

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 37-10522
Date Received: 7/11/88
Receipt No: S000835
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

CRATER BUTTE CATTLE ASSOC Phone: (208)886-2163

C/O JIM RITTER
554 EAST HWY 26
RICHFIELD ID 83349

ON TEMP
5-7-01
OK

2. Date of Priority: 10/01/1981

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	18E	35	SE SE SE	LINCOLN	

5. Description of diverting works:

WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.09	

7. Total Quantity Appropriated is:
0.09 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	18E	31	NE	NE	STOCKWATER	

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:

14. Remarks:

3-1-2000: ADDRESS CHANGE PER NOTICE REC'D THIS DATE - VH
5-7-01: AMENDED CLAIM TO CORRECT POINT OF DIVERSION FROM 06S, 18E, SEC 31. - VH

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 _____ 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 _____ of
 _____ Title
 _____, that I have signed the foregoing
 _____ Organization
 document in the space below as _____ of
 _____ Title
 _____ and that the statements contained in the
 _____ Organization
 foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

COPY

200 APR -7 PM 1:10
FILED
TWIN FALLS, IDAHO

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

In Re SRBA

SUBCASE NO. 37-10522

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

Name and New Address of Claimant:

Crater Butte Cattle Assoc
c/o Jim Ritter
554 E Hwy 26
Richfield ID 83349

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

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

Dated:

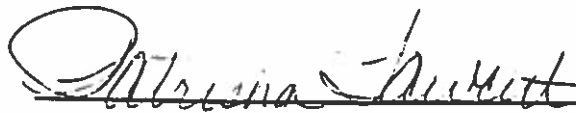
3/23/00

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4/7, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
Crater Butte Cattle Assoc
c/o Jim Ritter
554 E Hwy 26
Richfield ID 83349
3. One Copy to:
Each party in the subcase or attorney of record:
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: MAR-10-2000
PAGE: A-2

RIGHT NUMBER: 37-10522

NAME & ADDRESS: CRATER BUTTE CATLE ASSOC
C/O JIM RITTER
554 EAST HWY 26
RICHFIELD ID 83349

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/01/1981

POINT OF DIVERSION: T06S R18E S31 NENENE Within LINCOLN County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.09 CFS

PLACE OF USE: STOCKWATER Within LINCOLN County
T06S R18E S31 NENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
S/350 RANGE CATTLE



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

April 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CRATER BUTTE CATTLE ASSOC
C/O JIM RITTER
554 E HWY 26
RICHFIELD ID 83349

RE: SRBA Claim(s) 37-10522

Dear Claimant:

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

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

Sincerely,

Trish Fawcett
Technical Records Specialist



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s): A37-10522

☐ Old Mailing Address: Star Route

Richfield ID 83349

☒ New Mailing Address: 554 East Hwy 26

Richfield IDAHO 83349

☐ New Telephone Number: () -

☐ Signature of Claimant(s): James B. Grier

Date: 3-1-2000

FOR IDWR USE ONLY	
Initial Review and Data Entry	
Date:	By:
Further Action Needed:	
Further Action Taken	
Date:	By:
Final Review and Data Entry	
Date:	By:

RECEIVED
MAR 01 2000
Department of Water Resources
Guthrie Center

RECEIVED

DEC 14 2001

Department of Water Resources
Southern Region

RECEIVED

DEC 10 2001

Department of Water Resources

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

In Re SRBA

Case No. 39576

A. Subcase 37-10522

(Insert the Subcase number from the
Objection to which you are responding)

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: State of Idaho
Address: 700 W. Jefferson, Room 210
P.O. Box 44449
Boise, Idaho 83711-4449
Phone: Work: (208) 334-2400 Home: N/A

Name & Address of Attorney if any

Attorney Name: ALAN G. LANCE
Attorney General
David J. Barber
Deputy Attorney General
Natural Resources Division
Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449
Attorney Phone No. (208) 334-2400

COPY

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING

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

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

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice, Environment and Natural Resource
Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

D. I am responding to the objections to the following elements. (Please check the appropriate box(es))

1. ☐ **Name and Address**

2. ☐ **Source**

3. ☐ **Quantity**

4. ☒ **Priority Date**

5. ☒ **Points of Diversion**

6. ☐ **Instream Flow**

7. ☐ **Purpose(s) of Use**

8. ☐ **Period of Year**

9. ☒ **Place of Use**

10. ☐ **Consumptive Use**

11. Recommendation

☒ This water right should not exist

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

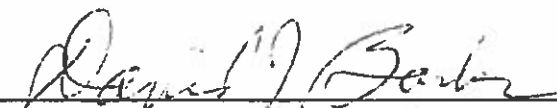
VERIFICATION (Must be Completed)

State of Idaho
County of Ada

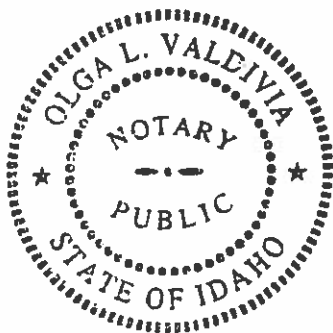
David J. Barber, Deputy Attorney General, being first duly sworn, upon oath, deposes and says:

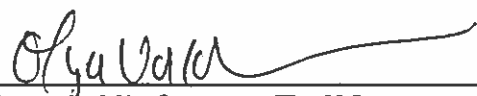
That the State of Idaho in both its sovereign and proprietary capacity is filing this response and that I am a Deputy Attorney General authorized to represent the State of Idaho, which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and I have read this response, know its contents and that the statements are true to the best of my knowledge and belief.

ALAN G. LANCE
Attorney General
David J. Barber
Deputy Attorney General
Natural Resources Division


By Attorney signing in representative capacity

Subscribed and sworn to before me on: NOV. 7, 2001
(Insert Date)




Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 2-8-06

INSTRUCTIONS FOR MAILING

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

F. CERTIFICATE OF MAILING

I certify that on December 7, 2001, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One copy to the claimant of the water right at the following address:
 1. Oneida Farms, Inc.
Barbara & Lewis Oneida
372-A N. 400 E.
Jerome, ID 83324
 2. Crater Butte Cattle Assn.
James B. Ritter
554 E. Hwy. 26
Shoshone, ID 83352
 3. David L. & John Oneida
404 N. 400 E.
Jerome, ID 83338
 4. Charles Ritter
401 W. 620 N.
Shoshone, Id 83352
 5. Gary Hibbard
269 E. Hwy 26
Jerome, ID 83338
 6. Marjorie Simpson
221 S. 550 W.
Jerome, ID 83324

3. One copy to the party who filed the objection at the following address:

United States of America acting through the Department of Interior, Bureau of Land
Management, Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

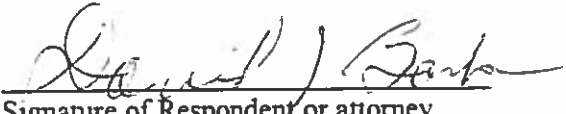
4. Copies to:

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

Chief of Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

(not applicable)

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


Signature of Respondent or attorney
mailing on Respondent's behalf

COPY

2001 NOV 23 PM 1:23

DISTRICT COURT - SRSA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA	)	SUBCASE NO. 37-10522
	)	
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

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

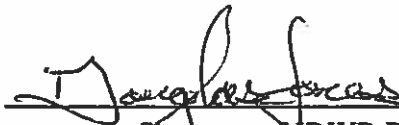
Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

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

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

Dated: _____

11/15/01



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/23, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Norman M Semanko
Barker Rosholt & Simpson
PO Box 2139
Boise ID 83701-2139
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Norman M Semanko
Barker Rosholt & Simpson
PO Box 2139
Boise ID 83701-2139
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

10/30/2001

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

RIGHT NUMBER: 37-10522

NAME AND ADDRESS: JAMES B RITTER
554 E HY 26
SHOSHONE ID 83352

CHARLES RITTER
401 W 620 N
SHOSHONE ID 83352

ONEIDA FARMS INC
C/O LOUIS ONEIDA
372A N 400 E
JEROME ID 83338

GARY HIBBARD
269 E HWY 26
SHOSHONE ID 83352

MARJORIE SIMPSON
221 S 550 W
DIETRICH ID 83324

BARBARA ONEIDA
372A N 400 E
JEROME ID 83338

LEWIS ONEIDA
372A N 400 E
JEROME ID 83338

DAVID L ONEIDA
404 N 400 E
JEROME ID 83338

JOHN ONEIDA
404 N 400 E
JEROME ID 83338

CRATER BUTTE CATTLE ASSN
C/O JIM RITTER
554 EAST HWY 26
SHOSHONE ID 83349

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.090 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/01/1981

POINT OF
DIVERSION:

T05S R18E S35 SESESE Within LINCOLN County

10/30/2001

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

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
1/01 12/31

QUANTITY
0.090 CFS

PLACE OF USE:

STOCKWATER Within LINCOLN County

T05S R18E S26
T05S R18E S35

NESW
SESE

T05S R18E S35
T06S R18E S02

NENW
NWSW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 23, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NORMAN SEMANKO
BARKER ROSHOLT & SIMPSON
PO BOX 2139
BOISE ID 83701-2139

RE: SRBA Claim(s) 37-10438 / Richfield Cattle Assn
 37-10522 / Crater Butte Cattle Assn

Dear Counselor:

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

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

Sincerely,

Trish Fawcett
Technical Records Specialist

NCAP

RECEIVED

JUN 26 2001

Department of Water Resource
Southern Region

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

Water Right No(s): _____

Adjudication Claim No(s): 37-10522

The following REQUIRED information must be submitted with this form:

- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

RECEIVED JUN 23 2001

Name and Address of Former Owner/Claimant CRATER BUTTE CATTLE ASSOCIATION
C/O JIM RITTER
554 EAST HWY 26 RICHFIELD ID 83349

New Owner/Claimant(s) CRATER BUTTE CATTLE ASSOCIATION

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address C/O JIM RITTER ID# 59762

City, State and ZIP Code 554 EAST HWY 26
RICHFIELD ID 83349 AND "EXHIBIT A" ATTACHED (LIST ALL NAMES)

New Telephone Number (208) 886-2163

Date you acquired the property _____

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

Number of acres you irrigate _____ Number and type of stock _____

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

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Signature of New Owner James B. Ritter
or Claimant(s) BY: JAMES B. RITTER, VICE PRESIDENT

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

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

RECEIVED MAY 23 2001

May 16, 2001

Norman Semanko
c/o Crystal Vincent
P.O. Box 1906
Twin Falls, ID 83303

To whom it may concern:

Please amend the Snake River Basin Adjudication action involving Water Right number 37-10522 to include all the current members of the Cate Butte Cattlemen's Association shown on the attached list. I have also enclosed a copy of the Minutes from 1999 appointing Louis Oneida as President, James Ritter as Vice President, and Lisa Ritter as the Secretary/Treasurer.

Please feel free to contact us if you have any questions concerning this matter.

Sincerely,

James Ritter
Vice President

J.P. James B. Ritter

May 16 - 2001

RECEIVED

JUN 26 2001

Department of Water Resources
Southern Region

EXHIBIT "A"

James B. Ritter
554 E US Hwy 26
Shoshone ID 83352
(208)886-2163

Charles Ritter
401 W 620 N
Shoshone ID 83352
(208) 886-2140

Gary J. Hibbard
269 E US Hwy 26
Shoshone ID 83352
(208)886-2123

Marjorie Simpson
221 S 550 W
Dietrich ID 83324
(208)544-2867

Oneida Farms, Inc.
372-A N 400 E
Jerome ID 83338
(208)324-2098

Barbara Oneida
372-A N 400 E
Jerome ID 83338
(208)324-2098

Lewis Oneida
372-A N 400 E
Jerome ID 83338
(208)324-2098

David L. Oneida
404 N 400 E
Jerome ID 83338
(208)324-2485

John Oneida
404 N 400 E
Jerome ID 83338
(208)324-2485

Minutes of the April 5, 1999 meeting of the Crater Butte Cattlemens Association

Meeting was called to order by President James Ritter at 5:05 P.M. on April 5, 1999. Those in attendance were as follows: James Ritter, Lewis Oneida, Charles Ritter, Arnie Pike and the secretary Lisa Ritter. Minutes of the last meeting were read.

The meeting was turned over to Arnie Pike to discuss the past year's use, which was at 90% of Actual Use. He also reported on the results of last years review of the Standards of Public Land. The results were not good. Several areas that were looked at in the review were lacking with improper flow patterns, native plant communities being over grazed, seedings lacked biotic crust, forbs and enough shrubs to provide a good species and structural diversity. Suggestions were asked for in order to correct these problems. The following suggestions were offered:

- *reduce the number of cattle being grazed (Arnie Pike)
- *split the North and East Pastures into smaller sections to force cattle to graze certain areas (Lewis Oneida)
- *feed in certain pastures at a certain time of the season, depending on the feed availability e.i. the Pinto in the Spring when the crested wheat was tender instead of in the summer when it was dry and cattle didn't want to eat it, in order to give the natives plants a better chance to grow (James Ritter)
- *use all the pastures for a less amount of time and not to rest any certain pasture unless it needed it (James Ritter).

As a result of this discussion it was decided to start the cattle in the Pinto pasture to be followed by the South, East and West, with the North to either be rested or used for only a couple of weeks at the end of the grazing season. The turnout Date is to be April 16, 1999 and Arnie stated that it was possible for the cattle to stay out until September 30th. Arnie may also have to call a meeting of the Crater Butte Cattlemen at a later date to discuss the result of the above suggestions.

Assesments for the 1999 grazing season were set at \$1.20 a AUM to allow for some improvements to be done on the wells and possible fencing projects.

Lewis Oneida asked if we had a fencing schedule designating who was to take care of the fences around each pasture. Since there is no such schedule in place it was decided that this year Lewis would check the fences for the Pinto. James Ritter to ask Marge Simpson to check the fences in the South pasture, while he and Charles Ritter checked on the fences in the East and West pastures. It was also mentioned that maybe we could write a letter to the Railroad to see if we could get them to fix/replace the fences that were next to the tracts. James and Lisa Ritter to investigate this suggestion.

A motion was made to pay the honorarium to the Secretary and to pay the well assement of the Dietrich Butte of \$747.67. Motion passed.

Last order of business was the Election of Officers. James Ritter stated that he would like to step down since he had been President for a long time. Lewis Oneida was nominated by Charles, James seconded. Lewis voted in. Lewis appointed James to be his Vice

President. Lewis said he would gladly be in charge of getting the cattle moved to the different pastures, if James would take care of the water.

As a parting thought, Lewis stated that there was a lot of Scotch thistle in the North pasture and that we need to help out the BLM by cutting down all that we saw when out in those pastures. So keep a sharp shovel handy!!! Arnie also suggested that if we chose a designated spot to dump all the thistle that we cut, that maybe he could arrange to have a fire crew burn it. James asked if it was okay for us to spray the thistle, and Arnie said that was fine.

Meeting was adjourned at 7:05 P.M.

Respectfully submitted,

Lisa Ritter
Sec./Treasurer

Crater Butte Cattlemen's Association Members

James Ritter 886-2163
554 E. Hwy. 26
Richfield, ID 83349

Charles Ritter 886-2140
401 West 620 North
Shoshone, ID 83352

Gary Hibbard 886-2123
269 E. Hwy. 26
Shoshone, ID 83352

Marjorie Simpson 544-2867
221 South 550 East
Dietrich, ID 83324

40 *1st Add*
orig Louis Oneida 324-2098
Oneida Farms
372-A North 400 East *2nd*
Jerome, ID 83338

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 37-10522
Date Received: 7/11/88
Receipt No: S000835
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

CRATER BUTTE CATTLE ASSOC Phone: (208)886-2163

C/O JIM RITTER
554 EAST HWY 26
RICHFIELD ID 83349

2. Date of Priority: 10/01/1981

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	18E	35	SE SE SE	LINCOLN	

5. Description of diverting works:

WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.09	

7. Total Quantity Appropriated is:
0.09 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
----------	-------	---------	----------------	-----	-------

05S	18E	26	NE	SW	STOCKWATER
05S	18E	35	NE	NW	STOCKWATER
			SE	SE	STOCKWATER
06S	18E	2	NW	SW	STOCKWATER

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:

14. Remarks:

3-1-2000: ADDRESS CHANGE PER NOTICE REC'D THIS DATE - VH
 5-7-01: AMENDED CLAIM TO CORRECT POINT OF DIVERSION FROM 06S, 18E, SEC 31, PER SF4 .
 - VH 5-9-01: AMENDED CLAIM TO CORRECT PLACE OF USE PER SF4 - VH.

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: _____

For Organizations:

I do solemnly swear or affirm that I am VICE PRESIDENT of _____
Title

CRATER BUTTE CATTLE ASSOCIATION, that I have signed the foregoing
Organization

document in the space below as VICE PRESIDENT of _____
Title

CRATER BUTTE CATTLE ASSOCIATION and that the statements contained in the
Organization

foregoing document are true and correct.

Signature of James B. Ritter Authorized Agent JAMES B. RITTER

VICE PRESIDENT, CRATER BUTTE CATTLE ASSOCIATION
Title and Organization

June 25, 2001
Date

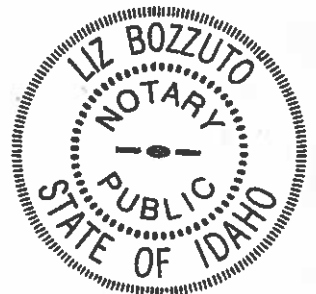
State of Idaho)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of June 2001

Liz Bozzuto
Notary Public

Residing at Shoshone, ID 83352

My commission Expires 03/04/2005



1
2
3 Norman M. Semanko
4 Travis L. Thompson
5 BARKER, ROSHOLT & SIMPSON
6 P.O. Box 2139
7 Boise, Idaho 83701-2139
8 Telephone: (208) 336-0700
9 Fax: (208) 344-6034
10 ISB #4761
11 ISB #6168
12 (CV.01/NMS/STK/Crater Butte Assoc NOA)

13 Attorneys for Crater Butte Cattle Association

14
15 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
16 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

17 In Re SRBA)
18)
19 Case No. 39576)
20 _____)

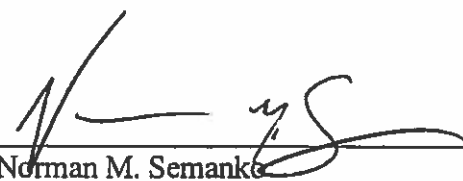
NOTICE OF APPEARANCE

Subcase No.: 37-10522

21 YOU WILL PLEASE TAKE NOTICE that Norman M. Semanko and Travis L.
22 Thompson of the firm of Barker, Rosholt & Simpson hereby enters the appearance of said firm as
23 attorneys of record for Crater Butte Cattle Association in Subcase No. 37-10522.

24 DATED this 26th day of June, 2001

25 BARKER, ROSHOLT & SIMPSON

26 By: 
Norman M. Semanko
of Counsel

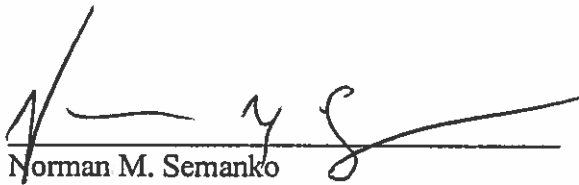
1
2 CERTIFICATE OF MAILING

3 I hereby certify that on this 24th day of June, 2001, I served a copy of the foregoing
4 NOTICE OF APPEARANCE, by depositing same in the United States mail, postage prepaid, in
5 an envelope, addressed to the following:
6

7 Chief, Natural Resources Division
8 Office of the Attorney General
9 State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

10 United States Dept. of Justice
11 Environment and Natural Resources Division
12 550 West Fort Street, MSC 033
Boise, ID 83724

13 IDWR Depository
14 P.O. Box 83720
15 Boise, ID 83720-0098

16
17 
18 Norman M. Semanko
19 of Counsel
20
21
22
23
24
25
26

RECEIVED

NOV - 2 2001

Department of Water Resources

RECEIVED

NOV 06 2001

Department of Water Resources
Southern Region

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

In Re SRBA

Case No. 39576

A. Subcase 37-10522

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

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

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

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

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

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

Name: Oneida Farms, Inc.; Barbara Oneida; Lewis Oneida

Address: 372-A N 400 E; Jerome, Idaho 83324

Name: Crater Butte Cattle Assn.; James B. Ritter

Address: 554 E Hwy 26; Shoshone, Idaho 83352

Name: David L. Oneida; John Oneida

Address: 404 N 400 E; Jerome, Idaho 83338

Name: Charles Ritter

Address: 401 W 620 N; Shoshone, Idaho 83352

Name: Gary Hibbard

Address: 269 E Hwy 26; Jerome, Idaho 83338

Name: Marjorie Simpson

Address: 221 S 550 W; Jerome, Idaho 83324

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

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: See attached
5. ☒ **Point(s) of Diversion**
Should be: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached

11. **I object because:**

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

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant does not have a valid water right with the elements claimed. BLM is the sole owner of the water development and has filed a water claim for it.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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

(Signature of person filing objection)

(Attorney signing in representative capacity)

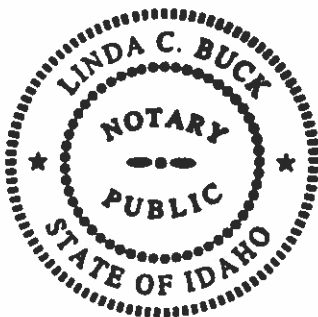
Subscribed and sworn to before me on: Nov. 1, 2001

Linda C. Buck

Notary Public for _____ Idaho

Residing at: Mountain Home, Idaho

My Commission Expires: 12/21/2005



INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on Nov. 1st, 2001, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name: Oneida Farms, Inc.; Barbara Oneida; Lewis Oneida (all pro se)

Address: 372-A N 400 E; Jerome, Idaho 83324

Name: Crater Butte Cattle Assn.; James B. Ritter (Assn represented, Ritter pro se)

Address: 554 E Hwy 26; Shoshone, Idaho 83352

Name: David L. Oneida; John Oneida (both pro se)

Address: 404 N 400 E; Jerome, Idaho 83338

Name: Charles Ritter (pro se)

Address: 401 W 620 N; Shoshone, Idaho 83352

Name: Gary Hibbard (pro se)

Address: 269 E Hwy 26; Jerome, Idaho 83338

Name: Marjorie Simpson (pro se)

Address: 221 S 550 W; Jerome, Idaho 83324

Norman M. Semanko

Travis L. Thompson

P.O. Box 2139

Boise, Idaho 83701-2139

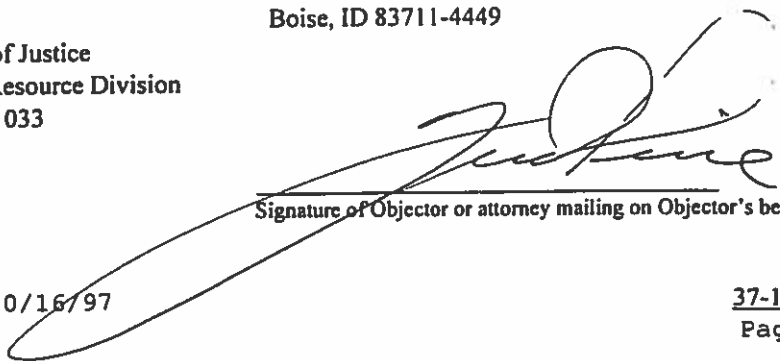
Of Attorneys for Crater Butte Cattle Assn.

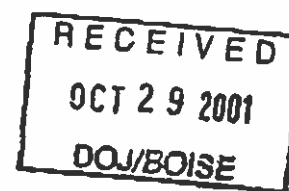
3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

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

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


Signature of Objector or attorney mailing on Objector's behalf



AMENDED DIRECTOR'S REPORT

Subcase No. 37-10522

In Re SRBA

Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

**Prepared by the Idaho Department of Water Resources
Karl J. Dreher, Director
David R. Tuthill, Jr., Adjudication Bureau Chief**

October 26, 2001

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

10/26/2001

WATER RIGHT NO. 37-10522

NAME AND ADDRESS: JAMES B RITTER

554 E HWY 26
SHOSHONE ID 83352

CHARLES RITTER
401 W 620 N
SHOSHONE ID 83352

ONEIDA FARMS INC
C/O LOUIS ONEIDA
372A N 400 E
JEROME ID 83338

GARY HIBBARD
269 E HWY 26
SHOSHONE ID 83352

MARJORIE SIMPSON
221 S 550 W
DIETRICH ID 83324

BARBARA ONEIDA
372A N 400 E
JEROME ID 83338

LEWIS ONEIDA
372A N 400 E
JEROME ID 83338

DAVID L ONEIDA
404 N 400 E
JEROME ID 83338

JOHN ONEIDA
404 N 400 E
JEROME ID 83338

CRATER BUTTE CATTLE ASSN
C/O JIM RITTER
554 E HWY 26
SHOSHONE ID 83349

SOURCE GROUND WATER TRIBUTARY
QUANTITY 0.09 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE 10/01/1981

POINT OF DIVERSION:

T05S R18E S35 SESESE Within LINCOLN County *BLM*

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.090 CFS

PLACE OF USE: STOCKWATER Within LINCOLN County

T05S R18E S26	NESW <i>BLM</i>	T05S R18E S35	NENW <i>BLM</i>
T05S R18E S35	SESE <i>BLM</i>	T06S R18E S02	NWSW <i>BLM</i>

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF SERVICE

I certify that on 10/26, 2001, I mailed and/or delivered the original and copies of this form, including all attachments, to the following interested parties, in the manner indicated and addressed as follows:

1 Original to:

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

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☒ Facsimile

2 Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ Overnight Mail
☐ Regular Mail
☒ Hand-Delivered
☐ Facsimile

United States Department of Justice
Environment & Natural Resources Div
550 W. Fort Street MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Lincoln County Courthouse
111 W. B St.
Shoshone, ID 83352

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Travis L. Thompson
Barker, Rosholt & Simpson
P O Box 2139
Boise, ID 83709

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

IDWR Document Repository
P O Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☒ Hand-Delivered
☐ Facsimile



Signature of person delivering form

AJ5856NP

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

DATE: SEP-5-1997
PAGE: A-56

RIGHT NUMBER: 37-10522

NAME & ADDRESS: CRATER BUTTE CATTLE ASSOC
C/O JIM RITTER
STAR RT
RICHFIELD ID 83349

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

PRIORITY DATE: 10/01/1981

POINT OF DIVERSION: T06S R18E S31 NENENE Within LINCOLN County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER S/350 RANGE CATTLE	01-01 12-31	0.09 CFS

PLACE OF USE: STOCKWATER Within LINCOLN County
T06S R18E S31 NENE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

*Different legal
on alpha*

map missing

*updated
2-5-99
KKC*

Verified by _____ Date: _____

Verification Source: _____