

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

Subcase No. 73-00168

STANDARD FORM 5

STIPULATED ELEMENTS OF
WATER RIGHT

2009 AUG 17 AM 10 27

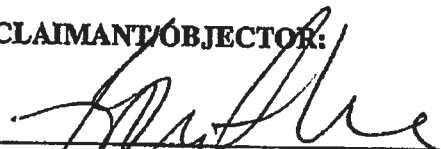
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

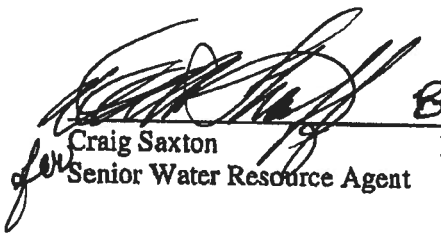
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR:


Brett MacNeil, limited power of attorney for: Date
Old Corals & Sagebrush LLLP, Rio B LLC,
HWHL LLC, Normco LLC, Rio Claro Inc.,
and Charlesview LLC

IDWR Concurrence:


Craig Saxton
Senior Water Resource Agent

Date


Chris Bromley
Deputy Attorney General
Attorney for IDWR

Date

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

RIGHT NUMBER: 73-168

NAME AND ADDRESS:

OLD CORRALES & SAGEBRUSH LLLP
435 S FITNESS PL
EAGLE ID 83616

RIO B LLC
3007 CAN-ADA RD
MBLBA ID 83641

HWHL LLC
1711 N CHERAPPLE DR
OREM UT 84097

NORMCO LLC
10424 S 2700 W
SUITE 200
SOUTH JORDAN UT 84095

RIO CLARO INC
1819 E SOUTHERN AVE #B-10
MESA AZ 85204

CHARLESVIEW LLC
1819 E SOUTHERN AVE #B-10
MESA AZ 85204

SOURCE:

Source:
PAHSIMEROI RIVER

Tributary:
SALMON RIVER

QUANTITY:

3.200 CFS
0.000 APY

PRIORITY DATE:

08/31/1907

POINT OF DIVERSION:

T12N R24E S32 SWSW
Within CUSTER County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/01 10/31

3.200 CFS

PLACE OF USE:

IRRIGATION

within CUSTER County

T12N R24E S16	SNNW	12.0
T12N R24E S16	NWSW	8.4
T12N R24E S16	SNSE	8.6
T12N R24E S22	NENE	18.0
T12N R24E S22	SWNE	40.0
T12N R24E S22	NENW	9.0 0-7
T12N R24E S22	SWNW	40.0
T12N R24E S22	NESW	39.0 37-0
T12N R24E S22	NESE	40.0
T12N R24E S22	SWSE	36.0 35-0
T12N R24E S23	SWNE	2.2 3-5
T12N R24E S23	NWNW	35.0
T12N R24E S23	SENW	35.0 34-0
T12N R24E S23	NWSW	40.0
T12N R24E S23	SESW	1.0

T12N R24E S16	NESW	7.6
T12N R24E S16	SESW	15.0
T12N R24E S21	NESE	13.0
T12N R24E S22	NWNE	8.0 8-3
T12N R24E S22	SENE	40.0
T12N R24E S22	NWNW	17.0 14-0
T12N R24E S22	SENW	33.0 34-0
T12N R24E S22	NWSW	40.0 39-0
T12N R24E S22	NWSE	40.0
T12N R24E S22	SESE	40.0 39-0
T12N R24E S23	NENW	11.0
T12N R24E S23	SWNW	40.0
T12N R24E S23	NESW	30.0 2-6
T12N R24E S23	SWSW	32.0 23-0
T12N R24E S23	NWSE	1.2

STOCKWATER Same As IRRIGATION

732 ACRES TOTAL

628.9 ACRES TOTAL

This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 732.0 acres in a single irrigation season. Combined Right Nos.: 73-165, 73-168, 73-178, 73-179, 73-187A, 73-188A, 73-2038, 73-2091, and 73-10047.

~~The rights listed below are limited to the irrigation of a combined total of 628.9 acres in a single irrigation season. Combined Right Nos.: 73-165, 73-168, 73-178, 73-179.~~

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

W
JL
CB

CERTIFICATE OF MAILING

I certify that on Aug 14th, 2009, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

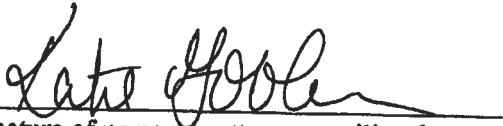
1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BRETT MAC NEIL
SCYTHE & SPADE DO
453 FITNESS PL
EAGLE, ID 83616

OLD CORRALS & SAGEBRUSH LLLP
435 S FITNESS PL
EAGLE, ID 83616



Signature of person or attorney mailing form

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

RIGHT NUMBER: 73-168

NAME AND ADDRESS:

OLD CORRALS & SAGEBRUSH LLLP
435 S FITNESS PL
EAGLE ID 83616

SOURCE:

Source:
PAHSIMEROI RIVER

Tributary:
SALMON RIVER

QUANTITY:

3.200 CFS
0.000 AFY

PRIORITY DATE: 08/31/1907

POINT OF DIVERSION:

T12N R24E S32 SWSW
Within CUSTER County

**PURPOSE AND
PERIOD OF USE:**

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/01 10/31	3.200 CFS

PLACE OF USE:

IRRIGATION			within CUSTER County		
T12N R24E S16	SWNW	12.0	T12N R24E S16	NESW	7.6
T12N R24E S16	NWSW	8.4	T12N R24E S16	SESW	15.0
T12N R24E S16	SWSE	8.6	T12N R24E S21	NESE	13.0
T12N R24E S22	NENE	18.0	T12N R24E S22	NWNE	8.0 8.1
T12N R24E S22	SWNE	40.0	T12N R24E S22	SENE	40.0
T12N R24E S22	NENW	9.0 8.7	T12N R24E S22	NWNW	17.0 14.0
T12N R24E S22	SWNW	40.0	T12N R24E S22	SENW	33.0 34.0
T12N R24E S22	NESW	39.0 37.0	T12N R24E S22	NWSW	40.0 39.0
T12N R24E S22	NESE	40.0	T12N R24E S22	NWSE	40.0
T12N R24E S22	SWSE	36.0 35.0	T12N R24E S22	SESE	40.0 39.0
T12N R24E S23	SWNE	2.2 1.5	T12N R24E S23	NENW	11.0
T12N R24E S23	NWNW	35.0	T12N R24E S23	SWNW	40.0
T12N R24E S23	SENW	35.0 24.0	T12N R24E S23	NESW	30.0 9.6
T12N R24E S23	NWSW	40.0	T12N R24E S23	SWSW	32.0 23.0
T12N R24E S23	SESW	1.0	T12N R24E S23	NWSE	1.2

STOCKWATER Same As IRRIGATION

732 ACRES TOTAL

~~629.9 ACRES TOTAL~~

This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 629.9 732.0 acres in a single irrigation season. Combined Right Nos.: 73-165, 73-168, 73-178, 73-179, 73-187A, 73-188A, 73-2038, 73-2091, and 73-10047.

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

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources



Adjudication Recommendation

73-168
(IRRIGATION)

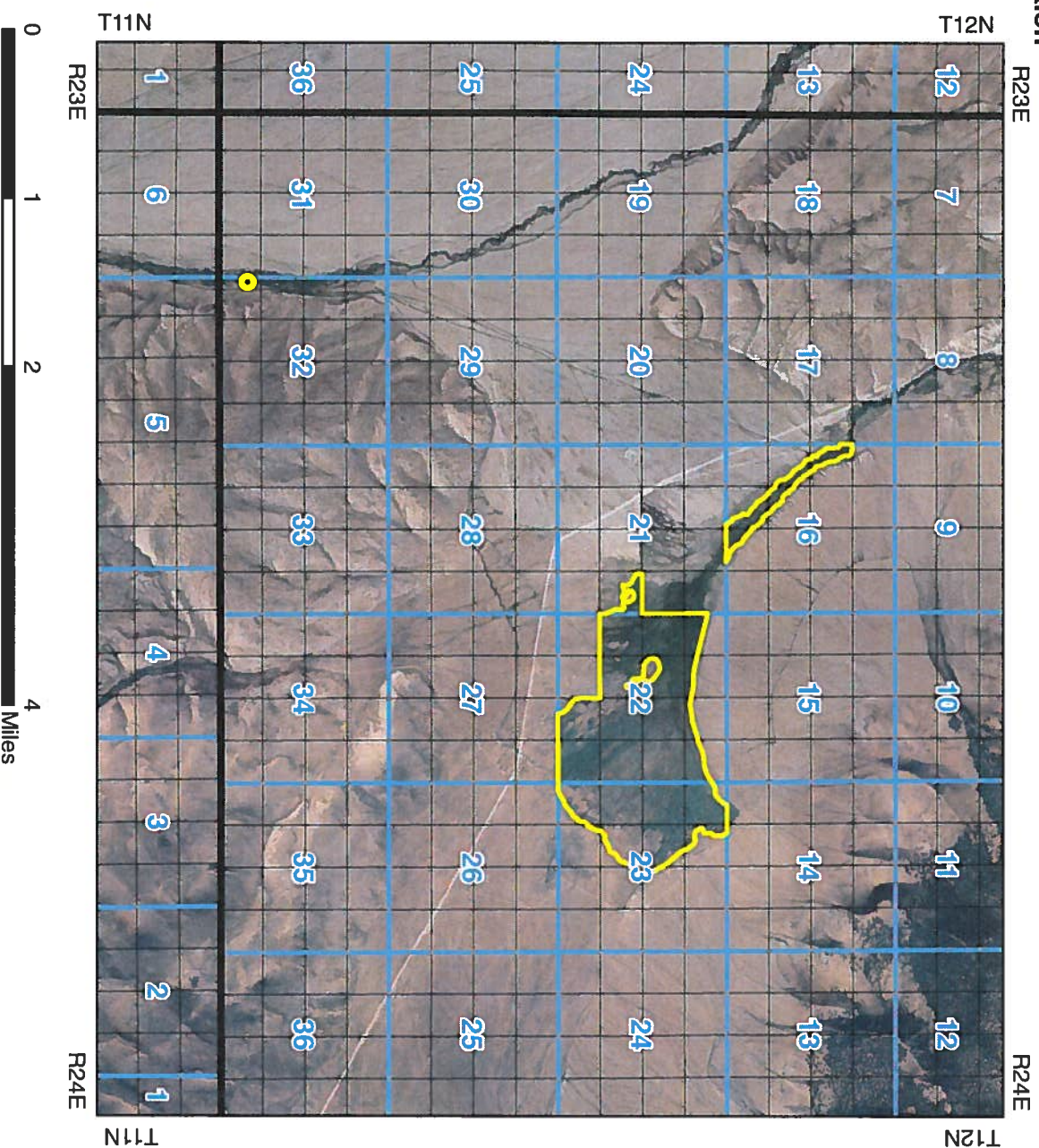
Legend

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



Custer County
IDWR Basin 73

Prepared by Craig Saxton
On July 14, 2009
2004 Aerial Photography



RECEIVED

DEC 19 2007

DEPARTMENT OF
WATER RESOURCES

2007 DEC 17 PM 2 05

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

In Re SRBA

A. Subcase 73-168

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Old Corrals and Sagebrush LLLP

Address: 435 S. Fitness Place

Eagle, ID 83616

Daytime Phone: (208) 893-5333

Name & Address of Attorney, if any:

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

Name: Old Corrals and Sagebrush LLLP

Address: 453 S. Fitness Place

Eagle, ID 83616

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

1. ☐ Name and Address
Should be: _____

2. ☐ Source
Should be: _____

3. ☐ Quantity
Should be: _____

4. ☒ Priority Date
Should be: Priority date should be 1/4/1904, consistent with water right 73-165.

*no
Decreed
as 8-31-1907
Decree 73-16*

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: As per historical use, April 1st to November 1st or otherwise consistent with all other irrigation users in the Basin.

no

9. ☒ Place of Use
Should be: Under Conditions of Approval E56 the rights listed below should be limited to the irrigation of a combined total of 754 acres as apposed to 629.9 in a single irrigation season. Combined right numbers 73-165, 73-168, 73-178, 73-179. Please refer to attached map.

*need more
Evidence*

10. 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): Refer to Limited Power of Attorney on File with IDWR. Refer to attached maps. Note: the point of diversion and location of delivery ditches allows this water to be utilized on the entire "Goldburg" property.

F. VERIFICATION (Must be completed)

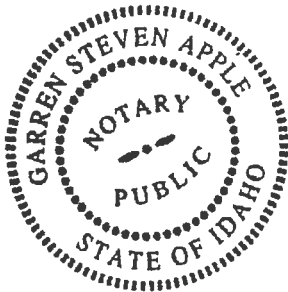
State of Idaho)
County of Ada)ss.

Brett MacNeil, duly sworn, upon oath, deposes and says:

That I am the party filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party 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]

Subscribed and sworn to before me on: 12/17/07



[Signature]

Notary Public for Scyth & Spade Co.

Residing at: Nampa

My Commission Expires: 8/12/2011

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 12/17, 2007, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right:

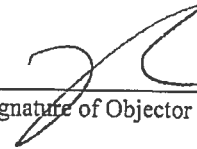
Name: Old Corrals & Sagebrush LLLP
Address: 453 S. Fitness Place
Eagle, ID 83616

3. Copies to:

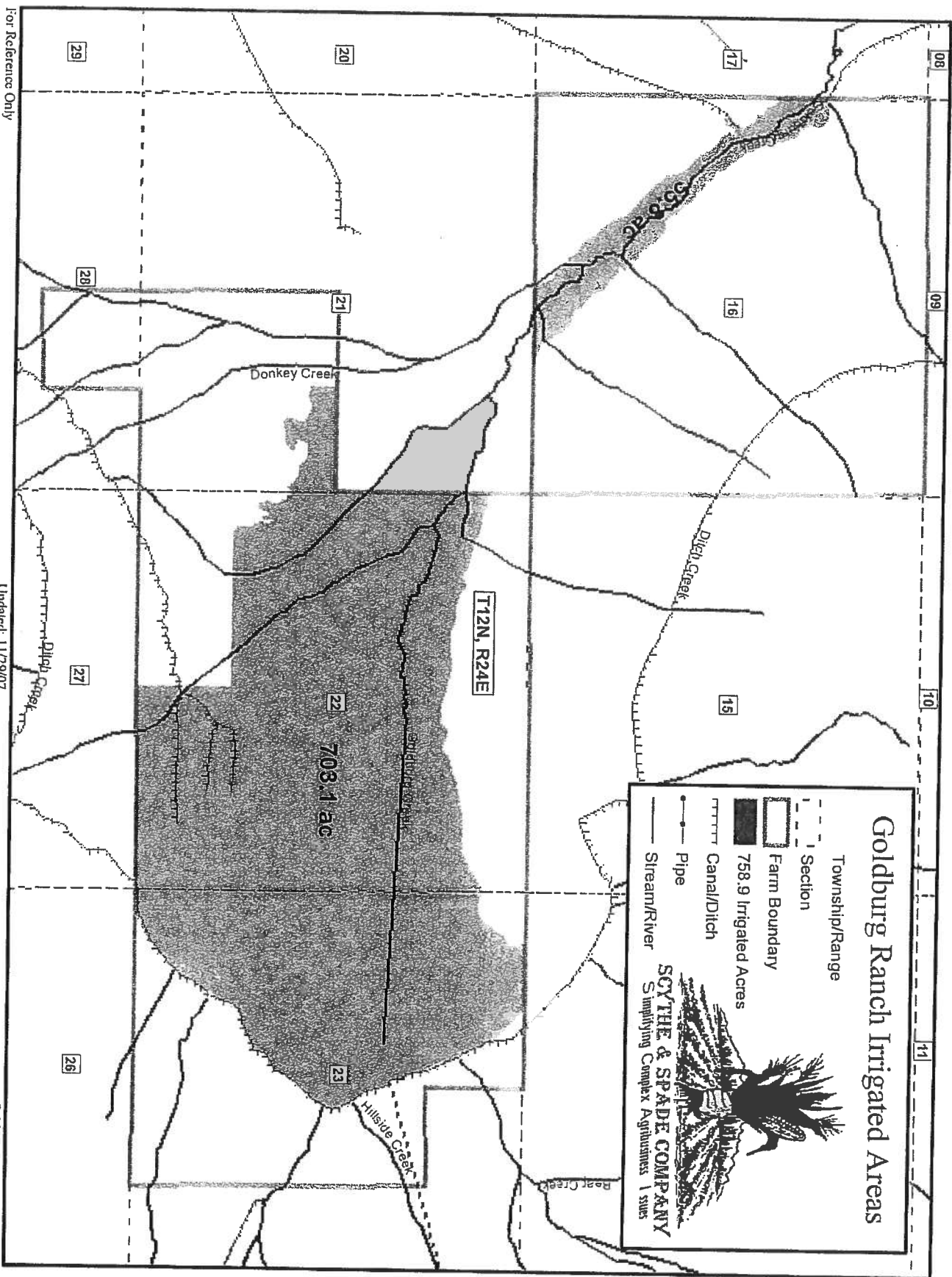
IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. 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

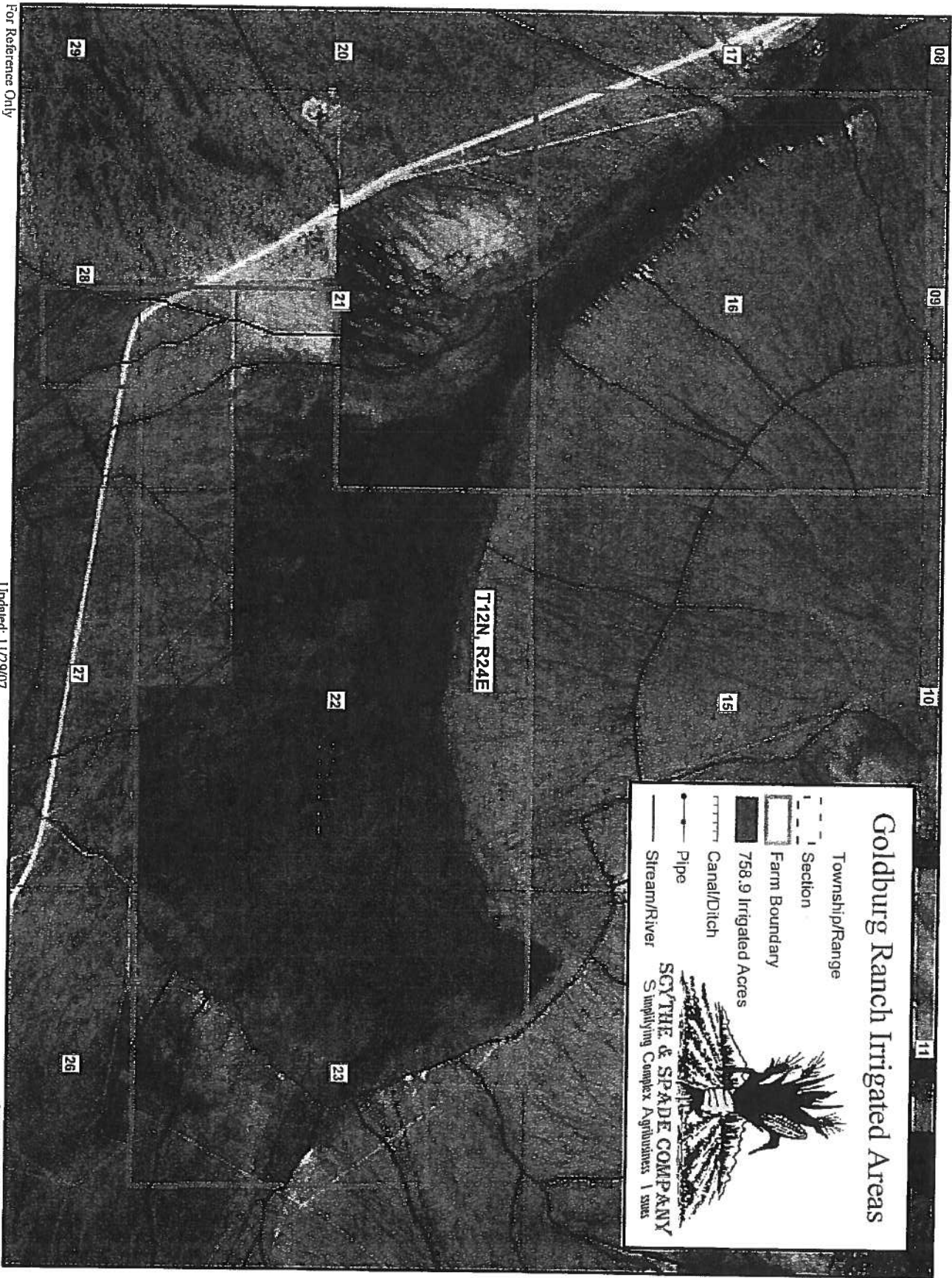


Signature of Objector or attorney



For Reference Only

Updated: 11/29/07



Goldburg Ranch Irrigated Areas

Township/Range

Section

Farm Boundary

758.9 Irrigated Acres

Canal/Ditch

Pipe

Stream/River

SCYTHE & SPADE COMPANY
Simplifying Complex Agriculture | since 1900



For Reference Only

Updated: 1/1/29/07

08/10/2007

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

RIGHT NUMBER: 73-168

NAME AND ADDRESS: OLD CORRALS & SAGEBRUSH LLLP
435 S FITNESS PL
EAGLE ID 83616

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 08/31/1907

POINT OF
DIVERSION: T12N R24E S32 SWSW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>
	IRRIGATION		04/01 10/31		3.200 CFS
PLACE OF USE:	<u>IRRIGATION in CUSTER County</u>				
	T12N R24E S21	NESE	13.00	T12N R24E S22	NENE 18.00
	T12N R24E S22	NWNE	8.10	T12N R24E S22	SWNE 40.00
	T12N R24E S22	SENE	40.00	T12N R24E S22	NENW 8.70
	T12N R24E S22	NWNW	14.00	T12N R24E S22	SWNW 40.00
	T12N R24E S22	SENE	34.00	T12N R24E S22	NESW 37.00
	T12N R24E S22	NWSW	39.00	T12N R24E S22	NESE 40.00
	T12N R24E S22	NWSE	40.00	T12N R24E S22	SWSE 35.00
	T12N R24E S22	SESE	39.00	T12N R24E S23	SWNE 1.50
	T12N R24E S23	NENW	11.00	T12N R24E S23	NWNW 35.00
	T12N R24E S23	SWNW	40.00	T12N R24E S23	SENE 24.00
	T12N R24E S23	NESW	9.60	T12N R24E S23	NWSW 40.00
	T12N R24E S23	SWSW	23.00		

629.9 ACRES TOTAL

This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 629.9 acres in a single irrigation season. Combined Right Nos.: 73-165, 73-168, 73-178, 73-179.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

03/23/2006

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

RIGHT NUMBER: 73-168

NAME AND ADDRESS: SULPHUR CREEK LIVESTOCK
PO BOX 151
MAY ID 83253

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 08/31/1907

POINT OF DIVERSION:

T12N R24E S32 SWSW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
3.200 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T12N R24E S21	NESE	13.00	T12N R24E S22	NENE	18.00
T12N R24E S22	NWNE	8.10	T12N R24E S22	SWNE	40.00
T12N R24E S22	SENE	40.00	T12N R24E S22	NENW	8.70
T12N R24E S22	NWNW	14.00	T12N R24E S22	SWNW	40.00
T12N R24E S22	SENW	34.00	T12N R24E S22	NESW	37.00
T12N R24E S22	NWSW	39.00	T12N R24E S22	NESE	40.00
T12N R24E S22	NWSE	40.00	T12N R24E S22	SWSE	35.00
T12N R24E S22	SESE	39.00	T12N R24E S23	SWNE	1.50
T12N R24E S23	NENW	11.00	T12N R24E S23	NWNW	35.00
T12N R24E S23	SWNW	40.00	T12N R24E S23	SENW	24.00
T12N R24E S23	NESW	9.60	T12N R24E S23	NWSW	40.00
T12N R24E S23	SWSW	23.00			

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Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

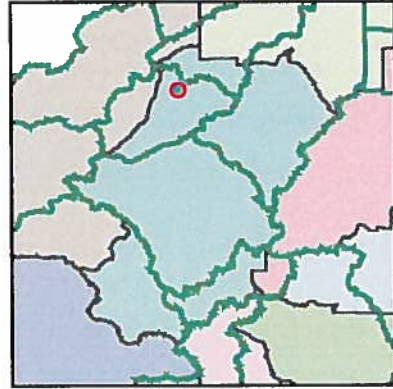


Idaho Department of Water Resources

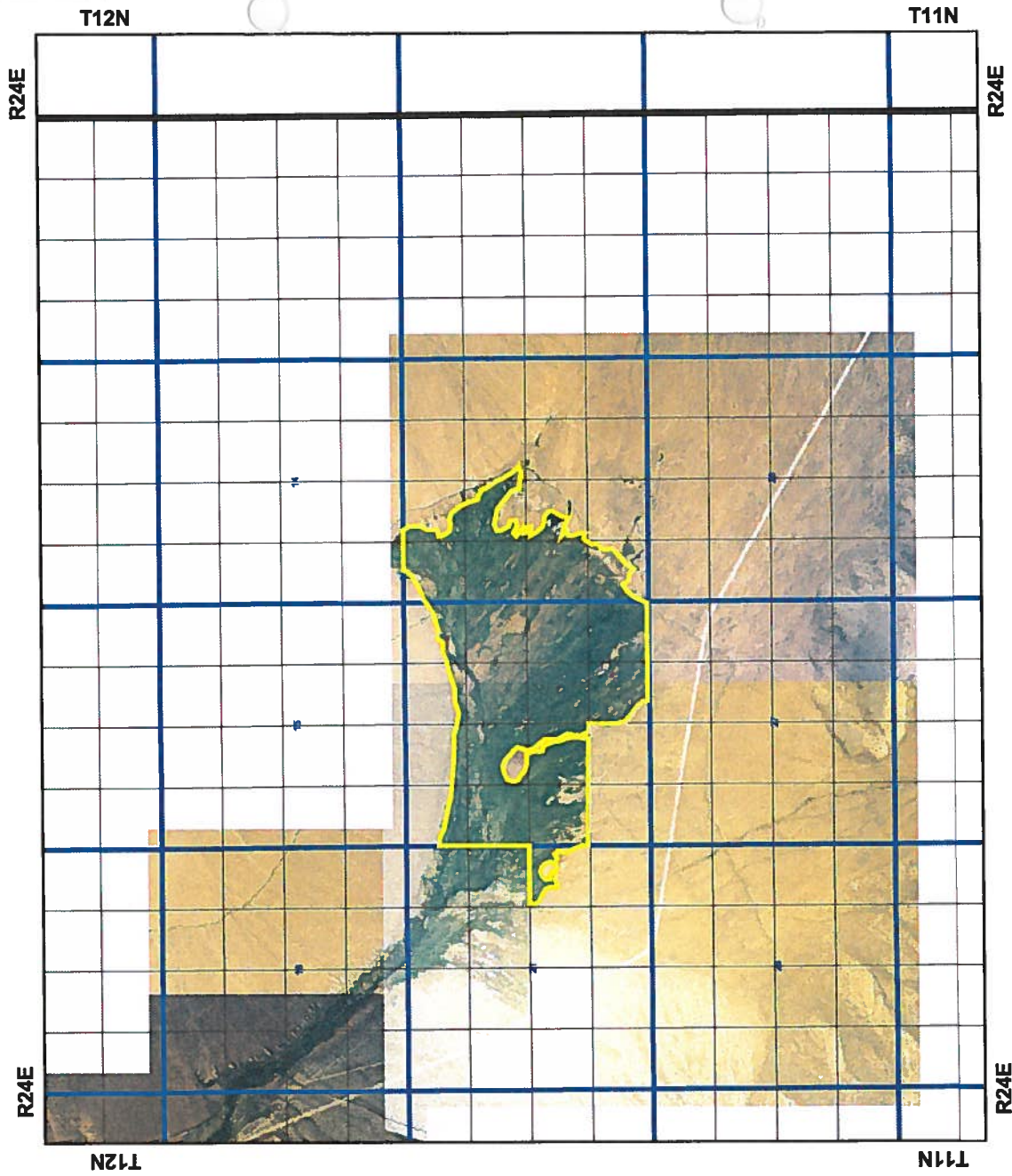
Adjudication Claims:
**73-165, 73-168,
73-179**

Legend

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



Custer County
IDWR Basin 73



0 1 2 Miles

Prepared by R. Brown
On Wednesday, March 22, 2006
1987/88 Aerial Photography

Decree 73-K

The said water to be diverted on the southwest quarter of southwest quarter of Section 32, Township 12 North, Range 24 East Boise Meridian.

73 0167 ✓ John C. Ross from Pahsimeroi River 160 inches or 3 2/10 cubic feet per second of time from JANUARY 4, 1904, appurtenant to the east half of the northeast quarter, and the northeast quarter of the northwest quarter of Section 21, Township 12 North, Range 24 East Boise Meridian; the northwest quarter of the northwest quarter of Section 22, Township 12 North, Range 24 East Boise Meridian, in the State of Idaho.

The same to be diverted on the southwest quarter of southwest quarter of Section 32, township 12 North, Range 24 East Boise Meridian.

73 0168 ✓ Mason Allen from Pahsimeroi River 160 inches or 3 2/10 cubic feet per second of time from AUGUST 31, 1907, appurtenant to the south half of the southeast quarter of Section 20, and the southeast quarter of the southeast quarter of Section 19, and the northeast quarter of the northeast quarter of Section 30, Township 11 North, Range 24 East Boise Meridian, in the State of Idaho.

The same to be diverted on the northeast quarter of northeast quarter of Section 11, Township 10 North, Range 24 East of Boise Meridian.

73 0169 ✓ Eugene E. McJilton from Pahsimeroi River 160 inches or 3 2/10 cubic feet per second of time from JULY 27, 1907, appurtenant to the northeast quarter of the northwest quarter, and the west half of the northwest quarter of Section 29, and the southeast quarter of the northeast quarter of Section 30, Township 11 North, Range 24 East Boise Meridian, in the State of Idaho.

The same to be diverted on the northeast quarter of northeast quarter of Section 11, Township 10 North, Range 23 East Boise Meridian.

73 0170 ✓ William J. Sharp from Pahsimeroi River 160 inches or 3 2/10 cubic feet per second of time from MAY 22, 1905, appurtenant to the south half of the southeast quarter of Section 32, Township 11 North, Range 24 East Boise Meridian, and Lots 1 and 2 Section 5, Township 10 North, Range 24 East Boise Meridian, in the State of Idaho.

JUL 20 1996

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 73-168
Date Received: 1/6/1990
Receipt No: E011506
Received By:

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

1. Name of Claimant(s)

OLD CORRALS & SAGEBRUSH LLLP Phone: (208)893-5333

435 S FITNESS PL
EAGLE ID USA 83616

2. Date of Priority: 01/04/1904

3. Source: PAHSIMEROI RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12N	24E	32	SW SW SW	CUSTER	

5. Description of diverting works:

HEADGATE INTO DITCH(4'X4')/ FLOOD IRR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3.2	

7. Total Quantity Appropriated is:
3.2 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
12N	24E	16	SW NW	IRRIGATION	16
			NE SW	IRRIGATION	9
			NW SW	IRRIGATION	8

			SE	SW	IRRIGATION	17
			SW	SE	IRRIGATION	8
					Section Acres	58
12N	24E	21	NE	SE	IRRIGATION	26
					Section Acres	26
12N	24E	22	NE	NE	IRRIGATION	21
			NW	NE	IRRIGATION	8
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	11
			NW	NW	IRRIGATION	14
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	35
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	38
			SE	SE	IRRIGATION	38
					Section Acres	445
12N	24E	23	NW	NW	IRRIGATION	8
			SW	NW	IRRIGATION	18
			NW	SW	IRRIGATION	16
			SW	SW	IRRIGATION	3
					Section Acres	45
					Total Acres	574

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

P/U IRRIGATED ACREAGE NOT SPECIFIED IN DECREE PERIOD OF USE NOT SPECIFIED IN DECREE *** CONSUMPTIVE USE INCLUDES WATER FROM ALL RIGHTS SHOWN UNDER ITEM #13. TOTAL QUANTITY OF WATER PURSUANT TO ALL RIGHTS EXCEEDS ONE MINERS INCH TO THE ACRE. HOWEVER ALL RIGHTS ARE RELATIVELY JUNIOR SUCH THAT HIGH DIVERSION RATES ARE WARRANTED TO GET SOIL MOISTURE PROFILE FILLED DURING SPRING MONTHS.

CHANGED OWNERSHIP PER REQUEST/CV/09-11-00

15. Basis of Claim: Decreed

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 73-168
Date Received: 1/6/90
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SULPHUR CREEK LIVESTOCK Phone: (208)876-4405

PO BOX 151
MAY ID 83253

2. Date of Priority: 01/04/1904

3. Source: PAHSIMEROI RIVER Trib. to: Salmon River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
12N	24E	32	SW SW SW	CUSTER

5. Description of diverting works:

HEADGATE INTO DITCH(4'X4')/ FLOOD IRR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3.2	

7. Total Quantity Appropriated is:
3.2 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
12N	24E	16	SW	NW	IRRIGATION	16
			NE	SW	IRRIGATION	9
			NW	SW	IRRIGATION	8
			SE	SW	IRRIGATION	17
			SW	SE	IRRIGATION	8
					Section Acres	58
12N	24E	21	NE	SE	IRRIGATION	26
						Section Acres
12N	24E	22	NE	NE	IRRIGATION	21
			NW	NE	IRRIGATION	8
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	11
			NW	NW	IRRIGATION	14
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	35
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	38
			SE	SE	IRRIGATION	38
						Section Acres
12N	24E	23	NW	NW	IRRIGATION	8
			SW	NW	IRRIGATION	18
			NW	SW	IRRIGATION	16
			SW	SW	IRRIGATION	3
			Section Acres	45		
			Total Acres	574		

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:

14. Remarks:

P/U IRRIGATED ACREAGE NOT SPECIFIED IN DECREE PERIOD OF USE NOT SPECIFIED IN DECREE *** CONSUMPTIVE USE INCLUDES WATER FROM ALL RIGHTS SHOWN UNDER ITEM #13. TOTAL QUANTITY OF WATER PURSUANT TO ALL RIGHTS EXCEEDS ONE MINERS INCH TO THE ACRE. HOWEVER ALL RIGHTS ARE RELATIVELY JUNIOR SUCH THAT HIGH DIVERSION RATES ARE WARRANTED TO GET SOIL MOISTURE PROFILE FILLED DURING SPRING MONTHS

CHANGED OWNERSHIP PER REQUEST/CV/09-11-00

15. Basis of Claim: Decreed