

01/07/2004

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

RIGHT NUMBER: 25-55B

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

SOURCE: WILLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 04/01/1874

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 25-00227 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>
IRRIGATION	04/15 10/31	0.800 CFS
STOCKWATER	04/15 10/31	0.020 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 40 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

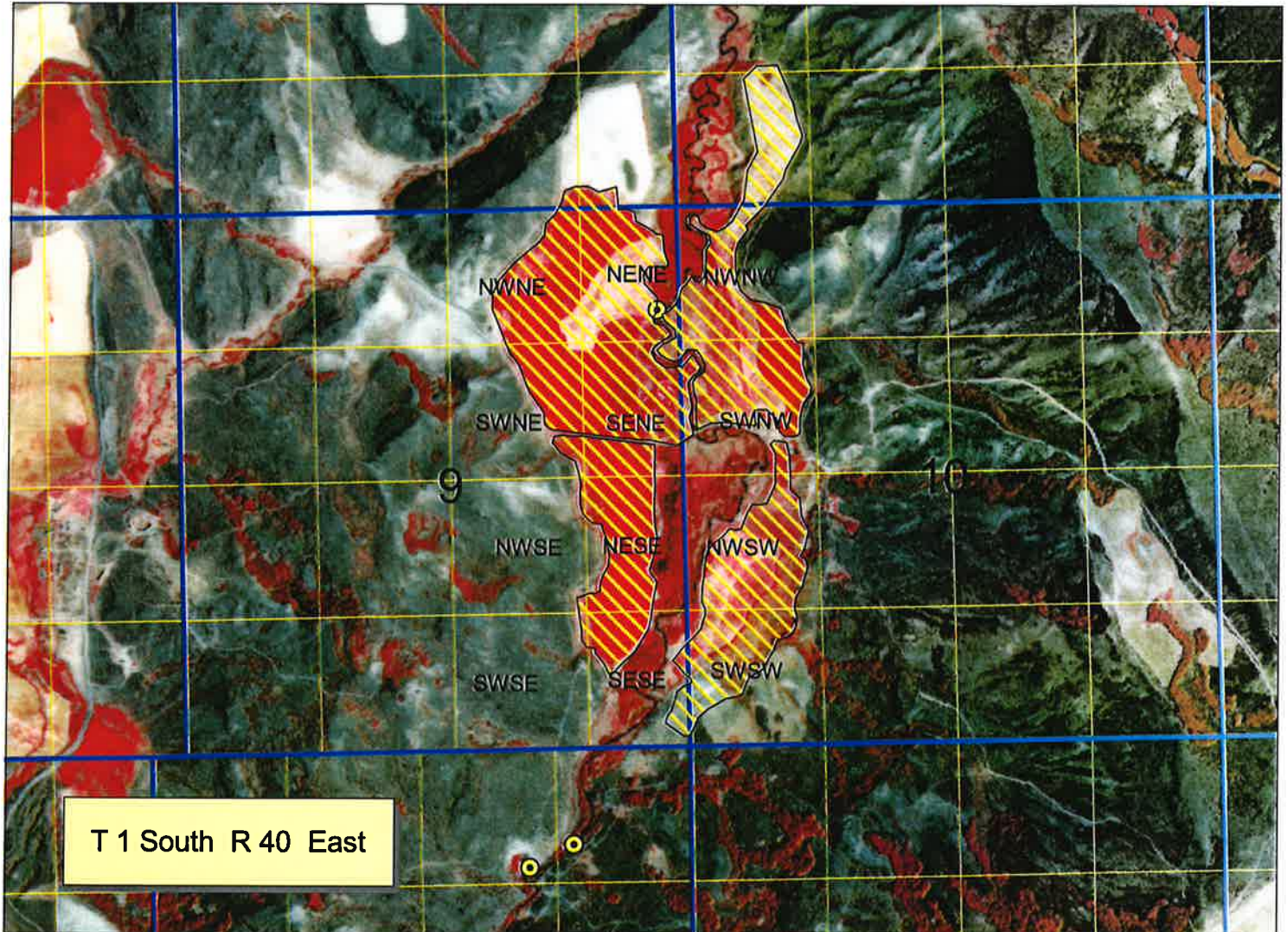


State of Idaho

Division of Water Resources

Eastern Region

Water Right(s): 25-00055B



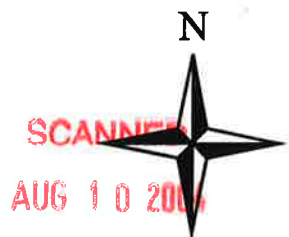
1320 0 1320 2640 3960 5280 Feet

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

PROFILED

SCANNED

APR 19 2006



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

2006 JUL 13 PM 1 45

**SUBCASE NOS.: 25-00055B and
25-00227**

page 1

AJ5809NP
No. A25-00055B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 4

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	04/01/1874	IRRIGATION	04-01 11-01	1.600 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					1.600 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 STOCKWATERING OF 300 HEAD RANGE CATTLE

Other Rights: 25-00227

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A25-00227

Other Water Rights Listing Overlapping Place(s) of Use:
A25-00227

Remarks: GEN TRANSFER 566 & 567.
FLOWS CARRIED BY RODGERS DITCH.
THIS NOTICE IS FILED TO COMBINE RIGHTS 25-0055B AND 25-0055D.
CLAIMANT ASSERTS OWNERSHIP OF BOTH PORTIONS, ORIGINATING FROM
TRANSFERS 566 AND 567.
SQUAW CREEK WATER IS USED IN PLACE OF WILLOW CREEK WATER, WHEN
AVAILABLE, FOR A PORTION OF THE PLACE OF USE.

Dates: Exam Made Date: Verified Date: 05/06/1985 Objection Filed Date:

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

AJ5809NP
No. A25-00055B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 5

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

SCANNED

JUL 25 2001

Log for claim 25-00055B

Spatial Dynamics CAT

11/13/00

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	INDISCERNIBLE
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	

PROFILED

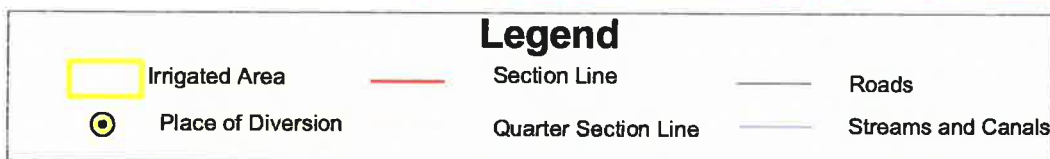
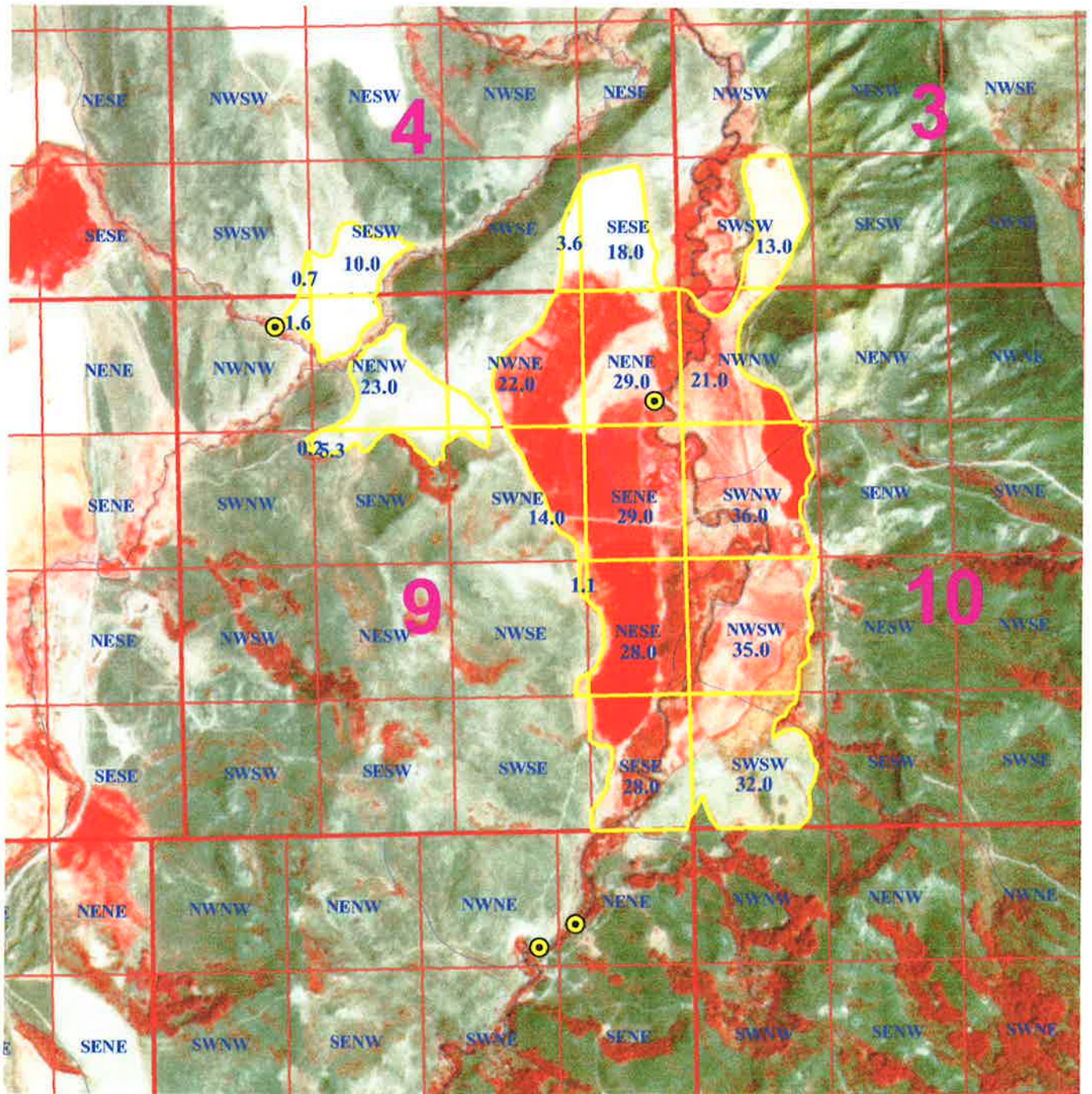
 SPATIAL
DYNAMICS

SCANNED

APR 19 2006

Water Right Claim Number 25-00055B
Township , 1S40E

11/20/2000



SPATIAL
DYNAMICS



25-55 (1.6)

NWSE of Sec 11 T3N R39E
SWNE

566

(822) 35A

1/2 NW 1/4 sec 10
1/2 SW 1/4

1/2 NE 1/4 sec 9
1/2 SE 1/4

- our records & computer
call this one 822
- current location - 822
Willow Ranch

Pool - ~~Not a pool~~
16 - T15 R40E

T15 R40E

567

- call this "A"
25-55 8 - Shows in our records as "B"

(822)

1/2 SW 1/4 sec 19
1/2 SE 1/4 T2S R40E

~~Pool - NW 1/4 Sec 14~~

253.65

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Buck, Orville	3.2		25-0055
566	Reed, William	0.8	2.4	25-0055A
567	Reed, William	0.8	1.6	25-0055B

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MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 566.

THIS IS TO Certify that WILLIAM REED, of Idaho Falls, Idaho, is the owner of and using a certain water right, bearing date of priority of April 1, 1874, for 1.6 cubic feet per second of the waters of WILLOW CREEK, in the County of Bonneville, State of Idaho, said water being decreed to the said ORVILLE BUCK, by decree of Judge Joseph C. Rich of the Fifth (now Ninth) Judicial District of the State of Idaho, in and for the County of Bingham, in the case of

THE EAGLE ROCK & WILLOW CREEK WATER CO. vs. HENRY W. KIEFER, et al
said decree bearing date of July 23, 1901, for the purpose of irrigating the following described lands, to-wit:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11,
Township 3 North, Range 39 East,
Boise Meridian, except public road;

THAT THE SAID Decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 1 of Decrees, at Page 7.

THAT THE SAID Applicant has become the owner of said land and said water right by purchase thereof.

THAT NOW, UPON THE Application of the said WILLIAM REED For a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 0.8 cubic feet per second of the waters of WILLOW CREEK, upon the lands above described, is HEREBY ABANDONED and the lands to be irrigated under such right and to which the water right, hereby confirmed, shall become appurtenant, by this Certificate for irrigation and domestic purposes, are described as follows:

W $\frac{1}{2}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 10, and
E $\frac{1}{2}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 9, all in
Township 1 South, Range 40 East, Boise
Meridian,

situate, lying and being in the County of Bonneville, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.8 cubic feet per second of the waters of
WILLOW CREEK, priority of April 1, 1874.

MICROFILMED

THAT THE WATER RIGHT hereby transferred has been diverted from the said WILLOW CREEK at a point in the

NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3) of Section 7,
Township 3 North, Range 40 East,
Boise Meridian,

and conducted to the first above described lands through the Buck Ditch, and will hereafter be diverted from the same stream at a point in

Section 16, Township 1 South,
Range 40 East, Boise Meridian

and conducted to the new place of use through the Rogers Ditch.

THAT THE LAST Above described lands have appurtenant to them a water right for 160 inches.

THAT THE RIGHT to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described as provided by the Laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be affixed at Boise, Idaho, this 27th day of July, 1936.

R. W. FARIS,
Commissioner of Reclamation



Frederick E. Drager,
Director of Water Resources

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the matter of the application of

WILLIAM REED

For a Transfer of Water Right, in Water
District No. 16, County of Bonneville.

WHEREAS, On the 20th day of July, 1936, at the Department of Reclamation of the State of Idaho, Boise, Idaho, this matter of an application of WILLIAM REED, of Idaho Falls, Idaho, for a Transfer of Water Right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and

WHEREAS, No protest has been filed against the application and the evidence filed by the applicant, with the application, shows that a greater duty of water would result by reason of the Transfer, and that no one would be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be affixed, at Boise, Idaho, this 27th day of July, 1936.

R. W. FARIS,
Commissioner of Reclamation

Frederick E. Drager
Frederick E. Drager,
Director of Water Resources

Name	No. Inches	Dating from
Orville Buck	160	April 1st, 1874.
Frank Cleverly	130	April 1st, 1874.
Caroline Heath	60	April 1st, 1876.
Abel Cleverly	80	April 1st, 1876.
O. J. Lee Jr.	150	April 1st, 1882.
Charles G. Martin	50	April 1st, 1883.
J. Davis Jr.	140	April 1st, 1884.
James Buck	145	April 1st, 1884.
Mrs. Mary C. Mann	80	April 1st, 1884.
S. I. Cox	120	April 1st, 1884.
Edward Cox	50	April 1st, 1885.
L. M. Clifford	50	April 1st, 1885.
Mrs. Christens Forbush	150	April 1st, 1885.
J. A. Senter	140	April 1st, 1885.
J. Davis Jr.	70	April 1st, 1887.
John Peterson	73	April 1st, 1888.
Henry W. Flefer	150	April 1st, 1888.
H. F. Haskins	140	April 1st, 1888.
H. F. Haskins	70	April 1st, 1884.
Horace Bowman	175	April 1st, 1883.
Bert A. Bruce	80	April 1st, 1883.
Christ Eblinden	80	April 1st, 1883.
Adam Smith	120	April 1st, 1885.
John A. Goodall	160	April 1st, 1880.
A. H. Jackson	154	April 1st, 1881.
John Ritchie	55	April 1st, 1883.
Mary Christina Ritchie) Administratrix of the estate) of Joseph Ritchie,) deceased.	45	April 1st, 1883.
Alfred Rasicot	100	April 1st, 1883.
Alfred Rasicot	100	April 1st, 1884.
Joseph Tolley	70	April 1st, 1884.
Joseph Tolley	70	April 1st, 1885.
Harvey Wahlstrom	25	April 1st, 1885.
J. H. Wahlstrom	25	April 1st, 1885.
Rasmus Nelson	175	April 1st, 1884.
Robert Irwin	40	April 1st, 1882.
Robert Irwin	60	April 1st, 1884.
James Irwin	100	April 1st, 1884.
James Irwin	100	April 1st, 1886.
William Clark	175	April 1st, 1886.
J. H. Robertson	100	April 1st, 1884.
Amelia Anderson, Adminis-) tratrix of the estate of) Martin Anderson, deceased)	120	April 1st, 1886.
J. H. Payne	157	April 1st, 1885.
Womon Elijah Palmer	45	April 1st, 1882.
John F. Williams	15	April 1st, 1882.
Womon Elijah Palmer	30	April 1st, 1885.
John F. Williams	10	April 1st, 1886.
J. D. Evans	35	April 1st, 1882.
Louis Aig, Administrator) of the estate of Jepou) Coeliver, deceased)	65	April 1st, 1882.
Robert Livingstone	100	April 1st, 1885.
J. F. Hush	150	April 1st, 1884.
Mary A. Bolden) and O. H. Bolden)	60	April 1st, 1886.
Robert Aig	30	April 1st, 1884.

JUL 25 233

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: A25-00055B

Date Received: 9/25/1989

Receipt No: 6010895

Received By: SS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

208-522-3072

83427

2. Date of Priority: APR 01, 1874

3. Source: WILLOW CREEK
SQUAW CREEK

Trib. to: SNAKE RIVER
WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	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:

HEADGATES IN STREAM TO DITCHES/REDIVERSION PUMPS, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

7. Total Quantity Appropriated is:

1.600 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

970.0 Acre Feet Per Annum.

9. Non-irrigation uses:

INCIDENTAL STOCKWATERING OF 300 HEAD RANGE CATTLE

A25-00055B

Page

1

Date: 09/29/89

MICROFILMED

NOV 06 1992

A2500055B



10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	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:
25-00227

14. Remarks:
TRANSFER 566 & 567.
FLOWS CARRIED BY RODGERS DITCH.
THIS NOTICE IS FILED TO COMBINE RIGHTS 25-0055B AND 25-0055D.

14. Remarks: Continued

CLAIMANT ASSERTS OWNERSHIP OF BOTH PORTIONS, ORIGINATING FROM TRANSFERS 566 AND 567.

SQUAW CREEK WATER IS USED IN PLACE OF WILLOW CREEK WATER, WHEN AVAILABLE, FOR A PORTION OF THE PLACE OF USE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

EAGLE ROCK WATER CO. ETAL

Decree Plaintiff

vs

HENRY KIEFER ETAL.

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 Hi Willow Ranch Corp. that I have signed the foregoing

Title

Organization document in the space below as Vice President of

Title

Hi Willow Ranch Corp. and that the statements contained in the foregoing document are true and correct.

Linda Loertscher
Signature of Authorized Agent

Vice President Hi Willow Ranch Corp.
Title and Organization

9-29-1989

Date

State of Idaho)
County of Bonneville) SS.

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

[Signature]
Notary Public

Seal

Residing at Idaho Falls, Id

My Commission Expires 22 Aug 1994

