

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: **A36-00018**
Date Received: 4/24/1989
Receipt No: S006941
Received By: _____

address change &

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

1. Name: BUCKEYE FARMS INC 208-837-6595
Address: 18335 US HWY 30
HAGERMAN ID 83332

2. Date of Priority: APR 1, 1917

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	14E	31		SW	NE		GOODING

5. Description of diverting works:
VIA CURREN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/15	20.000		

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

8. Total consumptive use is 2370.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	13E	23	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

MICROFILMED
OCT 11 1994

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 A36 - 00018
Date Received _____
Receipt Number _____

RECEIVED

MAR 01 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

COPY
FOR YOUR FILES
DO NOT RETURN
SEP 1 1988
Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) BUCKEYE FARMS, INC. Phone (208) 622-4100

Mailing Address P.O. Box 2199, Sun Valley ID Zip 83353

2. Date of Priority (Only one (1) per claim) April 1, 1917

3. Source of water supply (a) BILLINGSLEY CREEK
which is tributary to (b) SNAKE RIVER

4. a. Location of existing point of diversion is: Township 7S Range 14E Section 31,
1/4 of SW 1/4 of NE 1/4, Govt. Lot, B.M., County of GOODING

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.

DIVERSION FACILITY NEAR HEAD OF BILLINGSLEY CREEK.

MICROFILMED
OCT 11 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from Mar 1 to Nov 15 amount 20 or 10,200

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 20 (cfs) and/or (b) 10,200 (acre feet)

8. Total consumptive use claimed is 2370 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	
7S	13E	23									40	40	40	40					160
		26		30	15		40	40		40	40		40	40		10	40	40	295
		35	10	40	40	15	40	40		40	40				30	40			335

Total number of acres irrigated 790

GOODING

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

12. Do you own the property listed above as place of use? Yes XXXX 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.
36-0015, 36-0016, 36-0017 or None ()

14. Remarks: 36-0015 to 36-0017 are appurtenant to this ground, were limited by
stipulation in Gooding County Case 16676, Jones v. Reservoir Land Co., Inc.,
et al. to 325 inches, March 1 to November 1 and 200 inches November 1 to
March 1. 36-0018 will be impaired by agreement if permit 36-7742 developed.

Last Name BUCKEYE FARMS Ident No. _____

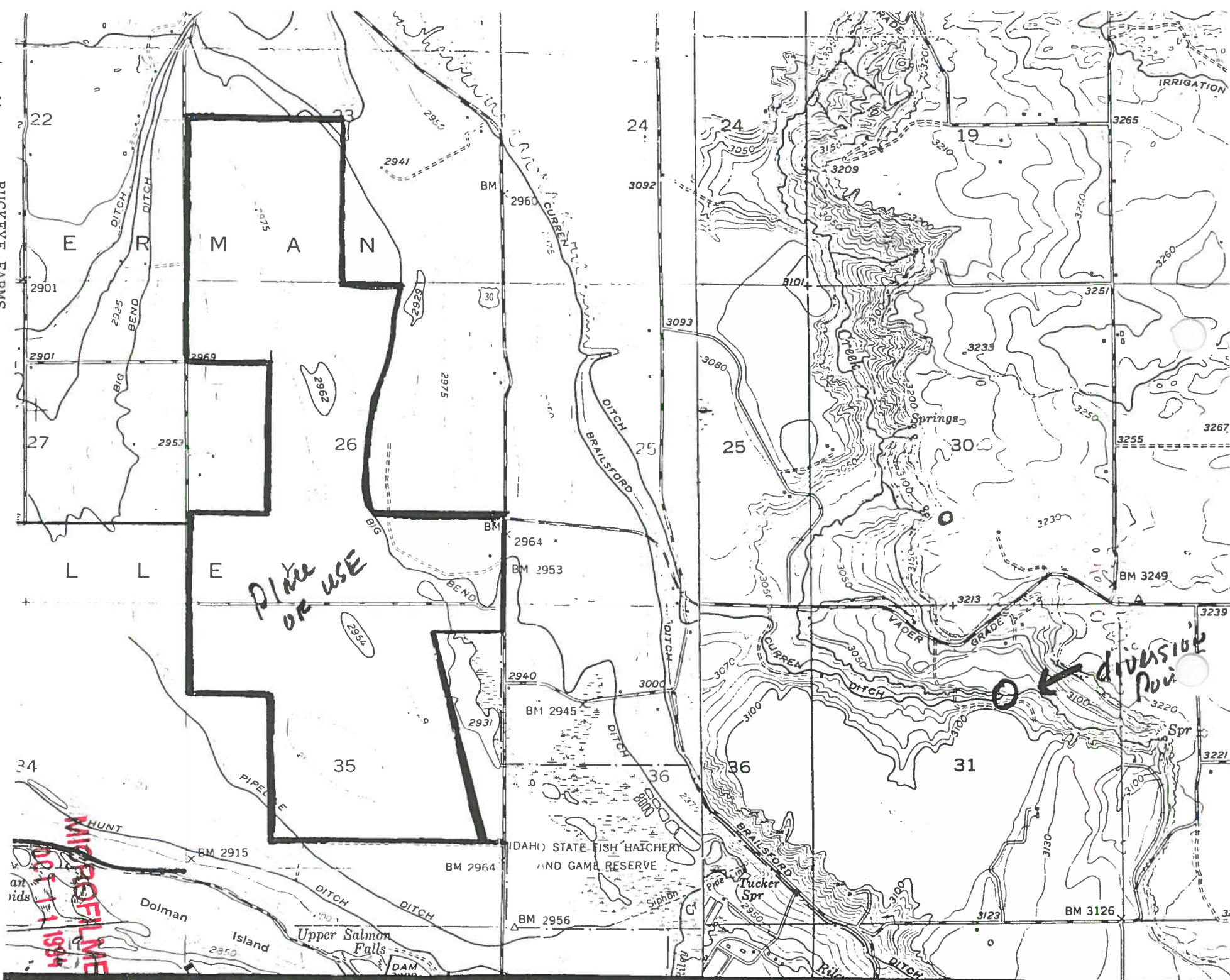
MICROFILMED
JAN 1 1994
Copies: White - State, Yellow - Claimant

Last Name

BUCKEYE FARMS

Ident No.

Copies: White-State, Yell w Cl in mt



15. Basis of Claim (check one) ☐ Official Use ☐ Posted Notice ☐ License ☐ Permit

Decree XXX

If applicable provide IDWR Water Right Number 36-0018

Court FED. DIST. CT., IDAHO Case Number 1602 Decree Date 3/22/32

Plaintiff vs Defendant NEW INTERNATIONAL V. IPC

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 XXX do not XXX 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) Buckeye Farms, Inc. Date 9/1/88

John A. Rosholt, Holder of
Power of Atty, for John A. Bucke Date

For Organizations: I do solemnly swear or affirm that I am ATTORNEY

Title

of BUCKEYE FARMS, INC. , that I have signed the foregoing

Organization

document in the space below as HOLDER OF POWER OF ATTORNEY of BUCKEYE FARMS, INC.

Title

Organization

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

Signature of Authorized Agent

ATTORNEY

Title and Organization BUCKEYE FARMS, INC. Date 9/1/88

State of Idaho/or)
County of TWIN FALLS) SS.

Subscribed and sworn (or affirmed) before me this 1st day of September 19 88

SEAL

Notary Public Sherry L. Paul

Residing at Twin Falls, Idaho

My Commission Expires 3/19/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, JOHN A. ROSHOLT 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 John A. Rosholt

Address P.O. Box 1906, Twin Falls ID 83303-1906

Date 9/1/88

Last Name BUCKEYE FARMS Ident. Number

MICROFILMED
MICROFILMED
OCT 11 1994
Copies White-State, Yellow-Claimant

POOR ORIGINAL

IN THE DISTRICT COURT OF THE UNITED STATES, FOR THE
DISTRICT OF IDAHO, SOUTHERN DIVISION.

NEW INTERNATIONAL MORTGAGE
BANK, a corporation,

Plaintiff,

-vs-

IDAHO POWER COMPANY, a
corporation, et al,

Defendants.

In Equity No. 1602

D E C R E E U. S. DISTRICT COURT
DISTRICT OF IDAHO

FILED MAR 23 1932

W. B. McHenry
W. B. McHenry, Clerk
By _____ Deput

WHEREAS, The above entitled action having heretofore been submitted to the court upon pleadings and stipulations of fact, on file herein, and WHEREAS, the court being duly advised in the premises, and having made its findings of fact and conclusions of law;

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED, That all of the land described in the complaint of the plaintiff, and in the answers, cross-complaints, and counter-claims of the defendants and intervenors, and each of them, is semi-arid in character and requires the artificial application of water or irrigation in order to produce thereon ordinary agricultural crops; that said land is situate in what is known as the Hagerman Valley, east of and adjacent to the Snake River, and that the same lies between the rim rock, or canyon wall, to the east of the Snake River and said Snake River; that the subsoil of said valley underlying said valley and all of the same is shattered, fissured lava flow, upon which has been deposited layers of clay and gravel, interspersed with water worn boulders, fragments of rock, and the soil is composed mainly of decomposed lava rock, oxidized lava rock and sand, and that owing to the nature of the soil and subsoil, the coarse texture and the mechanical composition of the soil and its free drainage, the said land and all of the land

MICROFILM
1934

NAME	AMOUNT OF WATER IN SECOND FEET AND SOURCE	PRIORITY OF APPROPRIAT- ION	DIVERSION POI
------	---	-----------------------------------	---------------

is North 0 degrees 5' east 384.5 feet from the south-west corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 8, Twp. 3 S. R. 14 E. B. M. The diversion point of the Bedal Ditch is on Riley Creek about one-fourth mile above the residence on the land described below.)

The W $\frac{1}{2}$ of the SW $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 36, Twp. 7 S. R. 13 E. B. M.; Lots 1, 2, 6 and 7 and the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 1, Twp. 8 S. R. 13 E. B. M. and Lots 4, 5, and 6 of Sec. 6, Twp. 8 S. R. 14 E. B. M.

J. C. BED	10.9	Spring	March 8, 1902	Weatherby Spr
INGFIELD	.3	Spring	April 4, 1910	Weatherby Spr
AND ALETA	12	Spring	Dec. 9, 1916	Weatherby Spr
E. BEDING-	20	Billingsley Creek	April 1, 1917	Curran Ditch;
FIELD AND				
MARY Mc-				
CARTY				

(The diversion point of said Curran Ditch is at the head of Billingsley Creek.)

The SW $\frac{1}{4}$ Sec. 27; NW $\frac{1}{4}$, SE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; NE $\frac{1}{4}$, E $\frac{1}{2}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, and the NW $\frac{1}{4}$, Sec. 36, all in Township 7 South, Range 13 E. B. M.

BELL, HAR-	2.16	Billingsley Creek	Sept. 10, 1884	Buckeye Ditch
LAN	.5	Riley Creek	Oct. 1, 1908	Pine Ditch re
				ferred to in
				paragraph 7
				of the Find
				ings.

Lots 16, in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and Lots 27 and 37 in the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, in Sec. 27, Twp. 7 S. R. 13 E. B. M., the same being Acreage Tract shown on the map or plat of Buckeye Ranch on file in the office of the Recorder of Gooding County, Idaho.

BELL, LEO,	14.4	Billingsley Creek	March 30, 1884	E. M. Bell Ditch
GLENN,				
AND MRS.				
E. M.				
BELL				

(The diversion point of the said E. M. Bell Ditch is very close to the diversion point of said Buckeye Ditch.)

Lots 6 and 9 in Sec. 31, Twp. 7 S. R. 13 E. B. M.; SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 22, Twp. 7 S. R. 13 E. B. M.; NW $\frac{1}{4}$ of Sec. 27, Twp. 7 S. R. 13 E. B. M.; NE $\frac{1}{4}$ SW $\frac{1}{4}$, and Lot 1, in Sec. 28, Twp. 7 S. R. 13 E. B. M.

MICROFILMED
OCT 11 1994

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: A36-00018
Date Received: 4/24/1989
Receipt No: S006941
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BUCKEYE FARMS, INC.
Address: P.O. BOX 2199
SUN VALLEY, ID 83353 208-622-4100

2. Date of Priority: APR 01, 1917

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	14E	31	SW	NE			GOODING

5. Description of diverting works:
VIA CURREN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/15	20.000		

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

8. Total consumptive use is 2370.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	23	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0

Section Acres 160.0

A36-00018

Page 1

Date: 04/24/89

MICROFILMED

JAN 21 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres			
07S	13E	26	NW	NE		IRR	30.0			
			SW	NE		IRR	15.0			
			NE	NW		IRR	40.0			
			NW	NW		IRR	40.0			
			SE	NW		IRR	40.0			
			NE	SW		IRR	40.0			
			SW	SW		IRR	40.0			
			SE	SW		IRR	40.0			
			NW	SE		IRR	10.0			
			SW	SE		IRR	40.0			
			SE	SE		IRR	40.0			
									Section Acres	375.0
			35		NE	NE		IRR	10.0	
NW	NE				IRR	40.0				
SW	NE				IRR	40.0				
SE	NE				IRR	15.0				
NE	NW				IRR	40.0				
NW	NW				IRR	40.0				
SE	NW				IRR	40.0				
NE	SW				IRR	40.0				
NE	SE				IRR	30.0				
NW	SE				IRR	40.0				
						Section Acres	335.0			
						Total Acres	870.0			

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A36-00015, 16, 17

14. Remarks:
36-00015 TO 36-00017 ARE APPURTENANT TO THIS GROUND, WERE LIMITED BY STIPULATION IN GOODING COUNTY CASE 16676, JONES V. RESERVOIR LAND CO., INC., ET.AL. TO 325" (6.5 CFS), MARCH 1 TO NOV. 1 AND 200" (4.0 CFS) NOV. 1 TO MARCH 1. 36-00018 WILL BE IMPAIRED BY AGREEMENT IF PERMIT 36-07742 DEVELOPED.

15. Basis of Claim: DECREED

A36-00018

Page

2

Date: 04/24/89

MICROFILMED

JAN 21 1993

Case Number:
Court :
Decree date:

NEW INTERNATIONAL MORTGAGE BAN
Decree Plaintiff

vs IDAHO POWER COMPANY
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
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 _____

A36-00018

Page 3

Date: 04/24/89

MICROFILMED
JAN 21 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

1/30/85

Nelson - Rosholt

RE: Buckeye Farms, Inc.

RECEIVED

MAR 01 1989

Department of Water Resources
Southern Region Office

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # _____ for \$ _____ which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification: (Please review enclosed instructions and use enclosed form to refile claim)

[]	Item #1	Name - Address
[]	Item #2	Priority
[]	Item #3	Source
[]	Item #4	Point of Diversion Legal Description
[]	Item #5	Description of Diversion Works
[]	Item #6	Uses descriptions
[]	Item #7	Total Diversion Rate
[]	Item #8	Total Consumptive Use
[]	Item #9	Description of Non-irrigation Uses
[]	Item #10	Place of Use Legal Description
[]	Item #11	County of Place of Use
[]	Item #12	Ownership of Property
[]	Item #13	Other water rights for same uses
[]	Item #14	Remarks
[]	Item #15	Basis of Claim
[]	Item #16	Signature & Notorization
[]	Improper fee (THE CORRECT FEE IS \$ <u>1850.00</u>)	

If you will make any necessary corrections and return the documents with the correct fee before March 1, 1989, your filing will not be assessed an additional late filing fee. Please do not hesitate to contact this office if you have any questions or need further assistance.

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

MICROFILMED

JAN 21 1993

ADM:adm
Enclosures:

A36-02013
THOMAS G. NELSON
NELSON, ROSHOLT, ROBERTSON,
TOLMAN, AND TUCKER.
BOISE ID 83701

A36-02018
THOMAS G. NELSON
NELSON, ROSHOLT, ROBERTSON,
TOLMAN, AND TUCKER
BOISE ID 83701

A36-02710
THOMAS G. NELSON
NELSON, ROSHOLT, ROBERTSON
TOLMAN, AND TUCKER
BOISE ID 83701

A36-02026
THOMAS G. NELSON
NELSON, ROSHOLT, ROBERTSON,
TOLMAN, AND TUCKER
BOISE ID 83701

A36-02704
THOMAS G. NELSON
NELSON, ROSHOLT, ROBERTSON,
TOLMAN, AND TUCKER
BOISE ID 83701

A36-00099
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303190

A36-00016
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303190

A36-02083
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303

A36-00017
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303190

A36-00018
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303190

A36-00046
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303190

A36-00001
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303190

A36-14746
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303

A36-11144
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303190

A36-14904
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303

A36-14906
JOHN A. ROSHOLT
P.O. BOX 1906

TWIN FALLS ID 83303

MICROFILMED

JAN 21 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

18-Jul-1990 13:51

A36-11142 *
JOHN A. RUSHOLT
P.O. BOX 1906

TWIN FALLS

ID 833031906

RE: Field examination of a water right claimed
in the Snake River Basin Adjudication

Dear Counselor,

The field staff of this agency may need to conduct water right field examinations of your client's water right claim(s) during the coming season. The field examiner may be visiting your client's property to obtain information necessary to verify the water use.

If a field exam is necessary your client will be contacted directly about the examination unless you contact us otherwise. If you wish to accompany your client at the time of any field examination, or if you have any questions regarding the field examination, you may contact this office.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

*See Other Water Right Numbers Attached

MICROFILMED

JAN 21 1993

RE: In Re the General Adjudication of Rights to the Use of
Water from the Snake River Basin Water System, Case
No. 39576, District Court for Twin Falls County, Idaho

Claimant: Buckeye Farms, Inc.; Buckeye Land Co.

Claim No.(s): A36-11146; A36-00018; A36-00017; A36-00001;
A36-00002; A36-00003H; A36-00015; A36-00016;
A36-00046

 It is my desire that the law firm of Rosholt,
Robertson & Tucker enter an appearance on my behalf in the
Adjudication and represent my interest in the Adjudication
process.

DATED this 20 day of Nov., 1991.

 R. B. Ash

*Brian
Barrotti*

 It is not my desire that the law firm
Robertson & Tucker represent my interest in the Adjudication
process.

DATED this _____ day of _____, 1991.

MICROFILMED

JAN 21 1993

ROSHOLT, ROBERTSON & TUCKER

Chartered
ATTORNEYS AT LAW

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
GARY L. QUIGLEY
JUSTIN R. SEAMONS
JOHN O. FITZGERALD
D. BERNARD ZALEHA

Twin Falls Office
142 3rd Ave. North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1020 MAIN STREET, SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 334-6034

February 5, 1992

Attention: Judy Givens
Southern Region
Idaho Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID 83301

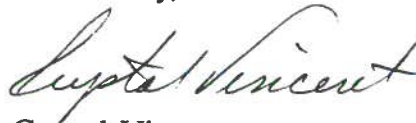
RE: SRBA CLAIMS IN THE SOUTHERN REGION

Dear Judy:

The attached is a list of our clients for whom we filed claims in the SRBA, and who by signing and returning a letter to our office, have requested that we continue to represent them in the adjudication process.

The claims highlighted identify those we filed in your region. Please check these claims and make certain that we are shown on your computer as representative, in order for us to receive the mailings from the department and perform the required service for our clients in a timely manner.

Yours truly,


Crystal Vincent

CV:mw
02059207.CV

MICROFILMED

JAN 21 1993

Updated both A record
& blank prefix record
with new address.
JG 6/5/93

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
Drainage Basin Water System

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

Petitioner,

vs.

United States; State of Idaho; and all
unknown claimants to the use of water
from the Snake River Drainage Basin
Water System,

Respondents.

Case No. 39576

STANDARD FORM 3

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

MOTION FOR SUBSTITUTION
OF PARTY

RECEIVED

JUN 17 1993

Department of Water Resources
Southern Region Office

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court.

By filing a *Motion for Substitution of Party*, you are certifying that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needlessly increase the cost of litigation.

MICROFILMED

00111334

Check each box that applies and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form and attach all fees or the court will not accept it for filing. The verification, instructions for mailing and the Certificate of Mailing must be completed.

The standard form may be obtained from IDWR and the court. You must provide a copy of this form to each party in any subcase, or to their legal counsel, in which you are a party.

☒ **CHANGE OF ADDRESS**

My name is BUCKEYE FARMS, INC.

☒ I am the owner of 36-00018.

☒ I have filed an objection/response to the following water right(s): 36-00001; 36-00002; 36-00003H; 36-00015; 36-00018.

☒ My new mailing address and phone number are 18335 U.S. Highway 30, Hagerman, Idaho 83332; (208) 837-6595.

☐ **MOTION FOR SUBSTITUTION OF PARTY**

This motion must be accompanied by a check in the amount of \$10 made payable to "SRBA". As used in this standard form, the term "new owner/buyer" means any successor in interest of a claimant, whether the interest is acquired by purchase, gift, inheritance or other means.

My name is _____

☐ My address and phone number are _____

☐ The name, address and phone number of the party who I wish to be substituted for are:

☐ I am the prior owner/seller of _____ and
(Insert the water right number)

I am not required to submit proof of ownership.

☐ I am the new owner/buyer of _____ and
(Insert the water right number)

I am submitting proof of ownership, *which is required by the court* to support my motion for substitution of party. Proof of ownership must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting to verify your ownership.

☐ The change in ownership of this water right results in a splitting of the water right.

You must describe the portion of the water right owned by the new owner/buyer and that retained by the prior owner/seller.

☐ I request a hearing on this motion, and will follow the instructions below.

1. Contact the SRBA court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

The motion will be heard on _____
(Insert Date and Time)
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

3. Serve a copy of this motion on:

a. The Certificate of Mailing.

b. The original party filing this motion for substitution, if other than yourself.

If a hearing is requested, the information in #2 above must be filled out prior to filing the motion, or it will not be accepted by the court.

☐ I do not request a hearing on this motion because _____

MICROFILM
OCT 11 1993

Even if a hearing is not requested, another party may request a hearing on this motion.

☐ I have enclosed a check made payable to "SRBA" in the amount of \$10.

☒ **ATTORNEY OF RECORD COMPLETING FORM**

My name is JOHN A. ROSHOLT

☒ I am the attorney of record for BUCKEYE FARMS, INC.

My address and phone number are P.O. Box 1906, Twin Falls, Idaho 83303;
(208) 734-0700.

VERIFICATION

(Must be completed for either a change in address or motion for substitution of party)

State of IDAHO

County of Twin Falls

JOHN A. ROSHOLT, being first duly sworn, upon oath, deposes and says:

That I am the person or entity filing this form, that I am a water claimant or party, defined by I.C. §§ 42-1401A(1) (7) or (10); that I have read this form, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

BUCKEYE FARMS, INC.

By: John A. Rosholt
JOHN A. ROSHOLT

Subscribed and sworn to before me on June 9, 1993
(Insert Date)

Maureen Hart Strickland
Notary Public for Idaho
Residing at: Shoshone
My commission expires: 12-17-97

MICROFILMED
OCT 11 1994

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. SEE BELOW

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

◇◇◇◇◇◇◇◇

February 18, 1997 8:45am

NAME:

KEN ELTIS & RICK EGGLESTON

CAMEIN

RE:

COPIES OF FILES

THEY CAME IN TO MEET WITH GEORGIA S. AND REVIEW FILES ASSOCIATED WITH BUCKEYE FARMS. I ASSISTED HER WITH THE SRBA PORTION OF THIS QUERY. SHE PROVIDED COPIES OF THE CURRENT PERMITS BEING EXAMINED BY DAN N. AND I PROVIDED COPIES OF THE SRBA FILES FOR THE FOLLOWING: A36-0003H, A36-00004, A36-00015, A36-00018. I GAVE THEM COMPLETE COPIES OF THE TEMP RECORDS WE HAVE ON FILE AS OF THIS DATE.

THEY REQUESTED COPIES OF SOME OTHER FILES I HAD PREPARED THAT SUMMARIZE THE VALLEY'S FLOWS AND RIGHTS. THESE ARE TO BE PICKED UP LATER TODAY.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. SEE BELOW

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

November 20, 1996 10:03am

NAME:
PAM WASACHER & MIKE MCCARTHY APPT.

RE:
36-00004 & 36-00018 USES

WE MET AS SCHEDULED FOR THE APPT. AND DISCUSSED THE WATER USED TO IRRIGATED THE HILLTOP AREA PURCHASED BY SPRING VALLEY RANCH (SVR). I EXPLAINED THERE IS ONLY SO MUCH LAND AND WATER IN USE REGARDLESS OF THE NUMBER OF RIGHTS INVOLVED, THE QUESTION APPEARS TO BE WHICH RIGHT AND OWNER ACTUALLY WAS USED ON THE HILLTOP.

THIS INVOLVES THE CURRENT TRANSFER BY BUCKEYE FARMS ON 36-00015 & 36-00018 AND THE FINAL DECREE FOR RIGHT 36-00004. BEST RESOLUTION APPEARS TO BE BUILDING IN CONJUNCTION WITH THE TRANSFER PROTEST SETTLEMENT.

I WILL NOTIFY ALLEN MERRITT OF THE SITUATION DEVELOPING FROM MY DIRECTION. I WILL ALSO NOTIFY THE IDWR ATTORNEY'S IN BOISE THAT THE PARTIES FOR 36-00004 WOULD LIKE TO BEGIN SOME TYPE OF SETTLEMENT NEGOTIATIONS TO RESOLVE THIS ISSUE AS QUICKLY AS POSSIBLE.

I CONFIRMED THE NOTICE OF CHANGE IN OWNERSHIP FROM SVR TO WESTERN LEGENDS HAS BEEN RECEIVED AND IS BEING PROCESSED HERE AT OUR OFFICE.

CLAIMS: A36-00004, A36-00015, A36-00018

CC: ALLEN MERRITT, REGIONAL MANAGER
CHARLIE HONSINGER, IDWR ATTORNEY

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A36-00015, -0018

TRANSFER FILE OF SAME

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

August 31, 1995 9:14am

NAME:

MARCI STERLING

CALLOUT/BACK

RE:

BUCKEYE FARMS TRANSFER

I EXPLAINED THE AJ FINDINGS AND RELATIONSHIP BETWEEN THE BUCKEYE AND SPRING VALLEY RANCHES. A PORTION OF THE LANDS IN SECTION 23 & 26 WERE SOLD TO SPRING VALLEY RANCH (SVR) AND BUCKEYE WITHHELD THE WATER RIGHTS BY DEED IN THE SALE. THEY ARE NOW PROPOSING TO TRANSFER THIS WATER TO LANDS ALREADY ADEQUATELY SUPPLIED WITH WATER (AS RESOLVED BY SETTLEMENT CONFERENCE WITH IDWR). THE QUESTION IS HOW TO DEAL WITH THE PROPOSED TRANSFER?

ISSUES TO CONSIDER:

IF THE TRANS. IS APPROVED HOW TO RATIONALIZE THE ADDITIONAL WATER ON LANDS ALREADY SUPPLIED WITH WATER.

IF THE TRANS. IS APPROVED IN WHOLE, SVR SHOULD NOT BE IRRIGATING THE LAND THAT WAS DRIED UP TO ALLOW THE TRANS.

IF THE TRANSFER IS DENIED, DOES THE BUCKEYE HAVE FURTHER OPPORTUNITY TO TRANS. THE RIGHTS. DOES SVR CONTINUE TO IRRIGATE THE ORIGINAL PARCEL AND IF SO, BY WHAT RIGHT IS IT DONE?

SHOULD CEASE AND DESIST BE ISSUED TO SVR? WHEN?

AFTER CONSULTING WITH ALLEN MERRITT, WE AGREED THE ATTORNEYS FOR IDWR SHOULD BE CONSULTED BEFORE PROCEEDING WITH THIS MATTER.

CC: MARCI STERLING & TRANSFER FILE

MICROFILMED
DEC 04 1996

RECEIVED NOV 23 1991

BRIAN BARSOTTI

ATTORNEY AT LAW

GREYHAWK ALPINE CENTER

WARM SPRINGS VILLAGE

P. O. BOX 2133

KETCHUM, IDAHO 83340

208/726-3030 FAX NO. 208/726-2922

OF COUNSEL TO

ROARK, DONOVAN, PRAGGASTIS,

ELKINS & PHILLIPS

ADMITTED TO THE PRACTICE
OF LAW IN IDAHO AND
CALIFORNIA

November 21, 1991

John Rosholt
Rosholt, Robertson & Tucker
P. O. Box 1906
Twin Falls, Idaho 83303-1906

Re: General Adjudication of Rights to the Use of Water
from the Snake River Basin Water System, Case
No. 39576, District Court for Twin Falls County,
Idaho

Dear John:

Letter
I am in receipt of your letter dated November 15, 1991,
regarding Claim No. A71-02079, Claimant: Thomas M. O'Gara; O'Gara
Family Trust.

In that letter you state that it is your understanding that I
am representing Mr. O'Gara. Your office has represented the O'Gara
family on all matters relating to their water rights, upon my
referral. As I do very little, if any, water rights work, we
sought your representation with respect to all water rights matters
related to the Silver Springs Ranch. In the past, we had been
working closely with Frank Hitchcock, under your guidance, relative
to the Silver Springs Ranch water rights and issues.

I assume, with regard to the O'Gara/Silver Springs Ranch, that
only one claim need be made on their behalf relative to the SRBA.

On behalf of Mr. O'Gara, I request that you continue to
represent him with respect to the SRBA matter.

With respect to another matter, I have been referred your
letter of November 15, 1991, to Marilyn Yore, of the Buckeye Farms,
Inc., in Hagerman, for response.

I am a shareholder in Buckeye Farms, Inc., and have been asked
to monitor the water rights issues and your activities related
thereto. In that letter the Claimant is Buckeye Farms, Inc., and

John Rosholt
Rosholt, Robertson & Tucker
November 21, 1991
Page 2

Buckeye Land Co., with Claim No.(s) A36-11146; A36-00018; A36-00017; A36-00001; A36-00002; A36-00003H; A36-00015; A36-00016; A36-00046.

Again, I would ask that you file a Notice of Appearance on behalf of Buckeye Farms, Inc. Perhaps the Notice of Appearance could include me as co-counsel on both the Buckeye Farms and Silver Springs Ranch matters so that I might be able to monitor any documents. I am not familiar with the water rights issues, but if I have questions I can contact you to better educate myself as to the process and, hopefully, contribute if at all possible in your representation and assist you in obtaining the necessary information regarding the water rights of these two ranches.

I am enclosing the requested authorization form which I have executed on behalf of Buckeye Farms, Inc. All matters in terms of meetings to discuss the adjudication should be directed to me and I will be representing Buckeye Farms on this matter, together with other shareholders who are on a water committee for the corporation.

If you have any questions about any of the above, please do not hesitate to contact me.

Very truly yours,


Brian J. Barsotti

BB/k/13

Enc.

cc: Marilyn Yore
Mike Wallace
Alex Higgins
Stoney Burke

RECEIVED

SEP 17 1999

Department of Water Resources
Southern Region

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	)	A. Subcase <u>36-000018</u>
	)	
Case No. 39576	)	STANDARD FORM 1a
	)	OBJECTION TO IRRIGATION SEASON
	)	AND/OR CONJUNCTIVE MANAGEMENT
	)	GENERAL PROVISIONS

B. NAME AND ADDRESS OF PERSON OBJECTING

Name Buckeye Farms

Name & address of attorney, if any:

John Simpson

Address: 18335 W. Highway 30

Rosholt, Robertson & Tucker

Hagerman, ID 83332

P.O. Box 2139

Daytime Phone: (208) 837-6585

Boise, ID 83701-2139

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

D. ELEMENTS OBJECTED TO:

Name: Buckeye Farms

8. Period (Irrigation Season) of Use

Should be: _____

Address: 18335 W. Highway 30

12. General Provision

Hagerman, ID 83332

Number _____ Reported in Basin: 36

Comments: objecting to Conjunctive Management

E. REASONS SUPPORTING OBJECTION: (if you have additional reasons, please attach to this form)

The provision does not sufficiently define the legal and hydrologic relationship between this water right and other water rights or provide a sufficient basis for administration of this and other water rights.

Reservation of Rights. The Objector specifically reserves the right to amend this objection as circumstances, including additional investigation and discovery, may warrant. The Objector also reserves the right to object to any general provision(s) proposed for this water right in the future, including any revised interconnection and/or conjunctive management general provision(s).

F. VERIFICATION (Must be Completed)

State of Idaho)
County of Ada)

JOHN K. SIMPSON duly sworn, upon oath, deposes and says:
(Signature of person filing objection)

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

(Signature of person filing objection)

Subscribed and sworn to before me on: 9/1/99

(Attorney signing in representative capacity)

Brenda L. Hinnenkamp
Notary Public for Idaho
Residing at: Boise
My Commission Expires: 9/2004

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 Sept 1, 1999, 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 at the following address:
Name: Buckeye Farms
Address: 18335 W. Highway 30
Hagerman, ID 83332

3. Copies to:
IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

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

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

JKS
Signature of Objector or Attorney

ORIGINAL

2-35
SOUTHERN

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

Sub-Case No. 36-02338, 36-02734
36-02414, 36-04011

36-00012

CASE NO. 39576

RECEIVED

STIPULATION

RECEIVED

MAR 02 1998

FEB 26 1998

Department of Water Resources
Southern Region

RECITALS
A.

Department of Water Resources
Adjudication Bureau

WHEREAS, Buckeye Farms possesses decreed irrigation water rights, and permits and applications for permits for the use of water from Billingsley Creek.

B.

WHEREAS, AquaLife is the owner of existing water rights, permits and claims for fish propagation, as described in Snake River Basin Adjudication ("SRBA") Claim Nos. 36-02338, 36-02734, 36-02414, and 36-04011

C.

WHEREAS, the parties recognize that continued litigation in the above captioned sub-cases is expensive, time consuming and detrimental to community relations, and the parties desire to bring an end to the litigation among them and reach final understanding and agreement concerning the exercise of their respective water rights.

NOW THEREFORE, in compromise and settlement of this litigation, the parties to this agreement Buckeye Farms and AquaLife, individually or by and through their respective counsel hereby stipulate and agree on terms consistent with those set forth in this stipulation. The parties stipulate and agree to the exercise their respective water rights from Billingsley

STIPULATION

Creek at or above the AquaLife facility as follows:

1. The parties recognize that Buckeye Farms owns an irrigation water right identified as SRBA Claim No. 36-00018, senior in priority to the water rights claimed by AquaLife.
2. The parties agree that as of the date of this agreement Buckeye Farms has additional claims to water diverted from Billingsley Creek via the Curren ditch in the form of permits and applications.
3. Buckeye Farms and AquaLife agree that in compromise and settlement of Buckeye Farms' objections to SRBA Claims Nos. 36-02338, 36-02734, 36-02414, and 36-04011, AquaLife will subordinate its water rights, SRBA Claims Nos. 36-02734 and 36-04011, to Buckeye Farms' non-irrigation SRBA Claims, permits and applications up to the amount mutually agreed upon of 35 cubic feet per second ("cfs") during the months October, November, December, and January of 1998 and 1999. Following the expiration of this time period, AquaLife will continue to subordinate the above stated rights, if the parties are successful in acquiring a substitute source of water for Buckeye Farms' Billingsley Creek water claims identified in Paragraph 2 above and Buckeye is able to leave water in Billingsley Creek in accordance with Paragraph 4 below.
4. If at the end of calendar year 1999 the parties have been unable to procure a substitute source of water in accordance with the terms and conditions set forth herein, this agreement will continue in force from year to year until the parties are successful in obtaining substitute water, or the parties mutually

agree to terminate the agreement. This agreement shall be terminated only by the express consent of both parties in writing.

5. Buckeye Farms and AquaLife agree that in compromise and settlement of Buckeye Farms' objections to SRBA Claims Nos. 36-02338, 36-02734, 36-02414, and 36-04011, Buckeye Farms agrees to leave 15 cfs of water right #36-00018 in Billingsley Creek during the period February 1- June 1 for the water years 1998 and 1999 to allow the parties sufficient time to cooperate in efforts to obtain substitute water in order to mitigate for reduced water flows in Billingsley Creek. If the parties are successful in acquiring a substitute source of water for Buckeye Farms' Billingsley Creek water claims, Buckeye Farms will continue to leave water in Billingsley Creek given the following conditions: (1) the parties recognize that it is reasonably necessary to provide a sufficient amount of water for the continued operation and maintenance of Buckeye Farms' pipeline, and thereby agree that a flow of 5 cfs at the Curren ditch headgate is sufficient to meet these needs under Buckeye Farms' water rights from Billingsley Creek; (2) that a reliable, continuous substitute flow of at least 20cfs is available; and (3) the water is provided at no additional cost to Buckeye Farms or AquaLife.
6. The parties further agree that in seeking a substitute source of water for Buckeye Farms' water rights out of Billingsley Creek via the Curren Ditch, the parties will cooperate in assessing a potential call on junior groundwater rights impacting the flows from the Curren Tunnel. If the parties determine that their respective rights are impaired, and substitute water or other forms

of mitigation is not available, the parties will work together in seeking the appropriate administrative or legal relief.

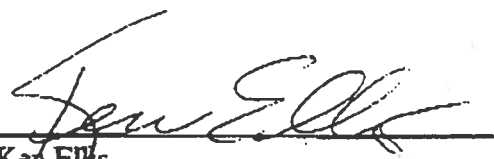
This agreement shall be effective and binding upon the parties hereto and shall be binding upon and inure to the benefit of the successors, heirs, assignees or personal representatives of the parties hereto upon the signature of all of the parties. All the provisions of this agreement, including all benefits and burdens shall run with the water rights claims, permits and applications described herein.

This agreement may be signed in counterpart, all of which together, will all purposes, constitute one agreement, binding on the parties, notwithstanding that all parties may not have signed the same copy of the stipulation.

This agreement shall be filed in the records of the Clerk and Recorder for Gooding County.

DATED this 17th day of February 1998.

For: AquaLife


By: Ken Ellis

STATE OF IDAHO)

County of Gooding)

ss.

On the 17th day of February, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Ken Ellis, known to me to be the person whose name is subscribed in the instrument, and acknowledged to me that he executed the same.

STIPULATION

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Brenda S. Butler
A Notary Public in and for
the County of Gooding
State of Idaho.

For: Buckeye Farms, Inc.

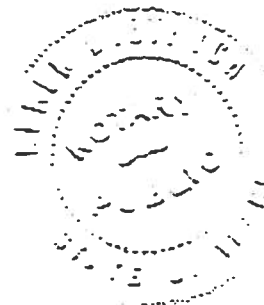
Brian Barsotti
By: Brian Barsotti

STATE OF IDAHO)
County of Blaine) ss.

On the 21st day of Feb., 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Brian Barsotti, known to me to be the person whose name is subscribed in the instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Herbert Dietrich
A Notary Public in and for
the County of Blaine
State of Idaho.



STIPULATION

John K. Simpson
Rosholt, Robertson & Tucker
1221 West Idaho Street, Suite 600
Boise, ID 83702
(208) 336-0700
(208) 344-6034 Facsimile

Attorney for Buckeye Farms

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	)	Subcases	36-02338, 36-02734
	)		36-02414, 36-04011
Case No. 39576	)		
	)	MOTION TO DISMISS	
	)		
	)		

COMES NOW Buckeye Farms, by and through its attorneys of record, Rosholt, Robertson & Tucker, hereby moves this Court for an order dismissing the objections filed in the above captioned subcases. In support of this motion Buckeye Farms attaches the stipulation agreed to by the parties to the subcase. Attached to this motion is an Order for the Courts consideration and signature, dismissing the objections of Buckeye Farms in this matter.


John K. Simpson

MOTION TO DISMISS

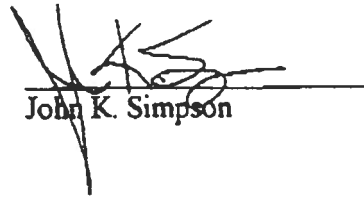
CERTIFICATE OF MAILING

I certify that a true and correct copy of the MOTION TO DISMISS was mailed on February 17, 1998, postage pre-paid to the following:

C. Thomas Arkoosh
Aqua Life
Box 32
Gooding, ID 83330

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

Director of IDWR
Box 83720
Boise, ID 83720-0098


John K. Simpson

MOTION TO DISMISS

John K. Simpson
Rosholt, Robertson & Tucker
1221 West Idaho Street, Suite 600
Boise, ID 83702
(208) 336-0700
(208) 344-6034 Facsimile

Attorney for Buckeye Farms

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	)	Subcases	36-02338, 36-02734
	)		36-02414, 36-04011
Case No. 39576	)		
	)	ORDER GRANTING BUCKEYE FARMS'	
	)	MOTION TO DISMISS	
	)		
	)		

On February ____, 1998, Buckeye Farms, by and through its attorneys of record, Rosholt, Robertson & Tucker, filed a Motion to Dismiss its objections in subcase nos. 36-02338, 36-02414, 36-02734, and 36-04011. Attached to this Motion was a Stipulation signed by the parties regarding a shared use of water from Billingsley Creek. At the pre-trial conference held February 17, 1998, the parties represented that this agreement resolved all differences between the parties with respect to these subcases.

Therefore, it is ordered that Buckeye Farms' Motion to Dismiss its objections is granted.

DATED this ____ day of February, 1998.

Terrance A. Dolan
Special Master
Snake River Basin Adjudication

ORDER GRANTING BUCKEYE FARMS'
MOTION TO DISMISS

CERTIFICATE OF MAILING

I certify that a true and correct copy of the MOTION TO DISMISS was mailed on _____ day of February, 1998, postage pre-paid to the following:

C. Thomas Arkoosh
Aqua Life
Box 32
Gooding, ID 83330

John K. Simpson
Buckeye Farms
P.O. Box 2139
Boise, ID 83701-2139

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

Director of IDWR
Box 83720
Boise, ID 83720-0098

Deputy Clerk

ORDER GRANTING BUCKEYE FARMS'
MOTION TO DISMISS

CLAIM NUMBERS 36-00018

DATE _____

AGENT _____

TRANSFER NUMBER _____

OBJECTION FILED _____

TOTAL ACRES FROM RECOMMENDATION 466

GEOGRAPHIC INFO SYSTEM

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
RECOM	073	13E	23									5	25	30	14					7
GIS																				
RECOM	075	13E	26			1		18	38		28	38			20		10	11	15	1
GIS																				
RECOM	075	13E	35		7	40	12	17	2		40	35				20	40			2
GIS																				
RECOM																				
GIS																				

UPDATED

POLYGON #

UPDATED

POLYGON CREATED ON 604 () _____

ATTRIBUTES OF B36-POU.SHP () _____

ATTRIBUTES OF B36-POD.SHP () NESWNE-31(Current State)

B36-DBPOU.DBF _____

B36-DBPOD.DBF _____

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

READY FOR DECREE yes () no ()

SENT FOR DECREE yes () no ()

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED
001 1984



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

28-Jun-1993 09:33

ROSHOLT ROBERTSON TOLMAN & TUCKER
ATTN CRYSTAL VINCENT
137 2 WEST
TWIN FALLS ID 83301

RE: ADDRESS CHANGE ON ADJUDICATED CLAIMS FOR BUCKEYE FARMS, INC.
36-11146, 36-00016, 36-00017, 36-00018, 36-00001, 36-00002
36-00003H, 36-00015

Dear Crystal:

This letter is in reference to THE CHANGE IN ADDRESS OF NOTICE OF CLAIMS on the above-referenced Claims. I changed the records and am enclosing proofs of each. The Rights that did not have an Adjudicated Claim, I have given to the Water Right Allocations Section.

Should you have any questions, please do not hesitate to contact me at this office, or call at the above-listed telephone number.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILME
OCT 11 1994

RECEIVED
JUN 10 1964
partm

JUN 10 1993
Department of Water Resources
Southern Region Office

[] Water Right Number (s): 36-00018

[] Old Mailing Address: Buckeye Farms, Inc.

P.O. Box 2199

Sun Valley, ID 83353

[] New Mailing Address: Buckeye Farms, Inc.

18335 U.S. Highway 30

Hagerman, ID 83332

New Telephone Number: (208) ~~837~~ -6595

[] Signature of Claimant: John A. Mosholder

Date: 6/9/93

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6/28/93 By: IC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

OCT 11 1994

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 A36 - 00018

Date Received _____

Receipt Number _____

RECEIVED

MAY 01 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

SEP 1 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) BUCKEYE FARMS, INC. Phone (208) 622-4100

Mailing Address P.O. Box 2199, Sun Valley ID Zip 83353

2. Date of Priority (Only one (1) per claim) April 1, 1917

3. Source of water supply (a) BILLINGSLEY CREEK
which is tributary to (b) SNAKE RIVER

4. a. Location of existing point of diversion is: Township 7S Range 14E Section 31,
1/4 of SW 1/4 of NE 1/4, Govt. Lot, B.M., County of GOODING

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.

DIVERSION FACILITY NEAR HEAD OF BILLINGSLEY CREEK.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from Mar 1 to Nov 15 amount 20 or 10,200

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 20 (cfs) and/or (b) 10,200 (acre feet)

8. Total consumptive use claimed is 2370 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	
7S	13E	23									40	40	40	40					160
		26		30	15		40	40		40	40		40	40		10	40	40	295
		35	10	40	40	15	40	40		40	40				30	40			335

Total number of acres irrigated 790

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

12. Do you own the property listed above as place of use? Yes XXXX 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.
36-0015, 36-0016, 36-0017 or None ()

14. Remarks: 36-0015 to 36-0017 are appurtenant to this ground, were limited by stipulation in Gooding County Case 16676, Jones v. Reservoir Land Co., Inc., et al. to 325 inches, March 1 to November 1 and 200 inches November 1 to March 1. 36-0018 will be impaired by agreement if permit 36-7742 developed.

Last Name BUCKEYE FARMS Ident No. _____

Copies: White -State, Yellow-Claimant

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JAN 21 1994

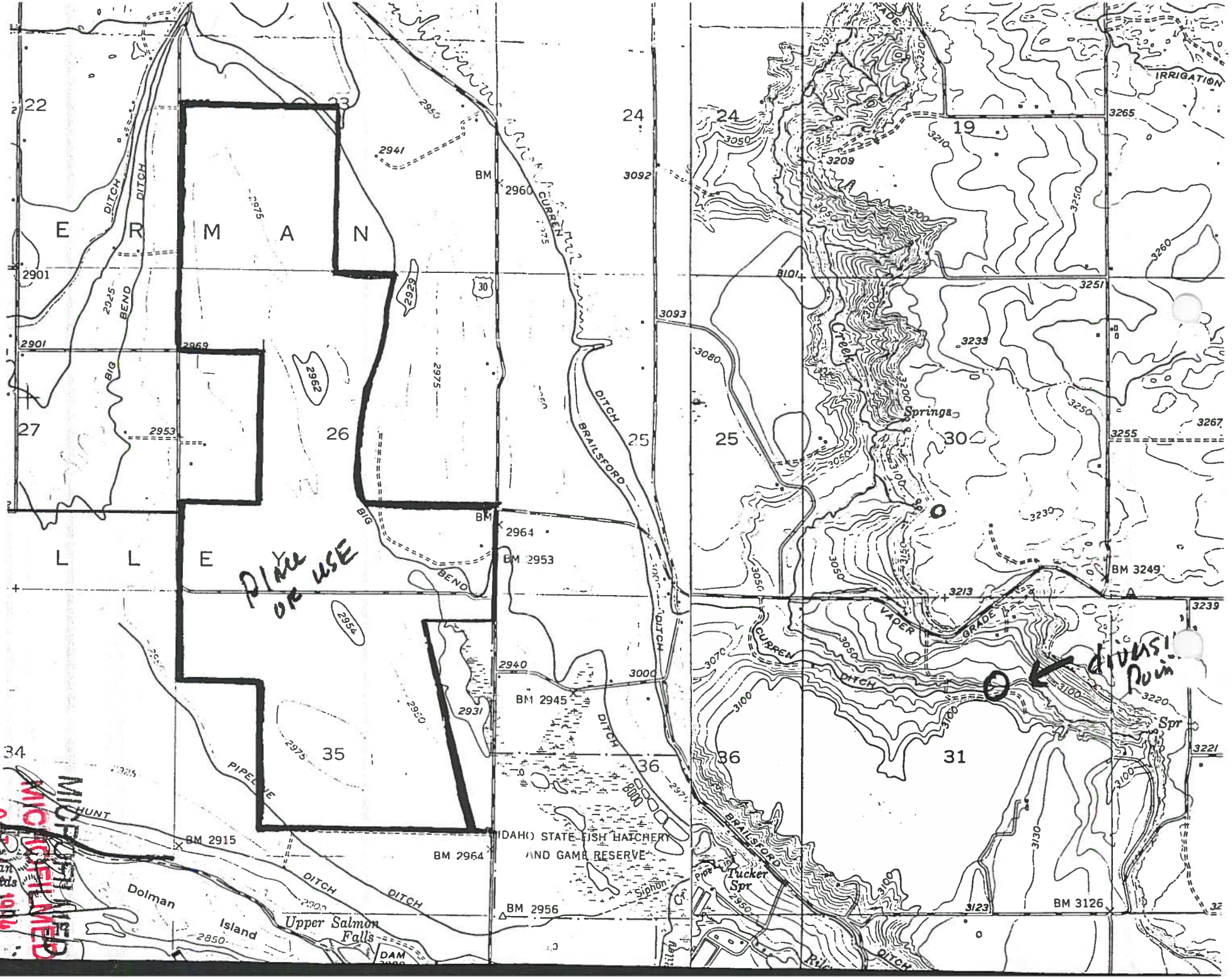
Last Name

BUCKEYE FARMS

Ident No.

Copies: White-State, Yellow-Claimant

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15. Basis of Claim (check one) ☒ Official Use _____ Posted Notice _____ ☐ Easement _____ Permit _____
Decree XXX
If applicable provide IDWR Water Right Number 36-0018
Court FED. DIST. CT., IDAHO Case Number 1602 Decree Date 3/22/32
Plaintiff vs Defendant NEW INTERNATIONAL V. IPC

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 XXX
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) Buckeye Farms, Inc. Date 9/1/88

John A. Rosholt, Holder of
Power of Atty, for John A. Burke

Date _____

For Organizations: I do solemnly swear or affirm that I am ATTORNEY

Title

of BUCKEYE FARMS, INC., that I have signed the foregoing

Organization

document in the space below as HOLDER OF POWER OF ATTORNEY of BUCKEYE FARMS, INC.

Title

Organization

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

Signature of Authorized Agent _____

ATTORNEY

Title and Organization BUCKEYE FARMS, INC. Date 9/1/88

State of Idaho/or _____)
County of TWIN FALLS) SS.

Subscribed and sworn (or affirmed) before me this 1st day of September 19 88

SEAL

Notary Public Sherry L. Call

Residing at Twin Falls, Idaho

My Commission Expires 3/19/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, JOHN A. ROSHOLT 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 John A. Rosholt

Address P.O. Box 1906, Twin Falls ID 83303-1906

Date 9/1/88

MICROFILMED
JAN 21 1993 1994.

Last Name BUCKEYE FARMS Ident. Number _____

Copies White-State, Yellow-Claimant

POOR ORIGINAL

817

IN THE DISTRICT COURT OF THE UNITED STATES, FOR THE
DISTRICT OF IDAHO, SOUTHERN DIVISION.

NEW INTERNATIONAL MORTGAGE
BANK, a corporation,

Plaintiff,

-vs-

IDAHO POWER COMPANY, a
corporation, et al,

Defendants.

In Equity No. 1602

DECREE S. DISTRICT COURT
DISTRICT OF IDAHO

FILED MAR 23 1932

W. D. McNEIL, Clerk

By.....Deputy

WHEREAS, The above entitled action having heretofore been submitted to the court upon pleadings and stipulations of fact, on file herein, and WHEREAS, the court being duly advised in the premises, and having made its findings of fact and conclusions of law;

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED, That all of the land described in the complaint of the plaintiff, and in the answers, cross-complaints, and counter-claims of the defendants and intervenors, and each of them, is semi-arid in character and requires the artificial application of water or irrigation in order to produce thereon ordinary agricultural crops; that said land is situate in what is known as the Hagerman Valley, east of and adjacent to the Snake River, and that the same lies between the rim rock, or canyon wall, to the east of the Snake River and said Snake River; that the subsoil of said valley underlying said valley and all of the same is shattered, fissured lava flow, upon which has been deposited layers of clay and gravel, interspersed with water worn boulders, fragments of rock, and the soil is composed mainly of decomposed lava rock, oxidized lava rock and sand, and that owing to the nature of the soil and subsoil, the coarse texture and the mechanical composition of the soil and its free drainage, the said land and all of the land

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OCT 11 1994

POOR ORIGINAL

NAME	AMOUNT OF WATER IN SECOND FEET AND SOURCE	PRIORITY OF APPROPRIAT- ION	DIVERSION POINT
------	---	-----------------------------------	-----------------

is North 0 degrees 5' east 264.5 feet from the south-
west corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 6, Twp. 8
S. R. 14 E. B. M. The diversion point of the Bedal
Ditch is on Riley Creek about one-fourth mile above
the residence on the land described below.)

The W $\frac{1}{2}$ of the SW $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, and the SE $\frac{1}{4}$
of the SE $\frac{1}{4}$ of Sec. 36, Twp. 7 S. R. 13 E. B. M.; Lots
1, 2, 6 and 7 and the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 1, Twp.
8 S. R. 13 E. B. M. and Lots 4, 5, and 6 of Sec. 6,
Twp. 8 S. R. 14 E. B. M.

J. C. BED- INGFIELD AND ALETA L. BEDING- FIELD AND MARY Mc- CARTY	10.9 Spring .3 Spring 12 Spring 20 Billingsley Creek	March 8, 1902 April 4, 1910 Dec. 9, 1916 April 1, 1917	Weatherby Spring; Weatherby Spring; Weatherby Spring; Curran Ditch;
---	---	---	--

(The diversion point of said Curran Ditch is at the
head of Billingsley Creek.)

The SW $\frac{1}{4}$ Sec. 23; NE $\frac{1}{4}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26; NE $\frac{1}{4}$, E $\frac{1}{2}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,
SE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, and the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, all
in Township 7 South, Range 13 E. B. M.

BELL, HAR- LAN	2.16 Billingsley Creek .5 Riley Creek	Sept. 10, 1884 Oct. 1, 1908	Buckeye Ditch; Pine Ditch re- ferred to in paragraph 7 of the Find- ings.
-------------------	--	--------------------------------	--

Lots 16, in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and Lots 27
and 37 in the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, in Sec. 27,
Twp. 7 S. R. 13 E. B. M., the same being Acreage Tracts
shown on the map or plat of Buckeye Ranch on file in
the office of the Recorder of Gooding County, Idaho.

BELL, LEO, GLENN, AND MRS. E. M. BELL	14.4 Billingsley Creek	March 30, 1884	E. M. Bell Ditch;
---	------------------------	----------------	-------------------

(The diversion point of the said E. M. Bell Ditch is
very close to the diversion point of said Buckeye
Ditch.)

Lots 6 and 9 in Sec. 21, Twp. 7 S. R. 13 E. B. M.; SW $\frac{1}{4}$
of the SW $\frac{1}{4}$ of Sec. 22, Twp. 7 S. R. 13 E. B. M.; NW $\frac{1}{4}$
of Sec. 27, Twp. 7 S. R. 13 E. B. M.; NE $\frac{1}{4}$ NE $\frac{1}{4}$, and
Lot 1, in Sec. 28, Twp. 7 S. R. 13 E. B. M.

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OCT 11 1994

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

DATE: SEP-10-1993
PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: BILLINGSLEY CREEK		TRIBUTARY: SNAKE RIVER				
36-00018	BUCKEYE FARMS INC PO BOX 2199 SUN VALLEY ID 83353 18335 US HWY 30 HAGERMAN ID 83332	04/01/1917	IRRIGATION	03-15 11-15	20.00 CFS	DECREED
POINT OF DIVERSION: T07S R14E S31 PLACE OF USE: IRRIGATION					TOTAL QUANTITY: 20.00 CFS	
		NESWNE				
T07S R13E S23		NESW 5.0	NWSW 25.0	SWSW 30.0	SESW 14.0	
S26		SWNE 1.0	NENW 18.0	NWNW 38.0	SENW 28.0	
		NESW 38.0	SESW 20.0	NWSE 10.0	SWSE 11.0	
S35		SESE 15.0				
		NWNE 7.0	SWNE 40.0	SENE 12.0	NENW 17.0	
		NWNW 2.0	SENE 40.0	NESW 35.0	NESE 20.0	
		NWSE 40.0				

466.0 ACRES TOTAL

REMARKS: A DIVERSION RATE OF 20.0 CFS AT THE FIELD HEADGATE IS RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.

~~THIS RIGHT IS LIMITED TO THE IRRIGATION OF 441 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.~~

~~THE NUMBER OF IRRIGATED ACRES FOR THIS RIGHT WAS DETERMINED BASED ON A DIVERSION RATE OF 0.0454 CFS PER ACRE AT THE FIELD HEADGATE.~~

WATER IS DELIVERED THROUGH CURREN DITCH, NORTH PIPE AND SOUTH PIPE.

USE OF THIS RIGHT WITH RIGHT NO. 36-00015 IS LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1398 AF, AND THE IRRIGATION OF A COMBINED TOTAL OF 466 ACRES IN A SINGLE IRRIGATION SEASON.

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OCT 11 1994

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 the Rights to the Use of Water
from the Snake River Basin
Water System

Case No. 36-00018 -0001

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

RESPONSE TO OBJECTION

Petitioner,

vs.

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

Respondents.

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

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2. Person who filed objection:

Name: BUCKEYE FARMS INC
Address: 18335 US HWY 30
HAGERMAN ID 83332

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER
Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449
Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

8. ☒ Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I respond to the objection concerning:
- 9a. ☒ The legal description of the place of use.
- 9b. ☒ The number of irrigated acres within each forty (40) acre subdivision.
11. ☒ Remarks: I respond to the objection concerning the "remarks" listed with the water right.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 8, and all allegations of the objection regarding this item, IDWR responds as follows: The decree asserted by the claimant does not contain a period of use decreed for this water right. Idaho Code 42-1411(2)(g) requires the director to determine the period of use of each water right acquired under state law that is recommended in the director's report. IDWR has developed irrigation season

of use standards for various climatic areas throughout the state based on a 75% chance of a 24 degree fahrenheit frost. The irrigation season of use cannot exceed the period in which water may be beneficially used. The period of the year during which this water right may be used is consistent with the standard irrigation season of use for the area in which the place of use of this water right is located. Water may be used for irrigation outside the standard season of use, subject to the conditions set forth in general provision 12b of the director's report.

In response to Statement of the Objection 9 and 9.a, and all allegations of the objection regarding those items, IDWR responds that the recommended water right accurately describes the place of use of the right.

In response to Statement of the Objection 9 and 9.b, and all allegations of the objection regarding those items, IDWR responds that the recommended water right accurately describes the total number of acres within each 40 acre subdivision upon which IDWR found water was beneficially used for irrigation under this water right.

In response to Statement of the Objection item 11, and all allegations of the objection regarding that item, IDWR responds that it has authority pursuant to Idaho Code Sec. 42-1411(2)(j) to include in its recommendations of water rights acquired under state law and recommended in the director's report "such other matters as are necessary to define the right." There is an error in the description of the remarks of this right in the director's report. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law." The remaining remarks objected to are necessary to adequately describe and define this water right.

Subsequent to filing the Objection, the claimant submitted Standard Form 3 to the change the address of the claimant. The change of address should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law."

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

(Over)

001-11884
MICROFILME

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

No. of
Pages

Notice of Claim No. A36-00018

6

Recommended Water Rights Acquired Under State Law

1

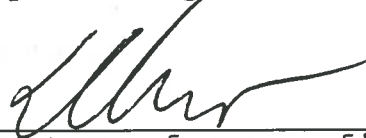
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 10th day of Sept,
1993.



Notary Public for Idaho

Residing at: Boise ID

My Commission expires: 11-14-1998

(Over)

MICHOHFI

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of September, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared 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

2. One copy to the owner of the water right, and you must fill in the following information:

See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: JOHN A ROSHOLT
Address: PO BOX 1906
TWIN FALLS ID 83303-1906

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

Any party physically filing 25 (twenty-five) or more objections must make an appointment with a Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: BUCKEYE FARMS, INC.
c/o John A. Burke, Secretary

Address: P.O. Box 2199
Sun Valley, Idaho 83353

Briefly describe your interest in this water right:

Owner of the right.

2. Owner of the water right:

Name: BUCKEYE FARMS, INC.
c/o John A. Burke, Secretary

Address: P.O. Box 2199
Sun Valley, Idaho 83353

3. If this objection is filed by an attorney:

Attorney Name: John A. Rosholt

Attorney Address: P.O. Box 1906
Twin Falls, Idaho 83303-1906

Attorney Phone No.: (208) 734-0700

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☐ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of use: I object to:
 - a. ☒ the legal description of the place of use; or
 - b. ☒ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ Consumptive Use: I object to the annual volume of consumptive use.
11. ☒ Remarks: I object to the "remarks" listed with the water right.

(Over)

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OCT 11 1994

12. ☐ Water Right Recommendation: I object to: NOBOWED
☐ this water right being recommended at all; or
☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages, if necessary.

Boxes 8, 9, and 11: The owner of this right needs the water claimed in order to adequately irrigate their lands.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages, if necessary.

The Director's Report for Claim No. 36-00018 should read as originally claimed.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

- ☐ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

VERIFICATION (Must be Completed)

State of Idaho

County of Twin Falls

John A. Roskalt, being first duly sworn,
upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Signature of person filing objection

By: John A. Roskalt
(Attorney signing in representative capacity)

Subscribed and sworn to before me this 29th day of
April, 1993.

Marion Hart Stuckler
Notary Public for Idaho
Residing at: Boody
My commission expires: 12-17-97

(Over)

NOT RECORDED
MICROFILMED

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct 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

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: BUCKEYE FARMS, INC.
c/o John A. Burke, Secretary

Owner's address: P.O. Box 2199
Sun Valley, Idaho 83353

3. One copy to:

Chief, Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 4449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724

John A. Rosholt
Signature of Objector or attorney
mailing on Objector's behalf

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BUCKEYE FARMS INC 18335 US HWY 30 HAGERMAN ID 83332 (208) 837-6595	04/01/1917	IRRIGATION	03-15 11-15	20.00 CFS	
					TOTAL DIVERSION:	20.00 CFS

Water Source: BILLINGSLEY CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T07S R14E S31 NESWNE

GOODING County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM			
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac					
07S	13E	23	:					:					:	05	25	30	14	:					:	74.0			
07S	13E	26	:			01		:	18	38		28	:	38			20	:		10	11	15	:	179.0			
07S	13E	35	:		07	40	12	:	17	02		40	:	35				:	20	40			:	213.0			
																						TOTAL ACRES					466.0

POU County: GOODING

Other Rights: 36-00015

Remarks: A DIVERSION RATE OF 20.0 CFS AT THE FIELD HEADGATE IS RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 441 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

THE NUMBER OF IRRIGATED ACRES FOR THIS RIGHT WAS DETERMINED BASED ON A DIVERSION RATE OF 0.0454 CFS PER ACRE AT THE FIELD HEADGATE.

WATER IS DELIVERED THROUGH CURREN DITCH, NORTH PIPE AND SOUTH PIPE.

USE OF THIS RIGHT WITH RIGHT NO. 36-00015 IS LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1398 AF, AND THE IRRIGATION OF A COMBINED TOTAL OF 466 ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number: 36A

Field Inspection Flag:
Presumption Flag:

MICROFILMED
OCT 11 1994

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFILMED

JAN 21 1993

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 22 1992

Department of Water Resources

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

RECEIVED

SEP 28 1992

Department of Water Resources
Southern Region Office

1. Water right number: 36-00018

2. Name:

BUCKEYE FARMS, INC.

Address:

C/O JOHN A. ROSHOLT, ATTORNEY

P. O. BOX 1906

TWIN FALLS, ID 83303

MICROFILMED

JAN 21 1993

Weekday Telephone Number:

734-0700

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on this copy.)

3. Describe the portion of proposed recommendation with which you disagree:
 - a) Period of use
 - b) Place of use
 - c) Remarks

4. Describe the changes you wish to have made in the proposed recommendation:
 - a) Period of use as claimed
 - b) Place of use as claimed
 - c) Removal of limitation on irrigated acreage.

5. Describe why you disagree with the proposed recommendation:
 - a) Recommended period of use may restrict maximum beneficial use of the water.
 - b) Recommended place of use contains error.
 - c) Claimant is entitled to more irrigated acreage than restriction allows.

6. Date: September 21, 1992

SIGNATURE

Gene A. Rosner



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

NOVEMBER 3, 1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

BUCKEYE FARMS INC
C/O JOHN A ROSHOLT
PO BOX 1906
TWIN FALLS ID 83303-1906

RE: NOTICE OF ERROR IN THE SRBA FOR 36-00001, 36-00002, 36-00003H,
36-00015, 36-00016, 36-00017 & 36-00018

DEAR MR. ROSHOLT,

THIS LETTER IS TO CONFIRM THE RESULTS OF THE NOTICE OF ERROR MEETING I HAD WITH SHARON STRICKLAND AND JOHN SIMPSON ON OCTOBER 21, 1992 AT OUR SOUTHERN REGIONAL OFFICE. THE ISSUES RAISED BY YOUR NOE FILINGS WERE ADDRESSED AT THAT MEETING AND THIS LETTER WILL RECAP SOME OF THE RESPONSES FROM THAT MEETING.

COPIES OF THE MAPS FROM EACH FILE WERE REQUESTED BY SHARON STRICKLAND AT THE MEETING AND THOSE COPIES ARE ENCLOSED WITH THIS LETTER.

THE SEASON OF USE FOR IRRIGATION USES WITHIN THE SNAKE RIVER CANYON, BELOW THE RIM, AND HAGERMAN VALLEY HAS BEEN EXTENDED BY THE DIRECTOR AND THIS ANNOUNCEMENT WAS MADE THE DAY AFTER OUR MEETING. THE NEW SEASON IS 3/15 TO 11/15.

YOUR NOE QUESTIONS THE BASIS FOR RECOMMENDATION OF AN AMOUNT THAT IS LESS THAN THE AMOUNT SHOWN IN A PREVIOUS DECREE AND DISALLOWAL OF A CLAIM TO A PREVIOUSLY DECREED WATER RIGHT.

UNDER IDAHO LAW, A WATER RIGHT IS LIMITED TO THE AMOUNT OF WATER BENEFICIALLY USED FOR THE PURPOSES FOR WHICH THE WATER RIGHT WAS ESTABLISHED. THE AMOUNT OF WATER BENEFICIALLY USED IS LIMITED TO THE AMOUNT THAT IS ACTUALLY USED AND IS REASONABLY REQUIRED. FOR IRRIGATION PURPOSES, A REASONABLE AMOUNT IS THE AMOUNT REQUIRED USING IRRIGATION METHODS THAT ARE REASONABLY EFFICIENT UNDER CURRENT CIRCUMSTANCES. IF THE AMOUNT OF A WATER RIGHT SHOWN IN A DECREE IS GREATER THAN THE AMOUNT THAT IS BENEFICIALLY USED, THEN THE PORTION THAT IS NOT BENEFICIALLY USED IS FORFEITED. IN THE CASE OF 36-00002, 36-00016 & 36-00017, IF THE WATER RIGHT SHOWN IN A DECREE IS NO LONGER BENEFICIALLY USED, THE WATER RIGHT IS FORFEITED.

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JAN 21 1993

THE AMOUNT PROPOSED TO BE RECOMMENDED FOR YOUR CLAIMS IS BASED ON THE AMOUNT OF WATER DETERMINED TO BE BENEFICIALLY USED FOR THE RECOMMENDED ACRES ACTUALLY BEING IRRIGATED, BASED ON AVAILABLE DATA AND CURRENT METHODS OF ANALYSIS.

IF YOU STILL DISAGREE WITH IDWR'S RECOMMENDATIONS, YOU WILL HAVE AN OPPORTUNITY TO FILE AN OBJECTION TO THE DIRECTOR'S REPORT WITH THE COURT.

SINCERELY,

A handwritten signature in black ink, appearing to read "Steve Clelland", with a long horizontal line extending from the end of the signature.

STEVE CLELLAND
SENIOR WATER AGENT

SCC
ENCL:

MICROFILMED

JAN 21 1993

RECEIVED NOV 23 1991

BRIAN BARSOTTI
ATTORNEY AT LAW
GREYHAWK ALPINE CENTER
WARM SPRINGS VILLAGE
P. O. BOX 2133
KETCHUM, IDAHO 83340

208/726-3030 FAX NO. 208/726-2922

OF COUNSEL TO
ROARK, DONOVAN, PRAGGASTIS,
ELKINS & PHILLIPS

ADMITTED TO THE PRACTICE
OF LAW IN IDAHO AND
CALIFORNIA

November 21, 1991

John Rosholt
Rosholt, Robertson & Tucker
P. O. Box 1906
Twin Falls, Idaho 83303-1906

Re: General Adjudication of Rights to the Use of Water
from the Snake River Basin Water System, Case
No. 39576, District Court for Twin Falls County,
Idaho

Dear John:

Letter

I am in receipt of your letter dated November 15, 1991,
regarding Claim No. A71-02079, Claimant: Thomas M. O'Gara; O'Gara
Family Trust.

In that letter you state that it is your understanding that I
am representing Mr. O'Gara. Your office has represented the O'Gara
family on all matters relating to their water rights, upon my
referral. As I do very little, if any, water rights work, we
sought your representation with respect to all water rights matters
related to the Silver Springs Ranch. In the past, we had been
working closely with Frank Hitchcock, under your guidance, relative
to the Silver Springs Ranch water rights and issues.

I assume, with regard to the O'Gara/Silver Springs Ranch, that
only one claim need be made on their behalf relative to the SRBA.

On behalf of Mr. O'Gara, I request that you continue to
represent him with respect to the SRBA matter.

With respect to another matter, I have been referred your
letter of November 15, 1991, to Marilyn Yore, of the Buckeye Farms,
Inc., in Hagerman, for response.

I am a shareholder in Buckeye Farms, Inc., and have been asked
to monitor the water rights issues and your activities related
thereto. In that letter the Claimant is Buckeye Farms, Inc., and

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JAN 21 1993

John Rosholt
Rosholt, Robertson & Tucker
November 21, 1991
Page 2

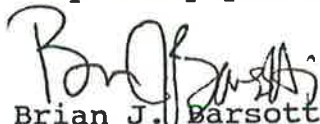
Buckeye Land Co., with Claim No.(s) A36-11146; A36-00018; A36-00017; A36-00001; A36-00002; A36-00003H; A36-00015; A36-00016; A36-00046.

Again, I would ask that you file a Notice of Appearance on behalf of Buckeye Farms, Inc. Perhaps the Notice of Appearance could include me as co-counsel on both the Buckeye Farms and Silver Springs Ranch matters so that I might be able to monitor any documents. I am not familiar with the water rights issues, but if I have questions I can contact you to better educate myself as to the process and, hopefully, contribute if at all possible in your representation and assist you in obtaining the necessary information regarding the water rights of these two ranches.

I am enclosing the requested authorization form which I have executed on behalf of Buckeye Farms, Inc. All matters in terms of meetings to discuss the adjudication should be directed to me and I will be representing Buckeye Farms on this matter, together with other shareholders who are on a water committee for the corporation.

If you have any questions about any of the above, please do not hesitate to contact me.

Very truly yours,

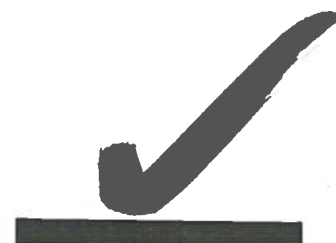

Brian J. Barsotti

BB/k/13

Enc.

cc: Marilyn Yore
Mike Wallace
Alex Higgins
Stoney Burke

R PROOF



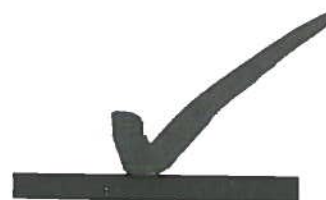
CVR



MAPS



PHOTOS



MISC



MICROFILMED

1993

Water Right Number - R36-00018

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***
ROSHOLT

JOHN A

1 - PO BOX 1906
2 -
3 -
City- TWIN FALLS
Phone - 208-734-0700

State- ID Zip- 833031906

*** C - CURRENT OWNER ***
BUCKEYE FARMS INC1 - PO BOX 2199
2 -
3 -
City- SUN VALLEY
Phone - 208-622-4100

State- ID Zip- 83353

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/01/1917 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
BILLINGSLEY CREEK SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
07S 14E 31 NE SW NE (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 20.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
20.000 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 13E 23 NE SW 5.0 01 IRRIGATION (47) GOODING
07S 13E 23 NW SW 25.0 01 IRRIGATION (47) GOODING
07S 13E 23 SW SW 30.0 01 IRRIGATION (47) GOODING
07S 13E 23 SE SW 14.0 01 IRRIGATION (47) GOODING
07S 13E 26 SW NE 1.0 01 IRRIGATION (47) GOODING
07S 13E 26 NE NW 18.0 01 IRRIGATION (47) GOODING
07S 13E 26 NW NW 38.0 01 IRRIGATION (47) GOODING
07S 13E 26 SE NW 28.0 01 IRRIGATION (47) GOODING
07S 13E 26 NE SW 38.0 01 IRRIGATION (47) GOODING
07S 13E 26 SE SW 20.0 01 IRRIGATION (47) GOODING
07S 13E 26 NW SE 10.0 01 IRRIGATION (47) GOODING
07S 13E 26 SW SE 11.0 01 IRRIGATION (47) GOODING
07S 13E 26 SE SE 15.0 01 IRRIGATION (47) GOODING
07S 13E 35 NW NE 7.0 01 IRRIGATION (47) GOODING
07S 13E 35 SW NE 40.0 01 IRRIGATION (47) GOODING

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JAN 21 1993

Water right number - R36-00018

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	13E	35	SE NE		12.0	01	IRRIGATION	(47) GOODING
07S	13E	35	NE NW		17.0	01	IRRIGATION	(47) GOODING
07S	13E	35	NW NW		2.0	01	IRRIGATION	(47) GOODING
07S	13E	35	SE NW		40.0	01	IRRIGATION	(47) GOODING
07S	13E	35	NE SW		35.0	01	IRRIGATION	(47) GOODING
07S	13E	35	NE SE		20.0	01	IRRIGATION	(47) GOODING
07S	13E	35	NW SE		40.0	01	IRRIGATION	(47) GOODING

Total Acres: 466.0

+ - - Diversion Means - VIA CURREN DITCH, NORTH PIPE AND SOUTH PIPE TO FLOOD DITCHES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-00015

Remarks

A DIVERSION RATE OF 20.0 CFS AT THE FIELD HEADGATE IS RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 441 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

THE NUMBER OF IRRIGATED ACRES FOR THIS RIGHT WAS DETERMINED BASED ON A DIVERSION RATE OF 0.0454 CFS PER ACRE AT THE FIELD HEADGATE.

WATER IS DELIVERED THROUGH CURREN DITCH, NORTH PIPE AND SOUTH PIPE.

USE OF THIS RIGHT WITH RIGHT NO. 36-00015 IS LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1398 AF, AND THE IRRIGATION OF A COMBINED TOTAL OF 466 ACRES IN A SINGLE IRRIGATION SEASON.

Old Water Right Numbers

3600018

Conditions of Approval

No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
NEW INTERNATIONAL MORTGAGE BANK	IDAHO POWER COMPANY	00/00/0000

Comments

Date: 01/15/1991 User Id: BEDKE Subject: SCC-STAFF REVIEW

Date: 08/05/1992 User Id: CHRISTEN Subject: COPIED FROM REMARKS

36-00015 TO 36-00017 ARE APPURTENANT TO THIS GROUND, WERE LIMITED BY STIPULATION IN GOODING COUNTY CASE 16676, JONES V. RESERVOIR LAND CO., INC., ET.AL. TO 325" (6.5 CFS), MARCH 1 TO NOV. 1 AND 200" (4.0 CFS) NOV. 1 TO MARCH 1. 36-00018 WILL BE IMPAIRED BY AGREEMENT IF PERMIT 36-07742 DEVELOPED.

Date: 08/05/1992 User Id: CHRISTEN Subject: CHANGES IN THE PLACE OF USE SINCE COMMENCEMENT

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JAN 21 1993

Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-	
Response Filed Date	-	00/00/0000	Verified Date	-	08/05/1992	Old Judicial District	-	
Claim Received Date	-	04/24/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	S006941	Water District	-	36A
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-	OR	Presumption Flag	-	
						Notice of Error Flag	-	

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JAN 21 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:26:13
06/28/90

PAGE: 16
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-00018

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			9/19+20/90 SCC/HHT	N		SCC 8-5-92	DP	KKC 8-5-92
POINT OF DIV	Y			(Y)	1,5			
SOURCE				N				
PLACE OF USE	Y		SCC A36-00015	(Y)	1,2,4,5,6			
DIV. AMOUNT CFS/VOLUME	*			(Y)	6			
CONSUMPTIVE USE	-			(Y)				
PURPOSES				N				
PERIOD OF USE	Y			(Y)	6.			
BASIS OF CLAIM				N				
REMARKS	Y		V	(Y)	6	V		

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

*Need further review

POST ADJ. ACTION: TRANSFER OF RIGHT TO NEW POW.
EFFECTS OF 36-07742.

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JAN 21 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:26:13
06/28/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-00018

LAST: ROSHOLT
ADDRESS: P.O. BOX 1906
CITY: TWIN FALLS
PHONE NUMBER: 208-734-0700

FIRST: JOHN A.

STATE: ID ZIP: 833031906

OWNER CODE: A

LAST: BUCKEYE FARMS INC.
ADDRESS: P.O. BOX 2199
CITY: SUN VALLEY
PHONE NUMBER: 208-622-4100

FIRST:

STATE: ID ZIP: 83353

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: 36-00015 TO 36-00017 ARE APPURTENANT TO THIS GROUND, WERE LIMITED
BY STIPULATION IN GOODING COUNTY CASE 16676, JONES V. RESERVOIR
LAND CO., INC., ET.AL. TO 325" (6.5 CFS), MARCH 1 TO NOV. 1 AND
200" (4.0 CFS) NOV. 1 TO MARCH 1. 36-00018 WILL BE IMPAIRED BY
AGREEMENT IF PERMIT 36-07742 DEVELOPED.

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JAN 21 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 9/20/90

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____ *SCC/HAT*

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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.IAN 21 1993

A. AJ CLAIM: # A36-00018 PRIORITY DATE: 04-01-1917 STAGE: D
B. WR RECORD: # 36-00018 PRIORITY DATE: 04-01-1917 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(✓)
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
04-01-1917

REVIEWED BY hhtDATE 7-17-90
=====

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JAN 21 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-00018	07S	14E	31		SW	NE		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-00004 NONE

WR RECORDS IN SAME 40 ACRE TRACT

36-00004
36-00102
36-07742

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-00018	07S	14E	31		SW	NE		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

36-00004
36-00102
36-07742

A36-00004 NONE
A36-00102A

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	<u>N</u>
			N	<u>N</u>

REMARKS:

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JAN 21 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>7S</u>	<u>14E</u>	<u>31</u>	<u>NE</u>	<u>SW</u>	<u>NE</u>	<u>---</u>	<u>Gooding</u>

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

REVIEWED BY: nht

DATE: 7-17-90

VIA CURREN DITCH ~~to Buckeye Pipeline~~
+OR North Pipeline
South Pipe

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JAN 21 1993

A. ROOT WATER RIGHT NUMBERS: A36-00018

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	13E	23	NE	SW		ROSHOLT, JOHN A.	A36-00018 /40.0	36-00018 /	38.0		
						SPRING VALLEY RANCH INC.	A36-00004 /40.0	- /			
						BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /			
						BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /			
						BIG BEND IRRIGATION & MINING	CA36-00192 /15.0	- /			
						BIG BEND IRRIGATION & MINING	CA36-00133 /15.0	- /			
						BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /			
						MC CARTY, JOHN		36-02029 /40.0			
07S	13E	23	NW	SW		ROSHOLT, JOHN A.	A36-00018 /40.0	36-00018 /	37.0		
						SPRING VALLEY RANCH INC.	A36-00004 /40.0	- /			
						BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /			
						BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /			
						BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /			
						MC CARTY, JOHN		36-02029 /40.0			
07S	13E	23	SW	SW		ROSHOLT, JOHN A.	A36-00018 /40.0	36-00018 /	39.0		
						SPRING VALLEY RANCH INC.	A36-00004 /40.0	- /			
						BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /			
						BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /			
						BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /			
						MC CARTY, JOHN		36-02029 /40.0			
07S	13E	23	SE	SW		ROSHOLT, JOHN A.	A36-00018 /40.0	36-00018 /	32.0		
						SPRING VALLEY RANCH INC.	A36-00004 /40.0	- /			
						BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /			
						BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /			
						BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /			
						MC CARTY, JOHN		36-02029 /40.0			
07S	13E	26	NW	NE		ROSHOLT, JOHN A.	A36-00018 /30.0	36-00018 /	17.0		
						SPRING VALLEY RANCH INC.	A36-00004 /18.3	- /			
						BUCKEYE FARMS INC.	A36-00015 /30.0	36-00015 /			
						BUCKEYE FARMS INC.	A36-00016 /30.0	36-00016 /			
						BUCKEYE FARMS INC.	A36-00017 /30.0	36-00017 /			
						UHLING, TERRY T.	A36-00030 /40.0	- /			
						BIG BEND IRRIGATION & MINING	CA36-00192 /40.0	36-00192 /			
						ROSHOLT, JOHN A.	A36-11142 /15.0	- /			
						BIG BEND IRRIGATION & MINING	CA36-00133 /40.0	36-00133 /			
						ORMSBY LAND & LIVESTOCK CO.		36-00186 /			
						MC CARTY, JOHN		36-02029 /40.0			
07S	13E	26	SW	NE		ROSHOLT, JOHN A.	A36-00018 /15.0	36-00018 /	34.0		
						SPRING VALLEY RANCH INC.	A36-00004 /18.3	- /			
						BUCKEYE FARMS INC.	A36-00015 /15.0	36-00015 /			
						BUCKEYE FARMS INC.	A36-00016 /15.0	36-00016 /			
						BUCKEYE FARMS INC.	A36-00017 /15.0	36-00017 /			
						BIG BEND IRRIGATION & MINING	CA36-00192 /30.0	36-00192 /			
						ROSHOLT, JOHN A.	A36-11142 /15.0	- /			

* See A36-00015 for Master Review

Same POU
as
A36-00015

466 Acres

P.P.U.

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JAN 21 1993

UHLING , TERRY T. A36-00030 /40.0 - /
 ORMSBY LAND & LIVESTOCK CO. 36-00186 /
 MC CARTY , JOHN 36-02029 /40.0

07S 13E 26 NE NW	ROSHOLT , JOHN A.	A36-00018 /40.0	36-00018 /	14.0
	SPRING VALLEY RANCH INC.	A36-00004 /40.0	- /	
	BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /	
	BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /	
	BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /	
	SHIMP , BASCOM R.		36-00183 /	
	SHIMP , BASCOM R.		36-00198 /	
07S 13E 26 NW NW	ROSHOLT , JOHN A.	A36-00018 /40.0	36-00018 /	40.0
	SPRING VALLEY RANCH INC.	A36-00004 /40.0	- /	
	BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /	
	BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /	
	BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /	
	SHIMP , BASCOM R.		36-00183 /	
	SHIMP , BASCOM R.		36-00198 /	
07S 13E 26 SE NW	ROSHOLT , JOHN A.	A36-00018 /40.0	36-00018 /	30.0
	SPRING VALLEY RANCH INC.	A36-00004 /40.0	- /	
	BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /	
	BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /	
	BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /	
	SHIMP , BASCOM R.		36-00183 /	
	SHIMP , BASCOM R.		36-00198 /	
07S 13E 26 NE SW	ROSHOLT , JOHN A.	A36-00018 /40.0	36-00018 /	41.0
	SPRING VALLEY RANCH INC.	A36-00004 /40.0	- /	
	BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /	
	BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /	
	BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /	
	BARTON , RALPH		36-00188 /	
	BUCKEYE FARMS INC.		36-07740 /	
	BUCKEYE FARMS INC.		36-07742 /	
07S 13E 26 SW SW	ROSHOLT , JOHN A.	A36-00018 /40.0	36-00018 /	7.0
	BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /	
	BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /	
	BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /	
	BARTON , RALPH		36-00188 /	
	BUCKEYE FARMS INC.		36-07740 /	
	BUCKEYE FARMS INC.		36-07742 /	
07S 13E 26 SE SW	ROSHOLT , JOHN A.	A36-00018 /40.0	36-00018 /	31.0
	BUCKEYE FARMS INC.	A36-00015 /40.0	36-00015 /	
	BUCKEYE FARMS INC.	A36-00016 /40.0	36-00016 /	
	BUCKEYE FARMS INC.	A36-00017 /40.0	36-00017 /	
	BARTON , RALPH		36-00188 /	
	BUCKEYE FARMS INC.		36-07740 /	
	BUCKEYE FARMS INC.		36-07742 /	
07S 13E 26 NW SE	ROSHOLT , JOHN A.	A36-00018 /10.0	36-00018 /	38.0
	SPRING VALLEY RANCH INC.	A36-00004 /18.3	- /	
	BUCKEYE FARMS INC.	A36-00015 /10.0	36-00015 /	
	BUCKEYE FARMS INC.	A36-00016 /10.0	36-00016 /	
	BUCKEYE FARMS INC.	A36-00017 /10.0	36-00017 /	

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JAN 21 1993

See A36-00015

				ROSHOLT , JOHN A.	A36-07762	/	36-07762	/	
				ROSHOLT , JOHN A.	A36-11142	/40.0	-	/	
				BIG BEND IRRIGATION & MINING	CA36-00133	/19.0	36-00133	/	
				ORMSBY LAND & LIVESTOCK CO.			36-00186	/	
				MC CARTY , JOHN			36-02029	/40.0	
				FLYING TRIANGLE INC.			L36-07762	/	
07S 13E 26	SW	SE		ROSHOLT , JOHN A.	A36-00018	/40.0	36-00018	/	35.0
				BUCKEYE FARMS INC.	A36-00015	/40.0	36-00015	/	
				BUCKEYE FARMS INC.	A36-00016	/40.0	36-00016	/	
				BUCKEYE FARMS INC.	A36-00017	/40.0	36-00017	/	
				BIG BEND IRRIGATION & MINING	CA36-00192	/40.0	36-00192	/	
				BIG BEND IRRIGATION & MINING	CA36-00133	/40.0	36-00133	/	
				ORMSBY LAND & LIVESTOCK CO.			36-00186	/	
				MC CARTY , JOHN			36-02029	/40.0	
07S 13E 26	SE	SE		ROSHOLT , JOHN A.	A36-00018	/40.0	36-00018	/	37.0
				BUCKEYE FARMS INC.	A36-00015	/40.0	36-00015	/	
				BUCKEYE FARMS INC.	A36-00016	/40.0	36-00016	/	
				BUCKEYE FARMS INC.	A36-00017	/40.0	36-00017	/	
				MATHERS , ROBERT L.	A36-10147	/	-	/	
				BIG BEND IRRIGATION & MINING	CA36-00192	/27.0	36-00192	/	
				UHLING , TERRY T.	A36-11145	/	-	/	
				BUCKEYE FARMS, INC.	A36-11146	/	-	/	
				BIG BEND IRRIGATION & MINING	CA36-00133	/27.0	36-00133	/	
				ORMSBY LAND & LIVESTOCK CO.			36-00186	/	
				MC CARTY , JOHN			36-02029	/40.0	
07S 13E 35	NE	NE		ROSHOLT , JOHN A.	A36-00018	/10.0	36-00018	/	18.0
				BUCKEYE FARMS INC.	A36-00015	/10.0	36-00015	/	
				BUCKEYE FARMS INC.	A36-00016	/10.0	36-00016	/	
				BUCKEYE FARMS INC.	A36-00017	/10.0	36-00017	/	
				BIG BEND IRRIGATION & MINING C			36-00133	/	
				ORMSBY LAND & LIVESTOCK CO.			36-00186	/	
				BIG BEND IRRIGATION & MINING C			36-00192	/	
				MC CARTY , JOHN			36-02029	/40.0	
				BUCKEYE FARMS INC.			36-07740	/	
				BUCKEYE FARMS INC.			36-07742	/	
07S 13E 35	NW	NE		ROSHOLT , JOHN A.	A36-00018	/40.0	36-00018	/	19.0
				BUCKEYE FARMS INC.	A36-00015	/40.0	36-00015	/	
				BUCKEYE FARMS INC.	A36-00016	/40.0	36-00016	/	
				BUCKEYE FARMS INC.	A36-00017	/40.0	36-00017	/	
				BUCKEYE FARMS INC.			36-07740	/	
				BUCKEYE FARMS INC.			36-07742	/	
07S 13E 35	SW	NE		ROSHOLT , JOHN A.	A36-00018	/40.0	36-00018	/	37.0
				BUCKEYE FARMS INC.	A36-00015	/40.0	36-00015	/	
				BUCKEYE FARMS INC.	A36-00016	/40.0	36-00016	/	
				BUCKEYE FARMS INC.	A36-00017	/40.0	36-00017	/	
				BUCKEYE FARMS INC.			36-07740	/	
				BUCKEYE FARMS INC.			36-07742	/	
07S 13E 35	SE	NE		ROSHOLT , JOHN A.	A36-00018	/15.0	36-00018	/	11.0
				BUCKEYE FARMS INC.	A36-00015	/15.0	36-00015	/	
				BUCKEYE FARMS INC.	A36-00016	/15.0	36-00016	/	
				BUCKEYE FARMS INC.	A36-00017	/15.0	36-00017	/	
				ORMSBY LAND & LIVESTOCK CO.			36-00186	/	

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JAN 21 1993

See
A36-00015

07S 13E 35 NE NW	ROSHOLT , JOHN A. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC.	A36-00018 /40.0 A36-00015 /40.0 A36-00016 /40.0 A36-00017 /40.0	36-00018 / 36-00015 / 36-00016 / 36-00017 /	21.0
07S 13E 35 NW NW	ROSHOLT , JOHN A. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC.	A36-00018 /40.0 A36-00015 /40.0 A36-00016 /40.0 A36-00017 /40.0 	36-00018 / 36-00015 / 36-00016 / 36-00017 / 36-07740 / 36-07742 /	4.0
07S 13E 35 SE NW	ROSHOLT , JOHN A. SALMON FALLS SHEEP CO. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC.	A36-00018 /40.0 A36-00136 / 5.0 A36-00015 /40.0 A36-00016 /40.0 A36-00017 /40.0 	36-00018 / - / 36-00015 / 36-00016 / 36-00017 / 36-07740 / 36-07742 /	40.0
07S 13E 35 NE SW	ROSHOLT , JOHN A. SALMON FALLS SHEEP CO. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC.	A36-00018 /40.0 A36-00136 / A36-00015 /40.0 A36-00016 /40.0 A36-00017 /40.0	36-00018 / - / 36-00015 / 36-00016 / 36-00017 /	37.0
07S 13E 35 NE SE	ROSHOLT , JOHN A. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC. ORMSBY LAND & LIVESTOCK CO.	A36-00018 /30.0 A36-00015 /30.0 A36-00016 /30.0 A36-00017 /30.0 	36-00018 / 36-00015 / 36-00016 / 36-00017 / 36-00186 /	24.0
07S 13E 35 NW SE	ROSHOLT , JOHN A. BUCKEYE FARMS INC. BUCKEYE FARMS INC. BUCKEYE FARMS INC.	A36-00018 /40.0 A36-00015 /40.0 A36-00016 /40.0 A36-00017 /40.0	36-00018 / 36-00015 / 36-00016 / 36-00017 /	21.0
TOTAL ACRES		A36-00018	870.00	702.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(☒)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
4

Same as
A36-00015

466 Ac

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PRESUMPTION FLAG:

REMARKS:

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RECOMMENDATIONS:

TOTAL ACRES:

~~444~~ 466 PPU

REVIEWED BY:

SCC

DATE:

1-7-91

✓ SW 7-16-92

acreage limited by Diversion Rate:

$$\frac{21.14 \text{ cfs}}{466 \text{ acres}} = 0.0454 \text{ cfs/Ac}$$

$$\frac{20.00 \text{ cfs}}{0.0454 \text{ cfs/Ac}} = 441 \text{ Acres}$$

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-00018 IRRIGATION	FROM ~~03-01~~ TO 11-15	20.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		20.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-00018 IRRIGATION	FROM TO	20.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		20.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	_____
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	_____
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	_____

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() Explain in remarks, below.

REMARKS:

Season claimed exceeds standard season of ~~3-15 to 11-15~~ 4-1 to 10-31

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 20.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 20.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y

Excess Flow

B. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

** Sonic Measurements see attachment A36-00018*

C. ARE OTHER WATER RIGHTS USED? Y(Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ~~A36-00015~~, ~~A36-00016~~, ~~A36-00017~~

change claim

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00018	BILLINGSLEY CREEK	ROSHOLT , JOHN A.	20.000	0.022		
A36-00004	BILLINGSLEY CREEK	SPRING VALLEY RANCH INC.	15.000	0.020		
A36-00016	WEATHERBY SPRINGS	BUCKEYE FARMS INC.	6.500	0.007	3315.00	3.81
A36-00192	TUCKER SPRINGS, LOWER	BIG BEND IRRIGATION & MINING C	15.000	0.017	10859.70	12.35
A36-00133	TUPPER SPRINGS, UPPER	BIG BEND IRRIGATION & MINING C	20.000	0.022	14479.60	16.47
A36-00017	WEATHERBY SPRINGS	BUCKEYE FARMS INC.	6.500	0.007	3315.00	3.81
A36-00030	LEN LEWIS SPRING	UHLING , TERRY T.	8.000	0.040		
A36-11142	WEATHERBY SPRINGS	ROSHOLT , JOHN A.	3.040	0.043		
	CURRAN SPRINGS					
A36-00136	TUCKER SPRINGS, UPPER	SALMON FALLS SHEEP CO.	8.000	0.029		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-11142	STOCKWATER	ROSHOLT , JOHN A.	FROM 01-01 TO 12-31	.140 CFS	
A36-00030	STOCKWATER	UHLING , TERRY T.	FROM 01-01 TO 12-31	.140 CFS	
A36-07762	FISH PROPAGATION	ROSHOLT , JOHN A.	FROM 01-01 TO 12-31	15.000 CFS	
A36-07762	FISH PROPAGATION	ROSHOLT , JOHN A.	FROM 01-01 TO 12-31	15.000 CFS	
A36-10147	DOMESTIC	MATHERS , ROBERT L.	FROM 01-01 TO 12-31	.040 CFS	
A36-10147	STOCKWATER	MATHERS , ROBERT L.	FROM 01-01 TO 12-31	.040 CFS	
A36-11145	DOMESTIC	UHLING , TERRY T.	FROM 01-01 TO 12-31	.500 CFS	
A36-11145	STOCKWATER	UHLING , TERRY T.	FROM 01-01 TO 12-31	.500 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 466 x 0.02 CFS/ACRE = 9.32 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 2370.0 AF/A
ACRES 466 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 1398 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 466 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 1864 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

Hubble Analysis Review
allows 21.14 cfs

supplied by:

A36-00015 = 1.14 cfs
A36-00020 = 20.00 cfs

21.14 cfs

allow 20.0 cfs

no allowance within the
Claimed Diversion for the
Conveyance loss of (0.10 + 0.68) = 0.78

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	~~03-01~~	~~11-15~~	~~20.000~~	~~8.85~~	~~1864~~	~~2370.0~~	~~1398~~	
TOTAL FOR THIS RIGHT	~~3/15~~		~~20.000~~	<u>20.00</u>	N/A	~~2370.0~~		
REVIEWED BY:	<u>See</u>		DATE:		<u>1-7-90</u>			

See 8-5-92

K06 = 4/41
K05 = 0.0454 cfs
F01
E09 (w/o Div Rate)
~~SHR~~ = 20.00

~~27 TRACTS
x 40 Acres
1080 Acres~~

~~WR proportional Rate = 0.0185 (allow 0.019 cfs/Ac)
20.0 cfs
1080 Acres~~

Comments:

NOTE: Sale of POU Requires some transfers also limit on total combined Rates.

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
()
()
()

NEEDS
REVIEW
(X)
(X)
(X)

*LEGAL REVIEW

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-00018

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
20.000EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-00018	20.000	-		36-00018	20.000
	TOTAL CFS	20.000				20.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
YFIELD
EXAMINER
N
N

REMARKS:

AUTHENTICATION:

SIGNATURE: Steve ChubbDATE: 1-7-90

NAME OF FIELD EXAMINER: _____ TITLE: _____

IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. A36-00015 & A36-00018DATE 7-16-92AGENT ScCLAIMANT/SYSTEM DESCRIPTION NORTH & SOUTH PIPELINES @ Buckeye Ranch

IRRIGATION SYSTEM -----

ANALYSIS METHOD ----- BORDER + ~~FURROW~~TYPE OF CROP ----- PASTUREMAXIMUM PROFILE DEPTH ----- 36 INCHESINTAKE FAMILY ----- 2.02.0/2.0/2.0/2.0/3.0*****66%*****14%*****12%*****04%*****4%*****SOIL TYPE KBC KOC KSC KEC FAB ----- SYSTEM TOTALACRES PER TYPE 309 65 55 18 19 ----- 466 ACRESSOIL PROFILE WHC 2.98 3.98 2.97 3.68 3.42 -----DESIGN IRR $\frac{1}{2}$ WHC 1.49 1.99 1.49 1.84 1.71 -----WEIGHTED AVE: $1.97 + 0.56 + 0.36 + 0.15 + 0.14 = \underline{3.18}$ *****(1/2) 0.98 + 0.28 + 0.18 + 0.07 + 0.07 = 1.58*****

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- 0.25 IN/DAYACTUAL ROTATION PRACTICED ----- 7 DAYSDRY DAY ROTATION 0 IRR DAY ROTATION 7

THEORETICAL ROTATION:

1.58 DESIGN IRR / 0.25 CROP REQ = 6.3 DAYS*****AVE RUN = 400'*****

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 2500' + 2000' + 3500' + 5000' + 1200' + 3500' + 3000' + 1500' + 2000' = 455' 347'TOTAL WIDTH OF FIELD ----- 1600' + 2000' + 2000' + 2000' + 1600' + 1600' + 1500' + 1200' + 1000' + 1000' + 700' + 2000' + 2000' + 1700' + 1500' + 1300' + 1000' + 1000' = 24,200' 26,700'CHECK 400 L * 50,900 W / 43,560 = 467 ACRES 50,900% SLOPE ----- 2%

BORDER WIDTH -----

----- WIDTH OF FIELD / ----- DAYS OF ROTATION~~FURROW~~ / ~~CORRUGATION WIDTH~~ ----- N/ASET TIME ----- 3Hrs909' @ 3 hour sets

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GRADED BORDER EVALUATION

Job name: BUCKEYE

Location: A36-00015, A36-00018

By: SCC

Date: Jul 24, 1992

Roughness coefficient (n)= 0.250

Intake family (If)=2.00

Slope (S)= 0.0200 ft/ft

Border width (W)= 909 ft

Net application (Fn)= 3.18 inches

Border length (L)= 400 ft

Inflow time (Ti)= 3 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
21.00		Gross depth is less than required	gross application depth			
21.01		Gross depth is less than required	gross application depth			
21.02		Gross depth is less than required	gross application depth			
21.03		Gross depth is less than required	gross application depth			
21.04		Gross depth is less than required	gross application depth			
21.05		Gross depth is less than required	gross application depth			
21.06		Gross depth is less than required	gross application depth			
21.07		Gross depth is less than required	gross application depth			
21.08		Gross depth is less than required	gross application depth			
21.09		Gross depth is less than required	gross application depth			
21.10		Gross depth is less than required	gross application depth			
21.11		Gross depth is less than required	gross application depth			
21.12		Gross depth is less than required	gross application depth			
21.13		Gross depth is less than required	gross application depth			
21.14	0.023	7.54	4.35	0.00	42.2	
21.15	0.023	7.54	4.35	0.00	42.2	
21.16	0.023	7.54	4.35	0.01	42.2	
21.17	0.023	7.55	4.35	0.01	42.1	
21.18	0.023	7.55	4.35	0.02	42.1	
21.19	0.023	7.55	4.35	0.02	42.1	
21.20	0.023	7.56	4.35	0.02	42.1	

allow 21.14 cfs

A36-00015 for 6.50

A36-00018 for 20.00

} Combined use
limit

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JAN 21 1993

GRADED BORDER EVALUATION

Job name: BUCKEYE *COMPARISON*
By: SCC

Location: A36-00015, A36-00018
Date: Jul 24, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0200 ft/ft Border width (W)=2424 ft
Net application (Fn)= 3.18 inches Border length (L)= 400 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
45.65	Gross depth is less than required gross application depth					
45.66	Gross depth is less than required gross application depth					
45.67	Gross depth is less than required gross application depth					
45.68	Gross depth is less than required gross application depth					
45.69	Gross depth is less than required gross application depth					
45.70	0.019	16.29	13.11	0.00	19.5	
45.71	0.019	16.29	13.11	0.00	19.5	
45.72	0.019	16.30	13.11	0.01	19.5	
45.73	0.019	16.30	13.11	0.01	19.5	
45.74	0.019	16.30	13.11	0.01	19.5	
45.75	0.019	16.31	13.11	0.02	19.5	

** this data for comparison only.*

MICROFILMED

JAN 21 1993

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLANDA36-00015
FILE A36-00018RE: irrigation methodsDATE 7-20-92

NAME OF PARTY

DAN YORE(837-4815)MANAGER OF B.E. RANCH7-17-92 4:15pm Left message on Answer Machine - see

Dan returned my call. I explained what information we were after and why. I asked him to describe the use of the waters from the North pipeline even though the land has been sold to Spring Valley Ranch.

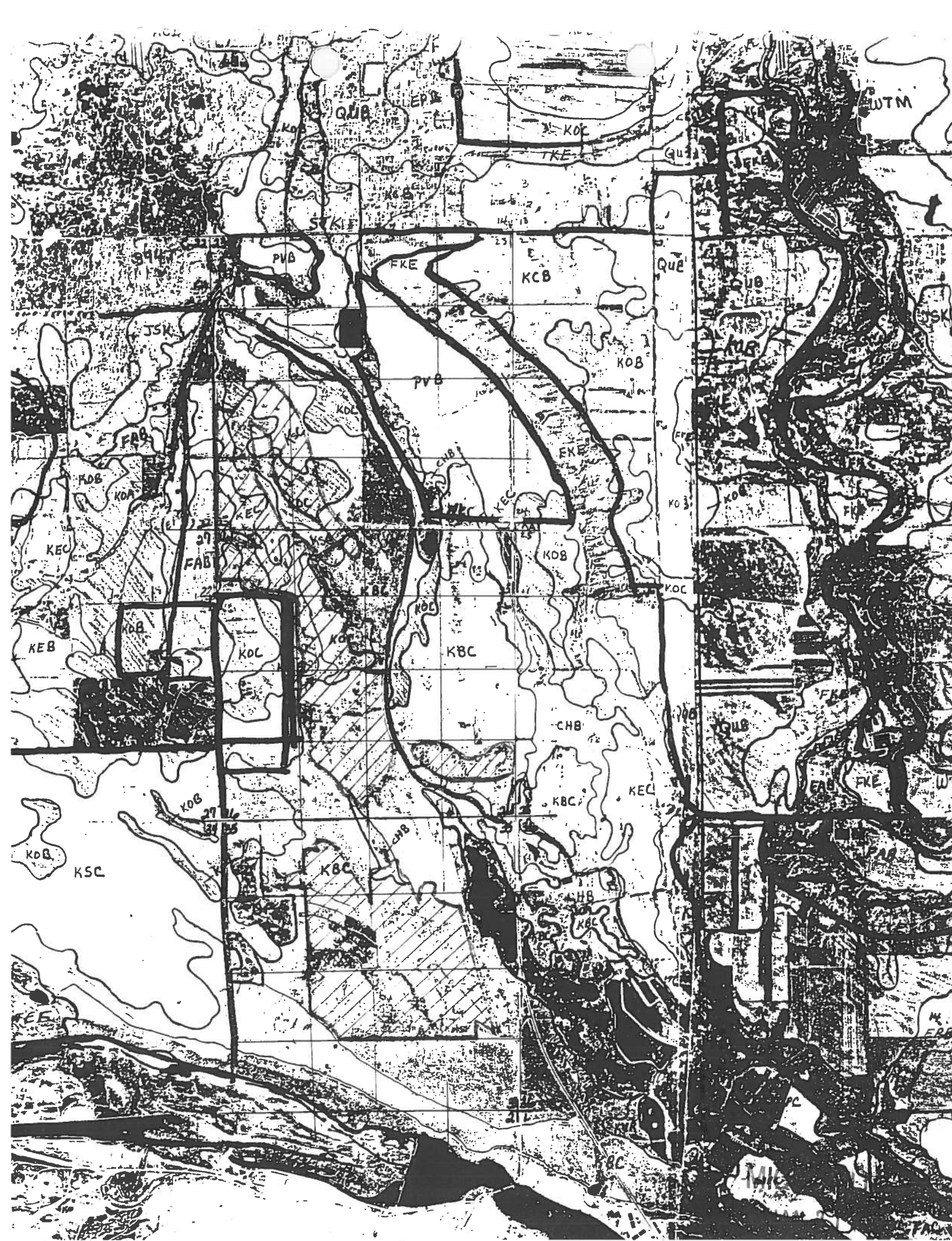
He said they ran 2 Heads of water on the North end and 3 heads on the South end. To properly and efficiently irrigate these pastures a full time irrigator was used on each parcel. They ran the water until the water stopped moving down the run in the field, about 3 hours, then they would change the set. After a couple days they returned to the same set and were able to push the water farther down the field. It was generally about 7 days before the rotation was complete. The rotation would lengthen as the available water was reduced.

* 3 hour Sets

* 7 day Rotations

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JAN 21 1993



A36-00018

0-5-12

CONVEYANCE LOSS - WORSTELL

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	1600	10.0	2.00	0.40	0.06	31.06	0.0130	0.00	32.80
2	200	10.0	2.00	0.05	20.69	31.00	0.0016	0.30	32.34
3	1700	10.0	2.00	0.43	1.00	10.31	0.0417	0.06	11.60
4	1500	10.0	2.00	0.38	6.25	9.31	0.0407	0.61	10.17
5	6300	3.0	2.00	0.48	3.06	3.06	0.1561	0.77	3.54
6	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
7	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
8				0.00		0.00	0.0000	0.00	0.00
9				0.00		0.00	0.0000	0.00	0.00
10				0.00		0.00	0.0000	0.00	0.00
11				0.00		0.00	0.0000	0.00	0.00
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	11300			1.74	31.06			1.74	

36-00042
36-00011A, 36-00044, 36-00018 (0.10 cfs @)
36-000105
*

CURRENT / BAR-S

DITCHES

* THESE RIGHTS SHARE THIS PORTION:

- 36-00015
- 36-00189A
- 36-11142
- 36-00198A
- 36-15157
- 36-00011B
- 36-00011C
- 36-00011D
- 36-00033B
- 36-00033C
- 36-00033D
- 36-00033E

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH
 FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

$0.61 \div 12 = 0.05 \text{ cfs per RIGHT}$

⊗ Some rights will not have their conveyance loss identified in Deed.

MICROFILMED

JAN 21 1993

CONVEYANCE LOSS - WORSTELL

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	5400	10.0	2.00	1.36	23.06	23.06	0.0592	1.36	24.42
2	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
3	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
4	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
5	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
6	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
7	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
8				0.00		0.00	0.0000	0.00	0.00
9				0.00		0.00	0.0000	0.00	0.00
10				0.00		0.00	0.0000	0.00	0.00
11				0.00		0.00	0.0000	0.00	0.00
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	5400			1.36	23.06			1.36	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH
 FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

UPPER CURREN DITCH

MICROFILMED

JAN 21 1993

THESE RIGHTS SHARE THIS

CONVEYANCE LOSS:

36-00004

36-00018

$$1.36 \text{ cfs} \div 2 = \underline{\underline{0.68 \text{ cfs @}}}$$

CORPORATION WARRANTY DEED

FOR VALUE RECEIVED, BUCKEYE FARMS, INC., a corporation duly organized and existing under the laws of the State of Idaho, Grantor, does hereby grant, bargain, sell and convey unto

SPRING VALLEY RANCHES, INC., a Utah corporation whose address is P.O. Box 73, Hagerman, Idaho 83332, Grantee, the following described real estate, situated in Gooding County, Idaho, to wit:

T. 7 S., R. 13E., Boise Meridian, Gooding County, Idaho:

Section 23: SW1/4

Section 26: NE1/2 NW1/4, W1/2 NE1/4, NW1/4 SE1/4, NE1/4 SW1/4, SE1/4 NW1/4

EXCEPTING THEREFROM the parcel of land described as follows:

BEGINNING at the Southwest corner of the NE1/4 SE1/4 of said Section 26;

Thence North and parallel with the East line of Section 26 to the Northwest corner of the NE1/4 NE1/4 of Section 26;

Thence West along the North line of said Section 26 to a point which is 30 feet West of the West bank of the Big Bend Ditch;

Thence Southerly along a line running 30 feet West of the West bank of said Big Bend Ditch to a point which is directly West of the Southwest corner of the NE1/4 SE1/4 of said Section 26;

Thence East and parallel with the North line of Section 26 to THE POINT OF BEGINNING.

[Reserving unto the Grantor Water Right Nos. 36-0003, 36-0015, 36-0016, 36-0017; Permit Nos. 36-7742 and 36-7740; or 67.5 shares of Big Bend Irrigation and Mining Co. stock appurtenant to the above described parcel, it being acknowledged that said property is being conveyed without water rights.

By recordation of this Deed, Spring Valley Ranches, Inc. assumes all obligations concerning the environmental requirements for the above described

property in accordance with Sections 9 and 11 of the Agreement between the parties dated as of January 31, 1989.

To have and to hold the said premises and their appurtenances unto the said Grantee, its successors and assigns, forever.

The said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that said premises are free from all encumbrances except as set forth above and assumed by Grantee; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its Secretary.

DATED this 7 day of Feb, 1989.

BUCKEYE FARMS, INC.

By [Signature]
President

ATTEST:

By [Signature]
Secretary

STATE OF IDAHO)
County of Blaine) ss.

On this 7th day of February, 1989, before me, a Notary Public, in and for said County and State, personally appeared [Signature] and [Signature], known or identified to me to be the President and Secretary, respectively, of BUCKEYE FARMS, INC., the corporation that executed the foregoing instrument, and acknowledged to me that each corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

STATE OF IDAHO

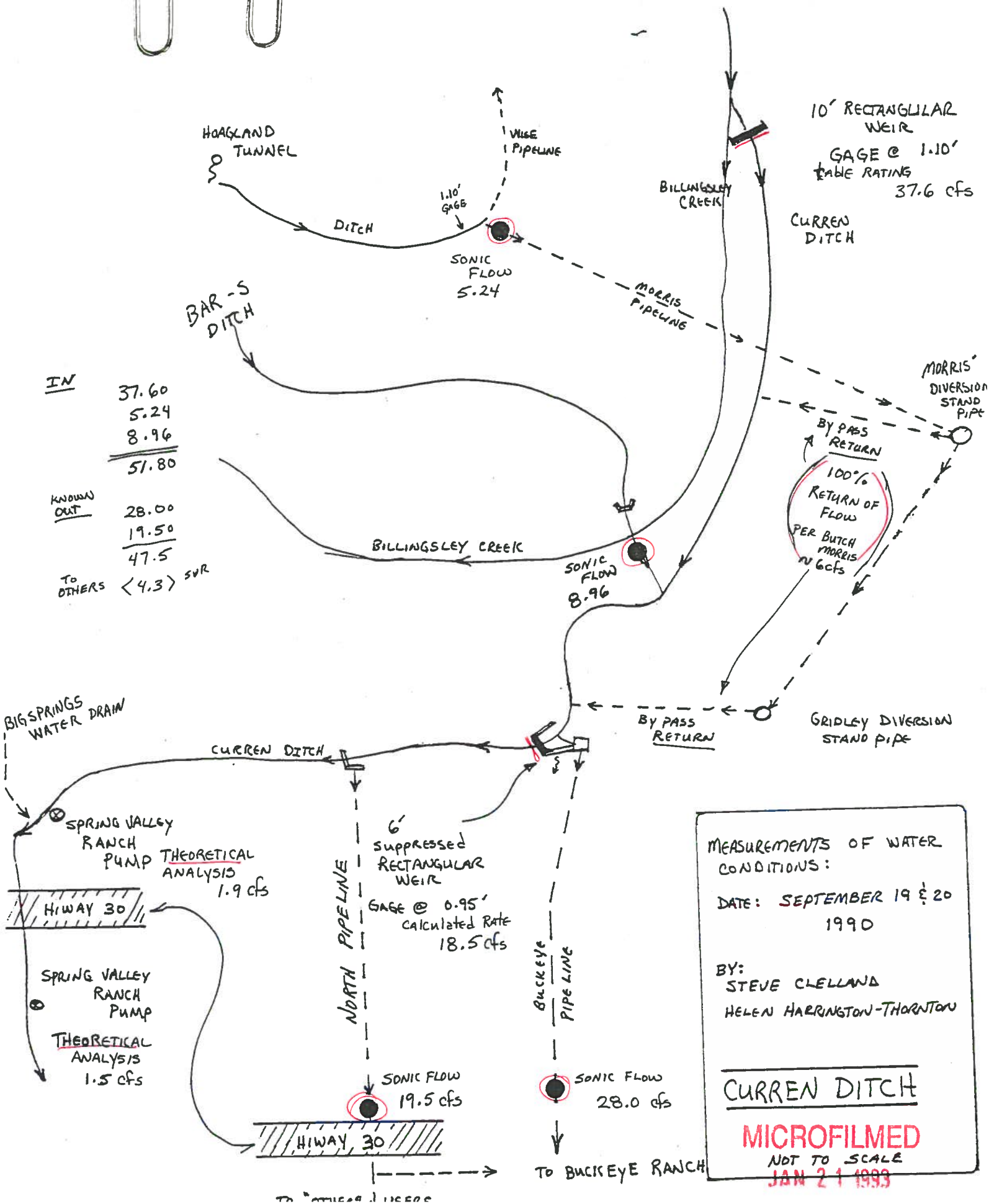
[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: [Signature]
My commission expires: 2/1/91

0472m

CORPORATION WARRANTY DEED

135482

BUCKEYE FARMS



MEASUREMENTS OF WATER CONDITIONS:

DATE: SEPTEMBER 19 & 20 1990

BY: STEVE CLELLAND
HELEN HARRINGTON-THORNTON

CURRENT DITCH

MICROFILMED

NOT TO SCALE

JAN 21 1993

Table 8.—Discharge of standard contracted rectangular weirs in second-feet. Computed from the formula $Q=3.33(L-0.2H)H^{3/2}$. (See sec. 15.)—Continued

Head H , feet	Length of weir, L , feet				
	10.0	12.0	15.0	18.0	20.0
.51	12.0	14.4	18.1	21.7	24.1
.52	12.4	14.9	18.6	22.3	24.8
.53	12.7	15.3	19.1	23.0	25.6
.54	13.1	15.7	19.7	23.6	26.3
.55	13.4	16.2	20.2	24.3	27.0
.56	13.8	16.6	20.8	25.0	27.8
.57	14.2	17.0	21.3	25.6	28.5
.58	14.5	17.5	21.9	26.3	29.2
.59	14.9	17.9	22.5	27.0	30.0
.60	15.3	18.4	23.0	27.7	30.8
.61	15.7	18.8	23.6	28.4	31.5
.62	16.1	19.3	24.2	29.1	32.3
.63	16.4	19.8	24.8	29.8	33.1
.64	16.8	20.2	25.4	30.5	33.9
.65	17.2	20.7	25.9	31.2	34.7
.66	17.6	21.2	26.5	31.9	35.5
.67	18.0	21.7	27.1	32.6	36.3
.68	18.4	22.2	27.8	33.4	37.1
.69	18.8	22.6	28.4	34.1	37.9
.70	19.2	23.1	29.0	34.8	38.7
.71	19.6	23.6	29.6	35.6	39.6
.72	20.1	24.1	30.2	36.3	40.4
.73	20.5	24.6	30.9	37.1	41.2
.74	20.9	25.1	31.5	37.8	42.1
.75	21.3	25.6	32.1	38.6	42.9
.76	21.7	26.1	32.8	39.4	43.8
.77	22.2	26.7	33.4	40.2	44.7
.78	22.6	27.2	34.1	40.9	45.5
.79	23.0	27.7	34.7	41.7	46.4
.80	23.4	28.2	35.4	42.5	47.3
.81	23.9	28.7	36.0	43.3	48.2
.82	24.3	29.3	36.7	44.1	49.0
.83	24.8	29.8	37.4	44.9	49.9
.84	25.2	30.3	38.0	45.7	50.8
.85	25.7	30.9	38.7	46.5	51.8
.86	26.1	31.4	39.4	47.3	52.7
.87	26.6	32.0	40.1	48.2	53.6
.88	27.0	32.5	40.7	49.0	54.5
.89	27.5	33.1	41.4	49.8	55.4
.90	27.9	33.6	42.1	50.7	56.4
.91	28.4	34.2	42.8	51.5	57.3
.92	28.8	34.7	43.5	52.4	58.2
.93	29.3	35.3	44.2	53.2	59.2
.94	29.9	36.0	45.1	54.2	60.3
.95	30.2	36.4	45.7	54.9	61.1
.96	30.7	37.0	46.4	55.8	62.0
.97	31.2	37.6	47.1	56.6	63.0
.98	31.7	38.1	47.8	57.5	64.0
.99	32.2	38.7	48.6	58.4	65.0
1.00	32.6	39.3	49.3	59.3	65.9

Table 8.—Discharge of standard contracted rectangular weirs in second-feet. Computed from the formula $Q=3.33(L-0.2H)H^{3/2}$. (See sec. 15.)—Continued

Head H , feet	Length of weir, L , feet				
	10.0	12.0	15.0	18.0	20.0
1.01	33.1	39.9	50.0	60.2	66.9
1.02	33.6	40.5	50.7	61.0	67.9
1.03	34.1	41.0	51.5	61.9	68.9
1.04	34.6	41.7	52.3	62.9	69.9
1.05	35.1	42.2	53.0	63.7	70.9
1.06	35.6	42.8	53.7	64.6	71.9
1.07	36.1	43.4	54.5	65.6	72.9
1.08	36.6	44.0	55.2	66.4	74.3
1.09	37.1	44.6	56.0	67.4	75.0
1.10	37.6	45.3	56.8	68.3	76.0
1.11	38.1	45.9	57.6	69.3	77.1
1.12	38.6	46.5	58.3	70.1	78.0
1.13	39.1	47.1	59.1	71.1	79.1
1.14	39.6	47.7	59.9	72.0	80.1
1.15	40.1	48.3	60.6	73.0	81.2
1.16	40.6	48.9	61.4	73.9	82.2
1.17	41.2	49.6	62.3	74.9	83.3
1.18	41.7	50.2	63.0	75.8	84.4
1.19	42.2	50.8	63.8	76.8	85.4
1.20	42.7	51.5	64.6	77.7	86.5
1.21	43.2	52.1	65.4	78.7	87.6
1.22	43.8	52.8	66.2	79.7	88.7
1.23	44.3	53.4	67.0	80.6	89.7
1.24	44.8	54.0	67.8	81.6	90.8
1.25	45.4	54.7	68.7	82.6	91.9
1.26	45.9	55.3	69.4	83.6	93.0
1.27	46.4	56.0	70.3	84.6	94.1
1.28	47.0	56.6	71.1	85.6	95.2
1.29	47.5	57.3	71.9	86.6	96.3
1.30	48.1	57.9	72.7	87.5	97.4
1.31	48.6	58.6	73.6	88.5	98.5
1.32	49.2	59.3	74.4	89.6	99.7
1.33	49.7	59.9	75.3	90.6	100.8
1.34	50.3	60.6	76.1	91.6	101.9
1.35	50.8	61.3	77.0	92.6	103.1
1.36	51.4	61.9	77.8	93.6	104.2
1.37	51.9	62.6	78.7	94.7	105.4
1.38	52.5	63.3	79.5	95.7	106.5
1.39	53.1	64.0	80.4	96.7	107.6
1.40	53.6	64.7	81.2	97.8	108.8
1.41	54.2	65.3	82.0	98.8	109.9
1.42	54.7	66.0	82.9	99.8	111.1
1.43	55.3	66.7	83.8	100.9	112.3
1.44	55.9	67.4	84.7	101.9	113.4
1.45	56.5	68.1	85.5	103.0	114.6
1.46	57.0	68.8	86.4	104.0	115.8
1.47	57.6	69.5	87.3	105.1	116.9
1.48	58.2	70.2	88.2	106.2	118.2
1.49	58.8	70.9	89.1	107.2	119.3
1.50	59.3	71.6	89.9	108.3	120.5



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

8-22-90

MODE SELECT
INPUT

OUTER DIAMETER
26.1012 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
.28000 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
21.654 IN U

08-22 16:0400 *R
+358.745E 1GPM

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

08-22 16:0600 *R
+002.40 % AI2

MODE SELECT
T0 CHECK

0955.2 MMSEC
100.08 % T0

08-22 16:0600 *R
+312.779E 1GPM

08-22 16:0700 *R
+312.251E 1GPM

MODE SELECT
INPUT

OUTER DIAMETER
16.0744 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1100 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
12.752 IN U

08-22 16:1700 *R
+103.027E 1GPM

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

08-22 16:1800 *R
+002.60 % AI2

MODE SELECT
T0 CHECK

0591.9 MMSEC
099.91 % T0

08-22 16:1800 *R
+ 90.346E 1GPM

08-22 16:2000 *R
+ 89.554E 1GPM

GAGE READING @ HEAD
OF BAR S DITCH = 0.58'

GAGE READING @
HEAD OF BUCKEYE PIPE
= 0.56'

GAGE @ CURREN DITCH
= 1.0'

ANOTHER GAGE READING
WAS MADE ON THE
CREST OF THE HEADBOX
AT THE PIPELINE OVER
BILLINGSLEY CREEK.
DEPTH = 1.60'

6.96 cfs (Lg. Pipe)

2.00 cfs (Sm. Pipe)

8.96 cfs TOTAL

(448 inches)

BAR S DITCH

MICROFILMED

JAN 21 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

MODE SELECT
INPUT

OUTER DIAMETER
25.0827 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.2500 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
20.729 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

MODE SELECT
T0 CHECK

0920.4 MMSEC
100.19 % T0

09-20 13:5000 *R
+002.40 % A12

09-20 13:5000 *R
+236.698E 1GPM

09-20 13:5100 *R
+233.792E 1GPM

09-20 13:5200 *R
+232.471E 1GPM

09-20 13:5200 *R
+237.226E 1GPM

GAGE Reading: 1.10'
Taken 7 feet upstream from Pipe Head of Hoagland D.

MEASUREMENT taken ON
PIPELINE, FROM HOAGLAND
TUNNEL DITCH, TO MORRIS
STAND PIPE.

GAGE READING: 1.10'
TAKEN 7 feet back from
HEAD of PIPELINE.

THIS WATER MEASUREMENT
DOES NOT INCLUDE THE
DIVERSION TO THE SHELBYWISE
PLACE.

$$\bar{X} = 2350.5 \text{ gpm}$$

$$\bar{X} \text{ cfs} = 5.24 \text{ cfs}$$

MICROFILMED

JAN 21 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

MODE SELECT
INPUT

R. KEITH HIGGINSON
Director

OUTER DIAMETER
24.4142 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
.22700 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
20.118 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

MODE SELECT
T0 CHECK

0094.3 MMSEC
099.88 % T0

09-19 08:4100 *R
+002.40 % AI2

09-19 08:4100 *R
+867.541E 1GPM

09-19 08:4200 *R
+874.937E 1GPM

09-19 08:4200 *R
+876.258E 1GPM

09-19 08:4200 *R
+877.579E 1GPM

09-19 08:4200 *R
+875.466E 1GPM

09-19 08:4200 *R
+875.730E 1GPM

NORTH PIPELINE
MEASUREMENT.

TAKEN EAST SIDE HWY 30.

"North Pipeline"
@ Hwy 30, east side

Gaug reading at Buckeye Pipeline diversion
6.95 for Curran ditch

$\bar{X} = 8745.9$

$\bar{X}$ CFS = 19.5 cfs

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

MODE SELECT
INPUT

OUTER DIAMETER
30.0165 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.3449 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? Z

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
12.506 IN Z

09-19 14:0800 *R
+ 1.254E 4GPM

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

MODE SELECT
T0 CHECK

0554.7 MMSEC
101.24 % T0

09-19 14:1000 *R
+002.90 % AI2

09-19 14:1100 *R
+ 1.265E 4GPM

09-19 14:1100 *R
+ 1.282E 4GPM

09-19 14:1300 *R
+ 1.274E 4GPM

BUCKEYE RANCH PIPELINE
GAGE READING @ DILATION
Between 8 + 9 = 0.85'

(ALSO: GAGE @ BARS DITCH PIPE SIPHON)
= 1.60'

FIRST MEASUREMENT

BUCKEYE PIPELINE.

CONFIRMED BY 2ND READING.

$$\bar{X} = 12,736 \text{ GPM}$$

$$\bar{X} \text{ CFS} = 28.4 \text{ cfs}$$

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Governor

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Director

MODE SELECT
INPUT

OUTER DIAMETER
30.1118 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.3510 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? Z

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
12.562 IN Z

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

09-20 10:4800 *R
+ 1.229E 4GPM

09-20 10:4800 *R
+002.90 % AI2

MODE SELECT
T0 CHECK

0552.6 MMSEC
100.58 % T0

09-20 10:4900 *R
+ 1.226E 4GPM

09-20 10:5000 *R
+ 1.227E 4GPM

09-20 10:5100 *R
+ 1.246E 4GPM

SECOND READING TAKEN TO
VERIFY + CONFIRM THE FIRST
MEASUREMENT.

BUCKEYE PIPELINE

$$\bar{X} = 12,330 \text{ GPM}$$

$$\bar{X} \text{ cfs} = 27.5 \text{ cfs} \text{ MICROFILMED}$$

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SYSTEM CLAIM NUMBERS

R36 00015

INITIALS *See*

DATE 8-5-92

**PRESUMPTION
CODE**

CONTRACE: Delete the Diversion Rate amounts.

Comment: Portions of the Placed Use Described
Herein were sold without water rights
on February 7, 1989.

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IAN 2 1 1002

NOTES

TO: Buckeye Farms via Pipeline & North Pipeline DATE: 9-20-90 (12pm)
SCC/HHT spoke to Butch Morris: Musser/Griddle/Morris/Boyer
places are not using water at this time - it is all bypassed
into the Curren Ditch. He said there should be about
300 inches (6 cfs). Sonic Measurement made on this
pipeline source @ the Doug Schaank place. = 5.24 cfs

FROM: SCC/HHT

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CURREN DITCH @ Buckeye RANCH DIVERSION

7-23-90

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STAFF GAGE
~ 0.60'
(on 6' suppressed
Rect. Weir)

