

08/23/2006

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

RIGHT NUMBER: 63-20962

NAME AND ADDRESS: HIGHLAND LAND & LIVESTOCK CO INC
PO BOX 488
EMMETT ID 83617

SOURCE: SPRINGS

TRIBUTARY: WILLOW CREEK

QUANTITY: 0.120 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1877

POINT OF DIVERSION:

T06N R01E S30 NWSESE Within GEM County
T06N R01E S31 NWNENW Within GEM County
T06N R01E S32 SWNENW Within GEM County
T06N R01W S25 SWNESE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.120 CFS

PLACE OF USE: STOCKWATER Within GEM County

T06N R01E S30	SESE	T06N R01E S31	NENW
T06N R01E S32	NENW	T06N R01W S25	SENE

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 500 range cattle.

Parcel Nos. RP00199701A, RP00276600A, RP06N01E320600A

Adjudication Recommendation Report 63-20962 V1

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-20962 V1

Conditions of Approval:

1. X02 Stockwater use is for 500 range cattle.
2. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
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. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
5. Parcel Nos. RP00199701A, RP00276600A, RP06N01E320600A

Remarks:Comments:

1. Igraves 8/23/2006 S25 P/D

Comment: The p/d in S25 is very close to the tract dividing line and is actually located in the SWNENE rather than the NWSENE per aerial photos and topo map. P/U was recommended in the SENE S25 since the current owner does not own property in the NENE S25.

2. Igraves 8/23/2006 Current Owner

Comment: Per County tax records, current owner is Harry Bettis, 10775 Sucker Creek, Payette ID 83661.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-20962

WATER RIGHT NUMBER: 63-20962

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HIGHLAND LAND & LIVESTOCK CO INC PO BOX 488 EMMETT, ID 83617 (208)365-4611

Priority Date: 01/01/1877
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	WILLOW CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.120 CFS	
	<u>Total Diversion:</u>	0.120 CFS	

Location of Point(s) of Diversion

SPRINGS	NW1/4SE1/4NE1/4	Sec. 25, Twp 06N, Rge 01W, B.M.
GEM County		
SPRINGS	SW1/4NE1/4NW1/4	Sec. 32, Twp 06N, Rge 01E, B.M.
GEM County		
SPRINGS	NW1/4NE1/4NW1/4	Sec. 31, Twp 06N, Rge 01E, B.M.
GEM County		
SPRINGS	NW1/4SE1/4SE1/4	Sec. 30, Twp 06N, Rge 01E, B.M.
GEM County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	01E	30																X	
06N	01E	31						X											
06N	01E	32						X											
06N	01W	25				X													

Dates and Other Information:

Claim Received Date: 2/14/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

add X02 - 500 hd
N13
N11
excl - Parcel No

2860

29077

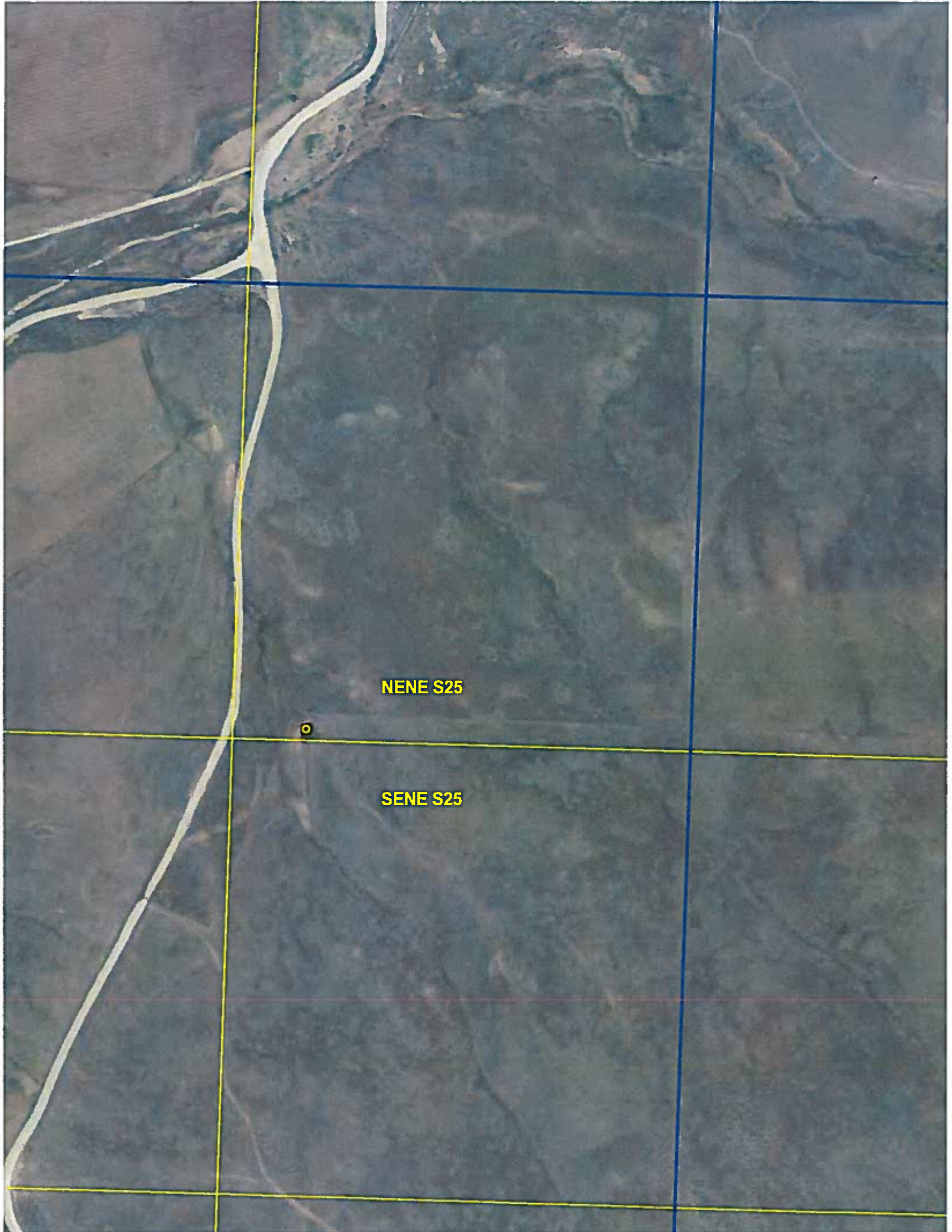
NENE S25

SPRING

SENE S25

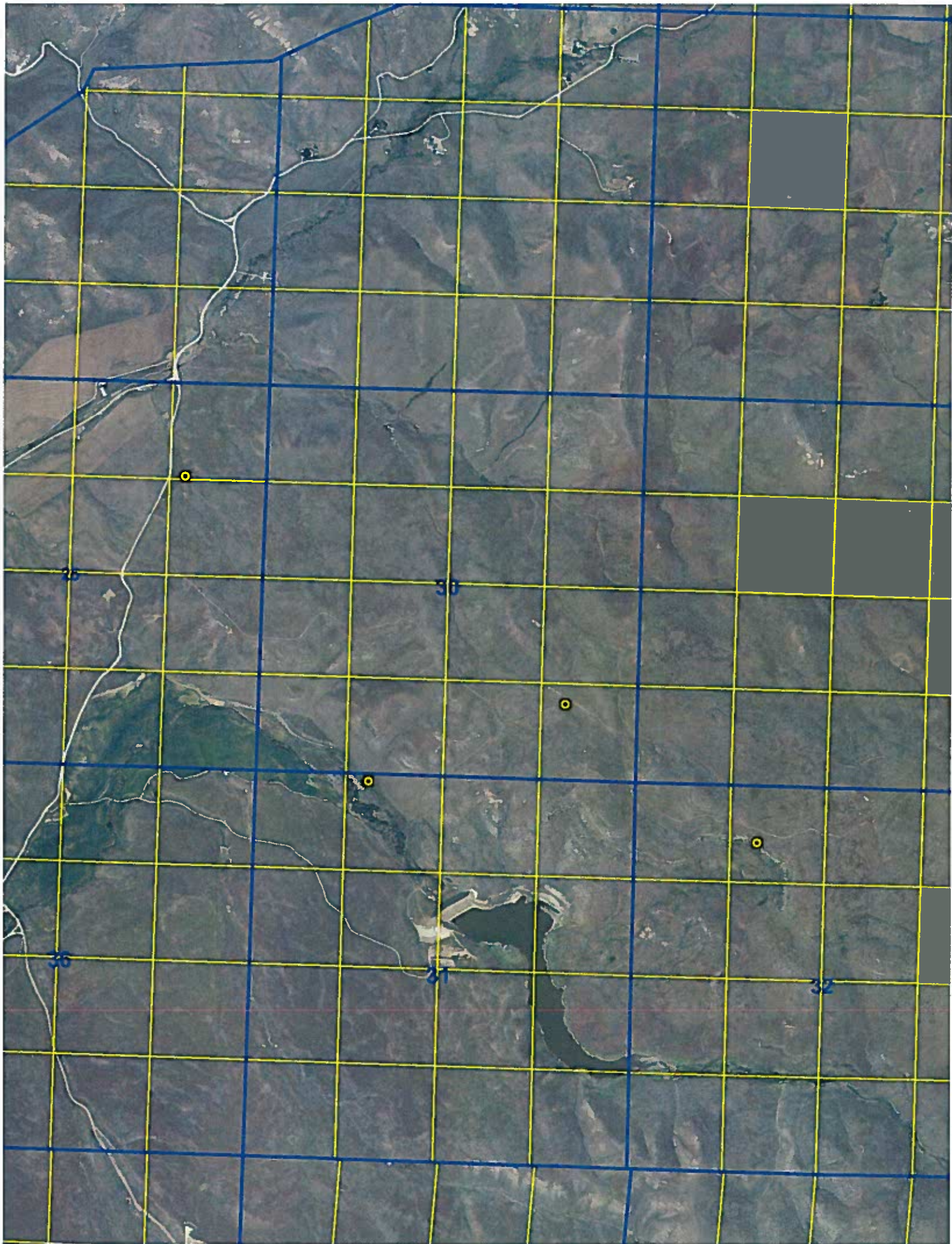
29087

DIAN



NENE S25

SENE S25



RECEIVED

FEB 09 1998

AJ5856NP

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

WATER RESOURCES
WESTERN REGION

DATE: AUG-27-1997

PAGE: A-5

RIGHT NUMBER: 63-20962

NAME & ADDRESS: HIGHLAND LAND & LIVESTOCK CO INC
PO BOX 488
EMMETT ID 83617

N/O

SOURCE: SPRINGS

TRIBUTARY: WILLOW CREEK

QUANTITY: 0.12 CFS

PRIORITY DATE: 01/01/1877

POINT OF DIVERSION: T06N R01E S30
S31
S32
R01W S25

NWSESE ✓
NWNENW ✓
SWNENW - BLM
NWSENE ✓

Within GEM County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER STOCKWATER - 500 HD.

PERIOD OF USE

01-01 12-31

QUANTITY

0.12 CFS

PLACE OF USE:

STOCKWATER

T06N R01E S30
S31
S32
R01W S25

Within GEM County

SESE ✓
NENW ✓
NENW - BLM
SENE ✓

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Bettis Family Ltd Partnership
6075 Big Willow Rd
Payette ID 83661
RP00199701
RP00276600
RP00200401

Verified by Dnf Date: 10 30 97
Verification Source: Date Base + Plat maps

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: A63-20962
Date Received: 2/14/1990
Receipt No: W008846
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HIGHLAND LAND & LIVESTOCK CO., INC. 208-365-4611
Address: P.O. BXO 488
EMMETT, ID 83617

2. Date of Priority: JAN 01, 1877

3. Source: SPRINGS Trib. to: WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01E	30	NW	SE	SE		GEM
		31	NW	NE	NW		GEM
		32	SW	NE	NW		GEM
	01W	25	NW	SE	NE		GEM

5. Description of diverting works:
SPRINGS (3) W/PIPELINE TO TROUGH, 1 SPRING W/POND FOR STOCKWATER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 500 HD.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	01E	30	SE		SE		STOCK	
		31	NE		NW		STOCK	
		32	NE		NW		STOCK	
	01W	25	SE		NE		STOCK	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
NONE.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

For Organizations:

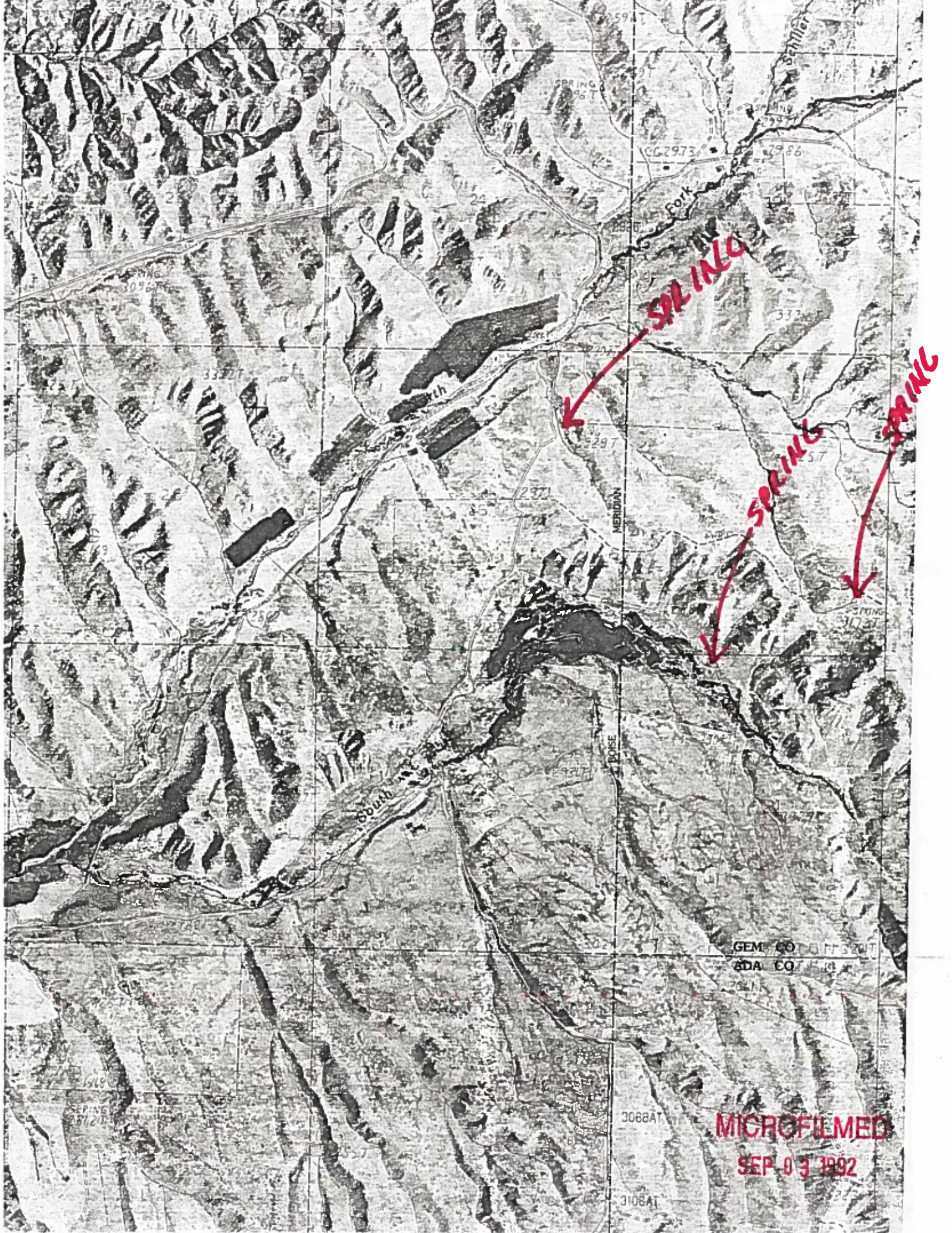
I do solemnly swear or affirm that I am Secretary of _____ Title _____ Organization _____, that I have signed the foregoing document in the space below as Secretary of _____ Title _____ Organization _____ and that the statements contained in the foregoing document are true and correct.

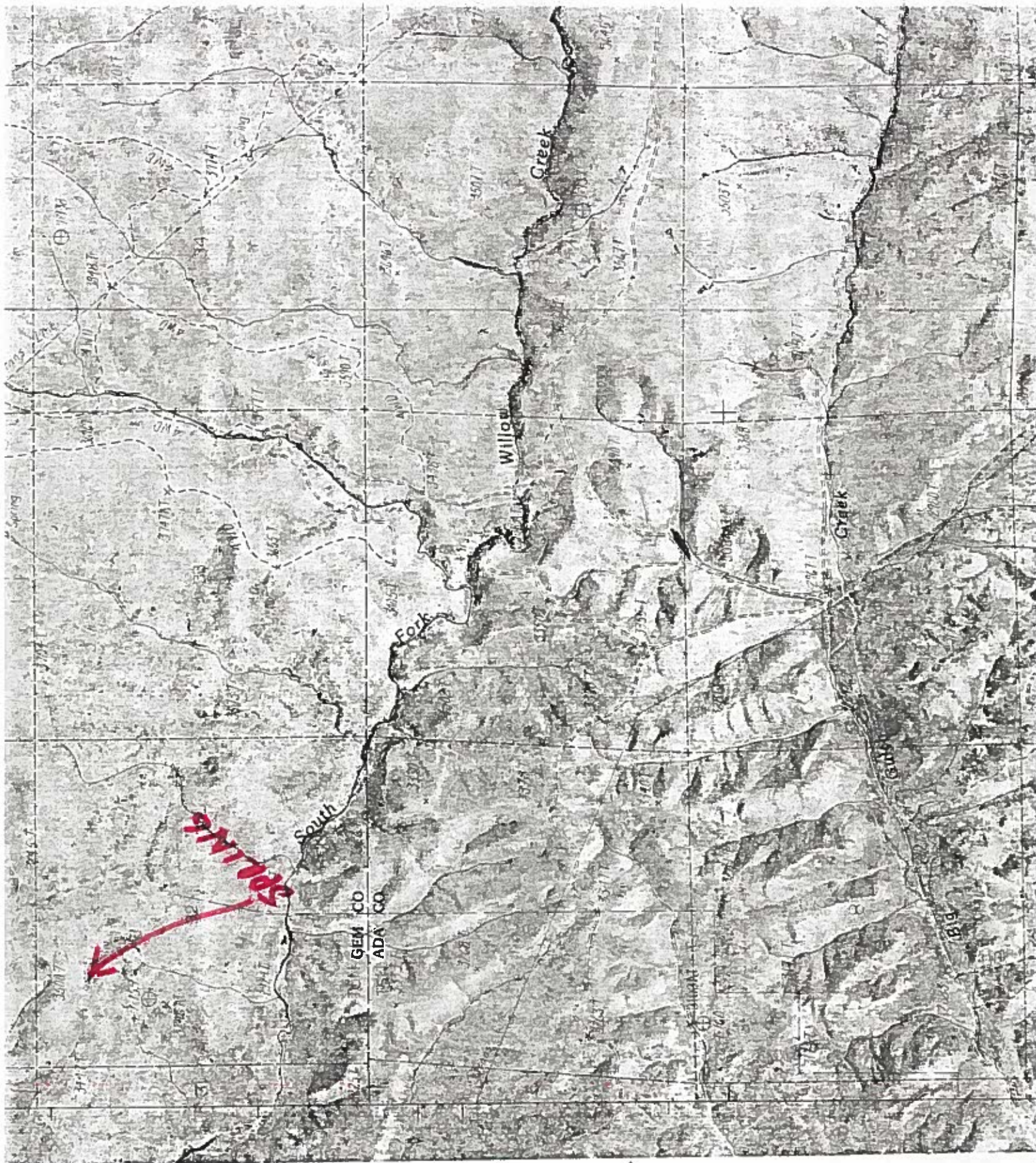
Signature of Authorized Agent
Secretary of H.H.C.
Title and Organization
2-14-90
Date

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 14th day of February 19 90
Seal _____
Jan Shurte
Notary Public

JAN SHURTE
Residing at RESIDING AT MERIDIAN, IDAHO
MY COMMISSION EXPIRES SEPT. 14, 1994
My Commission Expires _____





6N

5N

MICROFILMED

SEP 03 1992