

WATER RIGHT NO. 73-2002
As Modified by Transfer No. 69880

In accordance with the approval of Transfer No. 69880, Water Right No. 73-2002 is now described as follows.

Right Holder: DOUBLE SPRINGS RANCH LLC
 C/O FRANK R TUNNEY JR
 PO BOX 3873
 KETCHUM ID 83340

RECEIVED
 AUG 22 2002
 Department of Water Resources
 Eastern Region

Priority Date: 03/03/1904

Source: DOUBLESRING CREEK **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.49 CFS	261.1 AF
			1.49 CFS	261.1 AF

LOCATION OF POINT(S) OF DIVERSION:

DOUBLESRING CREEK SWSESW Sec. 31 Twp 12N Rge 23E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
12N	23E	29																		
12N	23E	32	34.0	38.0	38.0	36.0	38.0	36.0	36.0	38.0	36.0	35.0					36.0	36.0		437.0

Total Acres: 557

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. This right is limited to the irrigation of 74.6 acres within the place of use described above in a single irrigation season.
6. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. The first year that water is diverted to initially fill the recreation and aesthetic ponds under Right 73-7093, the irrigation use under Transfer No. 69880 shall be limited to 547 acres, 10.94 cfs, and 1914.5 afa.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 19th day of August, 2002


 Chief, Water Allocation Bureau

SPECK & AANESTAD

A PROFESSIONAL CORPORATION

ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jimspeck@cox-internet.com

DOUGLAS J. AANESTAD
aanestad@cox-internet.com

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

RECEIVED
APR 22 2002
Department of Water Resources
Eastern Region

April 18, 2002

Mr. Harold Jones
IDWR - Eastern Region
900 N. Skyline, Suite A
Idaho Falls ID 83402

Re: SRBA Claim No. 73-2002 - Double Springs Ranch, LLC

Dear Harold:

Enclosed you will find the original and one copy of a Notice of Claim for Water Right No. 73-2002, by Double Springs Ranch, LLC. My client recently acquired the property and this water right was not claimed by the previous owner. Therefore, we request waiver of the late fee. I have enclosed our check payable to the Department in the sum of \$50.00 representing the normal filing fee, as the claimed irrigated acres have already been claimed by my client under other water right claims.

Please have your office receipt date stamp the enclosed copy of the Notice of Claim and return it to me in the postage prepaid, self-addressed envelope included for that purpose. If you have any questions, please give me a call. Thank you for your continuing cooperation and assistance on these matters.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

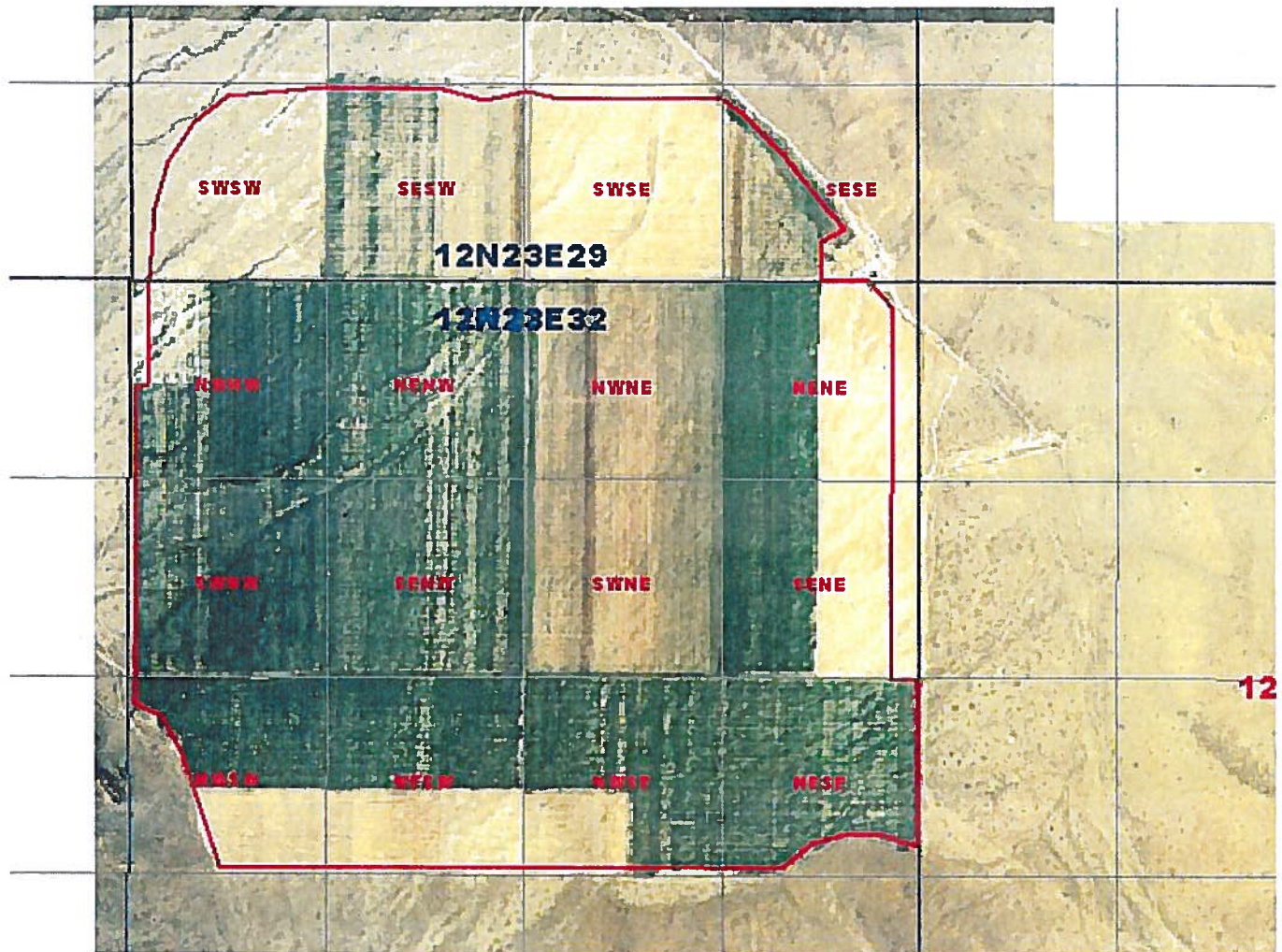
By: _____

James P. Speck

JPS:sgg
enclosures
cc: Frank Tunney
Terry Scanlon

Idaho Department of Water Resources

73-175, 73-176, 73-2002, 73-7044, 73-7076, & 73-7093



0.4 0 0.4 0.8 Miles

T12N R23E S29 & S32



Prepared by Danni Smith
November 8, 2004
1988 True Color Aerial Photo

01/07/2005

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

RIGHT NUMBER: 73-2002

NAME AND ADDRESS: DOUBLE SPRINGS RANCH LLC
C/O FRANK R TUNNEY JR
PO BOX 3873
KETCHUM ID 83340

SOURCE: DOUBLESRING CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.490 CFS
261.100 AFY

PRIORITY DATE: 03/03/1904

POINT OF DIVERSION:
T12N R23E S31 SWSESW 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	1.490 CFS 261.10 AFY

PLACE OF USE: IRRIGATION Within CUSTER County

T12N R23E S29	SWSW	36.0	T12N R23E S29	SESW	36.0
T12N R23E S29	SWSE	35.0	T12N R23E S29	SESE	13.0
T12N R23E S32	NENE	34.0	T12N R23E S32	NWNE	38.0
T12N R23E S32	SWNE	38.0	T12N R23E S32	SENE	36.0
T12N R23E S32	NENW	38.0	T12N R23E S32	NWNW	36.0
T12N R23E S32	SWNW	36.0	T12N R23E S32	SENW	38.0
T12N R23E S32	NESW	36.0	T12N R23E S32	NWSW	35.0
T12N R23E S32	NESE	36.0	T12N R23E S32	NWSE	36.0

557 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 557 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 73-175, 73-176, 73-2002, 73-7044, 73-7076, and 73-7093.

This right is limited to the irrigation of 74.6 acres within the place of use described above in a single irrigation season.

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

a After specific notification by the Department, the right holder shall install suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

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.

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 73-2002
Date Received: 5/3/2002
Receipt No:
Received By:

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

1. Name of Claimant(s)

DOUBLE SPRINGS RANCH LLC Phone: (208)726-2588

FRANK TUNNEY JR
PO BOX 3873
KETCHUM ID USA 83340

2. Date of Priority: 03/03/1904

3. Source: DOUBLESRING CREEK Trib. to: PAHSIMEROI RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12N	23E	31	SE SW	CUSTER	

5. Description of diverting works:

HEADBOX, PIPELINE & GRAVITY FLOW SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	1.49	

7. Total Quantity Appropriated is:
1.49 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	22E	32	NE	SW	IRRIGATION	39
			NW	SW	IRRIGATION	35
					Section Acres	74
					Total Acres	74

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:

OTHER WATER RIGHTS #73-176

15. Basis of Claim: License

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

RECEIVED

APR 22 2002

Department of Water Resources
Eastern Region

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Ident Number 73-2002

Date Received 4-22-02

Receipt Number E027670

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A7302002



1. Name of Claimant(s): Double Springs Ranch, LLC
Phone: (208) 726-2588
Mailing Address: c/o Frank Tunney, Jr.
P.O. Box 3873
Ketchum, ID 83340
2. Date of Priority: March 3, 1904

3. Source of water supply (a) Doublespring Creek
which is tributary to (b) Pahsimeroi River

4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>¼</u>	<u>¼</u>	<u>¼</u>	<u>Lot</u>	<u>County</u>
12N	23E	31		SE	SW		Custer

Additional points of diversion if any:

5. Description of existing diversion works: Headbox, pipeline and gravity flow sprinkler system.

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	1.49 cfs

7. Total Quantity Claimed: 1.49 cfs

8. Non-irrigation uses: None.

9. Place of use:

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>TOTALS</u>
12N	22E	32									39	35							74

TOTALS

74.0

10. Place of use is located in Custer County.

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

12. Describe any other water rights used at the same place and for the same purposes as described above?
73-176.

13. Remarks:

Last Name: Double Springs Ranch, LLC

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Ident No. 73-2002

8/29/01

MAP OF PROJECT

(Show clearly the point of diversion, place of use, section number, township and range number)

Scale: 2 inches equals 1 mile



Last Name: Double Springs Ranch, LLC

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Ident No. 73-2002

8/29/01

14. Basis of Claim: License

IDWR Water Right Number: 73-2002

Court:

Case Number:

Decree Date:

Plaintiff v. Defendant:

15. 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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For organizations] I do solemnly swear or affirm that I am the manager of Double Springs Ranch, LLC, that I have signed the foregoing document in the space below as manager of Double Springs Ranch, LLC, and that the statements contained in the foregoing document are true and correct the statements contained in the foregoing document are true and correct.

Double Springs Ranch, LLC

Signature of Claimant(s)

By:

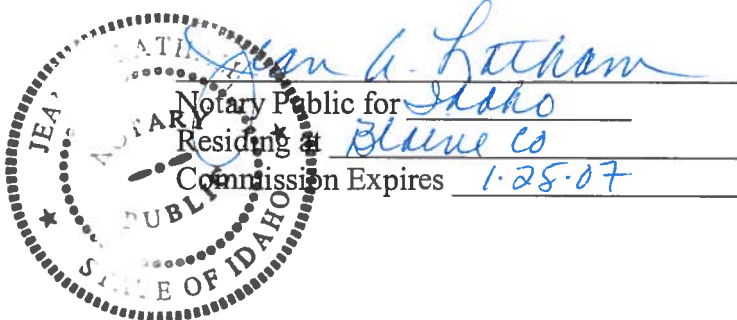
Frank Tunney, Manager
Frank Tunney, Manager

Date

April 18, 2002

State of Idaho)
) ss.
County of Blaine)

Subscribed and sworn before me this 18th day of April, 2002.



Last Name: Double Springs Ranch, LLC

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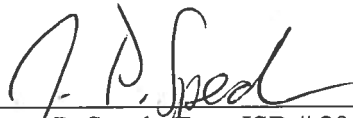
Ident No. 73-2002

8/29/01

16. Notice of Appearance:

Notice is hereby given that I, James P. Speck, will be acting as attorney at law 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 the address listed below.

Signature: _____



James P. Speck, Esq., ISB # 2067
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340
Telephone (208) 726-4421
Facsimile (208) 726-0752

Date: April 18, 2002.