



A5711560

Claim No(s). 57-11560

Claim No(s). 57-11560

[illegible]

02/26/2001

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

RIGHT NUMBER: 57-11560

NAME AND ADDRESS: SEVEN HIGH RANCH INC  
HC 79 BOX 44  
MELBA, ID 83641

SOURCE: REYNOLDS CREEK                      TRIBUTARY: SNAKE RIVER

QUANTITY: 10.66 CFS

PRIORITY DATE: 09/21/1911

|                     |               |      |                      |
|---------------------|---------------|------|----------------------|
| POINT OF DIVERSION: | T03S R04W S12 | NESE | Within OWYHEE County |
|                     | T03S R04W S24 | SWNE | Within OWYHEE County |

PURPOSE AND  
PERIOD OF USE:

|                       |                      |                 |
|-----------------------|----------------------|-----------------|
| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
| IRRIGATION            | 02-15 07-15          | 10.66 CFS       |

PLACE OF USE:

|                                        |               |       |      |               |       |      |    |
|----------------------------------------|---------------|-------|------|---------------|-------|------|----|
| <u>IRRIGATION Within OWYHEE County</u> |               |       |      |               |       |      |    |
| 13                                     | T02S R04W S25 | SESW  | 8    | T02S R04W S25 | SWSE  | 30   |    |
|                                        | T02S R04W S35 | SESW  | 9    | T02S R04W S35 | NESE  | 17   |    |
|                                        | T02S R04W S35 | SWSE  | 17   | T02S R04W S35 | SESE  | 28   |    |
|                                        | T02S R04W S36 | NENW  | 12   | T02S R04W S36 | NWNW  | 6    |    |
|                                        | T02S R04W S36 | SWNW  | 11   | T03S R04W S2  | LOT 1 | NENE | 13 |
|                                        | T03S R04W S2  | LOT 2 | NWNE | 26            |       |      |    |

177 ACRES TOTAL

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

11/14/2000

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

RIGHT NUMBER: 57-11560

NAME AND ADDRESS: SEVEN HIGH RANCH INC  
HC 79 BOX 44  
MELBA, ID 83641

SOURCE: REYNOLDS CREEK      TRIBUTARY: SNAKE RIVER

QUANTITY: 10.66 CFS

PRIORITY DATE: ~~02/25/1970~~ 9/21/1911

POINT OF DIVERSION: T03S R04W S12      NESE      Within OWYHEE County  
T03S R04W S24      SWNE      Within OWYHEE County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| IRRIGATION     | 02-15 07-15   | 10.66 CFS |

PLACE OF USE:

| IRRIGATION Within OWYHEE County |               |                 |               |      |    |
|---------------------------------|---------------|-----------------|---------------|------|----|
| T02S R04W S25                   | SESW          | 8               | T02S R04W S25 | SWSE | 30 |
| T02S R04W S35                   | SESW          | <del>18</del> 9 | T02S R04W S35 | NESE | 17 |
| T02S R04W S35                   | SWSE          | 17              | T02S R04W S35 | SESE | 28 |
| T02S R04W S36                   | NENW          | 12              | T02S R04W S36 | NWNW | 6  |
| T02S R04W S36                   | SWNW          | 11              | T03S R04W S2  | NENE | 13 |
| T03S R04W S2                    | LOT 2    NWNE | 26              |               |      |    |
| 186 ACRES TOTAL                 |               |                 |               |      |    |

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL  
PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR  
FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS  
MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN  
TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE.  
SECTION 42-1412(6), IDAHO CODE.

THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE  
UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS  
THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12,  
NESE) IS AT OR LESS THAN 57 CFS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Add sub. language

THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.

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 SHALL NOT BE DELIVERED IF THE FLOW AT THE UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR LESS THAN 57 CFS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NOS. 57-00253, 57-00268, 57-01064, 57-01065, 57-00254B, 57-00255B, 57-00256, 57-01063, 57-01066, 57-01067 AND 57-00261 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

RIGHT NOS. 57-00253, 57-00268, 57-01064, 57-01065, 57-00254B, 57-00255B, 57-00256, 57-01063, 57-01066, 57-01067 AND 57-00261 ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

DATE: 09/25/00  
PAGE: 1

ED TO  
E  
,  
LIMITED  
GE

VERSION

Objection Filed Date:

10.66

51-02187 (a) 176.0 acres @ 1911  
(b) 9.0 acres @ 1920

DATE: 09/25/00  
PAGE: 2

Misc: Water District Number: 57R Field Inspection Flag:  
Presumption Flag:

108

$$\begin{array}{r} - 9.0 \\ \hline 99.0 \end{array}$$

AJ5809NP  
No. 57-00268

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/25/00  
PAGE: 3

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | BRUCE REUCK    | 06/01/1883       | IRRIGATION | 03-15 11-15           | 0.360 CFS         |                     |
| C                | TERRY L REUCK  |                  |            |                       |                   |                     |
| TOTAL DIVERSION: |                |                  |            |                       | 0.360 CFS         |                     |

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03S R04W S12

NESE (B)

OWYHEE County

Place of use Legal Description for: IRRIGATION

|             |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |      |      |
|-------------|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|------|------|
| T           | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | :    | SUM  |
| 02S         | 04W | 25 | : |    |    |    |    |    |    |    |    |    |    |    |    | 08 |    |    |    | 03   | 11.0 |
| 02S         | 04W | 36 | : |    |    |    |    | 12 | 01 | 11 |    |    |    |    |    |    |    |    |    |      | 24.0 |
| TOTAL ACRES |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 35.0 |      |

POU County: OWYHEE

Other Rights: 57-02170, 57-02187, 57-00253, 57-01064, 57-01065

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.78 CFS. COMBINED RIGHT NOS.: 57-00261, 57-01067, 57-02187, 57-00253, 57-01065, 57-02170 & 57-01064.

POU USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 189 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-00261, 57-01067, 57-00253, 57-01065, 57-02170, 57-02187 & 57-01064.

USE OF THIS RIGHT WITH RIGHTS 57-00253 AND 57-01065 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 35 ACRES IN A SINGLE IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 57-00253, 57-01064 & 57-01065

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 57R

Field Inspection Flag:  
Presumption Flag:

AJ5809NP  
No. 57-01063

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/25/00  
PAGE: 4

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | BRUCE REUCK    | 03/26/1920       | IRRIGATION | 03-15 11-15           | 0.180 CFS         |                     |
| C                | TERRY L REUCK  |                  |            |                       |                   |                     |
| TOTAL DIVERSION: |                |                  |            |                       | 0.180 CFS         |                     |

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T03S R04W S24

SWNE (A)

OWYHEE County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |     |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|-----|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | SUM |
| 02S | 04W | 35 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : | 9.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |   | 9.0 |

TOTAL ACRES

POU County: OWYHEE

Other Rights: 57-00261, 57-01067

Remarks: EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION  
DESCRIBED ABOVE: 57-00254B, 57-00255B, 57-00256, 57-00261,  
57-01066 & 57-01067

Dates: Exam Made Date: Verified Date: 11/10/1997 Objection Filed Date:

Misc: Water District Number: 57R Field Inspection Flag:  
Presumption Flag:

AJ5809NP  
No. 57-01064

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/25/00  
PAGE: 5

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | BRUCE REUCK    | 09/21/1911       | IRRIGATION | 03-15 11-15           | 0.800 CFS         |                     |
| C                | TERRY L REUCK  |                  |            |                       |                   |                     |
| TOTAL DIVERSION: |                |                  |            |                       | 0.800 CFS         |                     |

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03S R04W S12

NESE (12)

OWYHEE County

Place of use Legal Description for: IRRIGATION

|             |        | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |      |      |
|-------------|--------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|------|------|
| T           | R S    | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac   | SUM  |
| 02S         | 04W 25 | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |      | 30.0 |
| 02S         | 04W 36 | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |    | :  |      | 10.0 |
| TOTAL ACRES |        |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 40.0 |      |

POU County: OWYHEE

Other Rights: 57-02170, 57-02187, 57-00253, 57-00268, 57-01065

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 3.78 CFS. COMBINED RIGHT NOS.:  
57-00261, 57-01067, 57-02187, 57-00253, 57-00268, 57-01065 &  
57-02170.

POU USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO  
THE IRRIGATION OF A COMBINED TOTAL OF 189 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-00261, 57-01067,  
57-02187, 57-00253, 57-00268, 57-01065, 57-02170.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION  
DESCRIBED ABOVE: 57-00253, 57-00268 & 57-01065

Dates: Exam Made Date: Verified Date: 11/10/1997 Objection Filed Date:

Misc: Water District Number: 57R Field Inspection Flag:  
Presumption Flag:

AJ5809NP  
No. 57-01065

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/25/00  
PAGE: 6

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | BRUCE REUCK    | 09/21/1911       | IRRIGATION | 03-15 11-15           | 0.160 CFS         |                     |
| C                | TERRY L REUCK  |                  |            |                       |                   |                     |
| TOTAL DIVERSION: |                |                  |            |                       | 0.160 CFS         |                     |

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T03S R04W S12

NESE

(12)

OWYHEE County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |   |             |      |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|-------------|------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | SUM         |      |
| 02S | 04W | 25 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : | 11.0        |      |
| 02S | 04W | 36 | : |    |    |    |    | 12 | 01 | 11 |    |    |    |    |    |    |    | : | 24.0        |      |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |   | TOTAL ACRES | 35.0 |

POU County: OWYHEE

Other Rights: 57-02170, 57-02187, 57-00253, 57-00268, 57-01064

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.78 CFS. COMBINED RIGHT NOS.: 57-00261, 57-01067, 57-02187, 57-00253, 57-00268, 57-02170 & 57-01064.

POU USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 189 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-00261, 57-01067, 57-00253, 57-00268, 57-02187, 57-02170, 57-01064.  
USE OF THIS RIGHT WITH RIGHTS 57-00253 & 57-00268 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 35 ACRES IN A SINGLE IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 57-00253, 57-00268 & 57-01064

Dates: Exam Made Date: Verified Date: Objection Filed Date:  
Misc: Water District Number: 57R Field Inspection Flag:  
Presumption Flag:

AJ5809NP  
No. 57-01067

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/25/00  
PAGE: 7

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | BRUCE REUCK    | 09/21/1911       | IRRIGATION | 03-15 11-15           | 0.280 CFS         |                     |
| C                | TERRY L REUCK  |                  |            |                       |                   |                     |
| TOTAL DIVERSION: |                |                  |            |                       | 0.280 CFS         |                     |

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T03S R04W S24

SWNE

A

OWYHEE County

Place of use Legal Description for: IRRIGATION

|             |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |       |      |
|-------------|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|------|
| T           | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac    | SUM  |
| 02S         | 04W | 35 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |       | 66.0 |
| 03S         | 04W | 2  | : | 01 | 13 | 02 | 26 |    |    |    |    |    |    |    |    |    |    |    |       | 48.0 |
| TOTAL ACRES |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 114.0 |      |

04  
= 17

POU County: OWYHEE

Other Rights: 57-00261, 57-01067, 57-02187

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 3.78 CFS. COMBINED RIGHT NOS.:  
57-00261, 57-02187, 57-00253, 57-00268, 57-01065, 57-02170 &  
57-01064.

POU USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO  
THE IRRIGATION OF A COMBINED TOTAL OF 189 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-00261, 57-02187,  
57-00253, 57-00268, 57-01065, 57-02170, 57-01064.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION  
DESCRIBED ABOVE: 57-00254B, 57-00255B, 57-00256, 57-00261,  
57-01063 & 57-01066

Dates: Exam Made Date: Verified Date: 11/07/1997 Objection Filed Date:

Misc: Water District Number: 57R Field Inspection Flag:  
Presumption Flag:

RECEIVED

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

JUN 04 1999

WATER RESOURCES  
WESTERN REGION  
39576

## CIVIL CASE NUMBER:

Ident. Number

A57-11560

Date Received

5-20-99

Receipt Number

C045504

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEMNOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Seven High Ranch, Inc. Phone (208) 495-2810  
Mailing Address HC 79 Box 44, Melba, Idaho Zip 83641
2. Date of Priority (Only one (1) per claim) September 21, 1911
3. Source of water supply (a) Reynolds Creek  
which is tributary to (b) Snake River
4. a. Location of existing point of diversion is: Township 3S Range 4W Section 24,  
1/4 of SW 1/4 of NE 1/4, Govt. Lot, B.M., County of Owyhee  
Additional points of diversion if any: T3S R4W S12 NESE
- 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,  
\_\_\_\_\_ 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. Big Place ditch and Community  
West ditch

RECEIVED

JUN 4 1988

WESTERN REGION  
WATER RESOURCES

## HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For irrigation purposes from 2/15 to 7/15 amount 10.66 or 651.0

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

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

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

7. Total quantity claimed (a) 10.66 (cfs) and/or (b) 651.0 (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.) None

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 |        |
| 2S  | 4W  | 25  |            |           |       |       |        |       |       |       |        |       |       | 8     |        |       | 30    |       | 38     |
|     |     | 35  |            |           |       |       |        |       |       |       |        |       |       | 18    | 17     |       | 17    | 28    | 80     |
|     |     | 36  |            |           |       |       | 12     | 6     | 11    |       |        |       |       |       |        |       |       |       | 29     |
| 3S  | 4W  | 2   | Lt1<br>-13 | Lt2<br>26 |       |       |        |       |       |       |        |       |       |       |        |       |       |       | 39     |
|     |     |     |            |           |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |            |           |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |            |           |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 186

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

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.

57-00261, 57-01067, 57-01063, 57-00268, 57-00253, 57-01064 & 57-01065 or None ( )

14. Remarks:

Use of this right with the rights listed above is for the irrigation of 186 acres. Use of this right with the rights listed above, 57-00254B, 57-00255B, 57-00256, 57-01066 and the high water claim by Jerry Hoagland is for the irrigation of 262 acres with a combined diversion rate of 10.66 cfs. See further remarks attached.

Last Name Seven High Ranch Inc Ident No. A57-11560  
(Big Place)

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

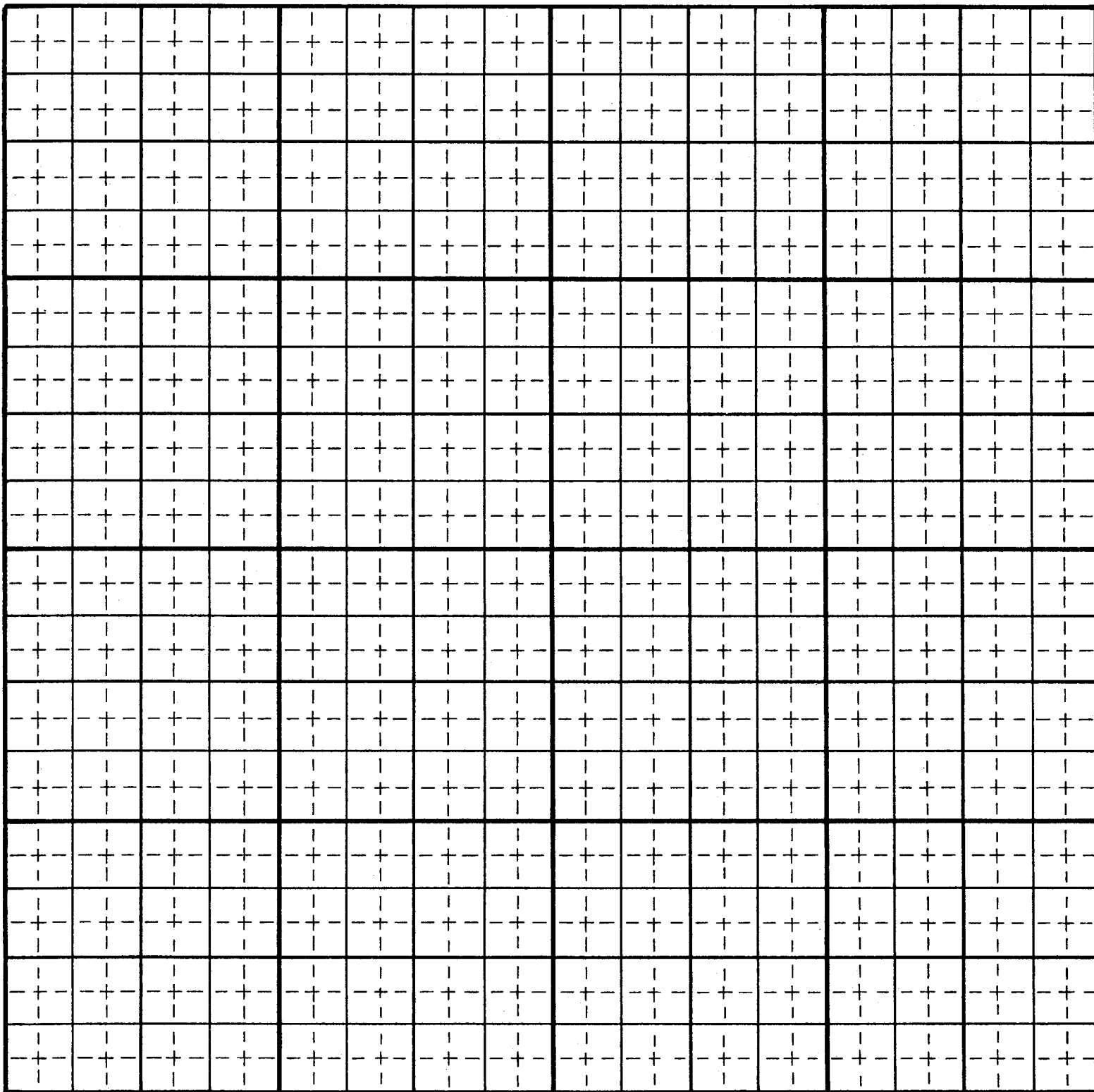
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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

Scale: 2 inches equals 1 mile



Last Name Seven High Ranch Inc Ident No. A57-11560  
(Big Place)

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) ☒ Official Use ☐ Posted Notice ☐ License ☐ Permit ☐  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number \_\_\_\_\_  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

16. Signature (s)

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

Number of attachments \_\_\_\_\_

**For Individuals:** I 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 Seven High Ranch, Inc.  
Organization, that I have signed the foregoing

document in the space below as Vice President of Seven High Ranch, Inc.  
Title Organization

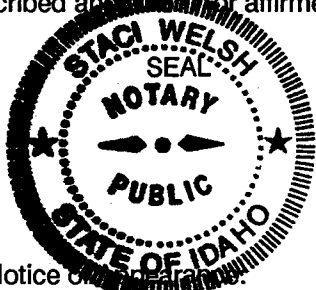
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Jerry L. Houghland

Title and Organization V. Pres Seven High Ranch Inc. Date 2/10/99

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

Subscribed and sworn to (or affirmed) before me this 10th day of February 19 99



Notary Public Idaho Staci Welsh

Residing at Borisi

My Commission Expires 1/27/2005

Please Print Name

17. Notice of Appearance

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

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name Seven High Ranch Ident. Number A57-11560  
(Big Place)

Copies White-State, Yellow-Claimant

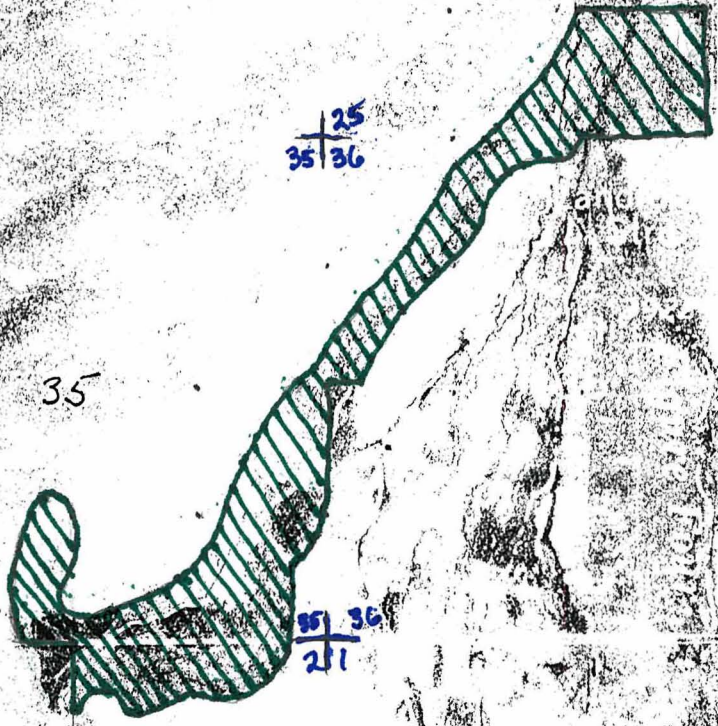
**REMARKS:**

This water right is based upon the historical diversion and use of the high flows that normally occur, briefly, each year in the Upper Reynolds Creek basin. Use of this right may occur prior to the beginning of the normal irrigation season since the water user must take advantage of the high flows as they occur. This right is for the diversion and use of up to 3.5 acre-feet per acre annually.

44)

3w

26



$\frac{25}{35} \frac{36}{36}$

$\frac{25}{26} \frac{30}{31}$

35

$\frac{35}{21} \frac{36}{36}$

$\frac{36}{16} \frac{31}{31}$

25

35

A57-11560

2

$\frac{31}{12}$

$\frac{16}{12} \frac{6}{7}$

11

$\frac{12}{13}$

$\frac{12}{13} \frac{7}{18}$

OPD

14

$\frac{13}{24}$

$\frac{13}{24} \frac{18}{19}$

OPD

December 21, 1998

To whom it may concern,

I purchased an interest, with my brother, in the Adams ranch on upper Reynolds Creek in 1943. In 1950 I bought his interest and moved with my family to the ranch and operated the place through 1972. Then I formed a family corporation with my wife, my son, and my daughter under the name- Seven High Ranch Inc. We have since purchased other lands in the Reynolds Creek area and continue our ranching operation.

Upper Reynolds Creek watershed extends about 9 miles south of the ranch and ranges 7000 ft down to 3500 ft. Our only source of irrigation water is from this Creek. The spring runoff varies with the weather conditions from high to low snowfall and wet or dry seasons. This makes very uncertain stream flows from high flooding to minimal water. We have to plan our irrigation when the water is available.

Some years we start to irrigate in late February and the first of March if the water is available. Normally the main highwater flows occur in March, April, and early May. In late May and early June the stream flow is decreasing and water is divided by decreed priority water rights. In July the irrigation is very minimal. It is critical to get the early watering to recharge the soil for the later crops when the water is gone.

*Roy M Hoagland*

Roy M Hoagland

A57-11560

Nov. 30, 1998

To whom it may concern:

We lived on the Lobbington Ranch in Reynolds Creek, Owyhee Co. - from 1952 to 1972 and used the Reynolds Creek water for irrigation. Some years we began to clean ditches and irrigate very early in the spring time. There were years we were irrigating in early February.

Every ranch depended on Mother Nature to supply enough water for their crops.

May the water users on that water shed continue to have access to the waters in future years to come.

Sincerely

Evelyn Cummings

A57-11560

C O P Y

IN THE MATTER OF THE APPLICATION     )  
OF THE WATER USERS OF REYNOLDS     )  
CREEK FOR THE CONSOLIDATION OF     )     --DECISION--  
WATER DISTRICTS NO'S 13-A & 13-B.     )

Upon receiving a petition from the Water Users in Water District No. 13-A asking for the consolidation of Districts No's 13-A and 13-B., a protest against carrying out the proposed plan was received from Water Users in District No. 13-B on Upper Reynolds Creek.

A hearing, which was attended by a number of Water Users from both Districts was held on June 10, 1942, at which time the various points involved were discussed.

The principal contention of the Lower Creek Water Users was that regulation in the Upper District in the early spring was delayed to long, with the consequence that more water was diverted by the Upper Users than their rights called for cutting the Lower Users short. It was admitted by the protestants that large amounts of early water was actually applied to the Upper lands, but that on account of the porous nature of the soil and the nearness of the irrigated lands to the bed of the creek that a very large proportion of the water was returned to the creek above any diversion in the lower district and thus did not materially affect the creek in so far as the lower users are concerned. Since the matter of return flow in the creek was a very important consideration and much conflicting testimony was given it was

A57-11560

decided by the Commissioner to make certain water measurements in Reynolds Creek to determine the facts. These measurements were made on July 1st, and it was found that with a total diversion into the Water Users ditches in No. 13-B greater than the total surface inflow into the creek from all sources there was a return flow measured at the head of District No. 13-A equal to 75% of the total water in District No. 13-B. i. e. of all the water used to fill the decrees in the Upper District only 25% of it was actually used the remainder appearing in the creek below for use in District No. 13-A.

This would indicate that ground conditions are such that no great harm can be done the lower users by applying an excess of water to lands in the Upper District, in fact this ground storage actually might be beneficial. In the early or run off period, however, before the return flow gets back to the stream, excess water on the Upper lands may short the Lower Users for a brief period of time.

In view of the incomplete stream records and the lack of information as to operating conditions it is hereby decided that the position for the consolidation of Districts No. 13-A. and 13-B., be denied, however with the following provision for the year 1943; that District 13-B call its watermaster for duty on or about the date Watermaster in No. 13-A assumes his duties in the spring, both Watermasters to be under the direct supervision of the Commissioner of Reclamation.

Signed: /s/ E. V. Berg  
E. V. Berg  
Commissioner of Reclamation

September 3, 1942

A57-11560



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE  
GOVERNOR

May 26, 1999

KARL J. DREHER  
DIRECTOR

JERRY HOAGLAND  
HC 79 BOX 44  
MELBA ID 83641

RE: Snake River Basin Adjudication (SRBA)  
Notice of Claim #A57-11559 (Jerry Hoagland)  
and  
Notices of Claim #A57-11560, A57-11561 & A57-11562  
(Seven High Ranch, Inc.)

Dear Claimant:

Your Notices of Claim to a Water Right for your property in Owyhee County were received from the SRBA Court recently. I have enclosed the following for your records:

- . Receipt #C045501 for the fee payment of claim #A57-11559 and yellow file copy of your claim;
- . Receipt #C045504 for the fee payment of claim #A57-11560 and yellow file copy of your claim;
- . Receipt #C045505 for the fee payment of claim #A57-11561 and yellow file copy of your claim, and
- . Receipt #C045506 for the fee payment of claim #A57-11562.

Your Notices of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/327-7932 if you have any questions.

Sincerely,

Donald V. Shaff  
Manager, Adjudication Section

DVS:ss:region  
Enclosures:

As Referenced Above

DISTRICT COURT  
SNAKE RIVER BASIN ADJUDICATION  
STATE OF IDAHO

RECEIVED

MAY 20 1999

Department of Water Resources



(208) 736-3011  
FAX (208) 736-2121

SRBA CHAMBERS  
P.O. BOX 2707  
TWIN FALLS, IDAHO 83303-2707

May 19, 1999

Dave Tuthill  
Chief, Adjudication Bureau  
Idaho Department of Water Resources  
PO Box 83720  
Boise, ID 83720-0098

Re: Orders Granting Motions to File Late Notice of Claim

Dear Dave,

Enclosed are the Orders Granting Motions to File Late Notices of Claim with accompanying Notices of Claim and filing fees for the following:

| SUBCASE(S)           | CLAIMANT(S):         | CHECK #             | AMOUNT(\$) |
|----------------------|----------------------|---------------------|------------|
| 34-00176A, 34-00807B | Clark & Diane Parker | 0942                | 204.00 * ✓ |
| 57-11557             | John Romero          | 5263                | 100.00 ✓   |
| 57-11558             | John Romero          | 5264                | 100.00 ✓   |
| 57-11559             | Jerry Hoagland       | 5489                | 100.00 ✓   |
| 57-11560             | Seven High Ranch     | 5488                | 109.00 ✓   |
| 57-11561             | Seven High Ranch     | 5491                | 100.00 ✓   |
| 57-11562             | Seven High Ranch     | 5490                | 100.00 ✓   |
| 57-11563             | Elias Jaca           | 6081                | 100.00 ✓   |
| 57-11564             | Tom Hook             | 4452                | 100.00 ✓   |
| 57-11565             | Tom Hook             | **                  |            |
| 72-02069N            | James & Rene Mabe    | 3716 (Lynda Hoggan) | 106.00 ✓   |
| 72-02069P            | Robert Webster       | 0346                | 102.00 ✓   |

May 19, 1999  
Letter to Dave Tuthill (late claims)

- \* The SF4s for both 34-00176A and 34-00807B appear to require \$204.00 for **each** claim, however, only one check is attached.
- \*\* The SF4s for both 57-11564 and 57-11565 appear to require \$100.00 for **each** claim, however, only one check is attached.

Please contact me with any questions you may have.

Sincerely,



Ami Alberdi  
Deputy Clerk of the Court  
Snake River Basin Adjudication

Enclosures

COPY

Rey

JOHN T. SCHROEDER, ESQ. ISB #2817  
SCHROEDER & LEZAMIZ LAW OFFICES LLP  
447 WEST MYRTLE  
P.O. BOX 267  
BOISE, IDAHO 83701  
TELEPHONE: 208-384-1627, ext. 1  
FAX: 208-384-1833

Attorney for Seven High Ranch, Inc.

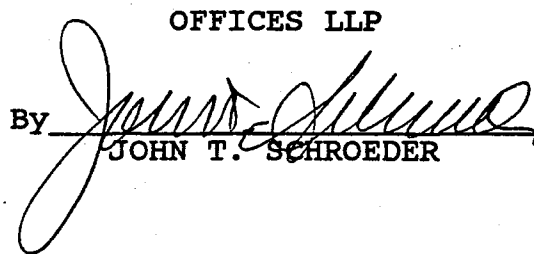
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

|            |   |                            |
|------------|---|----------------------------|
| In Re SRBA | ) |                            |
|            | ) |                            |
| Case 39576 | ) | A. Subcase 57-11560        |
|            | ) |                            |
|            | ) | AFFIDAVIT OF DAVID B. SHAW |
|            | ) | IN SUPPORT OF MOTION TO    |
|            | ) | FILE LATE OBJECTION        |
|            | ) |                            |

The Affidavit of David B. Shaw is incorporated herein as if it were set forth in full. The Affidavit is in support of Seven High Ranch, Inc.'s Motion to file a late objection in subcase 57-11560.

Dated this 11<sup>th</sup> day of March, 2002.

SCHROEDER & LEZAMIZ LAW  
OFFICES LLP

By   
JOHN T. SCHROEDER

AFFIDAVIT OF DAVID B. SHAW  
IN SUPPORT OF MOTION TO FILE  
LATE OBJECTION - Page 1

**AFFIDAVIT IN SUPPORT OF MOTION TO FILE LATE OBJECTION TO 57-11560**

DAVID B. SHAW, being first duly sworn deposes and states:

1. My name is David B. Shaw, and my work address is ERO Resources Corporation, 1106 N. Cole Road, Suite C, Boise, Idaho 83704-8661. My home address is 802 S. Plaza Road, Emmett, Idaho 83617.

2. My educational background includes bachelor of science and master of science degrees in Agricultural Engineering from the University of Idaho in 1966 and 1972, respectively. I am a registered professional engineer and land surveyor in the State of Idaho.

3. My work experience includes five years of teaching at the University of Idaho in the College of Engineering from 1968 to 1973. I was with the Idaho Department of Water Resources (IDWR) and its predecessor agencies from November 1973 until July 1996. With IDWR, I served in a number of technical and administrative positions including Regional Supervisor for the department's western region from 1978 to 1985 and Adjudication Bureau Chief from 1985 to 1996. My experience with IDWR includes successfully managing a variety of water right, water supply, and water delivery situations. Since July 1996 I have been employed by ERO Resources Corporation providing consulting services to clients in the areas of water rights, water right adjudication, and water distribution and management.

4. Seven High Ranch, Inc. and Jerry L. Hoagland filed four "excess water" claims to water rights in the upper Reynolds Creek basin. These claims were filed in conjunction with 22 "underlying" water rights previously recommended in the Snake River Basin Adjudication (SRBA).

5. Motions seeking approval to file the "excess water" claims were filed with the SRBA court on February 12, 1999 in response to the April 6, 1998 decision of the Idaho Supreme Court in SRBA Basin-Wide Issue 5A, State of Idaho, et. al. v. Idaho Conservation League, et. al. The SRBA court granted the motions to file late claims on May 18, 1999.

6. On February 15, 1999 Seven High Ranch, Inc. filed an application for transfer of water rights 57-00261, 57-01067, and 57-02187, three of the 22

"underlying" water rights to move nine acres of irrigation into the SE¼SW¼ Section 35, T2S, R4W, B.M. This application for transfer was approved on December 1, 1999.

7. On or about July 23, 1999 the Director filed a Supplemental Recommendation regarding the season of use of claimant's "underlying" water rights.

8. Claimant, with my assistance, reviewed the Director's Supplemental Recommendation and found the general provisions unacceptable absent a final decree of claimant's "excess water" rights.

9. On August 26, 1999 claimant filed objections to the season of use general provisions pending final decree of claimant's "excess water" rights.

10. On or about November 15, 2000 IDWR distributed Preliminary Recommendations of the "excess water" claims for the Reynolds Creek basin.

11. The claimant, with my assistance, reviewed the Preliminary Recommendations of the "excess water" claims and found significant disagreement with the proposed priority date and "other provisions." Two clerical errors were also found in the Preliminary Recommendation of claimant's rights.

12. Claimant and I worked diligently with IDWR staff to resolve all disagreements and errors prior to preparation of the Director's Final Recommendation of claimant's rights.

13. On March 2, 2001 the Director of IDWR submitted his Final Recommendation of the "excess water" claims to the claimants and the SRBA court.

14. The claimant, with my assistance, diligently reviewed the recommendations of all of the "excess water" claims. Particular attention was given to the changes agreed to subsequent to the Director's Preliminary Recommendation. The agreed upon changes had been included in the Director's Final Recommendation and no objections were made to claimant's "excess water" rights.

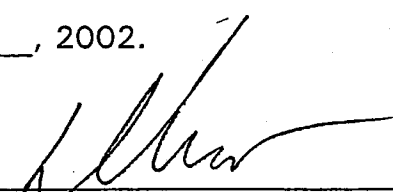
15. On January 31, 2002 SRBA Special Master Cushman gave claimant until February 8, 2002 to make one final review of claimant's "excess water" rights in anticipation of claimant's withdrawal of claimant's 1999 objections to the "underlying" water rights.

16. Final review of the "excess water" recommendations resulted in identifying a discrepancy of four acres of irrigation in the SE¼SW¼ Section 35, T2S, R4W, B.M. under water right 57-11560 that were omitted from the Director's Final Recommendation of this water right.

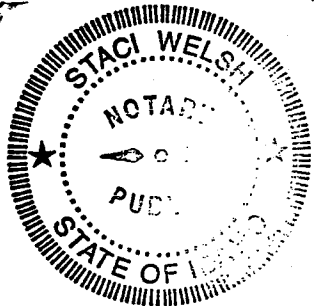
17. A meeting with IDWR prior to February 8, 2002 revealed the discrepancy resulted from IDWR's failing to consider the affect of the transfer, approved December 1, 1999, regarding water rights 57-00261, 57-01067, and 57-02187.

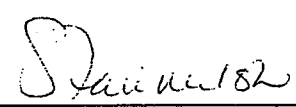
18. Despite the continuing effort by the claimant, IDWR, and me, the acreage discrepancy was not discovered until this late date. There is no disagreement about the correction that needs to be made and claimant now seeks permission to file a late objection to facilitate correction of the acreage error described above.

Dated this 13 day of February, 2002.

  
\_\_\_\_\_  
David B. Shaw

SUBSCRIBED and SWORN to before me this 13<sup>th</sup> day of February, 2002.



  
\_\_\_\_\_  
NOTARY PUBLIC FOR IDAHO

Residing at: Meridian, Idaho

My Commission Expires: 1/27/2005

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the foregoing document was mailed to the following:

1. Original to:

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

2. Copies to:

IDWR Document Depository  
P.O. Box 83720  
Boise, Idaho 83720-0098

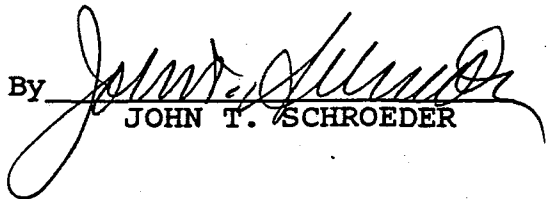
Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P.O. Box 44449  
Boise, Idaho 83711-4449

Candice McHugh  
Idaho Department of Water Resources  
1301 North Orchard  
Boise, Idaho 83706

Dated this 11<sup>th</sup> day of March, 2002.

SCHROEDER & LEZAMIZ LAW  
OFFICES LLP

By

  
JOHN T. SCHROEDER

HP LaserJet 3100  
Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for  
WATER RESOURCES  
2083275400  
Jan-21-03 11:43AM

| Job | Start Time   | Usage | Phone Number or ID | Type      | Pages | Mode  | Status         |
|-----|--------------|-------|--------------------|-----------|-------|-------|----------------|
| 667 | 1/21 11:41AM | 2'26" | 2083870842         | Send..... | 7/ 7  | EC144 | Completed..... |

Total 2'26" Pages Sent: 7 Pages Printed: 0



State of Idaho  
DEPARTMENT OF WATER RESOURCES  
1301 North Orchard Street, P.O. Box 83728, Boise, Idaho 83728-0098  
Phone: (208) 327-7900 FAX: (208) 327-7906

IDAHO DEPARTMENT OF  
WATER RESOURCES  
KIM A. BULLOCK  
DIRECTOR

### FAX Transmittal Cover Sheet

Number of pages including this one: 7

Date: 1/21/03  
To: Jamie Gough  
Fax No.: 387-0842  
From: KAREN BROWN  
Fax No.: \_\_\_\_\_  
Phone No.: 327-7906  
Subject: Reynolds Cr. claim (as example) and  
subsequent PO

In Addition: There is now a way to research water rights over the Internet. The system is a graphical or text query system and can be accessed from the IDWR home page:

<http://www.idwr.state.id.us>

From that link, select "Snake River Basin Adjudication" toward the lower left hand of the screen. Then select "Map" or "Text" on the next page.

"TEXT" lets you search water rights via Name, Legal, Source, etc.

Enter in the information you know. Information can be entered under more than one tab. After you have completed entering your information, select "Search"

"MAP" allows you to search water rights graphically.

Use the tools on the Left side of the screen to Zoom in and out. To find out what each button does, hold the cursor over the button for a second. To the Right side of the screen are different layers that can be turned on or off. As you zoom in to your place in question, different layers will appear on the right side of the screen.

A HELP function is available within the application or you can call 1-800-451-4129 or (208)327-7906 for help.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DICK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

## FAX Transmittal Cover Sheet

Number of pages including this one: 7

Date: 1/21/03

To: Jamie Gough

Fax No.: 387-0842

From: Roxanne Brown

Fax No.: \_\_\_\_\_

Phone No.: 327-7925

Subject: Reynolds Cr. claim (as example) and  
subsequent PO

---

---

In Addition: There is now a way to research water rights over the Internet. The system is a graphical or text query system and can be accessed from the IDWR home page:

<http://www.idwr.state.id.us>

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207 MAR 12 PM 2: 39

Water Right 57-11560

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED

PAGE 1  
Mar-12-2002

# SRBA

## SUBCASE SUMMARY REPORT 57-11560

[Return to SRBA Home Page](#)

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SRBA  
01-30-2002

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 57-11560      FILE#: 00742  
CLAIMANT: SEVEN HIGH RANCH, INC.  
HC 79  
PO BOX 44

MELBA      ID      83641

STATUS: UNOBJECTED TO W/R

WATER SOURCE: REYNOLDS CREEK, SNAKE RIVER

**\*\*\*\* PARTIES INVOLVED \*\*\*\***

SEVEN HIGH RANCH, INC.      C ATTY: JOHN T. SCHROEDER

**\*\*\*\* ROA ENTRIES \*\*\*\***

|            |                                                                                                                                |             |                 |
|------------|--------------------------------------------------------------------------------------------------------------------------------|-------------|-----------------|
| 02-12-1999 | MOTION TO FILE LATE NOTICE OF CLAIM                                                                                            | MG          | 05-18-1999      |
| 02-12-1999 | HEARING SET - MOTION FOR LATE CLAIM                                                                                            | HS          | 05-18-1999 0130 |
| 05-18-1999 | ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM                                                                             |             |                 |
| 05-18-1999 | LATE CLAIM FORWARDED TO IDWR; CASE DISPOSED                                                                                    |             | 05-18-1999      |
| 05-18-1999 | MONTHLY STATUS CONFERENCE                                                                                                      | HH          | 05-18-1999 0130 |
| 05-18-1999 | MINUTES                                                                                                                        |             | 05-18-1999      |
| 03-05-2001 | NOTICE OF FILING DIR'S RPTS FOR LATE CLAIMS FOR D&S & IRRIGATION & OTHER CLAIMS IN IDWR BASINS 32,34,35,36,37,51,57,61,71 & 72 |             |                 |
|            | OBJECTIONS DUE                                                                                                                 | 5/4/2001 8B | 05-04-2001 0500 |
|            | RESPONSES TO OBJECTIONS DUE                                                                                                    | 9/7/2001 RB | 09-07-2001 0500 |
| 03-05-2001 | DIRECTOR'S REPORT FOR LATE CLAIMS, DOMESTIC & STOCK AND IRRIGATION AND OTHER IN BASINS 32,34,35,36,37,51,57,61,71 & 72         |             |                 |
| 03-05-2001 | HEARING UNCONTESTED CLAIMS IN DIR'S RPT FOR LATE CLAIMS BASINS 32-37,51,57,61,71 & 72                                          | HV          | 11-14-2001 0130 |
| 05-15-2001 | NOTICE RE DIRECTOR'S REPORT FOR LATE CLAIMS FILED 3/5/01 -- OBJECTION PERIOD EXTENDED TO JUNE 22, 2001                         |             |                 |
|            | NO CHANGE TO RESPONSE DEADLINE                                                                                                 |             |                 |
| 11-14-2001 | HEARING SET ON UNCONTESTED RIGHTS                                                                                              | HS          | 12-18-2001 0130 |

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[Return to SRBA Home Page](#)

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RECEIVED

MAY 20 1999

Department of Water Resources

1999 MAY 18 PM 1:54

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO

FILED \_\_\_\_\_

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

Subcase No. 57-11560

ORDER GRANTING MOTION  
TO FILE LATE NOTICE OF CLAIM

On February 12, 1999, a Motion to File Late Notice of Claim was filed by Seven High Ranch, Inc. All procedural requirements under *Administrative Order 1* were complied with in filing this *Late Notice of Claim*. No valid objections were made to this *Late Notice of Claim*. The Motion is GRANTED.

IT IS SO ORDERED.

DATED May 18, 1999

B Wood

BARRY WOOD  
Administrative District Judge  
Interim Presiding Judge  
Snake River Basin Adjudication

## CERTIFICATE OF MAILING

I certify that true and correct copies of the **ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM** were mailed on May 18, 1999, with sufficient, first-class postage to the following:

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720

*NOTICE OF CLAIM FORWARDED*

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
PO Box 44449  
Boise, ID 83711-4449

United States Dept of Justice  
Environment & Natural Resources Division  
550 West Fort Street, MSC 033  
Boise, ID 83724

John Schroeder  
PO Box 267  
Boise, ID 83701-0267

  
Deputy Clerk

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Severn High Ranch, Inc. CLAIM IDENT. NO. A57-11560

DATE RECEIVED 5-20-1999 CK # 0045504 AMOUNT \$ 109.00

- |                                                                                                                                                                                                                          | YES                                 | NO                       | Required Info? |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 2. Is a priority date entered?                                                                                                                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| Is the priority date acceptable in view of mandatory filing dates?                                                                                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| See Adjudication Memos #1 and #4 to determine if a Permit is required.                                                                                                                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 3. (a) Is a source entered?                                                                                                                                                                                              | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| (b) Is a tributary to entered? (if required)                                                                                                                                                                             | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 4. Is the legal description of the p.d. sufficient?                                                                                                                                                                      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 5. Is there a description of the diverting works?                                                                                                                                                                        | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.              | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| Is the period of use included?                                                                                                                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| Is a quantity claimed for each use?                                                                                                                                                                                      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 7. Is a total quantity claimed entered?                                                                                                                                                                                  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 8. If required is a consumptive use entered?                                                                                                                                                                             | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| Is the consumptive use correct?                                                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 10. Is (are) the place(s) of use and purpose(s) indicated?                                                                                                                                                               | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                                    | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                                    | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 13. Are other water rights listed or "none" indicated?                                                                                                                                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)                                                                  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 15. Is the basis of the claim indicated?                                                                                                                                                                                 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)                                                                                        | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 18. Has the claim been signed, sealed, and dated by a notary?                                                                                                                                                            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 19. Was this claim filed on time, or was an extension granted?                                                                                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 20. Is the fee enclosed correct?                                                                                                                                                                                         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 21. If this claim is based on an existing water right, has the identification number been entered?                                                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 22. Should this claim be data entered?                                                                                                                                                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |

Claim checked by: D. Sherman Date: 5-26-99

Claim must be returned to claimant: (Yes) / (No)

Claimant must be notified of modifications: (Yes) / (No)

Receipt Prepared by: D. Shaff Date: 5-20-99  
Claim data entered by: D. Shaff Date: 5-20-99 Checked by: AS Date: 5-26-99  
Sent to claimant by: A/c Date:

Comments:

**STAFF TIME LOG**  
**LATE CLAIMS**

57-11559  
57-11560  
57-11561  
Claim No(s). 57-11562

Claim No(s). 57-11562

[illegible]

**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

)  
)  
)  
)  
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**SUBCASE NO(S).: 57-11560**

**STANDARD FORM 5**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

**CLAIMANT/OBJECTOR:**

**IDWR CONCURRENCE:**

\_\_\_\_\_  
date

\_\_\_\_\_  
Roxanne Brown                      date  
Sr. Water Resource Agent

**As to form:**

\_\_\_\_\_  
Candice M. McHugh              date  
Deputy Attorney General  
State of Idaho

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

RIGHT NUMBER: 57-11560  
NAME AND ADDRESS: SEVEN HIGH RANCH INC  
HC 79 BOX 44  
MELBA ID 83641  
SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER  
QUANTITY: 10.66 CFS  
PRIORITY DATE: 09/21/1911  
POINT OF DIVERSION:

T03S R04W S12 NESE Within OWYHEE County  
T03S R04W S24 SWNE Within OWYHEE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 02/15 07/15          | 10.66 CFS       |

PLACE OF USE: IRRIGATION Within OWYHEE County

|                     |      |                     |                     |      |      |
|---------------------|------|---------------------|---------------------|------|------|
| T02S R04W S25       | SESW | 8.0                 | T02S R04W S25       | SWSE | 30.0 |
| T02S R04W S35       | SESW | <del>9.0</del> 13.0 | T02S R04W S35       | NESE | 17.0 |
| T02S R04W S35       | SWSE | 17.0                | T02S R04W S35       | SESE | 28.0 |
| T02S R04W S36       | NENW | 12.0                | T02S R04W S36       | NWNW | 6.0  |
| T02S R04W S36       | SWNW | 11.0                | T03S R04W S02 Lot 1 | NENE | 13.0 |
| T03S R04W S02 Lot 2 | NWNE | 26.0                |                     |      |      |

~~177~~ 181 ACRES TOTAL

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

THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS  
SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.

THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE UPPER BASIN  
TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS THAN 37 CFS,  
OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR  
LESS THAN 57 CFS.

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 - Beneficial Use

RIGHT NOS. 57-00253, 57-00268, 57-01064, 57-01065, 57-00254B,  
57-00255B, 57-00256, 57-01063, 57-01066, 57-01067 AND 57-00261 ARE  
ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

## CERTIFICATE OF MAILING

I certify that on \_\_\_\_\_, 2002, I delivered the original and copies of this form to the following persons, postage prepaid if required, and addressed as follows:

### 1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
P.O. Box 2707  
Twin Falls, ID 83303-2707

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

### 2. Copies to:

IDWR Document Repository  
P.O. Box 83720  
Boise, ID 83720-0098

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

Seven High Ranch Inc.  
HC 79, Box 44  
Melba, ID 83641

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

John T. Schroeder  
P.O. Box 267  
Boise, ID 83701

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

document

\_\_\_\_\_  
Signature of person mailing this