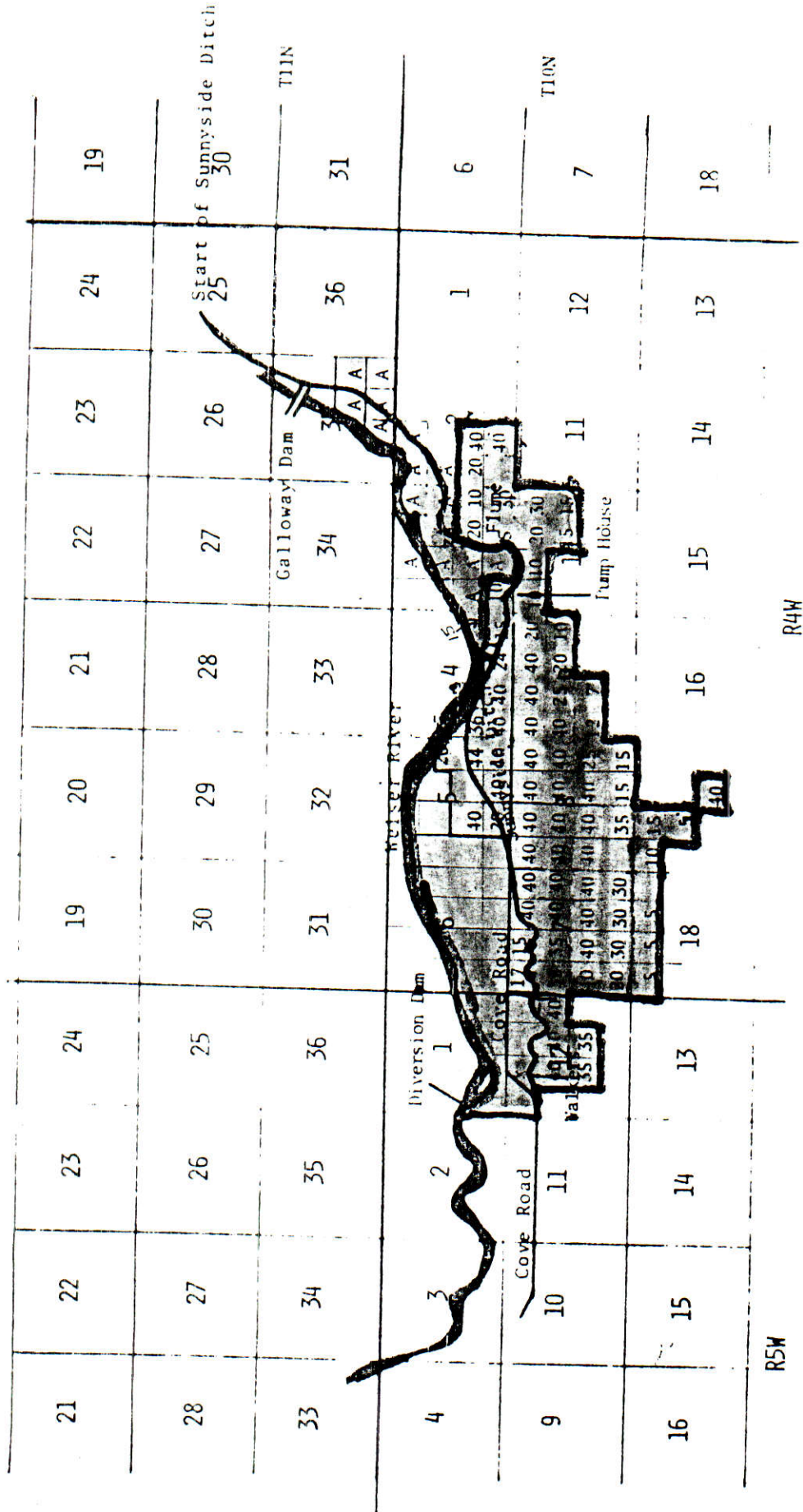
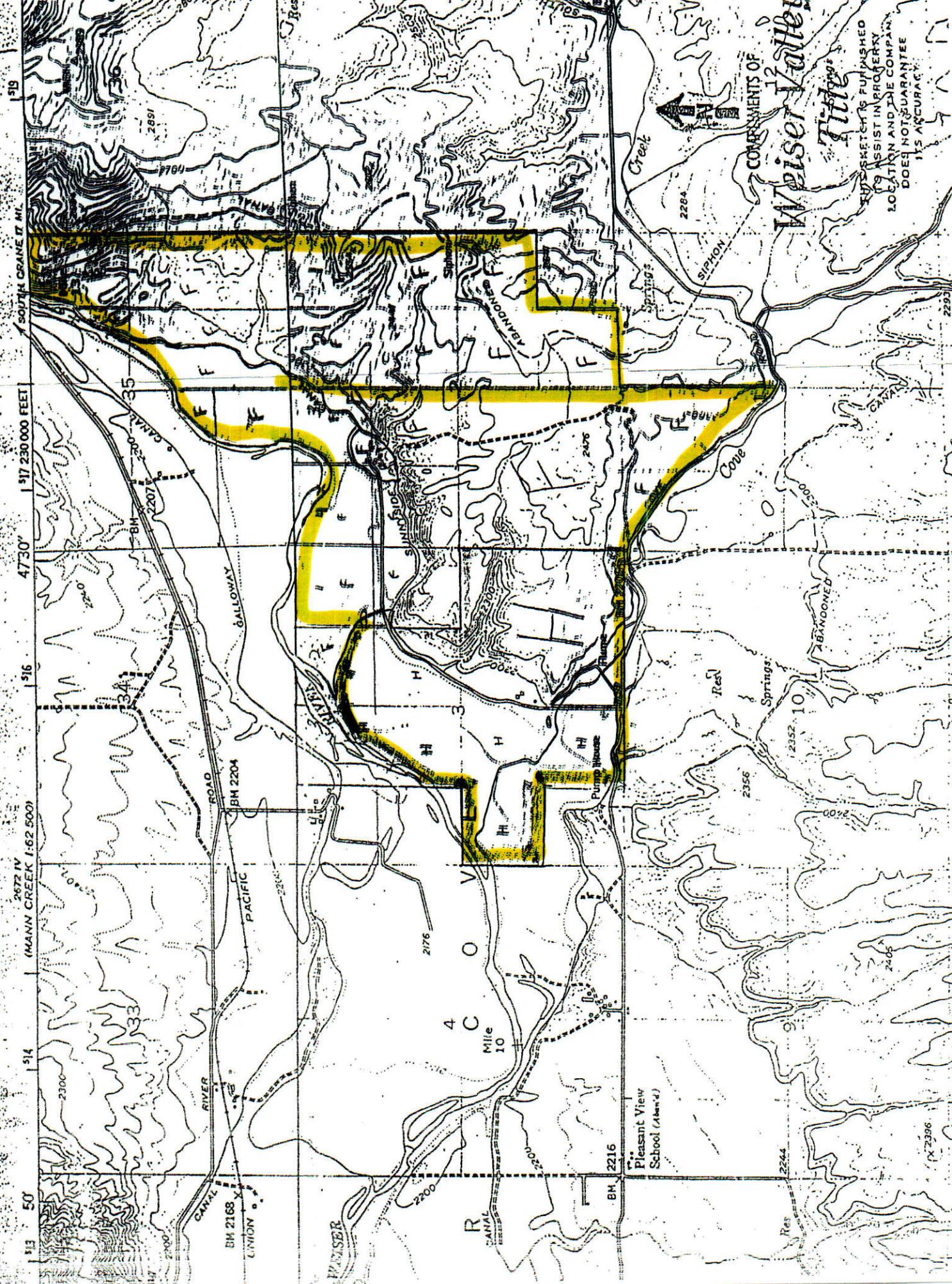




LANDS UNDER SUNNYSIDE DITCH

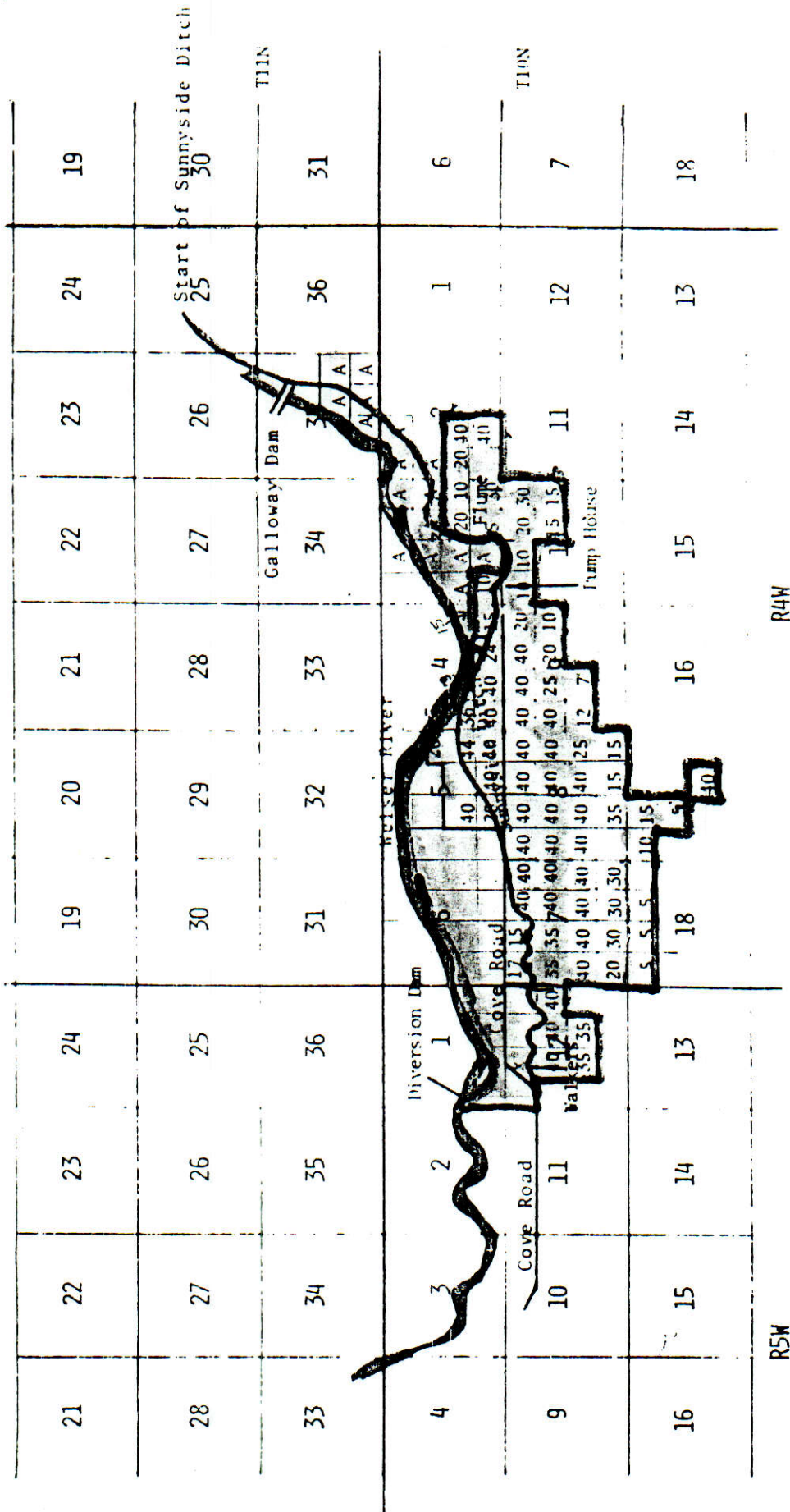
As Adjusted water for that quarter section

1:25 MINUTE SERIES (1970)



COMMENTS OF  
12  
Weiser Valley  
Title

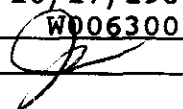
THIS SKETCH IS FURNISHED  
TO ASSIST IN PROPERTY  
LOCATION AND THE COMPANY  
DOES NOT GUARANTEE  
ITS ACCURACY



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: A67-13435  
Date Received: 10/17/1989  
Receipt No: W006300  
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: SUNNYSIDE DITCH CO 208-549-0611  
Address: C/O JAQUELINE WRAY  
PO BOX 829  
WEISER ID 83672

2. Date of Priority: JUN 1, 1887

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11N      | 04W   | 25      | SW     | SE     | NW     |     | WASHINGTON |

5. Description of diverting works:  
DIVERSION DAM IN RIVER, DIV. WEIR CAPABLE OF DIVERTING 46 CFS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 3.500  |      |        |

7. Total Quantity Appropriated is:  
3.500 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 |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 10N      | 04W   | 2       | NE     | NW     |     | IRR | 35.0  |
|          |       |         | NW     | NW     |     | IRR | 35.0  |
|          |       |         | SW     | NW     |     | IRR | 40.0  |
|          |       |         | NE     | SW     |     | IRR | 20.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot           | Use | Acres |
|----------|-------|---------|--------|-----|---------------|-----|-------|
| 10N      | 04W   | 2       | NW     | SW  |               | IRR | 40.0  |
|          |       |         | SE     | SW  |               | IRR | 40.0  |
|          |       |         |        |     | Section Acres |     | 210.0 |
|          |       | 3       | NE     | NE  |               | IRR | 40.0  |
|          |       |         | NW     | NE  |               | IRR | 35.0  |
|          |       |         | SW     | NE  |               | IRR | 40.0  |
|          |       |         | SE     | NE  |               | IRR | 40.0  |
|          |       |         | NE     | NW  |               | IRR | 15.0  |
|          |       |         | NW     | NW  |               | IRR | 36.0  |
|          |       |         | SW     | NW  |               | IRR | 15.0  |
|          |       |         | NE     | SW  |               | IRR | 40.0  |
|          |       |         | NW     | SW  |               | IRR | 40.0  |
|          |       |         | SW     | SW  |               | IRR | 10.0  |
|          |       |         | SE     | SW  |               | IRR | 40.0  |
|          |       |         | NE     | SE  |               | IRR | 10.0  |
|          |       |         | NW     | SE  |               | IRR | 20.0  |
|          |       |         | SW     | SE  |               | IRR | 40.0  |
|          |       |         | SE     | SE  |               | IRR | 30.0  |
|          |       |         |        |     | Section Acres |     | 451.0 |
|          |       | 4       | SW     | NW  |               | IRR | 7.0   |
|          |       |         | NE     | SW  |               | IRR | 13.0  |
|          |       |         | NW     | SW  |               | IRR | 36.0  |
|          |       |         | SW     | SW  |               | IRR | 40.0  |
|          |       |         | SE     | SW  |               | IRR | 40.0  |
|          |       |         | NE     | SE  |               | IRR | 20.0  |
|          |       |         | SW     | SE  |               | IRR | 24.0  |
|          |       |         | SE     | SE  |               | IRR | 40.0  |
|          |       |         |        |     | Section Acres |     | 220.0 |
|          |       | 5       | SE     | NE  |               | IRR | 30.0  |
|          |       |         | NE     | NW  |               | IRR | 10.0  |
|          |       |         | NW     | NW  |               | IRR | 5.0   |
|          |       |         | SW     | NW  |               | IRR | 40.0  |
|          |       |         | SE     | NW  |               | IRR | 40.0  |
|          |       |         | NE     | SW  |               | IRR | 40.0  |
|          |       |         | NW     | SW  |               | IRR | 40.0  |
|          |       |         | SW     | SW  |               | IRR | 40.0  |
|          |       |         | SE     | SW  |               | IRR | 20.0  |
|          |       |         | NE     | SE  |               | IRR | 40.0  |
|          |       |         | NW     | SE  |               | IRR | 40.0  |
|          |       |         | SW     | SE  |               | IRR | 40.0  |
|          |       |         | SE     | SE  |               | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 425.0 |
|          |       | 6       | SW         | NE  | IRR           | 20.0  |
|          |       |         | SE         | NE  | IRR           | 35.0  |
|          |       |         | SE         | NW  | IRR           | 5.0   |
|          |       |         | NE         | SW  | IRR           | 38.0  |
|          |       |         | NW         | SW  | IRR           | 35.0  |
|          |       |         | SW         | SW  | IRR           | 40.0  |
|          |       |         | SE         | SW  | IRR           | 40.0  |
|          |       |         | NE         | SE  | IRR           | 40.0  |
|          |       |         | NW         | SE  | IRR           | 40.0  |
|          |       |         | SW         | SE  | IRR           | 40.0  |
|          |       |         | SE         | SE  | IRR           | 40.0  |
|          |       |         |            |     | Section Acres | 373.0 |
|          |       | 7       | NE         | NE  | IRR           | 40.0  |
|          |       |         | NW         | NE  | IRR           | 40.0  |
|          |       |         | SW         | NE  | IRR           | 40.0  |
|          |       |         | SW         | NE  | IRR           | 40.0  |
|          |       |         | NE         | NW  | IRR           | 15.0  |
|          |       |         | NW         | NW  | IRR           | 17.0  |
|          |       |         | SW         | NW  | IRR           | 35.0  |
|          |       |         | SE         | NW  | IRR           | 35.0  |
|          |       |         | NE         | SW  | IRR           | 40.0  |
|          |       |         | NW         | SW  | IRR           | 40.0  |
|          |       |         | SW         | SW  | IRR           | 20.0  |
|          |       |         | SE         | SW  | IRR           | 30.0  |
|          |       |         | NE         | SE  | IRR           | 40.0  |
|          |       |         | NW         | SE  | IRR           | 40.0  |
|          |       |         | SW         | SE  | IRR           | 30.0  |
|          |       |         | SE         | SE  | IRR           | 30.0  |
|          |       |         |            |     | Section Acres | 532.0 |
|          |       | 8       | NE         | NE  | IRR           | 40.0  |
|          |       |         | NW         | NE  | IRR           | 40.0  |
|          |       |         | SW         | NE  | IRR           | 40.0  |
|          |       |         | SE         | NE  | IRR           | 40.0  |
|          |       |         | NE         | NW  | IRR           | 40.0  |
|          |       |         | NW         | NW  | IRR           | 40.0  |
|          |       |         | SW         | NW  | IRR           | 40.0  |
|          |       |         | SE         | NW  | IRR           | 40.0  |
|          |       |         | NE         | SW  | IRR           | 40.0  |
|          |       |         | NW         | SW  | IRR           | 40.0  |
|          |       |         | SE         | SW  | IRR           | 35.0  |
|          |       |         | NE         | SE  | IRR           | 25.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of        | 1/4 | Lot | Use | Acres |       |
|----------|-------|---------|---------------|-----|-----|-----|-------|-------|
| 10N      | 04W   | 8       | NW            | SE  |     | IRR | 40.0  |       |
|          |       |         | SW            | SE  |     | IRR | 15.0  |       |
|          |       |         | SE            | SE  |     | IRR | 15.0  |       |
|          |       |         | Section Acres |     |     |     |       | 530.0 |
|          |       | 9       | NE            | NE  |     | IRR | 20.0  |       |
|          |       |         | NW            | NE  |     | IRR | 40.0  |       |
|          |       |         | SW            | NE  |     | IRR | 20.0  |       |
|          |       |         | SE            | NE  |     | IRR | 10.0  |       |
|          |       |         | NE            | NW  |     | IRR | 40.0  |       |
|          |       |         | NW            | NW  |     | IRR | 40.0  |       |
|          |       |         | SW            | NW  |     | IRR | 40.0  |       |
|          |       |         | SE            | NW  |     | IRR | 25.0  |       |
|          |       |         | NE            | SW  |     | IRR | 7.0   |       |
|          |       |         | NW            | SW  |     | IRR | 12.0  |       |
|          |       |         | Section Acres |     |     |     |       | 254.0 |
|          |       | 10      | NE            | NE  |     | IRR | 30.0  |       |
|          |       |         | NW            | NE  |     | IRR | 20.0  |       |
|          |       |         | SW            | NE  |     | IRR | 15.0  |       |
|          |       |         | SE            | NE  |     | IRR | 15.0  |       |
|          |       |         | NE            | NW  |     | IRR | 10.0  |       |
|          |       |         | NW            | NW  |     | IRR | 10.0  |       |
|          |       |         | Section Acres |     |     |     |       | 100.0 |
|          |       | 17      | NE            | NW  |     | IRR | 15.0  |       |
|          |       |         | NW            | NW  |     | IRR | 10.0  |       |
|          |       |         | SE            | NW  |     | IRR | 5.0   |       |
|          |       |         | NW            | SE  |     | IRR | 40.0  |       |
|          |       |         | Section Acres |     |     |     |       | 70.0  |
|          |       | 18      | NW            | NE  |     | IRR | 5.0   |       |
|          |       |         | NE            | NW  |     | IRR | 5.0   |       |
|          |       |         | NW            | NW  |     | IRR | 5.0   |       |
|          |       |         | Section Acres |     |     |     |       | 15.0  |
|          | 05W   | 1       | NW            | SW  |     | IRR | 5.0   |       |
|          |       |         | SW            | SW  |     | IRR | 35.0  |       |
|          |       |         | SE            | SW  |     | IRR | 25.0  |       |
|          |       |         | NE            | SE  |     | IRR | 27.0  |       |
|          |       |         | NW            | SE  |     | IRR | 10.0  |       |
|          |       |         | SW            | SE  |     | IRR | 40.0  |       |
|          |       |         | SE            | SE  |     | IRR | 40.0  |       |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres  |
|----------|-------|---------|------------|-----|---------------|--------|
|          |       |         |            |     | Section Acres | 182.0  |
|          |       | 2       | NE         | SE  | IRR           | 25.0   |
|          |       |         | SE         | SE  | IRR           | 40.0   |
|          |       |         |            |     | Section Acres | 65.0   |
|          |       | 11      | NE         | NE  | IRR           | 40.0   |
|          |       |         |            |     | Section Acres | 40.0   |
|          |       | 12      | NE         | NE  | IRR           | 40.0   |
|          |       |         | NW         | NE  | IRR           | 40.0   |
|          |       |         | SW         | NE  | IRR           | 40.0   |
|          |       |         | SE         | NE  | IRR           | 40.0   |
|          |       |         | NE         | NW  | IRR           | 40.0   |
|          |       |         | SW         | NW  | IRR           | 40.0   |
|          |       |         | SE         | NW  | IRR           | 40.0   |
|          |       |         | NE         | SW  | IRR           | 35.0   |
|          |       |         | NW         | SE  | IRR           | 35.0   |
|          |       |         |            |     | Section Acres | 350.0  |
| 11N      | 04W   | 35      | SE         | SW  | IRR           | 15.0   |
|          |       |         | NE         | SE  | IRR           | 40.0   |
|          |       |         | NW         | SE  | IRR           | 20.0   |
|          |       |         | SW         | SE  | IRR           | 40.0   |
|          |       |         | SE         | SE  | IRR           | 40.0   |
|          |       |         |            |     | Section Acres | 155.0  |
|          |       |         |            |     | Total Acres   | 3972.0 |

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

A67-00003/00004/04415/CRANE CREEK STORAGE RIGHTS.

14. Remarks:

THIS IS COMBINATION OF RIGHT NOS. 67-00001 & 67-00002.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

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): Jacque May Inc. Pres. Date: 10-3-95  
Date:                     

State of Idaho )  
County of ADA ) SS.

Subscribed and sworn (or affirmed) before me this 3rd day  
of Oct. 19 95

Seal

Jan Hunter  
Notary Public

Residing at Meridian ID  
My Commission Expires 9-14-2000



# EXHIBIT "A"

## SUNNYSIDE DITCH

| <u>Right</u> | <u>Priority Date</u> | <u>Inches</u> |
|--------------|----------------------|---------------|
| 67-0001      | 6/1/1887             | 112.5         |
| 67-0002      | 6/1/1887             | 62.5          |
| 67-0003      | 5/1/1899             | 100.0         |
| 67-0004      | 5/1/1900             | 436.0         |

KELLY ANDERSON DITCH (This ditch no longer exists and the water is carried to the appurtenant land via the Sunnyside Ditch.)

|         |          |      |
|---------|----------|------|
| 67-0005 | 6/1/1889 | 70.0 |
| 67-0006 | 6/1/1889 | 15.0 |

WEISER COVE IRRIGATION DISTRICT - A majority of the acres under the Weiser Cove Irrigation District are the same acres as indicated under the Sunnyside Ditch Company. Other than flood water and some early adjudications, Sunnyside Ditch is only a means by which other types of water are delivered to the lands under the ditch. Weiser Cove water is storage water in Crane Creek Reservoir. Every acre in the Weiser Cove Irrigation District is the holder of 4.7 acre feet of Class A storage and .3 acre feet of Class B storage.

CRANE CREEK RESERVOIR INDEPENDENT WATER USERS COMPANY, INC. - This is another type of Crane Creek Reservoir storage water that is used on the same lands as included in this filing. Ownership of this water is by way of stock certificates and the water is not tied to the specific acres it is presently being used upon and may be sold off as desired by the holder of the certificate: The present owners of stock presently diverting and receiving this water through Sunnyside Ditch are as follows:

| <u>Name</u>               | <u>Certificate #</u> | <u># of Shares*</u> | <u>Class</u> |
|---------------------------|----------------------|---------------------|--------------|
| Correia, Arthur A.        | 73                   | 100                 | A            |
| Frei, David               | 97                   | 150                 | A            |
| Hawkins, Ron              | 104                  | 238                 | A            |
|                           | 71                   | 19                  | B            |
| Hickey, Rosalind A.       | 34                   | 460                 | A            |
| Kirk, Clair               | 2                    | 59.5                | A            |
| Routson, Mike             | 114                  | 22                  | A            |
|                           | 78                   | 2                   | B            |
| Sawyer, Darrell P. and/or | 79                   | 19                  | B            |
| Lorraine A.               | 115                  | 238                 | A            |
|                           | 120                  | 90                  | A            |
|                           | 83                   | 16                  | B            |
| Shaw, Ervie               | 82                   | 30                  | A            |
|                           | 88                   | 20                  | A            |
|                           | 89                   | 40                  | A            |

\* One share is equal to one acre foot of storage in Crane Creek Reservoir.

MICROFILMED  
OCT 23 1996

## EXHIBIT "A"

SUNNYSIDE DITCH

| <u>Right</u> | <u>Priority Date</u> | <u>Inches</u> |
|--------------|----------------------|---------------|
| 67-0001      | 6/1/1887             | 112.5         |
| 67-0002      | 6/1/1887             | 62.5          |
| 67-0003      | 5/1/1899             | 100.0         |
| 67-0004      | 5/1/1900             | 436.0         |

KELLY ANDERSON DITCH (This ditch no longer exists and the water is carried to the appurtenant land via the Sunnyside Ditch.)

|         |          |      |
|---------|----------|------|
| 67-0005 | 6/1/1889 | 70.0 |
| 67-0006 | 6/1/1889 | 15.0 |

WEISER COVE IRRIGATION DISTRICT - A majority of the acres under the Weiser Cove Irrigation District are the same acres as indicated under the Sunnyside Ditch Company. Other than flood water and some early adjudications, Sunnyside Ditch is only a means by which other types of water are delivered to the lands under the ditch. Weiser Cove water is storage water in Crane Creek Reservoir. Every acre in the Weiser Cove Irrigation District is the holder of 4.7 acre feet of Class A storage and .3 acre feet of Class B storage.

CRANE CREEK RESERVOIR INDEPENDENT WATER USERS COMPANY, INC. - This is another type of Crane Creek Reservoir storage water that is used on the same lands as included in this filing. Ownership of this water is by way of stock certificates and the water is not tied to the specific acres it is presently being used upon and may be sold off as desired by the holder of the certificate: The present owners of stock presently diverting and receiving this water through Sunnyside Ditch are as follows:

| <u>Name</u>               | <u>Certificate #</u> | <u># of Shares*</u> | <u>Class</u> |
|---------------------------|----------------------|---------------------|--------------|
| Correia, Arthur A.        | 73                   | 100                 | A            |
| Frei, David               | 97                   | 150                 | A            |
| Hawkins, Ron              | 104                  | 238                 | A            |
|                           | 71                   | 19                  | B            |
| Hickey, Rosalind A.       | 34                   | 460                 | A            |
| Kirk, Clair               | 2                    | 59.5                | A            |
| Routson, Mike             | 114                  | 22                  | A            |
|                           | 78                   | 2                   | B            |
| Sawyer, Darrell P. and/or | 79                   | 19                  | B            |
| Lorraine A.               | 115                  | 238                 | A            |
|                           | 120                  | 90                  | A            |
|                           | 83                   | 16                  | B            |
| Shaw, Ervie               | 82                   | 30                  | A            |
|                           | 88                   | 20                  | A            |
|                           | 89                   | 40                  | A            |

\* One share is equal to one acre foot of storage in Crane Creek Reservoir.

MICROFILMED  
OCT 23 1996

[illegible]

MICROFILMED  
OCT 23 1996

Water right number - A67-00001 Prefix Translation: ADJUDICATION CLAIM

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|--------|
|-----|-----|-----|-------|-----|-------|------|-------------|--------|

Total Acres:

- + - - Diversion Means -
- + - - Non-Irrigation Use -
- + - - Other Rights for Same Use -
- + - - Remarks -

THIS RIGHT AND RIGHT NO. 67-00002 HAVE BEEN COMBINED AND ARE  
CLAIMED UNDER RIGHT NO. A67-13435.

+ - - No Old Water Right Numbers Found

+ - - Conditions of Approval -

+ - - Decree Plaintiff - - - + Decree Date - +  
JOHN T. MUIR WILLIAM ALLISON 00/00/0000

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

+ - - Audit Fields - - +  
02/02/94 SHURTE

+ - - 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   | -       |
| Claim Received Date  | - 10/17/1989 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - X77777     | Water District          | - 67    |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | -            | Presumption Flag        | -       |
|                      |              |                       |              | Notice of Error Flag    | -       |

SD-62  
MODIFY CLAIM

Idaho Department of Water Resources  
Adjudication Remarks Screen

Date: 02/02/94  
Time: 10:41:10

Water Right Number: A67-00001

FIRST PAGE

13. Remarks: THIS WATER CARRIED IN THE SUNNYSIDE DITCH.

AC. IRR.=251.

(GOLD2=Update) (GOLD4=Prev Screen) (GOLD6=End of Data) (Enter=Exit)  
(GOLD3=Add Std Rmk) (GOLD5=Next Screen) (GOLD7=Copy to Comments) (GOLD8=Cancel)

MICROFILMED  
OCT 23 1996

| Water Right Number - A67-00002                    | Prefix Translation:  | ADJUDICATION CLAIM    | Old (D) Number -   |
|---------------------------------------------------|----------------------|-----------------------|--------------------|
| 1 - Last Name - - - +                             | 1 - First Name - - + | 1 - Address - - - - - | 1 -                |
| *** C - CURRENT OWNER ***                         |                      |                       |                    |
| COMBINED RIGHT                                    |                      |                       |                    |
| *** O - ORIGINAL OWNER ***                        |                      |                       |                    |
| SMITH                                             | GEORGE F.            | 1 -                   | State- ID Zip- X   |
|                                                   |                      | 2 -                   |                    |
|                                                   |                      | 3 -                   |                    |
|                                                   |                      | City- X               |                    |
|                                                   |                      | Phone - 208-000-0000  |                    |
| SMITH                                             | JOHN L.              | 1 -                   | State- ID Zip- X   |
|                                                   |                      | 2 -                   |                    |
|                                                   |                      | 3 -                   |                    |
|                                                   |                      | City- X               |                    |
|                                                   |                      | Phone - 208-000-0000  |                    |
| SMITH                                             | MINNIE B.            | 1 -                   | State- ID Zip- X   |
|                                                   |                      | 2 -                   |                    |
|                                                   |                      | 3 -                   |                    |
|                                                   |                      | City- X               |                    |
|                                                   |                      | Phone - 208-000-0000  |                    |
| SMITH                                             | CHESTER A.           | 1 -                   | State- ID Zip- X   |
|                                                   |                      | 2 -                   |                    |
|                                                   |                      | 3 -                   |                    |
|                                                   |                      | City- X               |                    |
|                                                   |                      | Phone - 208-000-0000  |                    |
| 1 - Priority Date - - +                           | 1 - Region - - - +   | 1 - Stage - - - +     | 1 - Status - - - + |
| 06/01/1887                                        | 14 WESTERN           |                       | Z - SEE REMARKS    |
| + - - - - Source - - - - - Tributary - - - - -    |                      |                       |                    |
| WEISER RIVER                                      |                      |                       |                    |
| COMBINED RIGHT                                    |                      |                       |                    |
| SEE REMARKS                                       |                      |                       |                    |
| + - - - - Point of Diversion - - - - -            |                      |                       |                    |
| Tw                                                | Rng                  | Sec                   | Tract              |
| 11N                                               | 04W                  | 25                    | SW SE NW           |
| (87) WASHINGTON                                   |                      |                       |                    |
| Code                                              | Description          | Period From           | Water Use          |
| 01 - IRRIGATION                                   |                      | Period To             | Diversion Rate     |
|                                                   |                      |                       | Diversion Volume   |
|                                                   |                      |                       | 1.250              |
| + - Total Div. Rate - + + - Total Div. Volume - + |                      |                       |                    |
| 1.250                                             |                      |                       |                    |
| + - Total Consumptive Use - + + - KW Usage - +    |                      |                       |                    |
| 0.0                                               |                      |                       |                    |

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| Town | Range | Section | Tract | Lot | Acres | Place of Use | Description   | County          |
|------|-------|---------|-------|-----|-------|--------------|---------------|-----------------|
| 10N  | 04W   | 2       | NE NW | 3   |       |              | 01 IRRIGATION | (87) WASHINGTON |
| 10N  | 04W   | 2       | NW NW | 4   |       |              | 01 IRRIGATION | (87) WASHINGTON |
| 10N  | 04W   | 2       | SW NW |     |       |              | 01 IRRIGATION | (87) WASHINGTON |
| 10N  | 04W   | 3       | NE NE | 1   |       |              | 01 IRRIGATION | (87) WASHINGTON |
| 10N  | 04W   | 3       | SE NE |     |       |              | 01 IRRIGATION | (87) WASHINGTON |
| 11N  | 04W   | 35      | NE SW |     |       |              | 01 IRRIGATION | (87) WASHINGTON |
| 11N  | 04W   | 35      | SE SW |     |       |              | 01 IRRIGATION | (87) WASHINGTON |
| 11N  | 04W   | 35      | NW SE |     |       |              | 01 IRRIGATION | (87) WASHINGTON |
| 11N  | 04W   | 35      | SW SE |     |       |              | 01 IRRIGATION | (87) WASHINGTON |

+ - - Diversion Means -  
 + - - Non-Irrigation Use -  
 + - - Other Rights for Same Use -

|  | Remarks                                                                                         |
|--|-------------------------------------------------------------------------------------------------|
|  | THIS RIGHT AND RIGHT NO. 67-00001 HAVE BEEN COMBINED AND ARE CLAIMED UNDER CLAIM NO. A67-13435. |

[illegible]

Conditions of Approval

| + + - - -       | - - - + | + - - - | - Decree Defendant | - - - + | + - Decree Date - + |
|-----------------|---------|---------|--------------------|---------|---------------------|
| JOHN T. MUJR    |         |         |                    |         |                     |
| WILLIAM ALLISON |         |         |                    |         |                     |
| 00/00/0000      |         |         |                    |         |                     |

-Comments-

No Comments Found

+ - - Audit Fields - - +  
02/02/94 SHURTE[illegible]

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REMARKS CANNOT BE COPIED TO COMMENTS UNLESS THE PREFIX FOR THE CLAIM IS "R" OR B  
SD-62 Idaho Department of Water Resources Date: 02/02/94  
MODIFY CLAIM Adjudication Remarks Screen Time: 08:12:50

Water Right Number: A67-00002

FIRST PAGE

13. Remarks: THIS WATER CARRIED IN THE SUNNYSIDE DITCH.

LAND LIST ALSO DESCRIBED BY METES AND BOUNDS IN DECREE.

AC. IRR.=370.

(GOLD2=Update) (GOLD4=Prev Screen) (GOLD6=End of Data) (Enter=Exit)  
(GOLD3=Add Std Rmk) (GOLD5=Next Screen) (GOLD7=Copy to Comments) (GOLD8=Cancel)

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**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

**DIRK KEMPTHORNE**  
Governor

**KARL J. DREHER**  
Director

April 4, 2002

JOHN W HOLMES  
JULIE ANN HOLMES  
914 GRAYS CREEK RD  
INDIAN VALLEY ID 83632

RE: Notice of Change of Water Right Ownership No. 67-7406 & 67-13435

Dear Property Owners:

Enclosed is a copy of your Notice of Change of Water Right Ownership form that was recently submitted to our office. However, we cannot continue to process the ownership change due to the following reasons.

According to our records, water right number 67-7406 is on a lapsed permit in the name of USDA Farm Service Agency. A copy of the letter indicating the permit has lapsed is attached for your review. Water right numbers 67-1 and 67-2 have been combined and claimed under water right number 67-13435, in the name of Sunnyside Ditch Company. Sunnyside Ditch Company owns the water rights; therefore we cannot change ownership of entities that provide water to customers.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Adjudication Section  
Western Region  
(208) 334-2190

DB: db

Enclosures

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES  
**NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

RECEIVED

JAN 16 2002

WATER RESOURCES  
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

1. Water Right Number(s) 67-1, 67-2, 67-7406  
Adjudication Claim Number(s) \_\_\_\_\_
2. The following **REQUIRED** information must be submitted with this form.
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)  
OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) \_\_\_\_\_  
\_\_\_\_\_
4. New Owner/Claimant(s) John W. Holmes + Julie Ann Holm  
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR  
New Mailing Address 914 Grays Creek Road, 1  
City, State and ZIP Code INDIAN VALLEY IDAHO 83632  
New Telephone Number (208) \_\_\_\_\_
5. Date you acquired the property 12/28/01
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.  
  
Number of acres actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
  
Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second  
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)  
John W. Holmes Jr Date 12-28-01  
Julie Ann Holmes Date 12-28-01
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

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

WARRANTY DEED

184724

For Value Received

ROCKY MT. LAND, L.L.C., a Limited Liability Company

does hereby GRANT, BARGAIN, SELL AND CONVEY unto

JOHN W. HOLMES JR. and JULIE ANN HOLMES, husband and wife

whose current address is 914 Grays Creek Road  
Indian Valley, Idaho 83632

the following described premises, to-wit:

see attached exhibit "A"

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

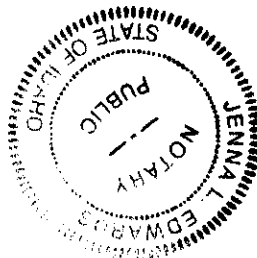
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees, their heirs and assigns forever. And the said grantor do hereby covenant to and with the said grantees that they are the owner in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:  
ROCKY MT. LAND, L.L.C.

Manager

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 28 day of December, 2001,  
before me, a notary public in and for the  
said State, personally appeared  
Calvin Kinney  
known to me to be the person whose name  
is subscribed to the within instrument,  
as Manager and acknowledged to me that he  
executed the same as such Manager.



Notary Public  
Residing at Payette, Idaho  
Comm. Expires 3/27/03

Instrument # 184724

WEISER, WASHINGTON, IDAHO  
2001-12-28 04:42:00 No. of Pages: 4  
Recorded for: WEISER VALLEY TITLE  
SHARON WIDNER Fee: 12.00  
Ex-Officio Recorder Deputy *Sharon Widner*  
Index to: DEED

## EXHIBIT "A"

FILE NO.:100-01-8284

## PARCEL 1:

A tract of land described as follows: Commencing at the West quarter corner of Section 2, Township 10 North, Range 4 West of the Boise Meridian;

Thence N 48°30' East 1577.34 feet to a point on the Southeasterly bank of the Sunnyside Irrigation Canal, being the true point of beginning;

Thence N 59°17' East 104.22 feet;

Thence S 56°28' East 173.55 feet;

Thence N 76°51' East 250.41 feet;

Thence N 4°46' West 217.80 feet;

Thence N 58°13' East 436.56 feet to a point on the Southeasterly bank of said Sunnyside Irrigation Canal;

Thence along said canal in a Southerly and Westerly direction to the true point of beginning;

AND ALSO, that portion of Lot 2 of Section 3, Township 10 North, Range 4 West of the Boise Meridian, lying Southerly of Weiser River, and Easterly and Northerly of a certain drainway from the Sunnyside Ditch as the same traverses said subdivision in a Northerly direction to Weiser River;

AND ALSO, all that part of the following described lands lying between the South bank of Weiser River and the North right-of-way line of Sunnyside Ditch: The W1/2SE1/4 and the SE1/4SW1/4 of Section 35, Township 11 North, Range 4 West of the Boise Meridian, and Lots 2, 3, 4 and the SW1/4NW1/4 of Section 2, and Lot 1 and SE1/4NE1/4 of Section 3, Township 10 North, Range 4 West of the Boise Meridian, EXCEPTING THEREFROM that portion of Lot 1 and that portion of the SE1/4NE1/4 lying Northerly of the Sunnyside Ditch in said Section 3, which are situate Westerly of a certain drainway from the said Sunnyside Ditch as the same traverses said subdivisions in a Northerly direction to Weiser River.

## PARCEL 2:

TOWNSHIP 11 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN, IN WASHINGTON COUNTY, IDAHO:

Section 35: All that part of the E1/2E1/2 and of the SW1/4NE1/4 and of the W1/2SE1/4 lying East of Weiser River, EXCEPTING that part of the W1/2SE1/4 located between the East bank of said River and the West boundary of the Sunnyside Ditch; AND ALSO, that part of the NE1/4SW1/4 lying Southerly of Weiser River;

CONTINUED

## EXHIBIT "A" CONTINUED

FILE NO.: 100-01-8284

TOWNSHIP 10 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN, IN WASHINGTON COUNTY, IDAHO:

- Section 2: Lot 1, S1/2NE1/4, N1/2SE1/4, SW1/4SE1/4, SW1/4, and all that part of Lots 2 and 3 and of the S1/2NW1/4 lying Southerly and Easterly of the Sunnyside Ditch, EXCEPT a tract described as follows: Commencing at the West Quarter corner of said Section 2, thence N 48°30' east 1577.34 feet to a point on the Southeasterly bank of said Sunnyside Ditch, being the true point of beginning; thence N 59°17' East 104.22 feet; thence S 56°28' East 173.55 feet; thence N 76°51' East 250.41 feet; thence N 4°46' West 217.80 feet; thence N 58°13' East 436.56 feet to a point on the Southeasterly bank of said Ditch; thence along said Ditch in a Southerly and Westerly direction to the point of beginning;
- Section 3: All that part of the SE1/4NE1/4 lying South of the Sunnyside Ditch;
- Section 11: All that part of the NW1/4 lying Northerly of the right-of-way for Cove Road.

## PARCEL 3:

TOWNSHIP 10 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN, IN WASHINGTON COUNTY, IDAHO:

- Section 1: Lot 4, SW1/4NW1/4, N1/2SW1/4.

## PARCEL 4:

Lots 2 and 3, the SW1/4NE1/4, the SE1/4NW1/4, the N1/2SW1/4; the SE1/4SW1/4, the SE1/4, and that portion of Lot 1 and that portion of the SE1/4NE1/4 Northerly of the Sunnyside Ditch, which are situated Westerly of a certain drainway from the Sunnyside Ditch as the same traverses said subdivisions in a Northerly direction to Weiser River; All being situated in Section 3, Township 10 North, Range 4 West of the Boise Meridian, SAVE AND EXCEPT THEREFROM the following:

Beginning at the North quarter corner of said Section 3;  
Thence East 410 feet;  
Thence S 72° W 510 feet;  
Thence S 56° 30' W 300 feet;  
Thence S 40° 30' W 420 feet;  
Thence S 21° 00' W 250 feet;  
Thence S 12° 30' W 270 feet;  
Thence S 36° 00' W 280 feet;  
Thence S 38° 70' W 670 feet;  
Thence North 1870 feet;  
Thence East 1325 feet, more or less, to the place of beginning;

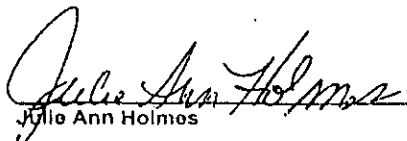
ALSO EXCEPTING all that part of said Lot 2 lying Southerly of Weiser River, an Easterly and Northerly of a certain drainway from the Sunnyside Ditch as the same traverses said subdivision in a Northerly direction to Weiser River.

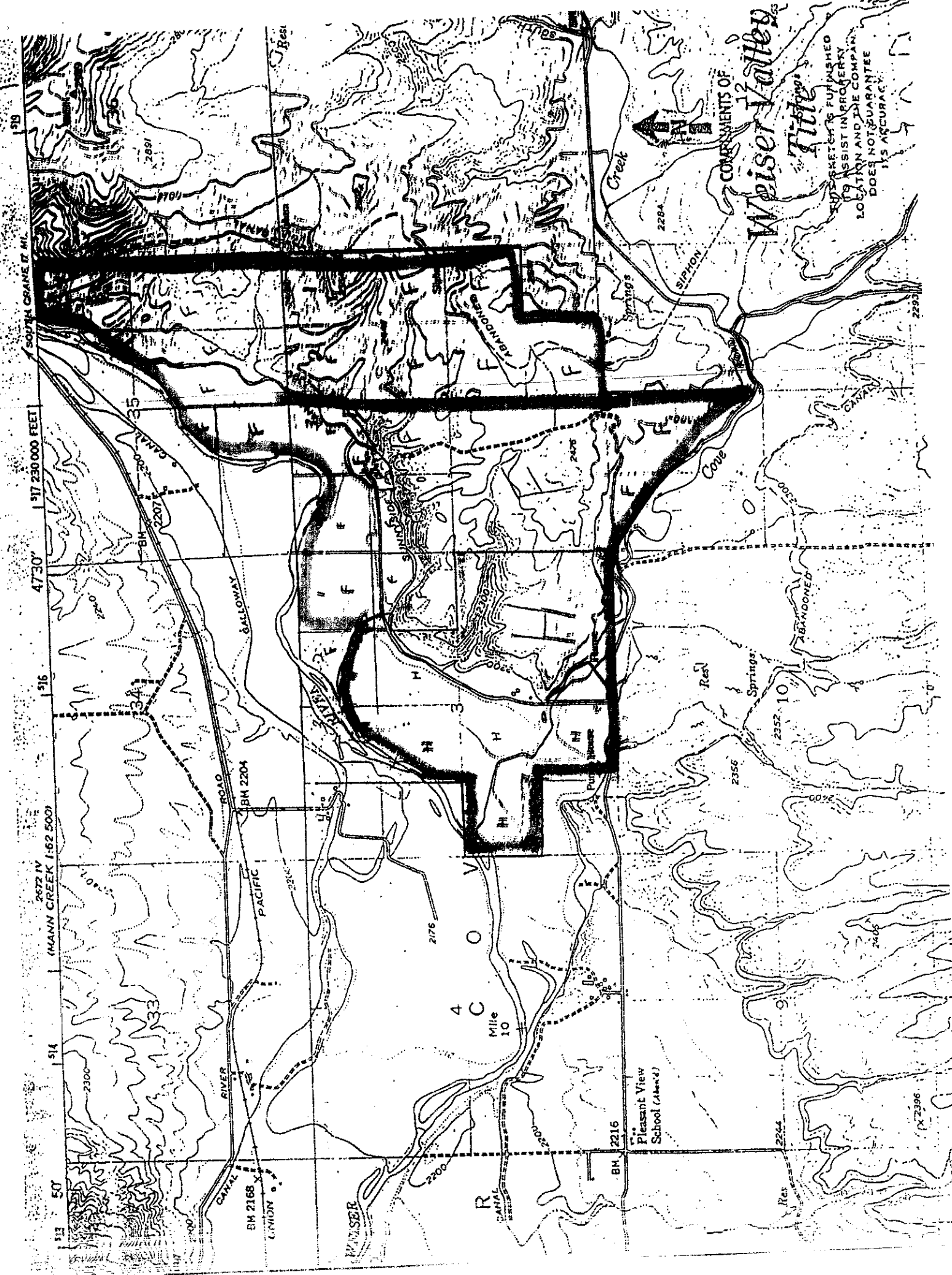
TOGETHER WITH ALL WATER AND WATER RIGHTS, WELL AND WELL RIGHTS, DITCH AND DITCH RIGHTS

Sunnyside Ditch Company 313.5 acres assessed and Certificate #5 (or as may be reissued) for 35 shares  
Crane Creek Reservoir 175 acre feet of primary storage  
Crane Creek Reservoir Independent Water Users Company, Inc. Certificate #146 (or as may be reissued) for 150 shares  
Weiser Cove Irrigation District 165 acres assessed  
Idaho Department of Water Resources Water Right No. 67-1 (or as may be reissued) for 2.25 CFS  
Idaho Department of Water Resources Water Right No. 67-2 (or as may be reissued) for 1.25 CFS  
Idaho Department of Water Resources Water Right No. 67-7406 (or as may be reissued) for 2.43 CFS

MORTGAGOR/BORROWER:

  
John W. Holmes, Jr.

  
Julie Ann Holmes



COMMENTS OF  
**Weiser Valley**  
Title

THIS SKETCH WAS FURNISHED  
TO ASSIST IN PROPERTY  
LOCATION AND THE COMPANY  
DOES NOT GUARANTEE  
ITS ACCURACY

**DRAFT MEMORANDUM**

TO: INTERESTED PARTIES, CRANE CREEK RESERVOIR MEETING OF 2-7-91  
FROM: STEVE LESTER  
DATE: FEBRUARY 7, 1991  
SUBJECT: CRANE CREEK RESERVOIR STORAGE WATER RIGHTS

The information presented today is an outline of the storage water rights for Crane Creek Reservoir. This is not intended as a final and complete picture of all of the rights and related information due to adjudication and other questions, but the summary serves the purposes related to today's meeting regarding Crane Creek Reservoir and upstream storage at several other reservoirs.

Three data tables are presented. The first one lists the water rights recorded prior to the Snake River Basin Adjudication (SRBA) and shows those rights that may be delivered by the Watermaster of District 67. The second table lists the SRBA claims that could be identified at this time. Possibly, other claims were filed or may be filed for storage water in the reservoir. I think the list is quite complete but cannot absolutely state that no other SRBA claims have been filed to date. The last table summarizes the known reservoirs upstream from Crane Creek Reservoir and within the Crane Creek drainage.

Two figures are included. Figure 1 illustrates the storage water in Table 1 and also shows the amount of water that the Watermaster can deliver. Figure 2 portrays the water claimed in the SRBA claims.

Note that water right no. 67-02384, originally numbered R228, was split into three parts. Part A was licensed for 8000 acre-feet (af), part B was licensed for 400 af, and part C remains a permit for 31,000 af. A preliminary license for part C was prepared for 4000 af for the Weiser Bench Canal Co., but the license was not issued due to complications including but not limited to SRBA questions.

Permit 67-02384 required that completion of works occur by 8-2-1925 and proof of beneficial use occur by 8-2-1929. No extension of time for proof of beneficial use was applied for or approved. A license was issued for 8400 af, which was subsequently split into part A for 8000 af for the Weiser River Irrigation District and part B for 400 af for Mr. Fairchild. Part B has a 5-1-1904 date of priority due to an approved exchange of water via the Weiser River. Part C or the remaining 31,000 af has been losing priority since 8-2-1929, or about 61.5 years. Therefore, permit 67-02384C has a priority date of approximately 10-9-1981. No SRBA claim for part C was filed and may not be necessary.

The Watermaster can deliver decreed, licensed, or permitted rights based on dates of priority, lockable diversion works, and proper measuring devices. Adjudication claims and statutory claims cannot be delivered.

According to the department inventory of dams, Crane Creek Reservoir can store 56,800 af (3-28-90 data per files D67-02384 A1 and A2).

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**OCT 23 1996**

TABLE 1, CRANE CREEK RESERVOIR RIGHTS RECORDED PRIOR TO THE SRBA

| <u>Right No.</u>      | <u>Stage</u>                       | <u>Ac-Ft Amount</u> | <u>Priority</u> | <u>Remarks</u>                                        |
|-----------------------|------------------------------------|---------------------|-----------------|-------------------------------------------------------|
| 67-02129              | considered licensed under 67-02384 |                     |                 |                                                       |
| 67-02384A             | license                            | 8000                | 4-9-1920        | Weiser River Irrig. Dist.                             |
| 67-02384B             | license                            | 400                 | 5-1-1904        | Fairchild per agreement with Weiser Irrig. Dist.      |
| 67-02384C             | permit                             | 31000               | 10-9-1981       | Crane Ck. Res. Admin. Board? Priority is approximate. |
| 67-04594              | statutory claim                    | 34100               | 4-9-1920        | Crane Ck. Res. Admin. Board.                          |
| 67-00676              | decree                             | <u>6000</u>         | 4-18-1923       | Washington Co. Irrig. Dist.                           |
| Total recorded rights |                                    | 79500               |                 |                                                       |
| Total deliverable     |                                    | 45400               |                 |                                                       |

(bold type indicates amounts deliverable by Watermaster; reservoir capacity is 56800 af).

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**TABLE 2, CRANE CREEK RESERVOIR RIGHTS RECORDED IN THE SRBA (a)**

| <u>Claim no.</u> | <u>Basis</u> | <u>Ac-Ft Amount</u> | <u>Priority</u> | <u>Remarks</u>                                                              |
|------------------|--------------|---------------------|-----------------|-----------------------------------------------------------------------------|
| A67-02384A       | license      | 8000                | 4-9-1920        | Weiser River Irrig. Dist.                                                   |
| A67-02384B       | license      | 400                 | 4-9-1920        | Fairchild                                                                   |
| A67-04594        | beneficial   | 300                 | 4-9-1920        | Skow, 3 claims with same #,                                                 |
| "                | use (b.u.)   | 212                 | "               | portions of 67-04594? (b,c)                                                 |
| "                |              | 200                 | "               |                                                                             |
| A67-10279        | b.u.         | 18000               | 5-9-1910        | Weiser Irrig. Dist.                                                         |
| A67-10321        | b.u.         | 100                 | 4-9-1920        | Kelly via Galloway Canal,<br>portion of 67-04594? (b)                       |
| A67-10378        | b.u.         | 650                 | 4-9-1920        | Woods, portions of 67-04594,<br>67-02384A, 67-00676? (b)                    |
| A67-10380        | b.u.         | 650                 | 4-9-1920        | Panike, see remarks in Woods                                                |
| A67-10410        | b.u.         | 337                 | 4-9-1920        | Routson Ranch, portion of<br>67-04594? (b)                                  |
| A67-10557        | b.u.         | 4000                | 4-9-1920        | Institute Canal Co., portion<br>of 67-04594?                                |
| A67-10558        | b.u.         | 200                 | 4-9-1920        | Institute Canal Co., portion<br>of 67-04594?                                |
| A67-10893        | b.u.         | 50                  | 4-9-1920        | Hickey (b,c)                                                                |
| A67-10894        | b.u.         | 9278.5              | 4-9-1920        | Crane Ck. Res. Indpdt. Water<br>Users Co. Inc., portion of<br>67-04594? (c) |
| no # yet         | b.u.         | 783.2               | 4-9-1920        | same remarks A67-10894, (c)                                                 |
| A67-10895        | b.u.         | 15179.4             | 4-9-1920        | Weiser Cove Irrig. Dist.,<br>portion of 67-04594? (c)                       |
| no # yet         | b.u.         | 835.8               | 4-9-1920        | see remarks A67-10895, (c)                                                  |
| A67-00676        | decree       | <u>6000</u>         | 4-18-1923       | Washington Co. Irrig. Dist.                                                 |
| Total claimed    |              | 65175.9             |                 | Reservoir capacity 56800 af                                                 |

(a) possibly are or will be other claims filed  
(b) listed as a name in Independent Independents  
(c) no data entry yet

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**OCT 23 1996**

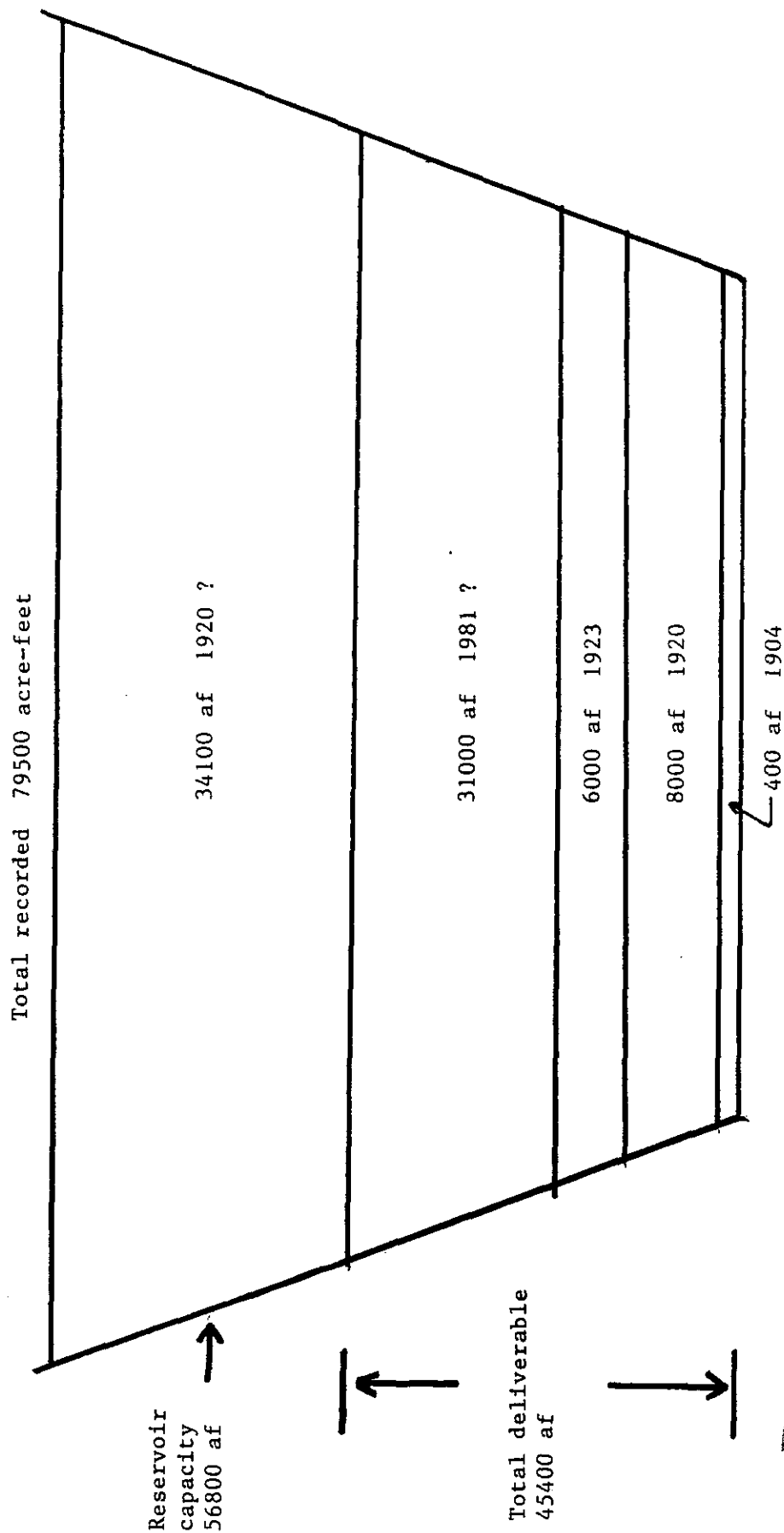
**TABLE 3, RESERVOIRS LOCATED UPSTREAM FROM CRANE CREEK RESERVOIR AND WITHIN  
CRANE CREEK DRAINAGE (a)**

| <u>Right no.</u> | <u>Ac-Ft Amount</u> | <u>Priority</u> | <u>Remarks</u>                                                                                    |
|------------------|---------------------|-----------------|---------------------------------------------------------------------------------------------------|
| 67-02383         | 280                 | 8-29-1918       | Irrig., considered licensed under 67-02382                                                        |
| 67-02382         | N/A                 | 10-29-1918      | Irrig., license 2.54 cfs (127")                                                                   |
| A67-10013        | 630                 | 12-31-1935      | Irrig., adjudication claim to be settled at future date, refer to dam safety file D67-XX06A1 & A2 |
| 67-02387         | 13.1                | 10-15-1962      | Stock, license                                                                                    |
| 67-02388         | 25                  | 6-13-1963       | Stock, license                                                                                    |
| 67-04521         | 2.4                 | 10-16-1969      | Stock, stat. claim, refer to dam safety file D67-XX07                                             |
| 67-07082         | 0.93                | 6-16-1972       | Stock, license                                                                                    |
| 67-07112         | 100                 | 10-10-1972      | Permit, irrigation                                                                                |
| 67-07281         | 75                  | 7-23-1976       | Permit, irrigation and stock                                                                      |
| 67-07292         | 95                  | 10-18-1976      | Permit, irrigation                                                                                |
| 67-07333         | 68                  | 5-31-1977       | License, irrigation                                                                               |
| 67-07451         | 500                 | 7-18-1979       | Permit, irrigation                                                                                |
| 67-07672         | 1.5                 | 8-26-1983       | Stock, license                                                                                    |
| 67-07671         | 7.5                 | 9-16-1983       | Stock, license                                                                                    |
| ?                | <u>70</u>           | ?               | Irrig.?, no water right or adjudication claim found, refer to dam safety file D67-XX08            |
| Total AF         | 1868.43             |                 |                                                                                                   |

(a) from IDWR dam safety and water right files

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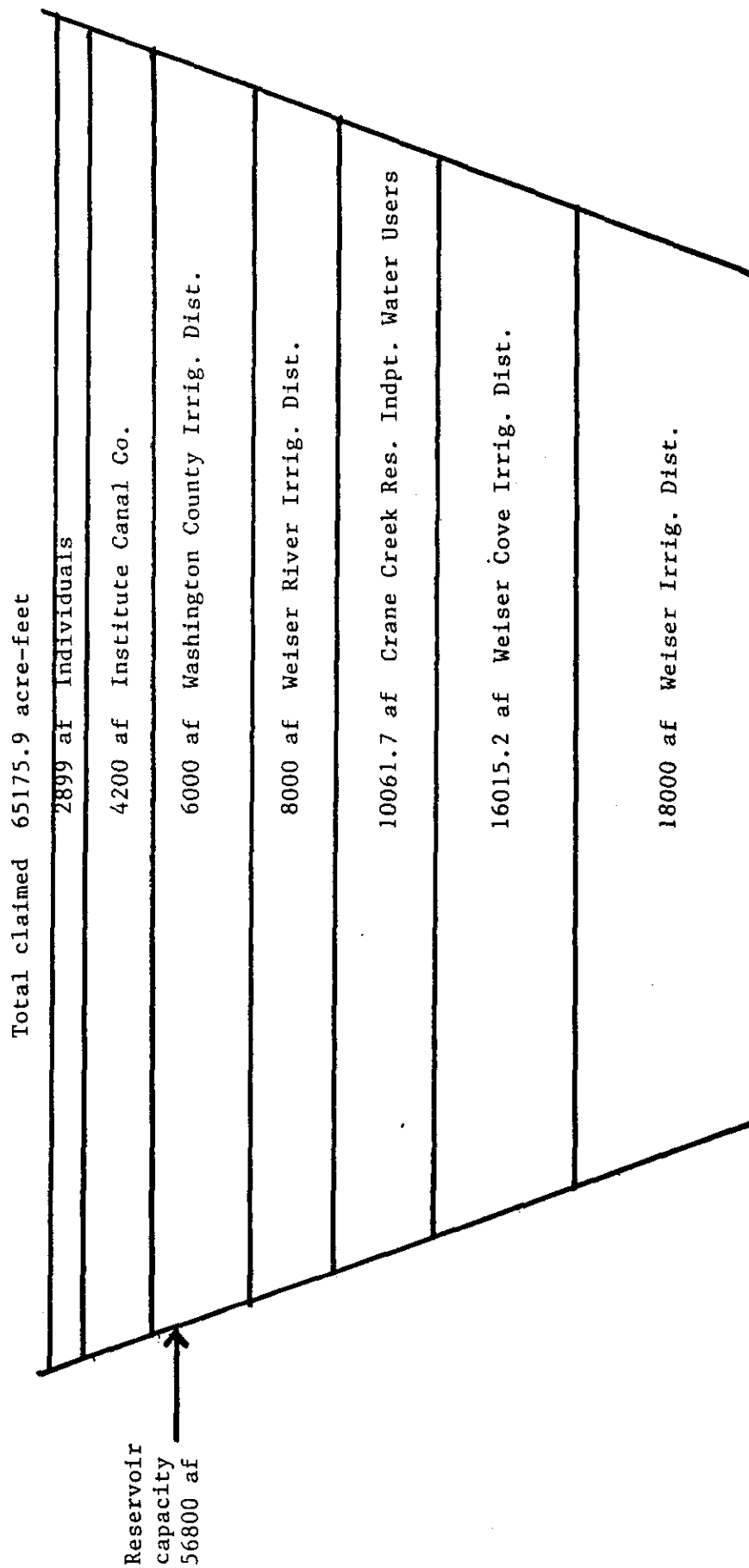
Figure 1, Crane Creek Reservoir storage water based on rights recorded prior to the SRBA.



79500 af recorded  
56800 af capacity  
22700 af excess

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Figure 2, Crane Creek Reservoir storage water claimed in the SRBA.



Arrangement is by amount claimed  
and does not imply priority.

65175.9 af claimed  
56800 af capacity  
8375.9 af excess

## EXHIBIT "A"

SUNNYSIDE DITCH

| <u>Right</u> | <u>Priority Date</u> | <u>Inches</u> |
|--------------|----------------------|---------------|
| 67-0001      | 6/1/1887             | 112.5         |
| 67-0002      | 6/1/1887             | 62.5          |
| 67-0003      | 5/1/1899             | 100.0         |
| 67-0004      | 5/1/1900             | 436.0         |

KELLY ANDERSON DITCH (This ditch no longer exists and the water is carried to the appurtenant land via the Sunnyside Ditch.)

|         |          |      |
|---------|----------|------|
| 67-0005 | 6/1/1889 | 70.0 |
| 67-0006 | 6/1/1889 | 15.0 |

WEISER COVE IRRIGATION DISTRICT - A majority of the acres under the Weiser Cove Irrigation District are the same acres as indicated under the Sunnyside Ditch Company. Other than flood water and some early adjudications, Sunnyside Ditch is only a means by which other types of water are delivered to the lands under the ditch. Weiser Cove water is storage water in Crane Creek Reservoir. Every acre in the Weiser Cove Irrigation District is the holder of 4.7 acre feet of Class A storage and .3 acre feet of Class B storage.

CRANE CREEK RESERVOIR INDEPENDENT WATER USERS COMPANY, INC. - This is another type of Crane Creek Reservoir storage water that is used on the same lands as included in this filing. Ownership of this water is by way of stock certificates and the water is not tied to the specific acres it is presently being used upon and may be sold off as desired by the holder of the certificate: The present owners of stock presently diverting and receiving this water through Sunnyside Ditch are as follows:

| <u>Name</u>               | <u>Certificate #</u> | <u># of Shares*</u> | <u>Class</u> |
|---------------------------|----------------------|---------------------|--------------|
| Correia, Arthur A.        | 73                   | 100                 | A            |
| Frei, David               | 97                   | 150                 | A            |
| Hawkins, Ron              | 104                  | 238                 | A            |
|                           | 71                   | 19                  | B            |
| Hickey, Rosalind A.       | 34                   | 460                 | A            |
| Kirk, Clair               | 2                    | 59.5                | A            |
| Routson, Mike             | 114                  | 22                  | A            |
|                           | 78                   | 2                   | B            |
| Sawyer, Darrell P. and/or | 79                   | 19                  | B            |
| Lorraine A.               | 115                  | 238                 | A            |
|                           | 120                  | 90                  | A            |
|                           | 83                   | 16                  | B            |
| Shaw, Ervie               | 82                   | 30                  | A            |
|                           | 88                   | 20                  | A            |
|                           | 89                   | 40                  | A            |

\* One share is equal to one acre foot of storage in Crane Creek Reservoir.

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# EXHIBIT "A"

## SUNNYSIDE DITCH

| <u>Right</u> | <u>Priority Date</u> | <u>Inches</u> |
|--------------|----------------------|---------------|
| 67-0001      | 6/1/1887             | 112.5         |
| 67-0002      | 6/1/1887             | 62.5          |
| 67-0003      | 5/1/1899             | 100.0         |
| 67-0004      | 5/1/1900             | 436.0         |

KELLY ANDERSON DITCH (This ditch no longer exists and the water is carried to the appurtenant land via the Sunnyside Ditch.)

|         |          |      |
|---------|----------|------|
| 67-0005 | 6/1/1889 | 70.0 |
| 67-0006 | 6/1/1889 | 15.0 |

WEISER COVE IRRIGATION DISTRICT - A majority of the acres under the Weiser Cove Irrigation District are the same acres as indicated under the Sunnyside Ditch Company. Other than flood water and some early adjudications, Sunnyside Ditch is only a means by which other types of water are delivered to the lands under the ditch. Weiser Cove water is storage water in Crane Creek Reservoir. Every acre in the Weiser Cove Irrigation District is the holder of 4.7 acre feet of Class A storage and .3 acre feet of Class B storage.

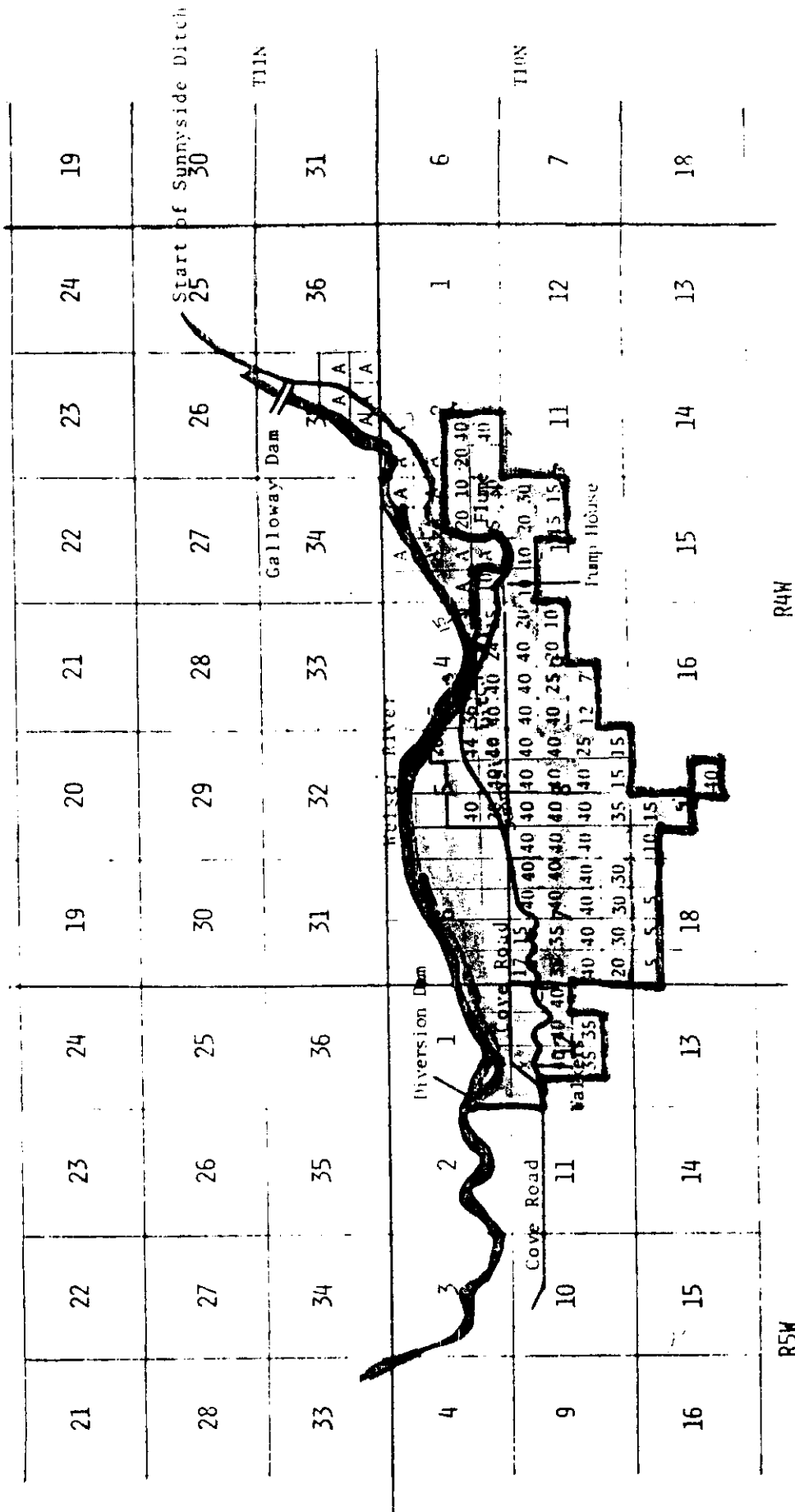
CRANE CREEK RESERVOIR INDEPENDENT WATER USERS COMPANY, INC. - This is another type of Crane Creek Reservoir storage water that is used on the same lands as included in this filing. Ownership of this water is by way of stock certificates and the water is not tied to the specific acres it is presently being used upon and may be sold off as desired by the holder of the certificate: The present owners of stock presently diverting and receiving this water through Sunnyside Ditch are as follows:

| <u>Name</u>               | <u>Certificate #</u> | <u># of Shares*</u> | <u>Class</u> |
|---------------------------|----------------------|---------------------|--------------|
| Correia, Arthur A.        | 73                   | 100                 | A            |
| Frei, David               | 97                   | 150                 | A            |
| Hawkins, Ron              | 104                  | 238                 | A            |
|                           | 71                   | 19                  | B            |
| Hickey, Rosalind A.       | 34                   | 460                 | A            |
| Kirk, Clair               | 2                    | 59.5                | A            |
| Routson, Mike             | 114                  | 22                  | A            |
|                           | 78                   | 2                   | B            |
| Sawyer, Darrell P. and/or | 79                   | 19                  | B            |
| Lorraine A.               | 115                  | 238                 | A            |
|                           | 120                  | 90                  | A            |
|                           | 83                   | 16                  | B            |
| Shaw, Ervie               | 82                   | 30                  | A            |
|                           | 88                   | 20                  | A            |
|                           | 89                   | 40                  | A            |

\* One share is equal to one acre foot of storage in Crane Creek Reservoir.

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CRANE CREEK RESERVOIR STORAGE  
1987 SEASON

\* \* \* \* \*

|                       | Primary  | % Total<br>Primary | Secondary | Total    |
|-----------------------|----------|--------------------|-----------|----------|
| Weiser Irr. Dst.      | 15,100   | 33.26%             | 2,800     | 17,900   |
| Weiser Cove Irr. Dst. | 15,179.4 | 33.43%             | 835.8     | 16,015.3 |
| Institute Canal Co.   | 4,000    | 8.81%              | 200       | 4,200    |
| C.C.I.W.U.Co.         | 9,278.5  | 20.44%             | 783.2     | 10,061.7 |
| Indpt. Indpt.         | 1,842    | 4.06%              | 1,981     | 3,823    |
| TOTALS                | 45,400   | 100 %              | 6,600     | 52,000   |

Based on 20,043 acre feet of water available for the 1987 irrigation season or 501,075 inches (1 acre foot = 25 inches running 24 hours), the following is a breakdown of water available to individual organizations and users:

|                                          | Acre<br>Feet | Inches    |
|------------------------------------------|--------------|-----------|
| Weiser Irrigation District .....         | 6,644        | 166,100   |
| Weiser Cove Irrigation District .....    | 6,679        | 166,975   |
| Institute Canal Company .....            | 1,760        | 44,000    |
| Crane Creek Independent Water Users, Co. | 4,082.5      | 102,062.5 |
| Independent-Independents .....           | 810.5        | 20,262.5  |
| TOTALS                                   | 19,976       | 499,400   |

PERCENTAGE OF TOTAL WATER TO BE RECEIVED FOR 1987 IRRIGATION SEASON FOR ALL USERS IS 44% (PRIMARY WATER ONLY - NO SECONDARY WATER IS AVAILABLE)

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CRANE CREEK RESERVOIR STORAGE  
1987 SEASON

\* \* \* \* \*

THERE IS ABSOLUTELY NO CLASS B STORAGE FOR 1987

| Name                 | Amount Owned | Type Water | 1987 Actual Acre Feet | 1987 Actual Inches | Point of Diversion     |
|----------------------|--------------|------------|-----------------------|--------------------|------------------------|
| Aldrich, Eugene      | 122 Acres    | Cove       | 252.3                 | 6,307.5            | River                  |
| Baker Brothers       | 315 A.F.     | I.I.       | 138.6                 | 3,465              | Galloway               |
| Bar 7X Ranch         | 125 Acres    | Cove       | 258.5                 | 6,462.5            | Sunnyside              |
| Bar 11 Ranch         | 259 Acres    | Cove       | 535.6                 | 13,390             | Sunnyside              |
| Bridge, Larry        | 125 Acres    | Cove       | 258.5                 | 5,462.5            | Sunnyside              |
| Booth, Clayton       | 22 Shares    | CCIWU      | 9.68                  | 242                | Galloway               |
| Branch, Milton       | 50 Shares    | CCIWU      | 22                    | 550                | Reservoir              |
| Branch, Weldon       | 85 Shares    | CCIWU      | 37.4                  | 935                | Reservoir              |
| (Brummett) SBA       | 125 Shares   | CCIWU      | 55                    | 1,375              | River                  |
| Carnefix, Warren     | 90 Shares    | CCIWU      | 39.6                  | 990                |                        |
| Cheney Brothers      | 80 Acres     | Cove       | 165.44                | 4,136              | Sunnyside              |
| Chrestesen, Clarence | 22.5 Shares  | CCIWU      | 9.9                   | 247.5              | L. Crane               |
| Chrestesen, Martha   | 45 Shares    | CCIWU      | 19.8                  | 495                | L. Crane               |
| Purcell, et al       | 22.5 Shares  | CCIWU      | 9.9                   | 247.5              | L. Crane               |
| Clapp, Darrell       | 210 Shares   | CCIWU      | 92.4                  | 2,310              | L. Crane               |
| Correia, Arthur      | 226 Shares   | CCIWU      | 99.44                 | 2,310              | Sunnyside and Galloway |
| Courter, Gary        | 80 Acres     | Cove       | 165.44                | 4,136              | Sunnyside              |
| Craig, V. & L.       | 100 Shares   | CCIWU      | 44                    | 1,100              | Reservoir              |
| Dickerson, Nancy     | 80 Acres     | Cove       | 165.44                | 4,136              | Sunnyside              |
| Fairchild, Dean      | 334.3 Shares | CCIWU      | 147                   | 3,677.3            |                        |

|       |                       |                                 |
|-------|-----------------------|---------------------------------|
| I.I.  | Independent           | Independents                    |
| CCIWU | Crane Creek Reservoir | Independent Water Users Company |
| Cove  | Weiser Cove           | Irrigation District             |

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Free (FmHA)

Graham, Gregory

Green, Henry

Gurnsey, Vern

Hawkins, Ron

Haxton, Richard

Hickey, Cheryl

Hickey, Claude

Hill, Glenn

Just Rite Farms

Kirk, Clair

Kerner, Milton

Kelly, Vaughn

LDS Church

Lyle, Ralph

Maddox, Dwight

Marvin, Darrall

Panike, Rodney

Roberts, Lloyd

Routson, Bob

Seid, Kenneth

Shaw, Ervie

Sinden, Don

|             |       |          |          |           |
|-------------|-------|----------|----------|-----------|
| 175 A.F.    | I.I.  | 77       | 1,925    | Sunnyside |
| 150 Shares  | CCIWU | 66       | 1,650    | Sunnyside |
| 110 Acres   | Cove  | 227.48   | 5,687    | Sunnyside |
| 90 Shares   | CCIWU | 39.6     | 990      | L. Crane  |
| 420 Shares  | CCIWU | 184.8    | 4,620    | Galloway  |
| 181 Acres   | Cove  | 374.3    | 9,357.5  | Sunnyside |
| 84 Shares   | CCIWU | 36.96    | 924      | Sunnyside |
| 68 Acres    | Cove  | 147.66   | 3,691.5  | Sunnyside |
| 55 Acres    | Cove  | 113.74   | 2,843.5  | Sunnyside |
| 3 Shares    | CCIWU | 1.32     | 33       | Galloway  |
| 470 Shares  | CCIWU | 206.8    | 5,170    | Sunnyside |
| 50 Shares   | I.I.  | 22       | 550      | Sunnyside |
| 166 Shares  | CCIWU | 73.04    | 1,826    | Galloway  |
| 562 Acres   | Cove  | 1,162.22 | 29,055   | River     |
| 59.5 Shares | CCIWU | 26.18    | 654.5    | Sunnyside |
| 25 Acres    | Cove  | 51.7     | 1,312.5  | Sunnyside |
| 325 Shares  | CCIWU | 143      | 3,575    | Galloway  |
| 100 Shares  | CCIWU | 44       | 1,100    | Galloway  |
| 38 Shares   | CCIWU | 16.72    | 415.9    | Sunnyside |
| 100 Shares  | CCIWU | 44       | 1,100    | Galloway  |
| 265 Shares  | CCIWU | 116.6    | 2,915    | L. Crane  |
| 385 A.F.    | I.I.  | 169.4    | 4,235    | River     |
| 190 Shares  | CCIWU | 83.6     | 2,090    | River     |
| 250 Acres   | Cove  | 517      | 12,925   | River     |
| 331 Acres   | Cove  | 584.5    | 17,112.5 | Sunnyside |
| 337 A.F.    | I.I.  | 148.28   | 3,707    | Sunnyside |
| 225 A.F.    | I.I.  | 99       | 2,475    |           |
| 90 Shares   | CCIWU | 39.6     | 990      | Sunnyside |
| 199 A.F.    | I.I.  | 44       | 1,100    | Galloway  |

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|                       |              |       |        |          |           |
|-----------------------|--------------|-------|--------|----------|-----------|
| Row, Kenneth          | 300 Shares   | CCIWU | 132    | 3,300    | L. Crane  |
|                       | 200 A.F.     | I.I.  | 88     | 2,200    | L. Crane  |
| (Morgan)              | 180 A.F.     | I.I.  | 79.2   | 1,980    | L. Crane  |
| With, Clyde           | 245 Shares   | CCIWU | 107.8  | 2,695    |           |
| With, Dan             | 82 Shares    | CCIWU | 36     | 900      | Sunnyside |
| With Land & Cattle    | 624 Shares   | CCIWU | 274.56 | 6,864    |           |
| Woulen Livestock      | 584.45 Sh.   | CCIWU | 257.16 | 6,429    | Reservoir |
| Wtout, Glenn          | 25 Acres     | Cove  | 51.7   | 1,292.5  | Sunnyside |
|                       | 238 Shares   | CCIWU | 104.72 | 2,618    | Sunnyside |
| Wain, Dan             | 145 Acres    | Cove  | 299.86 | 7,496.5  | Sunnyside |
| weet, Virgil          | 965 Shares   | CCIWU | 424.6  | 10,615   | Mill D.   |
|                       | 730.25 "     | CCIWU | 321.31 | 8,032.75 | Mill D.   |
| Wallent, R.J.         | 700 Shares   | CCIWU | 308    | 7,700    | L. Crane  |
| Werrrell, Stan        | 20 Acres     | Cove  | 41.36  | 1,034    |           |
| Whrig, Ken & Glenn    | 106.5 Shares | CCIWU | 46.86  | 1,171.5  | Reservoir |
| Walker, Lary          | 112 Shares   | CCIWU | 49.28  | 1,232    | Sunnyside |
| Walker, W. F. (Jr.)   | 87.5 Shares  | CCIWU | 38.5   | 962.5    | Sunnyside |
|                       | 120 Acres    | Cove  | 248.16 | 6,204    | Sunnyside |
| Walker, W. H. (Sr.)   | 106 Shares   | CCIWU | 46.64  | 1,166    | Sunnyside |
|                       | 40 Acres     | Cove  | 82.72  | 2,068    | Sunnyside |
| Williams, Glenn       | 175 Acres    | Cove  | 361.90 | 9,047.5  | River     |
| Wood, Norm            | 70 Shares    | CCIWU | 30.80  | 770      | Sunnyside |
|                       | 40 Acres     | Cove  | 82.72  | 2,068    | Sunnyside |
| Woodland, Hazel & Rod | 480 Shares   | CCIWU | 211.2  | 5,280    | L. Crane  |
| Wungberg, Vaughn      | 200 Acres    | Cove  | 413.6  | 10,340   | Sunnyside |
| Wungblood, Billy Joe  | 37.5 Shares  | CCIWU | 16.5   | 412.5    | Galloway  |
| Wungblood, Kenneth    | 37.5 Shares  | CCIWU | 16.5   | 412.5    | Galloway  |

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