

04/11/2006

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

RIGHT NUMBER: 67-93

NAME AND ADDRESS: CAROLA HOLDINGS
C/O HENRY C PHIBBS II ESQ
BOX 1082
JACKSON WY 83001

SOURCE: MIDDLE FORK WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.150 CFS

PRIORITY DATE: 05/01/1911

POINT OF DIVERSION:

T15N R01W S12 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.150 CFS
STOCKWATER		

PLACE OF USE: IRRIGATION Within ADAMS County

T15N R01W S12	SESW	3.70	T15N R01W S13	NENW	6.90
T15N R01W S13	NWNW	14.00	T15N R01W S14	NENE	12.00
T15N R01W S14	NWNE	5.70			

STOCKWATER same as IRRIGATION

42.3 ACRES TOTAL

This right is limited to the irrigation of 12.0 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 42.3 acres in a single irrigation season. Combined Right Nos.: 67-87, 67-93, and 67-4174

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Stockwater use is for 100 range cattle.

Idaho Department of Water Resources

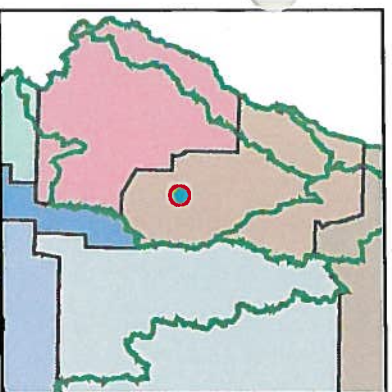


Adjudication Claim:

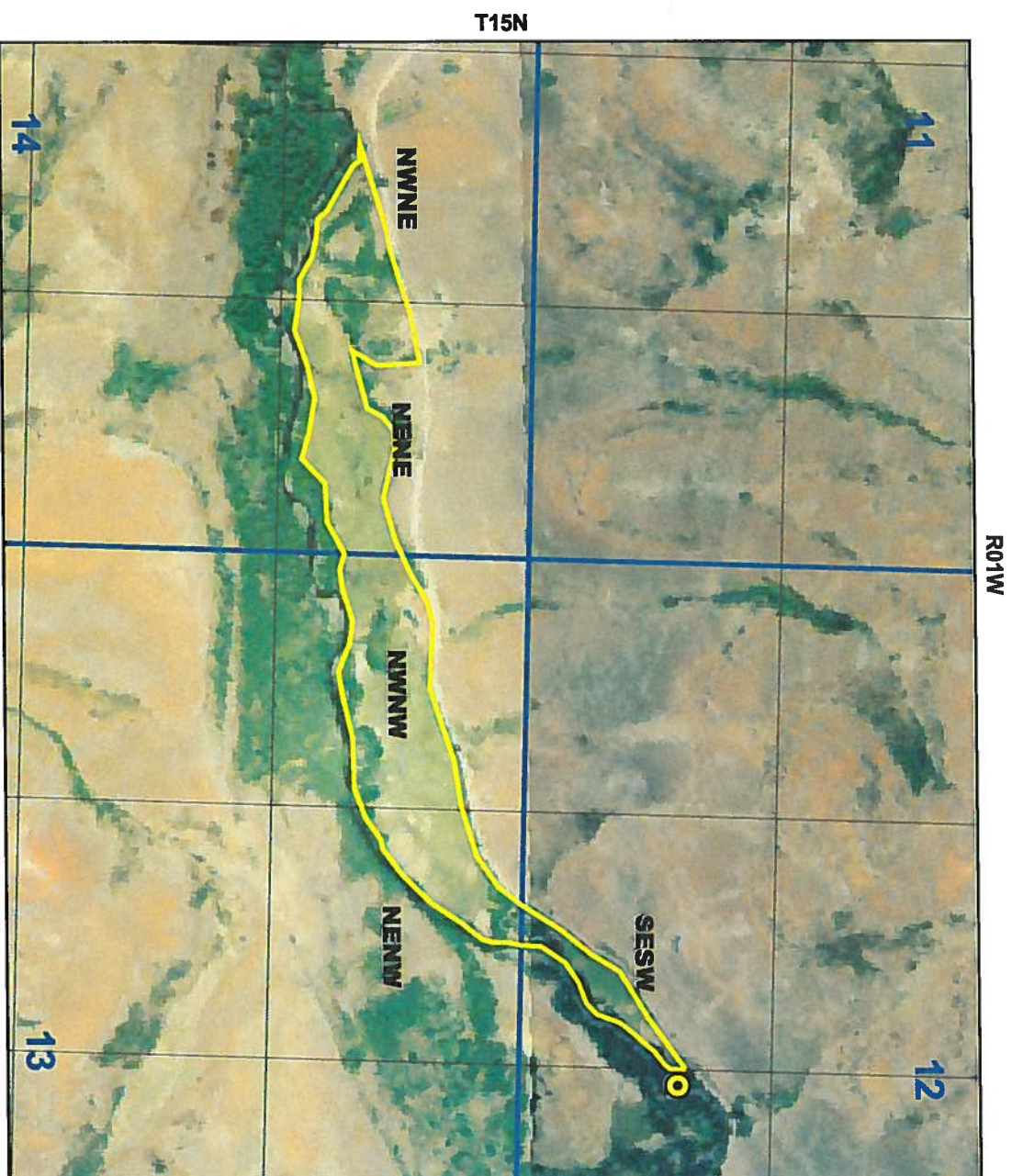
67-93

Legend

-  **Point of Diversion**
-  **Place of Use**
-  **Townships**
-  **PLS Sections**
-  **Quarter Quarters**



Adams County
IDWR Basin 67



Prepared by C. Saxton
On Tuesday, April 11, 2006
1987/88 Aerial Photography

Claim

Basin	Sequence	Suffix	Basis	Status	Priority	Dal	Rate/cfs	Ac	Claimer	Source	Water Use(s)	Owner(s)	Source Table
67	80	D	Decreed	Active	9/1/1909		4	960	WEISER R	IRRIGATION, \$	CAROLA HOLD	Claim	
67	87		Decreed	Active	1894-05-01		0.6	960	WEISER R	IRRIGATION, \$	CAROLA HOLD	Claim	
67	88		Decreed	Active	5/1/1900		0.26	920	WEISER R	IRRIGATION, \$	CAROLA HOLD	Claim	
67	89	A	Decreed	Active	5/1/1900		0.42		WEISER R	IRRIGATION, \$	CAROLA HOLD	Claim	
67	90	B	Decreed	Active	5/1/1903		0.88	960	WEISER R	IRRIGATION, \$	CAROLA HOLD	Claim	
67	93		Decreed	Active	5/1/1911		0.15	960	WEISER R	IRRIGATION, \$	CAROLA HOLD	Claim	
67	4174		Statutory C	Active	5/1/1911		1	50	WEISER R	IRRIGATION	CAROLA HOLD	Claim	
67	4175		Statutory C	Active	5/1/1903		2	200	WEISER R	IRRIGATION	CAROLA HOLD	Claim	
67	4176		Statutory C	Active	1894-05-01		2		WEISER R	IRRIGATION	CAROLA HOLD	Claim	

Page #	Parcel Number	Name	New Charge 2005	New Charge 2003	Water in Inches	File #	Original Owner	Priority Date
20	15N01W130	CAROLA	\$ 24.00	\$21.00	30	87	B WOODEN	5/1/94
20	15N01W110	CAROLA	\$ 10.40	\$9.10	13	88	H HEIMSOTH	5/1/00
20	15N01W120	CAROLA	\$ 6.00	\$5.26	7.5	93	CE ROOPER	5/1/11
20	15N01W120	CAROLA HOLDING		\$3.10	4.44		20 STG	
20	15N01W080	MINCK L & S	\$ 35.20	\$30.80	44	90	W SHAW	5/1/03

Recommendation

Basin	Sequence	Suffix	Basis	Status	Priority	Dal	Rate/cfs	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	87		Decreed	Active	1894-05-01		0.6	42.3	WEISER R	IRRIGATION, \$	CAROLA HOLD	Recommendation
67	93		Decreed	Active	5/1/1911		0.15	12	WEISER R	IRRIGATION, \$	CAROLA HOLD	Recommendation
					Total =		0.75	42.3				
67	4174		Statutory C	Active	5/10/1918		0.1	42.3	WEISER R	IRRIGATION	CAROLA HOLD	Recommendation
							0.85	42.3				
67	88		Decreed	Active	5/1/1900		0.26	20.8	WEISER R	IRRIGATION, \$	CAROLA HOLD	Recommendation
67	90	B	Decreed	Active	5/1/1903		0.88	70.4	WEISER R	IRRIGATION, \$	CAROLA HOLD	Recommendation
					Total =		1.14	91.2				
67	4175		B-use	Active	5/10/1918		1.21	117.6	WEISER R	IRRIGATION, \$	CAROLA HOLD	Recommendation
							2.35	117.6				
67	80	D	Decreed	Disallowed	9/1/1909		0	0	WEISER R	IRRIGATION, \$	CAROLA HOLD	Recommendation
67	4176		Statutory C	Disallowed	1894-05-01		0	0	WEISER R	IRRIGATION	CAROLA HOLD	Recommendation

Saxton, Craig

From: Saxton, Craig
Sent: Friday, March 24, 2006 11:26 AM
To: Christopher H. Meyer (E-mail)
Subject: POD measurement information

Hey Chris,

Thanks for the message. Based on the information provided stating that the last time the land below the river was irrigated was 1968, I will have to remove that acreage from the recommendations.

As far as the diversion rate. In order to remove the need for the remark we spoke about, I need evidence that 3.43 cfs can be diverted through the POD in section 14. What I am thinking, is if your client cannot provide information on the flow, I think it best that we come out there when we can and when high water is flowing and get a measurement from the weir.

The more we talk, the more it is appearing that we have two separate irrigation systems out there. One from the POD in Section 12, and one from the POD in section 14. If there are two separate systems, then I am going to have to recommend the rights in two groups (instead of one big one).

The ground irrigated from Section 14 is 117.6 acres and includes the following rights:

67-88
67-90B
67-4175; priority of 5-10-1918 (one day after the decree)
67-4176 (disallow as recommended under 67-4175)

The total diversion rate planned to be recommended under these rights is 2.35 cfs or 1 inch per acre. This is the POD that we still need to confirm can divert 3.43 cfs or more to avoid adding a limiting remark to the rights diverted from this point of diversion.

The ground irrigated from Section 12 is 42.3 acres and includes the following rights:

67-87
67-93
67-4174; priority of 5-10-1918 (one day after the decree)

The total diversion rate planned to be recommended under these rights is 0.85 cfs or 1 inch per acre.

In summary, I am still planning on recommending all the acreage we spoke about at the very beginning except for the acreage on the south side of the river. And I still feel I can recommend a total of 1 inch per acre on all the ground irrigated. And if we confirm a greater diversion rate from the POD in section 14, then we won't have an limiting remark. I am just describing two irrigation systems as that is what appears to exist in the field.

Drop me a line if you have questions. I will be leaving the office today at 1:30 however, but will be back in on Monday.

Have a good weekend.

Craig



RECEIVED

MAR 14 2006

DEPARTMENT OF
WATER RESOURCES

LAW OFFICES
601 W. Bannock Street
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

CHRISTOPHER H. MEYER
DIRECT DIAL: 208 388-1236
CELL: 208 407-2792
EMAIL: chrismeier@givenspursley.com

Gary G. Allen
Kristen A. Atwood
Kelly T. Barbour
Christopher J. Beeson
William C. Cole
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Elguren
Timothy P. Fearnside
Jeffrey C. Fereday
Melissa A. Finocchio*
Steven J. Hippler
Karl T. Klein
Deborah K. Kristensen
Anne C. Kunkel

Jeremy G. Ladle
Franklin G. Lee
David R. Lombardi
John M. Marshall
Kenneth R. McClure
Kelly Greene McConnell
Cynthia A. Melillo
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Angela K. Nelson
Deborah E. Nelson
W. Hugh O'Riordan, LL.M.
Bradley V. Sneed

H. Barton Thomas, LL.M.
J. Will Varin
Conley E. Ward
Robert B. White

Raymond D. Givens
RETIRED

James A. McClure
RETIRED

Kenneth L. Pursley
RETIRED
*Licensed in California

Via E-mail & U.S. Mail

March 10, 2006

Craig L. Saxton
Senior Water Resource Agent
Adjudication Bureau
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Re: Carolex LP – Water Right Nos. 67-80D, 67-81AC, 67-87, 67-88, 67-89A,
67-90B, 67-93, 67-4174, 67-4175, 67-4176, 67-4270, and 67-7338

Dear Craig:

This follows up on our December 15, 2005 meeting regarding the above-captioned water rights for which SRBA claims have been filed by my client, Carolex LP, in Adams County. Carolex also owns rights in other basins, which are not addressed in this letter.

I. NAME OF ENTITY

As I mentioned, there has been a change in the corporate entity, from Carola Holdings to Carolex LP. We will forward to you a change of ownership form and documentation.

II. WATER RIGHT NO. 67-80D

Water Right No. 67-80D is claimed out of original Water Right No. 67-80, which corresponds to the original right decreed in the amount of 3,500 inches to Orchards Water Company with an extensive place of use, the closest to the Carolex property being:

T15N, R1W, Sec. 10, S SW
T15N, R1W, Sec. 10, SE SW

Craig L. Saxton
March 10, 2006
Page 2

This is outside of the Carolex property. As of this date, I do not have evidence that any portion of this right was transferred to Carolex.

III. WATER RIGHT NO. 67-81AC

Carolex holds shares in the Lost Valley Reservoir Company. We understand that Carolex's claim for Water Right No. 67-81AC will be disallowed on the basis that the water rights associated with the Lost Valley Reservoir will not be decreed to the individual shareholders (which hold beneficial title), but instead will be decreed to the Lost Valley Reservoir Company (which holds legal title).

Storage water from this project is used by Carolex for exchange purposes. I have discussed this with David Tuthill, who is reviewing these storage claims. David assured me that the place of use for the Reservoir Company's rights will include the Carolex property. David and I agree that there is no need to document the exchange arrangement under which storage rights are released from the reservoir for the benefit of Carolex's diversion on the Middle Fork Weiser River.

IV. WATER RIGHT NO. 67-89A

Water Right No. 67-89A is claimed out of original Water Right No. 67-89, which corresponds to the original right decreed in the amount of 21 inches to George Shaw with the following place of use:

T15N, R1W, Sec. 10, NW NE
T15N, R1W, Sec. 10, NE NW
T15N, R1W, Sec. 3, E SW

This is outside of the Carolex property. It is my understanding that this is property owned today by Alvin Yantis, not Carolex. As of this date, I do not have evidence that this right was transferred to Carolex.

V. WATER RIGHT NO. 67-90B

When we met, you pointed out that the watermaster lists Water Right No. 67-90B in the name of Mink Land & Livestock. This is in error. This water right is owned by Carolex. I have spoken with the watermaster, Bosco Bosler, about correcting the watermaster's records.

Water Right No. 67-90B is claimed out of original Water Right No. 67-90, which corresponds to the original right decreed in the amount of 44 inches to William B. Shaw with the following place of use:

Craig L. Saxton
March 10, 2006
Page 3

T15N, R1W, Sec. 11, NW NW
T15N, R1W, Sec. 2, SW SW
T15N, R1W, Sec. 10, N SE
T15N, R1W, Sec. 10, S NE
T15N, R1W, Sec. 10, NE NE
T15N, R1W, Sec. 10, SE NW

All of this property (except for the portion in section 2) is on the current Carolex property.

A claim has been filed by Julia I. Marcum for Water Right No. 67-90A, which also derives from the same original right No. 67-90. I am advised that Ms. Marcum is now deceased and that her land is now part of the Carolex property. Consequently, the entire 44 inches should be recommended for Carolex, in accordance with Carolex' SRBA claim.

Please let me know if you need any further documentation.

VI. WATER RIGHT NOS. 67-87, 67-88, 67-90B, 67-93

It is my understanding that you anticipate recommending Carolex's decreed rights as follows:

Water Right Number	Inches	Cfs
67-87	30.0	0.60
67-88	13.0	0.26
67-90B	44.0	0.88
67-93	7.5	0.15
Total	94.5	1.89

If this changes, would you please let me know before the Director's report goes out?

VII. WATER RIGHT NOS. 67-4174, 67-4175, AND 67-4176

I understand that the three statutory claims, Water Right Nos. 67-4174, 67-4175, and 67-4176, are likely to be recommended with priority dates one day after the 1921 decree date and, consequently, will be available only when all decreed rights have been satisfied.

The claims were filed in the following quantities:

Water Right Number	Inches	Cfs
67-4174	50.0	1.0
67-4175	100.0	2.0
67-4176	100.0	2.0
Total	250.0	5.0

It is my understanding that the Department's recommendation will scale this back substantially. The Department will recommend a quantity sufficient to bring the total water rights for the Carolex property up to an inch-per-acre. What that number is will depend, in turn, on what the Department determines is the number of acres in the place of use. I discuss place of use below.

VIII. WATER RIGHT NOS. 67-4270 AND 67-7338

It is my understanding that these two domestic rights, Water Right Nos. 67-4270 and 67-7338, already have their partial decrees, and that no further action is required.

IX. 1979 APPLICATIONS

Carolex's ranch operator, Alvin Yantis, tells me that he distinctly recalls filing additional applications for water rights on behalf of Carolex's predecessor with IDWR in approximately 1979. These are different from the three statutory claims filed in 1977 (Water Right Nos. 67-4174, 67-4175, 67-4176). However, Alvin cannot locate records of this. Would you please check to see if the Department has any records of any water right applications for the Carolex property in addition to those listed in the caption to this letter?

X. PLACE OF USE

When I met with you, you explained that it appears that some lands are being irrigated south of the river. I am advised that Carolex is not currently irrigating land south of the river. However, this land has been irrigated in the past, and the company hopes to begin irrigating it again. Consequently, we believe it is appropriate to include these lands within the company's permissible place of use.

XI. POINTS OF DIVERSION

There is some inconsistency in the record over the location of points of diversion. Each of Carolex' water rights (both decreed and statutory claims) should have the same two points of diversion:

T15N, R1W, Sec. 12, SW SE (shown as a square dot in § 12 of IDWR map)

Craig L. Saxton
March 10, 2006
Page 5

T15N, R1W, Sec. 14, NW NE (shown as round dot in § 14 of IDWR map)

IDWR's map (copy enclosed) shows a third point of diversion, a square dot in the NE NE of section 14. Although this is not an active point of diversion, we have no objection to it being listed as an alternative point of diversion.

The Company's claim for Water Right No. 67-4176 lists a different point of diversion: T15N, R1W, Sec. 12, NW NE. This point of diversion is in error. As noted, each of the water rights have the same points of diversion.

Thank you again, Craig, for your help in evaluating Carolex's rights. Please do not hesitate to contact me if you have additional questions or if there are other issues that we should discuss prior to issuance of the Director's Report.

Sincerely,



Christopher H. Meyer

Encl: IDWR's map showing PODs.

cc: Lea Kuvinka, attorney for Carolex LP

CHM:kdt S:\CLIENTS\1697\5\CHM Lit-0003.DOC

Basin	Sequence	Suffix	Basis	Status	Right ID	Priority	Dt	Rate(cfs)	Volume(ac)	Source	Water Use(s)
67	80	D	Decreed	Active	212467	9/11/1909		4		WEISER R IRRIGATION, STOCKW	
67	81	AC	Decreed	Disallowed	588036	5/27/1910		0.04	2610	LOST CRE IRRIGATION, STOCKW	
67	87		Decreed	Active	315366	1894-05-0-		0.6		WEISER R IRRIGATION, STOCKW	
67	88		Decreed	Active	315412	5/1/1900		0.26		WEISER R IRRIGATION, STOCKW	
67	89	A	Decreed	Active	348308	5/1/1900		0.42		WEISER R IRRIGATION, STOCKW	
67	90	B	Decreed	Active	208898	5/1/1903		0.88		WEISER R IRRIGATION, STOCKW	
67	93		Decreed	Active	315575	5/1/1911		0.15		WEISER R IRRIGATION, STOCKW	
67	4174		Statutory C Active	Active	315496	5/1/1911		1		WEISER R IRRIGATION	
67	4175		Statutory C Active	Active	315497	5/1/1903		2		WEISER R IRRIGATION	
67	4176		Statutory C Active	Active	315576	1894-05-0-		2		WEISER R IRRIGATION	
67	4270		Decreed	Active	194659	1/1/1911		0.04		SPRING DOMESTIC	
67	7338		Decreed	Active	387582	5/27/1977		0.04	1.2	SPRING DOMESTIC	
Set to Disallow											
Partially Decreed											
Storage Water											

These may be claims filed on water that came "open" when Mesa Orchards stopped using water (out of business) - Alvin Yantis mentioned filing on water in the 70's and said they had also filed on this extra flow.

(Carla or prev. owners)
 This flow available when Mesa no longer in (upstream of river) (i.e. increased, so more diverting shed down available near shed down available.

<u>Owner(s)</u>	<u>Version</u>	<u>Source</u>	<u>TA App.ID</u>
CAROLA HOLDINGS (Current)		wrAdjudicationClaim	
CAROLA HOLDINGS		1 wrAdjudicationRecommendation	
CAROLA HOLDINGS (Current)		wrAdjudicationClaim	
CAROLA HOLDINGS (Current)		wrAdjudicationClaim	
CAROLA HOLDINGS (Current)		wrAdjudicationClaim	
CAROLA HOLDINGS (Current)		wrAdjudicationClaim	
CAROLA HOLDINGS (Current)		wrAdjudicationClaim	
CAROLA HOLDINGS (Current)		wrAdjudicationClaim	
CAROLA HOLDINGS (Current)		wrWaterRight	
CAROLA HOLDINGS (Current)		wrWaterRight	

Carola Holdings

- has decreed rights & flood rights

~~are using~~

- is ~~is~~ farmed by Alvin Yantis for Carola Holdings
2 separate PODs

claim for 4174 is for the upstream POD

claims 4175 & 4176 are for the
downstream POD

Story of the upstream POD in Sec 12

Claims - 67-93, 4174

Yantis calls it "Roper water" - for the person
party to the decree (67-93).

Yantis says that water is now sent down to
the Section 14 (downstream) diversion &
has been since at least May 30, 1978
when he first started measuring it. (accomplished
change in POD)

He is still using that water on Carola Holdings
land, but downstream.

He does not appear to be purposefully irrigating
any land significantly upstream of
the Sec 14 (downstream) version.

Yantis says the decreed POD would have never
been irrigated because it is too steep. FE
confirmed.

Bosco does not know about the Sec 12 POD
& Yantis would prefer he never knows about
it. We GPSed it & tagged it.

Yantis told Melanie V & Monica VB they are not irrigating
960 acres, but around 220. Preliminary POD
per conversation shows 215 acres.

Appears Carola Holdings is aiming for a permissible POD
because all claims cover all land.

To contact Carola Holdings:

Paul Lawrence

- Attorney
- Wilson, WY

307. 733.8451

Henny Phibbs is the former attorney.

7/25/05

Notes

Carola Holdings

Decreed rights:

67-80D

Claimed

200" + stock
.040

decreed

? ^{3500"} (all 80)

67-87

30" + stock
.040

30"

67-88

13" + stock
.040

13"

67-90B

44"

44" (all 90)
?

67-93

7 1/2" + stock
.040

7 1/2"

294 1/2"

@ 5/8" / acre: 471.2 acres

Statutory Claims: 67-4174

Claimed:

50"

67-4175

100"

67-4176

100"

250"

} Some POA claimed
200 acres in
size - 8
map

@ 1" / acre = 250 acres

(assuming not overlapping decreed water
POA)

transfer
1007 filed by
Emma Ball

7/25/05

Notes

67-4174

POD - Sec. 12

POU - 50.0 acres, 1.00 cfs = 1"/acre

needs evidence of priority? NO - covered by decreed rights for 67-87

(★) (Sec 12. SWSE only acreage not covered)

67-4175

POD - Sec. 14

POU - 200.00 acres, 2.00 cfs = 1/2"/acre

needs evidence of priority?

(★) NO - covered by decreed rights for 67-88 and 67-90

Same POU

67-4176

POD - Sec. 12

POU - 200.00 acres, 2.00 cfs = 1/2"/acre } Same POU as 4175

Same POU,
diff. priority d.
Because of 1918
limit on DOP to
B.U. + Stat. cla.
these could end.
w/ same DOP. In
this case, may
want to combine
into one claim
@ 1"/acre
???

use for 67-80D, 88, 80, 90B, 93

IDWR Field Exam Form

07/19/2005

Priority Date Data Entry Form

Claim Number 67-93

Claimed Priority Date: 5/1/1911

Claimed Basis: Decreed

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 5/1/1911

Water Right Basis: Decreed

Recommended Priority Date

Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

decreed

Reviewer: MV

Date: 7/26/05

Point of Diversion and Source Data Entry Form

Claim Number 67-93

Claimed Point of Diversion and Source

T15N R01W S12 SWSE Within ADAMS County Source: WEISER RIVER WEISER RIVER

T15N R01W S14 NWNE Within ADAMS County Source: WEISER RIVER WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified:

See GPS d POD Sec. 12 # A0016898
Sec. 14 POD - Shared w/ Alvin Yanti's A0014005

*POD - See notes

Reviewer: MVDate: 7/26/05

Claim Number 67-93

T15N R01W S02	SWSW	40.0	T15N R01W S10	NENE	40.0
T15N R01W S10	NWNE	40.0	T15N R01W S10	SWNE	40.0
T15N R01W S10	SENE	40.0	T15N R01W S10	SENW	40.0
T15N R01W S10	NESE	40.0	T15N R01W S10	NWSE	40.0
T15N R01W S10	SESE	40.0	T15N R01W S11	NWNW	40.0
T15N R01W S11	NWSW	40.0	T15N R01W S11	SWSW	40.0
T15N R01W S11	SESW	40.0	T15N R01W S12	NESW	40.0
T15N R01W S12	SESW	40.0	T15N R01W S12	NWSE	40.0
T15N R01W S12	SWSE	40.0	T15N R01W S13	NWNE	40.0
T15N R01W S13	NENW	40.0	T15N R01W S13	NWNW	40.0
T15N R01W S14	NENE	40.0	T15N R01W S14	NWNE	40.0
T15N R01W S14	NENW	40.0	T15N R01W S14	NWNW	40.0
T15N R01W S10	SENW		T15N R01W S10	NESE	
T15N R01W S10	NWSE		T15N R01W S10	SESE	
T15N R01W S11	SWSW		T15N R01W S11	SESW	
T15N R01W S12	SESW		T15N R01W S12	NWSE	
T15N R01W S12	SWSE		T15N R01W S13	NENW	
T15N R01W S13	NWNW		T15N R01W S14	NENE	
T15N R01W S14	NWNE		T15N R01W S14	NENW	

☐ Use Claimed POU as Recommended POU

T15N R01W S12	NESW	T15N R01W S12	SESW
T15N R01W S12	NWSE		

~~X~~ See corrections to claimed POU above

[illegible]

Reviewer: MW

Date: 7/26/05

Per Alvin Yantis, who rents out & farms some of Carola Holdings' land, the POU (irrigated) for all decreed rights combined should be about 220 acres. This looks like a case of permissible POU b/c all decreed rights are used on all land as needed.

Need to contact Carola Holdings & check w/ them.

Total Acres _____

Document how the POU was verified:

Purpose of Use Data Entry Form

Claim Number 67-93

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			
STOCKWATER			

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

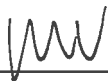
Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Document how the Purpose of Use was verified:

F.E.

Reviewer: _____



Date: _____

7/26/05

Period of Use and Quantity Data Entry Form

Claim Number 67-93

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	5/01	10/31	0.15	
STOCKWATER	1/01	12/31	0.04	

Overall Diversion Rate 0.15

Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	/	/	0.15	

Overall Diversion Rate 0.15

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate

Overall Diversion Volume

Document how the Period of Use and/or Diversion Rate were verified:

To be determined by IDWR Reviewer

Quantity: No flow measurement taken @ Sec 12 POD
Per Alvin Yantis written records (Flowlog), Sec 14
POD diverts at least 4.46 cfs.

Reviewer:

MV

Date:

7/26/05

Contacts Data Entry Form

Claim Number: 67-93

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	C E ROPER			ID		
Current Owner	CAROLA HOLDINGS	C/O HENRY C PHIBBS II ESQ BOX 1082	JACKSON	WY	83001	(307)733-5004

Date of Field Exam: 7/26/05 Time: 9 amAccompanied By: Alvin Yantis Phone Number: 253-4411
(rents + farms)Relationship to Claimant: ↑

Directions to Property (if different from above) and/or update owner information:

new contact for Carola Holdings:

Paul Lawrence

307-733-8451

Jackson, Wyoming
(?)

Reviewer: mmDate: 7/26/05

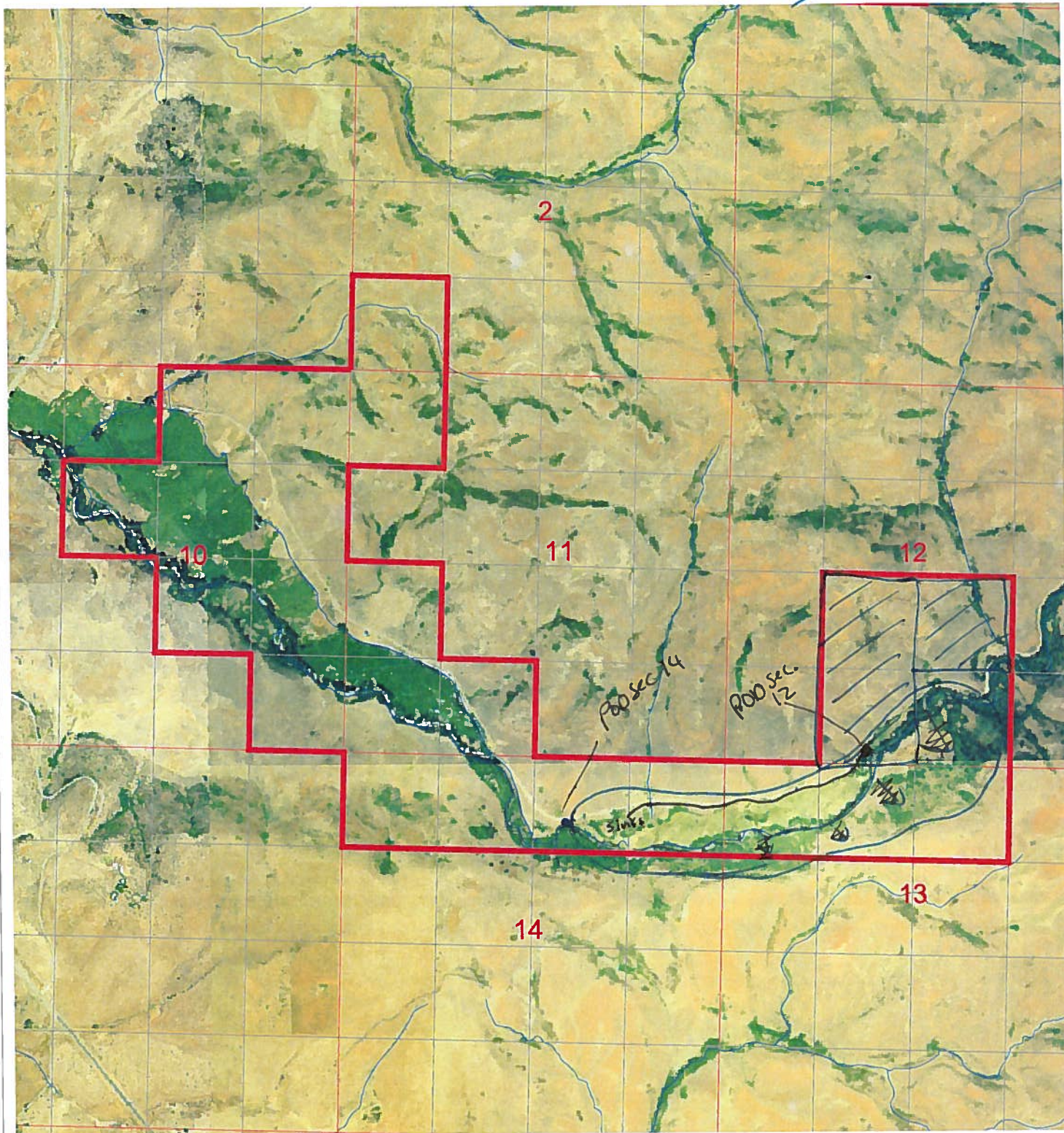
Idaho Department of Water Resources

(*) ditch map
for Cardaholdings

67-93

decreed
legal

7 1/2"



T15N R01W S2, 10, 11, 12, 13, 14



1000 0 1000 2000 3000 Feet

Prepared by Sandy Egbert
7-8-04
1987 NAPP Photography

Robertson Seavey Ditch.

George Robertson

Lester I McMahon

Samuel E McMahon

Hollie A McMahon

Isaac McMahon

Lillian G Spofford

Fruitvale Townsite Company and its grantees

Phillip Walston

G E Cox

A L Freehafer and Margaret H Pike

Lost Creek Res.

B D Goshert

G T Hamill

B R Windes

First Bank of Council

J J Jones

Biggerstaff Ditches.

T B Biggerstaff

Middle Fork Weiser River.

Orchards Water Company

Lost Creek Storage

A L Freehafer Lost Creek Storage

J A Carr Lost Creek Storage

W M Baccus

Catherine Austin

Ben Wooden

Henry Heimsöth

George Shaw

William B Shaw

John Swerengen

Dave Durre

C E Roper

Fall Creek.

James Harrell (Steward Ditch)

Jacob Cornett (Steward Ditch)

John Cornett

Oscar Gilbert (Steward Ditch)

5 /

30 /

18 /

1 /

22 /

10 /

4 /

4 /

45 /

30 /

4 /

4 /

24 /

35 /

40 A Ft

38 /

25 /

5 /

135 /

20 /

5 /

8 /

45 /

3500 7 1077

6250 7 1077

360 A Ft

300 A Ft

14 /

24 /

24 /

30 /

13 /

21 /

44 /

6 /

5 /

74 /

120 7 1764

90 /

58 /

40 /

June 1, 1884 67 0057

June 1, 1887 67 0058

April 1, 1901 67 0059

April 1, 1901 67 0060

April 1, 1901 67 0061

April 1, 1901 67 0062

April 1, 1901 67 0063

April 1, 1905 67 0064

April 25, 1901 67 0065

Sept 23, 1901 67 0066

May 1, 1906 67 0067

May 1, 1901 67 0068

Sept 23, 1901 67 0069

June 1, 1902 67 0070

May 27, 1910 67 0071

May 1, 1906 67 0072

May 1, 1906 67 0073

May 1, 1916 67 0074

May 1, 1908 67 0075

May 18, 1910 67 0076

May 18, 1910 67 0077

May 25, 1910 67 0078

June 1, 1890 67 0079

Sept 11, 1905 67 0080

May 27, 1910 67 0081

May 27, 1910 67 0082

May 27, 1910 67 0083

May 1, 1891 67 0084

May 1, 1891 67 0085

May 1, 1901 67 0086

May 1, 1894 67 0087

May 1, 1900 67 0088

May 1, 1900 67 0089

May 1, 1903 67 0090

May 1, 1903 67 0091

May 1, 1905 67 0092

May 1, 1911 67 0093

July 1, 1883 67 0094

July 1, 1883 67 0095

Dec 30, 1907 67 0096

May 1, 1899 67 0097

JUL 24 1996

West Boise Meridian, the West half of the Southwest Quarter, the Northeast Quarter of the Southwest Quarter, and the West half of the Southeast Quarter of the Southwest Quarter of Section 14; the Northwest Quarter of the Northwest Quarter of Section 23; the North half of the Northeast Quarter, the North half of the Southwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northwest Quarter of Section 22; the South half, the Northwest Quarter, the South half of the Northeast Quarter, and the South half of the Northwest Quarter of the Northeast Quarter of Section 15, all in Township 15 North, Range 2 West Boise Meridian.

WM BACCUS: The South half of the Southeast quarter of Section 4, Township 15 North, Range 1 West Boise Meridian,

CATHERINE AUSTIN: The Southwest Quarter of Section 4, and the Northeast Quarter of the Southeast Quarter of Section 5, Township 15 North, Range 1 West Boise Meridian.

BEN WOODEN: The Northeast Quarter of Section Thirteen, the North half of the Northwest Quarter of Section 13, the Northeast Quarter of the Northeast Quarter of Section 14, and the Northwest Quarter of the Northeast Quarter of Section 14, Township 15 North, Range 1 West Boise Meridian.

HENRY HEIMBOTH: The North half of the Northwest Quarter of Section 14, the South half of the Southwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 11, Township 15 North, Range 1 West Boise Meridian.

GEORGE BHAW: The Northwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northwest Quarter of Section 10 and the East half of the Southwest Quarter of Section 3, all in Township 15 North, Range 1 West Boise Meridian.

WILLIAM B BHAW: The Northwest Quarter of the Northwest Quarter of Section 11, the Southwest Quarter of the Southwest Quarter of Section 2, the North half of the Southeast Quarter of Section 10, the South half of the Northeast Quarter and the Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of Section 10, all in Township 15 North, Range 1 West Boise Meridian.

JOHN SWEARINGEN: The South half of the Southwest Quarter and the West half of the Southeast Quarter of Section 5, Township 15 North, Range 1 West Boise Meridian.

DAVE DURKE: The Northwest Quarter of the Northwest Quarter of the Northwest Quarter of Section 10, Township 15 North, Range 1 West Boise Meridian.

O B ROPER: The East half of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section 12, Township 15 North, Range 1 West Boise Meridian.

OSCAR GILBERT: South half Northeast Quarter and Northwest Quarter Southeast Quarter, Section 25, Township 15 North, Range 1 West and Southeast Quarter Northwest Quarter, Section 30, Township 16 North, Range 1 East Boise Meridian (FW)

JAMES HARRKELL: The Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 27, and the North half of the Northwest Quarter of Section 34, and the Northeast Quarter of the Northwest Quarter of Section 34, Township 15 North, Range 1 West Boise Meridian.

JACOB CORNETT: The South half of the Northwest Quarter the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter of Section 34, Township 15 North, Range 1 West Boise Meridian.

JOHN CORNETT: The East half of the Southwest Quarter of Section 35, Township 15 North, Range 1 West.

JESSE BUZZARD: The South half of the Southeast Quarter of Section 23; the North

JUL 24 1996

POST WESTON DITCH

J. Emmett Pfost
John A. Pfost
Goldie Abernathy
Fred Jewell
Grace Everest

125
41
50
50
25

May 6, 1884
March 25, 1911
Aug 27, 1910
" " "
May 6, 1884

MIDDLE FORK AND LOST CREEK

Orchards Water Company Middle Fork
Lost Creek Reservoir

3500
6250

Sept. 11, 1909
May 27, 1910

A. L. Freshafer
J. A. Carr

360 A ft.
300 A ft.

" " "
" " "

MIDDLE FORK

W. M. Bascus
Catherine Austin
Ben Wooden
Henry Heimsoth
George Shaw
William B. Shaw
Dave Durce
C. E. Roper
John Sweringen

14
24
24
30
13
21
44
5
7½
6

May 1, 1891
" " "
" " 1901
" " 1894
" " 1900
" " "
" " 1903
" " 1905
" " 1911
" " 1903

FARMERS' CANAL

Mark Winkler
Carrie Winkler
E. Hinkle
S. A. Moudy and E. Hinkle
George Gould

60
19
(50
32-
19
82
7

June 1, 1891
" " "
" " "
Jan. 1, 1900
June 1, 1891
" " "
" " 1905

FRANK HAHN DITCH

FRANK HAHN

33
33
38
36
60

June 1, 1902
" " 1903
" " 1904
" " 1905

RECORDED
JUL 24 1906