

07/07/2004

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

RIGHT NUMBER: 25-2001A
NAME AND ADDRESS: O W RANCHES INC
C/O KENNETH F O BRIEN
364 JUDD LN
COALVILLE UT 84017
SOURCE: EAGLE CREEK TRIBUTARY: GRAYS LAKE
QUANTITY: 4.200 CFS
The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
PRIORITY DATE: 12/09/1903
POINT OF DIVERSION:
T04S R44E S29 SWNE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	4.200 CFS
STOCKWATER	04/01 11/01	0.020 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T04S R43E S25	NESW	28.0	T04S R43E S25	NESE	37.0
T04S R43E S25	NWSE	40.0			

STOCKWATER Within BONNEVILLE County

T04S R43E S25	NESW	T04S R43E S25	NESE
T04S R43E S25	NWSE		

105 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.

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

THE REMAINDER OF THIS RIGHT WAS FORFEITED FOR NON-USE FROM 1970 TO 1988.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Water Right 25-2001A

PROFILED

SCANNED

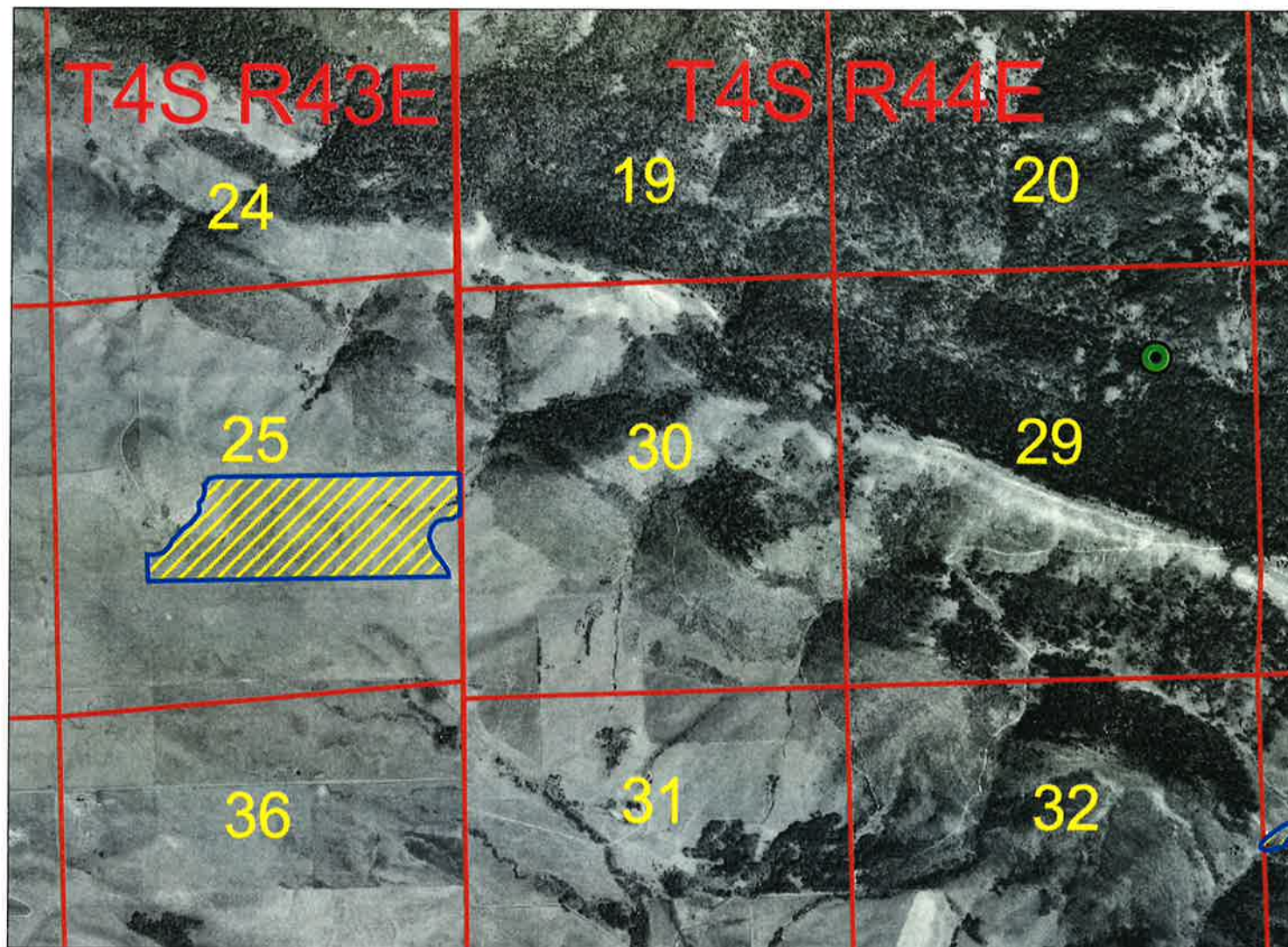
1

SEP 08 2004

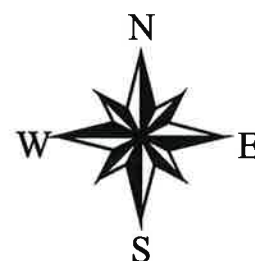


Department of Water Resources

Claim No.: 25-02001A



0 1 2 Miles



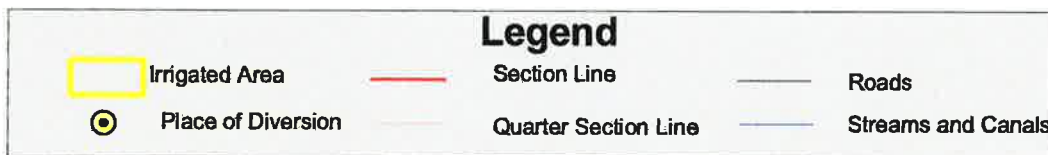
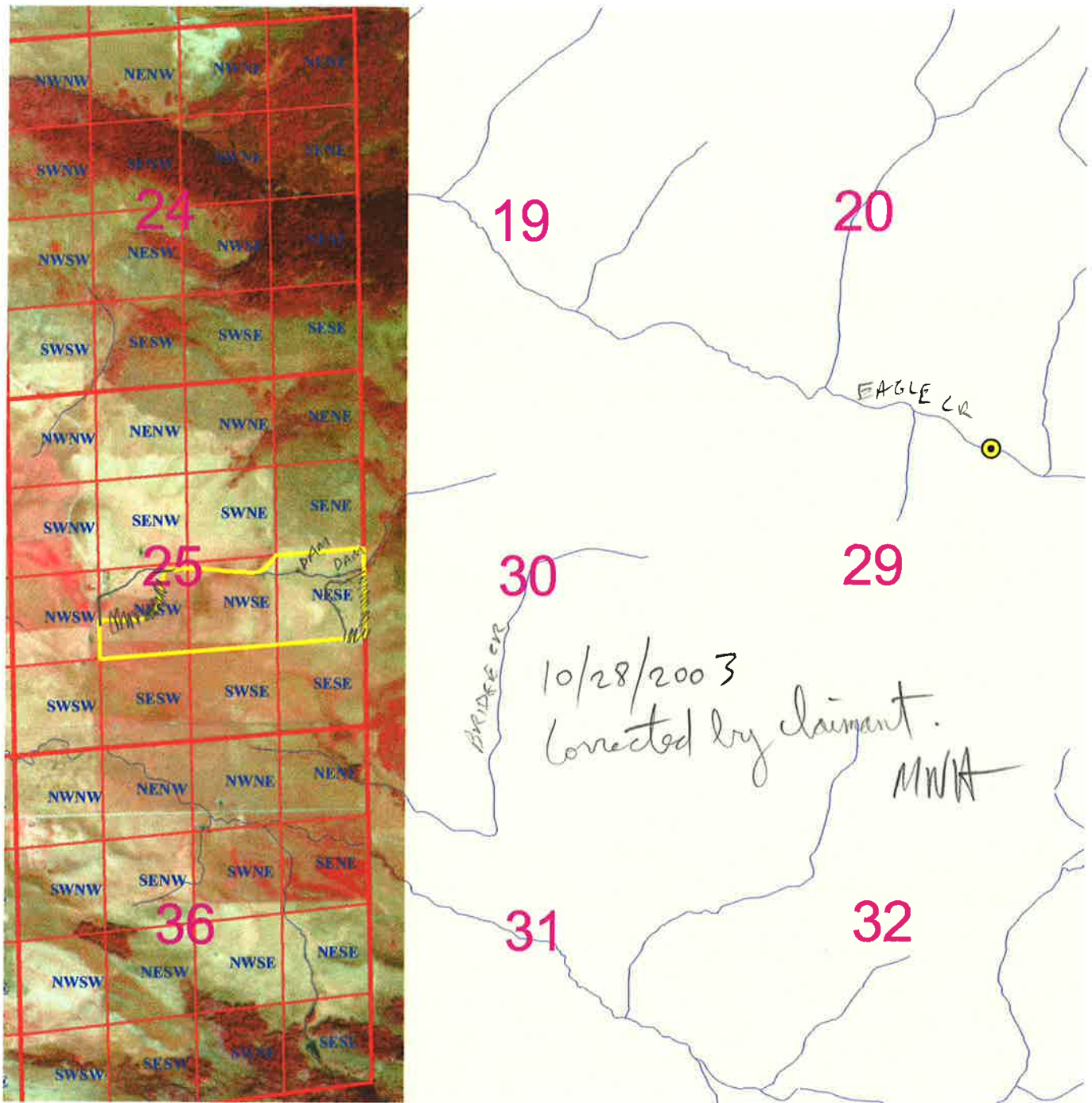
-  Point of diversion
-  Place of use
-  Sections

SCANNED
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PROFILED

GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: July 2004

Water Right Claim Number 25-02001A
Township , 4S43E

11/06/2000



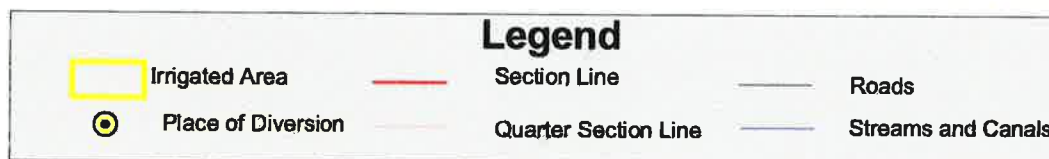
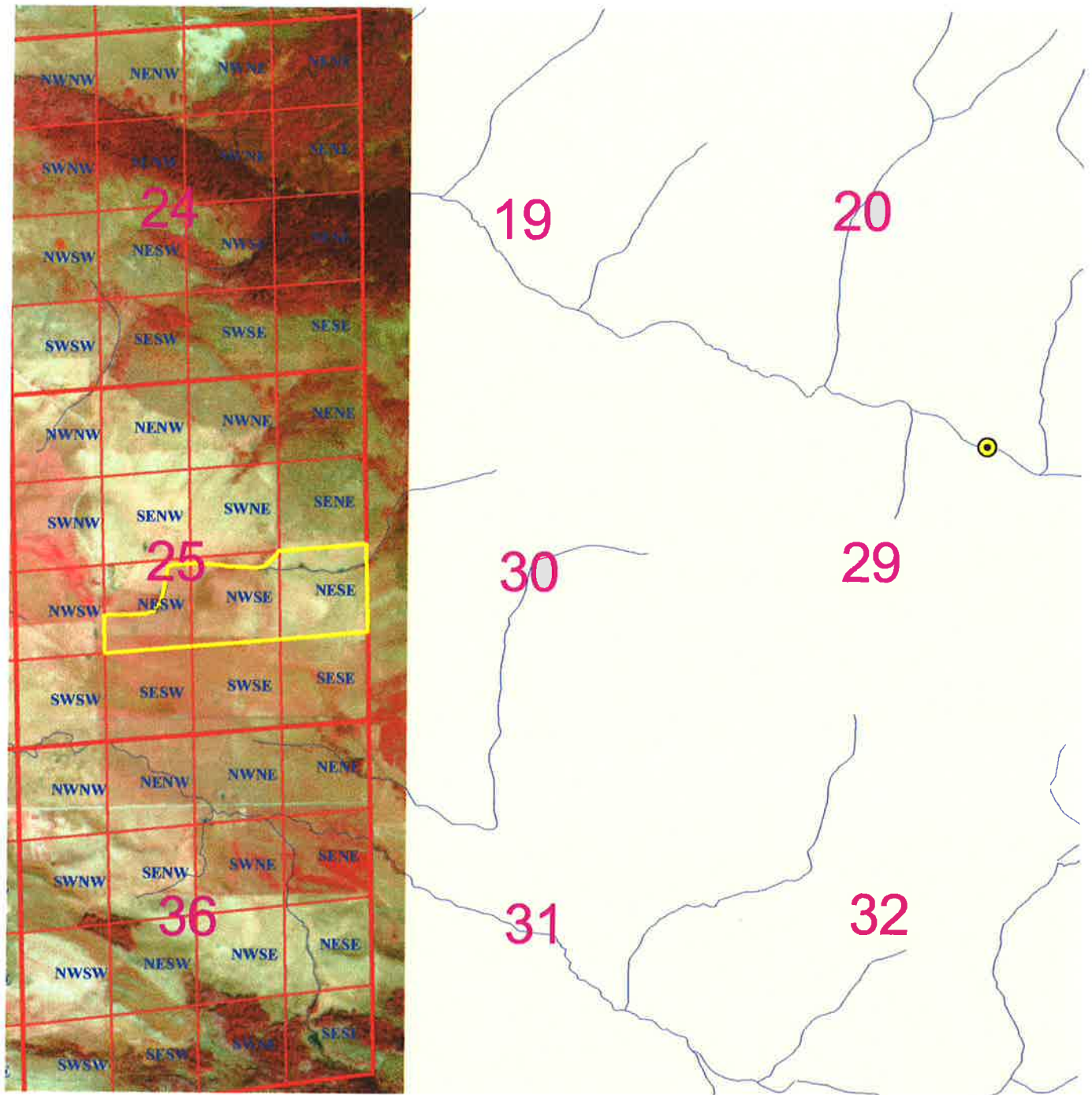
2000 0 2000 4000 Feet

SPATIAL
DYNAMICS



Water Right Claim Number 25-02001A
Township , 4S43E

11/06/2000



2000 0 2000 4000 Feet

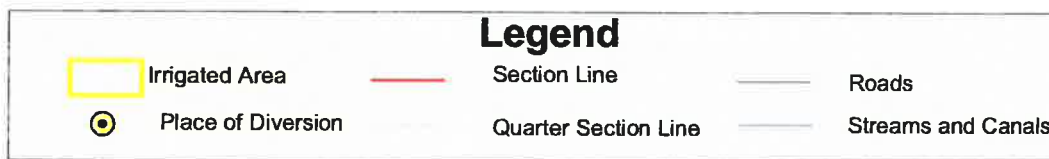
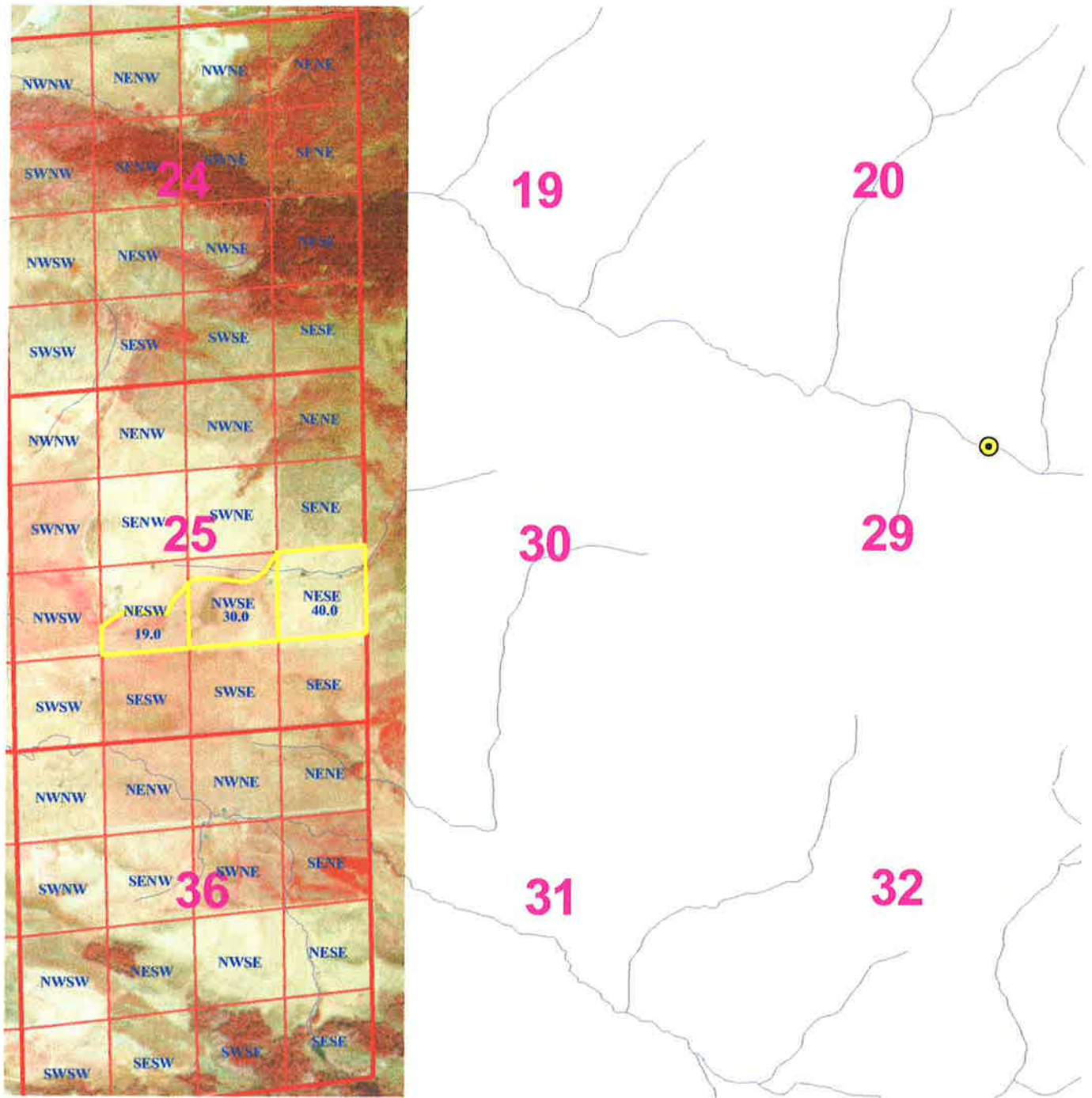


 SPATIAL
DYNAMICS



Water Right Claim Number 25-02001A
Township , 4S43E

11/15/2000



2000 0 2000 4000 Feet

SPATIAL
DYNAMICS



10/28/2003

25-2001A

Met with Henry O'Brian.

P/D location: N 219678
E 718422

Licensed div. rate was 0.02 cfs/acre.
Aerial photo corrected by claimant.

Observed former P/D. P/D has since
been moved approximately 60' upstream.

Two small dams have been constructed
on POU to provide water for stock.

25-2001 has been underclaimed. Claimant
requests additional water for conveyance
losses.

Some of claimed POU not included in
licensed POU. Actual irrigated acreage
appears less than claimed amount.

SCANNED

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PROFILED

March 27, 1970

Re: Water License No. 366

Mr. Hazen L. Muir
132 No. Sunset Place
Monrovia, California 91016

Dear Mr. Muir:

With reference to your letter, of February 25, 1970, please be advised that the water license appears to be in good standing. You indicated in your letter that the water has not been used, since about 1946. It appears under Idaho law that when water is not used for a period of five years or more the water right may forfeit by nonuse. The declaration of this forfeiture is a court decision, which at present does not exist for this license as far as we can determine. Therefore, it is a legal matter to determine whether or not the right is still valid. We would again state that the file appears to be in good standing.

As to the statement "a perpetual right", you must consider existing court cases and the provision for forfeiture by nonuse for five years or greater, therefore, we cannot identify the true meaning of the phrase. Possibly your attorney could advise you on this matter.

If we can assist you further, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:kh

SCANNED

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PROFILED

25-2001



10/28/2003

Lower dam on Eagle Cr diversion,
looking upstream.

E
↑

SCANNED

SEP 08 2004

PROFILED

PROFITED

SEP 08 2004

SCANNED

W
↓

Upper dam on Eagle Cr. diversion,
looking downstream.

10/28/2003





10/28/2003

Current Eagle Cr P/D looking
downstream.

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10/28/2003 Current Eagle Cr P/D looking
downstream.

SCANNED

SEP 08 2004

PROFILED



10/28/2003

Former Eagle Cr P/D looking upstream.
Used until about 6 years ago per
Kenny O'Brian.

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PROFITLED

SEP 08 2004

SCANNED

10/28/2003 former Eagle Ln P/D.



Bingham County
Eagle Creek
5.3 sec.ft.
Irrigation
Priority 12-9-03

STATE OF IDAHO

Water License No. 366.

WHEREAS, On the 9th day of December, A. D. 1903, JOHN O. HEATH, GEORGE MUIR and PERRY TINGEY of Gray, County of Bingham and State of Idaho, duly made application (No.564) to me for a permit to use 8 cubic feet per second of the waters of Eagle Creek, County of Bingham, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the 9th day of December, A. D. 1903, Permit No. 366 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 9th day of December, A.D.1905, and for the application to beneficial use of said water on or before the 9th day of December, A.D.1907, and,

WHEREAS, On the 6th day of November, A.D.1905, the holder of said permit duly made proof of the completion of adequate works for the diversion of 8 cubic feet per second of said waters, as evidenced by my Certificate No.366, dated November 28,1905, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 8 cubic feet per second of water, with date of priority of December 9,1903, and,

WHEREAS, On the 4th day of November, A.D.1907, proof was duly made of the application to beneficial use of 5.3 cubic feet per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to JOHN O. HEATH, GEORGE MUIR and PERRY TINGEY, of Gray, Idaho, the holders and owners of said Permit No. 366, a perpetual right, dating from December 9,1903, to the use of 5.3 cubic feet per second of the waters of Eagle Creek in the County of Bingham and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the Northeast quarter of Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Section 30, Township 4 South, Range 44 East of Boise Meridian, and conducted to and upon the following described lands:

JOHN O. HEATH	) Northwest quarter of Northeast quarter, Sec. 35,	25 acres.
	) Southwest quarter of Southeast quarter, " 25,	35 "
	Township 4 South, Range 43 East of Boise Meridian.	
GEORGE MUIR	) Southeast quarter of Southwest quarter, Sec. 30,	15 "
	) Northeast quarter of Northwest quarter, " 31,	20 "
	) Southeast quarter of Northwest quarter, " 31,	40 "
	) Southwest quarter of Northwest quarter, " 31,	25 "
Township 4 South, Range 44 East of Boise Meridian.		
PERRY TINGEY	) Northeast quarter of Southeast quarter, Sec. 25,	30 "
	) Northwest quarter of Southeast quarter, Sec. 25,	40 "
	) Southwest quarter of Northeast quarter, Sec. 25,	20 "
	) Southeast quarter of Northwest quarter, Sec. 25,	15 "
Township 4 South, Range 43 East of Boise Meridian.		

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho,
this 15th day of November, A.D. Nineteen Hundred and seven.

(SEAL)

Recorded November 15,1907.

Jas. Stephenson, Jr.

State Engineer.

P 366

Application No. 564.

Permit No. 366.

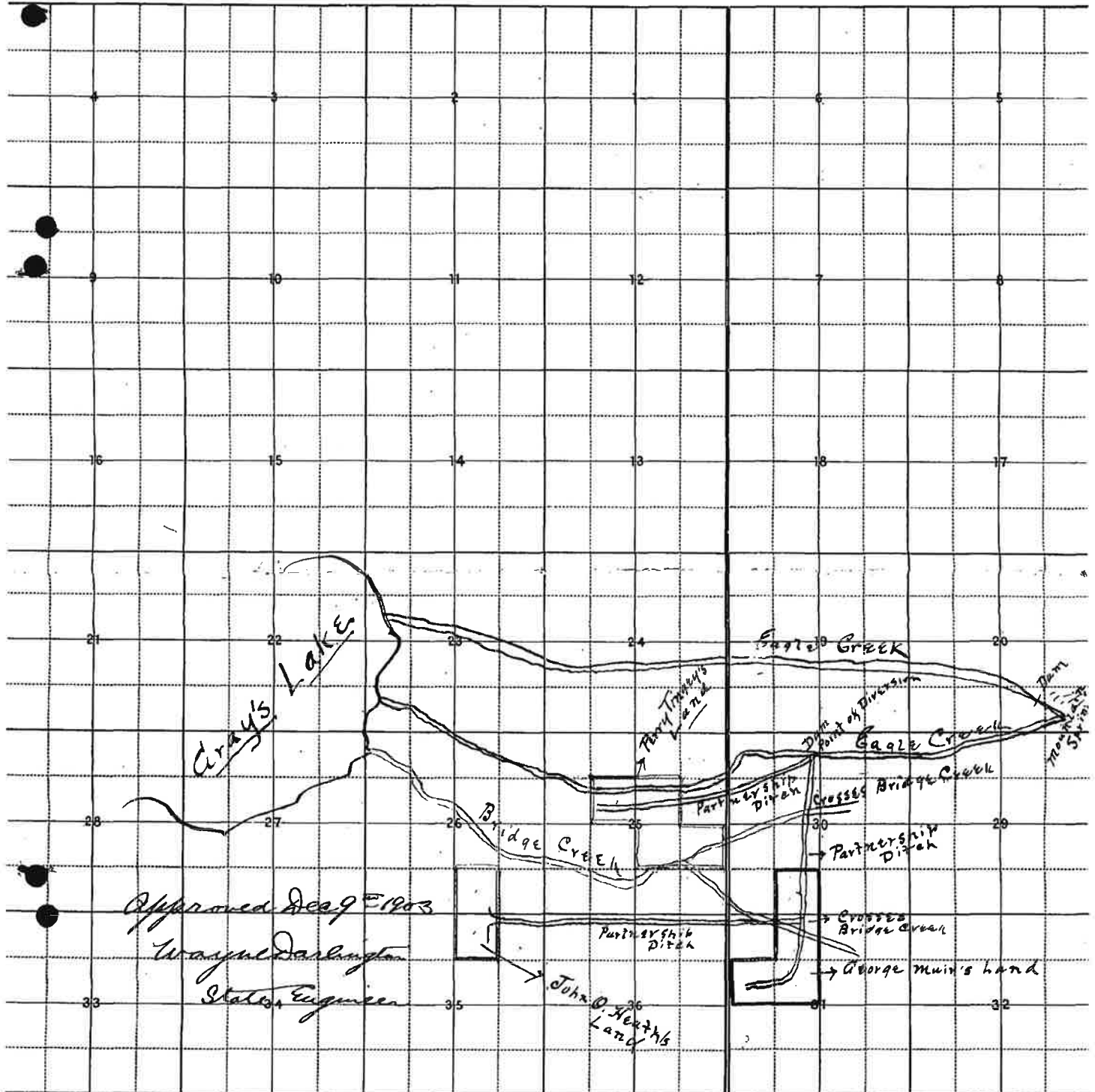
John O. Heath, George Muir & Perry Jingley.
Sec. ft. of Eagle Creek, Bingham Co.

30 B.

4-1

Sec. 4 South Range No. 43 East, B. Mer.

Township No.



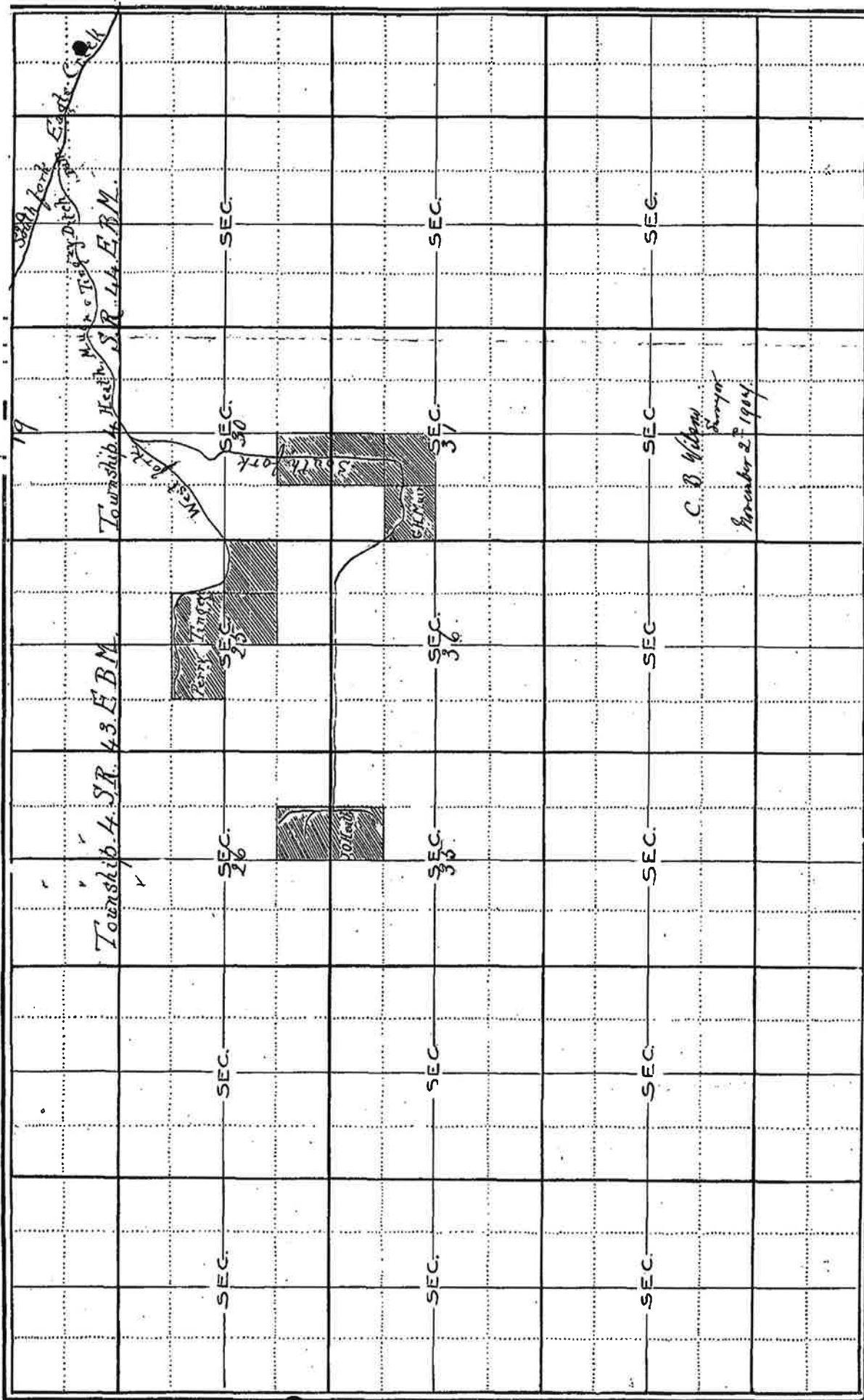
Scale 40 Chains to an Inch.

Township 4 South, Range 43 E B.M.

Township 4 South,
Range 44 E B.M.

288

Pro 366



Report re Permit No 366.

1. Names of Applicants: John O. Heath George H. Muir & Perry Lingey.
Post Office Gray. Bingham County. Idaho.
2. Quantity of Water: Depth of Water crest of Weir. 6 inches.
Width of Weir notch 30.
3. Source of Water Supply: South Fork of Eagle Creek (a mountain stream, all of it) Bingham County
N.B. Fed by snow from Canon mountain, water supply, more than enough, during the irrigating
season (vide, position of creeks, water lines in ditch &c.)
4. Location of Point of Diversion: SE $\frac{1}{4}$, Sec 20, T. 4, S. R. 44, E. B. No.
5. I. Irrigation & Domestic Use (a) Amount of Land irrigated = 265 acres.
(b) John O. Heath { NW $\frac{1}{4}$, NE $\frac{1}{4}$, Sec 35, T. 4, S. R. 43. = 25 acres.
 { SW $\frac{1}{4}$, SE $\frac{1}{4}$. . . 26 . 4 . . 43. = 35 . .
George H. Muir { SE $\frac{1}{4}$, SW $\frac{1}{4}$. . . 30 . 4 . . 44. = 15 . .
 { NE $\frac{1}{4}$, NW $\frac{1}{4}$. . . 31 . 4 . . 44. = 20 . .
 { SE $\frac{1}{4}$, NW $\frac{1}{4}$. . . 31 . 4 . . 44. = 40 . .
 { SW $\frac{1}{4}$, NW $\frac{1}{4}$. . . 31 . 4 . . 44. = 25 . .
Perry, Lingey { NE $\frac{1}{4}$, SE $\frac{1}{4}$. . . 25 . 4 . . 43. = 30 . .
 { NW $\frac{1}{4}$, SE $\frac{1}{4}$. . . 25 . 4 . . 43. = 40 . .
 { SW $\frac{1}{4}$, NE $\frac{1}{4}$. . . 25 . 4 . . 43. = 20 . .
 { SE $\frac{1}{4}$, NW $\frac{1}{4}$. . . 25 . 4 . . 43. = 15 . .
6. Estimated Cost of Works. One Thousand Dollars.
7. Description of Works for Diversion: Kind of Works (1) Dam & Ditch. Dimensions of Works (2) (a)
Height of Dam 4 feet, Length of Dam, at Top, 30 feet, Length of Dam, at bottom, 30 feet. Material
used. Earth & Stone (c) Conduit. Ditch, width at bottom, 4 feet, at water line, 5 feet.
Length of Main Ditch, 9000 feet, average grade 13.4 per mile, South Fork Ditch $\frac{3}{4}$ of a
mile, with fall of 300 feet, thence $2\frac{1}{2}$ miles, average grade, 26.8 per mile, West Fork Ditch $\frac{3}{4}$ of
a mile, with fall of 300 feet, thence $\frac{3}{4}$ of a mile, average grade, 13.4 per mile, and
cross the following $\frac{1}{4}$ Sections NE-SE, NW-SE, SW-SE, SE-SW, SW-SW, Sec 20, T. 4, S. R. 44.
SE-SE, SW-SE, Sec 19, T. 4, S. R. 44. Thence, South fork, NE-NW, SE-NW, NE-SW, and West fork
NE-NW, SE-NW, SW-NW, Sec 30, T. 4, S. R. 44, E. B. No to Land described in 5. I.
(b) where it is used. (See Maps)

C. B. Wilson

366

November 2nd 1904.

Nov. 7-07

Surveyor

2 Encl

Soda Springs
Idaho.
November 2nd 1904.

Jas. Stephenson, Esq.
State Engineer }
Boise }

Dear Sir — re Permit No 366 —

I herewith enclose report, with
Map, as requested remain

Yours truly
Chas. B. Wilson

POCATELLO, IDAHO, _____ 1905

①
REPORT.

of the Examination of the Work performed
by John O. Heath et al. to complete their
Irrigation Ditch in Bingham Co., State of Idaho
and running through unsurveyed secs. 28, 29 and 30
of T. 4 S. R. 44 E. of B. M.

The point of diversion of this ditch, a dam
of 3 Ft. height, across the S. Fork of Eagle Creek
lies about 3 miles northwest from the mouth of the
ditch in Bridge Creek-bottom.
From above dam the ditch runs in a Southwesterly
direction along the North slope of the dividing range
of mountains between Eagle Creek and Bridge Creek,
a distance of about $2\frac{1}{2}$ miles to a point, where
the water is turned into the natural bed of a ravine,
about $\frac{1}{2}$ mile in length, which carries such water
in Southwesterly direction to a point at the mouth
of said ravine, from where the same will be
distributed by laterals upon the lands to be
irrigated.

132 No. Sunset Place
Monrovia, Calif. 91016

7 FEB 26 1970

Dept. of Reclamation
Boise, Idaho

MAR 2 1970

Dear Sirs,

Department of Reclamation

I am enclosing a copy of State
of Idaho Water license No. 366.

The water granted under this
license to George Muir has not
been used since about 1946.

The heirs of said George Muir
still own the land on which this
water was used.

Do the heirs of George Muir
still have any right to use the
water granted under this license
No. 366. I notice the grant is for
a perpetual right dating from
Dec. 9, 1903.

Very Truly Yours

Hazen L. Muir

25-2001

SCANNED

JUL 27 2001

Log for claim 25-02001A

Spatial Dynamics CAT

11/15/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04s43e	25	NESW	22	19	
04s43e	25	NESE	40	40	
04s43e	25	NWSE	33	30	
Totals:			95	89	

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 25-2001A
Date Received: 9/12/1989
Receipt No: E010307
Received By:

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

1. Name of Claimant(s)

O W RANCHES INC Phone: (435)336-2282

C/O KENNETH F O BRIEN
364 JUDD LN
COALVILLE UT USA 84017

2. Date of Priority: 12/09/1903

3. Source: EAGLE CREEK Trib. to: GRAYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	44E	29	NE NE	BONNEVILLE	

5. Description of diverting works:

DIVERSION DAM TO DITCHES FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	5.3	
STOCKWATER	04/01	11/01	0.02	

7. Total Quantity Appropriated is:
5.3 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
04S	43E	25	NE SE	IRRIGATION	40
			NW SE	IRRIGATION	33
			NE SW	IRRIGATION	22
			SE SE	IRRIGATION	3
			SW SE	IRRIGATION	2

SE SW IRRIGATION 5
Section Acres 105
Total Acres 105

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:

14. Remarks:

CLAIM AMENDED TO ADD CFS OF ORIGINAL LICENSE TO COMPENSATE FOR CONVEYANCE LOSSES THROUGH LONG DITCH FROM EAGLE CREEK. AMENDMENT ALSO ADDS 10 ACRES TO POU.

Place of use for stockwater same as irrigation.

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Pres. of _____

OW Rancher Inc Title
Organization that I have signed the foregoing

document in the space below as Pres. of _____

OW Rancher Inc Title
Organization and that the statements contained in the
foregoing document are true and correct.

Kenneth R. Crabtree
Signature of Authorized Agent

Pres
Title and Organization

12-5-03
Date

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5th

of Dec 2003

Jennifer Crabtree

Notary Public

Residing at Idaho Falls ID

My commission Expires 9/23/09



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 25-2001A
Date Received: 9/12/1989
Receipt No: E010307
Received By: **E027541**
AMENDED *3/14/02 ASR*

AMENDED

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

1. Name of Claimant(s)

O W RANCHES INC Phone: (801)336-2282
10095 SOUTH 1000 WEST
SOUTH JORDAN UT 84065

2. Date of Priority: 12/09/1903

3. Source: EAGLE CREEK Trib. to: GRAYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	44E	29	NE NE	BONNEVILLE	

5. Description of diverting works:

DIVERSION DAM TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	5.3	

7. Total Quantity Appropriated is:
5.3 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
04S	43E	25	NE SE	IRRIGATION	40
			NW SE	IRRIGATION	33
			NE SW	IRRIGATION	22

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SEP 08 2004

SE	SE	IRRIGATION	3
SW	SE	IRRIGATION	2
SE	SW	IRRIGATION	5
		Section Acres	105
		Total Acres	105

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:

14. Remarks:

CLAIM AMENDED TO ADD CFS OF ORIGINAL LICENSE TO COMPENSATE FOR CONVEYANCE LOSSES THROUGH LONG DITCH FROM EAGLE CREEK. AMENDMENT ALSO ADDS 10 ACRES TO POU.

15. Basis of Claim: License

16. Signature(s)

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

SCANNED
SEP 08 2004

PROFILED

3

I do solemnly swear or affirm that I am Pres. of
OW Ranch Inc Title
OW Ranch Inc Organization, that I have signed the foregoing
document in the space below as Pres. of
OW Ranch Inc Title
OW Ranch Inc Organization and that the statements contained in the
foregoing document are true and correct. [Signature]
Signature of Authorized Agent

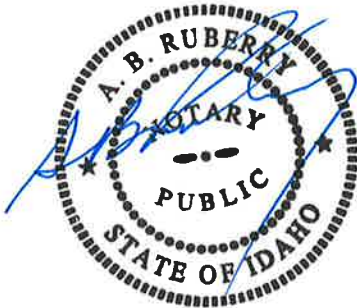
Title and Organization

Subscribed and sworn (or affirmed) before me this 14th
of March 2002
Avon B. Ruben
Notary Public

Notary Public

Residing at Donno Faus To

My commission Expires 9/23/03



Bingham County
Eagle Creek
5.3 sec. ft.
Irrigation
Priority 12-9-03

29-02001A

1 of 2

S T A T E O F I D A H O
Water License No. 366.

WHEREAS, On the 9th day of December, A. D. 1903, JOHN O. HEATH, GEORGE MUIR and PERRY TINGEY of Gray, County of Bingham and State of Idaho, duly made application (No. 564) to me for a permit to use 8 cubic feet per second of the waters of Eagle Creek, County of Bingham, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the 9th day of December, A. D. 1903, Permit No. 366 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 9th day of December, A. D. 1905, and for the application to beneficial use of said water on or before the 9th day of December, A. D. 1907, and,

WHEREAS, On the 6th day of November, A. D. 1905, the holder of said permit duly made proof of the completion of adequate works for the diversion of 8 cubic feet per second of said waters, as evidenced by my Certificate No. 366, dated November 28, 1905, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 8 cubic feet per second of water, with date of priority of December 9, 1903, and,

WHEREAS, On the 4th day of November, A. D. 1907, proof was duly made of the application to beneficial use of 5.3 cubic feet per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to JOHN O. HEATH, GEORGE MUIR and PERRY TINGEY, of Gray, Idaho, the holders and owners of said Permit No. 366, a perpetual right, dating from December 9, 1903, to the use of 5.3 cubic feet per second of the waters of Eagle Creek in the County of Bingham and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the Northeast quarter of Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Section 30, Township 4 South, Range 44 East of Boise Meridian, and conducted to and upon the following described lands:

JOHN O. HEATH	) Northwest quarter of Northeast quarter, Sec. 35,	25 Acres.
	) Southwest quarter of Southeast quarter, " 26,	35 "
	) Township 4 South, Range 43 East of Boise Meridian.	
GEORGE MUIR	(Southeast quarter of Southwest quarter, Sec. 30,	15 "
	(Northeast quarter of Northwest quarter, " 31,	20 "
	(Southeast quarter of Northwest quarter, " 31,	40 "
	(Southwest quarter of Northwest quarter, " 31,	25 "
	(Township 4 South, Range 44 East of Boise Meridian.	
PERRY TINGEY	) Northeast quarter of Southeast quarter, Sec. 25,	30 "
	) Northwest quarter of Southeast quarter, Sec. 25,	40 "
	) Southwest quarter of Northeast quarter, Sec. 25,	20 "
	) Southeast quarter of Northwest quarter, Sec. 25,	15 "
	(Township 4 South, Range 43 East of Boise Meridian.	

SCANNED
SEP 08 2004

105 ac

Actual Diversion is in Sec. 29
@ N35E15 (see map)

PROFILED

29-02001A

20F2

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise,
Idaho, this 15th day of November, A.D. Nineteen Hundred
and seven.

(SEAL)

Jas. Stephenson, Jr.

Recorded November 15, 1907.

State Engineer.

PROFILED
SCANNED
SEP 08 2004

DATE: 10/18/00
PAGE: 19

Audit: 09/12/89 WILSON 03/29/95 POST-STD

SCANNED
SEP 08 2004
PROF. DR. ...

BONNEVILLE CO SHOWS
BONNEVILLE CO CEMENT WORK

SCANNED

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: A25-02001A
Date Received: 9/12/1989
Receipt No: E010307
Received By: Kaw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: O. W. RANCHES, INC.
Address: 10095 SOUTH 1000 WEST
SOUTH JORDAN, UT

801-336-2282

84065

2. Date of Priority: DEC 09, 1903

3. Source: EAGLE CREEK

Trib. to: GRAYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	44E	29	NE	NE			BONNEVILLE

5. Description of diverting works:
DIVERSION DAM TO DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.100		

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

8. Total consumptive use is 262.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	43E	25	NE	SW		IRR	22.0
			NE	SE		IRR	40.0
			NW	SE		IRR	33.0

Section Acres 95.0

A25-02001A

Page 1

Date: 09/12/89

MICROFILMED

NOV 10 1992

A2502001A



10. Place of Use: Continued

Total Acres 95.0

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:
 NONE

14. Remarks:

15. Basis of Claim: LICENSE
 Water Right Number: 366

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 Organizations:

I do solemnly swear or affirm that I am Mgr of OW Ranches Inc, that I have signed the foregoing document in the space below as Mgr. of OW Ranches Inc and that the statements contained in the foregoing document are true and correct.

Kenneth D. Bui
Signature of Authorized Agent

Mgr.
Title and Organization

Sept 12 89
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of Sept 19 89

Betty J. Thompson
Notary Public

Seal



Residing at BETTY J. THOMPSON, NOTARY PUBLIC
My Commission Expires RESIDING AT IDAHO FALLS, IDAHO
SEPTEMBER 1, 1994

N A T I O N A L

POINT OF DIVERSION
EAGLE CREEK

R44E
T
4
S

29

A25-02001A

MICROFILMED
NOV 10 1982

R43E R44E

T
4
S

4766

2' 30"

25

28

33

40

4765

PLACE OF USE

4764

A25-02001A

4763

BONNEVILLE CO
CARIBOU CO

MICROFILMED
NOV 19 1992