

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: A37-07836

Date Received: 10/25/1988

Receipt No: S003233

Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GIMLET PROPERTY OWNERS ASSN. INC. 208-726-3276
Address: P.O. BOX 485
SUN VALLEY, ID 83353

2. Date of Priority: JUN 04, 1980

3. Source: BIG WOOD RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	18E	32	NW	SW	NW		BLAINE

5. Description of diverting works:
STEEL HEADGATE & CIPPOLLETTI WEIR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
AESTHETIC	01/01	12/31	10.000		
RECREATION	01/01	12/31	1.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
AESTHETIC USE OF STREAM FLOWING THROUGH SUBD.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	18E	31	NE	SE		REC	
			NE	SE		AES	

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	18E	31	SE		SE		REC	
			SE		SE		AES	
		32	SW		NW		REC	
			SW		NW		AES	
			NW		SW		REC	
			NW		SW		AES	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

THIS PROJECT SHALL BE OPERATED IN A MANNER THAT WILL NOT
CONFLICT OR INTERFERE WITH THE FUTURE UPSTREAM DIVERSION OF
WATER FOR IRRIGATION OR OTHER BENEFICIAL CONSUMPTION.

15. Basis of Claim: LICENSE

MICROFILMED
FEB 24 1993

(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.

MICROFILMED
FEB 24 1993

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A37-07836

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

GIMLET PROPERTY
1. Name of Claimant (s) OWNERS ASSOCIATION, INC Phone (208) 726-3276

Mailing Address P.O. BOX 485 SUN VALLEY 10 Zip 83353

2. Date of Priority (Only one (1) per claim) 6/04/1980

3. Source of water supply (a) BIG WOOD
which is tributary to (b) MALAD

4. a. Location of existing point of diversion is: Township 4N Range 18E Section 32,
NW 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of BLAINE

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 3' COVERED HEADGATE

W/ TYPICAL HEADGATE VALVE & CARPETED
WEIR

MICROFILMED
FEB 24 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For AESTHETIC purposes from JAN 1 to DEC 31 amount 10.0 or _____

For RECREATION purposes from JAN 1 to DEC 31 amount 10.0 or _____

For _____ purposes from _____ to _____ amount 1.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 10.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) AESTHETIC RECREATION STREAM FLOWING

10. Description of place of use:

THROUGH GIMLET SUBDIVISION

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>4N</u>	<u>18E</u>	<u>32</u>						<u>RJ</u>				<u>RJ</u>							
		<u>31</u>													<u>RJ</u>			<u>RJ</u>	

Total number of acres irrigated 0

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

12. Do you own the property listed above as place of use? Yes _____ No X

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None X

14. Remarks:

HOMEOWNER'S ASSOCIATION FILED FOR &
RECEIVED LICENSE FOR USE

MICROFILMED
FEB 24 1993

Last Name GIMLET POA Ident No. A37-07836

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 37-7836
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☒ do not ☐
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1 (MAP)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

For Organizations: I do solemnly swear or affirm that I am PRESIDENT Title
of GIMLET PROPERTY OWNERS ASSN, INC. Organization, that I have signed the foregoing
document in the space below as PRESIDENT Title of GPOA, Inc. Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Walter Wright
Title and Organization PRES. GPOA INC. Date 10/23/88

State of Idaho/or _____)
County of BLAINE) SS.

Subscribed and sworn (or affirmed) before me this 23d day of OCTOBER 1988

SEAL

Notary Public Brian J. Ballard

Residing at BLAINE COUNTY

My Commission Expires 12/12/93

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, BRIAN L. BALLARD will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature Brian J. Ballard

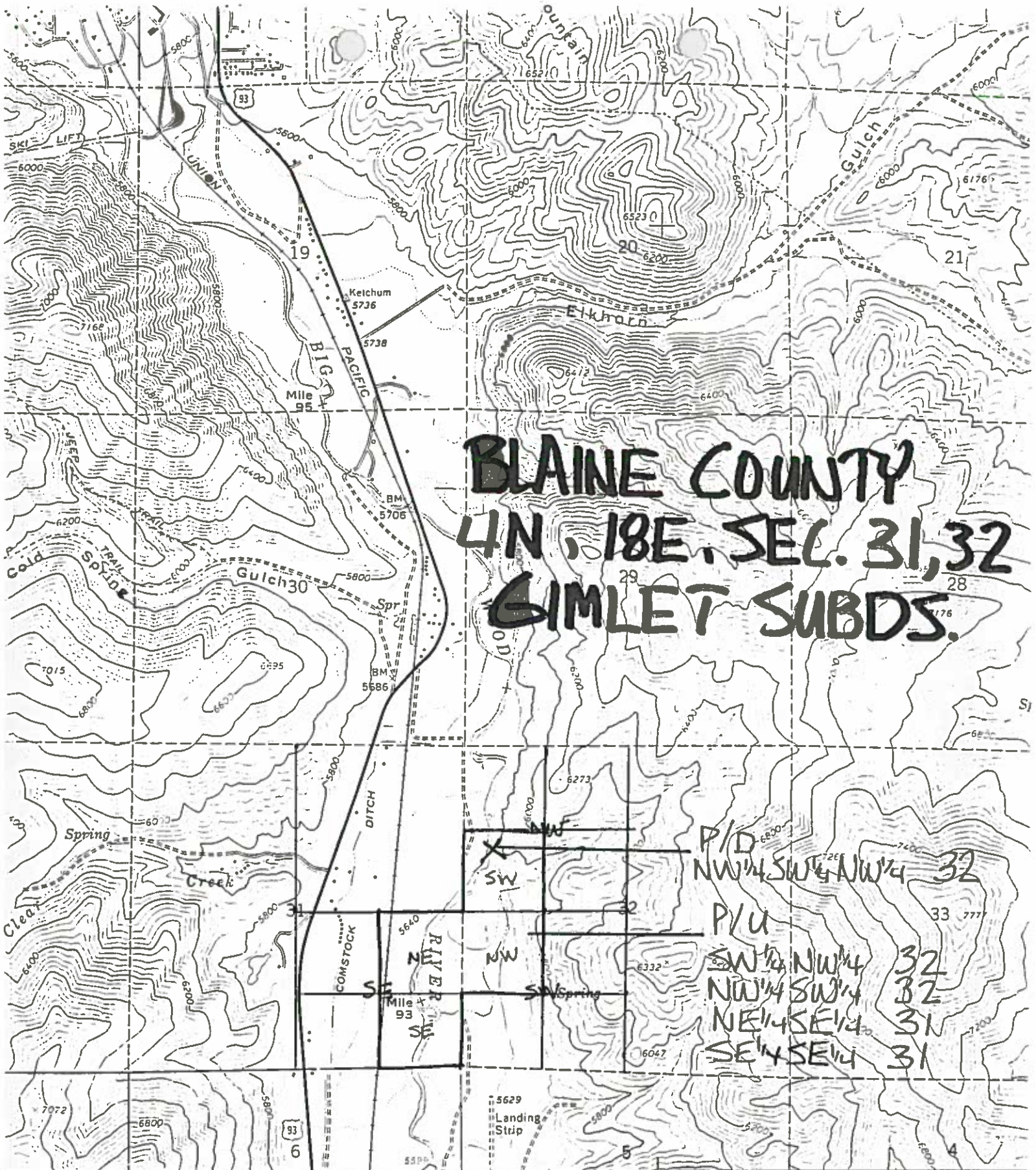
Address P.O. BOX 297 KERNEUM, ID. 83340

Date 10/23/88

MICROFILMED
FEB 24 1993

Last Name GIMLET POA Ident. Number A37-07836

Copies White-State, Yellow-Claimant



ed, edited, and published by the Geological Survey
 ol by USGS and USC&GS
 graphy by photogrammetric methods from aerial
 graphs taken 1966. Field checked 1967
 onic projection. 1927 North American datum
 10-foot grid based on Idaho coordinate system,
 al zone

HAILEY 7 MI.
 TWIN FALLS 72 MI.

410 000 FEET

1" = 51' 33 MILS

18" = 320 MILS

SCALE 1:24

0 1000 2000 3000

CONTOUR INTERVAL
 DOTTED LINES REPRESENT
 NATIONAL GEODETIC VERT

MICROFILMED
FEB 24 1993

A27-07836

01/03/2007

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

RIGHT NUMBER: 37-7836

NAME AND ADDRESS: GIMLET PROPERTY OWNERS ASSN INC
PO BOX 485
SUN VALLEY ID 83353

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/04/1980

POINT OF DIVERSION:

T04N R18E S32 NWSWN Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	01/01 12/31	10.000 CFS
AESTHETIC	01/01 12/31	10.000 CFS

PLACE OF USE: RECREATION in BLAINE County

T04N R18E S31	NESE	T04N R18E S31	SESE
---------------	------	---------------	------

T04N R18E S32	SWNW	T04N R18E S32	NWSW
---------------	------	---------------	------

AESTHETIC in BLAINE County

T04N R18E S31	NESE	T04N R18E S31	SESE
---------------	------	---------------	------

T04N R18E S32	SWNW	T04N R18E S32	NWSW
---------------	------	---------------	------

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

THIS PROJECT SHALL BE OPERATED IN A MANNER THAT WILL NOT CONFLICT OR INTERFERE WITH THE FUTURE UPSTREAM DIVERSION OF WATER FOR IRRIGATION OR OTHER BENEFICIAL CONSUMPTION.

**State of Idaho
Department of Water Resources**

WATER RIGHT LICENSE

License of Water Right No. 37-7836 Priority June 4, 1980 Amount 10.0 cfs

THIS IS TO CERTIFY, that Gimlet Property Owners Association Inc.
of Sun Valley, Idaho, has complied with the terms and conditions of Permit
No. 37-7836 issued pursuant to Application for Permit dated June 4, 1980,
and has submitted proof to the Department of Water Resources on July 23, 1985,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 11.69 cfs of water from Big Wood River,
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Aesthetic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>10.0</u> cfs and	<u>N/A</u>
<u>Recreation</u>	from <u>January 1</u> to <u>December 31</u>	at <u>10.0</u> cfs and	<u>N/A</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 10.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
N/A acre feet per year, said waters to be diverted within the SW1/4 Section 32,
Twp 4N, Rge. 18E in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	18E	32							X			X							
		31													X			X	

Total number of acres irrigated _____

MICROFILMED

NOV 11 2003

SCANNED

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

This project shall be operated in a manner that will not conflict or interfere with the future upstream diversion of water for irrigation or other beneficial consumption.

Use of water under this license is subject to control by the watermaster of State Water District No. 37, Big Wood River.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29TH day of SEPTEMBER, 19 86.

MICROFILMED

Acting for the Director

Norman C. Young

RESPONDENTS:

James P. Speck

Date

Attorney for Barker Living Trust, Myer Berlow, Deborah Barr, Chaney Creek Ranch LLC, Eagle Creek Irrigation Co., ECD Inc., Michael S. Engl, Charles T. Foley, Gimlet Property Owners Assn., William B. Gordon, Gregory Ranch LLC, Lake Creek Meadows Homeowners, Elise G. Lufkin, Charles L. Matthiesen, The R. Daniel Olmstead Revocable Trust, John D. Pierce, Ralph W. Girton, Kandi L. Girton, River Rock Ranch LP, Rivers Edge Associates LLC, Steven D. Holzman Trust, The Gulch Trust, Michael E. Willard, and Roy R. Woods

IDWR CONCURRENCE:

Kelly K. Christensen *2-16-11*

Kelly K. Christensen

Date

Sr. Water Resource Agent

IDWR CONCURRENCE:

Andrea L. Courtney

Date

Deputy Attorney General

Attorney for IDWR

02/03/2011

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

RIGHT NUMBER: 37-7836

NAME AND ADDRESS: GIMLET PROPERTY OWNERS ASSN INC
C/O ANN HENDER
PO BOX 6671
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/04/1980

POINT OF
DIVERSION:

T04N R18E S32 NWSNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	01/01 12/31	10.000 CFS
AESTHETIC	01/01 12/31	10.000 CFS

PLACE OF USE:

RECREATION in BLAINE County

T04N R18E S31	NESE	T04N R18E S31	SESE
T04N R18E S32	SWNW	T04N R18E S32	NWSW

AESTHETIC in BLAINE County

T04N R18E S31	NESE	T04N R18E S31	SESE
T04N R18E S32	SWNW	T04N R18E S32	NWSW

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

This project shall be operated in a manner that will not conflict or interfere with the future upstream diversion of water for irrigation or other beneficial consumption.

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works and at the point of return to the Big Wood River.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

37- 7638 Gimlet

Carter added a ~~transfer~~^{licensing} condition that was excluded in the Recom.

RE: ... upstream diversion of water ...

Per Speck e-mail to Vicki Oct 11, 2010 @ 6:05 PM
forwarded to me 10-12-2010- 10:48

add "and at the point of return to the Big Wood R."

No confirmation from Barker/Hobdy on
acceptability of rmk.

Christensen, Kelly

From: Christensen, Kelly
Sent: Friday, January 21, 2011 11:48 AM
To: 'Jim Speck'; Craig Hobdey; Albert Barker; Courtney, Andrea; Kelly, Vicki
Subject: 37-7638 Gimlet

I have attached a draft recommendation as a potential SF-5. As I do not have a lot of input from anybody I may be jumping the gun on this one but I am hoping that this will be satisfactory to all parties.

Please let the department know your take on this document and if it is acceptable to everybody I'll have Vicki start the SF-5 on its rounds.



37-7836 Gimlet
draft SF-5.docx...

Kelly K Christensen
Sr Water Resource Agt
Boise, Western Region
(208)-334-2190

Christensen, Kelly

From: Courtney, Andrea
Sent: Tuesday, October 12, 2010 11:07 AM
To: Christensen, Kelly; Kelly, Vicki
Subject: RE: Gimlet Property Owners/SRBA 37-7836

Sounds like a plan.

-----Original Message-----

From: Christensen, Kelly
Sent: Tuesday, October 12, 2010 11:06 AM
To: Kelly, Vicki; Courtney, Andrea
Subject: RE: Gimlet Property Owners/SRBA 37-7836

This looks fine to me. I wouldn't be surprised to see Barker/Hobdey seek a measurement device novelette remark though.

kkc

-----Original Message-----

From: Kelly, Vicki
Sent: Tuesday, October 12, 2010 10:48 AM
To: Courtney, Andrea; Christensen, Kelly
Subject: FW: Gimlet Property Owners/SRBA 37-7836

Good morning

This is set for tomorrow. As noted, we sent a draft rec to Speck with this condition on it as we had accidentally left it off our recommendation. I thought Speck had already agreed to this language (at the initial hrg) but wanted time to check the system outflow. Anyway, if Barker / Hobdey are on-board, I think we can SF5 if you all are good with it. Thanks - Vicki

-----Original Message-----

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Monday, October 11, 2010 6:05 PM
To: 'Al Barker'; 'Craig Hobdey'
Cc: 'Ann Hender'; Kelly, Vicki
Subject: Re: Gimlet Property Owners/SRBA 37-7836

Al & Craig,

I have confirmed with my client that there is a measuring device installed at the point of return to the Big Wood River for this water right. Therefore, I propose to simply add to the first Explanatory Material provision on the attached draft SF5 prepared by IDWR last fall the following, "and at the point of return to the Big Wood River." Please let me know if this is acceptable.

Jim

James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue

P.O. Box 987
Ketchum, ID 83340
208.726.4421
208.726.0752 (fax)
jim@speckandaanestad.com

CONFIDENTIAL COMMUNICATION

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7836 V1

WATER RIGHT NUMBER: 37-7836 V1

FROM APR 29
(thurs) initial
1:30 hearing
Andria Attorney

Owner Type Name and Address
Current Owner GIMLET PROPERTY OWNERS ASSN INC
C/O ANN HENDER
PO BOX 6671
KETCHUM, ID 83340
(208)725-0117

Priority Date: 06/04/1980

Basis: License

Status: Active

Unit hearing notes:
Spec to confirm adding measuring device
feasibility

Source Tributary
BIG WOOD RIVER MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	01/01	to 12/31	10.000 CFS	
AESTHETIC	01/01	to 12/31	10.000 CFS	
<u>Total Diversion:</u>			10.000 CFS	

Canter updated
Rmks adding
#1

Location of Point(s) of Diversion

BIG WOOD RIVER NW1/4SW1/4NW1/4 Sec. 32, Twp 04N, Rge 18E, B.M.
BLAINE County

Place of Use

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	18E	31													X				X
04N	18E	32						X				X							

AESTHETIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	18E	31													X				X
04N	18E	32						X				X							

Conditions of Approval:

1. This project shall be operated in a manner that will not conflict or interfere with the future upstream diversion of water for irrigation or other beneficial consumption.
2. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
3. C18 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.
4. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

Remarks:

1. mvanbussum 2/7/2007 Copied from remarks
Comment: THIS PROJECT SHALL BE OPERATED IN A MANNER THAT WILL NOT CONFLICT OR INTERFERE WITH THE FUTURE UPSTREAM DIVERSION OF WATER FOR IRRIGATION OR OTHER BENEFICIAL CONSUMPTION.
2. cfritsch 9/21/2009 Revision
Comment: Added license condition concerning operation of the project in attempt to resolve objection.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-7836

WATER RIGHT NUMBER: 37-7836

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GIMLET PROPERTY OWNERS ASSN INC C/O ANN HENDER PO BOX 6671 KETCHUM, ID 83340 (208)725-0117

Priority Date: 06/04/1980

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	1/01	to 12/31	1.000 CFS	
AESTHETIC	1/01	to 12/31	10.000 CFS	
	<u>Total Diversion:</u>		10.000 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	NW1/4SW1/4NW1/4	Sec. 32, Twp 04N, Rge 18E, B.M.
BLAINE County		

Place of Use

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	18E	31													X				X
04N	18E	32							X				X						

AESTHETIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	18E	31													X				X
04N	18E	32							X				X						

Conditions of Approval:

1. 016 See remarks for additional conditions of approval.
2. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
3. THIS PROJECT SHALL BE OPERATED IN A MANNER THAT WILL NOT CONFLICT OR INTERFERE WITH THE FUTURE UPSTREAM DIVERSION OF WATER FOR IRRIGATION OR OTHER BENEFICIAL CONSUMPTION.
4. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-7836

WATER RIGHT NUMBER: 37-7836

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GIMLET PROPERTY OWNERS ASSN INC C/O ANN HENDER PO BOX 6671 KETCHUM, ID 83340 (208)725-0117

Priority Date: 06/04/1980

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
AESTHETIC	1/01	to 12/31	10.000 CFS	
RECREATION	1/01	to 12/31	10.000 CFS	
	<u>Total Diversion:</u>		10.000 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 32, Twp 04N, Rge 18E, B.M.
BLAINE County		

Place of Use

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	18E	31													X				X
04N	18E	32						X				X							

AESTHETIC same as RECREATIONConditions of Approval:

1. 016 See remarks for additional conditions of approval.
2. THIS PROJECT SHALL BE OPERATED IN A MANNER THAT WILL NOT CONFLICT OR INTERFERE WITH THE FUTURE UPSTREAM DIVERSION OF WATER FOR IRRIGATION OR OTHER BENEFICIAL CONSUMPTION.
3. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
4. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

01/21/2011

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

RIGHT NUMBER: 37-7836

NAME AND ADDRESS: GIMLET PROPERTY OWNERS ASSN INC
C/O ANN HENDER
PO BOX 6671
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/04/1980

POINT OF
DIVERSION:

T04N R18E S32 NWSWN Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	01/01 12/31	10.000 CFS
AESTHETIC	01/01 12/31	10.000 CFS

PLACE OF USE: RECREATION in BLAINE County

T04N R18E S31	NESE	T04N R18E S31	SESE
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T04N R18E S32	SWNW	T04N R18E S32	NWSW
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AESTHETIC in BLAINE County

T04N R18E S31	NESE	T04N R18E S31	SESE
---------------	------	---------------	------

T04N R18E S32	SWNW	T04N R18E S32	NWSW
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OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This project shall be operated in a manner that will not conflict or interfere with the future upstream diversion of water for irrigation or other beneficial consumption.

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works and at the point of return to the Big Wood River.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

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

RIGHT NUMBER: 37-7836

NAME AND ADDRESS: GIMLET PROPERTY OWNERS ASSN INC
C/O ANN HENDER
PO BOX 6671
KETCHUM ID 83340

Director's
Report.

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/04/1980

POINT OF
DIVERSION: T04N R18E S32 NWSWN Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	01/01 12/31	10.000 CFS
AESTHETIC	01/01 12/31	10.000 CFS

PLACE OF USE: RECREATION in BLAINE County

T04N R18E S31	NESE	T04N R18E S31	SESE
T04N R18E S32	SWNW	T04N R18E S32	NWSW

AESTHETIC in BLAINE County

T04N R18E S31	NESE	T04N R18E S31	SESE
T04N R18E S32	SWNW	T04N R18E S32	NWSW

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

09/21/2009

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

RIGHT NUMBER: 37-7836

NAME AND ADDRESS: GIMLET PROPERTY OWNERS ASSN INC
C/O ANN HENDER
PO BOX 6671
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/04/1980

POINT OF
DIVERSION:

T04N R18E S32 NWSWN Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

RECREATION

01/01 12/31

10.000 CFS

AESTHETIC

01/01 12/31

10.000 CFS

PLACE OF USE:

RECREATION in BLAINE County

T04N R18E S31 NESE

T04N R18E S31 SESE

T04N R18E S32 SWNW

T04N R18E S32 NWSW

AESTHETIC in BLAINE County

T04N R18E S31 NESE

T04N R18E S31 SESE

T04N R18E S32 SWNW

T04N R18E S32 NWSW

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

This project shall be operated in a manner that will not conflict or interfere with the future upstream diversion of water for irrigation or other beneficial consumption.

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

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

*Draft SF-5
Prepared by
Carter. Still
Waiting on
other parties
to respond.
11-2-2010*

Christensen, Kelly

From: Christensen, Kelly
Sent: Friday, October 08, 2010 8:02 AM
To: Kelly, Vicki
Subject: 37-7836 Gimlet Properties

Your summary from the 10-7-2010; 12:15 e-mail is, to the best of my knowledge, the latest and greatest information available on the current status for this right.

37-7836 (Gimlet Properties) 3:00 PM KC – license condition to be added to rec. Before Speck committed to addition of a measuring device Hobdey & Barker wanted, he was going to do further research outflow of the system.

Just wanted you to know that I did look at this a little.

Kelly K Christensen
Sr Water Resource Agt
Boise, Western Region
(208)-334-2190