

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: A36-04260A
Date Received: 8/22/1988
Receipt No: S001631
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TERRY LEE JOHNSON 208-734-6051
Address: P.O. BOX X
TWIN FALLS, ID 83301
OR
Name: SPORTSMAN'S RIVER RESORT 208-734-6051
Address: P.O. BOX X
TWIN FALLS, ID 83301
OR
Name: CAROLYN H. JOHNSON
Address: TWIN FALLS, ID 83301

2. Date of Priority: DEC 10, 1901

3. Source: SPRINGS Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	14E	6	SE	SE	SE		GOODING

5. Description of diverting works:
DITCH AND PIPELINE. SEE ATTACHMENT 'A' FOR DETAILS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.200		
IRRIGATION	01/31	11/30	0.120		
COMMERCIAL	01/01	12/31	0.100		

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

8. Total consumptive use is 12.0 Acre Feet Per Annum.

9. Non-irrigation uses:

D/ AND C/ TRAILER CT., MOTEL, CAFE, DOCK FACILITIES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	14E	7	SE	NE	5	IRR	4.0
			SE	NE	5	DOMEST	
			SE	NE	5	COMMER	
						Section Acres	4.0
						Total Acres	4.0

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:

CLAIM IS A PORTION OF 10.5 CFS ORIGINALLY LICENSED.
USES ARE 40 SPACE TRAILER COURT, 7 UNIT MOTEL, 1 RESTAURANT,
AND 13 SUBDIVISION LOTS. OWNERSHIP INCLUDES ALL EXCEPT
BURDEN SUBD.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 13

For Individuals:

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

Signature of Claimant(s): *Tracy Lee Johnson* Date: 9-20-88
_____ Date: _____

State of Idaho

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day

of September 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

Instrument No 345080

DEFINITION AND LIMITATION OF WATER RIGHT

WHEREAS, by deed dated November 19, 1927, and recorded December 2, 1927

in Book 6 of Deeds, page 590, records of Gooding County, Idaho Power Company is the owner of certain lands in Gooding County upon which rise certain waters and springs, including those known as Bickel Springs, which said deed contains the exception of "all waters heretofore lawfully appropriated and used by Dwight E Stacy and his predecessors in interest on lands across Snake River for irrigation and domestic uses," said lands referred to being in Twin Falls County, State of Idaho; and

WHEREAS said water right has never been defined or limited of record;

NOW THEREFORE IT IS STIPULATED:

1. That the point of diversion of said waters is in Lot 8, of Section 6, Township 8 South, Range 14 East, Boise Meridian, at the intake of a ditch and pipe line, approximately located North 11° 27' West 344.7 feet from meander corner on or near the north bank of Snake River, in Gooding County; that the land upon which said waters are and have been used are located across Snake River, and comprise what is known as the Stacy Ranch, consisting of Lots 10 and 11 of Section 6, and Lots 2, 3 and 5 and the Northeast Quarter of the Northwest Quarter (NE 1/4 NW 1/4) of Section 7, Township 8 South, Range 14 East, and Lot 10 of Section 1, Township 8 South, Range 13 East, Boise Meridian, in Twin Falls County, Idaho; that said water is conveyed from the point of diversion by means of a pipe line and ditches to and across Snake River to the lands upon which the same are used.

quantity of water heretofore diverted, appropriated and used

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including all rights as the successor under that certain water notice by Maranda A Herron dated December 10, 1901, and recorded in Book A of Water Rights, page 412, Records of Gooding County, are hereby defined as and limited to ten and one-half cubic feet per second (10.5 cfs) of said waters, at the said point of diversion and intake, for irrigation and domestic use on the lands aforesaid.

IN WITNESS WHEREOF, the parties hereto, for themselves and their successors and assigns, have executed this stipulation defining and limiting said water right, this 21st day of October, 1944.

Witness:

S T Hamilton
Attorney for Stacys

Dwight E Stacy
Dwight E Stacy
Stennece Stacy
Stennece Stacy

Husband and Wife

IDAHO POWER COMPANY

By C J Strike
C J Strike, President

STATE OF IDAHO,)
COUNTY OF Twin Falls) ss.

On this 21st day of October, in the year A D 1944, before me, the undersigned, a Notary Public in and for said State, personally appeared DWIGHT E STACY and STENNECE STACY, husband and wife, 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.

{ S T Hamilton, Notary Public }
State of Idaho

S T Hamilton
Notary Public.

RECORDED
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STATE OF IDAHO,)
) ss.
COUNTY OF ADA.)

On this 27th day of October, in the year A D 1944, before me GEO H PETERSEN, a Notary Public in and for said State, personally appeared C J STRIKE, known to me to be the President of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

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

(Geo H Petersen, Notary Public)
(State of Idaho)

Geo H Petersen
Notary Public,
Residing at Boise, Idaho

(NOTARIAL SEAL)

Filed for record at the request of S T Hamilton at 9:00 A M on Nov 22, 1944.

Fee 1.20 Paid

C A Bulles

DO

Recorder

M

FEB 02 1993

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WATER RIGHT AGREEMENT

THIS AGREEMENT Made this 14th day of December, 1959, between BRAILSFORD BROTHERS, INC an Idaho corporation, party of the first part, hereinafter called Brailsford, and MARVIN R BURDEN and JOSEPHINE IVY BURDEN, husband and wife, party of the second part, hereinafter called Burden,

WITNESSETH:

That heretofore under date of September 12, 1949, Brailsford Bros a co-partnership which was the predecessor in interest of the above named Brailsford Brothers Inc conveyed to Minnie Fait Linzy the property in Twin Falls County hereinafter described as Parcel 1, which said Deed was recorded in the office of the Twin Falls County Recorder in Book 159 of Deeds at Page 214.

That said Deed by its terms provided that said land in Parcel 1 should have a water right pro rata based on acreage the same as other lands owned by the grantors in Sections 6 and 7, Township 8 South, Range 14 East, Boise Meridian, and Section 1, Township 8 South, Range 13 East, Boise Meridian, and to a parcel 200 feet by 200 feet in Lot 5 in Section 7, subject however to the duty of the grantee in said Deed to bear a proportionate share of the cost of the upkeep, maintenance, operation, and replacement of the pipe lines through which water for all of said lands is transmitted. Burden is now the owner of said lands conveyed to Minnie Fait Linzy and is also the owner of said 200 foot by 200 foot parcel in Lot 5 of said Section 7, which said parcel is hereinafter described as Parcel 2.

Burden is now buying from Brailsford an additional part of said Lot 5 being that part of said Lot 5 being

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FEB 02 1993

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execution of this warranty deed and by the party or parties of the second part (hereinafter referred to as parties of the second part) by his or their acceptance of this warranty deed that the parties of the first part have heretofore caused a plat of Burdens Lodge Sub-Division to be filed in Twin Falls County, Idaho and that the parties of the first part have conveyed and intend to convey all of the lots within said Sub-Division by deeds containing restrictive covenants on the part of the purchasers therein, identical to the restrictive covenants contained herein to the benefit of each and all of the purchasers of such lots whether they shall be or become such before or after the date hereof and their respective heirs and assigns.

The party of the second part as to the above described property intends to bind all persons in whom said property shall for the time being, be invested but not so as to be personally liable under this contract after he has parted with the said lot for himself, his heirs and assigns hereby covenants with the parties of the first part and their assigns as follows: The party of the second part agrees not to erect or suffer to be erected upon said land any dwelling house at a cost of less than \$2000.00 such cost to be calculated upon the net cost of labor and material alone estimated at current prices.

The party of the second part agrees to discharge all sewage into a septic tank with field type drain without running or causing the same to run into the river.

It is understood and agreed that the party of the second part is not being conveyed any irrigation water as an appurtenance to said land, but shall have the right to cut into or take off a 1/2 inch water line for every 100 feet of river front property from a

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domestic water line situate 25 feet west of and outside of the front line of the estate, the parties of the first part agreeing, however, to place a tap every 100 feet on said line for this purpose.

The parties of the first part agree to operate and manage said domestic water line and to deliver water at each tap except that it is understood and agreed that during the season that the water is delivered there will be times that the water will be cut off for maintenance purposes and that there will be, from time to time, variation of pressure of the water in said pipe line and that the flow of water from time to time may be interrupted by acts of God or other causes beyond the control of the parties of the first part their heirs and assigns.

The parties of the first part agree to deliver said domestic water supply to each tap above described in consideration for which the party of the second part agrees to pay to the parties of the first part a part of the cost of the maintenance operation and replacement of said domestic water line, which part shall be equal to the same proportion that the amount of the party of the second parts water flowing through said line bears to the total water, said charges to be paid as the same are incurred.

The parties of the first part grant unto the parties of the second part an easement and right to use certain dock facilities for the purpose of loading and unloading boats and other water paraphernalia, together with an easement and right of way across lands of the parties of the first part for the purpose of conveying said boats, motor vehicles, boat trailers etc from public roads and the lands above described to said dock facilities which dock facilities are on the river frontage of the following described real estate situate in Twin Falls County, State of Idaho, to-wit:

Commencing at the Southeast corner of Section 7, Township 8 South, Range 14 EBM and

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The water rights appurtenant to all of the lands hereinabove mentioned consist of rights to take water from a certain spring on the north side of Snake River to transmit the same across the river in a pipe line and through various pipes to the several places of use of said water for domestic and agricultural purposes. In order to simplify the division and distribution of said water between them, the parties have agreed as follows:

1. That Burden upon the purchase of Parcel 3 from Brailsford shall have a total water right of 20 miners inches appurtenant to and for domestic and agricultural use on Parcels 1, 2, and 3, which water right shall be out of said spring and through said pipe line system and shall be held by Burden in lieu of all other rights for water on said lands out of such spring or through said pipe line system.

2. That Brailsford will manage and operate said pipe line system and deliver said 20 inches of water to Burden at the point where said pipe line system now enters the western boundary of Burden's property; that said water shall be delivered in the manner and at the times substantially the same as has been done in the past.

3. It is understood and agreed that during the season that water is delivered, there will be times that the water will be cut off for maintenance purposes and that there will, from time to time, be variations in pressure of the water in said pipe line and that the flow of water may, from time to time, be interrupted by acts of God or other causes beyond Brailsford's control.

4. It is further agreed that Burden will pay to Brailsford a part of the cost of the future upkeep, maintenance, operation, and replacement of that part of the pipe line system which carries the joint water of both parties or Burden's water alone, which part shall be equal to the same proportion that the amount of Burden's water flowing through said pipes bears to the total water, and that such charges shall be paid by Burden to Brailsford as

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are incurred, and that disbursements are

At any time any such charges remain unpaid.

5. Either party to this Agreement shall at all times have the right to install and maintain measuring devices at proper points on said pipe line system for the accurate measurement of water pursuant to this Agreement.

6. It is agreed that the term "inch of water" as used herein shall mean a flow of 150 of a cubic foot of water per second of time.

The agreements and covenants herein made shall be binding upon the heirs, devisees, personal representatives, successors and assigns of the parties hereto and shall in respect to Parcels 1, 2 and 3 be deemed a covenant running with the land and to the extent necessary to give full effect hereto this agreement shall in all respects be deemed a grant, transfer, and conveyance of water rights between the parties.

The parcels of land hereinabove referred to are as follows:

PARCEL 1

Commencing at the Southeast corner of Section 7, Township 8 South, Range 14 EBM and proceed North along the east section line of Section 7, Township 8 South, Range 14 EBM, a distance of 2481.6 feet to the meander corner of the West side of the Snake River;

Thence North 65° 12' West a distance of 414.2 feet to a point;

Thence North 39° 06' West a distance of 695.4 feet to a point;

Thence North 50° 54' East a distance of 200.0 feet to the real point of beginning;

Thence South 39° 06' East a distance of 9.0 feet to a point;

Thence North 54° 22' East a distance of 214.6 feet to a point;

Thence North 31° 00' West a distance of 15.4 feet to a meander corner west side of the Snake River;

Thence North 32° 30' West a distance of 279.1 feet to a point on meander line;

Thence South 50°42' East a distance of 68.0 feet to a point;
Thence North 50°54' East 214.9 feet to a point;
Thence South 39°06' East 200.00 feet to real point of beginning.

PARCEL 2

AND that portion of Lot 5 in Section 7, Township 8 South, Range 14 EBM, described as follows: Beginning at a point on the North right-of-way boundary of US Highway 30, from which the meander corner of Sections 7 and 8, Township 8 South, Range 14 EBM, bears South 50°02' East 974 feet distant; Thence North 50°36' East 200 feet;
Thence North 39°24' West 200 feet;
Thence South 50°36' West 200 feet to the highway right-of-way;
Thence South 39°24' East 200 feet along the highway right-of-way to the place of beginning, all in Twin Falls County, Idaho.

PARCEL 3

All of that portion of Lot 5 of Section 7, Township 8 South, Range 14 East, Boise Meridian, lying anywise South and West of Snake River as it traverses said Lot 5 and lying anywise North or East of U S Highway No 30 as it traverses said Lot 5 and lying anywise South or East of Parcels 1 and 2 above described. Excepting and excluding from said Parcel 3 certain lands heretofore conveyed by Brailsford to the State of Idaho for highway purposes.

IN WITNESS WHEREOF Brailsford Brothers Inc has caused these presents to be executed by its President and Secretary and its corporate seal to be hereunto affixed and Burden has hereunto set his hand and seal all on the date first hereinabove written.

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A 36-042604

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 A36-04260 A
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

Terry Lee & Carolyn H. Johnson, dba,
1. Name of Claimant (s) Sportsman's River Resort Phone (208) 734-6051
Mailing Address P.O. Box X, Twin Falls, Id. Zip 83303-0080

2. Date of Priority (Only one (1) per claim) December 10, 1901

3. Source of water supply (a) Bickel
which is tributary to (b) Snake River

4. Location of point of diversion is: Township 8 South Range 14 East
Section 6 , SE 1/4 of SE 1/4 of SE 1/4 , Govt. Lot 8 , B.M.,
County of Gooding

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. See attachment "A". The intake of
a ditch and pipeline, approximately located North 11° 27" West 344.7
feet from Meander Corner on or near the North bank of the Snake River in
Gooding County, State of Idaho.

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive)
For Domestic purposes from 1-1 to 12-31 amount .2 (cfs)

For Irrigation purposes from 1-31 to 11-30 amount .2

7. Total quantity claimed .4 (cfs) (20 miners inches) 10

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) Trailer Court, Motel, Restaurant, Dock facilities

1 Restaurant, 1 Dock facility, 40 trailer and R.V. spots, 7 motel units

Sub division Lots.

Copies: White-State, Yellow-Claimant

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10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
8 S	14E	7											~~S~~					

11. In which county (ies) are lands listed above as place of use located? Twin Falls

4 Acres

12. 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.

Except Burden Subdivision

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks: See attachment "A"

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

Decree _____ Contract XX

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 ✓ 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) Judy Lee Johnson Date 8-5-88

Date _____

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

_____ Title
of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____

County of Twin Falls)
_____) SS.

Subscribed and sworn (or affirmed) before me this 5th day of August, 19 88

SEAL

Notary Public Judy A. Gann

Residing at Buhl

My Commission Expires 1991 FEB 02 1993

Last Name _____ Ident No. A36-04260 A Copies White-State, Yellow-Claimant



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 3, 1990

A36-04260A
Terry Lee Johnson &/or Carolyn H. Johnson
P.O. Box X
Twin Falls, ID 83303

RECEIVED

OCT 10 1990

Department of Water Resources
Southern Region Office

Dear Claimant(s):

In the past you submitted the claim(s) identified with the number(s) shown above your name and address at the top of this letter. You indicated on the claim(s) that the basis for establishing the water right(s) was Beneficial Use, meaning the water right was not previously confirmed by a decree, water right license or permit before you filed the claim(s).

The purpose of this letter is to request evidence supporting the priority date(s) you have claimed. The enclosed pamphlet describes what this means. While I encourage you to read all of the pamphlet, I direct your attention to the right-hand half of the pamphlet after you open it. There you will find two sections: What Kind of Evidence is Required, and Some Examples of Documents which May Be Evidence of the Priority Date. These sections tell you what must be submitted. The other sections tell you why the evidence is necessary and what the consequences of not submitting the evidence could be.

Please submit the requested evidence by November 1, 1990. When returning to the Department please reference all documents with the claim(s) identification number(s) listed above.

If you have questions not addressed by the pamphlet or need other technical assistance, please feel free to contact this office. For advice on your water right(s), please contact your attorney.

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

Enclosure

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BLAINE COUNTY

Miranda A. Herron of Ogden, County of Boone State of Iowa
 from
 Snake River
 has, this 10th day of December, 1901, appropriated and hereby
 claims the use of the waters of Twin Springs to the extent of ^{one hundred} (100) cubic feet per second,
 flowing at the point of intended diversion, which said point of intended diversion

is particularly described as follows, to-wit: About two hundred
 feet from Snake River and on S E 1/4 Sec 6, T 3 S R 14 E and on
 County of Blaine State of Idaho. That the special purpose or purposes
 for which said water is claimed irrigation and Power Plant. The
 place of its intended use is South of Snake River in Blaine Co. Idaho.
 That the general course of the proposed canal or conduit is North
 of West and East of South That the length of said proposed canal or
 conduit is seven miles. Four miles of the above canal is to be North of
 West and is to be used for irrigating land on Sec. 6 and 7 T 3 S
 R 14 E and land in the vicinity of Salmon Falls and Snake River
 Three miles the above canal is to run East of South and to be used
 for irrigating land in Sec. 7-8 and 17 T 3 S R 14 E.

A copy of this notice was duly posted at or near the point of intended
 diversion on the 10th day of December, 1901. Likewise may be found at Austin
 County of Blaine, State of Idaho, this 10th day of December, 1901.

Miranda A. Herron Appropiator & Claimant

State of Idaho) Appeared before me Miranda A. Herron of Ogden
 County of Blaine County of Boone State of Iowa being first duly sworn
 deposes and says that she is of lawful age and that she is the
 appropriator and claimant of the water right described in the within
 and foregoing notice and whose name is subscribed thereto. That the
 statements in said notice are true, and that the original notice, of which the
 foregoing is a true copy was posted in a conspicuous place at or near
 the point of intended diversion at 10th o'clock A.M., the 10th day of December 1901.

Miranda A. Herron

Subscribed and sworn to before me, this 10 day of December 1901.

W. J. Austin Justice Peace. Austin Blaine Co Idaho

Salmon Falls Precinct.

Filed at Blaine Idaho December 10 1901 at 11 AM A. T. M. Motion Records

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THIS INDENTURE, Made this 19th day of November, 1927, between Paul S. A. Bickel Anna G. Bickel, his wife of Gooding County, State of Idaho, the parties of the first part, and Idaho Power Company, incorporated under the laws of the State of Maine and authorized to do business in the 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 (\$10.00) Dollars, lawful money of the United States, and other valuable considerations then paid by the said party of the second part, the receipt whereof is hereby acknowledged, do, by these presents, grant, bargain, sell, convey and confirm unto the said party of the second part, and to its successors --and assigns forever, certain real property Sections Five (5), Six (6), Seven (7) and Eight (8), Township Eight (8) South, of Range fifteen (15) East, Boise Meridian, in Gooding County, Idaho, more particularly described follows, to-wit:

In the SW $\frac{1}{4}$ SW $\frac{1}{4}$, said Section 5: Beginning at the SW corner of said Section 5; thence north on the west line of said Section 5 to a point 100 feet north of the precipice of the upper Rim Rock of Snake River Canyon; thence southeasterly paralleling the said rim rock at a distance of 100 feet to a point 100 feet east of the intersection of the south line of said section 5 with the precipice of the upper rim rock of Snake River Canyon; thence west along the south line of said section 5 to the point of beginning.

In Lot Eight (8), said Section Six (6): Beginning at the Southeast corner of said Lot 8, being the corner common to said Section 5, 6, 7, and 8; thence north on the east boundary line of said Lot 8 to a point 100 feet north of the precipice of the upper rim rock of Snake River Canyon; thence northwesterly paralleling the said rim rock at a distance of 100 feet to the strip of land in said Lot 8 granted by the grantors herein to the Twin Falls North Side Land and Water Company by deed dated January 17, 1912, and recorded in Book J of Deeds, at page 331, in the Records of Gooding County, Idaho, and by said Company and its successor occupied with a ditch to convey waste water to Snake River; thence southeasterly along the southern boundary of said strip of land to its intersection with Snake River and thence continuing to the thread of said stream; thence southeasterly following the thread of Snake River up stream to its intersection with the south line of said Lot 8; thence east along the south boundary of said Lot 8 to the place of beginning.

Lot One (1) of said Section Seven (7).

In Lot One (1), said Section Eight (8): All that portion of said Lot 1 lying south west of a line described as follows: Beginning at a point on the north line of said Lot 8, which is 100 feet east of the intersection of said north line with the upper Rim Rock of Snake River Canyon; thence southeasterly paralleling the said Rim Rock at a distance of 100 feet to a point 100 feet north of the intersection of the east line of Lot 8 with the upper Rim Rock of Snake River Canyon.

In the NE $\frac{1}{4}$ NW $\frac{1}{4}$, said Section Eight (8): All that portion of the said NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying east and west of a line described as follows: Beginning at a point on the west line of said Section 8 which is 100 feet north of the intersection of said line with the upper Rim Rock of Snake River Canyon; thence southeasterly paralleling said Rim Rock at a distance

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of 100 feet to a point on the south line of said subdivision which is 100 feet east of the intersection of said south with the upper Rim Rock of Snake River Canyon.

Together with all waters thereon, or which may be developed thereon and all water rights appurtenant thereto.

Excepting all waters heretofore lawfully appropriated and used by Dwight E. Stacy and his predecessors in interest on lands across Snake River for irrigation and domestic use.

Together with a right of way for pole line and electric conduits, described as follows: Beginning at the corner common to Sections 5, 6, 7 and 8, in said township and range, and running north one-quarter mile.

Together with an easement or right of way for road described as follows: Commencing at the 40-corner in the east boundary of said Section 6, which said corner is the northeast corner of Lot 8 of said section; thence west along the north boundary line of said lot to the upper Rim Rock of the Snake River Canyon; thence southeasterly along the line of an old roadway or grade formerly used over said Lot 8 to the premises above conveyed but the easement or right of way herein granted shall not be exclusive against the grantors, their heirs or assigns.

Together with all and singular the tenements, hereditaments and appurtenances to said conveyed premises belonging and in any wise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to its successors and assigns forever.

And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, its successors -- and assigns, against the said parties of the first part and their heirs, and against all and every person and persons whosoever lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

WITNESSES: S. T. Hamilton

Paul S. A. Bickel (SEAL)

STATE OF IDAHO,)
County of Twin Falls,) SS.

Anna C. Bickel (SEAL)

On this 19th day of November, 1927, before me, S. T. Hamilton, a Notary Public in and for said state, personally appeared Paul S. A. Bickel and Anna C. Bickel, his wife, known to me to be the persons whose names are subscribed to the foregoing 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.

(NOTARY SEAL)

S. T. Hamilton, Notary Public
for Idaho, Residing at Twin Falls, Idaho.

Filed for record at the request of Security Title & Trust Co. at 3:55 o'clock P.M. Dec.
1927.
Page 9, 10

Myrtle P. Enking, Ex-officio Recorder.

By S. W. Miller, Deputy.

|||||||

NOT RECORDED
FEB 02 1993

LIMITATION AND LIMITATION OF WATER RIGHT

WHEREAS, by deed dated November 19, 1927, and recorded December 2, 1927 in Book 6 of Deeds, page 590, records of Gooding County, Idaho Power Company is the owner of certain lands in Gooding County upon which rise certain waters and springs, including those known as Bickel Springs, which said deed contains the exception of "all waters heretofore lawfully appropriated and used by Dwight E Stacy and his predecessors in interest on lands across Snake River for irrigation and domestic uses;" said lands referred to being in Twin Falls County, State of Idaho; and

WHEREAS said water right has never been defined or limited of record;

NOW THEREFORE IT IS STIPULATED:

1. That the point of diversion of said waters is in Lot 8, of Section 6, Township 8 South, Range 14 East, Boise Meridian, at the intake of a ditch and pipe line, approximately located North 11° 27' East 344.7 feet from meander corner on or near the north bank of Snake River, in Gooding County; that the land upon which said waters are and have been used are located across Snake River, and comprise what is known as the Stacy Ranch, consisting of Lots 10 and 11 of Section 6, and Lots 2, 3 and 5 and the Northeast Quarter of the Northwest Quarter (NE¹/₄) of Section 7, Township 8 South, Range 14 East, and Lot 10 of Section 1, Township 8 South, Range 13 East, Boise Meridian, in Twin Falls County, Idaho; that said water is conveyed from the point of diversion by means of a pipe line and ditches to and across Snake River to the lands upon which the same are used.
2. That the quantity of water heretofore diverted, appropriated and used by the said Dwight E Stacy and his predecessors, and the right to the use of said waters, including all rights as the successor under that certain water notice by Harbada A Herron, dated December 10, 1901, and recorded in Book 4 of Water Rights, page 412, Records of Gooding County, are hereby defined as and limited to ten and one-half cubic feet per second (10.5 cfs) of said waters, at the said point of diversion and intake, for irrigation and domestic use on the lands aforesaid.

IN WITNESS WHEREOF, the parties hereto, for themselves and their successors and assigns, have executed this stipulation defining and limiting said water right, this 21st day of October, 1944.

Witness:

S T Hamilton
Attorney for Stacys

Dwight E Stacy
Dwight E Stacy
Stennene Stacy
Stennene Stacy

Husband and Wife

IDAHO POWER COMPANY

By C J Strike
C J Strike, President

State of Idaho,)
COUNTY of Twin Falls) ss.

On this 21st day of October, in the year A D 1944, before me, the undersigned, a Notary Public in and for said State, personally appeared DWIGHT E STACY and STENNENE STACY, husband and wife, 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.

S T Hamilton, Notary Public
State of Idaho
(Notary Seal)

S T Hamilton
Notary Public.
Residing at Twin Falls, Idaho.

MICROFILMED
FEB 02 1993

TWIN FALLS COUNTY, IDAHO

539

STATE OF IDAHO,)
COUNTY OF ALTA.) ss.

On this 27th day of October, in the year A D 1944, before me GEO H PETERSEN, a Notary Public in and for said State, personally appeared C J STARK, known to me to be the President of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

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

(Geo H Petersen, Notary Public)
(State of Idaho)

Geo H Petersen
Notary Public,
Residing at Boise, Idaho

(NOTARIAL SEAL)

Filed for record at the request of S T Hamilton at 9:00 A M on Nov 20, 1944.

Fee .20 Paid

C A Bulles

LO

Recorder

m

STATE OF IDAHO
COUNTY OF TWIN FALLS
I HEREBY CERTIFY THE FOREGOING TO BE A
FULL TRUE AND CORRECT COPY OF THE
ORIGINAL RECORD.
AT PAGE 535
KILFARD A. PENCE
EX-OFFICIO RECORDER
BY _____
DEPUTY

MICROFILMED
FEB 02 1993

WATER RIGHT AGREEMENT

THIS AGREEMENT Made this 14th day of December, 1959, between BRAILSFORD BROTHERS, INC an Idaho corporation, party of the first part, hereinafter called Brailsford, and MARVIN R BURDEN and JOSEPHINE IVY BURDEN, husband and wife, party of the second part, hereinafter called Burden,

WITNESSETH:

That heretofore under date of September 12, 1949, Brailsford Bros a co-partnership which was the predecessor in interest of the above named Brailsford Brothers Inc conveyed to Minnie Fait Linzy the property in Twin Falls County hereinafter described as Parcel 1, which said Deed was recorded in the office of the Twin Falls County Recorder in Book 159 of Deeds at Page 214.

That said Deed by its terms provided that said land in Parcel 1 should have a water right pro rata based on acreage the same as other lands owned by the grantors in Sections 6 and 7, Township 8 South, Range 14 East, Boise Meridian, and Section 1, Township 8 South, Range 13 East, Boise Meridian, and to a parcel 200 feet by 200 feet in Lot 5 in Section 7, subject however to the duty of the grantee in said Deed to bear a proportionate share of the cost of the upkeep, maintenance, operation, and replacement of the pipe lines through which water for all of said lands is transmitted. Burden is now the owner of said lands conveyed to Minnie Fait Linzy and is also the owner of said 200 foot by 200 foot parcel in Lot 5 of said Section 7, which said parcel is hereinafter described as Parcel 2.

Burden is now buying from Brailsford an additional part of said Lot 5 being that part of said Lot 5 lying east of Parcels 1 and 2, north of Highway 30 and south of Snake River

RECORDED

FEB 02 1993

execution of this warranty deed and by the party or parties of the second part (hereinafter referred to as parties of the second part) by his or their acceptance of this warranty deed that the parties of the first part have heretofore caused a plat of Burdens Lodge Sub-Division to be filed in Twin Falls County, Idaho and that the parties of the first part have conveyed and intend to convey all of the lots within said Sub-Division by deeds containing restrictive covenants on the part of the purchasers therein, identical to the restrictive covenants contained herein to the benefit of each and all of the purchasers of such lots whether they shall be or become such before or after the date hereof and their respective heirs and assigns.

The party of the second part as to the above described property intends to bind all persons in whom said property shall for the time being, be invested but not so as to be personally liable under this contract after he has parted with the said lot for himself, his heirs and assigns hereby covenants with the parties of the first part and their assigns as follows: The party of the second part agrees not to erect or suffer to be erected upon said land any dwelling house at a cost of less than \$2000.00 such cost to be calculated upon the net cost of labor and material alone estimated at current prices.

The party of the second part agrees to discharge all sewage into a septic tank with field type drain without running or causing the same to run into the river.

It is understood and agreed that the party of the second part is not being conveyed any irrigation water as an appurtenance to said land, but shall have the right to cut into or take off a 1/2 inch water line for every 100 feet of river front property from a

3
domestic water line situate 25 feet west of and outside of the front line of the estate, the parties of the first part agreeing, however, to place a tap every 100 feet on said line for this purpose.

The parties of the first part agree to operate and manage said domestic water line and to deliver water at each tap except that it is understood and agreed that during the season that the water is delivered there will be times that the water will be cut off for maintenance purposes and that there will be, from time to time, variation of pressure of the water in said pipe line and that the flow of water from time to time may be interrupted by acts of God or other causes beyond the control of the parties of the first part their heirs and assigns.

The parties of the first part agree to deliver said domestic water supply to each tap above described in consideration for which the party of the second part agrees to pay to the parties of the first part a part of the cost of the maintenance operation and replacement of said domestic water line, which part shall be equal to the same proportion that the amount of the party of the second parts water flowing through said line bears to the total water, said charges to be paid as the same are incurred.

The parties of the first part grant unto the parties of the second part an easement and right to use certain dock facilities for the purpose of loading and unloading boats and other water paraphernalia, together with an easement and right of way across lands of the parties of the first part for the purpose of conveying said boats, motor vehicles, boat trailers etc from public roads and the lands above described to said dock facilities which dock facilities are on the river frontage of the following described real estate situate in Twin Falls County, State of Idaho, to-wit:

Commencing at the Southeast corner of Section 7, Township 8 South, Range 14 EBM and proceed North along the east section line of Section 7, Township 8 South, Range 14 EBM,

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FEB 02 1993

Instrument No 345080

DEFINITION AND LIMITATION OF WATER RIGHT

WHEREAS, by deed dated November 19, 1927, and recorded December 2, 1927 in Book 6 of Deeds, page 590, records of Gooding County, Idaho Power Company is the owner of certain lands in Gooding County upon which rise certain waters and springs, including those known as Bickel Springs, which said deed contains the exception of "all waters heretofore lawfully appropriated and used by Dwight E Stacy and his predecessors in interest on lands across Snake River for irrigation and domestic uses," said lands referred to being in Twin Falls County, State of Idaho; and

WHEREAS said water right has never been defined or limited of record;

NOW THEREFORE IT IS STIPULATED:

1. That the point of diversion of said waters is in Lot 8, of Section 6, Township 8 South, Range 14 East, Boise Meridian, at the intake of a ditch and pipe line, approximately located North 11° 27' West 344.7 feet from meander corner on or near the north bank of Snake River, in Gooding County; that the land upon which said waters are and have been used are located across Snake River, and comprise what is known as the Stacy Ranch, consisting of Lots 10 and 11 of Section 6, and Lots 2, 3 and 5 and the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 7, Township 8 South, Range 14 East, and Lot 10 of Section 1, Township 8 South, Range 13 East, Boise Meridian, in Twin Falls County, Idaho; that said water is conveyed from the point of diversion by means of a pipe line and ditches to and across Snake River to the lands upon which the same are used.

2. That the quantity of water heretofore diverted, appropriated and used

STATE OF IDAHO
COUNTY OF TWIN FALLS

FILED 02 1993
ORIGINAL

Deeds

11. A. D. A. 1927

including all rights as the successor under that certain water notice by Maranda A Herron dated December 10, 1901, and recorded in Book A of Water Rights, page 412, Records of Gooding County, are hereby defined as and limited to ten and one-half cubic feet per second (10.5 cfs) of said waters, at the said point of diversion and intake, for irrigation and domestic use on the lands aforesaid.

IN WITNESS WHEREOF, the parties hereto, for themselves and their successors and assigns, have executed this stipulation defining and limiting said water right, this 21st day of October, 1944.

Witness:

S T Hamilton
Attorney for Stacys

Dwight E Stacy
Dwight E Stacy
Stennece Stacy
Stennece Stacy

Husband and Wife

IDAHO POWER COMPANY

By C J Strike
C J Strike, President

STATE OF IDAHO,)
COUNTY OF Twin Falls) ss.

On this 21st day of October, in the year A D 1944, before me, the undersigned, a Notary Public in and for said State, personally appeared DWIGHT E STACY and STENNECE STACY, husband and wife, 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.

{ S T Hamilton, Notary Public
State of Idaho
(NOTARIAL SEAL)

S T Hamilton
Notary Public.
Residing at Twin Falls, Idaho.

MICROFILMED

FEB 07 1950

STATE OF IDAHO,)
) ss.
COUNTY OF ADA.)

On this 27th day of October, in the year A D 1944, before me GEO H PETERSEN, a Notary Public in and for said State, personally appeared C J STRIKE, known to me to be the President of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

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

(Geo H Petersen, Notary Public)
(State of Idaho)

Geo H Petersen
Notary Public,
Residing at Boise, Idaho

(NOTARIAL SEAL)

Filed for record at the request of S T Hamilton at 9:00 A M on Nov 22, 1944.

Fee 1.20 Paid

C A Bulles

DO

Recorder

M

MICROFILMED
FEB 02 1953

The water rights appurtenant to all of the lands hereinabove mentioned consist of rights to take water from a certain spring on the north side of Snake River to transmit the same across the river in a pipe line and through various pipes to the several places of use of said water for domestic and agricultural purposes. In order to simplify the division and distribution of said water between them, the parties have agreed as follows:

1. That Burden upon the purchase of Parcel 3 from Brailsford shall have a total water right of 20 miners inches appurtenant to and for domestic and agricultural use on Parcels 1, 2, and 3, which water right shall be out of said spring and through said pipe line system and shall be held by Burden in lieu of all other rights for water on said lands out of such spring or through said pipe line system.

2. That Brailsford will manage and operate said pipe line system and deliver said 20 inches of water to Burden at the point where said pipe line system now enters the western boundary of Burden's property; that said water shall be delivered in the manner and at the times substantially the same as has been done in the past.

3. It is understood and agreed that during the season that water is delivered, there will be times that the water will be cut off for maintenance purposes and that there will, from time to time, be variations in pressure of the water in said pipe line and that the flow of water may, from time to time, be interrupted by acts of God or other causes beyond Brailsford's control.

4. It is further agreed that Burden will pay to Brailsford a part of the cost of the future upkeep, maintenance, operation, and replacement of that part of the pipe line system which carries the joint water of both parties or Burden's water alone, which part shall be equal to the same proportion that the amount of Burden's water flowing through said pipes bears to the total water, and that such charges shall be paid by Burden to Brailsford as

RECORDED
FEB 02 1993

...urred, and that Brailsford shall have no obligation to deliver any of said
at any time any such charges remain unpaid.

5. Either party to this Agreement shall at all times have the right to install and maintain measuring devices at proper points on said pipe line system for the accurate measurement of water pursuant to this Agreement.

6. It is agreed that the term "inch of water" as used herein shall mean a flow of 1/50 of a cubic foot of water per second of time.

The agreements and covenants herein made shall be binding upon the heirs, devisees, personal representatives, successors and assigns of the parties hereto and shall in respect to Parcels 1, 2 and 3 be deemed a covenant running with the land and to the extent necessary to give full effect hereto this agreement shall in all respects be deemed a grant, transfer, and conveyance of water rights between the parties.

The parcels of land hereinabove referred to are as follows:

PARCEL 1

Commencing at the Southeast corner of Section 7, Township 8 South, Range 14 EBM and proceed North along the east section line of Section 7, Township 8 South, Range 14 EBM, a distance of 2481.6 feet to the meander corner of the West side of the Snake River;

Thence North 65° 12' West a distance of 414.2 feet to a point;

Thence North 39° 06' West a distance of 695.4 feet to a point;

Thence North 50° 54' East a distance of 200.0 feet to the real point of beginning;

Thence South 39° 06' East a distance of 9.0 feet to a point;

Thence North 54° 22' East a distance of 214.6 feet to a point;

Thence North 31° 00' West a distance of 15.4 feet to a meander corner west side of the Snake River;

Thence North 32° 30' West a distance of 279.1 feet to a point on meander line;

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FEB 02 1993

Thence South 50°42' East a distance of 68.0 feet to a point;
Thence North 50°54' East 214.9 feet to a point;
Thence South 39°06' East 200.00 feet to real point of beginning.

PARCEL 2

AND that portion of Lot 5 in Section 7, Township 8 South, Range 14 EBM, described as follows: Beginning at a point on the North right-of-way boundary of US Highway 30, from which the meander corner of Sections 7 and 8, Township 8 South, Range 14 EBM, bears South 50°02' East 974 feet distant; Thence North 50°36' East 200 feet;
Thence North 39°24' West 200 feet;
Thence South 50°36' West 200 feet to the highway right-of-way;
Thence South 39°24' East 200 feet along the highway right-of-way to the place of beginning, all in Twin Falls County, Idaho.

PARCEL 3

All of that portion of Lot 5 of Section 7, Township 8 South, Range 14 East, Boise Meridian, lying anywise South and West of Snake River as it traverses said Lot 5 and lying anywise North or East of U S Highway No 30 as it traverses said Lot 5 and lying anywise South or East of Parcels 1 and 2 above described. Excepting and excluding from said Parcel 3 certain lands heretofore conveyed by Brailsford to the State of Idaho for highway purposes.

IN WITNESS WHEREOF Brailsford Brothers Inc has caused these presents to be executed by its President and Secretary and its corporate seal to be hereunto affixed and Burden has hereunto set his hand and seal all on the date first hereinabove written.

MICROFILMED
FEB 02 1993

Log for claim 36-04260A

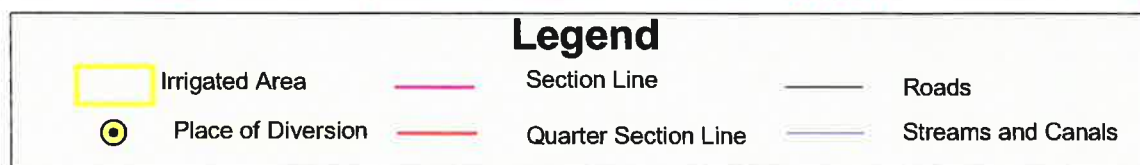
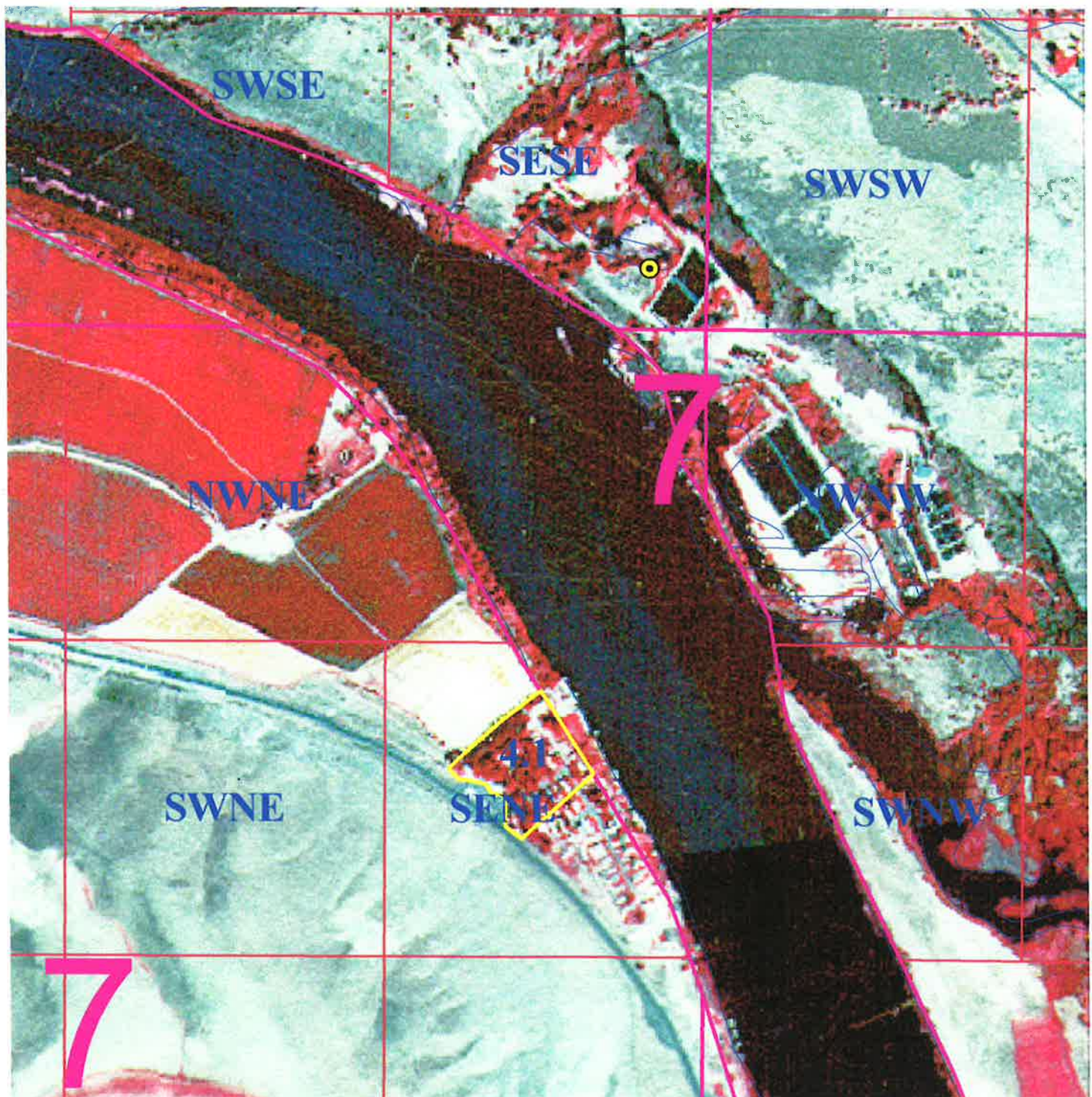
Spatial Dynamics BTD

11/19/01

TR	SEC	QQ	Acres Recommended	Acres Shaped	COMMENT
08s14e	7	SENE	4	4.1	
Totals:			4	4.1	

Water Right Number 36-04260A
Townships , 8S14E, 8S14E

11/19/2001



400 0 400 800 Feet




N

 SPATIAL
DYNAMICS

**WHERE AMENDED DIRECTOR'S REPORT FOR
BASIN 34 IS AVAILABLE FOR INSPECTION**

MOORE POST OFFICE, 321 MAIN STREET, MOORE
BUTTE COUNTY ASCS, 125 S WATER, ARCO
CUSTER COUNTY ASCS, 716 W CUSTER, MACKAY
CUSTER COUNTY CLERK'S OFFICE, CUSTER COUNTY
COURTHOUSE, 9TH & MAIN, CHALLIS
AUDITOR & RECORDER'S OFFICE, BUTTE COUNTY
COURTHOUSE, 248 W GRAND, ARCO
BIG LOST RIVER IRRIGATION DISTRICT OFFICE, 101 MAIN,
MACKAY
BIG LOST RIVER ELECTRIC CO-OP, 302 PINE, MACKAY

**WHERE AMENDED DIRECTOR'S REPORT FOR
BASIN 57 IS AVAILABLE FOR INSPECTION**

OWYHEE COUNTY ASSESSOR'S OFFICE, OWYHEE
COUNTY COURTHOUSE, MURPHY
U.S. POST OFFICE, MURPHY
U.S. POST OFFICE, 7 NORTH MAIN, HOMEDALE
U.S. POST OFFICE, MARSING
OWYHEE COUNTY ASCS, REICH STREET, MARSING
GEM IRRIGATION DISTRICT, 119 SOUTH FIRST, HOMEDALE
U.S. POST OFFICE, GRANDVIEW

**WHERE AMENDED DIRECTOR'S REPORT FOR
BASIN 36 IS AVAILABLE FOR INSPECTION**

A&B IRRIGATION DISTRICT, 11TH & E STREETS, RUPERT
DISTRICT COURT CLERK, BLAINE COUNTY COURTHOUSE,
202-2 AVE. S, HAILEY
DISTRICT COURT CLERK, BUTTE COUNTY COURTHOUSE,
248 W GRAND, ARCO
HAGERMAN POST OFFICE, 444 NORTH STATE, HAGERMAN
DISTRICT COURT CLERK, JEROME COUNTY COURTHOUSE,
300 N LINCOLN, JEROME
DISTRICT COURT CLERK, MINIDOKA COUNTY COURT
HOUSE, 8TH & G STREET, RUPERT
NORTHSIDE CANAL COMPANY, 921 N LINCOLN, JEROME
DISTRICT COURT CLERK, LINCOLN COUNTY COURT
HOUSE, 111 W S, SHOSHONE

**THIS IS AN IMPORTANT LEGAL NOTICE CONCERNING
YOUR WATER RIGHT CLAIMS IN THE SNAKE RIVER
BASIN ADJUDICATION**

OFFICES OF IDWR AND SRBA DISTRICT COURT

IDWR State Office, 1301 N. Orchard St., Statehouse Mail, Boise, ID 83720-9000;
(208) 327-7906, or toll-free (800) 451-4129.
IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082; (208) 334-2190.
IDWR Southern Region, 222 Shoshone St. East, Twin Falls, ID 83301-6602; (208) 736-3033.
IDWR Eastern Region, 900 N. Skyline, Ste. A, Idaho Falls, ID 83402-3653; (208) 525-7161.
SRBA DISTRICT COURT, P.O. Box 2707, 253 3rd Ave. North, Twin Falls, ID 83303-2707;
(208) 736-3011.

Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

RECEIVED
JAN 10 1996

Department of Water Resources

Presorted
First Class Mail
U.S. Postage Paid
Permit No. 1
Boise, ID

36-04260A
CAROLYN H JOHNSON
TWIN FALLS
ID 83301
INSUFFICIENT ADDRESS
RETI-ENCO-UNIT
SENDER

1-11-96
Spouse + business
They co-own
Rec'd notice because
address was entered
correctly
DEC 9 1996
Corrected data
entry on Carolyn's
address to match
orig claim.

THIS IS AN IMPORTANT LEGAL NOTICE CONCERNING YOUR WATER RIGHT CLAIMS IN THE 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
) NOTICE OF FILING AMENDED DIRECTOR'S
) FOR REPORTING AREAS 1, 2, AND 3
) (BASINS 34, 57 AND 36)

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN REPORTING AREAS 1, 2 AND 3
(BASINS 34, 57 AND 36)

The Idaho Department of Water Resources has filed Amended Director's Reports for Reporting Areas 1, 2, and 3 (Basins 34, 57, and 36, also known as the test basins) with the SRBA District Court. One of the purposes of the Amended Reports is to conform the director's reports to the requirements of the adjudication statute, Title 15, chapter 14, Idaho Code, which was amended in 1994.

The Amended Reports amend the "preamble" to the director's reports, which include "general provisions." The general provisions apply to all water rights or certain classes of water rights, and are recommended to be included in the court's decree of water rights. The amendments significantly reduce the general provisions, and include some changes in the text of the remaining general provisions. The remainder of the preamble consists of explanatory material. The Amended Reports do not change the list of water rights in the report. IDWR will file amended reports at a later date that revise the list of water rights in the reports.

The SRBA District Court has entered an order granting the amendments to the Director's Report for Basin 57 in part. The order further provides that no additional objections to the remaining general provisions in the Basin 57 report will be allowed. The court has entered an order setting a hearing on the Amended Reports for Basins 34 and 36 on January 16, 1996, at 1:30 p.m., at the SRBA Courthouse. **The order provides that any party opposing the amendments to the report shall file with the court a notice and brief in opposition by 5:00 p.m. January 8, 1996;** any party wishing to file a response to the objections shall file their briefs prior to 5:00 p.m., January 15, 1996.

Some claimants have filed a motion asking the court to designate the general provisions as "Basin Wide Issue No. 5" for determination by the court. The court has entered an order designating the general provisions in Basin 57 as Basin Wide Issue No. 5. (One of the general provisions, concerning the Reynolds Creek Decree, was referred to the special master for Basin 57.) A hearing on the designation of general provisions in Basins 34 and 36 as part of Basin Wide Issue No. 5 will be held January 16, 1996, at 1:30 p.m. at the SRBA Courthouse.

The court's order also sets forth a schedule for the resolution of Basin Wide Issue No. 5. All parties to the SRBA who intend to participate must file with the SRBA District Court a notice of intent to participate by 5:00 p.m., January 5, 1996. The notice must state whether the party supports or opposes the inclusion of each general provision in the court's decree, and clearly and briefly explain their position. Briefs in support of the general provisions must be filed with the court by 5:00 p.m., January 26, 1996. Briefs in opposition to general provisions must be filed with the court by 5:00 p.m., February 9, 1996. Responsive briefs must be filed with the court by 5:00 p.m., February 16, 1996. A pretrial conference will be held at 9:00 a.m. on February 20, 1996, and hearing will be held at 9:00 a.m. on March 12, 1996, at the SRBA Courthouse.

A copy of each amended report is available for inspection at the locations listed on this notice. Copies of all or a portion of the amended reports and/or the court's orders are available from the offices of IDWR listed on this notice, subject to payment of costs of mailing and/or copying.

If you have questions about the SRBA, please call any office of IDWR listed in this notice; if you have questions concerning your rights and responsibilities as a claimant in the SRBA, please consult your attorney.

December 29, 1995
Karl J. Dreher
Director, Idaho Department of Water Resources

AJ0749NP
No. 36-04260A

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

DATE: 01/10/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TERRY LEE JOHNSON	12/10/1901	IRRIGATION	03-15 11-15	0.12 CFS	
C	SPORTSMANS RIVER RESORT		COMMERCIAL	01-01 12-31	0.10 CFS	
C	CAROLYN H JOHNSON		DOMESTIC	01-01 12-31	0.20 CFS	
	PO BOX X					
	TWIN FALLS ID 83301			TOTAL DIVERSION:	0.40 CFS	
	(208) 734-6051			CONSUMPTIVE USE:		12.00 AFA

Water Source: SPRINGS

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T08S R14E S06 Lot08(SESESE)

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
08S	14E	7	:					05-04	:											4.0
																			TOTAL ACRES	4.0

Place of use Legal Description for: COMMERCIAL

				NE				NW				SW				SE				
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
08S	14E	7	:					05-C	:											

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
08S	14E	7	:					05-D	:											

POU County: TWIN FALLS

Non-Irrigation Uses: SEE REMARKS

Other Rights: NONE

Conditions of Approval:

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

Remarks: DOMESTIC USES: 40 SPACE TRAILER PARK AND 13 HOUSES.
COMMERCIAL USES: 7 UNIT MOTEL, 1 RESTAURANT AND BOAT DOCK.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 36-04260B AND 36-04260C.

RECEIVED

JAN 12 1996

Department of Water Resources
Southern Region

DEC 04 1996
MICROFILMED

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:
Comments:	Date: 10/04/1991 User-ID: WORSTELL Subject: CORRECTION OF P/U DESCRIPTION PLACE OF USE INCORRECTLY ENTERED AS GOODING CO. CORRECTED TO TWIN FALLS CO.- WEST OF SNAKE RIVER. (RVW.)	

Date: 10/04/1991 User-ID: WORSTELL Subject: COPIED FROM REMARKS
CLAIM IS A PORTION OF 10.5 CFS ORIGINALLY LICENSED.
USES ARE 40 SPACE TRAILER COURT, 7 UNIT MOTEL, 1 RESTAURANT,
AND 13 SUBDIVISION LOTS. OWNERSHIP INCLUDES ALL EXCEPT
BURDEN SUBD.

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

Date: 09/14/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/11/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 7/22/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/01/1992 User-ID: CHRISTEN Subject: RESPONSE TO NOE
AFTER REVIEWING THE EVIDENCE OF PRIORITY AND TALKING TO ALLEN
MERRITT, AND AS NO NEW EVIDENCE WAS SUBMITTED, I DO NOT RECOMMEND
CHANGING THE CLAIM AT THIS TIME. KKC 10-1-92.

Date: 10/23/1992 User-ID: MERRITT Subject: CHANGED BASIS OF RIGHT AND PRIORITY DATE.
BASED ON EVIDENCE OF DECREE PROVIDED BY BRAILSFORD THAT THE
RIGHT WAS DECREED IN 1945 IN CASE OF CLAMPITT VS HERRON AND THIS
USE WAS A PORTION OF THAT RIGHT AND THAT THE RIGHT HAS CHANGED IN
NATURE OF USE AFTER DECREE AND AT LEAST AS FAR BACK AS 1959.
I DISCUSSED THIS CHANGE WITH MR. JOHNSON IN MY OFFICE THIS DAY.
ADDED CONDITION C04.

Date: 01/10/1996 User-ID: SSHERMAN Subject: DATA ENTRY CORRECTION
CORRECTED ADDRESS FOR CAROLYN H JOHNSON TO MATCH ORIGINAL CLAIM
BY ADDING THE PO BOX.

Audit: 01/10/96 SSHERMAN

MICROFILMED
DEC 04 1996

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFILMED

FEB 02 1993

Water Right Number - R36-04260A

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

JOHNSON

TERRY LEE

1 - PO BOX X

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-734-6051

SPORTSMANS RIVER RESORT

1 - PO BOX X

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-734-6051

JOHNSON

CAROLYN H

1 -

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/10/1901 ERROR IN REGION D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRINGS SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 14E 6 SE SE SE 8 (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.200
01 - IRRIGATION 03/15 11/15 0.120
10 - COMMERCIAL 01/01 12/31 0.100+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.400 12.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 14E 7 SE NE 5 4.0 01 IRRIGATION (83) TWIN FALLS
08S 14E 7 SE NE 5 10 COMMERCIAL (83) TWIN FALLS
08S 14E 7 SE NE 5 43 DOMESTIC (83) TWIN FALLS

Total Acres: 4.0

+ - - Diversion Means - PIPELINE

MICROFILMED
FEB 02 1993

Water right number - R36-04260A

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - SEE REMARKS

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
DOMESTIC USES: 40 SPACE TRAILER PARK AND 13 HOUSES.
COMMERCIAL USES: 7 UNIT MOTEL, 1 RESTAURANT AND BOAT DOCK.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 36-04260B AND 36-04260C.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

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

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

+ - - - - - Comments - - - - - +
Date: 10/04/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
CLAIM IS A PORTION OF 10.5 CFS ORIGINALLY LICENSED. USES ARE 40 SPACE TRAILER COURT, 7 UNIT MOTEL, 1 RESTAURANT,
AND 13 SUBDIVISION LOTS. OWNERSHIP INCLUDES ALL EXCEPT BURDEN SUBD.
Date: 10/04/1991 User Id: WORSTELL Subject: CORRECTION OF P/U DESCRIPTION
PLACE OF USE INCORRECTLY ENTERED AS GOODING CO. CORRECTED TO TWIN FALLS CO.- WEST OF SNAKE RIVER. (RVW.)
Date: 07/22/1992 User Id: THORNTON Subject: SEASON OF USE
CHANGED TO STANDARD SEASON OF USE AND REVERIFIED.
Date: 09/14/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/11/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 7/22/92. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 10/01/1992 User Id: CHRISTEN Subject: RESPONSE TO NOE
AFTER REVIEWING THE EVIDENCE OF PRIORITY AND TALKING TO ALLEN MERRITT, AND AS NO NEW EVIDENCE WAS SUBMITTED, I DO NOT RECOMMEND
CHANGING THE CLAIM AT THIS TIME. KKC 10-1-92.
Date: 10/23/1992 User Id: MERRITT Subject: CHANGED BASIS OF RIGHT AND PRIORITY DATE.
BASED ON EVIDENCE OF DECREE PROVIDED BY BRAILSFORD THAT THE RIGHT WAS DECREED IN 1945 IN CASE OF CLAMPITT VS HERRON AND THIS
USE WAS A PORTION OF THAT RIGHT AND THAT THE RIGHT HAS CHANGED IN NATURE OF USE AFTER DECREE AND AT LEAST AS FAR BACK AS 1959.
I DISCUSSED THIS CHANGE WITH MR. JOHNSON IN MY OFFICE THIS DAY. ADDED CONDITION C04.

+ - - Audit Fields - - +
10/23/92 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/23/1992	Old Judicial District	-
Claim Received Date	- 08/22/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001631	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	- C

MICROFILMED
FEB 02 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

30-Sep-1992

SPORTSMANS RIVER RESORT
TERRY LEE JOHNSON
PO BOX X
TWIN FALLS ID 83303-0080

RE: RESPONSE TO NOTICE OF ERROR FOR ADJUDICATION CLAIM
36-04260A

Dear Mr Johnson

Your request to change the priority date back to 12-10-01 is based upon good evidence that the original system and use existed for irrigation, however, the evidence does not substantiate that the commercial and domestic portion of your claim has existed since 1901.

Based upon the available information, I am unable to change the priority date back to 1901.

Your use appears to have started in 1959 when an agreement was reached with Mr Brailsford for him to supply water for the claimed use. Also, no evidence was submitted to indicate that Mr Brailsford dried up any of his irrigated land to supply your use. This was the basis for the recommended priority date.

If you have any further questions please contact myself or Allen Merritt for assistance.

Sincerely

Kelly K. Christensen
Sr. Water Resource Agent

MICROFILMED
FEB 02 1993

Water Right Number - R36-04260A

Prefix Translation: RESEARCH

Old (D) Number -

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

+ - First Name - - +

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

*** C - CURRENT OWNER ***
SPORTSMANS RIVER RESORT

1 - PO BOX X

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-734-6051

1 -

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-000-0000

1 - PO BOX X

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-734-6051

JOHNSON

CAROLYN H

JOHNSON

TERRY LEE

+ - - Priority Date - - +
12/13/1959+ - - Region - - - +
ERROR IN REGION+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - Source - - - - - +
SPRINGS+ - - Tributary - - - - - +
SNAKE RIVER

Tw	Rng	Sec	Tract	Lot	RFlg	Point of Diversion	County
08S	14E	6	SE SE SE	8		(47) GOODING	

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.200	
01 - IRRIGATION		04/01	10/31	0.120	
10 - COMMERCIAL		01/01	12/31	0.100	

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.400		12.0	

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	14E	7	SE NE	5	4.0	01	IRRIGATION	(83) TWIN FALLS
08S	14E	7	SE NE	5		10	COMMERCIAL	(83) TWIN FALLS
08S	14E	7	SE NE	5		43	DOMESTIC	(83) TWIN FALLS

Total Acres: 4.0

+ - - Diversion Means - PIPELINE

MICROFILMED
FEB 02 1993

Water right number - R36-04260A

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - SEE REMARKS

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
DOMESTIC USES: 40 SPACE TRAILER PARK AND 13 HOUSES.
COMMERCIAL USES: 7 UNIT MOTEL, 1 RESTAURANT AND BOAT DOCK.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 36-04260B AND 36-04260C.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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

+ - - - - - Comments- - - - - +
Date: 10/04/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
CLAIM IS A PORTION OF 10.5 CFS ORIGINALLY LICENSED. USES ARE 40 SPACE TRAILER COURT, 7 UNIT MOTEL, 1 RESTAURANT,
AND 13 SUBDIVISION LOTS. OWNERSHIP INCLUDES ALL EXCEPT BURDEN SUBD.
Date: 10/04/1991 User Id: WORSTELL Subject: CORRECTION OF P/U DESCRIPTION
PLACE OF USE INCORRECTLY ENTERED AS GOODING CO. CORRECTED TO TWIN FALLS CO.- WEST OF SNAKE RIVER. (RVW.)
Date: 07/22/1992 User Id: THORNTON Subject: SEASON OF USE
CHANGED TO STANDARD SEASON OF USE AND REVERIFIED.
Date: 09/14/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/11/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 7/22/92. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 10/01/1992 User Id: CHRISTEN Subject: RESPONSE TO NOE
AFTER REVIEWING THE EVIDENCE OF PRIORITY AND TALKING TO ALLEN MERRITT, AND AS NO NEW EVIDENCE WAS SUBMITTED, I DO NOT RECOMMEND
CHANGING THE CLAIM AT THIS TIME. KKC 10-1-92.

+ - - Audit Fields - - +
10/01/92 CHRISTEN

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/01/1992	Old Judicial District	-
Claim Received Date	- 08/22/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001631	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	- B

MICROFILMED
FEB 02 1993

AUG-24-1992

NOTICE OF ERROR FORM

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

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

RECEIVED

SEP 11 1992

Department of Water Resources

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

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

1. Water right number: 36-04260A
2. Name: Sportsmans River Resort
Terry Lee Johnson
Address: P.O. Box X
Twin Falls, Id. 83303-0080

Weekday Telephone Number: 734-6051

MICROFILMED

FEB 02 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:

Priority Date 12/13/59

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

Priority Date should be 12/10/01

5. Describe why you disagree with the proposed recommendation:

1959 is when Burten Subdivision got their water right for domestic use. (See Exhibit "A" attached hereto)

6. Date:

9-9-92

SIGNATURE



RECEIVED

SEP 11 1992

Department of Water Resources

EXHIBIT "A"

1959 was when Burten Subdivision got their water right for domestic use pursuant to an agreement with Brailsford. December 10, 1901 is the priority date for the remainder of the water rights which includes the property known as the Sportsmans River Resort which I now own. That water right is evidenced in the records of Gooding County, Recorded in Book A of water rights, page 412. I do not own the Burten Subdivision, those are private owners. I, however, pursuant to the 1959 agreement have to provide them with domestic water from this water right. The water right should indicate the Burten Subdivision with a priority date of 12/13/59, Sportsmans River Resort with a priority date of 12/10/01. Actually they both should have the older priority date as it is the same water, it is just that when they became a subdivision the only water that they received was that granted in the 1959 agreement.

MICROFILMED

FEB 02 1993

R PROOF

CVR

MAPS

PHOTOS

MISC



MICROFILMED
FEB 02 1993

Water Right Number - R36-04260A

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
JOHNSON

TERRY LEE

1 - P.O. BOX X
2 -
3 -

State- ID Zip- 83301

SPORTSMANS RIVER RESORT

City- TWIN FALLS
Phone - 208-734-6051
1 - P.O. BOX X
2 -
3 -

State- ID Zip- 83301

JOHNSON

CAROLYN H.

City- TWIN FALLS
Phone - 208-734-6051
1 -
2 -
3 -
City- TWIN FALLS
Phone - 208-000-0000

State- ID Zip- 83301

Priority Date - - +
12/13/1959

Region - - - +
ERROR IN REGION

Stage - - - +
J - BENEFICIAL USE

Status - - - +

Source - - - - - +
SPRINGS

Tributary - - - - - +
SNAKE RIVER

Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 14E 6 SE SE SE 8 (47) GOODING

Code	Description	Period From	Water Use	Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31		0.200	
01 - IRRIGATION		01/31	11/30		0.120	
10 - COMMERCIAL		01/01	12/31		0.100	

+ - Total Div. Rate - + + - Total Div. Volume - +
0.400

+ - Total Consumptive Use - + + - KW Usage - +
12.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
08S	14E	7	SE NE	5	4.0	01 IRRIGATION			(83) TWIN FALLS
08S	14E	7	SE NE	5		10 COMMERCIAL			(83) TWIN FALLS
08S	14E	7	SE NE	5		43 DOMESTIC			(83) TWIN FALLS

Total Acres: 4.0

+ - - Diversion Means - PIPELINE

MICROFILMED
FEB 02 1993

RECEIVED ADM

Water right number - R36-04260A

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - SEE REMARKS

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
DOMESTIC USES: 40 SPACE TRAILER PARK AND 13 HOUSES.
COMMERCIAL USES: 7 UNIT MOTEL, 1 RESTAURANT AND BOAT DOCK.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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

+ - - - - - Comments - - - - - +
Date: 10/04/1991 User Id: WORSTELL Subject: CORRECTION OF P/U DESCRIPTION
PLACE OF USE INCORRECTLY ENTERED AS GOODING CO. CORRECTED TO TWIN FALLS CO.- WEST OF SNAKE RIVER. (RVW.)
Date: 10/04/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
CLAIM IS A PORTION OF 10.5 CFS ORIGINALLY LICENSED. USES ARE 40 SPACE TRAILER COURT, 7 UNIT MOTEL, 1 RESTAURANT,
AND 13 SUBDIVISION LOTS. OWNERSHIP INCLUDES ALL EXCEPT BURDEN SUBD.

+ - - Audit Fields - - +
10/11/91 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/11/1991	Old Judicial District	-
Claim Received Date	- 08/22/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001631	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
FEB 02 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:16
07/03/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-04260A

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				~~Y~~ Y	6	P.V. 2K	DB	P.V. 2K
POINT OF DIV	Y			Y		10/4/91	10-11-90	10/4/91
SOURCE				N				
PLACE OF USE	Y			N	5, 4			
DIV. AMOUNT CFS/VOLUME	Y			Y				
CONSUMPTIVE USE	-			N				
PURPOSES	Y			N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			N				

"VERIFIED BY" CODES

TOPO. MAP/ORTHO-PQ = 1
ASCS¹ 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.

NOT RECORDED
FEB 02 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:16
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-04260A

LAST: JOHNSON
ADDRESS: P.O. BOX X
CITY: TWIN FALLS
PHONE NUMBER: 208-734-6051

FIRST: TERRY LEE
STATE: ID ZIP: 83301

OWNER CODE: C

LAST: SPORTSMANS RIVER RESORT
ADDRESS: P.O. BOX X
CITY: TWIN FALLS
PHONE NUMBER: 208-734-6051

FIRST:
STATE: ID ZIP: 83301

OWNER CODE: C

LAST: JOHNSON
ADDRESS:
CITY: TWIN FALLS
PHONE NUMBER: 208-000-0000

FIRST: CAROLYN H.
STATE: ID ZIP: 83301

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: CLAIM IS A PORTION OF 10.5 CFS ORIGINALLY LICENSED.
USES ARE 40 SPACE TRAILER COURT, 7 UNIT MOTEL, 1 RESTAURANT,
AND 13 SUBDIVISION LOTS. OWNERSHIP INCLUDES ALL EXCEPT
BURDEN SUBD.

MICROFILMED
FEB 02 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 8/9/90

APPOINTMENT MADE: Y(____) N(☒)

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

ACCOMPANIED BY: LOREN HOLMES

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

measured pipe flow with sonar
" " " " " " " " " " " "
" " " " " " " " " " " "
" " " " " " " " " " " "
" " " " " " " " " " " "
" " " " " " " " " " " "
" " " " " " " " " " " "
" " " " " " " " " " " "

MICROFILMED
FEB 02 1993

A. AJ CLAIM: # A36-04260A PRIORITY DATE: 12-10-1901 STAGE: S
B. WR RECORD: # 36-04260 PRIORITY DATE: 12-10-1901 STAGE: S

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:

affidavit enclosed

*Appears development of houses boat dock
etc was around 1955 as per Agreement.*

AD 10/11/91

check

RECOMMENDED PRIORITY DATE:
~~12-10-1901~~

12/14/1959

REVIEWED BY

lw

DATE

8/10/90

MICROFILMED

FEB 02 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-04260A	08S	14E	6	SE	SE	SE	8	GOODING

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

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: SPRINGS

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-04260	08S	14E	6		SE	SE	8	GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-07085
36-07786
36-07866

A36-04260 NONE
A36-07866
A36-07072

SOURCE: SPRINGS

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
N

REMARKS:

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FEB 02 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>85</u>	<u>14e</u>	<u>6</u>	<u>Se</u>	<u>Se</u>	<u>Se</u>	<u>8</u>	<u>47</u>

SOURCE: SPRINGS

TRIB: SNAKE RIVER

REVIEWED BY: LW DATE: 8/10/90

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A. ROOT WATER RIGHT NUMBERS: A36-04260A
A36-04260

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	14E	7	SE	NE	5	JOHNSON , TERRY LEE ✓	A36-04260A / 4.0	- /			
						NICHOLAS , RICHARD F.	A02-07330 / 1.0	02-07330 / 1.0			
						MONROE , HUBERT D.	A02-00023 /	- /			
						WHITE , ALVIN E.	A02-07332 /	02-07332 / 0.2			
						BRAILS福德 , ROBERT H.	A36-04260 /16.0	36-04260 /16.0			
						WILSON , WOODROW	A02-00024 / 1.0	- /			
						BRANDT , JASON	A02-07333 / 1.0	02-07333 / 1.0			
						EMERSON , KARL B.	A02-00011 /	- /			
						ADAMS , RONALD H.		47-07484 /			
						SLIGARS THOUSAND SPRINGS RESOR		47-07815 /			
						MATSON , REUBEN C.		A02-00011 / 1.0			
						STOUDER , WILLIAM		A02-00022 / 1.0			
						MONROE , HUBERT D.		A02-00023 / 1.0			
						WILSON , WOODROW		A02-00024 / 1.0			
						MC ELFRESH , ROBERT H.		A02-00025 / 1.0			
						WETZEL , LOREN		A02-00030 / 1.0			
						FENSTERMAKER , L. DEAN		A02-00032 / 1.0			
08S	14E	7	SE	NE	5	JOHNSON , TERRY LEE ✓	A36-04260A /	- /			
						NICHOLAS , RICHARD F.	A02-07330 / 1.0	02-07330 / 1.0			
						MONROE , HUBERT D.	A02-00023 /	- /			
						WHITE , ALVIN E.	A02-07332 /	02-07332 / 0.2			
						BRAILS福德 , ROBERT H.	A36-04260 /16.0	36-04260 /16.0			
						WILSON , WOODROW	A02-00024 / 1.0	- /			
						BRANDT , JASON	A02-07333 / 1.0	02-07333 / 1.0			
						EMERSON , KARL B.	A02-00011 /	- /			
						ADAMS , RONALD H.		47-07484 /			
						SLIGARS THOUSAND SPRINGS RESOR		47-07815 /			
						MATSON , REUBEN C.		A02-00011 / 1.0			
						STOUDER , WILLIAM		A02-00022 / 1.0			
						MONROE , HUBERT D.		A02-00023 / 1.0			
						WILSON , WOODROW		A02-00024 / 1.0			
						MC ELFRESH , ROBERT H.		A02-00025 / 1.0			
						WETZEL , LOREN		A02-00030 / 1.0			
						FENSTERMAKER , L. DEAN		A02-00032 / 1.0			
08S	14E	7	SE	NE	5	JOHNSON , TERRY LEE ✓	A36-04260A /	- /			
						NICHOLAS , RICHARD F.	A02-07330 / 1.0	02-07330 / 1.0			
						MONROE , HUBERT D.	A02-00023 /	- /			
						WHITE , ALVIN E.	A02-07332 /	02-07332 / 0.2			
						BRAILS福德 , ROBERT H.	A36-04260 /16.0	36-04260 /16.0			
						WILSON , WOODROW	A02-00024 / 1.0	- /			
						BRANDT , JASON	A02-07333 / 1.0	02-07333 / 1.0			
						EMERSON , KARL B.	A02-00011 /	- /			
						ADAMS , RONALD H.		47-07484 /			
						SLIGARS THOUSAND SPRINGS RESOR		47-07815 /			
						MATSON , REUBEN C.		A02-00011 / 1.0			

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STOUDER , WILLIAM
MONROE , HUBERT D.
WILSON , WOODROW
MC ELFRESH , ROBERT H.
WETZEL , LOREN
FENSTERMAKER , L. DEAN

A02-00022 / 1.0
A02-00023 / 1.0
A02-00024 / 1.0
A02-00025 / 1.0
A02-00030 / 1.0
A02-00032 / 1.0

TOTAL ACRES A36-04260A 4.00

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

C. FIELD EXAM REQUIRED?

 DUE TO POU DISCREPANCY? (Y/N)

 DATABASE
 Y

 FIELD
 EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 4

REVIEWED BY: lw

DATE: 8/10/90

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-04260A DOMESTIC	FROM 01-01 TO 12-31	.200 CFS
A36-04260A IRRIGATION	FROM 01-31 TO 11-30	.120 CFS
A36-04260A COMMERCIAL	FROM 01-01 TO 12-31	.100 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.400 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-04260 IRRIGATION	FROM 03-15 TO 11-15	10.500 CFS
36-04260 STOCKWATER	FROM 01-01 TO 12-31	.070 CFS
36-04260 COMMERCIAL	FROM 01-01 TO 12-31	.020 CFS
36-04260 DOMESTIC	FROM 01-01 TO 12-31	.100 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		10.500 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 0.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 10.500 CFS

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

FLOW MEASUREMENT REQUIRED?

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

B. FLOW MEASUREMENT

MEASUREMENT METHOD sonar, weir, SEE ATTACHED CALCULATIONS.

*refer to A36-04260
for unrec. notes*

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-04260A	SPRINGS	JOHNSON , TERRY LEE	0.400	0.100		
A02-07330	SNAKE RIVER	NICHOLAS , RICHARD F.	0.010	0.010	1.00	1.00

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-04260A	DOMESTIC	JOHNSON , TERRY LEE	FROM 01-01 TO 12-31	.200 CFS	
A36-04260A	COMMERCIAL	JOHNSON , TERRY LEE	FROM 01-01 TO 12-31	.100 CFS	
A02-00023	DOMESTIC	MONROE , HUBERT D.	FROM 03-15 TO 11-15	.020 CFS	
A02-07332	DOMESTIC	WHITE , ALVIN E.	FROM 01-01 TO 12-31	.010 CFS	
A02-00011	DOMESTIC	EMERSON , KARL B.	FROM 03-15 TO 11-15	.030 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE .03
ACRES 4 x 0.02 CFS/ACRE = .12 CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 12.0 AF/A
ACRES 4 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 12 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 4 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 16 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☒)

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

*Original owner of property conveyed 20 miners inches of
364260 in warranty deed which has been divided
amongst the users claimed.*

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>IRRIG</u>	<u>3-15 11-15</u>	<u>.12</u>	<u>16</u>	<u>12</u>
<u>Dom</u>	<u>1-1 12-31</u>	<u>.20</u>		
<u>Comm</u>	<u>1-1 12-31</u>	<u>.10</u>		
		<u>.40</u>		

TOTAL FOR THIS RIGHT

REVIEWED BY: lw

DATE: 8/10/90

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-04260

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
10.500

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-04260A	0.400	-		-	
-	A36-04260	10.500	-		36-04260	10.500
TOTAL CFS		10.900				10.500

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER

REMARKS:

Recommend .4 - A36-04260A
10.1 - A36-04260

AUTHENTICATION:

SIGNATURE: LW

DATE: 8/10/90

NAME OF FIELD EXAMINER: LW

TITLE: _____

R.V. 10/4/91

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FEB 02 1993

Water Right Number - R36-04260A

Prefix Translation: RESEARCH

Old (D) Number -

VERIFIED ADM

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

+ - First Name - - - +

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

*** C - CURRENT OWNER ***
SPORTSMANS RIVER RESORT

1 - P.O. BOX X

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-734-6051

JOHNSON

CAROLYN H.

1 -

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-000-0000

JOHNSON

TERRY LEE

1 - P.O. BOX X

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-734-6051

+ - - Priority Date - - +
12/13/1959+ - - - Region - - - +
ERROR IN REGION+ - - - Stage - - - +
J - BENEFICIAL USE

+ - - - Status - - - +

+ - - - - Source - - - - - +
SPRINGS+ - - - - Tributary - - - - - +
SNAKE RIVER

+ - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

08S 14E 6 SE SE SE 8 (47) GOODING

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

43 - DOMESTIC	01/01	12/31	0.200	
01 - IRRIGATION	01/31	11/30	0.120	
10 - COMMERCIAL	01/01	12/31	0.100	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.400 12.0

+ - - - - Place of Use - - - - - +

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	14E	7	SE NE	5	4.0	01	IRRIGATION	(83) TWIN FALLS
08S	14E	7	SE NE	5		10	COMMERCIAL	(83) TWIN FALLS
08S	14E	7	SE NE	5		43	DOMESTIC	(83) TWIN FALLS

Total Acres: 4.0

+ - - Diversion Means - PIPELINE

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Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - SEE REMARKS

+ - - Other Rights for Same Use - NONE

	Remarks
+ - - - -	DOMESTIC USES: 40 SPACE TRAILER PARK AND 13 HOUSES.
	COMMERCIAL USES: 7 UNIT MOTEL, 1 RESTAURANT AND BOAT DOCK.
	THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
	DESCRIBED ABOVE: 36-04260B AND 36-04260C.

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

+ Conditions of Approval
No Conditions of Approval found.

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

-Comments-

No Comments Found

+ - - Audit Fields - - +
01/29/92 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 01/29/1992	Old Judicial District	-
Claim Received Date	- 08/22/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001631	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

COMING

FEB 02 1993