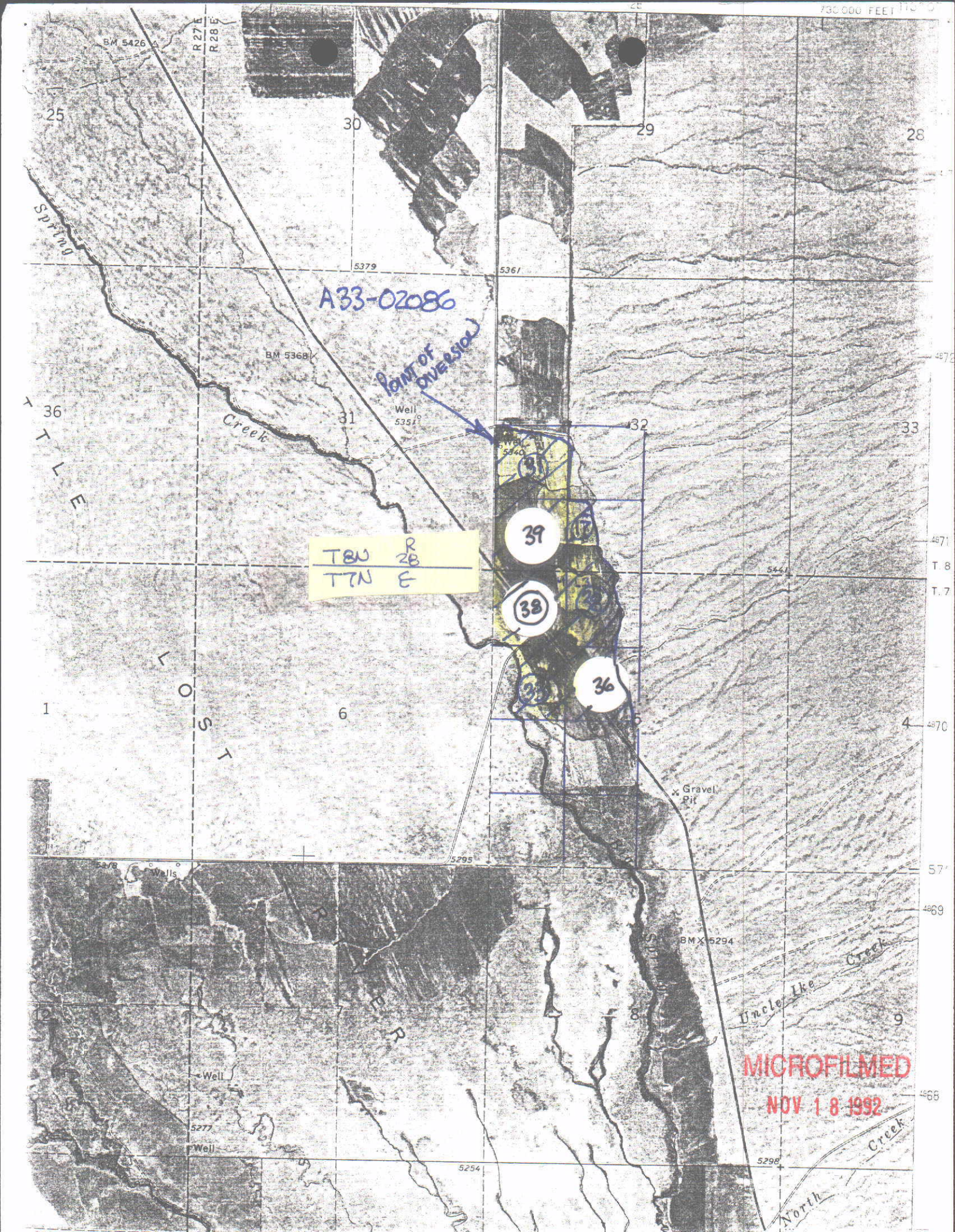




19 JULY 1995

KENT FOSTER
WEST ONE BANK BLDG
330 SHOUP AVE THIRD FLOOR
P O BOX 50130
IDAHO FALLS ID 83405

RE: YOUR REQUEST FOR DOCUMENTS; 33-07018 AND 33-02086

Dear Mr. Foster:

Please find enclosed the requested documents relating to water right claims 33-02086 and 33-07018.

Respectfully submitted,

Allen Ruberry

RECEIVED
NOV 15 1995

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS, P.A.
DALE W. STORER
MARIE T. TYLER
JOHN G. SIMMONS
ROBERT M. FOLLETT
FREDERICK J. HAHN, III

WEST ONE BANK BLDG.
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

July 10, 1995

RECEIVED

JUL 11 1995

Department of Water Resource:
Eastern District Office

Mr. Ernie Carlson
IDAHO DEPARTMENT OF
WATER RESOURCES
900 N. Skyline
Idaho Falls, Idaho 83402-1718

Dear Ernie:

I wonder if you would look to see if we can find copies of the field examiner's report or notes for water rights nos. 33-07018 and/or 33-02086. If so, we would appreciate it if you would send legible copies to us. As always, if you will advise us of any costs we will be happy to send our check for reimbursement. Thank you for your kind attention to this matter.

Very truly yours,



Kent W. Foster

G:\WPDATA\KWF\8149\IDWR0710.LTR:sjw

MICROFILMED
NOV 15 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

APRIL 29, 1993

SAGE WILLOW INC
C/O KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS IF 83405

RE: CHANGE IN OWNERSHIP FOR A33-02086 AND A33-07018

Dear Kent:

The request for Change in Ownership concerning your client's Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect your client as the new owner.

Enclosed are typed Notices with your client's name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your client's records.

Respectfully submitted,

Dave Carlson
Water Right Agent, Adjudications

DC:jt

Enclosure: Notices of Claim

MICROFILMED
APR 15 1994

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 04/28/93
Time: 14:11:22

Rec/No - E018463 AR/No -
From: - HOLDEN KIDWELL HAHN CRAPO

Receipt Type - CK Doc/No - 52666
Remarks - AMENDED CLAIM

MOST CURRENT RECEIPT

Receipt Date: 04/15/1993

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEE	337		41503	1155		6.00

Total Due - 6.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A3302086	6.00				

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

MICROFILMED

APR 15 1994

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: E018419

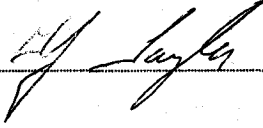
Date: 4/ 7/1993
Time: 08:28:53

Received
From: HOLDEN KIDWELL HAHN CRAPO

Type of Payment	Program A cct			Amount
ADJUDICATION FEE	41503	337	1155	22.00
Total				
CHECK	52575			\$22.00

A33-02086 - Water Right Numbers -

Region: EASTERN

Signature: 

MICROFILMED
APR 15 1994

LAW OFFICES

HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
 KENT W. FOSTER
 ROBERT E. FARNAM
 WILLIAM D. FALER
 STEPHEN E. MARTIN
 CHARLES A. HOMER
 GARY L. MEIKLE
 GAYLE A. SORENSON, P.A.
 DONALD L. HARRIS
 MARIE T. TYLER
 JOHN G. SIMMONS, P.A.
 ROBERT M. FOLLETT
 KUMEN L. TAYLOR
 JAMES K. SLAVENS

WEST ONE BANK
 P.O. BOX 50130
 330 SHOUP AVENUE
 IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
 TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
 702 W. IDAHO SUITE 810
 BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
 TELEFAX (208) 343-8078

BOISE OFFICE

WM. LYMAN BELNAP, P.A.
 RANDALL B. REED
 RONALD D. CHRISTIAN
 FREDERICK J. HAHN III

ARTHUR W. HOLDEN
 (1877-1967)
 ROBERT B. HOLDEN
 (1911-1971)
 TERRY L. CRAPO
 (1939-1982)
 WILLIAM S. HOLDEN
 (1907-1988)

April 6, 1993

Eric Verner, Sr. Water Agent
 IDAHO DEPARTMENT OF WATER RESOURCES
 900 North Skyline Drive
 Idaho Falls, Idaho 83402-1718

Dear Eric:

We have now received from First American Title Company in Blackfoot, the water rights documents executed in connection with the closing of a purchase by Sagewillow, Inc., of some additional land near its Knollin Ranch from David and Terry Hawley. In connection with the closing, the Hawleys executed an Amended Notice of Claim to a Water Right Acquired Under State Law. I believe the original Notice of Claim was filed for only 238 acres and so maybe there should be an additional filing fee of some \$22.00, a check for which is enclosed with this letter. Claims Nos. A33-02086 and A33-07018 were assigned by the Hawleys to Sagewillow, Inc., and we are enclosing a copy of both the Assignment of Notice and the Notice Concerning Water Rights for Property forms with this letter. Thank you for your kind attention to this matter.

Yours very truly,

Kent W. Foster
 Kent W. Foster

#8149.00/srs

Enclosure

4-7-93

Still
 fees
 6.00

Copy
 taken
 care is
 getting it

APR 06 1993

Paid under E015463

28 ac. added to
 amended
 under E015463
 APR 15 1993
 MICROFILMED

APR 06 1993

NOTICE CONCERNING WATER RIGHTS FOR PROPERTY
(to be mailed to the Idaho Department of Water Resources)

DATE OF CLOSING: March 9, 1993.

LEGAL DESCRIPTION OF PROPERTY: (lot and block, where applicable, and Township, Range, Section, sixteenth section)

[] Served Only by a Public Service Water Supply (domestic water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[X] Water Right Number(s): A33-02086 and A33-07018.

[X] Name and Address of Former Owner/Claimant(s): David and Terry Hawley
675 South Shilling
Blackfoot, Idaho 83221

[X] New Owner/Claimant(s): Sage Willow, Inc.

[X] New Mailing Address: c/o Holden, Kidwell, Hahn & Crapo
P.O. Box 50130
Idaho Falls, Idaho 83405

[X] New Telephone Number: (208) 523-0620

[X] Does the change in ownership result in a splitting of the water right claimed? yes X no

If yes, then describe the portion of the water right that is now claimed by the new owner:

MICROFILMED
APR 15 1994

[X] Signature of New
Owner/Claimant(s):

Sagewillow Inc
Edmund W. Gamble Pres
Date: March 9th, 1993

[X] Signature of Former
Owner/Claimant(s):

Larry Hunter
Carol Hawley
Date: March 9, 1993

[] Attach proof of
ownership, describe
proof attached:

(Proof of ownership must describe
either the property conveyed or
include the claim number. Proof of
ownership is not required if this form
is signed by the former claimant.

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Dated: By:

Final Review and Data-Entry

Dated: By:

Claim Numbers of Split, if any:

#8149.00
58661/srs

MICROFILMED
APR 15 1994

APR 06 1993

Department of Water Resources

ASSIGNMENT OF NOTICE OF CLAIM(S)

We, David and Terry Hawley, hereby assign to Sage Willow, Inc.,
c/o Holden, Kidwell, Hahn & Crapo,
P.O. Box 50130, Idaho Falls, Idaho 83405.
Address

All my right, title, and interest in and to Notice of
Claim No(s). A33-02086 and A33-07018.
to a Water Right Acquired Under State Law.

The following described portion of my right, title, and
interest in and to Notice of Claim No(s). _____
to a Water Right Acquired Under State Law.

(If assigning a portion, describe that portion of the
claim being assigned by listing the acreage within each
40-acre tract, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or
acre feet for storage)

Made this 9 day of March, 1993.

Signature of Claimant(s)

David Hawley
David Hawley

Terry Hawley
Terry Hawley

STATE OF IDAHO)

) ss.

County of Bingham)

On this 9 day of March, 1993, personally appeared before
me the signers of the above instrument, who duly acknowledged to me
that they executed the same.

Notary Public Bud D. Nord

Residing at Big Lost Lake

My Commission Expires 3-12-99

58671/srs

MICROFILMED

APR 15 1994

State of Idaho

License and Certificate of Water Right

Water License No. G-27717

Amount.....4.10 c.f.s.

Water District No.....

Priority.....January 12, 1959

THIS IS TO CERTIFY that CLARENCE HAMLEY

of Howe, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 12, 1959; that Permit No. G-27717 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 4.10 second feet, was issued thereunder on January 2, 1964, showing that said works were completed on the 5th day of April, 1963; and that on the 5th day of April, 1963, CLARENCE HAMLEY

of Howe, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-27717 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7805, on the 2 day of January, 1964;

The right hereby confirmed dates from January 12, 1959;

The Point of Diversion is located

In the NW 1/4 SW 1/4, Sec. 32, Tp. 8 N, R. 28 E, B. M. Butte County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 4.10 cubic feet per second.

Description and location of use:

Description and location of area			No. Acres Described in Permit	No. Acres Actually Irrigated
Twp.	Range	Sec.	Forty-acre Tract	
7 N.	28 E.	5	NE 1/4 NW 1/4	40
			NW 1/4 NW 1/4	40
			SW 1/4 NW 1/4	39
			SE 1/4 NW 1/4	40
			NE 1/4 SW 1/4	35
8 N.	28 E.	32	NW 1/4 SW 1/4	40
			SW 1/4 SW 1/4	40
			SE 1/4 SW 1/4	35
			Total number of acres to be irrigated:	

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of January, 1964.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

33 2087

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-27717

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant: Clarence Hawley, Howe, Idaho

2. Source of water supply: 6.0 c.f.s - subterranean water

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ of Section 32.

T. 8 N. R. 28 E. County of Butte

4. Describe works as they exist, giving dimensions and capacities of same: 50 HP U.S. Motor #882566, Berkeley Pump #5110301. 10" discharge into concrete distributer box to open ditches. 142' x 10" column. Well 150' x 16" cased to bottom - perforated. (6:32' with 43' dd Ripter)

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

✓ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 7 N., R. 28 E.; W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, 32, T. 8 N., R. 28 E.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Clarence Hawley along

..... Couldn't measure depth to water.

..... Measured by Spurling meter - 5 Rm 1 Min 56 Sec. = 432 cfs x 91 = 41000

This examination was made on the 10th day of June, 1963

(Signed)

..... Examiner.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:54
03/31/93

PAGE: 1
GENERAL INFORMATION

1763
CLAIM NUMBER: A33-12086

LAST: HAWLEY
ADDRESS:
CITY: HOME
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: CLARENCE
STATE: ID ZIP: 0000

LAST: HAWLEY
ADDRESS: 675 S. SHILLING
CITY: BLACKFOOT
PHONE NUMBER: 208-785-5407
OWNER CODE: C

FIRST: DAVID
STATE: ID ZIP: 83221

LAST: HAWLEY
ADDRESS: 675 S. SHILLING
CITY: BLACKFOOT
PHONE NUMBER: 208-785-5407
OWNER CODE: C

FIRST: TERRY
STATE: ID ZIP: 83221

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE N
FIELD EXAMINER

CHANGE OF OWNERSHIP FILED TO:

SAGE WILLOW INC.

910 KENT FOSTER (HOLDEN KIDWELL HAWND & CRAPO)

PO BOX 50130

IDAHO FALLS ID 83405

PH: (208) 523-0620

CONTACT PERSON: _____ PHONE NUMBER: (____) _____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) TIME: ____:____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A33-02086 PRIORITY DATE: 01-12-1959 STAGE: L
B. WR RE:ORD: # 33-02086 PRIORITY DATE: 01-12-1959 STAGE: L
C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

FIELD
EXAMINER
DATABASE
N

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

NOTES: PRIORITY CLAIM MATCHES LOGGED DATA

RECOMMENDED PRIORITY DATE: AS CLAIMED
01-12-1959

REVIEWED BY [Signature] DATE 5 FEB 97

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A33-02086	03N	28E	32	NW	NW	SW		BUTTE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE
WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
33-02086	03N	28E	32	NW	NW	SW		BUTTE

OTHER WR RECORDS WITH SAME WR POD
A PREFIX R PREFIX
NONE NONE
AJ CLAIMS IN SAME 40 ACRE TRACT

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. R&E. SEC. 1/4 1/4

DIVERSION NAME

COUNTY

LOT

1/4

1/4

TRIB:

SOURCE: GROUNDWATER

REVIEWED BY:

DATE:

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBERS: A33-02085

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	28E	5	NE	NW		HAMLEY, DAVID	A33-32086 /38.0	33-32086 /35.0			
			NE	NW		HAMLEY, DAVID	A33-37018 /50.0	33-37018 /30.0			
07N	28E	5	NW	NW		HAMLEY, DAVID	A33-32086 /38.0	33-32086 /38.0			
			NW	NW		HAMLEY, DAVID	A33-37018 /38.0	33-37018 /38.0			
07N	28E	5	SW	NW		HAMLEY, DAVID	A33-32086 /33.0	33-32086 /33.0	34.0		
			SW	NW		WESTON, ERVIN P.	A33-10121 /	/			
			SW	NW		HAMLEY, DAVID	A33-37018 /21.0	33-37018 /21.0			
07N	28E	5	SE	NW		HAMLEY, DAVID	A33-32086 /35.0	33-32086 /36.0	35.0		
			SE	NW		HAMLEY, DAVID	A33-37018 /55.0	33-37018 /55.0			
08N	28E	52	NW	SW		HAMLEY, DAVID	A33-32086 /31.0	33-32086 /31.0	39.0		
08N	28E	52	SW	SW		HAMLEY, DAVID	A33-32086 /39.0	33-32086 /39.0	37.0		
08N	28E	52	SE	SW		HAMLEY, DAVID	A33-32086 /17.0	33-32086 /17.0	25.0		
TOTAL ACRES							232.00	229.00	168.00		

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

C. FIELD EXAM REQUIRED? POU COUNTY: BUTTE

DATEBASE Y FIELD EXAMINER

DUE TO POU DISCREPANCY? (Y/N)

*Will for
NRSW Sec 5
?*

A. AJ CLAIMED USES:

PURPOSES MONTH/DAY
A33-02086 IRRIGATION FROM 04-01 TO 11-01
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
4.100 CFS
4.100 CFS

B. WR RECORDED USES:

PURPOSES MONTH/DAY
33-02086 IRRIGATION FROM TO
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
4.100 CFS
4.100 CFS

PRESUMPTION FLAG:

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)	Y	---

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() EXPLAIN IN NOTES, BELOW

NOTES:

PERIOD OF USE RECOMMENDED AS 15 APRIL TO OCTOBER 15, PER DEPT. STD.

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

AJ TOTAL CLAIMED DIVERSION RATE: 4.100 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.100 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
Y

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

B. FLOW MEASUREMENT

MEASUREMENT METHOD SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: 33-07010

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A33-02036	GRJUNKWATER	HAYLEY, DAVID	4.100	0.017		
A33-07018	GROUNDWATER	HAYLEY, DAVID	3.260	0.020	439.00	3.00

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A33-10121	DOMESTIC	WESTON, ERVIN P.	FROM 01-01 TO 12-31	.040 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

18. CALCULATIONS

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

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 650.0 AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV V/L AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 4-100	DATABASE EXAMINER	DATABASE EXAMINER 650.9
TOTAL FOR THIS RIGHT		4-100		650.9

REVIEWED BY: DATE:

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-02086

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 4.100
EXAMINER _____
CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A33-02086	4.100	-		35-02086	4.100
TOTAL CFS		4.100				4.100

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:

AUTENTICATIONS:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:54
03/31/93

PAGE: 15
QUICKLOOK INFORMATION

CLAIM NUMBER: A33-12086
1775

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

VERIFIED BY CODES

TOPD MAP/ORT40-PQ = 1
ASCS MAP = 2
MASTER RECORDS = 3
NAPP 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

05:33:04
03/31/93
1775

PAGE: 14
PROFILE REPORT

CLAIM NUMBER: A33-32086

OWNER CODE: A33-02086
NAME & ADDRESS: SAGE WILLOW INC
C/O KENT FOSTER
PO BOX 50130
IDAHO FALLS ID 83405

PRIORITY DATE: 12/1979
WATER USE: IRRIGATION

USE PERIOD FROM: 04-01 11-01
TO: 11-01

DIVERSION RATE: 4.10 CFS
DIVERSION VOLUME: 650.0 AFA

TRIBUTARY TO:

STAGE: LICENSE

POINT(S) OF DIVERSION: T08N R28E S32
N4NWSH

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	NE NE NE SENE : LT AC LT AC LT AC	NE NW NW NW SENE : LT AC LT AC LT AC	NE SW SW SW SENE : LT AC LT AC LT AC	NE SE SE SE SENE : LT AC LT AC LT AC	SUM
07N 28E 32	38	38	33	36	145.0
08N 28E 32	38	38	33	36	87.0
TOTAL ACRES	31	39	17		232.0

POU COUNTY: BUTTE

NON-IRRIGATION USES: NONE

OTHER RIGHTS: 33-07018

DATES: EXAM MADE DATE: 03/26/1985

MISC: WATER DISTRICT NUMBER: FIELD INSPECTION FLAG: PRESUMPTION FLAG:

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

RIGHT NUMBER: 33-2086

NAME AND ADDRESS:

SAGEWILLOW INC
C/O KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405-0130

SOURCE:

Source:
GROUND WATER

Tributary:

Point of injection into Little Lost River. Point of redirection from Little Lost River and Big Spring Creek.

QUANTITY:

4.000 CFS

910.000 AFY

Use of the rights listed below is limited to a total combined diversion rate of 5.20 cfs and to a total combined annual diversion volume of 910.0af. Combined Right Nos.: 33-2086 and 33-7018

Use of the rights listed below is limited to a total combined diversion rate of 35.19 cfs and to a total combined annual diversion volume of 6356.0 af. Combined Right Nos.: 33-2057, 33-2083, 33-2086, 33-2091, and 33-7018

Use of the rights listed below is limited to a total combined diversion rate of 67.19 CFS. Combined Right Nos.: 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091 and 33-7018.

~~USE OF THIS RIGHT WITH RIGHT NO. 33 7018 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.2 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 910 AF.~~

PRIORITY DATE: 01/12/1959

POINT OF DIVERSION:

T07N R27E S1 SWNESE	Within BUTTE County
T07N R27E S2 SWSENE Rediversion	Within BUTTE County
T07N R27E S2 SESENE	Within BUTTE County
T07N R27E S12 NENENE	Within BUTTE County
T07N R27E S12 NWNENE	Within BUTTE County
T07N R27E S12 NENWNE	Within BUTTE County
T07N R27E S12 NENENW	Within BUTTE County
T07N R27E S12 NWNENW	Within BUTTE County
T07N R27E S12 SENWNW Injection	Within BUTTE County
T07N R27E S12 NWESE	Within BUTTE County
T07N R28E S5 NENWSW Rediversion	Within BUTTE County
T07N R28E S6 SWNESW	Within BUTTE County

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

T07N R28E S7 SWNWSW Lot 3	Within BUTTE County
T07N R28E S7 SWSWSW Lot 4	Within BUTTE County
T08N R28E S32 NWNWSW	Within BUTTE County
T08N R28E S32 SWSWSW	Within BUTTE County

**PURPOSE AND
PERIOD OF USE:**

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/15 10/31	4.000 CFS 910.00 AFY

PLACE OF USE:

IRRIGATION within BUTTE County

T07N R27E S01 NENE Lot 1 31.0	
T07N R27E S01 NWNE Lot 2 31.0	
T07N R27E S01 SWNE 32.0	
T07N R27E S01 SENE 32.0	
<u>T07N R27E S01 NENW Lot 3 32.0</u>	~~T07N R27E S01 NENW Lot 3 31.0~~
T07N R27E S01 SENW 32.0	
T07N R27E S01 NESW 35.0	
<u>T07N R27E S01 NWSW 2.7</u>	~~T07N R27E S01 NWSW 2.6~~
T07N R27E S01 SWSW 32.0	
T07N R27E S01 SESW 36.0	
T07N R27E S01 NESE 36.0	
T07N R27E S01 NWSE 35.0	
<u>T07N R27E S01 SWSE 33.0</u>	~~T07N R27E S01 SWSE 32.0~~
<u>T07N R27E S01 SESE 34.0</u>	~~T07N R27E S01 SESE 33.0~~
T07N R27E S12 NENE 39.0	
T07N R27E S12 SENE 32.0	
<u>T07N R27E S12 NWNW 27.0</u>	~~T07N R27E S12 NWNW 26.0~~
T07N R27E S12 SESW 8.6	
T07N R27E S13 NWNE 34.0	
T07N R27E S13 NENW 30.0	
T07N R28E S05 NENW Lot 3 27.0	
<u>T07N R28E S05 NWNW Lot 4 33.0</u>	~~T07N R28E S05 NWNW Lot 4 32.0~~
<u>T07N R28E S05 SWNW 17.0</u>	~~T07N R28E S05 SWNW 18.0~~
T07N R28E S05 SENW 31.0	
T07N R28E S05 NESW 38.0	
	~~T07N R28E S05 NWSW 1.5~~
<u>T07N R28E S05 SESW 30.0</u>	~~T07N R28E S05 SESW 25.0~~
T07N R28E S05 SWSE 12.0	
T07N R28E S06 NWNE Lot 2 31.0	
T07N R28E S06 SWNE 32.0	
T07N R28E S06 SENE 26.0	

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

T07N R28E S06 NENW Lot 3 31.0
T07N R28E S06 NWNW Lot 4 31.0
T07N R28E S06 SWNW Lot 5 32.0
T07N R28E S06 SENW 32.0
T07N R28E S06 NESW 37.0
T07N R28E S06 NWSW Lot 6 34.0
T07N R28E S06 SWSW Lot 7 31.0
T07N R28E S06 SESW 35.0

T07N R28E S06 NWSE 36.0
T07N R28E S06 SWSE 34.0

T07N R28E S07 NENE 40.0
T07N R28E S07 NWNE 40.0
T07N R28E S07 SWNE 34.0
T07N R28E S07 SENE 32.0
T07N R28E S07 NENW 40.0
T07N R28E S07 NWNW Lot 1 39.0
T07N R28E S07 SWNW Lot 2 24.0
T07N R28E S07 SENW 35.0
T07N R28E S08 NWNE 19.0
T07N R28E S08 SWNE 25.0
T07N R28E S08 NWNW 31.0
T07N R28E S08 SWNW 32.0
T07N R28E S08 NWSE 32.0
T07N R28E S08 SWSE 21.0
T08N R28E S31 NESW 18.0
T08N R28E S31 NWSW Lot 3 24.0
T08N R28E S31 SWSW Lot 4 34.0
T08N R28E S31 SESW 25.0
T08N R28E S32 SWSW 39.0
T08N R28E S32 SESW 18.0

~~T07N R28E S06 NENW Lot 3 32.0~~
~~T07N R28E S06 NWNW Lot 4 33.0~~

~~T07N R28E S06 NESE 0.7~~
~~T07N R28E S06 NWSE 35.0~~

~~T07N R28E S06 SESE 0.6~~
~~T07N R28E S07 NENE 39.0~~

~~T08N R28E S31 NESW 19.0~~
~~T08N R28E S31 NWSW Lot 3 22.0~~
~~T08N R28E S31 SWSW Lot 4 35.0~~
~~T08N R28E S31 SESW 30.0~~

1816.3 ACRES TOTAL

~~1816 ACRES TOTAL~~

Use of the rights listed below is limited to the irrigation of a combined total of 260.0 acres in a single irrigation season. Combined Right Nos.: 33-2086 and 33-7018.

Use of the rights listed below is limited to the irrigation of a combined total of 1816.3 acres in a single irrigation season. Combined Right Nos.: 33-2057, 33-2083, 33-2086, 33-2091, and 33-7018.

Use of the rights listed below is limited to the irrigation of a combined total of 2096 acres in a single irrigation season. The 2096 acres are comprised of 1816 acres irrigated by ground water and 655 acres irrigated by surface water sources that overlap 375 of the ground water acres. Combined Right Nos.: 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091 and 33-7018.

Use of the rights listed below is limited to the irrigation of a combined total of 3026 acres in a single irrigation season. Combined Right Nos.: 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091, 33-2133 and 33-7018.

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

Rights 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81 and 33-82 overlap 268 acres within the 1483 acres authorized under Rights 33-2057 and 33-2083; and overlap 382 acres within the 1436.1 acre place of use described under Right 33-2133.

USE OF THIS RIGHT WITH RIGHT NO. 33-7018 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 260 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1816 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 33-2057, 33-2083, 33-2086, 33-2091 AND 33-7018

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

Continued diversion of water under the resumed portions of Rights 33-2057 and 33-2083 (301 acres), and Right 33-2091 (73 acres) are deemed mitigated by, and therefore are expressly contingent upon, continued diversion of winter water use under Right 33-2133 to the extent water is available for diversion under that water right.

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Prior to diversion of water under transfer nos. 4221 thru 4227, the right holder shall provide a means of measurement and lockable controlling works for the authorized point of injection into Little Lost River and at the points of redirection from Little Lost River and Big Spring Creek. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within State Water District No. 33.

This right when combined with all other rights shall provide no more than 0.02 cfs and 3.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by transfer nos. 4221 thru 4227 by June 28, 2005.

Failure of the right holder to comply with the conditions of transfer nos. 4221 thru 4227 is cause for the Director to rescind approval of the transfer.

Water Right Number - A33-02086 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 27717
+ - - - - Last Name - - - - + + - - - - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SPLIT RIGHT

*** O - ORIGINAL OWNER ***
HAWLEY

1 -
2 -
3 -
City- X State- ID Zip- 0
Phone - 208-000-0000

1 - 675 S SHILLING
2 -
3 -
City- BLACKFOOT State- ID Zip- 83221
Phone - 208-785-5407
1 - 675 S SHILLING
2 -
3 -
City- BLACKFOOT State- ID Zip- 83221
Phone - 208-785-5407
1 -
2 -
3 -
City- HOME State- ID Zip- 0000
Phone - 208-000-0000
1 - HOLDEN KIDWELL HAHN & CRAPO
2 -
3 - PO BOX 50130 State- ID Zip- 83405
City- IDAHO FALLS
Phone - 208-523-0620

1 - C/O KENT FOSTER
2 - HOLDEN KIDWELL HAHN & CRAPO
3 - PO BOX 50130 State- ID Zip- 83405
City- IDAHO FALLS
Phone - 208-523-0620

CLARENCE

KENT FOSTER

SAGE WILLOW INC

+ - - - Priority Date - - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/12/1959 15 EASTERN Z - SEE REMARKS

+ - - - - Source - - - - + + - - - - Tributary - - - - - +
GROUNDWATER
SPLIT RIGHT

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

08N 28E 32 NW NW SW (23) BUTTE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 4.100

Water right number - A33-02086

Prefix Translation: ADJUDICATION CLAIM

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.100 650.0

Trn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07N	28E	5	NE NW	3	35.0	01	IRRIGATION	(23) BUTTE
07N	28E	5	NW NW	4	38.0	01	IRRIGATION	(23) BUTTE
07N	28E	5	SE NW		33.0	01	IRRIGATION	(23) BUTTE
07N	28E	5	SE NW		36.0	01	IRRIGATION	(23) BUTTE
07N	28E	5	NE SW		31.0	01	IRRIGATION	(23) BUTTE
08N	28E	32	NW SW		31.0	01	IRRIGATION	(23) BUTTE
08N	28E	32	SW SW		39.0	01	IRRIGATION	(23) BUTTE
08N	28E	32	SE SW		17.0	01	IRRIGATION	(23) BUTTE

Total Acres: 260.0

+ - - Diversion Means - WELL/ PUMP MAINLINES TO SPRINKLER SYSTEM

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - 33-07018

GEN ALSO SEE RECEIPTS #E018419-\$22.00 AND #E018463-\$6.00.
SPLIT RIGHT PER TRANSFERS 4221, 4222, 4223, 4224, 4225, 4226,
4227.
SEE NOS. 33-02086A, 33-02086B.

+ - - No Old Water Right Numbers Found

+ - - Conditions of Approval - + - - Decree Defendant - + - - Decree Date - +
No Conditions of Approval found. 00/00/0000+ - - Decree Plaintiff - + - - Decree Defendant - + - - Decree Date - +
00/00/0000

+ - - Comments - + - - Comments Found

+ - - Audit Fields - + - - Audit Fields Found

Adjudication Rights Dates and Flags Area			
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000
		Civil Case Number	- 39576
		Old Case Number	-
		Old Judicial District	-

Water right number - A33-02086

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - Claim Received Date - 04/04/1990 - - - - - Adjudication Rights Dates and Flags Area - - - - - +
- - - - - Last Amended Date - 04/28/1993 - - - - - Temporary Right - P
- - - - - Receipt Number - E012789 - - - - - Water District -
- - - - - POU Ownership Flag - Y - - - - - Federal/State Indicator - S
- - - - - Name Connector - AND - - - - - Presumption Flag -
- - - - - Notice of Error Flag -

Water Right Number - A33-02086		Prefix Translation:		ADJUDICATION CLAIM		Old (D) Number - 27717	
+ - - - - Last Name - - - - +		+ - - First Name - - +		+ - - - - Address - - - - +			
*** C - CURRENT OWNER ***							
SPLIT RIGHT							
*** O - ORIGINAL OWNER ***							
HAWLEY							
DAVID							
1 -							
2 -							
3 -							
City- X							
Phone - 208-000-0000							
State- ID Zip- 0							
HAWLEY							
TERRY							
1 - 675 S SHILLING							
2 -							
3 -							
City- BLACKFOOT							
Phone - 208-785-5407							
1 - 675 S SHILLING							
2 -							
3 -							
City- BLACKFOOT							
Phone - 208-785-5407							
State- ID Zip- 83221							
HAWLEY							
CLARENCE							
1 -							
2 -							
3 -							
City- HOWE							
Phone - 208-000-0000							
State- ID Zip- 0000							
KENT FOSTER							
1 - HOLDEN KIDWELL HAHN & CRAPO							
2 -							
3 - PO BOX 50130							
City- IDAHO FALLS							
Phone - 208-523-0620							
State- ID Zip- 83405							
SAGE WILLOW INC							
1 - C/O KENT FOSTER							
2 - HOLDEN KIDWELL HAHN & CRAPO							
3 - PO BOX 50130							
City- IDAHO FALLS							
Phone - 208-523-0620							
State- ID Zip- 83405							
+ - - Priority Date - - +							
01/12/1959							
+ - - - - Region - - - +							
15 EASTERN							
+ - - - - Source - - - +							
GROUNDWATER							
SPLIT RIGHT							
+ - - - - Tributary - - - - +							
+ - - - - Point of Diversion - - - - +							
Twn Rng Sec Tract Lot RFlg County							
08N 28E 32 NW NW SW (23) BUTTE							
+ - - - - Description - - - - +							
Water Use							
Period From Period To							
04/01 11/01							
Diversion Rate							
4.100							
Diversion Volume							
01 - IRRIGATION							

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
4,100		650.0	

Twp	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
07N	28E	5	NE NW	3	35.0		01 IRRIGATION	BUTTE (23)
07N	28E	5	NW NW	4	38.0		01 IRRIGATION	BUTTE (23)
07N	28E	5	SW NW		33.0		01 IRRIGATION	BUTTE (23)
07N	28E	5	SE NW		36.0		01 IRRIGATION	BUTTE (23)
07N	28E	5	NE SW		31.0		01 IRRIGATION	BUTTE (23)
08N	28E	32	NW SW		31.0		01 IRRIGATION	BUTTE (23)
08N	28E	32	SW SW		39.0		01 IRRIGATION	BUTTE (23)
08N	28E	32	SE SW		17.0		01 IRRIGATION	BUTTE (23)

Total Acres: 260.0

+ - - Diversion Means - WELL/ PUMP MAINLINES TO SPRINKLER SYSTEM

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - 33-07018

Remarks

ALSO SEE RECEIPTS #E018419-\$22.00 AND #E018463-\$6.00.
SPLIT RIGHT PER TRANSFERS 4221, 4222, 4223, 4224, 4225, 4226,
4227.
SEE NOS. 33-02086A, 33-02086B.

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

מחירי שירותי הבריאות והטיפול

No Conditions of Approval found-

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

	+ - + - + - + - + - + - + - + - + - + - + - + - + - + - + - + - + - +	- Comments -	+ - + - + - + - + - + - + - + - + - + - + - + - + - + - + - + - + - +	
		No Comments Found		

+	-	-	Audit Fields	-	-	+
						11/09/99 CVANDERM

----- Adjudication Rights Dates and Flags Area -----+

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-

AJ0743NP
(00-124)

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)**

11/09/99 13:50:54
Page 3

Water right number - A33-02086

Prefix Translation: ADJUDICATION CLAIM

[illegible]

Water Right Number - A33-02086 Prefix Translation: ADJUDICATION CLAIM Old (D) Number - 27717
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +

*** A - ATTORNEY ***
KENT FOSTER

1 - HOLDEN KIDWELL HAHN & CRAPO
2 -
3 - PO BOX 50130 State- ID Zip- 83405
City- IDAHO FALLS
Phone - 208-523-0620

*** C - CURRENT OWNER ***
SAGE WILLOW INC

1 - C/O KENT FOSTER
2 - HOLDEN KIDWELL HAHN & CRAPO
3 - PO BOX 50130
City- IDAHO FALLS State- ID Zip- 83405
Phone - 208-523-0620

*** O - ORIGINAL OWNER ***
HAWLEY

1 - 675 S. SHILLING
2 -
3 -
City- BLACKFOOT State- ID Zip- 83221
Phone - 208-785-5407
1 - 675 S. SHILLING
2 -
3 -

HAWLEY

TERRY

1 -
2 -
3 -
City- BLACKFOOT State- ID Zip- 83221
Phone - 208-785-5407
1 -
2 -
3 -
City- HOWE State- ID Zip- 0000
Phone - 208-000-0000

HAWLEY

CLARENCE

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/12/1959 15 EASTERN L - LICENSE

+ - - Source - - - - - + + - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08N 28E 32 NW NW SW (23) BUTTE

+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 4.100

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
4.100 650.0

MICROFILMED
NOV 15 1995

ALPHAFILM
JUL 15 1995

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: A33-02086
Date Received: 4/ 4/1990
Receipt No: E012789
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SAGE WILLOW INC 208-523-0620
Address: C/O KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

2. Date of Priority: JAN 12, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 08N | 28E | 32 | NW | NW | SW | | BUTTE |

5. Description of diverting works:
WELL/ PUMP MAINLINES TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 4.100 | | |

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

8. Total consumptive use is 650.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 07N | 28E | 5 | NE | NW | 3 | IRR | 38.0 |
| | | | NW | NW | 4 | IRR | |

MICROFILMED
APR 15 1994

10. Place of Use: Continued

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 07N | 28E | 5 | SW | | NW | | IRR | 33.0 |
| | | | SE | | NW | | IRR | 36.0 |
| | | | NE | | SW | | IRR | 31.0 |
| | | | | | | | Section Acres | 173.0 |
| 08N | 28E | 32 | NW | | SW | | IRR | 31.0 |
| | | | SW | | SW | | IRR | 39.0 |
| | | | SE | | SW | | IRR | 17.0 |
| | | | | | | | Section Acres | 87.0 |
| | | | | | | | Total Acres | 260.0 |

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:
33-07018

14. Remarks:
ALSO SEE RECEIPTS #E018419-\$22.00 AND #E018463-\$6.00.

15. Basis of Claim: LICENSE

Water Right Number: 27717

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: _____

MICROFILMED
APR 15 1994

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
Organization document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ Print Name
acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

APR 06 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A33-02086Date Received 4-7-73Receipt Number E012789 & E018419 & E018463

Amended add. 22 acres.

Amended
AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW1. Name of Claimant(s) David and Terry Hawley Phone (208) 785-5407Mailing Address 675 South Shilling, Blackfoot, Idaho Zip 832212. Date of Priority (Only (1) per claim) January 12, 19593. Source of water supply (a) Groundwater

which is tributary to (b) _____

4.a. Location of existing

point of diversion is: Township 8N. Range 28E. Section 32,NW 1/4 of NW 1/4 of SW, Govt. Lot, _____ B.M., County of Butte

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of

_____ 1/4 of _____ 1/4 Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. _____

Well and pump. Mainlines to sprinkler system.

MICROFILMED

APR 15 1984

6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 04/01 to 11/01 amount 4.1 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.1 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 650 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)
None.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

| TWP:RNG:SEC: | NE1/4 | : | NW1/4 | : | SW1/4 | : | SE1/4 | :TLS |
|--------------|-----------------|---|-----------------|---|-----------------|---|-----------------|------|
| : | :NE 'NW 'SW 'SE | : | :NE 'NW 'SW 'SE | : | :NE 'NW 'SW 'SE | : | :NE 'NW 'SW 'SE | : |
| 7N:28E: 5: | ' ' ' ' | : | 35' 38' 33' 36: | : | 31' ' ' ' | : | ' ' ' ' | :173 |
| 8N:28E: 32: | ' ' ' ' | : | ' ' ' ' | : | ' 31' 39' 17: | : | ' ' ' ' | : 87 |
| : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : |
| : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : |
| : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : |
| : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : |
| : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : | ' ' ' ' | : |

Total number of acres irrigated 260

11. In which county(ies) are lands listed above as place of use located?
Butte

12. Do you own the property listed above as place of use? Yes X No ____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

33-07018. or None ()

14. Remarks:

MICROFILMED

APR 15 1994

Last Name HAWLEY Ident. Number A33-02086

15. Basis of Claim (Check one) Beneficial Use ☐ Posted Notice ☐
Permit ☐ Decree ☐ License ☒

If applicable provide IDWR Water Right Number 27717
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) David Hawley Date March 9, 1993
DAVID HAWLEY

Terry Hawley Date March 9, 1993
TERRY HAWLEY

For Organizations: I do solemnly swear or affirm that I am _____ of _____, that I have signed the

Title _____ Organization _____
foregoing document in the space below as _____

Title _____
of _____ and that the statements contained in the
Organization _____
foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 9 day
of March, 1993.

Notary Public Reed D. Ford
Residing at Biglby Idaho
My Commission Expires 3-12-99

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date _____

MICROFILMED
APR 15 1994

Last Name HAWLEY Ident. Number A33-02086

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: A33-02086
Date Received: 4/04/1990
Receipt No: E012789
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID HAWLEY 208-785-5407
Address: 675 S. SHILLING
BLACKFOOT, ID 83221

AND

Name: TERRY HAWLEY 208-785-5407
Address: 675 S. SHILLING
BLACKFOOT, ID 83221

2. Date of Priority: JAN 12, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 08N | 28E | 32 | NW | NW | SW | | BUTTE |

5. Description of diverting works:
WELL/ PUMP MAINLINES TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 4.100 | | |

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

8. Total consumptive use is 650.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 07N | 28E | 5 | NE | NW | | IRR | 38.0 |
| | | | NW | NW | | IRR | 38.0 |
| | | | SW | NW | | IRR | 33.0 |
| | | | SE | NW | | IRR | 36.0 |
| | | | | | | Section Acres | 145.0 |
| 08N | 28E | 32 | NW | SW | | IRR | 31.0 |
| | | | SW | SW | | IRR | 39.0 |
| | | | SE | SW | | IRR | 17.0 |
| | | | | | | Section Acres | 87.0 |
| | | | | | | Total Acres | 232.0 |

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:
33-07018

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 27717

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 _____

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 A33-02086

Date Received 1-26-90 LATE

Receipt Number EO 12789

OK 103 332 of 471

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR - 3 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) DAVID AND TERRY HAWLEY Phone (208) 785-5407

Mailing Address 675 S. SHILLING, BLACKFOOT, ID. Zip 83221

2. Date of Priority (Only one (1) per claim) JAN. 12, 1959

3. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 8N Range 28E Section 32,
NW 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of BUTTE

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. SOHP PUMP, MAILING TO SPRINKLERS.

A3302086



MICROFILMED

NOV 18 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 4.10 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.10 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 650 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
|-----------|------------|-----------|--------|-------|-------|-------|-----------|-----------|-----------|-----------|--------|-----------|-----------|-----------|--------|-------|-------|-------|------------|
| | | | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | |
| <u>7N</u> | <u>28E</u> | <u>5</u> | | | | | <u>38</u> | <u>38</u> | <u>33</u> | <u>36</u> | | | | | | | | | <u>145</u> |
| <u>8N</u> | <u>28E</u> | <u>32</u> | | | | | | | | | | <u>31</u> | <u>39</u> | <u>17</u> | | | | | <u>87</u> |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres irrigated 232

11. In which county (ies) are lands listed above as place of use located? BUTTE

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
33-07018 or None ()

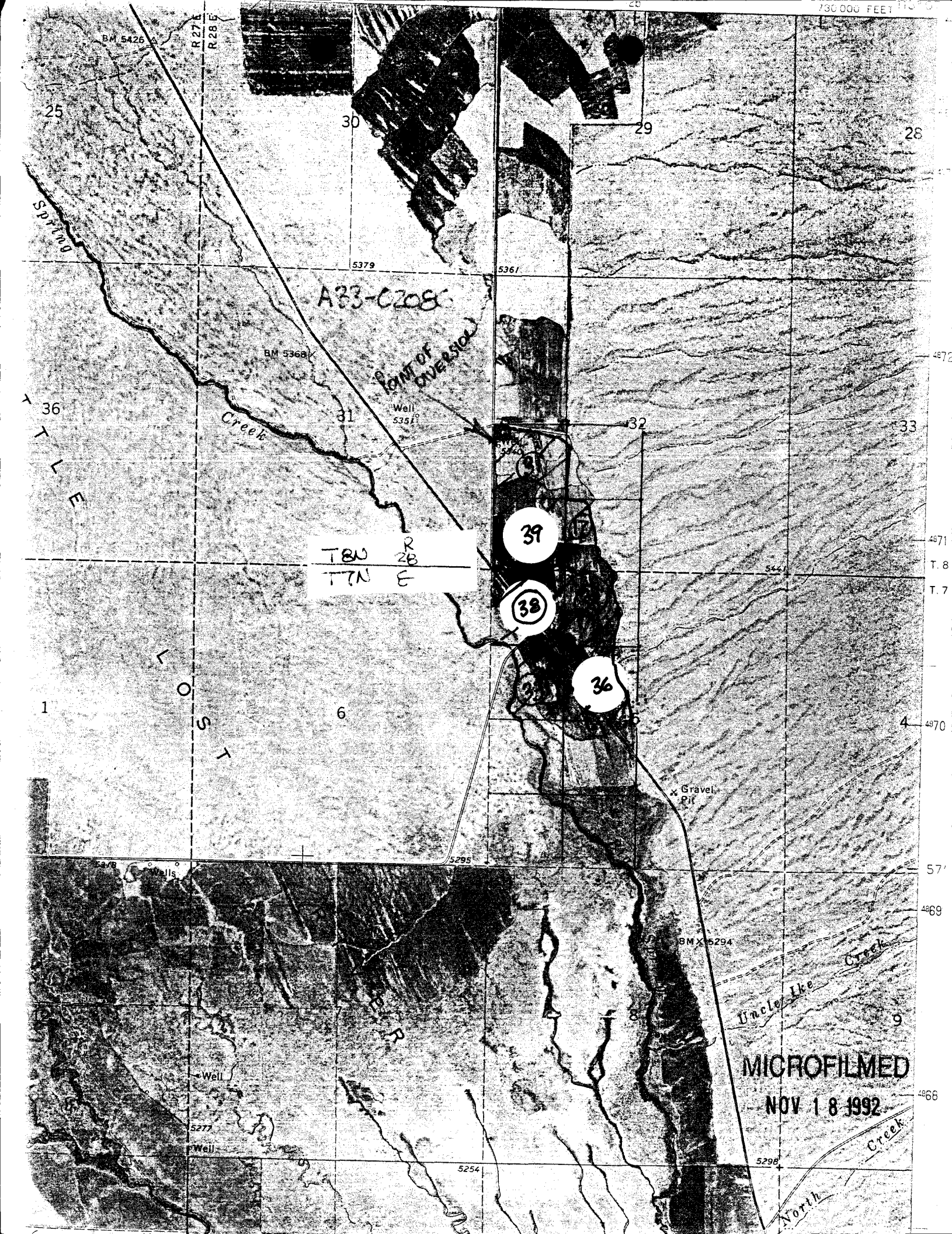
14. Remarks:

MICROFILMED

NOV 18 1992

ne HAWLEY Ident No. _____

Copies: White -State, Yellow-Claimant



MICROFILMED

NOV 18 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 33-02086

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date March 12, 1990

Date March 12, 1990

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 12th day of March 19 90

SEAL

Notary Public [Signature]

Residing at _____

My Commission Expires _____

MY COMMISSION EXPIRES 7-10-94
NOTARY PUBLIC
RESIDING AT POCATELLO, IDAHO

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

NOV 18 1992

Last Name Hawley Ident. Number _____

Copies White-State, Yellow-Claimant