

01/07/2004

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

RIGHT NUMBER: 25-227

NAME AND ADDRESS: HI WILLOW RANCH CORP
C/O TOM LOERTSCHER
1357 BONE RD
IONA ID 83427

SOURCE: WILLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 05/28/1884

POINT OF DIVERSION:

T01S R40E S9 SENENE Lot 1 Within BONNEVILLE County

T01S R40E S16 SWNE Within BONNEVILLE County

T01S R40E S16 SENWNE Within BONNEVILLE County

Right 25-00055B is also diverted through the point(s) of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/15 10/31	0.020 CFS
IRRIGATION	04/15 10/31	3.200 CFS

Stockwater use is for 300 range cattle.

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01S R40E S03	NWSW	0.4	T01S R40E S03	SWSW	12.0
T01S R40E S04	SWSE	0.8	T01S R40E S04 Lot 6	SESE	1.5
T01S R40E S09 Lot 1	NENE	22.0	T01S R40E S09	NWNE	20.0
T01S R40E S09	SWNE	13.0	T01S R40E S09 Lot 2	SENE	26.0
T01S R40E S09 Lot 3	NESE	17.0	T01S R40E S09	NWSE	0.8
T01S R40E S09	SWSE	0.5	T01S R40E S09 Lot 4	SESE	8.5
T01S R40E S10	NWNW	17.0	T01S R40E S10	SWNW	23.0
T01S R40E S10	NWSW	21.0	T01S R40E S10	SWSW	16.0

STOCKWATER same as IRRIGATION

199.5 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 25-00227 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 200 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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: Decreed

JUL 27 2001

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: A25-00227
Date Received: 9/22/1989
Receipt No: 6010895
Received By: SD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ^{LL} HIGH WILLOW RANCH, CORP. 208-522-3072
Address: % TOM LOERTSCHER
1357 BONE RD.
IONA, ID 83427

2. Date of Priority: MAY 28, 1884

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER
SQUAW CREEK WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	40E	9	SE	NE	NE	1	BONNEVILLE
			NE	NW	NW		BONNEVILLE
		16	SW	NE	NE		BONNEVILLE
			SE	NW	NE		BONNEVILLE

5. Description of diverting works:
DIVERSION DITCHES FOR FLOOD IRR./REDIVERSION PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.200		

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

8. Total consumptive use is 970.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERIN OF 300 HEAD OF RANGE CATTLE

A25-00227

Page 1

Date: 09/29/89

MICROFILMED
NOV 10 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	40E	3	SW	SW		IRR	21.0
Section Acres							21.0
		4	SW	SW		IRR	7.0
			SE	SW		IRR	12.0
			SW	SE		IRR	7.0
			SE	SE	6	IRR	16.0
Section Acres							42.0
		9	NE	NE	1	IRR	29.0
			NW	NE		IRR	25.0
			SW	NE		IRR	17.0
			SE	NE	2	IRR	29.0
			NE	NW		IRR	15.0
			NW	NW		IRR	3.0
			SE	NW		IRR	5.0
			NE	SE	3	IRR	29.0
			NW	SE		IRR	1.0
			SE	SE	4	IRR	28.0
Section Acres							181.0
		10	NW	NW		IRR	32.0
			SW	NW		IRR	33.0
			NE	SW		IRR	1.0
			NW	SW		IRR	37.0
			SW	SW		IRR	37.0
			SE	SW		IRR	4.0
Section Acres							144.0
Total Acres							388.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
25-0055B & 0055D (TRANSFERS 566 & 567)

14. Remarks:
P/D NOT SPECIFIED IN DECREE. P/U IS 23 MILES SE OF IDAHO FALLS,
IN T1S, R40E - "TABLE ROCK RANCH". AC. IRR. = 160.
WATER FROM SQUAW CREEK IS USED ON A PORTION OF THE PLACE OF USE

14. Remarks: Continued

WHEN AVAILABLE, OTHERWISE, WATER FROM WILLOW CREEK IS USED ON THE ENTIRE PLACE OF USE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. ET AL

Decree Plaintiff

vs

TETON IRR. ET AL

Decree Defendant

16. Signature(s)

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

Number of attachments: 1

For Organizations:

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

Title

HIGH WILLOW RANCH, CORP

Organization

document in the space below as VICE PRESIDENT of

Title

HIGH WILLOW RANCH, CORP

Organization

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

Linda Loutscher
Signature of Authorized Agent

VICE PRESIDENT, HIGH WILLOW RANCH, CORP
Title and Organization

29 SEPT. 1989
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 29 day
of September 19 89

Seal

[Signature]
Notary Public

Residing at [Signature]

My Commission Expires 22 Aug 1994

POINT OF DIVERSION
PUMP

T-S

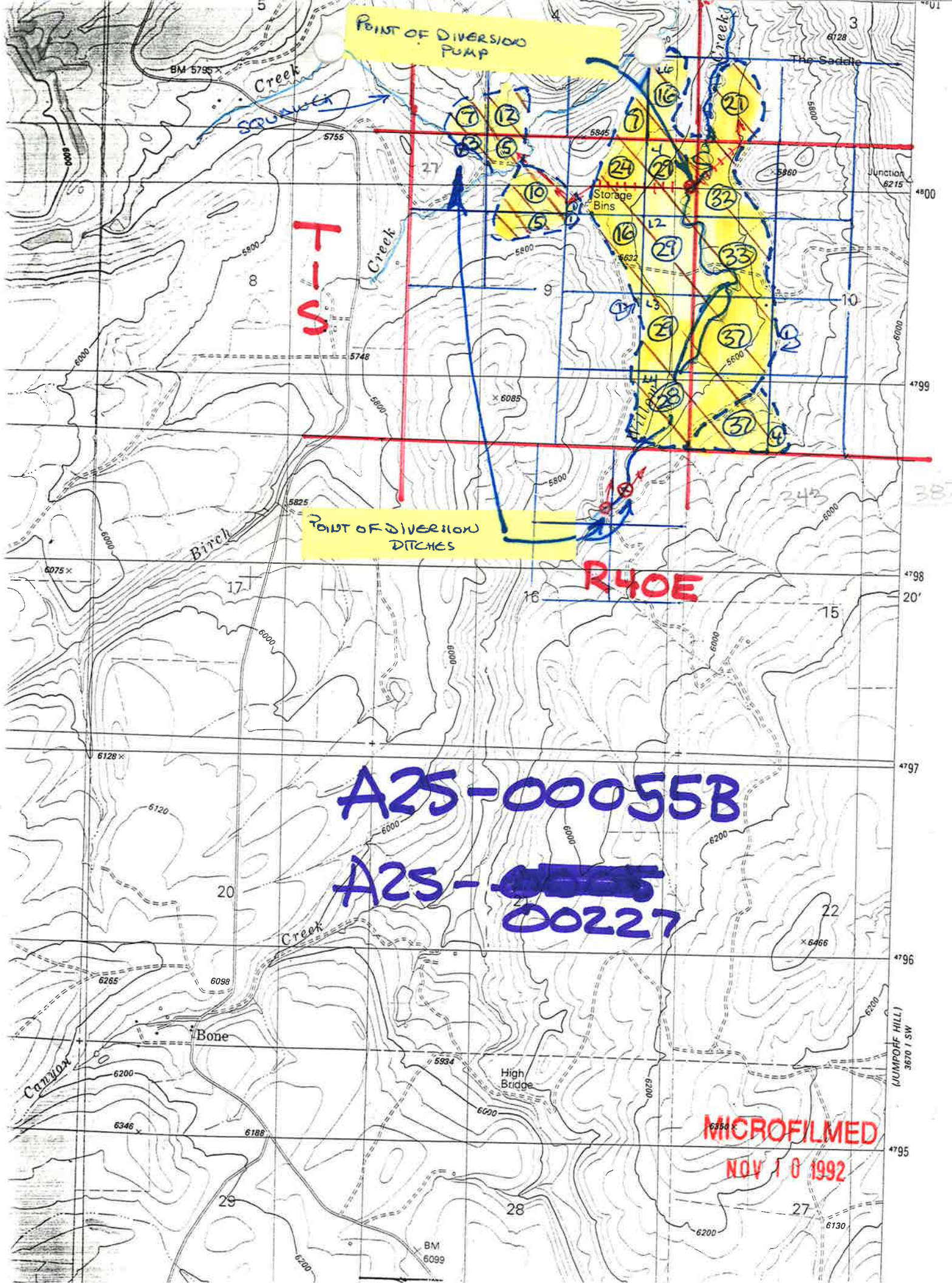
POINT OF DIVERSION
DITCHES

R40E

A25-00055B

A25-~~00055B~~
00227

MICROFILMED
NOV 10 1992



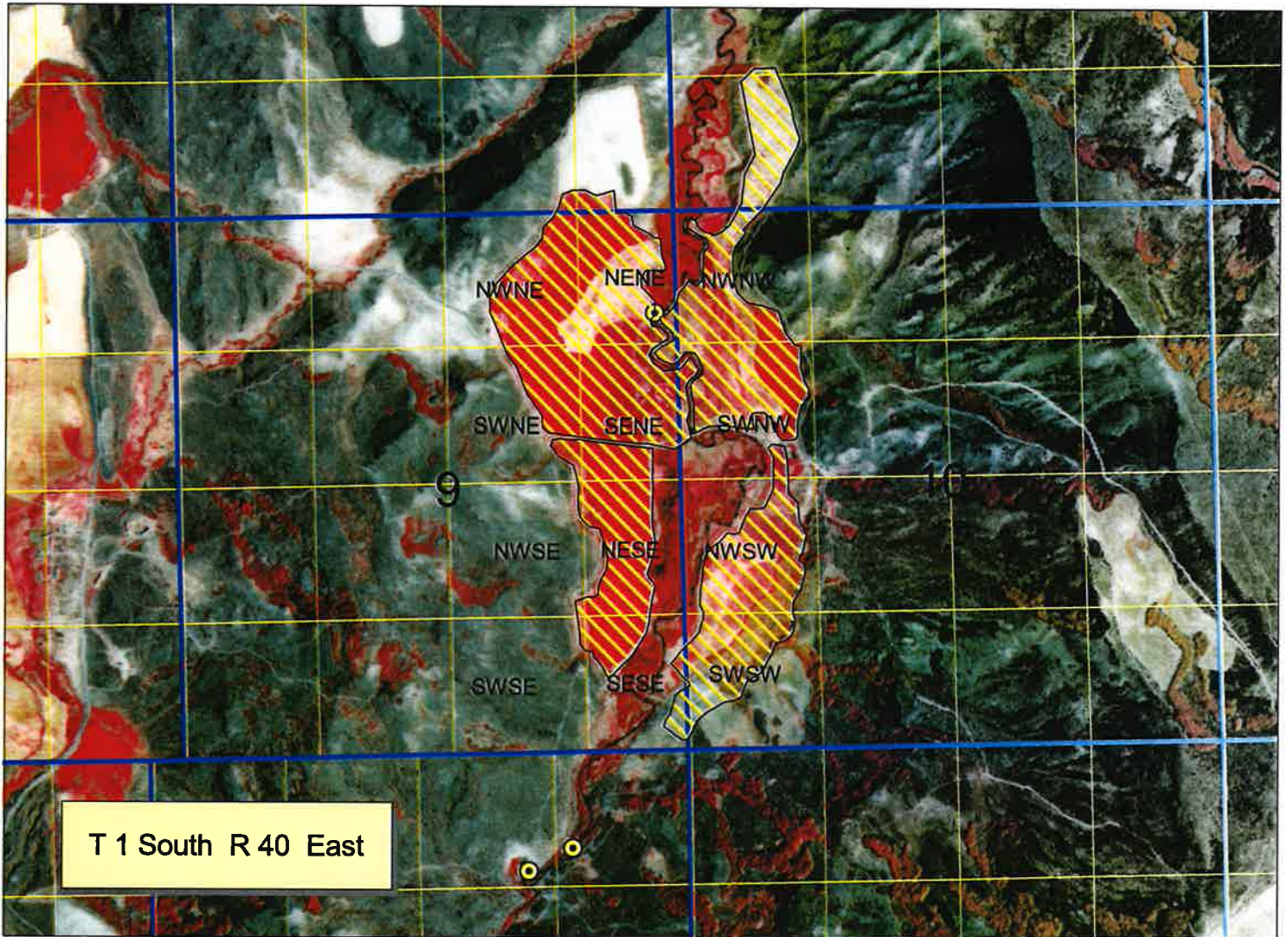


State of Idaho

Division of Water Resources

Eastern Region

Water Right(s): 25-00227



1320 0 1320 2640 3960 5280 Feet

-  Place of Use
-  Point of Diversion
-  Section
-  Quarter Quarter



SCANNED

AUG 10 2004

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: January 2004

Under impression that the
dates were switched

02.11.600

580
2√1160
10
16
16

Other

070920

62126

POD - GPS Points Same for 25-227

A - 681172

B. 680044

252535

252706

C. 680804

D 680935

250871

250941

JUL 27 2001

Log for claim 25-00227

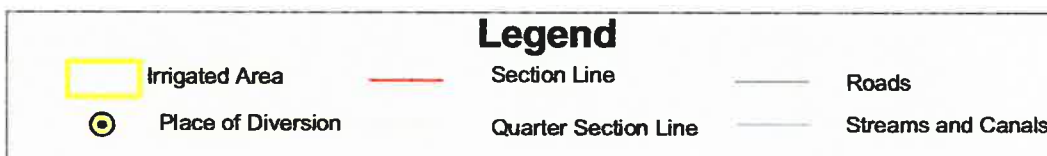
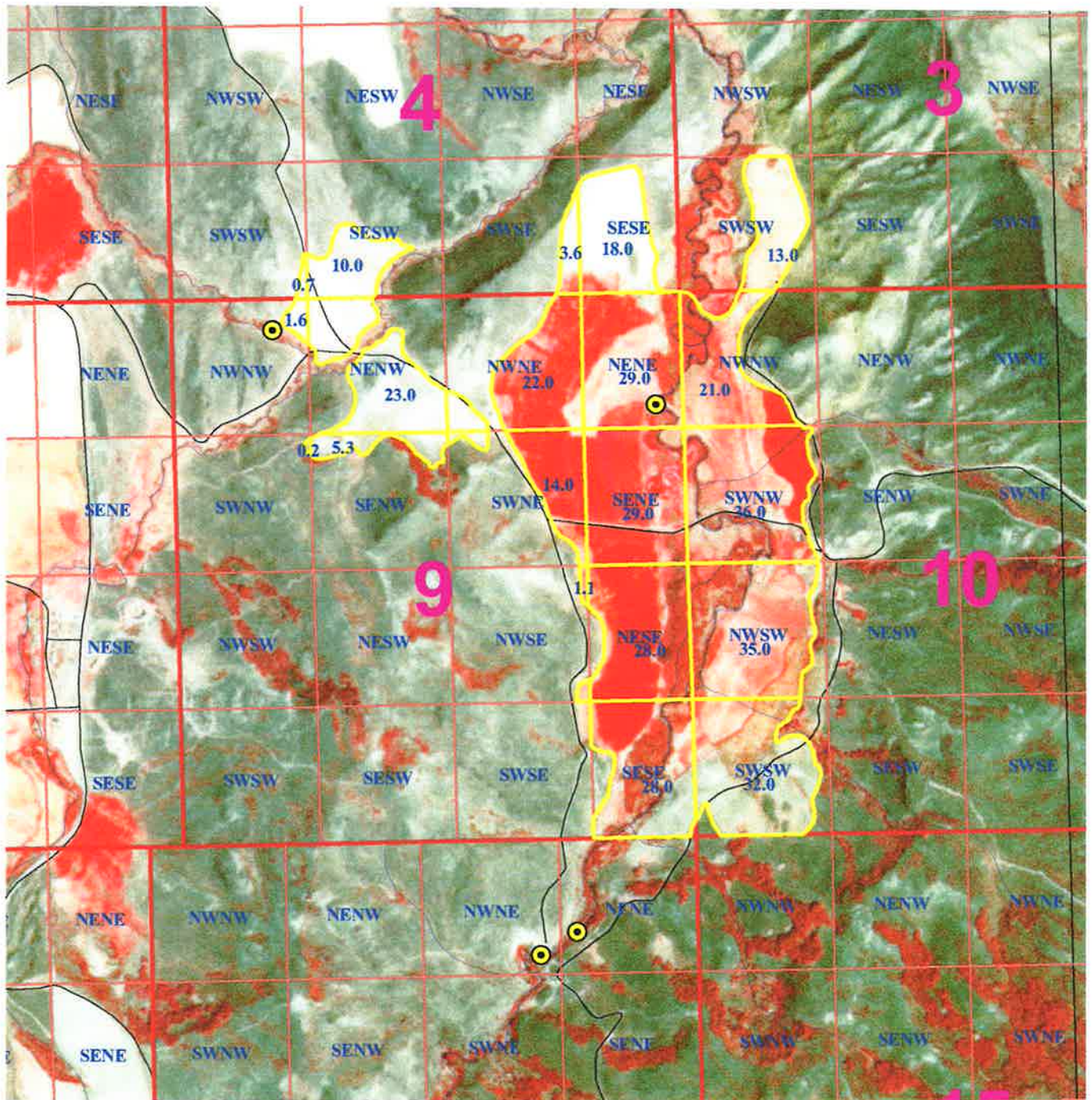
Spatial Dynamics CAT

11/14/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01s40e	3	SWSW	21	13	INDISCERNIBLE
01s40e	4	SWSW	7	0.7	INDISCERNIBLE
01s40e	4	SESW	12	10	
01s40e	4	SWSE	7	3.6	
01s40e	4	SESE	22	18	
01s40e	9	NENE	30	29	
01s40e	9	NWNE	25	22	
01s40e	9	SWNE	17	14	
01s40e	9	SENE	31	29	
01s40e	9	NENW	15	23	
01s40e	9	NWNW	3	1.6	
01s40e	9	SWNW	0	0.2	
01s40e	9	SENW	5	5.3	
01s40e	9	NESE	32	28	
01s40e	9	NWSE	1	1.1	
01s40e	9	SESE	32	28	
01s40e	10	NWNW	32	21	
01s40e	10	SWNW	33	36	
01s40e	10	NWSW	37	35	
01s40e	10	SWSW	37	32	
Totals:			399	350.5	

Water Right Claim Number 25-00227
Township , 1S40E

11/14/2000



1000 0 1000 2000 3000 Feet



SPATIAL
DYNAMICS



AJ5809NP
No. A25-00227

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HI WILLOW RANCH CORP % TOM LOERTSCHER 1357 BONE RD IONA ID 83427 (208) 522-3072	05/28/1884	IRRIGATION	04-01 11-01	3.200 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					3.200 CFS	970.00 AFA

Water Source: WILLOW CREEK
SQUAW CREEK

Tributary to: SNAKE RIVER
WILLOW CREEK

Stage: DECREED

Point(s) of Diversion: T01S R40E S09 Lot01(SENENE) NENWNW BONNEVILLE County
S16 SWNE SENWNE BONNEVILLE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE															
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM							
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac									
01S	40E	3	:					:					:			21		:						:	21.0						
01S	40E	4	:					:					:			07	12	:				07	06-16	:	42.0						
01S	40E	9	:	01-29		25	17	02-29	:	15	03		05	:				:	03-29	01		04-28	:	181.0							
01S	40E	10	:					:		32	33			:	01	37	37	04	:					:	144.0						
																						TOTAL ACRES				388.0					

POU County: BONNEVILLE

Non-Irrigation Uses: INCIDENTAL STOCKWATERIN OF 300 HEAD OF RANGE CATTLE

Other Rights: 25-0055B & 0055D (TRANSFERS 566 & 567)

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A25-00055B

Other Water Rights Listing Overlapping Place(s) of Use:
A25-00055B

Remarks: GEN P/D NOT SPECIFIED IN DECREE. P/U IS 23 MILES SE OF IDAHO FALLS,
IN T1S, R40E - "TABLE ROCK RANCH". AC. IRR. = 160.
WATER FROM SQUAW CREEK IS USED ON A PORTION OF THE PLACE OF USE
WHEN AVAILABLE, OTHERWISE, WATER FROM WILLOW CREEK IS USED ON THE
ENTIRE PLACE OF USE.

Dates: Exam Made Date: Verified Date: 05/20/1985 Objection Filed Date:

Misc: Water District Number: 01 Field Inspection Flag:
Presumption Flag: D

Audit: 09/29/89 VERNER 03/29/95 POST-STD

WATER LOCATION RECORD.

WATER LOCATION

—OF—

J. H. Keefer

State of Idaho }
Bingham County }

Know all men by these presents that I the undersigned a Citizen of the United States, over the age of 21 years, do hereby claim and appropriate 500 inches of water of a certain Creek known as the South Fork of Hollow Creek,

The waters so claimed are diverted by way and means of a ditch about 3 feet wide and 2 feet deep, and running in a westerly direction,

The waters so diverted are to be used on my latest land entry, situate in Bingham County Idaho, for agricultural irrigating and domestic purposes.

Witness: George Kunkel

Jacob H. Keefer

Recorded at request of

J. H. Keefer Nov. 29, 1890.

at 10⁰⁰ A. M.Geo. A. Robison
Recorder.

MICROFILMED

THIS INDENTURE, Made the 24th day of December in the year of our Lord one thousand nine hundred and Nineteen between Jacob H. Keefer, a widower,

of the County of Bonneville and State of Idaho, the part y of the first part, and B. M. Rogers, of the County of Bonneville and State of Idaho, the part y of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One Dollar and other valuable considerations DOLLARS, lawful money of the United States of America, to him in hand paid by the said part y of the second part, the receipt whereof is hereby acknowledged, do es by these presents Demise, Release and forever Quitclaim unto the said part y of the second part, and to his heirs and assigns all th e certain ~~lot or lots~~ ~~of land situated in the County of Bonneville and State of Idaho and bounded out particularly described as follows,~~ water right and right to the use of certain waters lying and being in the County of Bonneville, and State of Idaho, and described as follows, to-wit:.

All of my right, title, interest and estate in and to the waters of Willor Creek, as well as right to the use of the Waters of said Creek, because of or by reason of my filing on sme or by reason of my use of same, for and on my farm in Sections Nine, and Ten, Township One, South Range Forty East Boise Meridian, and particularly by reason of the filing made by me November 29, 1890, and recorded in the records of the Recorder of Bingham County, Idaho, at no minutes past 10 o'clock A. M., in Record of W. L. Page .. Records of the 238, County of Bingham for 500 inches, and by reason of the use thereof.

Book C Page 238
Water Location

thereto

Together with all and singular the tenements, hereditaments and appurtenances ~~thereto~~ belonging or in anywise appertaining, and the reversion ~~or~~ reversions, remainder and remainders, rents, issues and profits thereof, and privileges thereto incident, HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances/unto the said part y of the second part, and to his heirs and assigns, forever.

IN WITNESS WHEREOF, The said part y of the first part ha s hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Jacob H. Keefer. (SEAL.)

(SEAL.)

(SEAL.)

(SEAL.)

State of Idaho)
County of Bonneville) ss.

IDO HEREBY CERTIFY On this 24th day of December in the year 1919, before me a Notary Public in and for said County and State, personally appeared Jacob H. Keefer, ...known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal at Idaho Falls, Bonneville County, Idaho, the day and year first above written.

Lela M. Norton, Notary Public.

Residing at Idaho Falls, Idaho.

SEAL

My Commission expires Apr. 22, 1922.

Recorded at request of B. M. Rogers,

Dec. 24th, 1919, at 1:57 P. M.

Recorder's fees \$ 1.00

By  Recorder,
Deputy Recorder.