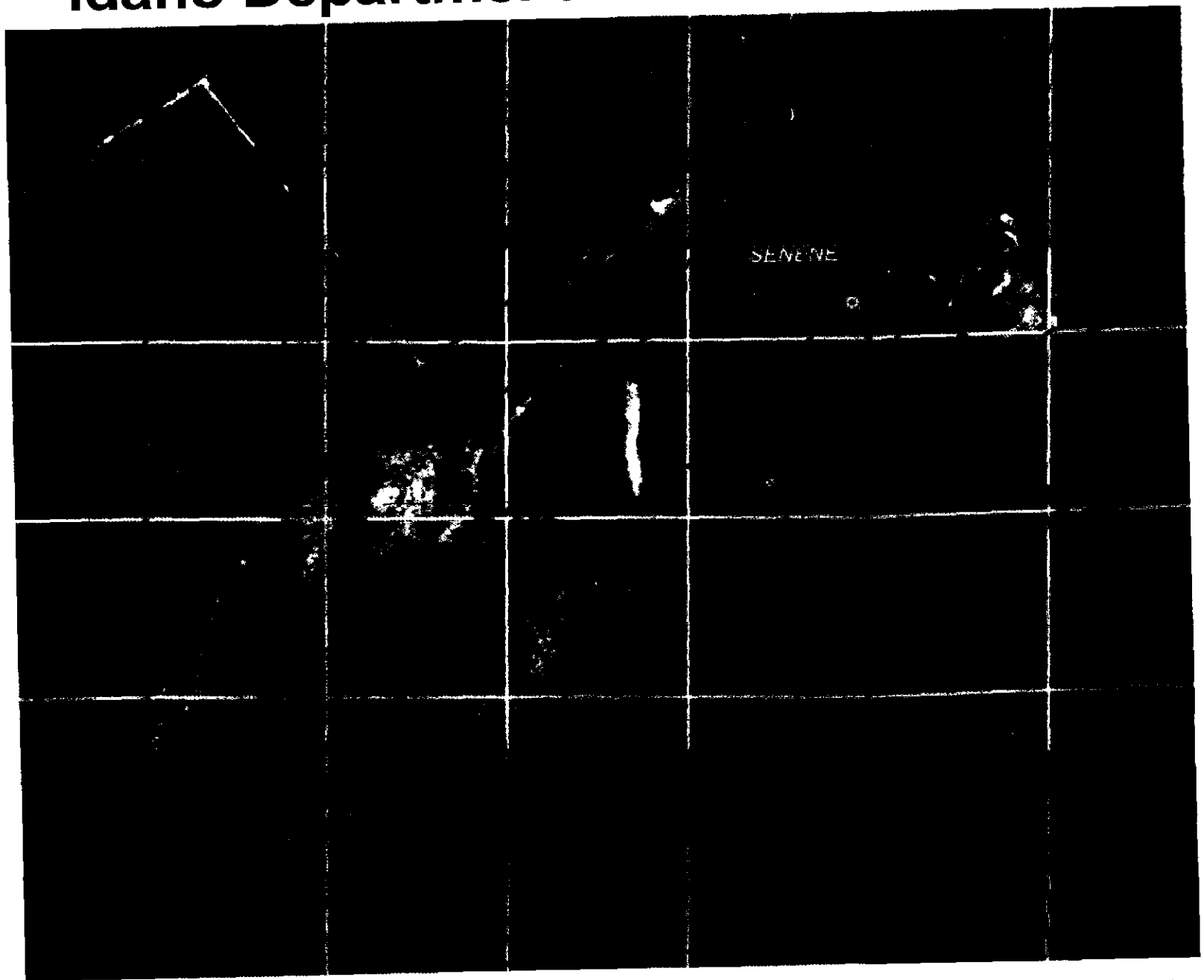
John B McCallum
(Signature)

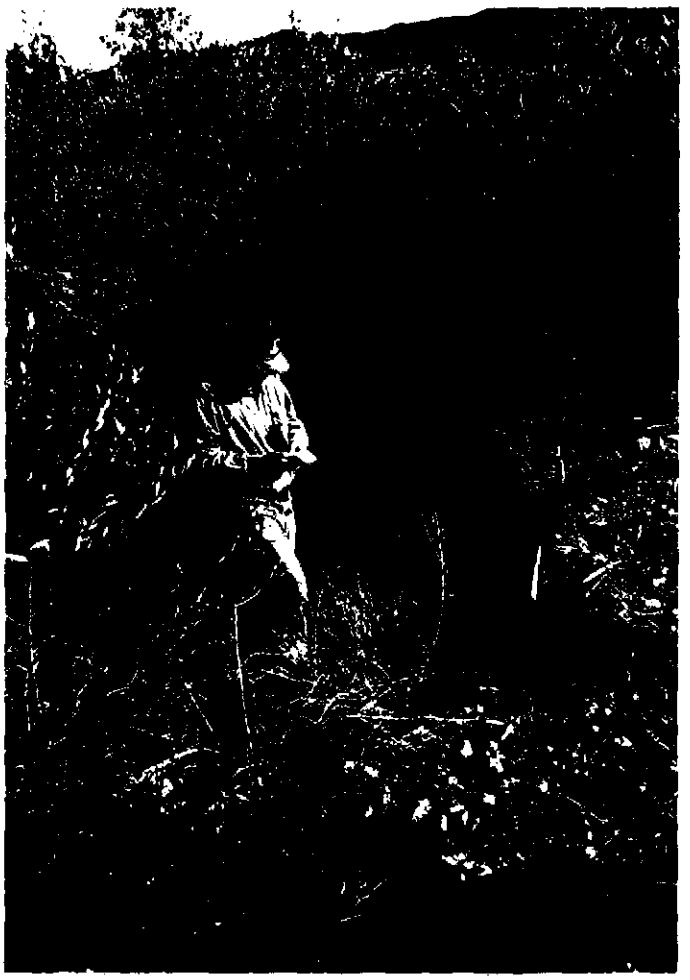
Kathy J Duncan
Witness

# Idaho Department of Water Resources

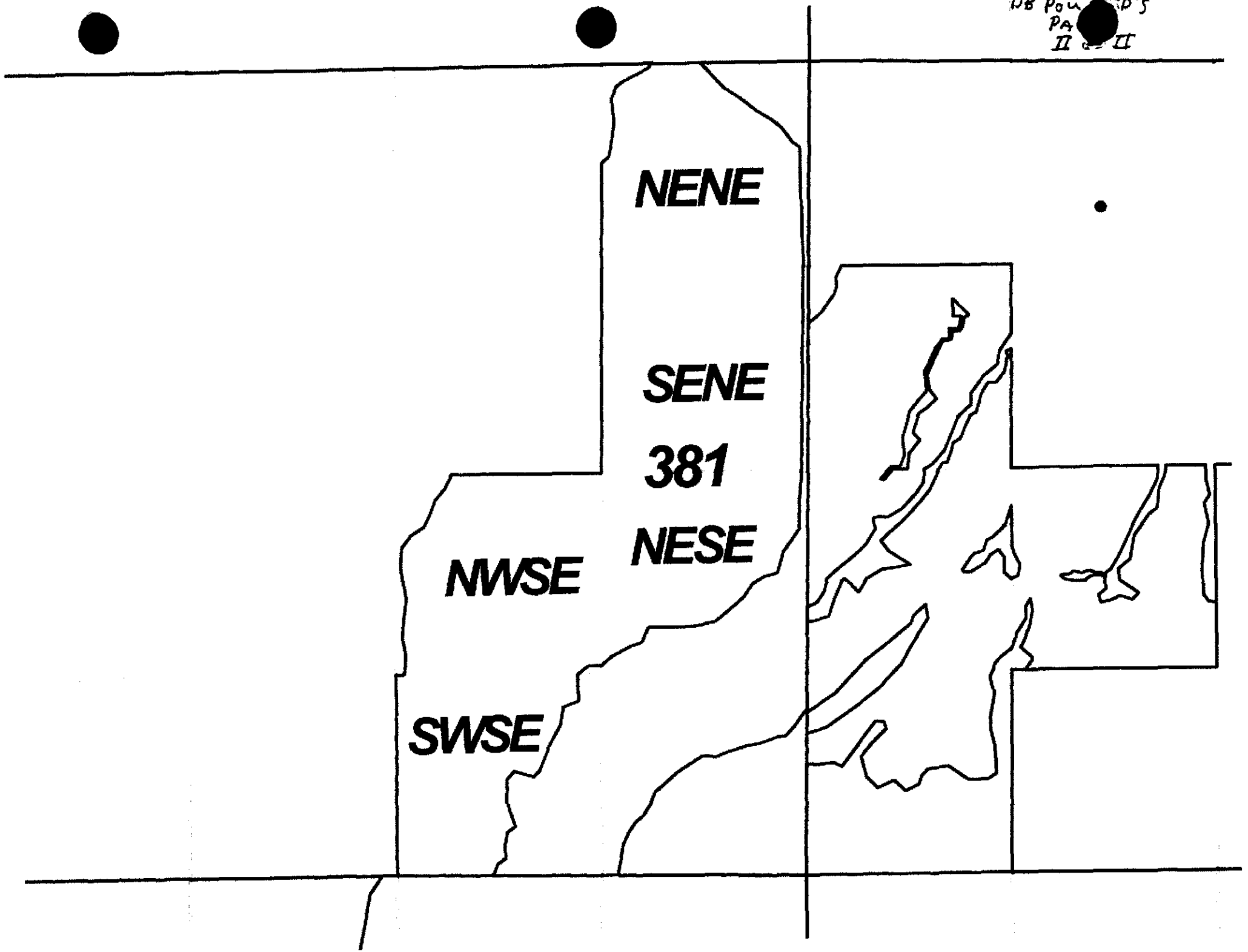
**T04S R09E**
**S16**

**Owner : Charter Mtn. Ranch**
**Prepared by:**
**Ron Howerton**
**Date: FX 12 SEP 00**
**Cold Springs Creek**

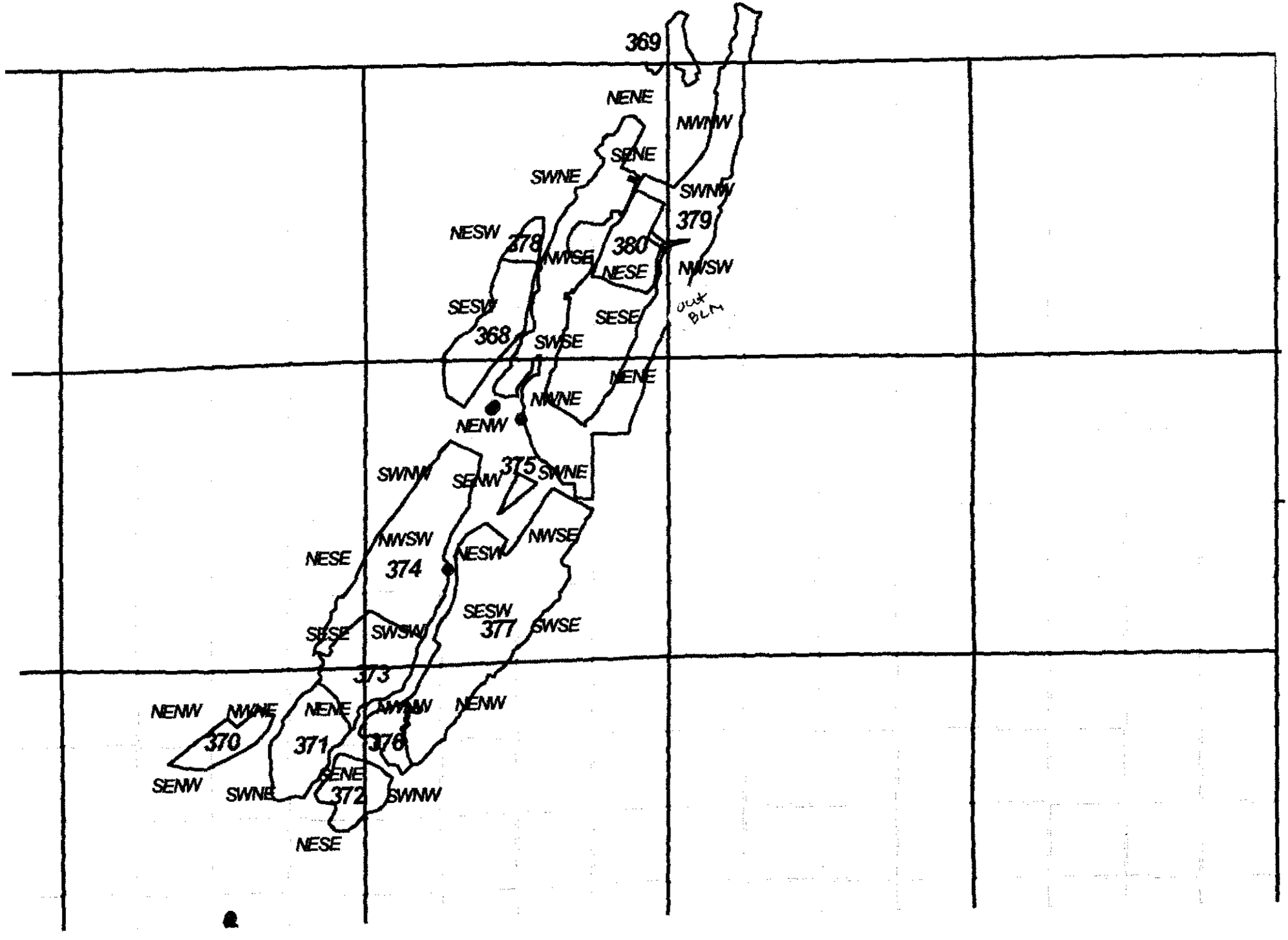







NENE
SENE
381
NESE
NWSE
SWSE

DATA BASE POR 20'S
PA
I OF II



IDWR

# T04S, R09E

Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Acres Shown: 161
Total Acres: 851

POU

POD

SECTION LINES

1/4 1/4



N
W E
S

*1987 NAPP*

0 0.25 0.5 0.75 1 Miles

IDWR

# T04S, R09E

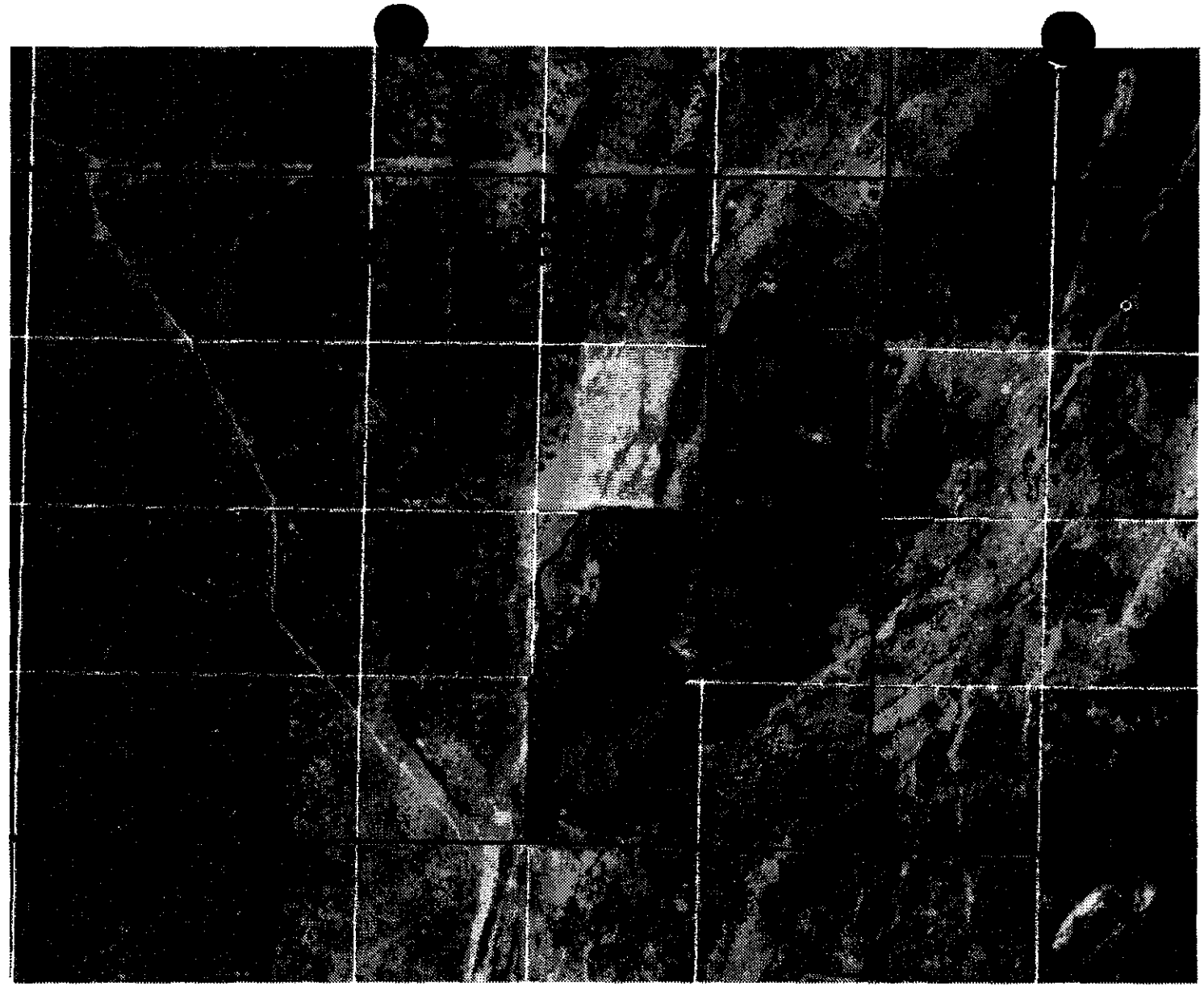
Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Acres Shown: 161
Total Acres: 851

POU

POD

SECTION LINES

1/4 1/4



N
W E
S

*1987 NAPP*

0 0.25 0.5 0.75 1 Miles

# IDWR
# T04S, R09E

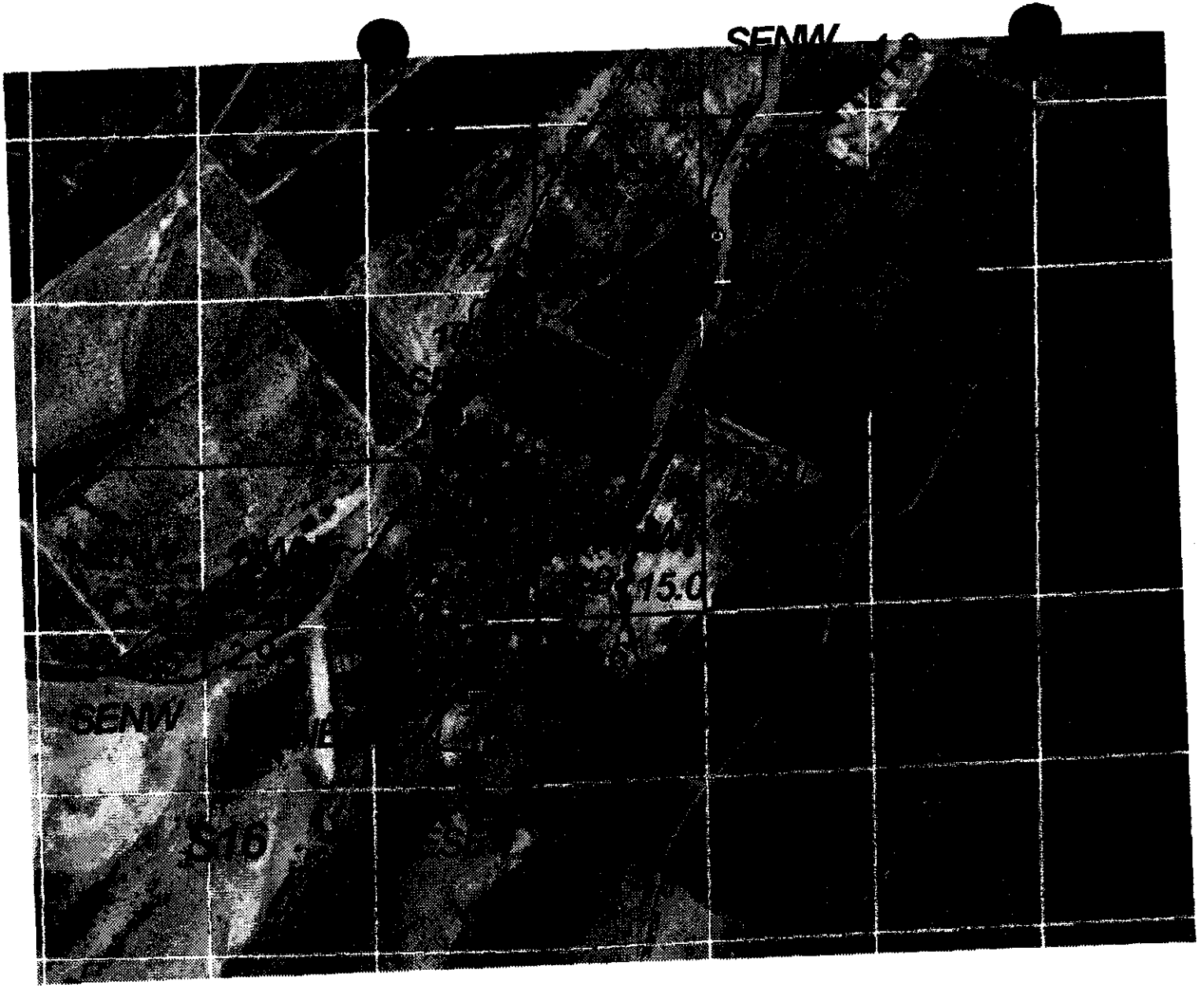
Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Total Aces: 851

POU

POD

SECTION LINES

1/4 1/4




**1987 NAPP**

N
W E
S

0 0.25 0.5 0.75 1 Miles

# IDWR
# T04S, R09E

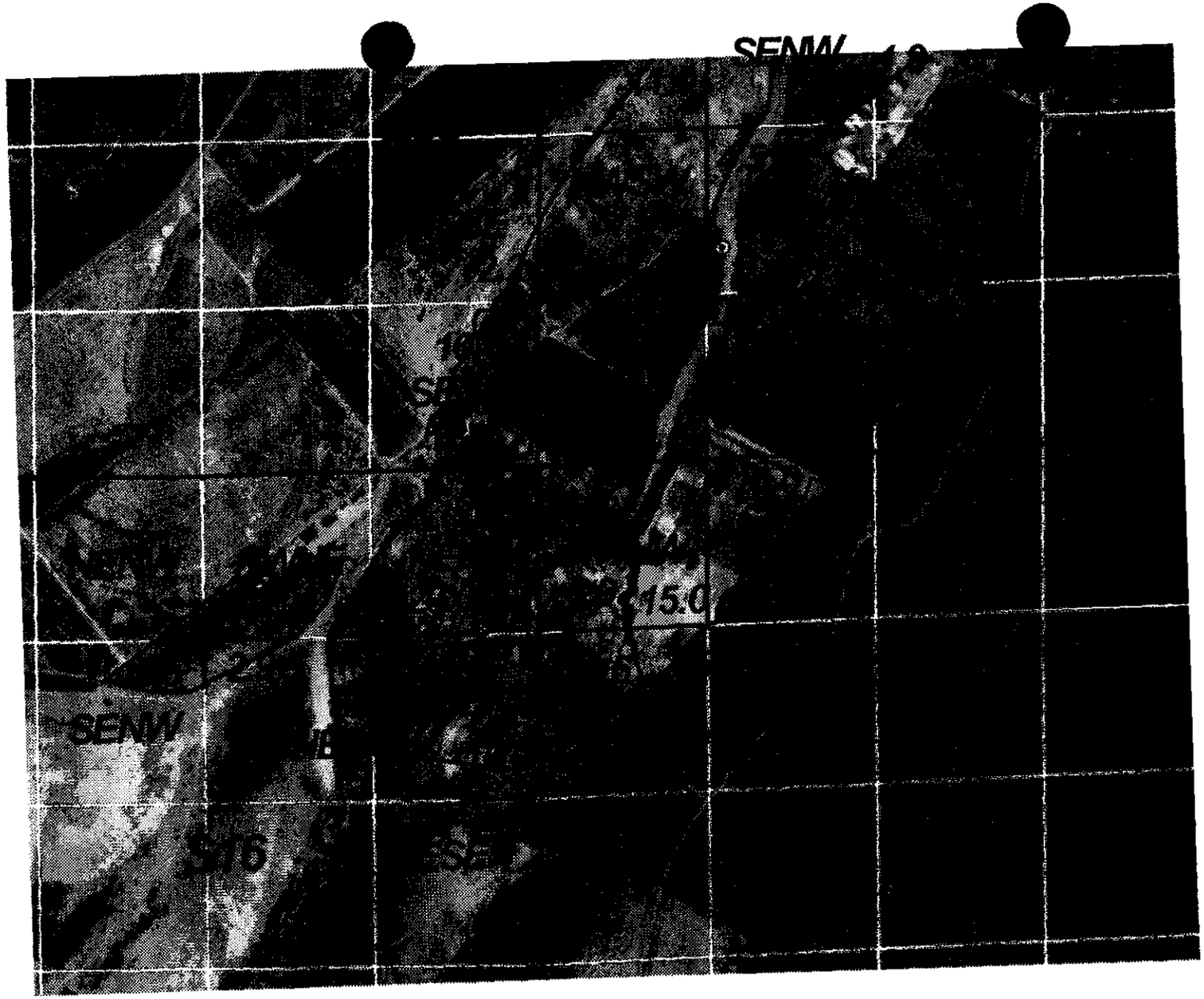
Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Total Aces: 851

POU

POD

SECTION LINES

1/4 1/4



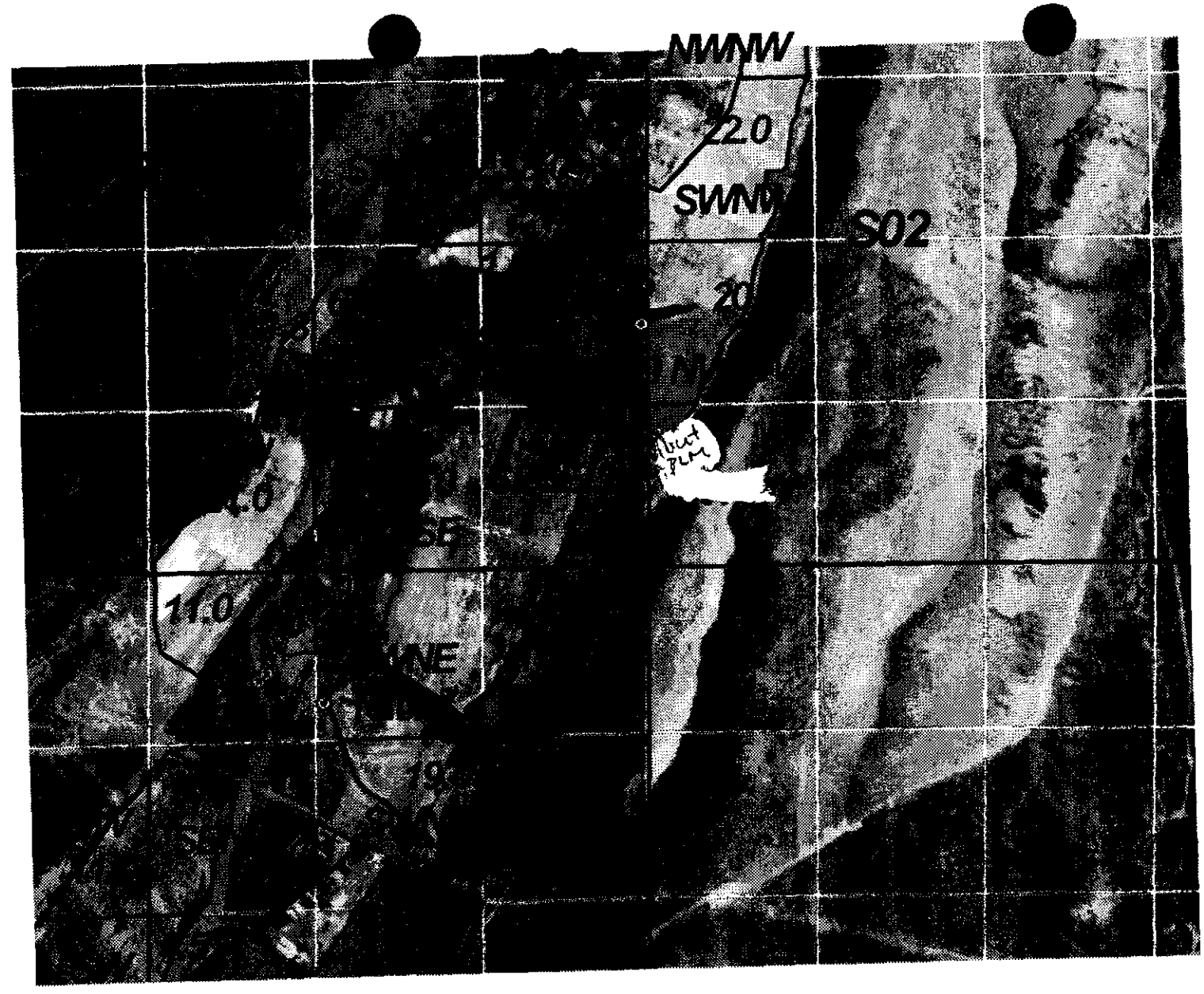

N
W E
S

**1987 NAPP**

0 0.25 0.5 0.75 1 Miles

# IDWR
# T04S, R09E

Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Total Aces: 851




POU

POD

SECTION LINES

1/4 1/4

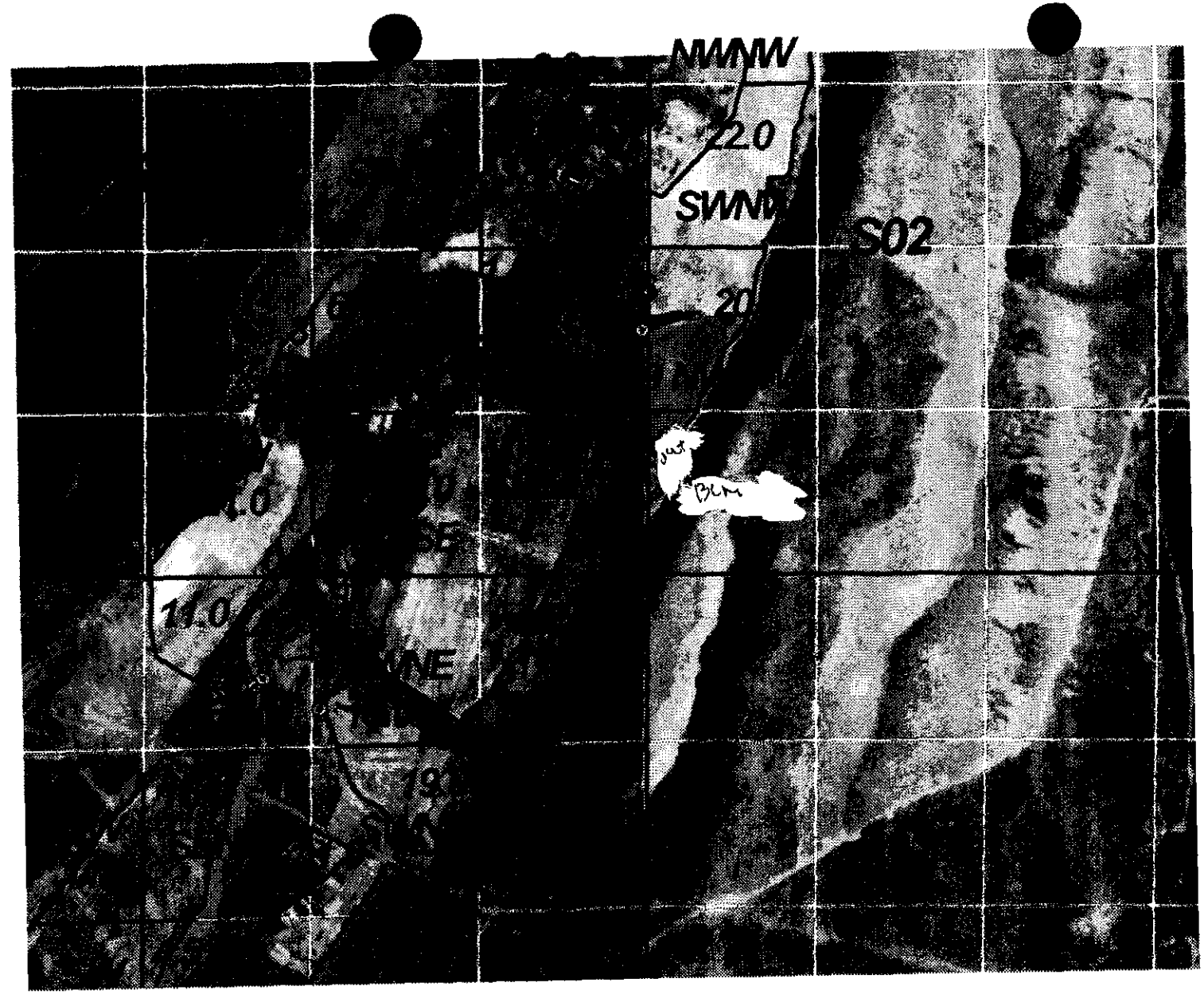
N
W E
S

**1987 NAPP**

0 0.25 0.5 0.75 1 Miles

# IDWR
# T04S, R09E

Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Total Aces: 851




POU

POD

SECTION LINES

1/4 1/4

N
W E
S

**1987 NAPP**

0 0.25 0.5 0.75 1 Miles

# IDWR
# T04S, R09E

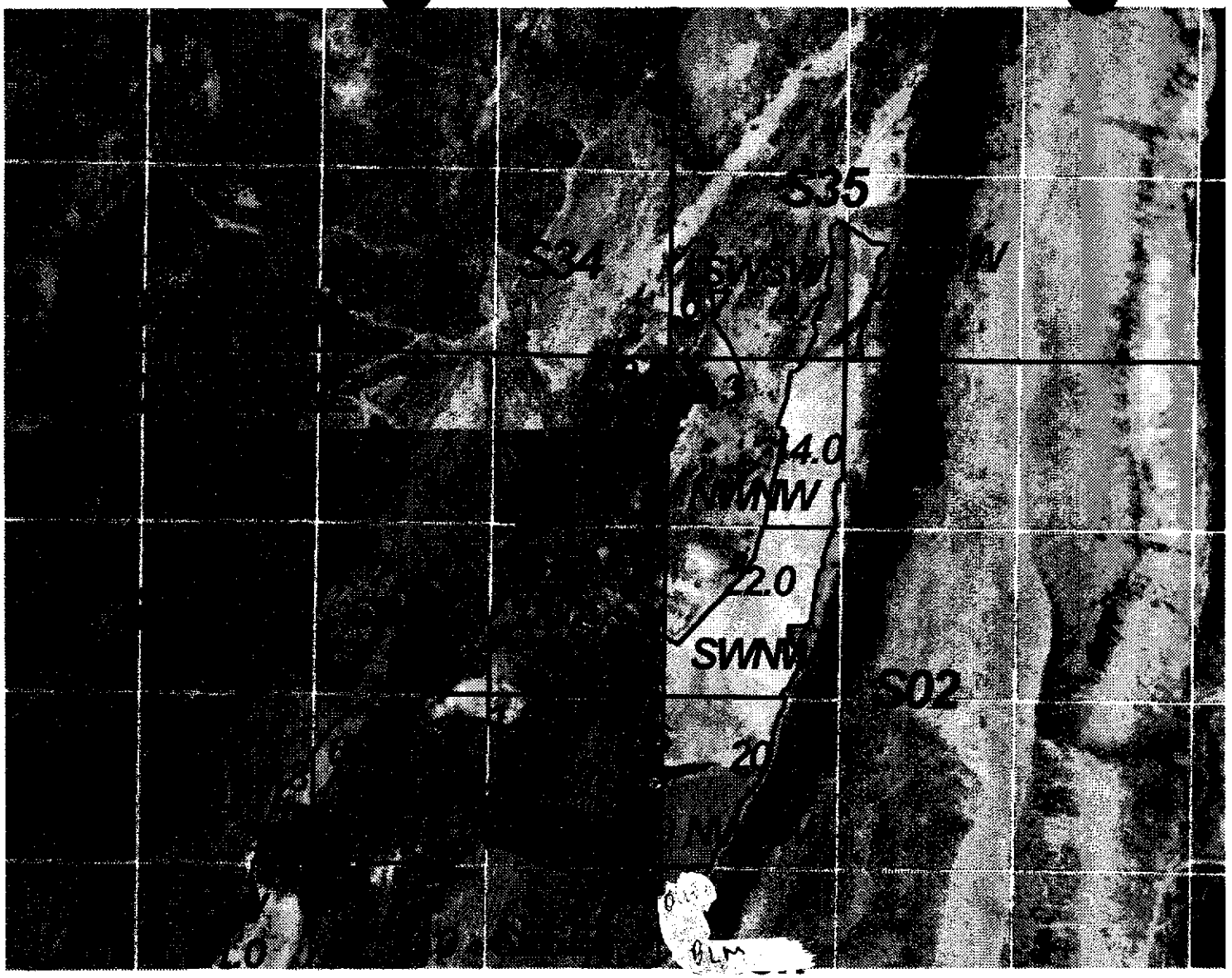
Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Total Aces: 851

POU

POD

SECTION LINES

1/4 1/4




N
W E
S

*1987 NAPP*

0 0.25 0.5 0.75 1 Miles

# IDWR

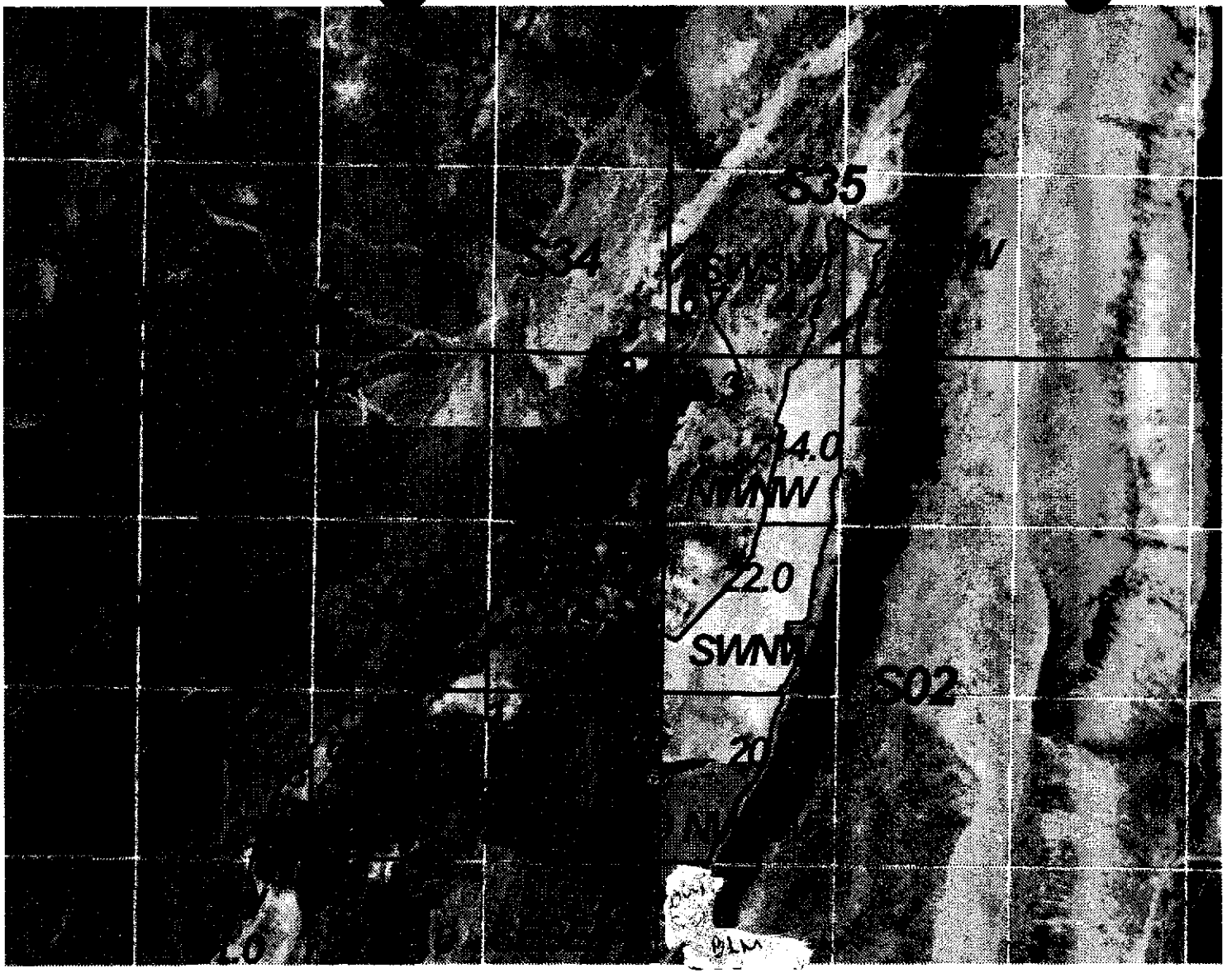
Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Total Aces: 851

POU

POD

SECTION LINES

1/4 1/4




N
W E
S

*1987 NAPP*

0 0.25 0.5 0.75 1 Miles

# IDWR

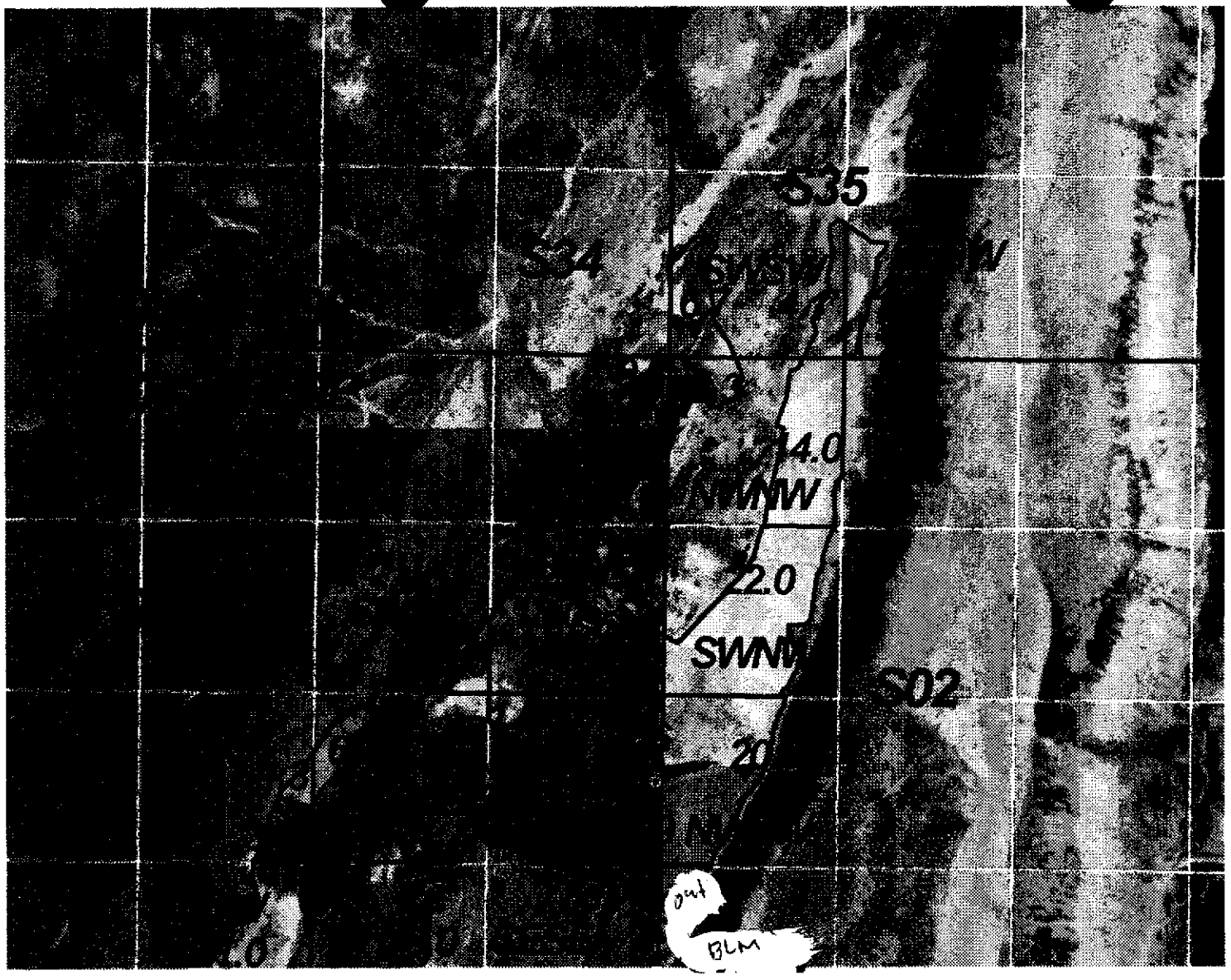
Claim(s) : Cold Springs Creek PPOU
Owner(s) : Charter Mtn Ranch
Date: 13 Nov 98
Prepared by:
Ron Howerton
Total Aces: 851

POU

POD

SECTION LINES

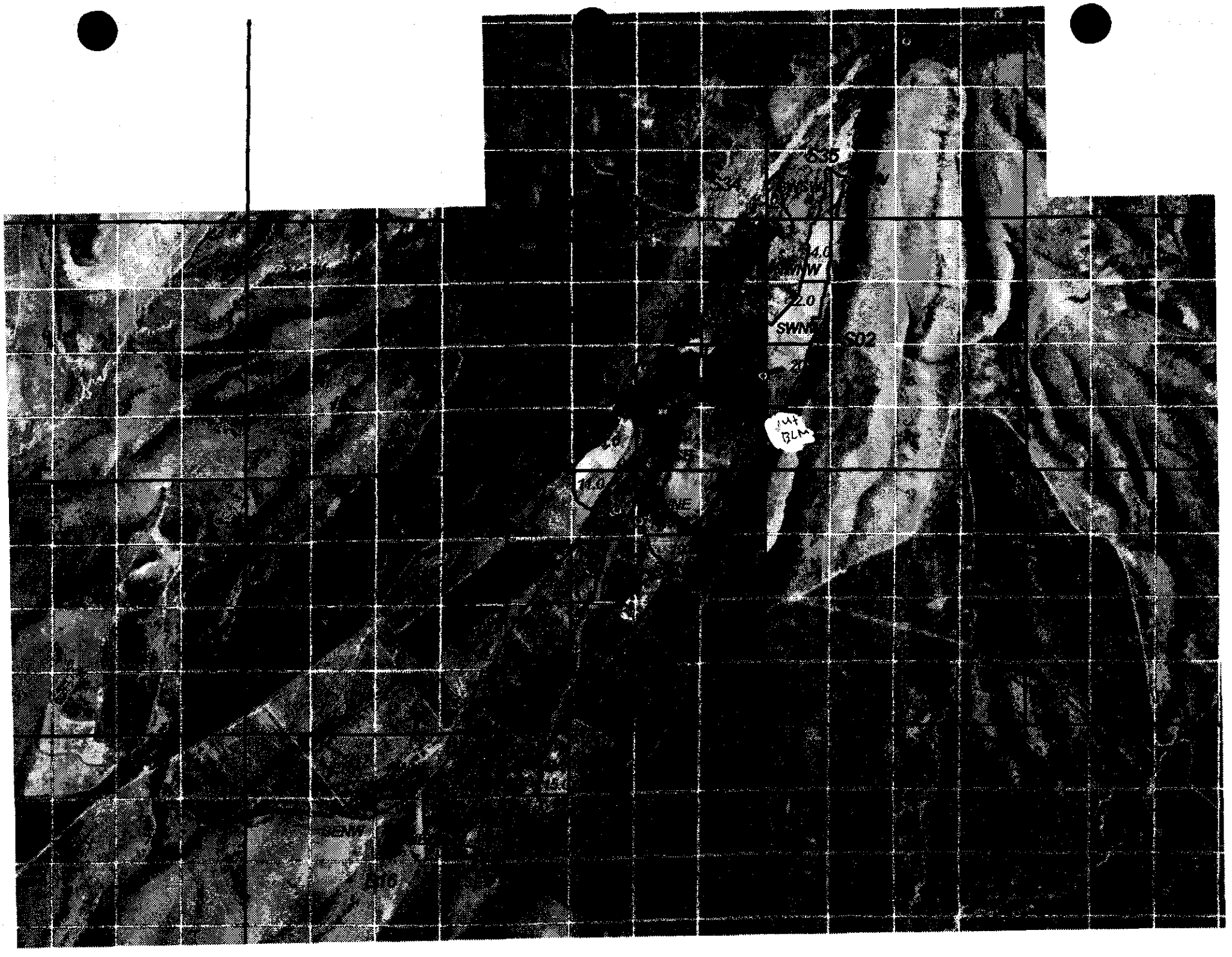
1/4 1/4



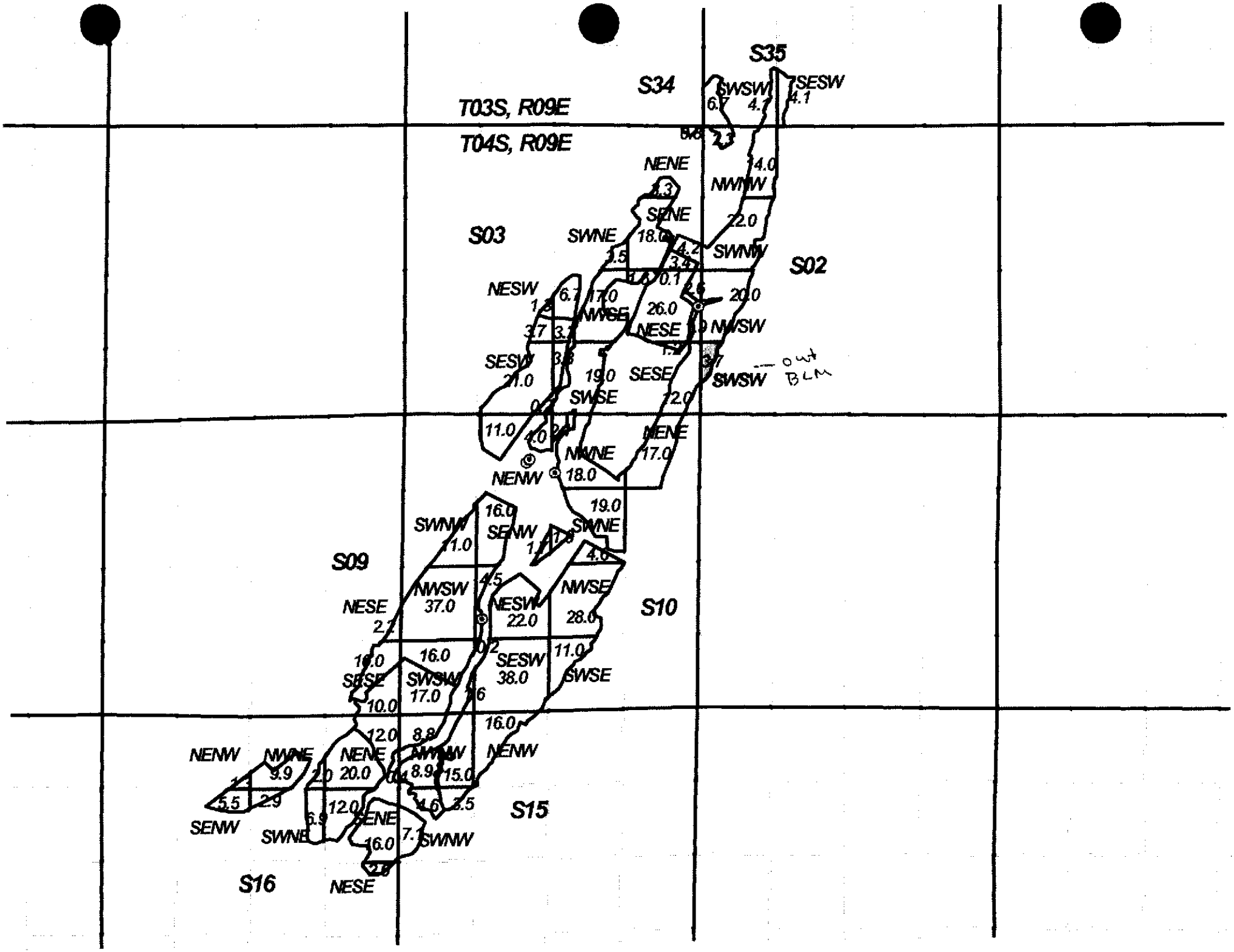

N
W E
S

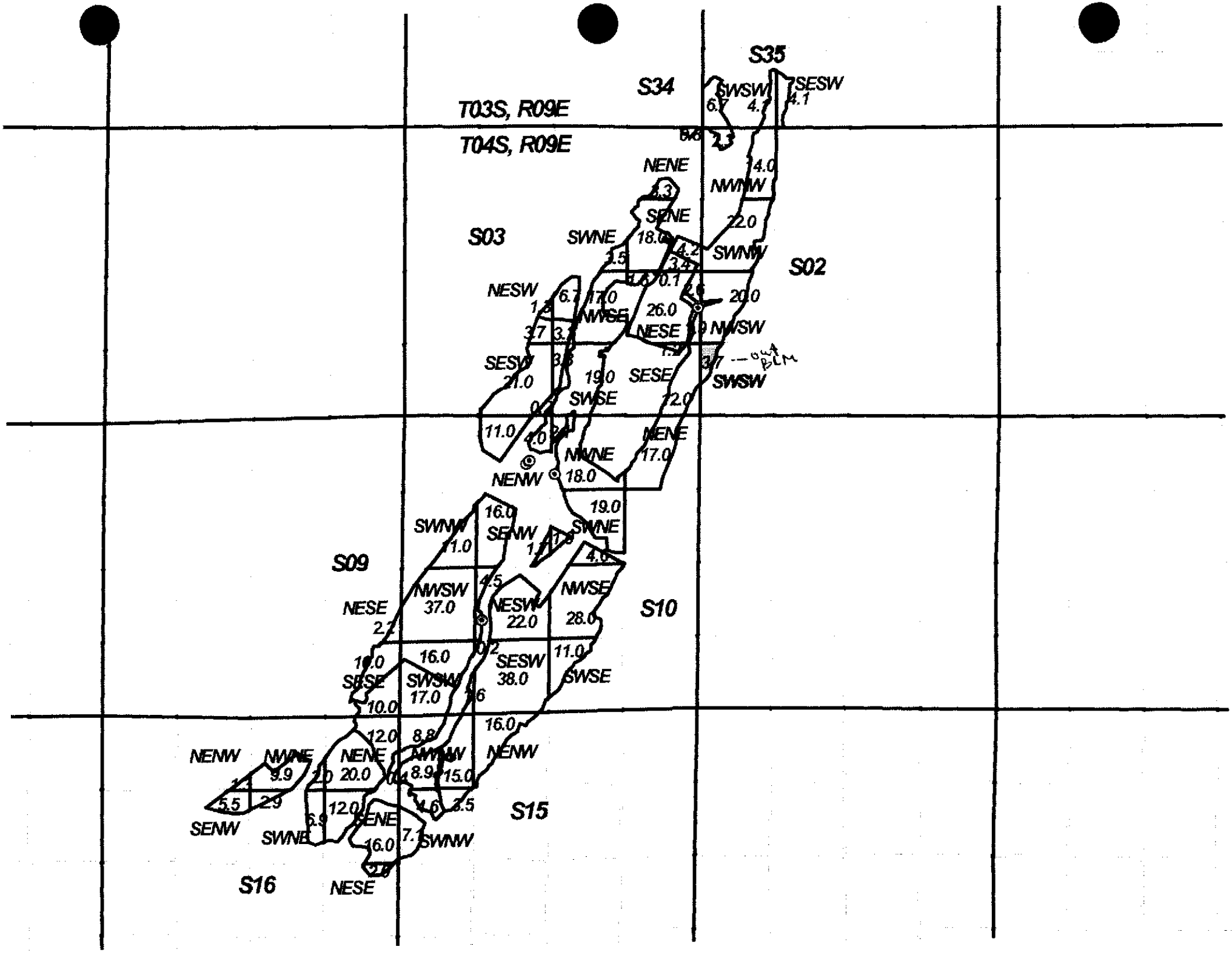
**1987 NAPP**

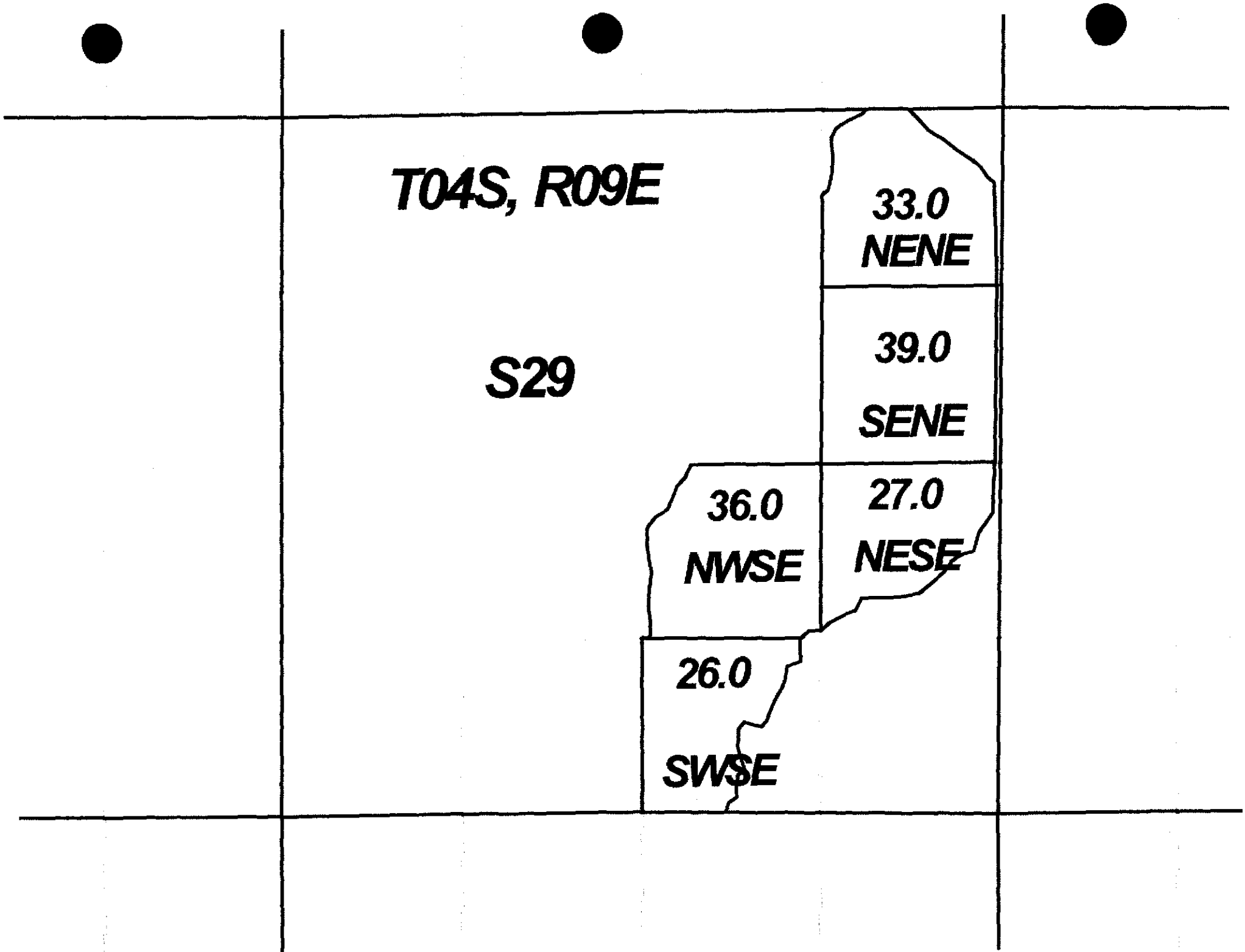
0 0.25 0.5 0.75 1 Miles

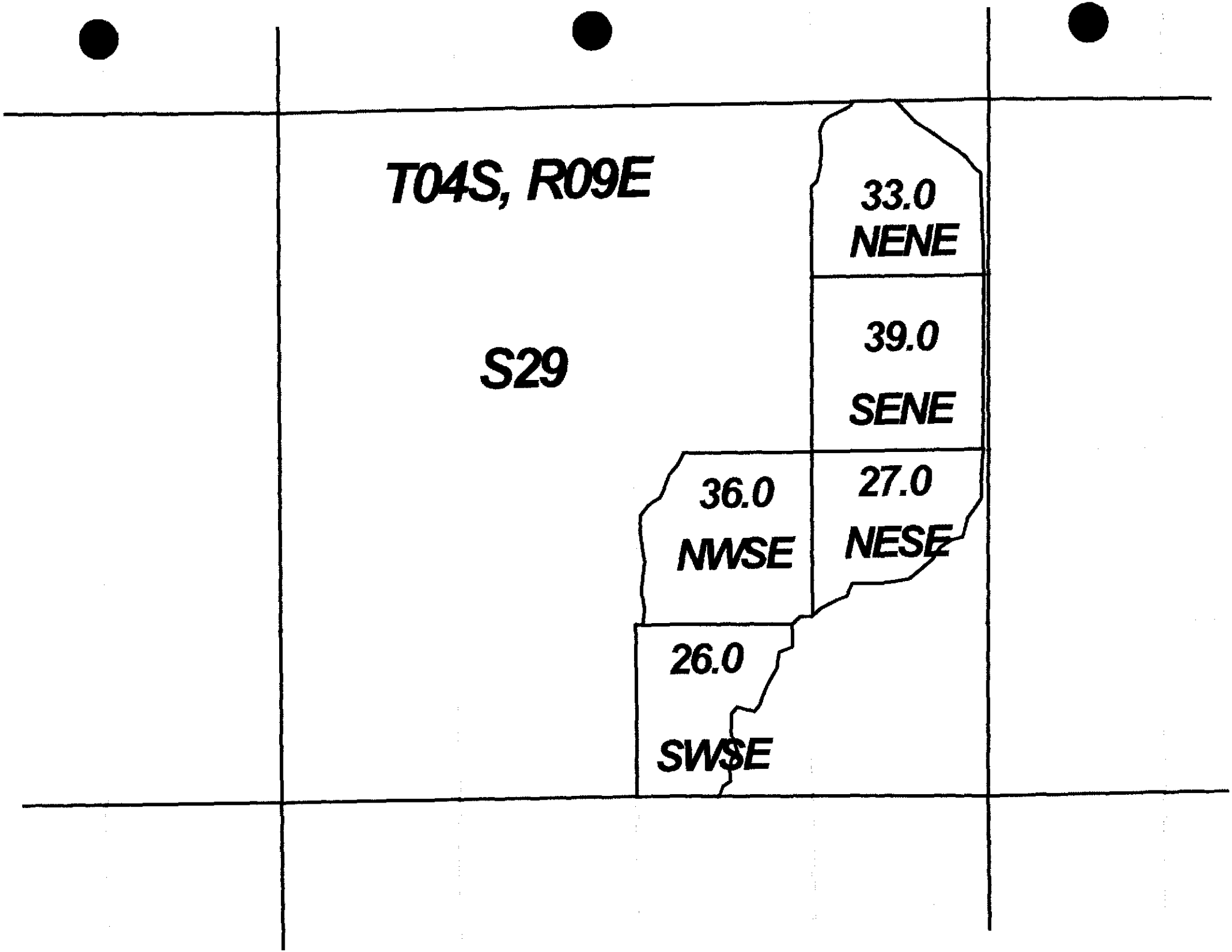

635
502
14.0
BLM

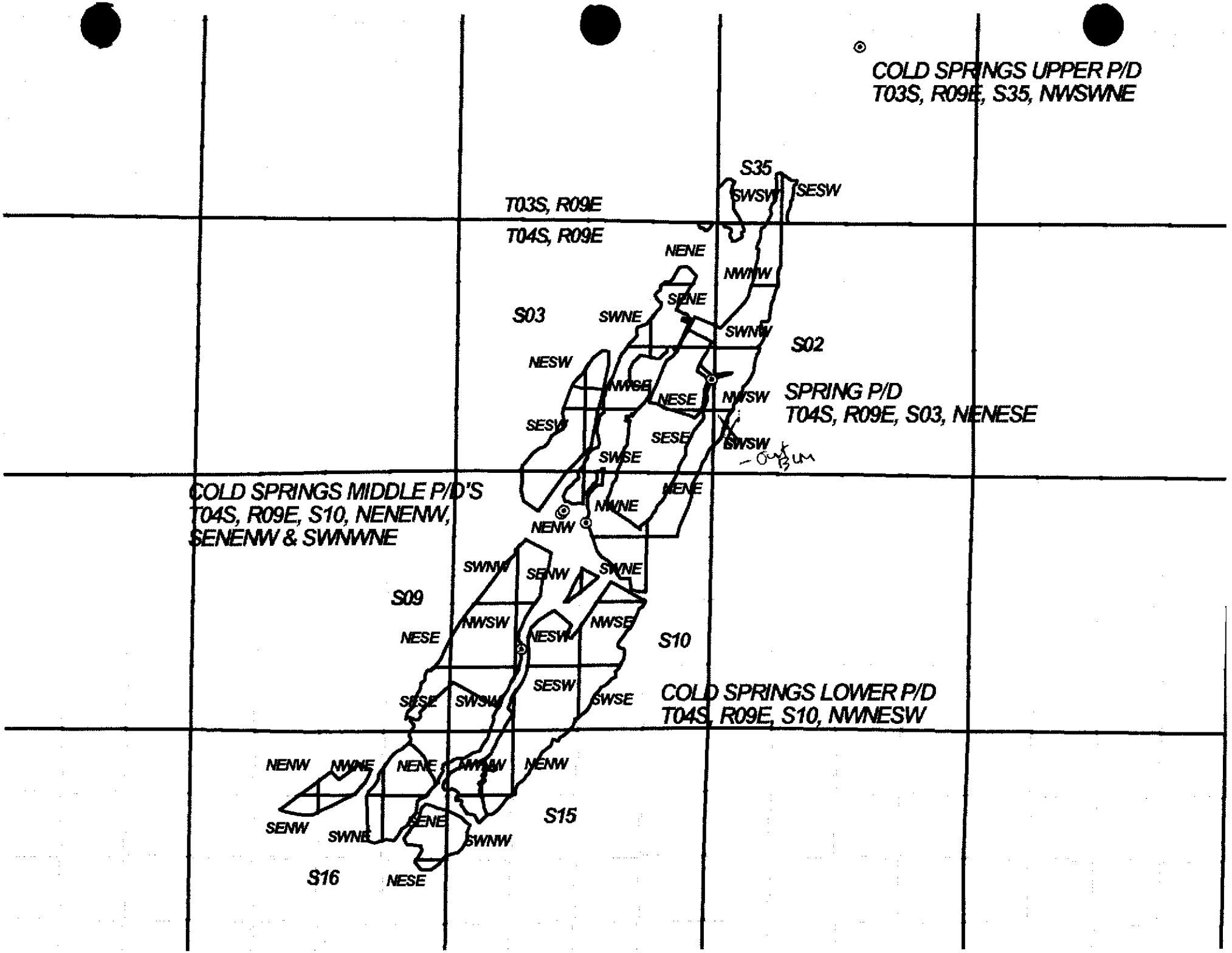


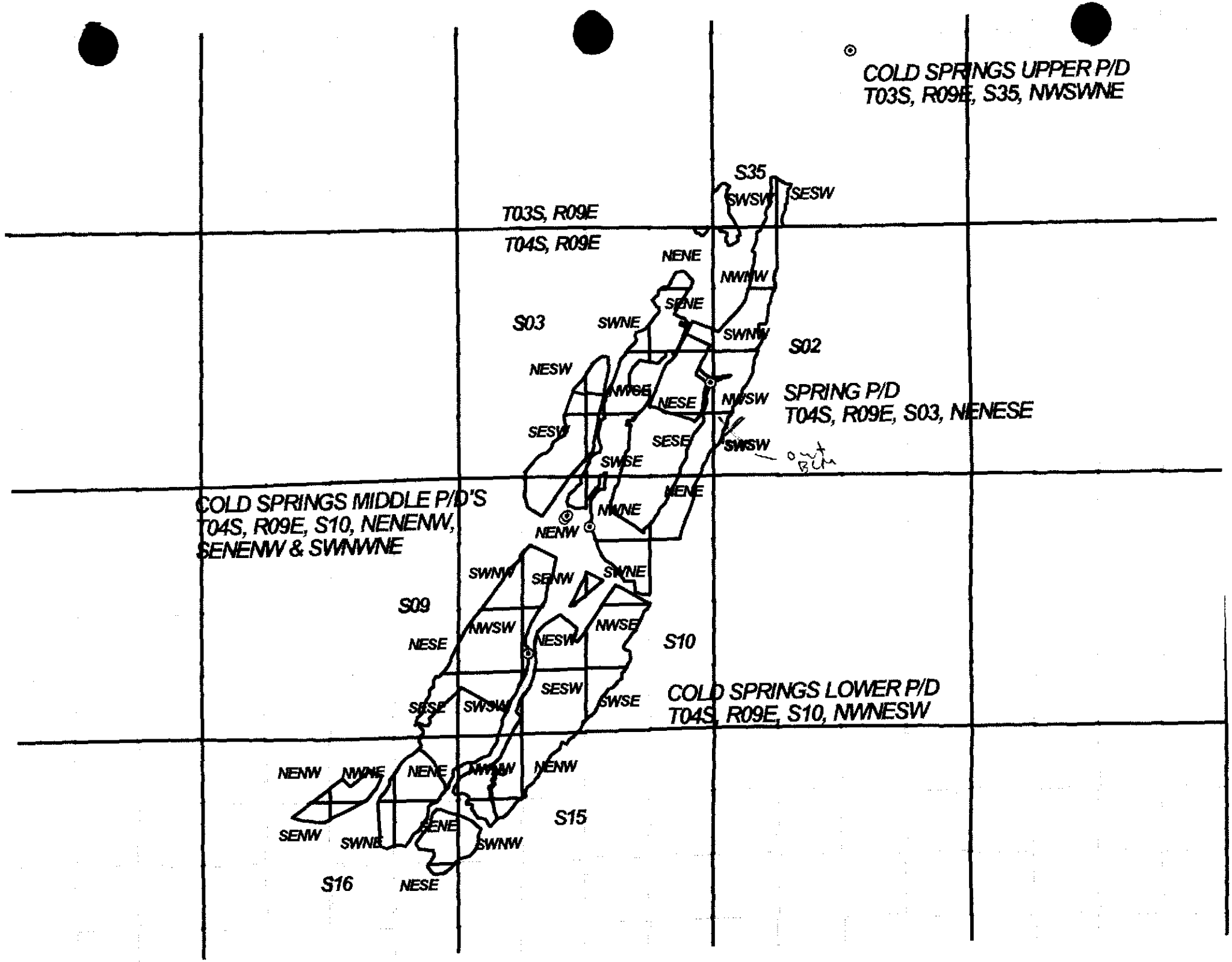

S35
S34
T03S, R09E
T04S, R09E
S03
S02
S09
S10
S15
S16
NENE
SWNE
SENE
NESW
NWSE
NESE
SESW
SWSE
NENW
SWNW
SENW
NWNE
NWSW
SESE
SWSW
SWNE
NENW
SENW
SWNW
NESE
SWSW
SESW
SWSE
NWSE
NESW
SESE
NWNE
NENE
SWSW
SESW
4.1
14.0
22.0
20.0
26.0
19.0
72.0
17.0
18.0
16.0
11.0
37.0
22.0
28.0
38.0
17.0
10.0
12.0
8.8
20.0
15.0
9.9
5.5
2.9
16.0
7.1
out BLM


S35
S34
T03S, R09E
T04S, R09E
SWSW
SESW
NENE
NWNW
SENE
S03
SWNE
SWNW
S02
NESW
NWSE
NESE
NWSW
SESW
SESE
SWSW
SWSE
NENE
NWNE
NENW
SWNW
SENW
S09
NWSW
NESW
NWSE
S10
NESE
SESW
SWSE
SWSW
NENW
NWNE
NENE
SENW
SWNE
SENE
SWNW
S15
S16
NESE


T04S, R09E
S29
33.0
NENE
39.0
SENE
36.0
NWSE
27.0
NESE
26.0
SWSE


T04S, R09E
S29
33.0
NENE
39.0
SENE
36.0
NWSE
27.0
NESE
26.0
SWSE


COLD SPRINGS UPPER P/D
T03S, R09E, S35, NWSWNE
S35
SWSW
SESW
T03S, R09E
T04S, R09E
NENE
NWNW
SENE
S03
SWNE
SWNW
S02
NESW
NWSE
NESE
NWSW
SPRING P/D
T04S, R09E, S03, NENESE
SESW
SESE
SWSW
SWSE
COLD SPRINGS MIDDLE P/D'S
T04S, R09E, S10, NENENW,
SENENW & SWNWNE
NENE
NWNE
NENW
SWNW
SENW
SWNE
S09
NWSW
NWSE
NESE
NESW
S10
SESW
SESE
SWSW
SWSE
COLD SPRINGS LOWER P/D
T04S, R09E, S10, NWNESW
NENW
NWNE
NENE
NWNW
NENW
S15
SENW
SWNE
SENE
SWNW
S16
NESE


COLD SPRINGS UPPER P/D
T03S, R09E, S35, NWSWNE
S35
SWSW
SESW
T03S, R09E
T04S, R09E
NENE
NWNW
SENE
S03
SWNE
SWNW
S02
NESW
NWSE
NESE
NWSW
SPRING P/D
T04S, R09E, S03, NENESE
SESW
SESE
SWSW
SWSE
NENE
COLD SPRINGS MIDDLE P/D'S
T04S, R09E, S10, NENENW,
SENENW & SWNWNE
NWNE
NENW
SWNW
SENW
SWNE
S09
NWSW
NWSE
NESE
NESW
S10
SESW
SESE
SWSW
SWSE
COLD SPRINGS LOWER P/D
T04S, R09E, S10, NWNESW
NENW
NWNE
NENE
NWNW
NENW
S15
SENW
SWNE
SENE
SWNW
S16
NESE

# MAPS

[redacted]

PART III

* PROTESTED APPL — IRR SEASON OF STORAGE PROTESTED... BECAUSE OF HISTORICAL USE OF DECREED RTS.

Water Right Number - 61-07393 Prefix Translation: WATER RIGHT Old (D) Number -

| Last Name | First Name | Address |
|---|---|---|
| *** C - CURRENT OWNER *** | | |
| MC GREW | HELEN BRANDT | 1 - P.O. BOX 583<br>2 -<br>3 -<br>City- GLENNS FERRY State- ID Zip- 83623<br>Phone - 208-000-0000 |
| MC GREW | WILLIAM H. | 1 - P.O. BOX 583<br>2 -<br>3 -<br>City- GLENNS FERRY State- ID Zip- 83623<br>Phone - 208-000-0000 |

| Priority Date | Region | Stage | Status |
|---|---|---|---|
| 12/10/1979 | 14 WESTERN | A - APPLICATION | CANCELED |

| Source | Tributary |
|---|---|
| COLD SPRINGS CREEK | SNAKE RIVER |

Point of Diversion

| Twn | Rng | Sec | Tract | Lot | RFlg | County | Diversion Name | Diversion Rate | Diversion No. |
|---|---|---|---|---|---|---|---|---|---|
| 03S | 09E | 35 | SE NW | | | (39) ELMORE | | | |

Water Use

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|---|
| 02 | IRRIGATION STORAGE | 11/01 | 03/31 | | 4500.00 |
| 55 | DIVERSION TO STORAGE | 11/01 | 03/31 | 40.000 | |
| 03 | IRRIGATION FROM STORAGE | 04/01 | 10/31 | | 4500.00 |

| Total Div. Rate | Total Div. Volume | Total Div. Capacity |
|---|---|---|
| 40.000 | 4500.00 | |

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|---|---|---|---|---|---|---|---|---|
| 03S | 09E | 35 | NW SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 03S | 09E | 35 | SW SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 2 | NW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 2 | SW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 2 | NW SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 3 | NE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 3 | SW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 3 | SE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 3 | SE NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 3 | NE SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 3 | SE SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 3 | NE SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 3 | NW SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 8 | NW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 8 | SW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |

Water right number - 61-07393 Prefix Translation: WATER RIGHT

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 8 | NE SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 8 | NW SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 8 | SW SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 8 | SE SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 8 | NW SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 8 | SW SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | NE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SW SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SE SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | NE SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | NW SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SW SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NE NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SE NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NE SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 15 | NE NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 15 | NW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 15 | SW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | SW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | SE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NE NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | SW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | SE NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 17 | NE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 17 | NW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 17 | NE NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 17 | NW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 29 | NE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 29 | SE NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 29 | NE SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 29 | NW SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 29 | SW SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |

Total Acres: 2280.0

+ - - Diversion Means - 7 STORAGE DAMS W/ FEEDER CANAL; PUMP & SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

Water right number - 61-07393          Prefix Translation:     WATER RIGHT

+ - - Other Rights for Same Use - 61-2095, 61-2199, 61-2209, 61-2109, 61-0310, 61-0311 & 61-0317

+ - - - - - - - - - - - - - - - - - - - - - - - - - - Remarks - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - +

RESERVOIRS LOCATED: SESE, S. 8; NENE, SWNE, NESW, SESW, S. 3;
NWNW, S. 10; NENE, S. 9, T. 4S, R. 9E, B.M.
PROTESTANTS - PRUETT, BLACKWELL, MC OHEHEY
DECISION ISSUED, RE-HEARING REQUESTED AND HELD 6/24/82, NOW
SWAN FALLS DECISION.
DRAFT DECISION - 12/16/1980, PROPOSED DECISION - 01/30/1981
NEW PMDO NEEDS TO BE WRITTEN

+ - - - - - - - - - - - - - - - - - - - - - - - - - Old Water Right Numbers - - - - - - - - - - - - - - - - - - - - - - - - - +

No Old Water Right Numbers found.

+ - - - - - - - - - - - - - - - - - - - - - - - - - Conditions of Approval - - - - - - - - - - - - - - - - - - - - - - - - - - +

005 - Use of water under this right is subject to control by the
- watermaster of State Water District No. 61E.
01D - A lockable device, subject to the approval of the Department,
- shall be installed on the diverting works in a manner that will
- provide the watermaster suitable control of the diversion.
001 - A measuring device of a type approved by the Department shall
- be permanently installed and maintained as part of the diverting
- works.
004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.
016 - See remarks for additional conditions of approval.

+ - - - - Decree Plaintiff - - - +          + - - - - Decree Defendant - - - +          + - Decree Date - +
00/00/0000

+ - - - - - - - - - - - - - - - - - - - - - - - - - - -Comments- - - - - - - - - - - - - - - - - - - - - - - - - - - - - +

No Comments Found

+ - - Audit Fields - 09/22/87 05/01/88 CONVERT 10/28/88 CURTIS 10/27/88 GARRETT 07/19/89 CURTIS
09/26/90 TAYLOR 06/11/91 MILLER

+ - - - - - - - - - - - - - - - - - - - - - - - Water Rights Dates and Flags Area - - - - - - - - - - - - - - - - - - - - - - - +

| | | | | | |
|---|---|---|---|---|---|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 01/15/1980 | Swan Falls | - 7 |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 04/15/1980 | Temporary Right | - P |
| Exam to S.O. Date | - 00/00/0000 | Verified Date | - 00/00/0000 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - 61E |
| Licensed Date | - 00/00/0000 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 00/00/0000 | Name Connector | - | POU Ownership Flag | - |
| Presumption Flag | - | | | | |

Water Right Number - 61-02209 Prefix Translation: WATER RIGHT Old (D) Number - 33192

| Last Name | First Name | Address |
|---|---|---|
| *** C - CURRENT OWNER *** | | |
| WALKER | WILLIAM H. | 1 -<br>2 -<br>3 -<br>City- GLENNS FERRY State- ID Zip- 83623<br>Phone - |
| WALKER | WORTH E. | 1 -<br>2 -<br>3 -<br>City- GLENNS FERRY State- ID Zip- 83623<br>Phone - |
| *** O - ORIGINAL OWNER *** | | |
| GILBERT C. WALKER & SONS | | 1 -<br>2 -<br>3 -<br>City- State- Zip-<br>Phone - |

| Priority Date | Region | Stage | Status |
|---|---|---|---|
| 09/12/1966 | 14 WESTERN | L - LICENSE | |

Source: GROUNDWATER

Tributary:

Point of Diversion

| Twn | Rng | Sec | Tract | Lot | RFlg | County | Diversion Name | Diversion Rate | Diversion No. |
|---|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 10 | SW NE | | | (39) ELMORE | | | |

Water Use

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|---|
| 01 | IRRIGATION | 04/01 | 11/01 | 0.420 | 1840.00 |

| Total Div. Rate | Total Div. Volume | Total Div. Capacity |
|---|---|---|
| 0.420 | 1840.00 | |

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 9 | SE SW | | 20.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SW SE | | 35.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SE SE | | 15.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SW NE | | 12.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NE SW | | 6.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SW SW | | 25.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SE SW | | 35.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NW SE | | 25.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SW SE | | 6.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 15 | NE NW | | 8.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 15 | NW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |

Water right number - 61-02209 Prefix Translation: WATER RIGHT

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 15 | SW NW | | 10.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NW NE | | 25.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | SW NE | | 12.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | SE NE | | 35.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NE NW | | 35.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NW NW | | 25.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NE SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |

Total Acres: 409.0

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks

SUBJECT TO THE CONDITION THAT THE MAXIMUM RATE OF DIVERSION SHALL
NOT EXCEED 6.42 CFS WHEN COMBINED WITH LICENSE 33009/61-2199.

Old Water Right Numbers

No Old Water Right Numbers found.

Conditions of Approval

016 - See remarks for additional conditions of approval.

Decree Plaintiff - - -

Decree Defendant - - -

Decree Date - 00/00/0000

Comments

No Comments Found

Audit Fields - 05/20/85 05/01/88 CONVERT

Water Rights Dates and Flags Area

| | | | | | |
|---|---|---|---|---|---|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Exam to S.O. Date | - 00/00/0000 | Verified Date | - 05/20/1985 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - |
| Licensed Date | - 12/03/1979 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 00/00/0000 | Name Connector | - | POU Ownership Flag | - |
| Presumption Flag | - | | | | |

Water Right Number - 61-02199 Prefix Translation: WATER RIGHT Old (D) Number - 33009

| Last Name | First Name | Address |
|---|---|---|
| *** C - CURRENT OWNER *** | | |
| WALKER | WILLIAM H. | 1 -<br>2 -<br>3 -<br>City- GLENNS FERRY State- ID Zip-<br>Phone - |
| WALKER | WORTH E. | 1 -<br>2 -<br>3 -<br>City- GLENNS FERRY State- ID Zip-<br>Phone - |
| *** O - ORIGINAL OWNER *** | | |
| GILBERT C. WALKER & SONS | | 1 -<br>2 -<br>3 -<br>City- State- Zip-<br>Phone - |

| Priority Date | Region | Stage | Status |
|---|---|---|---|
| 07/19/1966 | 14 WESTERN | L - LICENSE | |

Source: GROUNDWATER

Tributary:

Point of Diversion

| Twn | Rng | Sec | Tract | Lot | RFlg | County | Diversion Name | Diversion Rate | Diversion No. |
|---|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 10 | SW NE | | | (39) ELMORE | | | |

Water Use

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|---|
| 01 | IRRIGATION | 04/01 | 11/01 | 6.000 | 1840.00 |

| Total Div. Rate | Total Div. Volume | Total Div. Capacity |
|---|---|---|
| 6.000 | 1840.00 | |

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 9 | SE SW | | 20.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SW SE | | 35.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SE SE | | 15.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SW NE | | 12.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NE SW | | 6.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SW SW | | 25.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SE SW | | 35.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NW SE | | 25.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | SW SE | | 6.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 15 | NE NW | | 8.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 15 | NW NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |

Water right number - 61-02199 Prefix Translation: WATER RIGHT

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 15 | SW NW | | 10.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NW NE | | 25.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | SW NE | | 12.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | SE NE | | 35.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NE NW | | 35.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NW NW | | 25.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NE SW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |

Total Acres: 409.0

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks

No Remarks found.

Old Water Right Numbers

No Old Water Right Numbers found.

Conditions of Approval

No Conditions of Approval found.

Decree Plaintiff | Decree Defendant | Decree Date 00/00/0000

Comments

No Comments Found

Audit Fields - 05/20/85 05/01/88 CONVERT

Water Rights Dates and Flags Area

| | | | | | |
|---|---|---|---|---|---|
| Proof Due Date | 00/00/0000 | Field Exam Made | 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | 00/00/0000 | Protested Date | 00/00/0000 | Swan Falls | - |
| Proof Made Date | 00/00/0000 | Hearing Date | 00/00/0000 | Temporary Right | P |
| Exam to S.O. Date | 00/00/0000 | Verified Date | 05/20/1985 | DLE/Carey Act | - |
| Order Show Cause | 00/00/0000 | Receipt Number | - | Water District | - |
| Licensed Date | 12/03/1979 | Appl Received | 00/00/0000 | Transfer/Amended | - |
| Decree Date | 00/00/0000 | Name Connector | - | POU Ownership Flag | - |
| Presumption Flag | - | | | | |

Water Right Number - 61-02095 Prefix Translation: WATER RIGHT Old (D) Number - 23876

| Last Name | First Name | Address |
|---|---|---|
| *** C - CURRENT OWNER *** WALKER | WORTH E. | 1 -<br>2 -<br>3 -<br>City- GLENNS FERRY State- ID Zip-<br>Phone - |

| Priority Date | Region | Stage | Status |
|---|---|---|---|
| 03/07/1953 | 14 WESTERN | L - LICENSE | |

Source: GROUNDWATER

Tributary:

Point of Diversion

| Twn | Rng | Sec | Tract | Lot | RFlg | County | Diversion Name | Diversion Rate | Diversion No. |
|---|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 3 | SE SW | | | (39) ELMORE | | | |
| | | 10 | NW NW | | | (39) ELMORE | | | |

Water Use

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|---|
| 01 | IRRIGATION | | | 3.110 | |

| Total Div. Rate | Total Div. Volume | Total Div. Capacity |
|---|---|---|
| 3.110 | | |

Place of Use

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|---|---|---|---|---|---|---|---|---|
| 04S | 09E | 9 | NE NE | | 6.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SW NE | | 18.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SE NE | | 20.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SE SW | | 20.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | NE SE | | 30.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | NW SE | | 30.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SW SE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 9 | SE SE | | 15.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NE NW | | 20.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 10 | NW NW | | 12.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NW NE | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NE NW | | 40.0 | 01 | IRRIGATION | (39) ELMORE |
| 04S | 09E | 16 | NW NW | | 30.0 | 01 | IRRIGATION | (39) ELMORE |

Total Acres: 321.0

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Water right number - 61-02095 Prefix Translation: WATER RIGHT

Remarks

No Remarks found.

Old Water Right Numbers

No Old Water Right Numbers found.

Conditions of Approval

No Conditions of Approval found.

Decree Plaintiff

Decree Defendant

Decree Date
00/00/0000

Comments

No Comments Found

Audit Fields - 07/01/85 05/01/88 CONVERT

Water Rights Dates and Flags Area

| | | | | | |
|---|---|---|---|---|---|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - P |
| Exam to S.O. Date | - 00/00/0000 | Verified Date | - 07/01/1985 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - |
| Licensed Date | - 12/03/1979 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 00/00/0000 | Name Connector | - | POU Ownership Flag | - |
| Presumption Flag | - | | | | |

332 337 ~~338~~ 339 364

333-334-335-336 340 343

ORIGINAL DECREED TRACTS US.
CLAIMED DECREED TRACTS

# ATTACHMENT VIII

| Township | Range | Sec | NE¼ NE¼ | NE¼ NW¼ | NE¼ SW¼ | NE¼ SE¼ | NW¼ NE¼ | NW¼ NW¼ | NW¼ SW¼ | NW¼ SE¼ | SW¼ NE¼ | SW¼ NW¼ | SW¼ SW¼ | SW¼ SE¼ | SE¼ NE¼ | SE¼ NW¼ | SE¼ SW¼ | SE¼ SE¼ | TOTALS |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 35 | 9E | 34 | | | | | | | | | | | 4+4 40 | | | | | 5 | 5 |
| | | 35 | | | | | | | | | | | | | | | | | 40 |
| 45 | 9E | 2 | | | | | | 4+4 40 | 20 | | | 18 | | | | | | | 78 |
| | | 3 | 4+1 35 | | 25 | 30 | | | | | 12 | | | 25 | 40 | 30 | 30 | 35 | 252 |
| | | 8 | | 10 | 30 | | | | | | 40 | 20 | 40 | 40 | | 30 | 25 | | 235 |
| | | 9 | 6 | | 40 | 40 | | | | | | | 25 | 40 | 40 | 40 | 40 | 40 | 311 |
| | | 10 | 25 | 40 | ~~40~~ | ~~12~~ | 20 | 18 | 40 | 26 | ~~30~~ | ~~40~~ | ~~40~~ | ~~40~~ | | ~~30~~ | ~~20~~ | | 391 |
| | | 15 | | | | | 18 | ~~30~~ | ~~28~~ | | | | | | | | | | 66 |
| | | 16 | 30 | 40 | 10 | ~~38~~ | 40 | 40 | 10 | 10 | | | | | 10 | 15 | | | 240 |
| | | 17 | 35 | 20 | | | 30 | 23 | | | | | | | | | | | 108 |
| | | 29 | 30 | | | 40 | | | | | | | | | 40 | 20 | 40 | | 170 |
| | | | | | | | | | | | | | | | ~~80~~ | | | | |
| | | | | | | | | | | | | | | | | | | | 1896 |

DIVERSION POINTS:

35 9E 35 NESENW

45 9E 10 NENENW

10 SWNESW

16 SENENE

Cold Springs Creek

# ATTACHMENT VII

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 2111 ____ - ____

AGENT Ron H. DATE 11-9-94 ____ - ____ ____ - ____

ORIGINAL LIC TRACTS US ORIGINAL DG CHGE TRACTS — N/A ORIGINAL OVERLAP

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| IRR/CSD | 2111 | 45 | 9E | 8 | | 40 | 40 | | | | | | 40 | 40 | 40 | 40 | | 40 | 39.5 | | 319.5 | |
| SPRING CR | | | | 29 | 40 | | | 40 | | | | | | | | | 40 | 20 | 40 | | 180 | 499.5 |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

NOTE: CLAIMED GAME TRACTS/ ACRES, ADDED PIO'S.

# ATTACHMENT VI

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 2100 ____ - ____

AGENT RON H. DATE 11-9-94 ____ - ____ ____ - ____

ORIGINAL LK TRACT VS ORIGINAL DECREE TRACTS

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| IRR/COLD SPRING CR | 2100 | 45 | 9E | 9 | 6 | | 18 | 20 | | | | | | | | 20 | ■ | 30 | 40 | 15 | 179 | |
| | | | | 10 | | | | | 20 | 12 | | | | | | | | | | | 32 | |
| | | | | 16 | | 40 | | | 40 | 30 | | | | | | | | | | | 110 | 321 |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

ORIGINAL DECREE TRACTS

□ 340 ■ 333-334 335-336 ■ 364

NOTE: LK CLAIMED SAME TRACTS / ACRES, ADDED P/D'S.

# ATTACHMENT V

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 02012 ____ - ____

AGENT R. HOWERTON DATE 11-9-94 ____ - ____ ____ - ____

ORIGINAL LIC TRACT VS ORIGINAL DECREE TRACTS - NO ORIGINAL OVERLAP

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| IRR/ COLD SPRING CR | 2012 | 4S | 9E | 29 | | | | 40 | | | | | | | | | 40 | | 20 | | 100 | 100 |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

NOTE: LIC CLAIMED SOME TRACTS/ ACRES BUT NO NEW P/DS.

# ATTACHMENT IV

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 02008 ____ - ____

AGENT Ron H. DATE 11-9-94 ____ - ____ ____ - ____

ORIGINAL LIC TRACT VS ORIGINAL DECREE TRACTS

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| IRR/GOLD SPRING CR | 2008 | 35 | 9E | 34 | | | | | | | | | | | | | | | | 5 | 5 | |
| | | | | 35 | | | | | | | | | | | 10 | | | | | | 10 | |
| | | 4S | 9E | 2 | | | | | | 5 | 15 | | | 10 | | | | | | | 30 | |
| | | | | 3 | 25 | | 25 | 5 | | | | | | | | | 28 | 17 | 20 | 25 | 145 | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | 9 | | | | | | | | | | | | | 20 | | | 15 | 35 | |
| | | | | 10 | [redacted] | | | | 10 | | 20 | 34 | [redacted] | | | | | | | | 127 | |
| | | | | 15 | | | | | | 15 | 10 | | | | | | | | | | 25 | |
| | | | | 16 | 20 | | 20 | 20 | | | | | | | | | 10 | 15 | | | 85 | 462 |

CK TRACTS

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

ORIG. DECREE TRACTS:

- ☐ 337
- ☐ 340
- ■ 333-335, 334-336
- ☐ 364
- ☐ 338, 339

NOTE: LIC. CLAIMED SAME TRACTS/ACRES ADDED NEW P/DS... SEE P/D OVERLAP...

III.

# ATTACHMENT III

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61-2008 61-2012

AGENT R Hoverson DATE 11-9-94 61-2100 61-2111

ORIGINAL LIC. OVERLAP Plus GW, OVERLAP- ORIGINALS

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| IRR COLD SPRING CR. | | 35 | 9E | 34 | | | | | | | | | | | | 5 | | | | 5 | 5 | |
| | | | | 35 | | | | | | | | | | | 10 | | | | | | 10 | |
| | | | | 2 | | | | | | 5 | 15 | | | 10 | | | | | | | 30 | |
| | | | | 3 | 25 | | 25 | 5 | | | | | | | | | 28 | 17 | 30 | 25 | 145 | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | 8 | | 40 | 40 | | | | | | 40 | 40 | 40 | 40 | | 40 | 39.5 | | 319.5 | |
| | | | | 9 | 16 | | 18 | | 20 | | | | | | | 20 | 20 | 30 | 40 | 15 | 179 | |
| | | | | 10 | 10 | 18 | 15 | | 10 | 12 | 20 | 34 | | 20 | | | | | 35 | 15 | 149 | |
| | | | | 15 | | | | | | 15 | 10 | | | | | | | | | | 25 | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| | | | | 16 | 20 | 40 | 20 | 20 | 40 | 30 | | | 10 | 15 | | | | | | | 195 | |
| | | | | 29 | 40 | | | 40 | | | | | | | | | 40 | 20 | 20 | | 180 | 1237.5 |

TOTAL FOR COLD SPRING CREEK

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |

[x] GROUNDWATER: 61-02095 xx (SAME ACRES)

[ ] GROUNDWATER: 61-2199 61-2209

II

# ATTACHMENT II

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 2008 61 - 2012

AGENT Ron H DATE 11-7-94 - 2100 - 2111

P/D OVERLAP & LIC. VS. CLAIMED

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| COLD SPRING CR | 2008 | 35 | 9E | 35 | | | | | | | | C | | L | | | | | | | | |
| Proof Subm. 4-25-1913 | | 45 | 9E | 3 | | | | | | | | | | | | | | | L | | | |
| CHANGE | | | | 10 | | L | | | C | | | | C | | | | | | | | | |
| | | | | 16 | C | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| COLD SPRING CR | 2012 | 45 | 9E | 16 | | | | | | | | | | | | | | | L C | | | |
| Proof Subm 3-15-1913 | | | | | | | | | | | | | | | | | | | | | | |
| NO CHG. | | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| COLD SPRING CR | 2100 | 35 | 9E | 35 | | | | | | | | C | | L | | | | | | | | |
| PROOF Subm. 01-23-1958 | | 45 | 9E | 10 | | | | | C | | | | C | | | | | | | | | |
| CHANGE | | | | 16 | C | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

| USE/SOURCE | NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| COLD SPRING CR | 2111 | 35 | 9E | 35 | | | | | | | | C | | L | | | | | | | | |
| PROOF Subm. 12-22-1970 | | | | 10 | | | | | C | | | | C | | | | | | | | | |
| CHANGE | | | | 16 | C | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | |

DECREED RTS: ALL HAVE THE SAME P/D'S CLAIMED AS ABOVE.

## McGREW'S COLD SPRING CREEK RIGHTS

### ATTACHMENT I
### LICENSE VS DECREE TABLE

FIELD EXAMINER: RON HOWERTON
FX DATE:
DECREE 61-E
DATE OF COMMENCEMENT:
DATE OF DECREE: 10 MAY 1899

DATE PREPARED: 11-04-94

| RIGHTS | DECREE DATE | PROOF DATE | D/L DOP | R DOP | ACRES | CFS |
|---|---|---|---|---|---|---|
| 61-00332 | | N/A | D=5/18/1875 | NC | 136 | 2.72 |
| -00333 | | N/A | D=5/1/1885 | NC | 27 | .54 |
| -00334 | | N/A | D=5/1/1886 | NC | 25 | .5 |
| -00335 | | N/A | D=5/1/1889 | NC | 24 | .48 |
| -00336 | | N/A | D=5/1/1895 | NC | 40 | .8 |
| -00337 | | N/A | D=12/1/1895 | NC | 120 | 2.4 |
| -00338 | | N/A | D=6/30/1870 | NC | 92 | 1.84 |
| -00339 | | N/A | D=5/1/1875 | NC | 75 | 1.5 |
| -00340 | | N/A | D=6/30/1887 | NC | 25 | .5 |
| -00343 | | N/A | D=6/30/1887 | NC | 30 | .6 |
| -00364 | | N/A | D=5/1/1887 | NC | 6 | .12 |
| -02008 | N/A | 4/25/1911 | L=2/26/1908 | NC | 462 | 9.24 |
| ~~-02012~~ | ~~N/A~~ | ~~5/15/1911~~ | ~~L=1/5/1909~~ | ~~NC~~ | ~~100~~ | ~~2~~ |
| ~~-02100~~ | ~~N/A~~ | ~~3/22/1958~~ | ~~L=9/21/1953~~ | ~~NC~~ | ~~271(321)L~~ | ~~5.42~~ |
| ~~-02111~~ | ~~N/A~~ | ~~12/22/1970~~ | ~~L=7/5/1955~~ | ~~NC~~ | ~~51(499.5)L~~ | ~~1.02~~ |
| ~~-07393~~ | ~~N/A~~ | ~~APP-PROTEST~~ | ~~N/A~~ | ~~N/A~~ | ~~N/A~~ | ~~N/A~~ |

NOT INCLUDED IN POU COMBINED ANNUAL RPTS.

ADDITIONAL ATTACHMENTS:

II. Original P/D Vs Claimed
III. Original Cold Spring Creek Lic. Vs. Original GW overlap
IV.-VII. Orig. Lic. tracts Vs. Orig. Decree tracts
VIII. Orig. Cold Spring Creek Decreed tracts Vs. Claimed Decreed Tracts.

XI.

That defendant A. T. Babb be and is hereby awarded the use of the waters of ~~Said~~ Cold Spring Creek, in each year, to wit:

0343 Thirty (30) inches dating from June 30th, 1888.

Said water to be measured at the point or points of diversion thereof from the channel of said stream, in a box or boxes, headgate or headgates, constructed for measuring water under a four inch pressure or its equivalent in second feet, and said water to be measured at said point or points under a four inch pressure or its equivalent in second feet.

XII.

That defendant D, M. Keys be and is hereby awarded the use of the amount of waters of said Cold Spring Creek, in each year, to wit:

0344 One hundred anf fifty (150) inches dating from May 1st, 1893.

Said water to be measured at the point or points of diversion thereof from the channel of said stream, in a box or boxes,headgate or headgates, constructed for measuring water under a four inch pressure or its equivalent in second feet; and said water to be measured at the point or points of diversion under a four inch pressure, or its equivalent in second feet. Said water to be used upon his placer mining claim known as the "Cold Spring placer Claim".

XIII.

That defendant Thomas R. Stevenson be and is hereby awarded the use of the waters of said Cold Spring Creek, in each year, to wit:

0345 (a). For Schwartz Tract twenty-five (25) inches dated from June 30th, 1879,

346 (b). For Stevenson Desert Entry, thirty-five (35) inches dating from May 1st, 1885.

61 0339 five inches dating from May 1st, 1875. Said water to be measured at the point or points of diversion thereof from the channel of said stream in a box or boxes, headgate or headgates constructed for measuring water under a four inch pressure, or its equivalent in second feet, and said water to be measured at the point or points of diversion under a four inch pressure or its equivalent in second feet.

IX.

61 0340 That the defendant John C. Levere be and is hereby awarded the use of the waters of of said Cold Spring Creek in each year, to wit: Twenty-five (25) inches dating from June 30th, 1887; and six (6) inches dating from May 1st, 1887.

-0364 Said water to be measured at the point or points of diversion thereof from said channel of said stream in a box or boxes, headgate or headgates, constructed for the measuring of water under a four inch pressure or its equivalent in second feet, and said water to be measured at said point or points of diversion, under a four inch pressure or its equivalent in second feet.

X.

That defendants J. J. ~~McGinness~~ and Ida McGinness be and are hereby awarded the use of the amount of waters of Cold Spring Creek, in each year, to wit:

61 0341 Sixty-one inches dating from ~~June 30th~~ May 7th, 1887. ~~Said water to be~~
61 0342 fifty-nine (59) inches dating from June 30th, 1887. Said water to be measured at the point or points of diversion thereof from the channel of said stream, in a box or boxes, headgate or headgates constructed for measuring water under a four inch pressure or ite equivalent in second feet, and said water to be measured at said point or points of diversion under a four inch pressure or its equivalent in second feet

COLD SPRING CK.

point or points of diversion thereof from the channel of said stream in a box or boxes, headgate or headgates, under a four inch pressure, or its equivalent in second feet, and said water to be measured at said point or points of diversion under a four inch pressure or its equivalent in second feet.

VII.

That the defendant J. B. Stanfield be and is hereby awarded the use of the waters of said **Cold Spring Creek**, in each year, to wit:

61 0332 (a). For Cold Spring Ranch, one hundred and thirty-six (136) inches dating from May 18, 1875, which includes the water flowing from the Spring.

61 0333 (b). For the Stanfield-McAnulty Tract, twenty-seven (27) inches dating from May 1st, 1885; twenty-five (25) inches dating from May 1st, 1886; twenty (20) inches dating from May 1st, 1889 and forty (40) inches dating from May 1st, 1895

61 0334 61 0335 61 0336

(c). For the Stanfield Desert Claim, one hundred and twenty (120) inches dating from December 1st, 1895.

61 0337

All of said water awarded to said defendant to be measured at the point or points of diversion thereof from said stream, in a box or boxes, headgate or headgates, constructed for measuring water at a four inch pressure or its equivalent in second feet, and said water to be measured at said point or points of diversion, under a four inch pressure or its equivalent in second feet.

VIII.

That the defendants Elizabeth Walker, Charles H. Walker, Paul H. Walker, Victor Walker, Eugene Walker and May Epperson and Gilbert Walker, heirs at law of Charles H. Walker, be and are hereby awarded the use of the waters of said Cold Spring Creek, in each year, to

61 0338 wit: Ninety-two (92) inches dating from June 30th, 1870; seventy-

mine east and at the point where defendants ditch now at this date takes out of said Creek, in said Elmore County, State of Idaho, and that the remaining waters awarded to said Daniel McGinness from said Cold Spring Creek by said last above mentioned decree shall be measured at the several points of diversion thereof at or below the point of diversion of the water for the Daniel McGinness homestead.

It is further ordered adjudged and decreed that each party in this action pay his own costs.

Dated October 17th 1901.

Geo. H. Stewart
District Judge.

Filed October 17th 1901.

A. G. Smith,
Clerk.

By J. W. Ball,
Deputy.

W. M. Ruick
Attorey for Deft.

State of Idaho )
: SS.
County of Elmore. )

I hereby certify that this instrument was filed for record at request of W. M. Ruick (Atty) at 9 oclock A. M. this 18th day of October A. D. 1901 in my office.

A. G. Smith,
Ex-Officio Recorder.

Fees $5.00

61-E

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR ELMORE COUNTY.

Paul H. Walker, Charles H. Walker, Eugene Walker and Gilbert Walker, Plaintiffs

vs.

Daniel McGinness Defendant.

JUDGEMENT AND DECREE.

And now this case coming on to be heard upon the findings of fact and conclusions of law herein filed, and the Court being fully advised in the premises, it is ordered, adjudged and decreed.

1. That the nine hundred inches of water, the prior right to the use of which was adjudged and decreed to Daniel McGinness under and by virtue of that certain judgement and decree duly rendered and filed on the 12th day of August, 1891, in the District Court of the Fourth Judicial District of the State of Idaho in and for Elmore County in an Action pending therein wherein Daniel McGinness was plaintiff and Samuel A. McAnulty and others were defendants, shall be measured under a four inch pressure at a point on said Cold Spring Creek at the head of the big or main Ditch of said Daniel McGinness near the mouth of the canyon on said Creek above the lands of said Daniel McGinness in said Elmore County, State of Idaho.

2. That the water of Cold Spring Creek awarded to the said Daniel McGinness under and by virtue of a certain decree entered on the 10th day of May, 1899, in the District Court of the Fourth Judicial District of the State of Idaho, in and for Elmore County, in an action wherein Daniel McGinness and others were plaintiffs and James Stanfield and others were defendants, shall be measured for use on Daniel McGinness's homestead at the point of diversion of said waters, which point is at a point in the channel of said Cold Springs Creek at or near the north line of the South West Quarter of the South West Quarter of Section Twenty-eight, Township four South of Range

# DECREE NAMES & LOCATION OF ORIGINAL TRACTS

Description and location of place of use:

| TWP. | RANGE | SEC. | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTALS |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| 45 | 9E | 2 | | | | | | | X | | | X | | | | | | | |
| ALSO LOT | 1&4 | 3 | | | | X | | | | | | | | | X | X | X | X | |
| 45 | 9E | 9 | | | | | | | | | | | | | X | | | | |
| | | 10 | X | X | | | | | X | | | X | | | | | | | |
| 35 | 9E | 35 | | | | | | | | | X | X | X | | | | | | |
| 45 | 9E | 10 | | | X | | | | | X | X | X | X | X | | X | X | | |
| | | 15 | | | | | | X | X | | | | | | | | | | |
| | | 16 | X | | | X | | | | | | | | | | | | | |
| 45 | 9E | 9 | | | | | | | | | | | | | | | | X | |
| | | 16 | X | X | X | X | | | | | | | | | | | | | |
| 45 | 9E | 15 | | | | | X | | | | | | | | | | | | |

JB STANFIELD COLD SPRING RANCH # 332

STANFIELD McANULTY TRACT #'S 333 334 335 336

STANFIELD DESERT CLAIM #337

WALKER RANCH #'S 338 339

LAUERE TRACT #340 364

BABB TRACT #343

# LICENSE VS DECREE TABLE & ATTACHMENTS

PART II

11/27/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 247.3 ~~251~~ ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343 & 61-00364 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION IN THE NWSWNE, S35; T03S, R09E & THE NENENW, SENENW, SWNWNE, NWNESW, S10, T04S, R09E.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

STOCKWATER, 400 RANGE CATTLE

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/27/2001

61-2008

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 6.96 ~~7.03~~ CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 02/26/1908

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| STOCKWATER | 01/01 12/31 | 0.090 CFS |
| IRRIGATION | 02/15 11/15 | ~~6.94~~ 6.870 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | |
|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

STOCKWATER same as IRRIGATION

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11897.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-364

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.12 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 05/01/1887

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 0.120 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 | Lot 4 | SWSW | 10.8 | T03S R09E S35 | Lot 3 | SESW | 4.1 |
| T04S R09E S10 | | NENE | 17.0 | T04S R09E S10 | | NWNE | 20.1 |
| T04S R09E S10 | | SWNE | 25.5 | T04S R09E S10 | | NENW | 15.0 |
| T04S R09E S10 | | SWNW | 11.0 | T04S R09E S10 | | SENW | 17.7 |
| T04S R09E S10 | | NESW | 26.5 | T04S R09E S10 | | NWSW | 37.0 |
| T04S R09E S10 | | SWSW | 34.6 | T04S R09E S10 | | SESW | 38.2 |
| T04S R09E S10 | | NWSE | 28.0 | T04S R09E S10 | | SWSE | 11.0 |
| T04S R09E S15 | | NENW | 16.0 | T04S R09E S15 | | NWNW | 32.7 |
| T04S R09E S15 | | SWNW | 15.2 | T04S R09E S16 | | NENE | 32.4 |
| T04S R09E S16 | | NWNE | 11.9 | T04S R09E S16 | | SWNE | 9.8 |
| T04S R09E S16 | | SENE | 28.0 | T04S R09E S16 | | NENW | 1.3 |
| T04S R09E S16 | | SENW | 5.5 | T04S R09E S16 | | NESE | 2.0 |
| T04S R09E S02 | Lot 4 | NWNW | 16.3 | T04S R09E S02 | | SWNW | 22.0 |
| T04S R09E S02 | | NWSW | 20.0 | T04S R09E S29 | | NENE | 33.0 |
| T04S R09E S29 | | SENE | 39.0 | T04S R09E S29 | | NESE | 27.0 |
| T04S R09E S29 | | NWSE | 36.0 | T04S R09E S29 | | SWSE | 26.0 |
| T04S R09E S03 | Lot 1 | NENE | 4.1 | T04S R09E S03 | | SWNE | 3.5 |
| T04S R09E S03 | | SENE | 25.6 | T04S R09E S03 | | NESW | 5.0 |
| T04S R09E S03 | | SESW | 21.2 | T04S R09E S03 | | NESE | 32.2 |
| T04S R09E S03 | | NWSE | 26.9 | T04S R09E S03 | | SWSE | 22.8 |
| T04S R09E S03 | | SESE | 13.2 | T04S R09E S09 | | NESE | 2.2 |
| T04S R09E S09 | | SESE | 20.0 | ~~T04S R09E S2~~ | | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11897.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-343

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.60 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 06/30/1888

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 0.600 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 | Lot 4 | SWSW | 10.8 | T03S R09E S35 | Lot 3 | SESW | 4.1 |
| T04S R09E S10 | | NENE | 17.0 | T04S R09E S10 | | NWNE | 20.1 |
| T04S R09E S10 | | SWNE | 25.5 | T04S R09E S10 | | NENW | 15.0 |
| T04S R09E S10 | | SWNW | 11.0 | T04S R09E S10 | | SENW | 17.7 |
| T04S R09E S10 | | NESW | 26.5 | T04S R09E S10 | | NWSW | 37.0 |
| T04S R09E S10 | | SWSW | 34.6 | T04S R09E S10 | | SESW | 38.2 |
| T04S R09E S10 | | NWSE | 28.0 | T04S R09E S10 | | SWSE | 11.0 |
| T04S R09E S15 | | NENW | 16.0 | T04S R09E S15 | | NWNW | 32.7 |
| T04S R09E S15 | | SWNW | 15.2 | T04S R09E S16 | | NENE | 32.4 |
| T04S R09E S16 | | NWNE | 11.9 | T04S R09E S16 | | SWNE | 9.8 |
| T04S R09E S16 | | SENE | 28.0 | T04S R09E S16 | | NENW | 1.3 |
| T04S R09E S16 | | SENW | 5.5 | T04S R09E S16 | | NESE | 2.0 |
| T04S R09E S02 | Lot 4 | NWNW | 16.3 | T04S R09E S02 | | SWNW | 22.0 |
| T04S R09E S02 | | NWSW | 20.0 | T04S R09E S29 | | NENE | 33.0 |
| T04S R09E S29 | | SENE | 39.0 | T04S R09E S29 | | NESE | 27.0 |
| T04S R09E S29 | | NWSE | 36.0 | T04S R09E S29 | | SWSE | 26.0 |
| T04S R09E S03 | Lot 1 | NENE | 4.1 | T04S R09E S03 | | SWNE | 3.5 |
| T04S R09E S03 | | SENE | 25.6 | T04S R09E S03 | | NESW | 5.0 |
| T04S R09E S03 | | SESW | 21.2 | T04S R09E S03 | | NESE | 32.2 |
| T04S R09E S03 | | NWSE | 26.9 | T04S R09E S03 | | SWSE | 22.8 |
| T04S R09E S03 | | SESE | 13.2 | T04S R09E S09 | | NESE | 2.2 |
| T04S R09E S09 | | SESE | 20.0 | ~~T04S R09E S2~~ | | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-340

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.50 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 06/30/1887

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 0.500 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847,61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00340, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-339

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.50 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 05/01/1875

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 1.500 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00339, 61-00340, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-338

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.84 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 06/30/1870

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 1.840 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-337

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 2.40 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00336, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 12/01/1895

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 2.400 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00335, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-336

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.80 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00335, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 05/01/1895

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 0.800 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00334, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-335

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.48 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00334, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 0.480 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847,61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00333, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-334

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.50 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00333, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 0.500 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00332, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-333

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.54 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00332, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 0.540 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

11/29/2001

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1368.0 ~~1371.7~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00301A, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199, 61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

RIGHT NOS. 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364 & 61-02008 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35; T03S, R09E & THE NENENW, SENENW, SWNWNE, NWNESW, S10, T04S, R09E & THE SENENE, S16, T04S, R09E.

RIGHT NOS. 61-02111 & 61-11885 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS FOLLOWS IN THE NWSWNE, S35, T04S, R09E.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

11/29/2001

61-332

NAME AND ADDRESS: CHARTER MOUNTAIN RANCH INC
RT 1 BOX 451
GLENNS FERRY ID 83623

SOURCE: COLD SPRINGS CREEK — TRIBUTARY: SNAKE RIVER
SPRING — TRIBUTARY: COLD SPRINGS CREEK

QUANTITY: 2.72 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 16.95 ~~17.02~~ CFS. COMBINED RIGHT NOS.: 61-00301A, 61-00333, 61-00334, 61-00335, 61-00336, 61-00337, 61-00338, 61-00339, 61-00340, 61-00343, 61-00364, 61-02008, 61-02095A, 61-02095B, 61-02199,61-02209A, 61-02209B, 61-10363, 61-11844, 61-11847, 61-11854 & 61-11887.

PRIORITY DATE: 05/18/1875

POINT OF DIVERSION:

T03S R09E S35 NWSWNE Within ELMORE County

T04S R09E S3 NENESE Within ELMORE County

T04S R09E S10 SWNWNE Within ELMORE County

T04S R09E S10 NENENW Within ELMORE County

T04S R09E S10 SENENW Within ELMORE County

T04S R09E S10 NWNESW Within ELMORE County

T04S R09E S16 SENENE Within ELMORE County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| IRRIGATION | 02/15 11/15 | 2.720 CFS |
| | ~~03/15 11/15~~ | |

PLACE OF USE: IRRIGATION Within ELMORE County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T03S R09E S35 Lot 4 | SWSW | 10.8 | T03S R09E S35 Lot 3 | SESW | 4.1 |
| T04S R09E S10 | NENE | 17.0 | T04S R09E S10 | NWNE | 20.1 |
| T04S R09E S10 | SWNE | 25.5 | T04S R09E S10 | NENW | 15.0 |
| T04S R09E S10 | SWNW | 11.0 | T04S R09E S10 | SENW | 17.7 |
| T04S R09E S10 | NESW | 26.5 | T04S R09E S10 | NWSW | 37.0 |
| T04S R09E S10 | SWSW | 34.6 | T04S R09E S10 | SESW | 38.2 |
| T04S R09E S10 | NWSE | 28.0 | T04S R09E S10 | SWSE | 11.0 |
| T04S R09E S15 | NENW | 16.0 | T04S R09E S15 | NWNW | 32.7 |
| T04S R09E S15 | SWNW | 15.2 | T04S R09E S16 | NENE | 32.4 |
| T04S R09E S16 | NWNE | 11.9 | T04S R09E S16 | SWNE | 9.8 |
| T04S R09E S16 | SENE | 28.0 | T04S R09E S16 | NENW | 1.3 |
| T04S R09E S16 | SENW | 5.5 | T04S R09E S16 | NESE | 2.0 |
| T04S R09E S02 Lot 4 | NWNW | 16.3 | T04S R09E S02 | SWNW | 22.0 |
| T04S R09E S02 | NWSW | 20.0 | T04S R09E S29 | NENE | 33.0 |
| T04S R09E S29 | SENE | 39.0 | T04S R09E S29 | NESE | 27.0 |
| T04S R09E S29 | NWSE | 36.0 | T04S R09E S29 | SWSE | 26.0 |
| T04S R09E S03 Lot 1 | NENE | 4.1 | T04S R09E S03 | SWNE | 3.5 |
| T04S R09E S03 | SENE | 25.6 | T04S R09E S03 | NESW | 5.0 |
| T04S R09E S03 | SESW | 21.2 | T04S R09E S03 | NESE | 32.2 |
| T04S R09E S03 | NWSE | 26.9 | T04S R09E S03 | SWSE | 22.8 |
| T04S R09E S03 | SESE | 13.2 | T04S R09E S09 | NESE | 2.2 |
| T04S R09E S09 | SESE | 20.0 | ~~T04S R09E S2~~ | ~~SWSW~~ | ~~3.7~~ |

847.3 ~~851~~ ACRES TOTAL

# CHARTER MOUNTAIN RANCH OVERLAP REVIEW SHEET

COLD SPRINGS CREEK: 61-00332, 333, 334, 335, 336, 337, 338, 339, 340, 343, 364 & 61-02008
AGENT: RON HOWERTON
DATE: 12/01/98

| RIGHT NO | | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| DECREE & LIC (1) | 3S | 9E | 35 | | | | | | | | | | out | 10.8 | 4.1 | | | | | 14.9 |
| | 4S | 9E | 2 | | | | | | 16.3 | 22 | | | 20 | BLM 3.7 | | | | | | 58.3 |
| | | | 3 | 4.1 | | 3.5 | 25.6 | | | | | 5 | | | 21.2 | 32.2 | 26.9 | 22 | 13.2 | 154.5 |
| | | | 9 | | | | | | | | | | | | | 2.2 | | | 20 | 22.2 |
| | | | 10 | 17 | 20.1 | 25.5 | | 15 | | 11 | 17.7 | 26.5 | 37 | 34.6 | 38.2 | | 28 | 11 | | 281.6 |
| | | | 15 | | | | | 16 | 32 | 15.2 | | | | | | | | | | 63.9 |
| | | | 16 | 32.4 | 11.9 | 9.8 | 28 | 1.3 | | | 5.5 | | | | | 2 | | | | 90.9 |
| | | | 29 | 33 | | | 39 | | | | | | | | | 27 | 36 | 26 | | 161 |
| Cold Springs Total | | | | | | | | | | | | | | | | | | | | 851 847.3 |
| ** Overlap Total | | | | | | | | | | | | | | | | | | | | 851 847.3 |

UNNAMED STREAM 61-11844

| RIGHT NOS. | | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 61-11844 | 4S | 9E | 3 | | | | | | | | | 4.9 | | | 21 | | 9.9 | 3.8 | | 39.6 |
| | | | 10 | | | | | 11 | | | | | | | | | | | | 11 |
| ** | | | | | | | | | | | | | | | | | | | | 51 |
| | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | |

# CHARTER MOUNTAIN RANCH OVERLAP REVIEW SHEET

SPRINGS CREEK: 61-00332, 333, 334, 335, 336, 337, 338, 339, 340, 343, 364 & 61-02008
AGENT: RON HOWERTON
DATE: 12/01/98

| RIGHT NO | | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| DECREE & LIC (1) | 3S | 9E | 35 | | | | | | | | | | out | 10.8 | 4.1 | | | | | 14.9 |
| | 4S | 9E | 2 | | | | | | 16.3 | 22 | | | 20 | BLM 3.7 | | | | | | 62 58.3 |
| | | | 3 | 4.1 | | 3.5 | 25.6 | | | | | 5 | | | 21.2 | 32.2 | 26.9 | 22 | 13.2 | 154.5 |
| | | | 9 | | | | | | | | | | | | | 2.2 | | | 20 | 22.2 |
| | | | 10 | 17 | 20.1 | 25.5 | | 15 | | 11 | 17.7 | 26.5 | 37 | 34.6 | 38.2 | | 28 | 11 | | 281.6 |
| | | | 15 | | | | | 16 | 32 | 15.2 | | | | | | | | | | 63.9 |
| | | | 16 | 32.4 | 11.9 | 9.8 | 28 | 1.3 | | | 5.5 | | | | | 2 | | | | 90.9 |
| | | | 29 | 33 | | | 39 | | | | | | | | | 27 | 36 | 26 | | 161 |
| Cold Springs Total | | | | | | | | | | | | | | | | | | | | 851 847.3 |
| ** Overlap Total | | | | | | | | | | | | | | | | | | | | 851 847.3 |

SPRINGS 61-11854

| RIGHT NOS. | | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 61-11854 | 04S | 09E | 29 | 33 | | | 39 | | | | | | | | | 27 | 36 | 26 | | 161 |
| ** | | | | | | | | | | | | | | | | | | | | 161 |
| | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | |

# CHARTER MOUNTAIN RANCH OVERLAP REVIEW SHEET

COLD SPRINGS CREEK: 61-00332, 333, 334, 335, 336, 337, 338, 339, 340, 343, 364 & 61-02008
AGENT: RON HOWERTON
DATE: 12/01/98

| RIGHT NO | | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| DECREE & LIC (1) | 3S | 9E | 35 | | | | | | | | | | out | 10.8 | 4.1 | | | | | 14.9 |
| | 4S | 9E | 2 | | | | | | 16.3 | 22 | | | 20 | BUM 3.7 | | | | | | 58.3 |
| | | | 3 | 4.1 | | 3.5 | 25.6 | | | | | 5 | | | 21.2 | 32.2 | 26.9 | 22 | 13.2 | 154.5 |
| | | | 9 | | | | | | | | | | | | | 2.2 | | | 20 | 22.2 |
| | | | 10 | 17 | 20.1 | 25.5 | | 15 | | 11 | 17.7 | 26.5 | 37 | 34.6 | 38.2 | | 28 | 11 | | 281.6 |
| | | | 15 | | | | | 16 | 32 | 15.2 | | | | | | | | | | 63.9 |
| | | | 16 | 32.4 | 11.9 | 9.8 | 28 | 1.3 | | | 5.5 | | | | | 2 | | | | 90.9 |
| | | | 29 | 33 | | | 39 | | | | | | | | | 27 | 36 | 26 | | 161 |
| Cold Springs Total | | | | | | | | | | | | | | | | | | | | ~~851~~ 847.3 |
| ** Overlap Total | | | | | | | | | | | | | | | | | | | | ~~851~~ 847.3 |

2 PLUS WELL 61-00301 & SPRING 61-10363.

| RIGHT NOS. | | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 61-00301 61-10363 | 04S | 09E | 15 | | | | | | | 7 | | | | | | | | | | 7 |
| | | | 16 | 20 | 11.9 | 9.8 | 28 | 1.3 | | | 5.5 | | | | | 2 | | | | 78 |
| | | | 29 | 33 | | | 39 | | | | | | | | | 27 | 36 | 26 | | 161 |
| ** | | | | | | | | | | | | | | | | | | | | 246 |

# CHARTER MOUNTAIN RANCH OVERLAP REVIEW SHEET

COMBINED ACRES WITH WELL WATER AND COLD SPRING CREEK PPOU
WELL RIGHTS: 61-02095, 2199, 2209 & 61-11887.
AGENT: RON HOWERTON
DATE: 12/01/98

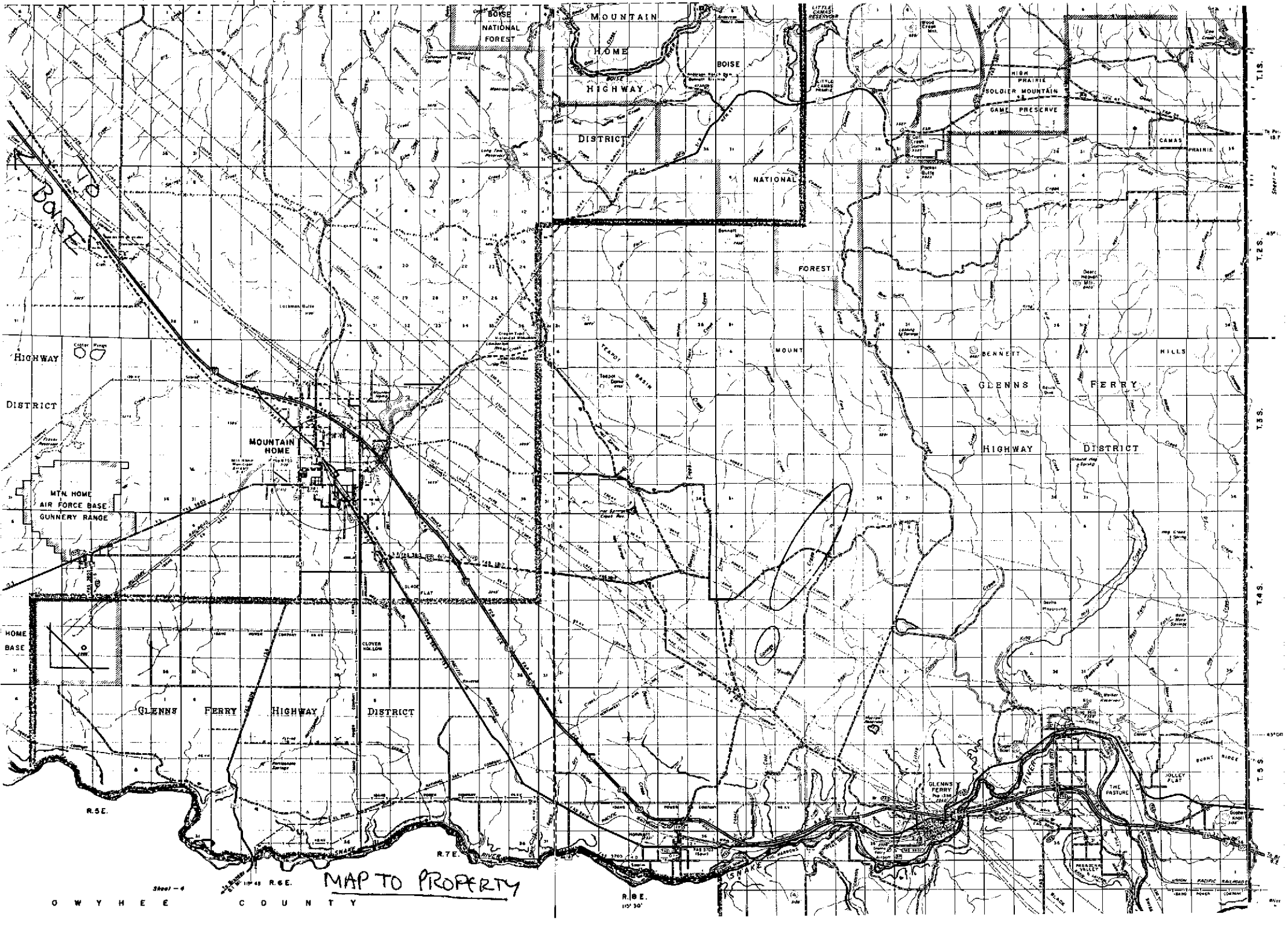
| RIGHT NO | | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| WELLS | 4S | 9E | 3 | | | | | | | | | 3.7 | | | 21 | .9 | 3.7 | 16.8 | 22 | 68.1 |
| | | | 8 | | | | | | | | | | | | | | | | 3 | 2.5 |
| | | | 9 | | | 22 | 41 | | | | | 16 | | 25 | 40 | 38 | 40 | 41 | 28 | 291 |
| | | | 10 | 7.4 | 16 | 4.6 | | 11 | 3.3 | 29 | | 22 | | 18.6 | 38 | | 28 | 11 | | 188.9 |
| | | | 15 | | | | | 16 | 23.8 | 10.6 | | | | | | | | | | 50.4 |
| | | | 16 | 32 | 18 | 6.9 | 28 | 38 | 40 | 5.9 | 4.8 | | | | | 2 | | | | 175.6 |
| | | | 17 | 36 | 4.4 | | | | | | | | | | | | | | | 40.4 |
| | | | | | | | | | | | | | | | | | | | | 816.9 |

SPRINGS CREEK PPOU 61-00332, 333, 334, 335, 336, 337, 338, 339, 340, 343, 364 & 61-02008

| RIGHT NO | | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| DECREE & LIC (1) | 3S | 9E | 35 | | | | | | | | | | 047 | 10.8 | 4.1 | | | | | 14.9 |
| | 4S | 9E | 2 | | | | | | 16.3 | 22 | | | 20 | BCM 3.7 | | | | | | 6.2 58-3 |
| | | | 3 | 4.1 | | 3.5 | 25.6 | | | | | 5 | | | 21.2 | 32.2 | 26.9 | 22 | 13.2 | 154.5 |
| | | | 9 | | | | | | | | | | | | | 2.2 | | | 20 | 22.2 |
| | | | 10 | 17 | 20.1 | 25.5 | | 15 | | 11 | 17.7 | 26.5 | 37 | 34.6 | 38.2 | | 28 | 11 | | 281.6 |
| | | | 15 | | | | | 16 | 32 | 15.2 | | | | | | | | | | 63.9 |
| | | | 16 | 32.4 | 11.9 | 9.8 | 28 | 1.3 | | | 5.5 | | | | | 2 | | | | 90.9 |
| | | | 29 | 33 | | | 39 | | | | | | | | | 27 | 36 | 26 | | 161 |
| Cold Springs | | | | | | | | | | | | | | | | | | | | 851 847.3 |
| Overlap Total | | | | | | | | | | | | | | | | | | | | 1371 .7 |

1368

# OVERLAP REVIEW SHEETS FOR COLD SPRINGS CREEK


BOISE
NATIONAL
FOREST
MOUNTAIN
HOME
BOISE
HIGHWAY
DISTRICT
HIGH
PRAIRIE
SOLDIER MOUNTAIN
GAME PRESERVE
CAMAS
PRAIRIE
NATIONAL
FOREST
HIGHWAY
DISTRICT
MOUNTAIN
HOME
MTN. HOME
AIR FORCE BASE
GUNNERY RANGE
TEAPOT
BASIN
MOUNT
BENNETT
HILLS
GLENNS
FERRY
HIGHWAY
DISTRICT
HOME
BASE
CLOVER
HOLLOW
GLENNS
FERRY
HIGHWAY
DISTRICT
GLENNS
FERRY
THE
PASTURE
JOLLEY
FLAT
BURNT
RIDGE
R.5E.
R.6E.
R.7E.
R.8E.
T.1S.
T.2S.
T.3S.
T.4S.
T.5S.
SNAKE
RIVER
OWYHEE
COUNTY
MAP TO PROPERTY

# INDEX SHEET

## PART I:

- Overlap review sheets for Cold Springs Creek
- Recommended "R" file reports

## PART II: License vs decree table & attachments

- Decree names & location of original tracts
- Copy of Cold Springs Decree
- Attachments comparing licenses and original decreed tracts

## PART III: Maps and memo's

- Meetings, affidavit, construction and related maps

## PART IV: System diagrams

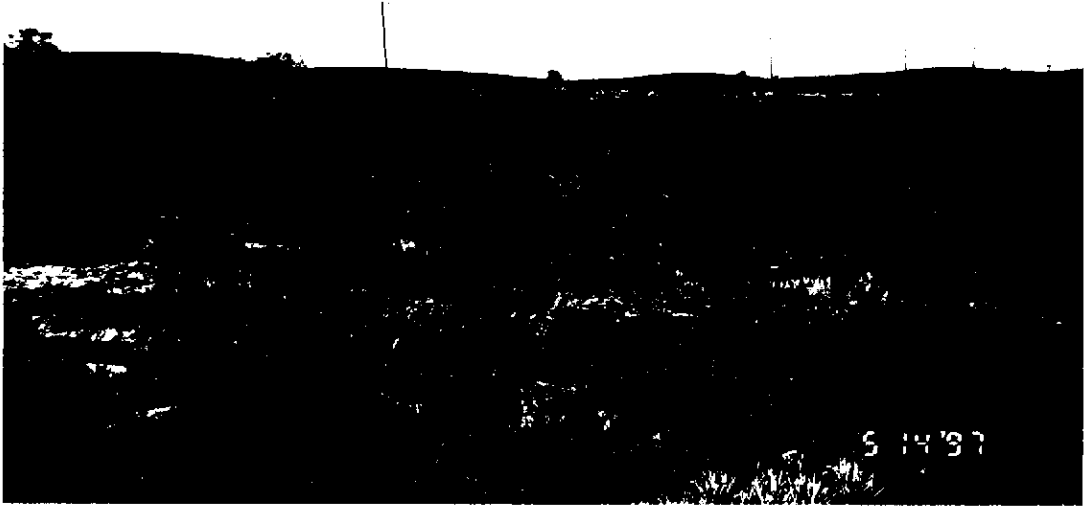
- Ditch loss diagrams
- Discharge & conveyance loss measurements

## PART V: Photo's

## BY: RON HOWERTON



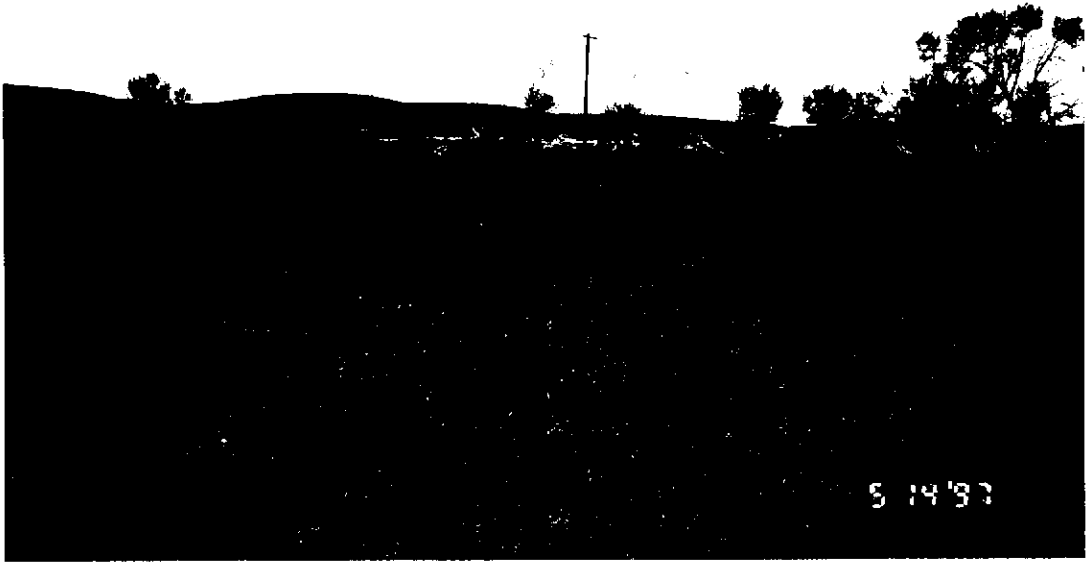
COLD SPRINGS ADD LAND BY BIG (9)
OAK IN SW NE, S10 VIEW TO NORTH
PART OF 20 AC FIELD NORTH OF MAIN
ROAD


5 14 '97

(2)

VIEW FROM SAME AREA AS
Photo #1 but to NORTH IN
24 ACRE FIELD NOW NE 5/10

5/14/97
ADDITIONAL Pan found
photos


5 14'93

VIEW OF 4 ACRE FIELD (10)
to South West SOUTH OF MAIN
ROAD.

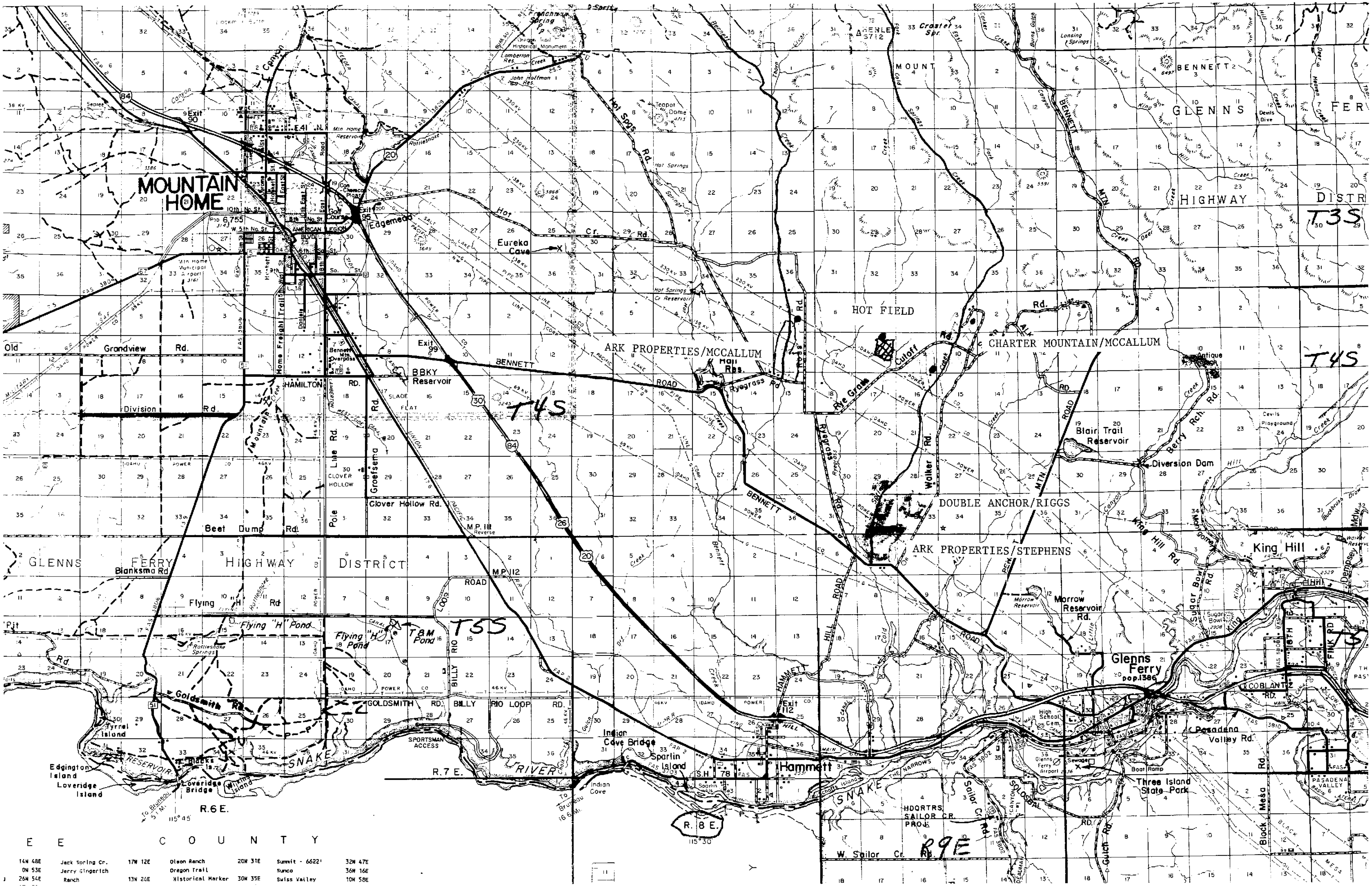

5 14 97

(11)

2nd
VIEW OF 20 acre FIELD

Photo (9) VIEW IS TO S.E.

NWNE 510



MOUNTAIN HOME
Pop 6,755
Exit 90
Exit 95
Exit 99
Exit 112
Edgemead
Eureka Cave
Hot Cr. Rd.
Hot Spgs. Rd.
Teapot Dome
Hot Springs Cr Reservoir
Mtn Home Reservoir
Lamberton Res.
John Hoffman Res.
Frenchman Spring
Oregon Trail Historical Monument
Min Home Municipal Airport
BBKY Reservoir
Bennett Mtn. Overpass
HAMILTON RD.
Grandview Rd.
Old
Division Rd.
Mountain Creek
Line Rd.
Groefsema Rd.
CLOVER HOLLOW
Clover Hollow Rd.
Pole
Beet Dump Rd.
Blanksma Rd
GLENNS FERRY HIGHWAY DISTRICT
GLENNS HIGHWAY DISTR
FER
MOUNT
BENNETT
BENNETT MTN. RD.
BENNETT ROAD
HOT FIELD
ARK PROPERTIES/MCCALLUM
CHARTER MOUNTAIN/MCCALLUM
DOUBLE ANCHOR/RIGGS
ARK PROPERTIES/STEPHENS
Ryegrass Rd
Rye Grass
Cutoff Rd.
Walker Rd.
Hall Rbs.
Blair Trail Reservoir
Diversion Dam
Berry Rch. Rd
Antique
Cevils Playground
King Hill
King Hill Rd.
Montgomery
Sugar Bowl Rd
Dempsey
Morrow Reservoir Rd.
Morrow Reservoir
Glenns Ferry pop.1386
Glenns Ferry Airport
High School
Sewage
Three Island State Park
Boat Ramp
Pasadena Valley Rd.
PASADENA VALLEY
COBLANTZ RD.
16TH
FINK RD
Black Mesa Rd
Gulch Rd.
SOLOSBAL
Sailor Cr. Rd
W. Sailor Cr. Rd.
HDQRTRS SAILOR CR. PROJ.
THE NARROWS
SNAKE RIVER
Hammett
S.H. 78
Sparlin Island
Indian Cove Bridge
Indian Cove
To Bruneau 16 Mi.
HAMMETT HILL ROAD
BILLY RIO LOOP RD.
GOLDSMITH RD.
Goldsmith Rd.
SPORTSMAN ACCESS
Flying "H" Rd
Flying "H" Pond
T&M Pond
Rattlesnake Springs
Tyrrel Island
Edgington Island
Loveridge Island
Loveridge Bridge
Blacks Is.
Wilkins Island
RESERVOIR
To Bruneau 5 Mi.
R.6 E.
R.7 E.
R. 8 E.
R9E
115°45
115°30
T3S
T4S
T5S
M.P. 111 Reverse
M.P. 112
UNION PACIFIC
E E COUNTY
14N 48E Jack Spring Cr. 17N 12E Olson Ranch 20N 31E Summit - 6622' 32N 47E
0N 53E Jerry Gingerich Oregon Trail Sunco 36N 16E
26N 54E Ranch 13N 26E Historical Marker 30N 35E Swiss Valley 10N 58E

IDWR
Western Region

# facsimile transmittal

**To:** Bruce Smith 336-0700 **Fax:** 208-344-6034

**From:** Ron Howerton, Mel Schulte **Date:** April 29, 1998

**Re:** McCallum's Transfer **Pages:** 4

**CC:** Steve Lester

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

**Notes:** Mel and I have reviewed the Attachment lists for John McCAllum's transfer application. The attachments are marked with what we think would be included or not included for the transfer.

A61-XXXXX should be filed prior to the transfer for groundwater enlargements.

The application for permit on file can be amended for the additional acres not covered by historical rights or the enlargement claim.

We will not re-negotiate the 1351.5 acre estimate at this time.

File the transfer and let the transfer process determine the POU description.

You have the options of filing the transfer with the 1400 POU or filing it with our 1351.5 acre POU.

What is important at the present is to file the transfer application.

CONFIDENTIAL

# ATTACHMENT A
# WATER RIGHT LIST

Part 1.B.1.: Description of Right(s), or Portion Thereof, After the Requested Change

| 1. | Right Number | Priority | Amount (cfs/ac-ft) | Nature of use | Period of Use |
|---|---|---|---|---|---|
| Source: Cold Springs Creek | | | | | |
| | 61-00338 | 6/30/1870 | 1.84 | irrigation | |
| | 61-00339 | 5/1/1875 | 1.50 | irrigation | |
| | 61-00332 | 5/18/1875 | 2.72 | irrigation | |
| | | | ~~domestic~~ | ~~domestic~~ SEP CLAIM | |
| | 61-00333 | 5/1/1885 | 0.54 | irrigation | |
| | 61-00334 | 5/1/1886 | 0.50 | irrigation | |
| | 61-00364 | 5/1/1887 | 0.12 | irrigation | |
| | 61-00340 | 6/30/1887 | 0.50 | irrigation | |
| | 61-00343 | 6/30/1888 | 0.60 | irrigation | |
| | 61-00335 | 5/1/1889 | 0.48 | irrigation | |
| | 61-00336 | 5/1/1895 | 0.80 | irrigation | |
| | 61-00337 | 12/1/1895 | 2.40 | irrigation | |
| | 61-02008 | 2/26/1908 | ~~9.24~~ | ~~irrigation~~ 6.63 | |
| | | | 0.09 | stockwater | |
| | ~~61-02012~~ | ~~1/5/1909~~ | ~~2.00~~ | ~~irrigation~~ | |
| | | | ~~0.09~~ | ~~stockwater~~ | |
| | ~~61-02100~~ | ~~9/21/1953~~ | ~~5.42~~ | ~~irrigation~~ | |
| | | | ~~0.02~~ | ~~domestic~~ | |
| Source: Unnamed Stream | | | | | |
| | A61-11844 | 4/01/1911 | 0.54 | irrigation | 04/01 to 11/01 |
| | | | 0.02 | stockwater | 01/01 to 12/31 |
| Source: Springs | | | | | |
| | A61-10363 | 1/1/1870 | 3.25 ~~2.12~~ | irrigation | 03/15 to 11/15 |
| Source: Groundwater | | | | | |
| | 61-02095 | 3/7/1953 | 3.11/436.6 | irrigation | |
| | 61-00301 | 6/10/1955 | 4.92 ~~6.40~~ | irrigation | |
| | 61-02199 | 7/19/1966 | 6.00/1840.0 | irrigation | 04/01 to 11/01 |
| | 61-02209 | 9/12/1966 | 0.420/1840.0 | irrigation | 04/01 to 11/01 |
| | A61-11847 | 4/1/1957 | 0.60/135.0 | irrigation | 04/01 to 10/31 |
| | A61-XXXXX | 5/1/1977 | 2.45 | irrigation | 04/01 to 10/31 |
| Total | | | ~~50.62~~ cfs 37.47 | | |

NOT PART OF TOTAL

NEED TO FILE THIS CLAIM...

prorated (from 2095, 2199, 2209 & 11847) amount (Not added) to total CFS ON TRANSFER

APR 20 '98 8:10 FROM ROSHOLT ROBERTSON TO 3342348 PAGE.003/004

## ATTACHMENT B
## POINTS OF DIVERSION

Part 1.B.4. Points of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|---|---|---|---|---|---|---|---|---|
| | ~~NE~~ | ~~SE~~ | ~~NE~~ | ~~34~~ | ~~4S~~ | ~~9E~~ | ~~Elmore~~ | ~~spring~~ DELETE |
| | NW | SW | NE | 35 | 3S | 9E | Elmore | Cold Springs Creek-upper diversion |
| | NW | NW | SW | 2 | 4S | 9E | Elmore | spring |
| | NW | NE | NE | 3 | 4S | 9E | Elmore | unamed ~~spring~~ stream A61-11844 |
| | SE | SE | NE | 3 | 4S | 9E | Elmore | well C A61-11847 |
| | NE | NE | SE | 3 | 4S | 9E | Elmore | spring |
| | ~~NW~~ | ~~NE~~ | ~~8~~ | ~~4S~~ | ~~9E~~ | ~~Elmore~~ | | ~~Walker well~~ NOT PART OF TRANSFER |
| | | SE | SE | 9 | 4S | 9E | Elmore | 2+ well |
| | SW | NW | NE | 10 | 4S | 9E | Elmore | Cold Springs Creek |
| | NE | SW | NE | 10 | 4S | 9E | Elmore | well A |
| | NE | NE | NW | 10 | 4S | 9E | Elmore | Cold Springs Creek |
| | SE | NE | NW | 10 | 4S | 9E | Elmore | Cold Springs Creek |
| | NE | NW | NW | 10 | 4S | 9E | Elmore | well B |
| | NW | NE | SW | 10 | 4S | 9E | Elmore | Cold Springs Creek – lower diversion |
| | NW | NE | NE | 16 | 4S | 9E | Elmore | springs A61-10363 |
| | SE | NE | NE | 16 | 4S | 9E | Elmore | springs A61-10363 |
| | SE | NE | NE | 16 | 4S | 9E | Elmore | Cold Springs Creek NEW PID |
| | ~~SE~~ | ~~SW~~ | ~~NE~~ | ~~16~~ | ~~4S~~ | ~~9E~~ | ~~Elmore~~ | ~~springs~~ A61-11854 |

REPLACED 2020

(ONLY 40's DOWN TO 529 LAND ONLY)

ADD: → NESW NW 15 4S 9E SPRING A61-10363

ATTACHMENT C

PLACE OF USE

| Twp | Rge | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | Total |
| 3S | 9E | 35 | | | | | | | | | 5 | 10 | 30 | 3 | | | | | 48 |
| 4S | 9E | 2 | | | | | | 28 | 23 | | | 20 | 3 | | | | | | 74 |
| 4S | 9E | 3 | 14 | | 1.5 | 20 | | | | | 6 | | | 22 | 36 | 25.5 | 34 | 36 | 195 |
| 4S | 9E | 8 | | | | | | | | | | | | | | | | 3 | 3 |
| 4S | 9E | 9 | | | 19 | 40 | | | | | 13 | | 24 | 40 | 40 | 40 | 40 | 35 | 291 |
| 4S | 9E | 10 | 25 | 34 | 27 | | 17 | | 38 | 16 | 26 | 36 | 33 | 37 | | 28 | 12 | | 329 |
| 4S | 9E | 15 | | | | | 16 | 29 | 14 | | | | | | | | | | 59 |
| 4S | 9E | 16 | 34 | 27 | 10 | 28 | 40 | 40 | 7 | 11 | | | | | 3 | | | | 200 |
| 4S | 9E | 17 | 35 | 5 | | | | | | | | | | | | | | | 40 |
| 4S | 9E | 29 | 32 | | | 40 | | | | | | | | | 28 | 33 | 28 | | 161 |
| | | | | | | | | | | | | | | | | | Total Acres | | 1400 |

ROSHOLT, ROBERTSON & TUCKER
Chartered
ATTORNEYS AT LAW

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
JOHN K. SIMPSON
PATRICK D. MADIGAN
TIMOTHY J. STOVER
NORMAN M. SEMANKO

Boise Office
1221 W. IDAHO, SUITE 600
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

Twin Falls Office
142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

## FACSIMILE COVER SHEET

DATE: 4/20/98 Recipient's Fax: 334-2348

RE: McCallum Client: _____

TO: Ron Houston

FROM: Bruce Smith

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 4

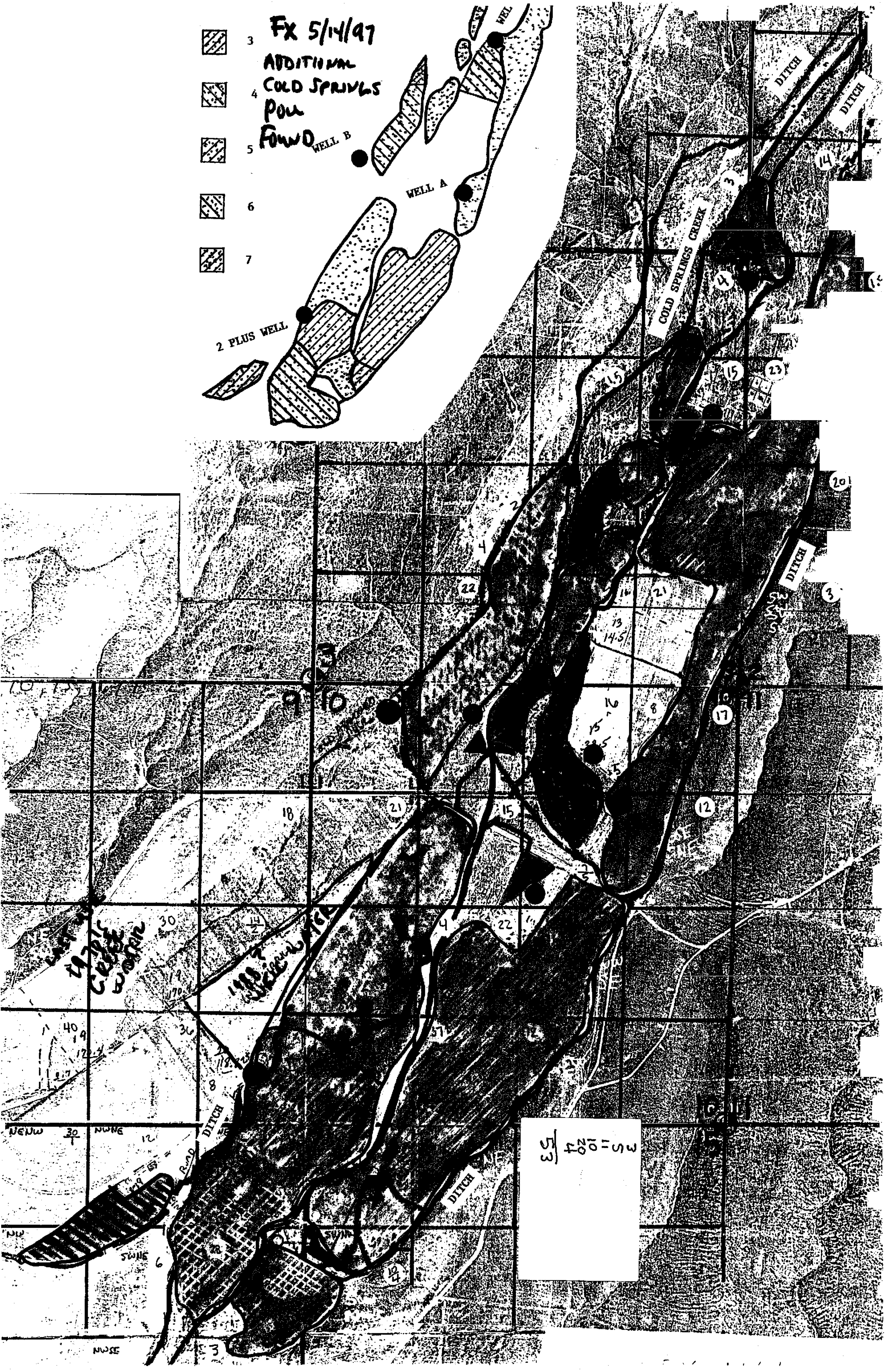
- ☐ Original will not be sent.
- ☐ Original will be sent by first class mail.
- ☐ Original will be sent by Federal Express.

ADDITIONAL COMMENTS:

Ron - Here are the three attachments for John McCallum's transfer. Please let me know if they're consistent with what you were expecting per our mtg. 3/6/97. Also note there's the one for p.o.d. for the Creek. Thanks.

Bruce

CONFIDENTIALITY NOTICE - THE INFORMATION CONTAINED IN THIS FACSIMILE COMMUNICATION IS ATTORNEY/CLIENT PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS COVER PAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION OR THE INFORMATION CONTAINED HEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY CALL (208) 336-0700, AND RETURN THIS FACSIMILE TO US AT THE ABOVE ADDRESS. WE APPRECIATE YOUR COOPERATION


3
4
5
6
7
Fx 5/14/97
ADDITIONAL
COLD SPRINGS
POLL
FOUND
WELL B
WELL A
WEL
2 PLUS WELL
DITCH
DITCH
COLD SPRINGS CREEK
DITCH
DITCH
DITCH
NENW
NWNE
SWNE
NWSE

3

4

5

6

7

Fx 5/14/97
ADDITIONAL
COLD SPRINGS
POU
FOUND

WELL B

WELL A

2 PLUS WELL

COLD SPRINGS CREEK

DITCH

DITCH

DITCH

DITCH

DITCH

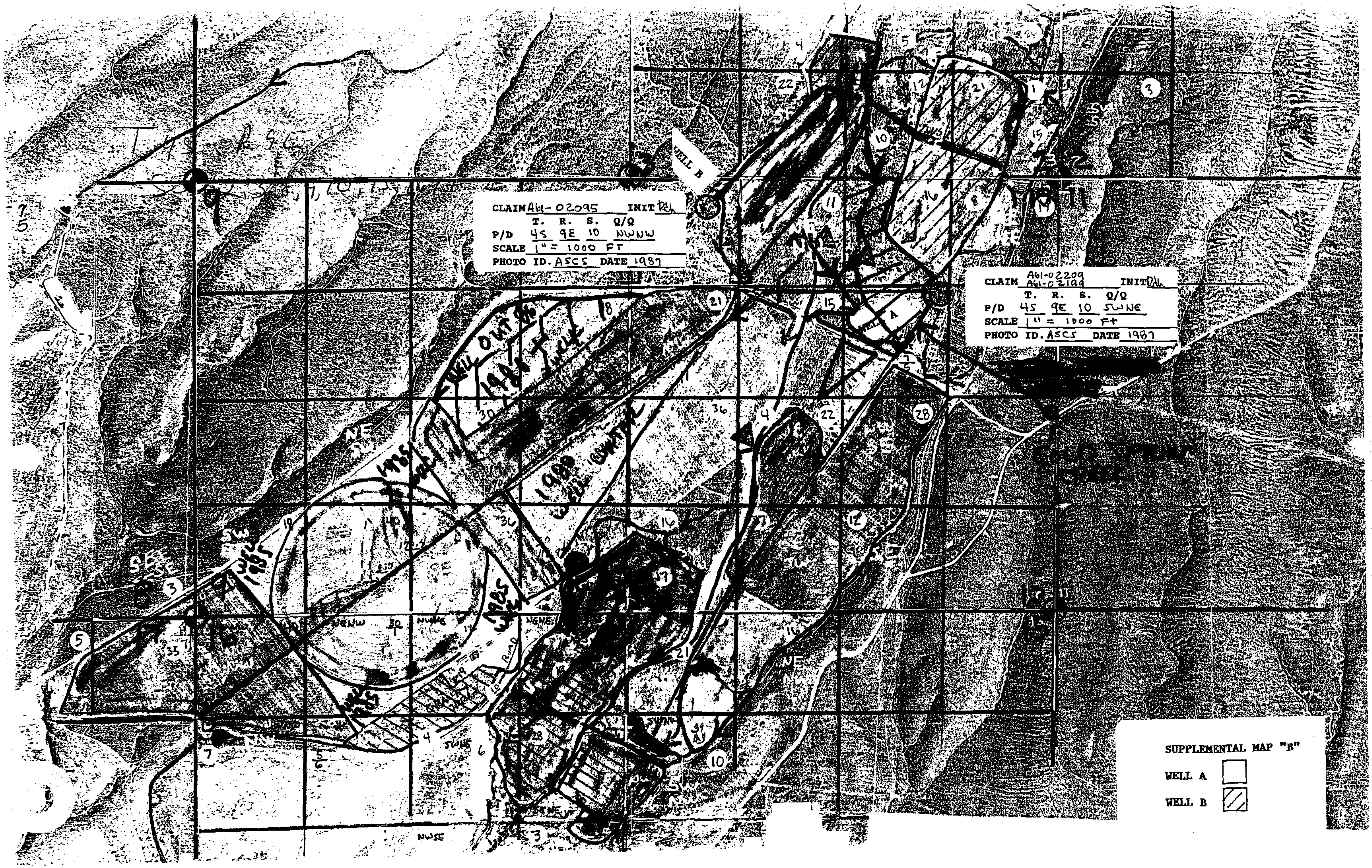
ROAD DITCH

WENW

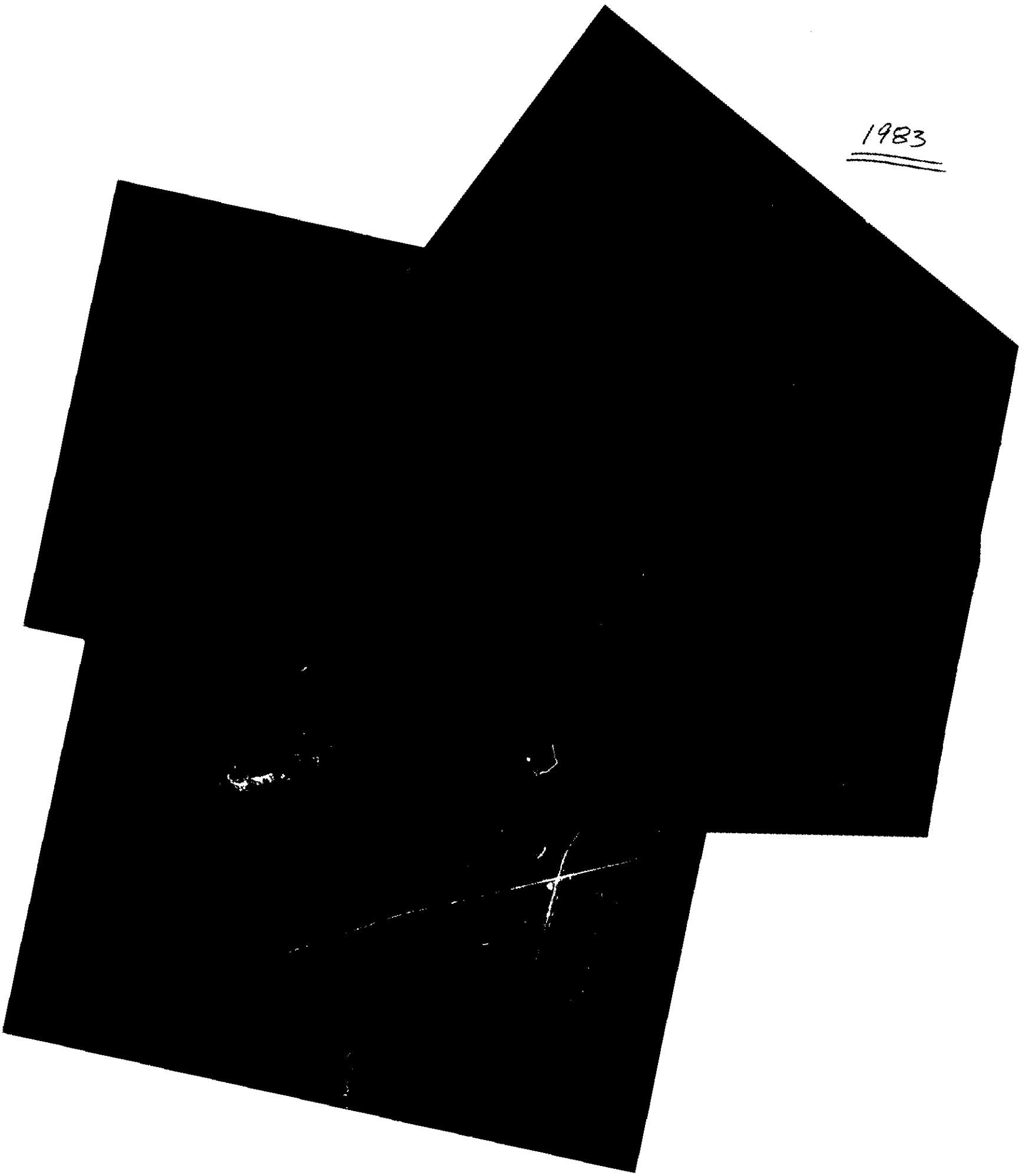
NWNE

SWNE

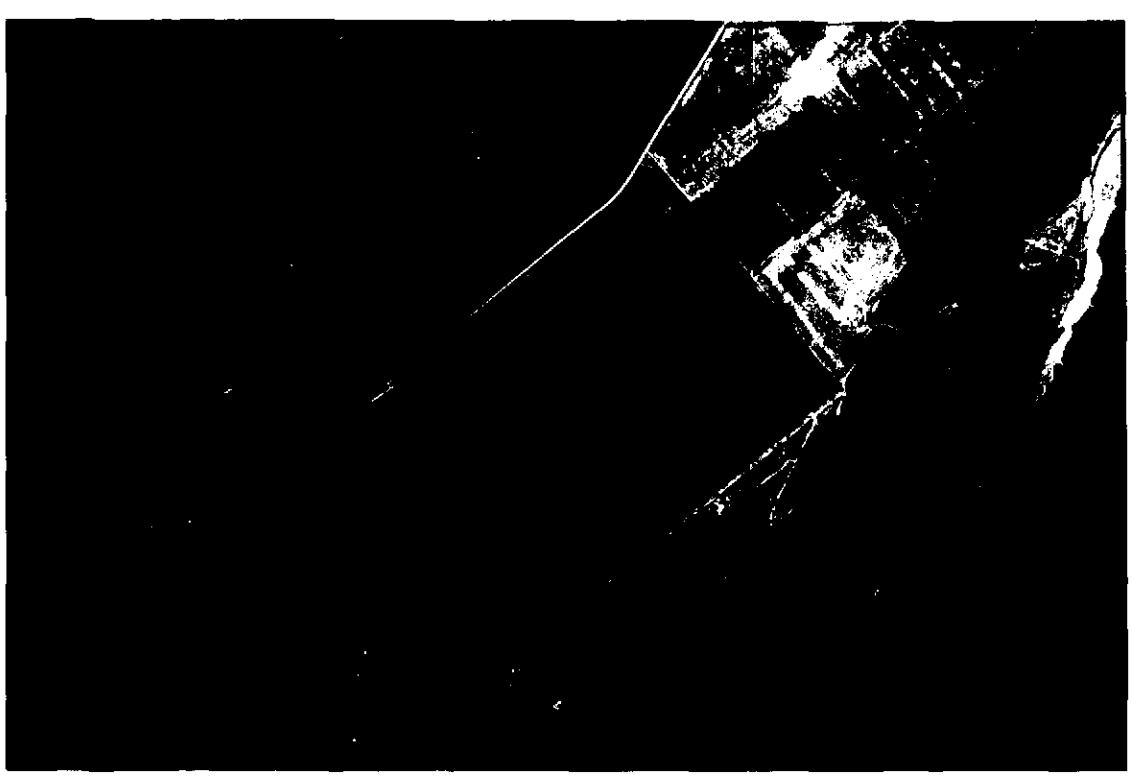
NWSE


CLAIM A61-02095 INIT RCh
T. R. S. Q/Q
P/D 4S 9E 10 NWNW
SCALE 1" = 1000 FT
PHOTO ID. ASCS DATE 1987
WELL B
CLAIM A61-02209 A61-02199 INIT RCh
T. R. S. Q/Q
P/D 4S 9E 10 SWNE
SCALE 1" = 1000 Ft
PHOTO ID. ASCS DATE 1987
SUPPLEMENTAL MAP "B"
WELL A
WELL B

1983



1985



**State of Idaho**
**DEPARTMENT OF WATER RESOURCES**
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 14, 1999

John McCallum
C/O Bruce Smith
999 Main St Ste 910
Boise, ID 83702

Re: Unauthorized Diversion of Water from Cold Springs Creek

Dear Mr. McCallum:

On June 16, 1999, Dan Nelson, an employee of the Idaho Dept. of Water Resources (IDWR), visited with you about use of water that was leased to Magic West through the Water Bank. On the same day, Nelson also investigated a reported unauthorized diversion of water from Cold Springs Creek, located in the SW1/4SE1/4 of Section 32, T04S, R09E, irrigating lands located in the SE1/4 of Section 32, T04S, R09E, and the NE1/4 of Section 5, T05S, R09E. Nelson found a pump with a diesel motor, and evidence that a mainline had supplied water to lands located on both sides of the Cold Springs Creek. I understand that you own the land where the water was diverted and used.

You are identified as the owner of several water right claims filed in the Snake River Basin Adjudication (SRBA) that describe portions of nearby lands as a place of use. Six of the claims (A61-00309, A61-00312, A61-00316, A61-00238, A61-10578, A61-10579) assert the right to divert water from Cold Springs Creek. The claims assert the right to divert water in the NW1/4SE1/4 of Section 32, T04S, R09E. This property is owned by Harly Riggs, and an old diversion structure is located on the Riggs property. The claims do not describe a point of diversion in the SE1/4 of Section 32.

IDWR has recommended to the SRBA Court that the claims described above and other claims irrigating the property from other sources be disallowed.

Based on the investigation and IDWR's records, I conclude that you are diverting water from Cold Springs Creek from an unauthorized point of diversion. If you do not identify a water right authorizing diversion of water at the location of the diesel pump, you must cease diverting water from Cold Springs Creek at that location. IDWR will instruct the watermaster to close the diversion, chain and lock any control structure, and post the diversion with notice that the diverting works cannot be tampered with. Furthermore, IDWR may issue a notice of violation for illegally diverting water from Cold Springs Creek at a location not authorized by any water right, or alternatively, may seek an injunction in the District Court of the State of Idaho, as authorized by Idaho Code § 42-1701B.

Respectfully,

Gary Spackman

Gary Spackman

cc. Harly Riggs
Norm Young
Glen Saxton
Dan Nelson

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JOHN A. ROSHOLT
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Boise Office
1221 W. IDAHO, SUITE 600
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BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034
Email: rosholt@micron.net

Twin Falls Office
142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

RECEIVED
JAN 29 1999
WATER RESOURCES
WESTERN REGION

January 28, 1999

Mr. Ron Howerton
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705

Re: *Charter Mountain Ranch and ARK, Inc.*
*Notices of Error*

Dear Ron:

In your letter of January 6, 1999, you indicated that the Department did not intend to change any of the above recommendations because you believed the recommendations were correct. The letter also indicated that the Notices of Error applied to most components of the recommendations. The Notices of Error actually only applied to a limited number of the components. The information on the Notices was set out as it was because of the complexity of the information in the recommendation, and it was our understanding that you wanted individual meetings on these types of complex claims. Based on that, we did not attend the Notices of Error meeting in Mountain Home. We believe the changes can be addressed fairly easily and would still like to meet with you to discuss them and resolve the differences before the Director's report comes out. Thanks.

Sincerely,

Bruce M. Smith

BMS:jtb

cc.: John McCallum

CLAIM A61-02095 INIT RCH
T. R. S. Q/Q
P/D 4S 9E 10 NWNW
SCALE 1" = 1000 FT
PHOTO ID. ASCS DATE 1987

CLAIM A61-02209 A61-02199 INIT RCH
T. R. S. Q/Q
P/D 4S 9E 10 SWNE
SCALE 1" = 1000 FT
PHOTO ID. ASCS DATE 1987

WELL A

WELL B

SUPPLEMENTAL MAP "B"

WELL A

WELL B

DATE
December 1, 1997

CUSTOMER
BRUCE SMITH, TERRY SCANLAND

MEETING:

**SUBJECT:** COLD SPRINGS RANCH (John MC Callum's Charter Mountain Ranch)

Mel, Steve & myself met with Bruce Smith and Terry Scanland at 1:30 in Western's conference room.

We discussed enlargement and related issues pertaining to a 5 page draft transfer to put all his water sources into a common system.

The big point of contention is of the Hot Field lands below the Walker well. Mel, Steve and I believe that our IDWR attorney's will need to be aware of this point of contention and reach a conclusion to whether these lands have any beneficial rights for irrigation to claim.

We have an appointment set for December 5, 10 AM at western to meet with John Marshall and possibly Peter Anderson.

Also, requested Bruce Smith to get proof of ownership for 2 ¼¼ tracts in the Cold Springs PPOU and also to let me know whether to recommend 2 other tracts that I found irrigation in on public land.

From: DWR03::DSHAFF 16-NOV-1998 12:09:20.52
To: DWR80::RHOWERTO
CC: DSHAFF
Subj: A61-02111

Hi Ron,

First the line was busy (not surprised) and then you were not there. Let me shed some thoughts on your question by e-mail.

Sounds like the recommendation can be limited to 215 acres. Of course now we have a specific season to show and have decreed. Particularly with the objectives of the claimant for early irrigation season use, you would add Standard USE Remark S03.

Those details solved, we get down to numbers in your 12/10/97 memo. I find an error in using the licensed calculated volume/acre (499.5 Acres /436.6 AF = .08770741) and multiplying it times the present number of acres to arrive at a new volume (188 AF). Just as a user can take a given diversion rate and apply it to fewer acres, the volume can also be applied to fewer acres. The 2.02+AF/day is theoretically correct, however, the user was issued a license for 436.6 AF. This proportional volume would provide a 215 day irrigation season (436.6 AF /2.02+AF/day = 215.8 days). WhaLa, 4-01 to 11-01.

I have not addressed the additional claim (?) and conveyance loss. I do not think this was the point of your FAX.

If you want to talk more about recommending this claim, give me a call this after 2 o'clock today. Thanks, Don

conv loss proof

proof of use for Lic would be DOP ?

not req. because 5 yrs to develop

**M E M O R A N D U M**

TO: DON SHAFF December 10, 1997
FR: RON HOWERTON
RE: Season of use & conveyance loss for license/claim A61-02111

Mel and I met with Peter Anderson and John Marshall, Friday the 5th of December. We asked them to give us direction on how we might recommend season of use. HOWEVER, THEY WANTED ME TO ASK YOU HOW WE COULD HANDLE THIS SINCE ALL NEW DECREED IRRIGATION RIGHTS LIST ONLY IRRIGATION SEASON???

AS BRIEF STATEMENT AS POSSIBLE FOLLOWS:

This license has been historically used as an early season floodwater right from Cold Springs Creek according to the new owners irrigator. It has a DOP of July 5, 1955. It was licensed for 1.02 CFS for 499.5 acres and overlapped groundwater irrigation from the Walker geothermal well. However, an accomplished transfer occurred in 1979 and moved the Walker well irrigation acres to the another well and new acres. According to their irrigator, he continued to use the surface water license for early season water.

Peter and John felt that this right could be still recommended for the CFS on the license and with the acres (215) that were historically irrigated for early season irrigation. However, with a limitation to a short irrigation season based on the number of days that the licensed diversion rate would fulfill the annual diverted volume.

NEW RIGHT FOR CONVEYANCE LOSS:

Also, we discussed the fact that for the license to be delivered from Cold Springs Creek, (2 miles plus) it would need an additional claim for just conveyance loss, based upon beneficial use since the DOP of the License. We discussed their were other licenses on different Cold Springs lands that possibly could be claimed as an accomplished transfer for the conveyance loss. However, they felt that USING other licenses for the conveyance loss, wasn't historically correct and a beneficial use right for the conveyance use was more valid.

CALCULATIONS:

436.60= VOLUME ON LIC
499.5 ACRES ON LIC = (.8770741) ( 215 historical acres)= 188 AFA

CONVERT CFS TO VOL in AF/day: 1.02 CFS X 1.9835 = 2.02 AF PER DAY

188 AF= HISTORICAL VOLUME @ 2.02 AF/day = 93 DAYS FOR IRR SEASON.

Question: How do we structure the two claims mentioned above to reflect early season period of use in our recommendations? Our concern is the courts partial decree will specify "Irrigation Season" for the period of use which conflicts with our intentions to have a shortened specific period of use.

From: DWR80::RHOWERTO 10-DEC-1997 13:53:44.72
To: DWR03::DSHAFF
CC: RHOWERTO "RON HOWERTON"
Subj: SEASON OF USE

M E M O R A N D U M

TO: DON SHAFF December 10, 1997
FR: RON HOWERTON
RE: Season of use & conveyance loss for license/claim A61-02111

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COULD HANDLE THIS SINCE ALL NEW
IRRIGATION SEASON???

| Post-it® Fax Note 7671 | Date 16 NOV 98 | # of pages ▶ 1 |
|---|---|---|
| To DON SHAFF | From RON H. | |
| Co./Dept. ADJUDICATION | Co. WESTERN | |
| Phone # | Phone # | |
| Fax # | Fax # | |

AS BRIEF STATEMENT

This license has been historica
floodwater right from Cold Spri
owners irrigator. It has a DOP
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To: DWR03::DSHAFF
CC: RHOWERTO "RON HOWERTON"
Subj: SEASON OF USE

M E M O R A N D U M

TO: DON SHAFF December 10, 1997
FR: RON HOWERTON
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Peter and John felt that this right could be still recommended for the CFS on the license and with the acres (215) that were historically irrigated for early season irrigation. However, with a limitation to a short irrigation season based on the number of days that the licensed diversion rate would fulfill the annual diverted volume.

NEW RIGHT FOR CONVEYANCE LOSS:

Also, we discussed the fact that for the license to be delivered from Cold Springs Creek, (2 miles plus) it would need an additional claim for just conveyance loss, based upon beneficial use since the DOP of the License. We discussed their were other licenses on different Cold Springs lands that possibly could be claimed as an accomplished transfer for the conveyance loss. However, they felt that USING other licenses for the conveyance loss, wasn't historically correct and a beneficial use right for the conveyance use was more valid.

CALCULATIONS:

436.60= VOLUME ON LIC
499.5 ACRES ON LIC = (.8770741) ( 215 historical acres)= 188 AFA

CONVERT CFS TO VOL in AF/day: 1.02 CFS X 1.9835 = 2.02 AF PER DAY

188 AF= HISTORICAL VOLUME @ 2.02 AF/day = 93 DAYS FOR IRR SEASON.

Question: How do we structure the two claims mentioned above to reflect early season period of use in our recommendations? Our concern is the courts partial decree will specify "Irrigation Season" for the period of use which conflicts with our intentions to have a shortened specific period of use.

Cold Springs Ranch
Post Office Box 965
Glenns Ferry, Idaho 83623

RECEIVED
OCT 18 1996
WATER RESOURCES
WESTERN REGION

October 15, 1996

State of Idaho
Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, ID 83720-0098

ATTN: Mr. Saxton

Dear Mr. Saxton:

We have two separate and different situations.

First, we will consider the application for storage. As you state, the department has held hearings and rehearings on our application for Permit No. 61-07393.* Our application was approved in both hearings. Before any progress could be made, it was discovered that Lee Trail had a prior application for transfer and storage of Cold Springs Creek Water which was pending. This application was kicked back and forth between the BLM and Idaho Water Resources with no decision made but keeping the situation alive. At this point in time, Dave Tuthill informed me that the Lee Trail application was terminated and we were now first in time. However, the moratorium caused by the Swan Falls controversy made it impossible to proceed. To my knowledge this is where the situation stands. We are still interested in this project. What is a sufficient showing of our interest?

The other issue concerns a well that has been called the 2+ well. Since the 2+ well was determined to be in the same aquifer as the Gill and Walker wells, I never expected to be granted the 16 cubic feet of water as applied for originally. For twenty years, we have been using the 2+ well in lieu of the Walker hot well, which has essentially ceased to flow. I would assume that we need official approval of this procedure. I have been attempting to bring you up to date on some of the history of these two applications of which you may not have been aware.

If you have further questions concerning our interest in these applications, we would be glad to accommodate you. We received your June 7, 1996 letter this past week. I have been ill lately and not able to respond promptly.

Sincerely,

W. H. McGrew

cc: Dave Tuthill
Jackie Lott

CC made for Powers & McGrew SRBA claims 10/25/96

* CANCELLED PER d'Base check

| Post-it® Fax Note 7671 | Date 8/29 | # of pages ▶ 6 |
|---|---|---|
| To Mell, Ron, & Lori | From Shane | |
| Co./Dept. Westm | Co. SOB. | |
| Phone # | Phone # | |
| Fax # | Fax # | |

August 28, 1996

Memo:
To: Mel Schulte, Ron Howerton, and Lori Graves
From: Shane Bendixsen
Subject: Lee, Walker, and Two-Plus Wells.

Problem:

The subject area is located approximately 13 miles east of Mountain Home, Idaho in T4S, R8&9E (see Figure 1). Currently three artesian wells are completed in the area which draw upon the same aquifer (the Lee, Walker, and Two-Plus.) The Lee well is decreed for 1,125 miners inches or 22.5 cubic feet per second (cfs). This is also equivalent to 10,098 gpm. It is my understanding this is considered much more than could ever be used. Therefore a more accurate estimate of the Lee well capacity is needed.

Aquifer Description:

Castelin (1993), characterized the system as a confined geothermal system in "fracture-dominated silicic-volcanic rock system". He also stated that work done by Anderson (1964) produced the most reasonable transmissivity (T) value at approximately 30,000 gallons per day per foot (gpd/ft). Other pump tests have produced higher T values, but those were short term tests and no negative boundaries were encountered as would be present throughout an irrigation season. Storativity was estimated at 0.00006 (i.e. a confined system).

Method:

Aquifer head values in the spring of 1993 measured by Castelin (1993) and in 1964 measured by Anderson (1964) were approximately 100 feet above land surface at the Lee well or at an elevation of approximately 3495 feet. Castelin (1993) also noted and approximately documented seasonal potentiometric (pressure) fluctuations in the three wells. Therefore a mathematical model that approximates the seasonal potentiometric surface should provide some estimate for previous flow rates. Data are not available to create a numerical model, but data are sufficient for a simple analytical model. Work completed by Anderson (1964), and Castelin (1978 & 1993), provide ample data as long as several assumptions are made.

The method chosen for this study was based on Theis (1935). The reader is referred to Freeze and Cherry (1979, p. 317) for a further explanation. Assumptions are:

-the aquifer has infinite areal extent, is homogeneous with uniform thickness, is confined and the potentiometric surface is horizontal.

-the pumping rate is constant, ground water flow is horizontal, and the well fully penetrates the aquifer.

While not all of these conditions are met, an adequate approximation can be made. Aquifer thickness was approximated at 500 feet based on well construction data. The growing season, or the length of time at which the wells would flow, was estimated at 210 days based on work completed by Everson and others (1978). It was also assumed that the wells were equipped with pumps and would continue to flow even after the potentiometric surface fell below the well head elevation.

"QuickFlow" Analytical Ground Water Flow Model by Geraghty & Miller (1991) was used for computations. The reader is referred to Geraghty & Miller (1991) for model verification.

Results:

Figure 1, "Section A-A'" presents potentiometric contours and a cross-section based on the models results. Note this is not a geologic cross-section. The flow rates for the Lee well (1.6 cfs) and the Two-Plus well (1.0 cfs) closely match the potentiometric drawdowns observed by Castelin (1993). The Walker would cease flowing, the Two-Plus well was close to a no flow condition, and the Lee well would still flow, but lost considerable head.

Assuming land irrigated with the Lee well is 319 acres and for the Two-Plus is 246 acres, this would correspond to an discharge rate of approximately 2.1 and 1.7 acre feet per acre (AF/A) respectively. Work completed by Allen and Brockway (1983) suggest an average consumptive use for the area of approximately two AF/A. This assumes the crops grown are potatoes, grains, and hay. Pasture and some other crops would have a higher consumptive use. Therefore the flow rates closely approximate the consumptive use. The model assumes 210 days of continuous flow at the same rate. Actual flow associated with the application rate may be much higher (i.e. a inefficient delivery system will greatly increase the application rate).

Figure 2, "Section B-B'", presents the same wells flowing for the same amount of time, but with an discharge rate of three AF/A (2.3 cfs and 1.8 cfs for the Lee and Two-Plus wells respectively). Note that the Two-Plus well would cease flowing.

Therefore it is unlikely the actual diversion rate has ever exceeded 3 AF/A.

As a point of interest (Figure 3, "Section C-C'"), if the Lee well was pumped at 22.5 cfs the model suggests that the potentiometric surface would fall below the well head elevation for both the Lee and Walker wells within the first 24 hours. The Two-Plus well would cease flowing after approximately seven days. Conversely, if the Two-Plus well was pumped at 22.5 cfs, the same would be true except the Lee well would not cease flowing until after 35 days.

Data are not available to exactly determine what the previous flow rate for the Lee well has been. Data are available though to suggest that it has been greater that 1.6 cfs (2.1 AF/A) and less than 2.3 cfs (3 AF/A). This also assumes that land use has not changed.

## References

Allen, R.G., and Brockway, C.E., Estimating Consumptive Irrigation Requirements for Crops in Idaho; Research Technical Completion Report, Idaho Water and Energy Resources Research Institute; August, 1983.

Anderson, K.E., Well Interference Study, Near Mountain Home, Idaho; Prepared for the Worth S. Lee Estate, Perce Hall, Attorney; May, 1964.

Castelin, P.M., Memo to Lori Graves, Western Region IDWR; Two-Plus Aquifer Test Results; May, 1993.

Everson, D.O., Faubion, M., and Amos, D.E., Freezing Temperatures and Growing Seasons in Idaho, Spring and Fall; Agricultural Experiment Station, University of Idaho; Bulletin 494; January, 1978.

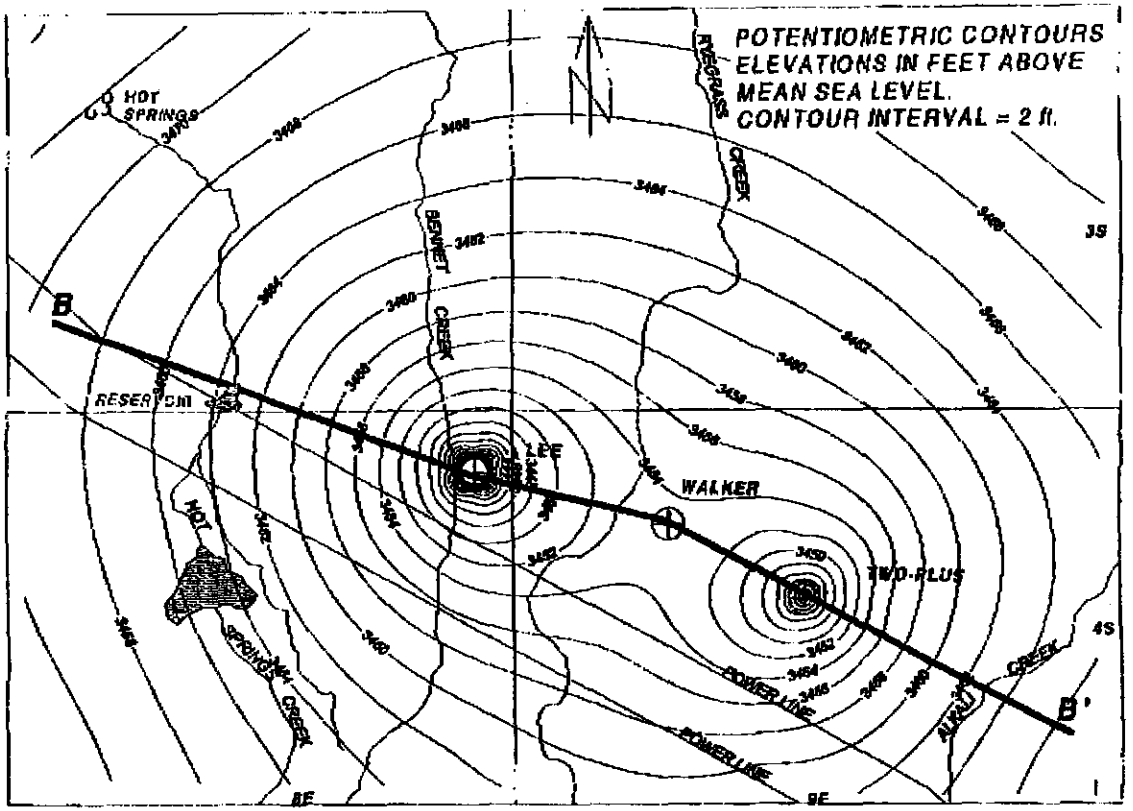
Idaho Department of Water Resources, Results of the Walker-Lee-Two Plus Well Test Elmore County, Idaho, IDWR Open File Report, April, 1978.

Geraghty & Miller, Inc., Quickflow Analytical Ground-Water Flow Model, Analytical 2D Ground-Water Flow Model, Version 1.0: 10700 Parkridge Boulevard, Suite 600, Reston, Virginia, 11091; 1991.

SIMULATION SHOWING POTENTIOMETRIC CONTOURS AND CROSS-SECTION AFTER 210 DAYS OF CONTINUOUS FLOW.

FLOW RATES:
LEE WELL: 2.3 cfs
WALKER WELL: NO FLOW
TWO PLUS: 1.8 cfs

ASSUMES AN APPLICATION RATE OF THREE AF/A



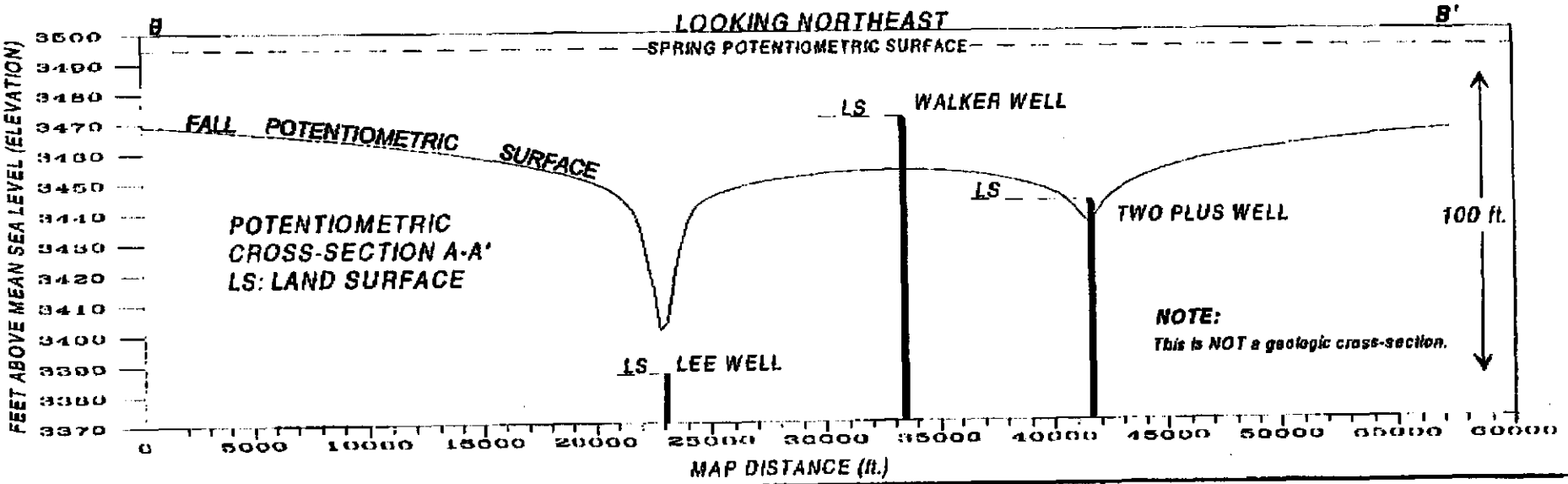
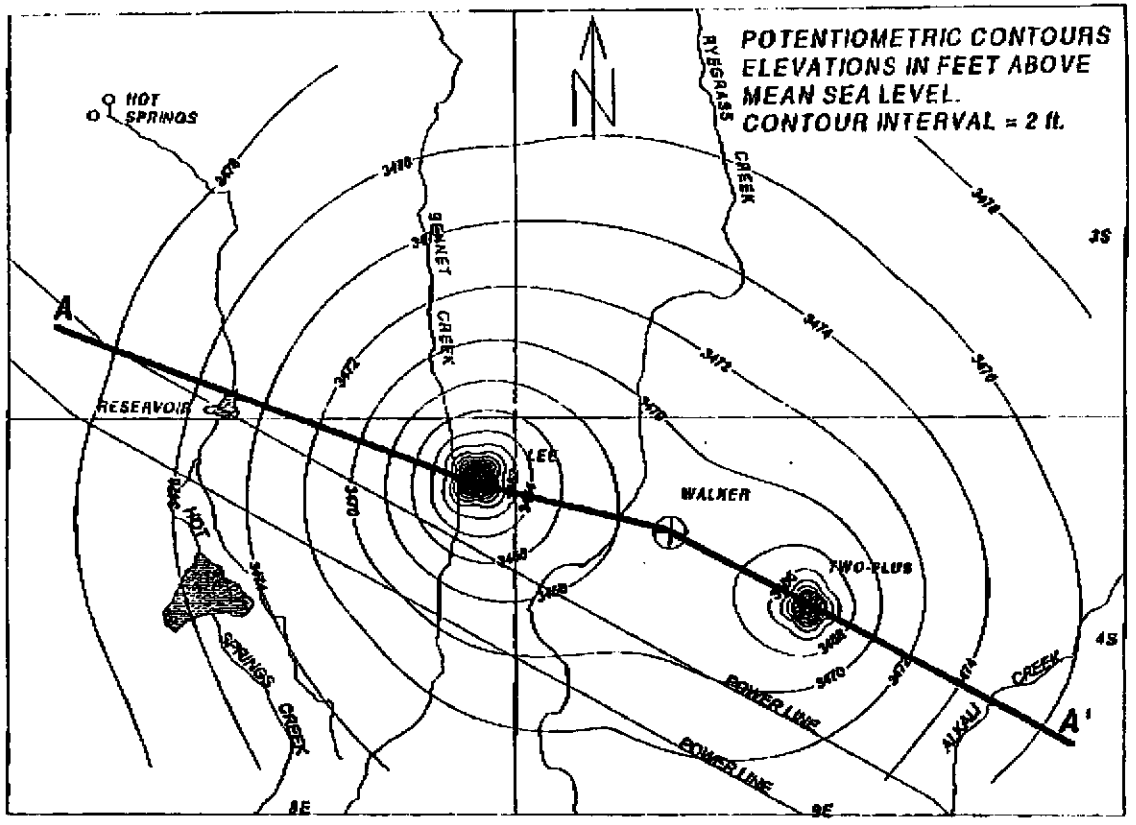




FIGURE 2.

SIMULATION SHOWING
POTENTIOMETRIC CONTOURS
AND CROSS-SECTION AFTER
210 DAYS OF CONTINUOUS FLOW.

FLOW RATES:
LEE WELL: 1.6 cfs
WALKER WELL: NO FLOW
TWO PLUS: 1.0 cfs



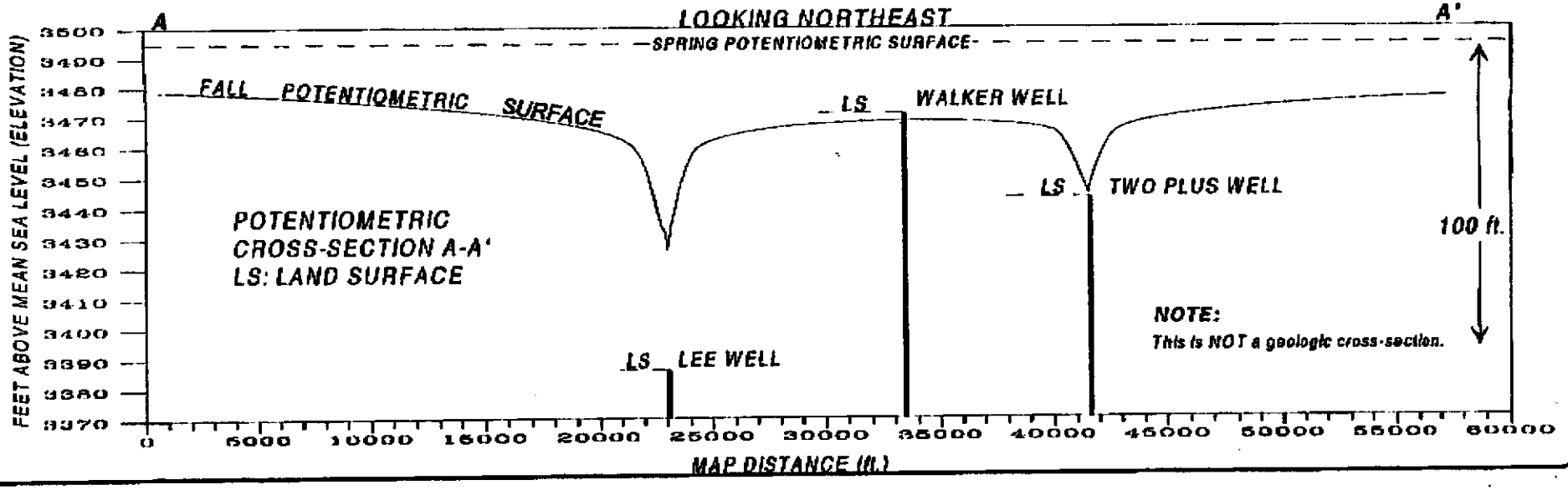
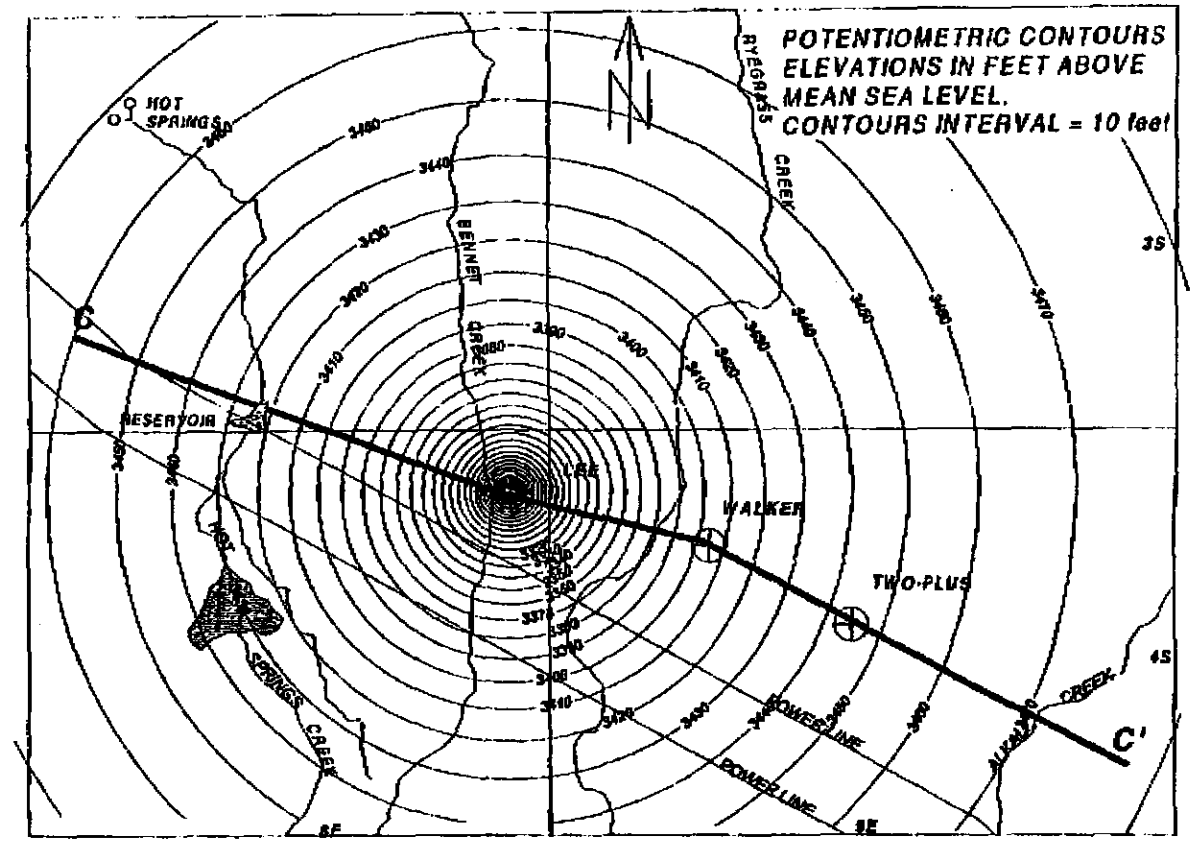




FIGURE 1.

SIMULATION SHOWING POTENTIOMETRIC CONTOURS AND CROSS SECTION AFTER SEVEN DAYS OF CONTINUOUS FLOW.

FLOW RATES:
LEE WELL: 22.5 cfs
WALKER WELL: NO FLOW
TWO PLUS: NO FLOW



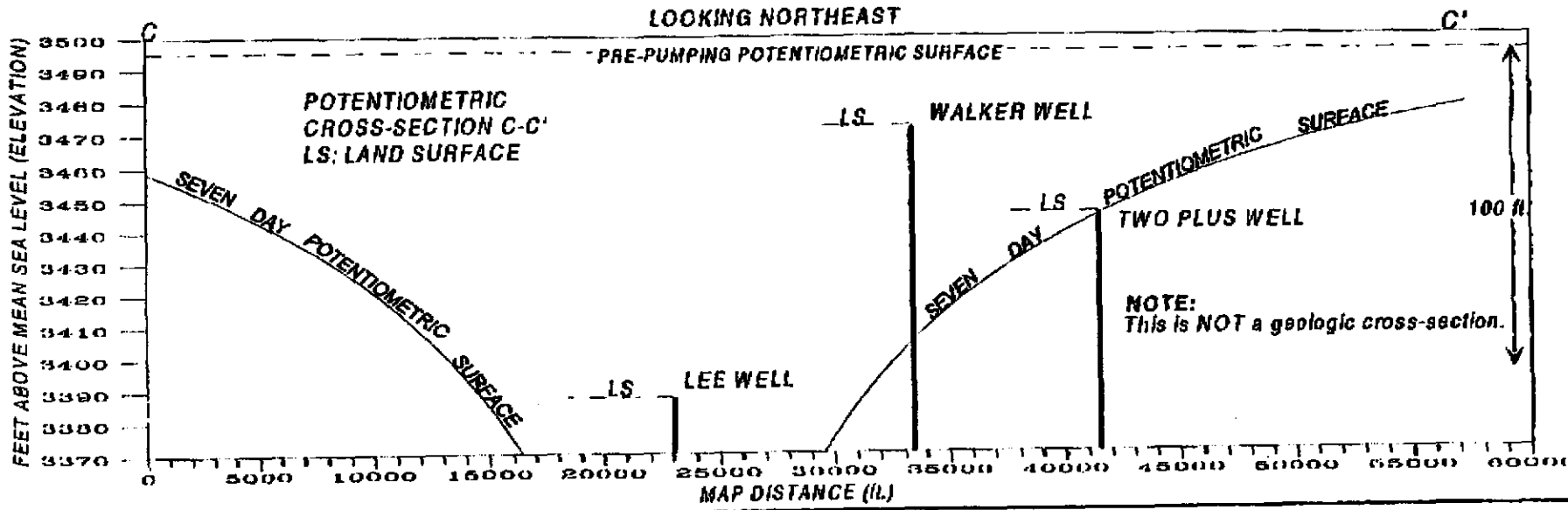




FIGURE 3.

# MEMORANDUM

*TO:* *Lee-Walker-Hall File*

*FROM:* *Paul Castelin*

*DATE:* *March 24, 1993*

*SUBJECT:* *Results of field visit March 23, 1993*

---

*Ken Neely, Lori Graves and I met initially with Bill McGrew, the owner of the wells that we wanted to visit, about 9:00 a.m. The purpose of the visit is to determine what needs to be done in order to conduct a water rights licensing exam on Bill McGrew's Two-Plus well. The well is a geothermal well in a confined aquifer with some pressure at land surface, with no pump, so an exam will need to determine an appropriate sustained rate that the well can be licensed for. Bill's wife took us to the Lee, 2+, and Walker wells. Later, we met with John McGrew, who returned with us to the Walker well and then took us to the Ross well. All wells were located using a Trimble GPS receiver; locations given below are approximate. Pressure readings were done with a Weksler 30-psi liquid-filled gage. Bill McGrew - 366-2480; John McGrew - 366-2201.*

*Lee Well: 4S-8E-01dba; about 3400 foot elevation. 12-inch diameter production casing, 14-inch surface casing. Under considerable pressure, valves leaking big time (>50 gpm), in need of immediate repair. No place for suitable temperature or pressure determination. Flexible hose coupling on well head can be used for future pressure readings during a well test, but will require the fitting of a 3½-inch male 3-4 inch nipple, with sufficient reducers to bring orifice down to ½-inch NPT.*

*Two-Plus: 4S-9E-09dda; about 3440 elevation. Has brass stopcock and gage (inoperative) on top casing flange. Pressure measured at 12psig, at 10:30 a.m. 3/23/93, with the 1½-inch discharge on the north side of the casing open, flowing 20-30 gpm. Shut-in pressure showed no change on the gage. Temperature measured at the 1½-inch discharge pipe was 59°C. (138°F.). The discharge pipe is 11 inches in diameter, about 5 feet long, with the discharge valve at the extreme outboard end. To equip the well for discharge measurements, an extension at least 6 feet long with either a threaded or flanged end will need to be installed, incorporating a pressure port at the horizontal midline of the pipe extension, about 4 feet downstream of valve. John McGrew is interested in building one for us, especially since it can also be used to adjust discharge from the well for normal operations.*

*Walker: 4S-9E-08aba; about 3470 elevation. Casing diameter is 14-inch, with two discharge pipes exiting the casing to the west. One discharge line (the upper) is 14 inch O.D., reducing by means*

of a flange to about 11 inches O.D., in which line a valve is placed. Also, incorporated in the concrete pad of the well is an 8-inch O.D. discharge line culminating in a valve. A ½-inch NPT brass stopcock is situated in the middle of a blind flange on top of the casing. The stopcock is situated on top of a stack of reducing bushings having across-the-flats measurements of 2½, 2, 1¾, 1½, 1, and 7/8 inches. Pressure measured at the stopcock was less than 1psig. Concrete pad had name of Walker marked in it.

Ross: 4S-8E-36cda; about 3402 elevation. Well was discharging to an elevated cooling device of perforated 8-inch pipe; no estimate of flow, but probably less than 100 gpm. A 2-inch line from the well to a nearby house may have been discharging an additional small quantity of water, since it is reportedly used for space heating and hot water use in the house, but the valve is very stiff, maybe inoperative. The well is also equipped with a hose bib on the north side of the well and a brass stopcock with pressure gage mounted in the middle of a steel plate welded to the top of the casing.

Pressure at the stopcock measured 21.8 psig at 1150 3/23/93. Temperature measured at the hose bib was 68.5°C. (155°F.). Concrete pad has Lukehart name marked in it. Would be a good observation well for well tests since it has good means of shutting in and ports for monitoring pressure.

Bill Walker: Lives in a house located in 4S 9E 18bda. Was one of the litigants in the original lawsuit leading to the decree which controls the amount and operation of the Lee-Walker-Hall wells (which now are all under the ownership of Bill McGrew). Bill Walker clarified that our location of the Blackwell well was wrong; rather than being in his location, he showed a location in 4S-9E-05dbd or 05dcb. Also, he offered the use of information in his head and files relating to data collected, or any other aspect of the thermal water system in the area.

Ron Hiddleston: visited briefly with Ron to find out if he happened to have a suitable flange for John McGrew to construct a decent discharge pipe. As it turned out, he didn't, but recommended Paramount Supply in Boise, 345-5432, for parts.

ROR


# State of Idaho
# DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348


February 15, 1996


PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR


JACK AND BETTY POWERS
PO BOX 1239
GLENNS FERRY ID 83623

***RE: TRANSFER APPLICATION FOR THE "LEE AND WALKER" WELLS***

Dear Jack and Betty:

Department staff have had a chance to make a preliminary determination regarding the acres that will be involved in the transfer for the second and third priority water rights from the "Lee and Walker" wells. The information compiled to date suggests two things concerning all three priority rights from the wells.

First, the issue of forfeiture could become somewhat complicated for a portion of your property. I refer to the southeast end of the place of use for the first and third priority rights in which it appears that some preparation is underway to cultivate this land, possibly via irrigation. It appears that this land has never been irrigated or at least has not been irrigated for more than five consecutive years.

The department is obligated to determine if forfeiture of a right or a portion of a right has occurred through lack of use whenever a transfer application is filed to change the place of use. Under the agreement signed by you and the McGrews, the second and third priority rights will be split and will include changes in places of use. "Lack of use" is defined as five or more consecutive years in which water is not applied to a beneficial use. This same review must occur to some degree in the Snake River Basin Adjudication (SRBA) even if a transfer application is not filed. Elmore County is currently undergoing SRBA review to determine the validity of water rights claimed in the adjudication process.

While particular water rights and/or SRBA claims may include the area in the southeast portion of your land, there is some doubt regarding the validity of rights to irrigate that portion. I wanted to alert you to this possibility to avoid unpleasant surprises later in the transfer and/or SRBA process.

Second, as staff work continues, it has become apparent that it would not be appropriate for department personnel to prepare the transfer application due to the level of regulatory review that must be applied to such an application. This office will have to withdraw its offer to prepare the application for you but will continue to provide any technical data and other information such as map copies and so forth to assist you in filing the transfer.

I regret that this situation has become somewhat complicated and hope this new perspective does not unduly inconvenience you. I believe that your interests and the McGrews' interests will be better served by having someone other than

department staff prepare the application. You might want to wait until the final field verification for the rights has been completed and summarized by this office before turning to the actual application preparation. When the department completes its summary of the situation, the information will be available to you and should be helpful in going through the transfer process.

Please let me know if you need more information. Meanwhile, this office will continue its field verification process and will contact you when a summary is completed for the water rights and/or SRBA claims in question.

Sincerely,

Steve Lester
Water Rights Supervisor

c: Wm. and H. McGrew

# State of Idaho
# DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR


February 2, 1996

Jack and Betty Powers
PO Box 1239
Glenns Ferry, ID 83623

***RE: TRANSFER APPLICATION FOR RIGHT NOS. 61-00301 AND 61-00302***

Dear Jack and Betty:

The staff at this office met today to discuss the best procedure to use in filing the transfer application that is referred to in the agreement signed by you and the McGrews regarding the above-referenced second and third priority rights from the "Lee and Walker" wells.

Our recommendation is that the transfer filing should be delayed until field verification of water uses is completed for both owners' property. The transfer will be part of the overall water right picture for both ownerships and therefore cannot be looked at in isolation from the entire irrigation picture under both ownerships. This office already has a considerable amount of data, maps, aerial photographs and so forth but still needs to complete the field inspections. Once the field verification is conducted, department staff can prepare recommendations for each ownership and can prepare the proper transfer application for your consideration.

We think this approach would be the most efficient and the least costly for you. It is extremely doubtful that the transfer process could be completed prior to the upcoming irrigation season. While the department cannot sanction any uses of water not covered by recorded water rights and/or adjudication claims, it is difficult to foresee any problems that might occur if both owners had some temporary arrangement for the upcoming irrigation season regarding uses of the "Lee and Walker" wells provided that such an arrangement does not injure any other parties.

This office will conduct the field work at the earliest opportunity this spring. The transfer application will then be prepared and sent to you. Meanwhile, please do not hesitate to contact me if you need any help.

Sincerely,

Steve Lester
Water Rights Supervisor

cc: Wm. and Helen McGrew

# State of Idaho
# DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR


October 28, 1996

MR & MRS JACK POWERS
PO BOX 1239
GLENNS FERRY ID 83623

Re: October 24, 1996 meeting

Dear Jack & Betty:

We appreciate the opportunity to meet with you, Sean and Terry Scanlan on October 24th. We were able to discuss and clarify some important water right and SRBA issues relating to your Bennett Creek Ranch. This letter summarizes the content of our meeting.

The first item we discussed is whether the decree for the large hot water well will allow for expanded acres in excess of the historically irrigated acres. The historical usage is the basis of the decreed water rights and any additional acres require a new water right. The role of the Snake River Basin Adjudication is to determine the historical use and clarify any ambiguities in the decree. We think the data we obtained concerning the prior 25 years operation of the ranch is good information but, we welcome any additional documentation you can provide us concerning this issue.

Sean inquired if McGrews have filed a transfer to move the water right from the Walker well to the Two plus well. They have not. We anticipate using the transfer application you intend to file to exchange the 125 inches of 2nd and 3rd priorities as the process to replace the Two plus well for the Walker well. Because the Two plus replaced the Walker well prior to 1987 we can recognize it under Idaho law as an "accomplished transfer." The filing of this transfer application is important because it will also establish the historical place of use for your large geothermal well and the Two plus well.

The next major issue we discussed is the need to establish legal water rights for the 183 acres South of the large well and some options available to do this. One option is to apply for a new water right using the large well. For this application to be successful, you will need to comply with Idaho Code section 42-233(1). Enclosed for your information is a copy of I.C. 42-233.

A second option is to transfer water from other parcels of land to the 183 acres. As we discussed, this procedure does not allow for the "unstacking" of rights. It requires an equal amount of land be dried up by transferring all appurtenant water and water rights from the "transferred from" land to the 183 acres.

We briefly discussed the option of obtaining a permit to develop a groundwater source from a cold water well for the 183 acres. You indicated this did not appear to be a feasible alternative because a number of "dry holes" have already been drilled in the area by other parties.

Please keep in mind that you can also use a combination of the options described above to provide water for the subject 183 acres or any part of the 183 acres you want to cover.

The timing of the applications you intend to file is critical. The department must comply with certain statutory requirements in advertising, processing and resolving protests that could delay approvals beyond the start of the next irrigation season. In the future if land is irrigated that does not have a valid water right we would be required to issue a "cease and desist" order and follow up with penalties for non-compliance with the order.

Another matter we discussed is the change of ownership filing for the portion of the ranch you sold. Please complete and return the forms we provided. Include a copy of the deed that conveys the property to the new owners. You indicated you still want us to prepare our recommendations using the permissible place of use concept. Therefore, when we split the water right claims for the parcel you sold, that land will receive a prorated share of each and every right that is deliverable to that land.

We still need evidence to support the January 1, 1872 priority date claimed by the McGrews in the claims for the Hot Springs Creek ranch. As I indicated in my October 21, 1996 letter, until we receive sufficient documentation to confirm that date or another date, our only alternative is to recommend the claims be disallowed.

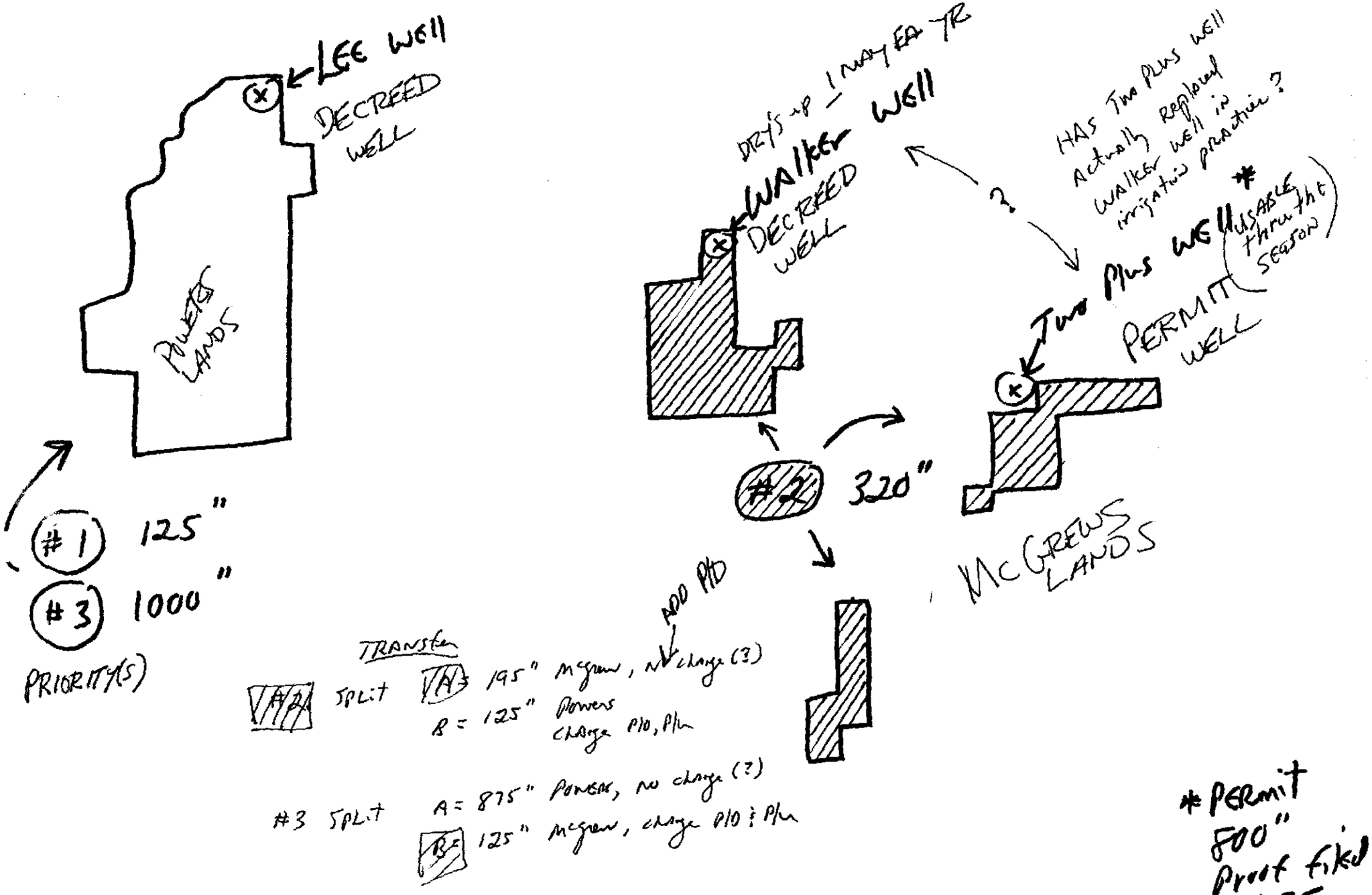
The last thing we discussed was our intention to perform in March 1997 a live flow simultaneous measurement of the Two plus well and your large geothermal well. We will schedule a time and discuss the details at a later date.

If we can provide you with copies of our file information or application forms to assist in your filings, please let us know.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc.
CC: Sean Powers
Terry Scanlan


LEE WELL
DECREED WELL
POWERS LANDS
#1 125"
#3 1000"
PRIORITY(S)
DRY 5-8 1 WAY EA YR
WALKER WELL
DECREED WELL
?
HAS TWO PLUS WELL Actually Replaced WALKER WELL in irrigation practice?
TWO PLUS WELL *
(USABLE thru ht SEASON)
PERMIT WELL
#2 320"
McGREWS LANDS
ADD PTD
TRANSfer
#1 #2 SPLIT
#1 195" mcgrew, no change (?)
#2 = 125" Powers
change PTO, Plc
#3 SPLIT
A = 875" Powers, no change (?)
B 125" mcgrew, change PTO & Plc
* PERMIT 500" Proof filed 1985
LEE (POWERS) (TOM GILL JOHN & McGREW) → ALL HAVE BEST KNOWLEDGE
WALKER (McGREW)


SURF
1600 AC
900 AC

.0 .10 .20 .30 .40 .50 .60 .70 .75 .80,

Form 219-N
7/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable)

# Open Channel Discharge Measurement Notes

.90

## A. GENERAL INFORMATION

1. Name of stream or ditch: 2+ WELL MAIN DITCH .92
2. Location: 300' FROM 2+ WELL
3. Person conducting measurement: MEL SHULTE / RON HOWERTON .94
4. Date and time of measurement: ~~10:47~~ 3/27/97 11:05
5. Accompanied by: OWNER, JOHN MCCALLUM .96
6. Measuring device size and ID no.: 090175
7. Spin test before measurement OK? OK after measurement OK? .97
8. Purpose of measurement: MAXIMUM FLOW MEASUREMENT .98

## B. MEASUREMENT DATA

140°

.99

| Angle co-efficient | Dist. from initial point | Width | Depth | Observation depth | Revolutions | Time in seconds | VELOCITY: At point | VELOCITY: Mean in vertical | Adjusted for hor. angle or ____ | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|---|---|
| RGW | ~~+52.0~~ | ~~0~~ | ~~0~~ | .6 | NA | 40 | | | | | |
| | | 2.5 | .2 | .6 | 4 | 40 | | | | | |
| | | 2.75 | 0.3 | .6 | | 40 | | | | | |
| LEW | 2.5 | 3.1 | .3 | .6 | 21 | | | | | | |
| | | 4.5 | .3 | .6 | 49 | 40 | | | | | |
| | | 5.5 | .35 | .6 | 61 | 40 | | | | | |
| | | 6.5 | .40 | .6 | 81 | 40 | | | | | |
| | | 7.5 | .30 | .6 | 78 | 40 | | | | | |
| | | 8.5 | .30 | .6 | 106 | 40 | | | | | |
| | | 9.5 | .30 | .6 | 119 | 40 | | | | | |
| | | 10.5 | .30 | .6 | 61/62 | 40 | | | | | |
| | | 11.5 | .30 | .6 | 89 | 40 | | | | | |
| | | 12.5 | .30 | .6 | 64 | 40 | | | | | |
| | | 13.5 | .20 | .6 | 52 | 40 | | | | | |
| | | 14.0 | .20 | .6 | 42 | 40 | | | | | |
| | | 14.5 | 0 | 0 | | | | | | | |

1.00 .99 .98 .97 .96 .94 .92 .90 .85

.0 .10 .20 .30 .40 .50 .60 .70 .75 .80

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No. (if applicable)

## Open Channel Discharge Measurement Notes

**A. GENERAL INFORMATION**

1. Name of stream or ditch: LEE-WELL
2. Location: 175' BELOW WELL
3. Person(s) conducting measurement: MEL SCHULTE RON HOWERTON
4. Date of measurement: 3/27/97 13:05 5. Weather conditions: WINDY
6. Measuring device size and ID no.: 090175
7. Spin test before: OK after:
8. Purpose of measurement: MAX FLOW
9. Cross section description: ACCOMPANIED BY SHAWN POWERS

**B. MEASUREMENT DATA** 140°

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| LEW | 1.0 | ~~0~~ | ~~0~~ | | | | | | |
| | 1.5 | .5 | .6 | 38 | 40 | | | | |
| | 2.5 | .6 | .6 | 30 | 40 | | | | |
| | 3.5 | .75 | .6 | 50 | 40 | | | | |
| | 4.5 | .75 | .6 | 59 | 40 | | | | |
| | 5.5 | .8 | .6 | 57 | 40 | | | | |
| | 6.5 | .7 | .6 | 49 | 40 | | | | |
| | 7.5 | .7 | .6 | 40 | 40 | | | | |
| | 8.5 | .65 | .6 | 33 | 40 | | | | |
| | 9.5 | .6 | .6 | 32 | 40 | | | | |
| | 10.5 | .55 | .6 | 37 | 40 | | | | |
| | 11.4 | .35 | .6 | 24 | 40 | | | | |
| REW | 12.2 | ~~0~~ | ~~0~~ | ~~0~~ | ND | | | | |
| | | | | | | AT WEIR 75' FROM WELL | | | |
| LEW | ~~0~~ | ~~.45~~ | ~~.6~~ | ~~NA~~ | | | | | |
| | .5 | .45 | | 186 | 40 | | | | |
| | 1.5 | | | 181 | 40 | | | | |
| | 2.5 | | | 180 | 40 | | | | |
| | 3.5 | | | 172 | 40 | | | | |
| | 4.~~9~~ | .3 | | 118 | 4 | | | | |
| REW | 4.9 | ~~.3~~ | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

**C. REMARKS**

**SIGNATURE**

LEE WELL 140 DEGREES F

1. Name of stream or ditch: WEIR BOX IN DITCH
2. Location: 75 FEET FROM WELL
3. Person conducting measure: MEL SCHULTE & RON HOWERTON
4. Date and time of measure: 3/27/97 13:05
5. Accompanied by: SEAN POWERS
6. Measuring device size and ID: PYGMY # 090175
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: CAPACITY FLOW

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 0.0 | | | | | | | |
| 0.5 | 1.0 | 0.5 | 0.6 | 186 | 40 | 4.65 | 2.09 |
| 1.5 | 1.0 | 0.5 | 0.6 | 181 | 40 | 4.53 | 2.04 |
| 2.5 | 1.0 | 0.5 | 0.6 | 180 | 40 | 4.50 | 2.03 |
| 3.5 | 1.0 | 0.3 | 0.6 | 172 | 40 | 4.30 | 1.23 |
| 4.4 | 1.0 | 0.3 | 0.6 | 118 | 40 | 2.95 | 0.84 |
| 4.9 | | | | | | | |

TOT WIDTH 4.9 TOTAL DISCHARGE: 8.22

DEPARTMENT OF WATER RESOURCES

Water Right No (if applicable

## Open Channel Discharge Measurement Notes

**A. GENERAL INFORMATION**

1. Name of stream or ditch: LEE WELL 140 DEGREES F
2. Location: BELOW WELL APPOX 175' IN DITCH
3. Person(s) conducting measurement: MEL SCHULTE, RON HOWERTON
4. Date of measurement: 3-27-97 13:05 5. Weather conditions:
6. Measuring device size and ID no.: PYGMY # 090175
7. Spin test before: YES after: YES
8. Purpose of measurement: CAPACITY FLOW
9. Cross section description:

**B. MEASUREMENT DATA**

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| LEW | 1.0 | | | | | | | | |
| | 1.5 | .5 | .6 | 38 | 40 | | | | |
| | 2.5 | .6 | | 30 | | | | | |
| | 3.5 | .75 | | 50 | | | | | |
| | 4.5 | .75 | | 59 | | | | | |
| | 5.5 | .8 | | 57 | | | | | |
| | 6.5 | .7 | | 49 | | | | | |
| | 7.5 | .7 | | 40 | | | | | |
| | 8.5 | .65 | | 37 | | | | | |
| | 9.5 | .6 | | 32 | | | | | |
| | 10.5 | .55 | | 37 | | | | | |
| | 11.4 | .35 | ↓ | 24 | ↓ | | | | |
| REW | 12.2 | | | | | | | | |

**C. REMARKS**

SIGNATURE

LEE WELL 140 DEGREES F

| | | |
|---|---|---|
| 1. | Name of stream or ditch: | DITCH |
| 2. | Location: | BELOW WELL, 175' APPROX |
| 3. | Person conducting measure: | MEL SCHULTE AND RON HOWERTON |
| 4. | Date and time of measure: | 03-27-97 13:05 |
| 5. | Accompanied by: | SEAN POWERS-OWNER |
| 6. | Measuring device size and ID: | PYGMY # 090175 |
| 7. | Spin test OK? | Before: Yes After: Yes |
| 8. | Purpose of measure: | CAPACITY FLOW |

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 1.0 | | | | | | | |
| 1.5 | 1.0 | 0.5 | 0.6 | 38 | 40 | 0.95 | 0.48 |
| 2.5 | 1.0 | 0.6 | 0.6 | 30 | 40 | 0.75 | 0.45 |
| 3.5 | 1.0 | 0.8 | 0.6 | 50 | 40 | 1.25 | 0.94 |
| 4.5 | 1.0 | 0.8 | 0.6 | 59 | 40 | 1.48 | 1.11 |
| 5.5 | 1.0 | 0.8 | 0.6 | 57 | 40 | 1.43 | 1.14 |
| 6.5 | 1.0 | 0.7 | 0.6 | 49 | 40 | 1.23 | 0.86 |
| 7.5 | 1.0 | 0.7 | 0.6 | 40 | 40 | 1.00 | 0.70 |
| 8.5 | 1.0 | 0.7 | 0.6 | 33 | 40 | 0.83 | 0.54 |
| 9.5 | 1.0 | 0.7 | 0.6 | 32 | 40 | 0.80 | 0.52 |
| 10.5 | 0.9 | 0.6 | 0.6 | 24 | 40 | 0.60 | 0.31 |
| 11.4 | 1.3 | 0.4 | 0.6 | 24 | 40 | 0.60 | 0.26 |
| 12.2 | | | | | | | |

TOT WIDTH 11.2 TOTAL DISCHARGE: 7.30

365 INCHES

DEPARTMENT OF WATER RESOURCES

Water Right Nc (if applicable

## Open Channel Discharge Measurement Notes

**A. GENERAL INFORMATION**

1. Name of stream or ditch: TWO PLUS WELL 140 DEGREES F
2. Location: BELOW WELL APPROX 40'
3. Person(s) conducting measurement: MEL SCHULTE AND RON HOWERTON
4. Date of measurement: 3-27-97 11:05 5. Weather conditions:
6. Measuring device size and ID no.: PYGMY 090175
7. Spin test before: YES after: YES
8. Purpose of measurement: CAPACITY FLOW
9. Cross section description:

**B. MEASUREMENT DATA**

| Dist. from initial point | Width | Depth | Obs. Depth | Revolutions | Time in Seconds | Velocity | | Area | Discharge |
|---|---|---|---|---|---|---|---|---|---|
| | | | | | | At point | Average | | |
| LEW | 2.5 | | | | | | | | |
| | 3.1 | .3 | .6 | 21 | 40 | | | | |
| | 4.5 | .3 | | 49 | | | | | |
| | 5.5 | .35 | | 61 | | | | | |
| | 6.5 | .4 | | 81 | | | | | |
| | 7.5 | .3 | | 78 | | | | | |
| | 8.5 | .3 | | 106 | | | | | |
| | 9.5 | .3 | | 117 | | | | | |
| | 10.5 | .3 | | 67 | | | | | |
| | 11.5 | .3 | | 89 | | | | | |
| | 12.5 | .3 | | 64 | | | | | |
| | 13.5 | .2 | | 52 | | | | | |
| | 14 | .2 | ↓ | 42 | ↓ | | | | |
| REW | 14.5 | | | | | | | | |

**C. REMARKS**

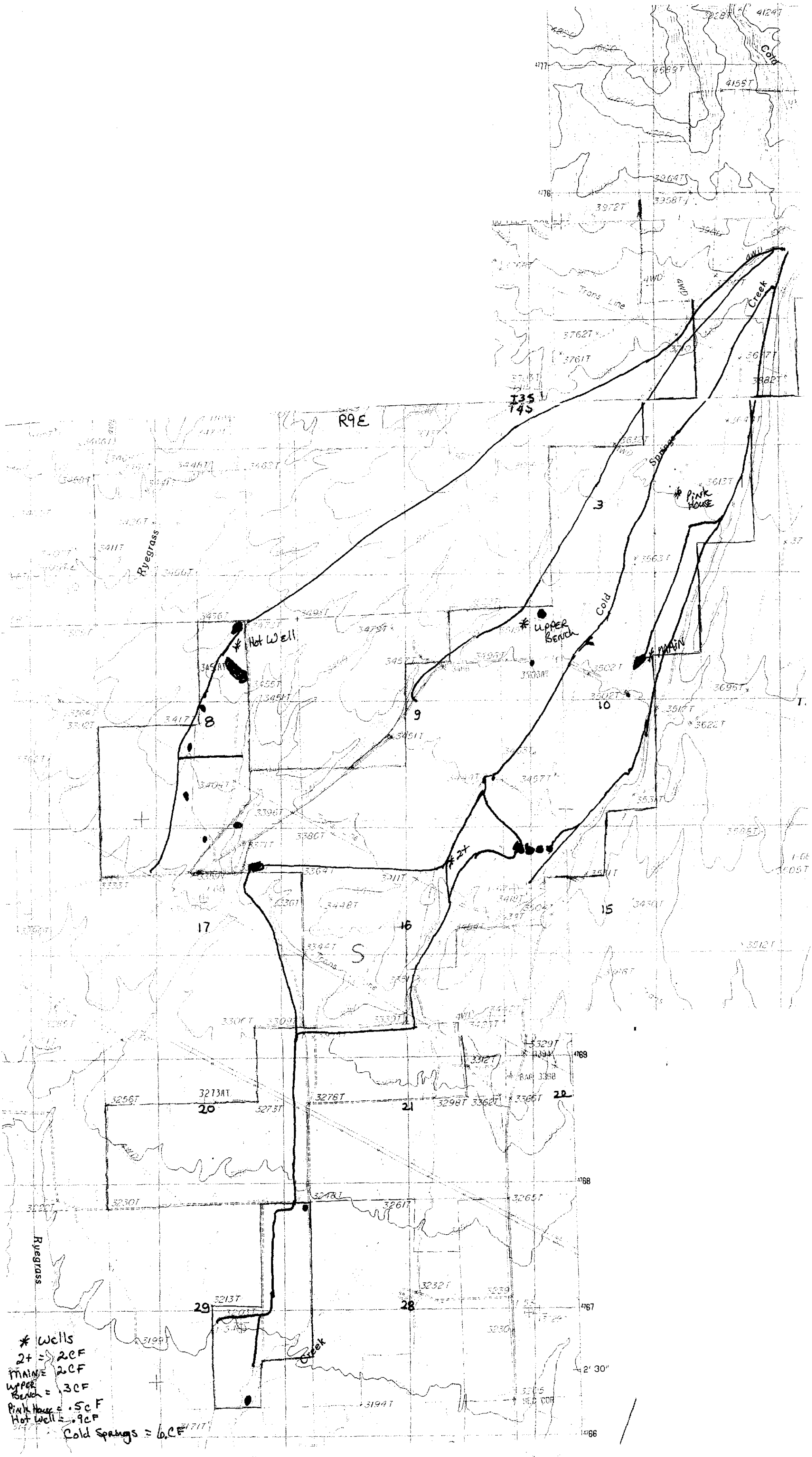
TWO PLUS WELL 140 DEGREES F

1. Name of stream or ditch: DITCH OF TWO PLUS WELL
2. Location: BELOW WELL, 40'
3. Person conducting measure: MEL SCHULTE AND RON HOWERTON
4. Date and time of measure: 03-27-97 11:05
5. Accompanied by: JOHN MCCALLUM-OWNER
6. Measuring device size and ID: PYGMY # 090175
7. Spin test OK? Before: Yes After: Yes
8. Purpose of measure: CAPACITY FLOW

| DIST FROM LEW (feet) | WIDTH (feet) | DEPTH (feet) | OBS DEPTH | REVS | TIME (secs) | VELOCITY (ft/sec) | DISCHARGE (cfs) |
|---|---|---|---|---|---|---|---|
| 2.5 | | | | | | | |
| 3.1 | 1.3 | 0.3 | 0.6 | 21 | 40 | 0.53 | 0.20 |
| 4.5 | 1.2 | 0.3 | 0.6 | 49 | 40 | 1.23 | 0.44 |
| 5.5 | 1.0 | 0.4 | 0.6 | 61 | 40 | 1.53 | 0.53 |
| 6.5 | 1.0 | 0.4 | 0.6 | 81 | 40 | 2.03 | 0.81 |
| 7.5 | 1.0 | 0.3 | 0.6 | 78 | 40 | 1.95 | 0.59 |
| 8.5 | 1.0 | 0.3 | 0.6 | 106 | 40 | 2.65 | 0.80 |
| 9.5 | 1.0 | 0.3 | 0.6 | 117 | 40 | 2.93 | 0.88 |
| 10.5 | 1.0 | 0.3 | 0.6 | 67 | 40 | 1.68 | 0.50 |
| 11.5 | 1.0 | 0.3 | 0.6 | 89 | 40 | 2.23 | 0.67 |
| 12.5 | 1.0 | 0.3 | 0.6 | 64 | 40 | 1.60 | 0.48 |
| 13.5 | 0.8 | 0.2 | 0.6 | 52 | 40 | 1.30 | 0.20 |
| 14 | 0.8 | 0.2 | 0.6 | 42 | 40 | 1.05 | 0.16 |
| 14.5 | | | | | | | |

TOT WIDTH 12.0 TOTAL DISCHARGE: 6.25

312.5 INCHES


R9E
I35
T4S
Trans Line
Creek
Cold
Ryegrass
Hot Well
Upper Bench
Main
Pink House
Cold Springs
Ryegrass
Creek
4WD
3
8
9
10
15
16
17
20
21
28
29
S
* Wells
2+ = 2CF
MAINE = 2CF
UPPER BENCH = .3CF
PINK House = .5CF
Hot Well = .9CF
Cold Springs = 6.CF

61-C

(6)

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ELMORE

*
*
*

ADIN HALL and RUBY HALL, husband and wife,

Plaintiffs,

-vs-

WILLIAM H. WALKER and MARGARET WALKER, husband and wife;

GILBERT C. WALKER and LENA WALKER, husband and wife;

WORTH E. WALKER and PAULINE WALKER, husband and wife;

GILBERT WALKER AND SONS, a co-partnership, consisting of GILBERT C. WALKER, LENA M. WALKER, WORTH E. WALKER and WILLIAM H. WALKER;

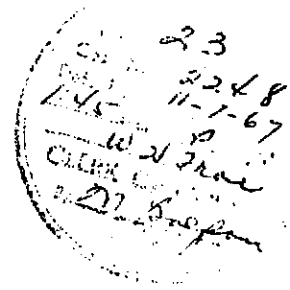
HAZEL ROWENA LEE, as executrix of the estate of WORTH S. LEE, also known as WORTH SCOTT LEE and also known as WORTH S. LEE, JR.;

HAZEL ROWENA LEE;

Defendants.

Civil No. 2248

D E C R E E



*
*
*

The plaintiffs herein being represented by Anderson, Kaufman, Anderson & Ringert; the defendants William H. Walker and Margaret Walker, Gilbert C. Walker and Lena Walker, Worth E. Walker and

PARRY, ROBERTSON & DALY
RECEIVED
1967
A.M. P.M.

Pauline Walker and Gilbert Walker and Sons, a partnership, being represented by Parry, Robertson & Daly, and the defendants Hazel Rowena Lee, individually and as executrix of the estate of Worth S. Lee, deceased, being represented herein by Hall & Rowett, and the said parties having executed and filed with the Court a written stipulation for the entry of a decree settling and adjusting the respective rights of the parties, NOW, THEREFORE;

Pursuant to the stipulation of the parties, IT IS HEREBY FOUND BY THE COURT AS FOLLOWS:

1. The defendants William H. Walker and Margaret Walker, husband and wife; Gilbert C. Walker and Lena Walker, husband and wife; Worth E. Walker and Pauline Walker, husband and wife; and Gilbert Walker and Sons, a co-partnership consisting of Gilbert C. Walker, Lena M. Walker, Worth E. Walker and William H. Walker, are hereinafter referred to collectively as the defendants Walker. Hazel Rowena Lee, as executrix of the estate of Worth S. Lee, also known as Worth Scott Lee and also known as Worth S. Lee, Jr., and Hazel Rowena Lee, individually, are hereinafter referred to collectively as defendants Lee.

2. The plaintiffs Adin Hall and Ruby Hall, husband and wife, have released, relinquished, transferred and conveyed to the defendants Lee all of their right, title, claim and interest in and to the waters of the Hot Springs, sometimes known as the Lee Hot Springs, located near the corner common to Sections Sixteen, Seventeen, Twenty and Twenty-one, Township Three South, Range Eight East, Boise Meridian, in Elmore County, Idaho, which waters flow into a creek known as Warm Springs Creek, and the said plaintiffs have transferred and conveyed to the defendants

Lee all of their right, title, claim and interest in and to all waters produced by the said Lee Hot Springs and to all waters from said springs flowing in Warm Springs Creek after being so produced, and that by virtue of such transfer and conveyance, the defendants Lee are now the owners of all of the rights of the plaintiffs in and to the waters produced at said Hot Springs and flowing therefrom into Warm Springs Creek.

3. The defendants Walker are the owners of an artesian well located in the Northwest Quarter of the Northeast Quarter of Section Eight, Township Four South, Range Nine East, Boise Meridian, in Elmore County, Idaho, drilled pursuant to Permit No. G25745 issued by the Department of Reclamation of the State of Idaho, which permit has a priority date of June 10, 1955, and which said well is hereinafter referred as the Walker well.

4. The defendants Lee are the owners of an artesian well located in the Northwest Quarter of the Southeast Quarter of Section One, Township Four South, Range Eight East, Boise Meridian, Elmore County, Idaho, which well was drilled pursuant to Permit No. G29317 issued by the Department of Reclamation of the State of Idaho, which permit has a priority date of January 19, 1961, and which said well is hereinafter referred to as the Lee well.

5. Waters flowing from the Lee Hot Springs and from the Walker well and the Lee well, both of which are artesian wells, all come from a common source of water in the same acquifer or the same subterranean body of water and the flow of water from both artesian wells tends to decrease, interfere with and eliminate the flow of the Lee Hot Springs.

6. Each tract of land herein described is arid in character and requires the artificial application of water to render such tract valuable for agricultural purposes and the amount of water awarded to each party under the provisions hereof is necessary for the successful irrigation and cultivation of the land to which the water is made appurtenant.

IT IS THEREFORE HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

61 0360 1. During the irrigation season of each year, which season is hereby established as beginning April 1 and ending on November 1, the defendants Lee shall have the right to use 125 miner's inches of continuous flow of water from the Lee artesian well, with a priority date of May 1, 1889, which amount of water represents and is in lieu of the flow of the Lee Hot Springs, and withdrawal of said water from the Lee well will constitute a change of the point of diversion and a change of the place of use of the entire flow of the Lee Hot Springs and of the waters flowing therefrom into Warm Springs Creek and shall be for use upon and shall be appurtenant to the following described land located in Elmore County, Idaho, to-wit:

> The West Half of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter of Section One; the North Half, the Southwest Quarter and the West Half of the Southeast Quarter of Section Twelve; the Southeast Quarter of the Southeast Quarter of Section Eleven; the West Half of the Northeast Quarter, the North Half of the Northwest Quarter, the Southeast Quarter of the Northwest Quarter, the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section Thirteen; and the Northeast Quarter of the Northeast Quarter of Section Fourteen, all in Township Four South, Range Eight East, Boise Meridian.

2. During said irrigation season, the defendants Walker 61 03[illegible] shall have the right to the use of 320 miner's inches of continu- T. 2496 ous flow of water from the Walker artesian well with a priority date of June 10, 1955, for use upon the following described lands located in Elmore County, Idaho, to-wit:

> The Southwest Quarter, the West Half of the East Half, and the Southeast Quarter of the Southeast Quarter of Section Eight; the Southwest Quarter of the Southwest Quarter of Section Nine; the North Half of the North Half of Section Seventeen; the East Half of the Northeast Quarter, the North Half of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of Section Twenty-nine; the South Half of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section Ten; the West Half of the Northwest Quarter of Section Fifteen; the East Half of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter of Section Sixteen, all in Township Four South, Range Nine East, Boise Meridian.

61 03032 3. During said irrigation season, the defendants Lee, in addition to the rights provided for in paragraph 1 above, shall be entitled to and shall have the right to the use of 1000 miner's inches of continuous flow of water from the Lee well with a priority date of January 19, 1961, for use upon and which water shall be appurtenant to the real property of the defendants Lee described in paragraph 1 above.

4. Neither the defendants Lee nor the defendants Walker shall have the right, without the consent of the other, to pump water from their respective wells.

5. For a period of three years from and after October 18, 1967, the defendants Lee shall not withdraw more than 200 miner's inches of continuous flow of water at any time from the Lee artesian well unless it is sooner determined to the satisfaction

of the defendants Lee and Walker that the water supply is ample for a larger withdrawal.

6. The right of the defendants Lee to withdraw 125 miner's inches of continuous flow under paragraph 1 above is hereby established as the first right in order of priority; that the right of the defendants Walker to withdraw 320 miner's inches of continuous flow is hereby established as the second right in order of priority and the right of the defendants Lee under paragraph 3 above to withdraw 1000 miner's inches of continuous flow is hereby established as the third right in order of priority; that if the Lee well does not produce an artesian flow of 125 miner's inches of continous flow throughout each entire irrigation season, the defendants Walker shall reduce the flow of water from the Walker well in an amount sufficient to insure the continued artesian flow of 125 miner's inches of water from the Lee well throughout each entire irrigation season; that if the Walker well, subject to the foregoing limitation, does not produce an artesian flow of 320 miner's inches of water throughout each entire irrigation season, the defendants Lee will reduce the flow of water from the Lee well under the rights set forth in paragraph 3 above in an amount sufficient to insure the continued artesian flow of 320 miner's inches of water from the Walker well throughout each entire irrigation season, but in no event shall the defendants Lee be required to reduce the flow of their well below the 125 miner's inches recognized as a first right, as set forth in paragraph 1 above.

7. Before the start of the irrigation season for the year 1968, the defendants Lee and the defendants Walker shall each construct at their respective wells a permanent-type concrete

or metal weir adequate for accurate measurement of the water produced by their well; that both wells shall be maintained and equipped at the owner's expense with the necessary valves and equipment to control the flow of water from the wells and for capping and closing off completely the flow of water from said wells when the same are not in use; that both of said wells shall be kept closed at all times except during said irrigation season; provided, however, that during the nonirrigation season each of said parties shall be entitled to withdraw from their respective wells for domestic purposes, including water for livestock, an amount not to exceed one miner's inch of water.

8. At the written request of either the defendants Lee or the defendants Walker, transmitted to the other, the operation of both artesian wells shall be placed in charge of the water master of Bennett Creek, providing such water master be willing to take charge of and supervise the operation of the wells pursuant to this decree. If such water master be not so willing, then another person shall be selected by said parties to serve as water master, to take charge of the operation of the two wells in accordance with this decree; that if the parties are unable to agree upon such a water master, then he shall be selected by three arbitrators, one chosen by the defendants Lee, one by the defendants Walker and a third by the two thus chosen. The decision of any two of the three arbitrators shall determine who shall serve as water master. The expenses and compensation of such board of arbitrators and of the water master for services in connection with the operation of the wells and the cost of providing a pressure gauge shall be borne equally by the

defendants Lee and the defendants Walker.

9. The rights and duties of the defendants Lee and the defendants Walker shall inure to the benefit of and be binding upon the heirs, administrators, executors, successors and assigns of the said parties insofar as the same are related to the ownership of the land and the operation of the artesian wells above described, and each of said parties is hereby ordered to comply with the provisions of this decree.

10. All of the parties hereto, their agents, employees, attorneys, privies and successors in interest are, and each of them is hereby, enjoined and restrained from any and all interference with the enjoyment of the rights to the use of said subterranean waters, as set forth in this decree and the rights and priorities, as herein determined and awarded, be and each of them is hereby quieted and confirmed as against each and every party to this action.

11. All pleadings filed herein be and the same are hereby amended to conform to the terms of this decree and each party shall pay his own costs herein.

Dated this 6 day of January 1967.

District Judge

APPROVED:

ANDERSON, KAUFMAN, ANDERSON & RINGERT

By _____
Attorneys for Plaintiffs

PARRY, ROBERTSON & DALY

By _____
Attorneys for Defendants Walker

HALL & ROWETT

By _____
Attorneys for Defendants Lee

STATE OF IDAHO }
County of Elmore } ss

I hereby certify that the instrument is a true and correct copy of the original now on file or of record in this office.

Dated 11-2-67

Clerk
Ex-Officio Auditor and Recorder
By _____
Deputy

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

# MEMORANDUM

To: Lori Graves

From: Paul Castelin PMC

Date: May 27, 1993

Subject: Two-Plus Aquifer Test Results

This is a summary of events that took place during the instrumentation and conduct of the aquifer testing using the Two-Plus well as the production well and the Walker and Ross wells as observation wells. There are also some comparisons to results from previous aquifer tests. Personnel involved included Lori Graves, Ken Neely, Lin Campbell, and Paul Castelin.

## Hydrogeology of the Aquifer System:

Well logs of wells completed in this thermal aquifer show that it is predominantly a fracture-dominated silicic-volcanic rock confined system, probably very similar to faulted, silicic volcanic aquifer systems that have been developed by wells in Owyhee County and to a lesser extent at Boise. Most of the wells completed in the system are sub-parallel to the Mount Bennett Hills a couple of miles to the north and trending about northwesterly (Figure 1). It is very likely that all wells are completed in or near faults known to exist along the north margin of this part of the Western Snake River Plain, implying that aquifer characteristics will be strongly influenced by the preferred orientation of faults/fracture sets. No suitable observation wells were found lateral to the trend of the fault system to test this hypothesis, however.

## Instrumentation:

The Two-Plus and Ross wells were equipped with liquid-filled 30-lb. pressure gauges teed also to a Unidata data logger querying a Unidata 0-145-lb pressure transmitter. Each well location was logged using a Trimble Basic global-positioning system unit.

Results and Uses for Constant-Rate and Recovery Data:

Observation well data from the Walker well during the constant-rate flowing of the Two-Plus well at about 1,800 gpm indicates a highly-transmissive system. Using both the Theis and Cooper-Jacob analytical methods for the drawdown phase of the test, the transmissivity (T) of the aquifer was estimated to be about 325,000 gpd/ft, with a storativity of about 0.00006. These values indicate that the drawdown for a given period of time is relatively low, but very widespread, and indicate a confined aquifer of very limited compressibility. Since this test was run for only 300 minutes, the value of T represents a relatively small part of the aquifer around the Two-Plus well. Recovery data from the test was slightly more difficult to interpret, but did provide similar results: a transmissivity of about 378,000 gpd/ft.

Tests run by IDWR in 1978, however, obtained values for transmissivity of about 39,000 gpd/ft, about one order of magnitude smaller than our results. This occurred because the 1978 test, run for three days, did identify a negative boundary that reduced the effective transmissivity. Keith Anderson, a private consultant, performed a four-day test in 1964, flowed the Lee well about 1,125 gpm (2.5 cfs), and monitored the pressure changes at both the Lee and Walker wells. His test data show yet another negative boundary encountered after about a day and a half (2,100 minutes). The drawdown versus time plot for his data after 2,100 minutes indicates an effective transmissivity of about 29,600 gpd/ft. Because of the length of his test and the appearance of aquifer boundaries late in the test, Anderson's data is best for making longer-term predictions of the season-long effects of flow. These are discussed below.

Comments about Licensing of Two-Plus Well:

I'm no authority on the licensing process, but I can give you some ideas to consider. First, the Two-Plus, Walker, and Lee wells are all completed in the same aquifer system (the Ross well is not) and therefore mutually interfere when flowing. Not all the wells are at the same elevation, so as in this case, when the aquifer is confined and the wells free-flow, the well highest in elevation will cease flowing first, the next lowest second, and so on as the irrigation season (and withdrawals from the system) progresses. Figure 2 shows the concept; the dashed lines indicate the progressive decline of the water table as the irrigation season progresses.

The Two-Plus well was capable of producing 1,800 gpm for the 300-minute duration of the constant-rate drawdown test with a 9-inch orifice on the end of the 10.25-inch I.D. discharge pipe. Only about 6.7 feet of drawdown was still available at the end of the 300-minute period. Using Anderson's value for T of 29,600 gpd/ft, a rate of 1,800 gpm could be sustained throughout a 210 day irrigation season if an initial

Even though the pressure transmitters had much too large a range (and therefore poor resolution and accuracy at the low range) we decided to see what results we would get. The Walker well was instrumented with an In-Situ Hermit 2000 datalogger with a 10 psia transducer set at about 5.42 feet below the top plate of the casing flange.

Conduct of Testing:

Wells were instrumented on Friday, April 2, with a multiple-step flow test to be run Monday, April 5. Following the multiple-step test, the wells would be allowed to recover overnight. On April 6, a constant-rate test was initially anticipated to be run for 48 hours, followed by measurements of recovery until about 90% of the recovery was complete. Antecedent trend of water levels in the aquifer system were monitored from April 2-5.

Results and Uses for the Multiple-Step Data:

Multiple-step flow tests were run April 5, at rates of 300, 600, 1200, and 1800 gallons per minute (gpm). A fifth step of 2400 gpm was attempted but even with the gate valve full open, it was impossible to obtain 2400 gpm. Maximum flow rate was estimated to be about 2000 gpm (4.5 cfs). Full recovery of pressures was allowed at the end of each step before the next step was started. Recovery was extremely rapid following each step, usually being complete within very few minutes. Each step was run for 25 minutes. Results are as follows:

| Step | Rate (gpm) | Drawdown (ft) |
|---|---|---|
| 1 | 300 | 1.4 |
| 2 | 600 | 3.7 |
| 3 | 1,200 | 10.3 |
| 4 | 1,800 | 23.0 |

Plotting the results on log-log paper, Discharge vs. Drawdown, (Figure 2) it was apparent that drawdown was not proportional to discharge at the 1,800 gpm rate, indicating some well loss due to turbulent flow in the fractures supplying the well, not an unusual or unexpected result. High well loss reduces the amount of available drawdown, and should be avoided when aquifer system pressures are low. To maximize the amount of flow for the drawdown, long-term operation of this well should probably not exceed about 1,200 gpm. For short-term periods of flow, this is not as important, as recovery of water levels occurs between periods of flow.

wellhead pressure of about 40 psig existed at the beginning of the season. This April, near the high-pressure peak for the year, the wellhead pressure was only 13 psig. From the step-testing we know that zero drawdown is reached within minutes with the valve full open and certainly well short of 2,400 gpm. Therefore, with a starting wellhead pressure of about 13 psig, the flow rate from Two-Plus alone that could be sustained for the entire irrigation season is only about 200 gpm.

It should be remembered, however, that when the Two-Plus well was tested no other wells were flowing, therefore they were not interfering with the Two-Plus well. In actual operation, with other wells such as the Walker and Lee flowing, the Two-Plus may produce significantly less than 2,000 gpm, even over the short term, and less than 200 gpm over the irrigation season.

It's a tough one to know how to license the Two-Plus individually. With no ability to pump the well, once the pressure in the system declines, they're done. Once the pressure head declines below the Walker well discharge, that leaves only Two-Plus and Lee wells capable of flowing. As heads continue to decline, Two-Plus will cease flowing first, then the Lee well. As long as all wells are owned by one owner, we should license for total amount required for irrigation, stock, and whatever uses are itemized on the permit. If the pressure in the aquifer is high enough, the water will be available, if not, it won't. If the property is subdivided, it becomes a whole new ball game, and we'll need to deal with that as it comes. A condition or conditions may need to be put on the license saying something to the effect that upon subdivision the specific water rights will need to be re-negotiated.

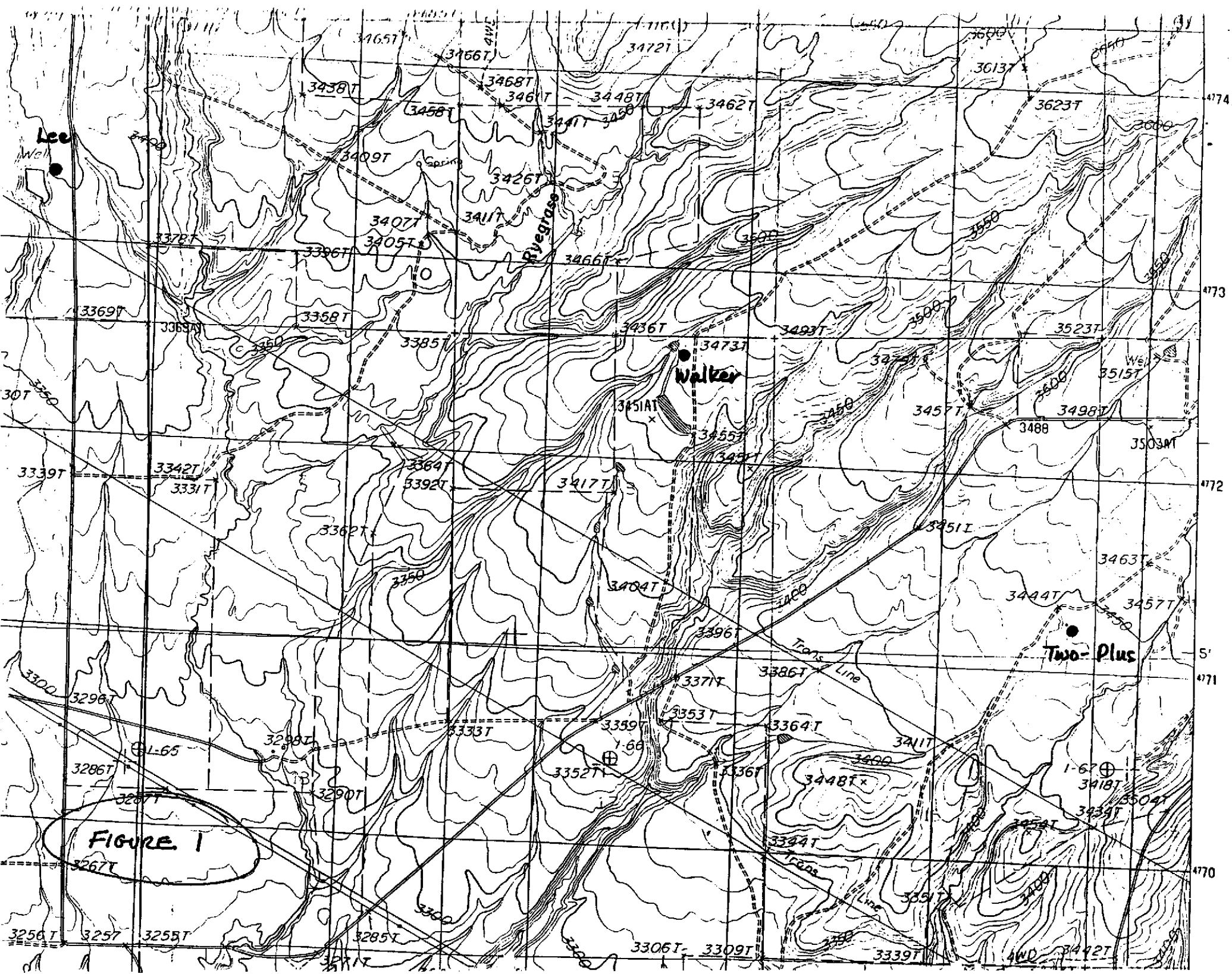
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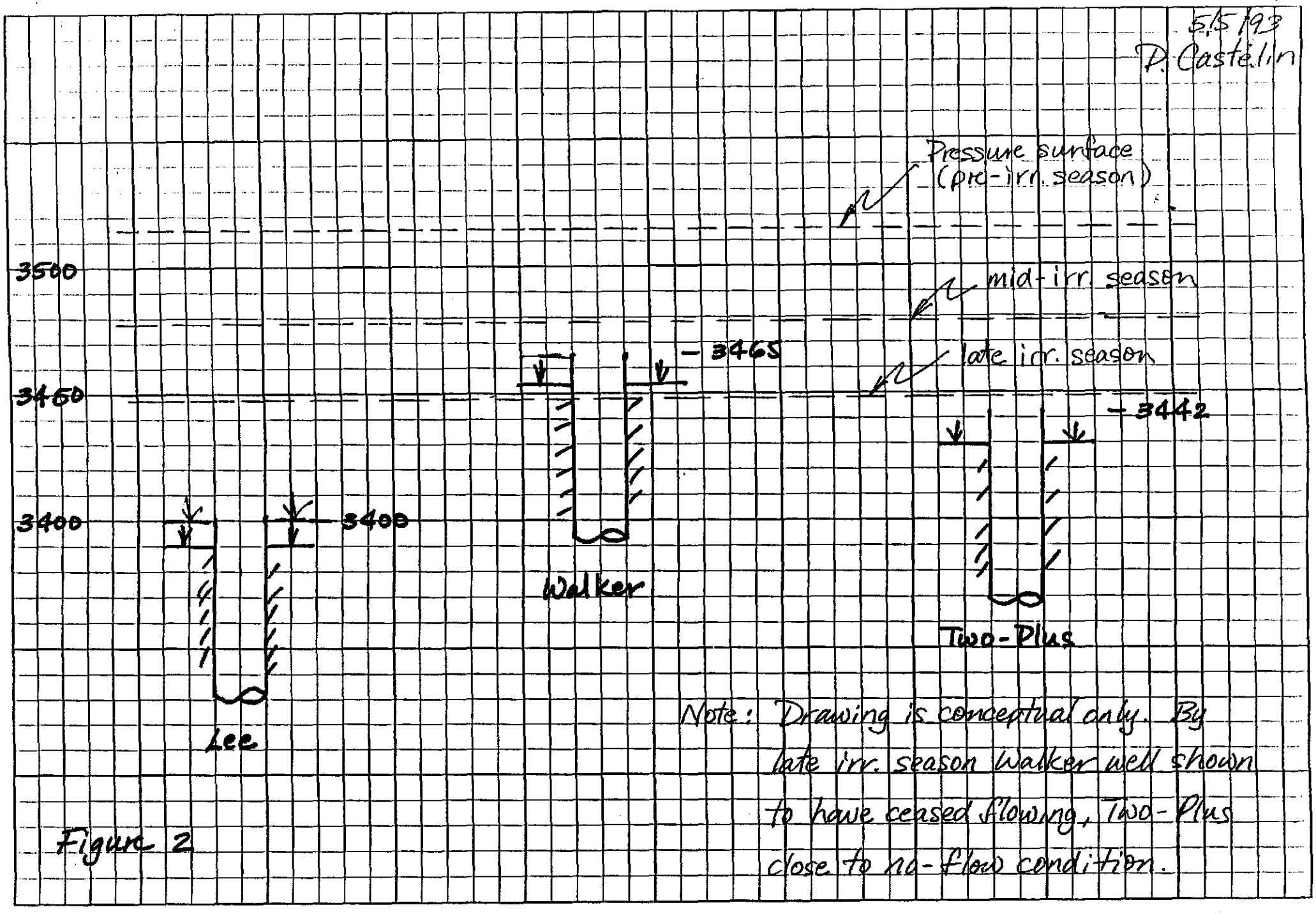
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Lee
Well
Spring
Ryegrass
Walker
Well
Two-Plus
Trans Line
Trans Line
I-65
I-66
I-67
4WD
4WD
3465T
3466T
3468T
3438T
3458T
3461T
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3285T
3306T
3309T
3298T
3296T
3286T
3290T
3288T
FIGURE 1
3613T
3623T
3600
3550
3500
3450
3400
3350
3300
4774
4773
4772
4771
4770

5.5.93
P. Castelin




Note: Drawing is conceptual only. By late irr. season Walker well shown to have ceased flowing, Two-Plus close to no-flow condition.

Figure 2