

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: A36-07159
Date Received: 6/20/1988
Receipt No: S000467
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AQUARIUS AQUACULTURE INC. 303-526-1759
Address: 2053 MONTANE DRIVE
GOLDEN, CO 80401

2. Date of Priority: FEB 18, 1971

3. Source: UNNAMED SPRINGS Trib. to: BILLINGSLEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	13E	13	SE	NE			GOODING
	14E	18	SW	NW			GOODING
			NW	SW			GOODING

5. Description of diverting works:
DITCH COLLECTS SPRINGWATER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	10.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/ 10 PONDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	13	SE	NE		FISH	

A36-07159

Page 1

Date: 02/02/90

MICROFILMED
FEB 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	18	SW	NW		FISH	

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A36-07092, A36-07160.

14. Remarks:
MAXIMUM RATE OF DIVERSION WHEN COMBINED WITH WR# 36-7092 &
36-7160 NOT TO EXCEED 22.64 CFS.
THIS PROPERTY WAS SOLD ON 12/20/1989 BY SILVER SPRINGS SALMON
COMPANY TO AQUARIUS AQUACULTURE INC.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): ☒ Keith J. Huff Date: 02-09-90

_____ Date: _____

☒ State of Colorado)
~~Idaho~~)
County of JEFFERSON) SS.

Subscribed and sworn (or affirmed) before me this 9th day

of FEBRUARY 19 90

Vivian L. Hill
Notary Public



My Commission expires April 29, 1992
Residing at 7200 W. Alameda Ave.
Lakewood, CO 80226
My Commission Expires _____

DEED

FOR VALUE RECEIVED,

SILVER SPRINGS SALMON COMPANY, a Colorado Corporation ^{Colorado}
 a corporation duly organized and existing under the laws of the State of ~~Idaho~~, grantor, does hereby Grant,
 Bargain, Sell and Convey unto ^{2053 Montane Drive}
 AQUARIUS AQUACULTURE, INC., a Colorado corporation ^{Golden, CO 80401}
 grantee, the following described real estate, to-wit:

See Attached Exhibit "A" for legal description

SUBJECT TO THAT CERTAIN DEED OF TRUST executed by Grantors as follows:
 A Deed of Trust to secure an original indebtedness of \$196,000.00, and any other
 amounts and/or obligations secured thereby, recorded July 20, 1988, as Instrument
 No. 132890, records of Gooding County, Idaho.

Dated: July 13, 1988

Grantor: Silver Springs Salmon Company, a Colorado corporation

Trustee: First American Title Company

BEneficiary: William A. Curtis and Wilma A. Curtis, husband and wife

Grantees herein named assume and agree to pay the above described Deed of Trust
 according to the terms and conditions thereof.

TOGETHER With all water and water rights, ditches and ditch rights used thereon or
 appurtenant thereto including but not limited to 28 shares of water from Hagerman
 Water Users' Association and State of Idaho Water Licenses #36-7092, #36-7159 and
 #36-7160.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee
 their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused
 its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its
 Secretary this 20TH day of December, 1989.

By

James A. Voelker
 James A. Voelker PRESIDENT.

ATTEST:

Caryl A. Voelker
 Caryl A. Voelker SECRETARY.

STATE OF IDAHO, COUNTY OF GOODING

On this 20th day of December, 19 89,
 before me, a notary public in and for said State, personally
 appeared James A. Voelker and

Caryl A. Voelker, known to me to
 be the President and Secretary of the corporation that exe-
 cuted this instrument or the persons who executed the instru-
 ment on behalf of said corporation, 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.

Susan M. Bolton
 Notary Public

Residing at Gooding, Idaho, Idaho
 Comm. Expires 10-16-92

STATE OF IDAHO, COUNTY OF

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

at _____ minutes past _____ o'clock m.,
 this _____ day of _____,
 19 _____, in my office, and duly recorded in Book
 of Deeds at page _____

Ex-Officio Recorder

By _____

Deputy.

Fees \$
 Mail to:



First American Title Company of Idaho

INSTRUMENT NO.



EXHIBIT "A"

That portion of the SE1/4 of the NE1/4 of Section 13, Township 7 South, Range 13 East, Boise Meridian, County of Gooding, State of Idaho, and that portion of Lots 2 and 3 of Section 18, Township 7 South, Range 14 East, Boise Meridian, County of Gooding, State of Idaho, described as follows:

BEGINNING at the Northeast corner of said Section 13, thence N 89°56'58" West, 135.57 feet to the True Point of Beginning; Thence from this True Point of Beginning, S 10°29'56" E, 229.69 feet;

Thence S 9°26'13" East, 128.98 feet;
Thence S 2°44'59" East, 639.54 feet;
Thence N 64°28'42" E, 110.35 feet;
Thence N 64°12'56" East, 200.94 feet;
Thence S 86°36'46" East, 234.78 feet;
Thence S 23°29'35" East, 7.56 feet;
Thence S 33°16'05" West, 432.67 feet;
Thence S 7°49'08" West, 58.06 feet;
Thence S 66°10'48" East, 110.60 feet;
Thence S 17°01'30" East, 92.53 feet;
Thence S 6°35'41" West, 140.20 feet;
Thence S 34°38'20" East, 117.70 feet;
Thence S 34°55'15" West, 98.38 feet;
Thence S 53°55'35" East, 145.97 feet;
Thence S 4°39'15" East, 164.46 feet;

Thence N 83°46'40" West, 360.89 feet to the approximate centerline of Billingsley Creek;

Thence along the approximate centerline of Billingsley Creek the following courses and distances;

N 11°16'42" West, 21.35 feet;
N 33°50'46" East, 174.97 feet;
N 19°26'13" West, 429.65 feet;
N 66°33'10" West, 86.03 feet to the boundary common to said Sections 13 and 18;

Thence along the said boundary common to Sections 13 and 18 N 0°06'27" E, 35.20 feet to the Quarter Corner common to said Section 13 and 18;

Thence N 89°57'12" West, 81.37 feet along the boundary common to the SE1/4 of the NE1/4 and the NE1/4 of the SE1/4, Section 13 to the approximate centerline of Billingsley Creek;

Thence along the approximate centerline of Billingsley Creek the following courses and distances:

N 66°33'10" W, 107.44 feet;
N 83°49'58" W, 143.82 feet;
S 57°53'32" W, 38.56 feet;
S 87°09'18" W, 60.18 feet;
N 32°55'58" W, 23.90 feet;
N 6°51'19" W, 95.08 feet;
N 56°59'00" W, 42.61 feet;
N 44°33'07" W, 28.98 feet;
N 4°50'16" E, 408.75 feet;
N 25°14'04" E, 219.50 feet;
N 2°19'11" E, 205.82 feet;

Thence departing from the approximate centerline of Billingsley Creek N 74°07'40" E, 205.27 feet;

Thence N 25°48'31" W, 255.77 feet;

Thence S 79°08'34" W, 176.13 feet;

Thence S 49°40'41" W, 302.91 feet;

Thence S 27°10'44" W, 224.74 feet to the Northeast corner of Lot 13, Norwood Subdivision;

Thence along the Northeasterly boundary of Norwood Drive, N 32°58'54" W, (N 33°03' W, recorded Norwood Subdivision), 74.96 feet;

Thence N 31°52'32" E, 199.44 feet;

Thence N 44°00'16" E, 310.04 feet to the boundary common to the NE1/4 of the NE1/4 and the SE1/4 of the NE1/4, Section 13;

Thence along the said boundary common to the NE1/4 of the NE1/4 and the SE1/4 of the NE1/4, Section 13, S 89°56'58" E, 367.20 feet to the True Point of Beginning.

STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
'89 DEC 20 PM 4 29
JOHN A. MYERS, REC.
DEP. AGT FEE 16.00

139114

John A. Myers
CN

DEC 20 1989

RECEIVED

MAR 13 1990

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Department of Water Resources
Southern Region Office

- [] Water Right Number(s): A36-07159
- [] Name and Address of Former Claimant: Silver Springs Salmon Company / James L. Voelker
P. O. Box #563
Hagerman, Idaho 83332
- [] New Claimant(s): Aquarius Aquaculture, Inc.
/ Keith F. Huff
- [] New Mailing Address: 2053 Montane Drive
Golden, Colorado 80401

New Telephone Number: (303) 526 - 1759

- [] Does the change in ownership result in a splitting of the water right claimed? yes X no

If yes, then describe the portion of the water right that is now claimed by the new owner:

- [] Attach proof of ownership
Describe proof attached: Copy of the recorded Warranty Deed

[] Signature of New Claimant(s): ✓ Keith F. Huff

Date: February 9, 1990

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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FEB 03 1993

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A36-07159
Date Received: 6/20/1988
Receipt No: S000467
Received By: JPB

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SILVER SPRINGS SALMON CO.
Address: P. O. BOX 563
HAGERMAN, ID 83332

RECEIVED
208-837-4845

AUG 25 1988

2. Date of Priority: FEB 18, 1971

3. Source: UNNAMED SPRINGS

Trib. to: BILLINGSLEY CREEK
Department of Water Resources
Southern Region Office

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	13	SE	NE			GOODING
	14E	18	SW	NW			GOODING
			NW	SW			GOODING

5. Description of diverting works:
DITCH COLLECTS SPRINGWATER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	10.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/ 10 PONDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	13E	13	SE	NE		FISH	

A36-07159

Page 1

Date: 08/05/88

MICROFILMED

FEB 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	18	SW	NW		FISH	

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A36-07092, A36-07160.

14. Remarks:
MAXIMUM RATE OF DIVERSION WHEN COMBINED WITH WR# 36-7092 &
36-7160 NOT TO EXCEED 22.64 CFS.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Jama Wallps Date: 8/8/88
President, Silver Springs Salmon Co. Date: _____

State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of August 19 88
[Signature]
Notary Public

Seal

Residing at HAGERMAN, Idaho
My Commission Expires 5-10-91

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: A36-07159
Date Received: 6/20/1988
Receipt No: S000467
Received By: JCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM A. CURTIS 208-837-6557
Address: RT. 1 BOX 206
HAGERMAN, ID 83332

AND/OR

Name: WILMA CURTIS 208-837-6557
Address: RT. 1 BOX 206
HAGERMAN, ID 83332

2. Date of Priority: FEB 18, 1971

3. Source: UNNAMED SPRINGS Trib. to: BILLINGSLEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	13	SE	NE			GOODING
	14E	18	SW	NW			GOODING
			NW	SW			GOODING

5. Description of diverting works:
DITCH COLLECTS SPRINGWATER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	10.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/ 10 PONDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	13	SE	NE		FISH	
	14E	18	SW	NW		FISH	

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A36-07092, A36-07160.

14. Remarks:
MAXIMUM RATE OF DIVERSION WHEN COMBINED WITH WR# 36-7092 &
36-7160 NOT TO EXCEED 22.64 CFS.

15. Basis of Claim: LICENSE
Water Right Number:

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Wilma A. Curtis Date: 6-20-88
_____ Date: _____

State of Idaho)
County of Blaine Falls) SS.

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

of June 19 88

Seal

Mary A. Baldwin
Notary Public

Residing at Gooding, Id
My Commission Expires 10-16-92



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

April 21, 2004

KARL J. DREHER
Director

AQUARIUS AQUACULTURE INC

4X 891 CURIE CT

BOULDER CO 80301

Handwritten notes:
e nap also.
6-18-04
this letter
not returned

RE: Snake River Basin Adjudication (SRBA)

Notices of Claim to a Water Right #36-7092B, 36-7159 and 36-7160

Dear Claimant:

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by May 5, 2004. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claim(s) referenced above, please call this office toll-free at 1/800-451-4129 so we can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Returned Mail

#####

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

Water Right Holder's Signature

Telephone No.

SCANNED
MAY 14 2004

SCANNED
MAY 14 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

PUBLIC MEETING NOTICE

- ☐ NOT DELIVERED - HAS ADDRESSED
UNABLE TO FORWARD
☐ RETURN TO SENDER
☐ NO SUCH PERSON
☐ VACANT ☐ REFUSED
☐ INSUFFICIENT ADDRESS
☐ UNDELIVERED OTHER

937

RETURN
TO SENDER
UNDELIVERED
HAS ADDRESS

7

20040302-311

RECEIVED

APR 20 2004

PRESORTED
FIRST CLASS

Department of Water Resources

20040302-311

AQUARIUS AQUACULTURE INC

435. POPLAR AVE

GOLDEN CO 80304



36-7092B
36-7159
36-7160

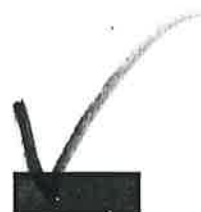
4891 Curie Ct
Boulder
CO 80301



NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



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FEB 03 1993

AUG-24-1992

NOTICE OF ERROR FORM

RECEIVED

SEP 25 1992

Department of Water Resources

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

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

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

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

1. Water right number:

36-07159

2.

Name:

David Huff

Address:

P.O. Box 352 Hagerman Id. 83332

Weekday Telephone Number:

837-9032

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

FEB 03 1993

MICROFILMED
MIC
FE

(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:
4. Describe the changes you wish to have made in the proposed recommendation:
5. Describe why you disagree with the proposed recommendation:
6. Date: Sept 23rd 92

SIGNATURE



RECEIVED

SEP 25 1992

Department of Water Resources

Sept 23rd
1992

In the remarks section:
"The total Combined Facility
Volume of these rights
is limited to 3.03 A.F."

Total area of ponds is;

$$4' \times 30' \times 120' \times 8 \text{ ponds} = 115,200 \text{ FT}^3$$

$$4' \times 30' \times 240' \times 2 \text{ (Lower ponds)} = 57,600 \text{ FT}^3$$

Total area of rearing tanks is;

$$4' \times 20' \text{ diameter} \times 3 = 3,768 \text{ FT}^3$$

Total area is;

$$176,568 \text{ FT}^3$$

$$1 \text{ A.F.} = 43,560 \text{ FT}^3$$

Total Volume is;

$$4.05 \text{ A.F.}$$

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FEB 03 1993

REFILMED

B 03 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

16-Oct-1992

David Huff
PO Box 352
Hagerman ID 83332

RE: Response to Notice of Error for Rights: 36-07092B, 36-07159, &
36-07160

Dear Mr. Huff:

This letter is in response to the Notices of Error (NOE) you recently filed with IDWR regarding the Director's proposed recommendation of the claims listed above. Your NOEs question the combined facility volume recommended for these rights.

We have reviewed the files and examined available aerial photographs of the facility. The information which you sent agrees with our findings, aside from the rearing tanks, which you describe as having a total volume of 3768 cubic feet. Those tanks were not found on any of the maps and photos which were used in the review. If those tanks were not developed before the date the adjudication commenced, November 19, 1987, water rights for those new ponds must be established through the permit process.

With the information you have supplied, we will increase the facility volume recommendation to 3.97 acre feet. Enclosed are profile reports of the described rights, reflecting the changes. You may keep these for your records.

If you still disagree with IDWR's recommendations, you will have an opportunity to file an objection to the Director's Report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process.

Sincerely,

Marci Sterling

Marci Sterling
Engineering Specialist (EIT)

Enclosures: Profile reports of 36-07092B, 07159, & 07160

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FEB 03 1993

Memo to files 36-07092B, 07159, + 07160

By: Marci Sterling

Date: 10/16/92

Notice of Error describes present dimensions & number of ponds. After looking at aerial photography slides, NAPP photo, & licensing files, the information supplied by claimants appears to be correct, except for the rearing tanks, which appear to be a new development since 1987. There is contradictory evidence (phone conv. with K. Christensen - 10/11/91), but it doesn't seem to agree with any other information. Recommendation was changed to agree with most valid information.

Facility }
Volume }

$$4' \times 30' \times 120' \times 8 \text{ ponds} = 115,200 \text{ ft}^3$$

$$4' \times 30' \times 240' \times 2 \text{ ponds} = \underline{57,600 \text{ ft}^3}$$

$$172,800 \text{ ft}^3 \Rightarrow 3.97 \text{ ac. ft}$$

10 ponds @ 3.97 ac. ft

MICROFILMED

FEB 03 1993

Water Right Number - R36-07159

Prefix Translation:

RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
AQUARIUS AQUACULTURE INC

1 - 2053 MONTANE DRIVE

2 -

3 -

City- GOLDEN

State- CO Zip- 80401

Phone - 303-526-1759

*** O - ORIGINAL OWNER ***
SILVER SPRINGS SALMON CO

1 - P O BOX 563

2 -

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-837-4845

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
02/18/1971 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRINGS BILLINGSLEY CREEK+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

07S	14E	18	SW NW NW	1	(47)	GOODING
			NW SW NW	2	(47)	GOODING
			SW SW NW	2	(47)	GOODING
			SE SW NW	2	(47)	GOODING
			NE NW SW	3	(47)	GOODING

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

19 - FISH PROPAGATION 01/01 12/31 10.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
10.000 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

07S	13E	13	SE NE			19	FISH PROPAGATION	(47)	GOODING
07S	14E	18	SW NW			19	FISH PROPAGATION	(47)	GOODING

Total Acres:

+ - - Diversion Means - DITCH COLLECTS SPRINGWATER.

+ - - Non-Irrigation Use - FISH PROPAGATION, 10 PONDS

+ - - Other Rights for Same Use - SEE REMARKS

MICROFILMED
FEB 03 1993MICROFILMED
FEB 03 1993

Prefix Translation: RESEARCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +					
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/20/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000467	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	- C

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R PROOF

CVR

MAPS

PHOTOS

MISC



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FEB 03 1993

Water Right Number - R36-07159

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
AQUARIUS AQUACULTURE INC.1 - 2053 MONTANE DRIVE
2 -
3 -
City- GOLDEN State- CO Zip- 80401
Phone - 303-526-1759*** O - ORIGINAL OWNER ***
SILVER SPRINGS SALMON CO.1 - P. O. BOX 563
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4845+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
02/18/1971 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRINGS BILLINGSLEY CREEK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S	14E	18	SW NW NW	1	(47)	GOODING
07S	14E	18	NW SW NW	2	(47)	GOODING
07S	14E	18	SW SW NW	2	(47)	GOODING
07S	14E	18	SE SW NW	2	(47)	GOODING
07S	14E	18	NE NW SW	3	(47)	GOODING

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
19 - FISH PROPAGATION		01/01	12/31	10.000	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
10.000 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	13E	13	SE NE			19	FISH PROPAGATION	(47) GOODING
07S	14E	18	SW NW			19	FISH PROPAGATION	(47) GOODING

Total Acres:

+ - - Diversion Means - DITCH COLLECTS SPRINGWATER.
+ - - Non-Irrigation Use - FISH, PROPAGATION, ¹²/₁₀ PONDS
+ - - Other Rights for Same Use - SEE REMARKSChanges made 10/16/92
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Water right number - R36-07159

Prefix Translation: RESEARCH

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

RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
THESE RIGHTS IS LIMITED TO 22.64 CFS (capacity of
diversion system) AND THE TOTAL COMBINED FACILITY VOLUME OF THESE
RIGHTS IS LIMITED TO 3.03 AF. 397 cfs
OTHER RIGHT NOS.: 36-07092B AND 36-07160.

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

No Old Water Right Numbers Found

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

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT
- TO IDAHO CODE 42-1416A.

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

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

Date: 01/28/1991 User Id: BEDKE Subject: SCC-STAFF REVIEW
Date: 10/25/1991 User Id: CHRISTEN Subject: COPIED FROM REMARKS
MAXIMUM RATE OF DIVERSION WHEN COMBINED WITH WR# 36-7092 & 36-7160 NOT TO EXCEED 22.64 CFS.
THIS PROPERTY WAS SOLD ON 12/20/1989 BY SILVER SPRINGS SALMON COMPANY TO AQUARIUS AQUACULTURE INC.

+ - - Audit Fields - - +
10/29/91 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	- 10/29/1991	Old Judicial District	-
Claim Received Date	- 06/20/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000467	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	-

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:40:56
07/03/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07159

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	N			N				
POINT OF DIV	Y		7-25-90	Y	1,5	2-25-91 by HSC 10-11-91	QB	
SOURCE	Y		↓	N				
PLACE OF USE	Y		7-25-90 SLC/HHT	N				
DIV. AMOUNT CFS/VOLUME	N			N				
CONSUMPTIVE USE	N			N				
PURPOSES	N			N				
PERIOD OF USE	N			N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			N				

"VERIFIED BY" CODES

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

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

See A36-07092

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FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:40:56
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07159

LAST: SILVER SPRINGS SALMON CO. FIRST:
ADDRESS: P. O. BOX 563
CITY: HAGERMAN STATE: ID ZIP: 83332
PHONE NUMBER: 208-837-4845

OWNER CODE: O

LAST: AQUARIUS AQUACULTURE INC. FIRST:
ADDRESS: 2053 MONTANE DRIVE
CITY: GOLDEN STATE: CO ZIP: 80401
PHONE NUMBER: 303-526-1759

OWNER CODE: C

FIELD EXAM REQUIRED?	DATABASE	FIELD EXAMINER
VERIFICATION REQUIRED DUE TO REMARKS?	Y	

CLAIM REMARKS: MAXIMUM RATE OF DIVERSION WHEN COMBINED WITH WR# 36-7092 &
36-7160 NOT TO EXCEED 22.64 CFS.
THIS PROPERTY WAS SOLD ON 12/20/1989 BY SILVER SPRINGS SALMON
COMPANY TO AQUARIUS AQUACULTURE INC.

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CONTACT PERSON: David Huff

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7 / 25 / 90 APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

No apparent changes

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A. AJ CLAIM: # A36-07159 PRIORITY DATE: 02-18-1971 STAGE: L

B. WR RECORD: # 36-07159 PRIORITY DATE: 02-18-1971 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
02-18-1971

REVIEWED BY

SCC

DATE

8-1-90

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-07159	07S	13E	13		SE	NE		GOODING
A36-07159	07S	14E	18		SW	NW		GOODING
A36-07159	07S	14E	18		NW	SW		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-07092 NONE
A36-07160
A36-11060

WR RECORDS IN SAME 40 ACRE TRACT

36-07092B
36-07160
36-07659
36-00047

SOURCE: SPRINGS

TRIB: BILLINGSLEY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-07159	07S	13E	13		SE	NE		GOODING
36-07159	07S	14E	18		SW	NW		GOODING
36-07159	07S	14E	18		NW	SW		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

~~36-07092B~~
~~36-07160~~
36-07659.
36-00047

A36-07092 NONE
A36-07160
A36-11060
A36-00047
A36-00047B

SOURCE: SPRINGS

TRIB:

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
Y

FIELD
EXAMINER
~~X~~
~~Y~~

REMARKS:

See A36-7092. All water comes from Hagerman Water Users' system of Ditches.

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>7S.</u>	<u>14E.</u>	<u>18</u>	<u>SW</u>	<u>NW</u>	<u>NW</u>	<u>1</u>	<u>47</u>
<u>7S.</u>	<u>14E.</u>	<u>18</u>	<u>NW</u>	<u>SW</u>	<u>NW</u>	<u>2</u>	

SOURCE: SPRINGS

TRIB: BILLINGSLEY CREEK

REVIEWED BY: SC

DATE: 8-1-90

other 1/4-1/4:

SW	SW	NW	2
SE	SW	NW	2
NE	NW	SW	3

*See Map for More Details.

A. ROOT WATER RIGHT NUMBERS: A36-07159

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	13E	13	SE	NE		AQUARIUS AQUACULTURE INC.	A36-07159 /	36-07159 /	41.0		
						NORWOOD SUBDIVISION	A36-07092A /25.0	36-07092A /25.0			
						AQUARIUS AQUACULTURE INC.	A36-07160 /	36-07160 /			
						AQUARIUS AQUACULTURE INC.	A36-07092 /	- /			
						NORWOOD , VIRGIL U.		36-07092B /			
						NORWOOD , VIRGIL U.		36-07642 /			
						HIDDEN SPRINGS TROUT RANCH INC		36-07659 / 4.0			
						CURTIS , WILLIAM A.		36-08338 /			
07S	14E	18	SW	NW		AQUARIUS AQUACULTURE INC.	A36-07159 /	36-07159 /			
						AQUARIUS AQUACULTURE INC.	A36-07160 /	36-07160 /			
						HAGERMAN WATER USERS ASSOCIATIA	A36-00057 /20.0	- /			
TOTAL ACRES						A36-07159			41.00		

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
N

PRESUMPTION FLAG:

REMARKS:

FISH PONDS.

RECOMMENDATIONS:

TOTAL ACRES: 0

REVIEWED BY: SC

DATE: 8-1-90

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-07159 FISH PROPAGATION	FROM 01-01 TO 12-31	10.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		10.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-07159 FISH PROPAGATION	FROM 01-01 TO 12-31	10.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		10.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 10.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 10.000 CFS

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

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

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

N

N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A36-07092 B A36-07160.

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

change claim

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-07092A	SPRINGS	NORWOOD SUBDIVISION	1.100	0.020	220.00	4.00

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-07159	FISH PROPAGATION -	AQUARIUS AQUACULTURE INC.	FROM 01-01 TO 12-31	10.000 CFS	
A36-07160	FISH PROPAGATION -	AQUARIUS AQUACULTURE INC.	FROM 01-01 TO 12-31	2.640 CFS	
A36-07092	FISH PROPAGATION -	AQUARIUS AQUACULTURE INC.	FROM 01-01 TO 12-31	10.000 CFS	
A36-00057	STOCKWATER	HAGERMAN WATER USERS ASSOCIATION	FROM 01-01 TO 12-31	.300 CFS	

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

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

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A
ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

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

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

per license

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
FISH PROPAGATION	01-01 12-31	DATABASE EXAMINER 10.000	DATABASE EXAMINER	DATABASE EXAMINER 0.0
TOTAL FOR THIS RIGHT		10.000		0.0

REVIEWED BY: See DATE: 8-1-90

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-07159

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
10.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-07159	10.000	-		36-07159	10.000
TOTAL CFS		10.000				10.000

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER

OK

REMARKS:

AUTHENTICATION:

SIGNATURE: Shun Oll

DATE: 1-15-91

NAME OF FIELD EXAMINER: _____ TITLE: _____