

RECEIVED

OCT 27 1995

WATER RESOURCES  
WESTERN 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 THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A61-00357  
Date Received: 10/25/1995  
Receipt No: 0020042  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: BARBER/CAVEN RANCHES 208-322-5600  
Address: PITCH FORK RANCH  
6874 FAIRVIEW RD  
BOISE ID 83704

2. Date of Priority: JAN 7, 1901

3. Source: KING HILL CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 11E   | 6       | SW     | NE     |     |     | ELMORE |

5. Description of diverting works:  
WALKER RESERVOIR, PIPELINE TO SPRINKLERS

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S  | (or) | A.F.A. |
|-------------------------|-------|-------|--------|------|--------|
| DIVERSION TO STORAGE    | 10/15 | 07/01 | 13.600 |      |        |
| IRRIGATION STORAGE      | 01/01 | 12/31 |        |      | 490.00 |
| IRRIGATION FROM STORAGE | 04/01 | 10/31 |        |      | 490.00 |

7. Total Quantity Appropriated is:  
13.600 C.F.S. (and/or) 490.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 05S      | 10E   | 1       | SE     | NE  |     | IRR FS | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 40.0  |
|          | 11E   | 6       | SW         | NE  | IRR FS        | 40.0  |
|          |       |         | SW         | NW  | IRR FS        | 40.0  |
|          |       |         | SE         | NW  | IRR FS        | 40.0  |
|          |       |         | NE         | SW  | IRR FS        | 40.0  |
|          |       |         | NW         | SW  | IRR FS        | 40.0  |
|          |       |         | NW         | SE  | IRR FS        | 40.0  |
|          |       |         | SW         | SE  | IRR FS        | 40.0  |
|          |       |         |            |     | Section Acres | 280.0 |
|          |       |         |            |     | Total Acres   | 320.0 |

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:  
A61-00356

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

E. M. KIMBROUGH

Decree Plaintiff

HIRAM CANFIELD ET. AL.

vs Decree Defendant

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

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

Signature of Authorized Agent  
PARTN / BARBEN CAVEN RANCHES  
Title and Organization

10-25-95

Date \_\_\_\_\_

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 25<sup>th</sup> day  
of October 19 95 Sharon P.

Notary Public

Residing at

My Commission Expires

RECEIVED

FEB 18 1999

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

WATER RESOURCES  
WESTERN REGION

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

1. Water Right Number(s) \_\_\_\_\_  
Adjudication Claim Number(s) 61-00356, -00357, -02242, -0243 + -D7231
2. 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 on file with the county.)
  - OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Barber/Caven Ranches, an Idaho Partnership  
6874 Fairview Avenue  
Boise, Idaho 83704
4. New Owner/Claimant(s) Rocky Mountain Land & Cattle, L.L.C., an Idaho Limited Liability  

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
Company

 New Mailing Address P.O. Box 73  
 City, State and ZIP Code Hagerman, Idaho 83332  
 New Telephone Number ( ) -
5. Date you acquired the property February 12 1999
6. 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 actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
 Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second  
 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.
7. Signature of New Owner/Claimant(s) Rocky Mountain Land & Cattle, LLC Date 2-12-99  
By: Derek C. Ence, Manager Date \_\_\_\_\_  
Derek C. Ence
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)  
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

| OWNER<br>CODE    | NAME & ADDRESS                                                                                        | PRIORITY<br>DATE | WATER USE                                                             | USE PERIOD<br>FROM TO                     | DIVERSION<br>RATE | DIVERSION<br>VOLUME      |
|------------------|-------------------------------------------------------------------------------------------------------|------------------|-----------------------------------------------------------------------|-------------------------------------------|-------------------|--------------------------|
| C                | ROCKY MOUNTAIN LAND AND CATTLE LLC<br>AN IDAHO LIMITED LIABILITY CO<br>PO BOX 73<br>HAGERMAN ID 83332 | 01/07/1901       | IRRIGATION STORAGE<br>IRRIGATION FROM STORAGE<br>DIVERSION TO STORAGE | 01-01 12-31<br>03-15 11-15<br>10-15 07-01 | 13.60 CFS         | 490.00 AFA<br>490.00 AFA |
| TOTAL DIVERSION: |                                                                                                       |                  |                                                                       |                                           |                   | 490.00 AFA               |

D BARBER CAVEN RANCHES  
PITCH FORK RANCH  
6874 FAIRVIEW RD  
BOISE ID 83704  
(208) 322-5600

Water Source: KING HILL CREEK Tributary to: SNAKE RIVER Stage: DECREED  
Point(s) of Diversion: T05S R11E S06 SWNE ELMORE County

Place of use Legal Description for: IRRIGATION FROM STORAGE

|             |    | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |       |  |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|--|
| T           | R  | S  | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac    |  |
| 05S 10E     | 1  | :  | 40 | 40 | 30 | 40 | :  | :  | :  | :  | :  | :  | 31 | 01 | 08 | :     |  |
| 05S 10E     | 12 | :  | 06 | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
| 05S 11E     | 5  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | 03 | :  | :     |  |
| 05S 11E     | 6  | :  | 34 | 12 | 13 | :  | 41 | 31 | 30 | 40 | :  | :  | 33 | 32 | 20 | 30    |  |
| 05S 11E     | 7  | :  | 01 | :  | :  | :  | 12 | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
| 05S 11E     | 8  | :  | :  | :  | :  | :  | 03 | 19 | :  | :  | :  | :  | :  | :  | :  | :     |  |
| TOTAL ACRES |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 767.2 |  |

POU County: ELMORE

Other Rights: A61-00356, 61-02242, 61-02243, 61-07231

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

61-02242 61-02243 61-07231 61-10120 A61-00357 A61-02242 A61-02243 A61-07231 A61-10120

Other Water Rights Listing Overlapping Place(s) of Use:

61-00356 61-02242 61-02243 61-07231 A37-04112 A61-00356 A61-02242 A61-02243 A61-07231

Conditions of Approval:

- W03 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM  
- KING HILL IRRIGATION DISTRICT.
- C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER  
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER  
- RIGHTS IN BASIN 61:  
- WATER RIGHT NO. SOURCE  
- NONE  
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER  
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER

Conditions of Approval:

- RIGHTS IN THE SNAKE RIVER BASIN:
- WATER RIGHT NO. SOURCE
- NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: POU1

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 767.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:61-00356, 61-02242, 61-02243, 61-07231.

Dates:

Exam Made Date: 10/23/1998 Verified Date:

Objection Filed Date:

Misc:

Water District Number: 61F Field Inspection Flag:  
Presumption Flag:

Comments:

Date: 10/28/1998 User-ID: SBOCK Subject: PPU  
MET WITH JIM CHAMBERS, PROPERTY MANAGER, AND JUAN, RANCH MANAGER ON 10/23/1998. DISCUSSED THE POU AND THE WAY THE SYSTEM OPERATES THEY AGREED THAT THE ENTIRE SYSTEM, OTHER THAN THE NORTHERN MOST PARCEL, 98 ACRES, CAN BE IRR. WITH KING HILL CR. WATER, G.W., OR KING HILL CR. WATER. THE NORTH MOST PARCEL CAN ONLY GET ALL 767.2 ACRES A PPU UNDER THIS RIGHT AND 61-00356. THE G.W. RIGHTS WILL ALSO SHOW A PPU, WITH THE EXCEPTION OF THE 98 ACRES. THE PPU WILL SHOW MORE ACRES THAN CLAIMED IN BASIN 61, BUT THIS INCLUDES IRR. ACRES WHERE WATER IS COMINGLED WITH KING HILL IRR. DIST. I AM NOT INCLUDING KING HILL IRR. DIST WATER ON ACRES WHICH ARE NOT SERVICED BY OTHER MEANS.

Date: 11/21/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE  
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART  
OF RECORD THRU AJU10.

Date: 02/25/1999 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE  
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN  
OWNERSHIP CHANGE.

Audit:

02/25/99 DBUFFING



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190  
FAX (208) 334-2348

February 26, 1999

**DIRK KEMPTHORNE**  
GOVERNOR

RE: Water Right No. 61-00356, 61-00357, 61-02242, 61-02243  
61-07231

**KARL J. DREHER**  
DIRECTOR

Rocky Mountain Land and Cattle LLC  
PO Box 73  
Hagerman ID 83332

Dear Claimants:

Enclosed are copies of the above referenced water rights which reflect the change in ownership of the land and appurtenant water rights covered under the original filings. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the changes.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington  
Records Clerk  
Adjudication Section  
Western Region

DB:db

Enclosures

cc: Barber Caven Ranches

RECEIVED

FEB 18 1999

WATER RESOURCES  
WESTERN REGION

GUARANTY TITLE, INC.  
206 South 3rd East St.  
Mountain Home, Idaho 83647  
phone 208-587-9091 fax 208-587-8370

February 16, 1999

IDWR Western Region  
2735 Airport Way  
Boise, Id 83705

Re: Escrow No. 99-024  
Rocky Mountain Land & Cattle/Barber/Caven Ranches

Dear Department of Water Resources,

In connection with the above referenced transaction, enclosed please find the following:

Notice of change of Ownership  
Copy of recorded deeds of Land in Elmore & Camas Counties.

If you should have any questions, please do not hesitate to call me at 208-587-9091.

Thank you.

Sincerely,  
GUARANTY TITLE, INC.

  
Sheryl A Reymont  
Enclosures

61-00356

61-00357

61-02242

61-02243

61-07231

| OWNER<br>CODE    | NAME & ADDRESS       | PRIORITY<br>DATE | WATER USE                                                             | USE PERIOD<br>FROM TO                     | DIVERSION<br>RATE | DIVERSION<br>VOLUME      |
|------------------|----------------------|------------------|-----------------------------------------------------------------------|-------------------------------------------|-------------------|--------------------------|
| C                | BARBER CAVEN RANCHES | 01/07/1901       | IRRIGATION STORAGE<br>IRRIGATION FROM STORAGE<br>DIVERSION TO STORAGE | 01-01 12-31<br>03-15 11-15<br>10-15 07-01 | 13.60 CFS         | 490.00 AFA<br>490.00 AFA |
| TOTAL DIVERSION: |                      |                  |                                                                       |                                           | 13.60 CFS         | 490.00 AFA               |

Water Source: KING HILL CREEK Tributary to: SNAKE RIVER Stage: DECREED

ELMORE County

Point(s) of Diversion: T05S R11E S06 SWNE

Place of Use Legal Description for: IRRIGATION FROM STORAGE

|             |    | NE                  |    |    |    | NW                  |    |    |    | SW                  |    |    |    | SE                  |    |    |       |       |
|-------------|----|---------------------|----|----|----|---------------------|----|----|----|---------------------|----|----|----|---------------------|----|----|-------|-------|
|             |    | NENE NWNE SWNE SENE |    |    |    | NENW NWNW SWNW SENW |    |    |    | NESW NWSW SWSW SESW |    |    |    | NESE NWSE SWSE SESE |    |    |       |       |
| T           | R  | S                   | Lt | Ac | Lt | Ac                  | Lt | Ac | Lt | Ac                  | Lt | Ac | Lt | Ac                  | Lt | Ac | Lt    | Ac    |
| 05S 10E     | 1  | :                   | 40 | 40 | 30 | 40                  | :  | :  | :  | :                   | :  | :  | :  | 31                  | 01 | 08 | :     | 191.1 |
| 05S 10E     | 12 | :                   | 06 | :  | :  | :                   | :  | :  | :  | :                   | :  | :  | :  | :                   | :  | :  | :     | 6.0   |
| 05S 11E     | 5  | :                   | :  | :  | :  | :                   | :  | :  | :  | :                   | :  | :  | :  | :                   | :  | :  | :     | 116.7 |
| 05S 11E     | 6  | :                   | 34 | 12 | 13 | 40                  | :  | 41 | 33 | 30                  | 40 | :  | 28 | 31                  | 40 | 14 | 417.5 |       |
| 05S 11E     | 7  | :                   | 01 | :  | :  | :                   | :  | 40 | 40 | 31                  | 20 | 09 | :  | 33                  | 32 | 20 | 30    | 13.7  |
| 05S 11E     | 8  | :                   | :  | :  | :  | :                   | :  | 03 | 19 | :                   | :  | :  | :  | :                   | :  | :  | :     | 22.2  |
| TOTAL ACRES |    |                     |    |    |    |                     |    |    |    |                     |    |    |    |                     |    |    |       | 767.2 |

POU County: ELMORE

Other Rights: A61-00356, 61-02242, 61-02243, 61-07231

Conditions of Approval:

- W03 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM KING HILL IRRIGATION DISTRICT.
- C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61:
  - WATER RIGHT NO. SOURCE NONE
  - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:
    - WATER RIGHT NO. SOURCE NONE
    - ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Remarks: POU1

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 767.2 ACRES IN A SINGLE

AJ5809NP  
No. R61-00357

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/06/99  
PAGE: 4

Remarks:

IRRIGATION SEASON. COMBINED RIGHT NOS.:61-00356, 61-02242,  
61-02243, 61-07231.

Dates:

Exam Made Date: 10/23/1998

Verified Date:

Objection Filed Date:

Misc:

Water District Number: 61F

Field Inspection Flag:

Presumption Flag:

November 20, 1998

**NOTICE OF ERROR  
REPLY**

**RECEIVED**

**DEC 29 1998**

**WATER RESOURCES  
WESTERN REGION**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

**YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:** December 18, 1998

Water right number: 61-00357

BARBER CAVEN RANCHES  
PITCH FORK RANCH  
6874 FAIRVIEW RD  
BOISE ID 83704

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
  
  
  
  
  
  
  
  
  
  
2. Describe the changes you wish to make in the proposed recommendation:
  
  
  
  
  
  
  
  
  
  
3. Give a brief explanation as to why you disagree with these portions:

 **I AGREE with this proposed recommendation; no changes need to be made.**

**DATE:** 12-24-98

**SIGNATURE:**

Please print your name:

 Barber Caven Ranches  
JERRY L CAVEN

**CLAIM NUMBERS**

**AGENT**

DATE \_\_\_\_\_

**TOTAL ACRES FROM RECOMMENDATION**

## GEOGRAPHIC INFO SYSTEM ACRES

READY FOR DECREE \_\_\_\_\_ (YES)

SENT FOR DECREE \_\_\_\_\_ (YES)

POLYGON CREATED ON 80

POLYGON # ( ) ( ) ( ) ( )

UPDATED BY

# ATTRIBUTES OF B51-POU.SHP

ATTRIBUTES OF B51-POD.SHP

**B51-DBPOU.DBF**

UPDATED BY

B51-DBPOD.DBF

UPDATED BY

RDH GPSTABLE

Shape No. 84 does not apply to  
61-02242, 02243, 07231

OWNER CODE: C  
NAME & ADDRESS: BARBER CAVEN RANCHES  
PITCH FORK RANCH  
6874 FAIRVIEW RD  
BOISE ID 83704  
(208) 322-5600

PRIORITY DATE: 01/07/1901

WATER USE: IRRIGATION STORAGE  
IRRIGATION FROM STORAGE  
DIVERSION TO STORAGE

USE PERIOD FROM TO: 01-01 12-31  
03-15 11-15  
10-15 07-01

DIVERSION RATE: 13.60 CFS

DIVERSION VOLUME: 490.00 AFA  
490.00 AFA

TOTAL DIVERSION: 13.60 CFS 490.00 AFA

Water Source: KING HILL CREEK Tributary to: SNAKE RIVER Stage: DECREED  
Point(s) of Diversion: T05S R11E S06 SWNE ELMORE County

Place of use Legal Description for: IRRIGATION FROM STORAGE

|             |     | NE |      |    |      | NW |      |    |      | SW |      |    |      | SE |       |    |      |    |      |    |
|-------------|-----|----|------|----|------|----|------|----|------|----|------|----|------|----|-------|----|------|----|------|----|
| T           | R   | S  | NENE |    | NWNE |    | SWNE |    | SENE |    | NENW |    | NWNW |    | SWNW  |    | SESW |    | SESE |    |
|             |     |    | Lt   | Ac | Lt   | Ac | Lt   | Ac | Lt   | Ac | Lt   | Ac | Lt   | Ac | Lt    | Ac | Lt   | Ac | Lt   | Ac |
| 05S         | 10E | 1  | 40   |    | 40   |    | 30   |    | 40   |    |      |    |      |    |       |    |      | 31 | 01   | 08 |
| 05S         | 10E | 12 | 06   |    |      |    |      |    |      |    |      |    |      |    |       |    |      |    |      |    |
| 05S         | 11E | 5  |      |    |      |    |      |    |      |    |      |    |      |    |       |    | 28   |    |      |    |
| 05S         | 11E | 6  |      |    | 34   |    | 12   |    | 13   |    | 41   |    | 31   |    | 30    |    | 40   |    |      |    |
| 05S         | 11E | 7  | 01   |    |      |    |      |    |      |    |      | 12 |      |    |       |    |      |    |      |    |
| 05S         | 11E | 8  |      |    |      |    |      |    |      |    | 03   |    | 19   |    |       |    |      |    |      |    |
| TOTAL ACRES |     |    |      |    |      |    |      |    |      |    |      |    |      |    |       |    |      |    |      |    |
|             |     |    |      |    |      |    |      |    |      |    |      |    |      |    | 191.1 |    |      |    |      |    |
|             |     |    |      |    |      |    |      |    |      |    |      |    |      |    | 6.0   |    |      |    |      |    |
|             |     |    |      |    |      |    |      |    |      |    |      |    |      |    | 116.7 |    |      |    |      |    |
|             |     |    |      |    |      |    |      |    |      |    |      |    |      |    | 417.5 |    |      |    |      |    |
|             |     |    |      |    |      |    |      |    |      |    |      |    |      |    | 13.7  |    |      |    |      |    |
|             |     |    |      |    |      |    |      |    |      |    |      |    |      |    | 22.2  |    |      |    |      |    |
|             |     |    |      |    |      |    |      |    |      |    |      |    |      |    | 767.2 |    |      |    |      |    |

Comments: Date: 10/28/1998 User-ID: SBOCK Subject: PPU  
MET WITH JIM CHAMBERS, PROPERTY MANAGER, AND JUAN, RANCH MANAGER  
ON 10/23/1998. DISCUSSED THE POU AND THE WAY THE SYSTEM OPERATES  
THEY AGREED THAT THE ENTIRE SYSTEM, OTHER THAN THE NORTHERN MOST  
PARCEL, 98 ACRES, CAN BE IRR. WITH KING HILL CR. WATER, G.W., OR  
KING HILL IRR. DIST. WATER. THE NORTH MOST PARCEL CAN ONLY GET  
KING HILL CR. WATER. THEY AGREED TO THE PPU. I AM RECOMMENDING  
ALL 767.2 ACRES A PPU UNDER THIS RIGHT AND 61-00356. THE G.W.  
RIGHTS WILL ALSO SHOW A PPU, WITH THE EXCEPTION OF THE 98 ACRES.  
THE PPU WILL SHOW MORE ACRES THAN CLAIMED IN BASIN 61, BUT THIS  
INCLUDES IRR. ACRES WHERE WATER IS COMINGLED WITH KING HILL IRR.  
DIST. I AM NOT INCLUDING KING HILL IRR. DIST WATER ON ACRES  
WHICH ARE NOT SERVICED BY OTHER MEANS.

Audit: 10/29/98 SBOCK

323 205

**Verified Date:**

Field Inspection Flag:  
Presumption Flag:

**Dates:**      **Exam Made Date:**

**Misc:**

**POU County: ELMORE**

**Other Rights: A61-00356**

00:00:08  
10/23/98

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1  
GENERAL INFORMATION

LAST: WALKER FIRST: VICTOR

ADDRESS: CITY: X STATE: ID ZIP: X  
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: BARBER/CAVEN RANCHES FIRST:  
ADDRESS: PITCH FORK RANCH  
6874 FAIRVIEW RD  
CITY: BOISE STATE: ID ZIP: 83704  
PHONE NUMBER: 208-322-5600

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINER

DATABASE N

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Jim Chambers PHONE NUMBER: ( ) - -

DATE OF FIELD EXAM: 10/23/98 APPOINTMENT MADE: Y( ) N( ) TIME: - - A( ) P( )

ACCOMPANIED BY: Kay Walker PHONE NUMBER: ( ) - -

RELATIONSHIP TO CLAIMANT: - -

DIRECTIONS TO PROPERTY / NOTES:

See CUR 61-00357

**STAGE: D**

**STAGE: D**

33

## THIS WATER SOURCE?

## CONTINUOUS NONUSE?

## LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

FIELD EXAM COMPLETED

**FIELD EXAM SENT TO STATE OFFICE**

**LICENSE ISSUED**

**\* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.**

**THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE  
THE PRIORITY DATE REQUIRED?**

FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

**THE STAGE OF THE CLAIM CODED CORRECTLY?**

**NOTES:**

RECOMMENDED PRIORITY DATE:

01-07-1901

REVIEWED BY

DATE \_\_\_\_\_

## A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT                            | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | 1/4 | 1/4 | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------------------------------|-----------|------|-----|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| A61-00357                        | 05S       | 11E  | 6   | SW  | NE  |     |     |             | ELMORE |                |                  |
| OTHER AJ CLAIMS WITH SAME AJ POD |           |      |     |     |     |     |     |             |        |                |                  |
| A PREFIX                         |           |      |     |     |     |     |     |             |        |                |                  |
| R PREFIX                         |           |      |     |     |     |     |     |             |        |                |                  |
| A61-02242 61-10120               |           |      |     |     |     |     |     |             |        |                |                  |
| A61-02243 61-02242               |           |      |     |     |     |     |     |             |        |                |                  |
| A61-07231 61-02243               |           |      |     |     |     |     |     |             |        |                |                  |
| A61-10120 61-07231               |           |      |     |     |     |     |     |             |        |                |                  |

WR RECORDS IN SAME 40 ACRE TRACT

61-02242  
61-02243  
61-07231

SOURCE: KING HILL CREEK

TRIB: SNAKE RIVER

## B. WR POINT OF DIVERSION AND SOURCE:

6100357 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: KING HILL CREEK

TRIB: SNAKE RIVER

## C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

## D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A( ) Y( ) N( )

## E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y( ) N( )

## F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

## G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y( ) N( )

## H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y( ) N( )

## I. HOW WAS THE POD AND SOURCE VERIFIED? See Dam Safety File

LICENSING FIELD EXAM (DATE OF FIELD EXAM )

AJ FIELD EXAM (DATE OF FIELD EXAM )

NAME OF EXAMINER

OTHER (DESCRIBE IN NOTES BELOW)

**NOTES:**

| RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED  |             |           |     |           |           |     |             |                  |                | DIVERSION NBR |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|-----------|-----|-----------|-----------|-----|-------------|------------------|----------------|---------------|
| TWP.<br>05S                                                                                                                                                          | RGE.<br>11E | SEC.<br>6 | 1/4 | 1/4<br>SW | 1/4<br>NE | LOT | POD<br>FLAG | COUNTY<br>ELMORE | DIVERSION NAME |               |
| —                                                                                                                                                                    | —           | —         | —   | —         | —         | —   | —           | —                | —              | —             |
| —                                                                                                                                                                    | —           | —         | —   | —         | —         | —   | —           | —                | —              | —             |
| —                                                                                                                                                                    | —           | —         | —   | —         | —         | —   | —           | —                | —              | —             |
| —                                                                                                                                                                    | —           | —         | —   | —         | —         | —   | —           | —                | —              | —             |
| —                                                                                                                                                                    | —           | —         | —   | —         | —         | —   | —           | —                | —              | —             |
| —                                                                                                                                                                    | —           | —         | —   | —         | —         | —   | —           | —                | —              | —             |
| —                                                                                                                                                                    | —           | —         | —   | —         | —         | —   | —           | —                | —              | —             |
| SOURCE: KING HILL CREEK                                                                                                                                              |             |           |     |           |           |     |             |                  |                |               |
| TRIB: SNAKE RIVER                                                                                                                                                    |             |           |     |           |           |     |             |                  |                |               |

REVIEWED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW ( ), SEE LICENSE FILE ( ), OR SEE ATTACHMENT ( )

John Doe

A. ROOT WATER RIGHT NUMBERS: A61-00357

| B. POU LISTING |     |     |     |     |     |                               |               |               |                 |                |                  |      |
|----------------|-----|-----|-----|-----|-----|-------------------------------|---------------|---------------|-----------------|----------------|------------------|------|
| TWP            | RNG | SEC | 1/4 | 1/4 | LOT | NAME                          | AJ<br>#/ACRES | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |      |
| 05S            | 10E | 1   | SE  | NE  |     | BARBER/CAVEN RANCHES          | A61-00357     | / 40.0        | 61-00357        | /              | 38.0             | 40.2 |
|                |     |     | SE  | NE  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
|                |     |     | SE  | NE  |     | KING HILL IRRIGATION DISTRICT | A37-04112     | / 17.7        | 37-04112        | / 18.0         |                  |      |
|                |     |     | SE  | NE  |     | CANFIELD, HIRAM               |               | 61-00354      | /               |                |                  |      |
| 05S            | 11E | 6   | SW  | NE  |     | BARBER/CAVEN RANCHES          | A61-00357     | / 40.0        | 61-00357        | /              | 33.0             | 12.5 |
|                |     |     | SW  | NE  |     | BARBER-CAVEN RANCHES          | A61-02243     | / 3.0         | 61-02243        | / 3.0          |                  |      |
|                |     |     | SW  | NE  |     | BARBER-CAVEN RANCHES          | A61-10120     | /             | -               | /              |                  |      |
|                |     |     | SW  | NE  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
| 05S            | 11E | 6   | SW  | NE  |     | BARBER-CAVEN RANCHES          | 61-10120      | /             | -               | /              | 30.1             | 40   |
|                |     |     | SW  | NE  |     | BARBER/CAVEN RANCHES          | A61-00357     | / 40.0        | 61-00357        | /              |                  |      |
|                |     |     | SW  | NE  |     | BARBER-CAVEN RANCHES          | A61-02242     | / 18.0        | 61-02242        | / 18.0         |                  |      |
|                |     |     | SW  | NE  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
| 05S            | 11E | 6   | SE  | NW  |     | BARBER/CAVEN RANCHES          | A61-00357     | / 40.0        | 61-00357        | /              | 40.0             | 40   |
|                |     |     | SE  | NW  |     | BARBER-CAVEN RANCHES          | A61-02243     | / 33.0        | 61-02243        | / 33.0         |                  |      |
|                |     |     | SE  | NW  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
|                |     |     | SE  | NW  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
| 05S            | 11E | 6   | NE  | SW  |     | BARBER/CAVEN RANCHES          | A61-00357     | / 40.0        | 61-00357        | /              | 42.0             | 40   |
|                |     |     | NE  | SW  |     | BARBER-CAVEN RANCHES          | A61-02243     | / 35.0        | 61-02243        | / 35.0         |                  |      |
|                |     |     | NE  | SW  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
|                |     |     | NE  | SW  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
| 05S            | 11E | 6   | NW  | SW  |     | BARBER/CAVEN RANCHES          | A61-00357     | / 40.0        | 61-00357        | /              | 31               | 32   |
|                |     |     | NW  | SW  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
|                |     |     | NW  | SW  |     | BARBER-CAVEN RANCHES          | A61-02242     | / 20.0        | 61-02242        | / 20.0         |                  |      |
|                |     |     | NW  | SW  |     | BARBER-CAVEN RANCHES          | A61-02242     | / 20.0        | 61-02242        | / 20.0         |                  |      |
| 05S            | 11E | 6   | NW  | SE  |     | BARBER/CAVEN RANCHES          | A61-00357     | / 40.0        | 61-00357        | /              | 39.0             | 32   |
|                |     |     | NW  | SE  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
|                |     |     | NW  | SE  |     | BARBER-CAVEN RANCHES          | A61-02243     | / 2.0         | 61-02243        | / 2.0          |                  |      |
|                |     |     | NW  | SE  |     | BARBER-CAVEN RANCHES          | A61-02243     | / 2.0         | 61-02243        | / 2.0          |                  |      |
| 05S            | 11E | 6   | SW  | SE  |     | BARBER/CAVEN RANCHES          | A61-00357     | / 40.0        | -               | /              | 26.0             | 20   |
|                |     |     | SW  | SE  |     | BARBER/CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
|                |     |     | SW  | SE  |     | BARBER-CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |
|                |     |     | SW  | SE  |     | BARBER-CAVEN RANCHES          | A61-00356     | / 40.0        | 61-00356        | /              |                  |      |

ADDITIONAL POU FOUND

see pg 21A

Total  
767.2  
11

TOTAL ACRES A61-00357 320.00 218.00

7 23223  
12222  
8 22222  
22222

12  
1.7  
19.0  
3.2

Pg 5A

P.O.U.

5310E Sec 1

|      |           |
|------|-----------|
| NWNE | 40        |
| NENE | 40.1      |
| SWNE | 30.0      |
| NWSE | 1.4       |
| NESE | 31.0      |
| SESE | <u>84</u> |
|      | 191.1     |

Sec 12

|      |            |
|------|------------|
| NENE | <u>6.0</u> |
|------|------------|

5311E Sec 5

|      |             |
|------|-------------|
| NWSW | 31.0        |
| NESW | 28.0        |
| NWSE | 3.7         |
| SWSW | 40.0        |
| SESW | <u>14.0</u> |
|      | 116.7       |

Sec 6

|      |             |
|------|-------------|
| NWNW | 31.3        |
| NENW | 41.0        |
| NWNE | 34.0        |
| SENE | 13.0        |
| NESE | 33.0        |
| SWSW | 20.0        |
| SESW | 9.1         |
| SESE | <u>30.5</u> |
|      | 417.5       |

POU COUNTY: ELMORE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y( ) N( )

\* IF YES, ARE THESE TRACTS LISTED ABOVE (X), OR ARE THEY LISTED ON AN ATTACHED SHEET ( )

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO. | SOURCE          | NAME                          | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|-----------------|-------------------------------|-----------|----------------|-----------|----------------|
| A61-00357 | KING HILL CREEK | BARBER/CAVEN RANCHES          | 13.600    | 0.042          | 490.00    | 1.53           |
| A37-04112 | MALAD RIVER     | KING HILL IRRIGATION DISTRICT | 370.000   | 0.032          |           |                |
| A61-00356 | KING HILL CREEK | BARBER/CAVEN RANCHES          | 6.400     | 0.020          |           |                |
| A61-02242 | GROUNDWATER     | BARBER-CAVEN RANCHES          | 0.940     | 0.020          |           |                |
| A61-02243 | GROUNDWATER     | BARBER-CAVEN RANCHES          | 1.600     | 0.020          |           |                |

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

| CLAIM NO. | PURPOSES                | NAME                 | MONTH/DAY           | RATE       | VOLUME |
|-----------|-------------------------|----------------------|---------------------|------------|--------|
| A61-00357 | DIVERSION TO STORAGE    | BARBER/CAVEN RANCHES | FROM 10-15 TO 07-01 | 13.600 CFS |        |
| A61-00357 | IRRIGATION STORAGE      | BARBER/CAVEN RANCHES | FROM 01-01 TO 12-31 |            |        |
| A61-00357 | IRRIGATION FROM STORAGE | BARBER/CAVEN RANCHES | FROM 04-01 TO 10-31 |            |        |
| A61-10120 | DOMESTIC                | BARBER-CAVEN RANCHES | FROM 01-01 TO 12-31 | 0.020 CFS  |        |
| A61-10120 | STOCKWATER              | BARBER-CAVEN RANCHES | FROM 01-01 TO 12-31 | 0.060 CFS  |        |
| 61-10120  | DOMESTIC                | BARBER-CAVEN RANCHES | FROM 01-01 TO 12-31 | 0.020 CFS  |        |
| 61-10120  | STOCKWATER              | BARBER-CAVEN RANCHES | FROM 01-01 TO 12-31 | 0.060 CFS  |        |

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(X) N( )

\* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A61-00356

*See 61-00356*

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A( ) Y(X) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A( ) Y(X) N( )

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y( ) N(X)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y( ) N(X)

CHECK DOCUMENTS USED TO VERIFY POU: ☒ ORTHOPHOTOQUAD, IDWR NO. 7 667; ( ) TOPOGRAPHIC QUAD, IDWR NO. \_\_\_\_\_;

( ☒ ) NAPP, IDWR NO. 7 667; ☒ ASCS PHOTO; ( ) OTHER \_\_\_\_\_

**NOTES:**

**RECOMMENDATIONS:**

TOTAL ACRES: 767.2 N/A( )

REVIEWED BY: SB DATE: 10/28/00

## PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

## A. AJ CLAIMED USES:

| PURPOSE OF USE                    | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------------|---------------------------|------------------------|------------------------|
| A61-00357 DIVERSION TO STORAGE    | FROM 10-15 TO 07-01       | 13.600 CFS             |                        |
| A61-00357 IRRIGATION STORAGE      | FROM 01-01 TO 12-31       |                        | 490.00 AF/A            |
| A61-00357 IRRIGATION FROM STORAGE | FROM 04-01 TO 10-31       |                        | 490.00 AF/A            |
| TOTAL DIVERSION RATE/VOLUME       |                           | 13.600 CFS             | 490.00 AF/A            |

## B. WR RECORDED USES:

| PURPOSE OF USE                   | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|----------------------------------|---------------------------|------------------------|------------------------|
| 61-00357 DIVERSION TO STORAGE    | FROM TO                   | 13.600 CFS             |                        |
| 61-00357 IRRIGATION STORAGE      | FROM TO                   |                        |                        |
| 61-00357 IRRIGATION FROM STORAGE | FROM TO                   |                        |                        |
| TOTAL DIVERSION RATE/VOLUME      |                           | 13.600 CFS             |                        |

## C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y(☒) N(☐)

## D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

\* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

## E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

## F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y(☐) N(☒)

## G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(☒) N(☐)

\* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

## H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

## I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☐) Y(☐) N(☒)

## J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

## K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☐) Y(☐) N(☒)

NOTES:

Diversion is the same as the Storage Capacity  
See down Safety log

AJ CLAIM TOTAL DIVERSION RATE: 13.600 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 13.600 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y( ) N( )

\* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y( ) N( )

FLOW MEASUREMENT

MEASUREMENT METHOD See dam safety file, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE  
ACRES 300 x 0.02 CFS/ACRE = 6.4 CFS  
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y( ) N( )

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ) N( )

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 490.00 AF/A

ACRES \_\_\_\_\_ x DIVERSION VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL DIVERSION VOLUME \_\_\_\_\_ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = \_\_\_\_\_ AF/A

ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL CONSUMPTIVE USE \_\_\_\_\_ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW ( ) OR SEE ATTACHMENT ( )

1b. CALCULATIONS

*Diversion to  
Storage as  
described.*

NOTES:

1100 200000 3.15 to 11-15 passed on  
10000 standards

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| REC.<br>PURPOSE OF USE  | REC. PERIOD<br>FROM TO               | REC. DIV<br>RATE CFS | REC. DIV<br>VOL. AF/A |          | REC. CONS.<br>USE |
|-------------------------|--------------------------------------|----------------------|-----------------------|----------|-------------------|
|                         |                                      |                      | DATABASE              | EXAMINER |                   |
| DIVERSION TO STORAGE    | 10-15 07-01                          | DATABASE 13.600      |                       |          | DATABASE 0.0      |
| IRRIGATION STORAGE      | 01-01 12-31                          |                      | 490.00                |          | 0.0               |
| IRRIGATION FROM STORAGE | <del>04-01 10-31</del><br>3-15 11-15 |                      | 490.00                |          | 0.0               |
|                         |                                      |                      |                       |          |                   |
|                         |                                      |                      |                       |          |                   |
|                         |                                      |                      |                       |          |                   |
| TOTAL FOR THIS RIGHT    |                                      | 13.600               | 490.00                |          | 0.0               |

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

REVIEWED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

FLAG: \_\_\_\_\_

STANDARD CONDITIONS (CODE): \_\_\_\_\_

POOL KOL  
E14

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

WCB

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP \_\_\_\_\_  
FORFEIT/ABANDON \_\_\_\_\_  
ADDITIONAL DIV. AMOUNT \_\_\_\_\_

ACCEPTED AS CLAIMED ( )  
NEEDS REVIEW ( )  
( )  
( )  
( )

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-00357

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 13.600  
EXAMINER \_\_\_\_\_  
CFS

SPLITS:

| OLD RIGHT NUMBERS | CURRENT CLAIM NUMBERS | DIVERSION RATE | "R" DIV. RATE | WR RIGHT NUMBERS | DIVERSION RATE |
|-------------------|-----------------------|----------------|---------------|------------------|----------------|
| -                 | A61-00357             | 13.600         | -             | 61-00357         | 13.600         |

TOTAL CFS 13.600

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)  
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW ( ) OR SEE ATTACHMENT ( )?

DATABASE Y  
FIELD EXAMINER Y( ) N( )

NOTES:

AUTHENTICATION:

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

NAME OF FIELD EXAMINER: \_\_\_\_\_ TITLE: \_\_\_\_\_

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)                  | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED IN FILE? |
|------------------------------------------------------------|--------------------------------------------------------|------------------------|
| <input checked="" type="checkbox"/> ORTHOPHOTOQUAD         | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )              |
| <input type="checkbox"/> TOPOGRAPHIC                       | DATE FIELD CHECKED _____ IDWR ID NO. _____             | Y( ) N( )              |
| <input type="checkbox"/> NAPP                              | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )              |
| <input checked="" type="checkbox"/> ASCS AERIAL PHOTO      | DATE OF PHOTO _____                                    | Y( ) N( )              |
| <input type="checkbox"/> ASCS COLOR SLIDE                  | DATE OF PHOTO _____                                    | Y( ) N( )              |
| <input type="checkbox"/> BLM OR USFS AERIAL PHOTO          | DATE OF PHOTO _____                                    | Y( ) N( )              |
| <input type="checkbox"/> TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY _____                                   | Y( ) N( )              |
| <input type="checkbox"/> SCS SOIL SURVEY MAP               | DATE ISSUED _____                                      | Y( ) N( )              |
| <input type="checkbox"/> SUBDIVISION PLAT MAP              | DATE OF MAP _____                                      | Y( ) N( )              |
| <input checked="" type="checkbox"/> OTHER <u>GIS</u>       | DATE _____                                             | Y( ) N( )              |
| <input type="checkbox"/> OTHER _____                       | DATE _____                                             | Y( ) N( )              |
| <input type="checkbox"/> OTHER _____                       | DATE _____                                             | Y( ) N( )              |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED)                | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF PAGES | NOTES |
|--------------------------------------------------------|---------------------------------------------|--------------|-------|
| <input type="checkbox"/> LICENSING FIELD EXAM          | DATE OF FIELD EXAM _____                    | _____        | _____ |
| <input type="checkbox"/> WATER RIGHT LICENSE           | DATE LICENSE SIGNED _____                   | _____        | _____ |
| <input type="checkbox"/> IDWR APPROVED TRANSFER        | DATE TRANSFER APPROVED _____                | _____        | _____ |
| <input type="checkbox"/> SYSTEM DESCRIPTION            | DATE DRAWN _____                            | _____        | _____ |
| <input checked="" type="checkbox"/> PHOTOGRAPHS        | DATE(S) PHOTOS TAKEN _____                  | _____        | _____ |
| <input type="checkbox"/> SPLIT RIGHT REVIEW            | DATE REVIEW COMPLETED _____                 | _____        | _____ |
| <input type="checkbox"/> HUBBLE ANALYSIS               | DATE ANALYSIS COMPLETED _____               | _____        | _____ |
| <input type="checkbox"/> CONVEYANCE LOSS ANALYSIS      | DATE ANALYSIS COMPLETED _____               | _____        | _____ |
| <input type="checkbox"/> FLOW MEASUREMENT CALCULATIONS | DATE SYSTEM MEASURED _____                  | _____        | _____ |
| <input type="checkbox"/> OTHER _____                   | DATE _____                                  | _____        | _____ |
| <input type="checkbox"/> OTHER _____                   | DATE _____                                  | _____        | _____ |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:08  
10/23/98

PAGE: 15  
QUICKLOOK INFORMATION

31  
CLAIM NUMBER: A61-00357

| WR ELEMENT                | DATA DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|-------------------------|-------------------------------------------------|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                         |                                                 | 10/23/98<br>SKW            | 2                      | 10/23/98                           | 10/23/98                         |                                      |                               |
| POINT OF DIV              | Y                       |                                                 |                            | 2                      |                                    |                                  |                                      |                               |
| SOURCE                    |                         |                                                 |                            | 2                      |                                    |                                  |                                      |                               |
| PLACE OF USE              | Y                       |                                                 |                            | 2                      |                                    |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME |                         |                                                 |                            | 2                      |                                    |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                       |                                                 |                            | 2                      |                                    |                                  |                                      |                               |
| PURPOSES OF USE           |                         |                                                 |                            | 2                      |                                    |                                  |                                      |                               |
| PERIOD OF USE             | Y                       |                                                 |                            | 2                      |                                    |                                  |                                      |                               |
| BASIS OF CLAIM            |                         |                                                 |                            | 2                      |                                    |                                  |                                      |                               |
| REMARKS                   |                         |                                                 |                            | 2                      |                                    |                                  |                                      |                               |

BARCODE UPDATED  
WHOM/DATE

R1E

155

R-22

A61-02243

A61-02242

A61-07231



IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: FEB-26-1999  
PAGE: A-9-----  
RIGHTS FROM: SOURCE: KING HILL CREEK TRIBUTARY: SNAKE RIVER  
-----

RIGHT NUMBER: 61-00357

NAME & ADDRESS: ROCKY MOUNTAIN LAND AND CATTLE LLC  
AN IDAHO LIMITED LIABILITY CO  
PO BOX 73  
HAGERMAN ID 83332

SOURCE: KING HILL CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 13.6 CFS  
490.0 AFY

PRIORITY DATE: 01/07/1901

POINT OF DIVERSION: T05S R11E S06 SWNE Within ELMORE County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE          | PERIOD OF USE | QUANTITY  |
|----------------------------|-------------------------|---------------|-----------|
|                            | IRRIGATION STORAGE      | 01-01 12-31   | 490.0 AFY |
|                            | IRRIGATION FROM STORAGE | 03-15 11-15   | 490.0 AFY |
|                            | DIVERSION TO STORAGE    | 10-15 07-01   | 13.6 CFS  |

| PLACE OF USE: | IRRIGATION FROM STORAGE | Within ELMORE County |           |           |           |
|---------------|-------------------------|----------------------|-----------|-----------|-----------|
|               | T05S R10E S01           | NENE 40.1            | NWNE 40   | SWNE 30   | SENE 40.2 |
|               |                         | NESE 31              | NWSE 1.4  | SESE 8.4  |           |
|               | S12                     | NENE 6               |           |           |           |
|               | R11E S05                | NESW 28              | NWSW 31   | SWSW 40   | SESW 14   |
|               |                         | NWSE 3.7             |           |           |           |
|               | S06                     | NWNE 34              | SWNE 12.5 | SENE 13   | NENW 41   |
|               |                         | NWNW 31.3            | SWNW 30.1 | SENE 40   | NESW 40   |
|               |                         | NWSW 31              | SWSW 20   | SESE 9.1  | NESE 33   |
|               |                         | NWSE 32              | SWSE 20   | SESE 30.5 |           |
|               | S07                     | NENE 1.7             | NWNW 12   |           |           |
|               | S08                     | NENW 3.2             | NWNW 19   |           |           |
|               | 767.2 ACRES TOTAL       |                      |           |           |           |

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 767.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00356, 61-02242, 61-02243, 61-07231.

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

-----  
RIGHTS FROM: SOURCE: KING HILL CREEK TRIBUTARY: SNAKE RIVER  
-----  
RIGHT NUMBER: 61-00357 (CONT)

## OTHER PROVISIONS: (CONT)

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER  
IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER  
RIGHTS IN BASIN 61:

| WATER RIGHT NO. | SOURCE |
|-----------------|--------|
| NONE            | NONE   |

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER  
IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER  
RIGHTS IN THE SNAKE RIVER BASIN:

| WATER RIGHT NO. | SOURCE |
|-----------------|--------|
| NONE            | NONE   |

ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES  
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED  
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE  
USE OF THIS RIGHT IS COMBINED WITH WATER FROM  
KING HILL IRRIGATION DISTRICT.

In Re SRBA )  
 )  
Case No. 39576 )  
 )  
\_\_\_\_\_ )  
 )

NOTICE OF COMPLETED  
ADMINISTRATIVE PROCEEDINGS  
  
Water Rights 61-00356, 61-00357,  
61-02242, 61-02243  
and 61-07231

|                                     |                       |
|-------------------------------------|-----------------------|
| <input type="checkbox"/>            | Change of Address     |
| <input checked="" type="checkbox"/> | Substitution of Party |
| <input type="checkbox"/>            | I.C. 42-222 Transfer  |

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

**Water Right(s):** 61-00356, 61-00357, 61-02242, 61-02243 and 61-07231

From (Claimant/Seller):

Name of Claimant: BARBER CAVEN RANCHES  
Address: PITCH FORK RANCH  
6874 FAIRVIEW RD  
BOISE ID 83704  
Phone: (208) 322-5600

To (Claimant/Purchaser):

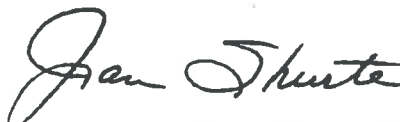
Name of Claimant: ROCKY MOUNTAIN LAND AND CATTLE LLC  
Address: AN IDAHO LIMITED LIABILITY CO  
PO BOX 73  
HAGERMAN ID 83332

---

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 Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: February 26, 1999



---

Signature of IDWR Representative

**CERTIFICATE OF MAILING**

I certify that on *February 26, 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  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, Idaho 83303-2707
2. One Copy to:  
Claimant/Seller for Substitution of Party or attorney of record:  
  
BARBER CAVEN RANCHES  
PITCH FORK RANCH  
6874 FAIRVIEW RD  
BOISE ID 83704
3. One Copy to:  
Claimant/Purchaser for Substitution of Party or attorney of record:  
  
ROCKY MOUNTAIN LAND AND CATTLE LLC  
AN IDAHO LIMITED LIABILITY CO  
PO BOX 73  
HAGERMAN ID 83332
4. One Copy to:  
Chief, Natural Resources Division  
Office of the Attorney General  
P.O. Box 44449  
Boise, Idaho 83711-4449
5. One Copy to:  
United States Dept. of Justice  
Environment & Natural Resource Div.  
550 West Fort Street, MSC 033  
Boise, ID 83724

*Denise Buffington*  
\_\_\_\_\_  
Signature of person or attorney mailing the form

NOTICE OF COMPLETED  
ADMINISTRATIVE PROCEEDING  
2/26/1999

61-00356, 61-00357, 61-02242,  
61-02243 AND 61-07231

PAGE 3

# WARRANTY DEED

## FOR VALUE RECEIVED

Barber/Caven Ranches, an Idaho Partnership

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto  
Rocky Mountain Land & Cattle, L.L.C., an Idaho Limited Liability Company

GRANTEE(S), whose current address is: P.O. Box 73  
the following described real property in  
more particularly described as follows, to wit:

Camas

Hagerman, Idaho 83332

County, State of Idaho,

(See Attached)

72798

Recorded at the Request of

Mike Caven

3:55 P. M.

2-12, 19 99

Book 31

of Deeds Page 242.

COLLEEN B. KITT

CAMAS COUNTY RECORDER

By Cape man

Fee \$ 10.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever. , except those of record.

Dated: February 1, 1999

Jerry L. Caven, by Michael D. Caven  
Barber/Caven Ranches his Attorney in fact.

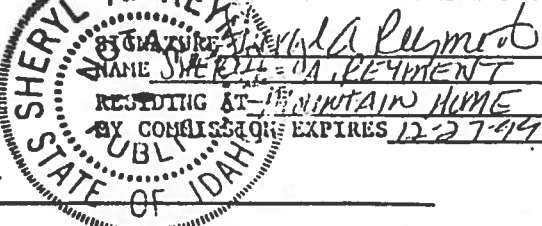
Michael D. Caven, Agent

STATE OF IDAHO

COUNTY OF Elmore

ON THIS 12th DAY OF February IN THE YEAR 1999, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED MICHAEL D. CAVEN AGENT

KNOWN OR IDENTIFIED TO ME TO BE ONE OF THE PARTNERS IN THE PARTNERSHIP OF, AND THE PARTNER OR ONE OF THE PARTNERS WHO SUBSCRIBED SAID PARTNERSHIP NAME TO THE TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN SAID PARTNERSHIP NAME.



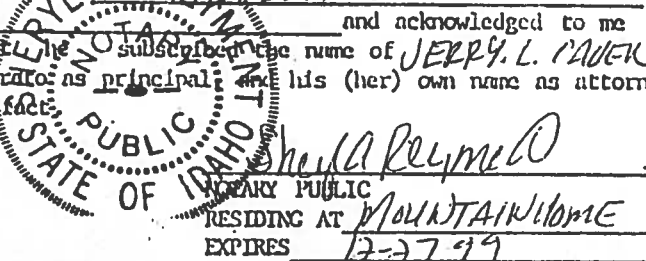
STATE OF IDAHO )

COUNTY OF Elmore )

On this 12th day of February In the year 1999, before me, a Notary Public, personally appeared MICHAEL D. CAVEN

known or identified to me to be the person whose name is subscribed to the within Instrument as the attorney in fact of JERRY L. CAVEN

and acknowledged to me that he subscribed the name of JERRY L. CAVEN thereto as principal; and his (her) own name as attorney in fact.



LEGAL DESCRIPTION

PARCEL NO. 1:

Township 2 South, Range 12 East of the Boise Meridian, Camas County, Idaho

Section 31: Governments Lots 1, 2, 3 and 4; the East one-half of the West one-half; and the East one-half.

PARCEL NO. 2:

Township 2 South, Range 12 East of the Boise Meridian, Camas County, Idaho

Section 17: Southwest Quarter of the Northwest Quarter; West one-half of the Southwest Quarter;

Section 18: Lots 3, 4, Southeast Quarter of the Northeast Quarter; East one-half of the Southwest Quarter; Southeast Quarter;

Section 19: Lot 1; Northeast Quarter; East one-half of the Northwest Quarter;

Section 20: Northwest Quarter; West one-half of the East one-half; West one-half of the East one-half of the East one-half.

# WARRANTY DEED

## FOR VALUE RECEIVED

Barber/Caven Ranches, an Idaho Partnership

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto  
Rocky Mountain Land & Cattle, L.L.C., an Idaho Limited Liability Company

GRANTEE(S), whose current address is: P.O. Box 73  
the following described real property in Elmore  
more particularly described as follows, to wit:

Hagerman, Idaho 83332  
County, State of Idaho,

(See Attached)

313393

ELMORE COUNTY, IDAHO ss  
Request of

GUARANTY TITLE, INC.

Time 2:53 P.M.

Date February 12, 1999

GAIL L. BEST, Recorder

By [Signature]  
Fee \$15.00 Deputy

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: February 1, 1999

[Signature]  
Barber/Caven Ranches his Attorney in fact.

[Signature]  
Michael D. Caven, Agent

STATE OF IDAHO

COUNTY OF Elmore

ON THIS 12th DAY OF February IN THE YEAR  
1999, BEFORE ME, THE UNDERSIGNED, A NOTARY

STATE OF IDAHO )  
COUNTY OF Elmore ) ss.

On this 12th day of February In the

LEGAL DESCRIPTION

PARCEL I:

Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho

Section 5: SW1/4 ✓

Section 6: S1/2SE1/4 ✓

Section 7: N1/2NE1/4 ✓

Section 8: NW1/4NW1/4 ✓

PARCEL II:

The following described Real Property all located North of State Highway No. 30, as now located, and described as follows:

(A)

Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho

✓ Section 7: SE1/4NE1/4, <sup>SWNE</sup> E1/2 of Lot 4 and all of Lot 5; <sup>NESE</sup> excepting and excluding the following described portions thereof, to-wit: ✓

Beginning at the Southwest Corner of the East half of Lot 4, Section 7, Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho; and running thence East along the North boundary line of the Right of Way for State Highway No. 30 (as such Highway Existed September 12, 1929) 722 feet to a point; thence North 200 feet to a point; thence West in a straight line 122 feet to a point; thence North in a straight line 125 feet to a point; thence West in a straight line 600 feet to a point; thence South in a straight line 325 feet to the Point of Beginning.

Also Saving and Excepting and Excluding that portion of Lot 5 lying South of the Highway Right-of-Way.

(B)

Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho

✓ Section 8: SW1/4NW1/4 and Lot 1, Excluding the Highway Right-of-Way

(See Attached)

NW3/4

LEGAL DESCRIPTION

PARCEL III:

Township 2 South, Range 11 East, Boise Meridian, Elmore County, Idaho

Section 16: NE1/4NE1/4, W1/2W1/2, SE1/4SE1/4  
Section 21: E1/2, NE1/4NW1/4  
Section 22: SW1/4NW1/4, NE1/4, E1/2NW1/4, SW1/4  
Section 29: SW1/4SE1/4  
Section 32: NE1/4, W1/2SE1/4  
Section 36: E1/2NW1/4, W1/2SE1/4

Township 3 South, Range 11 East, Boise Meridian, Elmore County, Idaho

Section 3: Lots 2, 3, 4, SW1/4NE1/4, S1/2NW1/4, N1/2SW1/4, SE1/4SW1/4, SE1/4  
Section 4: Lots 1, 2, 3, S1/2N1/2, N1/2SW1/4, NE1/2SE1/4  
Section 5: Lot 2, SW1/4NE1/4, NE1/4SW1/4, N1/2SE1/4  
Section 10: N1/2NE1/4, NE1/4NW1/4  
Section 16: SW1/4SW1/4

Township 4 South, Range 11 East, Boise Meridian, Elmore County, Idaho

Section 22: S1/2SW1/4, NE1/4SW1/4  
Section 28: E1/2SE1/4

Township 5 South, Range 11 East, Boise Meridian, Elmore County, Idaho

Section 6: Lots 5, 6, 7, SE1/4NW1/4, SW1/4NE1/4, E1/2SW1/4, N1/2SE1/4  
Section 7: Lot 1, NE1/4NW1/4

Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 1: SE1/4SE1/4, SE1/4NE1/4, Lot 2, SW1/4NE1/4, N1/2SE1/4, NE1/4SW1/4  
Section 12: NE1/4NE1/4

(See Attached)

LEGAL DESCRIPTION

PARCEL III-A:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,  
Idaho

Section 22: SE1/4  
Section 23: SW1/4SW1/4  
Section 27: W1/2SW1/4  
Section 28: S1/2S1/2  
Section 29: SE1/4SE1/4  
Section 34: NW1/4NW1/4, S1/2NW1/4, NE1/4SW1/4, SE1/4  
Section 35: S1/2S1/2, NW1/4SE1/4

PARCEL IV:

Township 5 South, Range 10 East, Boise Meridian, Elmore County,  
Idaho

Section 1: Lot 1 *NE1/4*

Township 5 South, Range 11 East, Boise Meridian, Elmore County,  
Idaho

Section 6: *NW1/4* *NE1/4* *NW1/4*  
Lots 2, 3, 4, SE1/4NE1/4

PARCEL V:

Township 3 South, Range 11 East, Boise Meridian, Elmore County,  
Idaho

Section 2: NW1/4SW1/4

(See Attached)

LEGAL DESCRIPTION

PARCEL VI:

Township 5 South, Range 10 East, Boise Meridian, Elmore County,  
Idaho

Section 1: SE1/4SW1/4, SW1/4SE1/4, SW1/4SW1/4  
Section 2: SE1/4SE1/4  
Section 12: NE1/4NW1/4, NW1/4NE1/4, W1/2NW1/4

PARCEL VII:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,  
Idaho

Section 19: SE1/4SE1/4  
Section 20: S1/2NW1/4, SW1/4  
Section 28: SW1/4NW1/4  
Section 29: N1/2NW1/4, SW1/4NW1/4  
Section 30: E1/2E1/2  
Section 31: N1/2NE1/4  
Section 32: N1/2NW1/4, SE1/4SW1/4

Township 3 South, Range 11 East, Boise Meridian, Elmore County,  
Idaho

Section 5: Lots 3, 4, SW1/4NW1/4, NW1/4SW1/4, SE1/4NW1/4  
Section 6: Lots 1, 2, S1/2NE1/4, N1/2SE1/4

Township 4 South, Range 11 East, Boise Meridian, Elmore County,  
Idaho

Section 27: W1/2NW1/4  
Section 28: SE1/4NE1/4

PARCEL VIII:

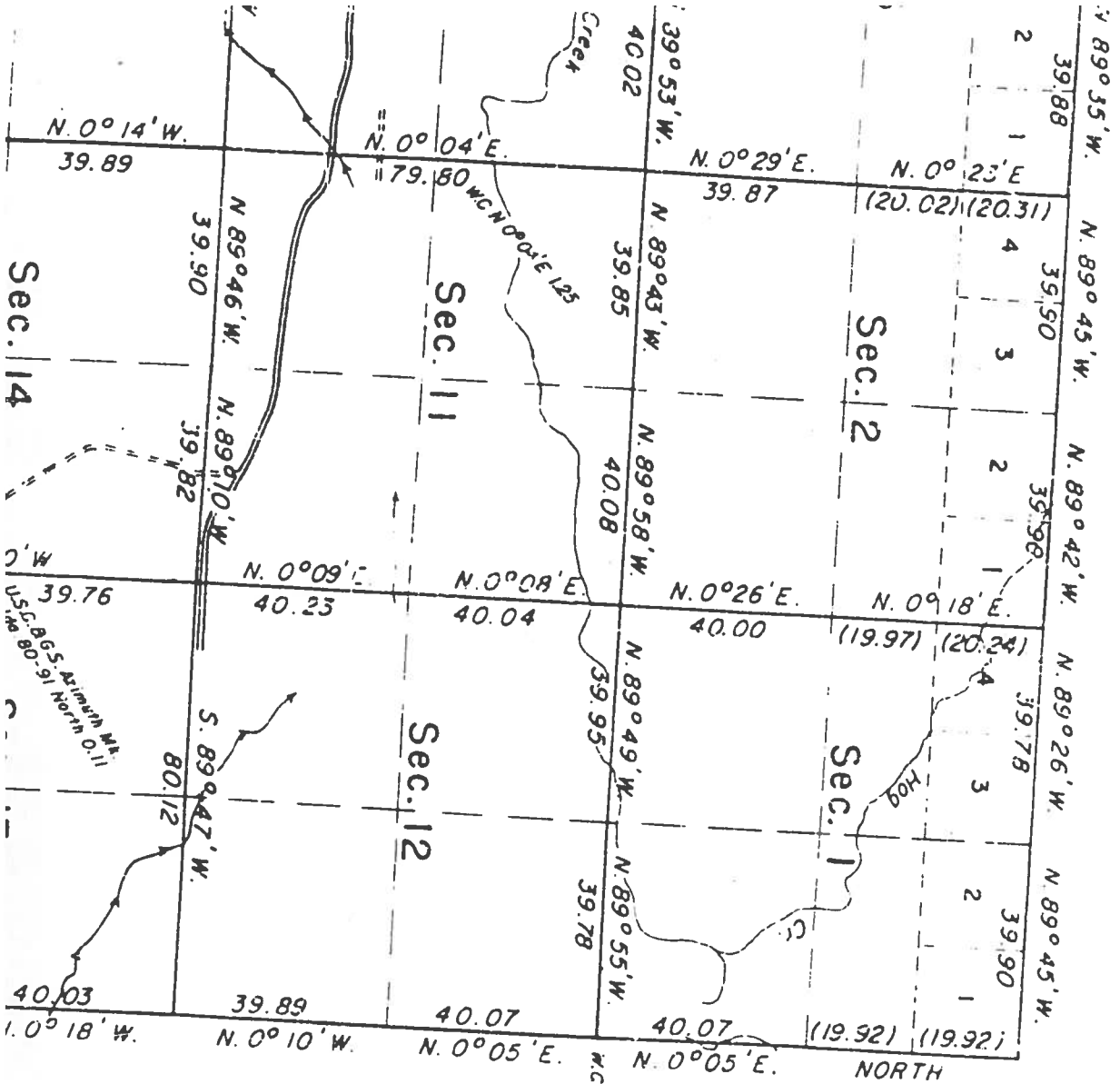
Township 2 South, Range 11 East, Boise Meridian, Elmore County,  
Idaho

Section 24: NE1/4, SE1/4NW1/4, N1/2SE1/4



# AST, OF THE BOISE MERIDIAN, IDAHO NT RESURVEY

52113

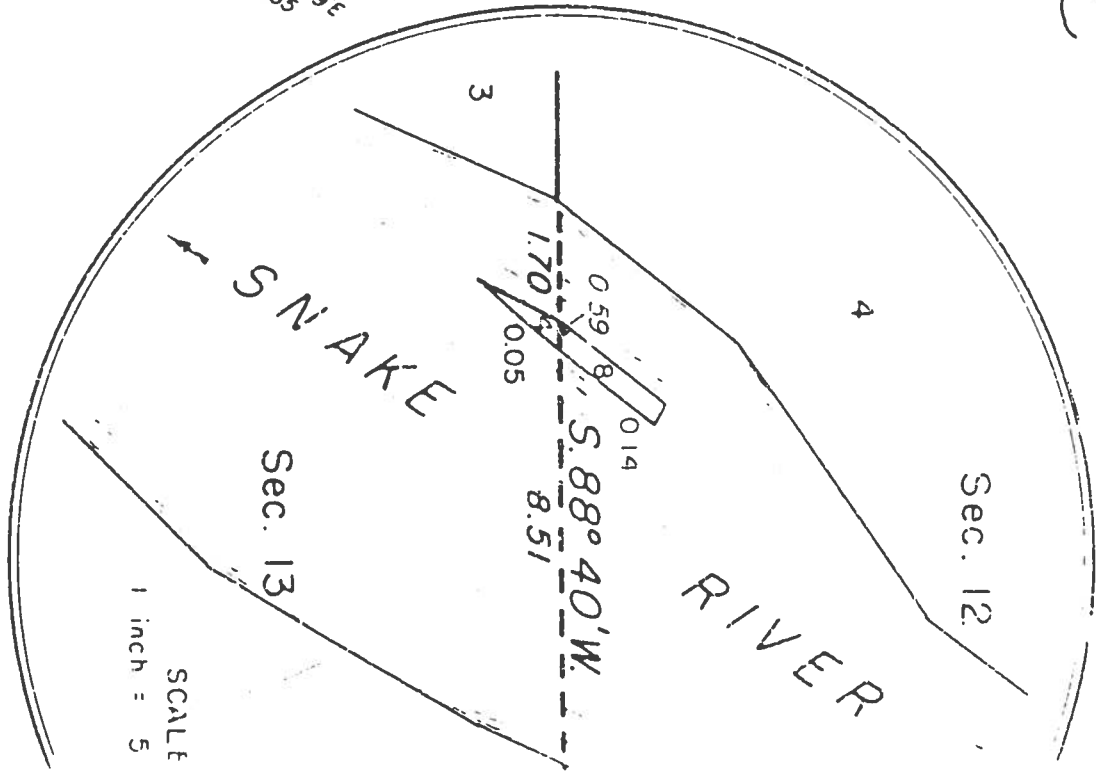
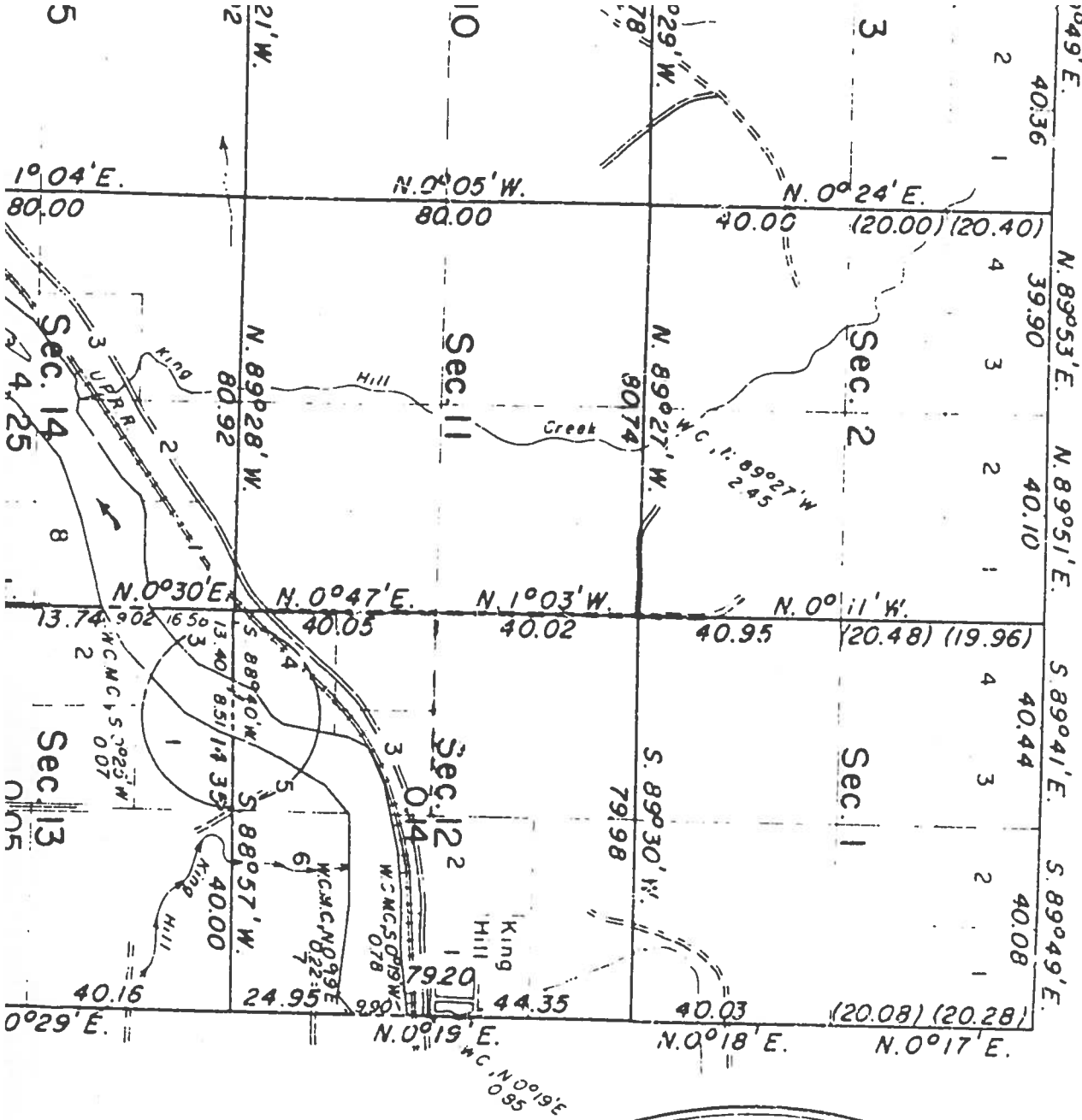


The history of previous surveys of the field note record. The west line of the section and distances the east boundary were taken from a resurvey of T. S. C., R. 12 E., by A. Cooper, 1908.

The history of previous surveys of the field note record. The west line of the section and distances the east boundary were taken from a resurvey of T. S. C., R. 12 E., by A. Cooper, 1908.

# D SURVEY OF ISLANDS.

52102



This part in two sheets represent and reestablishment of the east and subdividing lines of the corners in their true original positions according to the best available photogrammetric survey of omissions 12, 13, 14, 21, 22, 23,

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

Water Rights: 61-00356, 61-00357

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 not later than:

Dated 11/7/2001



Signature of IDWR Representative

## INSTRUCTIONS FOR MAILING

Mail this form to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

## CERTIFICATE OF MAILING

I certify that on November 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  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls ID 83303-2707
2. One copy to:  
Claimant/Seller for Substitution of Party or attorney of record:  
N/A
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:  
  
Kent Foster  
Holden, Kidwell, Hahn & Crapo PLLC  
PO Box 50130  
Idaho Falls ID 83405



Signature of person or attorney mailing the form

JAMES P. SPECK  
jimspeck@cox-internet.com  
DOUGLAS J. AANESTAD  
aanestad@cox-internet.com

SPECK & AANESTAD  
A PROFESSIONAL CORPORATION  
ATTORNEYS  
120 EAST AVENUE  
POST OFFICE BOX 987  
KETCHUM, IDAHO 83340

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SEP 05 2006

DEPARTMENT OF  
WATER RESOURCES  
TELEPHONE  
(208) 726-4421  
FACSIMILE  
(208) 726-0752

August 30, 2006

Clerk of the Court  
SRBA District Court  
P. O. Box 2707  
Twin Falls, ID 83303-2707

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WATER RESOURCES  
WESTERN REGION

RECEIVED

SEP 13 2006

DEPARTMENT OF  
WATER RESOURCES

Re: *Pitchfork Ranch LLC;*  
*Notice of Appearance;*  
*Water Rights: 61-00357, 61-2242, 61-0356, 61-2243, 61-0349, 61-0353,*  
*61-7231 and 37-20344*

Dear Clerk:

Enclosed for filing you will find eight (8) originals, along one copy of each, of the Notices of Appearance for filing for the above referenced water rights. Please file the originals, receipt date-stamp the copies and return them to our office in the postage prepaid, self-addressed envelope provided for that purpose.

Thank you.

Sincerely yours,

SPECK & AANESTAD  
A Professional Corporation

By: 151  
Jeanne E. Farnea, Legal Assistant to  
James P. Speck

Enclosures

SCANNED

SEP 05 2006

**Claimants Names:**  
Pitchfork Ranch LLC

**Attorney Name & Address:**  
James P. Speck, ISB#2067  
Speck & Aanestad  
A Professional Corporation  
120 East Avenue  
P. O. Box 987  
Ketchum, Idaho 83340  
(208) 726-4421  
FAX: (208) 726-0752

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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

)  
)  
)  
)  
)  
)

**Subcase: 61-00357  
NOTICE OF APPEARANCE**

**DESCRIPTIVE SUMMARY**

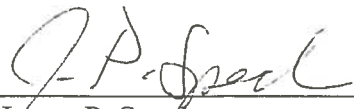
This is a notice of appearance by counsel on behalf of the new claimant and purchaser of the water rights identified below.

**NOTICE OF APPEARANCE**

The law firm of Speck & Aanestad, A Professional Corporation, hereby enters its appearance in the action on behalf of Claimants, Pitchfork Ranch, LLC, for the following water rights which is the subject of subcase: 61-00357.

DATED this 30 day of August, 2006.

SPECK & AANESTAD  
A Professional Corporation

By   
James P. Speck

### CERTIFICATE OF SERVICE

I hereby certify that on the 30 day of August, 2006, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

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

☒ United States Mail, Postage Prepaid  
☐ Hand Delivery  
☐ Facsimile, with copy by United States Mail, Postage Prepaid

The United States Department of Justice  
Environmental and Natural Resources  
Division  
550 West Fort Street  
Box 33  
Boise, ID 83724

☒ United States Mail, Postage Prepaid  
☐ Hand Delivery  
☐ Facsimile, with copy by United States Mail, Postage Prepaid

Idaho Department of Water Resources  
Document Depository  
P.O. Box 83720  
Boise, ID 83720-0098

☒ United States Mail, Postage Prepaid  
☐ Hand Delivery  
☐ Facsimile, with copy by United States Mail, Postage Prepaid

  
JAMES P. SPECK