

1
INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:07:55
10/01/90

CLAIM NUMBER: A34-0701

KER
STAR RT.
MACKAY
MBER: 208-000-0000

DE: O

FIRST: ORLIN D.

STATE: ID ZIP: 83251

N FELIPE RANCHES
P.O. BOX 388
MACKAY
MBER: 208-588-2805

DE: O

FIRST:

STATE: ID ZIP: 83251

OKEN RIVER RANCH
C/O ROBERT C. HADLEY
STAR ROUTE
MACKAY
MBER: 208-588-2880

DE: C

FIRST:

STATE: ID ZIP: 83251

AM REQUIRED?

TION REQUIRED DUE TO REMARKS?

MARKS: OWNERSHIP CHANGE 9/18/90/EC

DATABASE
Y

FIELD
EXAMINER

MICF
DEC

PERSON: _____

PHONE NUMBER: (____) ____-____

FIELD EXAM: 9/26/90

APPOINTMENT MADE: Y(☒) N(____)

TIME: ____:____ A(____) P(____)

IED BY: Bob Hadley.

PHONE NUMBER: (____) ____-____

SHIP TO CLAIMANT: Partner

NS TO PROPERTY / REMARKS:

LAIM: # A34-07010

PRIORITY DATE: 08-28-1968

STAGE: L

ECORD: # 34-07010

PRIORITY DATE: 08-28-1968

STAGE: L

EXAM REQUIRED?

TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

E OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)

XPLAIN.

=====

DED PRIORITY DATE:
08-28-1968

BY EMC.

DATE 7-31-91

=====

CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
0	08N	22E	28	SW	NE	SE	CUSTER
R AJ CLAIMS WITH SAME AJ POD				WR RECORDS IN SAME 40 ACRE TRACT			
A PREFIX		R PREFIX					
NONE		NONE		NONE			

GARDEN CREEK

POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
0	08N	22E	28		NE	SE	CUSTER
R WR RECORDS WITH SAME WR POD				AJ CLAIMS IN SAME 40 ACRE TRACT			
				A PREFIX		R PREFIX	
NONE				NONE		NONE	

GARDEN CREEK

TRIB: SINKS

D EXAM REQUIRED?

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

IDENTIFIED POINT(S) OF DIVERSION AND SOURCE:						
RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
GARDEN CREEK		TRIB: SINKS				
BY: <u> </u>		DATE: <u> </u>				

WATER RIGHT NUMBERS: A34-07010

LISTING										
SEC	1/4	1/4	LOT	NAME	AJ #/ACRES		WR #/ACRES		LANDSAT DATA	FIELD EXAM.
27	SW	SW		BROKEN RIVER RANCH	A34-07010	/35.0	34-07010	/ 6.0	13.0	5
				BROKEN RIVER RANCH	A34-00398	/35.0	-	/		
				BROKEN RIVER RANCH	A34-00399	/35.0	34-00399	/		
27	SE	SW		BROKEN RIVER RANCH	A34-07010	/ 9.0	-	/	31.0	23.5
				BROKEN RIVER RANCH	A34-00398	/21.0	-	/		
				BROKEN RIVER RANCH	A34-00399	/21.0	34-00399	/		
				YOUNG , HYRUM		34-00857	/			
				YOUNG , HYRUM		34-00858	/			
34	NE	NW		BROKEN RIVER RANCH	A34-07010	/13.0	34-07010	/17.0	4.0	18.3
				BROKEN RIVER RANCH	A34-00398	/34.0	-	/		
				BROKEN RIVER RANCH	A34-00399	/34.0	34-00399	/		
				YOUNG , HYRUM		34-00857	/			
				YOUNG , HYRUM		34-00858	/			
34	NW	NW		BROKEN RIVER RANCH	A34-07010	/23.0	34-07010	/25.0		13.
				BROKEN RIVER RANCH	A34-00398	/23.0	-	/		
				BROKEN RIVER RANCH	A34-00399	/23.0	34-00399	/		
TOTAL ACRES					A34-07010		80.00		48.00	48.00

GATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(X) N()
EE ATTACHED SHEET:

D EXAM REQUIRED?

E TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

28 NESE

27.3

EXPANSION / ACCOMPLISHED TRANSFER ANALYSIS SHEET

6/17/
VERSION

DATE: _____
CLAIM NUMBER: 34 - 07010.

WR NUMBER 34 - 07010

expansion in Place occurred?
☒ NO
is it based on
42-1416(1) or 42-1416(2)?

are there been an increase
in erosion rate? YES ☒ NO
disallow claim, "No
Approp. Shown".

unrecorded transfer
d? ☒ YES ☐ NO
determine if it can
be recommended as an
accomplished transfer *POU*

CODES:

15
POD

TWP	RGE	SEC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	
<i>8N</i>	<i>22E</i>	<i>27</i>										<i>19.5</i>	<i>1</i>					
		<i>34</i>					<i>18.3</i>	<i>13</i>										
		<i>28</i>												<i>27.3</i>				

RECORDED PLACE OF USE

TWP	RGE	SEC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	
<i>8N</i>	<i>22E</i>	<i>27</i>											<i>6</i>					
		<i>28</i>												<i>26</i>	<i>6</i>			
		<i>34</i>					<i>17</i>	<i>25</i>										
<i>8N</i>	<i>22E</i>	<i>28</i>												<i>X</i>				

AND RECOMMENDATIONS:

ION FLAG: C

DATIONS:

TOTAL ACRES: 79.1

REVIEWED BY: EMC

DATE: 79.1

CLAIMED USES:				
0	PURPOSES	MONTH/DAY		DIVERSION QUANTITY
	IRRIGATION	FROM	03-01 TO 10-31	1.600 CFS 240.00 AF/A
	TOTAL DIVERSION RATE/VOLUME CLAIMED			1.600 CFS 240.00 AF/A

RECORDED USES:				
0	PURPOSES	MONTH/DAY		DIVERSION QUANTITY
	IRRIGATION	FROM	03-01 TO 10-31	1.600 CFS 240.00 AF/A
	TOTAL DIVERSION RATE/VOLUME CLAIMED			1.600 CFS 240.00 AF/A

DISCREPANCY FLAG:

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

RECOMMENDATION OF USE:

RECOMMEND AS CLAIMED?	Y(☒)	N(☐)	
RECOMMEND TO WR STANDARDS OR OTHER?	Y(☐)	N(☐)	Explain in remarks, below

DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(✓) N()

TOTAL CLAIMED DIVERSION RATE: 1.600 CFS

ROOT RIGHT TOTAL DIVERSION RATE: 1.600 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. **

OW MEASUREMENT REQUIRED?

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

Y

FIELD EXAMINER

N

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

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

HER RIGHTS LISTED IN CLAIM: A34-00399/00398/~~00060~~

RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

M	SOURCE	NAME	DIV.		DIV. VOL.	D: VOL
			DIV. RATE	RATE/ACRE		
010	GARDEN CREEK	BROKEN RIVER RANCH	1.600	0.020	240.00	
398	HAMILTON SPRINGS	BROKEN RIVER RANCH	2.000	0.009		

IGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

OVERLAPPING RIGHTS ANALYSIS SHEET

6/26/9
VERSION

AMOUNT: _____

ANALYSIS

DATE: _____

OVERLAPPING: 114.1

DIVERSION METHOD: FLOOD 100 % SPRINKLER _____ %

LOSS FACTOR USED:

HAMILTON SPRINGS = 30 % (SOURCE) = _____ %

GARDEN CREEK = 10 % (SOURCE)

RANGE OF RECOMMENDABLE DIVERSION RATES & VOLUMES

SOURCE	ACRES	DIVERSION RATE		DIV VOL	C.U. VOL
		MIN	MAX		
<u>HAMILTON SPRINGS</u>	<u>114</u>	<u>2.44</u>	<u>3.25</u>		<u>285</u>
<u>GARDEN CREEK</u>	<u>79.1</u>	<u>1.32</u>	<u>1.75</u>		<u>197.8</u>

SOURCE	NUMBER	ACRES	PRIORITY	CLAIMED CFS
<u>#1 HAMILTON SPRINGS</u>	<u>00398</u>	<u>114.1</u>	<u>8-30-1909</u>	<u>2.0</u>
<u>#2</u>	<u>00399</u>	<u>"</u>	<u>5-1-1905</u>	<u>1.2</u>
<u>#3 GARDEN CREEK</u>	<u>07010</u>	<u>79.1</u>	<u>8-28-1968</u>	<u>1.60</u>

THIS FOR CLAIM NO.: _____

Standard Conditions: _____

Standard Remarks:

E12 = 3.24 c/s, 285 AF, 114 ac #2, #3/

E12 DITTO

#1 #3/

E12 DITTO

#1, #2/

114 X 0.02 =

3.20 X .7 =

3.20 + .04 =

MICRO
DEC 1

ADDITIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS USE
	FROM	TO	RATE	CFS	VOL.	AF/A	
RIGATION	03-01	10-31	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE
			1.600	_____	240.00	_____	~~175.0~~
R THIS RIGHT			1.600		240.00		~~175.0~~
BY: <u>EMC</u>			DATE: <u>9-27-91</u>				

HECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
P _____	()	()
ABANDON _____	()	()
AL DIV. AMOUNT _____	()	()

IT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 34-07010		DATABASE	EXAMINER			
TOTAL DIVERSION RATE OF WR SPLITS		1.600	<u> </u>	CFS		
SPLITS:						
OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSI RATE
-	A34-07010	1.600	-		34-07010	1.60
TOTAL CFS		1.600	1.			

N RATE REVIEW

HE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)	DATABASE	FIELD
O, is the written review sheet attached? (Y/N)	Y	EXAMINER

CATION:
E: Ernest Carlson.
FIELD EXAMINER: Ernest Carlson.

DATE: 9-27-91
TITLE: W.R. Supervisor,

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:07:55
10/01/90

CLAIM NUMBER: A34-0701

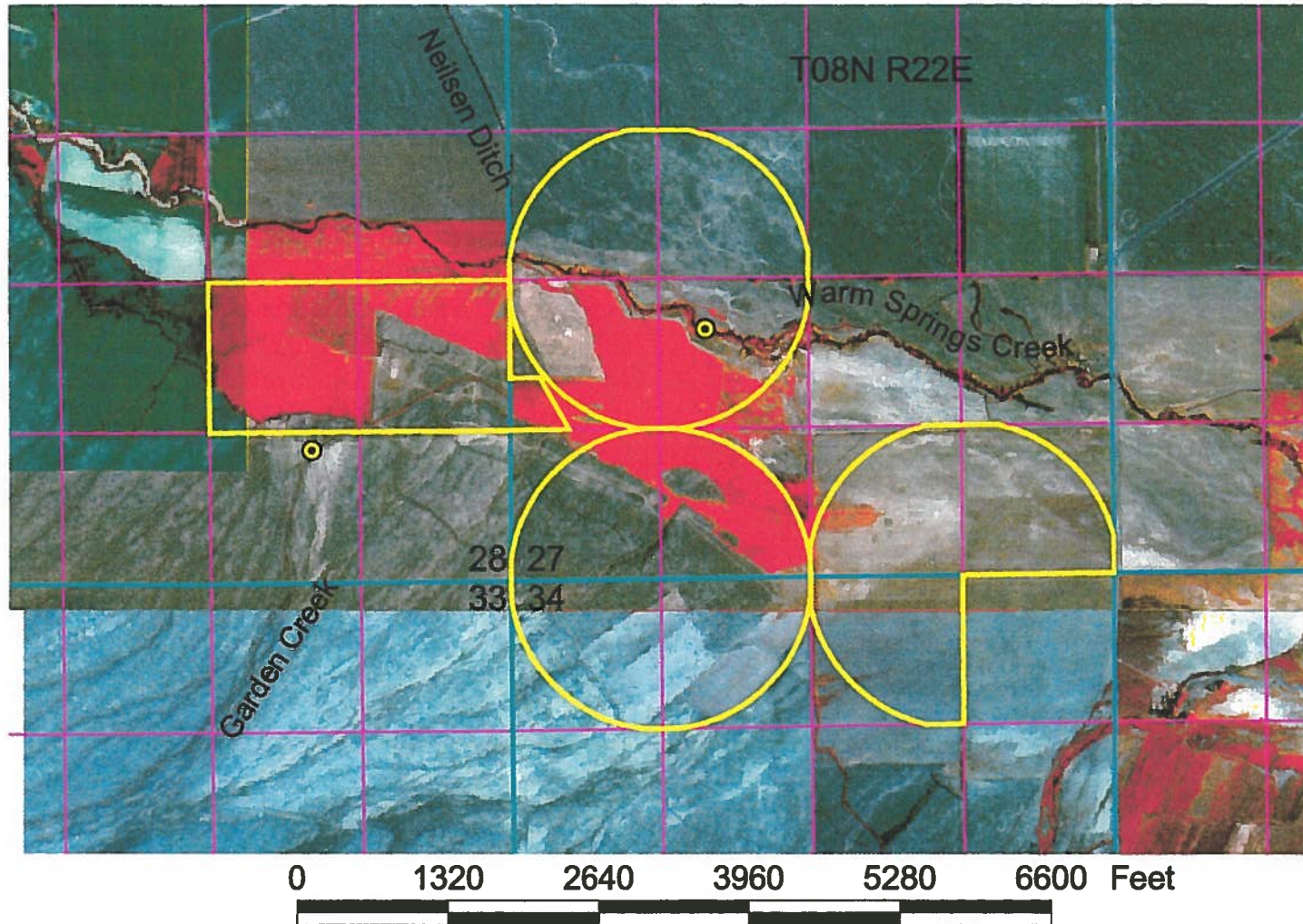
ENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VE
DATE			<i>Emc</i> <i>9-26-90</i>	<i>N</i>		<i>Emc</i> <i>9-27-91</i>		-
DIV	<i>Y</i>			<i>N</i>	<i>5</i>			-
				<i>N</i>	<i>5</i>			-
USE	<i>Y</i>			<i>Y</i>	<i>5</i>	<i>CONDITION</i> <i>NOE</i>		-
UNT UME				<i>N</i>		<i>CP5</i>		-
IVE USE	<i>-</i>			<i>Y</i>	<i>IDWR</i>	<i>E12</i>		-
								-
F USE				<i>N</i>				-
CLAIM								-
	<i>Y</i>							-

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- WATERMASTER RECORDS = 3
- NAPP 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.

**Water Right(s): 34-00398, 34-00399
34-00861A, 34-00868
34-07010**



LEGEND

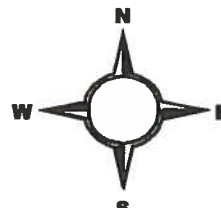


Point of Diversion



Place of Use

Acres Irrigated = 437.4



RIGHTS FROM: SOURCE: GARDEN CREEK TRIBUTARY: SINKS

RIGHT` NUMBER: 34-07010

NAME & ADDRESS: BROKEN RIVER RANCH
C/O ROY E CRAWFORD
5660 W 4920 N
MACKAY ID 83251

SOURCE: GARDEN CREEK TRIBUTARY: SINKS

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM WARM
SPRINGS CREEK.

QUANTITY: 1.6 CFS
276.8 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 34-00399 AND 34-00398 IS
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.34 CFS AND A
TOTAL COMBINED DIVERSION VOLUME OF 599.2 AF.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 10.54 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1390.0 AF. COMBINED RIGHT NO.: 34-00398,
34-00399, 34-00861A, 34-00868 AND 34-07010.

PRIORITY DATE: 08/28/1968

POINT OF DIVERSION: T08N R22E S28 SUSE (INJECTION) Within CUSTER County

S27 MNESW (REDIVERSION)

PURPOSE AND PERIOD OF USE: PURPOSE OF USE IRRIGATION PERIOD OF USE 03-01 10-31 QUANTITY 1.6 CFS 276.8 AFY

PLACE OF USE: IRRIGATION Within CUSTER County
T08N R22E S27 S4NW 31 SENW 32 NESW 34.4 N4SW 36
S4SW 32 SESW 32 S4SE 32
S28 NESE 40 N4SE 40
S34 N4NE 32 N4NW 32
437.4 ACRES TOTAL

----- RIGHTS FROM: SOURCE: GARDEN CREEK TRIBUTARY: SINKS -----

RIGHT NUMBER: 34-07010 (CONT)

PLACE OF USE: (CONT)

USE OF THIS RIGHT WITH RIGHT NOS. 34-00398 AND 34-00399 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 168.9 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79.1 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 437.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-00398, 34-00399, 34-00861A, 34-00868 AND 34-07010.

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 RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY TRANSFER NO. 5552 BY MARCH 21, 2001.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

RIGHTS FROM: SOURCE: GARDEN CREEK TRIBUTARY: SINKS

RIGHT NUMBER: 34-07010

NAME & ADDRESS: BROKEN RIVER RANCH
5660 W 4920 N
MACKAY ID 83251

SOURCE: GARDEN CREEK TRIBUTARY: SINKS

QUANTITY: 1.6 CFS
276.8 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 34-00398 AND 34-00399 IS
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.34 CFS AND A
TOTAL COMBINED DIVERSION VOLUME OF 599.2 AF.

PRIORITY DATE: 08/28/1968

POINT OF DIVERSION: T08N R22E S28 SMSE Within CUSTER County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 05-01 10-15 1.6 CFS
276.8 AFY

PLACE OF USE: IRRIGATION Within CUSTER County
T08N R22E S27 NMSW 19.5 SWSW 1
S28 NESE 27.3
S34 NENW 18.3 NWNW 13
79.1 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 168.9 ACRES IN A SINGLE
IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00398 AND 34-00399.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ0749NP
No. R34-07010

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/15/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BROKEN RIVER RANCH C/O ROBERT C HADLEY STAR ROUTE MACKAY ID 83251 (208) 588-2880	08/28/1968	IRRIGATION	05-01 10-15	1.60 CFS	276.8 AFA
TOTAL DIVERSION:					1.60 CFS	276.8 AFA

Water Source: GARDEN CREEK Tributary to: SINKS Stage: LICENSE
Point(s) of Diversion: T08N R22E S28 SWNESE CUSTER County

Place of use Legal Description for: IRRIGATION																																																			
			NE				NW					SW				SE																																			
T	R	S	:	Lt	Ac	NENE	NWNE	SWNE	SENE	:	Lt	Ac	NENW	NWNW	SWNW	SENW	:	Lt	Ac	NESW	NWSW	SWSW	SESW	:	Lt	Ac	NESE	NWSE	SWSE	SESE	:	SUM																			
---	---	---	:	---	---	---	---	---	---	:	---	---	---	---	---	---	:	---	---	---	---	---	---	:	---	---	---	---	---	---	---	:	---																		
08N	22E	27	:							:							:			19		01		:								:	20.5																		
08N	22E	28	:							:							:							:				27				:	27.3																		
08N	22E	34	:							:	18		13				:							:								:	31.3																		
																												TOTAL ACRES																				79.1			

POU County: CUSTER
Other Rights: 34-00399/00398.

Other Water Rights with Same Point(s) of Diversion and Source:
A34-07010

Other Water Rights Listing Overlapping Place(s) of use:
A34-00398 A34-00398A A34-00398B A34-00399 A34-07010 R34-00398 R34-00398A R34-00398B R34-00399 R34-00868

Conditions of Approval:
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks: USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.34 CFS, A TOTAL COMBINED
ANNUAL CONSUMPTIVE USE VOLUME OF 422.2 AF, AND TO THE IRRIGATION
OF A COMBINED TOTAL OF 168.9 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.:34-00398 AND 34-00399.

Dates: Exam Made Date: 09/26/1990 Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag: C

Comments: Date: 09/27/1991 User-ID: CARLSEN Subject: COPIED FROM REMARKS
OWNERSHIP CHANGE 9/18/90/EC
Date: 04/14/1992 User-ID: CARLSEN Subject: NOTICE OF ERROR

AJ0749NP
No. R34-07010

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/15/92
PAGE: 2

Comments: Date: 04/14/1992 User-ID: CARLSEN Subject: NOTICE OF ERROR
REMARK HAD TO BE CHANGED TO COENSIDE WITH CHANGES TO 34-00398
AND 34-00399.

Audit: 04/15/92 CARLSEN

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

09/28/91 1
Page

Number - R34-07010 Prefix Translation: RESEARCH Old (D) Number -
Last Name - - - - - + + - First Name - - + + - - - - - - - - Address - - - - -

OWNER ***
RANCH 1 - C/O ROBERT C HADLEY
2 - STAR ROUTE
3 -
City- MACKAY State- ID Zip- 83
Phone - 208-588-2880

AL OWNER ***
ORLIN D. 1 - STAR RT.
2 -
3 -
City- MACKAY State- ID Zip- 83
Phone - 208-000-0000
1 - P.O. BOX 388
2 -
3 -
City- MACKAY State- ID Zip- 83
Phone - 208-588-2805

Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status -
1968 15 EASTERN 1 - LICENSE

Source - - - - - + + - - - - - Tributary - - - - -
IDFN CREEK SINKS

Sec Tract Lot RElg County Point of Diversion Stream Index (Blank if no Index Code)
28 SW NE SE (37) CUSTER

Description Period From Water Use Period To Diversion Rate Diversion Volume
IRRIGATION 03/01 10/31 1.600 240.00
Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW U
1.00 240.00 0.0

Rng Sec Tract Lot Acres Code Description County
22E 27 NW SW 19.5 01 IRRIGATION (37) CUSTER
22E 27 SW SW 1.0 01 IRRIGATION (37) CUSTER
22E 28 NW SE 27.3 01 IRRIGATION (37) CUSTER
22E 34 NE NW 18.3 01 IRRIGATION (37) CUSTER
22E 34 NW NW 13.0 01 IRRIGATION (37) CUSTER
Total Acres: 79.1

Means - HEADGATE/DITCH
ation Use -

MICRO
DEC

09/28/91 1.00
Page 1

ADJUDICATION CLAIMS PROOF READING REPORT

IDAHO DEPARTMENT OF WATER RESOURCES

Prefix Translation: RESEARCH

ber - R34-07010

hts for Same Use - 34-00399/00398.

Remarks

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.24 CFS. A TOTAL COMBINED
ANNUAL CONSUMPTIVE USE VOLUME OF 285 AF, AND TO THE IRRIGATION OF
COMBINED TOTAL OF 114.1 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.:34-00398 AND 34-00399.

Old water Right Numbers

No Old water Right Numbers found.

Conditions of Approval

M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED
COS - RIGHT INCLUDES CHANGE IN PLACE OF USE.
e Plaintiff + - - - - - Decree Defendant + - - - - +
00/00/0000 + - Decree)

ids - 09/27/91 CARLSEN

1 User Id: CARLSEN Subject: COPIED FROM REMARKS
GE9/18/90/EC

Adjudication Rights Dates and Flags Area

t Report Filing	-	00/00/0000	Field Inspection Made	-	09/26/1990	Civil Case Number	-	39576
ction Filed Date	-	00/00/0000	Field Inspection Flag	-	Y	Old Case Number	-	
onse Filed Date	-	00/00/0000	Verified Date	-	09/27/1991	Old Judicial District	-	
m Received Date	-	01/09/1990	Last Amended Date	-	00/00/0000	Temporary Right	-	P
f Due Date	-	00/00/0000	Proof Made Date	-	00/00/0000	Water District	-	
used Date	-	00/00/0000	Receipt Number	-	F011549	Federal/State Indicator	-	S
ms Tape Error Flag	-		POU Ownership Flag	-	Y	Presumption Flag	-	C
Exempt Flag	-		Name Connector	-		Notice of Error Flag	-	

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: A34-07010
Date Received: 1/09/1990
Receipt No: E011549
Received By: EPC

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BROKEN RIVER RANCH
Address: C/O ROBERT C. HADLEY
STAR ROUTE
MACKAY, ID 83251 208-588-2880

2. Date of Priority: AUG 28, 1968

3. Source: GARDEN CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	22E	28	SW	NE	SE		CUSTER

5. Description of diverting works:
HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	10/31	1.600		240.00

7. Total Quantity Appropriated is:
1.600 C.F.S. (and/or) 240.00 A.F.A.

8. Total consumptive use is 175.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08N	22E	27	SW	SW		IRR	35.0
			SE	SW		IRR	9.0

Township	Range	Section	1/4	1/4	200	000	Notes
					Section Acres	44.0	
		34	NE	NW	IRR	13.0	
			NW	NW	IRR	23.0	
					Section Acres	36.0	
					Total Acres	80.0	

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
A34-00399/00398/00868.

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

Number of attachments: _____

I do solemnly swear or affirm that I am Managing General Partner. of
Title
Broken River Ranch, that I have signed the foregoing
Organization
document in the space below as Managing General Partner of
Title
Broken River Ranch and that the statements contained in the
Organization
foregoing document are true and correct.

Robert C. Hadley
Signature of Authorized Agent
Managing General Partner
Broken River Ranch.
Title and Organization

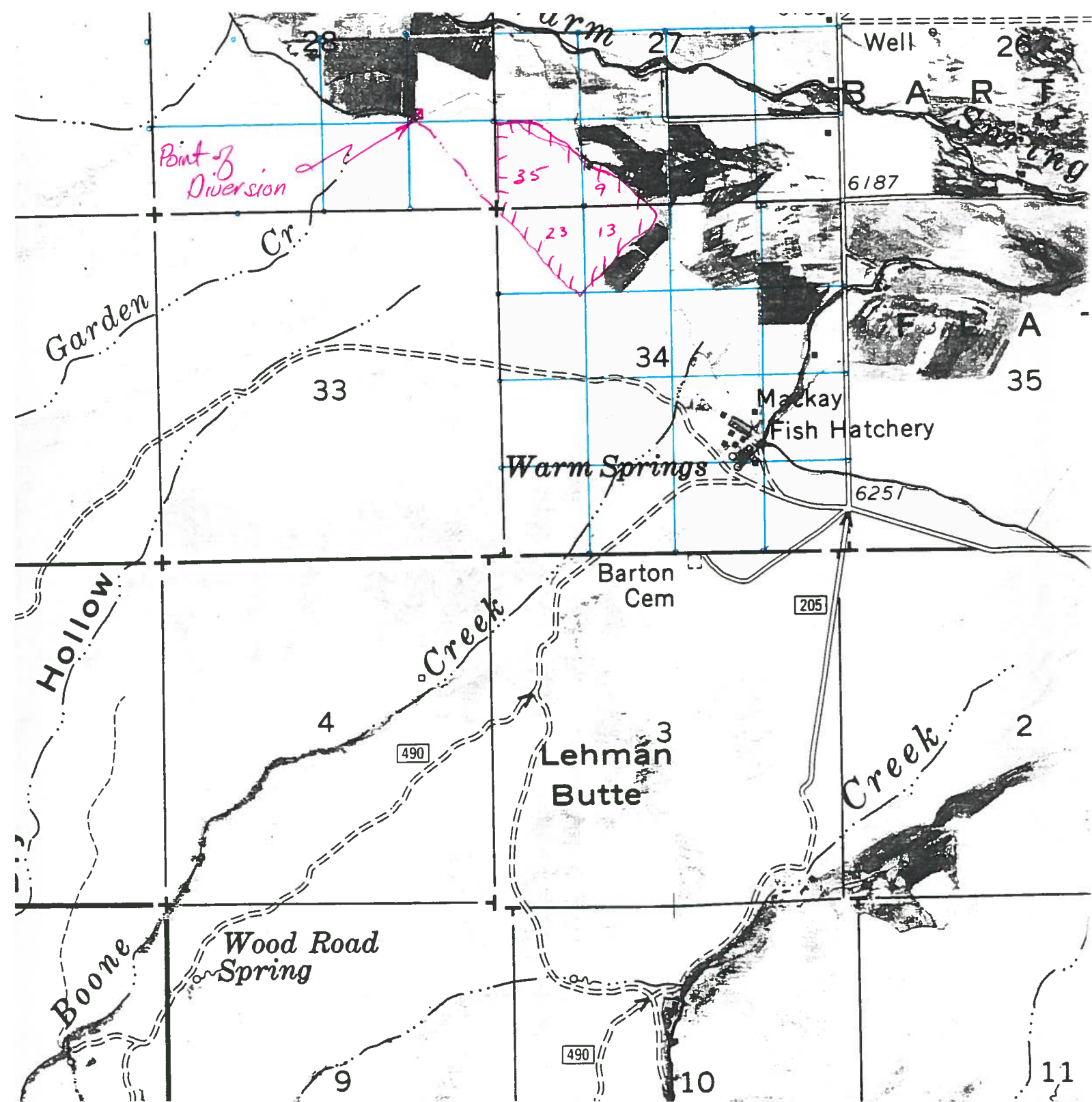
9-18-90
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of Sept. 19 90.
Ernest Carlsen
Notary Public



Residing at Idaho Falls, ID
My Commission Expires 6-14-1994.



Ident. Number: A34-07010
Date Received: 12/27/1989
Receipt No: E011549
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SAN FELIPE RANCHES 208-588-2805
Address: P.O. BOX 388
MACKAY, ID 83251

2. Date of Priority: AUG 28, 1968

3. Source: GARDEN CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	22E	28	SW	NE	SE		CUSTER

5. Description of diverting works:
HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	10/31	1.600		240.00

7. Total Quantity Appropriated is:
1.600 C.F.S. (and/or) 240.00 A.F.A.

8. Total consumptive use is 175.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	22E	27	NE	SW		IRR	30.0
			NW	SW		IRR	40.0
Section Acres							70.0

Total Acres 70.0

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

14. Remarks:

16. Signature(s)

Number of attachments: _____

I do solemnly swear or affirm that I am manager of _____
Title

San Felipe Ranch, Inc. that I have signed the foregoing
Organization

document in the space below as manager of

San Felipe Ranch and that the statements contained in the
Organization
foregoing document are true and correct. Gene Nelson

Signature of Authorized Agent

Manager San Felipe Ranch
Title and Organization

1/8/90
Date

County of Bonneville)

Subscribed and sworn (or affirmed) before me this 8th day

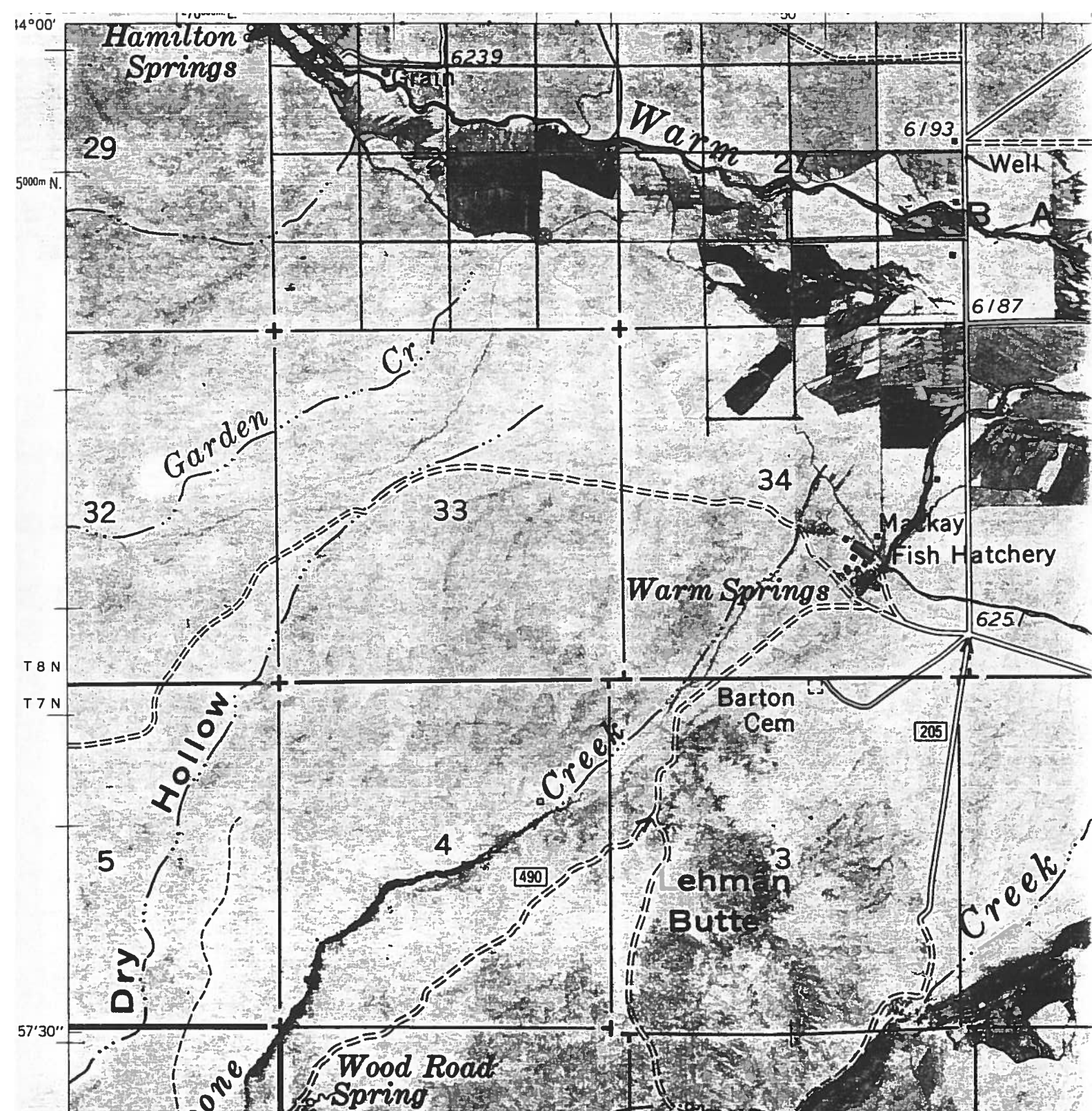
of January 19 90

Anthony J. Olmstead
Notary Public

Seal

Residing at Shabo Falls

My Commission Expires 9/12/1994



May 1, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BROKEN RIVER RANCH LP
C/O ROY E CRAWFORD
5660 W 4920 N
MACKAY ID 83251

RE: Transfer #5552 for water right(s) 34-00398, 34-00399, 34-00861A, 34-00868, 34-07010 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir:

On March 21, 2000, the Idaho Department of Water Resources (IDWR) approved Transfer #5552, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

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

Respectfully,



Jennifer Crabtree
Technical Records Specialist

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

Water Rights: 34-00398, 34-00399,
34-00861A, 34-00868, 34-07010

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer **5552**

- | | |
|--|--|
| ☒ point of diversion | ☒ place of use |
| ☐ period of use | ☐ nature of use |
| ☐ split of water right | ☐ change in ownership |

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: May 4, 00

Ernest Carlson
Signature of IDWR Representative

I certify that on May 8, 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/Seller for Substitution of Party or attorney of record:
BROKEN RIVER RANCH LP
C/O ROY E CRAWFORD
5660 W 4920 N
MACKAY ID 83251

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

Each party in the subcase, or attorney of record
N/A

5. One copy each 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

TRANSFER NO. 5552

WATER RIGHT NO(S). 34-00398/34-00399/34-00861A/34-00868/34-07010

Season
of
useSeason
of
useSeason
of
useSeason
of
use

This is to certify that: BROKEN RIVER RANCH LP
C/O ROY E CRAWFORD
5660 W 4920 N
MACKAY ID 83251

Season
of
useSeason
of
use

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 34-00398 :			
Priority: 08/30/1909			
IRRIGATION	05/01 to 10/15	2.00 CFS	350.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	4.0 AF
		<u>2.00 CFS</u>	<u>354.0 AF</u>
Right No. 34-00399 :			
Priority: 05/01/1905			
IRRIGATION	05/01 to 10/15	1.20 CFS	210.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	4.0 AF
		<u>1.20 CFS</u>	<u>214.0 AF</u>
Right No. 34-07010 :			
Priority: 08/28/1968			
IRRIGATION	~~05/01 to 10/15~~ 03/01 10/31	1.60 CFS	276.8 AF
		<u>4.34 CFS *</u>	<u>599.2 AF *</u>
SUBTOTAL			
Right No. 34-00861A :			
Priority: 05/01/1894			
IRRIGATION	05/01 to 10/15	2.98 CFS	455.0 AF
Right No. 34-00868 :			
Priority: 12/06/1913			
IRRIGATION	05/01 to 10/15	3.20 CFS	484.8 AF
		<u>10.52 CFS **</u>	<u>1539.0 AF **</u>
TOTAL			

CONDITIONS OF APPROVAL AND REMARKS

- CEP.
- X Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
 - X This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
 - 3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
 - X Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 - 5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
 - 6. The total instantaneous diversion of water from all points of diversion under Transfer 5552 shall not exceed 10.52 cfs, nor total combined annual volume of 1539.0 af.
 - 7. Prior to the diversion and use of water under Rights 34-00868 and 34-07010, the right holder shall install and maintain acceptable measuring devices at the point of injection into Warm Springs Creek and the point of redirection from Warm Springs Creek.
 - *** 8. Right 34-00398 is limited to the irrigation of 100.0 acres in the place of use described above in a single irrigation season.
 - *** 9. Right 34-00399 is limited to the irrigation of 60.0 acres in the place of use described above in a single irrigation season.
 - *** 10. Right 34-07010 is limited to the irrigation of 79.1 acres in the place of use described above in a single irrigation season.
 - * 11. Rights 34-00398, 34-00399 and 34-07010 when combined shall not exceed a total diversion rate of 4.34 cfs, a total annual maximum diversion volume of 599.2 af at the field headgate, for the irrigation of 168.9 acres and stockwater use.
 - *** 12. Right 34-00861A is limited to the irrigation of 130.0 acres in the place of use described above in a single irrigation season.
 - *** 13. Right 34-00868 is limited to the irrigation of 138.5 acres in the place of use described above in a single irrigation season.
 - ** 14. Rights 34-00398, 34-00399, 34-00861A, 34-00868 and 34-07010 when combined shall not exceed a total diversion rate of 10.52 cfs, a total annual maximum diversion volume of 1539.0 af at the field headgate, for irrigation of 437.4 acres and stockwater use.

21 March 2006

34-00868 c
point of
injection

QNT E27

QNT E27

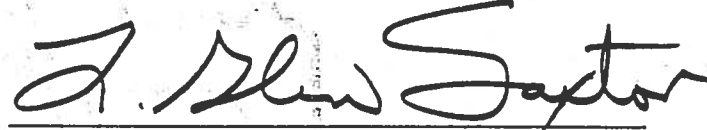
POU1 E14

POU1 E14

CONDITIONS OF APPROVAL AND REMARKS

15. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/20 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than ~~the date of this approval~~. *March 21, 2000.*
16. Diversion from Warm Springs Creek under Rights 34-00398 and 34-00399 is limited to those times water is available for diversion under these rights and priorities from the original source, Hamilton Springs.
17. The quantity of water under Rights 34-00398 and 34-00399 for *N11* stockwater use is not a determination of historical beneficial *N13* use, and shall not exceed 13,000 gallons per day.
18. Water is diverted by pumps and a headgate diversion within the NWNESEW, S27, T08N, R22E.

Dated this 21st day of March, 2000.


Chief, Water Allocation Bureau

EASTERN REGION

October 15, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BROKEN RIVER RANCH LP
C/O ROY E CRAWFORD
5660 W 4920 N
MACKAY ID 83251

RE: Application for Transfer #5552 (34-00389, 34-00399,
34-07010) and Notice of Administrative Proceeding (NAP)

Dear Mr. Crawford:

On August 18, 1999, the Idaho Department of Water
Resources (IDWR) received an Application for Transfer for
the above referenced water right(s).

In response to the Application, this office is sending
the enclosed NAP to the SRBA Court and other parties
listed on page 2 of the form. The intent of this mailing
is to notify those parties of the requested change.

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

Respectfully,



Jennifer Crabtree
Technical Records Specialist

Enclosure

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	)	Water Rights: 34-00398, 34-00399,
	)	34-07010
Case No. 39576	)	NOTICE OF ADMINISTRATIVE
	)	PROCEEDING
_____	)	

IDWR has received an application for an Administrative Proceeding for the above
water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated
below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

☒ I.C. § 42-222 transfer TRX 5552

☒ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed no later than:

OCTOBER 21, 2000

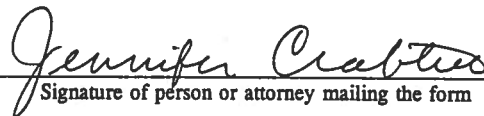
DATED: 14 October 1999



Signature of IDWR Representative

I certify that on 1/2/13, 1999, 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/Seller for Substitution of Party or attorney of record:
BROKEN RIVER RANCH LP
C/O ROY E CRAWFORD
5660 W 4920 N
MACKAY ID 83251
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A
4. One copy to:
Each party in the subcase, or attorney of record
N/A
5. One copy each 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

August 28, 1998

BROKEN RIVER RANCH
C/O BUTCH SHIELD
5660 W 4920 N
MACKAY ID 83251

RE: Transfer #5130 for water right(s) 34-07010 and Notice
of Completed Administrative Proceeding (NCAP)

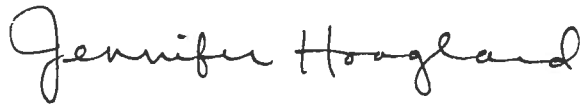
Dear Mr. Shield:

On July 13, 1998, the Idaho Department of Water Resources (IDWR) approved Transfer #5130, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

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

Respectfully,

A handwritten signature in cursive script that reads "Jennifer Hoagland".

Jennifer Hoagland
Technical Records Specialist

Enclosure: copy of NCAP

**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)
)
_____)

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS**

SUB CASE NO. 34-07010

IDWR has completed the following Administrative proceeding: **I.C. § 42-222 TRANSFER**
5130

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐	Change in Ownership	☐	Split of Water Right
☒	Point of Diversion	☒	Place of Use
☐	Period of Use	☐	Nature of Use

FROM: Claimant/Seller(s):	TO: Claimant/Purchaser(s):
Name and Address of Claimant/Seller(s):	Name and Address of Claimant/Purchaser(s):
BROKEN RIVER RANCH	N/A
C/O BUTCH SHIELD	
5660 W 4920 N	
MACKAY ID 83251	Phone:

The Claimant has filed Objections or Responses to the following water rights:
NO OBJECTIONS

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: 8/26/98

Ernest Carlson

I certify that on 07/20/00, 1998, 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:

BROKEN RIVER RANCH
C/O BUTCH SHIELD
5660 W 4920 N
MACKAY ID 83251

3. One Copy to:

Claimant/Purchaser for Substitution of Party or attorney of record:

N/A

4. One Copy to:

Each party in the subcase or attorney of record:

N/A

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

Jennifer Hoagland
Signature of person or attorney mailing the form

TRANSFER NO. 5130
WATER RIGHT NO. 34-07010

RECEIVED

JUL 17 1968

Department of Water Resources
Eastern Region

This is to certify that: **BROKEN RIVER RANCH LTD**
C/O BUTCH SHIELD
5660 W 4920 N
MACKAY ID 83251

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/01 to 10/15	* 1.60 CFS	* 276.8 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
GARDEN CREEK	SINKS

Priority: 08/28/1968

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 28, Township 08N, Range 22E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	22E	27	NWSW 19.5	SWSW 1.0		20.5
		28	NESE 27.3			27.3
		34	NENW 18.3	NWNW 13.0		31.3
Total number of acres irrigated:						* 79.1

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- * 6. Rights 34-07010, 34-00398 and 34-00399 when combined shall not exceed a total diversion rate of 4.34 cfs, a total annual maximum diversion volume of 599.2 af at the field headgate, the irrigation of 168.9 acres and stockwater use.
7. Approval of Transfer 5130 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 13th day of July, 1998.


Chief, Water Allocation Bureau

MEMORANDUM

TO: File 34-07010

FROM: Pam Skaggs^{PS}/State Office

SUBJECT: Transfer 5130

de Y

DATE: July 10, 1998

Transfer 5130 changes the point of diversion and place of use under Right 34-07010. ✓

The applicant has received permission from BLM to change the point of diversion to a location on their property. The place of use change is to correct an error in the recommended place of use, shifting acres from one quarter-quarter to the adjacent quarter-quarter where they have historically been located. ✓

Recommended conditions include watermaster regulation, measuring device/control, ✓
irrigation overlap, combined right limits, right-of-way and standard transfer conditions.

EASTERN REGION**PHILIP E. BATT**
GOVERNOR**KARL J. DREHER**
DIRECTOR

September 2, 1997

BROKEN RIVER RANCH LTD
C/O BUTCH SHIELD
5660 W 4920 N
MACKAY ID 83251RE: Application for Transfer #5130 (34-07010) and Notice
of Administrative Proceeding (NAP)

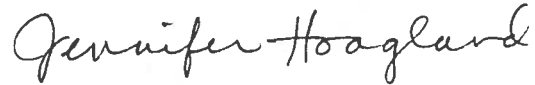
Dear Mr. Shield:

On July 22, 1997, the Idaho Department of Water Resources (IDWR) received an Application for Transfer for the above referenced water right(s).

In response to the Application, this office is sending the enclosed NAP to the SRBA Court and other parties listed on page 2 of the form. The intent of this mailing is to notify those parties of the requested change.

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

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure

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	)	Water Rights: 34-07010
	)	
Case No. 39576	)	NOTICE OF ADMINISTRATIVE
	)	PROCEEDING
_____	)	

IDWR has received an application for an Administrative Proceeding for the above
water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated
below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

☒ I.C. § 42-222 transfer

☒ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed no later than:

AUGUST 18, 1998

DATED: Aug 28, 1997

Ernest Carlson
Signature of IDWR Representative

I certify that on sep 10, 1997, 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/Seller for Substitution of Party or attorney of record:
BROKEN RIVER RANCH LTD
C/O BUTCH SHIELD
5660 W 4920 N
MACKAY ID 83251

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

Each party in the subcase, or attorney of record
N/A

5. One copy each 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

Jennifer Hoagland

PART 1

Name of applicant BROWN RIVER RANCH, LTD Phone (208) 588-2880
Post Office address % BUTCH SHIELD, 5660 W 4920 N, MACKEY ID 83251

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes CHANGE POINT OF DIVERSION TO LAND ADMIN-
ISTERED BY BLM. CHANGE PLACE OF USE TO HISTORICAL PLACE AS RE-
CORDED IN SRBA COURT NOTICE 34-07010. THIS TRANSFER ALSO
SERVES TO CORRECT ERROR IN PLACE OF USE AS RECORDED IN SRBA.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- [illegible]

2. Total amount of water being transferred 1.60 cfs cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GARDEN CREEK tributary to SINKS
4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

*** C - CURRENT OWNER ***
BROKEN RIVER RANCH

1 - C/O ROBERT C HADLEY
2 - STAR ROUTE
3 -
City- MACKAY State- ID Zip- 83251
Phone - 208-588-2880

*** O - ORIGINAL OWNER ***
BAKER

ORLIN D

1 - STAR RT
2 -
3 -
City- MACKAY State- ID Zip- 83251
Phone - 208-000-0000

SAN FELIPE RANCH

1 - PO BOX 388
2 -
3 -
City- MACKAY State- ID Zip- 83251
Phone - 208-588-2805

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
08/28/1968 15 EASTERN L - LICENSE

+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GARDEN CREEK SINKS

+ - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name
08N 22E 28 SW NE SE (37) CUSTER

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 10/15 1.600 276.80

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.600 276.80 0.0

+ - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
08N 22E 27 NW SW 19.5 01 IRRIGATION (37) CUSTER
08N 22E 27 SW SW 1.0 01 IRRIGATION (37) CUSTER
08N 22E 28 NW SE 27.3 01 IRRIGATION (37) CUSTER
08N 22E 34 NE NW 18.3 01 IRRIGATION (37) CUSTER
08N 22E 34 NW NW 13.0 01 IRRIGATION (37) CUSTER

Total Acres: 79.1

+ - - - - - Remarks - - - - - +

+ - - - - - Old Water Right Numbers - - - - - +

+ - - - - - Conditions of Approval - - - - - +

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

+ - - Certified Numbers & Date Mailed - 255203 01/21/92

+ -Comments- +

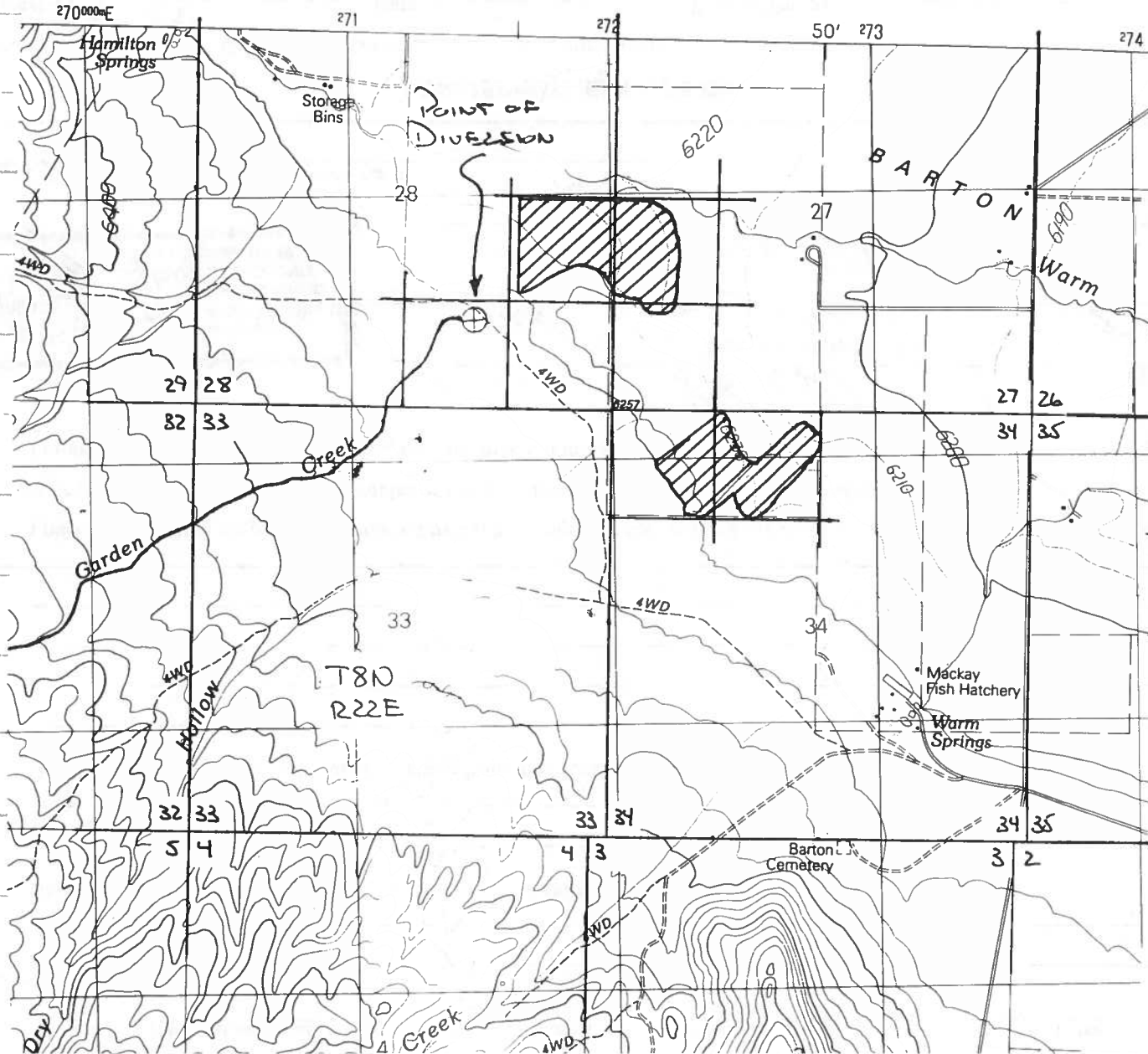
+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 06/18/1992	Field Inspection Made	- 09/26/1990	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/09/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-

PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BIOLOGICAL SURVEY



2 Movant:

OFFICE OF THE
ATTORNEY GENERAL

San Felipe Ranches
G. David Nelson

Department of Water Resources
Eastern District Office

3 Attorney Name and Address:

4 HEPWORTH, LEZAMIZ & HOHNHORST,
5 CHARTERED
6 133 Shoshone St. North
7 P.O. Box 389
8 Twin Falls, ID 83303-0389
9 Telephone: (208)734-7510

10
11 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
12 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
13

14 * * * * *

15 In Re SRBA

) Subcase No. See Exhibit "A"

)

16) NOTICE OF APPEARANCE

)

17 Case No. 39576

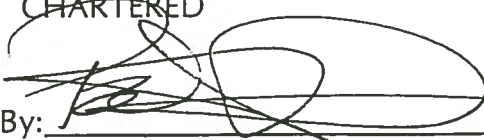
18)

19 * * * * *

20 COMES NOW the firm of Hepworth, Lezamiz & Hohnhorst, Chartered, and
21 appears on behalf of San Felipe Ranches and on behalf of G. David Nelson, for the water
22 right numbers listed in Exhibit "A" attached.

Dated this 12 day of January, 1995.

HEPWORTH, NUNGESTER & LEZAMIZ,
CHARTERED

By: 

Patrick D. Brown

MICROFILMED

MICROFILMED

Re: Notice of Error

Department of Water Resources

1. Water Right Number:

✓ 34-07010

2. Name and address:

Broken River Ranch
c/o Robert C. Hadley
Star Route
Mackay, Idaho 83251

Weekday telephone number:

(208) 588-2880 (phone number for Robert C. Hadley,
General Partner) or

(415) 442-1155 (phone number for Roy E. Crawford,
General Partner).

3. Portion of proposed recommendation with which we disagree:

Place of use.

4. Changes required in the proposed recommendation:

The place of use is accurately described in the amended
Notice of Claim filed 1-09-1990.

5. Why we disagree with the proposed recommendation:

The original water rights were for use in the place claimed.
That land had historically been irrigated, and it is
currently being irrigated. We have affidavit and photo
proof of prior use.

6. Date: February 28, 1992.



Roy E. Crawford, Managing General Partner

A-290
G.D. NELSON
290A

Point of
Diversion.

34-07010.

28 27
33 34

MICRO
DEC 8

