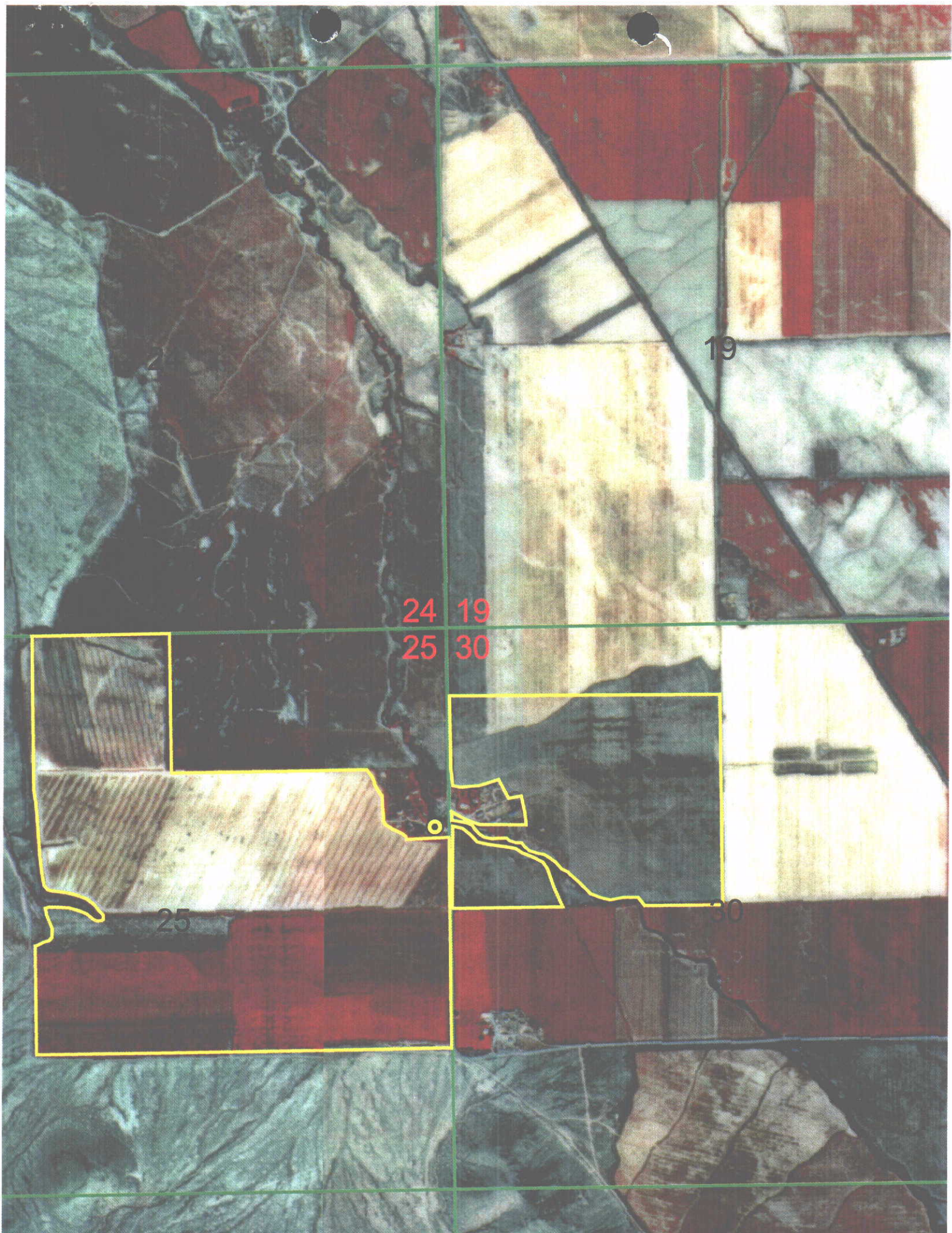




LARRY A. BROWN
SPECIAL ATTORNEY, USDOJ - ENRD
380 PARK CENTER BLVD. #330
BOISE, ID 83706
Ph: (208) 331-5941 FAX: (208) 387-0842

FAX COVER SHEET

OCTOBER 16, 2000

TO:
FROM: JANET ARNEL - LEGAL ASSISTANT

FROM:
TO: MR. ERNEST CARLSEN
IDWR - EASTERN REGION

FAX NO.: (208) 525-7177

RE: STANDARD FORMS 5

SUBCASE NUMBER(S): 33-00031R & 33-10982

CLAIMANT(S): LITTLE LOST RIVER LAND & CATTLE

PAGES TRANSMITTED (including cover sheet): 7

REMARKS:

DEAR MR. CARLSEN,

Thank you for looking at these two SF-5s. Please sign the cover page of each SF-5 and initial the water right description pages, fax back to me. I'll get all the IDWR attorneys signature, and we can file it with the court.

SINCERELY,
JANET ARNEL
LEGAL ASSISTANT
(208) 331-5945

Janet - Signed & initialed
Ernie

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

In Re SRBA

Case No. 39576

) Subcase No. 33-10982
)
) **Standard Form 5**
)
) **STIPULATED ELEMENTS**
) **OF A WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:

Little Lost River Land & Cattle
c/o Dennis Weeks

Dennis M. Weeks 6/23/00
Dennis Weeks Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Larry A. Brown 6/16/00
Larry A. Brown FWP Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Ernest Casler 10/17/00
Date

IDWR CONCURRENCE:

Date

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

RIGHTS FROM: SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

RIGHT NUMBER: 33-10982

NAME & ADDRESS: LITTLE LOST RIVER LAND AND CATTLE
3776 N 1800 W
HOWE ID 83244

SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

QUANTITY: 1.8 CFS
658.0 AFY

Fwp 2/3 ZMC

USE OF THIS RIGHT WITH RIGHT NO. 33-00031R IS LIMITED TO
A TOTAL COMBINED DIVERSION RATE OF 1.80 CFS.

PRIORITY DATE: 04/01/1983

Dm.w

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH
A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT
DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO
CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT
TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS
THE SUPERIOR RIGHT.

POINT OF
DIVERSION: T06N R28E S25 NESENE Within BUTTE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE IRRIGATION	PERIOD OF USE 04-01 10-31	QUANTITY 1.8 CFS <u>658.0 AFY</u>
-------------------------------	------------------------------	------------------------------	---

PLACE OF USE:	IRRIGATION		Within BUTTE County
	T06N R28E S25	SWNE 40	SENE 30
		NENW 40	SENE 40
		NESW 39	NESE 39
		NWSE 40	
	R29E S30	NENW 20	<u>Lot1 (NWNW) 19</u>
		<u>Lot2 (SWNW) 29</u>	
		SENE 39	
	375 ACRES TOTAL		

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 375 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-00031R, 33-00048B,
33-00049B, 33-00050B, 33-00083C.

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

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

RIGHTS FROM: SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

RIGHT NUMBER: 33-10982 (cont.)

Other Provisions: (cont.)

DMW
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. THIS CLAIM IS AN ENLARGEMENT OF A33-00031R.

EXPLANATORY
MATERIAL:BASIS OF CLAIM - BENEFICIAL USE
FWP. *[Signature]* *[Signature]*

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 33-00048B, 33-00049B, 33-00050B,
33-00083C, 33-00031R.

THIS RIGHT IS FOR AN ENLARGEMENT OF 188 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 4, 2000

LITTLE LOST RIVER LAND & CATTLE
C/O DENNIS WEEKS
3776 N 1800 W
HOWE ID 83244

RE: Transfer #5630 for water right(s) 33-00031R, 33-00048B,
33-00049B, 33-00050B, 33-00083C, 33-10982 and Notice of
Completed Administrative Proceeding (NCAP)

Dear Sir:

On April 27, 2000, the Idaho Department of Water Resources (IDWR) approved Transfer #5630, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

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

In Re SRBA

Water Rights: 33-00031R,
33-00048B, 33-00049B,
33-00050B, 33-00083C, 33-10982

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer **5630**
 - ☒ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

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

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

DATED: 12 May 00.

Ernest Carlson.

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/15, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
LITTLE LOST RIVER LAND & CATTLE
C/O DENNIS WEEKS
3776 N 1800 W
HOWE ID 83244

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

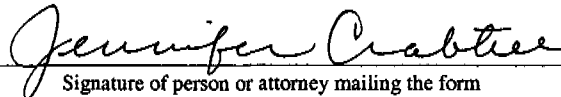
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

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

6. One Copy to:

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


Signature of person or attorney mailing the form

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5630
WATER RIGHT NO(S). 33-00031R/33-00049B/33-10982/33-00048B
33-00050B/33-00083C

RECEIVED

MAY 01 2000

Department of Water Resources
Eastern Region

This is to certify that: LITTLE LOST RIVER LAND AND CATTLE
C/O DENNIS WEEKS
3776 N 1800 W
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. 33-00031R : IRRIGATION Priority: 09/01/1879	04/01 to 11/01	**** 1.80 CFS	315.0 AF
Right No. 33-00049B : IRRIGATION Priority: 05/15/1900	04/01 to 11/01	0.55 CFS	96.3 AF
Right No. 33-10982 : IRRIGATION Priority: 04/01/1983	04/01 to 10/31	**** 1.80 CFS	658.0 AF
Right No. 33-00048B : IRRIGATION Priority: 01/01/1885	04/01 to 11/01	0.55 CFS	96.3 AF
Right No. 33-00050B : IRRIGATION Priority: 05/25/1891	04/01 to 11/01	*** 0.50 CFS	87.5 AF
Right No. 33-00083C : IRRIGATION Priority: 06/01/1891	04/01 to 11/01	0.34 CFS	59.5 AF

TOTAL: ** 3.74 CFS ** 1312.5 AF

SOURCE

TRIBUTARY OF

LITTLE LOST RIVER

SINKS

TRANSFER NO. 5630
 WATER RIGHT NO(S). 33-00031R/33-00049B/33-10982/33-00048B
 33-00050B/33-00083C

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		NESENE , Sec. 25, Township 06N, Range 28E BUTTE County	

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	28E	25	SWNE 40	SENE 30	NENW 40	
			SENE 40	NESW 39	NESE 39	
			NWSE 40			268
29E	30		NENW 20	Lot 1 (NWNW) 19	Lot 2 (SWNW) 29	
			SENE 39			107
Total number of acres irrigated:						* 375

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 33.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- * 6. Right 33-00031R is limited to the irrigation of 90 acres within the place of use described above in a single irrigation season.
- * 7. Right 33-10982 is limited to the irrigation of 188 acres within place of use described above in a single irrigation season.
- **** 8. Rights 33-00031R and 33-10982 when combined shall not exceed a total diversion rate of 1.80 cfs.
9. Approval of Transfer 5630 does not confirm Claimed Right 33-10982.
10. Right 33-10982 is an enlargement of Right 33-00031R pursuant to Section 42-1426, Idaho Code.
11. Right 33-10982 is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

TRANSFER NO. 5630
WATER RIGHT NO(S). 33-00031R/33-00049B/33-10982/33-00048B
33-00050B/33-00083C

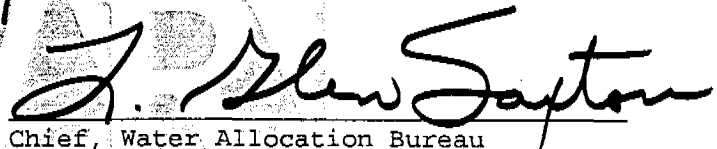
CONDITIONS OF APPROVAL AND REMARKS

- * 12. Right 33-00048B is limited to the irrigation of 27.5 acres within the place of use described above in a single irrigation season.
- * 13. Right 33-00049B is limited to the irrigation of 27.5 acres within the place of use described above in a single irrigation season.
- * 14. Right 33-00050B is limited to the irrigation of 25 acres within the place of use described above in a single irrigation season.
- *** 15. The portion of Right 33-00050B used for conveyance losses is 0.08 cfs.
- * 16. Right 33-00083C is limited to the irrigation of 17 acres within the place of use described above in a single irrigation season.
- ** 17. Rights 33-00031R, 33-00048B, 33-00049B, 33-00050B, 33-00083C and 33-10982 when combined shall not exceed a total diversion rate of 3.74 cfs, a total annual maximum diversion volume of 1312.5 af at the field headgate, and the irrigation of 375 acres.
- 18. 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.

Dated this 27th day of

April

, 20 00


Chief, Water Allocation Bureau

RECEIVED

APR 10 2000

Department of Water Resources

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

In Re SRBA

A. Subcase 33-10982

(Insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown 208 387-0835; Paul F. Holleman, 202 305-0494

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Little Lost River Land and Cattle

Address: 3776 N. 1800 W. Howe, ID. 83244

Name:

Address:

Name:

Address:

Name:

Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POD. Claimant's water right should not include this POD. This POD is not used.

F.

VERIFICATION (Must be Completed)

State of Idaho)

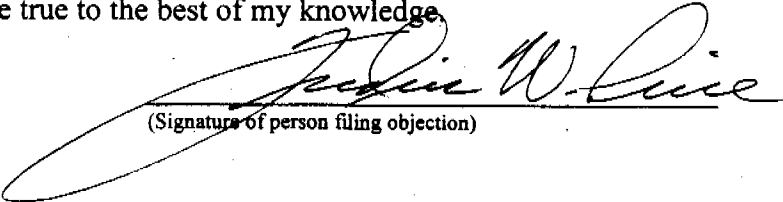
) ss.

County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:

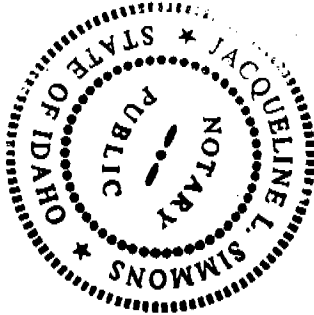
(Name of person filing objection)

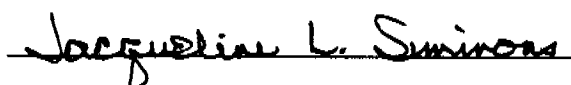
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 7, 2000





Jacqueline L. Simmons

Notary Public for Idaho

Residing at: Boise

My Commission Expires: 04-07-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 7, 2000, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Little Lost River Land and Cattle
Address: 3776 N. 1800 W. Howe, ID. 83244

Name:
Address:

Name:
Address:

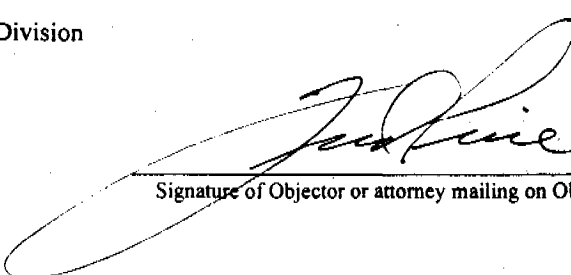
Name:
Address:

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

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


Signature of Objector or attorney mailing on Objector's behalf

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JAN-29-1991
PAGE: A-186

RIGHTS FROM: SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

RIGHT NUMBER: 33-10982

NAME & ADDRESS: LITTLE LOST RIVER LAND AND CATTLE
3776 N 1800 W
HOWE ID 83244

SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

QUANTITY: 1.8 CFS

USE OF THIS RIGHT WITH RIGHT NO. 33-00031R IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.80 CFS.

PRIORITY DATE: 04/01/1983

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

POINT OF DIVERSION: T06N R29E S31

NWSWN

BLM - POD NOT USED

Within BUTTE County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
IRRIGATIONPERIOD OF USE
04-01 10-31QUANTITY
1.8 CFS

PLACE OF USE:

IRRIGATION

Within BUTTE County

T06N R28E S25

SWNE 40

SENE 30

NENW 40

SENW 40

NESW 39

NESE 39

NWSE 40

R29E S30

NENW 20

NWNW 19

SWNW 29

SENW 39

375 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 375 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-00031R, 33-00048B,
33-00049B, 33-00050B, 33-00083C.

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

Issue:

Point of diversion on BLM

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JAN-19-2000
PAGE: A-587

RIGHTS FROM: SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

RIGHT NUMBER: 33-10982 (CONT)

OTHER PROVISIONS: (CONT)

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.
THIS CLAIM IS AN ENLARGEMENT OF A33-00031R.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 33-00048B, 33-00049B, 33-00050B,
33-00083C, 33-00031R.

THIS RIGHT IS FOR AN ENLARGEMENT OF 188 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

To: File A33-10982
Fr: Bryce Contor
Date: 12/22/1999

Bryce A. Contor

Re: Diversion Rate Per Acre

With this enlargement claim, the diversion rate per acre is less than 0.01 cfs. However with overlapping Blaine County Canal Company Shares, there is adequate water for beneficial use. Note that BCC recommendations only cover section 25 lands but pending BCC transfer contemplates adding section 30 lands to BCC service area.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 21, 1999

Dennis Weeks
Little Lost River Land and Cattle
3776 N 1800 W
Howe, Idaho 83244

Dear Mr. Weeks:

We received notice that your check for \$775.00 reached Boise last week. Thank you for sending it in! This allows us to begin processing your Adjudication Claims. I also understand that you are working with Mr. Harold Jones to file the transfer needed to correct the location of the river pump. Good.

Because the Boise office is not working with your claims, the check got credited to the wrong claimant and sort of lost, but it is now on the road to being corrected. When we have a corrected receipt, we will mail it to you.

Another detail that we need to take care of is to get your notarized signature on the enclosed enlargement claim. This claim will allow us to recommend all your decreed water on a 375 acre "permissible place of use" basis for your lands in section 25 and section 31.

Without the enlargement claim, we will have to recommend only 115 acres of place of use for the decreed rights, and the rest of the farm would have to be watered solely with Blaine County Canal Company water.

The check you sent in adequately covers the fees on this claim, all it needs is a notarized signature and mailed back PRONTO!

Please call me at 525-7161 or 663-4853 if you have questions.

Sincerely,

Bryce A. Contor.

To: Little Lost River Land and Cattle Claims
A33-00031B
A33-00031M
A33-00048B
A33-00049B
A33-00050B
A33-00083C

save for enlargement file

Fr: Bryce A. Contor
Date: 11/24/1999

Bryce

Re: Recommendation, PPU

Per conversation w/ Al Ruberry this morning, when fees are paid I can recommend all the rights on PPU basis for the whole farm w/o amended claims. This will be better than the r-records I have already prepared.

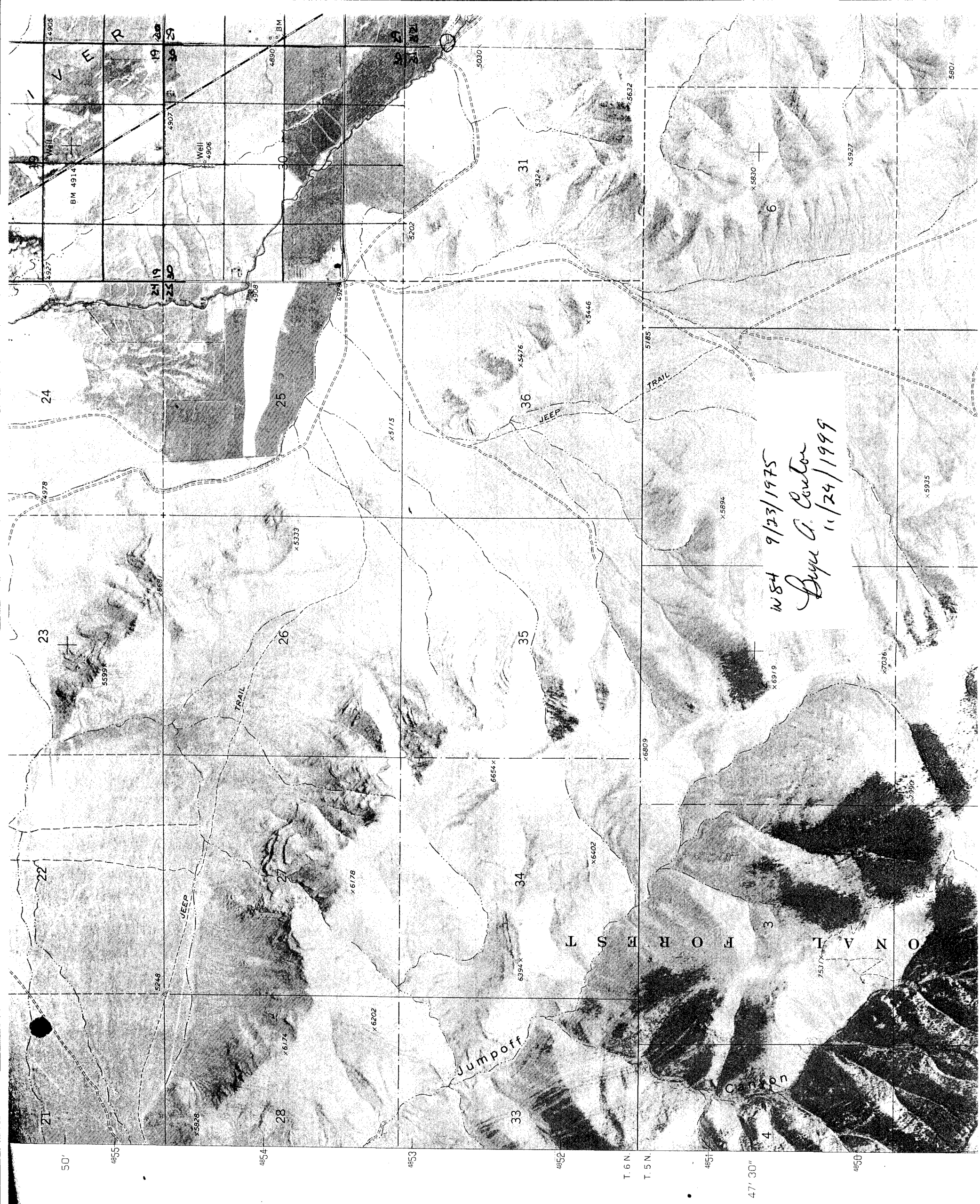
Al also notes that claimant needs to file a transfer to represent the post-87 change of POD from the west side of the road to the east side (which not only changed section, but changed from range 28E to range 29E).

Al also suggested combining 31B and 31M; this would reduce number of claims by one & therefore reduce fee \$50.

Also need enlargement claim for extra

acres w/ of road - see file 31M.

*letter to Weeks says "7 claims";
this covers combining 31B / 31M plus
allows for enlargement -*



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

DATE: MAY-15-2000

PAGE: A-8

 RIGHTS FROM: SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

RIGHT NUMBER: 33-10982

 NAME & ADDRESS: LITTLE LOST RIVER LAND AND CATTLE
 3776 N 1800 W
 HOWE ID 83244

SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

 QUANTITY: 1.8 CFS
 658.0 AFY

 USE OF THIS RIGHT WITH RIGHT NO. 33-00031R IS LIMITED TO A
 TOTAL COMBINED DIVERSION RATE OF 1.80 CFS.

PRIORITY DATE: 04/01/1983

 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
 PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
 AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
 BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
 RIGHT.

POINT OF DIVERSION: T06N R28E S25 NESENE Within BUTTE County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	1.8 CFS
			658.0 AFY

PLACE OF USE:	IRRIGATION	Within BUTTE County
T06N R28E S25	SWNE 40	SENE 30 NENW 40 SENW 40
	NESW 39	NESE 39 NWSE 40
R29E S30	NENW 20	Lot 1 (NWNW)19 Lot 2 (SWNW)29 SENW 39
375 ACRES TOTAL		

 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
 THE IRRIGATION OF A COMBINED TOTAL OF 375 ACRES IN A SINGLE
 IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-00031R, 33-00048B,
 33-00049B, 33-00050B, 33-00083C.

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

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

DATE: MAY-15-2000

PAGE: A-9

RIGHTS FROM: SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

RIGHT NUMBER: 33-10982 (CONT)

OTHER PROVISIONS: (CONT)

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.
THIS CLAIM IS AN ENLARGEMENT OF A33-00031R.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 33-00048B, 33-00049B, 33-00050B,
33-00083C, 33-00031R.

THIS RIGHT IS FOR AN ENLARGEMENT OF 188 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

AJ0749NP
No. R33-10982

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

DATE: 12/22/99
PAGE: 2

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Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
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Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:
			E

Comments: Date: 12/22/1999 User-ID: BCONTOR Subject: RECOMMENDATIONS
CLAIMED PRIORITY BASED ON NAPP PHOTO, 1975. HOWEVER 1975 PHOTO
DOES NOT SHOW ENTIRE CLAIMED ENLARGEMENT IRRIGATED. 1987 NAPP
SHOWS ENTIRE CLAIMED POU IRRIGATED. HOWEVER IN 1983 WHEN I
MOVED TO THE LITTLE LOST RIVER, THE ENTIRE CLAIMED POU WAS
IRRIGATED WITH SPRINKLERS. 1983 PRIORITY USED.

Audit: 12/22/99 BCONTOR

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: A33-10982
Date Received: 9/20/1999
Receipt No: CG47482
Received By: Bdc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LITTLE LOST RIVER LAND AND CATTLE 208-767-3535
Address: 3776 N 1800 W
HOWE ID 83244

2. Date of Priority: APR 1, 1983

3. Source: LITTLE LOST RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	
06N	28E	11	SE	SE	NW	
		25	NE	SE	NE	
						450-00 BUTTE

5. Description of diverting works:
DAM, DITCH, RELIFT PUMP; PUMP IN RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.800		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	28E	25	SW	NE		IRR	40.0
			SE	NE		IRR	30.0
			NE	NW		IRR	40.0
			SE	NW		IRR	40.0



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	28E	25	NE	SW		IRR	39.0
			NE	SE		IRR	39.0
			NW	SE		IRR	40.0
						Section Acres	268.0
	29E	30	NE	NW		IRR	20.0
NW			NW		IRR	19.0	
SW			NW		IRR	29.0	
SE			NW		IRR	39.0	
						Section Acres	107.0
						Total Acres	375.0

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:

14. Remarks:

THIS CLAIM IS AN ENLARGEMENT OF A33-00031R. A33-00031B AND A33-00031M WERE COMBINED INTO A33-00031R. PRIORITY DATE FROM NAPP PHOTO.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 1

For Organizations:

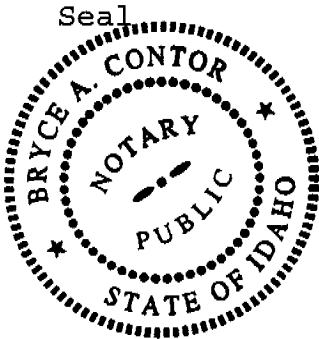
I do solemnly swear or affirm that I am A General Partner of
Title
Little Lost River Land & Cattle, that I have signed the foregoing
Organization
document in the space below as Partner of
Title
Little Lost River Land & Cattle and that the statements contained in the
Organization
foregoing document are true and correct.

James M. Wells
Signature of Authorized Agent
Little Lost River Land & Cattle
Title and Organization

1-4-2000
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 4 day
of January 19 99
Bryce A. Contor
Notary Public



Residing at Mud Lake, ID
My Commission Expires 10/14/2005



24 19
25 30