

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: A36-10154
Date Received: 7/06/1988
Receipt No: 5000 716
Received By: ADL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: MAR 01, 1985

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

4. Point of Diversion:

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

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	02/01	11/15	0.360		

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

8. Total consumptive use is 36.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	14E	2	SW	SE	7	IRR	12.0
Section Acres							12.0
Total Acres							12.0

A36-10154

Page

1

Date: 07/06/88

MICROFILMED

FEB 07 1993

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

THIS PROPERTY IS LEASED FROM IDAHO POWER CO.
THIS USE IS AN EXPANSION OF A36-04074

15. Basis of Claim: BENEFICIAL USE
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: 1

For Organizations:

I do solemnly swear or affirm that I am Secretary of

Clear Lake Country Club, that I have signed the foregoing
Organization document in the space below as Secretary of

Clear Lake Country Club and that the statements contained in the
Organization foregoing document are true and correct.

John B. St. Maurice
Signature of Authorized Agent

Secretary
Title and Organization

7-6-88
Date

State of Idaho

County of

Twin Falls

) SS.
)

Subscribed and sworn (or affirmed) before me this 6th day

of

July

19

88

Al D. Mendenhall
Notary Public

Seal

Residing at

Kinsley, Id.

My Commission Expires

6/30/1994

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FEB 07 1993



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

A36-10154
CLEAR LAKE COUNTRY CLUB
RT. 4 BOX 225

8041

TO 833016

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

MICROFILMED
FEB 07 1993

THE MATTER OF:

AFFIDAVIT

State of Idaho

County of Gooding

Larry Francis

being first duly sworn,

deposes and says: he is at present the manager of Clear Lake Country Club and has held that position since 1974. being first employed by the Buhl Country Club, predecessor to the Clear Lake Country Club. During that time the land has been continuously irrigated from Clear Lake and springs through a pump and ditch system prior to being being piped and sprinkled. The land is mostly of sandy texture and has a high rate of water percolation so that it takes a lot of water to grow good grasses. The five acres put under sprinkler for driving range was put into use in the spring of 1985. This was with water from the pumping system out of Clear Lake.

Larry Francis
(signature)

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

Kap Sauer
(notary public)
MICROFILMED
FEB 7 1993

Residing at Hagerman

My commission expires 11/24/95

JAN - 3 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

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

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

DIRK KEMPTHORNE
GOVERNOR

December 27, 2001

KARL J. DREHER
DIRECTOR

CLEAR LAKE COUNTRY CLUB

~~C/O JOHN R. LEMOYNE~~ Steve Meyerhoeffer

403 CLEAR LAKE LN

BUHL ID 83316

1RR

Re: Snake River Basin Adjudication (SRBA)

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

36-04148A

Change of Address

See Attached

Dear Water Right Holder:

all records modified

1-4-02 - ss

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

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

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

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

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Steve Meyerhoeffer
Claimant Signature

208-543-4849
Telephone No.

RECEIVED

JAN - 3 2002

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: 36-04148A
Adjudication Claim No(s).: 36-04148A (partial decree attached hereto)
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant L & M Inc. and Clear Lake Corporation
307 Clear Lake Lane, Buhl, Idaho 83316
4. New Owner/Claimant(s) Clear Lake Country Club
New Mailing Address Rt. 1 Box 225
City, State and ZIP Code Buhl, Idaho 83316
New Telephone Number (208) 543-4849
5. Date you acquired the property January 27, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. (more particularly described in partial decrees for water rights nos. 36-04148B and 36-04074, attached hereto)
Number of acres you irrigate 90 Number and type of stock _____
Diversion rate in CFS .6 cfs Number of homes _____ Other uses _____
7. Signature of New Owner or Claimant(s) *Harry Galt President*
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

1977 NOV 24 PM 3: 57
DISTRICT COURT-5
TWIN FALLS COUNTY
FILED

PAGE 1
NOV-20-1997

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

In Re SRBA)
)
Case No. 39576)
)
)
)

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

1997 NOV 24 PM 3:57

DISTRICT COURT-5
TWIN FALLS, IDAHO
FILED

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

SOURCE: CLEAR SPRINGS TRIBUTARY: CLEAR LAKES

QUANTITY: 1.5 CFS

PRIORITY DATE: 09/19/1912

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

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

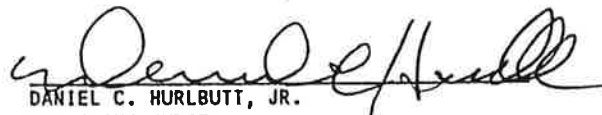
PLACE OF USE: IRRIGATION Within GOODING County
T09S R14E S01 Lot 6 (SENE) 0.6 Lot 13 (NESE) 23 Lot 12 (NWSW) 10.6 Lot 15 (SWSW) 15.6
S02 Lot 8 (NESE) 1.9 Lot 7 (SWSE) 1.8 Lot 9 (SESE) 23.4
S11 Lot 5 (NENE) 8.8 Lot 6 (NWNE) 4.3
90 ACRES TOTAL

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


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

RULE 54(b) CERTIFICATE

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


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

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

In Re SRBA)
Case No. 39576)
_____)

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

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

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

SOURCE: CLEAR LAKES STREAM TRIBUTARY: SNAKE RIVER

QUANTITY: 1.4 CFS

PRIORITY DATE: 09/19/1912

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

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.4 CFS

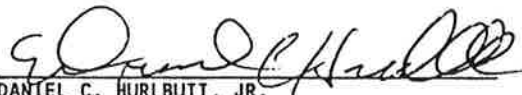
PLACE OF USE:	IRRIGATION	Within GOODING County
	T09S R14E S01 Lot 6 (SENE) 0.6 Lot 13 (NESW) 23 Lot 12 (NWSW) 10.6 Lot 15 (SWSW) 15.6	
	S02 Lot 8 (NESE) 1.9 Lot 7 (SWSE) 1.8 Lot 9 (SESE) 23.4	
	S11 Lot 5 (NENE) 8.8 Lot 6 (NWNE) 4.3	
	90 ACRES TOTAL	

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


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

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

CID 65734

Notice to Mailer of Correction in Address

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

☐ No account number on mail

☐ Account number illegible

Addressee's Name

Clear Lake Country Club % John R. Lemayne

Old Address (Include apartment or suite number)

Rt 04 Box 225

City, State, and ZIP Code

Buhl ID 83316

New Address (Include apartment or suite number)

403 Clear Lake Ln

City, State, and ZIP Code

Buhl ID 83316

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

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

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

☐ Moved, left no address

☐ No such street

☐ No such number

☐ Refused

☐ Attempted, not known

☐ Unclaimed

HP LaserJet 3100
Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for
WATER RESOURCES
2083275400
Jan-4-02 1:44PM

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

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



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

DIANE KAMPHORNE
GOVERNOR
KARL J. DASIERA
DIRECTOR

FAX TRANSMITTAL COVER SHEET

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

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

DOCUMENT DESCRIPTION

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

Please contact me if I can be of further assistance.

COVER SHEET + 3 PAGES

stacey

~ Celebrating Our Centennial Year of Service to

Could you please
fax the information
you have on (36-10155) to
543-4855.

Couldn't find in our
records. FAX'd 1-4-02, pp
Also bought a parcel
in 1998. Info Attached.
Thank,

Log for claim 36-10154

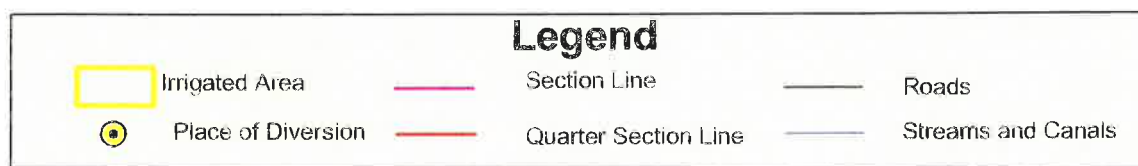
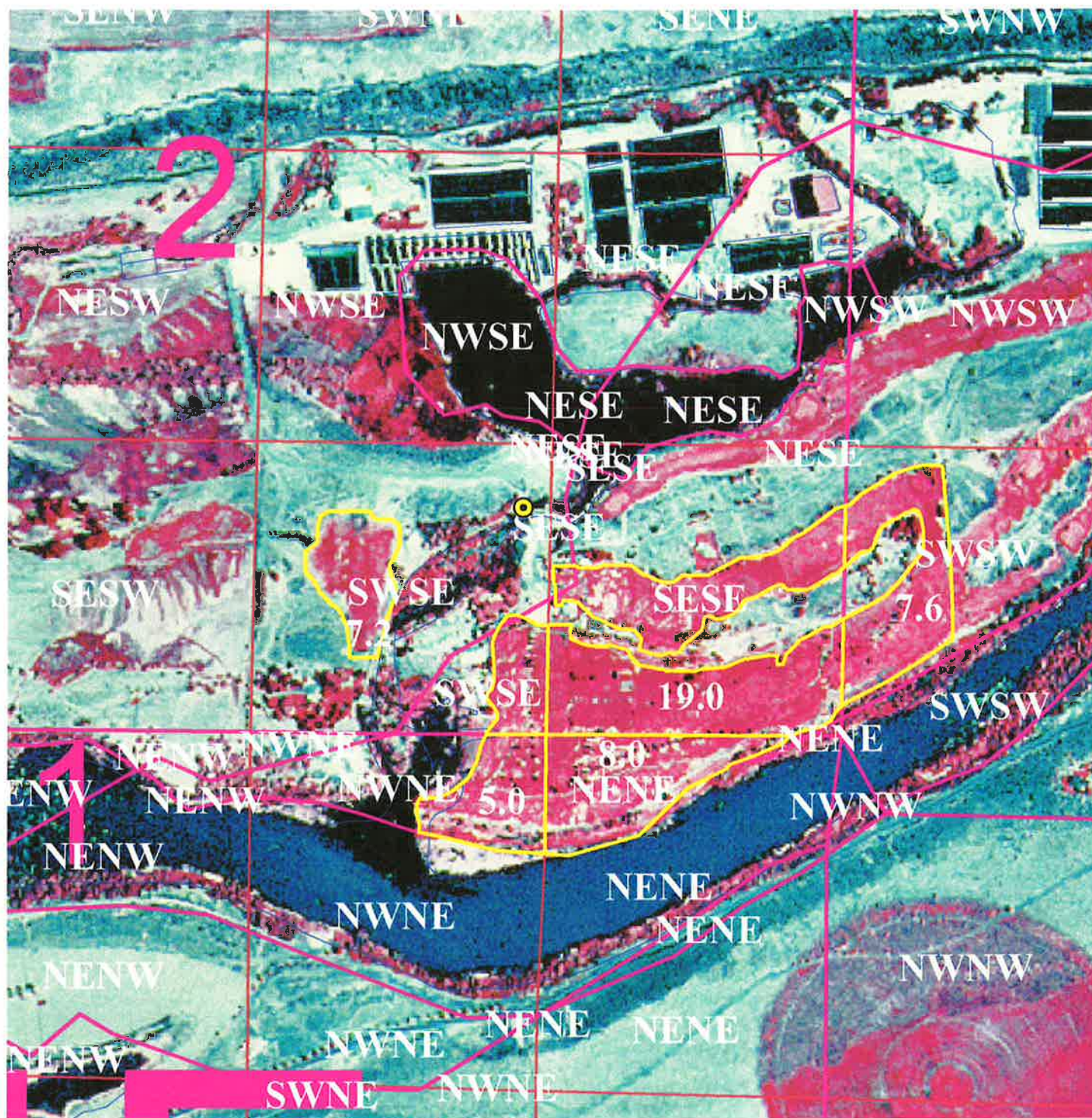
Spatial Dynamics LTD

12/18/01

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

Water Right Number 36-10154
Townships , 8S14E, 9S14E

12/18/2001



5. CLAIM FILE FOR A36-10154

1		COPY OF MAP WITH HANDWRITTEN NOTATIONS SHOWING
		PLACE OF USE
2		HANDWRITTEN NOTE EXPLAINING PERIOD OF USE CLAIMED
3		CLAIM VERIFICATION REPORT
4	12/02/91	ADJUDICATION CLAIMS PROOF READING REPORT
5	10/07/92	IDWR LETTER TO LARRY FRANCIS RESPONDING TO NOTICE
		OF ERROR
6	10/07/92	ADJUDICATION CLAIMS PROOF READING REPORT
7	09/17/92	NOTICE OF ERROR
8	10/11/90	ADJUDICATION CLAIMS PROOF READING REPORT
9	10/02/91	ADJUDICATION CLAIMS PROOF READING REPORT
10	10/28/91	AFFIDAVIT OF LARRY FRANCIS
11	10/03/91	IDWR LETTER REQUESTING EVIDENCE
12		MAP OF CLEAR LAKES AREA WITH DRAWINGS AND
		HANDWRITTEN NOTATIONS
13	07/06/88	ORIGINAL CLAIM TO WATER RIGHT NO. 36-10154

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



MICROFILMED

FEB 07 1993

AUG-24-1992

NOTICE OF ERROR FORM

RECEIVED

SEP 18 1992

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: 36-10154

2. Name:

Clear Lake Country Club

Address:

*Rt. 4, Box 225
Buhl, Id. 83316*

Weekday Telephone Number:

543-4849

MICROFILMED

FEB 07 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

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

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

amount of land & water allowed.

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

authorize as applied for.

5. Describe why you disagree with the proposed recommendation:

Will not be adequate.

6. Date: *9-17-92.*

SIGNATURE *Kerry Francis*

VERIFIED BY



Water Right Number - R36-10154

Prefix Translation: RESEARCH

Old (D) Number -

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

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

State- ID Zip- 83316

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/01/1985 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
CLEAR LAKE STREAM SNAKE RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
09S 14E 2 NE SW SE 7 (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.100
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.100 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
09S 14E 1 SW SW 15 7.5 01 IRRIGATION (47) GOODING
09S 14E 2 SW SE 7 5.6 01 IRRIGATION (47) GOODING
09S 14E 2 SE SE 9 20.5 01 IRRIGATION (47) GOODING
09S 14E 11 NE NE 5 8.3 01 IRRIGATION (47) GOODING
09S 14E 11 NW NE 6 4.7 01 IRRIGATION (47) GOODING

Total Acres: 46.6

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

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-04074

+ - - - - Remarks - - - - - +
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5.6 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-04074 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS AN EXPANSION OF RIGHT NO. 36-04074 PURSUANT TOMICROFILMED
FEB 07 1993

Water right number - R36-10154

Prefix Translation: RESEARCH

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

IDAHO CODE 42-1416(2).
USE OF THIS RIGHT WITH RIGHT NO. 36-04074 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.82 CFS, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 139.8 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 46.6 ACRES IN A SINGLE IRRIGATION SEASON.

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

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: 10/02/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS

THIS PROPERTY IS LEASED FROM IDAHO POWER CO.

THIS USE IS AN EXPANSION OF A36-04074

Date: 07/22/1992 User Id: THORNTON Subject: SEASON OF USE

CHANGED TO STANDARD SEASON OF USE AND REVERIFIED

Date: 09/21/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)

RECEIVED NOE 9/18/92. CHANGED NOE FLAG FROM BLANK TO A.

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

Date: 10/07/1992 User Id: CLELLAND Subject: RESPONSE TO NOE

LETTER TO CLAIMANT EXPLAINING EVIDENCE SUPPORTS RECOMMENDTION.

+ - - Audit Fields - - +

10/07/92 CLELLAND

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

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

MICROFILMED
FEB 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

OCTOBER 7, 1992

R. KEITH HIGGINSON
Director

CLEAR LAKE COUNTRY CLUB
RT 4 BOX 225
BUHL ID 83316

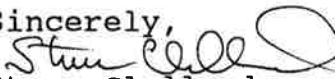
RE: NOTICE OF ERROR IN THE SRBA FOR A36-04148B, A36-04074 &
A36-10154

Dear Mr. Larry Francis,

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

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

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

Sincerely,

Steve Clelland
Senior Water Agent

SCC:sc

MICROFILMED
FEB 07 1993

R PROOF



CVR



MAPS



PHOTOS



MISC

MICROFILMED

FEB 07 1993

VERIFIED BY

Sc

Water Right Number: R36-10154

Prefix Translation: RESEARCH

Old (D) Number -

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

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

State- ID Zip- 83316

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/01/1985 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CLEAR LAKE STREAM SNAKE RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
09S 14E 2 NE SW SE 7 (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/01 11/30 0.100+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.100 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
09S 14E 1 SW SW 15 7.5 01 IRRIGATION (47) GOODING
09S 14E 2 SW SE 7 5.6 01 IRRIGATION (47) GOODING
09S 14E 2 SE SE 9 20.5 01 IRRIGATION (47) GOODING
09S 14E 11 NE NE 5 8.3 01 IRRIGATION (47) GOODING
09S 14E 11 NW NE 6 4.7 01 IRRIGATION (47) GOODING

Total Acres: 46.6

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

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-04074

+ - - - - Remarks - - - - - +
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5.6 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-04074 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS AN EXPANSION OF RIGHT NO. 36-04074 PURSUANT TOMICROFILMED
FEB 07 1993

Water right number - R36-10154

Prefix Translation: RESEARCH

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

IDAHO CODE 42-1416(2).
USE OF THIS RIGHT WITH RIGHT NO. 36-04074 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.82 CFS, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 139.8 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 46.6 ACRES IN A SINGLE IRRIGATION SEASON.

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

No Old Water Right Numbers Found

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

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - - Decree Date - +

00/00/0000

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

No Comments Found

+ - - Audit Fields - - +

12/02/91 CLELLAND

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

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:44:33
07/03/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-10154

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			N	6	R.V. 2/1	DB 10-11-90	R.V. 2/1
POINT OF DIV	Y			N	5	10/2/91		10/2/91
SOURCE	Y			N		See 12-2-91		See 12-2-91
PLACE OF USE	Y			N (Y)	12456			
DIV. AMOUNT CFS/VOLUME	Y			(Y)	6			
CONSUMPTIVE USE	-			N (Y)	6			
PURPOSES	Y			N				
PERIOD OF USE	Y			N (Y)	6			
BASIS OF CLAIM	Y			N				
REMARKS	Y			(Y)	6.	✓ ✓		✓ ✓

"VERIFIED BY" CODES

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

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

RECORDED
INDEXED
FEB 07 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:44:33
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-10154

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

FIRST:
STATE: ID ZIP: 83316

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS PROPERTY IS LEASED FROM IDAHO POWER CO.
THIS USE IS AN EXPANSION OF A36-04074

FIELD EXAMINATION INFORMATION

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:

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A. AJ CLAIM: # A36-10154 PRIORITY DATE: 03-01-1985 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

Y

FIELD
EXAMINER

N

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

REMARKS:

see enclosed contact statement

*OPR aerial photo BB20 taken in 1974 shows this area
as an irrigated area. R/V 2/10/2/91 ? 22 NO!
Color slide from ASCS shows it still not irrigated in 1980
1985 appears to be correct date & is supported by affidavit from
Larry Francis (the original copy is filed in A36-10154).*

RECOMMENDED PRIORITY DATE.

3-1-1985

OK

REVIEWED BY

LW

DATE

*8/29/90
3/1/1985*

See 12-2-91

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-10154	09S	14E	2	NE	SW	SE	7	GOODING

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

A36-04074

A36-10663

NONE

WR RECORDS IN SAME 40 ACRE TRACT

36-07859

36-08370

36-08369

SOURCE: CLEAR LAKES STREAM

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)

DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE

Y

Y

FIELD
EXAMINER

REMARKS:

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

same as claimed

SOURCE:

in

TRIB:

DATE:

8/29/90

REVIEWED BY:

MICROFILMED
FEB 07 1993

A. ROOT WATER RIGHT NUMBERS: A36-10154

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09S	14E	2	SW	SE	7	CLEAR LAKE COUNTRY CLUB	A36-10154 / 12.0	- /			
						CLEAR LAKE COUNTRY CLUB	A36-04074 / 2.0	36-04074 / 9.0		5.6	12
						CLEAR LAKE COUNTRY CLUB		36-08369 / 2.0			5.6
TOTAL ACRES							A36-10154	12.00			

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

See A36-04074

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

Used in combination w/ A36-04074
under a P.P.U. of 46.6 Acres.

RECOMMENDATIONS:

TOTAL ACRES:

~~12~~ 5.6 / 46.6 PPU

REVIEWED BY:

lw

DATE:

8/29/90

See 12-2-91

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A. AJ CLAIMED USES:

PURPOSES
A36-10154 IRRIGATION

03 MONTH/DAY 30
FROM 02-01 TO 11-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
~~360~~ CFS 1.24
~~.360~~ CFS .24

per affidavits
that support
an earlier season

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

TOTAL DIVERSION RATE/VOLUME CLAIMED

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD
EXAMINER
DATABASE Y N
Y N
Y N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(✓)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(✓) N() Explain in remarks, below.

REMARKS:

period of use explanation enclosed (ok)

~~recommended 24 cfs (1" per acre) * EXPANSION OF 36-4074~~
~~limited to 1.16 cfs when combined with~~
~~A36-04074~~

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 0.360 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

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

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y N

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

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B.

FLOW MEASUREMENT

MEASUREMENT METHOD See A36-4074, SEE ATTACHED CALCULATIONS.
sonic

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

OTHER RIGHTS LISTED IN CLAIM: ~~NONE~~ 36-4074

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-10154	CLEAR LAKES STREAM	CLEAR LAKE COUNTRY CLUB	0.360	0.030		
A36-04074	CLEAR LAKES STREAM	CLEAR LAKE COUNTRY CLUB	1.400	0.030		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES 42 x 0.02 CFS/ACRE = 0.84 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 = 36.0 AF/A
ACRES 42 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 16.8 AF/A

3. IRRIGATION DIVERSION VOLUME
CLAIMED DIVERSION VOLUME = AF/A
ACRES 42 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 22.4 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:
SEE ATTACHED SHEET? Y() N(✓)

limited to Expansion Rate:
 $\frac{0.82 \text{ cfs}}{46.6 \text{ Ac}} = 0.017596 \text{ cfs/Ac.}$

$\times 5.6 \text{ Ac} = 0.0985 \text{ cfs}$
 $= 0.10 \text{ cfs}$

See A36-4074

* Not Required

REMA

NOTES

Not correct 12-2-91
scu

TO: A36-041483, -04074, -10154 DATE: 9/7/90
A36-041483 1.5 270 360
A36-04074 .92 138 184
A36-10154 .36 36 48
(102 * ACRES)
LIMITS = 2.04 306 408
FROM: LW

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRTG	~~2-1~~ ~~11-15~~	~~1.24~~	~~48~~	~~36~~
TOTAL FOR THIS RIGHT	3-1 11-30	0.10	0	0

REVIEWED BY: lw

DATE: 8/29/90

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K06
K02
F05
E01

plus flag E

JCL
12-2-91

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-10154

TOTAL DIVERSION RATE OF WR SPLITS DATABASE EXAMINER CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-10154	0.360	-	-	-	-
TOTAL CFS		0.360				

DIVERSION RATE REVIEW

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

REMARKS:

AUTHENTICATION:

SIGNATURE: _____ DATE: 8/29/90

NAME OF FIELD EXAMINER: _____ TITLE: _____

Steve Chubb 12-2-91

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Period of use
2/1 - 11/15
Explanation

Golf Course water is used
for IRR in Early Spring and
late fall for GRASS in
dry years.

Ray Penick

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various places in history

T9S R14E

36-04074

36-0414813

36-10154

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Resurvey

