

08/18/2006

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

RIGHT NUMBER: 79-13978

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

SOURCE: RICKMAN CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 12/31/1917

POINT OF DIVERSION:

T31N R02W S33 NENE End of Stream Flow Within IDAHO County
T31N R02W S33 NENE Begin of Stream Flow Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER Within IDAHO County

T31N R02W S33 NENE

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.

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

Water right number: 79-13978

HORSESHOE BEND RANCH INC

1910 CHAPEL DR

PHILOMATH OR 97370

Telephone Number: (541) 929-3308

RECEIVED
SEP 25 2006
IDWR/North

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:

☒ 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: 79-13978

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

SOURCE: RICKMAN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1917

POINT OF DIVERSION:
T31N R02W S33 NENE End of Stream Flow Within IDAHO County
T31N R02W S33 NENE 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
T31N R02W S33 NENE

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: **A79-13978**
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, 1917

3. Source: RICKMAN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
31N	02W	33	SW	NE	NE		IDAHO
Ending Point of Instream Flow							
31N	02W	33	NE	NE	NE		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	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 50 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
31N	02W	33	NE	NE		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. A79-13978
Date Received 9/13/99
Receipt Number W225719

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) 1917 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) RICKMAN 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									
↑ 31N	↑ 2W	33	SW	NE	NE	↑			
ENDING POINT OF INSTREAM FLOW									
↓	↓	33	NE	NE	NE	↓	IDAHO		

Additional points of diversion if any: NONE

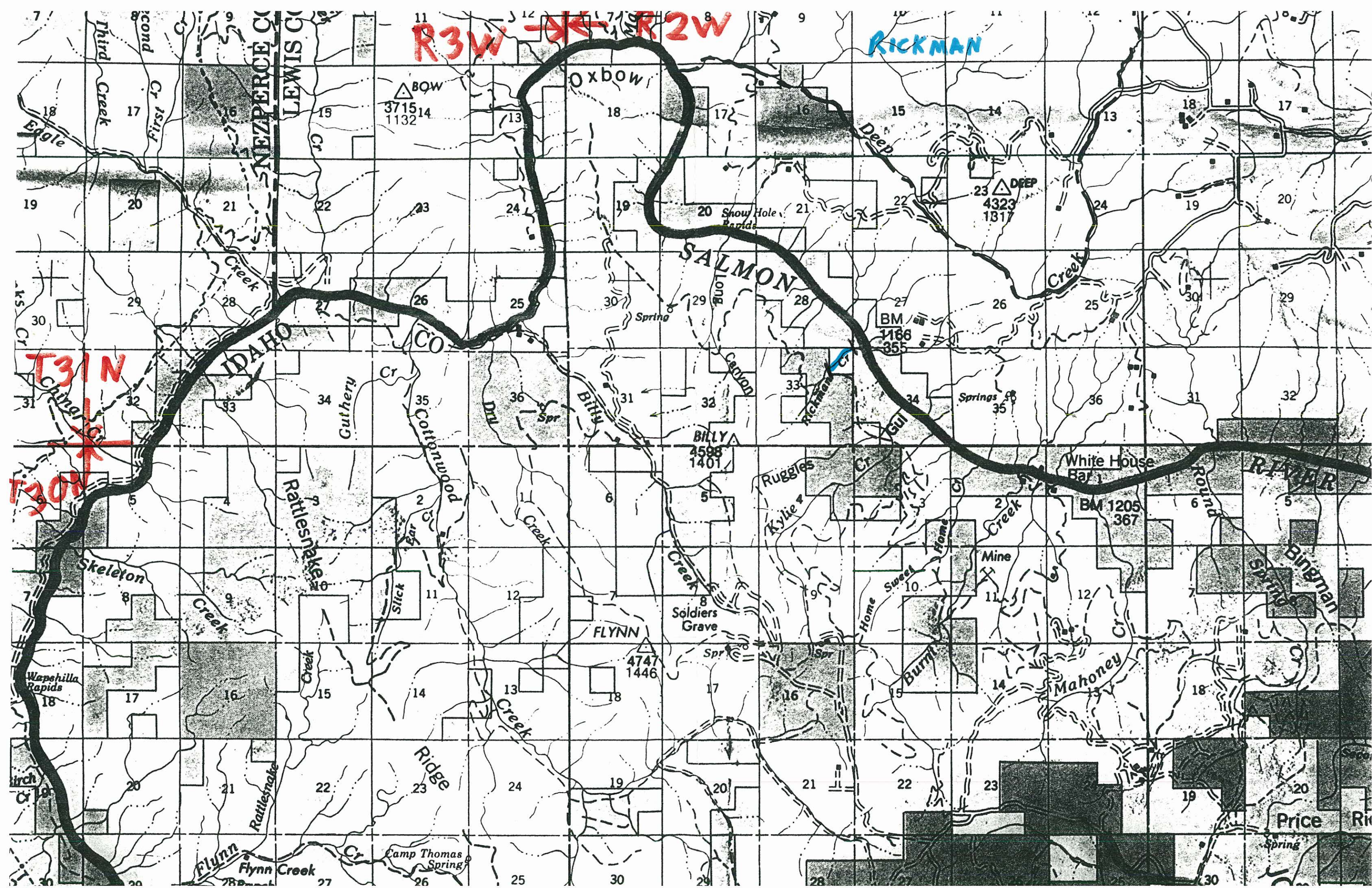
5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. INSTREAM STOCKWATER

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 amount 0.03 (cfs)
For _____ purposes from _____ to _____ amount _____ (Both dates are inclusive)

7. Total quantity claimed 0.03 (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 50 RANGE CATTLE



10. Place of use is: RICKMAN CREEKTOWNSHIP RANGE SECTION 1 / 4 OF 1 / 4 Govt. Lot B.M.,31N 2W 33 NE NEfor (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any11. In which county (ies) are lands listed above as place of use located? IDAHO12. Do you own the property listed above as place of use? Yes ✓ No
(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 receive13. Describe any other water rights used at the same place and for the same purposes as described above.
(✓) None or14. Remarks: 15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit DecreeCourt Decree Date Plaintiff vs Defendant If applicable provide IDWR Water Right Number

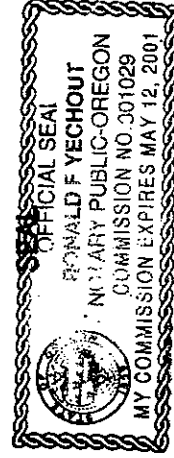
16. Signature (s)

(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 For Organizations: I do solemnly swear or affirm that I am Vice President Title of Shroyer Ranches Inc that I have signed the foregoingdocument in the space below as Manager Title of Shroyer Ranches Inc Idaho Ranch Organization

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

Signature of Authorized Agent Manager George S Shroyer Jr. Date 9-10-99Title and Organization Manager of Shroyer Ranches Inc Idaho RanchState of Idaho or Oregon) ss.County of Benton)Subscribed and sworn (or affirmed) before me this Tenth day of September 19 99Notary Public Ronald F. YeichoutResiding at Philomath, Oregon 97370My Commission Expires May 12, 2001Last 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:l
Enclosures