

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: A36-02304
Date Received: 8/01/1988
Receipt No: S001194
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IDAHO LAND & LIVESTOCK, INC. 208-377-3000
Address: P.O. BOX 67
BOISE, ID 83707

2. Date of Priority: JUN 26, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	14E	9	SE	SE			GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			1.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	9	NE	SE		IRR	35.0
			NW	SE		IRR	7.0
			SW	SE		IRR	7.0
			SE	SE		IRR	35.0

Section Acres 84.0

A36-02304

Page 1

Date: 08/18/89

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JAN 26 1993
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JAN 26 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	10	NW	SW		IRR	2.0
			SW	SW		IRR	12.0
					Section Acres		14.0
		15	NW	NE		IRR	18.0
			SW	NE		IRR	26.0
			NE	NW		IRR	11.0
			SE	NW		IRR	21.0
					Section Acres		76.0
					Total Acres		174.0

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:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 26424

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JAN 26 1993

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 _____

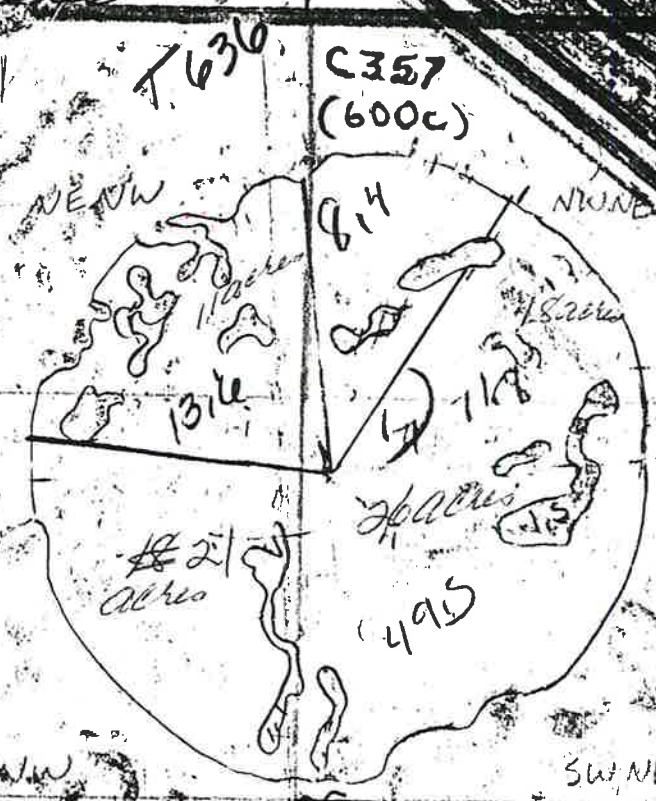
Notary Public

Seal

Residing at _____

My Commission Expires _____

7-13
Osborne 15-7-114
Little R. 114



MICROFILMED
OCT 13 1994

POOR ORIGINAL

T75 R14E

D664
(9632)
T-1080
A
145

D
38.3



IDAHO LAND & LIVESTOCK, INC.

5401 Kendall Street
P.O. Box 67
Boise, Idaho 83707
(208) 377-3000

RECEIVED
AUG 17 1989

Department of Water Resources

August 16, 1989

Idaho Department of Water Resources
Adjudication Bureau
Statehouse
Boise, ID 83702

Re: Notification of transfer of property and water rights

Idaho Land & Livestock, Inc. has aquired property, inclusive of water rights, located in Gooding and Camas Counties, Idaho, as shown on the enclosed copy of the recorded deed. Would you please see that the name and address of the ownership of the water rights are changed to Idaho Land & Livestock, Inc., P.O.Box 67, Boise, Idaho 83707. If we need to provide additional forms or information to complete the transfer, please notify me at once.

The water rights associated with the above mentioned property are as follows:

<u>Water Right No.</u>	<u>County</u>	<u>Stage</u>
A36 - 02304	Gooding	License
A36 - 10296	Gooding	Beneficial Use
A36 - 10297	Gooding	Beneficial Use
A37 - 00132	Camas	Decreed
A37 - 10747	Camas	Beneficial Use

We would appreciate your sending any future notices and correspondence concerning these matters to the above mentioned address.

Please feel free to contact me if there are any questions, or in my absence, you can contact Jack Adkins, Secretary/Treasurer.

Sincerely,

Marvin H. Almond

Marvin H. Almond
General Manager

MICROFILMED

cc: Jack Adkins
enclosure

JAN 26 1993

WARRANTY DEED

also known as Dwight Osborne

FOR VALUE RECEIVED, DWIGHT L. OSBORNE /and ELLA JEAN OSBORNE, husband and wife, LAYNE OSBORNE and JUDY OSBORNE, husband and wife, doing business as OSBORNE RANCHES and OSBORNE CATTLE CO., LYNDEN OSBORNE and LORI OSBORNE, husband and wife, LEANNE COLE and LUCINDA FISHER, the Grantors, do hereby grant, bargain, sell and convey unto IDAHO LAND & LIVESTOCK, INC., an Idaho corporation, the Grantee, whose current address is P.O. Box 67, Boise, ID - 83707, the premises situated in the counties of Gooding and Camas, State of Idaho, more particularly described on Exhibit "A" attached hereto and made a part hereof by reference.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that they are free from all encumbrances except current taxes and assessments, easements, restrictions and reservations of record, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 26th day of June, 1989.

Dwight L. Osborne
Dwight L. Osborne

Ella Jean Osborne
Ella Jean Osborne

Layne Osborne
Layne Osborne

Judy Osborne
Judy Osborne

137194

STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST —
Land Title & Survey Inc.
'89 JUL 5 AM 9 36
JOHN A. MYERS, REC.
DEP. HP FEE 27.00

WARRANTY DEED - 1

MICROFILMED

JAN 26 1993

65061

Lynden Osborne
Lynden Osborne

Filed for Record at the Request of

LAND TITLE ESCROW

STATE OF IDAHO }
County of Camas, }

I hereby certify that this Instrument
was filed for record in my office at

11:15 o'clock AM

7-5, 1989, and

only recorded in Book 27 of

DEEDS Page 163

Flannery
County Recorder

By _____ Notary

Book 27 ²⁰

Lori Osborne
Lori Osborne

Leanne Cole

by Dwight Osborne att. in fact

Leanne Cole

Lucinda Fisher

by Dwight Osborne att. in fact

Lucinda Fisher

STATE OF IDAHO)
County of Gooding) ss.

On this 26th day of June, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared DWIGHT L. OSBORNE and ELLA JEAN OSBORNE, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they 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.



Janet A. Correll
Notary Public for Idaho
Residing at: Gooding, Idaho
My commission expires: 2-28-1993

STATE OF IDAHO)
County of Gooding) ss.

On this 26th day of June, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared LAYNE OSBORNE and JUDY OSBORNE, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they 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.

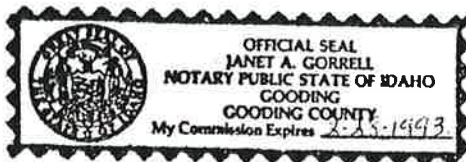


Janet A. Gorrell
Notary Public for Idaho
Residing at: Gooding, Idaho
My commission expires: 2-28-1993

STATE OF IDAHO)
County of Gooding) ss.

On this 26th day of June, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared LYNDEN OSBORNE and LORI OSBORNE, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they 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.



Janet A. Gorrell
Notary Public for Idaho
Residing at: Gooding, Idaho
My commission expires: 2-28-1993

~~STATE OF IDAHO)
County of Gooding) ss.~~

~~On this _____ day of June, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared LEANNE COLE, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.~~

~~Notary Public for Idaho
Residing at:
My commission expires:~~

~~STATE OF IDAHO)
County of Gooding) ss.~~

~~On this _____ day of June, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared LUCINDA FISHER, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.~~

~~_____
Notary Public for Idaho
Residing at:
My commission expires:~~

STATE OF IDAHO)
COUNTY OF GOODING) ss.

On this 26th day of June, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared Dwight L. Osborne known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Leanne Cole and Lucinda Fisher and acknowledged to me that he subscribed the names of Leanne Cole and Lucinda Fisher thereto as principals, and his own name as attorney in fact.



Janet A. Gorrell

Notary Public for Idaho
Residing at: Gooding, Idaho
My commission expires: 2-28-1993

EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 9: All of said Section 9 lying West of State Highway
No. 25, EXCEPTING THEREFROM the following described
tract of land:

Beginning at a point 80 feet North of the South
quarter corner of Section 9;
Thence along the Northwesternly and Westerly bank of
Canal No. 18, North 83°24' East, 490.5 feet;
Thence North 55°34' East, 220.8 feet;
Thence North 36°9' East, 305.7 feet;
Thence East 2°27' South, 310 feet;
Thence North 75°12' East, 108.7 feet;
Thence North 51°05' East, 56.8 feet;
Thence North 09°04' West, 941 feet;
Thence North 44°19' West, 452.2 feet;
Thence North 11°37' West, 127.3 feet;
Thence North 34°25' East, 202.2 feet;
Thence North 67°5' East, 429.8 feet;
Thence East 32°10' South, 296.2 feet;
Thence North 37°35' East, 482.1 feet;
Thence North 64°15' East, 204.4 feet;
Thence North 8°35' East, 293.1 feet;
Thence along the Northerly bank of said Canal No.
18, North 61°48' West, 1336.2 feet;
Thence West 22°53' South, 976.5 feet;
Thence due West 300 feet, more or less, to inter-
sect the North-South 7/16 line East from West
Section boundary;
Thence South along the latter 7/16 line to the
Southeast corner of the W½E½SE½NW½ of said
Section 9;
Thence West to the Southeast corner of the W½SE½NW½
of said Section 9;
Thence South parallel to the West line of said
Section 9, 2560 feet;
Thence East to THE POINT OF BEGINNING.

EXCEPTING THEREFROM A PARCEL OF LAND being
described as the North 400.00 feet of the West
800.00 feet of NW½NW½, Section 9, Township 7 South,
Range 14, East Boise Meridian, Gooding County,
Idaho.

Section 10: SE½SW½; W½SW½;

Section 14: SW½NW½; NW½SW½;

Section 15: NW½; N½SW½; S½NE½; NW½NE½; N½SE½;

EXCEPTING THEREFROM Railroad right of way of North
Side Branch of Union Pacific Railroad and State
Highway from lands described in Sections 10, 14 and
15.

EXCEPTING THEREFROM a parcel of land being on both
sides of the centerline of Interstate 80N Project
Nos. I-80N3(23)142 and I-80N3(21)150 Highway
Surveys as shown on the plans thereof now on file
in the office of the Department of Highways of the
State of Idaho, and being a portion of the NE½NW½,

and W½NE½, the SE½NE½ and the NE½SE½ of Section 9, the W½SW½ and the SE½SW½ of Section 10, the NW½NE½ and the SE½NE½ of Section 15, the SW½NW½ and the NW½SW½ of Section 14, all in Township 7 South, Range 14, East of the Boise Meridian, as described in Second Judgment and Decree of Condemnation in the case of The State of Idaho, ex rel C. Ed Flandro, Howard B. Thomason and Lloyd F. Barron, Idaho Board of Highway Directors, Plaintiff, vs. Kenneth Bradshaw and Eleanor Bradshaw, husband and wife, Gary Bradshaw and Carol Bradshaw, husband and wife, and Connecticut General Life Insurance Company, a Connecticut corporation, Defendants, dated September 24, 1971, recorded September 24, 1971 as Instrument Number 37140, Gooding County records.

SUBJECT TO THE FOLLOWING:

Taxes for 1989 and subsequent years, which are not yet due and payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Power Line Easement given by Dick Reed and Estella Reed, husband and wife, to Idaho Power Company, a corporation, dated August 4, 1941, recorded November 12, 1941 in Book 4 Page 627 as Instrument Number 81944, Gooding County records, affecting the SE½SE½ of Section 4, Township 7 South, Range 14, East Boise Meridian, and the N½NE½ of Section 9, Township 7 South, Range 14, East Boise Meridian.

Power Line Easement given by J. H. Watts and Cecil L. Watts, husband and wife, to Idaho Power Company, a corporation, dated August 11, 1941, recorded November 12, 1941 in Book 4 Page 628 as Instrument Number 81945, Gooding County records, affecting the SW½NE½ of Section 9, Township 7 South, Range 14, East Boise Meridian.

Power Line Easement given by Dick Reed and Estella Reed, husband and wife, to Idaho Power Company, a corporation, dated December 8, 1948, recorded April 30, 1949 in Book 5 Page 430 as Instrument Number 108734, Gooding County records, affecting the NW½NE½ and the NE½NE½ of Section 9, Township 7 South, Range 14, East Boise Meridian.

Reservation contained in Warranty Deed given by Harry G. Behrhorst and Mildred I. Behrhorst, husband and wife, to Leo Rice and May H. Rice, husband and wife, dated December 17, 1951, recorded April 21, 1952 in Book 44 Page 437 as Instrument Number 118074, Gooding County records, reserving and excepting a roadway 40 feet in width and right of ingress and egress over the same extending from the approximate West quarter corner of said Section 9, Township 7 South, Range 14, East Boise Meridian, Easterly to the West boundary of the excepted portion.

Power Line Easement given by Leo Rice and May H. Rice, husband and wife, to Idaho Power Company, a corporation, dated September 26, 1951, recorded October 17, 1952 in Book 7 Page 160 as Instrument Number 119433, Gooding County records, affecting that portion of the SE½NE½ lying South of the railroad right of way of Section 9, Township 7 South, Range 14, East Boise Meridian.

Reservations contained in Patent from The United States of America, to John Leo Rice, dated May 9, 1957, recorded May 21, 1957 in Book 1 Page 400 as Instrument Number 132563, Gooding County records, reserving a right of way for a Federal Aid Highway under the Act of November 9, 1921 (42 Stat. 212) and subject to such rights for transmission line purposes as the Idaho Power Company may have under the Act of March 4, 1911 (36 Stat. 1253) as amended (43 U.S.C. Sec. 961), pertaining to the NW½SW½ of Section 14 and the N½SE½ of Section 15, Township 7 South, Range 14, East Boise Meridian.

Power Line Easement given by Leo Rice and May Rice, husband and wife, to Idaho Power Company, a corporation, dated March 28, 1956, recorded January 24, 1958 in Book 7 Page 602 as Instrument Number 134142, Gooding County records, affecting the SW½NW½ of Section 14, Township 7 South, Range 14, East Boise Meridian.

Power Line Easement given by Leo Rice and May H. Rice, husband and wife, to Idaho Power Company, a corporation, dated December 12, 1955, recorded January 24, 1958 in Book 7 Page 603 as Instrument Number 134143, Gooding County records, affecting the W½SW½ of Section 10 and the SE½SE½ of Section 9, Township 7 South, Range 14, East Boise Meridian.

Power Line Easement given by Leo Rice, Owner, and Orie Leavel, Contract Purchaser, to Idaho Power Company, a corporation, dated February 5, 1963, recorded July 10, 1963 as Instrument Number 8516, Gooding County records, affecting the S½SW½ and the SW½SE½ of Section 9, Township 7 South, Range 14, East Boise Meridian.

Power Line Easement given by Bradshaw Cattle Co., a Partnership, Kenneth Bradshaw and Gary Bradshaw, to Idaho Power Company, a corporation, dated October 5, 1966, recorded July 12, 1967 as Instrument Number 22388, Gooding County records, affecting the NW½ of Section 9, Township 7 South, Range 14, East Boise Meridian.

A permanent easement to go upon, occupy, and use a strip of land 60.0 feet wide in the SE½NE½ and the NE½SE½ of Section 9, Township 7 South, Range 14, East Boise Meridian, adjacent and contiguous to and on the Southwesterly side of a parcel of land (Parcel No. 1) and lying between the East line of the tract of land as described by the exception in the Warranty Deed from Orie S. Leavell and Cletis Leavell, husband and wife, to Kenneth Bradshaw and Eleanor Bradshaw, husband and wife, and Gary Bradshaw, dated April 16, 1964, recorded April 23, 1964 as Instrument Number 11207, Gooding County records, and Station 125+50 of said Interstate 80N, Project No. I-80N-3(23)142 Highway Survey and containing approximately 0.11 acres for the purpose of constructing and thereafter maintaining thereon a channel change and a small ditch together with the right and privilege of ingress and egress to and from said property for the purpose, and also such rights of access, if any there be, to the said Highway right of way for the remaining property of defendants be extinguished and prohibited, except for access to Frontage Road No. 6 and Access Road No. 1, as contained in Second Judgment and Decree of Condemnation in the case of The State of Idaho, ex rel C. Ed Flandro, Howard B. Thomason and Lloyd F. Barron, Idaho Board of Highway Directors, Plaintiff, vs. Kenneth

Bradshaw and Eleanor Bradshaw, husband and wife, Gary Bradshaw and Carol Bradshaw, husband and wife, and Connecticut General Life Insurance Company, a Connecticut corporation, Defendants, dated September 24, 1971, recorded September 24, 1971 as Instrument Number 37140, Gooding County records.

Terms and conditions of a Materials Lease by and between Bradshaw Cattle Co., as Lessor, and The Idaho Department of Highways, as Lessee, dated _____, recorded March 13, 1972 as Instrument Number 39464, Gooding County records, pertaining to a portion of the N½ of Section 15, Township 7 South, Range 14, East Boise Meridian.

Power Line Easement given by Gary Bradshaw, Carol Bradshaw, Ken Bradshaw and Eleanor Bradshaw, to Idaho Power Company, a corporation, dated December 22, 1971, recorded April 11, 1972 as Instrument Number 39923, Gooding County records, affecting the SE½NE½SW½ of Section 9, Township 7 South, Range 14, East Boise Meridian.

Easement given by Kenneth Bradshaw and Gary Bradshaw and Carol Bradshaw, husband and wife, to the State of Idaho by and through the Idaho Transportation Board, Division of Highways, dated October 4, 1974, recorded November 7, 1974 as Instrument Number 52287, Gooding County records, granting the right to go upon, occupy and use a portion of the NE½SE½ of Section 9, Township 7 South, Range 14, East Boise Meridian, for the purpose of constructing or installing thereon a channel change for X-18 Lateral and a school bus turnaround by the State of Idaho or its agents or contractors.

Right of Way Option given by Kerr Land & Livestock Co. to Pacific Power & Light Company, a corporation, dated June 4, 19____, recorded June 11, 1975 as Instrument Number 55136, Gooding County records. Agreement to Extend Option dated March 16, 1976, recorded April 8, 1976 as Instrument Number 58963, Gooding County records. Agreement to Extend Option dated February 3, 1977, recorded February 9, 1977 as Instrument Number 63200, Gooding County records.

Right of Way Easement given by Kerr Land & Livestock Co., to Pacific Power & Light Company, a corporation, dated May 31, 1978, recorded July 28, 1978 as Instrument Number 71631, Gooding County records, affecting a portion of the N½NW½ and a portion of the E½NE½ of Section 9, Township 7 South, Range 14, East Boise Meridian.

Reservation contained in Corporation Warranty Deed given by Kerr Land & Livestock Co., an Idaho corporation, to States Investment Corporation, dated October 15, 1977, recorded February 6, 1979 as Instrument Number 74709, Gooding County records, subject to an undivided 50% of the mineral rights underlying the premises which are retained by the party of the first part.

Right of Way Easement given by Dwight and Ella Jean Osborne to The Mountain States Telephone and Telegraph Company, dated September 27, 1984, recorded October 10, 1984 as Instrument Number 110949, Gooding County records, affecting a 14' foot wide strip of land located in the NW½ of Section 14, Township 7 South, Range 14, East Boise Meridian.

Right of Way Easement given by Dwight and Ella Jean Osborne, to The Mountain States Telephone and Telegraph Company, dated September 27, 1984, recorded October 10, 1984 as Instrument Number 110950, Gooding County records, affecting a 14' foot wide strip of land located in the SW½ of Section 10, Township 7 South, Range 14, East Boise Meridian.

Right of Way Easement given by Dwight and Ella Jean Osborne to The Mountain States Telephone and Telegraph Company, dated November 4, 1985, recorded January 30, 1986 as Instrument Number 119422, Gooding County records, affecting a 25 foot wide easement located in the SW $\frac{1}{4}$ of Section 10, Township 7 South, Range 14, East Boise Meridian.

Right of Way Easement given by Dwight and Ella Jeane Osborne to The Mountain States Telephone and Telegraph Company, dated November 4, 1985, recorded January 30, 1986 as Instrument Number 119424, Gooding County records, affecting a 14 foot wide strip of land located in the NE $\frac{1}{4}$ of Section 15, Township 7 South, Range 14, East Boise Meridian.

TOGETHER WITH all oil, gas and mineral rights pertaining thereto.

CAMAS COUNTY:

Tract 1:

TOWNSHIP 1 NORTH, RANGE 14, EAST BOISE MERIDIAN, CAMAS COUNTY, IDAHO:
Section 29: SW $\frac{1}{4}$

TOWNSHIP 1 NORTH, RANGE 14, EAST BOISE MERIDIAN, CAMAS COUNTY, IDAHO:
Section 29: SE $\frac{1}{4}$

TOGETHER WITH all oil, gas and mineral rights pertaining thereto.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 22, 1989

Mr. Marvin H. Almond, General Manager
Idaho Land and Livestock, Incorporated
P. O. Box 67
Boise, Idaho 83707

Re: Snake River Basin Adjudication SRBA
Claims #A36-10296/#36-10297/#A36-02304/
#A37-00132/#A37-10747 - Gooding County

Dear Mr. Almond:

The enclosed claims for your files will acknowledge receipt and the action to change the ownership of the claimed water rights. If you have further documents for these claim files, please send them to:

Southern Region Office
2148 Fourth Avenue East
Twin Falls, Idaho 83301
(208) 734-3578

If I can be of further assistance, please feel free to contact me.

Yours Truly,

for 
Donald V. Shaff
Manager, Adjudication Section

DVS:mcc:south

Enclosures:

Claims #A36-10296/#A36-10297/#A36-02304/
#A37-00132/#A37-10747

MICROFILMED

JAN 26 1993

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A36-02304
Date Received: 8/01/1988
Receipt No: S001194
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OSBORNE RANCHES 208-837-6362
Address: RT 1 BOX 293
HAGERMAN, ID 83332

2. Date of Priority: JUN 26, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	14E	9	SE	SE			GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION			1.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	9	NE	SE		IRR	35.0
			NW	SE		IRR	7.0
			SW	SE		IRR	7.0
			SE	SE		IRR	35.0

Section Acres 84.0

A36-02304

Page 1

Date: 08/01/88

MICROFILMED

JAN 26 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	10	NW	SW		IRR	2.0
			SW	SW		IRR	12.0
					Section Acres		14.0
		15	NW	NE		IRR	18.0
			SW	NE		IRR	26.0
			NE	NW		IRR	11.0
			SE	NW		IRR	21.0
					Section Acres		76.0
					Total Acres		174.0

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:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 26424

(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.

JAN 26 1993

Log for claim 36-02304

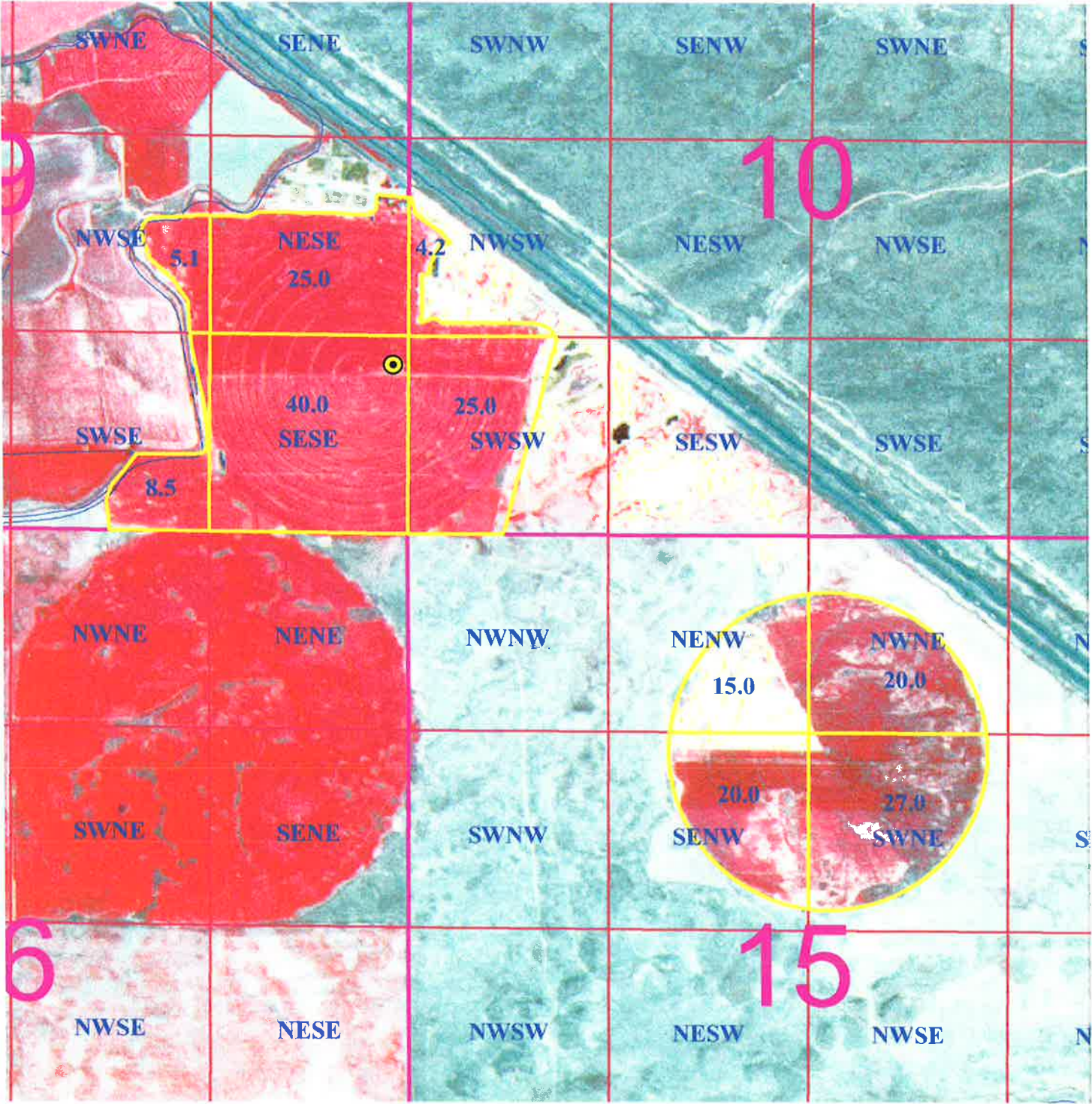
Spatial Dynamics LTD

10/17/01

TR	SEC	QQ	Acres Recommended	Acres Shaped	COMMENT
07s14e	9	NESE	24	25	
07s14e	9	NWSE	4	5.1	
07s14e	9	SWSE	7	8.5	
07s14e	9	SESE	40	40	
07s14e	10	NWSW	4	4.2	
07s14e	10	SWSW	25	25	
07s14e	15	NWNE	18	20	
07s14e	15	SWNE	26	27	
07s14e	15	NENW	11	15	
07s14e	15	SENE	21	20	
Totals:			180	189.8	

Water Right Number 36-02304
Township , 7S14E

10/17/2001

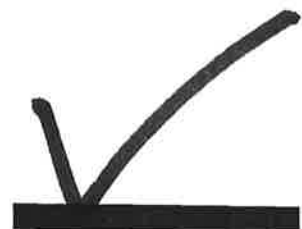


Legend

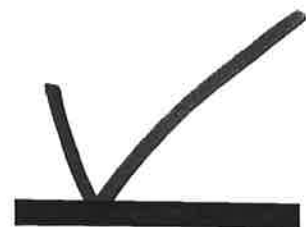
Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals



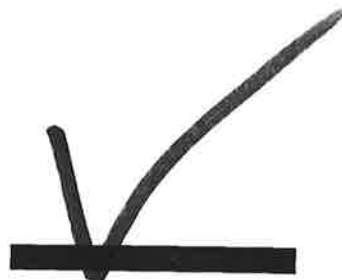
R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILM

Water right number - R36-02304

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-15233

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 98 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-15233 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
IDAHO CODE 42-1416(2).

USE OF THIS RIGHT WITH RIGHT NO. 36-15233 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.60 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 720 AF, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 540 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 180 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-15233 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

THE NUMBER OF IRRIGATED ACRES FOR THIS RIGHT WAS DETERMINED BASED
ON A DIVERSION RATE OF 0.0089 CFS PER ACRE AT THE WELL HEAD.

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

No Old Water Right Numbers Found

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

C05 - RIGHT INCLUDES CHANGE IN PLACE OF USE.

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

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

Date: 07/08/1991 User Id: WORSTELL Subject: REDUCTION OF ACRES ON CLAIM

THIS CLAIM RECOMMENDED WITH LICENSED NUMBER OF ACRES SHIFTED TO REFLECT LOCATION OF USE MORE CORRECTLY. THE EXPANDED ACRES ARE
ARE CLAIMED UNDER A36-15233; APPLICATION 36-08156 WAS CANCELLED ON 11/07/90.

+ - - Audit Fields - - +
09/17/91 MERRITT

+ - - - - - 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	- 09/17/1991	Old Judicial District	-
Claim Received Date	- 08/01/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001194	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

RECORDED

JAN 26 1993

CONVERSATION MEMORANDUM

EMPLOYEE: Adm FILE A36-02309

RE: Contract with Idaho Land & Livestock, Inc.

DATE 9/6/91
NAME OF PARTY (Idaho Timber)
B2v62v2 @ Idaho Land & Livestock Inc. (377-3000)

I made contact with client and described situation and informed them our recommendation will be for 84 acres. I informed them they needed to consider filing an expression claim or apply for water right permit.

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JAN 26 1993

8/29/91 From: Allen Mewitt
To: Bob

I have change the "R" record as you indicated however in looking at the CUR it appears that more acres are being irrigated than the licensed 98 acres. Actually the claim is claiming more acres. The client should be contacted to advise to think about filing expansion claim or refile application for permit or get old permit reinstated. Please document client contact.

Allen

MICROFILMED

JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:57:28
06/30/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02304

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N				
POINT OF DIV	Y			Y	6			
SOURCE				N				
PLACE OF USE	Y			X Y	6 4			
DIV. AMOUNT CFS/VOLUME				Y	6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES				Y	6			
PERIOD OF USE				Y	6			
BASIS OF CLAIM				Y				
REMARKS				N				
				Y				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:57:28
06/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02304

LAST: OSBORNE RANCHES
ADDRESS: RT 1 BOX 293
CITY: HAGERMAN
PHONE NUMBER: 208-837-6362

FIRST:
STATE: ID ZIP: 83332

OWNER CODE: O

LAST: IDAHO LAND & LIVESTOCK INC.
ADDRESS: P.O. BOX 67
CITY: BOISE
PHONE NUMBER: 208-377-3000

FIRST:
STATE: ID ZIP: 83707

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

MICROFILMED

JAN 26 1993

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:

RECEIVED
JAN 26 1993

JAN 26 1993

A. AJ CLAIM: # A36-02304 PRIORITY DATE: 06-26-1956 STAGE: L
B. WR RECORD: # 36-02304 PRIORITY DATE: 06-26-1956 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
NFIELD
EXAMINER
N

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
06-26-1956

REVIEWED BY lw

DATE

8/20/90

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JAN 26 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02304	07S	14E	9	<i>Ne</i>	SE	SE		GOODING
OTHER AJ CLAIMS WITH SAME AJ POD				WR RECORDS IN SAME 40 ACRE TRACT				
A PREFIX				R PREFIX				
NONE				NONE				
				36-08156				

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02304	07S	14E	9		SE	SE		GOODING
OTHER WR RECORDS WITH SAME WR POD				AJ CLAIMS IN SAME 40 ACRE TRACT				
A PREFIX				R PREFIX				
36-08156				NONE				
				NONE				

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	<i>N</i>
			N	<i>N</i>

REMARKS:

confirmed with orig. lic. exam

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JAN 26 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>7a</u>	<u>14a</u>	<u>9</u>	<u>Ne</u>	<u>Se</u>	<u>Se</u>	<u>---</u>	<u>47</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: lw

DATE: 8/20/90

MICROFILMED
JAN 26 1993

A. ROOT WATER RIGHT NUMBERS: A36-02304

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	Found Acres	FIELD EXAM.	RECOMM. ACRES
07S	14E	9	NE	SE		IDAHO LAND & LIVESTOCK INC.	A36-02304 /35.0	36-02304 /35.0	37.0	24		35
						IDAHO LAND & LIVESTOCK, INC.	A36-10296 /	- /				24
						NORTH SIDE CANAL COMPANY LTD.	A01-00212Z0 / 5.0	- /				35
07S	14E	9	NW	SE		IDAHO LAND & LIVESTOCK INC.	A36-02304 / 7.0	36-02304 / 7.0	39.0	3		7
						NORTH SIDE CANAL COMPANY LTD.	A01-00212Z0/35.0	- /				7
07S	14E	9	SW	SE		IDAHO LAND & LIVESTOCK INC.	A36-02304 / 7.0	36-02304 / 7.0	36.0	4		7
						NORTH SIDE CANAL COMPANY LTD.	A01-00212Z0/30.0	- /				7
07S	14E	9	SE	SE		IDAHO LAND & LIVESTOCK INC.	A36-02304 /35.0	36-02304 /35.0	37.0	38		35
07S	14E	10	NW	SW		IDAHO LAND & LIVESTOCK INC.	A36-02304 / 2.0	36-02304 / 2.0	12.0	4		2
07S	14E	10	SW	SW		IDAHO LAND & LIVESTOCK INC.	A36-02304 /12.0	36-02304 /12.0	38.0	25		12
07S	14E	15	NE	NW		IDAHO LAND & LIVESTOCK INC.	A36-02304 /11.0	- /	24.0			76
						OSBORNE , DWIGHT		36-08156 /40.0				covered
07S	14E	15	SE	NW		IDAHO LAND & LIVESTOCK INC.	A36-02304 /21.0	- /	28.0			on app
						OSBORNE , DWIGHT		36-08156 /40.0				36-08156
07S	14E	15	NW	NE		IDAHO LAND & LIVESTOCK INC.	A36-02304 /18.0	- /	29.0			CANCELLED
						OSBORNE , DWIGHT		36-08156 /33.0				7/27/90
07S	14E	15	SW	NE		IDAHO LAND & LIVESTOCK INC.	A36-02304 /26.0	- /	32.0			see files
						OSBORNE , DWIGHT		36-08156 /40.0				
TOTAL ACRES							A36-02304	174.00	98.00	312.00	98	48

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

AA 71
NE
(1974)

NAPP. 417-45
AA71 NE 6/22/87

R. V. W.
8/21/91

NAPP 417-45 AA70 NE

JAN 26 1993

SD-60
MODIFY RIGHT

Idaho Department of Water Resources
Water Rights Screen 4

Date: 07/08/91
Time: 10:39:17

Water Right Number: 36-08156

Stage/Status : /C
Region :
Transfer/Amended:
Swan Falls Spec :

Temporary Right: P
Water District :
Field Exam :
DLE Carey Act :

Dates:

Appl. Rec.: / /
Field Exam: / /
Protested : / /
Verified : / /

Proof Made: / /
Decree : / /
Hearing : / /
Show Cause: / /

Proof Due : / /
Licensed : / /
Appr/Deny : 11/ 7/1990
Start Work: / /

Receipt No.:
Old Number :

Diversion Capacity:
Civil Case No. :

Defendant:
Plaintiff:

(GOLD2=Update)

(GOLD3=Update Field Exam Info)

(Enter=Exit)
(GOLD8=Cancel)

PRESUMPTION FLAG:

REMARKS:

Recommend sec 9 + 10 98 acres as originally
licensed. Sec 15 acres covered on application
36-08156. - CANCELLED - 7/27/90 See Files

RECOMMENDATIONS:

TOTAL ACRES: 98

REVIEWED BY: LW

DATE: 9/20/90

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JAN 26 1993

A. AJ CLAIMED USES:

A36-02304 PURPOSES
IRRIGATION

FROM MONTH/DAY
3-15 TO 11-15

DIVERSION QUANTITY
1.600 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.600 CFS

B. WR RECORDED USES:

36-02304 PURPOSES
IRRIGATION

FROM MONTH/DAY
TO

DIVERSION QUANTITY
1.600 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.600 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N
N
N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(/)

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

3-15 to 11-15

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JAN 26 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 1.600 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.600 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 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: ~~NONE~~ A36-08156, None

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02304	GROUNDWATER	IDAHO LAND & LIVESTOCK INC.	1.600	0.009		
A01-0021220	SNAKE RIVER	NORTH SIDE CANAL COMPANY LTD.	2250.000	0.081		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10296	DOMESTIC	IDAHO LAND & LIVESTOCK, INC.	FROM 01-01 TO 12-31	.040 CFS	
A36-10296	STOCKWATER	IDAHO LAND & LIVESTOCK, INC.	FROM 09-01 TO 05-01	.190 CFS	

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JAN 26 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 98 x 0.02 CFS/ACRE = 1.96 CFS
(Taken from p/u review)

1.6 cfs licensed

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

1b. CALCULATIONS

$$\frac{1.60}{98} = 0.0163 \text{ cfs/ac.}$$

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 522.0 AF/A

ACRES 98 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 294 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 98 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 392 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

limited to 1" per acre if cw also used

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JAN 26 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION		DATABASE EXAMINER 1.600 <u>✓</u>	DATABASE EXAMINER <u>392</u>	DATABASE EXAMINER ~~522.0~~ <u>294</u>
TOTAL FOR THIS RIGHT		1.600		~~522.0~~

REVIEWED BY:

lu

DATE:

9/20/90

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JAN 26 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED	NEEDS
AS CLAIMED	REVIEW
(<u>✓</u>)	()
(<u>N/A</u>)	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02304

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.600

EXAMINER
N/A

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02304	1.600	-		36-02304	1.600
TOTAL CFS		1.600				1.600

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

N/A

REMARKS:

AUTHENTICATION:

SIGNATURE: lw

DATE: 9/20/90

NAME OF FIELD EXAMINER: _____ TITLE: _____

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JAN 26 1993

CLAIM A36-02304 & A36-15233 INIT ADP
T. R. S. Q/Q
P/D _____
PHOTO NE AA70
DT.&ID. _____ 9/17/91

PPU for
CLAIM

4

24

4

7

40

25

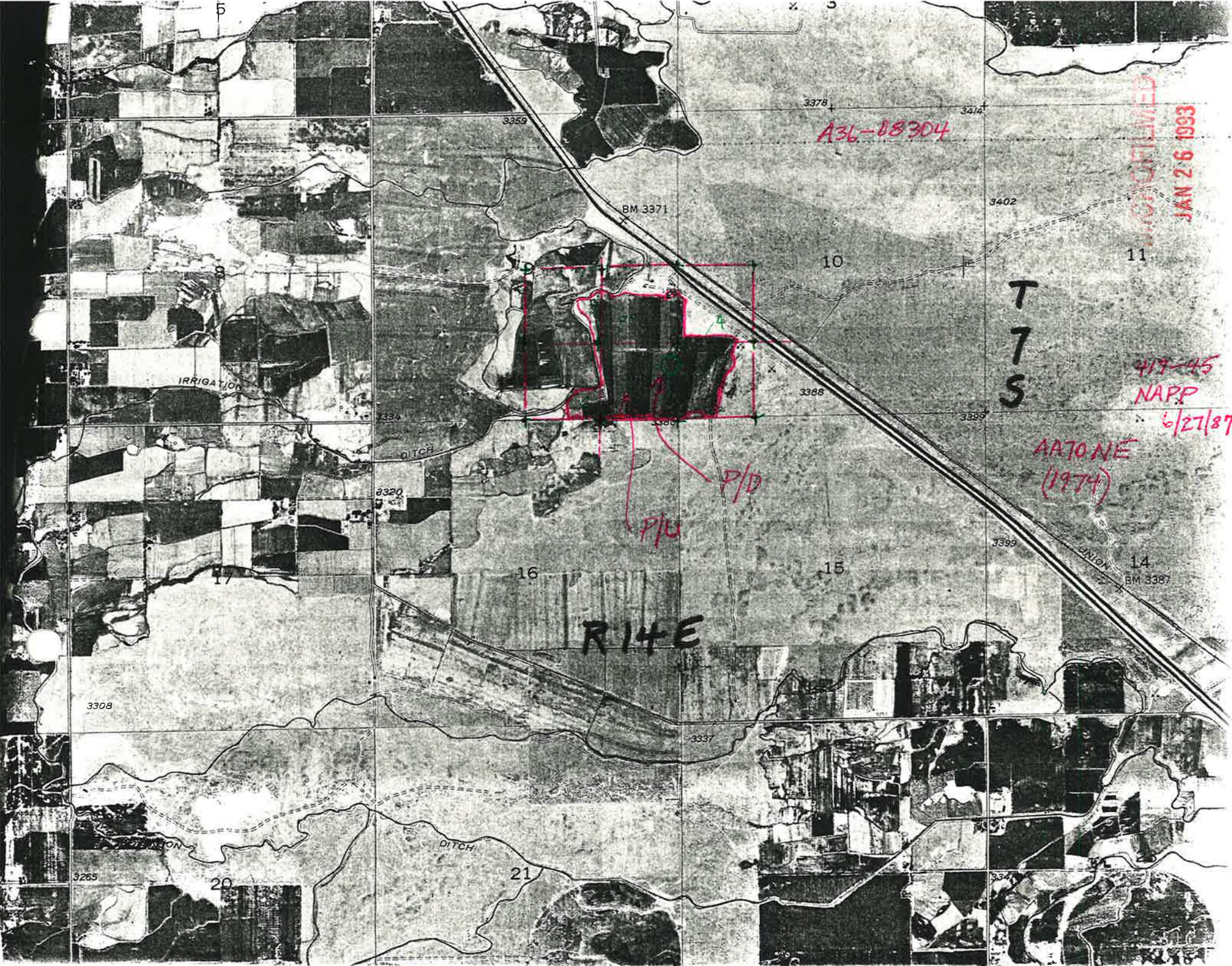
11

18

21

26

JAN 26 1993



A36-08304

UNCONFIRMED
JAN 26 1993

T
7
S

417-45
NAPP
6/27/87

ANTONE
(1974)

R14E

P/D

P/U

IRRI GATION

DITCH

BM 3371

3388

3402

11

10

3359

3399

14

BM 3387

15

16

DITCH

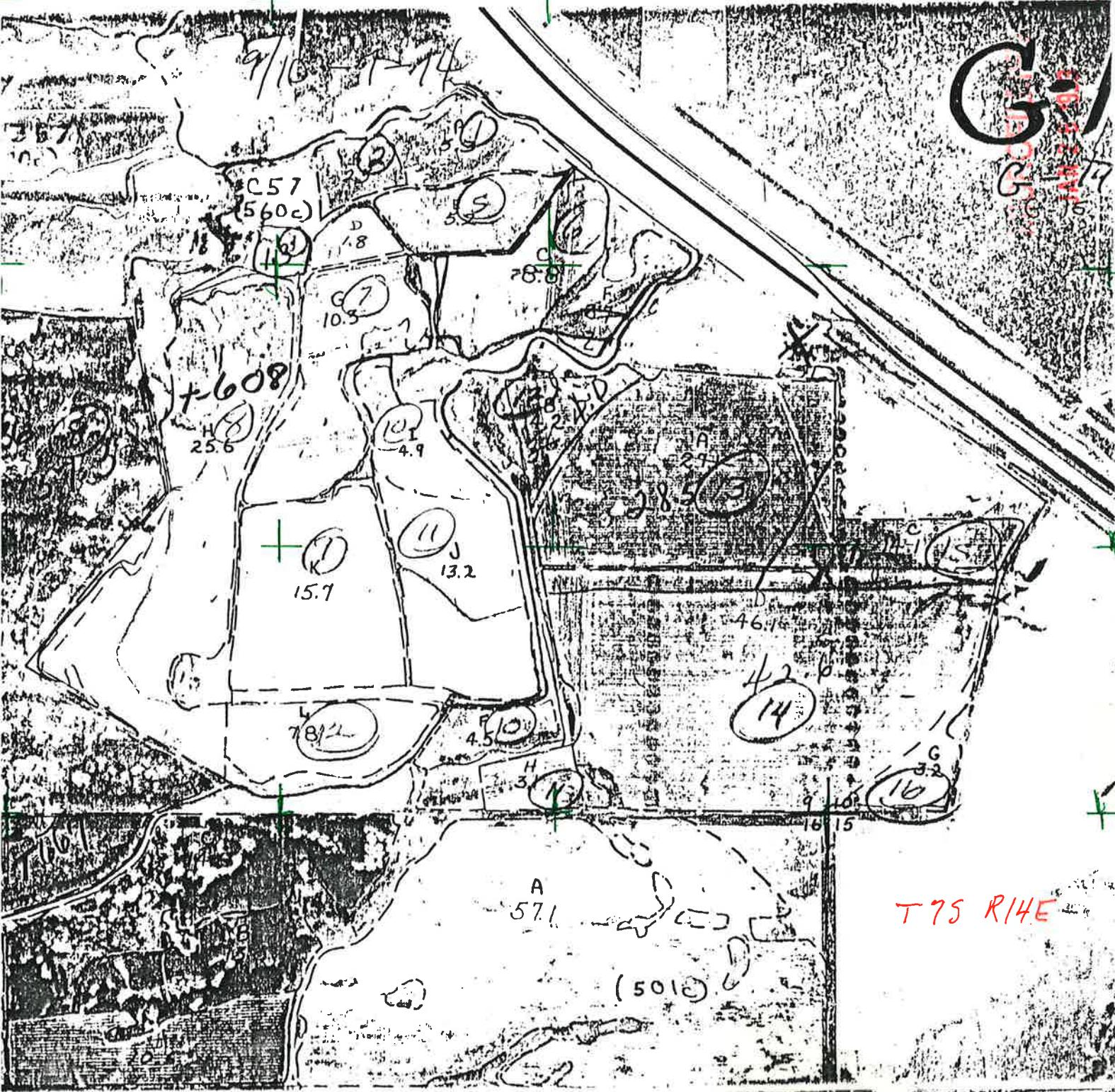
21

20

3265

3308

Osborne Ranches G-13



T75 R14E



JAN 26 1993

Osborne ~~Landfill~~ G-13

