

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

A36-02046

Date Received

5-13-1988

Receipt Number

5000727

+ 3014295 su

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) SALMON FALLS SHEEP Co. Phone (208) 837-4534Mailing Address 95-A BELL RAPIDS RD, HAGERMAN Zip 833322. Date of Priority (Only one (1) per claim) 12-01-19393. Source of water supply (a) RILEY CREEK
which is tributary to (b) SNAKE RIVER4. a. Location of existing point of diversion is: Township 7S Range 13E Section 36,
1/4 of SW 1/4 of NE 1/4, Govt. Lot, 6 B.M., County of GOODING

Additional points of diversion if any: _____

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.HEADGATE @ HUNT DITCH; GATE VALVE & 18" pipe from Hunt Ditch.

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OCT 13 1994

6. Water is claimed for the following purposes: (both dates are inclusive) (cfs) (acre feet)
- For IRRIGATION purposes from 4-1 to 10-31 amount 3.50 or _____
- For STOCK WATER purposes from 1-1 to 12-31 amount 0.30 or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 3.50 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is 472.5 acre feet per annum.
9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) STOCK WATER, 1200 RANGE
10. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - 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	
8S	13E	01							LOT 5 3			5							8.0
		02			14	19		LOT 4 0.5	35	23		4			4				99.5
		03	LOT 1 3		1.0	37									9.0				50.0

Total number of acres irrigated 157.5

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.
A36-00136 + A36-00195 or None ()

14. Remarks: When Right 36-00136 is being used, this right is not used, as the pipeline across the Snake River can only carry about 3.5 cfs. Stock also drinks under 36-00136 + 36-00195. Although up to 1400 Range cattle may be present, only a small number of animals is usually present during the irrigation season.
Water from the Hunt Ditch is not clean enough to use for Domestic purposes.

Last Name SALMON FALLS SHEEP Ident No. A36-02046

Copies: White - State, Yellow - Claimant

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OCT 13 1994

420-B
1-1958

34 | 35
3 | 2

TO UPPER SALMON
FALLS POWER PLANT

35 | 36
2 | 1

26.8

21.5

613-B

1-1957

12.8

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OCT 13 1994

15. Basis of Claim (check one) Ben al Use _____ Posted Notice _____ Li se ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 36-02046
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 1

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am x President Title _____

of Salmon Falls Sheep Inc. Organization _____, that I have signed the foregoing

document in the space below as x president Title _____ of Salmon Falls Sheep Inc. Organization _____

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

Signature of Authorized Agent x James F. Henslee

Title and Organization Salmon Falls Sheep Inc. Pres. Date x 2/24/92

State of Idaho/or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 24th day of March 19 92

SEAL

Notary Public Steve Chubb

Residing at Twin Falls

My Commission Expires Dec 7, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be 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 _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
OCT 13 1994

AJ5811NP
SELECTION FILE: SHAFF-BROWN-NOA6

IDAHO DEPARTMENT OF WATER RESOURCES
SELECTION FILE CONTENTS

DATE: 05/13/93
TIME: 11:57:12
PAGE: 1

36-00004	36-00047	36-00065	36-00066B	36-00067	36-00136A	36-00136B	36-00194	36-02046	36-02166
36-02178	36-07298	36-10033	36-10035	36-10169	36-10223	36-10446	36-10815	36-15094	A36-00004
A36-00047	A36-00065	A36-00065B	A36-00066B	A36-00067	A36-00136	A36-00194	A36-02046	A36-02166	A36-02178
A36-07298	A36-10033	A36-10035	A36-10169	A36-10223	A36-10446	A36-10815	A36-15094		

TOTAL RECORDS IN SELECTION FILE: 38

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OCT 13 1994

1 Hagerman Water Right Owners, Inc. and its individual members, the
2 following individuals:

3	Alice A. & Paul J. Anderton	✓A36-10223 ^x
	Fay Coates and/or Fred Beckstead	✓A36-07298 ^x
4	Fay Coates and/or Fred Beckstead	✓A36-00066B ^x
	Fay Coates and/or Fred Beckstead	✓A36-10169 ^x
5	Fay Coates and/or Fred Beckstead	✓A36-00065 ^x
	Fay Coates and/or Fred Beckstead	✓A36-00067 ^x
6	Dairy West Associates	✓A36-10815 ^x
	Michael J. Fleming	✓A36-15094 ^x
	Michael J. Fleming	✓A36-10446 ^x
7	Salmon Falls Land & Livestock	✓A36-00194 ^x
	Salmon Falls Land & Livestock	✓A36-02046 ^x
8	Salmon Falls Land & Livestock	✓A36-02166 ^x
	Salmon Falls Land & Livestock	✓A36-02178 ^x
9	Salmon Falls Land & Livestock	A36-00136B ^x
	Salmon Falls Land & Livestock	A36-00136A ^x
10	Salmon Falls Land & Livestock	✓A36-10035 ^x
	Salmon Falls Land & Livestock	✓A36-10033 ^x
11	Spring Valley Ranch, Inc.	✓A36-00004 ^x
	Dixie Adamson	—A36-00047 ^x

12 Dated this 10 day of May, 1993.

13 HEPWORTH, NUNGESTER & LEZAMIZ,
14 CHARTERED

15 By: 

16 Patrick D. Brown
17 Attorneys for Respondents
18
19
20
21
22
23



Hepworth,
Nungester,
& Lezamiz

INPUT: AJ_SELECTION:SHAFF-BROWN-NOA6.SEL

TYPE OF ACTION: MODIFY

MODIFY ALL FIELDS FLAG: Y

LAST NAME: BROWN

ADDRESS LINE 1: HEPWORTH NUNGESTER LEZAMIZ

ADDRESS LINE 3: PO BOX 389

CITY: TWIN FALLS

STATE: ID ZIP: 833030389

FIRST NAME: PATRICK D

ADDRESS LINE 2:133 SHOSHONE ST N

PHONE NUMBER: (208) 734-7510

✓ 36-00004 SUCCESSFULLY CHANGED ON HOST
✓ 36-00047 SUCCESSFULLY CHANGED ON HOST
✓ 36-00065 SUCCESSFULLY CHANGED ON HOST
✓ 36-00066B SUCCESSFULLY CHANGED ON HOST
✓ 36-00067 SUCCESSFULLY CHANGED ON HOST
✓ 36-00136A SUCCESSFULLY CHANGED ON HOST
✓ 36-00136B SUCCESSFULLY CHANGED ON HOST
✓ 36-00194 SUCCESSFULLY CHANGED ON HOST
✓ 36-02046 SUCCESSFULLY CHANGED ON HOST
✓ 36-02166 SUCCESSFULLY CHANGED ON HOST
✓ 36-02178 SUCCESSFULLY CHANGED ON HOST
✓ 36-07298 SUCCESSFULLY CHANGED ON HOST
✓ 36-10033 SUCCESSFULLY CHANGED ON HOST
✓ 36-10035 SUCCESSFULLY CHANGED ON HOST
✓ 36-10169 SUCCESSFULLY CHANGED ON HOST
✓ 36-10223 SUCCESSFULLY CHANGED ON HOST
✓ 36-10446 SUCCESSFULLY CHANGED ON HOST
✓ 36-10815 SUCCESSFULLY CHANGED ON HOST
✓ 36-15094 SUCCESSFULLY CHANGED ON HOST
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✓ A36-00047 SUCCESSFULLY CHANGED ON HOST
✓ A36-00065 SUCCESSFULLY CHANGED ON HOST
✓ A36-00065B SUCCESSFULLY CHANGED ON HOST
✓ A36-00066B SUCCESSFULLY CHANGED ON HOST
✓ A36-00067 SUCCESSFULLY CHANGED ON HOST
✓ A36-00136 SUCCESSFULLY CHANGED ON HOST
✓ A36-00194 SUCCESSFULLY CHANGED ON HOST
✓ A36-02046 SUCCESSFULLY CHANGED ON HOST
✓ A36-02166 SUCCESSFULLY CHANGED ON HOST
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✓ A36-10815 SUCCESSFULLY CHANGED ON HOST
✓ A36-15094 SUCCESSFULLY CHANGED ON HOST

MICROFILMED
OCT 13 1994

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 (PDB\21530SUP.NO6\crh)
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)

Case No. 39576

18 _____)
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,)

HAGERMAN WATER RIGHT OWNERS,
INC. AND ITS INDIVIDUAL
MEMBERS' SIXTH SUPPLEMENTAL
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.

* * * * *

COMES NOW the law firm of Hepworth, Nungester & Lezamiz
and supplements its Notice of Appearance to add on behalf of



Hepworth,
Nungester,
& Lezamiz

SIXTH SUPPLEMENTAL NOTICE OF APPEARANCE - 1

MICROFILMED
OCT 13 1994

CERTIFICATE OF MAILING

The undersigned, a resident attorney of the State of Idaho, with offices at 133 Shoshone St. North, P.O. Box 389, Twin Falls, Idaho 83303, and one of the attorneys for the respondents in this matter, certifies that he caused to be mailed a copy of the above and foregoing FIFTH SUPPLEMENTAL NOTICE OF APPEARANCE on the 10 day of May, 1993, to:

Snake River Adjudication (original)
District Court
P.O. Box 27070
Twin Falls, ID 83303-0126

Chief, Natural Resources Division (1)
Office of Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

The United States Department of Justice (1)
Environment and Natural Resources Division
550 West Fort Street, Box 33
Boise, ID 83734


Patrick D. Brown



Hepworth,
Nungester,
& Lezamiz

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OCT 13 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.

CIVIL CASE NUMBER: 39576

Ident. Number: **A36-02046**
Date Received: 5/13/1988
Receipt No: S000727
Received By: _____

name change jk

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

1. Name: SALMON FALLS LAND AND LIVESTOCK 208-837-4534
Address: 95-A BELL RAPIDS RD
HAGERMAN ID 83332

2. Date of Priority: DEC 1, 1939

3. Source: RILEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	13E	36	SW	NE		6	GOODING

5. Description of diverting works:
HEADGATE & HUNT DITCH, GATE VALVE & 18" PIPE FROM DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.500		
STOCKWATER	01/01	12/31	0.300		

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

8. Total consumptive use is 472.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 1200 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	13E	1	SW	NW	5	IRR	3.0
			NW	SW		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	8.0
		2	SW	NE	IRR	14.0
			SE	NE	IRR	19.0
			NW	NW	4 IRR	0.5
			SW	NW	IRR	35.0
			SE	NW	IRR	23.0
			NW	SW	IRR	4.0
			NE	SE	IRR	4.0
					Section Acres	99.5
		3	NE	NE	1 IRR	3.0
			SW	NE	IRR	1.0
			SE	NE	IRR	37.0
			NE	SE	IRR	9.0
					Section Acres	50.0
					Total Acres	157.5

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:
A36-00136 & A36-00195

14. Remarks:

WHEN RIGHT 36-000136 IS BEING USED, THIS RIGHT IS NOT USED, AS THE PIPELINE ACROSS THE SNAKE RIVER CAN ONLY CARRY ABOUT 3.5 CFS. STOCK ALSO DRINK UNDER 36-000136 & 36-00195. ALTHOUGH UP TO 1400 RANGE CATTLE MAY BE PRESENT, ONLY A SMALL UNMBER OF ANIMALS IS USUALLY PRESENT DURING THE IRRIGATION SEASON. WATER FROM THE HUNT DITCH IS NOT CLEAN ENOUGH TO USE FOR DOMESTIC PURPOSES.

15. Basis of Claim: LICENSE

Water Right Number: 18906

MICROFILMED

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



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

01-Oct-1992

SALMON FALLS LAND AND LIVESTOCK
RT 1 BOX 74
HAGERMAN ID 83332

Re: Name Change for Adjudication Claim #A36-00136A, A36-00136B,
#A36-00194, A36-02046,
A36-02166, A36-02178,
A36-02419, A36-10033,
A36-10035, A36-10037

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of our recommendation to the court noting the name change in claimant.

Please review the record and if you have any corrections or questions, feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures:

MICROFILMED

JAN 25 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: May 28, 1992

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR:

All claims listed under Salmon Falls Sheep Company.

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

Salmon Falls Sheep Company
same as orig

☐ New Owner/Claimant
(Purchaser):

Salmon Falls Land and Livestock

☐ New Mailing Address:

same as old address

☐ New Telephone Number:

() _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New
Owner/Claimant(s)

James F. Hensley Date 9/16/92

☐ Signature of Former
Owner/Claimant(s):

Date _____
Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10-1-92 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

JAN 25 1993

State of Idaho

Department of State

CERTIFICATE OF AMENDMENT

OF

COPY

SALMON FALLS SHEEP COMPANY

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of Amendment to the Articles of Incorporation of SALMON FALLS SHEEP COMPANY changing its name to SALMON FALLS LAND & LIVESTOCK COMPANY duly signed and verified pursuant to the provisions of the Idaho Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Amendment to the Articles of Incorporation and attach hereto a duplicate original of the Articles of Amendment.

May 28, 1992



Pete T. Cenarrusa

SECRETARY OF STATE

By

George F. Hahn

MICROFILMED

JAN 25 1993

SD-0601-2 Last Name: SALMON FALLS

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
SALMON FALLS SHEEP CO							
		C	A36-02419✓	02/08/1960	GROUNDWATER	4.810	01 IRR
		C	A36-00136✓	10/01/1908	TUCKER SPRI	8.000	01 IRR
		C	R36-02046✓	12/01/1939	RILEY CREEK	3.500	01 IRR
		C	R36-02178✓	09/18/1952	GROUNDWATER	1.680	01 IRR
							43 DOMEST
		C	A36-10033✓	03/15/1975	GROUNDWATER	2.140	01 IRR
		C	A36-02166✓	02/27/1952	GROUNDWATER	2.040	01 IRR
		C	A36-02178✓	09/18/1952	GROUNDWATER	1.680	01 IRR
							43 DOMEST
		C	A36-10035✓	03/15/1981	GROUNDWATER	2.020	01 IRR
		C	R36-10037✓	03/15/1974	GROUNDWATER	1.650	01 IRR
		C	A36-10037✓	03/15/1974	GROUNDWATER	2.780	01 IRR
		C	R36-02166✓	02/27/1952	GROUNDWATER	2.040	01 IRR
		C	R36-02419✓	02/08/1960	GROUNDWATER	4.810	01 IRR
		C	R36-10033✓	03/15/1975	GROUNDWATER	0.960	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SD-0601-2 Last Name: SALMON FALLS

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
SALMON FALLS SHEEP CO							
		C	R36-10035✓	03/15/1981	GROUNDWATER	0.980	01 IRR
		C	A36-02046✓	12/01/1939	RILEY CREEK	3.500	01 IRR
							04 STOCK
		C	R36-00136✓	10/01/1908	TUCKER SPRI SPLIT RIGHT	4.710	01 IRR
		C	R36-00136A✓	10/01/1908	TUCKER SPRI	3.610	01 IRR
		C	R36-00136B✓	10/01/1908	TUCKER SPRI	3.330	01 IRR
		C	R36-00194✓	04/01/1901	TUCKER SPRI	0.500	04 STOCK
							43 DOMEST
SALMON FALLS SHEEP CO INC							
		C	A36-00194✓	04/01/1901	UPPER TUCKE	0.500	04 STOCK
							43 DOMEST
SALMON FALLS SHEEP CO., INC.							
		C	A36-00195✓	05/01/1918		0.500	
		C	R36-00195✓	05/01/1918		0.500	

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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
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CIVIL CASE NUMBER: 39576

Ident. Number: **A36-02046**

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Receipt No: S000727

Received By: See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SALMON FALLS SHEEP CO 208-837-4534
Address: 95-A BELL RAPIDS RD
HAGERMAN ID 83332

2. Date of Priority: DEC 1, 1939

3. Source: RILEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	13E	36	SW	NE		6	GOODING

5. Description of diverting works:
HEADGATE & HUNT DITCH, GATE VALVE & 18" PIPE FROM DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.500		
STOCKWATER	01/01	12/31	0.300		

7. Total Quantity Appropriated is:
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8. Total consumptive use is 472.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 1200 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	13E	1	SW	NW	5	IRR	3.0
			NW	SW		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	8.0
		2	SW	NE	IRR	14.0
			SE	NE	IRR	19.0
			NW	NW	4 IRR	0.5
			SW	NW	IRR	35.0
			SE	NW	IRR	23.0
			NW	SW	IRR	4.0
			NE	SE	IRR	4.0
					Section Acres	99.5
		3	NE	NE	1 IRR	3.0
			SW	NE	IRR	1.0
			SE	NE	IRR	37.0
			NE	SE	IRR	9.0
					Section Acres	50.0
					Total Acres	157.5

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:
A36-00136 & A36-00195

14. Remarks:

WHEN RIGHT 36-000136 IS BEING USED, THIS RIGHT IS NOT USED, AS THE PIPELINE ACROSS THE SNAKE RIVER CAN ONLY CARRY ABOUT 3.5 CFS. STOCK ALSO DRINK UNDER 36-000136 & 36-00195. ALTHOUGH UP TO 1400 RANGE CATTLE MAY BE PRESENT, ONLY A SMALL UNMBER OF ANIMALS IS USUALLY PRESENT DURING THE IRRIGATION SEASON. WATER FROM THE HUNT DITCH IS NOT CLEAN ENOUGH TO USE FOR DOMESTIC PURPOSES.

15. Basis of Claim: LICENSE

Water Right Number: 18906

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

RELINQUISHMENT OF NOTICE OF CLAIM

Form 25c

TO WHOM IT MAY CONCERN:

I x James F Henslee hereby relinquish and
Print Name(s)

withdraw any and all of my right, title and interest in and to
Notice of Claim to a Water Right # A36-02478, filed under
§42-1409, Idaho Code.

Signed at x TWIN FALLS this 24th day
of MARCH, 1992.

x James F Henslee
Signature of Claimant

Signature of Claimant

A36-02046

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 24th day
of March, 1992.

Steve Allen
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7 1994

For IDWR Use

Data Entry
Claim File

Initials
Su

Date
3-24-92

Return to:
Idaho Department of Water Resources
Adjudication Section
222 Shoshone St. East
Twin Falls, ID 83301

-7-

MICROFILMED

JAN 25 1993

* Reclaimed under A36-02046

RECEIVED

NOV 14 1991

Department of Water Resources

Form 25c

RELINQUISHMENT OF NOTICE OF CLAIM

TO WHOM IT MAY CONCERN:

I Idaho Power Company hereby relinquish and
Print Name(s)

withdraw any and all of my right, title and interest in and to
Notice of Claim to a Water Right #A36-02046, filed under
\$42-1409, Idaho Code.

Signed at Boise, Idaho this 25th day
of October, 1991.

[Signature]

Signature of Claimant

Signature of Claimant

State of Idaho)
County of Ada) ss.

Subscribed and sworn (or affirmed) before me this 25 day
of October, 1991.

Mary Bostrom
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 7-17-92

For IDWR Use

Data Entry
Claim File

Initials

Date

MICROFILMED

JAN 25 1993

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: A36-02046

Date Received: 6/4/91

Receipt No: 60204691

Received By: J. Martin

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUN 03 1991

Department of Water Resources

1. Name: IDAHO POWER CO.
Address: P.O. BOX 70
BOISE, ID

83707

2. Date of Priority: DEC 1, 1939

3. Source: RILEY CREEK

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	13E	1	SW	NE			GOODING

5. Description of diverting works:
DAM, DITCH, PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.500		

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

A.F.A.

8. Total consumptive use is 747.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	34	SE	SE		IRR	10.0
						Section Acres	10.0
		35	SW	SW		IRR	10.0

A36-02046

Page 1

Date: 05/13/91

MICROFILMED
JAN 25 1993

A36-02046

From: DWR03::BAUMHOFF 20-MAR-1992 11:29:34.82
To: DWR60::CLELLAND
CC: BAUMHOFF
Subj: SALMON FALLS/ IPCO

HI STEVE,

I GUESS THAT WE WILL HAVE TO WAIT FOR THE RELINQUISHMENT FORM FROM SALMON FALLS...

THIS IS WHAT CARTER HAD WORKED OUT WITH DON.....

GET PAPER (HAND WRITTEN) CLAIMS FROM EACH PARTY FOR THE CORRECT RIGHT AND THE RELINQUISHMENT FORM FOR THE OPPOSITE

IE: PAPER CLAIM FORM	RELINQUISHMENT FORM
IPCO A36-02478	A36-02046
SALMON A36-02046	A36-02478

TRANSFER THE RECEIPTED FEES ACROSS TO THE OTHER CLAIM NUMBER FOR EACH PARTY.

COPIES OF ALL IN EACH FILE.

THEN ONCE YOU HAVE THE FORMS FROM SALMON FALLS, DATA ENTER OVER THE TOP OF IPCO'S CLAIM #A36-02046 ALL OF SALMON FALLS INFORMATION.... THEN LET ME KNOW THE SAME DAY AND I WILL DATA ENTER OVER THE TOP OF SALMON FALLS CLAIM #A36-02478 ALL OF IDAHO POWER'S INFORMATION.

IF MUCH TIME GOES BY I WILL TRY TO SEND THE IPCO CLAIM DOWN TO YOU AND THEN YOU CAN DO ALL OF THE ENTRY.....

THE PROCEDURE OUTLINED WILL ELIMINATE THE NEED FOR DESIGNATION OF SPLITS OR WHAT EVER, WE WILL BE ABLE TO RECOMMEND EACH RIGHT UNDER THE CLAIMED NUMBER.

HOPE THIS MAKES SENSE...

ANNA

PART 2:
RE: SALMON FALLS SHEEP CO. A36-02478 AND A36-02046

MR. FRANK HENSLEY CAME IN TODAY AND SIGNED THE RELINQUISHMENT FOR A36-02478 AND HE SIGNED THE HAND-WRITTEN CLAIM FORM FOR THE LICENSE 36-02046. I WILL CHANGE THE RECORD ON FILE UNDER A36-02046 TO MATCH THE SALMON FALLS CLAIM NOW RECEIVED. THE RECORD UNDER FILE A36-02478 IS FREE TO BE REVISED BY THE IPCO CLAIM. I WILL CHANGE THE RECEIPT FOR SALMON FALLS TO THE NEW NUMBER.

ANY QUESTIONS?

mail > SCC to AB 3/21-92

MICROFILMED

JAN 25 1993

360
SNAKE RIVER



HYDRO POWER

IDAHO POWER COMPANY

BOX 70 • BOISE, IDAHO 83707

August 20, 1986

Mr Frank Henslee
President
Salmon Falls Sheep Company, Inc
P O Box 41, Route #1
Hagerman, Idaho 83332

Re: Transfer of Tucker Springs
Water Rights

Dear Frank:

As stated in my letter to you dated August 7, 1986, enclosed for your records is Assignment of Water Rights which has been executed by Idaho Power Company. This Assignment will transfer to the Salmon Falls Sheep Company the designated right(s) to use water at Tucker Springs decreed or licensed to Idaho Power, as per the agreement reached between you and Idaho Power regarding the replacement of the water pipeline at Tucker Springs.

If you have any questions, please feel free to call me at 383-2673.

Sincerely,

Nicolas R Ysursa
Attorney

slp

Enclosure

cc: C E Bissell

MICROFILMED

JAN 25 1993

ASSIGNMENT OF WATER RIGHTS

THIS ASSIGNMENT, Made this 20th day of August, 1986, between IDAHO POWER COMPANY, a corporation whose principal place of business is 1220 Idaho Street, Boise, Idaho 83702, Grantor, and SALMON FALLS SHEEP COMPANY, INC, an Idaho corporation whose business address is P O Box 41, Route 1, Hagerman, Idaho 83332, Grantee;

W I T N E S S E T H:

That the Grantor, for and in consideration of ONE DOLLAR (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby assign and quitclaim to the Grantee all right, title and interest the Grantor may have to the use of water represented by the following:

Decreed right for 8 cfs decreed in *New International Mortgage Bank v Idaho Power Company, et al*, Equity No 1602 by the District Court of the United States for the District of Idaho, Southern Division, March 23, 1932, with a priority date of October 1, 1908, more particularly described as 8 cfs of the waters of Riley Creek diverted at or from Tucker or Thompson Springs into and through the Pipe Ditch in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, Township 7 South, Range 13 East, BM; and

36-0136

Decreed right for one-half cfs decreed in *New International Mortgage Bank v Idaho Power Company, et al, supra*, more particularly described as a water right for one-half cfs of the waters of said Riley Creek for domestic uses and purposes and the watering of stock during the non-irrigation season diverted through the Hunt Ditch with the priority date of May 1, 1918; and

36-0195

Licensed right for 3.5 cfs licensed in License and Certificate of Water Right No 18892 described as 3.5 cfs of Thompson or Tucker Springs for irrigation, stock watering, domestic and culinary use for 579 acres in Sections 34 and 35, Township 7 South, Range 13 East, BM, and Sections 1, 2 and 3, Township 8 South, Range 13 East, BM, with a priority date of October 21, 1939, recorded November 17, 1945, in Book 7 of Licenses, Page 4270 of the Records of Gooding County, Idaho.

36-2478

MICROFILMED
JAN 25 1993

TO HAVE AND TO HOLD all and singular the above described water rights unto the Grantee; *Provided* that nothing herein shall be construed as conveying any ownership rights or interests in the land or property rights of the Grantor upon which any water conveyance system for the above referenced water rights is located; and *Provided Further* that this assignment is made by Grantor without warranty to Grantee, its successors or assigns, either express or implied, as to the validity, quantity or title of Grantor in and to the rights to use water herein conveyed.

IN WITNESS WHEREOF, the Grantor hereunto sets its hand and seal the day and year first above written.

GRANTOR, IDAHO POWER COMPANY

By C. E. Brinell
Its Vice President

ATTEST:

By Paul J. Ganssini
Secretary

STATE OF IDAHO)
County of Cata) ss

On this 20th day of August, 1986, before me, the undersigned, a Notary Public, personally appeared C. F. Bessie and PAUL L JAUREGUI, and, to me personally known, who being duly sworn, did say that they are respectively the Vice President and the Secretary of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same as the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first hereinabove written.

(NOTARIAL SEAL)

Darryl L. Donald
Notary Public for Idaho
Residing at: Boise

ASSIGNMENT

5-27-C

For value received, Idaho Power Company hereby assigns all its right, title and interest in and to License and Certificate of Water Right No 18906 for 3.5 cubic feet per second of the waters of Riley Creek, a tributary of Snake River, to Roy Vader and Ona Vader, of Twin Falls County, Idaho;

= 36-02046

Retaining unto the said Idaho Power Company, its successors and assigns, License and Certificate of Water Right No 18892 for 3.5 cubic feet per second of the waters of Thompson or Tucker Springs, in Gooding County, Idaho, a tributary of Riley Creek, which is a tributary of Snake River, together with the water and water rights evidenced and represented thereby for use solely on those certain lands of the said Idaho Power Company situate, lying and being in Twin Falls County, State of Idaho, to-wit:

= 36-02478

All those parts, parcels or portions of Sections 2 and 3, Township 8 South, Range 13 East, Boise Meridian, and Section 34, Township 7 South, Range 13 East, Boise Meridian, on the south side of Snake River, and lying west of the Osprey Bridge and north of Idaho Power Company's Upper Salmon power plant road,

to which said lands above described, and for use thereon said 3.5 cubic feet per second of the waters of Thompson or Tucker Springs, evidenced by License and Certificate of Water Right No 18892, are and shall continue to be exclusively used and appurtenant.

IDaho POWER COMPANY

By T. E. Roach
Its President and General Manager.

(CORPORATE SEAL)

ATTEST:
R. E. Inman
Secretary.

STATE OF IDAHO)
COUNTY OF ADA) ss.

On this 1st day of April, 1948, before me, a Notary Public in and for said State, personally appeared T E ROACH, known to me to be the President and General Manager of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

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

W. P. Heilley
Notary Public for the State of Idaho.
Residing at Boise, Idaho.
My Commission expires:

March 27, 1952

(NOTARIAL SEAL)

MICROFILMED

JAN 25 1963

MICROFILMED

JAN 25 1993

(NOTARIAL SEAL)

Notary Public for the State of Idaho.
Residing at Boise, Idaho.
My Commission expires

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

first such corporation executed the same.
number of the corporation first executed the within instrument, and acknowledged to me
said State, personally appeared T E ROACH, known to me to be the President and General
On this day of April, 1948, before me, a Notary Public in and for

COUNTY OF ADA
STATE OF IDAHO

Notarially.

Return to.

Fee \$

By Ex-officio Recorder

at page 289

in my office, and duly recorded in book

day of APR 3 - 1948

at o'clock AM, this

State Power Co

I hereby certify that this instrument
was filed for record at the request of

STATE OF IDAHO
County of Gooding ss.

to
Day Power Co
it is

105250

PROOF FILED

INDEXED

FILED

State Power Co

Idaho Power Company, being and being its Twin Falls County.
advanced and represented thereby for use solely on those certain lands of the said
Creek, which is a tributary of Snake River, together with the water and water rights
waters of flowage on Tuckar Springs, in Gooding County, Idaho, a tributary of Ririe
license and Certificate of Water Right No 18892 for 3.2 cubic feet per second of the
and One Acre, or Twin Falls County, Idaho.
least per second of the waters of Ririe Creek, a tributary of Snake River, to pay water
and interest in and to license and Certificate of Water Right No 18892 for 3.2 cubic
for value received, Idaho Power Company hereby assigns all the right, title

ASSIGNMENT

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A36-02046
A36-2478

RE: WRONG Numbers

DATE 2-4-92

NAME OF PARTY

CARTER FRITSCHLE

He has the relinquishment of Claim A36-2046 by IPCO and is holding a claim filing based on the license 36-2478 for IPCO.

After discussing a variety of options we decided to ask Salmon Falls sheep Co. to also relinquish their claim A36-2478 and refile under A36-2046. This should provide complete tracks for the record.

MICROFILMED

JAN 25 1993

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A36-2046 ^{A36-2478 SALMON FALLS SHEEP} _{IPCO}

RE: Wrong FILING NUMBERS

DATE 2-4-92

NAME OF PARTY

NATHAN F. GARDINER
(IPCO)

FRANK HENSLEY
(SALMON FALLS SHEEP CO.)

These two men came in to resolve a confusion in assignment of water right numbers.

* Salmon Falls Sheep claimed A36-2478

but it appears they should have claimed 36-2046.

* IPCO claimed A36-2046 but should be 36-2478.

In my Review of SFSCo. that would explain the discrepancies I found. I told them I would review the claims and try to resolve the correct filings and numbers. Mr. Gardiner gave me a copy of the assignment as it was actually written. He also told me they claimed A36-2046 but then relinquished all claim to it when they discovered it was of the wrong right No. He said he talked to Carter Fritch in Boise

UPDATE: NO FILE FOUND AT SOUTHERN FIR A36-2046

MICROFILMED

JAN 25 1993

6-2046

Form 20

Application for Transfer of Water Right

STATE OF IDAHO,

County of GOODING

ss.

ROY VADOR

being first duly sworn, deposes and says:

That his name is Roy Vador; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Hagerman, Idaho.

That he is the owner and using a certain water right, bearing date of priority of December 1, 1939, for 3.5 cubic feet per second of the waters of Riley Creek, having its point of diversion in Gooding Co., County of Twin Falls, State of Idaho, decreed to

by decree of Judge, of the Judicial District of the State of Idaho, in and for the County of, in the case of

vs. said decree bearing date of

(or obtained by virtue of License No. 18906, issued by the State Engineer or the Commissioner of Reclamation of the State of Idaho, dated November 25, 1940, bearing date of priority

of December 1, 1939) for the purpose of irrigating the following described lands situate, lying and being in water District No. 63, in the County of Gooding and Twin Falls and State of Idaho, to-wit:

See Schedule A attached.

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e. By virtue of Transfer and Assignment from Idaho Power Company, dated April 1, 1942, as recorded in the office of the Department of Reclamation, State of Idaho.

As per attached title of said water right hereto attached and made a part of this statement

That said waters are now diverted from said stream in the Section 1, Township 6 South, Range 13 East, B. M., and con-

ducted to the above described lands through a system of canals, pipe line, and ditches, including that is known as the Hunt Ditch (north side of Snake River) and Vador Middle and lower ditches (south side of Snake River) as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of certain of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Gooding and Twin Falls and State of Idaho, as outlined in red on said map attached hereto, to-wit:

See Schedule B, attached.

That his reasons for desiring to make such transfer are as follows: Affiant is the owner of said lands outlined on map in red; a portion of said lands were formerly irrigated from the waters of Tucker Springs (Water License No. 18902), which said Tucker Springs waters have been or are to be transferred for use solely upon adjacent lands of Idaho Power Company and said Tucker Springs waters will no longer be used upon or appurtenant to said lands of affiant listed in Schedule B, and as shown on said map in red. Affiant also desires to utilize said Riley Creek waters on a part of the NE 1/4 of Section 3, T 8 S, R 13 E, listed in Schedule B and shown in red on map. Affiant desires to transfer said Riley Creek water, obtained by virtue of Water License 18906, for use upon and as appurtenant solely to the lands owned by affiant as listed in Schedule B and shown in red on map attached by

That he intends to divert and convey said.....3.5.....second feet of water to the tract of land last above described in the following manner, to-wit:.....

No change involved in point of diversion or manner of conducting waters to said places of use.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes, 42-222, Idaho Code.

Applicant.

Subscribed and sworn to before me this.....day of.....March.....

A. D. 19.....50.

Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water now diverted?.....Riley Creek.....

Where is the diversion point now located?.....Approximately South 60° 12' East 4,365 feet from NW of Section 1, T 8 S, R 13 E, E1, in SW1/4, said Section, Tp, and Range, in Gooding County, Idaho.
Through what ditch is it now conducted?.....Runt Ditch, (Pipe Line, and Veder Middle and Lower ditches.)

How much land is now irrigated by the water sought to be transferred?.....249 Acres. See License No. 139

Give the description:.....See Schedule A, attached hereto.

What is the total amount of water in inches, or second feet, dedicated to said land?.....3.5 second feet

What kind of crops are being raised?.....Hay, grain, potatoes, beets, and other farm crops.

How much water per acre is now required to irrigate said land?.....Variable.

What will be the effect on the land now irrigated, if the use of water on it is discontinued?.....Farm and ranch would have insufficient water for continued operation or any use other than grazing.

Give location of new point of diversion, if change is to be made.....No change.

Through what ditch will it be conducted after transfer?.....No change. See above.

How much water will be required per acre to irrigate the land to which this water is transferred?.....

No change.

D. you claim any other water right for the land from which you seek to abandon the use of this water?.....

No, such land is now owned by Idaho Power Company.

If so, give amount, date and source.....

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source.....No other water source available for additional lands (in Section 3) which Riley Creek water is to be made appurtenant.

Signed

Roy Veder

Applicant.

SCHEDULE A

Lands to which Riley Creek water is appurtenant.
See permit map No 18906, attached hereto.

<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>Forty-Acre Tract</u>	<u>No. Acres Described in Permit</u>	<u>No. Acres Actually Irrigated</u>
7 S	13 E	34	SE 1/4 SE 1/4	10	4
			SW 1/4 SW 1/4	10	12
		35	SE 1/4 SW 1/4	20	20
			SW 1/4 SE 1/4	15	15
8 S	13 E	1	NW 1/4 NW 1/4	8	8
			SW 1/4 NW 1/4	25	25
		2	NE 1/4 NE 1/4	12	12
			NW 1/4 NE 1/4	13	10
			SW 1/4 NE 1/4	30	30
			SE 1/4 NE 1/4	35	35
			NE 1/4 NW 1/4	15	10
			NW 1/4 NW 1/4	20	20
			SW 1/4 NW 1/4	18	18
			SE 1/4 NW 1/4	25	30

Total number of Acres Irrigated - 249

SCHEDULE B

Lands upon which Riley Creek water is to be used and will
be solely appurtenant, pursuant to transfer of water
right under License 18906, as shown in red on map
attached hereto.

<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>Forty-Acre Tract</u>	<u>No. Acres Described in Permit</u>
7 S	13 E	34	SE 1/4 SE 1/4	10
			SW 1/4 SW 1/4	10
		35	SE 1/4 SW 1/4	20
			SW 1/4 SE 1/4	15
8 S	13 E	1	NW 1/4 NW 1/4	8
			SW 1/4 NW 1/4	25
		2	NE 1/4 NE 1/4	7
			NW 1/4 NE 1/4	8
			SW 1/4 NE 1/4	25
			SE 1/4 NE 1/4	30
			NE 1/4 NW 1/4	10
			NW 1/4 NW 1/4	10
			SW 1/4 NW 1/4	18
			SE 1/4 NW 1/4	22
		3 (addi- tional land)	E 1/4 NE 1/4	17
			W 1/4 NE 1/4	14

STATE OF IDAHO,

County of Gooding

ss.

W W Henshaw and Marion Eugene

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Hagerman, Idaho that he is a user of water from springs and other sources, in Water District No. 63 County of Gooding, State of Idaho; that he has read or heard read the foregoing affidavit and petition of Roy Vader and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

W W Henshaw
Marion Eugene

Subscribed and sworn to before me this

18 day of March 1950

A. D. 1950

Emerson Eugene

STATE OF IDAHO,

County of

ss.

I, _____, Watermaster of

Water District No. _____, County of _____, State of Idaho, whose postoffice address is _____, have read or heard read the foregoing affidavit and petition of _____, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons: _____

Watermaster Dist. No. _____

Dated at _____, Idaho, this _____ day of _____, 19 _____

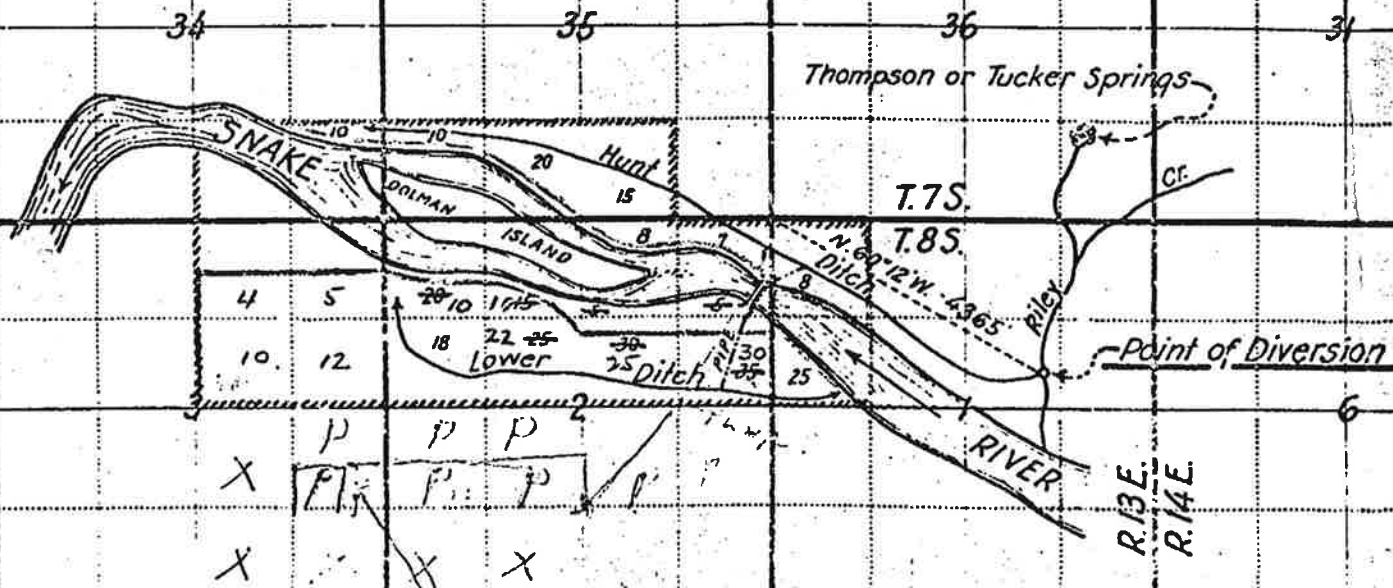
SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

Drawn By SL
Nov. 6, 1939

AMES SPORFORD

As Approved

Mount Map 10. 175 (16)



Legend

owned by James F. Thorne
X applied in the district
P owned by Salmon Falls Sheep Co.

SL - 175 (16)

See 2-785-

08/29/2002

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

RIGHT NUMBER: 36-2046

NAME AND ADDRESS: SALMON FALLS LAND & LIVESTOCK CO INC
123 BELL RAPIDS RD
HAGERMAN ID 83332

SOURCE: RILEY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.50 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-00136B IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 6.60 CFS.

PRIORITY DATE: 12/01/1939

POINT OF DIVERSION:

T08S R13E S1 SESWNE Lot 6 Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.300 CFS
IRRIGATION	02/15 11/30	3.500 CFS

PLACE OF USE: STOCKWATER Within TWIN FALLS County

T08S R13E S02	SWNE	T08S R13E S02	SENE
T08S R13E S02 Lot 4	NWNW	T08S R13E S02	SWNW
T08S R13E S02	SENE		

IRRIGATION Within TWIN FALLS County

T08S R13E S01 Lot 5	SWNW	2.9	T08S R13E S01	NWSW	8.1
T08S R13E S02	SWNE	17.0	T08S R13E S02	SENE	22.0
T08S R13E S02 Lot 4	NWNW	0.3	T08S R13E S02	SWNW	37.0
T08S R13E S02	SENE	24.0	T08S R13E S02	NWSW	2.5
T08S R13E S02	NESE	5.2	T08S R13E S03 Lot 1	NENE	5.5
T08S R13E S03	SWNE	1.9	T08S R13E S03	SENE	39.0
T08S R13E S03	NESE	5.0			

170.4 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 36-00136B IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 170.4 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 157.5 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

08/29/2002

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

WATER IS DELIVERED THROUGH HUNT DITCH.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 36-00001, 36-00031 & 36-07842.

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

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

02/21/2002

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

RIGHT NUMBER: **36-2046**

NAME AND ADDRESS: SALMON FALLS LAND & LIVESTOCK CO INC
123 BELL RAPIDS RD
HAGERMAN ID 83332

SOURCE: RILEY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.50 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-00136B IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 6.60 CFS.

PRIORITY DATE: 12/01/1939

POINT OF DIVERSION:

T08S R13E S1 SESWNE Lot 6 Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.300 CFS
IRRIGATION	02/15 11/30	3.500 CFS

PLACE OF USE: STOCKWATER Within TWIN FALLS County

T08S R13E S02	SWNE	T08S R13E S02	SENE
T08S R13E S02 Lot 4	NWNW	T08S R13E S02	SWNW
T08S R13E S02	SENW		

IRRIGATION Within TWIN FALLS County

T08S R13E S01 Lot 5	SWNW	2.9	T08S R13E S01	NWSW	8.1
T08S R13E S02	SWNE	17.0	T08S R13E S02	SENE	22.0
T08S R13E S02 Lot 4	NWNW	0.3	T08S R13E S02	SWNW	37.0
T08S R13E S02	SENW	24.0	T08S R13E S02	NWSW	2.5
T08S R13E S02	NESE	5.2	T08S R13E S03 Lot 1	NENE	5.5
T08S R13E S03	SWNE	1.9	T08S R13E S03	SENE	39.0
T08S R13E S03	NESE	5.0	~~T08S R13E S03~~	~~NWSE~~	~~0.6~~

171 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 36-00136B IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF ~~171.0~~ ACRES IN A SINGLE IRRIGATION SEASON.

170.4

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 157.5 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

Water Right 36-2046

Revised!
as per settlement
on 8/23/02
SCC

02/21/2002

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

WATER IS DELIVERED THROUGH HUNT DITCH.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 36-00001, 36-00031 & 36-07842.

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

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

Water Right 36-2046

2



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

JUNE 6, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TIM SCHNEIDER
PO BOX 396
RUPERT ID 83350

RE: Map copy as Requested for 36-2046

Dear Tim,

Enclosed is the map I told you of today as we spoke on the phone. I also discussed with Nick S. the issue of the wastewater arising on the north parcel. He agreed with me. There is nothing in the recommended water right that would limit the Henslees from continuing their practice of handling the wastewater as they have historically done, that being the return of the water to the Hunt Ditch below the pasture.

I will contact you later to schedule a time to meet with you and your clients. I hope to schedule it soon along with the other times I will be in Hagerman as I explained.

If you have further questions please feel free to call me at our office.

Sincerely,

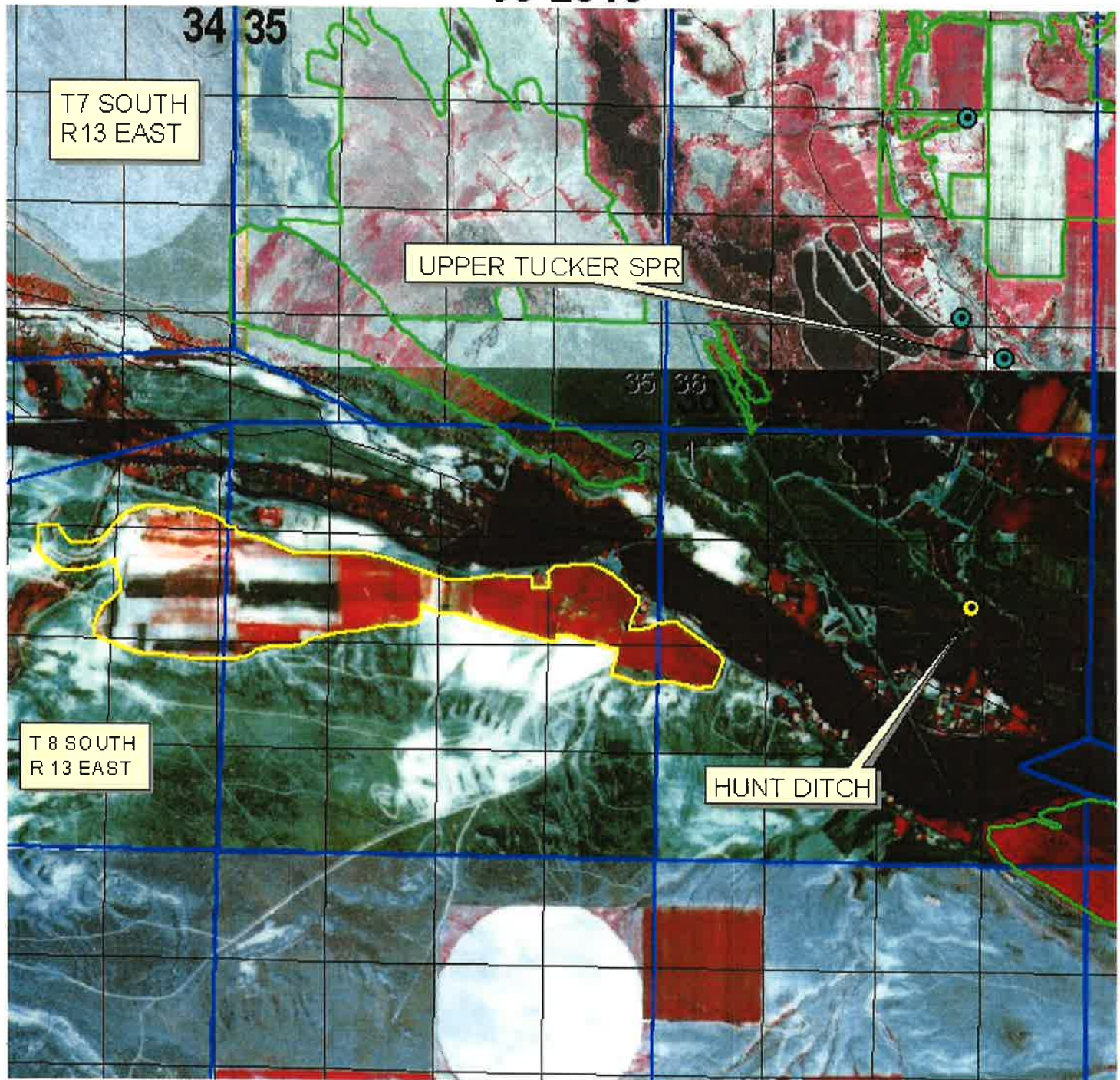
A handwritten signature in cursive script that reads "Steve Clelland".

STEVE CLELLAND
Sr. Water Resource Agent

Enc:

IDAHO DEPT OF WATER RESOURCES

36-2046



660 0 660 1320 Feet

- RECOMMENDED PLACE OF USE
- ° POINT OF DIVERSION
- ∨ SECTION LINES
- 1/4 - 1/4 LINES

T08S R13E
SEC. 1, 2, 3



GIS PLACE OF USE PRESENTATION
1987 &/OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND
DATE: JUNE 6, 2002

© 6.60 = 00386

South
Pou { 2046 SF5
 (claimed for 157 ac) = $\frac{3.50 \text{ cfs}}{171 \text{ ac. (ppu)}}$
 136 B Supp.
 (Amend.)

North
Pou { 136 A Supp.
 (Amend.) = 87 ac.

Flow (okay)

Limit 5.83
6.60

Limit 8 cfs

3.61 cfs

duty: 0.04

LATE

✓ - 10033 SFB ^(107 ac) update
activity 107 ~~✓~~ [1.07]

✓ 2178 Supp (Amended) 114 Ac. (1.68 dg)

✓ - 10035 SF5 (100 Ac) 47 0.47

all 10033
Part 10035 $\Rightarrow$ 370 AC. 3.72 cfs
(0.01) AC
① = 216 AC
where? ~~Shades~~
LEGAL
✓ - 10037
② issue (2)
update shapes ✓

- 2419 * (p. decrease)

✓ - 194 @ issue! (Amended?) where? ^{+ Southern} ~~S. Legal~~
 ⊗ Lic. limits to NI _{season} ^{→ Not on System} Season?

Sec
2/22/02

DRAFT

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-2046

WATER RIGHT NUMBER: 36-2046

Owner Type Name and Address
 Current Owner IDAHO POWER CO
 PO BOX 70
 BOISE, ID 83707

Priority Date: 12/01/1939

Basis: License

Status: Active

Source Tributary
 RILEY CREEK SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	/ to /		
IRRIGATION	/ to /	3.500 CFS	
<u>Total Diversion:</u>		3.500 CFS	

Location of Point(s) of Diversion

RILEY CREEK SW1/4NE1/4 Sec. 1, Twp 08S, Rge 13E, B.M.
 GOODING County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
07S	13E	34																	10.0	10.0
07S	13E	35									10.0	20.0					15.0			45.0
08S	13E	1					8.0	25.0												33.0
08S	13E	2	7.0	8.0	25.0	30.0	10.0	10.0	18.0	22.0										130.0
08S	13E	3	17.0	14.0																31.0

Total Acres: 249

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-2046

1. General LANDS ADDED IN TRANS. 759 DESCRIBED AS E 1/2 NE, 17 AC. & W 1/2 NE, 14 AC.

Comments:

Dates and Other Information:

Licensed Date: 4/19/1979
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 36A
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

March 30, 1998 2:30pm

CHECK ON GIS POU LISTING

HE ASKED TO HAVE THE ADDRESS AND NAME CHECKED TO MATCH THAT ON THE AMENDED CLAIM OF A36-00136... I AGREED TO DO THIS. NO CHANGES MADE TO THE "A" RECORDS, BLANK RECORDS WERE OKAY, CHANGED ALL THE R-RECORDS TO MATCH AND ADDED NEW ATTORNEY OF RECORD, ROGER LING. CLAIMS: 36-00136-2-5-2, 36-00136-2-5-3, 36-00136-2-5-4, 36-00136-2-5-5, 36-00136-2-5-6, 36-00136-2-5-7, 36-00136-2-5-8, 36-00136-2-5-9, 36-00136-2-5-10, 36-00136-2-5-11, 36-00136-2-5-12, 36-00136-2-5-13, 36-00136-2-5-14, 36-00136-2-5-15, 36-00136-2-5-16, 36-00136-2-5-17, 36-00136-2-5-18, 36-00136-2-5-19, 36-00136-2-5-20, 36-00136-2-5-21, 36-00136-2-5-22, 36-00136-2-5-23, 36-00136-2-5-24, 36-00136-2-5-25, 36-00136-2-5-26, 36-00136-2-5-27, 36-00136-2-5-28, 36-00136-2-5-29, 36-00136-2-5-30, 36-00136-2-5-31, 36-00136-2-5-32, 36-00136-2-5-33, 36-00136-2-5-34, 36-00136-2-5-35, 36-00136-2-5-36, 36-00136-2-5-37, 36-00136-2-5-38, 36-00136-2-5-39, 36-00136-2-5-40, 36-00136-2-5-41, 36-00136-2-5-42, 36-00136-2-5-43, 36-00136-2-5-44, 36-00136-2-5-45, 36-00136-2-5-46, 36-00136-2-5-47, 36-00136-2-5-48, 36-00136-2-5-49, 36-00136-2-5-50, 36-00136-2-5-51, 36-00136-2-5-52, 36-00136-2-5-53, 36-00136-2-5-54, 36-00136-2-5-55, 36-00136-2-5-56, 36-00136-2-5-57, 36-00136-2-5-58, 36-00136-2-5-59, 36-00136-2-5-60, 36-00136-2-5-61, 36-00136-2-5-62, 36-00136-2-5-63, 36-00136-2-5-64, 36-00136-2-5-65, 36-00136-2-5-66, 36-00136-2-5-67, 36-00136-2-5-68, 36-00136-2-5-69, 36-00136-2-5-70, 36-00136-2-5-71, 36-00136-2-5-72, 36-00136-2-5-73, 36-00136-2-5-74, 36-00136-2-5-75, 36-00136-2-5-76, 36-00136-2-5-77, 36-00136-2-5-78, 36-00136-2-5-79, 36-00136-2-5-80, 36-00136-2-5-81, 36-00136-2-5-82, 36-00136-2-5-83, 36-00136-2-5-84, 36-00136-2-5-85, 36-00136-2-5-86, 36-00136-2-5-87, 36-00136-2-5-88, 36-00136-2-5-89, 36-00136-2-5-90, 36-00136-2-5-91, 36-00136-2-5-92, 36-00136-2-5-93, 36-00136-2-5-94, 36-00136-2-5-95, 36-00136-2-5-96, 36-00136-2-5-97, 36-00136-2-5-98, 36-00136-2-5-99, 36-00136-2-5-100, 36-00136-2-5-101, 36-00136-2-5-102, 36-00136-2-5-103, 36-00136-2-5-104, 36-00136-2-5-105, 36-00136-2-5-106, 36-00136-2-5-107, 36-00136-2-5-108, 36-00136-2-5-109, 36-00136-2-5-110, 36-00136-2-5-111, 36-00136-2-5-112, 36-00136-2-5-113, 36-00136-2-5-114, 36-00136-2-5-115, 36-00136-2-5-116, 36-00136-2-5-117, 36-00136-2-5-118, 36-00136-2-5-119, 36-00136-2-5-120, 36-00136-2-5-121, 36-00136-2-5-122, 36-00136-2-5-123, 36-00136-2-5-124, 36-00136-2-5-125, 36-00136-2-5-126, 36-00136-2-5-127, 36-00136-2-5-128, 36-00136-2-5-129, 36-00136-2-5-130, 36-00136-2-5-131, 36-00136-2-5-132, 36-00136-2-5-133, 36-00136-2-5-134, 36-00136-2-5-135, 36-00136-2-5-136, 36-00136-2-5-137, 36-00136-2-5-138, 36-00136-2-5-139, 36-00136-2-5-140, 36-00136-2-5-141, 36-00136-2-5-142, 36-00136-2-5-143, 36-00136-2-5-144, 36-00136-2-5-145, 36-00136-2-5-146, 36-00136-2-5-147, 36-00136-2-5-148, 36-00136-2-5-149, 36-00136-2-5-150, 36-00136-2-5-151, 36-00136-2-5-152, 36-00136-2-5-153, 36-00136-2-5-154, 36-00136-2-5-155, 36-00136-2-5-156, 36-00136-2-5-157, 36-00136-2-5-158, 36-00136-2-5-159, 36-00136-2-5-160, 36-00136-2-5-161, 36-00136-2-5-162, 36-00136-2-5-163, 36-00136-2-5-164, 36-00136-2-5-165, 36-00136-2-5-166, 36-00136-2-5-167, 36-00136-2-5-168, 36-00136-2-5-169, 36-00136-2-5-170, 36-00136-2-5-171, 36-00136-2-5-172, 36-00136-2-5-173, 36-00136-2-5-174, 36-00136-2-5-175, 36-00136-2-5-176, 36-00136-2-5-177, 36-00136-2-5-178, 36-00136-2-5-179, 36-00136-2-5-180, 36-00136-2-5-181, 36-00136-2-5-182, 36-00136-2-5-183, 36-00136-2-5-184, 36-00136-2-5-185, 36-00136-2-5-186, 36-00136-2-5-187, 36-00136-2-5-188, 36-00136-2-5-189, 36-00136-2-5-190, 36-00136-2-5-191, 36-00136-2-5-192, 36-00136-2-5-193, 36-00136-2-5-194, 36-00136-2-5-195, 36-00136-2-5-196, 36-00136-2-5-197, 36-00136-2-5-198, 36-00136-2-5-199, 36-00136-2-5-200, 36-00136-2-5-201, 36-00136-2-5-202, 36-00136-2-5-203, 36-00136-2-5-204, 36-00136-2-5-205, 36-00136-2-5-206, 36-00136-2-5-207, 36-00136-2-5-208, 36-00136-2-5-209, 36-00136-2-5-210, 36-00136-2-5-211, 36-00136-2-5-212, 36-00136-2-5-213, 36-00136-2-5-214, 36-00136-2-5-215, 36-00136-2-5-216, 36-00136-2-5-217, 36-00136-2-5-218, 36-00136-2-5-219, 36-00136-2-5-220, 36-00136-2-5-221, 36-00136-2-5-222, 36-00136-2-5-223, 36-00136-2-5-224, 36-00136-2-5-225, 36-00136-2-5-226, 36-00136-2-5-227, 36-00136-2-5-228, 36-00136-2-5-229, 36-0013

CLAIMS: 36-00136 A & B, 36-02046, 36-02166, & 36-02178.

SUBCASE NO. 36-02046

	CLAIM (5/13/88)	AMENDED CLAIM	RECOMMENDATION	OBJECTION
NAME	Salmon Falls Sheep Co. *	N/A	Salmon Falls Land & Livestock	Salmon Falls & Livestock/J. Henslee, President
BASIS OF CLAIM	License		License	
SOURCE	Riley Creek		Riley Creek	
QUANTITY	3.50 cfs		3.50 cfs	
PRIORITY DATE	12/1/1939		12/1/1939	
PURPOSE OF USE	Irrigation Stockwater		Irrigation	
PERIOD OF USE	Irr.: 4/1 - 10/31 S.W.: 1/1 - 12/31		Irrigation Season (re-formatted 3/28/1997)	
POINT OF DIVERSION	T07S R13E S36		T08S R13E S36	XX - typo in legal description - should be T07S.
PLACE OF USE	T08S R13E S1 T08S R13E S2 T08S R13E S3 157.5 acres		T08S R13E S1 R08S R13E S2 R08S R13E S3 157.5 acres	

remarks	"When right 36-000136 is being used, this right is not used, as the pipeline across the Snake River can only carry about 3.5 cfs. Stock also drink under 36-00136 & 36-00195. Although up to 1400 range cattle may be present during the irrigation season. Water from the Hunt Ditch is not clean enough to use for domestic purposes."		"Water is delivered through Hunt Ditch. 0.17 cfs of this right is limited to use for conveyance losses in delivery of this right. The following rights are also diverted through point of diversion described above: 36-00001, 36-00031 & 36-07842. Use of this right with right no. 36-00136B is limited to a total combined diversion rate of 3.50 cfs, a total combined annual consumptive use volume of 472.5 af, and to the irrigation of a combined total of 157.5 acres in a single irrigation season. A diversion rate of 3.33 cfs at the field headgate is recommended for the place of use described above."	XX - requests all remarks be stricken after the words "through Hunt Ditch" and states that there should be no restriction on "total combined diversion rate" in combination with right no. 36-00136B.

* Name change to Salmon Falls Land and Livestock on 10/1/92. NCAP filed to change name and address on 4/22/97. Additionally, Idaho Power Co. had filed a claim under this number, then relinquished it on 10/25/91.

The following remark was moved to explanatory material when this right was re-formatted on 3/28/1997 :
 "Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code."

007 APR 25 PM 3:01

DISTRICT COURT

**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

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS**

**SUBCASE NO. 36-00136A, 36-00136B,
36-00194, 36-02046, 36-02166, 36-02178,
36-02419, 36-10033, 36-10035, 36-10037**

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

Name and New Address of Claimant:

Salmon Falls Land & Livestock Co Inc
123 Bell Rapids Rd
Hagerman ID 83332

Phone: 837-6053

The Claimant has filed Objections or Responses to the following water rights: 36-00136A, 36-00136B, 36-00194, 36-02046, 36-02166, 36-02178, 36-10033, 36-10035

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

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

DATED: 4/22/97

Douglas Jones
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4-25, 1997, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

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

2. One Copy to:

Claimant or attorney of record:

Salmon Falls Land & Livestock
123 Bell Rapids Rd
Hagerman ID 83332

Patrick Brown

Hepworth Lezamiz & Hohnhorst
PO Box 389

Twin Falls ID 83303-0389

3. One Copy to:

Each party in the subcase or attorney of record:

4. One Copy to:

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

5. One Copy to:

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



Signature of person or attorney mailing the form

RIGHTS FROM: SOURCE: RILEY CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 36-02046

NAME & ADDRESS: SALMON FALLS LAND & LIVESTOCK CO INC
123 BELL RAPIDS RD
HAGERMAN ID 83332-6041★ Review Summary
by 2/20/02 SCC

SOURCE: RILEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 3.5 CFS

PRIORITY DATE: 12/01/1939

POINT OF DIVERSION: T08S R13E S36 LOT 6 (SESWNE)

HUNT DITCH
LOCATION

Within GOODING County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
IRRIGATIONPERIOD OF USE
Irrigation Season 2/15 11/30QUANTITY
3.5 CFS

ADD: Stock (Accomplished trans from Don. as Lic.) YR-RD

.30 (PER STATE TABLE)

PLACE OF USE: IRRIGATION Within GOODING County

Limited by
Claimed
Acres

T08S R13E S01	Lot 5 (SWNW)	3.0	NWSW	5.0		
S02	SWNE	14.0	SENE	19.0	Lot 4 (NWNW)	0.5
	SENE	23.0	NWSW	4.0	NESE	4.0
S03	Lot 1 (NENE)	3.0	SWNE	1.0	SENE	37.0
157.5	ACRES TOTAL				SENE	9.0

IN PPU w/ 171 AC. w/ -136B

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

Stock POW:

S.2	SENE	NWNW(LA)
	SWNE	SW NW
		SE NW

WATER IS DELIVERED THROUGH HUNT DITCH.

0.17 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 36-00001, 36-00031 & 36-07842.USE OF THIS RIGHT WITH RIGHT NO. 36-00136B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.50 CFS, A TOTAL COMBINED
ANNUAL CONSUMPTIVE USE VOLUME OF 472.5 AF, AND TO THE IRRIGATION
OF A COMBINED TOTAL OF 157.5 ACRES IN A SINGLE IRRIGATION SEASON.A DIVERSION RATE OF 3.33 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.

(MAD = 5.83 cfs)

6.60 cfs
(CAP. OF Pipe @
Owlsley Br.)New POW
per GIS171 AC.
3.33 cfs
3.50

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

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

CFS

MAD supports FIR
use of all 3.50 cfsSCC
2/20/02ADD:
K06 = limit
to 157.5

LIC IS 249 AC.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

April 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SALMON FALLS LAND & LIVESTOCK CO INC
123 BELL RAPIDS RD
HAGERMAN ID 83332

RE: SRBA Claim(s) 36-00136A, 36-00136B, 36-00194, 36-02046,
36-02166, 36-02178, 36-02419, 36-04260C, 36-10033, 36-10035,
36-10037, A02-07249A, A02-07249B, A02-10005A, A02-10005B,
A47-00048, A47-02355, A47-02386, A47-07221, A47-07755, A47-
10567, A47-10570, A47-10574, A47-10594, A47-10595, A71-00060A,
A71-00060B, A71-00062

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above Basin 36 claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

All other non-basin 36 claims listed above have also had the address updated as requested. Since these basins are not yet listed in a Director's Report, it is not necessary to notify the SRBA court of these changes.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: Patrick Brown



SALMON FALLS LAND & LIVESTOCK, Inc.

123 BELL RAPIDS ROAD • HAGERMAN, IDAHO 83332

RECEIVED

FEB 10 1997

Department of Water Resource

7 FEBRUARY 1997

KARLJ. OREHER, DIRECTOR
DEPT. OF WATER RESOURCES
1301 N ORECHARD STREET
BOISE, IDAHO 83720-0098

NOTICE OF NAME AND ADDRESS CHANGE AS OF MAY 1992. PLEASE CHANGE
YOUR RECORDS AND ETC. FROM:

old----- SALMON FALLS SHEEP CO
RT 1 BOX 741
HAGERMAN, ID 83332

correct name SALMON FALLS LAND & LIVESTOCK CO., INC.
& ----- 123 BELL RAPIDS ROAD
address HAGERMAN, IDAHO 83332-6041

THANK YOU FOR YOUR ATTENTION AND TIME TO THIS CHANGE.

KATHY A. HENSLEE, SEC/TRES.

(208)837-6053 or (208)837-4917

NAME:

Le Ann - Pat Brown

DATE:

5/22/96

ADDRESS:

CITY/ZIP:

PHONE:

(please print)

I HAVE REQUESTED TO REVIEW AND/OR OBTAIN COPIES OF THE FOLLOWING DOCUMENTS ON FILE WITH THE DEPARTMENT OF WATER RESOURCES.

ADJUDICATION
CLAIM NUMBERSALLOCATION WATER
RIGHT NUMBERSOTHER
DOCUMENTS36-0003H36-0216636-0217836-0204636-0216636-0217836-02046

RESEARCH SUBJECT:

COPIES MADE OF:

10 COPIES OR LESS: FREENUMBER OF COPIES MADE: 140 + 33FEES DUE @ \$0.05 PER COPY: \$7 + \$16.9

OTHER FEES:

RECEIPT NUMBER:

ASSISTING AGENT: HB

(customer signature)

MICROFILMED
DEC 03 1996

R PROOF

CVR

MAPS

PHOTOS

MISC

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OCT 13 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. 36-02046 -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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2. Person who filed objection:

Name: SALMON FALLS LAND & LIVESTOCK
Address: J HENSLEE PRESIDENT
ROUTE 1 BOX 74
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

5. ☒ Points of Diversion: I respond to the objection concerning the legal description of the point(s) of diversion.
11. ☒ Remarks: I respond to the objection concerning the "remarks" listed with the water right.
14. ☒ Other: I respond to the objection concerning:
ALL MATTERS RAISED IN THE CLAIMANTS' ANSWER,
AFFIRMATIVE DEFENSES AND PRAYER FOR RELIEF.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 5, and all allegations regarding that item, IDWR responds as follows: There is an error in the description of the point of diversion 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 response to Statement of the Objection item 11, and all allegations regarding that item, IDWR responds as follows: 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.

In further response, IDWR states that 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."

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:

(Over)

001-12 000
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No. of
Pages

Notice of Claim No. A36-02046	4
Recommended Water Rights Acquired under State Law	1
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)

06. 1. 20
RECORDED

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

A36-02046

Date Received

5-13-1988

Receipt Number

5000727

+ 3014295 su

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of Claimant (s) SALMON FALLS SHEEP Co. Phone (208) 837-4534
Mailing Address 95-A BELL RAPIDS RD, HAGERMAN Zip 83332
- Date of Priority (Only one (1) per claim) 12-01-1939
- Source of water supply (a) RILEY CREEK
which is tributary to (b) SNAKE RIVER
- a. Location of existing point of diversion is: Township 7S Range 13E Section 36,
1/4 of SW 1/4 of NE 1/4, Govt. Lot, 6 B.M., County of GOODING
Additional points of diversion if any: _____
- 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 _____
- 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.

HEADGATE @ HUNT DITCH; GATE VALVE & 18" pipe from Hunt Ditch.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4-1 to 10-31 amount 3.50 or _____

For STOCK WATER purposes from 1-1 to 12-31 amount 0.30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.50 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 472.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) STOCK WATER, 1200 RANGE

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	
8S	13E	01							LOTS 3			5							8.0
		02			14	19		LOTS 0.5	35	23		4			4				99.5
		03	LOT 1 3		1.0	37									9.0				50.0

Total number of acres irrigated 157.5

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.
A36-00136 + A36-00195 or None ()

14. Remarks:
When Right 36-00136 is being used, this right is not used, as the pipeline across the Snake River can only carry about 3.5 cfs. Stock also drink under 36-00136 + 36-00195. although up to 1400 Range cattle may be present, only a small number of animals is usually present during the irrigation season.
Water from the Hund Ditch is not clean enough to use for Domestic purposes.

Last Name SALMON FALLS SHEEP Ident No. A36-02046

Copies: WATER STATE YOUNG CLAIMANT
OCT 12 1993

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 36-02046
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 1

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

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

of Salmon Falls Sheep Co. Inc. Organization, that I have signed the foregoing

document in the space below as x president Title of Salmon Falls Sheep Co. Inc. Organization

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

Signature of Authorized Agent x James F. Henslee

Title and Organization Salmon Falls Sheep Co. Inc. Date 3/24/92
Pres.

State of Idaho/or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 24th day of March 19 92

SEAL

Notary Public Steve Clark

Residing at Twin Falls

My Commission Expires Dec 7, 1994

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be 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 _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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JAN 25 1993
Copies White-Steel, Yellow-Glass

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420-B
T-1458

34	35
3	2

TO UPPER SALMON
FALLS POWER PLANT

35	36
2	1

26.8
21.5

613-B
T-1257

12.8

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

DATE: SEP-9-1993
PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM																																										
SOURCE: RILEY CREEK		TRIBUTARY: SNAKE RIVER																																														
36-02046	SALMON FALLS LAND AND LIVESTOCK 95-A BELL RAPIDS RD HAGERMAN ID 83332	12/01/1939	IRRIGATION	03-15 11-15	~~3.5~~ 3.33	CFS LICENSE																																										
TOTAL QUANTITY:					~~3.5~~ 3.33	CFS																																										
POINT OF DIVERSION:																																																
~~T08S~~ T07S R13E S36 LOT 6 (SESWE)																																																
PLACE OF USE: IRRIGATION																																																
<table border="0"> <tr> <td>T08S R13E S01</td> <td>Lot 5</td> <td>(SWNW)</td> <td>3.0</td> <td>NWSW</td> <td>5.0</td> <td></td> </tr> <tr> <td>S02</td> <td></td> <td>SWNE</td> <td>14.0</td> <td>SENE</td> <td>19.0</td> <td>Lot 4 (NWNW) 0.5</td> </tr> <tr> <td></td> <td></td> <td>SENE</td> <td>23.0</td> <td>NWSW</td> <td>4.0</td> <td>NESE 4.0</td> </tr> <tr> <td>S03</td> <td>Lot 1</td> <td>(NENE)</td> <td>3.0</td> <td>SWNE</td> <td>1.0</td> <td>SENE 37.0</td> </tr> <tr> <td colspan="6">157.5 ACRES TOTAL</td> <td>SWNW 35.0</td> </tr> <tr> <td colspan="6"></td> <td>NESE 9.0</td> </tr> </table>							T08S R13E S01	Lot 5	(SWNW)	3.0	NWSW	5.0		S02		SWNE	14.0	SENE	19.0	Lot 4 (NWNW) 0.5			SENE	23.0	NWSW	4.0	NESE 4.0	S03	Lot 1	(NENE)	3.0	SWNE	1.0	SENE 37.0	157.5 ACRES TOTAL						SWNW 35.0							NESE 9.0
T08S R13E S01	Lot 5	(SWNW)	3.0	NWSW	5.0																																											
S02		SWNE	14.0	SENE	19.0	Lot 4 (NWNW) 0.5																																										
		SENE	23.0	NWSW	4.0	NESE 4.0																																										
S03	Lot 1	(NENE)	3.0	SWNE	1.0	SENE 37.0																																										
157.5 ACRES TOTAL						SWNW 35.0																																										
						NESE 9.0																																										
REMARKS:	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A. WATER IS DELIVERED THROUGH HUNT DITCH. ~~0.17~~ 0.18 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-00001, 36-00031 & 36-07842. USE OF THIS RIGHT WITH RIGHT NO. 36-00136B IS LIMITED TO A TOTAL COMBINED FIELD HEADGATE DIVERSION RATE OF ~~3.50~~ 3.15 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 472.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 157.5 ACRES IN A SINGLE IRRIGATION SEASON. ~~A DIVERSION RATE OF 3.33 CFS AT THE FIELD HEADGATE IS RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.~~																																															

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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

IDWR'S RESPONSE TO ANSWER, AFFIRMATIVE DEFENSES AND PRAYER FOR
RELIEF OF CLAIMANT, Page 1

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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.

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.

From: DWR60::MERRITT 23-APR-1993 08:55:05.91
To: DWR02::SPENCER,DWR03::SHAFF,CLELLAND
CC: MERRITT
Subj: ERROR IN BASIN 36 DIRECTOR'S REPORT

PURSUANT TO DON SHAFF'S MAIL MESSAGE YESTERDAY I HAVE CHECKED THE LEGAL DESCRIPTIONS OF RIGHTS 36-00001, 36-00031, 36-07842 & 36-02046 ALL REPORTED TO BE FROM THE HUNT DITCH. I CHECKED WITH STEVE AND HE INDICATES THE PROPER LEGAL FOR THE HUNT DITCH IS SESWNE (LOT6) SECTION 1, T8S, R13E. THE FIRST THREE ARE CORRECTLY REPORTED BUT 36-02046 IN THE NAME OF SALMON FALLS SHEEP COMPANY APPEARS TO HAVE AN ERROR IN THE SECTION DESCRIPTION. IT LISTS SECTION 36 INSTEAD OF SECTION 1. I HAVE DISCUSSED THIS MATTER WITH STEVE AND HE IS GOING TO CONTACT SALMON FALLS SHEEP SO THEY CAN TALK ABOUT FILING AN OBJECTION. I AM WRITING THIS MAIL MESSAGE TO SERVE AS NOTICE TO NICK OF THE ERROR INCASE SALMON FALLS SHEEP DOES NOT FILE AN OBJECTION AND WE MAY BE LEFT WITH CORRECTING IT OURSELVES.

ALLEN

MICROFILMED

OCT 13 1994

36-02046

5cc

7-21-93

OBJECTIONS:

5. POINT OF DIVERSION

- TYPO ERROR ON TOWNSHIP AS LISTED
IT SHOULD READ
T075

REC: reads T085
should be corrected

11. REMARKS

OBJECTS TO ALL REMARKS
AFTER THE FIRST SENTENCE.

- LEGAL ISSUE

MICROFILMED
OCT 13 1994

RECEIVED

APR 30 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. A36-02046
(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.

36-02046 -0001/
93-04-0141

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)

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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: Salmon Falls Land and Livestock-J.Henslee, Pres.

Address: Rt 1 Box 74
Hagerman, Idaho 83332

Briefly describe your interest in this water right:

Licensed water right with a date of priority
of 12/01/1939

2. Owner of the water right:

Name: Salmon Falls Land & Livestock

Address: Rt 1 Box 74
Hagerman, Idaho 83332

3. If this objection is filed by an attorney:

Attorney Name: Hepworth, Nungester & Lezamiz

Attorney Address: P. Parker & Patrick D. Brown
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.

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)

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OCT 13 1994

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.

The legal description of the source should be changed to

Township 7 So, not Township 8 So. All remarks should be stricken

after the words "through Hunt Ditch". There should be no

restriction on the "total combined diversion rate " in

combination with right no. 36-00136B

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 Owners, Inc.'s

Compendium "A"

VERIFICATION (Must be Completed)

State of Idaho

County of Twin Falls

Jim Henslee, 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.

Jim Henslee
Signature of person filing objection

By: [Signature]

(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 27 day of April,
1993.

Linda M. Roussier
Notary Public for Idaho
Residing at: Twin Falls, ID
My Commission Expires: 2-1-93
Residing at _____, Idaho



(Over)

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OCT 13 1994

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: Salmon Falls Land & Livestock
Owner's address: Rt 1 Box 74
Hagerman, Idaho 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 5 - Director's Report fails to accurately state the point of diversion.

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.

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.

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.

MICROFILMED
OCT 13 1994

(WATER\21530ANS)

R PROOF



CVR



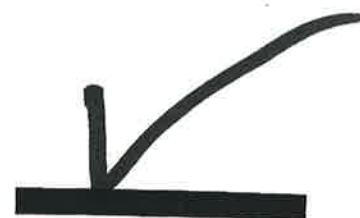
MAPS



PHOTOS



MISC



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JAN 23 1993

Water Right Number - R36-02046 Prefix Translation: RESEARCH Old (D) Number - 18906

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

*** C - CURRENT OWNER ***

SALMON FALLS LAND AND LIVESTOCK

1 - 95-A BELL RAPIDS RD

2 -

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-837-4534

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/01/1939 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
RILEY CREEK SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 13E 36 SE SW NE 6 (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 3.500+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.500 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 13E 1 SW NW 5 3.0 01 IRRIGATION (47) GOODING
08S 13E 1 NW SW 5.0 01 IRRIGATION (47) GOODING
08S 13E 2 SW NE 14.0 01 IRRIGATION (47) GOODING
08S 13E 2 SE NE 19.0 01 IRRIGATION (47) GOODING
08S 13E 2 NW NW 4 0.5 01 IRRIGATION (47) GOODING
08S 13E 2 SW NW 35.0 01 IRRIGATION (47) GOODING
08S 13E 2 SE NW 23.0 01 IRRIGATION (47) GOODING
08S 13E 2 NW SW 4.0 01 IRRIGATION (47) GOODING
08S 13E 2 NE SE 4.0 01 IRRIGATION (47) GOODING
08S 13E 3 NE NE 1 3.0 01 IRRIGATION (47) GOODING
08S 13E 3 SW NE 1.0 01 IRRIGATION (47) GOODING
08S 13E 3 SE NE 37.0 01 IRRIGATION (47) GOODING
08S 13E 3 NE SE 9.0 01 IRRIGATION (47) GOODING

Total Acres: 157.5

+ - - Diversion Means - HEADGATE & HUNT DITCH, GATE VALVE & 18" PIPE FROM DITCH

+ - - Non-Irrigation Use -

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JAN 25 1993

Water right number - R36-02046

Prefix Translation: RESEARCH

+ - - Other Rights for Same Use - 36-00136B

+ - - - - - Remarks - - - - - +
WATER IS DELIVERED THROUGH HUNT DITCH.
0.17 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 36-00001, 36-00031 & 36-07842.
USE OF THIS RIGHT WITH RIGHT NO. 36-00136B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.50 CFS, A TOTAL COMBINED
ANNUAL CONSUMPTIVE USE VOLUME OF 472.5 AF, AND TO THE IRRIGATION
OF A COMBINED TOTAL OF 157.5 ACRES IN A SINGLE IRRIGATION SEASON.
A DIVERSION RATE OF 3.33 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.

+ - - - - - Old Water Right Numbers - - - - - +
3602046

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 03/24/1992 User Id: CLELLAND Subject: COPIED FROM REMARKS
WHEN RIGHT 36-000136 IS BEING USED, THIS RIGHT IS NOT USED, AS THE PIPELINE ACROSS THE SNAKE RIVER CAN ONLY CARRY ABOUT 3.5 CFS.
STOCK ALSO DRINK UNDER 36-000136 & 36-00195. ALTHOUGH UP TO 1400 RANGE CATTLE MAY BE PRESENT, ONLY A SMALL UNMBER OF ANIMALS IS
USUALLY PRESENT DURING THE IRRIGATION SEASON. WATER FROM THE HUNT DITCH IS NOT CLEAN ENOUGH TO USE FOR DOMESTIC
PURPOSES.

Date: 03/24/1992 User Id: CLELLAND Subject: RELINQUISHMENT/RECLAIM
THIS CLAIM ORIGINALLY FILED AS A36-02478 BUT WAS THE WRONG BASIS OF CLAIM AND WAS RELINQUISHED. IT HAS BEEN REFILED UNDER THIS
NUMBER AS THE CORRECT BASIS OF CLAIM. IPCO WILL REFILE THEIR CLAIM UNDER THE NUMBER A36-02478.

Date: 10/01/1992 User Id: ROBERTSO Subject: NAME CHANGE
Change of ownership form, along with a Certificate of Amendment, changing the name from Salmon Falls Sheep Co to Salmon Falls Land
& Livestock was received 9/16/92. A36-02046 also changed on this date.

+ - - Audit Fields - - +
10/01/92 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	- 10/01/1992	Old Judicial District	-
Claim Received Date	- 05/13/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000727	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	- C
				Notice of Error Flag	-

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JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:53:38
03/31/92

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QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02046

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			9-11-90 SCC/HAT	N		SCC 7-28-92		SCC 7-28-92
POINT OF DIV	Y		8-28-90 SCC	N				
SOURCE				N				
PLACE OF USE	Y			(Y)	12456			
DIV. AMOUNT CFS/VOLUME	Y			(Y)				
CONSUMPTIVE USE	-			(Y)				
PURPOSES	Y			(Y)				
PERIOD OF USE	Y			(Y)				
BASIS OF CLAIM				N				
REMARKS	Y		X V	(Y)	6			V

"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.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:12:37
03/31/92

PAGE: 14
PROFILE REPORT

CLAIM NUMBER: A36-02046

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SALMON FALLS SHEEP CO 95-A BELL RAPIDS RD HAGERMAN ID 83332 (208) 837-4534	12/01/1939	IRRIGATION STOCKWATER	04-01 10-31 01-01 12-31	3.50 CFS 0.30 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	3.50 CFS 472.5 AFA

Water Source: RILEY CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T07S R13E S36 Lot 6(SWNE)

GOODING County

Place of use Legal Description for: IRRIGATION

T	R	S	NE				NW				SW				SE				SUM				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE					
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
08S	13E	1	:																				8.0
08S	13E	2	:																				99.5
08S	13E	3	:	01-03																			50.0
																					TOTAL ACRES	157.5	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: GOODING

Non-Irrigation Uses: STOCKWATER, 1200 RANGE

Other Rights: A36-00136 & A36-00195

Non-Irrigation Use: STOCKWATER, 1200 RANGE

Remarks: WHEN RIGHT 36-000136 IS BEING USED, THIS RIGHT IS NOT USED, AS THE PIPELINE ACROSS THE SNAKE RIVER CAN ONLY CARRY ABOUT 3.5 CFS. STOCK ALSO DRINK UNDER 36-000136 & 36-00195. ALTHOUGH UP TO 1400 RANGE CATTLE MAY BE PRESENT, ONLY A SMALL UNMBER OF ANIMALS IS USUALLY PRESENT DURING THE IRRIGATION SEASON. WATER FROM THE HUNT DITCH IS NOT CLEAN ENOUGH TO USE FOR DOMESTIC PURPOSES.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: 36A Field Inspection Flag:
Presumption Flag:

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:53:38
03/31/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02046

LAST: SALMON FALLS SHEEP CO
ADDRESS: 95-A BELL RAPIDS RD
CITY: HAGERMAN
PHONE NUMBER: 208-837-4534

FIRST:
STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD
Y EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: WHEN RIGHT 36-000136 IS BEING USED, THIS RIGHT IS NOT USED, AS
THE PIPELINE ACROSS THE SNAKE RIVER CAN ONLY CARRY ABOUT 3.5 CFS.
STOCK ALSO DRINK UNDER 36-000136 & 36-00195. ALTHOUGH UP TO 1400
RANGE CATTLE MAY BE PRESENT, ONLY A SMALL UNMBER OF ANIMALS IS
USUALLY PRESENT DURING THE IRRIGATION SEASON.
WATER FROM THE HUNT DITCH IS NOT CLEAN ENOUGH TO USE FOR DOMESTIC
PURPOSES.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A36-02046 PRIORITY DATE: 12-01-1939 STAGE: L

B. WR RECORD: # 36-02046 PRIORITY DATE: 12-01-1939 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE FIELD
N EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS: _____

=====

RECOMMENDED PRIORITY DATE:
12-01-1939

REVIEWED BY ser

DATE 6-18-92

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02046	07S	13E	36	SE	SW	NE	6	GOODING
OTHER AJ CLAIMS WITH SAME AJ POD				WR RECORDS IN SAME 40 ACRE TRACT				
A PREFIX NONE				R PREFIX NONE				

SOURCE: RILEY CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02046	08S	13E	1		SW	NE		GOODING
OTHER WR RECORDS WITH SAME WR POD				AJ CLAIMS IN SAME 40 ACRE TRACT				
				A PREFIX R PREFIX				
36-07741				A36-00001 NONE				
				A36-00002				

SOURCE: RILEY CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	==
DUE TO SOURCE DISCREPANCY? (Y/N)	N	==

REMARKS:

add 10 Ac tract

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JAN 25 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
—	—	—	SE	—	—	—	—
—	—	—	—	—	—	—	—

SOURCE: RILEY CREEK

TRIB: SNAKE RIVER

REVIEWED BY: SW

DATE: 6-18-92

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JAN 25 1993

A. ROOT WATER RIGHT NUMBERS: A36-02046
R36-02046

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	13E	1	SW	NW	5	SALMON FALLS SHEEP CO	A36-02046 / 3.0	- /	2.0		
			SW	NW	5	SALMON FALLS SHEEP CO.	A36-00136 / 2.0	36-00136 /		3.0	
			SW	NW	5	SALMON FALLS SHEEP CO.	R36-00136 / 3.0	- /			
			SW	NW	5	SALMON FALLS SHEEP CO	R36-02046 / 3.0	36-02046 / 25.0			
			SW	NW	4	LE MOYNE , SANDRA	A36-07842 /	36-07842 /			
			SW	NW	4	LE MOYNE , RUSSELL	R36-07842 /	- /			
			SW	NW	5	IDAHO POWER CO.		36-00137 /			
			SW	NW	5	IDAHO POWER CO.		36-00194 /			
			SW	NW	5	IDAHO POWER CO.		36-00195 /			
08S	13E	1	NW	SW		SALMON FALLS SHEEP CO	A36-02046 / 5.0	- /	11.0	5.0	
			NW	SW		SALMON FALLS SHEEP CO.	A36-00136 / 7.0	- /			
			NW	SW		SALMON FALLS SHEEP CO.	R36-00136 / 5.0	- /			
			NW	SW		SALMON FALLS SHEEP CO	R36-02046 / 5.0	- /			
08S	13E	2	SW	NE		SALMON FALLS SHEEP CO	A36-02046 / 14.0	36-02046 / 25.0	20.0	14.0	
			SW	NE		SALMON FALLS SHEEP CO., INC.	A36-00194 /	36-00194 /			
			SW	NE		SALMON FALLS SHEEP CO.	A36-00136 /	36-00136 /			
			SW	NE		SALMON FALLS SHEEP CO.	R36-00136 /	- /			
			SW	NE		SALMON FALLS SHEEP CO., INC.	R36-00194 /	- /			
			SW	NE		SALMON FALLS SHEEP CO	R36-02046 / 14.0	- /			
			SW	NE		IDAHO POWER CO.		36-00137 /			
			SW	NE		IDAHO POWER CO.		36-00195 /			
			SW	NE		IDAHO POWER CO.		36-02478 / 8.0			
08S	13E	2	SE	NE		SALMON FALLS SHEEP CO	A36-02046 / 19.0	36-02046 / 30.0	20.0	19.0	
			SE	NE		SALMON FALLS SHEEP CO., INC.	A36-00194 /	36-00194 /			
			SE	NE	2	SALMON FALLS SHEEP CO.	A36-00136 /	36-00136 /			
			SE	NE		SALMON FALLS SHEEP CO.	R36-00136 / 19.0	- /			
			SE	NE		SALMON FALLS SHEEP CO., INC.	R36-00194 /	- /			
			SE	NE		SALMON FALLS SHEEP CO	R36-02046 / 19.0	- /			
			SE	NE		IDAHO POWER CO.		36-00137 /			
			SE	NE		IDAHO POWER CO.		36-00195 /			
			SE	NE		IDAHO POWER CO.		36-02478 / 8.0			
08S	13E	2	NW	NW	4	SALMON FALLS SHEEP CO	A36-02046 / 0.5	- /		0.5	
			NW	NW	4	SALMON FALLS SHEEP CO., INC.	A36-00194 /	36-00194 /			
			NW	NW	4	SALMON FALLS SHEEP CO.	A36-00136 /	36-00136 /			
			NW	NW	4	SALMON FALLS SHEEP CO.	R36-00136 /	- /			
			NW	NW	4	SALMON FALLS SHEEP CO., INC.	R36-00194 /	- /			
			NW	NW	4	ROSHOLT ROBERTSON & TUCKER	A02-02057 /	- /			
			NW	NW	4	SALMON FALLS SHEEP CO	R36-02046 / 0.5	36-02046 / 10.0			

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JAN 25 1993

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	NW	4	IDAHO POWER CO	A36-02478 / 2.0	36-02478 /14.0			
			NW	NW	4	IDAHO POWER CO.		36-00137 /			
			NW	NW	4	IDAHO POWER CO.		36-00195 /			
			NW	NW	4	IDAHO POWER CO.		A02-02057 /			
08S	13E	2	SW	NW		SALMON FALLS SHEEP CO	A36-02046 /35.0	36-02046 /18.0	35.0	35	
			SW	NW		SALMON FALLS SHEEP CO., INC.	A36-00194 /	36-00194 /			
			SW	NW		SALMON FALLS SHEEP CO.	A36-00136 /	36-00136 /			
			SW	NW		SALMON FALLS SHEEP CO.	R36-00136 /	- /			
			SW	NW		SALMON FALLS SHEEP CO., INC.	R36-00194 /	- /			
			SW	NW		SALMON FALLS SHEEP CO	R36-02046 /35.0	- /			
			SW	NW		VADER , ROY		02-02019 /20.0			
			SW	NW		IDAHO POWER CO.		36-00137 /			
			SW	NW		IDAHO POWER CO.		36-00195 /			
08S	13E	2	SE	NW		SALMON FALLS SHEEP CO	A36-02046 /23.0	36-02046 /22.0	26.0	23	
			SE	NW		SALMON FALLS SHEEP CO., INC.	A36-00194 /	36-00194 /			
			SE	NW	3	SALMON FALLS SHEEP CO.	A36-00136 /	36-00136 /			
			SE	NW		SALMON FALLS SHEEP CO.	R36-00136 /23.0	- /			
			SE	NW		SALMON FALLS SHEEP CO., INC.	R36-00194 /	- /			
			SE	NW		SALMON FALLS SHEEP CO	R36-02046 /23.0	- /			
			SE	NW		IDAHO POWER CO.		36-00137 /			
			SE	NW		IDAHO POWER CO.		36-00195 /			
			SE	NW		IDAHO POWER CO.		36-02478 / 3.0			
08S	13E	2	NW	SW		SALMON FALLS SHEEP CO	A36-02046 / 4.0	- /	8.0	4.0	
			NW	SW		SALMON FALLS SHEEP CO.	A36-00136 / 4.0	- /			
			NW	SW		SALMON FALLS SHEEP CO.	R36-00136 / 4.0	- /			
			NW	SW		SALMON FALLS SHEEP CO	R36-02046 / 4.0	- /			
08S	13E	2	NE	SE		SALMON FALLS SHEEP CO	A36-02046 / 4.0	- /	29.0	4.0	
			NE	SE		SALMON FALLS SHEEP CO.	A36-00136 / 4.0	- /			
			NE	SE		SALMON FALLS SHEEP CO.	R36-00136 / 4.0	- /			
			NE	SE		SALMON FALLS SHEEP CO	R36-02046 / 4.0	- /			
08S	13E	3	NE	NE	1	SALMON FALLS SHEEP CO	A36-02046 / 3.0	- /	5.0	3.0	
			NE	NE	1	SALMON FALLS SHEEP CO., INC.	A36-00194 /	36-00194 /			
			NE	NE	1	SALMON FALLS SHEEP CO.	A36-00136 / 2.0	36-00136 /			
			NE	NE	1	SALMON FALLS SHEEP CO.	R36-00136 / 3.0	- /			
			NE	NE	1	SALMON FALLS SHEEP CO., INC.	R36-00194 /	- /			
			NE	NE	1	ROSHOLT ROBERTSON & TUCKER	A02-02057 /	- /			
			NE	NE	1	SALMON FALLS SHEEP CO	R36-02046 / 3.0	36-02046 /17.0			
			NE	NE	1	IDAHO POWER CO.		36-00137 /			
			NE	NE	1	IDAHO POWER CO.		36-00195 /			
			NE	NE	1	IDAHO POWER CO.		36-02478 /12.0			
08S	13E	3	SW	NE		SALMON FALLS SHEEP CO	A36-02046 / 1.0	- /	5.0	1.0	
			SW	NE		SALMON FALLS SHEEP CO., INC.	A36-00194 /	36-00194 /			

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TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SW	NE		SALMON FALLS SHEEP CO.	A36-00136 / 2.0	36-00136 /			
			SW	NE		SALMON FALLS SHEEP CO.	R36-00136 / 1.0	- /			
			SW	NE		SALMON FALLS SHEEP CO., INC.	R36-00194 /	- /			
			SW	NE		SALMON FALLS SHEEP CO.	R36-02046 / 1.0	- /			
			SW	NE		IDAHO POWER CO.		36-00137 /			
			SW	NE		IDAHO POWER CO.		36-00195 /			
08S	13E	3	SE	NE		SALMON FALLS SHEEP CO.	A36-02046 / 37.0	- /	44.0	37.0	
			SE	NE		SALMON FALLS SHEEP CO., INC.	A36-00194 /	36-00194 /			
			SE	NE		SALMON FALLS SHEEP CO.	A36-00136 / 39.0	36-00136 /			
			SE	NE		SALMON FALLS SHEEP CO.	R36-00136 / 37.0	- /			
			SE	NE		SALMON FALLS SHEEP CO., INC.	R36-00194 /	- /			
			SE	NE		SALMON FALLS SHEEP CO.	R36-02046 / 37.0	- /			
			SE	NE		VADER, ROY		02-02019 / 40.0			
			SE	NE		IDAHO POWER CO.		36-00137 /			
			SE	NE		IDAHO POWER CO.		36-00195 /			
08S	13E	3	NE	SE		SALMON FALLS SHEEP CO.	A36-02046 / 9.0	- /	15.0	9.0	
			NE	SE		SALMON FALLS SHEEP CO.	R36-00136 / 9.0	- /			
			NE	SE		SALMON FALLS SHEEP CO.	R36-02046 / 9.0	- /			
TOTAL ACRES							A36-02046	157.50	95.00	220.00	157.5

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POU COUNTY: GOODING

PRESUMPTION FLAG: (a)

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 157.5

REVIEWED BY: su

DATE: 6-18-92

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↑
Send
157.5

A. AJ CLAIMED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
A36-02046	IRRIGATION	FROM 04-01	TO 10-31		3.500 CFS
~~A36-02046~~	~~STOCKWATER~~	~~FROM 01-01~~	~~TO 12-31~~		~~3.500 CFS~~
TOTAL DIVERSION RATE/VOLUME CLAIMED					3.500 CFS

B. WR RECORDED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
36-02046	IRRIGATION	FROM	TO		3.500 CFS
36-02046	DOMESTIC	FROM	TO		3.500 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED					3.500 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>N</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() Explain in remarks, below.

REMARKS:

per license

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 3.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.500 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
N ☒

B.

FLOW MEASUREMENT

MEASUREMENT METHOD per license, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☒) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A36-00136 & ~~A36-00195~~

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02046	RILEY CREEK	SALMON FALLS SHEEP CO	3.500	0.022		
A36-00136	TUCKER SPRINGS, UPPER	SALMON FALLS SHEEP CO.	8.000	0.029		
R36-00136	TUCKER SPRINGS, UPPER	SALMON FALLS SHEEP CO.	4.770	0.020	954.00	4.00
R36-02046	RILEY CREEK	SALMON FALLS SHEEP CO	3.500	0.022		
A36-02478	TUCKER SPRINGS	IDAHO POWER CO	3.500	1.750		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-07842	FISH PROPAGATION	LE MOYNE , SANDRA	FROM 01-01 TO 12-31	28.500 CFS	

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JAN 25 1993

D.

3,33

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 157.5 x 0.02 CFS/ACRE = 3.15 CFS
(Taken from p/u review)

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 = 472.5 AF/A

ACRES 157.5 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 472.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 157.5 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME N/A AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

irrigation use: 3.33 cfs

conveyance loss: 0.17

TOTAL 3.50

Stock use is
incidental to
irrigation

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
		DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
<u>irrigation</u>	<u>4-1 10-31</u>		<u>3.50</u>		<u>/</u>		<u>/</u>
TOTAL FOR THIS RIGHT							

REVIEWED BY:

See

DATE:

7-28-92

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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: 36-02046

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
3.500

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
36-02046	A36-02046	3.500	R36-02046	3.500	36-02046	3.500
TOTAL CFS		3.500		3.500		3.500

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

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 13
QUICKLOOK INFORMATION

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED CODE
PRIORITY DATE			9-11-90 SCC/HHT	Expansion?	
POINT OF DIV	Y		8-28-90 SCC	When Δ?	
SOURCE	Y			When Δ	
PLACE OF USE	Y			Y	1,2,4,5
DIV. AMOUNT CFS/VOLUME	Y			N	
CONSUMPTIVE USE	-			N	
PURPOSES	Y N			N	
PERIOD OF USE	Y N			N	
BASIS OF CLAIM				N *	
REMARKS	Y			Y	

SCC
8-27-90

"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.

See new CVR
A36-02046

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alternates in use to other side of snake R.
80fs PIPELINE
3.5 Hunt Ditch

12 Hrs - 24

14 sets @ 3-10 Acres

2 wks rotation
(if not need across R.)

(5 days out of 20 days
the pipeline H₂O is diverted
across the SR to other side.)

per conversation w/ Jim Hensley

3-24-92 see

Relinquished
claim to 36-2488

and re-claimed as
A36-02046.

Re Run CVR for update.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:04:05
06/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02478

LAST: SALMON FALLS SHEEP CO.
ADDRESS: RT. 1 BOX 74
CITY: HAGERMAN
PHONE NUMBER: 208-837-4534

FIRST:
STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: ALTHOUGH TRANS. 758 SHOWS 114 AC. IRRIGATED, THE LAND CLAIMED HAS BEEN IRRIGATED FOR 50 YEARS WITH THIS SYSTEM TO MY KNOWLEDGE. WHEN RT. 36-0136 IS BEING USED, THIS RIGHT IS NOT USED, AS THE PIPELINE ACROSS THE SNAKE RIVER CAN ONLY CARRY ABOUT 3.5 CFS. STOCK ALSO DRINK UNDER RTS. 36-0136 & 36-0195. ALTHOUGH UP TO 1400 RANGE CATTLE MAY BE PRESENT, ONLY A SMALL NUMBER OF ANIMALS IS USUALLY PRESENT DURING THE IRRIGATION SEASON. WATER FROM THE HUNT DITCH IS NOT CLEAN ENOUGH TO USE FOR DOMESTIC PURPOSES.

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CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 8/28/90

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Pipeline from Hunt Ditch crosses the Oursley Bridge to Pou.

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A. AJ CLAIM: # A36-02478 PRIORITY DATE: 10-21-1939 STAGE: L
B. WR RECORD: # 36-02478 PRIORITY DATE: 10-21-1939 STAGE: L

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:
10-21-1939

REVIEWED BY sc

DATE 8-27-90

=====

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JAN 25 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02478	07S	13E	36		SW	NE	6	GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02478	07S	13E	36		SE	SE		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-00020	A36-00194	NONE
36-00028	A36-07762	
36-00127	A36-00136	
36-00133	A36-04142	
36-00136	A36-07237	
36-00174	A36-00133	
36-00194	A36-07865	
36-02055	A36-08318	
36-02056	A36-10064	
36-04065	A36-02007	
36-04142		
36-07237		
36-07762		
36-07865		

SOURCE: THOMPSON SPRINGS
TUCKER SPRINGS

TRIB: RILEY CREEK
RILEY CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
Y

FIELD
EXAMINER

Y
Y

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REMARKS:

Source used is Riley Creek via Hunt Ditch.

When did change in Source occur?

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
---	---	---	SE	---	---	---	---

change claim

SOURCE:

REVIEWED BY:

TRIB:

DATE:

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JAN 25 1993

A. ROOT WATER RIGHT NUMBERS: A36-02478

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM ACRES
08S	13E	1	NW	SW		SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO.	A36-02478 / 7.0 A36-00136 / 7.0	- / - /	11.0		
08S	13E	2	SW	NE	X	SALMON FALLS SHEEP CO.	A36-02478 / 13.0	- /		5.0	
08S	13E	2	NW	SW		SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO.	A36-02478 / 4.0 A36-00136 / 4.0	- / - /	8.0	14.0	
08S	13E	2	NE	SE		SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO.	A36-02478 / 4.0 A36-00136 / 4.0	- / - /	29.0	4.0	
08S	13E	3	NE	NE	1	SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO., INC. SALMON FALLS SHEEP CO. IDAHO POWER CO. IDAHO POWER CO. IDAHO POWER CO.	A36-02478 / 2.0 A36-00194 / A36-00136 / 2.0 A02-02057 /	- / 36-00194 / 36-00136 / - / 36-00137 / 36-00195 /		3.0	
08S	13E	3	SW	NE		SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO., INC. SALMON FALLS SHEEP CO. IDAHO POWER CO. IDAHO POWER CO.	A36-02478 / 2.0 A36-00194 / A36-00136 / 2.0	- / 36-00194 / 36-00136 / 36-00137 / 36-00195 /	5.0	1.0	
08S	13E	3	SE	NE		SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO., INC. SALMON FALLS SHEEP CO. VADER, ROY IDAHO POWER CO. IDAHO POWER CO.	A36-02478 / 39.0 A36-00194 / A36-00136 / 39.0	- / 36-00194 / 36-00136 / 02-02019 / 40.0 36-00137 / 36-00195 /	44.0	37.0	
08S	13E	2	SE	NE	2	SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO.	A36-02478 / A36-00136 /	- / 36-00136 /			
08S	13E	2	NW	NW	4	SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO., INC. SALMON FALLS SHEEP CO. IDAHO POWER CO. IDAHO POWER CO. IDAHO POWER CO. IDAHO POWER CO.	A36-02478 / A36-00194 / A36-00136 / A02-02057 /	- / 36-00194 / 36-00136 / - / 36-00137 / 36-00195 / A02-02057 /			
08S	13E	2	SW	NW		SALMON FALLS SHEEP CO. SALMON FALLS SHEEP CO., INC. SALMON FALLS SHEEP CO. VADER, ROY IDAHO POWER CO. IDAHO POWER CO. IDAHO POWER CO.	A36-02478 / A36-00194 / A36-00136 /	- / 36-00194 / 36-00136 / 02-02019 / 20.0 36-00137 / 36-00195 / 36-02046 / 18.0	35.0		

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08S 13E	2	SE	NW	3	SALMON FALLS SHEEP CO.	A36-02478	/	-	/	
					SALMON FALLS SHEEP CO.	A36-00136	/	36-00136	/	
08S 13E	1	SW	NW	⑤	SALMON FALLS SHEEP CO.	A36-02478	/	2.0	/	
					IDAHO POWER CO.			36-02046	/	25.0
										3.0
08S 13E	2	SE	NE	X	SALMON FALLS SHEEP CO.	A36-02478	/	19.0	/	
					SALMON FALLS SHEEP CO.	A36-00136	/	36-00136	/	
										19.0
08S 13E	2	SW	NW		SALMON FALLS SHEEP CO.	A36-02478	/	32.0	/	
					SALMON FALLS SHEEP CO., INC.	A36-00194	/	36-00194	/	35.0
					SALMON FALLS SHEEP CO.	A36-00136	/	36-00136	/	
					VADER, ROY			02-02019	/	20.0
					IDAHO POWER CO.			36-00137	/	
					IDAHO POWER CO.			36-00195	/	
					IDAHO POWER CO.			36-02046	/	18.0
										35.0
08S 13E	2	SE	NW	X	SALMON FALLS SHEEP CO.	A36-02478	/	21.0	/	
					SALMON FALLS SHEEP CO.	A36-00136	/	36-00136	/	
										23.0
TOTAL ACRES					A36-02478			145.00		167.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

Add Acres: 8S. 13E. Sec. 2 NW NW (Lot 4) 0.5
 Sec. 3 NE SE 9.0
 TOTAL 157.5

RECOMMENDATIONS:

TOTAL ACRES: 157.5

REVIEWED BY: SC

DATE: 9-7-90

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A. AJ CLAIMED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
A36-02478	IRRIGATION	04-01	11-01		3.500 CFS
A36-02478	STOCKWATER	04-01	11-01		.300 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED					3.500 CFS 580.00 AF/A

B. WR RECORDED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
36-02478	IRRIGATION				3.500 CFS
36-02478	STOCKWATER				3.500 CFS
36-02478	DOMESTIC				3.500 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED					3.500 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X) Explain in remarks, below.

REMARKS:

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JAN 25 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 3.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.500 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
N

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: ~~A36-00136~~ A36-00194

change claim

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02478	RILEY CREEK	SALMON FALLS SHEEP CO.	3.500	0.024	580.00	4.00
A36-00136	TUCKER SPRINGS, UPPER	SALMON FALLS SHEEP CO.	8.000	0.029		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-02478	STOCKWATER	SALMON FALLS SHEEP CO.	FROM 04-01 TO 11-01	.300 CFS	
A36-00194	STOCKWATER	SALMON FALLS SHEEP CO., INC.	FROM 11-01 TO 04-01	.500 CFS	
A36-00194	DOMESTIC	SALMON FALLS SHEEP CO., INC.	FROM 11-01 TO 04-01	.100 CFS	
A02-02057	POWER	IDAHO POWER CO.	FROM 01-01 TO 12-31	6500.000 CFS	

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 157.5 x 0.02 CFS/ACRE = 3.15 CFS
(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() N(X) ***

1b. CALCULATIONS

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 435.0 AF/A

ACRES 157.5 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 472.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 580.00 AF/A

ACRES 157.5 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 630 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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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
<u>IRRIGATION</u>	<u>4-1</u>	<u>11-1</u>		<u>3.5</u>		<u>630</u>		<u>472.5</u>
<u>STOCK WATER</u>	<u>4-1</u>	<u>11-1</u>		<u>0.3</u>				
TOTAL FOR THIS RIGHT				<u>3.5</u>				

REVIEWED BY: See

DATE: 10-16-90

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JAN 25 1993

REMARKS: when combined with A36-00136 total diversion cannot exceed 4.77 cfs.
Volumes also limited to Total Volume = 954 AFA and Consumptive Use = 715.5 AFA.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED	NEEDS
AS CLAIMED	REVIEW
(X)	()
(X)	()
(X)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02478

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
3.500

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02478	3.500	-		36-02478	3.500
TOTAL CFS		3.500				3.500

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

REMARKS:

AUTHENTICATION:

SIGNATURE:

Steve C...

DATE:

10-16-90

NAME OF FIELD EXAMINER:

TITLE:

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JAN 25 1993

REMARK AND CONDITION CODE WORKSHEET

SYSTEM CLAIM NUMBERS

A36 02046

AGENT

INITIALS

See

DATE

7-30-92CLAIM NO.
OR ENTRY
ORDERREMARK
CODE

ENTRY DATA

CONDITION
CODESTAGE
OR
STATUSPRESUMPTION
CODE-2046SHR3.33 cfsadd Remark only!MICROFILMED
JAN 25 1993

MICROFILMED
JAN 25 1993

R684
420-B
T-1458

34 35
3 2

35 36
2 1

LOT 4
TO UPPER SALMON
FALLS POWER PLANT

LOT 3

LOT 4

LOT 5

Pipeline



NAPP photo
Verifies
claimed acreage
field exam
confirms
Both:

613-B
E. 12
T-1257

Sec
9/7/90

Recommended Acres = 157.5

R36-2046

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SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN LEE.



18892

Final Map No. 18892
As Approved
OCT 30 1936
JAMES SPENCER RD

26881

36-02478

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	2000	8.0	2.00	0.40	28.50	39.51	0.0102	0.29	41.94
2	200	8.0	2.00	0.04	0.46	11.01	0.0037	0.01	13.03
3	2100	8.0	2.00	0.42	3.33	10.55	0.0402	0.18	12.53
4	7700	8.0	2.00	1.56	7.22	7.22	0.2156	1.95	8.78
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	12000			2.43	39.51			2.43	

← LIMIT .17

HUNT DITCH

7-28-92

SCU

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

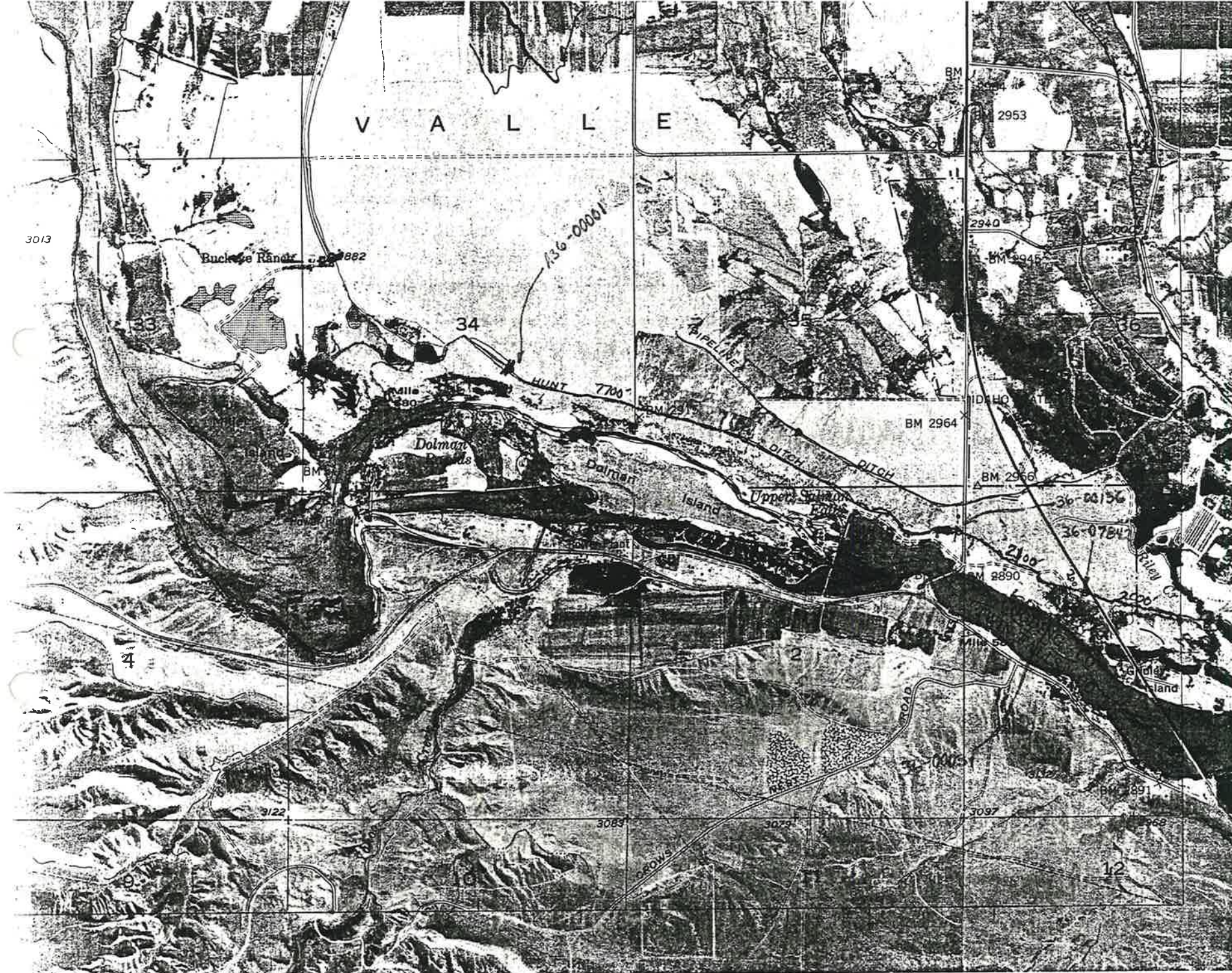
DELIVERY = TOTAL DELIVERIES IN REACH

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



166
13
MICROFILMED
JAN 25 1993

T
T

47 36000m.N

42°45'

SCALE 1:24,000

HUNT DITCH CONVEYANCE MAP

673000m.E.

114°52'30"



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

PIPELINE @ OWSLEY BR.

MEAS. PIPELINE Ditch
DIVERSION
To SALMON FALLS SHEEP
A36-00136

By: SCC
WITH: JIM HENSLEY
6-19-92

$$\bar{X} = 2975.23 \text{ GPM}$$
$$= 6.63 \text{ cfs}$$

NOTE: NOT ALL THE PIPELINE DITCH WATER WAS ENTERING
THE PIPELINE. SOME WATER OVERFLOWS THE DITCH
NEAR THE INTAKE STRUCTURE.

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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) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

MODE SELECT
INPUT

OUTER DIAMETER
18.0240 IN

PIPE MATERIAL
? CS, SS

WALL THICKNESS
0.1800 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
14.542 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

00-00 22:2000 *R
+131.821E 16PM

00-00 22:2000 *R
+002.10 % AI2

MODE SELECT
T0 CHECK

0662.1 MMSEC
100.31 % T0

DAMPING SET
20 SEC

00-00 22:2100 *R
+131.557E 16PM

00-00 22:2300 *R
+129.972E 16PM

00-00 22:2400 *R
+133.765E 16PM

SALMON FALLS SHEEP CO.

A36-00136

A36-2046

HUNT DITCH

WATER ACROSS

OWSLEY BRIDGE.

6-26-92

By STEVE CLELLAND

WITH FRANK HENSLEE.

HUNT DITCH WATER ACROSS OWSLEY BRIDGE.
w/ FRANK HENSLEE

6-26-92
SCE

$\bar{X} = 1307.6 \text{ GPM}$

$= 2.91 \text{ cfs}$

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JAN 25 1993

Water Right Number - A36-02046

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number - 18906

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
IDAHO POWER CO1 - PO BOX 70
2 -
3 -
City- BOISE
Phone - 208-000-0000

State- ID Zip- 837070070

*** A - ATTORNEY ***
GARDINER

NATHAN

1 - IDAHO POWER CO
2 - PO BOX 70
3 -
City- BOISE
Phone - 208-383-2975

State- ID Zip- 837070070

+ - - Priority Date - - +
12/01/1939+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - - - Source - - - - - +
RILEY CREEK+ - - - - Tributary - - - - - +
SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 13E 1 SW NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 3.500+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.500 747.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 13E 34 SE SE 10.0 01 IRRIGATION (47) GOODING
07S 13E 35 SW SW 10.0 01 IRRIGATION (47) GOODING
07S 13E 35 SE SW 20.0 01 IRRIGATION (47) GOODING
07S 13E 35 SW SE 15.0 01 IRRIGATION (47) GOODING
08S 13E 1 NW NW 8.0 01 IRRIGATION (47) GOODING
08S 13E 1 SW NW 25.0 01 IRRIGATION (47) GOODING
08S 13E 2 NE NE 7.0 01 IRRIGATION (47) GOODING
08S 13E 2 NW NE 8.0 01 IRRIGATION (47) GOODING
08S 13E 2 SW NE 25.0 01 IRRIGATION (47) GOODING
08S 13E 2 SE NE 30.0 01 IRRIGATION (47) GOODING
08S 13E 2 NE NW 10.0 01 IRRIGATION (47) GOODING
08S 13E 2 NW NW 10.0 01 IRRIGATION (47) GOODING
08S 13E 2 SW NW 18.0 01 IRRIGATION (47) GOODING
08S 13E 2 SE NW 22.0 01 IRRIGATION (47) GOODING
08S 13E 3 NE NE 17.0 01 IRRIGATION (47) GOODINGMICROFILMED
JAN 25 1993

Water right number - A36-02046

Prefix Translation: ADJUDICATION CLAIM

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
08S	13E	3	NW NE		14.0	01	IRRIGATION	(47) GOODING

Total Acres: 249.0

+ - - Diversion Means - DAM, DITCH, PIPE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

Remarks
LANDS ADDED IN TRANS. 759 DESCRIBED AS E 1/2 NE, 17 AC. & W 1/2 NE, 14 AC.

Old Water Right Numbers
No Old Water Right Numbers Found

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Comments
No Comments Found

Audit Fields
00/00/00

+ - - - - 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	- 06/04/1991	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C020689	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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JAN 25 1993

this receipt shows A36-02478 \$384⁰⁰