

12 7
13 18

T.10N.,R.27E.

NESE

38

SESE
30

SWSW
40

20

SESW

13

18

24

19

NENE
18

NWNW
40

NENW
39

SENW
29

37
SWNW

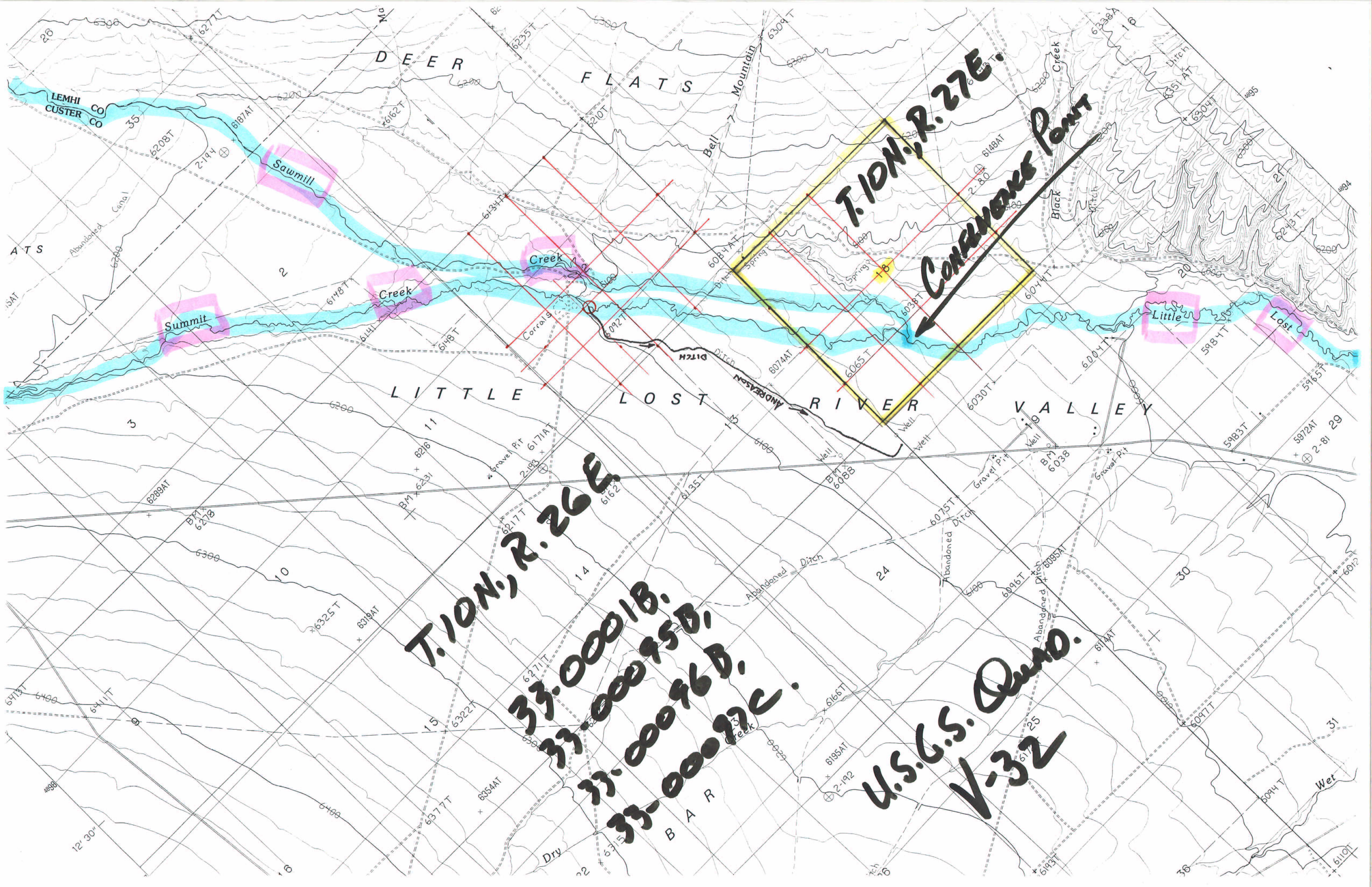
NESW

10

SESW

37

19 20
30 29



T.10N., R.26E.
33.0001B.
33.00095B.
33.00096B.
33.00097C.
B A R

U.S.G.S. Quad.
V-32

T.10N., R.27E.
Confluence Point



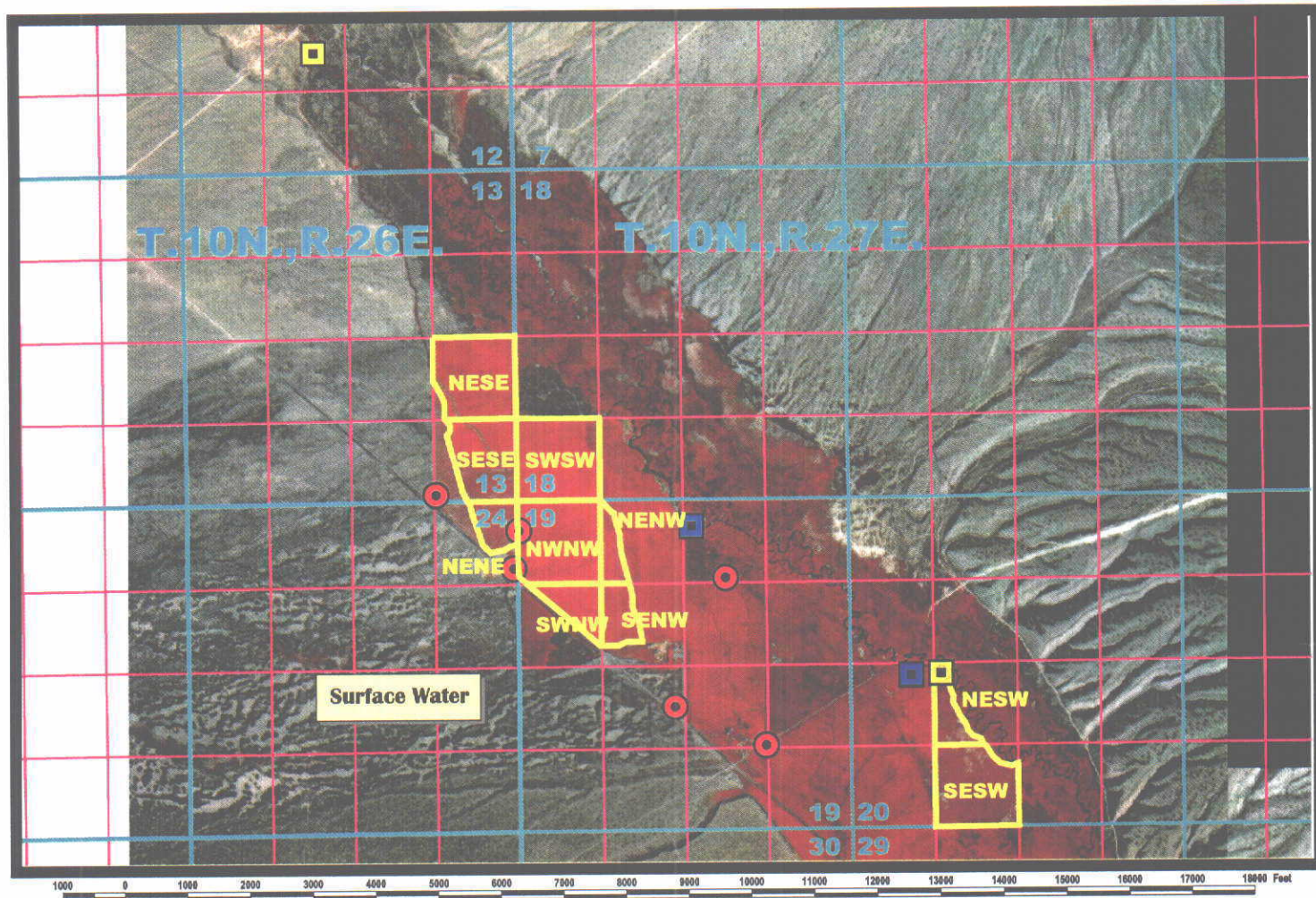
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: James Andreason

Water Right(s): 33-00001B, 33-00095B, 33-00096B, 33-00097C



LEGEND



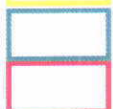
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



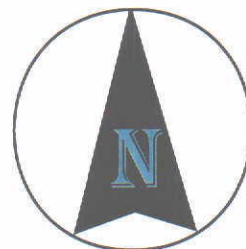
Section Line

Quarter-section line

Place(s) of Use:

T.10N., R.26E. (parts of)
Sec. 13 E2SE, Sec. 24 NENE,
T.10N., R.27E. (parts of)
Sec. 18 SWSW, Sec. 19 NW,
Sec. 20 E2SW

Point(s) of Diversion: T.10N., R.26E.
Sec. 12 SENESW (Summit Ck)
T.10N., R.27E.
Sec. 20 NWNESW (Little Lost River)



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



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

A33-00097C

EASTERN REGION

February 9, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

David Andreason, Watermaster
Water District 33
Howe, Idaho 83244

Dry Creek Water Users
Water District 33
Howe, Idaho 83244

Dear Watermaster and Water Users:

Per a telephone request of Mr. Bill Stauffer of Blaine County Canal Company, I'm sending you this letter to clarify the remark regarding delivery of Dry Creek water, which reads:

"THE AMOUNT OF WATER REDIVERTED FROM THE LITTLE LOST RIVER SHALL BE REDUCED WHEN NECESSARY TO PREVENT INJURY TO APPROPRIATORS OF WATER FROM THE LITTLE LOST RIVER DOWNSTREAM FROM THE POINT OF DIVERSION PURSUANT TO SECTION 42-105, IDAHO CODE."

In notices of error and in the petition, many of the Dry Creek water users disagreed with this remark. I apologize that it was not changed, due to my error. Dave Tuthill had intended that I modify the remark to clearly indicate the reductions should be based upon transmission losses. It should have read something like:

"THE AMOUNT OF WATER REDIVERTED FROM THE LITTLE LOST RIVER SHALL BE REDUCED WHEN NECESSARY TO PREVENT INJURY DUE TO LOSS BY EVAPORATION AND SEEPAGE, PURSUANT TO SECTION 42-105, IDAHO CODE."

Now that the recommendations have gone to the court, however, I can't change the wording. Though the current remark is perhaps a little unclear, in my opinion it doesn't really injure the Dry Creek water users. The whole intent of this remark is to allow the watermaster to assess transmission losses to "developed" waters. It appears not only on the Dry Creek rights but also on the Bell Mountain rights and all exchange wells subject to transmission losses. While it is unfortunate that the remark doesn't explicitly state

"transmission losses," it clearly points to section 42-105 of Idaho Code. That section reads:

"The water that a person is entitled to divert... may be turned into the channel of a natural waterway and mingled with its water, and then reclaimed, but in reclaiming the water so mingled, the amount of water to which prior appropriators may be entitled shall not be diminished, and due allowance shall be made for loss by evaporation and seepage. The use of natural waterways... shall be subject to the regulation of the watermaster within an established water district."

Please review this carefully. If you still believe this remark injures you, you may file an objection with the court. Filing the objection will give you the opportunity to present your concerns with the judge, and the judge may direct IDWR to change the remark accordingly.

Typically the judge will ask IDWR's input, and I think the department's response would be agreeable to changing the wording. The department would still want some type of remark, to preserve historical practice and the intent of the 1966 agreement between Dry Creek users and users of the Little Lost River.

Please call me at 525-7161 or 663-4853 if you have questions or concerns about this issue.

Sincerely,

Bryce A. Contor

Mailing list for Dry Creek Remark Letter:

David Andreason, Watermaster
Water District 33
Howe, Idaho 83244

Bill Stauffer, Chairman
Blaine County Canal Company
Howe, Idaho 83244

Pancheri, Inc.
c/o Jerry Pancheri
HC 65 Box 2104
Howe, Idaho 83244

Keith Waymire
PO Box 47
Howe, Idaho 83244

Daryl Andreason
Brenda Andreason
PO Box 22
Howe, Idaho 83244

James Andreason
Elizabeth Andreason
PO Box 3
Howe, Idaho 83244

Woodie Land and Livestock
HC 65 Box 1019
Howe, Idaho 83244

Mays Land and Livestock
PO Box 1
Howe, Idaho 83244

A33-00097C
JAMES O ANDREASON
PO BOX 3
HOWE ID 83244



A33000097

REVIEW T.899 / 1571 / 4077 - DO THEY APPLY TO 1600?

37.7% or 0009713

Woodie Lane & Livestock -

9713 - CARPENTER

Downside w/loss



November 23, 1999

RECEIVED

DEC 17 1999

Department of Water Resources
Eastern Region

NOTICE OF ERROR

REPLY

RECEIVED

DEC 13 1999

Department of Water Resources

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: 33-00097C

JAMES O ANDREASON
ELIZABETH ANDREASON
PO BOX 3
HOWE ID 83244

Daytime Telephone Number:

Evening Telephone Number:

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

4-15-91 4-1 to 11-1 Dry Creek

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

That the Dry Creek water be delivered out of sequence from the priority date.

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

Over the last 100+ years there has been millions of dollars spent to get Dry Creek water to the Little Lost River to be used for irrigation. Without these projects, four in all, the last project being the pipeline, Dry Creek water would never get to the Little Lost River for irrigation.

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

DATE: 12-8-99 SIGNATURE:

Please print your name:

James O Anderson
James O Anderson

12
13 18

T.10N R.27E

NESE

38

SESE
30

SWSW
40

20

SESW

13

18

24

19

NENE

NWNW
40

NENW
39

18

SENW
29

37
SWNW

NESW

10

SESW

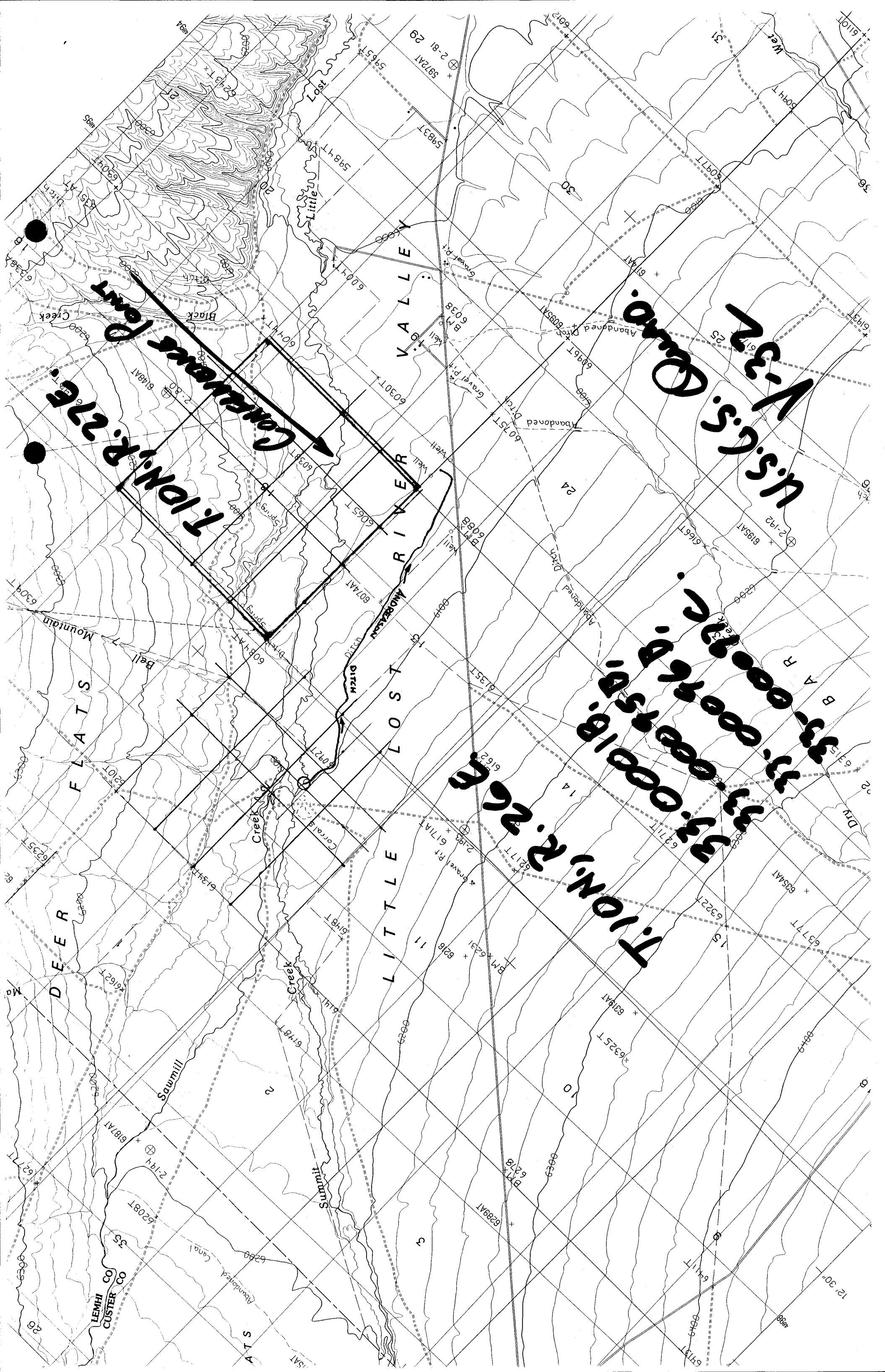
37

19

20

30

29



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4077
WATER RIGHT NO(S). 33-00097D/33-00100

This is to certify that: **WOODIE LAND & LIVESTOCK INC**
HC 65 BOX 1018
HOWE ID 83244

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 33-00097D : IRRIGATION Priority: 04/15/1891	04/15 to 10/15	1.20 CFS	427.0 AF
Right No. 33-00100 : IRRIGATION Priority: 04/15/1891	04/15 to 10/15	0.80 CFS	292.0 AF

SOURCE

DRY CREEK

TRIBUTARY OF

LITTLE LOST RIVER

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 32, Township 06N, Range 29E
BUTTE County

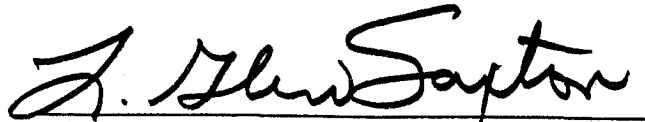
PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N 29E 35	NENE 38	NWNE 29	SWNE 16	122
	SENE 39			122
Total number of acres irrigated:				122

CONDITIONS/REMARKS:

Right Nos. 33-00097D and 33-00100 are subject to the conditions of the Final Order in the matter of Application for Transfer No. 4077.

Dated this 3rd day of November, 1993.


Chief, Water Alloc. Bureau

DO NOT FILM

ORDER

IT IS THEREFORE, hereby ORDERED that Application for Transfer No. 4077 of water rights 33-00097B and 33-00100 is APPROVED subject to the following conditions:

1. Use of water under this approval is subject to the control of the watermaster of Water District No. 33, Little Lost River and tributaries.

2. The right holder shall install and maintain measuring devices of a type approved by the department as a part of the diversion works or shall otherwise provide for the measurement of water diverted as approved by the department.

3. The right holder is required to maintain and use the shares owned in the Blaine County canal to the extent the shares are available for use. This transfer approval is null and void if the right holder sells or removes the shares in the Blaine County canal which are appurtenant to the place of use authorized by this transfer.

4. The watermaster is authorized to assess a delivery loss to the rights approved in this transfer and to deliver the rights less the assessed loss to the new point of diversion. The department and the watermaster shall determine the loss to be assessed based on actual measurements. Until such loss has been determined, the watermaster is authorized to assess losses consistent with past practice.

5. The rate of diversion under rights changed by this transfer when combined with all other rights for the irrigation of the same land shall not exceed 0.02 cfs per acre nor more than 4.0 afa per acre.

6. This approval does not grant a right-of-way or easement for the use of diversion works and/or conveyance works owned by persons other than the right holder.

7. Approval of this transfer does not preclude the opportunity for review of the validity of the water rights in the ongoing Snake River Basin Adjudication.

8. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind this approval.

Signed this 3rd day of NOVEMBER, 1993.


R. KEITH HIGGINSON, Director

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Woodie Land & Livestock, Inc. Phone 767-3461

Post Office address HC 65 Box 1018 Howe, Idaho 83244

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Jim Anderson sold this water to the
applicant for use on other property which is 26 miles (more) down
stream on the Little Lost River

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|---------------|-----------------------|------------------|---------------|
| A 33-00100 | 15 April 1891 | 0.80 cfs | Irrigation | 4-01 to 11-01 |
| A 33-00097B | 15 April 1891 | 1.20 cfs | Irrigation | 4-01 to 11-01 |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred <u>2.00</u> cubic feet per second and/or _____ acre-feet per annum. | | | | |
| 3. Source of water <u>Dry Creek</u> tributary to <u>Little Lost River</u> | | | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 1.22

PART 1**6. General Information:**

- a. Description of diversion system Dry creek water will flow into Little Lost River then diverted approx 26 miles downstream into an existing ditch to my place of use.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

This new place of use has been irrigated with Blaine Co. Canal share water.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. A33-000973 Decreed to O.P. Williams (James O. Anderson)
in case of Robert B. Mayes, Et Al vs. Blaine County Investment Co.
dated 3-4-1929 in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A33-000973 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other _____

3. Source of water Dry Creek tributary to Little Lost River

4. Date or priority 15 April 1891

5. Water is used for the following purpose:

amount 3.20 for Irrigation purposes from 04-01 to 11-01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.20 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
		NE	SW	12	10N	26E	Butte
		NE	SW	20	10N	27E	Butte

33-7014 3.73 cfs / 300 ac G.W.

33-7056 1.46 cfs / 16 ac G.W.

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10N	26E	13													40			40	80
		24	13																13
10N	27E	18												40	22				62
		19					39	40	33					28					140
		20								10				37					47

Total acres 342

9. Describe any other water rights used for the same purpose as described above _____

A33-00095B / 00096B / 00001B

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

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 1.20 for Irrigation purposes from 04-01 to 11-01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	12	26E	10N	Butte	
		NE	SW	20	27E	10N	Butte	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10N	26E	13													40			40	80
		24	13																13
10N	27E	18											13.25	22					35.25

Total acres 128.25

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

1. amount 2.0 for Irrigation purposes from 04-01 to 11-01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

BASIS ON SRBA CLAIM

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	12	26E	10N	Butte	
		NE	SW	20	27E	10N	Butte	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10N	27E	18											26.75						26.75
		19					39	40	33	28				28					140.00
		20									10			37					47.00

Total acres 213.75

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. A33-00100 Decreed to Emily Basinger (James O. Anderson)
in case of Robert C. Mayes, et al. vs. Blaine County Investment Co.
dated 3-4-1927 in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. A33-00100 on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other _____

3. Source of water Dry Creek tributary to Little Lost River

4. Date or priority 15 April 1891

5. Water is used for the following purpose:

amount 0.80 for Irrigation purposes from 04-01 to 11-01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.80 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	16	9N	27E	Butte	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9N	27E	21		40	36											36	5		117

Total acres 117

9. Describe any other water rights used for the same purpose as described above A33-07055 (Groundwater)

transfers 843, 943

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

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

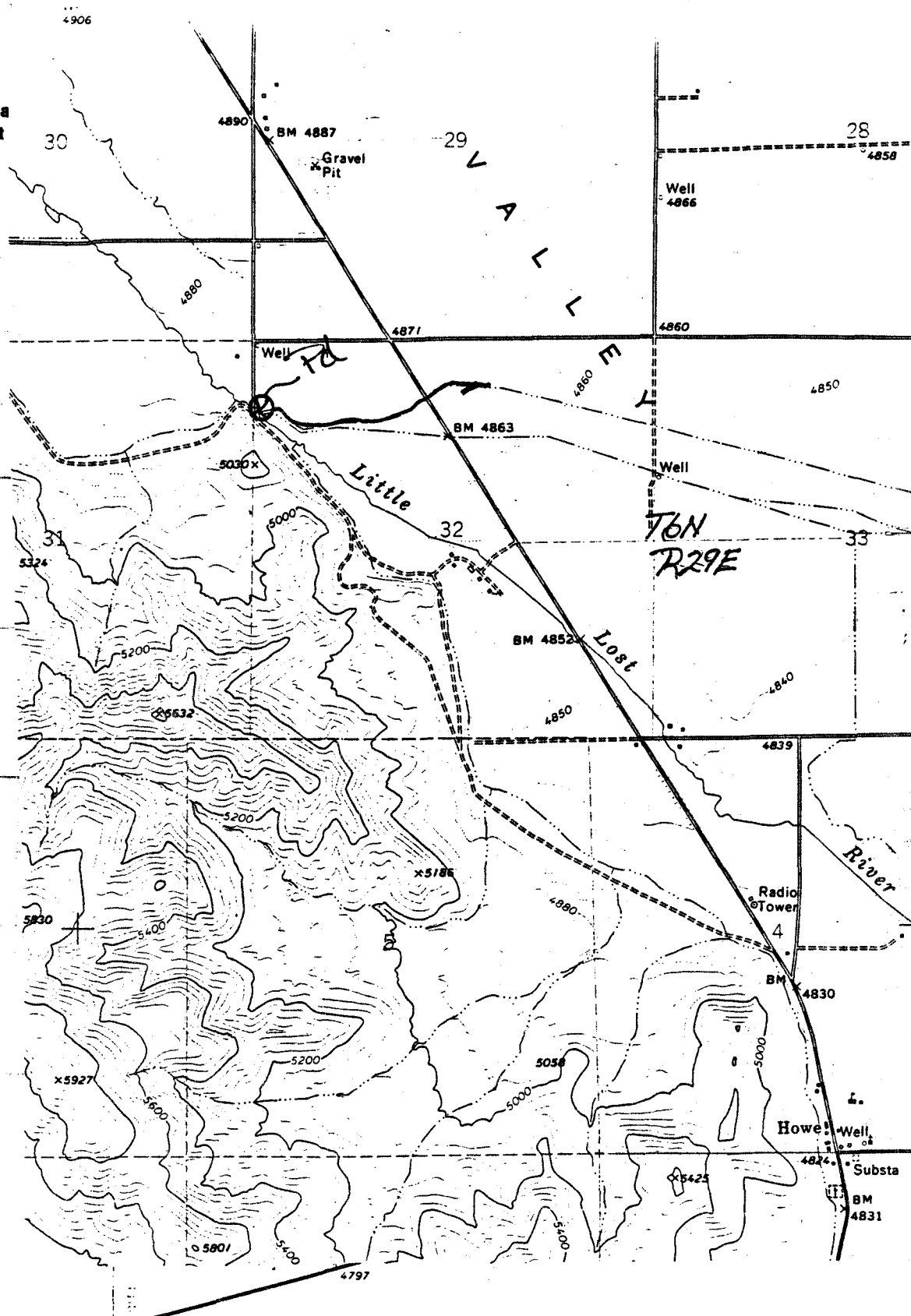
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

A. Draw a
line in part

lights described



130.0

PART 3**B. CHANGES IN NATURE OF USE**

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

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

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

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

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

President Patricia E. Woodie
 Title (Signature of Applicant)

Subscribed and sworn to before me this 23 day of February, 19 93.

Jacqueline A. Gage
 (Notary Public)

My commission expires 4.6.99

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by KCS Fee \$50.00 E018294

Received by RB Date 2-24-1993

Published in Arco Advertiser Copies of protest forwarded by _____

Pub. dates 3-18 & 25-93 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

97C

Page _____ of _____

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 1.20 for Irrigation purposes from 04-01 to 11-01
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	12	26E	10N	Butte	
		NE	SW	20	27E	10N	Butte	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10N	26E	13													40			40	80
		24	13																13
10N	27E	18									3.25	12							35.25

Total acres 128.25

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

1. amount 2.0 for Irrigation purposes from 04-01 to 11-01
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	12	26E	10N	Butte	
		NE	SW	20	27E	10N	Butte	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10N	27E	18																	26.75
		19					39	40	33					28					140.00
		20								10				37					47.00

Total acres 213.75

000412

OVERLAPPING RIGHTS ANALYSIS SHEET
(COMBINED RIGHTS W/ PERMITS FILE P.O.U.)

4/27/93 EDC
VERSION 1.3

CLAIMANT: JAMES ANDERSON

BASIN 33

284 AC of water (original)
361 AC ANALYSIS

AGENT: _____ DATE: _____

TOTAL ACRES 361 (COMBINED)

IRRIGATION METHOD: FLOOD 3 SPRINKLER 3

DIV VOL = AC. X = AF

C.U. VOL = AC. X = AF

P.D. A. _____

B. _____

C. _____

RIS. W/ SAME P.D. _____

DIVERSION RATE ANALYSIS

DIV. RATE AT 1" PER ACRE = _____ X 0.02 CFS = _____

DIV. RATE AT 1/2" PER ACRE = _____ X 0.01 CFS = _____

DIV. RATE AT _____ PER ACRE = _____ X _____ CFS = _____

DOES MOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y () N ()

IF YES, ADDITIONAL WATER USE FORM INCLUDED? Y () N ()

REMARKS:

STANDARD CONDITIONS: RT.#1 -00097c

RT.#2 -00001B 00096B 00095B

RT.#3 07014 07056

RT.#4 _____

STANDARD REMARKS: (#1) E04 - 7.22 cfs (all rights)

E14 - 240 AC (00001B, 00096B, 00095B)

E14 - 361 AC (00001B, 00096B, 00095B)

(#2) E04 7.22 cfs (all rights)

E14

(#3) E04 7.22 cfs (all rights)

E11 305 AC (other rights)

E05 1067.5 AC (other rights)

E14 361 AC (all rights)

REC. ACRES	AJ NUMBER	ANALYSIS #	RECOMMENDED BRUCKLY	RECOMMENDED CFS	COM. CFS
240	00001B	Smelter	4-1-1887	0.36	
240	00096B	"	5-25-1891	0.45	
240	00095B	"	6-1-1891	0.63	1.44
361	00097C	DRILL	4-15-1891	2.00	3.44
361	-07014	G.P.	5-10-1972	3.73	
361	-07056		07-07-77	1.46	5.19
			102 =	7.22 cfs	

10% B.F.M.

Place of Use Overlap Attachment

Water Right	Twn.	Rge.	Sec.	NE			NW			SW			SE			Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33-00001B.	10N	26E	13									38			30	68
00096B.			24	11												11
00095B.	10N	27E	19					9	40	13	12					74
			20					10			37					47
			18							40						~~40~~ 240
33-00097C	10N	27E	19					9	40	13	1					63
			20					10			37					47
			18							40						~~40~~ 150
33-07014/	10N	26E	13												40	80
07056			24	29												29
		27E	18											40	20	60
			19					39	40	37	29					145
																~~314~~
																17
																361
Total Acres:																

Water Right Number: _____ Date: ____/____/____

[illegible][illegible]

FIRST: JAMES O.
TO
200
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FACT: ANDREACON
ADDRESS: 90 POY 2
CITY: HOUS
PHONE NUMBER: 200-767-3335

ERST, ELIZABETH

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[illegible]

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 01-11-2001 BY 60322
DECLASSIFICATION AUTHORITY
E.O. 13526

[illegible]

CONTACT PERSON: Mr. Anderson

DATE OF FIELD EXAM: 1/1/11

APPOINTMENT MADE: Y () N ()

ACCOMPANIED BY:

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

Mr. Anderson RECEIVED A SHOW CAUSE LETTER REGARDING LANDS IN NENE SEC. 24 T12N
R26E, SOUTHWEST OF Little River Highway. As a result a hearing was arranged to
discuss possible ALTERNATIVES or Options ultimately Transfer 16.5298 was filed; APPROVED 28
DECEMBER 1998. I met w/ Mr. Anderson a couple times after the initial meeting to see where
Acres could be gained to move to the Project REFERENCED ABOVE. THIS TX AFFECTED PARADISE CO. WI

A. AI CLAIM: # A33-00097C PRIORITY DATE: 04-15-1991 STAGE: D
B. WR RECORD: # 03-00097C PRIORITY DATE: 04-15-1991 STAGE: D
C. FIELD EXAM REQUIRED? FIELD
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER
N

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

NOTES: *Priority Claimed matters Deceased*

RECOMMENDED PRIORITY DATE: *As claimed*
04-15-1991

REVIEWED BY: *[Signature]* DATE

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POINT(S) OF DIVERSION MATCH—PART 2, C.2, TRANSFER #077.

[illegible]

SOURCE: TRY CREAK

RECEIVED BY

HEADGATES IN STREAM TO DITCHES TO PEN. THIS IS AN EXCHANGE ENGMT.

PLSDIV. FROM

Dry Creek POD is now at the Negro Plant intake (shown above).
Decreased source is Dry Creek.

(Handwritten signature)

FROM Summit Ck (AS SHOWN ABOVE) AND FROM Little Lost River IN
SECTION 20 (AS SHOWN ABOVE). BOTH EXCHANGE POINTS ARE DIVERSION
AND UPSTREAM FROM WEST Ck'S TRIBUTARY TO Little Lost River.

No Loss Assessment:

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| NAME | NO | DATE | TIME | AMOUNT | CHECK NO. | BANK | INTEREST | TOTAL |
|--------------------|----|-------|------|--------|-----------|------|----------|-----------------|
| JAMES O. ANDREASIN | SW | 07-19 | | 750.0 | 33-000007 | + | 750.0 | 33-000007 |
| JAMES O. ANDREASIN | SW | 07-19 | | 750.0 | 33-07014 | | 750.0 | 33-07014 / 35.0 |
| JAMES O. ANDREASIN | SW | 07-19 | | 750.0 | 33-000018 | | 750.0 | |

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| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | AK
#/ACRES | LANDCAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|----------------------|------------------|-----------------|-----------------|----------------|------------------|
| 10N | 27E | 19 | SW | SW | SW | ANDREASON, JAMES O. | A23-000058 /33.0 | 33-000058 /33.0 | | | |
| | | | SW | SW | SW | ANDREASON, JAMES O. | A23-000058 /33.0 | 33-000058 /33.0 | | | |
| | | | SW | SW | SW | ANDREASON, JAMES O. | A23-07014 /35.0 | 33-000058 /35.0 | | | |
| | | | SW | SW | SW | ANDREASON, JAMES O. | A23-07056 /20.0 | 20-07056 /20.0 | | | |
| | | | SW | SW | SW | ANDREASON, JAMES O. | R33-000018 /35.0 | | | | |
| | | | SW | SW | SW | ANDREASON, JAMES O. | R33-000058 /35.0 | | | | |
| | | | SW | SW | SW | ANDREASON, ELIZABETH | R33-07056 /35.0 | | | | |
| 10N | 27E | 19 | SE | SE | SE | ANDREASON, JAMES O. | A23-000072 /10.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | A23-000018 /30.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | A23-000058 /20.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | A23-000058 /20.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | R33-07014 /33.0 | | | | |
| | | | SE | SE | SE | ANDREASON, ELIZABETH | R33-07056 /35.0 | | | | |
| 10N | 27E | 20 | NE | NE | NE | ANDREASON, JAMES O. | A23-000072 /10.0 | | | | |
| | | | NE | NE | NE | ANDREASON, JAMES O. | A23-000018 /10.0 | | | | |
| | | | NE | NE | NE | ANDREASON, JAMES O. | A23-000058 /10.0 | | | | |
| | | | NE | NE | NE | ANDREASON, JAMES O. | A23-000058 /10.0 | | | | |
| | | | NE | NE | NE | ANDREASON, JAMES O. | R33-000018 /7.0 | | | | |
| | | | NE | NE | NE | ANDREASON, JAMES O. | R33-000058 /7.0 | | | | |
| 10N | 27E | 20 | SE | SE | SE | ANDREASON, JAMES O. | A23-000072 /10.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | A23-000018 /37.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | A23-000058 /37.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | A23-000058 /37.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | R33-000018 /37.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | R33-000058 /37.0 | | | | |
| | | | SE | SE | SE | ANDREASON, JAMES O. | R33-000058 /37.0 | | | | |
| TOTAL ACRES | | | | | | | A23-00007C | 213.70 | | | 118.00 |

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

C. FIELD EXAM REQUIRED? _____ FIELD EXAMINER _____
DUE TO POU DISCREPANCY? (Y/N) _____ YOU COUNTY: BUTTE

PRESUMPTION FLAG: D

NOTES:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

213²⁵ per TX 4077 / 301

A. AJ CLAIMED USES:

PURPOSES: MONTH/DAY
A22-00097C IRRIGATION FROM 04-01 TO 11-01
DIVERSION QUANTITY
2,000 CFS
2,000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WR RECORDED USES:

PURPOSES: MONTH/DAY
23-00097C IRRIGATION FROM 04-01 TO 11-01
DIVERSION QUANTITY
2,000 CFS
2,000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Y() N()

Explain in notes, below.

NOTES

Period of Use As DERIVED MATCHES CLAIM

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

AI TOTAL CLAIMED DIVERSION RATE: 2,000 CFS
WE ROOT RIGHT TOTAL DIVERSION RATE: 2,000 CFS

AAA IF NO or IF STATUTORY CLAIM or UNNECESSARY USE then flow measurement required. AAA
AA If an amount smaller than the original diversion rate is AA
AA claimed and an exam is NOT required, explain in notes. AA

A. See Page 13.

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N

B.

ELTW MEASUREMENT

MEASUREMENT METHOD

Watershed Records, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A33-00095B/00095B/00001B

LIST ALL RIGHTS WITH A SAME FCU AND IRRIGATION USAGE:

| CLAIM NO. | SOURCE | NAME | DEV. DATE | DEV. RATE/ACRE | DEV. VOL. | DEV. VOL./ACRE |
|------------|-------------------|----------------------|-----------|----------------|-----------|----------------|
| A33-00097C | DRY CREEK | ANDREASON, JAMES O. | 2.000 | 0.009 | | |
| R33-00001B | SUMMIT CREEK | ANDREASON, JAMES O. | 0.360 | 0.001 | | |
| A33-00001B | LITTLE LOST RIVER | ANDREASON, JAMES O. | 0.400 | 0.001 | | |
| A33-00095B | LITTLE LOST RIVER | ANDREASON, JAMES O. | 0.700 | 0.002 | | |
| R33-00095B | SUMMIT CREEK | ANDREASON, JAMES O. | 0.650 | 0.001 | | |
| R33-00096B | LITTLE LOST RIVER | ANDREASON, JAMES O. | 0.450 | 0.001 | | |
| A33-00096B | CAMMILL CREEK | ANDREASON, JAMES O. | 0.500 | 0.001 | | |
| A33-07014 | CAMMILL CREEK | ANDREASON, JAMES O. | 0.730 | 0.012 | | |
| R33-07014 | GROUNDWATER | ANDREASON, JAMES O. | 0.730 | 0.012 | | |
| A33-07056 | GROUNDWATER | ANDREASON, JAMES O. | 1.460 | 0.009 | | |
| R33-07056 | GROUNDWATER | ANDREASON, ELIZABETH | 1.460 | 0.009 | | |

97C
01B
95B
96B
7014 } G.W.
7056 }

NO RIGHTS WITH SAME YOU PUT NOT USED FOR IRRIGATION

DATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1. IRRIGATION RATE X 0.02 CFS/ACRE = 7.22 CFS
ACRES 361 (Taken from p/u review)

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

001B - 0.36
0958 - 0.63
0968 - 0.45
099C - 2.0
0704 - 3.73
0706 - 1.46
8.63

AAA IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() AAA
2. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = 524.4 AF/A
ACRES 361 X CONSUMPTIVE VOL. AF/A FOR AREA =
TOTAL CONSUMPTIVE USE AF/A
3. IRRIGATION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME = AF/A
ACRES 361 X DIVERSION VOL. AF/A FOR AREA 3.5
TOTAL DIVERSION VOLUME 1263.5 AF/A

AS Combined Use

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET Y() N()

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
DATE CTS

REC. DIV
VOL. NE/A

REC. CONC.
USE

INDICATION

04-01 11-01

DATABASH EXAMINER
3,000

DATABASH EXAMINER

DATABASH EXAMINER
507.4

TOTAL FOR THIS RIGHT

12633

507.4

REVIEWED BY:

DATE: 10/18/99

Ed Fd6: 018,953,963, 07056,07014

Qst Ed4: 1.22 , as above

POst Ed4: 361 , as above
K06: 21323

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWEN/CHIEF
FOREST/AGRICULTURE
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
REVIEW
SYSTEM

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-00097

TOTAL DIVERSION RATE OF NO SPLITS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT
CLAIM NUM. | OLD RIGHT
DATE | NO. RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|-----------------------|-------------------|----------------------|-------------------|
| - | A33-00097A | 3.200 | A33-00097A | 3.200 | 01-00097A | 3.200 |
| - | A33-00097B | 1.200 | | | 01-00097B | 1.200 |
| - | A33-00097C | 3.200 | | | 01-00097C | 3.200 |
| - | A33-00097A | 3.200 | A33-00097A | 3.200 | 01-00097A | 3.200 |

TOTAL CFS

9.600

6.400

9.600

DIVERSION RATE REVIEW

DO THE OLD CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)

NOTES:

A33-00097B was FOR 3.2 cfs on 342 ac (w/ former rights: 00095B, 96030001B)

T.4077 SPLIT 3 TO 00097C FOR 2.0 cfs on 213.75 ac - Approved

AND 00097D FOR 1.2 cfs on 128.25 ac - 11/00/18

3.2 cfs 342.0 ac

A33-00097A is FOR 3.2 cfs

Right is claimed in 1940 @ 6.4 cfs

AUTHENTICATION:

SIGNATURE:

ASB

DATE:

11 July 95

NAME OF FIELD EXAMINER:

James B. Ruben

TITLE:

Sen. Agr.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:18:52
08/02/94

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A30 000970

| MR ELEMENT | FIELD EXAM
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | VERIFIED BY
CODE | COMPLETED
REVISION
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|----------------------------|-------------------|---|----------------------------|------------------------|---------------------|------------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | | | | | | | | |
| POINT OF DIV | Y | | | ✓ | | | | |
| SOURCE | | | | ✓ | | | | |
| PLACE OF USE | Y | | | ✓ | | | | |
| POINT OF DIV
CFS/VOLUME | | | | | | | | |
| CONSUMPTIVE USE | | | | | | | | |
| PURPOSES | | | | | | | | |
| PERIOD OF USE | | | | | | | | |
| BASIS OF CLAIM | Y | | | | | | | |
| REMARKS | Y | | | | | | | |

"VERIFIED BY" CODES

TOPO MAP/INCH-PO = 1
 ASCE MAP = 2
 WATERMASTER RECORDS = 3
 NAZC 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
ADJUDICATION CLAIM VERIFICATION REPORT

11:34:45
08/02/94
15

PAGE: 15
PROFILE REPORT

CLAIM NUMBER: A33-00097C

| OWNER CODE | NAME & ADDRESS | PRIORITY DATE | WATER USE | USE PERIOD FROM TO | DIVERSION RATE | DIVERSION VOLUME |
|------------|---|---------------|------------|--------------------------------------|----------------|------------------|
| C | JAMES O. ANDREASON
PO BOX 3
HOME ID 83244
(208) 767-3395 | 04/15/1991 | IRRIGATION | 04-01 11-01 | 2.00 CFS | |
| | | | | TOTAL DIVERSION:
CONSUMPTIVE USE: | 2.00 CFS | 534.40 AFA |

Water Source: DRY CREEK

Tributary to: LITTLE LOST RIVER

Stage: DECEASED

Point(s) of Diversion:

TION R265 S12
R27E S20

BUTTE County
BUTTE County

Place of use Legal Description for: IRRIGATION

| T | R | S | NENE | | | NUNU | | | NUNU | | | NUNU | | | NUNU | | | SUM |
|-----|-----|----|------|----|----|------|----|----|------|----|----|------|----|----|------|----|----|-------|
| | | | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | |
| 10N | 27E | 18 | | | | | | | | | | | | | | | | SUM |
| 10N | 27E | 19 | | | | | | | | | | | | | | | | 26.7 |
| 10N | 27E | 20 | | | | | | | | | | | | | | | | 140.0 |
| | | | | | | | | | | | | | | | | | | 47.0 |
| | | | | | | | | | | | | | | | | | | 213.7 |

POU County: BUTTE

Non-Irrigation Uses: STOCKWATER; 200 SHEEP, 100 CATTLE

Other Rights: A33-00095B/00096B/00001P

Remarks:

THIS RIGHT RESULTED FROM SPLIT OF A33-00097B BASED ON TRANSFER
#4077. APPROVED NOVEMBER 1993. FILING FEE IS RECORDED ON
RECEIPT #011667.
EXC 25 FEB 1993

Dates: Exam Made Date: Verified Date:

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

10N 27E 18



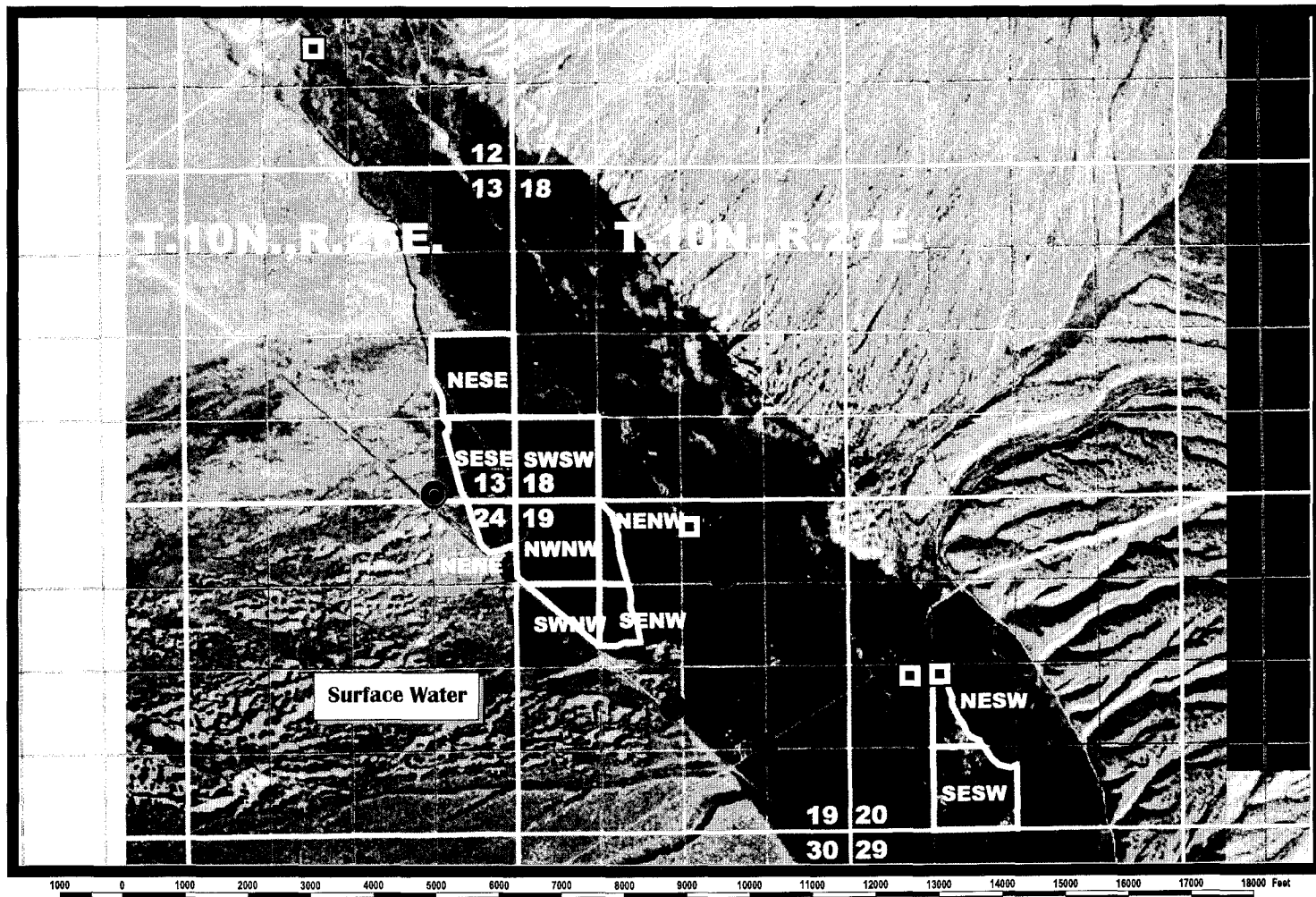
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: James Andreason

Water Right(s): 33-00001B, 33-00095B, 33-00096B, 33-00097C



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use

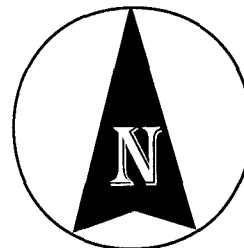
Section Line

Quarter-section line

Place(s) of Use:

T.10N., R.26E. (parts of)
Sec. 13 E2SE, Sec. 24 NENE,
T.10N., R.27E. (parts of)
Sec. 18 SWSW, Sec. 19 NW,
Sec. 20 E2SW

Point(s) of Diversion: T.10N., R.26E.
Sec. 12 SENESW (Summit Ck)
T.10N., R.27E.
Sec. 20 NWNESW (Little Lost River)



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

DATE: 10/20/99
PAGE: 1

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Pen $\text{Bo}^\#$ 6.7.8
 Pod $\text{Bo}^\#$ 90

AJ0749NP
No. R33-00097C

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

DATE: 10/20/99
PAGE: 2

Remarks: EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 33-00001B, 33-00095B, 33-00096B.

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

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

Comments: Date: 08/04/1999 User-ID: ARUBERRY Subject: COPIED FROM REMARKS

THIS RIGHT RESULTED FROM SPLIT OF A33-00097B BASED ON TRANSFER
#4077, APPROVED NOVEMBER 1993. FILING FEE IS RECORDED ON
RECEIPT E011667. EMC 25 FEB 1993

Date: 10/19/1999 User-ID: ARUBERRY Subject: ERROR OF TX 4077
TX 4077 ERRORS IN THE POU BY DEFINING 28 ACRES IN SESW SEC. 19 OF
T.10N,R.27E. ACTUAL POU IS SENW.

Audit: 10/20/99 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: A33-00097C

Date Received: 1/12/1990

Receipt No: X777777

Received By: EMC
PREPARED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES O. ANDREASON 208-767-3395
Address: PO BOX 3
HOWE ID 83244
OR
Name: ELIZABETH ANDREASON 208-767-3395
Address: PO BOX 3
HOWE ID 83244

A3300097C



2. Date of Priority: APR 15, 1891

3. Source: DRY CREEK Trib. to: LITTLE LOST RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 10N | 26E | 12 | NE | SW | | | BUTTE |
| | 27E | 20 | NE | SW | | | BUTTE |

5. Description of diverting works:
HEADGATE AND PRIVATE DITCH

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 2.000 | | |

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

8. Total consumptive use is 534.4 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER; 300 SHEEP, 100 CATTLE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 10N | 27E | 18 | SW | SW | | IRR | 26.7 |
| | | | | | | Section Acres | 26.7 |
| | | 19 | NE | NW | | IRR | 39.0 |
| | | | NW | NW | | IRR | 40.0 |
| | | | SW | NW | | IRR | 33.0 |
| | | | SE | SW | NW | IRR | 28.0 |
| | | | | | | Section Acres | 140.0 |
| | | 20 | NE | SW | | IRR | 10.0 |
| | | | SE | SW | | IRR | 37.0 |
| | | | | | | Section Acres | 47.0 |
| | | | | | | Total Acres | 213.7 |

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:
A33-00095B/00096B/00001B

14. Remarks:

THIS RIGHT RESULTED FROM SPLIT OF A33-00097B BASED ON TRANSFER
#4077, APPROVED NOVEMBER 1993. FILING FEE IS RECORDED ON
RECEIPT E011667. EMC 25 FEB 1993

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

BLAINE COUNTY INVESTMENT CO.
Decree Plaintiff

ROBERT G. MAYS, ET. AL.
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

APR 15 1994