

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: A72-10237
Date Received: 12/21/1989
Receipt No: S010743
Received By: OTC FFB

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CAROL ABATTI 208-838-2684
Address: HC 68 BOX 290
CLAYTON ID 83227
AND
Name: JOHN ABATTI 208-838-2684
Address: HC 68 BOX 290
CLAYTON ID 83227

2. Date of Priority: JUN 28, 1983

3. Source: SALMON RIVER, EAST FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	18E	1	NW	NW	NW	4	CUSTER
11N	18E	35	SW	SW	NE		CUSTER

5. Description of diverting works:
TWO DITCHES FROM RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.140		

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

8. Total consumptive use is 780.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIG.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11N	18E	26	SW		NW		IRR	21.0
			SE		NW		IRR	5.0
			NE		SW		IRR	40.0
			NW		SW		IRR	32.0
			SW		SW		IRR	24.0
			SE		SW		IRR	30.0
			NW		SE		IRR	9.0
			SW		SE		IRR	6.0
							Section Acres	167.0
		27	SE		NE		IRR	27.0
			NE		SE		IRR	29.0
			SE		SE		IRR	5.0
							Section Acres	61.0
		35	NW		NE		IRR	1.0
			SW		NE		IRR	6.0
			NE		NW		IRR	34.0
			NW		NW		IRR	14.0
			SW		NW		IRR	1.0
			SE		NW		IRR	28.0
							Section Acres	84.0
							Total Acres	312.0

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:
A72-10220 THRU A72-10222

14. Remarks:

THIS CLAIM IS BASED ON A COMBINATION OF PERMITS AS FOLLOWS:

72-07284 1.06 CFS

72-07285 1.08 CFS

TOTAL 2.14 CFS

THESE PERMITS WERE APPLIED FOR TO DEVELOPE NEW LANDS ADJACENT TO THE ALREADY IRRIGATED LAND WHICH HAD DECREED RIGHTS. IN FILING FOR THE DECREES IT WAS CLAIMED THAT THIS WATER WAS SPREAD OVER ALL THE LANDS PRESENTLY IRRIGATED. IT IS THE DESIRE TO DO THE SAME THING IN REGARDS TO THIS ADDITIONAL WATER WHICH HAS BEEN

14. Remarks: Continued

USED PURSUANT TO THE ABOVE DESCRIBED PERMITS.

OWNERSHIP CHANGE MADE 2/28/97 BY TLB.

15. Basis of Claim: PERMIT

Water Right Number - R72-10237

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
ABATTI

CAROL

1 - HC 68 BOX 290
2 -
3 -

State- ID Zip- 83227

ABATTI

JOHN

City- CLAYTON
Phone - 208-838-2684
1 - HC 68 BOX 290
2 -
3 -

State- ID Zip- 83227

*** O - ORIGINAL OWNER ***
WOOLLEY

GERALDINE M

1 -
2 -
3 -
City- XXX
Phone - 208-000-0000
1 - HC 67 BOX 2095
2 -
3 -

State- ID Zip- 000

J-P RANCH INC

City- CHALLIS
Phone - 208-838-2291

State- ID Zip- 83226

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/28/1983 17 SOUTHERN P - PERMIT

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SALMON RIVER, EAST FORK SALMON RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
10N 18E 1 NW NW NW 4 (37) CUSTER
11N 18E 35 SW SW NE (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 2.140

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.140 780.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
11N 18E 26 SW NW 21.0 01 IRRIGATION (37) CUSTER
11N 18E 26 SE NW 5.0 01 IRRIGATION (37) CUSTER
11N 18E 26 NE SW 40.0 01 IRRIGATION (37) CUSTER
11N 18E 26 NW SW 32.0 01 IRRIGATION (37) CUSTER
11N 18E 26 SW SW 24.0 01 IRRIGATION (37) CUSTER
11N 18E 26 SE SW 30.0 01 IRRIGATION (37) CUSTER

Prefix Translation: RESEARCH

Total Acres: 312.0

+ - - Diversion Means - TWO DITCHES FROM RIVER

+ - - Non-Irrigation Use - STOCKWATER INCIDENTAL TO IRRIG.

+ - - Other Rights for Same Use - A72-10220 THRU A72-10222

GEN THIS CLAIM IS BASED ON A COMBINATION OF PERMITS AS FOLLOWS:

72-07284	1.06 CFS
72-07285	1.08 CFS

TOTAL 2.14 CFS

THESE PERMITS WERE APPLIED FOR TO DEVELOPE NEW LANDS ADJACENT TO THE ALREADY IRRIGATED LAND WHICH HAD DECRED RIGHTS. IN FILING FOR THE DECREE IT WAS CLAIMED THAT THIS WATER WAS SPREAD OVER ALL THE LANDS PRESENTLY IRRIGATED. IT IS THE DESIRE TO DO THE SAME THING IN REGARDS TO THIS ADDITIONAL WATER WHICH HAS BEEN USED PURSUANT TO THE ABOVE DESCRIBED PERMITS.

A7207284
A7207285

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

Decree Date
00/00/0000

Water right number - R72-10237

Prefix Translation: RESEARCH

Date: 02/28/1997 User Id: TBACKLUN Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE MADE WITH 42-1409(6).

Audit Fields - - +
00/00/00

Adjudication Rights Dates and Flags Area		Comments	
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000
Claim Received Date	- 12/21/1989	Last Amended Date	- 00/00/0000
		Receipt Number	- S010743
		POU Ownership Flag	- Y
		Name Connector	- AND
		Civil Case Number	- 39576
		Old Case Number	-
		Old Judicial District	-
		Temporary Right	- P
		Water District	-
		Federal/State Indicator	- S
		Presumption Flag	- C
		Notice of Error Flag	-



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

APR 8, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN & CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

RE: SRBA CLAIM(S): SEE ENCLOSED
J-P RANCH

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THESE COPIES ARE FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

A handwritten signature in cursive script, reading 'Tara L. Backlund'.

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb
ENCLOSURES

SEP 25 1996

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

Department of Water Resources
Southern Region

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

1. Water Right Number(s) _____
Adjudication Claim Number(s) A72-10210; A72-10212; A72-10213; A72-10214;
A72-10215; A72-10220; A72-10221; A72-10222; A72-10237;
A72-10441
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 on file with the county).
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former
Owner/Claimant(s): J-P Ranch, Inc. an Idaho corporation
5230 West Canyon Creek Road
Idaho Falls, Idaho 83402
4. New Owner/Claimant(s) John Abatti and Carol Abatti, husband and wife
Name connector (check one): ☒ AND [] OR, [] AND/OR

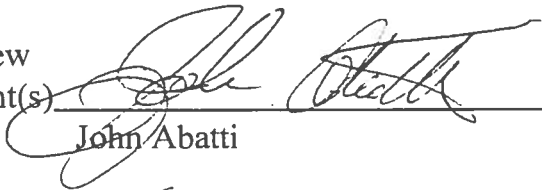
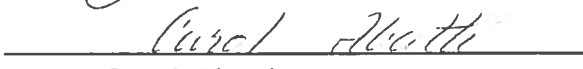
New Mailing Address: HC 68 Box 290
City, State and ZIP Code: Clayton, Idaho 83227
New Telephone Number: (208) 838-2681
5. Date you acquired the property September 13, 1996

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____

Cubic Feet per second

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/Claimant(s)  Date 9-13-96
John Abatti
 Date 9-13-96
Carol Abatti

(Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attached a Notice of Appearance completed by your attorney.

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 the new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

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 believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of 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. If the property you have purchased is only a portion of the property owned by the former owner/seller, 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 ½ 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, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

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

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

CORPORATION WARRANTY DEED

THIS INDENTURE is made this 13th day of September, 1996, by J-P RANCH, INC., an Idaho corporation, the "Grantor", and JOHN ABATTI and CAROL ABATTI, husband and wife, whose mailing address is HC 68 Box 290, Clayton, Idaho 83227, the "Grantee".

WITNESSETH, that the Grantor having been duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to it in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee and to Grantee's heirs and assigns forever, all the following described property in the County of Custer, State of Idaho, to-wit:

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

SECTION 26: The SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$. EXCEPTING THEREFROM, that portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying South and West of the East Fork County Road.

SECTION 27: The SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$.

SECTION 35: The SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$.

TOGETHER WITH AN EASEMENT, FOR INGRESS AND EGRESS, SAID EASEMENT BEING TEN (10) FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTER LINE OF AN IRRIGATION DITCH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest corner of Section 35, Township 11 North, Range 18 East, of the Boise Meridian. Custer County, Idaho; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section 35 to the Northwest 1/16th corner; thence South 0°00'20" West, 1322.62 feet to the center NW 1/16th corner; thence South 89°57'59" West, 294.05 feet to the center of said irrigation ditch and the Point of Beginning of this description; thence South 13°00' East, approximately 30.0 feet to a bend in said ditch;

thence South 67°00' East, approximately 210.0 feet to the center of an existing road and the terminus of this description.

Together with all irrigation equipment, pumping plants and sprinkler systems situate on the above described real property.

EXCEPTING THEREFROM the following three (3) described tracts:

TRACT NO. 1:

A fractional parcel of land in the NW¼ of Section 35, Township 11 North, Range 18, East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 1322.62 feet to the NW center 1/16th corner; thence South 89°57'59" West, 141.87 feet to the Point of Beginning of this description and the center of a County Road; thence continuing South 89°57'59" West, 188.18 feet to a ½" rebar marked L.S. 4107; thence South 0°00'20" West, 330.66 feet to another ½" rebar; thence North 89°57'59" East, 330.05 feet to another ½" rebar marked L.S. 4107; thence South 0°00'20" West, 249.93 feet to another ½" rebar and the Northwest corner of Tract No. 2; thence North 84°57'26" East, 239.04 feet to the Northeast corner of Tract 2 and the center of said County Road; thence the following 5 courses on and along said County Road North 45°56'56" West, 127.68 feet; thence North 43°51'20" West, 107.48 feet; thence North 35°29'15" West, 59.49 feet; thence North 28°40'37" West, 77.75 feet; thence North 27°09'10" West, 310.81 feet to the Point of Beginning.

TRACT NO. 2:

A fractional part of the NW¼ of Section 35, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 1903.21 feet to the Point of Beginning of this description; thence continuing South 0°00'20" West, 316.07 feet to the Southwest corner of this Tract and a ½" rebar marked L.S. 4107; thence North 68°30'12" East, 445.85 feet to the center of a County Road; thence North 45°29'27" West, 247.77 feet on and along the center of said Road; thence South 84°57'26" West, 239.04 feet to the Point of Beginning.

TRACT NO. 3:

A fractional parcel of land in the NW¼ of Section 35, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 2219.28 feet to the Point of Beginning of this description; thence continuing South 0°00'20" West, 425.96 feet to the center W 1/16th corner; thence North 89°59'28" East, 715.30 feet on and along the East-West center of said Section to the center of a County Road; thence the following 8 courses on and along the center of said road, North 3°29'31" East, 37.63 feet; thence North 1°02'19" East, 89.98 feet; thence North 9°24'42" West, 79.76 feet; thence North 22°40'39" West, 72.07 feet; thence North 32°31'30" West, 89.27 feet; thence North 37°00'50" West, 65.63 feet; thence North 40°30'04" West, 99.61 feet; thence North 44°32'31" West, 158.70 feet to the Northeast corner of this Tract; thence South 68°30'12" West, 445.85 feet to the Point of Beginning.

ALSO EXCEPTING COUNTY ROAD RIGHT-OF-WAY.

SUBJECT TO THE FOLLOWING:

1. All existing easements or claims of easements, patent reservations, rights-of-way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.
2. Right-of-Way Deed from Louie Giampedraglia and Viola Giampedraglia, to County of Custer, dated April 6, 1952, conveying a 50' right-of-way across the NW¼NW¼ of Section 35, Township 11 North, Range 18 East, Boise Meridian, as described in Deed recorded April 6, 1953, in Book 30 of Deeds at page 204 under Recorder's Reception Number 105604, records of Custer County, Idaho.
3. Fish and Game Easement as shown in Deed from C. A. Polson and Alice Polson, husband and wife, and Louie Giampedraglia and Viola Giampedraglia, to State of Idaho, Department of Fish and Game, dated December 17, 1959, and recorded June 22, 1960, in Book 33 of Deeds at page 362, under Recorder's Reception Number 114146, records of Custer County, Idaho.

4. Fish and Game Easement as shown in Deed from C. A. Polson and Alice Polson, husband and wife, and Louie Giampedraglia and Viola Giampedraglia, to State of Idaho, Department of Fish and Game, dated October 15, 1959, and recorded June 22, 1960, in Book 33 of Deeds at page 367, under Recorder's Reception Number 114149, records of Custer County, Idaho.
5. Memorandum of Agreement dated June 23, 1987, by and between Salmon River Electric Cooperative, Inc., and Judd and Pauline Cramer, recorded June 24, 1987, as Instrument Number 185320, records of Custer County, Idaho.
6. The right, title and interest of the public in and to those portions of the above described premises falling within the bounds of roads or highways, dedicated and/or otherwise used by the public, and subject to all easements and restrictions attendant and pertinent to said highways.

TOGETHER with all water rights and mineral rights appurtenant to such property and all other the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, any reversions, any remainders, rents, issues and profits therefrom, and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD, the above described premises and appurtenances unto the Grantee and to the Grantee's heirs and assigns forever. The Grantor shall warrant and defend the premises in the quiet and peaceable possession of the Grantee against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has set its corporate name by its duly authorized officer.

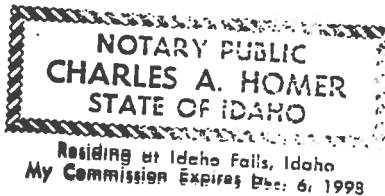
J-P RANCH, INC.

By: JP Ranch Inc. by Judd G. Cramer
Judd G. Cramer
Its: President

STATE OF IDAHO)
)
County of Bonneville)

On this 13th day of September, 1996, before me, a Notary Public, in and for the State of Idaho, personally appeared **Judd G. Cramer**, known or identified to me to be the President for **J-P Ranch, Inc.**, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.



Charles A. Homer
Notary Public for Idaho
Residing at: Idaho Falls, Idaho
Commission expires: 12/6/98

G:\WPDATA\CAH\9927\ABAT0911.CWD.jht

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS, P.A.
DALE W. STORER
MARIE T. TYLER
JOHN G. SIMMONS
ROBERT M. FOLLETT
FREDERICK J. HAHN, III

U.S. BANK OF IDAHO BUILDING
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518
E-MAIL HOLDNLAW@SRV.NET

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

September 24, 1996

RECEIVED

SEP 25 1996

Department of Water Resources
Southern Region

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301-6105

Re: J-P Ranch, Inc. — Abatti Real Estate Sale

Gentlemen:

Our office was recently involved in a real estate closing on the sale of certain property located in Custer County, Idaho, from J-P Ranch, Inc. to Mr. and Mrs. John Abatti. In connection with such sale we are enclosing for your information an executed Notice of Change of Water Right Ownership form with attached thereto a copy of the Warranty Deed together with an executed Assignment of Notice of Claims form.

Very truly yours,



Charles A. Homer

Enclosures

cc: Keith Tyler
Judd Cramer

G:\WPDATA\CAH\9927\IDWR0918 LTR.jhl

RECEIVED

SEP 25 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF NOTICE OF CLAIMS

Department of Water Resources
Bureau of Water Rights

The undersigned, **J-P RANCH, INC.**, an Idaho corporation, hereby assign to **JOHN ABATTI and CAROL ABATTI**, husband and wife, or their successors, whose mailing address is HC 68 Box 290, Clayton, Idaho 83227, the following:

All our right, title, and interest in and to Notice of Claim Nos.
A72-10210; A72-10212; A72-10213; A72-10214; A72-10215;
A72-10220; A72-10221; A72-10222; A72-10237; A72-10441
to a Water Right Acquired Under State Law.

Made this 13th day of September, 1996.

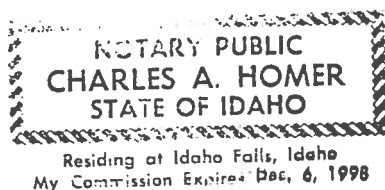
J-P RANCH, INC.

J-P Ranch Inc. by: Judd G. Cramer
By: _____
Judd G. Cramer
Its: President

STATE OF IDAHO)
)
County of Bonneville)

On this 13th day of September, 1996, before me, a Notary Public, in and for the State of Idaho, personally appeared **Judd G. Cramer**, known or identified to me to be the President for **J-P Ranch, Inc.**, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.



[Signature]
Notary Public for Idaho
Residing at: Idaho Falls, Idaho
Commission expires: 12/6/98

NOTE! 01-30-98

JP RANCH INC.
NEEDS:

1. Fill label ABAIT1.
2. Filming caught up.
3. TD-DD list: FDD
4. Chry. IFFB FELTZ

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: A72-10237
Date Received: 12/06/1989
Receipt No: 5010743
Received By: Adm

RECEIVED

DEC 21 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

208-838-2291

1. Name: J-P RANCH INC.
Address: H.C. 67 BOX 2095
CHALLIS, ID

83226

2. Date of Priority: JUN 28, 1983

3. Source: SALMON RIVER, EAST FORK- Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	18E	1	NW	NW	NW	4	CUSTER
11N	18E	35	SW	SW	NE		CUSTER

5. Description of diverting works:
TWO DITCHES FROM RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.140		

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

8. Total consumptive use is 780.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIG.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11N	18E	26	SW	NW		IRR	21.0
			SE	NW		IRR	5.0

A72-10237

Page 1

Date: 12/06/89

MICROFILMED

MAR 18 1993

COPY

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	26	NE	SW		IRR	40.0
			NW	SW		IRR	32.0
			SW	SW		IRR	24.0
			SE	SW		IRR	30.0
			NW	SE		IRR	9.0
			SW	SE		IRR	6.0
						Section Acres	167.0
		27	SE	NE		IRR	27.0
	NE		SE		IRR	29.0	
	SE		SE		IRR	5.0	
						Section Acres	61.0
		35	NW	NE		IRR	1.0
			SW	NE		IRR	6.0
			NE	NW		IRR	34.0
			NW	NW		IRR	14.0
			SW	NW		IRR	1.0
			SE	NW		IRR	28.0
						Section Acres	84.0
						Total Acres	312.0

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:
A72-10220 THRU A72-10222

14. Remarks:

THIS CLAIM IS BASED ON A COMBINATION OF PERMITS AS FOLLOWS:

72-07284 1.06 CFS
72-07285 1.08 CFS

TOTAL 2.14 CFS

THESE PERMITS WERE APPLIED FOR TO DEVELOPE NEW LANDS ADJACENT TO THE ALREADY IRRIGATED LAND WHICH HAD DECREED RIGHTS. IN FILING FOR THE DECREES IT WAS CLAIMED THAT THIS WATER WAS SPREAD OVER ALL THE LANDS PRESENTLY IRRIGATED. IT IS THE DESIRE TO DO THE SAME THING IN REGARDS TO THIS ADDITIONAL WATER WHICH HAS BEEN USED PURSUANT TO THE ABOVE DESCRIBED PERMITS.

14. Remarks: Continued

15. Basis of Claim: PERMIT

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: See Map A72-10220

For Organizations:

I do solemnly swear or affirm that I am President of
Title
JP Ranch, Inc., that I have signed the foregoing
Organization
document in the space below as President of
Title
JP Ranch, Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
President JP Ranch Inc.
Title and Organization
12-13-89
Date

State of Idaho)
County of Quetta) SS.

Subscribed and sworn (or affirmed) before me this 13th day

of Dec 19 89

[Signature]
Notary Public

Seal

Residing at Clayton, Ohio
My Commission Expires Dec 10, 1992



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

Dec. 22, 1989

J-P RANCH INC
HC 67 BOX 2095
CHALLIS ID 83226

Dear Claimant(s):

A72-10220
A72-10221
A72-10222
A72-10237
Re: A72-10210
A72-10212
A72-10213
A72-10214
A72-10215
A72-10223
A72-10224

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 15, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

John and Carol Abatti
HC 68 Box 290
Clayton, Idaho 83227

RE: Snake River Basin Adjudication (SRBA)
Claim Numbers: A72-10220, A72-10221, A72-10237, A72-10222

Dear Mr. And Mrs. Abatti:

I attempted to contact you by telephone, and hoped that you would be available to attend the meeting in Challis December 8th to discuss your Adjudication Claims, but I know that it was short notice, and apologize for that.

The Department has completed its initial investigation of your water right claims in the SRBA. Enclosed please find copies of your claims as I propose to recommend them to the SRBA Court. Please review these preliminary recommendations carefully. I have also provided a computer generated GIS image of your place of use produced from 1988 aerial photography, and instructions for using our Notice of Error process.

Of particular mention, are the changes in your adjudication claim number A72-10222, in which 1.6 cfs was claimed based upon decreed water right number 72-00236, and a statutory claim number 72-04176. I recommended the 0.3 cfs allocated to land in the SWNE Section 35, with a priority date of 5-1-1885 as decreed on February 14, 1938. I did not recommend the balance of the claim - 1.3 cfs allocated to the NWNE, NENW, NWNW, and SENW of section 35 based upon the statutory claim dated 6-27-1983.

A statutory claim for water rights is based upon a statement of beneficial use. There has been no prior investigation or court proceeding to substantiate the claim, therefore, as part of the adjudication process, we require proof that the water claimed has been put to beneficial use, and the date that it was first put to such beneficial use. Simply filing the claim, as was done in 1983, does not prove that the water is being used for the stated purpose, nor does it prove the date that it was first put to use.

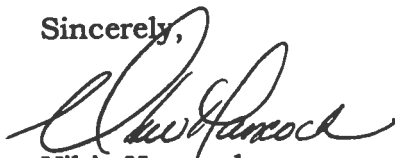
It can be assumed that the 1.3 cfs of water based on the statutory claim had not been appropriated on, or before, February 14, 1938, because it is not included in the decree appurtenant to the property involved. It is possible that more water was needed at a later date, and appropriated in addition to the water previously decreed to that tract of land. It is also possible that, at the time the statutory claim was filed, the owners of the property were unaware of the previously decreed water. The water decreed in 1938, for the tract of land

covered by statutory claim 72-04176, is included in your adjudication claims number 72-10220 and 72-10221.

If you wish to claim the balance of water currently disallowed from right number A72-10222, you will need to file a new claim, based on beneficial use, and provide the information necessary to substantiate that use. For your convenience, I have enclosed a booklet that explains evidence of priority, and a Notice of Claim to a Water Right, which you will need to complete if filing an additional claim, and submit along with a \$50.00 filing fee. Please be aware that soil and climate data indicate that this additional water may not be necessary to adequately irrigate your land using your current method of sprinkler irrigation.

Please call if you have any questions about how your rights have been recommended. I encourage you to contact the Department and discuss the matter further, should you decide to file an additional claim.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock', written in dark ink.

Vikie Hancock
Water Resource Agent

TELEPHONE CONVERSATION

MEMORANDUM

INCOMING CALL

✓

OUTGOING CALL

934 / 10 03

RETURNING CALL

TO:

BOB FOSTER

DATE:

01-30-98

FROM:

FH

FILE:

JP RANCH INC TO ABATTI, JOHN + CAVER.

FILE NO:

SUBJECT:

app to transfer PODs / IF+G apum
divisions to pump (5) in river w/ pivots.
Wants to do for this season...

REMARKS:

312 AC / 10.54 CFS totals - go over
- has plane already ASCS - must...

Bob has ASCS - w/ NRES drawing in:

1992 flight

w/ pivots shown

SEND:

W. DIED

ROUTING INSTRUCTIONS:

mailed W. DIED CC & Assign.

CALENDAR DATES:

of name from 10.45 AM.

FH/ABH

From: DWR03::BFOSTER 30-JAN-1998 08:28:00.35
To: DWR60::FHITCHCO
CC:
Subj: John Abatti

Good Morning Frank, I hope things are well with you and yours. Things are fine here. I'm working on a transfer with John Abatti to change the point(s) on the water rights diverted from EF-1 & EF-2. The fish screens would be eliminated and he would pump directly from the river and put all ground under sprinkler irrigation. Give me a call if there are any quirks invloved with these claims. Thanks, Bob.

6/9/94

COMMUNICATION DOCUMENTATION

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

IDWR Employee/Agent JEANIE M ROBERTSON

DATE June 9, 1995 9:28am **CUSTOMER** LYNN STEVENSON SALMON RIVER REALTY

SUBJECT: FAX PROFILE REPORTS ON J-P RANCH, INC. CLAIMS

A72-10210, A72-10212, A72-10213,
A72-10214, A72-10215, A72-10220,
A72-10221, A72-10222, A72-10237

phone call (X) walk-in (.)

He called to have me check on the claims for J-P Ranch, Inc. with the legal description of T11N, R18E, Sections 26, 27, and 35.

CONVERSATION MEMO

FILE. J.P. RANCHAGENT: HDATE: 12-12-94

RE:

72-07285

NAME OF PARTY:

J.P. RANCH

found original field from in this assoc.
tion file - TT Base - jkt empty - CW
Stanton - returned to him for sending to
S.D.

COPY

200 OCT 19 PM 4:09

FILED
TWIN FALLS CO., IDAHO

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

In Re SRBA

Case No. 39576

) SUBCASE NO. 72-10220A,
)
) 72-10221A, 72-10222A, 72-10237A
)
)
)

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

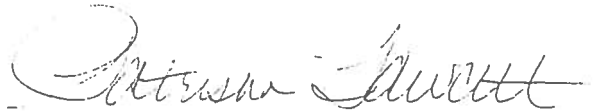
Dated: 10/16/00

T. Douglas
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10/19, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Carol Abatti
HC 68 Box 290
Clayton ID 83227
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Valley Sun LLC
PO Box 844
Sun Valley ID 83353
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

09/26/2000

RIGHT NUMBER: 72-10220A
NAME AND ADDRESS: VALLEY SUN LLC
PO BOX 844
SUN VALLEY, ID 83353
SOURCE: SALMON RIVER, East Fork
TRIBUTARY: Salmon River
QUANTITY: 5.88 CFS
929.6 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS.: 72-10220A, 72-10221A, 72-10222A AND 72-10237A
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1064.0 AF. COMBINED RIGHT NOS. 72-07505A, 72-10220A, 72-10221A, 72-10222A, 72-10237A, 72-07505B, 72-10220B, 72-10221B, 72-10222B AND 72-10237B

PRIORITY DATE: 05/10/1880

POINT OF DIVERSION: T11N R18E S26 SWNW Within CUSTER County
T11N R18E S26 SESW Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4-01 10-31	5.88 CFS 929.6 AFY

PLACE OF USE:

IRRIGATION Within CUSTER County					
T11N R18E S26	SWNW	21	T11N R18E S26	NESW	40
T11N R18E S26	NWSW	28	T11N R18E S26	SWSW	31
T11N R18E S26	SESW	28.8	T11N R18E S27	SENE	24
T11N R18E S27	NESE	27	T11N R18E S27	SESE	5
T11N R18E S35	SWNE	12	T11N R18E S35	NENW	35
T11N R18E S35	NWNW	14	T11N R18E S35	SWNW	0.3
T11N R18E S35	SENW	28			
294.1 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 265.6 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION SEASON COMBINED RIGHTS NOS.: 72-10220A, 72-10221A, 72-10222A AND 72-10237A

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

Water Right 72-10220A

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

09/26/2000

RIGHT NUMBER: 72-10221A

NAME AND ADDRESS: VALLEY SUN LLC
PO BOX 844
SUN VALLEY, ID 83353

SOURCE: SALMON RIVER, East Fork TRIBUTARY: Salmon River

QUANTITY: 0.79 CFS
333.8 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS.: 72-10220A, 72-10221A, 72-10222A AND 72-10237A
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1064.0 AF. COMBINED RIGHT NOS. 72-07505A, 72-10220A, 72-10221A, 72-10222A, 72-10237A, 72-07505B, 72-10220B, 72-10221B, 72-10222B AND 72-10237B

PRIORITY DATE: 05/01/1936

POINT OF DIVERSION: T11N R18E S26 SWNW Within CUSTER County
T11N R18E S26 SESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 10-31	0.79 CFS 333.8 AFY

PLACE OF USE:

<u>IRRIGATION Within CUSTER County</u>			
T11N R18E S26	SWNW	21	T11N R18E S26 NESW 40
T11N R18E S26	NWSW	28	T11N R18E S26 SWSW 31
T11N R18E S26	SESW	28.8	T11N R18E S27 SENE 24
T11N R18E S27	NESE	27	T11N R18E S27 SESE 5
T11N R18E S35	SWNE	12	T11N R18E S35 NENW 35
T11N R18E S35	NWNW	14	T11N R18E S35 SWNW 0.3
T11N R18E S35	SENW	28	
294.1 ACRES TOTAL			

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 265.1 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION SEASON COMBINED RIGHTS NOS.: 72-10220A, 72-10221A, 72-10222A AND 72-10237A

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

Water Right 72-10221A

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

09/26/2000

RIGHT NUMBER: 72-10222A
NAME AND ADDRESS: VALLEY SUN LLC
PO BOX 844
SUN VALLEY, ID 83353
SOURCE: SALMON RIVER, East Fork
TRIBUTARY: Salmon River
QUANTITY: 0.29 CFS
40.6 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS.: 72-10220A, 72-10221A, 72-10222A AND 72-10237A
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1064.0 AF. COMBINED RIGHT NOS. 72-07505A, 72-10220A, 72-10221A, 72-10222A, 72-10237A, 72-07505B, 72-10220B, 72-10221B, 72-10222B AND 72-10237B

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION: T11N R18E S26 SWNW Within CUSTER County
T11N R18E S26 SESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4-01 10-31	0.29 CFS 40.6 AFY

PLACE OF USE:

IRRIGATION Within CUSTER County					
T11N R18E S26	SWNW	21	T11N R18E S26	NESW	40
T11N R18E S26	NWSW	28	T11N R18E S26	SWSW	31
T11N R18E S26	SESW	28.8	T11N R18E S27	SENE	24
T11N R18E S27	NESE	27	T11N R18E S27	SESE	5
T11N R18E S35	SWNE	12	T11N R18E S35	NENW	35
T11N R18E S35	NWNW	14	T11N R18E S35	SWNW	0.3
T11N R18E S35	SENW	28			
294.1 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 11.6 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION SEASON COMBINED RIGHTS NOS.: 72-10220A, 72-10221A, 72-10222A AND 72-10237A

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

Water Right 72-10222A

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

09/26/2000

RIGHT NUMBER: 72-10237A
NAME AND ADDRESS: VALLEY SUN LLC
PO BOX 844
SUN VALLEY, ID 83353
SOURCE: SALMON RIVER, East Fork
TRIBUTARY: Salmon River
QUANTITY: 2.1 CFS
367.5 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS.: 72-10220A, 72-10221A, 72-10222A AND 72-10237A
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.40 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1064.0 AF. COMBINED RIGHT NOS. 72-07505A, 72-10220A, 72-10221A, 72-10222A, 72-10237A, 72-07505B, 72-10220B, 72-10221B, 72-10222B AND 72-10237B

PRIORITY DATE: 06/28/1983

POINT OF DIVERSION: T11N R18E S26 SWNW Within CUSTER County
T11N R18E S26 SESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4-01 10-31	2.10 CFS 367.5 AFY

PLACE OF USE:

IRRIGATION Within CUSTER County

T11N R18E S26	SWNW	21	T11N R18E S26	NESW	40
T11N R18E S26	NWSW	28	T11N R18E S26	SWSW	31
T11N R18E S26	SESW	28.8	T11N R18E S27	SENE	24
T11N R18E S27	NESE	27	T11N R18E S27	SESE	5
T11N R18E S35	SWNE	12	T11N R18E S35	NENW	35
T11N R18E S35	NWNW	14	T11N R18E S35	SWNW	0.3
T11N R18E S35	SENW	28			
294.1 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105.0 ACRES IN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION SEASON COMBINED RIGHTS NOS.: 72-10220A, 72-10221A, 72-10222A AND 72-10237A

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 - License

Water Right 72-10237A



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

October 18, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

VALLEY SUN LLC
PO BOX 844
SUN VALLEY ID 83353

RE: SRBA Claim(s) 72-10220A, 72-10221A, 72-10222A, 72-10237A

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Carol Abatti

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

RECEIVED
IDWR
August 4 2000
Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Transfer NO. 5305 - see attached

1. Water Right Number(s) 72-07505A / 72-10220D / 72-10231A / 72-10222A / 72-10237
Adjudication Claim Number(s) _____

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 on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) John & Carol ABATTI

H/c 108 Box 290 Clayton, ID 83337

4. New Owner/Claimant(s) X Valley Sun LLC - Ann M. Down

Name connector (Check one): [] AND, [] OR, [] AND/OR

New Mailing Address X PO Box 844

City, State and ZIP Code X Sun Valley, Id 83353

New Telephone Number 208) 622 - 8403

5. Date you acquired the property 7-13-00

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

cubic feet per second

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/Claimant(s) Ann M. Down Date 7/13/00

Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5305
WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A
72-10222A/72-10237A

This is to certify that: JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 72-10220A : IRRIGATION Priority: 05/10/1880	04/01 to 10/31	5.88 CFS	929.6 AF
Right No. 72-10221A : IRRIGATION Priority: 05/01/1936	04/01 to 10/31	0.79 CFS	333.8 AF
Right No. 72-10222A : IRRIGATION Priority: 05/01/1885	04/01 to 10/31	0.29 CFS	40.6 AF
Right No. 72-10237A : IRRIGATION Priority: 06/28/1983	04/01 to 10/31	2.10 CFS	367.5 AF
SUBTOTAL:		* 9.06 CFS	* 1015.3 AF
Right No. 72-07505A : IRRIGATION Priority: 08/18/1992	04/15 to 10/15	0.08 CFS	14.0 AF
TOTAL:		** 9.14 CFS	** 1029.3 AF

SOURCE

SALMON RIVER, EAST FORK

TRIBUTARY OF

SALMON RIVER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 26, Township 11N, Range 18E
SESW , Sec. 26, Township 11N, Range 18E
CUSTER County

TRANSFER NO. 5305
WATER RIGHT NO(S) . 72-07505A/72-10220A/72-10221A
72-10222A/72-10237A

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	18E	26	SWNW 21.0	NESW 40.0	NWSW 28.0	
			SWSW 31.0	SESW 28.8		148.8
		27	SENE 24.0	NESE 27.0	SESE 5.0	56.0
		35	SWNE 12.0	NENW 35.0	NWNW 14.0	
			SWNW 0.3	SENW 28.0		89.3
Total number of acres irrigated:						* 294.1 ***

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- ** 6. The total instantaneous diversion of water from all points of diversion under Transfer 5305 shall not exceed 9.14 cfs, nor a total combined annual volume of 1029.3 af.
7. These rights when combined with all other rights shall provide no more than 0.02 cfs per acre when water is applied through a sprinkler system.
8. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- *** 9. Right 72-07505A is limited to the irrigation of 4.0 acres in the place of use described above in a single irrigation season.
- *** 10. Right 72-10220A is limited to the irrigation of 265.6 acres in the place of use described above in a single irrigation season.
- *** 11. Right 72-10221A is limited to the irrigation of 265.1 acres in the place of use described above in a single irrigation season.
- *** 12. Right 72-10222A is limited to the irrigation of 11.6 acres in the place of use described above in a single irrigation season.

TRANSFER NO. 5305
WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A
72-10222A/72-10237A

CONDITIONS OF APPROVAL AND REMARKS

- *** 13. Right 72-10237A is limited to the irrigation of 105.0 acres in the place of use described above in a single irrigation season.
- * 14. Rights 72-10220A, 72-10221A, 72-10222A and 72-10237A when combined shall not exceed a total diversion rate of 9.06 cfs, a total annual maximum diversion volume of 1015.3 af at the field headgate, and the irrigation of 290.1 acres.
12. The period of use for the irrigation under Right 72-07505A may be extended to a beginning date of 04-01 and an ending date of 10-31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 04-15 and after 10-15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 6th day of March, 2000.


Chief, Water Allocation Bureau

WARRANTY DEED

THIS INDENTURE is made this 13th day July, 2000, by Carol A. Abatti, as an individual, as the Trustee of John P. Abatti Family Trust and as Trustee of Carol A. Abatti Living Trust ("Seller") "Grantor", and Valley Sun, LLC ("Buyer") "Grantee".

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration, to it in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee and to the Grantee's heirs and assigns forever, all the following described property in the County of Custer, State of Idaho, to-wit:

SEE EXHIBIT A, attached hereto

SUBJECT TO THE FOLLOWING:

1. All existing easements or claims of easements, patent reservations, right-of-way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes, and other matters which would be disclosed by an accurate survey or inspection of the premises.
2. Right-of-Way Deed from Louie Giampedraglia and Viola Giampedraglia, to County of Custer, dated April 6, 1952, conveying a 50' right-of-way across the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, Township 11 North, Range 18 East, Boise Meridian, as described in Deed recorded April 6, 1953, in Book 30 of Deeds page 204 under Recorder's Reception Number 105604, records of Custer County, Idaho.
3. Fish and Game Easement as Shown in Deed from C. A. Polson and Alice Polson, husband and wife and Louie Giampedraglia and Viola Giampedraglia, to State of Idaho, Department of Fish and Game, dated December 17, 1959 and recorded June 22, 1960 in Book 33 of Deeds at page 362, under Recorder's Reception Number 114146, records of Custer County, Idaho.
4. Fish and Game Easement as shown in Deed from C. A. Polson and Alice Polson, husband and wife, and Louie Giampedraglia and Viola Giampedraglia, to the State of Idaho, Department of Fish and Game, dated October 15, 1959, and recorded June 22, 1960, in Book 33 of Deeds at page 367, under Recorder's Reception Number 114149, records of Custer County, Idaho.
5. Memorandum of Agreement dated June 23, 1987, by and between Salmon River Electric Cooperative, Inc., and Judd and Pauline Cramer, recorded June 24, 1987, as Instrument

Number 185329, records of Custer County, Idaho.

6. The right, title and interest of the public in and to those portions of the above-described premises falling within the bounds of roads or highways, dedicated and or otherwise used by the public, and subject to ~~all easements and restrictions attendant and pertinent~~ to said highways.

TOGETHER with all water rights and mineral rights appurtenant to such property and all other tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, any reversions, ~~any remainders, rents, issues and profits therefrom, and all estate,~~ right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD, the above described premises and appurtenances unto the Grantee and to the Grantee's heirs and assigns forever. The Grantor shall warrant and defend the premises in the quiet and peaceable possession of the Grantee ~~against the Grantor and the Grantor's successors and against every person whomsoever~~ who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF,

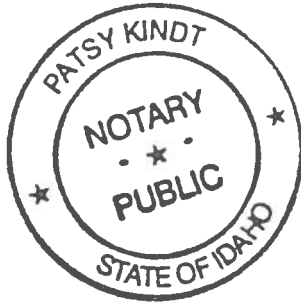
Carol A. Abatti, as an Individual, as the Trustee of
John P. Abatti Family Trust and as Trustee of
Carol A. Abatti Living Trust

By: Carol A. Abatti
Carol A. Abatti, Trustee

STATE OF IDAHO)
 :
County of Custer)

On this 13 day of ~~June~~ ^{July}, 2000 before me, a Notary Public, in and for the State of Idaho, personally appeared **Carol A. Abatti**, known or identified to me as an Individual and as the Trustee of the **John P. Abatti Family Trust** and the **Carol A. Abatti Living Trust**, the Trusts that executed the instrument or the person who executed the instrument on behalf of said ~~corporation and acknowledged to me that such~~ Trusts executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.



Patsy Kindt
Notary Public for Idaho
Residing at: Challis
My Commission Expires: 3/12/04

RECORDING:

221307
Custer County Req. of
Custer County title

Time 2:40 P.M.

7/13 192000

Ethel M Peck, Clerk

Janet Dangis

Deputy

-3-
\$ 15.00

EXHIBIT "A"

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

SECTION 26: The SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$. EXCEPTING THEREFROM, that portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying South and West of the East Fork County Road.

SECTION 27: The SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$.

SECTION 35: The SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$.

EXCEPTING THEREFROM the following (3) three described tracts:

TRACT NO.1

A fractional parcel of land in the NW $\frac{1}{4}$ of Section 35, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 1322.62 feet to the NW center 1/16th corner; thence South 89°57'59" West, 141.87 feet to the Point of Beginning of this description and the center of a County Road; thence continuing South 89°57'59" West, 188.18 feet to a $\frac{1}{2}$ " rebar marked L.S. 4107; thence South 0°00'20" West, 330.66 feet to another $\frac{1}{2}$ " rebar; thence North 89°57'59" East, 330.05 feet to another $\frac{1}{2}$ " rebar marked L.S. 4107; thence South 0°00'20" West, 249.93 feet to another $\frac{1}{2}$ " rebar and the Northwest corner of Tract No. 2; thence North 84°57'26" East, 239.04 feet to the Northeast corner of Tract 2 and the center of said County Road; thence the following 5 courses on and along said County Road North 45°56'56" West, 127.68 feet; thence North 43°51'20" West, 107.48 feet; thence North 35°29'15" West, 59.49 feet; thence North 28°40'37" West, 77.75 feet; thence North 27°09'10" West, 310.81 feet to the Point of Beginning.

TRACT NO.2

A fractional part of the NW $\frac{1}{4}$ of Section 35, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 1903.21 feet to the Point of Beginning of this description; thence continuing South 0°00'20" West, 316.07 feet to the Southwest corner of this Tract and a $\frac{1}{2}$ " rebar marked L.S. 4107; thence North 68°30'12" East, 445.85 feet to the center of a County Road; thence North 45°29'27" West, 247.77 feet on and along the center of said Road; thence South 84°57'26" West, 239.04 feet to the Point of Beginning.

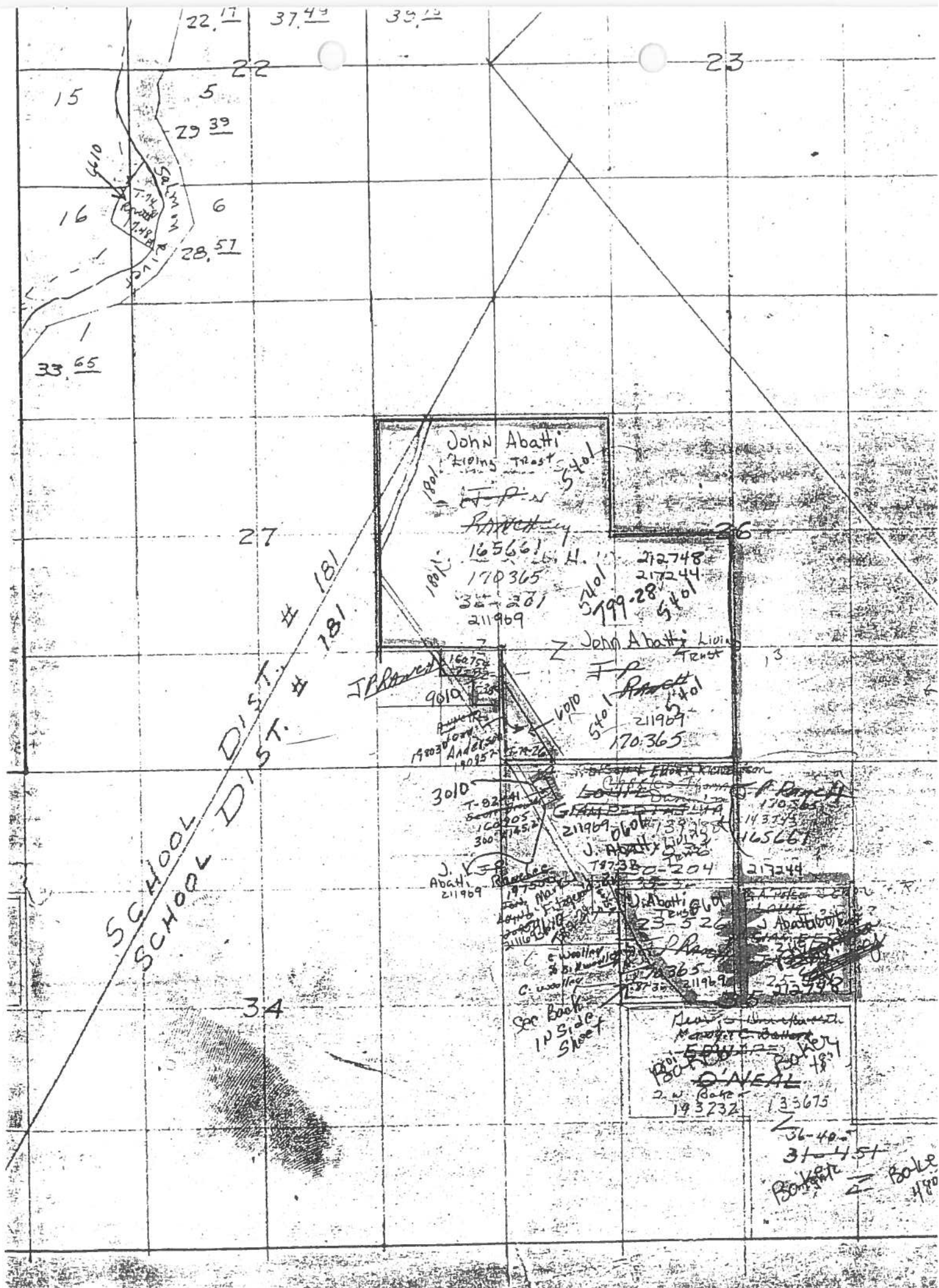
TRACT NO.3

A fractional parcel of land in the NW¼ of Section 35, Township 11 North, Range 18 East, Boise Meridian, Custer County, Idaho, and more particularly described as: Commencing at the Northwest corner of said Section 35; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section to the NW 1/16th corner; thence South 0°00'20" West, 2219.28 feet to the Point of Beginning of this description; thence continuing South 0°00'20" West, 425.96 feet to the center W 1/16th corner; thence North 89°59'28" East, 715.30 feet on and along the East-West center of said Section to the center of a County Road; thence the following 8 courses on and along the center of said road, North 3°29'31" East, 37.63 feet; thence North 1°02'19" East, 89.98 feet; thence North 9°24'42" West, 79.76 feet; thence North 22°40'39" West, 72.07 feet; thence North 32°31'30" West, 89.27 feet; thence North 37°00'50" West, 65.63 feet; thence North 40°30'04" West, 99.61 feet; thence North 44°32'31" West, 158.70 feet to the Northeast corner of this Tract; thence South 68°30'12" West, 445.85 feet to the Point of Beginning.

SUBJECT TO A RETAINED EASEMENT RIGHT IN FAVOR OF J-P RANCH, INC., FOR INGRESS AND EGRESS, SAID EASEMENT BEING TEN (10) FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTER LINE OF AN IRRIGATION DITCH, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest corner of Section 35, Township 11 North, Range 18 East, of the Boise Meridian, Custer County, Idaho; thence North 89°56'30" East, 1320.05 feet on and along the North line of said Section 35 to the Northwest 1/16th corner; thence South 0°00'20" West, 1322.62 feet to the center NW 1/16th corner; thence South 89°57'59" West, 294.05 feet to the center of said irrigation ditch and the Point of Beginning of this description; thence South 13°00' East, approximately 30.0 feet to a bend in said ditch; thence South 67°00' East, approximately 210.0 feet to the center of an existing road and the terminus of this description.

ALSO EXCEPTING COUNTY ROAD RIGHT OF WAY.



CUSTER COUNTY TITLE, INC.
P.O. Box 370
8th & Main
Challis, ID 83226 208 879-4424

RECEIVED
AUG - 4 2000
Department of Water Resources
Southern Region

August 3, 2000

Re: 10309: Abatti - Valley Sun LLC

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

Dear Sirs,

Please find enclosed the original Notice of Change of Water Right Ownership, a copy of the last Transfer of Water Right and a copy of the Warranty Deed.

Please send all future correspondence to the new owner.

Please call with any questions.

Respectfully,

MP Bruno

Mindy Bruno
Secretary

enc.

RECEIVED

JUN 23 2000

Department of Water Resources
Northern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

AMENDED

AMENDED

TRANSFER NO. 5305

WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A/72-10222A
72-10237A/72-07505B/72-10220B/72-10221B/72-10222B/72-10237B

This is to certify that: JOHN ABATTI & US DEPT OF INTERIOR
CAROL ABATTI BUREAU OF LAND MANAGEMENT
HC 68 BOX 290 RT 2 BOX 610
CLAYTON ID 83227 SALMON ID 83467

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

JOHN & CAROL ABATTI

Right Nos. 72-07505A/72-10220A/72-10221A/72-10222A/72-10237A :

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
Right No. 72-10220A :			
IRRIGATION	04/01 to 10/31	5.88 CFS	929.6 AF
Priority: 05/10/1880			
Right No. 72-10221A :			
IRRIGATION	04/01 to 10/31	0.79 CFS	333.8 AF
Priority: 05/01/1936			
Right No. 72-10222A :			
IRRIGATION	04/01 to 10/31	0.29 CFS	40.6 AF
Priority: 05/01/1885			
Right No. 72-10237A :			
IRRIGATION	04/01 to 10/31	2.10 CFS	367.5 AF
Priority: 06/28/1983			
		* 9.06 CFS	1015.3 AF *
Right No. 72-07505A :			
IRRIGATION	04/15 to 10/15	0.08 CFS	14.0 AF
Priority: 08/18/1992			
		9.14 CFS	1029.3 AF

TRANSFER NO. 5305
 WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A/72-10222A
 72-10237A/72-07505B/72-10220B/72-10221B/72-10222B/72-10237B

US DEPT OF INTERIOR, BUREAU OF LAND MANAGEMENT
 Right Nos. 72-07505B/72-10220B/72-10221B/72-10222B/72-10237B :

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 72-10220B :			
IRRIGATION	04/01 to 10/31	0.12 CFS	18.9 AF
Priority: 05/10/1880			
Right No. 72-10221B :			
IRRIGATION	04/01 to 10/31	0.01 CFS	4.2 AF
Priority: 05/01/1936			
Right No. 72-10222B :			
IRRIGATION	04/01 to 10/31	0.01 CFS	1.4 AF
Priority: 05/01/1885			
Right No. 72-10237B :			
IRRIGATION	04/01 to 10/31	0.04 CFS	7.0 AF
Priority: 06/28/1983			
		<u>** 0.18 CFS</u>	<u>20.7 AF **</u>
Right No. 72-07505B :			
IRRIGATION	04/15 to 10/15	0.08 CFS	14.0 AF
Priority: 08/18/1992			
		<u>0.26 CFS</u>	<u>34.7 AF</u>
TRANSFER TOTAL:		<u>*** 9.40 CFS</u>	<u>1064.0 AF ***</u>

SOURCE

SALMON RIVER, EAST FORK

TRIBUTARY OF

SALMON RIVER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 26, Township 11N, Range 18E
 SESW , Sec. 26, Township 11N, Range 18E
 CUSTER County

TRANSFER NO. 5305
 WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A/72-10222A
 72-10237A/72-07505B/72-10220B/72-10221B/72-10222B/72-10237B

JOHN & CAROL ABATTI

Right Nos. 72-07505A/72-10220A/72-10221A/72-10222A/72-10237A :

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	18E	26	SWNW 21.0	NESW 40.0	NWSW 28.0	
			SWSW 31.0	SESW 28.8		148.8
		27	SENE 24.0	NESE 27.0	SESE 5.0	56.0
		35	SWNE 12.0	NENW 35.0	NWNW 14.0	
			SWNW 0.3	SENW 28.0		89.3
Total number of acres irrigated:						294.1 (*A)

US DEPT OF INTERIOR, BUREAU OF LAND MANAGEMENT

Right Nos. 72-07505B/72-10220B/72-10221B/72-10222B/72-10237B :

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	18E	26	NWSE 3.1	SWSE 4.8		7.9
		35	Lot 2 (NWNE) 2.0			2.0
Total number of acres irrigated:						9.9 (*B)

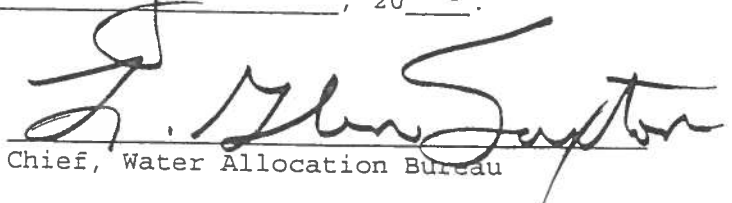
CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. The total instantaneous diversion of water from all points of diversion under Transfer 5305 shall not exceed 9.40 cfs, nor a total combined annual volume of 1064.0 af.
7. These rights when combined with all other rights shall provide no more than 0.02 cfs per acre when water is applied through a sprinkler system.
8. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

TRANSFER NO. 5305

WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A/72-10222A
72-10237A/72-07505B/72-10220B/72-10221B/72-10222B/72-10237BCONDITIONS OF APPROVAL AND REMARKS

- (*A) 9. Right 72-07505A is limited to the irrigation of 4.0 acres in the place of use described above in a single irrigation season.
- (*A) 10. Right 72-10220A is limited to the irrigation of 265.6 acres in the place of use described above in a single irrigation season.
- (*A) 11. Right 72-10221A is limited to the irrigation of 265.1 acres in the place of use described above in a single irrigation season.
- (*A) 12. Right 72-10222A is limited to the irrigation of 11.6 acres in the place of use described above in a single irrigation season.
- (*A) 13. Right 72-10237A is limited to the irrigation of 105.0 acres in the place of use described above in a single irrigation season.
- * 14. Rights 72-10220A, 72-10221A, 72-10222A and 72-10237A when combined shall not exceed a total diversion rate of 9.06 cfs, a total annual maximum diversion volume of 1015.3 af at the field headgate, and the irrigation of 290.1 acres.
- (*B) 15. Right 72-07505B is limited to the irrigation of 4.0 acres in the place of use described above in a single irrigation season.
- (*B) 16. Right 72-10220B is limited to the irrigation of 5.4 acres in the place of use described above in a single irrigation season.
- (*B) 17. Right 72-10221B is limited to the irrigation of 5.9 acres in the place of use described above in a single irrigation season.
- (*B) 18. Right 72-10222B is limited to the irrigation of 0.4 acres in the place of use described above in a single irrigation season.
- (*B) 19. Right 72-10237B is limited to the irrigation of 2.0 acres in the place of use described above in a single irrigation season.
- ** 20. Rights 72-10220B, 72-10221B, 72-10222B and 72-10237B when combined shall not exceed a total diversion rate of 0.18 cfs, a total annual maximum diversion volume of 20.7 af at the field headgate, and the irrigation of 5.9 acres.
21. The period of use for the irrigation under Right 72-07505A and 72-07505B may be extended to a beginning date of 04-01 and an ending date of 10-31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 04-15 and after 10-15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 18th day ofMay, 2000.
Chief, Water Allocation Bureau

COPY

200 JUN 23 PM 1: 55

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA

Case No. 39576

) SUBCASE NO. 72-10237,
)
) 72-10237A, 72-10237B
)
) AMENDED
)
) NOTICE OF COMPLETED
)
) ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☒ Change in Ownership

☒ Point of Diversion

☐ Period of Use

☒ Split of Water Right

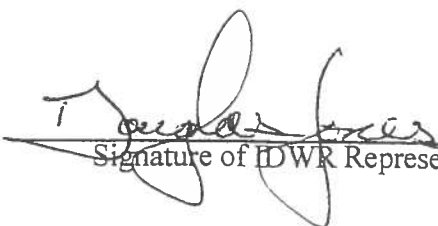
☒ Place of Use

☐ Nature of Use

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

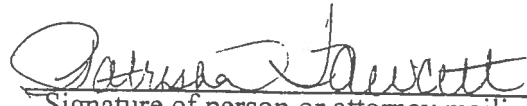
Dated: 6/22/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 6/23, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
John Abatti
Carol Abatti
HC 68 Box 290
Clayton ID 83227
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
US Dept of Interior
Bureau of Land Management
Rt 2 Box 610
Salmon ID 83467
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5859NP

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

DATE: JUN-21-2000

PAGE: A-10

RIGHT NUMBER: 72-10237

SPLIT RIGHT: SEE RIGHT NOS. 72-10237A AND 72-10237B.

AJ5856NP

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

DATE: JUN-21-2000

PAGE: A-20

RIGHT NUMBER: 72-10237A

NAME & ADDRESS: JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 2.1 CFS
367.5 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS.: 72-10220A,
72-10221A, 72-10222A AND 72-10237A.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.40 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1064.0 AF. COMBINED RIGHT NOS. 72-07505A,
72-10220A, 72-10221A, 72-10222A, 72-10237A, 72-07505B, 72-10220B,
72-10221B, 72-10222B AND 72-10237B.

PRIORITY DATE: 06/28/1983

POINT OF DIVERSION: T11N R18E S26 SWNW Within CUSTER County
SESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		04-01 10-31	2.1 CFS 367.5 AFY

PLACE OF USE:	IRRIGATION	Within CUSTER County			
	T11N R18E S26	SWNW 21	NESW 40	NWSW 28	SWSW 31
		SESW 28.8			
	S27	SENE 24	NESE 27	SESE 5	
	S35	SWNE 12	NENW 35	NWNW 14	SWNW 0.3
		SENW 28			
	294.1 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105.0 ACRES IN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION SEASON
COMBINED RIGHTS NOS.: 72-10220A, 72-10221A, 72-10222A AND
72-10237A.

AJ5856NP

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

DATE: JUN-21-2000

PAGE: A-21

RIGHT NUMBER: 72-10237A (CONT)

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 - LICENSE

AJ5856NP

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

DATE: JUN-21-2000
PAGE: A-22

RIGHT NUMBER: 72-10237B

NAME & ADDRESS: US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON ID 83467

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS
7.0 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.18 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 20.7 AF. COMBINED RIGHT NOS.: 72-10220B,
72-10221B, 72-10222B AND 72-10237B.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.40 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1064.0 AF. COMBINED RIGHT NOS. 72-07505A,
72-10220A, 72-10221A, 72-10222A, 72-10237A, 72-07505B, 72-10220B,
72-10221B, 72-10222B AND 72-10237B.

PRIORITY DATE: 06/28/1983

POINT OF DIVERSION: T11N R18E S26 SWNW Within CUSTER County
SESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.04 CFS 7.0 AFY

PLACE OF USE: IRRIGATION Within CUSTER County
T11N R18E S26 NWSE 3.1 SWSE 4.8
S35 Lot 2 (NWNE) 2
9.9 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 5.9 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-10220B, 72-10221B, 72-10222B AND
72-10237B.

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

AJ5856NP

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

DATE: JUN-21-2000

PAGE: A-23

RIGHT NUMBER: 72-10237B (CONT)

OTHER PROVISIONS: (CONT)

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 - LICENSE



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

June 23, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

RE: SRBA Claim(s) 72-10220, 72-10221, 72-10222, 72-10237

Dear Claimant:

Please find the enclosed copy of the Amended Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: Bureau of Land Management

200 MAR 22 PM 2:58

FILED
TWIN FALLS CO., IDAHO

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

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Rights 72-10237, 72-10237A
	)	and 72-10237B

IDWR has completed the following Administrative Proceeding:

- ☐ Change of Address
- ☒ Substitution of Party
- ☒ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☒ Yes ☐ No

If yes, does the split involve an I.C. 42-222 transfer? ☒ Yes ☐ No

Water Right(s): 72-10237, 72-10237A and 72-10237B

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
3/21/2000

72-10237, 72-10237A and 72-10237B

PAGE

From (Claimant/Seller):

Water Right Number: 72-10237

Name of Claimant: JOHN ABATTI
CAROL ABATTI
Address: HC 68 BOX 290
CLAYTON ID 83227
Phone: (208) 838-2684

To (Claimant/Purchaser):

Water Right Number: 72-10237A

Name of Claimant: JOHN ABATTI
CAROL ABATTI
Address: HC 68 BOX 290
CLAYTON ID 83227
Phone: (208) 838-2684

Water Right Number: 72-10237B

Name of Claimant: US DEPT OF INTERIOR
Address: BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON ID 83467
Phone: (208) 756-5400

I.C. 42-422 TRANSFERS

An Administrative Proceeding pursuant to I.C. 42-222 has been completed for water rights 72-10237, 72-10237A and 72-10237B and all appeal times have run. The following changes have been made to the water rights:

☒	Point of Diversion	☒	Place of Use
☐	Period of Use	☐	Nature of Use

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
3/21/2000

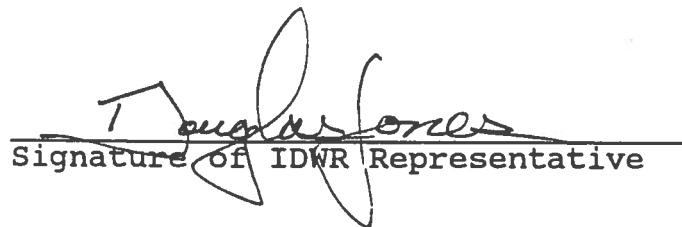
72-10237, 72-10237A and 72-10237B

PAGE 2

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: March 21, 2000


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 3/22/2000 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON ID 83467
4. One Copy to:
Each party in the subcase, or attorney of record:

R LEE LEININGER
550 W FORT ST MSC 033
BOISE ID 83724
5. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
3/21/2000

72-10237, 72-10237A and 72-10237B

PAGE 4

6. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the fo

AJ5859NP

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

DATE: MAR-21-201

PAGE: A-4

RIGHT NUMBER: 72-10237

SPLIT RIGHT: SEE RIGHT NOS. 72-10237A AND 72-10237B.

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: MAR-21-20
PAGE: A-10

RIGHT NUMBER: 72-10237A

NAME & ADDRESS: JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 2.1 CFS
367.5 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1015.3 AF. COMBINED RIGHT NOS.: 72-10220A,
72-10221A, 72-10222A AND 72-10237A.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.14 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1029.3 AF. COMBINED RIGHT NOS. 72-07505A,
72-10220A, 72-10221A, 72-10222A AND 72-10237A.

PRIORITY DATE: 06/28/1983

POINT OF DIVERSION: T11N R18E S26 SWNW Within CUSTER County
SESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	2.1 CFS 367.5 AFY

PLACE OF USE:	IRRIGATION	Within CUSTER County			
	T11N R18E S26	SWNW 21	NESW 40	NWSW 28	SWSW 31
		SESW 28.8			
	S27	SENE 24	NESE 27	SESE 5	
	S35	SWNE 12	NENW 35	NWNW 14	SWNW 0
		SENW 28			
	294.1 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105.0 ACRES IN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 290.1 ACRES IN A SINGLE IRRIGATION SEASON
COMBINED RIGHTS NOS.: 72-10220A, 72-10221A, 72-10222A AND
72-10237A.

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

AJ5856NP

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

DATE: MAR-21-2001
PAGE: A-11

RIGHT NUMBER: 72-10237A (CONT)

OTHER PROVISIONS (CONT)

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

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.

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY
TRANSFER NO. 5350 BY MARCH 6, 2001.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5856NP

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

DATE: MAR-21-200

PAGE: A-12

RIGHT NUMBER: 72-10237B

NAME & ADDRESS: US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON ID 83467

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

PRIORITY DATE: 06/28/1983

POINT OF DIVERSION: T10N R18E S01 LOT 4 (NWNWNW) Within CUSTER County
T11N R18E S35 SWSNE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.04 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T11N R18E S26 NWSE 3.1 SWSE 0.8
S35 Lot 2 (NWNE) 2
5.9 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 5.9 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-10220B, 72-10221B, 72-10222B AND
72-10237B.

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 - LICENSE
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF DIVERSION
DESCRIBED ABOVE: 72-10220B, 72-10221B, 72-10222B AND 72-10237B.



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

March 22, 2000

DIRK KEMPTHORNI
GOVERNOR

KARL J. DREHER
DIRECTOR

CAROL ABATTI
JOHN ABATTI
HC 68 BOX 290
CLAYTON ID 83227

RE: SRBA Claim(s) 72-10220, 72-10221, 72-20222, 72-10237

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: BLM - Salmon
US Dept of Justice
Idaho Attorney General

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5305
WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A
72-10222A/72-10237A

RECEIVED

MAR 08 2000

Department of Water Resources
Southern Region

This is to certify that: JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 72-10220A :			
IRRIGATION	04/01 to 10/31	5.88 CFS	929.6 AF
Priority: 05/10/1880			
Right No. 72-10221A :			
IRRIGATION	04/01 to 10/31	0.79 CFS	333.8 AF
Priority: 05/01/1936			
Right No. 72-10222A :			
IRRIGATION	04/01 to 10/31	0.29 CFS	40.6 AF
Priority: 05/01/1885			
Right No. 72-10237A :			
IRRIGATION	04/01 to 10/31	2.10 CFS	367.5 AF
Priority: 06/28/1983			
	SUBTOTAL:	* 9.06 CFS	* 1015.3 AF
Right No. 72-07505A :			
IRRIGATION	04/15 to 10/15	0.08 CFS	14.0 AF
Priority: 08/18/1992			
	TOTAL:	** 9.14 CFS	** 1029.3 AF

SOURCE

SALMON RIVER, EAST FORK

TRIBUTARY OF

SALMON RIVER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 26, Township 11N, Range 18E
SESW , Sec. 26, Township 11N, Range 18E
CUSTER County

TRANSFER NO. 5305
WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A
72-10222A/72-10237A

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	18E	26	SWNW 21.0	NESW 40.0	NWSW 28.0	
			SWSW 31.0	SESW 28.8		148.8
		27	SENE 24.0	NESE 27.0	SESE 5.0	56.0
		35	SWNE 12.0	NENW 35.0	NWNW 14.0	
			SWNW 0.3	SENW 28.0		89.3
Total number of acres irrigated:						* 294.1 ***

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- ** 6. The total instantaneous diversion of water from all points of diversion under Transfer 5305 shall not exceed 9.14 cfs, nor a total combined annual volume of 1029.3 af.
7. These rights when combined with all other rights shall provide no more than 0.02 cfs per acre when water is applied through a sprinkler system.
8. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- *** 9. Right 72-07505A is limited to the irrigation of 4.0 acres in the place of use described above in a single irrigation season.
- *** 10. Right 72-10220A is limited to the irrigation of 265.6 acres in the place of use described above in a single irrigation season.
- *** 11. Right 72-10221A is limited to the irrigation of 265.1 acres in the place of use described above in a single irrigation season.
- *** 12. Right 72-10222A is limited to the irrigation of 11.6 acres in the place of use described above in a single irrigation season.

TRANSFER NO. 5305
WATER RIGHT NO(S). 72-07505A/72-10220A/72-10221A
72-10222A/72-10237A

CONDITIONS OF APPROVAL AND REMARKS

- *** 13. Right 72-10237A is limited to the irrigation of 105.0 acres in the place of use described above in a single irrigation season.
- * 14. Rights 72-10220A, 72-10221A, 72-10222A and 72-10237A when combined shall not exceed a total diversion rate of 9.06 cfs, a total annual maximum diversion volume of 1015.3 af at the field headgate, and the irrigation of 290.1 acres.
12. The period of use for the irrigation under Right 72-07505A may be extended to a beginning date of 04-01 and an ending date of 10-31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 04-15 and after 10-15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 6th day of March, 2000.


Chief, Water Allocation Bureau

Overview T5305

WR	AJ	
72-00220	72-10220	(A) Abatti
72-00222		(B) BLM
72-00221	72-10221	(A)
72-00222		(B)
72-00234	72-10222	(A)
72-04176		(B)
72-07284	72-10237	(A)
72-07285		(B)
	↑	As recommended to court
72-07505	NA	(A)
		(B)

Ownership splits each rt. Parts A+B.

(A)s = Abatti (B)s = BLM

Under "X" prefixes on WR database except
licensed rt. 72-7505 (no prefix).

Twice Amended app. proposed before split.

Transfer Approval prepared after split

* Send copies of both transfer approval &
Part (B)s to both Abatti + BLM.

COPY

1999 NOV 19 PM 12: 44

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

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

In Re SRBA

Case No. 39576

Water Rights: 72-10220, 72-10221,
72-10222, 72-10237

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

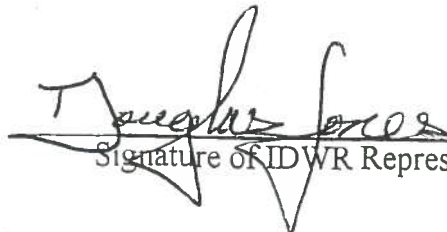
☒ I.C. § 42-222 transfer 5305

☒ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed not later than:
September 22, 2000.

Dated 11/5/99


Signature of IDWR Representative

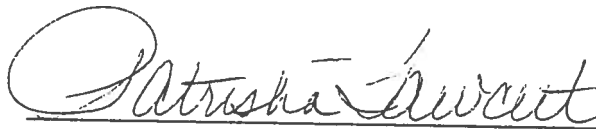
INSTRUCTIONS FOR MAILING

Mail this form to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

CERTIFICATE OF MAILING

I certify that on 11/19, 1999, I mailed the original and copies of this form to the following persons, postage prepaid, and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
John Abatti
Carol Abatti
HC 68 Box 290
Clayton ID 83227
3. One copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Larry Brown
c/o Boise Adjudication Team
380 Park Center Blvd Ste 330
Boise ID 83706
4. One copy to:
Each party in the subcase, or attorney of record:



Signature of person or attorney mailing the form



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

November 17, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

RE: SRBA Claim(s) 72-10220, 72-10221, 72-10222, 72-10237

Dear Claimant:

Please find the enclosed copy of the Notice of Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

After IDWR completes the indicated administrative process, and has modified the SRBA claims, you will be forwarded a Notice of Completed Administrative Proceeding. Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

cc: Bureau of Land Management

Page 1 of 22STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES5305
RECEIVED
Transfer No. 03 1998APPLICATION FOR TRANSFER OF WATER RIGHT
AMENDED 1/6/99
PART 1Department of Water Resources
Southern RegionName of applicant JOHN +/or CAROL ABATTI Phone (208) 838-2684Post Office address HC-68 Box 290 CLAYTON, IDAHO 83227

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other CREATE PPU
2. Describe the reason for the proposed changes to provide a more efficient means of irrigation by converting to pumps + sprinkler irrigation.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
72-00220	5-10-1880	3.0 cfs		
72-00221	5-01-1936	0.40 cfs	irrigation	04-01 to 11-01
72-00222	5-10-1880	3.00 cfs		
72-00223	5-01-1936	0.40 cfs	irrigation	04-01 to 11-01
72-00236	5-01-1885	0.30 cfs		
72-04176	5-01-1885	1.30 cfs	irrigation	04-01 to 11-01
72-07284	6-28-1983	1.06 cfs		
72-07685	6-28-1983	1.08 cfs		
72-07505	8-18-1992	2.17 cfs	irrigation	04-01 to 11-01

2. Total amount of water being transferred 10.71 cfs cubic feet per second and/or _____ acre-feet per annum
3. Source of water EAST FORK Salmon River tributary to Salmon River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
~~SW~~	~~SW~~	~~NW~~	~~SW~~	26	11N	18E	CUSTER	NEW P/D #1
~~SW~~	~~SW~~	~~NW~~	~~SW~~	35	11N	18E	CUSTER	NEW P/D #2
	SE	SW		26	11N	18E		

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11N	18E	26							21	5.0	40	32	24	38		9	7		175
		27				27									29		05		61
		35		1	6		34	14	1.0	28									84

Total acres 320.0

TRANSFER APPLICATION
ABATTI, John and Carol

T# 5305

<u>Right Number</u>	<u>Priority</u>	<u>Amount</u>	<u>Use</u>	<u>Period</u>
72-00220	05-01-1880	3.00 cfs	Irrigation	4/01-11/01
72-00222	05-01-1880	3.00 cfs	Irrigation	" " "
Combination of 72-00220, -00222= A72-10220	05-01-1880	6.00 cfs	Irrigation	" " "
72-00236	05-01-1885	0.30 cfs	Irrigation	4/01-11/01
72-04176	05-01-1885	1.30 cfs	Irrigation	" " "
Combination of 72-00236, -04176= A72-10222	05-01-1885	1.60 cfs	Irrigation	" " "
72-00221	05-01-1936	0.40 cfs	Irrigation	4/01-11/01
72-00223	05-01-1936	0.40 cfs	Irrigation	" " "
Combination of 72-00221, -00223= A72-10221	05-01-1936	0.80 cfs	Irrigation	" " "
72-07284	06-28-1983	1.06 cfs	Irrigation	4/01-11/01
72-07285	06-28-1983	1.08 cfs	Irrigation	" " "
Combination of 72-07284, -07285= A72-10237	06-28-1983	2.14 cfs	Irrigation	" " "
72-07505	08-18-1992	0.16 cfs	Irrigation	" " "

Total diversion rate=10.71 cfs

Alan Bittner BLM Salmon

place of use
Point of diversion

T# 5305

RECEIVED

JUN 29 1999

Department of Water Resources
Scribble Dangle

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

In Re SRBA

Case No. 39576

)
)
)
)
)
)

A. Subcase 72-10237

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown 208 387-0835; R. Lee Leininger, 202 305-0242; Paul F. Holleman, 202 305-0494

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

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

Name: John & Carol Abatti

Address: HC 68 Box 290 Clayton, ID 83227

Name:

Address:

Name:

Address:

Name:

Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point(s) of Diversion**

Should be: _____

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☒ **Place of Use**

Should be: See attached

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F.

VERIFICATION (Must be Completed)

State of Idaho)

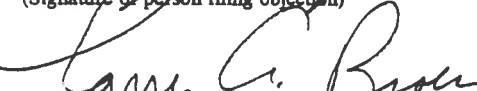
) ss.

County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 1, 1999


John W. Thornburgh

Notary Public for Idaho

Residing at: Boise

My Commission Expires: 05-16-2003

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 2nd, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

2. One copy to the claimant of the water right at the following address:

Name: John & Carol Abatti
Address: HC 68 Box 290 Clayton, ID 83227
Name:
Address:
Name:
Address:
Name:
Address:

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

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


Signature of Objector or attorney mailing on Objector's behalf

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JAN-26-1999
PAGE: A-902-----
RIGHTS FROM: SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-10237

NAME & ADDRESS: JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

POU ON BLM; USE NOT AUTHORIZED

SOURCE: SALMON RIVER, EAST FORK TRIBUTARY: SALMON RIVER

QUANTITY: 2.14 CFS

PRIORITY DATE: 06/28/1983

POINT OF DIVERSION: T10N R18E S01 LOT 4 (NWNWNW) ✓
T11N R18E S35 SWSWNE ✓ Within CUSTER CountyPURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 04-01 10-31 2.14 CFSPLACE OF USE: IRRIGATION Within CUSTER County
T11N R18E S26 SWNW 21 ✓ SENW 3.8 BLM NESW 40 ✓ NWSW 28 ✓
S27 SWSW 31 ✓ SESW 21 ✓ NWSE 3.1 BLM SWSE 0.8 BLM
S35 LOT 1/2 SENE 24 ✓ NESE 27 ✓ SESE 5 BLM PVT NENW 35 ✓ NWNW 14 ✓
(NWNE) 2 BLM SWNE 12 ✓
SWNW 0.3 BLM PVT SENW 28 ✓
296 ACRES TOTALTHIS RIGHT IS LIMITED TO THE IRRIGATION OF 107 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 296 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-10220, 72-10221,
72-10222.

CONSUMPTIVE USE: 780.0 AFY

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE: 72-10220, 72-10221, 72-10222, 72-10237

COMMUNICATION DOCUMENTATION

IDWR Employee/Agent Georgia Satterlee

DATE

March 29, 1999 10:30am

CUSTOMER

A. Bittner @ BLM

SUBJECT: T#5305

phone call (x) walk-in (.)

I am sending you the GIS map of the recommended p/u for Abatti, in addition to your letter dated August 17, 1998.

An objection to the recommendation can be filed by BLM, the forms for objecting claim(s) are on the Internet, or call our Adjudication Department 736-3033 and they can walk you through the process.

Thank you for your time and energy in this matter.



Water Right Number - R72-10237

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
ABATTI

JOHN

1 - HC 68 BOX 290
2 -
3 -

State- ID Zip- 83227

ABATTI

CAROL

City- CLAYTON
Phone - 208-838-2684
1 - HC 68 BOX 290
2 -
3 -

State- ID Zip- 83227

*** O - ORIGINAL OWNER ***
J-P RANCH INC

WOOLLEY

GERALDINE M

1 - HC 67 BOX 2095
2 -
3 -
City- CHALLIS
Phone - 208-838-2291
1 -
2 -
3 -
City- XXX
Phone - 208-000-0000

State- ID Zip- 83226

State- ID Zip- 000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/28/1983 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SALMON RIVER, EAST FORK SALMON RIVER+ - - - - TwN Rng Sec Tract Lot RFlg County Point of Diversion - - - - - Diversion Name - - - - - +
10N 18E 1 NW NW NW 4 (37) CUSTER
11N 18E 35 SW SW NE (37) CUSTER+ - - - - Code Description Period From Period To Water Use - - - - - Diversion Rate Diversion Volume - - - - - +
01 - IRRIGATION 04/01 10/31 2.140
2.140+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.140 780.0+ - - - - TwN Rng Sec Tract Lot Acres Place of Use - - - - - Description - - - - - County - - - - - +
11N 18E 26 SW NW 21.0 01 IRRIGATION (37) CUSTER
11N 18E 26 SE NW 3.8 01 IRRIGATION (37) CUSTER
11N 18E 26 NE SW 40.0 01 IRRIGATION (37) CUSTER
11N 18E 26 NW SW 28.0 01 IRRIGATION (37) CUSTER
11N 18E 26 SW SW 31.0 01 IRRIGATION (37) CUSTER
11N 18E 26 SE SW 21.0 01 IRRIGATION (37) CUSTER
11N 18E 26 NW SE 3.1 01 IRRIGATION (37) CUSTER

Prefix Translation: DESEADPH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
11N	18E	26	SW SE		0.8	01	IRRIGATION	(37) CUSTER
11N	18E	27	SE NE		24.0	01	IRRIGATION	(37) CUSTER
11N	18E	27	NE SE		27.0	01	IRRIGATION	(37) CUSTER
11N	18E	27	SE SE		5.0	01	IRRIGATION	(37) CUSTER
11N	18E	35	NW NE		2.0	01	IRRIGATION	(37) CUSTER
11N	18E	35	SW NE		12.0	01	IRRIGATION	(37) CUSTER
11N	18E	35	NE NW		35.0	01	IRRIGATION	(37) CUSTER
11N	18E	35	NW NW		14.0	01	IRRIGATION	(37) CUSTER
11N	18E	35	SW NW		0.3	01	IRRIGATION	(37) CUSTER
11N	18E	35	SE NW		28.0	01	IRRIGATION	(37) CUSTER
Total Acres:					296.0			
+ - - Diversion Means - TWO DITCHES FROM RIVER								
+ - - Non-Irrigation Use -								
+ - - Other Rights for Same Use - A72-10220 THRU A72-10222								
+ - - Remarks								
POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 107 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 296 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-10220, 72-10221, 72-10222. EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE: 72-10220, 72-10221, 72-10222, 72-10237 A7207284 Old Water Right Numbers A7207285 Conditions of Approval No Conditions of Approval found. Decree Plaintiff Decree Defendant Decree Date 00/00/0000 Audit Fields - 11/14/92 CLELLAND 03/30/95 POST-STD 02/28/97 TBACKLUN 03/04/97 TBACKLUN 11/16/98 VHANCOCK 12/07/98 VHANCOCK 12/14/98 VHANCOCK 12/30/98 VHANCOCK date: 02/28/1997 User Id: TBACKLUN Subject: OWNERSHIP CHANGE OWNERSHIP CHANGE MADE WITH 42-1409(6). Comments-								

Water right number - R72-10237

Prefix Translation: RESEARCH

Date: 12/07/1998 User Id: VHANCOCK Subject: COPIED FROM REMARKS
THIS CLAIM IS BASED ON A COMBINATION OF PERMITS AS FOLLOWS:

72-07285 1.08 CFS
TOTAL 2.14 CFS

THE ALREADY IRRIGATED LAND WHICH HAD DECREED RIGHTS. IN FILING
ALL THE LANDS PRESENTLY IRRIGATED. IT IS THE DESIRE TO DO THE
USED PURSUANT TO THE ABOVE DESCRIBED PERMITS.
Date: 12/30/1998 User Id: VHANCOCK Subject: CHANGE PER NOE
ADDED ACRES TO PLACE OF USE PER MEETING WITH CLAIMANTS 12-30-98

THESE PERMITS WERE APPLIED FOR TO DEVELOPE NEW LANDS ADJACENT TO
FOR THE DECREES IT WAS CLAIMED THAT THIS WATER WAS SPREAD OVER
SAME THING IN REGARDS TO THIS ADDITIONAL WATER WHICH HAS BEEN
STOCKWATER INCIDENTAL TO IRRIG.

72-07284 1.06 CFS

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 12/30/1998	Old Judicial District	-
Claim Received Date	- 12/21/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S010743	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	- C
		Name Connector	- AND	Notice of Error Flag	-

December 14, 1998

**NOTICE OF ERROR
REPLY**

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

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.
YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

31

Water right number: 72-10237

JOHN ABATTI
CAROL ABATTI
HC 68 BOX 290
CLAYTON ID 83227

Daytime Telephone Number:

Evening Telephone Number:

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

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

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

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

DATE: 12-30-98 SIGNATURE: _____

Please print your name: _____

JOHN ABATTI

LAIM NUMBER 72-10220 DATE 12/30/98
72-10221 72-10222 72-10237 AGENT WAT

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 31
 GIS ACRE TOTAL 29

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
LAIM	11N	18E	26							21	5	40	32	24	30		9	6	
GIS										21	3.8	40	28	31	21		31	.8	
ECOM																			
LAIM	11N	18E	27				27									29			5
GIS							24									27			5
ECOM																			
LAIM	11N	18E	35		1	6		34	14	1	28								
GIS					2	12		35	14	.3	28								
ECOM																			

372-DBPOU.SHP _____
 SHAPE NOS. _____

350 _____ 90 _____
351 _____ 205 _____

372-DBPOD.SHP _____

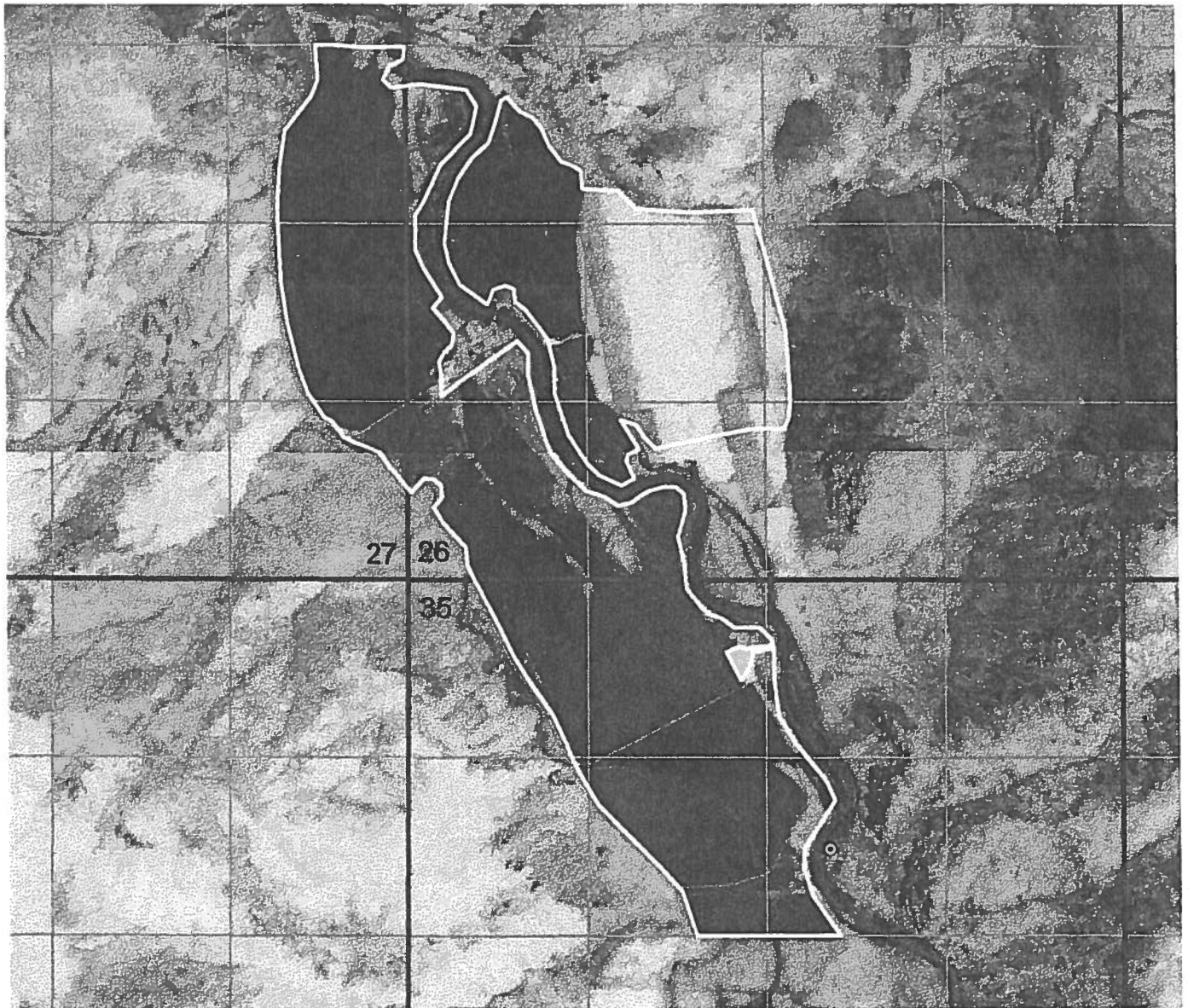
NOS. DESCRIPTION _____
210 EF1 _____
11 EF2 _____

DBF TABLES UPDATED _____
 372-DBPOU.DBF _____
 372-DBPOD.DBF _____

GIS

**RIGHTS 72-10220, 72-10221,
72-10222, 72-10237**

**RECOMMENDED PLACE OF USE
TWP 10N, RNG 18E, SEC 26, 27, 35
data entry on December 30, 1998**



0 1320 2640 3960 5280 6600 Feet

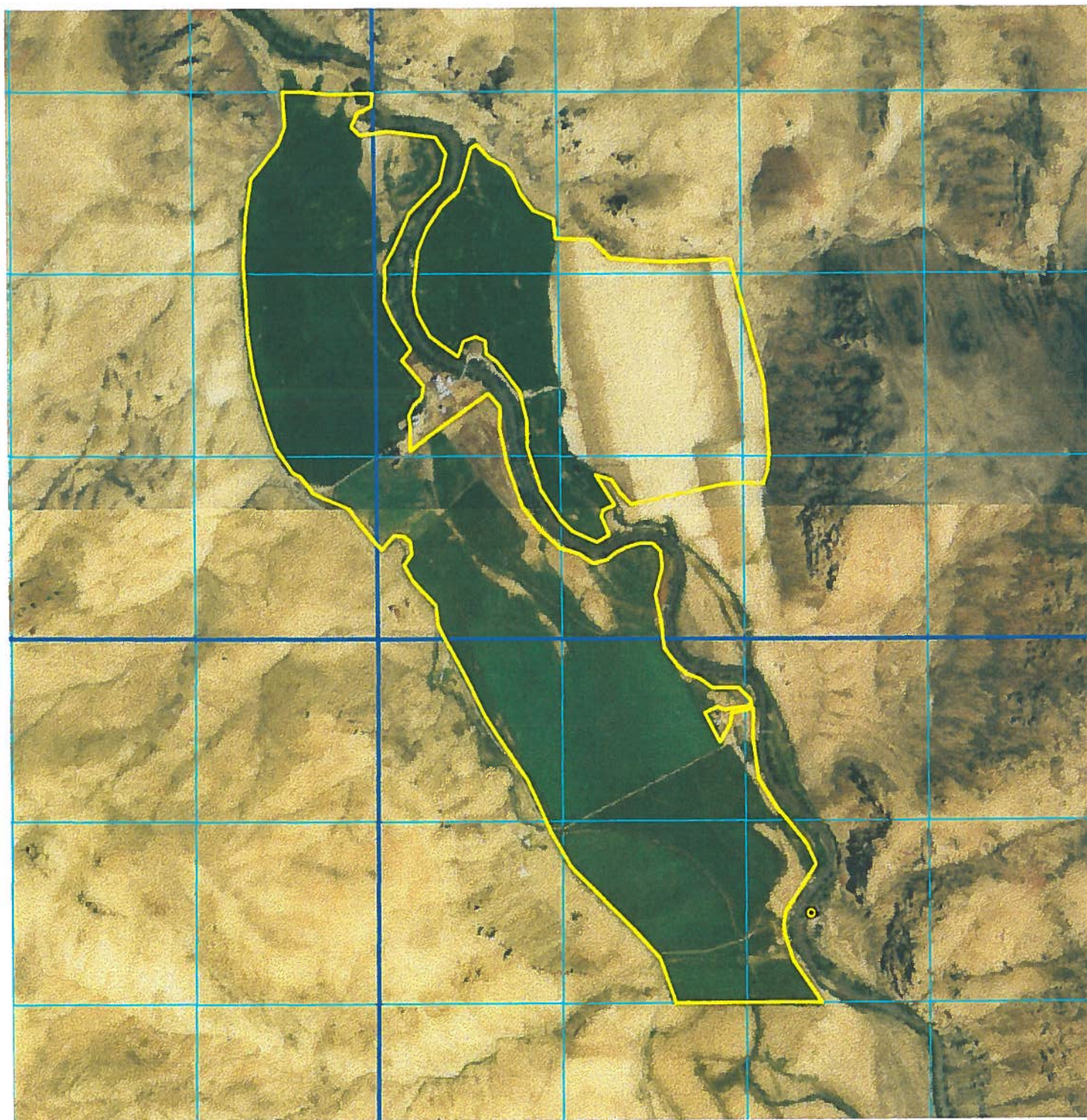


- RECOMMENDED PLACE OF USE**
- ⊙ **RECOMMENDED POINT OF DIVERSION**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**
-  **SUBDIVISION LOT BOUNDARIES**

**GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY VIKIE HANCOCK**

FILE NOTES

ABATTI



NOTES:

From File Note Only

Water Right Number - R72-10237

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***

CAROL

ABATTI

JOHN

*** O - ORIGINAL OWNER ***
WOOLLEY

GERALDINE M

J-P RANCH INC

1 - HC 68 BOX 290
2 -
3 -
City- CLAYTON
Phone - 208-838-2684
1 - HC 68 BOX 290
2 -
3 -
City- CLAYTON
Phone - 208-838-2684
State- ID Zip- 83227

1 -
2 -
3 -
City- XXX
Phone - 208-000-0000
1 - HC 67 BOX 2095
2 -
3 -
City- CHALLIS
Phone - 208-838-2291
State- ID Zip- 83226

Priority Date - - +
06/28/1983

Region - - - +
17 SOUTHERN

Stage - - - +
P - PERMIT *License*

Status - - - +

Source - - - - +
SALMON RIVER, EAST FORK

Tributary - - - - +
SALMON RIVER

Tw	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion
10N	18E	1	NW NW NW	4		(37) CUSTER	
11N	18E	35	SW SW NE			(37) CUSTER	

01 - IRRIGATION

04/01 10/31

2.140

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.140 780.0

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
11N	18E	26	SW NW		14.0	01 IRRIGATION		(37) CUSTER	
11N	18E	26	SE NW		3.8	01 IRRIGATION		(37) CUSTER	
11N	18E	26	NE SW		39.0	01 IRRIGATION		(37) CUSTER	
11N	18E	26	NW SW		23.0	01 IRRIGATION		(37) CUSTER	
11N	18E	26	SW SW		25.0	01 IRRIGATION		(37) CUSTER	
11N	18E	26	SE SW		17.0	01 IRRIGATION		(37) CUSTER	

*Change made
12/30/98 per
claimants
See 22-10220*

Water right number - R72-10237

Prefix Translation: RESEARCH

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Total Acres: 264.5

+ - - - - Diversion Means - TWO DITCHES FROM RIVER

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use - A72-10220 THRU A72-10222

+ - - - - Remarks - - - - -
POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 107 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE: 72-10220, 72-10221, 72-10222, 72-10237

*add
File
2/26/99*

+ - - - - A7207284
A7207285

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

+ - - - - Decree Plaintiff - - - - - + - - - - Decree Defendant - - - - - + - - - - Decree Date - - - - -
00/00/0000

+ - - - - Comments - - - - -
Date: 02/28/1997 User Id: TBACKLUN Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE MADE WITH 42-1409(6).
Date: 12/07/1998 User Id: VHANCOCK Subject: COPIED FROM REMARKS
THIS CLAIM IS BASED ON A COMBINATION OF PERMITS AS FOLLOWS:
72-07285 1.08 CFS
TOTAL 2.14 CFS
THE ALREADY IRRIGATED LAND WHICH HAD DECREE RIGHTS. IN FILING
ALL THE LANDS PRESENTLY IRRIGATED. IT IS THE DESIRE TO DO THE
USED PURSUANT TO THE ABOVE DESCRIBED PERMITS.
72-07284 1.06 CFS
THESE PERMITS WERE APPLIED FOR TO DEVELOPE NEW LANDS ADJACENT TO
FOR THE DECREEES IT WAS CLAIMED THAT THIS WATER WAS SPREAD OVER
SAME THING IN REGARDS TO THIS ADDITIONAL WATER WHICH HAS BEEN
STOCKWATER INCIDENTAL TO IRRIG.

Water right number - R72-10237

Prefix Translation: RESEARCH

+ - - Audit Fields - - +
12/07/98 VHANCOCK

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +									
Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576	
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-		
Response Filed Date	-	00/00/0000	Verified Date	-	12/07/1998	Old Judicial District	-		
Claim Received Date	-	12/21/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P	
			Receipt Number	-	S010743	Water District	-		
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S	
			Name Connector	-	AND	Presumption Flag	-	C	
						Notice of Error Flag	-		

CLAIM NUMBER 72-10220 72-10221 DATE 10-28-98
72-10237 72-10222 AGENT U & H

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 3
 GIS ACRE TOTAL 26.5

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	11N	18E	26							21	5	40	32	24	30		9	6	
GIS										14	3.8	39	23	25	17		3.1	0.8	
RECOM																			
CLAIM	11N	18E	27				27									29			5
GIS							23									27			5
RECOM																			
CLAIM	11N	18E	35		1	6		34	14	1	28								
GIS					0.9	7.4		33	14.2	0.3	28								
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.

350 90 ac
351 175

B72-DBPOD.SHP

NOS. DESCRIPTION

210 EF1 11 N 18 E Sec 35 SW SW NE
211 EF2 10 N 18 E Sec 1 NW NW NW

DBF TABLES UPDATED

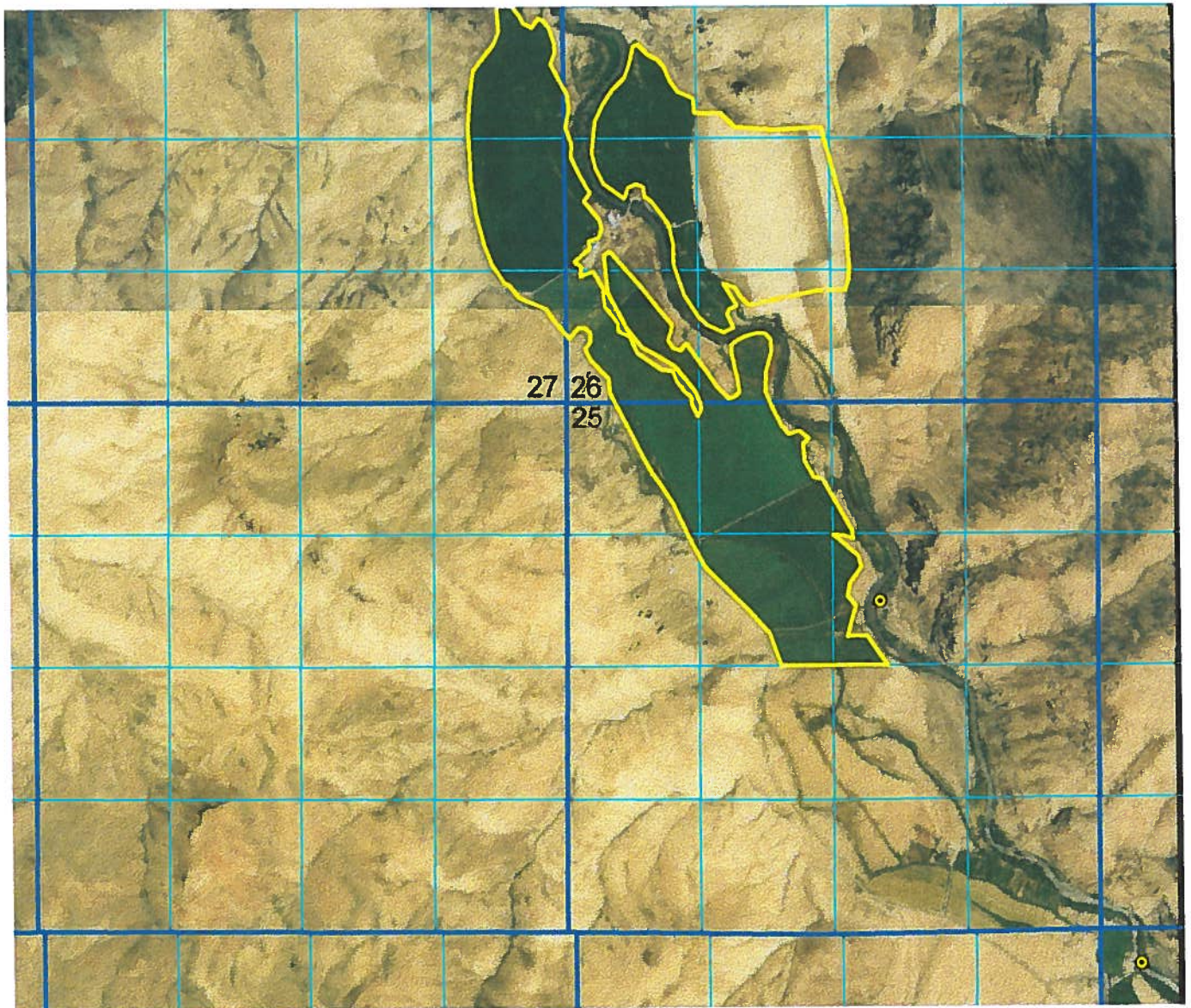
B72-DBPOU.DBF

B72-DBPOD.DBF

12/30/98 SUPERCEDED GIS

**RIGHTS 72-10220, 72-10221
72-10222, 72-10237**

**RECOMMENDED PLACE OF USE
TWP 11N, RNG 18E, SEC 26, 27, 35
data entry on October 28, 1998**



0 1320 2640 3960 5280 6600 7920 9240 10560 Feet



- RECOMMENDED PLACE OF USE**
- **RECOMMENDED POINT OF DIVERSION**
- SECTION LINES**
- QUARTER/QUARTER LINES**
- SUBDIVISION LOT BOUNDARIES**

**GIS PLACE OF USE PRESENTATION
1987 OR 1988 NAPP AERIAL PHOTOTGRAPHY
DATA ENTRY BY VIKIE HANCOCK**

Superceded 12/30/98

NOTE TO FILE

From: Vikie Hancock

12/7/98

Regarding: Claim numbers: 72-10221, 72-10222, 72-10237

***See claim file number A72-10220 for field exam
notes, photos and maps.***

NOTE TO FILE

From: Vikie Hancock

12/7/98

Regarding: Claim numbers: A72-10221, -10222, -10237

***See claim file number A72-10220 for copy of
Application for Transfer Analysis from
July 16, 1998.***

NOTE TO FILE

From: Vikie Hancock

10/22/98

Regarding: Claim number A72-10237

On October 13, 1998 I called Shelly Keen at the State Office regarding a discrepancy in acres that I found in the POU as identified by the licensing field examiner, and the POU as licensed. Specifically: in the NWSE of section 26, the field examiner located 2 acres irrigated, and the right was licensed for 9 acres. My GIS investigation also indicated that there were 2 acres in the NWSE of section 26. Shelly Keen's and Sharla Curtis's reply by memo is attached. Note that the $\frac{1}{4}$ $\frac{1}{4}$ lines used by the GIS program more closely matched those used by the licensing field examiner than those subsequently used by the State office personnel.

LICENSE - GIS DISCREPANCY

CLAIM NUMBER

A72-10237

DATE

10-13-98

TRANSFER NUMBER

AGENT

U#

CLAIMED ACRE TOTAL

GIS ACRE TOTAL

LICENSE 07285

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
	LAC		26							.3	3.8	39.5	1		6.8		2	.6	
	LAC		26								3	34			6		9	2	
	GIS		26							.3	3.8	39.3	1		5.8		2.2	.8	
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.

Note * Explanation of discrepancy
in GIS-found acres, licence exam and
licence 72-07285, which is partial
basis for A72-10237

B72-DBPOD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B72-DBPOU.DBF

B72-DBPOD.DBF

MEMORANDUM

RECEIVED

OCT 21 1998

Department of Water Resources
Southern Region

DATE: October 14, 1998

TO: Vikie Hancock

FROM: Shelley W. Keen *SK*

RE: Place of use on rights 72-07285 and 72-07505

Sharla Curtis, the Water Resource Agent who drafted water right licenses 72-07285 and 72-07505, looked into your question about the licensed place of use for those two rights. Sharla's memo is attached.

Your question gets right to the heart of two issues that are important to us. First is the difficulty of evaluating irrigated places of use from photocopies of black-and-white ASCS photographs that have not been planimetrically corrected (rectified). Sometimes even approximating the section corners and quarter-section lines can be difficult. As you pointed out in our phone conversation, the implementation of GIS technology has the potential to greatly improve the accuracy of our place of use evaluations. Primarily because of funding and staffing levels, GIS has not yet been implemented in Water Allocations to the extent it has by the Adjudication Bureau. One challenge Water Allocations faces, for example, is that we cannot rely solely on 1987 photography covering only part of the state. Many appropriations we are currently licensing have occurred after 1987 in parts of the state the NAPP photography does not cover. For these reasons, while we always have and always will strive for the most accurate accounting of irrigated acreage when licensing a water right, we will never be more precise than our tools and the skills of the people operating them.

The second issue raised by your inquiry is whether our file documentation methods are adequate. In this case, because you found no explanation at all in water right file 72-07285, our process broke down completely. In most files for recently issued licenses, you will find an "adjustment memo" documenting the reasons for any differences between the license and the field report. Your question serves as an excellent reminder to us why we must take the time necessary to prepare thorough adjustment memos.

MEMORANDUM

TO: Vikie Hancock

FROM: Sharla

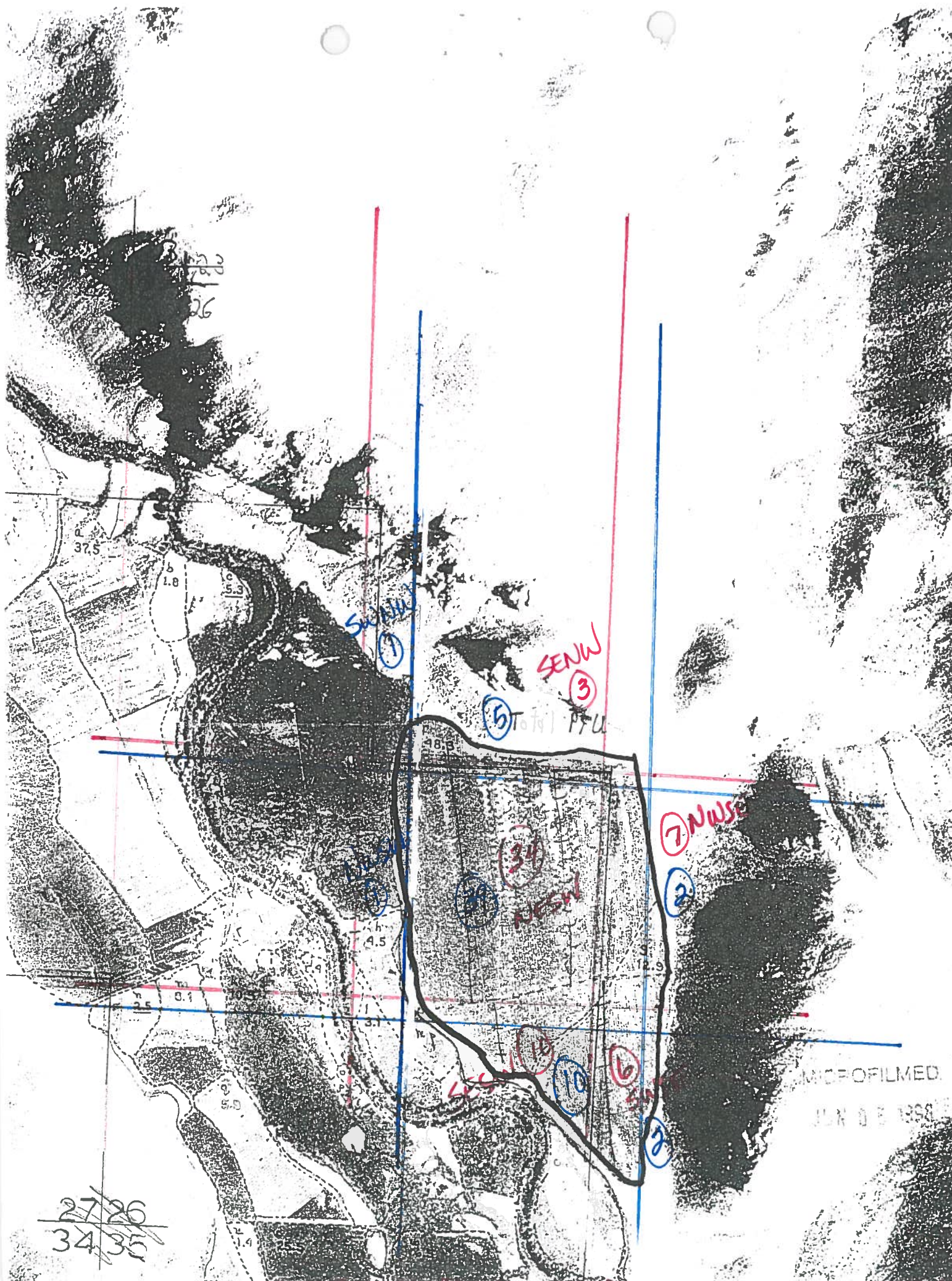
THRU: Shelley Keen

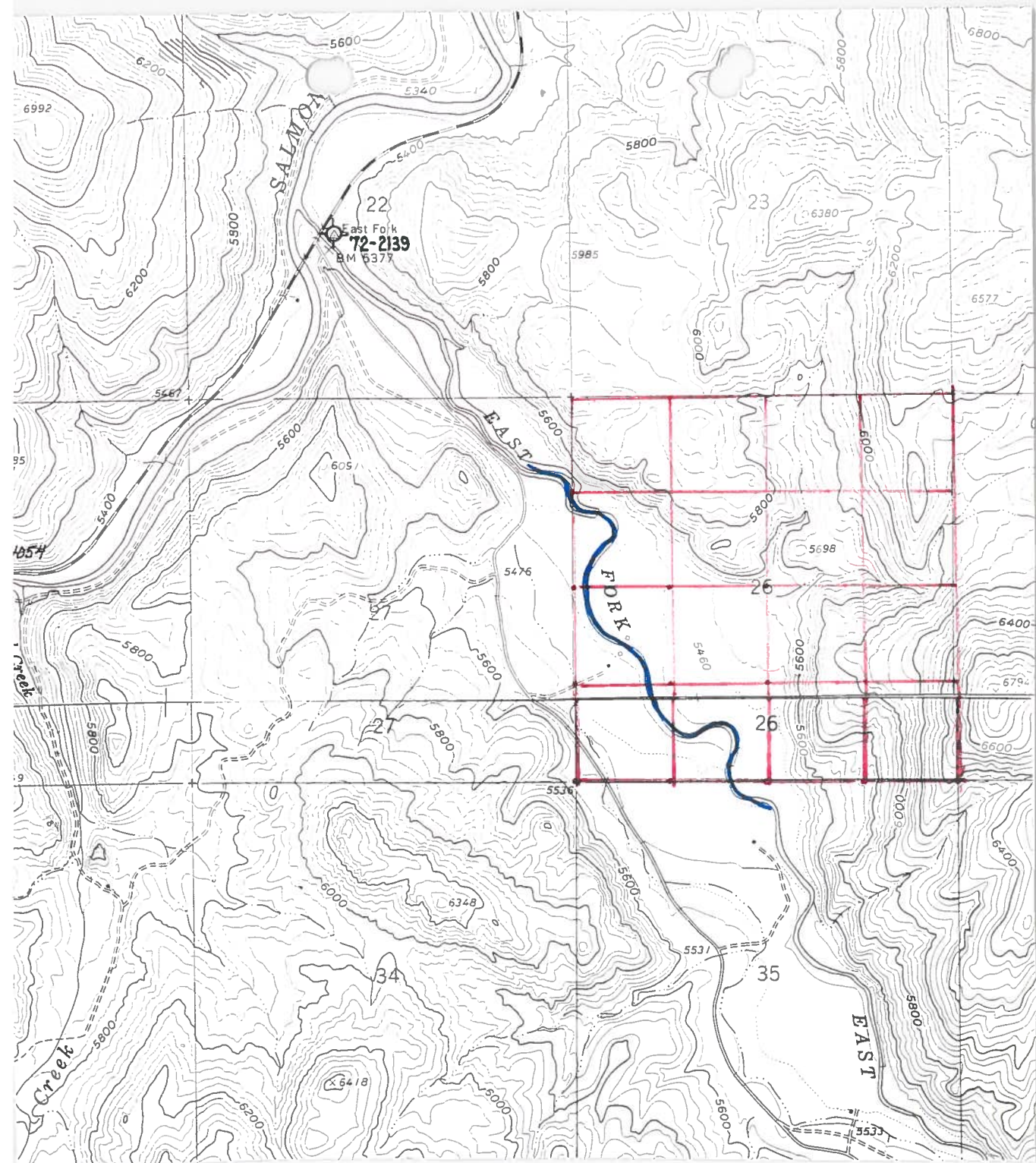
DATE: October 14, 1998

RE: Number of Acres Licensed Under Rights 72-07285 and 72-07505

This memo is written in follow-up to your conversation with Shelley about 9 licensed acres in the NWSE, S26 vs. the 2 acres found by the examiner. Attached is a marked up copy of the aerial photo which was included in the field report. The thick black line defines the entire place of use irrigated under the two rights. The information in blue shows the $\frac{1}{4}\frac{1}{4}$ boundary lines as evidently used by the examiner to determine the number of acres per $\frac{1}{4}\frac{1}{4}$. Note that these lines utilize a section corner drawn by the examiner in conflict with the photo section corner markers. The information in red shows the same information with the boundary lines matching up with the "typed" corner descriptions labeled on the photo. These lines match with features from the USGS topo map, also attached.

The NWSE is the one $\frac{1}{4}\frac{1}{4}$ you questioned as to the number of acres. After re-checking, the number of acres is 7 or 8. We must have been influenced by the number of acres shown on all the overlapping rights. I don't have any other explanation, especially when the license differed from my adjustment memo for 72-07505. When the data entry changes were made prior to licensing, nothing was noted in the file to explain the changes.





State of Idaho
Department of Water Resources

RECEIVED

AUG 30 1990

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07284

Department of Water Resources
Southern Region Office

Priority: June 28, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

1.06 CFS
159.0 AF

This is to certify, that J P RANCH INC.

HC 67 BOX 2095

CHALLIS, ID 832260000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 28, 1983; and has submitted Proof of Beneficial Use on September 24, 1984. An examination indicate that the works have a diversion capacity of 1.210 cfs of water from:

SALMON RIVER, EAST FORK

tributary to **SALMON RIVER**

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	1.06 CFS	159.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 1, Township 10N, Range 18E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	18E	26	NWSW 3			3
		27	SENE 4	NESE 18	SESE 2	24
		35	SWNE 5	SENW 21		26

Total number of acres irrigated: 53

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

COPY

72-07284

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 72-07284

CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. 2 points of diversion located in NWNW, S1, T10N, R18E.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27th day of AUGUST, 1990.

Acting for R. Keith Higginson, Director

COPY

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 72-07284

RECEIVED
AUG 20 1990
Department of Water Resources

Date of Priority: June 28, 1983

Maximum Diversion Rate: 1.06 CFS
Maximum Diversion Volume:¹ 159.0 AF

Comes now J P RANCH INC.
C/O JUDD G. CRAMER
#23 CHAMPAGNE DR.
LAKE ST. LOUIS, MO 633670000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 72-07284, and requests that the permit be changed as follows:

Source: SALMON RIVER, EAST FORK tributary to SALMON RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	1.06 CFS	159.0 AF

LOCATION OF POINT(S) OF DIVERSION: NWNW , Sec. 1, Township 10N, Range 18E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	18E	26	NWSW 3			3
		27	SENE 4	NESE 18	SESE 2	24
		35	SWNE 5	SENE 21		26

Total number of acres irrigated: 53

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Home, this 15 day of August, 1990.
H/c 67 Box 2095
CHALLIS, ID. 83226

Judd G. Cramer
(Signature)

COPY

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 72-07284

FOR DEPARTMENT USE ONLY

#C018077

Preliminary check by SC Fee ☒ \$20.00

Received by gs Date 5/20/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 72-07284 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. 2 points of diversion located in NWNW, S1, T10N, R18E.

Witness my hand this 27TH day of AUGUST, 1990.


Acting for R. Keith Higginson, Director

COPY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

Receipt by M. Bellman
Sent to S.O. 10/6/86

RECEIVED

OCT 13 1986

1. Permit No. _____

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE.

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Todd E. Coover

3. Post Office Address: 222 N. 2nd St. Telephone No. 366-6255

4. Source of Water: City of Boise

5. Extent of Use: Domestic _____ (No. of households) Stockwater _____ (No. and type of stock) Irrigation _____ (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 1.00 cfs 53 acre-feet

7. Show the date water was first diverted and beneficially used under this permit: Don't know

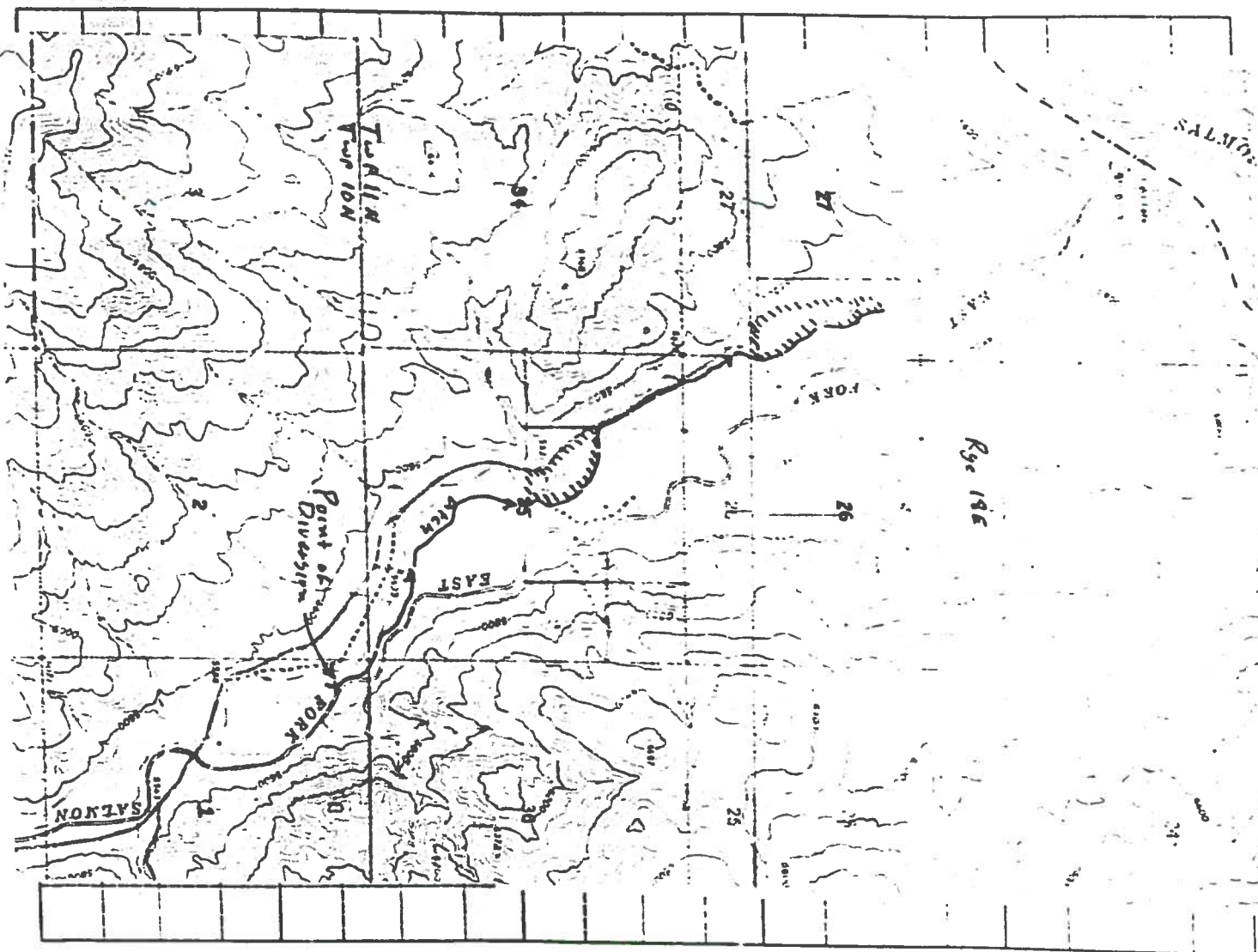
8. Person to contact to accompany the department representative during the field examination: Curt Walker (Name) 7615 Box 201 Clifton, Idaho 83227 (208) 937-2211 (Telephone Number)

☐ I choose to have the field examiner. Attached is a statement verifying that he has been marked, complete items 1 thru 8.

Date 9/27/86 7/8 by a certified water right field examiner I have selected examination. (If this box is marked, complete items 1 thru 8.) (and title, if appropriate)

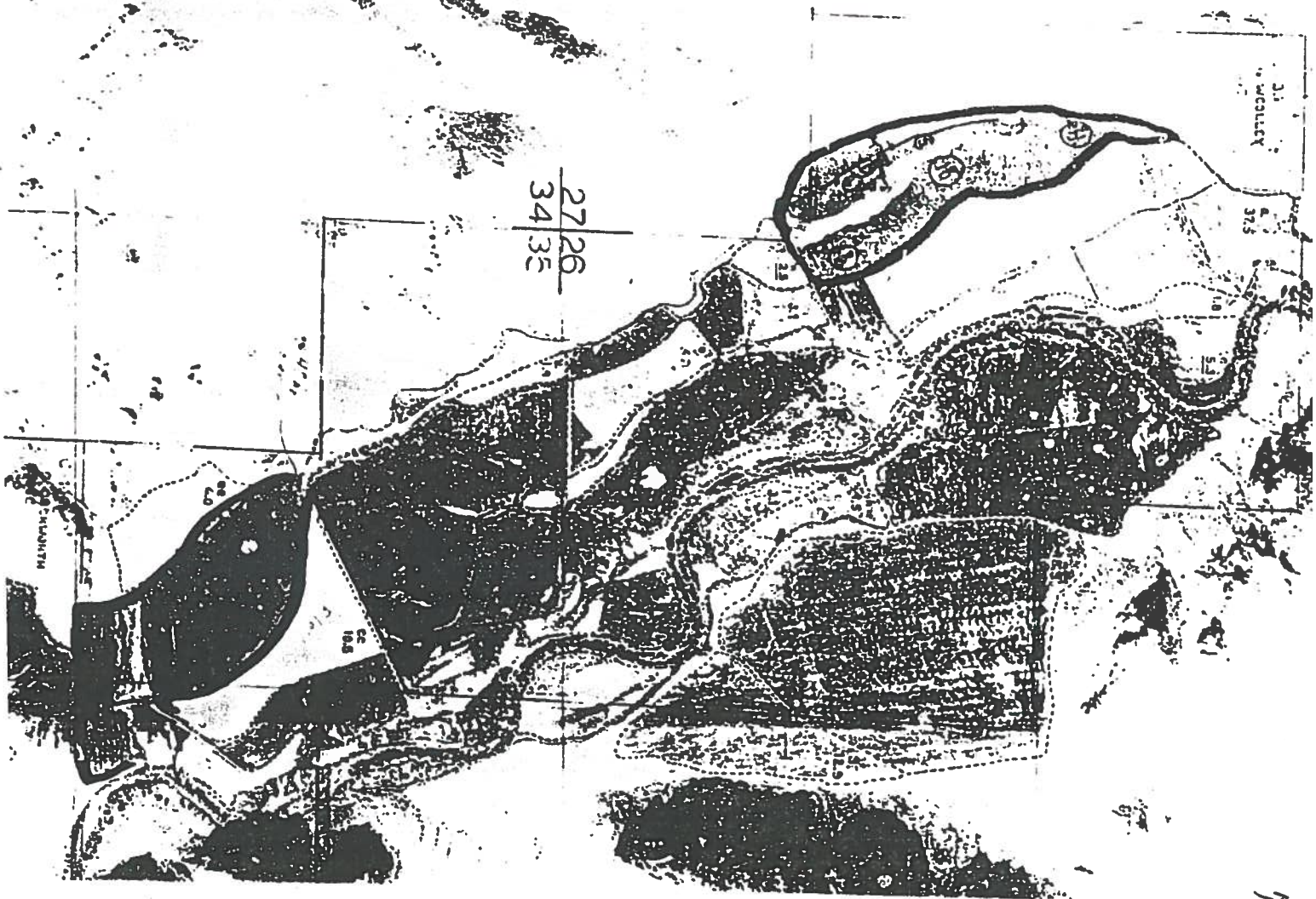
COPY

11. Map of NW 1/4 of Section 1, Twp 10N, Rge 18E, showing township and range number.



COPY

72-07284

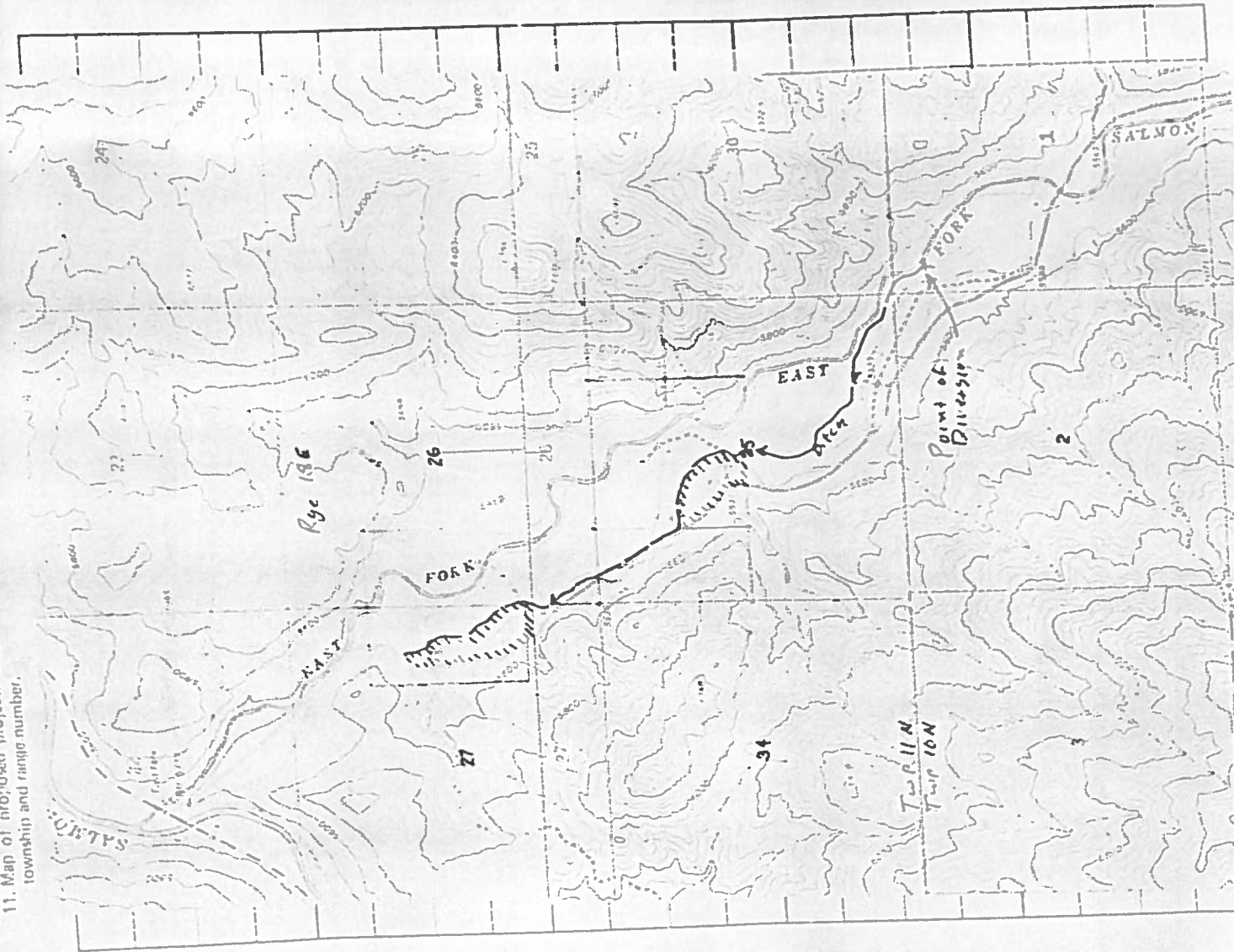


COPY

72-9284

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number,

township and range number.



72-07284



72-0728

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

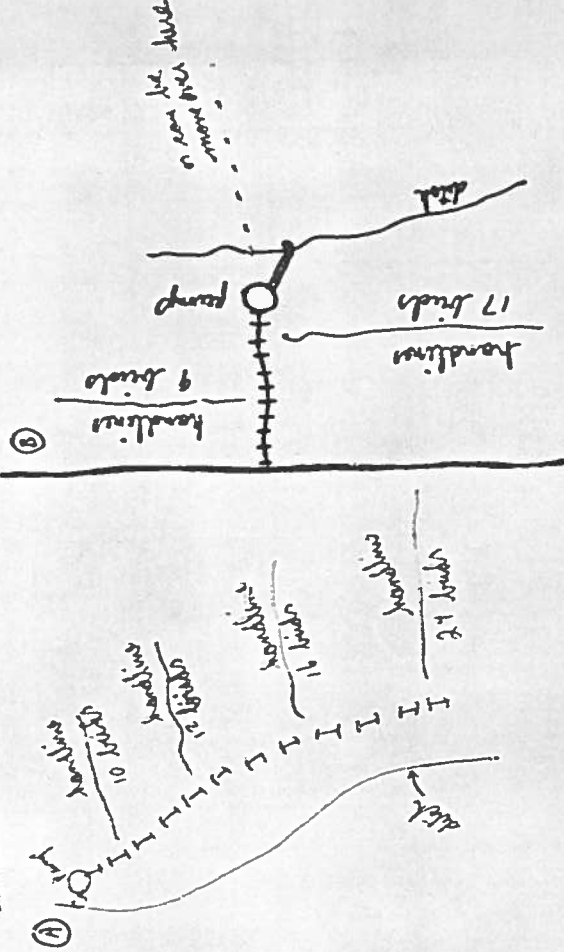
1. Owner 72-17284
 2. Current Address 232-2226
 3. Exam. Date 8-9-87
 4. Accompanied by 172-4176
 5. Address 172-4176
 6. Relationship to Permit Holder tributary to
 7. Source old canal

B. OVERLAP REVIEW

- Other water rights with same place of use. 172-4176 ☐ Copies Attached
- Other water rights with same point of diversion. 172-4176 ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

- Diversion System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe I.D. as applicable. ☐ Alternative diagram after 10d



- Scale: 1" = _____
- ☒ Copy of U.S.G.S. Quadrangle Attached
 - ☒ Showing location(s) of point(s) of diversion and place(s) of use (required)
 - ☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater)
 - ☒ Aerial Photo Attached (required for irrigation of 10 acres or more)

[illegible]

Well or Diversion Identification No.	Motor Make	Hp	Motor Serial No	Pump Make	Pump Serial No or Discharge Size
A	3 E	90	14416	FOUR	2
E	3 E	15	57	5419 A	2

Code correspond with No. on map and aerial photo

[illegible]

Indicate Method of Determination

Principal or Use		NEW		NW14		BW14		BWA		Totals
wp	ps	net %	new-1	net %	new-1	net %	new-1	net %	new-1	
	11E	7								3
	11N	7	4					11	2	24
	11N	35	5							26

Do not use this space

72-0728

RECEIVED

MAR 09 1998

Department of Water Resources
Southern Region

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07285

RECEIVED

MAR 05 1998

Department of Water Resources
Eastern Region

Priority: June 28, 1983

Maximum Diversion Rate:

1.08 CFS

Maximum Diversion Volume:

189.0 AF

This is to certify, that J P RANCH INC

HC 67 BOX 2095

CHALLIS ID 83226

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 28, 1983; and has submitted Proof of Beneficial Use on September 24, 1984. An examination indicates that the works have a diversion capacity of 1.340 cfs of water from:

SALMON RIVER, EAST FORK

tributary to SALMON RIVER

source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/15 to 10/15	1.08 CFS	189.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 35, Township 11N, Range 18E
CUSTER County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
11N	18E	26	SENW 3	NESW 34	SESW 6	54
			NWSE 9	SWSE 2		

Total number of acres irrigated: 54

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

72-07285

ADM

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07285

CONDITIONS OF APPROVAL AND REMARKS

6. Right 72-07505 is also diverted through the point of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code, Witness the seal and signature of the Director, affixed at Boise, this 28TH day of FEBRUARY, 1998.


Acting for KARL J. DREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

72-0728
Returned to
for send to
12-12

A. GENERAL INFORMATION

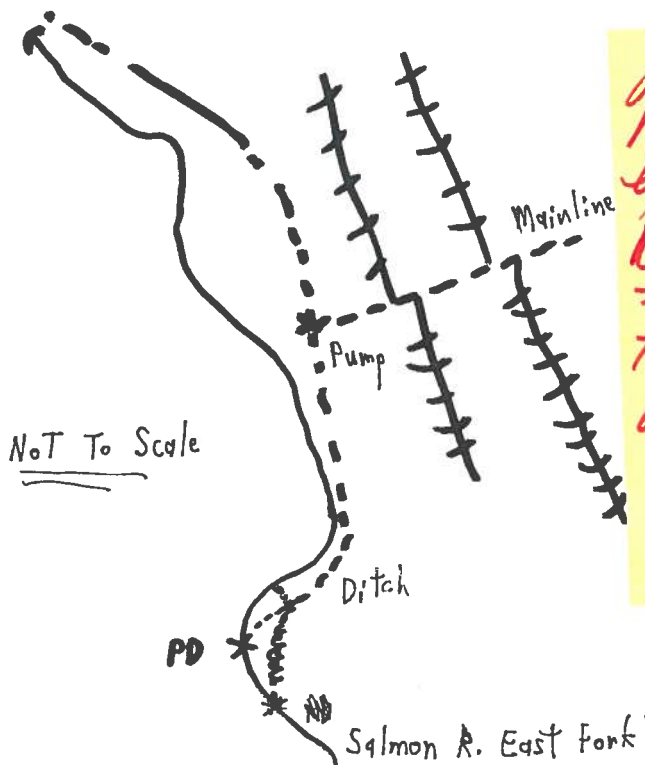
1. Owner: J-P Ranch Inc. Permit No. 72-07285
Current Address: HC 67 Box 2095, Challis, ID 83226 Phone No. 838-2291
2. Accompanied by: Judd Crumer EXAM. DATE: 7-22-92 & 8-4-89
Address: Same Phone No. _____
Relationship to Permit Holder: owner (The "J" of J-P Ranch)
3. Source: Salmon River East Fk. tributary to Salmon River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None, Claim A72-10237 Part ☐ Copies Attached
2. Other water rights with same point of diversion: 72-0220, 0221, 0222? Claim A72-10237 ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate we size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



applied for 62.3 AC
exam: 54 AC
REMARKS: OWNER W/ASAP
for a new permit for 4
additional acres.

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more)
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

COPY

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Headgate & ditch to lands ^{on} east side of East Fk. Pump in East ditch serves lands above ditch. A total of 120 sprinkler heads with 5-gpm flow-control nozzles (nozzles were installed this Spring to replace previous 3/16" nozzles). Rock well moves water into divider box with check boards. Overflow goes back into river.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Model Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	40	5K286JN1140	Cornell	14602 Model

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SW	NE	35	11N	18E	Custer	Site inspection

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
P/U	11N	18E	26						0.3	3.8	39.5	1		14.2		2	1.5		60.5
			~~35~~		~~0.2~~				~~1.6~~										~~48~~
																			62.3
P/U To Be Lic.	11N	18E	26						.3	3.8	39.5	1		6.8		2	.6		54

Do not use this space

COPY

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Not measured due to presence of flow-control nozzles. Capacity of diversion ditch is unknown, but can be adjusted to meet legal restrictions.
Original measurement of 110 3/16" nozzles showed about 29 psi average pressure (varied from 19-37 psi), for a total flow of about 615 gpm. So present system uses slightly less water while giving much more even coverage.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$120 \text{ hds} \times 5 \text{ gpm/hd} = 600 \text{ gpm} = 1.34 \text{ cfs} \quad \text{Allow } 54 \text{ qc} \times .02 \text{ cfs/qc} = 1.08 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi $\times 2.31 =$ _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) $\times$ (4) $\div 8.8 =$ _____ (5)

Meter Input KW: $3.6 \times$ _____ KH $\times$ _____ CTR or _____ MULT $\times$ _____ PTR $\times$ _____ N/ _____ T = _____ (6)

Meter Input HP: (6) $\times 1.34 =$ _____ (7)

Panel Input KW: _____ Ave PF $\times$ _____ Ave Volts $\times$ _____ Ave Amps $\times .001732 =$ _____ (6)

Panel Input HP: (6) $\times 1.34 =$ _____ (7) Efficiency: (5)/(7) $\times 100 =$ _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 54 \times 3.5 = 189$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 189$$

2. Volume Calculations for Other Uses:

COPY

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Although the system irrigates more acres than permitted, lines on the upper (south) field can be shortened to stay within permit limits. Owner will apply for a new permit to cover the additional acres.

This is a re-write of the exam done in August of 1987. The old exam was incomplete and was never written up. The P/U has not changed since the original exam.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-15	10-15	1.08	189
Totals:			1.08	189

2. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

J. E. Stanton

Signature

J. E. Stanton

Certification Date

Field Report Preparation Date

7-21-92

CONSULTANT SEAL

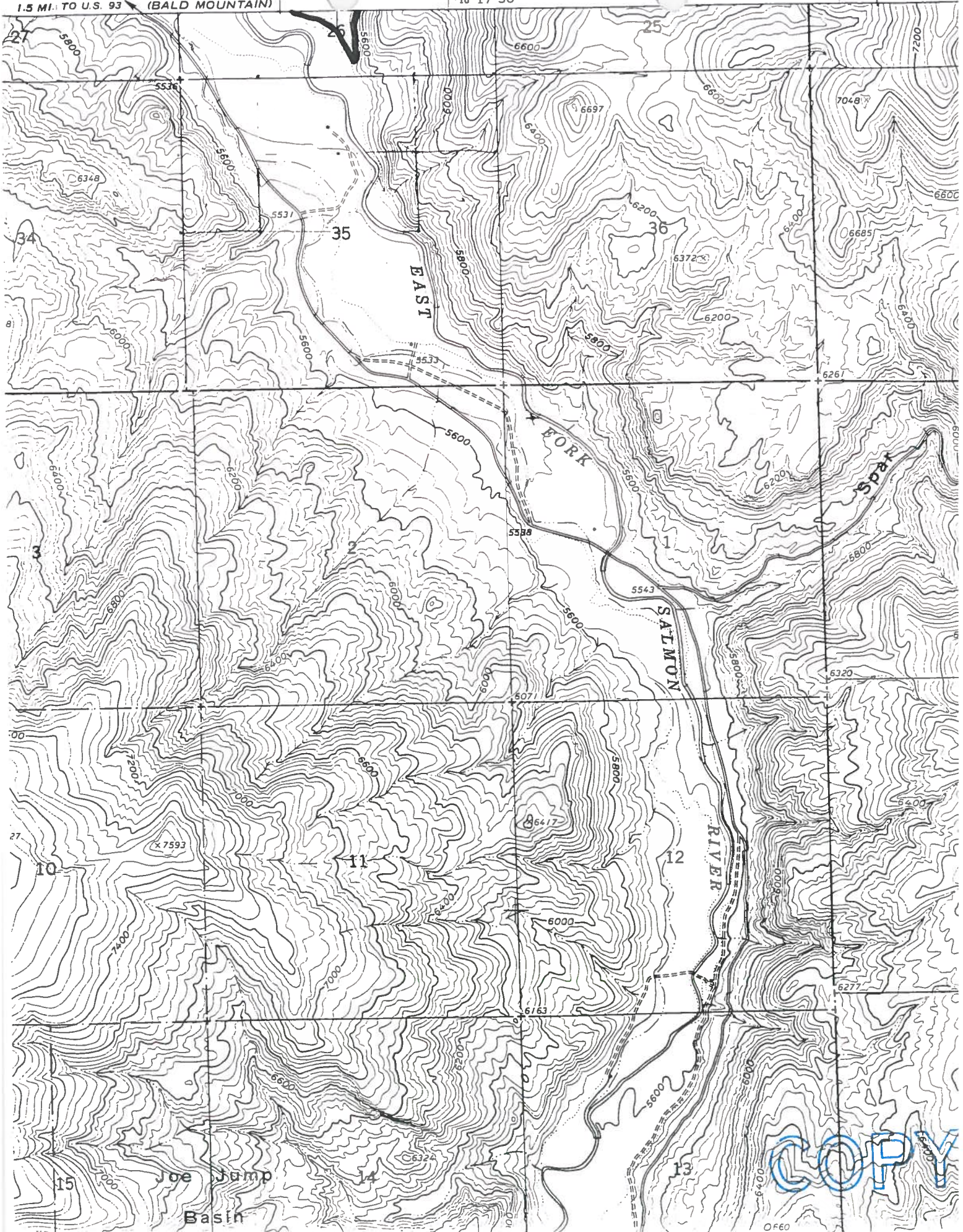
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

COPY

3172 IV SE
1.5 MI. TO U.S. 93 (BALD MOUNTAIN)

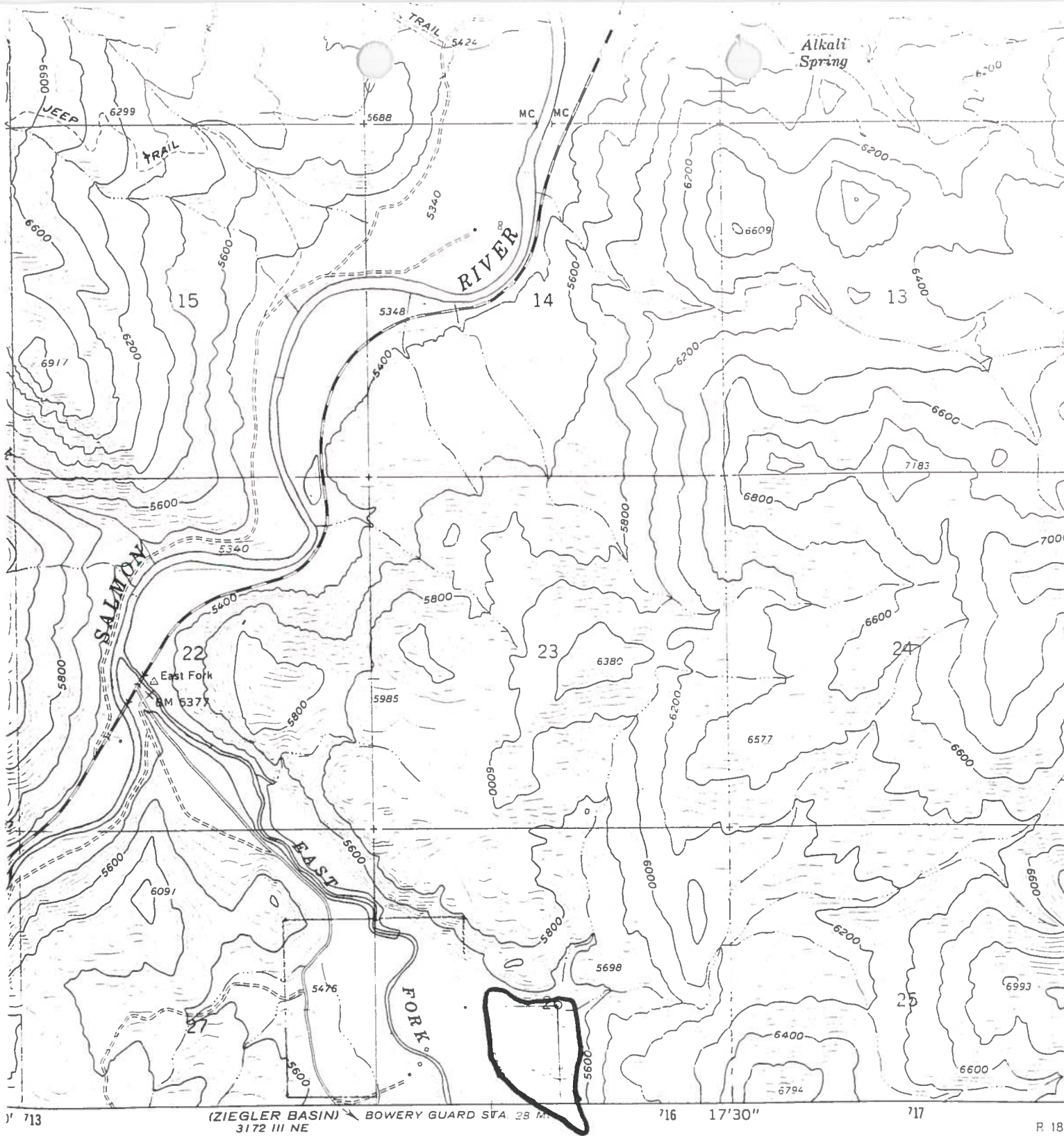
16 17'30"

R. 18 E. R. 19 E. 430 000 FEET



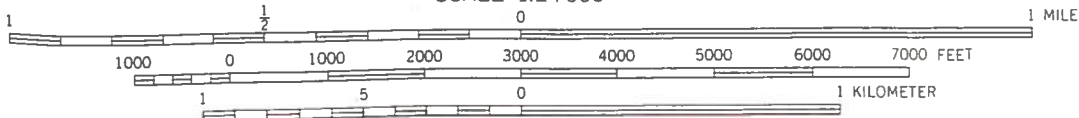
COPY

OF 60



(ZIEGLER BASIN) BOWERY GUARD STA. 28 MI. 3172 III NE

SCALE 1:24 000



CONTOUR INTERVAL 40 FEET
 DOTTED LINES REPRESENT 20-FOOT CONTOURS
 DATUM IS MEAN SEA LEVEL



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D. C.
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

COPY

P/U To Be Lic.

27 26
34 35

40hp
Pump

cc
10.5
Flood

C-10
BLACKWORTH

e
3.1



26

Totals

48.5

12.9

3.1

PWH

5.9

8.1

2.5

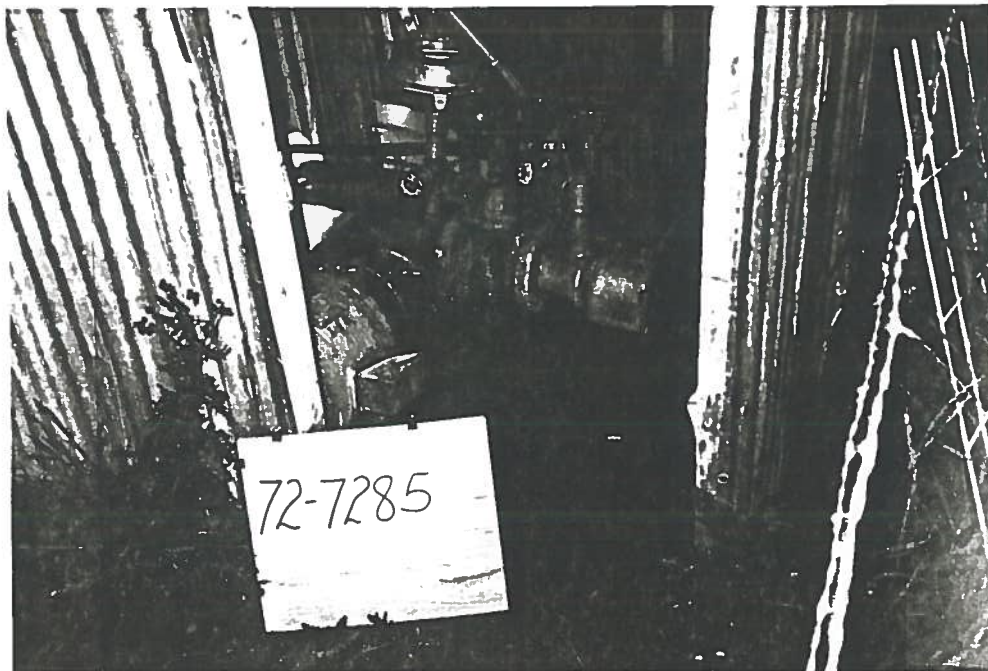
1.8

37.5

27	26
34	35

COPY

Ditch
Pump

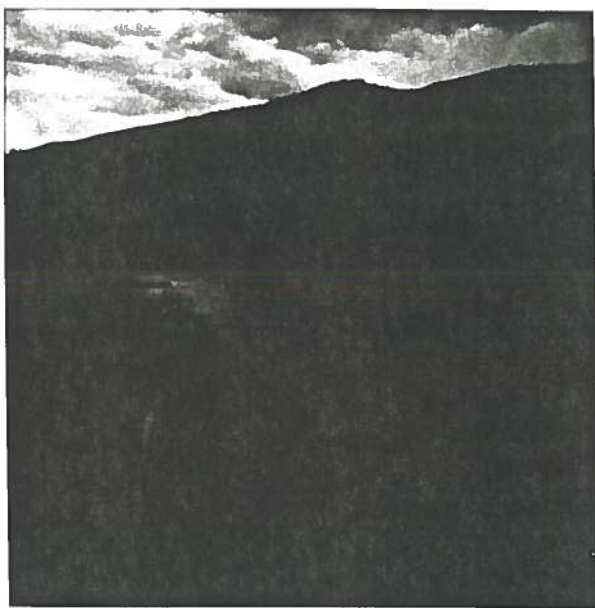


Buried
Mainline



COPY

72-07285



Upper End of Ditch



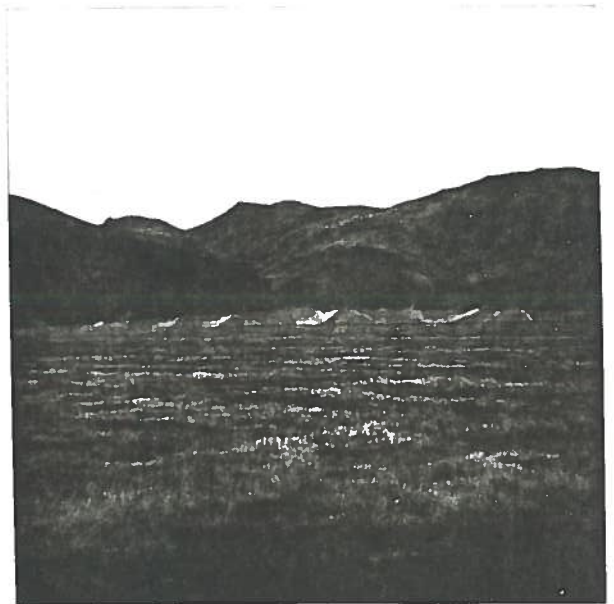
Control Box & Spill To River

COPY

72-07285



Control Box Closeup View



F/U

COPY

CALCULATION OF NEW PRIORITY DATES
LATE EXAM FEES

FOR PERMIT NO.

BY:

	<u>DATE</u>	<u>NUMBER OF DAYS (From Table of Days Between Two Dates)</u>
A. EXAMINATION FEE NOTICE SENT	<u>8-26-86</u>	<u>224</u>
B. DATE FEE DUE (60 days)	<u>10-11-86</u>	<u>284</u>
C. DATE FEE RECEIVED	<u>10-6-86</u>	<u></u>
D. NUMBER OF DAYS LATE (C - B)		<u>0</u>
E. ORIGINAL PRIORITY DATE (Check Reinstatement, etc.)	<u></u>	<u>6-28-83</u>
F. NEW PRIORITY DATE (D + E)	<u></u>	<u>same</u>

REMARKS:

COPY

17 18

17

$\frac{3}{14}$	$\frac{9}{44}$	$\frac{2}{14}$	$\frac{3}{16}$	$\frac{3}{16}$
19	19	23	30	37

17

$\frac{3}{14}$ 31 $\frac{3}{14}$ 36 23 $\frac{3}{14}$ 37

COPY

$\frac{3}{14}$	$\frac{3}{14}$	$\frac{3}{14}$	$\frac{3}{14}$	$\frac{3}{14}$	$\frac{3}{14}$
26	24	25	24	28	30

21

18

29 N

$\frac{1}{3}$ 140 24

$\frac{2}{14}$ 14 N

$\frac{3}{14}$ 21

RECEIVED
MAY 14 1983
Department of Water Resources
Boise District Office

of diversion - Ident. No. 12-1285

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Geraldine M. Woolley Phone 838-2396
c/o Dan Woolley
Post office address HC 68 Box 300 Clayton, ID 83227
2. Source of water supply East Fork Salmon R. which is a tributary of Salmon River
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 11N
Range 1SE B.M. CORCOR County, additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 1.08 for irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.08 cubic feet per second and/or b. _____ acre-feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Ditch, Pump, Sprinklers

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year -- maximum 5 years).
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

72-7285

838-2291

b. If water is for irrigation, indicate acreage in each subdivision of diversion, place of use, and location below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11N	18E	26							5	26			10			7	6		54

Total number of acres to be irrigated 54

c. Describe any other water rights used for the same purposes as described above.

72-0420, 72-0421, 72-0422

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant & BLM

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant has trespass easement to irrigate BLM land.

10. Remarks This Application is made to cover lands placed under sprinkler irrigation in 1973.

LAST: WOOLLEY
ADDRESS:
CITY: XXX
PHONE NUMBER: 208-000-0000

FIRST: GERALDINE M.

STATE: ID ZIP: 000

OWNER CODE: 0

LAST: J-P RANCH INC.
ADDRESS: H.C. 67 BOX 2095
CITY: CHALLIS
PHONE NUMBER: 208-838-2291

FIRST:

STATE: ID ZIP: 83226

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD EXAMINER
DATABASE Y () N ()

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS CLAIM IS BASED ON A COMBINATION OF PERMITS AS FOLLOWS:

72-07284 1.06 CFS
72-07285 1.08 CFS

TOTAL 2.14 CFS

THESE PERMITS WERE APPLIED FOR TO DEVELOPE NEW LANDS ADJACENT TO
THE ALREADY IRRIGATED LAND WHICH HAD DECRED RIGHTS. IN FILING
FOR THE DECREES IT WAS CLAIMED THAT THIS WATER WAS SPREAD OVER
ALL THE LANDS PRESENTLY IRRIGATED. IT IS THE DESIRE TO DO THE
SAME THING IN REGARDS TO THIS ADDITIONAL WATER WHICH HAS BEEN
USED PURSUANT TO THE ABOVE DESCRIBED PERMITS.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A72-10237 PRIORITY DATE: 06-28-1983 STAGE: P

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y() N()

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

Y() N()

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

Y() N()

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

PROOF OF BENEFICIAL USE SUBMITTED

N/A() Y() N()

FIELD EXAM COMPLETED

N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A() Y() N()

LICENSE ISSUED

N/A() Y() N()

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

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

N/A() Y() N()

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y() N()

NOTES:

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TRP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A72-10237	10N 18E	1	NW	NW	NW	4		CUSTER		
A72-10237	11N 18E	35	SW	SW	NE			CUSTER		

OTHER AJ CLAIMS WITH SAME AJ POD

MR RECORDS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX	
A72-10155	R72-10155	72-00220
A72-10220	R72-10220	72-00221
A72-10221	R72-10221	72-00222
A72-10222	R72-10222	72-00223
A72-10401	R72-10401	72-07505
A72-10535	R72-10535	L72-07285
A72-10536	R72-10536	

SOURCE: SALMON RIVER, EAST FORK

TRIB: SALMON RIVER

B. MR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

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

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

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

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

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

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

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

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

I. HOW WAS THE POD AND SOURCE VERIFIED?

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

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD	FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
10N	18E	1	NW	NW	NW	4			CUSTER		
11N	18E	35	SW	SW	NE				CUSTER		

_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

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

A. ROOT WATER RIGHT NUMBERS:
A72-10237
R72-10237

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
-----	-----	-----	-----	-----	-----	------	---------------	---------------	-----------------	----------------	------------------

11N 18E	26	SW	NW			J-P RANCH INC.	A72-10237 / 21.0	-	/	37.0	
		SW	NW			J-P RANCH INC.	R72-10220 / 21.0	-	/		
		SW	NW			J-P RANCH INC.	R72-10221 / 21.0	-	/		
		SW	NW			J-P RANCH INC.	R72-10222 / 21.0	-	/		
		SW	NW			J-P RANCH INC.	R72-10237 / 21.0	-	/		
		SW	NW			J-P RANCH INC.	R72-10210 /	-	/		
		SW	NW			J-P RANCH INC.	A72-10210 /	-	/		
		SW	NW			J-P RANCH INC.	A72-10220 / 21.0	-	/		
		SW	NW			J-P RANCH INC.	A72-10221 / 21.0	-	/		
		SW	NW			J-P RANCH INC.	A72-10222 / 21.0	-	/		
		SW	NW			GIAMPEDRAGLIA, MABEL	72-00220 /	-	/		
		SW	NW			GIAMPEDRAGLIA, MABEL	72-00221 /	-	/		
		SW	NW			J P RANCH INC	L72-07285 /	0.3			

11N 18E	26	SE	NW			J-P RANCH INC.	A72-10237 / 5.0	-	/	14.0	
		SE	NW			J-P RANCH INC.	R72-10220 / 5.0	-	/		
		SE	NW			J-P RANCH INC.	R72-10221 / 5.0	-	/		
		SE	NW			J-P RANCH INC.	R72-10222 / 5.0	-	/		
		SE	NW			J-P RANCH INC.	R72-10237 / 5.0	-	/		
		SE	NW			J-P RANCH INC.	A72-10220 / 5.0	-	/		
		SE	NW			J-P RANCH INC.	A72-10221 / 5.0	-	/		
		SE	NW			J-P RANCH INC.	A72-10222 / 5.0	-	/		
		SE	NW			J P RANCH INC.	72-07285 /	5.0			
		SE	NW			J P RANCH INC.	L72-07285 /	3.8			
		SE	NW			J P RANCH INC					
		SE	NW								

11N 18E	26	NE	SW			J-P RANCH INC.	A72-10237 / 40.0	-	/	41.0	
		NE	SW			J-P RANCH INC.	R72-10220 / 40.0	-	/		
		NE	SW			J-P RANCH INC.	R72-10221 / 40.0	-	/		
		NE	SW			J-P RANCH INC.	R72-10222 / 40.0	-	/		
		NE	SW			J-P RANCH INC.	R72-10237 / 40.0	-	/		
		NE	SW			J-P RANCH INC.	A72-10220 / 40.0	-	/		
		NE	SW			J-P RANCH INC.	A72-10221 / 40.0	-	/		
		NE	SW			J-P RANCH INC.	A72-10222 / 40.0	-	/		
		NE	SW			GIAMPEDRAGLIA, MABEL	72-00220 /	-	/		
		NE	SW			GIAMPEDRAGLIA, MABEL	72-00221 /	-	/		
		NE	SW			J P RANCH INC.	72-07285 /	26.0			
		NE	SW			J P RANCH INC	L72-07285 /	39.5			

11N 18E	26	NW	SW			J-P RANCH INC.	A72-10237 / 32.0	-	/	39.0	
		NW	SW			J-P RANCH INC.	R72-10220 / 32.0	-	/		
		NW	SW			J-P RANCH INC.	R72-10221 / 32.0	-	/		
11N 18E	26	NW	SW			J-P RANCH INC.	R72-10222 / 32.0	-	/		
		NW	SW								
		NW	SW								

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	18E	26	NW	SW		J-P RANCH INC.	R72-10237 / 32.0	-	/		
			NW	SW		J-P RANCH INC.	R72-10212 /	-	/		
			NW	SW		J-P RANCH INC.	R72-10213 /	-	/		
			NW	SW		J-P RANCH INC.	A72-10212 /	-	/		
			NW	SW		J-P RANCH INC.	A72-10213 /	-	/		
			NW	SW		J-P RANCH INC.	A72-10214 /	-	/		
			NW	SW		J-P RANCH INC.	A72-10220 / 32.0	-	/		
			NW	SW		J-P RANCH INC.	A72-10221 / 32.0	-	/		
			NW	SW		J-P RANCH INC.	A72-10222 / 32.0	-	/		
			NW	SW		J-P RANCH INC.	R72-10214 /	-	/		
			NW	SW		GIAMPEDRAGLIA, MABEL	72-00220 /	-	/		
			NW	SW		GIAMPEDRAGLIA, MABEL	72-00221 /	-	/		
			NW	SW		J P RANCH INC.	72-07284 / 3.0	-	/		
			NW	SW		J P RANCH INC.	L72-07285 / 1.0	-	/		
11N	18E	26	SW	SW		J-P RANCH INC.	A72-10237 / 24.0	-	/		34.0
			SW	SW		J-P RANCH INC.	R72-10220 / 24.0	-	/		
			SW	SW		J-P RANCH INC.	R72-10221 / 24.0	-	/		
			SW	SW		J-P RANCH INC.	R72-10222 / 24.0	-	/		
			SW	SW		J-P RANCH INC.	R72-10237 / 24.0	-	/		
			SW	SW		J-P RANCH INC.	A72-10220 / 24.0	-	/		
			SW	SW		J-P RANCH INC.	A72-10221 / 24.0	-	/		
			SW	SW		J-P RANCH INC.	A72-10222 / 24.0	-	/		
			SW	SW		ANDERSON, ANNETTE	A72-10478 /	-	/		
			SW	SW		ANDERSON, ANNETTE	R72-10478 /	-	/		
			SW	SW		GIAMPEDRAGLIA, LOUIE	72-00222 /	-	/		
			SW	SW		GIAMPEDRAGLIA, LOUIE	72-00223 /	-	/		
			SW	SW		GIAMPEDRAGLIA, VIOLA	72-00223 /	-	/		
			SW	SW		GIAMPEDRAGLIA, VIOLA	72-00223 /	-	/		
11N	18E	26	SE	SW		J-P RANCH INC.	A72-10237 / 30.0	-	/		37.0
			SE	SW		J-P RANCH INC.	R72-10220 / 30.0	-	/		
			SE	SW		J-P RANCH INC.	R72-10221 / 30.0	-	/		
			SE	SW		J-P RANCH INC.	R72-10222 / 30.0	-	/		
			SE	SW		J-P RANCH INC.	R72-10237 / 30.0	-	/		
			SE	SW		J-P RANCH INC.	A72-10220 / 30.0	-	/		
			SE	SW		J-P RANCH INC.	A72-10221 / 30.0	-	/		
			SE	SW		J-P RANCH INC.	A72-10222 / 30.0	-	/		
			SE	SW		GIAMPEDRAGLIA, LOUIE	72-00222 /	-	/		
			SE	SW		GIAMPEDRAGLIA, LOUIE	72-00223 /	-	/		
			SE	SW		GIAMPEDRAGLIA, VIOLA	72-07285 / 10.0	-	/		
			SE	SW		J P RANCH INC.	72-07505 / 7.4	-	/		
			SE	SW		J P RANCH INC.	L72-07285 / 6.8	-	/		
			SE	SW		J P RANCH INC.	L72-07285 / 6.8	-	/		
11N	18E	26	NW	SE		J-P RANCH INC.	A72-10237 / 9.0	-	/		12.0
			NW	SE		J-P RANCH INC.	R72-10220 / 9.0	-	/		
			NW	SE		J-P RANCH INC.	R72-10221 / 9.0	-	/		
			NW	SE		J-P RANCH INC.	R72-10222 / 9.0	-	/		
			NW	SE		J-P RANCH INC.	R72-10237 / 9.0	-	/		
			NW	SE		J-P RANCH INC.	A72-10220 / 9.0	-	/		

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	18E	26	NW	SE		J-P RANCH INC.	A72-10221 / 9.0	-	/		
			NW	SE		J-P RANCH INC.	A72-10222 / 9.0	-	/		
			NW	SE		J P RANCH INC.	72-07285 / 7.0		/		
			NW	SE		J P RANCH INC.	L72-07285 / 2.0		/		
11N	18E	26	SW	SE		J-P RANCH INC.	A72-10237 / 6.0	-	/		11.0
			SW	SE		J-P RANCH INC.	R72-10220 / 6.0	-	/		
			SW	SE		J-P RANCH INC.	R72-10221 / 6.0	-	/		
			SW	SE		J-P RANCH INC.	R72-10222 / 6.0	-	/		
			SW	SE		J-P RANCH INC.	R72-10237 / 6.0	-	/		
			SW	SE		J-P RANCH INC.	A72-10220 / 6.0	-	/		
			SW	SE		J-P RANCH INC.	A72-10221 / 6.0	-	/		
			SW	SE		J P RANCH INC.	72-07285 / 6.0		/		
			SW	SE		J P RANCH INC.	72-07505 / D.9		/		
			SW	SE		J P RANCH INC.	L72-07285 / D.6		/		
			SW	SE		J P RANCH INC.					
			SW	SE		J P RANCH INC.					
11N	18E	27	SE	NE		J-P RANCH INC.	A72-10237 / 27.0	-	/		26.0
			SE	NE		J-P RANCH INC.	R72-10220 / 27.0	-	/		
			SE	NE		J-P RANCH INC.	R72-10221 / 27.0	-	/		
			SE	NE		J-P RANCH INC.	R72-10222 / 27.0	-	/		
			SE	NE		J-P RANCH INC.	R72-10237 / 27.0	-	/		
			SE	NE		J-P RANCH INC.	A72-10220 / 27.0	-	/		
			SE	NE		J-P RANCH INC.	A72-10221 / 27.0	-	/		
			SE	NE		J-P RANCH INC.	A72-10222 / 27.0	-	/		
			SE	NE		J-P RANCH INC.					
			SE	NE		GIAMPEDRAGLIA, MABEL	72-00220 /		/		
			SE	NE		GIAMPEDRAGLIA, MABEL	72-00221 /		/		
			SE	NE		J P RANCH INC.	72-07284 / 4.0		/		
11N	18E	27	NE	SE		J-P RANCH INC.	A72-10237 / 29.0	-	/		26.0
			NE	SE		J-P RANCH INC.	R72-10220 / 29.0	-	/		
			NE	SE		J-P RANCH INC.	R72-10221 / 29.0	-	/		
			NE	SE		J-P RANCH INC.	R72-10222 / 29.0	-	/		
			NE	SE		J-P RANCH INC.	R72-10237 / 29.0	-	/		
			NE	SE		J-P RANCH INC.	A72-10220 / 29.0	-	/		
			NE	SE		J-P RANCH INC.	A72-10221 / 29.0	-	/		
			NE	SE		J-P RANCH INC.	A72-10222 / 29.0	-	/		
			NE	SE		J-P RANCH INC.					
			NE	SE		GIAMPEDRAGLIA, MABEL	72-00220 /		/		
			NE	SE		GIAMPEDRAGLIA, MABEL	72-00221 /		/		
			NE	SE		J P RANCH INC.	72-07284 / 18.0		/		
11N	18E	27	SE	SE		J-P RANCH INC.	A72-10237 / 5.0	-	/		3.0
			SE	SE		J-P RANCH INC.	R72-10220 / 5.0	-	/		
			SE	SE		J-P RANCH INC.	R72-10221 / 5.0	-	/		
			SE	SE		J-P RANCH INC.	R72-10222 / 5.0	-	/		
			SE	SE		J-P RANCH INC.	R72-10237 / 5.0	-	/		
			SE	SE		J-P RANCH INC.	A72-10220 / 5.0	-	/		
			SE	SE		J-P RANCH INC.	A72-10221 / 5.0	-	/		
			SE	SE		J-P RANCH INC.		-	/		

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	UR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	18E	35	SE	SE		J-P RANCH INC.	A72-10222 / 5.0	-	/		
			SE	SE		J P RANCH INC.		72-07284 / 2.0			
			NW	NE		J-P RANCH INC.	A72-10237 / 1.0	-	/		16.0
			NW	NE		J-P RANCH INC.	R72-10220 / 1.0	-	/		
			NW	NE		J-P RANCH INC.	R72-10221 / 1.0	-	/		
			NW	NE		J-P RANCH INC.	R72-10222 / 1.0	-	/		
			NW	NE		J-P RANCH INC.	R72-10237 / 1.0	-	/		
			NW	NE		J-P RANCH INC.	A72-10220 / 1.0	-	/		
			NW	NE		J-P RANCH INC.	A72-10221 / 1.0	-	/		
			NW	NE		J-P RANCH INC.	A72-10222 / 1.0	-	/		
11N	18E	35	NW	NE		FISH & GAME WOOLLEY, GERALDINE M.	R72-10535 /	-	/		
			NW	NE				72-04176 / 5.0			
			SW	NE		J-P RANCH INC.	A72-10237 / 6.0	-	/		19.0
			SW	NE		J-P RANCH INC.	R72-10220 / 6.0	-	/		
			SW	NE		J-P RANCH INC.	R72-10221 / 6.0	-	/		
			SW	NE		J-P RANCH INC.	R72-10222 / 6.0	-	/		
			SW	NE		J-P RANCH INC.	R72-10237 / 6.0	-	/		
			SW	NE		J-P RANCH INC.	A72-10220 / 6.0	-	/		
			SW	NE		J-P RANCH INC.	A72-10221 / 6.0	-	/		
			SW	NE		J-P RANCH INC.	A72-10222 / 6.0	-	/		
11N	18E	35	SW	NE		FISH & GAME BERNARDO, GIAMPEDRAGLIA	A72-10535 /	-	/		
			SW	NE				72-00236 /	/		
			SW	NE		J P RANCH INC.		72-07284 / 5.0			
			NE	NW		J-P RANCH INC.	A72-10237 / 34.0	-	/		38.0
			NE	NW		J-P RANCH INC.	R72-10220 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	R72-10221 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	R72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	R72-10237 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10215 /	-	/		
			NE	NW		J-P RANCH INC.	A72-10220 / 34.0	-	/		
11N	18E	35	NE	NW		J-P RANCH INC.	A72-10221 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
			NE	NW		J-P RANCH INC.	A72-10222 / 34.0	-	/		
11N	18E	35	NE	NW		WOOLLEY, GERALDINE M.		72-04176 / 40.0			
			NW	NW		J-P RANCH INC.	A72-10237 / 14.0	-	/		10.0
			NW	NW		J-P RANCH INC.	R72-10220 / 14.0	-	/		
			NW	NW		J-P RANCH INC.	R72-10221 / 14.0	-	/		
			NW	NW		J-P RANCH INC.	R72-10222 / 14.0	-	/		
			NW	NW		J-P RANCH INC.	R72-10237 / 14.0	-	/		
			NW	NW		J P RANCH INC.	A72-10441 /	-	/		
			NW	NW		J-P RANCH INC.	A72-10220 / 14.0	-	/		
			NW	NW		J-P RANCH INC.	A72-10221 / 14.0	-	/		
			NW	NW		J-P RANCH INC.	A72-10222 / 14.0	-	/		

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
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72-04176 / 10.0

11N	18E	35	SW	NW		J-P RANCH INC.	A72-10237 / 1.0	-	/		
			SW	NW		J-P RANCH INC.	R72-10220 / 1.0	-	/		
			SW	NW		J-P RANCH INC.	R72-10221 / 1.0	-	/		
			SW	NW		J-P RANCH INC.	R72-10222 / 1.0	-	/		
			SW	NW		J-P RANCH INC.	A72-10220 / 1.0	-	/		
			SW	NW		J-P RANCH INC.	A72-10221 / 1.0	-	/		
			SW	NW		J-P RANCH INC.	A72-10222 / 1.0	-	/		
			SW	NW		J-P RANCH INC.	R72-10237 / 1.0	-	/		

11N	18E	35	SE	NW		J-P RANCH INC.	A72-10237 / 28.0	-	/		27.0
			SE	NW		J-P RANCH INC.	R72-10220 / 28.0	-	/		
			SE	NW		J-P RANCH INC.	R72-10221 / 28.0	-	/		
			SE	NW		J-P RANCH INC.	R72-10222 / 28.0	-	/		
			SE	NW		J-P RANCH INC.	A72-10220 / 28.0	-	/		
			SE	NW		J-P RANCH INC.	A72-10221 / 28.0	-	/		
			SE	NW		J-P RANCH INC.	A72-10222 / 28.0	-	/		
			SE	NW		J-P RANCH INC.	A72-10355 /	-	/		
			SE	NW		HANSEN, GERALDINE R.	A72-10355 /	-	/		
			SE	NW		J-P RANCH INC.	R72-10357 / 28.0	-	/		
			SE	NW		HANSEN, GERALDINE R.	R72-10355 /	-	/		
			SE	NW		WOOLLEY, GERALDINE M.	72-04176 / 10.0				
			SE	NW		J P RANCH INC.	72-07284 / 21.0				

ADDITIONAL POU FOUND

TOTAL ACRES	A72-10237	312.00	POU COUNTY: CUSTER	390.00
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C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

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

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV.		DIV. VOL.	DIV. VOL./ACRE
				RATE/ACRE	ACRE		
A72-10237	SALMON RIVER, EAST FORK	J-P RANCH INC.	2.140	0.006			
A72-10220	SALMON RIVER, EAST FORK	J-P RANCH INC.	6.000	0.019			
R72-10220	SALMON RIVER, EAST FORK	J-P RANCH INC.	6.000	0.019			
A72-10221	SALMON RIVER, EAST FORK	J-P RANCH INC.	0.800	0.002			
R72-10221	SALMON RIVER, EAST FORK	J-P RANCH INC.	0.800	0.002			
A72-10222	SALMON RIVER, EAST FORK	J-P RANCH INC.	1.600	0.005			
R72-10222	SALMON RIVER, EAST FORK	J-P RANCH INC.	1.600	0.005			
R72-10237	SALMON RIVER, EAST FORK	J-P RANCH INC.	2.140	0.006			

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R72-10210	DOMESTIC	J-P RANCH INC	FROM D1-01 TO 12-31	0.040 CFS	
A72-10210	DOMESTIC	J-P RANCH INC.	FROM D1-01 TO 12-31	0.040 CFS	
R72-10212	DOMESTIC	J-P RANCH INC	FROM D1-01 TO 12-31	0.040 CFS	
R72-10213	DOMESTIC	J-P RANCH INC.	FROM D1-01 TO 12-31	0.040 CFS	
A72-10212	DOMESTIC	J-P RANCH INC.	FROM D1-01 TO 12-31	0.040 CFS	
A72-10213	DOMESTIC	J-P RANCH INC.	FROM D1-01 TO 12-31	0.040 CFS	
A72-10214	STOCKWATER	J-P RANCH INC.	FROM D1-01 TO 12-31	0.040 CFS	
R72-10214	STOCKWATER	J-P RANCH INC.	FROM D1-01 TO 12-31	0.040 CFS	
A72-10478	DOMESTIC	ANDERSON, ANNETTE	FROM D1-01 TO 12-31	0.040 CFS	
R72-10478	DOMESTIC	ANDERSON, ANNETTE	FROM D1-01 TO 12-31	0.040 CFS	
R72-10535	FISH PROPAGATION	FISH & GAME	FROM D4-15 TO 10-15	0.800 CFS	
A72-10535	FISH PROPAGATION	FISH & GAME	FROM D4-15 TO 10-15	0.800 CFS	
A72-10215	DOMESTIC	J-P RANCH INC.	FROM D1-01 TO 12-31	0.040 CFS	
R72-10215	DOMESTIC	J-P RANCH INC	FROM D1-01 TO 12-31	0.040 CFS	
A72-10441	DOMESTIC	J P RANCH INC	FROM D1-01 TO 12-31	0.020 CFS	
A72-10441	STOCKWATER	J P RANCH INC	FROM D1-01 TO 12-31	0.040 CFS	
R72-10441	STOCKWATER	J P RANCH INC	FROM D1-01 TO 12-31	0.020 CFS	
A72-10355	DOMESTIC	HANSEN, GERALDINE R.	FROM D1-01 TO 12-31	0.045 CFS	
R72-10355	DOMESTIC	HANSEN, GERALDINE R	FROM D1-01 TO 12-31	0.045 CFS	

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

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A72-10220 THRU A72-10222

- E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
- * IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.
- F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A() Y() N()
- G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y() N()
- H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y() N()

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A()

REVIEWED BY: _____ DATE: _____

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A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A72-10237 IRRIGATION	FROM 04-01 TO 11-01	2.140 CFS	
TOTAL DIVERSION RATE/VOLUME		2.140 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE

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

Y() N()

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

N/A() Y() N()

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

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

Y() N()

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

Y() N()

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

Y() N()

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

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

N/A() Y() N()

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

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

N/A() Y() N()

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

N/A() Y() N()

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

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

N/A() Y() N()

[illegible]

AJ CLAIM TOTAL DIVERSION RATE: 2.140 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

N/A() Y() N()

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

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

Y() N()

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

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM?

Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES x 0.02 CFS/ACRE = CFS

(Taken from pou review)

1b. CALCULATIONS

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

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

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 780.0 AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

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

NOTES: _____

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	04-01	11-01	DATABASE EXAMINER 2.140	DATABASE EXAMINER	DATABASE EXAMINER 780.0
TOTAL FOR THIS RIGHT			2.140		780.0

NON-IRRIGATION USES CLAIMED: STOCKWATER INCIDENTAL TO IRRIG.

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

REVIEWED BY: _____ DATE: _____

FLAG: C _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-10237	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	2.140		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A72-07284	R72-10237	2.140	R72-10237	2.140	72-07284	1.060
A72-07285	R72-10237	2.140	R72-10237	2.140	72-07285	1.080
TOTAL CFS		4.280	4.280		2.140	

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

=====

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

☐ ORTHOPHOTOQUAD	DATE OF PHOTO _____	IDWR ID NO. _____	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____	IDWR ID NO. _____	Y() N()
☐ MAPP	DATE OF PHOTO _____	IDWR ID NO. _____	Y() N()
☐ ASGS AERIAL PHOTO	DATE OF PHOTO _____		Y() N()
☐ ASGS COLOR SLIDE	DATE OF PHOTO _____		Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____		Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____		Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____		Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____		Y() N()
☐ OTHER _____	DATE _____		Y() N()
☐ OTHER _____	DATE _____		Y() N()
☐ OTHER _____	DATE _____		Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____		
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____		
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____		
☐ SYSTEM DESCRIPTION	DATE DRAWN _____		
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____		
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____		
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____		
☐ OTHER _____	DATE _____		
☐ OTHER _____	DATE _____		

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

BARCODE UPDATED
WHOM/DATE

RECEIVED

MAR 09 1998

State of Idaho
Department of Water Resources

RECEIVED

MAR 05 1998

Department of Water Resources
Southern Region

WATER RIGHT LICENSE WATER RIGHT NO. 72-07505

Department of Water Resources
Eastern Region

Priority: August 18, 1992

Maximum Diversion Rate:
Maximum Diversion Volume:

0.16 CFS
28.0 AF

This is to certify, that J P RANCH INC
HC 67 BOX 2095
CHALLIS ID 83226

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 18, 1992; and
has submitted Proof of Beneficial Use on December 16, 1993. An examination indicates
that the works have a diversion capacity of 1.340 cfs of water from:

SALMON RIVER, EAST FORK tributary to SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.16 CFS	28.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 35, Township 11N, Range 18E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	18E	26	SESW 4	SWSE 4		8

Total number of acres irrigated: 8

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre field headgate for irrigation of the lands above.
6. Right 72-07285 is also diverted through the point of diversion described above.

License for
Additional
acres.

Not Part
of Claim

72-07505

40m

P/U To Be Lic.

72-7285

26
35

72-7505

40hp
Pump

Floor

PD

C-108
BLACKWORTH

