

# Idaho Department of Water Resources

1987 NAPP Photo

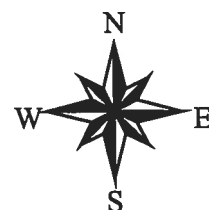


0 0.2 0.4 0.6 Miles



Claim Number: 02-7188  
Legal: T03N, R05W, S4 & 5  
T04N, R05W, S32 & 33  
Reviewed By: BTB 7/01/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



CONTRACTOR: Karan Waters

CLAIM/ID: 02-07188

Date: 5-2-02

|       |     |     |     | NE |    |    |    | NW |    |    |    | SW |    |     |    | SE |    |    |    | Sum |
|-------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|-----|----|----|----|----|----|-----|
|       | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW  | SE | NE | NW | SW | SE |     |
| Claim | 3N  | 5W  | 4   |    |    |    |    |    | -3 |    |    |    |    |     |    |    |    |    |    | 1   |
| GIS   |     |     |     |    |    |    |    |    | 1  |    |    |    |    |     |    |    |    |    |    | .7  |
|       |     |     |     |    |    |    |    |    | .7 |    |    |    |    |     |    |    |    |    |    |     |
| Claim |     |     | 5   | -1 |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    | 8   |
| GIS   |     |     |     | 8  |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    | 14  |
|       |     |     |     | 14 |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |     |
| Claim | 4N  | 5W  | 32  |    |    |    |    |    |    |    |    |    |    |     |    |    |    | -4 |    | 21  |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    | 21 |    | 18  |
|       |     |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    | 18 |    |     |
| Claim |     |     | 33  |    |    |    |    |    |    |    |    |    |    | -1  |    |    |    |    |    | 2   |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    | 2   |    |    |    |    |    | 1.4 |
|       |     |     |     |    |    |    |    |    |    |    |    |    |    | 1.4 |    |    |    |    |    |     |

Number of POD's 1

Total Claimed Acres: 32

Overlapping FOU Claim #'s:

Total GIS Acres: 34.1

COMMENTS:

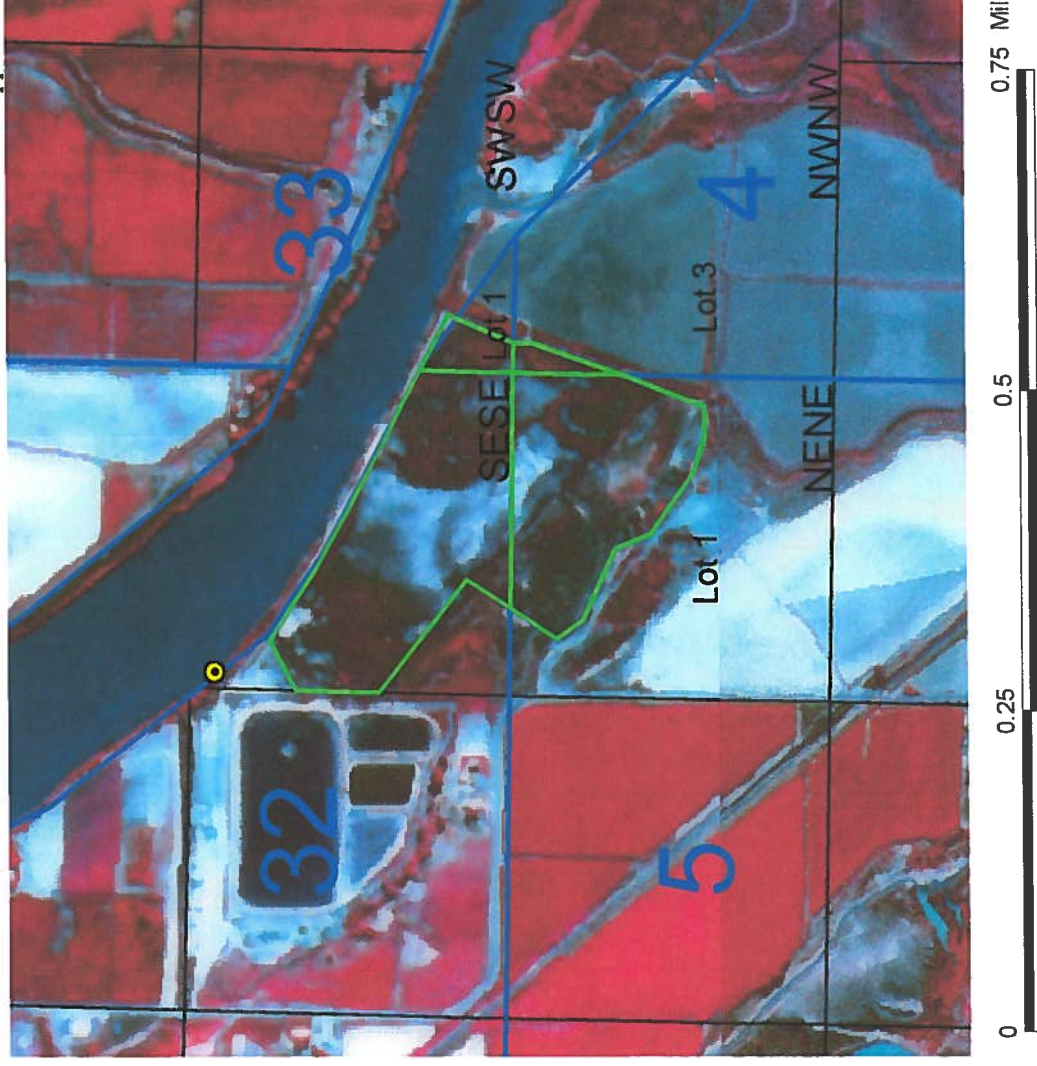
POU per license map & image interpretation.

POD per license map.

# Idaho Department of Water Resources

Claim Number: 02-07188  
Legal: T03N, R05W, S4, 5  
T04N, R5W, S32, 33  
Reviewed By:

1987 Napp Photo



● Point of Diversion



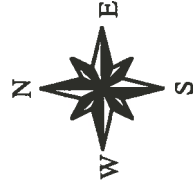
Place of Use



Section Lines



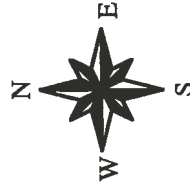
Quarter Quarter Lines



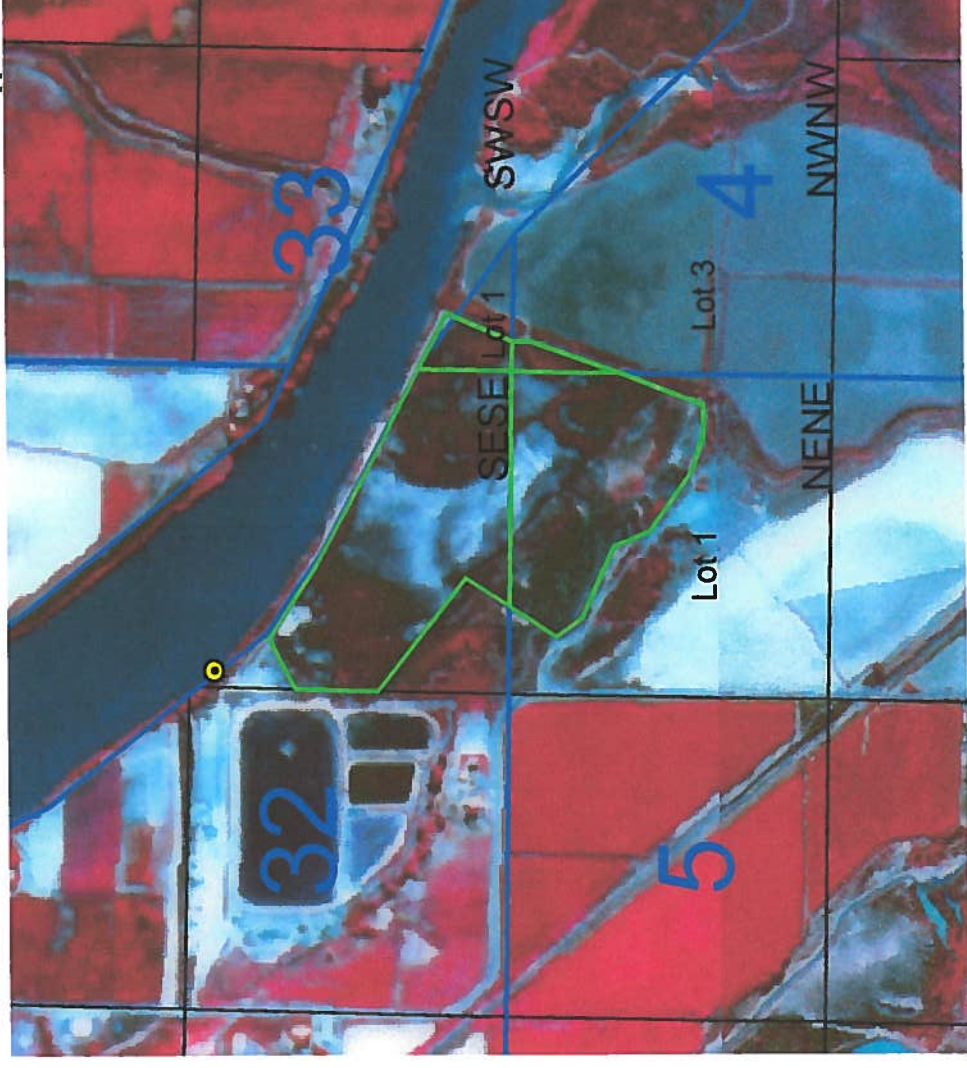
# Idaho Department of Water Resources

Claim Number: 02-07188  
Legal: T03N, R05W, S4, 5  
T04N, R5W, S32, 33  
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo



0 0.25 0.5 0.75 Miles

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 A02-07188  
Date Received: 3/23/90  
Receipt No: X111111  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): JAMES P RAGAN Phone: (909) 890-4039  
PO BOX 5761  
SAN BERNARDINO CA USA 92412-5761

2. Date of Priority: 02/26/1975

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County |
|----------|-------|---------|-----------------------|--------|
| 04N      | 05W   | 32      | SE SE 4               | OWYHEE |

5. Description of diverting works:

PORTABLE GASOLINE MOTOR - SPRINKLER SYSTEM 15 HP MOTOR & PUMP

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 3/15 | 11/15 | 0.64   |            |
| STOCKWATER | 1/01 | 12/31 | 0.02   |            |

7. Total Quantity Appropriated is:  
0.66 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 03N      | 05W   | 4       | NW NW      | 3   | IRRIGATION    | 1     |
|          |       |         |            |     | Section Acres | 1     |
| 03N      | 05W   | 5       | NE NE      | 1   | IRRIGATION    | 8     |
|          |       |         |            |     | Section Acres | 8     |
| 04N      | 05W   | 32      | SE SE      | 4   | IRRIGATION    | 21    |
|          |       |         |            |     | Section Acres | 21    |
| 04N      | 05W   | 33      | SW SW      | 1   | IRRIGATION    | 2     |
|          |       |         |            |     | Section Acres | 2     |
|          |       |         |            |     | Total Acres   | 32    |

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY DB 9/14/2000.  
CORRECTED GOV'T LOT NUMBER FOR POU PER GOV'T PLAT MAP ATTACHED.

15. Basis of Claim: License

**STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES**

**NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

**RECEIVED  
OCT 28 1998  
WATER RESOURCES  
WESTERN REGION**

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

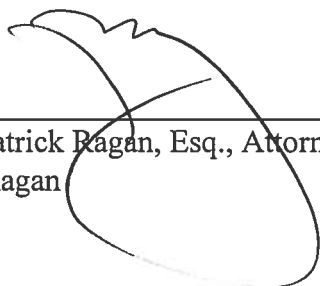
1. Water Right No(s).: 02-07188  
Adjudication Claim No(s).: A02-07188
  
2. The following REQUIRED information must be submitted with this form:
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)  
OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
  
3. Name and Address of Former Owner/Claimant UNITED STATES OF AMERICA (FARMERS HOME ADMINISTRATION)
  
4. New Owner/Claimant(s) JAMES P. RAGAN  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or  
 New Mailing Address P.O. BOX 5761  
 City, State and ZIP Code SAN BERNARDINO, CA 92412-5761  
 New Telephone Number (909) 890-4039
  
5. Date you acquired the property JANUARY 18, 1990
  
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.  
 Number of acres you irrigate \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
 Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
  
7. Signature of New Owner or Claimant(s) [Signature] Date Oct 26, 98  
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
  
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

## NOTICE OF APPEARANCE

Please be advised, that the undersigned represents the interests of owner/claimant James P. Ragan regarding *Water Right No. 02-07188* and *Adjudication Claim No. A02-07188*. Please direct all future correspondence regarding the above claim to:

**J. Patrick Ragan, Esq.**  
**242 East Airport Drive, Suite 205**  
**San Bernardino, California 92408**

DATED: 10/26/98

  
\_\_\_\_\_  
J. Patrick Ragan, Esq., Attorney for James  
P. Ragan

JAN 22 1990

Form FmHA 1955-49  
(Rev. 10-28-81)

UNITED STATES DEPARTMENT OF AGRICULTURE  
FARMERS HOME ADMINISTRATION

QUITCLAIM DEED

The UNITED STATES OF AMERICA, acting through the Administrator of the Farmers Home Administration, United States Department of Agriculture, CONVEYS and QUITCLAIMS to James P. Ragan of 1376 No. Waterman Ave., San Bernardino, California 92404

, Grantee, for the sum of ONE HUNDRED TWO THOUSAND AND NO/100----- -- (\$102,000.00)

all interest in the following described real estate situated in the County of Owyhee

State of Idaho, to-wit:

TOWNSHIP 3 NORTH, RANGE 5 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 4: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Lot 3 EXCEPT that part of Lot 3 lying East of Succor Creek.

Section 5: Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , EXCEPTING the Right of Way of the Oregon Shortline Railroad Co., running in a Northwesterly direction through the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , said right of way being a strip of land 100 feet wide as shown in the records of Owyhee County, Idaho. ALSO EXCEPTING a tract of land situated in Government Lot 1 and SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 5, T3N, R5W, B.M., and more particularly described as follows:

COMMENCING at the NW corner of said Government Lot 1 (E-1/16 cor.) of said Section 5; thence South 1 $^{\circ}$ 15'48" West, 158.78 feet, along the West boundary of said Government Lot 1, said point being the POINT OF BEGINNING; thence South 73 $^{\circ}$ 01'21" East 254.24 feet; thence South 16 $^{\circ}$ 50'42" East 58.63 feet; thence South 59 $^{\circ}$ 47'21" East 1085.07 feet; thence South 47 $^{\circ}$ 32'50" West, 426.20 feet; thence South 19 $^{\circ}$ 15'50" East 100.25 feet; thence South 63 $^{\circ}$ 23'00" West 107.13 feet; thence North 37 $^{\circ}$ 27'45" West 345.38 feet; thence South 51 $^{\circ}$ 13'45" West 746.41 feet to a point on the West boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ ; thence North 1 $^{\circ}$ 15'48" West 1300.22 feet along the West boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$  and Government Lot 1 to the POINT OF BEGINNING.

TOWNSHIP 4 NORTH, RANGE 5 WEST, B.M., OWYHEE COUNTY, IDAHO

Section 32: Lot 4

Section 33: Lot 3

Subject to Conservation Easement Reservations in the United States.  
as Exhibits A and B, attached hereto:

This deed is executed and delivered pursuant to the provisions of a credit sale of Government Inventory property formerly belonging to Richard E. & Lorena L. Lasselle, 12-37-001232808, Advice No. 1203712214, and the

authority set forth in 7 CFR 1900, Subpart A.

No member of Congress shall be admitted to any share or part of this deed or to any benefit that may arise therefrom.

Dated January 18, 1990 .

UNITED STATES OF AMERICA (Grantor)

By Michael A. Field  
MICHAEL A. FIELD, State Director  
Farmers Home Administration  
United States Department of Agriculture

In the presence of:

\_\_\_\_\_  
\*  
\_\_\_\_\_  
\*

ACKNOWLEDGMENT

INDEXED  
MICROFILMED

REQUEST OF  
MICHAEL A. FIELD  
FEE 36.00

BARBARA JAYO  
OWYHEE COUNTY RECORDER  
BY G. Shofner  
DEPUTY

MAR 9 1 01 PM '90

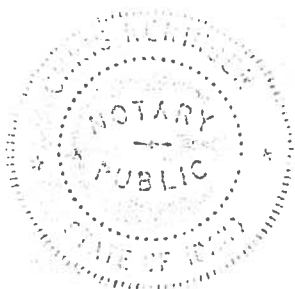
FILED-RECORDED

201920

STATE OF IDAHO )  
County of Ada )

On this 18th day of 1990, before me, the undersigned, a Notary Public for and in behalf of the State of Idaho, personally appeared Michael A. Field, known to me to be the State Director, Farmers Home Administration, USDA, and person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year last above mentioned.



Chris Reinger  
NOTARY PUBLIC FOR THE STATE OF IDAHO  
Residing at Meridian, Idaho  
My Bond Expires 7-6-94

Exhibit A  
FmHA Inventory  
Farm: LaSalle

Conservation Easement Reservations in the United States

By this instrument there is reserved in the UNITED STATES OF AMERICA, its successors and assigns, a perpetual conservation easement on the property conveyed by this deed.

This easement is under the authority and in furtherance of the provisions of federal law, including sections 331 and 335 of the Consolidated Farm and Rural Development Act (7 U.S.C. 1981, 1985), Executive Order 11990 providing for the protection of wetlands, and Executive Order 11988 providing for the management of floodplains. The restrictions and covenants contained in this easement constitute a perpetual servitude on and run with the property. The Grantee and all successors and assigns ("landowners") under this deed covenants with the United States to do or refrain from doing, severally and collectively, the various acts mentioned later in this easement. The United States is reserved the rights enumerated in this easement for itself and its successors, agents and assigns.

I. Description of the Easement Area

Portion of the property as outlined in Exhibit B.

II. Covenants by the Landowner

A. No dwellings, barns, outbuildings or other structures shall be built within the easement area.

B. The vegetation or hydrology of the described easement area will not be altered in any way or by any means or activity on the property conveyed by this deed, or property owned or under the control of the landowner, including (1) cutting or mowing; (2) cultivation; (3) grazing; (4) harvesting wood products; (5) burning; (6) placing of refuse, wastes, sewage, or other debris, (7) draining, dredging, channeling, filling, discing, pumping, diking, impounding and related activities.

C. Notwithstanding the provisions of paragraph II B above, the landowner shall be responsible for compliance with all federal, state and local laws for the control of noxious or other undesirable plants on the easement area. The responsibility for such plant control may be assumed in writing by and at the option of the easement manager where the control or manipulation of such plants is deemed by the manager to affect easement management programs or policies.

D. Cattle or other stock shall not be permitted on the easement area, except that the easement manager shall permit access to and use of waters within the area necessary for stock watering under such terms and conditions as the easement manager deems necessary to protect and further the purposes of this easement, provided:

(1) the easement manager bears the costs of building and maintaining fencing or other facilities reasonably necessary to preclude stock from entering the easement area; and

(2) access for stock watering need not be permitted where other waters are reasonably available from other sources outside the easement area.

### III. Rights Reserved in the United States

The United States, on behalf of itself, its successors or assigns, reserves and retains the right, at its sole discretion, to manage the easement area including the following authorities:

A. The right of ingress and egress to conduct wetlands management, monitoring, and easement enforcement activities. The easement manager may utilize any reasonably convenient route of access to the easement area. However, the landowner may provide a designed route to and from the easement area so that damage to farm operations can be reasonably avoided.

B. The right to install, operate, and maintain structures for the purpose of re-establishing, protecting, and enhancing wetlands functional values including the taking of construction materials to and from said sites.

C. The right to establish or re-establish vegetation through seedings, plantings, or natural succession.

D. The right to manipulate vegetation, topography and hydrology on the easement areas through diking, pumping, water management, excavating, island construction, burning, cutting, pesticides application, fertilizing, and other appropriate practices.

E. The right to conduct predator management activities.

F. The right to construct and maintain fences in order to prevent grazing or other types or encroachment on the easement area.

G. Notwithstanding permissive provisions of State or Federal law, the right to prohibit or regulate hunting or fishing or other taking of migratory birds, fish and wildlife. This right to prohibit any of these activities shall be effected by (1) the easement manager posting the area, or (2) otherwise giving notice of the prohibitions to the landowner.

No 4

#### IV. Easement Management and Administration.

A. This easement shall be managed and administered by the Idaho Department of Fish and Game which may be referred to as the "easement manager."

B. For purposes of management and administration of this easement, all rights of the United States in this easement are assigned to the easement manager. The easement manager may enforce all the terms and conditions of this easement, along with all rights and powers reserved in this easement through such general or specific regulations or orders as may, from time to time, be promulgated under its general governmental authorities.

#### V. General Provisions

A. The agreed upon purposes of this reservation are the preservation and maintenance of the wetland and floodplain areas existing as of the date of this conveyance as well as protection and enhancement of plant and animal habitat and populations. Such purposes shall constitute the dominant estate within the easement area. A "wetland" is defined by reference to section 7 (c) of Executive Order 11990 and a "floodplain" is defined by reference to section 6 (c) of Executive Order 11990. Any ambiguities in this easement shall be construed in a manner which best effectuates wetland preservation and fish and wildlife purposes.

B. Any subsequent amendment to or repeal of any federal law or order which authorizes this reservation shall not affect the rights reserved by the United States or subsequently held by its successors or assigns.

C. For purposes of this easement, wetland management rights reserved by the United States include, but are not limited to, inspection for compliance with terms of this easement; research regarding water, wetlands, fish and wildlife and associated ecology; and any other activity consistent with the preservation and enhancement of wetland functional values.

D. The United States, its successors and assigns, including the easement manager, shall have the right to make surveys, take photographs and prepare such other documentation as may be necessary or desirable to administer the provisions of this easement. Any such map, plat or other suitable document may be recorded in the land records of the respective county in which the property is located.

E. The easement reservation does not authorize public entry upon or use of land. Unless the easement manager prohibits public entry, the landowner may permit it at the landowner's discretion.

F. Subject to paragraph III-G in this easement the landowner and invitees may hunt and fish on the easement area in accordance with all federal, state, and local game and fishery regulations.

G. This easement shall be binding on the landowner, and the landowner's heir, successors or assigns. The landowner covenants to warrant and defend unto the United States, its successors or assigns, the quiet and peaceable use and enjoyment of the land and interests in the land constituting this reservation against all claims and demands.

H. The easement manager shall be the agent of the United States or its successors and assigns. The manager shall have all discretionary powers of the United States under this easement. In the performance of any rights of the United States under this easement, the manager may permit, contract or otherwise provide for action by employees, agents, or assigns which may include the landowner.

EXHIBIT B

IDAHO DEPARTMENT OF FISH & GAME

for

HABITAT EASEMENT

BBCE JOB # SC 120289

BOOK 320

DECEMBER 29, 1989

This parcel of land located in the NW 1/4 of Section 4, Township 3 North, Range 5 West, B.M. and the SW 1/4 of the SW 1/4 of Section 33, Township 4 North, Range 5 West, B.M., and the SE 1/4 of the SE 1/4 of Section 32, Township 4 North, Range 5 West, B.M., Owyhee County, Idaho and is more particularly described as follows:

Beginning at an Iron Pin marking the Center 1/4 of Section 4, Township 3 North, Range 5 West, B.M. Owyhee County, Idaho;

Thence North  $89^{\circ} 59' 54''$  East, a distance of 242.26 feet along the Centerline of Said Section 4 to an Iron Pin. Said point being the TRUE POINT OF BEGINNING;

Thence North  $42^{\circ} 05' 36''$  East, a distance of 518.30 feet to an Iron Pin;

Thence North  $22^{\circ} 49' 42''$  East, a distance of 311.39 feet to an Iron Pin;

Thence North  $34^{\circ} 12' 13''$  East, a distance of 246.99 feet to an Iron Pin;

Thence North  $47^{\circ} 14' 12''$  East, a distance of 201.83 feet to an Iron Pin;

Thence North  $16^{\circ} 02' 09''$  East, a distance of 405.74 feet to an Iron Pin;

Thence North  $22^{\circ} 11' 21''$  West, a distance of 822.39 feet to an Iron Pin;

Thence North  $47^{\circ} 01' 03''$  West, a distance of 362.92 feet to an Iron Pin;

Thence North  $12^{\circ} 49' 47''$  West, a distance of 301.00 feet to an Iron Pin;

DESCRIPTION FOR

PAGE 2

IDAHO DEPARTMENT OF FISH & GAME

HABITAT EASEMENT

SC 120289

BOOK 320

DECEMBER 29, 1989

Said point being North 83° 13' 31" East, a distance of 517.61 feet of the Northwest Corner of Said Section 4. Said point also being at the Intersection of a line that is 70 feet Westerly of the Mean Highwater line of Succor Creek and a line that is 70 feet Southerly of the Mean Highwater line of the Snake River;

Thence the following Courses and Distances along a line that is 70 feet Southerly of and Parallel to the Mean Highwater line of the Snake River;

Thence North 66° 10' 16" West, a distance of 690.93 feet to an Iron Pin which is North 19° 08' 02" West, a distance of 360.09 feet of the Southeast Corner of Section 32, Township 4 North, Range 5 West, B.M., Owyhee County, Idaho;

Thence North 62° 23' 38" West, a distance of 470.57 feet to an Iron Pin;

Thence North 63° 28' 56" West, a distance of 510.40 feet to an Iron Pin;

Thence North 52° 11' 14" West, a distance of 428.95 feet to an Iron Pin which is set at the Intersection of the Said line that is 70 feet Southerly of and Parallel to the Mean Highwater line of the Snake River and the East 1/16 line of said Section 32. Said point being North 0° 26' 11" West, a distance of 1067.56 feet of East 1/16 Corner on the South line of Said Section 32;

Thence North 0° 26' 11" West, a distance of 89.14 feet along the Said East 1/16 line of Said Section 32 to its intersection with the Mean Highwater line of the Snake River;

Thence the following Courses and Distances along the Mean Highwater line of the Snake River;

Thence South 52° 11' 14" East, a distance of 477.20 feet to a point;

Thence South 63° 28' 56 East, a distance of 503.92 feet to a point;

Thence South 62° 23' 38" East, a distance of 469.15 feet to a point;

DESCRIPTION FOR  
IDAHO DEPARTMENT OF FISH & GAME  
HABITAT EASEMENT  
SC 120289  
BOOK 320  
DECEMBER 29, 1989

PAGE 3

Thence South 66° 10' 16" East, a distance of 775.23 feet to a point which is the Intersection of the Mean Highwater line of the Snake River and the Center of Succor Creek;

Thence the following Courses and Distances along the Center of Succor Creek;

Thence South 5° 11' 55" East, a distance of 244.32 feet to a point;

Thence South 67° 38' 33" East, a distance of 157.43 feet to a point;

Thence South 58° 39' 14" East, a distance of 131.35 feet to a point;

Thence South 28° 43' 17" East, a distance of 81.18 feet to a point;

Thence South 50° 12' 35" East, a distance of 433.06 feet to a point;

Thence South 37° 58' 41" East, a distance of 38.06 feet to a point;

Thence South 3° 30' 17" West, a distance of 98.64 feet to a point;

Thence South 27° 57' 25" West, a distance of 239.52 feet to a point;

Thence South 8° 13' 44" East, a distance of 154.13 feet to a point;

Thence South 49° 30' 27" East, a distance of 219.71 feet to a point;

Thence South 39° 47' 38" East, a distance of 89.60 feet to a point which is the intersection of the Center of Succor Creek and the North 1/16 line of Said Section 4;

Thence North 89° 43' 20" West, a distance of 81.72 feet along the North 1/16 line of Said Section 4 to an Iron Pin marking the Northwest 1/16 of Said Section 4;

Thence South 0° 57' 24" East, a distance of 1310.91 feet along the West 1/16 line of Said Section 4 to an Iron Pin marking the West 1/16 of Said Section 4;

DESCRIPTION FOR

PAGE 4

IDAHO DEPARTMENT OF FISH & GAME

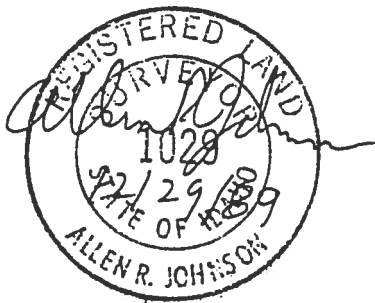
HABITAT EASEMENT

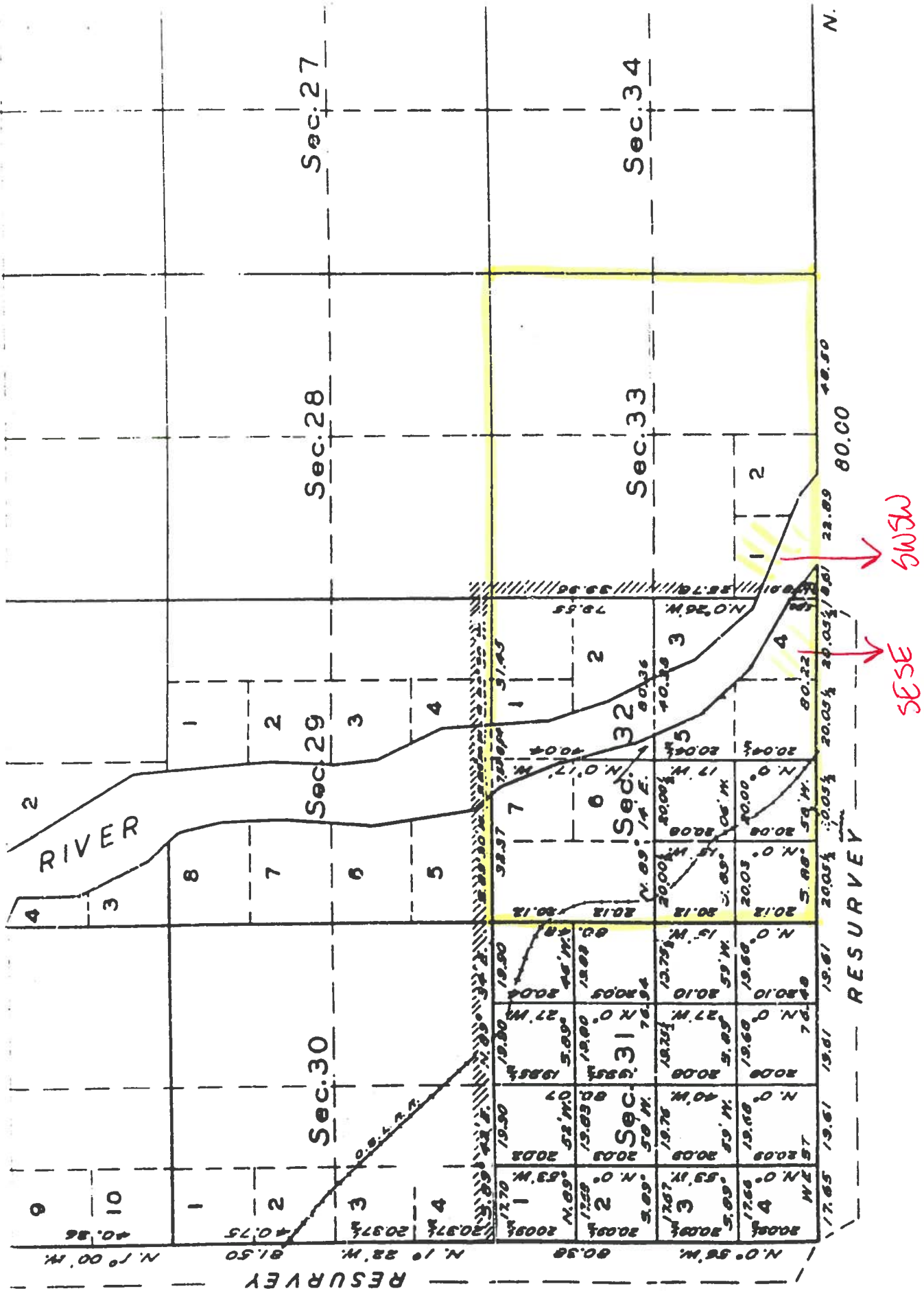
SC 120289

BOOK 320

DECEMBER 29, 1989

Thence South 89° 59' 54" West, a distance of 1075.37 feet along the Centerline of Said Section 4 to the TRUE POINT OF BEGINNING, comprising 27.87 Acres, more or less.

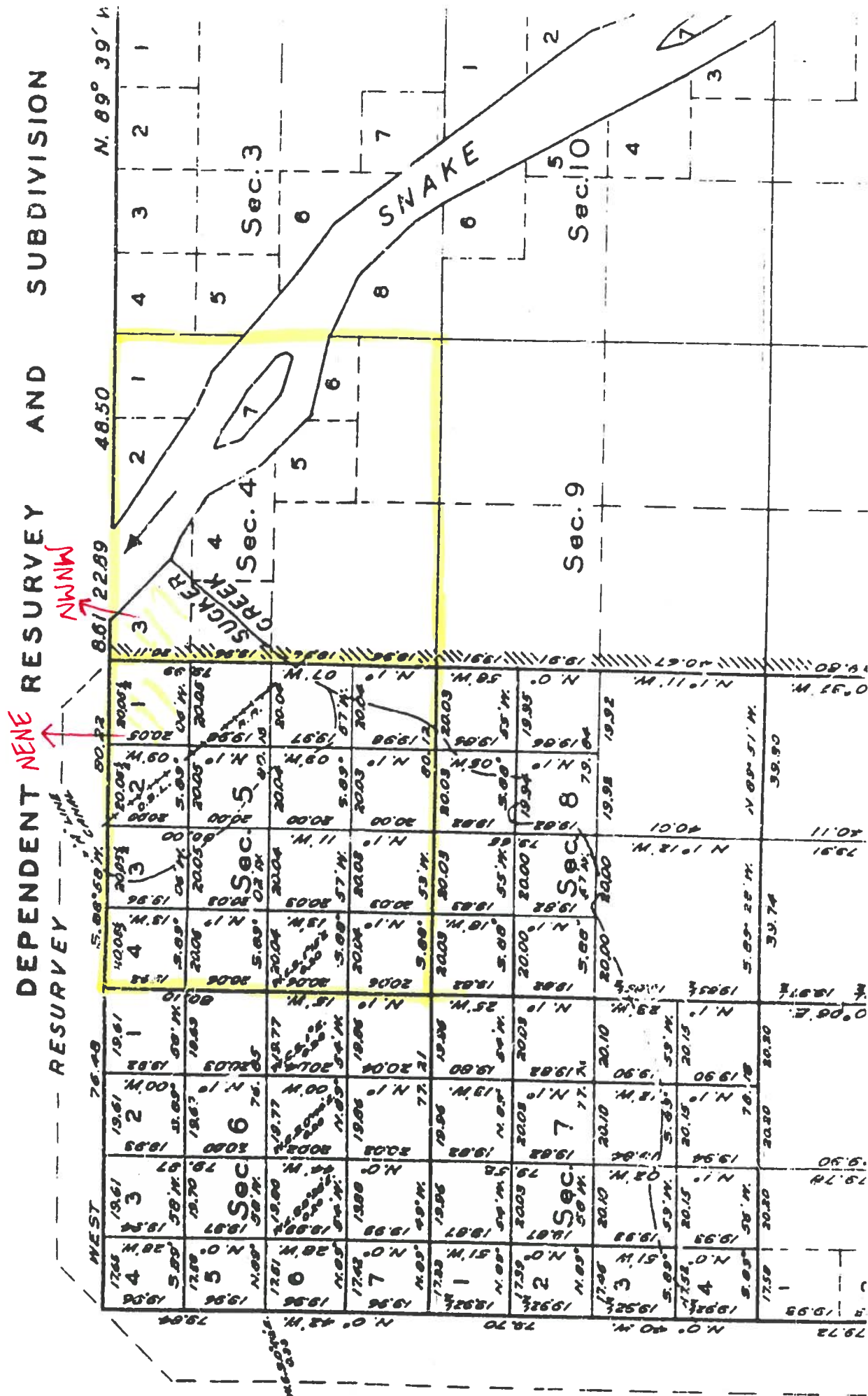




0 20 40 80  
Scale: 40 Chains to an Inch.

Office of U.S. Superv  
Denver, Color  
The above plat of Township No. 4 N.  
of the Boise Mer

| GROUP | DATE | MILEAGE |     | WHEN SURVEYED |           |
|-------|------|---------|-----|---------------|-----------|
|       |      | MLS     | CHS | BEGUN         | COMPLETED |
| 19    |      |         |     |               |           |



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: **A02-07188**  
Date Received: 3/23/1990  
Receipt No: X111111  
Received By: \_\_\_\_\_

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

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH 208-334-1577  
Address: USDA, FMHA  
3232 ELDER ST.  
BOISE ID 83705

2. Date of Priority: FEB 26, 1975

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 04N      | 05W   | 32      |        | SE     | SE  | 4   | OWYHEE |

5. Description of diverting works:  
PORTABLE GASOLINE MOTOR - SPRINKLER SYSTEM 15 HP MOTOR & PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.640 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.020 |      |        |

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

8. Total consumptive use is 112.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCK, 50 RANGE

**MICROFILMED**

**AUG 16 1994**

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 03N      | 05W   | 4       | NW     | NW  | 3   | IRR | 1.0   |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 1.0   |
|          |       | 5       | NE         | NE  | 1             | IRR   |
|          |       |         |            |     | Section Acres | 8.0   |
| 04N      | 05W   | 32      | SE         | SE  | 4             | IRR   |
|          |       |         |            |     | Section Acres | 21.0  |
|          |       |         |            |     | Section Acres | 21.0  |
|          |       | 33      | SW         | SW  | 4             | IRR   |
|          |       |         |            |     | Section Acres | 2.0   |
|          |       |         |            |     | Section Acres | 2.0   |
|          |       |         |            |     | Total Acres   | 32.0  |

11. Place of use in counties: OWYHEE

12. Do you own the property listed above

13. Other Water Rights Used:  
NONE

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

SWSW is lot 1  
per gov't plat  
map attached.

(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 Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

**MICROFILMED**

**AUG 16 1994**

State of Idaho )  
 ) SS.  
County of \_\_\_\_\_ )

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

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

Seal

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

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

**MICROFILMED**

**AUG 16 1994**

DATA ENTRY BY                     

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: A02-07188  
Date Received: 3/23/1990  
Receipt No: X111111  
Received By:                     

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

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH 208-334-1577  
Address: USDA, FMHA  
3232 ELDER ST.  
BOISE, ID 83705

2. Date of Priority: FEB 26, 1975

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 04N      | 05W   | 32      | SE     | SE     | SE  | 4   | OWYHEE |

5. Description of diverting works:  
PORTABLE GASOLINE MOTOR - SPRINKLER SYSTEM 15 HP MOTOR & PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.640 |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.020 |      |        |

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

8. Total consumptive use is 112.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCK, 50 RANGE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 03N      | 05W   | 4       | NW     | NW  | 3   | IRR | 1.0   |

A02-07188

Page 1

Date: 06/19/90

**MICROFILMED**  
**AUG 16 1994**

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
|          |       |         |        |     |     | Section Acres | 1.0   |
|          |       | 5       | NE     | NE  | 1   | IRR           | 8.0   |
|          |       |         |        |     |     | Section Acres | 8.0   |
| 04N      | 05W   | 32      | SE     | SE  | 4   | IRR           | 21.0  |
|          |       |         |        |     |     | Section Acres | 21.0  |
|          |       | 33      | SW     | SW  | 4   | IRR           | 2.0   |
|          |       |         |        |     |     | Section Acres | 2.0   |
|          |       |         |        |     |     | Total Acres   | 32.0  |

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:  
NONE

14. Remarks:

15. Basis of Claim: LICENSE

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

NOV 08 1989

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 02-07188

Date Received \_\_\_\_\_

Receipt Number \_\_\_\_\_

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

ORIGINAL

Please type or print clearly

(USDA) Farmers Home Administration

1. Name of Claimant (s) UNITED STATES OF AMERICA Phone (208) 334-1577Mailing Address 3232 Elder Street Boise, Idaho Zip 837052. Date of Priority (Only one (1) per claim) 2/26/19753. Source of water supply (a) Snake River  
which is tributary to (b) Columbia River4. a. Location of existing point of diversion is: Township 4N Range 5W Section 32,  
1/4 of SE 1/4 of SE 1/4, Govt. Lot, 4 B.M., County of Owyhee

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 \_\_\_\_\_

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.Portable Gasoline  
motor - sprinkler system. 15 H.P motor + pump

MICROFILMED

AUG 16 1994

LASSALLE

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount .64 or \_\_\_\_\_

For stockwater purposes from 1/1 to 12/31 amount .02 or \_\_\_\_\_

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

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

7. Total quantity claimed (a) .66 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 112 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 3/501-range

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     |           |
| <u>4N</u> | <u>5W</u> | <u>32</u> |        |       |       |       |        |          |            |       |        |       | <u>474</u> |       |        |       | <u>474</u> | <u>21</u> | <u>21</u> |
| <u>4N</u> | <u>5W</u> | <u>33</u> |        |       |       |       |        |          |            |       |        |       | <u>2</u>   |       |        |       |            |           | <u>2</u>  |
| <u>3N</u> | <u>5W</u> | <u>4</u>  |        |       |       |       |        | <u>1</u> | <u>473</u> |       |        |       |            |       |        |       |            |           | <u>1</u>  |
| <u>3N</u> | <u>5W</u> | <u>5</u>  |        |       |       |       |        |          |            |       |        |       |            |       |        |       |            | <u>8</u>  | <u>8</u>  |
|           |           |           |        |       |       |       |        |          |            |       |        |       |            |       |        |       |            |           |           |
|           |           |           |        |       |       |       |        |          |            |       |        |       |            |       |        |       |            |           |           |
|           |           |           |        |       |       |       |        |          |            |       |        |       |            |       |        |       |            |           |           |

Total number of acres irrigated 32

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

12. Do you own the property listed above as place of use? Yes ☒ 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. \_\_\_\_\_ or None (☒)

14. Remarks:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**MICROFILMED**

**AUG 16 1994**

Last Name Farmers Home Adm. Ident No. 02-07188  
CASSALLE

Copies: White -State, Yellow-Claimant



15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License ☒ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 02-07188  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

16. Signature (s)

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

Number of attachments 1

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

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

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

For Organizations: I do solemnly swear or affirm that I am County Supervisor  
Title \_\_\_\_\_

of LISA FARMERS HOME Administration, that I have signed the foregoing  
Organization \_\_\_\_\_

document in the space below as County Supervisor of FARMERS HOME Administration  
Title \_\_\_\_\_ Organization \_\_\_\_\_

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

Signature of Authorized Agent John I. [Signature]

Title and Organization County Supervisor FARM Date 5/26/89

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

Subscribed and sworn (or affirmed) before me this 26<sup>th</sup> day of May 19 89

SEAL.

Notary Public Thelma D. Harrison

Residing at Emmett, Idaho

My Commission Expires 5-22-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Peter Monson 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

INDIAN Resource Section, LAND AND NATURAL RESOURCE SECTION  
Address U.S. Dept. of Justice, P.O. Box 44378, WASH. DC. 20026-4378

Date \_\_\_\_\_

MICROFILMED

AUG 16 1994

Last Name FARMERS HOME Adm. Ident. Number \_\_\_\_\_  
LASSALLE

Copies White-State, Yellow-Claimant

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS REPORT

DATE: 12/22/88  
PAGE: 3

CURRENT OWNER:  
RICHARD E. LASSELLE  
RT. 1 BOX 199  
HOMEDALE, ID 83628

PRIORITY DATE:  
02-26-1975

STAGE:  
LICENSE

COUNTY: Owyhee  
SOURCE: Snake River  
WATER USE:  
IRRIGATION  
STOCKWATER

TRIBUTARY: COLUMBIA RIVER  
DIVERSION RATE:  
0.640  
0.020  
0.660  
DIVERSION VOLUME:  
160.00  
0.50  
160.50

PERIOD FROM: 04/01  
01/01  
PERIOD TO: 10/31  
12/31

TOTAL:

POINT OF DIVERSION:

PLACE OF USE:

| Twp          | Rge | Sec | Tract | Lot | Acres |
|--------------|-----|-----|-------|-----|-------|
| 04N          | 05W | 32  | SE SE | 4   | 21.0  |
| 04N          | 05W | 32  | SE SE | 4   | 2.0   |
| 04N          | 05W | 33  | SW SW | 4   | 2.0   |
| 03N          | 05W | 4   | NW NW | 3   | 1.0   |
| 03N          | 05W | 5   | NE NE | 1   | 8.0   |
| TOTAL ACRES: |     |     |       |     | 32.0  |

*Need  
map  
for tract*



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190  
FAX (208) 334-2348

September 15, 2000

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

JAMES P RAGAN  
PO BOX 5761  
SAN BERNARDINO CA 92412-5761

Re: Notice of Claim to a Water Right No. A02-07188

Dear Claimant:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

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

Denise Buffington  
Office Specialist 1  
Adjudication Section  
Western Region Office

DB:db

Enclosure

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-  
MINATION OF RIGHTS TO THE USE OF  
SNAKE RIVER FROM BASE OF MILNER  
DAM TO OREGON  
BORDER. ~~XXXXXXXXXX~~ DRAINAGE BASIN

NOTICE OF CLAIM  
TO A  
WATER RIGHT

|                |          |              |
|----------------|----------|--------------|
| <u>02-7188</u> | I.D. No. | Map No.      |
| <u>\$10.00</u> | Fee Paid | <u>13927</u> |
|                |          | Receipt No.  |

Notice is hereby given that Richard E. For L. Lassell  
(Name of Claimant)  
Box 199 Homedale, IDA 83628 Telephone No. 337-4323  
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 2/26/75

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity 1.064 Use Irrigation Period of Use From 3/15 To 11/15  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

Quantity 1.02 Use Stockwater Period of Use From 1/1 To 12/31  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

Quantity 1.066 Use Irrigation Period of Use From 3/15 To 11/15  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

Quantity 1.02 Use Stockwater Period of Use From 1/1 To 12/31  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

Quantity 1.066 Use Irrigation Period of Use From 3/15 To 11/15  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive)

(4) 1.066 TOTAL QUANTITY CLAIMED.

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 Sec. 32 Twp. 4 N Rge. 5 W B.M., anywhere County IDAHO

Additional Points: SEC 1: 272.0 (1) 414.1

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

tractor driven portable pump - 15 HP - gated  
(PTO) pipe irrigation

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

| T          | R          | SEC.      | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL       |
|------------|------------|-----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------------|
|            |            |           | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |             |
| <u>4 N</u> | <u>5 W</u> | <u>32</u> |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | <u>2721</u> |
|            |            | <u>33</u> |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | <u>42</u>   |
| <u>3 N</u> | <u>5 W</u> | <u>5</u>  |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | <u>158</u>  |
|            |            | <u>4</u>  |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | <u>41</u>   |

Total no. of acres 5032

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 5/40 Range none

NOTE: Include here the type and number of stock watered: 40 head range

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case.

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho

KEYPUNCHED

State of Idaho  
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by JKH

Date 5/20/82

Right No. 02-7188

Claimant Richard Jassalle

Recommendation differs from claim:  
(Document any differences)

☒ Yes

☐ No

☐ Disallow

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.  
Include copies or memos where applicable to explain findings.

☐ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above \_\_\_\_\_

☐ Decree. Name & date \_\_\_\_\_

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location \_\_\_\_\_

☐ County records. ☐ In file. Or, Name & location \_\_\_\_\_

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location \_\_\_\_\_

☐ Patent Records. ☐ In file. Or, Name & location \_\_\_\_\_

☐ Metzker Maps. Identify \_\_\_\_\_

☒ A.S.C.S. Records. Year & Photograph No. attached

☐ Irrigation Company/District Records. ☐ In file. Or Name & location \_\_\_\_\_

☐ Historical Books. Name(s) & location \_\_\_\_\_

☐ Interview(s). Attach conversation memorandum.

☐ Other \_\_\_\_\_

☐ \_\_\_\_\_

Field Exam Made: ☒ Yes ☐ No Date \_\_\_\_\_

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

June 17, 1985

Tom Dobbin  
Farmers Home Administration  
P. O. Box 148  
Marsing, Idaho 83639

Re: 02-7188, 57-7138

Dear Mr. Dobbin,

As you requested by telephone last week a copy of water right license 02-7188 and a copy of the letter terminating permit 57-7138 are enclosed. While your agency may be in possession of the property described on the water right license and some action is necessary to confirm or protect this water right you will be contacted by the Department.

If I can be of any further assistance please feel free to contact me.

Regards,

Donald V. Shaff  
Adjudication Unit Leader

Enclosures

**MICROFILMED**

**AUG 16 1994**

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7188 Priority February 26, 1975 Amount 0.66 cfs

THIS IS TO CERTIFY, that Richard E. Lasselle  
of Homedale, Idaho, has complied with the terms and conditions of Permit  
No. 02-7188 issued pursuant to Application for Permit dated February 26, 1975,  
and has submitted proof to the Department of Water Resources on March 25, 1981,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 1.34 cfs of water from Snake River,  
tributary to Columbia River, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use    | Period of Use                               | Rate of Diversion      | Annual Volume          |
|-------------------|---------------------------------------------|------------------------|------------------------|
| <u>Irrigation</u> | from <u>April 1</u> to <u>October 31</u>    | at <u>0.64</u> cfs and | <u>160.0</u> acre feet |
| <u>Stockwater</u> | from <u>January 1</u> to <u>December 31</u> | at <u>0.02</u> cfs and | <u>0.5</u> acre feet   |
|                   | from _____ to _____                         | at _____ cfs and       | _____                  |

(both dates inclusive)

Subject, however, to the condition that no more than 0.66 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
160.5 acre feet per year, said waters to be diverted within the GL 4(SE $\frac{1}{4}$ SE $\frac{1}{4}$ ), Section 32,  
Twp. 4N, Rge. 5W in the County of Owyhee

Description and location of place of use:

MICROFILMED  
AUG 16 1994

State of Idaho  
Department of Water Resources

ADJUDICATION CLAIM  
REPORT OF EXAMINERS

Claim No. 02-7188

1. Name of Applicant Richard & Arlene & Baselle

2. Priority 2/26/75

3. Source of Water Snake R.

4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)  
\_\_\_\_\_ cfs Use \_\_\_\_\_ From \_\_\_\_\_ to \_\_\_\_\_

.64 cfs Use gr From 3/15 to 11/15

.02 cfs Use stockwater From 1/1 to 12/31

5. Location of Point of Diversion: NW 44 SE SE of Section 32

Twp. 4N, Rge. 5W, County of OWYH

6. Describe Diversion Works: John Deere tractor (PTO drive)  
uses 8" gated pipe to irrigate - 5 ft CMP sump.

7. Describe Location of Use: low head pump.

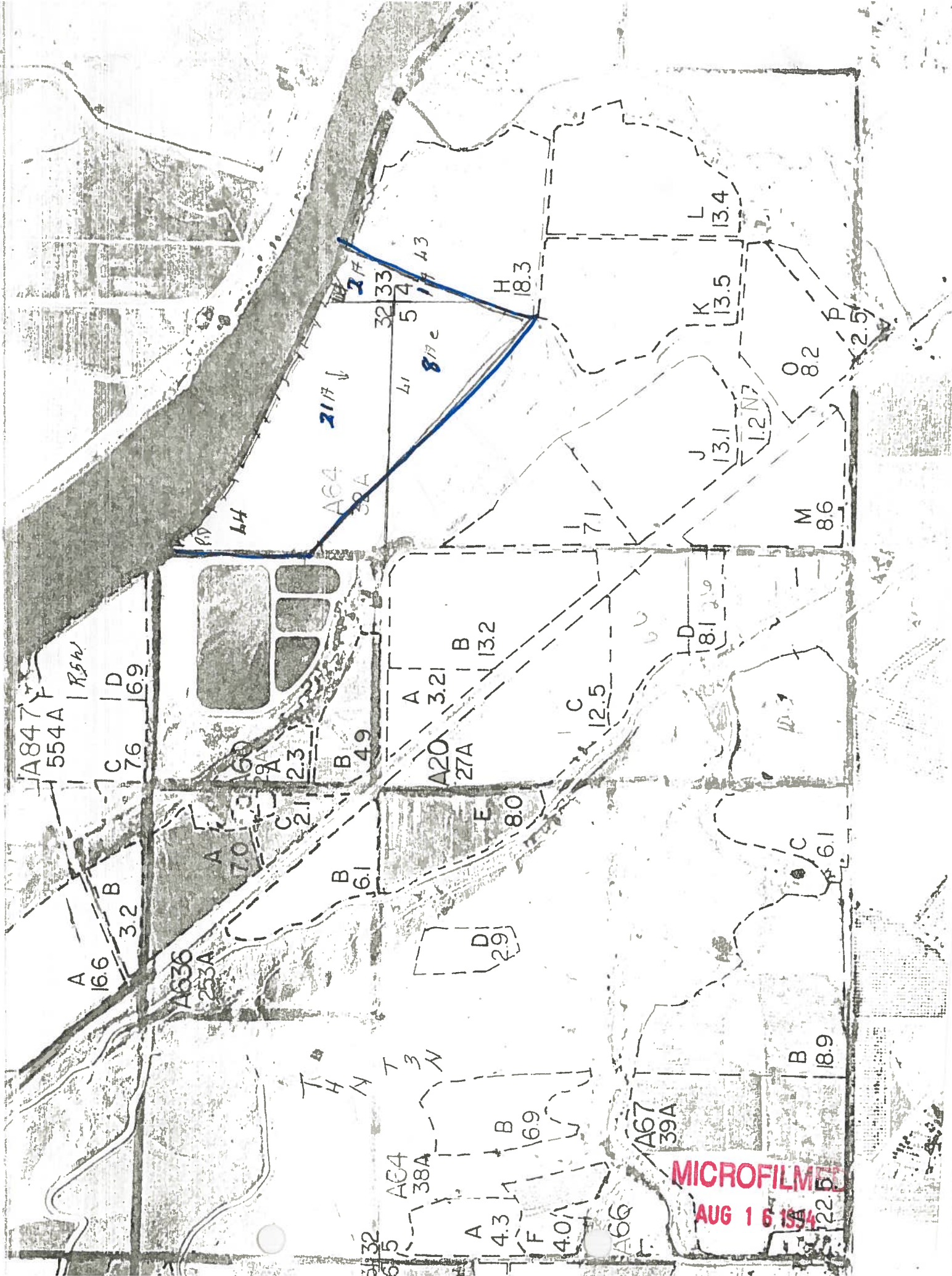
| TWP       | RGE       | SEC       | NE 1/4               |    |    |    | NW 1/4 |    |                       |    | SE 1/4 SW |    |                       |    | SW 1/4 SE |    |    |                        | TOTALS    |
|-----------|-----------|-----------|----------------------|----|----|----|--------|----|-----------------------|----|-----------|----|-----------------------|----|-----------|----|----|------------------------|-----------|
|           |           |           | NE                   | NW | SW | SE | NE     | NW | SW                    | SE | NE        | NW | SW                    | SE | NE        | NW | SW | SE                     |           |
| <u>4N</u> | <u>5W</u> | <u>32</u> |                      |    |    |    |        |    |                       |    |           |    |                       |    |           |    |    | <u>64</u><br><u>21</u> | <u>21</u> |
|           |           | <u>33</u> |                      |    |    |    |        |    |                       |    |           |    | <u>44</u><br><u>2</u> |    |           |    |    |                        | <u>2</u>  |
| <u>3N</u> | <u>5W</u> | <u>4</u>  |                      |    |    |    |        |    | <u>43</u><br><u>1</u> |    |           |    |                       |    |           |    |    |                        | <u>1</u>  |
|           |           | <u>5</u>  | <u>4</u><br><u>8</u> |    |    |    |        |    |                       |    |           |    |                       |    |           |    |    |                        | <u>8</u>  |

TWP. RGE. COUNTY SCALE: 1" = 1 MILE

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |

8. Purpose other than irrigation:

none



MICROFILMED

AUG 16 1994

State of Idaho

ROUGH DRAFT

Department of Water Resources

ROUGH DRAFT

WATER RIGHT LICENSE

License of Water Right No. 02-7188 Priority \_\_\_\_\_ Amount ~~64~~ 66

THIS IS TO CERTIFY, that Richard E. Lasseille  
of RT 1 Box 199 Homedale, Ida, has complied with the terms and conditions of Permit  
No. \_\_\_\_\_ issued pursuant to Application for Permit dated \_\_\_\_\_,  
and has submitted proof to the Department of Water Resources on \_\_\_\_\_,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 1.34 of water from SNAKE RIVER,  
tributary to Columbia River, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use                                    | Period of Use          | Rate of Diversion  | Annual Volume |
|---------------------------------------------------|------------------------|--------------------|---------------|
| Irrigation from <u>3/15</u> to <u>11/15</u>       |                        | <u>.64</u> cfs and | <u>160</u>    |
| <u>STOCKWATER</u> from <u>11/1</u> to <u>12/1</u> |                        | <u>.02</u> cfs and | <u>15</u>     |
| from _____ at _____                               | (both dates inclusive) | cfs and            |               |

Subject, however, to the condition that no more than 64.66 of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
160.5 acre feet per year, said waters to be diverted within the 64 SESE Sec 32  
T 4N R 5W in the County of OWYHEE

Description and location of place of use:

| Twp. | Range | Sec. | NEW |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | Totals |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 4N   | 5W    | 32   |     |     |     |     |     |     |     |     |     |     |     | 64  | 21     |
|      |       | 33   |     |     |     |     |     |     |     |     |     |     |     | 21  |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     | 2      |
| 3N   | 5W    | 4    |     |     |     |     |     |     |     |     |     |     |     |     | 1      |
|      |       | 5    |     |     |     |     |     |     |     |     |     |     |     | 8   | 8      |

Total number of acres irrigated 32

MICROFILMED

AUG 16 1994

32  
5  
260

IN THE DISTRICT COURT OF THE \_\_\_\_\_ JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF \_\_\_\_\_

IN THE MATTER OF THE GENERAL DETER-  
MINATION OF RIGHTS TO THE USE OF \_\_\_\_\_  
SNAKE RIVER FROM BASE OF MILNET  
DRAINAGE BASIN

## NOTICE OF CLAIM TO A WATER RIGHT

|                      |                      |
|----------------------|----------------------|
| 02-7188<br>I.D. No.  | Map No.              |
| \$ 10.00<br>Fee Paid | 18927<br>Receipt No. |

Notice is hereby given that Richard E. & Mary L. Hassell  
(Name of Claimant)

Box 199, Hamlet, IDA 83628  
(Mailing Address)

(Zip Code)

Telephone No. 237-4373

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 7/26/75

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

|                |                                     |                          |            |                        |
|----------------|-------------------------------------|--------------------------|------------|------------------------|
| Quantity _____ | Use _____                           | Period of Use From _____ | To _____   |                        |
| (CFS, GPD, AF) | (Domestic, irrigation, stock, etc.) |                          |            |                        |
|                |                                     | (Mo., Day)               | (Mo., Day) | (Both dates inclusive) |

|                     |                                     |                                |                 |                        |
|---------------------|-------------------------------------|--------------------------------|-----------------|------------------------|
| Quantity <u>1.0</u> | Use <u>irrigation</u>               | Period of Use From <u>3/15</u> | To <u>10/15</u> |                        |
| (CFS, GPD, AF)      | (Domestic, irrigation, stock, etc.) |                                |                 |                        |
|                     |                                     | (Mo., Day)                     | (Mo., Day)      | (Both dates inclusive) |

|                     |                                     |                               |                 |                        |
|---------------------|-------------------------------------|-------------------------------|-----------------|------------------------|
| Quantity <u>0.2</u> | Use <u>stock water</u>              | Period of Use From <u>1/1</u> | To <u>12/31</u> |                        |
| (CFS, GPD, AF)      | (Domestic, irrigation, stock, etc.) |                               |                 |                        |
|                     |                                     | (Mo., Day)                    | (Mo., Day)      | (Both dates inclusive) |

|                |                                     |                          |            |                        |
|----------------|-------------------------------------|--------------------------|------------|------------------------|
| Quantity _____ | Use _____                           | Period of Use From _____ | To _____   |                        |
| (CFS, GPD, AF) | (Domestic, irrigation, stock, etc.) |                          |            |                        |
|                |                                     | (Mo., Day)               | (Mo., Day) | (Both dates inclusive) |

(4) 1.0 TOTAL QUANTITY CLAIMED.  
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 SW 1/4 Sec. 37, Twp. 11 N, Rge. 5 W, B.M., anywhere County \_\_\_\_\_  
Additional Points: \_\_\_\_\_

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Diesel portable pump - 15 HP - gated

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

| T   | R  | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTAL |
|-----|----|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
|     |    |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |       |
| 11N | 5W | 22   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 27    |
|     |    | 23   |        |        |        |        |        |        |        |        |        |        | 4      |        |        |        |        |        | 4     |
| 31N | 5W | 5    |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 15    |
|     |    | 4    |        |        |        |        |        | 4      |        |        |        |        |        |        |        |        |        |        | 4     |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|     |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

Total no. of acres 50

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: \_\_\_\_\_

NOTE: Include here the type and number of stock watered: 40 head range

(7) If you are claiming water as a member of an organization, list name of organization: \_\_\_\_\_

(8) Remarks \_\_\_\_\_

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.  
☐ B) Right decreed by court, cite title of case. \_\_\_\_\_

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Cite No. \_\_\_\_\_