

08/18/2006

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

RIGHT NUMBER: 79-13977

NAME AND ADDRESS: HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370

SOURCE: HOME SWEET HOME CREEK
UNNAMED STREAM

TRIBUTARY: SALMON RIVER
TRIBUTARY: HOME SWEET HOME CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1914

POINT OF DIVERSION:

T30N R02W S3 NESENE End of Stream Flow Within IDAHO County
T30N R02W S3 SWSESW Begin of Stream Flow Within IDAHO County
T30N R02W S3 NENESE End of Stream Flow Within IDAHO County
T30N R02W S3 NENWSE Begin of Stream Flow Within IDAHO County
T30N R02W S10 NENENE End of Stream Flow Within IDAHO County
T30N R02W S10 NWSWNW End of Stream Flow Within IDAHO County
T30N R02W S10 SWSWNW Begin of Stream Flow Within IDAHO County
T30N R02W S10 SESWSW Begin of Stream Flow Within IDAHO County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	01/01 12/31	0.020 CFS
PLACE OF USE:	<u>STOCKWATER Within IDAHO County</u>		
	T30N R02W S03 SWNE	T30N R02W S03	SENE
	T30N R02W S03 SESW	T30N R02W S03	NESE
	T30N R02W S03 NWSE	T30N R02W S03	SWSE
	T30N R02W S10 NENE	T30N R02W S10	NWNE
	T30N R02W S10 SWNE	T30N R02W S10	SWNW
	T30N R02W S10 SENW	T30N R02W S10	NESW
	T30N R02W S10 NWSW		

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

RECEIVED

SEP 25 2006

IDWR/North

08/18/2006

NOTICE OF ERROR
REPLY

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

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

RECEIVED

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 22, 2006

SEP 25 2006

IDWR/North

Water right number: 79-13977
HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370
Telephone Number: (541) 929-3308

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 9/20/06 SIGNATURE: by George E Shroyer Jr
Please print your name: George E Shroyer JR

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

12/17/2004

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

RIGHT NUMBER: 79-13977
NAME AND ADDRESS: HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370
SOURCE: HOME SWEET HOME CREEK
UNNAMED STREAM
TRIBUTARY: SALMON RIVER
TRIBUTARY: HOME SWEET HOME CREEK
QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.
PRIORITY DATE: 12/31/1914
POINT OF DIVERSION:

T30N R02W S3 NESENE End of Stream Flow Within IDAHO County ✓
T30N R02W S3 SWSESW Begin of Stream Flow Within IDAHO County ✓
T30N R02W S3 NENESE End of Stream Flow Within IDAHO County ✓
T30N R02W S3 NENWSE Begin of Stream Flow Within IDAHO County ✓
T30N R02W S10 NENENE End of Stream Flow Within IDAHO County ✓
T30N R02W S10 NWSWNW End of Stream Flow Within IDAHO County ✓
T30N R02W S10 SWSWNW Begin of Stream Flow Within IDAHO County ✓
T30N R02W S10 SESWSW Begin of Stream Flow Within IDAHO County ✓

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within IDAHO County

T30N R02W S03	SWNE	T30N R02W S03	SENE
T30N R02W S03	SESW	T30N R02W S03	NESE
T30N R02W S03	NWSE	T30N R02W S03	SWSE
T30N R02W S10	NENE	T30N R02W S10	NWNE
T30N R02W S10	SWNE	T30N R02W S10	SWNW
T30N R02W S10	SENW	T30N R02W S10	NESW
T30N R02W S10	NWSW		

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A79-13977
Date Received: 9/13/1999
Receipt No: W025719
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: SHROYER RANCHES INC 541-929-3308
Address: 1910 CHAPEL DR
PHILOMATH OR 97370

2. Date of Priority: DEC 31, 1914

3. Source: HOME SWEET HOME CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
----------	-------	---------	--------	--------	--------	-----	--------

Beginning Point of Instream Flow

30N	02W	3	SW	SE	NE		IDAHO
30N	02W	3	SW	SE	SW		IDAHO
30N	02W	10	SW	SW	NW		IDAHO
30N	02W	10	SE	SW	SW		IDAHO

Ending Point of Instream Flow

30N	02W	3	NE	SE	NE		IDAHO
30N	02W	3	NE	NE	SE		IDAHO
30N	02W	10	NE	NE	NE		IDAHO
30N	02W	10	NW	SW	NW		IDAHO

5. Description of diverting works:
INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 200 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
30N	02W	3	SE		NE✓		STOCK	
			SE		SW✓		STOCK	
			NE		SE✓		STOCK	
			NW		SE✓		STOCK	
			SW		SE✓		STOCK	
		10	NE		NE✓		STOCK	
			NW		NE✓		STOCK	
			SW		NE✓		STOCK	
			NE		NW?		STOCK	
			NW		NW		STOCK	
			NE		SW✓		STOCK	
			NW		SW✓		STOCK	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:

NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Identification No. A79-13917
Date Received 9/13/99
Receipt Number W025719

NOTICE OF CLAIM
TO A

RECEIVED

SEP 13 1999

WATER RESOURCES
WESTERN REGION

WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) SHROYER RANCHES, INC. Phone () 541 929 3308
Mailing Address 1910 CHAPEL DRIVE PHILLMATH, OREGON Zip 97370
2. Date of Priority (Only one per claim) 1914 Month/Day/Year
3. Source of water supply (Check one) () Groundwater or Other () (a) HOME SWEET HOME CREEK
which is tributary to (b) _____ Name of kind of source

4. POINT OF DIVERSION.

TOWNSHIP	RANGE	SECTION	1 / 4	OF	1 / 4	OF	1 / 4	LOT	COUNTY
Beginning Point of Instream Flow									
30N	2W	10	SE	SW	SW	SW	SW	SW	IDAHO
ENDING POINT OF INSTREAM FLOW	3	3	SW	SE	SE	SW	SW	NE	IDAHO
ENDING POINT OF INSTREAM FLOW	10	NE	NE	NE	NE	NE	NE	NE	IDAHO
ENDING POINT OF INSTREAM FLOW	3	NE	NE	NE	SE	SE	NE	NE	IDAHO

Additional points of diversion if any: NONE

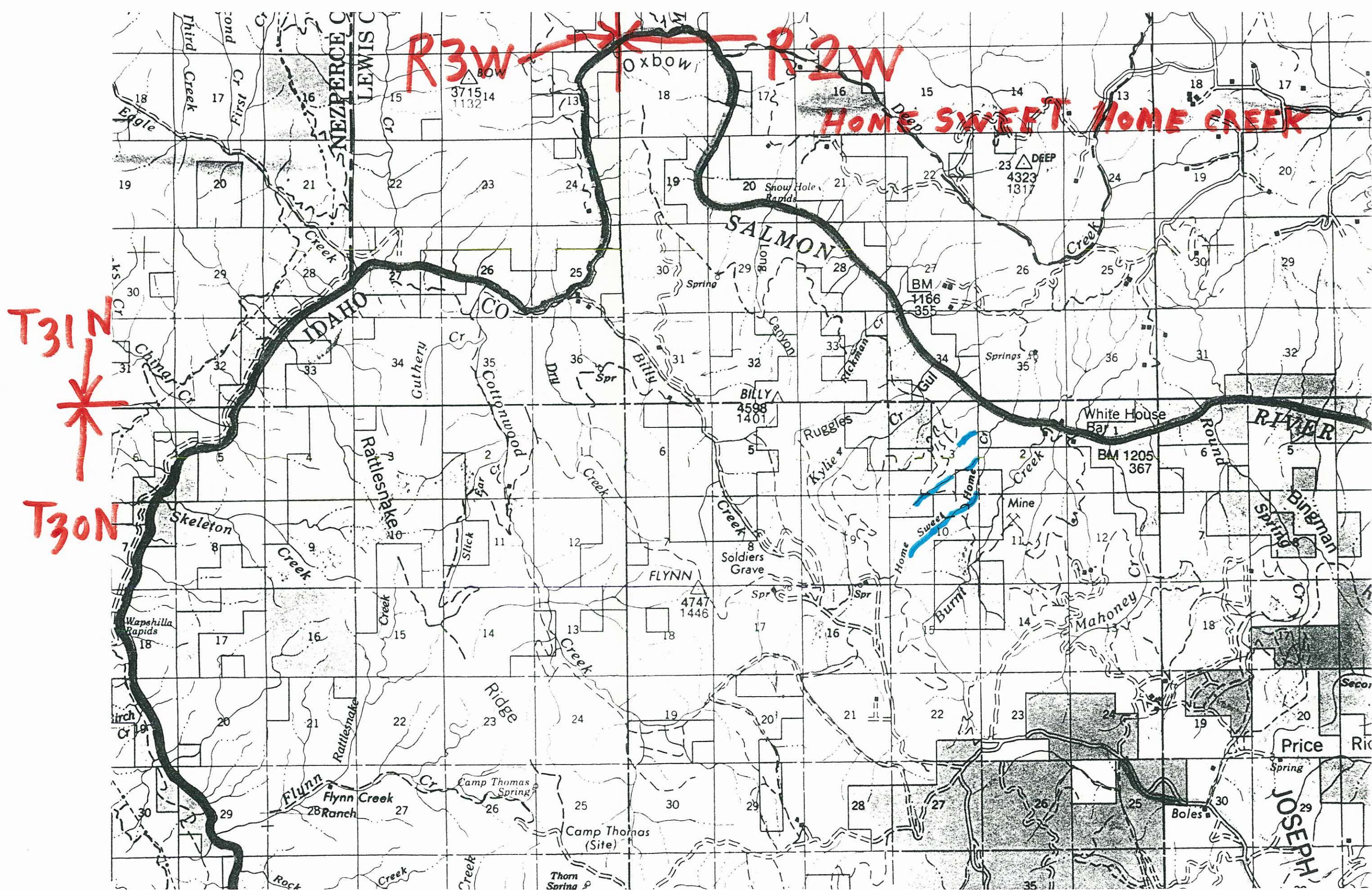
5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. INSTREAM STOCKWATER

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
Stockwater For _____ purposes from 01/01 to 12/31 (cfs) amount 05
For _____ purposes from _____ to _____ (Both dates are inclusive) amount _____

7. Total quantity claimed 05 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Stockwater 200 RANGE CATTLE



10. Place of use is: HOME SWEET HOME CREEK

TOWNSHIP RANGE SECTION 1 / 4 OF 1 / 4 Govt. Lot B.M.,

↑	↑	↑	NE	SW
30N	2W	10	NW	SW
			NE	NW
			NW	NW
			SW	NE
			NS	NE
			NE	NE
		*	SE	SW
		3	SW	SE
			NW	SE
			NE	SE
		↓	SE	NE

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
☒ None or

14. Remarks:

15. Basis of Claim (Circle One) Beneficial Use Posted Notice, License Permit Decree

Court Decree Date Plaintiff vs Defendant

If applicable provide IDWR Water Right Number

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 1

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

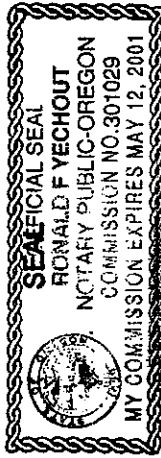
For Organizations: I do solemnly swear or affirm that I am Vice President
of Shroyer Ranches Inc. Shroyer Ranches Inc. that I have signed the foregoing
document in the space below as manager Shroyer Ranches Inc. of Shroyer Ranches Inc. Idaho Ranch
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Manager George E. Shroyer Jr Date 9-10-99

Title and Organization manager of Shroyer Ranches Inc. Idaho Ranch

State of Idaho or Oregon) ss. **NOTARIZATION REQUIRED FOR EACH CLAIM**
County of Benton)

Subscribed and sworn (or affirmed) before me this 10th day of September 1999



Notary Public Ronald F. Yeichout

Residing at Chilworth, Oregon 97370

My Commission Expires May 12, 2001

Last Name Ident No.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 29, 1999

SHROYER RANCHES INC
1910 CHAPEL DR
PHILOMATH OR 97370

Dear Sirs:

Enclosed, for your records, are copies of the Notices of Claim to Water Rights that we were able to process. We are still awaiting the return of the four claims that were returned to you with a letter dated October 14, 1999 for additional information and fees. These claims will be reviewed and processed upon their receipt.

Please feel free to contact our office if you have any questions regarding the enclosed copies or the previously returned claims.

Sincerely,

Adjudication Section
Western Region

LH:1
Enclosures