OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	RIDDLE RANCHES INC HC 86 BOX 37 BRUNEAU ID 836049402	10/22/1902	IRRIGATION	04-01	10-31	1.60 CFS	
				TOTAL DIVERSION:		1.60 CFS	

Water Source: PAYNE CREEK Tributary to: BLUE CREEK Stage: BENEFICIAL USE

Point(s) of Diversion:

T13S R03E	S34	SWNE			OWYHEE County
T14S R03E	S04	SWSW			OWYHEE County
	S08	NENE	SWNE	NWSE	OWYHEE County
	S17	SESW	SWSE		OWYHEE County
	S19	NENE	SENE	SWSE	OWYHEE County
	S30	NENW Lot01(	NWNW)		OWYHEE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
14S	02E	25	37	22	33	40				03	33		40	40	40	40	40	34	402.0
14S	02E	36	03	36	32	01	40	04	02	31	29	03	19	40	01	28	28		297.0
14S	03E	5															11	17	28.0
14S	03E	8	22	31	32	06								09	07	34	40	17	198.0
14S	03E	17	27	40	40	19	39	08	25	40	40	06	35	40	05	40	21		425.0
14S	03E	18																11	11.0
14S	03E	19	40	13	34	40					21		04-10	38	40	40	40	24	340.0
14S	03E	20		19			18	22											59.0
14S	03E	30	02	31	02		40	01-40	02-22	07									144.0
																TOTAL ACRES			1904.0

POU County: OWYHEE

Other Rights: PAYNE, SQUAW, MARYS, OTTER(ALDER) CREEK RIGHTS.

Conditions of Approval:

A07 - IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION
- FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER
- RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE
- PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT
- COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO
- TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF WATER RIGHTS.

Remarks: POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3098 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 55-02032, 55-02063, 55-02129, 55-02169, 55-02175, 55-02181 & 55-02210 - THESE ARE PAYNE CREEK & SQUAW CREEK RIGHTS.

Remarks: GEN RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 51 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 51 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND THE BASIN 51 RIGHTS. THE BASIN 51 RIGHTS ARE FROM OTTER CREEK (AKA ALDER CREEK) AND MARYS CREEK.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Comments: Date: 02/25/1998 User-ID: JSHURTE Subject: PERMISSABLE PLACE OF USE & CFS DECREASE
THIS RIGHT AND RIGHT NOS. 55-02032, 55-02063, 55-02129, 55-02169, & 55-02175 ALL DIVERT FROM PAYNE CREEK RESERVOIR WITH REDIVERSION POINTS ALONG PAYNE CREEK. IN THE NWSE, S8, T14S, R3E WATER FROM SQUAW CREEK, WHICH ALSO INCLUDES WATER FROM OTTER(ALDER) CREEK & MARYS CREEK, IS INJECTED INTO PAYNE CREEK AND REDIVERTED ALONG PAYNE CREEK TO IRRIGATE THE ACRES UNDER THIS RIGHT. THE SQUAW CREEK RIGHTS ARE 55-02181 & 55-02210. THE OTTER(ALDER) & MARYS CREEK RIGHTS ARE 51-02002, 51-10293 & 51-12758 WHICH WILL BE RECOMMENDED IN THE BASIN 51 REPORT AT A LATER DATE. THE

Comments: Date: 02/25/1998 User-ID: JSHURTE Subject: PERMISSABLE PLACE OF USE & CFS DECREASE
COMINGLING OF ALL FOUR SOURCES OCCURRED IN APPROX. 1913 WHEN
ALDER RESERVOIR WAS BUILT. A MAP IN 51-02002 SHOWS A DITCH
CARRYING ALL THREE SOURCES (SQUAW, ALDER(OTTER) & MARYS CREEK)
FROM THE SWNW, S22, T14S, R3E, NORTH AND EMPTYING INTO PAYNE CK
IN S5 TO BE COMBINED WITH PAYNE CREEK AND REDIVERTED ALONG PAYNE
CREEK FOR IRRIGATION OF THESE LANDS. ALL OCCURRED PRIOR TO 1987.
THIS RIGHT WAS ORIGINALLY FILED ON A POSTED NOTICE WHICH LISTED
LANDS IN SEC. 8 & 17 (640) ACRES WERE TO BE DEVELOPED. THE ONLY
LANDS I COULD FIND PROOF ON THAT HAD BEEN DEVELOPED WITHIN THAT
LEGAL DESCRIPTION WERE THE 80 ACRES IN SEC. 8 COVERED BY RIGHT NO
55-02032. PROOF OF COMPLETION OF WORKS WAS SUBMITTED ON THOSE
ACRES IN 1913 & PROOF OF BENEFICIAL USE SUBMITTED IN 1915. I AM
RECOMMENDING THE 80" FOR THOSE 80 ACRES BASED ON THE POSTED
NOTICE DATE AND THE DEVELOPMENT SHOWN BY THE PROOF OF COMPLETION
OF WORKS AND PROOF OF BENEFICIAL USE.

Date: 03/04/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) H03 H04 ADDED IF NOT ALREADY PART
OF RECORD THRU

Date: 06/11/1998 User-ID: AJU21-JS Subject: AJU21 CONDITION UPDATE
DELETED CONDITION CODE(S) H03 H04

Date: 06/25/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) A07 ADDED IF NOT ALREADY PART
OF RECORD THRU

Audit: 02/11/98 JSHURTE 02/25/98 JSHURTE 03/04/98 AJU10-DS 06/10/98 AJU21-JS
06/20/98 CWU-PROD 06/25/98 AJU10-DS 06/29/98 CPDSHAFF

RECEIVED
APR 15 1998
WATER RESOURCES
WESTERN REGION

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**: April 15, 1998 pursuant to agreement between Claimant's counsel and IDWR.

Water Right Number: 55-13479

RINGERT CLARK CHARTERED
W F RINGERT
D V STEENSON
BOISE, ID 83701-2773
Telephone No.: 342-4591

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

2. Describe the changes you wish to make in the proposed recommendation:
   A. Riddle Ranches requests that the historical season of use, 4/1 - 10/31, be recommended by IDWR to the SRBA Court as the Possible Alternative Season of Use.

3. Give a brief explanantion as to why you disagree with these portions:
   A. This water right has historically been used during the period from 4/1 - 10/31.

____ **I AGREE with this proposed recommendation; no changes need to be made.**

DATE: 04/14/98 **SIGNATURE:** Charles L. Honsinger

Please print your name: Charles L. Honsinger

Attorney for Riddle Ranches

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	RIDDLE RANCHES INC HC 86 BOX 37 BRUNEAU ID 836049402	10/22/1902	IRRIGATION	04-15	10-15	1.60 CFS	
				TOTAL DIVERSION:		1.60 CFS	

Water Source: PAYNE CREEK Tributary to: BLUE CREEK Stage: BENEFICIAL USE

Point(s) of Diversion:

T13S R03E	S34	SWNE				OWYHEE County
T14S R03E	S04	SWSW				OWYHEE County
	S08	NENE	SWNE	NWSE		OWYHEE County
	S17	SESW	SWSE			OWYHEE County
	S19	NENE	SENE	SWSE		OWYHEE County
	S30	NENW Lot01(NWNW)				OWYHEE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
14S	02E	25	37	22	33	40				03	33		40	40	40	40	40	34	402.0
14S	02E	36	03	36	32	01	40	04	02	31	29	03	19	40	01	28	28		297.0
14S	03E	5															11	17	28.0
14S	03E	8	22	31	32	06								09	07	34	40	17	198.0
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14S	03E	18																11	11.0
14S	03E	19	40	13	34	40					21		04-10	38	40	40	40	24	340.0
14S	03E	20		19			18	22											59.0
14S	03E	30	02	31	02		40	01-40	02-22	07									144.0
																TOTAL ACRES			1904.0

POU County: OWYHEE

Other Rights: PAYNE, SQUAW, MARYS, OTTER(ALDER) CREEK RIGHTS.

Remarks: POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3098 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 55-02032, 55-02063, 55-02129, 55-02169, 55-02175, 55-02181 & 55-02210 - THESE ARE PAYNE CREEK & SQUAW CREEK RIGHTS.

GEN RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 51 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 51 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND THE BASIN 51 RIGHTS. THE BASIN 51 RIGHTS ARE FROM OTTER CREEK (AKA ALDER CREEK) AND MARYS CREEK.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Comments: Date: 02/25/1998 User-ID: JSHURTE Subject: PERMISSABLE PLACE OF USE & CFS DECREASE
THIS RIGHT AND RIGHT NOS. 55-02032, 55-02063, 55-02129, 55-02169,
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POINTS ALONG PAYNE CREEK. IN THE NWSE, S8, T14S, R3E WATER FROM
SQUAW CREEK, WHICH ALSO INCLUDES WATER FROM OTTER(ALDER) CREEK &
MARYS CREEK, IS INJECTED INTO PAYNE CREEK AND REDIVERTED ALONG
PAYNE CREEK TO IRRIGATE THE ACRES UNDER THIS RIGHT. THE SQUAW
CREEK RIGHTS ARE 55-02181 & 55-02210. THE OTTER(ALDER) & MARYS
CREEK RIGHTS ARE 51-02002, 51-10293 & 51-12758 WHICH WILL BE
RECOMMENDED IN THE BASIN 51 REPORT AT A LATER DATE. THE
COMINGLING OF ALL FOUR SOURCES OCCURRED IN APPROX. 1913 WHEN
ALDER RESERVOIR WAS BUILT. A MAP IN 51-02002 SHOWS A DITCH
CARRYING ALL THREE SOURCES (SQUAW, ALDER(OTTER) & MARYS CREEK)
FROM THE SWNW, S22, T14S, R3E, NORTH AND EMPTYING INTO PAYNE CK
IN S5 TO BE COMBINED WITH PAYNE CREEK AND REDIVERTED ALONG PAYNE
CREEK FOR IRRIGATION OF THESE LANDS. ALL OCCURRED PRIOR TO 1987.
THIS RIGHT WAS ORIGINALLY FILED ON A POSTED NOTICE WHICH LISTED
LANDS IN SEC. 8 & 17 (640) ACRES WERE TO BE DEVELOPED. THE ONLY
LANDS I COULD FIND PROOF ON THAT HAD BEEN DEVELOPED WITHIN THAT

Comments: Date: 02/25/1998 User-ID: JSHURTE Subject: PERMISSABLE PLACE OF USE & CFS DECREASE
LEGAL DESCRIPTION WERE THE 80 ACRES IN SEC. 8 COVERED BY RIGHT NO
55-02032. PROOF OF COMPLETION OF WORKS WAS SUBMITTED ON THOSE
ACRES IN 1913 & PROOF OF BENEFICIAL USE SUBMITTED IN 1915. I AM
RECOMMENDING THE 80" FOR THOSE 80 ACRES BASED ON THE POSTED
NOTICE DATE AND THE DEVELOPMENT SHOWN BY THE PROOF OF COMPLETION
OF WORKS AND PROOF OF BENEFICIAL USE.

Audit: 02/25/98 JSHURTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:18:30
03/30/98

PAGE: 1

1
CLAIM NUMBER: A55-13479

GENERAL INFORMATION

LAST: RIDDLE RANCHES INC FIRST:
ADDRESS: HC 86 BOX 37
CITY: BRUNEAU STATE: ID ZIP: 836049402
PHONE NUMBER: 208-000-0000

OWNER CODE: C

LAST: RINGERT CLARK CHARATERED FIRST:
ADDRESS: W F RINGERT
D V STEENSON
PO BOX 2773
CITY: BOISE STATE: ID ZIP: 837012773
PHONE NUMBER: 208-342-4591

OWNER CODE: A

	DATABASE	FIELD EXAMINER
FIELD EXAM REQUIRED?		
VERIFICATION REQUIRED DUE TO REMARKS?	Y	Y(___) N(✓)

CLAIM REMARKS: GEN COPY OF POSTED NOTICE ATTACHED.
ADDRESS CHANGE REC'D 08/29/94 SS.

3 deleted

FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A55-13479

CONTACT PERSON: Jee 55-02016 PHONE NUMBER: (___) ___-_____

DATE OF FIELD EXAM: __/__/__ APPOINTMENT MADE: Y(___) N(___) TIME: ___:___ A(___) P(___)

ACCOMPANIED BY:_____ PHONE NUMBER: (___) ___-_____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A55-13479 PRIORITY DATE: 10-22-1902 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(X) N(___) License issued under 55-02032 w/ proof of development of acres in Sec. 8 per proof of comp. of works & proof (1913) of Blu Flow field exam in 1915.

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(___) N(X)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW) Y(___) N(X)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED	N/A(___)	Y(___)	N(___)
FIELD EXAM COMPLETED	N/A(___)	Y(___)	N(___)
FIELD EXAM SENT TO STATE OFFICE	N/A(___)	Y(___)	N(___)
LICENSE ISSUED	N/A(___)	Y(___)	N(___)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A(___) Y(___) N(X) Has been submitted

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(X) N(___)

NOTES: Can only recommend the acres in Sec 8 from the posted notice & only 80 acres per the information shown up on (listed above) under 55-02032. It appears that the acres in Sec 17 were not developed until after Payne Res was built in 1930. None of the previous water rights listed any land in Sec. 17 for Payne Creek, only Sec. 8. (55-02063) until 55-02129 & 02169 were licensed for the reservoir in ~~1915~~ 1930. See attached report of examination & license for 55-02032 plus posted notice for 10-22-1902.

==========

RECOMMENDED PRIORITY DATE:

10-22-1902

REVIEWED BY _____

DATE 2-25-98

POINT OF DIVERSION REVIEW SHEET

CLAIM NUMBER: A55-13479

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A55-13479	14S	03E	4		SW	SW			OWYHEE		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A55-02032	R55-02032
A55-02063	R55-02063
A55-02129	R55-02129
A55-02175	R55-02169
	R55-02175

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: PAYNE CREEK TRIB: BLUE CREEK

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y(___) N(___)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A(X) Y(___) N(___)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(___) N(X) Used same info as on all other Payne Creek rights 55-02032.

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y(___) N(___)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(X) N(___)

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y(X) N(X) can be verified by maps also

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y(___) N(___)

AJ FIELD EXAM (DATE OF FIELD EXAM 11-21-93 NAME OF EXAMINER _____) Y(X) N(___)

OTHER (DESCRIBE IN NOTES BELOW) per conversation + mapping with Pete Jackson on 11-21-1993

NOTES: See QUR in 55-02129 for explanation of P.D's & Redivesion Pts.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
14S	03E	4		SW	SW			OWYHEE		
		See 55-02129								

SOURCE: PAYNE CK TRIB: BIRCH CK

REVIEWED BY: [signature] DATE: 2-25-98

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___) See 55-02129

FOR PLACE OF USE USED 80 acres - Remainder place of use 80 acres within PPU were taken from 55-02032 -

NWNE - 40
NENW - 20
SENW - 10
NESW - 10
80

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED? Y(___) N(___)

* IF YES, ARE THESE TRACTS LISTED ABOVE (___), OR ARE THEY LISTED ON AN ATTACHED SHEET (___) →

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A55-13479	PAYNE CREEK	RIDDLE RANCHES INC	12.940	0.020		
A51-02002	ALDER SPRINGS MARYS CREEK	RIDDLE RANCHES INC	26.800	0.010		
A51-10293	ALDER SPRINGS MARY'S CREEK	RIDDLE RANCHES INC			2500.00	1.00
A51-12758	MARY'S CREEK	RIDDLE RANCHES INC	26.800	0.012		
R55-02032	PAYNE CREEK	RIDDLE RANCHES INC	3.800	0.001		
A55-02032	PAYNE CREEK	RIDDLE RANCHES INC	3.800	0.020		
A55-02063	PAYNE CREEK	RINGERT CLARK CHARTERED	3.300	0.020		
R55-02063	PAYNE CREEK	RINGERT CLARK CHARTERED	3.300	0.001		
A55-02129	PAYNE CREEK RIDDLE RESERVOIR	RINGERT CLARK CHARTERED	6.660	0.017		
R55-02129	PAYNE CREEK	RINGERT CLARK CHARTERED	6.660	0.003		
R55-02169	PAYNE CREEK	RIDDLE RANCHES INC			300.00	0.15
A55-02169	PAYNE CREEK	RIDDLE RANCHES INC			300.00	0.76
R55-02175	PAYNE CREEK	RIDDLE RANCHES INC			760.00	0.39
R55-02181	SQUAW CREEK	JACKSON, NANCY			895.00	0.30
R55-02210	SQUAW CREEK	JACKSON, NANCY			245.00	0.08
R55-13479	PAYNE CREEK	RIDDLE RANCHES INC	1.600			

See overlap review sheet in 55-02129

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
55-10152	STOCKWATER	RIDDLE RANCHES INC	FROM 01-01 TO 12-31	0.220 CFS	
55-10155	DOMESTIC	RIDDLE RANCHES INC	FROM 01-01 TO 12-31	0.040 CFS	
A55-10152	STOCKWATER	RINGERT CLARK CHARTERED	FROM 01-01 TO 12-31	0.220 CFS	
A55-10155	DOMESTIC	RINGERT CLARK CHARTERED	FROM 01-01 TO 12-31	0.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y(X) N(___)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A51-02002, 10293(MARY'S/ALDER CK)A55-02032, 02063, 02129 & 02169.

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y(___) N(___)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A(___) Y(X) N(___)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y(___) N(X)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y(___) N(X)

CHECK DOCUMENTS USED TO VERIFY POU: ( ) ORTHOPHOTOQUAD, IDWR NO. _____; ( ) TOPOGRAPHIC QUAD, IDWR NO. _____;

( ) NAPP, IDWR NO. _____; ( ) ASCS PHOTO; ( ) OTHER _____

See 55-02129

NOTES: _____

See 55-02129 for explanation of permissable place of use + total acre place of use.

RECOMMENDATIONS:

TOTAL ACRES: 80 within the permissable place of use of 1904 acres. N/A( )

REVIEWED BY: _____ DATE: 2-25-98

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CLAIM NUMBER: A55-13479

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A55-13479	IRRIGATION	FROM 04-15 TO 10-15	12.940 CFS	
		TOTAL DIVERSION RATE/VOLUME	12.940 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(___) N(X)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y(___) N(___)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(___) N(X)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(X) N(___)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(X) N(___)

maps could be used for verification

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y(___) N(___)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(___) Y(___) N(X)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y(___) N(___)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(X) Y(___) N(___)

NOTES: Period of use to MAR standards. CFS amount (1" per acre for the 80 acres) that could be verified as developed under this right = 1.6 cfs.

AJ CLAIM TOTAL DIVERSION RATE: 12.940 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) Y(___) N(___)

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A(X) Y(___) N(X)

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(___) N(X)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(___) N(X) used existing records for same source.

E. FLOW MEASUREMENT

MEASUREMENT METHOD None Made - Did field examination other Payne Creek filings, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 80 x 0.02 CFS/ACRE = 1.6 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(X) N(___)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(___) N(X)

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = N/A AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = N/A AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW (___) OR SEE ATTACHMENT (___)

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD FROM	TO	REC. DIV RATE CFS DATABASE	EXAMINER	REC. DIV VOL. AF/A DATABASE	EXAMINER	REC. CONS. USE DATABASE	EXAMINER
IRRIGATION	04-15	10-15	12.940	1.6		N/A	0.0	N/A
TOTAL FOR THIS RIGHT				1.6				

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: _____ DATE: 2-25-98

FLAG: ____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE): See 55-02129 for explanation of total combined acre limit. Also for BSI remark - other rights in Basin 51 comingle with the Payne Creek rights.

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	( )	( )
FORFEIT/ABANDON _____	( )	( )
ADDITIONAL DIV. AMOUNT _____	( )	( )

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 55-13479

TOTAL DIVERSION RATE OF WR SPLITS — DATABASE _____ EXAMINER NO SPLIT. CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-13479	12.940	R55-13479	1.600	-	
	TOTAL CFS	12.940		1.600		

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N) DATABASE N FIELD EXAMINER Y(___) N(___)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW (___) OR SEE ATTACHMENT (___)?

NOTES:
See 55-02129

==========

AUTHENTICATION:

SIGNATURE: [signature] DATE: 2-25-98

NAME OF FIELD EXAMINER: L JAY SHURTZ TITLE: WATER RIGHTS SUPERVISOR

==========

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
( ) ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y(___) N(___)
( ) TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y(___) N(___)
( ) NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y(___) N(___)
( ) ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y(___) N(___)
( ) ASCS COLOR SLIDE	DATE OF PHOTO _____	Y(___) N(___)
( ) BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y(___) N(___)
( ) TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y(___) N(___)
( ) SCS SOIL SURVEY MAP	DATE ISSUED _____	Y(___) N(___)
( ) SUBDIVISION PLAT MAP	DATE OF MAP 1929	Y(___) N(___)
( ) OTHER_____	DATE _____	Y(___) N(___)
( ) OTHER_____	DATE _____	Y(___) N(___)
( ) OTHER_____	DATE _____	Y(___) N(___)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION		NO. OF PAGES	NOTES
( ) LICENSING FIELD EXAM	DATE OF FIELD EXAM	_____	____	_____
( ) WATER RIGHT LICENSE	DATE LICENSE SIGNED	_____	____	_____
( ) IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED	_____	____	_____
( ) SYSTEM DESCRIPTION	DATE DRAWN	_____	____	_____
( ) PHOTOGRAPHS	DATE(S) PHOTOS TAKEN	_____	____	_____
( ) SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED	_____	____	_____
( ) HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED	_____	____	_____
( ) CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED	_____	____	_____
( ) FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED	_____	____	_____
( ) OTHER_____	DATE	_____	____	_____
( ) OTHER_____	DATE	_____	____	_____

DESCRIPTION OF DIVERTING WORKS - PAYNE CREEK & SQUAW CREEK RIGHTS - Claim Nos. 55-02032, 55-02063, 55-02129, 55-02169, 55-02175, 55-02181, 55-02210 & 55-13479

Payne Creek begins with a 29' high dam in the SWNE, S34, T 13S, R3E which results in the Payne Creek Reservoir with a capacity of 728 AF for on-stream storage. Water is then rediverted at several points along Payne Creek. The comingling with Squaw Creek and actually some Basin 51 rights (not being recommended in this report) occurs when the ditch from Squaw Creek (carrying Squaw Creek, Mary Creek and Alder Reservoir water) diverts from Squaw Creek in the NWSW, S22, T. 14S, R3E, flows in a Northerly direction and injects into Payne Creek in the NWSE, S8, T14S, R3E. At that point all 4 sources comingle and are rediverted from Payne Creek to irrigate the lands in Sections 8, 17, 18, 19, 20 & 30, T14S, R3E. All irrigation is small diversion dams, dikes, ditches and gravity irrigation.

No. 2824

Notice of Water Right.

State of Idaho } ss.
County of Owyhee }

To all Concerned.

Notice is Hereby Given:

1st. That we Frank W. Riddle and Grant Riddle of Riddle, Idaho, hereby claim the use of the waters of Payne Creek to the extent of 100 cubic feet per second.

It is intended to divert said water at or near the point where a copy of this notice is posted, and more definitely described as follows: On the N. E. ¼ of S. W. ¼ Sec. 4 T. 14 S. 3 E. Boise Base and Meridian.

2nd The purpose for which said water is intended to be used is irrigation.

The place of intended use is Sec. 8 and 17 T. 14 S. 3 E. Boise Meridian.

3rd It is intended to divert said water by means of a canal.

The general course of the proposed conduit is S. W.

The length of the proposed conduit is 2½ miles.

The destination of the proposed conduit is S. W. ¼ Sec. 17.

It is intended to use said water for irrigating the following described lands: W. ½ N. E. ¼ W. ½ S. E. ¼ E. ½ S. W. ¼ E. ½ N. W. ¼ Sec. 17, and W. ½ S. E. ¼ S. W. ¼ N. E. ¼ E. ½ N. W. ¼ E. ½ S. W. ¼ S. W. ¼ S. W. ¼ Sec 8.

The area of lands proposed to be irrigated by said conduit is 640 acres.

Witness our hands at Wickahoney, Idaho, this twenty second day of October, 1902.

Frank W. Riddle } Claimants.
Grant Riddle }

State of Idaho } ss.
County of Owyhee }

Frank W. Riddle and Grant Riddle being first duly sworn

depose and say that they are of lawful age and Bonafied claimant of the Water Right mentioned in the foregoing notice and whose names are subscribed thereto. That the statements in said notice are true, and that the original notice, of which the foregoing is a true copy, was posted in a conspicuous place at or near the place of intended diversion (as provided by law) on the twenty first day of October, 1902, at 15 minutes past 10 o'clock A. M.

Subscribed and sworn to before me this twenty second day of Oct., 1902.

And I further certify that on the date last above given personally appeared before me the affiant above named, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

E. S. Green J.P.
Wickahoney Precinct.

Filed Oct., 30th A.D. 1902, at 9 o'clock A. M., at request of Frank W. Riddle.

J. A. St. Clair
Ex-Officio Recorder.

County: Owyhee
Stream: Payne Creek,
Amount 3.8 sec. ft.
Use: Irrigation
Priority: March 6,1911.

STATE OF IDAHO

Water License No. 7421

WHEREAS, On the 6th day of March, A. D. 1911, Grant Riddle

of Riddle, County of Owyhee State of Idaho, , duly made application (No. 10385) to me for a permit to use 9.6 cubic feet per second of the waters of Payne Creek,

County of Owyhee, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 10th day of June, A. D. 1911, Permit No. 7421 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 10th day of June, A. D. 1913, and for the application to beneficial use of said water on or before the 10th day of June, A. D. 1915, and,

WHEREAS, On the 10th day of June, A. D. 1913, Grant Riddle

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 9.6 cubic feet per second of said waters, as evidenced by my Certificate No. 7421, dated July 19,1913, , confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 9.6 cubic feet per second of said water, with date of priority of March 6,1911, , and

WHEREAS, On the 19th day of June, A. D. 1915, Grant Riddle

the holder of said permit, duly made proof of the application to beneficial use of 3.8 cubic feet per second of said water;

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to Grant Riddle

of Riddle, County of Owyhee, State of Idaho, the holder and owner of said Permit No. 7421, a perpetual right, dating from March 6,1911, to the use of 3.8 Cubic feet per second of the waters of Payne Creek,

in the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the NW¼ of SE¼, Sec. 4, T. 14 S., R. 3 E.B.M.,

and conducted to and upon 190 acres of land, as follows: 38 acres in NW¼ of SW¼ and 17 acres in SW¼ of SW¼, Sec. 4;15 acres in NE¼ of SE¼, 20 acres in SW¼ of SE¼ and 20 acres in SE¼ of SE¼, Sec. 5; 40 acres in NW¼ of NE¼,20 acres in NE¼ of NW¼, 10 acres in SE¼ of NW¼ and 10 acres in NE¼ of SW¼, Sec. 8, all in T. 14 S., R. 3 E.B.M.

for the purpose of irrigation and domestic use, , subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 15th day of November, A. D. nineteen hundred and fifteen.

J.H. Smith,

(Seal) State Engineer.

55 20.2

Form GRANT C. RIDDLE - RIDDLE, Ida.

REPORT OF ENGINEER

1. State name of applicant and number of permit: Grant C. Riddle- Permit #7421.

2. State source of water supply: 9.5 sec.ft.- Payne Creek

3. Location of point of diversion: NW¼SE¼ Sec.4, T. 14 S., R. 3 E.B.M.

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: No

5. Describe works as they exist, giving dimensions and capacities of same: Diversion Dam, rock and earth 3ft. high 4ft. crest Conc. back vertical, upper bank 2:1 Main ditch bottom width 4ft. depth 1½ ft. side slopes 1½:1 Grade about 5ft per mile Lateral ditch 2ft bottom ft. deep slopes 1:1

6. State whether or not water has been turned into works of diversion: Yes

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): Sec 4 NW¼SW¼ 38 acres, SW¼SW¼ 11 acres SE¼SW¼ none Sec 5 NW¼SE¼ 15 acres NW¼SE¼ none, SW¼SE¼ 20 acres, SE¼SE¼ 20 acres Sec 8 NW¼NE¼ 40 acres NE¼NW¼ 20 acres SE¼NW¼ 10 acres NE¼SW¼ 10 acres 190 acres in all Crop raised on all of it in 1915

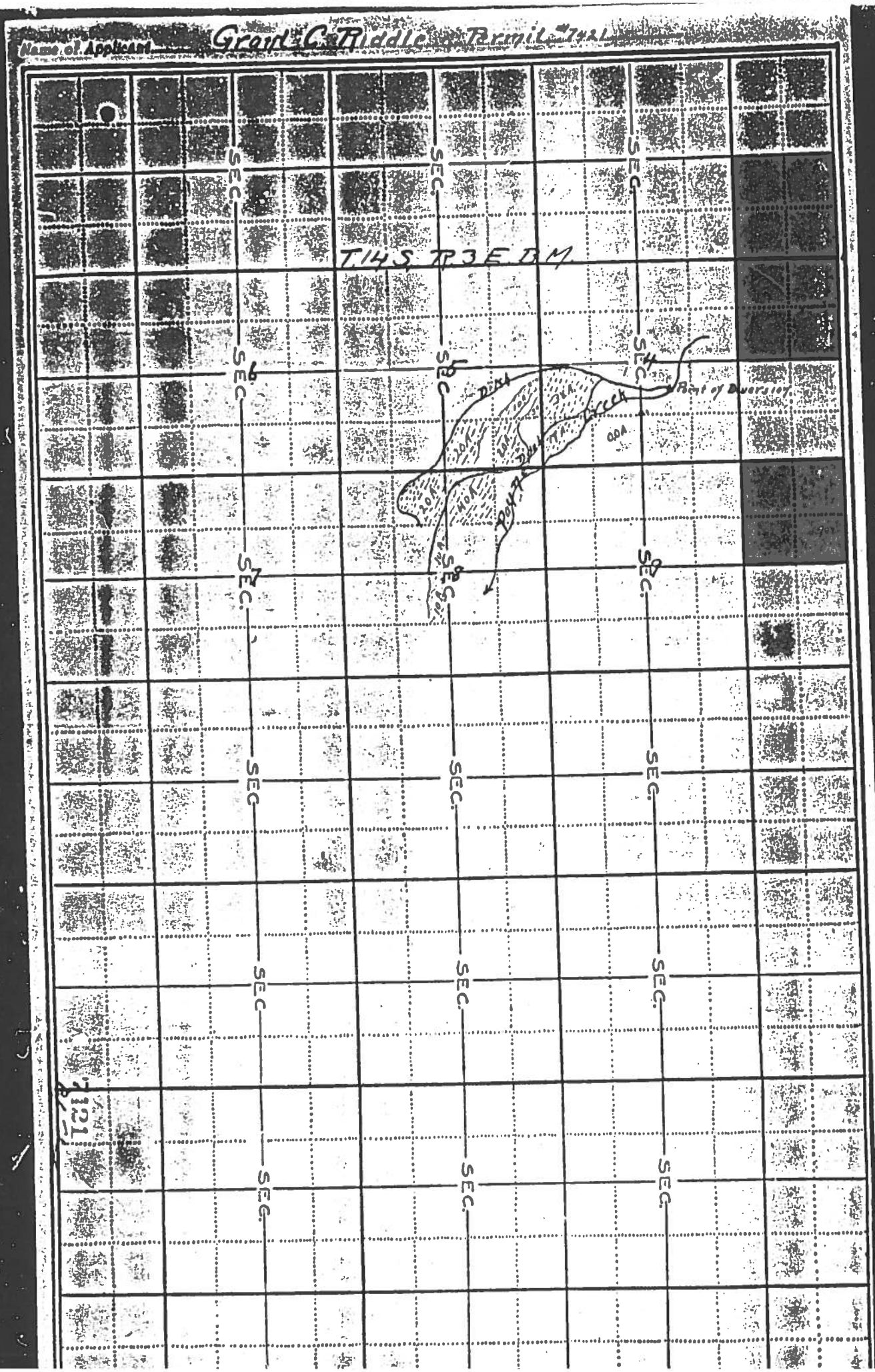
8. Submit map on enclosed plat, showing location and details of above description.

Remarks: Only portion of the land originally irrigated has been cultivated. Diversion is now being carried under this permit to the same ditch by the same party to furnish water for the remainder.

This examination was made on the 3rd day of September 1915

(Signed) Chas. Wickham Examiner.

Name of Applicant Grand C. Riddle Permit #421



121

PERMIT NO. 7421

05 - 02032
PROOF OF B/U
SUBMITTED 6-10-1913
See orig. file

Proof of Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Grant Riddle 44 years old Cecilia Riddle age 34 years Ridolle Idaho occupation Ranching

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. No 7421 dated June 10, 1911.
9½ cubic feet per second Rapine creek NW¼ of SE¼ sec 4 T14S R9E

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation S. ½ of SW¼ NW¼ of SW¼ Sec 4 SE¼ of Sec 5 NE¼ of NE¼ SE¼ of NE¼ SW¼ NW¼ NE¼ sec 8 T14S R9E

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes 1910 to full and of permit

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes they do

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. at point of diversion there is a Dam about 4 ft high built of Earth and rock then runs there a ditch 12 ft wide at top and 8 ft at bottom 2 ft deep

($800.00) Eight-Hundred Dollars (Sign here.) Grant Riddle
Cecilia Riddle

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Gooding County of Gooding, State of Idaho, on this 6th day of June A. D. 1913.

RECEIVED
JUN 19 1913
OFFICE OF STATE ENGINEER

Geo H Grover
ex-officio Justice of the Peace Notary Public.

My Commission expires

7121

Form 11 — The deposition of two witnesses, on this form, taken separately, required in each case.

Permit No. 7421

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

2 1915

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Jas Patterson 75 Riddle Idaho Rancher
Riddle Idaho

Ques. 2. Are you acquainted with Grant Riddle and Cecil Riddle the holder of Permit No. 7421? How long have you known him and where does he reside? yes

Ans. 13 years Residence Riddle Idaho

Ques. 3. Have you read or heard read said Permit No. 7421 and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Squaw Creek NE¼ SW¼ Sec 4 T 14 S R 3 E B M
Earth Dam 20 ft long 8 ft wide at Bottom 4 ft top
to 2 ft high Ditch ½ miles long 2 ft wide on
Top 2 ft deep 4 ft wide on Bottom

Ques 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 5/10 cubic feet full capacity

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation NE¼ of SW¼ SE¼ of NW¼
NE¼ of NW¼ and NW¼ of NE¼ Sec 8 T 14 S R 3 E
B M and S½ of SW¼ and NW¼ of SW¼ Sec 4
and SE¼ of Sec 5 T 14 S R 3 E B M

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Sandy Loam if well handled the 5/10 cubic
foot will water about 5 acres

7121

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Irrigated said land two years ago & and since Irrigated three other years above was in the last five years 1910

(Sign) Jas Patterson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Grasmere County of Owyhee State of Idaho, on this 19th day of June A. D. 1914.

Geo W Irons
Notary Public.

My Commission Expires Jan 22nd 1918

PERMIT NO. 55-02063

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Solomon F. Yeal; 65 years; farmer; Riddle, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Acting for myself only

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 11264; May 18, 1915

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Payne creek; NE¼SW¼ Sec. 4, T. 14 S., R. 3 E., B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Dam and ditch: Height of dam at top 20 feet, length of dam at bottom 10 feet; material, earth and stone; width of ditch at bottom 3 feet; at water line 4 feet; length 6 feet; depth of water 2 feet; length 5 miles; average grade per mile 10 feet; 6.4 cubic feet

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivate or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. Irrigation and domestic; NE¼NE¼, 30; NW¼NE¼, 15; SE¼NE¼, 20; SW¼NE¼, 25; NE¼NW¼, 20; SE¼NW¼, 20, NW¼NW¼ and SW¼NW¼ will be irrigated, 20 acres of NE¼NW¼ and 40 acres of SW¼NW¼, when I shall have been able to construct flume crossing Blue creek, which I plan to do next spring. None of the land is natural meadow, because all must be irrigated to produce crop. The net result to date has been that profitable hay crops are annually produced.

Ques. 7 If for other than for irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. For irrigation and domestic use only

Ques. 8. What is the minimum amount of water required for the specified above?

Ans. A miner's inch per acre

Ques 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. I am the person

11264

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. July and August annually for the past four years; using a miner's inch per acre

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and right claimed thereunder.

Ans. None

(Sign) Solomon K. Pond

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me at my office in Bruneau County of Owyhee State of Idaho, on this 20th day of July A. D. 19 22

Charles Pierce

Notary Public

11264

RECEIVED
JUL 31 1922
DEPARTMENT OF RECLAMATION

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: **A55-13479**
Date Received: 1/20/1994
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RIDDLE RANCHES INC
   Address:
   BRUNEAU ID 83604

2. Date of Priority: OCT 22, 1902

3. Source: PAYNE CREEK Trib. to: BLUE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	Lot	County
14S	03E	4	SW	SW		OWYHEE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	12.940		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	03E	8	NE	NE		IRR	23.0
			NW	NE		IRR	30.0
			SW	NE		IRR	31.0
			SE	NE		IRR	8.0
			SE	SW		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
14S	03E	8	NE	SE		IRR	7.0
			NW	SE		IRR	35.0
			SW	SE		IRR	40.0
			SE	SE		IRR	17.0
						Section Acres	201.0
		17	NE	NE		IRR	30.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	19.0
			NE	NW		IRR	40.0
			NW	NW		IRR	12.0
			SW	NW		IRR	25.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	10.0
			SW	SW		IRR	35.0
			SE	SW		IRR	40.0
			NE	SE		IRR	4.0
			NW	SE		IRR	40.0
			SW	SE		IRR	20.0
			SE	SE		IRR	11.0
						Section Acres	446.0
						Total Acres	647.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
A51-02002, 10293(MARY'S/ALDER CK)A55-02032, 02063, 02129 & 02169.

14. Remarks:
COPY OF POSTED NOTICE ATTACHED.

15. Basis of Claim: BENEFICIAL USE

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)
) SS.
County of _____)

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

of _____ 19 _____ _____
Notary Public

Seal

Residing at _____

My Commission Expires _____

RECEIVED
SEP 22 1998
WATER RESOURCES
WESTERN REGION

RECEIVED
SEP 14 1998
Department of Water Resources

D. V. STEENSON
CHARLES L. HONSINGER
RINGERT CLARK CHARTERED
455 S. Third St., P.O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591

Attorneys for Riddle Ranches

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

*
*
*

In Re SRBA)
)
Case No. 39576)
)
)
)
)

NOTICE OF APPEARANCE

SUBCASE NO. 55-13479

Changed 9-22-98, -ps

SUMMARY DESCRIPTION

This is the Notice of Appearance of D. V. Steenson and Charles L. Honsinger of the firm of Ringert Clark, Chartered, as attorneys for Riddle Ranches.

D. V. Steenson and Charles L. Honsinger hereby enter their appearance as attorneys for Riddle Ranches in the above matter.

Dated this 10th day of September, 1998.

RINGERT CLARK, CHARTERED

By Charles L. Honsinger
Charles L. Honsinger

CERTIFICATE OF MAILING

I hereby certify that service of the within and foregoing Notice of Appearance was made this 10th day of September, 1998, by mailing a copy thereof, postage prepaid, to each of the parties listed below.

Director
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Mr. Peter C. Monson
U.S. Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724-0663

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

Charles L. Honsinger
Charles L. Honsinger

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: **A55-13479**
Date Received: 1/20/1994
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: RIDDLE RANCHES INC
   Address:
   BRUNEAU ID 83604

2. Date of Priority: OCT 22, 1902

3. Source: PAYNE CREEK Trib. to: BLUE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	03E	4		SW	SW		OWYHEE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	12.940		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	03E	8	NE	NE		IRR	23.0
			NW	NE		IRR	30.0
			SW	NE		IRR	31.0
			SE	NE		IRR	8.0
			SE	SW		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
14S	03E	8	NE	SE		IRR	7.0
			NW	SE		IRR	35.0
			SW	SE		IRR	40.0
			SE	SE		IRR	17.0
						Section Acres	201.0
		17	NE	NE		IRR	30.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	19.0
			NE	NW		IRR	40.0
			NW	NW		IRR	12.0
			SW	NW		IRR	25.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	10.0
			SW	SW		IRR	35.0
			SE	SW		IRR	40.0
			NE	SE		IRR	4.0
			NW	SE		IRR	40.0
			SW	SE		IRR	20.0
			SE	SE		IRR	11.0
						Section Acres	446.0
						Total Acres	647.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
A51-02002, 10293(MARY'S/ALDER CK)A55-02032, 02063, 02129 & 02169.

14. Remarks:
COPY OF POSTED NOTICE ATTACHED.

15. Basis of Claim: BENEFICIAL USE

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)
) SS.
County of _____)

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

of _____ 19 _____ _____
Notary Public

Seal

Residing at _____

My Commission Expires _____

Form No. 42-1409 (2) a 1/88

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 ~~A55~~ - 13479
Date Received 11-2-93
Receipt Number _____

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) RIDDLE RANCHES, INC. Phone ( ) _____
   Mailing Address BRUNEAU, ID Zip 83604
2. Date of Priority (Only one (1) per claim) 10-22-1902
3. Source of water supply (a) PAYNE CREEK
   which is tributary to (b) BLUE CREEK
4. a. Location of existing point of diversion is: Township 14S Range 3E Section 4,
   — 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of OWYHEE
   Additional points of diversion if any: SESE, S. 18; NENE, SENE, S. 19, T. 14S, RGE. 3E, AND THE SWNE, S. 34, TWP. 13S, RGE. 3E.
   b. If instream flow, beginning point of claimed instream flow is:
   Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
   Govt. Lot _____ B.M., County of _____
   ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
   _____ 1/4, 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. _____

6. Water is claimed for the following purposes:

		(both dates are inclusive)		(cfs)		(acre feet)
For IRRIGATION	purposes from 4-15	to 10-15	amount 12.94	or		
For	purposes from	to	amount	or		
For	purposes from	to	amount	or		
For	purposes from	to	amount	or		

7. Total quantity claimed (a) 12.94 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1617.5 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	
NS	3E	8	23	30	31	8								10	7	35	40	17	201
		17	30	40	40	19	40	12	25	40	40	10	35	40	4	40	30	11	446

Total number of acres irrigated 647

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
51-02002, 10293, 02032, 02063, 02129 + 02169 or None ( )

14. Remarks: ALDER SPRINGS MARYS CREEK PAYNE CREEK
COPY OF
POSTED NOTICE ATTACHED.

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice X License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

Title and Organization Pres. Riddle Ranches Inc. Date 11-2-93

State of Idaho/or _____)
) SS.
County of Owyhee)

Subscribed and sworn (or affirmed) before me this 2ND day of November 19 93

SEAL

Notary Public Kathleen A. Walker

Residing at Eagle, Idaho

My Commission Expires 2-14-1993

Please Print Name

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

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

RECEIVED
SEP 0 9 1998
Department of Water Resources

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

In Re SRBA)
)
Case No. 39576)
)
)
)

A. Subcase 55-13479
(Insert water right number)

STANDARD FORM 1

OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America as trustee on behalf of the Shoshone-Paiute Tribes of the Duck Valley Indian Reservation Acting through the:

Address: Area Director, Portland Area Office
Department of the Interior
Bureau of Indian Affairs
911 N.E. 11th Ave.
Portland, OR 97232

Daytime Phone: see below

Name & Address of Attorney, if any:

Mr. Peter C. Monson
U.S. Department of Justice
Environment and Natural Resources Division
Attn: Peter Monson
550 West Fort St., MSC 003
Boise, ID 83724
Phone (303) 312-7350

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Riddle Ranches Inc.

Address: HC 86 Box 37
Bruneau, ID 83604-9402

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
   Should be: _____
2. ☐ **Source**
   Should be: _____
3. ☒ **Quantity**
   Should be: adjusted to reflect water quantity necessary to irrigate only the corrected irrigated area (see place of use objection below)
4. ☐ **Priority Date**
   Should be: _____
5. ☐ **Point(s) of Diversion**
   Should be: _____
6. ☐ **Instream Flow Description**
   Should be: _____
7. ☐ **Purpose(s) of Use**
   Should be: _____
8. ☐ **Period of Year**
   Should be: _____
9. ☒ **Place of Use**
   Should be: revised to reflect the actual acreage irrigated or evidence provided that the IDWR GIS delineation is correct.

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

While the 1987 NAPP photography suggests some irrigation occurs in Township 14S,

Range 3E, Section 25 in the NW of the NE and the NE of the SW, the delineation of the acreage in this section and several other sections appears relatively arbitrary. Non-irrigated lands adjacent to the "irrigated" areas appear to be identical and IDWR's GIS delineation of acres could not be reproduced based on the 1987 NAPP photo. Additionally, the IDWR GIS delineated acreage does not follow geographic features, such as contours, as one would expect, and actually crosses contours in some instances.

F. **VERIFICATION** (Must be Completed)

State of Colorado)
)ss.
County of Denver)

Peter C. Monson, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: September 3, 1998

Anne Phelps

Notary Public for Standard form 1 objection
Residing at: 999 18th St #945
My Commission Expires: 3/11/99

ANNE PHELPS
NOTARY PUBLIC
STATE OF COLORADO

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on September 3, 1998, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Riddle Ranches Inc.

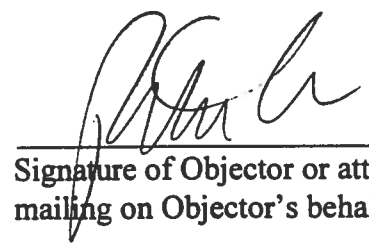
Address: HC 86 Box 37
Bruneau, ID 83604-9402

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf