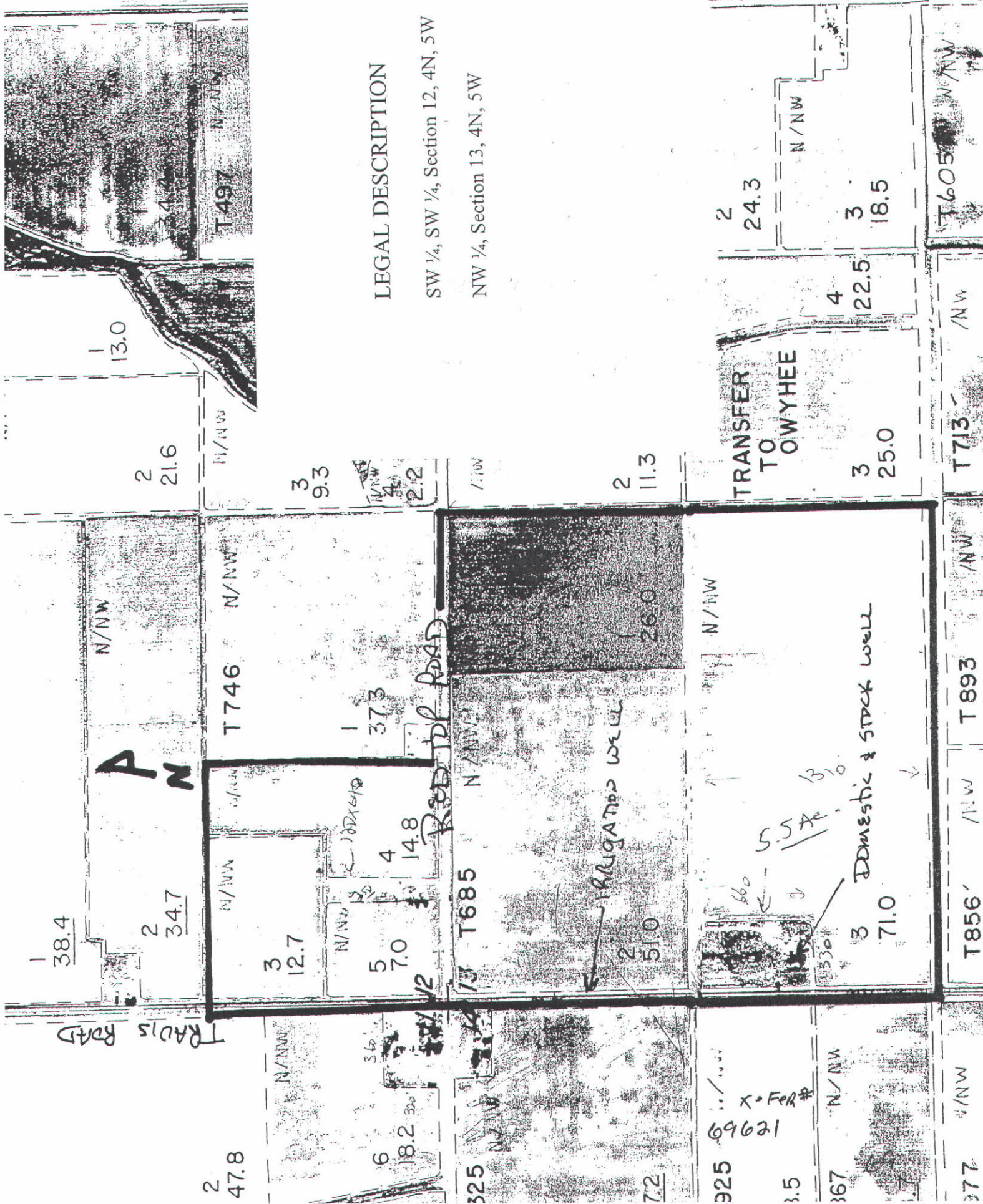






SWSW

T4N R5W S13

NWNW

NENW

T4N R5W S12

SWNW

SENW

2000 AERIAL PHOTO

69621

ATTACH B

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: A63-21471
Date Received: 3/13/1990
Receipt No: W010890
Received By: BAJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BUCKEY RANCH INC. 208-482-7588
Address: 25270 RED TOP ROAD
WILDER, ID 83676

2. Date of Priority: JAN 01, 1909

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	05W	13	SW	NW			CANYON

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.100		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 S/500

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	05W	13	SW	NW		DOMEST	
			SW	NW		STOCK	

A63-21471

Page 1

Date: 03/13/90

MICROFILMED

SEP 03 1992

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRR.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: 0

For Organizations:

I do solemnly swear or affirm that I am President of
Buckeye Ranch Inc, that I have signed the foregoing
document in the space below as President of
Buckeye Ranch Inc and that the statements contained in the
foregoing document are true and correct.

Buckeye Ranch, Inc.
Albert W. Paulsen Pres.
Signature of Authorized Agent
President Buckeye Ranch Inc
Title and Organization
3/13/90
Date

State of Idaho

County of

Ada

) SS.

Subscribed and sworn (or affirmed) before me this

13

day

of

March

19

90

Bruce A. Schell
Notary Public

Seal

Residing at

Bonnie

Idaho

My Commission Expires

11/1/91

2002 NOV 18 PM 1 47

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	) For water right 63-21471
	)
Case No. 39576	) NOTICE OF COURT'S INTENT TO
	) RESCIND PARTIAL DECREE WHERE
	) SUCCESSIVE PARTIAL DECREES
	) WERE ISSUED FOR SAME WATER
	) RIGHT; I.R.C.P.60(a) AND NOTICE OF
	) HEARING THEREON

A *Partial Decree* was issued for the above-captioned water right on May 16, 2001, in the name of Buckeye Ranch, Inc. Apparently, due to oversight or omission the issuance of the *Partial Decree* was not docketed in the Court's register of actions. Subsequently, on July 5, 2002, pursuant to an administrative transfer proceeding, the Idaho Department of Water Resources (IDWR) filed with the Court a *Notice of Completed Administrative Proceeding (NCAP)*.¹ As a result of the *NCAP*, on October 18, 2002, the Court issued in error a subsequent *Partial Decree* reflecting the changes to the elements of the water right and the current ownership of the water right following the administrative transfer. However, because the subsequent *Partial Decree* more accurately reflects the current elements and ownership of water right 63-21471, it is the intent of the Court to enter an order rescinding the former *Partial Decree*.

Therefore, IT IS ORDERED that a hearing will be held on this matter on **January 21, 2003 at 1:30 p.m.** at the Snake River basin Adjudication Courthouse, 253 - 3rd Avenue North, Twin Falls, Idaho. Any party wishing to object or comment on the Court's proposed action shall do so at that time. Attendance at this hearing is not

¹ Normally IDWR does not file an *NCAP* with the Court after a *Partial Decree* is issued. Subsequent changes to the water right are handled administratively and are a matter of administrative record. The SRBA does not keep a record of subsequent administrative changes nor is the *Partial Decree* amended to reflect subsequent changes to decreed elements.

required, as the Court will take the proposed action in the absence of any objection to the contrary. Telephone participation will be available by calling 1-918-583-3445 and entering 406128 when prompted.

Dated November 18, 2002.



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of this **NOTICE OF COURT'S INTENT TO RESCIND PARTIAL DECREE WHERE SUCCESSIVE PARTIAL DECREES WERE ISSUED FOR SAME WATER RIGHT; I.R.C.P.60(a) AND NOTICE OF HEARING THEREON** was mailed on November 18, 2002, with sufficient first-class postage to the following:

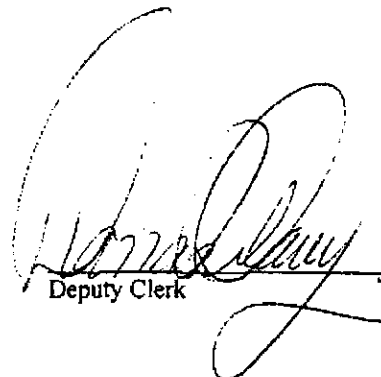
Buckeye Ranch Inc.
c/o Bill Paulsen
24886 Peckham Rd
Wilder, ID 83676-5221

Clayton Tree Farm LLC
PO Box 10
Star ID 83669

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 & Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724


Deputy Clerk

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

2002 OCT 18 PM 4 53

In Re SRBA)
Case NO. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-21471

RECEIVED
OCT 21 2002

Department of Water Resources

NAME AND ADDRESS: CLAYTON TREE FARM LLC
PO BOX 10
STAR, ID 83669

SOURCE: GROUNDWATER

QUANTITY: 0.14 CFS
7.90 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.
THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF
DIVERSION UNDER RIGHTS 63-10578 AND 63-21471 SHALL NOT EXCEED
2.14 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 673.9 AF.

PRIORITY DATE: 01/01/1909

POINT OF DIVERSION: T04N R05W S13 SWNW Within Canyon County
NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	1.20 AFY
			0.10 CFS
			6.70 AFY

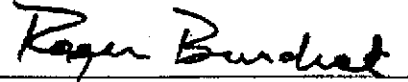
PLACE OF USE:	Stockwater	Within Canyon County
	T04N R05W S13	SWNW
	Domestic	Within Canyon County
	T04N R05W S13	SWNW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY THIS
TRANSFER WITHIN ONE YEAR OF THE DATE OF THIS APPROVAL OR 6/17/03.
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 Surdick
Presiding Judge of the
Snake River Basin Adjudication

06/28/2002

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

RIGHT NUMBER: 63-21471

NAME AND ADDRESS: CLAYTON TREE FARM LLC
PO BOX 10
STAR ID 83669

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.14 CFS
7.9 AFY

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF
DIVERSION UNDER RIGHTS 63-10578 AND 63-21471 SHALL NOT EXCEED 2.14 CFS,
NOR TOTAL COMBINED ANNUAL VOLUME OF 673.9 AF.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1909

POINT OF DIVERSION:

T04N R05W S13 NWNW Within CANYON County

T04N R05W S13 SWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
STOCKWATER	01/01 12/31	0.100 CFS 6.70 AFY

PLACE OF USE: DOMESTIC Within CANYON County

T04N R05W S13 SWNW

STOCKWATER Within CANYON County

T04N R05W S13 SWNW

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

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY
THIS TRANSFER WITHIN ONE YEAR OF THE DATE OF THIS APPROVAL OR
6/17/03.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

PARCEL NO. IR36800-000-0 STOCKWATER, 500 RANGE CATTLE
PROPERTY ALSO KNOWN AS 21622 TRAVIS RD., WILDER.

DOMESTIC USE IS FOR 1 HOME.

**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

Water Rights: 63-21471

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party

XX IC § 42-222 transfer

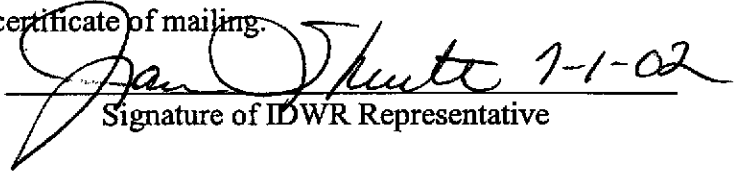
- | | | | |
|--------------------------|--|--------------------------|---------------------|
| XX | Point of diversion | ☐ | Place of use |
| ☐ | Period of use | ☐ | Nature of use |
| ☐ | Split of water right | XX | Change in ownership |
| XX | Other – Quantity; Remarks & Conditions | | |

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 1, 2002


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 1, 2002, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Clayton Tree Farm LLC	☐ overnight mail
PO Box 10	☒ regular mail
Star ID 83669	☐ hand-delivered
	☐ facsimile

Buckeye Ranch Inc	☐ overnight mail
C/O Bill Paulsen	☒ regular mail
24886 Peckham Rd.	☐ hand-delivered
Wilder ID 83676-5221	☐ facsimile


Signature of person mailing this document

WATER RIGHT NO. 63-21471
As Modified by Transfer No. 69621

In accordance with the approval of Transfer No. 69621, Water Right No. 63-21471 is now described as follows.

Right Holder: CLAYTON TREE FARM LLC
 PO BOX 10
 STAR ID 83669

Priority Date: 01/01/1909

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01 to	12/31	0.04 CFS	1.2 AF ✕
STOCKWATER	01/01 to	12/31	0.10 CFS	6.7 AF ✕
			0.14 CFS ✕	7.9 AF ✕

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER ✕ NWNW Sec. 13 Twp 04N Rge 05W CANYON County

GROUND WATER SWNW Sec. 13 Twp 04N Rge 05W CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 05W 13							X										

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 05W 13							X										

CONDITIONS OF APPROVAL

- ✕ The total instantaneous diversion of water from all points of diversion under Rights 63-10578 and 63-21471 shall not exceed 2.14 cfs, nor total combined annual volume of 673.9 af.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- The quantity of water decreed for this water right for domestic and stockwater use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.

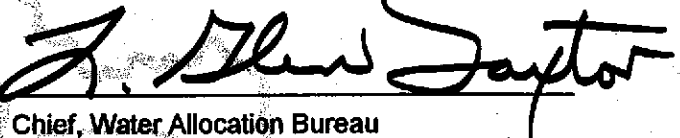
WATER RIGHT NO. 63-21471
As Modified by Transfer No. 69621

CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Domestic use is for 1 home located in Parcel No. IR36800-000-0.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 17th day of June, 2002


Chief, Water Allocation Bureau

WRI

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69621

RECEIVED

JUN 18 2002

WATER RESOURCES
WESTERN REGION

This is to certify that: CLAYTON TREE FARM LLC
PO BOX 10
STAR ID 83669
(208)442-7100

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-10578	WR/License	03/02/1988	2.00 cfs	666.0 af		148.0	GROUND WATER
63-21471	AJC/Beneficial Use	01/01/1909	0.06 cfs			N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

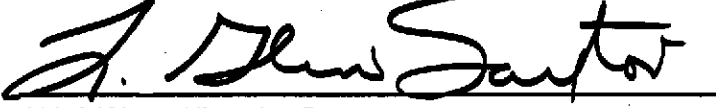
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-10578	NO	NO	YES	YES	NO	NO
63-21471	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-10578	63-10578	2.00 cfs	666.0 af	148.0	189.0		N/A	N/A	N/A	N/A
63-21471	63-21471	0.14 cfs	7.9 af	N/A	N/A		N/A	N/A	N/A	N/A
TOTALS		2.14 cfs	673.9 af	148.0	189.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 17th day of June, 2002


Chief, Water Allocation Bureau

Page 1 of 9

Transfer No. 69621

Name of applicant CLAYTON TREE FARM LLC Phone 208-442-7100
Post Office address P.O. box 10 STAR ID 83669

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Combine the domestic & irrigation
right into a single system & create a permissible place
of use.

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-10578</u>	<u>3-2-88</u>	<u>2.00 cfs</u>	<u>666 of Use</u>	
<u>63-21471</u>	<u>1-1-09</u>	<u>.04</u>	<u>IRRIGATION</u>	<u>3-15</u> to <u>11-15</u>
<u>63-21471</u>	<u>1-1-09</u>	<u>.10</u>	<u>Domestic</u>	<u>1-1</u> to <u>12-31</u>
<u>63-21471</u>	<u>1-1-09</u>	<u>.10</u>	<u>Stock water</u>	<u>1-1</u> to <u>12-31</u>
				to
2. Total amount of water being transferred		<u>2.14</u>	cubic feet per second and/or	<u>666</u> acre-feet per annum.
3. Source of water		<u>GROUND water</u>	tributary to	<u>N/A</u>
4. Point(s) of Diversion:				

[illegible][illegible]

PART 1

6. General Information:

a. Description of diversion system 2 weirs will be connected by existing ditch to allow irrigation of trees in process.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? YES Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

PROVIDE BETTER AND more efficient use of water AND LAND

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

69621

Page 3 of 9

Page 1

11/30/2001

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10578

WATER RIGHT NUMBER: 63-10578

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BUCKEYE RANCH INC C/O DAVE PAULSEN 25270 RED TOP WILDER, ID 83676

Priority Date: 03/02/1988

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.000 CFS	666.00 AF
	<u>Total Diversion:</u>	2.000 CFS	666.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 13, Twp 04N, Rge 05W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	05W	13					39.0	39.0	31.0	39.0									148.0

Total Acres: 148

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

Comments:

Dates and Other Information:

69621

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10578

Dates and Other Information:

Licensed Date: 5/10/1990
 Decreed Date:
 Water Supply Bank Enrollment Accepted:
 Water Supply Bank Enrollment Removed:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number:
 Judicial District:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21471 V1

WATER RIGHT NUMBER: 63-21471 V1

Owner Type Name and Address
Current Owner BUCKEYE RANCH INC
C/O BILL PAULSEN
24886 PECKHAM RD
WILDER, ID 836765221
(208)482-7588

Priority Date: 01/01/1909
Basis: Beneficial Use
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
STOCKWATER	1/01 to 12/31	0.100 CFS	
<u>Total Diversion:</u>		0.060 CFS	

DATA ENTRY
ERROR SHOULD
BE ~~0.14~~ 0.14 CFS
DAN
11-29-01
CORRECT WITH
XFER.

Location of Point(s) of Diversion

GROUND WATER SW 1/4 NW 1/4 Sec. 13, Twp 04N, Rge 05W, B.M.
CANYON County

Place of Use
DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	05W	13	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	
				X			

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	05W	13	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	
				X			

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21471 V1

2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO. IR36800-000-0 STOCKWATER, 500 RANGE CATTLE PROPERTY ALSO KNOWN AS 21622 TRAVIS RD., WILDER.

Comments:

1. SSHERMAN 4/14/1999 ADDRESS CHANGE
Comment: ADDRESS CHANGE BY CLAIMANT LETTER.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

FOR BOTH RIGHTS

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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 acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

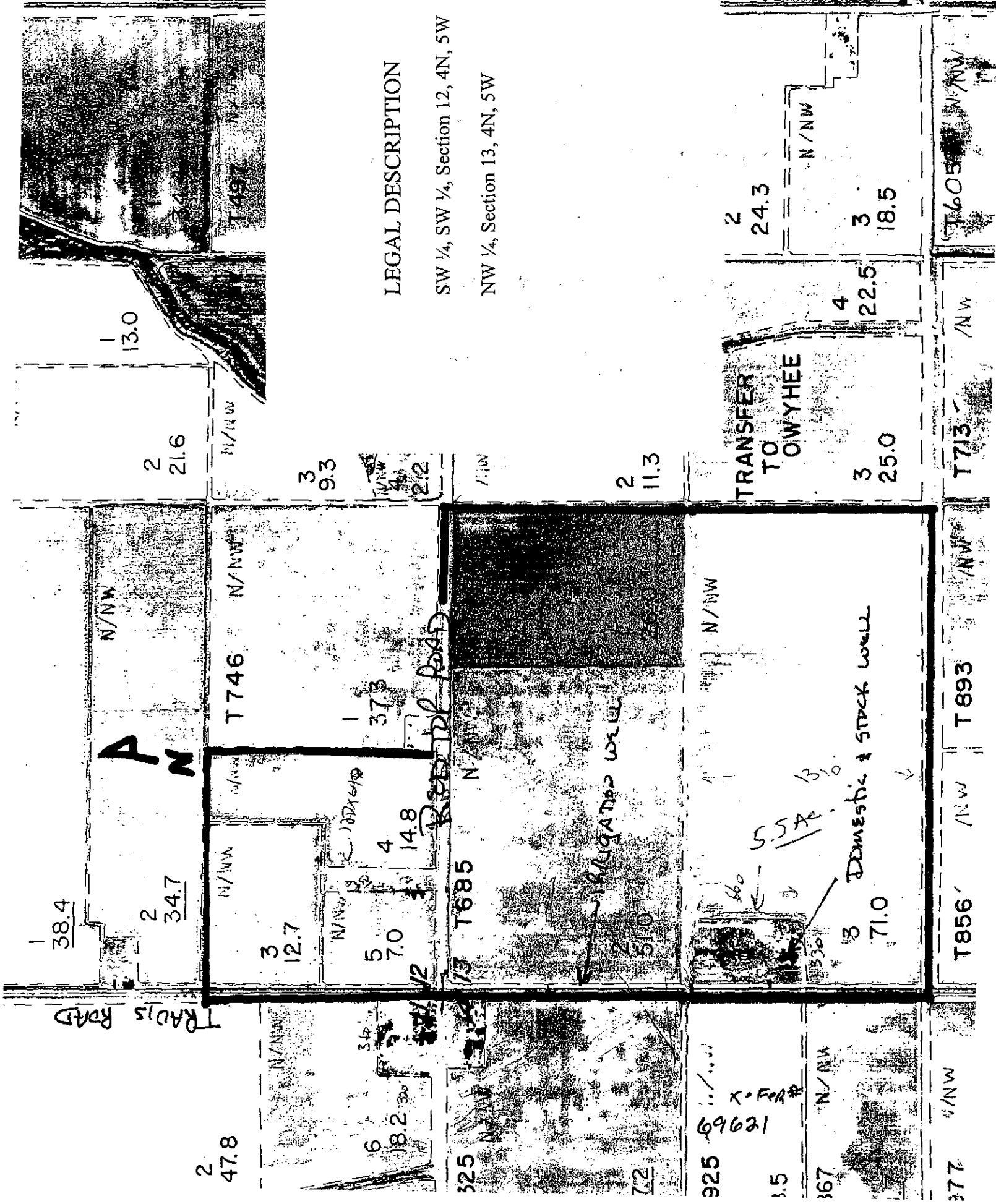
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	

LOCAL



PART 3

B. CHANGES IN NATURE OF USE

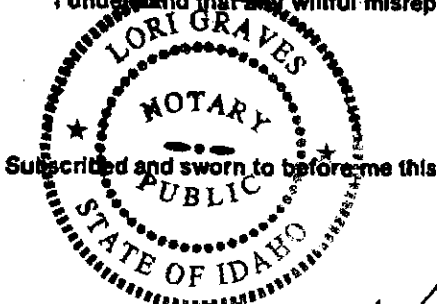
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>NA combining systems</u>			to _____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this _____ day of _____, 19____.

William A. Day
(Signature of Applicant)
_____ day of Nov, 192001

Lori Graves
(Notary Public)

My commission expires 6/18/04

FOR DEPARTMENT USE ONLY

Transfer contains 9 pages and 4 attachments

Received by DAN Date 11-29-01 Protest filed by _____

Prelim. check by _____ Fee \$330.00 42028534

Received by DAN Date 11-30-01

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

69621

2746867

WARRANTY DEED

THE GRANTOR is Patricia A. Skelly, Carl Paulsen and Craig Paulsen, as personal representatives of the Estate of Albert W. Paulsen, Jr., deceased; and

Buckeye Ranch, Inc., an Idaho corporation, (herein called grantor).

THE GRANTEE is Clayton Tree Farm LLC, an Idaho limited liability company, (herein called grantee) whose current address is 6247 Joplin Road, Nampa, ID 83687.

FOR VALUE RECEIVED, the grantor hereby grants, bargains, sells and conveys unto the grantee those premises situated in Canyon County, Idaho, and described as follows:

Buckeye Farm

The Northwest Quarter of Section 13, Township 4 North, Range 5 West, Boise Meridian.

Together with all water rights under Water Right License No. 63-10578 and any water rights for beneficial use for domestic and stockwater under Adjudication Recommendation Report 63-21471 V1 pending decision by the Snake River Basin Adjudication Court.

Together with Lane Pump, 125 HP High Trust motor Serial No. R-9982-04146 and Lane Pump, 125 HP High Trust motor Serial No. R-2147536.

TOGETHER with all water rights, ditch rights, rights of way, improvements, fixtures, tenements, hereditaments and appurtenances thereto belonging or used in connection therewith.

TAXES PRORATED BY DATE: The term "taxes" when used in this deed means all general and special taxes levied against the premises and the improvements and fixtures thereon by any taxing unit for any purpose and includes, but is not limited to, those for bonds and special improvements, but excludes those for which other provisions are herein expressly made. All taxes, whether paid or unpaid, shall be prorated between the grantor and the grantee on a time basis as of the date of this deed. The grantor shall pay before delinquency all taxes prorated for the period of time before such date and the grantee shall pay all taxes prorated for the period of time of and after such date.

IRRIGATION CHARGES PRORATED BY IRRIGATION SEASON: The term "irrigation charges" when used in this deed means all general and special taxes and assessments levied against the premises by any irrigation or drainage unit for any purpose and includes but is not limited to bonds, construction charges, special improvements, irrigation, and drainage. For the purposes of prorating irrigation charges, the irrigation season shall be deemed to be the calendar year. The grantor shall pay before delinquency all irrigation charges levied for the irrigation season of 2001 and all irrigation seasons prior thereto. The grantee shall pay before delinquency all irrigation charges levied for the irrigation season of 2002 and all irrigation seasons subsequent thereto. The irrigation district assessment billed in December, 2001, will contain the Fall assessment for 2001 which shall be paid by the grantor and the Spring assessment for 2002 which shall be paid by the grantee.

Attach. A /

WARRANTY DEED

THE GRANTOR is **Carl Amos Paulsen, David Albert Paulsen and Mark Clark**, as successor Trustees of the **Berneta J. Paulsen Testamentary Trust** created by the provisions of the Last Will dated December 28, 1979, and admitted to probate on the date of March 5, 1980, by order of the Magistrate's Division of the District Court of the Third Judicial District of the State of Idaho, in and for the County of Canyon; and

Patricia Skelly, Carl Paulsen and Craig Paulsen, as successor Trustees of the **Albert W. Paulsen, Jr. Family Trust** created by that trust agreement in writing dated February 16, 1998, wherein Albert W. Paulsen, Jr. appears as "settlor" and Albert W. Paulsen, Jr. appears as "trustee"; and

Patricia A. Skelly, Carl Paulsen and Craig Paulsen, as personal representatives of the Estate of **Albert W. Paulsen, Jr.**, deceased.

THE GRANTEE is **Clayton Tree Farm LLC**, an Idaho limited liability company, (herein called grantee) whose current address is 6247 Joplin Road, Nampa, ID 83687.

FOR VALUE RECEIVED, the grantor hereby grants, bargains, sells and conveys unto the grantee those premises situated in Canyon County, Idaho, and described as follows:

Cowdery Farm

A parcel of land being the Southwest Quarter of the Southwest Quarter of Section 12, Township 4 North, Range 5 West, Boise Meridian, Canyon County, Idaho, as shown on Record of Survey, filed for record in the office of the Canyon County Recorder, Caldwell, Idaho, under Instrument No. 200136299 and more particularly described as follows:

BEGINNING at a brass cap marking the Southwest corner of said Section 12; thence along the West boundary of said Section 12

North 00°03'36" West 1331.92 feet to an iron pin marking the Northwest corner of said SW ¼ of the SW ¼ of Section 12; thence along the North boundary of the said SW ¼ of the SW ¼ of Section 12

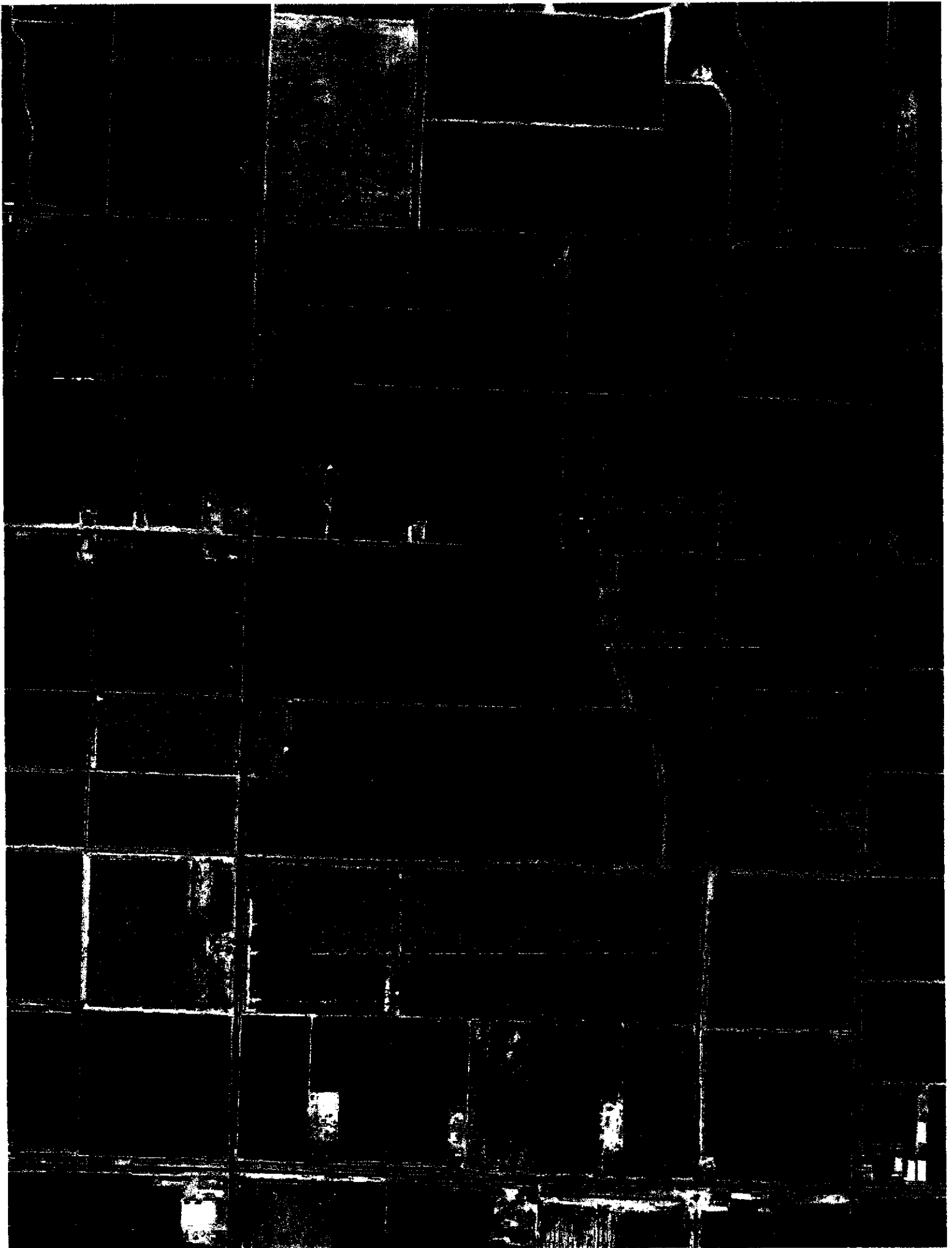
South 89°46'57" East 1341.48 feet to an iron pin marking the Northeast corner of said SW ¼ of the SW ¼ of Section 12; thence along the East boundary of said SW ¼ of the SW ¼ of Section 12

South 00°04'00" East 1331.14 feet to an iron pin marking the Southeast corner of said SW ¼ of the SW ¼ of Section 12; thence along the South boundary line

North 89°48'58" West 1341.64 feet to the **POINT OF BEGINNING**.

TOGETHER with all water rights, ditch rights, rights of way, improvements, fixtures, tenements, hereditaments and appurtenances thereto belonging or used in connection therewith.

TAXES PRORATED BY DATE: The term "taxes" when used in this deed means all general and special taxes levied against the premises and the improvements and fixtures thereon by any taxing unit for any purpose and includes, but is not limited to, those for bonds and special improvements, but excludes those for which other provisions are herein expressly made. All taxes, whether paid or unpaid, shall be prorated between the grantor and the grantee on a time basis as of the date of this deed. The grantor shall pay before delinquency all taxes prorated for the period of time before such date and the grantee shall pay



MEMORANDUM

TO: FILE
FROM: DANIEL A. NELSON *DAN*
DATE: 12/20/01

RE: Clayton Tree Farm LLC. TRANSFER, RIGHTS 63-10578 & 63-21471

This application was filed to create a permissible place of use for water right 63-10578 and to connect the wells for both 63-10578 and 63-21471. The applicant has purchased this property and is going to turn it into a tree farm.

The applicant has included the 5 acres in the SWNW S12 into the permissible place of use that were not included during the licensing of 63-10578. This area was a feedlot during the original licensing of the application. The applicant plans to use this area as a staging area for the trees. In the staging area the applicant will receive trees for approximately three weeks in the spring for planting, and he will prepare the trees for approximately three weeks in the fall for shipping. During these times the applicant will need to keep the tree's root-balls watered and moist (irrigated). The applicant will use either the house well or the irrigation well to keep the trees in the staging area wet, so he will need both rights on the transfer in order to irrigate the trees from either well. The applicant also plans to use the irrigation well for backup domestic use, since the two wells will already be connected.

The applicant has also created a permissible place of use of 148 acres within the 189 acres described on page 1. The applicant needs to rotate the crops of trees with grain to attain a good growing condition for the trees. Therefore, he would like the ability to move the well water around from season to season to the land he is growing the trees on, so he does not have to depend solely on the canal water to irrigate his trees. The grain crops are not his main cash crop and could be allowed to dry up if drought conditions prevent canal water from being delivered, and he will be able to harvest the grain crops early during short water years.

DOCUMENTS AND APPLICATION PREPARATION

The application consists of 9 pages and 4 attachments. Note the location of the following application items:

Attach. A – Warranty deed showing ownership (A1-A-2).

Attach. B – 2000 aerial photo showing irrigation within the past 5 years.

Attach. C – List of corporate officers.

Attach D – Letter from lender approving application.

Applicant prepared the application with assistance from Dan Nelson.

Other information used in this review includes 11/30/2001 memo from Dan Nelson, Place of Use Comparison Sheets, and Point of Diversion comparison Sheet attached to this memo.

NARRATIVE

This application has been filed to incorporate a permissible place of use for an irrigation right that is supplemental to Wilder Irrigation District. The warranty deed shows proof of ownership for the property. The 2000 aerial photo shows that the property was irrigated in 2000. The irrigation right was applied for after Snake River Basin Adjudication (SRBA) was in place and no claim is required.

The only overlap is the 36 acres described in S12. These acres are overlapped by an application for permit that is currently in the Basin 63 processing hold. This transfer was filed to allow the applicant the ability to cover these acres until the application for permit can be processed.

The domestic right, 63-21471, has been claimed and recommended in the SRBA. However, there looks to be a typographical error in this claim. The domestic use is listed for 0.04 cfs and the stockwater is listed for 0.10 cfs with a total diversion rate of 0.06 cfs. The total cfs rate should be listed as 0.14 cfs. I have spoken to Jan Shurte and she agrees that this transfer can correct the SRBA recommendation. This water right has not been decreed yet, so the correction of the recommendation should not be a problem.

The applicant is not asking to expand the irrigation use or the domestic use. The applicant is requesting the ability to use the domestic well to irrigate the trees in transition. The wells will be connected by a ditch system, so either well can be used for either use if needed. This will give the applicant the back up system if the domestic or irrigation well should go down during the spring or fall transition times.

RECOMENDATIONS

This transfer should be approved as listed on the application for 148 acres of irrigation within a permissible place of use of 189 acres. The irrigation and stockwater wells should be included on each right. The domestic and the stockwater place of use will not change. The volume should be changed from 666, which is only for the irrigation use, to include the domestic and stockwater uses volume of 7.9 afa for a total of 673.9 afa. The domestic volume should be 1.2 afa and the stockwater volume should be 6.7 afa for a total of 673.9 afa. Both the stockwater and the domestic use will be limited to 13,000 gallons per day. At 13,000 gallons per day the maximum annual volume is 14.6 afa well above the limitation for the combined total of domestic and stock that is suggested.

MEMORANDUM

TO: TRANSFER APPLICATION

FROM: DANIEL A. NELSON *DAN*

DATE: 11/30/01

SUBJECT: REVIEW INFORMATION FOR TRANSFER APPLICATION FOR
WATER RIGHTS 63-10578 AND 63-21471

This application was filed to create a permissible place of use for water right 63-10578 and to connect the wells for both 63-10578 and 63-21471. The applicant has purchased this property and is going to turn it into a tree farm.

The applicant has included the 5 acres in the SWNW S12 into the permissible place of use that were not included during the licensing of 63-10578. This area was a feedlot during the original licensing of the application. The applicant plans to use this area as a staging area for the trees. In the staging area the applicant will receive trees for approximately three weeks in the spring for planting, and he will prepare the trees for approximately three weeks in the fall for shipping. During these times the applicant will need to keep the tree's root-balls watered and moist (irrigated). The applicant will use either the house well or the irrigation well to keep the trees in the staging area wet, so he will need both rights on the transfer in order to irrigate the trees from either well. The applicant also plans to use the irrigation well for backup domestic use, since the two wells will already be connected.

The applicant has also created a permissible place of use of 148 acres within the 189 acres described on page 1. The applicant needs to rotate the crops of trees with grain to attain a good growing condition for the trees. Therefore, he would like the ability to move the well water around from season to season to the land he is growing the trees on, so he does not have to depend solely on the canal water to irrigate his trees. The grain crops are not his main cash crop and could be allowed to dry up if drought conditions prevent canal water from being delivered, and he will be able to harvest the grain crops early during short water years.

[illegible]

P/D SEARCH FOR T4N R5W S13 NWNW												
<u>BASIN</u>	<u>Sequence Number</u>	<u>Split Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>RATE</u>	<u>Source List</u>	<u>Water Use List</u>	<u>Owner List</u>	<u>Source Table</u>		
63	10578		License	Active	3/2/1988		GROUND WATER	IRRIGATION	BUCKEYE RANCH INC (Current)	wrWaterRight		



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 2, 2002

CLAYTON TREE FARM LLC
PO BOX 10
STAR ID 83669

Dear Mr. Clayton:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

The change to your water right(s) was a result of an approved transfer. This notification to the Court does not affect the previous approval of this transfer or your water right(s). You will be notified of any future action on your water right(s) by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

JS:lh
Enclosures

cc: Buckeye Ranch Inc.

**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

Water Rights: 63-21471

**NOTICE OF ADMINISTRATIVE
PROCEEDING**

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

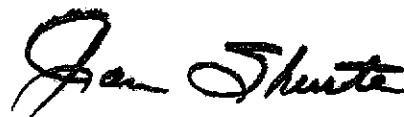
The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

- ☒ Substitution of Party
- ☐ Substitution of Party/Split Water Right
- ☒ Amended Transfer Pending

IDWR projects the Administrative Proceeding shall be completed not later than:

December 26, 2002

Dated December 26, 2001



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 December 26, 2001, 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 ID 83303-2707
2. One copy to Claimant:
Clayton Tree Farm LLC
PO Box 10
Star ID 83669
3. One copy to:
Each party in the subcase, or attorney of record:
N/A



Signature of person or attorney mailing the form



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

December 26, 2001

CLAYTON TREE FARM LLC
PO BOX 10
STAR ID 83669

Dear Mr. Clayton:

Enclosed is a copy of the Notice of Administrative Proceeding regarding your water right(s) that have been sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are required to be filed by the Department in order to notify the Court of any contemplated changes to your water right(s).

The SRBA Court or Water Resources will notify you of any future action on your water right(s).

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region

LH:l
Enclosure

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: APR-15-1999
PAGE: A-15

RIGHT NUMBER: 63-21471

NAME & ADDRESS: BUCKEYE RANCH INC
C/O BILL PAULSEN
24886 PECKHAM RD
WILDER ID 83676-5221

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1909

POINT OF DIVERSION: T04N R05W S13 SWNW Within CANYON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.1 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within CANYON County
T04N R05W S13 SWNW

DOMESTIC Within CANYON County
T04N R05W S13 SWNW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. IR36800-000-0
STOCKWATER, 500 RANGE CATTLE
PROPERTY ALSO KNOWN AS 21622 TRAVIS RD., WILDER.

RECEIVED

MAY 03 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) NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS
Water Right 63-21471

IDWR has completed the following Administrative Proceeding:

☒ Change of Address
☐ Substitution of Party
☐ I.C. 42-222 Transfer

CHANGE OF ADDRESS

Name of Claimant: BUCKEYE RANCH INC
New Address: C/O BILL PAULSEN
24886 PECKHAM RD
WILDER ID 83676-5221
Phone: (208) 482-7588

Claimant's Water Rights: 63-21471

The Claimant has filed Objections or Responses to the following water rights:

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
4/15/1999

63-21471

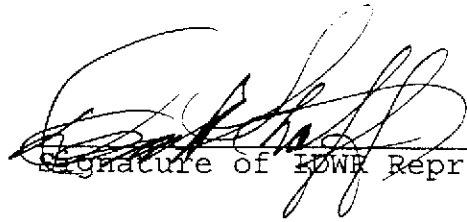
PAGE 1

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:

4/16/99



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4-27-99 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:
Each party in the subcase, or attorney of record:

BUCKEYE RANCH INC
C/O BILL PAULSEN
24886 PECKHAM RD
WILDER ID 83676-5221
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Sandy Egbert
Signature of person or attorney mailing the form



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

APR 12 1999

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

April 5, 1999

KARL J. DREHER
DIRECTOR

BUCKEYE RANCH INC
C/O BILL PAULSEN
24886 PECKHAM RD
WILDER ID 83676-5221

Re: Snake River Basin Adjudication (SRBA)
Water Right #63-21471
Change of Address

*re word changed NCSP prepared;
- m 4-14-99*

Dear Claimant:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by April 19, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right(s) referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Craig Paulsen *Secretary*
Claimant Signature Telephone No.

AJ0749NP
No. 63-21471

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

DATE: 04/14/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BUCKEYE RANCH INC C/O BILL PAULSEN 24886 PECKHAM RD WILDER ID 836765221 (208) 482-7588	01/01/1909	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.100 CFS 0.040 CFS	
TOTAL DIVERSION:					0.060 CFS	

Water Source: GROUNDWATER Tributary to: Stage: BENEFICIAL USE
Point(s) of Diversion: T04N R05W S13 SWNW CANYON County

Place of use Legal Description for: STOCKWATER

		NE		NW		SW		SE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04N	05W	13	:	:	:	:	:	:	:	:

Place of use Legal Description for: DOMESTIC

		NE		NW		SW		SE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04N	05W	13	:	:	:	:	:	:	:	:

POU County: CANYON

Non-Irrigation Uses: 1 HOME

Other Rights: WILDER IRR.

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. IR36800-000-0
STOCKWATER, 500 RANGE CATTLE
PROPERTY ALSO KNOWN AS 21622 TRAVIS RD., WILDER.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

AJ0749NP
No. 63-21471

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

DATE: 04/14/99
PAGE: 2

Comments: Date: 04/14/1999 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 04/14/99 SSHERMAN

return
to sender

fee due 50¢

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

NOV 05 '98
ID
7078737 U.S. POSTAGE

~~RETURN SERVICE REQUESTED~~

IMPORTANT WATER RIGHT INFORMATION

Paul 270 only W/R

63-21471
BUCKEYE RANCH INC
25270 RED TOP RD
WILDER ID 83676

PAUL270* 836762221 1A98 05 11/09/98
FORM 3547
PAULSEN, BILL
24886 PECKHAM RD
WILDER ID 83676-5221

83676-5218 02



U.S. POSTAL SERVICE
PS FORM 3547

DATE: 06/27/98
PAGE: 1

Audit: 06/27/98 CWALKER

AJ5809NP
No. R63-21471

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/22/98
PAGE: 22

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BUCKEYE RANCH INC 25270 RED TOP ROAD WILDER ID 83676 (208) 482-7588	01/01/1909	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.10 CFS 0.04 CFS	
TOTAL DIVERSION:					0.06 CFS	

Water source: GROUNDWATER Tributary to: Stage: BENEFICIAL USE

Point(s) of Diversion: T04N R05W S13 SW1W CANYON County

Place of use Legal Description for: STOCKWATER

NE		NW		SW		SE	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW
T	R	S	: Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac
---	---	---	:	---	---	---	:
04N	05W	13	:	---	---	---	:

Place of use Legal Description for: DOMESTIC

NE		NW		SW		SE	
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW
T	R	S	: Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac
---	---	---	:	---	---	---	:
04N	05W	13	:	---	---	---	:

POU County: CANYON

Non-Irrigation Uses: 1 HOME

Other Rights: WILDER IRR.

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:	EXP	PARCEL NO. IR36800-000-0 STOCKWATER, 500 HEAD Range Cattle	Objection Filed Date:
Dates:	Exam Made Date:	Verified Date:	
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:	
Audit:	08/20/93 DUNN1	03/30/95 POST-STD	08/15/97 AJU3-DSH 09/03/97 CORR3

EXP-21622 Travis Rd., Wilder

ICAHU DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

06/14/91 01:07:28
PAGE 1

1J5808NP
(DD-26)

WATER RIGHT NUMBER - A63-21471 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -
+ - - - - LAST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
BUCKEYE RANCH INC.

1 - 25270 RED TOP ROAD
2 -
3 -
CITY- WILDER
PHONE - 208-432-7588

STATE- ID ZIP- 83675

+ - - - - PRIORITY DATE - - - + + - - - - REGION - - - + + - - - - STAGE - - - + + - - - - STATUS - - - +
01/01/1909 14 WESTERN J - BENEFICIAL USE

+ - - - - SOURCE - - - - + + - - - - TRIBUTARY - - - - - + + - - - -

GROUNDWATER

+ - - - - POINT OF DIVERSION - - - - - STREAM INDEX (BLANK IF NO INDEX CODE)

TWN RNG SEC TRACT LOT KFLG COUNTY DIVERSION RATE DIVERSION VOLUME

04N 05W 13 SW NW (27) CANYON

+ - - - - CODE DESCRIPTION PERIOD FROM PERIOD TO WATER USE DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.100

+ - - - - TOTAL DIV. RATE - - - + + - - - - TOTAL DIV. VOLUME - - - + + - - - - TOTAL DIV. CAPACITY - - - + + - - - - TOTAL CONSUMPTIVE USE - - - + + - - - - KW USAGE - - - +
0.060

+ - - - - TWN KNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

04N 05W 13 SW NW 04 STOCKWATER (27) CANYON
04N 05W 13 SW NW 43 DOMESTIC (27) CANYON

+ - - - - DIVERSION MEANS - WELL AND PUMP

+ - - - - NON-IRRIGATION USE - D/I S/500

+ - - - - OTHER RIGHTS FOR SAME USE - WILDER IRR.

+ - - - - REMARKS - - - - - NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - NO CONDITIONS OF APPROVAL FOUND.

MICROFILMED

+ - - - - DECREE PLAINTIFF - - - +

- - - - - DECREE DEFENDANT - - - +

+ - - - - DECREE DATE - - - +
00/00/0000

JUL 27 1994

PREFIX TRANSLATION: ADJUDICATION CLAIM

WATER RIGHT NUMBER - A63-21471

AUDIT FIELDS - 03/13/90 SCHULD

NO COMMENTS FOUND

ADJUDICATION RIGHTS DATES AND FLAGS AREA

COURT REPORT FILING	00/00/0000	FIELD INSPECTION MADE	00/00/0000	CIVIL CASE NUMBER	39576
OBJECTION FILED DATE	00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	00/00/0000	VERIFIED DATE	00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	03/13/1990	LAST AMENDED DATE	00/00/0000	TEMPORARY RIGHT	P
PROOF DUE DATE	00/00/0000	PROOF MADE DATE	00/00/0000	WATER DISTRICT	-
LICENSED DATE	00/00/0000	RECEIPT NUMBER	W010890	FEDERAL/STATE INDICATOR	S
CLAIMS TAPE ERROR FLAG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-		

1 R 36800-000-0

21622 TRAVIS RD

WILDER,

CERTIFIED
JUN 28 1991
WATER EXAMINER

Verified By
Topo Map/Ortho-Photo
ASCS Map
Watermaster Records
NAPP Photo
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

DATA ENTRY

ENTERED 8-20-93
CHECKED 8-20-93

MICROFILMED

JUL 27 1994

VERIFIED
DEC 31 1991

Adjudication Claim Report 63-21471

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLAYTON TREE FARM LLC PO BOX 10 STAR, ID 83669 (208)442-7100
Original Owner	BUCKEYE RANCH INC C/O BILL PAULSEN 24886 PECKHAM RD WILDER, ID 83676-5221 (208)482-7588

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Location of Point(s) of Diversion</u>		
GROUND WATER CANYON County	SW1/4NW1/4	Sec. 13, Twp 04N, Rge 05W, B.M.
GROUND WATER CANYON County	NW1/4NW1/4	Sec. 13, Twp 04N, Rge 05W, B.M.

[illegible][illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-21471

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Remarks:

1. Explanatory Domestic use is for 1 home located in Parcel No. IR36800-000-0.
2. General The quantity of water decreed for this water right for domestic and stockwater use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
3. General The total instantaneous diversion of water from all points of diversion under Rights 63-10578 and 63-21471 shall not exceed 2.14 cfs, nor total combined annual volume of 673.9 af.

Comments:

1. psdaggs 6/17/2002 1:04:00 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 69621

Dates and Other Information:

Claim Received Date: 3/13/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False