

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: **A36-08318**  
Date Received: 8/19/1988  
Receipt No: S001580  
Received By: SCC

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LYLE W CALLOW 208-837-6456  
Address: PO BOX 126  
HAGERMAN ID 83332-0000

AND/OR

Name: CHARLOTTE CALLOW 208-837-6456  
Address: PO BOX 126  
HAGERMAN ID 83332-0000

2. Date of Priority: OCT 28, 1986

3. Source: TUCKER SPRINGS, UPPER Trib. to: RILEY CREEK  
TUCKER SPRINGS, LOWER RILEY CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 07S      | 13E   | 36      | SE     | NW     | SE     |     | GOODING |
|          |       |         | NW     | SE     | SE     |     | GOODING |

5. Description of diverting works:  
VIA BIG BEND DITCH, EARTH DITCHES

6. Water is used for the following purposes:

| Purpose              | From  | To    | C.F.S | (or) | A.F.A. |
|----------------------|-------|-------|-------|------|--------|
| DIVERSION TO STORAGE | 10/15 | 03/15 | 3.950 |      |        |
| WILDLIFE STORAGE     | 10/15 | 03/15 |       |      | 1.40   |

7. Total Quantity Appropriated is:  
3.950 C.F.S. (and/or) 1.40 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
WILDLIFE/ HABITAT PONDS

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 07S      | 13E   | 22      | SW     | NW  |     | WILD S |       |

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 BASED ON IDWR LICENSING EXAM CONDUCTED IN 1987.  
PART OF THIS WATER IS USED FOR IRRIGATION UNDER SHARES IN BIG  
BEND DITCH.  
AMENDED TO MATCH THE LICENSED RIGHT. 1-7-92.

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): Charles Callan Date: 1-7-92  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 7<sup>th</sup> day

of January 19 92

Seal

Steve Collins  
Notary Public

Residing at Twin Falls

My Commission Expires Dec 7, 1994

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: A36-08318  
Date Received: 7/15/1988  
Receipt No: 5001580  
Received By: GA

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: LYLE W. CALLOW  
Address: P.O. BOX 126  
HAGERMAN, ID 83332-0000
- Name: CHARLOTTE CALLOW  
Address: P.O. BOX 126  
HAGERMAN, ID 83332-0000
2. Date of Priority: OCT 28, 1986
3. Source: TUCKER SPRINGS (UPPER & LOW Trib. to: SNAKE RIVER
4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S      | 13E   | 22      |        | SW     | NW  | R   | GOODING |
|          |       | 36      | NW     | SE     | SE  |     | GOODING |

5. Description of diverting works:  
VIA BIG BEND DITCH, EARTH DITCHES
6. Water is used for the following purposes:

| Purpose              | From  | To    | C.F.S. | (or) | A.F.A. |
|----------------------|-------|-------|--------|------|--------|
| DIVERSION TO STORAGE | 10/15 | 03/15 | 2.000  |      |        |
| WILDLIFE STORAGE     | 10/15 | 03/15 |        |      | 0.80   |

7. Total Quantity Appropriated is:  
2.000 C.F.S. (and/or) 0.80 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:  
W/VARIABLE

A36-08318

Page 1

Date: 08/19/88

MICROFILMED  
FEB 07 1993

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use             | Acres |
|----------|-------|---------|------------|-----|-----------------|-------|
| 07S      | 13E   | 22      | SW         | NW  | DIV S<br>WILD S |       |

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 BASED ON IDWR LICENSING EXAM CONDUCTED IN 1987.  
PART OF THIS WATER IS USED FOR IRRIGATION UNDER SHARES IN BIG  
BEND DITCH.  
WE ARE CLAIMING ONLY 2 CFS FOR THIS USE DUE TO THE EXPENSE OF  
CLAIMING MORE. THIS ENOUGH TO PROPERLY MAINTAIN THESE PONDS.  
ALSO, THE POND VOLUME IS ABOUT 0.8 AF. AVERAGE POND DEPTH IS  
ABOUT 18" INSTEAD OF THE 3' SHOWN ON THE LICENSE EXAM.

15. Basis of Claim: PERMIT

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: \_\_\_\_\_

**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): Charles D. Callow Date: 8-19-88  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho

County of Twin Falls )  
SS.

Subscribed and sworn (or affirmed) before me this 19th day

of August 19 88

Roxanne Storey  
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94

AJ0749NP  
No. 36-08318

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

DATE: 05/28/98  
PAGE: 1

=====

| OWNER<br>CODE | NAME & ADDRESS   | PRIORITY<br>DATE | WATER USE            | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|------------------|------------------|----------------------|-----------------------|-------------------|---------------------|
| C             | RALPH FORGEON    | 10/28/1986       | WILDLIFE STORAGE     | 10-15 03-15           |                   | 1.40 AFA            |
| C             | PATRICIA FORGEON |                  | DIVERSION TO STORAGE | 10-15 03-15           | 3.95 CFS          |                     |
|               | PO BOX 5654      |                  |                      |                       |                   |                     |
|               | KETCHUM ID 83340 |                  |                      | TOTAL DIVERSION:      | 3.95 CFS          | 1.40 AFA            |
|               | (208) 726-2661   |                  |                      |                       |                   |                     |

D CHARLOTTE CALLOW  
D LYLE W CALLOW  
PO BOX 126  
HAGERMAN ID 833320000  
(208) 837-6456

Water Source: TUCKER SPRINGS, UPPER  
TUCKER SPRINGS, LOWER

Tributary to: RILEY CREEK  
RILEY CREEK

Stage: DECREED

Point(s) of Diversion: T07S R13E S36 SENWSE NWSESE GOODING County

Place of use Legal Description for: WILDLIFE STORAGE

|     |     |    |   | NE   |      |      |      | NW |      |      |      | SW   |   |      |      | SE   |      |   |      |      |      |      |   |
|-----|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|------|---|
| T   | R   | S  | : | NENE | NWNE | SWNE | SENE | :  | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : |
|     |     |    | : | Lt   | Ac   | Lt   | Ac   | :  | Lt   | Ac   | Lt   | Ac   | : | Lt   | Ac   | Lt   | Ac   | : | Lt   | Ac   | Lt   | Ac   | : |
| 07S | 13E | 22 | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | : |
|     |     |    | : |      |      |      |      | :  |      |      |      |      | : |      |      |      |      | : |      |      |      |      | : |

POU County: GOODING

Other Rights: NONE

Remarks: EXP WILDLIFE STORAGE/HABITAT PONDS  
WATER IS DELIVERED THROUGH BIG BEND DITCH.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 36A

Field Inspection Flag:  
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

MAY 28, 1998

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

RALPH & PATRICIA FORGEON  
PO BOX 5654  
KETCHUM ID 83340

RE: CHANGE OF OWNERSHIP SRBA CLAIM NO. 36-08318 & 36-10039

DEAR MR. & MRS. FORGEON,

Pursuant to your request for a change in ownership and/or the notification that you presently own the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owners as you requested for right 36-08318.

I have forwarded your request and information to our state office to change the record on right number 36-10039.

Please find enclosed a copy of your adjudication claim, as it now appears in our records.

If you have any further corrections or questions please contact our office.

Sincerely,

STEVE CLELLAND  
Sr. Water Resource Agent

ENC:

cc: IDWR State Office

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

MAY 27 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

~~Incomplete forms will be returned.~~

AJ:

1. Water Right No(s).:

36-00133 / 36-00192 / 36-08318

Adjudication Claim No(s).:

(WR: 36-10039)

2. The following REQUIRED information must be submitted with this form:

✓ A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

✓ B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

✓ C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

LYLE & CHARLOTTE CALLOW

PO BOX 126, HAGERMAN, ID.

4. New Owner/Claimant(s)

RALPH & PATRICIA, FORGEON

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO BOX 5654

City, State and ZIP Code

KETCHUM, ID. 83340

New Telephone Number

(208) 724-2661

5. Date you acquired the property

SEPT 19<sup>TH</sup>, 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Ralph Forgeon  
Patricia Forgeon

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

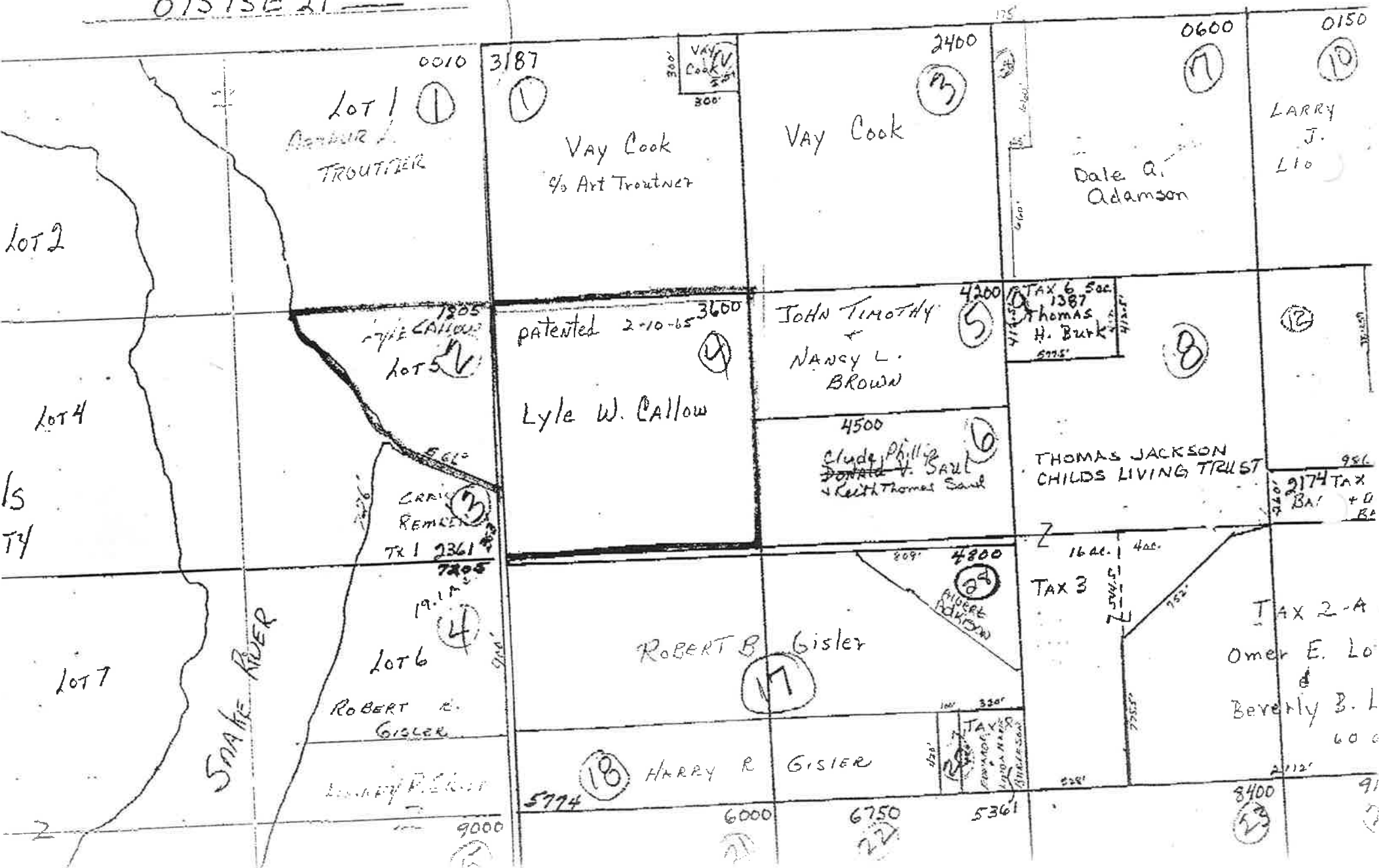
5/27/98 cu Cannot convey ownership of Big Bend Claims.  
added WR decre 36-10039 for Domestic Well Right  
As discussed w/ MR. FORGEON.

None

36-08318

Y  
Hwy. 3  
Sch. Dist 233  
Sec. 21 Twp. 7 Rng. 13 Cem: Hagerman Fire: Hagerman

075 13 E 21



INCORPORATED UNDER THE LAWS OF THE

STATE OF IDAHO, FEBRUARY 2, 1904

NUMBER 159



58 SHARES

# Big Bend Irrigation and Mining Co., Ltd.

CAPITAL STOCK \$2,000.00

This Certifies that Ralph & Patricia Forgeon is the owner of  
Fifty Eight Shares of the Capital Stock of  
BIG BEND IRRIGATION and MINING COMPANY, Ltd.

transferable only on the Books of the Corporation by the  
holder hereof in person or by duly authorized Attorney, on  
surrender of this Certificate properly endorsed.

In Witness Whereof the duly authorized officers of this Corporation have hereunto subscribed  
their names and caused the corporate Seal to be hereon affixed at Hagerman, Idaho  
this 26<sup>th</sup> day of September A.D. 1997

Carolyn Burton  
SECRETARY

Irvin Christensen  
PRESIDENT

Shares \$10.00 Each.

RE-RECORDED TO CORRECT LEGAL DESCRIPTION

172413

RE-RECORDED TO ADD GRANTORS MIDDLE INITIAL.

Recorded at the request of  
Benoit, Alexander, Sinclair,  
Harwood & High, L.L.P.  
126 2nd Avenue North, P.O. Box 366  
Twin Falls, Idaho 83303-0366

Mail original to Benoit, Alexander,  
Sinclair, Harwood & High, L.L.P.

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of

6 min. past 4 o'clock P.m. this 19th

Sept. 1997

\$6.00

for Ballenger

Deputy

SPACE ABOVE THIS LINE FOR RECORDER'S USE

## WARRANTY DEED

*had*

LYLE W. CALLOW

CHARLOTTE E. CALLOW

c.c.

For Value Received, ~~DR. LYLE CALLOW~~ and ~~CHARLOTTE CALLOW~~, the Grantors, do hereby convey, bargain and sell unto RALPH FORGEON and PATRICIA FORGEON, the Grantees, whose address is P.O. Box 5654, Ketchum, ID 83340 the following described premises, situated in Gooding County, Idaho, to-wit: SEE ATTACHED EXHIBIT A

~~Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho~~

Section 21: Lot 5, EXCEPT the following:

- A. That part of Lot 5 lying South of a line on the North side of the waste ditch and South of the old mining pit below the rocks, described as:

BEGINNING at the Northwest corner of the SE  $\frac{1}{4}$  of Section 22;  
Thence Due West to the North or East bank of Snake River 44 rods;  
Thence South 63° East to the West line of said Section 22, 22 rods to the PLACE OF BEGINNING.

- B. 25 foot roadway on the East side of the NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 21, as conveyed to Hagerman Highway District by deed dated June 17, 1933 and recorded May 10, 1934 in Book 25 Deeds page 344, records of Gooding County, Idaho.

~~Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho.~~

~~Section 22: SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , EXCEPT 15 foot roadway on the North side as conveyed to Hagerman Highway District by deed dated November 14, 1933 and recorded May 10, 1934 in Book 25 Deeds Page 345, records of Gooding County, Idaho.~~

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except

WARRANTY DEED

F:\FILE\C-156\HOMEPROP.AGR



**EXHIBIT "A"**

Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho

Section 21: Lot 5, EXCEPT the following:

- A. That part of Lot 5 lying South of a line on the North side of the waste ditch and South of the old mining pit below the rocks, described as:

BEGINNING at the Northwest corner of the SW $\frac{1}{4}$  of Section 22;  
Thence Due West to the North or East bank of Snake River;  
Thence Northerly along the bank of the Snake River a distance of 44 rods;  
Thence South 63° East to the West line of said Section 22;  
Thence South along the West line of said Section 22 for a distance of 22 rods to the  
PLACE OF BEGINNING.

- B. 25 foot roadway on the East side of the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 21, as conveyed to Hagerman Highway District by deed dated June 17, 1933 and recorded May 10, 1934 in Book 25 Deeds page 344, records of Gooding County, Idaho.

Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho

Section 22: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , EXCEPT 15 foot roadway on the North side as conveyed to Hagerman Highway District by deed dated November 14, 1933 and recorded May 10, 1934 in Book 25 Deeds Page 345, records of Gooding County, Idaho.

~~172531~~  
~~STATE OF IDAHO COUNTY OF GOODING~~  
~~Filed for record at the request of GOODING TITLE & ESCROW~~  
~~50 min. past 9 o'clock A.m. this 7th~~  
~~of October, 19 97 9.00~~  
~~By Penny Watson Deputy~~

Attached to Warranty Deed dated June 16, 1997, recorded September 19, 1997 as Instrument No. 172413 and re-recorded October 7, 1997 as Instrument No. 172631.

Dated: October 16, 1997

Lyle W. Callow  
LYLE W. CALLOW

Charlotte E. Callow  
CHARLOTTE E. CALLOW

STATE OF IDAHO                    )  
                                          )ss.  
COUNTY OF TWIN FALLS )

On this 16th day of October, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared **Lyle W. Callow and Charlotte E. Callow**, 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.

Shelli Rae Mason  
Notary Public  
Residing at: **Kimberly, Idaho**  
Commission Expires: **6/24/99**



**172765**

STATE OF IDAHO COUNTY OF GOODING  
GOODING TITLE & ESCROW  
Filed for record at the request of \_\_\_\_\_  
45 min. past 3 o'clock P.m. this 17th  
of October, 1997 12:00  
By Penny Watson Deputy

172414

Recorded at the request of  
Benoit, Alexander, Sinclair,  
Harwood & High, L.L.P.  
126 2nd Avenue North, P.O. Box 366  
Twin Falls, Idaho 83303-0366

Mail original to Benoit, Alexander,  
Sinclair, Harwood & High, L.L.P.

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of

Gooding Title  
7 min. past 4 o'clock P m. this 14 day  
of Sept., 1997 \$ 6.00

By Pat Bellinger Deputy

SPACE ABOVE THIS LINE FOR RECORDER'S USE

## QUITCLAIM DEED

FOR VALUE RECEIVED DR. LYLE CALLOW and CHARLOTTE CALLOW hereby  
convey, release, remise and forever quit claim unto RALPH FORGEON  
and PATRICIA ~~PAT~~ FORGEON, whose address is P.O. Box 5654, Ketchum, ID 83340,  
the following described water rights situated in Gooding County,  
Idaho:

Any and all water rights including, without limitation,  
all shares in the Big Bend Irrigation and Mining Company.

together with their appurtenances.

DATED this 16<sup>th</sup> day of June, 1997.

Lyle Callow  
DR. LYLE CALLOW

Charlotte C Callow  
CHARLOTTE CALLOW

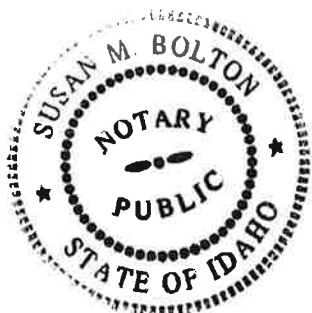
QUITCLAIM DEED

F:\FILE\C-156\HOMEPROP.AGR

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

On this 16<sup>th</sup> day of June, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared DR. LYLE CALLOW and CHARLOTTE CALLOW, husband and 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.



Susan M. Bolton  
NOTARY PUBLIC  
Residing Gooding ID  
My Commission Expires: 10-16-98

STATE OF IDAHO )  
 ) ss.  
COUNTY OF TWIN FALLS )

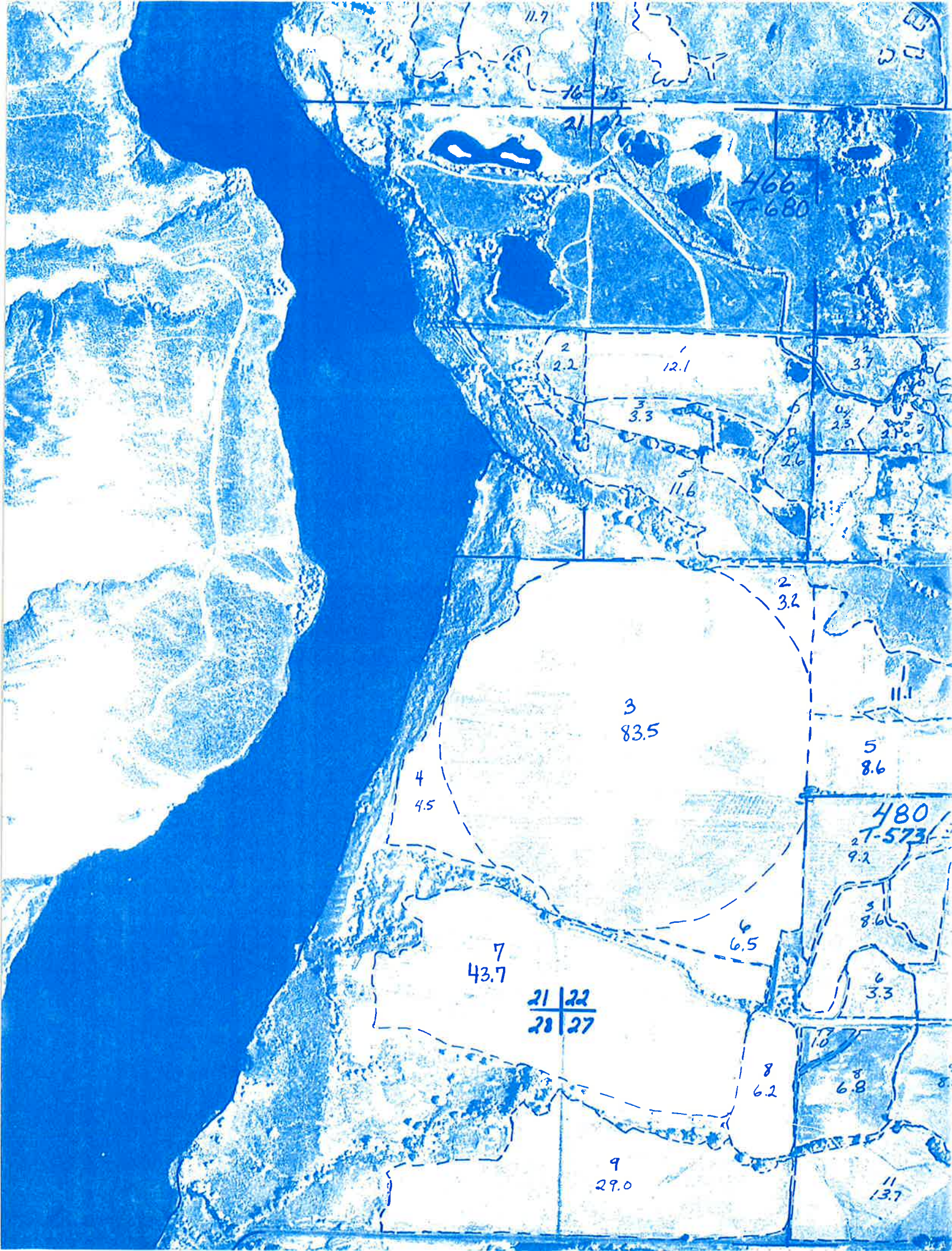
On this 16th day of October, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared Lyle W. Callow and Charlotte Callow, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

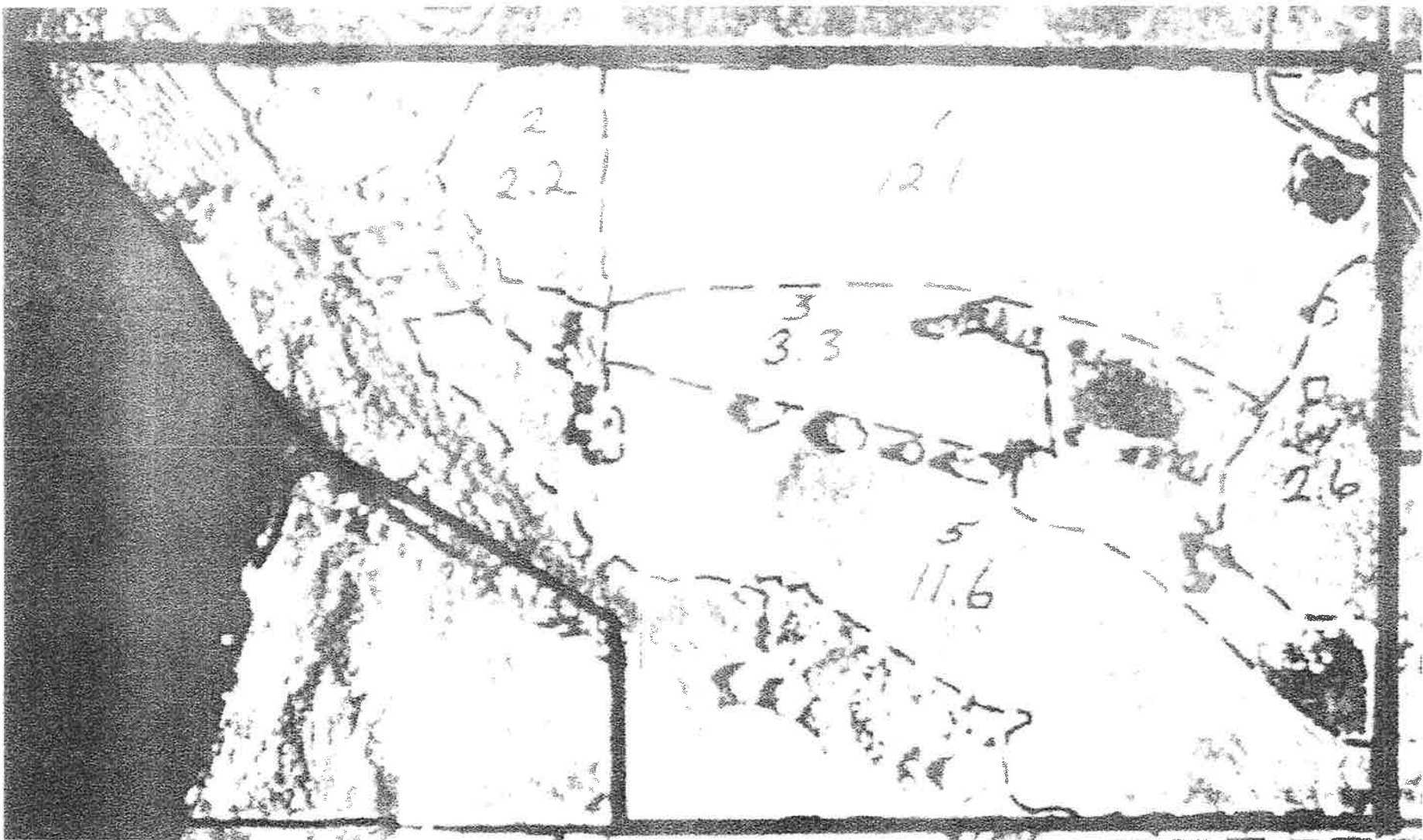
IT WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public  
Residing at Kimberly, Idaho  
Commission Expires: 6/24/99

**QUITCLAIM DEED**

F:\FILE\C-156\HOMEPROP.AGR





**R PROOF**

**✓**  
**—**

**CVR**

**✓**  
**—**

**MAPS**

**—**

**PHOTOS**

**—**

**MISC**

**✓**  
**—**

**MICROFILMED**  
**FEB 07 1993**

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

08/18/92 09:15:14

Page 1

VERIFIED BY ADT

Water Right Number - R36-08318 Prefix Translation: RESEARCH Old (D) Number -  
+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
CALLOW

LYLE W

1 - PO BOX 126

2 -

3 -

City- HAGERMAN

State- ID Zip- 833320000

Phone - 208-837-6456

1 - PO BOX 126

2 -

3 -

City- HAGERMAN

State- ID Zip- 833320000

Phone - 208-837-6456

CALLOW

CHARLOTTE

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
10/28/1986 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +  
TUCKER SPRINGS, UPPER RILEY CREEK  
TUCKER SPRINGS, LOWER RILEY CREEK

| Twn | Rng | Sec | Tract    | Lot | RFlg | County  |
|-----|-----|-----|----------|-----|------|---------|
| 07S | 13E | 36  | SE NW SE |     | (47) | GOODING |
|     |     |     | NW SE SE |     | (47) | GOODING |

| Code | Description          | Period From | Period To | Diversion Rate | Diversion Volume |
|------|----------------------|-------------|-----------|----------------|------------------|
| 55 - | DIVERSION TO STORAGE | 10/15       | 03/15     | 3.950          |                  |
| 17 - | WILDLIFE STORAGE     | 10/15       | 03/15     |                | 1.40             |

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
3.950 1.40 0.0

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description      | County       |
|-----|-----|-----|-------|-----|-------|------|------------------|--------------|
| 07S | 13E | 22  | SW NW |     |       | 17   | WILDLIFE STORAGE | (47) GOODING |

Total Acres:

+ - - Diversion Means - VIA BIG BEND DITCH, EARTH DITCHES

+ - - Non-Irrigation Use - WILDLIFE STORAGE/HABITAT PONDS

+ - - Other Rights for Same Use - NONE

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

08/18/92 09:15:14  
Page 2

Water right number - R36-08318

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - -  
WATER IS DELIVERED THROUGH BIG BEND DITCH.  
PORTIONS OF RIGHT NOS. 36-00133 & 36-00192 ARE LIMITED TO USE  
FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.  
SOURCES FOR THIS RIGHT ARE UPPER TUCKER SPRINGS AND LOWER  
TUCKER SPRINGS, BOTH TRIBUTARY TO RILEY CREEK.

+ - - - - Old Water Right Numbers - - - - -  
3608318

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

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

+ - - - - Comments - - - - -  
Date: 12/10/1991 User Id: CLELLAND Subject: COPIED FROM REMARKS  
CLAIM IS BASED ON IDWR LICENSING EXAM CONDUCTED IN 1987.  
BEND DITCH.      PART OF THIS WATER IS USED FOR IRRIGATION UNDER SHARES IN BIG  
CLAIMING MORE. THIS ENOUGH TO PROPERLY MAINTAIN THESE PONDS. WE ARE CLAIMING ONLY 2 CFS FOR THIS USE DUE TO THE EXPENSE OF  
ABOUT 18" INSTEAD OF THE 3' SHOWN ON THE LICENSE EXAM. ALSO, THE POND VOLUME IS ABOUT 0.8 AF. AVERAGE POND DEPTH IS

+ - - Audit Fields - - +  
08/18/92 THORNTON

+ - - - - 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 -  
Response Filed Date - 00/00/0000      Verified Date - 08/18/1992      Old Case Number -  
Claim Received Date - 08/19/1988      Last Amended Date - 00/00/0000      Old Judicial District -  
Receipt Number - S001580      Temporary Right - P  
POU Ownership Flag - Y      Water District - 36A  
Name Connector - AND/OR      Federal/State Indicator - S  
Presumption Flag -  
Notice of Error Flag -

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

01:40:04  
07/03/90

PAGE: 12  
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-08318

| WR ELEMENT                | FIELD EXAM<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N       | VERIFIED BY<br>CODE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|-------------------|-------------------------------------------------|----------------------------|------------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                   |                                                 | LICENSE EXAM<br>3-17-1988  | PER<br>LICENSE<br>11-15-1991 |                     | see<br>9-5-90                    | DB<br>10-12-90                       | see<br>12-10-91               |
| POINT OF DIV              | Y                 |                                                 |                            |                              |                     |                                  |                                      |                               |
| SOURCE                    | Y                 |                                                 |                            |                              |                     |                                  |                                      |                               |
| PLACE OF USE              | Y                 |                                                 |                            |                              |                     |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | Y                 | amended<br>claim to 3.95 cfs                    |                            | (Y)                          | amendment           | see<br>1-7-92                    |                                      |                               |
| CONSUMPTIVE USE           | -                 |                                                 |                            |                              |                     |                                  |                                      |                               |
| PURPOSES                  |                   |                                                 |                            |                              |                     |                                  |                                      |                               |
| PERIOD OF USE             |                   |                                                 |                            |                              |                     |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                 |                                                 |                            |                              |                     |                                  |                                      |                               |
| REMARKS                   | Y                 |                                                 |                            | (Y) 6                        |                     |                                  |                                      |                               |

"VERIFIED BY" CODES

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

\*Recommend as Licensed  
11-15-1991

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

RECORDED

FEB 07 1993

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

01:40:04  
07/03/90

PAGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A36-08318

LAST: CALLOW  
ADDRESS: P.O. BOX 126  
CITY: HAGERMAN  
PHONE NUMBER:

FIRST: LYLE W.

STATE: ID ZIP: 833320000

OWNER CODE: C

LAST: CALLOW  
ADDRESS: P.O. BOX 126  
CITY: HAGERMAN  
PHONE NUMBER:

FIRST: CHARLOTTE

STATE: ID ZIP: 833320000

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE  
Y

FIELD  
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: CLAIM IS BASED ON IDWR LICENSING EXAM CONDUCTED IN 1987.  
PART OF THIS WATER IS USED FOR IRRIGATION UNDER SHARES IN BIG  
BEND DITCH.  
WE ARE CLAIMING ONLY 2 CFS FOR THIS USE DUE TO THE EXPENSE OF  
CLAIMING MORE. THIS ENOUGH TO PROPERLY MAINTAIN THESE PONDS.  
ALSO, THE POND VOLUME IS ABOUT 0.8 AF. AVERAGE POND DEPTH IS  
ABOUT 18" INSTEAD OF THE 3' SHOWN ON THE LICENSE EXAM.

MICROFILMED  
FEB 07 1993

CONTACT PERSON: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

DATE OF FIELD EXAM: \_\_\_\_/\_\_\_\_/\_\_\_\_

APPOINTMENT MADE: Y(\_\_\_\_) N(\_\_\_\_)

TIME: \_\_\_\_:\_\_\_\_ A(\_\_\_\_) P(\_\_\_\_)

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / REMARKS:

*Examined for Licensing 3-17-88.*

*Recommended as Licensed.*

*Amended claim to match license + paid additional fees of \$19<sup>00</sup>.  
Receipt # 5014037*

MICROFILMED  
FEB 07 1993

A. AJ CLAIM: # A36-08318 PRIORITY DATE: 10-28-1986 STAGE: P  
B. WR RECORD: # 36-08318 PRIORITY DATE: 10-28-1986 STAGE: P

C. FIELD EXAM REQUIRED?  
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER ✓

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

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====

RECOMMENDED PRIORITY DATE:  
10-28-1986

REVIEWED BY See

DATE 9-5-90

=====

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FEB 07 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY    |
|-----------|------|------|------|-----|-----|-----|-----|---------|
| A36-08318 | 07S  | 13E  | 22   |     | SW  | NW  |     | GOODING |
| A36-08318 | 07S  | 13E  | 36   | NW  | SE  | SE  |     | GOODING |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A36-04142 NONE  
A36-07237  
A36-00133  
A36-07865  
A36-10064  
A36-02007

WR RECORDS IN SAME 40 ACRE TRACT

36-00020  
36-00028  
36-00127  
36-00133  
36-00136  
36-00174  
36-00194  
36-02055  
36-02056  
36-02478  
36-04065  
36-04142  
36-07237  
36-07762  
36-07865  
L36-07762  
36-08325  
36-08348  
36-08377  
L36-08318

SOURCE: TUCKER SPRINGS, UPPER  
TUCKER SPRINGS, LOWER

TRIB: RILEY CREEK  
RILEY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY    |
|----------|------|------|------|-----|-----|-----|-----|---------|
| 36-08318 | 07S  | 13E  | 36   | NW  | SE  | SE  |     | GOODING |
| 36-08318 | 07S  | 13E  | 36   | SE  | NW  | SE  |     | GOODING |
| 36-08318 | 07S  | 13E  | 22   |     | SW  | NW  |     | GOODING |

OTHER WR RECORDS WITH SAME WR POD

L36-07762  
36-08325  
36-08348  
36-08377  
L36-08318  
36-08317  
L36-08317

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX

A36-00194 NONE  
A36-07762  
A36-00136  
A36-04142  
A36-07237  
A36-00133  
A36-07865  
A36-10064  
A36-02007

MICROFILMED  
FEB 07 1993

SOURCE: TUCKER SPRINGS

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

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

DATABASE  
Y  
Y

FIELD  
EXAMINER  
N

REMARKS:

*Recommend as licensed. Include 10 Ac 1/4 for POD.*

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | COUNTY |
|------|------|------|-----|-----|-----|-----|--------|
|------|------|------|-----|-----|-----|-----|--------|

*See LICENSE*

SOURCE:

REVIEWED BY:

*see*

TRIB:

DATE: *9-5-90*

*NOTE: LICENSE FAILS to Account for  
THE SEPARATE SPRINGS USED.*

*RECOMMEND: listing 2 points of Diversion  
and separate source listing to  
Eliminate future confusion.*

*1-7-92*

*see*

MICROFILMED  
FEB 07 1993

A. ROOT WATER RIGHT NUMBERS: A36-08318

B. POU LISTING

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME                         | AJ<br>#/ACRES    | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-------------|-----|-----|-----|-----|-----|------------------------------|------------------|---------------|-----------------|----------------|------------------|
| 07S         | 13E | 22  | SW  | NW  |     | CALLOW , LYLE W.             | A36-08318 /      | 36-08318 /    | 37.0            |                |                  |
|             |     |     |     |     |     | BIG BEND IRRIGATION & MINING | CA36-02007 /40.0 | 36-02007 /    |                 |                |                  |
|             |     |     |     |     |     | BIG BEND IRRIGATION & MINING | CA36-00192 /40.0 | 36-00192 /    |                 |                |                  |
|             |     |     |     |     |     | BIG BEND IRRIGATION & MINING | CA36-00133 /40.0 | 36-00133 /    |                 |                |                  |
|             |     |     |     |     |     | CALLOW , LYLE W.             |                  | L36-08318 /   |                 |                |                  |
| 07S         | 13E | 22  |     |     |     | CALLOW , LYLE W.             | A36-08318 /      | - /           |                 |                |                  |
|             |     |     |     |     |     | NORTH SIDE CANAL CO.         |                  | 01-00212 /    |                 |                |                  |
|             |     |     |     |     |     | NORTH SIDE CANAL CO.         |                  | 01-00213 /    |                 |                |                  |
|             |     |     |     |     |     | NORTH SIDE CANAL CO.         |                  | 01-00215 /    |                 |                |                  |
|             |     |     |     |     |     | NORTH SIDE CANAL CO.         |                  | 01-00220 /    |                 |                |                  |
| TOTAL ACRES |     |     |     |     |     |                              | A36-08318        |               | 37.00           |                |                  |

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:

WILDLIFE STORAGE; per license.

RECOMMENDATIONS:

TOTAL ACRES: See

REVIEWED BY: See

DATE: 7-5-90

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A. AJ CLAIMED USES:

|                                     | PURPOSES             | MONTH/DAY           | DIVERSION QUANTITY |
|-------------------------------------|----------------------|---------------------|--------------------|
| A36-08318                           | DIVERSION TO STORAGE | FROM 10-15 TO 03-15 | 2.000 CFS          |
| A36-08318                           | WILDLIFE STORAGE     | FROM 10-15 TO 03-15 | .80 AF/A           |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |                      |                     | 2.000 CFS .80 AF/A |

B. WR RECORDED USES:

|                                     | PURPOSES             | MONTH/DAY           | DIVERSION QUANTITY   |
|-------------------------------------|----------------------|---------------------|----------------------|
| 36-08318                            | DIVERSION TO STORAGE | FROM 10-15 TO 03-15 | 5.000 CFS            |
| 36-08318                            | WILDLIFE STORAGE     | FROM 10-15 TO 03-15 | 5.000 CFS 15.00 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |                      |                     | 5.000 CFS 15.00 AF/A |

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) | Y        | <u>N</u>       |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | N        | <u>N</u>       |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y( ) N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

LICENSE

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FEB 07 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y( ) N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 2.000 CFS  
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.000 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)

Y

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FEB 07 1993

B.

FLOW MEASUREMENT

MEASUREMENT METHOD \_\_\_\_\_, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM     | SOURCE                | NAME                           | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|-----------------------|--------------------------------|-----------|----------------|-----------|----------------|
| A36-02007 | TUCKER SPRINGS, UPPER | BIG BEND IRRIGATION & MINING C | 4.000     | 0.006          | 2895.90   | 4.58           |

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

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 = \_\_\_\_\_ 0.80 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(\_\_\_\_)

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

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FEB 07 1993

RECOMMENDATIONS:

PER LICENSE

| REC.<br>PURPOSES     | REC. PERIOD<br>FROM TO | REC. DIV<br>RATE CFS       | REC. DIV<br>VOL. AF/A     | REC. CONS.<br>USE        |
|----------------------|------------------------|----------------------------|---------------------------|--------------------------|
| DIVERSION TO STORAGE | 10-15 03-15            | DATABASE EXAMINER<br>2.000 | DATABASE EXAMINER<br>0.80 | DATABASE EXAMINER<br>0.0 |
| WILDLIFE STORAGE     | 10-15 03-15            |                            |                           |                          |
| TOTAL FOR THIS RIGHT |                        | 2.000                      | 0.80                      |                          |

REVIEWED BY:

su

DATE:

9-5-90

MICROFILMED

FEB 07 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

|                              | ACCEPTED<br>AS CLAIMED | NEEDS<br>REVIEW |
|------------------------------|------------------------|-----------------|
| OWNERSHIP _____              | ( )                    | ( )             |
| FORFEIT/ABANDON _____        | ( )                    | ( )             |
| ADDITIONAL DIV. AMOUNT _____ | ( )                    | ( )             |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-08318

|                                   | DATABASE | EXAMINER | CFS |
|-----------------------------------|----------|----------|-----|
| TOTAL DIVERSION RATE OF WR SPLITS | 3.950    | _____    |     |

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| -                    | A36-08318                | 2.000             | -                         |                  | 36-08318            | 5.000             |
| -                    | -                        |                   | -                         |                  | L36-08318           | 3.950             |
| TOTAL CFS            |                          | 2.000             |                           |                  |                     | 3.950             |

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 | FIELD<br>EXAMINER |
|----------|-------------------|
| N        | _____             |

REMARKS:

AUTHENTICATION:

SIGNATURE: Steve Clelland DATE: 9-5-90  
NAME OF FIELD EXAMINER: STEVE CLELLAND TITLE: \_\_\_\_\_

Licensed 11-15-91  
Su 1-7-92

MICROFILMED  
FEB 07 1993

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELAND

FILE A36-08318

RE: Licensed Diversion Rate vs. Claimed Rate

DATE 12-10-91

NAME OF PARTY

Charlotte Callow

837-6456

I explained the differences between the records and she already had some awareness of the situation. She said they would like to amend the claim to pick up the unclaimed portions of the licensed right.

I asked her to come in ASAP and she said she was sick now but would be in before the end of this month. I told her the fee to increase the claim would be about \$195.00.

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