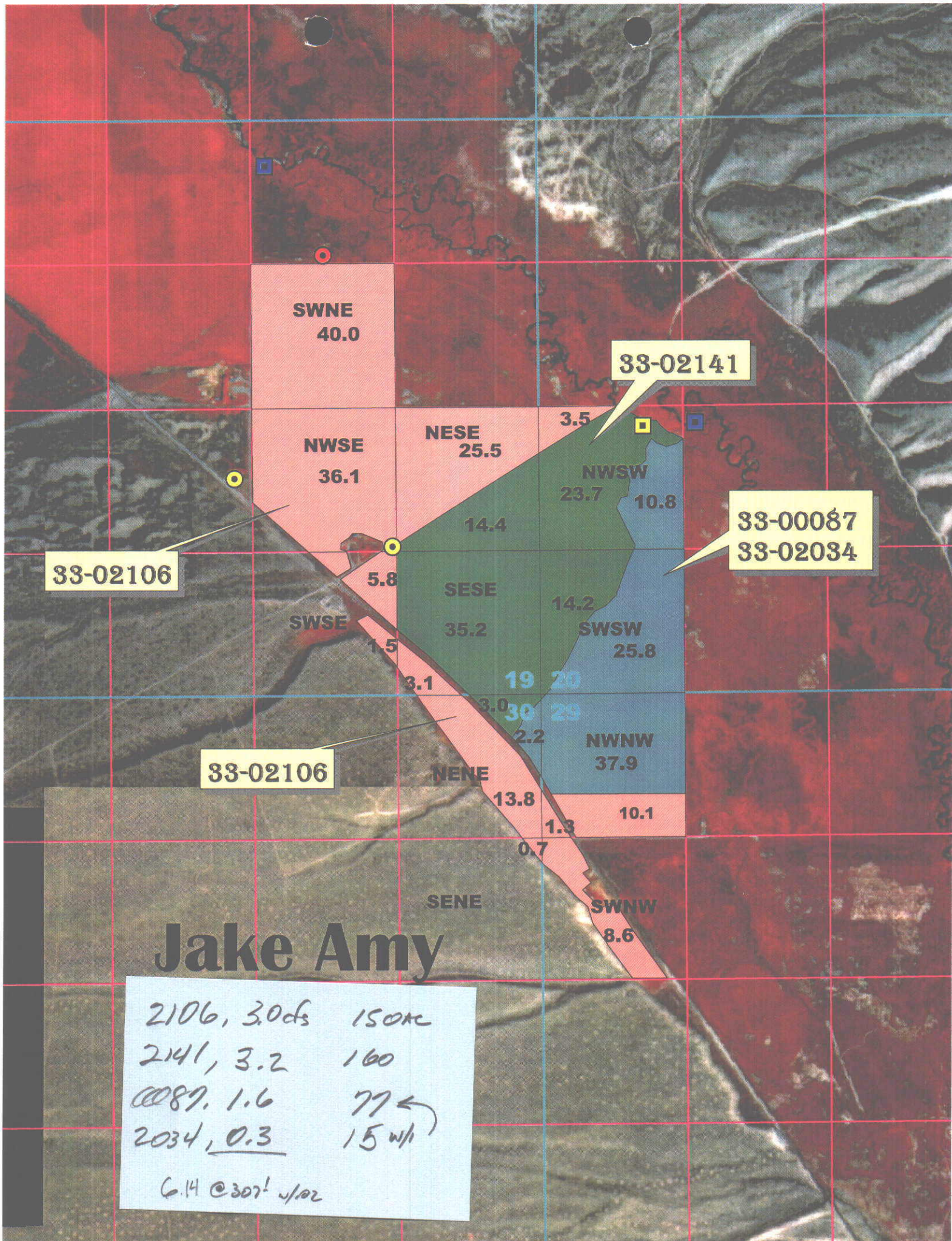


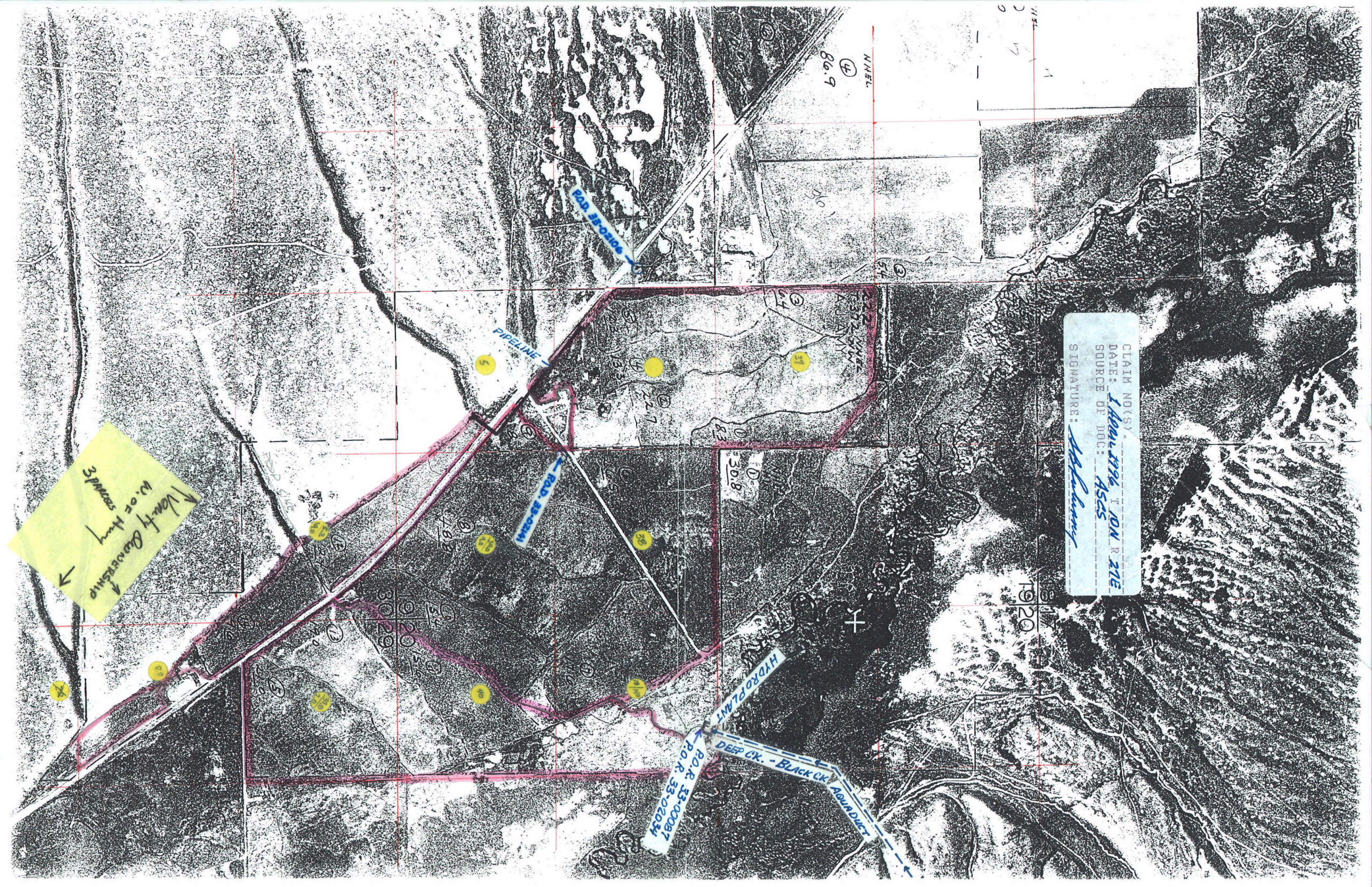


Jake Amy

2106, 3.0df 150ac
2141, 3.2 160
0087, 1.6 77 ←
2034, 0.3 15 w/h
6.14 @ 307! v/a2

CLAIM NO(S) _____
DATE: 1 April 1996 10N 8 27E
SOURCE OF DOC: ASCS
SIGNATURE: Abraham

← Varsity Ownership
w. of Hwy
3 miles →



LOOKING NORTHWESTERLY

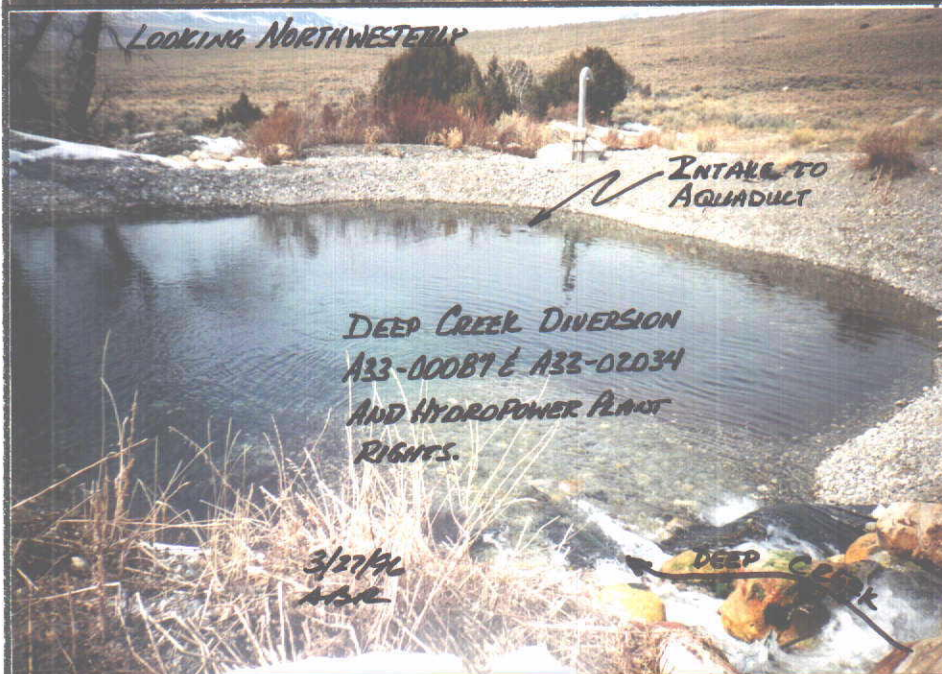


3/27/96
ABR

PHOTO 1.

PHOTO SHOWS LAY OF THE
AQUADUCT TO THE HYDRO-
PLANT FROM BLACK CREEK
DIVERSION (PHOTO 3) AND THE
DEEP CREEK (PHOTO 2)

LOOKING NORTHWESTERLY

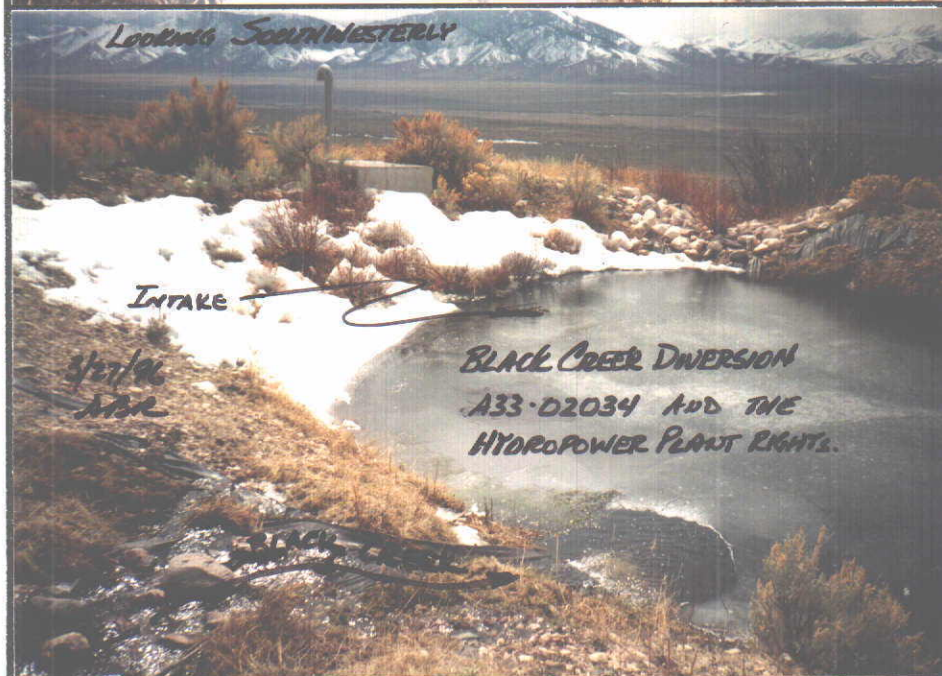


3/27/96
ABR

PHOTO 2.

SHOWS FORBAY POND AND
AQUADUCT INTAKES FROM
DEEP CREEK.

LOOKING SOUTHWESTERLY



3/27/96
ABR

PHOTO 3.

SHOWS FORBAY POND AND
AQUADUCT INTAKES FROM
BLACK CREEK.

PHOTO DATE: 3/27/96
PHOTO BY: ABR

Looking Northeasterly

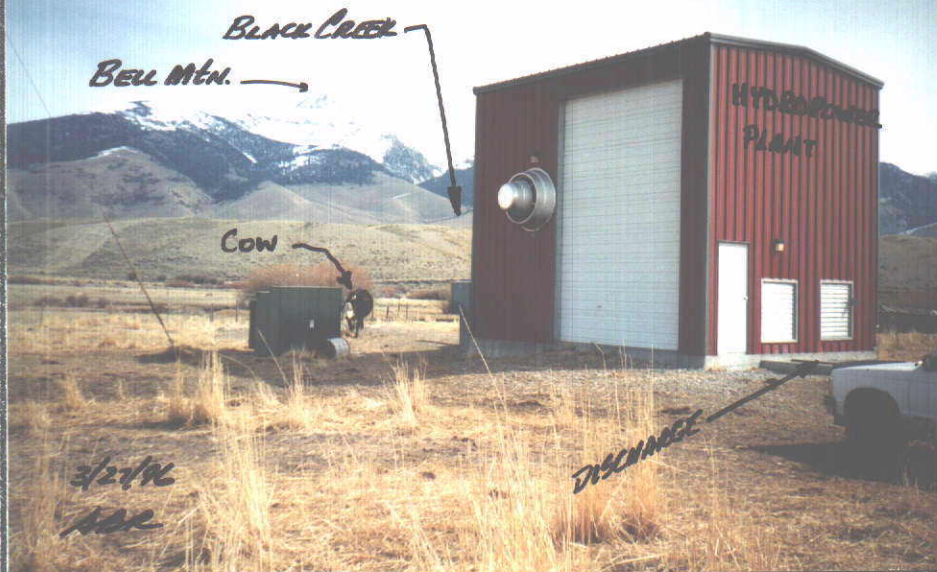
PHOTO 4



HYDROPOWER PLANT (NEW ENERGY INC.) 33-07177 AND 33-07178, PERMITS. MR. AMY'S IRRIGATION RIGHTS (A33-00087 AND A33-02034) START AT THIS DISCHARGE DITCH. ALSO, SHOWS RELATIONSHIP TO DEEP CREEK.

Looking Northeasterly

PHOTO 5



SHOWS RELATIONSHIP TO BLACK CREEK.

PHOTO _____

PHOTO DATE: 3/27/96
PHOTO BY: APR



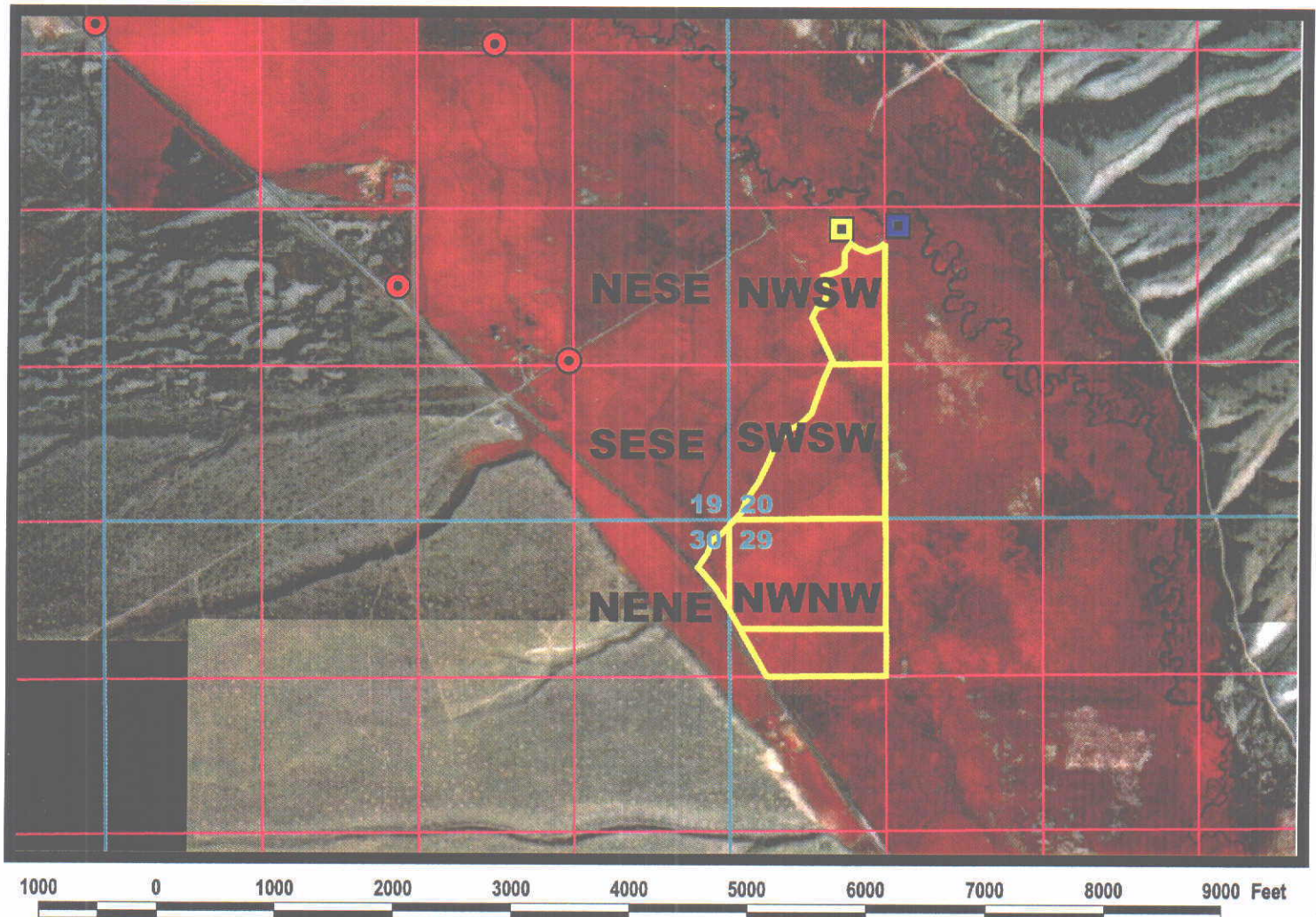
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: A.J. AMY

Water Right(s): 33-02034, 33-00087



LEGEND



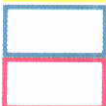
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



Section Line



Quarter-section line

Place(s) of Use: T.10N., R.27E.

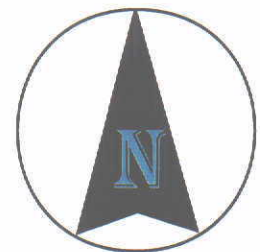
Section 20 (parts of) W2SW,

Section 29 (part of) NWNW,

Section 30 (part of) NENE

Point(s) of Diversion: T.10N., R.27E.

Sec. 20 NENSW (surface)



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: October 1999



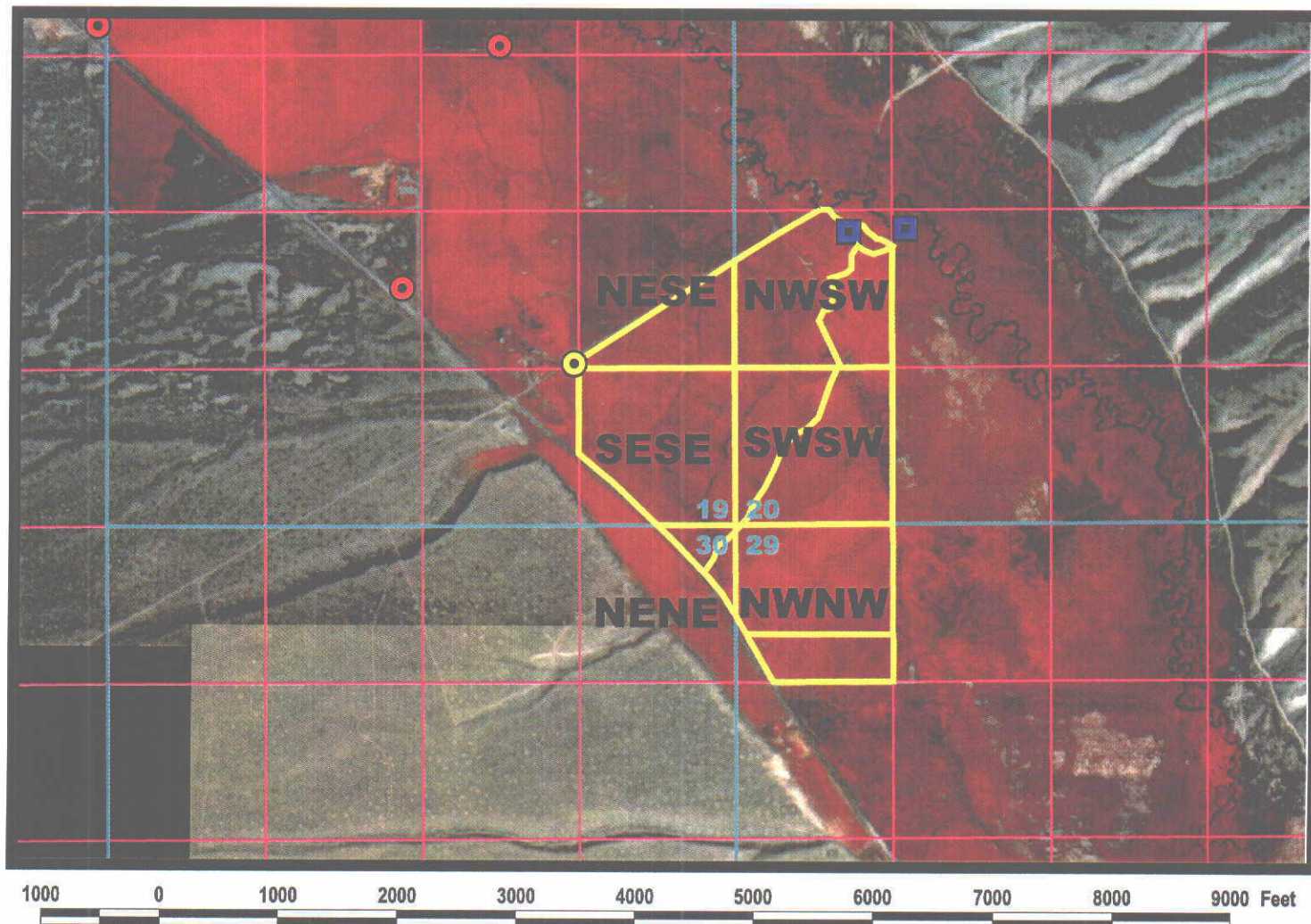
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: A.J. AMY

Water Right(s): 33-02141, 33-02034, 33-00087



LEGEND



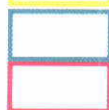
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



Section Line



Quarter-section line

Place(s) of Use: T.10N., R.27E.

Section 19 (parts of) E2SE,

Section 20 (part of) W2SW,

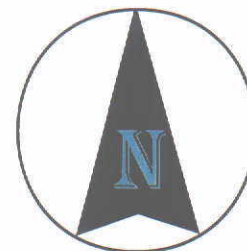
Section 29 (part of) NWNW,

Section 30 (part of) NENE

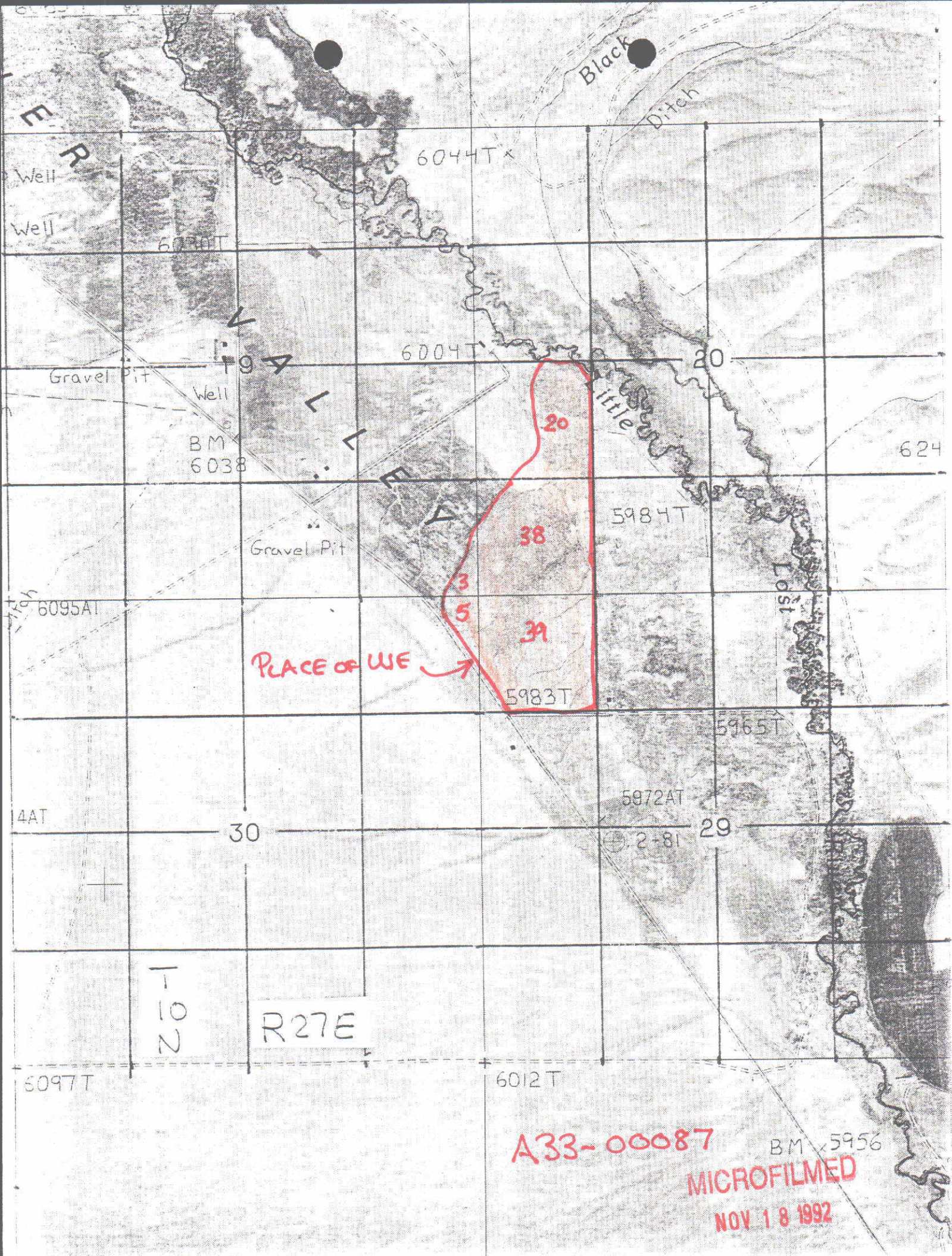
Point(s) of Diversion: T.10N., R.27E.

Sec. 19 SENWSE (well)

Sec. 20 NENWSW (surface)



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: October 1999



Well
Well

Black Ditch

6044T

6030T

6004T

Gravel Pit

Well
BM
6038

Gravel Pit

6095A1

5984T

624

PLACE OF WIE

5983T

Lost

5965T

5972AT

2-81

4AT

30

29

1-10
N

R27E

6097T

6012T

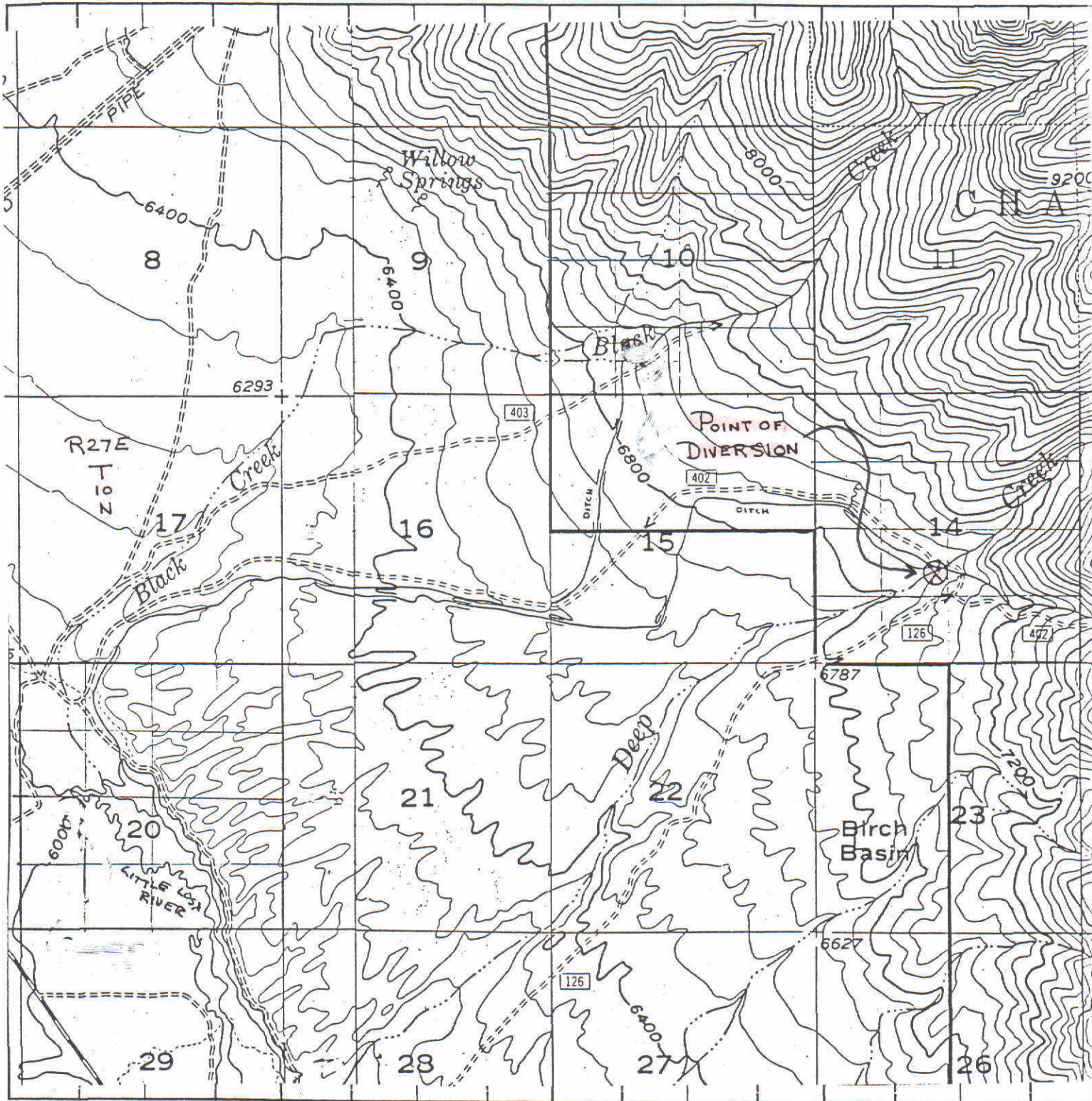
A33-00087

BM 5956

MICROFILMED

NOV 18 1992

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



Scale: 2 inches equal 1 mile.

A33-00087

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

NOV 18 1992

Alan J. [Signature]
(Applicant)

2002 APR -9 PM 3:07

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**

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

For Water Right 33-00087

On February 13, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. 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 right 37-00087 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED

4/9/02



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

2002 APR 09 PM 02:00
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

In Re SRBA)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

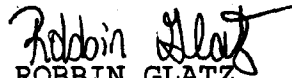
Water Right(s): 33-00087

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 33-00087 was mailed
on April 09, 2002, with sufficient first-class postage prepaid
to the following:

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

TED S SORENSON
BIRCH CREEK RANCHES LLC
5203 S 11TH E
IDAHO FALLS, ID 83404
Phone: 208-522-8069


ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
04/09/02

RECEIVED

JUL - 2 2001

Department of Water Resources

2001 JUN 29 AM 11: 56
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

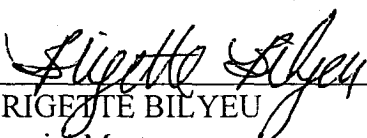
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcases: 33-00087, 33-02034, 33-02106,
	)	33-02141, and 33-11002
Case No. 39576	)	
	)	ORDER SETTING SUBCASE
	)	DEADLINES

A Status Conference was held in the above subcases on June 29, 2001. At the Status Conference, the following deadlines were set:

7/25/01	5:00 pm	Deadline for filing <i>Motions to Amend Claim</i> or <i>Motions for Late Objections</i> .
8/24/01	10:00 am	Telephone Hearing on <i>Motions for Late Objections</i> or <i>Motions to Amend Claim</i>
		Location: SRBA District Court 253 Third Avenue North Twin Falls, ID

DATED June 29, 2001.



BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

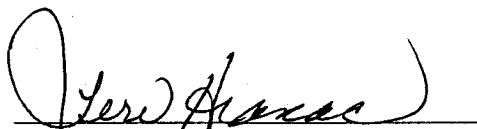
CERTIFICATE OF MAILING

I certify that a true and correct copy of ORDER SETTING SUBCASE DEADLINES was mailed on June 29, 2001, with sufficient first-class postage prepaid to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

U.S. Dept. of Justice
Environment & Natural Resources Div.
550 W Fort St, MSC 033
Boise, ID 83724

Ted S Sorenson
Birch Creek Ranches LLC
5203 S 11th E
Idaho Falls, ID 83404


Deputy Clerk

OCT 24 2000

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

Subcase(s): 33-00087, 33-02034,

33-02106, 33-02411

ORDER SETTING HEARING

The court sets the following hearing in the above subcase(s):

- ☒ Status Conference
☐ Settlement Conference
☐ Scheduling Conference

Date: January 11, 2001 9:00am

Location: SRBA Court phone

DATED: 10/24/ 2000.

Brigitte Bilyeu
BRIGETTE BILYEU, Special Master
Snake River Basin Adjudication

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Order was hand delivered to the following:

Representative of:
Director of IDWR
PO Box 83720
Boise, ID 83720-0098

Ted Sorenson

Representative of:
United States Dept. of Justice
Environment & Natural Resources Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Deputy Clerk
Deputy Clerk

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)

Water Rights: 33-02106, 33-02141,
& OVERLAPPING RIGHTS
33-00087, 33-02034

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

☒ I.C. § 42-222 transfer **5760**

☒ point of diversion ☒ place of use

☐ period of use ☐ nature of use

☒ ownership change

IDWR projects the Administrative Proceeding shall be completed no later than: **JULY 12, 2001**

DATED: July 7, 00

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 7/10, 2000, 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
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
TED SORENSON
BIRCH CREEK RANCHES LLC
5203 S 11TH E
IDAHO FALLS ID 83404

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
RENO DITCH CO INC
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

4. One copy to:

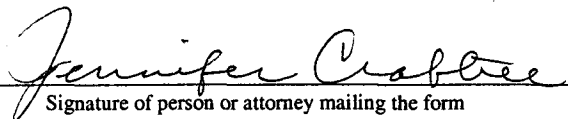
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

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

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

Sorenson
Ted

A33-00087
ALAN J. AMY
P.O. BOX 32
HOWE

R

ID 83244

☐ Possumption C - P.O.U. / Trans. 2529
Proof? P.O.D.

☒ ASCS Photo: 02034/2072B

DEEP CK - 12 REG. A-STATE HYDRO PLANT
only



A3300087



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 5, 2000

TED SORENSON
BIRCH CREEK RANCHES LLC
5203 S 11TH E
IDAHO FALLS ID 83404

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A33-00087, A33-02034,
A33-02106, A33-02141

Dear Mr. Sorenson:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

RECEIVED

JAN 03 2000

Department of Water Resources
Eastern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPPlease print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): _____
 Adjudication Claim No(s): A33-00087, 33-02034, 33-02106, 33-02141

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 showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former
Owner/Claimant

ALAN J. Amy
PO Box 32 Howe ID 83244

4. New Owner/Claimant(s)

TED S. SORENSON

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

BIRCH CREEK BANKS LLC

City, State and ZIP Code

5203 SOUTH 11TH EAST IDAHO FALLS ID

New Telephone Number

(208) 522-8069 Day 529-2469 EVEN. 83404

5. Date you acquired the property

1996

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s)
or Claimant(s)

[Signature]

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

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

035323

NO.

RECORDED

RECEIVED

JAN 03 2000

Department of Water Resources
Eastern RegionQUITCLAIM DEED
FOR
WATER RIGHTS

DEC 27 1999

A.C. 2.20 PM
BUTTE COUNTY RECORDER
Dayla Mone

THIS INDENTURE is made this 20th day of December, 1999, between Alan J. Amy and Afton Louise Amy, husband and wife, referred to herein as the "GRANTOR" and Birch Creek Ranches, LLC, a limited liability company, referred to herein as the "GRANTEE",

WITNESSETH, that the GRANTOR, for an in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) lawful money of the United States of America and other good and valuable consideration to GRANTOR, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's successors and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in all the following described water rights or portions thereof in the County of Butte, State of Idaho, to-wit:

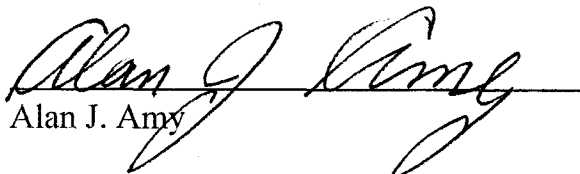
WATER RIGHT NO.	AMOUNT	PRIORITY DATE
33-00087	1.6 cfs	October 1, 1900
33-02034	0.3 cfs	May 16, 1934
33-02106	3.0 cfs	August 7, 1961
33-02141	3.2 cfs	January 29, 1949

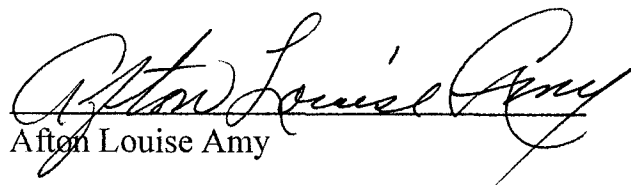
TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, or rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said water rights unto the GRANTEE, and to GRANTEE's successors and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the GRANTOR has executed the within instrument the day and year first above written.

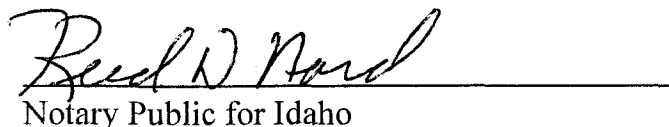

Alan J. Amy


Afton Louise Amy

STATE OF IDAHO)
)ss.
County of Bonneville)

On the 20th day of December, 1999, before me, the undersigned, a notary public in and for said State, personally appeared ALAN J. AMY and AFTON LOUISE AMY, husband and wife known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

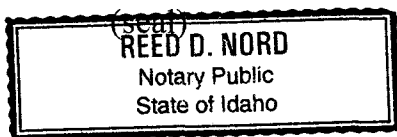
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Notary Public for Idaho

Residing at Idaho Falls, Idaho

My Commission Expires: June 10, 2005 **MY COMMISSION EXPIRES**



G:\WPDATA\KWF\6936\QUITCLAI.AMY.kmc

November 23, 1999

NOTICE OF ERROR
REPLY

RECEIVED

DEC 27 1999

Department of State Resources
Eastern Region

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 10, 1999

Water right number: 33-02106

~~ALAN J AMY~~
~~PO BOX 32~~
~~HOWE ID 83244~~

Ted S. Sorenson - Brook Creek Ranch LLC
5203 South 11th East
Idaho Falls, Idaho
83404

Daytime Telephone Number: 208-522-8069

Evening Telephone Number: 208-529-2469

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

Amount should be 4.9 cfs
because of Field exam of July 1966
and 1996. Change to higher amount
occurred in 1961

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

Increase amount to 4.9 cfs

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

Well has produced this amount
since 1961

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

DATE: 12/23/99 SIGNATURE: 

Please print your name: Ted S. Sorenson

Concern over amount of CFS - Cannot increase per lic.
Suggested a letter from SCS and new BUI claim w/
amount from Jake Amy - Informing Ted 1/4/00. 

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

Need C/o - Done 1/5/00

CLAIM NO(S).
DATE: 1 April 1996 T 10N R 27E
SOURCE OF DOC: ASCS
SIGNATURE: [Signature]

NH&L

④
86.9

③
84

31

⑩
83
30.8

P.O.R. 33-00087
P.O.R. 33-02034

PIPELINE

HYDROPLANT

DEEP CR. - BLACK CR. AQUADUCT

↑ Vandy Ownership
W. of Hwy
3 PAGES
→

LOOKING NORTHWESTERLY

PHOTO 1.

PHOTO SHOWS LAY OF THE
AQUADUCT TO THE HYDRO-
PLANT FROM BLACK CREEK
DIVERSION (Photo 3) AND THE
DEEP CREEK (Photo 2)



LOOKING NORTHWESTERLY

PHOTO 2.

SHOWS FOREBAY POND AND
AQUADUCT INTAKES FROM
DEEP CREEK.

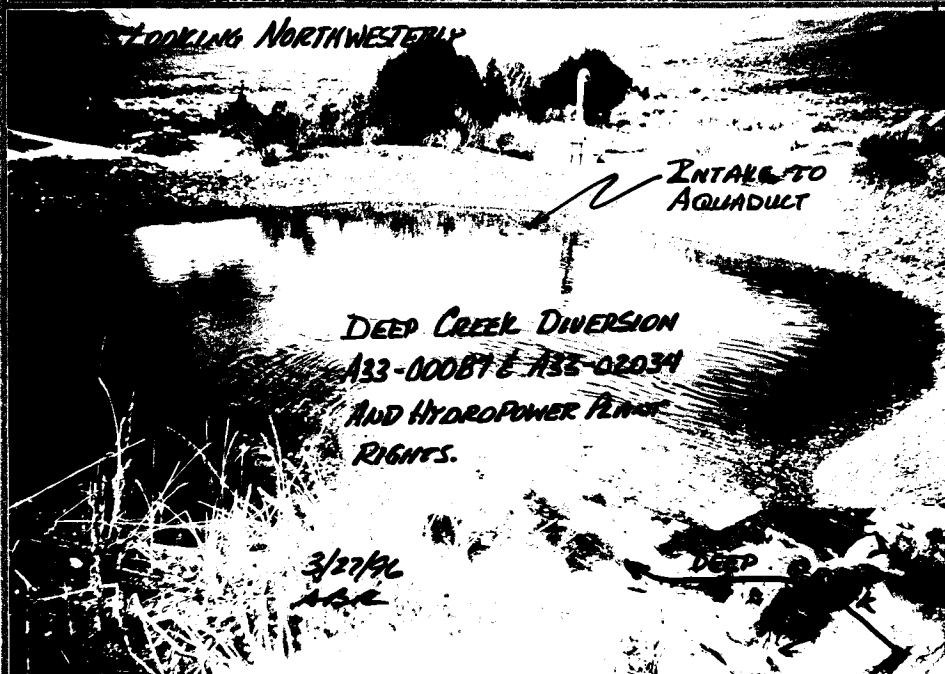


PHOTO 3.

SHOWS FOREBAY POND AND
AQUADUCT INTAKES FROM
BLACK CREEK.



PHOTO DATE: 5/27/96
PHOTO BY: ASR

LOOKING NORTHEASTERLY

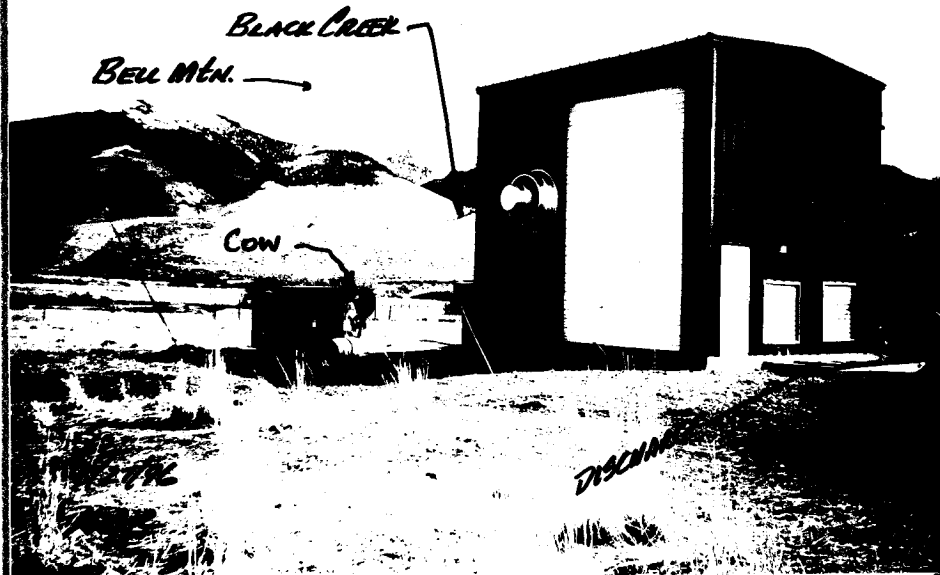
PHOTO 4



HYDROPOWER PLANT (NEW
ENERGY INC.) 33-07177
AND 33-07178, PERMITS.
MC. JIM'S IRRIGATION
RIGHTS (A33-00087 AND
A33-02034) START AT
THIS DISCHARGE DITCH.
ALSO, SHOWS RELATIONSHIP
TO DEEP CREEK.

LOOKING NORTHEASTERLY

PHOTO 5



SHOWS RELATIONSHIP TO
BLACK CREEK.

PHOTO _____

PHOTO DATE: 3/27/96
PHOTO BY: ABIL

RECEIVED

MAY 18 1982

Department of Water Resources
Eastern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Alan J. Amy Phone 767-3374
Post office address Howe, ID 83244

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to William I. Peck and Caroline Peck
(Name)
in case of Blaine County Investment Co. vs Robert G. Mays
dated 3/4/1927 in 6th Judicial District county of Butte
(Name of court)b. License No. 33-2034 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

Applicant acquired rights through purchase of said rights - source of water -
Deep Creek Springs/Black Canyon Springs tributary to sinks (33-2034)3. Source of water Deep Creek (33-0087) tributary to sinks4. Date of priority 33-0087 (10-1-1900) 33-2034 (5-16-1934) Season of use ¹³ Not ^{ABD} See Decree ^{Pr. XLV}5. Water is used for the following purposes: specified in decree - Right No. 33-0087
33-0087 amount 1.6 cfs for irrigation purposes from 4/1 to 11/133-2034 amount 0.30 cfs for irrigation purposes from 4/1 to 11/1
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)6. Total amount of water under right: a. 1.90 cubic feet per second
b. _____ &/or _____ acre feet per annum⑦ Note: See Remarks 33-2034 Location of original point of diversion is SW SE Section 10
SE 1/4 of NW 1/4 of Section 14 See Decree
Township 10N Range 27E, B.M., in Butte CountyAdditional points of diversion, if any NE 1/4 of SW 1/4 Sec. 14 T. 10N. R. 27 E.B.M.

NOTE: Point of diversion from Deep Creek not specified in decree.

8. Lands irrigated or place of use:

TWP.	RANGE	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	
33-0087																			
9N	27E	9		40	40	40	40												160
33-2034																	15		15
9N	27E	4																	

Total number of acres to be irrigated 1759. Describe any other water rights used for the same purposes as described above From Little Lost
River: 70 miners inches, Priority April 1, 1906; 33-0088

A33-00087

Presumption Code C

Adj. claim P.O.U. is DIFFERENT
THAN TRANSFER 2529.

1. Show when this change occurred.
1985 when HYDRO came on.
2. Actual P.O.D.?

HYDRO IS REDIVERSION.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	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	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion

- a. Amount of water to be diverted 1.90 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SE 1/4 NE 1/4, Section 13 Township 10N
Range 26E, B.M., Butte County

Additional points See remarks on back page for legal description corrections of 2 diversion points

- c. Description of diverting works Ditch from creek to place of use.

- d. Describe the reasons for applying for a change in the point(s) of diversion Place of use is adjacent to new point of diversion. Right was purchased by Mr. Amy to be applied to his property.

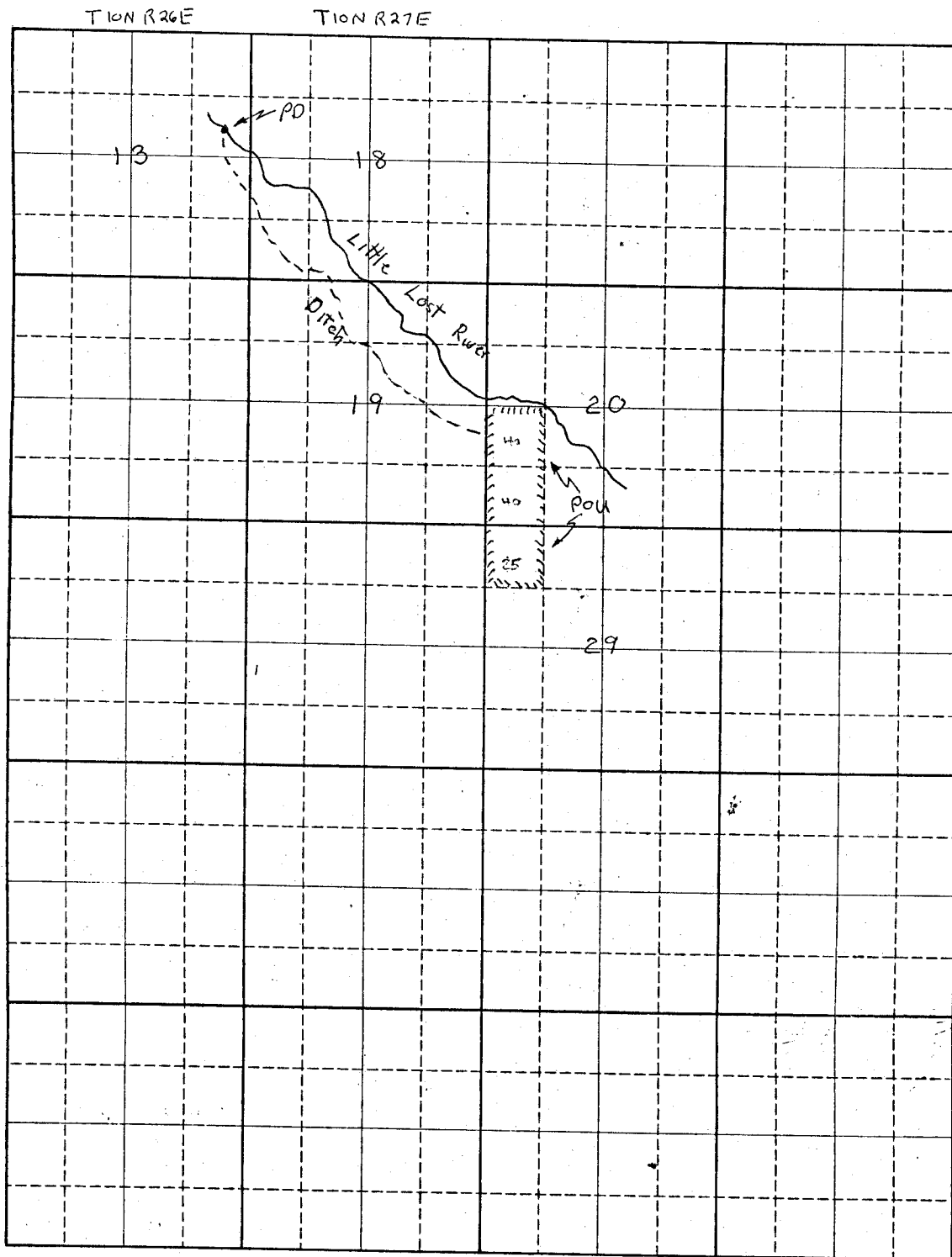
2. Change in place of use

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	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	
10N	27E	20									40	40							80
		29					25												25

Total number of acres to be irrigated 105

3. Draw a map indicating the new point of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

A33-00087

Black Cr. P.O.D.
SESW Sec. 10 10/27
NO WAY
NBSW - only
DEEP CR. P.O.D. Actual
NESW Sec. 14 10/27
SEE Pg. 1 #7

U.S.D.A. map will accompany transfer for corrections below
4. Remarks Legal description corrections to Water Right Licence
#17958/33-2034 Black Canyon Spring, point of diver-
sion is within SE 1/4 of SW 1/4 Sec 10 T. 10 N. R. 27 E.B.M.
Deep Creek Spring, point of diversion is within SW 1/4 of NW
1/4 Sec 14 T. 10 N. R. 27 E.B.M. both in Butte County.

I hereby assert that no one will be injured by such change and 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.

Subscribed and sworn to before me this 19th day of March, 19 81.
Alan J. Amy
(Signature of applicant)

Gloria Aldrich
(Notary public)

My commission expires Oct 10, 1981

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 33-0087 and 33-2034 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Use of water under this right is subject to control by the watermaster of State Water District No. 33, Little Lost River.

Witness my hand this 11th day of May, 19 82.

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by KW Date 3/20/81 Protest filed by _____
Prelim. check by JK Fee 50.⁰⁰
Receipted by KW Date 3/24/81 #17121
Published in Arco Advertiser Copies of protest forwarded by _____
Pub. dates 4/9 & 4/16/81 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial _____
4/7/81 rec'd. 4/16/81 by EMC. Jim Det

A33-00087

NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that Alan J. Amy, Howe, Idaho, has applied to the Department of Water Resources for a change in the point of diversion and place of use for the following rights:

Right No. 33-0087 evidenced by decree to William I. Peck and Caroline Peck in case of Blaine County Investment Co. -vs- Robert G. Mays dated 3/4/1927 in Sixth Judicial District, County of Butte and recorded as follows:

AMOUNT: 1.60 cfs from Deep Creek PRIORITY: 10/01/1900

Point of diversion was not specified in decree, to be used from Apr. 1 to Nov. 1 for the irrigation of 160 acres within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 9N, R. 27E.

License No. 33-2034 AMOUNT: 0.30 cfs PRIORITY: 5/16/1934

Point of diversion: ~~SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T. 10N, R. 27E, B.M., Butte County.~~ ^{Sec. 10} SWSE SEC. 10 BLACK CK.

The water is used to irrigate 15 acres from Apr. 1 to Nov. 1 within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 9N, R. 27E, B.M. ^{SHOULD BE:} N $\frac{1}{2}$ SW SEC. 14 DEEP CK

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, ^{Summit CK} T. 10N, R. 26E, B.M., Butte County; to be used for the irrigation of 105 acres within the W $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 10N, R. 27E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83401, on or before April 27, 1981.

C. STEPHEN ALLRED

Director

Published in the Arco Advertiser, Arco, Idaho on April 9 and 16, 1981.

ADVERTISMENT OF TRANSFER 2529
IN 00009

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:54
03/31/93

703
CLAIM NUMBER: A53-00087

PAGE: 1
GENERAL INFORMATION

LAST: PECK
ADDRESS:
CITY: N/A
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: WILLIAM I
STATE: ID ZIP: 00000

LAST: PECK
ADDRESS:
CITY: N/A
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: CAROLINE
STATE: ID ZIP: 00000

LAST: AMY
ADDRESS: P/O BOX 32
CITY: HOME
PHONE NUMBER: 208-767-3374
OWNER CODE: C
FIRST: ALAN JX
STATE: ID ZIP: 83244

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE Y
FIELD EXAMINER

CLAIM REMARKS: TRANS-2529
33-00087A PANCHERI CLAIMED 1-4 CFS
WITHDRAWN 2/18/93

CONTACT PERSON: AL RABERY

PHONE NUMBER: () - - -

DATE OF FIELD EXAM: 3/27/96

APPOINTMENT MADE: V ()

TIME: 9:00 A () P ()

ACCOMPANIED BY: ALAN AMY

PHONE NUMBER: () - - -

RELATIONSHIP TO CLAIMANT: OWNER

DIRECTIONS TO PROPERTY / NOTES:

Met w/ Mr. Amy as appointed. Discussed what he uses, irreg. practices, visited P.O. in photo
PODs etc.

References: Debris, Translog 2529, QP-V32, NAW V32 US, AS Field Exam, Hydro with low measurement

PRIORITY DATE REVIEW PAGE

A. AJ CLAIM: # A33-00087 PRIORITY DATE: 10-01-1930 STAGE: 0
B. WR RECORD: # 33-00087 PRIORITY DATE: 10-01-1930 STAGE: 0

C. FIELD EXAM REQUIRED? FIELD EXAMINER
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN

NOTES: PRIORITY DATE CHANGED MATTERS DUE TO TRANSFER # 2529

RECOMMENDED PRIORITY DATE: 10-01-1930 AS CLAIMED

REVIEWED BY [Signature] DATE 3/5/94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.
A33-00087	10N	27E	14

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX NONE
A33-02034
A33-07094

CNTY BUTTE

LOT

1/4

NE

SW

On per 7.2529

HR RECORDS IN SAME 40-ACRE TRACT

33-07093
33-07094
33-07177
33-07180

SOURCE: DEEP CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.
33-00087	10N	26E	13

CNTY BUTTE

LOT

1/4

SE

NE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE

33-02034
33-07179
33-07190

SOURCE: DEEP CREEK

TRIB: SINKS

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
		Y N	ZZ

NOTES:

No Changes to POD. And to 12 AC TRACT. POD ON WP SIDE IS IN ERROR - REFER TO 00-132/33 FOR LOCATION OF DEEP CREEK WR P.O.D. - 00V-82 WRONG TOWNSHIP & SECTION IS UNLAWFUL. TRANSFER CORRECTS POD TO N25W SEC 14, T10N, R27E. 11 MAY 1982.

* SOURCE IS CORRECT ON THIS RIGHT - WRONG ON 02034.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:					LOT	COUNTY	DIVERSION NAME
TWP.	RSE.	SEC.	1/4	1/4			
10N	27E	14	SE	NW	SW	Butte	DEEP CR
10W	27E	20	NW	NW	SW	Butte	R DIVERSION FOR IRRIG.
---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---
SOURCE: DEEP CREEK					---	---	---
REVIEWED BY: <u>WBL</u>					DATE: <u>3/3/94</u>		
SYSTEM DESCRIPTION:					NOTE 1. LITTLE LAST RUNGE		

NOTE 1:
TRYB: SINKS
LITTLE CREEK RIVER

* AS CLAIMED P.O.D. IS CORRECT. HOWEVER, T.2529 ROAD, IS IN ERROR.
NOTE 1. AS DEVELOPED WATER DEEP CREEK IS TRIBUTARY TO LITTLE CREEK RIVER AT NEWNSW SEC. 20 1/4.

NOTE 2. THE WATERS OF THIS RIGHT ARE COMMINGLED WITH WATERS OF LICENSE BLANK CANYON SP. (CATCH) 33-02034. THEY COMBINE INTO A COMMON AQUADUCT THEN FLOW THROUGH THE HYDROPLANT. DISCHARGE WATERS ARE USED FOR IRRIGATION. HOWEVER, 33-00087 AND 33-02034 DIVERSIONS TOTAL 1.90 CFS. MEASUREMENT OF HYDROPLANT outflow was MEASURED AT 3.68 CFS on 10 July 1996.

A. ROOT WATER RIGHT NUMBERS:
 A33-10073
 A33-10074
 A33-00087

B. POU LISTING

TRP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	JR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10N	27E	19	SE	SE	SE	ANY, ALAN J.	A33-00087 / 3.0	-	39.0		0.0
			SE	SE	SE	ANY, ALAN J.	A33-02034 / 3.0	-			
			SE	SE	SE	ANY, ALAN J.	A33-02106 / 4.0	33-02106 / 35.0			
			SE	SE	SE	ANY, JESS L.	A33-02141 / 34.0	33-02141 / 40.0			
			SE	SE	SE	ANY, ALAN J.		33-07094 / 40.0			
10N	27E	20	N4	SW	SW	ANY, ALAN J.	A33-00037 / 20.0	33-00087 / 40.0	38.0		26.0
			N4	SW	SW	ANY, ALAN J.	A33-02034 / 20.0	33-02034 / 40.0			
			N4	SW	SW	ANY, ALAN J.	A33-02106 / 2.0	-			
			N4	SW	SW	ANY, JESS L.	A33-02141 / 37.0	-			
			N4	SW	SW	ANY, JESS L.		33-02135A / 40.0			
			N4	SW	SW	NEW ENERGY INC.		33-07117 /			
			N4	SW	SW	NEW ENERGY INC.		33-07178 /			
10N	27E	20	S4	SW	SW	ANY, ALAN J.	A33-00037 / 38.0	33-00087 / 40.0	37.0		40.0 AC
			S4	SW	SW	ANY, ALAN J.	A33-02034 / 38.0	33-02034 / 40.0			
			S4	SW	SW	ANY, JESS L.	A33-02141 / 40.0	33-02141 / 40.0			
			S4	SW	SW	ANY, ALAN J.		33-02106 / 36.0			
10N	27E	29	N4	NW	NW	ANY, ALAN J.	A33-00037 / 39.0	33-00087 / 25.0	40.0		39.0 AC
			N4	NW	NW	ANY, ALAN J.	A33-02034 / 39.0	33-02034 / 25.0			
			N4	NW	NW	ANY, ALAN J.	A33-02106 / 11.0	33-02106 / 40.0			
			N4	NW	NW	ANY, JESS L.	A33-02141 / 28.0	33-02141 / 40.0			
			N4	NW	NW	ANY, ALAN J.		33-07094 / 15.0			
10N	27E	30	NE	NE	NE	ANY, ALAN J.	A33-00037 / 5.0	-	23.0		2.0 AC
			NE	NE	NE	ANY, ALAN J.	A33-02034 / 5.0	-			
			NE	NE	NE	ANY, ALAN J.	A33-02106 / 13.0	33-02106 / 17.0			
			NE	NE	NE	ANY, JESS L.	A33-02141 / 7.0	33-02141 / 40.0			
			NE	NE	NE	ANY, ALAN J.		33-07094 / 40.0			
TOTAL ACRES							105.00	105.00	177.30		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
 IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?
 DUE TO POJ DISCREPANCY? (Y/N)

FIELD EXAMINER
 DATABASE Y

POJ COUNTY: BUTTE
 P.O.U. IS FLOOD IRRIG. LANDS, WITH FLOOD, AFTER HYDROPLANT DISCHARGES.

* CP5: A.P.O.U. - APPROPRIATE THE SAME BY TX 2529
 WAS NEVER COMPLETED TO SORNO TX ACRES.

For Take

CP5 AC.

02

112

262

382

22

1772 AC
 Recommended AC.

105.0 AC.

For

CP5 of
 For

PRESUMPTION FLAG: C

NOTES:

T. 2529 CHANGES R.O.D. AND AC FROM DUEBOS - STEWART, LANDS CLAIMED (105.0 AC) AND NOT
ALL THE SAME LANDS AS IDENTIFIED BY T. 2529.
33-07177 & 33-07178 ARE PERMITS FOR POWER GENERATION. Priority 4/29/1991. Outflow is discharged
TO Little Lost River AT NEWBOW SEC. 20 T. 10N. R. 27E. DURING WINTER MONTHS.

RECOMMENDATIONS:

TOTAL ACRES: 105.0 AC.

REVIEWED BY: *ABR*

DATE: 23 July 96

CPS: D.P.O.U.

A. AJ CLAIMED USES:

PURPOSES
A33-00087 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
1.600 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.600 CFS

As Directed

1/2 AC on lower
showing marks

B. WR RECORDED USES:

PURPOSES
33-00087 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
1.600 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.600 CFS

PRESUMPTION FLAG: C

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD EXAMINER
DATABASE
N N N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

DISCREP

Y(N) N(C)

Y(N) N(C)

EXPLAIN IN NOTES, BELOW.

NOTES:

PERIOD OF USE AS SPECIFIED IN DISCREP 04-01 TO 11-01- RECORDED SAME

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y (X) N ()

AJ TOTAL CLAIMED DIVERSION RATE: 1.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.500 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED? FIELD
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y DATABASE EXAMINER

B. MEASUREMENT METHOD SWOFFORD METER, SEE ATTACHED CALCULATIONS.
@ Hydro Design

C. ARE OTHER WATER RIGHTS USED? Y (X) N () IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 33-2034/02106/02141

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A33-00037	DEEP CREEK	AMY, ALAN J.	1.500	0.015		
A33-02034	BLACK CREEK	AMY, ALAN J.	0.500	0.022		
A33-02106	DEEP CREEK	AMY, ALAN J.	3.000	0.020		
A33-02141	GROUNDWATER	AMY, JESS L.	3.200	0.020		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

18. CALCULATIONS

1A. IRRIGATION RATE
ACRES 105 X 0.02 CFS/ACRE = 2.1 CFS
(TAKEN FROM P/U REVIEW)

2.10 CFS

DJES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

1.60 CLAIMED *ah*

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 252.5 AF/A

ACRES 105 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 262.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 105 X DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 367.5 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()
TRANSFER 2529.

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01 CA-AS DIVERSION	DATABASE EXAMINER 1.630	DATABASE EXAMINER ---	DATABASE EXAMINER 262.5
TOTAL FOR THIS RIGHT		CA-1.630		262.5

REVIEWED BY: *[Signature]*

DATE: 26 MAR 96

THIS RIGHT IS USED IN COMBINATION WITH 33-02034 ON SAME P.O.U. TOGETHER, THEY CAN ONLY SURVIVE BY FLOOD IRRIGATION, LANDS SHOWN AS THE RECOMMENDED P.O.U.

LEAD: 33-02034, 1.90 cfs, 3675 AF, LOS AC

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED (X)
NEEDS REVIEW ()

OWNERSHIP FORFEIT/ABANDON ADDITIONAL DIV. AMOUNT

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-00087

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A33-00023A	A33-10073	1.100	-	-	33-00023A	3.530
A33-00092E	A33-10073	1.100	-	-	33-00092E	3.500
A33-00036	A33-10074	4.850	-	-	33-00086	2.925
A33-00093C	A33-10074	4.850	-	-	33-00093C	3.200
-	A33-00087	1.600	-	-	33-00087	1.600

TOTAL CFS 13.500

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE N
FIELD EXAMINER

NOTES:

33-00087 IS NOT SPLIT (A33-00087A WAS FILED BY WILSON, INC. - BUT, WITHDRAWN). 2/18/93

DECREASED AS BOUNCES (1600E) RIGHT IS CLAIMED IN FULL.

1600E IN COMBINATION WITH 33-02034

AUTHENTICATION:

SIGNATURE: [Signature] DATE: 3 Apr 96

NAME OF FIELD EXAMINER: Angela B. Ruppberg TITLE: SA, Agt

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:54
03/31/93

PAGE: 13
QUICKLOOK INFORMATION

721
CLAIM NUMBER: A35-00087

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

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 WAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

Presumption Coos. C

Bar Coos

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

Condition/Remarks Coos
CDS E49

CLAIM NUMBER: A33-20097

ppu w/ 02034? 1/6/85

Nov. / Remsachs
csp 503 603



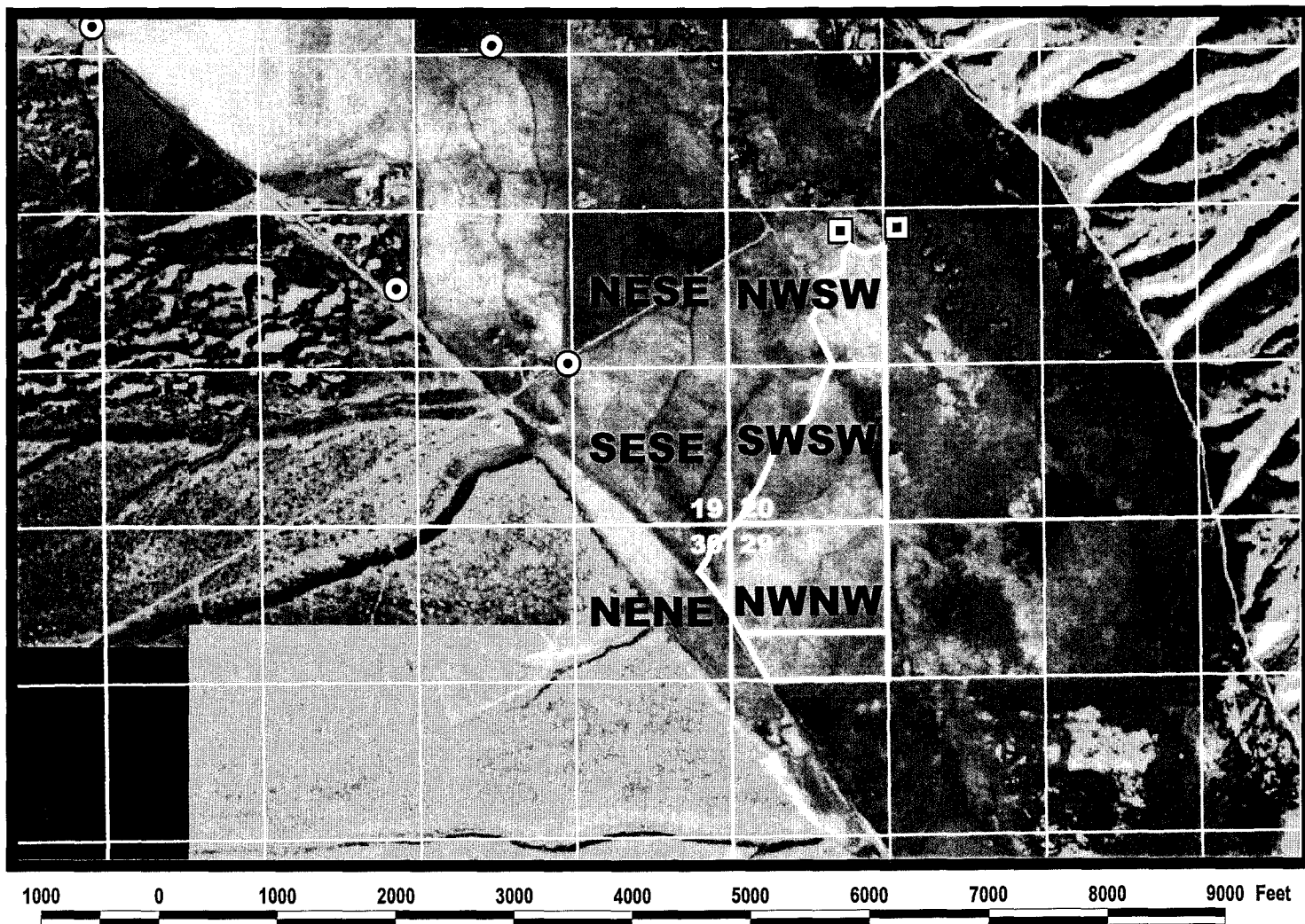
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: A.J. AMY

Water Right(s): 33-02034, 33-00087



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use

Section Line

Quarter-section line

Place(s) of Use: T.10N., R.27E.

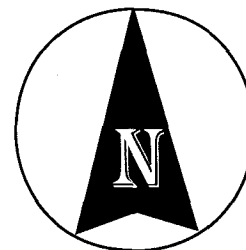
Section 20 (parts of) W2SW,

Section 29 (part of) NWNW,

Section 30 (part of) NENE

Point(s) of Diversion: T.10N., R.27E.

Sec. 20 NENWSW (surface)



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: October 1999



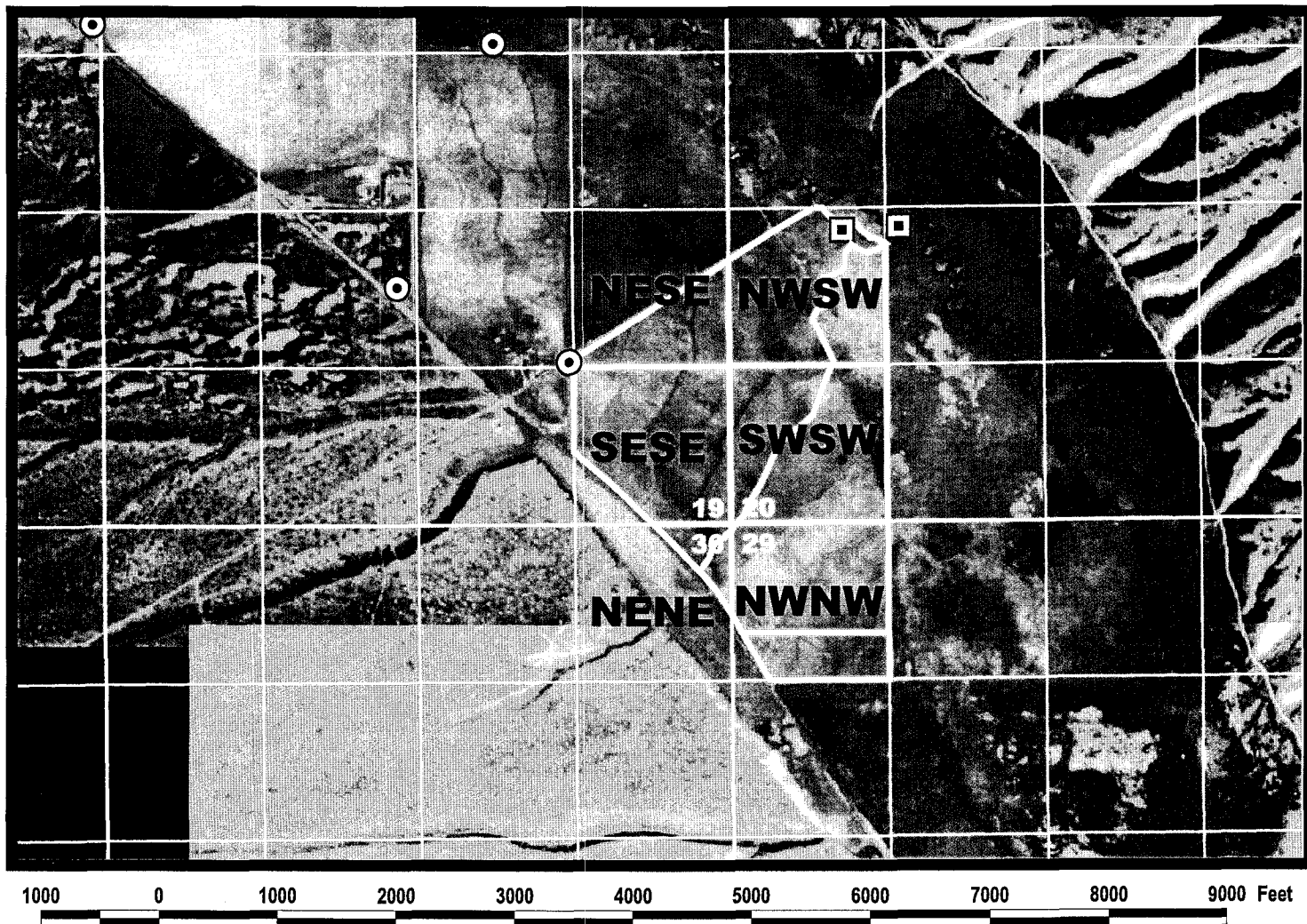
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: A.J. AMY

Water Right(s): 33-02141, 33-02034, 33-00087



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use

Section Line

Quarter-section line

Place(s) of Use: T.10N., R.27E.

Section 19 (parts of) E2SE,

Section 20 (part of) W2SW,

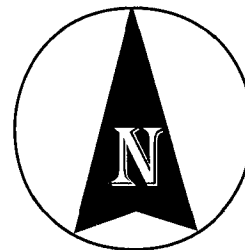
Section 29 (part of) NWNW,

Section 30 (part of) NENE

Point(s) of Diversion: T.10N., R.27E.

Sec. 19 SENWSE (well)

Sec. 20 NENWSW (surface)



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: October 1999

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 33-00087

2002 APR -9 PM 3:07
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME AND ADDRESS: TED S SORENSON
BIRCH CREEK RANCHES LLC
5203 S 11TH E
IDAHO FALLS, ID 83404

SOURCE: DEEP CREEK TRIBUTARY: LITTLE LOST RIVER

QUANTITY: 1.60 CFS

USE OF THIS RIGHT WITH RIGHT NO. 33-02034 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.60 CFS.

USE OF THIS RIGHT WITH RIGHT NOS. 33-02034, 33-02106, 33-02141
AND 33-11002 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 8.0
CFS.

PRIORITY DATE: 10/01/1900

POINT OF DIVERSION: T10N R27E S14 SENESW Within Butte County
S20 NENSW (Rediversion)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.60 CFS

PLACE OF USE:	Irrigation		Within Butte County
	T10N R27E S20	NWSW 10.8	SWSW 25.8
	S29	NWNW 37.9	
	S30	NENE 2.2	
	76.7 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO. 33-02034 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 76.7 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 33-02034 AND 33-02141 IS
LIMITED TO THE IRRIGATION OF COMBINED TOTAL OF 167.2 ACRES 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. 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

AJ0749NP
No. R33-00087

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

DATE: 01/05/00
PAGE: 1

OWNER CODE C
NAME & ADDRESS
TED S SORENSON
BIRCH CREEK RANCHES LLC
5203 S 11TH E
IDAHO FALLS ID 83404
(208) 522-8069

PRIORITY DATE 10/01/1900
WATER USE IRRIGATION
USE PERIOD FROM 04-01 TO 11-01
DIVERSION RATE 1.600 CFS
DIVERSION VOLUME 1.600 CFS

TOTAL DIVERSION: 1.600 CFS

Water Source: DEEP CREEK

Tributary to: LITTLE LOST RIVER

Stage: DECREED

BUTTE County
BUTTE County

SENESW
NENWSW

T10N R27E S14
T10N R27E S20

Point(s) of Diversion:
Point(s) of Re-diversion:

Place of Use Legal Description for: IRRIGATION

NE		NW		SW		SE		SUM	
T	R	S	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10N	27E	20	:	:	:	10	25	:	36.6
10N	27E	29	:	:	:	:	:	:	37.9
10N	27E	30	:	:	:	:	:	:	2.2
									76.7

TOTAL ACRES

POU County: BUTTE

Other Rights: 33-02034

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C18 - 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.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 33-02034 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.60 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 33-02034 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 76.7 ACRES IN A SINGLE IRRIGATION SEASON.

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

Misc: Water District Number: 33 Field Inspection Flag: C
Presumption Flag:

AJ0749NP
No. R33-00087

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

DATE: 01/05/00
PAGE: 2

Comments: Date: 07/23/1996 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
TRANS.2529
33-00087A PANCHER1 CLAIMED 0.4 CFS, WITHDRAWN 2/18/93.

Date: 11/22/1999 User-ID: AJU10-EC Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 01/05/2000 User-ID: ARUBERRY Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP FILED 1/5/00.

Audit: 50/00/10 ARUBERRY

DATE: 10/14/99
PAGE: 1

Pod # - 14

AJ0749NP
No. R33-00087

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

DATE: 10/14/99
PAGE: 2

Comments: Date: 07/23/1996 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
TRANS.2529
33-00087A PANCHERI CLAIMED 0.4 CFS, WITHDRAWN 2/18/93.

Audit: 10/14/99 ARUBERRY

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: A33-00087
Date Received: 1/12/1990
Receipt No: E011668
Received By: RW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALAN J. AMY
Address: P.O. BOX 32
HOWE, ID

208-767-3374

83244

2. Date of Priority: OCT 01, 1900

3. Source: DEEP CREEK

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	27E	14	NE	SW			BUTTE

5. Description of diverting works:
COLLECTION BOX TO PIPELINE FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 262.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	27E	19	SE	SE		IRR	3.0
Section Acres							3.0

A33-00087

Page 1

Date: 01/12/90

MICROFILMED
NOV 18 1992

A3300087



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	27E	20	NW	SW		IRR	20.0
			SW	SW		IRR	38.0
					Section Acres		58.0
		29	NW	NW		IRR	39.0
					Section Acres		39.0
		30	NE	NE		IRR	5.0
					Section Acres		5.0
					Total Acres		105.0

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:
33-2034/02106/02141

14. Remarks:
TRANS.2529

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

BLAINE COUNTY INVESTMENT CO.
Decree Plaintiff

vs

ROBERT G. MAYS, 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): Alan J. Arny Date: 1-12-90

Date: _____

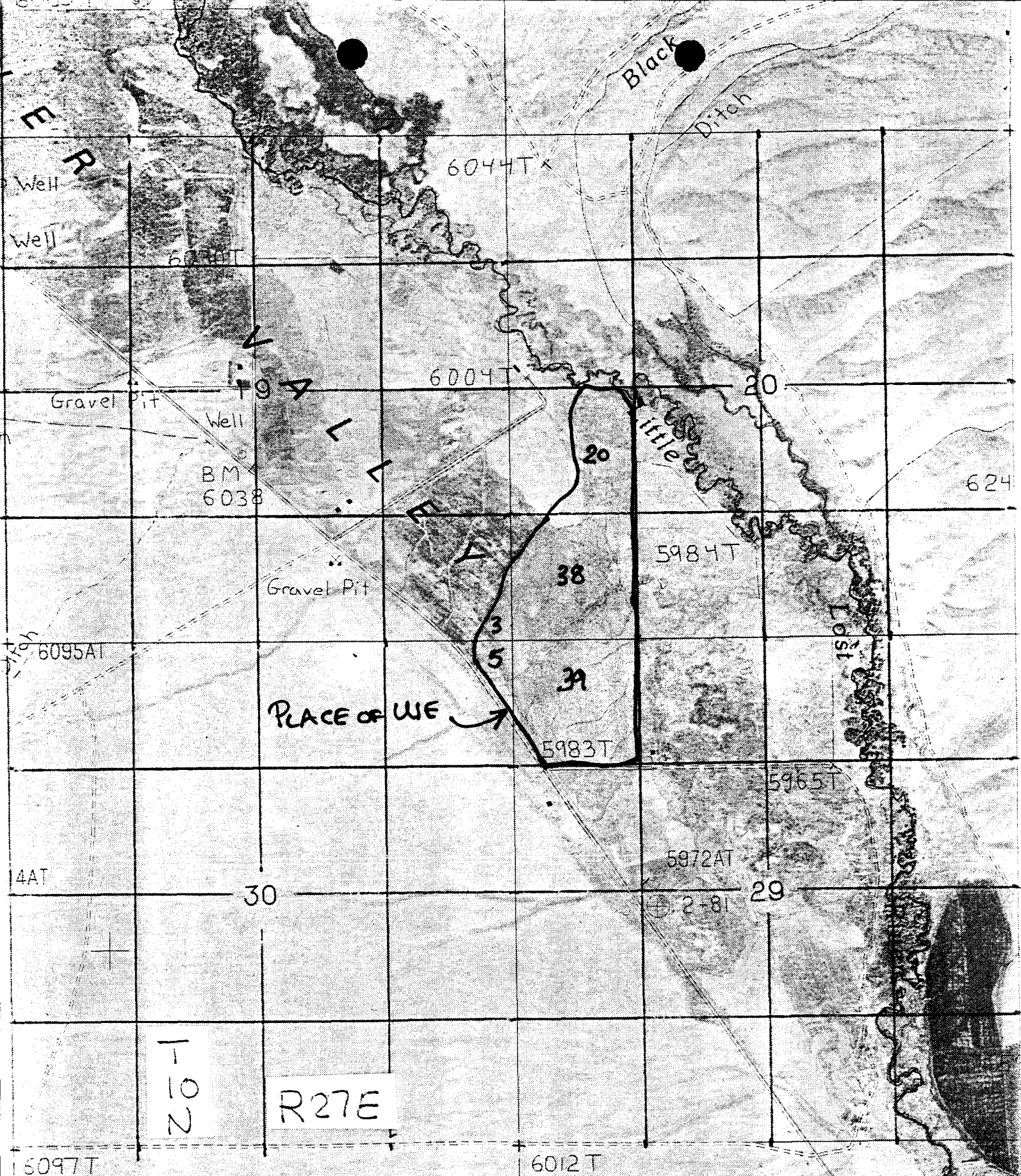
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 12 day
of Jan 1990

Colleen Wray
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991



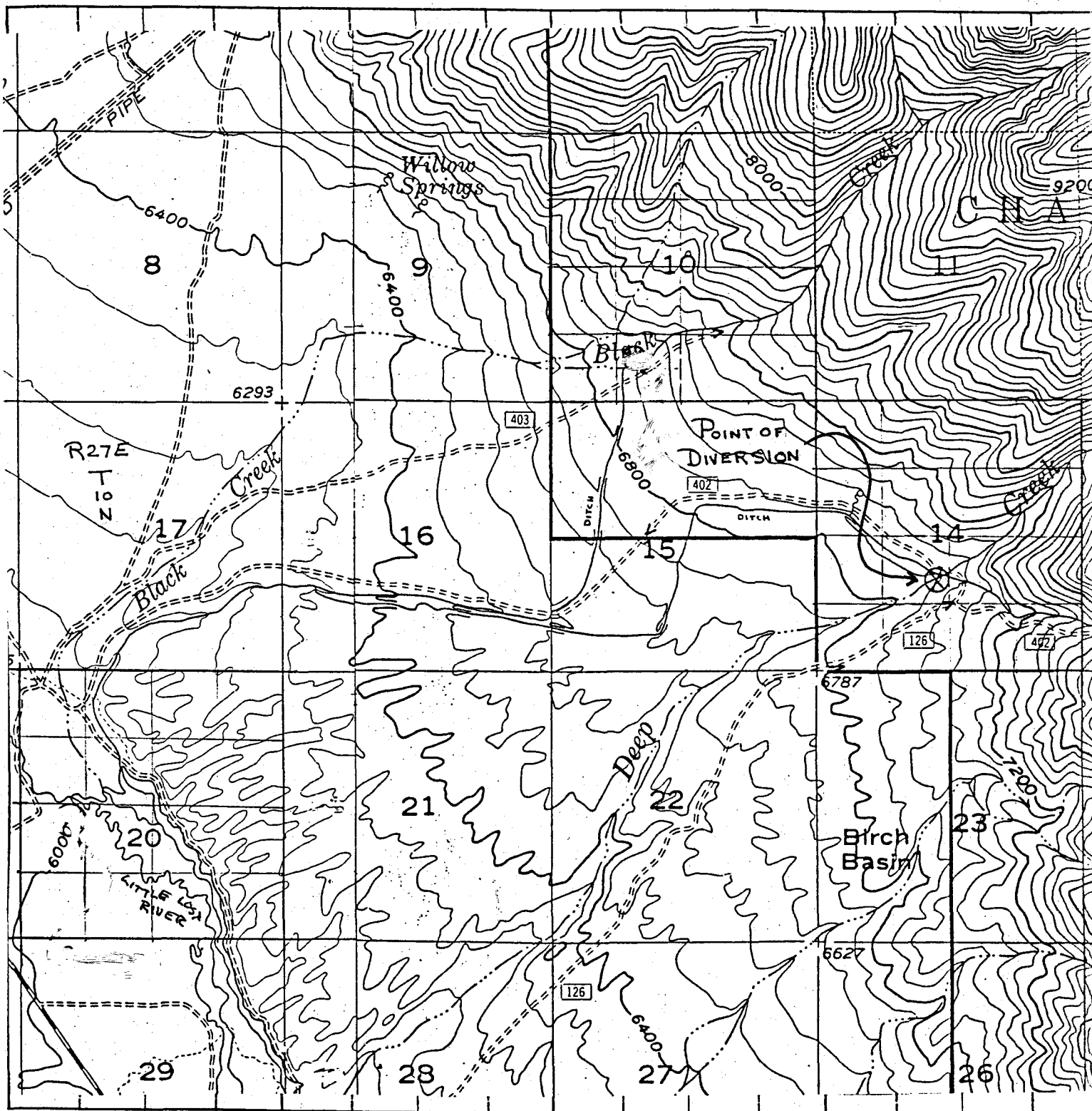
A33-00087

BM 5956

MICROFILMED

NOV 18 1992

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



Scale: 2 inches equal 1 mile

A33-00087

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

NOV 18 1992

Alan J. [Signature]
(Applicant)