

**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.: 37-8254**
)
)
)
)
)
)
)

STANDARD FORM 5

**STIPULATED ELEMENTS OF A
WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Warren G. Sorensen

Date

OBJECTORS:

Albert P. Barker

Date

Attorney for Tom O'Gara, John F.
Stevenson, Bill Molyneux, Pete Van Der
Meulen, Grace Eakin, Rocky Sherbine,
Gerald Bashaw, and Pepin Corso-Harris

IDWR CONCURRENCE:

Kelly K. Christensen 10-25-2010

Kelly K. Christensen

Date

Sr. Water Resource Agent

IDWR CONCURRENCE:

Nicholas B. Spencer

Date

Deputy Attorney General
Attorney for IDWR

10/20/2010

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

RIGHT NUMBER: 37-8254

NAME AND ADDRESS: WARREN G SORENSEN
355 BROADFORD RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.00 AFY

PRIORITY DATE: 12/13/1985

POINT OF
DIVERSION:

T02N R18E S35 NWNENW Lot 1 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

AESTHETIC STORAGE

01/01 12/31

1.00 AFY

PLACE OF USE:

AESTHETIC STORAGE in BLAINE County

T02N R18E S35 Lot 1 NENW

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

The aesthetic pond established under this right shall not exceed a total capacity of 1.0 acre-feet.

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

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

Christensen, Kelly

From: Christensen, Kelly
Sent: Friday, October 08, 2010 7:54 AM
To: Albert Barker; 'Craig Hobdey'; Kelly, Vicki; Spencer, Nick; Jim Speck
Subject: 37-8254 Sorensen

Attached is a proposed SF-5 for this right. The remarks reflect the watermaster regulation and that the pond volume is limited to the 1.0 af.

There was discussion regarding a measurement device remark, however as this pond is on the Broadford Slough and the flow in this reach is significant, any attempt to measure the inflow vs the outflow difference would be extremely difficult. Any seepage and evaporative losses associated with this pond would in all likely hood fall within the margin of error for most any measurement devices that could be installed.

I do not know of any measurement for the Broadford slough in this area however I would expect it to be several CFS. There is a 48 inch culvert under the road approximately 200 ft downstream and the file notes indicate that the spillway for the pond was to be designed to carry the same flow potential as the culvert.

In the application for permit analysis the then Southern regional manager Loren Holmes indicated that in this general area that it is a gaining reach for the Broadford Slough.

Unfortunately I do not have Mr. Sorensen's e-mail address so this message has not been sent to him yet.



37-8254 Sorenson
prelim recomm...

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

10/07/2010

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

RIGHT NUMBER: 37-8254

NAME AND ADDRESS: WARREN G SORENSEN
355 BROADFORD RD
BELLEVUE ID 83313

*Prelim
Recom
attached to
Oct 7 e-mail
to
Nick.*

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.000 AFY

PRIORITY DATE: 12/13/1985

POINT OF DIVERSION:

T02N R18E S35 NWNENW Lot 1 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC STORAGE	01/01 12/31	1.00 AFY

PLACE OF USE: AESTHETIC STORAGE in BLAINE County

T02N R18E S35 Lot 1 NENW

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

The aesthetic pond established under this right shall not exceed a total capacity of 1.0 acre-foot.

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

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

Christensen, Kelly

From: Christensen, Kelly
Sent: Thursday, October 07, 2010 3:43 PM
To: Kelly, Vicki; Spencer, Nick
Subject: 37-8254 Sorensen proposed recommendation

The following message is what I propose sending to Barker/Hobdey regarding this right.

Attached is a proposed SF-5 for this right. The remarks reflect the watermaster regulation and that the pond volume is limited to the 1.0 af.

There was discussion regarding a measurement device remark, however as this pond is on the Broadford Slough and the flow in this reach is significant, any attempt to measure the inflow vs the outflow difference would be extremely difficult. Any seepage and evaporative losses associated with this pond would in all likely hood fall within the margin of error for most any measurement devices that could be installed.

I do not know of any measurement for the Broadford slough in this area however I would expect it to be several CFS. There is a 48 inch culvert under the road approximately 200 ft downstream and the file notes indicate that the spillway for the pond was to be designed to carry the same flow potential as the culvert.

In the application for permit analysis the then Southern regional manager Loren Holmes indicated that in this general area that it is a gaining reach for the Broadford Slough.



37-8254 Sorenson
prelim recomm...

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

Fill area to prevent
flooding of County right-
of-way

Construct weir and spillway, flow potential same as CMP 200' downstream

- Existing cmf
48"

Found 1/2" Rebar
T.P.O.B.

MICROFILMED

APR 13 1987

37-8254 Backfile
Pg ~~24~~ 28

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

Advertise file

INITIAL REVIEW BY: AJ

JOHNSTON, Harry E.
APPLICATION NUMBER: 37-8254

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☐ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: LH
Date: Previous to filing
Comments: The Broadford slough gains from springs in this reach. Water is diverted into the slough from the Big wood R. to fill rights on the slough. Schematic in file shows location of this App. relative to other diversions.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☒ Other Blaine P&Z maria 1/14/86
Reid Newby maria 1/14/86

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. Y-23
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. 2/10/86
Final date for protests: _____
☒ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 1/30/86
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application. Protests withdrawn
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 37
12/13/85 Date of priority recommended.
Special conditions of approval or cover letter. file copy destroyed
05-37, Bigwood R.
05-37, Broadford slough, non-consumptive
2-27
non-consumptive use - OK to proceed

By: Loren D. Hansen Date: 3/17/86

STATE OFFICE REVIEW:

Lillo 37 05/37, Bigwood River

☐ See attached sheet for more information.

By: KW Date: 3/25/86 Department of Water Resources

MICROFILMED
RECEIVED
MAR 21 1986

37-8254 Backfile
Pg 33 34

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-8254 V1

WATER RIGHT NUMBER: 37-8254 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HARRY E JOHNSTON 7825 FAY AVE STE 231 LA JOLLA, CA 92037
Current Owner	WARREN G SORENSEN 355 BROADFORD RD BELLEVUE, ID 83313 (208)788-9645

Acting Pro Se

Priority Date: 12/13/1985

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 STORAGE	01/01	to 12/31		1.00 AF
	<u>Total Diversion:</u>			1.00 AF

Location of Point(s) of Diversion

BIG WOOD RIVER	L1 (NW1/4NE1/4NW1/4)	Sec. 35, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

AESTHETIC STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	35					X												
							L1												

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
2. 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.

Remarks:*add pond volume Bmk.*Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-8254

WATER RIGHT NUMBER: 37-8254

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WARREN G SORENSEN 355 BROADFORD RD BELLEVUE, ID 83313 (208)788-9645
Original Owner	HARRY E JOHNSTON 7825 FAY AVE STE 231 LA JOLLA, CA 92037

Priority Date: 12/13/1985

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
BROADFORD SLOUGH	BIG WOOD 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		1.00 AF
	<u>Total Diversion:</u>		1.00 AF

Location of Point(s) of Diversion

BROADFORD SLOUGH	NW1/4NE1/4NW1/4	Sec. 35, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

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	
02N	18E	35					X												

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-8254

WATER RIGHT NUMBER: 37-8254

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HARRY E JOHNSTON 7825 FAY AVE STE 231 LA JOLLA, CA 92037

Priority Date: 12/13/1985

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
BROADFORD SLOUGH	BIG WOOD 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		1.00 AF
	<u>Total Diversion:</u>			1.00 AF

Location of Point(s) of Diversion

BROADFORD SLOUGH	NW1/4NE1/4NW1/4	Sec. 35, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

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	
02N	18E	35					X												

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Remarks:Comments:Dates and Other Information:

Licensed Date: 4/6/1987
 Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:

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 37-8254
Date Received: 7/13/1988
Receipt No: S000913
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WARREN G SORENSEN Phone: (208)788-9645
355 BROADFORD RD
BELLEVUE ID 83313

2. Date of Priority: 12/13/1985

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	35	NW NE NW	BLAINE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
AESTHETIC	1/01	12/31		1

7. Total Quantity Appropriated is:

1 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	35	NE	NW	AESTHETIC	

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:

14. Remarks:

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

15. 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

July 1, 2002

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**WARREN G SORENSEN
355 BROADFORD RD
BELLEVUE ID 83313**

Re: SRBA Claim(s) 37-2644G, 37-2644H, 37-8254

Dear Mr. Sorensen:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

**Trish Fawcett
Technical Records Specialist**

Enc.

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-8254					
37-2644G					
37-2644H					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED**, **TITLE POLICY**, **CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

HARRY E. JOHNSTON

7825 FAY AVE SUITE 231

4. New Owner/Claimant(s)

LA JOLLA, CA 92037

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

WARREN G. SORENSEN

City, State and ZIP Code

355 BROADFORD RD BELLEVUE, ID. 83313

New Telephone Number

208 788-9645

5. Date you acquired the property

JAN 18, 1993

RECEIVED

JUN 27 2000

Department of Water Resources
 Southern Region

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Wanene Sorense
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by KKC Date 6/27/02 Fee NA
 Receipted by _____ Date _____ Receipt No. _____
 Processed by [Signature] AJ Date 7/1/02 WR _____ Date _____



WARRANTY DEED

For Value Received HARRY E. JOHNSTON, TRUSTEE UNDER DECLARATION TRUST DATED
OCTOBER 30, 1980

the Grantor hereby grants, bargains, sells, conveys and warrants unto WARREN G. SORENSON, AN
UNMARRIED MAN,

the Grantee whose current address is: P.O. BOX 1332, SUN VALLEY, IDAHO 83353

the following described premises, to-wit:

PARCEL I:

Lot 1 of a Replat showing Lot 1, OWL CREEK SUBDIVISION, according to the
official plat thereof, recorded September 9, 1991, as Instrument No. 333495,
records of Blaine County, Idaho.

PARCEL II:

Lot 2 of OWL CREEK SUBDIVISION, Blaine County, Idaho, according to the
official plat thereof, recorded December 6, 1985, as Instrument No. 268882,
records of Blaine County, Idaho.

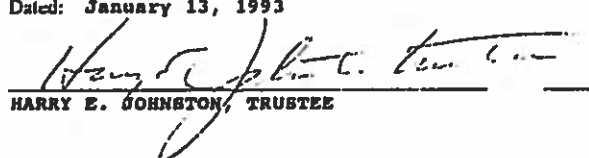
Together with but not limited to the following described water rights
appurtenant thereto:

PARCEL I: Ground Water License #3702644G

PARCEL II: Ground Water License #3702644H

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns
forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said
premises; that said premises are free from all incumbrances and that he will warrant and defend the same from all lawful
claims whatsoever.

Dated: January 13, 1993


HARRY E. JOHNSTON, TRUSTEE

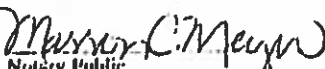
State of IDAHO

County of BLAINE

On this 18th day of January, 1993, before me, the
undersigned, a Notary Public, in and for said State, personally appeared HARRY E. JOHNSTON, TRUSTEE

known to me, and/or identified to me on the basis of
satisfactory evidence, to be the Trustee's of HARRY E. JOHNSTON, TRUSTEE UNDER
DECLARATION TRUST DATED OCTOBER 30, 1980
the Trust that executed the within instrument and acknowledged to me that he
executed the same on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public
Residing at: Kelchum, ID
Commission Expires: 12-3-97



349575
Blaine
BLAINE COUNTY TITLE
BLAINE CO. REGISTRY
93 FEB 1 PM 3 13

HARRY E. JOHNSTON

7825 FAY AVENUE, SUITE 231 / LA JOLLA, CALIFORNIA 92037 / TELEPHONE (619) 454-1677

5 Feb 1993

Douglas Jones, E. I. T.
Water Resources Engineering Specialist
Idaho Dept of Water Resources
Southern Region, 222 Shoshone St. East
Twin Falls, Idaho 83301

Dear Mr Jones:

Re: Your letter of 2 Feb 1993.

As of 1 Feb , 1993. Lot #1 and Lot #2 of Owl Creek was sold to:

Mr Warren G. Sorenson
PO Box 1332
Sun Valley, ID 83353.

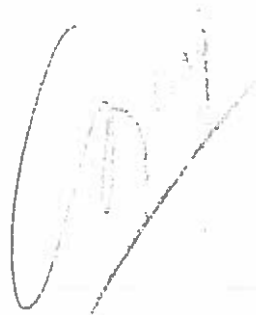
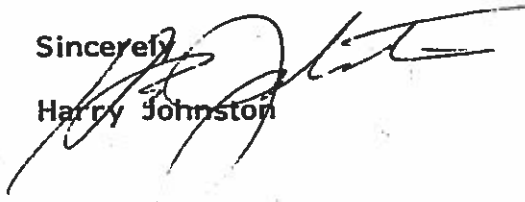
License # 3702644 G and # 3702644 H of water rights to go with this sale.

License # 3702644 J of 4 irrigated acres will remain with 357 Broadford Road, tax lots #6108 and #6576 in my name.

Thanks for your cooperation.

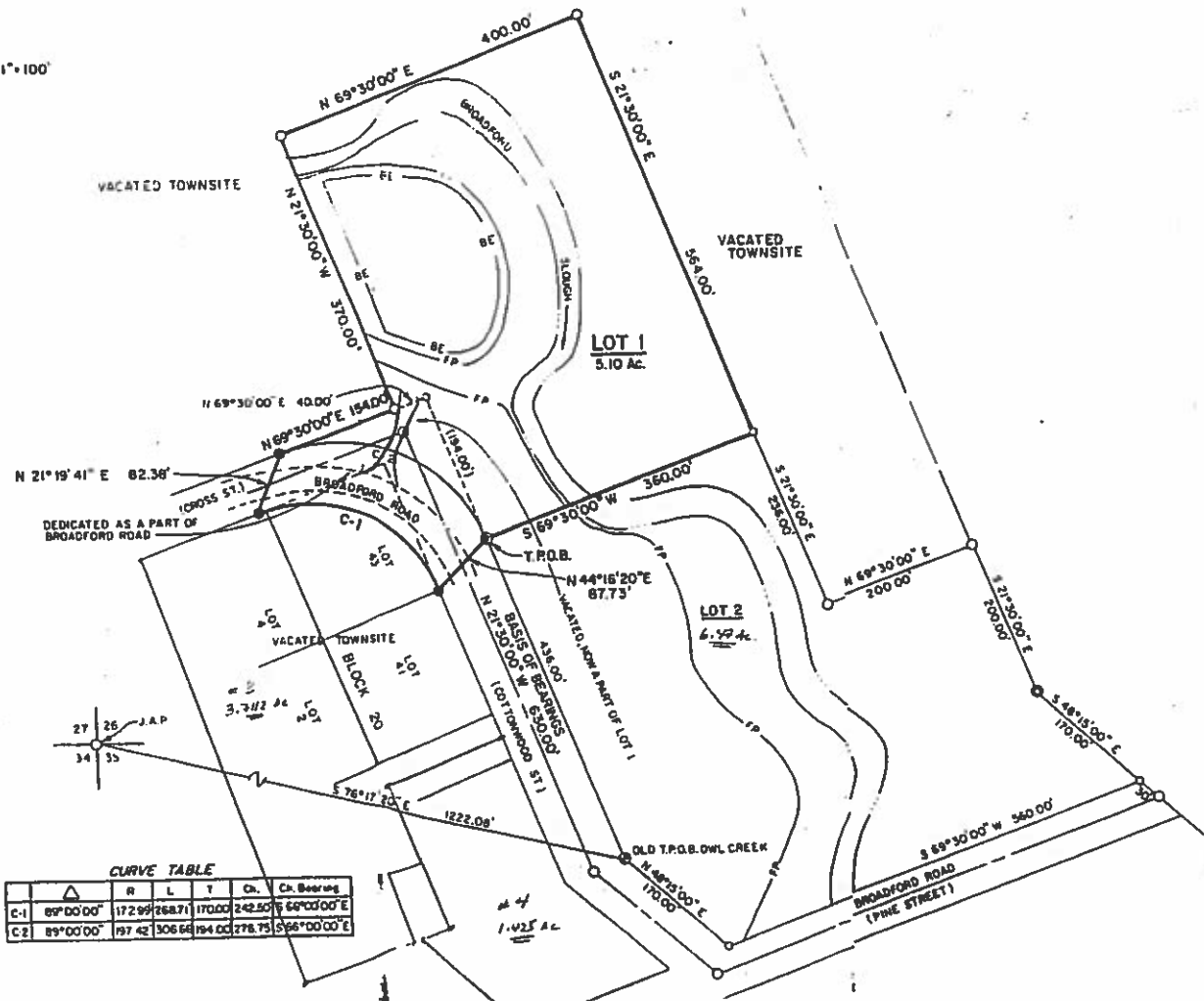
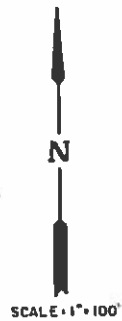
Sincerely,

Harry Johnston



LOT 1 OWL CREEK SUBDIVISION

PLUS A PORTION OF THE VACATED BROADFORD TOWNSITE AND PORTIONS OF COTTONWOOD & CROSS STREETS
LOCATED IN SECTION 26, T.2N., R.18E., B.M., BLAINE COUNTY, IDAHO
APRIL, 1991



LEGEND

- ⊙ BRASS CAP
- ⊙ ALUM CAP SET IN CONCRETE
- FOUND 5/8" REBAR
- FOUND 1/2" REBAR
- SET 5/8" REBAR
- BE — BUILDING ENVELOPE
- FP — FLOODPLAIN

NOTES

- 1 A 10 FOOT PUBLIC UTILITY EASEMENT IS CENTERED ON INTERIOR LOT LINES AND ADJACENT TO EXTERIOR LOT LINES
- 2 AREAS EAST OF BROADFORD SLOUGH MAY BE ABOVE PROJECTED 100-YEAR FLOODPLAIN
- 3 NO CONDITIONAL USE PERMIT IS NEEDED FROM THE COUNTY FOR CONSTRUCTION WITHIN THE DESIGNATED BUILDING ENVELOPES, PROVIDED THAT THE TOP OF FOUNDATION WALLS ARE TWO FEET ABOVE THE 100-YEAR FLOODPLAIN. HOWEVER CONSTRUCTION OUTSIDE OF DESIGNATED ENVELOPES SHALL REQUIRE FURTHER STUDY AND REVIEW AS REQUESTED BY BLAINE COUNTY.
- 4 UTILITIES SHALL BE INSTALLED UNDERGROUND.
- 5 OWNERS ARE RESPONSIBLE FOR NOXIOUS WEED CONTROL AS PER STATE REGULATIONS.

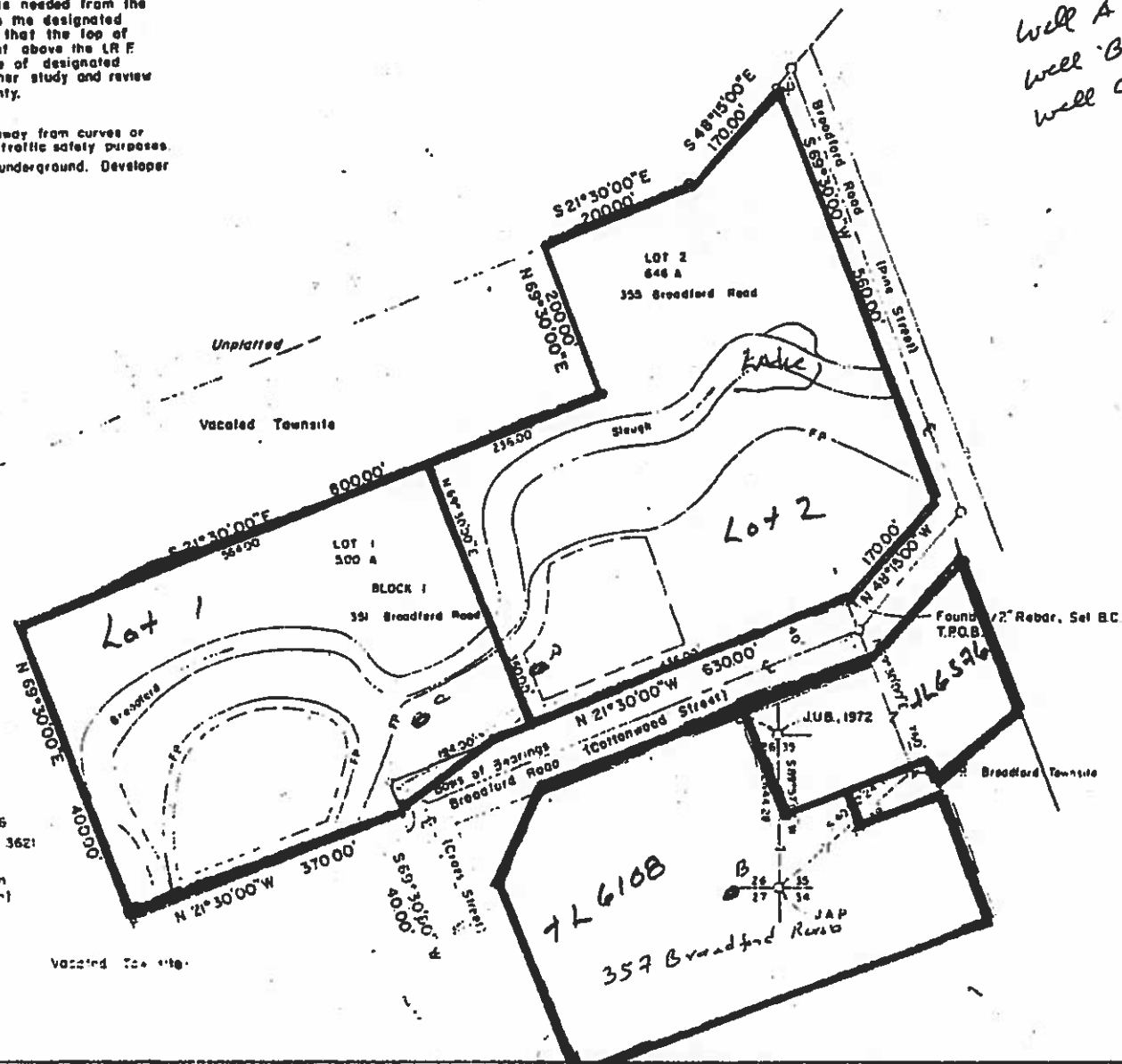
PRINTED 5-28-91

REPLAT LOT 1 OWL CREEK SUBDIVISION

PLAT SHOWING
OWL CREEK SUBDIVISION
 A PORTION OF THE VACATED BROADFORD TOWNSITE
 LOCATED IN SECTIONS 26 AND 35, T.2N., R.18E., S.M.
 BLAINE COUNTY, IDAHO
 OCTOBER 1985

NOTES

- 1 3. 10' Public Utility Easement is centered on
interior lot lines and adjacent to exterior
lot lines
- 2 Areas east of Broadford Slough may be above
projected 100-year floodplain.
- 3 No Conditional Use Permit is needed from the
County for construction within the designated
building envelopes, provided that the top of
foundation walls are two feet above the L.R.F.
However, construction outside of designated
envelopes shall require further study and review
as requested by Blaine County.
- 4 Driveways shall be situated away from curves or
bends in Broadford Road for traffic safety purposes.
Utilities shall be installed underground. Developer
shall provide to lot lines.



LEGEND

- Ford 48" Rebar by JK, 1976
Ford 48" Rebar, LS 3621
Brass Cog
Ford 42" Rebar by JK, 1976
Ford Aluminum Joist by JK, 1976
Ford V24 24 Rebar capped LS 3621
Ford 40' Envelope
Aluminum Joist, Ford Foundation
Intermediate Support (Floorplan)



QWL CAFE 91-201537
CALFAS CALIFORNIA, 1
AF 7041-1. -QAN
400 7 1 11 2

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: A37-08254
Date Received: 7/13/1988
Receipt No: S000913
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARRY E. JOHNSTON 619-454-1617
Address: 7825 FAY AVE.
SUITE 231
LA JOLLA, CA 92037-0000

2. Date of Priority: DEC 13, 1985

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	35	NW	NE	NW		BLAINE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
AESTHETIC	01/01	12/31			1.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 1.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	18E	35	NE	NW		AES	

11. Place of use in counties: BLAINE

A37-08254

Page 1

Date: 10/10/89

MICROFILMED

MAR 01 1993

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

HARRY E. JOHNSTON

7825 FAY AVENUE, SUITE 231 / LA JOLLA, CALIFORNIA 92037 / TELEPHONE (619) 454-1677

Oct 6, 1989

RECEIVED

OCT 10 1989

Department of Water Resources
Southern Region Office

State of Idaho
Dept of Water Resources
Southern Region
2148 4th Ave E
Twin Falls, Idaho

Please change my mailing address --

From: 7300 Eads Ave, La Jolla, Ca, 92037

To: 7825 Fay Ave, Suite 231, La Jolla, Ca, 92037 as on letterhead.

In Ref to:

1. Permit ☒ 37-8259 = Waiting for info. *75F*
☒ 37-8308 = waiting for info.
☒ 37-2644 = waiting for info. *lie./Trans*

2. Approved Permits ☒ 37-8254 *lie.*
A37-11486

3. Just purchased TL 6275, 26-2N-18E Blaine County, which has a well on it and two old ag wells.

- (a) Has anything been registered? What water rights does it have from the past? I need info as I received no information when I purchased the property
- (b) If it has NOT been registered or there are no records -- how do I go about it?

Thanks for your cooperation.

Sincerely,

[Signature]
Harry Johnston

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MAR 01 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: A37-08254
Date Received: 7/13/1988
Receipt No: S000913
Received By: W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARRY E. JOHNSTON 619-454-1617
Address: 7300 EADS AVE.
LA JOLLA, CA 920370000

2. Date of Priority: DEC 13, 1985

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	35	NW	NE	NW		BLAINE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
AESTHETIC	01/01	12/31			1.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 1.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	18E	35	NE	NW		AES	

11. Place of use in counties: BLAINE

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

A37-08254

Page 1

Date: 07/13/88

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MAR 01 1993

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments:

For Individuals:

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

Signature of Claimant(s): *[Signature]* Date: July 13-88
Date:

State of Idaho)
County of T.F.) ss.

Subscribed and sworn (or affirmed) before me this 13th day
of July 19 88 *Lon White*
Notary Public

Seal

Residing at T.F.
My Commission Expires 5/95

COPY

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MAR 01 1993

11/15/2006

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

RIGHT NUMBER: 37-8254

NAME AND ADDRESS: WARREN G SORENSEN
355 BROADFORD RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.000 AFY

PRIORITY DATE: 12/13/1985

POINT OF DIVERSION:

T02N R18E S35 NWNENW Lot 1 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC STORAGE	01/01 12/31	1.00 AFY

PLACE OF USE: AESTHETIC STORAGE in BLAINE County

T02N R18E S35 Lot 1 NENW

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

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



Idaho Department of Water Resources

SRBA Recommendation:

37-8254

(Aesthetic Storage)

Legend

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



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles



Prepared by S. Keen
On Wednesday, November 15, 2006
2004 Aerial Photography



Idaho Department of Water Resources

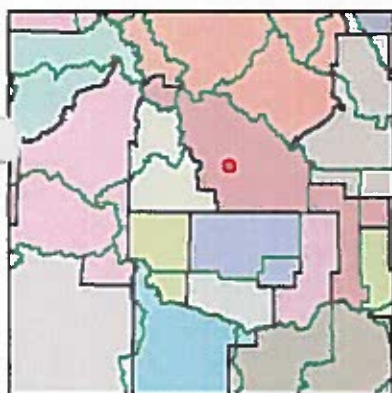
SRBA Recommendation:

37-8254

(Aesthetic Storage)

Legend

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



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

A horizontal scale bar with markings for 0, 0.1, and 0.2 miles.

Prepared by S. Keen
On Wednesday, November 15, 2006
2004 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SNAKE RIVER BASIN ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A37-08254FIELD REPORT LOG

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
PRIORITY DATE	N		SCC 3-20-90	
POINT OF DIV.	N			
SOURCE	N			
PLACE OF USE	N			
DIV. AMOUNT	N			
CONSUMPTIVE USE	N			
USES	N		SCC 3-20-90	
PERIOD OF USE	N		SCC 3-20-90	
BASIS OF CLAIM	N			

REMARKS:

Recommend

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MAR 01 1993

Page 2.

GENERAL INFORMATION

Claim number: A37-D8254

LAST: Johnston

FIRST: Harry E.

ADDRESS: 7825 FAY AVE., Suite 231

CITY: LA JOLLA

STATE: CA

ZIP: 92037

PHONE: (619) 454-1617

OWNER CODE: C

OWNER CONNECTOR: _____

LAST: _____

FIRST: _____

ADDRESS: _____

CITY: _____

STATE: _____

ZIP: _____

PHONE: (____) ____-____

OWNER CODE: _____

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER (____) ____-____

DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE? Y(____) N(____), TIME: _____

ACCOMPANIED BY: _____ PHONE NUMBER (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS: _____

=====

MICROFILMED
MAR 01 1993

PAGE 3.
PRIORITY DATE REVIEW SHEET

CLAIM NUMBER: 437-08254

A. SRBA CLAIM # A37-08254 PRIORITY DATE: 12/13/1985 STAGE L

B. IDWR RECORD # 37-08254 PRIORITY DATE: 12/13/1985 STAGE L

C. REVIEW - FIELD EXAM NEEDED? Y() N(~~X~~)

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

REMARKS:

RECOMMENDED PRIORITY DATE: 12/13/1985

REVIEWED BY SCC DATE 3-20-90

MICROFILMED
MAR 01 1993

POINT OF DIVERSION AND SOURCE REVIEW SHEET

CLAIM # A37-08254

A. SRBA CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>35</u>	<u>NW</u>	<u>NE</u>	<u>NW</u>		<u>13</u>

SOURCE: BROADFORD SLOUGH TRIB: BIG WOOD RIVER

B. IDWR RECORD POINT OF DIVERSION RECORD AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>35</u>	<u>NW</u>	<u>NE</u>	<u>NW</u>		<u>13</u>

SOURCE: BROADFORD SLOUGH TRIB: BIG WOOD RIVER

C. REVIEW - FIELD EXAM NEEDED? Y() N(X)

VERIFIED WITH:		ATTACHED	OR	SEE FILE
(<u>X</u>) TOPO MAP/ORTHO-PQ	YES(<u>X</u>)	NO()		
() ASCS MAP	YES()	NO()		
() WATERMASTER RECORDS	YES()	NO()		
() FIELD EXAM	YES()	NO()		
() OTHER _____	YES()	NO()		

REMARKS: _____

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>2N</u>	<u>18E</u>	<u>35</u>	<u>NW</u>	<u>NE</u>	<u>NW</u>		<u>13</u>
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—

SOURCE: BROADFORD SLOUGH TRIB: B.W.R.

REVIEWED BY SCC DATE 5-17-90

MICROFILMED
MAR 01 1993

PAGE 5.
PLACE OF USE REVIEW SHEET (IRRIGATION)

CLAIM # A37-08254

FIELD EXAM REQUIRED: Y() N(☒)

PRESUMPTION FLAG: Y() N(☒)

ROOT WATER RIGHT NUMBERS 37-08254

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>02N 18E 35 NE NW</u>	— / —	— / —	—	—	—
—	— / —	— / —	—	—	—
—	— / —	— / —	—	—	—
—	— / —	— / —	—	—	—
—	— / —	— / —	—	—	—
—	— / —	— / —	—	—	—
—	— / —	— / —	—	—	—
—	— / —	— / —	—	—	—
TOTAL ACRES					
—	—	—	—	—	—

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

REMARKS: AESTHETIC USE

REVIEWED BY

SCC

DATE

5-17-90

MICROFILMED
MAY 01 1993

A. S.R.B.A CLAIMED USES:

	PURPOSES	MONTH/DAY	RATE	
FOR	<u>AESTHETIC</u>	FROM <u>1-1</u> TO <u>12-31</u>	<u>1.0</u>	CFS
FOR		FROM - - TO - -		CFS
FOR		FROM - - TO - -		CFS

B. I.D.W.R. RECORDED USES:

	PURPOSES	MONTH/DAY	RATE	
FOR	<u>AESTHETIC</u>	FROM <u>1-1</u> TO <u>12-31</u>	<u>1.0</u>	CFS
FOR		FROM - - TO - -		CFS
FOR		FROM - - TO - -		CFS

PRESUMPTION FLAG:

PERIOD OF USE:

IS PERIOD OF USE WITHIN THE RECOMMENDED SEASON?

Y(☒) N(☐)

RECOMMENDED AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO IDWR STANDARDS OR OTHER?

Y(☐) N(☒)

REMARKS:

RECOMMENDED USES:

	PURPOSES	MONTH/DAY	RATE	
FOR	<u>AESTHETIC</u>	FROM <u>1-1</u> TO <u>12-31</u>	<u>1.0</u>	CFS
FOR		FROM - - TO - -		CFS
FOR		FROM - - TO - -		CFS

REVIEWED BY SCC

DATE 3-20-90

MICROFILMED
MAY 01 1993

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

SRBA CLAIMED RATE: 1.0 CFS IDWR ROOT RIGHT RATE: 1.0 CFS
IF NO or IF STATUTORY CLAIM or BENEFICIAL USE field exam required.

IS FLOW MEASUREMENT REQUIRED? Y(☐) N(☒)

B. FLOW MEASUREMENTS

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) If YES complete overlap review.

OTHER RIGHTS LISTED IN CLAIM: _____

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE.

ACRES _____ X 0.02 CFS/ACRE = _____ CFS.
(Taken from p/u review)

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

IF YES EXCESSIVE WATER USE FORM FILED AND ATTACHED? Y(☐) N(☐)

2. ANNUAL IRRIGATION CONSUMPTIVE USE & FIELD HEADGATE DIVERSION VOLUME.

ACRES _____ X CONSUMPTIVE RATE FOR AREA _____ A.F./ACRE =

TOTAL CONSUMPTIVE USE _____ ACRE FEET/ANNUM

ACRES _____ X FIELD APPLIC. RATE FOR AREA _____ A.F./ACRE =

TOTAL FIELD APPLIC. _____ ACRE FEET/ANNUM

E. RATE/VOLUME CALCULATIONS: (OTHER USES)

CONTACT OWNER? Y(☐) N(☐) SEE ATTACHED SHEET? Y(☐) N(☐)

RECOMMENDED DIVERSION RATE: 1.0 CFS

RECOMMENDED CONSUMPTIVE USE: 0 AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: 0 AF/ANNUM

REVIEWED BY _____ DATE _____

MICROFILMED
MAR 6 1 1988

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
EXCESSIVE AMOUNT _____	()	()

THIS SRBA CLAIM CFS/ACRE _____

OTHER SRBA CLAIMS CFS/ACRE _____

**Excessive water use form filed and ATTACHED? Y(E) N(E)

B. SPLIT WATER RIGHT REVIEW

ROOT RIGHT # _____	SPLITS # _____	_____ CFS
_____ CFS	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	TOTAL CFS _____	

**Do the sum of the parts equal the whole?
**IF NO is the written review sheet ATTACHED?

Y() N()
Y() N()

REMARKS: _____

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

MICROFILMED
MAR 01 1993

ADDITIONAL ACREAGE FORM

Claim number: A37-08254

[illegible]

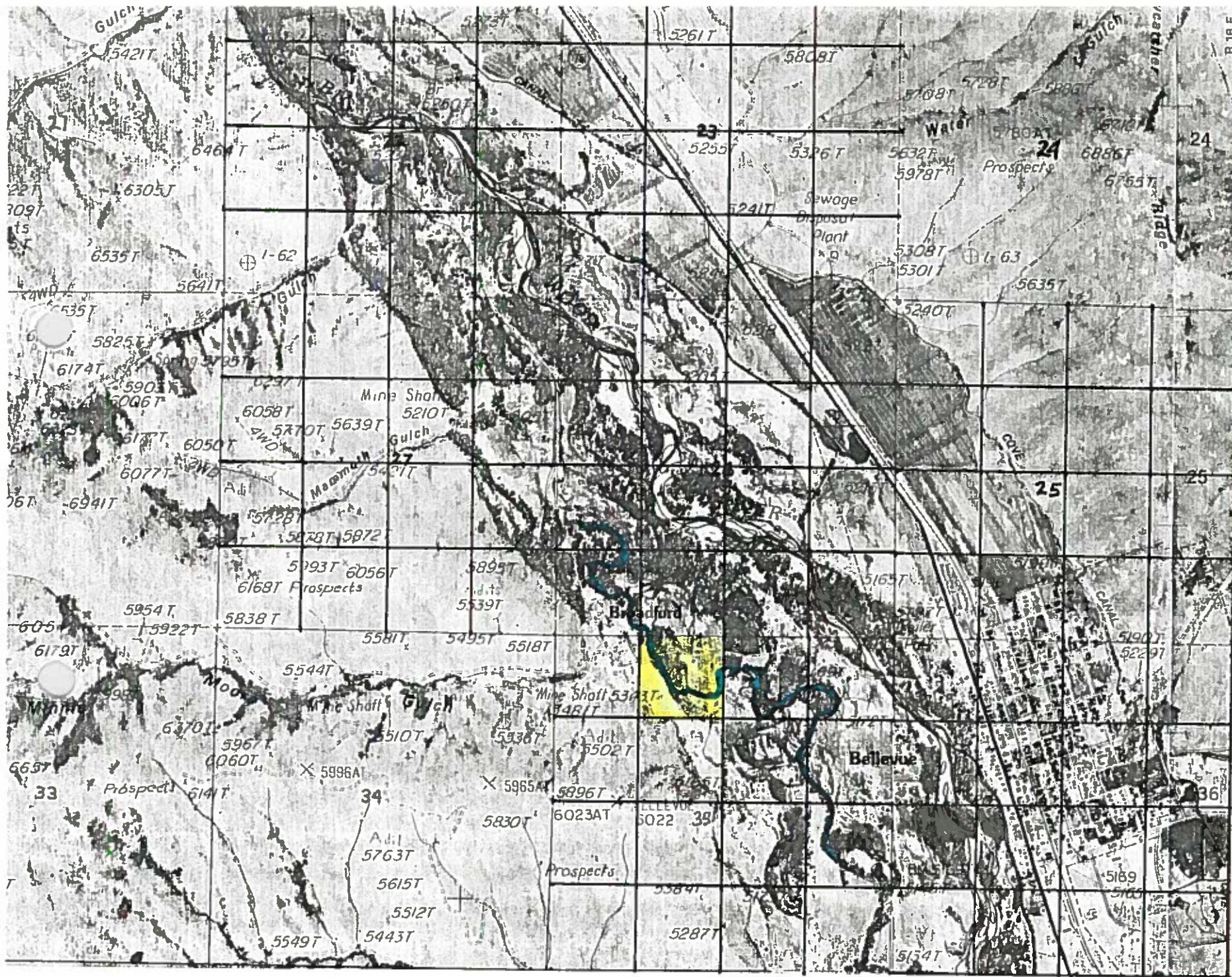
TOTAL NUMBER OF ACRES _____

REMARKS:

REVIEWED BY _____

DATE _____

MICROFILMED
AUG 1 1980



MICROFILMED

MAR 0 1 1993

Water Right Number - 37-08254

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***

JOHNSTON

HARRY E.

1 - 7825 FAY AVE.

2 - SUITE 231

3 -

City- LA JOLLA

State- CA Zip- 920370000

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/13/1985 17 L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
BROADFORD SLOUGH BIG WOOD RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

02N 18E 35 NW NE NW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
52 - AESTHETIC 01/01 12/31 1.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.00 3.400+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02N 18E 35 NE NW 52 AESTHETIC (13) BLAINE

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Conditions of Approval - - - - - +
R04 - Use of water under this water right is subject to control by the
- watermaster of State Water District No. 37+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000MICROFILMED
MAR 01 1993

Water right number - 37-08254

Adj. flag translation: Standard Water Right Number

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 04/01/1987	Field Exam Made	- 03/05/1987	Field Exam Fee	- N
Approved/Denied	- 03/27/1986	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 05/21/1986	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 07/08/1987	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 04/06/1987	Appl Received	- 12/13/1985	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
MAR 01 1993

Water Right Number - A37-08254

Adj. Flag Translation: Adjudication Temporary Work Area

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***

JOHNSTON

HARRY E.

1 - 7825 PAY AVE.

2 - SUITE 231

3 -

City- LA JOLLA

Phone - 619-454-1617

State- CA Zip- 920370000

+ - - Priority Date - - +
12/13/1985+ - - Region - - +
17+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - - - Source - - - - - +
BROADFORD SLOUGH+ - - - - Tributary - - - - - +
BIG WOOD RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County (Blank if no Index Code)

02N 18E 35 NW NE NW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
52 - AESTHETIC 01/01 12/31 1.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.00+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02N 18E 35 NE NW 52 AESTHETIC (13) BLAINE

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Conditions of Approval - - - - - +
R04 - Use of water under this water right is subject to control by the
- watermaster of State Water District No. 37

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000MICROFILMED
MAR 01 1993

Water right number - A37-08254

Adj. flag translation: Adjudication Temporary Work Area

+ - - Audit Fields -

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 07/13/1988

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 07/08/1987
Last Amended Date - 00/00/0000
Receipt Number - S000913
POU Ownership Flag - Y
Name Connector -

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District - 37
Federal/State Indicator - S

MICROFILMED
MAR 0 1 1993

R PROOF

CVR

MAPS

PHOTOS

MISC

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—

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—

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:46
06/02/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-08254

LAST: JOHNSTON
ADDRESS: 7825 FAY AVE.
SUITE 231
CITY: LA JOLLA
PHONE NUMBER: 619-454-1617

FIRST: HARRY E.
STATE: CA ZIP: 920370000

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
N

FIELD
EXAMINER

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

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 / REMARKS:

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A. AJ CLAIM: # A37-08254 PRIORITY DATE: 12-13-1985 STAGE: L

B. WR RECORD: # 37-08254 PRIORITY DATE: 12-13-1985 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

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

REMARKS:

RECOMMENDED PRIORITY DATE:
12-13-1985

REVIEWED BY

DATE

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-08254	02N	18E	35	NW	NE	NW		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

37-00196
37-00578B
37-00578C
37-00686A
37-00688C
37-08576

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
37-08254	02N	18E	35	NW	NE	NW		BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A37-00578B	R37-00578B
A37-11456	R37-00578C
A37-00578C	R37-00578D
A37-00689A	R37-00688B
A37-00578D	R37-00688C
A37-00688B	R37-11456
A37-00688C	R37-11346
A37-11346	R37-11987
A37-11987	R37-00686A
A37-00686A	

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

C. FIELD EXAM REQUIRED?

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

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REMARKS:

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
02N	18E	35	NW	NE	NW		BLAINE

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

REVIEWED BY: _____

DATE: _____

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A. ROOT WATER RIGHT NUMBERS: A37-08254
R37-08254

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	35	NE	NW		JOHNSTON , HARRY E.	A37-08254 /	37-08254 /			
						LEWIS , LEROY C.	A37-00311 / 5.0	- /			
						LEWIS , LEROY C.	A37-11346 /	- /			
						PARKER , JACK R.	A37-11456 /	- /			
						CLARK , GARY L.	A37-11987 /	- /			
						LEWIS , LEROY C.	R37-00311 / 5.0	- /			
						JOHNSTON , HARRY E.	R37-08254 /	- /			
						LEWIS , LEROY C.	R37-11346 /	- /			
						PARKER , JACK R.	R37-11456 /	- /			
						CLARK , GARY L.	R37-11987 /	- /			
						CLARK , GARY		- /			
						JOHNSTON , HARRY E.		37-08576 / 3.0			
								37-08259 / 3.0			
TOTAL ACRES						A37-08254					

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

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A. AJ CLAIMED USES:

PURPOSES
A37-08254 AESTHETICMONTH/DAY
FROM 01-01 TO 12-31DIVERSION QUANTITY
1.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.00 AF/A

B. WR RECORDED USES:

PURPOSES
37-08254 AESTHETICMONTH/DAY
FROM 01-01 TO 12-31DIVERSION QUANTITY
1.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

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

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

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM:

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-00311	BROADFORD SLOUGH	LEWIS , LEROY C.	1.800	0.040		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-08254	AESTHETIC	JOHNSTON , HARRY E.	FROM 01-01 TO 12-31		1.00 AF/A
A37-11346	DOMESTIC	LEWIS , LEROY C.	FROM 01-01 TO 12-31	.040 CFS	
A37-11346	STOCKWATER	LEWIS , LEROY C.	FROM 01-01 TO 12-31	.020 CFS	
A37-11456	DOMESTIC	PARKER , JACK R.	FROM 01-01 TO 12-31	.040 CFS	
A37-11987	DOMESTIC	CLARK , GARY L.	FROM 01-01 TO 12-31	.040 CFS	
A37-11987	STOCKWATER	CLARK , GARY L.	FROM 01-01 TO 12-31	.020 CFS	
R37-08254	AESTHETIC	JOHNSTON , HARRY E.	FROM 01-01 TO 12-31		1.00 AF/A
R37-11346	DOMESTIC	LEWIS , LEROY C.	FROM 01-01 TO 12-31	.040 CFS	
R37-11346	STOCKWATER	LEWIS , LEROY C.	FROM 01-01 TO 12-31	.020 CFS	
R37-11456	DOMESTIC	PARKER , JACK R.	FROM 01-01 TO 12-31	.040 CFS	
R37-11987	DOMESTIC	CLARK , GARY L.	FROM 01-01 TO 12-31	.040 CFS	
R37-11987	STOCKWATER	CLARK , GARY L.	FROM 01-01 TO 12-31	.020 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ 1.00 AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

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

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
AESTHETIC	01-01 12-31	DATABASE EXAMINER _____	DATABASE EXAMINER 1.00 _____	DATABASE EXAMINER 0.0 _____
TOTAL FOR THIS RIGHT			1.00	0.0

REVIEWED BY: _____

DATE: _____

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-08254

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
SPLITS:			

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-08254		R37-08254		37-08254	
A37-08254	R37-08254		R37-08254		37-08254	

TOTAL CFS

DIVERSION RATE REVIEW

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

DATABASE
YFIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

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OCT 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:46
06/02/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-08254

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

"VERIFIED BY" CODES

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

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

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