

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 INTAKE FROM
DEEP CREEK.

Looking NORTHWESTERLY



PHOTO 3

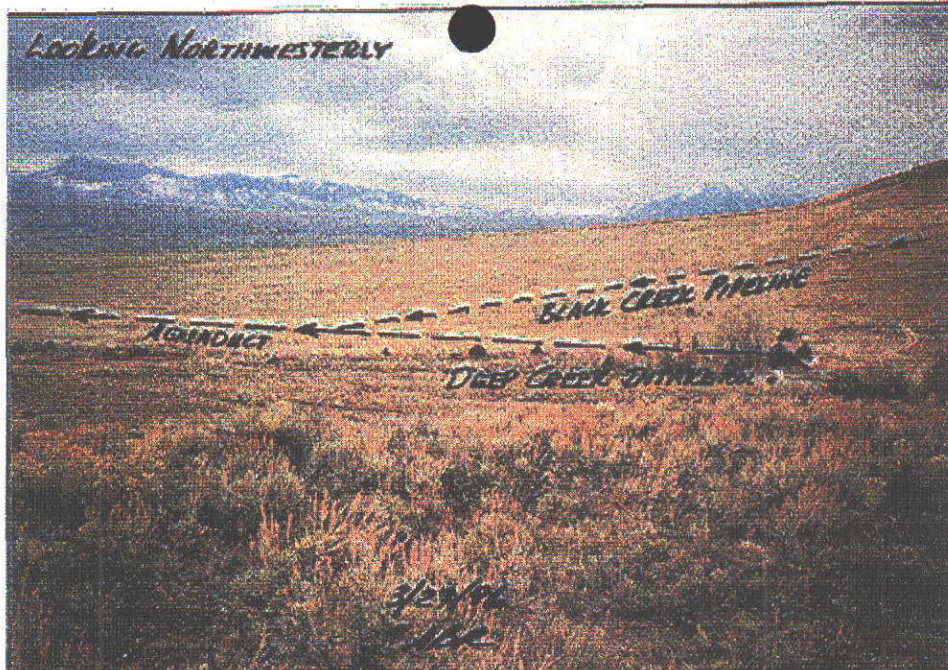
SHOWS FOREBAY POND AND
AQUADUCT INTAKE FROM
BLACK CREEK.

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

Looking NORTHWESTERLY

PHOTO 1

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



Looking NORTHWESTERLY

PHOTO 2

SHOWS FOREBAY POND AND
AQUADUCT INTAKE FROM
DEEP CREEK.



Looking SOUTHWESTERLY

PHOTO 3

SHOWS FOREBAY POND AND
AQUADUCT INTAKE FROM
BLACK CREEK.



PHOTO DATE: 5/27/96
PHOTO BY: *AMC*

Looking Northeastly

PHOTO 4



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

Looking Northeastly

PHOTO 5



SHOWS RELATIONSHIP TO
BLACK CREEK.

PHOTO

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



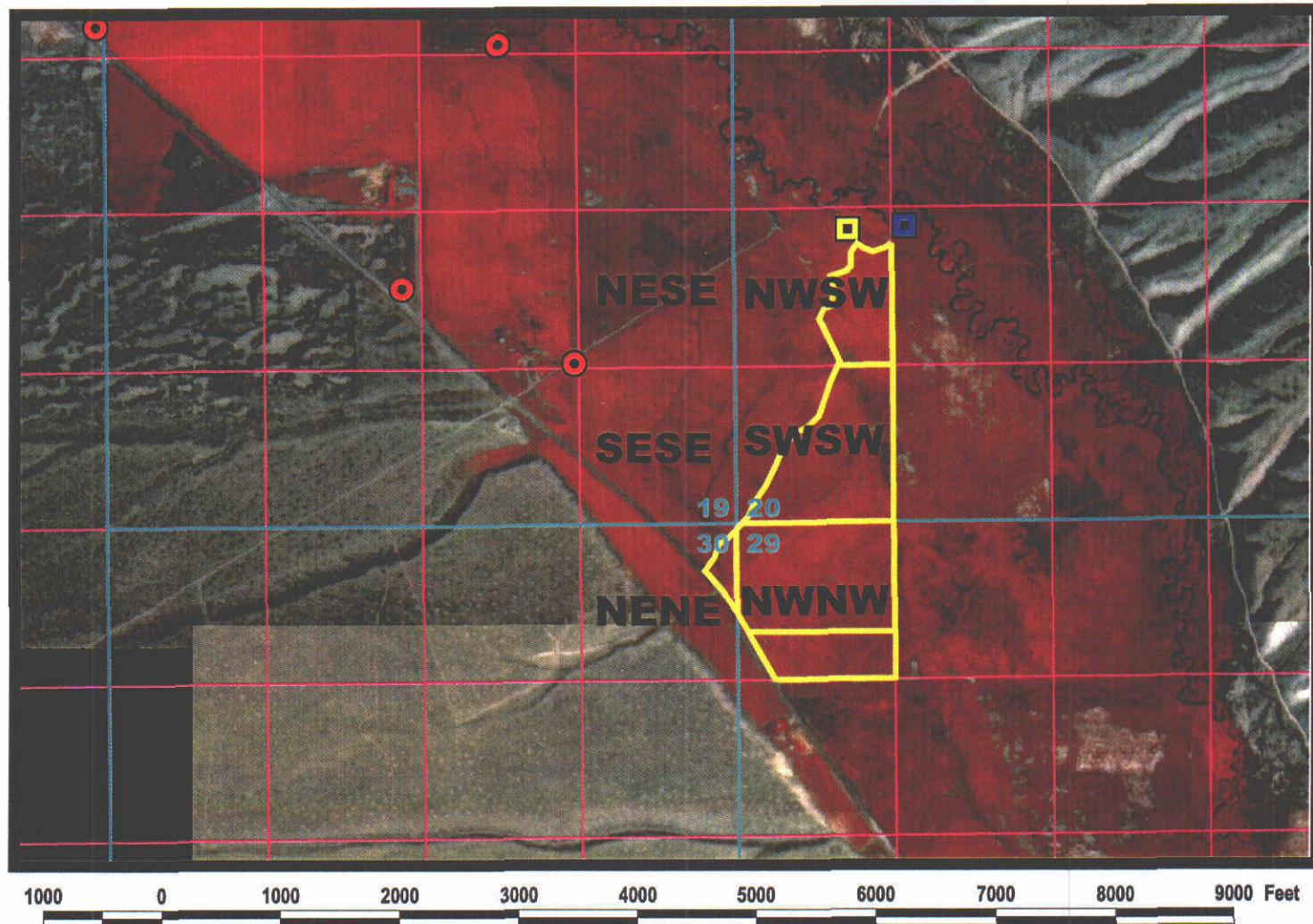
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: A.J. AMY

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



LEGEND



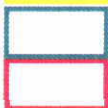
Point of Diversion- GW



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



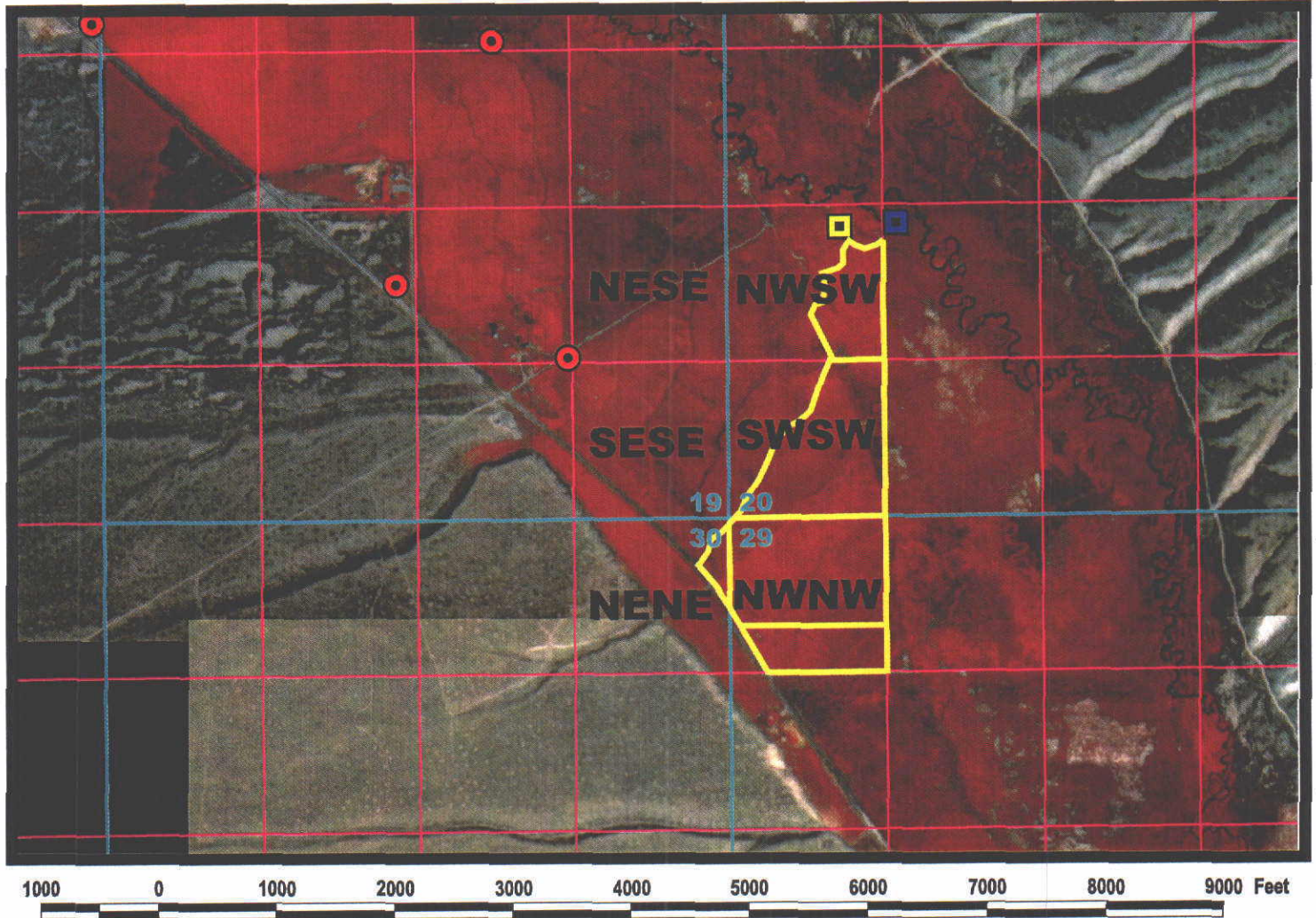
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: A.J. AMY

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



LEGEND



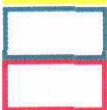
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



Section Line

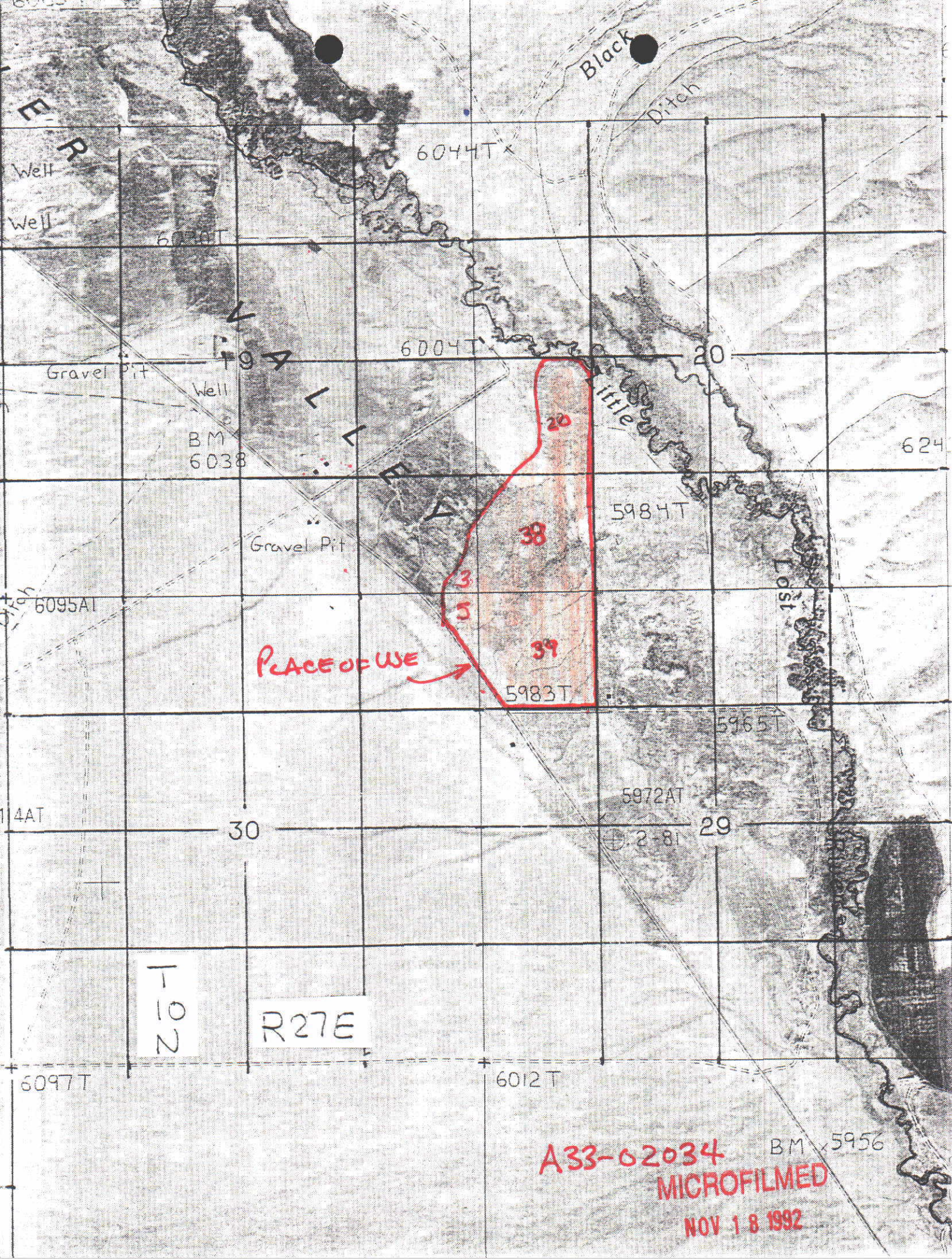
Quarter-section line

Place(s) of Use: T.10N., R.27E.
Section 20 (parts of) W2SW,
Section 29 (part of) NWNW,
Section 30 (part of) NENE

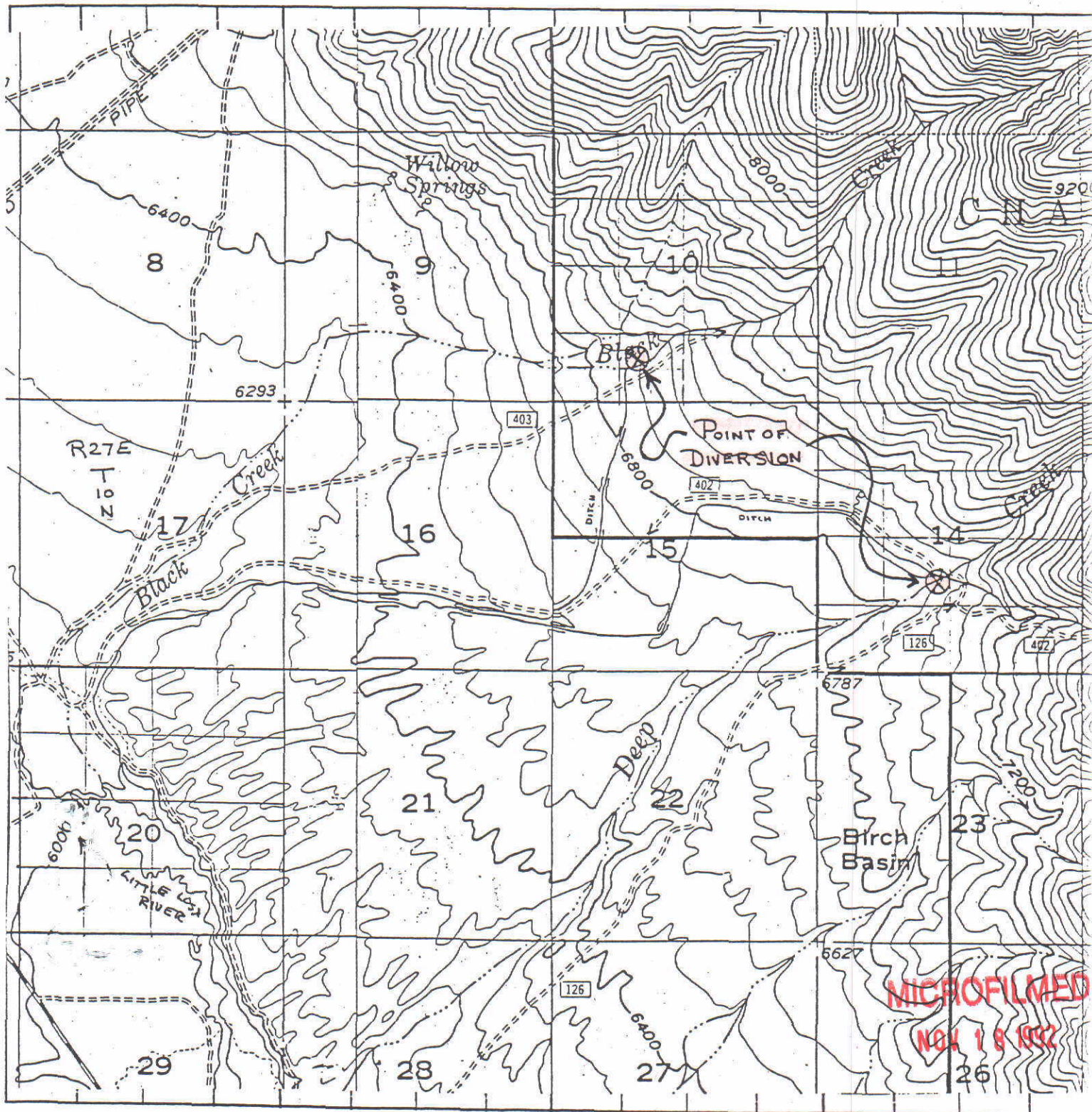
RE
Point(s) of Diversion: T.10N., R.27E.
Sec. 20 NENWSW (surface)



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



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

A33-02034

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.

Alan J. Dwyer
(Applicant)

2002 APR -9 PM 3:05
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 33-02034

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 37-02034 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

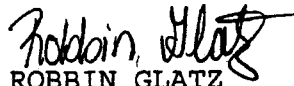
Water Right(s): 33-02034

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 33-02034 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
TWINFALLS 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

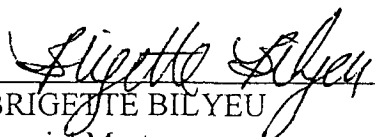
A Status Conference was held in the above subcases on June 29, 2001. At the Status Conference, the following deadlines were set:

7/25/01 5:00 pm Deadline for filing *Motions to Amend Claim* or *Motions for Late Objections*.

8/24/01 10:00 am Telephone Hearing on *Motions for Late Objections* or *Motions to Amend Claim*

Location: SRBA District Court
253 Third Avenue North
Twin Falls, ID

DATED June 29, 2001.



BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

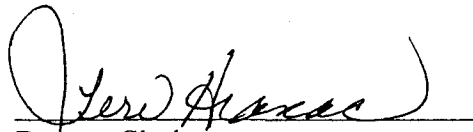
CERTIFICATE OF MAILING

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

Attention

DISTRICT COURT SRBA
FIFTH JUDICIAL DISTRICT
COUNTY OF TWIN FALLS, STATE OF IDAHO

OCT 24 2000

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

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.

Brigette 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:

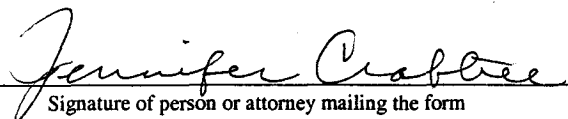
Each party in the subcase, or attorney of record
N/A

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

ASCS

□ Presumption e - P.O.U./Trans. 2529
Proof? P.O.D.

✓ DOES THIS EXCHANGE w/ Black/Derp Cks.
AND LIR STILL EXIST? NO!
1) P.O.D. FROM LIR IN SEC 13 - APPROVED 1985
2) P.O.U. ΔED

✓ SEE A33-00087 FOR MAP & T.2529

Q's 02034

1. STATUS OF Hydroplant - OWNER CONTACT.

2. WAS A TRANSFER RUED TO CHANGE
P.O.U.'s BACK TO AS LIC. - ELIMINATING
THE T.2529 EXCHANGE?

Δ OF AC FROM TRANS. 2529 to 105AC

3. ~~LIC. FOR 15AC 189 02034 BY T.2529~~
AS CLAIM FOR 105AC. - PPU? INTENTED?

9 NOT SAME AC. AS TRANS. - WHEN DIED?

d. CAN 00087/02034 CROSS HWY
@ MEXICO SEP. 30?

→ 5. PROBABLY PRODUCED AC. TO PRESERVE Rt.

$$1.90 + 0.02 = 95AC$$

DEEPCK & BLACK CK LICENS
AFTER HYDRO PLANT. CLAIM.

Sorensen
Ted

A33-02034
ALAN J. ARX
P.O. BOX 32
HOME

ID 83244

R

A3302034





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/ClaimantALAN J. Amy
PO Box 32 House ID 83244

4. New Owner/Claimant(s)

TED S. SORENSON

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
BIRCH CREEK PARKS 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)Ted S. Sorenson

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.

November 23, 1999

**NOTICE OF ERROR
REPLY**

RECEIVED

DEC 27 1999

Department of Water 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: 33-02034

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

Ted S. Sorenson
Bink Creek Ranches LLC
5203 South 11th East
Idaho Falls, Idaho
83409

Daytime Telephone Number: 208-522-8069

Evening Telephone Number: 208-525-2469

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

I'm unsure if you are calling

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

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

☒ I AGREE with this proposed recommendation; no changes need to be made. *except ownership should be shown correctly*

DATE: 12/23/99 SIGNATURE: *Ted S. Sorenson*
Please print your name: Ted S. Sorenson

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

Need Ch.

[Signature]

6.8
1

DEPARTMENT OF WATER RESOURCES

Meas. No. -----

~~Water District 01~~

Comp. by -----

DISCHARGE MEASUREMENT NOTES

Checked by _____

Sta. No. _____

Date 10 July, 1996 Party Rubcany

Width 5.8 Area _____ Vel. _____ G. H. _____ Disch. _____

Method Swof No. secs. _____ G. H. change _____ in _____ hrs. Susp. _____

Method coef. _____ Hor. angle coef. _____ Susp. coef. _____ Meter No. _____

[illegible]

Type of meter SWOFFER

Date rated _____ for rod, other.

Meter _____ ft. above bottom of weight.

Spin before meas. _____ after _____

Meas. plots ---- % diff. from rating -----

Wading, cable, ice, boat, upstr., downstr., side

bridge ----- feet, mile, above, below

gage, and _____

Check-bar, found _____

changed to _____ at _____

Correct _____

Levels obtained _____

Measurement rated excellent (2%), good (5%), fair (8%), poor (over 8%), based on following conditions: Cross section _____

Flow _____ Weather _____

Other _____ Air _____ °F @ _____

Gage _____ Water _____ °F @ _____

----- Record removed ----- Intake flushed -----

Observer _____

Control _____

Remarks _____

G. H. of zero flow _____ ft.

River at—

[illegible]

Looking NORTHWESTERLY



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DIVERSION (PHOTO 3) AND THE
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Looking NORTHWESTERLY



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Looking SOUTHWESTERLY

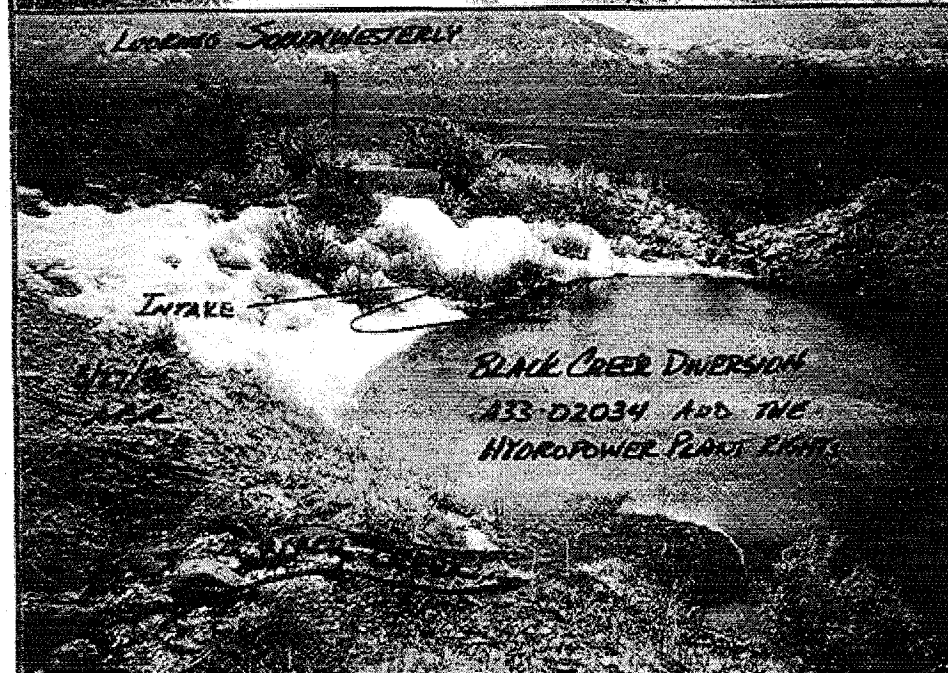


PHOTO 3

SHOWS FOREBAY POND AND
AQUADUCT INTAKE FROM
BLACK CREEK.

PHOTO DATE: 5/27/96
PHOTO BY: *Atch*

Looking NORTHWESTERLY

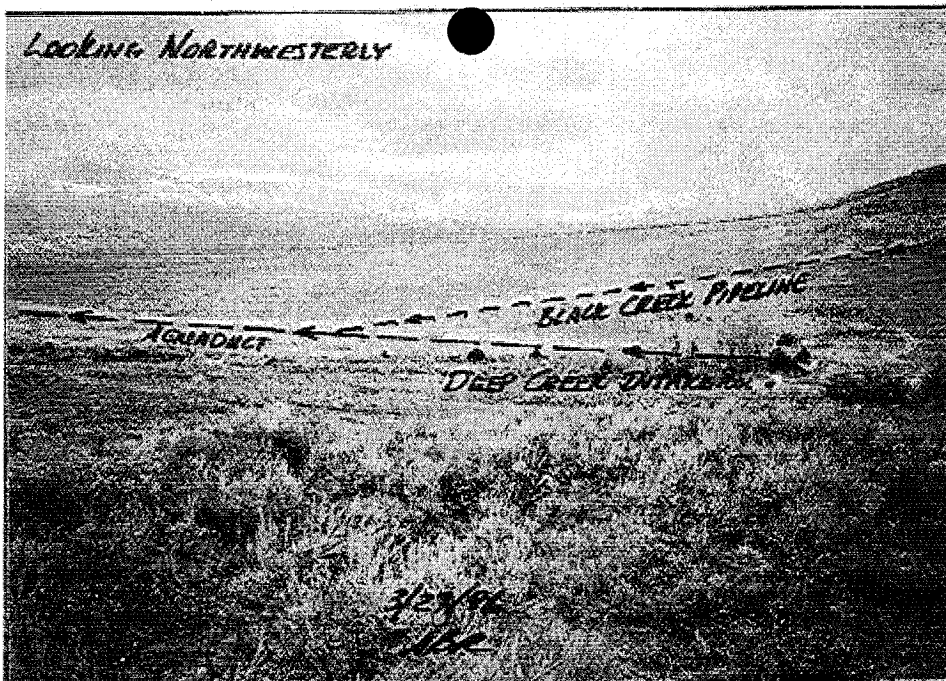


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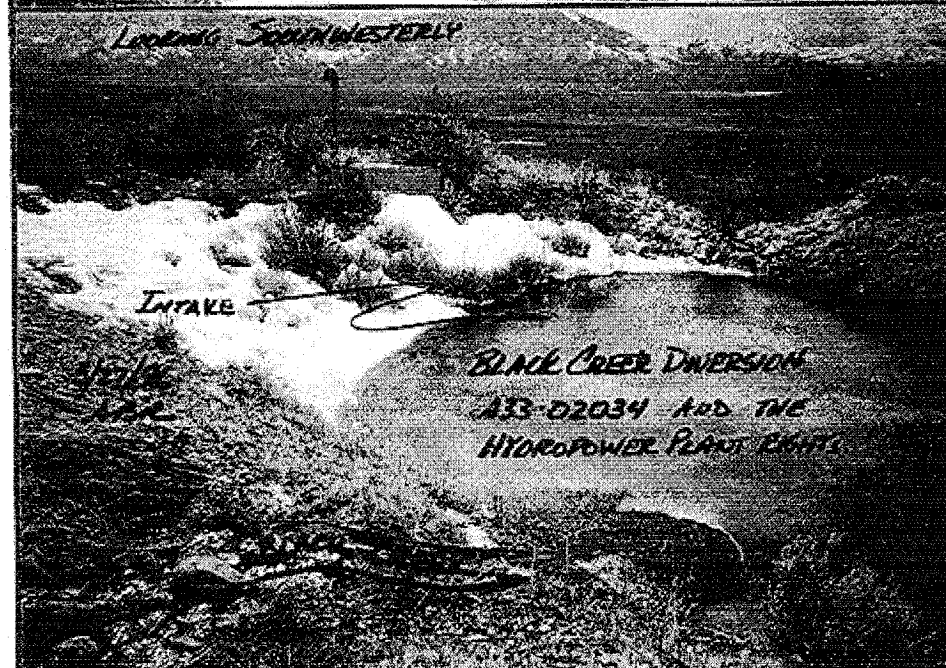


PHOTO 3

SHOWS FOREBAY POND AND
AQUADUCT INTAKE FROM
BLACK CREEK.

PHOTO DATE: 5/27/96
PHOTO BY: *AKK*

LOOKING NORTHEASTERLY

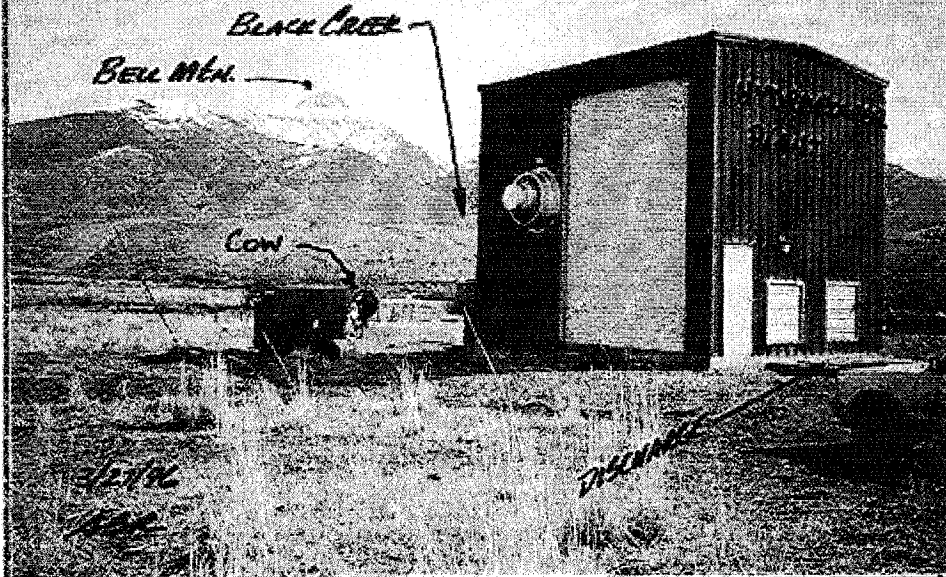
PHOTO 4



HYDROPOWER PLANT (NIBBS
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: ABK

CLARK NW 34
T-372 NW 34
SOURCE OF DWT
SIGNATURE

617
1920

NHEL
④
86.9

222
T-372 NW
A J AMY

③
6.4

NHEL
①
30.8

①
8.3

②
22.7

④
13.3

③
12.3

⑥
2.8

⑧
48.8

⑩
5.4

920
3029

⑦
15.6

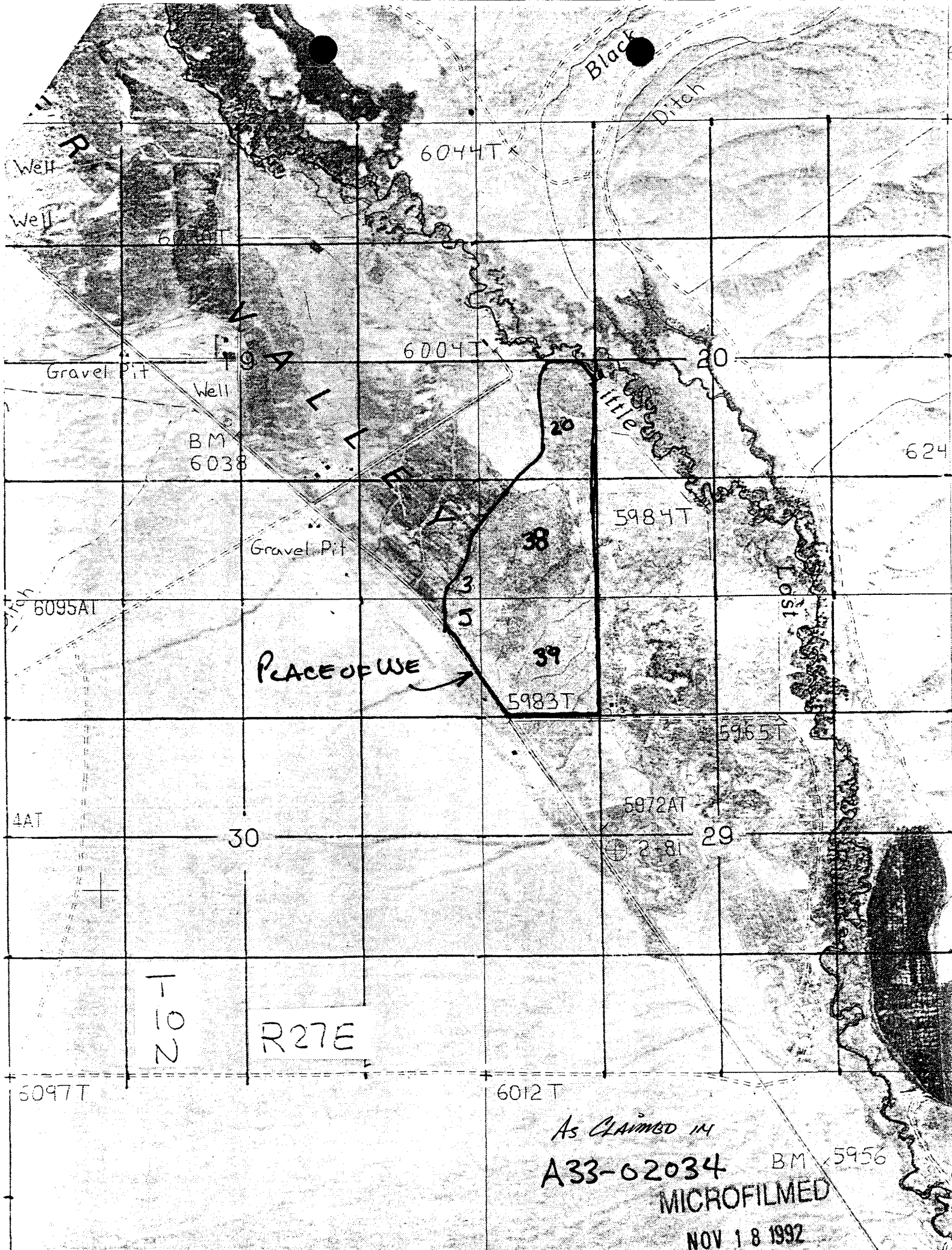
⑬
19.0

⑮
21.0

⑫
2.7

⑭
9.0

W. 1/4



As CLAIMED IN
A33-62034 BM 5956
MICROFILMED
NOV 18 1992

State of Idaho
Department of Water Administration

RECEIVED
APR 8 1974
WATER ADMINISTRATION
Area Office

WATER RIGHT LICENSE

License of Water Right No. 17958/33-2034 Priority May 16, 1934 Amount 0.30 cfs

THIS IS TO CERTIFY, that HAZEL M. AMY
of Howe, Idaho, has complied with the terms and conditions of Permit
No. 17958/33-2034 issued pursuant to Application for Permit dated April 14, 1934,
and has submitted proof to the Department of Water Administration on July 22, 1939 (late proof),
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.30 cfs of water from (1) Black Canyon Spring &
~~XXXXXX~~ (2) Deep Creek Spring, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use		Rate of Diversion		Annual Volume
Irrigation	from	April 1 to Nov. 1	at	0.30 cfs and	45 acre feet or
	from	to	at	cfs and	3.0 af per acre
	from	to	at	cfs and	
(both dates inclusive)					

Subject, however, to the condition that no more than 0.30 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
45 acre feet per year, said waters to be diverted within the (1) SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 10 &
(2) SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14, both in in the County of Butte
Twp. 10 N, Rge. 27 E, B.M.

Description and location of place of use:

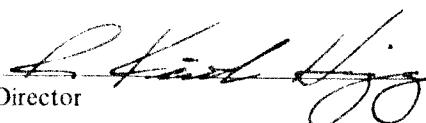
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 N	27 E	4															15		15

Total number of acres irrigated 15

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4 day of April, 19 74.

Director 

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:54
03/31/93

1242
CLAIM NUMBER: A13-02034

PAGE: 1
GENERAL INFORMATION

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

LAST: AMY
ADDRESS: P.O. BOX 32
CITY: HOME
PHONE NUMBER: 208-767-3374
OWNER CODE: C
FIRST: ALAN J
STATE: ID ZIP: 83244
DATABASE Y
FIELD EXAMINER

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: TRANS. #2529. *cc/Comments*

CONTACT PERSON: Ar. Ruchery

PHONE NUMBER: () - - -

DATE OF FIELD EXAM: 3/27/96

APPOINTMENT MADE: Y () N ()

TIME: 9:00 A () P ()

ACCOMPANIED BY: Alan Amy

PHONE NUMBER: () - - -

RELATIONSHIP TO CLAIMANT: Owner

DIRECTIONS TO PROPERTY / NOTES:

Appointment was made as indicated. Claimant advised that the "Armed Services Practices" authorized by T-#2529 started in 1985 when the Hydroport Aqueduct was installed from Dispo CR and Black CK.

RESOURCES: T-#2529, OQ V-32433, Field Exam (AJ), Lic.

A. AJ CLAIM: # A33-02034 PRIORITY DATE: 05-16-1934 STAGE: L
B. WR RECORD: # 33-02034 PRIORITY DATE: 05-16-1934 STAGE: L

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

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

NOTES: P.D. CLAIMED MATENUS LICENSE

RECOMMENDED PRIORITY DATE: AS CLAIMED
75-16-1934

REVIEWED BY DATE 5/2/94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TAP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A33-02034	13N	27E	10		SE	SW		BUTTE
A33-02034	13N	27E	14		NE	SW		BUTTE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A33-00087 NONE
A33-07094

HR RECORDS IN SAME 40 ACRE TRACT

33-07093
33-07094
33-07159
33-07177
33-07178
33-07179
33-07180

*Black Creek Summit on
Deep Creek / Little Lost Exchange stopped 1985
when the Hydro pipeline was installed.*

SOURCE: BLACK CREEK
DEEP CREEK

TRIB: SINKS
SINKS

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TAP.	RGE.	SEC.
33-02034	13N	26E	13
33-02034	13N	27E	10
33-02034	13N	27E	14

OTHER WR RECORDS WITH SAME WR POD

33-00087
33-07125
33-07159
33-07179
33-07180

1/4

1/4 1/4
SE SE SW
SE SE SW

LOT

CNTY
BUTTE
BUTTE
BUTTE

*Summit on
Black Creek
From Black Creek
From Deep Creek*

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE NONE

SOURCE: BLACK CANYON SPRING
DEEP CREEK SPRING

TRIB: SINKS
DEEP CREEK

C. FIELD EXAM REQUIRED?

FIELD
EXAMINER

DATABASE

Y Y

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

Y

NOTES:

Although it is not stated in the file as an exchange, Transfer # 2529 apparently approved an exchange whereby Deep Creek water was conveyed to the Little Lost River in trade for River water diverted about a mile to the north and conveyed to the place of use in a ditch. THIS AGREEMENT STOPPED IN 1985 WHEN THE HYDROPLANT AREA DUEF WAS INSTALLED FROM DEEP CK AND BLACK CK TO THE HYDROPLANT PLANT AT NEWNSW SEC. 20 T. 10N, R. 27E.

REMARK BY ROD.
LEAVE OF T. 2529 THIS
LEAVE ONLY 80 SUMMIT
V. 32.
OK. R. 27E.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCES:

TRP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME - NOTES ONLY
* 10N	27E	10	NW	SE	SW	---	Butte	BLACK CK (SEE 33-0717B)
* 10N	27E	14	SE	NW	SW	---	Butte	DEEP CK (SEE 33-07177)
10N	27E	20	NE	NW	SW	---	Butte	REDIVERSION FOR IRRIGATION
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: DEEP CK

BLACK CK

TRIB: Little Lost River

SEE NOTE 1.
BELOW,

SOURCES AND TRAILS CONFIRMED
BY 33-07177 & 07178.

REVIEWED BY: MBL

DATE: 3/22/96

SYSTEM DESCRIPTION:

*1 TOTAL CHANGES TO LICENSED P.O.D.'S AND ALL TO ONE TRACTS.

*2 T. 2529 ACKNOWLEDGES P.O.D.'S AS CORRECTED - HOWEVER, ROD. SHOWN ON TRANS. FOR DEEP CK IS STILL IN ERROR FROM ACTUAL LOCATION. TRANS. SIGNED 11 MAY 1982.

*3 Δ IN SOURCES OF BLACK CANYON SPRING TO BLACK CREEK. PER T. 2529 SOURCE OF DEEP CREEK IS REFERENCED AS BOTH DEEP CREEK SPRING AND DEEP CREEK. DECREASE OF 33-00087 SHOWS DEEP CREEK (NO REFERENCE TO BLACK CREEK / SPRING.)

NOTE 1.

AS DEVELOPED WATER DUE TO THE HYDROPLANT AQUADUCT, WATERS OF BLACK CREEK AND DEEP CREEK AND TRIBUTARY TO LITTLE LOST RIVER AT NEWNSW SEC. 20 T. 10N, R. 27E.

CØ3: Δ P.O.D.

CØ2: Δ SOURCES

B. POW LISTING

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

DUE TO POW DISCREPANCY? (Y/N)

POU COUNTY: BUTTE

*** 105 TOTAL**

* P.O.U. IS FLOOD IRRIGATED LANDS, DITCH FSD, AETGE HYDROPLANT DISCHARGES.

PRESUMPTION FLAG: C

NOTES:

THIS LICENSE WAS ORIGINALLY ISSUED FOR 15 AC. AND Q30 CH. TRANSFER NO. 2529 GRANTING
PLAC. OF USE OF THIS RIGHT AND 33-00087 TO 105 AC. HOWEVER, THESE ARE NOT AN
SAME 105 AC. AS CLAIMED. NOT CLAIMED AS AN GRANTING OF TOTAL AC. ONLY A REDISTRI-
BUTION OF AC. AUTHORIZED BY T. 2529.

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE: 23 July 96

CPS: A PO.U. APPROXIMATELY TX 2529 NEVER WAS EMPLOYED TO SAME AC. DETAIL

A. AJ CLAIMED USES:

PURPOSES
A33-02034 IRRIGATION

MONTHLY
FROM 04-01 TO 11-01
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
- 300 CFS
- 300 CFS

B. WR RECORDED USES:

PURPOSES
33-02034 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
- 300 CFS 45.90 AF/A
- 300 CFS 45.90 AF/A

PRESUMPTION FLAG:

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
 X

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Y() N()

EXPLAIN IN NOTES, BELOW

NOTES:

P.D. RECOMMENDED AS APRIL 15 TO SEPTEMBER 15 PER DUEL STD.
THE WATERS OF THIS SOURCE HAVE A YEAR ROUND FLOW OF THE ORDER 33-07177(P) AND
33-07178(P) HELD BY NEW ENERGY INC. FOR POWER GENERATION, PRICING DATES 4/29/1991. OUT-
FLOW WATERS IN WINTER MONTHS IS DIVERTED TO LITTLE ROCK RIVER AT DICKENS SUB. 20
T.D.N. 2.276

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

AJ TOTAL CLAIMED DIVERSION RATE: 0.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.500 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

DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY: Y() N()

Y

B. FLOW MEASUREMENT

MEASUREMENT METHOD Swaffer Meter, SEE ATTACHED CALCULATIONS.

Chapman

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

OTHER RIGHTS LISTED IN CLAIM: 33-02106/02141/00087

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A33-02034	BLACK CREEK	AMY, ALAN J.	0.500	0.002		
	DEEP CREEK					
A33-00037	DEEP CREEK	AMY, ALAN J.	1.500	0.015		
A33-02136	GROUNDWATER	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)

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

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/A:RE? Y() N()

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 252.5 AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION

SEE ATTACHED SHEET? Y() N()

NR RECORD CONDITIONS/REMARKS:

- RO4 - USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
- 01E - WATERMASTER OF STATE WATER DISTRICT NO. 33.
- A MEASURING DEVICE AND LOCABLE CONTROLLING WORKS OF A TYPE
- ACCEPTABLE TO THE DEPARTMENT SHALL BE PERMANENTLY INSTALLED AND
- MAINTAINED AS PART OF THE DIVERTING WORKS.
- TRANS. ALSO ON RT. 33-0087.
- TRANS. #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	0.500	0.500	262.5
TOTAL FOR THIS RIGHT				
REVIEWED BY: <i>[Signature]</i>	DATE: 2 April 76			

THIS RIGHT IS USED IN COMBINATION WITH DECREASED RIGHT 33-00087 ON THE SAME P.O.U. THEY CAN ONLY GET US 134 FLOOD IRRIG. PRACTICES, LANDS SHOWN AS THE RECOMMENDED P.O.U.

~~EDG: 33-00087, 180 cfs, 262.5 ac.~~

KDG: 15 ac

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED ☒ NEEDS REVIEW ☐

OWNERSHIP FORFEIT/A BANDON ☐
ADDITIONAL DIV. AMOUNT ☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-02034

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 0.300 EXAMINER P.3 CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A33-02034	0.300	-	-	33-02034	0.300
TOTAL CFS		0.300				0.300

DIVERSION RATE REVIEW

FIELD EXAMINER ---
DATABASE Y

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)

NOTES:

THIS RIGHT IS NOT SPLIT - CLAIMED IN-FULL @ 0.30 CFS.

11500 IN CONVENTION WITH 33-00087

AUTENTICATION:

SIGNATURE: [Signature] DATE: 2 April 96

NAME OF FIELD EXAMINER: Anthony B. Cherry TITLE: SA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:54
03/31/93

PAGE: 15
QUIT/LOOK INFORMATION

1254
CLAIM NUMBER: A33-32034

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				N				
SOURCE	Y			Y				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			Y				
CONSUMPTIVE USE				N				
PURPOSES	-			Y				
PERIOD OF USE				N				
BASIS OF CLAIM				Y				
REMARKS	Y			N				

VERIFIED BY CODES

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

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



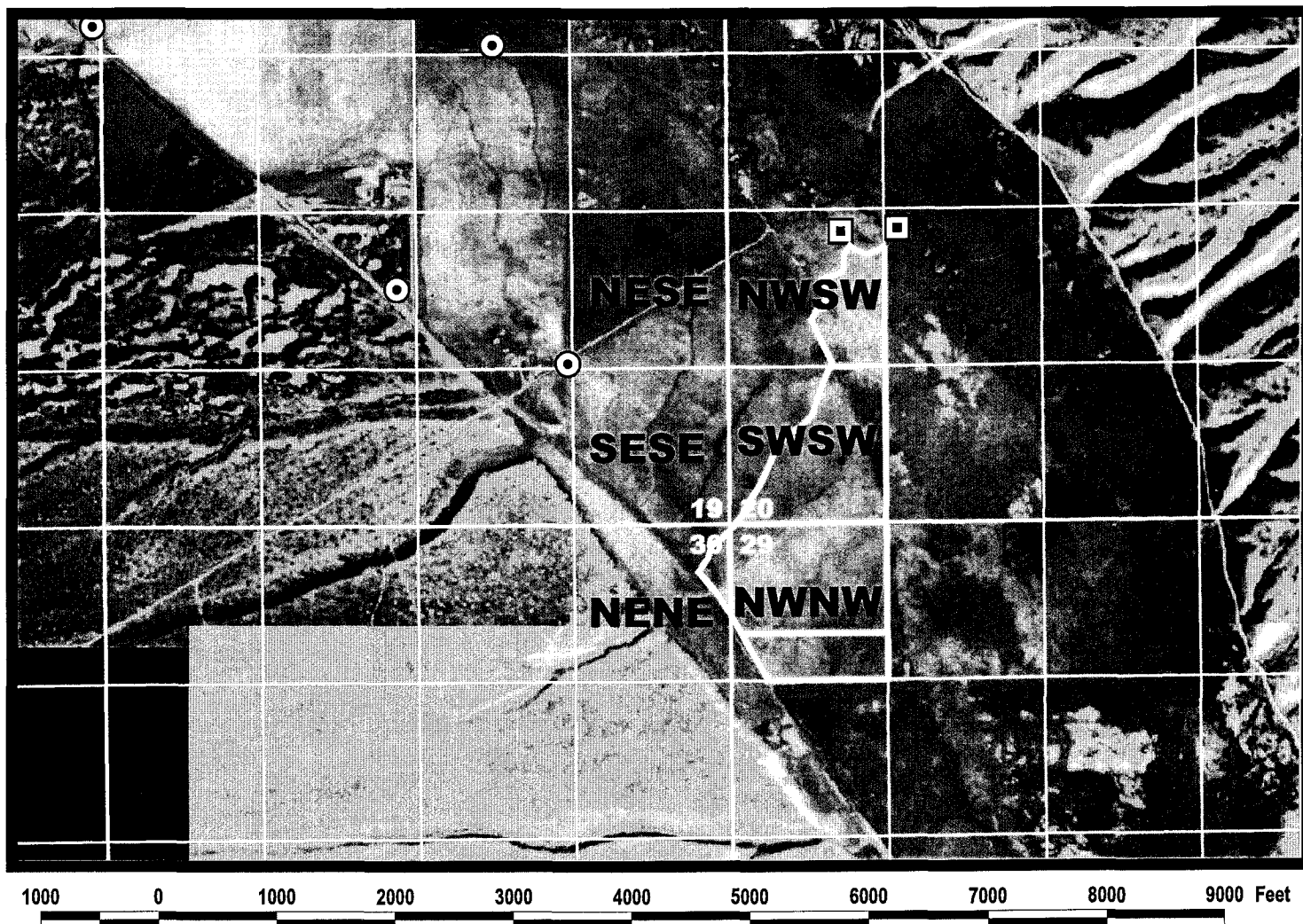
STATE OF IDAHO

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.

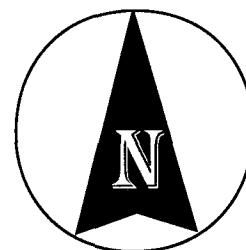
Section 20 (parts of) W2SW,

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



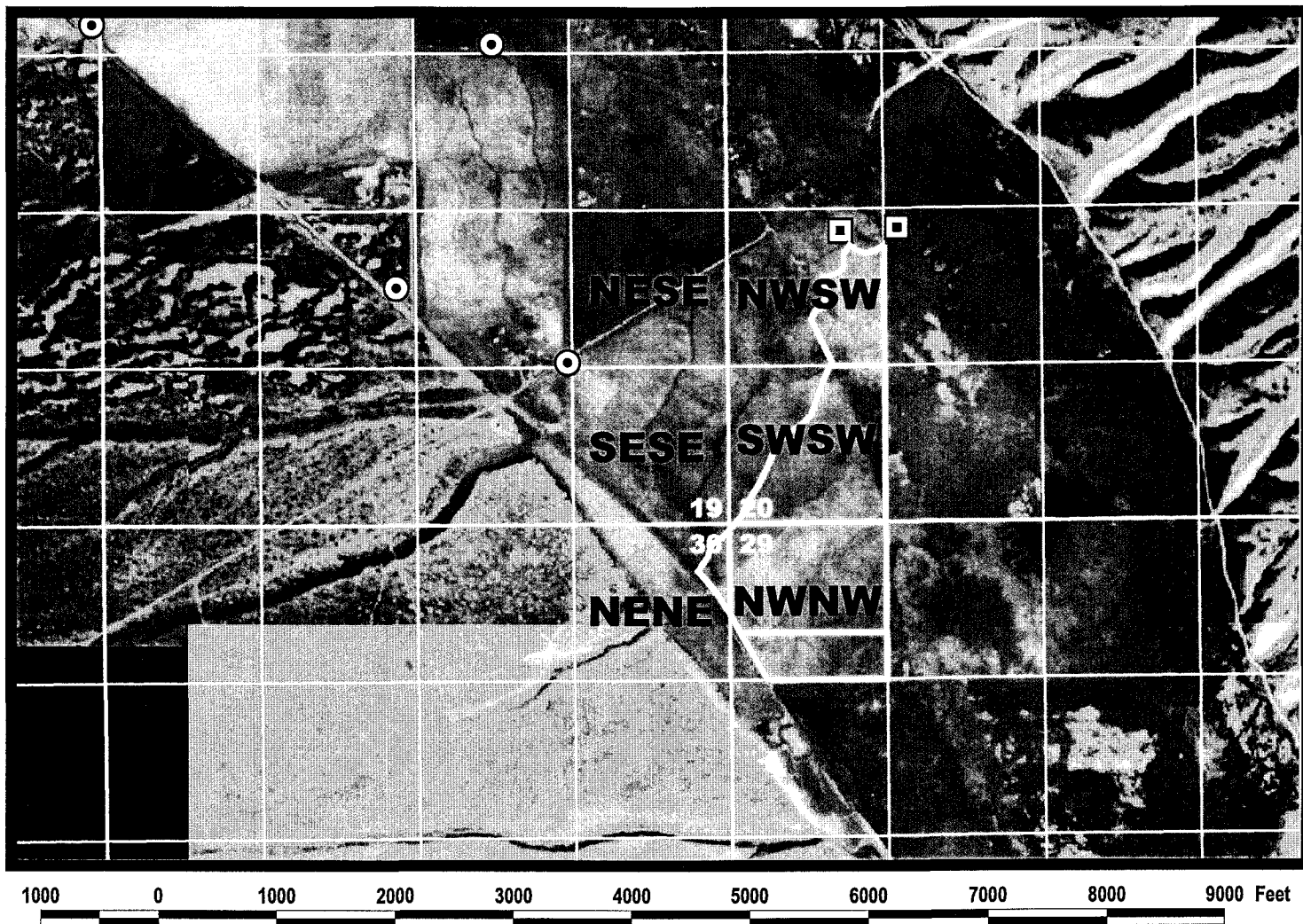
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: A.J. AMY

Water Right(s): 33-02034, 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.

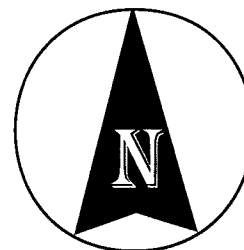
Section 20 (parts of) W2SW,

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

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 33-02034

2002 APR -9 PM 3:05

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: BLACK CREEK TRIBUTARY: SINKS
DEEP CREEK LITTLE LOST RIVER

QUANTITY: 0.30 CFS

USE OF THIS RIGHT WITH RIGHT NO. 33-00087 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.60 CFS.
USE OF THIS RIGHT WITH RIGHT NOS. 33-00087, 33-2106, 33-02141
AND 33-11002 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
8.0 CFS.

PRIORITY DATE: 05/16/1934

POINT OF DIVERSION: T10N R27E S10 NWSESW Within Butte County
S14 SENESW
S20 NENWSW (Rediversion)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.30 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. 33-00087 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 76.7 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 15 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 33-00087 AND 33-02141 IS
LIMITED TO THE IRRIGATION OF A 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. R33-02034

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

DATE: 01/05/00
PAGE: 1

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

PRIORITY DATE
05/16/1934

WATER USE
IRRIGATION

USE PERIOD FROM TO
04-01 11-01

DIVERSION RATE
0.300 CFS

DIVERSION VOLUME
0.300 CFS

TOTAL DIVERSION:
0.300 CFS

Water Source: BLACK CREEK
DEEP CREEK

Tributary to: SINKS
LITTLE LOST RIVER

Stage: LICENSE

Point(s) of Diversion: T10N R27E S10 NWSESW BUTTE County
S14 SENESW BUTTE County
Point(s) of Re-diversion: T10N R27E S20 NENWSW BUTTE County

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE			
T	R	S	ENE	SENE	ENE	SENE	ENE	SENE	ENE	SENE	SUM
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
10N 27E 20	:	:	:	:	:	:	10	25	:	:	36.6
10N 27E 29	:	:	:	:	:	:	:	:	:	:	37.9
10N 27E 30	:	02	:	:	:	:	:	:	:	:	2.2
										TOTAL ACRES	76.7

POU County: BUTTE

Other Rights: 33-02141, 00087

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION 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. 33-00087 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.60 CFS.

POU1

USE OF THIS RIGHT WITH RIGHT NO. 33-00087 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 76.7 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 15 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

AJ0749NP
No. R33-02034

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

DATE: 01/05/00
PAGE: 2

=====

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

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

Comments: Date: 10/14/1999 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
TRANS. #2529.

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: CHANGE OF OWNERSHIP
OWNERSHIP CHANGED 1/5/00.

Audit: 50/00/10 ARUBERRY

AJ0749NP
No. R33-02034

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

DATE: 10/14/99
PAGE: 2

Comments: Date: 10/14/1999 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
TRANS. #2529.

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: A33-02034
Date Received: 1/12/1990
Receipt No: E011668
Received By: Kur

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: MAY 16, 1934

3. Source: BLACK CREEK
DEEP CREEK

Trib. to: SINKS
SINKS

4. Point of Diversion:

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

5. Description of diverting works:

COLLECTION BOXES ON BLACK CK. & DEEP CK. TO PIPELINE FOR FLOOD IRR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.300		

7. Total Quantity Appropriated is:
0.300 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

A33-02034

Page 1

Date: 01/12/90

A3302034



MICROFILMED

NOV 18 1992

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:
33-02106/02141/00087

14. Remarks:
TRANS. #2529.

15. Basis of Claim: LICENSE
Water Right Number: 17958

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: _____

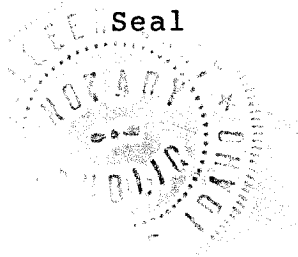
For Individuals:

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

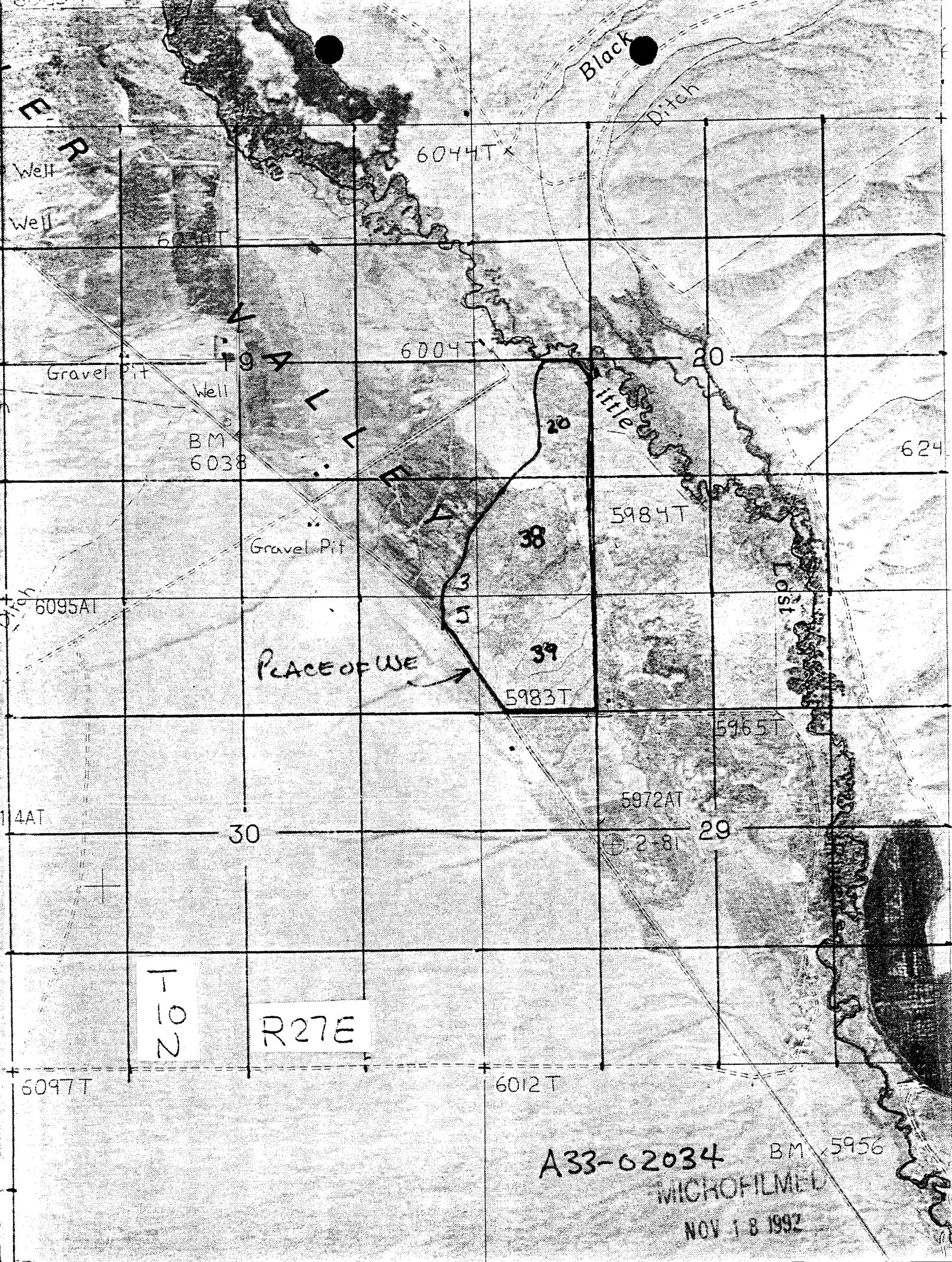
Signature of Claimant(s): Alan J. Arney Date: 1-12-90
Date: _____

State of Idaho)
County of Bonneville) SS.

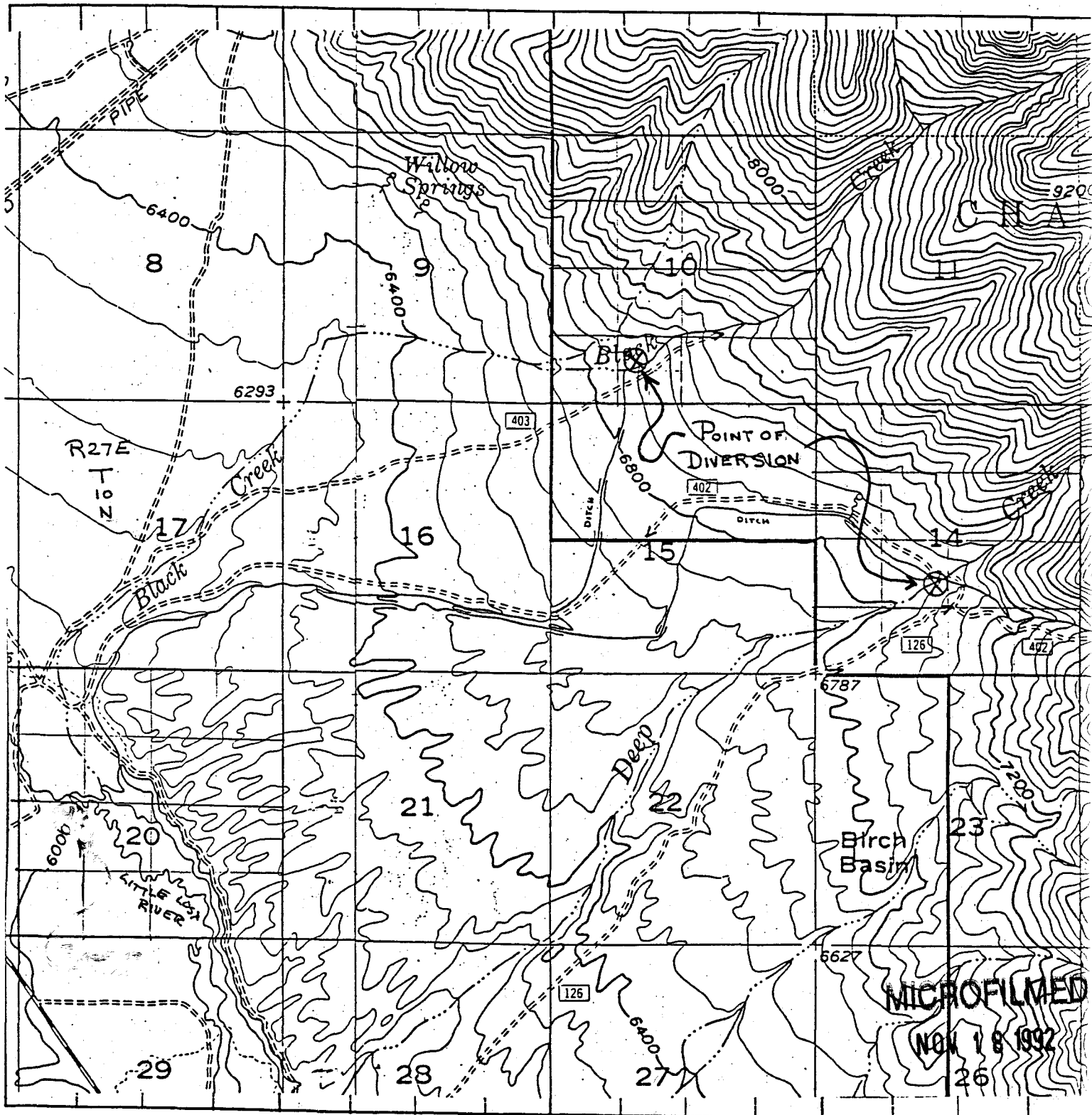
Subscribed and sworn (or affirmed) before me this 12 day
of Jan 1990 Coleen Wray
Notary Public



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



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

A33-02034

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.

Alan J. Diney
(Applicant)