

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: A36-00133

Date Received: 8/31/1988

Receipt No: 500/972

Received By: *[Signature]*

COPY
FOR YOUR FILES
DO NOT RETURN

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

1. Name: BIG BEND IRRIGATION & MINING CO. 208-837-6622
Address: C/O CATHERINE SAUL
2751 S. 850 E.
HAGERMAN, ID 83332

2. Date of Priority: DEC 17, 1903

3. Source: TUPPER SPRINGS, UPPER Trib. to: RILEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	36	NW	SE	SE		GOODING

5. Description of diverting works:
CHECK DAM & WEIR TO BIG BEND DITCH, GRAVITY & SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	20.000		
DOMESTIC	01/01	12/31	0.500		
STOCKWATER	01/01	12/31	1.200		

7. Total Quantity Appropriated is:
20.000 C.F.S. (and/or) 14479.60 A.F.A.

8. Total consumptive use is 14479.6 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/A FEW HOMES W/HEAT PUMPS, STOCK/1000 DAIRY, 1500 OTHER

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	13E	15	SW	SW		IRR	10.0
			SE	SW		IRR	10.0
			Section Acres				20.0
		16	NE	SE	3	IRR	10.0
			SW	SE		IRR	15.0
			SE	SE	6	IRR	15.0
			Section Acres				40.0
		21	NE	NE	1	IRR	35.0
			NW	NE	1	IRR	5.0
			SE	NE	5	IRR	18.0
			Section Acres				58.0
		22	NE	NE		IRR	9.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	37.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	4.0
			NE	SE		IRR	15.0
			NW	SE		IRR	40.0
			SE	SE		IRR	29.0
			Section Acres				374.0
		23	SW	NW		IRR	25.0
			SE	NW		IRR	20.0
			NE	SW		IRR	15.0
			Section Acres				60.0
		26	NW	NE		IRR	40.0
			SW	NE		IRR	30.0
			NW	SE		IRR	19.0
			SW	SE		IRR	40.0
			SE	SE		IRR	27.0
			Section Acres				156.0
		27	NE	NE		IRR	29.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	27	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			Section Acres				149.0
		36	NW	NW		IRR	22.0
			Section Acres				22.0
			Total Acres				879.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
36-0192, 36-2007

14. Remarks:

LAND CLAIMED IS APPROXIMATE BASED ON SHARES OWNED BY VARIOUS SHAREHOLDERS. SOME OF THE LAND IS ALSO IRRIGATED FROM OTHER DITCHES. SOME LAND IS ABOVE THE DITCH, AND IS IRRIGATED VIA PUMPS IN THE DITCH; EXPANSION IS CLAIMED UNDER SEC. 42-1416 OF THE IDAHO CODE. A LOT OF LAND IN THE HAGERMAN VALLEY WAS PUT UNDER SPRINKLERS FROM 1972 THRU 1985, POSSIBLY DOUBLING THE AMOUNT OF LAND IRRIGATED. THE VOLUME CLAIMED IS FOR 20 CFS FLOWING CONTINUOUSLY ALL YEAR. BETWEEN A 50% DITCH LOSS THRU 9 MILES OF THE BIG BEND DITCH & BENEFICIAL USE, ALMOST ALL OF THIS WATER IS CONSUMED. DUE TO MILD CONDITIONS IN THE HAGERMAN VALLEY, SOME IRRIGATION OCCURS ALL YEAR. EXCEPT FOR A FEW OTHER DIVERSIONS, ALL THE WATER FROM UPPER & LOWER TUCKER SPRINGS FLOWS THRU THE BIG BEND DITCH ALL YEAR.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/22/1932

NEW INTERNATIONAL MORTGAGE BAN
Decree Plaintiff

vs

IDAHO POWER COMPANY, ET. AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am President of _____ Title

Big Bend Ranch Immigration & that I have signed the foregoing Organization

document in the space below as President of Title

Big Bend Ranch Immigration & and that the statements contained in the Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Big Bend Ranch Immigration & Title and Organization

8-31-88
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 31st day
of August 19 88

Roxanne Stoney
Notary Public

Seal

Residing at Buhl, Id.
My Commission Expires 6-30-94

A36-00003B	A36-00003C	A36-00003E	A36-00003F	A36-00003G	A36-00003J	A36-00006	A36-00007	A36-00008	A36-00021B
A36-00022	A36-00023	A36-00033F	A36-00034B	A36-00035J	A36-00039C	A36-00039D	A36-00039E	A36-00039J	A36-00039M
A36-00039N	A36-00041A	A36-00041C	A36-00042A	A36-00048A	A36-00049	A36-00050D	A36-00051D	A36-00055AF	A36-00055BC
A36-00060	A36-00061	A36-00062	A36-00063	A36-00064B	A36-00068	A36-00069	A36-00070	A36-00071A	A36-00075
A36-00077C	A36-00079	A36-00086C	A36-00089A	A36-00090A	A36-00090F	A36-00092	A36-00094A	A36-00096A	A36-00097
A36-00098	A36-00099	A36-00100	A36-00101	A36-00103C	A36-00103F	A36-00106	A36-00108A	A36-00108B	A36-00110A
A36-00110B	A36-00111A	A36-00111B	A36-00112A	A36-00112B	A36-00113H	A36-00113J	A36-00119	A36-00120	A36-00121
A36-00123A	A36-00123E	A36-00133	A36-00134A	A36-00134C	A36-00135B	A36-00135C	A36-00141	A36-00192	A36-02002
A36-02038	A36-02169	A36-04091	A36-04142	A36-04260	A36-07071	A36-07081	A36-07089	A36-07092A	A36-07142
A36-07142A	A36-07172	A36-07229	A36-07233	A36-07346	A36-07658	A36-07875	A36-08099	A36-08317	A36-10055
A36-10119	A36-10120	A36-10140	A36-10141	A36-10168	A36-10231	A36-10249	A36-10283	A36-10283B	A36-10405
A36-10520	A36-10906	A36-15166	A36-15168	A36-15240	A36-15463				

TOTAL RECORDS IN SELECTION FILE: 116

MICROFILMED
OCT 12 1994

RECEIVED
FEB 10 1993
Department of Water Resources

1 HEPWORTH, NUNGESTER & LEZAMIZ,
2 CHARTERED
3 133 Shoshone St. North
4 P.O. Box 389
5 Twin Falls, ID 83303-0389
6 Telephone: (208)734-7510
7 Attorneys for Claimant
8 (PPK\HAGERMAN.NOA\lmr)
9

10 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
11 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
12

13 * * * * *

14 In Re the General Adjudication)
15 of Rights to the Use of Water)
16 from the Snake River Basin)
17 Water System)
18

Case No. 39576

19 The State of Idaho, ex rel.)
20 R. Keith Higginson in his)
21 official capacity as director)
22 of the Idaho Department of)
23 Water Resources,)

NOTICE OF APPEARANCE

Petitioner,

vs.

United States; State of Idaho;
and all claimants to the use
of water from the Snake River
Basin Water System,

Respondents.

* * * * *

PLEASE BE NOTIFIED that the firm of Hepworth, Nungester
& Lezamiz, Chartered, hereby appears on behalf of Hagerman Water



Hepworth,
Nungester,
& Lezamiz

NOTICE OF APPEARANCE - 1

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OCT 12 1994

1	Users, Inc. and its individual members:	
2	Anderson, Anita G.	A36-00050D
	Babington Lynn J. & Kathy	A36-00003C
3	Banbury Pipe Co., Inc.	A36-10906
	Banbury Pipe Co., Inc.	A36-02038
4	Big Bend Irrigation & Mining Co.	A36-00192
	Big Bend Irrigation & Mining Co.	A36-00133
	Big Spring Water User's Assoc.	A36-00022
5	Big Springs Water User's Assoc.	A36-00023
	Big Springs Water User's Assoc.	A36-15166
6	Blastock, Alma E.	A36-00108B
	Bolduc, Mark E.	A36-00103C
7	Boyer, Dale E. & Elaine M.	A36-00079
	Brailsford, Robert H.	A36-04260
8	Brooks, Allen L. & Andree	A35-00060
	Brooks, Allen L. & Andree	A36-07346
9	Bybee, Gertrude B. Owsley	A36-00042A
	Bybee, Gertrude B. Owsley	A36-00041C
10	Candy, Walter W. & Margaret	A36-00135B
	Candy, Walter W. & Margaret	A36-00134A
	Clouser, Doris H. & John F.	A36-00090A
11	Clouser, Doris H. & John F.	A36-00089A
	Crandlemire, Roger C. & George C.	A36-00113H
12	Crandlemire, Roger C. & George C.	A36-00112B
	Crandlemire, Roger C. & George C.	A36-00111B
	Crandlemire, Roger C. & George C.	A36-00113J
13	Crandlemire, Roger C. & George C.	A36-00110B
	Crandlemire, Roger C.	A36-00134C
14	Crandlemire, Roger C.	A36-00135C
	Crandlemire, Roger C.	A36-10140
15	Crandlemire, Roger C.	A36-10141
	DeVries, Abraham & Hermina	A36-00055AF
16	Dice, Philip F. & Judith A.	A36-00041A
	Dice, Philip F. & Judith A.	A36-10405
17	Erwin, Frank C. & Peggy	A36-00092
	Fleming, Michael J. & Paul F.	A36-00064B
18	Flint, William E. and Vera C.	A36-00110A
	Flint, William E. and Vera C.	A36-00111A
19	Flint, William E. and Vera C.	A36-00112A
	Flint, William E. and Vera C.	A36-10168
	Fuell, Keith L. & Jolene	A36-00086C
20	Gardner, Barbara & Robert B.	A36-00003B
	Gardner, Barbara	A36-00003J
21	Gisler, Harry R.	A36-00021B
	Gisler, Bradley	A36-00077C
22	Glauner, Frank L. & Joan	A36-00039E
	Grigg, Mattie P. & Golden T.	A36-10283B
	Gustafson Family Trust/Gustafson	A36-00033F
23	Ivan J. & Lucille co-trustees	
	Hagerman Gun Club	A36-00100



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1	Hagerman Gun Club	A36-00099
	Hagerman Gun Club	A36-07233
2	Hagerman Gun Club	A36-07172
	Hagerman Gun Club	A36-10249
3	Hagerman Water Users Assoc.	A36-15168
	Jensen, Alice	A36-00055BC
	Johnson, Ira L. & Huguette M.	A36-07142
4	Joint Hagerman School Dist 233	A36-15463
	Jones, John W., Jr.	A36-00068
5	Jones, John W., Jr.	A36-00069
	Jones, John W., Jr.	A36-07071
6	Jones, John W., Jr.	A36-00070
	Kipp, Rudy B. & Elberta M.	A36-10119
7	Kipp, Rudy B. & Elberta M.	A36-10120
	Kipp, Rudy B. & Elberta M.	A36-07658
	Kiser, John & Karl Woodall & Sons, Inc	A36-00071A
8	Kiser, John & Karl Woodall & Sons, Inc	A36-00075
	Korbis, George J. & Nellie W.	A36-00039N
9	Laughlin, Craig J. & Rita D.	A36-7089
	Laughlin, Craig J. & Rita D.	A36-00051D
10	Littlefair, Larry & Tara	A36-0121
	Littlefair, Larry & Tara	A36-10055
11	Littlefair, Larry & Tara	A36-00119
	Littlefair, Larry & Tara	A36-00120
12	Lloyd, Cleave C.	A36-04142
	Lloyd, Cleave C.	A36-00003G
	McFaddan, Dan H. & Irma R.	A36-2169
13	McFaddan, Dan H. & Irma R.	A36-00048A
	McFaddan, Dan H. & Irma R.	A36-00049
14	Morris, Howard & Rhonda	A36-00063
	Morris, Howard & Rhonda	A36-00061
15	Morris, Howard & Rhonda	A36-00062
	Mueller, Manfred	A36-00035J
16	Norwood Subdivision/	A36-15240
	Ruby Springs Water Company	A36-07092A
	Potter, Mark B. & Susan H.	A36-00039J
17	Rawson, Frank S. & Carol A.	A36-00123A
	Reese, Bruce W. & LaRose A.	A36-04091
18	Reese, Bruce W. & LaRose A.	A36-10231
	Rue, James O. & Beverly Jane	A36-07142A
19	Shaffer, Roger	A36-00034B
	Simcoe, Doyt H. & Roxie J.	A36-00003F
20	Simpson, Michael, on behalf of	A36-0123E
	Josephine Simpson Estate	
21	Simpson, Michael, on behalf of	A36-0096A
	Josephine Simpson Estate	
22	Strange, Wm. (Penelope Turner-remainder man)	A36-00006
	Strange, Wm. (Penelope Turner-remainder man)	A36-00007
	Strange, Wm. (Penelope Turner-remainder man)	A36-00008
23	Veenendaal, Dick J.	A36-00108A
	Veenendaal, Dick J.	A36-00039C



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NOTICE OF APPEARANCE - 3

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OCT 12 1994

1	Vernon, Edith L.	A36-00003E
	Walmsley, Fred J. & Susan K.	A36-00039D
2	Ward, John P. & Rush, Ruth E.	A36-00094-A
	Ward, John P. & Rush, Ruth E.	A36-00090F
3	Watkins, Paul E. & Inez S.	A36-00106
	Watkins, Paul E. & Inez S.	A36-08099
	Wiens, M.J., Jr.	A36-07229
4	Wiens, M.J., Jr.	A36-07081
	Wiens, M.J., Jr.	A36-80317
5	Wiens, M.J., Jr.	A36-00098
	Wiens, M.J., Jr.	A36-00097
6	Wiens, M.J., Jr.	A36-02002
	Wiens, M.J., Jr.	A36-00101
7	Wiens, M.J., Jr.	A36-00141
	Wiens, M.J., Jr.	A36-10520
	Woolley, Max J. & Blanche	A36-00039M
8	Ya-Ta-Hay Investments, Inc.	A36-10283A
	Ya-Ta-Hay Investments, Inc.	A36-07875
9	Zink, Basil Lester & Myrle Hyde	A36-00103F

10 the respondents in the above-entitled action, as counsel of record
 11 for said Hagerman Water Users, Inc. and said individuals.

12 DATED This 9 day of February, 1993.

13 HEPWORTH, NUNGESTER & LEZAMIZ

14
 15 By 
 16 PATRICK D. BROWN
 Attorneys for Respondents

17
 18 CERTIFICATE OF MAILING

19 The undersigned, a resident attorney of the State of
 20 Idaho, with offices at 133 Shoshone St. North, P.O. Box 389, Twin
 21 Falls, Idaho 83303, and one of the attorneys for the respondents
 22 in this matter, certifies that she caused to be mailed a copy of
 23 the above and foregoing NOTICE OF APPEARANCE on the 9 day of



Hepworth,
 Nungester,
 & Lezamiz

MICROFILMED
OCT 12 1994

1 February, 1993, to:

2 Snake River Adjudication
3 District Court
4 P.O. Box 27070
5 Twin Falls, ID 83303-0126

6 Clive Strong
7 Chief Natural Resources Division
8 Office of Attorney General
9 Statehouse
10 Room 210
11 Boise, Idaho 83720

12 David Shaw
13 Adjudications Bureau Chief
14 Department of Water Resources
15 1301 North Orchard
16 Boise, Idaho 83706

17 United States Department of Justice
18 Environment and Natural Resources Division
19 550 West Fort Street, Box 33
20 Boise, ID 83734

21 
22 Patrick D. Brown
23



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& Lezamiz

NOTICE OF APPEARANCE - 5

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OCT 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 1, 1993

Patrick D. Brown
Hepworth, Nungester and Lezamiz
133 Shoshone St. N.
P.O. Box 389
Twin Falls, ID 83303-0389

Re: Notice of Appearance

Dear Mr. Brown:

We received your Notice of Appearance on behalf of Hagerman Water Owners, Inc. and its individual members on February 10, 1993. The records listed on the notice were updated with some exceptions.

Claim numbers with "A" prefixes identify claims filed in the SRBA. Claim numbers without prefixes identify recommendations in the Director's Report. The following table identifies claimants for which you filed a notice of appearance, but the number you referred to is actually the identification of the recommendation. They have been updated with the notice information.

Claimant's Name	Recommendation No. (no "A" prefix)
Bybee, Gertrude B. Owsley	36-00042A 36-00041C
Candy, Walter W. & Margaret	36-00135B
Crandlemire, Roger C.	36-00134C 36-00135C
Gustafson Family Trust/Gustafson, Ivan J. & Lucille co-trustees	36-00033F
McFaddan, Dan H. & Irma R.	36-00048A
Muller, Manfred	36-00035J
Zink, Basil Lester & Myrle Hyde	36-00103F

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The following is a list of claims that have been updated with the notice information, however, there is a discrepancy between IDWR records and the notice list (see third column).

Claimant's Name as listed on Notice of Appearance	As Claimed/ As Recommended	Claim No. or Claimant's Name in IDWR's Records
Anderson, Anita G.	A36-00050D/36-00050D	Andersen (name spelling is different)
Brailsford, Robert H.	A36-04260/36-04260	A36-04260B/36-04260B (claim was split--"B" suffix)
Brooks, Allen L. & Andree	A35-00060	A36-00060/36-00060 (Basin 36 instead of Basin 35)
Crandlemire, Roger C. & George C.	A36-00113J/36-00113J	Crandlemire, Roger C. (George C. not listed as claimant)
Gisler, Harry R.	A36-00021B/36-00021B	A36-00021/36-00021 (claim was renumbered)
Glauner, Frank L. & Joan	A36-00039E/36-00039E	Jean instead of Joan
Gustafson Family. Trust/Gustafson, Ivan J. & Lucille co-trustees	A36-00011C/36-00033F	Gustafson, Ivan J. (not listed as a trust)
Johnson, Ira L. & Huguette M.	A36-07142/36-07142	Johnson, Ira L. (Huguette M. not listed as claimant)
Joint Hagerman School Dist. 233	A36-15463/36-15463	Original claim & IDWR records show school dist. as #3.
Jones, John W., Jr.	A36-00068/36-00068 A36-00069/36-00069 A36-07071/36-07071 A36-00070/36-00070	Jones, John W. Jr. & Deloris D. (Deloris D. is included as a claimant)

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Mr. Patrick D. Brown
 March 1, 1993
 Page 3

Claimant's Name as listed on Notice of Appearance	As Claimed/ As Recommended	Claim No. or Claimant's Name in IDWR's Records
Mueller, Manfred	A36-00034D/36-00035J	Muller (name spelling is different in IDWR records)
Strange, Wm. (Penelope Turner- remainder man)	A36-00006/36-00006 A36-00007/36-00007 A36-00008/36-00008	Strange, Wm. & Louise (Louise is included as a claimant, Penelope Turner is not in records)
Veenendaal, Dick J.	A36-00108A/36-00108A A36-00039C/36-00039C	Veenendaal, Dick J. & Sigrid E. (Sigrid E. is included as a claimant)
Wiens, M. J., Jr.	A36-80317	A36-08317/36-08317 (no. was transposed on notice)
Wiens, M. J., Jr.	A36-00098/36-15384	36-15384 (claim was combined with no. 36-00141 into no. 36- 15384)
Wiens, M. J., Jr.	A36-00141/36-15384	36-15384 (claim was combined with no. 36-00098 into no. 36- 15384)

The following claims have not been updated with the notice information because of the discrepancies listed in the third column.

Claimant's Name	Claim No. as listed on Notice of Appearance	Discrepancy Between Notice of Appearance and IDWR Records
Hagerman Gun Club	A36-00100/36-00100 A36-00099/36-00099 A36-07233/36-07233 A36-07172/36-07172 A36-10249/36-10249	Owners are listed as Bob Porter and Fred Surbaugh

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OCT 12 1994

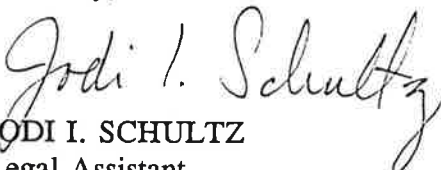
Mr. Patrick D. Brown
March 1, 1993
Page 4

Claimant's Name	Claim No. as listed on Notice of Appearance	Discrepancy Between Notice of Appearance and IDWR Records
Ya-Ta-Hay Investments, Inc.	A36-07875/36-07875	No record of this claim no., nor any other claim no. for claimant other than A36- 10283A/36-10283A (as listed)

Please review the claimants and claim numbers and let me know if you have any questions or problems with the claims as listed in IDWR's records. Also, please review the claims in the last table. We need to solve these discrepancies before IDWR's records are updated with the notice information. My phone number is 327-5444.

Please note we have received your supplemental and second supplemental notices of appearance and are currently working to update those records. We will inform you if there are any discrepancies.

Sincerely,


JODI I. SCHULTZ
Legal Assistant
Idaho Department of Water Resources

cc: IDWR Southern Region

MICROFILMED
OCT 12 1994

Entry No. 5

E. H. Purdy and W. H. Clifford

-to-

Big Bend Irrigation and Mining
Co.

QUITCLAIM DEED.

Dated, March 18, 1907

Recorded, June 30, 1908, 1 PM

Book 9 Deeds Page 90 Lincoln Co.

Book D Deeds Page 354 Gooding Co.

Consideration \$1.00 & Other

The first parties hereto, in consideration of \$1.00 and other valuable considerations, does hereby remise, release and quitclaim unto the second party hereto, the following ditch and water rights in Lincoln, Lincoln County, Idaho:

All water rights appertaining to State Permit #580 containing Twenty Cubic Feet per second, Approved by State Engineer Dec. 17, 1903 and Recorder in Book 21 page 388.

Together with the tenements, hereditaments and appurtenances thereunto belonging, and the reversions, remainders, rents, issues and profits thereof.

Acknowledged: March 18, 1907, by E. H. Purdy and W. H. Clifford, before P. E. DuSault, Notary Public, Lincoln County, Idaho (N.P. Seal)

- - - - -

Entry No. 6

E. H. Purdy et al

-to-

The State of Idaho.

APPLICATION FOR PERMIT. No. 580

Dated - -

Recorded, January 29, 1909, 10 AM

Book 1 Water Rights Page 261

Lincoln Co.

Book A Water Rights Page 431

Gooding Co.

Application shows applicants claimed 20 cubic feet per second from Thompson or Tucker Springs, with point of diversion, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, Tp 7 S. R. 13 E.B.M. to be used on 950 acres, as follows:

E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 21, Tp 7 S R 13 E.B.M.

(and other lands)

19 second feet to be used for irrigation and 1 second feet for placer mining.

APPROVAL of above permit, No. 388, received Dec. 17, 1903, 9 A.M. given by Wayne Darlington, State Engineer, State of Idaho.

Recorded State Engineers office, book 2, page 388.

(Foregoing instrument also of record in Book A Miscellaneous Page 580, Gooding County records)

- - - - -

MICROFILMED

JAN 25 1993



Ident. No. A36-00133

FACT SHEET
for
Excessive Irrigation Flows

This information is to be submitted with any application for permit for which the irrigation rate of flow requested is more than .02 cfs per acre. One exception is that .03 cfs per acre is allowed for up to five (5) acres.

Soil type and soil profile: Sandy - Gravel

Soil water holding capacity: Poor

Soil intake family (if known): _____

Field slope: Steep

Anticipated crops: Alfalfa, hay, pasture and varied row crops

Method of irrigation: Flood and Sprinkler

Remarks The soil in this part of the Hagerman Valley requires more

than one miner's inch per acre. This was upheld in the case of the

New International Mortgage and Loan vs Idaho Power Co. in the U.S. District

Court for the District of Idaho, Southern Division. March 23, 1932

Equity No. 1602.

MICROFILMED
JAN 25 1993

Hagerman, Idaho
November 1, 1991

State of Idaho
Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID. 83301

RECEIVED

NOV 04 1991

Department of Water Resources
Southern Region Office

Attention: James E. Stanton

Dear Mr. Stanton:

As president of Water District #36 I have recently been made aware of several disturbing things the Department of Water Resources has been doing which seem to be in utter disregard of previous standards under which we have been operating.

The most recent was contained in a letter from you to Mr. Richard L. Cook written October 23, 1991. In this instance you have taken it upon yourself to disallow the historic use of the water of the Big Bend Ditch. Their soils are such that limiting them to one inch per acre is the same as denying them water for much of their land. The Federal District Court held that soils in Hagerman Valley need additional water. We have always held that to mean two inches per acre although in fact in many cases it was much more. You also arbitrarily decided how much land he was using without consulting him.

I hope this doesn't indicate that the Department has decided to take a confrontational approach to these complex problems. We are dealing here with decreed water rights. We have relied on the findings of the court for a long time. Perhaps it would be better to look at all sides of the issue before changing things.

Yours truly,



John R. LeMoyne

MICROFILMED
JAN 25 1993



8-30-90

BBI NON-IRRIGATION

TROUTNER

NWNW S. 22

7S. 13E.

8-30-90

BBI NON-IRRIGATION

VIEW SW ~~VIEW~~ - ~~Hayden~~

SE NW S. 22

7S. 13E.

8-30-90

BBI NON-IRRIGATED

VIEW South - CARL Hayden's

NW NE S. 22

7S. 13E.

8-30-90

BBI NON-IRRIGATION

VIEW WEST - CARL HAYDEN

NE NW S. 22



8-30-90

Madrieta

View West

SENE S. 22

TS. 13E.

8-30-90

VIEW NE Hayden

SWNE S. 22

TS. 13E.

BBI NON-IRRIGATED

8-30-90

OSBORN

(B. HOSKAVEC'S SON)

weatherby Rts.

out they use it.

8-30-90

BBI NON-IRRIGATED

VIEW EAST NWSE S. 22

TS. 13E.

RECEIVED

AUG 05 1998

Department of Water Resources
Southern Region

RECEIVED

JUL 30 1998

Department of Water Resources

SPUTN
DJ
(Note Δ's
to Fou)

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

Subcase R36-00133 ⁰³⁵

(Insert water right number)

Case 39576

STANDARD FORM 4

COPY

MOTION TO FILE:

☐ LATE NOTICE OF CLAIM

☒ AMENDED NOTICE OF CLAIM
(SECOND)

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

COPY

" Do Not FILE "
— copy —

☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is _____

My address is _____

My phone number is: Work _____ Home _____

I am an attorney representing Big Bend Irrigation & Mining Co.

My name is Curtis R. Webb

My address is P.O. Box 1768
Twin Falls, ID 83303-1768

My phone number is (208) 734-1616

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

The claims file 8-31-88 inadvertently omitted certain quarter
quarter sections of Place of Use (Application Sec. 10). The omitted areas
have enjoyed historical water usage and should be included in the areas of
use under the water rights identified.

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

Second

- ☒ An amended Notice of Claim (available from IDWR).
- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of IDAHO

County of Twin Falls

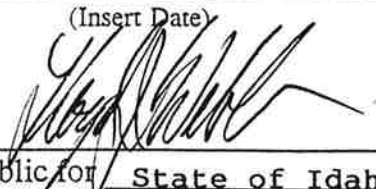
CURTIS R. WEBB, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Signature of person filing motion


Attorney signing in representative capacity

Subscribed and sworn to before me on 7-28-98
(Insert Date)


Notary Public for State of Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 6/8/2002

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on July 88, 1998, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

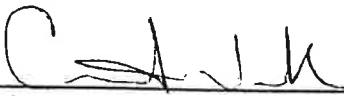
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)



Signature of person or attorney mailing the form

RECEIVED

JUL 30 1998

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
Department of Water Resources
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

Indent. Number: R36-00133

Date Received: 8/31/1988

Received By: S001972

COPY

SECOND AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

SECOND AMENDED

1. Name: BIG BEND IRRIGATION & MINING CO. 208-837-6622
Address: C/O IVAN GUS GUSTAFSON
P.O. Box 209
HAGERMAN, ID 83332

2. Date of Priority: Dec 17, 1903

3. Source: TUCKER SPRINGS, UPPER Trib. to: RILEY CREEK

4. Point of Diversion

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
07S	13E	36	NW SE SE		GOODING

5. Description of diverting works:
CHECK DAM & WEIR TO BIG BEND DITCH, GRAVITY & SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.S.F.	(or)	A.F.A.
IRRIGATION	01/01	12/31	20.000		
DOMESTIC	01/01	12/31	0.500		
STOCKWATER	01/01	12/31	1.200		
WILDLIFE	03/15	11/15	6.340		
WILDLIFE STORAGE	01/01	12/31			2.50
STOCKWATER	11/16	03/14	1.030		
DOMESTIC	11/16	03/14	0.280		
WILDLIFE	11/16	03/14	11.600		

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

A.F.A.

8. Total Consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
2 HOUSES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	13E	15	SW		SW		IRR	10.0
			SE		SW		IRR	10.0
			Section Acres					20.0
		16	NE		SE	3	IRR	10.0
			SW		SE		IRR	15.0
			SE		SE	6	IRR	40.0
			Section Acres					65.0
		21	NE		NE	1	IRR	35.0
			NW		NE	1	IRR	5.0
			SE		NE	5	IRR	18.0
			Section Acres					58.0
		22	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	37.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	4.0
			NE		SE		IRR	15.0
			NW		SE		IRR	40.0
			SE		SE		IRR	29.0
			Section Acres					405.0
		23	SE		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NW		IRR	20.0
			SW		NW		IRR	40.0
			NE		SW		IRR	15.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					275.0
		26	NW		NE		IRR	40.0
			SW		NE		IRR	30.0
			NW		SE		IRR	19.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					169.0
		27	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			Section Acres					80.0

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	13E	27	SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
Section Acres						200.0
		36	NW	NW	IRR	22.0
			SE	NW	IRR	3.0
Section Acres						25.0
Total Acres						1,177.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
36-00192

14. Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 34.05 CFS FOR ALL USES IDENTIFIED DURING THE IRRIGATION SEASON AND IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.91 CFS DURING THE NON-IRRIGATION SEASON.

WATER IS DELIVERED THROUGH THE BIG BEND DITCH.

STOCK, 1000 MIXED; WILDLIFE, PONDS AND HABITAT.

ACRES SET OUT IN THE PLACE OF USE SECTION HEREOF IDENTIFY THE BOUNDARY OF THE APPLICANT'S SERVICE AREA. THE ACTUAL IRRIGATED ACRES ARE 567.

STOCKWATER USAGE SHOULD BE PERMITTED THROUGHOUT THE BOUNDARY AREA.

15. Basis of Claim: DECREED

Case No. : R36-000133
Court :
Decree date: 3/22/1932

NEW INTERNATIONAL MORTGAGE BAN
Decree Plaintiff

vs.

IDAHO POWER COMPANY, ET.AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am President of Big Bend Irrigation & Mining Co., that I have signed the foregoing document in the space below as
Title Organization
President of Big Bend Irrigation and Mining Co. and that the statements
Title Organization
contained in the foregoing documents are true and correct.

James L. Gustafson, Pres.
Signature of Authorized Agent

Big Bend Irrigation and Mining Co.
Title and Organization

7/21/98
Date

STATE OF IDAHO)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 21st day of July, 1998.

Seal

Bonnie Christensen
Notary Public

Residing at Twin Falls, Idaho

My Commission Expires: 6-8-2002

17. Notice of Appearance:

Notice is hereby given that I, CURTIS R. Webb will be
Print Name

acting as attorney at law on behalf of the claimant signing above,
and that all notices required by law to be mailed by the director to
the claimant signing above should be mailed to me at the address
listed below.

Signature

C. R. Webb

Address

Box 1768 Twin Falls, ID.

Date

7-28-98

4	3	2	1
9	10	11	12
16	15	14	13
21	22	23	24
28	27	26	25
33	34	35	36

Township

7 S

Range

13 E

Claim

A 36-00133

RECEIVED

AUG 05 1998

Department of Water Resources
Southern Region

COPY

RECEIVED

JUL 31 1998

Department of Water Resources
Adjudication Bureau

SOUTH
DJ
(Note Δg
to FOU)

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

Subcase R36-00192⁰⁸⁵
(Insert water right number)

Case 39576

STANDARD FORM 4

MOTION TO FILE:

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☒ AMENDED NOTICE OF CLAIM
(SECOND)

INSTRUCTIONS

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☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is _____

My address is _____

My phone number is: Work _____ Home _____

I am an attorney representing Big Bend Irrigation & Mining Co.

My name is Curtis R. Webb

My address is P.O. Box 1768

Twin Falls, ID 83303-1768

My phone number is (208) 734-1616

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

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☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
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Follow these instructions regarding the hearing on this motion.

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(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

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have enjoyed historical water usage and should be included in the areas of
use under the water rights identified.

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

Second

- ☒ An amended Notice of Claim (available from IDWR).

- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of IDAHO

County of Twin Falls

CURTIS R. WEBB, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Signature of person filing motion

Curtis Webb

Attorney signing in representative capacity

Subscribed and sworn to before me on 7-28-98

(Insert Date)

[Signature]

Notary Public for State of Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 6/8/2002

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on July 28, 1998, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

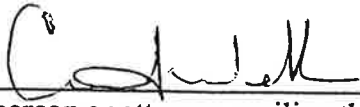
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)



Signature of person or attorney mailing the form

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

COPY

Indent. Number: R36-00192
Date Received: 8/31/1988
Received By: S001972

SECOND AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

SECOND AMENDED

1. Name: BIG BEND IRRIGATION & MINING CO. 208-837-6622
Address: C/O IVAN GUS GUSTAFSON
P.O. Box 209
HAGERMAN, ID 83332

2. Date of Priority: April 1, 1906

3. Source: TUCKER SPRINGS, LOWER Trib. to: RILEY CREEK

4. Point of Diversion

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	13E	36	SE	NW	SE		GOODING

5. Description of diverting works:
CHECK DAM & WEIR TO BIG BEND DITCH, GRAVITY & SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.S.F.	(or)	A.F.A.
IRRIGATION	01/01	12/31	20.000		
DOMESTIC	01/01	12/31	0.500		
STOCKWATER	01/01	12/31	1.200		
WILDLIFE	03/15	11/15	6.340		
WILDLIFE STORAGE	01/01	12/31			2.50
STOCKWATER	11/16	03/14	1.030		
DOMESTIC	11/16	03/14	0.280		
WILDLIFE	11/16	03/14	11.600		

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

8. Total Consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
2 HOUSES

COPY

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	13E	15	SW		SW		IRR	10.0
			SE		SW		IRR	10.0
			Section Acres					20.0
		16	NE		SE	3	IRR	10.0
			SW		SE		IRR	15.0
			SE		SE	6	IRR	40.0
			Section Acres					65.0
		21	NE		NE	1	IRR	35.0
			NW		NE	1	IRR	5.0
			SE		NE	5	IRR	18.0
			Section Acres					58.0
		22	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	37.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	4.0
			NE		SE		IRR	15.0
			NW		SE		IRR	40.0
			SE		SE		IRR	29.0
			Section Acres					405.0
		23	SE		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NW		IRR	20.0
			SW		NW		IRR	40.0
			NE		SW		IRR	15.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					275.0
		26	NW		NE		IRR	40.0
			SW		NE		IRR	30.0
			NW		SE		IRR	19.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					169.0
		27	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			Section Acres					80.0

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	27	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
Section Acres							200.0
		36	NW	NW		IRR	22.0
			SE	NW		IRR	3.0
Section Acres							25.0
Total Acres							1,177.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
36-00133

14. Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 36-00133 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 34.05 CFS FOR ALL USES IDENTIFIED DURING THE IRRIGATION SEASON AND IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.91 CFS DURING THE NON-IRRIGATION SEASON.

WATER IS DELIVERED THROUGH THE BIG BEND DITCH.

STOCK, 1000 MIXED; WILDLIFE, PONDS AND HABITAT.

ACRES SET OUT IN THE PLACE OF USE SECTION HEREOF IDENTIFY THE BOUNDARY OF THE APPLICANT'S SERVICE AREA. THE ACTUAL IRRIGATED ACRES ARE 567.

STOCKWATER USAGE SHOULD BE PERMITTED THROUGHOUT THE BOUNDARY AREA.

15. Basis of Claim: DECREED

Case Number: R3600192
Court :
Decree date: 3/22/1932

NEW INTERNATIONAL MORTGAGE BAN
Decree Plaintiff vs.

IDAHO POWER COMPANY, ET.AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am President of Big Bend Irrigation & Mining Co., that I have signed the foregoing document in the space below as President of Big Bend Irrigation and Mining Co. and that the statements contained in the foregoing documents are true and correct.

James A. Gustafson Pres.
Signature of Authorized Agent

Big Bend Irrigation and Mining Co.
Title and Organization

7/21/98
Date

STATE OF IDAHO)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 21st day of July, 1998.

Seal

Bonnie Christensen
Notary Public

Residing at Twin Falls, Idaho

My Commission Expires: 6-8-2002

17. Notice of Appearance:

Notice is hereby given that I, CURTIS R Webb will be
Print Name

acting as attorney at law on behalf of the claimant signing above,
and that all notices required by law to be mailed by the director to
the claimant signing above should be mailed to me at the address
listed below.

Signature Curtis R Webb

Address Box 1768 TWIN Falls, ID.

Date 7-28-98

4	3	2	1
9	10	11	12
16	15	14	13
21	22	23	24
28	27	26	25
33	34	35	36

Township

75

Range

13 E

Claim

A38-00192

AUG-24-1992

NOTICE OF ERROR FORM

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number:

36 02007 ✓

36 00133 ✓

36 00192 ✓

RECEIVED

SEP 21 1992

2. Name:

Leo Roy Judith Roy

Department of Water Resources
Southern Region Office

Address:

46 47C River Rd Pk 1 Id 83314

MICROFILMED

Weekday Telephone Number:

208 543 6407

JAN 25 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

1. I support all of the objections as listed by The Big Bend Mining + Irrigation Co.

2. I have been denied irrigation rights on

T 7 S R 13 E Sec 36 NW 1/4 NW 1/4 ^{Goodling County} Blaine, Montana

4. Describe the changes you wish to have made in the proposed recommendation:

Include irrigation rights for the 40 Acres

5. Describe why you disagree with the proposed recommendation:

Water has been used. Land is in BBD irrigation district.

6. Date:

Sept 19 1992

SIGNATURE

Leo E Ray

Shares of water

Big Bend Irrig. & Manning Co. Shareholder

	address	Phone
16	Bates Bruce - Rt 1 - Box 16	837-6319
40	Bell Verl - Rt 1 Box 42	837-4405
20	Brown Tim or Nancy 1633 E - 1700 So. Gooding	934-8133
67 1/2	Buckey Farms Inc. 18335 U.S. Hwy. 30	837-4815
58	Callow Lyle/Charlotte P.O. Box 126	837-6456
30	Cook - Dick/Dorie Rt 1 - Box 22	837-6164
37	Cook Vay/Jean 827 E - 2700 So.	837-4880
4	Disher Harry - Rt 1 - Box 33	
60	Gustafson Ivan 2853 S - 900 E	837-6411
20	Fish Breeders of Idaho 4647C River Rd. Duhl	83316
84	Hayden Carl - P.O. Box 528 Jackson W.	83825
82 1/2	Flying Triangle Co. 1801 Hyman	837-4926
10	Haskovic Betty - 2795 A.S. 900 E Hyman	837-4878
5	King Marian 2400 N. E Sunset drive Apt - 113 - Bldg C	97030
2	Jensen D.W. 630 Harrison Twin Falls	83301
9	Lloyd Cleave/Betty 2715 So. 900 E Hyman	
55	Larranger Gene - Rt 1 - Hyman	837-4820
3	Madarietta Fairy - P.O. Box 353 Hyman	837-4587
1	Osburn Jim Rt 1 - Box 51 - A Hyman	837-6391
1	Pearson Mike	837-6391
31	Padget Gene - Box 852 Mesquite New	89024
20	Saul Donald - 2757 So - 850 E Hyman	837-6622
29	Smock Jeffery P.O. Box 642 - Hyman	837-4999
35	Spring Valley Ranch Inc. P.O. Box 73 Hyman	
5	Sommers Ronald 119 A.E - 2900 So Hyman	837-6304
40	State Fish & Game Hyman	

RECEIVED

JAN 29 1992

Department of Water Resources
Southern Region 1992

(over)

31 Triple M Ranch / Manfred Mueller 2795 So 900 E
Hog. m. 837-4947
~~837-4947~~

80 Trautner G.L. 707 Trautner Way Boise M. 83702

25 Vernon Edith - Rt 1 Box 19

837-4571

12 Venstra Pete / Barb. 882 E - 2830 So. Hgr

20 Weins Ted - 1701 Las Vegas Blvd So. Las Vegas

W 89104

168

+770

938 shares

RECEIVED

JAN 29 1992

Department of Water Resources
Southern Region Office

R PROOF

CVR

MAPS

PHOTOS

MISC

INDEXED
OCT 12 1994

MICROFILMED
OCT 12 1994

Water Right Number - X36-00133

Prefix Translation: XFER OF RECOM. CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***
BROWN

PATRICK D

1 - HEPWORTH NUNGESTER LEZAMIZ
2 - 133 SHOSHONE ST N
3 - PO BOX 389
City- TWIN FALLS State- ID Zip- 833030389
Phone - 208-734-7510*** C - CURRENT OWNER ***
BIG BEND IRRIGATION & MINING CO1 - C/O CATHERINE SAUL
2 - 2751 S 850 E
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6622+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/17/1903 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
TUCKER SPRINGS, UPPER RILEY CREEK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 13E 36 NW SE SE (47) GOODING

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15		20.000	
43 - DOMESTIC		03/15	11/15		0.060	
04 - STOCKWATER		03/15	11/15		0.230	
16 - WILDLIFE		03/15	11/15		1.720	
17 - WILDLIFE STORAGE		01/01	12/31			2.50
04 - STOCKWATER		11/16	03/14		1.030	
43 - DOMESTIC		11/16	03/14		0.280	
16 - WILDLIFE		11/16	03/14		7.600	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
20.000 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	13E	15	SE SE		10.0	01	IRRIGATION	(47) GOODING
07S	13E	16	SE SE	6	28.0	01	IRRIGATION	(47) GOODING
07S	13E	21	SE NE	5	15.0	01	IRRIGATION	(47) GOODING
07S	13E	22	NW NE		4.0	01	IRRIGATION	(47) GOODING
07S	13E	22	SW NE		30.0	01	IRRIGATION	(47) GOODING
07S	13E	22	SE NE		25.0	01	IRRIGATION	(47) GOODING
07S	13E	22	NE NW		5.0	01	IRRIGATION	(47) GOODING
07S	13E	22	SW NW		37.0	01	IRRIGATION	(47) GOODING

Prefix Translation: XFER OF RECOM. CLAIM

Total Acres: 393.5

+	Remarks	+
	WATER IS DELIVERED THROUGH BIG BEND DITCH.	
	USE OF THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A	

MICROFILMED
OCT 12 1994

Water right number - X36-00133

Prefix Translation: XFER OF RECOM. CLAIM

+ - - - - - Remarks - - - - - +

TOTAL COMBINED DIVERSION RATE OF 29.43 CFS FOR ALL USES IDENTIFIED DURING THE IRRIGATION SEASON. BOTH ARE ALSO LIMITED TO A TOTAL COMBINED FIELD HEADGATE REQUIREMENT OF 19.00 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1180.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 393.5 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A TOTAL OF 8.42 CFS FOR USE AS CONVEYANCE LOSS IN DELIVERY OF THE RIGHTS DELIVERED THROUGH THE BIG BEND DITCH DURING THE IRRIGATION SEASON; 6.28 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THE RIGHTS DELIVERED THROUGH THE BIG BEND DITCH DURING THE NON-IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO A WILDLIFE STORAGE VOLUME OF 2.5 AFY.

PURSUANT TO APPROVED TRANSFER NO. 3880:

1. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
2. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
3. THE CHANGE APPROVED BY THIS TRANSFER IS SUBJECT TO THE TERMS OF THE COURT'S FINAL DECREE OF THIS RIGHT IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.
4. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 36A.
5. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 4.0 AFA PER ACRE FOR THE LANDS ABOVE.

+ - - - - - Old Water Right Numbers - - - - - +

3600133

+ - - - - - Conditions of Approval - - - - - +

- C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO IDAHO CODE 42-1416A.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

+ - - - Decree Plaintiff - - - +
NEW INTERNATIONAL MORTGAGE BANK

+ - - - Decree Defendant - - - +
IDAHO POWER COMPANY, ET. AL.

+ - Decree Date - +
03/22/1932

+ - - - - - Comments - - - - - +

Date: 08/08/1992 User Id: CLELLAND Subject: OTHER RIGHTS
THESE RIGHTS LISTED IN THE ADJUDICATION ARE OTHER USES OF THE
36-07237, 36-04142 & 36-08318.
DIFFERENT USES: 36-08317, 36-08377, 36-08567 & 36-08571.

SAME WATERS DESCRIBED HEREIN. OTHER RIGHT NOS.: 36-07865,
THE FOLLOWING ARE CURRENT PERMITS FOR THE SAME WATERS BUT

MICROFILMED
OCT 12 1994

Water right number - X36-00133

Prefix Translation: XFER OF RECOM. CLAIM

+ - - - - Comments - - - - - +

Date: 08/08/1992 User Id: CLELLAND Subject: RECOMMENDATIONS
THIS RIGHT REPRESENTS ALL THE NON-IRRIGATION SEASON OF USE AS
ACTUAL IRRIGATION FIELD REQUIREMENT IS 19.00 CFS
TOTAL: 21.01 CFS (1.01 CFS @192)
TOTAL: 29.43 CFS
WATER NEEDED FOR BENEFICIAL USES FOUND. USE OF THE LOWER SPRING
THIS RIGHT DELIVERS THE FOLLOWING IN NON-IRRIGATION SEASON:
Date: 08/08/1992 User Id: CLELLAND Subject: COPIED FROM REMARKS
LAND CLAIMED IS APPROXIMATE BASED ON SHARES OWNED BY VARIOUS
DITCHES. SOME LAND IS ABOVE THE DITCH, AND IS IRRIGATED VIA
THE IDAHO CODE. A LOT OF LAND IN THE HAGERMAN VALLEY WAS PUT
AMOUNT OF LAND IRRIGATED. THE VOLUME CLAIMED IS FOR 20 CFS FLOW-
OF THE BIG BEND DITCH & BENEFICIAL USE, ALMOST ALL OF THIS WATER
IRRIGATION OCCURS ALL YEAR. EXCEPT FOR A FEW OTHER DIVERSIONS,
BIG BEND DITCH ALL YEAR.
Date: 09/21/1992 User Id: MERRITT Subject: NOTICE OF ERROR RECEIVED FROM LEO RAY
Date: 09/22/1992 User Id: SCHULTZ Subject: 1 NOTICE OF ERROR (NOE)
RECEIVED NOE 9/22/92 FROM CLEAVE C. LLOYD. LEFT NOE FLAG AS A.
Date: 09/23/1992 User Id: SCHULTZ Subject: 3 NOTICES OF ERROR (NOE)
RECEIVED 3 NOE'S 9/22/92. LEFT NOE FLAG AS A. 1 NOE WAS FROM CLAIMANT.
Date: 09/24/1992 User Id: SCHULTZ Subject: 7 NOTICES OF ERROR (NOE)
RECEIVED 7 NOE'S 9/23/92. LEFT NOE FLAG AS A.
Date: 09/25/1992 User Id: SCHULTZ Subject: 5 NOTICES OF ERROR (NOE)
5 NOE'S RECEIVED 9/24/92. LEFT NOE FLAG AS A.
Date: 09/25/1992 User Id: SCHULTZ Subject: 3 NOTICES OF ERROR (NOE)
3 NOE'S RECEIVED 9/25/92. LEFT NOE FLAG AS A.
Date: 09/29/1992 User Id: MERRITT Subject: NOTICE OF ERROR (NOE) FILED BY ATTN. COLEMAN FOR SPRING VALLEY
RANCH
Date: 10/20/1992 User Id: CLELLAND Subject: RESPONSE TO NOE
MET THIS DAY WITH IVAN GUSTAFSON, CLEAVE LLOYD AND LEO RAY AT
ISSUES SHOULD BE CARRIED TO THE OBJECTION PHASE. THEY WILL BE
BE RECOGNIZED AS A SERVICE AREA TYPE DELIVERY SYSTEM FOR 900 AC.
Date: 10/21/1992 User Id: CHRISTEN Subject: CHANGE TO CLAIM 10-21-92
CHANGED SEASON OF USE FOR STOCKWATER TO AGREE WITH IRR SEASON.KKC
Date: 10/23/1992 User Id: SHAFF Subject: SEASON OF USE
MADE DOM. & WILDL CONSISTENT IN SEASON WITH IRR. & STOCK SEASONS.
Date: 02/19/1993 User Id: SCHULTZ Subject: ADDED NEW ATTORNEY
RECEIVED NOTICE OF APPEARANCE FROM HEPWORTH NUNGESTER LEZAMIZ 2/10/93.
Date: 02/25/1993 User Id: SCHULTZ Subject: ADDED ATTORNEY (NOT UPDATED-SEE PREVIOUS COMMENT)
ADDED NEW ATTORNEY.

+ - - Audit Fields - - +
12/13/93 ROBERTSO

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/31/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P

MICROFILMED
OCT 12 1994

Water right number - X36-00133

Prefix Translation: XFER OF RECOM. CLAIM

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Receipt Number	- S001972	Water District	- 36A
POU Ownership Flag	- N	Federal/State Indicator	- S
Name Connector	- AND/OR	Presumption Flag	- C
		Notice of Error Flag	- B

MICROFILMED
OCT 12 1994

Water Right Number - 36-00133 Prefix Translation: WATER RIGHT Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***
BROWN PATRICK D 1 - HEPWORTH NUNGESTER LEZAMIZ
2 - 133 SHOSHONE ST N
3 - PO BOX 389
City- TWIN FALLS State- ID Zip- 833030389
Phone - 208-734-7510

*** C - CURRENT OWNER ***
BIG BEND IRRIGATION & MINING CO 1 - C/O CATHERINE SAUL
2 - 2751 S 850 E
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6622

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/17/1903 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
TUCKER SPRINGS, UPPER RILEY CREEK

+ - - - - Rng Sec Tract Lot RFlg County Point of Diversion - - - - - +
07S 13E 36 NW SE SE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION	03/15	11/15	20.000	
43 - DOMESTIC	03/15	11/15	0.060	
04 - STOCKWATER	03/15	11/15	0.230	
16 - WILDLIFE	03/15	11/15	1.720	
17 - WILDLIFE STORAGE	01/01	12/31		2.50
04 - STOCKWATER	11/16	03/14	1.030	
43 - DOMESTIC	11/16	03/14	0.280	
16 - WILDLIFE	11/16	03/14	7.600	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
20.000 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

07S	13E	15	SW SW	6	10.0	01	IRRIGATION	(47) GOODING
07S	13E	16	SE SE	5	28.0	01	IRRIGATION	(47) GOODING
07S	13E	21	SE NE		15.0	01	IRRIGATION	(47) GOODING
07S	13E	22	NW NE		4.0	01	IRRIGATION	(47) GOODING
07S	13E	22	SW NE		30.0	01	IRRIGATION	(47) GOODING
07S	13E	22	SE NE		25.0	01	IRRIGATION	(47) GOODING
07S	13E	22	NE NW		5.0	01	IRRIGATION	(47) GOODING
07S	13E	22	SW NW		37.0	01	IRRIGATION	(47) GOODING

MICROFILMED
OCT 12 1994

Water right number - 36-00133

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
07S	13E	22	SE NW		27.0	01	IRRIGATION	(47) GOODING
07S	13E	22	NE SE		15.5	01	IRRIGATION	(47) GOODING
07S	13E	22	NW SE		13.0	01	IRRIGATION	(47) GOODING
07S	13E	22	SE SE		8.0	01	IRRIGATION	(47) GOODING
07S	13E	23	SW NW		23.0	01	IRRIGATION	(47) GOODING
07S	13E	26	NW NE		10.0	01	IRRIGATION	(47) GOODING
07S	13E	26	SW NE		17.0	01	IRRIGATION	(47) GOODING
07S	13E	26	NW SE		10.0	01	IRRIGATION	(47) GOODING
07S	13E	26	SW SE		7.0	01	IRRIGATION	(47) GOODING
07S	13E	26	SE SE		10.0	01	IRRIGATION	(47) GOODING
07S	13E	27	NE NE		18.0	01	IRRIGATION	(47) GOODING
07S	13E	27	NW NE		7.0	01	IRRIGATION	(47) GOODING
07S	13E	27	SW NE		25.0	01	IRRIGATION	(47) GOODING
07S	13E	27	SE NE		22.0	01	IRRIGATION	(47) GOODING
07S	13E	27	NE SE		12.0	01	IRRIGATION	(47) GOODING
07S	13E	27	NW SE		15.0	01	IRRIGATION	(47) GOODING
07S	13E	22	NW NE			04	STOCKWATER	(47) GOODING
07S	13E	22	SW NE			04	STOCKWATER	(47) GOODING
07S	13E	22	NE NW			04	STOCKWATER	(47) GOODING
07S	13E	22	SE NW			04	STOCKWATER	(47) GOODING
07S	13E	23	SW NW			04	STOCKWATER	(47) GOODING
07S	13E	23	NW SE			04	STOCKWATER	(47) GOODING
07S	13E	26	NW NE			04	STOCKWATER	(47) GOODING
07S	13E	26	SW NE			04	STOCKWATER	(47) GOODING
07S	13E	26	NW SE			04	STOCKWATER	(47) GOODING
07S	13E	26	SW SE			04	STOCKWATER	(47) GOODING
07S	13E	26	SE SE			04	STOCKWATER	(47) GOODING
07S	13E	36	NE SW			16	WILDLIFE	(47) GOODING
07S	13E	36	SE SW			16	WILDLIFE	(47) GOODING
07S	13E	36	NW SE			16	WILDLIFE	(47) GOODING
07S	13E	36	SW SE			16	WILDLIFE	(47) GOODING
08S	13E	1	NW NE	2		16	WILDLIFE	(47) GOODING
07S	13E	22	NE NW			17	WILDLIFE STORAGE	(47) GOODING
07S	13E	21	SE NE	5		43	DOMESTIC	(47) GOODING
07S	13E	22	NE NE			43	DOMESTIC	(47) GOODING

Total Acres: 393.5

+ - - Diversion Means - CHECK DAM & WEIR TO BIG BEND DITCH, GRAVITY & SPRINKLER IRRIG.

+ - - Non-Irrigation Use - DOMESTIC, 2 HOMES; STOCK, 1000 MIXED; WILDLIFE, PONDS AND HABITAT

+ - - Other Rights for Same Use - 36-00192

+ - - - - - Remarks - - - - -
WATER IS DELIVERED THROUGH BIG BEND DITCH.
USE OF THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A

MICROFILMED
OCT 12 1994

Water right number - 36-00133

Prefix Translation: WATER RIGHT

+ - - - - - Remarks - - - - - +
TOTAL COMBINED DIVERSION RATE OF 29.43 CFS FOR ALL USES
IDENTIFIED DURING THE IRRIGATION SEASON. BOTH ARE ALSO LIMITED
TO A TOTAL COMBINED FIELD HEADGATE REQUIREMENT OF 19.00 CFS,
A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1180.5 AF, AND
TO THE IRRIGATION OF A COMBINED TOTAL OF 393.5 ACRES IN A SINGLE
IRRIGATION SEASON.
THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A TOTAL OF
8.42 CFS FOR USE AS CONVEYANCE LOSS IN DELIVERY OF THE RIGHTS
DELIVERED THROUGH THE BIG BEND DITCH DURING THE IRRIGATION
SEASON; 6.28 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THE RIGHTS DELIVERED THROUGH THE BIG BEND
DITCH DURING THE NON-IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO A WILDLIFE STORAGE VOLUME OF 2.5 AFY.

+ - - - - - Old Water Right Numbers - - - - - +
3600133

+ - - - - - Conditions of Approval - - - - - +
C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO IDAHO CODE 42-1416A.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
NEW INTERNATIONAL MORTGAGE BANK IDAHO POWER COMPANY, ET. AL. 03/22/1932

+ - - - - - Comments- - - - - +
No Comments Found

+ - - Audit Fields - - +
00/00/00

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 11/02/1992	Field Inspection Made	- 08/20/1990	Civil Case Number	- 39576
Objection Filed Date	- 04/29/1993	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 09/10/1993	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/31/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001972	Water District	- 36A
		POU Ownership Flag	- N	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	- B

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OCT 12 1994

Adjudication

Page 1 of 12

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3880

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

FEB 23 1993

APPROVED

Department of Water Resources
Southern Region Office
Name of Applicant Big Bend Mining & Irrigation Co. & Mining Co. Phone 837-6164
Post Office address c/o Richard L. Cook, Rt. 1 Box 22, Hagerman, ID 83332

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Sale of water from one stockholder to another Change
P/U has occurred so that some formerly-dry ground can now be irrigated. Original
P/U for 10 acres was sold without water shares.
* On as determined by SRBA

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|-------------------|--------------------|--------------------|----------------------|
| <u>36-00/33</u> | <u>12-17-1903</u> | <u>20.0*</u> | <u>Irrigation*</u> | <u>3-15 to 11-15</u> |
| <u>36-00/92</u> | <u>4-1-1906</u> | <u>15.0*</u> | <u>Irrigation</u> | <u>3-15 to 11-15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 35.0* cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Upper & lower Tucker Springs tributary to Riley Creek
4. Point(s) of Diversion: No Change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15												10				10	20
		16												10 ³		4	15 ⁶	29	
		21				15 ⁵ 15													15
		22	3	4	30	25	5		37	27				33	20		8	122	
		23							25										25
		26		10	17										10	1	10	54	
		27	18	7	25	22								12	5 12	12	12	99	

Total acres 434

PART 1

6. General Information:

- a. Description of diversion system Existing diversions into Big Bend Ditch, re-diversion from Ditch
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Land will no longer be irrigated
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-00133/00192

And said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this 16th day of FEBRUARY, 19 93

J. Glen Saylor
CHIEF, WATER ALLOCATION BUREAU

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OCT 12 1994

CONDITIONS OF APPROVAL
Transfer of Water Rights
Nos. 36-00133/00192

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. The change approved by this transfer is subject to the terms of the court's final decree of this right in the ongoing Snake River Basin Adjudication.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 36A.
5. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.
6. The combined annual volume of water under these rights shall not exceed 1736.0 acre feet.

Dated this 16th day of February, 1993.

J. Allen Santon
for Chief, Water Alloc. Bureau

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OCT 12 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 36-00/33 Decreed to Big Bend Irrigation & Mining Co.
in case of New International Mortgage Bank vs. Idaho Power Company, ET AL.
dated 3-22-1932 in U.S. District Court county of Southern District
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Upper Tucker Springs tributary to Riley Creek

4. Date or priority 12-17-1903

5. Water is used for the following purpose:

amount 20.0 cfs for Irrigation purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SE	SE	36	7S	13E	Gooding	Big Bend Ditch

8. Lands irrigated or place of use: Historic P/U as determined by SRBA

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	13E	15											10	10					20
		16													17 3/10		4	17 6/15	29
		21				17 5/15													15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10		10	54
		27	18	7	25	22									12	15			71
																			434

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9. Describe any other water rights used for the same purpose as described above

36-00/92 OCT 12 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 36-00192 Decreed to Big Bend Irrigation & Mining Co.
in case of New International Mortgage Bank vs. Idaho Power Company, ET AL.
dated 3-22-1932 in U.S. District Court county of Southern Division
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Lower Tucker Springs tributary to Riley Creek

4. Date or priority 4-1-1906

5. Water is used for the following purpose:

amount 15.0 cfs for Irrig. purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____

6. Total amount of water under right 15.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion: As determined in SRBA

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NW	SE	36	7S	13E	Gooding	Big Bend Ditch

8. Lands irrigated or place of use: Historic P/U as determined in SRBA

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
7S	13E	15											10	10					20
		16													17 3/4		4	17 3/4	29
		21				17 3/4													15
		22	3	4	20	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	10		54
		27	18	7	25	22									12	15			99

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Total acres 99 434

36-00193 OCT 12 1994

9. Describe any other water rights used for the same purpose as described above

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. R36-00/33 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Tupper Springs, Upper tributary to Riley Creek

4. Date or priority 12-17-1903

5. Water is used for the following purpose:

amount 8.68 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft) amount 0.06 cfs for Domestic purposes from 1-1 to 12-31
(cfs/ac-ft) amount 0.23 cfs for Stockwater purposes from 1-1 to 12-31
(cfs/ac-ft)

6. Total amount of water under right 8.68 cubic feet per second and/or 1736 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SE	SE	36	7S	13E	Gooding	Big Bend Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	13E	15											10	10					20
		16													14 3/4		4	14 6/15	29
		21				14 3/4													15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10		10	57
			27	18	7	25	22								12	15			99
																			434

9. Describe any other water rights used for the same purpose as described above

R36-00/192 **OCT 12 1994**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. R36-00192 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Tucker Springs, Lower tributary to Riley Creek

4. Date or priority 4-1-1906

5. Water is used for the following purpose:

amount 8.68 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 8.68 cubic feet per second and/or 1736 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NW	SE	36	75	13E	Gooding	Big Bend Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
75	13E	15											10	10					20
		16													10		4	15	29
		21				15													15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10		10	54
		27	18	7	25	22									12	15			99
																			434

9. Describe any other water rights used for the same purpose as described above R36-00133 **OCT 12 1994**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

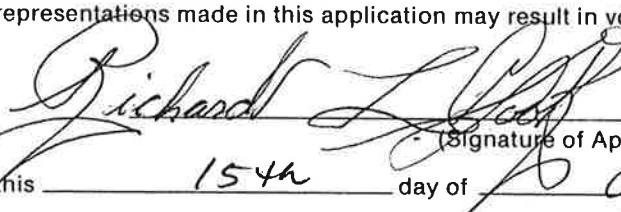
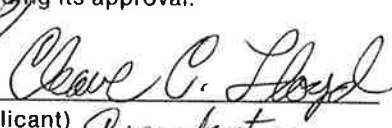
1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



 (Signature of Applicant) President
 Subscribed and sworn to before me this 15th day of April, 19 91.
Mary G. Baldwin
 (Notary Public)

My commission expires 10/16/1992**FOR DEPARTMENT USE ONLY**

Transfer contains 12 pages and 0 attachments
 Received by M. Baldwin Date 4-15-91 Protest filed by _____
 Prelim. check by J. F. Linton Fee 50.00 5013232 _____
 Receipted by M. Baldwin Date 4-15-91 _____
 Published in Gooding Co. Leader Copies of protest forwarded by _____
 Pub. dates 12/11 & 12/18/91 Hearing held by _____ Date _____
 Watermaster recommendation requested on 11-26-91 Recommended for ☒ approval ☐ denial
 _____ rec'd. 12-10-91 by RLH
 Copy of transfer sent to lien holder _____

MICROFILMED**OCT 12 1994**

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 36-00133 -0001

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)

Respondents.)
_____)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

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OCT 12 1994

2. Person who filed objection:

Name: BIG BEND IRRIGATION & MINING CO
Address: C/O CLEAVE LLOYD PRESIDENT
RT 1 BOX 14
HAGERMAN ID 83332

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

1. |☒| Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.
3. |☒| Quantity: I respond to the objection concerning:
- 3a. |☒| The total quantity of water used in cubic feet per second.
8. |☒| Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. |☒| Place of Use: I respond to the objection concerning:
- 9a. |☒| The legal description of the place of use.
- 9b. |☒| The number of irrigated acres within each forty (40) acre subdivision.
10. |☒| Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.

11. |X| Remarks: I respond to the objection concerning the "remarks" listed with the water right.

14. |X| Other: I respond to the objection concerning:

ALL MATTERS RAISED BY THE CLAIMANTS' ANSWER,
AFFIRMATIVE DEFENSES AND PRAYER FOR RELIEF.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 1, IDWR responds that it will change the claimant's address on its records to that shown on the objection. This, however, may not change the claimant's address on the records of the SRBA Court. The Court has developed its "Standard Form 3" to be used for reporting matters such as address changes and changes in ownership. The claimant may need to file this form with the SRBA Court.

In response to Statement of the Objection items 3 and 3.a, and all allegations of the objection regarding those items, IDWR responds as follows: There is an error in the description of the amount of this right in the director's report. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law." IDWR further responds as follows: (1) it recommended the amount of water it determined was being beneficially used; (2) the claimant is not entitled to any amount greater than that which is beneficially used (Idaho Code Secs. 42-104 and 42-1402); (3) the recommendation of the director to the SRBA Court as to how the right should be decreed does not constitute a taking because it is simply a recommendation and not a final determination of the right; and (4) the eventual decree by the SRBA Court of the amount of water beneficially used, even if less than the amount previously decreed, will not constitute a taking because the right is limited to that amount beneficially used.

In response to Statement of the Objection item 8, and all allegations of the objection regarding that item, IDWR responds as follows: The decree asserted by the claimant does not contain a period of use decreed for this water right. Idaho Code Sec. 42-1411(2)(g) requires the director to determine the period of use of each water right acquired under state law that is recommended in the director's report. IDWR has developed irrigation season of use standards for various climatic areas

(Over)

throughout the state based on a 75% chance of a 24 degree fahrenheit frost. The irrigation season of use cannot exceed the period in which water may be beneficially used. The period of the year during which this water right may be used is consistent with the standard irrigation season of use for the area in which the place of use of this water right is located. Water may be used for irrigation outside the standard season of use, subject to the conditions set forth in general provision 12b of the director's report.

In response to Statement of the Objection items 9, 9a. and 9b., and all allegations of the objection regarding those items, IDWR responds as follows: There is an error in the description of the place of use of this right in the director's report. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law."

In further response to items 9, 9a. and 9b., IDWR responds that the recommended water right accurately describes the place of use of the right and describes the total number of acres within each 40 acre subdivision upon which IDWR found water was beneficially used for irrigation under this water right. In further response to this objection item, IDWR responds that the objector originally claimed 879.0 irrigated acres and now wishes to assert the irrigation of 933.9 acres. By now seeking to include additional irrigated lands, the claimant improperly seeks to use the objection process to amend the claim. A claimant must obtain leave of the court to amend a claim after a director's report is filed, just as a party must obtain leave of the court to file a late claim after the director's report is filed. Once leave of the court is granted, IDWR can investigate the amended claim and make an appropriate recommendation to the court.

In response to Statement of the Objection item 10 and all allegations of the objection regarding that item, IDWR responds as follows: (1) The decree asserted by the claimant did not set an annual volume of consumptive use for this water right. (2) Idaho Code Sec. 42-1411(2)(i) requires the director to determine the annual volume of consumptive use for each water right acquired under state law and recommended in the director's report. (3) Idaho Code Sec. 42-1401A(2) provides that the quantification of consumptive use "is included as a rebuttable presumption in a decree only for the purpose of transfers pursuant to section 42-222, Idaho Code"; therefore, the consumptive use recommended for this water right is included solely for use in future transfer proceedings. (4) The annual

volume of consumptive use recommended for this right is 3 acre feet per acre. This is the maximum volume of water consumed by the most water consumptive crop (pasture) that can be grown in the area during the period of year when water is used for irrigation, as provided for by Idaho Code Sec. 42-1401A(2). (5) The recommendation of the director to the SRBA Court as to how the right should be decreed does not constitute a taking because it is simply a recommendation and not a final determination of the right. (6) The eventual decree by the SRBA Court of the amount of water beneficially used, even if less than the amount previously decreed, will not constitute a taking because the right is limited to that amount beneficially used.

In response to Statement of the Objection item 11, and all allegations of the objection regarding that item, IDWR responds that there is an error in the remarks in the description of this water right in the director's report. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law." IDWR further responds that it has authority pursuant to Idaho Code Sec. 42-1411(2)(j) to include in its recommendations of water rights acquired under state law and recommended in the director's report "such other matters as are necessary to define the right." The remark or remarks objected to are necessary to adequately describe and define this water right.

In response to Statement of the Objection item 14, and all allegations of the objection regarding that item, see attached "IDWR's Response to Answer Affirmative Defenses and Prayer for Relief of Claimant".

In response to the sentence listed in Changes to the Director's Report, whereby the claimant attempts to "reserve the right to claim all purposes of use and quantities of use as shown by the evidence at trial," IDWR responds as follows: Insofar as this purported reservation of rights may constitute an attempt to reserve the right to amend at trial the claimant's notice of claim, the claimant improperly seeks to use the objection process to amend the claim. A claimant must obtain leave of the court to amend a claim just as a party must obtain leave of the court to file a late claim after the director's report is filed.

(Over)

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

	No. of Pages
Notice of Claim No. A36-00133	4
Recommended Water Rights Acquired under State Law	3
IDWR's Response to Answer, Affirmative defenses and Prayer for Relief of Claimant	4

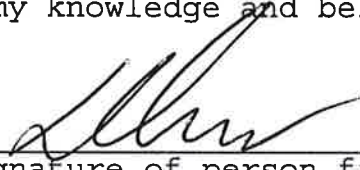
VERIFICATION (Must be Completed)

State of IDAHO

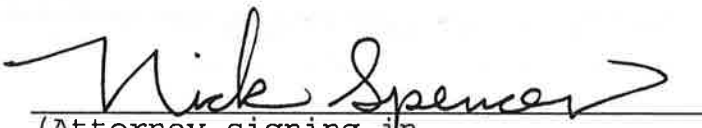
County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response



By:

(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 10th day of September, 1993.



Notary Public for Idaho

Residing at: _____

My Commission expires _____

Danni Smith, Notary Public
Residing at Boise, Idaho
My Commission Expires December 5, 1994

(Over)

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of September, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

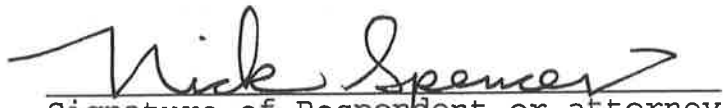
See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: HEPWORTH NUNGESTER & LEZAMIZ
Address: PATRICK D BROWN
& PENELOPE PARKER
PO BOX 389
TWIN FALLS ID 83303

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734


Signature of Respondent or attorney
mailing on Respondent's behalf

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: A36-00133
Date Received: 8/31/1988
Receipt No: 500/972
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BIG BEND IRRIGATION & MINING CO. 208-837-6622
Address: C/O CATHERINE SAUL
2751 S. 850 E.
HAGERMAN, ID 83332

2. Date of Priority: DEC 17, 1903

3. Source: TUPPER SPRINGS, UPPER Trib. to: RILEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	36	NW	SE	SE		GOODING

5. Description of diverting works:
CHECK DAM & WEIR TO BIG BEND DITCH, GRAVITY & SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	01/01	12/31	20.000		
DOMESTIC	01/01	12/31	0.500		
STOCKWATER	01/01	12/31	1.200		

7. Total Quantity Appropriated is:
20.000 C.F.S. (and/or) 14479.60 A.F.A.

8. Total consumptive use is 14479.6 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/A FEW HOMES W/HEAT PUMPS, STOCK/1000 DAIRY, 1500 OTHER

A36-00133

Page 1

Date: 08/31/88

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	13E	15	SW		SW		IRR	10.0
			SE		SW		IRR	10.0
			Section Acres					20.0
		16	NE		SE	3	IRR	10.0
			SW		SE		IRR	15.0
			SE		SE	6	IRR	15.0
			Section Acres					40.0
		21	NE		NE	1	IRR	35.0
			NW		NE	1	IRR	5.0
			SE		NE	5	IRR	18.0
			Section Acres					58.0
		22	NE		NE		IRR	9.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	37.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	4.0
			NE		SE		IRR	15.0
			NW		SE		IRR	40.0
			SE		SE		IRR	29.0
			Section Acres					374.0
		23	SW		NW		IRR	25.0
			SE		NW		IRR	20.0
			NE		SW		IRR	15.0
			Section Acres					60.0
		26	NW		NE		IRR	40.0
			SW		NE		IRR	30.0
			NW		SE		IRR	19.0
			SW		SE		IRR	40.0
			SE		SE		IRR	27.0
			Section Acres					156.0
		27	NE		NE		IRR	29.0

A36-00133

Page 2

Date: 08/31/88

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	27	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			Section Acres				149.0
		36	NW	NW		IRR	22.0
			Section Acres				22.0
			Total Acres				879.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
36-0192, 36-2007

14. Remarks:

LAND CLAIMED IS APPROXIMATE BASED ON SHARES OWNED BY VARIOUS SHAREHOLDERS. SOME OF THE LAND IS ALSO IRRIGATED FROM OTHER DITCHES. SOME LAND IS ABOVE THE DITCH, AND IS IRRIGATED VIA PUMPS IN THE DITCH; EXPANSION IS CLAIMED UNDER SEC. 42-1416 OF THE IDAHO CODE. A LOT OF LAND IN THE HAGERMAN VALLEY WAS PUT UNDER SPRINKLERS FROM 1972 THRU 1985, POSSIBLY DOUBLING THE AMOUNT OF LAND IRRIGATED. THE VOLUME CLAIMED IS FOR 20 CFS FLOWING CONTINUOUSLY ALL YEAR. BETWEEN A 50% DITCH LOSS THRU 9 MILES OF THE BIG BEND DITCH & BENEFICIAL USE, ALMOST ALL OF THIS WATER IS CONSUMED. DUE TO MILD CONDITIONS IN THE HAGERMAN VALLEY, SOME IRRIGATION OCCURS ALL YEAR. EXCEPT FOR A FEW OTHER DIVERSIONS, ALL THE WATER FROM UPPER & LOWER TUCKER SPRINGS FLOWS THRU THE BIG BEND DITCH ALL YEAR.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/22/1932

NEW INTERNATIONAL MORTGAGE BAN
Decree Plaintiff

vs

IDAHO POWER COMPANY, ET. AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am President of _____ Title

Big Bend Ranch - Irrigation Co that I have signed the foregoing Organization

document in the space below as President of _____ Title

Big Bend Ranch - Irrigation Co and that the statements contained in the Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Big Bend Ranch - Irrigation Co Title and Organization

8-31-88
Date

State of Idaho

County of Twier Falls) SS.

Subscribed and sworn (or affirmed) before me this 31st day

of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

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

DATE: SEP-9-1993

PAGE: A-3

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: TUCKER SPRINGS, UPPER		TRIBUTARY: RILEY CREEK				
36-00133	BIG BEND IRRIGATION & MINING CO C/O CATHERINE SAUL 2751 S 850 E HAGERMAN ID 83332	12/17/1903	IRRIGATION	03-15 11-1	20.00 CFS	DECREED
			DOMESTIC	03-15 11-15	.06	CFS
			STOCKWATER	03-15 11-15	.23	CFS
			WILDLIFE	03-15 11-15	1.72	CFS
			WILDLIFE	01-01 12-31		
			STORAGE		2.5	AFY
			STOCKWATER	11-16 03-14	1.03	CFS
			DOMESTIC	11-16 03-14	.28	CFS
			WILDLIFE	11-16 03-14	7.6	CFS
TOTAL QUANTITY: 20.00 CFS						
CONSUMPTIVE USE: 1180.5 AFY						

~~NON-IRRIGATION USES:~~~~DOMESTIC, 2 HOMES; STOCK, 1000 MIXED; WILDLIFE, PONDS AND HABITAT~~

POINT OF DIVERSION:

T07S R13E S36

NWSESE

PLACE OF USE: IRRIGATION

T07S R13E S15

SWSW 10.0

S16

Lot 6

(SESE) 28.0

S21

Lot 5

(SENE) 15.0

S22

NWNE 4.0

SWNE 30.0

SENE 25.0

NENW 5.0

SWNW 37.0

SENE 27.0

NESE 15.5

NWSE 13.0

SESE 8.0

S23

SWNW 23.0

S26

NWNE 10.0

SWNE 17.0

NWSE 10.0

SWSE 7.0

SESE 10.0

S27

NENE 18.0

NWNE 7.0

SWNE 25.0

SENE 22.0

NESE 12.0

NWSE 15.0

393.5 ACRES TOTAL

~~PLACE OF USE: DOMESTIC~~~~T07S R13E S21 Lot 5 (SENE)~~~~S22~~~~NENE~~~~PLACE OF USE: STOCKWATER~~~~T07S R13E S22~~~~NWNE~~~~SWNE~~~~NENW~~~~SENE~~~~S23~~~~SWNW~~~~NWSE~~MICROFILMED
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IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: SEP-9-1993

PAGE: A-3

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: TUCKER SPRINGS, UPPER		TRIBUTARY: RILEY CREEK				
36-00133 CONTINUED	S26	NWNE SESE	SWNE	NWSE	SWSE	
	PLACE OF USE: WILDLIFE					
	T07S R13E S36	NESW	SESW	NWSE	SWSE	
	T08S R13E S01 Lot 2 (NWNE)					
	PLACE OF USE: WILDLIFE STORAGE					
	T07S R13E S22	NENW				
	PLACE OF USE: STOCKWATER					
	T07S R13E S22	NWNE	SWNE	NENW	SENE	
	S23	SWNW	NWSE			
	S26	NWNE	SWNE	NWSE	SWSE	
	PLACE OF USE: DOMESTIC	SESE				
	T07S R13E S21 Lot 5 (SENE)					
	S22	NENE				
	PLACE OF USE: WILDLIFE					
	T07S R13E S36	NESW	SESW	NWSE	SWSE	
	T08S R13E S01 Lot 2 (NWNE)					
REMARKS:	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO IDAHO CODE 42-1416A.					
	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.					
	WATER IS DELIVERED THROUGH BIG BEND DITCH.					
	USE OF THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 29.43 CFS FOR ALL USES IDENTIFIED DURING THE IRRIGATION SEASON. BOTH ARE ALSO LIMITED TO A TOTAL COMBINED FIELD HEADGATE REQUIREMENT OF 19.00 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1180.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 393.5 ACRES IN A SINGLE IRRIGATION SEASON.					
	THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A TOTAL OF 8.42 CFS FOR USE AS CONVEYANCE LOSS IN DELIVERY OF THE RIGHTS DELIVERED THROUGH THE BIG BEND DITCH DURING THE IRRIGATION SEASON; 6.28 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THE RIGHTS DELIVERED THROUGH THE BIG BEND DITCH DURING THE NON IRRIGATION SEASON.					
	1.0 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES					

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IN DELIVERY OF THIS RIGHT.

7.42 CFS OF RIGHT NO. 36-00192 IS LIMITED TO USE FOR CONVEYANCE LOSSES
IN DELIVERY OF THIS RIGHT.

~~THIS RIGHT IS LIMITED TO A WILDLIFE STORAGE VOLUME OF 2.5 AFY.~~

RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION
OF THESE RIGHTS IS LIMITED TO 35.0 CFS. OTHER RIGHT NOS.: 36-00192,
36-04142, 36-07237, 36-07865, 36-08318, 36-02056.

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IDWR'S RESPONSE TO ANSWER, AFFIRMATIVE DEFENSES AND PRAYER FOR
RELIEF OF CLAIMANT

This portion of the response addresses the multi-page attachment to the objection (hereinafter "the attachment"), wherein the claimant admits or denies all sections of Parts I, II, and III of the director's report, asserts 27 affirmative defenses, and alleges a prayer for relief. The attachment contains the following sections, corresponding to the various sections of the director's report:

- (1) I. GENERAL RESPONSE
- (2) II. DESCRIPTIVE SUMMARY, (first unnumbered page of Part I of the director's report)
- (3) III. TABLE OF CONTENTS (second and third unnumbered pages of Part I of the director's report)
- (4) IV. 1. INSTRUCTIONS FOR USING THIS REPORT PART I (page 1 of Part I of the director's report)
- (5) IV. 2. SCOPE OF THE ADJUDICATION (pages 1-3 of Part I of the director's report)
- (6) IV. 3. PURPOSE OF THIS REPORT PART I (pages 3-4 of Part I of the director's report)
- (7) V. 1. BOUNDARIES OF BASIN (pages 4-6 of Part I of the director's report)
- (8) V. 2. WATER SOURCES (page 6 of Part I of the director's report)
- (9) V. 3. DEVELOPMENT OF WATER USE (pages 6-9 of Part I of the director's report)
- (10) VI. GENERAL PROVISIONS 1-8 APPLY TO ALL WATER RIGHTS IN BASIN 36 (page 9 of Part I of the director's report)
- (11) VI. General Provision 1. EFFECT OF ADJUDICATION (page 9 of Part I of the director's report)
- (12) VI. General Provision 2. GENERAL ADMINISTRATIVE PROVISIONS (pages 9-10 of Part I of the director's report)
- (13) VI. General Provision 3. CONJUNCTIVE ADMINISTRATION (page 10 of Part I of the director's report)
- (13) VI. General Provision 4. ADMINISTRATION OF GROUND WATER RIGHTS (page 10 of Part I of the director's report)
- (14) VI. General Provision 5. ADMINISTRATION OF BASIN 36 RELATIVE TO THE SNAKE RIVER (page 10 of Part I of the director's report)
- (15) VI. General Provision 6. ADMINISTRATION OF SMALL DOMESTIC AND STOCK WATER RIGHTS (page 11 of Part I of the director's report)
- (16) VI. General Provision 7. MEASURING DEVICES AND CONTROL

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- WORKS (page 11 of Part I of the director's report)
- (17) VI. General Provision 8. FIRE FIGHTING PURPOSES (page 11 of Part I of the director's report)
 - (18) VI. General Provision 9. CONSUMPTIVE USE (page 12 of Part I of the director's report)
 - (19) VI. GENERAL PROVISION 10 APPLIES TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH DOMESTIC USE AS A PURPOSE OF USE (page 12 of Part I of the director's report)
 - (20) VI. General Provision 10. DOMESTIC USE (page 12 of Part I of the director's report)
 - (21) VI. GENERAL PROVISION 11 APPLIES TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH STOCK WATER USE AS A PURPOSE OF USE (page 13 of Part I of the director's report)
 - (22) VI. General Provision 11. STOCK WATER USE (page 13 of Part I of the director's report)
 - (23) VI. GENERAL PROVISIONS 12-16 APPLY TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH IRRIGATION AS A PURPOSE OF USE (page 13 of Part I of the director's report)
 - (24) VI. General Provision 12. IRRIGATION USE (pages 13-14 of Part I of the director's report)
 - (25) VI. General Provision 13. DIVERSION VOLUME FOR IRRIGATION (page 14 of Part I of the director's report)
 - (26) VI. General Provision 14. CONSUMPTIVE USE FOR IRRIGATION (pages 14-15 of Part I of the director's report)
 - (27) VI. General Provision 15. AMOUNT OF COMBINED WATER RIGHTS FOR IRRIGATION (page 15 of Part I of the director's report)
 - (28) VI. General Provision 16. DIVERSION RATES IN EXCESS OF .02 CFS PER ACRE (pages 15-16 of Part I of the director's report)
 - (30) VI. 17. INSTRUCTIONS FOR USE OF LIST OF RECOMMENDED WATER RIGHTS (pages A-i through A-iii of Part I of the director's report)
 - (31) VI. 18. IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW (pages A-1 through B-25 of Part I of the director's report)
 - (32) DIRECTOR'S REPORT FOR REPORTING AREA 3 (BASIN 36), (DIRECTOR'S REPORT PART II)
 - (33) DIRECTOR'S REPORT FOR REPORTING AREA 3 (BASIN 36), (DIRECTOR'S REPORT PART III)

The attachment also contains part VIII, AFFIRMATIVE DEFENSES (pp. 20 through 28) and a PRAYER FOR RELIEF (untitled, p. 28).

In response to each of the items enumerated above IDWR responds that pursuant to Section 4 a.(2)(c) of SRBA Administrative Order 1, Rules of Procedure, IDWR generally denies each and every allegation, if any, contained in each enumerated portion of the attachment. IDWR affirmatively responds that neither SRBA Administrative Order 1, Rules of Procedure, nor Title 42, Chapter 14, Idaho Code, make provision for IDWR to affirm, amplify, or otherwise respond to the claimant's admissions, or to deny the claimant's denials, and that IDWR therefore does not believe that it is required to do so. Title 42, Chapter 14, Idaho Code solely defines the content and scope of the director's report. It is to contain a description of the water system and is to provide a recommendation as to each water right claimed and as to those matters necessary for administration of those water rights. Therefore, the content and scope of the objection is limited to those same matters. The attachment to the present objection asserts or otherwise raises matters not directly addressing the elements of the water right as recommended, the description of the water system, or the general provisions. Rather, the attachment raises broad issues as to the constitutional, statutory and administrative efficacy of the entire adjudication process. All such issues should be raised by means of motions to designate basinwide issues and similar procedural vehicles specifically designed to provide for basinwide notice and participation. They should not be permitted to divert the focus of any individual subcase away from the issues directly connected to the elements of the water right and the administration thereof. Therefore, because the attachment to the present objection is not within the scope of the statutory purpose of an objection it should be stricken.

However, in the event that the court should determine that all or part of the attachment is properly within the scope of the objection, IDWR further responds as follows:

IDWR affirmatively responds that all statements within the director's report are properly included therein pursuant to Title 42, Chapter 14, Idaho Code, and in particular pursuant to Idaho Code §§ 42-1411 and 42-1412(8); and that the provisions of the Idaho Rules of Civil Procedure regarding pleadings are inapplicable to the extent that they are in conflict with the statutory requirements. Therefore IDWR denies all allegations directed at the contents of the director's report.

As to the enumerated portions of the attachment addressing the listings of recommended water rights, abstracts of federal reserved water right claims, or negotiated agreements, other than the individual recommendation that is the subject of this objection, IDWR responds that such claims or agreements are not brought before this court by this objection.

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Responding to the 27 affirmative defenses asserted in the attachment, IDWR generally denies each and every affirmative defense asserted. IDWR further responds that affirmative defense numbers 1, 2, 4, 5, 10, 11, 12, 18, and 22, asserting various violations of civil or constitutional rights, fail to comply with the requirements I.R.C.P. 9(b) providing that in all averments of violation of civil or constitutional rights the factual circumstances constituting such violation must be stated with particularity. Accordingly, IDWR asserts that those affirmative defenses should be stricken.

In response to that portion of the multi-page attachment to the objection wherein the claimant asserts a prayer for relief, IDWR responds as follows:

1. IDWR denies that the director's report asserts any claims against the claimant; rather, the director's report contains only the recommendation of the director as to how the claimant's water right should be decreed and administered.
2. IDWR denies that the claimant is entitled to have the water right decreed as claimed unless in the director's report the water right has been recommended as claimed.
3. IDWR denies that any acts upon its part constitute the taking of private property for which just compensation should be allowed and awarded.
4. IDWR denies that the claimant is entitled to recover court costs and reasonable attorney fees.
5. IDWR denies that the claimant by this objection has raised any claims against IDWR entitling such claimant to any relief other than the eventual judicial determination and decree of the various elements of the claimant's water right, if any, and of those related matters necessary to describe and administer that water right.

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 the Rights to the Use of Water
from the Snake River Basin
Water System

Case No. 36-00133 -0002

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

RESPONSE TO OBJECTION

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

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2. Person who filed objection:

Name: US DEPT OF JUSTICE
Address: ENVT & NAT RESOURCES DIV
550 W FORT ST BOX 33
BOISE ID 83734

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

3. ☒ Quantity: I respond to the objection concerning:
- 3a. ☒ The total quantity of water used in cubic feet per second.
7. ☒ Purposes of Use: I respond to the objection concerning the purpose(s) of use.
11. ☒ Remarks: I respond to the objection concerning the "remarks" listed with the water right.
14. ☒ Other: I respond to the objection concerning:

GENERAL PROVISIONS

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 3 and 3.a, and all allegations of the objection regarding these items, IDWR responds as follows.

In response to that portion addressing combined rights, IDWR admits that there is an inconsistency between the combined

diversion rate stated in the remarks and the amounts for each purpose of use in right nos. 36-00133 and 36-00192. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law."

In response to that portion addressing diversion volume, IDWR admits that:

1. The recommendation of this right states a maximum annual consumptive use volume of 3.0 AFY per acre.

2. The recommendation of this right does not state a maximum annual diversion volume.

3. General Provision 13 provides that the maximum annual volume of diversion required at the field headgate for irrigation of lands in Basin 36 is 4 acre feet per year (AFY) per acre.

4. General Provision 13 further provides that where diversion volume is not stated for water rights or portions of water rights for irrigation purposes, 4 AFY is the diversion volume measured at the point of diversion that is reasonably required for irrigation unless a higher annual diversion volume is reasonably required under currently existing conditions due to conveyance losses, method of irrigation, or field conditions, as determined by the director.

5. It is the intent of this general provision that: a) where maximum annual diversion volume is not stated for a right, and b) if determination of diversion volume becomes necessary at some later date for the administration of water rights, and c) the water right has a diversion rate in excess of .02 cfs per acre, then d) the maximum annual diversion volume will be proportionately in excess of 4.0 AFY per acre.

IDWR denies that determination of annual diversion volume of each surface water right is currently necessary for the administration of water rights, and further denies that administration of all surface water rights based on annual diversion volume is currently necessary or reasonable.

In response to that portion regarding conveyance loss methodology, IDWR responds that the conveyance loss remark identifies the portion of the total diversion rate that is in excess of .02 cfs per acre, and which was found to be beneficially used based on actual, reasonable conveyance losses. The conveyance loss limitation does not define the amount of water that is lost in conveyance between the point of diversion and place of use. IDWR's conveyance loss methodology is a reasonably accurate method to estimate conveyance losses based on typical values for the components of the methodology.

In response to that portion regarding diversion rates in excess of .02 cfs per acre, IDWR admits that the memo contains the language quoted in the objection. If the claimant desires to make a change in use of this right, the claimant is required to

(Over)

MICROFILMED
OCT 12 1994

file an application for approval of the change with IDWR which describes the change sought. IDWR is then required to approve the application in whole or in part or upon conditions, provided certain statutory requirements are met. These includes requirements that the change be in the local public interest, not constitute an enlargement, and not result in injury to other water rights. Issues as to appropriate application of these standards are premature until an application seeking approval of a change in use and describing the change sought is filed with IDWR.

IDWR denies this portion of the objection and all allegations regarding this portion of the objection not expressly admitted herein.

In response to Statement of the Objection items 7 and 11 all allegations of the objection regarding these items, IDWR responds as follows.

IDWR admits that there is an inconsistency between the combined diversion rate stated in the remarks the amounts for each purpose of use of right nos. 36-00133 and 36-00192. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law." IDWR denies this portion of the objection and all allegations regarding this portion of the objection not expressly admitted herein.

In response to Statement of the Objection item 14 and all allegations of the objection regarding this item, IDWR responds as follows.

The matters raised in this portion of the objection are totally irrelevant to the water right being objected to. It is inappropriate for an objector to assert in an objection to another claimant's water right objections regarding the application of general provision upon the objector's own water rights. The objector should raise those matters in objections to its own water rights. This portion of the objection should therefore be stricken.

In further response to this objection item, IDWR responds as follows.

IDWR denies this portion of the objection.

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

No. of
Pages

The notice of claim is attached to IDWR's response
to Objection No. 36-00133-0001
Recommended Water Rights Acquired under State Law

3

(Over)

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OCT 12 1994

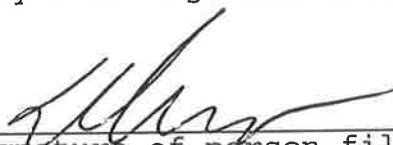
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By: 

(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 10th day of September,
1993.



Notary Public for Idaho
Residing at: _____
My Commission expires: _____

Danni Smith, Notary Public
Residing at Boise, Idaho
My Commission Expires December 5, 1994

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of September, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

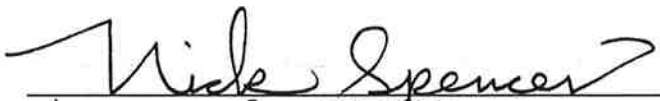
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Name: HEPWORTH NUNGESTER & LEZAMIZ
Address: PATRICK D BROWN
& PENELOPE PARKER
PO BOX 389
TWIN FALLS ID 83303

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: US DEPT OF JUSTICE
Address: ENVT & NAT RESOURCES DIV
550 W FORT ST BOX 33
BOISE ID 83734


Signature of Respondent or attorney
mailing on Respondent's behalf

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: SEP-9-1993
PAGE: A 3

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: TUCKER SPRINGS, UPPER		TRIBUTARY: RILEY CREEK				
36-00133	BIG BEND IRRIGATION & MINING CO C/O CATHERINE SAUL 2751 S 850 E HAGERMAN ID 83332	12/17/1903	IRRIGATION	03-15 11-1	20.00 CFS	DECREED
			DOMESTIC	03-15 11-15	.06	CFS
			STOCKWATER	03-15 11-15	.23	CFS
			WILDLIFE	03-15 11-15	1.72	CFS
			WILDLIFE	01-01 12-31		
			STORAGE		2.5	AFY
			STOCKWATER	11-16 03-14	1.03	CFS
			DOMESTIC	11-16 03-14	.28	CFS
			WILDLIFE	11-16 03-14	7.6	CFS
TOTAL QUANTITY: 20.00 CFS						
CONSUMPTIVE USE: 1180.5 AFY						

~~NON IRRIGATION USES:~~~~DOMESTIC, 2 HOMES, STOCK, 1000 MIXED, WILDLIFE, PONDS AND HABITAT~~

POINT OF DIVERSION:

T07S R13E S36 NWSESE

PLACE OF USE: IRRIGATION

T07S R13E S15	SWSW 10.0			
S16 Lot 6	(SESE) 28.0			
S21 Lot 5	(SENE) 15.0			
S22	NWNE 4.0	SWNE 30.0	SENE 25.0	NENW 5.0
	SWNW 37.0	SENW 27.0	NESE 15.5	NWSE 13.0
	SESE 8.0			
S23	SWNW 23.0			
S26	NWNE 10.0	SWNE 17.0	NWSE 10.0	SWSE 7.0
	SESE 10.0			
S27	NENE 18.0	NWNE 7.0	SWNE 25.0	SENE 22.0
	NESE 12.0	NWSE 15.0		

393.5 ACRES TOTAL

~~PLACE OF USE: DOMESTIC~~

~~T07S R13E S21 Lot 5 (SENE)~~
~~S22 NENE~~

~~PLACE OF USE: STOCKWATER~~

~~T07S R13E S22 NWNE SWNE NENW SENW~~
~~S23 SWNW NWSE~~

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OCT 12 1994

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

DATE: SEP-9-1993

PAGE: A-3

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: TUCKER SPRINGS, UPPER		TRIBUTARY: RILEY CREEK				
36-00133 CONTINUED	S26	NWNE SESE	SWNE	NWSE	SWSE	
	PLACE OF USE: WILDLIFE					
	T076 R13E S36	NESW	SESW	NWSE	SWSE	
	T088 R13E S01 Lot 2 (NWNE)					
	PLACE OF USE: WILDLIFE STORAGE					
	T076 R13E S22	NENW				
	PLACE OF USE: STOCKWATER					
	T076 R13E S22	NWNE	SWNE	NENW	SENE	
	S23	SWNW	NWSE			
	S26	NWNE	SWNE	NWSE	SWSE	
	SESE					
	PLACE OF USE: DOMESTIC					
	T076 R13E S21 Lot 5 (SENE)					
	S22	NENE				
	PLACE OF USE: WILDLIFE					
	T076 R13E S36	NESW	SESW	NWSE	SWSE	
	T088 R13E S01 Lot 2 (NWNE)					
REMARKS:	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO IDAHO CODE 42-1416A. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A. WATER IS DELIVERED THROUGH BIG BEND DITCH. USE OF THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 29.43 CFS FOR ALL USES IDENTIFIED DURING THE IRRIGATION SEASON. BOTH ARE ALSO LIMITED TO A TOTAL COMBINED FIELD HEADGATE REQUIREMENT OF 19.00 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1180.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 393.5 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A TOTAL OF 8.42 CFS FOR USE AS CONVEYANCE LOSS IN DELIVERY OF THE RIGHTS DELIVERED THROUGH THE BIG BEND DITCH DURING THE IRRIGATION SEASON; 6.28 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THE RIGHTS DELIVERED THROUGH THE BIG BEND DITCH DURING THE NON IRRIGATION SEASON. 1.0 CFS OF THIS RIGHT IS LIMITED TO USE FOR COVEYANCE LOSSES					

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 OCT 12 1994

IN DELIVERY OF THIS RIGHT.

7.42 CFS OF RIGHT NO. 36-00192 IS LIMITED TO USE FOR CONVEYANCE LOSSES

IN DELIVERY OF THIS RIGHT.

~~THIS RIGHT IS LIMITED TO A WILDLIFE STORAGE VOLUME OF 2.5 AFY.~~

RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION
OF THESE RIGHTS IS LIMITED TO 35.0 CFS. OTHER RIGHT NOS.: 36-00192,
36-04142, 36-07237, 36-07865, 36-08318, 36-02056.

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OCT 12 1994

SEP 01 1993

Department of Water Resources
Adjudication Bureau

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

Case No. 36-00133
(The water right number
you are responding to
must be inserted)

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

STANDARD FORM 2

RESPONSE TO OBJECTION

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

INSTRUCTIONS

This form must be used to file a response to any objection filed against a water right recommended in a Director's Report. You may respond to all objections filed against one water right, using one response form. If you choose this option, your response should cover every issue raised in the objections. To respond to objections filed against more than one water right, you must file a separate response form for each water right. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you do, the text must be on the front and back of each page exactly as it appears here. The response must be received by the court on or before the deadline specified in the Notice of Filing the Director's Report that IDWR mailed to you. Follow the Instructions for Mailing this response (Page 5), or the court will not accept it for filing.

This form has been adopted by the court in SRBA Administrative Order 1 (amended June 21, 1993), Section 4, which may be consulted for further information.

Any party filing 25 (twenty-five) or more responses must make an appointment with the Clerk of the SRBA Court.

(Over)

By filing a response form, you are certifying that the response is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Party/Claimant responding to objection:

Name: Big Bend Irrigation & Mining Company

Address: 2715 South 900 East

Hagerman, Idaho 83332

Phone: Work: (208) 837-6411 Home: _____

Briefly describe your interest in this water right:

Owner/claimant of water right

If this response is filed by an attorney:

Attorney Name: Patrick D. Brown

Attorney Address: Hepworth, Nungester & Lezamiz

P.O. Box 389, Twin Falls, ID 83303

Attorney Phone No.: (208) 734-7510; Fax#: (208) 734-4115

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

2. Party/Claimant who filed objection:

Name: U.S.A/Environment & Natural Resources Division

Address: 550 West Fort Street, Box 33

Boise, Idaho 83734

II. STATEMENT OF THE RESPONSE

Please check each "box" which identifies your response.

1. ☐ **Name and Address:** I respond to the objection concerning the name and/or address of the owner of the water right.
2. ☐ **Source:** I respond to the objection concerning the source of water.
3. ☒ **Quantity:** I respond to the objection concerning:
 - a. ☒ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ **Priority Date:** I respond to the objection concerning the priority date.
5. ☐ **Points of Diversion:** I respond to the objection concerning the legal description of the point(s) of diversion.
6. ☐ **Instream Flow:** I respond to the objection concerning the legal description of the beginning and ending points of the instream flow.
7. ☒ **Purpose(s) of Use:** I respond to the objection concerning the purpose(s) of use.
8. ☐ **Period of Year:** I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. ☐ **Place of Use:** I respond to the objection concerning:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ **Consumptive Use:** I respond to the objection concerning the annual volume of consumptive use.
11. ☒ **Remarks:** I respond to the objection concerning the "remarks" listed with the water right.
12. ☐ **Water Right Recommendation:** I respond to the objection concerning:
 - a. ☐ this water right being recommended at all; or
 - b. ☐ this water right not being recommended.

13. ☐ **Description of Reservation:** I respond to the objection concerning the legal description of the reservation.

14. ☒ **Other:** I respond to the objection concerning: _____

(See page 7)

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

(See page 7)

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

See the Objection filed by this Claimant, a copy of which
is attached (Exhibit "A")

Please note that you should attach copies of documents which support your response. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. Exhibit "A",
Claimant's Objection to the Director's Report concerning
the claim (15 pages).

VERIFICATION (Must be Completed)

State of Idaho

County of Twin Falls.

Patrick D. Brown, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this response (as listed on Page 2, Section 1, "Person responding to objection"), as defined by I.C. Sec 42-1401A(1) and (7), and I have read this response, know its contents and that the statements are true to the best of my knowledge and belief.

/
Signature of party/claimant
filing response

By: [Signature]
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 15th day of September,
1993.

[Signature]
Notary Public for Idaho
Residing at: Twin Falls
My Commission Expires: 9-20-94

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to all of the parties listed below in the Certificate of Mailing.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 15th day of September, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Name: Big Bend Irrigation & Mining Co.
Address: 2715 South 900 East
Hagerman, Idaho 83332

3 One copy to the party who filed the objection, or if represented by an attorney, to their attorney, and you must fill in the following information:

Name: U.S. Dept. of Justice
Address: 550 West Fort Street, Box 33
Boise, Idaho 83734

4 One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

5 One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, ID 83724



Signature of party/claimant
or attorney

REASONS SUPPORTING EACH BOX CHECKED

3. and 3a. Claimant denies the Director's calculations of the combined right quantities are correct and consequently denies that the combined right should be limited as the United States suggests. Claimant denies that the Director's Report "General Provisions" paragraph 13, page 14, have any applicability to this water right, or that the "General Provision" is valid or may be imposed upon the claimant. Claimant admits that the conveyance loss quantified by the Director is inaccurate and inappropriate, both for the reasons set out by the United States and on the grounds set out in the Claimant's Objection. Claimant admits that on March 14, 1983, the administrator of IDWR issued a memorandum addressing flows in excess of .02 cfs per acre. Claimant denies that the right should contain any remark similar to the quote from that memorandum or should be part of any court decree relating to the claimant's water right. Claimant denies all other averments concerning the quantity of use.

7. Claimant denies that the combined right should be limited to the irrigation rate only and specifically deny that the quantities recommended by IDWR are accurate. Claimant also denies that, unless all purposes are stated within the right, a combined right limit should be limited to the irrigation rate only. Claimant denies all other allegations regarding purpose of use made by the United States.

11. Claimant denies that the combined limit should be reduced to reflect only irrigation and all other averments concerning remarks.

14. The Claimant's Objection sets forth the Claimant's position regarding General Provisions, including the denial of all averments of the General Provisions in the Director's Report except as specifically admitted in Claimant's Objection. The Claimant's Objection is incorporated by reference into this Response and attached as Exhibit "A".

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

By _____

Clerk
Deputy Clerk

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

Case No. A36-00133
(You must insert the
water right number you
are objecting to)

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

OBJECTION

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

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OCT 12 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: Big Bend Irrigation & Mining Co.

Address: c/o Cleve Lloyd - President

Route 1, Box 14, Hagerman, ID 83332

Briefly describe your interest in this water right:

Big Bend Irrigation & Mining Co. is an

irrigation company with a priority date of

12/17/1903. Right Decreed on 3/22/32 - New

International Mortgage Bank v. Idaho Power Co.

2. Owner of the water right:

Name: Big Bend Irrigation & Mining Co.

Address: c/o Cleve Lloyd - President

Route 1, Box 14, Hagerman, ID 83332

3. If this objection is filed by an attorney:

Attorney Name: Patrick D. Brown & Penelope Parker

Attorney Address: Hepworth, Nungester & Lezamiz

P.O. Box 389, Twin Falls, ID 83303

Attorney Phone No.: (208) 734-7510

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☒ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - a. ☒ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I object to:
 - a. ☒ the legal description of the place of use; or
 - b. ☒ the number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☒ Remarks: I object to the "remarks" listed with the water right.

(Over)

12. ☐ Water Right Recommendation: I object to:
- a. ☐ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to: See attached
- _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

See Page 7

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

Name & Address: see paragraph 2, page 2; Maximum quantity: as
claimed &/or decreed; Period of use: 1/1 - 12/31; Remarks:
strike all remarks after "water is delivered through Big Bend
Ditch"; Place of use: as described in claim and Spring Valley
notice of error for a total number of 933.90 acres

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.



Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

See Hagerman Water Right Owner's, Inc.'s

Compendium "A"

VERIFICATION (Must be Completed)

State of Idaho

County of Gooding

CLEAVE L. Lloyd & IRON J. Gustafson, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. Sec 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Big Bend Irrigation and Mining Co
Signature of person filing objection

By: Cleave C. Lloyd - President
Iron J. Gustafson - Director
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 20th day of April,
1993.

[Signature]
Notary Public for Idaho
Residing at: HAGERMAN, Idaho
My Commission Expires: 5-10-97

(Over)

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 28 day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Big Bend Irrigation & Mining Co.

Owner's address: c/o Cleve Lloyd - President

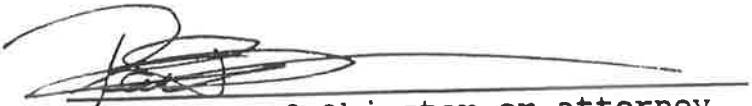
Route 1, Box 14, Hagerman, ID 83332

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, ID 83724


Signature of Objector or attorney
mailing on Objector's behalf

REASONS SUPPORTING EACH BOX CHECKED, page 4

Box 1 - See Paragraph 2, page 2 for correct name and/or address.

Box 3, 3a and 10 - IDWR recommends an amount less than decreed and/or beneficially used. A reduction in water right would constitute a taking.

Box 8 - IDWR recommends a period of use less than decreed and/or beneficially used. A reduction in water right would constitute a taking.

Box 9 - Director's Report fails to accurately state the place of use.

Box 11 - This is beyond the statutory authority vested in the Director.

CHANGES TO DIRECTOR'S REPORT, page 4

Objectors reserve the right to claim all purposes of use and quantities of use as shown by the evidence at trial.



Department of Water Resources
222 Shoshone Street E.
Twin Falls, ID 83301

Date April 20, 1993

Name HEPWORTH NUNGESTER & LEZAMIZ
133 SHOSHONE N
Address TWIN FALLS ID 83301

No. of Copies	Material	Cost
120	copies of RED FILE Documents as requested by Hagerman Water Right Owners @ .05 ea.	\$ 6.00
TOTAL		\$ 6.00

Please find enclosed the form(s) and/or information you requested. The charge, if any, is indicated above.

If we may be of further assistance, please contact us.

Sincerely,

MICROFILMED
OCT 12 1994

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

Case No. 36-00133

RECEIVED

MAY 04 1993

Department of Water Resources
Adjudication Bureau

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department of
Water Resources,

OBJECTION

Petitioner,

vs.

The United States; the State of Idaho;
and all Claimants to the use of water
from the Snake River Basin Water
System,

36-00133 -0002/
93-04-0114

Respondents.

I. GENERAL INFORMATION

1. Person objecting:

Name: United States of America,
Environment and Natural Resources Division
550 West Fort Street
Box 33
Boise, Idaho 83734

Briefly describe your interest in this water right: The United States
holds water rights of many types in all reporting areas within the SRBA.

2. Owner of the water right:

Name: BIG BEND IRRIGATION & MINING CO.
Address: 2751 S 850 E
Hagerman, ID 83332

3. If this objection is filed by an attorney:

Attorney Name: David W. Harder
Attorney Address: United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street
Box 33
Boise, Idaho 83734
Attorney Phone No.: (202) 272-5784

If filed by an attorney, notice of pending court proceedings will be sent to
the attorney only.

MICROFILMED
OCT 12 1994

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right
2. ☐ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - ☒ a. the total quantity of water used in cubic feet per second; or
 - ☐ b. the total quantity of water stored in acre-feet per year; or
 - ☐ c. the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☒ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ Place of Use: I object to:
 - ☐ a. the legal description of the place of use; or
 - ☐ b. the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ Consumptive Use: I object to the annual volume of consumptive use.
11. ☒ Remarks: I object to the "remarks" listed with the water right.
12. ☐ Water Right Recommendation: I object to:
 - ☐ a. this water right being recommended at all; or
 - ☐ b. this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to certain paragraphs of the general provisions in the Director's report as noted on the attached "Reasons Supporting Objections and Proposed Changes".

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

See attached "Reasons Supporting Objections and Proposed Changes", numbered as per above check list.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

See attached "Reasons Supporting Objections and Proposed Changes" numbered as per above check list.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

[X] Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary.

REASONS SUPPORTING OBJECTIONS AND PROPOSED CHANGES - 5 Pages

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OCT 12 1994

VERIFICATION

In the District of Columbia,

The United States of America, being first duly sworn, upon oath, deposes and says:

That I am the entity filing this objection, that I am a water claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

By: David W. Harder
(Attorney signing in representative capacity)

Subscribed and sworn to before me this 29th day of April, 1993.

Notary Public for: District of Columbia

Residing at: District of Columbia

My Commission Expires: July 14, 1997

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right:

Name: BIG BEND IRRIGATION & MINING CO.

Address: 2751 S 850 E
Hagerman, ID 83332

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

David W. Harder
Signature of Objector or attorney mailing
on Objector's behalf



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

20-Apr-1993

HEPWORTH NUNGESTER & LEZAMIZ
133 SHOSHONE N
TWIN FALLS ID 83301
ATTN: CHRIS HERNANDEZ

Dear Chris:

Enclosed please find the copies of the contents from the RED FILES in the adjudication folders, as requested by the Hagerman Water Right Owners. If I can be of any further assistance, please give me a call at the office.

Sincerely,


Jeanie Robertson
Records Clerk

MICROFILMED
OCT 12 1994

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No:

5015305

RECEIVED

JAN 25 1993

Department of Water Resources
Southern Region Office

Date:

Time:

1/25/1993

11:26:25

Received
From:

BIG BEND DITCH CO.

Type of Payment

Program Acct Class

Amount

FEE FOR COPY OF ADJUDICATION CLAIM

64100

229 21 1760

17.58

Total

CHECK

285

\$17.58

Region: SOUTHERN

Signature:

R. Foster

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OCT 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

19-Jan-1993

CLEVE C LLOYD, PRESIDENT
RT 1 BOX 14
HAGERMAN ID 83332

RE: Copy of SRBA File(s): 36-00133, 36-00192

Dear Mr. Lloyd:

Please find enclosed the copies of documents you recently requested contained in the above referenced SRBA file(s) as of this date. Please note that copies of orthophoto quad maps or NAPP photography or aerial slides which may have been used in the review of your claim(s) have not been included since they are not easily reproduced. These items are however available for your review at our office. Please also note that in some situations some water rights may have other associated files which contain privileged information between IDWR staff and our legal council which has not been copied.

Please remit the following for the cost of the copies and postage:

\$17.58

Sincerely,


Jeanie Robertson
Records Clerk

Encl:

Big Bend
231
34
265 x 5 = 13.25
post 4.10
env. .23
17.58

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REASONS SUPPORTING OBJECTIONS AND PROPOSED CHANGES

BIG BEND IRRIGATION & MINING CO.

CASE NO. 36-00133

3. QUANTITY

a. The total quantity of water used in cubic feet per second

Combined Rights

Water rights 36-00133 and 36-00192 were combined by IDWR for analysis and recommendation purposes. The combined right limit, using IDWR calculations, should be 27.42 cfs instead of 29.43 cfs since in 36-00133 purposes other than irrigation are considered de minimus or concurrent.

Diversion Volume at Water Sources

The IDWR Director's Report fails to limit the total acre-feet of annual diversion from the water source for this right. The general provisions (Paragraph 13, Page 14) specify that the maximum acre-feet of water allowed annually at the field headgate is 4.0 acre-feet per acre. The only annual volume specified for this right is for consumptive use at the rate of 3.0 acre-feet per acre.

Since allowances are made in the peak diversion rate for (1) conveyance losses between the water source and field headgate and (2) the on-farm losses requiring more than 0.02 cfs/acre at the headgate, it can only be assumed that it is the Director's intention to allow similar unspecified increases in the annual diversion volume. The unquantified nature of the right, as described, is therefore unacceptable.

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Conveyance Losses

The conveyance loss quantified by IDWR is inaccurate because of inappropriate use of the following parameters in the Worstell formula:

- Seepage rate values were typically estimated at two feet per day throughout the Hagerman Valley. Readily available soils data demonstrate that widely varying seepage rates actually exist.
- Water surface top width values throughout the Hagerman Valley were typically estimated at ten feet. There are wide variations in size between the various ditches and along their lengths.

IDWR's computerized analysis used to calculate conveyance loss values for these ditch systems could have been performed using the variable seepage rates and widths.

Flows In Excess of 0.02 cfs/Acre

The IDWR has contemplated that potential problems could result from a water right being decreed with a flow in excess of 0.02 cfs per acre. On March 14, 1983, the Administrator of the IDWR issued a memorandum (Adjudications Procedure No. 2) which addressed decreed flows in excess of 0.02 cfs per acre. The memo stated, in part, as follows:

"If an excessive flow is eventually decreed by the court for a water right in the adjudication process, the diversion in excess of .02 cfs per acre will not be subject to transfer to additional or new lands separately or as a part of the original water right without a specific showing that total consumptive use and effect on other water rights will be the same. Transfers of

excessive flows to new lands will be reviewed under the same criteria as new applications for excessive flows. The amount beyond .02 cfs per acre cannot be changed to a new consumptive use. The excessive flow is appurtenant to specific land using the local historical irrigation practices and cannot through transfer or other means, be used to expand the water right beyond the original acreage and/or consumptive use."

If this right is granted with a maximum diversion rate in excess of 0.02 cfs per acre, a remark similar to the above quote should be included.

7. PURPOSE OF USE

Purposes of use, other than irrigation, are recommended for water right 36-00133, but not for 36-00192. The combined peak diversion limit of 29.43 cfs on both reports is greater than the combined rate calculated by IDWR for irrigation. Peak diversion limits (in 36-00133) for irrigation and for the total, for all purposes, were recommended as 20 cfs. This implies that uses, other than irrigation, are considered to be de minimus or concurrent uses. Therefore, all purposes should be stated in 36-00192 or the combined right be limited to the irrigation rate only (27.42 cfs by IDWR calculations).

11. REMARKS

Combined limit should be reduced to reflect only irrigation.

14. OTHER

General Provision, CONJUNCTIVE ADMINISTRATION, Section 3, Page 10; General Provision, ADMINISTRATION OF GROUND WATER, Section 4, Page 10; General Provision, ADMINISTRATION OF BASIN 36 RELATIVE TO THE SNAKE RIVER, Section 5, first paragraph, Page 10; General

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Provision, ADMINISTRATION OF SMALL DOMESTIC AND STOCK WATER RIGHTS, Section 6, Page 11: The U.S. objects to administration of federal water rights by the director to the extent that the director seeks authority beyond the scope of the waiver of sovereign immunity contained in the McCarran Amendment, 43 U.S.C. 666.

General Provision, ADMINISTRATION OF BASIN 36 RELATIVE TO THE SNAKE RIVER, Section 5, first paragraph, Page 1-10: Regarding the second sentence, which begins "(i)nformation presently available," the United States is without sufficient information or knowledge to form a belief as to the truth of the sentence, and therefore it is denied. Regarding the third sentence, which begins "(w)hen the director," it is denied.

General Provision, MEASURING DEVICES AND CONTROL WORKS, Section 7, Page 11: The U.S. objects to administration of federal water rights by the director inconsistent with the McCarran Amendment. The U.S. further asserts that the director may not prescribe measuring devices and control works to be installed and maintained on federal property and the director may not prohibit or prevent the diversion of water to federal property for federal uses.

General Provision, IRRIGATION USE, Section 12, Paragraphs b.i. - iii., Pages 13 & 14: all paragraphs are denied.

General Provision, IRRIGATION USE, Section 12, Paragraphs c.i. - iii., Page 14: all paragraphs are denied.

General Provision, DIVERSION VOLUME FOR IRRIGATION, Section 13, the last sentence is denied. The Director's Report fails to place a limit on the total quantity of water that can be diverted from the water source. Since the water commissioner is typically required to deliver water from the water source to the farm system, adequate allocation of available water cannot be accomplished without limits being set on the total annual diversion, as well as

the peak flow rates that are specified in the Director's Report. This is needed to insure that water is beneficially used. The peak rate of diversion should be based on peak irrigation requirements. Non-peak portions of the irrigation season typically require less water. Therefore, peak diversions made throughout the season cannot be considered beneficial use of water.

General Provision, DIVERSION RATES IN EXCESS OF .02 CFS PER ACRE, Section 16, Paragraph a, Page 15: Regarding the second sentence, which begins "For purposes," it is denied. Neither IDWR nor the claimant have demonstrated a reasonable and actual basis for a diversion rate in excess of .02 cfs per acre due to conveyance losses or field conditions.

Question 14., page 4, Other

I.

GENERAL RESPONSE

Except as specifically admitted herein, objectors deny each and every allegation contained in the Director's Report, any related or subsidiary pleadings, and/or any attachments thereto.

II.

DESCRIPTIVE SUMMARY

(DIRECTOR'S REPORT PART I)

(hereinafter DRP-I)

(DRP-I at first unnumbered page)

The objectors admit that Part I of the Director's recommendation contains some claims to water rights appropriated under state law from Reporting Area 3. The objectors deny all other averments because the objectors lack sufficient knowledge or information upon which to form a belief as to the truth of the averments.

III.

TABLE OF CONTENTS

(DRP-I at 2nd and 3rd unnumbered pages)

The objectors admit that the Table of Contents reflects the page numbers of the referenced sections and deny all other averments based upon the objectors' lack of sufficient knowledge or information upon which to form a belief as to the truth of the averments and because any averment, expressed or implied, is so

indefinite that it prevents the objectors from knowing what would be admitted or denied.

IV.

INTRODUCTION

1. INSTRUCTIONS FOR USING THIS REPORT PART I. (DRP-I at page 1)

The objectors admit that Part I consists of seven sections; that the description of the water system includes a brief description of Reporting Area 3 and an illustration of the boundaries of the reporting area; that the water rights and the list of the recommended rights are grouped alphabetically by source and listed chronologically by priority date; that the rights or claims in the list of claims/rights not recommended are listed numerically by water right number; and that brief instructions are found at the beginning of the applicable sections. The objectors deny that any description or any implication that the description of the water system or the illustrations are true and accurate due to lack of knowledge or information regarding the truth of the averment; deny that the general provisions apply to all water rights or define or limit classes of water rights; and deny that the general provisions "will affect your water right," based upon insufficient knowledge or information upon which to form a belief as to the truth of the averments.

2. SCOPE OF THE ADJUDICATION. (DRP-I at page 1 - 3)

The objectors deny all averments in paragraph a., due to lack of sufficient knowledge or information upon which to form a belief as to the truth of the averments.

Regarding paragraph b., the objectors lack sufficient information or knowledge upon which to form a belief as to whether water rights which are not claimed in the adjudication will or will not exist upon entry of the court's decree and, therefore, deny such averment. The objectors admit that the court entered an order dated January 17, 1989, but presently lack sufficient knowledge to know whether any of the other averments concerning the court's order are true or accurate and, therefore, deny the same. The objectors deny that a right must be adjudicated before water may be distributed by the director. The objectors deny all other averments in paragraph b.

3. PURPOSE OF THIS REPORT PART I. (DRP-I at page 3 - 4)

The objectors admit that portion of the first sentence which states "This report contains the Director's recommendations to the SRBA District Court as to the nature and extent of water rights," but deny that such recommendations "are necessary for administration of water rights in Reporting Area 3," and further deny the Director has authority to "administer" such rights.

Regarding the second paragraph, the objectors admit that all water rights remain subject to the applicable law generally, but deny the remainder of the second paragraph.

Regarding the third paragraph of this section, the objectors deny all averments therein based upon lack of knowledge or information upon which to form a belief as to the truthfulness of the averments.

V.

DESCRIPTION OF THE WATER SYSTEM: BASIN 36

1. **BOUNDARIES OF BASIN.** (DRP-I at pages 4 - 6)

Regarding the first paragraph of this section, the objectors deny all averments due to a lack of knowledge or information upon which to admit or deny.

Regarding the second, third and fourth paragraphs of this section, the objectors admit that as broad statements, those paragraphs are generally accurate but the statements are so broad and attenuated from any matter relevant to the objectors' water right that the objectors are unable to know what would be implicitly admitted or denied and therefore, deny the same.

With respect to the fifth paragraph of this section, the objectors lack sufficient knowledge or information upon which to form a belief as to the truth of any matter averred and, therefore, deny the averments.

2. **WATER SOURCES.** (DRP-I at page 6)

The objectors admit that the Snake River Plain Aquifer is the source of outflows of springs located along the Snake River Canyon Wall in the Hagerman Valley. The objectors presently lack sufficient knowledge or information upon which to form an opinion as to the truth of the other averments set out in this section and, therefore, deny the same.

3. **DEVELOPMENT OF WATER USE.** (DRP-I at pages 6 - 9)

The objectors admit that numerous factual and historical averments are set out in this section, which may be accurate, but

these objectors have no basis for knowing whether some or all of the averments are intended to relate to the objectors' claims and, thus, are prevented from knowing what would be admitted or denied. Therefore, the averments are denied.

VI.

GENERAL PROVISIONS

GENERAL PROVISIONS 1 - 8 APPLY TO ALL WATER RIGHTS IN BASIN 36.
(DRP-I at page 9)

The objectors deny that "General Provisions 1 - 8" apply to all water rights in Basin 36 as the statements are so broad and attenuated from any matter relevant to the objectors' water rights, that the objectors are unable to know what would be explicitly admitted or denied. The objectors also specifically deny that general provisions 1-8 apply to the objectors' right.

1. EFFECT OF ADJUDICATION. (DRP-I at page 9)

With respect to paragraph a., the objectors presently have no knowledge or information upon which to form a belief as to the truth of whether a future decree would supersede prior decrees, or whether unclaimed rights would cease to exist and, therefore, deny the same.

Regarding paragraph b., the objectors deny that the Director has any powers to administer water rights other than those specifically delegated by the Legislature of the State of Idaho, and which do not violate the objectors' state and federal constitutional rights, and therefore the averments are denied.

2. GENERAL ADMINISTRATIVE PROVISIONS. (DRP-I at pages 9 - 10)

The objectors admit paragraphs a. and b.

3. CONJUNCTIVE ADMINISTRATION (DRP-I at page 10)

The objectors deny the conjunctive administration provisions based upon the objectors' lack of sufficient knowledge or information upon which to form a belief as to the truth of the averments and because any averment expressed or implied is so indefinite that it prevents the objectors from fairly understanding what would be admitted or denied. Additionally, the objectors deny that the Department of Water Resources has any statutory or regulatory authority for the "conjunctive administration" as therein described.

4. ADMINISTRATION OF GROUND WATER RIGHTS (DRP-I at page 10)

The objectors deny the averments within this section.

5. ADMINISTRATION OF BASIN 36 RELATIVE TO THE SNAKE RIVER (DRP-I at page 10)

The objectors admit that the springs are hydrologically interconnected with the Snake River Aquifer, but deny all other averments based upon the objectors' lack of sufficient information or knowledge upon which to form a belief as to the averments herein. The objectors additionally deny any said averments expressed or implied because the averments are so indefinite and generalized as to prevent the objectors from fairly understanding what would be admitted or denied.

6. ADMINISTRATION OF SMALL DOMESTIC AND STOCK WATER RIGHTS (DRP-I at page 11)

The objectors admit that part of the first sentence of subparagraph a. to the effect that "small domestic and stock water rights from surface water are not subject to administration," but deny the balance of said sentence and said paragraph.

The objectors admit the first sentence of paragraph b., and deny the balance of that paragraph because the criteria set forth therein ("if the director determines that administration is necessary") is so ambiguous, indefinite and uncertain that it prevents the objectors from knowing what would be admitted or denied, and by further reason of the fact that no statutory or regulatory authority exists conferring such sweeping and unlimited authority upon the Director or the Department.

The objectors deny the averments in paragraph c. as the averments are inaccurate and because the objectors lack sufficient knowledge or information upon which to form a belief as to the truth of the matters averred.

7. MEASURING DEVICES AND CONTROL WORKS (DRP-I at page 11)

The objectors deny all averments contained herein as such averments are based upon an indeterminate subjective standards which are so ambiguous and indefinite as to prevent the objectors from fairly knowing what would be admitted or denied. Additionally, no statutory or regulatory authority exists conferring such sweeping and unlimited authority upon the Director or the Department as is alleged in this paragraph.

8. FIRE FIGHTING PURPOSES (DRP-I at page 11)

The objectors admit that subparagraph a. and subparagraph b. are generally accurate statements of present law, but deny the averments are in any way relevant to defining the objectors' right.

9. CONSUMPTIVE USE (DRP-I at page 12)

The objectors lack sufficient knowledge or information upon which to form a belief as to the truth of any matter averred and, therefore, deny the same.

GENERAL PROVISION 10 APPLIES TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH DOMESTIC USE AS A PURPOSE OF USE (DRP-I at page 12)

The objectors deny that "General Provision 10" applies to all water rights in Basin 36 shown with domestic use as a purpose of use as the statements are so broad and attenuated from any matter relevant to the objectors' water rights, that the objectors are unable to fairly understand what would be explicitly admitted or denied and, therefore, deny the same.

10. DOMESTIC USE (DRP-I at page 12)

The objectors deny that the definition of "domestic use" contained in paragraphs a., b., and c. is consistent or in conformity with the definition of such term for purposes of the Idaho Constitution, or statutory definition contained in I.C. Section 42-111 as now, or as heretofore in effect at relevant times. The objectors further deny that the limitations set forth therein exist, are in force, or apply or serve in any way to limit objectors' rights.

GENERAL PROVISION 11 APPLIES TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH STOCK WATER USE AS A PURPOSE OF USE. (DRP-I at page 13)

The objectors deny that "General Provision 11" applies to all water rights in Basin 36 shown with stock water use as a purpose of use as the statements are so broad and attenuated from any matter relevant to the objectors' water right, that the objectors are unable to fairly understand what would be admitted or denied and, therefore, deny the same.

11. STOCK WATER USE (DRP-I at page 13)

The objectors deny the averments herein as beyond the scope and applicability of the definition as provided by Idaho law as now, or as heretofore in effect at relevant times. The objectors further deny that the limitations set forth therein limit the objectors' right or are relevant to the right.

GENERAL PROVISIONS 12 - 16 APPLY TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH IRRIGATION AS A PURPOSE OF USE (DRP-I at page 13)

The objectors deny that "General Provisions 12 - 16" apply to all water rights in Basin 36 shown with irrigation as a purpose of use as the statements are so broad and attenuated from any matter relevant to the objectors' water right that the objectors are unable to fairly understand what would be admitted or denied.

12. IRRIGATION USE. (DRP-I at pages 13 - 14)

The objectors deny all averments based upon the objectors' lack of sufficient knowledge or information upon which to form a belief as to the truth of the averments and because

prevent the objectors from fairly knowing what would be admitted or denied; because the standard utilized ("as determined by the director") is ambiguous, subjective and indefinite so as to prevent objectors from knowing what would be admitted or denied; and because it is both expressly and implicitly in excess of the power and authority conferred upon the State of Idaho, the Director or the Department by the Constitutions of the United States and State of Idaho, pertinent provisions of the Idaho Code or valid applicable regulations, if any, adopted by the Department in conformity with law. Therefore, the objectors deny the same.

13. DIVERSION VOLUME FOR IRRIGATION. (DRP-I at page 14)

The objectors admit that Figure 1 generally depicts certain lands in Basin 36; however, the objectors deny all other averments including that the amounts set forth are the maximum annual volume of water reasonably required at the field headgate for irrigation, either within Basin 36 in general, or upon objectors' real property in particular. The objectors additionally deny that the maximum annual volumes per acre set forth is that which is "reasonably required for irrigation unless a higher annual diversion volume is reasonably required due to conveyance losses, method of irrigation or field conditions;" because the standard utilized ("as determined by the director") is ambiguous, subjective and indefinite so as to prevent objectors from knowing what would be admitted or denied; and because it is both expressly and implicitly in excess of the power and authority conferred upon the State of Idaho, the Director or the Department

by the Constitutions of the United States and State of Idaho, pertinent provisions of the Idaho Code or valid applicable regulations, if any, adopted by the Department in conformity with law. Therefore, the objectors deny the same.

14. CONSUMPTIVE USE FOR IRRIGATION. (DRP-I at page 14 and 15)

The objectors admit that the recommended water rights contained within the Director's Report show only the irrigation use listed unless otherwise indicated in "Remarks." The objectors deny all other averments contained within this section, including the amount of maximum annual volume of consumptive use per acre in the northern and southern portions of the basin, all of which is beyond the scope of any power or authority vested in the Director or the Department, and contrary to fact; historical use; established, vested, decreed, licensed or permitted rights.

15. AMOUNT OF COMBINED WATER RIGHTS FOR IRRIGATION. (DRP-I at page 15)

The specific averments have no relationship to or basis in fact relating to the individual needs or rights of the objectors, and accordingly, objectors deny this section in its entirety. In addition, no statutory or regulatory authority exists conferring upon the Director, or the Department, the power to limit use and ownership of objectors' private property rights as alleged.

16. DIVERSION RATES IN EXCESS OF .02 CFS PER ACRE. (DRP-I at page 15 - 16)

The objectors deny the averments contained in this section in its entirety.

17. INSTRUCTIONS FOR USE OF LIST OF RECOMMENDED WATER RIGHTS. (DRP-I at page A-i, A-ii and A-iii)

The objectors admit that each water right in the list of recommended water rights includes a description including right number, name and address, source, maximum quantity, consumptive use, priority date, point of diversion, purpose of use, period of use, place of use, basis of right and others. The objectors lack sufficient knowledge or information upon which to form a belief as to the truth of any matter averred in said descriptions other than that the descriptions allegedly include the Director's or Department's version of the facts as they relate to the matters identified. Objectors deny the accuracy of the substantive allegations or information set forth with regard to the objectors' right.

18. IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW. (DRP-I, pages A-1 - B-25)

The objectors lack sufficient knowledge or information upon which to form a belief as to the truth of any matter averred in said recommended water rights other than those specific admissions contained in Questions 1 - 12 of the attached individual objection, and therefore deny the same.

DIRECTOR'S REPORT FOR REPORTING AREA 3 (BASIN 36)

(DIRECTOR'S REPORT PART II)

I.

Objectors do not understand the allegations, averments or contents of Part II of the Director's Report for Reporting Area 3 (Basin 36) to pertain or relate to objectors or their claims, and do not believe any response is required. To the extent a response is required, objectors deny the same in its entirety.

DIRECTOR'S REPORT FOR REPORTING AREA 3 (BASIN 36)

(DIRECTOR'S REPORT PART III)

I.

No report denominated as Part III of the Director's Report for Reporting Area 3 (Basin 36) has been filed, and accordingly objectors are unable to admit, deny or otherwise response to the same. Objectors do not understand that the contemplated subject matter of such Part III will relate or pertain to objectors or their claims, and no response is required in any case. To the extent any response is required, objectors deny the same in its entirety.

VIII.

AFFIRMATIVE DEFENSES

Pursuant to I.R.C.P. 8(c), objectors herewith state the following matters of affirmative defense or avoidance:

AFFIRMATIVE DEFENSE NO. 1

The objectors' water right is an incorporeal form of real property (as defined by Idaho Code Sections 7-703, 73-114, 55-101,

and like statutes) protected by Section 14, Article 1, of the Idaho Constitution, and the Fifth Amendment to the United States Constitution, and allege that the actions of the Director in recommending, limiting and/or regulating said rights is an unconstitutional infringement upon and a taking of private property, without just compensation and violation thereof.

AFFIRMATIVE DEFENSE NO. 2

The adjudication authorization legislation, I.C. Section 42-1401, et seq., on its face and as applied by the Director and the Department constitutes an improper delegation of constitutional power and authority conferred upon the executive, legislative and/or judicial branches of government and as such violate the provisions governing separation of powers set forth in Article 2, Section 1, Idaho Constitution.

AFFIRMATIVE DEFENSE NO. 3

The procedure set forth in the adjudication authorization legislation, statutes, I.C. Section 42-1401, et seq., and any rules, regulations, procedures, policies or standards promulgated by the Director and/or the Department, if any, are vague and so lacking in reasonable specificity so as to render them impossible of reasonable comprehension, or consistent and meaningful application.

AFFIRMATIVE DEFENSE NO. 4

The procedures, rules, regulations, policies or standards, if any, adopted, implemented and applied by the Department and/or the Director violate the equal protection and due

process clauses of the Fourteenth Amendment, United States Constitution, and Article 1, Sections 2 and 13, Idaho Constitution.

AFFIRMATIVE DEFENSE NO. 5

The adjudication authorization legislation, Idaho Code Section 42-1401, et seq., and the actions of the Director and Department in recommending, limiting and/or regulating the objectors' water right constitutes a violation of 42 U.S.C. Section 1983.

AFFIRMATIVE DEFENSE NO. 6

The water right owned by the objectors is the subject of valid existing decrees issued by the Director and Department, which decrees are binding upon the State of Idaho, the Department and the Director. As a result, the State of Idaho, the Department and the Director are precluded by the doctrines of res judicata, collateral estoppel, judicial estoppel and the like from relitigating or questioning the validity, existence or priority of such right, and/or from taking any position in the Director's Report, or otherwise, which is inconsistent with such decrees.

AFFIRMATIVE DEFENSE NO. 7

The Director's recommendations are contrary to decreed rights, historical use and extent licenses and permits issued by the Department. There has been no forfeiture nor abandonment of the objectors' water rights, nor have the objectors' water rights been prescriptively or adversely possessed, nor have such decrees been vacated or such licenses and permits revoked.

AFFIRMATIVE DEFENSE NO. 8

The Directors' Report fails to state a claim to the extent the same asserts a forfeiture, abandonment, prescriptive or adverse acquisition or loss, or loss resulting from estoppel, of the objectors' water right in the absence of any fact upon which forfeiture, abandonment, prescriptive or adverse acquisition for loss, or loss resulting from estoppel, may be based or asserted.

AFFIRMATIVE DEFENSE NO. 9

The objectors' water right is an incorporeal form of real property, as defined by Idaho Code Sections 7-703, 73-114, 55-101, and like statutes, and, as such, pursuant to Idaho Code Section 7-904, et. seq., the actions of the Director in attempting to limit, reduce and/or regulate such rights, and the assertion of some inconsistent proprietary ownership or right to use or control by the State of Idaho, constitutes an unauthorized and invalid taking of private property without the payment of just compensation, or compliance with statutory requirements, all in violation of Title 7, Chapter 7, Idaho Code.

AFFIRMATIVE DEFENSE NO. 10

The actions of the Director, the Department and their agents, servants and employees in recommending, limiting, reducing and/or regulating objector's water rights, either as alleged in the Director's Report or as in fact applied, violates objectors' rights as secured by Art. 1, Section 1; Art. 15, Sections 3, 4 and/or 5; and/or as otherwise provided in the Constitution of the State of Idaho.

AFFIRMATIVE DEFENSE NO. 11

The various allegations, statements and assertions contained in the Director's Report concerning the Department and/or the Director's position or intentions with regard to the adjudication, as well as the implementation of statutes and/or regulations, as well as the administration of water or management of water rights or claims to the beneficial uses of water, if implemented, constitute a violation of various provisions the United States and Idaho constitutions, and/or a violation of the letter, spirit and/or intent of various statutes enacted by the legislature, and/or constitute an exercise of purported authority or powers either in excess of those conferred by law, or in a manner inconsistent with those conferred by law, or both.

AFFIRMATIVE DEFENSE NO. 12

The individual recommendations relating to the specific water right of the objectors as set forth in the Director's Report are (1) not based upon substantial evidence and/or are not, in fact, the product of any reasonable, complete or accurate investigation as required by law; (2) are the product of arbitrary and capricious action on the part of the Department or the Director; (3) have been made in excess of the constitutional and statutory authority of the Department and the Director; (4) have been made upon an unlawful and invalid procedure; (5) are affected by various and sundry errors of law; and/or (6) are clearly erroneous in view of the reliable, probative and substantial evidence.

AFFIRMATIVE DEFENSE NO. 13

The Director's Report is a pleading subject to the provisions of the Idaho Rules of Civil Procedure, including, but not limited to the requirement of I.R.C.P. 8(a)(1) that such pleadings contain a clear and plain statement of the facts, demonstrating an entitlement to relief. The Director's Report violates such provision.

AFFIRMATIVE DEFENSE NO. 14

The Director's Report fails to state a claim upon which relief may be granted.

AFFIRMATIVE DEFENSE NO. 15

The Director's Report is subject to, and must comply with, the requirements of Idaho Code Section 42-1411. The Director's Report does not comply with the requirements of the statute.

AFFIRMATIVE DEFENSE NO. 16

In conducting the investigation and compiling the Director's Report, the Department and the Director have not complied with the requirements of Idaho Code Section 42-1410.

AFFIRMATIVE DEFENSE NO. 17

In conducting the investigation and compiling the Director's Report, the Department and the Director have not complied with the requirements of Idaho Code Section 42-1416.

AFFIRMATIVE DEFENSE NO. 18

The procedures specified in the authorizing legislation and procedural rules promulgated in accordance therewith serve to

deny objectors due process of law in violation of Amendment Fourteen to the Constitution of the United States and Art. 1, Section 13, Idaho Constitution.

AFFIRMATIVE DEFENSE NO. 19

The "General Provisions" and "Other Statements" contained in the Director's Report, along with the Claims Investigation Manual, Adjudication Memoranda and other materials of a similar nature used or employed by the Department, the Director and/or their agents, servants and/or employees constitute rules and regulations which were required to be proposed, promulgated, adopted and approved in conformity with the Administrative Procedures Act and other applicable statutory provisions. The Department, Director and their agents, servants and employees have failed to comply with such requirements, and accordingly, the "General Provisions," "Other Statements", Claims Investigation Manual and the like are invalid, void and of no force or effect.

AFFIRMATIVE DEFENSE NO. 20

Neither the "General Conditions," the Claims Adjudication Manual, Adjudication Memoranda or other promulgations, adoptions, policies, or the like have been submitted to or approved by the Legislature as required by Idaho Code Section 67-5217.

AFFIRMATIVE DEFENSE NO. 21

The relief requested by the Department and the Director in the Director's Report are beyond and in excess of the subject matter jurisdiction of the Court.

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OCT 12 1994

AFFIRMATIVE DEFENSE NO. 22

The actions of the Legislature, or the Department and the Director to enact, adopt, implement or enforce statutes, regulations, rules or policies subsequent to November 19, 1987, and to apply or enforce the same for the purpose of, or with the effect of recommending, diminishing or altering objectors' water rights, constitute a violation of Amendment Fourteen, United States Constitution; Art. 1, Section 13, Idaho Constitution; the SRBA authorization legislation; and Idaho Code Sections 73-101 and 73-106.

AFFIRMATIVE DEFENSE NO. 23

These proceedings are subject to the requirements and provisions of Idaho Code Sections 12-117, 12-121, 12-123 and I.R.C.P. 11, and the provisions of the private attorney general doctrine, and other related doctrines, and the Department, Director and State of Idaho are obligated to objectors for the payment and reimbursement of any and all reasonable costs or attorney fees incurred herein.

AFFIRMATIVE DEFENSE NO. 24

The Director's Report asserts what amounts to be a taking of private property by power of eminent domain as governed by Idaho Code Section 7-701 et seq., and as such, venue is therefore improper.

AFFIRMATIVE DEFENSE NO. 25

The Department and the Director are equitably estopped from seeking any reduction in the quantity, quality or priority of

objectors' water rights by virtue of prior statements, representations and actions of the Department, Director or their agents, servants and employees.

AFFIRMATIVE DEFENSE NO. 26

The Department and the Director are barred by laches and the applicable statutes of limitation, including, but not limited to, Idaho Code Sections 5-202, 5-203, 5-204, 5-206, 5-207, 5-208, 5-215, 5-218, 5-219(2), 5-224 and/or 5-241.

AFFIRMATIVE DEFENSE NO. 27

Objectors hereby reserve the right to assert any further affirmative defenses not expressly stated herein, but which subsequently become apparent.

WHEREFORE, the objectors pray for judgment as follows:

1. That the State of Idaho take nothing by reason of its Directors' Report, and that this action, and any claims asserted against objectors, be dismissed.
2. That a decree be entered adjudicating the existence, validity, amount and priority of objectors' water rights in accordance with objectors' claims.
3. That to the extent the acts of the Department or Director constitute a taking of objectors' property for public use, that objectors be allowed and awarded just compensation therefor.
4. That the objectors be allowed all costs of suit and reasonable attorney fees incurred herein.
5. For such further relief to which the Court finds objectors justly entitled.

(WATER\21530ANS)

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

Case No. 36-00133

RECEIVED

MAY 04 1993

Department of Water Resources
Adjudication Bureau

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department of
Water Resources,

OBJECTION

Petitioner,

vs.

The United States; the State of Idaho;
and all Claimants to the use of water
from the Snake River Basin Water
System,

Respondents.

I. GENERAL INFORMATION

1. Person objecting:

Name: United States of America,
Environment and Natural Resources Division
550 West Fort Street
Box 33
Boise, Idaho 83734

Briefly describe your interest in this water right: The United States
holds water rights of many types in all reporting areas within the SRBA.

2. Owner of the water right:

Name: BIG BEND IRRIGATION & MINING CO.

Address: 2751 S 850 E
Hagerman, ID 83332

3. If this objection is filed by an attorney:

Attorney Name: David W. Harder
Attorney Address: United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street
Box 33
Boise, Idaho 83734
Attorney Phone No.: (202) 272-5784

If filed by an attorney, notice of pending court proceedings will be sent to
the attorney only.

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OCT 12 1994

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right
2. ☐ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - ☒ a. the total quantity of water used in cubic feet per second; or
 - ☐ b. the total quantity of water stored in acre-feet per year; or
 - ☐ c. the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☒ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ Place of Use: I object to:
 - ☐ a. the legal description of the place of use; or
 - ☐ b. the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ Consumptive Use: I object to the annual volume of consumptive use.
11. ☒ Remarks: I object to the "remarks" listed with the water right.
12. ☐ Water Right Recommendation: I object to:
 - ☐ a. this water right being recommended at all; or
 - ☐ b. this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to certain paragraphs of the general provisions in the Director's report as noted on the attached "Reasons Supporting Objections and Proposed Changes".

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

See attached "Reasons Supporting Objections and Proposed Changes", numbered as per above check list.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

See attached "Reasons Supporting Objections and Proposed Changes" numbered as per above check list.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

[X] Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary.

REASONS SUPPORTING OBJECTIONS AND PROPOSED CHANGES - 5 Pages

VERIFICATION

In the District of Columbia,

The United States of America, being first duly sworn, upon oath, deposes and says:

That I am the entity filing this objection, that I am a water claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

By: Daniel W. Harder
(Attorney signing in representative capacity)

Subscribed and sworn to before me this 29th day of April, 1993.

Shane Passero
Notary Public for: District of Columbia

Residing at: District of Columbia

My Commission Expires: July 14, 1997

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right:

Name: BIG BEND IRRIGATION & MINING CO.

Address: 2751 S 850 E
Hagerman, ID 83332

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

Daniel W. Harder
Signature of Objector or attorney mailing
on Objector's behalf

RECEIVED

JAN 14 1993

Department of Water Resources
Southern Region Office

1/11/93
(Date)

IDAHO DEPARTMENT OF WATER RESOURCES
222 SHOSHONE ST. EAST
TWIN FALLS, IDAHO 83301

Dear Idaho Department of Water Resources:

Please provide me with a copy of all information included in
my file as it relates to water right number 36-00133, 36-00192

Please advise me of any documents in my file which you are not
releasing to me and why they are not being released. *BIG BEND IRRIGATION & MINING COMPANY*

Please bill me for the copy charge.

Sincerely,

Cleave C. Lloyd, PRESIDENT
(Name)

RT. 1, Box 14
(Address)

HAGERMAN, IDAHO 83332
(City, State, Zip Code)

cc: David B. Shaw, Adjudication Bureau Chief
Idaho Department of Water Resources
1301 North Orchard Street
Statenhouse Mail
Boise, Idaho 83720-9000

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OCT 12 1994

DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.
in case follow-up is needed.

DALE TURNIPSEED
IDFG

2. SUBJECT OF INQUIRY:

① WANTED TO KNOW HOW THE BIG BEND CO.
HAD CLAIMED THE WILDLIFE USES OF THE FISH & GAME?

② Do they submit other evidence to us?

Dale mentioned they had very little time to respond
under the NOE process.

3. RESPONSE TO INQUIRY:

① We used the F&G claim A36-00133A to
make the recommendation for Big Bend right 36-00133.
Big Bend did not claim any other use than irrigation.

② No, submit your evidence to the Court when & if
you file an objection. I mentioned they should
be receiving the instructions for objection soon.
I explained there will be a time for negotiation
prior to the litigation phase but the details are unknown
at this time.

I also explained you are not limited to the same
items you covered (or did not cover) in the Notice of
Error process.

4. IDWR STAFF AND DATE:

Print name and initial

WATER RIGHT CLAIM (Nos.):

Steve Clelland

STEVE CLELLAND

A36-00133

11-3-92

sc

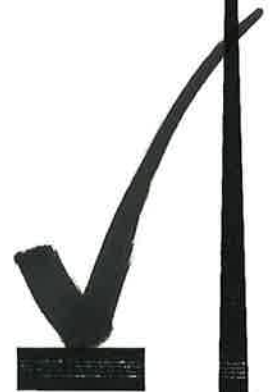
A36-00133A

MICROFILMED
OCT 12 1994

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



No

MICROFILMED

JAN 25 1993

Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													14 3		4	14 6	39
		21				14 3									10			15	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
																			Total acres 424

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

RECEIVED
SEP 23 1992

Department of Water Resources

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133 36-00192

2. Name:

Address:

Weekday Telephone Number:

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes made on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

We are not getting enough water per acre.

4. Describe the changes you wish to have made in the proposed recommendation

Have the land tested as all soils aren't the same -

5. Describe why you disagree with the proposed recommendation:

Our water rights were given to the land we bought. It should stay

6. Date: *that way - 9/21/92*

SIGNATURE

Beth B. Koskovec

Quite damaging if this source of water is eliminated or reduced. Also water loss from deep percolation is very beneficial in maintaining the aquifer. This water is discharged into Snake River in the form of springs. This condition is long standing being a beneficial use & not a waste of water. Nothing has changed since 1900 - the soil is the same, irrigation is the same, Tucker springs being a low spring - have neither gained any water or lost any water in the last one hundred years. Please consider this & not work any hard ships on the Big Bend Co or its users.

Respectfully

Richard L. Goff

MICROFILMED

JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

VAY COOK
RT 1 BOX 24
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. COOK,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

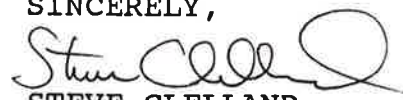
WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,


STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED
JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals.
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													17 3		4	17 6	29
		21				17 5									10			15	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			99
																			424

Total acres

9.

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 24 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133 ✓ 36-00192 ✓

2. Name: Vay M. Cook

Address:

Rt #1 Box 24

Hagerman, Id 83332

Weekday Telephone Number: 208-837-4880

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

OCTOBER 6, 1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

DALE & BARBARA ADAMSON
PO BOX 74
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. & MRS. ADAMSON,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED
JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

BARRY BRUCE AND DEE A BATES
2751B S 900 E
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. & MRS. BATES,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED
JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals.
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													17 3		4	17 6	39
		21				17 3									10			15	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			99
																			424

9.

NOTICE OF ERROR FORM

RECEIVED

AUG-24-1992

SEP 25 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133 36-00192

2. Name: DALE + BARBARA Robinson

Address: Box 74, Hagerman, Id 83332

Weekday Telephone Number: 837-6234

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

DO NOT TAKE ANY OF OUR
RECORDED WATER 35.37

4. Describe the changes you wish to have made in the proposed recommendation

DO NOT TAKE ANY OF OUR
RECORDED WATER 35.37

5. Describe why you disagree with the proposed recommendation:

WE IRRIGATE 4 WATER
STOCK AS OUR INCOME.

6. Date: 9-24-92

SIGNATURE

Dale Adamson
Barbara J Adamson

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

RECEIVED

SEP 22 1992

Department of Water Resources

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00133 & 36-00192 (Big Bend Irrigation & Mining Company, Ltd.)

2. Name: MANFRED MUELLER (MULLER)

Address: 2795-A South 900 East, Hagerman, Idaho 83332

Weekday Telephone Number: 208-837-4947

SEP 28 1992

Department of Water Resources
Boise Region Office

MICROFILMED

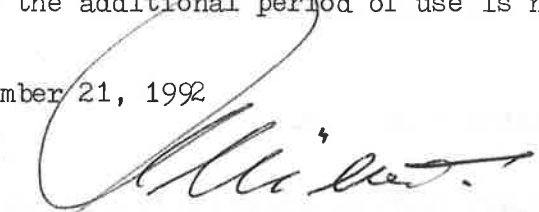
JAN 25 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
I disagree with the amount of irrigation water that has been recommended per irrigated acre and the period of use.
4. Describe the changes you wish to have made in the proposed recommendation:
The amount of water transported by the Big Bend Ditch should be as stated in the 1932 Decree and the period of use should be as also stated in the 1932 Decree which is from March 15th to November 15th of each year.
5. Describe why you disagree with the proposed recommendation:
Because of the sandy soils in the area and the method of irrigation, one inch per irrigated acre is not near enough. Because of the climate in the area, the additional period of use is needed to raise our crops.
6. Date: September 21, 1992

SIGNATURE

A handwritten signature in dark ink, appearing to be "M. L. Smith", is written over a horizontal line. The signature is fluid and cursive.

Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
75	13E	15											10	10					20
		16													17 3/4		4	17 3/4	29
		21				17 3/4													15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
Total acres																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

RECEIVED

SEP 29 1992

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

- Water right number: 36-00133[✓] 36-00192[✓]
- Name: *Barry Bruce and Dee A. Bates*
Address: *2751 BS 900E. Hagerman*
Weekday Telephone Number: *837-6319*

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED
JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

you have us down for 7 acres - we have 8 usable acres. We have 16 shares water and this will cut it only half. The irrigating season was 3-15 to 11-15 now you have cut it to 4-1 to 10-30

4. Describe the changes you wish to have made in the proposed recommendation:

Set back all my original water rights! I paid for these

5. Describe why you disagree with the proposed recommendation:

The same as above (4.)

6. Date: *9-22-92*

SIGNATURE

*Dw Bates
Dw Bates*

Sept. 24, 1992

RECEIVED

SEP 25 1992

Idaho Department of Water Resources

Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

We are buying our land from Carl Hyland

The Title Company record our water:

A-36-02007

A-36-00192

A-36 00133

May 28, 1992.

We are irrigating and we will be
sprinkling our pasture and will
be watering stock as our income.

We do not want any of our water
to be cut or taken away.

We need all the water that was
recorded at the Land Title v Escrow
at closing May 26, 1992.

Sincerely,

Barbara J. Adamson

Dale Adamson

MICROFILMED

JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

OCTOBER 6, 1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

MANFRED MUELLER
2795A S 900 E
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. MUELLER,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

COLEMAN, RITCHIE & ROBERTSON

ATTORNEYS AT LAW
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83303-0525

RECEIVED

SEP 24 1992

Department of Water Resources
Southern Region Office

JOHN R. COLEMAN
JOHN S. RITCHIE
THOMAS M. ROBERTSON

TELEPHONE (208) 734-1224

FAX (208) 734-3983

September 24, 1992

Robert Worstell
Water Agent Adjudication Bureau
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls ID 83301

Re: Snake River Adjudication Claim No. 36-00133

Dear Mr. Worstell:

I am delivering herewith a Notice of Error form signed by Spring Valley Ranch, Inc., relating to the Big Bend Irrigation and Mining Company Claim of Right designated by the above number. Spring Valley Ranch, Inc., is a stockholder in Big Bend Irrigation and Mining Company and believes that certain of the irrigated acreage designations are incorrect and for this reason, this Notice of Error form is filed by us on behalf of Spring Valley Ranch, Inc.

We would like an opportunity to review our position concerning these errors in the finding of the Department concerning this right. I would be most happy to visit with you at your earliest convenience.

Sincerely yours,


JOHN R. COLEMAN

JRC/vs
Encl.
cc: Frank Knight

MICROFILMED

JAN 25 1993

SUPPLEMENT TO NOTICE OF ERROR FORM

Claim No. 36-00133
Big Bend Irrigation & Mining Company
Hagerman, ID 83332

COMES NOW, Spring Valley Ranch, Inc., and as a stockholder in the Big Bend Irrigation & Mining Company, specifies errors in the Notice of Proposed Recommendation of Water Right as follows:

1. The description of land in Township 7 South, Range 13 East of the Boise Meridian, in Section 26, NW $\frac{1}{4}$ NE $\frac{1}{4}$, should be 18.3 irrigated acres. In the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section, the irrigated acres should be 18.3 acres. In the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section, the irrigated acres should be 18.3.

DATED this 23rd day of September, 1992.

COLEMAN, RITCHIE & ROBERTSON

By 
JOHN R. COLEMAN, Attorneys for
Spring Valley Ranch, Inc.

MICROFILMED

JAN 25 1993

COLEMAN, RITCHIE & ROBERTSON

ATTORNEYS AT LAW
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83303-0525

RECEIVED

SEP 24 1992

Department of Water Resources
Southern Region Office
TELEPHONE (208) 734-1224

JOHN R. COLEMAN
JOHN S. RITCHIE
THOMAS M. ROBERTSON

FAX (208) 734-3983

September 24, 1992

Robert Worstell
Water Agent Adjudication Bureau
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls ID 83301

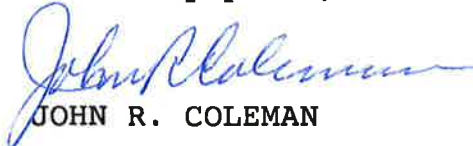
Re: Snake River Adjudication Claim No. 36-00192

Dear Mr. Worstell:

I am delivering herewith a Notice of Error form signed by Spring Valley Ranch, Inc., relating to the Big Bend Irrigation and Mining Company Claim of Right designated by the above number. Spring Valley Ranch, Inc., is a stockholder in Big Bend Irrigation and Mining Company and believes that certain of the irrigated acreage designations are incorrect and for this reason, this Notice of Error form is filed by us on behalf of Spring Valley Ranch, Inc.

We would like an opportunity to review our position concerning these errors in the finding of the Department concerning this right. I would be most happy to visit with you at your earliest convenience.

Sincerely yours,



JOHN R. COLEMAN

JRC/vs
Encl.
cc: Frank Knight

MICROFILMED

JAN 25 1993

SUPPLEMENT TO NOTICE OF ERROR FORM

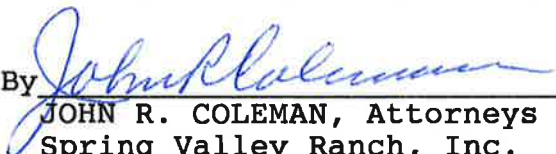
Claim No. 36-00192
Big Bend Irrigation & Mining Company
Hagerman, ID 83332

COMES NOW, Spring Valley Ranch, Inc., and as a stockholder in the Big Bend Irrigation & Mining Company, specifies errors in the Notice of Proposed Recommendation of Water Right as follows:

1. The description of land in Township 7 South, Range 13 East of the Boise Meridian, in Section 20, NW $\frac{1}{4}$ NE $\frac{1}{4}$, should be 18.3 irrigated acres. In the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section, the irrigated acres should be 18.3 acres. In the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section, the irrigated acres should be 18.3.

DATED this 23rd day of September, 1992.

COLEMAN, RITCHIE & ROBERTSON

By 
JOHN R. COLEMAN, Attorneys for
Spring Valley Ranch, Inc.

MICROFILMED

JAN 25 1993

NOTICE OF ERROR FORM

406-24-1991

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: 406-24-1991

1. Water right number: 36-00192

2. Name: Spring Valley Ranch, Inc., as stockholder in
Big Bend Irrigation & Mining Co.

Address: Hagerman, ID 83332

Weekday Telephone Number:

John R. Coleman
Attorney for Spring Valley
Ranch, Inc.
734-1224

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED
JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
Irrigated acreage as shown on attached statement.
4. Describe the changes you wish to have made in the proposed recommendation:
See Attached Statement.
5. Describe why you disagree with the proposed recommendation:
Irrigated acreage not correct.
6. Date: September 23, 1992.

Spring Valley Ranch, Inc.

SIGNATURE

By Mac J. Knight

400-24-1892

NOTICE OF ERROR FORM

Please type or print clearly, fill out completely, and return to:

**Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000**

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: 400-24-1892

1. Water right number: 36-00133

2. Name: Spring Valley Ranch, Inc., as stockholder in
Big Bend Irrigation & Mining Co.

Address: Hagerman, ID 83332

John R. Coleman
Attorney for Spring Valley
Ranch, Inc.
734-1224

Weekday Telephone Number:

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

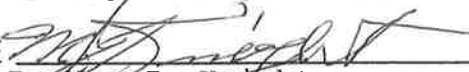
JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
Irrigated acreage as shown on attached statement.
4. Describe the changes you wish to have made in the proposed recommendation:
See Attached Statement.
5. Describe why you disagree with the proposed recommendation:
Irrigated acreage not correct.
6. Date: September 23, 1992.

Spring Valley Ranch, Inc.

SIGNATURE


By Mac J. Knight



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

SPRING VALLEY RANCH INC
C/O JOHN R COLEMAN
PO BOX 525
TWIN FALLS IDAHO 83303-0525

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. COLEMAN,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

FOR YOUR INFORMATION, THE LAND DESCRIBED IN YOUR NOTICE OF ERROR AS T07S, R13E, S20, NWNE, SWNE & NWSE CANNOT BE SERVICED BY THIS SYSTEM. SUBMIT ANY EVIDENCE YOU MAY HAVE SUPPORTING THIS IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,


STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED
JAN 25 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

LEO RAY
RT 3 BOX 234
BUHL IDAHO 83316

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR LEO RAY,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

FOR YOUR INFORMATION, NO IRRIGATION USES WERE FOUND FOR THE LAND IN T07S, R13E, S36, NWNW. SUBMIT ANY PROOF YOU MAY HAVE SUPPORTING IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

P.S. ALSO ENCLOSED IS OUR RESPONSE TO YOUR NOTICE OF ERROR FOR THE TWO CLAIMS 36-07237 AND 36-07865.

SCC:sc

MICROFILMED

JAN 25 1993

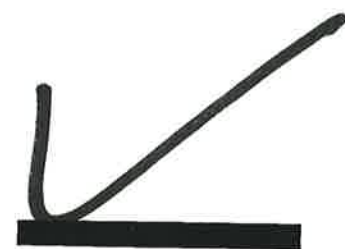
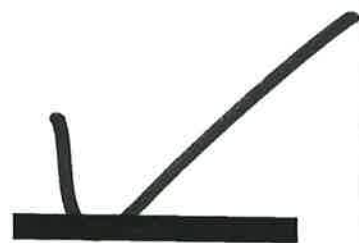
R PROOF

CVR

MAPS

PHOTOS

MISC



MICROFILMED

JAN 23 1993

Water Right Number - R36-00133 Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BIG BEND IRRIGATION & MINING CO

1 - C/O CATHERINE SAUL
2 - 2751 S 850 E
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6622

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +

12/17/1903 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +

TUCKER SPRINGS, UPPER RILEY CREEK

+ - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

07S 13E 36 NW SE SE (47) GOODING

+ - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 10/31 20.000
43 - DOMESTIC 04/01 10/31 0.060
04 - STOCKWATER 04/01 10/31 0.230
16 - WILDLIFE 04/01 10/31 1.720
17 - WILDLIFE STORAGE 01/01 12/31 2.50
04 - STOCKWATER 11/01 03/31 1.030
43 - DOMESTIC 11/01 03/31 0.280
16 - WILDLIFE 11/01 03/31 7.600

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

20.000 0.0

+ - - - - Place of Use - - - - - +

Twn Rng Sec Tract Lot Acres Code Description County

07S 13E 15 SW SW 10.0 01 IRRIGATION (47) GOODING
07S 13E 16 SE SE 6 28.0 01 IRRIGATION (47) GOODING
07S 13E 21 SE NE 5 15.0 01 IRRIGATION (47) GOODING
07S 13E 22 NW NE 4.0 01 IRRIGATION (47) GOODING
07S 13E 22 SW NE 30.0 01 IRRIGATION (47) GOODING
07S 13E 22 SE NE 25.0 01 IRRIGATION (47) GOODING
07S 13E 22 NE NW 5.0 01 IRRIGATION (47) GOODING
07S 13E 22 SW NW 37.0 01 IRRIGATION (47) GOODING
07S 13E 22 SE NW 27.0 01 IRRIGATION (47) GOODING
07S 13E 22 NE SE 15.5 01 IRRIGATION (47) GOODING
07S 13E 22 NW SE 13.0 01 IRRIGATION (47) GOODING
07S 13E 22 SE SE 8.0 01 IRRIGATION (47) GOODING
07S 13E 23 SW NW 23.0 01 IRRIGATION (47) GOODING
07S 13E 26 NW NE 10.0 01 IRRIGATION (47) GOODING

*Changed season of use
for stockwater to agree with
the season. KHC 10-21-92*

MICROFILMED
JAN 25 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R36-00133

Prefix Translation: RESEARCH

+	Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
									(47) GOODING
	07S	13E	26	SW NE		17.0	01	IRRIGATION	(47) GOODING
	07S	13E	26	NW SE		10.0	01	IRRIGATION	(47) GOODING
	07S	13E	26	SW SE		7.0	01	IRRIGATION	(47) GOODING
	07S	13E	26	SE SE		10.0	01	IRRIGATION	(47) GOODING
	07S	13E	27	NE NE		18.0	01	IRRIGATION	(47) GOODING
	07S	13E	27	NW NE		7.0	01	IRRIGATION	(47) GOODING
	07S	13E	27	SW NE		25.0	01	IRRIGATION	(47) GOODING
	07S	13E	27	SE NE		22.0	01	IRRIGATION	(47) GOODING
	07S	13E	27	NE SE		12.0	01	IRRIGATION	(47) GOODING
	07S	13E	27	NW SE		15.0	01	IRRIGATION	(47) GOODING
	07S	13E	22	NW NE			04	STOCKWATER	(47) GOODING
	07S	13E	22	SW NE			04	STOCKWATER	(47) GOODING
	07S	13E	22	NE NW			04	STOCKWATER	(47) GOODING
	07S	13E	22	SE NW			04	STOCKWATER	(47) GOODING
	07S	13E	23	SW NW			04	STOCKWATER	(47) GOODING
	07S	13E	23	NW SE			04	STOCKWATER	(47) GOODING
	07S	13E	26	NW NE			04	STOCKWATER	(47) GOODING
	07S	13E	26	SW NE			04	STOCKWATER	(47) GOODING
	07S	13E	26	NW SE			04	STOCKWATER	(47) GOODING
	07S	13E	26	SW SE			04	STOCKWATER	(47) GOODING
	07S	13E	26	SE SE			04	STOCKWATER	(47) GOODING
	07S	13E	36	NE SW			16	WILDLIFE	(47) GOODING
	07S	13E	36	SE SW			16	WILDLIFE	(47) GOODING
	07S	13E	36	NW SE			16	WILDLIFE	(47) GOODING
	07S	13E	36	SW SE			16	WILDLIFE	(47) GOODING
	08S	13E	1	NW NE	2		16	WILDLIFE	(47) GOODING
	07S	13E	22	NE NW			17	WILDLIFE STORAGE	(47) GOODING
	07S	13E	21	SE NE	5		43	DOMESTIC	(47) GOODING
	07S	13E	22	NE NE			43	DOMESTIC	(47) GOODING

Total Acres: 393.5

+ - - Diversion Means - CHECK DAM & WEIR TO BIG BEND DITCH, GRAVITY & SPRINKLER IRRIG.

+ - - Non-Irrigation Use - DOMESTIC, 2 HOMES; STOCK, 1000 MIXED; WILDLIFE, PONDS AND HABITAT

+ - - Other Rights for Same Use - 36-00192

+ - - - - - Remarks - - - - -

WATER IS DELIVERED THROUGH BIG BEND DITCH.
USE OF THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 29.43 CFS FOR ALL USES
IDENTIFIED DURING THE IRRIGATION SEASON. BOTH ARE ALSO LIMITED
TO A TOTAL COMBINED FIELD HEADGATE REQUIREMENT OF 19.00 CFS,
A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1180.5 AF, AND
TO THE IRRIGATION OF A COMBINED TOTAL OF 393.5 ACRES IN A SINGLE
IRRIGATION SEASON.

MICROFILMED
JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:13:23
06/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-00133

LAST: BIG BEND IRRIGATION & MINING CO.
ADDRESS: C/O CATHERINE SAUL
2751 S. 850 E.
CITY: HAGERMAN
PHONE NUMBER: 208-837-6622

FIRST:
STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS:

LAND CLAIMED IS APPROXIMATE BASED ON SHARES OWNED BY VARIOUS SHAREHOLDERS. SOME OF THE LAND IS ALSO IRRIGATED FROM OTHER DITCHES. SOME LAND IS ABOVE THE DITCH, AND IS IRRIGATED VIA PUMPS IN THE DITCH; EXPANSION IS CLAIMED UNDER SEC. 42-1416 OF THE IDAHO CODE. A LOT OF LAND IN THE HAGERMAN VALLEY WAS PUT UNDER SPRINKLERS FROM 1972 THRU 1985, POSSIBLY DOUBLING THE AMOUNT OF LAND IRRIGATED. THE VOLUME CLAIMED IS FOR 20 CFS FLOWING CONTINUOUSLY ALL YEAR. BETWEEN A 50% DITCH LOSS THRU 9 MILES OF THE BIG BEND DITCH & BENEFICIAL USE, ALMOST ALL OF THIS WATER IS CONSUMED. DUE TO MILD CONDITIONS IN THE HAGERMAN VALLEY, SOME IRRIGATION OCCURS ALL YEAR. EXCEPT FOR A FEW OTHER DIVERSIONS, ALL THE WATER FROM UPPER & LOWER TUCKER SPRINGS FLOWS THRU THE BIG BEND DITCH ALL YEAR.

MICROFILMED
JAN 25 1993

HIP
Big Bend Water
used in Sec. 35
by Buckeye Farm -
stock pond

CONTACT PERSON: MRS. Callow (filed the claim)

PHONE NUMBER: () -

DATE OF FIELD EXAM: 8/20/90

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Mrs. Callow explained how she filed this claim for the Company. She said collecting the information was difficult since people were reluctant to give out the information. During the field exam we spoke to several of the landowners who use the water & where they used the water.

Persons spoken with:

Mrs. Verl Bell (Edna Red's)

Ivan Gustafson

Betty Hoskovec

Gene Loranger

Cleave Lloyd

Mrs. Callow

Mrs. Troutner

Frank Knight (Spring Valley Ranch)

Dan Yore (Buckeye Ranch)

(Mr. Jensen)

CLIFF JENSEN

RECORDED

JAN 25 1993

Water right number - R36-00133

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - - +
THIS RIGHT WITH RIGHT NO. 36-00192 IS LIMITED TO A TOTAL OF
8.42 CFS FOR USE AS CONVEYANCE LOSS IN DELIVERY OF THE RIGHTS
DELIVERED THROUGH THE BIG BEND DITCH DURING THE IRRIGATION
SEASON; 6.28 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THE RIGHTS DELIVERED THROUGH THE BIG BEND
DITCH DURING THE NON-IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO A WILDLIFE STORAGE VOLUME OF 2.5 AFY.

+ - - - - - Old Water Right Numbers - - - - - +
3600133

+ - - - - - Conditions of Approval - - - - - +
C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO IDAHO CODE 42-1416A.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
NEW INTERNATIONAL MORTGAGE BANK IDAHO POWER COMPANY, ET. AL. 03/22/1932

+ - - - - - Comments - - - - - +
Date: 08/08/1992 User Id: CLELLAND Subject: COPIED FROM REMARKS
LAND CLAIMED IS APPROXIMATE BASED ON SHARES OWNED BY VARIOUS
DITCHES. SOME LAND IS ABOVE THE DITCH, AND IS IRRIGATED VIA
THE IDAHO CODE. A LOT OF LAND IN THE HAGERMAN VALLEY WAS PUT
AMOUNT OF LAND IRRIGATED. THE VOLUME CLAIMED IS FOR 20 CFS FLOW-
OF THE BIG BEND DITCH & BENEFICIAL USE, ALMOST ALL OF THIS WATER
IRRIGATION OCCURS ALL YEAR. EXCEPT FOR A FEW OTHER DIVERSIONS,
BIG BEND DITCH ALL YEAR.
Date: 08/08/1992 User Id: CLELLAND Subject: RECOMMENDATIONS
THIS RIGHT REPRESENTS ALL THE NON-IRRIGATION SEASON OF USE AS
ACTUAL IRRIGATION FIELD REQUIREMENT IS 19.00 CFS
TOTAL: 21.01 CFS (1.01 CFS @192)
TOTAL: 29.43 CFS
WATER NEEDED FOR BENEFICIAL USES FOUND. USE OF THE LOWER SPRING
THIS RIGHT DELIVERS THE FOLLOWING IN NON-IRRIGATION SEASON:
Date: 08/08/1992 User Id: CLELLAND Subject: OTHER RIGHTS
THESE RIGHTS LISTED IN THE ADJUDICATION ARE OTHER USES OF THE
36-07237, 36-04142 & 36-08318.
DIFFERENT USES: 36-08317, 36-08377, 36-08567 & 36-08571.

+ - - - - Audit Fields - - +
08/19/92 THORNTON

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 08/20/1990	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/19/1992	Old Judicial District	-
Claim Received Date	- 08/31/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P

MICROFILMED

JAN 25 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R36-00133

Prefix Translation: RESEARCH

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Receipt Number	- S001972	Water District	- 36A
POU Ownership Flag	- N	Federal/State Indicator	- S
Name Connector	-	Presumption Flag	- C
		Notice of Error Flag	-

MICROFILMED

JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:13:23
06/30/90

PAGE: 19
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-00133

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N		see 8-8-92	DB	
POINT OF DIV	Y N			N	1,5			
SOURCE	Y N			N				
PLACE OF USE	(Y)		8-20-90 SCL/HHT	(Y) ↓ Ac.	1,4,5, 2, 6.			
DIV. AMOUNT CFS/VOLUME	(Y)			(Y) ↓ cfs	6. DECREE + STDS			
CONSUMPTIVE USE	-			(Y)	6. STDS			
PURPOSES	(Y)		8-20-90 SCL/HHT	(Y) (Y)	C. Policy			
PERIOD OF USE	(Y)			(Y)	C. STDS			
BASIS OF CLAIM				N				
REMARKS	Y			(Y)				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

This is the Master Review File
for: A36-00192
A36-02007

JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

DONALD SAUL
2751 S 850 E
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. SAUL,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED
JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals.
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													17 3		4	17 6	29
		21				17 5									10			15	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
																			424

Total acres

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133[✓] 36-00192[✓]

2. Name: Donald Saul

Address: 2751 So 850 E

Weekday Telephone Number:

837-6622

RECEIVED

SEP 22 1992

Department of Water Resources

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of fill in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

*Reduction of 6 CFS of flow for the
Beg Bend system*

4. Describe the changes you wish to have made in the proposed recommendation

Continue the original flow as desired

5. Describe why you disagree with the proposed recommendation:

*We are at the far north end of the
system and would not receive
enough water*

6. Date:

SIGNATURE

Donald Sael



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

W N BRAILSFORD
PO BOX 180
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. BRAILSFORD,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

A handwritten signature in cursive script that reads 'Steve Clelland'.

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													17 3/4		4	17 3/4	29
		21				17 3/4									10				15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
Total acres																			434

9.

36-00133

36-00192

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.**YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:** SEP-24-1992

1. Water right number:

2. Name:

W. N. Brainerd

Address:

P.O. Box 180

Hagerman, ID 83332

Weekday Telephone Number: 837-4926

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

RECEIVED

SEP 22 1992

Department of Water Resources

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
4. Describe the changes you wish to have made in the proposed recommendation
5. Describe why you disagree with the proposed recommendation:

Not enough Acres described

6. Date: *9-18-82*

SIGNATURE

W. N. Brinkford



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

DARRELL W OR DEE ANNA JENSEN
PO BOX 670
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. & MRS. JENSEN,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

FOR YOUR INFORMATION, AS I TOLD YOU THE DAY WE DID THE FIELD EXAM FOR THIS CLAIM, THE BIG BEND IRRIGATION AND MINING COMPANY DID NOT CLAIM ANY IRRIGATION FOR YOUR PARCEL OF LAND IN SECTION 36. YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													11 3		4	11 6	21
		21				11 5									10			15	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133 36-00192

2. Name: Darrell W. Jensen, Dee Anna Jensen

Address: P.O. Box 670 Hagerman, ID. 83332

(Former Address: 630 Morrison, Twin Falls, ID. 83301)

Weekday Telephone Number: 837-6272

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

RECEIVED

SEP 25 1992

Department of Water Resources

A36-10308
10309
10310

Pon

NENW 36 75 13E

Same

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes made on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Acresage .

4. Describe the changes you wish to have made in the proposed recommendation

We water 2 acres, consisting of 2 houses and lawns with 2 shares of Big Bend Ditch & Mining Co.

5. Describe why you disagree with the proposed recommendation:

This recommendation ~~states~~ is not accurate as to the amount of acres watered by Big Bend Ditch.

6. Date:

9-23-92

SIGNATURE .

Deo A. Jensen
Deo A. Jensen

0111-7131

0111-7131

0111-7131



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

CLEAVE LLOYD
RT 1 BOX 14
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. LLOYD,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													17 3/4		4	17 3/4	29
		21				17 3/4									10				15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
Total acres																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 22 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Idaho Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133[✓] 36-00192[✓]

2. Name: Cleave C. Lloyd

Address: RT, 1 Box 14 Hagerman

Weekday Telephone Number:

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

ALL OF IT

4. Describe the changes you wish to have made in the proposed recommendation

Return To us what we fought and worked for
as a people

5. Describe why you disagree with the proposed recommendation:

RECEIVED
I can not survive on one half or less the water
it takes to irrigate a acre of land. without water
this land will return to a worthless desert- Why DESTROY us?

6. Date: SEPT 18 - 1992

SIGNATURE Cleave C. Lloyd



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

EDITH L VERNON
RT 1 BOX 19
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MRS. VERNON,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													12 3		4	15 6	29
		21				17 5									10				15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
Total acres																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

RECEIVED

SEP 22 1992

Department of Water Resources

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00133 ✓ 36-00192 ✓

2. Name: EDITH L. VERNON

Address: RTE 1 Box 19
HAGERMAN, IDA. 83332

Weekday Telephone Number: 208-837-4571

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes made on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

We would not be allowed the water we have had allotted to us since 1903.

4. Describe the changes you wish to have made in the proposed recommendation

Let us have the water we are entitled to.

5. Describe why you disagree with the proposed recommendation:

It is not fair to take water away that we have been using for years.

6. Date:

Sept. 21, 1992

SIGNATURE

Edith L. Vernon.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

RECEIVED
SEP 23 1992
Department of Water Resources

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number:

36-00192

2. Name:

BIG BEND MINING & IRRIGATION CO.

C/O CATHERINE SAUL

2751 S 850 E.

Address: HAGER MAIL, IDAHO 83334

MICROFILMED

JAN 25 1993

Weekday Telephone Number:

CALL I.J. GUSTAFSON

(DIRECTOR)

837-6411

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

① ACREAGE IRRIGATED ② DITCH LOSS OF 8.4 CFS
393.5A
③ WE ARE AN INCORPORATED WATER IRRIGATION DISTRICT AND
SHOULD BE TREATED LIKE TWIN FALLS DISTRICT AND ALLOWED
TO ALLOCATE WATER AS WE DESIRE. ④ OBJECT TO CUTTING
CFS TO 29.5 ⑤ OUR PRIORITY DATE SHOW 1903 + 1904,
NOT 1903 + 1906

4. Describe the changes you wish to have made in the proposed recommendation:

① ACREAGE CHANGED TO APPROX. 900A ② DITCH LOSS IS
BETWEEN 15-19 CFS. ③ AS A WATER DISTRICT WE SHOULD
BE ALLOWED TO ALLOCATE WATER AS WE DESIRE (LIKE T.F.)
④ CHANGE COMBINED CFS TO 35 CFS. ⑤ CHANGE
PRIORITY DATES TO 1903 + 1904

5. Describe why you disagree with the proposed recommendation:

① WE ARE DELIVERING WATER TO APPROX 900A
② OUR MEASUREMENT OF DITCH LOSS IS 15-19 CFS
③ THE WATER IS DECREED TO OUR IRRIGATION CO. & WE SHOULD
BE TREATED AS EQUAL TO OTHER IRRIGATION DISTRICTS AND
ALLOCATE WATER AS DESIRED ④ 1932 FED COURT DECREED
US 35 CFS. & IT HAS BE DELIVERED SINCE THE 1860's. THE COMPANY
WAS ORGANIZED IN 1904

6. Date:

9/17/92

BIG BEND MINING & IRRIGATION SYSTEM

SIGNATURE

Red Ray Cleave C. Hoof L. J. Gulefue
DIRECTOR

⑥ WE OBJECT TO DECREASING OUR IRRIGATION TIME
BY 1MO. IT SHOULD BE FROM 3/15 TO 11/15



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

EDNA M REA
PO BOX 543
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MRS. REA,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Idaho Department of Water Resources
P.O. Box 528, Jackpot, Nev. 89825

SEP 8 1988

RECEIVED

A 37-04408
12931
12932

Hayden

Aug. 29, 1988.

Idaho Department of
Water Resources,
2148 Fourth Ave. E.,
Twin Falls, Ida.

A36-00133

00192

02007

B.g
Bend

Would like to reserve the right to amend adjudication filing of the Big Bend Canal Company, Inc., Hagerman, Ida., in a separate filing.

Time extension necessary since the corporation is not to file until the final hours.

So, at this time, I do not know what it states.

May filing would be to assure winter water in adequate volume.

I irrigate practically throughout the winter to get moisture down to the subsoil in order to make grass (lease to cattlemen) sustain itself during the low water delivery of summer.

Thus an all year irrigation use is necessary.

Original use of the Big Bend included mining, a year around operation. (Title: Big Bend Irrigation and Mining Company).

But, at this juncture, do not know whether the corporation's last minute filing incorporated that phase.

Carl F. Hayden
RFD, South,
Bliss, Ida.

Would appreciate acknowledgement..... use
Postoffice box 528, Jackpot, Nev., 89825

C. F. Hayden

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													17 3		4	17 6	29
		21				17 3									10			15	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			99
Total acres																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 23 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133 36-00192

2. Name: Edna M. Rea

Address: P.O. Box 543
Wendell, Idaho 83355

Weekday Telephone Number: 536-5741
or my son Verl Bell 837-4405
Hagerman

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

I disagree with a cut in water which we have always put to beneficial use under Big Bend Irrigation & Mining Co.

4. Describe the changes you wish to have made in the proposed recommendation

We need full amount of water for irrigating.

5. Describe why you disagree with the proposed recommendation:

To get beneficial use of water on acres we farm, the full amount is necessary for raising a crop.

6. Date: Sept. 22, 1992

SIGNATURE Edna M. Rea



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

LYLE OR CHARLOTTE CALLOW
PO BOX 126
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. & MRS. CALLOW,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

FOR YOUR INFORMATION I HAVE INCLUDED ONE OF THE PORTIONS OF IDAHO CODE 42-1402, WHICH ADDRESS THE SO CALLED "IN USE" RULING YOU DESCRIBED. ALSO, THE LICENSE 36-02007 HAD A PRIORITY DATE OF 1924 WHICH WOULD PLACE THIS RIGHT IN THE 1932 ADJUDICATION PROCEDURE. THE ONLY TWO RIGHTS LISTED FOR BIG BEND IRRIGATION AND MINING CO. WERE 36-00133 & 36-00192. THIS LICENSE HAS BEEN SUPERCEDED BY THE 1932 DECREE.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc
ENCL:

MICROFILMED

JAN 25 1993

42-1402. Decreed rights appurtenant to land — Federal reserved water rights excepted. — In allotting the waters of any water system by the district court according to the rights and priorities of those using such waters, such allotment shall be made to the use to which such water is beneficially applied, except where federal reserved water rights are involved, in which case the allotment shall be made in accordance with federal law. The right confirmed by such decree or allotment shall be appurtenant to and shall become a part of the land on which the water is used, and such right will pass with the conveyance of such land, and such decree shall describe the land to which such water shall become so appurtenant, except in the case of a federal reserved water right. The amount of water so allot-

ted shall never be in excess of the amount actually used for beneficial purposes for which such right is claimed, or in the case of a federal reserved water right, in excess of the amount determined by federal law. [1903, p. 223, § 38; reen. R.C., § 4621; am. 1913, ch. 35, § 1, p. 133; C.L., § 4621; C.S., § 7033; I.C.A., § 41-1302; am. 1969, ch. 279, § 2, p. 822; am. 1986, ch. 220, § 4, p. 558.]

Compiler's notes. Section 3 of S.L. 1969, ch. 279 repealed § 42-1404, and section 4 of S.L. 1969, ch. 279 is compiled herein as § 42-1406.

Cross ref. Issuance of license, § 42-219.
Proof of application to beneficial use, § 42-217.

ANALYSIS

Application of proviso.
Application of section.
Carey Act contracts.
Compliance with statute required.
Description of land.

Application of Proviso.

Proviso in this section was applicable only where litigant was in position to profit by the doctrine of relation, and one claiming by appropriation merely, without compliance with the statutes of this state, was not so entitled. *Reno v. Richards*, 32 Idaho 1, 178 P. 81 (1918).

Application of Section.

This section and cognate sections have application only where there is a full compliance with the statutes, and in the absence of such full compliance with respect to appropri-

ation of water, the doctrine of relation cannot be invoked. *Bachman v. Reynolds Irrigation Dist.*, 56 Idaho 508, 55 P.2d 1314 (1936).

Carey Act Contracts.

Provision of this section limiting allotment to amount actually used for beneficial purposes is read into contracts under Carey Act. *Gooding v. Idaho Irrigation Co.*, 265 U.S. 518, 68 L. Ed. 1157, 44 S. Ct. 618 (1924); *Sallee v. Commonwealth Trust Co.*, 8 F.2d 227 (9th Cir. 1925).

Compliance With Statute Required.

In the absence of the issuance of a permit and compliance therewith under this and other sections, an irrigation district was not entitled to prove beneficial use of any additional amount of water from a natural stream. *Bachman v. Reynolds Irrigation Dist.*, 56 Idaho 508, 55 P.2d 1314 (1936).

Description of Land.

Land to which decreed right is appurtenant or on which it is used need not always be described in decree, particularly in case of rental rights. *Farmers' Coop. Ditch Co. v. Riverside Irrigation Dist.*, 14 Idaho 450, 94 P. 761 (1908).

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
75	13E	15											10	10					20
		16													11 3/4		4	11 3/4	29
		21				17 3/4									10				15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00183 36-00192 QUERY - #36-02007
 1924 License, filed for 4.000 C.F.S. cancelled, awarded to Whom? When? Why?

2. Name: Lyle W. and/or Charlotte Callow - 58 - shares in Big Bend
 Irrigation and Mining Co. Lowered to 52 shares if circles are correctly marked.
 Address:

Box 126
 Hagerman, ID 83332

Weekday Telephone Number: 837-6456

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

RECEIVED

SEP 23 1992

Department of Water Resources

MICROFILMED

JAN 25 1993

XX (Instead of g in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

Please see attached document.

3. Describe the portion of proposed recommendation with which you disagree:

4. Describe the changes you wish to have made in the proposed recommendation

5. Describe why you disagree with the proposed recommendation:

6. Date: Sept. 22, 1992

SIGNATURE

L. McCallow
Charlotte Callow

MICROFILMED
JAN 25 1993

To Idaho Department of Water Resources as noted on page 2.

As a shareholder in Big Bend Irrigation and Mining Company I have received notice from the Board of Directors that our long-standing right to 35 C.F.S. (Decreed) has been lowered and a Licensed right has been cancelled. Letters have told all shareholders we have lost Six CFS. If the allowed amount is now 29.43, it is actually 5.57 lost. The four in the cancelled license would make it 9.57. I read papers in the hands of one of the directors. Individual members are upset and alarmed. We all have shares and pay assessments to receive our water, which in many cases is used the year around, and extreme hardship will result if cuts mean some of us will find our irrigation ditches dry. These are my reasons for concern and my objections to the latest turn in the adjudication process going on in Idaho, To Wit:

1. If someone else can file on water shares disallowed to the owner -- this because of the "in use" recommendation -- that same owner should be able to file on his own water if he changes his farming plans, but why should he have to go to that trouble and expense with an uncertain result facing him? It is pernicious and unfair.
2. Losing shares will cause anger over paying assessments on rights lost to a member. The ditch cannot be maintained without assessments for mowing and repairs, etc. Even those with intact rights will be at risk. That is also unfair.
3. When this actually goes to court the lawsuits and protests will be costly to the entire state, not just the individual person or company. The whole process should be modified now -- it is not working, and it is my belief that it cannot work, but many little people will find their operations ruined, and their pockets emptied because of the "in use" principle.
4. The "in use" ruling as applied to us as shareholders will be challenged unless it is fairly reviewed and revised. We were misled by not knowing of its application when the adjudication process started. Experts in the Boise department gave assurances which were entirely different from the way the process developed. Now that endless hours and dollars have been wasted, what is the answer for people living on their land and trying to exist with these new interpretations and rulings?
5. The Supreme Court of Idaho should review this law, and if they don't revise the adjudication process it should be thrown out. The Supreme Court of the U.S. will be the only recourse left. The ramifications are frightening.
6. Therefore it is unfair and unlawful to take any CFS from the Big Bend Co. Someone with no right to this water will profit. This is not justice.

(Dated and signed by Lyle and Charlotte Callow on page two.)

RECEIVED
SEP 23 1992

Department of Water Resources

MICROFILMED

JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

GENE LORANGER
PO BOX 205
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. LORANGER,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
75	13E	15											10	10					20
		16													11 3/4		4	11 3/4	29
		21				11 3/4													15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 23 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133 ✓ 36-00192 ✓

2. Name: *Gene Lander*

Address: P.O. Box 205
Hogenman Idaho

Weekday Telephone Number:
837 4820

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

4. Describe the changes you wish to have made in the proposed recommendation

5. Describe why you disagree with the proposed recommendation:

6. Date:

SIGNATURE

GENE LORANGER
P.O. Box 205
Hagerman, Idaho 83332
(208) 837-4820

RECEIVED
SEP 23 1992
Department of Water Resources

September 20, 1992.

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Gentlemen:

I have been advised by the governing board of the Big Bend Mining and Irrigating Company that there is a recommendation for a decrease in the total water allotted to shares in the Big Bend Ditch.

This directly affects me, my ranch and my water shares.

Your records will show my holdings at 60 acres of land and 55 shares of water in the above named ditch.

I now have an additional $\frac{1}{4}$ mile of 3" sprinkler pipes and $\frac{1}{8}$ mile of 6" gated pipe that has been added to my irrigating system.

The sandy soil in Hagerman Valley demands a larger amount of water for irrigating and a reduction in my water would greatly affect my pasture and hay production.

The purchase of this property was greatly governed by the shares of water deeded to this property. The original filings date back many years. We have consistently used all the water deeded us, both summer and winter in order to maintain operations.

I fully realize that Idaho is the only state named after a Power Company. How much power do they really have? Do you have to jump through a hoop just because you are told to do so?

Leave these small ranchers and farmers alone.

I, for one, need my water; I use my water and if I ever have any excess, you will be first to be notified.


Gene Loranger

MICROFILMED
JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

IVAN GUSTAFSON
PO BOX 209
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. GUSTAFSON,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

FOR YOUR INFORMATION, THE LAND YOU DESCRIBE AS SECTION 27, NWSE AND NESE HAVE BEEN FOUND TO IRRIGATE 15 AND 12 ACRES WITHIN THOSE RESPECTIVE PARCELS FROM THE BIG BEND DITCH. YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

BUCKEYE FARMS INC
18335 US HWY 30
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. YORE,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

A handwritten signature in cursive script, reading 'Steve Clelland'.

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals.
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15																	20
		16											10	10					29
		21				17 3/4									10		4	17 3/4	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17														54
k : 10 27			18	7	25	22													
			Total acres 99 434																

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

RECEIVED

SEP 23 1992

Department of Water Resources

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number: 36-00133 ✓ 36-00192 ✓

2. Name: IVAN J. GUSTAFSON

Address: BOX 209
HAGERMAN, IDAHO 83332

Weekday Telephone Number: 837-6411

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

- ① ACREAGE of 393.5 A TO BIG BEND MINING & IRRIGATION CO. ② DECREASING 35 CFS TO 24 CFS.
② MY PERSONAL ACREAGE.
③ NW 1/4 OF SE 1/4 of ONLY 15 A.
④ NE 1/4 OF SE 1/4 OF ONLY 12 A.

4. Describe the changes you wish to have made in the proposed recommendation

① CHANGE NW 1/4 of SE 1/4 TO APPROX 35 A

② CHANGE NE 1/4 of S.E. 1/4 TO APPROX 33 A.

③ Restore Big Bend IRR. DISTRICT TO 900 A.
INCREASE CFS TO 35 AS IT IS NOW.

5. Describe why you disagree with the proposed recommendation:

A. THIS HAS BEEN PUT UNDER IRRIGATION EXCEPT FOR ABOUT 5 A. WHICH IS SET ASIDE FOR WILDLIFE PRESERVATION. THE NEIGHBORS TELL ME THIS WAS ALSO IRRIGATED PART OF THE TIME FROM 1982-1987.

B. THIS HAS BEEN PUT UNDER IRRIGATION, ALSO NEIGHBORS TELL ME THIS WAS IRRIGATED BETWEEN 1982-1987.

6. Date:

9/17/92

SIGNATURE

James Gustafson

ALL THE WATER THAT I
RECEIVE IS OR WILL BE PUT TO BENEFICIAL
USE. THE ENTIRE FARM WILL BE
IRRIGATED EXCEPT FOR SMALL AMOUNT
OF WASTE LAND AND ABOUT 5 A
SET ASIDE FOR WILDLIFE HABITAT.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													11 3		4	11 6	29
		21				11 5									10			15	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			99
																			434

9.

NOTICE OF ERROR FORM

RECEIVED

AUG-24-1992

SEP 23 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

- Water right number: 36-00133 & 36-00192
- Name: BUCKEYE FARMS, INC.
Address: 18335 U.S. Hwy. 30 HAGERMAN, IDA. 83332
Weekday Telephone Number: 837-6595

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

ALLotted acres IN Sec. 26

4. Describe the changes you wish to have made in the proposed recommendation

*MORE WATER PER ACRE FOR IRRIGATION
MORE PERIOD OF USE FOR IRRIGATION*

5. Describe why you disagree with the proposed recommendation:

*MAKE pasture irrigation under present conditions
(DROUGHT) infeasible & impossible*

6. Date: *9/22/92*

SIGNATURE .

*Buckeye Farms, Inc.
by Dan Gore*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

OCTOBER 6, 1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

ERMA PEARSON
MIKE & JONETTA PEARSON
2775 S 900 E
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MRS. PEARSON,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

FOR YOUR INFORMATION, THE LAND YOU DESCRIBE AS SECTION 22, SESE HAS BEEN FOUND TO IRRIGATE 8 ACRES WITHIN THAT PARCEL FROM THE BIG BEND DITCH. YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals.
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													10		4	15	29
		21				15													15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
																			434

9.

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 24 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.**YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:** SEP-24-1992

- Water right number: 36-00133 ✓ 36-00192 ✓
- Name: Erma Pearson (Mike & Jonetta Pearson)

Address: 2775 S. 900 East
Hagerman, Idaho 83332

Weekday Telephone Number: (208) 837-4982

doing Harvest no one home until after Nov 1st

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

If this means our share is taken away. We can't water our sheep and pasture each year. We also plan to put more calves on the pasture this next spring 1993. We are a family of 10 and need water to help support the animals to help support us.

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes made on the copy.)

(Section 22)

3. Describe the portion of proposed recommendation with which you disagree:
Our property is (NE 1/4 SE 1/4 SE 1/4) does this mean our shares of water are taken away. We don't understand. Please send letter letting us know more. We don't understand.
4. Describe the changes you wish to have made in the proposed recommendation

5. Describe why you disagree with the proposed recommendation:

Date: 9-22-92

SIGNATURE: Jonetta Pearson



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

JEFFREY O SMITH
2715B S 900 E
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. SMITH,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED
JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													14 3		4	14 6	29
		21				14 3									10			15	15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			77
Total acres																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

RECEIVED

SEP 24 1992

Department of Water Resources

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00133 36-00192

2. Name: Jeffrey O. Smith

Address: 2715 B S 900 E. Hayden, Id. 83332

Weekday Telephone Number: 837-4999

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Taking away our water rights that were part of why we invested in our property in the first place. I think there will be something to say about unjust seizure of property according to the Constitution of the US.

4. Describe the changes you wish to have made in the proposed recommendation

If water is short, why not ration instead of taking away water rights that were bought and paid for.

5. Describe why you disagree with the proposed recommendation:

your taking not only ~~taking away~~ our water rights, but our property values, investments for our future and retirement as well.

6. Date: 9/23/92

SIGNATURE

Jeffrey O. Smith



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

FAIRY MADARIETA
PO BOX 355
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MRS. MADARIETA,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

FOR YOUR INFORMATION, THE LAND YOU DESCRIBE AS SECTION 22, SENE HAS BEEN FOUND TO IRRIGATE 25 ACRES WITHIN THAT PARCEL FROM THE BIG BEND DITCH. YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S. THE USES YOU DESCRIBE FOR THE 4 ACRES AND PONDS ARE FUTURE USES OF THIS WATER; THE ADJUDICATION HAS REPORTED THE EXISTING USES ONLY.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

A handwritten signature in cursive script, appearing to read 'Steve Clelland'.

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED
JAN 25 1993

Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
75	13E	15											10	10					20
		16													17 3/4		4	17 6/15	29
		21				17 3/4									10				15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			99
																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

SEP 24 1992

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00133 36-00192

2. Name:

Address:

Weekday Telephone Number:

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of fill in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Attached

4. Describe the changes you wish to have made in the proposed recommendation

Attached

5. Describe why you disagree with the proposed recommendation:

Attached

6. Date:

Sept 21, 1992

SIGNATURE

*Fanny Madarieta
Hagerman, Ia
8/27/92*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

OCTOBER 6, 1992

R. KEITH HIGGINSON
Director

RICHARD L. COOK
RT 1
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. COOK,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
75	13E	15											10	10					20
		16													10		4	15	29
		21				15													15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			99
Total acres																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

RECEIVED

SEP 24 1992

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

SEP-24-1992

1. Water right number:

36-00192
36-00133

2.

Name: RONALD O. SUMMERS

Address: 1121A E. 2900S.

HAGERMAN IDAHO 83332

Weekday Telephone Number: 208 837 6304

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

THE ABOVE Address is my residence,
This Notice of error is for property I
own which is irrigated by Big Bend
Ditch in Hagerman.

MICROFILMED

JAN 25 1993

(Instead of 6" in Items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Reducing the amount of water
Reducing acreage to be watered, Reducing
MONTHS OF IRRIGATION.

4. Describe the changes you wish to have made in the proposed recommendation:

Maintain allotment ~~of~~ acres, months
as before adjudication

5. Describe why you disagree with the proposed recommendation:

Need the water, acres & time to
irrigate.

6.

Date:

9/23/92

SIGNATURE

Ron Linn



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

OCTOBER 6, 1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

RONALD O SUMMERS
1121A E 2900 S
HAGERMAN IDAHO 83332

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA)
NOTICE OF ERROR - BIG BEND MINING AND IRRIGATION CO.
A36-00133 &/OR A36-00192 &/OR A36-02007

DEAR MR. SUMMERS,

YOU FILED A NOTICE OF ERROR FOR THE RECOMMENDATIONS OF THE WATER RIGHTS IN THE NAME OF BIG BEND MINING AND IRRIGATION COMPANY. WE HAVE RECEIVED YOUR NOTICE, HOWEVER, NO CHANGES ARE BEING MADE TO THE RECOMMENDATION AT THIS TIME.

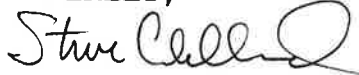
WE ARE CURRENTLY REVIEWING THE RECOMMENDATIONS AND WILL BE CONTACTING THE BOARD OF DIRECTOR'S OF THE BIG BEND MINING AND IRRIGATION COMPANY TO DISCUSS THE ISSUES THAT HAVE BEEN RAISED AND TO RESOLVE DISCREPANCIES IDENTIFIED IN THE PLACE OF USE.

YOU SHOULD CONTACT THE BIG BEND MINING AND IRRIGATION COMPANY IF YOU HAVE IDENTIFIED SPECIFIC ERRORS IN THE RECOMMENDATIONS TO ASSIST THEM IN DOCUMENTING ERRORS. THIS WILL LEAD TO FASTER AND MORE ACCURATE RESOLUTIONS OF ERRORS.

YOU MAY SUBMIT ANY EVIDENCE YOU HAVE SUPPORTING YOUR IRRIGATION USE TO THE BIG BEND BOARD OF DIRECTOR'S.

IF YOU HAVE ANY QUESTIONS REGARDING THE SNAKE RIVER BASIN ADJUDICATION OR TO DISCUSS WATER RIGHT ISSUES, PLEASE DO NOT HESITATE TO CONTACT THIS DEPARTMENT.

SINCERELY,


STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc

MICROFILMED

JAN 25 1993

To: Department of Water Resources
From: Fairy Madarieta
Subject: Notice of Error Form

I disagree with the reduction of my irrigatable acres from 33 to 25 acres. The disagreement is due to the fact that my husband and me originally owned 33 acres with 32 shares of water from the Big Bend Ditch Company. Upon my husband's death in 1990 I sold 28 acres and 28 shares, and moved to a section of our ranch which was unirrigated. I need to have water allotted for these 4 acres to insure we can grow adequate pasture for fire protection and to provide a lawn and garden. Also I intend to build a pond to provide habitat for wild water fowl. Thank you for your consideration of my request. I have indicated the tract of land on your attached water right sheet.

MICROFILMED

JAN 25 1993

Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
75	13E	15											10	10					20
		16													11 3/4		4	11 3/4	29
		21				11 3/4													15
		22	3	4	30	25	5		37	27					33	20		8	192
		23							25										25
		26		10	17											10	7	10	54
		27	18	7	25	22									12	15			79
Total acres																			424

9.

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

RECEIVED

SEP 25 1992

Department of Water Resources

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00133 and 36-00192

2. Name:

Address:

Weekday Telephone Number:

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
4. Describe the changes you wish to have made in the proposed recommendation
5. Describe why you disagree with the proposed recommendation:

6.

Date:

Sept. 23, 1992

SIGNATURE

Richard L. Cook

RECEIVED

SEP 25 1992

Department of Water Resources

Hagerman, Idaho:

Dear Sirs:

I disagree with your proposed water recommendations of a cut of six C. F. S. of Big Bend Irrigation & Mining water rights. Having been a director for the company for a number of years & also a water user I know of what I speak.

My grandfather, John Schocker helped build the ditch system - which was started in the 1890's. My father Elmer Cook was user & also manager of said ditch for a number of years in the 1920's. We have been users of the water since before 1900.

Due to the type of soil & lava rock it takes lots of water to grow crops. The loss of water in the ditch its self is great in delivery. These conditions have existed since the ditch was built. Water loss from deep percolation has created wet lands of long standing known as the Hagerman Refuge now owned by the Fish & Game Department. Thousands of ducks & geese are hatched each year here. Also hundreds of fisherman fish here each year. It would be

MICROFILMED

JAN 25 1993

36-00192

⑦ THE 5.57 THAT YOU HAVE DISALLOWED HAS BEEN USED FOR FISH PRODUCTION DURING THE IRRIGATION SEASON.

⑧ THE COST OF DELIVERING THE WATER IS CONSTANT. A DECREASE IN CFS WILL RESULT IN A RELATIVE GREATER COST TO THE USERS PER UNIT OF WATER

RECEIVED

SEP 23 1992

Department of Water Resources

MICROFILMED

JAN 25 1993

36-00133

⑦ THE 5.57 CFS THAT YOU HAVE DISALLOWED HAS BEEN USED FOR FISH PRODUCTION DURING THE IRRIGATION SEASON

⑧ THE COST OF DELIVERING THE WATER IS CONSTANT. A DECREASE IN CFS WILL RESULT IN A ~~REAR~~ RELATIVE GREATER COST TO THE USERS PER UNIT OF WATER.

RECEIVED

SEP 23 1992

Department of Water Resources

MICROFILMED

JAN 25 1993

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 23 1992

Department of Water Resources

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00133

MICROFILMED

JAN 25 1993

2. Name: Big BEND MINING & IRRIGATION CO.

Address: c/o CATHERINE SAUL
2751 S. 850 E
HABERMAN, ID. 83332

Weekday Telephone Number: CALL I.V. GUSTAFSON,
DIRECTOR 837-6411

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the cc.)

3. Describe the portion of proposed recommendation with which you disagree:

- ① ACREAGE IRRIGATED ② DITCH LOSS OF 8.4 CFS
(343.5 A)
③ WE ARE AN ~~INCORPORATED~~ INCORPORATED WATER IRRIGATION DISTRICT AND SHOULD BE TREATED LIKE TWIN FALLS DISTRICT AND ~~ALLOWED~~ ALLOWED TO ALLOCATE WATER AS WE DESIRE ④ OBJECT TO CUTTING CFS TO 29 ⑤ ~~OUR~~ OUR PRIORITY DATE SHOW 1904 + 1903.

4. Describe the changes you wish to have made in the proposed recommendation:

- ① ACREAGE CHANGED TO APPROX. 900 A. ② DITCH LOSS IS CLOSER TO 15 CFS ③ AS A ~~DITCH~~ WATER DISTRICT WE SHOULD BE ALLOWED TO ALLOCATE WATER AS WE DESIRE (LIKE T.F.) ④ OUR COURT DECREE SHOWS 35 CFS. AND THIS SHOULD REMAIN ⑤ CHANGE PRIORITY DATE TO 1903, 1904

5. Describe why you disagree with the proposed recommendation:

- ① WE ARE DELIVERING WATER TO 900 A
② OUR MEASUREMENT OF DITCH LOSS IS 15-19 CFS.
③ THE WATER IS DECREED TO OUR IRRIGATION CO. AND WE SHOULD BE TREATED AS EQUAL TO OTHER IRRIGATION DISTRICT AND ALLOCATE WATER AS DESIRED ④ 1932 COURT DECREE ALLOCATED 35 CFS. AND IT HAS BE DELIVERED SINCE THE 1800
6. Date: THE COMPANY WAS ORGANIZED IN 1904

9/17/92 Big Bend IRRIGATION & MINING DISTRICT

SIGNATURE

Leo Ray Cleave C. Lloyd, Jr. President
DIRECTOR

- ⑥ WE OBJECT TO DECREASING IRRIGATION TIME BY 1 MIN.
IT SHOULD BE FROM 3/15 @ 10/15.

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 23 1992

Department of Water Resources

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-02007

2. Name: BIG BEARD MINING & IRRIGATION CO
C/O CATHERINE SAUL

2751 S. 850 E.
Address: HABERMAN IDAHO 83332

Weekday Telephone Number: CALL I. J. GUSTAFSON
(DIRECTOR) 837-6411

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

RECEIVED

SEP 28 1992

Department of Water Resources

MICROFILMED

JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

DISALLOWMENT of 4 CFS.

4. Describe the changes you wish to have made in the proposed recommendation:

RESTORE 4 CFS. TO THE BIG BEND MINING & IRRIGATION CO.

5. Describe why you disagree with the proposed recommendation:

THIS 4 CFS. IS IN ADDITION TO RIGHT NO. ~~36-00190~~ 36-00192 AND SHOULD NOT BE INCLUDED IN IT. WE WERE ALLOCATED THIS MANY YEARS AGO AND HAVE DELIVERED THE WATER

6. Date:

SINCE

9/17/92

BIG BEND MINING & IRRIGATION SYSTEM

SIGNATURE

Leo E. Ray, Cleave C. Hoyt, J. J. Indefra

NOTICE OF ERROR FORM

Please type or print clearly, fill out completely, and return to:

**Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000**

RECEIVED

SEP 23 1992

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:

1. Water right number: 36-000338
2. Name: Betty B. Hoshovec
Address: 2793 S 900 E
Hagerman ad- 83332
Weekday Telephone Number: 237-4878

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

JAN 25 1993

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DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.
in case follow-up is needed.

JOHN BROWN

PO BOX 191

GOODING ID 83330

2. SUBJECT OF INQUIRY:

LOCATION OF IRRIGATED ACRES

Questioned which 27 acres we had found
irrigated for the Recommendation in
T07S, R13E, S22, 3E NW.

3. RESPONSE TO INQUIRY:

Gave him copies of the field Exam notes
map and then I clarified the acreage again
on a Tax map he had brought in.
(copy attached)

4. IDWR STAFF AND DATE:

Steve Clelland 10-26-92

Print name and initial

STEVE CLELLAND sc

WATER RIGHT CLAIM (Nos.):

36-00133 & 36-00192

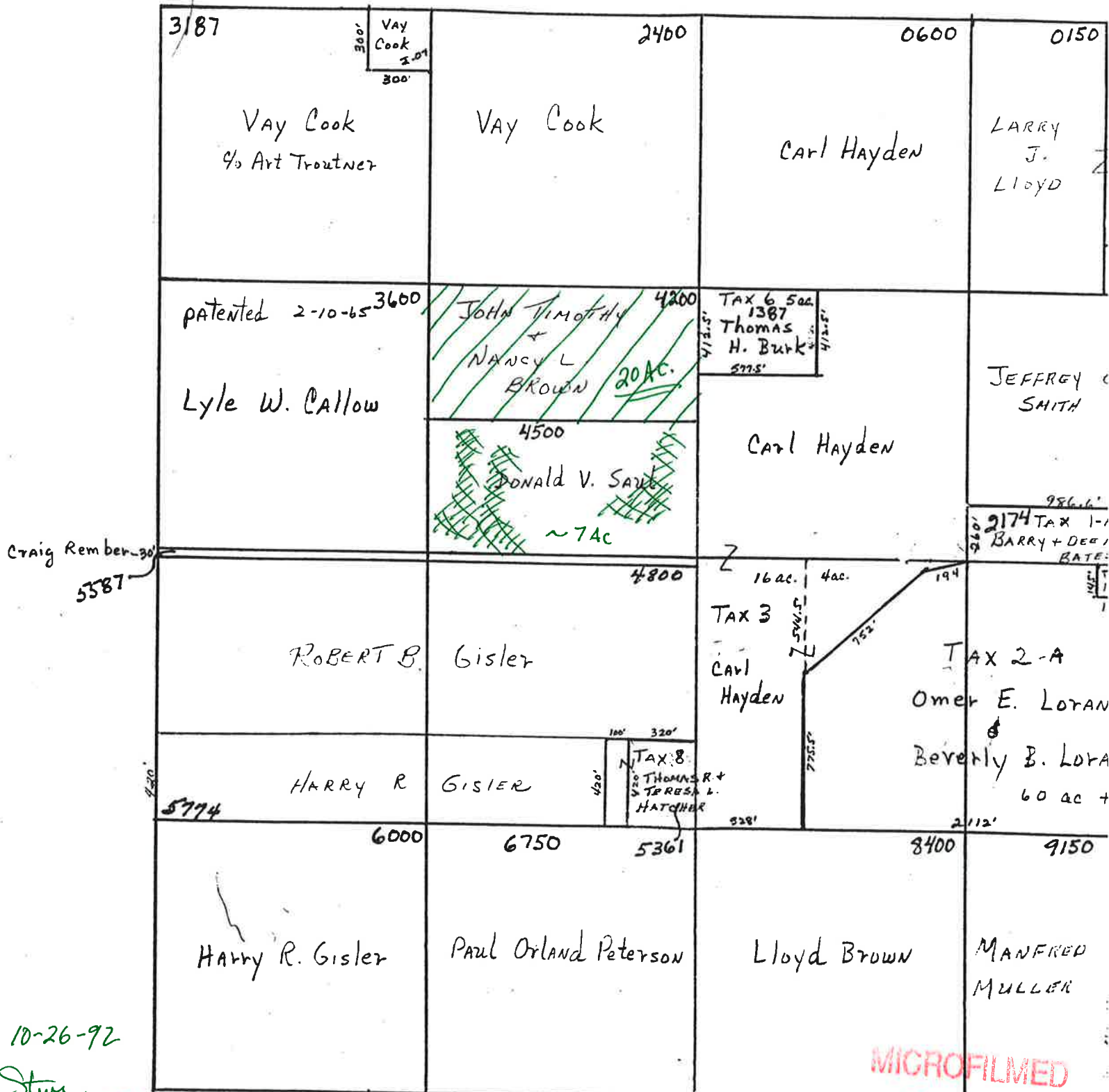
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JAN 25 1993

Hwy. 3
Sch. Dist 233
Cem: Hagerman Fire: Hagerman

Sec 22 Twp 7

07S 13E 22



10-26-92

Steve
Chell
VERIFIED BY

these acres for S. 22 SE NW
are the recommended acres for 36-00133

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JAN 25 1993

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A36-00/33 ET.AL.

RE: NOE and conveyance losses.

DATE 10-20-92

CLEAVE LLOYD

NAME OF PARTY

IVAN GUSTAFSON

BIG BEND Co. DIRECTORS -
(PRESENT)

LEO RAY

We discussed the conveyance loss of the Big Bend ditch and reviewed the SCS report of Seepage loss dated September 1992.

It is the department's initial response that this report supports our recommendation. It does not show the extreme losses as claimed by Big Bend Co. They don't believe the report by SCS is complete or correctly assesses their system. They will plan to arrange a measured conveyance loss study of their own in the months to come.

They wish to be considered as a mutual irrigation Co. and they want to be allowed the 900 acres as listed to be their service area with the freedom to expand and transfer acres within their service boundaries. They will be sending a copy of Rosholt's analysis of this approach to this file. I told them I would review this concept with our legal staff. I thought we had already resolved this situation early on in the file review.

We discussed a variety of side issues during the 3 1/2 hours we met but this is the core of the topics.

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JAN 25 1993

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: A36-00133, A36-00192 Contact Date: 10-20-92

IDWR Contact Person: (print and initial) STEVE CLELLAND SCC

Claimant Contact Person IVAN GUSTAFSON

Others Present CLEAVE LLOYD & LEO RAY

Contact By (give date) _____

Meeting (location): IDWR SOUTH OFFICE

Phone Call (no.) _____

memo
Letter (attach letter): 10-20-92

IDWR USE ONLY

Date _____ Initials _____

Date 10-20-92
Entered SCC

Verified _____

I. Issues identified by claimant: REDUCTION OF ACRES FROM 900, CONVEYANCE LOSSES
NOT ADEQUATE, DELIVERY IN A SERVICE AREA, & AMOUNT
DIVERTED.

II. Reasons provided claimant for original recommendation: ACTUAL ACRES IRRIGATED HAVE
BEEN RECOMMENDED, OTHER ACRES CLAIMED DO NOT APPEAR AS
VALID IRRIGATION USES. AMOUNT IS BASED ON THE HUBBLE REPORT
ANALYSIS OF THE PORTIONS THAT MAKE UP THE BIG BEND AREA.
IDAHO CODE PROVIDES FOR A ~~ADWR~~ ~~TO~~ DETERMINATION OF DECREE RIGHTS
IN AN ADJUDICATION TO BE BASED ON A BENEFICIAL USE AND THE
REASONABLE AMOUNT OF WATER FOR THOSE USES.

CONVEYANCE LOSSES WERE BASED ON SOIL TYPES AND FIELD DATA
ANALYZED BY THE WORSTELL METHODS AND COPIES GIVEN TO EACH PERSON
PRESENT. CONVEYANCE FIGURES APPEAR TO BE SUPPORTED BY THE
SCS REPORT, SEPT. 1992.

USE OF THE WATER IN A DELIVERY SERVICE AREA WAS THOUGHT TO
III. Additional information provided by claimant: HAVE BEEN CONSIDERED BUT WILL BE
PASSED ON TO LEGAL STAFF FOR REVIEW.

June 17, 1966 measurement on the Big Bend Ditch
by George Lemmon was submitted to show conveyance loss.

IV. Changes to be made in final recommendation (if any): NO CHANGES TO BE MADE.

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JAN 25 1993

V. Action taken (date): SEND RESPONSE FORM & COPY OF MEMO TO:
flags set in Data Base BIG BEND MINING & IRRIGATION
% CATHERINE SAUL
10-20-92 2751 S 850 E
Steve Clelland HAGERMAN ID 83332
(Original to IDWR, copy to claimant)

Dan McFadden
Emerald Valley Ranch
17966 U. S. Highway 30
Hagerman, Idaho 83332

(208) 837-6649

October 13, 1992

David Shaw, Bureau Chief
Adjudication Bureau
Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

Dear Dave,

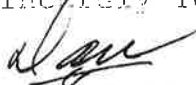
Please find enclosed a packet of information from the S.C.S. concerning both water use on my farm and conveyance loss studies conducted here in the Hagerman Valley last summer.

The letter to me from Brian Miller, District Conservationist, Gooding, Idaho, is essentially a summary of the studies concerning my irrigation system both as it exists today under sprinkler and what it would be under furrow irrigation according to computer modeling. It should be noted that under the modeling, no conveyance loss is included. The assumption was made that in the event of returning to furrow irrigation, that gated pipe and existing concrete ditch would be utilized. The gated pipe would be hooked directly to existing underground mainline.

This information supports my contention that furrow irrigation in this valley in most locations requires at least twice the amount of water as sprinkler irrigation. My son and I farmed the Bob Gardner and Lloyd Brown farms near the Bell Rapids area for about ten (10) years. We grew essentially the same crops under furrow irrigation there as we do here on the Emerald Valley Ranch under sprinkler. Our yields were essentially the same. We found that on those farms, we normally used about three times the volume of water. The difference, I believe, was mainly in the conveyance loss since we had dirt ditches and used tubes and gated pipe for distribution. It was a fairly efficient system as we kept our conveyance ditches well maintained and land planed the fields regularly.

I hope that this information will be helpful to you and that it can be used to further substantiate our claims for the special needs of irrigation water in the Hagerman Valley.

Sincerely Yours,


Dan McFadden

DM/sw
Enc. S.C.S. Information

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JAN 25 1993

7.50
4.00
10.50
10 50 inches
1966

June 17 water measured
Top of hill at Bridge, Brewer
8' sec pt. measure
at check above lower
pipe line 13 sec pt.
Geo. H. Lemmon

A36-00133

submitted by Cleave Lloyd of Big Bend Co.
for evidence of conveyance losses.

10-20-92

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JAN 25 1993

RECEIVED

OCT 15 1992



United States
Department of
Agriculture

Soil
Conservation
Service

122 5th Ave West
Gooding, ID. 83330

Dan McFadden
Rt 1 Box 406
Hagerman, Idaho 83332

October 7, 1992

Dear Dan,

This letter supplements the final report of the Hagerman Water Users from the Soil Conservation Service, dated October 2, 1992, and is more specific to your farm.

Application rates for pivot and wheeline systems are mentioned in paragraph four. At a design efficiency of 65%, the application rate of 10.5 gpm/ac (1.16in/ac) is indicated. If this application rate were applied at a peak consumptive use rate of 0.36in/ac, the crop would need to be irrigated every 3.2 days. This frequency may not be feasible from a management perspective, as prohibitive increased costs to labor, production capital, and operation and maintenance would result.

Currently, based on existing management, capital and labor factors, the system is operated with a frequency of five days. This indicates the need for water application rates of 1.8in/ac (16.2 gpm/ac). This appears to meet the management objectives for your operation.

Furrow irrigation modeling shows application rates of 28 gpm/ac (3.1in/ac) and a high degree of irrigation water management needed to meet consumptive use rates for mint. These application rates are needed due to a combination of factors including climate, soil textures, excessively drained soil, topography, and the lower irrigation efficiencies of surface irrigation systems. Erosion and sediment transport are not a problem due to little runoff, but the model shows excessive deep percolation.

I hope this portrays information of use to you. Please call if you have any questions. Thank you,

Sincerely,

Brian Miller

Brian Miller
District Conservationist
Gooding F.O.t

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JAN 25 1993



Subject: ENG - Hagerman Water Users,
Final Report

Date: October 2, 1992

To: Brian Miller
District Conservationist
SCS, Gooding FO

File code: 210

This is the final report of the Hagerman Water Users group which we have been working with since last spring. Since that time, a sprinkler evaluation was conducted in the field. One surface system was evaluated by the FIRI SCS computer program, another by the SCS Furrow Analysis program, as were eight flow measurements of Big Bend and Buckeye Ditches to determine seepage losses.

Two unique features of the Hagerman area are:

1. A climate hotter than that of the Snake River Plain a few hundred feet higher in elevation; and,
2. Sandy soils of high permeability, low water holding capacity, and low water holding retention ability.

To address the first of these two issues, SCS can concede to this area as fitting SCS Climatic Area I. Crop consumptive use will be higher than the adjacent Snake River Plain. In fact, a mint root crop on sandy soils may have a peak daily consumptive use rate of 0.36 inches per day, expected to occur in July. Other crops will be near this value too. The irrigation season is in excess of 200 days.

Pivot sprinklers at 75 percent efficiency should meet peak mint root needs at a rate of 9.5 gpm/ac.; a sideroll, handline, or solid set at 65 percent efficiency should meet the same crop need at a rate of 10.5 gpm/ac. These rates are greater than one minor inch per acre.

Sandy soils within this area probably fall into an Intake Family of 2.0 or so. It takes a high degree of management to surface irrigate these soils. It can be argued that it takes 28 gpm/ac. delivered to the field to successfully manage surface irrigation. Sandy soils, bare conditions, steep slopes, and high flows per furrow can all contribute to erosion and sediment transport. Computer modeling, however, shows little runoff, but, high deep percolation.

High permeability contributes to both gains and losses to the canal systems in this area. Along the headends of the canals near the canyon walls, gains are due to springs and uphill seepage. Further on, seepage from the canals flow to lower elevations. Losses



varied from 4 to 32 percent per mile. Highest water losses occurred in canals and ditches with low flows. This is because, all other factors equal, high flows are transmitted more efficiently than are low flows.

In the discussion of canals it is important to realize that unless sediment is causing an obvious problem, it is probably better to limit canal cleaning. Fine soils tend to seal the canal bottom and sides and should be left in place. Vegetation, however, should be kept back from canal banks since it is a consumptive water-use user every bit as much as a vigorous stand of alfalfa or equivalent.

Prepared By: Neil D. Wilton
Neil D. Wilton
Irrigation Engineer

Concur: H. LeRoy Zollinger, Jr.
H. LeRoy Zollinger
State Conservation Engineer

cc: Lee Brooks, AC, Boise Area Office
Bob Bishop, AE, Boise Area Office

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JAN 25 1993



United States
Department of
Agriculture

Soil
Conservation
Service

3244 Elmer Street
Room 124
Boise, Idaho 83705

SEP 16 1992

Subject: ENG - Big Bend Ditch Flow Measurements

Date: September 11, 1992

To: Brian Miller
District Conservationist
SCS, Gooding FO

File code: 210

Enclosed is the Big Bend Ditch flow measurement study that Blane Christopherson and Neil Wilton conducted on August 26, 1992.

A significant percentage loss occurs along the steep hillside where Big Bend parallels Buckeye and Bell ditches. Buckeye loses very little of its total flow within the same general reach, except for a "blow-out" that was discharging about 4.5 cfs. No measurements were taken in Bell Ditch.

H. LEROY ZOLLINGER
State Conservation Engineer

Enclosures

cc w/enclosures:
Bob Bishop, AE, Boise Area Office

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JAN 25 1993



The Soil Conservation Service
is an agency of the
United States Department of Agriculture

Big Bend Ditch
Seepage Loss Study
September 1992

Big Bend Ditch conveys water to a state fish hatchery as well as irrigated cropland south of Hagerman, Idaho. The ditch originates from Tucker Springs in the SE⁴SE⁴ Sec36, T7S, R13E, found in the Tuttle, Idaho quadrangle. An 8 foot Cipoletti weir measures spring flow into Big Bend Ditch. Distance from Tucker Springs to the distal end of Big Bend Ditch is about six miles. Flow travels north and west from Tucker Springs to within 1/2 mile southwest of Hagerman, then sharply south for its last couple of miles.

On August 26, 1992, eight cross-sections of Big Bend Ditch were flow measured. Turn-out flows between consecutive sections were measured or estimated and subtracted from the upper reach inflow, which determined net loss or gain within the reach. Gains to the ditch were observed at three locations, but not directly measured. Other inflow sites, especially in the first mile of ditch, may well have been camouflaged by dense brush along the east uphill side of the ditch or intercepted by the ditch itself from groundwater flow.

The staff gauge on the 8 foot Cipoletti weir at Tucker Springs read 0.82 feet, indicating a flow of 20.9 cfs. However, less than 300 feet downstream, an instream flow meter yielded 14.0 cfs. This difference is too great for normal error. It is not know if the weir staff gauge is properly set. Therefore, the value of 14.0 cfs from the flow meter was accepted, as well as for the remainder of the readings taken with the flow meter.

The first measuring site downstream of the weir had a cross-section of 33.4 square feet, a flow of 14.0 cfs, and a mean velocity of 0.42 fps. Water surface velocity was nearly 2 fps in the center of the ditch. Moss covered much of the bottom of the ditch at this and all other sites.

One take-out discharging 1.5 cfs to hatchery fish ponds was encountered in the first 4,000 feet of Big Bend Ditch. The ditch gained cross-sectional area in the downstream direction to 46.0 square feet, 4,000 feet from Tucker Springs. This second flow measuring site was 235 feet north and downstream of a county road. Flow had increased to 34.5 cfs, indicating a net gain of 22.0 cfs.

The next measuring site was three miles downstream where the ditch crosses a county road and turns sharply southward. Ditch configuration was radically diminished at this location with flow reduced to 6.2 cfs, a cross-sectional area of 10.4 square feet and a velocity of 0.60 fps. Water diverted for hatchery fish ponds and irrigation account for 28.3 cfs, which includes loss or gains due to seepage and return flows respectively.

The next reach of ditch to Mueller's farm lane had five small take-outs totaling about 1.5 cfs. Within 500 feet of the farm lane, springs or surface runoff was observed inflowing to the ditch. A

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JAN 25 1993

new cross-section just upstream and downstream of this area were flow measured. The upstream flow was 3.4 cfs, with a cross-sectional area of 11.9 square feet and a mean velocity of 0.29 fps. Accounting for the take-out flow, the estimated loss in 3,350 lineal feet is 1.3 cfs. This is also equal to 2.0 cfs/mile or 32 percent loss/mile which is significant. Past this inflow reach and just upstream of Mueller's lane, a flow of 5.3 cfs was determined, showing a gain of 1.9 cfs from the inflow. Cross-sectional area increased to 12.2 square feet, velocity to 0.44 fps.

Big Bend Ditch has reaches of gains and losses. Some of the gains are difficult to find and quantify. Significant gain occurs in the first mile of ditch. On the other hand, losses occur from constructed take-outs or from seepage assumed as uniform loss within reasonable reach lengths.

The most significant loss in this ditch occurs in its 3,400 foot reach as it turns south and parallels the Buckeye and Bell Ditches. The hillside on which these three ditches run is very steep for a half mile or more, probably causing steep groundwater gradients to exacerbate the seepage potential. The 1.3 cfs loss in this reach may equal 400 ac-ft. loss to the system each year. When considering costs for lining this ditch, the benefit will be to the 400 ac-ft. saved for beneficial use. Higher flows may generate higher losses, hence higher benefits.

Three measurements were made on the Buckeye Ditch where it parallels the Big Bend and Bell Ditches. The first section was taken at the outlet of the county road rectangular concrete bridge crossing. The flow rate at this section was 28.9 cfs, with a flow area of 13.2 square feet and a mean velocity of 2.20 fps.

About 400 feet downstream, a ditch bank failure was in progress spilling a large quantity of water through rubble rockfill. Seepage water from this failure was intercepted by the lower Bell Ditch. Immediately downstream of this failure, ditch flow was 24.4 cfs, implying a combined loss of 4.5 cfs in 400 feet, most of which was escaping through the bank fill failure. Velocity in this section of ditch was 1.60 fps.

The Buckeye Ditch near Mueller's lane and house, about 3,600 feet farther on, flowed at 23.7 cfs and at a mean velocity of 1.86 fps. The net loss in this reach was 0.7 cfs which equals 1.0 cfs/mi. or 4 percent per mile, which is not significant. The ditch bottom at this location was armored with cobbles from bank to bank with no moss. Flow velocities in the Buckeye are 3 to 6 times greater than in the Big Bend. Cleaner cross-section and steeper gradient is probably the cause for higher mean velocities in the Buckeye Ditch.

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The following listing summarizes the flow measurements of August 26, 1992.

Summary Flow Measurements

<u>Location</u>	<u>Flow (cfs)</u>
Big Bend Ditch	
300' d.s. Tucker Spring Weir	14.0
T.O. @ F&G Bass Ponds	-1.5
Inflow-uphill side of ditch	(22.0 gain) (THOMSON SPRING)
4,000' d.s. Tucker Spring Weir	34.5
4 Miles d.s. Tucker Springs	6.2
5 T.O.s to Mueller farm lane	1.5
500' U.S. Mueller farm lane	3.4
Net loss (in 3,350' of ditch)	1.3
Inflow U.S. Mueller farm lane	(1.9 gain)
100' U.S. Mueller farm lane	5.3
Buckeye Ditch	
@ County Bridge Crossing	28.9
500'd.s. County Bridge	24.4
"Blow-out", point source loss	4.5
4,100'd.s. County Bridge near Mueller lane	23.7
Net loss (in 3,600' of ditch)	0.7

Submitted By:


Neil D. Wilton
Irrigation Engineer

Concurred By:


H. LeRoy Zollinger
State Conservation Engineer

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JAN 25 1993

A. AJ CLAIM: # A36-00133 PRIORITY DATE: 12-17-1903 STAGE: D
B. WR RECORD: # 36-00133 PRIORITY DATE: 12-17-1903 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
12-17-1903

REVIEWED BY See

DATE 8-17-90

=====

RECORDED

JAN 25 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-00133	07S	13E	36	NW	SE	SE		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A36-04142	NONE
A36-07237	
A36-07865	
A36-08318	
A36-10064	
A36-02007	

WR RECORDS IN SAME 40 ACRE TRACT

36-00020
36-00028
36-00127
36-00136
36-00174
36-00194
36-02055
36-02056
36-02478
36-04065
36-04142
36-07237
36-07762
36-07865
L36-07762
36-08318
36-08325
36-08348
36-08377
L36-08318

SOURCE: TUPPER SPRINGS, UPPER

TRIB: RILEY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-00133	07S	13E	36		SE	SE		GOODING

OTHER WR RECORDS WITH SAME WR POD

36-00020
36-00028
36-00127
36-00136
36-00174
36-00194
36-02055
36-02056
36-02478
36-04065
36-04142
36-07237
36-07762

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A36-00194	NONE
A36-07762	
A36-00136	
A36-04142	
A36-07237	
A36-07865	
A36-08318	
A36-10064	
A36-02007	

RECEIVED
JAN 25 1993

SOURCE: UPPER TUCKER SPRINGS

TRIB: RILEY CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
Y

FIELD
EXAMINER
N
N

REMARKS:

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: TUCKER SPRINGS, UPPER

TRIB:

RILEY CREEK

REVIEWED BY:

SCC

DATE:

8-17-90

=====

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JAN 25 1993

No
CHANGE

A. ROOT WATER RIGHT NUMBERS: A36-00133

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	13E	15	SE	SW		BIG BEND IRRIGATION & MINING	CA36-00133	/10.0	36-00133	9.0	16
						COOK, RICHARD L.	A36-02002	/9.0	36-02002	/10.0	16
						BIG BEND IRRIGATION & MINING	CA36-02007	/10.0	-		16
						BIG BEND IRRIGATION & MINING	CA36-00192	/10.0	36-00192		16
						PORTER, BOB	A36-07172	/	-		16
						COOK, RICHARD L.	A36-00097	/9.0	-		16
						COOK, RICHARD L.	A36-00098	/9.0	-		16
						PORTER, BOB	A36-00099	/5.0	-		16
						PORTER, BOB	A36-00100	/5.0	-		16
						COOK, RICHARD L.	A36-00101	/9.0	36-00101		16
						COOK, RICHARD L.	A36-00141	/9.0	-		16
						PORTER, BOB	A36-07233	/	-		16
07S	13E	16	NE	SE	3	BIG BEND IRRIGATION & MINING	CA36-00133	/10.0	36-00133		10
						BIG BEND IRRIGATION & MINING	CA36-02007	/10.0	-		10
						BIG BEND IRRIGATION & MINING	CA36-00192	/10.0	36-00192		10
						SANDS, BESSIE			36-00097		10
						SANDS, MARTHA A.			36-00142		10
07S	13E	16	SE	SE	6	BIG BEND IRRIGATION & MINING	CA36-00133	/15.0	36-00133		15
						BIG BEND IRRIGATION & MINING	CA36-02007	/15.0	-		15
						BIG BEND IRRIGATION & MINING	CA36-00192	/15.0	36-00192		15
						MILLER, MICHAEL K.	A36-11021	/	-		15
07S	13E	15	SW	SW		BIG BEND IRRIGATION & MINING	CA36-00133	/10.0	36-00133	36.0	10
						COOK, RICHARD L.	A36-02002	/36.0	36-02002	/15.0	10
						BIG BEND IRRIGATION & MINING	CA36-02007	/10.0	-		10
						COOK, RICHARD L.	A36-10510	/	-		10
						BIG BEND IRRIGATION & MINING	CA36-00192	/10.0	36-00192		10
						COOK, RICHARD L.	A36-00097	/36.0	-		10
						COOK, RICHARD L.	A36-00098	/36.0	-		10
						COOK, RICHARD L.	A36-00101	/36.0	36-00101		10
						COOK, RICHARD L.	A36-00141	/36.0	-		10
						COOK, RICHARD L.	A36-08317	/	36-08317		10
						COOK, RICHARD L.			L36-08317		10
07S	13E	21	NE	NE	1	BIG BEND IRRIGATION & MINING	CA36-00133	/35.0	36-00133		15
						BIG BEND IRRIGATION & MINING	CA36-02007	/35.0	36-02007		15
						BIG BEND IRRIGATION & MINING	CA36-00192	/35.0	36-00192		15
						TROUTNER, A. L.			36-08377		15
07S	13E	21	NW	NE	1	BIG BEND IRRIGATION & MINING	CA36-00133	/5.0	36-00133		15
						BIG BEND IRRIGATION & MINING	CA36-02007	/5.0	-		15
						BIG BEND IRRIGATION & MINING	CA36-00192	/5.0	36-00192		15
07S	13E	21	SE	NE	5	BIG BEND IRRIGATION & MINING	CA36-00133	/18.0	36-00133		15
						BIG BEND IRRIGATION & MINING	CA36-02007	/18.0	36-02007		15
						BIG BEND IRRIGATION & MINING	CA36-00192	/18.0	36-00192		15

Further exam shows this is sands ditch irrigation

Covered by Sands Ditch

(R. Cook)

(portion to be transferred by R. Cook)

Water possibly converted to wildlife ponds

no irrigation

(Callow)

JAN 25 1993

07S 13E 16	SW	SE		BIG BEND IRRIGATION & MINING	CA36-00133	/15.0.	-	-	-	-	-	-
				BIG BEND IRRIGATION & MINING	CA36-02007	/15.0.	-	-	-	-	-	-
				BIG BEND IRRIGATION & MINING	CA36-00192	/15.0.	-	-	-	-	-	-
				PADGETT , MARION E.			36-07228					
07S 13E 22	NE	NE		BIG BEND IRRIGATION & MINING	CA36-00133	/ 9.0.	36-00133	/		2.0		
				MADARIETA , FELIX	A36-10272	/	-	/				
				PETERSON , ORLAND	A36-10523	/	-	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/ 9.0.	36-00192	/				
				LLOYD , CLEAVE	A36-04142	/	36-04142	/				
				LLOYD , CLEAVE	A36-00003G	/20.0	-	/				
				BIG BEND IRRIGATION & MINING	C	.	36-02007	/				
07S 13E 22	NW	NE		BIG BEND IRRIGATION & MINING	CA36-00133	/40.0.	36-00133	/		4.0		
				BIG BEND IRRIGATION & MINING	CA36-02007	/40.0.	36-02007	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/40.0.	36-00192	/				
07S 13E 22	SW	NE		BIG BEND IRRIGATION & MINING	CA36-00133	/40.0.	36-00133	/		30.0		
				BIG BEND IRRIGATION & MINING	CA36-02007	/40.0.	36-02007	/				
				BURK , THOMAS H.	A36-10066	/	-	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/40.0.	36-00192	/				
07S 13E 22	SE	NE		BIG BEND IRRIGATION & MINING	CA36-00133	/40.0.	36-00133	/		25.0		
				BIG BEND IRRIGATION & MINING	CA36-02007	/40.0.	36-02007	/				
				BATES , BARRY B.	A36-10536	/	-	/				
				SCHUELER , VIRGINIA F.	A36-10537	/	-	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/40.0.	36-00192	/				
07S 13E 22	NE	NW		BIG BEND IRRIGATION & MINING	CA36-00133	/37.0.	36-00133	/		5.0		
				BIG BEND IRRIGATION & MINING	CA36-02007	/37.0.	36-02007	/				
				COOK , VAY	A36-10062	/	-	/				
				COOK , VAY	A36-10063	/	-	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/37.0.	36-00192	/				
				COOK , VAY	A36-10064	/	-	/				
07S 13E 22	NW	NW		BIG BEND IRRIGATION & MINING	CA36-00133	/40.0.	36-00133	/		5.0		
				BIG BEND IRRIGATION & MINING	CA36-02007	/40.0.	36-02007	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/40.0.	36-00192	/				
				TROUTNER , A. L.			36-08377	/				
07S 13E 22	SW	NW		BIG BEND IRRIGATION & MINING	CA36-00133	/40.0.	36-00133	/		37.0		
				BIG BEND IRRIGATION & MINING	CA36-02007	/40.0.	36-02007	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/40.0.	36-00192	/				
				CALLOW , LYLE W.	A36-08318	/	36-08318	/				
				CALLOW , LYLE W.			L36-08318	/				
07S 13E 22	SE	NW		BIG BEND IRRIGATION & MINING	CA36-00133	/40.0.	36-00133	/		27.0		
				BIG BEND IRRIGATION & MINING	CA36-02007	/40.0.	36-02007	/				
				PETERSEN , BERTHA A.	A36-10367	/	-	/				
				SAUL , DONALD V.	A36-10598	/	-	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/40.0.	36-00192	/				
07S 13E 22	NE	SW		BIG BEND IRRIGATION & MINING	CA36-00133	/ 4.0.	36-00133	/		12.0		
				BIG BEND IRRIGATION & MINING	CA36-02007	/ 4.0.	36-02007	/				
				BIG BEND IRRIGATION & MINING	CA36-00192	/ 4.0.	36-00192	/				
				BURLESON , LINDA	A36-00077A	/ 5.0	-	/				
				GISLER , BRADLEY	A36-00021A	/27.0	-	/				
				GISLER , HARRY R.	A36-00021B	/	-	/				
				MARINER , F. C.			36-00077	/				

07S 13E 22 SE SE	BIG BEND IRRIGATION & MINING	CA36-00133	/29.0	-	-	42.0		
	BIG BEND IRRIGATION & MINING	CA36-02007	/29.0	-	-	-		
	OSBORN, LARRY D.	A36-10368	/	-	-	-		
	HOSKOVEC, BETTY B.	A36-10468	/	-	-	-		
	HOSKOVEC, BETTY B.	A36-00033B	/38.0	-	-	-		
	HOSKOVEC, BETTY B.	A36-00034D	/38.0	-	-	-		
	BIG BEND IRRIGATION & MINING	CA36-00192	/29.0	-	-	-		
	CLIFFORD, EDNA N.			36-00033	/	-		
	CLIFFORD, EDNA N.			36-00034	/	-		
	CLIFFORD, EDNA N.			36-00035A	/7.0	-		
	MC CARTY, JOHN			36-02029	/40.0	-		
				(Hookover)				
07S 13E 22 NE SE	BIG BEND IRRIGATION & MINING	CA36-00133	/15.0	36-00133	/	34.0		
	BIG BEND IRRIGATION & MINING	CA36-02007	/15.0	36-02007	/	-		
	BURLESON, EDWARD	A36-10413	/	-	/	-		
	LORANGER, GENE E.	A36-10423	/	-	/	-		
	LORANGER, GENE E.	A36-10426	/	-	/	-		
	BIG BEND IRRIGATION & MINING	CA36-00192	/15.0	36-00192	/	-		
	LORANGER, GENE E.	A36-00011B	/18.0	-	/	-		
	BARTON, W. C.			36-00011	/	-		
	MC CARTY, JOHN			36-02029	/40.0	-		
				(LORANGER)				
07S 13E 22 NW SE	BIG BEND IRRIGATION & MINING	CA36-00133	/40.0	36-00133	/	36.0		
	BIG BEND IRRIGATION & MINING	CA36-02007	/40.0	36-02007	/	-		
	BIG BEND IRRIGATION & MINING	CA36-00192	/40.0	36-00192	/	-		
	HAYDEN, CARL E.	A37-12932	/8.0	-	/	-		
				(LORANGER)				
07S 13E 23 SW NW	BIG BEND IRRIGATION & MINING	CA36-00133	/25.0	36-00133	/	32.0		
	VERNON, EDITH L.	A36-10125	/	-	/	-		
	BIG BEND IRRIGATION & MINING	CA36-00192	/25.0	36-00192	/	-		
	VERNON, EDITH L.	A36-00003E	/10.0	-	/	-		
	BIG BEND IRRIGATION & MINING	C		36-02007	/	-		
	MC CARTY, JOHN			36-02029	/20.0	-		
				(VERNON)				
07S 13E 23 SE NW	BIG BEND IRRIGATION & MINING	CA36-00133	/20.0	36-00133	/	17.0		
	SPRING VALLEY RANCH INC.	A36-00004	/40.0	36-00004	/	-		
	BIG BEND IRRIGATION & MINING	CA36-00192	/20.0	36-00192	/	-		
	SPRING VALLEY RANCH INC.	A36-00022	/	-	/	-		
				36-08423	/40.0	-		
07S 13E 23 NE SW	BIG BEND IRRIGATION & MINING	CA36-00133	/15.0	-	/	38.0		
	SPRING VALLEY RANCH INC.	A36-00004	/40.0	-	/	-		
	BUCKEYE FARMS INC.	A36-00015	/40.0	36-00015	/	-		
	BUCKEYE FARMS INC.	A36-00016	/40.0	36-00016	/	-		
	BIG BEND IRRIGATION & MINING	CA36-00192	/15.0	-	/	-		
	BUCKEYE FARMS INC.	A36-00017	/40.0	36-00017	/	-		
	ROSHOLT, JOHN A.	A36-00018	/40.0	36-00018	/	-		
	MC CARTY, JOHN			36-02029	/40.0	-		
07S 13E 26 NW NE	BIG BEND IRRIGATION & MINING	CA36-00133	/40.0	36-00133	/	17.0		
	SPRING VALLEY RANCH INC.	A36-00004	/18.3	-	/	-		
	BUCKEYE FARMS INC.	A36-00015	/30.0	36-00015	/	-		
	BUCKEYE FARMS INC.	A36-00016	/30.0	36-00016	/	-		
	BUCKEYE FARMS INC.	A36-00017	/30.0	36-00017	/	-		
	UHLING, TERRY T.	A36-00030	/40.0	-	/	-		
	BIG BEND IRRIGATION & MINING	CA36-00192	/40.0	36-00192	/	-		
	ROSHOLT, JOHN A.	A36-11142	/15.0	-	/	-		
	ROSHOLT, JOHN A.	A36-00018	/30.0	36-00018	/	-		
				(Bridford)				

8
JAN 25 1993

15.5

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ORMSBY LAND & LIVESTOCK CO.
MC CARTY, JOHN

36-00186 /
36-02029 /40.0

07S 13E 26 SW NE

*BIG BEND IRRIGATION & MINING CA36-00133 /30.0
SPRING VALLEY RANCH INC. A36-00004 /18.3
BUCKEYE FARMS INC. A36-00015 /15.0
BUCKEYE FARMS INC. A36-00016 /15.0
BUCKEYE FARMS INC. A36-00017 /15.0
*BIG BEND IRRIGATION & MINING CA36-00192 /30.0
ROSHOLT, JOHN A. A36-11142 /15.0
ROSHOLT, JOHN A. A36-00018 /15.0
UHLING, TERRY T. A36-00030 /40.0
ORMSBY LAND & LIVESTOCK CO.
MC CARTY, JOHN

36-00133 / 34.0
- /
36-00015 /
36-00016 /
36-00017 /
36-00192 /
- /
36-00018 /
- /
36-00186 /
36-02029 /40.0

17

17

07S 13E 26 NW SE

*BIG BEND IRRIGATION & MINING CA36-00133 /19.0
SPRING VALLEY RANCH INC. A36-00004 /18.3
BUCKEYE FARMS INC. A36-00015 /10.0
BUCKEYE FARMS INC. A36-00016 /10.0
BUCKEYE FARMS INC. A36-00017 /10.0
*BIG BEND IRRIGATION & MINING CA36-00192 /19.0
ROSHOLT, JOHN A. A36-07762 /
ROSHOLT, JOHN A. A36-11142 /40.0
ROSHOLT, JOHN A. A36-00018 /10.0
ORMSBY LAND & LIVESTOCK CO.
MC CARTY, JOHN
FLYING TRIANGLE INC.

36-00133 / 38.0
- /
36-00015 /
36-00016 /
36-00017 /
36-00192 /
36-07762 /
- /
36-00018 /
36-00186 /
36-02029 /40.0
L36-07762 /

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07S 13E 26 SW SE

*BIG BEND IRRIGATION & MINING CA36-00133 /40.0
BUCKEYE FARMS INC. A36-00015 /40.0
BUCKEYE FARMS INC. A36-00016 /40.0
BUCKEYE FARMS INC. A36-00017 /40.0
*BIG BEND IRRIGATION & MINING CA36-00192 /40.0
ROSHOLT, JOHN A. A36-00018 /40.0
ORMSBY LAND & LIVESTOCK CO.
MC CARTY, JOHN

36-00133 / 35.0
36-00015 /
36-00016 /
36-00017 /
36-00192 /
36-00018 /
36-00186 /
36-02029 /40.0

7

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07S 13E 26 SE SE

*BIG BEND IRRIGATION & MINING CA36-00133 /27.0
BUCKEYE FARMS INC. A36-00015 /40.0
BUCKEYE FARMS INC. A36-00016 /40.0
BUCKEYE FARMS INC. A36-00017 /40.0
MATHERS, ROBERT L. A36-10147 /
*BIG BEND IRRIGATION & MINING CA36-00192 /27.0
UHLING, TERRY T. A36-11145 /
BUCKEYE FARMS, INC. A36-11146 /
ROSHOLT, JOHN A. A36-00018 /40.0
ORMSBY LAND & LIVESTOCK CO.
MC CARTY, JOHN

36-00133 / 37.0
36-00015 /
36-00016 /
36-00017 /
- /
36-00192 /
- /
- /
36-00018 /
36-00186 /
36-02029 /40.0

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07S 13E 27 NE NE

*BIG BEND IRRIGATION & MINING CA36-00133 /29.0
*BIG BEND IRRIGATION & MINING CA36-02007 /29.0
SAUER, ROY E. A36-10622 /
BIG BEND IRRIGATION & MINING CA36-00192 /29.0
ELLIS, LEROY E. A36-00033C / 8.0
SAUER, ROY E. A36-00033D / 3.0
VEENSTRA, JR., PETE A37-10123 /
KING, MARION E. A36-08158 / 1.0
CLIFFORD, EDNA N.
CLIFFORD, EDNA N.

36-00133 / 41.0
- /
- /
36-00192 /
- /
- /
- /
36-08158 / 0.5 ?
36-00033 /
36-00034 /

18

18

add:

NW NE

7

7

07S 13E 27 SE NE	BIG BEND IRRIGATION & MINING	CA36-00133	/40.0	36-00133	/	37.0	22	22
	BIG BEND IRRIGATION & MINING	CA36-02007	/40.0	-	/	-	-	-
	JONES, GENE L.	A36-00011C	/9.0	-	/	-	-	-
	BIG BEND IRRIGATION & MINING	CA36-00192	/40.0	36-00192	/	-	-	-
	REA, EDNA M.	A36-00033E	/17.0	-	/	-	-	-
	JONES, GENE L.	A37-12518	/	-	/	-	-	-
	CLIFFORD, EDNA N.			36-00033	/	-	-	-
	CLIFFORD, EDNA N.			36-00034	/	-	-	-
	MC CARTY, JOHN			36-02029	/40.0	(GUSTAFSON REA)	-	-

07S 13E 27 SW NE	BIG BEND IRRIGATION & MINING	CA36-00133	/40.0	36-00133	/	42.0	25	25
	BIG BEND IRRIGATION & MINING	CA36-02007	/40.0	36-02007	/	-	-	-
	REA, EDNA M.	A36-10334	/	-	/	-	-	-
	BIG BEND IRRIGATION & MINING	CA36-00192	/40.0	36-00192	/	-	-	-
	REA, EDNA M.	A36-00003A	/13.0	-	/	-	-	-
	NEW INTERNATIONAL MORTGAGE BAN			36-00001	/	-	-	-
	NEW INTERNATIONAL MORTGAGE BAN			36-00002	/	-	-	-
	NEW INTERNATIONAL MORTGAGE BAN			36-00003	/	-	-	-

07S 13E 27 NE SE	BIG BEND IRRIGATION & MINING	CA36-00133	/40.0	36-00133	/	23.0	12	12
	BIG BEND IRRIGATION & MINING	CA36-02007	/40.0	36-02007	/	-	-	-
	BIG BEND IRRIGATION & MINING	CA36-00192	/40.0	36-00192	/	-	-	-
	JONES, GENE L.	A36-00011C	/9.0	-	/	-	-	-
	CLIFFORD, EDNA N.			36-00033	/	-	-	-
	CLIFFORD, EDNA N.			36-00034	/	-	-	-
	MC CARTY, JOHN			36-02029	/40.0	-	-	-

07S 13E 36 NW NW	BIG BEND IRRIGATION & MINING	CA36-00133	/22.0	36-00133	/	31.0	15	15
	BIG BEND IRRIGATION & MINING	CA36-00192	/22.0	36-00192	/	-	-	-
	RAY, LEO E.	A36-07237	/	36-07237	/	-	-	-
	RAY, LEO E.	A36-07865	/	36-07865	/	-	-	-
	RAY, LEO E.	A36-07995	/	36-07995	/	-	-	-
	BEDINGFIELD, J. C.			36-00015	/	-	-	-
	BEDINGFIELD, J. C.			36-00016	/	-	-	-
	MC CARTY, MARY			36-00017	/	-	-	-
	BEDINGFIELD, J. C.			36-00018	/	-	-	-
	ORMSBY, L. L.			36-00170	/	-	-	-
	BIG BEND IRRIGATION & MINING C			36-02007	/	-	-	-
	RAY, LEO			36-08348	/	-	-	-

TOTAL ACRES

A36-00133

879.00

726.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
 IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
YFIELD
EXAMINER
YES

other uses found
 and water licensed
 for other uses...
 irrigation use abandoned in
 some of those cases.

add uses based on claims:
 A36-10064 V. Cook - wildlife storage

add uses based on claims:
 A36-10064 V. Cook - wildlife storage
 S. 22 NENW
 A36-00133A IDFG - wildlife
 7-13 S. 36 NESW
 T85. 19E. S. 01 NWNE(L2) SE SW
 NWSE SWSE

JAN 25 1993

MICROFILMED

PRESUMPTION FLAG: D

REMARKS:

First review with NAPP Photo shows acreage claimed with no apparent irrigation; the field exams completed on surrounding & overlapping acres confirm this discrepancy. The acres recommended are based on the NAPP photo, field exams and conversations with the persons who use the water. Many of the people we spoke with believe their WR is held on Reserve until they put it to use, hence no use has been established.

RECOMMENDATIONS:

TOTAL ACRES:

~~484.0~~ 393.5

REVIEWED BY:

See

DATE:

8-27-90 / 12-12-90

See 8-8-92

3/21/90
MR. ^{Danell} Jensen:
A36-00011A

Spoke to him about this water rights & he mentioned his Big Bend shares - we found none recorded for him. Suggested he contact the Big Bend officials to amend. (2 Ac. = TS. 13E. S. 36 NWSE NW.) as of 12-12-90 His portion is NOT Represented.

Acres have been revised based on the final analysis of all the other rights and uses found through reviews and exams by IDWR staff.

Hubble analysis was based on the above described POU. (see attached sheet)
8-5-92

No Significant overlap was found with other water sources within this system and POU.

See 8-8-92

JAN 25 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY		IRIGATION SEASON - NON SEASON		DIVERSION QUANTITY
	FROM	TO	4-1 to 10-31	N/A	
A36-00133 IRRIGATION	01-01	12-31	4-1 to 10-31	N/A	20.000 CFS
A36-00133 DOMESTIC	01-01	12-31	4-1 to 10-31	11-1 to 3-31	500 CFS
A36-00133 STOCKWATER	01-01	12-31	4-1 to 10-31	11-1 to 3-31	1.200 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED					
4-1 to 10-31					20.000 CFS
11-1 to 3-31					14479.60 AF/A
WILDLIFE DIV WILDLIFE STORAGE					

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-00133 IRRIGATION	FROM TO	20.000 CFS
36-00133 DOMESTIC	FROM TO	20.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		20.000 CFS

PRESUMPTION FLAG: D

split seasons for convergence losses

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)	Y	YES
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)	Y	N
		Y	Y

← other uses are unrecorded.

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() Explain in remarks, below.

REMARKS: Change of Nature of Uses:

Domestic - heat pump @ Callows (SW⁴ NW⁴, Sec. 22)

Domestic - House uses @ Cleave Hays (see conversation memo) NENE S. 22

Stock - Spring Valley Ranch - dairy per Frank Knight <actually feedlot No Dairy> NWSE S. 23
(Fish - Troutman, Ray, = separate licensed filings)

WILDLIFE STOR. J. Cook A36-10064 NENE S. 22

WILDLIFE DIV. IDFG A36-00133A (See POU page)

MICROFILMED
JAN 25 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)AJ TOTAL CLAIMED DIVERSION RATE: 20.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 20.000 CFS*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
YES

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☒) N(☐) IF YES COMPLETE OVERLAP REVIEW.OTHER RIGHTS LISTED IN CLAIM: A36-00192, ~~A36-02007~~

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00133	TUPPER SPRINGS, UPPER	BIG BEND IRRIGATION & MINING C	20.000	0.022	14479.60	16.47
A36-02002	BILLINGSLEY CREEK	COOK , RICHARD L.	0.600	0.006		
A36-00098	BILLINGSLEY CREEK	COOK , RICHARD L.	7.000	0.076		
A36-00099	BILLINGSLEY CREEK	PORTER , BOB	8.000	0.081		
A36-00100	BILLINGSLEY CREEK	PORTER , BOB	1.200	0.012		
A36-00101	BILLINGSLEY CREEK	COOK , RICHARD L.	2.000	0.021		
A36-00141	BILLINGSLEY CREEK	COOK , RICHARD L.	6.000	0.065		
A36-00003G	BILLINGSLEY CREEK	LLOYD , CLEAVE	0.400	0.020		
A36-00077A	BILLINGSLEY CREEK	BURLESON , LINDA	0.100	0.020		
A36-00021A	BILLINGSLEY CREEK	GISLER , BRADLEY	4.000	0.057		
A36-00021B	BILLINGSLEY CREEK	GISLER , HARRY R.	10.400	0.049		
A36-00033B	WEATHERBY SPRINGS	HOSKOVEC , BETTY B.	0.500	0.013		
A36-00034D	BILLINGSLEY CREEK	HOSKOVEC , BETTY B.	0.400	0.010		
A36-00011B	WEATHERBY SPRINGS	LORANGER , GENE E.	0.500	0.027		
A37-12932	BILLINGSLEY CREEK	HAYDEN , CARL E.	0.700	0.087		
A36-00003E	GROUNDWATER	VERNON , EDITH L.	0.200	0.020		
A36-00004	BILLINGSLEY CREEK	SPRING VALLEY RANCH INC.	15.000	0.020		
A36-00015	WEATHERBY SPRINGS	BUCKEYE FARMS INC.	6.500	0.007	3315.00	3.81

MICROFILMED
JAN 25 1993

RIGHT	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00016	WEATHERBY SPRINGS	BUCKEYE FARMS INC.	6.500	0.007	3315.00	3.81
A36-00017	WEATHERBY SPRINGS	BUCKEYE FARMS INC.	6.500	0.007	3315.00	3.81
A36-00018	BILLINGSLEY CREEK	ROSHOLT , JOHN A.	20.000	0.022		
A36-00030	LEN LEWIS SPRING	UHLING , TERRY T.	8.000	0.040		
A36-11142	WEATHERBY SPRINGS	ROSHOLT , JOHN A.	3.040	0.043		
	CURRAN SPRINGS					
A36-00033C	WEATHERBY SPRINGS	ELLIS , LEROY E.	3.000	0.375		
A36-00033D	WEATHERBY SPRINGS	SAUER , ROY E.	0.090	0.030		
A36-08158	GROUNDWATER	KING , MARION E.	0.110	0.110		
A36-00011C	WEATHERBY SPRINGS	JONES , GENE L.	0.500	0.027		
A36-00033E	WEATHERBY SPRINGS	REA , EDNA M.	0.750	0.044		
A36-00003A	BILLINGSLEY CREEK	REA , EDNA M.	1.600	0.123		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-00133	DOMESTIC	BIG BEND IRRIGATION & MINING	CFROM 01-01 TO 12-31	.500 CFS	
A36-00133	STOCKWATER	BIG BEND IRRIGATION & MINING	CFROM 01-01 TO 12-31	1.200 CFS	
A36-07172	STOCKWATER	PORTER , BOB	FROM 01-01 TO 12-31	.020 CFS	
A36-07172	DOMESTIC	PORTER , BOB	FROM 01-01 TO 12-31	.020 CFS	
A36-07172	WILDLIFE	PORTER , BOB	FROM 01-01 TO 12-31	4.000 CFS	
A36-07233	WILDLIFE	PORTER , BOB	FROM 01-01 TO 12-31	9.200 CFS	
A36-11021	DOMESTIC	MILLER , MICHAEL K.	FROM 01-01 TO 12-31	.040 CFS	
A36-10510	WILDLIFE STORAGE	COOK , RICHARD L.	FROM 03-15 TO 11-15		869.00 AF/A
A36-10510	DIVERSION TO STORAGE	COOK , RICHARD L.	FROM 03-15 TO 11-15	1.200 CFS	
A36-08317	WILDLIFE STORAGE	COOK , RICHARD L.	FROM 10-15 TO 03-15		12.00 AF/A
A36-08317	DIVERSION TO STORAGE	COOK , RICHARD L.	FROM 10-15 TO 03-15	3.000 CFS	
A36-10272	DOMESTIC	MADARIETA , FELIX	FROM 01-01 TO 12-31	.040 CFS	
A36-10523	DOMESTIC	PETERSON , ORLAND	FROM 01-01 TO 12-31	.040 CFS	
A36-04142	POWER	LLOYD , CLEAVE	FROM 01-01 TO 12-31	11.000 CFS	
A36-10066	DOMESTIC	BURK , THOMAS H.	FROM 01-01 TO 12-31	.040 CFS	
A36-10536	DOMESTIC	BATES , BARRY B.	FROM 01-01 TO 12-31	.040 CFS	
A36-10537	DOMESTIC	SCHUELER , VIRGINIA F.	FROM 01-01 TO 12-31	.040 CFS	
A36-10062	DOMESTIC	COOK , VAY	FROM 01-01 TO 12-31	.030 CFS	
A36-10063	DOMESTIC	COOK , VAY	FROM 01-01 TO 12-31	.030 CFS	
A36-10064	WILDLIFE	COOK , VAY	FROM 01-01 TO 12-31	.740 CFS	
A36-08318	DIVERSION TO STORAGE	CALLOW , LYLE W.	FROM 10-15 TO 03-15	2.000 CFS	
A36-08318	WILDLIFE STORAGE	CALLOW , LYLE W.	FROM 10-15 TO 03-15		.80 AF/A
A36-10367	DOMESTIC	PETERSEN , BERTHA A.	FROM 01-01 TO 12-31	.040 CFS	
A36-10598	DOMESTIC	SAUL , DONALD V.	FROM 01-01 TO 12-31	.040 CFS	
A36-00021A	STOCKWATER	GISLER , BRADLEY	FROM 01-01 TO 12-31	.050 CFS	
A36-00021B	STOCKWATER	GISLER , HARRY R.	FROM 01-01 TO 12-31	.090 CFS	
A36-10368	DOMESTIC	OSBORN , LARRY D.	FROM 01-01 TO 12-31	.040 CFS	
A36-10468	DOMESTIC	HOSKOVEC , BETTY B.	FROM 01-01 TO 12-31	.080 CFS	
A36-10413	DOMESTIC	BURLESON , EDWARD	FROM 01-01 TO 12-31	.040 CFS	
A36-10423	DOMESTIC	LORANGER , GENE E.	FROM 01-01 TO 12-31	.030 CFS	
A36-10426	DOMESTIC	LORANGER , GENE E.	FROM 01-01 TO 12-31	.020 CFS	
A36-10426	STOCKWATER	LORANGER , GENE E.	FROM 01-01 TO 12-31	.020 CFS	
A37-12932	STOCKWATER	HAYDEN , CARL E.	FROM 01-01 TO 12-31	.040 CFS	
A36-10125	DOMESTIC	VERNON , EDITH L.	FROM 01-01 TO 12-31	.040 CFS	

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A36-10125	STOCKWATER	VERNON , EDITH L.	FROM	01-01	TO 12-31	.020 CFS
A36-00022	DOMESTIC	BIG SPRING WATER USER'S ASSN.	FROM	01-01	TO 12-31	5.860 CFS
A36-00022	FISH PROPAGATION	BIG SPRING WATER USER'S ASSN.	FROM	01-01	TO 12-31	7.000 CFS
A36-00022	STOCKWATER	BIG SPRING WATER USER'S ASSN.	FROM	01-01	TO 12-31	5.860 CFS
A36-11142	STOCKWATER	ROSHOLT , JOHN A.	FROM	01-01	TO 12-31	.140 CFS
A36-00030	STOCKWATER	UHLLING , TERRY T.	FROM	01-01	TO 12-31	.140 CFS
A36-07762	FISH PROPAGATION	ROSHOLT , JOHN A.	FROM	01-01	TO 12-31	15.000 CFS
A36-07762	FISH PROPAGATION	ROSHOLT , JOHN A.	FROM	01-01	TO 12-31	15.000 CFS
A36-10147	DOMESTIC	MATHERS , ROBERT L.	FROM	01-01	TO 12-31	.040 CFS
A36-10147	STOCKWATER	MATHERS , ROBERT L.	FROM	01-01	TO 12-31	.040 CFS
A36-11145	DOMESTIC	UHLLING , TERRY T.	FROM	01-01	TO 12-31	.500 CFS
A36-11145	STOCKWATER	UHLLING , TERRY T.	FROM	01-01	TO 12-31	.500 CFS
A36-11146	DOMESTIC	BUCKEYE FARMS, INC.	FROM	01-01	TO 12-31	.040 CFS
A36-10622	DOMESTIC	SAUER , ROY E.	FROM	01-01	TO 12-31	.060 CFS
A36-10622	STOCKWATER	SAUER , ROY E.	FROM	01-01	TO 12-31	.040 CFS
A37-10123	DOMESTIC	VEENSTRA, JR. , PETE	FROM	01-01	TO 12-31	.040 CFS
A36-08158	STOCKWATER	KING , MARION E.	FROM	07-20	TO 08-30	.020 CFS
A36-08158	DOMESTIC	KING , MARION E.	FROM	01-01	TO 12-31	.060 CFS
A37-12518	DOMESTIC	JONES , GENE L.	FROM	01-01	TO 12-31	.040 CFS
A36-10334	DOMESTIC	REA , EDNA M.	FROM	01-01	TO 12-31	.040 CFS
A36-10334	STOCKWATER	REA , EDNA M.	FROM	01-01	TO 12-31	.040 CFS
A36-00003A	STOCKWATER	REA , EDNA M.	FROM	01-01	TO 12-31	.040 CFS
A36-07237	FISH PROPAGATION	RAY , LEO E.	FROM	01-01	TO 12-31	30.000 CFS
A36-07865	FISH PROPAGATION	RAY , LEO E.	FROM	01-01	TO 12-31	30.000 CFS
A36-07995	COMMERCIAL	RAY , LEO E.	FROM	01-01	TO 12-31	.180 CFS
A36-07995	DOMESTIC	RAY , LEO E.	FROM	01-01	TO 12-31	.020 CFS

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 434 x 0.02 CFS/ACRE = 8.68 CFS
393.5 (Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(X) N() *** **FACT SHEET**

1b. CALCULATIONS

*Hubble analysis
sheets in file*

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 14479.6 AF/A

ACRES 434 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =
393.5 TOTAL CONSUMPTIVE USE 1362 AF/A
1180.5

FIR for all users: 19.0 cfs

*Conveyance loss:
(during irrigation season) 8.42 cfs*

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 14479.60 AF/A

ACRES 434 x DIVERSION VOL. AF/A FOR AREA 4.0 =
TOTAL DIVERSION VOLUME 1736 AF/A

TOTAL: 27.42 cfs

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: →

SEE ATTACHED SHEET? Y() N(X)

- ① 2 Houses on Domestic use = 0.06 cfs
- ② STOCK @ 1000 Head general = 0.23 cfs
- ③ Welder (No Dairy Stock found) = 0.23 cfs
- ④ Diversion Wildlife (2.5 AF) as found by Eam.
- (1.6) + (0.12) = 1.72 cfs

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

See Quitclaim DEED - ENTRY NO. 5 ATTACHED:

- According to the proportional rate given in this Document = 0.021 cfs/Ac.*
- According to the actual claim submitted the proportional rate = 0.022 cfs/Ac.*

*Based on this information and the additional licensing of
the change in Nature of uses for Fish & Wildlife & Power*

~~Recommended to IDWR Standards 0.02 cfs/Ac. (12-12-90 sec)~~

Recommend based on Hubble Analysis of all users found in operation & use.

(per acre Rates vary from 0.02 cfs/Acre to 0.10 cfs/Acre)

average rate = 0.048 cfs/Acre

See 8-8-92

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** Combined uses for 133 + 192 **

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

*133
+ 192*
IRRIGATION
STOCK WATER
DOMESTIC
WILDLIFE

4-1 10-31
3-15 11-15
4-1 10-31
4-1 10-31
4-1 10-31

DATABASE EXAMINER
8.68 27.42
0.23
0.06
1.60
8.68

DATABASE EXAMINER
1736
N/A

1736

DATABASE EXAMINER
1302

1302

1180.5

TOTAL FOR THIS RIGHT

REVIEWED BY: JCC

DATE: 12-12-90

same used
WILDLIFE
WILDLIFE STOR

4-1 10-31
1-1 12-31

0.12

2.5

2.5

1180.5

*133
only*
DOMESTIC
STOCK
WILD LIFE
WILD LIFE DIV

(NON-IRRIGATION)
17-1 3-31

TOTAL 29.43 cfs
 $(0.22) + 0.06 = 0.28$
 $(0.80) + 0.23 = 1.03$
 $(0.14) + 1.60 = 1.74$
 $(5.12) + 0.74 = 5.86$
6.28 + 2.63 = 8.91 cfs

TOTAL
NON-IRR

NON IRRIGATION CONVEYANCE
(See attached page)

DIV. RATE
FOR USES FOUND

Combined Rate w/ 192
842 conveyance from 36-00192
during irrigation

See code sheet
for Remarks &
conveyance limits

36-00133 can supply all
The non irrigation needs
No winter use found for ~~133~~
36-00192

See 8-8-92

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
(X)
()
()

NEEDS
REVIEW
()
(X)
()

Legal Review

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-00133

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
20.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-00133	20.000	-		36-00133	20.000
TOTAL CFS		20.000				20.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

OK

REMARKS:

AUTHENTICATION:

SIGNATURE: *Steve Cook*

DATE: 12-12-90

NAME OF FIELD EXAMINER: _____ TITLE: _____

MARK AND CONDITION CODE WORKSHEET

SYSTEM CLAIM NUMBERS

R36-00133

R-36 00192

AGENT

INITIALS

See

DATE

8-8-92

CLAIM NO.
OR ENTRY
ORDER

REMARK
CODE

ENTRY DATA

CONDITION
CODE

STAGE
OR
STATUS

PRESUMPTION
CODE

133/192

F01

BIG BEND DITCH

C05

C04

133/192

D03

8.42 cfs / 36-00192

133

D02(b)

6.28 cfs (Now irrigation)

133/192

E09

36-00192

29.43 cfs

1180.5

393.5 Acres

133/192 not used

~~SMR~~

~~18.00~~ 21.01 cfs

D05

~~STORAGE~~ Volume 2.5 AF

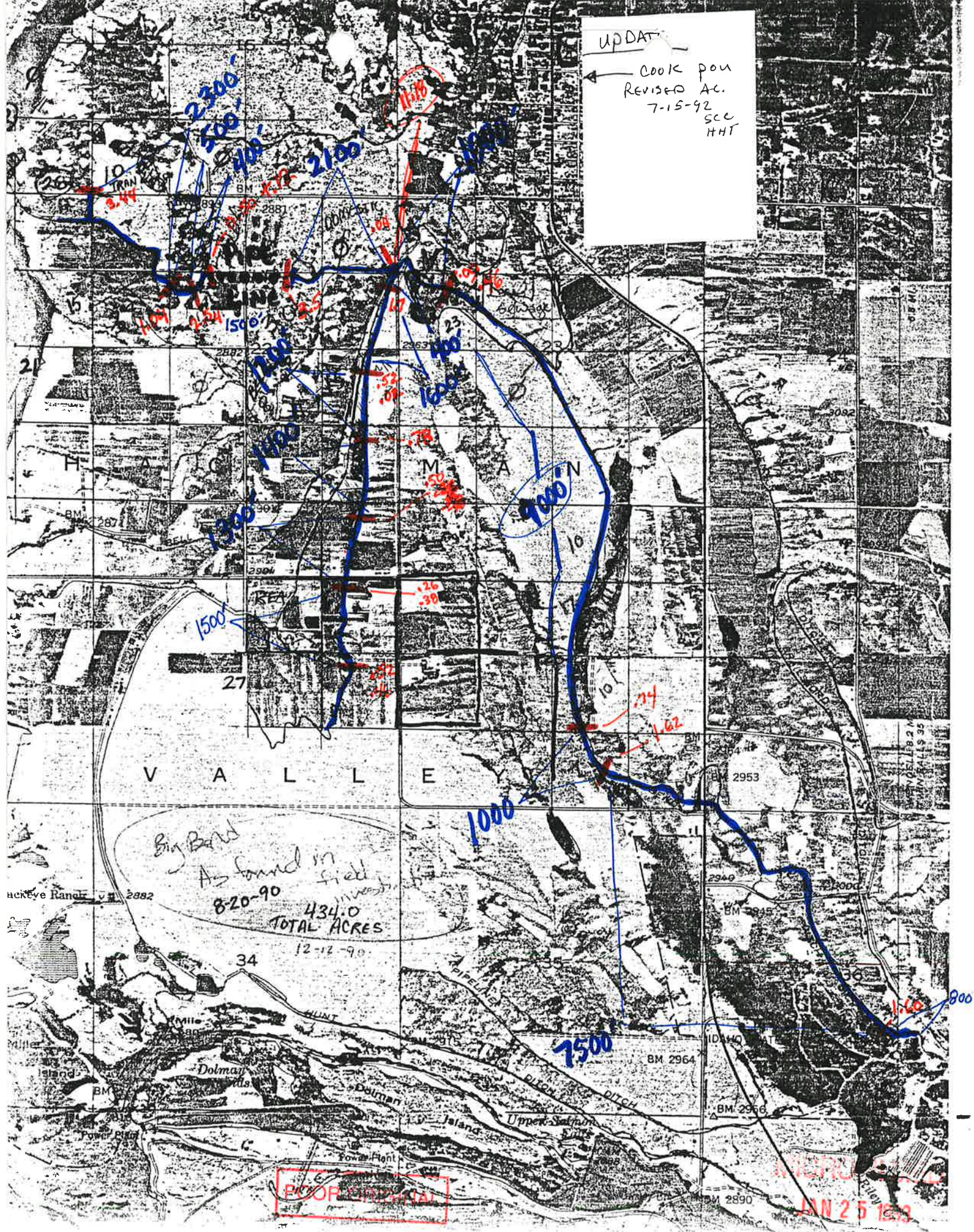
Dist 36A

Remarks Revised to allow greater flexibility in Delivery and use of these Rights.

See/ADM
8-8-92

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JAN 25 1993

COOK POW
REVISED AC.
7-15-92
SEE
HHT



CONVEYANCE LOSS - WORSTELL

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	800	12.0	2.00	0.24	1.60	2.72	0.0892	0.14	9.00
2	8500	12.0	2.00	2.58	0.12	1.12	2.3010	0.29	7.15
3	6000	12.0	2.00	1.82	0.12	1.00	1.8192	0.51	4.46
4	4000	12.0	2.00	1.21	0.04	0.88	1.3781	0.22	2.52
5	2100	8.0	2.00	0.42	0.84	0.84	0.5053	5.12	1.26
6				0.00		0.00	0.0000	0.00	-0.00
7				0.00		0.00	0.0000	0.00	-0.00
8				0.00		0.00	0.0000	0.00	-0.00
9				0.00		0.00	0.0000	0.00	-0.00
10				0.00		0.00	0.0000	0.00	-0.00
11				0.00		0.00	0.0000	0.00	-0.00
12				0.00		0.00	0.0000	0.00	-0.00
13				0.00		0.00	0.0000	0.00	-0.00
14				0.00		0.00	0.0000	0.00	-0.00
15				0.00		0.00	0.0000	0.00	-0.00
16				0.00		0.00	0.0000	0.00	-0.00
17				0.00		0.00	0.0000	0.00	-0.00
18				0.00		0.00	0.0000	0.00	-0.00
19				0.00		0.00	0.0000	0.00	-0.00
20				0.00		0.00	0.0000	0.00	-0.00
TOTALS	21400			6.28	2.72			6.28	

——— IDFG WILDLIFE
 ——— STOCK
 ——— STOCK
 ——— DOMESTIC
 ——— WILDLIFE/COOK
 STOCK

BIG BEND

NON-IRRIGATION
SEASON

CONVEYANCE
LOSS

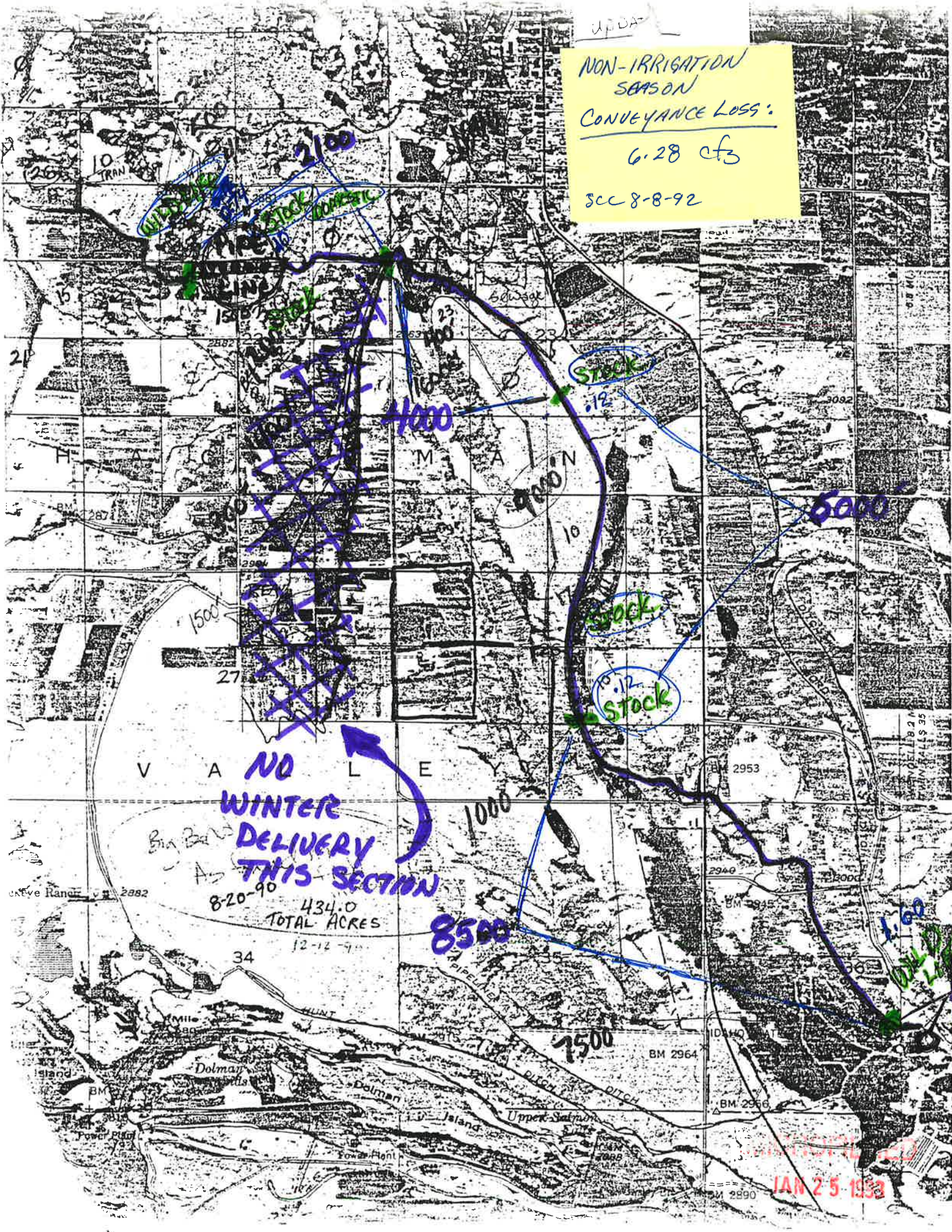
8-8-92
SC

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH
 FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

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W.P.D.A.
NON-IRRIGATION
SEASON
CONVEYANCE LOSS:
6.28 cfs

SCC 8-8-92

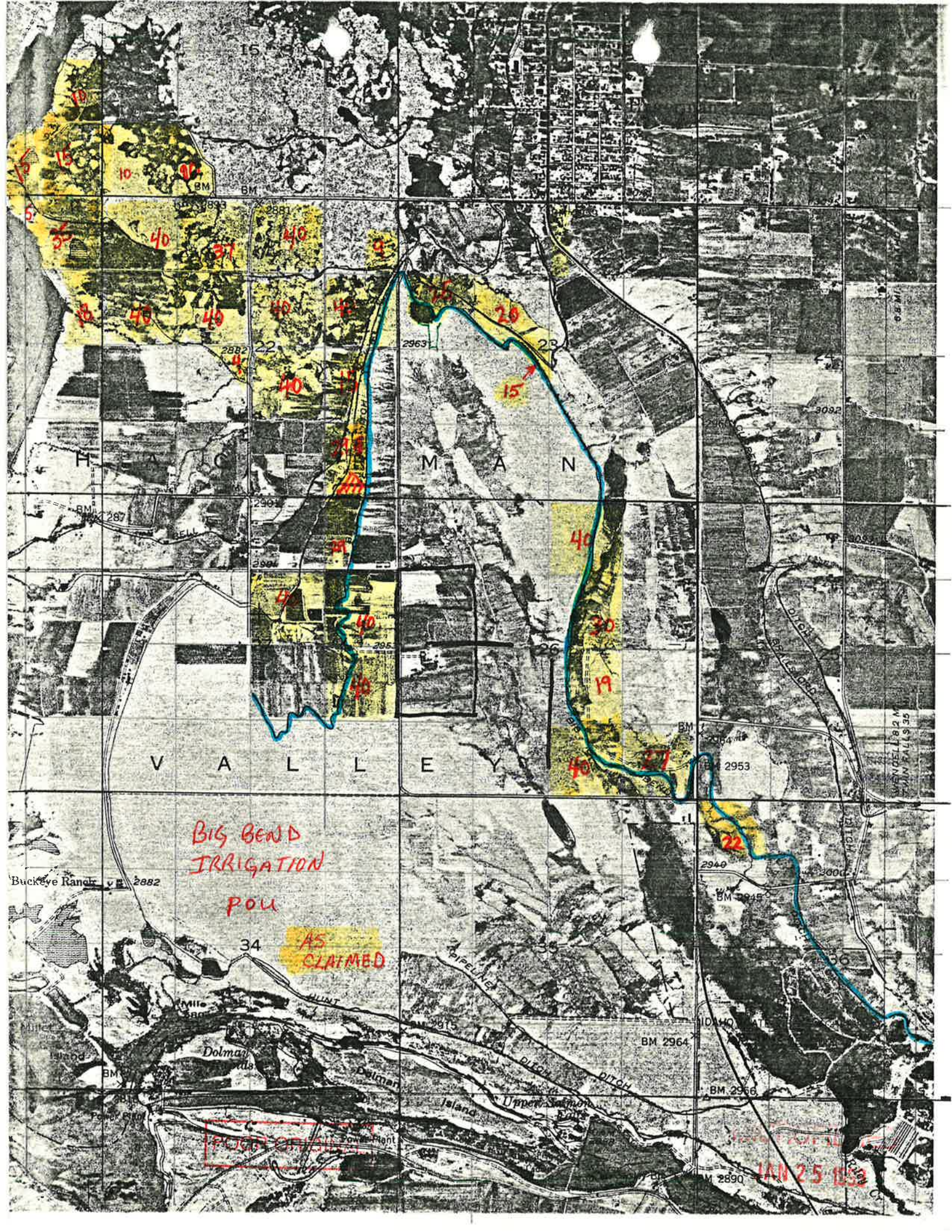


NO
WINTER
DELIVERY
THIS SECTION

8-20-90
434.0
TOTAL ACRES
12-14-90

8500

JAN 25 1993



BIG BEND
IRRIGATION

POU

AS
CLAIMED

PLOT OF LAND

JAN 25 1953



BIG BEND
IRRIGATION

POU

**X = DECREE
POU**

AS
CLAIMED

Buckeye Ranch 2882

34

Willie

Dolman

BM 2964

BM 2966

BM 2890

JAN 25 1964

UPD

COOK POU
REVISED AC.
7-15-92
SEE
HHT

Big Bird
As found in
field investigation
8-20-90
434.0
TOTAL ACRES

12-12-90
Revised Acres
393.5

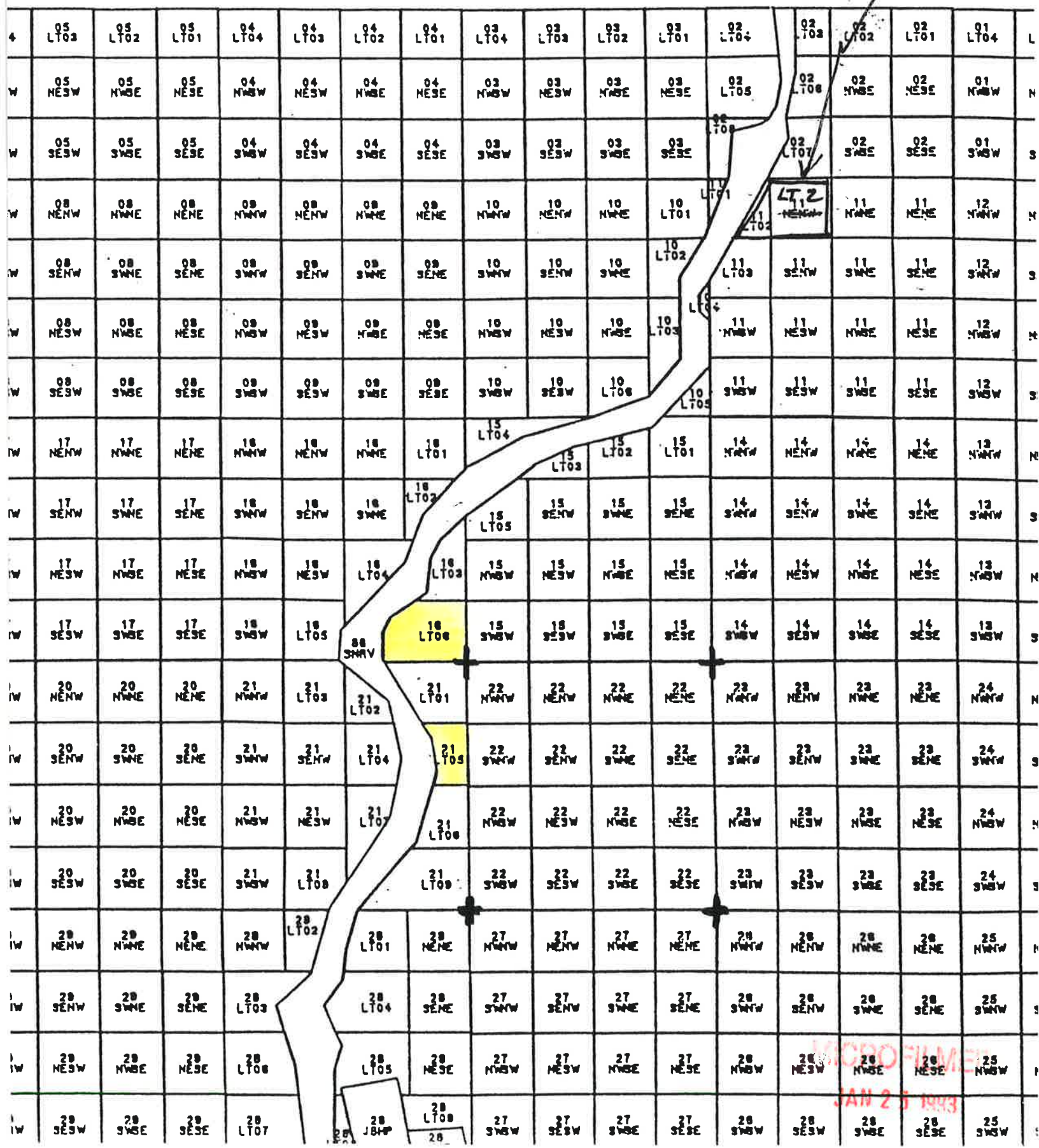
8-7-92
SEE

POOR ORIGINAL

MAILED
JAN 25 1993

C7S13E

ALL GOV
Per CAR
AS OF
NEW PAGE
SENT



A36-00133

BIG BEND

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JAN 25 1993



← PIPELINE
FLOW



DIVERSION @ END OF
PIPELINE

1-23-92

PHOTOS BY STEVE CLELLAND



NOTE VELOCITY DIFFERENCE
WHEN COMPARED TO
WINTER FLOWS



A36-00133
BIG BEND
DITCH

Domestic
USE TO LLOYD

PHOTOS TAKEN
8-30-90
STEVE CLELLAND



BIG BEND DITCH

A36-00133

T75 R13E S22

→ FLOW OF
BIG BEND DITCH
THRU PIPELINE

- SENW
OF IRRIGATION
IRRIGATION



AND
ID

VIEW WEST - NWNW
ENTIRE AREA NOT IRRIGATED - USE CONVERTED TO
WILD LIFE HABITAT PONDS.

A36-00133
BIG BEND DITCH



JAN 23 1990 VIEW SOUTH - NWNE



VIEW WEST - NENW

T7S R13E S22
NON-IRRIGATION POOL



VIEW NE - SWNE



VIEW EAST - NWSE

ALL PHOTOS BY STEVE CLELLAND

8-30-90

BELL DITCH



A36-00133
BIG BEND DITCH

WEST
VIEW

AREA OF NON-IRRIGATION USE
T7S R13E S.22
SENE

PHOTO BY
STEVE CLELLAND
8-30-91



T7S R13E
S.2
SESE

IN FIELD
USE METHODS
QUESTION THE
BENEFICIAL USE
OF ADDITIONAL
WATER DIVERTED.

PHOTO BY STEVE CLELLAND
8-20-91

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JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director



7S. 13E,
S. 26
S 1/4 SE
View North



WILDLIFE
POND
OR
DRAIN

7S. 13E.
S. 35
NE NE
View SW

Delivery ditch
of BBI water
to Buckeye
drains to Pond.
NON-IRRIGATION

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JAN 25 1993



A36-00133
BIG BEND DITCH
T7S R13E S22

BIG BEND
FLUME

from this point

VIEW NW - NENE
SHOWS AREAS OF NON-IRRIGATION

THIS PHOTO
TAKEN
FROM
THIS
POINT

THIS PHOTO TAKEN



VIEW SOUTH - NENE
SHOWS NON IRRIGATION

JAN 25 1993

UNCLASSIFIED

PHOTOS TAKEN BY
STEVE CLELLAND
8-30-90

WINTER FLOWS IN E, BEND DITCH

@ DIVERSION ABOVE CLEAVE LLOYDS POWER PLANT.



A36-00133

←
SOME WATER
FLOWING OVER
TO POWER
DIVERSION



↑
THIS DITCH WAS DRY EXCEPT FOR
SOME MINOR LEAKS.
NO USES POSSIBLE.

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PHOTOS TAKEN BY STEVE CLELLAND 2-13-90

JAN 25 1993

CONVERSATION MEMORANDUM

NAME OF PARTY Cleave Lloyd
 EMPLOYEE: STEVE CLELLAND SCC

DATE 10-17-90
 FILE A36-000036
A36-00133

RE: _____

He says he uses Buckeye ditch water and Big Bend water to irrigate lawn, garden, trees and shop area uses like washing out trucks. These rights are combined when used. a separate Diversion exists for Domestic uses from the Big Bend Ditch. The diversion is near the power diversion and a small pipe runs alongside the open chute parallel to the power pipe supply. Supplies all water except for Drinking water which is hauled in from the City Water supply.

Cleave estimated his irrigation (actual irrigation use) to be about 10 ACRES. Water is run in between the rock piles to grow grasses.

CONVERSATION MEMORANDUM

NAME OF PARTY Virginia Troutner
EMPLOYEE: STEVE J. CLELLANDDATE 3-4-91
FILE A36-00133RE: BIG BEND IRRIGATION CLAIMS

She called asking if Mr. Troutner's claims were in order. The Big Bend Co. sent her a letter stating that ~~although~~ the BB Co. had filed a couple years ago but do to the changes that have occurred "It is up to the individual to make this change." I told her that is not correct, only the BB Co. can amend their claims.

We discussed the adjudication process at length. It seems the only claim filed by Mr. Troutner was for Domestic. The only other Water Right on file was an application for permit for Wildlife & Recreation uses; 36-08377.

Since BB Co. only claimed for irrigation uses and there are no irrigation uses on the Troutner property I made recommendations for 'no use.' I told her this and said she may ask BB Co. to amend their claim to change this use to the Wild life uses. The recommendation will remain the same. I suggested they wait for the Director's Report for any further efforts on their part.

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JAN 25 1993

DRAFT
COPY

Entry No. 5

E. H. Purdy and W. H. Clifford

-to-

Big Bend Irrigation and Mining
Co.

QUITCLAIM DEED.

Dated, March 18, 1907

Recorded, June 30, 1908, 1 PM

Book 9 Deeds Page 90 Lincoln Co.

Book D Deeds Page 354 Gooding Co.

Consideration \$1.00 & Other

The first parties hereto, in consideration of \$1.00 and other valuable considerations, does hereby remise, release and quitclaim unto the second party hereto, the following ditch and water rights in Lincoln, Lincoln County, Idaho:

All water rights appertaining to State Permit #580 containing Twenty Cubic Feet per second, Approved by State Engineer Dec. 17, 1903 and Recorder in Book 21 page 388.

Together with the tenements, hereditaments and appurtenances thereunto belonging, and the reversions, remainders, rents, issues and profits thereof.

Acknowledged: March 18, 1907, by E. H. Purdy and W. H. Clifford, before P. E. DuSault, Notary Public, Lincoln County, Idaho (N.P. Seal)

Entry No. 6

E. H. Purdy et al

-to-

The State of Idaho.

APPLICATION FOR PERMIT. No. 580

Dated - -

Recorded, January 29, 1909, 10 AM

Book 1 Water Rights Page 261

Lincoln Co.

Book A Water Rights Page 431

Gooding Co.

Application shows applicants claimed 20 cubic feet per second from Thompson or Tucker Springs, with point of diversion, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, Tp 7 S. R. 13 E.B.M. to be used on 950 acres, as follows: $= 0.021 \text{ cfs/Ac.}$
E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 21, Tp 7 S R 13 E.B.M.
(and other lands)

19 second feet to be used for irrigation and 1 second feet for placer mining. $= 0.02 \text{ cfs/Ac.}$

APPROVAL of above permit, No. 388, received Dec. 17, 1903, 9 A.M. given by Wayne Darlington, State Engineer, State of Idaho.

Recorded State Engineers office, book 2, page 388.

(Foregoing instrument also of record in Book A Miscellaneous Page 580, Gooding County records)

as claimed rate $\frac{20 \text{ cfs}}{879 \text{ Ac.}} = 0.022 \text{ cfs/Ac.}$

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JAN 25 1993

Steve

59-6407

5/22/91

Leo Ray phoned about the use of (Irrig. Water) for use in a swamp at his fish farm. where he consumes water in his waste treatment from the fish facility.

He wants to know what he needs to do. Apparently he knows you probably will not recommend the use as irrigation but he wants to know what he should do. He said he has 20 shares in the Big Red Ditch

A36-00133

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JAN 25 1993

Copy given
to Cleave Lloyd
12-27-90 see

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00133	TUPPER SPRINGS, UPPER	BIG BEND IRRIGATION & MINING C	20.000	0.022	14479.60	16.47
A36-02002	BILLINGSLEY CREEK	COOK , RICHARD L.	0.600	0.006		
A36-00098	BILLINGSLEY CREEK	COOK , RICHARD L.	7.000	0.076		
A36-00099	BILLINGSLEY CREEK	PORTER , BOB	8.000	0.081		
A36-00100	BILLINGSLEY CREEK	PORTER , BOB	1.200	0.012		
A36-00101	BILLINGSLEY CREEK	COOK , RICHARD L.	2.000	0.021		
A36-00141	BILLINGSLEY CREEK	COOK , RICHARD L.	6.000	0.065		
A36-00003G	BILLINGSLEY CREEK	LLOYD , CLEAVE	0.400	0.020		
A36-00077A	BILLINGSLEY CREEK	BURLESON , LINDA	0.100	0.020		
A36-00021A	BILLINGSLEY CREEK	GISLER , BRADLEY	4.000	0.057		
A36-00021B	BILLINGSLEY CREEK	GISLER , HARRY R.	10.400	0.049		
A36-00033B	WEATHERBY SPRINGS	HOSKOVEC , BETTY B.	0.500	0.013		
A36-00034D	BILLINGSLEY CREEK	HOSKOVEC , BETTY B.	0.400	0.010		
A36-00011B	WEATHERBY SPRINGS	LORANGER , GENE E.	0.500	0.027		
A37-12932	BILLINGSLEY CREEK	HAYDEN , CARL E.	0.700	0.087		
A36-00003E	GROUNDWATER	VERNON , EDITH L.	0.200	0.020		
A36-00004	BILLINGSLEY CREEK	SPRING VALLEY RANCH INC.	15.000	0.020		
A36-00015	WEATHERBY SPRINGS	BUCKEYE FARMS INC.	6.500	0.007	3315.00	3.81

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UNRECORDED

RIGHT	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00016	WEATHERBY SPRINGS	BUCKEYE FARMS INC.	6.500	0.007	3315.00	3.81
A36-00017	WEATHERBY SPRINGS	BUCKEYE FARMS INC.	6.500	0.007	3315.00	3.81
A36-00018	BILLINGSLEY CREEK	ROSHOLT , JOHN A.	20.000	0.022		
A36-00030	LEN LEWIS SPRING	UHLING , TERRY T.	8.000	0.040		
A36-11142	WEATHERBY SPRINGS	ROSHOLT , JOHN A.	3.040	0.043		
	CURRAN SPRINGS					
A36-00033C	WEATHERBY SPRINGS	ELLIS , LEROY E.	3.000	0.375		
A36-00033D	WEATHERBY SPRINGS	SAUER , ROY E.	0.090	0.030		
A36-08158	GROUNDWATER	KING , MARION E.	0.110	0.110		
A36-00011C	WEATHERBY SPRINGS	JONES , GENE L.	0.500	0.027		
A36-00033E	WEATHERBY SPRINGS	REA , EDNA M.	0.750	0.044		
A36-00003A	BILLINGSLEY CREEK	REA , EDNA M.	1.600	0.123		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-00133	DOMESTIC	BIG BEND IRRIGATION & MINING	CFROM 01-01 TO 12-31	.500 CFS	
A36-00133	STOCKWATER	BIG BEND IRRIGATION & MINING	CFROM 01-01 TO 12-31	1.200 CFS	
A36-07172	STOCKWATER	PORTER , BOB	FROM 01-01 TO 12-31	.020 CFS	
A36-07172	DOMESTIC	PORTER , BOB	FROM 01-01 TO 12-31	.020 CFS	
A36-07172	WILDLIFE	PORTER , BOB	FROM 01-01 TO 12-31	4.000 CFS	
A36-07233	WILDLIFE	PORTER , BOB	FROM 01-01 TO 12-31	9.200 CFS	
A36-11021	DOMESTIC	MILLER , MICHAEL K.	FROM 01-01 TO 12-31	.040 CFS	
A36-10510	WILDLIFE STORAGE	COOK , RICHARD L.	FROM 03-15 TO 11-15		869.00 AF/A
A36-10510	DIVERSION TO STORAGE	COOK , RICHARD L.	FROM 03-15 TO 11-15	1.200 CFS	
A36-08317	WILDLIFE STORAGE	COOK , RICHARD L.	FROM 10-15 TO 03-15		12.00 AF/A
A36-08317	DIVERSION TO STORAGE	COOK , RICHARD L.	FROM 10-15 TO 03-15	3.000 CFS	
A36-10272	DOMESTIC	MADARIETA , FELIX	FROM 01-01 TO 12-31	.040 CFS	
A36-10523	DOMESTIC	PETERSON , ORLAND	FROM 01-01 TO 12-31	.040 CFS	
A36-04142	POWER	LLOYD , CLEAVE	FROM 01-01 TO 12-31	11.000 CFS	
A36-10066	DOMESTIC	BURK , THOMAS H.	FROM 01-01 TO 12-31	.040 CFS	
A36-10536	DOMESTIC	BATES , BARRY B.	FROM 01-01 TO 12-31	.040 CFS	
A36-10537	DOMESTIC	SCHUELER , VIRGINIA F.	FROM 01-01 TO 12-31	.040 CFS	
A36-10062	DOMESTIC	COOK , VAY	FROM 01-01 TO 12-31	.030 CFS	
A36-10063	DOMESTIC	COOK , VAY	FROM 01-01 TO 12-31	.030 CFS	
A36-10064	WILDLIFE	COOK , VAY	FROM 01-01 TO 12-31	.740 CFS	
A36-08318	DIVERSION TO STORAGE	CALLOW , LYLE W.	FROM 10-15 TO 03-15	2.000 CFS	
A36-08318	WILDLIFE STORAGE	CALLOW , LYLE W.	FROM 10-15 TO 03-15		.80 AF/A
A36-10367	DOMESTIC	PETERSEN , BERTHA A.	FROM 01-01 TO 12-31	.040 CFS	
A36-10598	DOMESTIC	SAUL , DONALD V.	FROM 01-01 TO 12-31	.040 CFS	
A36-00021A	STOCKWATER	GISLER , BRADLEY	FROM 01-01 TO 12-31	.050 CFS	
A36-00021B	STOCKWATER	GISLER , HARRY R.	FROM 01-01 TO 12-31	.090 CFS	
A36-10368	DOMESTIC	OSBORN , LARRY D.	FROM 01-01 TO 12-31	.040 CFS	
A36-10468	DOMESTIC	HOSKOVEC , BETTY B.	FROM 01-01 TO 12-31	.080 CFS	
A36-10413	DOMESTIC	BURLESON , EDWARD	FROM 01-01 TO 12-31	.040 CFS	
A36-10423	DOMESTIC	LORANGER , GENE E.	FROM 01-01 TO 12-31	.030 CFS	
A36-10426	DOMESTIC	LORANGER , GENE E.	FROM 01-01 TO 12-31	.020 CFS	
A36-10426	STOCKWATER	LORANGER , GENE E.	FROM 01-01 TO 12-31	.020 CFS	
A37-12932	STOCKWATER	HAYDEN , CARL E.	FROM 01-01 TO 12-31	.040 CFS	
A36-10125	DOMESTIC	VERNON , EDITH L.	FROM 01-01 TO 12-31	.040 CFS	

JAN 25 1993

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A36-10125	STOCKWATER	VERNON , EDITH L.	FROM	01-01	TO	12-31	.020 CFS
A36-00022	DOMESTIC	BIG SPRING WATER USER'S ASSN.	FROM	01-01	TO	12-31	5.860 CFS
A36-00022	FISH PROPAGATION	BIG SPRING WATER USER'S ASSN.	FROM	01-01	TO	12-31	7.000 CFS
A36-00022	STOCKWATER	BIG SPRING WATER USER'S ASSN.	FROM	01-01	TO	12-31	5.860 CFS
A36-11142	STOCKWATER	ROSHOLT , JOHN A.	FROM	01-01	TO	12-31	.140 CFS
A36-00030	STOCKWATER	UHLING , TERRY T.	FROM	01-01	TO	12-31	.140 CFS
A36-07762	FISH PROPAGATION	ROSHOLT , JOHN A.	FROM	01-01	TO	12-31	15.000 CFS
A36-07762	FISH PROPAGATION	ROSHOLT , JOHN A.	FROM	01-01	TO	12-31	15.000 CFS
A36-10147	DOMESTIC	MATHERS , ROBERT L.	FROM	01-01	TO	12-31	.040 CFS
A36-10147	STOCKWATER	MATHERS , ROBERT L.	FROM	01-01	TO	12-31	.040 CFS
A36-11145	DOMESTIC	UHLING , TERRY T.	FROM	01-01	TO	12-31	.500 CFS
A36-11145	STOCKWATER	UHLING , TERRY T.	FROM	01-01	TO	12-31	.500 CFS
A36-11146	DOMESTIC	BUCKEYE FARMS, INC.	FROM	01-01	TO	12-31	.040 CFS
A36-10622	DOMESTIC	SAUER , ROY E.	FROM	01-01	TO	12-31	.060 CFS
A36-10622	STOCKWATER	SAUER , ROY E.	FROM	01-01	TO	12-31	.040 CFS
A37-10123	DOMESTIC	VEENSTRA, JR. , PETE	FROM	01-01	TO	12-31	.040 CFS
A36-08158	STOCKWATER	KING , MARION E.	FROM	07-20	TO	08-30	.020 CFS
A36-08158	DOMESTIC	KING , MARION E.	FROM	01-01	TO	12-31	.060 CFS
A37-12518	DOMESTIC	JONES , GENE L.	FROM	01-01	TO	12-31	.040 CFS
A36-10334	DOMESTIC	REA , EDNA M.	FROM	01-01	TO	12-31	.040 CFS
A36-10334	STOCKWATER	REA , EDNA M.	FROM	01-01	TO	12-31	.040 CFS
A36-00003A	STOCKWATER	REA , EDNA M.	FROM	01-01	TO	12-31	.040 CFS
A36-07237	FISH PROPAGATION	RAY , LEO E.	FROM	01-01	TO	12-31	30.000 CFS
A36-07865	FISH PROPAGATION	RAY , LEO E.	FROM	01-01	TO	12-31	30.000 CFS
A36-07995	COMMERCIAL	RAY , LEO E.	FROM	01-01	TO	12-31	.180 CFS
A36-07995	DOMESTIC	RAY , LEO E.	FROM	01-01	TO	12-31	.020 CFS

JAN 25 1993

UNRECORDED

CONVEYANCE LOSS - WORSTELL

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	800	12.0	2.00	0.24	1.60	20.83	0.0116	0.02	28.18
2	7500	12.0	2.00	2.27	1.62	19.23	0.1182	0.21	26.33
3	1000	12.0	2.00	0.30	0.74	17.61	0.0172	0.11	22.44
4	9000	12.0	2.00	2.73	0.55	16.87	0.1618	0.17	21.40
5	1000	12.0	2.00	0.30	11.18	16.32	0.0186	3.66	18.12
6	400	8.0	2.00	0.08	1.70	5.14	0.0157	0.58	6.64
7	1600	8.0	2.00	0.32	0.54	3.44	0.0940	0.24	4.85
8	1200	8.0	2.00	0.24	0.78	2.90	0.0836	0.41	3.99
9	1400	8.0	2.00	0.28	0.50	2.12	0.1335	0.33	2.97
10	1300	8.0	2.00	0.26	0.64	1.62	0.1622	0.52	2.19
11	1500	8.0	2.00	0.30	0.98	0.98	0.3094	1.10	1.28
12				0.00		-0.00	0.0000	0.00	0.00
13				0.00		-0.00	0.0000	0.00	0.00
14				0.00		-0.00	0.0000	0.00	0.00
15				0.00		-0.00	0.0000	0.00	0.00
16				0.00		-0.00	0.0000	0.00	0.00
17				0.00		-0.00	0.0000	0.00	0.00
18				0.00		-0.00	0.0000	0.00	0.00
19				0.00		-0.00	0.0000	0.00	0.00
20				0.00		-0.00	0.0000	0.00	0.00
TOTALS	26700			7.35	20.83			7.35	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH
 FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

Big Bend

A36-00133

Total 7.35
 1.07
 8.42 cfs

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 JAN 25 1993

CONVEYANCE LOSS - WORSTELL

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	2100	8.0	2.00	0.42	4.12	11.14	0.0381	0.16	12.21
2	400	8.0	2.00	0.08	2.54	7.02	0.0115	0.13	7.67
3	500	8.0	2.00	0.10	1.04	4.48	0.0226	0.08	5.05
4	2300	8.0	2.00	0.46	3.44	3.44	0.1351	0.71	3.90
5	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
6	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
7	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
8				0.00		0.00	0.0000	0.00	0.00
9				0.00		0.00	0.0000	0.00	0.00
10				0.00		0.00	0.0000	0.00	0.00
11				0.00		0.00	0.0000	0.00	0.00
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	5300			1.07	11.14			1.07	

Big Bend

A36-00133

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH
 FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

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JAN 25 1983

RECOMMENDATION SUMMARY FOR: 8-5-92

Big Bend Irrigation Company Analysis
based upon soil type and irrigation methods.

SYSTEM	FURROW		WILD FLOODING		RATE PER ACRE
	RATE	ACRES	RATE	ACRES	
COOK 1			3.44	38	0.0905
VAN COOK 2			.50	5	0.10
BROWN/SAUL UNKNOWN 3			2.54	27	0.094
HAYDEN 4			3.50	36	0.097
VERNON 5	0.09	3			0.02
LORRINGER 6	0.52	26			0.02
MULLER 7			0.78	8	0.0975
REA 8	A=0.08	4	B=0.18	2	A=0.02 B=0.09
GUSTAFSON 9	0.54	27			0.02
BRAILS FORD 10	0.74	37			0.02
BUCKEYE RA. 11			1.62	17	0.095
MADRIETA 12			1.70	25	0.068
SUB TOTAL	1.97	97	14.26	158	

ACRES IRRIGATED VIA SPRINKLER SYSTEM:

138.5 ACRES @ 0.02 CFS/ACRE = 2.77 CFS.

<u>RECOMMENDATION</u>	<u>RATE</u>	<u>ACRES</u>
FURROW IRRIGATION	1.97 CFS	97
WILD FLOODING	14.26 CFS	158
SPRINKLER	2.77 CFS	138.5
TOTAL	<u>19.00 CFS</u>	<u>393.5 ACRES</u>

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JAN 25 1993

8-5-92

Big Bend P/U analysis based upon soil type and irrigation methods.

	JSK	394	SPRINKLER	SJK	FAB	EPC	KEC	KOC	CHB ⁵ KBC	
SYSTEM 1 COOK	(2) 26 10									
		SYSTEM 2 VEY COOK								
		(5)								
		(4)*	SYSTEM 4 Hayden							
			15							
SYSTEM 3 ?	(14)	(13)	37							
madrina System 12	(25)	(30)	20	System 5 Vernon (3)	SYSTEM 6 LORRINGER (11)* (15)	System 7 Muller (8)*				
		(2)	.5							
			7							
			18							
			19							
			22							
							System 8 REA (6)*	System 10 Brailford (10) (17) (10)		
							System 9 Gufotizian (15)* (12)		System 11 Buckeye Ranch (7)* (10)	
										TOTAL
	77	54	138.5	3	26	8	33	37	17	393.5

⬡ = acres irrigated furrow/corrugated
open = Wild flooding (Boarden analysis)

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IRRIGATION ANALYSIS WORKSHEET

 CLAIM NO. Big Bend Irrigation
 DATE _____
 AGENT KKC

 CLAIMANT/SYSTEM DESCRIPTION System 1 Cook
 IRRIGATION SYSTEM ----- Flood
 ANALYSIS METHOD ----- BORDER / FURROW
 TYPE OF CROP ----- Pasture
 MAXIMUM PROFILE DEPTH ----- 18" per soil analysis data INCHES

SOIL TYPE	<u>JSK</u>	_____	_____	_____	_____	_____	SYSTEM TOTAL
ACRES PER TYPE	<u>38</u>	_____	_____	_____	_____	_____	<u>38</u> ACRES
SOIL PROFILE WHC	<u>2.69</u>	_____	_____	_____	_____	_____	
DESIGN IRR " WHC	<u>1.34</u>	_____	_____	_____	_____	_____	
INTAKE FAMILY	<u>1.5</u>	_____	_____	_____	_____	_____	

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-B

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- .25 IN/DAY

THEORETICAL ROTATION:

1.34 DESIGN IRR / .25 CROP REQ = 5.36 ^{~ 6} DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS _____ = _____ DAYS

DESCRIPTION OF FIELD:

 AVERAGE LENGTH RUN ----- Based upon Haggman Valley Ave 450
 TOTAL WIDTH OF FIELD ----- 3678
 CHECK 450 L * 3678 W / 43,560 = 38 ACRES
 % SLOPE ----- .02

SET TIME:

 24 HOUR/DAY / 8 SET HOURS/DAY ----- TIME FACTOR 3

BORDER WIDTH:

3678 WIDTH / 6 ROTATION DAYS / 3 TIME FACTOR 204
 FURROW / CORRUGATION WIDTH ----- N/A

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JAN 25 1993

GRADED BORDER EVALUATION

Job name: BIG BEND IRRIGATION CO
By: KKC

Location: SYSTEM 1
Date: Aug 5, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=1.50
Slope (S)= 0.0200 ft/ft Border width (W)= 204 ft
Net application (Fn)= 1.34 inches Border length (L)= 450 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
3.20	Gross depth is less than required	gross application depth				
3.22	Gross depth is less than required	gross application depth				
3.24	Gross depth is less than required	gross application depth				
3.26	Gross depth is less than required	gross application depth				
3.28	Gross depth is less than required	gross application depth				
3.30	Gross depth is less than required	gross application depth				
3.32	Gross depth is less than required	gross application depth				
3.34	Gross depth is less than required	gross application depth				
3.36	Gross depth is less than required	gross application depth				
3.38	Gross depth is less than required	gross application depth				
3.40	Gross depth is less than required	gross application depth				
3.42	Gross depth is less than required	gross application depth				
3.44	0.017	12.95	11.58	0.03	10.3	
3.46	0.017	13.03	11.58	0.11	10.3	
3.48	0.017	13.10	11.58	0.18	10.2	
3.50	0.017	13.18	11.58	0.26	10.2	
3.52	0.017	13.25	11.58	0.33	10.1	
3.54	0.017	13.33	11.58	0.41	10.1	
3.56	0.017	13.40	11.58	0.48	10.0	
3.58	0.018	13.48	11.58	0.56	9.9	
3.60	0.018	13.55	11.58	0.63	9.9	
3.62	0.018	13.63	11.58	0.71	9.8	
3.64	0.018	13.70	11.58	0.78	9.8	
3.66	0.018	13.78	11.58	0.86	9.7	
3.68	0.018	13.85	11.58	0.93	9.7	

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JAN 25 1993

1 IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irrigation
 DATE _____
 AGENT KKC

CLAIMANT/SYSTEM DESCRIPTION System 2 Very Good
 IRRIGATION SYSTEM Flared
 ANALYSIS METHOD BORDER / FURROW
 TYPE OF CROP Pasture
 MAXIMUM PROFILE DEPTH 12" Per INCHES
 INTAKE FAMILY 1-1.5 Sail analysis data

 SOIL TYPE 394 _____ SYSTEM TOTAL
 ACRES PER TYPE 5 _____ 5 ACRES
 SOIL PROFILE WHC 1.88 _____
 DESIGN IRR " WHC .94 _____

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) .25 IN/DAY

THEORETICAL ROTATION:

1.94 DESIGN IRR / .25 CROP REQ = 3.76 $\approx$ 4 DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS _____ = _____ DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN Based on Haggeman Ave 450
 TOTAL WIDTH OF FIELD 484
 CHECK 450 L * 484 W / 43,560 = 5 ACRES
 % SLOPE .02

SET TIME:

24 HOUR/DAY / 8 SET HOURS/DAY _____ TIME FACTOR 3

BORDER WIDTH:

484 WIDTH / 4 ROTATION DAYS / 3 TIME FACTOR 40'
 FURROW / CORRUGATION WIDTH NA

MICROFILMED

JAN 25 1983

GRADED BORDER EVALUATION

Job name: BIG BEND IRRIGATION CO
By: KKC

Location: SYSTEM 2 VEY COOK
Date: Aug 5, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=1.00
Slope (S)= 0.0200 ft/ft Border width (W)= 40 ft
Net application (Fn)= 0.94 inches Border length (L)= 450 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.30	Gross depth is less than required	gross application depth				
0.32	Gross depth is less than required	gross application depth				
0.34	Gross depth is less than required	gross application depth				
0.36	Gross depth is less than required	gross application depth				
0.38	Gross depth is less than required	gross application depth				
0.40	Gross depth is less than required	gross application depth				
0.42	Gross depth is less than required	gross application depth				
0.44	Gross depth is less than required	gross application depth				
0.46	Gross depth is less than required	gross application depth				
0.48	Gross depth is less than required	gross application depth				
0.50	0.013	9.60	8.28	0.38	9.8	(4)
0.52	0.013	9.98	8.28	0.76	9.4	(4)
0.54	0.014	10.37	8.28	1.14	9.1	(4)
0.56	0.014	10.75	8.28	1.53	8.7	(4)
0.58	0.015	11.14	8.28	1.91	8.4	(4)
0.60	0.015	11.52	8.28	2.30	8.2	(4)
0.62	0.016	11.90	8.28	2.68	7.9	(4)
0.64	0.016	12.29	8.28	3.06	7.6	(4)
0.66	0.017	12.67	8.28	3.45	7.4	
0.68	0.017	13.06	8.28	3.83	7.2	
0.70	0.018	13.44	8.28	4.22	7.0	
0.72	0.018	13.82	8.28	4.60	6.8	
0.74	0.019	14.21	8.28	4.98	6.6	
0.76	0.019	14.59	8.28	5.37	6.4	
0.78	0.020	14.98	8.28	5.75	6.3	

(4) Less than minimum recommended depth of flow.

MICROFILMED

JAN 25 1993

GRADED BORDER EVALUATION

Job name: BIG BEND IRRIGATION CO
By: KKC

Location: SYSTEM 3
Date: Aug 5, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=1.25
Slope (S)= 0.0200 ft/ft Border width (W)= 174 ft
Net application (Fn)= 1.17 inches Border length (L)= 450 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
2.40	Gross depth	is less than required	gross application	depth		
2.42	Gross depth	is less than required	gross application	depth		
2.44	Gross depth	is less than required	gross application	depth		
2.46	Gross depth	is less than required	gross application	depth		
2.48	Gross depth	is less than required	gross application	depth		
2.50	Gross depth	is less than required	gross application	depth		
2.52	Gross depth	is less than required	gross application	depth		
2.54	0.015	11.21	9.97	0.08	10.4	(4)
2.56	0.015	11.30	9.97	0.16	10.4	(4)
2.58	0.015	11.39	9.97	0.25	10.3	(4)
2.60	0.015	11.48	9.97	0.34	10.2	(4)
2.62	0.015	11.56	9.97	0.43	10.1	(4)
2.64	0.015	11.65	9.97	0.52	10.0	(4)
2.66	0.015	11.74	9.97	0.61	10.0	(4)
2.68	0.015	11.83	9.97	0.69	9.9	(4)
2.70	0.016	11.92	9.97	0.78	9.8	(4)
2.72	0.016	12.01	9.97	0.87	9.7	(4)
2.74	0.016	12.09	9.97	0.96	9.7	(4)
2.76	0.016	12.18	9.97	1.05	9.6	(4)
2.78	0.016	12.27	9.97	1.14	9.5	(4)

(4) Less than minimum recommended depth of flow.

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JAN 25 1993

IRIGATION ANALYSIS WORKSHEET

 CLAIM NO. Big Bend Irr Co
 DATE _____
 AGENT KKC

 CLAIMANT/SYSTEM DESCRIPTION System 3 unknown
 IRRIGATION SYSTEM ----- Flood
 ANALYSIS METHOD ----- BORDER / FURROW
 TYPE OF CROP ----- Pasture
 MAXIMUM PROFILE DEPTH ----- 12" 394 INCHES
 INTAKE FAMILY ----- 18" JSK

 SOIL TYPE JSK 394 SYSTEM TOTAL

 ACRES PER TYPE 14 13 27 ACRES

 SOIL PROFILE WHC 2.69 1.88 use 1.17

 DESIGN IRR " WHC 1.34 .99

 INTAKE FAM 1.5 1.015 $\frac{14}{27} \times 1.34 + \frac{13}{27} \times .99 = 1.17$ weighted AVE

CROP REQUIREMENT:

 REPORT AREA & FIGURE NO. ----- Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- .25 IN/DAY

THEORETICAL ROTATION:

1.17 DESIGN IRR / .25 CROP REQ = 4.69 ⁵ DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS _____ = _____ DAYS

DESCRIPTION OF FIELD:

 AVERAGE LENGTH RUN ----- Based upon Haggeman Valley Ave. 450

 TOTAL WIDTH OF FIELD ----- 2614

 CHECK 450 L * 2614 W / 43,560 = 27 ACRES

 % SLOPE ----- .02

SET TIME:

 24 HOUR/DAY / 8 SET HOURS/DAY ----- TIME FACTOR 3

BORDER WIDTH:

2614 WIDTH / 5 ROTATION DAYS / 3 TIME FACTOR 174

 FURROW / CORRUGATION WIDTH ----- N/A

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JAN 25 1993

1 IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irr. Co.

DATE _____

AGENT KRCCLAIMANT/SYSTEM DESCRIPTION System 4 HaydenIRRIGATION SYSTEM FloodANALYSIS METHOD BORDER / FURROWTYPE OF CROP PastureMAXIMUM PROFILE DEPTH 36" 12" INCHESINTAKE FAMILY 1 to 1.5 per soil map.

SOIL TYPE 394 _____ SYSTEM TOTALACRES PER TYPE 36 _____ 36 ACRESSOIL PROFILE WHC 1.88 _____DESIGN IRR " WHC .94 _____

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. Bliss

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) _____ 25 IN/DAY

THEORETICAL ROTATION:

.94 DESIGN IRR / .25 CROP REQ = 3.76 ⁴ DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS _____ = _____ DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN estimated ave for Haggman Valley 450TOTAL WIDTH OF FIELD 3484CHECK 450 L * 3484 W / 43,560 = 36 ACRES% SLOPE .02

SET TIME:

24 HOUR/DAY / 8 SET HOURS/DAY _____ TIME FACTOR 3

BORDER WIDTH:

3484 WIDTH / 4 ROTATION DAYS / 3 TIME FACTOR 290FURROW / CORRUGATION WIDTH N/A

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JAN 25 1993

GRADED BORDER EVALUATION

Job name: BIG BEND IRRIGATION CO
By: KKC

Location: SYSTEM 4
Date: Aug 5, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=1.00
Slope (S)= 0.0200 ft/ft Border width (W)= 290 ft
Net application (Fn)= 0.94 inches Border length (L)= 450 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
3.20	Gross depth is less than required	gross application depth				
3.22	Gross depth is less than required	gross application depth				
3.24	Gross depth is less than required	gross application depth				
3.26	Gross depth is less than required	gross application depth				
3.28	Gross depth is less than required	gross application depth				
3.30	Gross depth is less than required	gross application depth				
3.32	Gross depth is less than required	gross application depth				
3.34	Gross depth is less than required	gross application depth				
3.36	Gross depth is less than required	gross application depth				
3.38	Gross depth is less than required	gross application depth				
3.40	Gross depth is less than required	gross application depth				
3.42	Gross depth is less than required	gross application depth				
3.44	Gross depth is less than required	gross application depth				
3.46	Gross depth is less than required	gross application depth				
3.48	Gross depth is less than required	gross application depth				
3.50	0.012	9.27	8.28	0.04	10.1	(4)
3.52	0.012	9.32	8.28	0.10	10.1	(4)
3.54	0.012	9.37	8.28	0.15	10.0	(4)
3.56	0.012	9.43	8.28	0.20	10.0	(4)
3.58	0.012	9.48	8.28	0.26	9.9	(4)

(4) Less than minimum recommended depth of flow.

*analysis based upon average values for
wild flooding pasture in Haggman Valley*

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JAN 25 1993

IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Liv Co
 DATE _____
 AGENT KKC

CLAIMANT/SYSTEM DESCRIPTION System 5 Vernon
 IRRIGATION SYSTEM ----- FLOOD
 ANALYSIS METHOD ----- BORDER / FURROW
 TYPE OF CROP ----- Pasture
 MAXIMUM PROFILE DEPTH ----- 36" INCHES
 INTAKE FAMILY ----- .5

***** AKA, JSK (JESK) *****
 SOIL TYPE SJK _____ SYSTEM TOTAL
 ACRES PER TYPE 3 _____ 3 ACRES
 SOIL PROFILE WHC 3.59 _____
 DESIGN IRR $\frac{1}{2}$ WHC 1.79 _____

 CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-B

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- .25 IN/DAY

ACTUAL ROTATION PRACTICED ----- 8+10 DAYS

DRY DAY ROTATION 0 IRR DAY ROTATION 8-10

THEORETICAL ROTATION:

1.79 DESIGN IRR / .25 CROP REQ = 7.16 DAYS

 DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 184

TOTAL WIDTH OF FIELD ----- 710

CHECK 184 L * 710 W / 43,560 = 3 ACRES

% SLOPE ----- .02

BORDER WIDTH ----- N/A

_____ WIDTH OF FIELD / _____ DAYS OF ROTATION

FURROW / CORRUGATION WIDTH ----- 2.5

SET TIME ----- 12

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JAN 25 1993

INTAKE FAMILY <If> = 0.50
 DESIGN APPLICATION <Fn> = 1.79 INCHES
 FURROW SLOPE <S> = 0.020 FEET/FOOT
 FURROW SPACING <W> = 2.50 FEET
 FURROW LENGTH <L> = 184 FEET
 INFLOW RATE <Q> = 2 GPM/FURROW
 APPLICATION TIME <Ti> = 12 HOURS

 ADVANCE TIME <TT> = 15.7 MINUTES; OR 0.3 HOURS
 GROSS APPLICATION <FG> = 5.02 INCHES
 NET APPLICATION <Fx> = 2.79 INCHES
 RUNOFF <RO> = 2.20 INCHES
 DEEP PERCOLATION <DP> = 1.03 INCHES
 EFFICIENCY <E> = 35.65 %

TO CHANGE: PRESS (EXISTING)
 Design Application <1> 1.79 in
 Furrow Slope <2> 0.020 ft/ft
 Furrow Spacing <3> 2.50 ft
 Furrow Length <4> 184 ft
 Furrow Intake Family <5> 0.50
 Inflow Rate <6> 2 gpm/furrow
 Inflow Time <7> 12 hours <ANALYSIS MODE>

TO PRINT: DATA/WITH HEADING PRESS:<8/9>
 NEW DESIGN PRESS <10>, NEW ANALYSIS PRESS <11>, QUIT PRESS <12>?

INTAKE FAMILY	DESIGN APPLIC. Inches	FURROW SLOPE Ft/Ft	FURROW SPACING Feet	FURROW LENGTH Feet	INFLOW RATE Gpm	APPROXIMATE INFLOW TIME Hours	ADVANCE TIME Minutes	GROSS IRRIGATION APPLICATION Inches	NET IRRIGATION APPLICATION Inches	RUNOFF Inches	DEEP PERC. In.	IRRIGATION EFFICIENCY %
0.50	1.79	.020	2.50	184	5	12	9.7	12.55	3.20	9.33	1.43	14.26
0.50	1.79	.020	2.50	184	5	12	9.7	12.55	3.20	9.33	1.43	14.26
0.50	1.79	.020	2.50	184	4	12	10.5	10.04	3.09	6.93	1.32	17.82
0.50	1.79	.020	2.50	184	3	12	12.0	7.53	2.96	4.55	1.19	23.76
0.50	1.79	.020	2.50	184	2	12	15.7	5.02	2.79	2.20	1.03	35.65

$$FIR = 4.2 \frac{CU}{EFF.}$$

$$= 4.2 \frac{.25}{35.7}$$

$$= 0.0294 CFS/ACRE$$

$$3 Acres @ 0.029 = .087$$

$$\approx \underline{\underline{.09 CFS}}$$

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CONVERSATION MEMORANDUM

EMPLOYEE: KKC

FILE 36-01003E

RE: wild flooding data from Claimant

DATE

NAME OF PARTY

Edith Vernon 837-4571

9:35 7-8-92

inform: → Stan Hoscovic Farms 837-4956
she doesn't know the ir practices.

ir 5 - yrs - furrow
pasture

rotation - Pivot 3 days 18 to 12 days N/A

North 4 to 5 days.

36" rows / 32" gated pipe assume 30" spacing

open up every other one

for Pipe 1/2 inch (30' long joints)

length of run 300'

most of time start right back

change sets 12 to 16 hrs

Assumption Rotation = 4 to 5 days @ 60" spacing

irrigates 1/2 of the P/U; therefore

calculate entire P/U @ 8 to 10 days to irrigate with no dry days
spacing would be 30" (2.5')

* called 7-24-92 for add info on 2 Acres wild flooding
left msg with wife.

Not
Backers
Not For
Claim
3E.

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JAN 25 1993

IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irr. Co.

DATE _____

AGENT KKCCLAIMANT/SYSTEM DESCRIPTION System 6 Los AngelesIRRIGATION SYSTEM ----- FurrowANALYSIS METHOD ----- BORDER / FURROWTYPE OF CROP ----- AlfalfaMAXIMUM PROFILE DEPTH ----- 60 INCHESINTAKE FAMILY ----- .7

SOIL TYPE FAB _____ SYSTEM TOTALACRES PER TYPE 26 _____ 26 ACRESSOIL PROFILE WHC 5.70 _____DESIGN IRR $\frac{1}{2}$ WHC 2.85 _____

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-8

DAILY CROP REQUIREMENT:

6.79 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- .267 IN/DAYACTUAL ROTATION PRACTICED ----- 14 DAYSDRY DAY ROTATION 10 IRR DAY ROTATION 4

THEORETICAL ROTATION:

2.85 DESIGN IRR / .267 CROP REQ = 10.67 ≈ 11 DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 666TOTAL WIDTH OF FIELD ----- 1700CHECK 866 L * 1700 W / 43,560 = 2.6 ACRES% SLOPE ----- .01

BORDER WIDTH -----

_____ WIDTH OF FIELD / _____ DAYS OF ROTATION

FURROW / CORRUGATION WIDTH ----- 2.5SET TIME ----- 12 hrs

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JAN 25 1993

INTAKE FAMILY <If> = 0.70
 DESIGN APPLICATION <Fn> = 2.85 INCHES
 FURROW SLOPE <S> = 0.020 FEET/FOOT
 FURROW SPACING <W> = 2.50 FEET
 FURROW LENGTH <L> = 666 FEET
 INFLOW RATE <Q> = 7 GPM/FURROW
 APPLICATION TIME <Ti> = 12 HOURS

ADVANCE TIME <TT> = 69.2 MINUTES; OR 1.2 HOURS
 GROSS APPLICATION <FG> = 4.86 INCHES
 NET APPLICATION <Fx> = 4.27 INCHES
 RUNOFF <RO> = 0.37 INCHES
 DEEP PERCOLATION <DP> = 1.63 INCHES
 EFFICIENCY <E> = 58.69 %

TO CHANGE: PRESS (EXISTING)
 Design Application <1> 2.85 in
 Furrow Slope <2> 0.020 ft/ft
 Furrow Spacing <3> 2.50 ft
 Furrow Length <4> 666 ft
 Furrow Intake Family <5> 0.70
 Inflow Rate <6> 7 gpm/furrow
 Inflow Time <7> 12 hours <ANALYSIS MODE>

TO PRINT: DATA/WITH HEADING PRESS:<8/9>

NEW DESIGN PRESS <10>, NEW ANALYSIS PRESS <11>, QUIT PRESS <12>?

INTAKE FAMILY	DESIGN APPLIC. Inches	FURROW SLOPE Ft/Ft	FURROW SPACING Feet	FURROW LENGTH Feet	INFLOW RATE Gpm	APPROXIMATE INFLOW TIME Hours	ADVANCE TIME Minutes	GROSS IRRIGATION APPLICATION Inches	NET IRRIGATION APPLICATION Inches	RUNOFF Inches	DEEP PERC. In.	IRRIGATION EFFICIENCY %
0.70	2.85	.020	2.50	666	8	12	60.7	5.55	4.42	0.94	1.75	51.36
0.70	2.85	.020	2.50	666	7	12	69.2	4.86	4.27	0.37	1.63	58.69
0.70	2.85	.020	2.50	666	6	12	82.3	4.16	4.27	0.37	1.63	58.69

$$FIR = 4.2 \frac{C.U.}{EFF}$$

$$= 4.2 \frac{.267}{58.7}$$

$$\approx 0.0191 \text{ CFS/ACRE}$$

$$\approx 0.02 \text{ CFS/ACRE}$$

$$26 \text{ ACRES @ } .02 \text{ CFS/ACRE} = \underline{0.52 \text{ CFS}}$$

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JAN 25 1993

CONVERSATION MEMORANDUM

EMPLOYEE: KRC

FILE 36-150011B

RE: irr practice

DATE 7-16-92

NAME OF PARTY

Gene Loranger 837-4820 info from Mrs Loranger

Pump yard.

→ Big bend - Alf. ^{irr of 5 days} via Grated pipe for 4 sections of field
then moved to pasture - sprinkler (Grazing Premium)
for 2 days. then back to the alfalfa
size of fields & runs not known.

Shorewater 125 shares } corrugated end of line
3 days out of 7 } 1/2 watered in 3 days

25 Acre

Got Alf. Pasture 35

For this claim.

Use is Shorewater on the 18 Acres irrigation occurs
every two days then 5 dry days and again 2 days irr.
She thought that approx 1/2 of the field could be irr
during the 2 days. She thought that there were corrugated
but ASSS slides & NAPP photos indicate Wild Flooding.

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JAN 25 1993

IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irr. Co

DATE _____

AGENT KKCCLAIMANT/SYSTEM DESCRIPTION Systems 7 MullenIRRIGATION SYSTEM ----- FloodANALYSIS METHOD ----- BORDER / FURROWTYPE OF CROP ----- PastureMAXIMUM PROFILE DEPTH ----- 36" INCHESINTAKE FAMILY ----- 2

SOIL TYPE	<u>EPC</u>	_____	_____	_____	_____	_____	SYSTEM TOTAL
ACRES PER TYPE	<u>8</u>	_____	_____	_____	_____	_____	<u>8</u> ACRES
SOIL PROFILE WHC	<u>3.305</u>	_____	_____	_____	_____	_____	
DESIGN IRR " WHC	<u>1.65</u>	_____	_____	_____	_____	_____	

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- .25 IN/DAY

THEORETICAL ROTATION:

1.65 DESIGN IRR / .25 CROP REQ = 6.6 ⁷ DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS 7 = _____ DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 316TOTAL WIDTH OF FIELD ----- 1100CHECK 316 L * 1100 W / 43,560 = 8 ACRES% SLOPE ----- .04

SET TIME:

24 HOUR/DAY / 8 SET HOURS/DAY ----- TIME FACTOR 3

BORDER WIDTH:

1100 WIDTH / 7 ROTATION DAYS / 3 TIME FACTOR 52.3FURROW / CORRUGATION WIDTH ----- NA

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JAN 25 1993

GRADED BORDER EVALUATION

Job name: BIG BEND IRRIGATION CO
By: KKC

Location: SYSTEM 7
Date: Aug 5, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0400 ft/ft Border width (W)= 52 ft
Net application (Fn)= 1.65 inches Border length (L)= 316 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.50	Gross depth is less than required	gross application depth				
0.52	Gross depth is less than required	gross application depth				
0.54	Gross depth is less than required	gross application depth				
0.56	Gross depth is less than required	gross application depth				
0.58	Gross depth is less than required	gross application depth				
0.60	Gross depth is less than required	gross application depth				
0.62	Gross depth is less than required	gross application depth				
0.64	Gross depth is less than required	gross application depth				
0.66	Gross depth is less than required	gross application depth				
0.68	Gross depth is less than required	gross application depth				
0.70	Gross depth is less than required	gross application depth				
0.72	Gross depth is less than required	gross application depth				
0.74	Gross depth is less than required	gross application depth				
0.76	Gross depth is less than required	gross application depth				
0.78	0.015	16.41	14.63	0.12	10.1	(4)
0.80	0.015	16.83	14.63	0.54	9.8	(4)
0.82	0.016	17.25	14.63	0.96	9.6	(4)
0.84	0.016	17.67	14.63	1.38	9.3	(4)
0.86	0.017	18.09	14.63	1.80	9.1	
0.88	0.017	18.51	14.63	2.22	8.9	

(4) Less than minimum recommended depth of flow.

P/u is quite rocky & uneven. not all of the P/u is completely irrigated. I recommended 0.78 CFS.

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JAN 25 1993

Muller

CONVERSATION MEMORANDUM

A36-000340

EMPLOYEE: KKC

FILE A36-000338

Hoskovec

RE:

DATE

NAME OF PARTY

Betty Hoskovec 837-4878

4 or 5 days

no corrugates

tin

B Bend 8 Acres Field

10 days 7 days to cross field

this claim
★

Buckeye

15

actual Acres = 8 KKC from other

corrugated

5/8 below house

corrugated

hay/corn

3 behind house

normally pasture

flood irr.

total

7 day rotat

for both fields 3 day in 4 day day

nothing

don't irrig across well water goes to Lloyd Brown
Peterson

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JAN 25 1983

1 IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irr Co

DATE _____

AGENT KKCCLAIMANT/SYSTEM DESCRIPTION System 8A REA (analyzed in 2 sections)IRRIGATION SYSTEM ----- FloodANALYSIS METHOD ----- BORDER / FURROWTYPE OF CROP ----- PastureMAXIMUM PROFILE DEPTH ----- 36 INCHESINTAKE FAMILY ----- 155

SOIL TYPE KEC _____ SYSTEM TOTALACRES PER TYPE 4 _____ 4 ACRESSOIL PROFILE WHC 3.68 _____DESIGN IRR " WHC 1.84 _____

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- 125 IN/DAY

THEORETICAL ROTATION:

1.84 DESIGN IRR / 0.25 CROP REQ = 7.36 DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS _____ = _____ DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 435TOTAL WIDTH OF FIELD ----- 400CHECK 435.6 L * 400 W / 43,560 = 4 ACRES% SLOPE ----- 0.2

SET TIME:

24 HOUR/DAY / _____ SET HOURS/DAY ----- TIME FACTOR _____

BORDER WIDTH:

_____ WIDTH / _____ ROTATION DAYS / _____ TIME FACTOR _____

FURROW / CORRUGATION WIDTH ----- 2.5

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JAN 25 1988

System 8A

INTAKE FAMILY <If> = 0.55
 DESIGN APPLICATION <Fn> = 1.84 INCHES
 FURROW SLOPE <S> = 0.020 FEET/FOOT
 FURROW SPACING <W> = 2.50 FEET
 FURROW LENGTH <L> = 435 FEET
 INFLOW RATE <Q> = 3 GPM/FURROW
 APPLICATION TIME <Ti> = 12 HOURS

 ADVANCE TIME <TT> = 63.3 MINUTES; OR 1.1 HOURS
 GROSS APPLICATION <FG> = 3.19 INCHES
 NET APPLICATION <Fx> = 3.04 INCHES
 RUNOFF <RO> = 0.00 INCHES
 DEEP PERCOLATION <DP> = 1.34 INCHES
 EFFICIENCY <E> = 57.75 %

TO CHANGE: PRESS (EXISTING)
 Design Application <1> 1.84 in
 Furrow Slope <2> 0.020 ft/ft
 Furrow Spacing <3> 2.50 ft
 Furrow Length <4> 435 ft
 Furrow Intake Family <5> 0.55
 Inflow Rate <6> 3 gpm/furrow
 Inflow Time <7> 12 hours <ANALYSIS MODE>

TO PRINT: DATA/WITH HEADING PRESS:<8/9>
 NEW DESIGN PRESS <10>, NEW ANALYSIS PRESS <11>, QUIT PRESS <12>?

INTAKE FAMILY	DESIGN APPLIC.	FURROW SLOPE	FURROW SPACING	FURROW LENGTH	INFLOW RATE	APPROXIMATE INFLOW TIME	ADVANCE TIME	GROSS IRRIGATION APPLICATION	NET IRRIGATION APPLICATION	RUNOFF	DEEP PERC.	IRRIGATION EFFICIENCY
	Inches	Ft/Ft	Feet	Feet	Gpm	Hours	Minutes	Inches	Inches	Inches	In.	%
0.55	1.84	.020	2.50	435	6	12	32.3	6.37	3.50	2.80	1.73	28.88
0.55	1.84	.020	2.50	435	5	12	36.9	5.31	3.38	1.85	1.62	34.65
0.55	1.84	.020	2.50	435	4	12	45.2	4.25	3.24	0.91	1.49	43.31
0.55	1.84	.020	2.50	435	3	12	63.3	3.19	3.04	0.00	1.34	57.75

$$FIR = 4.2 \frac{C.U.}{eff}$$

$$= 4.2 \frac{.25}{57.75}$$

$$= 0.018 CFS/ACRE$$

$$\approx 0.02 CFS/ACRE$$

Recommended

$$4 Acre @ .02 CFS = \underline{\underline{.08 CFS}}$$

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JAN 25 1993

1 IIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irr Co

DATE _____

AGENT KKCCLAIMANT/SYSTEM DESCRIPTION System 88 REA Canalyzed in 20 sectionsIRRIGATION SYSTEM ----- LocalANALYSIS METHOD ----- BORDER / FURROWTYPE OF CROP ----- PastureMAXIMUM PROFILE DEPTH ----- 36" INCHESINTAKE FAMILY ----- 2

SOIL TYPE KEC _____ SYSTEM TOTALACRES PER TYPE 2 _____ 2 ACRESSOIL PROFILE WHC 3.68 _____DESIGN IRR " WHC 1.84 _____

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- .25 IN/DAY

THEORETICAL ROTATION:

1.84 DESIGN IRR / .25 CROP REQ = 7.36 DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS _____ = _____ DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 290TOTAL WIDTH OF FIELD ----- 300CHECK 290 L * 300 W / 43,560 = 2 ACRES% SLOPE ----- .82

SET TIME:

24 HOUR/DAY / 8 SET HOURS/DAY ----- TIME FACTOR 3

BORDER WIDTH:

300 WIDTH / 8 ROTATION DAYS / 3 TIME FACTOR 12.5FURROW / CORRUGATION WIDTH ----- N/A

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JAN 25 1993

GRADED BORDER EVALUATION

Job name: BIG BEND IRRIGATION CO
By: KKC

Location: SYSTEM 8B
Date: Aug 5, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0200 ft/ft Border width (W)= 12 ft
Net application (Fn)= 1.84 inches Border length (L)= 290 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.08	Gross depth is less than required	gross application depth				
0.09	Gross depth is less than required	gross application depth				
0.10	Gross depth is less than required	gross application depth				
0.11	Gross depth is less than required	gross application depth				
0.12	Gross depth is less than required	gross application depth				
0.13	Gross depth is less than required	gross application depth				
0.14	Gross depth is less than required	gross application depth				
0.15	Gross depth is less than required	gross application depth				
0.16	Gross depth is less than required	gross application depth				
0.17	Gross depth is less than required	gross application depth				
0.18	0.014	17.16	14.45	0.87	10.7	
0.19	0.015	18.11	14.45	1.83	10.2	
0.20	0.016	19.07	14.45	2.78	9.6	
0.21	0.017	20.02	14.45	3.73	9.2	
0.22	0.018	20.97	14.45	4.69	8.8	
0.23	0.018	21.93	14.45	5.64	8.4	

Recommend 2 acres @ 0.18 cfs

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JAN 25 1993

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A36-00003A

RE: irrigation methods

DATE 7-13-92

NAME OF PARTY

Mrs. Verl Bell

She called to ask about our field exam in progress near her property/house. While I discussed that I asked her some questions on their irrigation practices.

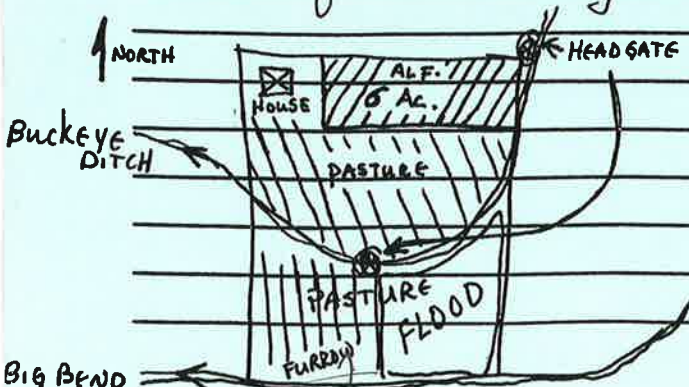
They have 6 acres of new seeding alfalfa along the road, east of the house. She said it takes about 15 days to irrigate then it sets for some time (she didn't know how long it sets dry.)

On the rest of the field under the Buckeye Ditch the crop is pasture. She said they irrigate with 1 section of gated pipe per set on the pasture and they run the water for 2 days.

All the Buckeye Water is used in Gated pipe with 30 inch. controllable openings. ~~controllable~~ She says the alfalfa has 40' sections of 10" pipe while the pasture has 30 ft. sections of 8" pipe.

Two Headgates are used to deliver the water and water is taken from both gates simultaneously.

We also discussed the gravity system used under the Big Bend Ditch. There is a piece of corrugated pasture and a piece of flood irrigated pasture. again, 2 headgates deliver water from the Big Bend Ditch.



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IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irr. Co
 DATE _____
 AGENT KKC

CLAIMANT/SYSTEM DESCRIPTION System 2 Mastafson
 IRRIGATION SYSTEM ----- Furrow
 ANALYSIS METHOD ----- BORDER / FURROW
 TYPE OF CROP ----- Alfalfa
 MAXIMUM PROFILE DEPTH ----- 60" INCHES
 INTAKE FAMILY ----- 155

 SOIL TYPE KEC _____ SYSTEM TOTAL
 ACRES PER TYPE 27 _____ 27 ACRES
 SOIL PROFILE WHC 5.48 _____
 DESIGN IRR $\frac{1}{2}$ WHC 2.74 _____

 CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss

DAILY CROP REQUIREMENT:

6.79 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- 1264 IN/DAY

ACTUAL ROTATION PRACTICED ----- Based upon theoretical rotation DAYS

DRY DAY ROTATION _____ IRR DAY ROTATION _____

THEORETICAL ROTATION:

2.74 DESIGN IRR / 1264 CROP REQ = 10.37 ²¹¹ DAYS

 DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 735
 TOTAL WIDTH OF FIELD ----- 1600
 CHECK _____ L * _____ W / 43,560 = 27 ACRES
 % SLOPE ----- 3%
 BORDER WIDTH ----- N/A
 _____ WIDTH OF FIELD / _____ DAYS OF ROTATION
 FURROW / CORRUGATION WIDTH ----- 2.5
 SET TIME ----- 12hr

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JAN 25 1993

INTAKE FAMILY <If> = 0.55
 DESIGN APPLICATION <Fn> = 2.74 INCHES
 FURROW SLOPE <S> = 0.030 FEET/FOOT
 FURROW SPACING <W> = 2.50 FEET
 FURROW LENGTH <L> = 735 FEET
 INFLOW RATE <Q> = 6 GPM/FURROW
 APPLICATION TIME <Ti> = 12 HOURS

 ADVANCE TIME <TT> = 70.4 MINUTES; OR 1.2 HOURS
 GROSS APPLICATION <FG> = 3.77 INCHES
 NET APPLICATION <Fx> = 3.25 INCHES
 RUNOFF <RO> = 0.36 INCHES
 DEEP PERCOLATION <DP> = 0.67 INCHES
 EFFICIENCY <E> = 72.65 %

TO CHANGE: PRESS (EXISTING)
 Design Application <1> 2.74 in
 Furrow Slope <2> 0.030 ft/ft
 Furrow Spacing <3> 2.50 ft
 Furrow Length <4> 735 ft
 Furrow Intake Family <5> 0.55
 Inflow Rate <6> 6 gpm/furrow
 Inflow Time <7> 12 hours <ANALYSIS MODE>

TO PRINT: DATA/WITH HEADING PRESS:<8/9>
 NEW DESIGN PRESS <10>, NEW ANALYSIS PRESS <11>, QUIT PRESS <12>?

INTAKE FAMILY	DESIGN APPLIC.	FURROW SLOPE	FURROW SPACING	FURROW LENGTH	INFLOW RATE	APPROXIMATE INFLOW TIME	ADVANCE TIME	GROSS IRRIGATION APPLICATION	NET IRRIGATION APPLICATION	RUNOFF	DEEP PERC.	IRRIGATION EFFICIENCY
	Inches	Ft/Ft	Feet	Feet	Gpm	Hours	Minutes	Inches	Inches	Inches	In.	%
0.55	2.74	.030	2.50	735	9	12	51.7	5.66	3.55	1.99	0.93	48.44
0.55	2.74	.030	2.50	735	8	12	55.8	5.03	3.46	1.44	0.85	54.49
0.55	2.74	.030	2.50	735	7	12	61.7	4.40	3.36	0.90	0.76	62.28
0.55	2.74	.030	2.50	735	6	12	70.4	3.77	3.25	0.36	0.67	72.65
0.55	2.74	.030	2.50	735	5	12	84.8	3.14	3.25	0.36	0.67	72.65

Based upon 7 GAL/min with eff of 62.28 = 62.3

$$FIR = 4.2 \frac{CU}{EFF}$$

$$= 4.2 \frac{.264}{62.3}$$

$$= 0.018 CFS/ACRE$$

$$\approx 0.02 CFS/ACRE$$

$$27A @ 0.02 CFS/ACRE = \underline{.54 CFS}$$

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JAN 25 1993

1. IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irrig Co

DATE _____

AGENT KKCCLAIMANT/SYSTEM DESCRIPTION System 10 BrailsfordIRRIGATION SYSTEM ----- FloodANALYSIS METHOD ----- ~~BORDER~~ / FURROWTYPE OF CROP ----- PastureMAXIMUM PROFILE DEPTH ----- 36" INCHESINTAKE FAMILY ----- .55

SOIL TYPE KOC _____ SYSTEM TOTALACRES PER TYPE 37 _____ 37 ACRESSOIL PROFILE WHC 3.98 _____DESIGN IRR " WHC 1.99 _____

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- .25 IN/DAY

THEORETICAL ROTATION:

1.99 DESIGN IRR / .25 CROP REQ = 7.96 ^{≈ 8} DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS _____ = _____ DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 290TOTAL WIDTH OF FIELD ----- 5560CHECK 289.8 L * 5560 W / 43,560 = 37 ACRES% SLOPE ----- .02

SET TIME:

24 HOUR/DAY / _____ SET HOURS/DAY ----- TIME FACTOR N/A

BORDER WIDTH:

_____ WIDTH / _____ ROTATION DAYS / _____ TIME FACTOR

FURROW / CORRUGATION WIDTH ----- 2.5

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JAN 25 1993

Water right number - R36-00192

Prefix Translation: RESEARCH

+ - - Audit Fields - - +

08/08/92 CLELLAND

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 08/20/1990	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/08/1992	Old Judicial District	-
Claim Received Date	- 08/31/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001972	Water District	- 36A
		POU Ownership Flag	- N	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

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INTAKE FAMILY <If> = 0.55
 DESIGN APPLICATION <Fn> = 1.99 INCHES
 FURROW SLOPE <S> = 0.020 FEET/FOOT
 FURROW SPACING <W> = 2.50 FEET
 FURROW LENGTH <L> = 290 FEET
 INFLOW RATE <Q> = 2 GPM/FURROW
 APPLICATION TIME <Ti> = 12 HOURS

ADVANCE TIME <TT> = 42.2 MINUTES; OR 0.7 HOURS
 GROSS APPLICATION <FG> = 3.19 INCHES
 NET APPLICATION <Fx> = 2.95 INCHES
 RUNOFF <RO> = 0.15 INCHES
 DEEP PERCOLATION <DP> = 1.05 INCHES
 EFFICIENCY <E> = 62.46 %

TO CHANGE: PRESS (EXISTING)
 Design Application <1> 1.99 in
 Furrow Slope <2> 0.020 ft/ft
 Furrow Spacing <3> 2.50 ft
 Furrow Length <4> 290 ft
 Furrow Intake Family <5> 0.55
 Inflow Rate <6> 2 gpm/furrow
 Inflow Time <7> 12 hours <ANALYSIS MODE>

TO PRINT: DATA/WITH HEADING PRESS:<8/9>

NEW DESIGN PRESS <10>, NEW ANALYSIS PRESS <11>, QUIT PRESS <12>?

INTAKE FAMILY	DESIGN APPLIC.	FURROW SLOPE	FURROW SPACING	FURROW LENGTH	INFLOW RATE	APPROXIMATE INFLOW TIME	ADVANCE TIME	GROSS IRRIGATION APPLICATION	NET IRRIGATION APPLICATION	RUNOFF	DEEP PERC.	IRRIGATION EFFICIENCY
	Inches	Ft/Ft	Feet	Feet	Gpm	Hours	Minutes	Inches	Inches	Inches	In.	%
0.55	1.99	.020	2.50	290	6	12	17.2	9.56	3.56	5.97	1.60	20.82
0.55	1.99	.020	2.50	290	5	12	18.8	7.97	3.45	4.48	1.49	24.98
0.55	1.99	.020	2.50	290	4	12	21.5	6.37	3.32	3.01	1.37	31.23
0.55	1.99	.020	2.50	290	3	12	26.9	4.78	3.16	1.56	1.23	41.64
0.55	1.99	.020	2.50	290	2	12	42.2	3.19	2.95	0.15	1.05	62.46

$$FIR = 4.2 \frac{C.U}{EFF}$$

$$= 4.2 \frac{.25}{62.46}$$

$$= 0.017 CFS/A$$

$$\approx 0.02 CFS/ACRE$$

Recommended

$$37 acres @ .02 CFS/ACRE = \underline{0.74 CFS}$$

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JAN 25 1993

IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irr Co.

DATE _____

AGENT KKCCLAIMANT/SYSTEM DESCRIPTION System 11 Buckeye RanchIRRIGATION SYSTEM FloodANALYSIS METHOD BORDER / FURROWTYPE OF CROP PastureMAXIMUM PROFILE DEPTH 36" INCHESINTAKE FAMILY 3

FLUVAQUENTS

SOIL TYPE CHB _____ SYSTEM TOTALACRES PER TYPE 17 _____ 17 ACRESSOIL PROFILE WHC 4.965 _____DESIGN IRR $\frac{1}{2}$ WHC 2.48 _____

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) 25 IN/DAY

ACTUAL ROTATION PRACTICED _____ DAYS

DRY DAY ROTATION _____ IRR DAY ROTATION _____

THEORETICAL ROTATION:

2.48 DESIGN IRR / 25 CROP REQ = 9.92 DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN _____ 322TOTAL WIDTH OF FIELD _____ 2300CHECK 322 L * 2300 W / 43,560 = 17 ACRES% SLOPE _____ .01BORDER WIDTH _____ 2300/3 = 7672300 WIDTH OF FIELD / 10 DAYS OF ROTATIONFURROW / CORRUGATION WIDTH _____ N/ASET TIME _____ B

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JAN 25 1993

GRADED BORDER EVALUATION

Job name: BIG BEND IRRIGATION CO
By: KKC

Location: SYSTEM 11
Date: Aug 5, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0100 ft/ft Border width (W)= 77 ft
Net application (Fn)= 2.48 inches Border length (L)= 322 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
1.00	Gross depth is less than required gross application depth					
1.02	Gross depth is less than required gross application depth					
1.04	Gross depth is less than required gross application depth					
1.06	Gross depth is less than required gross application depth					
1.08	Gross depth is less than required gross application depth					
1.10	Gross depth is less than required gross application depth					
1.12	Gross depth is less than required gross application depth					
1.14	Gross depth is less than required gross application depth					
1.16	Gross depth is less than required gross application depth					
1.18	Gross depth is less than required gross application depth					
1.20	Gross depth is less than required gross application depth					
1.22	Gross depth is less than required gross application depth					
1.24	Gross depth is less than required gross application depth					
1.26	Gross depth is less than required gross application depth					
1.28	Gross depth is less than required gross application depth					
1.30	Gross depth is less than required gross application depth					
1.32	Gross depth is less than required gross application depth					
1.34	Gross depth is less than required gross application depth					
1.36	Gross depth is less than required gross application depth					
1.38	Gross depth is less than required gross application depth					
1.40	Gross depth is less than required gross application depth					
1.42	Gross depth is less than required gross application depth					
1.44	Gross depth is less than required gross application depth					
1.46	Gross depth is less than required gross application depth					
1.48	Gross depth is less than required gross application depth					
1.50	Gross depth is less than required gross application depth					
1.52	Gross depth is less than required gross application depth					
1.54	Gross depth is less than required gross application depth					
1.56	Gross depth is less than required gross application depth					
1.58	Gross depth is less than required gross application depth					
1.60	Gross depth is less than required gross application depth					
1.62	0.021	22.58	20.10	0.00	11.0	
1.64	0.021	22.86	20.10	0.28	10.8	
1.66	0.022	23.14	20.10	0.56	10.7	
1.68	0.022	23.42	20.10	0.84	10.6	
1.70	0.022	23.70	20.10	1.12	10.5	
1.72	0.022	23.97	20.10	1.40	10.3	
1.74	0.023	24.25	20.10	1.68	10.2	
1.76	0.023	24.53	20.10	1.96	10.1	
1.78	0.023	24.81	20.10	2.23	10.0	

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JAN 25 1993

1 IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. Big Bend Irr. Co

DATE _____

AGENT KKCCLAIMANT/SYSTEM DESCRIPTION System 12 MadroaIRRIGATION SYSTEM BorderANALYSIS METHOD BORDER / FURROWTYPE OF CROP PastureMAXIMUM PROFILE DEPTH 18" per soil analysis data INCHES

SOIL TYPE	<u>JSK</u>	_____	_____	_____	_____	_____	SYSTEM TOTAL
ACRES PER TYPE	<u>25</u>	_____	_____	_____	_____	_____	<u>25</u> ACRES
SOIL PROFILE WHC	<u>2.69</u>	_____	_____	_____	_____	_____	
DESIGN IRR " WHC	<u>1.34</u>	_____	_____	_____	_____	_____	
INTAKE FAMILY	<u>1.5</u>	_____	_____	_____	_____	_____	

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) 1.25 IN/DAY

THEORETICAL ROTATION:

1.34 DESIGN IRR / 1.25 CROP REQ = 5.36 ⁶ DAYS

ACTUAL ROTATION PRACTICED:

DRY DAYS _____ + IRR DAYS _____ = _____ DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN Based upon Haggman Valley Ave 450TOTAL WIDTH OF FIELD 2420CHECK 450 L * 2420 W / 43,560 = 25 ACRES

% SLOPE _____

SET TIME:

24 HOUR/DAY / 8 SET HOURS/DAY = 3 TIME FACTOR

BORDER WIDTH:

2420 WIDTH / 8 ROTATION DAYS / 3 TIME FACTOR = 100.8 ¹⁰¹

FURROW / CORRUGATION WIDTH _____

JAN 25 1993

GRADED BORDER EVALUATION

Job name: BIG BEND IRRIGATION CO
By: KKC

Location: SYSTEM 12 MADRIETA
Date: Aug 5, 1992

Roughness coefficient (n)= 0.250

Intake family (If)=1.50

Slope (S)= 0.0200 ft/ft

Border width (W)= 101 ft

Net application (Fn)= 1.34 inches

Border length (L)= 450 ft

Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
1.40	Gross depth is less than required	gross	gross	gross	gross	application depth
1.42	Gross depth is less than required	gross	gross	gross	gross	application depth
1.44	Gross depth is less than required	gross	gross	gross	gross	application depth
1.46	Gross depth is less than required	gross	gross	gross	gross	application depth
1.48	Gross depth is less than required	gross	gross	gross	gross	application depth
1.50	Gross depth is less than required	gross	gross	gross	gross	application depth
1.52	Gross depth is less than required	gross	gross	gross	gross	application depth
1.54	Gross depth is less than required	gross	gross	gross	gross	application depth
1.56	Gross depth is less than required	gross	gross	gross	gross	application depth
1.58	Gross depth is less than required	gross	gross	gross	gross	application depth
1.60	Gross depth is less than required	gross	gross	gross	gross	application depth
1.62	Gross depth is less than required	gross	gross	gross	gross	application depth
1.64	Gross depth is less than required	gross	gross	gross	gross	application depth
1.66	Gross depth is less than required	gross	gross	gross	gross	application depth
1.68	Gross depth is less than required	gross	gross	gross	gross	application depth
1.70	0.017	12.93	11.58	0.01	10.4	
1.72	0.017	13.08	11.58	0.16	10.2	
1.74	0.017	13.23	11.58	0.31	10.1	
1.76	0.017	13.38	11.58	0.46	10.0	
1.78	0.018	13.54	11.58	0.61	9.9	

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JAN 25 1993

COPY

VERIFIED BY *su*

Water Right Number - R36-00133A

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
STATE OF IDAHO

1 - DEPT OF FISH & GAME
2 - PO BOX 25
3 -
City- BOISE State- ID Zip- 83720
Phone - 208-000-0000

*** K - ALSO KNOWN AS ***
FISH & GAME

1 -
2 -
3 -
City- BOISE State- ID Zip- 83720
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/17/1903 17 SOUTHERN I - DISALLOWED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
UPPER TUCKER SPRINGS RILEY CREEK

Point of Diversion						
Tw	Rng	Sec	Tract	Lot	RFlg	County
07S	13E	36	SW NW SE		(47)	GOODING
			NW SE SE		(47)	GOODING

Code		Description	Period From	Period To	Diversion Rate	Diversion Volume
16	-	WILDLIFE	01/01	12/31	1.600	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.600 0.0

Place of Use							Description	County
Tw	Rng	Sec	Tract	Lot	Acres	Code		
07S	13E	36	NE SW			16	WILDLIFE	(47) GOODING
07S	13E	36	NW SW			16	WILDLIFE	(47) GOODING
07S	13E	36	SW SW			16	WILDLIFE	(47) GOODING
07S	13E	36	SE SW			16	WILDLIFE	(47) GOODING
07S	13E	36	NW SE			16	WILDLIFE	(47) GOODING
07S	13E	36	SW SE			16	WILDLIFE	(47) GOODING
08S	13E	1	NW NE			16	WILDLIFE	(47) GOODING
08S	13E	1	NE NW			16	WILDLIFE	(47) GOODING

Total Acres:

+ - - Diversion Means - SEE REMARKS

*COPY TO BIG BEND FILE
A36-00133*

JAN 25 1993

Water right number - R36-00133A

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - W/WATERFOWL AND FUR BEARER PRODUCTION

+ - - Other Rights for Same Use - 36-02056, 36-00012

+ - - - - - Remarks - - - - - +
RECOMMENDED AS RIGHT NO. 36-00133.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
P06 - RECOMMENDED AS RIGHT NO. _____: This is included for a claim
- that is PROPOSED to be disallowed because the right claimed is
- recommended pursuant to another right. The remark indicates the
- water right number of the OTHER right that is proposed to be
- recommended. If you are not mailed a notice of the recommendation
- of the OTHER right, then the OTHER right is recommended in
- another claimant's name.

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 06/03/1992 User Id: CLELLAND Subject: COPIED FROM REMARKS
DIVERSION WORKS: BIG BEND DITCH DIVERSION WORKS CONSIST OF A
IDFG IS A SHAREHOLDER IN THE COMPANY (40 SHARES) AND USES THE
RIGHT (36-00133) BUT DID NOT INCLUDE THE IDFG'S 1.6 CFS FOR
Date: 06/03/1992 User Id: CLELLAND Subject: DISALLOWAL
BASED ON THE WATER RIGHT FOR THE BIG BEND IRRIGATION CO., THIS
CONCRETE RETAINING WALL DIVERTING WATER INTO A DIRT DITCH.
WATER (20 CFS) WAS DECREED TO THE BIG BEND DITCH CO. IN 1932.
WATER FOR WILDLIFE USE. THE DITCH COMPANY FILED ON THE WATER
WILDLIFE PURPOSES.
RIGHT IF VALID WILL BE RECOMMENDED UNDER THE COMPANY'S RIGHT.

+ - - Audit Fields - - +
06/03/92 CLELLAND

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 06/03/1992	Old Judicial District	-
Claim Received Date	- 11/05/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C019241	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
JAN 25 1993

MEMO TO FILE

A36-00133A

RE: CHANGE IN USE OF BIG BEND IRRIGATION WATER

THIS CLAIM APPEARS TO CLAIM USES FOR THE WATER ALSO CLAIMED UNDER THE BIG BEND IRRIGATION CO. (BBI) AS A36-00133 AND A36-00192.

BASED ON MY FIELD EXAM STUDIES, IT SEEMS THE USE OF THE BBI WATER WAS ORIGINALLY DECREED AS IRRIGATION USES. RECENTLY THOSE IRRIGATED ACRES HAVE BEEN ABANDONED AND THE WATER HAS BEEN CHANGED IN ITS NATURE OF USE TO WILDLIFE PONDS, FISH PROPAGATION AND/OR OTHER USES.

THE WATER RIGHT WAS DECREED TO BBI FOR IRRIGATION AND THE NEWER USES ARE APPEARING IN THE NAMES OF INDIVIDUALS AS BOTH LICENSED AND UNRECORDED RIGHTS. THIS BRINGS UP A LEGAL QUESTION OF OWNERSHIP.

*** THIS FILE SHOULD BE INCLUDED IN A TOTAL REVIEW OF THE BBI, AND THESE NEWER USES AND LICENSES AS THEY ARE IDENTIFIED, BEFORE A FINAL RECOMMENDATION IS MADE OF THIS WATER RIGHT CLAIM.

STEVE CLELLAND
WATER RIGHTS AGENT

MICROFILMED

JAN 25 1993

From: DWR60::CLELLAND 24-APR-1991 09:39:02.45
To: DWR03::KROGH_HAMPE
CC: CLELLAND
Subj: BIG BEND WATER RIGHTS

HELLO LYNN,

WHEN YOU REVIEW THE BIG BEND IRRIGATION CLAIMS ADD THIS ONE TO THE LIST... FISH AND GAME CLAIMED A PORTION OF THE RIGHT UNDER A36-00133A. IT IS FOR 1.6 CFS FOR WILDLIFE AT HAGERMAN WILDLIFE MGMT. AREA.

- 1) SHOULD THE NUMBER BE A SPLIT OF THE ORIGINAL RIGHT? IF SO SHOULD ALL THE OTHER NON-IRRIGATION RIGHTS HAVE A SPLIT NUMBER ALSO?
- 2) SHOULD THE BBI RIGHT BE REDUCED BY THE AMOUNT GIVEN TO F & G? WHAT ABOUT THE OTHER CLAIMANTS ALSO?

THE STORY BEHIND THIS CLAIM IS THEY USED THE IRRIGATION RIGHT UP UNTIL LEO RAY BUILT HIS FISH HATCHERY IN THE NWNW OF SEC. 22, T7S R13E. AT THAT TIME MR. RAY CUT OFF THE DIVERSION DITCH FOR THE F & G SO THEY STARTED USING THEIR WATER SHARES (1.6 CFS) IN THE PONDS FOR WILDLIFE USES. THIS IS PER CONVERSATION WITH DALE TURNIPSEED OF FISH & GAME.

THANKS FOR YOUR HELP!
STEVE

MICROFILMED

JAN 25 1993

POND VOLUMES?

4-19-94 FISH & GAME ADJUDICATION
324-4359

IDENTIFY POND NOS

A36-00028

irrigator 18 acres from pipeline ditch - approx
- Rest Area + other wetlands + trees

A36-00049A

Bellevue City

with life storage... when? where is storage? Diverted? pipeline? storage location?
WR opportunity to land Early 60s

A36-00133A

1.6 cfs
all ponds

BEI water - A use when? amount used? 40 shares
to 600 ponds year Round - stopped irrigation when two days hatchery went in

A36-02055

(H)

Volume cap?

to 36" dia

upper section

Strictly Hatchery! none to impoundment pond

A36-02056

transfer protest?

all ponds have been used that way since day 1 (protest was for ownership of 3 cfs)

A36-02158

FOU? FOD? 1.5 cfs

possible transfer of source w/ FODS @ main spring

Bickle Springs

A36-02159

(H)

~~20 cfs~~

Hatchery ONLY

Upper section

A36-02706

(H)

Riley creek - Irr/Fish 45 cfs

Hatchery only

A36-02711

N. SPRING SPRINGS

A36-04020

N. SPRING SPRINGS

A36-04065

(H)

20 cfs

Taken By FODS
*Winter use to alleviate x5 water at injection well

A36-07234

NIAGARA

NEW CLAIM

A36-15153

MICROFILMED

JAN 25 1993

A36-07249

(H)

A36-00012

Len Lewis water via Brule fork ditch



SPRING VALLEY
LAUNCH
6047

FLWNG
TRIANGLE

FLWNG
TRIANGLE
-11142
79

FLWNG
TRIANGLE
30

104A
MAYERS
CAMP

BM 2953
MAYERS CAMP
-104A

YOUNG
-00068
64
OK 70

THREE
Spring

RAY
22

BM 2945

HWM

BM 2964
TTS

BM 2966

T85

BM 2890

102
-116

1040
-116
-542

FISH & GAME
A36-000133A

POOR ORIGINAL

ODING CO
FALLS CO
-SNAK

\$ 210

9

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: A36-00133A

Date Received: 11/05/1990

Receipt No: C019241

Received By: 9

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO
Address: DEPT. OF FISH & GAME
P.O. BOX 25
BOISE, ID

83720

2. Date of Priority: DEC 17, 1903

3. Source: UPPER TUCKER SPRINGS Trib. to: RILEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	36	SW	NW	SE		GOODING
			NW	SE	SE		GOODING

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
WILDLIFE	01/01	12/31	1.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
W/WATERFOWL AND FUR BEARER PRODUCTION

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	13E	36	NE	SW		WILDLF	
			NW	SW		WILDLF	

A36-00133A

Page 1

Date: 11/06/90

MICROFILMED

JAN 25 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	36	SW	SW		WILDLF	
			SE	SW		WILDLF	
			NW	SE		WILDLF	
			SW	SE		WILDLF	
08S	13E	1	NW	NE		WILDLF	
			NE	NW		WILDLF	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
36-02056, 36-00012

14. Remarks:

DIVERSION WORKS: BIG BEND DITCH DIVERSION WORKS CONSIST OF A CONCRETE RETAINING WALL DIVERTING WATER INTO A DIRT DITCH.

WATER (20 CFS) WAS DECREED TO THE BIG BEND DITCH CO. IN 1932. IDFG IS A SHAREHOLDER IN THE COMPANY (40 SHARES) AND USES THE WATER FOR WILDLIFE USE. THE DITCH COMPANY FILED ON THE WATER RIGHT (36-00133) BUT DID NOT INCLUDE THE IDFG'S 1.6 CFS FOR WILDLIFE PURPOSES.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

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 _____ 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 _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

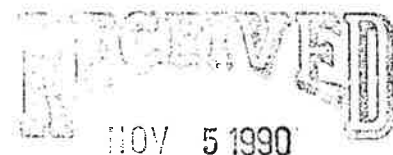
MICROFILMED
JAN 25 1993

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 A36-00133 (partial)
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW



Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Idaho Dept. Fish and Game Phone (208) 334-3700
Mailing Address 600 S. Walnut P.O. Box 25 Boise Zip 83707

2. Date of Priority (Only one (1) per claim) December 17, 1903

3. Source of water supply (a) Upper Tucker Springs (Thompson Springs)
which is tributary to (b) Riley Creek

4. a. Location of existing point of diversion is: Township 7S Range 13E Section 36,
NW 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Groedling

Additional points of diversion if any: SW 1/4 NW 1/4 SE 1/4 Sect. 36 T7S R13E

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

Big Bend Ditch diversion
works consist of a concrete retaining wall diverting water into a
dirt ditch

MICROFILMED

JAN 25 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For wildlife purposes from 1/1 to 12/31 amount 1.6 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) wildlife - waterfowl and fur bearer production

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7S	13E	36									W	W	W	W		W	W		
8S	13E	1		W			W												

Total number of acres irrigated _____

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

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.
36-2054, 36-2012 or None ()

14. Remarks:
Water (20 cfs) was decreed to the Big Bend Ditch Co in 1932. IDFG is a shareholder in the company (40 shares) ^{first uses the water} for wildlife use. The ditch company filed on the water right (36-133) but did not include the IDFG's 1.6 cfs for wildlife purposes.

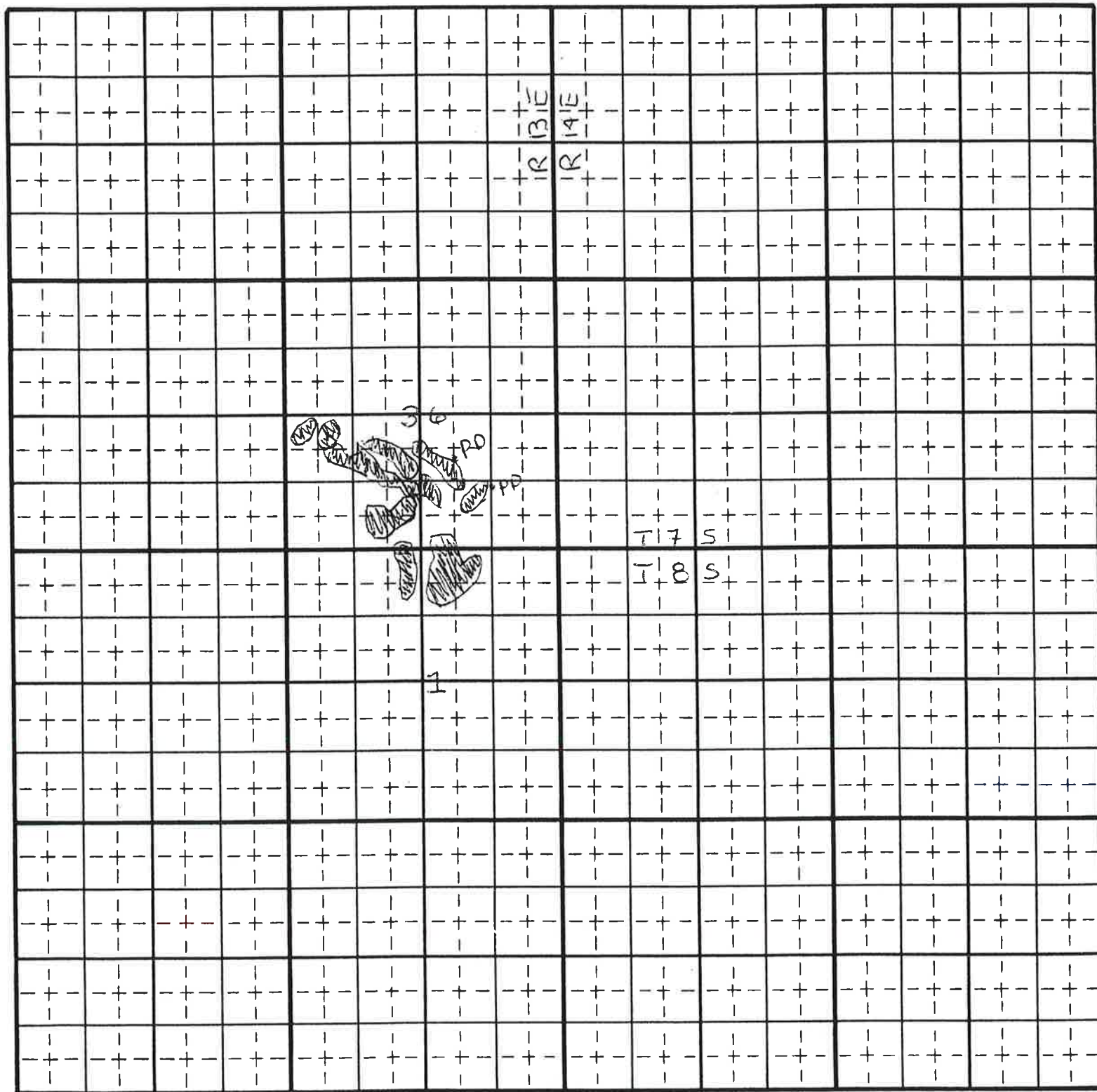
MICROFILMED

Last Name IDFG Ident No. 36-133 (partial)

Copies: White-State, Yellow-Claimant
JAN 25 1993

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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JAN 25 1993

Last Name IDEA

Ident No. 36 133 (p. 421)

Copies: White-State, Yellow-Claimant

If applicable provide IDWR Water Right Number 36-1333
Court U.S. District Court Case Number Equity # 1602 Decree Date 3/23/1932
Plaintiff vs Defendant New International Mortgage Bank vs Idaho Power

(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.

Date _____

Date 11/2/90

MICROFILMED
JAN 25 1983
Copies White-State, Yellow-Claimant

October 17, 1990

RECEIVED
NOV 5 1990

Mr. David B. Shaw
Adjudication Bureau Chief
Idaho Dept. of Water Resources
1301 N. Orchard Street
STATEHOUSE
Boise, ID 83720

Department of Water Resources

Dear Mr. Shaw:

Enclosed please find our Request for Extension of Time to File Adjudication Claims. It recently came to our attention that claims we believed were being filed by the local irrigation districts and canal companies had not been done. Therefore, we wish to extend the filing date to November 15, 1990.

We apologize for any inconvenience the delay in filing the claim notices may have caused. We are working diligently to complete all remaining applications. If you have any questions regarding our applications, please contact Cindy Robertson of my staff at 334-2597.

Sincerely,



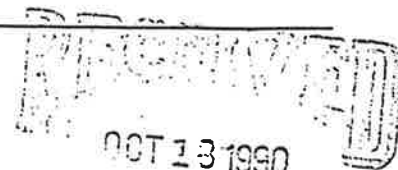
Cal Groen, Chief
Bureau of Program Coordination

CG:tlv

Enclosure

RECEIVED

JAN 25 1993



State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Idaho Department of Fish and Game
Name of Claimant

(208) 334-3700
Phone Number

600 S. Walnut
Mailing Address

Boise
City

10
State

83707
Zip

Blaine; Gooding
County(s) where place of use is located

July 31, 1990
Date claim originally due

Multiple rights
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Additional claims have been filed that were inadvertently left off the original list. These claims were believed to have been filed by local irrigation districts and canal companies and we subsequently discovered they were not filed on.

Claimant requests an extension to November 15, 19 90

Cal Shaw
Signature

10-17-90, 19 90
Date of request

Chief, Bureau of Program Coordination
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to January 15, 19 91

Signed this 18 day of December, 19 90

David B. Shaw
Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

MICROFILMED
JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:46:42
04/16/91

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-00133A

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			4-19-91					
POINT OF DIV	Y			(Y)				
SOURCE				(Y)				
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	(Y)	Legal Review 4-24-91						
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

JAN 25 1993

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:46:42
04/16/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-00133A

LAST: FISH & GAME
ADDRESS:
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:
STATE: ID ZIP: 83720

OWNER CODE: K

LAST: STATE OF IDAHO
ADDRESS: DEPT. OF FISH & GAME
P.O. BOX 25
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:
STATE: ID ZIP: 83720

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: DIVERSION WORKS: BIG BEND DITCH DIVERSION WORKS CONSIST OF A
CONCRETE RETAINING WALL DIVERTING WATER INTO A DIRT DITCH.
-
WATER (20 CFS) WAS DECREED TO THE BIG BEND DITCH CO. IN 1932.
IDFG IS A SHAREHOLDER IN THE COMPANY (40 SHARES) AND USES THE
WATER FOR WILDLIFE USE. THE DITCH COMPANY FILED ON THE WATER
RIGHT (36-00133) BUT DID NOT INCLUDE THE IDFG'S 1.6 CFS FOR
WILDLIFE PURPOSES.

RECORDED
JAN 25 1993

PHONE NUMBER: () - -

TIME: ____:____ A(____) P(____)

PHONE NUMBER: (____) ____-____

DIRECTIONS TO PROPERTY / REMARKS:

~~may file 2nd presentation for added season & volume~~

7-21-91
L.C.A.
1/10/91
- 1/10/91
- 1/10/91
BB 1/10/91

JAN 25 1993

A. AJ CLAIM: # A36-00133A PRIORITY DATE: 12-17-1903 STAGE: D

B. WR RECORD: # 36-00133 PRIORITY DATE: 12-17-1903 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS: Has change in use occurred by unrecorded transfer?

=====

RECOMMENDED PRIORITY DATE:
12-17-1903

REVIEWED BY _____ DATE _____

=====

JAN 25 1993

UNRECORDED

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-00133A	07S	13E	36	SW	NW	SE		GOODING
A36-00133A	07S	13E	36	NW	SE	SE		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A36-04142	R36-07237
A36-07237	R36-07865
A36-00133	R36-02007
A36-07865	R36-08318
A36-08318	R36-07762
A36-02007	R36-00133
A36-10064	R36-00136
	R36-00194

WR RECORDS IN SAME 40 ACRE TRACT

36-04066
36-04067
36-04142
36-07228
36-07237
36-07865
36-08317
36-08318
36-08348
36-08567
36-08571
P36-08567
L36-08317
36-00020
36-00028
36-00127
36-00136
36-00174
36-00194
36-02055
36-02056
36-02478
36-04065
36-07762
36-08325
36-08377
L36-07762
L36-08318

SOURCE: UPPER TUCKER SPRINGS

TRIB: RILEY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-00133	07S	13E	36		SE	SE		GOODING

OTHER WR RECORDS WITH SAME WR POD

36-00020
36-00028
36-00127
36-00136

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A36-00194	R36-07237
A36-07762	R36-07865
A36-04065	
A36-02056	

MICROFILMED
JAN 25 1993

36-00174
36-00194
36-02055
36-02056
36-02478
36-04065
36-04142
36-07237
36-07762
36-07865

A36-00136
A36-02055
A36-04142
A36-07237

SOURCE: UPPER TUCKER SPRINGS

TRIB: RILEY CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
70

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—

SOURCE: UPPER TUCKER SPRINGS, MAPED.
TUCKER SPRINGS, LONG CO.

TRIB: RILEY CREEK

REVIEWED BY: _____ DATE: _____

SCC

7-17-91

MICROFILMED
JAN 25 1993

A. ROOT WATER RIGHT NUMBERS: A36-00133
A36-00133A

R36-00133

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	13E	36	SE	SW		FISH & GAME	A36-00133A /	- /			
			SE	SW		STATE OF IDAHO	A36-15153 /	- /			
			SE	SW		STATE OF IDAHO	A36-04065 /	36-04065 /			
			SE	SW		FISH & GAME	A36-07836 /	36-07836 /			
			SE	SW		STATE OF IDAHO	A36-02056 /	- /			
			SE	SW		STATE OF IDAHO	A36-02159 /	36-02159 /			
			SE	SW		FISH & GAME	A36-07855 /	36-07855 /			
			SE	SW		FISH & GAME	R36-07836 /	- /			
			SE	SW		FISH & GAME	R36-07855 /	- /			
			SE	SW		BEDAL , JAMES		36-00012 /			
			SE	SW		BEDAL , JAMES		36-00013 /			
			SE	SW		BEDAL , JAMES		36-00014 /			
			SE	SW		BEDAL , KATE C.		36-00171 /			
			SE	SW		BEDAL , KATE C.		36-00172 /			
			SE	SW		BEDAL , KATE C.		36-00173 /			
			SE	SW		BEDAL , KATE C.		36-00174 /			
			SE	SW		STATE OF IDAHO		36-04066 /			
			SE	SW		STATE OF IDAHO		36-04067 /			
07S	13E	36	NW	SE		FISH & GAME	A36-00133A /	- /	24.0		
			NW	SE		STATE OF IDAHO	A36-00012 /15.0	36-00012 /			
			NW	SE		STATE OF IDAHO	A36-15153 /	- /			
			NW	SE		STATE OF IDAHO	A36-04065 /	36-04065 /			
			NW	SE		STATE OF IDAHO	A36-02056 /	36-02056 /			
			NW	SE		STATE OF IDAHO	A36-02159 /	36-02159 /			
			NW	SE		FISH & GAME	A36-07855 /	36-07855 /			
			NW	SE		FISH & GAME	R36-07855 /	- /			
			NW	SE		BEDAL , JAMES		36-00013 /			
			NW	SE		BEDAL , JAMES		36-00014 /			
			NW	SE		BEDAL , KATE C.		36-00171 /			
			NW	SE		BEDAL , KATE C.		36-00172 /			
			NW	SE		BEDAL , KATE C.		36-00173 /			
			NW	SE		BEDAL , KATE C.		36-00174 /			
			NW	SE		STATE OF IDAHO		36-04066 /			
07S	13E	36	SW	SE		FISH & GAME	A36-00133A /	- /	13.0		
			SW	SE		STATE OF IDAHO	A36-00012 / 0.5	36-00012 /			
			SW	SE		STATE OF IDAHO	A36-15153 /	- /			
			SW	SE		STATE OF IDAHO	A36-04065 /	36-04065 /			
			SW	SE		STATE OF IDAHO	A36-02055 /	36-02055 /			
			SW	SE		STATE OF IDAHO	A36-02056 /	- /			
			SW	SE		STATE OF IDAHO	A36-02159 /	36-02159 /			
			SW	SE		FISH & GAME	A36-07855 /	36-07855 /			
			SW	SE		FISH & GAME	R36-07855 /	- /			
			SW	SE		BEDAL , JAMES		36-00013 /			

JAN 25 1993

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SW	SE	BEDAL , JAMES	36-00014	/
SW	SE	BEDAL , KATE C.	36-00171	/
SW	SE	BEDAL , KATE C.	36-00172	/
SW	SE	BEDAL , KATE C.	36-00173	/
SW	SE	BEDAL , KATE C.	36-00174	/
SW	SE	STATE OF IDAHO	36-04066	/
SW	SE	STATE OF IDAHO	36-04067	/

08S 13E	1	NW	NE	FISH & GAME	A36-00133A	/	-	/
		NW	NE	STATE OF IDAHO	A36-15153	/	-	/
		NW	NE	STATE OF IDAHO	A36-02706	/ 1.0	36-02706	/ 1.0
		NW	NE	STATE OF IDAHO	A36-07249	/	36-07249	/
		NW	NE	2 FISH & GAME	A36-07855	/	36-07855	/
		NW	NE	STATE OF IDAHO	A36-02055	/	36-02055	/
		NW	NE	STATE OF IDAHO	A36-02056	/	-	/
		NW	NE	FISH & GAME	A36-02158	/ 5.0	36-02158	/ 5.0
		NW	NE	2 FISH & GAME	R36-07855	/	-	/
		NW	NE	2 BEDAL , JAMES			36-00012	/
		NW	NE	2 BEDAL , JAMES			36-00013	/
		NW	NE	2 BEDAL , JAMES			36-00014	/
		NW	NE	2 BEDAL , KATE C.			36-00171	/
		NW	NE	2 BEDAL , KATE C.			36-00172	/
		NW	NE	2 BEDAL , KATE C.			36-00173	/
		NW	NE	2 BEDAL , KATE C.			36-00174	/

07S 13E	36	NE	SW	FISH & GAME	A36-00133A	/	-	/	10.0
		NE	SW	STATE OF IDAHO	A36-00012	/ 0.6	36-00012	/	
		NE	SW	STATE OF IDAHO	A36-15153	/	-	/	
		NE	SW	STATE OF IDAHO	A36-04065	/	36-04065	/	
		NE	SW	STATE OF IDAHO	A36-02056	/	-	/	
		NE	SW	STATE OF IDAHO	A36-02159	/	36-02159	/	
		NE	SW	FISH & GAME	A36-07855	/	36-07855	/	
		NE	SW	FISH & GAME	R36-07855	/	-	/	
		NE	SW	BEDAL , JAMES			36-00013	/	
		NE	SW	BEDAL , JAMES			36-00014	/	
		NE	SW	BEDAL , KATE C.			36-00171	/	
		NE	SW	BEDAL , KATE C.			36-00172	/	
		NE	SW	BEDAL , KATE C.			36-00173	/	
		NE	SW	BEDAL , KATE C.			36-00174	/	
		NE	SW	STATE OF IDAHO			36-04066	/	
		NE	SW	STATE OF IDAHO			36-04067	/	

07S 13E	36	NW	SW	FISH & GAME	A36-00133A	/	-	/
		NW	SW	STATE OF IDAHO	A36-15153	/	-	/
		NW	SW	STATE OF IDAHO	A36-00028	/ 10.0	-	/
		NW	SW	STATE OF IDAHO	A36-02056	/	-	/
		NW	SW	STATE OF IDAHO	A36-02159	/	36-02159	/

07S 13E	36	SW	SW	FISH & GAME	A36-00133A	/	-	/
		SW	SW	STATE OF IDAHO	A36-00028	/ 8.0	36-00028	/
		SW	SW	STATE OF IDAHO	A36-02159	/	36-02159	/

08S 13E	1	NE	NW	FISH & GAME	A36-00133A	/	-	/
		NE	NW	STATE OF IDAHO	A36-15153	/	-	/
		NE	NW	3 FISH & GAME	A36-07855	/	36-07855	/
		NE	NW	3 FISH & GAME	R36-07855	/	-	/
		NE	NW	3 BRIGGS , E. G.			36-00031	/
		NE	NW	3 BRIGGS , E. G.			36-00032	/

not use?
no ponds
10/15/13
not use?
no ponds
10/15/13

2007
 JAN 25 1993
 2007

TOTAL ACRES

A36-00133A

47.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POI DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

all ponds are claimed.

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

JAN 25 1993

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-00133A WILDLIFE	FROM 01-01 TO 12-31	1.600 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.600 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-00133 IRRIGATION	FROM TO	20.000 CFS
36-00133 DOMESTIC	FROM TO	20.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		20.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	<u>Y</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<u>Y</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>Y</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N()

RECOMMEND TO WR STANDARDS OR OTHER? Y() N() Explain in remarks, below.

REMARKS:

Change in Nature of Use ... Expansion of Season

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JAN 25 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 1.600 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 20.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

Y

B.

FLOW MEASUREMENT

40 SHARES = ()

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 36-02056, 36-00012

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00012	LEN LEWIS SPRING	STATE OF IDAHO	3.000	0.051		
A36-02158	BICKEL SPRING CREEK	FISH & GAME	15.000	0.200		
A36-00028	RILEY CREEK	STATE OF IDAHO	0.300	0.016		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-00133A	WILDLIFE	FISH & GAME	FROM 01-01 TO 12-31	1.600 CFS	
A36-15153	WILDLIFE	STATE OF IDAHO	FROM 01-01 TO 12-31	3.000 CFS	
A36-04065	FISH PROPAGATION	STATE OF IDAHO	FROM 01-01 TO 12-31	10.500 CFS	
A36-07836	FISH PROPAGATION	FISH & GAME	FROM 01-01 TO 12-31	3.000 CFS	
A36-02056	FISH PROPAGATION	STATE OF IDAHO	FROM 01-01 TO 12-31	3.000 CFS	
A36-02159	FISH PROPAGATION	STATE OF IDAHO	FROM 01-01 TO 12-31	20.000 CFS	
A36-07855	FISH PROPAGATION	FISH & GAME	FROM 01-01 TO 12-31	20.000 CFS	
R36-07836	FISH PROPAGATION	FISH & GAME	FROM 01-01 TO 12-31	3.000 CFS	
R36-07855	FISH PROPAGATION	FISH & GAME	FROM 01-01 TO 12-31	20.000 CFS	
A36-02055	FISH PROPAGATION	STATE OF IDAHO	FROM 01-01 TO 12-31	64.000 CFS	
A36-07249	FISH PROPAGATION	STATE OF IDAHO	FROM 01-01 TO 12-31	24.000 CFS	

JAN 25 1993

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

RECORDED
JAN 25 1993

=====

RECOMMENDATIONS:

=====

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			_____	_____	_____	_____	_____	_____

REVIEWED BY: _____ DATE: _____

=====

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 JAN 25 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-00133

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 20.000	EXAMINER _____	CFS
-----------------------------------	--------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-00133	20.000	R36-00133	8.680	36-00133	20.000
-	A36-00133A	1.600	-	-	-	-
-	R36-00133	8.680	R36-00133	8.680	36-00133	20.000
TOTAL CFS		30.280	17.360		20.000	

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE N	FIELD EXAMINER _____ _____
---------------	-------------------------------------

REMARKS:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____
NAME OF FIELD EXAMINER: _____ TITLE: _____

JAN 25 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08567

Proposed Priority: October 30, 1990

Maximum Diversion Rate:
Maximum Diversion Volume:

5.00 CFS
54.0 AF

This is to certify, that **BIG BEND MINING & IRRIGATION CO.**
C/O IVAN GUSTAFSON
P.O. BOX 209
HAGERMAN, ID 83332

RECEIVED

MAY 14 1991

has applied for a permit to appropriate water from:

TUCKER SPRINGS, UPPER
TUCKER SPRINGS, LOWER

tributary of RILEY CREEK
tributary of RILEY CREEK

Department of Water Resources
Southern Region Office

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

WILDLIFE	11/15 to 03/15	5.00 CFS
----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION:

NWSESE Sec. 36, Township 07S, Range 13E
SEWNSE Sec. 36, Township 07S, Range 13E
GOODING County

PLACE OF USE: WILDLIFE
TWN RGE SEC

07S 13E 27

SENE

NESE

NWSE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1993**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this permit is subject to control by the watermaster of State Water District No. 36A.
5. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works prior to diversion of water under this permit.
6. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.

MICROFILMED

JAN 7 5 1993

36-8567

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08567

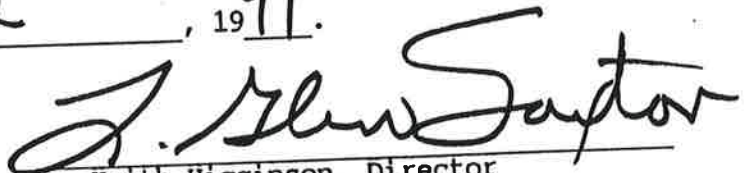
7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
9. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
10. This right authorizes an annual volume of water to fill the ponds and the amount required to replace losses thru evaporation.
11. The rate of diversion shall not conflict or interfere with the future diversion of water for irrigation or other beneficial uses.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

23 day of

April

, 1991.

for 
R. Keith Higginson, Director

MICROFILMED

JAN 25 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08571

Proposed Priority: December 13, 1990

Maximum Diversion Rate:
Maximum Diversion Volume:

4.00 CFS
16.0 AF

This is to certify, that **BIG BEND MINING & IRRIGATION**
C/O VERL BELL
RT. 1 BOX 42
HAGERMAN, ID 83332

has applied for a permit to appropriate water from:

RECEIVED

TUCKER SPRINGS, UPPER
TUCKER SPRINGS, LOWER

tributary of RILEY CREEK
tributary of RILEY CREEK

JUL 22 1991

and a permit is **APPROVED** for development of water as follows: Department of Water Resources
Southern Region Office

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
WILDLIFE	11/15 to 03/15	4.00 CFS
HEATING	11/15 to 03/15	0.10 CFS
COOLING	11/15 to 03/15	0.10 CFS
	Totals	4.00 CFS

LOCATION OF POINT(S) OF DIVERSION:
Rediversion

SWNWNW Sec. 23, Township 07S, Range 13E
SEWNSE Sec. 36, Township 07S, Range 13E
NWSESE Sec. 36, Township 07S, Range 13E
GOODING County

PLACE OF USE: WILDLIFE
TWN RGE SEC

07S 13E 15 SESE

PLACE OF USE: HEATING, same as WILDLIFE use

PLACE OF USE: COOLING, same as WILDLIFE use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **July 1, 1994**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this permit is subject to control by the watermaster of State Water District No. 36A.

JAN 25 1993

36-08571

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08571

5. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works prior to diversion of water under this permit.
6. Use of water under this permit shall be non-consumptive.
7. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
8. Heating and cooling use is for domestic heat pump.
9. This right authorizes an annual volume of water to fill the ponds and the amount required to replace losses through evaporation.
10. The rate of diversion shall not conflict or interfere with the future diversion of water for irrigation or other beneficial consumption.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

15th day of July, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

JAN 25 1993

Shares of water

Big Bend Irrig. & Menning Co. Shareholders

	address	Phone
16	Bates Bruce - Rt 1 - Box 16	837-6319
40	Bill Verl - Rt 1 Box 42	837-4405
20	Brown Tim or Nancy K. 33 E - 1700 So. Gooding	934-8133
67 1/2	Buckey Farms Inc. 1/2 Dan York 18335 U.S. Hwy. 30.	837-4815
58	Callow Lyle/Charlotte P.O. Box 126	837-6456
30	Cook - Dick/Doris Rt 1 - Box 22	837-6164
37	Cook Vay/Jean 827 E - 2700 So.	837-4880
4	Dieser Harry - Rt 1 - Box 33	
60	Dustafson Joan 2853 S. 900 E	837-6441
20	Fish Breeders of Idaho 1/2 Les Ray 4647C River Rd. Duhl	83316
84	Hayden Carl - P.O. Box 528 Jackpot W. 89825	
87 1/2	Flying Triangle Co. 1/2 Bill Brailsford P.O. Box 180 Hgmn	837-4926
10	Hoskovic Betty - 2795 A.S. 900 E Hgmn	837-4878
5	King Marion Apt - 113 - Bldg C 2400 N. E Sunset driving	97030
2	Jensen D.W. 630 Harrison Twin Falls	83301
9	Lloyd Cleave/Betty 2715 So. 900 E Hgmn	
55	Lorranger Gene - Rt 1 - Hgmn	837-4820
3	Madarietta Fairy - P.O. Box 353 Hgmn	837-4587
1	Osburn Jim Rt 1 - Box 51 - A Hgmn	837-6391
1	Pearson Mike	837-6391
31	Radget Gene - Box 852 Mesquite New	89024
20	Saul Donald - 2757 So - 852 E Hgmn	837-6622
29	Smuck Jeffery P.O. Box 642 - Hgmn	837-4999
35	Spring Valley Ranch Inc. - P.O. Box 73 Hgmn	
5	Sommers Ronald 119 A.E. - 2900 So Hgmn	837-6304
40	State Fish & Game Hagerman	

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JAN 29 1992

JAN 25 1993

Department of Water Resources
Southern Region Office

31 Triple M Ranch / Manfred Mueller 2795 So 900 E
Hog. m. 837-4947
~~837-4947~~

80 Trautner A.L. 707 Trautner Way Boise M. 83702

25 Vernon Edith - Rt 1 - Box 19

837-4571

12 Veenstra Pete / Barb. 882 E - 2830 So. Hgr

30 Weins Ted - 1701 Las Vegas Blvd So. Las Vegas
NV. 89104

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JAN 29 1992

Department of Water Resources
Southern Region Office

Shares of water

Big Bend Irrig. & Manning Co. Shareholders

	address	phone
16	Bates Bruce - Rt 1 - Box 16	837-6319
40	Bill Verl - Rt 1 Box 42	837-4405
20	Brown Tim or Nancy K 33 E - 1700 So. Gooding	934-8133
67 1/2	Buckey Farms Inc. % Dan York 18335 U.S. Hwy. 30.	837-4815
58	Callow Lyle / Charlotte P.O. Box 126	837-6456
30	Cook Dick / Dixie Rt 1 - Box 22	837-6164
37	Cook Vay / Jean 827 E - 2700 So.	837-4880
4	Gisler Harry - Rt 1 - Box 33	
60	Gustafson Ivan 2853 S. 900 E	837-644
20	Fish Breeders of Idaho % Les Ray 4647C River Rd. Duhl	83316
84	Hayden Carl - P.O. Box 528 Jackson W.	89825
87 1/2	Flying Triangle Co. % Bill Brailsford P.O. Box 180 Hgmn	837-4926
10	Hoskovic Betty - 2795 A.S. 900 E Hgmn	837-4878
5	King Marian 2400 N. E Sunset drive Apt 113 - Bldg C Gresham Oreg.	97030
2	Jensen D.W. 630 Morrison Twin Falls	83301
9	Lloyd Cleave / Betty 2715 So. 900 E Hgmn	
55	Larranger Gene - Rt 1 - Hgmn	837-4820
3	Madarietta Fairy P.O. Box 353 Hgmn.	8374587
1	Osburn Jim Rt 1 - Box 51 - A Hgmn	837-6391
1	Pearson Mike	837-63
31	Radget Gene - Box 852 Mesquite New.	89024
20	Saul Donald - 2757 So - 850 E Hgmn	837-6622
29	Smuck Jeffery P.O. Box 642 - Hgmn.	837-4999
35	Spring Valley Ranch Inc. P.O. Box 73 Hgmn	
5	Sommers Ronald 119 A.E - 2900 So Hgmn	837-6304
40	State Fish & Game Hagerman	

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JAN 29 1992

JAN 25 1993

(over)

31 Triple M Ranch / Manfred Mueller 2795 So 900 E
Hogom. 837-4947
80 Trautner A.L. 707 Trautner Way Boise M. 83702
25 Vernon Edith - Rt 1 Box 19 837-4571
12 Venstra Pete / Barb. 882 E - 2830 So. Agr
20 Weins Ted - 1701 Las Vegas Blvd So. Las Vegas
W. 89104

+770

938 shares

938

shares
of 1000
issued

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JAN 29 1992

Department of Water Resources
Southern Region Office

432-00193