

CLAIM FILE 36-04074

A	10/02/91	CONVERSATION MEMORANDUM BY R.V. WORSTELL
B	06/29/79	STATUTORY CLAIM
C	12/02/91	STEVE CLELLAND MEMO - REVIEW OF FLOW RATES ON CLEAR LAKES COUNTRY CLUB
D	08/21/90	GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS SHEET - CLUBHOUSE PUMPS
E	08/21/90	GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS SHEET (AND COPY)- PUMP E. OF CLEAR SPRINGS
F	10/11/90	POLYSONIC FLOW MEASUREMENT SHEET AND SUMMARY
G	08/22/90	POLYSONIC FLOW MEASUREMENT SHEET
H		COPY OF 1974 USGS ORTHOPHOTOQUAD MAP OF THOUSAND SPRINGS IDAHO ON WHICH ARE HANDDRAWN AREAS AND NOTATIONS
I		COPY OF 1987 ASCS MAP #16047-417 J-19-1
J		ADJUDICATION CLAIM VERIFICATION REPORT WITH ATTACHED NOTES
K	12/02/91	ADJUDICATION CLAIMS PROOF READING REPORT
L	09/17/92	NOTICE OF ERROR FORM
M	10/07/92	STEVE CLELLAND LETTER RESPONDING TO NOTICE OF ERROR
N	10/07/92	ADJUDICATION CLAIMS PROOF READING REPORT
O	11/19/92	STEVE CLELLAND LETTER TO JOHN LEMOYNE
P	10/28/92	ADJUDICATION CLAIMS PROOF READING REPORT
Q	04/08/94	FRANK HITCHCOCK CONVERSATION MEMORANDUM
R		GOLF COURSE SCHORECARD WITH ATTACHED NOTE
S	06/14/90	ADJUDICATION CLAIMS PROOF READING REPORT
T	10/01/91	WATER RIGHT PROOF READING REPORT
U		MONTHLY WATER FLOW ANALYSES FROM MARCH, 1989 TO JULY, 1990
V	10/11/90	ADJUDICATION CLAIMS PROOF READING REPORT WITH HANDWRITTEN NOTATIONS
W	10/28/91	AFFIDAVITS OF FRANK STEWART, JOHN R. LEMOYNE, AND LARRY FRANCIS
X		STATEMENT OF HISTORY OF COUNTRY CLUB AND GOLF COURSE
Y	10/03/91	ROBERT WORSTELL LETTER TO HERRY RANIER
Z	07/06/88	ORIGINAL ADJUDICATION CLAIM
Z-1	08/30/90	AMENDED ADJUDICATION CLAIM



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

RECEIVED

JAN 10 2002

Department of Water Resources
Southern Region

☐ Water Right Number(s):

36-4074, 36-4148B
36-10154, 36-16237

☐ Old Mailing Address:

☐ New Mailing Address:

Clear Lake Country Club
403 Clear Lake Lane
Buhl, Id 83316

☐ New Telephone Number: () -

☐ Signature of Claimant(s):

Date:

1/09/02

FOR IDWR USE ONLY
Initial Review and Data Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data Entry
Date: By:

T. Hanks

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: A36-04074
Date Received: 7/06/1988
Receipt No: S000716
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CLEAR LAKE COUNTRY CLUB
Address: RT. 4 BOX 225
BUHL, ID 83316 208-543-4849

2. Date of Priority: FEB 01, 1937

3. Source: CLEAR LAKES STREAM Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	14E	2	NE	SW	SE	7	GOODING

5. Description of diverting works:
CHECK DAM AND GATES, PIPELINE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	02/01	11/15	1.160		

7. Total Quantity Appropriated is:
1.160 C.F.S. (and/or) 184.00 A.F.A.

8. Total consumptive use is 138.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acre
09S	14E	1	SW	SW	15	IRR	15.0
						Section Acres	15.0
		2	SW	SE	7	IRR	2.0

A36-04074

Page 1

Date: 08/30/90

MICROFILM

FEB 05 1991

*For information
received from
John H. Mayne
10-23-91*

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	14E	2	SE	SE	9	IRR	17.0
Section Acres							19.0
		11	NE	NE	5	IRR	8.0
			NW	NE	6	IRR	4.0
Section Acres							12.0
Total Acres							46.0

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:
A36-10154

14. Remarks:

AMENDED CLAIM 8/30/1990:
THIS CLAIM AND CLAIM A36-10154 LIMITED TO 1.16 CFS (58 TOTAL
ACRES @ 1" PER ACRE). TRANSFERRED ACRES WITHIN ORIGINAL LOTS
CLAIMED TO MORE ACCURATELY REFLECT ACTUAL IRRIGATION.

15. Basis of Claim: STATUTORY CLAIM

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 MANAGER of
Title
BEAR LAKE CC, that I have signed the foregoing
Organization
document in the space below as MANAGER of
Title
BEAR LAKE CC and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

MANAGER
Title and Organization

8-30-90
Date

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 30th day

of Aug 19 90

[Signature]
Notary Public

Seal

Residing at TF

My Commission Expires 5/94

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: A36-04074
Date Received: 7/06/1988
Receipt No: 5000 716
Received By: ADL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLEAR LAKE COUNTRY CLUB 208-543-4849
Address: RT. 4 BOX 225
BUHL, ID 83316

2. Date of Priority: FEB 01, 1937

3. Source: CLEAR LAKES STREAM Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	14E	2	NE	SW	SE	7	GOODING

5. Description of diverting works:
CHECK DAM AND GATES, PIPELINE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	02/01	11/15	1.400		

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

8. Total consumptive use is 138.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	14E	1	SW	SW	15	IRR	8.0
						Section Acres	8.0
		2	SW	SE	7	IRR	9.0

A36-04074

Page 1

Date: 07/06/88

MICROFILMED

FEB 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	14E	2	SE	SE	9	IRR	9.0
						Section Acres	18.0
		11	NE	NE	5	IRR	8.0
			NW	NE	6	IRR	12.0
						Section Acres	20.0
						Total Acres	46.0

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:
NONE

14. Remarks:
WATER IS USED TO IRRIGATE GOLF COURSE AND AROUND CLUB BUILDINGS

15. Basis of Claim:
Water Right Number:

16. Signature(s)

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

Number of attachments: 0

For Organizations:

I do solemnly swear or affirm that I am Secretary of
Title
Clear Lake Country Club, that I have signed the foregoing
Organization
document in the space below as Secretary of
Title
Clear Lake Country Club and that the statements contained in the
Organization
foregoing document are true and correct.

John B. LeMayne
Signature of Authorized Agent
Clear Lake Country Club
Title and Organization

7-6-88
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of July 19 88

Al D. Menta
Notary Public

Seal

Residing at Kimberly, Id
My Commission Expires 6/30/1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

03-Oct-1991 08:57

Mr. Herry Ranier, Manager
Clear Lake Country Club
Rt 4 Box 225
Buhl, Idaho 83316

Re: Claim A36-04074

Dear Mr. Ranier;

Your Adjudication claim A36-04074 is a Statutory or Beneficial Use Claim and as such has never been examined or verified as to the claimed date of priority. The law requires that this be done (see enclosed leaflet) before we can finish processing this claim. Two of your claims have been processed (A36-04148B & A36-10154) but this one which is for 46 acres with a priority date of 1937 requires some "evidence of priority" for our files. The leaflet describes what is needed. If the evidence you obtain supports a date after March 25, 1963, it will be recommended that a permit be filed to obtain a water right on this property.

Please contact us for further assistance.

Respectfully,


Robert V. Worstell
Sr. Adjudication Agent

MICROFILMED
FEB 05 1993

CLEAR LAKE COUNTRY CLUB AND GOLF COURSE

A group of Buhl city fathers were responsible for the original incorporation of the Buhl Country Club on May 22, 1929. Hungry for recreational opportunities, the group of 36 charter members combined to purchase 500 acres, 2 miles north of Buhl in Melon Valley. The price was \$10 per acre and each member contracted for one or more 10 acre units at \$100 each. The founders sold forty acres in exchange for work on the site, seeded twelve acres and later another 68 acres to alfalfa to make the club self-supporting while they picked rock, built trap ranges and laid out a six-hole golf course. The greens were sand and the fairways rubble and stubble.

During 1934 negotiations began toward leasing the present golf course site at Clear Lake, which was owned by Molly and Ote Syster. The property was in pasture at the time, although attempts had been made to raise alfalfa and frogs on the property in earlier ventures. The property had also been a ferry site in earlier days. Rent for the property was \$450 per year for golfing, fishing and picnicking for all members. The Systers hired Otto Shropshire as the first manager and irrigator and Molly controlled the fishing, charging 50 cents per carload of anglers.

Otto Syster was named manager in 1936 and did much redesigning of the course. There were only eight holes, thus making the golfers play number one twice to get in a total of nine. There must have been real golf courtesy around that hole. Sheep were everywhere and, in order to protect the sand greens, fences were erected around each of them. The "greens" finally became green in 1946.

Jack Tingey, who had come to Buhl in 1928, was an ardent golfer and major contributor to the growth of the golf course. During the slow season he would dispatch workers from his nearby fish hatchery to work at various projects on the golf course rather than lay them off. There were many others who spent hours and days on the many projects required to keep the course moving forward. The Buhl Country Club Course was truly a "made in Idaho" venture and remains so today.

Various architectural changes were made in the golf course layout over the subsequent years, but the basic personality of the friendly membership remained a constant as did the reputation for remaining open during the winter and allowing play when other courses were shut down. Winter days on the golf course would find a collection of players from throughout Southern Idaho getting in a few licks as they waited impatiently for their own courses to thaw out.

The Buhl Country Club underwent its most dramatic transformation and change of name during 1987-89 when the property was purchased, eleven new holes constructed and a new half-million dollar clubhouse erected. Membership was increased from 200 to 400 members with each member purchasing \$1500 stock to go toward the spectacular improvements.

The new eighteen holes, a River Side and a Lake Side, capitalized on the existing water in Clear Lake and the Snake River to provide an exciting golf challenge for both members and visitors. The Lake, now owned by Clear Lake Country Club, provides marvelous rainbow trout fishing, restricted to fly fishing only, and, like the golf course, remains open throughout the year.

MICROFILMED
FEB 05 1993

IN THE MATTER OF:

AFFIDAVIT

State of Idaho

County of Gooding

Larry Francis

being first duly sworn,

deposes and says: he is at present the manager of Clear Lake Country

Club and has held that position since 1974. being first employed by
the Buhl Country Club, predecessor to the Clear Lake Country Club.

During that time the land has been continuously irrigated from
Clear Lake and springs through a pump and ditch system prior to
being being piped and sprinkled. The land is mostly of sandy texture
and has a high rate of water percolation so that it takes a lot of
water to grow good grasses. The five acres put under sprinkler for
driving range was put into use in the spring of 1985. This was
with water from the pumping system out of Clear Lake.

Larry Francis
(signature)

Subscribed and sworn to before me this 28th day of October 19 91.

Kap Sauer
(notary public)

Residing at Hagerman

My commission expires 11/24/95

FEB 05 1993

IN THE MATTER OF:

AFFIDAVIT

State of Idaho

County of Gooding

John R. LeMoynes being first duly sworn,
deposes and says: he has been closely associated with farming in
Hagerman Valley since moving there in 1928. The soils in Hagerman
Valley where he has farmed are similar in nature to the soils on
the Clear Lake Country Club golf course, namely sandy with a high
rate of water percolation. In the trial of the New International
Mortgage Bank vs the Idaho Power Co. which was filed for record on
March 23, 1932, the court decreed that kind of soil needed two miners
inches of water per acre for irrigation.

John R. LeMoynes
(signature)

Subscribed and sworn to before me this 28th day of October 19 91.

Kay Sauer
(notary public)

Residing at Hagerman
My commission expires 11/24/95

FEB 05 1993

IN THE MATTER OF:

AFFIDAVIT

State of Idaho

County of Gooding

Frank Stewart.

being first duly sworn,

deposes and says: he has been associated with the property upon
which the present Clear Lake Country Club has their golf course
since 1940 and did actively manage and operate the golf course
from 1954 to 1975. during these times the land was
irrigated both from Clear Lake by means of a pump system and from
springs through ditches. He knows from personal contact that the
land has been continuously irrigated since 1940.

Frank Stewart
(signature)

Subscribed and sworn to before me this 28th day of October 19 91.

Kap Sauer
(notary public)

Residing at Hagerman

My commission expires 11/24/95

MICROFILMED
FEB 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R36-04074

Adj. Flag Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
CLEAR LAKE COUNTRY CLUB

1 - RT. 4 BOX 225

2 -

3 -

City- BUHL

State- ID Zip- 83316

Phone - 208-543-4849

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
02/01/1937 ~~1977~~ 17 Error in Region 5 ~~STATUTORY CLAIM~~

+ - - Source - - - - - + + - - Tributary - - - - - +
CLEAR LAKES STREAM SNAKE RIVER

+ - - - - Point of Diversion - - - - -
Twn Rng Sec Tract Lot RFlg County (Blank if no Index Code)

09S 14E 2 NE SW SE 7 (47) GOODING

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

01 - IRRIGATION

~~02/01~~ 3/15
3/01

~~11/15~~ 11/30

~~0.920~~ 0.82

~~184.00~~ 0

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
~~0.920~~ 0.82 ~~184.00~~ 0 ~~138.0~~

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

09S	14E	1	SW SW	15	~~15.0~~ 7.5	01	IRRIGATION	(47) GOODING
09S	14E	2	SW SE	7	~~2.0~~ 5.6	01	IRRIGATION	(47) GOODING
09S	14E	2	SE SE	9	~~17.0~~ 26.5	01	IRRIGATION	(47) GOODING
09S	14E	11	NE NE	5	~~8.3~~	01	IRRIGATION	(47) GOODING
09S	14E	11	NW NE	6	~~4.0~~	01	IRRIGATION	(47) GOODING

Total Acres: 46.6

+ - - Diversion Means - CHECK DAM AND GATES, PIPELINE AND SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A36-10154 ~~26-04148B~~

+ - - - - Remarks - - - - -

To
Comments (AMENDED CLAIM 8/30/1990:
THIS CLAIM AND CLAIM A36-10154 LIMITED TO 1.16 CFS (58 TOTAL
ACRES @ 1" PER ACRE). TRANSFERRED ACRES WITHIN ORIGINAL LOTS
CLAIMED TO MORE ACCURATELY REFLECT ACTUAL IRRIGATION.

#3-F05 36-10154
#2-K01 36-10154
#4-F04 ~~2.42 cfs~~ 0.82
~~592 AF~~ select volume
139.8144 AF cu.
~~148 ac.~~ 41.0
36-10154 + 36-04148B
#1-K06 41.0 46.6

Received
[Signature]

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R36-04074

Adj. flag translation: RESEARCH

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

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

No Old Water Right Numbers Found

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

No Conditions of Approval found.

~~COS~~
OR
COS

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

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

No Comments Found

+ - - Audit Fields - - +
BEDKE

+ - - - - Water Rights Dates and Flags Area - - - - - +

Temporary Right -P

Receipt Number - S000716

Water District -

pus flag (c)

12-2-91
sa

MONTHLY H₂O Flow

MONTH # FY: MARCH 1989

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
3/6	80	22	102
3/14	77½	23	100.5
3/22	77½	23½	101
3/30	77½	23	100.5
TOTALS			404
AVG Flow			101.0

MONTHLY H₂O Flow

MONTH & FY: FEB 88-89

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
2/7	85	20	105
2/9	81.75	23	104.75
2/16	82.5	21.5	104.0
2/21	81.75	22.5	104.25
2/27	80	22.5	102.5
TOTALS	411.0	109.5	
AVG Flow	82.20	21.90	104.10

MONTHLY H₂O Flow

MONTH & FY: JANUARY 88/89

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
1/10/89	83.75	23	106.75
1/27/89	83.75	23	106.75
1/31/89	85	22	107.0
TOTALS			
AVG Flow			106.83

MONTHLY H₂O Flow

MONTH & FY: April 88-89

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
4/6/89	75 (GOLF COURSE ?) (MADEIRA ICFs)	25 ~~100~~	100
4/10/89	75	26 (LAB WATER IN)	101
4/19/89	72 1/2	28	100 1/2
4/25/89	70	29	99
TOTALS			400.50
Avg Flow			100.13

MADEIRA 4 APRIL 15TH ICFs

Monthly H₂O Flow

Month & FY: MAY

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
5/3/89	68 ³ / ₄	29	97 ³ / ₄
5/10/89	67 ¹ / ₂	29	96 ¹ / ₂
5/15/89	97 ¹ / ₂	φ (RES. WORK)	97 ¹ / ₂
5/16/89	70	27	97
5/25/89	70	26 ¹ / ₂	96 ¹ / ₂
TOTALS			
Avg Flow			97.05

MADEIRA MAY 1ST - 2 CFS

MONTHLY H₂O Flow

MONTH # FY: JUNE 88/89

PIPE

DATE	FRESH	USED	TOTAL
6/2/89	71 ¹ / ₄	26 ¹ / ₂	97 ³ / ₄
~~6/12/89~~	~~73 ³/₄~~	~~27~~	~~100 ³/₄ ?~~
6/14/89	73 ³ / ₄	25	98 ³ / ₄
6/30/89	72 ¹ / ₂	27	99 ¹ / ₂
TOTALS			
AVG Flow			98.67

SPURGEON
WATER
TURNED IN
(ICFS?)

WADSWORTH - 6/12 UP TO 3.7 CFS
6/14 CFS
6/30 2 CFS

MONTHLY H₂O Flow

MONTH # FY: JULY

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
7/5/89	73 ³ / ₄	27	100 ³ / ₄
7/10/89	73 ³ / ₄	27	100 ³ / ₄
7/17/89	73 ³ / ₄	27	100 ³ / ₄
7/24/89	70	31	101
TOTALS			
Avg Flow			100.81

MADEIRA - 2 CFS

Monthly H₂O Flow

MONTH & FY: August 88-89

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
8/7/89	72½	31½	104 cfs
8/11/89	71¼	34	105¼
8/29/89	71¼	37	108¼
TOTALS			317.50
Avg Flow			105.83

MONTHLY H₂O Flow

MONTH # FY: SEPTEMBER

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
9/5/89	71 ¹ / ₄	37	108 ¹ / ₄
9/11/89	73.75	37	110 ³ / ₄
9/18/89	75	37 ¹ / ₂	112 ¹ / ₂
9/26/89	75	38	113
TOTALS			444.50
AVG Flow			111.13

MONTHLY H₂O Flow

MONTH & FY: 1989-90 OCTOBER

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
10/3/89	75	38½	113.50
10/16/89	75	40	115.0
10/23/89	80	35	115.0
10/30/89	80	35	115.0
TOTALS			458.5
AVG Flow			114.63

MONTHLY H₂O Flow

MONTH # FY: Nov 1989-90

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
11/6/89	80	36	116 CFS
11/13/89	78 ³ / ₄	37	115 ³ / ₄ CFS
11/28/89	76 ¹ / ₄	37 ¹ / ₂	113 ³ / ₄ CFS
TOTALS			345.5
Avg Flow			115.17

MONTHLY H₂O Flow

MONTH # FY: DEC 1989-90

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
12/13/89	75	37 1/2	112 1/2
12/28/89	73 3/4	37	110 3/4
TOTALS			223 1/4
AVG Flow			111.63

MONTHLY H₂O FLOW

MONTH # FY: JAN 1990

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
1/8/90	37	73 ³ / ₄	110 ³ / ₄
1/15/90	40	70	110
1/22/90	37	72 ¹ / ₂	109 ¹ / ₂
1/29/90	37	71 ¹ / ₄	108 ¹ / ₄
TOTALS			438 ¹ / ₂
AVG Flow			109.63

MONTHLY H₂O Flow

MONTH # FY: FEBRUARY 1990

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
2/5/90	70	37	107
2/12/90	68 ³ / ₄	37 ¹ / ₂	106 ¹ / ₄
2/20/90	70	36	106
TOTALS			319.25
AVG Flow			106.42

MONTHLY H₂O Flow

MONTH # FY: MARCH 1990

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
3/5	70	35	105
3/14	67 1/2	34	101 1/2
TOTALS	137.5	69	
AVG Flow	68.75	34.5	103.25

Monthly H₂O Flow

MONTH & FY: April 1990

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
4/10	62.5	38.5	101
4/17	65	35	100
4/24	62.5	36.5	99
TOTALS			300 CFS
Avg Flow			100 CFS

MONTHLY H₂O Flow

MONTH # FY: MAY 1990

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
5/9/90	62	37	99
TOTALS			
AVG Flow			

MONTHLY H₂O Flow

MONTH # FY: JUNE 1990

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
6/8/90	64	36	100
6/30/90	63.75	36.5	100.25
TOTALS			
Avg Flow			100.125

Surgeon Pond on

MONTHLY H₂O Flow

MONTH # FY: JULY 1990

STURGEON
@ 3/4

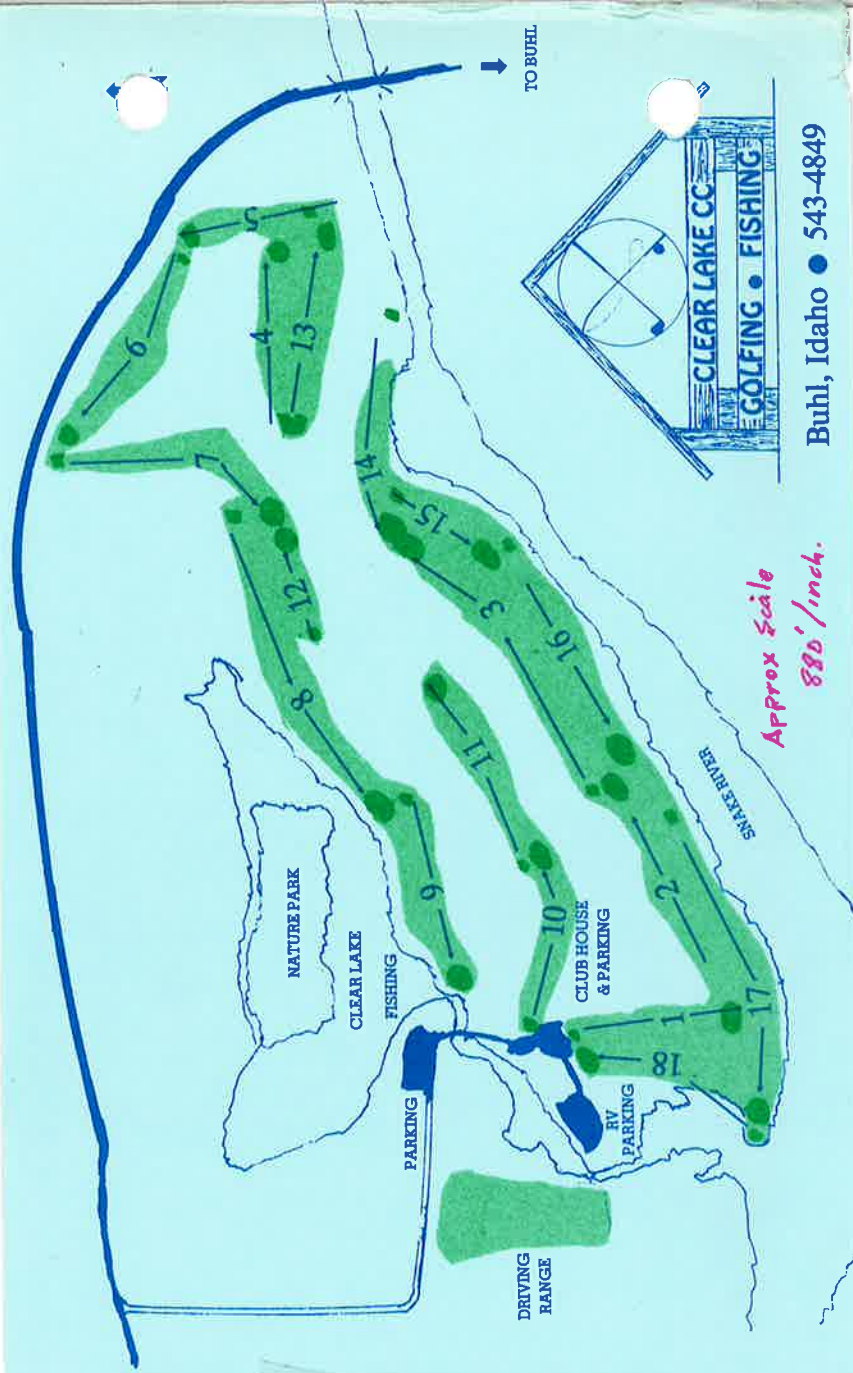
STURGEON
@ 1.5

DATE	<u>PIPE</u>		TOTAL
	FRESH	USED	
7/2/90	65	36	101
7/16/90	67	35 1/2	102 1/2
7/31/90	65	36 1/2	101 1/2
TOTALS			305
AVG Flow			101.67

Period of use
2/1 - 11/15
Explanation

Golf Course water is used
FOR IRR in Early Spring and
LATE FALL FOR GRASS in
dry years

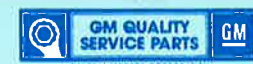
Ray Penner





General Printing
537-6688
300 MAIN CASTLEFORD
Jack & Patsy Kinyon

Quigley
Heating and Sheet Metal, Inc.
214 South Broadway BUHL, IDAHO
543-4121



DAVE MUNROE CHEVROLET, INC.
543-6461



First Federal Savings
Bank of Twin Falls
BUHL BRANCH 543-8881



MAGIC VALLEY
WHERE SERVICE IS A FACT
NOT JUST A PROMISE
543-4328
Main Street & Truck Route, Buhl

Men Ladies Course No. 75 77 Slope 110 111	Rate	White Tees	265	375	494	323	145	308	340	532	392	3174	
	Men	Handicap	17	3	5	7	15	13	11	9	1		
	67.7	Par	4	4	5	4	3	4	4	5	4	37	
		Hole No	1	2	3	4	5	6	7	8	9	Out	Adj
	Rate	Par	4	5	5	4	3	4	4	5	4	38	
	Ladies	Handicap	17	13	1	11	15	3	9	7	5		
	72.3	Red tees	260	375	408	313	135	300	328	513	302	2934	

Date
Scorer
Attest

U.S.G.A. Rules Shall Govern All Play

- Lake and river water level defines course boundaries
- Course Boundaries: Defined by white stakes and lines marked O.B.
- All inner boundaries are indicated by white stakes. Distance only.
- Lateral Hazard: Defined by red stakes and lines.
- Aerial boundary No. 17 fairway. Ball must fly left of pole. Distance only.
- Free drop from rock wall on No. 18 fairway, no nearer hole.
- Free drop from tree under 6 feet and staked trees.

We strive for **EXCELLENCE!** Help us maintain this goal.

- Replace all divots.
- Repair ball marks on greens.
- Smooth out traps with rake.
- All carts must stay 30 yards from greens.
- Let faster groups through if there is an open hole ahead.

MICROFILM
FEB 05 1993

WELCH OBENCHAIN INSURANCE



BUSINESS • AUTO • HOME • FARMS
JIM WELCH
123 S. Broadway 543-4372



543-4309

Fertilizer and
Agricultural
Chemicals

807 Elm Street, Buhl

Fran & Gary's Quik Stop
Liquor Store, Inc.

837-6393

Hagerman

WEST ONE
BANK

BUHL, IDAHO

543-4381



MAGIC VALLEY
CHIROPRACTIC CLINIC
Personalized Treatment for
Painful Backs & Extremities
800 Main, Buhl 543-4172

ALAN G. LANCE
Attorney General
State of Idaho

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

CHARLES L. HONSINGER
Deputy Attorney General
Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098
Telephone: (208) 327-5458
Fax: (208) 327-7866

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

In Re SRBA	)	Subcase No. 36-04148A, 36-04148B.
	)	
Case No. 39576	)	36-04074
_____	)	AFFIDAVIT OF STEVE CLELLAND

STATE OF IDAHO	)
	) ss.
County of Twin Falls	)

Steve Clelland, being first duly sworn on oath, deposes and states as follows:

A. WORK EXPERIENCE AND EDUCATION

My name is Steve Clelland, and I am a Senior Water Resource Agent with the Idaho Department of Water Resources (IDWR). I make the following statements based upon my personal knowledge of the facts related therein.

1. My work address is Idaho Department of Water Resources (IDWR), Southern Regional Office, 222 Shoshone St. East, Twin Falls, ID 83301-6105. I reside in Twin Falls, Idaho.

2. I have previously been qualified by the Snake River Basin Adjudication Court as an expert in the field of water rights investigation and so testified as such in the trial of subcase no. 36-00003G.

3. My educational background includes a bachelor's degree in Agricultural Education from the University of Idaho in May, 1982. As part of my college education, I took classes pertaining to soils, crop management, farm business management, accounting, agricultural engineering, surveying, water measurement and animal science courses related to livestock production and management.

4. My work experience includes the following:

a. In 1981, I worked as an irrigation scheduling field technician for Stukenholtz Consulting where I was responsible for determining the irrigation requirements for fields under a variety of irrigation systems. Determining the irrigation requirements for these fields involved the use of tensiometers, instruments that measure soil tensile strength. (A high tensile strength tensiometer reading indicates a low moisture content in a particular soil sample; conversely, a low tensile strength tensiometer reading indicates a high moisture content in a particular soil sample.) Throughout the growing season, I monitored specific fields; charting tensiometer readings, and taking soil and crop samples to determine nutrient and irrigation requirements. I used this information to assist the farmer in determining

proper irrigation and fertilization requirements and techniques for specific soil and crop types, and specific irrigation systems.

b. Upon my graduation from college, I worked with Simplot Soilbuilders from 1982 to 1986 as a fieldman. My duties in that position included but were not limited to: developing my knowledge of sprinkler systems to help farmers determine the proper application of fertilizers and pesticides; determining farm tract acreages from a variety of maps to resolve disputes regarding the area over which a particular fertilizer or pesticide had been applied; and conducting field examinations which often involved speaking with the farmer about their crop rotation practices, and their application and use of fertilizers and pesticides. During these field examinations I took crop and soil samples to determine nutrient and pesticide requirements for specific soil and crop types. Often, I could apply pesticides or fertilizers to a field by using the field's irrigation system. Thus, I had to learn about and understand various aspects of specific irrigation systems, including the area irrigated by the system, type of irrigation system, and the system's flow rates.

c. I then worked for the Twin Falls Canal Company for two years from 1986 to 1988 where I was responsible for helping the company's engineer plan and construct water diversion structures and canals, and for ensuring that water measurement devices were both accurate and properly maintained. My duties also included: surveying potential canal and diversion sites to prepare for construction of measurement devices and structures; in conjunction with the company's engineer, drawing plans for measurement devices and structures; building weirs and other

measuring devices using welding equipment; and monitoring the work of construction crews to ensure that measuring devices and structures were being built in accordance with plans.

d. After working for Twin Falls Canal Company, I started a position with the Idaho Department of Water Resources as a Water Resource Agent in 1988. After one year in this position, I was promoted to Senior Water Resource Agent. I have held this position for the past seven years. My duties as a Senior Water Resource Agent are detailed in the attached job description. During my employment with the Idaho Department of Water Resources, I have received professional training in: hydrology; the use of polysonic flowmeters; the use of IDWR's methodology for calculating field irrigation diversion rates (see IDWR's Report Regarding Evaluation of Irrigation Diversion Rates); the preparation and use of claim verification records; and the use of ArcView geographical information systems. Through my experience while employed in this position, I have gained a good working knowledge (or become more practiced where I already had a familiarity) with the following:

- i. Water flow measurement methods through the use of flow meters, various types of weirs, bucket and stopwatch, and other measurement devices and methods;
- ii. The interpretation of aerial photography;
- iii. The calculation of acreage using aerial photographs, ortho photo quads, and other photographs and maps using grids, planimeters and other devices and techniques;
- iv. Reading and interpreting legal descriptions in order to locate that area described on maps or aerial photographs;
- v. The public land survey system;
- vi. Global positioning equipment;
- vii. All types of irrigation systems and methods;
- viii. Different types of wells and pumps and the calculation of pump outputs;

- ix. All of IDWR's electronic databases;
- x. The various diversion systems in the Hagerman Valley, including locations of all points of diversion and places of use of all the various water right claims.
- xi. Farming practices and techniques, including historic cropping patterns and irrigation practices in the Hagerman Valley.

Using this knowledge and other methods and devices, I have conducted over 400 water right claim field exams during my period of employment with IDWR.

B. FAMILIARITY WITH THE HAGERMAN VALLEY

Beginning in July, 1990, as part of my duties as a senior water resource agent with IDWR, I began conducting field examinations in the Hagerman Valley. During the irrigation seasons of 1990 through 1992, I visited the Hagerman Valley approximately 200 times to investigate aspects of specific claims to water rights. Since 1992, I have visited the Hagerman area many times for various purposes, including: verifying earlier observations relating to IDWR water right recommendations; examining new claims; familiarizing other IDWR personnel, Deputy Attorneys General, and SRBA Court personnel with the water delivery systems in the Hagerman Valley.

C. CLAIM INVESTIGATIONS GENERALLY

1. The details and results of my water right claim investigations and field examinations are documented in the claim files of every claim that I investigated. IDWR used this information as the basis of its recommendations for the following water rights:

36-04148A 36-04148B 36-04074

2. When beginning the investigation of a water right in the Hagerman Valley, I would generally receive a file with the following documents and information:

- a. The notice of claim.

- b. Any documents concerning change of ownership.
- c. Any correspondence regarding the claim. (Typically no correspondence was present).
- d. Request for evidence of priority from IDWR (if the claim was to a beneficial use right).
- e. Proof of priority (not always present).
- f. Claim verification report (added to file by investigator if not present).

3. After receiving the file, if a claim verification report (CVR) was not present, I would proceed to print one using the computer and place it in the file. The CVR is the document that compiles all information pertinent to investigation of the claim to the water right; using information already in IDWR's electronic database and information obtained through my investigation of the claim. The CVR would serve both as an organizer so that I could tell what information was needed to complete the investigation, and as a checklist to ensure that I investigated all elements of the claimed right.

a. IDWR's electronic database contains information reflecting elements of both the claim to the specific water right and the existing water right as licensed or decreed. Thus, the CVR, as generated by IDWR's computer system presents a comparison of each of the elements as claimed to each of the elements as licensed or decreed. I used this comparison to determine whether there was a discrepancy between the claim and the existing record of the right that I needed to investigate and resolve.

b. If the claim to the water right is based on beneficial use, and there is no existing right or claim, and no information in IDWR's database to compare to the claim, the CVR will contain information reflecting only the claim. Therefore, in the case of a beneficial use claim, I would have to investigate every element of the

claimed right as if it were a new right being established through the permit application process.

c. The CVR is a dynamic document; the information it contains can change up to the time the Director's report is issued. When my investigation revealed information different from that either claimed, licensed or decreed, I would generally document the information with a handwritten explanation on the CVR page corresponding to the element investigated.

d. The CVR is divided into subsections by water right element, which is listed in the top left-hand corner of each page. Although the pages of the CVR are numbered, those numbers do not correspond to a specific element or subsection of the CVR. Rather, the number of pages a CVR contains is determined by the amount of information available in IDWR's database as to the specific claim.

e. In each of the subsections, there are indications by the computer as to whether a field exam or verification of a specific element is required due to a discrepancy or remark noted by the computer. As the investigating agent, I had the discretion to verify the element by either conducting a field examination or by using some other method. I would note in the specific CVR subsection the results of the field examination or verification.

4. The specific subsections of the CVR are broken down as follows:

a. The first page is generally the checklist page (Although the checklist page is not labeled as Page 1, it is placed at the front of the CVR to better assist the investigating agent.) This page acted as a tracking device to let me know whether the

computer had detected a discrepancy between elements of the claim and elements of any existing water right record (as entered into IDWR's database). Using this information in combination with other information in the claim file, I was able to determine whether I needed to conduct a field exam as to a specific element or whether some other type of review would suffice. This page also helped me to ensure that all elements in the CVR (and thus the claim) were reviewed before issuance of the director's report.

b. The first subsection after the checklist page is the general information sheet. This subsection contains information from IDWR's database as to the claimant's address and phone number, and also contains any remarks the claimant listed in the claim. In this subsection, there is also a designated area in which the field examiner may make notes.

c. The second subsection is the priority date review sheet. This subsection contains information as to the priority date claimed and as to the priority date of the existing water right record. There is a designated area in which the field examiner may make notes and an area in which the investigating agent may either use the priority date as listed in IDWR's database, or make a recommendation as to the priority date.

d. The third subsection is the point of diversion review sheet. This subsection contains information as to the point of diversion and source claimed and as to the point of diversion and source of the existing water right record as listed in IDWR's database. This subsection lists other claims with a point of diversion within

the same 40-acre tract as the subject claim. The same information is listed with respect to water right records in IDWR's database. There is a designated area in which the field examiner may make notes and an area in which the investigating agent may make a recommendation as to the point of diversion and source.

e. The fourth subsection is the place of use review sheet. This subsection shows the water right numbers of any claims split from the same water right as the subject claim. This subsection shows the number of irrigated acres as claimed, as shown in IDWR's database, and as shown by Landsat imagery. There are also areas to show the number of irrigated acres as found by the field examiner and as recommended. There is a designated area in which the field examiner may make notes and an area in which the investigating agent may make a recommendation as to the total irrigated acres.

f. The fifth subsection is the purposes review sheet. This subsection shows the purposes of use, seasons of use for each use, and quantity diverted for each use as claimed. The same information is listed with respect to water right records in IDWR's database. There is a period of use section where the investigating agent indicates whether the period of use should be recommended as claimed or recommended differently based on other standards or information. There is also a designated area in which the field examiner may make remarks and notes.

g. The sixth subsection is the diversion amount review sheet. This subsection contains a comparison of the total claimed diversion rate of all claims split from the same water right, to the diversion rate of the original water right from which

those claims were split. The investigating agent uses this comparison to ensure that the total claimed diversion rate from all claims split from the same water right does not exceed the diversion rate of the original water right. There is a section to indicate the measurement method used to determine the diversion flow rate. There is a section listing all rights used on the same place of use (overlapping rights). There is a section in which the investigating agent completes his calculations as to the flow rate, consumptive use, and diversion volume required for the particular claim. There is a designated area in which the field examiner may make remarks and notes, and an area in which the investigating agent may make recommendations as to purposes of use, period of use, diversion rate, diversion volume, and consumptive use.

h. The seventh subsection is the basis of claim review sheet. This subsection guides the agent as to whether the claimant owns a claimed water right, whether the claimant has abandoned or forfeited a claimed water right, or whether an additional diversion amount claimed is necessary. There is a section containing a split water right review to help the agent ensure that the recommended diversion rate does not exceed that of the original water right. There is a designated area in which the field examiner may make remarks and notes.

i. Finally, there is an authentication subsection the investigating agent signs after the initial investigation is complete.

4. If a field exam was necessary, I would travel to Hagerman to conduct the exam. Normally, I conducted the field exam to establish the farm's location, the irrigated area, the purposes for which the water was used, and the presence of a water delivery system

to deliver water pursuant to the claimed water right. I also used the field exam to confirm any other element or aspect of the claim that could be confirmed through observation, and sometimes used the field exam to take certain measurements. Before leaving the office for a field exam in Hagerman, I would ensure that I had the necessary claim file(s), and the appropriate maps and photographs, including the appropriate NAPP infrared photographs, ASCS maps, and orthophoto quad maps.

a. The NAPP photographs I used in my investigation of claims in the Hagerman area are listed as follows:

i.	IDWR# AA69NE	NAPP#419-61	06/25/87
ii.	IDWR# AA69NE	NAPP#419-51	06/25/87
iii.	IDWR# AA70NW	NAPP#439-45	08/01/88

b. The ASCS maps I used in my investigation of claims in the Hagerman area are listed as follows:

i.	1977 ASCS map covering Hagerman, Idaho
ii.	1987 ASCS map covering Hagerman, Idaho

c. The orthophoto quads I used in my investigation of claims in the Hagerman area are listed as follows:

i.	IDWR# AA69	1974	Hagerman, Idaho
ii.	IDWR# AA70	1974	Tuttle, Idaho

a. When preparing for a field exam, I would not typically make an appointment with the claimant as it was difficult to determine the time I would be available to conduct the exam. However, if the claimant requested a meeting to discuss their claim or to show me some aspect of their property or delivery system, I would try to accomodate their wishes. If I had not previously spoken with the

claimant, I generally attempted to contact them while at the exam site.

b. I did not typically use the field exam as an opportunity to determine the size of an irrigated tract. Instead, I would confirm irrigated areas (not acres) as shown on NAPP photos, orthophoto quad maps and ASCS maps. I would confirm the accuracy of these items by checking whether an area shown as irrigated by a photograph or map was actually irrigated. Further, I would check to ensure that the geographical landmarks shown on maps or photographs matched the actual geographical landmarks. Through this procedure, I was able to determine that the maps and photos fairly represented conditions as they actually existed. I could then accurately establish the irrigated acreage through the use of a planimeter, ASCS maps and other maps.

c. Although the date of the field exam listed on the CVR is the date I formally investigated a claim to a water right, I generally observed the property several times. On many occasions, I had opportunity to observe a property where I had previously conducted a field exam while I was conducting a field exam on the adjoining property. Although not documented in the claim files, I took the opportunity to observe a diversion system or property a second, third or fourth time to confirm the results of my initial field examination.

d. There were occasions when the investigation of a particular claim required an additional field examination to confirm or add new or more detailed information. For example, when IDWR began using the Hubble methodology (see IDWR's Report Regarding Evaluation of Irrigation Diversion Rates) to evaluate

claims to irrigation water where the claimed diversion rate exceeded .02 cfs per acre (excess flow claims), I returned to properties I had previously examined to obtain information such as soil types and irrigation system types necessary to complete the calculations that are a part of that methodology.

e. As part of the claim investigation process, I generated notes that I organized in notebooks. I also generated some field notes that I organized in a file in my office. To the extent that the information reflected in any of these notes were part of the recommendation as to a specific claim, I documented the information in the claim file.

5. After a field examination, I would typically determine the irrigated acreage for a specific claim by developing a map of the property. From this map, I was also able to determine other elements of the claimed right such as: point of diversion, location, delivery system, etc.

a. My method for estimating the irrigated acreage claimed is as follows:

i. I used a transparent scaled grid on an orthophoto quad to measure the size of the irrigated acreage as represented by the photo and as confirmed by my field examination. I then converted the measurements to their proper scale to come up with an accurate measurement of the irrigated acreage.

ii. I then compared my estimate against that of maps made by the Agricultural Stabilization and Conservation Service. My estimates were generally somewhat higher than those of ASCS. If one of my estimates was lower than that of ASCS, it indicated to me that I may have missed something

in my investigation, and that I needed to ensure that both the bases for my estimate and my estimate itself were correct.

iii. I sometimes used a planimeter on an orthophoto quad, ASCS map, or some other map to confirm my estimate obtained from using the grid system. During my field examination, I ensured the accuracy of any map I planned to use as a part of my investigation by comparing the map to actual conditions.

iv. When finished with my estimate, I noted the irrigated acreage on the appropriate page of the CVR and proceeded with my investigation.

6. As part of the final phase of my investigation, I completed the CVR with information obtained from the field exam and derived from other information determined during the field exam. For example, if the claimant irrigated her property with sprinklers, I would calculate the recommended flow by applying IDWR's standard of .02cfs/acre to the number of irrigated acres I estimated as a part of my investigation.

7. When the investigation was complete, the information in the claim files listed above included the following:

- a. Copies of any maps or photos I used in the investigation, including those I made myself.
- b. Memorandums regarding conversations with the claimant or IDWR personnel regarding the interpretation or recommendation of the claim.
- c. Copies of the calculations and figures used as a part of recommending a flow rate based on the Hubble methodology.
- d. Copies of the calculations and figures used to estimate conveyance losses based on the Worstall method. (See also IDWR's Report Regarding Evaluation of Irrigation Diversion Rates)
- e. The elements of the right as recommended in preparation for publication of the Director's Report. This document is labeled as an "Adjudication Claims Proof Reading Report," is stamped "verified," and is initialed by the reviewing agent.
- f. Any split analysis necessary to show that a right was part of a previously

- g. existing, decreed right.
The notice of claim.

8. Upon completion of my investigation, I turned the claim file over for review by Allen Merritt, then the IDWR Southern Region Adjudication Supervisor, now the Regional Manager for IDWR's Southern Region.

D. INVESTIGATION OF CLAIM NOS. 36-04148A, 36-04148B AND 36-04074

As part of my duties as senior water rights agent, I conducted an investigation of claim nos. 36-04148A, 36-04148B and 36-04074. The pertinent details of that investigation are set forth in IDWR's Report Regarding Claims to Water Right Nos. 36-04148A, 36-04148B and 36-04074. The statements contained therein are true and correct to the best of my knowledge and belief. IDWR's Report Regarding Claims To Water Right Nos. 36-04148A, 36-04148B and 36-04074 is incorporated herein by reference.


Steve Clelland

Subscribed and sworn to before me this 15th day of July, 1996.


Notary Public for Idaho
Residing at: Twin Falls, Id.
My commission expires: 9-23-2000

Certificate of Service

I certify that I served true and correct copies of the foregoing document to each person at the address listed below by mailing in the U.S. Mail with the correct postage affixed thereto on the 14th day of August, 1996.

Patrick D. Brown
P.O. Box 389
Twin Falls, ID 83303-0389

Norman M. Semanko
P.O. Box 1906
Twin Falls, Idaho 83303-0389

A handwritten signature in blue ink, appearing to read "Patricia J. Luce", written over a horizontal line.

Person mailing document(s)

ALAN G. LANCE
Attorney General
State of Idaho

RECEIVED AUG 16 1996

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

CHARLES L. HONSINGER
Deputy Attorney General
Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098
Telephone: (208) 327-5458
Fax: (208) 327-7866

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

In Re SRBA	)	Subcase No. 36-04148A, 36-04148B.
	)	36-04074
Case No. 39576	)	
_____	)	AFFIDAVIT OF STEVE CLELLAND

STATE OF IDAHO)
) ss.
County of Twin Falls)

Steve Clelland, being first duly sworn on oath, deposes and states as follows:

A. WORK EXPERIENCE AND EDUCATION

My name is Steve Clelland, and I am a Senior Water Resource Agent with the Idaho Department of Water Resources (IDWR). I make the following statements based upon my personal knowledge of the facts related therein.

Pat Brown
ALAN G. LANCE
Attorney General
State of Idaho

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

CHARLES L. HONSINGER
Deputy Attorney General
Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098
Telephone: (208) 327-5458
Fax: (208) 327-7866

Raymond, Nungesser
& Lohman
Twin Falls, ID

AUG 16 1998

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

In Re SRBA) Subcase No. 36-04148A, 36-04148B.
Case No. 39576) 36-04074
_____) AFFIDAVIT OF STEVE CLELLAND

STATE OF IDAHO)
County of Twin Falls) ss.

Steve Clelland, being first duly sworn on oath, deposes and states as follows:

A. WORK EXPERIENCE AND EDUCATION

My name is Steve Clelland, and I am a Senior Water Resource Agent with the Idaho Department of Water Resources (IDWR). I make the following statements based upon my personal knowledge of the facts related therein.

JAN - 3 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

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

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

DIRK KEMPTHORNE
GOVERNOR

December 27, 2001

KARL J. DREHER
DIRECTOR

CLEAR LAKE COUNTRY CLUB

~~G/O JOHN R LEMOYNE~~

Steve Meyerhoeffer

403 CLEAR LAKE LN

BUHL ID 83316

Re: Snake River Basin Adjudication (SRBA)

Water Right(s) #36-4074, 36-4148B, 36-10154, 36-10155

36-04148A

Change of Address

Dear Water Right Holder:

all records modified
1-4-02 - ss

see attached

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by January 18, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Steve Meyerhoeffer
Claimant Signature

208-543-4849
Telephone No.

RECEIVED

JAN - 3 2002

Department of Water Resources

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 36-04148A
Adjudication Claim No(s): 36-04148A (partial decree attached hereto)
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant L & M Inc. and Clear Lake Corporation
307 Clear Lake Lane, Buhl, Idaho 83316
4. New Owner/Claimant(s) Clear Lake Country Club
New Mailing Address Name Connector (Check one): [] and, [] or, [] and/or
Rt. 1 Box 225
City, State and ZIP Code Buhl, Idaho 83316
New Telephone Number (208) 543-4849
5. Date you acquired the property January 27, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. (more particularly described in partial decrees for water rights nos. 36-04148B and 36-04074, attached heret
Number of acres you irrigate 90 Number and type of stock _____
Diversion rate in CFS .6 cfs Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Mary Joat President
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-04148A

1997 NOV 24 PM 3:57
DISTRICT COURT-5
TWIN FALLS CO. IDAHO
FILED

NAME & ADDRESS: L & M INC
CLEAR LAKE CORPORATION
307 CLEAR LAKE LANE
BUHL ID 83316

SOURCE: CLEAR SPRINGS TRIBUTARY: CLEAR LAKES

QUANTITY: 1.5 CFS

PRIORITY DATE: 09/19/1912

POINT OF DIVERSION: T09S R14E S02 LOT 5 (SESENE) Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.5 CFS

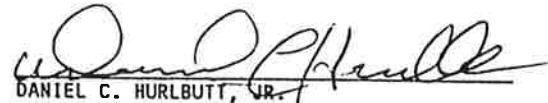
PLACE OF USE:	IRRIGATION	Within GOODING County
	T09S R14E S01	Lot 5 (SNNW) 0.3 Lot 6 (SENE) 0.8 Lot 13 (NENW) 33.6 Lot 12 (NENW) 21.6
		Lot 15 (SNNW) 21.1
	S02	Lot 8 (NESE) 1.9 Lot 7 (SWSE) 1.8 Lot 9 (SESE) 38.5
	S11	Lot 5 (NENE) 9.1 Lot 6 (NENW) 4.3
	133 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 133 ACRES. COMBINED RIGHT
NOS.: 36-04148B & 36-04074.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-04148B

1997 NOV 24 PM 3:57
DISTRICT COURT-5TH
TWIN FALLS, IDAHO
FILED

NAME & ADDRESS: CLEAR LAKE COUNTRY CLUB
RT 4 BOX 225
BUHL ID 83316

SOURCE: CLEAR SPRINGS TRIBUTARY: CLEAR LAKES

QUANTITY: 1.5 CFS

PRIORITY DATE: 09/19/1912

POINT OF DIVERSION: T09S R14E S02 LOT 5 (SESENE) Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.5 CFS

PLACE OF USE: IRRIGATION Within GOODING County

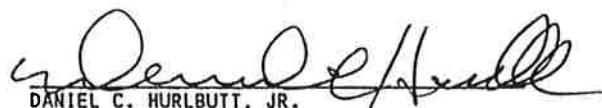
T09S R14E S01	Lot 6 (SENE) 0.6	Lot 13 (NESW) 23	Lot 12 (NWSW) 10.6	Lot 15 (SWSW) 15.6
S02	Lot 8 (NESE) 1.9	Lot 7 (SWSE) 1.8	Lot 9 (SESE) 23.4	
S11	Lot 5 (NENE) 8.8	Lot 6 (NWNE) 4.3		
90 ACRES TOTAL				

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 133 ACRES. COMBINED RIGHT
NOS.: 36-04148A & 36-04074.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-04074

1997 NOV 24 PM 3:59
DISTRICT COURT - 5
TWIN FALLS, IDAHO
FILED

NAME & ADDRESS: CLEAR LAKE COUNTRY CLUB
RT 4 BOX 225
BUHL ID 83316

SOURCE: CLEAR LAKES STREAM TRIBUTARY: SNAKE RIVER

QUANTITY: 1.4 CFS

PRIORITY DATE: 09/19/1912

POINT OF DIVERSION: T09S R14E S02 LOT 7 (NESWSE)

Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

QUANTITY
1.4 CFS

PLACE OF USE:

IRRIGATION

Within GOODING County

T09S R14E S01	Lot 6 (SENW) 0.6	Lot 13 (NESW) 23	Lot 12 (NWSW) 10.6	Lot 15 (SWSW) 15.6
S02	Lot 8 (NESE) 1.9	Lot 7 (SWSE) 1.8	Lot 9 (SESE) 23.4	
S11	Lot 5 (NENE) 8.8	Lot 6 (NWNE) 4.3		
90 ACRES TOTAL				

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 133 ACRES. COMBINED RIGHT
NOS.: 36-04148A & 36-04148B.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

36-4074
 ✓ - 4148 B
 ✓ - 8369 closed
 ✓ - 8370 closed
 ✓ - 10154
 ✓ - 10155

CID 65734

Notice to Mailer of Correction in Address

Addressee's Account Number (All numbers, dates, and letters)

☐ No account number on mail

☐ Account number illegible

Addressee's Name

Clear Lake Country Club % John R. Lemayne

Old Address (Include apartment or suite number)

Rt 04 Box 225

City, State, and ZIP Code

Buhl ID 83316

New Address (Include apartment or suite number)

403 Clear Lake Ln

City, State, and ZIP Code

Buhl ID 83316

This card is furnished: ☒ For address correction, as requested (your mailpiece was forwarded).

☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

☐ Moved, left no address

☐ No such street

☐ No such number

☐ Refused

☐ Attempted, not known

☐ Unclaimed

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
411	1/ 4 1:43PM	1'10"	208 543 4849	Send.....	4/ 4	EC144	Completed.....

Total 1'10" Pages Sent: 4 Pages Printed: 0



State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-5400

DIANE KEMPTHORNE
GOVERNOR
KARI J. TABUDA
DIRECTOR

FAX TRANSMITTAL COVER SHEET

DATE: January 4, 2002
TO: Steve Meyerhoeffer
Clear Lake Country Club
Ph:
Fx: 208/543-4855

FROM: Sally Sherman
Ph: 327-7862
Fx: 208/327-5400

DOCUMENT DESCRIPTION

Thank you for signing and returning my address change letter so promptly, Steve. Here is Adjudication Claim Report 36-10155 you asked me to send you. I have updated all records for Clear Lake Country Club as of this afternoon. 36-4148A is owned by Clear Lake Corporation. 36-4148B is owned by Clear Lake Country Club and is included.

Please contact me if I can be of further assistance.

COVER SHEET + 3 PAGES

deery

-- Celebrating Our Centennial Year of Service to

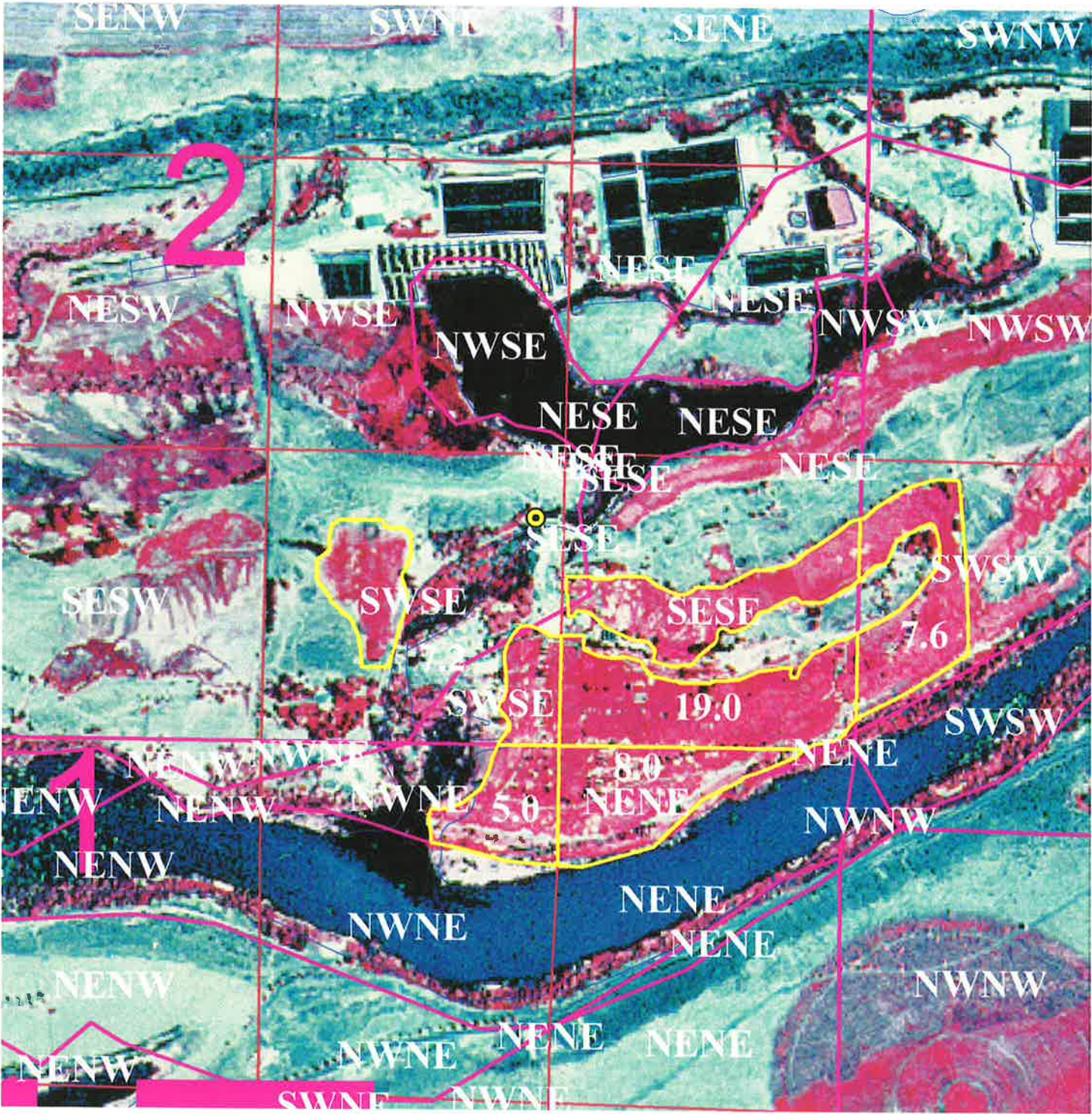
Could you please
fax the information
you have on (36-10155) to
543-4855.
Couldn't find in our
Records. FAX'd 1-4-02, AP
Also bought a parcel
in 1999. Info Attached
Thank,

Log for claim 36-04074

Spatial Dynamics BTD

12/18/01

TR	SEC	QQ	Acres		COMMENT
			Recommended	Shaped	
09s14e	1	SWSW	7.5	7.6	
09s14e	2	SWSE	5.6	7.2	
09s14e	2	SESE	20.5	19	
09s14e	11	NENE	8.3	8	
09s14e	11	NWNE	4.7	5	
Totals:			46.6	46.8	



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

 Streams and Canals

Legend



ROSHOLT, ROBERTSON & TUCKER

Chartered
ATTORNEYS AT LAW

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
JOHN K. SIMPSON
PATRICK D. MADIGAN
TIMOTHY J. STOVER
NORMAN M. SEMANKO

Twin Falls Office
142 3rd Ave. North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1221 WEST IDAHO, SUITE 600
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6134

DATE: 11-21-96
FAX TO: Charlie Honsinger - IDWR
FROM: Norm Semanko
RE: Clear Lake - Priority

NUMBER OF PAGES INCLUDING THIS ONE: 3

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL US BACK AS
SOON AS POSSIBLE AT (208) 734-0700.

THE INFORMATION CONTAINED IN THIS FACSIMILE COMMUNICATION IS ATTORNEY/CLIENT
PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE
INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS COVER PAGE IS NOT THE
INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE
INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION
OR COPYING OF THIS COMMUNICATION OR THE INFORMATION CONTAINED HEREIN IS STRICTLY
PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY
CALL AT (208) 734-0700, AND RETURN THIS FACSIMILE TO US BY MAIL AT THE ABOVE ADDRESS.
WE APPRECIATE YOUR COOPERATION.

ADDITIONAL MESSAGE:

- The reference in this 1912 indenture
to the Sisters' "irrigating ditches"
should tip the scale don't you think?
- Also, don't forget the photo with the
1910 date handwritten on the back...

Fees \$.60

Alice Clarke,
DeputyHarry W. Anderson,
Ex-officio Recorder

Gooding County

No. 29204.

This Indenture, made this 19th day of September, in the year of our Lord one thousand nine hundred and twelve between Otis N. Syster and Mary N. Syster, his wife of Clear Lake County of Lincoln, State of Idaho the parties of the first part, and The Clear Lake Orchard Co., an Idaho corporation, of Clear Lake County of Lincoln, State of Idaho the party of the second part, Witnesseth:

That the said parties of the first part, for and in consideration of the sum of the purchase of one ferry and equipment and the sum of one dollar and other good and valuable considerations to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents, remise, release and forever quit-claim, unto the said party of the second part, and to its successors and assigns forever all of that certain lot, piece or parcel of land, situate, lying and being in the County of Lincoln, State of Idaho, bounded and particularly described as follows, to wit: That part of section two (2) Township nine (9) South of Range fourteen (14) E.B.M. being a strip of the bed and shore land lying along the bed, and West bank of Clear Creek, extending back thirty feet from the waters edge of said Creek, and extending in a Northerly direction from the roadway across the Natural Bridge to Clear Lake, as outlined in red on the survey map which is attached to this indenture, made a part hereof and signed by the parties hereto for identification, of even date herewith, It is hereby agreed that the party of the second part shall leave intact, as they now are, the irrigating ditches of the parties of the first part in, or upon, said strip of land. And also to permit sufficient water to flow through Clear Creek and to apply same for the purpose of conserving the trees now upon and along the edge of said stream. It is agreed that the parties of the first part during their natural lives, may have personal access to and across said premises and the public shall be excluded. It is also agreed, that whereas the parties of the second part propose to use this land for power purposes only and to install an hydro electric plant at Clear Lake, they will, when said plant may be installed, furnish to the parties of the first part, for their own personal use, and during the natural life only of the parties of the first part free of charge one and one half kilowatts of energy meter measured at the switchboard. And all energy used by the parties of the first part, in excess of one and one half kilowatts, shall be paid for, by parties of the first part, at the rate of one cent per kilowatt hour.

Together with all and singular the tenements, hereditaments and appurtenances there

1912
Clear Lake Orchard Co.
Bought
Sisters the
ferry equip
in exchange
for land

unto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof. To have and to hold, all and singular, the said premises, together with the appurtenances, unto the said party of the second part and to its heirs and assigns forever.

In Witness Whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered
in the presence of
W. S. Harris
R. T. Hassard

Otis E. Syster (Seal)
Mary E. Syster (Seal)

State of Idaho)

County of Twin Falls) ss.

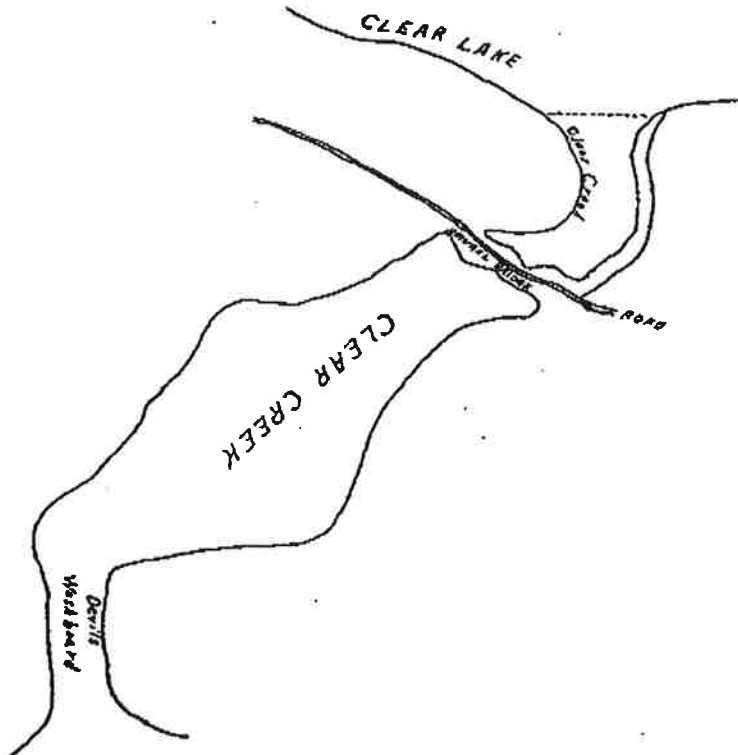
On this 19th day of September, in the year 1912, before me, W.S.Harris, a Notary Public in and for said County, personally appeared Otis E. Syster, and Mary E. Syster known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(N.P.Seal) My Commission expires June 18th, 1915.

W. S. Harris, Notary Public

(Recorder's Note: Map attached to deed, no mention of scale.)



Witnesses:
W.S.Harris
R.T.Hassard

Otis E. Syster (Seal)
Mary E. Syster (Seal)

State of Idaho)

County of Twin Falls) ss.

On this 19th day of Sept, in the year 1912, before me W. S. Harris, a Notary Public in and for said County personally appeared Otis E. Syster and Mary E. Syster known to me to be the persons whose names are subscribed to the above 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.

(N.P.Seal) My Commission expires June 18th, 1915.

W. S. Harris, Notary Public

Thereby certify that this instrument was filed for record at the request of W.S. Hassard at 9 o'clock A. M., this 28th day of September, A. D. 1912.

By Alice Clarke, Deputy

Harry W. Anderson, Ex-officio Recorder

Page 2

COPY

RECEIVED

DEC 24 1996

Department of Water Resources

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

In Re SRBA

)

Subcase 36-04074

)

(Insert Water Right Number)

)

Case No. 35976

)

STANDARD FORM 4

)

)

MOTION TO FILE:

)

☐ LATE NOTICE OF CLAIM

)

☒ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

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

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

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

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

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

My name is Clear Lake Country Club, Inc.

My address is Rt. 4 Box 225

Buhl, ID 83316

My phone number is: Work (208)543-4849 Home

I am an attorney representing Clear Lake Country Club, Inc.

My name is Patrick D. Brown

My address is 133 Shoshone St. N., P. O. Box 389

Twin Falls, ID 83303-0389

My phone number is (208)734-7510

MOTION TO FILE A LATE NOTICE OF CLAIM

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

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

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

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

I have attached:

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

Follow these instructions regarding the hearing on this motion.

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

This motion will be heard on _____
(Insert Date and Time)
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

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

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

The Notice of Claim was originally filed, prose, on 7/6/88. It claimed 1.4 cfs and priority of February 1, 1937. That priority was claimed based on the misunderstanding that, although used earlier, the documentation was inadequate to substantiate an earlier date. The 1.4 cfs claimed was reduced by the amended claim dated 8/30/90, based on the misunderstanding that a combined amount for all rights could not exceed one inch per acre. Both IDWR and the Objector have known of the claimed

amount and priority all along. IDWR and the Objector have stipulated to the
priority change. The Objector has stipulated to the quantity change.

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

I have attached:

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

The claimant agrees to pay any additional fee as determined by the court.

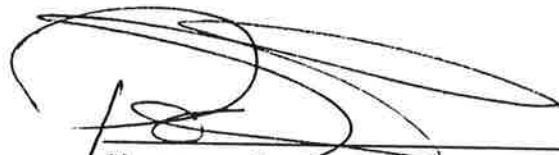
VERIFICATION (Must be Completed)

State of Idaho

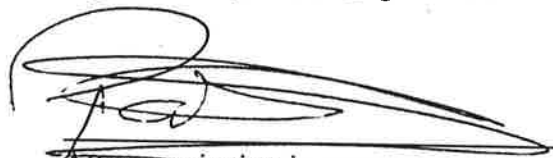
County of Twin Falls

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

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



Signature of person filing motion



Attorney signing in representative capacity

Subscribed and sworn to before me on: December 20, 1996

Heidi L. McMillan
Notary Public for Idaho
Residing at: Jerome
My Commission Expires: 8/24/2001

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I certify that on 12/20, 1996, I mailed the original and copies of this form, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

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

2. Copies to:

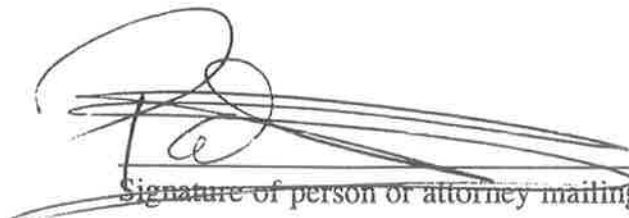
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

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

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

Norman Semanko/ Clear Lake Corp. and L & M, Inc.
Rosholt, Robertson & Tucker
P. O. Box 1906
Twin Falls, ID 83303-1906



Signature of person or attorney mailing the form

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 36-04074

Date Received _____

Receipt Number _____

AMENDED

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

Please type or print clearly

1. Name of Claimant (s) CLEAR LAKE COUNTRY CLUB, INC. Phone (208) 543-4849
Mailing Address Rt. 4 Box 225 Buhl, ID Zip 83316

2. Date of Priority (Only one (1) per claim) Sept. 19, 1912

3. Source of water supply (a) CLEAR LAKES STREAM
which is tributary to (b) SNAKE RIVER

4. a. Location of existing point of diversion is: Township 09S Range 14E Section 2,
NE 1/4 of SW 1/4 of SE 1/4, Govt. Lot, 7 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. Check Dam and Gates, Pipeline and
Sprinkler System

1. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

or Irrigation purposes from 02/01 to 11/15 amount 1.4 or
or purposes from to amount or
or purposes from to amount or
or purposes from to amount or

Total quantity claimed (a) 1.4 (cfs) and/or (b) (acre feet)

2. Total consumptive use claimed is 172.5 acre feet per annum.

3. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)

4. 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.

PWP	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	
09S	14E	1											15						15
09S	14E	2														2		17	19
09S-	14E	11	8				4												12

Total number of acres irrigated 46

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

6. Do you own the property listed above as place of use? Yes XX No
If your answer is No, describe in Remarks below the authority you have to claim this water right.

7. Describe any other water rights used at the same place and for the same purposes as described above.
This right is used in combination with rights 36-10154 and 36-04148A and 36-04148B on up to 90 acres in the place of use described in 36-04148B. or None ()

8. Remarks:

9. Name Clear Lake Country Club Inc. Ident No. 36-04074

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XXX Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
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 XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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 attorney of record
of Clear Lake Country Club, Inc. Title _____ that I have signed the foregoing
document in the space below as Attorney XXX for Clear Lake Country Club, Inc.
_____ Title _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date 12/20/96

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

Subscribed and sworn (or affirmed) before me this 20th day of December 19 96

SEAL

Notary Public Deanna L. McMillan

Residing at Jerome, ID

My Commission Expires 8/24/2001

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Patrick D. Brown 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 [Signature]

Address 133 Shoshone St. N., P. O. Box 389, Twin Falls, ID 83303-0389

Date 12/20/96

Last Name Clear Lake Country Club, Inc. Ident. Number 36-04074

Copies White-State, Yellow-Claimant

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED
OCT 18 1994

DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.

in case follow-up is needed.

CHRIS HERNANDEZ

HEPWORTH NUNGFESTER

2. SUBJECT OF INQUIRY:

copies of files: CLEAR LAKE COUNTRY CLUB

5 AT Claims

3 WR files

TF 2:47 P.M.

3. RESPONSE TO INQUIRY:

pull files after on-line search
tally and make master list for file and attach
to 1 file

Hepworth staff person will copy on Friday for
TCW Chris Hernandez 4:05

04-08-1994

^{10⁵⁵} TF Chris - take files to STANDARD PRINTING - NO.
^{11¹⁵} TF " - Jeanie and I w/ copy the files
^{4¹⁰} TF " - your summary was here to p/w 427 cc.

4. IDWR STAFF AND DATE:

F. Hitchcock 04-08-1994

F. HITCHCOCK (A)

Print name and initial

WATER RIGHT CLAIM (Nos.):

AT: A36-04074-04148A-04148B-10154

-10155

WR: 36-08369, -08370, -08704

MICROFILMED

OCT 18 1994

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



MICROFILMED

FEB 05 1993

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLEAR LAKE COUNTRY CLUB RT 4 BOX 225 BUHL ID 83316 (208) 543-4849	02/01/1937	IRRIGATION	03-15 11-15	0.82 CFS	
TOTAL DIVERSION:					0.82 CFS	

Water Source: CLEAR LAKES STREAM

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09S R14E S02 Lot07(NESWSE)

GOODING County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
09S	14E	1	:																7.5
09S	14E	2	:																26.1
09S	14E	11	:	05-08	06-04														13.0
TOTAL ACRES																			46.6

POU County: GOODING

Other Rights: 36-10154

Conditions of Approval:

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

Remarks:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 41 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-10154 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
RIGHT NO. 36-10154 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
IDAHO CODE 42-1416(2).
USE OF THIS RIGHT WITH RIGHT NO. 36-10154 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.82 CFS, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 139.8 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 46.6 ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date:

Verified Date:

Misc:

Water District Number:

Field Inspection Flag:

Presumption Flag: C

Comments:

Date: 10/02/1991 User-ID: WORSTELL Subject: COPIED FROM REMARKS
AMENDED CLAIM 8/30/1990:
THIS CLAIM AND CLAIM A36-10154 LIMITED TO 1.16 CFS (58 TOTAL
ACRES @ 1" PER ACRE). TRANSFERRED ACRES WITHIN ORIGINAL LOTS
CLAIMED TO MORE ACCURATELY REFLECT ACTUAL IRRIGATION.

HHT

MICROFILMED
FEB 05 1993

AJ0749NP
No. R36-04074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 10/28/92
PAGE: 2

Comments: Date: 07/22/1992 User-ID: THORNTON Subject: SEASON OF USE
CHANGED TO STANDARD SEASON OF USE AND REVERIFIED.

Date: 09/21/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/18/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 7/22/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/07/1992 User-ID: CLELLAND Subject: RESPONSE TO NOE
LETTER TO CLAIMANT, EXPLAINED THE EVIDENCE SUPPORTS THE RECOM-
MENDATION.

Date: 10/28/1992 User-ID: THORNTON Subject: CHANGE IN RECOMMENDATION
CORRECTED SOURCE OT CLEAR LAKES (PLURAL) STREAM.

Audit: 10/28/92 THORNTON

MICROFILMED
FEB 05 1993

HHH



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

NOVEMBER 19, 1992 R. KEITH HIGGINSON
Director

JOHN LEMOYNE
901A GRIDLEY ISLAND
HAGERMAN ID 83332

RE: ACRES NOT COVERED IN RECOMMENDATIONS OF 36-04148B, 36-04074
& 36-10154

DEAR JOHN,

THIS LETTER IS IN RESPONSE TO THE YOUR REQUEST FOR ACRES FOUND TO BE WITHOUT WATER RIGHT COVERAGE IN THE RECOMMENDATIONS MADE IN BASIN 36 DIRECTOR'S REPORT. ENCLOSED ARE SOME MAPS TO FURTHER ILLUSTRATE THE FOLLOWING DESCRIPTIONS.

PLANIMETER/EXAM FOUND	89.9 ACRES
ACRES UNDER 36-4148B	-23.0
ACRES UNDER 36-4074	-41.0
ACRES UNDER 36-10154	- 5.6
ADJUSTMENT TO LOT 9	- 0.6 (NON-IRRIGATED AREAS)
	=====
TOTAL	19.7 ACRES REMAINING

THE LEGAL DESCRIPTION OF THE 19.7 ACRES IS:

T09S R14E	SEC 1	NESE	LOT 9	2.2 ACRES
	SEC 1	SESE	LOT 8	3.0 ACRES
	SEC 2	NWSW	LOT 12	11.0 ACRES
	SEC 2	SWSW	LOT 15	3.5 ACRES
				=====
			TOTAL	19.7 ACRES

I THINK THIS IS WHAT YOU WERE LOOKING FOR. IF YOU HAVE ANY QUESTIONS LET ME KNOW.

SINCERELY,

STEVE CLELLAND
SENIOR WATER AGENT

SCC:sc
ENC:

MICROFILMED
FEB 05 1993

VERIFIED BY SW

Water Right Number - R36-04074

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
CLEAR LAKE COUNTRY CLUB1 - RT 4 BOX 225
2 -
3 -
City- BUHL
Phone - 208-543-4849

State- ID Zip- 83316

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
02/01/1937 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CLEAR LAKE STREAM SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 14E 2 NE SW SE 7 (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.820+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.820 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 14E 1 SW SW 15 7.5 01 IRRIGATION (47) GOODING
09S 14E 2 SW SE 7 5.6 01 IRRIGATION (47) GOODING
09S 14E 2 SE SE 9 20.5 01 IRRIGATION (47) GOODING
09S 14E 11 NE NE 5 8.3 01 IRRIGATION (47) GOODING
09S 14E 11 NW NE 6 4.7 01 IRRIGATION (47) GOODING

Total Acres: 46.6

+ - - Diversion Means - CHECK DAM AND GATES, PIPELINE AND SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-10154

+ - - - - Remarks - - - - - +
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 41 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-10154 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
RIGHT NO. 36-10154 IS AN EXPANSION OF THIS RIGHT PURSUANT TOMICROFILMED
FEB 05 1993

Water right number - R36-04074

Prefix Translation: RESEARCH

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

IDAHO CODE 42-1416(2).
USE OF THIS RIGHT WITH RIGHT NO. 36-10154 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.82 CFS, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 139.8 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 46.6 ACRES IN A SINGLE IRRIGATION SEASON.

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

3604074

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

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

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

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

Date: 10/02/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
AMENDED CLAIM 8/30/1990:
ACRES @ 1" PER ACRE). TRANSFERRED ACRES WITHIN ORIGINAL LOTS
Date: 07/22/1992 User Id: THORNTON Subject: SEASON OF USE
CHANGED TO STANDARD SEASON OF USE AND REVERIFIED.
Date: 09/21/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/18/92. CHANGED NOE FLAG FROM BLANK TO A.
Date: 10/07/1992 User Id: CLELLAND Subject: RESPONSE TO NOE
LETTER TO CLAIMANT, EXPLAINED THE EVIDENCE SUPPORTS THE RECOM-

THIS CLAIM AND CLAIM A36-10154 LIMITED TO 1.16 CFS (58 TOTAL
CLAIMED TO MORE ACCURATELY REFLECT ACTUAL IRRIGATION.

CLAIM VERIFIED 7/22/92. DID NOT REVERIFY ANY PART OF CLAIM.
MENDATION.

+ - - Audit Fields - - +
10/07/92 CLELLAND

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/07/1992	Old Judicial District	-
Claim Received Date	- 07/06/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000716	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	- B

MICROFILMED
FEB 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

OCTOBER 7, 1992

R. KEITH HIGGINSON
Director

CLEAR LAKE COUNTRY CLUB
RT 4 BOX 225
BUHL ID 83316

RE: NOTICE OF ERROR IN THE SRBA FOR A36-04148B, A36-04074 &
A36-10154

Dear Mr. Larry Francis,

This letter is in response to the Notice of Error (NOE) you recently filed with IDWR regarding the Director's proposed recommendation of the claim listed above. Your NOE questions the basis for recommending reduced acreage and water rate flows.

Your water rights are based on the beneficial use of water and one is based on the expansion of this beneficial use. After evaluating all the evidence submitted and collected to support these water uses as claimed, the acres and diversion amounts are recommended to reflect the actual and legal uses of the waters described. While there may be additional waters diverted and additional acres being developed for irrigation, no legal appropriation can be shown for this development.

If you still disagree with IDWR's recommendations, you will have an opportunity to file an objection to the Director's Report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process. As part of the objection process, IDWR will work with the claimants to resolve disputed issues, including efforts to obtain additional data which will be made available to the water users.

Sincerely,

Steve Clelland
Senior Water Agent

SCC:sc

MICROFILMED
FEB 05 1993

R PROOF



CVR



MAPS



PHOTOS

MISC

MICROFILMED

15 1993

AUG-24-1992

NOTICE OF ERROR FORM

RECEIVED

SEP 18 1992

Department of Water Resources

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

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

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

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

1. Water right number: *36-04074*
2. Name: *Clear Lake Country Club*
Address: *Rt. 4, Box 225*
Buhl, ID. 83316
Weekday Telephone Number: *543-4847*

MICROFILMED

FEB 05 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

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

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

Amount of land & water allowed.

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

authorize as applied for.

5. Describe why you disagree with the proposed recommendation:

not adequate.

6. Date: *9-17-92*

SIGNATURE

Ray Harris

VERIFIED BY SC

Water Right Number - R36-04074

Prefix Translation:

RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
CLEAR LAKE COUNTRY CLUB

1 - RT 4 BOX 225

2 -

3 -

City- BUHL

State- ID Zip- 83316

Phone - 208-543-4849

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
02/01/1937 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CLEAR LAKE STREAM SNAKE RIVER+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

09S 14E 2 NE SW SE 7 (47) GOODING

+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/01 11/30 0.820+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.820 0.0+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 14E 1 SW SW 15 7.5 01 IRRIGATION (47) GOODING
09S 14E 2 SW SE 7 5.6 01 IRRIGATION (47) GOODING
09S 14E 2 SE SE 9 20.5 01 IRRIGATION (47) GOODING
09S 14E 11 NE NE 5 8.3 01 IRRIGATION (47) GOODING
09S 14E 11 NW NE 6 4.7 01 IRRIGATION (47) GOODING

Total Acres: 46.6

+ - - Diversion Means - CHECK DAM AND GATES, PIPELINE AND SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-10154

+ - - - - - - - - - - - Remarks - - - - - +
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 41 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-10154 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
RIGHT NO. 36-10154 IS AN EXPANSION OF THIS RIGHT PURSUANT TO

MICROFILMED

FEB 05 1993

Water right number - R36-04074

Prefix Translation: RESEARCH

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

IDAHO CODE 42-1416(2).
USE OF THIS RIGHT WITH RIGHT NO. 36-10154 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.82 CFS, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 139.8 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 46.6 ACRES IN A SINGLE IRRIGATION SEASON.

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

3604074

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

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

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

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

Date: 12/02/1991 User Id: CLELLAND Subject: COPIED FROM REMARKS
AMENDED CLAIM 8/30/1990:
ACRES @ 1" PER ACRE). TRANSFERRED ACRES WITHIN ORIGINAL LOTS

THIS CLAIM AND CLAIM A36-10154 LIMITED TO 1.16 CFS (58 TOTAL
CLAIMED TO MORE ACCURATELY REFLECT ACTUAL IRRIGATION.

+ - - Audit Fields - - +
12/02/91 CLELLAND

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 12/02/1991 | Old Judicial District | - |
| Claim Received Date | - 07/06/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S000716 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - C |
| | | | | Notice of Error Flag | - |

MICROFILMED

FEB 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:04:52
09/06/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-04074

| 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 | 6. | R.V.-24 | DB
10-11-90 | R.V.-24 |
| POINT OF DIV | Y | | | N | 1,4,6,5 | 10/2/91 | | 10/2/91 |
| SOURCE | | | | N (Y) | 1,6 | See
12-2-91 | | See
12-2-91 |
| PLACE OF USE | Y | | | N | 1,2,4,5,6 | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | | (Y) | 6 | | | |
| CONSUMPTIVE USE | | | | N (Y) | | | | |
| PURPOSES | | | | N | | | | |
| PERIOD OF USE | | | | N (Y) | 6 | | | |
| BASIS OF CLAIM | Y | | | N | | | | |
| REMARKS | Y | | | (Y) | 6. | | | |

"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.

MICROFILMED
FEB 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:04:52
09/06/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-04074

LAST: CLEAR LAKE COUNTRY CLUB
ADDRESS: RT. 4 BOX 225
CITY: BUHL
PHONE NUMBER: 208-543-4849

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: AMENDED CLAIM 8/30/1990:
THIS CLAIM AND CLAIM A36-10154
ACRES @ 1" PER ACRE).
CLAIMED TO MORE ACCURATE

FIELD EXAMINATION INFORMATION

CONTACT PERSON: MGR - HERRY

DATE OF FIELD EXAM: 8/22/90

ACCOMPANIED BY:

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

10-22-91

- increase in flow rate
claimed over past couple
years. 0.92 → 1.4 → 1.6

⊗ Needs proof of priority —
sent 10/3/91 RVW

- tie to expansion of Diversion R.
A36-10154

this is not a person
known by any one @ Clear Lake
Country Club
see 12-2-91

-4074 C. Club

MICROFILMED

FEB 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:04:52
09/06/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-04074

LAST: CLEAR LAKE COUNTRY CLUB
ADDRESS: RT. 4 BOX 225
CITY: BUHL
PHONE NUMBER: 208-543-4849

FIRST:
STATE: ID ZIP: 83316

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: AMENDED CLAIM 8/30/1990:
THIS CLAIM AND CLAIM A36-10154 LIMITED TO 1.16 CFS (58 TOTAL
ACRES @ 1" PER ACRE). TRANSFERRED ACRES WITHIN ORIGINAL LOTS
CLAIMED TO MORE ACCURATELY REFLECT ACTUAL IRRIGATION.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: MGR - HERRY RANIER

DATE OF FIELD EXAM: 8/22/90

APPOINTMENT MADE: Y() N()

ACCOMPANIED BY: _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

PHONE NUMBER: () -

TIME: 6: A(/) P()

PHONE NUMBER: () -

*this is not a person
known by any one @ clear lake
country club
see 12-2-91*

MICROFILMED
FEB 05 1993

A. AS CLAIM: # A36-04074 PRIORITY DATE: 02-01-1937 STAGE: S
B. WR RECORD: # 36-04074 PRIORITY DATE: 02-01-1937 STAGE:

J

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(☒)
IF YES EXPLAIN.

REMARKS:

*OPR Photo BB 20 shows irrigation in 1974
Earlier claimed priority must still be verified.*

*Based on information submitted here & w/ A36-4/1488, this is about the time
the golf course was put in to use at this site. Possibly irrigated about 40 acres
around 1930 but definitely by 1937 as claimed.*

R.V. 10/2/91

RECOMMENDED PRIORITY DATE:

~~02-01-1937~~ *1974*

2-1-1937

REVIEWED BY

W

DATE

*10/2/91
9/6/90*

See

12-2-1991

MICROFILMED

FEB 05 1993

MICROFILMED
FEB 05 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|---------|
| A36-04074 | 09S | 14E | 2 | NE | SW | SE | 7 | GOODING |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-10663 NONE
A36-10154

WR RECORDS IN SAME 40 ACRE TRACT

36-07859
36-08370
36-08369

SOURCE: CLEAR LAKES STREAM

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|---------|
| 36-04074 | 09S | 14E | 2 | | SE | SE | 9 | GOODING |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

NONE

A36-04149 NONE
A36-11162
A36-10150
A36-10155

SOURCE: CLEAR LAKES STREAM

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER
N

REMARKS:

confirmed with field exam + OPQ

Source is Clear Lake Stream (not clear lakes)

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/1 | 1/4 | LOT | COUNTY |
|------|------|----------|-----|-----|-----|-----|--------|
| --- | --- | <u>4</u> | --- | --- | --- | --- | --- |

SOURCE: CLEAR LAKES STREAM

TRIB: SNAKE RIVER

REVIEWED BY: W

DATE: 4/6/90

Sen

12-2-91

MICROFILMED

FEB 05 1993

A. ROOT WATER RIGHT NUMBERS: A36-04074

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|-------------------------|-------------------|-----------------|-----------------|----------------|------------------|
| 09S | 14E | 1 | SW | SW | 15 | CLEAR LAKE COUNTRY CLUB | A36-04074 / 15.0 | 36-04074 / 8.0 | 17.0 | 11.0 | 15 |
| | | | | | | CLEAR LAKE RANCH INC. | A36-04149 / 12.0 | 36-04149 / 12.0 | | | |
| | | | | | | CLEAR LAKE RANCH INC. | A36-04148A / 11.2 | - / | | | |
| | | | | | | CLEAR LAKE COUNTRY CLUB | A36-04148B / 15.6 | - / | | | |
| | | | | | | CLEAR LAKES RANCH INC. | | 36-04148 / 12.0 | | | |
| | | | | | | CLEAR LAKE RANCH INC. | | 36-08329 / | | | |
| 09S | 14E | 2 | SW | SE | 7 | CLEAR LAKE COUNTRY CLUB | A36-04074 / 2.0 | 36-04074 / 9.0 | 12.0 | | 2 |
| | | | | | | CLEAR LAKE COUNTRY CLUB | A36-10154 / 12.0 | - / | | | |
| | | | | | | CLEAR LAKE COUNTRY CLUB | A36-04148B / 1.8 | - / | | | |
| | | | | | | CLEAR LAKE COUNTRY CLUB | | 36-08369 / | | | |
| 09S | 14E | 2 | SE | SE | 9 | CLEAR LAKE COUNTRY CLUB | A36-04074 / 17.0 | 36-04074 / 9.0 | 33.0 | | 17 |
| | | | | | | CLEAR LAKE COUNTRY CLUB | A36-10155 / | - / | | | |
| | | | | | | CLEAR LAKE RANCH INC. | A36-04149 / 22.0 | 36-04149 / 22.0 | | | |
| | | | | | | CLEAR LAKE RANCH INC. | A36-04148A / 17.5 | - / | | | |
| | | | | | | CLEAR LAKE COUNTRY CLUB | A36-04148B / 23.4 | - / | | | |
| | | | | | | CLEAR LAKE RANCH INC. | A36-10150 / | - / | | | |
| | | | | | | CLEAR LAKE RANCH INC. | | 36-08291 / 17.0 | | | |
| | | | | | | CLEAR LAKE RANCH INC. | | 36-08329 / | | | |
| 09S | 14E | 11 | NE | NE | 5 | CLEAR LAKE COUNTRY CLUB | A36-04074 / 8.0 | 36-04074 / 8.0 | 7.0 | 8.3 | 8 |
| | | | | | | CLEAR LAKE RANCH INC. | A36-04148A / 0.3 | - / | | | |
| | | | | | | CLEAR LAKE COUNTRY CLUB | A36-04148B / 8.8 | - / | | | |
| 09S | 14E | 11 | NW | NE | 6 | CLEAR LAKE COUNTRY CLUB | A36-04074 / 4.0 | 36-04074 / 12.0 | 7.0 | 4.7 | 4 |
| | | | | | | CLEAR LAKE COUNTRY CLUB | A36-04148B / 4.3 | - / | | | |
| TOTAL ACRES | | | | | | | A36-04074 | 46.00 | 46.00 | 76.00 | 46.6 |

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
N

See A36-04148B also
other acres have no water right.
see 12-2-91

this WR combined with 5.6 acres under A36-10154
into a permissible place of use

PP4
7.5
FEB 05 1993

5.6

20.5

8.3

4.7

46.6

PRESUMPTION FLAG:

REMARKS:

transfer within qtr originally claimed - 01c
acres have changed due to golf course change
no acre ↑ on claim

RECOMMENDATIONS:

TOTAL ACRES:

41 / 46.6 P.P.U.

REVIEWED BY:

W

DATE:

9/6/90

See 12-2-91

MICROFILMED
FEB 05 1993

A. AJ CLAIMED USES:

PURPOSES
A36-04074 IRRIGATION

MONTH/DAY *3-1 to 11-30*
FROM ~~02-01~~ TO ~~11-15~~

DIVERSION QUANTITY
1.160 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.160 CFS 184.00 AF/A

B. WR RECORDED USES:

PURPOSES
36-04074 IRRIGATION

MONTH/DAY
FROM 02-01 TO 11-15

DIVERSION QUANTITY
.920 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.920 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)

DATABASE
N
Y
N

FIELD
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:

as explained & claimed in A36-4148 B
season is earlier per affidavits and golf course history file.
~~A36-04074 .92 CFS~~
~~A36-10154 .24 CFS~~
~~1.16 CFS~~
treat as separate

MICROFILMED
FEB 05 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 1.160 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.920 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y N

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

Sonar + Theoretical

SEE ATTACHED CALCULATIONS.

CLEAR LAKE Pump
8-22-90 = 1.04 cfs
10-11-90 = 0.98 cfs

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

OTHER RIGHTS LISTED IN CLAIM: A36-10154

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|--------------------|-------------------------|-----------|----------------|-----------|----------------|
| A36-04074 | CLEAR LAKES STREAM | CLEAR LAKE COUNTRY CLUB | 1.160 | 0.025 | 184.00 | 4.00 |
| A36-04149 | CLEAR LAKES | CLEAR LAKE RANCH INC. | 1.400 | 0.029 | | |
| A36-04148B | SPRINGS | CLEAR LAKE COUNTRY CLUB | 1.500 | 0.016 | 360.00 | 4.00 |
| A36-10154 | CLEAR LAKES STREAM | CLEAR LAKE COUNTRY CLUB | 0.360 | 0.030 | | |

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

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|----------|-------------------------|---------------------|----------|--------|
| A36-10155 | DOMESTIC | CLEAR LAKE COUNTRY CLUB | FROM 01-01 TO 12-31 | .050 CFS | |
| A36-10150 | DOMESTIC | CLEAR LAKE RANCH INC. | FROM 01-01 TO 12-31 | .040 CFS | |

MICROFILMED
FEB 05 1993

MICROFILMED
FEB 05 1993

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 41 x 0.02 CFS/ACRE = 0.82 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(☒) ***

(some in affidavit
no proof...)

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 138.0 AF/A

ACRES 41 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 123 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 184.00 AF/A

ACRES 41 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 164 AF/A

P.P.U.
46.6 x 3 = 139.8 AF
x 4 = 186.4 AF

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☒)

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

NOTES

not correct 12-2-91
SCU

| TO: | AF/A | DATE: |
|---------------|------|--------|
| A36-04148B | 1.5 | 9/7/90 |
| A36-04074 | .92 | |
| A36-10154 | .36 | |
| (102 * ACRES) | | |
| LIMITS = | 2.04 | |

FROM: LW

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|---|---|--|
| IRRIGATION | 03-01 11-15
3 30 | DATABASE EXAMINER
~~1.160~~ ~~0.92~~ | DATABASE EXAMINER
~~184.00~~ ~~0~~ | DATABASE EXAMINER
~~138.0~~ ~~0~~ |
| TOTAL FOR THIS RIGHT | | 1.160 0.82 | | 138.0 |

REVIEWED BY: lw

DATE: 9/6/90

See 12-2-91

K06

K01

F05

E01 (no volume needed)

MICROFILMED
FEB 05 1991

| ACCEPTED
AS CLAIMED | NEEDS
REVIEW |
|------------------------|-----------------|
| () | () |
| () | () |
| () | () |

74
MICROFILMED
FEB 05 1993

ROOT WATER RIGHT NUMBER: 36-04074

EXAMINER

TOTAL DIVERSION RATE OF WR SPLITS

CFS

SPLITS:

CURRENT
CLAIM NUMBERS

DIVERSION RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION RATE

A36-04074

1.160

1

36-04074

0.920

TOTAL CFS

1.160

0.920

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

recommend $\frac{0.82}{0.92}$ cfs

AUTHENTICATION:

SIGNATURE:

DATE: 4/6/90

NAME OF FIELD EXAMINER: TITLE:

TITLE: _____

Steve Clark 12-2-91

1987

T 9 S R 14 E

SEC. 1

SW SW L. 15 7.5

SEC. 2

SE SE L. 9 20.5

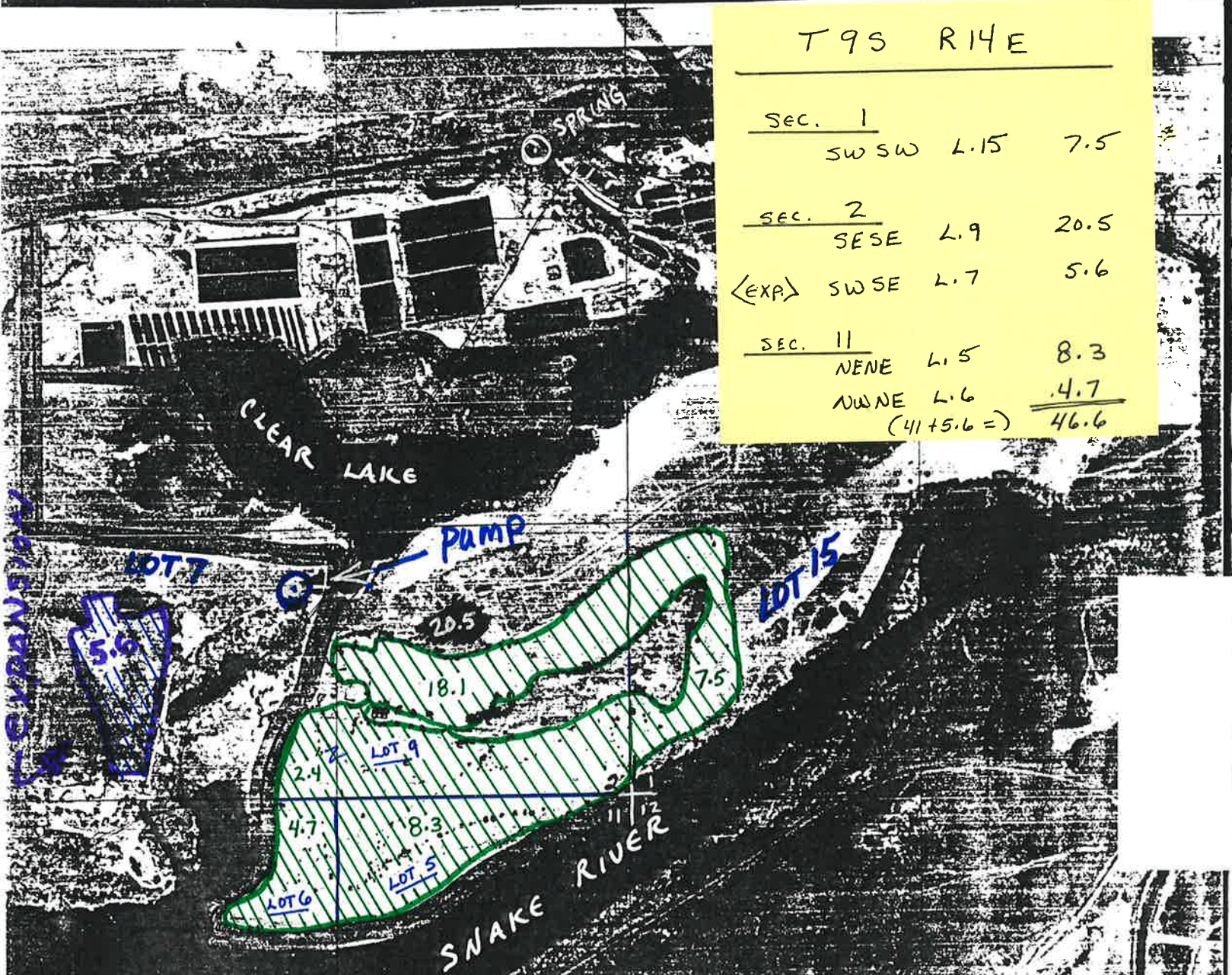
<EXP> SW SE L. 7 5.6

SEC. 11

NENE L. 5 8.3

NW NE L. 6 4.7

(41 + 5.6 =) 46.6



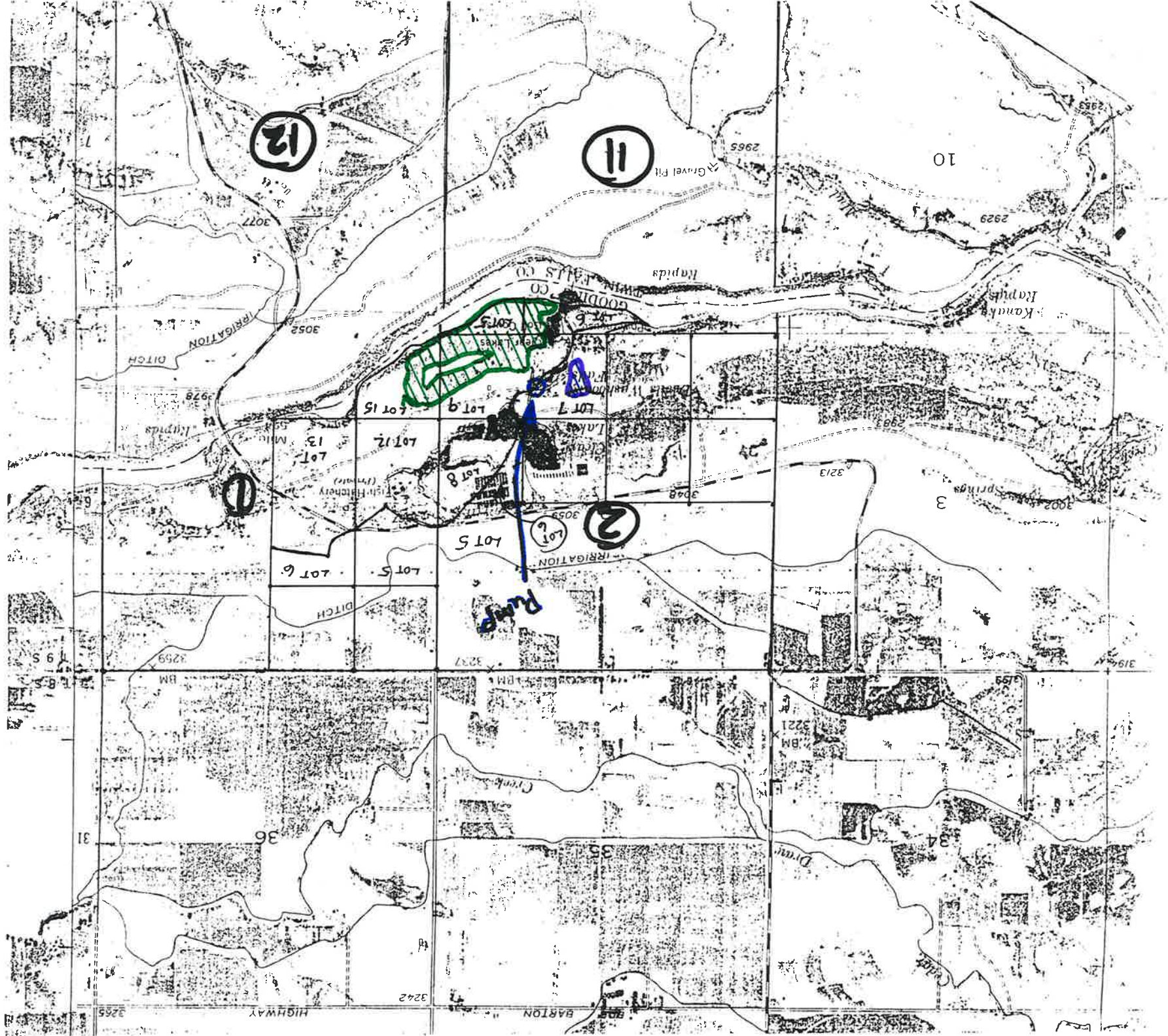
PLANIMETER
ACRES

= 89.9 ACRES

10-11-91 SC

CLAIM A36-04074 INIT SC
T. R. S. Q/Q
P/D 9S 14E 2 NESWSE LOT 7
PHOTO ASCS 16047-417 J-19-1
DT. & ID. 1987

MICROFILMED
FEB 05 1991



CLEAR LAKES COUNTRY CLUB

8/22/90 6AM to 7:30 AM

MODE SELECT
INPUT

OUTER DIAMETER
8.6358 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1870 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
6.472 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

00-00 00:5000 *R
+140.539E 26PH

MODE SELECT
T0 CHECK

0311.4 MMSEC
100.86 % T0 - OK

DAMPING SET
20 SEC

00-00 00:5300 *R
+214.243E 06PM

00-00 00:5400 *R
+001.70 % AI2 - TURBULANCE

LRG PIPE NEXT TO CLUB

CLEAR LAKE
Pump

214.24 GPM
253.34

$$467.58 \div 448.8 = 1.04 \text{ cfs}$$

MODE SELECT
INPUT

OUTER DIAMETER
6.6780 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
.18400 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
4.781 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

00-00 01:0800 *R
+002.70 % AI2 - OK

MODE SELECT
T0 CHECK

0237.5 MMSEC
100.73 % T0 - OK

00-00 01:0900 *R
+253.341E 06PM

SM PIPE NEXT TO CLUB

TOTAL THIS DAY:
COMBINED

214.24
253.34
574.84

$$1042.42 \div 448.8$$

$$= 2.32 \text{ cfs}$$

MODE SELECT
INPUT

OUTER DIAMETER
10.050 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
.10000 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
7.550 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

00-00 01:3100 *R
+650.391E 06PM

ZERO MODE
ZERO OPR

MODE SELECT
T0 CHECK

0372.8 MMSEC
101.29 % T0 - OK

00-00 01:3300 *R
+002.70 % AI2 - OK

00-00 01:3300 *R
+574.838E 06PM

PIPE E. OF CLEAR SPRINGS

(variance in GPM,
due to automatic
sprinkler system
shutting down

SPRING RELIFT

574.84 GPM
 $\div 448.8$

$$= 1.28 \text{ cfs}$$

CLEAR LAKES COUNTRY CLUB
10/11/90 9pm to 10:30 PM

MODE SELECT
INPUT

OUTER DIAMETER
8.63500 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1870 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
6.472 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

10-11 21:4600 *R
+001.80 % AI2

MODE SELECT
T0 CHECK

0310.6 MMSEC
100.63 % T0

10-11 21:4800 *R
+287.683E 00GPM

MODE SELECT
INPUT

OUTER DIAMETER
6.6780 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
.18400 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
4.781 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

10-11 22:0400 *R
+002.80 % AI2

MODE SELECT
T0 CHECK

0237.9 MMSEC
100.89 % T0

10-11 22:0500 *R
+151.370E 00GPM

MODE SELECT
INPUT

OUTER DIAMETER
10.0500 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1000 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
7.550 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

10-11 21:0800 *R
+002.80 % AI2

MODE SELECT
T0 CHECK

0372.9 MMSEC
101.33 % T0

10-11 21:1000 *R
+978.493E 00GPM

10-11 21:1000 *R
+980.070E 00GPM

LRG PIPE NEXT TO CLUB

TOTAL THIS DAY:

287.68
151.37
980.08
1419.13 ÷ 448.8

$s_u = 3.16 \text{ cfs}$

SM PIPE NEXT TO CLUB

CLEAR LAKE
PUMP

287.68 gpm
151.37
439.05 ÷ 448.8

$= 0.98 \text{ cfs}$

PIPE E. OF CLEAR SPRINGS

SPRING RELIFT

980.08 gpm
÷ 448.8

$= 2.18 \text{ cfs}$

MICROFILMED
FEB 05 1993

SONAR MEAS.

3 PIPES highest reading of 2
measurements:

| | |
|-----------------------|---------------|
| LRG PIPE | 287.7 |
| SM PIPE | 253.34 |
| E. PIPE | <u>980.07</u> |
| 1521.1 GPM = 3.39 CFS | |

3 PIPES lowest reading of 2
measurements:

| | |
|-----------------------|---------------|
| LRG PIPE | 214.24 |
| SM PIPE | 151.37 |
| E. PIPE | <u>574.83</u> |
| 940.40 GPM = 2.09 CFS | |

$$\bar{X} = 2.74$$

MICROFILMED

FEB 05 1993

PUMP E. OF CLEAR SPRINGS

A36-10154

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE:

A36-04074

DATE:

8/21/90

BY:

CLW & BW

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times ((60 + 20) \times 0.70)}{[(.....) + (95 \times 2.31)]} = \frac{492.8}{219.45} = 2.25$$

LIFT FROM:
measurement ()
owner ()
area estimate ()
well logs ()

PSI FROM: 90-95
measurement ()
owner ()
estimate ()
owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID / 60 HP 20 HP
US P05P0990096R-1, 8048/P08P072
Pump Make, Serial or ID, rating
BERKLEY

REMARKS 16 heads - 47 GPM + 27 GPM TOTAL FLOW
Est = 800 GPM = 1.78 cfs

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

| (season) | (days) | (.....) X (1.98) X (.....) |
|--------------|--------|----------------------------|
| 3/15 - 11/15 | 246 | |
| 4/1 - 11/1 | 215 | |
| 4/15 - 10/15 | 184 | |
| 3/1 - 12/1 | 276 | |

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

MICROFILMED
FEB 01 1993

PUMP E. OF CLEAR SPRINGS

A36-10154

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: A36-04074

DATE: 8/21/90

BY: LW & BW

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) ((.60 + 20) (0.70))}{[(.....) + (..... 95 \times 2.31)]} = \frac{492.8}{219.45} = 2.25$$

LIFT FROM:

measurement ()

owner ()

area estimate ()

well logs ()

PSI FROM: 90-95

measurement ()

owner ()

estimate ()

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID/

US P05P0990096R-1, 8048/POSPOTZ

Pump Make, Serial or ID, rating

BERKLEY

Booster (Y) (N)

REMARKS

16 heads - 47 GPM + 27 GPM
Est = 800 GPM

TOTAL FLOW

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season) (days)

3/15 - 11/15

246

4/1 - 11/1

215

4/15 - 10/15

184

3/1 - 12/1

276

POTENTIAL = $(.....) \times (1.98) \times (.....)$

(.....)

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =

(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POT

AN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POT

REQUIRED THEN MEASUREMENT IS NECESSARY ()

Spring
Booster

MICROFILMED

FEB 05 1993

CLUBHOUSE PUMPS

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS *****

FILE: A36-10154
 DATE: A36-04074
 BY: 8/21/90
LW + BW

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS
 H.P. = Total Brake Horsepower of pumping plant (including booster) 37 GPM
 EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70) 40HP-12 heads
 TDH = total dynamic head = [(LIFT) + (PSI X 2.31)] 300GPM
 LIFT = depth to water in FEET from land surface to pumping water level 25HP-8 heads
 PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (.40 \times 2.5 \dots) \times (0.70)}{[(\dots) + (\dots 95 \dots \times 2.31)]} = \frac{400.4}{219.45} = 1.825$$

LIFT FROM: measurement ()
 owner ()
 area estimate ()
 well logs ()
 PSI FROM: 95
 measurement ()
 owner ()
 estimate (☒)
 owner gage ()
 Booster (Y) (N)

NOTES ON PUMP:
 Motor Make, Serial or ID
U.S. F-8052-00-030 K192R041 - 25HP Motor
 Pump Make, Serial or ID, rating
2582JT - 40HP Pump

REMARKS

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

| (season) | (days) | |
|--------------|--------|--|
| 3/15 - 11/15 | 246 | POTENTIAL = $\frac{(\dots) \times (1.98) \times (\dots)}{(\dots)}$ |
| 4/1 - 11/1 | 215 | |
| 4/15 - 10/15 | 184 | |
| 3/1 - 12/1 | 276 | |

POTENTIAL = _____

REQUIRED Acre Feet/Acre/Annum = _____
 (AF/Ann/Ac irrigation requirement from chart for area)
 NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()
 IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

Clear Lakes
pumps

MICROFILMED
 FEB 15 1993

* Review of flow Rates on Clear Lake County Canal

12-2-91
SC

Until the expansion in 1988, these two water sources were operated as separate systems. (per George Bush, see memo.) as of this date they are still not fully operated as one system. This review will explain the general flow rates of this system at the time of adjudication and as the system operates today. This review is based on the maps of irrigated land, sonic flow measurements, theoretical calculations and IDWR standard rates of use.

Prior to Expansion 1977 to 1987 —

| | | |
|------------------|---------------------------|------------------------------------|
| SOURCE: | SPRING (36-4148 B) | CLEAR LAKE (36-4074) |
| DELIVERY: | DITCHES to GRAVITY SYSTEM | PIPELINE to SPRINKLER |
| ACRES: | 23.0 | 46.6 |
| STD. RATE: | 0.46 cfs | 0.93 cfs |
| ADDITIONAL FLOW: | maybe some ditch loss | NONE |
| DIVERTED RATE: | UNKNOWN (CLAIMED 1.5 cfs) | (UNKNOWN) (CLAIMED 0.92, 1.4, 1.6) |

$$2 \text{ SOURCE TOTAL} = 1.39 \text{ cfs}$$

$$(41 \text{ Acres} @ 0.02 = 0.82 \text{ cfs})$$

AFTER EXPANSION

IN 1988-1990

| | | |
|----------------|--|---|
| SOURCE: | SPRING | CLEAR LAKE |
| DELIVERY: | PIPELINE to Pump to SPRINKLER (EST. 53) | Pump to SPRINKLERS (EST. 37) |
| ACRES: | UNKNOWN PART OF 90 ACRES | UNKNOWN PART OF 90 ACRES |
| STD. RATE: | 1.80 cfs | 1.80 cfs |
| ADD. FLOW: | NONE | NONE |
| DIVERTED RATE: | SONIC 1.28
SONIC 2.18
THEOR. CALC. 2.25
MEAS. SPRINKLER 1.78 cfs
AVE: = 1.87 cfs | SONIC 1.04
SONIC 0.98
THEOR. CALC. 1.825
AVE: = 1.28 cfs |

MICROFILMED

FEB 05 1993

AVE: TOTAL FLOW 3.15 cfs

AFTER EXPANSION / CURRENT SYSTEM (continued)

AVE. TOTAL FLOW = 3.15 cfs (see p. 1)

SONIC FLOWS - HIGH = 3.16
 - LOW = 2.32
 - AVE = 2.74

Per/Acre rates:

$3.15 \text{ cfs} \div 90 \text{ Acres} = 0.035 \text{ cfs/Ac.}$

$2.74 \text{ cfs} \div 90 \text{ Acres} = 0.030 \text{ cfs/Ac.}$

Acres = Based on the maximum rate above:

Spring water irrigates 53 Acres

Clear Lake water irrigates 37 acres

Basis for final recommendations —

the standard rate for the acres irrigated under both sources, prior to the expansion, is 1.39 cfs. If I assume the spring has a ditch loss of 50%, then $1.39 + 0.46 = 1.85 \text{ cfs}$. This figure is close to the amount standard for use on 90 acres as expanded. However, the system uses almost twice that amount and has increased the original diversion rate to accomplish the change in irrigated acres. At this time (12-2-91) no allowance is being given for the ditch loss from the spring. The ditch no longer exists and no proof given to support an accurate conveyance loss for the system.

MICROFILMED
FEB 05 1993

RECEIVED

CLAIM TO A WATER RIGHT

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Telephone No. 543-4849

(Zip Code)

(1) Date of priority (When was the water first applied to a beneficial use)

Feb., 1, 1937

Snake River

(Both dates inclusive)
(Mo., Day) (Mo., Day)

To Nov 15

16
T-

To

10
T-10
T=

TOTAL QUANTITY USED.

Gooding

(b) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location

[illegible]

No of acres

8) If water is used for other than irrigation, fully describe that use, being as specific as possible.

NOTE Include here the type and number of stock watercraft if you are obtaining water.

(7) If you are claiming water as a member of an organization, list name of organization

MICROFILMED

FEB 05 1993

11

Scale: 2 inches equal 1 mile

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

County of Twin Falls

Sworn to before me this 29th day of

Sub Country Club of Long Beach
(Claimant)
June 1979

June

1979

Loren C. Halmer
Notary Public
Residing at Twin Falls, ID

Notary Public

Residing at Twine Falls, Va.

My commission expires *6/1/80*

Received by *12/21* Date *8-29-77*
 Prelim check by *JP* Date *8-29-77*
 \$20.00 fee received by *Monaghan* Date *8-29-77*
 Published in *Gooding Co. leader*
 Dates *7/26/77* *7/27/77*

Description filed by

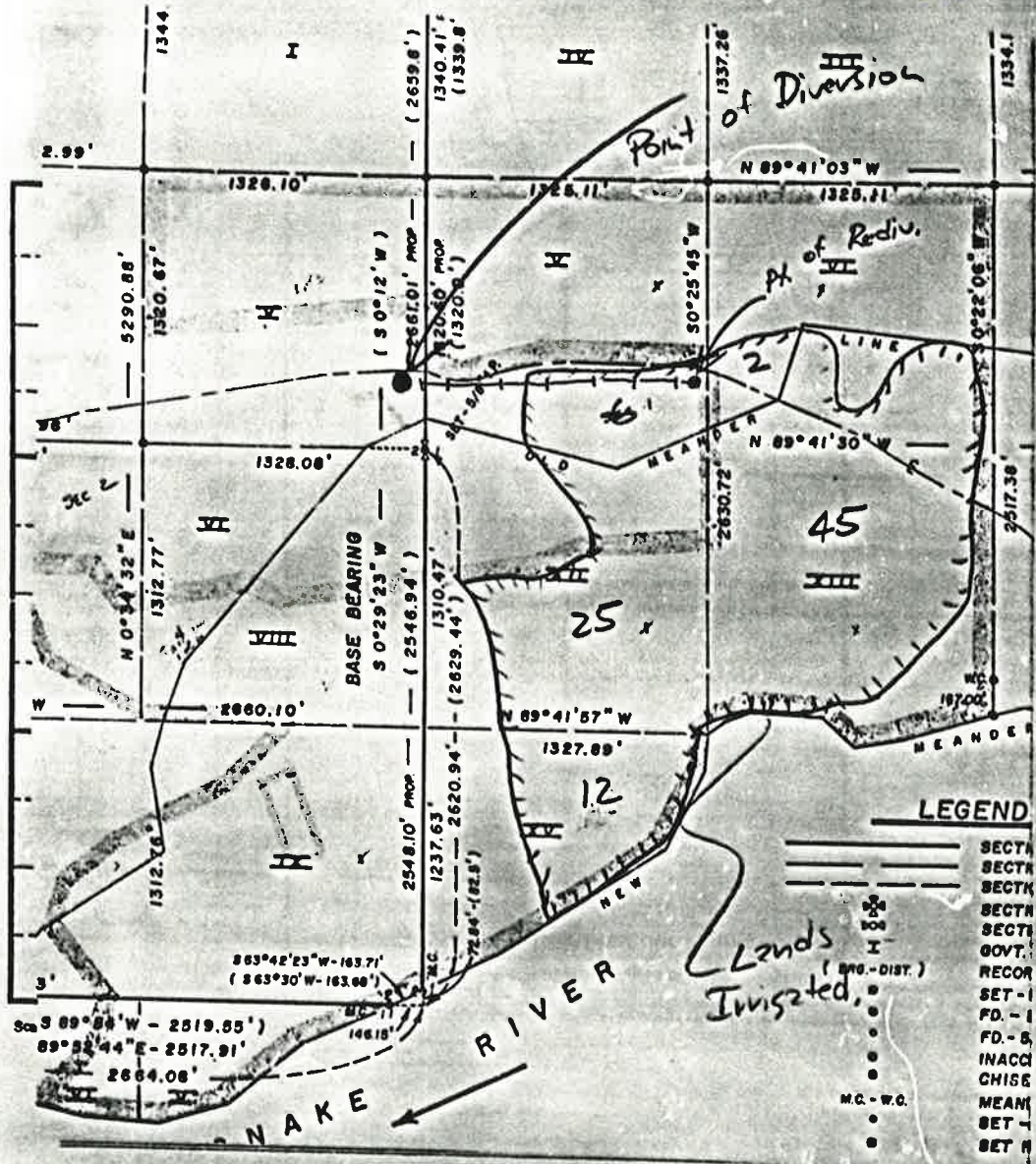
I wanted to
claimant by

Date _____

MICROFILME
FEB 05 1993

FEB 05 1993

36-04148



LEGEND

- SECTN
- SECTN
- SECTN
- SECTN
- SECTN
- GOVT.
- RECOR.
- SET - 1
- FD - 1
- FD - 5
- INACC.
- CHISE
- MEAN
- SET - 1
- SET - 1

State of Idaho)
County of Twin Falls) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 2 day of June, 1987.
Chas. Lake Ranch, Inc., by Aring Brual
(Claimant) Vice President

Loren O. Halpern
Notary Public
Residing at Twin Falls, ID

My commission expires 3/24/1993

FOR DEPARTMENT USE ONLY

Received by ADA Date 6/2/87
Prelim. check by JEH/ptm Date 6-5-87
\$30.00 fee received by None Date
Published in Gooding Co. Leader
Date 8/5 7/12/87

Exception filed by: _____ Date _____
Forwarded to claimant by: _____ Date _____

MICROFILMED
FEB 05 1993

36-04148
before Amendment



sect n, township and range of the public land survey system.

divisions,

State of Idaho

County of

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 4 day of August

Clear Lake Ranch Inc. (Claimant) *Don Brund*
Vice President of Corp.

Mary A. Hill
Notary Public
Residing at Twin Falls, Id. 83301

My commission expires *life*

FOR DEPARTMENT USE ONLY

Received by *ADM* Date *8/4/82* Exception filed by:
Prelim. check by *PS* Date *8-5-82*
\$26.00 fee received by *Mary A. Hill* Date *8/15/82* \$ 20900
Published in *Idaho Co. Ledger*
Dates *7/8/82 + 8/18/82*

Forwarded to claimant by: *MICROFILMED*
FEB 65

934 4841 - Recorder
phone 934-5666

CONVERSATION MEMORANDUM

NAME OF PARTY Gooding Co Recorder's Office
EMPLOYEE: R.V. Werstell Assessor's Office DATE 10/2/1991
FILE 36-04074

RE: Glenna of

1979

Glenna of Assessor's Office (born 1932)
Remembered "it has always been there" as
she recalled.

Alberta Sites of Recorder's Office could find no
records of Irrigation under Buhl Country Club
or Clear Lake Country Club.

MICROFILMED
MICROFILMED
FEB 05 1993
FEB 05 1993