

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 67-4050
Date Received: 10/18/1989
Receipt No: W006378
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

MINK LAND & LIVESTOCK CO Phone: (208)257-3776
2920 HWY 95
CAMBRIDGE ID USA 83610

2. Date of Priority: 06/01/1888

3. Source: PINE CREEK , PINE CREEK Trib. to: WEISER RIVER , WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16N	04W	35	NW SE	WASHINGTON	
15N	04W	14	NE SW	WASHINGTON	

5. Description of diverting works:

DAMS, HEADGATES AND DITCHES

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
IRRIGATION	4/15 10/31	4	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
15N	03W	18	SW SW 4	IRRIGATION	38

					Section Acres	38
15N	04W	11	NE	SE	IRRIGATION	20
			SE	SE	IRRIGATION	10
					Section Acres	30
15N	04W	12	SW	SW	IRRIGATION	15
					Section Acres	15
15N	04W	13	NE	NW	IRRIGATION	15
			NW	SE	IRRIGATION	20
			SE	SE	IRRIGATION	20
			NW	NW	IRRIGATION	22
					Section Acres	77
15N	04W	14	SW	SE	IRRIGATION	15
			SE	SE	IRRIGATION	15
			NE	SW	IRRIGATION	10
					Section Acres	40
15N	04W	23	NE	NE	IRRIGATION	11
			SE	NE	IRRIGATION	12
					Section Acres	23
					Total Acres	223

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGE BY USPS CARD TO MATCH ALL OTHER CLAIMS 4/30/99 SS.

15. Basis of Claim: Statutory Claim

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Water Right Number(s): 67-269, 300, 85B, 217, 486, 2243,
2251, + 4050

Previous Mailing Address: MINK Land + Livestock Co
2920 HWY 95
Cambridge Id 83610

New Mailing Address: Same

Telephone Number: * (208) 257-3776 *

Signature of all Claimant(s): Russell Mink

Please print your name below your signature.

RUSSELL MINK

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

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: **A67-04050**
Date Received: 10/18/1989
Receipt No: W006378
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: MINK LAND & LIVESTOCK CO 208-257-3893
Address: 2920 HWY 95
CAMBRIDGE ID 83610

2. Date of Priority: JUN 1, 1888

3. Source: PINE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	04W	14		NE	SW		WASHINGTON
16N	04W	35		NW	SE		WASHINGTON

5. Description of diverting works:
DAMS, HEADGATES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/31	4.000		

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

8. Total consumptive use is 669.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	03W	18	SW	SW	4	IRR	38.0

SCANNED
APR 08 2004

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	38.0
	04W	11	NE	SE	IRR	20.0
			SE	SE	IRR	10.0
					Section Acres	30.0
		12	SW	SW	IRR	15.0
					Section Acres	15.0
		13	NE	NW	IRR	15.0
			NW	NW	IRR	22.0
			NW	SE	IRR	20.0
			SE	SE	IRR	20.0
					Section Acres	77.0
		14	NE	SW	IRR	10.0
			SW	SE	IRR	15.0
			SE	SE	IRR	15.0
					Section Acres	40.0
		23	NE	NE	IRR	11.0
			SE	NE	IRR	12.0
					Section Acres	23.0
					Total Acres	223.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:
ADDRESS CHANGE BY USPS CARD TO MATCH ALL OTHER CLAIMS 4/30/99 SS.

15. Basis of Claim: STATUTORY CLAIM

3 pages Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

☐ No account number on mail

67-12305 / 67-12306 / 67-12307

☐ Account number illegible

Addressee's Name

MINK LAND & LIVESTOCK CO

Old Address (Include apartment or suite number)

HC 68 Box 2065

City, State, and ZIP Code

Cambridge, Id 83610

New Address (Include apartment or suite number)

2920 Hwy 95

City, State, and ZIP Code

Cambridge, Id 83610

This card is furnished ☒ For address correction, as requested (your mailpiece was forwarded).

☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

☐ Moved, left no address

☐ No such street

☐ No such number

☐ Refused

☐ Attempted, not known

☐ Unclaimed

PS Form 3547, June 1996

MINK LAND & LIVESTOCK CO

~~C~~ A67-002170K 05/01/1900 PINE CREEK
~~C~~ A67-04050V 06/01/1888 PINE CREEK
~~C~~ A67-10589 05/01/1940 SPRING
~~C~~ A67-00030C 07/04/1882 WEISER RIVE
~~C~~ A67-022430K 07/21/1954 LITTLE WEIS
~~C~~ A67-02251K 09/28/1955 UNNAMED STR
~~C~~ A67-10950 01/10/1940 GROUNDWATER
~~C~~ 67-10589 05/01/1940 SPRING
~~C~~ A67-00085B 05/01/1891 WEISER RIVE
~~C~~ A67-00486 05/01/1891 LITTLE WEIS
~~C~~ A67-12305 05/01/1920 SPRING
~~C~~ A67-00026G 07/04/1882 WEISER RIVE

0.550 01 IRR
4.000 01 IRR
0.110 43 DOMEST
04 STOCK
1.980 01 IRR
1.200 01 IRR
0.600 01 IRR
0.070 43 DOMEST
04 STOCK
0.110 43 DOMEST
04 STOCK
0.200 01 IRR
1.700 01 IRR
0.050 04 STOCK
0.780 01 IRR

MINK LAND & LIVESTOCK CO

~~C~~ A67-12306 06/01/1959 GROUNDWATER
~~C~~ 67-10950 01/10/1940 GROUNDWATER
~~C~~ A67-14077 04/01/1930 BACON CREEK
~~C~~ A67-12307 06/01/1930 GROUNDWATER
~~C~~ 67-14077 04/01/1930 BACON CREEK
~~C~~ 67-12305 05/01/1920 SPRING
~~C~~ 67-12306 06/01/1959 GROUNDWATER
~~C~~ 67-12307 06/01/1930 GROUNDWATER

0.090 04 STOCK
0.070 43 DOMEST
04 STOCK
0.050 04 STOCK
0.070 04 STOCK
43 DOMEST
0.020 04 STOCK
0.050 04 STOCK
0.090 04 STOCK
0.070 04 STOCK
43 DOMEST

Changed all records w/ next to number. Rest are OK w/new address.

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
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CIVIL CASE NUMBER: 39576

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Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: MINK LAND & LIVESTOCK INC. 208-257-3893
Address: HC 68 BOX 2060
CAMBRIDGE, ID 83610

2. Date of Priority: JUN 1, 1888

3. Source: PINE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	04W	14		NE	SW		WASHINGTON
16N	04W	35		NW	SE		WASHINGTON

5. Description of diverting works:
DAMS, HEADGATES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/31	4.000		

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

8. Total consumptive use is 669.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	03W	18	SW	SW	4	IRR	38.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	38.0
	04W	11	NE	SE		IRR	20.0
			SE	SE		IRR	10.0
						Section Acres	30.0
		12	SW	SW		IRR	15.0
						Section Acres	15.0
		13	NE	NW		IRR	15.0
			NW	NW		IRR	22.0
			NW	SE		IRR	20.0
			SE	SE		IRR	20.0
						Section Acres	77.0
		14	NE	SW		IRR	10.0
			SW	SE		IRR	15.0
			SE	SE		IRR	15.0
						Section Acres	40.0
		23	NE	NE		IRR	11.0
			SE	NE		IRR	12.0
						Section Acres	23.0
						Total Acres	223.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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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

10T-04050

Date Received

10-18-89

Receipt Number

0056378

RECEIVED

OCT 18 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Mink Land + Livestock Co. Phone (208) 257-3893Mailing Address HC 68 Box 2060 Cambridge, Idaho Zip 836102. Date of Priority (Only one (1) per claim) 6/1/18883. Source of water supply (a) PINE CREEK
which is tributary to (b) WEISER RIVER4. a. Location of existing point of diversion is: Township 15 N Range 4 W Section 14,
NE 1/4 of SW 1/4 of 1/4, Govt. Lot, B.M., County of WashingtonAdditional points of diversion if any: 16 N 4 W SEC 35

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. DAMS, Headgates + Ditches

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HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/15 to 10/31 amount 4.000 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.000 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 669 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) BEEF COWS 200 hd.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15N	3W	18											38						38
15N	4W	11				20												10	30
15N	4W	12											15						15
15N	4W	13		15			22		20									20	77
15N	4W	14			10									15				15	40
15N	4W	23	11												12				23

Total number of acres irrigated 223

11. In which county (ies) are lands listed above as place of use located? Washington

12. Do you own the property listed above as place of use? Yes ✓ No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (✓)

14. Remarks:

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OCT 02 1992

Last Name MINK Ident No. _____

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

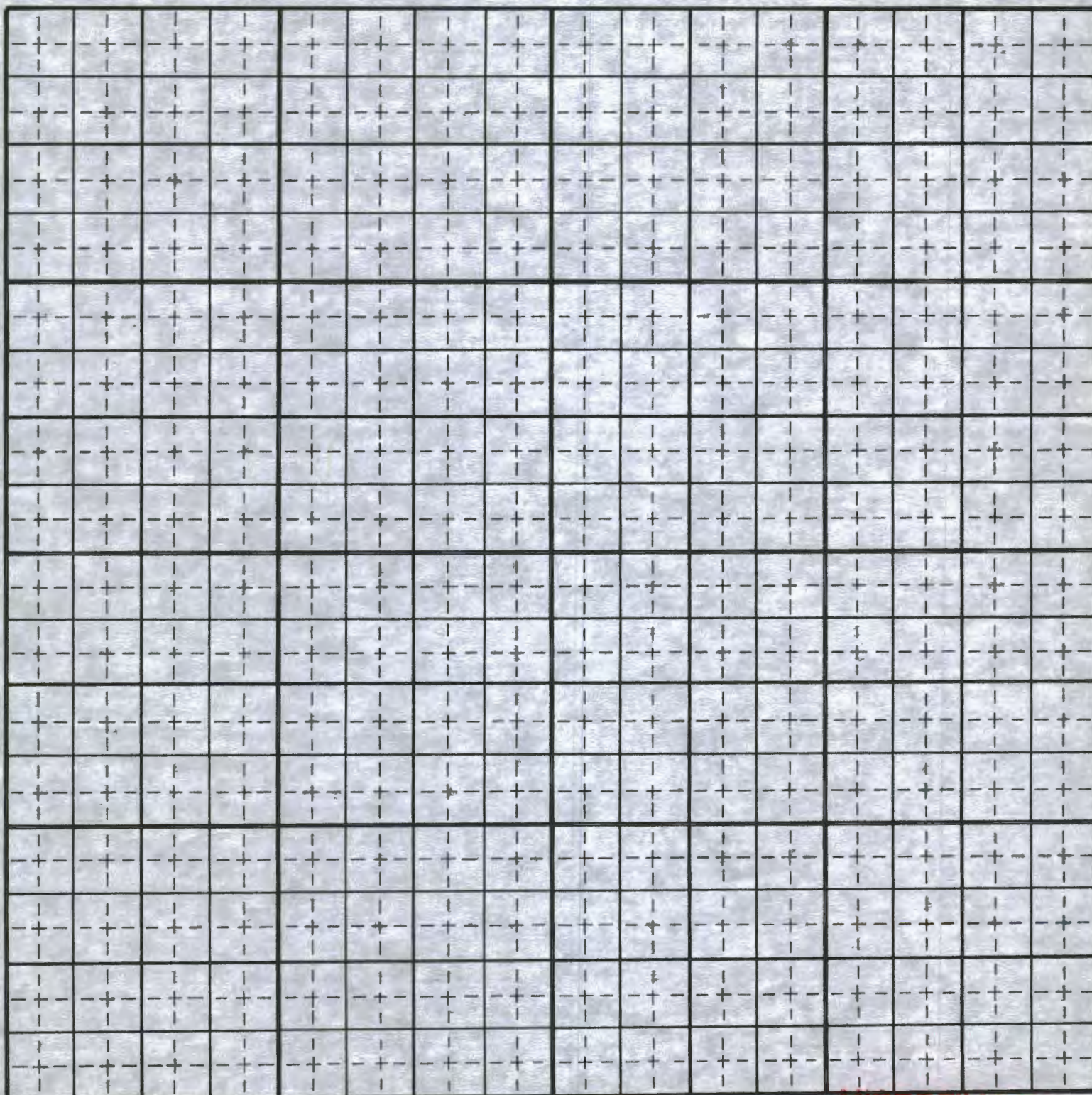
The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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OCT 02 1992

Last Name Mink

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 67-04050 statutory claim

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Director

Title

of MINK LAND & LIVESTOCK CO. that I have signed the foregoing

Organization

document in the space below as Director of MINK LAND & LIVESTOCK CO.

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Russell White

Title and Organization DIRECTOR MINK LAND & LIVESTOCK CO. Date 10/17/89

State of Idaho/or _____)

County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 17TH day of October 19 89

SEAL

Notary Public B. Soules

Residing at Cambridge

My Commission Expires 8-21-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
OCT 02 1992

Last Name Mink Ident. Number _____

Copies White-State, Yellow-Claimant

Water Right Number - 67-04050

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
MINK LAND & LIVESTOCK INC.1 -
2 -
3 -City- CAMBRIDGE
Phone -

State- ID Zip- 83610

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1888 14 WESTERN S - STATUTORY CLAIM+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
PINE CREEK WEISER RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
15N	04W	14	NE SW			(87) WASHINGTON	272.0 288.0 22.0	1.4
16N	04W	35	NW SE			(87) WASHINGTON	272.0 288.0 22.0 3.0	2.8

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	10/31	4.000	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
4.000

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
15N	03W	18	SW SW	4	38.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	11	NE SE		20.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	11	SE SE		10.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	12	SW SW		15.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	13	NE NW		15.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	13	NW NW		22.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	13	NW SE		20.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	13	SE SE		20.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	14	NE SW		10.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	14	SW SE		15.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	14	SE SE		15.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	23	NE NE		11.0	01	IRRIGATION	(87) WASHINGTON
15N	04W	23	SE NE		12.0	01	IRRIGATION	(87) WASHINGTON

Total Acres: 223.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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OCT 02 1992

Water right number - 67-04050

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - 02/05/85 05/01/88 CONVERT

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

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 02/05/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	

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OCT 02 1992

NOTICE OF ERROR
REPLY

11/14/2006

RECEIVED

DEC 08 2006

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 8, 2006

Water right number: 67-4050

MINK LAND & LIVESTOCK CO
2920 HWY 95

CAMBRIDGE ID 83610

Telephone Number: (208)257-3776

RECEIVED

DEC 12 2006

DEPARTMENT OF
WATER RESOURCES

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:

12/5/06

SIGNATURE:

Russell Mink SEC. TERS.

Please print your name:

Russell Mink

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

ROUTING SLIP

Distribution		Provided for your:	
Date:	12-8-06	Information	☒
To:	Craig Saxton	Comments	
From:	Western	Approval	
		Signature	
Special Notes:			

07/10/2006

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

RIGHT NUMBER: 67-4050

NAME AND ADDRESS: MINK LAND & LIVESTOCK CO
2920 HWY 95
CAMBRIDGE ID 83610

SOURCE: PINE CREEK
EAST FORK PINE CREEK

TRIBUTARY: WEISER RIVER
TRIBUTARY: WEISER RIVER

QUANTITY: 3.820 CFS

PRIORITY DATE: 05/10/1918

POINT OF DIVERSION:

T15N R04W S14 SWNW Within WASHINGTON County
T15N R04W S14 SWSE Within WASHINGTON County
T16N R04W S35 NWSE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	3.820 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T15N R03W S18 Lot 4 SWSW	22.00	T15N R04W S11	SENE	6.00	
T15N R04W S11	NESE	29.00	T15N R04W S11	SESE	2.40
T15N R04W S12	NWSW	5.00	T15N R04W S12	SWSW	17.00
T15N R04W S13	NENW	18.00	T15N R04W S13	NWNW	16.00
T15N R04W S13	NWSE	14.00	T15N R04W S13	SESE	18.00
T15N R04W S14	NESW	6.10	T15N R04W S14	SWSE	10.00
T15N R04W S14	SESE	4.70	T15N R04W S23	NENE	31.00
T15N R04W S23	SENE	11.00			

210.2 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

SRBA Recommendation:

67-4050

Legend

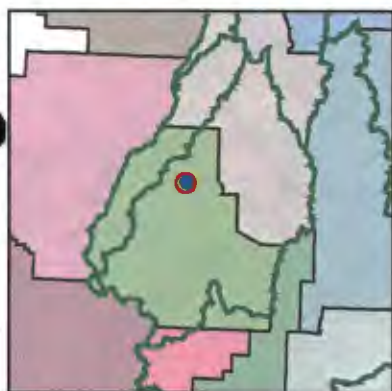
 **Point of Diversion**

 **Place of Use**

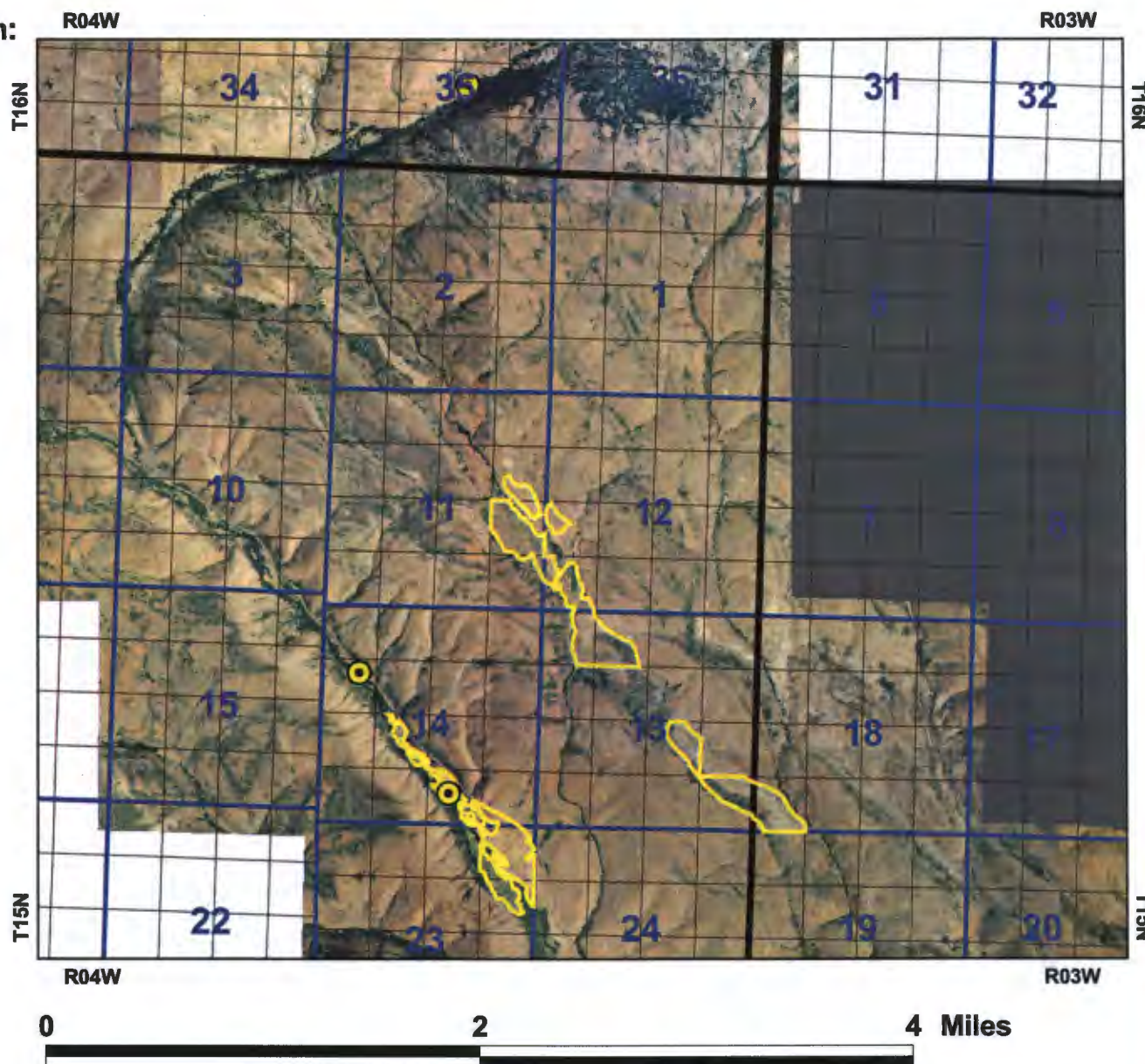
 **Townships**

 **PLS Sections**

 **Quarter Quarters**

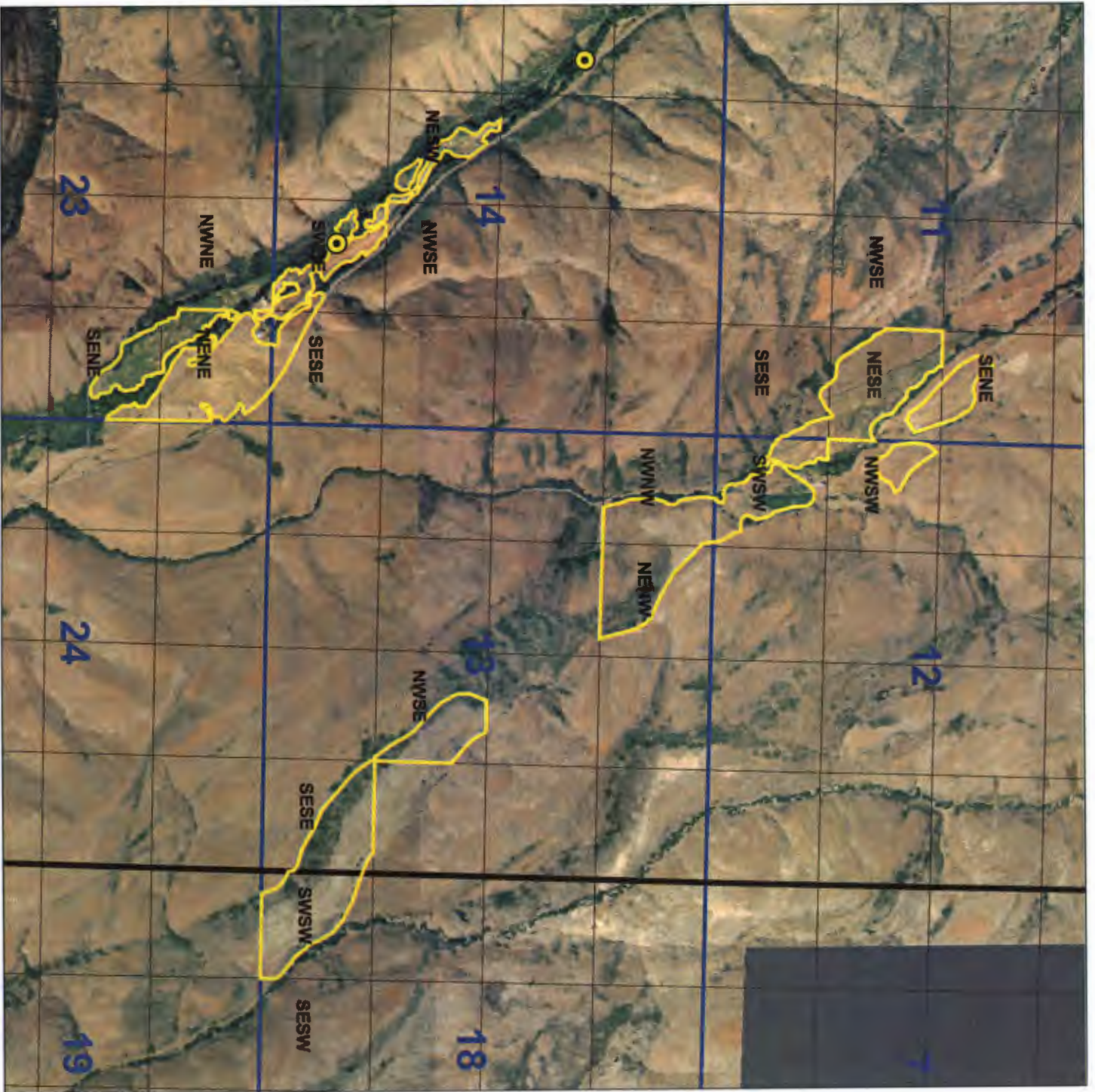


Washington County
IDWR Basin 67



Prepared by C. Saxton
On Monday, July 10, 2006
1987/88 Aerial Photography

67-4050



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4050 V1

WATER RIGHT NUMBER: 67-4050 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MINK LAND & LIVESTOCK CO 2920 HWY 95 CAMBRIDGE, ID 83610 (208)257-3776

Priority Date: 05/10/1918
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
PINE CREEK	WEISER RIVER
EAST FORK PINE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	3.820 CFS	
	<u>Total Diversion:</u>	3.820 CFS	

Location of Point(s) of Diversion

PINE CREEK	SW1/4SE1/4	Sec. 14, Twp 15N, Rge 04W, B.M.
WASHINGTON County		
EAST FORK PINE CREEK	NW1/4SE1/4	Sec. 35, Twp 16N, Rge 04W, B.M.
WASHINGTON County		
PINE CREEK	SW1/4NW1/4	Sec. 14, Twp 15N, Rge 04W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	03W	18											22.0						22.0
													L 4						
15N	04W	11				6.0									29.0			2.4	37.4
15N	04W	12											5.0	17.0					22.0
15N	04W	13															14.0	18.0	66.0
15N	04W	14									6.1						10.0	4.7	20.8
15N	04W	23	31.0			11.0													42.0

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4050 V1

Total Acres: 210.2

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

Comments:

1. csaxton 7/10/2006 Priority and Basis of Claim

Comment: No evidence of priority submitted. However, the claimed POU is the same POU described under several unclaimed decreed rights: 67-194, 67-213, 67-214, 67-215, 67-216, 67-230 and 67-234. Water master records show delivery of these rights to Mink Land and Livestock. It seems that the water use claimed under 67-4050 is actually use of the above mentioned decreed rights. The sum of the diversion rate for the decreed rights is 3.82 cfs which on the found 210.2 acres, is 0.18 cfs per acre. This is above the 5/8 inch duty of water described in Muir vs. Allison, but still under an inch so it can be recommended. Since all 7 decreed rights are being recommended on one claim, the most Jr. Priority date that normally could be recommended is that of the most Jr. decreed right. But since there are two sources on this claim, it has to be treated as flood water with a flood water priority date.

2. csaxton 7/10/2006 Source

Comment: Little Pine Creek listed in the Decree is know known as East Pine Creek.

Dates and Other Information:

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

Combined Use Limits:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Season	2/23/2005 8:52:43 AM	dnarsavage			Active
Summary			02/23/2005	dnarsavage	Active
Contacts	7/10/2006 3:33:51 PM	csaxton			Active
Priority Date	7/10/2006 3:36:42 PM	csaxton			Active
POD	7/10/2006 3:39:22 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4050 V1

POU	7/10/2006 4:12:38 PM	csaxton	Active
Use	7/10/2006 4:13:13 PM	csaxton	Active
Season	7/10/2006 4:15:13 PM	csaxton	Active
Quantity	7/10/2006 4:15:27 PM	csaxton	Active
Summary		07/10/2006 csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Season	2/23/2005 8:52:43 AM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
General	7/10/2006 3:36:55 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - See notes in quick look. Recommended as a combination of 7 decreed rights.
POD	7/10/2006 3:47:09 PM	csaxton	Updated PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4050 V1

Summary	2/23/2005 9:03:55 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (No) 10. Would you like to set the verification date?
POU	7/10/2006 2:23:26 PM	csaxton	Updated PLS for Active POU
Contacts	7/10/2006 3:34:03 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam by Bosco Bosler on 6-26-06.
POD	7/10/2006 3:42:34 PM	csaxton	Updated PLS
POD	7/10/2006 3:45:17 PM	csaxton	Updated PLS
POD	7/10/2006 3:39:35 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Recommended as a combination of 7 decreed rights. It can be assumed that those rights had different points of diversion. Since 3 PODs are being recommended under this claim, it is adding PODs to the individual decreed rights. This can be recognized as an accomplished change in POD.
POU	7/10/2006 4:12:39 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Same POU as decreed rights.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4050 V1

Use	7/10/2006 4:13:14 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Use unclaimed decreed rights as evidence.
POU	7/10/2006 2:22:59 PM	csaxton	Updated shape for Active POU
POD	7/10/2006 3:41:27 PM	csaxton	Updated shape
POD	7/10/2006 3:44:03 PM	csaxton	Updated shape
POD	7/10/2006 3:46:55 PM	csaxton	Updated shape
Season	7/10/2006 4:15:14 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administrativly determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	7/10/2006 4:15:28 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Diversion rate recommended is that of the unclaimed decreed rights shown on the WM delivery records.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4050 V1

Summary	7/10/2006 4:27:49 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
---------	----------------------	---------	---

Water Supply Bank:

04050

Mike
Call Roy Mike 257-3829

Needs Priority Affidavit

029

029A

029B

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	MINK LAND & LIVESTOCK CO	2920 HWY 95	CAMBRIDGE	ID	83610	(208)257-3893

Date of Field Exam: 6/20/06 Time: 1 PM

Accompanied By: Roy Mink Phone Number: 257 3829

Relationship to Claimant: Partner

Directions to Property (if different from above) and/or update owner information:

Reviewer: Basco

Date: 6/20/06

Place Of Use Data Entry Form

Claim Number 67-4050

Claimed Place Of Use

T15N R03W S18 Lot 4 SWSW	38.0	T15N R04W S11	NESE	20.0
T15N R04W S11	SESE	10.0	T15N R04W S12	SWSW
T15N R04W S13	NENW	15.0	T15N R04W S13	NWNW
T15N R04W S13	NWSE	20.0	T15N R04W S13	SESE
T15N R04W S14	NESW	10.0	T15N R04W S14	SWSE
T15N R04W S14	SESE	15.0	T15N R04W S23	NENE
T15N R04W S23	SENE	12.0		

Total Acres 223

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T15N R03W S18 Lot 4 SWSW	38.0	T15N R04W S11	NESE	~~20.0~~ 36
T15N R04W S11	SESE	10.0	T15N R04W S12	SWSW
T15N R04W S13	NENW	~~15.0~~ 18	T15N R04W S13	NWNW
T15N R04W S13	NWSE	~~20.0~~ 22	T15N R04W S13	SESE
T15N R04W S14	NESW	10.0	T15N R04W S14	SWSE
T15N R04W S14	SESE	15.0	T15N R04W S23	NENE
T15N R04W S23	SENE	12.0		

Total Acres 223

Recommended Place of Use add to claim See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
15N	04N	11	SW	NE			10	
15N	04N	12	SW	SW			12	

Total Acres 273

Document how the POU was verified:

Barco

6/26/06

Idaho Department of Water Resources

The acreages of these polygons don't match those in the claim or water right file. But I can't get them to look reasonable.

Water Right No: 67-4050
T15N, R4E

Legend

-  Place of Use
-  PLSS Sections
-  Quarter Quarter Lines



0 0.2 0.4 0.6 0.8 1 1.2 1.4 1.6 1.8 2.0 Miles

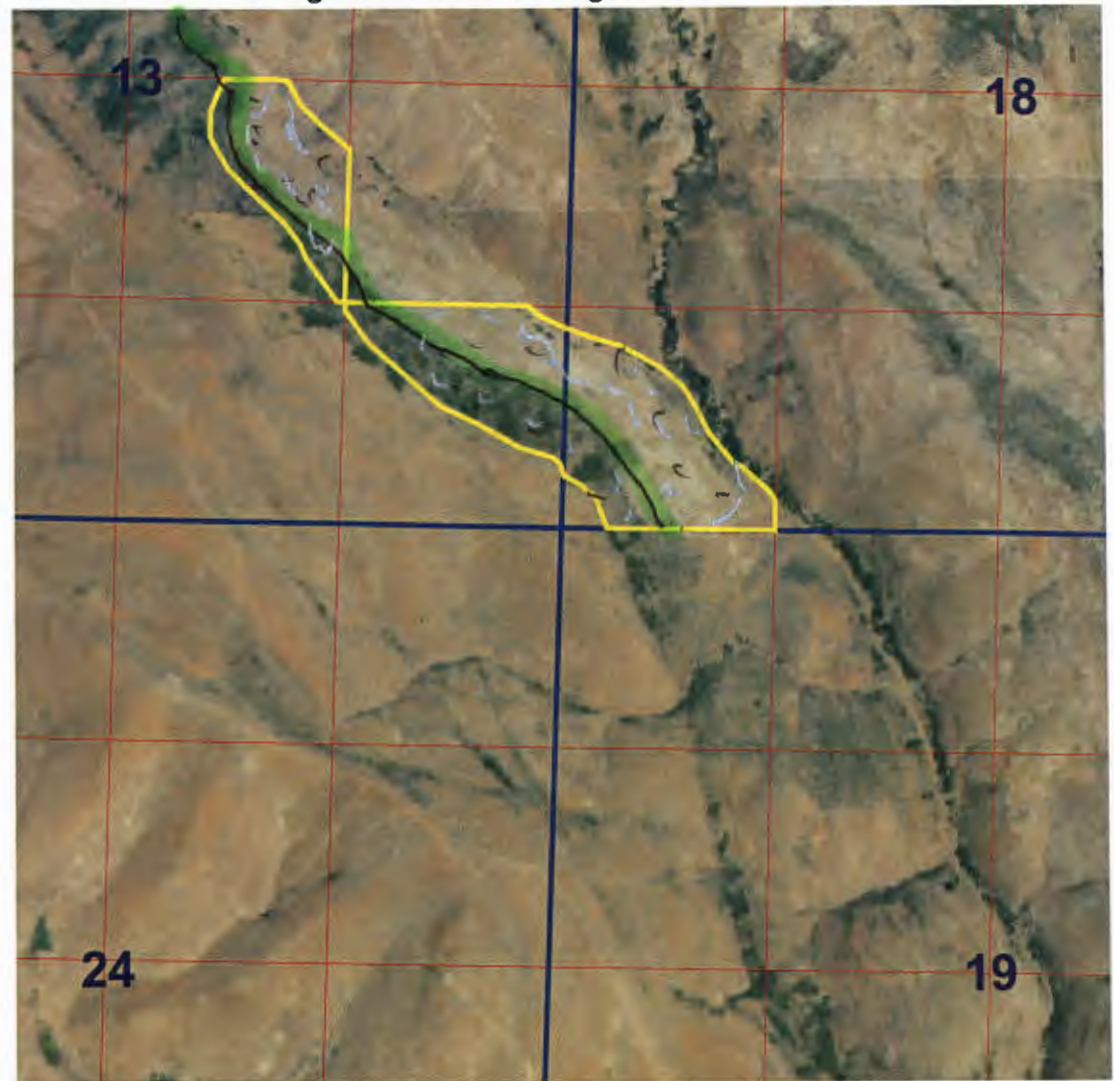
Idaho Department of Water Resources

The acreages of these polygons don't match those in the claim or water right file. But I can't get them to look reasonable.

Water Right No: 67-4050
T15N, R4E
T15N, R3E

Legend

-  Place of Use
-  PLSS Sections
-  Quarter Quarter Lines



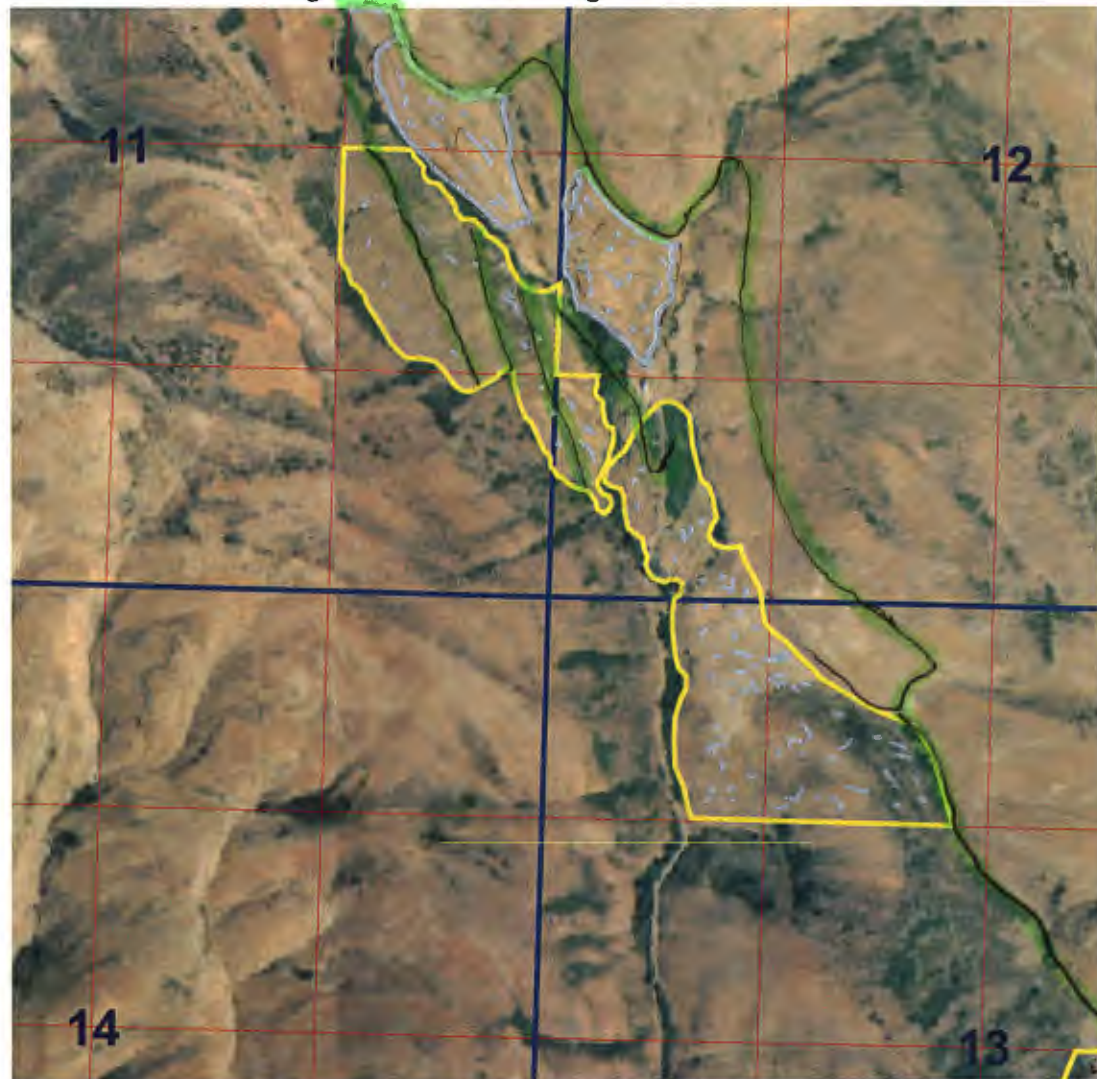
Idaho Department of Water Resources

The acreages of these polygons don't match those in the claim or water right file. But I can't get them to look reasonable.

Water Right No: 67-4050
T15N, R4E

Legend

-  Place of Use
-  PLSS Sections
-  Quarter Quarter Lines



Purpose of Use Data Entry Form

Claim Number 67-4050

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

Reviewer:

Borco

Date:

6/20/06

Period of Use and Quantity Data Entry Form**Claim Number 67-4050**

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/15	10/31	4	

Overall Diversion Rate 4

Overall Diversion Volume

Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/15	10/31	4	

Overall Diversion Rate 4

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number 67-4050

Claimed Point of Diversion and Source

T15N R04W S14 NESW Within WASHINGTON County Source: PINE CREEK WEISER RIVER

T16N R04W S35 NWSE Within WASHINGTON County Source: PINE CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T15N R04W S14 NESW Within WASHINGTON County

T16N R04W S35 NWSE Within WASHINGTON County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

East Pine
2 from Pine Creek

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified:

3 Points of Diversion
Pine Creek 2278374 2279032
Tag A0016623 1496824 Tag A0016624 1495924

East Pine Tag A0016625
2279203
1501190

Reviewer: BorcoDate: 6/24/04

Tag A0016625

WR# 674050

Mink Pond + Livestock



SPS.

2279203

1501190

Tag# A0016624
WR# 67-4050



SPS

2279032
1495924

Tag# A0016623
WR# 67-4050



YPS

2278 374
1496 824

Priority Date Data Entry Form

Claim Number 67-4050

Claimed Priority Date: 6/1/1888

Claimed Basis: Statutory Claim

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 6/1/1888

Water Right Basis: Statutory Claim

Recommended Priority Date

Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Needs Affidavit

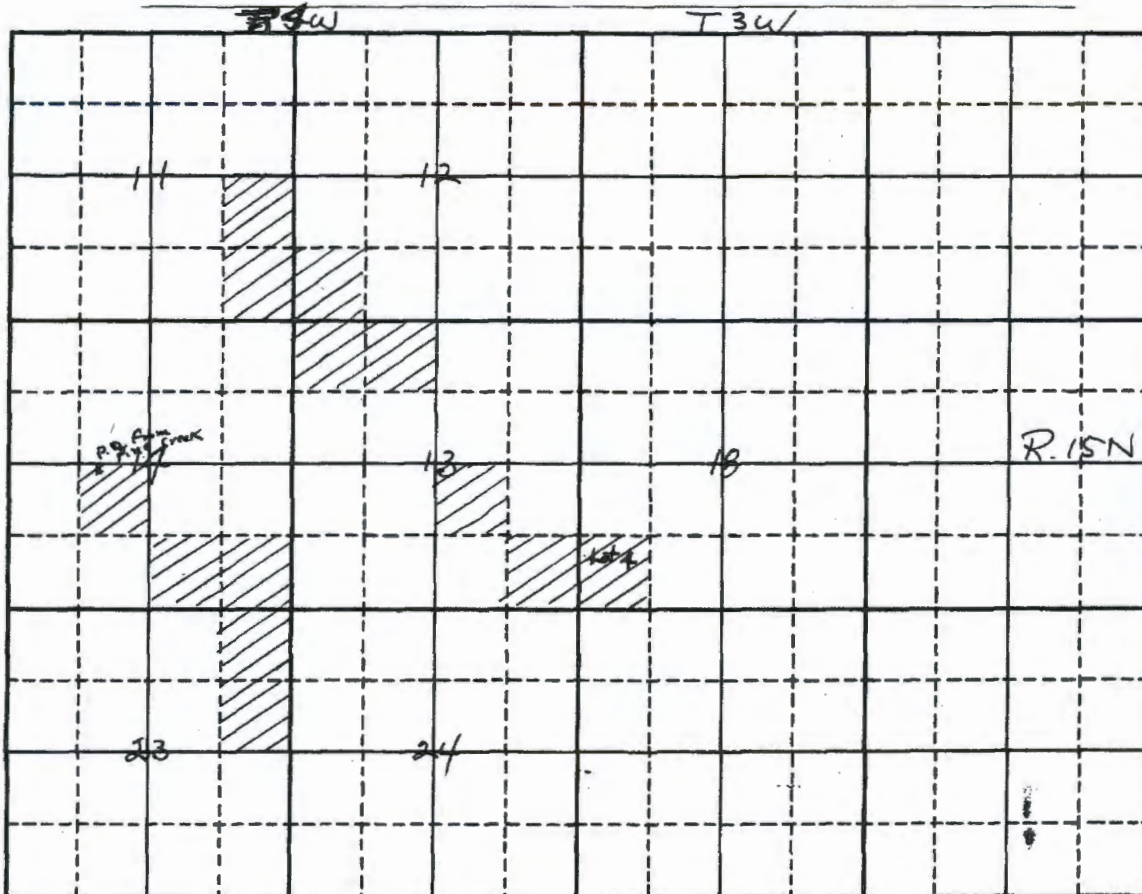
Reviewer: *Borco*

Date: *6/26/04*

J. Hugh Beyer

67 4050

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

ss.

County of Blaine

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 14 day of

March 1974
My Kenneth (Claimant) etc.

Notary Public

Residing at

Boise, Idaho

My commission expires

June 15, 1977

Reit # 13767

For Department Use Only

Received by

400

Date

3/4/74

Exception filed by:

Forwarded to

Date

Prelim. check by

400

Date

3/9/74

claimant by:

\$10.00 fee received by

400

Date

3-04-74

Approved for publication by

Published in Upper Country News Report

Dates

3-14 + 3-21-74

I herby certify that
water has been used on
this land mentioned

Paul Harvey

67 4000