

09/23/2009

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

RIGHT NUMBER: 73-12141

NAME AND ADDRESS: FIVE E GROUP LLLP
3094 S ABIGAIL WAY
BOISE ID 83706

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 1.480 CFS

PRIORITY DATE: 02/18/1926

**POINT OF
DIVERSION:**

T11N R24E S6 SENE Within CUSTER County
T12N R23E S2 NWNW Lot 4 Within CUSTER County
T13N R23E S28 NESW Within CUSTER County
T13N R23E S34 NWNW Within CUSTER County

**PURPOSE AND
PERIOD OF USE:**

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	1.480 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T13N R23E S27	SWSW	15.00	T13N R23E S34	NENW	40.00
T13N R23E S34	SENW	29.00	T13N R23E S34	SWNW	19.00

103 ACRES TOTAL

Right Nos. 73-12126, 73-12131, 73-12134, and 73-12141 are limited to the irrigation of a combined total of 103 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later 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 73-12109.

This right is renumbered from former right 73-2126B.

09/23/2009

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

RIGHT NUMBER: 73-12142

NAME AND ADDRESS: W CLINTON STENNETT
PO BOX 475
KETCHUM ID 83340

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 3.06 CFS

PRIORITY DATE: 02/18/1926

POINT OF DIVERSION:

T11N R24E S6 SENE Within CUSTER County
T12N R23E S2 NWNW Lot 4 Within CUSTER County
T13N R23E S28 NESW Within CUSTER County
T13N R23E S34 NWNW Within CUSTER County

**PURPOSE AND
PERIOD OF USE:**

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	3.06 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T13N R23E S27	NWSW	4.70	T13N R23E S27	SWSW	18.00
T13N R23E S28	NESE	23.00	T13N R23E S28	SWSE	1.00
T13N R23E S28	SESE	32.00	T13N R23E S33	NENE	40.00
T13N R23E S33	NWNE	15.80	T13N R23E S33	SWNE	18.10
T13N R23E S33	SENE	40.00	T13N R23E S34	SWNW	20.00

212.6 ACRES TOTAL

Right Nos. 73-12127, 73-12132, 73-12135, 73-12139, and 73-12142 are limited to the irrigation of a combined total of 212.6 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 73-12109.

This right is renumbered from former right 73-2126B.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

September 9, 2009

LANE BANGERTER
3007 CAN-ADA RD
MELBA ID 83641

RE: Snake River Basin Adjudication (SRBA) objections
Water Right No(s): 73-151, 73-12128, 73-12133, 73-12136, &73-12143

Dear Mr. Bangerter,

Per our conversation, I am sending you several documents. In addition to the maps and recommendation reports described below, I am enclosing the Order to Show Cause issued by Special Master Dolan.

As we discussed, I am enclosing copies of the recommendations that describe your water rights as I would propose sending them to the court. The only changes made to the enclosed recommendations, fixed the error made when the parent rights 73-150B, 73-174D, 73-177, and 73-12109 were originally split. 19 acres and the proportionate diversion rate was recommended to the Rio B LLC rights when that 19 acres of water right actually falls on land owned by Five E Group LLLP (see enclosed maps).

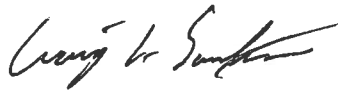
A representative from Five E Group LLLP as well as W. Clinton Stennett appeared at the initial hearing on August 11, 2009 and agreed with the adjusted splits of the water rights.

Please look over the recommendations and let me know if you agree or disagree with them. If you agree, then I can have our legal staff start circulating settlement documents to all parties for signature. If you disagree, then perhaps we can meet and go over the changes you feel should be made before the upcoming hearing.

You had mentioned that you would like to try to settle the objections before the upcoming hearing which I am in support of. However, I want to mention that any changes made to your water rights would most likely effect the Five E Group and Stennett rights as well since we would be readjusting the splits. All parties will have to agree to the changes.

Please feel free to contact me with any questions or to set up an appointment to discuss your questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Craig L. Saxton". The signature is fluid and cursive, with the first name "Craig" being more prominent.

Craig L. Saxton
Water Right Supervisor
Adjudication Bureau

Enclosure(s): Order to Show Cause
Maps showing original POU before and after split
Amended recommendations 73-151, 73-12128, 73-12133, 73-12136, & 73-12143

RECEIVED

DEC 1 2007

DEPARTMENT OF
WATER RESOURCES

2007 DEC 17 PM 2 06

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

In Re SRBA

Case No. 39576

A. Subcase 73-12143

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Rio B LLC, Lone Pine Holding LLC, MLS Holdings LLC
Address: 3007 Can - Ada Rd.
Melba, ID 83641

Daytime Phone: (208) 880-8544

Name & Address of Attorney, if any:

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

Name: Rio B LLC, Lone Pine Holding LLC, MLS Holdings LLC
Address: 3007 Can - Ada Rd.
Melba, ID 83641

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: 12 CFS. Farmed acreage on the original right 73-12109 was more heavily concentrated in the areas referenced by this right and the split allocating water to rights 73-12141 and 73-12142 should more accurately reflect historical and current crop consumptive needs. In addition, the paper water right and actual availability to wet water are not always the same.
4. ☒ Priority Date
Should be: 8/27/1920
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.
9. ☒ Place of Use
Should be: Right numbers 73-151, 73-12133, 73-12128, 73-12136, and 73-12143 should be limited to the irrigation of the combined total of 457.2 acres in a single irrigation season.
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.

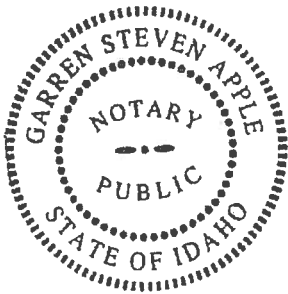
F. VERIFICATION (Must be completed)

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.

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



[Signature]

Notary Public for Scythe & 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, 2006, 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:

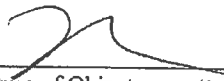
Name: Rio B LLC, Lone Pine Holding LLC, MLS Holdings LLC
Address: 3007 Can - Ada Rd.
Melba, ID 83641

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

01/23/2007

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

RIGHT NUMBER: 73-12109
NAME AND ADDRESS: BEREND FRIEHE
2498 RD S NE
MOSES LAKE WA 98837
CARLA FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

73-12141 E ✓
73-12142 S ✓
73-12143 B ✓

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 9.890 CFS
PRIORITY DATE: 02/18/1926
POINT OF DIVERSION: T11N R24E S6 SENE Within CUSTER County
T12N R23E S2 NWNW Lot 4 Within CUSTER County
T13N R23E S28 NESW Within CUSTER County
T13N R23E S34 NWNW Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	9.890 CFS

PLACE OF USE:

IRRIGATION in CUSTER County			
T13N R23E S27	NWSW	4.70	T13N R23E S27 SWSW 33.00
T13N R23E S28	NENW	24.00	T13N R23E S28 NWNW 35.00
T13N R23E S28	SWNW	31.00	T13N R23E S28 SENW 22.00
T13N R23E S28	NESW	27.00	T13N R23E S28 NWSW 30.00
T13N R23E S28	SWSW	2.40	T13N R23E S28 SESW 40.00
T13N R23E S28	NESE	23.00	T13N R23E S28 NWSE 32.00
T13N R23E S28	SWSE	32.00	T13N R23E S28 SESE 32.00
T13N R23E S33	NENE	40.00	T13N R23E S33 NWNW 13.00
T13N R23E S33	SWNE	39.00	T13N R23E S33 SENE 40.00
T13N R23E S33	NENW	40.00	T13N R23E S34 SWNW 39.00
T13N R23E S34	NENW	40.00	
T13N R23E S34	SENW	29.00	

688.1 ACRES TOTAL

Right Nos. 73-12109, 73-150B, 73-151, 73-174D, 73-177 and 73-261 are limited to the irrigation of a combined total of 688.1 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is renumbered from former right 73-2126B.

See 150B

10/01/2007

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

RIGHT NUMBER: 73-12141

NAME AND ADDRESS: FIVE E GROUP LLLP
3094 S ABIGAIL WAY
BOISE ID 83706

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 1.207 CFS

PRIORITY DATE: 02/18/1926

POINT OF DIVERSION:

T11N R24E S6 SENE Within CUSTER County

T12N R23E S2 NWNW Lot 4 Within CUSTER County

T13N R23E S28 NESW Within CUSTER County

T13N R23E S34 NWNW 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	1.207 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T13N R23E S27	SWSW	15.00	T13N R23E S34	NENW	40.00
T13N R23E S34	SENW	29.00			

84 ACRES TOTAL

Right Nos. 73-12141, 73-12126, 73-12131 and 73-12134 are limited to the irrigation of a combined total of 84 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later 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 73-12109.

This right is renumbered from former right 73-2126B.

10/01/2007

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

RIGHT NUMBER: 73-12142

NAME AND ADDRESS: W CLINTON STENNETT
PO BOX 475
KETCHUM ID 83340

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 3.056 CFS

PRIORITY DATE: 02/18/1926

POINT OF DIVERSION:

T11N R24E S6 SENE Within CUSTER County

T12N R23E S2 NWNW Lot 4 Within CUSTER County

T13N R23E S28 NESW Within CUSTER County

T13N R23E S34 NWNW 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	3.056 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T13N R23E S27	NWSW	4.70	T13N R23E S27	SWSW	18.00
T13N R23E S28	NESE	23.00	T13N R23E S28	SWSE	1.00
T13N R23E S28	SESE	32.00	T13N R23E S33	NENE	40.00
T13N R23E S33	NWNE	15.80	T13N R23E S33	SWNE	18.10
T13N R23E S33	SENE	40.00	T13N R23E S34	SWNW	20.00

212.6 ACRES TOTAL

Right Nos. 73-12142, 73-12127, 73-12132, 73-12135 and 73-12139 are limited to the irrigation of a combined total of 212.6 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 73-12109.

This right is renumbered from former right 73-2126B.

10/01/2007

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

RIGHT NUMBER: 73-12143

NAME AND ADDRESS: RIO B LLC
HWHL LLC
3007 CAN-ADA RD
MELBA ID 83641

LONE PINE HOLDING LLC
3007 CAN-ADA RD
MELBA ID 83641

MLS HOLDINGS LLC
3007 CAN-ADA RD
MELBA ID 83641

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 5.627 CFS

PRIORITY DATE: 02/18/1926

POINT OF DIVERSION:

T11N R24E S6 SENE Within CUSTER County
T12N R23E S2 NWNW Lot 4 Within CUSTER County
T13N R23E S28 NESW Within CUSTER County
T13N R23E S34 NWNW 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	5.627 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T13N R23E S28	NENW	24.00	T13N R23E S28	NWNW	35.00
T13N R23E S28	SWNW	31.00	T13N R23E S28	SESW	22.00
T13N R23E S28	NESW	27.00	T13N R23E S28	NWSW	30.00
T13N R23E S28	SWSW	2.40	T13N R23E S28	SESW	40.00
T13N R23E S28	NWSE	32.00	T13N R23E S28	SWSE	31.00
T13N R23E S33	NWNE	24.20	T13N R23E S33	SWNE	20.90
T13N R23E S33	NENW	40.00	T13N R23E S33	NWNW	13.00
T13N R23E S34	SWNW	19.00			
		391.5 ACRES TOTAL			

Right Nos. 73-151, 73-12143, 73-12128, 73-12133, 73-12136 and 73-12140³ are limited to the irrigation of a combined total of 391.5 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is renumbered from former right 73-2126B.

This right is a split from former right 73-12109.

01/16/2007

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

RIGHT NUMBER: 73-12109

NAME AND ADDRESS: BEREND FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

CARLA FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 9.890 CFS

PRIORITY DATE: 02/18/1926

POINT OF DIVERSION:

T11N R24E S6 SENE Within CUSTER County
T12N R23E S2 NWNW Lot 4 Within CUSTER County
T13N R23E S28 NESW Within CUSTER County
T13N R23E S34 NWNW 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	9.890 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T13N R23E S27	NWSW	4.70	T13N R23E S27	SWSW	33.00
T13N R23E S28	NENW	24.00	T13N R23E S28	NWNW	35.00
T13N R23E S28	SWNW	31.00	T13N R23E S28	SENW	22.00
T13N R23E S28	NESW	27.00	T13N R23E S28	NWSW	30.00
T13N R23E S28	SWSW	2.40	T13N R23E S28	SESW	40.00
T13N R23E S28	NESE	23.00	T13N R23E S28	NWSE	32.00
T13N R23E S28	SWSE	32.00	T13N R23E S28	SESE	32.00
T13N R23E S33	NENE	40.00	T13N R23E S33	NWNE	40.00
T13N R23E S33	SWNE	39.00	T13N R23E S33	SENE	40.00
T13N R23E S33	NENW	40.00	T13N R23E S33	NWNW	13.00
T13N R23E S34	NENW	40.00	T13N R23E S34	SWNW	39.00
T13N R23E S34	SENW	29.00			
		688.1 ACRES TOTAL			

Right Nos. 73-12109, 73-150B, 73-151, 73-174D, 73-177 and 73-261 are limited to the irrigation of a combined total of 688.1 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is renumbered from former right 73-2126B.

02/25/2005

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

RIGHT NUMBER: 73-2126B
NAME AND ADDRESS: BEREND FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

CARLA FRIEHE
2498 RD S NE
MOSES LAKE WA 98837

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

NO BENEFICIAL USE FOUND: This is included for a claim based on
beneficial use that is PROPOSED to be disallowed because beneficial use
of water was not confirmed by IDWRs field examination or by other
evidence submitted by the claimant.

No beneficial use found.

EXPLANATORY MATERIAL: Beneficial Use

Water Right 73-2126B

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 73-2126B
Date Received: 12/28/1989
Receipt No: E011426
Received By:

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

1. Name of Claimant(s)

BEREND FRIEHE Phone: (209)765-4585
2498 RD S NE
MOSES LAKE WA USA 98837

CARLA FRIEHE Phone: (509) 765-4584
2498 RD S NE
MOSES LAKE WA USA 98837

2. Date of Priority: 08/21/1920

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13N	23E	33	NW NE	CUSTER	
13N	23E	28	NW NE SW	CUSTER	
13N	23E	33	SE NE NW	CUSTER	
11N	24E	6	NE NE	CUSTER	
13N	23E	33	NE NE	CUSTER	
12N	23E	2	NW NW	CUSTER	
13N	23E	34	NW NW	CUSTER	

5. Description of diverting works:

OPEN DITCHES AND PUMPS FOR BOTH FLOOD AND SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	16	

7. Total Quantity Appropriated is:
16 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
13N	23E	27	NW	SW	IRRIGATION	19
			SW	SW	IRRIGATION	40
					Section Acres	59
13N	23E	28	NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	1.6
			SW	SW	IRRIGATION	5.2
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	39
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	245.8
13N	23E	33	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	15.2
			NE	SE	IRRIGATION	40
					Section Acres	255.2
13N	23E	34	SE	NW	IRRIGATION	40
			NE	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
					Section Acres	240
					Total Acres	800

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:

THIS NOTICE IS BASED ON A PERMIT THAT WAS ORIGINALLY FILED BY WOODS LIVESTOCK. THE PERMIT SUBSEQUENTLY LAPSED, HOWEVER, THE PARTIES THAT NOW OWN THE PLACE OF USE HAVE USED THE WATER CONTINUOUSLY. THEREFORE, THIS NOTICE REPRESENTS THAT PORTION OF THE PERMIT WHICH HAS BEEN USED BY A. M. HATCH & SONS.

15. Basis of Claim: Statutory Claim