

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 37-415
Date Received: 10/15/2002
Receipt No: C065431
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SINCLAIR OIL CORP Phone: (208)622-4111
DBA SUN VALLEY CO
PO BOX 10
SUN VALLEY ID USA 83353

2. Date of Priority: 04/25/1881

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	Type
04N	18E	7	SE	NE		BLAINE	
04N	18E	5	NE	NW		BLAINE	
05N	18E	32	NE	SE		BLAINE	

5. Description of diverting works:

DIVERSION SYSTEM CONSISTS OF DITCHES, PONDS, & PUMPING STATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	25	
WILDLIFE	3/01	12/15	25	
AESTHETIC	3/01	12/15	25	

7. Total Quantity Appropriated is:
25 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
04N	18E	5	SE	SW		WILDLIFE	
			NW	NE		IRRIGATION	7
			NE	NW		IRRIGATION	3.1
			SW	NW		IRRIGATION	2.5
			SE	NW		IRRIGATION	12.1
			NE	SW		IRRIGATION	10
			NW	SW		IRRIGATION	26.6
			SW	SW		IRRIGATION	31.7
			SE	SW		IRRIGATION	13.4
			SE	SW		AESTHETIC	
						Section Acres	106.4
04N	18E	6	SE	SE		WILDLIFE	
			NE	SW		IRRIGATION	7
			NE	SE		IRRIGATION	25
			NW	SE		IRRIGATION	30
			SW	SE		IRRIGATION	30
			SE	SE		IRRIGATION	11.7
			SW	NE		IRRIGATION	2
			SE	NE		IRRIGATION	13
			SE	SE		AESTHETIC	
						Section Acres	118.7
04N	18E	7	SW	NE		WILDLIFE	
			SE	NE		WILDLIFE	
			NE	SW		WILDLIFE	
			NW	SE		WILDLIFE	
			NE	NE		IRRIGATION	39.2
			NW	NE		IRRIGATION	25
			SW	NE		IRRIGATION	23.4
			SE	NE		IRRIGATION	13.1
			NE	NW		IRRIGATION	23.1
			SW	NW		IRRIGATION	1
			SE	NW		IRRIGATION	11.9
			NE	SW		IRRIGATION	6.1
			SE	SW		IRRIGATION	14.4
			NE	SE		IRRIGATION	0.2
			NW	SE		IRRIGATION	24.9
			SW	SE		IRRIGATION	20.1
			SW	NE		AESTHETIC	
			SE	NE		AESTHETIC	
			SE	NE		AESTHETIC	
			NE	SW		AESTHETIC	
			NE	SW		AESTHETIC	
			NW	SE		AESTHETIC	
						Section Acres	202.4
04N	18E	8	NW	NW		WILDLIFE	

04N	18E	8	NW	NW	WILDLIFE	
			NE	NW	IRRIGATION	11.1
			NW	NW	IRRIGATION	23.3
			SW	NW	IRRIGATION	9.1
			SE	NW	IRRIGATION	7.1
			NW	NW	AESTHETIC	
					Section Acres	50.6
04N	18E	18	NW	NE	IRRIGATION	1.8
			NE	NW	IRRIGATION	14
					Section Acres	15.8
05N	18E	32	NE	SE	IRRIGATION	2.5
			NW	SE	IRRIGATION	2.5
			SW	SE	IRRIGATION	17.4
					Section Acres	22.4
					Total Acres	516.3

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:

14. Remarks:

PART OF THE IRRIGATION WORK CONSISTS OF A SYSTEM OF DITCHES AND PONDS WHICH ALSO PROVIDE SIGNIFICANT LANDSCAPING AND AESTHETIC ELEMENTS IN THE SUN VALLEY RESORT COMPLEX.

OTHER WATER RIGHT USED AT THE SAME PLACE AND FOR THE SAME PURPOSES AS DESCRIBED ABOVE: 37-416.

EXHIBIT B CONSISTS OF A USGS MAP WITH NOTATIONS INDICATING THE DIVERSION WORKS AND PLACES OF USE.

RECEIVED

OCT 15 2002

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

CIVIL CASE NUMBER: 39576

Ident. Number 37-00415

Date Received

Receipt Number

2005686 &and 2065431AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWAttorney: Scott L. Campbell ✓
Moffatt, Thomas, Barrett,
Rock & Fields, Chtd.
P. O. Box 829
Boise, ID 83706
(208) 345-2000

Please type or print clearly

1. Name of Claimant (s) Sinclair Oil Corporation, dba Sun Valley Co. Phone (208) 622-4111Mailing Address P.O. Box 10, Sun Valley, ID Zip 833532. Date of Priority (Only one (1) per claim) 04/25/18813. Source of water supply (a) Trail Creek
which is tributary to (b) Big Wood River4. a. Location of existing point of diversion is: Township 4N Range 18E Section 5,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of BlaineAdditional points of diversion if any: See Attachment A

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

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

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

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

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

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

COPY

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/1 to 11/1 amount 25 or _____

For aesthetic purposes from 3/1 to 12/15 amount 25 or _____

For wildlife purposes from 3/1 to 12/15 amount 25 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 25 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Part of the irrigation work consists of a system of ditches and ponds which also provide significant landscaping and aesthetic element in the Sun Valley Resort Complex.

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	5		7			3.1		2.5	12.1	10	26.6	31.7	13.4 W,A					106.4
		6			2	13					7				25	30	30	11.7 W,A	118.7
		7	39.2	25	23.4 W,A	13.1 W,A	23.1		1.0	11.9	6.1 W,A			14.4	0.2	24.9 W,A	20.1		202.4
		8					11.1	23.3 W,A	9.1	7.1									50.6
		18		1.8			14												15.8
5N	18E	32													2.5	2.5	17.4		22.4

Total number of acres irrigated 516.3

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 ☒ 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.

Water Right No. 37-00416

or None (☐)

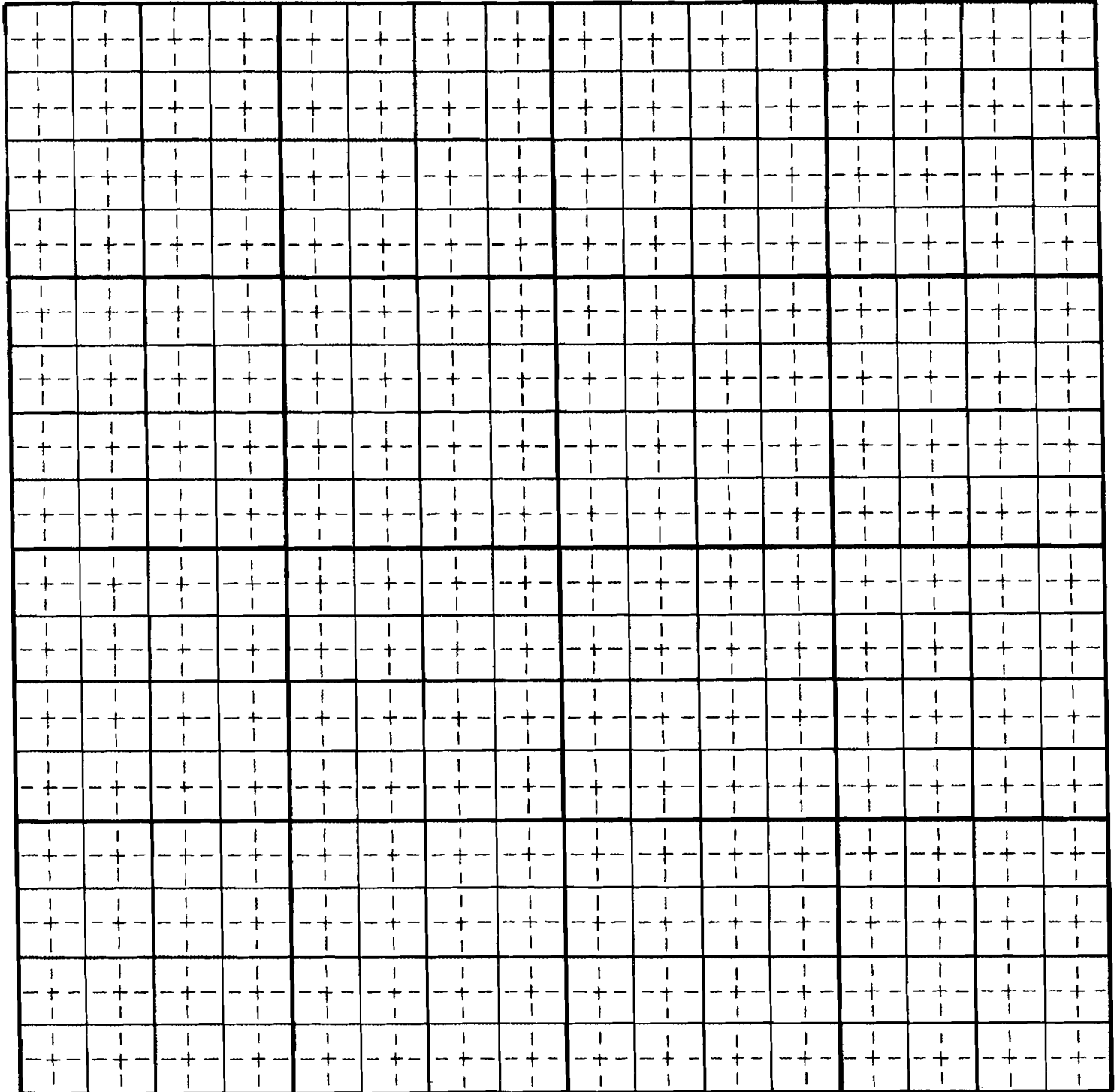
14. Remarks:

COPY

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

See Attachment B



COPY

Last Name Sinclair Oil Corporation, dba Sun Ident No. 37-00415

BOI_MT1:416093.1

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

If applicable provide IDWR Water Right Number 37-00415

Court Fourth Judicial District Case Number _____ Decree Date Dec. 9, 1909

Plaintiff vs Defendant S.C. Frost v. Alturas Water Co.

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Vice President and General Manager

Title

of Sinclair Oil Company, dba Sun Valley Co., that I have signed the foregoing

Organization

document in the space below as Vice President and General Manager of Sinclair Oil Company, dba Sun Valley Co.

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization Vice President and General Manager,
Sinclair Oil Co. dba Sun Valley Co.

Date 11/11/02

State of Idaho/or Idaho } SS.

County of Blaine

Subscribed and sworn (or affirmed) before me this

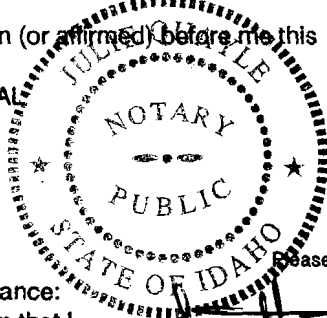
11th

day of

October

2002

SEAL



Notary Public Julie Quangle

Residing at Blaine County

My Commission Expires 11-1-2005

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Scott H Campbell 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 Scott H Campbell

Address P.O. Box 829, Boise, Idaho 83701-0829

Date 10/14/02

COPY

Last Name Sinclair Oil Corporation, dba Ident. Number 37-00415

BOI_MT1:416093.1

ATTACHMENT A
AMENDED NOTICE OF CLAIM TO A WATER RIGHT

37-00415

Additional Points of Diversion

Township 4N, Range 18E, Section 7, SENE, Blaine County

Township 5N, Range 18E, Section 32, NESE, Blaine County

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: A37-00415
Date Received: 3/07/1989
Receipt No: C005686
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: SINCLAIR OIL COMPANY 208-622-4111
Address: DBA SUN VALLEY COMPANY
SUN VALLEY, ID 83353

2. Date of Priority: APR 25, 1881

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	5	NE	NW			BLAINE
		7	SE	NE			BLAINE
05N	18E	32	NE	SE			BLAINE

5. Description of diverting works:
DIVERSION SYSTEM CONSISTS OF DITCHES, PONDS, & PUMPING STATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	25.000		
AESTHETIC	03/01	12/15	25.000		
WILDLIFE	03/01	12/15	25.000		

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

8. Total consumptive use is 3750.0 Acre Feet Per Annum.

9. Non-irrigation uses:
LANDSCAPING & AESTHETIC ELEMENT IN THE SUN VALLEY RESORT COMPLEX.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	18E	5	NW		NE		IRR	7.0
			NE		NW		IRR	3.1
			SW		NW		IRR	2.5
			SE		NW		IRR	12.1
			NE		SW		IRR	10.0
			NW		SW		IRR	26.6
			SW		SW		IRR	31.7
			SE		SW		IRR	13.4
			SE		SW		AES	
			SE		SW		WILDLF	
							Section Acres	106.4
		6	NE		SE		IRR	18.8
			NW		SE		IRR	3.9
			SW		SE		IRR	12.7
			SE		SE		IRR	11.7
			SE		SE		AES	
			SE		SE		WILDLF	
							Section Acres	47.1
		7	NE		NE		IRR	39.2
			NW		NE		IRR	10.4
			SW		NE		IRR	23.4
			SW		NE		AES	
			SW		NE		WILDLF	
			SE		NE		IRR	13.1
			SE		NE		AES	
			SE		NE		WILDLF	
			NE		NW		IRR	23.1
			SW		NW		IRR	0.2
			SE		NW		IRR	11.9
			NE		SW		IRR	6.1
			NE		SW		AES	
			NE		SW		WILDLF	
			SE		SW		IRR	14.4
			NE		SE		IRR	0.2
			NW		SE		IRR	24.9
			NW		SE		AES	
			NW		SE		WILDLF	
			SW		SE		IRR	20.1
							Section Acres	187.0
		8	NE		NW		IRR	11.1

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	18E	8	NW	NW		IRR	23.3
			NW	NW		AES	
			NW	NW		WILDLF	
			SW	NW		IRR	9.1
			SE	NW		IRR	7.1
						Section Acres	50.6
		18	NW	NE		IRR	1.8
			NE	NW		IRR	14.0
						Section Acres	15.8
05N	18E	32	NE	SE		IRR	2.5
			NW	SE		IRR	2.5
			SW	SE		IRR	17.4
						Section Acres	22.4
						Total Acres	429.3

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:
37-00416

14. Remarks:
EXHIBIT A CONSISTS OF A USGS MAP WITH NOTATIONS INDICATING THE
DIVERSION WORKS AND PLACE OF USE.

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
_____, Title
_____, 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 _____

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

A37-00415

Date Received

3-7-89 CH

Receipt Number

C005686

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED

MAR 07 1989
HAND DELIVERED

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Sinclair Oil Company dba
Sun Valley Company Phone (208) 622-4111

Mailing Address Sun Valley, ID Zip 83353

2. Date of Priority (Only one (1) per claim) April 25, 1881

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 5N. Range 18E. Section 32,
1/4 of NE 1/4 of SE 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: NE1/4 of NW1/4, Sec 5, T.4N., Range 18E., B.M. and
SE1/4 of NE1/4, Sec 7, T.4N., Range 18E., B.M.

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. See Exhibit A for detailed description of
main diversion works. Diversion system also consists of a pumping station
and a system of ditches and ponds (as indicated on map).

MICROFILMED
FEB 22 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 1 amount 25.0 or _____

For Aesthetics purposes from March 1 to Dec. 15 amount 25.0 or _____

For Wildlife purposes from March 1 to Dec. 15 amount 25.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 25.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3750 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Part of the irrigation works consists of a system of ditches and ponds which also provide a significant landscaping and aesthetic element in the Sun Valley

10. Description of place of use: Resort complex.

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	
4 N	18 E	5		7.0			3.1		2.5	12.1	10.0	26.6	31.7	W,J					106.4
4 N	18 E	6													18.8	3.9	12.7	W,J	47.1
4 N	18 E	7	39.2	10.4	23.4	13.1	23.1		0.2	11.9	6.1			14.4	0.2	24.9	20.1	W,J	187.0
4 N	18 E	8					11.1	W,J	23.3	9.1	7.1								50.6
4 N	18 E	18		1.8			14												15.8
4 N	18 E	17																	
5 N	18 E	32													2.5	2.5	17.4		22.4

Total number of acres irrigated _____ 429.3

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.
Water Right No. 37-0416 or None ()

14. Remarks: Exhibit A consists of a USGS map with notations indicating the diversion works and place of use.

MICROFILMED
FEB 22 1993

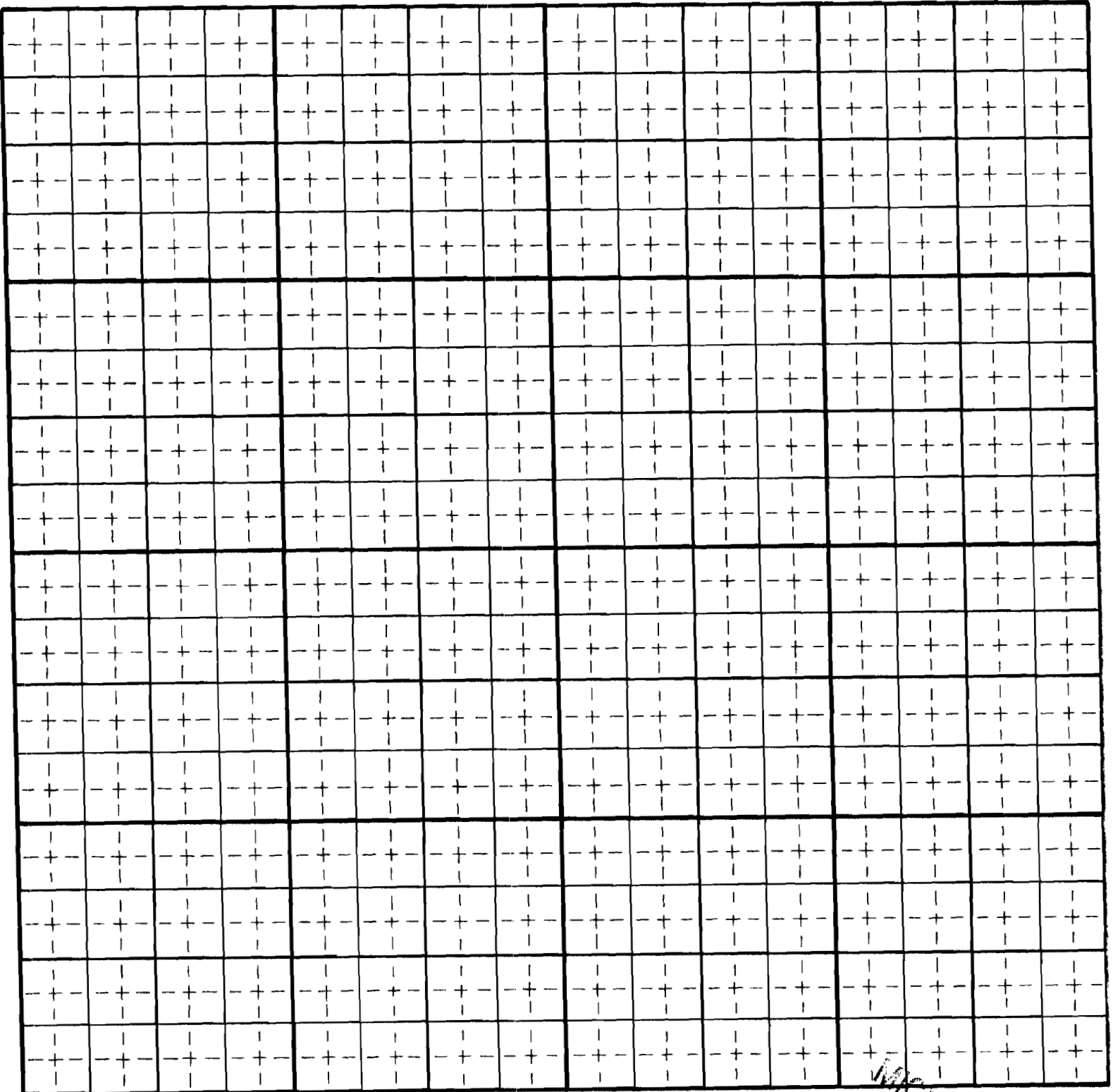
Last Name Sun Valley Company Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

SEE EXHIBIT A



MICROFILMED
FEB 22 1993

Last Name Sun Valley Company Ident No. _____

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 37-0415
Court 4th District, Lincoln Case Number None Decree Date Dec. 9, 1909
Plaintiff vs Defendant S. C. Frost v. Alturas Water Company

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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Vice President

Title

of Sinclair Oil Company, dba Sun Valley Company that I have signed the foregoing
Organization Sinclair Oil Company, dba

document in the space below as Vice President of Sun Valley Company

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization Vice President, Sinclair Oil Company, Date _____
dba Sun Valley Company

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

Subscribed and sworn (or affirmed) before me this 9th day of February 19 89

SEAL

Notary Public Elizabeth Annen

Residing at Ketchum, Idaho

My Commission Expires 7/26/92

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address P.O. Box 1559, Boise, Idaho 83701

Date _____

MICROFILMED
FEB 22 1993

Last Name Sun Valley Company Ident. Number _____

Copies White-State, Yellow-Claimant

RECEIVED
FEB 22 1993

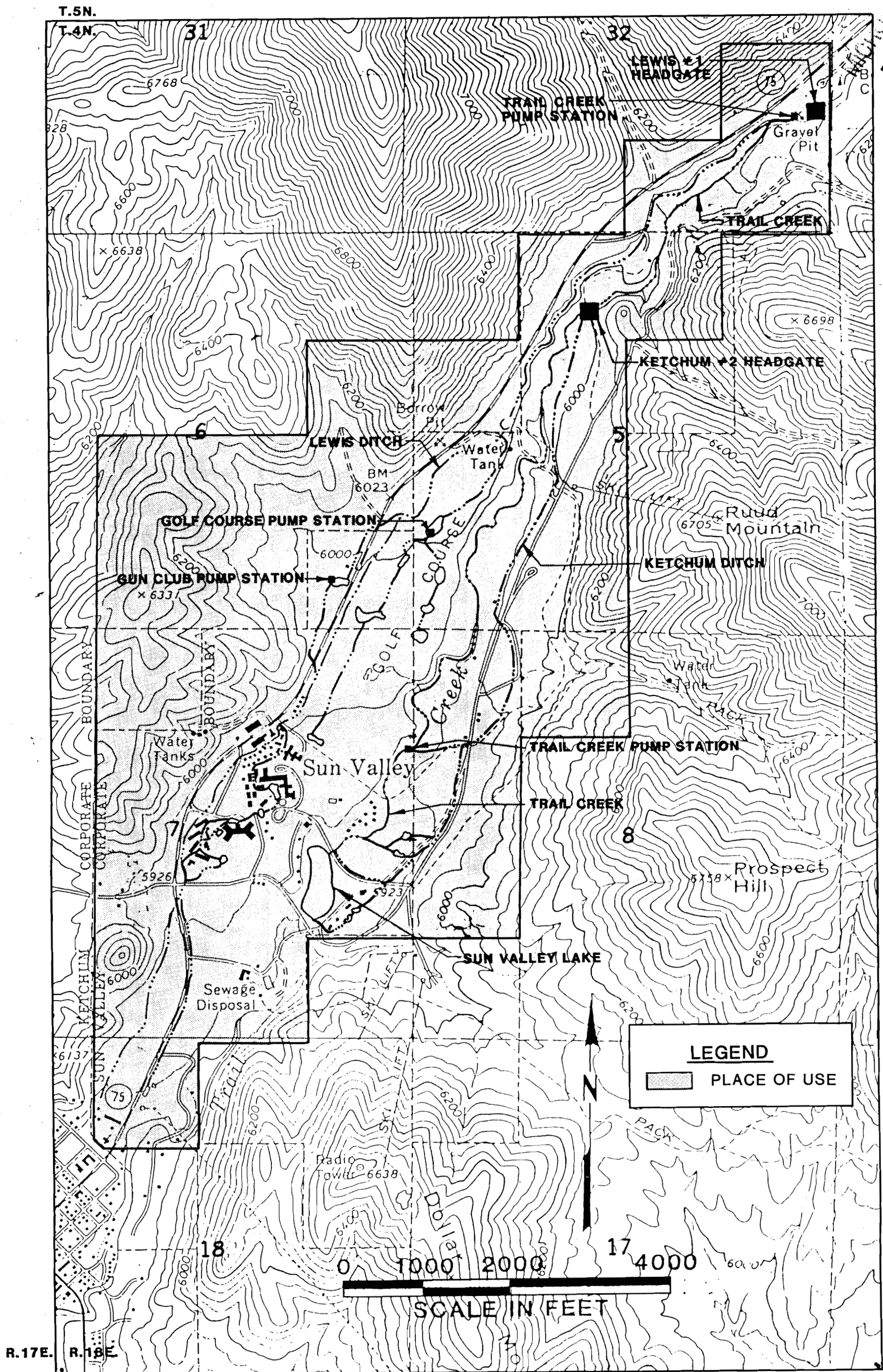


EXHIBIT A

01/04/2007

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

RIGHT NUMBER: 37-415

NAME AND ADDRESS: SINCLAIR OIL CORP
DBA SUN VALLEY CO
PO BOX 10
SUN VALLEY ID 83353

SOURCE: TRAIL CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 25.000 CFS

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

PRIORITY DATE: 04/25/1881

POINT OF DIVERSION:

T04N R18E S5 NENW Within BLAINE County

T05N R18E S32 NESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WILDLIFE	04/15 10/31	7.400 CFS
IRRIGATION	04/15 10/31	17.600 CFS
AESTHETIC	04/15 10/31	7.400 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T04N R18E S05 Lot 2 NWNE	13.00	T04N R18E S05 Lot 3 NENW	12.00
T04N R18E S05 SWNW	1.80	T04N R18E S05 SENW	31.00
T04N R18E S05 NESW	22.00	T04N R18E S05 NWSW	31.00
T04N R18E S05 SWSW	39.00	T04N R18E S05 SESW	20.00
T04N R18E S06 NESE	2.20	T04N R18E S06 SESE	32.00
T04N R18E S07 NENE	37.00	T04N R18E S07 NWNE	6.00
T04N R18E S07 SWNE	35.00	T04N R18E S07 SENE	39.00
T04N R18E S07 SENW	2.00	T04N R18E S07 NESW	9.20
T04N R18E S07 SESW	17.00	T04N R18E S07 NESE	37.00
T04N R18E S07 NWSE	40.00	T04N R18E S07 SWSE	35.00
T04N R18E S07 SESE	15.00	T04N R18E S08 NENW	16.00
T04N R18E S08 NWNW	39.00	T04N R18E S08 SWNW	36.00
T04N R18E S08 SENW	1.10	T04N R18E S08 NWSW	8.00
T04N R18E S18 NWNE	8.40	T04N R18E S18 Lot 1 NENW	19.00
T05N R18E S32 NESE	1.90	T05N R18E S32 Lot 2 SWSE	12.00
T05N R18E S32 Lot 1 SESE	11.00		

WILDLIFE in BLAINE County

T04N R18E S05 Lot 2 NWNE	T04N R18E S05 Lot 3 NENW
T04N R18E S05 SWNW	T04N R18E S05 SENW
T04N R18E S05 NESW	T04N R18E S05 NWSW
T04N R18E S05 SWSW	T04N R18E S05 SESW
T04N R18E S06 NESE	T04N R18E S06 SESE

T04N R18E S07	NENE	T04N R18E S07	NWNE
T04N R18E S07	SWNE	T04N R18E S07	SENE
T04N R18E S07	SESW	T04N R18E S07	NESW
T04N R18E S07	SESW	T04N R18E S07	NESE
T04N R18E S07	NWSE	T04N R18E S07	SWSE
T04N R18E S07	SESE	T04N R18E S08	NENW
T04N R18E S08	NWNW	T04N R18E S08	SWNW
T04N R18E S08	SESW	T04N R18E S08	NWSW
T04N R18E S18	NWNE	T04N R18E S18 Lot 1	NENW
T05N R18E S32	NESE	T05N R18E S32 Lot 2	SWSE
T05N R18E S32 Lot 1	SESE		
<u>AESTHETIC in BLAINE County</u>			
T04N R18E S05 Lot 2	NWNE	T04N R18E S05 Lot 3	NENW
T04N R18E S05	SWNW	T04N R18E S05	SESW
T04N R18E S05	NESW	T04N R18E S05	NWSW
T04N R18E S05	SESW	T04N R18E S05	SESE
T04N R18E S06	NESE	T04N R18E S06	SESE
T04N R18E S07	NENE	T04N R18E S07	NWNE
T04N R18E S07	SWNE	T04N R18E S07	SENE
T04N R18E S07	SESW	T04N R18E S07	NESW
T04N R18E S07	SESW	T04N R18E S07	NESE
T04N R18E S07	NWSE	T04N R18E S07	SWSE
T04N R18E S07	SESE	T04N R18E S08	NENW
T04N R18E S08	NWNW	T04N R18E S08	SWNW
T04N R18E S08	SESW	T04N R18E S08	NWSW
T04N R18E S18	NWNE	T04N R18E S18 Lot 1	NENW
T05N R18E S32	NESE	T05N R18E S32 Lot 2	SWSE
T05N R18E S32 Lot 1	SESE		

628.6 ACRES TOTAL

This right is limited to the irrigation of 516.3 acres within the place of use described above in a single irrigation season.

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

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

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 -

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

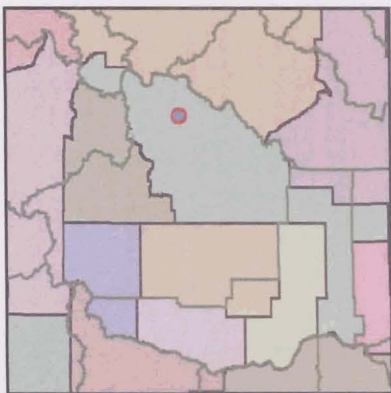
SRBA Recommendation:

37-415

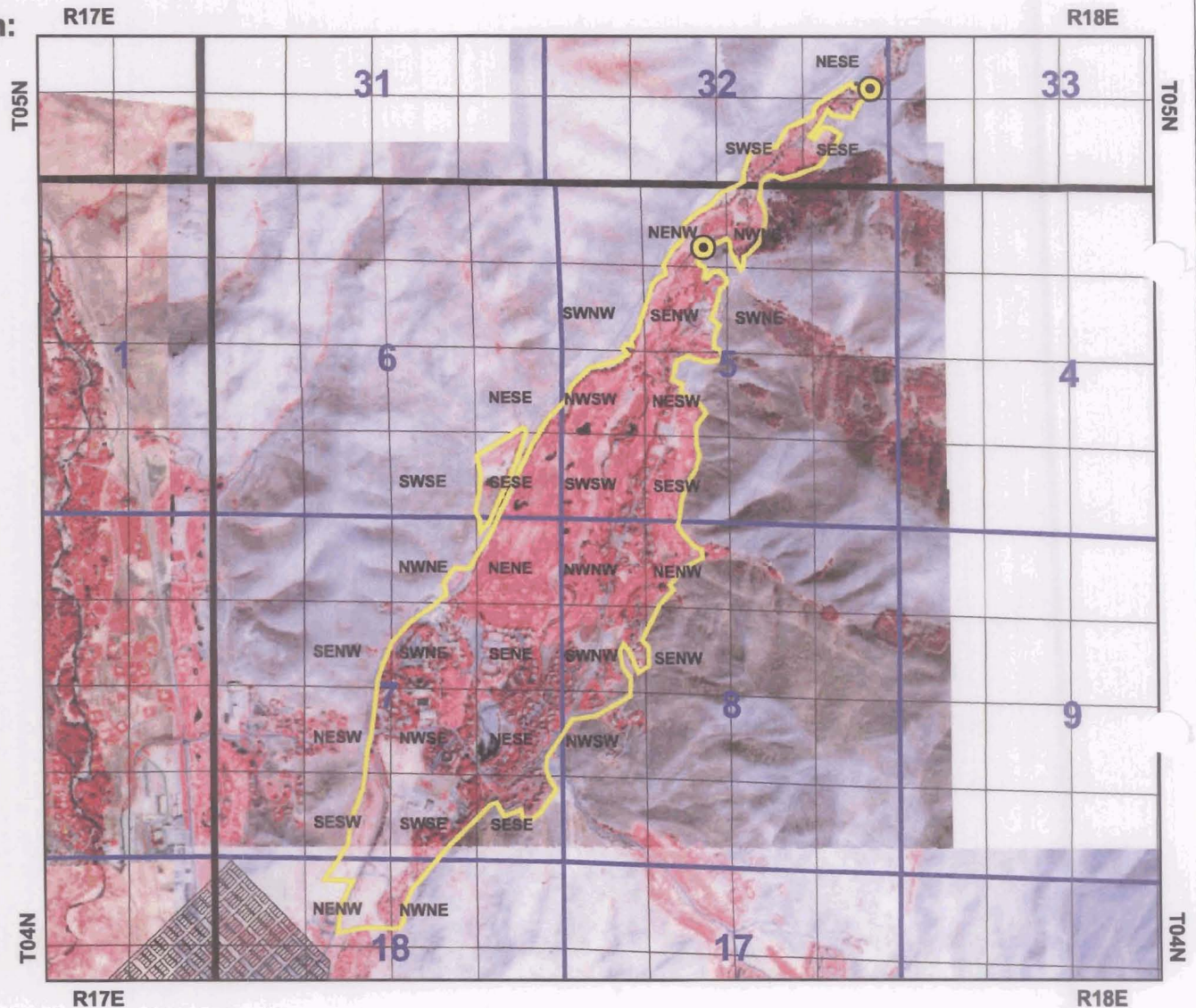
(Irrigation)

Legend

- Point of Diversion
- ▭ Place of Use
- ▭ Townships
- ▭ PLS Sections
- ▭ Quarter Quarters



Blaine County
IDWR Basin 37



0 1 2 Miles



Prepared by C. Clark
On Thursday, January 4, 2007
1987/88 Aerial Photography

MEMORANDUM

To: Claim file 37-415, 37-416, and 37-12111

From: Cynthia Bridge Clark

Date: January 25, 2007

Re: SRBA Claim Review-Notice of Error

Additional information is required from claimant to verify changes requested in Notice of Error. No changes to recommendations were made prior to issuance of the Director's Report.

u A
RECEIVED
JAN 08 2007
DEPARTMENT OF
WATER RESOURCES

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
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C. Clayton Gill
Michael W. McGreaham
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Kimberly D. Evans Ross
Paul D. McFarlane
Jon A. Stenquist
Tyler J. Henderson

Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Dylan B. Lawrence
Russell G. Metcalf
Benjamin C. Ritchie
Rebecca A. Rainey

Robert E. Bakes, *of counsel*
Morgan W. Richards, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
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208 385 5384 Fax
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January 8, 2007
via Hand Delivery

Cynthia Bridge Clark
Idaho Department of Water Resources
Idaho Water Center
322 E. Front Street, 6th Floor
P.O. Box 83720
Boise, ID 83720

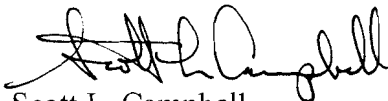
Re: Sun Valley Company Water Right Nos. 37-415 and 37-416
MTBR&F File No. 16845.5

Dear Cynthia:

I am responding to your correspondence dated December 4, 2006, and December 12, 2006, concerning the Sun Valley Company's water rights. In your letters, your request that we provide you with a map outlining the place of use claimed under water rights 37-415 and 37-416. Further, you provided me with three (3) copies of a large aerial photographic map for our use.

Enclosed please find one original of the map clearly delineating (in black ink) the areas of use under these two (2) water rights. Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact me.

Very truly yours,



Scott L. Campbell

SLC/tmh

Enclosure

cc: Wallace Huffman (w/encl.)

ACRES CLAIMED BUT
NOT INCLUDED IN REC.

36

31

32

33

05N18E

04N18E

2 ac

13 ac

7 ac

6

30 ac

5

4

30 ac

30 ac

23.1 ac

1 ac

REC POW

12

7

8

9

13

18

17

16

ACRES IDENTIFIED
ON DOE (NOT INCLUDED
IN REL)

05N18E

04N18E

2 ac

13 ac

7 ac

30 ac

30 ac

30 ac

23.1 ac

1 ac

Rel
POV

MEMORANDUM

To: Claim files 37-415 and 37-416

From: Cynthia Bridge Clark

Date: November 22, 2006

Re: SRBA Claim Review notes

Overview

<u>Water Right No.</u>	<u>Corresponding Claim Nos.</u>	<u>Use</u>
37-415	37-415	irrigation, wildlife, aesthetic
37-416	37-416	irrigation, wildlife, aesthetic

37-415: Claim filed 3/7/89. Amended claim filed to add a point of diversion and additional acres to POU. Transfer no. 1741 was approved on 12/8/72. A second transfer (no number) was approved on 1/9/78, and Transfer no. 2233 on 1/24/78.

37-416: No activity since decree.

Ownership/Contacts

37-415, 37-416: Sinclair Oil Company, DBA Sun Valley Company
Recommend as claimed.

Basis of claims

37-415: Frost decree, Priority 4/25/1881, 1250 inches, Trail Creek

37-416: Frost decree, Priority 10/5/1883, 325 inches, Trail Creek

Priority Date

Evidence of Priority: Priority in decree

37-415: Decree priority 4/25/1881, Claim received 3/7/89

- 37-416: Decree priority 10/05/1883, Claim received 3/7/89

Recommend as claimed.

POD

WM Records:

37-415: Recorded delivery of 1125 inches, 22.5 cfs from Lewis Diversion no. 01, and 125 inches, 2.5 cfs from Lewis Diversion no. 01-P1 (25 cfs total)

- 37-416: Recorded delivery of 325 inches, 6.5 cfs from Ketchum Diversion no. 02

Claimed POD (names based on map in claim file):

- | | | |
|---------|-----|---|
| 37-415: | (1) | 04N18E5 NENW (Ketchum #2 Headgate) |
| | (2) | 04N18E7 SENE (Trail Creek Pump Station) |
| | (3) | 05N18E32 NESE (Lewis #1 Headgate) |
| 37-416: | (1) | 04N18E5 NENW (Ketchum #2 Headgate) |
| | (2) | 04N18E7 SENE (Trail Creek Pump Station) |

Water Right Records:

- 37-415: PODs of water right after Transfer no. 2233 (locations identified on map attached to Transfer no. 2233)
 - (1) 04N18E5 NESW (Labeled as Golf Course Pumps on transfer map. POD appears to have changed to Ketchum #2 Headgate upstream—claim map).
 - (2) 04N18E7 NWSE (Labeled as Grounds Pumps near a lake on transfer map. POD appears to have changed to the Trail Ck Pump Station upstream of the Sun Valley Lake—claim map).
 - (3) 05N18E32 SESE (Labeled as Lewis Headgate #1 N. Ditch on transfer map. POD on claim map also shows Ketchum #2 Headgate is similar location just north of QQ line).
- 37-416: 04N 18E 5 NENW L3 (Basis of data entry unknown. Claim references same map as claim 37-415).

Recommendation:

Based on field exam conducted on December 5, 2006, there are two points of diversion directly from Trail Creek. There are a number of pump stations at ponds along the system (see field exam), but they appear to regulate water already diverted from Trail Creek at the other two points. Two PODs were recommended for each claim based on GPS points (04N18E5 NENW (Ketchum #2 Headgate) and 05N18E32 NESE (Lewis #1 Headgate)).

Source

Trail Creek recognized in decree and claimed. Field exam performed on December 5, 2006 by Sandy Hemenway. See claim file. Recommended as claimed.

POU

- POU Comparison: No irrigation overlap. City of Ketchum and other domestic rights overlap area.
- Decree: Under rights 37-415 and 37-416, identifies 753 acres within a QQ description plus additional acreage in sections 11 and 14. Does not clarify the number of additional acres.
- A comment in the database indicates the watermaster confirmed that sections 11 and 14 cannot be served by Trail Creek and that the farm was 753 ac.
- Available information/imagery:
 - DOQQ 92, NAIP 1987, SUNV NAIP 2004
 - Not available: 57-77, NAIP 2006.
- 37-415 Notes:
 - Claimed POU differs from water right after Transfer no. 2233 and original decreed POU (see spreadsheet comparison).
 - Total acres authorized under right for irrigation under the decree and transfer = 753 acres; total acres claimed = 516.3 acres.

- Rate per acre 25 cfs/753 ac = 0.03 or 1.66 inches/ac based on transfer (additional uses claimed).
- Claimed POU also includes uses other than irrigation. Transfer no. 2233 noted "Irrigation or other uses" on approval. Possible accomplished transfer of irrigation and change in nature of use.
- 37-416 Notes:
 - Claimed POU differs some from decree POU (see spreadsheet comparison).
 - Place of use authorized under decree for irrigation = 753 acres plus possible additional lands (identified in decree); total acres claimed = 12.9 acres.
 - Additional uses included in 6.5 cfs.
 - Claimed POU also includes uses other than irrigation. Possible accomplished transfer of irrigation and change in nature of use.

Recommendation:

- A boundary was drawn around land irrigated based on 1987 imagery and on information gathered during the December 5, 2006 field exam. The enclosed area, including buildings, roads, ponds, etc. equals 629.6 acres. An effort was made to quantify the non-irrigated area within boundary. Given the difficulty of measuring the exact area, non-irrigated areas including ponds and road were subtracted based on available imagery. Residential areas, buildings and other golf course facilities were measured using available imagery and thirty percent was attributed to non-irrigation based on department studies (Erik Norquist, IDWR). The remainder was greater than the total acres claimed under 37-415 and 37-416. Therefore, the total number of acres recommended is 529.2 acres as claimed (516.3 + 12.9 acres).
- Irrigation: A permissible place of use for both claims was recommended due to the difficulty in measuring the place of use of each right as claimed. The POU on each claim was described to the tenth of an acre, and some acres were claimed were outside the area of the golf course. It was also difficult to determine to which claim acres per quarter quarter were appurtenant (e.g. both claims identified acres in some of the same quarter quarters). After consulting with SRBA staff, it was decided that the PPU would more accurately describe the current use of the rights even though they were not claimed as a PPU. Rights 37-415 and 37-416 are limited to irrigation of 529.2 acres when combined, and 516.3 and 12.9 respectively in a larger PPU.
- Aesthetic & Wildlife: Authorized within the PPU boundary.

Water Use

- 37-415:
 - Water right: Use authorized after Transfer no. 2233 listed as "Irrigation or other uses".
 - Claim: wildlife, irrigation, aesthetic
- 37-416:
 - Water right: irrigation
 - Claim: wildlife, irrigation, aesthetic
- Recommendation: Recommend as claimed.

Period of Use

- Standard season: 4/15-10/31 (04N18E), 5/1-10/31 (05N18E)
- Decree: None
- Transfer no. 2233: None
- Claims:
 - 37-415: irrigation = 4/1-11/1, wildlife = 3/1-12/15, aesthetic = 3/1-12/15
 - 37-416: irrigation = 4/1-11/1, wildlife = 3/1-12/15, aesthetic = 3/1-12/15
- Recommendation: 4/15-10/31 (longest standard season of use) for all uses.

Quantity

- Decreed:
 - 37-415: 1250 inches (25 cfs)
 - 37-416: 352 inches (6.5 cfs)

WM Records:

37-415: Recorded delivery of 1125 inches, 22.5 cfs from Lewis Diversion no. 01, and 125 inches, 2.5 cfs from Lewis Diversion no. 01-P1
37-416: Recorded delivery of 325 inches, 6.5 cfs from Ketchum Diversion no. 02

- Claimed:
 - 37-415: 25 cfs total for all uses.
 - 37-416: 6.5 cfs total for all uses.
- Recommendation:
 - The decreed rights authorized irrigation of 753 acres total. Therefore, the change in nature of use is reflected in a change to 223.8 acres (753 minus 529.2 acres) or 29.7% of the rate and volume. The rate for irrigation is reduced accordingly.
 - 37-415: Irrigation = 17.6 cfs, Aesthetic & Wildlife = 7.4 cfs
 - 37-416: Irrigation = 4.6 cfs, Aesthetic & Wildlife = 1.9 cfs
 - A measuring device condition was included on water right 37-415 based on the condition of approval from Transfer no. 2233.

RECORDED
FEB 22 1993

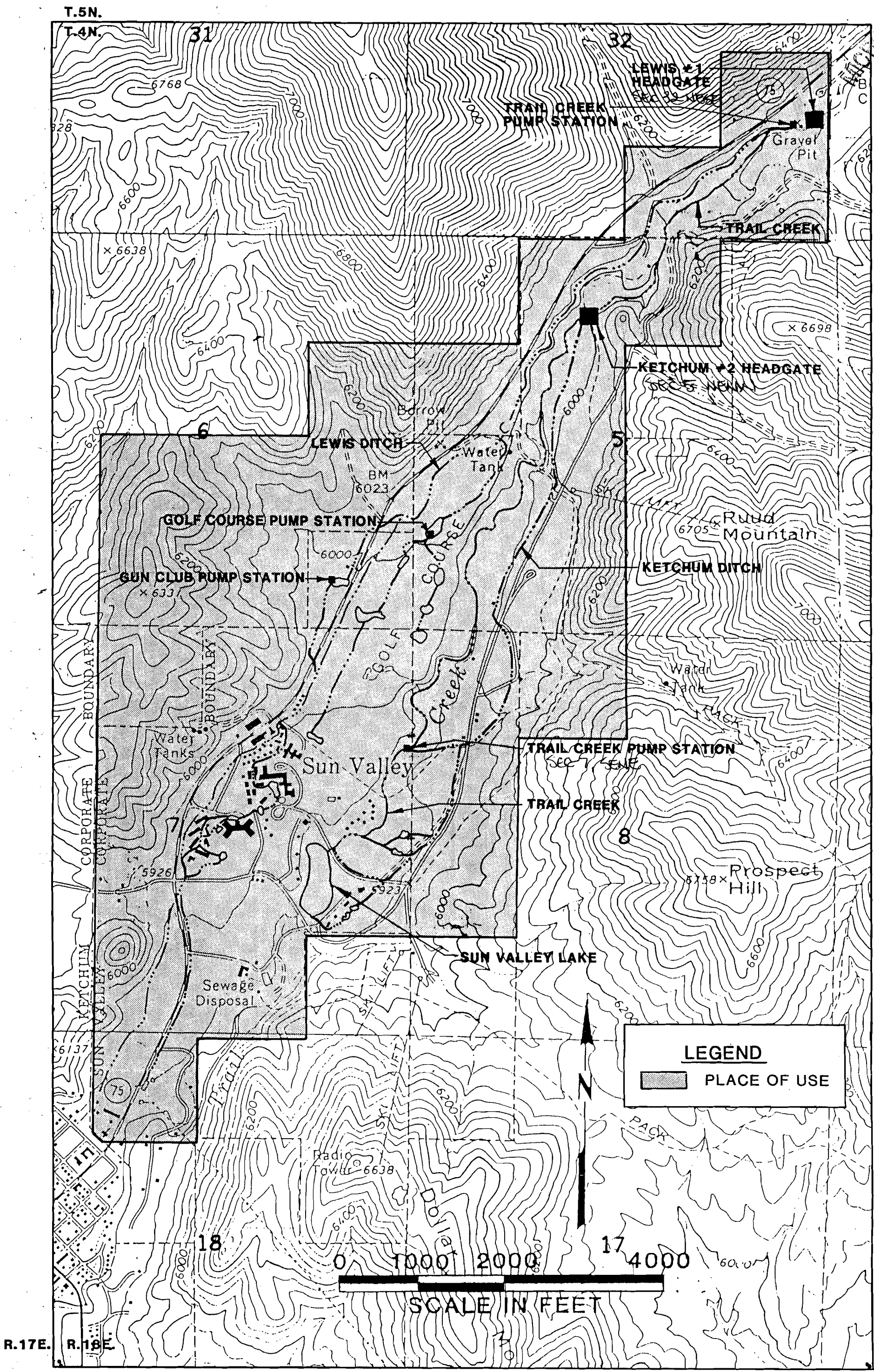


EXHIBIT A

CLAIM FILE 37-415

Transfer No. 2233Application No. 37-0415STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT FEB 27 1978
To Change the Point of Diversion and/or the Place of Use **APPROVED**
Department of Water Resources
Southern District OfficeName of applicant SUN VALLEY CO. Phone 622-4111
Post office address SUN VALLEY, IDAHO 83353

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to HORACE C. LEWIS
in case of FROST DECREE (Name) vs ALTURAS WATER CO.
dated 12/9/1904 in 4TH JUDICIAL COURT county of LINCOLN
(Name of court)

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

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

ACQUIRED THROUGH PURCHASE (COPY ATTACHED)3. Source of water TRAIL CREEK tributary to BIG WOOD RIVER4. Date of priority 4/25/1881

5. Water is used for the following purposes:

amount 25 CFS. for IRRIGATION OR OTHER USES purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)6. Total amount of water under right: a. 25 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32
Township 5N Range 18E, B.M., in BLAINE County
Additional points of diversion, if any NW $\frac{1}{4}$ OF NW $\frac{1}{4}$ SEC. 8, T. 4N, RANGE
18E, B.M. IN BLAINE COUNTY

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
T. 4N	18E	5									D 40	D 40	D 40	D 40					160
T. 4N	18E	6			2	13					7		30		D 40	30	30	D 40	80
T. 4N	18E	7	D 40		D 40	D 40	23.1		1.0		D 40			D 40	D 40	D 40	D 40		320
T. 4N	18E	8						D 40	D 40										80
T. 4N	18E	18		D			LOT 1 D 31.96	40		LOT 3 D 33.14									113.1

*D = FROST DECREE

*NOE

Total number of acres to be irrigated 753.1

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. cubic feet per second
&/or
b. acre feet per annum
2. Point of diversion ¼ ¼, Section Township
Range , B.M., County
Additional points
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
a. Amount of water to be diverted c.f.s. &/or acre feet
b. Point(s) of diversion SE ¼ SE ¼, Section 32 Township 5N
Range 18E, B.M., BLAINE County
Additional points (GOLF PUMPS) NE ¼ of SW ¼, SEC. 5, T. 4N, RANGE 18E, B.M.
(GROUNDS PUMPS) NW ¼ of SE ¼, SEC. 7, T. 4N, RANGE 18E, B.M.
c. Description of diverting works A HEADGATE + TWO PUMPING STATIONS
d. Describe the reasons for applying for a change in the point(s) of diversion TO SUPPLY WATER TO A GOLF COURSE SPRINKLING SYSTEM AND A HOTEL GROUNDS SPRINKLING SYSTEM.

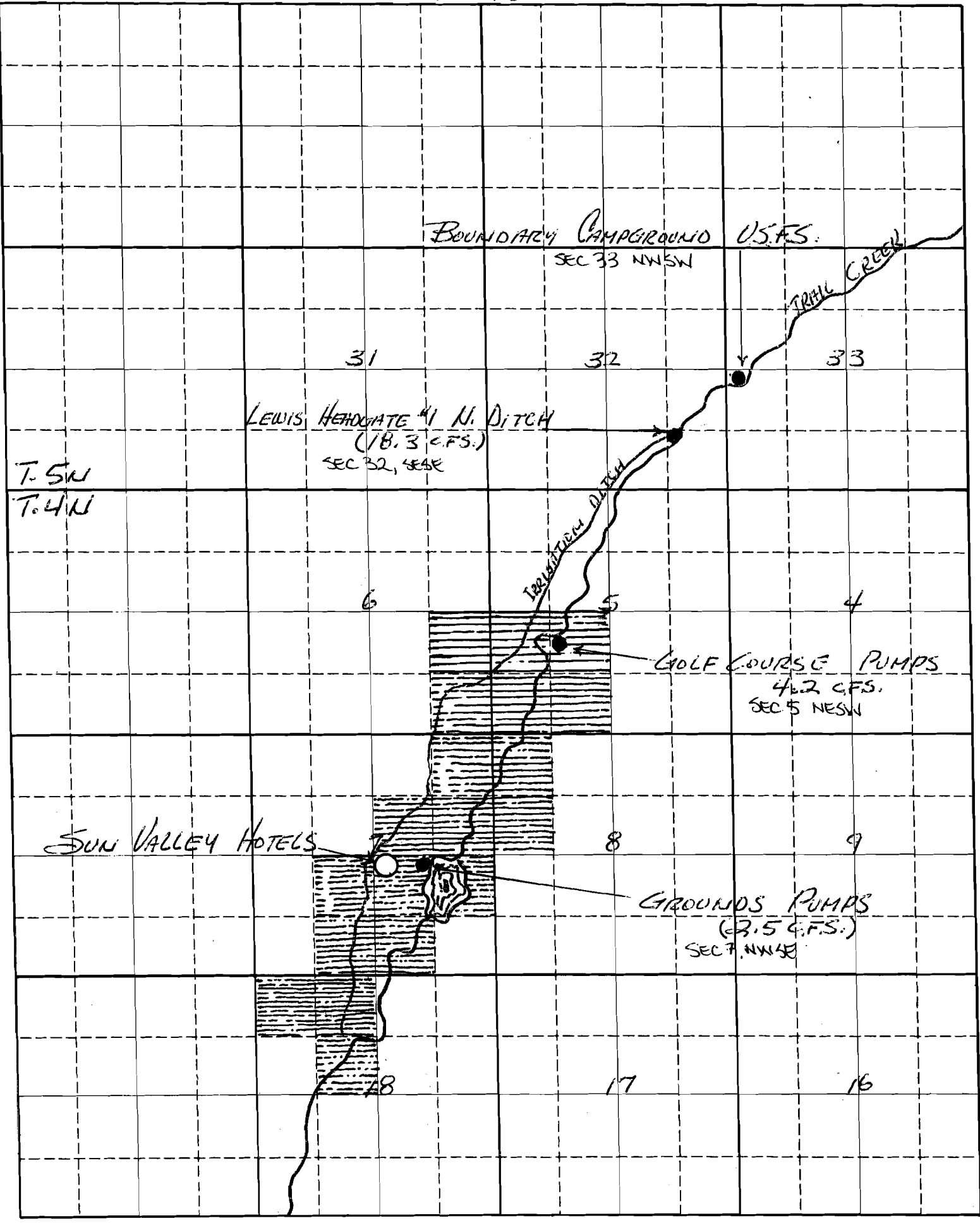
2. Change in place of use
- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			SAME AS PART A. PARAGRAPH #8																

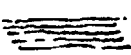
Total number of acres to be irrigated

b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated.
Show clearly the land involved by section, township and range number.

R. 18 E



SCALE: 2 inches equal 1 mile. Draw plan in ink.

USE AREA 
WATERWAYS 

WATER RIGHT FILE 37-415
APPROVED TRANSFER NO 2233

MICROFILMED

3/15/2006

BIG WOOD ABOVE MAGIC DECREE BOOK

DIVER NO	R	DIVER NAME	FIRST NAME- OWNER	LAST NAME- OWNER	ST_ID	DECREE TO	PRIOR DATE	INCHES	CFS	OWNER CFS	CANAL CFS
0-PA	X	HANKS	LILLY	REEVES	A37-0833P	ROCKWELL BY-PASS	11 / 12 / 1936	4.00	0.08	0.08	
0-P	D	CANDY	T. PAUL	DALZELL	37-0276	FRED W.GOODING	06 / 01 / 1885	2.28	0.05	0.05	0.05
0-P	D	CANDY	T. PAUL	DALZELL	37-0276	FRED W.GOODING	06 / 01 / 1885	2.19	0.04	0.09	0.09
0-P	D	CANDY	T. PAUL	DALZELL	37-0276	FRED W.GOODING	06 / 01 / 1885	7.53	0.15	0.24	0.24
0-P1	D	GUS	MIKE	MCCANN	37-0276	FRED W.GOODING	06 / 01 / 1885	2.00	0.04	0.04	0.04
0-P1A	D	HUF		HUF N PUF TRUST % RON ALLING	37-30024D	W T RILEY	03 / 24 / 1883	3.50	0.07	0.07	0.07
0-P2	D	TOM		SUTTON, SELLGREN & SELLGREN	37-0158C	E.CRAME	07 / 01 / 1881	30.00	0.60	0.60	0.60
0-P2	D	TOM		SUTTON, SELLGREN & SELLGREN	37-0274	FRED W.GOODING	06 / 01 / 1882	40.00	0.80	1.40	1.40
0-P2	D	TOM		SUTTON, SELLGREN & SELLGREN	37-0276	FRED W.GOODING	06 / 01 / 1885	184.00	3.68	5.08	5.08
0-P2	X	TOM		SUTTON, SELLGREN & SELLGREN	37-0892	BASELINE BY-PASS	09 / 01 / 1920	159.20	3.18	3.18	
0-P3	D	DON	DON	ANDERSON	37-0833	ROCKWELL BY-PASS	11 / 12 / 1936	10.00	0.20	0.20	
003	X	SALIGAO		SALIGAO, LLC-NC STORAGE PERMIT	37-21150	SALIGAO, LLC	7 / 8 / 2003	25.00	0.50	0.50	
004	X	OLMS	JOHN	MC CAW-NCP	37-8248	DAN OLMSTEAD	09 / 20 / 1985	500.00	10.00	10.00	
005	X	GROSS	SAM S	GROSSMAN-NCP	37-08605	SAM S GROSSMAN	04 / 17 / 1990	500.00	10.00	10.00	
01	D	LEWIS		SUN VALLEY INC	37-0415	HORACE C.LEWIS	04 / 25 / 1881	1125.00	22.50	22.50	22.50
01-P1	D	LEWIS		SUN VALLEY INC	37-0415	HORACE C.LEWIS	04 / 25 / 1881	125.00	2.50	2.50	2.50
02	D	KETCHUM		SUN VALLEY INC	37-0416	HORACE C.LEWIS	10 / 05 / 1883	325.00	6.50	6.50	6.50
02	D	KETCHUM		SUN VALLEY INC	37-0417	HORACE C.LEWIS	10 / 05 / 1883	200.00	4.00	10.50	10.50

WATER MASTER
LEWIS

In the District Court of the Fourth Judicial District
of the
State of Idaho, in and for the County of Lincoln.

RECEIVED

JAN 31 1910

OFFICE OF STATE ENGINEER

DECREE.

S. C. Frost, et al.,

Plaintiffs,

vs.

Alturas Water Company, et al.,

Defendants.

This cause coming on to be heard this 6th day of October, 1909, upon the Report of F. J. Cowen, Referee heretofore appointed for the purpose of taking the testimony and making recommendations as to Findings of Fact, Conclusions of Law and Decree, to be entered herein, and the said F. J. Cowen having filed his Report of the testimony taken, and his recommendations as to Findings of Fact, Conclusions of Law, which have heretofore been adopted, and the respective plaintiffs and defendants and cross-complainants appearing herein by their respective counsel, and the court being fully informed and advised in the premises, and having ordered that judgment be entered in accordance with the Report and recommendations of the said Referee, Wherefore, by reason of the law and the Report and Findings of Fact and Conclusions of Law aforesaid,

It is Ordered, Adjudged and Decreed, that the several parties, plaintiffs and defendants herein named, do have judgment respectively for

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MAR 11 1976

Department of Water Resources

STATE of Idaho
County of Lincoln

I, Joy McClure Clerk of the District Court, and Ex-Officio Recorder in and for the County of Lincoln, State of Idaho, do hereby certify that the annexed is a full, true and correct copy of the original Findings of Fact & Conclusions of Law now on file in my office, so the same appears on the Records of said Lincoln County, State of Idaho in Book 7 at page 58.

IN TESTIMONY WHEREOF, I have set my hand and affixed my official seal this 10 day of Mar A. D. 1976

Joy McClure, Auditor

Clerk - Ex-Officio Recorder

By Amogene H. Halsey Deputy

In the District Court of the Fourth Judicial District

of the

State of Idaho, in and for the County of Lincoln.

: : : : :
S. C. Frost, et al.,
P l a i n t i f f s,
vs.
Alturas Water Company, et al.,
D e f e n d a n t s.
: : : : :

Findings of Fact
and
Conclusions of Law.

1. That the Alturas Water Company, the Big Cottonwood Canal Company, the Big Wood River Reservoir & Canal Company, the Hailey Water & Power Company, the Idaho Electric Supply Company, the Idaho Consolidated Mines Company, the Kilpatrick Brothers Company, the Little Wood River Canal Company, Limited, the Little Wood River Swiss Raising Company, the Mullins Canal & Reservoir Company, the Shoshone Light & Water Company, and the Utah & Idaho Improvement Company, are corporations, duly organized and existing by virtue of law, and as such are authorized to do business in the State of Idaho; and that the Village of Hailey and the Village of Shoshone are Municipal corporations, organized and existing under the laws of the State of Idaho.

JUN 04 1996

2. That the following named Plaintiffs and defendants, claimants of the use of water in said action, respectively, are the owners, in the possession and entitled to the possession of the following tracts of land, to-wit:

MICROFILMED

37 0402	Lakes, Harold and Arthur, Jr.	200 inches.	Nov. 26, 1886.	Big Wood River.
37 0403	Lane, Jennie	160	Oct. 28, 1891.	Little Wood River.
37 0404	Lawrence, Frank H.	60	June 1, 1898.	Soldier Creek. ✓
37 0405	Lawson, Martin	15	Aug. 1, 1880.	Little Wood River.
37 0406	"	80	Apr. 1, 1881.	" " "
37 0407	Lawson, M. S.	100	May 31, 1886.	Silver Creek. Order - 2-20-14
37 0408	"	50	Oct. 25, 1892.	" " Trans # 1023
37 0409	Lenman, E. B.	160	Apr. 1, 1907.	Three Mile Creek or Four Mile Creek. Trans # 599
37 0410	Leonard, William	12-1/2	May 9, 1883.	Deer Creek.
37 0411	"	70	May 15, 1883.	" "
37 0412	"	150	July 5, 1884.	" " 835
37 0413	"	100	June 15, 1885.	" "
37 0414	"	100	July 1, 1893.	" "
37 0415	Lewis, Horace C.	1250	Apr. 25, 1881.	Trail Creek. Bw
37 0416	"	325	Oct. 5, 1883.	" " Bw
37 0417	"	200	Oct. 5, 1883.	" " (For pipe-line.)
37 0418	"	200	June 23, 1888.	Warm Springs Creek.
37 0419	"	100	Aug. 2, 1889.	" " "
37 0420	Little, John H.	160	Oct. 31, 1889.	Big Wood River.
37 0421	Little Wood River Canal Company	1600	Apr. 15, 1893.	Little Wood River. } 10
37 0422	Do.	8400	Sept. 2, 1899.	" " "
37 0423	Little Wood River Swine Raising Co.	15	Apr. 1, 1883.	" " " Trans # 2008
37 0424	Do.	110	Apr. 1, 1884.	" " " " 2008
37 0425	"	110	Apr. 1, 1887.	" " " #719 " 2008
37 0426	Lloyd, Bruce	125	Apr. 1, 1887.	Silver Creek. #900
37 0427	Logan, James	150	Dec. 18, 1903.	Big Wood River.
37 0428	Lovins, Henry	40	June 1, 1889.	Butte Creek.
37 0429	Loring, John T.	160	Oct. 31, 1889.	Big Wood River.
37 0430	Lomb, John	160	June 1, 1902.	" " "

JUN 04 1896

Lewis, Horace C.

37-415, 416
753 ac.
beveed

S 1/2 of NE 1/4, NE 1/4 of NE 1/4, N 1/2 of SE 1/4, SW 1/4 of SE 1/4, and E 1/2 of SW 1/4 of Sec. 7; W 1/2 of NW 1/4 of Sec. 8; SW 1/4 of Sec. 5; E 1/2 of SE 1/4 of Sec. 6; NW 1/4 of NE 1/4 and Lots 1 and 3 of Sec. 18, T. 4 N., R. 18 E., containing 753 acres. Also, SW 1/4 of Sec. 11, and W 1/2 of NW 1/4 of Sec. 14, T. 4 N., R. 17 E.

Little, John H.

E 1/2 of NW 1/4 of Sec. 23, T. 1 N., R. 18 E., containing 80 acres.

Little Wood River
Swine Raising Co.

N 1/2 of NE 1/4 and SW 1/4 of NE 1/4 of Sec. 33, T. 5 S., R. 18 E., containing 120 acres. Also, N 1/2 of NE 1/4 and E 1/2 of NW 1/4 of Sec. 27, T. 5 S., R. 18 E., containing 160 acres. Also, Commencing at a point on the North line of said Sec. 33, 32-3/4 rods W of NE corner of said Sec. 33, and running thence in a direction a little East of North 23 rods, to a stone set in the ground near the bank of Little Wood River, marked H., thence in a Westerly and Southerly direction and following the line of said Little Wood River to a point where said Little Wood River intersects the said North line of said Sec. 33, thence East, along said North line of said Sec. 33, 40 rods, a little more or less, to the place of commencement, and containing 15 acres of land, a little more or less, being about 15 acres in the South part of S 1/2 of SE 1/4 of Sec. 28, T. 5 S., R. 18 E.

JUN 04 1996

aidlaw, James	30 inches.	June 30, 1884.	S. Fork Muldoon Creek.
" "	20 "	Apr. 1, 1885.	Do.
" "	110 "	May 20, 1885.	Do.
" "	60 "	June 15, 1885.	Do.
" "	50 "	Apr. 1, 1886.	Do.
" "	160 "	June 1, 1888.	Do.
" "	160 "	Apr. 15, 1896.	Do.
" "	160 "	June 1, 1897.	Do.
" "	160 "	Apr. 15, 1901.	Do.
" "	60 "	Oct. 15, 1902.	Do.
" "	800 "	July 1, 1905.	Do.
" "	All of	May 12, 1888.	Certain springs.
akes, Harold and Arthur, Jr.	200 inches.	Nov. 26, 1886.	Big Wood River.
ane, Jennie	160 "	Oct. 28, 1891.	Little Wood River.
awrence, Frank N.	60 "	June 1, 1898.	Soldier Creek.
awson, Martin	15 "	Aug. 1, 1880.	Little Wood River.
" "	80 "	Apr. 1, 1881.	" " "
awson, M. S.	100 "	May 31, 1885.	Silver Creek.
" " "	50 "	Oct. 25, 1892.	" "
emman, E. B.	160 "	Apr. 1, 1907.	Three Mile Creek, or Four Mile Creek.
leonard, William	12-1/2 "	May 9, 1883.	Deer Creek.
" "	70 "	May 15, 1883.	" "
" "	150 "	July 5, 1884.	" "
" "	100 "	June 15, 1885.	" "
" "	100 "	July 1, 1893.	" "
ewis, Horace C.	1250 "	Apr. 25, 1881.	Trail Creek. (37-45)
" " "	325 "	Oct. 5, 1883.	" " (37-416)
" " "	200 "	June 23, 1888.	Warm Springs Creek.
" " "	100 "	Aug. 2, 1889.	" " "
" " "			(See Binding No. 20.)

ing in the said Little Wood River, and the use of the waters of the said creeks by the said defendant, John J. Grey, has not and does not conflict with anyone using or having the right to the use of the waters of the said Little Wood River.

19. That the defendant, John Krall, and his predecessors in interest, on or about the 10th day of August, 1894, appropriated and diverted of the waters of Big Wood River 400 inches, for the purpose of irrigating his said lands; that a portion of such water was used upon the said lands up to and including the year 1898, but that since said date no water has been used upon said lands for the purpose of irrigating the same, or for any other purpose; that the said lands have been allowed to return to a state of nature, and the fences permitted to be destroyed thereon, and that said water right which had become attached thereto has been abandoned.

NOT THESE RIGHTS
20. That the defendant, Horace C. Lewis, on or about the 5th day of October, 1883, appropriated and diverted of the waters of Trail Creek, a tributary of Big Wood River, 200 inches, for the purpose of supplying the inhabitants of the village of Ketchum with water for domestic and other purposes, and conveyed the said water to the said village of Ketchum by means of a reservoir and pipe-line, and has ever since the said date continued to use, when necessary, the said amount of 200 inches of water for such purpose.

21. That the Little Wood River Canal Company, a corporation, and its predecessors in interest, for the purpose of irrigating lands belonging to its stockholders, and to those persons who first diverted water through its canals, on or about the 15th day of April, 1893, appropriated and diverted of the waters of Little Wood River 1600 inches of water, and that subsequently thereto, and on or about the 2nd day of September, 1899, appropriated and diverted of the waters of Little Wood River the further amount of 8400 inches for such purpose; that the lands for which said water was appropriated and diverted are situated in Townships 1 and 2

Field Exam Date 12/5/2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 34 37-416 / 37-415

Owner: Sinclair Oil Corp. DBA Sun Valley Co. Phone No. (208) 622-4111

Current Address: PO Box 10 Sun Valley, Id 83353

☒ No change NAME IS THE SAME

☐ NEW OWNER

☐ No change Address

☒ NEW ADDRESS thinks 1970's email: dziegler@sunvalley.com

☐ How long owned property? unknown

Accompanied by: Dave Ziegler/Mgr. (208) 622-2117 / cell (208) 720-5422

PRIORITY DATE + Ken Zimmerman 4/0 (208) 622-2041
☐ No change – Complete evidence submitted or not necessary for Wally (if additional questions)
☐ Incomplete – Claimant should be asked when water was first used and submit proof of date. Huffman general admin.
☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 37/415 (4/25/1881), 37-416 (10/5/1883)

(If priority date, based on your exam, seems questionable, explain below.)

Source: Trail Creek Tributary to Big Wood River

☒ No Change – SAME SOURCE

☐ Source found is different than claimed:

POINT OF DIVERSION

☐ No change

☐ POD found is different than claimed:

☐ If different, when did POD change? these have always been the POD – never changed

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID	
#1 ADD16657								Blaine	2473570/1391070	#1 Boundary Div.
#2 ADD16658								"	2472784/1390326	#2 (1883)
#3 ADD16659								"	2472198/1389433	#3 pump station #1
#4 ADD16660								"	2471720/1388612	#4 pump station #2
#5 ADD16661								"	2471283/1387640	#5 Horse stable
#6 ADD16662								"	2471976/1389434	#6 gun club
#7 ADD16663								"	2472984/1390647	#7 trail Creek Cabin

Description of diverting works

* see attachment

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain: _____

WATER USES

☒ No change

☐ Different Uses

Use Wildlife From 3/1 To 12/15 Amount _____ CFS _____ AFA
 Use Irrigation From 4/1 To 11/1 Amount _____ CFS _____ AFA
 Use Aesthetic From 3/1 To 12/15 Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only

N/A

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # Aesthetics:

Types _____ Additional comments: Aesthetics - ditches + ponds
Wildlife : deer, ducks, fox, beaver, geese, bear

PLACE OF USE:

- ☐ No Change
☐ Changes shown below:

Note: Irrigation system consists of ditches + ponds which provide significant landscaping + aesthetics in the Sun Valley Resort complex.

Place of Use	
TWP	RC

Other we in the area

37-7168
37-7682
37-4416
37-4415
37-4414
37-4413
37-2722
37-7168
37-7682
37-12111

SW		SE				Totals
SW	SE	NE	NW	SW	SE	

Need to recalculate average

source for same acres? Explain:

It

Not sure if they overlap or not

Location	GPS ID	Pump Make	Pump Serial No. or Discharge size	Notes
Location #3	A0016659	Kesler (2) 100	No tag	8" 8' lift from cistern
Location #4	A0016660	No tag (1) 50	No tag	8" 8' 6" + 4" main
Location #5	A0016661	Baldor (1) 30HP	No tag	6" 0' lift against flow into collection tank
Location #7	A0016663	No tag 25 HP	No tag	4" 4" to 1" to tank 80 psi

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Ken Zimmerman has worked for Sun Valley for 40 years, & even helped hand dig the ditches throughout the grounds. He goes to Hawaii in the winter & returns in the spring. In the event additional information is needed, he indicated that we should contact Wally at (308) 622-2041.

A measuring device (concrete weir/headgates) with a lockable device was present, & maintained at each POD.

A large scale NAIP 2004 map was given to Dave Ziegler at the time of inspection.

Directions: ^{from Boise -} E I 84, Sun Valley off ramp, coming into Sun Valley on Main St, turn Rt/north on Sun Valley Rd. Dave Ziegler works in the maint. shop on right side. POD: + POU: description in attached narrative.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 12-12-2006

FIELD EXAMINER: Gandy Herremway

Water Right/Name: 37-415, and 37-416 Sinclair Oil Corp. DBA Sun Valley Co.

Date of Inspection: 12/5/06

Inspector: Sandy Hemenway (761-0280)

Information on System Obtained From: Dave Ziegler/manager (208) 622-2117/cell (208) 720-5422; Ken Zimmerman/Wally Huffman-- General Administration (208) 622-2041; James South/manager for the hotel grounds (208) 720-5243.

Description of Diverting Works, and Delivery System: Starting at the north and going south. 1881 priority date = A37-415. 1883 priority date = A37-416.

CLAIM MAP LABEL
LEAD TO
WEIR DAM
1881, POD #1/location #1 (GPS 2473570/1391070; ID Tag# A0016657): 0.2 miles north of the Sun Valley Shop, turn right and go down the hill about 300', park at the pond, then go NE to the diversion dam. Boundary Diversion consists of a concrete headgate/weir with locking device discharging to dirt ditch that runs 25' to another headgate/weir with locking device (weir measuring H28" at the high water mark on the concrete, W8'), open discharging to a dirt ditch that continues to run southwest (referred to as "the north side ditch").

2473570
1391070
1883, POD #2/location #2 (GPS 2472784/1390326; ID Tag# A0016658): Continuing southwest down the main road 0.1 mile, turn left and go through the gates "Cabin Trail" past the cabin, then right on the cross country trail 0.1 mile to a sign "trail to proctor loop" then left to the bridge. On the east side of the bridge is located a concrete headgate/weir with locking device open discharging to a dirt ditch that continues to run southeast (weir measuring H28" at the high water mark on the concrete, W4'). Irrigation is achieved by damming up the ditch and flood irrigating areas along the ditch moving south, and areas around the Village Condos.

GOLF COURSE
PUMP STATION
1881, Location #3 (GPS 2472198/1389433; ID Tag# A0016659): Continuing southwest down the main road 0.1 mile, turn left down the first road. Go 0.1 miles, turn right and go down the first path to a pond, the pumphouse is located on the southeast corner. The overflow is on the east side going back to Trail Creek. At the time of inspection, the pumphouse was locked. (2)-100 Hp, and (1)-20 Hp Kesler Station out of Korea turbine pumps, system runs at 125psi, 8' lift from the cistern, with 8" discharge from the pumps into 8" manifold, 8", 6" and 4" mains. POU from this pump station is the golf course, with a line to pump station pond#2. The average depth of the pond is 17'.

1881, Location #4 (GPS 2471720/1388612; ID Tag# A0016660): Northeast of the Sun Valley employee/human resources parking lot at Sun Valley Inn. Pump station and pond #2 consists of (1)-50 Hp horizontal pump located in a pit, 8" discharge, 0' lift since gravity flow into collection box, with the system running at 80psi. Average depth of pond is 10'. No pictures were taken of the inside of the pit, hatch frozen, and unable to

open. This system is also designed to receive water piped into the pond from pump station #1. From this pump station, it discharges to a 8" main running south, splitting off to the east and reducing to a 4" main. The 8" main that continues south then turns west and follow the road on the north side across from the horse center. **POU** is the southern edge of the golf course located around pump station and pond #2, lawns around the lodge and buildings, the horse center, and the main property on the grounds.

1881 priority date: At the Wildflower Condos is located (12)-ponds of variable sizes, with the average depth of 3 ½'. These ponds are located through out the system around the condos, with flow through systems to buried culvert, and then returning to the stream/Trail Creek. These ponds are utilized for wildlife and aesthetic purposes.

1883 priority date: At the Village Condos are located (3)-small ponds (25' X 30', average depth 6'), and (3)-large ponds (75' X 90', average depth 3'). The ditches are all flow through systems, with the ditches that run in and out of the condos utilized for irrigation by damming up the ditch and flood irrigating. The water from the ditch is then piped under the road and returns to Trail Creek. Wally Huffman stated that the area before the condos was also flood irrigated in the same manner (approximately 10 acres).

1881, the first pond near the Sun Valley Inn pool/hot tub is 100' X 100' with average depth of 3-4'. This pond like all other ponds has a flow through system. The flow from this pond continues through the overflow outlet and continues southwest through the grounds through dirt ditches.

1881, Pete Lane Pond, 30' X 50' with an average depth of 3-4'. The overflow outlet goes to the Lodge Pond.

1881, The Lodge Pond, 75' X 75' with an average depth of 3' is located directly outside the entrance of the Sun Valley Lodge. The outlet/overflow for this pond continues under the driveway to the southwest and discharges to a small pond 30' X 30' with an average depth of 3'. The water continues to flow through dirt ditches through the Condos, then is piped under Dollar Road, through additional Condos, then discharges to Trail Creek.

1881, Location #5 (GPS 2471283/1387640; ID Tag# A0016661): Pump house, with 30 Hp Baldor horizontal pump, with intake from ditch running north and south on the west boarder of the field, 6" discharge, to 6" aluminum main, to 4" aluminum hand line with 3' risers, and 1/8" nozzles. Run 6-8 lines at one time, or flood irrigate from the 6" main (gravity flow north to south).

1881, Backtrack to Location #6 (GPS 2471976/1389434; ID Tag # A0016662): This headgate/weir is located at milepost #2, north of the Sun Valley Resort Maintenance Shop. This head gate/weir was installed with flow control and locks. The 16" culvert is piped under the road to the west, for irrigation of the property around the gun club, and ponds for wildlife/aesthetic purposes. Irrigation from 17' ponds is achieved by utilizing a diesel pump, to buried line, reducing to 1" PVC to pop-up Toro nozzles (670's and 692's). NOTE: Location #6 is the location for the new 9-hole golf course.

NO WATER
ON CL MAIN

GOLF CLUB
PUMP & GFA

1881, the grass area next to the greenbelt, on the west side of Sun Valley Road all the way down to west of the red barn/horse stable area, has a dirt ditch that continues down from location #6. The ditch is dammed up to flood irrigate that area.

1881, Continue to backtrack north to Location #7 (GPS 2472984/1390647; ID Tag# A0016663): Go through the gates to Trail Creek Cabin. At the first wide curve turning south, northwest of the fire hydrant is located a 16" culvert that gravity flows to an 8' X 8' X 8' concrete vault/collection chamber. A 25 Hp horizontal pump, with 4" discharge, 80 psi, to 2" buried PVC laterals, with pop-up Toro 670's and 692 nozzles (irrigation for the grounds surrounding the restaurant, BBQ area, and entry). NOTE: City Water supplies Fire protection from the hydrant showing in the one picture near the collection chamber.

Additional Comments:

Irrigation around the condos is conducted by damming up the ditches that wind in and out throughout the property, and flood irrigating. The condos were built in the 1970's, per Wally Huffman. Irrigation off of the pump stations is to 8", 6" and 4" mains (cast iron, steel, and PVC) reducing to 1" to Toro pop-up nozzles (670's and 692's), and then bubblers around bushes. There are 44 sprinkler clocks making up the entire system.

Wildlife/Aesthetics use is made up of ponds; waterway ditches that wind back and forth through the grounds, resort, golf course, and condos. This system is completely a flow-through system, returning to Trail Creek.



Trail
Creek

POD #1
(1881)
Boundary
Diversion

12/05/2006

2473570/1391070
Location #1



(1881)

25'
southwest
of
boundary
diversion
H 28"
W 8"
(high
water
mark)

12/05/2006

8H



(1881)
settling
pond
sw of
POD#1



(1883)
POD#2
diversion
that makes
it way
back to
Sun Valley
Lake

Trail
Creek

POD#2 with
H 28"
W 4'
(high
water
mark)

12/05/2006

2472784/1390326
Location #2
SH



Trail
Creek

POD
#2
(1883)

for irrigation
(damming
up ditch &
flood
irrigate
gravity
flow), +
for ponds
(aesthetic &
wildlife)

12/05/2006



~~(1883)~~
(1881)

Irrigation
Wildlife
+
Aesthetic

dirt
ditches
that run
to the
pump station
pond #1

12/05/2006

SH



(+888)
1881

pump
station
#1

intake

Wildlife,
Aesthetics
Irrigation

pump
pond

dirt
ditches
from
POD #1
to
pump
pond #1

12/05/2006

- average,
depth 17'



(1881)
(1888)

125 psi

pump
station
#1 -

Kessler
(2) 100HP
(1) 20HP
turbine
pumps,
8" discharge
to 8", 6"
+ 4" main
8' lift from
cistern

12/05/2006

24 72198/1389433
Location # 3
SH



(1881)
Wildlife,
Aesthetics

NE of
Sun Valley
Inn to
the
Wildflower
Condos
(12) ponds
like this
one
throughout
system
between
the Condos,
average
depth

picture taken @ 518 Wildflower 3 1/2'
pond → culvert
to the
stream/
trail creek



(1883)
Village
Condos

3 small
+ 3 large
ponds,
one runs
into the
next, then
the water
returns
to the
creek

Flood
irrigate
between
Condos
by damming
up ditch.

SH

Small = 25' x 30'
6' average depth
Large = 75' x 90'
3' average depth



1881

pump
station #2:
in pit
(1) 50 HP,
horizontal
turbine,
8" discharge
0" lift
since
gravity
flow into
collection
box,
80 psi

12/05/2006

2471720/1388612
location #4

wildlife,
aesthetics,
irrigation

POK:

South edge
of golf
course,
lawns
around
lodge &
buildings,
main
property,
& horse
center



designed
to get water
piped from
pump station
#1

pump
station
pond
#2

average
depth 10'

12/05/2006

SH



1881

intake

Pump
Station
#2 pond

12/05/2006



1881

The first
pond
near
the
Sun Valley
Inn pool/
hot tub.
100' x 100'
w/ 3-4'
average
depth.

12/05/2006

SK

Flow-
through
system.



1881

dirt
ditches
throughout
grounds
continue
to run
north to
southwest

12/05/2006



1881

Pete hane
Pond
30' x 50'
with
average
depth
3-4',
overflow
outlet
goes to
Lodge
Pond

12/05/2006

8H

(located
northeast
of Lodge Pond)



1881
another
small
pond
30'x30'
average
depth 3'

Lodge
Pond
75'x75'
with ~~over~~
average
depth of
3'

12/05/2006



1881

horse
stables
pump
house

4" handline
runs north +
south

6"
aluminum
w/risers
1/8" nozzles

run 6-8
lines at
one time

12/05/2006

intake →
for pump
is a ditch
running
north + south
on the
west
board

2471283/1387640
Location # 5
SAH



1881

horse
pasture

12/05/2006



1881

6" aluminum
w/risers
for
flood
irrigating

12/05/2006

SA



1881

hand
line
w/ 1/8"
nozzles

12/05/2006



1881

headgate/
weir
at
milepost
#2,
north of
Sun Valley
Maint. Shop
16" culvert
piped under
road +
irrigated
property
around
gun club

12/05/2006

2471976/1389434
Location # 6
SA



1881

Location
#6
headgate
to irrigate
grounds
surrounding
gun club

12/05/2006



1881

POU
grounds
for gun
club
irrigated
+ ponds
- diesel
pump to
1" lines,
two
nozzles for
irrigation

12/05/2006

ponds
average
depth 17'

SAT

Note:
location
for new
hole

Fire
Protection
via City
water
piped to
location



1881

headgate
with
16" culvert
gravity
flow to
Vault

8'x8'x8'
Vault
with
25 Hp
horizontal
pump
for
pressurized
irrigation
grounds
around
entry &
restaurant,
BBQ area

Location #7
2472984/1390647
north of Trail Creek Cabin



1881

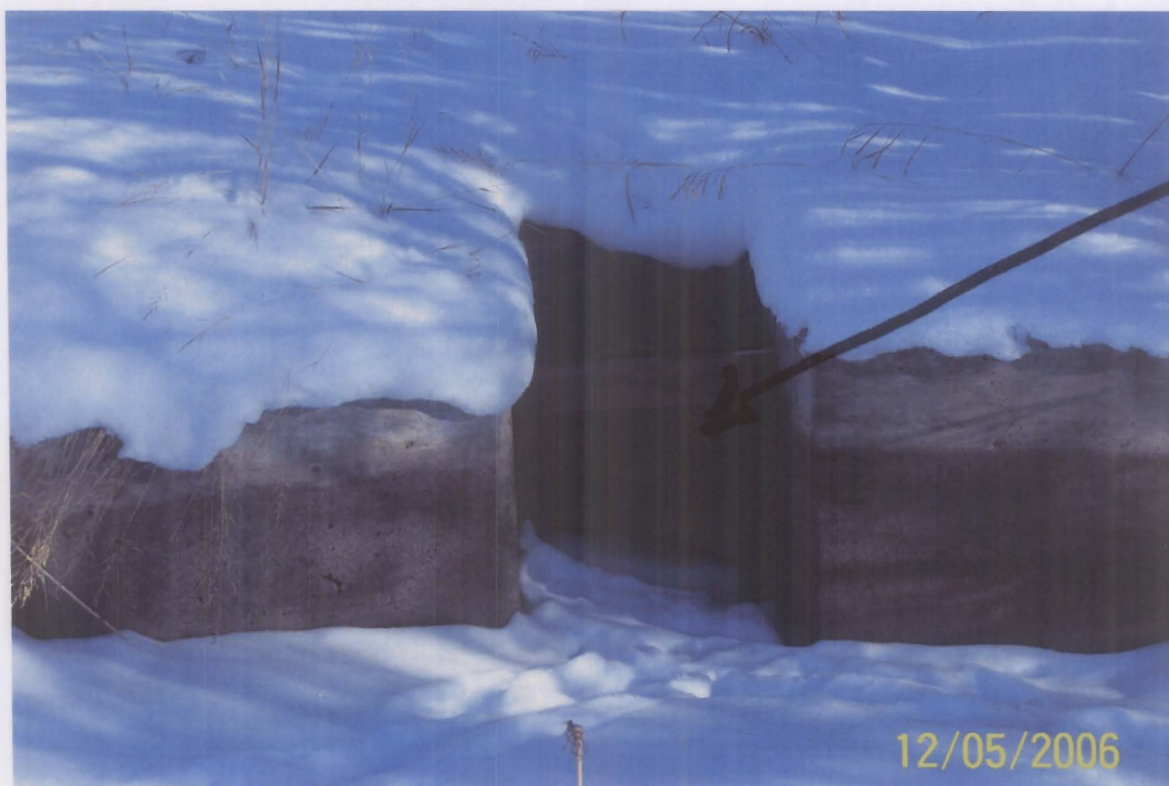
Location
#7
16" culvert

SH



1881

POU:
grounds
around
Trail
Creek
Cabin &
grounds
along
entrance
& along
road to
the cabin,
& BBQ
area



1881

Location
#7
16" culvert
to
concrete
vault

SH



Newfoundland 37-17180

FIELD EXAM

OUTLINED BY
CLAIMANT REP
12/5/00



37-415 / 37-416 Sinclair Oil Corp / Sun Valley Co

d/pc common 37-415

12/15/2006 SH



red = ponds
yellow = POD

3. Remarks SEE PART H. PARAGRAPH #7 (ADDITIONAL POINTS OF DIVERSION) THE 1.36 CFS. PUMPED DIRECTLY FROM TRAIL CREEK IN THE LOCATION DESCRIBED IN TRANSFER PERMIT NO. 37-0415 WILL NO LONGER BE USED.

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

Director of Operations
San Valley Company

William A. Hoffman
(Signature of applicant)

Subscribed and sworn to before me this 24 day of January, 1978.

Melissa E. Evans
(Notary public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-0415 and said application is hereby APPROVED, subject to the following limitations and conditions:

* Measuring device and locking devices of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

Use of water under transfer is subject to the control by the watermaster of State Water District No. 37, Big Wood River.

The maximum rate of diversion shall not exceed; 4.12 cfs in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5 and 2.45 cfs in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, Twp. 4N, Rge. 18E, B. M.

If the above diversions are not used, 25.0 cfs may be diverted from Lewis Headgate #1 located in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Twp. 5N, Rge. 18E, B. M.

Witness my hand this 24TH day of May, 19 78.

Norman C. Young
Administrator

FOR DEPARTMENT USE ONLY

Received by T.B. Date 27 Jan 1978 Protest filed by _____

Prelim. check by JB Fee \$30.00 _____

Received by Sm Date 1-16-78 _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for approval denial

_____ rec'd. 3-7-78 by Michael L. Steele

3. Remarks SEE PART A. SEC. 7 (ADDITIONAL POINTS OF DIVERSION)
THE 1.36 C.F.S. PUMPED DIRECTLY FROM TRAIL CREEK IN
THE LOCATION DESCRIBED IN TRANSFER PERMIT NO.
37-0415 WILL NO LONGER BE USED.

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

[Signature]
(Signature of applicant)

Subscribed and sworn to before me this 7 day of January, 1978

[Signature]
(Notary public)

My commission expires 2/1/79

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____,
and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

2. Denial of said application is for the following reasons: _____

Witness my hand this _____ day of _____, 19 _____

FOR DEPARTMENT USE ONLY

Received by TB Date 1-16-78

Protest filed by _____

Prelim. check by _____ Fee 30⁰⁰ 7486

Receipted by [Signature] Date 1/16/78

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for approval denial

_____ rec'd. _____

by _____

Transfer No. 2233Application No. 39-0415STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use
APPROVED
Department of Water Resources
Southern District OfficeName of applicant SUN VALLEY CO. Phone 622-4111
Post office address SUN VALLEY, IDAHO 83353

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to HORACE C. LEWIS
in case of FROST DECREE (Name) vs ALTURAS WATER CO.
dated 12/19/1909 in 4TH JUDICIAL COURT county of LINCOLN
(Name of court)

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

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant

ACQUIRED THROUGH PURCHASE (COPY ATTACHED)3. Source of water TRAIL CREEK tributary to BIG WOOD RIVER4. Date of priority 4/25/1881

5. Water is used for the following purposes:

amount 25 CFS. for IRRIGATION OR OTHER USES purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)6. Total amount of water under right: a. 25 cubic feet per second
8/or
b. _____ acre feet per annum7. Location of original point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32
Township 5N Range 18E, B.M., in BLAINE County
Additional points of diversion, if any NW $\frac{1}{4}$ OF NW $\frac{1}{4}$ SEC 8, T.4N, RANGE 18E, B.M. IN BLAINE COUNTY

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
T.4N	18E	5									40	40	40	40					160
T.4N	18E	6													40			40	80
T.4N	18E	7	40		40	40					40			40	40	40	40		320
T.4N	18E	8					40	40											80
T.4N	18E	18					40	40											113.1

Total number of acres to be irrigated 753.1

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B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second &/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion ^{1. LEWIS #1 GATE 18.3 C.F.S.}
^{2. GOLF PUMPS 4.2 C.F.S.}
^{3. GROUND PUMPS 2.5 C.F.S.}
 - a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet
 - b. Point(s) of diversion ^{LEWIS #1 GATE} SE 1/4 SE 1/4, Section 32 Township 5N
Range 18E, B.M., BLAINE County
Additional points ^(GOLF PUMPS) NE 1/4 of SW 1/4 SEC. 5, T. 4N, RANGE 18E, B.M.
^(GROUND PUMPS) NW 1/4 of SE 1/4, SEC. 7, T. 4N, RANGE 18E, B.M.
 - c. Description of diverting works HEADGATE + TWO PUMPING STATIONS
 - d. Describe the reasons for applying for a change in the point(s) of diversion TO SUPPLY WATER TO A GOLF COURSE SPRINKLING SYSTEM AND A HOTEL GROUNDS SPRINKLING SYSTEM

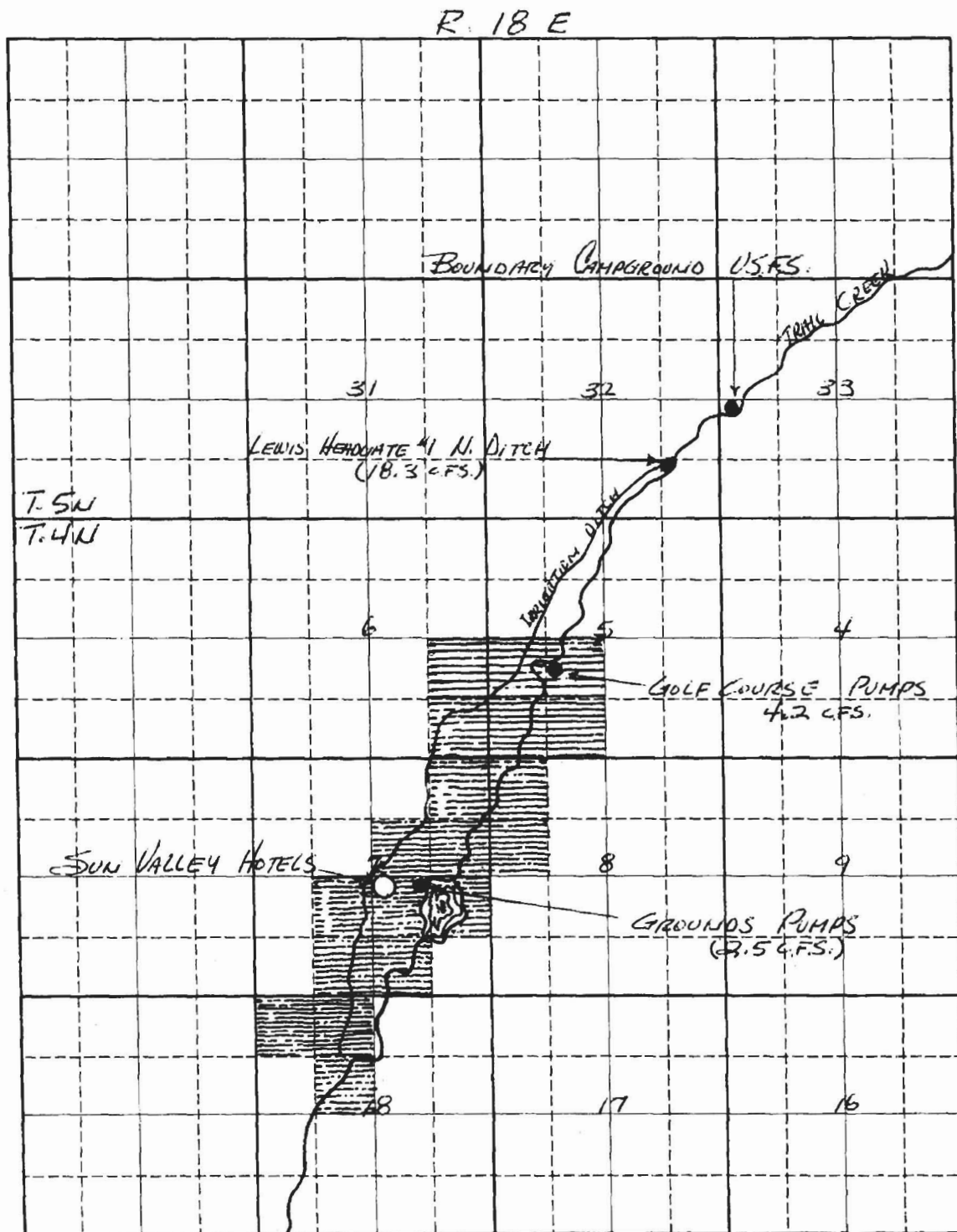
2. Change in place of use

- a. Describe the lands or place of use to which the right will be transferred:

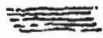
TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated.
Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

USE AREA 

WATERWAYS 

MICROFILMED

RECEIVED
JAN 08 1992

Department of Water Resources

David B. Lincoln
ELAM, BURKE AND BOYD
Key Financial Center, 10th Floor
702 West Idaho Street
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(208) 343-5454

Attorneys for Sun Valley Company

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)

Case No. 39576

NOTICE OF APPEARANCE

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all claimants to)
the use of water from the Snake)
River Basin Water System)

DESCRIPTIVE SUMMARY

This document contains the Notice of Appearance of David B.
Lincoln, entering an appearance on behalf of Sun Valley Company.

MICROFILMED
OCT 24 1994

NOTICE OF APPEARANCE

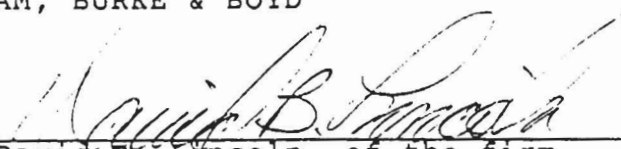
TO: Petitioner and its attorneys of record:

YOU WILL PLEASE TAKE NOTICE That David B. Lincoln of the firm Elam, Burke & Boyd, hereby enters the appearance of said firm as attorneys of record for Sun Valley Company in the above-entitled action.

DATED This 7th day of January, 1992.

ELAM, BURKE & BOYD

By


David B. Lincoln, of the firm
Counsel for Sun Valley Company

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing NOTICE OF APPEARANCE was mailed this 7th day of January, 1992 in an envelope with sufficient first-class postage prepaid thereon to the following:

SEE ATTACHMENT A.


David B. Lincoln

ATTACHMENT A -- CERTIFICATE OF MAILING

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OCT 24 1994

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ATTACHMENT A -- CERTIFICATE OF MAILING

MICROFILMED
OCT 24 1994

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Lorraine Bodi
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NOAA
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ATTACHMENT A -- CERTIFICATE OF MAILING

MICROFILMED
OCT 24 1988

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ATTACHMENT A -- CERTIFICATE OF MAILING

MICROFILMED
OCT 24 1994

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Valley County Courthouse
Cascade, ID 83611

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