

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 29 2010

By _____ Clerk
Deputy Clerk

DISTRICT COURT-SRBA
TWIN FALLS CO., ID
MAR 29 2010

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

In Re SRBA
Case No. 39576

Water Rights: See Attached

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

☐ Substitution of Party

XX IC § 42-222 transfer

☐ Point of diversion

XX Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

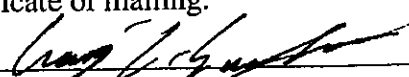
XX Other – Conditions & Remarks

☐ IC § 42-219 license

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

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

DATED: **3-25-10**


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 26, 2010, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

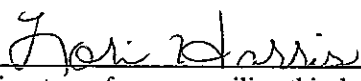
United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

Director of IDWR	☒ hand-delivered
PO Box 83720	
Boise ID 83720	

3. Copies to all parties to the subcase:

Ellsworth Angus Ranch	☐ overnight mail
PO Box 60	☒ regular mail
Leadore ID 83464	☐ hand-delivered
	☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document

Recommendations amended per transfer approval:

74-42

74-66

74-67

74-110

74-111

74-2329

74-7006

74-7148

74-15183

74-15190

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

RIGHT NUMBER: 74-42

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 4.800 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Use of this right with right nos. 74-66 and 74-67 is limited to a total combined diversion rate of 6.63 cfs.

Use of this right with right no. 74-67 is limited to a total combined diversion rate of 3.89 cfs.

PRIORITY DATE: 11/01/1888

POINT OF DIVERSION:

T15N R26E S8 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	4.800 CFS

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>
T15N R26E S01	SWNW <u>37.00</u> 40.00	<u>T15N R26E S01</u>	SENW <u>2.30</u>
<u>T15N R26E S01</u>	NESW <u>2.50</u>	T15N R26E S01	NWSW <u>36.00</u> 40.00
T15N R26E S01	SWSW <u>36.00</u> 38.00	<u>T15N R26E S01</u>	SESW <u>2.50</u>
T15N R26E S02 Lot 1 NENE	40.00	T15N R26E S02 Lot 2 NWNE	40.00
T15N R26E S02	SWNE <u>41.00</u> 40.00	T15N R26E S02	SENE <u>41.00</u> 40.00
<u>T15N R26E S02 Lot 3 NENW</u>	<u>9.30</u> 29.00	T15N R26E S02 Lot 4 NWNW	1.00
T15N R26E S02	SENW <u>10.00</u> 11.00	T15N R26E S02	NESE 40.00
T15N R26E S02	NWSE 22.00	T15N R26E S02	SWSE <u>1.80</u> 2.00
T15N R26E S02	SESE <u>31.00</u> 36.00	T16N R26E S34	SENE 39.00
T16N R26E S34	NESE 25.00	T16N R26E S35	SWNE 39.00
T16N R26E S35	SENE <u>27.00</u> 28.00	T16N R26E S35	SWNW <u>23.00</u> 22.00
T16N R26E S35	SENW <u>28.00</u> 30.00	T16N R26E S35	NESW <u>41.00</u> 40.00
T16N R26E S35	NWSW <u>41.00</u> 40.00	T16N R26E S35	SWSW <u>17.00</u> 26.00
T16N R26E S35	SESW <u>39.00</u> 40.00	T16N R26E S35	NESE <u>41.00</u> 40.00
T16N R26E S35	NWSE <u>41.00</u> 40.00	T16N R26E S35	SWSE <u>41.00</u> 40.00
T16N R26E S35	SESE <u>35.00</u> 40.00		

843.4 ACRES TOTAL ~~908 ACRES TOTAL~~

This right is limited to the irrigation of 209 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-66

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: TEXAS CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 2.740 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Use of this right with right no. 74-42 is limited to a total combined diversion rate of 2.74 cfs.

PRIORITY DATE: 06/01/1880

POINT OF DIVERSION:

T15N R26E S11 SWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.740 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>
T15N R26E S01	SWNW <u>37.00</u> 40.00	T15N R26E S01	SENW <u>2.30</u>
<u>T15N R26E S01</u>	<u>NESW 2.50</u>	T15N R26E S01	NWSW <u>36.00</u> 40.00
T15N R26E S01	SWSW <u>36.00</u> 38.00	<u>T15N R26E S01</u>	<u>SESW 2.50</u>
T15N R26E S02 Lot 1 NENE	40.00	T15N R26E S02 Lot 2 NWNE	40.00
T15N R26E S02	SWNE <u>41.00</u> 40.00	T15N R26E S02	SENE <u>41.00</u> 40.00
T15N R26E S02 Lot 3 NENW	<u>9.30</u> 29.00	T15N R26E S02 Lot 4 NWNW	1.00
T15N R26E S02	SENW <u>10.00</u> 11.00	T15N R26E S02	NESE 40.00
T15N R26E S02	NWSE 22.00	T15N R26E S02	SWSE <u>1.80</u> 2.00
T15N R26E S02	SESE <u>31.00</u> 36.00	T16N R26E S34	SENE 39.00
T16N R26E S34	NESE 25.00	T16N R26E S35	SWNE 39.00
T16N R26E S35	SENE <u>27.00</u> 28.00	T16N R26E S35	SWNW <u>23.00</u> 22.00
T16N R26E S35	SENW <u>28.00</u> 30.00	T16N R26E S35	NESW <u>41.00</u> 40.00
T16N R26E S35	NWSW <u>41.00</u> 40.00	T16N R26E S35	SWSW <u>17.00</u> 26.00
T16N R26E S35	SESW <u>39.00</u> 40.00	T16N R26E S35	NESE <u>41.00</u> 40.00
T16N R26E S35	NWSE <u>41.00</u> 40.00	T16N R26E S35	SWSE <u>41.00</u> 40.00
T16N R26E S35	SESE <u>35.00</u> 40.00		

843.4 ACRES TOTAL ~~900 ACRES TOTAL~~

This right is limited to the irrigation of 53.8 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-67

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: TEXAS CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 3.890 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Use of this right with right no. 74-42 is limited to a total combined diversion rate of 3.89 cfs.

PRIORITY DATE: 06/01/1881

POINT OF DIVERSION:

T15N R26E S11 SWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	3.890 CFS

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>
T15N R26E S01	SWNW 37.00 40.00	<u>T15N R26E S01</u>	SENW 2.30
<u>T15N R26E S01</u>	NESW 2.50	T15N R26E S01	NWSW 36.00 40.00
T15N R26E S01	SWSW 36.00 38.00	<u>T15N R26E S01</u>	SESW 2.50
T15N R26E S02 Lot 1 NENE	40.00	T15N R26E S02 Lot 2 NWNE	40.00
T15N R26E S02	SWNE 41.00 40.00	T15N R26E S02	SENE 41.00 40.00
T15N R26E S02 Lot 3 NENW	9.30 29.00	T15N R26E S02 Lot 4 NWNW	1.00
T15N R26E S02	SENW 10.00 11.00	T15N R26E S02	NESE 40.00
T15N R26E S02	NWSE 22.00	T15N R26E S02	SWSE 1.80 2.00
T15N R26E S02	SESE 31.00 36.00	T16N R26E S34	SENE 39.00
T16N R26E S34	NESE 25.00	T16N R26E S35	SWNE 39.00
T16N R26E S35	SENE 27.00 28.00	T16N R26E S35	SWNW 23.00 22.00
T16N R26E S35	SENW 28.00 30.00	T16N R26E S35	NESW 41.00 40.00
T16N R26E S35	NWSW 41.00 40.00	T16N R26E S35	SWSW 17.00 26.00
T16N R26E S35	SESW 39.00 40.00	T16N R26E S35	NESE 41.00 40.00
T16N R26E S35	NWSE 41.00 40.00	T16N R26E S35	SWSE 41.00 40.00
T16N R26E S35	SESE 35.00 40.00		

843.4 ACRES TOTAL ~~908-ACRES TOTAL~~

This right is limited to the irrigation of 190.6 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-110

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: TEXAS CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.220 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 05/14/1920

POINT OF DIVERSION:

T15N R26E S11 SWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.220 CFS

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>
T15N R26E S01	SWNW <u>37.00</u> 40.00	<u>T15N R26E S01</u>	SENW <u>2.30</u>
<u>T15N R26E S01</u>	NESW <u>2.50</u>	T15N R26E S01	NWSW <u>36.00</u> 40.00
T15N R26E S01	SWSW <u>36.00</u> 38.00	<u>T15N R26E S01</u>	SESW <u>2.50</u>
T15N R26E S02 Lot 1 NENE	40.00	T15N R26E S02 Lot 2 NWNE	40.00
T15N R26E S02	SWNE <u>41.00</u> 40.00	T15N R26E S02	SENE <u>41.00</u> 40.00
T15N R26E S02 Lot 3 NENW	<u>9.30</u> 29.00	T15N R26E S02 Lot 4 NWNW	1.00
T15N R26E S02	SENW <u>10.00</u> 11.00	T15N R26E S02	NESE 40.00
T15N R26E S02	NWSE 22.00	T15N R26E S02	SWSE <u>1.80</u> 2.00
T15N R26E S02	SESE <u>31.00</u> 36.00	T16N R26E S34	SENE 39.00
T16N R26E S34	NESE 25.00	T16N R26E S35	SWNE 39.00
T16N R26E S35	SENE <u>27.00</u> 28.00	T16N R26E S35	SWNW <u>23.00</u> 22.00
T16N R26E S35	SENW <u>28.00</u> 30.00	T16N R26E S35	NESW <u>41.00</u> 40.00
T16N R26E S35	NWSW <u>41.00</u> 40.00	T16N R26E S35	SWSW <u>17.00</u> 26.00
T16N R26E S35	SESW <u>39.00</u> 40.00	T16N R26E S35	NESE <u>41.00</u> 40.00
T16N R26E S35	NWSE <u>41.00</u> 40.00	T16N R26E S35	SWSE <u>41.00</u> 40.00
T16N R26E S35	SESE <u>35.00</u> 40.00		

843.4 ACRES TOTAL ~~908 ACRES TOTAL~~

This right is limited to the irrigation of 58.8 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-111

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: TEXAS CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 4.250 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 05/14/1920

POINT OF DIVERSION:

T15N R26E S11 SWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	4.250 CFS

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>
T15N R26E S01	SWNW 37.00 40.00	T15N R26E S01	SENE 2.30
<u>T15N R26E S01</u>	<u>NESW 2.50</u>	T15N R26E S01	NWSW 36.00 40.00
T15N R26E S01	SWSW 36.00 38.00	<u>T15N R26E S01</u>	<u>SESW 2.50</u>
T15N R26E S02 Lot 1 NENE	40.00	T15N R26E S02 Lot 2 NWNE	40.00
T15N R26E S02	SWNE 41.00 40.00	T15N R26E S02	SENE 41.00 40.00
T15N R26E S02 Lot 3 NENW	9.30 29.00	T15N R26E S02 Lot 4 NWNW	1.00
T15N R26E S02	SENE 10.00 11.00	T15N R26E S02	NESE 40.00
T15N R26E S02	NWSE 22.00	T15N R26E S02	SWSE 1.80 2.00
T15N R26E S02	SESE 31.00 36.00	T16N R26E S34	SENE 39.00
T16N R26E S34	NESE 25.00	T16N R26E S35	SWNE 39.00
T16N R26E S35	SENE 27.00 28.00	T16N R26E S35	SWNW 23.00 22.00
T16N R26E S35	SENE 28.00 30.00	T16N R26E S35	NESW 41.00 40.00
T16N R26E S35	NWSW 41.00 40.00	T16N R26E S35	SWSW 17.00 26.00
T16N R26E S35	SESW 39.00 40.00	T16N R26E S35	NESE 41.00 40.00
T16N R26E S35	NWSE 41.00 40.00	T16N R26E S35	SWSE 41.00 40.00
T16N R26E S35	SESE 35.00 40.00		

843.4 ACRES TOTAL ~~908 ACRES TOTAL~~

This right is limited to the irrigation of 306.1 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-2329

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: GROUNDWATER

QUANTITY: 4.520 CFS
791.70 AFY

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 04/07/1965

POINT OF DIVERSION:

T15N R26E S2 SWSESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	4.520 CFS 791.70 AFY

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>
T15N R26E S01	SWNW <u>37.00</u> 40.00	<u>T15N R26E S01</u>	SENW <u>2.30</u>
<u>T15N R26E S01</u>	NESW <u>2.50</u>	T15N R26E S01	NWSW <u>36.00</u> 40.00
T15N R26E S01	SWSW <u>36.00</u> 38.00	<u>T15N R26E S01</u>	SESW <u>2.50</u>
T15N R26E S02 Lot 1 NENE	40.00	T15N R26E S02 Lot 2 NWNE	40.00
T15N R26E S02	SWNE <u>41.00</u> 40.00	T15N R26E S02	SENE <u>41.00</u> 40.00
T15N R26E S02 Lot 3 NENW	<u>9.30</u> 29.00	T15N R26E S02 Lot 4 NWNW	1.00
T15N R26E S02	SENW <u>10.00</u> 11.00	T15N R26E S02	NESE 40.00
T15N R26E S02	NWSE 22.00	T15N R26E S02	SWSE <u>1.80</u> 2.00
T15N R26E S02	SESE <u>31.00</u> 36.00	T16N R26E S34	SENE 39.00
T16N R26E S34	NESE 25.00	T16N R26E S35	SWNE 39.00
T16N R26E S35	SENE <u>27.00</u> 28.00	T16N R26E S35	SWNW <u>23.00</u> 22.00
T16N R26E S35	SENW <u>28.00</u> 30.00	T16N R26E S35	NESW <u>41.00</u> 40.00
T16N R26E S35	NWSW <u>41.00</u> 40.00	T16N R26E S35	SWSW <u>17.00</u> 26.00
T16N R26E S35	SESW <u>39.00</u> 40.00	T16N R26E S35	NESE <u>41.00</u> 40.00
T16N R26E S35	NWSE <u>41.00</u> 40.00	T16N R26E S35	SWSE <u>41.00</u> 40.00
T16N R26E S35	SESE <u>35.00</u> 40.00		

843.4 ACRES TOTAL ~~900 ACRES TOTAL~~

This right is limited to the irrigation of 226.2 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-7006

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: GROUNDWATER

QUANTITY: 3.20 CFS
480.0 AFY

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Use of this right with right no. 74-2329 is limited to a total combined diversion rate of 5.69 cfs.

PRIORITY DATE: 04/24/1970

POINT OF DIVERSION:

T15N R26E S2 SWSESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	3.20 CFS 480.0 AFY

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>
T15N R26E S01	SWNW <u>37.00</u> 40.00	<u>T15N R26E S01</u>	<u>SENW</u> <u>2.30</u>
<u>T15N R26E S01</u>	<u>NESW</u> <u>2.50</u>	T15N R26E S01	NWSW <u>36.00</u> 40.00
T15N R26E S01	SWSW <u>36.00</u> 38.00	<u>T15N R26E S01</u>	<u>SESW</u> <u>2.50</u>
T15N R26E S02 Lot 1 NENE	40.00	T15N R26E S02 Lot 2 NWNE	40.00
T15N R26E S02	SWNE <u>41.00</u> 40.00	T15N R26E S02	SENE <u>41.00</u> 40.00
T15N R26E S02 Lot 3 NENW	<u>9.30</u> 29.00	T15N R26E S02 Lot 4 NWNW	1.00
T15N R26E S02	SENE <u>10.00</u> 11.00	T15N R26E S02	NESE 40.00
T15N R26E S02	NWSE 22.00	T15N R26E S02	SWSE <u>1.80</u> 2.00
T15N R26E S02	SESE <u>31.00</u> 36.00	T16N R26E S34	SENE 39.00
T16N R26E S34	NESE 25.00	T16N R26E S35	SWNE 39.00
T16N R26E S35	SENE <u>27.00</u> 28.00	T16N R26E S35	SWNW <u>23.00</u> 22.00
T16N R26E S35	SENE <u>28.00</u> 30.00	T16N R26E S35	NESW <u>41.00</u> 40.00
T16N R26E S35	NWSW <u>41.00</u> 40.00	T16N R26E S35	SWSW <u>17.00</u> 26.00
T16N R26E S35	SESW <u>39.00</u> 40.00	T16N R26E S35	NESE <u>41.00</u> 40.00
T16N R26E S35	NWSE <u>41.00</u> 40.00	T16N R26E S35	SWSE <u>41.00</u> 40.00
T16N R26E S35	SESE <u>35.00</u> 40.00		

843.4 ACRES TOTAL ~~908 ACRES TOTAL~~

This right is limited to the irrigation of 160 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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(5), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-7148

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: GROUNDWATER

QUANTITY: 4.30 CFS
645. 0 AFY

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This right when combined with all other rights shall provide no more than .02 cfs per-acre nor more than 3.0 afa per acre for irrigation of the lands above.

Use of this right with right nos. 74-2329 and 74-7006 is limited to a total combined diversion rate of 5.69 ~~4.99~~ cfs.

PRIORITY DATE: 12/03/1981

POINT OF DIVERSION:

T15N R26E S2 SWSESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	4.30 CFS 645.0 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW 2.00</u>	<u>T15N R26E S01 Lot 4 NWNW 36.00</u>
T15N R26E S01 SWNW <u>37.00</u> 40.00	<u>T15N R26E S01 SENW 2.30</u>
<u>T15N R26E S01 NESW 2.50</u>	T15N R26E S01 NWSW <u>36.00</u> 40.00
T15N R26E S01 SWSW <u>36.00</u> 38.00	<u>T15N R26E S01 SESW 2.50</u>
T15N R26E S02 Lot 1 NENE 40.00	T15N R26E S02 Lot 2 NWNE 40.00
T15N R26E S02 SWNE <u>41.00</u> 40.00	T15N R26E S02 SENE <u>41.00</u> 40.00
T15N R26E S02 Lot 3 NENW <u>9.30</u> 29.00	<u>T15N R26E S02 Lot 4 NWNW 1.00</u>
T15N R26E S02 SENW <u>10.00</u> 11.00	T15N R26E S02 NESE 40.00
T15N R26E S02 NWSE 22.00	T15N R26E S02 SWSE <u>1.80</u> 2.00
T15N R26E S02 SESE <u>31.00</u> 36.00	<u>T16N R26E S34 SENE 39.00</u>
<u>T16N R26E S34 NESE 25.00</u>	T16N R26E S35 SWNE 39.00

T16N R26E S35	SENE	<u>27.00</u>	20.00	T16N R26E S35	SWNW	<u>23.00</u>	22.00
T16N R26E S35	SENW	<u>28.00</u>	30.00	T16N R26E S35	NESW	<u>41.00</u>	40.00
T16N R26E S35	NWSW	<u>41.00</u>	40.00	T16N R26E S35	SWSW	<u>17.00</u>	26.00
T16N R26E S35	SESW	<u>39.00</u>	40.00	T16N R26E S35	NESE	<u>41.00</u>	40.00
T16N R26E S35	NWSE	<u>41.00</u>	40.00	T16N R26E S35	SWSE	<u>41.00</u>	40.00
T16N R26E S35	SESE	<u>35.00</u>	40.00				

843.4 ACRES TOTAL ~~900 ACRES TOTAL~~

This right is limited to the irrigation of 215 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-15183

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: BIG TIMBER CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 5.840 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF DIVERSION:

T15N R26E S8 NWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	5.840 CFS

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>		
<u>T15N R26E S01</u>	<u>SWNW 37.00</u>	<u>40.00</u>	<u>T15N R26E S01</u>	<u>SENW 2.30</u>	
<u>T15N R26E S01</u>	<u>NESW 2.50</u>		<u>T15N R26E S01</u>	<u>NWSW 36.00</u>	<u>40.00</u>
<u>T15N R26E S01</u>	<u>SWSW 36.00</u>	<u>38.00</u>	<u>T15N R26E S01</u>	<u>SESW 2.50</u>	
<u>T15N R26E S02 Lot 1 NENE</u>	<u>40.00</u>		<u>T15N R26E S02 Lot 2 NWNE</u>	<u>40.00</u>	
<u>T15N R26E S02</u>	<u>SWNE 41.00</u>	<u>40.00</u>	<u>T15N R26E S02</u>	<u>SENE 41.00</u>	<u>40.00</u>
<u>T15N R26E S02 Lot 3 NENW</u>	<u>9.30</u>	<u>29.00</u>	<u>T15N R26E S02 Lot 4 NWNW</u>	<u>1.00</u>	
<u>T15N R26E S02</u>	<u>SENW 10.00</u>	<u>11.00</u>	<u>T15N R26E S02</u>	<u>NESE 40.00</u>	
<u>T15N R26E S02</u>	<u>NWSE 22.00</u>		<u>T15N R26E S02</u>	<u>SWSE 1.80</u>	<u>2.00</u>
<u>T15N R26E S02</u>	<u>SESE 31.00</u>	<u>36.00</u>	<u>T16N R26E S34</u>	<u>SENE 39.00</u>	
<u>T16N R26E S34</u>	<u>NESE 25.00</u>		<u>T16N R26E S35</u>	<u>SWNE 39.00</u>	
<u>T16N R26E S35</u>	<u>SENE 27.00</u>	<u>28.00</u>	<u>T16N R26E S35</u>	<u>SWNW 23.00</u>	<u>22.00</u>
<u>T16N R26E S35</u>	<u>SENW 28.00</u>	<u>30.00</u>	<u>T16N R26E S35</u>	<u>NESW 41.00</u>	<u>40.00</u>
<u>T16N R26E S35</u>	<u>NWSW 41.00</u>	<u>40.00</u>	<u>T16N R26E S35</u>	<u>SWSW 17.00</u>	<u>26.00</u>
<u>T16N R26E S35</u>	<u>SESW 39.00</u>	<u>40.00</u>	<u>T16N R26E S35</u>	<u>NESE 41.00</u>	<u>40.00</u>
<u>T16N R26E S35</u>	<u>NWSE 41.00</u>	<u>40.00</u>	<u>T16N R26E S35</u>	<u>SWSE 41.00</u>	<u>40.00</u>
<u>T16N R26E S35</u>	<u>SESE 35.00</u>	<u>40.00</u>			

843.4 ACRES TOTAL ~~908 ACRES TOTAL~~

This right is limited to the irrigation of 209 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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.

This right is supplemental to water right 74-42.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.

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

RIGHT NUMBER: 74-15190

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH
PO BOX 60
LEADORE ID 83464

SOURCE: TEXAS CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 3.000 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148 and 74-15183 when combined shall not exceed a total diversion rate of 22.63 cfs.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a priority date earlier than October 3, 1974.

POINT OF DIVERSION:

T15N R26E S11 SWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	3.000 CFS

PLACE OF USE: IRRIGATION in LEMHI County

<u>T15N R26E S01 Lot 3 NENW</u>	<u>2.00</u>	<u>T15N R26E S01 Lot 4 NWNW</u>	<u>36.00</u>
T15N R26E S01	SWNW <u>37.00</u> 40.00	T15N R26E S01	SENW <u>2.30</u>
<u>T15N R26E S01</u>	<u>NESW 2.50</u>	T15N R26E S01	NWSW <u>36.00</u> 40.00
T15N R26E S01	SWSW <u>36.00</u> 38.00	<u>T15N R26E S01</u>	<u>SESW 2.50</u>
T15N R26E S02 Lot 1	NENE 40.00	T15N R26E S02 Lot 2	NWNE 40.00
T15N R26E S02	SWNE <u>41.00</u> 40.00	T15N R26E S02	SENE <u>41.00</u> 40.00
T15N R26E S02 Lot 3	NENW <u>9.30</u> 29.00	T15N R26E S02 Lot 4 NWNW	1.00
T15N R26E S02	SENW <u>10.00</u> 11.00	T15N R26E S02	NESE 40.00
T15N R26E S02	NWSE 22.00	T15N R26E S02	SWSE <u>1.80</u> 2.00
T15N R26E S02	SESE <u>31.00</u> 36.00	T16N R26E S34	SENE 39.00
T16N R26E S34	NESE 25.00	T16N R26E S35	SWNE 39.00
T16N R26E S35	SENE <u>27.00</u> 28.00	T16N R26E S35	SWNW <u>38.00</u> 35.00
T16N R26E S35	SENW <u>34.00</u> 37.00	T16N R26E S35	NESW <u>41.00</u> 40.00
T16N R26E S35	NWSW <u>41.00</u> 40.00	T16N R26E S35	SWSW <u>17.00</u> 26.00
T16N R26E S35	SESW <u>39.00</u> 40.00	T16N R26E S35	NESE <u>41.00</u> 40.00
T16N R26E S35	NWSE <u>41.00</u> 40.00	T16N R26E S35	SWSE <u>41.00</u> 40.00
T16N R26E S35	SESE <u>35.00</u> 40.00		

867.4 ACRES TOTAL ~~925 ACRES TOTAL~~

This right is limited to the irrigation of 412.4 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 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148, 74-15183.

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.

This right is supplemental to water right nos. 74-66, 74-67, 74-110, 74-111 and 74-2320.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by Transfer 74356 within one year of the date of the approval.