

04/27/2005

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

RIGHT NUMBER: 27-10903

NAME AND ADDRESS: CEDAR CREEK GRAZING ASSN
C/O FRED NELSON
573 E 600 N
FIRTH ID 83236

SOURCE: CEDAR CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 01/01/1967

POINT OF DIVERSION:

T02S R39E S25 SWSWNW End of Stream Flow Within BINGHAM County
T02S R39E S30 SESWSE Begin of Stream Flow Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within BINGHAM County

T02S R38E S25	SWNW	T02S R38E S25	SENW
T02S R38E S25	NWSE	T02S R39E S30	SWSW
T02S R39E S30	SESW	T02S R39E S30	SWSE
T02S R39E S31	NWNW		

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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

04/21/2005

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

RIGHT NUMBER: 27-10903

NAME AND ADDRESS: CEDAR CREEK GRAZING ASSN
C/O FRED NELSON
573 E 600 N
FIRTH ID 83236

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TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS

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PRIORITY DATE: 01/01/1967

POINT OF DIVERSION:

T02S R39E S25 SWSNW End of Stream Flow Within BINGHAM County

T02S R39E S30 SESWSE Begin of Stream Flow Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

STOCKWATER Within BINGHAM County

T02S R38E S25

SWNW

T02S R38E S25

SENW

T02S R38E S25

NWSE

T02S R39E S30

SWSW

T02S R39E S30

SESW

T02S R39E S30

SWSE

T02S R39E S31

NWNW

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

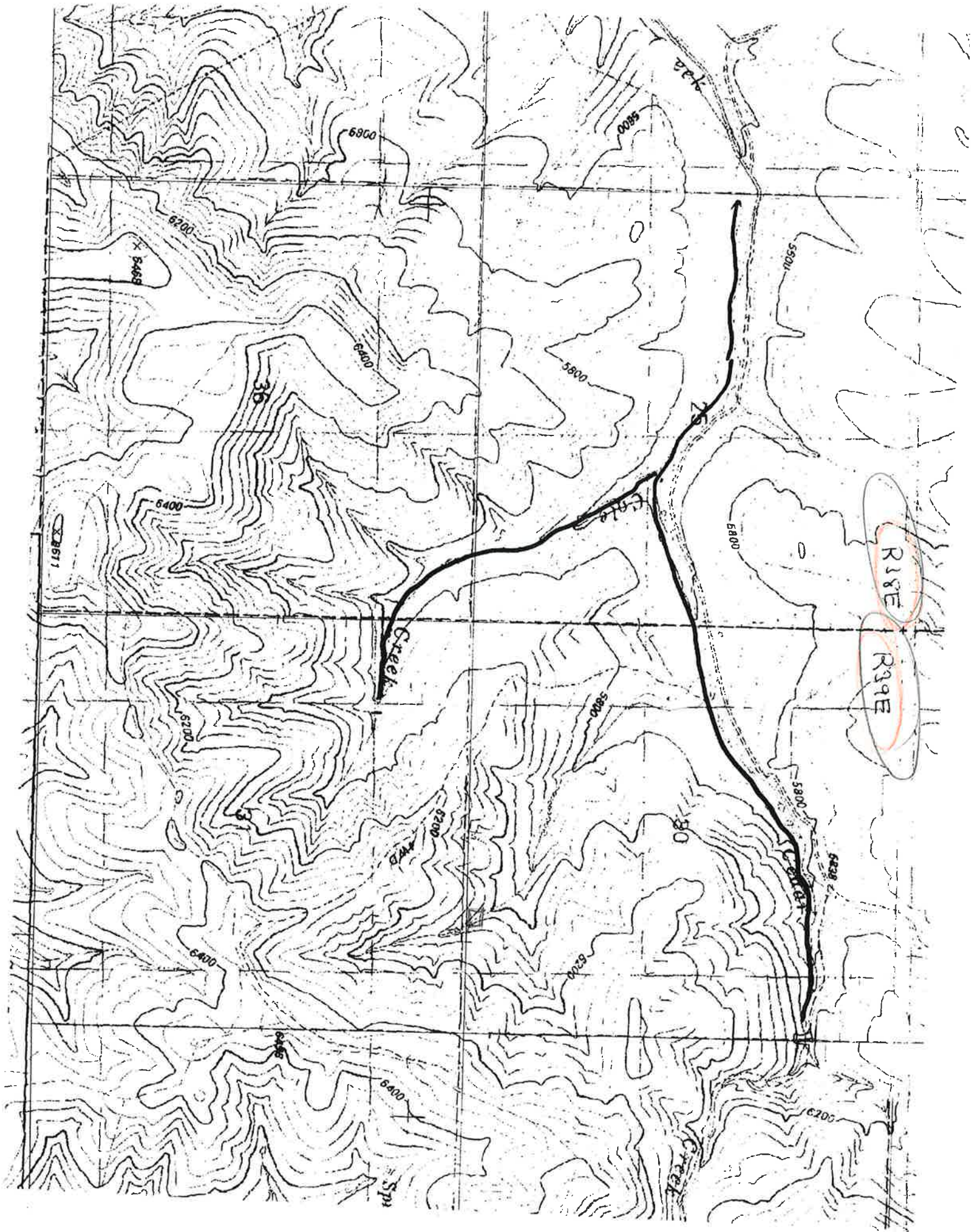
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

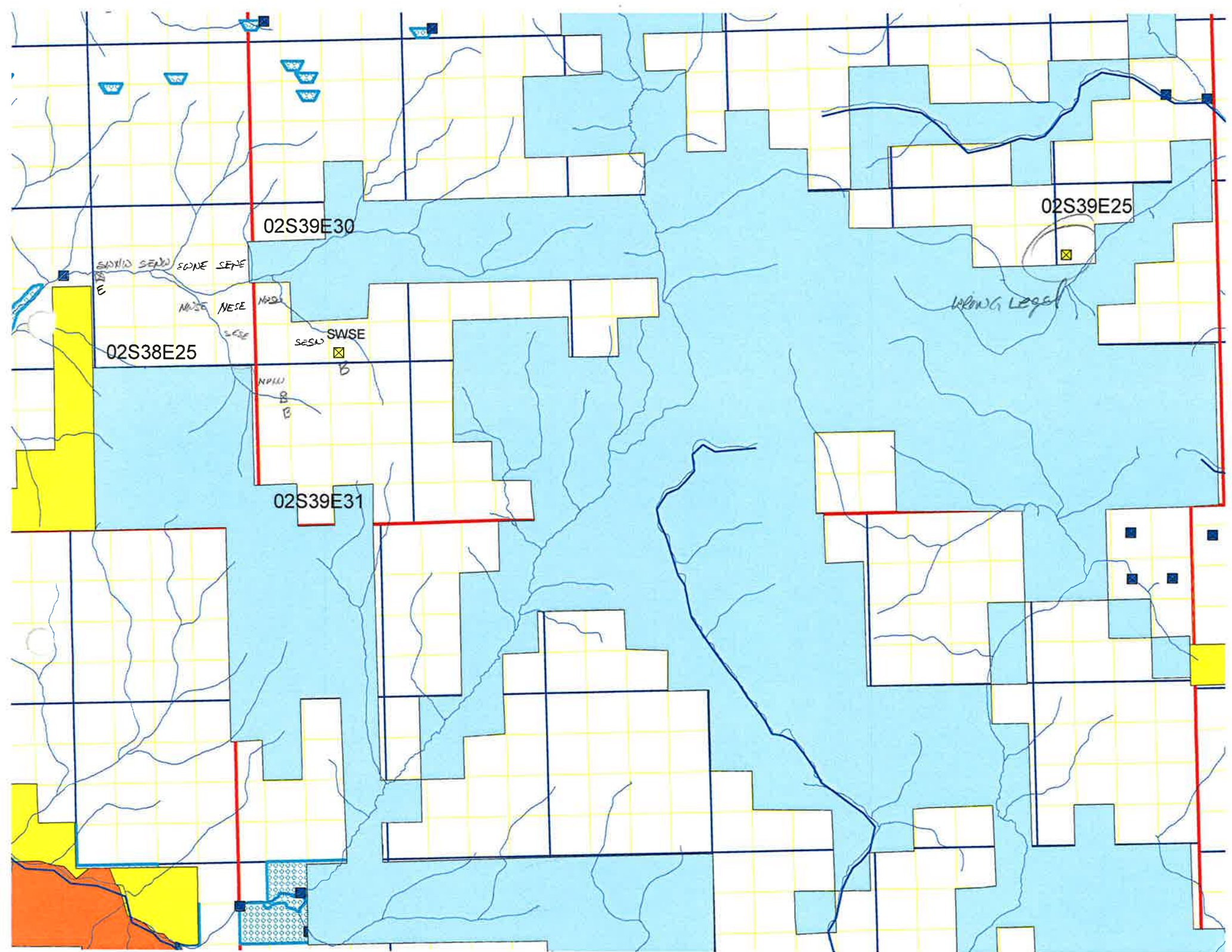
The quantity of water decreed for this water right is not a determination of historical beneficial use.

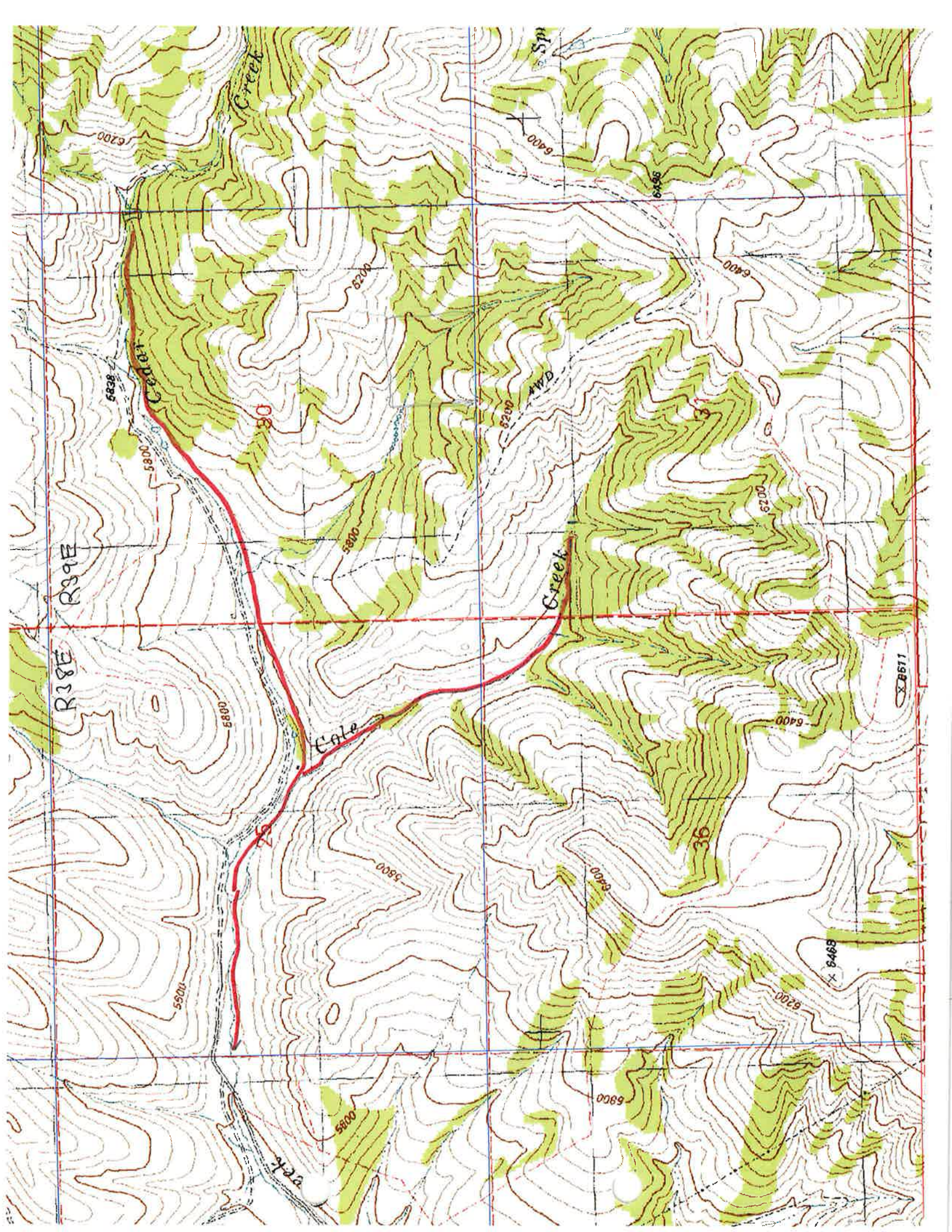
EXPLANATORY MATERIAL: Beneficial Use

PROFILED

SCANNED
MAY 25 2006







SRBA

PARTIAL DECREE 27-10904

Issued on 04-23-1999.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:	CEDAR CREEK GRAZING ASSOC % DEWAINE HAGGARD 605 E 600 N BLACKFOOT, ID 83221		
SOURCE:	GATES CREEK TRIBUTARY: CEDAR CREEK		
QUANTITY:	0.23 CFS		
	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.		
PRIORITY DATE:	01/01/1880		
POINT OF DIVERSION:	T02S R39E S20	SESW Within Bingham County NWSE SWSE	
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE Stockwater	PERIOD OF USE 01-01 TO 12-31	QUANTITY 0.23 CFS
PLACE OF USE:	Stockwater T02S R39E S20	Within Bingham County NWSE	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT 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. I.C. SECTION 42-1412(6).

*see cedar creek grazing assoc. shp +
27-10903.shp
Y combined w/ 27-10904?
sources?
EOP? priority date?
confirm volume + #
season of use?*

*17 days 5/15 - 11/1
600 gals*

*add minor creek
2S 39E 21 SESW*

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

RIGHT NUMBER: 27-10903

NAME AND ADDRESS:

CEDAR CREEK GRAZING ASSN
C/O KATHY AND RULON JONES
PO BOX 472
FIRTH ID 83236

SOURCE:

Source:

CEDAR CREEK

Tributary:

BLACKFOOT RIVER

Source:

COLE CREEK

Tributary:

CEDAR CREEK

Source:

MINER CREEK

Tributary:

BLACKFOOT RIVER

Source:

UNNAMED STREAM

Tributary:

CEDAR CREEK

QUANTITY:

0.020 CFS

6.300 AFY

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

Right Nos. 27-10903 and 27-10904 are limited to a total combined annual diversion volume of 6.3 AF.

PRIORITY DATE:

01/01/1967

POINT OF DIVERSION:

T02S R38E S25 NENENE Begin of Stream Flow
Within BINGHAM County

T02S R38E S25 SESENE Begin of Stream Flow
Within BINGHAM County

T02S R38E S25 SWSWNW End of Stream Flow
Within BINGHAM County

T02S R39E S21 SESW
Within BINGHAM County

~~T02S R39E S25 SWSWNW End of Stream Flow~~
~~Within BINGHAM County~~

T02S R39E S30 Lot 3 NENSW End of Stream Flow
Within BINGHAM County

~~T02S R39E S30 SESWSE Begin of Stream Flow~~
~~Within BINGHAM County~~

T02S R39E S31 NWSENE Begin of Stream Flow
Within BINGHAM County

T02S R39E S31 NESENW Begin of Stream Flow
Within BINGHAM County

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

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

STOCKWATER

05/15 11/01

0.020 CFS 6.30 AFY

~~01/01 12/31~~

PLACE OF USE:

STOCKWATER within BINGHAM County

T02S R38E S25 NENE

T02S R38E S25 SWNE

T02S R38E S25 SENE

T02S R38E S25 SWNW

T02S R38E S25 SENW

T02S R38E S25 NESE

T02S R38E S25 NWSE

T02S R38E S25 SESE

T02S R39E S21 SESW

T02S R39E S30 Lot 3 NWSW

~~T02S R39E S30 SWSW~~

T02S R39E S30 SESW

T02S R39E S30 SWSE

T02S R39E S31 NENE

T02S R39E S31 SENE

T02S R39E S31 NENW

~~T02S R39E S31 NWNW~~

T02S R39E S31 Lot 1 NWNW

T02S R39E S31 SENW

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 is not a determination of historical beneficial use.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 600 cow-calf pairs.

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

RIGHT NUMBER: 27-10903

NAME AND ADDRESS: CEDAR CREEK GRAZING ASSN
C/O FRED NELSON
573 E 600 N
FIRTH ID 83236

SOURCE: CEDAR CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 01/01/1967

POINT OF
DIVERSION:

T02S R39E S25 SWSWNW End of Stream Flow Within BINGHAM County
T02S R39E S30 SESWSE Begin of Stream Flow Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

STOCKWATER Within BINGHAM County

T02S R38E S25	SWNW	T02S R38E S25	SENW
T02S R38E S25	NWSE	T02S R39E S30	SWSW
T02S R39E S30	SESW	T02S R39E S30	SWSE
T02S R39E S31	NWNW		

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

The quantity of water decreed for this water right 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

October 9, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

CEDAR CREEK RANCH
C/O RULON AND KATHY JONES
PO BOX 473
FIRTH ID 83236

RE: Notice of Change of Address for 27-10903 and Notice of Completed Administrative Proceeding (NCAP)

Dear Rulon and Kathy Jones:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of a change of address for the above referenced water right(s). Based on this change, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Bobby Kern
Office Specialist II

Enclosure

cc Jeanette Wolfley (Shoshone-Bannock Tribe)

SCANNED
NOV 03 2008

In Re SRBA)
)
Case No. 39576)
)
_____)
)

Water Rights: 27-10903

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

☐ point of diversion	☐ place of use
☐ period of use	☐ nature of use
☐ split of water right	☐ change in ownership

Signature of IDWR Representative

Page 1

CERTIFICATE OF MAILING

I certify that on October 29, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Cedar Creek Ranch
C/O Rulon and Kathy Jones
3985 N 3773 E
Liberty UT 84310

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Cedar Creek Ranch
C/O Rulon and Kathy Jones
PO Box 472
Firth ID 83236

4. One copy to:

Each party in the subcase, or attorney of record:
Jeanette Wolfley
Special Counsel
Shoshone-Bannock Tribe
202 N Arthur
Pocatello ID 83202

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

SCANNED

NOV 03 2008

Bobby Kerr

Signature of person or attorney mailing the form

10/09/2008

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

RIGHT NUMBER: 27-10903

NAME AND ADDRESS: CEDAR CREEK GRAZING ASSN
C/O KATHY AND RULON JONES
PO BOX 472

FIRTH ID 83236

SOURCE: CEDAR CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS
8.44 AFY

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

PRIORITY DATE: 01/01/1967

POINT OF
DIVERSION:

T02S R39E S25 SWSWNW End of Stream Flow Within BINGHAM County
T02S R39E S30 SESWSE Begin of Stream Flow Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS 8.44 AFY

PLACE OF USE: STOCKWATER in BINGHAM County

T02S R38E S25	SWNW	T02S R38E S25	SENW
T02S R38E S25	NWSE	T02S R39E S30	SWSW
T02S R39E S30	SESW	T02S R39E S30	SWSE
T02S R39E S31	NWNW		

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

The quantity of water decreed for this water right 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.

SCANNED

NOV 03 2008

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 600 cow-calf pairs and 100 elk.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**CHANGE IN ADDRESS**

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

- [] Water Right Number(s): 27-10903
- [] Name(s): Cedar Creek Ranch
c/o Rulon Jones
c/o Kathy Jones
- [] Old Mailing Address: 3985 N. 3775 E.
Liberty Utah 84310
- [] New Mailing Address: P.O. Box 472
Firth ID 83236
- Telephone Number: (208) 346 - 1631
- Email: rujon@utahelkhunt.com
- [] Signature(s) of Owner(s) Kathy Jones
owner
(Include your title if on behalf of company or organization)
- Date: 10/3/08

Send to:

IDWR Northern Region
7600 Mineral Dr., Suite 100
Coeur d'Alene, ID 83815
(208) 762-2800

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

SCANNED
NOV 03 2008

03/02/2007

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

RIGHT NUMBER: 27-10903

NAME AND ADDRESS: CEDAR CREEK GRAZING ASSN
C/O KATHY AND RULON JONES
3985 N 3775 E
LIBERTY UT 84310

SOURCE: CEDAR CREEK TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS
8.440 AFY

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

PRIORITY DATE: 01/01/1967

POINT OF DIVERSION:

R39E
T02S ~~R39E~~ S25 SWSNW End of Stream Flow Within BINGHAM County
T02S R39E S30 SESWSE Begin of Stream Flow Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

T02S R39E S31 SENWNW Begin

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS 8.44 AFY

PLACE OF USE: STOCKWATER in BINGHAM County

T02S R38E S25	SWNW	T02S R38E S25	SENW
T02S R38E S25	NWSE	✓ T02S R39E S30	~~NW~~ SWSW
✓ T02S R39E S30	SESW	✓ T02S R39E S30	SWSE
T02S R39E S31	NWNW		
<i>02S 38E S25 SWNE SENE NESE SESE</i>			

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

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

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 600 cow-calf pairs and 100 elk.

CERTIFICATE OF MAILING

I certify that on September 29, 2006, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:

CEDAR CREEK GRAZING ASSN
C/O KATHY AND RULON JONES
3985 N 3775 E
LIBERTY UT 84310

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

4. One copy to:

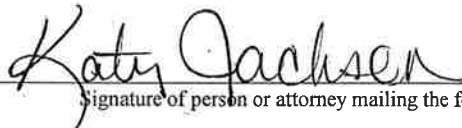
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

09/18/2006

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

RIGHT NUMBER: 27-10903

NAME AND ADDRESS: CEDAR CREEK GRAZING ASSN
C/O KATHY AND RULON JONES
3985 N 3775 E

LIBERTY UT 84310

SOURCE: CEDAR CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 01/01/1967

POINT OF

DIVERSION: T02S R39E S25 SWSWNW End of Stream Flow Within BINGHAM County

T02S R39E S30 SESWSE Begin of Stream Flow Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within BINGHAM County

T02S R38E S25	SWNW	T02S R38E S25	SENW
T02S R38E S25	NWSE	T02S R39E S30	SWSW
T02S R39E S30	SESW	T02S R39E S30	SWSE
T02S R39E S31	NWNW		

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

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

September 29, 2006

CEDAR CREEK GRAZING ASSN
C/O KATHY AND RULON JONES
3985 N 3775 E
LIBERTY UT 84310

RE: Notice of Change of Address for 27-10903 and Notice of
Completed Administrative Proceeding (NCAP)

Dear Claimant:

On August 18, 2006, the Idaho Department of Water Resources (IDWR) received a change of address for the above referenced water right(s). Based on this change, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Katy Jackson
Office Specialist 1

Enclosure

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
- 25 13812	_____	___	_____	_____	___
- 25 13813	_____	___	_____	_____	___
- 25 13814	_____	___	_____	_____	___
- 25 13815	_____	___	_____	_____	___
- 27 10903	_____	___	_____	_____	___
- 27 10904	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

Sent
to Boise
CWT
8/18/06

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Cedar Creek Grazing Assn. / Maurice Gentillon
505 East 850 No. Arden Rd. 83234

4. New Owner/Claimant(s)

Rulon and Kathy Jones

Name Connector (Check one): ☐ and, ☐ or ☐ and/or

New Mailing Address

3985 No 3775 East

City, State and ZIP Code

Liberty Utah 84310

New Telephone Number

(801) 745 4101

5. Date you acquired the property

06/02/06

RECEIVED

AUG 18 2006

Department of Water Resources
Eastern Region

ADDRESS CHANGE ONLY

Exhibit "A"

Real property in the County of Bingham, State of Idaho, described as follows:

Township 2 South, Range 38 E.B.M., Bingham County, Idaho

Section 25: S $\frac{1}{2}$; E $\frac{1}{2}$ NE $\frac{1}{4}$; S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPT all phosphates; S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT all phosphates

Section 26: SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT all phosphates

Township 2 South, Range 39 E.B.M., Bingham County, Idaho

Section 15: ALL, EXCEPT all coal and other minerals

Section 17: S $\frac{1}{2}$ SE $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 20: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 21: NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 22: NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 23: N $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPT all coal and other minerals; SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPT all coal and other minerals, SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 26: N $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 27: NE $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 28: NW $\frac{1}{4}$ SW $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 29: N $\frac{1}{2}$ S $\frac{1}{2}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, EXCEPT all coal and other minerals

Section 30: E $\frac{1}{2}$ SE $\frac{1}{4}$, EXCEPT all coal and other minerals; SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT all phosphates; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Lots 3 and 4

Section 31: Lots 1, 2 and 3, E $\frac{1}{2}$ W $\frac{1}{2}$; NE $\frac{1}{4}$, EXCEPT all phosphates

**ESCROW INSTRUCTIONS
(RELINQUISHED PROPERTY)**

TO: FIRST AMERICAN TITLE COMPANY ("You" or "Escrow Agent" or "Closing Agent")

RE: Escrow No. _____
Purchase of Cedar Creek Grazing Association, Inc. Shares of Stock

THESE INSTRUCTIONS will constitute the instructions of:

Rulon and Kathy Jones ("Buyer"); and,

Cedar Creek Grazing Association, Inc. ("Company"), and FRED NELSON, a married man, MAURICE GENTILLON, a married man, LADINE GENTILLON, a married woman, MARCEL GENTILLON, a married man, ~~ARLYN HAGGARD~~, a single woman, CLAINÉ HAGGARD, a married man, KENNETH JOHNSON, a married man, ILENÉ JOHNSON, a married woman, DELON HAGGARD, a married man, REBECCA HAGGARD, a married woman, DEWAINE HAGGARD, a married man, and VAN NELSON, a married man (collectively "Sellers").

Buyer and Seller have entered into a Stock Purchase Agreement, which is incorporated herein by this reference thereto. Pursuant to said Agreement, Buyer is obligated to pay \$3,600,000.00, payable as follows: 1) \$100,000.00 escrow already on deposit; 2) \$2,000,000.000 in payable at closing; and 3) \$1,500,000.000 in cash or certified check payable on or before December 30, 2006.

You are instructed to disburse the aforesaid \$3,600,000.000 as follows:

1. Four Percent (4%) of the total sum of \$3,600,000.00 shall be payable to J.W. Dunford & Associates upon Closing.
2. The remaining amount shall be paid to the shareholders of the Company in accordance with their ownership shares, less attorneys fees payable to Ehardt & Torgesen, PLLC, which amount is on file with Escrow Agent, which attorneys fees shall be payable upon closing. Please make the shareholder checks payable to each individual shareholder.
3. Notwithstanding the above, all closing costs and long-term escrow fees shall be shared equally by Buyers and Sellers.
4. All property taxes due and owing on any and all assets of the Company shall be prorated between the parties.

**ASSIGNMENT OF STOCK
AND
AGREEMENT TO ACT AS NOMINEES**

FOR VALUE RECEIVED, MAURICE GENTILLON AND LADINE GENTILLON, husband and wife ("Assignors"), do hereby assign, convey, quitclaim and transfer to RULON JONES AND KATHY JONES, husband and wife ("Assignee"), all of their right, title and interest in and to One Hundred (100) Shares of Stock of Cedar Creek Grazing Association, Inc. (the "Assets").

Assignors hereby agree to transfer all of their right, title and interest in and to said Assets in an expeditious manner, but acknowledge that the transfer of some or all of the Assets could be delayed due to the paperwork involved. In the interim, Assignors agree to hold title to such assets as nominees for Assignee until such time as the actual title can be issued in Assignee's name.

Assignors hereby direct their counsel and accountant to transfer such interests in said Assets to said Assignee, reflecting such transfer effective the ____ day of June, 2006.

ASSIGNORS/
NOMINEES:

Maurice Gentillon
MAURICE GENTILLON

Ladine Gentillon
LADINE GENTILLON

STATE OF IDAHO)
)ss.
COUNTY OF BONNEVILLE)

On this ____ day of June, 2006, before me, the undersigned Notary Public in and for said State, personally appeared MAURICE AND LADINE GENTILLON, husband and wife, known or identified to me to be the person whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal the day and year in this certificate first above written.

NOTARY PUBLIC, State of Idaho
Residing at _____
Commission expires: _____

August 8, 2006

Roulan Jones
3985 N 3775 E
Liberty UT 84310

RE: 27-10903

Dear Mr. Jones,

I received a phone call from Maurice Gentillon this morning. He informed me that on June 2, 2006 he sold Cedar Creek Grazing Assn to you. This claim is currently in front of the SRBA court. If you fill out the enclosed Change of Water Right Ownership with a signed copy of the Warranty deed, there will be no charge to change the ownership. Once the court has decreed this right there is a \$25.00 fee associated with the change. Please return to the following address:

IDWR
Eastern Region
Attn: Katy Jackson
900 N Skyline Dr Ste A
Idaho Falls ID 83402

If you should have any questions, feel free to contact our office at 208-525-7161.

Thank you,

Katy Jackson
Office Specialist 1

Enclosure

Jackson, Katy

From: McHugh, Candice
Sent: Friday, July 28, 2006 11:05 AM
To: Carlsen, Ernie; Williams, Ray; Bird, Cindy
Cc: Jackson, Katy
Subject: RE: 27-10903 (Cedar Creek Grazing Assn)

That works for me.

-----Original Message-----

From: Carlsen, Ernie
Sent: Wednesday, July 19, 2006 4:40 PM
To: McHugh, Candice; Williams, Ray; Bird, Cindy
Cc: Jackson, Katy
Subject: RE: 27-10903 (Cedar Creek Grazing Assn)

Since the claimant has not changed I view this as a change in address and have asked Katy to prepare an NCAP based my telephone conversation with the county assessor.

Ernie

-----Original Message-----

From: McHugh, Candice
Sent: Wednesday, July 19, 2006 3:53 PM
To: Carlsen, Ernie; Williams, Ray; Bird, Cindy
Cc: Jackson, Katy
Subject: RE: 27-10903 (Cedar Creek Grazing Assn)

Let's give them a call (or Janet) and we'll get a change of ownership to them too.

Thanks Ernie,
Candice

*Maurice Gentillon
346-6704*

NCAP

-----Original Message-----

From: Carlsen, Ernie
Sent: Wednesday, July 19, 2006 3:22 PM
To: Williams, Ray; Bird, Cindy
Cc: McHugh, Candice; Jackson, Katy
Subject: RE: 27-10903 (Cedar Creek Grazing Assn)

Bingham County Assessor records show contact for Cedar Creek Grazing Assn is Maurice Gentillon at 505 E 850 N, Firth ID 83236 phone 346-6757.

Ernie

-----Original Message-----

From: Williams, Ray
Sent: Wednesday, July 19, 2006 1:47 PM
To: Carlsen, Ernie; Bird, Cindy
Cc: McHugh, Candice
Subject: 27-10903 (Cedar Creek Grazing Assn)

Ernie or Cindy,

I got a call from Janet at the SRBA. They missed sending out a notice for the initial hearing, so Janet attempted calling the claimant (Fred Nelson 346-6757). She got an elderly lady that didn't know a lot except that they no longer own this right. I don't see any changes of ownership, etc. that have been filed. Do you by chance know anything the ownership on this one?

Thanks,

Ray



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

July 29, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Cedar Creek Grazing Assn
Attn: Maurice Gentillon
505 E 850 N
Firth ID 83236

RE: Notice of Change of Address for 27-10903 and Notice of
Completed Administrative Proceeding (NCAP)

Dear Claimant:

On July 19, 2006, the Idaho Department of Water Resources (IDWR) was informed that the address for Cedar Creek Grazing Assn had changed. Based on this change, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree

For Katy Jackson
Office Specialist 1

Enclosure

07/29/2006

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

RIGHT NUMBER: 27-10903

NAME AND ADDRESS: CEDAR CREEK GRAZING ASSN
C/O MAURICE GENTILLON
505 E 850 N
FIRTH ID 83236

SOURCE: CEDAR CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 01/01/1967

POINT OF

DIVERSION: T02S R39E S25 SWSWNW End of Stream Flow Within BINGHAM County

T02S R39E S30 SESWSE Begin of Stream Flow Within BINGHAM County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER Within BINGHAM County

T02S R38E S25

SWNW

T02S R38E S25

SENW

T02S R38E S25

NWSE

T02S R39E S30

SWSW

T02S R39E S30

SESW

T02S R39E S30

SWSE

T02S R39E S31

NWNW

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

The quantity of water decreed for this water right 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

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Water Rights: 27-10903

Case No. 39576)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ I.C. § 42-222 transfer

☐ point of diversion ☐ place of use

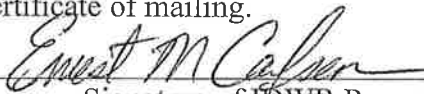
☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 31, 2006



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on AUGUST 04, 2006, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
CEDAR CREEK GRAZING ASSN
ATTN MAURICE GENTILLON
505 E 850 N
FIRTH ID 83236

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

4. One copy to:

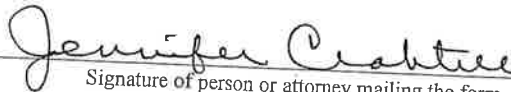
Each party in the subcase, or attorney of record
JEANETTE WOLFLEY
ATTORNEY AT LAW
202 N ARTHUR
POCATELLO ID 83204

5. One copy each to:

Chief Natural Resources Division
~~Office of the Attorney General~~
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

BROADMOUTH CANYON RANCH

FAX MEMO

TO: Katie Jackson 208-525-7177

FROM:

**Rulon Jones
3985 North 3775 East
Liberty, Utah 84310
Phone (801) 745-1912
Fax (801) 745-0387**



Total # of pages including cover sheet = 2

Comments:

Please call me if you need anything else

801-745-4101 home

801-430-3834 cell

thanks, Kathy Jones



BROADMOUTH CANYON RANCH

FAX MEMO

TO: Katie Jackson

FROM:

**Rulon Jones
3985 North 3775 East
Liberty, Utah 84310
Phone (801) 745-1912
Fax (801) 745-0387**

Total # of pages including cover sheet = 2

Comments:

**Katie, I couldn't locate the warrantee deed. Here is the property description. I have a call into the title company in Blackfoot. I hope to have that warrantee deed soon.
Please call me if this exhibit "A" will work.**

801-745-4101 home

801-430-3834 cell

thanks, Kathy Jones



04/27/2005

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:

Water right number: 27-10903
CEDAR CREEK GRAZING ASSN
C/O FRED NELSON
573 E 600 N
FIRTH ID 83236
Telephone Number: (208)346-6757

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

SCANNED
MAY 25 2005

PROFILED

27-10903-

- post. - need to confirm streams.
- post - list all QQ between B & E .

- not sure about priority -

Bird, Cindy

From: Bird, Cindy
Sent: Monday, July 18, 2005 9:52 AM
To: Crabtree, Jennifer
Subject: RE: Basin 27 Questions

Roxine Stone: We don't show that we ever had a file on her or this number.
The NOE is still in the file for 27-10903, so would you please send the NOE and PDR out on this one.
Joseph Thorpe is a reserved right and it doesn't look like it was sent out either so it will also need to be sent out.
Pamela and Bruce Lake has a PDR in the file but I don't know if it was sent out either. Probably better send it too.

thanks,
Cindy

-----Original Message-----

From: Crabtree, Jennifer
Sent: Friday, July 15, 2005 3:32 PM
To: Bird, Cindy
Cc: Carlsen, Ernie; Jackson, Katy
Subject: Basin 27 Questions

Howdy. I found 4 recommendations we can't be sure were ever mailed:

Pamela and Bruce Lake, 27-12070

Roxine Stone, 27-7076

Cedar Creek Grazing Assn, 27-10903

Joseph "Frank" Thorpe Jr., Reserved Right 27-11398

Let me know if you have anything in the files that would tell us. If you need these recommendations mailed, we can do that, too.

Thanks, Jen

Notes

6/20/03. Marcel Gentile called for Cedar Creek Grazing. He is the president of the association.

They purchased this in 1967 from Walt Vandusford. I told him to get me a copy of the warranty deed, or check Vandusford's warranty deed, or abstract of title for any conveyance of water.

They change the board members every 2 years. I suggested that they make a note in their files to update the address with water resources.

11/9/04 Instream Stock.

11-18-04 Disallowed letter. BP

12-20-04 Marcel called. He has done & will send. I gave him til 12-28-04. BP

12-21-04 Received Clamont's letter, etc. BP

12-21-04 Sent 2nd disallow letter BP

4/21/05 Cedar Creek is only located in the below referenced Q's. The other sections are

different sources.

Point of Encl. SW SW NW Sec. 25 T2S R38E

Point of Begin SE SWSE Sec. 30 T2S, R39E

POU SW SW, SE SW, SWSE Sec. 30, T2S, R39E

* Instream Stock 0.02 cfs. only Sec. 25, T2S R38E.

recommend priority of 4/1/1967. We don't have documents to support anything else.

Claim no. A27-10903

Claimant Contact Log

Date	Remarks	Agent initials
------	---------	----------------

9-21-2004

Remarks

Agent initials

AWJ

At the end of July 2004, I met with two members of the Cedar Creek Grazing Association. They are brothers, Marcel & Maurice Gentillon (Phone # 208-346-6704 + 346-6757). Their President is Ken Johnson, their Secretary is Fred Nelson @ 573 E. GOON, Pith, ID 83236.

There are 2 other members, Van Nelson & Delwaine Haggard.

I have enclosed a USGS Map which shows the corrected stream flow on Cedar Creek & Cole Creek where the cattle drink directly from the stream. The claim needs to be corrected.

I requested that the Gentillon brothers secure evidence of priority. As of this date none has been forwarded.

^{*still need.} They also had an old ownership map of the old homesteads of which I requested a copy. So far I have not received any copies.

Cfs on claim will also need to be changed to no more than 13,000 gallons per day.



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

21 December 2004

COPY

% Marcel Gentillon
Cedar Creek Grazing Assoc.
900 North 550 East
Firth, Idaho 83236

Re: Snake River Basin Adjudication (SRBA)
Claim 27-10903

Subject: **CLAIM RECOMMENDATION
DISALLOW INSUFFICIENT EVIDENCE**

Dear Claimant(s):

Thank you for your letter dated December 20 that included a letter from Charles Just to the Grazing Association and a copy of the IDWR Water Right and Adjudication Search page copied from the Department's Web page. A copy of the information contained in our database is not considered evidence. It only shows that a claim has been filed.

What is considered acceptable evidence is outlined in the brochure we sent you on May 12, 2003. I am enclosing a second copy for your reference.

Please be advised that what we now have on file is insufficient evidence to support the claim and it is being disallowed.

Very truly yours,

Barbara Payne

Enclosure:
Evidence of Priority

20 December 2004

Department of Water Resources
15 West Center Street
Soda Springs, Id 83276

Snake River Basin Adjudication (SRBA)
Claim 27-10903

Cedar Creek Grazing Assoc. purchased this ranch in 1967 from Walt Vanderford, various sections in TWP 2s, Rge 38 & 39 E.B.M. Bingham County, Idaho. There was an old cabin on section 25. We have a spring that we use for domestic water in the cabin we built later, on section 25 and we also water the pasture around the cabin. This spring does not run into any creek. We have also developed three Springs in Cole canyon and one in Jemmett canyon in section 31.

There are a lot of springs on this ranch. Walt Vanderford developed a spring on section 22 and cemented a spring house where he kept his sheep camp headquarters. It is still in good condition and we use it for domestic uses.

We have developed 12 Springs in different canyons with large rubber tires for the stock to water. Some are on State Land that we lease.

We work with Robert Brammer of the State Lands Department in Idaho Falls. We received this IDWR Water Right and Adjudication form from Harold W. Jones. He also told me to gather information on as many Homesteads as possible. I have received one letter and have talked to others but have not received any letters from them. All of the original homesteaders are deceased.

Association Members are: Marcel Gentillon—Maurice Gentillon—Kenneth Johnson—Dewaine Haggard—Van Nelson & Fred Nelson.

Sincerely



Marcel Gentillon
900 N 550 E
Firth, Id 83236



Charles J. Just
165 So. Lloyd Circle
Idaho Falls, Idaho 83401
(208) 522-5454
e/mail
avbcjjust@aol.com

August 23, 2004

Ceder Creek Grasing Assoication
c/o Marcel Gentillon
900 North 550 East
Firth, Idaho 83236

You have requested history on Just Springs to present to the Water Resourse Board.

My mother and father, Alvin D. Just and Dora Hilliard Just homesteaded this property, erected a cabin and developed the spring now called Just Spring. I was born October 29, 1927 and we spent our summers at the homestead until I was seven years old.

If I can be of further service to you about the history of Just Springs or Just Creek please contact me.

Personal regards,


Charles J. Just



IDWR Water Right and Adjudication Search

Note: This search tool identifies active water rights and active transfers. If you want to search both active and inactive water rights, please check the box below. ☐ Search for both active and inactive water right records.

Search Results

Type of Query		USAGE INSTRUCTION
☐ All SRBA & Water Rights		
SRBA	Water Rights	
☐ Claims	☐ Applications	
☐ Recommendations	☐ Permits	
☒ Both	☒ Decrees, Licenses and Statutory Claims	
	☐ Transfers	
	☐ All of the above	



Basin Who What When Where Clear Search Help

Query parameters:

OrganizationName = Cedar Creek Grazing

Search for: active Records

Information for type: Claim

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
Details	1	27	10903			Beneficial Use	Active	1880-01-01	0.23	CEDAR CREEK	STOCKWATER	CEDAR CREEK GRAZING ASSN (Current)
Related Documents												

Information for type: Statutory Claim, Decree and License

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
Details	2	25	13812			Decreed	Active	1880-01-01	0.02	ALLEY LYONS CREEK	STOCKWATER	CEDAR CREEK GRAZING ASSN (Current)
Details	3	25	13813			Decreed	Active	1880-01-01	0.02	SELLARS CREEK SOUTH FORK	STOCKWATER	CEDAR CREEK GRAZING ASSN (Current)
Details	4	25	13814			Decreed	Active	1880-01-01	0.23	MILL CREEK	STOCKWATER	CEDAR CREEK GRAZING ASSN (Current)
Details	5	25	13815			Decreed	Active	1880-01-01	0.02	MARIE CREEK	STOCKWATER	CEDAR CREEK GRAZING ASSN (Current)
Details	6	27	10904			Decreed	Active	1880-01-01	0.23	GATES CREEK	STOCKWATER	CEDAR CREEK GRAZING ASSN (Current)

Number of records = 6

[illegible]

Information Search (WR/AJ)

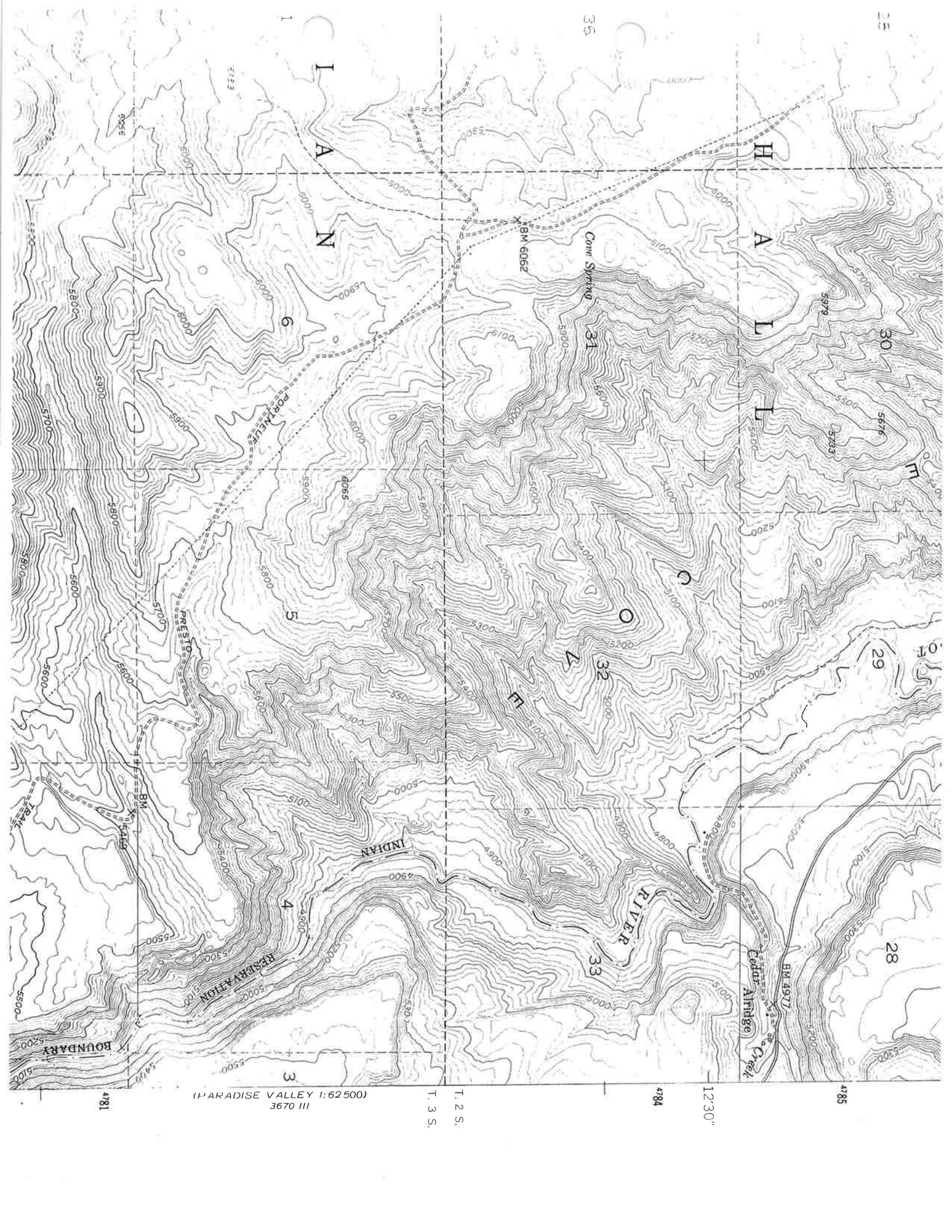
[illegible]

The number of records is 4

View Documents

Parameters

Results



4781

(PARADISE VALLEY 1:62500)
3670 III

T. 2 S.
T. 3 S.

4784

1230'

4785



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

18 November 2004

Cedar Creek Grazing Assoc.
505 East 850 North
Firth, Idaho 83236

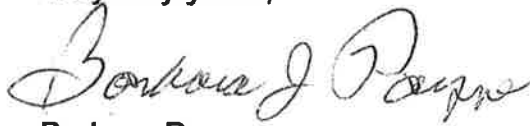
Re: Snake River Basin Adjudication (SRBA)
Claim 27-10903

Subject: **CLAIM RECOMMENDATION - DISALLOW**

Dear Claimant(s):

Please be advised that since we have had no response from you, we will recommend to the Court that the above referenced claim be disallowed.

Very truly yours,


Barbara Payne

COPY



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Cedar Creek Grazing Assoc.

~~% Dewaine Haggard~~ 505 East 850 North
~~60 East 600 North~~ Firth, Idaho 83236
~~Blackfoot, Idaho 83221~~

May 12, 2003

Re: Evidence of Priority

Claim No.(s) A27-10903

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by June 30, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Adjudication Claim Report

4/11/1989

IRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Cedar Creek Grazing Assn.

CLAIM IDENT. NO. A27-10903

DATE RECEIVED 5-30-89

CK # 1076

AMOUNT \$ 150

YES NO Required Info?

1. Is the name and address complete with zip code? X — *
2. Is a priority date entered? X — *
- Is the priority date acceptable in view of mandatory filing dates? X — *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. X — *
3. (a) Is a source entered? X — *
- (b) Is a tributary to entered? (if required) N/A X — *
4. Is the legal description of the p.d. sufficient? X — *
5. Is there a description of the diverting works? X — *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. X — *
- Is the period of use included? X — *
- Is a quantity claimed for each use? X — *
7. Is a total quantity claimed entered? X — *
8. If required is a consumptive use entered? N/A X — *
- Is the consumptive use correct? N/A X — *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A X — *
10. Is (are) the place(s) of use and purpose(s) indicated? X — *
11. Is (are) the county(ies) entered? X — *
12. Is the ownership of p.u. checked? X — *
13. Are other water rights listed or "none" indicated? X — *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A X — *
15. Is the basis of the claim indicated? X — *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A X — *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. X — *
18. Has the claim been signed, sealed, and dated by a notary? X — *
19. Was this claim filed on time, or was an extension granted? X — *
20. Is the fee enclosed correct? Exempt X — *
21. If this claim is based on an existing water right, has the identification number been entered? N/A X — *
22. Should this claim be data entered? X — *

Claim checked by: DM Date: 7/6/89

Claim must be returned to claimant: (Yes) X (No)

Claimant must be notified of modifications: X (Yes) (No)

Receipt Prepared by: SS-8-9-89 Date:
Claim data entered by: SS-8-9-89 Date: Checked by: Date:
Sent to claimant by: Date:

Comments: INSTREAM STOCKWATER ON SHORT FORM. ASSUMING FROM FLOW

RATE THAT CLAIMANT IS WATERING 1000 CATTLE

NOV 12 1992

AJ5856NP

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

DATE: AUG-25-1997

PAGE: A-21

RIGHT NUMBER: 27-10903

NAME & ADDRESS: CEDAR CREEK GRAZING ASSOC
% DEWAINE HAGGARD
60 E 600 N
BLACKFOOT ID 83221

SOURCE: CEDAR CREEK TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.23 CFS

PRIORITY DATE: 01/01/1880

POINT OF DIVERSION:	T02S R39E S25	SWNW	Within BINGHAM County
		SENW	
		NWSE	
		SESE	
	S30	SWSW	
		SESW	
		SWSE	
	S31	NWNW	

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER S/1000 CATTLE	01-01 12-31	0.23 CFS

PLACE OF USE:	STOCKWATER	Within BINGHAM County	
	T02S R39E S25	SWNW	SENW
		SWSW	SESW
	S30	NWNW	NWSE
	S31		SESE

Lot 5 1, 2, 3
*E2W2 * NE 4*
Lot 3, 4
*SESW * NESE **
S2SE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

*No Section 25**416.850 acres**30 - RP - 0580700**31 - RP - 0580900**no improvements*Verified by *Sandy* Date: *9-15-97*Verification Source: *Computer Printout*



Done 2/15/07 CB

**SHOSHONE-BANNOCK TRIBES
TRIBAL WATER RESOURCES DEPARTMENT
P.O. BOX 306
FORT HALL, ID 83203**

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Ernie Carlsen	Elese D Teton
COMPANY:	DATE:
IDWR	December 14, 2006
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
(208) 525-7177	1
PHONE NUMBER:	SENDER'S TELEPHONE NUMBER:
(208) 525-7161	(208) 239-4580
RE:	
Request for SF5 Preparation for 27-10903, Cedar Creek Grazing Assoc.	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Ernie we would like to request that an SF5 be prepared for water right no. 27-10903, Cedar Creek Grazing Association to settle the Tribes' objection. We have settled on a volumetric amount for this water right, see the following calculation:

$$600 \text{ cow-calf} \times \frac{20 \text{ gallons / day}}{\text{cow-calf}} \times 214 \text{ days} \times \frac{1 \text{ acre-ft}}{325,850 \text{ gallons}} \Rightarrow 7.88 \text{ AFY}$$

$$100 \text{ elk} \times \frac{5 \text{ gallons / day}}{\text{elk}} \times 365 \text{ days} \times \frac{1 \text{ acre-ft}}{325,850 \text{ gallons}} \Rightarrow 0.56 \text{ AFY}$$

For a total volume of 8.44 AFY

Should you have any questions regarding this request, please give me a call at the number above.

TELEPHONE: (208) 239-4580

FAX: (208) 239-4592

See Correspondence File 2006-12-14-2006 Cedar Creek 27-10903.doc

Received Time Dec. 14. 9:52AM

SCANNED

FEB 14 2008



SHOSHONE-BANNOCK TRIBES
TRIBAL WATER RESOURCES DEPARTMENT
 P.O. BOX 306
 FORT HALL, ID 83203

E008219

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Ernie Carlsen	Elise D Teton
COMPANY:	DATE:
IDWR	December 14, 2006
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
(208) 525-7177	1
PHONE NUMBER:	SENDER'S TELEPHONE NUMBER:
(208) 525-7161	(208) 239-4580
RE:	
Request for SF5 Preparation for 27-10903, Cedar Creek Grazing Assoc.	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

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For a total volume of 8.44 AFY

Should you have any questions regarding this request, please give me a call at the number above.

Post-It® Fax Note	7671	Date	1/11	# of pages	1
To	Cordy Bird	From	ERIL MARTIN		
Co./Dept.	IDWR	Co.	SHOSHONE-BANNOCK TR.		
Phone #	(208) 525-7163	Phone #	(208) 239-4583		
Fax #	(208) 525-7139	Fax #	(208) 239-4592		

rev directive from Cordy Bird, IDWR

TELEPHONE: (208) 239-4580

FAX: (208) 239-4592

S:\Correspondence\Fax\2016\12-14-2006 Cedar Crk 27-10903.doc

SCANNED
FEB 15 2007

SCANNED

JUL 15 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: A27-10903
Date Received: 5/30/1989
Receipt No: E008219
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CEDAR CREEK GRAZING ASSOC. 208-785-1895
Address: % DEWAINE HAGGARD
60 E. 600 N.
BLACKFOOT, ID 83221

2. Date of Priority: JAN 01, 1880

3. Source: CEDAR CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	39E	25	SW	NW			BINGHAM
			SE	NW			BINGHAM
			NW	SE			BINGHAM
			SE	SE			BINGHAM
		30	SW	SW			BINGHAM
			SE	SW			BINGHAM
			SW	SE			BINGHAM
		31	NW	NW			BINGHAM

5. Description of diverting works:
CATTLE DRINK DIRECTLY FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.230		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 CATTLE

A27-10903

Page 1

Date: 08/09/89

MICROFILMED

NOV 12 1992



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	39E	25	SW	NW		STOCK	
	38E		SE	NW		STOCK	
			NW	SE		STOCK	
			SE	SE		STOCK	
25	39E	30	SW	SW		STOCK	
			SE	SW		STOCK	
			SW	SE		STOCK	
		31	NW	NW		STOCK	

11. Place of use in counties: BINGHAM

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: 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.

Number of attachments: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

Identification No. A27-10903

Date Received 5/30/1989

Receipt Number E008219

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Cedar Creek Grazing Assoc Phone (208) 785-1895
Mailing Address % Dewane Haggard 60 E 600 N Zip 83221

2. Date of Priority (Only one per claim) 1-1-1880 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) Cedar Cr.
which is tributary to (b) Blackfoot River. Name or kind of source

4. Location of point of diversion is: Township 2 S. Range 39 E.
Section 30., SW 1/4 of SE 1/4, Govt. Lot _____, BM.,
County of Bingham.

Additional points of diversion if any: SESW / SWSW - Sec 30 / - SESE, NWSE, SE/NW,
SWNW - Sec 25. / NWNW Sec 31. T 2 S R 39 E

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Cattle drink directly from stream

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stockwater. 0.23 Month/Day purposes from 1/1 Month/Day to 12/31 amount 0.23 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.23 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 0.23

NOV 12 1992

10. Place of use is: Township: 2 So. Range 39 E

Section 30., SEW 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Bingham for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any SESW, SWSW - Sec 30 / SESE, NWSE, SENW, SWNW - Sec 25
NW NW 31 T 250 R 39E

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

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

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

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

14. Remarks: Also includes Springs on Gimmet Creek

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 0

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

Signature of Claimant (s) Hewaine Haggard Date May 30/89

For Organizations: I do solemnly swear or affirm that I am Secretary Title

of Cedar Creek Grazing Organization that I have signed the foregoing document in the space below as Secretary Title of Cedar Creek Grazing Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30th day of May 19 89

SEAL

Notary Public Betty J. Thompson

Residing at BETTY J. THOMPSON, NOTARY PUBLIC

My Commission Expires NOV 12 1992

Last Name Cedar Creek Grazing Ident No. _____

Copies: White-State, Yellow-Claimant