

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 43-178G
Date Received: 6/20/89
Receipt No:
Received By:

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

1. Name of Claimant(s)

C BAR CATTLE COMPANY Phone:

CHRISTOPHER F ROBINSON
139 E SOUTH TEMPLE #310
SALT LAKE CITY UT USA 84111

2. Date of Priority: 12/12/1911

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
14S	27E	20	NW NW SW	CASSIA

5. Description of diverting works:

HEADGATE FROM RAFT RIVER AND ASSOCIATED DITCHES, BOOSTER PUMPS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/01	2.1	

7. Total Quantity Appropriated is:
2.1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
13S	26E	25	SE	SE	IRRIGATION	14.3
					Section Acres	14.3
13S	27E	30	SW	SW	IRRIGATION	49.5
			SE	SW	IRRIGATION	40
					Section Acres	89.5
					Total Acres	103.8

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

OTHER WATER RIGHTS (CONT): 43-02455 ACREAGES CALCULATED BY ASCS AERIAL PHOTOS

01-04-01 OWNERSHIP CHANGE PIERCE TO C BAR CATTLE CO PER NOTICE RECEIVED 11-18-98
WITH TITLE INS. SEE COMPLETE DOCS IN 43-2097C. VH
THIS RIGHT IS ALSO CLAIMED AS 43-10567 WHICH LISTS ADDITIONAL POINTS OF DIVERSION.

15. Basis of Claim: Decreed

Meadow Creek
SpringsSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

NOV 18 1990

Department of Water Resources
Southern Region

Water Right No(s).:

A43-02097C

Adjudication Claim No(s).:

43-01786

The following REQUIRED information must be submitted with this form:

(see enclosure)

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

Name and Address of Former
Owner/ClaimantJack A. PierceMalta ID 83342

New Owner/Claimant(s)

C Bar Cattle CompanyName Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

139 East South Temple Suite 310

City, State and ZIP Code

Salt Lake City UT 84111

New Telephone Number

(801) 328-1600

Date you acquired the property

June 27-1990

If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____

Number and type of stock

1500 Cattle

Diversion rate in CFS _____

Number of homes _____

Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Signature of New Owner
or Claimant(s)C BAR CATTLE COMPANY.By: Christopher F. Robinson, President

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Arimo Corporation
139 East South Temple, Ste 310
Salt Lake City, UT 84111
ATTN: Christopher Robinson

LAND TITLE AND ESCROW INC.
211 West 13th Street
P.O. Box 177
Burley, Id. 83318
(208)678-3524

COMMONWEALTH LAND TITLE INSURANCE COMPANY
COMMITMENT FOR TITLE INSURANCE
SCHEDULE A

ORDER NUMBER: 30762

1. Effective Date: October 28, 1998 at 8:00 A.M.

2. Policy or Policies to be issued:

A. ☐ ALTA Owners Policy - Standard Coverage
(10/17/92)

Amount \$
Premium \$

Proposed Insured:

B. ☒ ALTA Loan Policy ☒ Standard ☐ Extended
(10/17/92)
☐ With Endorsements

Amount of Loan
Premium based on amount of loan
Premium \$

Proposed Insured:

NAME OF LENDER

C. ☐

Amount \$
Premium \$

Proposed Insured:

3. The Estate or Interest in the land described or referred to in this Commitment and covered herein is **FEE SIMPLE** and is at the effective date vested in:

* PARCEL NO. 1, 2, 3, 4, & 5: C BAR CATTLE COMPANY, an Idaho corporation, formerly
PIERCE, INC., An Idaho Corporation
PARCEL NO. 6, 7, 8, 9, 10 & 11: ARIMO CORPORATION, an Idaho Corporation

4. The land referred to in this Commitment is situated in the County of CASSIA, State of Idaho, and described as follows:

SEE SCHEDULE A, PAGES 2 thru 12

Countersigned: _____

COPY

Authorized Officer or Agent

This Commitment is valid only if Schedule B is attached.

RECEIVED

NOV 18 1998

Department of Business
County of Cassia

CONTINUATION

SCHEDULE A

Order Number: 30762

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 24: E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 25: E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 19: Lots 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT
E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the E $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 20: S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 30: Lots 1, 2 and 4, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$,
W $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, less a strip of land 3 rods wide along the North
boundary of the S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ EXCEPT the West 6 rods of said strip of land.

The West 6 rods of the N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying South of the County Highway.

TOWNSHIP 13 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 26: All that part of Section 26 lying South and West of the Sublet, Meadow
Creek and Juniper Road, EXCEPT that part deeded to the State of Idaho, by
Warranty Deed, recorded May 10, 1967 as Instrument No. 34928, records of
Cassia County, Idaho.

Section 27: All, EXCEPT the following described parcel of land:

Commencing at the Northwest corner of said Section 27;
Thence East along the Government Section line on the North side of said
Section 27 for 208.71 feet;
Thence South along a line parallel with the West boundary line of said
Section 27 for 208.71 feet;
Thence West along a line parallel with the North boundary line of said
Section 27 for 208.71 feet;
Thence North along the Government section line on the West side of said
Section 27 for 208.71 feet to the Point of Beginning.

CONTINUATION

SCHEDULE A

Order Number: 30762

Section 32: SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 33: ALL
Section 34: ALL
Section 35: ALL, EXCEPT the W $\frac{1}{2}$ SE $\frac{1}{4}$

TOWNSHIP 14 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$
Section 2: E $\frac{1}{2}$ NE $\frac{1}{4}$
Section 5: W $\frac{1}{2}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 6: E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
Section 7: E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lots 3 and 4, NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 8: NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 17: W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 18: E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Lots 1, 2 and 3
Section 19: NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$
Section 20: NW $\frac{1}{4}$

TOWNSHIP 14 SOUTH, RANGE 29 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 2: SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 3: SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 4: S $\frac{1}{2}$ SW $\frac{1}{4}$

-Continued-

CONTINUATION

SCHEDULE A

Order Number: 30762

Section 5:	SW $\frac{1}{4}$
Section 6:	N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 7:	E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
Section 8:	All, EXCEPT that part deeded for Highway right of way.
Section 9:	ALL, EXCEPT that part deeded for Highway right of way.
Section 10:	W $\frac{1}{2}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT that part deeded for Highway right of way.
Section 14:	SW $\frac{1}{4}$ SW $\frac{1}{4}$, that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ lying South of the Interstate Highway right of way.
Section 15:	W $\frac{1}{2}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT that part deeded for Highway right of way.
Section 17:	NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 18:	N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 20:	S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 21:	W $\frac{1}{2}$ NE $\frac{1}{4}$
Section 22:	N $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
Section 23:	W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

-Continued-

CONTINUATION
SCHEDULE A

Order Number: 30762

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 25: S½S½, EXCEPTING THEREFROM that portion deeded to the State of Idaho in Warranty Deed from James Van Komen and Ellen Van Komen, husband and wife, dated January 23, 1967 and recorded July 14, 1967 as Instrument No. 35966 on Film No. 50, records of Cassia County, Idaho.

NW¼SW¼, EXCEPTING THEREFROM that portion deeded to the State of Idaho in Warranty Deed from J. T. Gregory and Catherine M. Gregory, husband and wife, dated March 21, 1967 and recorded April 20, 1967 as Instrument No. 34600 on Film No. 48, records of Cassia County, Idaho.

Section 36: W½

TOWNSHIP 14 SOUTH, RANGE 29 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 5: Lot 2, E½E½NW¼, SE¼, and S½NE¼

EXCEPTING THEREFROM that portion deeded to the State of Idaho in Warranty Deed from James Van Komen and Ellen Van Komen, his wife, dated January 23, 1967 and recorded July 14, 1967 as Instrument No. 35967 on Film No. 50, records of Cassia County, Idaho.

ALSO EXCEPTING THEREFROM the following described tract of land:
Beginning at a point 2090.16 feet South 72°43' East from the Northwest corner of said Section 5; thence 654.8 feet South 00°09' East; thence 769 feet North 80°47' East; thence 312.5 feet North 55°00' West; thence 255.1 feet North 68°42' West; thence 231.9 feet North 52°41' West; thence 143.2 feet North 33°51' West to the Point of Beginning.

ALSO EXCEPTING THEREFROM the following described tract of land:
Beginning at a point (concrete right of way marker) 2909.3 feet South 87°34' East from the Northwest corner of said Section 5; thence 1098.3 feet South 16°13' East; thence 575.9 feet North 53°18' East; thence 578 feet North 39°46' West; thence 256.3 feet North 11°21' West; thence 222 feet North 44°48' West; thence 240 feet South 53°21' West to the Point of Beginning.

CONTINUATION

SCHEDULE A

Order Number: 30762

PARCEL NO. 3:

TOWNSHIP 14 SOUTH, RANGE 29 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 16: E½

PARCEL NO. 4:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: SE¼NW¼, SW¼NE¼, EXCEPT the following described tract:

Beginning at the center quarter section corner of said Section 30, which shall be the Point of Beginning;

Thence North 89°43'57" West along the quarter section line for 1204.63 feet to a ½ inch rebar;

Thence North 2°16'27" East for 63.65 feet to a ½ inch rebar;

Thence North 37°49'43" East for 762.42 feet to a ½ inch rebar;

Thence North 0°01'08" East for 235.38 feet to a ½ inch rebar;

Thence North 89°17'35" East for 687.43 feet to a ½ inch rebar;

Thence North 89°16'53" East for 353.19 feet to a ½ inch rebar;

Thence South 0°40'42" West for 354.97 feet to a ½ inch rebar;

Thence North 85°04'42" East for 226.25 feet to a ½ inch rebar;

Thence North 89°03'02" East for 215.14 feet to a ½ inch rebar;

Thence South 0°26'17" East for 591.25 feet to a ½ inch rebar on the quarter section line;

Thence North 89°43'57" West along the quarter section line for 746.97 feet to the Point of Beginning.

PARCEL NO. 5:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 19: W½W½SW¼SE¼

-Continued-

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: A43-00178G
Date Received: 6/20/1989
Receipt No: C007642
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK A. PIERCE 208-645-2580
Address: MALTA, ID 83342

2. Date of Priority: DEC 12, 1911

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	27E	20	NW	NW	SW		CASSIA

5. Description of diverting works:
HEADGATE FROM RAFT RIVER AND ASSOCIATED DITCHES, BOOSTER PUMPS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/01	2.100		

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

8. Total consumptive use is 363.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	25	SE	SE		IRR	14.3 ✓
						Section Acres	14.3
	27E	30	SW	SW		IRR	49.5 ✓

A43-00178G

Page 1

Date: 07/11/89

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MAR 02 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13S	27E	30	SE SW		IRR	40.0 ✓

Section Acres 89.5

Total Acres 103.8

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

43-0032, 0442, 0443, 0253, 0255, 0030, 0171, 0287, 0254,

14. Remarks:

OTHER WATER RIGHTS (CONT):

43-02455

ACREAGES CALCULATED BY ASCS AERIAL PHOTOS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ALBION-IDAHO LAND CO.

Decree Plaintiff

vs

JOBE ADAMS ET AL

Decree 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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
MAR 02 1993

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 A 43-00178G
Date Received 6-20-89 *CK*
Receipt Number C007642

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUN 20 1989

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Jack A. Pierce Phone (208) 645-2580

Mailing Address Malta, Idaho Zip 83342

2. Date of Priority (Only one (1) per claim) December 12, 1911

3. Source of water supply (a) Raft River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 14S Range 27E Section 20,
NW 1/4 of NW 1/4 of Sw 1/4, Govt. Lot, B.M., County of Cassia

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is: N/A

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, 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. Headgate from Raft River and associated
ditches. Booster pumps at reservoirs on the property for pressurization.

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MAR 02 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 10/1 amount 2.10 or 415

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.1 (cfs) and/or (b) 415 (acre feet)

8. Total consumptive use claimed is 363 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

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	
13S	26E	25																14.3	14.3
13S	27E	30											49.5	40					89.5

Total number of acres irrigated 103.8

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

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.

43-0032; 0442; 0443; 0253; 0255; 0030; 0171; 0287; 0254; 2455 or None ()

14. Remarks:

Acreages calculated by ASCS from aerial photos.

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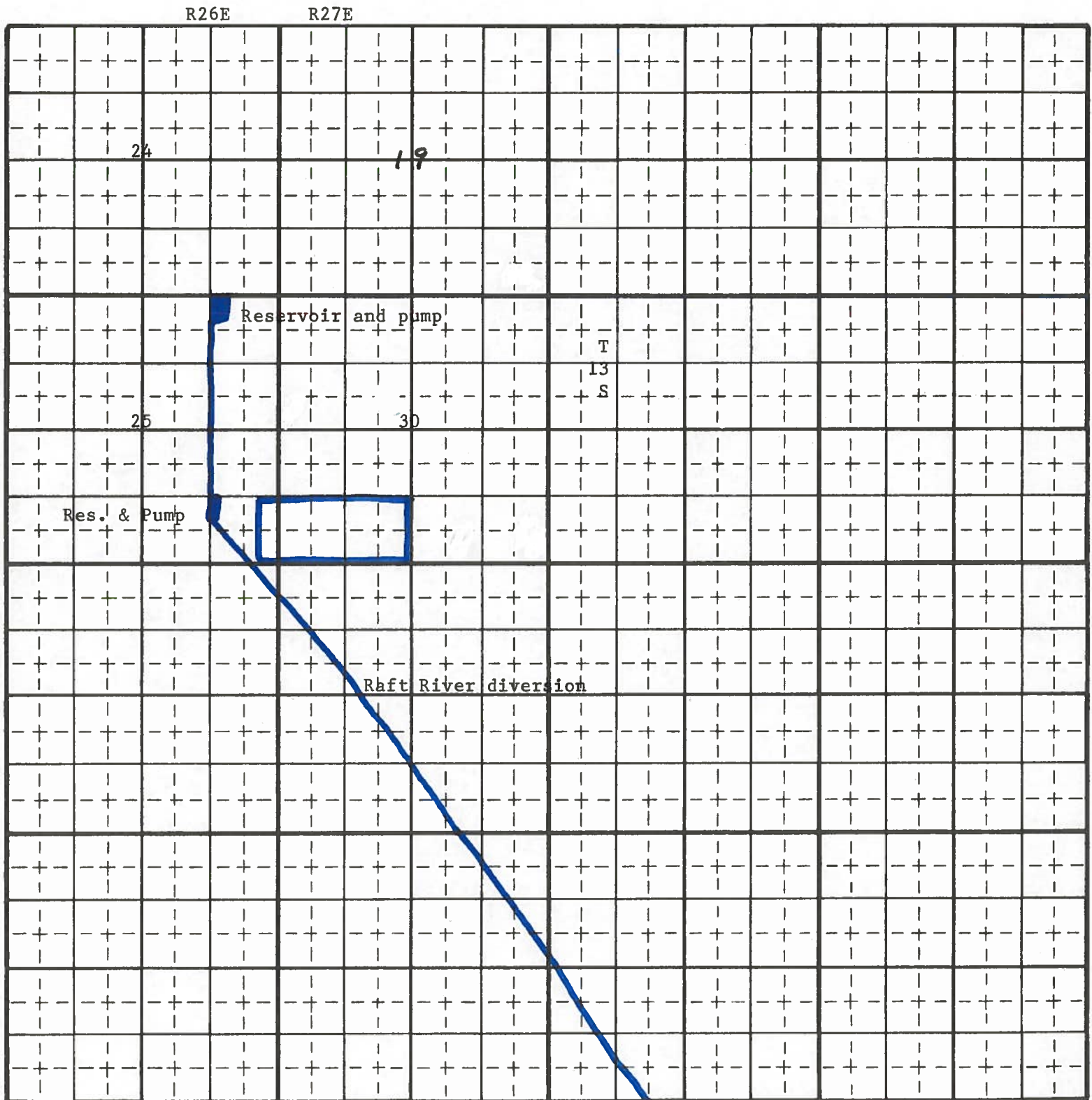
MAR 02 1993

Last Name Pierce Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



PD is off map several miles

MICROFILMED

MAR 02 1993

Last Name Pierce Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree X

If applicable provide IDWR Water Right Number 43-0178

Court U. S. District Case Number _____ Decree Date Oct. 18, 1928

Plaintiff vs Defendant Albion Land Co. V Jobe Adams

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 0

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

Signature of Claimant (s)

John A. Pierce

Date June 1, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of Cedar)

SS.

Subscribed and sworn (or affirmed) before me this 1 day of June 19 89

Notary Public

Sherl L. Chapman

Residing at

3205 E. Buffalo Rd. Mendocino, Id

My Commission Expires

6/14/94

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 _____

MICROFILMED

MAR 02 1993

Last Name Pierce Ident. Number _____

Copies White-State, Yellow-Claimant

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Pierce CLAT IDENT. NO. A43-DO178GDATE RECEIVED 6-20-89 CK # 007642 AMOUNT \$ 007642

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 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. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | High |
| 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. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 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.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: CT Date: 7-11-89Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)
 Receipt Prepared by: CT Date: 6-20-89
 Claim data entered by: CT Date: 7-11-89 Checked by: RECEIVED Date: 7-11-89
 Sent to claimant by: CT Date: 7-11-89

Comments: _____

MAR 11 1993

07/12/2001

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

RIGHT NUMBER: 43-178G

NAME AND ADDRESS: C BAR CATTLE COMPANY
CHRISTOPHER F ROBINSON
139 E SOUTH TEMPLE #310
SALT LAKE CITY, UT 84111

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 2 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 13.75 CFS. COMBINED RIGHT
NOS.: 43-171C, 43-178G, 43-254A, 43-287, 43-12926, 43-12927,
43-12928, 43-13075.

PRIORITY DATE: 12/12/1911

POINT OF DIVERSION: T14S R27E S20 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-01	2.00 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>							
T13S R26E S24		NESE	22	T13S R26E S24		SESE	23
T13S R26E S25		NENE	23	T13S R26E S25		SENE	20
T13S R26E S25		SESE	18	T13S R27E S19		NESW	40
T13S R27E S19	LOT 3	NWSW	49	T13S R27E S19	LOT 4	SWSW	49
T13S R27E S19		SESW	39	T13S R27E S30		NWNE	34
T13S R27E S30		SWNE	17	T13S R27E S30		NENW	29
T13S R27E S30	LOT 1	NWNW	49	T13S R27E S30	LOT 2	SWNW	49
T13S R27E S30		SENW	18	T13S R27E S30		NESW	40
T13S R27E S30	LOT 4	SWSW	43	T13S R27E S30		SESW	40
T13S R27E S30		NWSE	36	T13S R27E S30		SWSE	40

678 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-171C IS LIMITED TO THE
IRRIGATION OF THE SAME 100 ACRE PLACE OF USE IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 678 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 43-171C, 43-178G, 43-254A, 43-
287, 43-12926, 43-12927, 43-12828, 43-13075.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 897 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 43-171C, 43-178G, 43-254A, 43-
287, 43-2284A, 43-2304A, 43-2305, 43-2393A, 43-2455A, 43-4237,
43-12926, 43-12927, 43-12828, 43-13074, 43-13075.

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

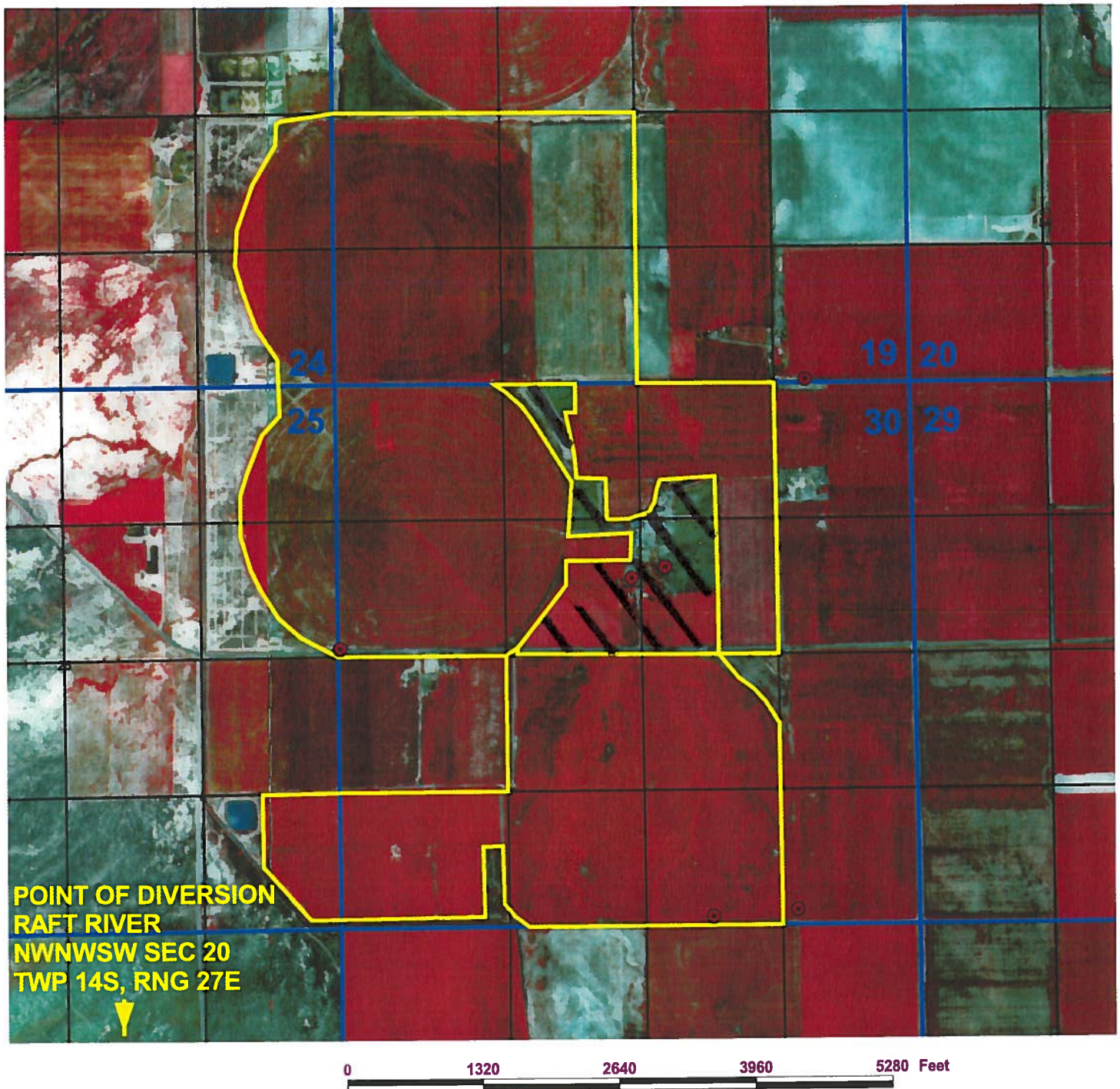
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Idaho Department of Water Resources

**RIGHTS: 43-171C, 43-178G, 43-254A, 43-287,
43-12926, 43-12927, 43-12928, 43-13075**

**RECOMMENDED PLACE OF USE
TWP 13S, RNG 26E
TWP 13S, RNG 27E
Data entry on July 12, 2001**



-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**



**GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
PREPARED BY VIKIE HANCOCK**

01/22/2001

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

RIGHT NUMBER: 43-178G

NAME AND ADDRESS: C BAR CATTLE COMPANY
CHRISTOPHER F ROBINSON
139 E SOUTH TEMPLE #310
SALT LAKE CITY, UT 84111

SOURCE: RAFT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 2 CFS

PRIORITY DATE: 12/12/1911

POINT OF DIVERSION: T14S R27E S20

NWNWSW

Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-01

QUANTITY
2.00 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T13S R26E S25		SESE	18	T13S R27E S19		NESW	40
T13S R27E S19	LOT 3	NWSW	49	T13S R27E S19	LOT 4	SWSW	49
T13S R27E S19		SESW	39	T13S R27E S30		NWNE	34
T13S R27E S30		SWNE	17	T13S R27E S30		NENW	29
T13S R27E S30	LOT 1	NWNW	49	T13S R27E S30	LOT 2	SWNW	49
T13S R27E S30		SENW	18	T13S R27E S30		NESW	40
T13S R27E S30	LOT 4	SWSW	43	T13S R27E S30		SESW	40
T13S R27E S30		NWSE	36	T13S R27E S30		SWSE	40

590 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 808 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-171C, 43-178G, 43-254A, 43-287, 43-2284A, 43-2304A, 43-2305, 43-2393A, 43-2455A, 43-4237, 43-12926, 43-12927, 43-12828. 13074 13075

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 590 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-171C, 43-178G, 43-254A, 43-287, 43-4237, 43-12926, 43-12927, 43-12828. 13075

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-171C IS LIMITED TO THE IRRIGATION OF THE SAME 100 ACRE PLACE OF USE IN A SINGLE IRRIGATION SEASON.

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

Enlargement
claim filed
7-6-01
VH

THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

THIS RIGHT IS SUBJECT TO ~~REGULATION~~ BY THE WATERMASTER OF
WATER DISTRICT 43B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Duplicate Claim
Asserting PODs at wells
DISSALLOWED

43-10576
43-10567
43-12921
43-10569
43-12919

Basis Claim
Claiming only Raft River POD
RECOMMENDED

43-171C
43-178G
43-254A
43-287
43-12926, 43-12927, 43-12928

RECOMMENDATION NOTES

From: Vikie Hancock

1/23/01

**Regarding: 43-171C, 43-178G, 43-254A, 43-287, also
43-030, renumbered and split into 43-10798A, subsequently
split into 43-12926, 43-12927 & 43-12928
SOURCE - RAFT RIVER**

The above claims are based upon 1928 Jobe Adams decreed rights from Raft River. Claims 43-254 and 43-10798 were split into A and B portions in a 1990 real estate transaction between Pierce and C Bar Cattle Company.

43-171C & 43-178G are portions of rights which were decreed appurtenant to the same place of use. Decreed right 43-178 was identified and decreed as floodwater. As such, it allows more than 1 inch per acre for the decreed tracts. C Bar Cattle Company's portion of that right is 100 acres and corresponds with their portion of right 43-171.

Claim **43-10798** was originally filed by Jack Pierce as 43-00030 and included decreed rights 43-030, -032, -443, -253, -254, -255 and -444. As they are described in transfer 2505, 43-030 and 43-032 were also appurtenant to the NWSE Section 19. Only 10 acres on the west edge of this $\frac{1}{4}$ $\frac{1}{4}$ are now owned by successor in interest C Bar Cattle Company, and it appears from 1962 and 1968 aerial photos that the acreage irrigated within this 40 was the east 30 acres. At some point after T2505 in 1975, the east 30 acres of the NWSE Sec 19 was evidently conveyed from Jack Pierce to Dale Pierce (and subsequently to Thornton). Original claimant Jack Pierce asserted his claim to the entire portion of decreed rights 43-030 and 032, however there is no information as to when an accomplished transfer of water from the east 30 acres may have occurred. Neither Dale Pierce, or current owner of the east 30 acres in NWSE Sec 19 Thornton, have asserted a claim to any portion of these rights. I am recommending the claim as filed, but suspect that a valid right to the entire amount does not belong to C Bar Cattle Company.

In 1990, an ownership change split right 43-10798 into A and B portions. After review of this right, it was determined that a further split of each portion was also necessary to accurately recommend the decreed rights combined within.

- An error occurred in transfer 2505 that identified .093cfs for irrigation that was originally decreed for stockwater under right 43-443, and .231 cfs for irrigation that was originally decreed for stockwater under right 43-444. IDWR subsequently noted the error on right 43-444, but made no such note of 43-443 in the database. The errors were perpetuated in SRBA Claim number 43-10798 which listed a diversion amount of 6.807 for irrigation.
- Claim 43-10798 included decreed rights with different seasons of use.

It was necessary to split each portion of right 43-10798 into three portions. 43-10798A, in the name of C Bar Cattle Co, was split into the following rights:

43-12926 Portions of decreed rights 43-032 and 43-253 combined into one claim with a season of 4/1 to 7/1.

43-12927 Claim based upon decreed right 43-255 with a season of 4/1 to 10/1 with the appropriate combined limits applied to 43-253, as decreed.

43-12928 A year round diversion amount of 0.29 cfs for stockwater based upon decreed rights 43-443 and 43-444 included with 0.77 cfs from decreed right 43-030 for full season irrigation use.

SEE SRBA CLAIM FILE 43-12926 FOR COMPLETE DOCUMENTATION OF THE NECESSITY FOR THE ABOVE CHANGES.

There are overlapping places of use for the Raft River decrees (see T2505), and in addition, not all acres within each tract were historically irrigated at the time of the 1928 decree (see 1962 aerial photos). The SRBA claims identify use of water from Raft River upon acres in Sections 20, 24 and 25 to which the rights, as recorded, are not appurtenant. In the course of my review, aerial photos from 1962, 1968 and 1987 were analyzed. There is no indication that any accomplished transfer of place of use has occurred, as more acres within the decreed place of use are under irrigation in the 1987 photos than in the 1962 or 1968 photos.

A 1994 field exam found the claimed point of diversion in section 20 T14S, R27E and a manmade channel conveying water to the perimeter of the farm and the ponds identified in the claims. A June 2000 filed exam further verified that, as original claimant Jack Pierce stated, surface and groundwater are mingled in a common sprinkling system to irrigate the entire place of use. A permissible place of use including both surface and groundwater would be appropriate, given this irrigation system. An expansion claim for the use of Raft River water is needed if the claimant wishes complete coverage from surface water on his entire place of use in a single irrigation season.

In cases where the season of use was identified in the Jobe Adams decree, that season of use has been recommended in the SRBA. In cases where no season of use but irrigation season is indicated, the current IDWR standard is being recommended.

Duplicate Claims:

The following claims, and their corresponding basis claims, were filed simultaneously by original claimant John Pierce, to assert the diversion of Raft River Decreed water from his various wells. In agreement with Department policy at this time, these duplicate claims were disallowed and the water rights recommended as filed with only a point of diversion on Raft River.

Duplicate Claim
Asserting PODs at wells
DISSALLOWED

Basis Claim
Claiming only Raft River POD
RECOMMENDED

16

172

1879-Apr. 1

3.2 s.f. 7400

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Twp. 14 S. R. 27 E.B.M.

173

International Mortgage Bank
1882-Apr. 1

6.4 s.f. 600

To be diverted from Raft River, April 1 to Oct. 1 each year, for the irrigation of NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 29, S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 20 Twp. 14, S. R. 27 E.B.M.

174

1884-Apr. 30

3.2 s.f.

To be diverted from Raft River, Oct. 1 to Oct. 15 each year, for the irrigation of SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 18, Twp. 15 S. R. 27 E.B.M.

175

1871-Apr. 1

.5 s.f. 7400

To be diverted from Raft River, continuous flow, for the irrigation of SE $\frac{1}{4}$ and E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 31, Twp. 13 S. R. 27 E.B.M.

176

1871-Apr. 1

4.21 s.f.

To be diverted from Raft River, April 1 to July 1 each year, for the irrigation of SE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 31, Twp. 13 S. R. 27 E.B.M.

177

1909-May 24

21.6 s.f. 600

To be diverted from Raft River for the irrigation of N $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 20, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 17, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18, S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 6, Twp. 14 S. R. 27 E.B.M., and E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec. 31, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Twp. 13 S. R. 27 E.B.M.

178

1911-Dec. 12

52 s.f. 483

Flood waters to be diverted from Raft River and Tributaries for the irrigation of E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 18, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, Twp. 15 S. R. 27 E.B.M., (NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 32, SW $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$, Sec. 29, SW $\frac{1}{4}$ and W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 20, W $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 17, W $\frac{1}{2}$, Sec. 8, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, E $\frac{1}{2}$ and the E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 6, W $\frac{1}{2}$, Sec. 5, Twp. 14 S. R. 27 E.B.M., and SW $\frac{1}{4}$ and W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 31, S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 30, Twp. 13 S. R. 27 E.B.M., SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 13 S. R. 26 E.B.M.

179

1883-Apr. 29

10.1 s.f.

To be diverted from Raft River for the irrigation of W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, Twp. 10, S.R. 28, W $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and Lots 3 and 4, Sec. 18, Twp. 10 S. R. 28 E.B.M., and S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 13, Twp. 10 S. R. 27 E.B.M., H $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Twp. 10 S. R. 27 E.B.M.

180

1886-Apr. 1

3.8 s.f.

To be diverted from Raft River for the irrigation of Lots 3 and 4 and E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 7, and Lots 1 and 2 and NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 18, Twp. 10 S.R. 28 E.B.M.

181

International Mortgage Bank
1908-Jan. 25

21 s.f.

To be diverted from Raft River for the irrigation of E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 6 and part of the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 7, Twp. 10 S. R. 28 E. B.M., and part of NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Twp. 10 S. R. 27 E.B.M.

PROVIDED, however, that the water for the purpose of satisfying the rights of said International Mortgage Bank shall be taken from Raft River from what is known as the

43-0174
0178

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 665

THIS IS TO CERTIFY That the MALTA LAND AND IRRIGATION COMPANY, of Malta, Idaho, duly qualified as an Idaho corporation, represented by John A. Elison, of Malta, Idaho, as its legal agent, is the owner of certain water rights, described as being 129.61 cubic feet per second of the waters of Raft River, County of Cassia, State of Idaho, with various dates of priority hereinafter set forth, said water being originally decreed to the International Mortgage Bank, by decree of Judge Charles C. Cavanah, of the United States District Court for the District of Idaho, Southern Division, in the case of

ALBION-IDAHO LAND COMPANY,

Plaintiff

vs.

JOHN ADAMS, ET AL,

Defendants

Said decree bearing date of October 18, 1928.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 5 of Decrees, at Page 324.

That said MALTA LAND AND IRRIGATION COMPANY has become the owner thereof by purchase.

The specific amounts of said water rights in cubic feet per second, with the various dates of priority, are appurtenant to the following described lands, from which the water is hereby transferred.

That now, upon the application of the Malta Land and Irrigation Company for a transfer of water rights, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to the use of 129.61 cubic feet per second of the waters of Raft River is hereby abandoned upon the lands hereinafter described as the lands from which the water is to be transferred, and the place of use under such water rights, and to which the water rights hereby confirmed by this Certificate shall become appurtenant for irrigation and domestic use is hereinafter described as the lands to which the water rights are being transferred, together with the respective amounts of such water rights and priorities.

0.66 3.2 cubic feet per second, priority April 1, 1871, April 1 to July 1 each year, decreed to the SE $\frac{1}{4}$ Section 6, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 5; Twp. 14 S., Range 27 E., B.M.

0.67 3.2 cubic feet per second, priority April 1, 1871, April 1 to July 1 each year, decreed to the NE $\frac{1}{4}$ Section 6, Twp. 14 S., Range 27 E., B.M.

0.65 3.2 cubic feet per second, priority April 1, 1871, April 30 to July 1 each year, decreed to the SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, Twp. 14 S., Range 27 E., B.M.

0.68 9.6 cubic feet per second, priority April 1, 1879, July 1 to October 1 each year, decreed to the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 6, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 5, NE $\frac{1}{4}$ Section 6, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, Twp. 14 S., Range 27 E., B.M.

43-0174 0.5 cubic foot per second, priority April 1, 1871, continuous flow, decreed to the SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7.

0195 0.5 cubic foot per second, priority April 1, 1871, continuous flow,
decreed to the SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 31, Twp. 13 S.,
Range 27 E., B.M.

0176 4.21 cubic feet per second, priority April 1, 1871, April 1 to
July 1 each year, decreed to the SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 31,
Twp. 13 S., Range 27 E., B.M.

0173 3.2 cubic feet per second, priority April 1, 1879, April 1 to
October 1 each year, decreed to the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29,
W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, Twp. 14 S., Range 27 E., B.M.

0169A 7.2 cubic feet per second, priority June 1, 1879, April 1 to
October 1 each year, decreed to the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 5,
NW $\frac{1}{4}$, SW $\frac{1}{4}$ Section 8, W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 17, W $\frac{1}{2}$ NW $\frac{1}{4}$
Section 20, Twp. 14 S., Range 27 E., B.M.

to the following described lands:

43-0169 S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5; NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 6; NE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ Section 7;
NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ Section 8; NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 17; and NE $\frac{1}{4}$ NE $\frac{1}{4}$
N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18; Twp. 14 S., Range 27 E., B.M.

Also

0169B 5.6 cubic feet per second, priority June 1, 1879, April 1 to
October 1 each year, decreed to the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 5,
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 8, W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 17, W $\frac{1}{2}$ NW $\frac{1}{4}$
Section 20, Twp. 14 S., Range 27 E., B.M.

0170 2.4 cubic feet per second, priority April 1, 1881, April 1 to
October 1 each year, decreed to the S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 5, Twp. 14 S., Range 27 E., B.M.

to be transferred to the following described lands:

5.4 - W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, Twp. 13 S., Range 27 E., B.M.; and E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 6, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7,
S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5,
S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 17, Twp. 14 S.,
Range 27 E., B.M.

Also

43-0173 6.4 cubic feet per second, priority April 1, 1882, April 1 to
October 1 each year, decreed to the NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$
Section 29, and S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 20, Twp. 14 S.,
Range 27 E., B.M.

6.1 - to be transferred to the following described lands:

W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, Twp. 13 S., Range
27 E., B.M.; S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5, N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$,
E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 17, E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 6,
Twp. 14 S., Range 27 E., B.M.

Also

43-0171 10 cubic feet per second, priority March 1, 1883, April 1 to
October 1 each year, decreed to the SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section
31, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 30, Twp. 13 S., Range 27 E., B.M.;
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, Twp. 13 S., Range 26 E., B.M.; and
E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 6, Twp. 14 S., Range 27 E., B.M.

to be transferred to the following described lands:

$\frac{1}{2}$ and $\frac{1}{4}$ NW $\frac{1}{4}$ Section 31, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 30, Twp. 13 S., Range 27 E., B.M.
and E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, Twp. 13 S., Range 26 E., B.M.

Also

43-0177 21.6 cubic feet per second, priority May 24, 1909, decreed to the
N $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ Section
17, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 18, S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7,
SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 6, Twp. 14 S., Range
27 E., B.M.; and E $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 32, Twp. 13 S., Range 27 E., B.M.

to be transferred to the following described lands:

NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 32, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ Section 29, W $\frac{1}{2}$ Section
20, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 17, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 18, Twp. 14 S., Range 27 E., B.M.;
and S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, Twp. 13 S.,
Range 27 E., B.M.; and N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 8, Twp. 14 S., Range 27 E., B.M.

Also

43-0178 48.8 cubic feet per second, priority December 12, 1911, decreed to the
NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 32, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ Section
29, SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 20, W $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 17,
W $\frac{1}{2}$ Section 8, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, E $\frac{1}{2}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$ Section 6, W $\frac{1}{2}$ Section 5, Twp. 14 S., Range
27 E., B.M.; SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 31, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 30,
Twp. 13 S., Range 27 E., B.M.; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25,
Twp. 13 S., Range 26 E., B.M.

to be transferred to the following described lands:

43-0088 N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ Section 17, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ Section 8, SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$
Section 5, E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{4}$ NW $\frac{1}{4}$ Section 6, E $\frac{1}{2}$ Section 7, E $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18,
Twp. 14 S., Range 27 E., B.M. E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$
N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 31, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 30, Twp. 13 S., Range 27 E., B.M.
E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, Twp. 13 S., Range 26 E., B.M.

It is further stipulated by the applicant, Malta Land and Irrigation Company, that One (1.0) cubic foot per second of the above described water rights decreed as continuous flow right, with priority of April 1, 1871, be used for stock watering purposes, and left in Raft River for such purpose, to be used at any time between August 1 and November 15 of each year as the needs may demand, and as directed by said Malta Land and Irrigation Company.

That the said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed 129.61 cubic feet per second, for the several amounts and ~~with~~ the several priorities above set forth and described.

That the water rights hereby transferred have been conducted to the lands from which said water is transferred from Raft River at various established points of diversion on or adjacent to the places of use through private ditches.

That the water rights hereby transferred will hereafter be conducted to the place of use to which said water rights are transferred with no change in place of diversion, except one additional point of diversion located in the Southeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 17, Township 14 South, Range 27 East, B. M.

COPY

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of

MALTA LAND & IRRIGATION COMPANY,
of Malta, Idaho

ORDER GRANTING TRANSFER

For a Transfer of Water Right, in Water
District No. 8-B, County of Cassia

WHEREAS, On the 18th day of April, 1944, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of MALTA LAND & IRRIGATION COMPANY, of Malta, Idaho, for a Transfer of Water Right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a more efficient use, and that no one will be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED That the application be and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 18th day of May, A. D. 1944.

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

That the right to the use of the water aforesaid, hereby confirmed,
is restricted to the lands or place of use to which said water has been trans-
ferred, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the
official seal of the Department of Reclamation of the State of Idaho to be
hereunto affixed, at Boise, Idaho, this 18th day of May, A. D. 1944.

MARK R. KULP
State Reclamation Engineer
By

Roy A. Thompson
Supervisor of Water Distribution

DATE: 09/16/99
PAGE: 6

USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
04-01 10-01	2.100 CFS	
TOTAL DIVERSION:	2.100 CFS	363.00 AFA
CONSUMPTIVE USE:		

Stage: DECREED

CASSIA County

SE

TOTAL ACRES

Other Rights: 43-0032, 0442, 0443, 0253, 0255, 0030, 0171, 0287, 0254,

ACREAGES CALCULATED BY ASCS AERIAL PHOTOS.

Field Inspection Flag: C
Presumption Flag: C

⌞

DATE: 09/16/99
PAGE: 2

Stage: DECREED

CASSIA County

Other Rights: SEE REMARKS.

THIS IS A PORTION OF WR 43-00178; AMOUNT CLAIMED 150"

 SEE REF. RT. A43-00165B FOR OTHER WR*****
 IRRIGATION CO.) CLAIMANT HAS 1 1/2 PORTIONS.
 TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND
 CALCULATIONS FOR THESE PORTIONS, CLAIMANT DIVIDED THE ORIGINAL

Objection Filed Date:

Field Inspection Flag: D
Presumption Flag:

Presumption Flag: D

Some
poll as
we file
exp also

Stage: DECREED
CASSIA County
CASSIA County

SE	SWSE	SESE	SUM
40	40	40	240.0
TOTAL	ACRES		240.0

Other Rights: SEE REMARKS.

5/20/97 jr

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

AJ5809NP
No. A&S-00178E

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/16/99
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WARR BROTHERS HC 72 BOX 2208 MALTA ID 83342 (208) 645-2408	12/12/1911	IRRIGATION	03-15 11-15	7.871 CFS	
TOTAL DIVERSION:					7.871 CFS	
CONSUMPTIVE USE:						1200.00 AFA

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T14S R27E S07
S20

SNNE
NWSW

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	
T R S	NENE : Lt Ac	NWNE : Lt Ac	SENE : Lt Ac	SENE : Lt Ac	SUM
14S 27E 17	: 40	: 40	: 40	: 40	: 400.0
TOTAL ACRES					400.0

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: A&S-10381,00168,0169A&B,0170,0173,0175,02389,02419,02420

Dates: Exam Made Date:

Verified Date:

Objection filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

DATE: 09/16/99
PAGE: 5

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

Stage: DECREED

CASSIA County
CASSIA County

SE

Other Rights: A43-00171 & A43-02562

Dates:	Exam Made Date:	Verified Date:	objection Filed Date:
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Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag: D

DATE: 12/29/99
PAGE: 1

Stage: DECREED

CASSIA County

SE

Other Rights: SEE REMARKS.

Objection Filed Date:

Presumption Flag: D

Water Right Number - 43-001788

Prefix Translation: WATER RIGHT

Old (D) Number -

- - - - - Last Name - - - - - + - - - - - First Name - - - - - + - - - - - Address - - - - - +

- - - - - Priority Date - - - - - + - - - - - Region - - - - - + - - - - - Stage - - - - - + - - - - - Status - - - - - +
00/00/0000 17 SOUTHERN Z - SEE REMARKS

- - - - - Source - - - - - + - - - - - Tributary - - - - - +

- - - - - Twn Rng Sec Tract Lot RFlg County Point of Diversion - - - - - Diversion Name - - - - - Diversion Rate - - - - - Diversion No. - - - - - +

- - - - - Code - - - - - Description - - - - - Period From - - - - - Water Use - - - - - Period To - - - - - Diversion Rate - - - - - Diversion Volume - - - - - +

- - - - - Total Div. Rate - - - - - + - - - - - Total Div. Volume - - - - - + - - - - - Total Div. Capacity - - - - - + - - - - - Total Consumptive Use - - - - - + - - - - - KW Usage - - - - - +
0.0

- - - - - Twn Rng Sec Tract Lot Acres Code Description - - - - - County - - - - - +

- - - - - Diversion Means -

- - - - - Non-Irrigation Use -

- - - - - Other Rights for Same Use -

- - - - - Remarks - - - - - +

GEN RIGHT SPLIT INTO PARTS C & D THRU APPROVED TRANSFER 5140.

- - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

- - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

- - - - - Decree Plaintiff - - - - - + - - - - - Decree Defendant - - - - - + - - - - - Decree Date - - - - - +

00/00/0000

- - - - - Comments - - - - - +
No Comments Found

- - - - - Audit Fields - 04/23/85 05/28/88 CONVERT 02/18/98 PSKAGGS 02/24/98 PSKAGGS

- - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 02/24/1998	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

09/17/99 10:44:21
Page 2

Water right number - 43-D01788

Prefix translation: WATER RIGHT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	-	Name Connector	-	POU Ownership Flag	-
SRBA Decreed Flag	-				

$$D_7 = D_6$$

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MALTA LAND & IRRIGATION CO	12/12/1911	IRRIGATION	04/01 10/31	45.600 CFS	
	MALTA ID 83342					
TOTAL DIVERSION:					45.600 CFS	

Stage: DECREED

OT claims

[illegible]

(I)

Other	Water Rights	Listing	Overlapping	Places(s) of use:
43-00164A	43-00165A	43-00166A	43-00167	43-00168A
43-00173	43-00175A	43-00176A	43-00177	43-02294B
43-02295D	43-02296A	43-02296B	43-02324A	43-02324B
43-02419	43-02420	43-02428	43-02454	43-02527
43-04005A	43-04005B	43-04034	43-04055	43-04149
			43-04166	43-04208
			43-00169C	43-00170
			43-02294D	43-02294E
			43-02330	43-02331
			43-02358	43-02372
			43-02546	43-02561
			43-02616	43-02718
			43-02562	43-02721
			43-04000	43-02295C
				43-02414
				43-04000

Dates:	App. Received:	Priority Date:
		12/12/1911

Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 438 Field Exam Fee:

Comments: Date: 02/18/1998 User-ID: PSKAGGS Subject: TRANSFER 5140
Transfer 5140 adds a point of diversion under a portion of Rights
43-00164/165/166/168/172/175 & 176, splitting each right into
Parts A & B, and Rights 43-00169A & 178B, splitting each right
into parts C & D.

Audit:	09/18/97	MBALDWIN	02/18/98	PSKAGGS	02/18/98	PSKAGGS	02/18/98	PSKAGGS
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Conditions of Approval:
- Snake River Basin Adjudication.

Remarks: GEN Rights 43-00164B, 43-00165B, 43-00166B, 43-00168B, 43-00169D, 43-00172B, 43-00175B, 43-00176B and 43-00178D when combined shall not exceed a total diversion rate of 4.58 cfs, a total annual diversion volume of 916.0 af at the field headgate, and the irrigation of 229.0 acres.
Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
The total instantaneous diversion of water from all points of diversion under Transfer 5140 shall not exceed 4.58 cfs, nor total combined annual volume of 916.0 af.

Dates: App. Received: 07/30/1997 Priority Date: 12/12/1911
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

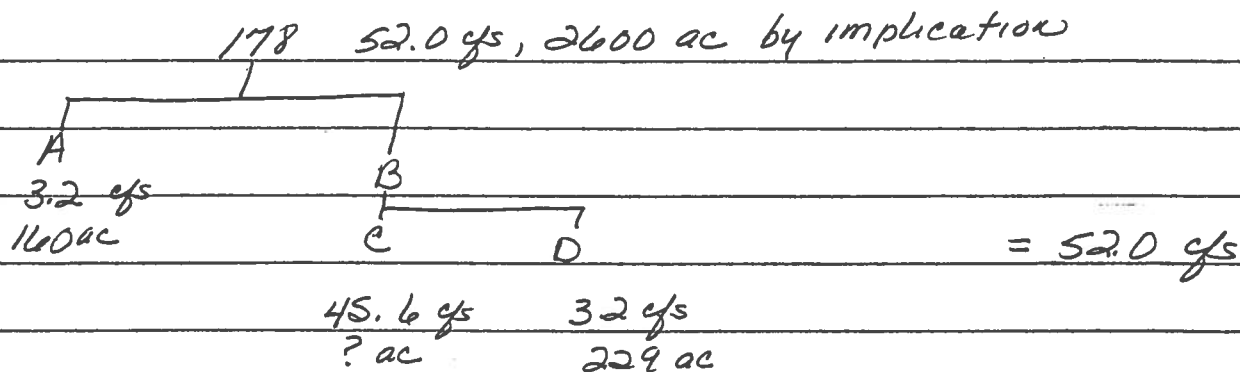
Misc: Water District Number: 43B Field Exam Fee:

Comments: Date: 02/18/1998 User-ID: PSKAGGS Subject: TRANSFER 5140
Transfer 5140 adds a point of diversion under a portion of Rights 43-00164/165/166/168/172/175 & 176, splitting each right into Parts A & B, and Rights 43-00169A & 178B, splitting each right into parts C & D.

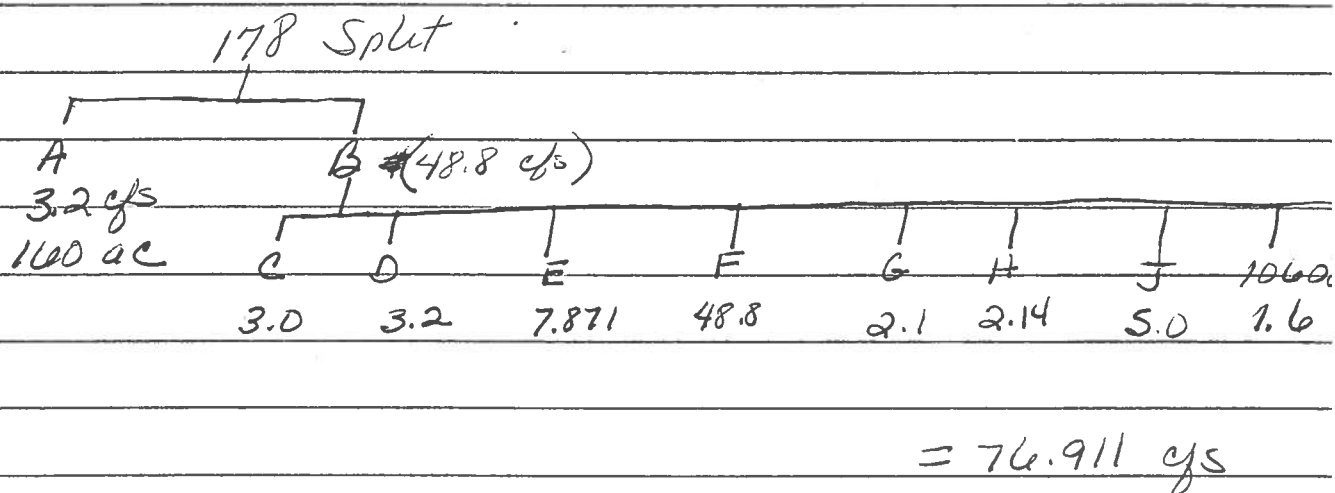
Audit: 09/18/97 MBALDWIN 09/18/97 MBALDWIN 02/18/98 PSKAGGS 02/18/98 PSKAGGS

Decreed Right 43-00178

WR



AJ



SD-4110
INQUIRY

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 12/29/99
Time: 11:36:30

Water Right Number: A43-00178B

FIRST PAGE

GEN

*****RENUMBERED CLAIM *****

THE FMHA CLAIM WAS ENTERED UNDER THE ORIGINAL WR NUMBER OF
A43-00178B, BUT WAS ONLY CLAIMING A PORTION OF THE RIGHT,
IT HAS BEEN RENUMBERED TO A43-00178H.

|
THIS RIGHT HAS BEEN SPLIT AND SOME OF THE SPLITS HAVE BEEN
COMBINED WITH OTHER DECREED RIGHTS.. THE PORTIONS ARE IDENTIFIED
BELOW...

|
A43-00178C - 3.0 CFS, E. ELISON
A43-00178D - 3.2 CFS, J.D. HUTCHISON
A43-00178E - 7.87 CFS, WARR BROS.
A43-00178F - 48.8 CFS, D. JAY HARPER
A43-00178G - 2.10 CFS, JACK PIERCE
A43-00178H - 2.14 CFS, FMHA
A43-10608 - 1.6 CFS IS COMBINED W/ 1.6 CFS OF 43-00177,

(GOLD4=Prev Screen) (GOLD6=End of Data)
(GOLD5=Next Screen)

(Enter=Exit)
(GOLD8=Cancel)