

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: **A72-00245**
Date Received: 1/ 4/1990
Receipt No: S010832
Received By: _____

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

1. Name: GERALD D HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706
AND/OR
Name: KATHRYN S HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706

2. Date of Priority: APR 1, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	18E	35	SE	NW	SE		CUSTER

5. Description of diverting works:
CREEK DIVERSION TO DITCH TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.250		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	18E	35	SW	NE		IRR	1.0
			SE	NW		IRR	5.0
			NE	SW		IRR	1.0
			NW	SE		IRR	13.0

Section Acres 20.0

Total Acres	20.0
-------------	------

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:
72-0244A

14. Remarks:

IDWR NOTE: THIS PRIORITY DATE IS ONE MONTH LATER THAN THAT OF A72-00244A.

OWNERSHIP CHANGE 3/10/92 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

RICHARD GRAHAM

Decree Plaintiff

ANDREA GINI

vs Decree Defendant

16. Signature(s)

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

Number of attachments:

NOTICE : CHANGE OF ADDRESS

Gerald D. and Kathryn S. Herrick have moved..... effective February 1, 1994.
The new address is...

**2027 SILVER CREEK LN.
BOISE, IDAHO 83706**

RECEIVED

JAN 30 1995

Department of Water Resources
Southern Region

RE: CHANGE OF OWNERSHIP SRBA CLAIM NOS. A72-04010, A72-04011, A72-04012, A72-04013, A72-04014, A72-04015, A72-04016, A72-04017, A72-04018, A72-04019, A72-04020, A72-04021, A72-04022, A72-04023, A72-04024, A72-04025, A72-04026, A72-04027, A72-04028, A72-04029, A72-04030, A72-04031, A72-04032, A72-04033, A72-04034, A72-04035, A72-04036, A72-04037, A72-04038, A72-04039, A72-04040, A72-04041, A72-04042, A72-04043, A72-04044, A72-04045, A72-04046, A72-04047, A72-04048, A72-04049, A72-04050, A72-04051, A72-04052, A72-04053, A72-04054, A72-04055, A72-04056, A72-04057, A72-04058, A72-04059, A72-04060, A72-04061, A72-04062, A72-04063, A72-04064, A72-04065, A72-04066, A72-04067, A72-04068, A72-04069, A72-04070, A72-04071, A72-10223 & A72-10224

DEAR MR. & MRS. HERRICK,

Pursuant to your request for a change in ownership and/or the notification that you presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as you requested. Please find enclosed a copy of your adjudication claims, as they now appear in our records.

If you have any further corrections or questions please contact our office.

Sincerely,



STEVE CLELLAND
Water Resource Agent

ENC:

1-27-95

THANKS STEVE...

NOTE ON A NEW ADDRESS !!

RECEIVED

JAN 30 1995

Department of Water Resources
Southern Region



A72-00245

RECEIVED

JAN 15 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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A72-00245
Date Received: 1/ 4/1990
Receipt No: S010832
Received By: SC

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: GERALD D HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706
AND/OR
Name: KATHRYN S HERRICK 208-336-8719
Address: 2027 SILVER CREEK LANE
BOISE ID 83706

2. Date of Priority: APR 1, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	18E	35	SE	NW	SE		CUSTER

5. Description of diverting works:
CREEK DIVERSION TO DITCH TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.250		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

COPY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	18E	35	SW	NW		IRR	9.2
			SE	NW		IRR	7.4
			NE	SW		IRR	14.0
			NW	SW		IRR	1.5
						Section Acres	32.1
						Total Acres	32.1

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:
72-0244A

14. Remarks:

IDWR NOTE: THIS PRIORITY DATE IS ONE MONTH LATER THAN THAT
OF A72-00244A.

OWNERSHIP CHANGE 3/10/92 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

RICHARD GRAHAM

Decree Plaintiff

ANDREA GINI

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Richard D. Herrick Date: 1-13-99

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of January 1999 Joyce L. Lambeth
Notary Public



Residing at Mountain Home, Idaho
My Commission Expires 11/10/2000

17. Notice of Appearance:

Notice is hereby given that I, MURRAY FELAMAN will be
Print Name

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 Murray Felaman

Address 1700 AND 12 NORTH LLP, P.O. BOX 2527, BOISE, ID 83701

Date 1/13/99

HOLLAND & HART LLP
ATTORNEYS AT LAW

DENVER • ASPEN
BOULDER • COLORADO SPRINGS
DENVER TECH CENTER
BILLINGS • BOISE
CHEYENNE • JACKSON HOLE
SALT LAKE CITY

SUITE 1400
101 SOUTH CAPITOL BOULEVARD
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman
mfeldman@hollandhart.com

January 13, 1999

Steve Clelland
Senior Water Resource Agent
Idaho Department of Water Resources
Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

RECEIVED

JAN 15 1999

Department of Water Resources
Southern Region

Re: Herrick Amended SRBA Claims

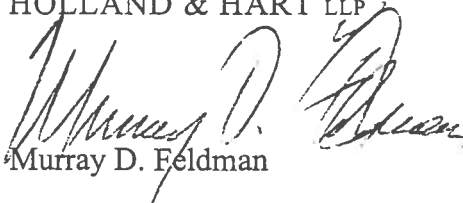
Dear Mr. Clelland:

I enclose the signed and notarized amended claim forms for the Herrick claims 72-00244A, -00245, -00246 and -00247. I also enclose a check for the additional fees due for the amendments in the amount of \$32.00.

If you have any questions about these amended claim forms or require additional information, please let me know.

Sincerely,

HOLLAND & HART LLP


Murray D. Feldman

MDF:cd

Enclosures

Boise:0100065.01/29727.1799



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

February 8, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MURRAY D FELDMAN
HOLLAND & HART LLP
PO BOX 2527
BOISE ID 83701-2527

RE: Amended SRBA Claims 72-00244A, 72-00245, 72-00246 & 72-00247

Dear Mr. Feldman,

Enclosed is the receipt for the amendment of the above referenced claims by Herrick. As you may already know, I included the amended record in the final Director's Report currently being mailed out.

Please feel free to contact this office or me if you have further questions or need additional assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland'.

STEVE CLELLAND
Sr. Water Resource Agent

enc:



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

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

January 8, 1999

MURRAY FELDMAN
HOLLAND & HART
PO BOX 2527
BOISE ID 83701

RE: HERRICK SRBA CLAIMS AMENDED

DEAR MR. FELDMAN,

Enclosed you will find the amended claims for the Herrick claims 72-00244A, -00245, -00246 & -00247. Please have the claims signed and notarized and returned to me as soon as possible. I apologize for getting these to you later than I indicated in our last phone conversation but I think we can still get everything in order to meet the printing of the final Director's Report next week.

Please remember to include the additional fees due for the amendments. Total due is \$32.00.

Please feel free to contact me as needed for any questions you may have concerning these recommendations.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

STEVE CLELLAND
Sr. Water Resource Agent

ENC:

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: **A72-00245**
Date Received: 1/ 4/1990
Receipt No: S010832
Received By: _____

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

1. Name: GERALD D. HERRICK 208-336-8719
Address: 2170 E. GOSSAMER LN.
BOISE ID 83706
AND/OR
Name: KATHRYN S. HERRICK 208-336-8719
Address: 2170 E. GOSSAMER LN.
BOISE ID 83706

2. Date of Priority: APR 1, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	18E	35	SE	NW	SE		CUSTER

5. Description of diverting works:
CREEK DIVERSION TO DITCH TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.250		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	18E	35	SW	NE		IRR	1.0
			SE	NW		IRR	5.0
			NE	SW		IRR	1.0
			NW	SE		IRR	13.0
						Section Acres	20.0
						Total Acres	20.0

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:
72-0244A

14. Remarks:

IDWR NOTE: THIS PRIORITY DATE IS ONE MONTH LATER THAN THAT
OF A72-00244A.

OWNERSHIP CHANGE 3/10/92 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

RICHARD GRAHAM

Decree Plaintiff

ANDREA GINI

vs

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
JACKSON
WASHINGTON, D.C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman

March 2, 1992

RECEIVED
MAR 3 1992

Department of Water Resources

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720-9000

Attn: Adjudication Bureau

Re: Notice of Change of Water Right Ownership

Dear Adjudication Bureau:

Enclosed please find two Notice of Change of Water Right Ownership forms covering Water Right Nos. A72-0244A, A72-0245, A72-00246, A72-00247, A72-02035, A72-04089, A72-04090, A72-07170, A72-10378, A72-10372, and A72-10367.

As indicated on the enclosed form, the new owners and claimants of these rights are Gerald and Kathryn Herrick by virtue of their purchase of the property to which the rights are appurtenant, as evidenced by the enclosed Warranty Deed.

Please contact me if you have any questions about these Notice of Change of Water Right Ownership forms.

Sincerely,

HOLLAND & HART

Murray D. Feldman
Murray D. Feldman

MDF:cd

Enclosures

cc: Mr. Gerald Herrick
Mr. Jed Morrison

MICROFILMED

MAR 18 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
MAR 04 1993
Department of Water Resources
Southern Region Office

DATE OF CLOSING: Aug. 26, 1991

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.
See attached legal description 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) A72-0244A, A72-0245, A72-00246, A72-00247,
Assigned by IDWR: A72-02035, A72-04089, A72-04090, A72-07170

☐ Name and Address of Former Owner/Claimant(s)(Seller): Mildred M. (Carlisle) Cowart

c/o Jed Morrison, Trust Officer
First Interstate Bank of Arizona
P.O. Box 350
Tucson, AZ 85702

☐ New Owner/Claimant (Purchaser): Gerald D. Herrick and Kathryn S. Herrick

☐ New Mailing Address: 2170 E. Gossamer Ln.
Boise, ID 83706

☐ New Telephone Number: (208) 336-8719

☐ 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 for property listed above.

(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) Gerald D. Herrick Date 2-24-92
Kathryn S. Herrick Date 2-24-92

☐ Signature of Former Owner/Claimant(s): _____ 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: 3/9/92 By: AC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 3/9/92 By: AC

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 18 1993

COPY

RECEIVED

WARRANTY DEED

MAR 15 1992

Department of Water Resources

For value received, GERALD MARTIN and SHARON L. MARTIN, husband and wife; BARBARA CURBY, a single woman; DORIS LONG, a single woman; JAMES B. MARTIN, a single man; and ROBERT C. MARTIN and MONIE MARTIN, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto GERALD D. HERRICK and KATHRYN S. HERRICK, husband and wife whose address is 2170 East Gossamer, Boise, Idaho, the Grantees, the following described premises, to-wit:

TRACT I: Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 1: Lot 4

Section 2: Lots 1, 7 and 8

Township 12 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 35: SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$

Section 36: Lots 5 and 6

TRACT II: Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 11: Lots 6 and 7

Section 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Lots 2, 3 and 4

including all water rights appurtenant thereto.

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises, that said premises are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: August 26, 1991

GRANTORS:

Gerald Martin
GERALD MARTIN

RECEIVED

MAR 05 1992

Department of Motor Vehicles
Southern Region Office

**COPY
NOT TO BE RECORDED**

Sharon L. Martin
SHARON L. MARTIN

Barbara Curby
BARBARA CURBY

Doris Long
DORIS LONG

James B. Martin
JAMES B. MARTIN

Robert C. Martin
ROBERT C. MARTIN

Monie Martin
MONIE MARTIN

STATE OF Florida)
County of _____) ss.

On this _____ day of _____, 1991, before me,
_____, a notary public for said State,
personally appeared GERALD D. HERRICK and KATHRYN S. HERRICK,
known or identified to me to be the persons who executed the
instrument, and acknowledged to me that they 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
Residing at: _____
My Commission Expires: _____

STATE OF Florida)
County of Polk) : ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared GERALD MARTIN and SHARON L. MARTIN, known or
identified to me to be the persons who executed the instrument,
and acknowledged to me that they 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.

Elaine Rhoades
Notary Public
Residing at: Haines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: MAR. 21, 1992.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

STATE OF Florida)
County of Polk) : ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared BARBARA CURBY, known or identified to me to
be the person who executed the instrument, and acknowledged to me
that she 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.

Elaine Rhoades
Notary Public
Residing at: Haines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: MAR. 21, 1992.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

STATE OF Florida)
County of Polk) : ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared DORIS LONG, known or identified to me to be
the person who executed the instrument, and acknowledged to me
that she 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.

Elaine Rhoades
Notary Public
Residing at: Haines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA,
MY COMMISSION EXPIRES: MAR. 21, 1992,
BONDED THRU NOTARY PUBLIC UNDERWRITERS:

STATE OF Florida)
County of Polk) : ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared JAMES B. MARTIN, known or identified to me to
be the person who executed the instrument, and acknowledged to me
that he executed the same.

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

Elaine Rhoades
Notary Public
Residing at: Haines City, FL.
My Commission Expires: _____

NOTARY PUBLIC, STATE OF FLORIDA,
MY COMMISSION EXPIRES: MAR. 21, 1992,
BONDED THRU NOTARY PUBLIC UNDERWRITERS:

STATE OF Florida)
County of Polk) ss.

On this 26th day of August, 1991, before me,
Elaine Rhoades, a notary public for said State,
personally appeared ROBERT C. MARTIN and MONIE MARTIN, known or
identified to me to be the persons who executed the instrument,
and acknowledged to me that they 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.

Elaine Rhoades
Notary Public
Residing at: Haines City, FL.
My Commission Expires:

NOTARY PUBLIC, STATE OF FLORIDA,
MY COMMISSION EXPIRES: MAR. 21, 1992.
BONDED THRU NOTARY PUBLIC UNDERWRITERS

14933

LEGAL DESCRIPTION OF PROPERTY

New Owners/Claimants: Gerald D. Herrick and Kathryn S. Herrick

TRACT I: Township 11 North, Range 18 East, Boise Meridian,
Custer County, Idaho

Section 1: Lot 4

Section 2: Lots 1, 7 and 8

Township 12 North, Range 18 East, Boise Meridian,
Custer County, Idaho

Section 35: $SE\frac{1}{4}SE\frac{1}{4}$, $S\frac{1}{2}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$

Section 36: Lots 5 and 6

TRACT II: Township 11 North, Range 18 East, Boise Meridian,
Custer County, Idaho

Section 11: Lots 6 and 7

Section 14: $NW\frac{1}{4}NW\frac{1}{4}$, Lots 2, 3 and 4

18252

MICROFILMED

MAR 1 8 1993

SD-33	Last Name: COWART						STATE	
S	First	O	Water	Priority		Total	Use	
E	Name	W	Right No.	Date	Source	Diversion	Code	Des
L		N						
---	COWART							
---	MILDRED M.	(C C	A72-00244A	03/01/1884	LYON CREEK	1.250	01	IRR
---	MILDRED M.	(C C	A72-00245	04/01/1884	LYON CREEK	1.250	01	IRR
---	MILDRED M.	(C C	A72-00246	04/01/1880	LYON CREEK	1.860	01	IRR
---	MILDRED M.	(C C	A72-00247	04/01/1884	LYON CREEK	1.860	01	IRR
---	MILDRED M.	(C C	A72-02035	09/18/1912	SALMON RIVE	0.400	01	IRR
---	MILDRED M.	(C C	A72-04089	05/01/1902	SALMON RIVE	9.000	01	IRR
---					BIRCH CREEK		04	STOCK
---	MILDRED M.	(C C	A72-04090	04/01/1902	SINK CREEK	1.000	01	IRR
---							04	STOCK
---	MILDRED M.	(C C	A72-07170	12/22/1981	SALMON RIVE	0.680	01	IRR

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
 (Enter=Continue) (GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 18 1993

SD-0604-2 Township: 12N		Range: 18E		Section: 35		Tract:		Lot:	
S	L	Water	Name	O	S	Max #	Records	15	
E	O			W	T	Priority	Use		
L	Tract	Right No.	Last, First	N	AC	G	Date	Code	Desc
-	---	---	---	-	---	-	---	---	---
-	NWSE	A72-00245	COWART, MILDRED M. (CAR	C	13	D	04/01/1884	01	IRR
-	SESE	A72-00246	GRAHAM, RICHARD	O	7	D	04/01/1880	01	IRR
-	SESE	A72-00247	COWART, MILDRED M. (CAR	C	7	D	04/01/1884	01	IRR
-	SESE	A72-10367	GINI, ANDREA	O					
-	SESE	A72-10367	COWART, MILDRED M. (CAR	C		J	10/01/1960	43	DOMES
-	SESE	A72-10367	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	04	STOCK
-	SESE	A72-10372	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	43	DOMES
-	SESE	A72-10372	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	04	STOCK
-	SESE	A72-10372	ARIZONA, N.A., 1ST INT	C		J	10/01/1960	43	DOMES
-								04	STOCK

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
MAR 18 1993

SD-0604-2 Township: 12N Range: 18E Section: 35 Tract: Lot:

S	L	Water	Name	O	S	Max #	Records	1
E	O			W	T	Priority	Use	
L	Tract	T	Right No.	Last, First	N	AC	G	Date
								Code Des
-	----	---	-----	-----	-	---	-	-----
-	NENE		A72-04048	LEUZINGER, DOYLE	C	5	S	04/01/1900
-				LEUZINGER, JUDI	C			01 IRR
-	SWNE		A72-00244A	GRAHAM, RICHARD	O	1	D	03/01/1884
-				COWART, MILDRED M. (CAR	C			04 STOC
-	SWNE		A72-00245	COWART, MILDRED M. (CAR	C	1	D	04/01/1884
-				GRAHAM, RICHARD	O			01 IRR
-	SENW		A72-00244A	GRAHAM, RICHARD	O	5	D	03/01/1884
-				COWART, MILDRED M. (CAR	C			01 IRR
-	SENW		A72-00245	COWART, MILDRED M. (CAR	C	5	D	04/01/1884
-				GRAHAM, RICHARD	O			01 IRR
-	NESW		A72-00244A	GRAHAM, RICHARD	O	1	D	03/01/1884
-				COWART, MILDRED M. (CAR	C			01 IRR
-	NESW		A72-00245	COWART, MILDRED M. (CAR	C	1	D	04/01/1884
-				GRAHAM, RICHARD	O			01 IRR
-	NWSE		A72-00244A	GRAHAM, RICHARD	O	13	D	03/01/1884
-				COWART, MILDRED M. (CAR	C			01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 18 1993

ACTION REQUIRED

FROM: Judy - Adj. Sec.

TO: Files: A72-0244A, A72-0245, A72-00246, A72-00247

A72-02035, A72-04089, A72-04090, A72-07170, A72-10378, A72-10372, A72-10367

March 10, 1992, I called Mr. Feldman concerning the above-referenced files for Change of Ownership. The Warranty Deed is not in the names of FIRST INTERSTATE BANK OF ARIZONA TRUSTEE OF MILDRED COWART TRUST signed by Mr. Jed Morrison. He said he would check into the matter and get back with me.

MICROFILMED

MAR 18 1993

HOLLAND & HART
ATTORNEYS AT LAW

DENVER
DENVER TECH CENTER
COLORADO SPRINGS
ASPEN
BILLINGS
BOISE
CHEYENNE
JACKSON
WASHINGTON, D.C.

SUITE 1400
WEST ONE PLAZA
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869

Murray D. Feldman

March 10, 1992

RECEIVED

MAR 11 1992

Department of Water Resources
Southern Region

Idaho Department of Water Resources
Southern Region
2148 Fourth Avenue East
Twin Falls, ID 83301

Attn: Judy

Re: Notice of Change of Water Right Ownership for
Gerald and Kathryn Herrick

Dear Judy:

As discussed in our telephone conversation today, enclosed is a copy of a warranty deed documenting the transfer of the property currently owned by the Herricks from the Mildred M. Cowart Trust to Gerald and Sharon Martin, Barbara Curby, Doris Long, James Martin, and Monie and Robert Martin.

The Martins, et al., were the grantors listed on the warranty deed granting the Custer County property to the Herricks which was previously submitted to Water Resources as evidence of the change in water rights ownership for Water Right Nos. A72-02448, A72-0245, A72-00246, A72-00247, A72-02035, A72-04089, A72-04090, A72-07170, A72-10378, A72-10372, and A72-10367.

As we discussed, this should complete the documentation required to complete the change in ownership of the water rights for IDWR's records. Please let me know if you have any questions or need additional information.

Sincerely,

HOLLAND & HART

Murray D. Feldman

MDF:cd
Enclosure

MICROFILMED

MAR 18 1993

1944

Whereas this instrument was filed and recorded
and indexed in DEEDS

Fee \$10

Witness my hand and official seal

County Recorder

Compared
Photostatic
Fee

Deputy Recorder

Book As. 85/82

002/RE1004726

SPECIAL

WARRANTY DEED

For the consideration of Ten Dollars, and other valuable considerations, First Interstate Bank of Arizona, N.A.,
Trustee of the Mildred M. Covart Trust dated September 25, 1987.

Whereas the Grantor, whether one or more than one, conveys to

SEE ATTACHED "EXHIBIT A"

the following real property situated in Custer
County, Idaho, together with all rights and privileges

County, Idaho, together with all rights and privileges

RECEIVED

MAR 12 1992

Department of Water Resources
Southern Region Office

Tract #1 (approximately 363.70 acres)
Township 11 North Range 18 East, Boise Meridian, Custer County, Idaho.

Section 1: Lot 4.

Section 2: Lots 1, 7 and 8

Township 12 North Range 18 East, Boise Meridian, Custer County, Idaho.

Section 35: SE 1/4 SE 1/4, S 1/2 NW 1/4, N 1/2 SW 1/4

Section 36: Lots 5 and 6.

Tract #2 (Approximately 208.71 acres)

Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho.

Section 11: Lots 6 and 7.

Section 14: NW 1/4 NW 1/4, Lots 2, 3, 4
with all appurtenances.

STATE OF IDAHO)
COUNTY OF CUSTER } ss

194411-

This instrument was filed for record
at the request of First Interstate Bank
at 1:50 o'clock P.M. June 16, 1990
and duly filed and indexed in the Records of Custer
County

ETHEL M. PECK
Ex-Officio Recorder

By Ethel M. Peck Deputy

Fees 15.00

Subject to current taxes and other assessments, reservations in patents and all easements, rights of way, encumbrances,
liens, covenants, conditions, restrictions, obligations, and liabilities as may appear of record, Grantor warrants the title
only, as to the acts of the Grantor herein.

Dated this 5 day of January, 1990 First Interstate Bank of Arizona, N. A. as Trustee

By Jed Morrison
Jed Morrison, Trust Officer

By Thomas Richey
Thomas Richey, Trust Officer

STATE OF ARIZONA)
Pima) ss
County of XXXXXX)

On this the 5 day of January, 1990, before me, the undersigned officer
personally appeared Jed Morrison and Thomas Richey, who acknowledged themselves to be Trust
Officer and Trust Officer of FIRST INTERSTATE BANK OF
ARIZONA, N.A., a national banking association, and as such officers being authorized so to do, executed the
 foregoing instrument for the purpose therein contained, by signing the name of the association by their respective

MICROFILMED
MAR 18 1993

ACCEPTANCE OF JOINT TENANCY

STATE OF _____ } ss.
County of _____

Nonie Martin

Robert C. Martin

and

each being duly sworn, upon oath, for himself or herself and jointly, but not one for the other, deposes and says:

THAT I am one of the Grantees, Mortgagees or Beneficiaries named in that certain _____ deed and instrument

of Distribution

(type of instrument)

which is dated

September 29

1989

executed by

First Interstate Bank of Arizona, Trustee of the William M. Stewart Trust

dated September 25, 1987

to

Nonie Martin and Robert C. Martin

as joint tenants with right of survivorship and not as a community property estate and not as tenants in common, and

which instrument conveys the following-described property:

Tract #1 (approximately 363.70 acres)

Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho.

Section 1: Lot 4

Section 2: Lots 1, 7, and 8

Township 12 North, Range 16 East, Boise Meridian, Custer County, Idaho.

Section 35: SE 1/4 SE 1/4, S 1/4 NW 1/4, N 1/4 SW 1/4

Section 36: Lots 5 and 6.

Tract #2 (approximately 208.71 acres)

Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho.

Section 11: Lots 6 and 7.

Section 14: NW 1/4 NW 1/4, Lots 2, 3, 4.

With all appurtenances.

THAT each of us individually and jointly asserts and affirms that it is our intention to acquire any interest we may have

in said premises and in any proceeds under the terms of said instrument as joint tenants with right of survivorship and

not as a community property estate and not as tenants in common.

Dated: Dec. 5th, 1989.

Nonie Martin
Nonie Martin

Robert C. Martin
Robert C. Martin

Subscribed, sworn to and acknowledged before me on

December 5th, 1989, by

and Robert C. Martin

Miss Rhoades

Notary Public

My commission will expire:

MICROFILMED

MAR 18 1993

ACCEPTANCE OF JOINT TENANCY

STATE OF _____
County of _____ ss.

Gerald Martin

and

Sharon L. Martin

each being duly sworn, upon oath, for himself or herself and jointly, but not one for the other, deposes and says:

THAT I am one of the Grantees, Mortgagees or Beneficiaries named in that certain _____ of
Distribution _____

(Type of instrument)

which is dated

19

executed by First Interstate Bank of Arizona, Trustee of _____

dated September 25, 1987

Gerald Martin and Sharon L. Martin

10

as joint tenants with right of survivorship and not as a community property estate and not as tenants in common, and
which instrument conveys the following-described property:

Tract #1 (approximately 363.70 acres)

Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho.

Section 1: Lot 4.

Section 2: Lots 1, 7 and 8.

Township 12 North, Range 18 East, Boise Meridian, Custer County, Idaho.

Section 35: SE 1/4 SE 1/4, S 1/2 NW 1/4, S 1/2 SW 1/4

Section 36: Lots 5 and 6

Tract #2 (approximately 208.71 acres)

Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 11: Lots 6 and 7.

Section 14: NW 1/4 NW 1/4, Lots 2, 3, 4. With all appurtenances.

THAT each of us individually and jointly asserts and affirms that it is our intention to acquire any interest we may have
in said premises and in any proceeds under the terms of said instrument as joint tenants with right of survivorship and
not as a community property estate and not as tenants in common

Dated: Dec. 5th, 1989.

Gerald Martin
Gerald Martin

Sharon L. Martin
Sharon L. Martin

Subscribed, sworn to and acknowledged before me on
December 5th, 1989, by
Gerald Martin
and Sharon L. Martin

William S. Hendrix
Notary Public
My commission will expire: **MICROFILMED**

MAR 18 1993

194411

MARTIN

- * MARRIED AS JOINT TENANCY 1/5TH INTEREST
- AN UNMARRIED WOMAN 1/5TH INTEREST
- AN UNMARRIED WOMAN 1/5TH INTEREST
- AN UNMARRIED MAN 1/5TH INTEREST
- * MARRIED AS JOINT TENANCY 1/5TH INTEREST

AND ROBERT C. MARTIN

* Attached are Acceptance of Joint Tenancy forms.

"EXHIBIT A"

MICROFILMED
MAR 18 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

R. KEITH HIGGINSON
Director

12-Mar-1992 09:31

GERALD D. HERRICK
KATHRYN S. HERRICK
2170 GOSSAMER LN.
BOISE ID 83706

Re: Ownership Change for Adjudication Claim NO.(S): A72-10378,
A72-10372, A72-10367 & A72-0244A, A72-00245, A72-00246,
A72-00247, A72-2035, A72-04089, A72-04090, A72-07170

Dear Claimant(s):

Pursuant to the notification that you presently own the property in which the above-referenced Adjudication Claim(s) is appurtenant, the Department has changed the record of the current owners as you requested. Please find enclosed a copy of the computer record of the claim(s) noting the change in claimant.

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

Sincerely,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED

MAR 18 1993

\$50

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: A72-00245

Date Received: 12/13/1989

Receipt No: 5019832

Received By: [Signature]

RECEIVED

JAN 2 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MILDRED M. (CARLISLE) COWART Trust *gm* 602-792-5175
Address: % JED MORRISON, TRUST OFFICER
FIRST INTERSTATE BANK, *as Trustee gm*
P.O. BOX 350
TUCSON, AZ 85702

2. Date of Priority: APR 01, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	18E	35	SE	NW	SE		CUSTER

5. Description of diverting works:
CREEK DIVERSION TO DITCH TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.250		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	18E	35	SW	NE		IRR	1.0

A72-00245

Page 1

Date: 12/15/89

MICROFILMED
MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	18E	35	SE	NW		IRR	5.0
			NE	SW		IRR	1.0
			NW	SE		IRR	13.0
						Section Acres	20.0
						Total Acres	20.0

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:
72-0244A

14. Remarks:
IDWR NOTE: THIS PRIORITY DATE IS ONE MONTH LATER THAN THAT
OF A72-00244A.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

RICHARD GRAHAM

Decree Plaintiff

vs

ANDREA GINI

Decree Defendant

16. Signature(s)

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

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am x Jed Morrison, Trust Officer of First Interstate Bank of Arizona, N.A. Title as Trustee Organization, that I have signed the foregoing

document in the space below as x Trust Officer of First Interstate Bank of Arizona, N.A. as Trustee Title and that the statements contained in the foregoing document are true and correct. x Jed Morrison, T.O. Signature of Authorized Agent

x Trust Officer, FIB of AZ, N.A. as Tr Title and Organization

x 12/21/89 Date

State of ~~Idaho~~ Arizona)
County of Pima) SS.

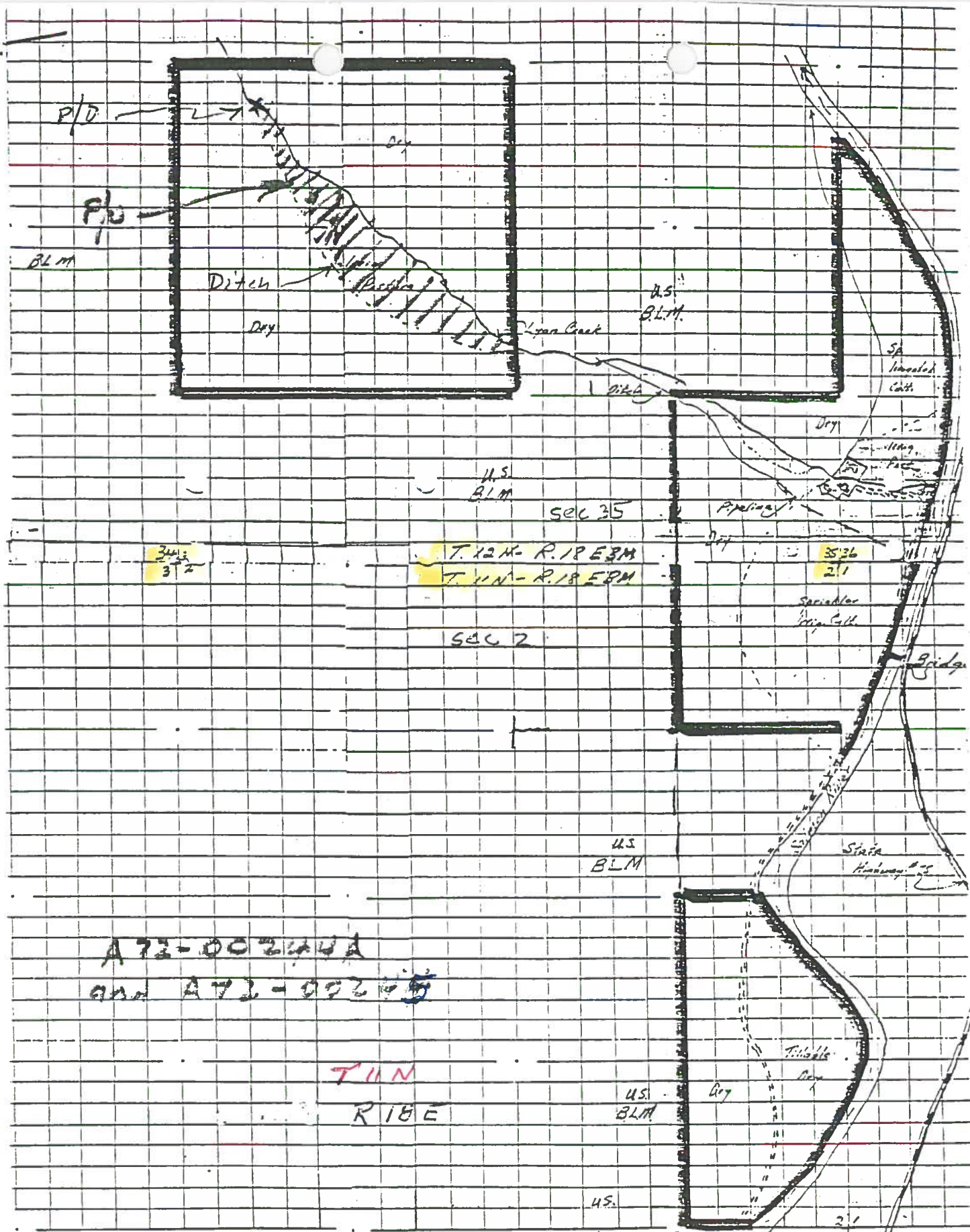
Subscribed and sworn (or affirmed) before me this 26 day
of December 19 89

Edward B. Edwards
Notary Public

Seal

Residing at 227 S. Bella Vista, Tucson, Az.

My Commission Expires My Commission Expires Oct. 31, 1993



A72-00244A
and A72-00245

T. 11 N.
R. 18 E.

Green - Cultivated land
Blue - Waste or native pasture
Brown - Cultivated pasture
Yellow - Building lots

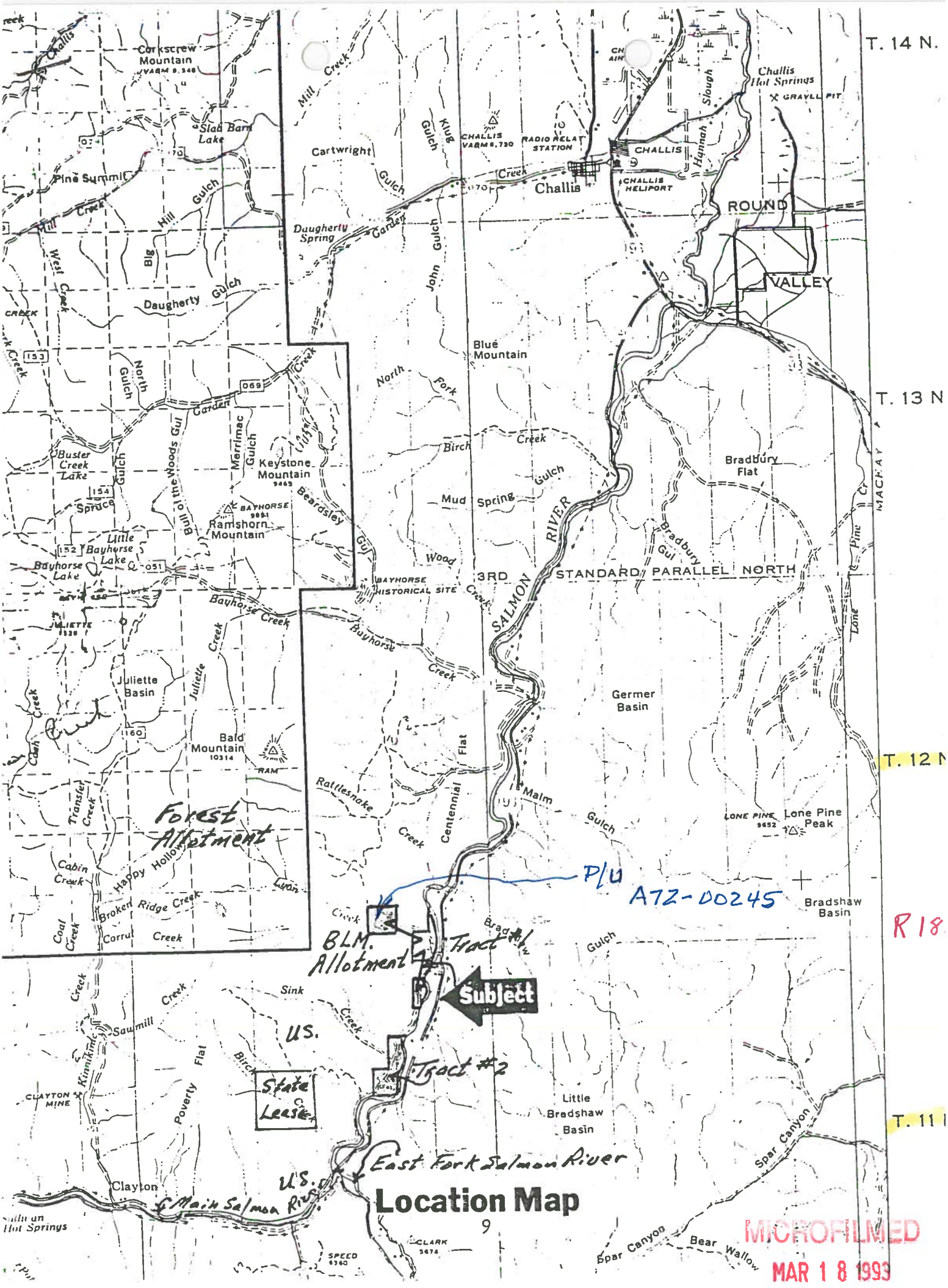
Scale
1 inch = 660 feet or 10 chains
or 40 rods
1 rectangle = 1 acre

1/2 mile to Tract #2
Detail Dist
Tract #1

Green - Cultivated land
Blue - Waste or native
Brown - Cultivated pasture
Yellow - Building lots

MICROFILMED

MAR 18 1993



Location Map

MICROFILMED
MAR 18 1993

T. 12N-R. 18E.B.M.

PLU
A72-00245

Tract #1

Salmon River

T. 11N-R. 18E.B.M.

Tract #2

Legal Description Plat - Lots numbered

MICROFILMED
MAR 18 1993

WARRANTY DEED

Mildred M. Cowart, also known as Mildred M. Carlisle, a married woman dealing with her sole and separate property, for and in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, in hand paid, receipt of which is hereby acknowledged,

CONVEYS AND WARRANTS TO:

The First Interstate Bank of Arizona, Trustee of the Mildred M. Cowart Trust dated September 25, 1987, the following described real estate situate in the County of Custer, State of Idaho:

The Broken Wing Ranch

Tract #1 (approximately 363.70 acres)

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN,
CUSTER COUNTY, IDAHO.

Section 1: Lot 4.

Section 2: Lots 1, 7 and 8.

TOWNSHIP 12 NORTH, RANGE 18 EAST, BOISE MERIDIAN,
CUSTER COUNTY, IDAHO.

Section 35: SE1/4SE1/4, S1/2NW1/4, N1/2SW1/4

Section 36: Lots 5 and 6.

Tract #2 (approximately 208.71 acres)

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN,
CUSTER COUNTY, IDAHO.

Section 11: Lots 6 and 7.

Section 14: NW1/4NW1/4, Lots 2, 3, 4,

with all appurtenances.

State Lease # G-8374

BLM Allotment # 5607 Bald Mountain Allot

National Forest - Squaw Creek Allot

WITNESS my hand this 26 day of Oct., 1987.

Mildred M. Cowart

Mildred M. Cowart (aka Mildred
M. Carlisle)

MICROFILMED

MAR 18 1993

WITNESSED BY:

Dale Lowrance Judy McLean

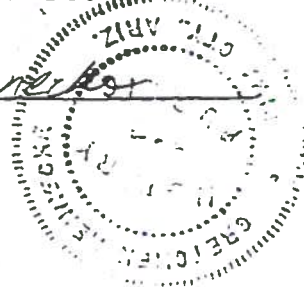
STATE OF ARIZONA)
) SS:
COUNTY OF PIMA)

26th The foregoing instrument was acknowledged before me this
day of October, 1987 by Mildred M. Cowart.

Bretcher Hunsicker
Notary Public

My Commission Expires:

My Commission Expires May 3, 1991



186795

CUSTER COUNTY
REQUEST OF _____
Munger & Munger

'87 NOV 3 PM 1 04

ETHEL M. PECK, CLERK
M. Thompson DEPUTY
FEES \$ 6.00

MICROFILMED
MAR 18 1993

Idaho Department of Water Resources
Adjudication Bureau
Statehouse
Boise, ID 83720

Presorted

U.S. Postage
Permit No. 1
Boise, Idaho
First Class

FIRST CLASS

CARLISLE, MILDRED M TRUST
% FIRST INTERSTATE BANK OF AZ
TRUSTEE FOR MILDRED COWART
PHOENIX AZ 85072-3435

962

PROTECT YOUR WATER RIGHT! IMPORTANT WATER RIGHTS INFORMATION

COUNTY: CUSTER 5849
FILING DEADLINE: JAN 12, 1990
MOBILE UNIT LOCATION AND DATES:
WATCH LOCAL MEDIA FOR TIMES AND PLACES.
A MOBILE CLAIMS TAKING UNIT WILL BE IN
CUSTER COUNTY BEFORE THE FILING DEADLINE

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 No. 39576

COMMENCEMENT NOTICE

TO: ALL PERSONS OWNING RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM.

SEE SPECIAL NOTICE TO OWNERS OF SMALL DOMESTIC AND/OR STOCKWATER
RIGHTS ON PAGE TWO (2)

YOU ARE HEREBY NOTIFIED THAT:

On November 19, 1987, the District Court for the County of Twin Falls issued an order commencing a general adjudication of water rights from the Snake River Basin water system in Idaho. A general adjudication is a court case which will result in a decree determining all water rights from the water system. The purpose of the adjudication is to get an accurate schedule of water rights to assure the proper delivery of water in times of shortage. The purpose of this notice is to inform you of the commencement of the adjudication and your legal responsibilities at this stage of the adjudication.

PLEASE CONTINUE-CONTAINS IMPORTANT WATER RIGHT INFORMATION

MICROFILMED

MAR 18 1993

First Interstate Bank
of Arizona, N.A.
SEP 20 1989
RECEIVED
TRUST RECORDS
MANAGER



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

Jan. 9, 1990

1ST INTERST BANK OF ARIZONA NA
TRUSTEE OF
MILDRED (CARLISLE) COWART TRUST
P O BOX 350
TUCSON AZ 85702

Dear Claimant(s):

A72-00244A
A72-00245
A72-00246
Re: A72-00247
A72-02035
A72-04089
A72-04090
A72-07170
A72-10367
A72-10372
A72-10378

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 18 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

December 17, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MURRAY FELDMAN
PO BOX 2527
BOISE ID 83701

RE: Herrick Claims in Basin 72

Dear Mr. Feldman,

Enclosed are the documents we have discussed by telephone over the past week. Here is a brief recap of what is enclosed.

A72-04161B & A72-16497A Copies of the SRBA claims and parts of the change of ownership forms and letters.

A72-10367, A72-10372, A72-07071 & A72-10279 The first three have been partially decreed and the last is still listed as a preliminary report. I will follow-up on this last right to be sure it is submitted for the final Director's Report in late January 1999.

²⁴⁵
A72-00244A, A72-00145, A72-00246 & A72-00247 I have enclosed a draft map of the place of use review. It shows the actual acres as found by the GIS program and they are circled in pink.

A72-02035 This claim was disallowed and I have supplied you with a GIS overview map showing the claimed place of use. I have also included a copy from the file showing my field notes of the claim from 1993.

Finally, I have a question for you. I am processing another change of ownership request for the rights on Squaw Creek; A72-00134A, A72-16497A & A72-04157. The request comes from Paul & Sharon May and appears to be complete enough to finalize the actions. This will result in a split of all the rights previously listed and will be completed before the final Director's Report. Do you have the information on this action? I have sent copies of the basic forms. I

December 17, 1998

am planning on splitting the rights proportionately as they are reported in the preliminary report. Let me know if this is not correct.

Feel free to contact me if you have further questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Clelland". The signature is fluid and cursive, with the first name "Steve" and last name "Clelland" clearly distinguishable.

STEVE CLELLAND
Sr. Water Resource Agent

Enc:

cc: Kathryn Herrick w/o enclosures

AJ0749NP
No. R72-00245

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HIGH MOUNTAIN RANCHES LTD PARTNERSHIP AN IDAHO LIMITED PARTNERSHIP 2027 SILVER CREEK LANE BOISE ID 83706 (208) 336-8719	04/01/1884	IRRIGATION	04-01 10-31	1.250 CFS	
TOTAL DIVERSION:					1.250 CFS	

Water Source: LYON CREEK Tributary to: SALMON RIVER Stage: DECREED

Point(s) of Diversion: T12N R18E S34 SESENE CUSTER County
S35 SMSMW CUSTER County

Place of use Legal Description for: IRRIGATION															
			NE			NW			SW			SE			
T	R	S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESE	NWSE	SWSE	SESE	
12N	18E	35	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt

MAR 31 2000

Department of Water Resources

COPY

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.

1. Water Right No(s).: 72-00244A; 72-00245; 72-00246; 72-00247; 72-04018; 72-04046;
72-04090
Adjudication Claim No(s).: A72-00244A; A72-00245; A72-00246; A72-00247; A72-04018; A72-04046;
A72-04090
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Gerald D. Herrick and Kathryn S. Herrick, Husband & Wife
2027 Silver Creek Lane, Boise, ID 83706
4. New Owner/Claimant(s) HIGH MOUNTAIN RANCHES LIMITED PARTNERSHIP, an Idaho limited
New Mailing Address 2027 Silver Creek Lane
City, State and ZIP Code Boise, ID 83706
New Telephone Number (208) 336-8719
5. Date you acquired the property March 3, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) HIGH MOUNTAIN RANCHES, LIMITED PARTNERSHIP
By: Kathryn S. Herrick
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
Kathryn S. Herrick, Secretary of Herrick Ranches, Inc. General Partner
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..

Data Entry: see 4/3/00

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

MINUTES OF ANNUAL MEETING OF BOARD OF DIRECTORS

OF

HERRICK RANCHES, INC.

The annual meeting of the Board of Directors of Herrick Ranches, Inc., was held January 5, 1999, immediately following the annual meeting of shareholders at Boise, Idaho. Present was Kathryn S. Herrick.

Kathryn S. Herrick acted as Chairman and Secretary. Minutes of the last annual meeting were read and approved. The Chairman announced that the first order of business was the election of officers. Nominations were made, seconded and unanimously approved and the following individuals were elected to the positions following their names:

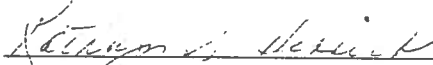
Kathryn S. Herrick

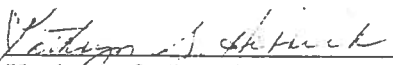
President

Kathryn S. Herrick

Secretary

There being no further business, the meeting was adjourned.


Kathryn S. Herrick, Secretary


Kathryn S. Herrick, President

BOISE:0105675.01

RECEIVED

MAR 31 2000

Department of Water Resources
Bozeman Region

CERTIFICATE OF LIMITED PARTNERSHIP

(Instructions on back of application)

FEB 13 10 31 AM '97



1. The name of the limited partnership is: High Mountain Ranches Limited Partnership

2. The name and business address of the registered agent are:

Gerald D. Herrick

2027 Silver Creek Lane - Boise, Idaho 83706

(not a P.O. Box)

3. The name and business address of each general partner are:

Name

Address

Herrick Ranches, Inc.

2027 Silver Creek Lane

Boise, Idaho 83706

(If more space is needed, continue in item 5.)

4. The latest date on which the partnership will dissolve is: December 31, 2045

5. Other matters (optional):

6. Signatures of all general partners:

HERRICK RANCHES, INC., an Idaho corporation

By: Gerald D. Herrick

Gerald D. Herrick, President

Secretary of State use only

IDAHO SECRETARY OF STATE

DATE 02/13/1997

0900 63931 2

CK #: 18484 CUST# 2105

LTD PTR DM 1@ 100.00= 100.00

g /corp/forms/CLP pm6 Revised 8/96

: L

COPY

ORIGINAL IN
H & H VAULT

AMENDED BARGAIN AND SALE DEED

0213673

THIS INDENTURE, made the 17th day of June, 1997, between GERALD D. HERRICK and KATHRYN S. HERRICK, husband and wife, "Grantors," and HIGH MOUNTAIN RANCHES LIMITED PARTNERSHIP, an Idaho limited partnership, "Grantee."

W I T N E S S E T H:

WHEREAS, Grantors transferred title to the property described herein to Grantee pursuant to a Bargain and Sale Deed dated March 3, 1997 and recorded in Custer County, Idaho under Instrument No. 0212975 on March 7, 1997, and

WHEREAS, the parties have determined that there is an error in the legal description, and

WHEREAS, the parties intend by this deed to correct the legal description for said property.

The Grantors for good and valuable consideration, have granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto the said Grantee, and to its heirs and assigns, forever, all of that certain piece or parcels of land situate, lying and being located in the County of Custer, State of Idaho, particularly described as follows, to-wit:

See Exhibit A attached hereto.

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest in the property, possession, claim and demand whatsoever, as well in law as in equity of the Grantors, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.


GERALD D. HERRICK


KATHRYN S. HERRICK

RECEIVED

MAR 31 2000

Department of Water Resources
Bozeman, Montana

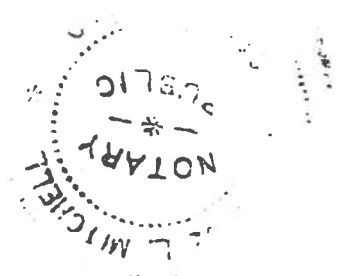
STATE OF IDAHO)
 : ss.
 County of Ada)

On this 17th day of June, 1997, before me, a notary public in and for said State, personally appeared GERALD D. HERRICK and KATHRYN S. HERRICK, husband and wife, known or identified to me to be the persons who executed the instrument, and acknowledged to me that they 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.

Joyce L. Mitchell
 Notary Public for Idaho
 Residing at: Bainbridge
 My Commission Expires: 11/10/2000

WP 71426



213673
Custer County Reg. of
Holland and Hart

Time 10:05 A.M.

6-23-1997
Witnessed by
Wanda J. Murphy
• 12th

TRACT I:

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

Section 1: Lot 4

Section 2: Lots 1, 7 and 8

TOWNSHIP 12 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO

Section 35: SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$.

Section 36: Lots 5 and 6.

TRACT II:

TOWNSHIP 11 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

Section 11: Lots 6 and 7.

Section 14: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Lots 2, 3 and 4.

EXHIBIT

A

TOWNSHIP 11-NORTH, RANGE 18 EAST, BOISE MERIDIAN

Section 1: Lots 5, 6, and 7.

Section 2: Lot 9.

Section 11: Lots 1, 4, 5, and 8.

EXCEPTING THEREFROM:

The following described parcels from said Lot 5 and Lot 8.

A tract of land in Lots 5 and 8, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11 and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along said Right-of-way line 1,112.7 feet to the TRUE POINT OF BEGINNING; continuing thence Northeasterly along said Right-of-way line a distance of 392.5 feet; thence North $66^{\circ}19'$ West, 680.0 feet to a point on the Easterly bank of the Salmon River; thence South $9^{\circ}58'$ East along the Easterly bank of the Salmon River 457.9 feet; thence South $66^{\circ}19'$ East, 434.8 feet to the TRUE POINT OF BEGINNING.

AND ALSO EXCEPTING:

A fraction of Lot 5, Section 11, Township 11 North, Range 18 East of the Boise Meridian, described as:

Commencing at the intersection of the Southerly boundary of said Section 11, and the Westerly right-of-way line of U.S. Highway No. 93; thence Northeasterly along the Westerly Right-of-way line of U.S. Highway No. 93, a distance of 1505.2 feet to the POINT OF BEGINNING, which is also the Northeast corner of the land described in the Deed to George Bryan Forestier, et. ux., recorded as instrument No. 134996, records of Custer County, Idaho, continuing thence Northeasterly along said Right-of-way line 469.. feet; thence North $66^{\circ}19'$ West, 1166.7 feet to a point on the Easterly bank of the Salmon River; thence meandering said bank in a Southerly direction 670.0 feet, more or less, to a point which lies North $66^{\circ}19'$ West, from the POINT OF BEGINNING, which point is also the Northwest corner of said Forestier land; thence South $66^{\circ}19'$ East 680.0 feet along the Northeasterly boundary line of said Forestier land to the POINT OF BEGINNING.

ALSO EXCEPTING:

A parcel of land being a portion of Government Lot 5 of Section 11, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Beginning at the Northeast corner of Government Lot 5 of Section 11, Township 11 North Range 18 East, Boise Meridian, thence South $0^{\circ}00'16''$ East along the East line of said Government Lot 5 a distance of 610.51 feet to a point in the Westerly right of way line of existing State Highway No. 75; thence South $25^{\circ}02'00''$ West along said existing Westerly right of way line 275.29 feet to Grantor's most Southerly property corner; said point also being the Northeast corner of the land described in the deed dated July 16, 1979, Pamela C. Moorhead, grantor to Stephen C. Moorhead, recorded August 10, 1979, as instrument No. 150767, records of Custer County, Idaho, thence North $66^{\circ}11'25''$ West along said Northerly property line 627.35 feet; thence North $28^{\circ}16'49''$ East, 688.58 feet to a point in the North line of said Government Lot 5; thence North $89^{\circ}57'10''$ East along said North line 364.16 feet to the PLACE OF BEGINNING.

ALSO EXCEPTING:

A fraction of Lot 8 in Section 11, Township 11 North, Range 18 East of the Boise Meridian more particularly described as follows, to-wit:

Beginning at the meander corner of the Easterly bank of the Salmon River on the line between Section 11 and 14, run thence East along the South boundary of Section 11 a distance of 215.3 feet, more or less, to a point on the Westerly right-of-way line of U.S. Highway No. 93, thence North $25^{\circ}02'$ East, along the Westerly right-of-way line of U.S. Highway No. 93 a distance of 1,112.7 feet; thence North $66^{\circ}19'$ West 434.8 feet to a point on the Easterly bank of the Salmon River; thence meandering the Easterly bank of the Salmon River in a Southwesterly direction as follows: South $12^{\circ}49'$ West 365.4 feet; thence South $12^{\circ}31'$ West 443.6 feet; thence South $17^{\circ}33'$ West 409.3 feet to the POINT OF BEGINNING.

DATE: 11/12/99
PAGE: 1

Stage: DECREED

Place of use Legal Description for: IRRIGATION

Other Rights: 72-0244A

- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 72:
- WATER RIGHT NO. SOURCE
- NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 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 72 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Dates:	Exam Made Date:	Verified Date:	11/12/1999	Objection Filed Date:
--------	-----------------	----------------	------------	-----------------------

Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

AJ5809NP
No. 72-00245

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/05/99
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GERALD D HERRICK	04/01/1884	IRRIGATION	04-01 10-31	1.25 CFS	
C	KATHRYN S HERRICK					
	2027 SILVER CREEK LANE			TOTAL DIVERSION:	1.25 CFS	
	BOISE ID 83706					
	(208) 336-8719					

Water Source: LYON CREEK

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion: T12N R18E S34 SESENE CUSTER County
S35 SWSWNW CUSTER County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
12N	18E	35	:					:			09	07	:		14	01		:						32.1
TOTAL ACRES																							32.1	

POU County: CUSTER

Other Rights: 72-0244A

Conditions of Approval:

- C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN BASIN 72:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 72 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 72 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
 - CONJUNCTIVELY.

Remarks: POU1 USE OF THIS RIGHT WITH RIGHT NO. 72-00244A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 20.0 ACRES IN A SINGLE
IRRIGATION SEASON.

Dates: Exam Made Date: 07/08/1993 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

32.1 AC

Revised
ser

11/12/99

AJ5809NP
No. 72-00245

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/05/99
PAGE: 4

Comments: Date: 02/06/1995 User-ID: SCLELLAN Subject: CHANGE OF ADDRESS
BY OWNER REQUEST.

Date: 12/03/1998 User-ID: SCLELLAN Subject: COPIED FROM REMARKS
IDWR NOTE: THIS PRIORITY DATE IS ONE MONTH LATER THAN THAT
OF A72-00244A.

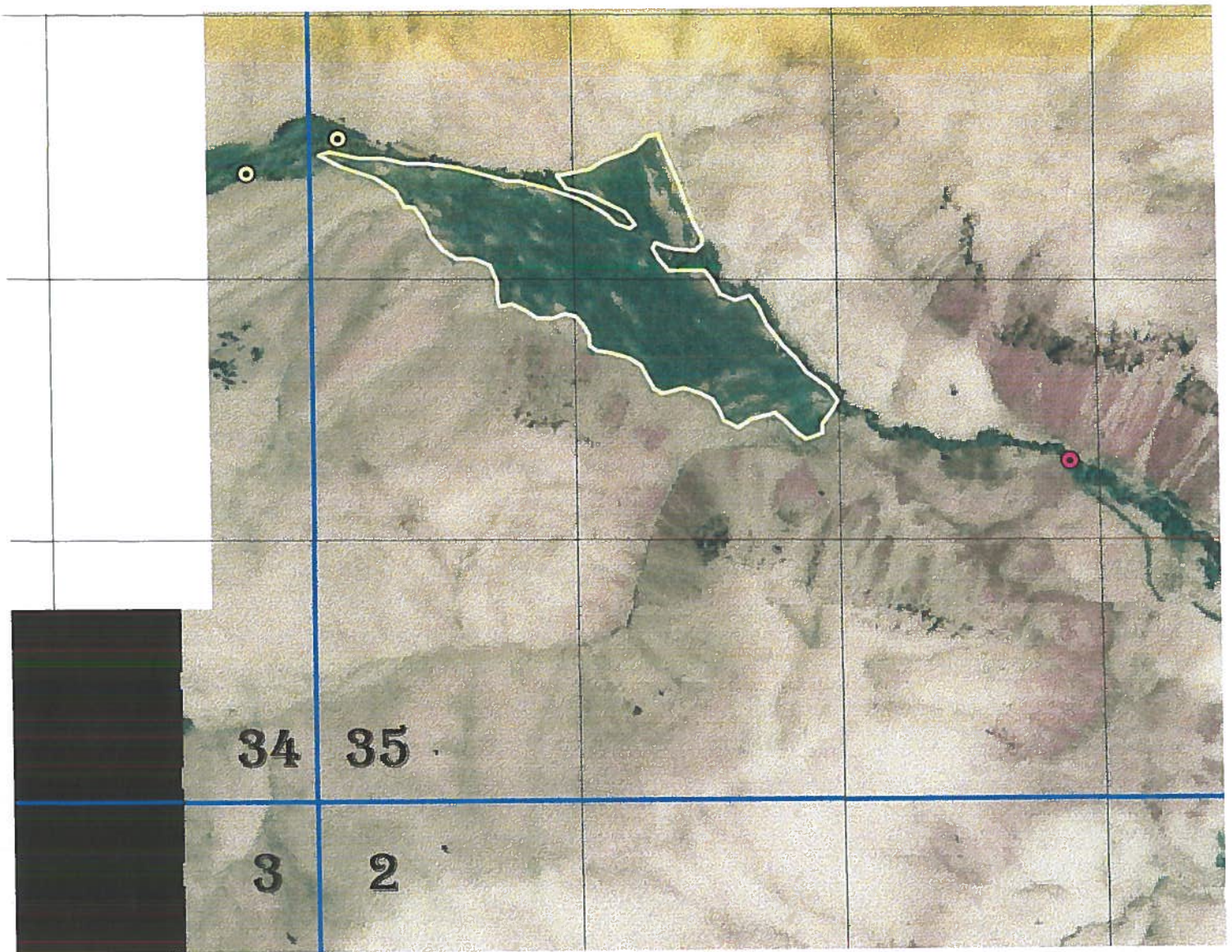
OWNERSHIP CHANGE 3/10/92 BY JG.

Date: 12/03/1998 User-ID: SCLELLAN Subject: RECOMMENDATION
EXAM FOUND ADDITIONAL ACRES AND SUGGEST AMENDMENT FOR 32 AC. POU.

Audit: 11/13/92 CLELLAND 02/06/95 SCLELLAN 03/30/95 POST-STD 11/18/98 TFAWCETT
12/03/98 SCLELLAN 01/08/99 SCLELLAN 01/17/99 CPDSHAFF 02/04/99 ADT-DSHA

IDAHO DEPARTMENT OF WATER RESOURCES

72-00244A & 72-00245



660 0 660 1320 Feet

-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS

TWN: 12N
RNG: 18E
SEC: 35



GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY, 1988
BY STEVE CLELLAND

DATE: DEC. 3, 1998

AIM NUMBER A72-00244A
A72-00245

DATE 12/3/98
AGENT Sam

TRANSFER NUMBER _____
CLAIMED ACRE TOTAL 20
GIS ACRE TOTAL _____

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
AIM	<u>12N</u>	<u>18E</u>	<u>35</u>			<u>1</u>					<u>5</u>	<u>1</u>					<u>13</u>		<u>20</u>
IS																			
COM																			
AIM																			
IS																			
COM																			
AIM																			
IS																			
COM																			

'2-DBPOU.SHP

IAPE NOS. 485

Claimed POU is way off.

Combined POU
Remarks - Ell
@ 20 Acres

'2-DBPOD.SHP

DS. DESCRIPTION

34 SESENE

35 SESENE

* Amendment Needed
Completed 1/15/99

3F TABLES UPDATED

'2-DBPOU.DBF ✓

'2-DBPOD.DBF ✓

EG LAYOUT ✓ 72-00244A.jpg

— OVERVIEW —
DRAFT
R18E



DRAFT

11/17/98
Soc

Claims

- 44A
- 245
- 246
- 247

20 Ac upper

62 Ac. Lower farm

[2 GISAC]

[83 GISAC]

Based on Field Exam:

7-8-93 SOC

w/ MR. Herdick

2

ORIGINAL SEE A72-00244 A

R PROOF

CVR

MAPS

PHOTOS

MISC

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X

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X

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27

26

25

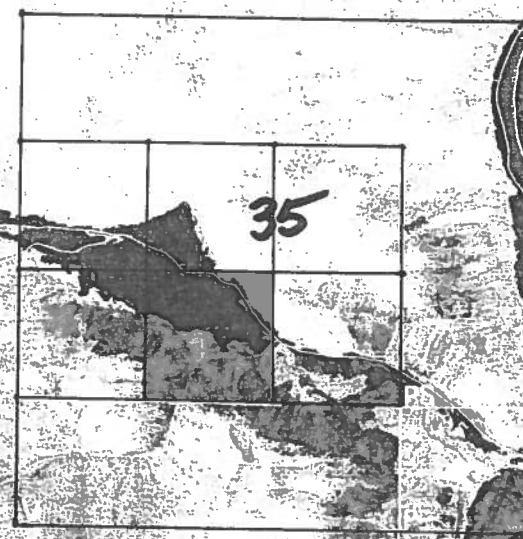
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LYON
CREEK

34

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36



R18E

CLAIM _____ INFI _____
T. R. S. Q/Q
P/D _____
PHOTO U74
DT.&ID. 7-24-74

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:36
06/02/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-00245

LAST: COMART
ADDRESS: % JED MORRISON, TRUST OFFICER
FIRST INTERSTATE BANK
P.O. BOX 350
CITY: TUCSON
PHONE NUMBER: 602-792-5175
STATE: AZ ZIP: 85702
OWNER CODE: 0

~~ST: GYAH/M~~
~~ADDRESS:~~
~~CITY:~~ XXX
~~PHONE NUMBER:~~ 208-000-0000
~~OWNER CODE:~~ 0
FIRST: RICHARD
ID ZIP: 000

LAST: HERRICK
ADDRESS: 2170 E. GOSSEMER LN.
CITY: BOISE
PHONE NUMBER: 208-336-8719
STATE: ID ZIP: 83706
OWNER CODE: C

LAST: HERRICK
ADDRESS: 2170 E. GOSSEMER LN.
CITY: BOISE
PHONE NUMBER: 208-336-8719
STATE: ID ZIP: 83706
OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: IDWR NOTE: THIS PRIORITY DATE IS ONE MONTH LATER THAN THAT
OF A72-00244A.

OWNERSHIP CHANGE 3/10/92 BY JG.
DATABASE FIELD EXAMINER
Y

A. AJ CLAIM: # A72-00245 PRIORITY DATE: 04-01-1984 STAGE: D
B. WR RECORD: # 72-00245 PRIORITY DATE: 04-01-1984 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N
DATABASE FIELD EXAMINER

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

REMARKS:

RECOMMENDED PRIORITY DATE:
04-01-1984

REVIEWED BY DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-00245	12N	18E	35	SE	NW	SE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX NONE
A72-00244A
A72-00246
A72-00247

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: LYON CREEK TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

A72-00245 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: LYON CREEK TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 LOT COUNTY

SOURCE: LYON CREEK TRIB: SALMON RIVER

REVIEWED BY: DATE:

A. ROOT WATER RIGHT NUMBERS: A72-00245

B. FOU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12N	18E	35	SW	NE		HERRICK, GERALD D. HERRICK, GERALD D.	A72-00245 / 1.0 A72-00244A / 1.0	- /			
12N	18E	35	SE	NW		HERRICK, GERALD D. HERRICK, GERALD D. GRAHAM, RICHARD	A72-00245 / 5.0 A72-00244A / 5.0	72-00245 / 72-00244 /			11.0
12N	18E	35	NE	SW		HERRICK, GERALD D. HERRICK, GERALD D.	A72-00245 / 1.0 A72-00244A / 1.0	72-00245 / 72-00244 /			20.0
12N	18E	35	NW	SE		HERRICK, GERALD D. HERRICK, GERALD D.	A72-00245 / 13.0 A72-00244A / 13.0	- /			4.0
TOTAL ACRES							A72-00245	20.00			35.00

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

C. FIELD EXAM REQUIRED?

DUE TO FOU DISCREPANCY? (Y/N)

DATABASE
EXAMINER

FOU COUNTY: CUSTER

PRESUMPTION FLAG:

REMARKS:

Fou is in Error of University Deed listings. see 1-27-93

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

A. AJ CLAIMED USES:

PURPOSES
A72-00245 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY

1.250 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.250 CFS

B. WR RECORDED USES:

PURPOSES
72-00245 IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY

1.250 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.250 CFS

SUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

FIELD
DATABASE EXAMINER
N
N
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 1.250 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.250 CFS

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

FLOW MEASUREMENT REQUIRED? FIELD DATABASE EXAMINER

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

FLOW MEASUREMENT

MEASUREMENT METHOD, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: 72-0244A

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00245	LYON CREEK	HERRICK, GERALD D.	1.250	0.062		
A72-00244A	LYON CREEK	HERRICK, GERALD D.	1.250	0.062		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES ----- X 0.02 CFS/ACRE = CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = 50.0 AF/A
ACRES ----- X CONSUMPTIVE VOL. AF/A FOR AREA ----- =
TOTAL CONSUMPTIVE USE ----- AF/A

3. IRRIGATION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME = AF/A
ACRES ----- X DIVERSION VOL. AF/A FOR AREA ----- =
TOTAL DIVERSION VOLUME ----- AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:
SEE ATTACHED SHEET? Y() N()

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

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

IRRIGATION

04-01 11-01

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

TOTAL FOR THIS RIGHT

1.250

50.0

REVIEWED BY:

DATE:

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	OWNERSHIP FORFEIT/ABANDON ADDITIONAL DIV. AMOUNT	ACCEPTED AS CLAIMED	NEEDS REVIEW
		()	()
		()	()
		()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00245
TOTAL DIVERSION RATE OF WR SPLITS

	DATABASE 1.250	EXAMINER	CFS
--	-------------------	----------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-00245	1.250	-		72-00245	1.250
TOTAL CFS		1.250				1.250

DIVERSION RATE REVIEW

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

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:
SIGNATURE:
NAME OF FIELD EXAMINER:
DATE:
TITLE:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:36
06/02/92

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A72-00245

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	(Y)							
POINT OF DIV	(Y)							
SOURCE								
FACE OF USE	(Y)							
DIV. AMOUNT CEFS/VOLUME	(Y)							
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM	(Y)							
REMARKS	Y							

See
1-27-93

VERIFIED BY CODES

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

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

STATE NUMBER: A77-00345

DIVERSION
VOLUME

50.0 AEA

Stage: DECKED

CUSTER County

13
TOTAL ACRES

Field Inspection Flag:
Presumption Flag:

Water Right Number - 72-00245

Prefix Translation:

WATER RIGHT

Old (D) Number -

Last Name -

First Name -

Address -

*** C - CURRENT OWNER ***
GRAHAM

RICHARD

1 -
2 -
3 -
City-
Phone -

State- Zip-

Priority Date - +
04/01/1884

Region - +
17 SOUTHERN

Stage - +
D - DECREED

Status - +

Source - +
LYON CREEK

Tributary - +
SALMON RIVER

Twm Rng Sec Tract Lot RFlg County Point of Diversion - Stream Index (Blank if no Index Code)

Code Description Period from Period to Water Use Diversion Rate Diversion Volume

D1 - IRRIGATION

1.250

Total Div. Rate - + Total Div. Volume - + Total Div. Capacity - +
1.250

Twm	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
12N	18E	35	SW NW			01	IRRIGATION	(37) CUSTER	
12N	18E	35	SE NW			01	IRRIGATION	(37) CUSTER	
12N	18E	35	NE SW			01	IRRIGATION	(37) CUSTER	
12N	18E	35	NW SW			01	IRRIGATION	(37) CUSTER	

- - - Diversion Means -

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - 72-0244

- - - Remarks -
No Remarks found.

- - - Old Water Right Numbers -
No Old Water Right Numbers found.

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

- - - Decree Plaintiff - - - + Decree Defendant - - - + Decree Date - - +
RICHARD GRAHAM ANDREA GINI 09/23/1924

WATER RIGHT

No Comments Found

+ - - Audit Fields - 05/06/85 05/28/88 CONVERT

ights Dates and Flags Area

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Tested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-
Exam to S.O. Date	-	00/00/0000	Verified Date	-	05/06/1985	DLE/Carrey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	09/23/1924	Presumption Flag	-			