

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: **A71-04018**
Date Received: 2/ 6/1990
Receipt No: S011132
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: W MICHAEL HUMPHREYS 781-890-2244
Address: 72 ABBOTT RD
WELLESLEY HILLS MA 02181
AND
Name: C PETRE HUMPHREYS 781-890-2244
Address: 76 ABBOTT RD
WELLESLEY HILLS MA 02181

2. Date of Priority: MAR 25, 1957

3. Source: CHAMPION CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	14E	23	NE	NE	NE		CUSTER

5. Description of diverting works:
DIVERSION DITCH TO MAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.400		

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

8. Total consumptive use is 440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	15	SW	NW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	14E	15	SE		NW		IRR	20.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	30.0
			SE		SW		IRR	25.0
			NW		SE		IRR	20.0
			SW		SE		IRR	25.0

Section Acres 220.0

Total Acres 220.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A71-02047B, 02054

14. Remarks:

OWNERSHIP CHANGE 3/19/92 BY JG.

10/20/98 TF; OWNERSHIP CHANGED VON HAGEN FAMILY TRUST TO
HUMPHREYS PER 1409(6), WARRANTY AND QUITCLAIM DEEDS REC'D
10/16/98.

15. Basis of Claim: STATUTORY CLAIM

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
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CIVIL CASE NUMBER: 39576

Ident. Number: **A71-04018**

Date Received: 2/ 6/1990

Receipt No: S011132

Received By: _____

Per Request Rosholt's Office
changed spelling on Loyd to
Lloyd. jg

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

1. Name: VON HAGEN FAMILY TRUST
Address: C/O LLOYD CORPORATION
12400 WILSHIRE BLVD. #1180
LOS ANGELES CA 90025
2. Date of Priority: MAR 25, 1957
3. Source: CHAMPION CREEK Trib. to: SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	14E	23		NE	NE		CUSTER

5. Description of diverting works:
DIVERSION DITCH TO MAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.400		

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

8. Total consumptive use is 440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	15	SW	NW		IRR	20.0
			SE	NW		IRR	20.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 2-27-92

PLEASE SEE ATTACHED WARRANTY DEED WITH PROPERTY DESCRIPTION

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A71-02047B; A71-02054; A71-04018; A71-10162

☐ Name and Address of Former Owner/Claimant(s)(Seller): Fourth of July Creek Ranch, Inc.

24701 Dana Drive

Dana Point, CA 92629

☐ New Owner/Claimant
(Purchaser):

Von Hagen Family Trust

☐ New Mailing Address:

c/o Loyd Corporation

*Per Request Rosholt's Office -
changed Loyd to LLOYD. 8/25/93

12400 Wilshire Blvd., Suite 1180

Los Angeles, CA 90025

☐ New Telephone Number:

() _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed with Property Descriptions

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Ronald Von Hagen, Trustee
RONALD VON HAGEN, Co-Trustee of the
Von Hagen Family Trust

Date March 10, 1992

Date

☐ Signature of Former Owner/Claimant(s):

Date

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/19/92 By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 3/19/92 By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

John Rosholt called and indicated that priority should be recorded. I made change and sent copy with Crystall to get signature.

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
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CIVIL CASE NUMBER: 39576

Ident. Number: A71-04018
Date Received: 2/ 6/1990
Receipt No: S011132
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: VON HAGEN FAMILY TRUST
Address: C/O LOYD CORPORATION
12400 WILSHIRE BLVD. #1180
LOS ANGELES CA 90025

2. Date of Priority: MAR 25, 1957

3. Source: CHAMPION CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	14E	23		NE	NE		CUSTER

5. Description of diverting works:
DIVERSION DITCH TO MAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.400		

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

8. Total consumptive use is 440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08N	14E	15	SW	NW		IRR	20.0
			SE	NW		IRR	20.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

MICROFILMED

A71-04018

Page 1

Date: MAR 17 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	15	SW	SW		IRR	30.0
			SE	SW		IRR	25.0
			NW	SE		IRR	20.0
			SW	SE		IRR	25.0

Section Acres 220.0

Total Acres 220.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A71-02047B, 02054

14. Remarks:
OWNERSHIP CHANGE 3/19/92 BY JG.

15. Basis of Claim: STATUTORY CLAIM

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
_____, 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 _____

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: **A71-04018**
Date Received: 2/ 6/1990
Receipt No: S011132
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VON HAGEN FAMILY TRUST
Address: C/O LOYD CORPORATION
12400 WILSHIRE BLVD. #1180
LOS ANGELES CA 90025
2. Date of Priority: JUN 1, 1925
3. Source: CHAMPION CREEK Trib. to: SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	14E	23		NE	NE		CUSTER

5. Description of diverting works:
DIVERSION DITCH TO MAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.400		

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

8. Total consumptive use is 440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	15	SW	NW		IRR	20.0
			SE	NW		IRR	20.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	14E	15	SW		SW		IRR	30.0
			SE		SW		IRR	25.0
			NW		SE		IRR	20.0
			SW		SE		IRR	25.0
							Section Acres	220.0
							Total Acres	220.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A71-02047B, 02054

14. Remarks:
OWNERSHIP CHANGE 3/19/92 BY JG.

15. Basis of Claim: STATUTORY CLAIM

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



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

19-Mar-1992 13:50

ROSHOLT ROBERTSON & TUCKER
142 THIRD AVE. N.
P.O. BOX 1906
TWIN FALLS ID 83303

ATTN: Crystal Vincent

Re: Change of Ownership - Adjudication Claim(s): A71-02047B-
A71-02054 - A71-04018- A71-10162 - 4TH OF JULY CREEK RANCH,
INC.

Dear Crystal:

Pursuant to the notification that your firm is representing the Von Hagen Family Trust claimants, on the above-referenced Adjudicated Claims Right(s), we have changed our records to reflect the Change of Ownership by the form you submitted to this office.

Please review the record(s) and if you have any corrections or any questions, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
MAR 17 1993

MAR 18 1992



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

 Department of Water Resources
Southern Region Office

 Please print or type
(see instructions on back of page)
DATE OF CLOSING: 2-27-92

PLEASE SEE ATTACHED WARRANTY DEED WITH PROPERTY DESCRIPTION

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____.
 If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
 Assigned by IDWR: A71-02047B; A71-02054; A71-04018; A71-10162
- [] Name and Address of Former Owner/Claimant(s)(Seller): Fourth of July Creek Ranch, Inc.
24701 Dana Drive
Dana Point, CA 92629
- [] New Owner/Claimant (Purchaser): Von Hagen Family Trust
- [] New Mailing Address: c/o Loyd Corporation
12400 Wilshire Blvd., Suite 1180
Los Angeles, CA 90025
- [] New Telephone Number: () _____ - _____
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Warranty Deed with Property Descriptions
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) Ronald Von Hagen, Trustee Date March 16, 1992
RONALD VON HAGEN, Co-Trustee of the Date _____
Von Hagen Family Trust
- [] Signature of Former Owner/Claimant(s): _____ Date _____
 _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/19/92 By: LC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 3/19/92 By: LC

Claim Numbers of Split, if any:

 Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

MICROFILMED

MAR 17 1993

SCHEDULE C

File Number: 7-519-CG

Commitment Number: _____

ANGLE OF 9 DEGREES 05' 00", A RADIUS OF 2,831.79 FEET, AND A LONG CHORD OF 448.47 FEET THAT BEARS SOUTH 60 DEGREES 56' 30" WEST, ALONG THE NORTHWESTERLY BOUNDARY OF SAID FOREST ROAD;

THENCE SOUTH 65 DEGREES 29' 00" WEST, 1,576.60 FEET ALONG THE NORTHWESTERLY BOUNDARY OF SAID FOREST ROAD;

THENCE 557.11 FEET ALONG A CURVE TO THE RIGHT WITH A CENTRAL ANGLE OF 19 DEGREES 54', A RADIUS OF 1,604.02 FEET, AND A LONG CHORD OF 554.31 FEET THAT BEARS SOUTH 75 DEGREES 26' 00" WEST, ALONG THE NORTHERLY BOUNDARY OF SAID FOREST ROAD;

THENCE SOUTH 65 DEGREES 23' 00" WEST, 354.80 FEET ALONG THE NORTHERLY BOUNDARY OF SAID FOREST ROAD;

THENCE 302.73 FEET ALONG A CURVE TO THE RIGHT WITH A CENTRAL ANGLE OF 4 DEGREES 14' 30", A RADIUS OF 1,076.86 FEET, AND A LONG CHORD OF 302.41 FEET THAT BEARS NORTH 89 DEGREES 59' 44" WEST ALONG THE NORTHERLY BOUNDARY OF SAID FOREST ROAD TO THE WESTERLY BOUNDARY OF SAID SECTION 15;

THENCE NORTH 0 DEGREES 01' 29" EAST, 1,801.04 FEET ALONG THE WESTERLY BOUNDARY OF SAID SECTION 15 TO THE TRUE POINT OF BEGINNING.

MICROFILMED
MAR 17 1993

COMMITMENT FOR TITLE INSURANCE
CONTINUATION

SCHEDULE C

File Number:

7-519-CG

Commitment Number:

PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT ON THE WEST LINE OF SAID SW1/4NW1/4 OF SECTION 15, SAID POINT LYING SOUTH 0 DEGREES 02' WEST, 1,335.0 FEET FROM THE CORNER COMMON TO SECTIONS 9, 10, 15 AND 16, WHICH POINT IS KNOWN AS ENGINEER'S STATION P.O.C. 52+74.0; SAID POINT BEING A POINT ON A CURVE, THE BACK TANGENT OF WHICH BEARS SOUTH 75 DEGREES 41' EAST; THENCE ALONG THE FOLLOWING COURSES AND DISTANCES.

BEARING	TANGENT DISTANCE IN FEET	CURVE L-R	CENTRAL ANGLE	RADIUS IN FEET	ARC DISTANCE IN FEET
N. 05 DEGREES 23' E.	354.0	L	9 DEGREES 10.3'	1,909.86	305.7
N. 65 DEGREES 29' E.	1,576.6	L	19 DEGREES 54'	1,637.02	568.1
N. 56 DEGREES 24' E.	520.2	L	9 DEGREES 05'	2,864.79	454.1

ENDING AT A POINT WHICH IS 822.7 FEET, N. 89 DEGREES 57' EAST, FROM THE NORTH QUARTER CORNER OF SAID SECTION 15, WHICH POINT IS KNOWN AS ENGINEER'S STATION P.O.T. 9054+1.

THE BOUNDARY LINES OF SAID RIGHT-OF-WAY AND EASEMENT SHALL BE PROLONGED OR SHORTENED TO BEGIN AND END ON, AND CONFORM TO, THE PROPERTY LINES.

ALSO EXCEPTING THEREFROM:

A PARCEL OF LAND IN SECTION 15, TOWNSHIP 8 NORTH, RANGE 14 EAST, BOYER MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, LYING NORTH OF FOREST SERVICE ROAD:

COMMENCING AT A STONE MARKING THE NW CORNER OF SAID SECTION 15, AND SAID CORNER BEING THE TRUE POINT OF BEGINNING.

THENCE SOUTH 89 DEGREES 50' 21" EAST, 2,6747.31 FEET TO A STONE MARKING THE N1/4 CORNER OF SAID SECTION 15;

THENCE NORTH 09 DEGREES 57' 26" EAST, 763.00 FEET ALONG THE NORTHERN BOUNDARY OF SAID SECTION 15 TO THE NORTHWESTERLY BOUNDARY OF U.S. FOREST ROAD NO. 70209;

THENCE SOUTH 56 DEGREES 24' 00" WEST, 470.45 FEET ALONG THE NORTHWESTERLY BOUNDARY OF SAID FOREST ROAD;

THENCE 440.94 FEET ALONG A CURVE TO THE RIGHT WITH A CENTRAL

Page 2

CONTINUATION

Commitment

Reorder Form No. 11119

MAR 5 '92 12:13

MAR 7 1993

EXTRA COPY
PAGE 004

COMMITMENT FOR TITLE INSURANCE

SCHEDULE C

File Number: 7-519-CG

The land referred to in this Commitment is described as follows:

ALL OF SECTION 15, TOWNSHIP 8 NORTH, RANGE 14 EAST OF THE
BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

EXCEPTING THEREFROM A TRACT OF LAND IN THE $61/281/2$ OF SAID
SECTION 15 MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A STONE MARKING THE SOUTHWEST CORNER OF SAID
SECTION 15; THENCE RUNNING N. 0 DEGREES 02' W., ALONG THE
WESTERLY BOUNDARY OF SAID SECTION 15 FOR 391 FEET; THENCE S.
75 DEGREES 41' E. FOR 349.0 FEET; THENCE
S. 79 DEGREES 30' E. FOR 658.0 FEET; THENCE
N. 0 DEGREES 02' W. FOR 728.0 FEET; THENCE
S. 77 DEGREES 59' E. FOR 367.0 FEET; THENCE
S. 50 DEGREES 31' E. FOR 556.0 FEET; THENCE
S. 53 DEGREES 02' E. FOR 213.0 FEET; THENCE
S. 60 DEGREES 06' E. FOR 713.0 FEET; THENCE
S. 09 DEGREES 59' E., ALONG A LINE WHICH IS PARALLEL TO AND
150.0 FEET NORTH OF THE SOUTHERLY BOUNDARY OF SAID SECTION 15
FOR 1,315 FEET, MORE OR LESS, TO A POINT WHICH IS N. 150.0 FEET
FROM A POINT ON THE SOUTHERLY BOUNDARY OF SAID SECTION, WHICH
IS 1,321.32 FEET WESTERLY FROM THE SOUTHEAST CORNER OF SAID
SECTION; THENCE NORTH 232.0 FEET; THENCE
S. 80 DEGREES 36' E. FOR 272.0 FEET; THENCE
S. 72 DEGREES 04' E. FOR 270.0 FEET; THENCE
S. 00 DEGREES 36' E. FOR 343.0 FEET; THENCE
N. 80 DEGREES 22' E. FOR 123.0 FEET; THENCE
N. 43 DEGREES 59' E. FOR 532.92 FEET TO THE EASTERLY BOUNDARY
OF SAID SECTION; THENCE S. 0 DEGREES 06' N. ALONG SAID BOUNDARY
FOR 553.0 FEET, TO THE SOUTHEAST CORNER OF SAID SECTION;
THENCE N. 09 DEGREES 59' W., ALONG THE SOUTHERLY BOUNDARY OF
SAID SECTION, FOR 5,205.20 FEET, MORE OR LESS, TO THE POINT OF
BEGINNING.

AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED REAL PROPERTY:
A STRIP OF LAND 66 FEET IN WIDTH TRAVERSING THE FOLLOWING
DESCRIBED REAL PROPERTY:

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER (NW1/4NE1/4) AND
THE NORTH HALF OF THE NORTHWEST QUARTER (N1/2NW1/4) AND THE
SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW1/4NW1/4) OF
SECTION 15, TOWNSHIP 8 NORTH, RANGE 14 E., B.M.

THE SAID STRIP BEING 33 FEET IN WIDTH ON EACH SIDE OF THE
FOLLOWING CENTERLINE, THE SAID CENTERLINE BEING MORE

SCHEDULE C
Commitment
Reorder Form No. 11124

MAR 5 '92 12:12

MICROFILMED

MAR 17 1993 EXTRA COPY

PAGE 003

LIMITED POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

RONALD VON HAGEN, Co-Trustee of the Von Hagen Family Trust, whose address is c/o Loyd Corporation, 12400 Wilshire Blvd., Suite 1180, Los Angeles, CA 90025, hereby nominates and appoints JOHN A. ROSHOLT of the firm Rosholt, Robertson & Tucker, 142 Third Avenue North, P.O. Box 1906, Twin Falls, Idaho, 83303, as attorney-in-fact with full authority to act for and on behalf of him to execute any and all documents required or necessary to facilitate the filing of a water rights claim in the Snake River Basin Adjudication.

My agent is hereby authorized to sign, seal, and deliver, as my act in deed, those instruments of writing that may be necessary or proper to carry into execution and effect the aforementioned. Further, I hereby declare that each and every application, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these presents.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 16th day of March, 1992.



RONALD VON HAGEN
Co-Trustee of the Von Hagen
Family Trust

STATE OF IDAHO)
)ss.
County of Blaine)

On the 16 day of March, 1992, before me, a Notary Public, in and for said County and State, personally appeared RONALD VON HAGEN, known or identified to me to be Co-Trustee of the Von Hagen Family Trust, the trust that executed the foregoing instrument, and acknowledged to me that such trust 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.



NOTARY PUBLIC FOR IDAHO
Residing at: Letterm, ID
My commission expires: 2-15-93

03119213.JAR

MICROFILMED

MAR 17 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A71-04018
4TH OF JULY CREEK RANCH INC.,
24701 DANA DRIVE

DANA POINT CA 92629

*sent to Attorney
(John Roswell)*

RE: Evidence of Priority

RESPONSE DEADLINE

MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date,** has not been confirmed by a License, Decree or Permit. The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

Please submit the required evidence supporting the priority date(s) by **May 1, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 17 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3030

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A71-04018
JOHN ROSHOLT
PO BOX 1906

TWIN FALLS

ID 83303-1906

RE: Evidence of Priority

RESPONSE DEADLINE
MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **May 1, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED

MAR 17 1993

RECEIVED

FEB 19 1992

Department of Water Resources
Southern Region Office
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: A71-04018
Date Received: 2/ 6/1990
Receipt No: S011132
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: 4TH OF JULY CREEK RANCH INC. 714-240-3871
Address: 24701 DANA DRIVE
DANA POINT CA 92629

2. Date of Priority: JUN 1, 1925

3. Source: CHAMPION CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	14E	23		NE	NE		CUSTER

5. Description of diverting works:
DIVERSION DITCH TO MAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.400		

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

8. Total consumptive use is 440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	15	SW	NW		IRR	20.0
			SE	NW		IRR	20.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	30.0

A71-04018

Page 1

Date: 02/18/92

MAR 17 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	15	SE	SW		IRR	25.0
			NW	SE		IRR	20.0
			SW	SE		IRR	25.0
Section Acres							220.0
Total Acres							220.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A71-02047B, 02054

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 _____ Authorized Agent _____ of _____ Title

_____ 4th of July Creek Ranch, Inc. _____, that I have signed the foregoing Organization

document in the space below as _____ Authorized Agent _____ of _____ Title

_____ 4th of July Creek Ranch, Inc. _____ and that the statements contained in the Organization

foregoing document are true and correct.

John A. Roswell
Signature of Authorized Agent

_____ 4th of July Creek Ranch, Inc. _____
Title and Organization

_____ February 18, 1992 _____
Date

State of Idaho

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of February 19 92

Seal

Sherry L. Call
Notary Public

Residing at Twin Falls, Id

My Commission Expires 3/19/92

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

RECEIVED
FEB 08 1992
SOUTHERN REGION
TWIN FALLS, IDAHO

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

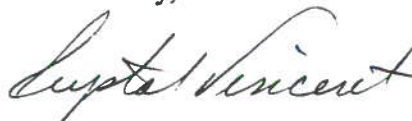
RE: SRBA CLAIMS IN THE SOUTHERN REGION

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
MAR 17 1993

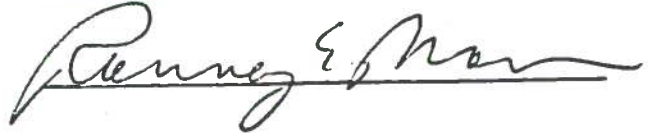
RE: In Re the General Adjudication of Rights to the Use of
Water from the Snake River Basin Water System, Case
No. 39576, District Court for Twin Falls County, Idaho

Claimant: 4th of July Creek Ranch, Inc.

Claim No.(s): A71-02047; A71-02054; A71-04018

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

DATED this 29 day of Nov, 1991.



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

DATED this _____ day of _____, 1991.

MICROFILMED

MAR 17 1993

[illegible]

MICROFILMED
MAR 17 1993

SD-0604-2 Township: 08N		Range: 14E		Section: 15		Tract:		Lot:	
S	L	STATE		O	S	Max # Records		32	
E	O	Water		W	T	Priority		Use	
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code Desc
-	-	-	-	-	-	-	-	-	-
-	SWSW		A71-04018 ✓	ROSHOLT, JOHN	A	30	S	06/01/1925	
-	SESW		A71-02047B	4TH OF JULY CREEK RANC	C	10	L	03/25/1925	01 IRR
-				ROSHOLT, JOHN	A				
-	SESW		A71-02054 ✓	MC VEY, ORA	O	25	L	07/28/1930	01 IRR
-				MC VEY, GEYER	O				
-				MC VEY, GEYER	O				
-				MC VEY, MERTON O.	O				
-				ROSHOLT, JOHN	A				
-				4TH OF JULY CREEK RANC	C				
-	SESW		A71-02047	REDMOND, II, JACK W.	O	10		03/25/1925	01 IRR
-				HAYS, RANDALL	O				
-				SPLIT RIGHT	C				
-	SESW		A71-02047A	REDMOND, II, JACK W.	C	10	L	03/25/1925	01 IRR
-				HAYS, RANDALL	C				
-	SESW		A71-04018	KEMMERER, MARY ELIZABE	O	25	S	06/01/1925	01 IRR
-				4TH OF JULY CREEK RANC	C				

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 17 1993

SD-0604-2 Township: 08N			Range: 14E		Section: 15		Tract:		Lot:	
S	L		STATE		O	S	Max # Records	32		
E	O	Water	Name		W	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
---	---	---	-----	-----	---	---	---	-----	---	-----
---	SE	W	A71-02054	MC VEY, ORA	O	5	L	07/28/1930	01	IRR
---				MC VEY, GEYER	O					
---				MC VEY, GEYER	O					
---				MC VEY, MERTON O.	O					
---				ROSHOLT, JOHN	A					
---				4TH OF JULY CREEK RANC	C					
---	SE	W	A71-02047	REDMOND, II, JACK W.	O	10		03/25/1925	01	IRR
---				HAYS, RANDALL	O					
---				SPLIT RIGHT	C					
---	SE	W	A71-04018	KEMMERER, MARY ELIZABE	O	20	S	06/01/1925	01	IRR
---				4TH OF JULY CREEK RANC	C					
---				ROSHOLT, JOHN	A					
---	NE	SW	A71-02047B	4TH OF JULY CREEK RANC	C	20	L	03/25/1925	01	IRR
---				ROSHOLT, JOHN	A					
---	NE	SW	A71-02054	MC VEY, ORA	O	35	L	07/28/1930	01	IRR
---				MC VEY, GEYER	O					

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
MAR 17 1993

SD-0604-2 Township: 08N		Range: 14E		Section: 15		Tract:		Lot:	
S	L	STATE		O	S	Max # Records		3:	
E	O	Water		W	T	Priority		Use	
L	Tract	T	Right No.	N	AC	G	Date	Code	Desc
---	---	---	---	---	---	---	---	---	---
---	SWNW	---	A71-02054	---	15	L	07/28/1930	01	IRR
---			MC VEY, ORA	O					
---			MC VEY, GEYER	O					
---			MC VEY, GEYER	O					
---			MC VEY, MERTON O.	O					
---			ROSHOLT, JOHN	A					
---			4TH OF JULY CREEK RANC	C					
---	SWNW	---	A71-02047	O	10		03/25/1925	01	IRR
---			REDMOND, II, JACK W.	O					
---			HAYS, RANDALL	O					
---			SPLIT RIGHT	C					
---	SWNW	---	A71-04018	O	20	S	06/01/1925	01	IRR
---			KEMMERER, MARY ELIZABE	O					
---			4TH OF JULY CREEK RANC	C					
---			ROSHOLT, JOHN	A					
---	SWNW	---	A71-02047B	C	10	L	03/25/1925	01	IRR
---			4TH OF JULY CREEK RANC	C					
---			ROSHOLT, JOHN	A					
---	SENW	---	A71-02047B	C	10	L	03/25/1925	01	IRR
---			4TH OF JULY CREEK RANC	C					
---			ROSHOLT, JOHN	A					

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 17 1993

SD-0604-2 Township: 08N		Range: 14E		Section: 15		Tract:		Lot:	
S	L	STATE	NAME	W	S	Max # Records	32		
E	O	Water	Name	T	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code Desc
-	---	---	-----	-----	-	---	-	-----	--- --
-	SWSE		A71-02047B	4TH OF JULY CREEK RANC	C	15	L	03/25/1925	01 IRR
-				ROSHOLT, JOHN	A				
-	SWSE		A71-02054	MC VEY, ORA	O	25	L	07/28/1930	01 IRR
-				MC VEY, GEYER	O				
-				MC VEY, GEYER	O				
-				MC VEY, MERTON O.	O				
-				ROSHOLT, JOHN	A				
-				4TH OF JULY CREEK RANC	C				
-	SWSE		A71-02047	REDMOND, II, JACK W.	O	15		03/25/1925	01 IRR
-				HAYS, RANDALL	O				
-				SPLIT RIGHT	C				
-	SWSE		A71-04018	KEMMERER, MARY ELIZABE	O	25	S	06/01/1925	01 IRR
-				4TH OF JULY CREEK RANC	C				
-				ROSHOLT, JOHN	A				

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 17 1993

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered

ATTORNEYS AT LAW

142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY R. McDANIEL
GARY D. SLETTE
F. BRUCE COVINGTON
JERRY JENSEN
CAROLYN M. MINDER
BRUCE M. SMITH
G. RICHARD BEVAN
BRAD M. PURDY
GARY L. QUIGLEY
TIM J. WILLIAMS
SHARON F. DUNKIN

HAND DELIVERED

January 31, 1990

RECEIVED

JAN 31 1990

Mr. Alan Merritt, Water Rights Supervisor
Idaho Department of Water Resources
Twin Falls Office -- Southern Region
2148 Fourth Avenue E.
Twin Falls ID 83301

Department of Water Resources
Southern Region Office

Dear Alan:

I have completed what background research I can do regarding the claims filed timely for water uses of the 4th of July Creek Ranch, Inc. for the Custer County noticing period. As per your letter of January 15, 1990, I have attempted to specify the tracts for the entire 140 acres irrigated for Claim 71-02047 as well as attempting to document how the three claims relate in terms of overlapping in subsequent total acres watered. To date I have done the following:

1. Reviewed our firm's files for maps submitted by the original license holders that were not on the microfilm records at your office. I submit copies for your review and direction on how to best describe the actual irrigated acres per 40-acre tract.
2. Yesterday morning I had a telephone conference with Mr. Jed Gray of Ketchum, Idaho, who is familiar with the property and especially the water usages as described in the license applications. In addition, he was involved in on-site inspections relative to some difficulties with competing claims for water in the Champion Creek area and met with your Department's staff some years ago in an attempt to define water usage from Champion Creek.
3. Mr. Gray suggested that the Forest Service has a series of color fly-over photographs showing this area and while I haven't made contact with that

MICROFILMED

MAR 17 1993

Mr. Alan Merritt, Water Rights Supervisor
Idaho Department of Water Resources
Twin Falls Office -- Southern Region
January 31, 1990
Page - 2

agency to review what they might have on file,
this would obviously be a last resort.

I will contact you shortly for further direction on what your opinion is of the enclosed maps which show somewhat more clearly than the microfilm record what the actual irrigated acreage was at least as of the period of time they were submitted for the record. Mr. Gray indicates that the historical irrigation of this ground has not changed much due to the limitations of volume and availability. Please let me know what you think.

Best wishes.

Very truly yours,



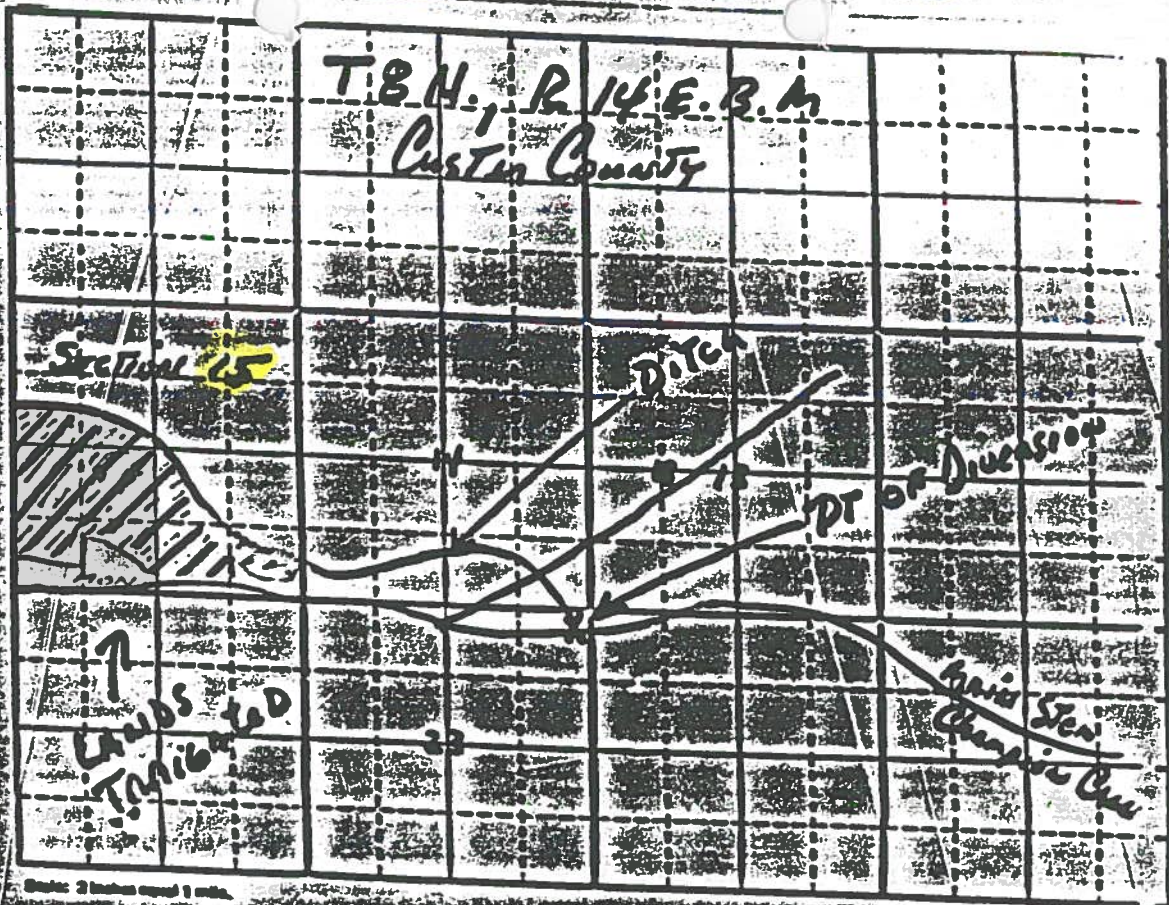
FRANCIS G. HITCHCOCK
LEGAL ASSISTANT

FGH/dcb
45181

Enclosures

MICROFILMED

MAR 17 1993



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of New York

County of New York

Do it known that the undersigned, being duly sworn, deposes and is a water right, together with all attached information, and that the affiant's knowledge.

(*John J. J.*)

Sworn to before me this 29th day of October

COMMISSIONER T. POULS
Notary Public, State of New York
No. 25-6366718
Qualified in Custer County

My commission expires

Commission Expires 10/24/2024

FOR DEPARTMENT OF

Received by *camp*

Date *7/16/24*

Paid in check by

Date *7-16-24*

Published in *camp*

Date *7/16/24*

Date *7/16/24*

Date *7/16/24*

70	20	15
40	40	20
30	25	25

$$90 \quad 85 \quad 45 = 220$$

MICROFILMED

MAR 17 1993

71-14012



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

15-Jan-1990 13:59

NELSON ROSHOLT ROBERTSON TOLMAN & TUCKER

Attn: Frank Hitchcock

P.O. Box 1906

Twin Falls, ID 83303-1906

RE: Claims in the name of 4th of July Creek Ranch, Inc.

Dear Frank:

Please find enclosed the three claims referenced above and your check #11618 for \$ 455.00 which you recently hand delivered to our office. As we discussed in our phone conversation I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking the claims it appears that the following items need clarification:

Claim based on 71-02047

- Item #6 Uses descriptions (Please identify Domestic Use CFS)
- Item #10 Place of Use Legal Description (Specify tracts for entire 140 acres irrigated and Identify Domestic P/U)

Claim based on 71-02054

- Item #4 Point of Diversion Legal Description (Complete 1/41/4 description)
- Item #6 Uses descriptions (Please identify Domestic Use CFS)
- Item #10 Place of Use Legal Description (Identify Domestic P/U)

Claim based on 71-04018

- Item #4 Point of Diversion Legal Description (Complete 1/41/4 description)

Regarding all three claims

Please clearly indicate how these three claims relate as far as overlapping one another and specifically indicate how many total acres are watered. This is necessary so that the proper filing fee can be assessed.

Additionally if the firm wishes to act as attorney for the claimant you may wish to complete the Notice of Appearance portion of the claims.

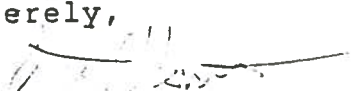
MICROFILMED

MAR 17 1993

Page 2
15-Jan-1990

If you will make the necessary corrections and return these claims with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional \$50.00 per claim late fee.

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

ADM:adm
Enclosures:

MICROFILMED

MAR 17 1993

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: A71-04018
Date Received: 1/12/1990
Receipt No: S011132
Received By: lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: 4TH OF JULY CREEK RANCH INC. 714-240-3871
Address: 24701 DANA DRIVE
DANA POINT, CA 92629

2. Date of Priority: JUN 01, 1925

3. Source: CHAMPION CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	14E	23		NE	NE		CUSTER

5. Description of diverting works:
DIVERSION DITCH TO MAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	06/01	09/15	2.400		

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

8. Total consumptive use is 440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08N	14E	15	SW	NW		IRR	20.0
			SE	NW		IRR	20.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

A71-04018

Page 1

Date: 02/13/90

MICROFILMED
MAR 17 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	14E	15	SW		SW		IRR	30.0
			SE		SW		IRR	25.0
			NW		SE		IRR	20.0
			SW		SE		IRR	25.0
							Section Acres	220.0
							Total Acres	220.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A71-02047B, 02054

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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
_____, 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.

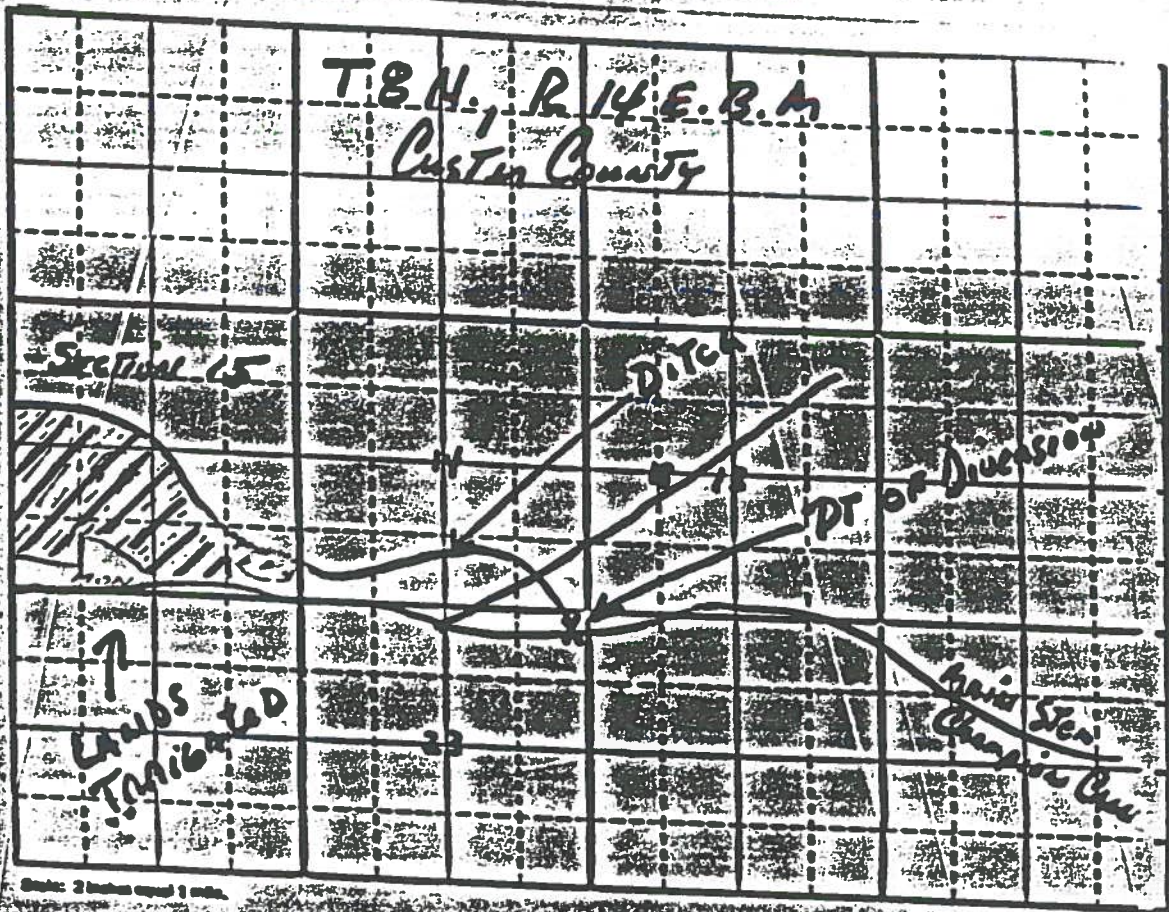
Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of New York

County of New York

Be it known that the undersigned, being duly sworn, depose and say that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

(Signature)

Sworn to before me this 29th day of October

(Signature)

1979

GUYVETTE V. FOLLE

Notary Public, State of New York

No. 34-42447-B

Qualified to Notary Public

My commission expires

Notary Public

Residing at

(Signature)

FOR DEPARTMENT USE ONLY

Received by

Date

Exemption filed by

Forwarded to

Date

Prelim. check by

Date

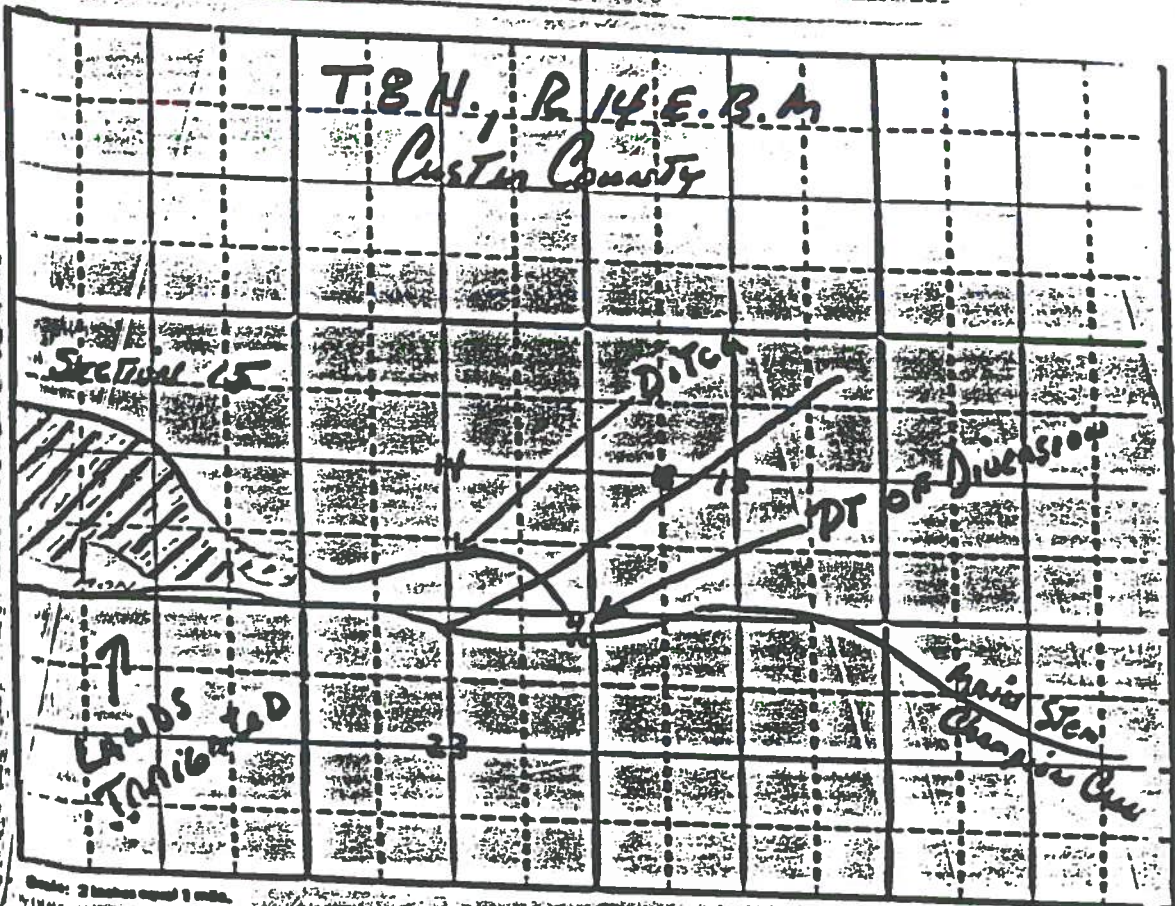
625.00 fee received in

Date

Published in

Date

4th of July Creek



Scale: 2 inches equal 1 mile.

Map should show the location of the point of division and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of New YorkCounty of New York

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

(Signed and sworn to by)

Doan P. K...

Subscribed to before me this 29th day of October1929

CONVICTE V. FOLDS

Notary Public, State of New York
No. 24-42447-0

Notary Public

Residing at

My commission expires

Qualified in City of

Buckley 11204

FOR DEPARTMENT USE ONLY

Received by ...Date 1/1/30

Exception filed by

Forwarded to

Date

Prize, check by

Date 2-16-30Date 1/1/30Date 1/1/30

Date

\$20.00 fee received by

Published in ...Date 1/1/30

4th of 10th

IN THE MATTER OF:)

CLAIM TO A WATER RIGHT #71-4018)

MARY ELIZABETH KEMMERER.)

AFFIDAVIT

STATE OF IDAHO)

County of Blaine)

Wallace Young, being first duly sworn, deposes and
says:

That the undersigned is familiar with the Kemmerer
Ranch in Section 15 of Township 8 North, Range 14 East, Boise
Meridian, Custer County, Idaho, and the irrigation system that
serves said ranch with waters from Champion Creek.

It has been traditional in the Champion Creek area
that when excess flood flows are available in the spring, the
ranch owners divert in excess of their licensed rights to
saturate the ground so that they can better withstand the hot
late summer months.

Of my own personal knowledge, I am aware that since
the year 1967, the ranch now owned by Kemmerer has diverted
up to 2.4 c/f/s of flood waters over and above their other
licensed rights for the purpose of irrigation on the lands

MICROFILMED

MAR 17 1993

1957
D.Y.
N.C.

IN THE MATTER OF:)

CLAIM TO A WATER RIGHT #71-4018)

MARY ELIZABETH KEMMERER.)

AFFIDAVIT

STATE OF IDAHO)

County of Blaine)

Department of Water
Southern District Office

Mike Cahoon, being first duly sworn, deposes and

says:

That he has managed the "Kemmerer Ranch" on Champion Creek since June 10, 1967. The lands of the ranch which are irrigated are located in Section 15 of Township 8 North, Range 14 East, Boise Meridian, Custer County, Idaho.

That as manager of said ranch, the undersigned has affected the diversion of up to 2.4 c/f/s of flood water, in addition to the other licensed rights, in each year when said flood water is available.

That your affiant has diverted said flood water and has increased the moisture on 220 irrigated acres of the ranch prior to the time the stream is on regulation and prior to the time some water rights are cut by reason of shortages which usually occur in the later summer months.

MICROFILMED

MAR 17 1993

COPY

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A71-04018

Date Received

Receipt Number

501132

402

RECEIVED

JAN 12 1990 34

NOTICE OF CLAIM
TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

FEB 6 - 1990

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) 4th of July Creek-Ranch, Inc. Phone (714) 240-3871Mailing Address 24701 Dana Drive, Dana Point, CA Zip 926292. Date of Priority (Only one (1) per claim) 06-01-19253. Source of water supply (a) Champion Creek
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 8N Range 14E Section 23,
NE 1/4 of NE 1/4 of 1/4, Govt. Lot, B.M., County of Custer

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 ditch to main ditch

COPY

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 06-01 to 09-15 amount 2.400 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.400 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 440 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	
8N	14E	15							20	20	40	40	30	25		20	25		220

Total number of acres irrigated 220

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

12. Do you own the property listed above as place of use? Yes xxx 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.
71-02047 and 71-02054 or None ()

14. Remarks:

Last Name 4th of July Creek Ident No. _____

MAR 17 1993
Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XXX Posted Notice _____ License _____ Permit _____

If applicable provide IDWR Water Right Number 71-04018

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 XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 3

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 President

Title _____

of 4th of July Creek Ranch, Inc. , that I have signed the foregoing

Organization

document in the space below as President of 4th of July Creek Ranch, Inc

Title

Organization

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

Signature of Authorized Agent

Title and Organization President, 4th of July Creek Ranch, Inc. Date X 1/8/90

State of Idaho/or California)
) SS.

County of Orange

Subscribed and sworn (or affirmed) before me this 8th day of January 19 90

SEAL



Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Address _____

Date _____

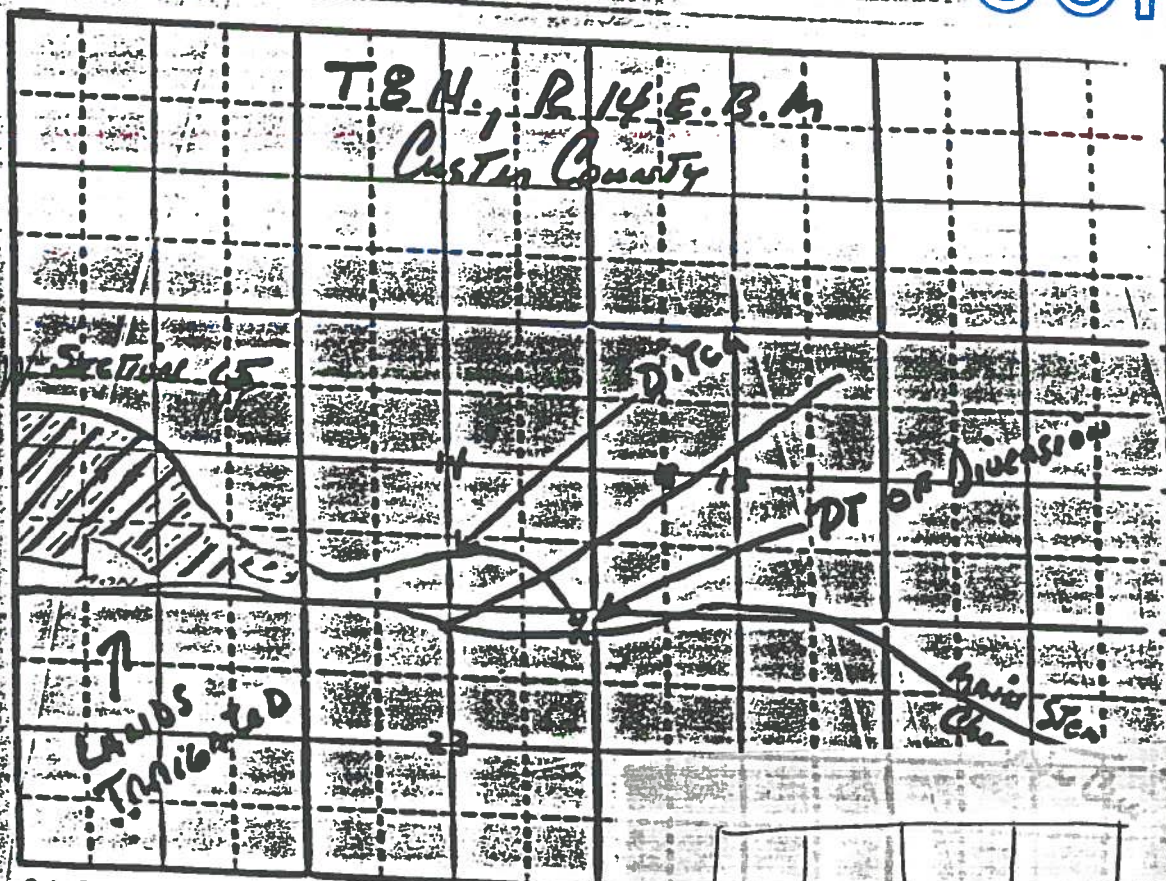
COPY

MICROFILMED

Last Name 4th of July Creek Ident. Number

MAR 17 1893
Copies White State, Yellow Claimant

COPY



Map should show the location of the point of division section, township and range of the public land survey system.

State of New York

County of New York

Be it known that the undersigned, being duly sworn, depose to a water right, together with all attached information, and the affiant's knowledge.

(Chris James J.)

Sworn to before me this 29th day of October

70	20	15
40	40	20
30	25	25

$$90 \quad 85 \quad 45 = 220$$

COMMISSIONER OF LANDS
Notary Public, State of New York
No. 24-42447-0
Qualified to Keep Records

Notary Public
Residing at 1115 67th St.

My commission expires January 1, 1924

FOR DEPARTMENT USE ONLY

Received by copy

Date 11-16-30

Exemption filed by:

Forwarded to

Date

Profrim. check by

Date 11-16-30

claimant by:

Published in Journal

Date 11-16-30

Date 11-16-30

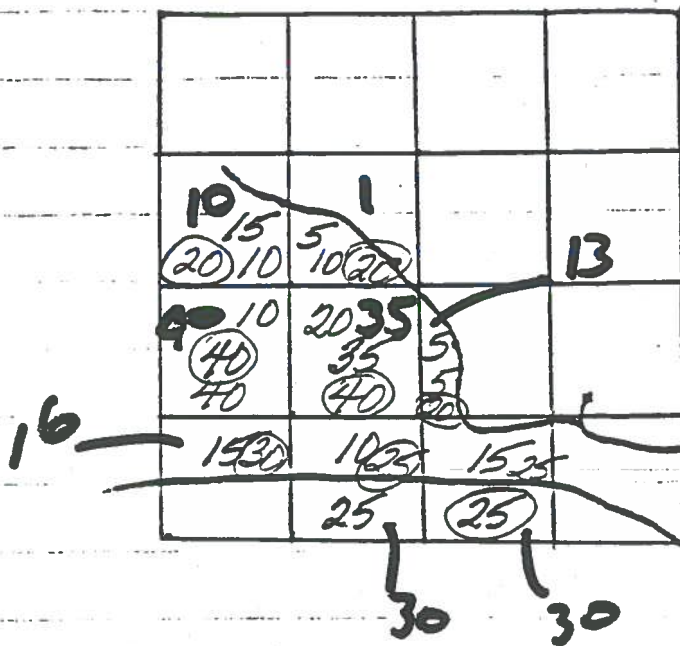
[Handwritten signature]

Fee assessed 4/6/90

low lat for side response within
30 days of letter

Acres counted for
fee are circled

915



COPY

DETCH
CH. CR.

<u>27</u>	02047	80 ACRES	—
	02054	165 "	—
	04018	220 "	—

Appears to be irrigated.

220 Acres

175 Acres

3 clings... @ $50 \text{ each} = 150$

Total Fee = \$370⁰⁰

Upon field review the zeros should be adjusted.

Ad- 2/6/90

[illegible]

MAR 17 1993

IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST., STE. 200
TWIN FALLS, ID 83301-3380
(208) 736-3033

RECEIVED
SEP 20 2000
Department of Water Resources
Southern Region

CHANGE IN ADDRESS☐ Water Right Number(s):71-02054, 71-02047B, 71-04018☐ Old Mailing Address:C PETRE HUMPHREYS, TRUSTEEW. MICHAEL HUMPHREYS, TRUSTEETHE HUMPHREYS FAMILY TRUST72 ABBOTT RD.WELLESLEY HILLS, MA 02181☐ New Mailing Address:C PETRE HUMPHREYS, TRUSTEEW. MICHAEL HUMPHREYS, TRUSTEETHE HUMPHREYS FAMILY TRUST480 RANDOLPH AVE.MILTON, MA 02186☐ New Telephone Number:(781) 890-2244☐ Signature of Claimant(s):

W. Michael Humphreys
C. Petre Humphreys

Date: _____

FOR IDWR USE ONLY

INITIAL Review and Data Entry

Date: _____
Further Action Needed:

By: _____

Further Action Taken:

Date: _____
Final Review and Data Entry

By: _____

Date: _____

By: _____

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIMRECEIVED
SEP 20 2000
Department of Water Resources
Southern RegionClaim Number (s): 71-02054, 71-02047B, 71-04018Previous Mailing Address: C PETRE HUMPHREYS, TRUSTEEW. MICHAEL HUMPHREYS, TRUSTEETHE HUMPHREYS FAMILY TRUST72 ABBOTT RD.WELLESLEY HILLS, MA 02181New Mailing Address: C PETRE HUMPHREYS, TRUSTEEW. MICHAEL HUMPHREYS, TRUSTEETHE HUMPHREYS FAMILY TRUST480 RANDOLPH AVE.MILTON, MA 02186Telephone Number: (781) 890-2244

Signature of Claimant(s):

W. Michael Humphreys
C. Petre Humphreys

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190
FAX 208/334-2348Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
FAX 208/525-7177SS
ADDRESS FM
Revised 12/13/99IDWR Use Only:
Data Entry: _____

Date: _____

SPECK & AANESTAD

A PROFESSIONAL CORPORATION

ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

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

September 19, 2000

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

RECEIVED
SEP 20 2000
Department of Water Resources
Southern Region

**Re: Water Right No. 71-02054, 71-02047B, 71-04018
Humphreys - Change of Address**

Dear Allen:

Enclosed you will find two Change in Address forms for the above-referenced water rights for which Partial Decrees were recently issued by the SRBA Court. Please let me know if it is necessary to file anything with the SRBA Court to complete the processing of the address change.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____

James P. Speck

JPS:jal
Enclosures
cc: clients (w/encls.)
Nick Spencer (w/encls.)

**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

SUBCASE NO: 71-04018

Case No. 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

**THIS FORM MAY ONLY BE USED IF ALL PARTIES HAVE STIPULATED TO ALL
ELEMENTS OF ONE WATER RIGHT AND MAY BE SUBMITTED AT ANY TIME
FOLLOWING THE CLOSE OF THE STATUTORY RESPONSE PERIOD.**

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

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

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

James P. Speck, Attorney for Claimant Date

Allen Merritt Date
Southern Regional Manager, IDWR

Nicholas B. Spencer (As to Form) Date
Attorney for IDWR

AJ5856NP

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

DATE: JUN-27-2000
PAGE: A-5

RIGHT NUMBER: 71-04018

NAME & ADDRESS: C PETRE HUMPHREYS
W MICHAEL HUMPHREYS
72 ABBOTT RD
WELLESLEY HILLS MA 02181

SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 2.4 CFS

PRIORITY DATE: 05/01/1957

POINT OF DIVERSION: T08N R14E S13 NESWSW Within CUSTER County
S23 NWNWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	05-01 10-31	2.4 CFS

PLACE OF USE:	IRRIGATION	Within CUSTER County			
	T08N R14E S15	SWNW 11	SENW 0.6	NESW 37	NWSW 40
		SWSW 14	SESW 23	NWSE 11	SWSE 23
	159.6 ACRES TOTAL				

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 159.6 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 71-02047B, 71-02054, AND
71-04018.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ5856NP

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

DATE: JUN-27-2000
PAGE: A-6

RIGHT NUMBER: 71-04018 (CONT)

EXPLANATORY MATERIAL: (CONT)

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE: 71-02047B, 71-02054, AND 71-04018.

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on _____, 2000, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 83720
Boise, ID 83720-0098

Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

U.S. Department of Justice
Environment and Natural
Resources Division
550 West Fort Street, Box 33
Boise, ID 83724-0663

James P. Speck
Speck and Aanestad
Attorney for Claimant
120 East Avenue
Ketchum, ID 83340

Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301
PHONE 736-3033
FAX 736-3037

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Vicki Kelly	Trish Fawcett
COMPANY:	DATE:
	07/05/00
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
	12
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
RE:	YOUR REFERENCE NUMBER:
Humphreys owner change info	
71-02047B, -02054, -04018	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

07/05 11:24
AJ SD
00:03:12
12
OK
STANDARD
ECM

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

TIME : 07/05/2000 11:27
NAME : IDWR SOUTHERN REGION
FAX : 2087363037
TEL : 2087363033

TRANSMISSION VERIFICATION REPORT

RECEIVED
OCT 16 1998

Department of Water Resources
Southeast Region

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

Water Right or Adjudication Claim No(s): A71-02047B; A71-02054; A71-04018; A71-10162

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.

1. Name and Address of Former Owner/Claimant VON HAGEN FAMILY TRUST c/o LLOYD CORPORATION
12400 WILSHIRE BLVD, SUITE 1180; LOS ANGELES CA 90025

2. New Owner/Claimant(s) W. MICHAEL HUMPHREYS AND C. PETRE HUMPHREYS
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 72 ABBOTT ROAD

City, State and ZIP Code WELLESLEY HILLS MA 02181

New Telephone Number (781) 890-2244

3. Date you acquired the property JULY 5, 1996

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 562 Number and type of stock _____

Diversion rate in CFS _____ Number of homes 2 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) x W. Michael Humphreys
x C. Petre Humphreys

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

WARRANTY DEED

For Value Received THERESA V. H. BUCHER AND RONOLD L. VON HAGEN,
CO-TRUSTEES OF THE VON HAGEN FAMILY TRUST,

The grantors, do hereby grant, bargain, sell and convey unto W. MICHAEL HUMPHREYS AND
C. PETRE HUMPHREYS, TRUSTEES OF THE HUMPHREYS FAMILY TRUST-JANUARY 17, 1994

the grantees, whose current address is 72 Abbott Road, Wellesley, Massachusetts 02181

the following described premises, in CUSTER County Idaho, to-wit:

See Attached Exhibit "A"

BUYERS

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s
their heirs and assigns forever And the said Grantors do hereby covenant to and

CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES } S.S.

On July 3rd, 1996 before me,
Bob Edwards

a Notary Public in and for said County and State, personally appeared
THERESA V. H. BUCHER

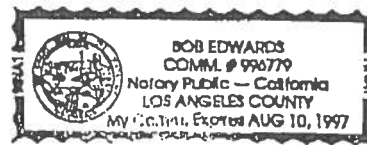
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Signature Bob Edwards

F 2492 (5-91)

FOR NOTARY SEAL OR STAMP



known or identified to me to be the person whose name
subscribed to the within instrument, and acknowledged to me
that executed the same.

Meighan K Berberich
Notary Public
Residing at
Comm. Expires 6/1/2000

19 In my office, and duly recorded in Book
of Deeds at Page

Ethel M. Peck
Ex-Officio Recorder

By Bushman C Breedlove
Deputy.

Fees \$ 12.00
Mail to:

MEIGHAN K. BERBERICH
NOTARY PUBLIC
STATE OF COLORADO

EXHIBIT "A"

All of Section 15, Township 8 North, Range 14 East, Boise Meridian, Custer County, Idaho, EXCEPTING THEREFROM A tract of land in the S½S½ of said Section 15 described as follows:

Beginning at a stone marking the Southwest corner of said Section 15; thence North 0°02' West, along the Westerly boundary of said Section 15, 391 feet; thence South 75°41' East, 349.0 feet; thence South 79°30' East, 658.0 feet; thence North 0°02' West, 728.0 feet; thence South 77°59' East, 367.0 feet; thence South 68°31' East, 556.0 feet; thence South 53°02' East, 213.0 feet; thence South 60°06' East, 713.0 feet; thence South 89°59' East along a line which is parallel to and 150.0 feet North of the Southerly boundary of said Section 15, 1,315 feet, more or less, to a point which is North 150.0 feet from a point of the Southerly boundary of said Section which is 1,321.32 feet Westerly from the Southeast corner of said Section; thence North 232.0 feet; thence South 58°36' East, 272.0 feet; thence South 72°04' East, 270.0 feet; thence South 88°36' East, 343.0 feet; thence North 80°22' East, 122.0 feet; thence North 43°59' East, 532.92 feet to the Easterly boundary of said Section; thence South 0°06' West along said boundary 553.0 feet to the Southeast corner of said Section; thence North 89°59' West along the Southerly boundary of said Section, 5,285.28 feet, more or less, to the Point of Beginning,

AND EXCEPTING THEREFROM the following described property:

A strip of land 66 feet in width traversing the following described real property:

The Northwest Quarter of the Northeast Quarter (NW¼NE¼) the North Half of the Northwest Quarter (N½NW¼) and the Southwest Quarter of the Northwest Quarter (SW¼NW¼) of Section 15, Township 8 North, Range 14 East, Boise Meridian, Custer County, Idaho.

CONTINUED:

X T.V.H.B.
T.V.H.B.

X R.L.V.H.
R.L.V.H.

DESCRIPTION CONTINUED:

The said strip being 33 feet in width on each side of the following centerline, the said centerline being more particularly described as follows:

Beginning at a point on the West line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, said point lying South 0°02' West, 1,335.0 feet from the corner common to Sections 9, 10, 15 and 16, Township 8 North, Range 14 East, Boise Meridian, which point is known as Engineer's Station P.O.C. 52+74.0; said point being a point on a curve, the back tangent of which bears South 75°41' East; thence along the following courses and distances:

BEARING	TANGENT DISTANCE IN FEET	CURVE L-R	CENTRAL ANGLE	RADIUS IN FEET	ARC DIS.
N. 85°23' E.	354.8	L	9°10.3'	1,909.86	305.7
N. 65°29' E.	1,576.6	L	19°54'	1,637.02	568.6
N. 56°24' E.	520.2	L	9°05'	2,864.79	454.2

Ending at a point which is 822.7 feet, North 89°57' East, from the North Quarter corner of said Section 15, Township 8 North, Range 14 East, Boise Meridian, which point is known as Engineer's Station P.O. T. 90+54.1.

The boundary lines of said right-of-way and easement shall be prolonged or shortened to begin and end on, and conform to, the property lines.

ALSO EXCEPTING THEREFROM:

A parcel of land in Section 15, Township 8 North, Range 14 East, Boise Meridian, Custer County, Idaho, more particularly described as follows, lying North of Forest Service Road:

Commencing at a stone marking the NW Corner of said Section 15, and said corner being the True Point of Beginning,

thence South 89°58'21" East, 2,647.31 feet to a stone marking the N $\frac{1}{4}$ corner of said Section 15;

thence North 89°57'26" East, 763.00 feet along the Northern boundary of said Section 15 to the Northwesterly boundary of U.S. Forest road no. 70209;

thence South 56°24'00" West, 470.45 feet along the Northwesterly boundary of said forest road;

thence 448.94 feet along a curve to the right with a central angle of 9°05'00", a radius of 2,831.79 feet, and a long chord of 448.47 feet that bears South 60°56'30" West, along the Northwesterly boundary of said forest road;

CONTINUED:

T.V.H.B.

R.L.V.H.

DESCRIPTION CONTINUED:

thence South $65^{\circ}29'00''$ West, 1,576.60 feet along the Northwesterly boundary of said forest road;

thence 557.11 feet along a curve to the right with a central angle of $19^{\circ}54'$, a radius of 1,604.02 feet, and a long chord of 554.31 feet that bears South $75^{\circ}26'00''$ West, along the Northerly boundary of said forest road;

thence South $85^{\circ}23'00''$ West, 354.80 feet along the Northerly boundary of said forest road;

thence 302.73 feet along a curve to the right with a central angle of $9^{\circ}14'30''$, a radius of 1,876.86 feet, and a long chord of 302.41 feet that bears North $89^{\circ}59'44''$ West along the Northerly boundary of said forest road to the Westerly boundary of said Section 15;

thence North $0^{\circ}01'29''$ East, 1,301.04 feet along the Westerly boundary of said Section 15 to the True Point of Beginning.

X T V H B
T.V.H.B.

X R L V H
R.L.V.H.

QUITCLAIM DEED

For Value Received THERESA V. H. BUCHER AND RONOLD L. VON HAGEN,
CO-TRUSTEES OF THE VON HAGEN FAMILY TRUST

do hereby convey, release, remise and forever quitclaim unto W. MICHAEL HUMPHREYS AND C. PETRE
HUMPHREYS, TRUSTEES OF THE HUMPHREYS FAMILY TRUST-JANUARY 17, 1994

whose current address is 72 Abbott Road, Wellesley, Massachusetts 02181

the following described premises, to-wit:

See attached Exhibit "A"

Together with all water rights appurtenant to the real property described in
Exhibit "A" attached hereto, specifically including, but not limited to, the
following itemized rights:

Source	Priority	CFS	Old Number	SRBA Claim #
Champion Creek	3/25/1925	2.3	License 16201	71-02047
Champion Creek	7/28/1930	2.8	License 17343	71-02054
Champion Creek	1925	2.4	Statutory Claim	71-4018

AND together with all the undersigned's right, title and interest, if any, in and to
the following itemized water rights which have lapsed:

Source	Priority	CFS	Old Number	SRBA Claim #
Fourth of July Creek	9/23/81	2.0	Permit 71-7069	
Groundwater	1/27/82	.875	Permit 71-7074	

STATE OF CALIFORNIA }
COUNTY OF Los Angeles } s.s.

On July 3rd, 1996 before me,
Bob Edwards

a Notary Public in and for said County and State, personally appeared
THERESA V. H. BUCHER

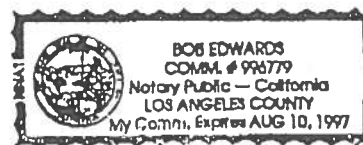
personally known to me (or proved to me on the basis of satisfactory
evidence) to be the person(s) whose name(s) is/are subscribed to the
within instrument and acknowledged to me that he/she/they executed
the same in his/her/their authorized capacity(ies), and that by his/hor/their
signature(s) on the instrument the person(s), or the entity upon behalf
of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Signature Bob Edwards

F 2492 (5-91)

FOR NOTARY SEAL OR STAMP



known to me to be the person who name
subscribed to the within instrument, and acknowledged to
me that executed the same.

Meighan K. Berberich
Notary Public
Residing at San Miguel Colorado, Idaho
Comm. Expires 6/1/2000

Edna M. Beck
Ex-Officio Recorder
By Barbara C. Brecklow
Deputy.

Fees \$ 12.00
Mail to:

MEIGHAN K. BERBERICH
NOTARY PUBLIC
STATE OF COLORADO

EXHIBIT "A"

All of Section 15, Township 8 North, Range 14 East, Boise Meridian, Custer County, Idaho, EXCEPTING THEREFROM A tract of land in the S½S½ of said Section 15 described as follows:

Beginning at a stone marking the Southwest corner of said Section 15; thence North 0°02' West, along the Westerly boundary of said Section 15, 391 feet; thence South 75°41' East, 349.0 feet; thence South 79°30' East, 658.0 feet; thence North 0°02' West, 728.0 feet; thence South 77°59' East, 367.0 feet; thence South 68°31' East, 556.0 feet; thence South 53°02' East, 213.0 feet; thence South 60°06' East, 713.0 feet; thence South 89°59' East along a line which is parallel to and 150.0 feet North of the Southerly boundary of said Section 15, 1,315 feet, more or less, to a point which is North 150.0 feet from a point of the Southerly boundary of said Section which is 1,321.32 feet Westerly from the Southeast corner of said Section; thence North 232.0 feet; thence South 58°36' East, 272.0 feet; thence South 72°04' East, 270.0 feet; thence South 88°36' East, 343.0 feet; thence North 80°22' East, 122.0 feet; thence North 43°59' East, 532.92 feet to the Easterly boundary of said Section; thence South 0°06' West along said boundary 553.0 feet to the Southeast corner of said Section; thence North 89°59' West along the Southerly boundary of said Section, 5,285.28 feet, more or less, to the Point of Beginning,
AND EXCEPTING THEREFROM the following described property:

A strip of land 66 feet in width traversing the following described real property:

The Northwest Quarter of the Northeast Quarter (NW¼NE¼) the North Half of the Northwest Quarter (N½NW¼) and the Southwest Quarter of the Northwest Quarter (SW¼NW¼) of Section 15, Township 8 North, Range 14 East, Boise Meridian, Custer County, Idaho.

CONTINUED:

X T.V.H.B.
T.V.H.B.

X R.2.V.H.
R.L.V.H.

DESCRIPTION CONTINUED:

The said strip being 33 feet in width on each side of the following centerline, the said centerline being more particularly described as follows:

Beginning at a point on the West line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, said point lying South 0°02' West, 1,335.0 feet from the corner common to Sections 9, 10, 15 and 16, Township 8 North, Range 14 East, Boise Meridian, which point is known as Engineer's Station P.O.C. 52+74.0; said point being a point on a curve, the back tangent of which bears South 75°41' East; thence along the following courses and distances:

BEARING	TANGENT DISTANCE IN FEET	CURVE L-R	CENTRAL ANGLE	RADIUS IN FEET	ARC DIS.
N. 85°23' E.	354.8	L	9°10.3'	1,909.86	305.7
N. 65°29' E.	1,576.6	L	19°54'	1,637.02	568.6
N. 56°24' E.	520.2	L	9°05'	2,864.79	454.2

Ending at a point which is 822.7 feet, North 89°57' East, from the North Quarter corner of said Section 15, Township 8 North, Range 14 East, Boise Meridian, which point is known as Engineer's Station P.O. T. 90+54.1.

The boundary lines of said right-of-way and easement shall be prolonged or shortened to begin and end on, and conform to, the property lines.

ALSO EXCEPTING THEREFROM:

A parcel of land in Section 15, Township 8 North, Range 14 East, Boise Meridian, Custer County, Idaho, more particularly described as follows, lying North of Forest Service Road:

Commencing at a stone marking the NW Corner of said Section 15, and said corner being the True Point of Beginning,

thence South 89°58'21" East, 2,647.31 feet to a stone marking the N $\frac{1}{4}$ corner of said Section 15;

thence North 89°57'26" East, 763.00 feet along the Northern boundary of said Section 15 to the Northwestern boundary of U.S. Forest road no. 70209;

thence South 56°24'00" West, 470.45 feet along the Northwestern boundary of said forest road;

thence 448.94 feet along a curve to the right with a central angle of 9°05'00", a radius of 2,831.79 feet, and a long chord of 448.47 feet that bears South 60°56'30" West, along the Northwestern boundary of said forest road;

CONTINUED:

T.V.H.B.

R.L.V.H.

DESCRIPTION CONTINUED:

thence South $65^{\circ}29'00''$ West, 1,576.60 feet along the Northwesterly boundary of said forest road;

thence 557.11 feet along a curve to the right with a central angle of $19^{\circ}54'$, a radius of 1,604.02 feet, and a long chord of 554.31 feet that bears South $75^{\circ}26'00''$ West, along the Northerly boundary of said forest road;

thence South $85^{\circ}23'00''$ West, 354.80 feet along the Northerly boundary of said forest road;

thence 302.73 feet along a curve to the right with a central angle of $9^{\circ}14'30''$, a radius of 1,876.86 feet, and a long chord of 302.41 feet that bears North $89^{\circ}59'44''$ West along the Northerly boundary of said forest road to the Westerly boundary of said Section 15;

thence North $0^{\circ}01'29''$ East, 1,301.04 feet along the Westerly boundary of said Section 15 to the True Point of Beginning.

X T V H B
T.V.H.B.

X R.L.V.H.
R.L.V.H.

PRINT KEY OUTPUT CUST# 06/19/97 10:27:54 PAGE 1

DISPLAY DEVICE T2
USER VERLA

TAX MASTER INQUIRY

PNPKY: RP 08V14E150004 A YEAR 1995 BILL# 4790
TXPKY: RP08V14E150004A
NAME JUMPHREYS FAMILY TRUST CODE AREA 4700 ACCOUNT TYPE PUP
JUMPHREYS, MICHAEL BANK FLB OWNER
JUMPHREYS, C-PETRE TRUSTEES MARKET VALUE 194,098

ADDRESS 10495 STONE QUARRY ROAD HARDSHIP
PAYETTE ID 83651 HOMEOWNER
NET MARKET 194,098

LEGAL TRACT 75-12, 1375, 87-13 TAX AMOUNT 1,165.40
NE4NE4, S2NE4 LESS: CIRCUIT
N2SW4, N2SE4 PLUS: SPECIALS 175.00
SEC 15 T2N Q14E NET TAX BILLED 1,340.40
TAX PAYMENTS 1,340.40
TAX CANCELLED
SPEC CANCELLED
REMAINING TAX DUE

NEXT PARCEL# RP A JR NEXT BILL# RP 1995
F3=EXIT F1=OTHER TAXES F5=PAYMENT ACTIVITY F6=TRANS ACTIVITY F2+=MORE

Post-It® Fax Note 7671		Date 6-19-97	# of pages 2
To CRYSTAL	From COLLEEN	Co. TAX DEPT	
Co/Dept.	Phone #	Fax # 879-5246	
Fax # 736-0041			

JUN 19 '97 10:40AM CUS:

NTY CLERK

33/4

P.2/2

T-75-12

~~MARY ELIZABETH KEMMERER~~
Humphreys Family Trust
Fr. NW $\frac{1}{4}$

137287

176957

201192

R14

211385-84

All of the NW $\frac{1}{4}$ Sec 15 T8 R14 except T-75-11 containing
26.49 Acres deeded to John L. Kemmerer Jr. deed # 137287

133.51 Acres

21.91 ac Part of T8-12

111.60 Ac

T-87-13
parcel#
08N14E150002

~~HAROLD & FLOA JENASSER~~

~~VAN HAGEN Trust~~

Humphreys Family Trust

193378

176957

201192

211385-84

~~Harold & Floa Jenasser~~

A parcel of land in Section 15 T8N14E, BM, Custer County
Idaho described as:

The remainder of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ South of the Forest Road
containing 31 acres M/L.

~~Fourth of July Ranch~~

T - 1375

~~Harold & Floa Jenasser~~

~~Dale S. Reynolds~~

~~Harold & Floa Jenasser~~

~~Dale S. Reynolds~~

Humphreys Family Trust

118.80 ac.

211385-86

136811

176957

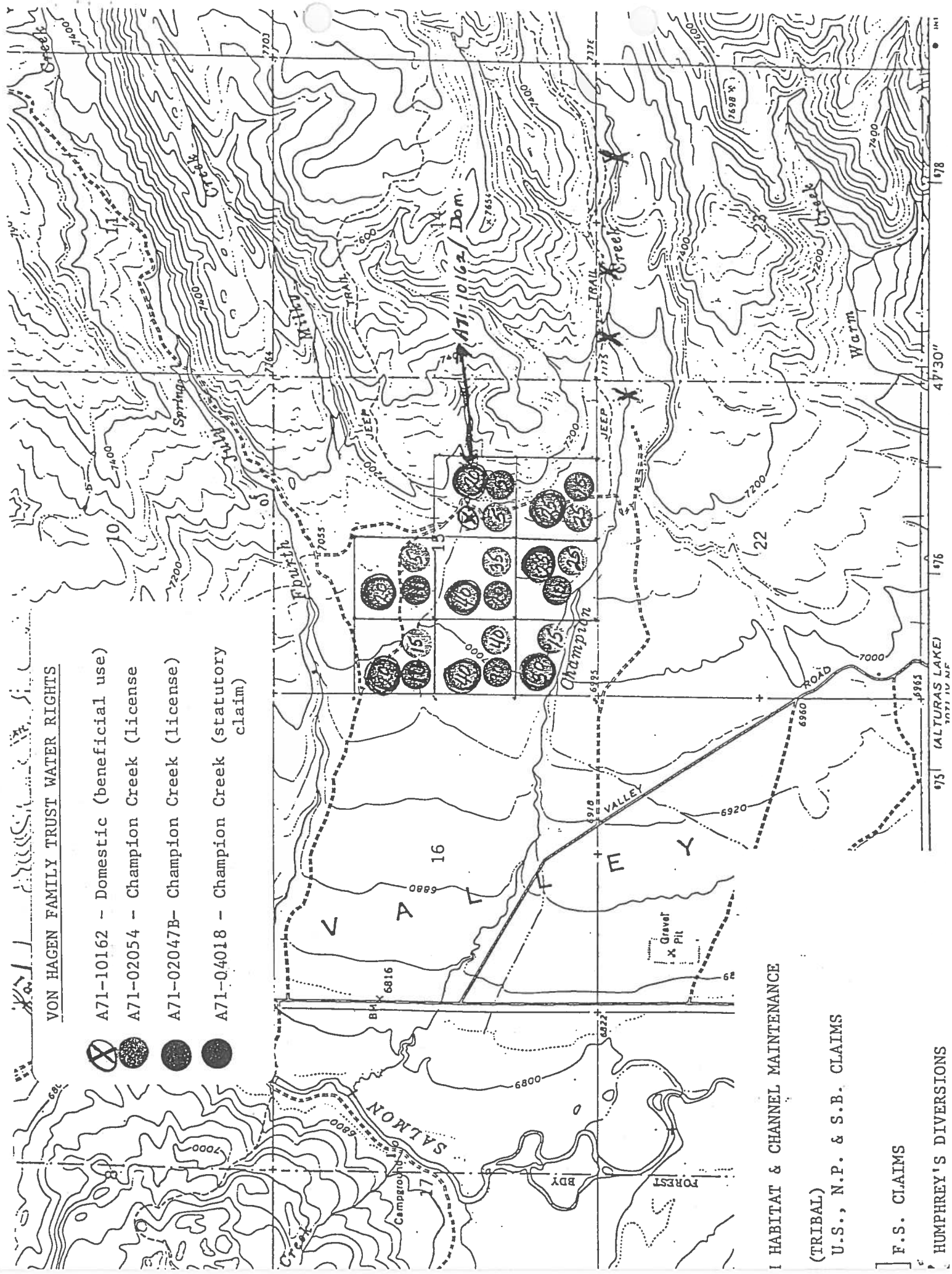
176957

193378

Beginning at a point which is N 0° 2' W. 391 ft. from the SW corner of Sec. 15; thence S. 75° 41' E. 349 ft.; thence S. 79° 30' E. 658 ft.; thence N 0° 02' W. 728 ft.; thence S 77° 59' E. 367 ft.; thence S. 68° 31' E. 556 ft.; thence S 53° 02' E. 213 ft.; thence S. 60° 06' E. 713 ft.; thence S 89° 59' E. to a point 150 ft. N. of the S'ly boundary line of Sec. 15, for a distance of 1315 ft.; thence N. 232 ft. thence S 58° 36' E. 272 ft.; thence S 72° 04' E. 270 ft.; thence S. 88° 36' E. 343 ft.; thence N. 80° 22' E. 122 ft.; thence N. 43° 59' E. 532.92 ft. to the E'ly boundary of Sec. 15; thence N 0° 06' W. 767 ft. to the NE corner of S $\frac{1}{2}$ S $\frac{1}{2}$; thence N to the NW corner of S $\frac{1}{2}$ S $\frac{1}{2}$; thence S. 929 ft. to a point which is N 0° 02' W. 391 ft. from the SW corner of Sec. 15.

VON HAGEN FAMILY TRUST WATER RIGHTS

- A71-10162 - Domestic (beneficial use)
- A71-02054 - Champion Creek (license)
- A71-02047B- Champion Creek (license)
- A71-04018 - Champion Creek (statutory claim)



HABITAT & CHANNEL MAINTENANCE

(TRIBAL)
U.S., N.P. & S.B. CLAIMS

F.S. CLAIMS

HUMPHREY'S DIVERSIONS

10

15

FSN-337

Von Higgs Family Trust

T-503

6 15

1 22

NC.

C-132

NELSON

RECEIVED

SEP 17 1999

Department of Water Resources
Southern Region

RECEIVED

AUG 30 1999

Department of Water Resources

**SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)**

I, W. MICHAEL HUMPHREYS, individually and as trustee of THE HUMPHREYS TRUST, designate and appoint JAMES P. SPECK, of Blaine County, Idaho, as my attorney in fact and agent (subsequently called "Agent") to act in my name and for my benefit for the specific purposes stated herein only. I grant to my Agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as I might or could do if personally present and fully competent, hereby ratifying and confirming all that my Agent shall lawfully do or cause to be done by virtue of this Special Power of Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. My agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that I now have or may hereafter acquire, RELATING ONLY TO the preparation and filing of applications for permits to or transfers of water rights, or claims to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is revocable, provided, that insofar as any governmental agency, bank, trust company, insurance company, transfer agent, or other person shall rely upon this power, this power may be revoked only by a notice in writing executed by me or my Agent and delivered to such person or institution.

3. INTERPRETATION. This instrument is to be construed and interpreted as a Special Power of Attorney and shall be limited in accordance herewith.

4. DISABILITY OF PRINCIPAL. This Special Power of Attorney shall not be affected by disability of the principal.

5. THIRD-PARTY RELIANCE. Third parties may rely upon the representations of the Agent as to all matters relating to any power granted to my Agent, and no person who may act in reliance upon the representations of the Agent or the authority granted to my Agent shall incur any liability to us or our estates as a result of permitting the Agent to exercise any power.

6. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

7. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

IN WITNESS WHEREOF, I have executed this Special Power of Attorney this 26th day of April, 1999.


W. MICHAEL HUMPHREYS

STATE OF Massachusetts)
County of Essex) ss.

On this 26th day of April, 1999, before me, the undersigned notary public in and for said state, personally appeared W. MICHAEL HUMPHREYS, known to me to be the person whose name is subscribed to the within Special Power of Attorney, 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 first above written.


Notary Public for Com. of Massachusetts
Residing at: Swampscott, MA
Commission expires 4/6/01

ALAN LANCE
Attorney General

SARA C. DENNISTON
Deputy Attorney General
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098
Telephone: (208) 327-7900
Fax: (208) 327-5400

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 Claimant) Subcase Nos. 71-02054, 71-04018, and
) 71-02047B
)
)

Case No. 39576

) AFFIDAVIT OF DAVID R.
) TUTHILL, JR. SUBMITTING
) SUPPLEMENTAL DIRECTOR'S
) REPORT
)
)
)

STATE OF IDAHO)
) ss.
County of Ada)

David R. Tuthill, Jr., being first duly sworn, deposes and states as follows:

1. My name is David R. Tuthill, Jr. I am the Adjudication Bureau Chief for the Idaho Department of Water Resources (IDWR).
2. My work address is Idaho Department of Water Resources (IDWR), 1301 North Orchard, Boise, Idaho 83706. I reside in Boise, Idaho.
3. My educational background includes a Bachelor of Science degree in agricultural engineering from Colorado State University at Fort Collins, Colorado, in 1974, and a Master of Science degree in civil engineering from the University of Colorado at Boulder, Colorado, in

1975. I have also attended and presented papers at numerous seminars on water rights investigation and administration.

4. I have been registered as a professional engineer in Idaho since 1979.

5. I have worked for IDWR for 22 years in the following positions respectively: Adjudication Section Supervisor; Payette Adjudication Supervisor; Water Allocation Section Supervisor; Regional Office Manager of IDWR's Western Regional Office; and currently as Adjudication Bureau Chief. In these positions I have investigated hundreds of water rights, including reviewing their descriptions in decrees, licenses and permits. I have supervised the distribution of water to water right holders and resolved disputes between competing water users. I have extensive first-hand knowledge of how water rights for a variety of uses interact with other water rights from the same source. I have extensive first-hand experience with the difficulty of resolving disputes between water right holders when the water use under a right is not adequately described.

6. I am familiar with the factual and legal basis for IDWR's policy regarding its recommendation of quantity, irrigated acreage, and remarks relating to specific elements of water rights.

7. I have either personal knowledge of the facts I testify to in this Affidavit, or they are available to me from IDWR records and personnel, and are the type of facts or data that are regularly and customarily considered by experts in the field of water use and water right investigation and administration to be a reasonable basis to form an opinion about such water use or water right.

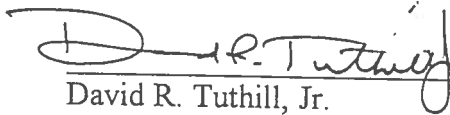
8. I adopt as my testimony and incorporate in this Affidavit the Legal Principles and the Conclusions portions of the Supplemental Director's Report Regarding Claim to Water Right

Nos. 71-02054, 71-04018, and 71-02047B dated October 6, 1999, attached to this Affidavit as Exhibit 1.

9. Attachment C to Exhibit 1 is a printed color copy representing a shape file in IDWR's Geographical Information System database. These printed copy is the type of data regularly and customarily considered by experts in the field of water use and water right investigation and administration to be a reasonable basis to assist in forming an opinion about such water use or water right.

10. In Exhibit 1, I set forth my factual understanding of the law which underlies my opinion on behalf of IDWR regarding its description of specific elements of water right numbers 71-02054, 71-04018, and 71-02047B. To the extent, if any, these statements are inaccurate as a matter of fact, the opinions expressed in my report may change.

Dated this 6th day of October, 1999


David R. Tuthill, Jr.

SUBSCRIBED AND SWORN before me this 6th day of October, 1999

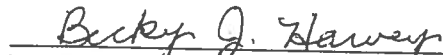

Notary Public for the State of Idaho
Residing at: Boise
My commission expires: 2/25/2003

EXHIBIT 1

**SUPPLEMENTAL DIRECTOR'S REPORT REGARDING CLAIMS
TO WATER RIGHT Nos. 71-02054, 71-04018, and 71-02047B**

In Re SRBA

Twin Falls County Civil Case No. 39576
Subcase Nos. 71-02054, 71-04018, and 71-02047B

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources
Karl J. Dreher, Director
David R. Tuthill Jr., Adjudication Bureau Chief

October 6, 1999

The Director of the Idaho Department of Water Resources (IDWR) submits this Supplemental Director's Report Regarding Claims to Water Right Nos. 71-02054, 71-04018, 71-02047B, in accordance with Idaho Code § 42-1412(4) and Administrative Order 1. This supplemental director's report was prepared under the supervision of Karl J. Dreher, Director, and David R. Tuthill, Jr., Adjudication Bureau Chief for IDWR. The following persons assisted in the preparation of the following portions of this report:

Kelly K. Christensen, Senior Water Resource Agent, IDWR Southern Region investigated the place of use for claim numbers 71-02054, 71-04018 and 71-02047B, and prepared the recommendations for these claims.

Allen Merritt, Regional Manager, IDWR Southern Region investigated the diversion locations and measured the diversion rates for claim numbers 71-02054, 71-04018, and 71-02047B and helped to prepare this Supplemental Report.

Doug Jones, Regional Supervisor, IDWR Southern Region helped to prepare this Supplemental Report.

LEGAL PRINCIPLES UNDERLYING RECOMMENDATION OF WATER RIGHT NUMBERS 71-02054, 71-04018, 71-02047B

IDWR's recommendations of the water rights are based upon its application of the following legal principles. These principles are not described for purposes of legal argument, but simply for the purpose of describing the basis of IDWR's recommendations for these water rights. If IDWR's understanding of these principles is erroneous or inaccurate, the conclusions reached in this report may change.

1. Beneficial use is the basis, measure and extent of any water right.
2. The description of the beneficial use is the description of the water right.
3. Because beneficial use is the basis, measure and extent of any water right, a water right holder is entitled to irrigate only those lands on which water has been historically put to beneficial use pursuant to that water right.
4. Because beneficial use is the basis, measure and extent of any water right, a water right holder is entitled to use only that quantity of water that has been put to beneficial use on those lands historically irrigated pursuant to that water right.
5. The determination of the extent of beneficial use in a water right license is binding on the Department of Water Resources.
6. A water right will be considered abandoned or forfeited to the extent that it has not been beneficially used for five or more years.
7. As between appropriators, the first in time is first in right.

**FACTUAL FINDINGS UNDERLYING RECOMMENDATION OF
WATER RIGHT NUMBERS 71-02054, 71-04018, and 71-02047B**

I. Basis of Claims

A. Water right 71-04018 is a beneficial use claim

B. Water right 71-02054 is based on a license. License number 71-02054 was issued on September 8, 1943, for 3.3 cfs on 165 acres. A certified copy of the license is attached as Attachment A.

C. Water right number 71-02047B is based on a license. License number 71-02047 was issued on July 3, 1930, for 2.8 cfs on 140 acres. Water right number 71-02047A was originally claimed in the SRBA by Redmond and Hays. Subsequently W. Michael Humphreys acquired the entire licensed place of use. The recommendation for 71-02047B represents the full extent of beneficial use on the original place of use under license number 71-02047. A certified copy of the license is attached as Attachment B.

II. Investigation of Water Right number 71-02054

This report addresses the element of water right number 71-02054 that is in dispute. IDWR understands the element to be Place of Use (irrigated acreage).

A. Place of Use

1. IDWR recommended a total of 159.6 irrigated acres for water right number 71-02054. IDWR recommended this acreage based on the following:

- a. On 8-17-1995 Kelly Christensen, IDWR Senior Water Agent, visited the claimed place of use, conducted a field examination and observed an irrigated parcel within the area claimed under water right number 71-02054. During the field exam, Mr. Christensen observed two main ditches originating at the eastern side of the place of use. One ditch parallels the hillside trending north-northwest to the farmstead and then swings west-northwest. It continues in this general direction until it reaches the property boundary in the SWNW of section 15. Mr. Christensen walked the length of this ditch and did not observe any irrigation north of this ditch. Mr. Christensen observed another ditch heading west for approximately ¼ mile and then heading slightly west-northwest, ending in the SWSW of section 15. He walked the length of this ditch and did not observe any diversions from that ditch toward Champion Creek to the south. During the field exam Mr. Humphreys' irrigator, Ray Seal confirmed that these two ditches form the northern and southern boundaries of the irrigated place of use. The southern and northern boundaries of the recommended place of use are the locations of these delivery ditches. The recommended place of use reaches the property boundary in the SWSW of section 15, where the southern ditch ends. The property line forms the western and the eastern boundaries of the recommended place of use. The recommended place of use also includes minor areas along the

western and southwestern portion of the place of use, which are not irrigated, but were considered too small individually to exclude from the recommended place of use. The recommended place of use also includes the farmstead building sites, outbuildings, roadways, parking areas, and corral sites.

- b. License number 71-02054 granted a 165 acre place of use. Mr. Christensen determined that 5.4 acres of the licensed place of use has been forfeited. During his 1995 field exam, Mr. Christensen observed that no irrigation was presently occurring to the north of the north irrigation ditch described above or to the south of the south irrigation ditch described above. Mr. Seal confirmed that fact. Mr. Christensen also compared a 1974 orthophotograph V-70, 8/8/1987 NAPP photograph number 437-22, attached as Attachment D, 1988 NAPP photograph number 441-137, and a copy of a Forest Service photo (date unknown). These aerial photos confirmed that there was no irrigation north of the north main ditch or south of the south main ditch. Mr. Christensen utilized GIS technology, as described below, to determine that this area between the ditches and the property boundaries consists of 159.6 acres. Thus, he determined that only 159.6 acres have been irrigated on this place of use during the time period between 1974 and 1995.
- d. In analysis of the number of acres irrigated, GIS technology was utilized. Mr. Christensen created a GIS shape file by translating field notes made on the undated Forest Service photo and referencing orthophotograph V-70. The GIS shape file photo underlay was NAPP photograph number 437-22, dated 8/8/1987. It was determined that 159.6 acres are being irrigated. A copy of the GIS shape file is attached as Attachment C.
- e. IDWR therefore continues to recommend 159.6 acres as irrigated under water right number 71-02054.

III. Investigation of Water Right number 71-04018

This report addresses those elements of water right numbers 71-04018 that are in dispute. IDWR understands those elements to be Place of Use (irrigated acreage) and priority date.

A. Place of Use

- 1. IDWR recommended a total of 159.6 irrigated acres for water right number 71-04018. IDWR recommended this acreage based on the following:
 - a. The place of use for this water right number 71-04018 is the same as that for water right number 71-02054 and the place of use for water right number 71-04018 was determined through the field exam described above in item II.A.1.
 - b. In analysis of the number of acres irrigated, GIS technology was utilized as described above in item II.A.1.d. The GIS shape file is attached as Attachment C.

B. Priority Date

1. The Department recommended a priority date of May 25, 1957, for water right number 71-04018. However, it recommended a season of use beginning on May 1. Therefore, IDWR and the parties have agreed to stipulate to a priority date of May 1, 1957.

IV. Investigation of Water Right number 71-02047B

This report addresses the element of water right number 71-02047B that is in dispute. IDWR understands the element to be the Place of Use (irrigated acreage).

A. Place of Use (irrigated acres)

1. License number 71-02047 listed a 140 acre place of use. The license included the legal descriptions for 80 acres of the place of use. The remaining 60 acres were merely described as natural meadow. The place of use was claimed as licensed.

2. IDWR originally recommended the place of use for water right number 71-02047B as 80 acres. The claim was subsequently amended to specify the legal descriptions on all 140 acres claimed. Based on the amended claim, IDWR issued an amended director's report on September 24, 1999, recommending 140 acres within a permissible place of use of 159.6 acres as the place of use. IDWR believes that this amended director's report resolves Mr. Humphreys' objection to the place of use for water right number 71-02047B.

CONCLUSIONS

Based on the foregoing legal principles and factual findings, IDWR has determined that its recommendations for claim to water right numbers 71-02054 and 71-04018 as represented in Attachment E and its amended recommendation for water right number 71-02047B as represented in Attachment F are accurate and should be so recommended by the Special Master.

ATTACHMENT A

State of Idaho

License and Certificate of Water Right

Water License No. 17343

Amount 3.30 second feet

Water District No.

Priority July 28, 1930

THIS IS TO CERTIFY that ORA McVEY and GEYER McVey of Kimberly, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 28, 1930; that Permit No. 17343 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 6.8 second feet, was issued thereunder on February 3, 1937, showing that said works were completed on the 15th day of October, 1935; and that on the 30th day of July, 1941,

GEYER M. McVEY in his own right, and GEYER M. McVEY and MERTON O. McVEY, heirs of Ora McVey of Twin Falls, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Champion Creek, a tributary of Salmon River, for the purpose of irrigation and domestic use, under Use Permit No. 17343 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer, Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 4174, on the 8th day of September, 1943;

The right hereby confirmed dates from July 28, 1930;

The Point of Diversion is located 800 ft. distant from the NE corner Section 23, T. 8 N., R. 14 E., in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, Tp. 8 N., R. 14 E., B.M. Custer County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 3.30 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 N.	14 E.	15	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	--
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	--
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	15
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	5
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	35
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	15
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	25
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	--
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	5
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	25
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	--
			Total Number of Acres Irrigated	--	165

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, Commissioner of Reclamation, affixed at Boise, Idaho, this 8th day of September, 1943

JAMES SPOFFORD

Commissioner of Reclamation
State Reclamation Engineer

(SEAL)

71 2054

ATTACHMENT B

State of Idaho

License and Certificate of Water Right

Water License No. 16201

Amount 2.8 sec. ft.

Water District No.

Priority 3-25-1925

THIS IS TO CERTIFY that George L. Young, of Challis, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 25, 1925; that Permit No. 16201 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 6.4 second feet, was issued thereunder on February 20, 1925, showing that said works were completed on the 19th day of February, 1925; and that on the 29th day of September, 1927,

George L. Young, of Challis, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Champion Creek, a tributary of Salmon River, for the purpose of irrigation and domestic use, under Use Permit No. 16201 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 3621, on the 3rd day of July, 1930;

The right hereby confirmed dates from March 25, 1925;

The Point of Diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, Tp. 8 N., R. 14 E., B. M. Custer County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 N.	14 E.	15	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	10
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	10
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	20
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	10
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	10
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	5
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	15
			Also, natural meadow		<u>60</u>
					Total 140

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 3rd day of July, 1930.

GEO. N. CARTER

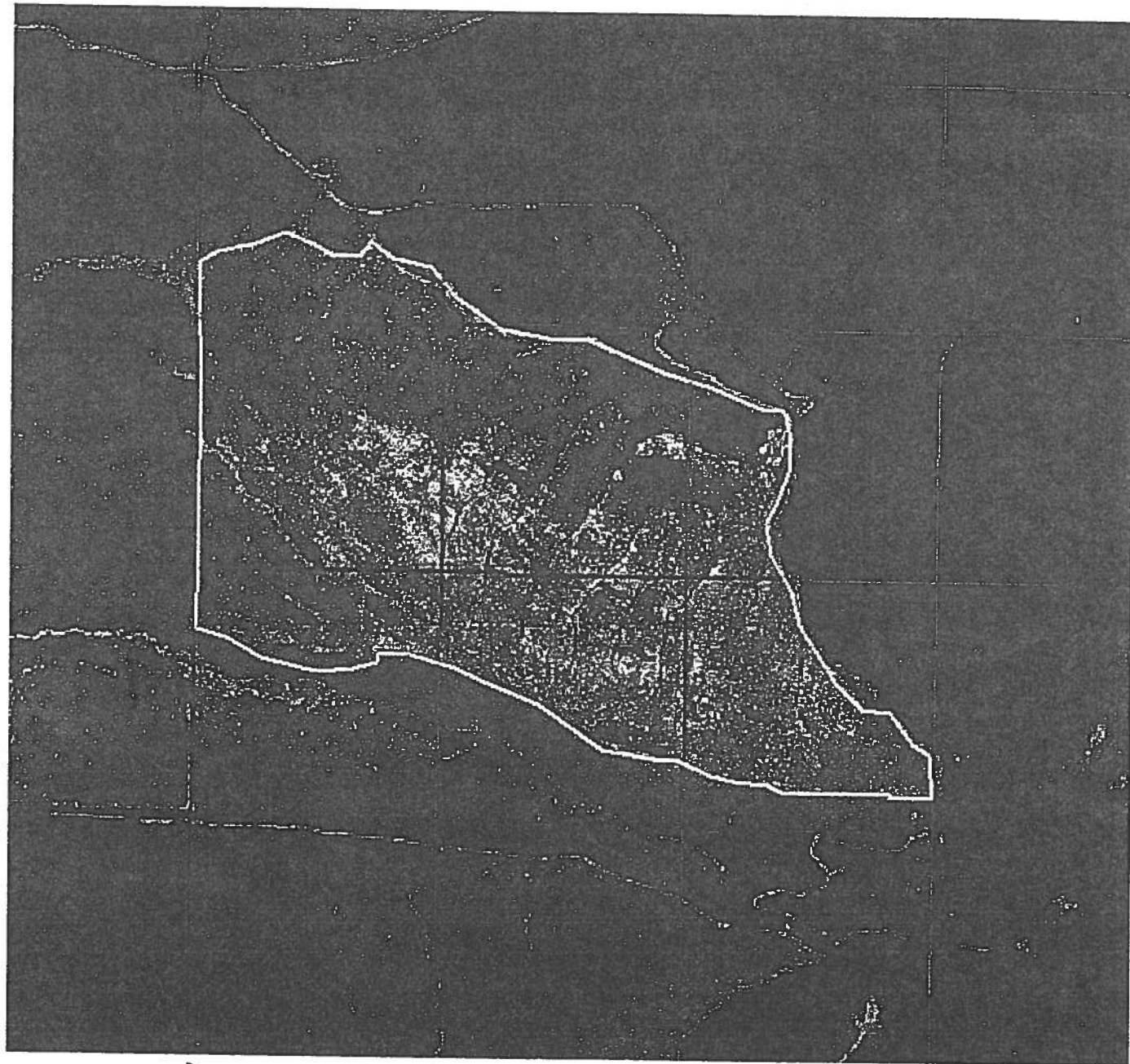
Commissioner of Reclamation

(SEAL)

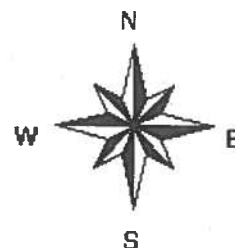
(Quit-claim Deed transferring from George L. Young and Pearl Z. Young to Ora McVey and Geyer McVey, August 1, 1930, recorded under Permit No. 16201.)

ATTACHMENT C

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED PLACE OF USE FOR
71-02054, 71-02047B, & 71-04018



0 1320 2640 3960 Feet

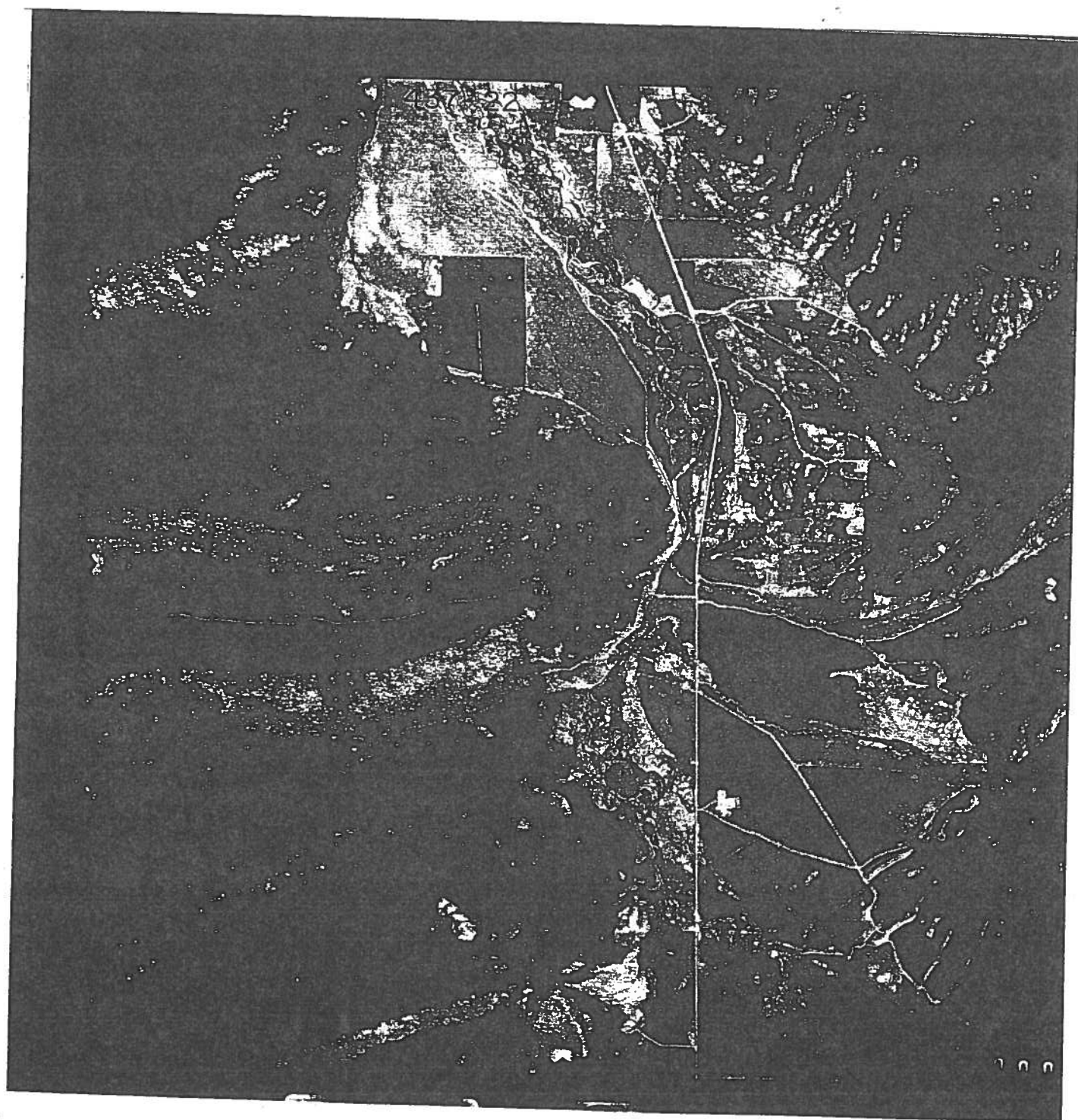


RECOMMENDED PLACE OF USE
DATA ENTRY ON OCTOBER 1, 1999
TWP 08N; RNG 14E; SEC 15

- ⊙ RECOMMENDED POINT OF DIVERSION
- ▭ RECOMMENDED PLACE OF USE
- ▭ SECTION LINES
- ▭ QUARTER QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987 AND/OR 1988 NAPP PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

ATTACHMENT D



ATTACHMENT E

AJ5856NP

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

DATE: SEP-28-1999

PAGE: A-5

RIGHTS FROM: SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 71-02054

NAME & ADDRESS: W MICHAEL HUMPHREYS
C PETRE HUMPHREYS
72 ABBOTT RD
WELLESLEY HILLS MA 02181

SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 3.3 CFS

PRIORITY DATE: 07/28/1930

POINT OF DIVERSION: T08N R14E S13 NESWSW Within CUSTER County
S23 NWNWNW

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 05-01 10-31 3.3 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T08N R14E S15 SWNW 11 SENW 0.6 NESW 37 NWSW 40
SWSW 14 SESW 23 NWSE 11 SWSE 23
159.6 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 159.6 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 71-02047B, 71-02054, AND
71-04018.

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 71:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 71 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5856NP

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

DATE: SEP-28-1999
PAGE: A-6

RIGHTS FROM: SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 71-02054 (CONT)

EXPLANATORY MATERIAL: (CONT)

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE: 71-02047B, 71-02054, AND 71-04018.

AJ5856NP

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

DATE: SEP-28-1999

PAGE: A-11

RIGHTS FROM: SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 71-04018

NAME & ADDRESS: C PETRE HUMPHREYS
W MICHAEL HUMPHREYS
72 ABBOTT RD
WELLESLEY HILLS MA 02181

SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 2.4 CFS

PRIORITY DATE: 05/25/1957

POINT OF DIVERSION: T08N R14E S13 NESWSW Within CUSTER County
S23 NWNWNW

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 05-01 10-31 2.4 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T08N R14E S15 SWNW 11 SENW 0.6 NESW 37 NWSW 40
SWSW 14 SESW 23 NWSE 11 SWSE 23
159.6 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 159.6 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 71-02047B, 71-02054, AND
71-04018.

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 71:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 71 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ5856NP

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

DATE: SEP-28-1999

PAGE: A-12

RIGHTS FROM:

SOURCE: CHAMPION CREEK

TRIBUTARY: SALMON RIVER

RIGHT NUMBER:

71-04018 (CONT)

EXPLANATORY MATERIAL: (CONT)

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE: 71-02047B, 71-02054, AND 71-04018.

ATTACHMENT F

AJ5856NP

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

DATE: OCT-6-1999
PAGE: A-1

RIGHTS FROM: SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 71-02047B

NAME & ADDRESS: CANDACE P HUMPHREYS
W MICHAEL HUMPHREYS
10495 STONE QUARRY RD
PAYETTE ID 83661

SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 2.8 CFS

PRIORITY DATE: 03/25/1925..

POINT OF DIVERSION: T08N R14E S13 NESWSW Within CUSTER County
S23 NWNWNW

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 05-01 10-31 2.8 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T08N R14E S15 S11 11 SENW 0.6 NESW 37 NWSW 40
S12 14 SWSW 14 SESW 23 NWSE 11 SWSE 23
159.6 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 140 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 159.6 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 71-02047B, 71-02054, AND
71-04018.

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

AJ5856NP

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

DATE: OCT-6-1999
PAGE: A-2

RIGHTS FROM: SOURCE: CHAMPION CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 71-02047B (CONT)

OTHER PROVISIONS: (CONT)

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 71:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 71 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE: 71-02047B, 71-02054, AND 71-04018.

EXHIBIT 2

ALAN LANCE
Attorney General

SARA C. DENNISTON
Deputy Attorney General
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098
Telephone: (208) 327-7900
Fax: (208) 327-5400

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 Claimant	)	Subcase Nos. 71-02054, 71-04018, and
	)	71-02047B
	)	
	)	
Case No. 39576	)	AFFIDAVIT OF KELLY CHRISTENSEN
	)	
	)	
	)	

STATE OF IDAHO)
) ss.
County of Ada)

Kelly Christensen, being first duly sworn on oath, deposes and states as follows:

1. My name is Kelly Christensen, and I am a Senior Water Resource Agent with the Idaho Department of Water Resources (IDWR). I make the following statements based upon my personal knowledge of the facts related therein.

2. My work address is Idaho Department of Water Resources (IDWR), Southern Regional Office, 1241 Fillmore St, Suite 200, Twin Falls, ID 83301-3380. I reside in Twin Falls, Idaho.

3. I have participated in numerous hearings in front of the Snake River Basin Adjudication Court, settlement conferences and meetings with parties to the Snake River Basin Adjudication.

4. My educational background and relevant work experience is described in Exhibit 1 to this affidavit.

5. I conducted the investigation of claims to water right numbers 71-02054, 71-04018, and 71-02047B. I also prepared the recommendation for these claims.

6. Based on my investigation and knowledge of these claims, I adopt as my testimony and incorporate in this Affidavit the Factual findings portions of the Supplemental Director's Report Regarding Claim to Water Right numbers 71-02054, 71-04018, and 71-02047B dated October 6, 1999, attached to the Affidavit of David R. Tuthill, Jr. as Exhibit 1.

Dated this 7th day of Oct, 1999

Kelly K. Christensen
Kelly K Christensen

SUBSCRIBED AND SWORN before me this 7th day of October 1999

Theresa Jones
Notary Public for the State of Idaho
Residing at: Buhl, ID
My commission expires: 8/8/2001

KELLY CHRISTENSEN
EDUCATION AND WORK EXPERIENCE

1. My educational background includes four semesters from 1966 through 1971 at Casper Junior College where I majored in engineering, and a bachelor's degree in Business Management from Boise State University in May 1991. As a part of my college curriculum I took engineering courses such as Statics, thermodynamics, and calculus. Additionally, Graduated from Automation Training University April 1968. Denver Colorado (computer programming course.)
2. I Served in the United States Army April 1968 through November 1970. Honorably discharged with the rank of Specialist 5th class. MOS = Fixed Station Technical Control. (communications field)
3. My related agricultural work experience includes the following:
 - a. I grew up on a ranch in Wyoming where we ran cattle and sheep and raised hay and grain crops on a gravity surface water irrigation system using contour ditches.
 - b. After my father passed away in 1971 I managed the family farm until 1987. Job responsibilities included irrigating, surveying in ditches with the help of the SCS, leveling fields, maintaining the parshall flume used for water measurement, acreage determination using aerial photography and other sources for various management purposes, and many other related tasks such as maintaining windmills and small reservoirs for stockwater.
 - c. While on the ranch, I was elected to the Powder River Conservation Board in Kaycee Wyoming where I assisted in establishing county conservation plans
 - d. I was also elected as secretary/treasurer of the North Fork Water Users Association where I was responsible for maintaining financial records of the association and assisted in decision making for the maintenance of and delivery from the Dull Knife Reservoir. This association consisted of water users receiving water from the North Fork of the Powder River that banded together to construct the reservoir for mutual benefit.
4. My related water rights experience includes the following:
 - a. Personal water management while ranching in Wyoming based on water rights appurtenant to the ranch.
 - b. While attending College at Boise State University, I was employed by the Department of Water Resources as a summer field agent from May of 1988 to May of 1991. I conducted field examinations of water right permits to verify to what extent that the right holder had actually developed his use. I was responsible for measuring diversions, determining the actual beneficial use, and completing a field examiner's report for state office processing.

The department trained me on the use of measurement devices such as (but not limited to) flow meters such as the Annubar, various weirs, orifice plates, and the pigmy current meter. In some unusual circumstances a timed volume method had to be developed in the field to obtain a measurement. These measurements were normally compared against theoretical methods as a check.

I verified the place of use in the field by comparing the irrigated ground against aerial photography. I then computed the irrigated acreage using tools such as the planimeter. Map skills include a working knowledge of the public land survey system, and the use of ortho photo quad maps.

I was required to interview the permit holder to obtain the necessary information about his system to be able to complete the report.

- c. After graduating I was hired by the department as a Senior Water Resource Agent in Twin Falls specifically in the adjudication section. I have held this position since May of 1991. While in this position I have continued training in the new technology as it has come available. Examples are the polysonic flow meter, the global positioning system, and the arc view geographical information system.

My responsibilities while working at the Twin Falls office have been as a field agent verifying adjudication claims primarily in basins 36, 43, 71, and 72. I have verified surface water flood irrigation, and gravity pressure sprinkler systems, groundwater sprinkler systems using center pivots, wheel lines, and/or hand lines.

I have worked extensively with the electronic recording and researching of water rights through the department's computer system. I have created several hundred 'shape files' representing water rights, using arc view. I was also part of the team that rectified NAPP photography and mosaiced them into township images using Blue Marble software.

While working for the Department of Water Resources as a Senior Agent I have completed the following training;

1. Certificate of Technical Skill received from the Department of Water Resources on November 21, 1997 in the following areas:

TOPIC	PERFORMING LEVEL
Irrigation Diversion Rate Analysis	Operational
Flow Measurements	Operational
Geographic Info. Systems	Advanced
Database Research & Maintenance	Operational
Legal Analysis & Procedure	Operational

2. NT, Arc Introduction to GIS Utilization Training covering Windows View 3, and Blue Marble Geographies. March 1997

011200

8-28-12

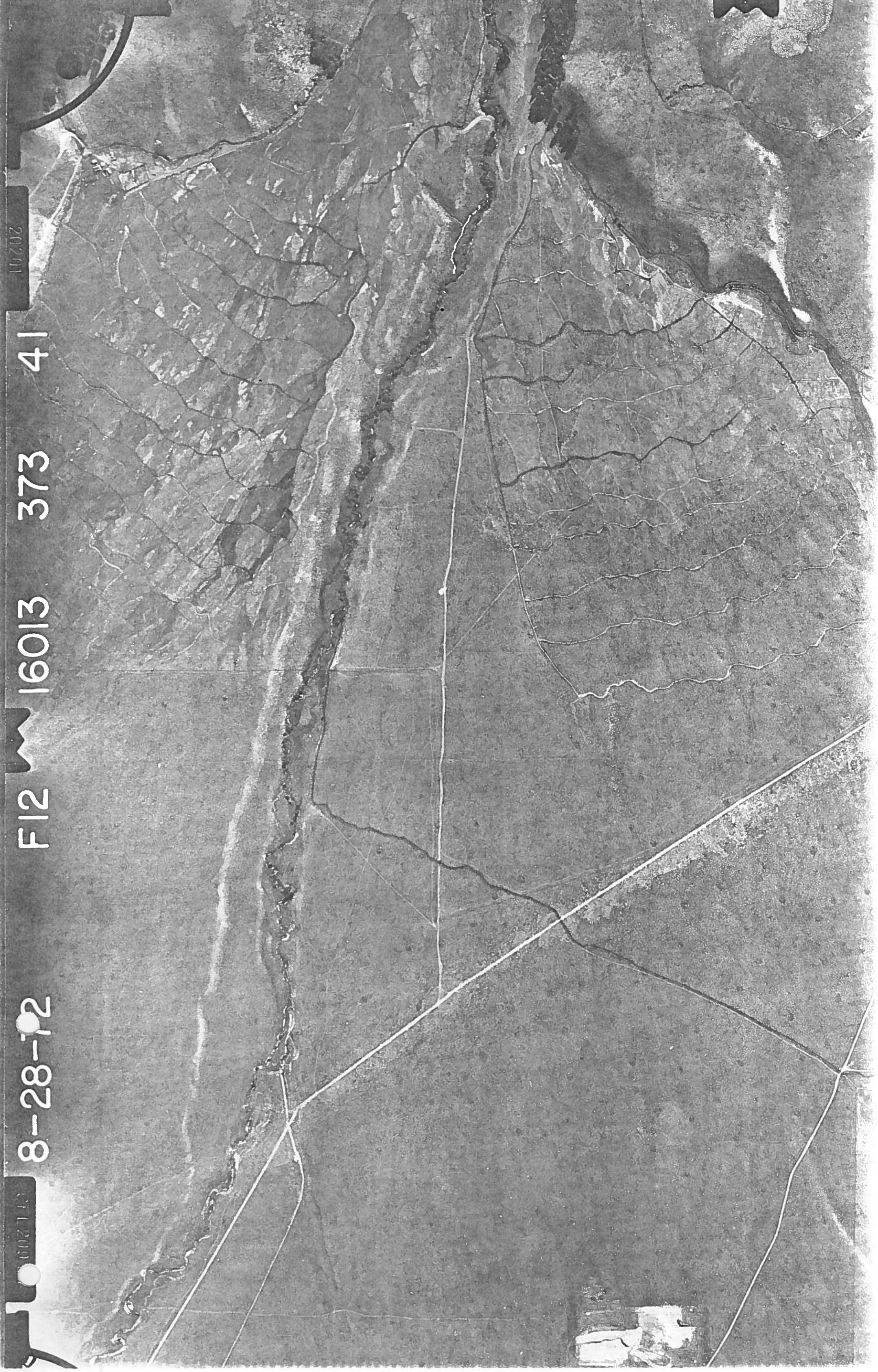
F12

16013

373

41

201201



ACTION REQUIRED

FROM: Judy - Adjudication Secretary

DATE: 8/25/93

TO: Field Examiner

Crystal Vincent - Rosholt's Office - says for field exam get ahold of Ronald Von Hagen at 726-4564.

Department of Water Resources

Department of Water Resources
Southern Region

1799 JAN 14 PM 4:44
DISTRICT CLERK - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA

Case No. 39576

A. Subcase 71-04018

STANDARD FORM 1

OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: **C. Petre Humphreys**
W. Michael Humphreys

Address: 72 Abbott Road
Wellesley, MA 02181

Daytime Phone: (617) 431-1229

Name & Address of Attorney, if any:

**Norman M. Semanko
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906**

- E. **REASONS SUPPORTING OBJECTION(S):** The number of acres recommended as a combined place of use for 71-02047B, 71-02054, and 71-04018 (159.6 acres) is less than the combined number of acres historically irrigated under the three water rights.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Twin Falls)

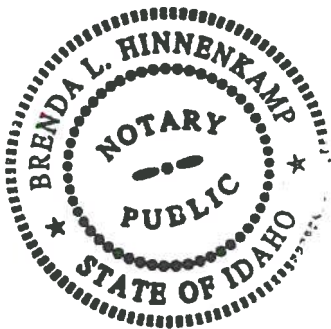
Norman M. Semanko, duly sworn, upon oath, deposes and says:

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)

N. M. Semanko
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: **January 14, 1999**



Brenda L. Hinnenkamp

NOTARY PUBLIC FOR IDAHO

Residing at: Twin Falls, ID

My commission expires: 9/11/2004

RECEIVED

JAN 14 1999

Department of Water Resources

RECEIVED

JAN 25 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

Case No. 39576

A. Subcase 71-04018

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: W. Michael Humphreys & Candace P. Humphreys
Address: 10495 Stone Quarry Road
Payette, ID 83661
Daytime Phone: (781) 890-2244

Name & Address of Attorney, if any:

James P. Speck
SPECK & AANESTAD
A Professional Corporation
PO Box 987
Ketchum, ID 83340

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

Name: W. Michael Humphreys & Candace P. Humphreys
Address: 10495 Stone Quarry Road
Payette, ID 83661

F. VERIFICATION (Must be completed)

State of Idaho)
) ss.
County of Blaine)

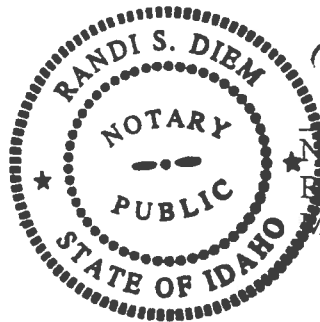
James P. Speck, being first duly sworn, upon oath, deposes and says:

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)

J. P. Speck
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: January 12, 1999



Randi S. Diem
Notary Public for Idaho
Residing at Blaine Co., ID
My Commission expires 8-29-03

Hello Doug:

Here's a list of the objected to water rights in basin 71. Dave and Peter will be picking up the original claims for filing with the court Tuesday morning. Southern also should have received copies of the basin 71 objections for the claim file--do you know if you did??

71-00026A	71-00026B	71-00028	71-00029	71-00033B
71-00034C	71-00035C	71-00036B	71-02047A	71-02047B
71-02054	71-02085B	71-04006	71-04018	71-04021
71-10057	71-10080	71-10081	71-10117	71-10139
71-10197	71-10631	71-10763	71-10764	

I'm trying to double check the overlaps (unobjected to) involved--we'll need those original claims also for Tuesday. They are:

71-00027B 71-10059

THANKS FOR YOUR HELP!! Any questions, call me at 327-5458.

FAX MEMORANDUM

TO: DOUG JONES - SOUTHERN AJ SUPERVISOR
FROM: VICKI KELLY - PARALEGAL
DATE: 2/10/99

72 Abbott Road
Wellesley, MA 02181
August 13, 1998

RECEIVED

AUG 19 1998

Department of Water Resources
Southern Region

VIA Federal Express
Idaho Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83705

RECEIVED

AUG 19 1998

Department of Water Resources
Southern Region

Dear Sirs;

I have enclosed Notice of Error Reply Forms for the following Snake River Basin
Adjudication water right claims, in the name of W. Michael & Candace P. Humphreys,
and W. Michael & Candace P. Humphreys, as Trustees of The Humphreys Trust:

71-10080
71-10081
71-04006
71-02047A
71-04021
71-02047B /
71-02054 /
71-04018 /

Sincerely,



W. Michael Humphreys

July 22, 1998

NOTICE OF ERROR
REPLY

RECEIVED
AUG 14 1998

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.
YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: August 14, 1998

Water right number: 71-04018

JOHN ROSHOLT
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

W. MICHAEL & C. Peter Humphreys
72 ABBOTT RD.
WELLESLEY, MA 02181

Daytime Telephone Number:
Evening Telephone Number:

RECEIVED
AUG 19 1998

Department of Water Resources
Southern Region

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

PRIORITY DATE
OF ACRES

2. Describe the changes you wish to make in the proposed recommendation:

PRIORITY DATE SHOULD BE 3/25/1957
OF ACRES SHOULD BE 220 AS CLAIMED

3. Give a brief explanation as to why you disagree with these portions:

8-12-98 W. Michael Humphreys

___ I AGREE with this proposed recommendation; no changes need to be made.

DATE: _____ SIGNATURE: _____
Please print your name: _____

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

06/09/98 11:26:07
Page 1

Water Right Number - R71-04018

Prefix Translation:

RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***
ROSHOLT

JOHN

1 - ROSHOLT ROBERTSON & TUCKER
2 - PO BOX 1906
3 -
City- TWIN FALLS
Phone - 208-734-0700
State- ID Zip- 833031906

*** C - CURRENT OWNER ***
VON HAGEN FAMILY TRUST

1 - C/O LLOYD CORPORATION
2 - 12400 WILSHIRE BLVD #1180
3 -
City- LOS ANGELES
Phone - 208-000-0000
State- CA Zip- 90025

*** O - ORIGINAL OWNER ***
4TH OF JULY CREEK RANCH INC

1 - 24701 DANA DRIVE
2 -
3 -
City- DANA POINT
Phone - 714-240-3871
State- CA Zip- 92629

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/25/1957 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - + - - - - Tributary - - - - +
CHAMPION CREEK SALMON RIVER

+ - - - - TwN Rng Sec Tract Lot RFlg County Point of Diversion - - - - +

08N 14E 13 NE SW SW (37) CUSTER
23 NW NW NW (37) CUSTER

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 09/30 2.400

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
2.400 0.0

+ - - - - TwN Rng Sec Tract Lot Acres Place of Use - - - - + Description County
08N 14E 15 SE NW 11.0 01 IRRIGATION (37) CUSTER
08N 14E 15 NE SW 0.6 01 IRRIGATION (37) CUSTER
08N 14E 15 NE SW 37.0 01 IRRIGATION (37) CUSTER
08N 14E 15 NW SW 40.0 01 IRRIGATION (37) CUSTER
08N 14E 15 SW SW 14.0 01 IRRIGATION (37) CUSTER
08N 14E 15 SE SW 23.0 01 IRRIGATION (37) CUSTER
08N 14E 15 NW SE 11.0 01 IRRIGATION (37) CUSTER
08N 14E 15 SW SE 23.0 01 IRRIGATION (37) CUSTER

Total Acres: 159.6

Prefix translation: RESEARCH

+ - - Non-Irrigation Use -

..... Remarks

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 159.6 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 71-020478, 71-02054, AND 71-04018.

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE: 71-020478, 71-02054, AND 71-04018.

7104018 Old Water Right Numbers

```

+ - - - - - Conditions of Approval - - - - -
+ - - - - - No Conditions of Approval found.

```

Decree Plaintiff	Decree Defendant	Decree Date
00/00/0000		

	-Comments-
Date: 06/09/1998 User Id: KCHRISTE Subject: COPIED FROM REMARKS OWNERSHIP CHANGE 3/19/92 BY JG.	

06/09/98 KCHRISTE

+-----Adjudication Rights Dates and Flags Area-----+

Court Report Filing	- 00/00/0000	Field Inspection Made	- 08/17/1995	Civil Case Number	-	35976
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-	
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-	
Claim Received Date	- 02/06/1990	Last Amended Date	- 04/30/1992	Temporary Right	- P	
		Receipt Number	- S011132	Water District	-	
		POU Ownership Flag	- Y	Federal/State Indicator	- S	
		Name Connector	-	Presumption Flag	-	
				Notice of Error Flag	-	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:18:40
06/04/98

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A71-04018

LAST: VON HAGEN FAMILY TRUST FIRST:
ADDRESS: C/O LLOYD CORPORATION
12400 WILSHIRE BLVD #1180
CITY: LOS ANGELES STATE: CA ZIP: 90025
PHONE NUMBER: 208-000-0000

OWNER CODE: C

LAST: 4TH OF JULY CREEK RANCH INC FIRST:
ADDRESS: 24701 DANA DRIVE
CITY: DANA POINT STATE: CA ZIP: 92629
PHONE NUMBER: 714-240-3871

OWNER CODE: O

LAST: ROSHOLT FIRST: JOHN
ADDRESS: ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
CITY: TWIN FALLS STATE: ID ZIP: 833031906
PHONE NUMBER: 208-734-0700

OWNER CODE: A

FIELD EXAM REQUIRED?	DATABASE	FIELD EXAMINER
VERIFICATION REQUIRED DUE TO REMARKS?	Y	Y() N()

CLAIM REMARKS: GEN OWNERSHIP CHANGE 3/19/92 BY JG.

CONTACT PERSON: Ray Seal

PHONE NUMBER: () -

DATE OF FIELD EXAM: 8/17/95

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: ~~By~~ none in field

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: manager

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A71-04018 PRIORITY DATE: 03-25-1957 STAGE: S - -
~~6-10-1967 per affidavits~~

B. WR RECORD: # 71-04018 PRIORITY DATE: 06-01-1925 STAGE: S

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N(☒)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A() Y() N()

FIELD EXAM COMPLETED

N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A() Y() N()

LICENSE ISSUED

N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y(☒) N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

NOTES: ³ ~~Two~~ affidavits were submitted in 1980 with the filing of the statutory claim. Both indicate that 1967 was the date of first use. One further specifies 6-10-1967 as the date started. Therefore I recognize that date as valid.

the third affidavit indicates that early flows were normally used when available. the licensing field exam for 71-02054 was made on July 28, 1943. therefore I accept the date as claimed

RECOMMENDED PRIORITY DATE:

~~5-25-57~~
~~6-10-67~~

REVIEWED BY KKC

DATE 6-9-98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A71-04018	08N 14E	23		NE	NE			CUSTER		
OTHER AJ CLAIMS WITH SAME AJ POD						WR RECORDS IN SAME 40 ACRE TRACT				
A PREFIX		R PREFIX								
A71-02047B		R71-02047B		71-02047						
A71-02054		R71-02054		71-02054						
A71-10277										
A71-10278										

See attached narrative

SOURCE: CHAMPION CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
71-04018	08N 14E	23		NE	NE			CUSTER		
OTHER WR RECORDS WITH SAME WR POD						AJ CLAIMS IN SAME 40 ACRE TRACT				
A PREFIX		R PREFIX								
71-02047				A71-02047B R71-02047B						
71-02054				A71-02054 R71-02054						
				A71-10277						
				A71-10278						

SOURCE: CHAMPION CREEK

TRIB: SALMON RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A(☒) Y(☐) N(☐)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N(☒)

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

I. HOW WAS THE POD AND SOURCE VERIFIED? Field exam by Allen Murdock

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM 7-1-93 NAME OF EXAMINER ↓) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY CLUSTER	DIVERSION NAME	DIVERSION NBR
~~BN~~	~~14E~~	~~23~~	~~NE~~	~~NE~~	~~NE~~					
BN	14E	23	NW	NW	NW					
BN	14E	13	NE	SW	SW					

SOURCE: CHAMPION CREEK

TRIB: SALMON RIVER

REVIEWED BY: KKC

DATE: 6-9-98

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT (X)



June 8, 1998

**ANALYSIS OF 71-02047B, 71-02054, AND 71-04018
VON HAGEN FAMILY TRUST CLAIMS**

The points of diversion were confirmed by Allen Merritt. He located the point of diversion in sec 13 NESWSW and found that the source is more a slew area rather than Champion Creek itself, however, as this area all contributes to Champion Creek I am recommending the source as Champion Creek only. Allen measured this system in July of 1993 and found 4.34 cfs being diverted. The delivery system was not at capacity. The GIS system did not include that location within the photo boundary rectified and therefore the location was determined using ortho photo V-70 and was approximated onto the GIS system.

The second point of diversion was found in sec 23 NWNWNW and was from Champion Creek. Allen measured the diversion rate at 0.70 cfs. This system was not at capacity either.

As only one point of diversion was described in the original licenses, the second point of diversion is added and recognized as an accomplished transfer for both licensed rights.

The claimed rate is approximately 68% greater than measured and the hubble analysis is approximately 28% greater than claimed. As the system was not at capacity, I am recommending these rights as claimed even though that rate was not found being diverted at the exam date. Flows earlier in the year are normally higher.

PLACE OF USE

The place of use is gravity irrigated with multiple contour ditches crossing the place of use. A main ditch runs along the north and south borders of the property. All three rights are for the same place of use and use the same diversion system. I am recommending the rights within a permissible place of use.

A. ROOT WATER RIGHT NUMBERS: A71-04018
R71-04018

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	14E	15	SW	NW		VON HAGEN FAMILY TRUST	A71-04018 / 20.0	71-04018 / 20.0	4.0		
			SW	NW		ROSHOLT, JOHN	A71-02047B / 10.0	- /			
			SW	NW		VON HAGEN FAMILY TRUST	A71-02054 / 15.0	71-02054 / 15.0			
			SW	NW		ROSHOLT, JOHN	R71-02047B / 10.0	- /			
			SW	NW		ROSHOLT, JOHN	R71-02054 / 15.0	- /			
			SW	NW		ROSHOLT, JOHN	R71-04018 / 20.0	- /			
			SW	NW		YOUNG, GEORGE L.		71-02047 / 10.0			
08N	14E	15	SE	NW		VON HAGEN FAMILY TRUST	A71-04018 / 20.0	71-04018 / 20.0	1.0		
			SE	NW		ROSHOLT, JOHN	A71-02047B / 10.0	- /			
			SE	NW		VON HAGEN FAMILY TRUST	A71-02054 / 5.0	71-02054 / 5.0			
			SE	NW		ROSHOLT, JOHN	R71-02047B / 10.0	- /			
			SE	NW		ROSHOLT, JOHN	R71-02054 / 5.0	- /			
			SE	NW		ROSHOLT, JOHN	R71-04018 / 20.0	- /			
			SE	NW		YOUNG, GEORGE L.		71-02047 / 10.0			
08N	14E	15	NE	SW		VON HAGEN FAMILY TRUST	A71-04018 / 40.0	71-04018 / 40.0	36.0		
			NE	SW		ROSHOLT, JOHN	A71-02047B / 20.0	- /			
			NE	SW		VON HAGEN FAMILY TRUST	A71-02054 / 35.0	71-02054 / 35.0			
			NE	SW		ROSHOLT, JOHN	R71-02047B / 20.0	- /			
			NE	SW		ROSHOLT, JOHN	R71-02054 / 35.0	- /			
			NE	SW		ROSHOLT, JOHN	R71-04018 / 40.0	- /			
			NE	SW		YOUNG, GEORGE L.		71-02047 / 20.0			
08N	14E	15	NW	SW		VON HAGEN FAMILY TRUST	A71-04018 / 40.0	71-04018 / 40.0	14.0		
			NW	SW		ROSHOLT, JOHN	A71-02047B / 10.0	- /			
			NW	SW		VON HAGEN FAMILY TRUST	A71-02054 / 40.0	71-02054 / 40.0			
			NW	SW		ROSHOLT, JOHN	R71-02047B / 10.0	- /			
			NW	SW		ROSHOLT, JOHN	R71-02054 / 40.0	- /			
			NW	SW		ROSHOLT, JOHN	R71-04018 / 40.0	- /			
			NW	SW		YOUNG, GEORGE L.		71-02047 / 10.0			
08N	14E	15	SW	SW		VON HAGEN FAMILY TRUST	A71-04018 / 30.0	71-04018 / 30.0	8.0		
			SW	SW		VON HAGEN FAMILY TRUST	A71-02054 / 15.0	71-02054 / 15.0			
			SW	SW		ROSHOLT, JOHN	R71-02054 / 15.0	- /			
			SW	SW		ROSHOLT, JOHN	R71-04018 / 30.0	- /			
08N	14E	15	SE	SW		VON HAGEN FAMILY TRUST	A71-04018 / 25.0	71-04018 / 25.0	15.0		
			SE	SW		HUMPHREYS, W MICHAEL	A71-02047A / 10.0	- /			
			SE	SW		ROSHOLT, JOHN	A71-02047B / 10.0	- /			
			SE	SW		VON HAGEN FAMILY TRUST	A71-02054 / 25.0	71-02054 / 25.0			
			SE	SW		ROSHOLT, JOHN	R71-02047B / 10.0	- /			

*See
GIS
land list*

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	SW		ROSHOLT, JOHN	R71-02054 / 25.0	- /			
			SE	SW		ROSHOLT, JOHN	R71-04018 / 25.0	- /			
			SE	SW		YOUNG, GEORGE L.		71-02047 / 10.0			
08N	14E	15	NW	SE		VON HAGEN FAMILY TRUST	A71-04018 / 20.0	71-04018 / 20.0	13.0		
			NW	SE		ROSHOLT, JOHN	A71-02047B / 5.0	- /			
			NW	SE		VON HAGEN FAMILY TRUST	A71-02054 / 5.0	71-02054 / 5.0			
			NW	SE		VON HAGEN FAMILY TRUST	A71-10162 /	- /			
			NW	SE		ROSHOLT, JOHN	R71-02047B / 5.0	- /			
			NW	SE		ROSHOLT, JOHN	R71-02054 / 5.0	- /			
			NW	SE		ROSHOLT, JOHN	R71-04018 / 20.0	- /			
			NW	SE		VON HAGEN FAMILY TRUST	71-10162 /	- /			
			NW	SE		YOUNG, GEORGE L.		71-02047 / 5.0			
08N	14E	15	SW	SE		VON HAGEN FAMILY TRUST	A71-04018 / 25.0	71-04018 / 25.0	27.0		
			SW	SE		ROSHOLT, JOHN	A71-02047B / 15.0	- /			
			SW	SE		VON HAGEN FAMILY TRUST	A71-02054 / 25.0	71-02054 / 25.0			
			SW	SE		ROSHOLT, JOHN	R71-02047B / 15.0	- /			
			SW	SE		ROSHOLT, JOHN	R71-02054 / 25.0	- /			
			SW	SE		ROSHOLT, JOHN	R71-04018 / 25.0	- /			
			SW	SE		YOUNG, GEORGE L.		71-02047 / 15.0			

ADDITIONAL POU FOUND

TOTAL ACRES

A71-04018

220.00

220.00

118.00

POU COUNTY: CUSTER

159.6

see 71-02047B
for layout map

AIM NUMBERS 71-02047B
02054
04018

DATE 6-8-98
AGENT KKC

TRANSFER NUMBER _____
HOMESTEAD ENTRY NO. _____
CLAIMED ACRE TOTAL 4pts 220
GEOGRAPHIC INFO ACRES 159.6

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
02047B	8N	14E	15							10	10	20	10		10		5	15	80
02054	8N	14E	15							15	5	35	40	15	25		5	25	165
04018	8N	14E	15							20	20	40	40	30	25		20	25	220
CLAIM																			
GIS	8N	14E	15							11.3	.6	37	39.5	14	23.3		10.7	22.9	
RECOM			15							11	.6	37	40	14	23		11	23	159.6
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B71-DBPOD.SHP
NOS DESCRIPTION
20 Sec 13
NESWSW
49 Sec 23
NWNWNW

B71-DBPOU.SHP
SHAPE NOS
229

DBF TABLES UPDATED
B71-DBPOD.DBF
B71-DBPOU.DBF

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET (X)

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A71-04018	CHAMPION CREEK	VON HAGEN FAMILY TRUST	2.400	0.010		
A71-D2D47A	CHAMPION CREEK	HUMPHREYS, W MICHAEL	0.200	0.020		
A71-02047B	CHAMPION CREEK	ROSHOLT, JOHN	2.800	0.035		
R71-02047B	CHAMPION CREEK	ROSHOLT, JOHN	2.800	0.035		
A71-02054	CHAMPION CREEK	VON HAGEN FAMILY TRUST	3.3DD	0.020		
R71-D2D54	CHAMPION CREEK	ROSHOLT, JOHN	3.30D	0.02D		
R71-04018	CHAMPION CREEK	ROSHOLT, JOHN	2.4DD	0.010		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A71-10162	DOMESTIC	VON HAGEN FAMILY TRUST	FROM 01-D1 TO 12-31	0.040 CFS	
71-10162	DOMESTIC	VON HAGEN FAMILY TRUST	FROM 01-01 TO 12-31	0.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(X) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A71-02047B, 02054

See Analysis

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(X) Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A(X) Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(X) N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(X)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. V-70; () TOPOGRAPHIC QUAD, IDWR NO. _____;
() NAPP, IDWR NO. V-70; () ASCS PHOTO; () OTHER GIS 1987 or 1988
NAPP photo,

NOTES:

This right is to add supplemental water to the
property and is for all found acres, therefore
no acre limit required for this right.

RECOMMENDATIONS:

TOTAL ACRES: 159.6 N/A()

REVIEWED BY: KKC

DATE: 6-9-98

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A71-04018 IRRIGATION	FROM ^{5/1} 04-15 TO ³⁰ 09-15	2.400 CFS	
TOTAL DIVERSION RATE/VOLUME		2.400 CFS	

*Return to
Dept Stand*

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
71-D4018 IRRIGATION	FROM D6-01 TO 09-15	2.400 CFS	
TOTAL DIVERSION RATE/VOLUME		2.400 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(☒) N(☐)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y(☒) N(☒)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☐) Y(☒) N(☐)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☒) Y(☐) N(☐)

NOTES:

see Attached narrative for div rate analysis

AJ CLAIM TOTAL DIVERSION RATE: 2.400 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 2.400 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS)
REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE
OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(☐) N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM
IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

1b. CALCULATIONS

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(☐) N(☐)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☐)

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ 44D.D AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

*see Attached
Hubble Analysis.
soils map layout is
in 71-02047B.*

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

A71-02047B A71-04018
A71-02054

DATE: 6-9, 1998

REVIEWED BY KKC

STANLEY BASIN SOIL REVIEW								
SOIL TYPE	OPTIMUM ROTATION	BORDER EFF	BORDER CFS/AC	FURROW EFF	FURROW CFS/AC	MAD	PF	BORDER / FURROW
AM1	4.00	3.5	0.30	22.3	0.05	1.00	1.14	6.09
BG1	5.00	5.8	0.19	34.3	0.03	1.32	1.13	5.99
CNB	7.00	7.8	0.14	47.3	0.02	1.82	1.11	6.20
GO1	14.66	25.5	0.04	24.6	0.04	3.65	1.07	0.96
LA4	4.00	3.7	0.30	23.6	0.05	1.06	1.14	6.46
PY1	5.66	6.3	0.17	37.9	0.03	1.46	1.12	5.98
RD1	5.66	6.3	0.17	37.9	0.03	1.46	1.12	5.98
RP1	4.33	6.9	0.16	35.2	0.03	1.13	1.13	5.18
SN1	2.66	2.47	0.45	15.4	0.07	0.69	1.14	6.30
ST1	3.33	3.2	0.36	20.3	0.05	0.91	1.14	6.65
TN1	4.66	4.2	0.26	26.9	0.04	1.21	1.13	6.44
TP4	9.33	9.5	0.11	60.0	0.02	2.31	1.10	6.24
WG1	2.66	2.4	0.45	14.9	0.07	0.67	1.14	6.12
WV1	13.00	17.4	0.06	50.3	0.02	3.24	1.08	2.91

The rate per acre calculations are based upon a 300 foot run at a 2% slope. An 8 hour set time was also used. Individual graded border evaluations, soil characteristics work sheets, and peak irrigation diversion requirement work sheets have been created and archived separately for each soil type.

Where actual rotation is shorter than the optimal rotation, optimal rotation is the criteria to be used for the recommendation analysis and, therefore, the rotation percentage adjustment is not necessary. The rate becomes the acres per soil type times the rate per acre from the above chart.

SOIL TYPE	OPTIMAL / ROTATION (chart)	ACTUAL / ROTATION (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
BG1	5.0	14	* 154	* .19	= 10.45 CFS
TP4	9.33	14	* 5.3	* .11	= .39 CFS
			*	*	= CFS
			*	*	= CFS

TOTAL ACRES _____

Claimed
~~DETERMINED~~ RATE = 2047B - 2.80
CLAIMED DIVERSION RATE = 2054 3.30
ORIGINAL HUBBLE RATE = 4018 2.40
MEASURED DIVERSION RATE = 1.10 2.50 CFS

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. OIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	51 ~~04-15~~	30 09-15	DATABASE 2.400	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 440.0	EXAMINER _____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			2.400	_____		_____	440.0	_____

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: KKC

DATE: 6-9-98

FLAG: —

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXP F06 71-02047B, 02054, § 71-04018
PO91 E14 159.6 A.

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	☒	☐
FORFEIT/ABANDON _____	☐	☐
ADDITIONAL DIV. AMOUNT _____	☐	☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-04D18

DATABASE
2.400

EXAMINER

NA
CFS

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A71-D4018	2.400	R71-04018	2.400	71-04018	2.400
TOTAL CFS		2.400		2.400		2.400

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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
Y

FIELD
EXAMINER
Y() N()

NOTES:

=====

AU AUTHENTICATION: DATE: 6-9-98

SI SIGNATURE: Kelly K Christensen DATE: _____
EXAMINER: KELLY K CHRISTENSEN

NA SR WATER RESOURCE AGENT TITLE: _____

=====

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

=====

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:18:40
06/04/98

PAGE: 17
QUICKLOOK INFORMATION

17
CLAIM NUMBER: A71-04018

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE