

05/01/2007

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

RIGHT NUMBER: 3-4008A  
NAME AND ADDRESS: ~~C/C LLC~~  
3990 HWY 52  
PAYETTE ID 83661

SOURCE: SNAKE RIVER  
QUANTITY: 5.500 CFS  
PRIORITY DATE: 06/01/1954  
POINT OF DIVERSION:

TRIBUTARY: COLUMBIA RIVER

T09N R05W S32 NWSW Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| IRRIGATION     | 03/01 11/15   | 5.500 CFS |

PLACE OF USE: IRRIGATION in PAYETTE County

|                     |      |       |                     |      |       |
|---------------------|------|-------|---------------------|------|-------|
| T09N R05W S29       | SWNE | 11.00 | T09N R05W S29 Lot 2 | SWNE | 0.50  |
| T09N R05W S29       | SENE | 2.00  | T09N R05W S29       | SENE | 4.00  |
| T09N R05W S29 Lot 3 | SENE | 0.50  | T09N R05W S29       | NESW | 9.50  |
| T09N R05W S29 Lot 3 | NESW | 24.50 | T09N R05W S29 Lot 4 | SESW | 13.00 |
| T09N R05W S29       | NESE | 4.00  | T09N R05W S29 Lot 1 | NESE | 0.50  |
| T09N R05W S29       | NWSE | 15.00 | T09N R05W S29 Lot 2 | NWSE | 22.50 |
| T09N R05W S29       | SWSE | 36.00 | T09N R05W S29       | SESE | 0.50  |
| T09N R05W S29 Lot 1 | SESE | 15.50 | T09N R05W S32       | NWNE | 9.00  |
| T09N R05W S32       | NENW | 2.00  | T09N R05W S32 Lot 3 | NENW | 22.00 |
| T09N R05W S32       | NWNW | 1.00  | T09N R05W S32       | SWNW | 14.50 |
| T09N R05W S32 Lot 4 | SWNW | 5.50  | T09N R05W S32       | SENE | 0.50  |
| T09N R05W S32 Lot 4 | SENE | 36.50 | T09N R05W S32       | NESW | 8.00  |
| T09N R05W S32       | NWSW | 9.00  | T09N R05W S32 Lot 5 | NWSW | 8.00  |

275 ACRES TOTAL

Place of use includes area also served by Washoe Irrigation & Water Power Company.

T09N, R05W S29 SWNE, SENE, SENW, NESW, NESE, NWSE, SESE; S32 NENW, NWNW, SWNW, SENW, & NWSW is unsurveyed, nonfederal land except where noted by GCDB lot number.

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 - Beneficial Use

This right is a split from former right 3-4008.

The following rights are also diverted through point of diversion described above: 3-4008B, & 3-10192.



# Idaho Department of Water Resources

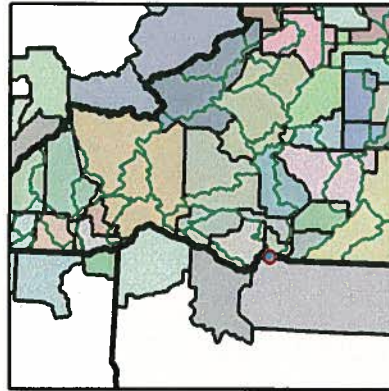
SRBA Recommendation:

**3-4008A**

(Irrigation)

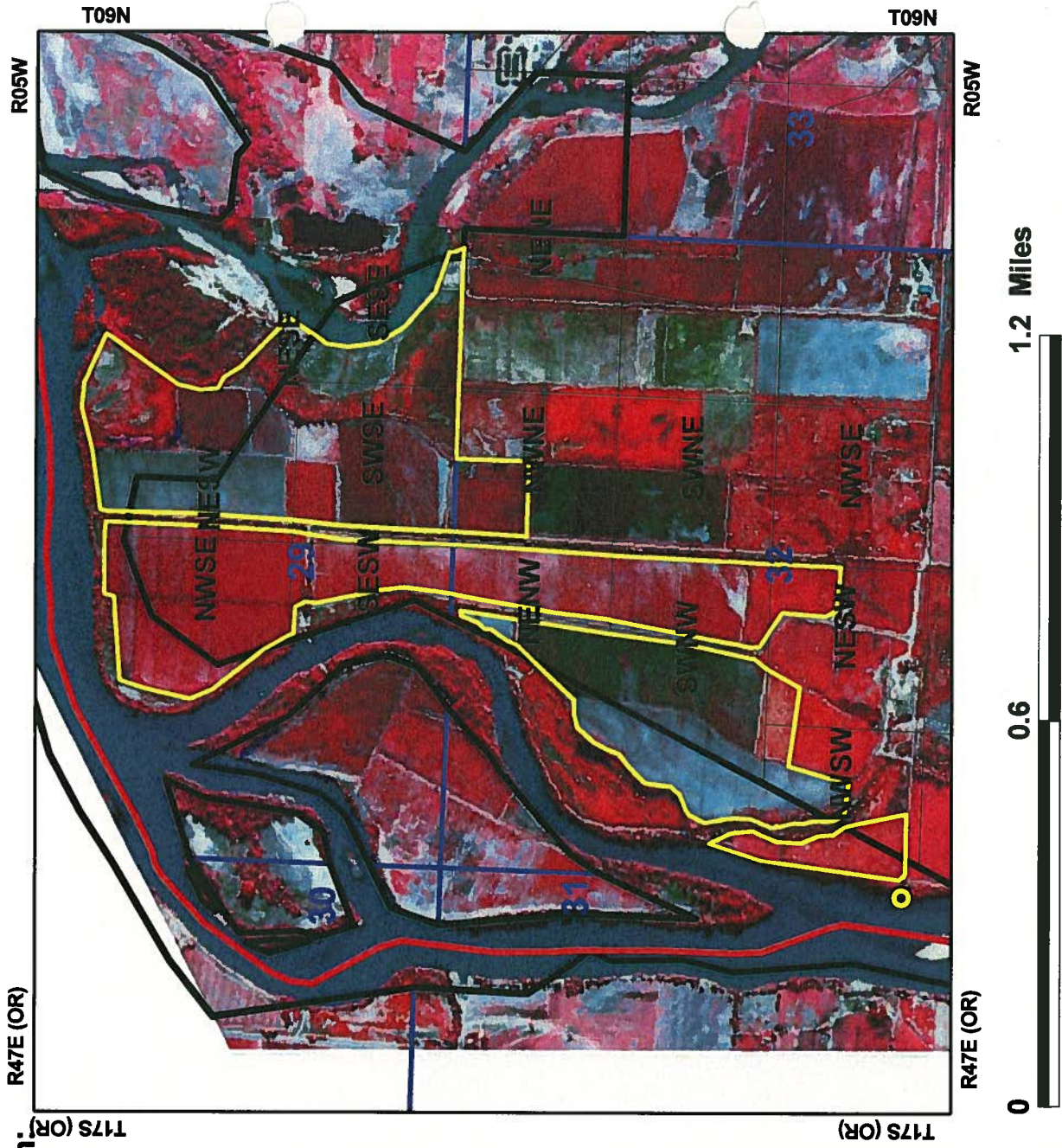
## Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Payette County  
IDWR Basin 3

Prepared by J. Dean  
On Tuesday, May 1, 2007  
1987/88 Aerial Photography



06/16/2006

**NOTICE OF ERROR  
REPLY**

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

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

**YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 7/21/06**

Water right number: 3-4008A

C/C LLC

3990 HWY 52

PAYETTE ID 83661

Telephone Number: (208)278-3448

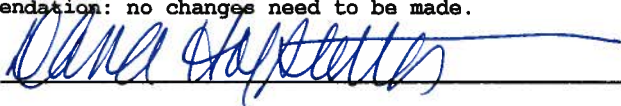
1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source): QUANTITY, PLACE OF USE

2. Describe the changes you wish to make in the proposed recommendation:  
QUANTITY SHOULD BE AS CLAIMED, PLACE OF USE SHOULD BE AS CLAIMED, SOME OF THE PLACE OF USE IS IN THE AREA SERVED BY WASHOE IRRIGATION & WATER POWER COMPANY

3. Give a brief explanation as to why you disagree with these portions: QUANTITY SHOULD BE AS CLAIMED, PLACE OF USE SHOULD BE AS CLAIMED AND NOT ALL OF THE PLACE OF USE IS SERVED BY WASHOE

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

DATE: 7/21/2006

SIGNATURE: 

Please print your name: Dana L. Hofstetter, Attorney at Law for C/C LLC

IDWR Regional Office, 322 E Front St  
PO Box 83720, Boise, ID 83720-0098, 2082874800

**SCANNED**

||| 2 5 2006

06/16/2006

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

RIGHT NUMBER: 3-4008A

NAME AND ADDRESS: C/C LLC  
3990 HWY 52  
PAYETTE ID 83661

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 5.500 CFS

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION:

T09N R05W S32 NWSW Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE                                 | PERIOD OF USE                  | QUANTITY  |
|------------------------------------------------|--------------------------------|-----------|
| IRRIGATION                                     | 03/01 11/15                    | 5.500 CFS |
| PLACE OF USE: IRRIGATION Within PAYETTE County |                                |           |
| T09N R05W S29 SWNE 11.00                       | T09N R05W S29 Lot 2 SWNE 0.50  |           |
| T09N R05W S29 SENE 2.00                        | T09N R05W S29 SENW 4.00        |           |
| T09N R05W S29 Lot 3 SENW 0.50                  | T09N R05W S29 NESW 9.50        |           |
| T09N R05W S29 Lot 3 NESW 24.50                 | T09N R05W S29 Lot 4 SESW 13.00 |           |
| T09N R05W S29 NESE 4.00                        | T09N R05W S29 Lot 1 NESE 0.50  |           |
| T09N R05W S29 NWSE 15.00                       | T09N R05W S29 Lot 2 NWSE 22.50 |           |
| T09N R05W S29 SWSE 36.00                       | T09N R05W S29 SESE 0.50        |           |
| T09N R05W S29 Lot 1 SESE 15.50                 | T09N R05W S32 NWNW 9.00        |           |
| T09N R05W S32 NENW 2.00                        | T09N R05W S32 Lot 3 NENW 22.00 |           |
| T09N R05W S32 NWNW 1.00                        | T09N R05W S32 SWNW 14.50       |           |
| T09N R05W S32 Lot 4 SWNW 5.50                  | T09N R05W S32 SENW 0.50        |           |
| T09N R05W S32 Lot 4 SENW 36.50                 | T09N R05W S32 NESW 8.00        |           |
| T09N R05W S32 NWSW 9.00                        | T09N R05W S32 Lot 5 NWSW 8.00  |           |

275 ACRES TOTAL

Place of use ~~is within the area served~~ by Washoe Irrigation & Water Power Company. *includes area also served*

T09N, R05W S29 SWNE, SENE, SENW, NESW, NESE, NWSE, SESE; S32 NENW, NWNW, SWNW, SENW, & NWSW is unsurveyed, nonfederal land except where noted by GCDB lot number.

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 - Beneficial Use

This right is a split from former right 3-4008.

The following rights are also diverted through point of diversion described above: 3-4008B, & 3-10192.

06/16/2006

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

RIGHT NUMBER: 3-4008B

NAME AND ADDRESS: ROBERT L STEWART  
6960 EAGLE CREEK CT  
RENO NV 89509

MARJORIE V STEWART  
6960 EAGLE CREEK CT  
RENO NV 89509

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.480 CFS

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION:

T09N R05W S32 SWNWSW Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

|               | <u>PURPOSE OF USE</u>                   | <u>PERIOD OF USE</u> | <u>QUANTITY</u>               |
|---------------|-----------------------------------------|----------------------|-------------------------------|
|               | IRRIGATION                              | 03/01 11/15          | 0.480 CFS                     |
| PLACE OF USE: | <u>IRRIGATION Within PAYETTE County</u> |                      |                               |
|               | T09N R05W S32                           | NESW 18.00           | T09N R05W S32 Lot 5 NWSW 6.00 |
|               | 24 ACRES TOTAL                          |                      |                               |

Place of use is within the area served by Washoe Irrigation & Water Power Company.

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 - Beneficial Use

The following rights are also diverted through point of diversion described above: 3-4008A, 3-10192.

This right is a split from former right 3-4008.

3-04008A

| Township | Range | Section | QQ   | Lot | GIS Acres  | Rec Acres | Lot Sum | Claim |
|----------|-------|---------|------|-----|------------|-----------|---------|-------|
| 09N      | 05W   | 29      | NESE | 1   | 0.4        | 0.5       | 20.5    | 19    |
| 09N      | 05W   | 29      | NESE |     | 4          | 4         |         |       |
| 09N      | 05W   | 29      | SESE | 1   | 15.3       | 15.5      |         |       |
| 09N      | 05W   | 29      | SESE |     | 0.3        | 0.5       |         |       |
| 09N      | 05W   | 29      | SESW | 3   | 0.2        | 0.5       | 38.5    | 38    |
| 09N      | 05W   | 29      | SESW |     | 3.9        | 4         |         |       |
| 09N      | 05W   | 29      | SESW | 3   | 24.5       | 24.5      |         |       |
| 09N      | 05W   | 29      | SESW |     | 9.4        | 9.5       |         |       |
| 09N      | 05W   | 29      | SWNE | 2   | 0.4        | 0.5       | 51      | 53    |
| 09N      | 05W   | 29      | SWNE |     | 10.8       | 11        |         |       |
| 09N      | 05W   | 29      | SENE |     | 2.1        | 2         |         |       |
| 09N      | 05W   | 29      | NWSE | 2   | 22.5       | 22.5      |         |       |
| 09N      | 05W   | 29      | NWSE |     | 16.6       | 15        | 13      | 11    |
| 09N      | 05W   | 29      | SESW | 4   | 13         | 13        | 36      | 32    |
| 09N      | 05W   | 29      | SWSE |     | 36         | 36        | 25      | 29    |
| 09N      | 05W   | 32      | NENW | 3   | 21.8       | 22        |         |       |
| 09N      | 05W   | 32      | NENW |     | 1.8        | 2         |         |       |
| 09N      | 05W   | 32      | NWNW |     | 0.9        | 1         |         |       |
| 09N      | 05W   | 32      | SWNW | 4   | 5.4 ✓      | 5.5       | 57      | 64    |
| 09N      | 05W   | 32      | SWNW |     | 14.4 ✓     | 14.5      |         |       |
| 09N      | 05W   | 32      | SESW | 4   | 36.5 ✓     | 36.5      |         |       |
| 09N      | 05W   | 32      | SESW |     | 0.6 ✓      | 0.5       |         |       |
| 09N      | 05W   | 32      | NWSW | 5   | 8.2 + 6    | 8 145     | 23.5    | 27    |
| 09N      | 05W   | 32      | NWSW |     | 9.1        | 9         | 17      | 10    |
| 09N      | 05W   | 32      | NWNE |     | 9          | 9         | 8       | 15    |
| 09N      | 05W   | 32      | NESW |     | 7.9 + 13.9 | 8 34      |         |       |
|          |       |         |      |     | 275        | 275       | 275     | 298   |

**Idaho Dept. of Water Resources  
322 E. Front St. Boise, ID  
May 31, 2006**

**To:** 3-4008A Claim File  
**From:** Jennifer Dean  
**Subject:** Unsurveyed Lands

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At various places along the Snake River (and other rivers) the most recent federal land survey (as represented by the BLM's Geographic Coordinate Database, GCDB) stops at river meander lines. Since the time of the survey, the river has changed course in several places, which created land that is not represented in the survey data. This land is known as omitted lands.

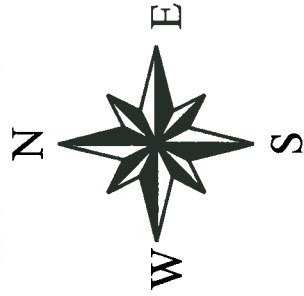
This recommendation for this claim consists of 275 acres. Of those acres, 73 are on omitted lands. In order to create a meaningful description of the place of use, I copied  $\frac{1}{4}$   $\frac{1}{4}$  section lines and overlaid them on the omitted lands, carefully lining them up with the existing GCDB  $\frac{1}{4}$   $\frac{1}{4}$  section lines. In so doing, there were a couple of the theoretical  $\frac{1}{4}$   $\frac{1}{4}$  section lines that were divided by existing lots as well as existing lots that were divided by the theoretical  $\frac{1}{4}$   $\frac{1}{4}$  section lines. In these instances I used ArcView to calculate the acres for the smallest division.

For example, I recommended 22.5 acres in T09N, R05W, S29 **NWSE** Lot 2. I also recommended an additional 0.5 acres in T09N, R05W, S29 **SWNE** Lot 2. Additionally, there were 15 acres recommended as unsurveyed land in T09N, R05W, S29 **NWSE**. Dividing the acres in the recommendation in this way allows both the acres for each lot and the acres for each theoretical  $\frac{1}{4}$   $\frac{1}{4}$  to be calculated by simple addition. According to the example, there are a total of 23 acres in T09N, R05W, S29 **Lot 2**. There are also a total of 37.5 acres in T09N, R05W, S29 **NWSE**. This method also keeps the government lot as part of the recommendation, which provides a more accurate legal description.

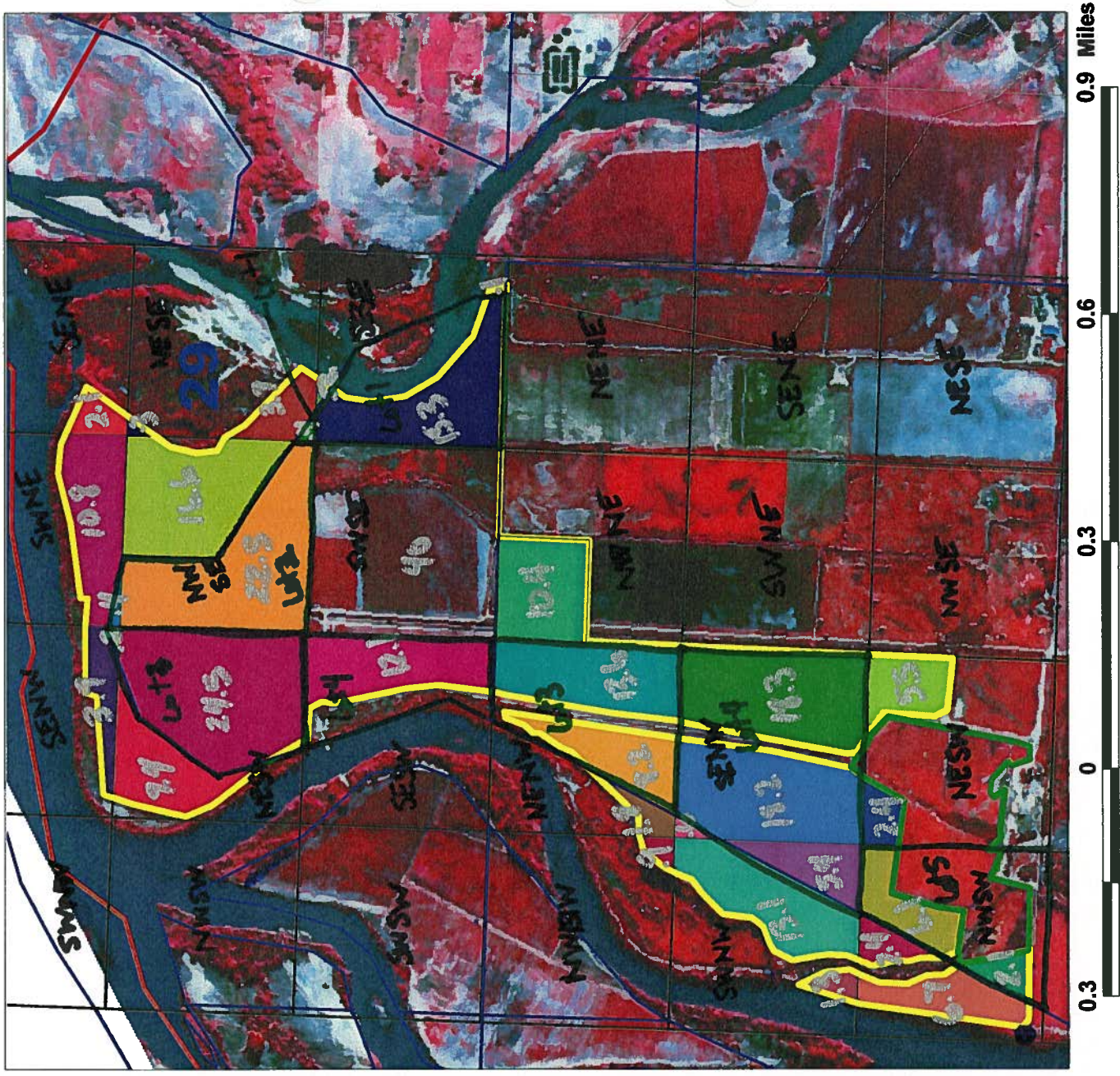
# Idaho Department of Water Resources

## Claim Number: 3-4008

- Sections
- 03\_04008b\_rec\_pou.shp
  - 03\_04008a\_rec\_pou.shp
  - Graph279.shp
  - Graph278.shp
  - Graph277.shp
  - Graph276.shp
  - Graph275.shp
  - Graph274.shp
  - Graph273.shp
  - Graph272.shp
  - Graph271.shp
  - Graph270.shp
  - Graph269.shp
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  - Graph257.shp
  - Graph256.shp
  - Graph255.shp
  - Graph254.shp
  - Graph253.shp
  - Graph252.shp
  - Graph251.shp
  - Graph250.shp
  - Graph249.shp
  - Graph248.shp
  - Graph247.shp
  - 03\_04008a\_extended\_qq.shp
  - GCDB09N05W GCDB
  - Administrative BasinsAdminbas.shp



Legal: T09N, R05W, S29 & 32  
1987 NAAP Photo



3-04008A

| Township | Range | Section | QQ   | Lot | GIS Acres | Rec Acres | Lot Sum | Claim |
|----------|-------|---------|------|-----|-----------|-----------|---------|-------|
| 09N      | 05W   | 29      | NESE | 1   | 0.4       | 0.5       | 20.5    | 19    |
| 09N      | 05W   | 29      | NESE |     | 4         | 4         |         |       |
| 09N      | 05W   | 29      | SESE | 1   | 15.3      | 15.5      |         |       |
| 09N      | 05W   | 29      | SESE |     | 0.3       | 0.5       |         |       |
| 09N      | 05W   | 29      | SENW | 3   | 0.2       | 0.5       | 38.5    | 38    |
| 09N      | 05W   | 29      | SENW |     | 3.9       | 4         |         |       |
| 09N      | 05W   | 29      | NESW | 3   | 24.5      | 24.5      |         |       |
| 09N      | 05W   | 29      | NESW |     | 9.4       | 9.5       |         |       |
| 09N      | 05W   | 29      | SWNE | 2   | 0.4       | 0.5       | 51      | 53    |
| 09N      | 05W   | 29      | SWNE |     | 10.8      | 11        |         |       |
| 09N      | 05W   | 29      | SENE |     | 2.1       | 2         |         |       |
| 09N      | 05W   | 29      | NWSE | 2   | 22.5      | 22.5      |         |       |
| 09N      | 05W   | 29      | NWSE |     | 16.6      | 15        | 51      | 53    |
| 09N      | 05W   | 29      | SESW | 4   | 13        | 13        | 13      | 11    |
| 09N      | 05W   | 29      | SWSE |     | 36        | 36        | 36      | 32    |
| 09N      | 05W   | 32      | NENW | 3   | 21.8      | 22        | 25      | 29    |
| 09N      | 05W   | 32      | NENW |     | 1.8       | 2         |         |       |
| 09N      | 05W   | 32      | NWNW |     | 0.9       | 1         |         |       |
| 09N      | 05W   | 32      | SWNW | 4   | 5.4       | 5.5       | 57      | 64    |
| 09N      | 05W   | 32      | SWNW |     | 14.4      | 14.5      |         |       |
| 09N      | 05W   | 32      | SENW | 4   | 36.5      | 36.5      |         |       |
| 09N      | 05W   | 32      | SENW |     | 0.6       | 0.5       |         |       |
| 09N      | 05W   | 32      | NWSW | 5   | 8.2       | 8         | 17      | 27    |
| 09N      | 05W   | 32      | NWSW |     | 9.1       | 9         |         |       |
| 09N      | 05W   | 32      | NWNE |     | 9         | 9         | 9       | 10    |
| 09N      | 05W   | 32      | NESW |     | 7.9       | 8         | 8       | 15    |
|          |       |         |      |     | 275       | 275       | 275     | 298   |

## Contacts Data Entry Form

Claim Number: 3-4008A

| Owner Type     | Full Name               | Address                                                              | City     | State | Zip            | Phone         |
|----------------|-------------------------|----------------------------------------------------------------------|----------|-------|----------------|---------------|
| Original Owner | M C SHELLEY             | RT 1 BOX 97                                                          | PAYETTE  | ID    | 83661          | (208)642-2794 |
| Current Owner  | C/C LLC                 | 3990 HWY 52                                                          | PAYETTE  | ID    | 83661          | (208)278-3448 |
| Previous Owner | EASTERN WESTERN<br>CORP | ATTENTION<br>MICHAEL E<br>MCGINLEY<br>1426 S E GIDEON ST<br>BOX 3228 | PORTLAND | OR    | 97208-322<br>8 | (503)236-1978 |

Comment for 1: desk review

Date of Field Exam: March 22, 2006 Time: 9:00 AmAccompanied By: George Colwell Phone Number: 208-278-3448 home  
208-642-7617 cell

Relationship to Claimant: \_\_\_\_\_

Directions to Property (if different from above) and/or update owner information:

From Boise → I-84 to exit 13 "Black Canyon"  
turn right @ stop sign  
turn left @ Sand Hollow Rd.  
6 miles to blinking light - keep going  
6 miles to property  
3990 HWY 52

Reviewer: JLDDate: 3/22/06

## Point of Diversion and Source Data Entry Form

Claim Number 3-4008A

## Claimed Point of Diversion and Source

T09N R05W S32 NWSW Lot 5 Within PAYETTE County Source: SNAKE RIVER COLUMBIA RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

## Water Right Point of Diversion and Source

## Recommended Point of Diversion and Source

## Source Information

Source

Tributary To

Snake R.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

| Twp   | Rge   | Sec   | Gov Lot | QQQ of QQ of Q | County | Source |
|-------|-------|-------|---------|----------------|--------|--------|
| _____ | _____ | _____ | _____   | _____          | _____  | _____  |
| _____ | _____ | _____ | _____   | _____          | _____  | _____  |
| _____ | _____ | _____ | _____   | _____          | _____  | _____  |

Other rights from this POD? 3-4008A : 3-10192

Document how the POD and Source were verified:

Source - Snake RiverPOD information below.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

15  
2- ~~30~~ hp pumps - 600 in8 10 ~~10~~ feet 1-ft

1500 GPM - each

IDWR tag

A0017604

N254T17 FB13B Model # 75% efficiency

B0154 FLF2US Model # 89.5% efficiency motor

13174-18 Pump

IDWR tag

Reviewer: JLDDate: 3/22/06#20  
Wave Pt GPS

2261817

1434405

**Period of Use and Quantity Data Entry Form**

Claim Number 3-4008A

## Claimed Period of Use and Diversion Rate

| Water Use  | Start | End   | Rate | Volume |
|------------|-------|-------|------|--------|
| IRRIGATION | 3/15  | 11/15 | 5.96 |        |

Overall Diversion Rate 5.96 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

## Water Right Period of Use and Diversion Rate

| Water Use | Start | End | Rate | Volume |
|-----------|-------|-----|------|--------|
|-----------|-------|-----|------|--------|

Overall Diversion Rate Overall Diversion Volume

## Recommended Period of Use and Diversion Rate

| Water Use | Start | End | Rate | Volume |
|-----------|-------|-----|------|--------|
|           |       |     |      |        |
|           |       |     |      |        |
|           |       |     |      |        |

Overall Diversion Rate Overall Diversion Volume

Document how the Period of Use and/or Diversion Rate were verified:

Use standard period of use  
Sufficient diversion to recommend 1"/acre

Reviewer: JLD

Date: 3/22/06

**Purpose of Use Data Entry Form**

Claim Number 3-4008A

## Claimed Purpose of Use

| Water Use  | Number of Homes | Number of Stock | Acre Limit |
|------------|-----------------|-----------------|------------|
| IRRIGATION |                 |                 |            |

     Use Claimed Purpose of Use as Recommended Purpose of Use

## Water Right Purpose of Use

| Water Use | Number of Homes | Number of Stock | Acre Limit |
|-----------|-----------------|-----------------|------------|
|-----------|-----------------|-----------------|------------|

## Recommended Purpose of Use

| Water Use | Number of Homes | Number of Stock | Acre Limit | Number of Other |
|-----------|-----------------|-----------------|------------|-----------------|
|           |                 |                 |            |                 |
|           |                 |                 |            |                 |
|           |                 |                 |            |                 |

## Document how the Purpose of Use was verified:

Irrigation - stockwater in ditches (3-10192)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Reviewer: JLDDate: 3/22/06

# THEORETICAL HORSEPOWER EQUATION WORKSHEET (cjh 1/92)

Water Right No.: 3-4008A, B  
 Examiner: Jennifer Dean  
 Date of Field Exam: 3/22/2006

| P/D No.:           | Pump 1 |  |
|--------------------|--------|--|
| PUMP HORSEPOWER    | 15     |  |
| BOOSTER HORSEPOWER | 15     |  |
| PUMPING LEVEL      | 10     |  |
| DISCHARGE PRESSURE | 0      |  |
| RATE OF FLOW (cfs) | 18.48  |  |

$$1500 \text{ gpm each} \\ 3000 \frac{\text{gal}}{\text{min}} \cdot \frac{1 \text{ ft}^3}{7.4805 \text{ gal}} \cdot \frac{1 \text{ min}}{60 \text{ sec}} = 6.68 \text{ cfs}$$

The above calculates the formula =  $Q = \frac{8.8 * (\text{Efficiency}) * \text{hp}}{\text{depth to water} + 2.31 * (\text{psi}) + \text{friction}}$

Assumptions: %70 efficiency.  
 No Friction

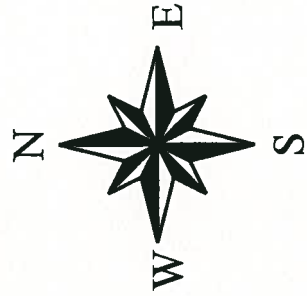
Examiners Notes:

# Basin 03 Field Exam Maps

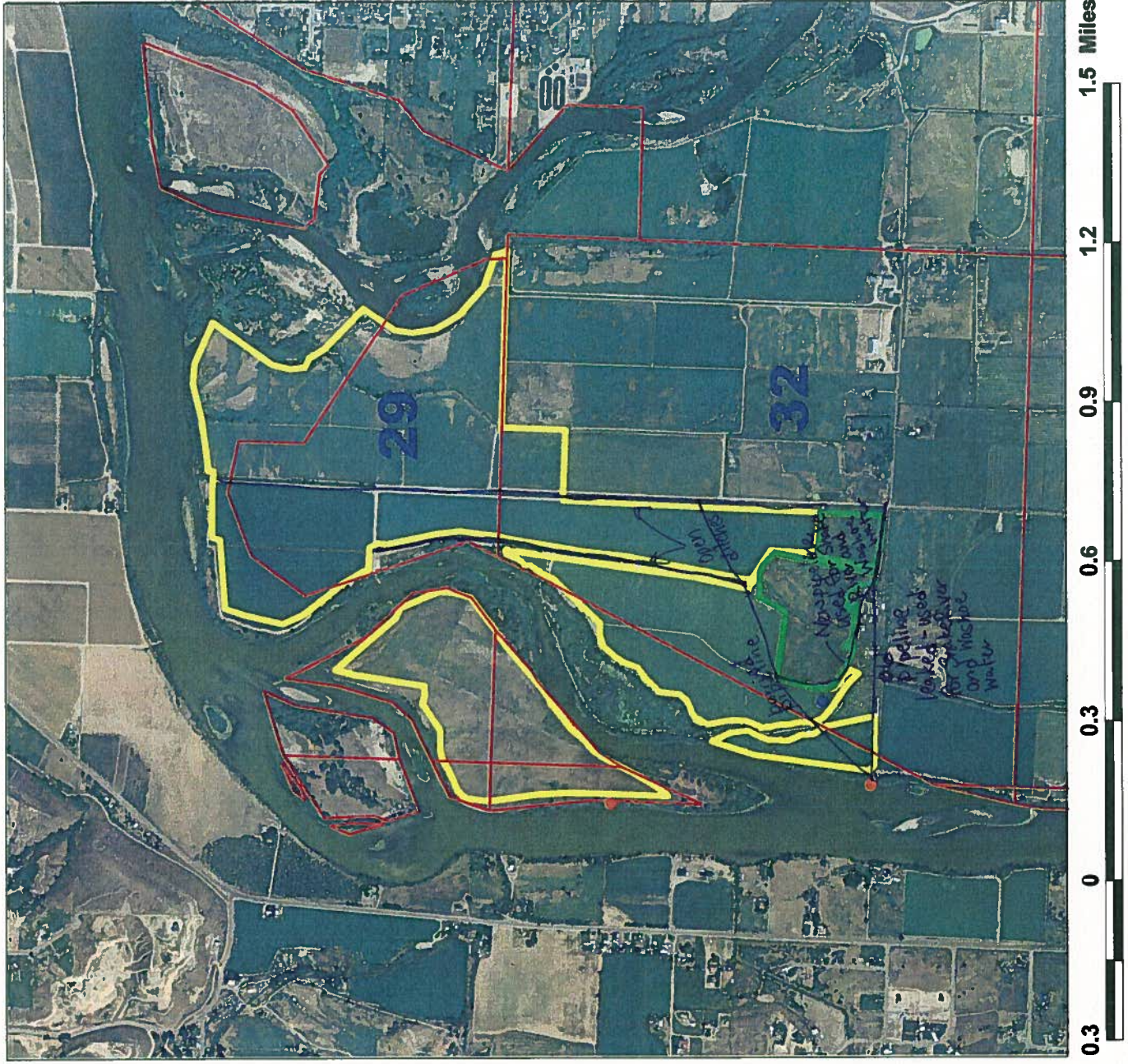
**Claim Number:**  
**Colwell Cluster**

| Section Lines |                                                                                     |
|---------------|-------------------------------------------------------------------------------------|
| 03_4009_pou   |  |
| 03_4009_pod   |  |
| 03_4008b_pou  |  |
| 03_4008b_pod  |  |
| 03_4008a_pou  |  |
| 03_4008a_pod  |  |
| 03_10192_pod  |  |

Legal: T09N, R05W, S29 & S32



2004 NAIP Photo





## State of Idaho

# DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

March 8, 2006

HOFSTETTER LAW OFFICE  
DANA L HOFSTETTER  
608 W FRANKLIN ST  
BOISE ID 83702

3-4008A  
Re: Field Examination

Dear Claimant(s):

The Notice of Claim to a Water Right (claim) identified with the number shown below your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The elements of beneficial use rights need to be verified by an examiner for the Idaho Department of Water Resources (IDWR) before the claim can be recommended to the SRBA Court.

The purpose of this letter is to advise you that an agent from IDWR will be conducting field examinations in your area from March 20 through April 7. Accordingly, we request that you provide our agents with access to your water diversion system so that they can conduct a field examination to determine the elements of your water right. I will be attempting to contact you in behalf of the examiner, but it would be best if you could speak with me to set up an appointment at (208) 287-4918.

If it is more convenient for the examiner to meet with another person who is familiar with your diversion system, please call me with contact information for this person or forward this information to them with the instructions to set up an appointment with me.

Because the elements of your claim have not been previously verified by IDWR, your claim may be disallowed if we cannot complete a field examination. Please set up an appointment with me by **March 17, 2006**.

A copy of your water right claim is enclosed. If you have questions, please contact this office. Our toll free number is 1-800-451-4129. You may reach me directly at (208) 287-4918. It will help speed things along if you have your claim number, 3-4008A, handy when you call.

Sincerely,

Jennifer Dean  
Engineer in Training  
Adjudication Bureau

Enclosure  
CC: C/C LLC  
3990 HWY 52  
PAYETTE ID 83661

05/02/2007

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 3-4008A  
NAME AND ADDRESS: C/C LLC  
3990 HWY 52  
PAYETTE ID 83661

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 5.500 CFS

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION:

T09N R05W S32 NWSW Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 5.500 CFS       |

PLACE OF USE: IRRIGATION in PAYETTE County

|                     |      |       |                     |      |       |
|---------------------|------|-------|---------------------|------|-------|
| T09N R05W S29       | SWNE | 11.00 | T09N R05W S29 Lot 2 | SWNE | 0.50  |
| T09N R05W S29       | SENE | 2.00  | T09N R05W S29       | SENE | 4.00  |
| T09N R05W S29 Lot 3 | SENE | 0.50  | T09N R05W S29       | NESW | 9.50  |
| T09N R05W S29 Lot 3 | NESW | 24.50 | T09N R05W S29 Lot 4 | SESE | 13.00 |
| T09N R05W S29       | NESE | 4.00  | T09N R05W S29 Lot 1 | NESE | 0.50  |
| T09N R05W S29       | NWSE | 15.00 | T09N R05W S29 Lot 2 | NWSE | 22.50 |
| T09N R05W S29       | SWSE | 36.00 | T09N R05W S29       | SESE | 0.50  |
| T09N R05W S29 Lot 1 | SESE | 15.50 | T09N R05W S32       | NWNE | 9.00  |
| T09N R05W S32       | NENW | 2.00  | T09N R05W S32 Lot 3 | NENW | 22.00 |
| T09N R05W S32       | NWNW | 1.00  | T09N R05W S32       | SNNW | 14.50 |
| T09N R05W S32 Lot 4 | SNNW | 5.50  | T09N R05W S32       | SENE | 0.50  |
| T09N R05W S32 Lot 4 | SENE | 36.50 | T09N R05W S32       | NESW | 8.00  |
| T09N R05W S32       | NWSW | 9.00  | T09N R05W S32 Lot 5 | NWSW | 8.00  |

275 ACRES TOTAL

Place of use includes area also served by Washoe Irrigation & Water Power Company.

T09N, R05W S29 SWNE, SENE, SENW, NESW, NESE, NWSE, SESE; S32 NENW, NWNW, SNNW, SENW, & NWSW is unsurveyed, nonfederal land except where noted by GCDB lot number.

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 - Beneficial Use

This right is a split from former right 3-4008.

The following rights are also diverted through point of diversion described above: ~~3-4008B~~, & 3-10192.



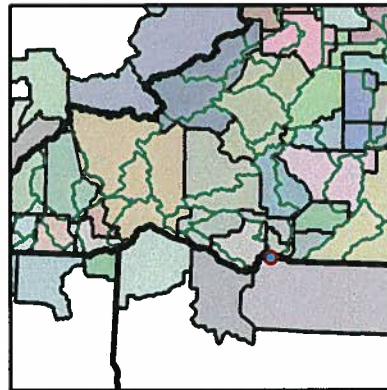
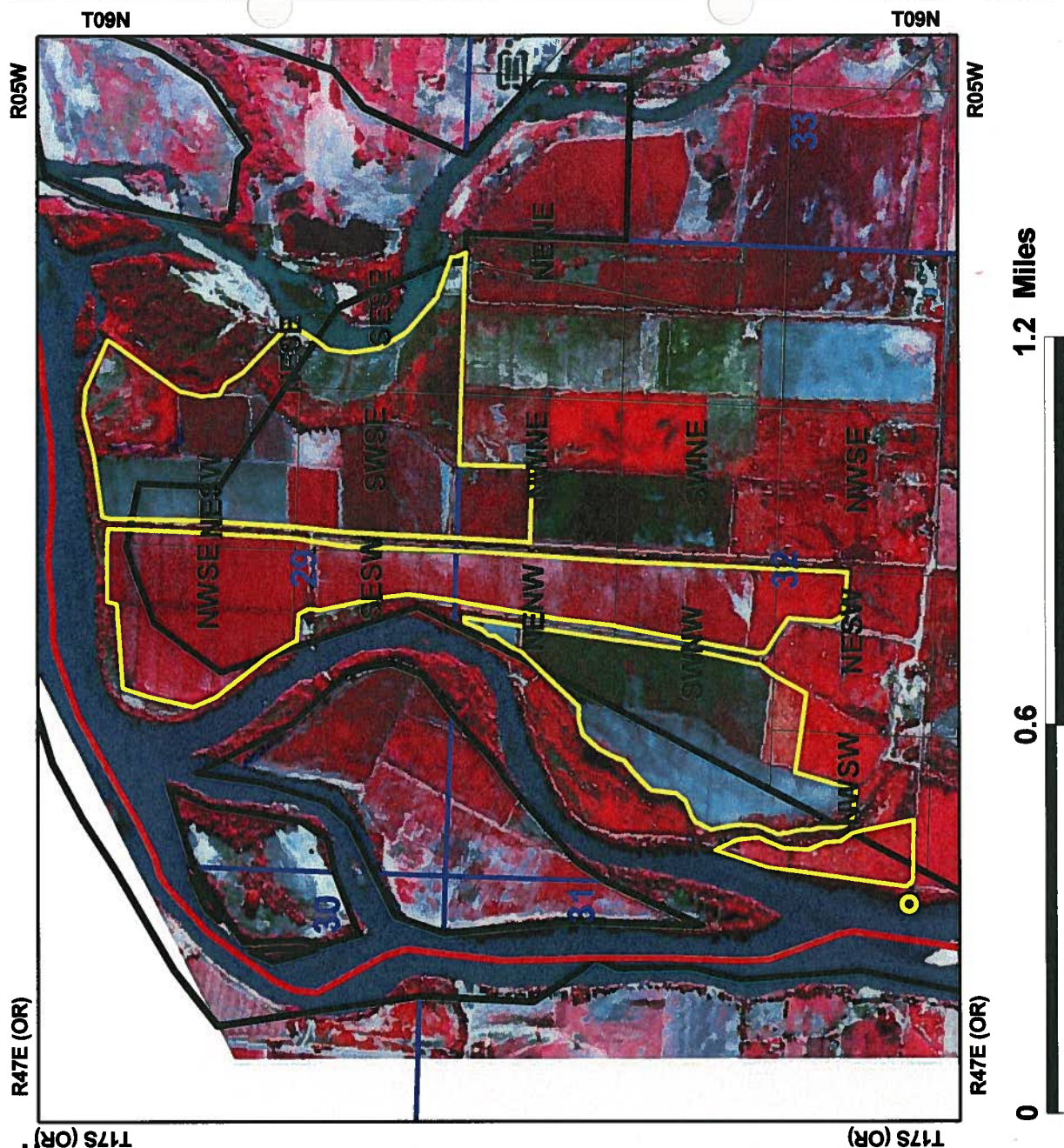
### SRBA Recommendation:

# 3-4008A

**(Irrigation)**

## Legend

- Point of Diversion
  - Place of Use
  - ▣ Townships
  - ▢ PLS Sections
  - Quarter Quarters

Payette County  
IDWR Basin 3

**Prepared by J. Dean  
On Tuesday, May 1, 2007  
1987/88 Aerial Photography**

# Idaho Department of Water Resources

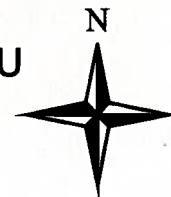


3-4008A

Legal: T09N, R05W, S29 & 32

1949 Aerial Photo

- 3-4008A Claim POU
- Section Lines
- 09N05W GCDB





Split: 3-04008 to 3\_4008A and 3-4008B  
Legal: T09N, R05W, S29 & 32  
Reviewed By: SJR 8/30/05

- Sections
- 09N05W GCDB
- 03\_04008a\_claim\_pou.shp
- 03\_04008b\_claim\_pou.shp



# Idaho Department of Water Resources

SRBA Recommendation:

**3-4008A**

Legend

●

Point of Diversion

Place of Use

Townships

PLS Sections

Quarter Quarters

Payette County  
IDWR Basin 3

Prepared by J. Dean  
On Wednesday, May 31, 2006  
1987/88 Aerial Photography

05/31/2006

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

RIGHT NUMBER: 3-4008A  
NAME AND ADDRESS: C/C LLC  
3990 HWY 52  
PAYETTE ID 83661

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER  
QUANTITY: 5.500 CFS  
PRIORITY DATE: 06/01/1954  
POINT OF DIVERSION:

T09N R05W S32 NWSW Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 5.500 CFS       |

PLACE OF USE: IRRIGATION Within PAYETTE County

|                     |      |       |                     |      |       |
|---------------------|------|-------|---------------------|------|-------|
| T09N R05W S29       | SWNE | 11.00 | T09N R05W S29 Lot 2 | SWNE | 0.50  |
| T09N R05W S29       | SENE | 2.00  | T09N R05W S29       | SENW | 4.00  |
| T09N R05W S29 Lot 3 | SENW | 0.50  | T09N R05W S29       | NESW | 9.50  |
| T09N R05W S29 Lot 3 | NESW | 24.50 | T09N R05W S29 Lot 4 | SESW | 13.00 |
| T09N R05W S29       | NESE | 4.00  | T09N R05W S29 Lot 1 | NESE | 0.50  |
| T09N R05W S29       | NWSE | 15.00 | T09N R05W S29 Lot 2 | NWSE | 22.50 |
| T09N R05W S29       | SWSE | 36.00 | T09N R05W S29       | SESE | 0.50  |
| T09N R05W S29 Lot 1 | SESE | 15.50 | T09N R05W S32       | NWNE | 9.00  |
| T09N R05W S32       | NENW | 2.00  | T09N R05W S32 Lot 3 | NENW | 22.00 |
| T09N R05W S32       | NWNW | 1.00  | T09N R05W S32       | SWNW | 14.50 |
| T09N R05W S32 Lot 4 | SWNW | 5.50  | T09N R05W S32       | SENW | 0.50  |
| T09N R05W S32 Lot 4 | SENW | 36.50 | T09N R05W S32       | NESW | 8.00  |
| T09N R05W S32       | NWSW | 9.00  | T09N R05W S32 Lot 5 | NWSW | 8.00  |

275 ACRES TOTAL

T09N, R05W S29 SWNE, SENE, SENW, NESW, NESE, NWSE, SESE; S32  
NENW, NWNW, SWNW, SENW, & NWSW is unsurveyed, nonfederal land  
except where noted by GCDB lot number.

Place of use is within the area served by Washoe Irrigating and Power  
Company.

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 - Beneficial Use

This right is a split from former right 3-4008.

The following rights are also diverted through point of diversion described  
above: 3-4008B, & 3-10192.

07/13/2006

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

RIGHT NUMBER: 3-4008A  
NAME AND ADDRESS: C/C LLC  
3990 HWY 52  
PAYETTE ID 83661

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 5.500 CFS

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION:

T09N R05W S32 NWSW Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 5.500 CFS       |

PLACE OF USE: IRRIGATION Within PAYETTE County

|                     |      |       |                     |      |       |
|---------------------|------|-------|---------------------|------|-------|
| T09N R05W S29       | SWNE | 11.00 | T09N R05W S29 Lot 2 | SWNE | 0.50  |
| T09N R05W S29       | SENE | 2.00  | T09N R05W S29       | SENE | 4.00  |
| T09N R05W S29 Lot 3 | SENE | 0.50  | T09N R05W S29       | NESW | 9.50  |
| T09N R05W S29 Lot 3 | NESW | 24.50 | T09N R05W S29 Lot 4 | SESW | 13.00 |
| T09N R05W S29       | NESE | 4.00  | T09N R05W S29 Lot 1 | NESE | 0.50  |
| T09N R05W S29       | NWSE | 15.00 | T09N R05W S29 Lot 2 | NWSE | 22.50 |
| T09N R05W S29       | SWSE | 36.00 | T09N R05W S29       | SESE | 0.50  |
| T09N R05W S29 Lot 1 | SESE | 15.50 | T09N R05W S32       | NWNE | 9.00  |
| T09N R05W S32       | NENW | 2.00  | T09N R05W S32 Lot 3 | NENW | 22.00 |
| T09N R05W S32       | NWNW | 1.00  | T09N R05W S32       | SNNW | 14.50 |
| T09N R05W S32 Lot 4 | SNNW | 5.50  | T09N R05W S32       | SENE | 0.50  |
| T09N R05W S32 Lot 4 | SENE | 36.50 | T09N R05W S32       | NESW | 8.00  |
| T09N R05W S32       | NWSW | 9.00  | T09N R05W S32 Lot 5 | NWSW | 8.00  |

275 ACRES TOTAL

Place of use is within the area served by Washoe Irrigation & Water Power Company.

T09N, R05W S29 SWNE, SENE, SENW, NESW, NESE, NWSE, SESE; S32 NENW, NWNW, SNNW, SENW, & NWSW is unsurveyed, nonfederal land except where noted by GCDB lot number.

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 - Beneficial Use

This right is a split from former right 3-4008.

Total diversion = 5.5 + .48 + .05 = 6.03 cfs  
original stat claim = 6.44 cfs  
diversion capacity = 6.68 cfs

okay

The following rights are also diverted through point of diversion described above: 3-4008B, & 3-10192.

07/13/2006

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

RIGHT NUMBER: 3-4008B

NAME AND ADDRESS: ROBERT L STEWART  
6960 EAGLE CREEK CT  
RENO NV 89509

MARJORIE V STEWART  
6960 EAGLE CREEK CT  
RENO NV 89509

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.480 CFS

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION:

T09N R05W S32 SWNWSW Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/01 11/15          | 0.480 CFS       |

PLACE OF USE: IRRIGATION Within PAYETTE County

|               |      |       |                          |      |
|---------------|------|-------|--------------------------|------|
| T09N R05W S32 | NESW | 18.00 | T09N R05W S32 Lot 5 NWSW | 6.00 |
|---------------|------|-------|--------------------------|------|

24 ACRES TOTAL

Place of use is within the area served by Washoe Irrigation & Water Power Company.

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 - Beneficial Use

The following rights are also diverted through point of diversion described above: 3-4008A, 3-10192.

This right is a split from former right 3-4008.

07/13/2006

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

RIGHT NUMBER: 3-10192

NAME AND ADDRESS: GEORGE E COLWELL  
3990 HWY 52  
PAYETTE ID 83661

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION:

T09N R05W S32 NWSW Within PAYETTE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 03/01 11/15          | 0.050 CFS       |

PLACE OF USE: STOCKWATER Within PAYETTE County

|                     |      |                     |      |
|---------------------|------|---------------------|------|
| T09N R05W S29       | SWNE | T09N R05W S29 Lot 2 | SWNE |
| T09N R05W S29       | SENE | T09N R05W S29       | SENE |
| T09N R05W S29 Lot 3 | SENE | T09N R05W S29       | NESW |
| T09N R05W S29 Lot 3 | NESW | T09N R05W S29 Lot 4 | SESE |
| T09N R05W S29       | NESE | T09N R05W S29 Lot 1 | NESE |
| T09N R05W S29       | NWSE | T09N R05W S29 Lot 2 | NWSE |
| T09N R05W S29       | SESE | T09N R05W S29       | SESE |
| T09N R05W S29 Lot 1 | SESE | T09N R05W S32       | NWNE |
| T09N R05W S32       | NENW | T09N R05W S32 Lot 3 | NENW |
| T09N R05W S32       | NWNW | T09N R05W S32       | SNNW |
| T09N R05W S32 Lot 4 | SNNW | T09N R05W S32       | SENE |
| T09N R05W S32 Lot 4 | SENE | T09N R05W S32       | NESW |
| T09N R05W S32       | NWSW | T09N R05W S32 Lot 5 | NWSW |

T09N, R05W S29 SWNE, SENE, SENE, NESW, NESE, NWSE, SESE; S32  
NENW, NWNW, SNNW, SENE, & NWSW is unsurveyed, nonfederal land  
except where noted by GCDB lot number.

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 - Beneficial Use

The following rights are also diverted through point of diversion described  
above: 3-4008A, & 3-4008B.

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 3-4008A  
Date Received: 10/17/1991  
Receipt No: C022061  
Received By:

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

1. Name of Claimant(s)

C/C LLC Phone: (208)278-3448

3990 HWY 52  
PAYETTE ID USA 83661

2. Date of Priority: 06/01/1954

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County  | Type |
|----------|-------|---------|-----------------------|---------|------|
| 09N      | 05W   | 32      | NW SW 5               | PAYETTE |      |

5. Description of diverting works:

TWO PUMPS ON RIVER TO GRAVITY FLOW DITCH SYSTEM.

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 3/15 | 11/15 | 5.96   |            |

7. Total Quantity Appropriated is:  
5.96 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      |    |
|---------------|-------|---------|------------|-----|-----|------------|----|
| 09N           | 05W   | 29      | NE         | SW  | 3   | IRRIGATION | 38 |
|               |       |         | SE         | SW  | 4   | IRRIGATION | 11 |
|               |       |         | NW         | SE  | 2   | IRRIGATION | 53 |
|               |       |         | SW         | SE  |     | IRRIGATION | 32 |
|               |       |         | SE         | SE  | 1   | IRRIGATION | 19 |
| Section Acres |       |         |            |     |     | 153        |    |
| 09N           | 05W   | 32      | NE         | NW  | 3   | IRRIGATION | 29 |
|               |       |         | NE         | SW  |     | IRRIGATION | 15 |
|               |       |         | NW         | SW  | 5   | IRRIGATION | 27 |
|               |       |         | SE         | NW  | 4   | IRRIGATION | 40 |
|               |       |         | NW         | NE  |     | IRRIGATION | 10 |
|               |       |         | SW         | NW  | 4   | IRRIGATION | 24 |
| Section Acres |       |         |            |     |     | 145        |    |
| Total Acres   |       |         |            |     |     | 298        |    |

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

TOGETHER, WATER RIGHT NOS. 65-04008 AND 65-00072 PROVIDE NO MORE THAN .023 CFS/ACRE, THE MAXIMUM FLOW RATE AUTHORIZED BY 65-00072.

WASHOE IRRIGATING AND POWER COMPANY'S WATER RIGHT NO.65-00072 ALSO IS USED ON SOME OF THE LANDS INDICATED ABOVE.

ADDRESS CHANGED PER CLAIMANT REQUEST 10/19/98. (DB)

15. Basis of Claim: Statutory Claim

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: A03-04008A  
Date Received: 10/17/1991  
Receipt No: C022061  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: EASTERN WESTERN CORP 503-236-1978  
Address: ATTENTION MICHAEL E MCGINLEY  
1426 S E GIDEON ST  
BOX 3228  
PORTLAND OR 97208-3228

2. Date of Priority: JUN 1, 1954

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 09N      | 05W   | 32      | NW     | SW     |     | 5   | PAYETTE |

5. Description of diverting works:  
TWO PUMPS ON RIVER TO GRAVITY FLOW DITCH SYSTEM.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 5.960 |      |        |

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

8. Total consumptive use is 1043.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 09N      | 05W   | 29      | NE     | SW  | 3   | IRR | 38.0  |
|          |       |         | SE     | SW  | 4   | IRR | 11.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 09N      | 05W   | 29      | NW     | SE  | 2   | IRR           | 53.0  |
|          |       |         | SW     | SE  |     | IRR           | 32.0  |
|          |       |         | SE     | SE  | 1   | IRR           | 19.0  |
|          |       |         |        |     |     | Section Acres | 153.0 |
|          |       | 32      | NW     | NE  |     | IRR           | 10.0  |
|          |       |         | NE     | NW  | 3   | IRR           | 29.0  |
|          |       |         | SW     | NW  | 4   | IRR           | 24.0  |
|          |       |         | SE     | NW  | 4   | IRR           | 40.0  |
|          |       |         | NE     | SW  |     | IRR           | 15.0  |
|          |       |         | NW     | SW  | 5   | IRR           | 27.0  |
|          |       |         |        |     |     | Section Acres | 145.0 |
|          |       |         |        |     |     | Total Acres   | 298.0 |

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:  
65-00072

14. Remarks:

TOGETHER, WATER RIGHT NOS. 65-04008 AND 65-00072 PROVIDE NO MORE THAN .023 CFS/ACRE, THE MAXIMUM FLOW RATE AUTHORIZED BY 65-00072.

WASHOE IRRIGATING AND POWER COMPANY'S WATER RIGHT NO.65-00072 ALSO IS USED ON SOME OF THE LANDS INDICATED ABOVE.  
ADDRESS CHANGED PER CLAIMANT REQUEST 10/19/98. (DB)

15. Basis of Claim: STATUTORY CLAIM



A03-021008A

October 8, 1998

RECEIVED

OCT 13 1998

WATER RESOURCES  
WESTERN REGION

Denise Buffington  
Idaho Department of Water Resources  
Western Regional Office  
2735 Airport Way  
Boise, Idaho 83705-5082

Re: Eastern Western Corporation

Dear Ms. Buffington:

I am writing to inform you of Eastern Western Corporation's change in its street address. The new street address for Eastern Western Corporation is 1426 S.E. Gideon Street, Portland, Oregon 97202. The mailing address for Eastern Western Corporation remains unchanged (P.O. Box 3228, Portland, Oregon 97208-3228).

Please update the Idaho Department of Water Resources' records for all water rights held by Eastern Western Corporation to reflect the changed street address.

Thank you for your assistance with this matter. Please contact me if you have any questions or need additional information.

Sincerely,

EASTERN WESTERN CORPORATION

A handwritten signature in cursive script, reading "Michael E. McGinley".

Michael E McGinley  
President

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 A03-04008A

Date Received 11-20-92

Receipt Number 0022061

AMENDED

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED

NOV 20 1992

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Eastern Western Corporation  
Attn: Michael E. McGinley, Pres. Phone (503) 236-1978  
1505 S.E. Gideon St., Box 3228  
Mailing Address Portland, OR Zip 97208-3228

2. Date of Priority (Only one (1) per claim) June 1, 1954

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

4. a. Location of existing point of diversion is: Township 9N Range 5W Section 32,  
1/4 of NW 1/4 of SW 1/4, Govt. Lot, 5 B.M., County of Payette

Additional points of diversion if any: \_\_\_\_\_

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. Two pumps on river to gravity  
flow ditch system.

MICROFILMED

JUL 07 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 5.96 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 5.96 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 1043 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 |        |
| 9N  | 5W  | 29  |        |       |       |       |        |        |        |       | 38     |       |        | 11    |        | 53     | 32    | 19    |        |
|     |     |     |        |       |       |       |        |        |        |       | (Lot3) |       | (Lot4) |       | (Lot2) | (Lot1) |       |       |        |
|     |     | 32  |        | 10    |       |       | 29     |        | 24     | 40    | 15     | 27    |        |       |        |        |       |       |        |
|     |     |     |        |       |       |       | (Lot3) | (Lot4) | (Lot4) |       | (Lot5) |       |        |       |        |        |       |       |        |
|     |     |     |        |       |       |       |        |        |        |       |        |       |        |       |        |        |       |       |        |
|     |     |     |        |       |       |       |        |        |        |       |        |       |        |       |        |        |       |       |        |
|     |     |     |        |       |       |       |        |        |        |       |        |       |        |       |        |        |       |       |        |

Total number of acres irrigated 298

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

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.

Washoe Irrigating and Power Company's water right no. 65-00072 also is used or None ( )  
on some of the lands indicated above.

14. Remarks:  
Together, water right nos. 65-04008 and 65-00072 provide no more than 0.023 cfs/acre,  
the maximum flow rate authorized by 65-00072. This amended claim revises the  
attached map.

**MICROFILMED**

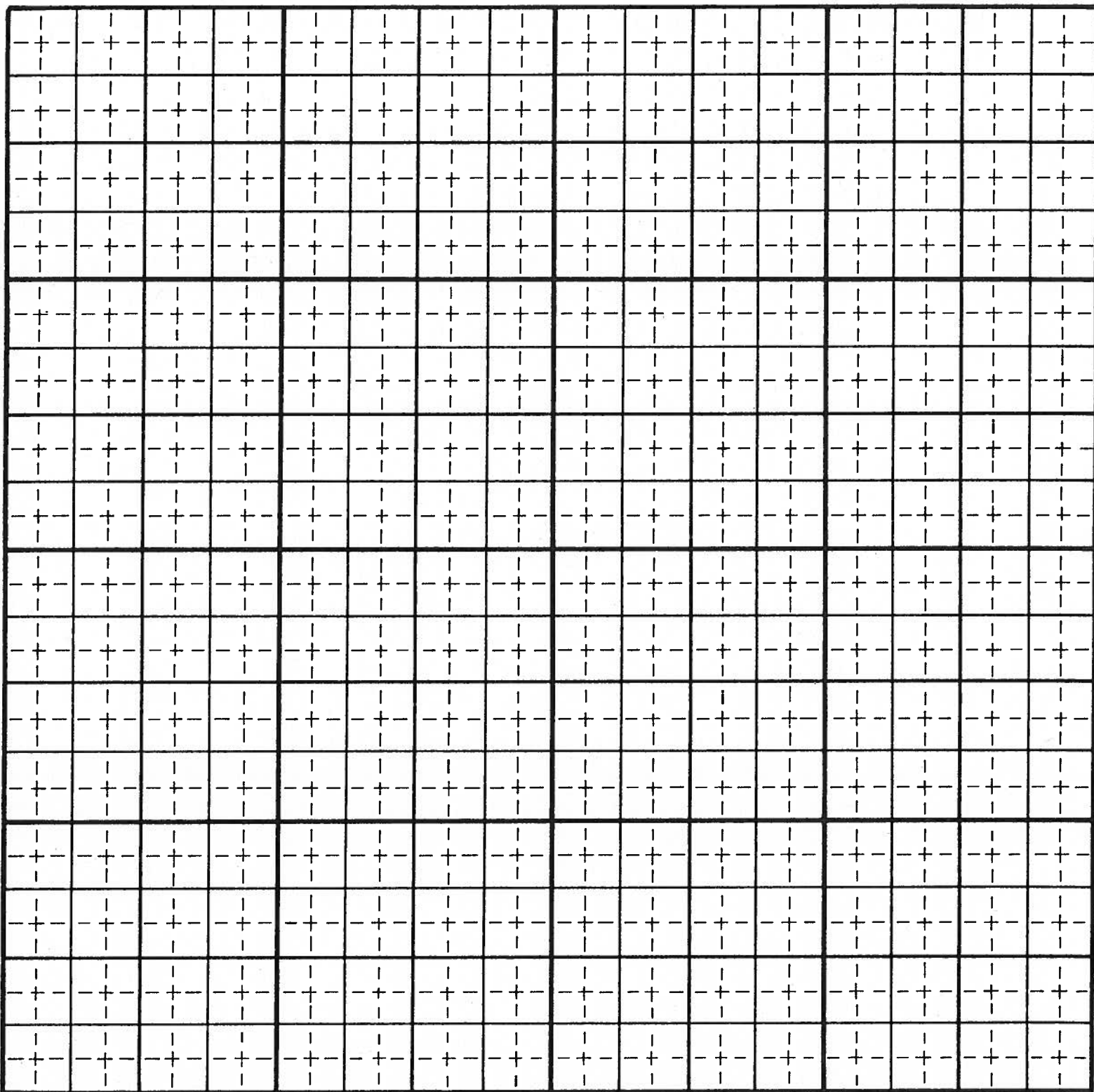
**JUL 6 7 1994**

Last Name Eastern Western Corp. Ident No. A03-04008A

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



SEE MAP ATTACHED

MICROFILMED

JUL 07 1994

Last Name Eastern Western Corp.

Ident No. A03-04008A

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_

Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number 03-04008

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 1

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

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_ Manager

Title

of Eastern Western Corporation, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_ Manager of Eastern Western Corporation

Title

Organization

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

Signature of Authorized Agent

Curt Ingle  
Curt Ingle

Title and Organization Manager, Eastern Western Corporation Date 11-12-92

State of Idaho/or Idaho )

) SS.

County of Payette )

Subscribed and sworn (or affirmed) before me this 12 day of November 19 92

SEAL

Notary Public

Cori Lynn Smith

Residing at Fruitland, ID 83619

My Commission Expires 6/98

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Dana L. Hofstetter, Holland & Hart, 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 Dana Hofstetter

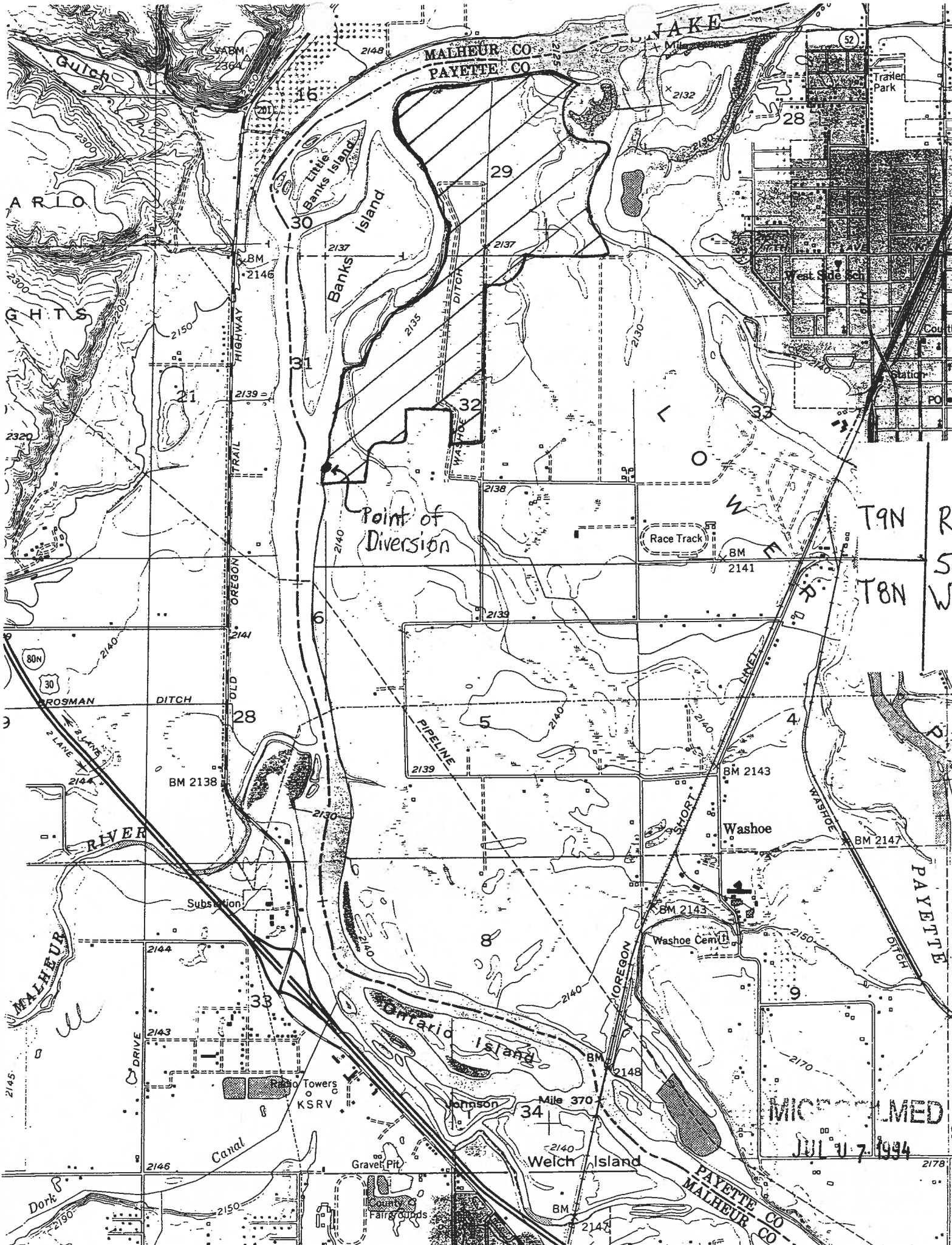
Address P.O. Box 2527, Boise, ID 83701

Date 11/20/92

MICROFILMED  
JUL 6 7 1994

Last Name Eastern Western Corp. Ident. Number A03-04008A

Copies White-State, Yellow-Claimant



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: A03-04008A  
Date Received: 10/17/1991  
Receipt No: C022061  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: EASTERN WESTERN CORP 503-236-1978  
Address: ATTENTION MICHAEL E MCGINLEY  
1505 S E GIDEON ST  
BOX 3228  
PORTLAND OR 97208-3228

2. Date of Priority: JUN 1, 1954

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 09N      | 05W   | 32      | NW     | SW     |     | 5   | PAYETTE |

5. Description of diverting works:  
TWO PUMPS ON RIVER TO GRAVITY FLOW DITCH SYSTEM.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 5.960 |      |        |

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

8. Total consumptive use is 1043.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 09N      | 05W   | 29      | NE     | SW  | 3   | IRR | 38.0  |
|          |       |         | SE     | SW  | 4   | IRR | 11.0  |

A03-04008A

Page 1

Date: 10/23/91

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AUG 10 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of        | 1/4   | Lot           | Use   | Acres |
|----------|-------|---------|---------------|-------|---------------|-------|-------|
| 09N      | 05W   | 29      | NW            | SE    | 2             | IRR   | 53.0  |
|          |       |         | SW            | SE    |               | IRR   | 32.0  |
|          |       |         | SE            | SE    | 1             | IRR   | 19.0  |
|          |       |         |               |       | Section Acres | 153.0 |       |
|          |       | 32      | NW            | NE    |               | IRR   | 10.0  |
|          |       |         | NE            | NW    | 3             | IRR   | 29.0  |
| SW       | NW    |         | 4             | IRR   | 24.0          |       |       |
| SE       | NW    |         | 4             | IRR   | 40.0          |       |       |
| NE       | SW    |         |               | IRR   | 15.0          |       |       |
| NW       | SW    |         | 5             | IRR   | 27.0          |       |       |
|          |       |         | Section Acres | 145.0 |               |       |       |
|          |       |         | Total Acres   | 298.0 |               |       |       |

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:  
65-00072

14. Remarks:  
TOGETHER, WATER RIGHT NOS. 65-04008 AND 65-00072 PROVIDE NO MORE THAN .023 CFS/ACRE, THE MAXIMUM FLOW RATE AUTHORIZED BY 65-00072.  
WASHOE IRRIGATING AND POWER COMPANY'S WATER RIGHT NO.65-00072 ALSO IS USED ON SOME OF THE LANDS INDICATED ABOVE.

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:**

I do solemnly swear or affirm that I am \_\_\_\_\_ of  
\_\_\_\_\_, that I have signed the foregoing  
\_\_\_\_\_ Title  
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 )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

**17. Notice of Appearance:**

Notice is hereby given that I, \_\_\_\_\_ will be  
\_\_\_\_\_ Print Name  
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 \_\_\_\_\_

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 A03-04008A

Date Received

Receipt Number

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED  
OCT 11 1991  
Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Eastern Western Corporation Phone (503) 236-1978  
Mailing Address Attention: Michael E. McGinley, President  
1505 S.E. Gideon St., Box 3228 Zip 97208-3228  
Portland, OR
2. Date of Priority (Only one (1) per claim) June 1, 1954
3. Source of water supply (a) Snake River  
which is tributary to (b) Columbia River
4. a. Location of existing point of diversion is: Township 9N Range 5W Section 32,  
1/4 of NW 1/4 of SW 1/4, Govt. Lot, 5 B.M., County of Payette  
Additional points of diversion if any: \_\_\_\_\_
- 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. Two pumps on river to gravity  
flow ditch system.

MICROFILMED

AUG 10 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 5.96 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 5.96 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 1043 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 |        |
| 9N  | 5W  | 29  |        |       |       |         |         |         |       |         | 38     |       |         | 11    |         | 53    | 32      | 19    |        |
|     |     |     |        |       |       |         |         |         |       | (Lot 3) |        |       | (Lot 4) |       | (Lot 2) |       | (Lot 1) |       |        |
|     |     | 32  |        | 10    |       |         | 29      |         | 24    | 40      | 15     | 27    |         |       |         |       |         |       |        |
|     |     |     |        |       |       | (Lot 3) | (Lot 4) | (Lot 4) |       | (Lot 5) |        |       |         |       |         |       |         |       |        |
|     |     |     |        |       |       |         |         |         |       |         |        |       |         |       |         |       |         |       |        |
|     |     |     |        |       |       |         |         |         |       |         |        |       |         |       |         |       |         |       |        |
|     |     |     |        |       |       |         |         |         |       |         |        |       |         |       |         |       |         |       |        |

Total number of acres irrigated 298

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

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.

Washoe Irrigating and Power Company's water right no. \_\_\_\_\_ or None ( )  
65-00072 also is used on some of the lands indicated above.

14. Remarks:

Together, water right nos. 65-04008 and 65-00072 provide no more  
than 0.023 cfs/acre, the maximum flow rate authorized by 65-00072.

**MICROFILMED**

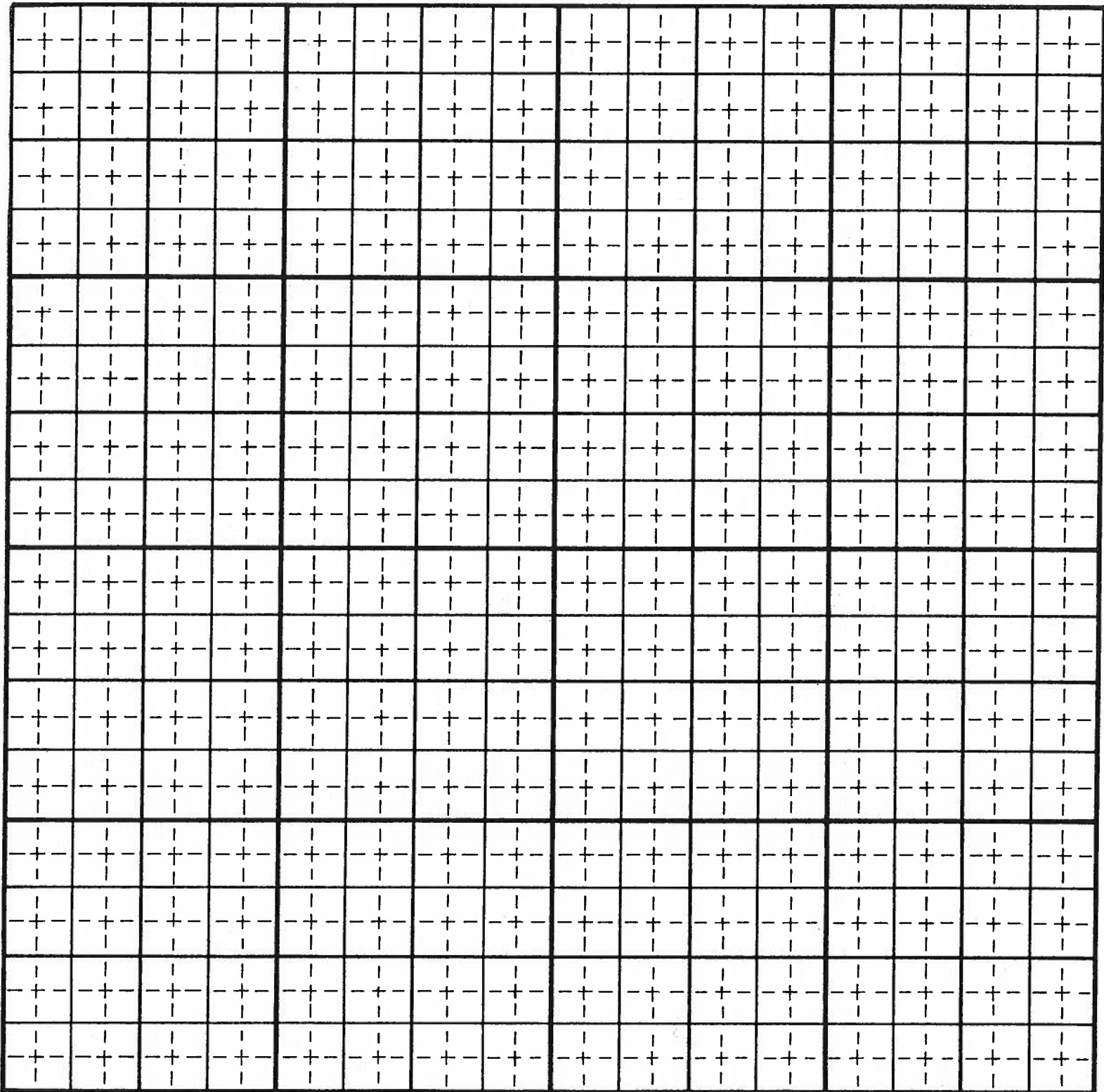
**AUG 10 1992**

Last Name Eastern Western Ident No. A03-04008A  
Corporation

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



See Attached Map.

**MICROFILMED**

**AUG 10 1992**

Last Name Eastern Western  
Corporation

Ident No. A03-04008A

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 03-04008  
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 1  
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true  
and correct.

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am Manager Title \_\_\_\_\_  
of Eastern Western Corporation Organization \_\_\_\_\_, that I have signed the foregoing  
document in the space below as Manager Title \_\_\_\_\_ of Eastern Western Corporation Organization \_\_\_\_\_  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Curt Ingle  
Title and Organization Manager, Eastern Western Corporation Date October 8, 1991

State of Idaho/or \_\_\_\_\_ )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 8<sup>th</sup> day of October 19 91

SEAL

Notary Public Judie E. Taylor

Residing at Boise, Idaho

My Commission Expires 04/23/1994

Please Print Name

17. Notice of Appearance: \_\_\_\_\_ & Hart  
Notice is hereby given that I, Dana L. Hofstetter, Holland / 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 Dana Hofstetter

Address P.O. Box 2527, Boise, ID 83701

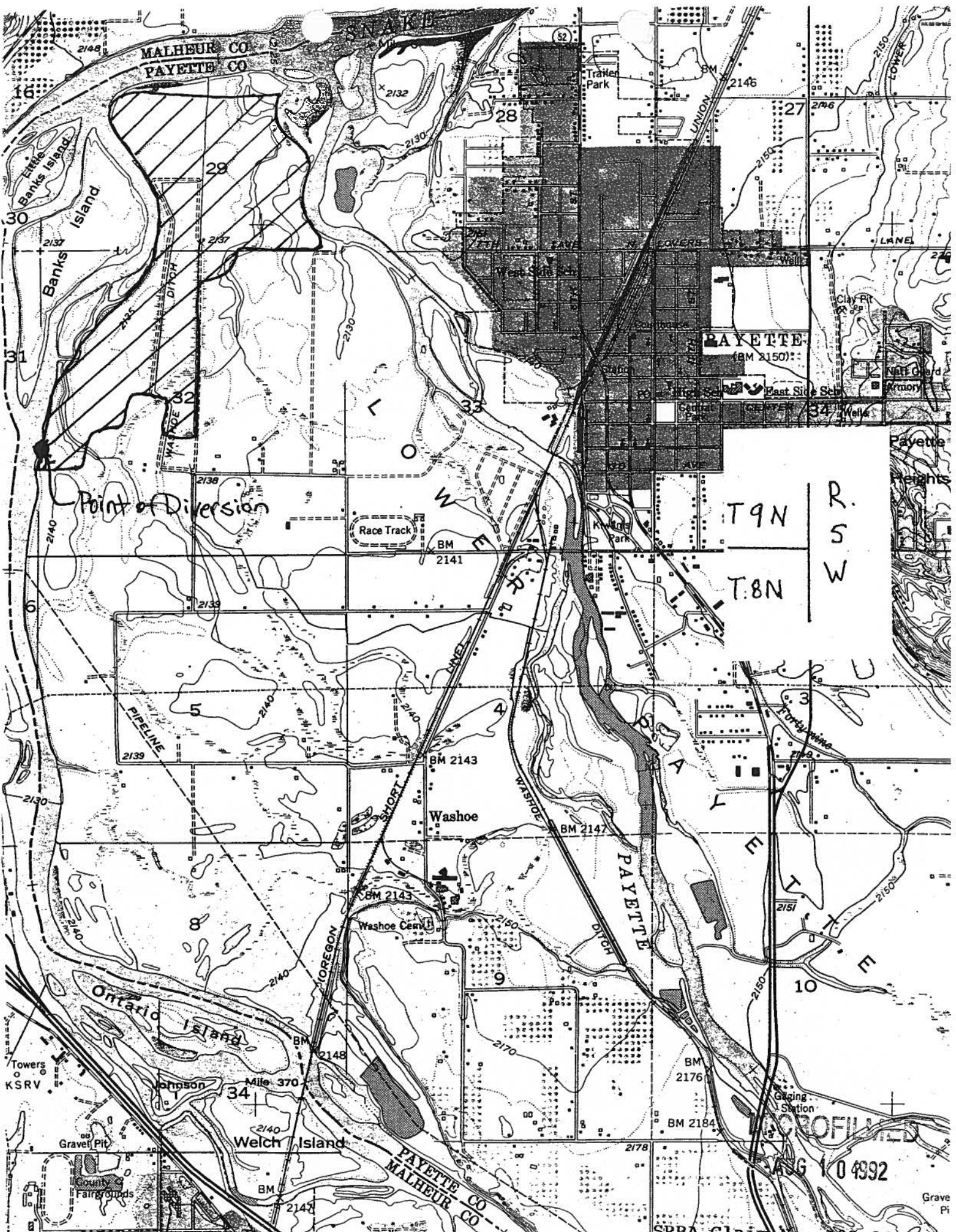
Date 10/10/91

MICROFILMED

AUG 10 1992

Last Name Eastern Western Corporation Ident. Number A03-04008A

Copies White-State, Yellow-Claimant



T.9N  
R.5W  
T.8N  
R.5W

PROFILED  
1456 0 4992



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

October 21, 1998

**RE: Water Right No. 65-08949, 65-09796, 65-17568, 65-17573, 65-19596,  
65-19598, and 65-19608**

Eastern Western Corp  
c/o Michael E Mc Ginley, President  
1426 SE Gideon St  
Portland OR 97208-3228

Dear Claimant:

Enclosed are copies of the above referenced water rights which reflect the change in address of the land and appurtenant water rights covered under the original filings. Also enclosed are copies of the Notices of Completed Administrative Proceedings which have been sent to the Snake River Basin Court as notification of the changes.

The address has also been changed on all other water rights in which you are the current owner, and copies of the claims and profile reports are enclosed.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington  
Records Clerk  
Adjudication Section  
Western Region

DB:db

Enclosures

Dana L. Hofstetter  
Murray D. Feldman  
HOLLAND & HART  
Suite 1400, West One Plaza  
Post Office Box 2527  
Boise, Idaho 83701  
Telephone: (208) 342-5000

~~COPY~~  
1992 JAN -9 AM 10:02  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED *[Signature]*

Attorneys for Northwest Pipeline Corporation,  
Eastern Western Corporation and other parties

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

Case No. 39576

NOTICE OF APPEARANCE

The State of Idaho, ex rel.  
R. Keith Higginson in his  
official capacity as Director  
of the Idaho Department of  
Water Resources,

Document No.  
92-01-020

Petitioner,

vs.

The United States; the State  
of Idaho; and all Claimants to  
the use of water from the Snake  
River Basin Water System

DESCRIPTIVE SUMMARY

This is the Notice of Appearance of Dana L. Hofstetter and  
Murray D. Feldman of the law firm of Holland & Hart as attorneys  
for Northwest Pipeline Corporation, Eastern Western Corporation  
and other parties pursuant to the Court's December 17, 1991, SRBA

MICROFILMED  
JUL 6 7 1994

Administrative Order: SRBA Mailing Address, Telephone and Fax  
Numbers and Notices of Appearance.

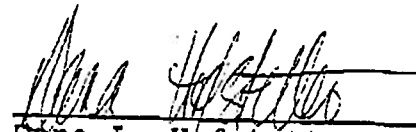
NOTICE OF APPEARANCE

Dana L. Hofstetter and Murray D. Feldman of the law firm of  
Holland & Hart hereby enter their appearance as attorneys for  
Northwest Pipeline Corporation, Eastern Western Corporation and  
other parties pursuant to the Court's December 17, 1991, SRBA  
Administrative Order: SRBA Mailing Address, Telephone and Fax  
Numbers and Notices of Appearance.

DATED this 8 day of January, 1992.

HOLLAND & HART

By



Dana L. Hofstetter, for the firm  
Attorneys for Northwest Pipeline  
Corporation, Eastern Western  
Corporation and other parties

NOTICE OF APPEARANCE - 2

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JUL 07 1994

CERTIFICATE OF SERVICE

I hereby certify that on this 8 day of January, 1992, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Larry Echohawk  
Attorney General  
State of Idaho  
Statehouse Mail, Room 210  
Boise, ID 83720

☒ U.S. Mail  
☐ Hand Delivered  
☐ Overnight Mail  
☐ Telecopy (Fax)

Peter G. Monson  
Trial Attorney  
United States Department  
of Justice  
Land and Natural Resources  
Division  
Indian Resources Section  
P.O. Box 44378  
Washington, DC 20026-4378

☒ U.S. Mail  
☐ Hand Delivered  
☐ Overnight Mail  
☐ Telecopy (Fax)

David B. Shaw (6 copies)  
Chief  
Adjudication Bureau  
Idaho Department of Water  
Resources  
1301 North Orchard  
Statehouse Mail  
Boise, ID 83720

☒ U.S. Mail  
☐ Hand Delivered  
☐ Overnight Mail  
☐ Telecopy (Fax)

  
\_\_\_\_\_  
for HOLLAND & HART

17137



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

April 15, 1992

Dana L. Hofstetter  
Holland & Hart  
P.O. Box 2527  
Boise, ID 83701-2527

RE: Snake River Basin Adjudication (SRBA)  
Eastern Western Corp.

Dear Dana,

I have modified the addresses on the claims for your client referenced above as directed in your letter dated April 1, 1992. Enclosed are the print-screens you requested for your files.

Thank you for your patience, Dana. If you have any questions, please call me.

Sincerely,

Sally Prazee  
Secretary, Adjudication Section

sf:west  
Enclosures:  
Eastern Western Corp. Print-Screens

MICROFILMED

AUG 10 1992

MEMORANDUM

DATE: 04/14/92  
TO: DON SHAFF, JAN SHURTE  
FROM: SALLY FRAZEE  
RE: EASTERN WESTERN CORP

*(gave cy to Rox too, Jan)*  
*Sal*

TODAY I UPDATED EACH CLAIM ON FILE FOR EASTERN WESTERN CORP AS FOLLOWS ON THE SAMPLE D.E. SCREEN:

ADDRESS: EASTERN WESTERN CORP  
MICHAEL E MC GINLEY PRESIDENT  
PO BOX 3228  
OR 37208-3228  
C

1505 SE GIDEON ST  
PORTLAND  
503 236-1978

OR

HOLLAND & HART  
DANA HOFSTETTER

ID 83701-2527  
A

PO BOX 2527  
BOISE  
208 342-5000

I ASKED DANA THIS MORNING WHEN SHE WAS HERE WHETHER SHE CARED IF HER MIDDLE INITIAL WAS ON THE CLAIMS OR NOT. SHE DOESN'T CARE, SO I DELETED IT ON THE FEW WHERE IT SHOWED TO SAVE KEYSTROKES.

SAVING KEYSTROKES WAS MY REASON FOR SHORTENING "CORPORATION" TO "CORP".

EASTERN WESTERN CORP IS NOW ENTERED AS EASTERN WESTERN CORP (WITHOUT THE PERIOD AFTER CORP).

BEFORE MODIFYING BASIN 63 RECORDS, I VERIFIED THERE WERE NO "R" RECORDS VIA AJ5.

PER DANA'S REQUEST, I HAVE MAILED HER THE PRINT SCREENS FOR EASTERN WESTERN CORP FOR HER FILES. I HAVE ATTACHED A COPY OF THE AJQ1 EASTERN WESTERN SCREENS FOR THE WESTERN REGION OFFICE.

A03-04008A

MICROFILMED

AUG 10 1992

*Valu pls file in chambers*  
10/17/91  
**HOLLAND & HART**  
ATTORNEYS AT LAW

DENVER  
DENVER TECH CENTER  
COLORADO SPRINGS  
ASPEN  
BILLINGS  
BOISE  
CHEYENNE  
WASHINGTON, D.C.

SUITE 1400  
WEST ONE PLAZA  
BOISE, IDAHO 83702-7714  
MAILING ADDRESS  
P.O. BOX 2527  
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000  
TELECOPIER (208) 343-8869

Dana L. Hofstetter

October 11, 1991

**HAND DELIVERED**

John Carlson  
Idaho Department of Water  
Resources  
1301 North Orchard  
Boise, Idaho 83706

**RECEIVED**  
OCT 11 1991

Department of Water Resources

Re: Eastern Western Corporation

Dear John:

On behalf of Eastern Western Corporation, I am enclosing the following documents for filing with the Idaho Department of Water Resources:

1. Change in Ownership form for SRBA claim A65-04281; *Decreed*
2. Amended SRBA claim A65-04281;
3. SRBA claim A65-08949;
4. SRBA claim **A03-04008A**;
5. Relinquishment of Notice of Claim A65-04256; and
6. Notice of Revocation of Authorization for Jim Hipwell.

Also enclosed is a check in the amount of Four Hundred and 20/100 Dollars (\$400.20). I believe this check should cover the filing fees for SRBA claim A03-04008A. I do not believe that Amended SRBA claim A65-04281 or SRBA claim A65-08949 require the submission of filing fees. Amended SRBA claim A65-04281 claims the right as decreed in the Payette Adjudication except it corrects an error in that decree. SRBA claim A65-08949 claims the right as decreed in the Payette Adjudication. Please let me know if I have not enclosed sufficient fees to cover the filing and handling of the enclosed documents.

Thank you for your attention to these filings. Please do not hesitate to contact me if you have any questions or comments about these filings.

Sincerely,

HOLLAND & HART

*Dana L. Hofstetter*  
Dana L. Hofstetter

DLH/jt  
Encls.

cc: Curt Ingle - wo/encls.

**MICROFILMED**

**AUG 10 1992**