

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

RECEIVED

NOV 20 1989

Ident. Number: A37-00055

Date Received: 10/25/1989

Receipt No: 006710

Received By: hsh

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROYAL FORK RESTAURANT CORPORATION 208-322-5600
Address: 6874 FAIRVIEW RD
BOISE, ID 83704

2. Date of Priority: JUN 01, 1886

3. Source: SOLDIER CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	14E	14	SE	SE	SW		CAMAS
		21	SE	SW	NE		CAMAS

5. Description of diverting works:
2 HEAD GATES IN SOLDIER CREEK INTO LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
IN-STREAM STOCKWATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	14E	22	SW	NW		IRR	10.0
			SE	NW		IRR	5.0

A37-00055

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Date: 10/25/89

MICROFILMED
FEB 22 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	14E	22	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	175.0
						Total Acres	175.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
37-00056, 37-00492

14. Remarks:
ORIGINALLY DECREED TO A. C. BEST IN THE FROST DECREE.

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

CLIFFORD HALLOWELL
Decree Plaintiff

vs

MILO W. BAKER, ET. AL.
Decree Defendant

16. Signature(s)

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

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am President of Royal Fork Restaurant Corp., that I have signed the foregoing document in the space below as President of Royal Fork Restaurant Corp. and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
President Royal Fork Restaurant Corp
Title and Organization
11-14-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of Nov 19 89

[Signature]
Notary Public

Seal

Residing at Brian
My Commission Expires 12/12/94

R

A-272

STATES
INDUST.

Answers

A-3

A-31

APPENDIX

NOT-TO-SCALE

H-4

FEB 22 1963

37-00055

T IN 544E

05/24/2006

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

RIGHT NUMBER: 37-55
NAME AND ADDRESS: ROYAL FORK RESTAURANT CORP
6874 FAIRVIEW RD
BOISE ID 83704
SOURCE: SOLDIER CREEK TRIBUTARY: CAMAS CREEK
QUANTITY: 0.200 CFS
PRIORITY DATE: 06/01/1886
POINT OF DIVERSION:

T01N R14E S16 SESESW Within CAMAS County
T01N R14E S21 SWSWNE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.200 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T01N R14E S21	NENE	4.00	T01N R14E S21	NWNE	35.00
T01N R14E S21	SWNE	33.00	T01N R14E S21	SENE	35.00
T01N R14E S21	NESE	39.00	T01N R14E S21	NWSE	38.00
T01N R14E S21	SWSE	38.00	T01N R14E S21	SESE	34.00
T01N R14E S22	SWNW	17.00	T01N R14E S22	SENE	14.00
T01N R14E S22	NESW	40.00	T01N R14E S22	NWSW	40.00
T01N R14E S22	SWSW	39.00	T01N R14E S22	SESE	39.00

445 ACRES TOTAL

This right is limited to the irrigation of 175 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 445 acres in a single irrigation season. Combined Right Nos.: 37-55, 37-56, 37-257, 37-258, and 37-492.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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



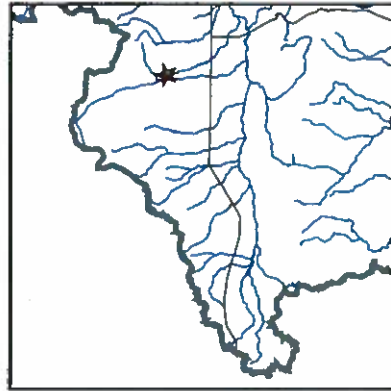
Idaho Department of Water Resources

SRBA Recommendation:

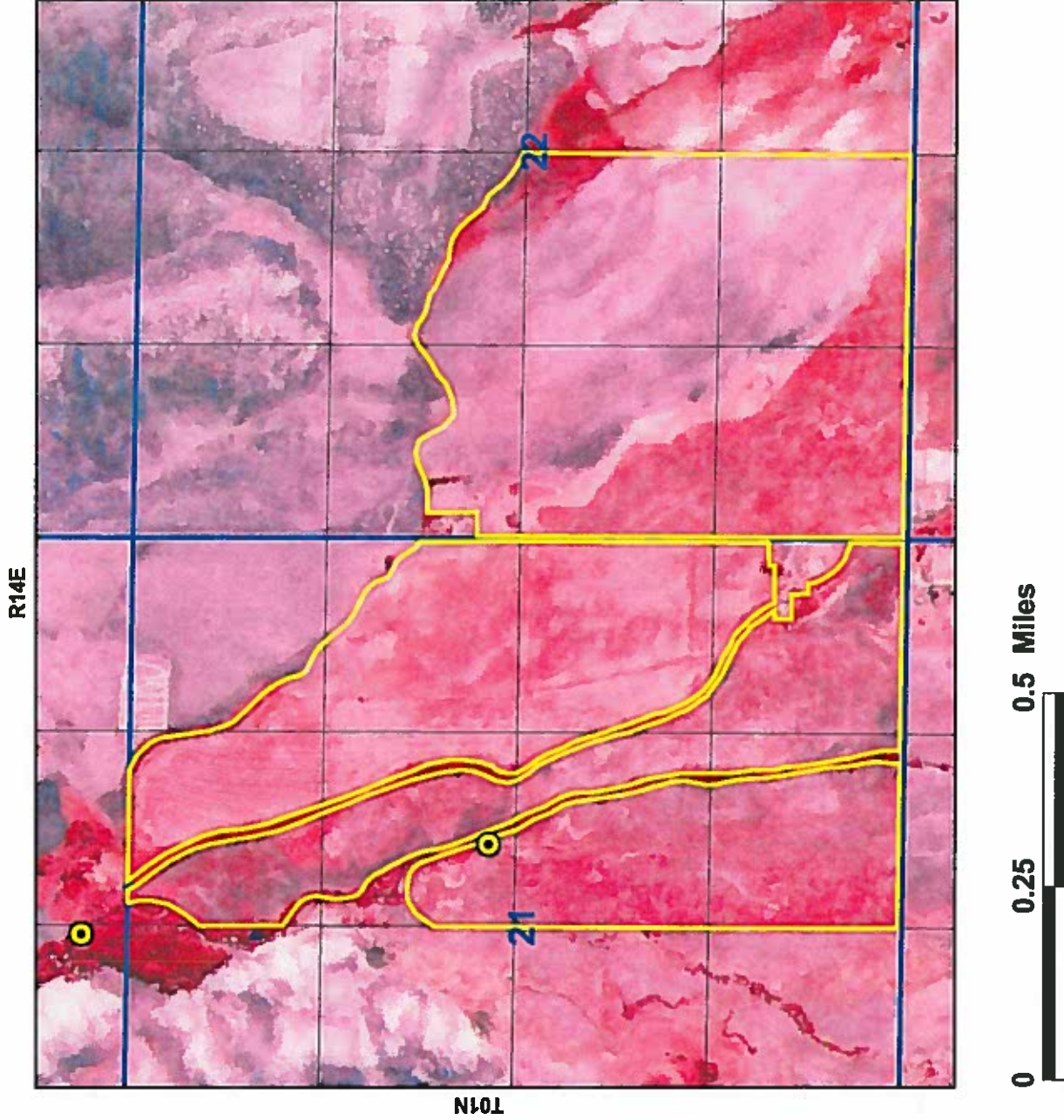
- 37-55
- 37-56
- 37-257
- 37-258
- 37-492

Legend

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



Camas County
IDWR Basin 37



Prepared by M. Anders
On Wednesday, May 24, 2006
1987/88 Aerial Photography

Adjudication Claim Notes

Claim(s): 37-55, 37-56, 37-257, 37-258, 37-492

Background Data

37-55

- Source is Soldier Creek tributary to Camas Creek
- Decreed for 0.2 cfs on 8 QQ
- Claimed 0.2 cfs for Irrigation of 175 acres

37-56

- Source is Soldier Creek tributary to Camas Creek
- Decreed for 1.8 cfs on 8 QQ
- Claimed 1.8 cfs for Irrigation of 175 acres

37-257

- Source is Soldier Creek tributary to Camas Creek
- Decreed for 0.5 cfs on 4 QQ
- Claimed 0.5 cfs for Irrigation of 160 acres

37-258

- Source is Soldier Creek tributary to Camas Creek
- Decreed for 1.5 cfs on 4 QQ
- Claimed 1.5 cfs for Irrigation of 160 acres

37-492

- Source is Soldier Creek tributary to Camas Creek
- Decreed for 3.2 cfs on 7 QQ
- Claimed 3.2 cfs for Irrigation of 280 acres

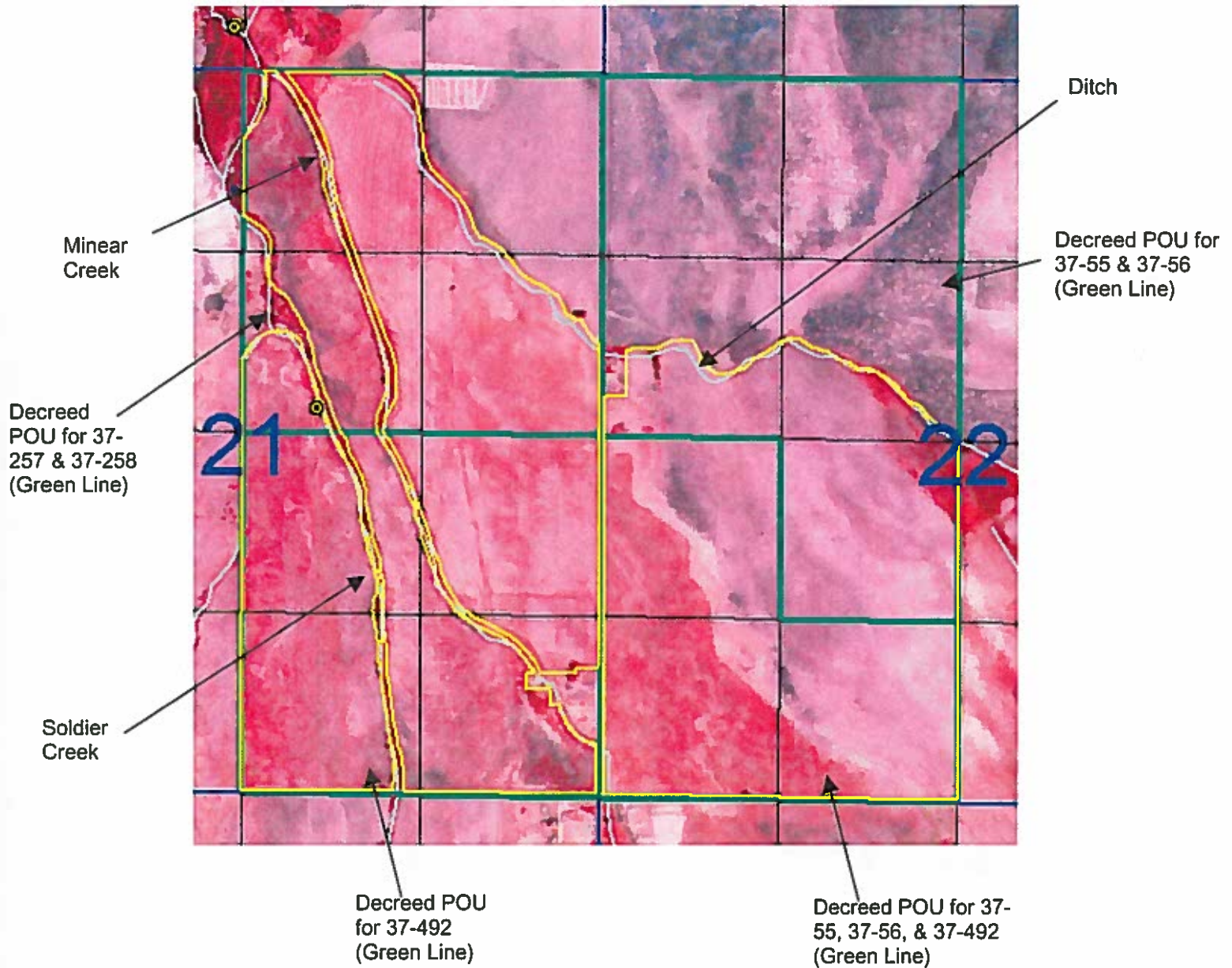
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

1987 Aerial Photo



Notes

T1N R14E Sections 21 & 22

- Found 457 acres for Irrigation
- The overlapping claimed POUs and the water distribution observed during a field exam both suggest that the POUs for these water rights are used as a PPU. The recommendations:
 - 37-55: 0.2 cfs for Irrigation, limited to 175 acres within PPU. (188 acres appear to be irrigated, but only claimed 175 acres)
 - 37-56: 1.8 cfs for Irrigation, limited to 175 acres within PPU. (188 acres appear to be irrigated, but only claimed 175 acres)
 - 37-257: 0.5 cfs for Irrigation, limited to 108 acres within PPU.
 - 37-258: 1.5 cfs for Irrigation, limited to 108 acres within PPU.
 - 37-492: 3.2 cfs for Irrigation, limited to 266 acres within PPU.
 - Combined use limit: 37-55, 37-56, 37-257, 37-258, and 37-492 are limited to Irrigation of 445 acres in an irrigation season
- Data used for review: 1987, 1992, & 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-55

WATER RIGHT NUMBER: 37-55

Owner Type Name and Address

Current Owner OLGA NASER

, ZZ

Priority Date: 06/01/1886

Basis: Decreed

Status: Active

Source

SOLDIER CREEK

Tributary

CAMAS CREEK

Beneficial Use

IRRIGATION

From To

/ to /

Diversion Rate

0.200 CFS

Annual VolumeTotal Diversion: 0.200 CFSLocation of Point(s) of Diversion

SOLDIER CREEK

SW1/4NE1/4

Sec. 21, Twp 01N, Rge 14E, B.M.

CAMAS County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	14E	22					X	X	X	X	X	X	X	X					

Conditions of Approval:

1. ORIGINALLY DECREED TO A. C. BEST IN THE FROST DECREE.
FARM INCLUDES 100 AC. IN SW 1/4 S22; SEE FROST DECREE.

Remarks:Comments: