

AMENDED DIRECTOR'S REPORT

Subcase Nos. 73-00006, 73-00012, 73-00105, 73-00107, 73-00114,
73-00115, 73-02015, 73-02037, 73-10037 and 73-10063

In Re SRBA
Twin Falls County Civil Case No. 39576

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 15 2010	
By _____	Clerk Deputy Clerk

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources
Gary Spackman, Interim Director
Donald V. Shaff, Adjudication Bureau Chief

January 12, 2010

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73-00115, 73-02015, 73-02037, 73-10037 and 73-10063**

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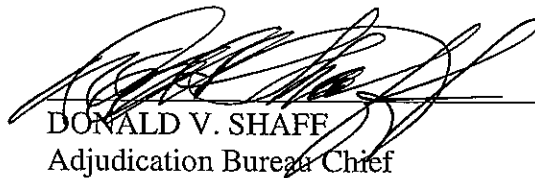
January 12, 2010

DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Interim Director of the Idaho Department of Water Resources.

DISCUSSION

Pursuant to the *Order Extending Deadlines* issued by Special Master Dolan on November 25, 2009, the Interim Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcases (see attached print-outs).



DONALD V. SHAFF
Adjudication Bureau Chief

CERTIFICATE OF SERVICE

I certify that on January 14, 2010, I served the original and/or copies of this form, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls Idaho 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

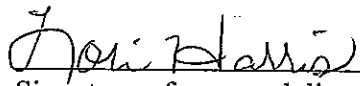
DIRECTOR OF IDWR
PO BOX 83720
BOISE ID 83720-0098

CUSTER COUNTY COURTHOUSE
PO BOX 385
CHALLIS ID 83226

CLIVE STRONG
OFFICE OF THE ATTORNEY GENERAL
PO BOX 44449
BOISE ID 83711-4449

UNITED STATES DEPT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES DIV
550 W FORT ST MSC 033
BOISE ID 83724

CIRCLE PI LLC
PO BOX 2295
MAY, ID 83252



Signature of person delivering form

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

RIGHT NUMBER: 73-6

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 1.800 CFS

PRIORITY DATE: 01/20/1910

POINT OF
DIVERSION:

T14N R22E S7 NWSW Lot 3 Within CUSTER County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>
	IRRIGATION		04/01 10/31		1.800 CFS
PLACE OF USE:	<u>IRRIGATION in CUSTER County</u>				
	T14N R21E S01	SWNW	0.20	T14N R21E S01	NESW 0.60
	T14N R21E S01	NWSW	28.00	T14N R21E S01	SWSW 39.00
	T14N R21E S01	SESW	9.00	T14N R21E S02 Lot 2	NWNE 7.00
	T14N R21E S02	SWNE	28.00	T14N R21E S02	SENE 16.00
	T14N R21E S02 Lot 3	NENW	27.00	T14N R21E S02 Lot 4	NWNW 38.00
	T14N R21E S02	SWNW	39.00	T14N R21E S02	SENW 37.00
	T14N R21E S02	NESW	40.00	T14N R21E S02	NWSW 40.00
	T14N R21E S02	NESE	39.00	T14N R21E S02	NWSE 40.00
	T14N R21E S02	SWSE	19.00	T14N R21E S02	SESE 40.00
	T14N R21E S03 Lot 1	NENE	36.00	T14N R21E S03 Lot 2	NWNE 29.00
	T14N R21E S03 Lot 3	NENW	35.00	T14N R21E S11	NENE 21.00
	T14N R21E S12	NENW	19.00	T14N R21E S12	NWNW 40.00
	T14N R21E S12	SWNW	28.00	T14N R21E S12	SENW 29.00

723.8 ACRES TOTAL

Place of use does not include federal public lands.

This right is limited to the irrigation of 90 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

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

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

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

RIGHT NUMBER: 73-12

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 1.200 CFS

PRIORITY DATE: 04/28/1913

POINT OF
DIVERSION:

T14N R22E S7 NWSW Lot 3 Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.200 CFS
PLACE OF USE: <u>IRRIGATION in CUSTER County</u>		
T14N R21E S01 SWNW 0.20	T14N R21E S01 NESW 0.60	
T14N R21E S01 NWSW 28.00	T14N R21E S01 SWSW 39.00	
T14N R21E S01 SESW 9.00	T14N R21E S02 Lot 2 NWNE 7.00	
T14N R21E S02 SWNE 28.00	T14N R21E S02 SENE 16.00	
T14N R21E S02 Lot 3 NENW 27.00	T14N R21E S02 Lot 4 NWNW 38.00	
T14N R21E S02 SWNW 39.00	T14N R21E S02 SENW 37.00	
T14N R21E S02 NESW 40.00	T14N R21E S02 NWSW 40.00	
T14N R21E S02 NESE 39.00	T14N R21E S02 NWSE 40.00	
T14N R21E S02 SWSE 19.00	T14N R21E S02 SESE 40.00	
T14N R21E S03 Lot 1 NENE 36.00	T14N R21E S03 Lot 2 NWNE 29.00	
T14N R21E S03 Lot 3 NENW 35.00	T14N R21E S11 NENE 21.00	
T14N R21E S12 NENW 19.00	T14N R21E S12 NWNW 40.00	
T14N R21E S12 SWNW 28.00	T14N R21E S12 SENW 29.00	

723.8 ACRES TOTAL

Place of use does not include federal public lands.

This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

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

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

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

RIGHT NUMBER: 73-105

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 11/30/1907

POINT OF
DIVERSION:

T14N R22E S7 NENE Within LEMHI County
T14N R22E S7 SENW Injection Within LEMHI County
T14N R22E S7 NWSW Lot 3 Rediversion Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.200 CFS
PLACE OF USE: <u>IRRIGATION in CUSTER County</u>		
T14N R21E S01 SWNW 0.20	T14N R21E S01 NESW 0.60	
T14N R21E S01 NWSW 28.00	T14N R21E S01 SWSW 39.00	
T14N R21E S01 SESW 9.00	T14N R21E S02 Lot 2 NWNE 7.00	
T14N R21E S02 SWNE 28.00	T14N R21E S02 SENE 16.00	
T14N R21E S02 Lot 3 NENW 27.00	T14N R21E S02 Lot 4 NWNW 38.00	
T14N R21E S02 SWNW 39.00	T14N R21E S02 SENW 37.00	
T14N R21E S02 NESW 40.00	T14N R21E S02 NWSW 40.00	
T14N R21E S02 NESE 39.00	T14N R21E S02 NWSE 40.00	
T14N R21E S02 SWSE 19.00	T14N R21E S02 SESE 40.00	
T14N R21E S03 Lot 1 NENE 36.00	T14N R21E S03 Lot 2 NWNE 29.00	
T14N R21E S03 Lot 3 NENW 35.00	T14N R21E S11 NENE 21.00	
T14N R21E S12 NENW 19.00	T14N R21E S12 NWNW 40.00	
T14N R21E S12 SWNW 28.00	T14N R21E S12 SENW 29.00	

723.8 ACRES TOTAL

Place of use does not include federal public lands.

This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

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

Source is also known as Big Spring Creek or O'Neal Creek.

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

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

RIGHT NUMBER: 73-107

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 1.200 CFS

PRIORITY DATE: 05/01/1906

POINT OF
DIVERSION:

T14N R22E S7 NWSW Lot 3 Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>	
IRRIGATION		04/01	10/31	1.200 CFS	
PLACE OF USE: <u>IRRIGATION in CUSTER County</u>					
T14N R21E S01	SWNW	0.20	T14N R21E S01	NESW	0.60
T14N R21E S01	NWSW	28.00	T14N R21E S01	SWSW	39.00
T14N R21E S01	SESW	9.00	T14N R21E S02 Lot 2	NWNE	7.00
T14N R21E S02	SWNE	28.00	T14N R21E S02	SENE	16.00
T14N R21E S02 Lot 3	NENW	27.00	T14N R21E S02 Lot 4	NWNW	38.00
T14N R21E S02	SWNW	39.00	T14N R21E S02	SENW	37.00
T14N R21E S02	NESW	40.00	T14N R21E S02	NWSW	40.00
T14N R21E S02	NESE	39.00	T14N R21E S02	NWSE	40.00
T14N R21E S02	SWSE	19.00	T14N R21E S02	SESE	40.00
T14N R21E S03 Lot 1	NENE	36.00	T14N R21E S03 Lot 2	NWNE	29.00
T14N R21E S03 Lot 3	NENW	35.00	T14N R21E S11	NENE	21.00
T14N R21E S12	NENW	19.00	T14N R21E S12	NWNW	40.00
T14N R21E S12	SWNW	28.00	T14N R21E S12	SENW	29.00

723.8 ACRES TOTAL

Place of use does not include federal public lands.

This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

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

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

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

RIGHT NUMBER: 73-114

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.600 CFS

PRIORITY DATE: 06/20/1908

POINT OF
DIVERSION:

T14N R22E S7 NENE Within LEMHI County
T14N R22E S7 SENW Injection Within LEMHI County
T14N R22E S7 NWSW Lot 3 Rediversion Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	1.600 CFS
PLACE OF USE: IRRIGATION in CUSTER County		
T14N R21E S01 SWNW 0.20	T14N R21E S01 NESW	0.60
T14N R21E S01 NWSW 28.00	T14N R21E S01 SWSW	39.00
T14N R21E S01 SESW 9.00	T14N R21E S02 Lot 2 NWNW	7.00
T14N R21E S02 SWNE 28.00	T14N R21E S02 SENE	16.00
T14N R21E S02 Lot 3 NENW 27.00	T14N R21E S02 Lot 4 NWNW	38.00
T14N R21E S02 SWNW 39.00	T14N R21E S02 SENW	37.00
T14N R21E S02 NESW 40.00	T14N R21E S02 NWSW	40.00
T14N R21E S02 NESE 39.00	T14N R21E S02 NWSE	40.00
T14N R21E S02 SWSE 19.00	T14N R21E S02 SESE	40.00
T14N R21E S03 Lot 1 NENE 36.00	T14N R21E S03 Lot 2 NWNW	29.00
T14N R21E S03 Lot 3 NENW 35.00	T14N R21E S11 NENE	21.00
T14N R21E S12 NENW 19.00	T14N R21E S12 NWNW	40.00
T14N R21E S12 SWNW 28.00	T14N R21E S12 SENW	29.00

723.8 ACRES TOTAL

Place of use does not include federal public lands.

This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

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

Source is also known as Big Spring Creek or O'Neal Creek.

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

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

RIGHT NUMBER: 73-115

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 2.800 CFS

PRIORITY DATE: 04/25/1904

POINT OF
DIVERSION:

T14N R22E S7 NENE Within LEMHI County
T14N R22E S7 SENW Injection Within LEMHI County
T14N R22E S7 NWSW Lot 3 Rediversion Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>	
IRRIGATION		04/01	10/31	2.800 CFS	
PLACE OF USE: <u>IRRIGATION in CUSTER County</u>					
T14N R21E S01	SWNW	0.20	T14N R21E S01	NESW	0.60
T14N R21E S01	NWSW	28.00	T14N R21E S01	SWSW	39.00
T14N R21E S01	SESW	9.00	T14N R21E S02 Lot 2	NWNE	7.00
T14N R21E S02	SWNE	28.00	T14N R21E S02	SENE	16.00
T14N R21E S02 Lot 3	NENW	27.00	T14N R21E S02 Lot 4	NWNW	38.00
T14N R21E S02	SWNW	39.00	T14N R21E S02	SENW	37.00
T14N R21E S02	NESW	40.00	T14N R21E S02	NWSW	40.00
T14N R21E S02	NESE	39.00	T14N R21E S02	NWSE	40.00
T14N R21E S02	SWSE	19.00	T14N R21E S02	SESE	40.00
T14N R21E S03 Lot 1	NENE	36.00	T14N R21E S03 Lot 2	NWNE	29.00
T14N R21E S03 Lot 3	NENW	35.00	T14N R21E S11	NENE	21.00
T14N R21E S12	NENW	19.00	T14N R21E S12	NWNW	40.00
T14N R21E S12	SWNW	28.00	T14N R21E S12	SENW	29.00

723.8 ACRES TOTAL

Place of use does not include federal public lands.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

This right is limited to the irrigation of 140 acres within the place of use described above in a single irrigation season.

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

Source is also known as Little Spring Creek, Spring Creek or O Neal Creek.

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

73-2015

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

RIGHT NUMBER: 73-2037

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 03/08/1908

POINT OF
DIVERSION:

T14N R22E S7 NWSW Lot 3 Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>	
IRRIGATION		04/01 10/31		1.000 CFS	
PLACE OF USE: <u>IRRIGATION in CUSTER County</u>					
T14N R21E S01	SWNW	0.20	T14N R21E S01	NESW	0.60
T14N R21E S01	NWSW	28.00	T14N R21E S01	SWSW	39.00
T14N R21E S01	SESW	9.00	T14N R21E S02 Lot 2	NWNE	7.00
T14N R21E S02	SWNE	28.00	T14N R21E S02	SENE	16.00
T14N R21E S02 Lot 3	NENW	27.00	T14N R21E S02 Lot 4	NWNW	38.00
T14N R21E S02	SWNW	39.00	T14N R21E S02	SENW	37.00
T14N R21E S02	NESW	40.00	T14N R21E S02	NWSW	40.00
T14N R21E S02	NESE	39.00	T14N R21E S02	NWSE	40.00
T14N R21E S02	SWSE	19.00	T14N R21E S02	SESE	40.00
T14N R21E S03 Lot 1	NENE	36.00	T14N R21E S03 Lot 2	NWNE	29.00
T14N R21E S03 Lot 3	NENW	35.00	T14N R21E S11	NENE	21.00
T14N R21E S12	NENW	19.00	T14N R21E S12	NWNW	40.00
T14N R21E S12	SWNW	28.00	T14N R21E S12	SENW	29.00

723.8 ACRES TOTAL

Place of use does not include federal public lands.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

This right is limited to the irrigation of 50 acres within the place of use described above in a single irrigation season.

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 - License

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

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

RIGHT NUMBER: 73-10037

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: PAHSIMEROI RIVER
PATTERSON CREEK

TRIBUTARY: SALMON RIVER
TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.600 CFS

PRIORITY DATE: 03/21/1905

POINT OF
DIVERSION:

T14N R21E S1 SESW Within CUSTER County
T14N R22E S7 NENE Within LEMHI County
T14N R22E S7 SENW Injection Within LEMHI County
T14N R22E S7 NWSW Lot 3 Rediversion Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.600 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T14N R21E S01	SWNW	0.20	T14N R21E S01	NESW	0.60
T14N R21E S01	NWSW	28.00	T14N R21E S01	SWSW	39.00
T14N R21E S01	SESW	9.00	T14N R21E S02 Lot 2	NWNE	7.00
T14N R21E S02	SWNE	28.00	T14N R21E S02	SENE	16.00
T14N R21E S02 Lot 3	NENW	27.00	T14N R21E S02 Lot 4	NWNW	38.00
T14N R21E S02	SWNW	39.00	T14N R21E S02	SENW	37.00
T14N R21E S02	NESW	40.00	T14N R21E S02	NWSW	40.00
T14N R21E S02	NESE	39.00	T14N R21E S02	NWSE	40.00
T14N R21E S02	SWSE	19.00	T14N R21E S02	SESE	40.00
T14N R21E S03 Lot 1	NENE	36.00	T14N R21E S03 Lot 2	NWNE	29.00
T14N R21E S03 Lot 3	NENW	35.00	T14N R21E S11	NENE	21.00
T14N R21E S12	NENW	19.00	T14N R21E S12	NWNW	40.00
T14N R21E S12	SWNW	28.00	T14N R21E S12	SENW	29.00

723.8 ACRES TOTAL

Place of use does not include federal public lands.

This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

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

Source is also known as Little Spring Creek, Spring Creek or O Neal Creek.

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

This right is a combination of old Right Nos 73-110A&B.

01/11/2010

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

RIGHT NUMBER: 73-10063

NAME AND ADDRESS: CIRCLE PI LLC
HC 62 BOX 2295
MAY ID 83253

SOURCE: MUD SPRINGS CREEK
PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER
TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 05/01/1906

POINT OF
DIVERSION:

T14N R22E S7 NENE Within LEMHI County
T14N R22E S7 SWNE Within LEMHI County
T14N R22E S7 SENW Injection Within LEMHI County
T14N R22E S7 SENW Injection Within LEMHI County
T14N R22E S7 NWSW Lot 3 Rediversion Within LEMHI County
T14N R22E S7 NWSW Lot 3 Rediversion Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.000 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T14N R21E S01	SWNW	0.20	T14N R21E S01	NESW	0.60
T14N R21E S01	NWSW	28.00	T14N R21E S01	SWSW	39.00
T14N R21E S01	SESW	9.00	T14N R21E S02 Lot 2	NWNE	7.00
T14N R21E S02	SWNE	28.00	T14N R21E S02	SENE	16.00
T14N R21E S02 Lot 3	NENW	27.00	T14N R21E S02 Lot 4	NWNW	38.00
T14N R21E S02	SWNW	39.00	T14N R21E S02	SENW	37.00
T14N R21E S02	NESW	40.00	T14N R21E S02	NWSW	40.00
T14N R21E S02	NESE	39.00	T14N R21E S02	NWSE	40.00
T14N R21E S02	SWSE	19.00	T14N R21E S02	SESE	40.00
T14N R21E S03 Lot 1	NENE	36.00	T14N R21E S03 Lot 2	NWNE	29.00
T14N R21E S03 Lot 3	NENW	35.00	T14N R21E S11	NENE	21.00
T14N R21E S12	NENW	19.00	T14N R21E S12	NWNW	40.00
T14N R21E S12	SWNW	28.00	T14N R21E S12	SENW	29.00

723.8 ACRES TOTAL

Place of use does not include federal public lands.

The rights listed below are limited to the irrigation of a combined total of 723.8 acres in a single irrigation season. Combined Right Nos.: 73-6, 73-12, 73-105, 73-107, 73-108, 73-114, 73-115, 73-2015, 73-2037, 73-2053, 73-7025, 73-10037, and 73-10063.

This right is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.

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

Patterson Creek is also known as Big Spring Creek or O'Neal Creek.

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

This right is a combination of old Right Nos 73-104 & 74-106.