

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 67-4077
Date Received: 10/20/1989
Receipt No: C012424
Received By:

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

1. Name of Claimant(s)

JESSIE C WOODLAND Phone: (208)880-2605

861 WOODLAND LN
WEISER ID USA 83672-5371

ROD R WOODLAND Phone: (208)880-2605

861 WOODLAND LN
WEISER ID USA 83672-5371

2. Date of Priority: 06/01/1900

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot				County	Type
11N	03W	19	SW	SW	NE		WASHINGTON	
11N	03W	19	NE	SW	NE		WASHINGTON	
11N	03W	19	NE	NW	SW	3	WASHINGTON	

5. Description of diverting works:

FLOOD AND SPRINKLER IRRIGATION. RUN ABOUT 25 SPRINKLERS AT A TIME.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.66	
STOCKWATER	1/01	12/31	0.09	

7. Total Quantity Appropriated is:
0.75 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
11N	03W	19	SW	NE	IRRIGATION	6
			SE	NW	IRRIGATION	1.1
			NE	SW	IRRIGATION	7.7
			NW	SW	IRRIGATION	4.2
			NW	SE	IRRIGATION	14
					Section Acres	33
					Total Acres	33

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:

Claim amended to better describe claimed historical irrigated acreage and to better describe the points of diversion (csaxton 11-7-05).

Part of the claimed POU is now irrigated by spring water with the development of the pond in 1978 (NESE S19).

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

a

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 67-4077
Date Received: 10/20/1989
Receipt No: C012424
Received By: CB

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAR 28 2006

DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant(s)

JESSIE C WOODLAND Phone: (208)880-2605

861 WOODLAND LN
WEISER ID USA 83672-5371

HAZEL WOODLAND Phone: (208)549-2623

RT 2 BOX 49
2288 WEISER RIVER RD
WEISER ID USA 83672

she
passed
away

ROD R WOODLAND Phone: (208)880-2605

861 WOODLAND LN
WEISER ID USA 83672-5371

2. Date of Priority: 06/01/1900

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
11N	03W	19	SW	SW	NE	WASHINGTON	
11N	03W	19	NE	SW	NE	WASHINGTON	
11N	03W	19	NE	NW	SW	3	WASHINGTON

5. Description of diverting works:

FLOOD AND SPRINKLER IRRIGATION. RUN ABOUT 25 SPRINKLERS AT A TIME.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.66	
STOCKWATER	1/01	12/31	0.09	

SCANNED
MAR 30 2006

7. Total Quantity Appropriated is:
0.75 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
11N	03W	19	SW	NE	IRRIGATION	6
			SE	NW	IRRIGATION	1.1
			NE	SW	IRRIGATION	7.7
			NW	SW	IRRIGATION	4.2
			NW	SE	IRRIGATION	14
					Section Acres	33
					Total Acres	33

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:

Claim amended to better describe claimed historical irrigated acreage and to better describe the points of diversion (csaxton 11-7-05).

Claim set to temporary status until signed and returned by the claimant.

Part of the claimed POU is now irrigated by spring water with the development of the pond in 1978 (NESE S19).

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: (1)

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Gail Woodard*

Date: 3-20-06

Jessie Woodard

Date: 3/20/06

State of Idaho)

County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 20th

of March 2006

Gary C. Thomas

Notary Public

Residing at Emmett Idaho

My commission Expires 10/27/10



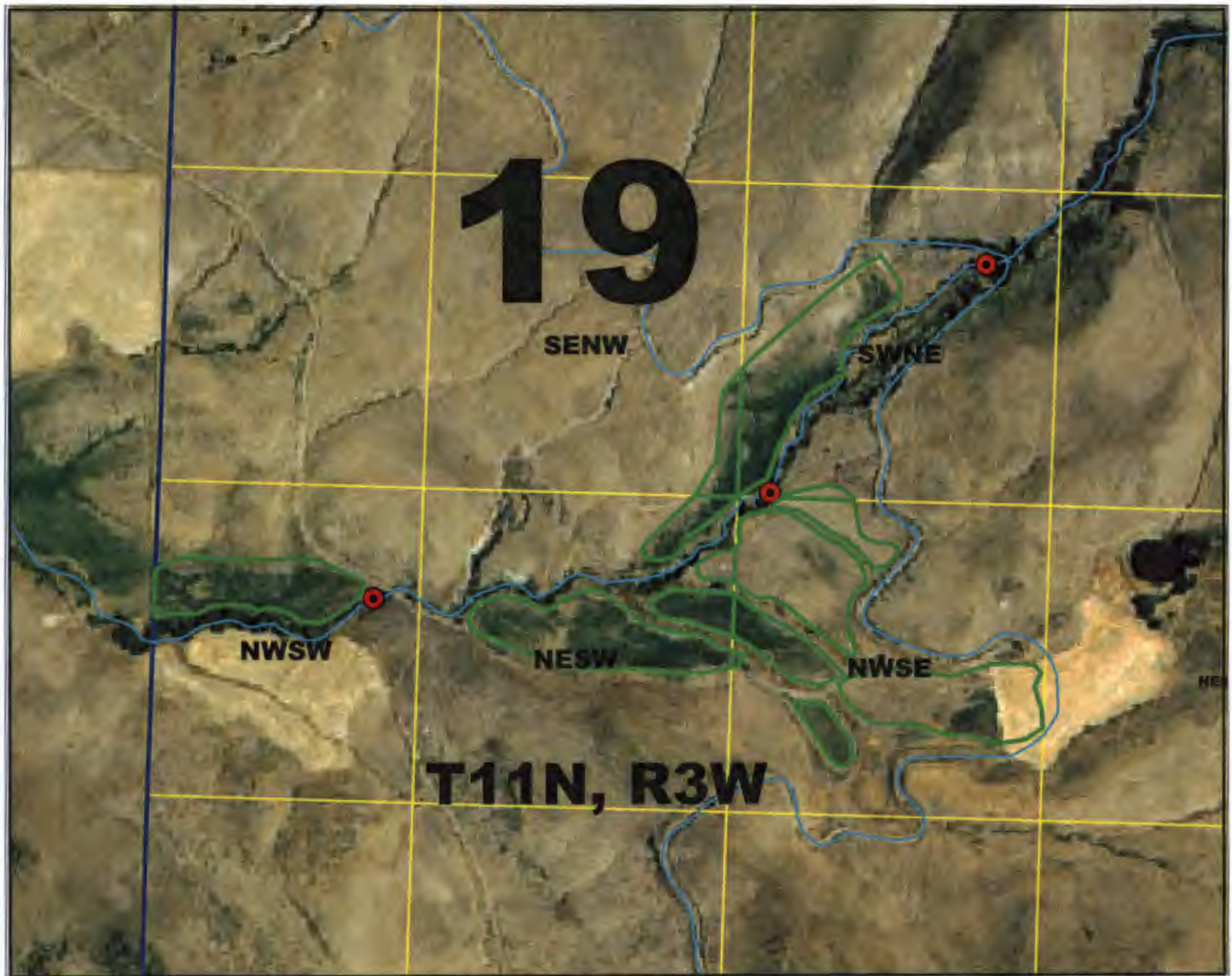


State of Idaho

Reference MaP

Map Source: 1987 NAPP

Claim #(s): 67-4077



1320 0 1320 2640 Feet

● Point of Diversion

Claimed Place of Use

Tax Lot Data (N/A)

Quarter Quarter Lines

Section Lines

Claimed Irrigated Acres: 33.0

Initial Acres Found: 33.0



SCANNED

MAR 30 2006

Prepared By: Craig L. Saxton

Date: November 2005

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: A67-04077
Date Received: 10/06/1989
Receipt No: C012424
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HAZEL WOODLAND
Address: RT. 2 BOX 49
2288 WEISER RIVER ROAD
WEISER, ID 83672

OR
Name: ROD WOODLAND 208-549-2623
Address: 2284 WEISER RIVER ROAD
WEISER, ID 83672

OR
Name: JESSIE WOODLAND 208-549-2623
Address: 2284 WEISER RIVER ROAD
WEISER, ID 83672
2. Date of Priority: JUN 01, 1900
3. Source: FIRST CREEK Trib. to: WEISER RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	03W	19	NW	NE	SE		WASHINGTON
5. Description of diverting works:
FLOOD IRR.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.660		
STOCKWATER	01/01	12/31	0.090		
7. Total Quantity Appropriated is:
0.750 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 166.5 Acre Feet Per Annum.

SCANNED
APR 08 2004

MICROFILMED
OCT 02 1992

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: A67-04077
Date Received: 10/06/1989
Receipt No: C012424
Received By: 10-20-89

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
OCT 19 1989

1. Name: HAZEL WOODLAND
Address: RT. 2 BOX 49
2288 WEISER RIVER ROAD
WEISER, ID

83672

Department of Water

OR

Name: ROD WOODLAND
Address: 2284 WEISER RIVER ROAD
WEISER, ID

83672

208-549-2623

OR

Name: JESSIE WOODLAND
Address: 2284 WEISER RIVER ROAD
WEISER, ID

83672

208-549-2623

2. Date of Priority: JUN 01, 1900

3. Source: FIRST CREEK

Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	03W	19	NW	NE	SE		WASHINGTON

5. Description of diverting works:
FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.660		
STOCKWATER	01/01	12/31	0.090		

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

A.F.A.

8. Total consumptive use is 166.5 Acre Feet Per Annum.

A67-04077

Page 1

Date: 10/06/89

MICROFILMED
OCT 02 1992

9. Non-irrigation uses:
S/300 HEAD.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11N	04W	19	NE		SE		IRR	20.0
			NE		SE		STOCK	
			NW		SE		IRR	13.0
			NW		SE		STOCK	
							Section Acres	33.0
							Total Acres	33.0

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

MICROFILMED
OCT 02 1992

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: 0

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Bob Woodland Date: 10/6/89

Date:

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 6 day
of Oct 19 89

Bruce A. Schuld
Notary Public

Residing at BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
My Commission Expires EXPIRES APRIL 11, 1995

Stockwater use is for 120 range cattle and 8 horses.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4077 V1

WATER RIGHT NUMBER: 67-4077 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HOLLAND & HART LINDA B JONES PO BOX 2527 BOISE, ID 83701-2527 (208)342-5000
Current Owner	AGUA CALIENTE LLC ATTN KATHLEEN A SKIBA COMPTROLLER 730 17TH ST STE 820 DENVER, CO 80202 (303) 298-9000
Directors Report Owner	JESSIE C WOODLAND 861 WOODLAND LN WEISER, ID 83672-5371 (208)880-2605
Directors Report Owner	HAZEL WOODLAND RT 2 BOX 49 2288 WEISER RIVER RD WEISER, ID 83672 (208)549-2623
Directors Report Owner	ROD R WOODLAND 861 WOODLAND LN WEISER, ID 83672-5371 (208)880-2605
Original Owner	HAROLD WOODLAND RT 2 BOX 49 WEISER, ID 83672

Priority Date: 03/01/1921

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.090 CFS	
IRRIGATION	03/01 to 11/15	0.640 CFS	
	<u>Total Diversion:</u>	0.640 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	SW1/4SW1/4NE1/4	Sec. 19, Twp 11N, Rge 03W, B.M.
WASHINGTON County		
UNNAMED STREAM	L3 (NE1/4NW1/4SW1/4)	Sec. 19, Twp 11N, Rge 03W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4077 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
11N	03W	19	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
					5.9				1.1	7.7	4.2						13.0		31.9
											L 3								

Total Acres: 31.9

STOCKWATER same as IRRIGATIONConditions of Approval:

1. X02 Stockwater use is for 120 range cattle and 8 horses.
2. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
3. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
4. 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 4/25/2006 SDE
Comment: POD updated 4-25-06.

2. csaxton 4/26/2006 Source
Comment: Source Locally known as First Creek

3. csaxton 4/26/2006 POD
Comment: Field exam found only two PODs. POD in the NESWNE has been abandoned.

4. csaxton 4/26/2006 Priority Date
Comment: Affidavit from person born in 1917 that grew up on the ranch. Assuming memory of 4 years old recommend priority date of 1921.

5. csaxton 4/26/2006 Diversion Rate
Comment: Field examiner found 40 sprinkler heads currently being used to irrigate. To recommend on inch per acre, each sprinkler head would have to produce 7.1 gpm. On average if the nozzle size and pressure is not known, as in this case, I will assume 5 gpm per sprinkler head. Historically the property was flood irrigated. Since flood irrigation would generally use more water and it would not be uncommon for the sprinkler heads to produce 7.1 gpm, I think it is reasonable to recommend 1 inch per acre.

Water Supply Bank:

01/23/2008

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

RIGHT NUMBER: 67-4077

NAME AND ADDRESS: AGUA CALIENTE LLC
ATTN W POWELL
C/O AMG TRUST BANK
6501 E BELLEVIEW AVE STE 400
ENGLEWOOD CO 80111-6020

SOURCE: UNNAMED STREAM

TRIBUTARY: WEISER RIVER

QUANTITY: 0.640 CFS

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

PRIORITY DATE: 03/01/1921

POINT OF
DIVERSION:

T11N R03W S19 SWSWNE Within WASHINGTON County
T11N R03W S19 NENWSW Lot 3 Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.090 CFS
IRRIGATION	03/01 11/15	0.640 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T11N R03W S19	SWNE	5.90	T11N R03W S19	SENE	1.10
T11N R03W S19	NESW	7.70	T11N R03W S19 Lot 3 NWSW		4.20
T11N R03W S19	NWSE	13.00			

STOCKWATER same as IRRIGATION

31.9 ACRES TOTAL

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

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

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

Stockwater use is for 120 range cattle and 8 horses.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

January 22, 2008

HOLLAND & HART
PO BOX 2527
BOISE ID 83701-2527

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim #67-666A, 67-4077 and 67-14702
Your Client: Agua Caliente, LLC

The water right claims referenced above are still pending in the SRBA; therefore, no fees are due to do an ownership change. The refund process has been initiated with the State Auditor's Office for the \$75.00 fee you paid on receipt #W036066. You should receive a check in the near future.

For future reference, you can determine if a water right claim has been decreed by checking the SRBA Court's site at www.srba.state.id.us. Scroll to IWATRS Reports, then scroll down to Display a Subcase Summary Sheet, enter the adjudication claim number (xx-xxxxx). This will tell you if and when a partial decree was issued. If it HAS been decreed, there is a \$25.00 ownership change fee due with each water right. If it has NOT been reported or decreed yet, and is therefore still pending in the SRBA, there is no fee due.

Sincerely,

Carter L. Fritschle
Section Manager
Adjudication Bureau

CLF:ss:ref

SCANNED

JAN 22 2008

REFUND REQUEST

TO: S. Sherman to Log In
 FOR: C. Fritschle/D. Allen
 FROM: S. Sherman per MVB Date: 1-22-08
 SUBJ: Receipt No. W036066 (Please attach ARQ2 Receipt copy immediately behind blue form)

RE: PayOR Holland & Hart
 Address PO Box 2527
Boise ID 83701-2527

Claimant(s) if NOT Payor Agua Caliente LLC
 Refund Amount \$ 75.- Claim Location (Region/Claimant)
 Extension Filed? Y/N NA Copy Attached? Y/N NA
 Late Fees Paid? Y/N NA Late Fee Receipt # -
 S.O. Verified Ext. by - on - D.B. Query by -
 Refund Generated By (☒ Agent MVB) () Claimant
 Refund Category:
 insufficient fees / claim incomplete / withdrawn / o-pmt

Date of Last Correspondence (copy attached) 1-4-08

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
<u>67-6266A</u>	<u>81</u>	<u>\$25</u>	<u>0</u>	<u>W036066</u>
<u>67-4077</u>	<u>81, 04</u>	<u>\$25</u>	<u>0</u>	<u>"</u>
<u>67-14702</u>	<u>81, 04</u>	<u>\$25</u>	<u>0</u>	<u>"</u>
		\$		
		\$		
Total		\$	\$	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N

Rights not deeded yet.

Region AJ Spvsr. Approval S.O. AJ Spvsr. Approval
 C. Fritschle Approval C. Fritschle Hold To Fiscal 1-23-08
 Logged 1-22-08
 Data Base Modified? Y/N NA A &/or R Records By on

03/19/2007

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

RIGHT NUMBER: 67-4077
NAME AND ADDRESS: JESSIE C WOODLAND
861 WOODLAND LN
WEISER ID 83672-5371

ROD R WOODLAND
861 WOODLAND LN
WEISER ID 83672-5371

SOURCE: UNNAMED STREAM TRIBUTARY: WEISER RIVER
QUANTITY: 0.640 CFS

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

PRIORITY DATE: 03/01/1921

POINT OF
DIVERSION: T11N R03W S19 SWSWNE Within WASHINGTON County
T11N R03W S19 NENWSW Lot 3 Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.090 CFS
IRRIGATION	03/01 11/15	0.640 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T11N R03W S19	SWNE	5.90	T11N R03W S19	SENW	1.10
T11N R03W S19	NESW	7.70	T11N R03W S19 Lot 3	NWSW	4.20
T11N R03W S19	NWSE	13.00			

STOCKWATER same as IRRIGATION

31.9 ACRES TOTAL

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

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

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

Stockwater use is for 120 range cattle and 8 horses.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4077 V1

WATER RIGHT NUMBER: 67-4077 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JESSIE C WOODLAND 861 WOODLAND LN WEISER, ID 83672-5371 (208)880-2605
Directors Report Owner	HAZEL WOODLAND RT 2 BOX 49 2288 WEISER RIVER RD WEISER, ID 83672 (208)549-2623
Current Owner	ROD R WOODLAND 861 WOODLAND LN WEISER, ID 83672-5371 (208)880-2605
Original Owner	HAROLD WOODLAND RT 2 BOX 49 WEISER, ID 83672

Priority Date: 03/01/1921

Basis: Beneficial Use

Status: Active

Source

UNNAMED STREAM

Tributary

WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.090 CFS	
IRRIGATION	03/01 to 11/15	0.640 CFS	
	<u>Total Diversion:</u>	0.640 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	SW1/4SW1/4NE1/4	Sec. 19, Twp 11N, Rge 03W, B.M.
WASHINGTON County		

UNNAMED STREAM	L3 (NE1/4NW1/4SW1/4)	Sec. 19, Twp 11N, Rge 03W, 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	
11N	03W	19			5.9				1.1	7.7	4.2						13.0		31.9
										L 3									

Total Acres: 31.9

STOCKWATER same as IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4077 V1

Conditions of Approval:

1. X02 Stockwater use is for 120 range cattle and 8 horses.
2. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
3. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
4. 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 4/25/2006 SDE
Comment: POD updated 4-25-06.

2. csaxton 4/26/2006 Source
Comment: Source Locally known as First Creek

3. csaxton 4/26/2006 POD
Comment: Field exam found only two PODs. POD in the NESWNE has been abandoned.

4. csaxton 4/26/2006 Priority Date
Comment: Affidavit from person born in 1917 that grew up on the ranch. Assuming memory of 4 years old recommend priority date of 1921.

5. csaxton 4/26/2006 Diversion Rate
Comment: Field examiner found 40 sprinkler heads currently being used to irrigate. To recommend on inch per acre, each sprinkler head would have to produce 7.1 gpm. On average if the nozzle size and pressure is not known, as in this case, I will assume 5 gpm per sprinkler head. Historically the property was flood irrigated. Since flood irrigation would generally use more water and it would not be uncommon for the sprinkler heads to produce 7.1 gpm, I think it is reasonable to recommend 1 inch per acre.

Water Supply Bank:

11/14/2006

RECEIVED

DEC 13 2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

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: 67-4077

JESSIE C WOODLAND
861 WOODLAND LN
WEISER ID 83672-5371
Telephone Number: (208)880-2605

HAZEL WOODLAND
RT 2 BOX 49
2288 WEISER RIVER RD
WEISER ID 83672
Telephone Number: (208)549-2623

ROD R WOODLAND
861 WOODLAND LN
WEISER ID 83672-5371
Telephone Number: (208)880-2605

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:

Please delete HAZEL Woodland's name off of this, for she passed away 14 yrs ago.

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: 12/07/06

SIGNATURE:

Rod R. Woodland

Please print your name:

Rod R. Woodland

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

SCANNED
DEC 13 2006

04/26/2006

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

RIGHT NUMBER: 67-4077

NAME AND ADDRESS: JESSIE C WOODLAND
861 WOODLAND LN
WEISER ID 83672-5371

HAZEL WOODLAND
RT 2 BOX 49
2288 WEISER RIVER RD
WEISER ID 83672

ROD R WOODLAND
861 WOODLAND LN
WEISER ID 83672-5371

SOURCE: UNNAMED STREAM

TRIBUTARY: WEISER RIVER

QUANTITY: 0.640 CFS

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

PRIORITY DATE: 03/01/1921

POINT OF DIVERSION:

T11N R03W S19 SWSWNE Within WASHINGTON County

T11N R03W S19 NENSW Lot 3 Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.090 CFS
IRRIGATION	03/01 11/15	0.640 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T11N R03W S19	SWNE	5.90	T11N R03W S19	SENE	1.10
T11N R03W S19	NESW	7.70	T11N R03W S19 Lot 3 NWSW		4.20
T11N R03W S19	NWSE	13.00			

STOCKWATER same as IRRIGATION

31.9 ACRES TOTAL

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

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

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

Stockwater use is for 120 range cattle and 8 horses.



Idaho Department of Water Resources

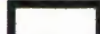
SRBA Recommendation:

67-4077

Legend

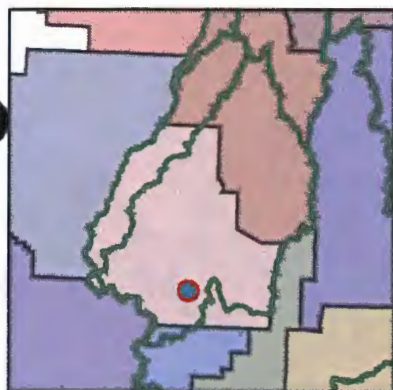
 **Point of Diversion**

 **Place of Use**

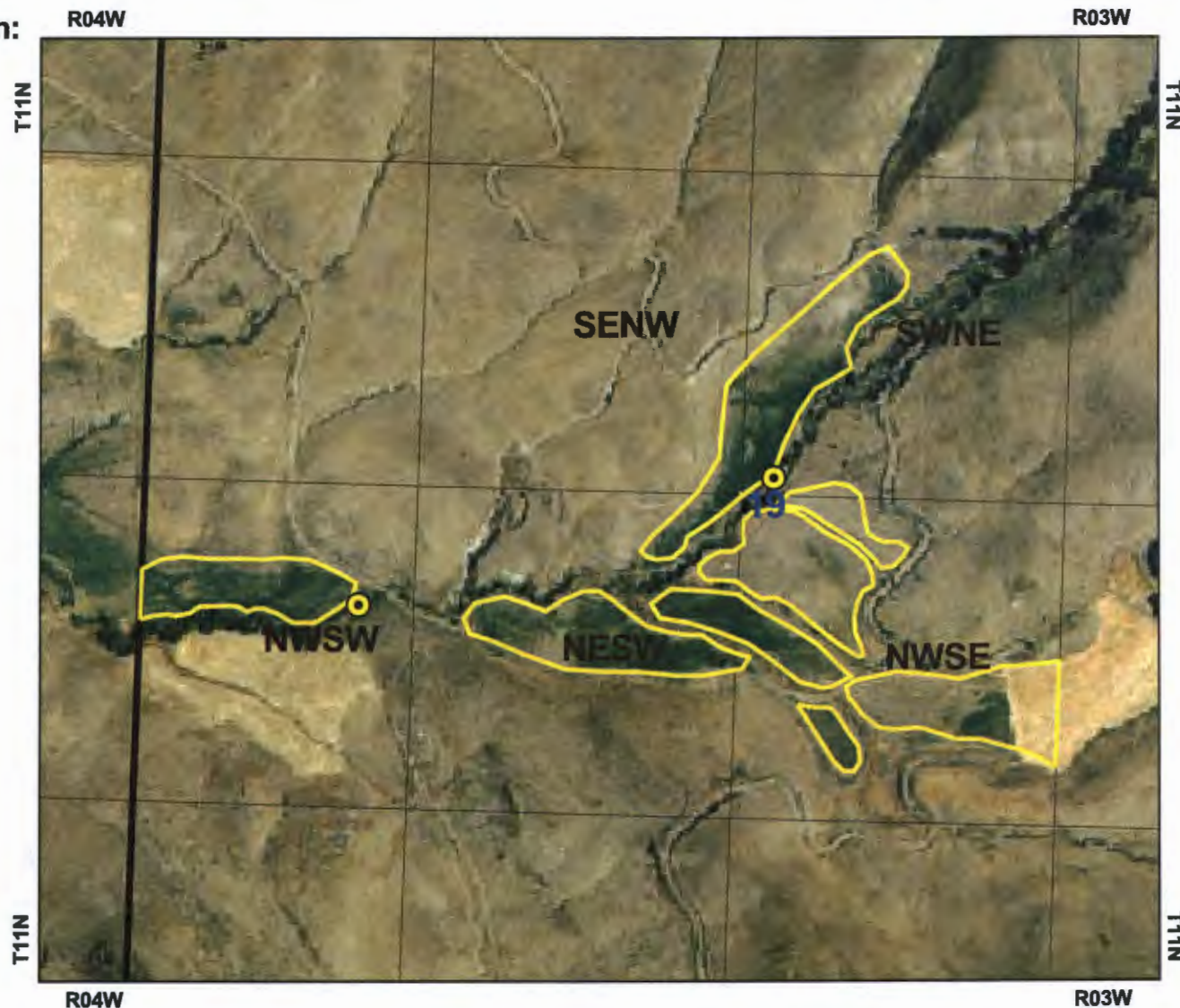
 **Townships**

 **PLS Sections**

 **Quarter Quarters**



Washington County
IDWR Basin 67



0 0.3 0.6 Miles

Prepared by C. Saxton
On Wednesday, April 26, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4077 V1

WATER RIGHT NUMBER: 67-4077 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JESSIE C WOODLAND 861 WOODLAND LN WEISER, ID 83672-5371 (208)880-2605
Current Owner	HAZEL WOODLAND RT 2 BOX 49 2288 WEISER RIVER RD WEISER, ID 83672 (208)549-2623
Current Owner	ROD R WOODLAND 861 WOODLAND LN WEISER, ID 83672-5371 (208)880-2605
Original Owner	HAROLD WOODLAND RT 2 BOX 49 WEISER, ID 83672

Priority Date: 03/01/1921

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.090 CFS	
IRRIGATION	03/01 to 11/15	0.640 CFS	
	<u>Total Diversion:</u>	0.640 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	SW1/4SW1/4NE1/4	Sec. 19, Twp 11N, Rge 03W, B.M.
WASHINGTON County		
UNNAMED STREAM	L3 (NE1/4NW1/4SW1/4)	Sec. 19, Twp 11N, Rge 03W, 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	
11N	03W	19			5.9					1.1	7.7	4.2					12.8		31.9
												L 3							

Total Acres: 31.9

STOCKWATER same as IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4077 V1

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 4/25/2006 SDE
Comment: POD updated 4-25-06.
2. csaxton 4/26/2006 Source
Comment: Source Locally known as First Creek
3. csaxton 4/26/2006 POD
Comment: Field exam found only two PODs. POD in the NESWNE has been abandoned.
4. csaxton 4/26/2006 Priority Date
Comment: Affidavit from person born in 1917 that grew up on the ranch. Assuming memory of 4 years old recommend priority date of 1921.
5. csaxton 4/26/2006 Diversion Rate
Comment: Field examiner found 40 sprinkler heads currently being used to irrigate. To recommend on inch per acre, each sprinkler head would have to produce 7.1 gpm. On average if the nozzle size and pressure is not known, as in this case, I will assume 5 gpm per sprinkler head. Historically the property was flood irrigated. Since flood irrigation would generally use more water and it would not be uncommon for the sprinkler heads to produce 7.1 gpm, I think it is reasonable to recommend 1inch per acre.

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: OR
 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>
Priority Date	4/26/2006 1:26:30 PM	csaxton			Active
POD	4/26/2006 1:27:25 PM	csaxton			Active
Source	4/26/2006 1:28:08 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4077 V1

POU	4/26/2006 1:28:37 PM	csaxton	Active
Use	4/26/2006 1:28:49 PM	csaxton	Active
Season	4/26/2006 1:49:16 PM	csaxton	Active
Quantity	4/26/2006 1:49:46 PM	csaxton	Active
Summary	04/26/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	4/26/2006 1:22:38 PM	csaxton	Updated PLS for Active POU
Season	4/26/2006 1:49:16 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 administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POU	4/26/2006 1:28:37 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 - Field Exam by Monica Van Bussum on 4-19-06.
Use	4/26/2006 1:28:50 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 - Field Exam by Monica Van Bussum on 4-19-06.
POD	4/25/2006 4:48:18 PM	csaxton	Updated PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4077 V1

Quantity	4/26/2006 1:49:46 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? (Yes) 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 - Counted sprinkler heads.
Summary	4/26/2006 1:50:44 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?
POD	4/25/2006 4:48:43 PM	csaxton	Updated shape
POD	4/25/2006 4:49:13 PM	csaxton	Updated PLS
POD	4/25/2006 4:47:23 PM	csaxton	Updated shape
POU	4/26/2006 1:22:16 PM	csaxton	Updated shape for Active POU
POD	4/26/2006 1:27:25 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 POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	4/26/2006 1:22:59 PM	csaxton	Updated shape for Active POU
POU	4/26/2006 1:23:10 PM	csaxton	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4077 V1

General	4/26/2006 1:26:31 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? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit from person born in 1917 that grew up on the ranch. Assuming memory of 4 years old recommend priority date of 1921.
Source	4/26/2006 1:28:09 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field Exam by Monica Van Bussum on 4-19-06.

Water Supply Bank:

Memorandum

Date: April 12, 2006

To: Monica Van Bussum / Field examiner

From: Craig L. Saxton

Subject: Field Exam for 67-4077 and 67-14702

I met with the claimant on 11/7/05. We amended claim 67-4077 to look like we thought we would recommend it, and created claim 67-14702 to claim what we thought we would recommend. However, we still need to field check it.

Keep in mind that the current system isn't necessarily what is claimed. My understanding is that there is a pond that irrigates most of the ground now. However, that pond was put in place in 1978 (per claimant) and they will need to file an application for permit for that. They have started that process and should be working with Western to take care of it (see letter in file).

Find out how many stock they have!

67-4077:

I have EOP for 1921. No need for additional information.

The main thing I need is a measurement and to confirm that there is a diversion system in place. I think you will be able to count sprinklers, but you should take the mannings stuff.

The data I have collected such as the POU shape and POD locations were gathered from an in office meeting with the claimant. But we need to confirm use and get a measurement.

67-14702:

Do not need a measurement, but since you are out there, verify use. The POD for this is a spring that appears to be a spring. It is so dry out there that it isn't hard to pick the POD off of a map. So if you can't get to it with ease, or can't find it, don't worry.

(No EOP needed for this either)

- Confirm # of stock

8 horses
120 cows.

67-4077

• measurement

• Confirm diversion system in place

• confirm POD / POU ^{100 yds + 100 yds} A0017624 = 10 ft
First Creek - 1 ft

A0017624
2280664
1456128

portable pump
A0017625 First tank
2281178
1456285
10 ft 1 ft

67-14702

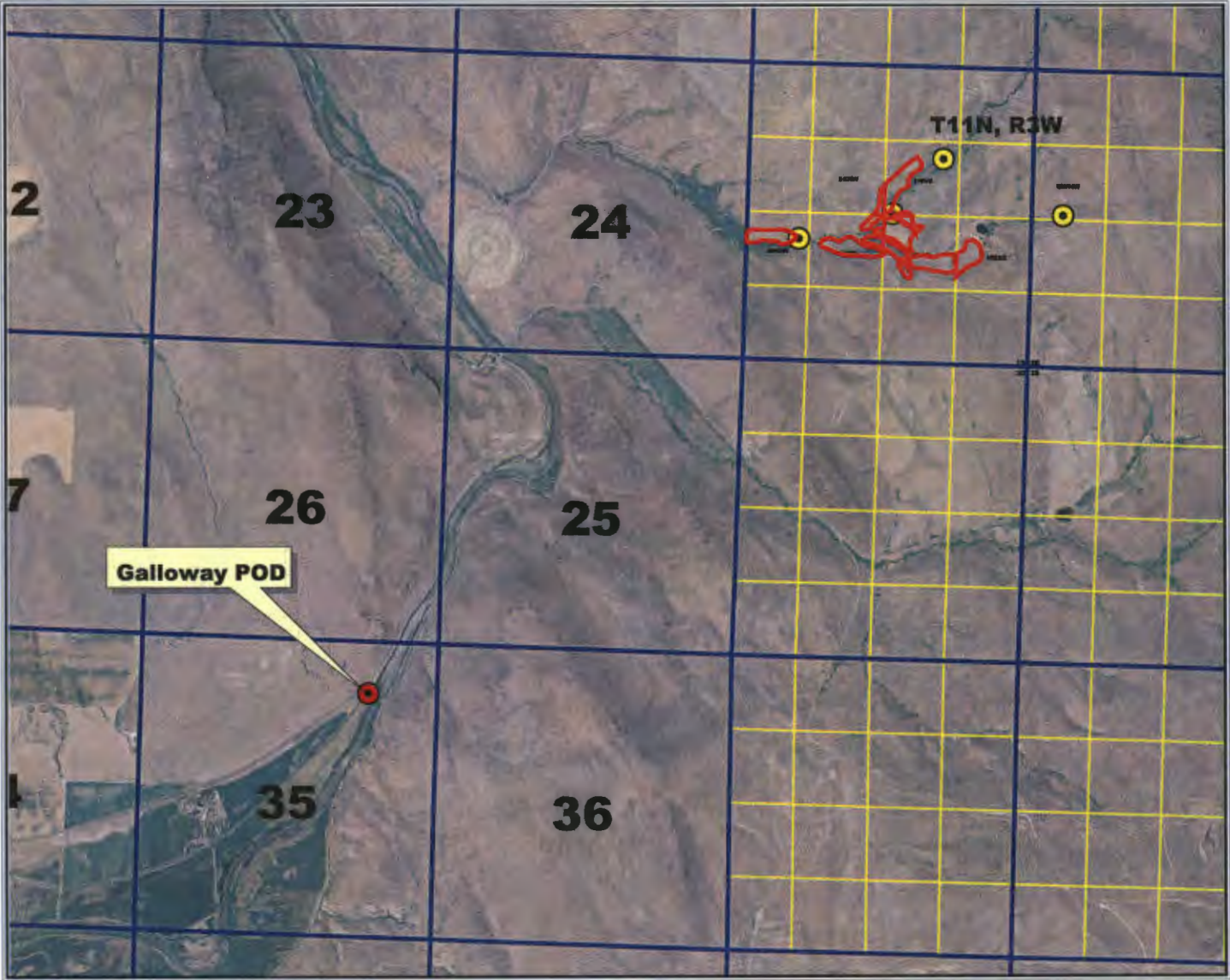
• verify POU, POD & conveyance

system



State of Idaho

Location Map Woodland



1320 0 1320 Feet

-  Point(s) of Diversion
-  POU N/A
-  Claimed Place of Use
-  Tax Lot Data
-  Quarter Quarter Lines
-  Section Lines

Total Irrigated Acres =



Prepared By: Craig L. Saxton
Date: April 2006

Contacts Data Entry Form

Claim Number: 67-4077

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	JESSIE C WOODLAND	861 WOODLAND LN	WEISER	ID	83672-537	(208)880-2605
Current Owner	ROD R WOODLAND	861 WOODLAND LN	WEISER	ID	83672-537	(208)880-2605
Original Owner	HAROLD WOODLAND	RT 2 BOX 49	WEISER	ID	83672	
Original Owner	HAZEL WOODLAND	RT 2 BOX 49 2288 WEISER RIVER RD	WEISER	ID	83672	(208)549-2623

Date of Field Exam: 4-19-06 Time: 9amAccompanied By: Rod Phone Number: 880-2605Relationship to Claimant: claimant

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

Reviewer: MVBDate: 4-19-06

Priority Date Data Entry Form**Claim Number 67-4077**

Claimed Priority Date: 6/1/1900

Claimed Basis: Beneficial Use

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

Water Right Priority Date: 6/1/1900

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:

no EOP needed per Craig

Reviewer: MVBDate: 4-19-06

Point of Diversion and Source Data Entry Form

Claim Number 67-4077

Claimed Point of Diversion and Source

T11N R03W S19 NESWNE Within WASHINGTON County Source: FIRST CREEK WEISER RIVER

T11N R03W S19 SWSWNE Within WASHINGTON County Source: FIRST CREEK WEISER RIVER

T11N R03W S19 NENSW Lot 3 Within WASHINGTON County Source: FIRST CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T11N R03W S19 NENE Within WASHINGTON County

T11N R03W S19 SWNE Within WASHINGTON County

T11N R04W S24 NESW Within WASHINGTON County

T11N R04W S24 NWSW Within WASHINGTON County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

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:

A0017624 2280664 1456128

A0017625 2281178 1456285

see attached pictures - See layout for depiction of diversion works.

NE POD (in SWNE) has not been in use for at least 20 years. Ditch is almost completely gone. They are sprinkling up there now.

MVB

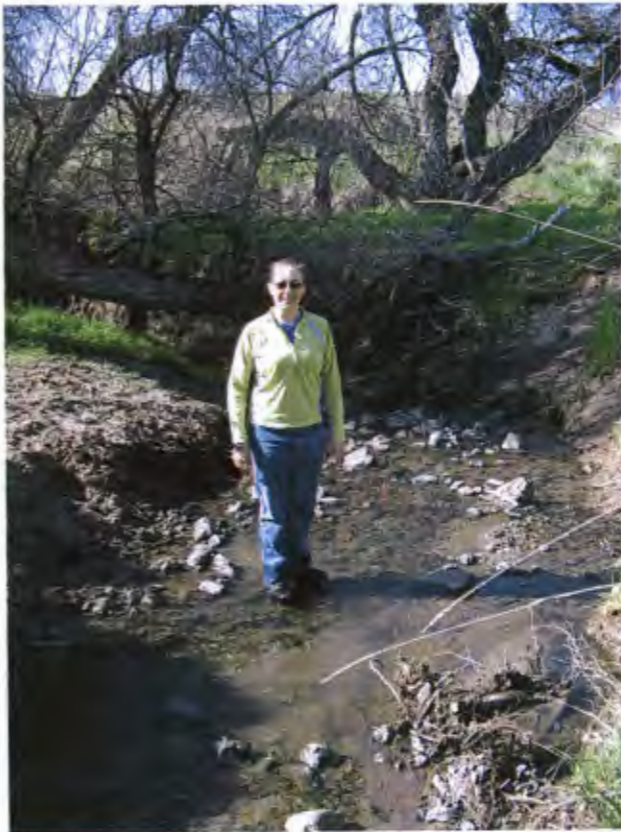
4-19-06



67-4077 POD off of First Creek. Upstream is to the left. Tag A0017624 is seen in the left foreground. This is the western POD for the Woodland claims.



67-4077 POD off of First Creek. This is east and north of the first POD. Tag number A0017625. Upstream is to the right. The PTO pump is inserted right here and the 100hp tractor sits behind the camera viewpoint. Picture below was taken standing in viewpoint from camera above and is for scale.





Woodland pond POD. Top picture shows exact location of POD just behind rowboat. Lower picture looks upstream where numerous springs are. Springs feed the pond and are located throughout the draw seen in the left background of the lower picture.

Place Of Use Data Entry Form

Claim Number 67-4077

Claimed Place Of Use

T11N R03W S19	SWNE	6.00	T11N R03W S19	SENE	1.10
T11N R03W S19	NESW	7.70	T11N R03W S19 Lot 3 NWSW		4.20
T11N R03W S19	NWSE	14.00			

Total Acres 33

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T11N R04W S24	NWNW	6.00
---------------	------	------

Total Acres 6

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

See layout in 67-4077.

MLB

4-19-06

Purpose of Use Data Entry Form

Claim Number 67-4077

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
STOCKWATER 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
STOCKWATER IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Stock		8 horses 120 cattle		
Irrigation				

Document how the Purpose of Use was verified:

Imagery & FE confirm purpose.

Reviewer: MVBDate: 4-19-06

Period of Use and Quantity Data Entry Form

Claim Number 67-4077

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	10/31	0.66	
STOCKWATER	1/01	12/31	0.09	
Overall Diversion Rate 0.75		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	4/01	10/31	0.12	
STOCKWATER	1/01	12/31	0.04	
Overall Diversion Rate 0.16		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:

The entire property is irrigated using the PTO pump & 100hp tractor. Woodland has 40 sprinklers that he moves around with the system. There are 3 chunks of property, as seen on the layout, and only 1 is irrigated at a time. Part is irrigated from the pond in NESE, part from POD in NWSW & part from ~~pod~~ POD on border of SWNE/NWSE. Marked pond POD on map. See attached pictures.

Reviewer: MVB

Date: 4-19-06



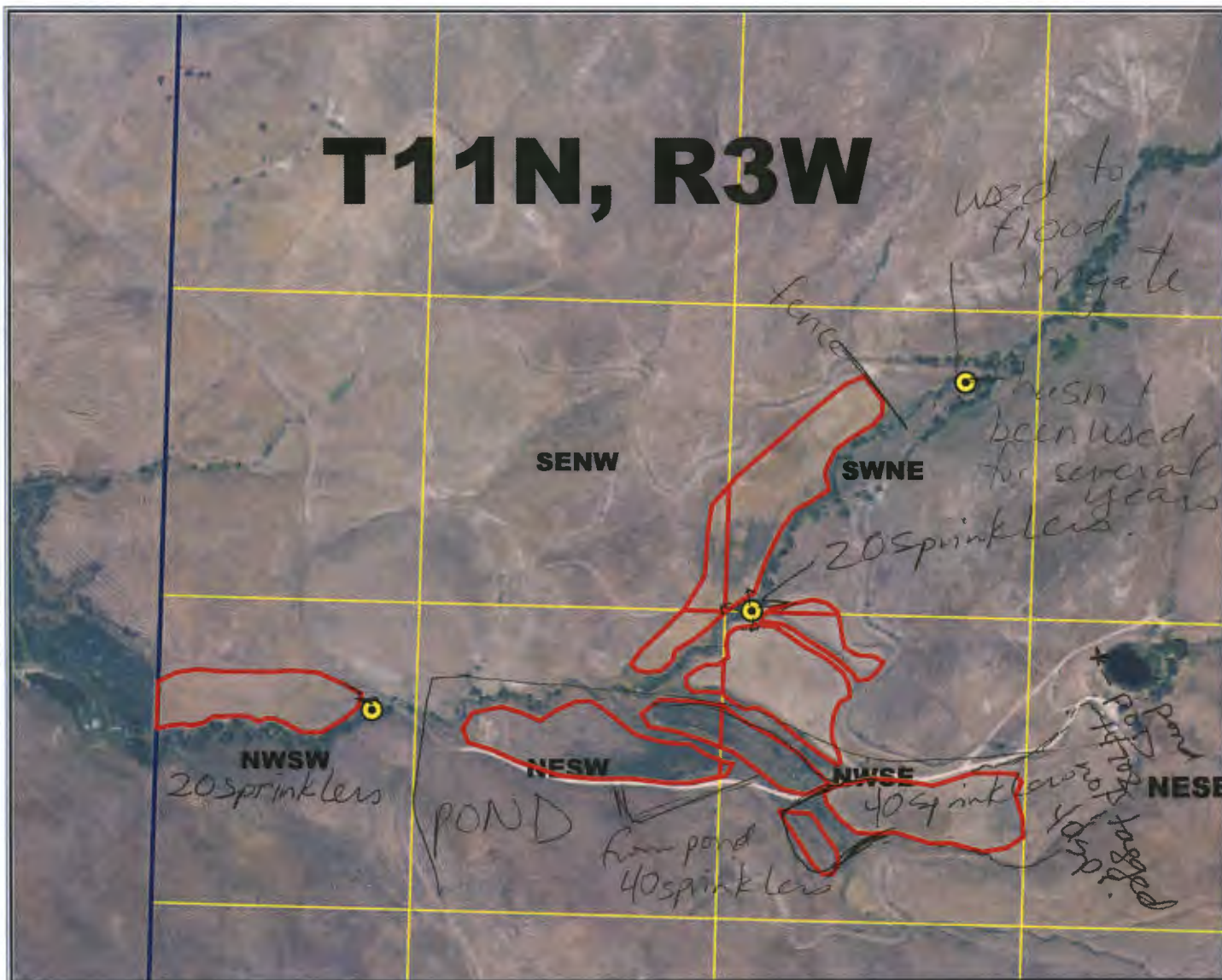
State of Idaho

Reference Map

67-4077

Woodland

T11N, R3W



1320

0

1320 Feet



Point(s) of Diversion



POU N/A



Claimed Place of Use



Tax Lot Data



Quarter Quarter Lines



Section Lines

moving 1 PTD pump
Total Irrigated Acres = POD to POD



Prepared By: Craig L. Saxton

Date: April 2006

Cambridge, Idaho
Feb. 11, 2006

Idaho Department of Water resources
322 E. Front St.
Boise, ID 83720-0098

Dear Sirs:

I was born to Calvin and Nellie Woodland in 1917 and grew up on the ranch which included the Springs and First Creek in Township 11 N, Range 03 west, sections 19 and 20 in Washington County. While I was growing up the water from the Springs and First Creek were still used for irrigation and stock water.

In the early 1940's my brother Harold took over the management of the ranch and continued the use of the water. He was then joined by his son Rod. They improved the Springs in 1978 and developed the pond in order to irrigate more land thus continuing the use of the water.

To date the water from The Springs and First creek is still being used for irrigation and stock water by Rod and Jessie Woodland.

Sincerely,
Josephine Woodland Thomason



State of Idaho
State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0698
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor
KARL J. DREHER
Director

March 30, 2006

ROD R WOODLAND
JESSIE C WOODLAND
861 WOODLAND LN
WEISER ID USA 83672-5371

Re: Incomplete Application for Permit

Dear Mr. and Ms. Woodland,

On March 28, 2006 IDWR received a partially completed application for permit. Normally, a new permit would be forwarded onto the Western Regional office, however since the application is not completed, they will not be able to process it either. So I am sending it back to you directly to save a step.

If you wish to file a permit for a new water right, you need to complete the form and send it with the appropriate filing fees (fee schedule included) to:

IDWR
Western Region
2735 Airport Way
Boise Id, 83705-5082

Any questions regarding filing a new permit can be addressed at the Western Region office at (208) 334-2190.

Note: The amended claim for 67-4077, evidence of priority, and new claim you also sent regarding the SRBA was received and is being processed here in this office.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

RECEIVED
MAR 28 2006
DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 7, 2005

ROD R WOODLAND
JESSIE C WOODLAND
861 WOODLAND LN
WEISER ID USA 83672-5371

Re: Amendment of Snake River Basin Adjudication (SRBA) claim 67-4077 and filing a new SRBA claim

Dear Mr. and Ms. Woodland,

Per our meeting on November 4, 2005, I have prepared an amended claim for 67-4077 (First Creek) and a new claim for the spring water.

67-4077:

Enclosed is the amended claim. After drawing in the place of use (POU) in ArcView, I found that the actual irrigated ground is very close to 33 acres that you originally claimed, I just moved the description of that 33 acres around. Since we did not increase the original acreage claimed, there will be no additional filing fee for amending this claim. I also included 3 points of diversion (POD) based on what you drew in on the map in my office (See attached Map).

Based on our conversation in the office, this claim is meant to describe the historic use of First Creek water on your property dating back to the date that can be supported with Evidence of Priority. We discussed this and you said that you will be sending me an affidavit addressing evidence of priority.

Please look over the claim and initial any changes you wish to make. When satisfied, sign the claim in front of a notary and return it to this office with the evidence of priority we spoke about.

New Claim:

Based on our conversation and my research on the old permit you showed me, it looks like in 1917, Calvin Woodland submitted **Proof of Completion of Works** regarding permit no. 16492 (67-2101). In his proof, he stated that at the time he had completed works to irrigate 2 acres. On June 19, 1971, permit no. 16492 (67-2101) was officially

SCANNED

MAR 30 2006

"Canceled" as Calvin Woodland did not submit **Proof of Beneficial** use. I have enclosed copies of this documentation.

But since we do have a statement that 2 acres were irrigated, I created a claim based on this use and actually filled it out to claim 4 acres because that is what I found that looks irrigatable in that quarter section.

Note that I did not include the pond or all the ground that can now be irrigated by the pond. The reason for this is that you told me the pond was developed in 1978. Development of a new appropriation of surface water occurring after May 20, 1971 requires filing an application for permit. In this case the new appropriation of water would be storing water in a pond to irrigate more acres.

Please look over the new claim and initial any changes you wish to make. When satisfied, sign it in front of a notary and return it to this office with the filing fee of \$54.00. \$50 claim fee and \$1 per acre.

Pond:

Since the claims we are working with now are based on historical use, and do not address the pond and what can be irrigated from it, I encourage you to file a new permit for the pond. I am enclosing a permit application. New permits get filed at the regional office's so I would direct you to submit the completed permit to:

IDWR
Western Region
2735 Airport Way
Boise Id, 83705-5082

Any questions regarding filing a new permit can be addressed at the Western Region office at (208) 334-2190.

What were all the fee's you paid before?

For your information, I looked up the fees you paid before for two reasons. I wanted to see if you had actually filed on the spring and we just couldn't find it, and I felt you should know where your money went. I have attached a copy of the receipt which I made some notes on. I don't have much more information on why things were done the way they were, but it does not appear that you filed on the spring in the SRBA.

SCANNED
MAR 30 2006

Conclusion:

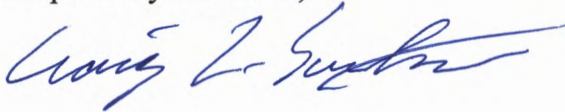
I have covered a lot of stuff in one letter. To sum it briefly:

- 1) Please sign the amended claim once you have made the changes you want to make and return it to me with the evidence of priority ASAP.
- 2) If you want to file on the spring, Please sign the New Claim once you have made the changes you want to make and return it to me with the filing fee of \$54.00
- 3) If you want to file on the use of the pond you need to complete that Application for permit form and submit it to the Western Regional Office of IDWR.

Finally, someone will be contacting you to conduct a field exam and verify the elements of your water right by next spring.

Please feel free to contact me with any questions.

Respectfully submitted,



Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s)

enclosed
check for
\$54.00

SCANNED

MAR 20 2006

CONVERSATIONAL MEMORANDUM

Date: November 7, 2005

To: File 67-4077

From: Craig L. Saxton

Subject: In office meeting with claimants.

Met with Rod and Jessie Woodland at 1:00 pm Friday, November 4, 2005. They were addressing a request for evidence of priority for 67-4077. Upon inspection, the claimed POU was in the wrong township. We discussed what was irrigated from First Creek and where the POD's were and felt that the claim needed to be amended.

We also discussed water use from a spring in Section 20 that flows into a pond and then is pumped from the pond to irrigate the ground. Rod told me that the pond was put in place in 1978. He then supplied me with an old permit 67-2101 which I found later had been canceled. I explained that there was no SRBA filing for use of that spring and if they wanted to file on it, they would have to file a new claim and the pond would not be addressed. They would have to file an application for permit for the pond.

They left with the plan of me doing some more research and then write up an amended claim for 67-4077 and a new claim for the spring. I am sending the two claims to them for their review and signature. I also enclosed a permit application for the pond.

See letter in file.

19

SWNW

SENW

SWNE

NWSW

NESW

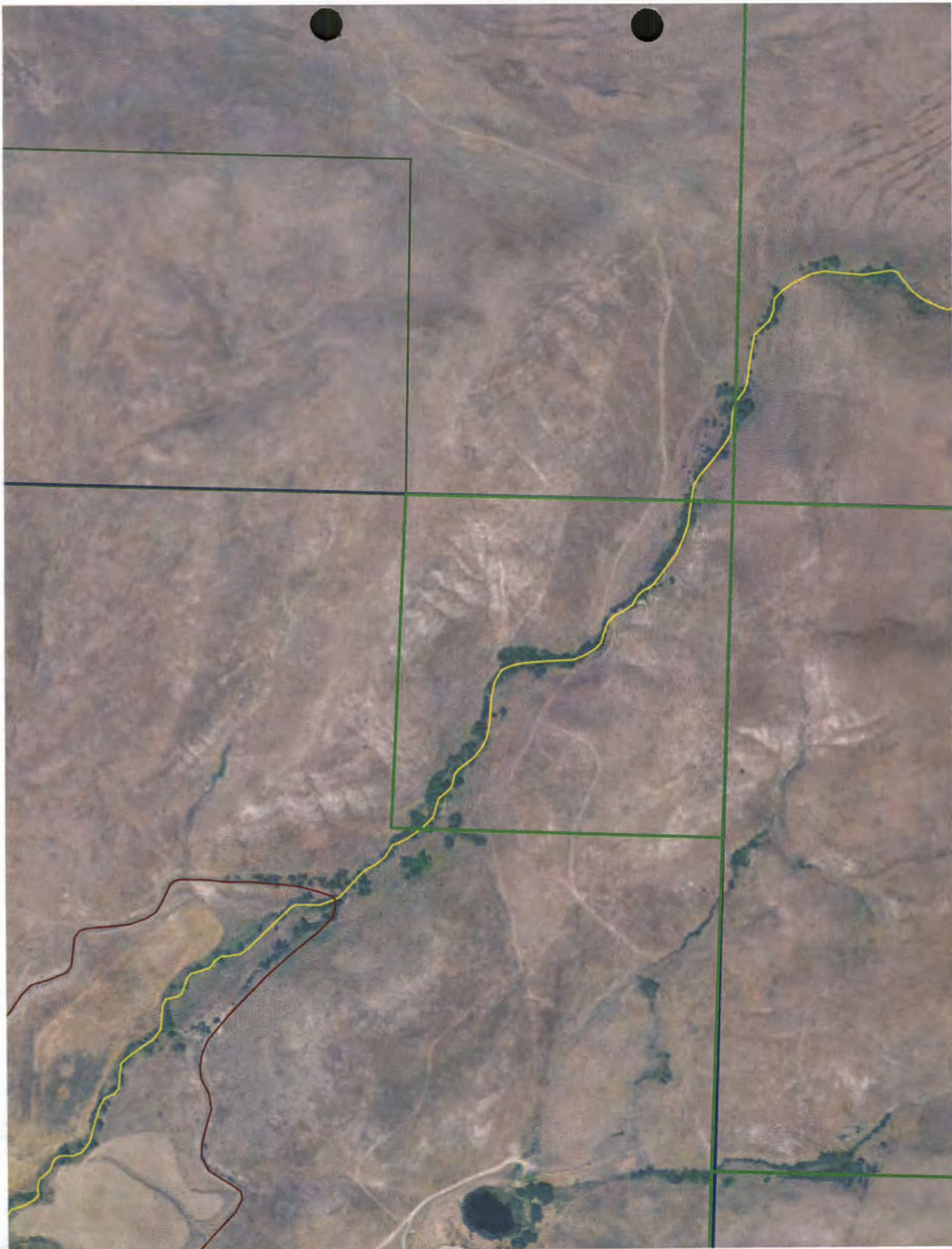
NWSE

NWSE

8261

An aerial photograph of a landscape, possibly a wetland or marsh area, with various colored lines overlaid. A large black number '19' is centered on the image. The landscape shows a mix of brown, tan, and greenish areas, with some darker patches. A yellow line runs horizontally across the middle, and a blue line runs vertically on the right. A red line runs horizontally across the top. A green line runs horizontally across the bottom. There are also some small, dark, irregular shapes scattered throughout the landscape.

19



Conversational memorandum

With: Larry Walker (414-0390) – I gathered he was an attorney from the receptionist's greeting

Date: 10/19/2005

Agent: Dan Narsavage

Regarding: SRBA Claim 67-4077

Mr. Walker indicated that the Woodlands are gathering evidence of priority and will send it in ASAP. I told him that this was acceptable, and stressed that the due date is flexible but we cannot recommend their claim without EOP.

I also asked about the claimed place of use:
Stat Claim says POU is in 11N 04W Sec**24**
SRBA claim puts it in 11N 04W Sec**19**
Taxlots show Woodland in 11N **03W** Sec **19**.

He seemed to think that the POU indicated by the Washington County taxlots is probably correct, and I concurred. I advised him that the Woodlands would need to amend their claim to indicate this.

Receipt Details for ID C012424

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/20/1989 9:37:55 AM	10/20/1989	State	\$507.00	Check
Payer		WOODLAND, HAZEL		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1533			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE-SEE ALSO C019557

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$507.00	ADJUDICATION FEE-SEE ALSO C019557	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
\$105.00	HAZEL WOODLAND	1/21/1997	

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
67	666	A	\$144.00	Claim
67	672		\$125.00	Claim
67	4077		\$88.00	Claim
67	666	A	\$25.00	Claim
67	4077		\$25.00	Claim
67	4594		\$50.00	Claim
67	11672		\$25.00	Claim
67	11673		\$25.00	Claim

- valid

67-14413 Not owned by Woodland
67-14414

- good

- ? Crane Creek Devotee River

- D+S

- D+S