

03/22/2007

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

RIGHT NUMBER: 67-14812

NAME AND ADDRESS: BAR MB RANCHES INC
3336 FARM TO MARKET RD
MIDVALE ID 83645

SOURCE: UNNAMED STREAM

TRIBUTARY: HOG CREEK

QUANTITY: 0.120 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/15/1955

POINT OF DIVERSION:

T13N R02W S28 NWSE Within WASHINGTON County

T13N R02W S29 NENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.120 CFS
STOCKWATER FROM STORAGE	01/01 12/31	0.120 CFS

PLACE OF USE: STOCKWATER in WASHINGTON County

T13N R02W S28 SENW T13N R02W S29 NENE

STOCKWATER FROM STORAGE same as STOCKWATER

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 500 range cattle.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14812 V1

WATER RIGHT NUMBER: 67-14812 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BAR MB RANCHES INC 3336 FARM TO MARKET RD MIDVALE, ID 83645 (208)355-2452

Priority Date: 05/15/1955

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	HOG CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.120 CFS	
STOCKWATER FROM STORAGE	01/01 to 12/31	0.120 CFS	
	<u>Total Diversion:</u>	0.120 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	NE1/4NE1/4	Sec. 29, Twp 13N, Rge 02W, B.M.
WASHINGTON County		
UNNAMED STREAM	NW1/4SE1/4	Sec. 28, Twp 13N, Rge 02W, B.M.
WASHINGTON County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
13N	02W	28				X	
13N	02W	29	X				

STOCKWATER FROM STORAGE same as STOCKWATERConditions of Approval:

1. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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 67-14812
Date Received: 12/18/2006
Receipt No: W034967
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
DEC 20 2006
DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant(s)

BAR MB RANCHES INC Phone: (208)355-2452
3336 FARM TO MARKET RD
MIDVALE ID USA 83645

2. Date of Priority: 05/15/1955

3. Source: UNNAMED STREAM Trib. to: HOG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13N	02W	29	NE NE	WASHINGTON	
13N	02W	28	NW SE	WASHINGTON	

5. Description of diverting works:

Reservoir approx. 1/2 acre feet storage

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.12	
STOCKWATER FROM STORAGE	01/01	12/31	0.12	

7. Total Quantity Appropriated is:
0.23 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A67-14812

Date Received

12-18-06

Receipt Number

WD34967

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

DEC 18 2006

WATER RESOURCES
WESTERN REGION

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

- Name of Claimant (s) Bar MB Ranches, Inc. Phone (208) 355-2452
Mailing Address 3336 Farm to Market Rd. Midvale, ID. Zip 83645
- Date of Priority (Only one (1) per claim) May 15, 1955
- Source of water supply (a) Unnamed Stream
which is tributary to (b) Hog Creek
- Location of point of diversion is: Township 13 N Range 2 W
Section 29, NE 1/4 of NE 1/4 of _____ 1/4, Govt. Lot _____, B.M.,
County of Washington
Additional points of diversion if any: NW 1/4 of SE 1/4 of Section 28 T13N R2W
- 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. Sec. 29 Reservoir Approx 1/2 acre ft.
storage
Sec. 28 Reservoir Approx 1 acre ft storage
- Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For Stockwater purposes from 1-1 to 12-31 amount 0.12
For Stockwater purposes from 1-1 to 12-31 amount 0.12
- Total quantity claimed 0.23 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) Stockwater - Cattle up to 500 head
Storage for stockwater, Stockwater from storage.

Copies: White State, Yellow Claimant

DEC 7 1 2006

10. Place a "D" for domestic and "C" 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
13N	2W	29	S															
13N	2W	28							S									

11. In which county (ies) are lands listed above as place of use located? Washington
12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)
14. Remarks: Used for livestock water at various times during the year

15. Basis of Claim (check one) Beneficial Use X 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 _____ 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 _____

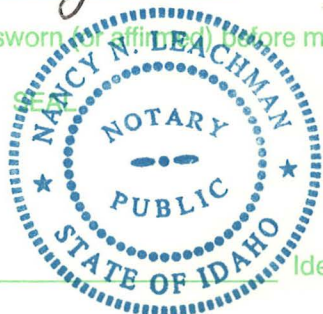
For Organizations: I do solemnly swear or affirm that I am treas. _____ Title _____
of Bar MB Ranches, Inc. _____, that I have signed the foregoing
Organization
document in the space below as treas. _____ of Bar MB Ranches Inc. _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Doris Wakefield
Title and Organization treas. Bar MB Ranches, Inc. Date 12-15-06

State of Idaho/or _____)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this _____

15th day of December 2006
Notary Public Nancy N. Beachman
Residing at Cambridge Ohio
My Commission Expires 7-3-07



Last Name _____ Ident No. _____

Copies of this Affidavit to be provided to the _____

SCANNED
DEC 21 2006

Saxton, Craig

From: Harris, Lori
Sent: Monday, December 18, 2006 3:08 PM
To: Saxton, Craig
Subject: New Claims

Follow Up Flag: Follow up
Flag Status: Flagged

Just an FYI, we received three new claims for stockwater for Basin 67 here today. I will data enter them and they should be able to go in the late claims report, whenever that is done. I didn't want you to freak out if you saw the claims without recommendations when doing checks. I will send them your way when I finish.

LH