

IDAHO DEPARTMENT OF WATER RESOURCES 10/29/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: MEADOWBROOK RANCH
10053 S MARSH CREEK RD
MC CAMMON ID 83250

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.00 CFS
178.5 AFY

PRIORITY DATE: 07/18/1961

POINT OF DIVERSION:
T10S R36E S4 SESW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.000 CFS 178.50 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County
T10S R36E S04 SWSW 22.0 T10S R36E S04 SESW 29.0

51 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.

EXPLANATORY MATERIAL: License

Township , 10S36E



 Irrigated Area

 Place of Diversion

Legend

 Section Line

 Quarter Section Line

 Roads

 Streams and Canals



Township , 10S36E



 Irrigated Area

 Place of Diversion

Legend

 Section Line

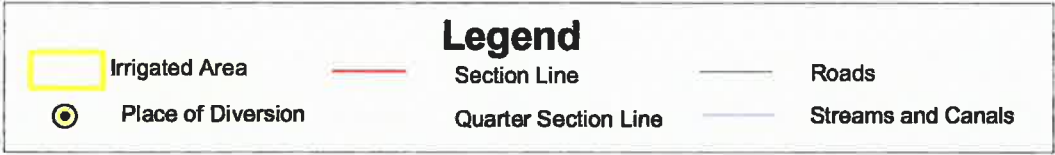
 Quarter Section Line

 Roads

 Streams and Canals



Township , 10S36E



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, 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
29-2450		No			
29-385		No			
29-386		No			
29-4403					

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) are 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)

Meadowbrooke Ranch

4. New Owner/Claimant(s)

Diamond T Ranch LLC

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

New Mailing Address

50W 990 South 1705 N Hwy 38

City, State and ZIP Code

Brigham City, Utah 84302

New Telephone Number

() 8

5. Date you acquired the property

2001

SCANNED

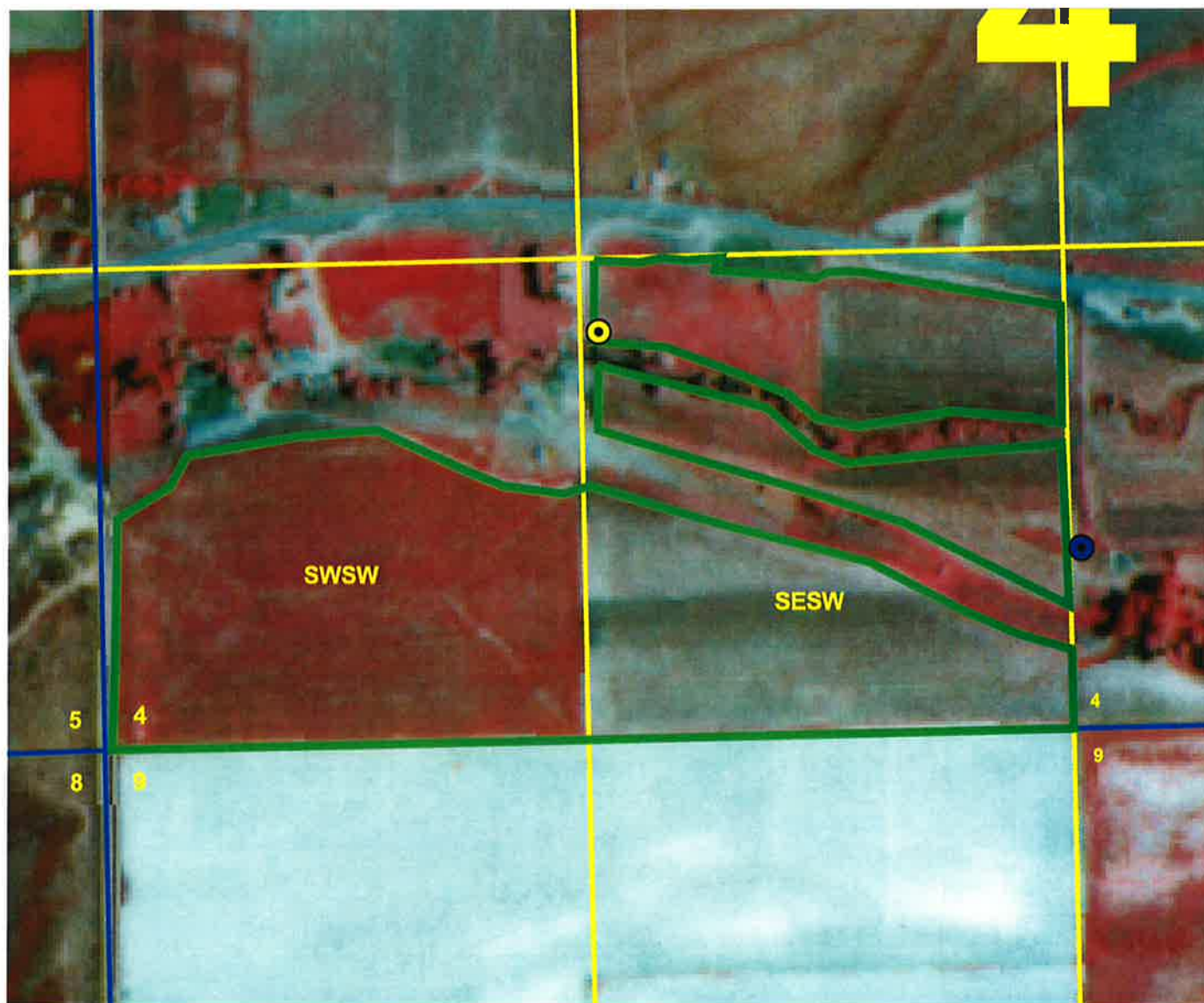
FEB 10 2006

PROFILED

IDAHO DEPARTMENT OF WATER RESOURCES

29-02450

T10S, R36E SEC. 4



POINT OF DIVERSION



PLACE OF USE

ACRES IRRIGATED- 51

PROFILED

SCANNED

FEB 10 2008

GIS: PLACE OF USE

POINT OF DIVERSION

1987/1988 NAPP PHOTOS

DAVE CARLSON

MAY 22 2001

Log for claim A29-02450

Spatial Dynamics LTD

6/29/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s36e	4	SWSW	22	29	
10s36e	4	SESW	29	39	
10s36e	4	SWSE	0	0	
10s36e	5	SESE	0	0	
10s36e	9	NWNE	0	0	
10s36e	9	NWNW	0	0	
Totals:			51	68	

AJ5809NP
No. A29-02450

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 92

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MEADOWBROOK RANCH 10053 S MARSH CREEK RD MC CAMMON ID 83250 (208) 254-3156	07/18/1961	IRRIGATION	03-15 11-15	1.000 CFS	178.50 AFA
					TOTAL DIVERSION:	1.000 CFS
					CONSUMPTIVE USE:	178.50 AFA 127.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T10S R36E S04

SESW

BANNOCK 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		
10S	36E	4	:					:					:					:					:	51.0
																							TOTAL ACRES	51.0

POU County: BANNOCK

Non-Irrigation Uses: N/A

Other Rights: N/A

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

A29-00365 A29-00366 A29-04402 A29-11442 A29-11462

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/28/90 MEYER 07/13/94 COX 03/29/95 POST-STD

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 29968/29-2450 Priority July 18, 1961 Amount 1.0 cfs

THIS IS TO CERTIFY, that WAYNE WHEATLEY

of Arimo, Idaho, has complied with the terms and conditions of Permit No. 29968/29-2450 issued pursuant to Application for Permit dated July 18, 1961, and has submitted proof to the Department of Water Administration on November 20, 1964, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity of 1.0 cfs, and that the water has in fact been applied to a beneficial use; a right to the use of water from a ground water source tributary of _____, is hereby confirmed in the following amounts:

Amount 1.0 cfs for irrigation from March 15 to Nov. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 1.0 cfs of water be diverted at any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 4, Twp. 10 S, Rge. 36 E, B.M.

in the county of Bannock; and that the amount of water so diverted and to which such right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can actually be beneficially used and shall not exceed 178.5 acre feet per year or _____
3.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10 S	36 E	4											22	29					51

Total number of acres irrigated 51

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of

April, 19 72.


Director

29 2450

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37987
Permit No. G- 29968
District No.

1. Name of Applicant: Wayne Wheatley
Postoffice address: Arimo County: Bannock State: Idaho
2. Quantity of water claimed: 80 inches
 - (a) Rate of withdrawal in cubic feet per second Miners' inches or Idaho or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 4
Twp. 10 S , Rge. 36 E , B.M., County of Bannock
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well
8. Estimated cost of works: \$6,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
High water in Garden Creek
 - (a) 80" (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

LICENSE ISSUED FOR 1-0 SEC. F1.
 LICENSE PAGE: (4), _____

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

29 2450

Wayne Wheatley
Arimo, Idaho

Permit No. G-29968/29-2450

Examination for Completion of Works & Beneficial Use

County Bannock

Quantity: 1.60 Sec. 4 T. 10S R. 36 EBM

Source: Well

P.D.: SESW-4-105-36E

Use: Irrigation

Filed: 7/18/61

Due: 7/25/66

Extension: —

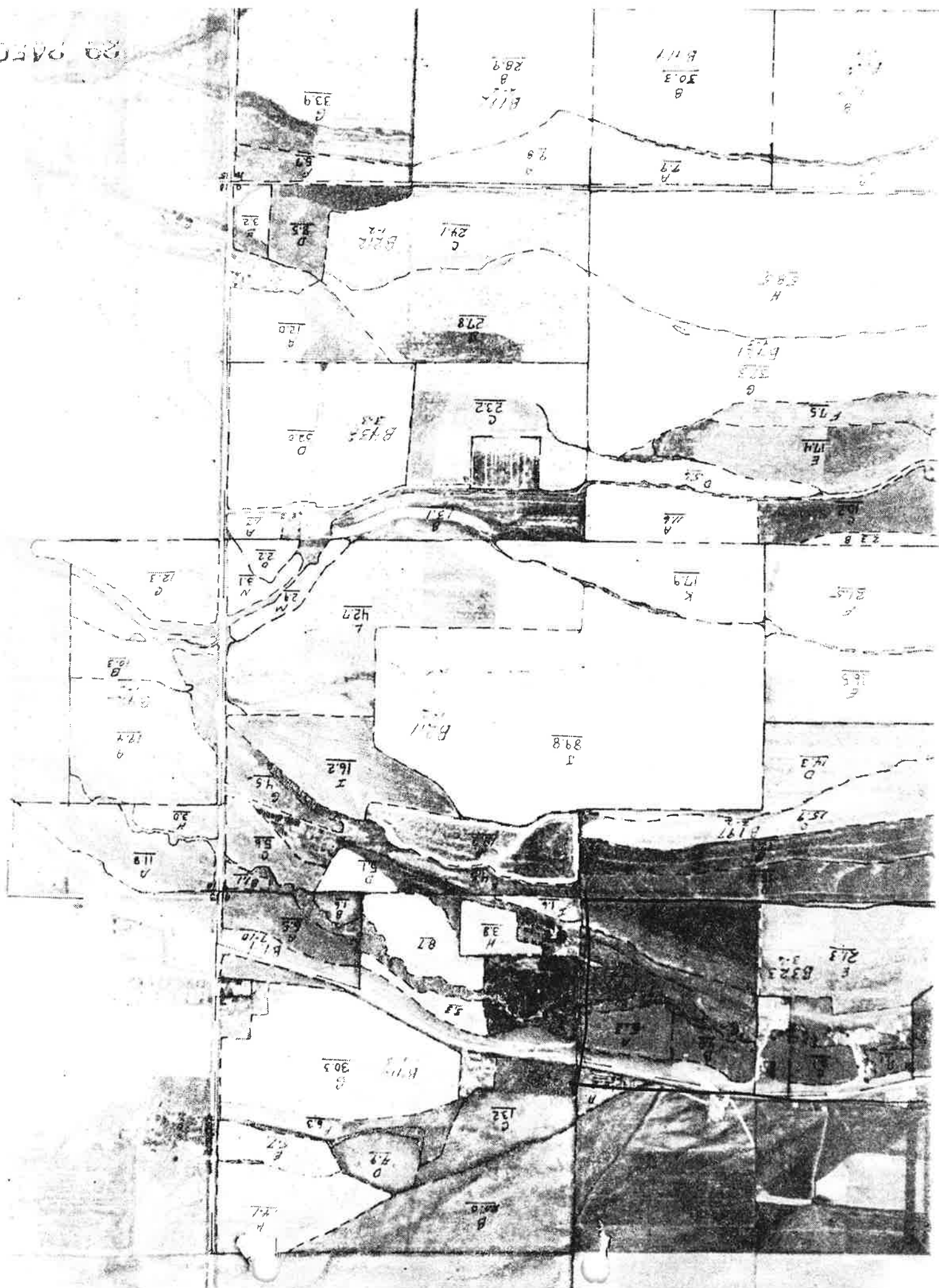
Protest: —

Completion of Works: —

Other Rights: High Waters in
Garden Creek.

Made Nov. 20, 1964

0292 08



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-29968/29-2450

~~REPORT ON PROOF OF~~ Completion of Works & Beneficial Use

Wayne Wheatley, Arimo, Idaho

29 2450

MAY 22 2001

\$ 101⁰⁰

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: A29-02450
Date Received: 4/18/1990
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MEADOWBROOK RANCH
Address: 10053 S. MARSH CREEK RD.
MC CAMMON, ID 83250 208-254-3156

2. Date of Priority: JUL 18, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	36E	4	SE	SW			BANNOCK

5. Description of diverting works:
WELL, PUMP AND PIPELINES FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		178.50

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) 178.50 A.F.A.

8. Total consumptive use is 127.5 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	36E	4	SW	SW		IRR	22.0
			SE	SW		IRR	29.0
Section Acres							51.0

A29-02450

Page 1

MICROFILMED Date: 04/18/90

NOV 13 1992

A2902450



10. Place of Use: Continued

Total Acres 51.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
N/A

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 29968

MICROFILMED

NOV 13 1992

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Ralph W. Haultay of _____

Title

Meadowbrook Ranch, that I have signed the foregoing
Organization

document in the space below as Partner and Manager of _____

Title

Meadowbrook Ranch and that the statements contained in the
Organization

foregoing document are true and correct.

Ralph W. Haultay
Signature of Authorized Agent

Meadowbrook Ranch
Title and Organization

4/26/90
Date

State of Idaho

County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 26 day

of April 19 90

Belva Olsen
Notary Public

Seal

Residing at Mc Cammon, Id

My Commission Expires 10-95

A. ROOT WATER RIGHT NUMBERS: A29-02450

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	36E	4	SW	SW		MEADOWBROOK RANCH	A29-02450 / 22.0	29-02450 / 22.0	40.0		
			SW	SW		MEADOWBROOK RANCH	A29-04402 / 7.0	29-04402 / 7.0			
			SW	SW		MARLEY, J WENDELL	A29-00365 / 3.0	- /			
			SW	SW		MARLEY, J WENDELL	A29-00366 / 3.0	- /			
			SW	SW		EVANS, JOHN	A29-11464 /	- /			
			SW	SW		EVANS, SANDRA	A29-11442 / 3.4	- /			
			SW	SW		EVANS, JOHN	A29-11462 / 3.4	- /			
			SW	SW		EVANS, JOHN	29-11464 /	- /			
			SW	SW		WOLVERTON, THOMAS E.		29-00363 /			
			SW	SW		WOLVERTON, THOMAS E.		29-00364 /			
10S	36E	4	SE	SW		MEADOWBROOK RANCH	A29-02450 / 29.0	29-02450 / 29.0	37.0		
			SE	SW		MEADOWBROOK RANCH	A29-04402 / 5.0	29-04402 / 5.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A29-02450	51.00	51.00	77.00
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POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-02450	GROUNDWATER	MEADOWBROOK RANCH	1.000	0.019	178.50	3.50
A29-00365	GARDEN CREEK	MARLEY, J WENDELL	0.750	0.004		
A29-00366	GARDEN CREEK	MARLEY, J WENDELL	1.000	0.006		
A29-04402	GARDEN CREEK	MEADOWBROOK RANCH	0.240	0.020		
A29-11442	GARDEN CREEK	EVANS, SANDRA	0.045	0.013		

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-11462	GARDEN CREEK	EVANS, JOHN	0.060	0.017		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-11464	DOMESTIC	EVANS, JOHN	FROM 01-01 TO 12-31	0.040 CFS	
29-11464	DOMESTIC	EVANS, JOHN	FROM 01-01 TO 12-31	0.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: N/A

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A()

REVIEWED BY: _____ DATE: _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-02450	10S	36E	4		SE	SW			BANNOCK		
OTHER AJ CLAIMS WITH SAME AJ POD				WR RECORDS IN SAME 40 ACRE TRACT							
A PREFIX				R PREFIX							
NONE				NONE							

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-02450	10S	36E	4		SE	SW			BANNOCK		
OTHER WR RECORDS WITH SAME WR POD				AJ CLAIMS IN SAME 40 ACRE TRACT							
				A PREFIX R PREFIX							
NONE				NONE NONE							

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

A29-02450

33
Creek

4716

31 32

32 33

4863

L1

6 5 L4

L3

L2

L1

5 4 L4

L3

L2

ROAD

L1

4 3

TIOS
R36E

PD

ROAD

BM

497

22

29

5 4
89

4914

4 3
9 10

474

MICROFILMED
NOV 13 1976