

24

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: A37-00457B  
Date Received: 10/26/1988  
Receipt No: C003065  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: IDAHO FOUNDATION FOR PARKS AND LAND  
Address: 1020 WEST FRANKLIN ST.  
BOISE, ID 83702

2. Date of Priority: MAY 01, 1883

3. Source: TRAIL CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 04N      | 18E   | 7       | SE     | SW     | SE  |     | BLAINE |

5. Description of diverting works:  
CONCRETE DIVERSION STRUCTURE WITH FLASHBOARDS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 4.800  |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.020  |      |        |

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

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
S/30 COW-CALF PAIRS

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 04N      | 18E   | 19      | NE     | NW  |     | IRR | 40.0  |
|          |       |         | SE     | NW  |     | IRR | 40.0  |

Section Acres 80.0

A37-00457B

Page 1

Date 04/19/89

MICROFILMED  
FEB 22 1993

10. Place of Use: Continued

Total Acres 80.0

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:  
NONE

14. Remarks:

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date:

S. C. FROST, ET. AL.  
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.  
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 Organizations:**

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

\_\_\_\_\_  
Signature of Authorized Agent

\_\_\_\_\_  
Title and Organization

\_\_\_\_\_  
Date

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_



RECEIVED

MAR 26 1997

IDAHO DEPARTMENT OF WATER RESOURCES  
SOUTHERN REGION

IDAHO DEPARTMENT OF WATER RESOURCES  
SOUTHERN REGION  
222 SHOSHONE ST E  
TWIN FALLS ID 83301  
(208) 736-3033

RECEIVED

MAR 31 1997

Department of Water Resources

PHILIP E BATT  
GOVERNOR

KARL J DREHER  
DIRECTOR

RECEIVED

MAR 21 1997

Department of Water Resources  
Southern Region

CHANGE IN ADDRESS OF THE NOTICE OF CLAIM  
IN THE SNAKE RIVER BASIN ADJUDICATION

☐ Water Right Number(s):

A37-00457B

A63-17034

A85-02086A

☐ Old Mailing Address:

1020 W. Franklin St

BOISE ID 83702

☐ New Mailing Address:

5657 Warm Springs Ave

BOISE ID 83712

☐ New Telephone Number: ( ) -

☐ Signature of Claimant(s):

Sharon Hubler

Executive Director

Date:

3-19-97

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: 04-01-99 By: S. Shuman

Further Action Needed:

none

Further Action Taken

Date: none By:

Final Review and Data Entry

Date: n/a By:

• changes made.  
• & 'R' Records  
- 04-01-97



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

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**PHILIP E. BATT**  
GOVERNOR

March 3, 1997

**KARL J. DREHER**  
DIRECTOR

SHARON HUBLER  
EXECUTIVE DIRECTOR  
IDAHO FOUNDATION FOR PARKS AND LAND  
5657 WARM SPRINGS AVE  
BOISE ID 83712

RE: Snake River Basin Adjudication (SRBA)  
Notices of Claim to a Water Right #A37-00457B,  
A63-17034 & A85-02086A  
Change of Address

Dear Claimant:

Thank you for notifying us of the change in address of the Notices of Claim referenced above. Our records have been changed accordingly.

If the ownership of the property to which the water rights referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Idaho Department of Water Resources  
Adjudication Bureau

SO:ss:region



IDAHO DEPARTMENT OF WATER RESOURCES  
SOUTHERN REGION  
222 SHOSHONE ST E  
TWIN FALLS ID 83301  
(208) 736-3033

PHILIP E BATT  
GOVERNOR

KARL J DREHER  
DIRECTOR

copies forwarded to [unclear]

RECEIVED

CHANGE IN ADDRESS OF THE NOTICE OF CLAIM  
IN THE SNAKE RIVER BASIN ADJUDICATION

MAR 21 1997

Department of Water Resources  
Southern Region

☐ Water Right Number(s):

A37-00457B

A63-17034

A85-02086A

☐ Old Mailing Address:

1020 W. Franklin St

BOISE ID 83702

☐ New Mailing Address:

5657 Warm Springs Ave

BOISE ID 83712

☐ New Telephone Number: ( ) -

☐ Signature of Claimant(s):

Sharon Hubler

Executive Director

Date:

3-19-97

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:

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 A37-00457B  
Date Received 10-26-88  
Receipt Number C003065

RECEIVED

OCT 26 1988

*Hand-Delivered*  
Department of Water Resources

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Idaho Foundation for Parks & Lands Phone (208) 344-7141

Mailing Address 1020 W. Franklin St., Boise, Idaho Zip 83702

2. Date of Priority (Only one (1) per claim) May 1, 1883

3. Source of water supply (a) Trail Creek  
which is tributary to (b) Big Wood River

4. a. Location of existing point of diversion is: Township 4N Range 18E Section 7,  
SE 1/4 of SW 1/4 of SE 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: \_\_\_\_\_

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

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

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

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

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

Concrete Diversion Structure with Flashboards

SCANNED  
AUG 25 1988

COPY  
MICROFILMED  
FEB 22 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Apr. 1 to Nov 1 amount 4.8 or \_\_\_\_\_

For Stockwatering purposes from Jan. 1 to Dec. 31 amount .02 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 4.8 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 200.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 30 cow-calf pairs

10. Description of place of use:

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

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

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 4N  | 18E | 19  |        |       |       | 40    |        |       | 40    |       |        |       |       |       |        |       |       |       | 80     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 80

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

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

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

or None (X )

14. Remarks:

SCANNED  
AUG 26 2005

MICROFILMED  
FEB 22 1993

Last Name FOUND. FOR PARKS Ident No. \_\_\_\_\_  
AND LANDS

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

See Attachments "A" and "B"

MICROFILMED  
FEB 22 1993

Last Name FOUND for PARKS Ident No. \_\_\_\_\_  
& Lands

*Copies: White-State, Yellow-Claimant*

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree X  
If applicable provide IDWR Water Right Number 37-0457 (part)  
Court 4th Jud. District Case Number \_\_\_\_\_ Decree Date Dec. 13, 1909  
Plaintiff vs Defendant S.C. Frost, et al vs. Alturas Water Co., et al

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 X do not \_\_\_\_\_  
wish to receive and pay a small annual fee for monthly copies of the docket sheet.  
Number of attachments 2

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

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am Vice President  
Title  
of Idaho Foundation for Parks & Lands, that I have signed the foregoing  
Organization  
document in the space below as Vice President of Idaho Found. for Parks & Lands  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]  
Title and Organization Vice Pres., Idaho Foundation for Parks & Lands Date Oct. 26, 1988

State of Idaho/or \_\_\_\_\_ )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 26th day of October 1988

SEAL

Notary Public Delores Gore

Residing at Boise Id

My Commission Expires 10/93

Please Print Name

17. Notice of Appearance:

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

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

COPY

SCANNED  
AUG 7 6 2005  
MICROFILMED  
FEB 22 1993

Last Name FOUND. FOR PARKS AND LANDS Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

10/4/1988

## SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Idaho Foundation CLAI. IDENT. NO. A37-00457BDATE RECEIVED 10-26-88 CK # 1564 AMOUNT \$ 130-1. Is the name and address complete with zip code? ☒ YES ☐ NO2. Is a priority date entered? ☒ YES ☐ NO

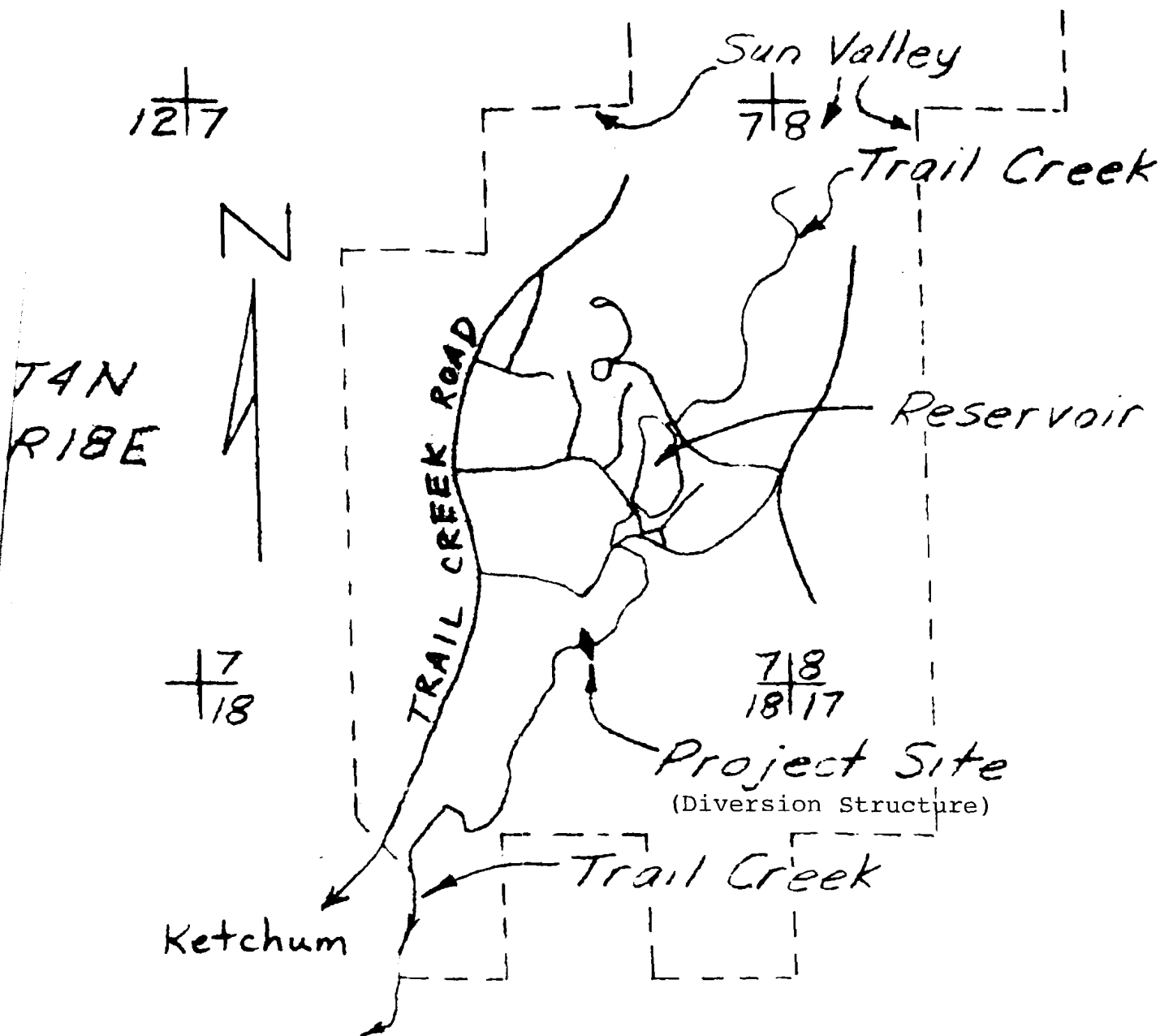
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). **USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS).** EXPLAIN IN COMMENTS.3. (a) Is a source entered? ☒ YES ☐ NO(b) Is a tributary to entered? (if required) ☐ N/A ☒ YES ☐ NO4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO5. Is there a description of the diverting works? ☒ YES ☐ NO6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NOIs the period of use included? ☒ YES ☐ NOIs a quantity claimed for each use? ☒ YES ☐ NO7. Is a total quantity claimed entered? ☒ YES ☐ NO8. If required is a consumptive use entered? ☐ N/A ☒ YES ☐ NOIs the consumptive use correct? ☐ N/A ☒ YES ☐ NO9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4. ☒ YES ☐ NO10. Is (are) the place(s) of use entered? ☒ YES ☐ NO11. Is (are) the county(ies) entered? ☒ YES ☐ NO12. Is the ownership of p.u. checked? ☒ YES ☐ NO13. Are other water rights listed or "none" checked? ☒ YES ☐ NO14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ N/A ☒ YES ☐ NO15. Is the basis of the claim checked? ☒ YES ☐ NO16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒ YES ☐ NOHas the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NOWas this claim filed on time, or was an extension granted? ☒ YES ☐ NOIs the fee enclosed correct? ☒ YES ☐ NOIf this claim is based on an existing water right, has the identification number been entered? ☐ N/A ☒ YES ☐ NOShould this claim be receipted and data entered? ☒ YES ☐ NOClaim checked by: [Signature]

Comments: \_\_\_\_\_

MICROFILMED  
FEB 22 1993





# LOCATION MAP

Scale: 1" = 2,000ft.

MICROFILMED  
FEB 22 1993

SC 2070

APR 1995

09/23/2005

**NOTICE OF ERROR  
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

**YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:**

Water right number: 37-457B  
IDAHO FOUNDATION FOR PARKS & LANDS INC  
5657 WARM SPRINGS AVE  
BOISE ID 83716-8700  
Telephone Number: (208)344-7141

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
  
  
  
  
  
2. Describe the changes you wish to make in the proposed recommendation:
  
  
  
  
  
3. Give a brief explanation as to why you disagree with these portions:

\_\_\_\_ I AGREE with this proposed recommendation: no changes need to be made.

DATE: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_

Please print your name: \_\_\_\_\_

IDWR Regional Office,

09/23/2005

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

---

RIGHT NUMBER: 37-457B

NAME AND ADDRESS: IDAHO FOUNDATION FOR PARKS & LANDS INC  
5657 WARM SPRINGS AVE  
BOISE ID 83716-8700

SOURCE: TRAIL CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 4.380 CFS

PRIORITY DATE: 05/01/1883

POINT OF DIVERSION:  
T04N R18E S7 SESWSE Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 4.380 CFS       |

PLACE OF USE: IRRIGATION Within BLAINE County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T04N R18E S19 | NENW | 25.0 | T04N R18E S19 | SENE | 27.0 |
|---------------|------|------|---------------|------|------|

52 ACRES TOTAL

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

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

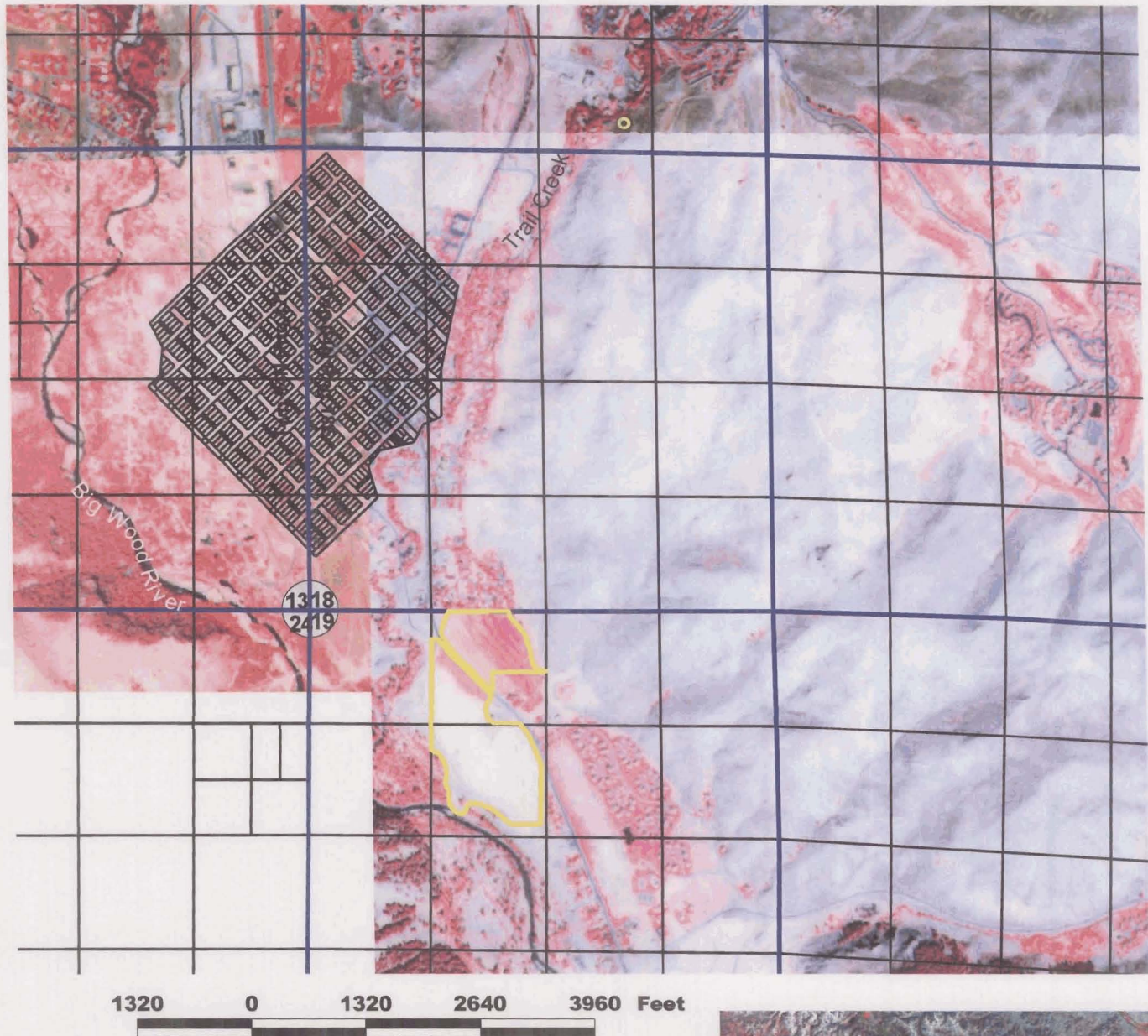
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-457.

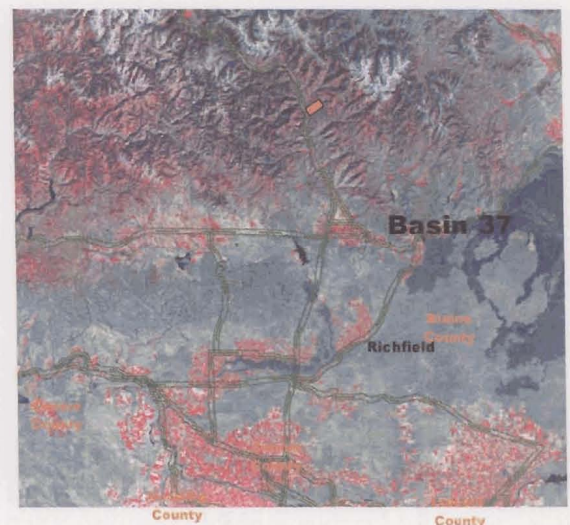
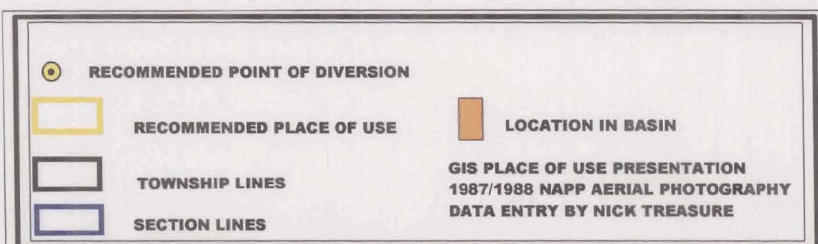
A portion of Right 37-457b cfs is used for conveyance loss due to distance from POD.

**Idaho Department of Water Resources**

**RECOMMENDED PLACE OF USE FOR  
37-457B**



**PLACE OF USE**  
**TWP 04N, RNG 18E, SEC 07**  
Data entry on September 23, 2005



09/23/2005

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-457B

NAME AND ADDRESS: IDAHO FOUNDATION FOR PARKS & LANDS INC  
5657 WARM SPRINGS AVE  
BOISE ID 83716-8700

SOURCE: TRAIL CREEK TRIBUTARY: BIG WOOD RIVER

QUANTITY: 4.380 CFS

PRIORITY DATE: 05/01/1883

POINT OF DIVERSION:

T04N R18E S7 SESWSE Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 4.380 CFS       |

PLACE OF USE: IRRIGATION Within BLAINE County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T04N R18E S19 | NENW | 25.0 | T04N R18E S19 | SENW | 27.0 |
|---------------|------|------|---------------|------|------|

52 ACRES TOTAL

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

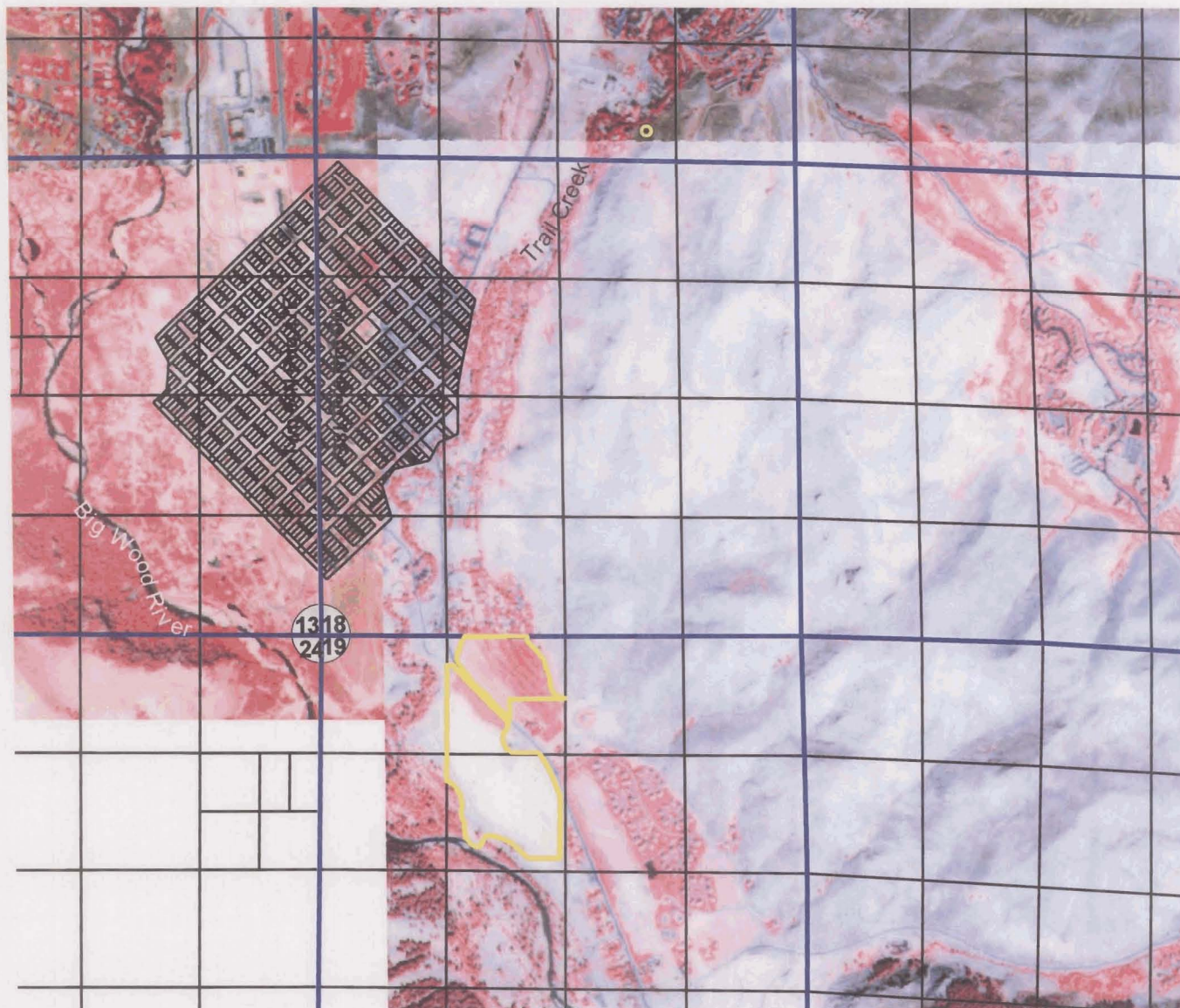
This right is a split from former right 37-457.

A portion of Right 37-457b cfs is used for conveyance loss due to distance from POD.

117

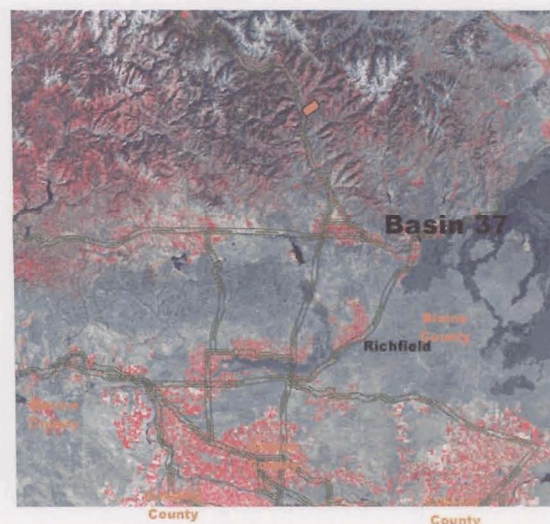
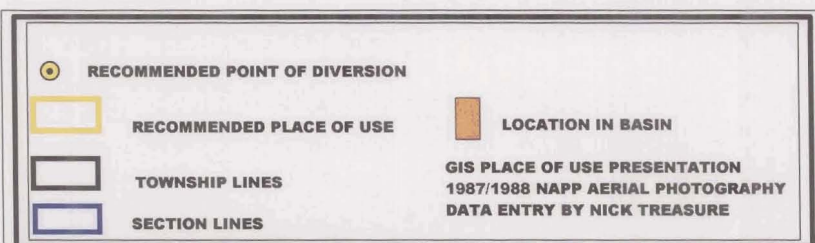
Idaho Department of Water Resources

# RECOMMENDED PLACE OF USE FOR 37-457B



1320 0 1320 2640 3960 Feet

**PLACE OF USE**  
TWP 04N, RNG 18E, SEC 07  
Data entry on September 23, 2005





State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037 DEPT INTERNET WEB SITE: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

September 22, 2005

Idaho Foundation for Parks and Land  
5657 Warm Springs Ave.  
Boise, ID 83716

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA) CLAIM(S): 37-457A, 37-457B

Dear claimant

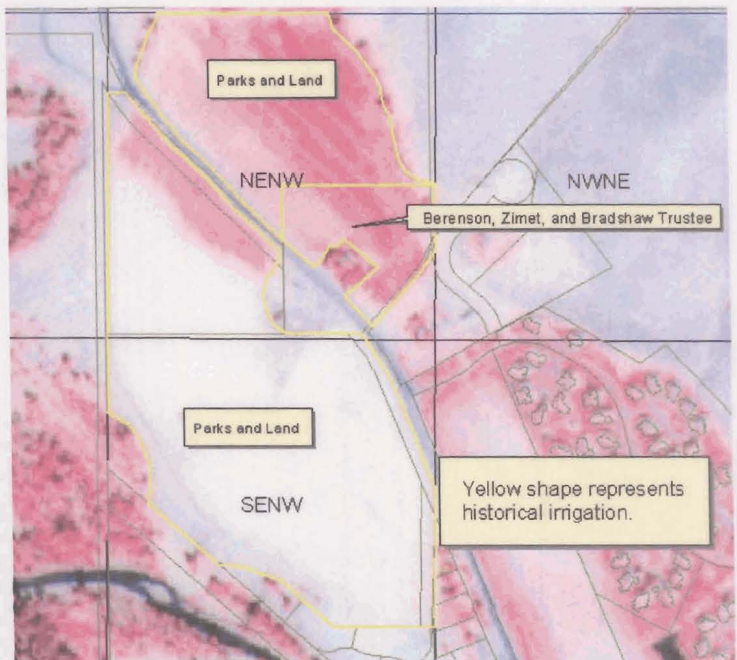
The Idaho Department of Water Resources (IDWR) is presently investigating water right claims in the Upper Big Wood Basin in preparation for submittal of Director's Report recommendations to the SRBA Court later this year.

Currently we are reviewing decreed water right 37-457. This water right consists of 4.8 cfs of water from Trail Creek with the priority date of May 01, 1883. The location is Twp 04N, Rng 18E, Section 19 NENW, SENW.

The following claims have been made on decreed water right 37-457:

- Claim 37-457A: David M. Berenson, Philip Zimet and Douglas Bradshaw Trustees. Claimed the full 4.8 cfs for the purpose of irrigation. Place of use claimed is 80 acres.
- Claim 37-457B: Idaho Foundation for Parks and Land. Claimed the full 4.8 cfs for the purpose of irrigation, 0.02 cfs for stockwater. Place of use claimed is 80 acres.

According to the Blaine County taxlots, Idaho Foundation for Parks and Land owns portions of both the NENW, SENW of section 19. David M. Berenson, Philip Zimet and Douglas Bradshaw Trustees now own only a portion of the NENW of section 19. (See map)



Based on these findings the following recommendation will be made to the SRBA court:

- Divide the 4.8 cfs of decreed water proportionally to acres owned by each claimant. The acres recommended will reflect what has been historically irrigated on each claimants tax lot.

Please notify the agency as soon as possible with any concerns to the findings above. A preliminary directors report will be sent to each claimant for review and corrections prior to submittal to the SRBA court.

We appreciate your cooperation in this important adjudication process. Feel free to call me at the number above with any questions that may arise.

Sincerely

A handwritten signature in black ink that reads "Nick Treasure". The signature is fluid and cursive, with the first name "Nick" being more prominent than the last name "Treasure".

Nick Treasure

Water Resource Agent

E-mail address: [nick.treasure@idwr.idaho.gov](mailto:nick.treasure@idwr.idaho.gov)

Enclosures

CC: David M. Berenson, Philip Zimet and Douglas Bradshaw Trustees

McCarter, Hugh F.

acres.

1/2 of NW 1/4, NW 1/4 of NW 1/4, and SW 1/4 of  
NE  
~~SE~~ 1/4 of Sec. 32, T. 1 N., R. 13 E.

McCarter, Orla J.

E. 1/2 of SE 1/4 of Sec. 28, and E 1/2 of NW 1/4  
of Sec. 33, T. 1 S., R. 21 E., containing 160  
acres.

McCoy, George W.

E 1/2 of NW 1/4 of Sec. 19, T. 4 N., R. 18 E.,  
Containing 80 acres.

McCoy, James F.

W 1/2 of SE 1/4 of Sec. 31, T. 4 N., R. 18 E.,  
containing 80 acres.

McFall, Matt.

SW 1/4 of SE 1/4 of Sec. 24, T. 5 S., R. 16 E.,  
W 1/2 of NW 1/4 and NW 1/4 of NE 1/4 of Sec.  
25, T. 5 S., R. 16 E., NE 1/4 of NE 1/4 of Sec.  
25, T. 5 S., R. 16 E., and SE 1/4 of SW 1/4 of  
Sec. 24, T. 5 S., R. 16 E., containing 240  
acres. Also, S 1/2 of NE 1/4, SE 1/4 of NW  
1/4, and NW 1/4 of SE 1/4 of Sec. 25, T. 5 S.,  
R. 16 E., containing 160 acres.

McGhee, Barkley J.

W 1/2 of SE 1/4 of Sec. 1, T. 1 S., R. 12 E.

McLeod, George A.

E 1/2 of SE 1/4 and SE 1/4 of NE 1/4 of Sec. 29,  
and NE 1/4 of NE 1/4 of Sec. 32, T. 1 N., R.  
13 E., containing 160 acres.

McLochlin, James

SW 1/4 of SE 1/4, SE 1/4 of SW 1/4, NE 1/4 of SW  
1/4, and Lot 3, of Sec. 7, T. 2 S., R. 21  
E., containing 160 acres.

McLochlin, Walter

NE 1/4 of SE 1/4 of Sec. 19, T. 2 S., R. 21 E.  
Also, W 1/2 of NW 1/4, SE 1/4 of NW 1/4 and NW  
1/4 of SW 1/4 of Sec. 20, T. 2 S., R. 21 E.

|              |            |   |                |                                                                       |
|--------------|------------|---|----------------|-----------------------------------------------------------------------|
|              |            |   | June 1, 1881.  | Spring Creek.                                                         |
| J. W.        | 50         | " | June 1, 1885.  | Little Wood River.                                                    |
| Justus       | 120        | " | Aug. 15, 1889. | Big Wood River.                                                       |
| William      | 160        | " | May 15, 1884.  | Soldier Creek.                                                        |
| "            | 160        | " | June 1, 1886.  | " "                                                                   |
| , Hugh F.    | 40         | " | Sept. 1, 1883. | Corral Creek.                                                         |
| " "          | 60         | " | June 1, 1884.  | " "                                                                   |
| , Orla J.    | 100        | " | Apr. 1, 1882.  | Little Wood River.<br>(Also shares in Little<br>Wood River Canal Co.) |
| George W.    | 240        | " | May 1, 1883.   | Trail Creek.                                                          |
| James F.     | All of     |   | June 1, 1883.  | Clear Creek Spring.                                                   |
| " "          | 60 inches. |   | June 1, 1900.  | Big Wood River.                                                       |
| Matt.        | 200        | " | June 3, 1884.  | Little Wood River.                                                    |
| "            | 70         | " | July 17, 1884. | " " "                                                                 |
| "            |            |   |                | Also shares in Big<br>Cottonwood Canal Co.                            |
| Barkley J.   | 120        | " | June 1, 1886.  | Chimney Creek.                                                        |
| George A.    | 125        | " | June 1, 1885.  | Corral Creek.                                                         |
| n, James     | 100        | " | June 1, 1886.  | Silver Creek.                                                         |
| n, Walter B. | 125        | " | Apr. 1, 1888.  | " "                                                                   |
| e, Andrew    | 680        | " | Apr. 1, 1880.  | Deer Creek.                                                           |
| e, Patrick   | 340        | " | Apr. 1, 1880.  | " "                                                                   |
| L. T.        | 25         | " | Apr. 17, 1883. | Big Wood River.                                                       |
| "            | 225        | " | June 20, 1884. | " " "                                                                 |
| "            | 50         | " | June 2, 1890.  | " " "                                                                 |
| Dennis       | 100        | " | Apr. 30, 1884. | Little Wood River.                                                    |
| Edward       | 60         | " | Apr. 1, 1884.  | " " "                                                                 |
| Frank        | 75         | " | June 1, 1883.  | Elk Creek.                                                            |
| "            | 80         | " | June 1, 1893.  | Elk Creek and<br>Minnchaha Creek.                                     |
| hn           | 22         |   | Apr. 17, 1883. | Big Wood River.                                                       |