

08/18/2006

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

RIGHT NUMBER: 79-13980

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

SOURCE: RATTLESNAKE CREEK

TRIBUTARY: FLYNN CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 12/31/1922

POINT OF DIVERSION:

T30N R03W S15 NENENW Begin of Stream Flow Within IDAHO County

T30N R03W S15 NWSW Begin of Stream Flow Within IDAHO County

T30N R03W S22 SWSWNW End 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 R03W S15 NENW	T30N R03W S15	SESW
	T30N R03W S15 NESW	T30N R03W S15	NWSW
	T30N R03W S15 SWSW	T30N R03W S15	SESW
	T30N R03W S22 NENW	T30N R03W S22	NWNW
	T30N R03W S22 SWNW		

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: 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: 79-13980
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: 79-13980
NAME AND ADDRESS: HORSESHOE BEND RANCH INC
1910 CHAPEL DR
PHILOMATH OR 97370
SOURCE: RATTLESNAKE CREEK TRIBUTARY: FLYNN CREEK
QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.
PRIORITY DATE: 12/31/1922
POINT OF DIVERSION:

T30N R03W S15 NENENW Begin of Stream Flow Within IDAHO County
T30N R03W S15 NWSW Begin of Stream Flow Within IDAHO County
T30N R03W S22 SWSWNW End 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 R03W S15	NENW	T30N R03W S15	SENW
T30N R03W S15	NESW	T30N R03W S15	NWSW
T30N R03W S15	SWSW	T30N R03W S15	SESW
T30N R03W S22	NENW	T30N R03W S22	NWNW
T30N R03W S22	SWNW		

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: **A79-13980**
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, 1922

3. Source: RATTLESNAKE CREEK Trib. to: FLYNN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
30N	03W	15	NE	NE	NW		IDAHO
30N	03W	15	NW	NW	SW		IDAHO
Ending Point of Instream Flow							
30N	03W	22	SW	SW	NW		IDAHO

5. Description of diverting works:
INSTREAM STOCKWATER, POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 150 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
30N	03W	15	NW		NW		STOCK	
			SW		NW		STOCK	
			NE		SW		STOCK	
			NW		SW		STOCK	
			SW		SW		STOCK	
		22	SE		SW		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		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 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
Identification No. A79-13980
Date Received 9/13/99
Receipt Number W025719

RECEIVED NOTICE OF CLAIM
SEP 13 1999 TO A

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) SHROVER RANCHES, INC. Phone () 541 929 3308
- Mailing Address 1910 CHAPEL DRIVE MILLOMATH, OREGON Zip 97370
2. Date of Priority (Only one per claim) 1922 Month/Day/Year
3. Source of water supply (Check one) () Groundwater or Other () (a) RATTLESNAKE 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
↑ 15 NW NW SW ↑
30N 3W 15 NE NE NW IDAHO

ENDING POINT OF INSTREAM FLOW

↓ 22 SW SW NW ↓

Additional points of diversion if any: NONE

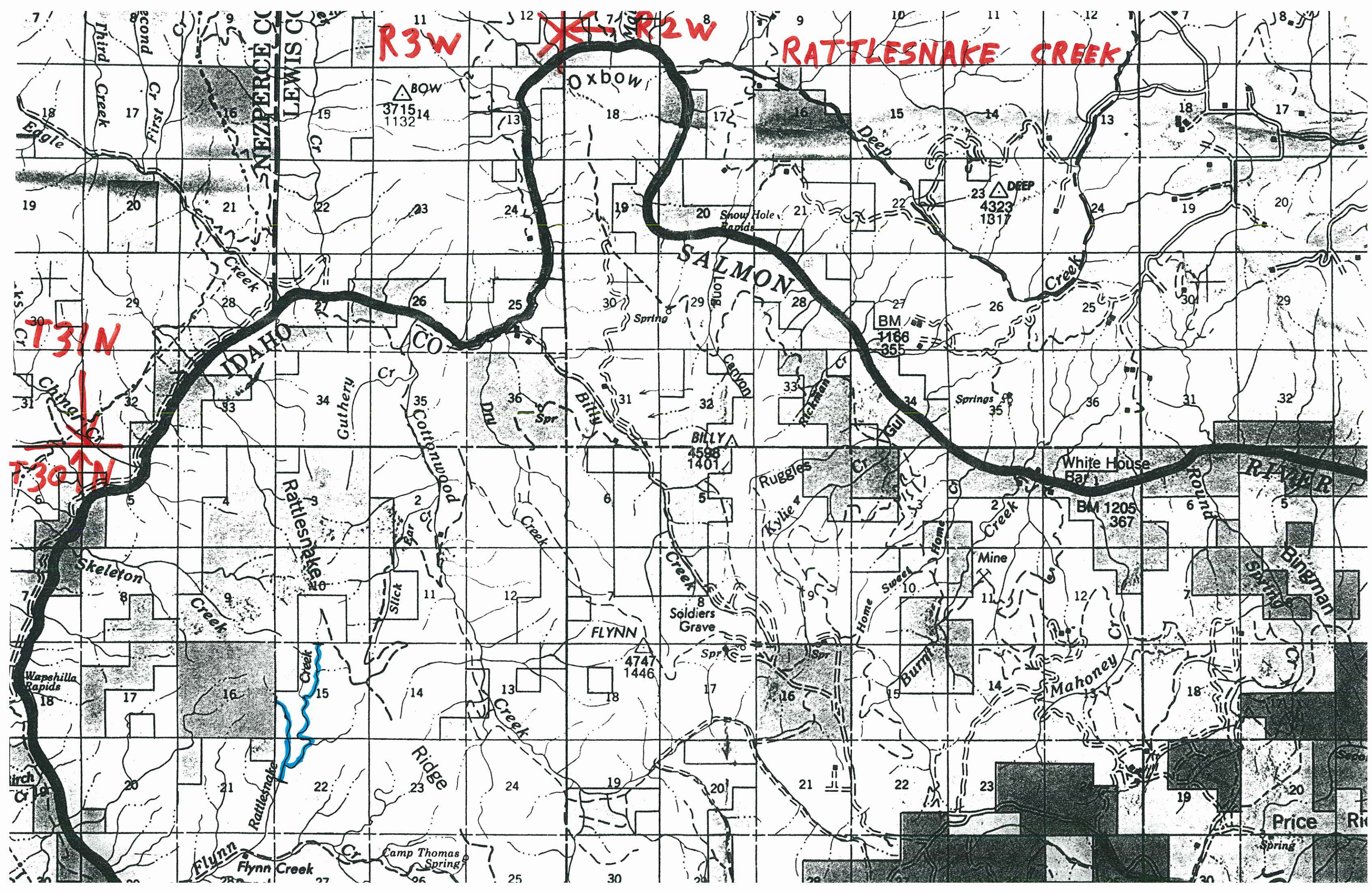
5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. pond 1953

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For STOCK WATER purposes from 01-01 to 12-31 amount 0.04 (cfs)
For DOMESTIC purposes from 01-01 to 12-31 amount 0.04 (cfs)
For LIVE STOCK purposes from 01-01 to 12-31 amount 0.04 (cfs)

7. Total quantity claimed 0.08 (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) LIVE STOCK AND 150 RANGE CATTLE



10. Place of use is: RATTLESLAKE CREEKTOWNSHIP RANGE SECTION 1 / 4 OF 1 / 4 Govt. Lot B.M.,

↑	↑	15	NW	NW
30N	3W		SW	NW
			NW	SW
			NE	SW
			SE	SW
			SW	SW
			NW	NW
		22	NE	NW
		↓	SW	NW

LINE Shack T30 R03W S10 NE SW DomesticRIGHT NO. 79-10251for (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 ☐
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 NONE14. Remarks: SPRING No 79-1025115. Basis of Claim (Circle One) Beneficial Use Domestic and Stock 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

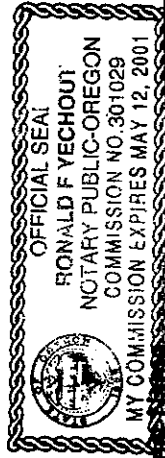
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Date 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 E Shroyer Jr Date 9-10-99Title and Organization Manager of Shroyer Ranches Inc Idaho RanchState of Idaho/or Oregon) ss.County of Beaver)Subscribed and sworn (or affirmed) before me this fourth day of September 1999

SEAL

Notary Public Ronald F. VechoutResiding at Philomath, Oregon 97370.My Commission Expires May 12, 2001Ident No.

Copies: White-State, Yellow-Claimant