

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: 39356

Ident. Number

A36-10141

Date Received

Receipt Number

5000704

**NOTICE OF CLAIM**

**TO A**

**WATER RIGHT**

ACQUIRED UNDER STATE LAW

#2

Request of Exam

Please type or print clearly

1. Name of Claimant (s) ROGER C. CRANDLEMIRE Phone (208) 939-1400

Mailing Address 1400 Floating Feather Road, Eagle, Idaho Zip 83616

2. Date of Priority (Only one (1) per claim) December 1, 1908

3. Source of water supply (a) Curran Spring and Tunnel  
which is tributary to (b) Billingsley Creek

4. a. Location of existing point of diversion is: Township 7 South Range 14 East Section 32,  
1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of Gooding

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. From the concrete diversion at the head of the Curran Spring and Tunnel, the water is piped, by gravity flow, to a point on the North line of the S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 31, Township 7 South, Range 14 East of the Boise Meridian. At that point, the water goes into a concrete sump where a 100 horse power pump and motor are used to pressurize the water to be distributed by a sprinkler system to irrigate this property along with orther property.

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Copies: White-State, Yellow-Claimant

6. Water is claimed for the following , uses:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Mar. 15 to Nov. 15 amount 1.25/0.60/ 1.20 or \_\_\_\_\_  
For Stockwater purposes from Jan. 1 to Dec. 31 amount 0.05 or \_\_\_\_\_  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.25/ 0.60 1.25 (cfs) and/or (b) 292 (acre feet)

8. Total consumptive use claimed is 1.20/ 292 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Up to 100 head of cows and calves on the property.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG  | SEC | NE 1/4     |            |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|------|-----|------------|------------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |      |     | NE1/4      | NW1/4      | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 7 S | 14 E | 31  |            |            |       |       |        |       |       |       |        |       |       |       | S      |       |       | S     | 60     |
| 7 S | 14 E | 32  |            |            |       |       |        |       |       |       |        | S     | 40S   |       | 20     |       |       |       | 60     |
| 8S  | 14E  | 06  | Lt1<br>40S | Lt2<br>40S | 8S    | 40S   | 30S    |       |       |       |        |       |       |       |        |       |       |       | 158    |
|     |      |     |            |            |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |      |     |            |            |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |      |     |            |            |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |      |     |            |            |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 278 acres

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

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
36-0135 & 36-0134 appear to represent the same water. or None ( )

14. Remarks:  
On December 12, 1914, this water, along with additional water, was decreed to this property and other property. This is further evidenced by the Decree of March 22, 1932 and has become IDWR water right numbers 36-0134 and 36-0135. The total 302.5 miner's inches (6.05 cfs), of which this claim is a part of, has been used on this property and other property, totalling 278.55 acres, since 1884 and 1908. This is also evidenced by the attached copies of the Warranty Deeds. Expanded acres claimed under Sec. 42-1416 Idaho Code

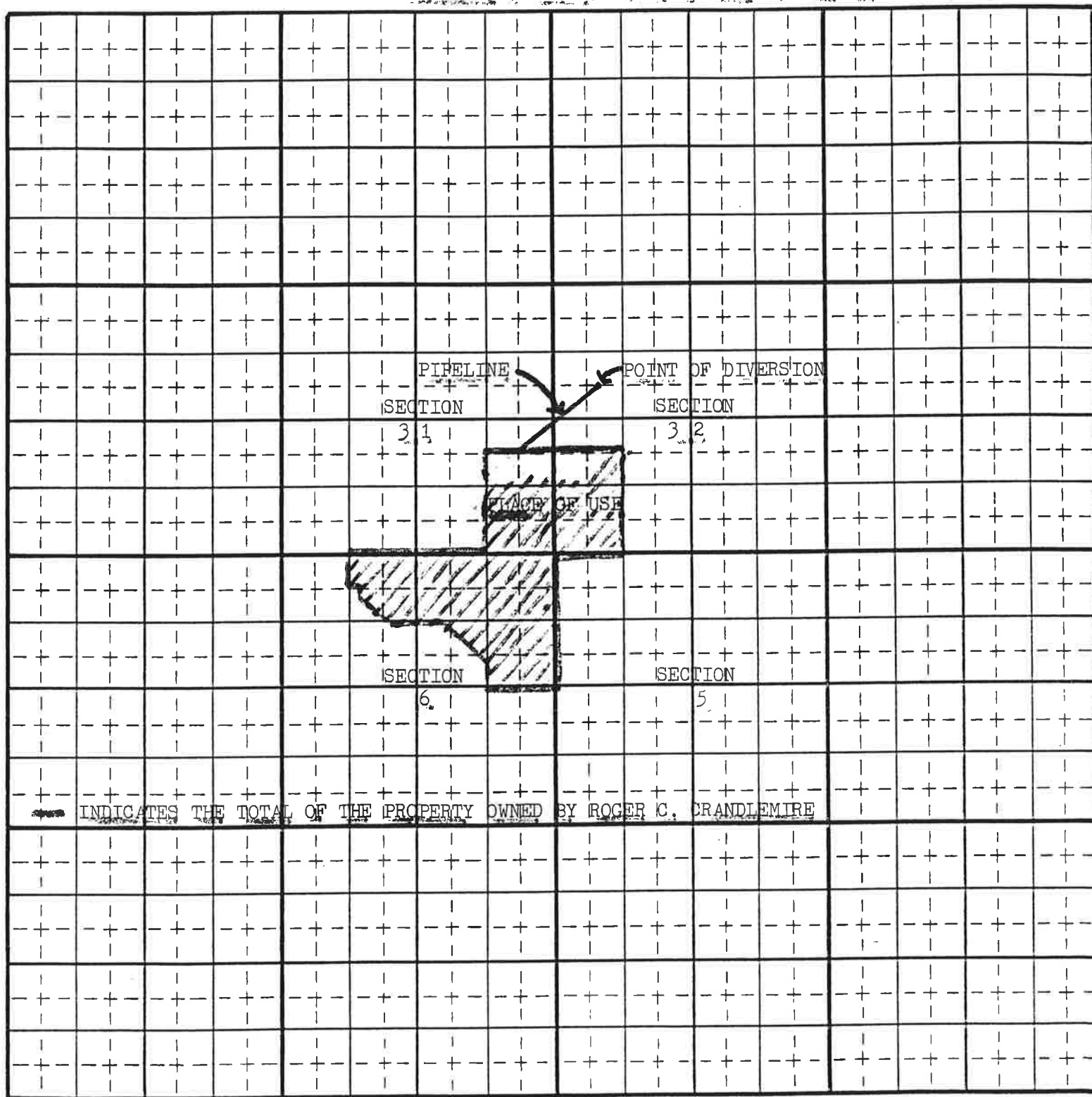
MICROFILMED

Last Name CRANDLEMIRE Ident No. \_\_\_\_\_

Copies: White - State, Yellow - Claimant  
001 20 1994

Scale: 2 inches equals 1 mile

TOWNSHIP 7 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN



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Last Name CRANDLEMIRE Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant 1944

15. Basis of Claim (check one) Be. ☐ al Use ☐ Posted Notice ☐ ☐ se ☐ Permit ☐

Dec. X

If applicable provide IDWR Water Right Number Part Of 36-0134?

Court 4th Judicial District Case Number                      Decree Date December 12, 1914

Plaintiff vs Defendant John Curran, Martin E. Curran & Joseph E. Burgy vs John Heintz

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 Eight (8)

**For Individuals:** I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

**Signature of Claimant (s)**

Roger L. Brandlemire

Date \_\_\_\_\_

e June 13, 1966

Date \_\_\_\_\_

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

Title

of \_\_\_\_\_, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization

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

**Signature of Authorized Agent**

### Title and Organization

Date \_\_\_\_\_

State of Idaho/or )

) SS.

County of Gooding

Subscribed and sworn (or affirmed) before me this 13<sup>th</sup> day of June 19 88

SEAL

**Notary Public**

Captain Jensen

Residing at Hagerman, Idaho

My Commission Expires 5-10-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

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OCT 20 1994

*Copies White-State, Yellow-Claimant*

Last Name CRANDLEMIRE Ident. Number

PROOF READ

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FEB 07 1993

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO IN AND FOR GOODING COUNTY.

John Curran, Martin E. Curran, :  
and Joseph E. Burgy. :

Plaintiffs. :

vs :

D E C R E E D.

John Heintz, Defendant. :  
:

This cause came on regularly to be heard this the 12th day of December 1914, and the respective plaintiffs and cross-complaints appearing herein with Frank T. Disney, Esq., their counsel, and the defendant John Heintz having filed a disclaimer in the said action, and witnesses having been sworn and testified on behalf of the plaintiffs, and the Court being fully informed and advised in the premises, and having ordered that judgment be rendered in accordance with the law, and findings of facts and conclusions of law:

IT IS ORDERED, ADJUDGED AND DECREED, That the several plaintiffs herein named do have judgment respectively, for a right to use for irrigation and domestic purposes, the following number of inches of water, each fifty inches thereof to be equivalent to the flow of one cubic foot per second of time, as prescribed by the laws of Idaho, appur-

tenant to the lands hereinafter mentioned, and the stream of water issuing therefrom, and located in the Southwest Quarter of the Northwest Quarter of Section 32, Township 7 South, Range 14 East of the Boise Meridian in Gooding County, Idaho, their priorities to date from the times hereinafter mentioned, to-wit:

JOHN CURRAN: The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Thirty-one (31); Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) and Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section Thirty-two (32), Township Seven (7) South of Range Fourteen (14) East of the Boise Meridian, One hundred and sixty (160) inches of water under date of priority of October 9th, 1884.

MARTIN E. CURRAN: The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Thirty-one (31), Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section Thirty-two (32), Township Seven (7) South of Range Fourteen (14) East of the Boise Meridian, and Lots Three (3) and Four (4) of Section Five (5), Township Eight (8) South of Range Fourteen (14) East of the Boise Meridian One hundred and Sixty (160) inches of water under date of priority of September 7th, 1908.

JOSEPH E. BURG: Lots One (1), and Two (2) and the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Six (6), Township Eight (8) South of Range Fourteen (14) East of the Boise Meridian, One hundred and twenty (120) inches of water under date of priority of December 1st, 1908.

Dated at Gooding, Idaho this 12th day of December 1914.

Edward A. Walters,

Judge of the District Court.

Filed this 12th day of December 1914.

Frank L. Bower, Clerk.

POOR ORIGINAL

RECORDED  
INDEXED  
FEB 07 1993

134

Part of the Decree  
of March 22, 1932

It is hereby ordered, adjudged and decreed, and this does order, judge and decree, that the defendant and intervenor High & Litchman Company, a corporation, is the owner of, and entitled to the use of, and the right to use for irrigation and domestic purposes the following amounts of water, to-wit:

Three and 2 tenths (3.2) second feet of water, with a priority of October 9, 1884, developed and diverted from the waters, seeps, springs and streams in the 1/4 sec above

HIGH & PRITCHMAN COMPANY

In Sec. 36: NINE AND TEN

17 Sec. 55:

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IN SEC. 27:

In Sec. 27:

and 3rd FEB 73

In Section 26:

[illegible]

In sec. 27:

947 MAY 7 1964

RECEIVED  
JAN 10 1964  
U.S. AIR FORCE  
HEADQUARTERS  
WASHINGTON, D.C.

In Sec. 22:

PAN PAN PAS PEN PES PER PHN PHS PHN PHN PHN PHN

IN SEP. 21:

726 725 724 723 722 721 720 719 718 717 716 715 714 713 712 711 710 709 708 707 706 705 704 703 702 701 700 699 698 697 696 695 694 693 692 691 690 689 688 687 686 685 684 683 682 681 680 679 678 677 676 675 674 673 672 671 670 669 668 667 666 665 664 663 662 661 660 659 658 657 656 655 654 653 652 651 650 649 648 647 646 645 644 643 642 641 640 639 638 637 636 635 634 633 632 631 630 629 628 627 626 625 624 623 622 621 620 619 618 617 616 615 614 613 612 611 610 609 608 607 606 605 604 603 602 601 600 599 598 597 596 595 594 593 592 591 590 589 588 587 586 585 584 583 582 581 580 579 578 577 576 575 574 573 572 571 570 569 568 567 566 565 564 563 562 561 560 559 558 557 556 555 554 553 552 551 550 549 548 547 546 545 544 543 542 541 540 539 538 537 536 535 534 533 532 531 530 529 528 527 526 525 524 523 522 521 520 519 518 517 516 515 514 513 512 511 510 509 508 507 506 505 504 503 502 501 500 499 498 497 496 495 494 493 492 491 490 489 488 487 486 485 484 483 482 481 480 479 478 477 476 475 474 473 472 471 470 469 468 467 466 465 464 463 462 461 460 459 458 457 456 455 454 453 452 451 450 449 448 447 446 445 444 443 442 441 440 439 438 437 436 435 434 433 432 431 430 429 428 427 426 425 424 423 422 421 420 419 418 417 416 415 414 413 412 411 410 409 408 407 406 405 404 403 402 401 400 399 398 397 396 395 394 393 392 391 390 389 388 387 386 385 384 383 382 381 380 379 378 377 376 375 374 373 372 371 370 369 368 367 366 365 364 363 362 361 360 359 358 357 356 355 354 353 352 351 350 349 348 347 346 345 344 343 342 341 340 339 338 337 336 335 334 333 332 331 330 329 328 327 326 325 324 323 322 321 320 319 318 317 316 315 314 313 312 311 310 309 308 307 306 305 304 303 302 301 300 299 298 297 296 295 294 293 292 291 290 289 288 287 286 285 284 283 282 281 280 279 278 277 276 275 274 273 272 271 270 269 268 267 266 265 264 263 262 261 260 259 258 257 256 255 254 253 252 251 250 249 248 247 246 245 244 243 242 241 240 239 238 237 236 235 234 233 232 231 230 229 228 227 226 225 224 223 222 221 220 219 218 217 216 215 214 213 212 211 210 209 208 207 206 205 204 203 202 201 200 199 198 197 196 195 194 193 192 191 190 189 188 187 186 185 184 183 182 181 180 179 178 177 176 175 174 173 172 171 170 169 168 167 166 165 164 163 162 161 160 159 158 157 156 155 154 153 152 151 150 149 148 147 146 145 144 143 142 141 140 139 138 137 136 135 134 133 132 131 130 129 128 127 126 125 124 123 122 121 120 119 118 117 116 115 114 113 112 111 110 109 108 107 106 105 104 103 102 101 100 99 98 97 96 95 94 93 92 91 90 89 88 87 86 85 84 83 82 81 80 79 78 77 76 75 74 73 72 71 70 69 68 67 66 65 64 63 62 61 60 59 58 57 56 55 54 53 52 51 50 49 48 47 46 45 44 43 42 41 40 39 38 37 36 35 34 33 32 31 30 29 28 27 26 25 24 23 22 21 20 19 18 17 16 15 14 13 12 11 10 9 8 7 6 5 4 3 2 1

IN 1951

LES LES pour LES TEN

IN DEC. 1957

THE END OF THE

20. 27, 28 and 30 in Township 7 South Range 13 East B. H. are being left to accrete in the above named section, Township and Range 13-27-14.

[illegible]

135 the head waters of Billingsley Creek, by means of a tunnel commonly known as the Curran Tunnel, or Curran Spring, situate in the SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, Sec. 32, Twp. 7 North, Range 14 East, B. M., Gooding County, Idaho, and 4.8 second feet of the waters of said seeps, springs, and rivulets diverted and developed by the same tunnel, with a priority of April 1, 1908, taken from said tunnel by a pipe line and ditch into and upon the lands of the said defendant hereinafter described and used on said lands for irrigating and raising crops thereon and for watering stock and other domestic purposes during the non irrigation season.

Said water rights are appurtenant to and to be used upon and in the irrigation of the following described lands, situate in Gooding County, Idaho, of the said defendant and intervenor High & Fritzman Company, a corporation, to-wit:

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The Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of the Northeast Quarter (NE<sup>1</sup>/<sub>4</sub>); the East Half (E<sup>1</sup>/<sub>2</sub>) of the Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of Section Thirty-one (31); the Southwest Quarter (SW<sup>1</sup>/<sub>4</sub>) of the Northwest Quarter (NW<sup>1</sup>/<sub>4</sub>); the West Half (W<sup>1</sup>/<sub>2</sub>) of the Southwest Quarter (SW<sup>1</sup>/<sub>4</sub>) of Section Thirty-two (32), all in Township Seven (7) South, Range Fourteen (14) East, B. M., and Lots Three (3) and Four (4), of Section Five (5), Township Eight (8) South, Range Fourteen (14) East, B. M., together with all water rights, ditches and rights of way appurtenant thereto.

It is hereby ordered, adjudged and decreed that the defendant and counterclaimant, Idaho Power Company, is the owner of and entitled to the use of and the right to use for irrigation, domestic and other purposes the following amounts of water, to-wit:

136 Eight second feet of the waters of Riley Creek diverted at or from Tucker or Thompson Springs into and through the Pipe Ditch in the Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of the Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of Section 35, Township 3 South, Range 13, East, B. M. with a priority date  
137 of October 1, 1908, and as and in accordance with the terms of said Riley Creek

THIS INDENTURE, Made this second day of March in the year of our Lord one thousand nine hundred and thirty-five, between Union Security Corporation, formerly High & Fritchman Company, a corporation duly organized and existing under the laws of the State of Idaho, and having its principal office in Idaho at Boise in the County of Ada, party of the first part, and Martin E. Curran and John Curran, of Hagerman, County of Gooding, State of Idaho, parties of the second part,

WITNESSETH, That the said party of the first part, having been hereunto duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Ten Dollars (\$10.00) (and other valuable consideration) lawful money of the United States of America, to it in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate situated in County of Gooding, State of Idaho, to-wit:

The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ); the East Half of the Southeast Quarter (E $\frac{1}{2}$  SE $\frac{1}{4}$ ) of Section Thirty-one (31); The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ); the West Half of the Southwest Quarter (W $\frac{1}{2}$  SW $\frac{1}{4}$ ) of Section Thirty-two (32), all in Township Seven (7) South, Range Fourteen (14) East Boise Meridian, and Lots Three (3) and Four (4) of Section Five (5), Township Eight (8) South, Range Fourteen (14) East, Boise Meridian,  
(\$14.00 INTERNAL REVENUE STAMPS, ATTACHED AND CANCELLED),

together with all water rights, ditches, ditch rights of way appurtenant thereto, said water right being more particularly described as 160 inches of water under date of priority of October 9, 1884 and 160 inches of water under date of priority of September 7, 1908, according to court decree of December 12, 1914, and later decreed on March 22, 1932 as 160 inches of water under priority date of October 9, 1884, and 240 inches with priority date of April 1, 1908.

This deed is given subject to the State and County taxes, and the water assessments for the year 1935, also subject to 1935 farm lease.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and its successors, the said premises in the quiet and peaceable possession of the said parties of the second part their heirs and assigns, against the said party of the first part, and its successors, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The party of the first part has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary in pursuance to said resolution the day and year first above written.

(CORPORATE SEAL)  
Signed, Sealed and Delivered  
in Presence of Betty Baker.

UNION SECURITY CORPORATION,  
(Formerly High & Fritchman Company)  
By Ira E. High, Its President.  
Attest: Claude R. High, Its Secretary.

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POOR ORIGINAL

10000 READ

WARRANTY DEED No. 000000

This Warranty, made this 1st day of October,

thousand nine hundred and nineteen

John Curran and Mary Curran, husband and wife,  
of the County of Goodhue,  
State of Idaho.

the part 100 of the first part, and

John E. Curran,

County of Goodhue,

State of Idaho.

of the part 100

and part,

WITNES:

Ten Dollars (\$10.00) and other valuable consideration

lawful money of the United States of America, to them

to hereby acknowledged, the 100 granted, bargained and sold, and by these presents do

the said part 100 of the second part, and to his heirs and assigns forever, all the following described real estate situated in

the County of Goodhue, State of Idaho, to wit:

The northeast quarter (SE<sup>1</sup>) of the northeast quarter (NE<sup>1</sup>) the northeast quarter (NE<sup>1</sup>) of the northeast quarter (NE<sup>1</sup>) of Section Thirty one (31) the southwest quarter (SW<sup>1</sup>) of the northeast quarter (NE<sup>1</sup>) and the northeast quarter (NE<sup>1</sup>) of the southwest quarter (SW<sup>1</sup>) of Section Thirty two (32), Township Seven (7) South of Range Fourteen (14) East of the Boise Meridian, Idaho, together with 100 inches of water from the Corral Spring and funnel as designated by a fence dated October 22d, 1887, and all other water rights attached and with rights of way thereto belonging.

Given in the presence of us, a Notary Public, attached and cancelled.

IN WITNESS WHEREOF, the said part 100 of the first part by us hereunto set their hands and seals, the day and date first above written.

IN WITNESS WHEREOF, the said part 100 of the first part by us hereunto set their hands and seals, the day and date first above written.

John Curran  
Mary Curran

100.00  
100.00  
100.00  
100.00

CLERK OF DISTRICT COURT  
County of Goodhue,  
personally appeared

On the 1st day of October, 1919, in and for the State of Idaho,  
C. A. Stringfield, Notary Public,  
John Curran and Mary Curran, husband and wife,

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal, the day and date in this certificate first above written.

C. A. Stringfield, Notary Public, residing at Hagerman, Idaho.

(C. A. Stringfield)

MICROFILMED

Recorded at the request of  
as 1115 of clerk's office, this 1st day of November,  
Pm. 2.00  
G. A. Journey, Deputy.

Myrtle P. Kinsley, County Recorder.

POOR ORIGINAL

14 Books  
Page 396

3596 PROCEED READ

WARRANTY DEED No. 43978

This Indenture, Made this 26th day of August 1934, between  
thousand plus hundred and twenty-six  
Martin E. Curran and Christine A. Curran, husband and wife  
of Hailey County of Blaine State of Idaho  
the parties of the first part, and Curran Sheep Company, a corporation organized under the laws  
of the State of Idaho, with its principal place of business in the City of Boise

County of Ada State of Idaho  
the parties of the second part,  
WITNESSETH, That said party of the first part, for and in consideration of the sum of  
One (\$1.00) and other good and valuable considerations  
lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt of which  
is hereby acknowledged, he do granted, bargained and sold, and by these presents do -- grant, bargain, sell, convey and assign unto  
the said party of the second part, and to its successors heirs and assigns forever, all the following described real estate situated  
Ordway County, State of Idaho, to wit:

**Hagerman Ranch:**

The SE<sup>1</sup>/<sub>4</sub> of the NE<sup>1</sup>/<sub>4</sub>; and the E<sup>1</sup>/<sub>2</sub> of the SE<sup>1</sup>/<sub>4</sub> of Section 31; the SW<sup>1</sup>/<sub>4</sub> of the SE<sup>1</sup>/<sub>4</sub>  
and the NE<sup>1</sup>/<sub>4</sub> of the NE<sup>1</sup>/<sub>4</sub> of the SE<sup>1</sup>/<sub>4</sub> of Section 32; all in T. 7 S. R. 14 E. S. 14 N.  
and Lots 7 and 8 of Section 1 T. 4 S. of Range 14 E. S. 14 N., together with all  
water rights, ditches and ditch rights of way appurtenant thereto, said water  
right being more particularly described as 100 inches of water under priority  
date of Oct. 9, 1934, and 100 inches of water under date of priority of Sept.  
7, 1934, according to Court Decree of Dec. 12, 1934.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto in anywise appertaining, the rents and  
reversions, remainder and remainders, issue, issue and profits thereof, and all estate, right, title and interest in and to the said property, as well to them  
in equity, of the said party 100 of the first part;  
TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the said party 100  
of the second part, and to its successors heirs and assigns forever. And the said party 100 of the first part, and their  
heirs and assigns, do hereby covenant, warrant and assign unto the said party 100 of the second part, its successors heirs and assigns, against the  
said party 100 of the first part, and their heirs, and against all and every person and persons whatsoever lawfully claiming or to  
claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party 100 of the first part do hereby sign, seal and deliver in the presence of  
Signer, Sealed and Delivered in the Presence of  
Martin E. Curran  
Christine A. Curran

STATE OF IDAHO, County of Ada  
before me, O. J. Brown  
personally appeared Martin E. Curran and Christine A. Curran, husband and wife,  
known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that  
they executed the same.  
In Witness Whereof, I have hereunto set my hand and affixed my official seal, this day and year in this certificate first above written.

(NOTARY SEAL)

O. J. Brown, Notary Public  
Residing at -- Idaho.

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OCT 20 1994



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DEED - SHORT FORM

THIS INDENTURE, made this 17th day of  
in the year of our Lord one thousand nine hundred and fifty  
William Gardner and Ann Gardner, husband and wife

of HENRIETTA County, Gooding

the part 1st

A. C. Montgomery and wife's name Barbara A.  
of Oakland County,ameda

the part 1st

WITNESSETH: we the undersigned, of part, for and in consideration of

of \$--Sixty-eight hundred and 12/100 (\$68,000.00)

then

part 1st of the

to confirm unto the said part 1st of the

and their described real estate situated in Gooding

State of Idaho, to wit: Sec. 32, Twp. 7 S. R. 14 E. B.M.; Lots 1, 2 and 3 lying above the north line of Sec. 6, Twp. 8 S. R. 14 E. B.M. and that part of the north line of Sec. 6, Twp. 8 S. R. 14 E. B.M. particularly described as follows: beginning at the northeast corner of SW 1/4 NE 1/4 of Sec. 32, Twp. 7 S. R. 14 E. B.M.; thence south on the east line 870 feet thence northwesterly to a point on the north line of SW 1/4 NE 1/4 of Sec. 32, Twp. 7 S. R. 14 E. B.M. which said point is along the north boundary of Sec. 32, Twp. 7 S. R. 14 E. B.M. of beginning all the rights, pipes, ditches, inches of decreaser, and water right of Curran Springs with priority date of part of Lot 3, Sec. 6, Twp. 8 S. R. 14 E. B.M. ditch.

MICROFILMED

OC 26 1954  
William Gardner  
Ann Gardner

**WARRANTY DEED**

## For Value Received

C. "SKIP" GODDARD, Trustee under the Trust Agreement dated June 8, 1979  
between EUDORA MONTGOMERY, Grantor and C. "SKIP" GODDARD, Trustee

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto  
ROGER C. CRANDLEMIRE, a married man whose wife's name is  
ELIZABETH M. S. CRANDLEMIRE  
Box 32 Star Route, Bliss, Idaho 83314

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Township 8 South, Range 14 East of the Boise Meridian

Section 6: Lots 1 and 2 and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,

Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  described as follows:

Beginning at the Northeast corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$  of

Sec. 6, Twp. 8 S., R. 14 E.B.M.;

thence South on the East boundary line 870 feet;

thence Northwesterly to a point on the North

boundary line of said forty 870 feet West of the Northeast  
corner thereof;

thence East along the North boundary line 870 feet  
to the place of beginning.

That part of Lot 3 lying North and East of the  
Brailsford-Owens Ditch,

EXCEPT a portion described as follows:

Beginning at the North quarter corner of

Sec. 6, Twp. 8 S., R. 14 E.B.M.,

thence N 89° 56' W, 541.23 feet to the True

Point of Beginning;

thence N 89° 56' W, 776.82 feet to the Northwest  
corner of Lot 3;

thence S 0° 16' 09" W, 655.52 feet to the centerline  
of the Brailsford-Owens ditch and pipeline;

thence along the Brailsford-Owens ditch and  
pipeline on the following courses:

S 81° 34' 27" E, 201.94 feet;

S 46° 26' 57" E, 130.00 feet;

S 29° 28' 25" E, 45.62 feet;

S 67° 24' 26" E, 63.46 feet;

S 56° 28' 46" E, 165.85 feet;

S 63° 18' 07" E, 127.27 feet;

S 52° 55' 13" E, 47.30 feet;

S 58° 36' 54" E, 239.29 feet;

S 48° 42' 34" E, 47.87 feet;

S 47° 32' 40" E, 121.05 feet;

S 50° 35' 50" E, 85.76 feet to the North boundary

of the State Fish and Game Reserve boundary (which is also  
South boundary of Lot 3);

thence along the North boundary of the Fish and  
Game Reserve on a bearing of N 89° 37' 19" E, 256.21 feet to  
SE corner of Lot 3;

thence N 11° 41' 18" W, 401.99 feet;

thence N 56° 47' 15" W, 195.36 feet;

thence N 25° 23' 01" W, 86.23 feet;

thence N 50° 17' 23" W, 110.02 feet;

thence N 74° 01' 54" W, 297.09 feet;

thence N 2° 09' 38" E, 365.50 feet;

thence N 25° 21' 02" E, 233.93 feet to the True

Point of Beginning.

IN THE COUNTY OF GOODING, STATE OF IDAHO

Together with 202 $\frac{1}{2}$  inches of Decreed water from Curran Springs filed  
December 12, 1914 and recorded in Book 1 of Judgments at Page 122,  
records of Gooding County, Idaho.

POOL- FINAL

MICROFILMED

OCT 20 1994

POOR ORIGINAL

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 13, 1983

*[Signature]*  
TRUSTEE

STATE OF IDAHO, COUNTY OF GOODING

On this 13<sup>th</sup> day of April 19 83 before me, a notary public in and for said State, personally appeared

C. "SKIP" GODDARD, Trustee under the Trust Agreement dated June 8, 1979 between EUDORA MONTGOMERY, Grantor and C. "SKIP" GODDARD, Trustee

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Residing at Hagerman,  
5-10-85

Notary Public  
Idaho.

STATE OF IDAHO, COUNTY OF GOODING

I hereby certify that this instrument was filed for record at the request of SECURITY TITLE COI at 52 minutes past 1 o'clock pm., this 20 day of April 1983, in my office, and duly recorded in Book of Deeds at page

Margaret F. Clements

Ex-Officio Recorder

By *[Signature]*

Fees \$ 4.00

Mail to:

OCT 20 1984 Deputy.

# WARRANTY DEED

For Value Received

C. "SKIP" GODDARD, Trustee under the Trust Agreement dated June 8, 1979  
between EUDORA MONTGOMERY, Grantor and C. "SKIP" GODDARD, Trustee

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto  
ROGER C. CRANDLEMIRE, a married man whose wife's name is  
ELIZABETH M. S. CRANDLEMIRE  
Box 32 Star Route, Bliss, Idaho 83314

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Township 7 South, Range 14 East of the Boise Meridian

Section 31: S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 32: S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$

Except a strip of land 25 feet in width on  
the West side of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section  
31 which is used for roadway.

ALSO EXCEPT Part of the W $\frac{1}{2}$ SW $\frac{1}{4}$  described as  
follows:

Beginning at the Southwest corner of said  
W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
thence S 89° 55' 44" E, 1329.79 feet to the  
Southeast corner of said W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
thence N 0° 04' 21" W, 1504.56 feet along the  
Easterly boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$  to the True Point of Beginning;  
thence N 0° 04' 21" W, 473.25 feet along the  
Easterly boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
thence S 89° 52' 07" W, 509.25 feet;  
thence S 10° 13' 41" W, 481.10 feet;  
thence N 89° 52' 07" E, 595.28 feet to the True  
Point of Beginning.

IN THE COUNTY OF GOODING, STATE OF IDAHO

Together with 100 inches of Decreed water from Curran Springs filed December  
12, 1914 and recorded in Book 1 of Judgments at Page 122, records of Gooding  
County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grant-  
ee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the  
Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above de-  
scribed and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 13, 1983

POOR ORIGINAL

## STATE OF IDAHO, COUNTY OF GOODING

On this 13<sup>th</sup> day of April 19 83  
before me, a notary public in and for said State, per-  
sonally appeared

C. "SKIP" GODDARD, Trustee under the  
Trust Agreement dated June 8, 1979  
between EUDORA MONTGOMERY, Grantor  
and C. "SKIP" GODDARD, Trustee

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged  
to me that he executed the same.

*Clifton Jensen*  
Notary Public  
Residing at Hagerman,  
5-10-85 Idaho.

## STATE OF IDAHO, COUNTY OF GOODING

I hereby certify that this instrument was filed for record  
at the request of SECURITY TITLE CO.  
at 53 minutes past o'clock p.m.,  
this 20 day of April  
1983, in my office, and duly recorded in Book  
of Deeds at page

Margaret F. Clement,  
Ex-Officio Recorder

By *Judy Deubner*  
Fees \$ *27.00* Deputy  
MICROFILMED  
Mail to:  
OCT 20 1994

Instrument No.

100617

|            |            |            |            |            |            |            |            |             |             |
|------------|------------|------------|------------|------------|------------|------------|------------|-------------|-------------|
| A36-00003B | A36-00003C | A36-00003E | A36-00003F | A36-00003G | A36-00003J | A36-00006  | A36-00007  | A36-00008   | A36-00021B  |
| A36-00022  | A36-00023  | A36-00033F | A36-00034B | A36-00035J | A36-00039C | A36-00039D | A36-00039E | A36-00039J  | A36-00039M  |
| A36-00039N | A36-00041A | A36-00041C | A36-00042A | A36-00048A | A36-00049  | A36-00050D | A36-00051D | A36-00055AF | A36-00055BC |
| A36-00060  | A36-00061  | A36-00062  | A36-00063  | A36-00064B | A36-00068  | A36-00069  | A36-00070  | A36-00071A  | A36-00075   |
| A36-00077C | A36-00079  | A36-00086C | A36-00089A | A36-00090A | A36-00090F | A36-00092  | A36-00094A | A36-00096A  | A36-00097   |
| A36-00098  | A36-00099  | A36-00100  | A36-00101  | A36-00103C | A36-00103F | A36-00106  | A36-00108A | A36-00108B  | A36-00110A  |
| A36-00110B | A36-00111A | A36-00111B | A36-00112A | A36-00112B | A36-00113H | A36-00113J | A36-00119  | A36-00120   | A36-00121   |
| A36-00123A | A36-00123E | A36-00133  | A36-00134A | A36-00134C | A36-00135B | A36-00135C | A36-00141  | A36-00192   | A36-02002   |
| A36-02038  | A36-02169  | A36-04091  | A36-04142  | A36-04260  | A36-07071  | A36-07081  | A36-07089  | A36-07092A  | A36-07142   |
| A36-07142A | A36-07172  | A36-07229  | A36-07233  | A36-07346  | A36-07658  | A36-07875  | A36-08099  | A36-08317   | A36-10055   |
| A36-10119  | A36-10120  | A36-10140  | A36-10141  | A36-10168  | A36-10231  | A36-10249  | A36-10283  | A36-10283B  | A36-10405   |
| A36-10520  | A36-10906  | A36-15166  | A36-15168  | A36-15240  | A36-15463  |            |            |             |             |

TOTAL RECORDS IN SELECTION FILE: 116

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OCT 20 1994

RECEIVED  
FEB 10 1993  
Department of Water Resources

1 HEPWORTH, NUNGESTER & LEZAMIZ,  
2 CHARTERED  
3 133 Shoshone St. North  
4 P.O. Box 389  
5 Twin Falls, ID 83303-0389  
6 Telephone: (208)734-7510  
7 Attorneys for Claimant  
8 (PPK\HAGERMAN.NOA\lmr)

9  
10  
11  
12  
13 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
14 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

15 \* \* \* \* \*

16 In Re the General Adjudication )  
17 of Rights to the Use of Water )  
18 from the Snake River Basin )  
19 Water System )

Case No. 39576

20  
21 The State of Idaho, ex rel. )  
22 R. Keith Higginson in his )  
23 official capacity as director )  
of the Idaho Department of )  
Water Resources, )

NOTICE OF APPEARANCE

Petitioner,

vs.

United States; State of Idaho; )  
and all claimants to the use )  
of water from the Snake River )  
Basin Water System, )

Respondents.

\* \* \* \* \*

PLEASE BE NOTIFIED that the firm of Hepworth, Nungester  
& Lezamiz, Chartered, hereby appears on behalf of Hagerman Water



Hepworth,  
Nungester,  
& Lezamiz

NOTICE OF APPEARANCE - 1

MICROFILMED

OCT 20 1994

1 Users, Inc. and its individual members:

|    |                                   |             |
|----|-----------------------------------|-------------|
| 2  | Anderson, Anita G.                | A36-00050D  |
|    | Babington Lynn J. & Kathy         | A36-00003C  |
| 3  | Banbury Pipe Co., Inc.            | A36-10906   |
|    | Banbury Pipe Co., Inc.            | A36-02038   |
|    | Big Bend Irrigation & Mining Co.  | A36-00192   |
| 4  | Big Bend Irrigation & Mining Co.  | A36-00133   |
|    | Big Spring Water User's Assoc.    | A36-00022   |
| 5  | Big Springs Water User's Assoc.   | A36-00023   |
|    | Big Springs Water User's Assoc.   | A36-15166   |
| 6  | Blastock, Alma E.                 | A36-00108B  |
|    | Bolduc, Mark E.                   | A36-00103C  |
| 7  | Boyer, Dale E. & Elaine M.        | A36-00079   |
|    | Brailsford, Robert H.             | A36-04260   |
|    | Brooks, Allen L. & Andree         | A35-00060   |
| 8  | Brooks, Allen L. & Andree         | A36-07346   |
|    | Bybee, Gertrude B. Owsley         | A36-00042A  |
| 9  | Bybee, Gertrude B. Owsley         | A36-00041C  |
|    | Candy, Walter W. & Margaret       | A36-00135B  |
| 10 | Candy, Walter W. & Margaret       | A36-00134A  |
|    | Clouser, Doris H. & John F.       | A36-00090A  |
| 11 | Clouser, Doris H. & John F.       | A36-00089A  |
|    | Crandlemire, Roger C. & George C. | A36-00113H  |
| 12 | Crandlemire, Roger C. & George C. | A36-00112B  |
|    | Crandlemire, Roger C. & George C. | A36-00111B  |
|    | Crandlemire, Roger C. & George C. | A36-00113J  |
| 13 | Crandlemire, Roger C. & George C. | A36-00110B  |
|    | Crandlemire, Roger C.             | A36-00134C  |
| 14 | Crandlemire, Roger C.             | A36-00135C  |
|    | Crandlemire, Roger C.             | A36-10140   |
| 15 | Crandlemire, Roger C.             | A36-10141   |
|    | DeVries, Abraham & Hermina        | A36-00055AF |
| 16 | Dice, Philip F. & Judith A.       | A36-00041A  |
|    | Dice, Philip F. & Judith A.       | A36-10405   |
|    | Erwin, Frank C. & Peggy           | A36-00092   |
| 17 | Fleming, Michael J. & Paul F.     | A36-00064B  |
|    | Flint, William E. and Vera C.     | A36-00110A  |
| 18 | Flint, William E. and Vera C.     | A36-00111A  |
|    | Flint, William E. and Vera C.     | A36-00112A  |
| 19 | Flint, William E. and Vera C.     | A36-10168   |
|    | Fuell, Keith L. & Jolene          | A36-00086C  |
| 20 | Gardner, Barbara & Robert B.      | A36-00003B  |
|    | Gardner, Barbara                  | A36-00003J  |
| 21 | Gisler, Harry R.                  | A36-00021B  |
|    | Gisler, Bradley                   | A36-00077C  |
| 22 | Glauner, Frank L. & Joan          | A36-00039E  |
|    | Grigg, Mattie P. & Golden T.      | A36-10283B  |
|    | Gustafson Family Trust/Gustafson  | A36-00033F  |
| 23 | Ivan J. & Lucille co-trustees     |             |
|    | Hagerman Gun Club                 | A36-00100   |



Hepworth,  
Nungester,  
& Lezamiz

NOTICE OF APPEARANCE - 2

MICROFILMED

OCT 10 1994

|    |                                              |             |
|----|----------------------------------------------|-------------|
| 1  | Hagerman Gun Club                            | A36-00099   |
|    | Hagerman Gun Club                            | A36-07233   |
| 2  | Hagerman Gun Club                            | A36-07172   |
|    | Hagerman Gun Club                            | A36-10249   |
| 3  | Hagerman Water Users Assoc.                  | A36-15168   |
|    | Jensen, Alice                                | A36-00055BC |
|    | Johnson, Ira L. & Huguette M.                | A36-07142   |
| 4  | Joint Hagerman School Dist 233               | A36-15463   |
|    | Jones, John W., Jr.                          | A36-00068   |
| 5  | Jones, John W., Jr.                          | A36-00069   |
|    | Jones, John W., Jr.                          | A36-07071   |
| 6  | Jones, John W., Jr.                          | A36-00070   |
|    | Kipp, Rudy B. & Elberta M.                   | A36-10119   |
| 7  | Kipp, Rudy B. & Elberta M.                   | A36-10120   |
|    | Kipp, Rudy B. & Elberta M.                   | A36-07658   |
|    | Kiser, John & Karl Woodall & Sons, Inc       | A36-00071A  |
| 8  | Kiser, John & Karl Woodall & Sons, Inc       | A36-00075   |
|    | Korbis, George J. & Nellie W.                | A36-00039N  |
| 9  | Laughlin, Craig J. & Rita D.                 | A36-7089    |
|    | Laughlin, Craig J. & Rita D.                 | A36-00051D  |
| 10 | Littlefair, Larry & Tara                     | A36-0121    |
|    | Littlefair, Larry & Tara                     | A36-10055   |
| 11 | Littlefair, Larry & Tara                     | A36-00119   |
|    | Littlefair, Larry & Tara                     | A36-00120   |
| 12 | Lloyd, Cleave C.                             | A36-04142   |
|    | Lloyd, Cleave C.                             | A36-00003G  |
|    | McFaddan, Dan H. & Irma R.                   | A36-2169    |
| 13 | McFaddan, Dan H. & Irma R.                   | A36-00048A  |
|    | McFaddan, Dan H. & Irma R.                   | A36-00049   |
| 14 | Morris, Howard & Rhonda                      | A36-00063   |
|    | Morris, Howard & Rhonda                      | A36-00061   |
| 15 | Morris, Howard & Rhonda                      | A36-00062   |
|    | Mueller, Manfred                             | A36-00035J  |
|    | Norwood Subdivision/                         | A36-15240   |
| 16 | Ruby Springs Water Company                   | A36-07092A  |
|    | Potter, Mark B. & Susan H.                   | A36-00039J  |
| 17 | Rawson, Frank S. & Carol A.                  | A36-00123A  |
|    | Reese, Bruce W. & LaRose A.                  | A36-04091   |
| 18 | Reese, Bruce W. & LaRose A.                  | A36-10231   |
|    | Rue, James O. & Beverly Jane                 | A36-07142A  |
| 19 | Shaffer, Roger                               | A36-00034B  |
|    | Simcoe, Doyt H. & Roxie J.                   | A36-00003F  |
| 20 | Simpson, Michael, on behalf of               | A36-0123E   |
|    | Josephine Simpson Estate                     |             |
| 21 | Simpson, Michael, on behalf of               | A36-0096A   |
|    | Josephine Simpson Estate                     |             |
|    | Strange, Wm. (Penelope Turner-remainder man) | A36-00006   |
| 22 | Strange, Wm. (Penelope Turner-remainder man) | A36-00007   |
|    | Strange, Wm. (Penelope Turner-remainder man) | A36-00008   |
| 23 | Veenendaal, Dick J.                          | A36-00108A  |
|    | Veenendaal, Dick J.                          | A36-00039C  |



Hepworth,  
Nungester,  
& Lezamiz

MICROFILMED

OCT 20 1994

|   |                                 |             |
|---|---------------------------------|-------------|
| 1 | Vernon, Edith L.                | A36-00003E  |
|   | Walmsley, Fred J. & Susan K.    | A36-00039D  |
| 2 | Ward, John P. & Rush, Ruth E.   | A36-00094-A |
|   | Ward, John P. & Rush, Ruth E.   | A36-00090F  |
| 3 | Watkins, Paul E. & Inez S.      | A36-00106   |
|   | Watkins, Paul E. & Inez S.      | A36-08099   |
|   | Wiens, M.J., Jr.                | A36-07229   |
| 4 | Wiens, M.J., Jr.                | A36-07081   |
|   | Wiens, M.J., Jr.                | A36-80317   |
| 5 | Wiens, M.J., Jr.                | A36-00098   |
|   | Wiens, M.J., Jr.                | A36-00097   |
| 6 | Wiens, M.J., Jr.                | A36-02002   |
|   | Wiens, M.J., Jr.                | A36-00101   |
| 7 | Wiens, M.J., Jr.                | A36-00141   |
|   | Wiens, M.J., Jr.                | A36-10520   |
|   | Woolley, Max J. & Blanche       | A36-00039M  |
| 8 | Ya-Ta-Hay Investments, Inc.     | A36-10283A  |
|   | Ya-Ta-Hay Investments, Inc.     | A36-07875   |
| 9 | Zink, Basil Lester & Myrle Hyde | A36-00103F  |

10 the respondents in the above-entitled action, as counsel of record  
 11 for said Hagerman Water Users, Inc. and said individuals.

12 DATED This 9 day of February, 1993.

13 HEPWORTH, NUNGESTER & LEZAMIZ

14  
 15 By Patrick D. Brown  
 16 PATRICK D. BROWN  
 Attorneys for Respondents

# 17 18 CERTIFICATE OF MAILING

19 The undersigned, a resident attorney of the State of  
 20 Idaho, with offices at 133 Shoshone St. North, P.O. Box 389, Twin  
 21 Falls, Idaho 83303, and one of the attorneys for the respondents  
 22 in this matter, certifies that she caused to be mailed a copy of  
 23 the above and foregoing NOTICE OF APPEARANCE on the 9 day of



Hepworth,  
 Nungester,  
 & Lezamiz

NOTICE OF APPEARANCE - 4

MICROFILMED

OCT 20 1994

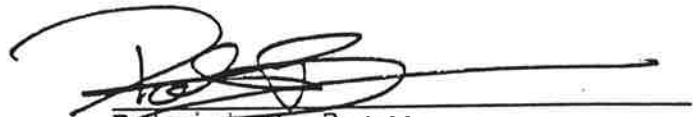
1 February, 1993, to:

2 Snake River Adjudication  
3 District Court  
4 P.O. Box 27070  
5 Twin Falls, ID 83303-0126

6 Clive Strong  
7 Chief Natural Resources Division  
8 Office of Attorney General  
9 Statehouse  
10 Room 210  
11 Boise, Idaho 83720

12 David Shaw  
13 Adjudications Bureau Chief  
14 Department of Water Resources  
15 1301 North Orchard  
16 Boise, Idaho 83706

17 United States Department of Justice  
18 Environment and Natural Resources Division  
19 550 West Fort Street, Box 33  
20 Boise, ID 83734

21  
22  
23  
  
Patrick D. Brown



Hepworth,  
Nungester,  
& Lezamiz

NOTICE OF APPEARANCE - 5

MICROFILMED  
OCT 20 1994



# State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

March 1, 1993

Patrick D. Brown  
Hepworth, Nungester and Lezamiz  
133 Shoshone St. N.  
P.O. Box 389  
Twin Falls, ID 83303-0389

Re: Notice of Appearance

Dear Mr. Brown:

We received your Notice of Appearance on behalf of Hagerman Water Owners, Inc. and its individual members on February 10, 1993. The records listed on the notice were updated with some exceptions.

Claim numbers with "A" prefixes identify claims filed in the SRBA. Claim numbers without prefixes identify recommendations in the Director's Report. The following table identifies claimants for which you filed a notice of appearance, but the number you referred to is actually the identification of the recommendation. They have been updated with the notice information.

| Claimant's Name                                                 | Recommendation No.<br>(no "A" prefix) |
|-----------------------------------------------------------------|---------------------------------------|
| Bybee, Gertrude B. Owsley                                       | 36-00042A<br>36-00041C                |
| Candy, Walter W. & Margaret                                     | 36-00135B                             |
| Crandlemire, Roger C.                                           | 36-00134C<br>36-00135C                |
| Gustafson Family Trust/Gustafson, Ivan J. & Lucille co-trustees | 36-00033F                             |
| McFaddan, Dan H. & Irma R.                                      | 36-00048A                             |
| Muller, Manfred                                                 | 36-00035J                             |
| Zink, Basil Lester & Myrle Hyde                                 | 36-00103F                             |

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OCT 20 1994

The following is a list of claims that have been updated with the notice information, however, there is a discrepancy between IDWR records and the notice list (see third column).

| Claimant's Name<br>as listed on<br>Notice of Appearance              | As Claimed/<br>As Recommended                                                        | Claim No. or<br>Claimant's Name in<br>IDWR's Records                   |
|----------------------------------------------------------------------|--------------------------------------------------------------------------------------|------------------------------------------------------------------------|
| Anderson, Anita G.                                                   | A36-00050D/36-00050D                                                                 | Andersen (name spelling is different)                                  |
| Brailsford, Robert H.                                                | A36-04260/36-04260                                                                   | A36-04260B/36-04260B<br>(claim was split--"B" suffix)                  |
| Brooks, Allen L. & Andree                                            | A35-00060                                                                            | A36-00060/36-00060<br>(Basin 36 instead of Basin 35)                   |
| Crandlemire, Roger C. & George C.                                    | A36-00113J/36-00113J                                                                 | Crandlemire, Roger C.<br>(George C. not listed as claimant)            |
| Gisler, Harry R.                                                     | A36-00021B/36-00021B                                                                 | A36-00021/36-00021<br>(claim was renumbered)                           |
| Glauner, Frank L. & Joan                                             | A36-00039E/36-00039E                                                                 | Jean instead of Joan                                                   |
| Gustafson Family .<br>Trust/Gustafson, Ivan J. & Lucille co-trustees | A36-00011C/36-00033F                                                                 | Gustafson, Ivan J. (not listed as a trust)                             |
| Johnson, Ira L. & Huguette M.                                        | A36-07142/36-07142                                                                   | Johnson, Ira L.<br>(Huguette M. not listed as claimant)                |
| Joint Hagerman School Dist. 233                                      | A36-15463/36-15463                                                                   | Original claim & IDWR records show school dist. as #3.                 |
| Jones, John W., Jr.                                                  | A36-00068/36-00068<br>A36-00069/36-00069<br>A36-07071/36-07071<br>A36-00070/36-00070 | Jones, John W. Jr. & Deloris D. (Deloris D. is included as a claimant) |

MICROFILMED

OCT 20 1994

| Claimant's Name<br>as listed on<br>Notice of Appearance | As Claimed/<br>As Recommended                                  | Claim No. or<br>Claimant's Name in<br>IDWR's Records                                                 |
|---------------------------------------------------------|----------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| Mueller, Manfred                                        | A36-00034D/36-00035J                                           | Muller (name spelling is<br>different in IDWR records)                                               |
| Strange, Wm. (Penelope Turner-<br>remainder man)        | A36-00006/36-00006<br>A36-00007/36-00007<br>A36-00008/36-00008 | Strange, Wm. & Louise<br>(Louise is included as a<br>claimant, Penelope Turner<br>is not in records) |
| Veenendaal, Dick J.                                     | A36-00108A/36-00108A<br>A36-00039C/36-00039C                   | Veenendaal, Dick J. &<br>Sigrid E. (Sigrid E. is<br>included as a claimant)                          |
| Wiens, M. J., Jr.                                       | A36-80317                                                      | A36-08317/36-08317<br>(no. was transposed on<br>notice)                                              |
| Wiens, M. J., Jr.                                       | A36-00098/36-15384                                             | 36-15384<br>(claim was combined with<br>no. 36-00141 into no. 36-<br>15384)                          |
| Wiens, M. J., Jr.                                       | A36-00141/36-15384                                             | 36-15384<br>(claim was combined with<br>no. 36-00098 into no. 36-<br>15384)                          |

The following claims have not been updated with the notice information because of the discrepancies listed in the third column.

| Claimant's<br>Name | Claim No.<br>as listed on<br>Notice of Appearance                                                          | Discrepancy Between<br>Notice of Appearance<br>and IDWR Records |
|--------------------|------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|
| Hagerman Gun Club  | A36-00100/36-00100<br>A36-00099/36-00099<br>A36-07233/36-07233<br>A36-07172/36-07172<br>A36-10249/36-10249 | Owners are listed as Bob<br>Porter and Fred Surbaugh            |

MICROFILMED

OCT 21 1984

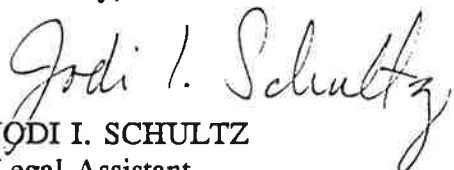
Mr. Patrick D. Brown  
March 1, 1993  
Page 4

| Claimant's Name             | Claim No.<br>as listed on<br>Notice of Appearance | Discrepancy Between<br>Notice of Appearance<br>and IDWR Records                                                            |
|-----------------------------|---------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------|
| Ya-Ta-Hay Investments, Inc. | A36-07875/36-07875                                | No record of this claim no.,<br>nor any other claim no. for<br>claimant other than A36-<br>10283A/36-10283A (as<br>listed) |

Please review the claimants and claim numbers and let me know if you have any questions or problems with the claims as listed in IDWR's records. Also, please review the claims in the last table. We need to solve these discrepancies before IDWR's records are updated with the notice information. My phone number is 327-5444.

Please note we have received your supplemental and second supplemental notices of appearance and are currently working to update those records. We will inform you if there are any discrepancies.

Sincerely,

  
JODI I. SCHULTZ  
Legal Assistant  
Idaho Department of Water Resources

cc: IDWR Southern Region

MICROFILMED

OCT 20 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: A36-10141  
Date Received: 7/05/1988  
Receipt No: S000704  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ROGER C. CRANDLEMIRE 208-939-1400  
Address: 1400 FLOATING FEATHER RD.  
EAGLE, ID 83616

2. Date of Priority: DEC 01, 1908

3. Source: CURRAN SPRING Trib. to: BILLINGSLEY CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S      | 14E   | 32      |        | SW     | NW  |     | GOODING |

5. Description of diverting works:  
CURRAN TUNNEL AND PIPELINE.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.250  |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.050  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
S/ 100 RANGE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use            | Acres |
|----------|-------|---------|--------|-----|-----|----------------|-------|
| 07S      | 14E   | 31      |        |     |     | STOCK<br>STOCK |       |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of        | 1/4 | Lot           | Use   | Acres |      |
|----------|-------|---------|---------------|-----|---------------|-------|-------|------|
| 07S      | 14E   | 31      | NE            | SE  |               | IRR   | 20.0  |      |
|          |       |         | SE            | SE  |               | IRR   | 40.0  |      |
|          |       |         | Section Acres |     |               |       |       | 60.0 |
|          |       |         |               |     |               |       |       |      |
|          |       | 32      | NW            | SW  |               | STOCK |       |      |
|          |       |         |               |     |               | STOCK |       |      |
|          |       |         |               |     |               | IRR   | 20.0  |      |
|          |       |         | SW            | SW  |               | IRR   | 40.0  |      |
|          |       |         |               |     | Section Acres | 60.0  |       |      |
| 08S      | 14E   | 6       |               |     |               | STOCK |       |      |
|          |       |         |               |     |               | STOCK |       |      |
|          |       |         |               |     |               | STOCK |       |      |
|          |       |         |               |     |               | STOCK |       |      |
|          |       |         |               |     |               | STOCK |       |      |
|          |       |         | NE            | NE  | 1             | IRR   | 40.0  |      |
|          |       |         | NW            | NE  | 2             | IRR   | 40.0  |      |
|          |       |         | SW            | NE  |               | IRR   | 8.0   |      |
|          |       |         | SE            | NE  |               | IRR   | 40.0  |      |
|          |       |         | NE            | NW  | 3             | IRR   | 30.0  |      |
|          |       |         |               |     | Section Acres | 158.0 |       |      |
|          |       |         |               |     | Total Acres   | 278.0 |       |      |

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:  
A36-10140, A36-10142

14. Remarks:  
REFER TO WR #36-00134 & 36-00135. SEE OTHER COMMENTS ON  
ORIGINAL MAIL IN COPY.

15. Basis of Claim: DECREED  
Water Right Number:  
Case Number:  
Court :  
Decree date: 3/22/1932

|                        |      |    |                        |
|------------------------|------|----|------------------------|
| <hr/> Decree Plaintiff |      | vs | <hr/> Decree Defendant |
| A36-10141              | Page | 2  | Date: 07/05/88         |

RECORDED  
7-17-88

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): \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day

of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

Water Right Number - A36-10141

Adj. Flag Translation: Adjudication Temporary Work Area

Old (D) Number -

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

\*\*\* C - CURRENT OWNER \*\*\*  
CRANDLEMIRE

ROGER C.

1 - 1400 FLOATING FEATHER RD.

2 -

3 -

City- EAGLE

State- ID Zip- 83616

Phone - 208-939-1400

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
12/01/1908 D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +  
CURRAN SPRING BILLINGSLEY CREEK+ - - - - Point of Diversion - - - - - +  
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

07S 14E 32 SW NW (47) GOODING

+ - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume  
01 - IRRIGATION 03/15 11/15 1.250  
04 - STOCKWATER 01/01 12/31 0.050+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +  
1.250 854 5+ - - - - Place of Use - - - - - +  
TwN Rng Sec Tract Lot Acres Code Description County  
07S 14E 31 NE SE 20.0 01 IRRIGATION (47 ) GOODING  
07S 14E 31 SE SE 40.0 01 IRRIGATION (47 ) GOODING  
07S 14E 32 NW SW 20.0 01 IRRIGATION (47 ) GOODING  
07S 14E 32 SW SW 40.0 01 IRRIGATION (47 ) GOODING  
08S 14E 6 NE NE 1 40.0 01 IRRIGATION (47 ) GOODING  
08S 14E 6 NW NE 2 40.0 01 IRRIGATION (47 ) GOODING  
08S 14E 6 SW NE 8.0 01 IRRIGATION (47 ) GOODING  
08S 14E 6 SE NE 40.0 01 IRRIGATION (47 ) GOODING  
08S 14E 6 NE NW 3 30.0 01 IRRIGATION (47 ) GOODING  
07S 14E 31 04 STOCKWATER (47 ) GOODING  
07S 14E 31 04 STOCKWATER (47 ) GOODING  
07S 14E 32 04 STOCKWATER (47 ) GOODING  
07S 14E 32 04 STOCKWATER (47 ) GOODING  
08S 14E 6 04 STOCKWATER (47 ) GOODING  
08S 14E 6 04 STOCKWATER (47 ) GOODING  
08S 14E 6 04 STOCKWATER (47 ) GOODING  
08S 14E 6 04 STOCKWATER (47 ) GOODING  
08S 14E 6 04 STOCKWATER (47 ) GOODING  
08S 14E 6 04 STOCKWATER (47 ) GOODING

Total Acres: 278.0

Water right number - A36-10141 Adj. flag translation: Adjudication Temporary Work Area

+ - - Diversion Means - CURRAN TUNNEL AND PIPELINE.

+ - - Non-Irrigation Use - S/ 100 RANGE

+ - - Other Rights for Same Use - A36-10140, A36-10142

+ - - - - - Remarks - - - - - +  
REFER TO WR #36-00134 & 36-00135. SEE OTHER COMMENTS ON  
ORIGINAL MAIL IN COPY.

\*\*\*\*\* MEMO TO FILE \*\*\*\*\*  
ROGER CRANDLEMIRE WAS IN THE STATE OFFICE IN JUNE, '88. WITH THE  
INFORMATION AVAILABLE AT THAT TIME, I DETERMINED THAT HE HAD 121"  
OR 2.42 CFS FROM 36-00134 AND 181.5" OR 3.63 CFS FROM 36-00135.  
HE TOLD ME HE HAD A TOTAL OF 84 ACRES IRRIGATED IN SECTIONS 31  
AND 32, AND A TOTAL OF 135 ACRES IRRIGATED IN SECTION 6. CLF  
\*\*\*\*\*

+ - - - - - Old Water Right Numbers - - - - - +  
A36-10140 No Old Water Right Numbers found. SW

+ - - - - - Conditions of Approval - - - - - +  
-10142 No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +  
03/22/1932

+ - - - - - Comments - - - - - +  
No Comments Found

+ - - Audit Fields - 07/05/88 CLELLAND 07/08/88 FRITSCHL

+ - - - - - 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   | - 07/05/1988 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
| Claims Tape Error Flg | -            | Receipt Number        | - S000704    | Water District          | -       |
| Fee Exempt Flag       | -            | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                       |              | Name Connector        | -            | Presumption Flag        | -       |

Water Right Number - R36-10141

Adj. Flag Translation: RESEARCH

Old (D) Number -

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

\*\*\* C - CURRENT OWNER \*\*\*  
CRANDLEMIRE

ROGER C.

1 - 1400 FLOATING FEATHER RD.  
2 -  
3 -  
City- EAGLE  
Phone - 208-939-1400

State- ID Zip- 83616

+ - - Priority Date - - +  
12/01/1908+ - - - Region - - - +  
Error in Region

+ - - - Stage - - - +

+ - - - Status - - - +  
Z - SEE REMARKS+ - - - - Source - - - - +  
CURRAN SPRING+ - - - - Tributary - - - - +  
BILLINGSLEY CREEK+ - - - - Point of Diversion - - - - - +  
Twn Rng Sec Tract Lot RFlg County (Blank if no Index Code)

07S 14E 32 SW NW (47) GOODING

+ - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume  
01 - IRRIGATION 03/15 11/15 1.250  
04 - STOCKWATER 01/01 12/31 0.050+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
1.250 834.0+ - - - - Place of Use - - - - - +  
Twn Rng Sec Tract Lot Acres Code Description County  
07S 14E 31 NE SE 20.0 01 IRRIGATION (47) GOODING  
07S 14E 31 SE SE 40.0 01 IRRIGATION (47) GOODING  
07S 14E 32 NW SW 20.0 01 IRRIGATION (47) GOODING  
07S 14E 32 SW SW 40.0 01 IRRIGATION (47) GOODING  
08S 14E 6 NE NE 1 40.0 01 IRRIGATION (47) GOODING  
08S 14E 6 NW NE 2 40.0 01 IRRIGATION (47) GOODING  
08S 14E 6 SW NE 8.0 01 IRRIGATION (47) GOODING  
08S 14E 6 SE NE 40.0 01 IRRIGATION (47) GOODING  
08S 14E 6 NE NW 3 30.0 01 IRRIGATION (47) GOODING  
07S 14E 31 04 STOCKWATER (47) GOODING  
07S 14E 31 04 STOCKWATER (47) GOODING  
07S 14E 32 04 STOCKWATER (47) GOODING  
07S 14E 32 04 STOCKWATER (47) GOODING  
08S 14E 6 04 STOCKWATER (47) GOODING  
08S 14E 6 04 STOCKWATER (47) GOODING  
08S 14E 6 04 STOCKWATER (47) GOODING  
08S 14E 6 04 STOCKWATER (47) GOODING  
08S 14E 6 04 STOCKWATER (47) GOODING

Adj. flag translation: RESEARCH

| Place of Use |     |     |       |     |       | Description | County |
|--------------|-----|-----|-------|-----|-------|-------------|--------|
| Tw           | Rng | Sec | Tract | Lot | Acres |             |        |

**Total Acres: 278.0**

+ - - Diversion Means - CURRAN TUNNEL AND PIPELINE.

+ - - Non-Irrigation Use - STOCKWATER, 100 RANGE

+ - - Other Rights for Same Use - A36-10140, A36-10142

SEE 36-00135C. Remarks

+ . . . . . Old Water Right Numbers . . . . . +

A3600134  
A3600135

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

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +  
00/00/0000[illegible]

Date: 04/16/1991 User Id: CLELLAND Subject: COPIED FROM REMARKS  
REFER TO WR #36-00134 & 36-00135. SEE OTHER COMMENTS ON ORIGINAL MAIL IN COPY.  
\*\*\*\*\* MEMO TO FILE \*\*\*\*\* ROGER CRANDLEMIRE WAS IN THE STATE OFFICE IN JUNE, '88. WITH THE  
INFORMATION AVAILABLE AT THAT TIME, I DETERMINED THAT HE HAD 121" OR 2.42 CFS FROM 36-00134 AND 181.5" OR 3.63 CFS FROM 36-00135.  
HE TOLD ME HE HAD A TOTAL OF 84 ACRES IRRIGATED IN SECTIONS 31 AND 32, AND A TOTAL OF 135 ACRES IRRIGATED IN SECTION 6. CLF  
\*\*\*\*\*

Date: 04/16/1991 User Id: CLELLAND Subject: RENUMBER  
THIS RIGHT IS REPORTED UNDER 36-00135C AND IS COMBINED WITH THE CLAIM A36-10140.

+ - - Audit Fields - - +  
CLELLAND

+ - - - - - Water Rights Dates and Flags Area - - - - -

Temporary Right -P                      Receipt Number - S000704                      Water District -

## REMARK AND CONDITION CODE WORKSHEET

SYSTEM CLAIM NUMBERS

R36 10141

AGENT

INITIALS

HHT

DATE

8/6/92

CLAIM NO.  
OR ENTRY  
ORDERREMARK  
CODE

ENTRY DATA

CONDITION  
CODESTAGE  
OR  
STATUSPRESUMPTION  
CODE

P13

36-000125C

P13

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

01:44:33  
07/03/90

PAGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A36-10141

LAST: CRANDLEMIRE  
ADDRESS: 1400 FLOATING FEATHER RD.  
CITY: EAGLE  
PHONE NUMBER: 208-939-1400

FIRST: ROGER C.

STATE: ID ZIP: 83616

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE FIELD  
Y EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: REFER TO WR #36-00134 & 36-00135. SEE OTHER COMMENTS ON  
ORIGINAL MAIL IN COPY.  
\*\*\*\*\* MEMO TO FILE \*\*\*\*\*  
ROGER CRANDLEMIRE WAS IN THE STATE OFFICE IN JUNE, '88. WITH THE  
INFORMATION AVAILABLE AT THAT TIME, I DETERMINED THAT HE HAD 121"  
OR 2.42 CFS FROM 36-00134 AND 181.5" OR 3.63 CFS FROM 36-00135.  
HE TOLD ME HE HAD A TOTAL OF 84 ACRES IRRIGATED IN SECTIONS 31  
AND 32, AND A TOTAL OF 135 ACRES IRRIGATED IN SECTION 6. CLF  
\*\*\*\*\*

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:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

A. AJ CLAIM: # A36-10141 PRIORITY DATE: 12-01-1908 STAGE: D

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

C. FIELD EXAM REQUIRED?

DATABASE

FIELD  
EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

Y

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

REMARKS:

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY    |
|-----------|------|------|------|-----|-----|-----|-----|---------|
| A36-10141 | 07S  | 14E  | 32   |     | SW  | NW  |     | GOODING |

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

A36-00134A

A36-00134B

A36-00135A

A36-07694

A36-10142

NONE

WR RECORDS IN SAME 40 ACRE TRACT

36-00134

36-00135

36-02551

36-07694

SOURCE: CURRAN SPRING

TRIB: BILLINGSLEY CREEK

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:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SOURCE: \_\_\_\_\_

TRIB: \_\_\_\_\_

REVIEWED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

A. ROOT WATER RIGHT NUMBERS: A36-10141

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 | 14E | 31  |     |     |     | CRANDLEMIRE , ROGER C. | A36-10141 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10140 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10142 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | RAWSON , CAROL A.      | A36-00123A /     | - /           |                 |                |                  |
|     |     |     |     |     |     | SUMMERS , RONALD OWEN  | A36-00123C /     | - /           |                 |                |                  |
|     |     |     |     |     |     | SUMMERS , RONALD OWEN  | A36-00123D /     | - /           |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00212 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00213 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00215 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00220 /    |                 |                |                  |
| 07S | 14E | 31  | NE  | SE  |     | CRANDLEMIRE , ROGER C. | A36-10141 /20.0  | - /           | 39.0            |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10140 /20.0  | - /           |                 |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10142 /20.0  | - /           |                 |                |                  |
|     |     |     |     |     |     | CANDY , MARGARET       | A36-00134A /20.0 | - /           |                 |                |                  |
|     |     |     |     |     |     | HIGH & FRITCHMAN CO.   |                  | 36-00134 /    |                 |                |                  |
|     |     |     |     |     |     | HIGH & FRITCHMAN CO.   |                  | 36-00135 /    |                 |                |                  |
| 07S | 14E | 31  |     |     |     | CRANDLEMIRE , ROGER C. | A36-10141 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10140 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10142 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | RAWSON , CAROL A.      | A36-00123A /     | - /           |                 |                |                  |
|     |     |     |     |     |     | SUMMERS , RONALD OWEN  | A36-00123C /     | - /           |                 |                |                  |
|     |     |     |     |     |     | SUMMERS , RONALD OWEN  | A36-00123D /     | - /           |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00212 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00213 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00215 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00220 /    |                 |                |                  |
| 07S | 14E | 32  | NW  | SW  |     | CRANDLEMIRE , ROGER C. | A36-10141 /20.0  | - /           | 22.0            |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10142 /20.0  | - /           |                 |                |                  |
|     |     |     |     |     |     | CANDY , MARGARET       | A36-00134A /20.0 | - /           |                 |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10140 /40.0  | - /           |                 |                |                  |
|     |     |     |     |     |     | HIGH & FRITCHMAN CO.   |                  | 36-00134 /    |                 |                |                  |
|     |     |     |     |     |     | HIGH & FRITCHMAN CO.   |                  | 36-00135 /    |                 |                |                  |
|     |     |     |     |     |     | CANDY , MARGARET       |                  | 36-08316 /    |                 |                |                  |
| 07S | 14E | 32  |     |     |     | CRANDLEMIRE , ROGER C. | A36-10141 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10140 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | CRANDLEMIRE , ROGER C. | A36-10142 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | TATE , HARVEY E.       | A36-10122 /      | - /           |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00005 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00016 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00212 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00213 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00215 /    |                 |                |                  |
|     |     |     |     |     |     | NORTH SIDE CANAL CO.   |                  | 01-00220 /    |                 |                |                  |
| 07S | 14E | 32  | SW  | SW  |     | CRANDLEMIRE , ROGER C. | A36-10141 /40.0  | - /           | 14.0            |                |                  |

|       |     |    |    |                        |           |                        |           |       |          |
|-------|-----|----|----|------------------------|-----------|------------------------|-----------|-------|----------|
|       |     |    |    | CRANDLEMIRE , ROGER C. | A36-10140 | /20.0                  | -         | /     |          |
|       |     |    |    | CRANDLEMIRE , ROGER C. | A36-10142 | /40.0                  | -         | /     |          |
|       |     |    |    | HIGH & FRITCHMAN CO.   |           |                        | 36-00134  | /     |          |
|       |     |    |    | HIGH & FRITCHMAN CO.   |           |                        | 36-00135  | /     |          |
| <hr/> |     |    |    |                        |           |                        |           |       |          |
| 07S   | 14E | 32 |    | CRANDLEMIRE , ROGER C. | A36-10141 | /                      | -         | /     |          |
|       |     |    |    | CRANDLEMIRE , ROGER C. | A36-10140 | /                      | -         | /     |          |
|       |     |    |    | CRANDLEMIRE , ROGER C. | A36-10142 | /                      | -         | /     |          |
|       |     |    |    | TATE , HARVEY E.       | A36-10122 | /                      | -         | /     |          |
|       |     |    |    | NORTH SIDE CANAL CO.   |           |                        | 01-00005  | /     |          |
|       |     |    |    | NORTH SIDE CANAL CO.   |           |                        | 01-00016  | /     |          |
|       |     |    |    | NORTH SIDE CANAL CO.   |           |                        | 01-00212  | /     |          |
|       |     |    |    | NORTH SIDE CANAL CO.   |           |                        | 01-00213  | /     |          |
|       |     |    |    | NORTH SIDE CANAL CO.   |           |                        | 01-00215  | /     |          |
|       |     |    |    | NORTH SIDE CANAL CO.   |           |                        | 01-00220  | /     |          |
| <hr/> |     |    |    |                        |           |                        |           |       |          |
| 08S   | 14E | 6  | NE | NE                     | 1         | CRANDLEMIRE , ROGER C. | A36-10141 | /40.0 | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10140 | /40.0 | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10142 | /40.0 | -        |
| <hr/> |     |    |    |                        |           |                        |           |       |          |
| 08S   | 14E | 6  |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10141 | /     | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10140 | /     | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10142 | /     | -        |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00005 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00016 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00212 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00213 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00215 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00220 |
| <hr/> |     |    |    |                        |           |                        |           |       |          |
| 08S   | 14E | 6  | NW | NE                     | 2         | CRANDLEMIRE , ROGER C. | A36-10141 | /40.0 | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10140 | /40.0 | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10142 | /40.0 | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10144 | /     | -        |
| <hr/> |     |    |    |                        |           |                        |           |       |          |
| 08S   | 14E | 6  |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10141 | /     | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10140 | /     | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10142 | /     | -        |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00005 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00016 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00212 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00213 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00215 |
|       |     |    |    |                        |           | NORTH SIDE CANAL CO.   |           |       | 01-00220 |
| <hr/> |     |    |    |                        |           |                        |           |       |          |
| 08S   | 14E | 6  | SW | NE                     |           | CRANDLEMIRE , ROGER C. | A36-10141 | / 8.0 | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10140 | / 8.0 | -        |
|       |     |    |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10142 | / 8.0 | -        |
|       |     |    |    |                        |           | BICKEL , PAUL S. A.    |           |       | 36-00128 |
|       |     |    |    |                        |           | BICKEL , PAUL S. A.    |           |       | 36-00129 |
|       |     |    |    |                        |           | BICKEL , PAUL S. A.    |           |       | 36-00130 |
|       |     |    |    |                        |           | BICKEL , PAUL S. A.    |           |       | 36-00131 |
|       |     |    |    |                        |           | BICKEL , PAUL S. A.    |           |       | 36-00132 |
|       |     |    |    |                        |           | U.S. DEPT. OF INTERIOR |           |       | 36-02308 |
|       |     |    |    |                        |           | U.S. DEPT. OF INTERIOR |           |       | 36-04252 |
|       |     |    |    |                        |           | U.S. DEPT. OF INTERIOR |           |       | 36-04253 |
|       |     |    |    |                        |           | U.S. DEPT. OF INTERIOR |           |       | 36-07917 |
| <hr/> |     |    |    |                        |           |                        |           |       |          |
| 08S   | 14E | 6  |    |                        |           | CRANDLEMIRE , ROGER C. | A36-10141 | /     | -        |

31.0

|             |    |    |    |                        |                        |                 |   |        |
|-------------|----|----|----|------------------------|------------------------|-----------------|---|--------|
|             |    |    |    | CRANDLEMIRE , ROGER C. | A36-10140 /            | -               | / |        |
|             |    |    |    | CRANDLEMIRE , ROGER C. | A36-10142 /            | -               | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00005        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00016        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00212        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00213        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00215        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00220        | / |        |
| 08S 14E     | 6  | SE | NE | CRANDLEMIRE , ROGER C. | A36-10141 /40.0        | -               | / | 42.0   |
|             |    |    |    | CRANDLEMIRE , ROGER C. | A36-10140 /40.0        | -               | / |        |
|             |    |    |    | CRANDLEMIRE , ROGER C. | A36-10142 /40.0        | -               | / |        |
| 08S 14E     | 6  |    |    | CRANDLEMIRE , ROGER C. | A36-10141 /            | -               | / |        |
|             |    |    |    | CRANDLEMIRE , ROGER C. | A36-10140 /            | -               | / |        |
|             |    |    |    | CRANDLEMIRE , ROGER C. | A36-10142 /            | -               | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00005        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00016        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00212        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00213        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00215        | / |        |
|             |    |    |    | NORTH SIDE CANAL CO.   |                        | 01-00220        | / |        |
| 08S 14E     | 6  | NE | NW | 3                      | CRANDLEMIRE , ROGER C. | A36-10141 /30.0 | - | /      |
|             |    |    |    |                        | CRANDLEMIRE , ROGER C. | A36-10140 /30.0 | - | /      |
|             |    |    |    |                        | CRANDLEMIRE , ROGER C. | A36-10142 /30.0 | - | /      |
|             |    |    |    |                        | CRANDLEMIRE , ROGER C. | A36-10143 /     | - | /      |
|             |    |    |    | MAHANNAH , C.J.        | A36-02604 / 5.0        | 36-02604 / 5.0  |   |        |
| 08S 14E     | 6  |    |    |                        | CRANDLEMIRE , ROGER C. | A36-10141 /     | - | /      |
|             |    |    |    |                        | CRANDLEMIRE , ROGER C. | A36-10140 /     | - | /      |
|             |    |    |    |                        | CRANDLEMIRE , ROGER C. | A36-10142 /     | - | /      |
|             |    |    |    |                        | NORTH SIDE CANAL CO.   | 01-00005        | / |        |
|             |    |    |    |                        | NORTH SIDE CANAL CO.   | 01-00016        | / |        |
|             |    |    |    |                        | NORTH SIDE CANAL CO.   | 01-00212        | / |        |
|             |    |    |    |                        | NORTH SIDE CANAL CO.   | 01-00213        | / |        |
|             |    |    |    |                        | NORTH SIDE CANAL CO.   | 01-00215        | / |        |
|             |    |    |    |                        | NORTH SIDE CANAL CO.   | 01-00220        | / |        |
| 07S 14E     | 31 | SE | SE |                        | CRANDLEMIRE , ROGER C. | A36-10141 /40.0 | - | /      |
|             |    |    |    |                        | CRANDLEMIRE , ROGER C. | A36-10140 /40.0 | - | /      |
|             |    |    |    |                        | CRANDLEMIRE , ROGER C. | A36-10142 /40.0 | - | /      |
|             |    |    |    | HIGH & FRITCHMAN CO.   |                        | 36-00134        | / |        |
|             |    |    |    | HIGH & FRITCHMAN CO.   |                        | 36-00135        | / |        |
| TOTAL ACRES |    |    |    | A36-10141              | 278.00                 |                 |   | 185.00 |

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE  
Y

FIELD  
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: \_\_\_\_\_

REVIEWED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

A. AJ CLAIMED USES:

|           | PURPOSES   |
|-----------|------------|
| A36-10141 | IRRIGATION |
| A36-10141 | STOCKWATER |

| MONTH/DAY  |          |
|------------|----------|
| FROM 03-15 | TO 11-15 |
| FROM 01-01 | TO 12-31 |

| DIVERSION QUANTITY |
|--------------------|
| 1.250 CFS          |
| .050 CFS           |
| 1.250 CFS          |

TOTAL DIVERSION RATE/VOLUME CLAIMED

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) |

| DATABASE | FIELD EXAMINER |
|----------|----------------|
| Y        | _____          |
| Y        | _____          |
| Y        | _____          |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(\_\_\_\_) N(\_\_\_\_)

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

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

AJ TOTAL CLAIMED DIVERSION RATE: 1.250 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  
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) DATABASE EXAMINER Y

B. FLOW MEASUREMENT  
MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A36-10140, A36-10142

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM      | SOURCE        | NAME                   | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|---------------|------------------------|-----------|----------------|-----------|----------------|
| A36-10141  | CURRAN SPRING | CRANDLEMIRE , ROGER C. | 1.250     | 0.004          |           |                |
| A36-10140  | CURRAN SPRING | CRANDLEMIRE , ROGER C. | 2.400     | 0.008          |           |                |
| A36-00134A | CURRAN SPRING | CANDY , MARGARET       | 1.000     | 0.019          |           |                |
| A36-02604  | SPRINGS       | MAHANNAH , C.J.        | 0.120     | 0.024          | 21.20     | 4.24           |

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

| CLAIM NO.  | PURPOSES   | NAME                   | MONTH/DAY           | RATE     | VOLUME |
|------------|------------|------------------------|---------------------|----------|--------|
| A36-10141  | STOCKWATER | CRANDLEMIRE , ROGER C. | FROM 01-01 TO 12-31 | .050 CFS |        |
| A36-10140  | STOCKWATER | CRANDLEMIRE , ROGER C. | FROM 01-01 TO 12-31 | .050 CFS |        |
| A36-10142  | STOCKWATER | CRANDLEMIRE , ROGER C. | FROM 01-01 TO 12-31 | .100 CFS |        |
| A36-00123A | DOMESTIC   | RAWSON , CAROL A.      | FROM 01-01 TO 12-31 | .040 CFS |        |
| A36-00123A | STOCKWATER | RAWSON , CAROL A.      | FROM 01-01 TO 12-31 | .020 CFS |        |
| A36-00123C | DOMESTIC   | SUMMERS , RONALD OWEN  | FROM 01-01 TO 12-31 | .040 CFS |        |
| A36-00123D | DOMESTIC   | SUMMERS , RONALD OWEN  | FROM 01-01 TO 12-31 | .040 CFS |        |
| A36-00134A | DOMESTIC   | CANDY , MARGARET       | FROM 01-01 TO 12-31 | .040 CFS |        |
| A36-10122  | DOMESTIC   | TATE , HARVEY E.       | FROM 01-01 TO 12-31 | .040 CFS |        |
| A36-10122  | STOCKWATER | TATE , HARVEY E.       | FROM 01-01 TO 12-31 | .040 CFS |        |
| A36-10144  | DOMESTIC   | CRANDLEMIRE , ROGER C. | FROM 01-01 TO 12-31 | .080 CFS |        |
| A36-10143  | DOMESTIC   | CRANDLEMIRE , ROGER C. | FROM 01-01 TO 12-31 | .040 CFS |        |

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 = 834.0 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(\_\_\_\_)

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

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RECOMMENDATIONS:

| REC.<br>PURPOSES | REC. PERIOD<br>FROM TO | REC. DIV<br>RATE CFS | REC. DIV<br>VOL. AF/A | REC. CONS.<br>USE |
|------------------|------------------------|----------------------|-----------------------|-------------------|
|                  |                        | DATABASE EXAMINER    | DATABASE EXAMINER     | DATABASE EXAMINER |
| _____            | _____                  | _____                | _____                 | _____             |
| _____            | _____                  | _____                | _____                 | _____             |
|                  |                        | _____                | _____                 | _____             |

TOTAL FOR THIS RIGHT

REVIEWED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

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: 36-10141

| TOTAL DIVERSION RATE OF WR SPLITS | DATABASE<br>8.000 | EXAMINER<br>_____ | CFS |
|-----------------------------------|-------------------|-------------------|-----|
|-----------------------------------|-------------------|-------------------|-----|

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 |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| A36-00134            | A36-10141                | 1.250             | -                         | -                | 36-00134            | 3.200             |
| A36-00135            | A36-10141                | 1.250             | -                         | -                | 36-00135            | 4.800             |
| TOTAL CFS            |                          | 2.500             |                           |                  |                     | 8.000             |

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  
N

FIELD  
EXAMINER  
\_\_\_\_\_  
\_\_\_\_\_

REMARKS:

AUTHENTICATION:

SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF FIELD EXAMINER: \_\_\_\_\_

TITLE: \_\_\_\_\_

RECEIVED

MAR 02 1999

Department of Water Resources

RECEIVED

MAR 08 1999

Department of Water Resources  
Southern Region

1999 FEB 26 AM 11:11

DISTRICT COURT-SF  
TWIN FALLS CO. IDAH  
FILED

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

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

NOTICE OF ISSUANCE OF  
SPECIAL MASTER'S  
RECOMMENDATION

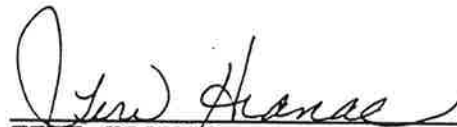
Water Right(s): 36-10141  
36-10141A 36-10141B

On February 26, 1999, Special Master FRITZ X HAEMMERLE issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED February 26, 1999.

  
TERI HRANAC  
Deputy Clerk

1999 FEB 26 AM 11:34  
DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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     | ) | SPECIAL MASTER'S REPORT AND |
|                | ) | RECOMMENDATION              |
| Case No. 39576 | ) | FINDINGS OF FACT AND        |
|                | ) | CONCLUSIONS OF LAW          |
|                | ) | FOR WATER RIGHTS 36-10141,  |
|                | ) | 36-10141A, and 36-10141B    |

---

I. FINDINGS OF FACT

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990). The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

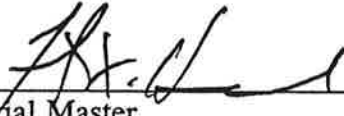
All objections to water right 36-10141 were resolved by stipulation of the parties with a *Standard Form 5* which resulted in splitting the water right into A and B portions. All parties to the subcase and IDWR are signatories to the *Standard Form 5*.

As to season of use, IDWR has informed the court that it intends to recommend February 15 through November 30 as the season of use in the Hagerman Valley in a forthcoming Director's Report. All parties, including the claimants, will be able to object to that recommendation when the Director's Report is filed. Until that time, the court will recommend February 15 through November 30 for the irrigation use in these water rights, with the understanding that the season of use for the irrigation claims is not final.

## II. CONCLUSIONS OF LAW

Based on the file and record herein, IT IS RECOMMENDED that water right 36-10141 not be confirmed in any partial or final decree. IT IS FURTHER RECOMMENDED that water rights 36-10141A and 36-10141B be decreed with the elements as set forth in the attached *Partial Decrees*.

DATED: February 26, 1999.

  
\_\_\_\_\_  
Special Master  
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 36-10141A

1999 FEB 26 AM 11:35

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED

NAME AND ADDRESS: ROGER C CRANDLEMIRE  
1400 FLOATING FEATHER RD  
EAGLE, ID 83616

SOURCE: MARTIN-CURREN TUNNEL TRIBUTARY: BILLINGSLEY CREEK

QUANTITY: 0.82 CFS

THE QUANTITY OF WATER DECREED FOR THIS RIGHT FOR STOCKWATER  
USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER  
DESCRIBED FOR STOCKWATER PURPOSES AT A POINT OF MEASUREMENT  
WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED.

PRIORITY DATE: 12/01/1908

POINT OF DIVERSION: T07S R14E S32 SESWNW Within Gooding County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------|----------------|----------|
| Irrigation     | 02-15 TO 11-30 | 0.82 CFS |
| Stockwater     | 01-01 TO 12-31 | 0.03 CFS |

PLACE OF USE: Irrigation Within Gooding County  
T08S R14E S06 LOT 03 (NENW)15.0 LOT 01 (NENE)40.0  
SWNE 8.0 SENE 40.0  
LOT 02 (NWNE)40.0  
143.0 Acres Total

Stockwater Within Gooding County  
T08S R14E S06 LOT 02 (NWNE) LOT 01 (NENE)  
SENE

USE OF THIS RIGHT WITH RIGHTS 36-00134D AND 36-00135D ARE  
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 143 ACRES IN A  
SINGLE IRRIGATION SEASON.

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

THE QUANTITY OF WATER DECREED FOR THIS RIGHT FOR STOCKWATER  
USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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.

RECOMMENDATION

FEB 26 1999

SPECIAL MASTER

Barry Wood  
Administrative District Judge  
Interim Presiding Judge of the  
Snake River Basin Adjudication

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

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

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 36-10141B

1999 FEB 26 AM 11:35  
DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

NAME AND ADDRESS: HOWARD L MORRIS  
RHONDA K MORRIS  
1101 E 2900 S  
HAGERMAN, ID 83332

SOURCE: MARTIN-CURREN TUNNEL TRIBUTARY: BILLINGSLEY CREEK

QUANTITY: 0.43 CFS

THE QUANTITY OF WATER DECREED FOR THIS RIGHT FOR STOCKWATER  
USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER  
DESCRIBED FOR STOCKWATER PURPOSES AT A POINT OF MEASUREMENT  
WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED.

PRIORITY DATE: 12/01/1908

POINT OF DIVERSION: T07S R14E S32 SESWNW Within Gooding County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 02-15 TO 11-30 | 0.43 CFS |
|                               | Stockwater     | 01-01 TO 12-31 | 0.02 CFS |

|               |                  |           |                       |
|---------------|------------------|-----------|-----------------------|
| PLACE OF USE: | Irrigation       |           | Within Gooding County |
|               | T08S R14E S31    | NESE 20.0 | SESE 40.0             |
|               | S32              | NWSW 9.0  | SWSW 6.0              |
|               | 75.0 Acres Total |           |                       |
| Stockwater    |                  |           | Within Gooding County |
|               | T08S R14E S31    | NESE      |                       |
|               | S32              | NWSW      |                       |

USE OF THIS RIGHT WITH RIGHTS 36-00134E AND 36-00135E ARE  
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 75 ACRES IN A  
SINGLE IRRIGATION SEASON.

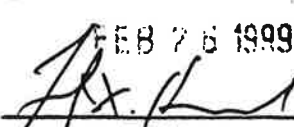
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS RIGHT FOR STOCKWATER  
USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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.

RECOMMENDATION

FEB 26 1999  
  
SPECIAL MASTER

Barry Wood  
Administrative District Judge  
Interim Presiding Judge of the  
Snake River Basin Adjudication

1999 FEB 26 AM 11:35  
DISTRICT COURT-SRBA  
TWIN FALLS CO. IDAHO  
FILED

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 )  
\_\_\_\_\_ )  
Water Rights: 36-10141, 36-10141A,  
36-10141B  
CERTIFICATE OF MAILING

I certify that a true and correct copy of the *Special Master's Report, Special Master's Recommendation for Partial Decree and Notice of Issuance of Special Master's Report and Recommendation* were mailed on February 26, 1999, with sufficient first-class postage prepaid to the following:

Director of IDWR  
PO Box 83720  
Boise, ID 83720-0098

Howard & Rhonda Morris  
1101 E 2900 S  
Hagerman, ID 83332

Roger C Crandlemire  
1400 Floating Feather Rd.  
Eagle, ID 83616

  
Teri Hranac  
Deputy Clerk

RIGHT NUMBER:

36-10141B

NAME AND ADDRESS:

HOWARD L MORRIS  
RHONDA K MORRIS  
1101 E 2900 S  
HAGERMAN ID 83332

SOURCE:

MARTIN-CURREN TUNNEL

QUANTITY:

0.43 CFS

TRIBUTARY: BILLINGSLEY CREEK

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED, SO LONG AS THE QUANTITY DIVERTED AT THE POINT OF DIVERSION DOES NOT CONSTITUTE UNREASONABLE WASTE.

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE:

12/01/1908

POINT OF DIVERSION:

T07S R14E S32

SESWNW

Within GOODING County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE  
IRRIGATION  
STOCKWATER

PERIOD OF USE  
Irrigation Season  
01-01 12-31

QUANTITY  
0.43 CFS  
0.02 CFS

PLACE OF USE:

IRRIGATION

T07S R14E S31  
S32

Within GOODING County

NESE 20  
NWSW 9

SESE 40  
SWSW 6

75 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 36-00134E & 36-00135E ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 75 ACRES IN A SINGLE IRRIGATION SEASON.

STOCKWATER

T07S R14E S31  
S32

Within GOODING County  
NESE  
NWSW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR

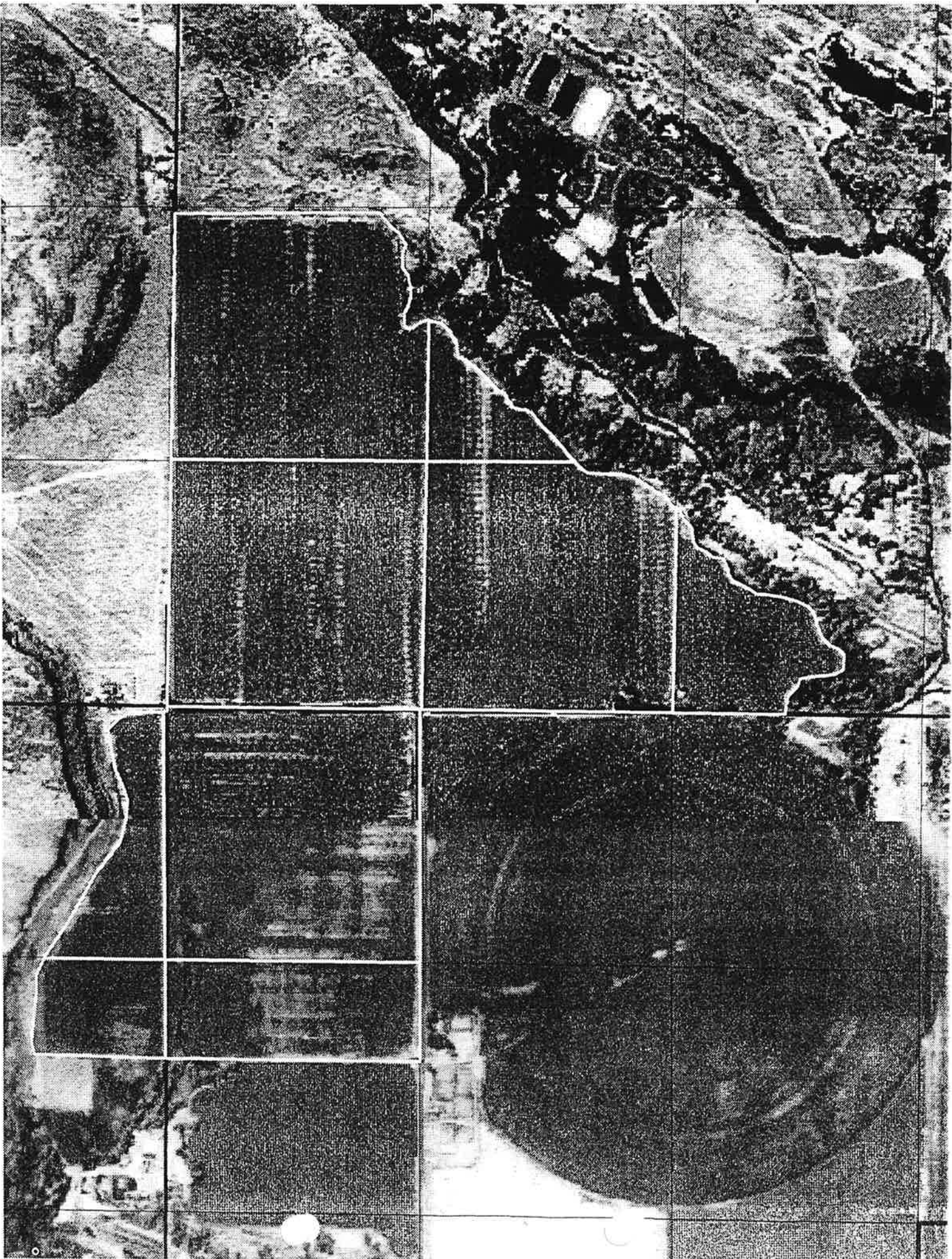
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - DECREE  
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-00102, 36-00134A, 36-00134B, 36-00134D, 36-00135A, 36-00135B, 36-00135D, 36-00135E, 36-02551, 36-07694, 36-10141A & 36-00134E.  
STOCKWATER, 300 RANGE

See

4/6/98 SC



# TRANSMITTAL COVER SHEET

OMNIFAX G66

TO: CLIFF JENSEN

TOTAL PAGES SENT: 12 + cover

DOCUMENT DESCRIPTION: PROFILE Reports OF  
CRANDLE MIRE / MORRIS RECOMMENDATIONS

FROM: **IDAHO DEPARTMENT OF WATER RESOURCES**  
**1341 Fillmore Street, Suite 200**  
**Twin Falls ID 83301-3380**

PHONE: 736-3033

FAX: 736-3037

SENDER: STEVE C.

## CHARGES:

One (1) free copy per request, cover sheet not counted. Two (2) or more copies per request will cost \$0.25 per page. (\$0.50 minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: \_\_\_\_\_  
Please remit to the above address.

COMMENTS: ALL CLAIMS ARE Recommended  
AS CLAIMED IN QUANTITY -  
ACRES ARE LESS THAN CLAIMED BUT MORE  
THAN IS FOUND BY GIS METHODS.

Draft Review  
of splits & MAD  
results:

see 4/7/98

134/135 D

CRANDLE MIRE

|                         | CLAIM | REC/D |
|-------------------------|-------|-------|
| -134 D                  | 1.58  | 1.58  |
| -135 D                  | 1.58  | 1.24  |
| -10141 (AKA 135)<br>"A" | .82   | .82   |
|                         |       | 2.4   |

TOTAL  
MAD = 11.76 cfs

cfs  
Total Claim = 6.05

GIS AC = 133 AC

REC/D AC = 143 AC

(claim 203 AC)

(MAD = 7.98 cfs)

-10141- = 2.8125

-134 C - = 2.40 cfs

-135 C - 2.40 cfs

"filled as claimed"

134/135 E

MORRIS

|                         | CLAIM | REC/D      |
|-------------------------|-------|------------|
| -134 E                  | 0.82  | 0.82       |
| -135 E                  | 0.82  | 0.82       |
| -10141 (AKA 135)<br>"B" | .43   | .43        |
|                         |       | .02 cfs/AC |

both  
based on  
-135

GIS AC = 74.0

REC/D AC = 75.0

(claim 75 acres)

(MAD = 3.78 cfs)

Unable to  
Combine  
-135C & 10141  
→ different priority  
Dates

Claims are less than MAD - allow as claimed

-134 parts unchanged. \* split 10141 into A & B.

-135 parts <sup>AS CLAIMED</sup> have the claimed amounts from 10141 added.

see  
data entry  
update  
4/7/98

\* Fax to Cliff  
Densen.

SPLIT REVIEW

see 4/1/98

R36 - 10141

1.25 cfs  
218 ACRES

R36-10141 A  
CRANDLEMIRE  
0.82 cfs  
143 ACRES

R36-10141 B  
MORRIS  
0.43 cfs  
75 ACRES

NO SPLIT WAS MADE OF THE 'A' RECORD AT THIS TIME.

36-00135 4.8 cfs

RANGEN - 0.05  
CANDY - 0.28  
CRANBLEMIRE - 1.29  
MORRIS - 0.68  
2.30

2.5 left - 125" - #36-10141

36-00134 3.2 cfs

CANDY - 0.44  
RANGEN - 0.09  
CRANBLEMIRE - 1.58  
MORRIS - 0.82  
2.93

27 left - 13.5"

WARRANTY DEED - SHORT FORM

THIS INDENTURE made this 17th day of

in the year of our Lord one thousand nine hundred and

William Gardner and Oma Gardner, husband and wife

of Harborman, County of Gooding

the part 1st of the first part, and

A. C. Montgomery (wife's name, Barbara M.)

of Oakland, County of Alameda

the part 1st of the second part:

WITNESSETH, That said part 1st of the first part, for and in consideration

of ~~one~~ Sixty-eight Thousand and no/100 (\$68,000.00)

lawful money of the United States of America, to them

part 1st of the second part, the receipt whereof is hereby acknowledged, he

and by "se presents do grant, bargain, sell, convey and confirm unto the said part 1st of the second part

and to their heirs and assigns forever, all the following described real estate situated in

State of Idaho, to-wit: S $\frac{1}{2}$  NW $\frac{1}{4}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 32, Twp. 7 S., R. 14 E., B.M.; NE $\frac{1}{4}$  SE $\frac{1}{4}$  and SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 31 Twp. 7 S. R. 14 E. B.M.; Lots 1, 2 and 3 lying above the Brailsford-Owens ditch Sec. 6, Twp. 8 S. R. 14 E. B.M.; and that part of the SW $\frac{1}{4}$  NE $\frac{1}{4}$  designated as Tax 1, said Tax 1 being particularly described as follows: beginning at the northeast corner of said SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 6 Twp. 8 S. R. 14 E. B.M.; thence south on the east boundary line 870 ft; thence northwesterly to a point on the north line of said SW $\frac{1}{4}$  NE $\frac{1}{4}$  which said point is 870 ft west of the northeast corner thereof; thence along the north boundary line of said SW $\frac{1}{4}$  NE $\frac{1}{4}$  a distance of 870 ft to the point of beginning; all in Sec. 6 Twp. 8 S. R. 14 E. B.M., together with all water rights, pipes, ditches, dams and laterals, including, but not limited to, 182 inches of decreed water rights of Curran Springs with priority date of September 1, 1908 and 182 inches of decreed water right of Curran Springs, excepting and reserving to the vendors that part of Lot 3 Sec. 6, Twp. 8 S. R. 14 E. B.M. lying below the Brailsford-Owens ditch.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits, together with all estate, right, title and interest in and to the said property, as well in law as in equity, of the said part 1st of the second part:

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with all appurtenances, unto the parties of the second part, and to their heirs and assigns forever, the said part 1st of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said part 1st of the second part, their heirs and assigns, against the claims of all persons claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND the said part 1st of the first part, and their heirs, and against all and every person and persons claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND

IN WITNESS WHEREOF, the said part 1st of the first part has hereunto set his hand and seal, the day and year first above written.

*[Signature]*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THIS INDENTURE, Made this second day of March in the year of our Lord one thousand nine hundred and thirty-five, between Union Security Corporation, formerly High & Fritchman Company, a corporation duly organized and existing under the laws of the State of Idaho, and having its principal office in Idaho at Boise in the County of Ada, party of the first part, and Martin E. Curran and John Curran, of Hagerman, County of Gooding, State of Idaho, parties of the second part,

WITNESSETH, That the said party of the first part, having been hereunto duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Ten Dollars (\$10.00) (and other valuable consideration) lawful money of the United States of America, to it in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate situated in County of Gooding, State of Idaho, to-wit:

The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ); the East Half of the Southeast Quarter (E $\frac{1}{2}$  SE $\frac{1}{4}$ ) of Section Thirty-one (31); The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ); the West Half of the Southwest Quarter (W $\frac{1}{2}$  SW $\frac{1}{4}$ ) of Section Thirty-two (32), all in Township Seven (7) South, Range Fourteen (14) East Boise Meridian, and Lots Three (3) and Four (4) of Section Five (5), Township Eight (8) South, Range Fourteen (14) East, Boise Meridian,

(\$14.00 INTERNAL REVENUE STAMPS, ATTACHED AND CANCELLED),

together with all water rights, ditches, ditch rights of way appurtenant thereto, said water right being more particularly described as 160 inches of water under date of priority of October 9, 1884 and 160 inches of water under date of priority of September 7, 1908, according to court decree of December 12, 1914, and later decreed on March 22, 1932 as 160 inches of water under priority date of October 9, 1884, and 240 inches with priority date of April 1, 1908.

This deed is given subject to the State and County taxes, and the water assessments for the year 1935, also subject to 1935 farm lease.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and its successors, the said premises in the quiet and peaceable possession of the said parties of the second part their heirs and assigns, against the said party of the first part, and its successors, and against all and every person and persons whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The party of the first part has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary in pursuance to said resolution the day and year first above written.

(CORPORATE SEAL)  
Signed, Sealed and Delivered  
in Presence of Betty Baker.

UNION SECURITY CORPORATION,  
(Formerly High & Fritchman Company)  
By Ira E. High, Its President.  
Attest: Claude R. High, Its Secretary.

6/9/94

## COMMUNICATION DOCUMENTATION

Claim No. A36-10141

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

February 17, 1998 4:00pm

NAME:

CLIFF JENSEN

APPT.

RE:

-134 -135 RESEARCH

AS PER THE SETTLEMENT CONF. LAST WEEK CLIFF HAS REVIEWED ALL THE DEEDS AND TRACKED DOWN THE EXPLANATION OF THE SOURCE OF THE RIGHT DESCRIBED UNDER A36-10141. HE REVIEWED THE DEEDS FROM 1926 TO PRESENT WITH ME AND SHOWED THE BASIS OF THAT RIGHT SHOULD BE AS PART OF 135 IF IT IS TO BE ALLOWED. I TOLD HIM OF MY CONCERN IN THE DIFFERENCE IN THE 1914 DECREE AND THE 1932 DECREE; THE RIGHT IS INCREASED FROM 2.4 TO 4.8 CFS.

I WILL REVIEW THE INFO AND THE RECORDS SUBMITTED AND CONSULT WITH IDWR ATTORNEYS BEFORE MAKING THE DECISION ON THIS RIGHT; IT IS CURRENTLY BEING DISALLOWED. CLAIM: A36-10141

# SUBCASE NO. 36-10141

|                    | CLAIM<br>(6/13/88)                                          | AMENDED CLAIM | RECOMMENDATION                                                                   | OBJECTION         |
|--------------------|-------------------------------------------------------------|---------------|----------------------------------------------------------------------------------|-------------------|
| NAME               | Roger Crandlemire                                           | N/A           | Disallowed (IDWR determined that this water right was a duplicate of 36-00135C). | Roger Crandlemire |
| BASIS OF CLAIM     | Decree                                                      |               |                                                                                  |                   |
| SOURCE             | Curran Spring and Tunnel                                    |               |                                                                                  |                   |
| QUANTITY           | 1.25 cfs                                                    |               |                                                                                  |                   |
| PRIORITY DATE      | 12/1/1908                                                   |               |                                                                                  |                   |
| PURPOSE OF USE     | Irrigation<br>Stockwater                                    |               |                                                                                  |                   |
| PERIOD OF USE      | Irr.: 3/15 - 11/15<br>S.W.: 1/1 - 12/31                     |               |                                                                                  |                   |
| POINT OF DIVERSION | T07S R14E S32                                               |               |                                                                                  |                   |
| PLACE OF USE       | T07S R14E S31<br>T07S R14E S32<br>T08S R14E S6<br>278 acres |               |                                                                                  |                   |

Claim mentions  
Curran v. Heintz  
Decree  
dated 12/12/1914

**R PROOF**

**CVR**

**MAPS**

**PHOTOS**

**MISC**

MICROFILMED

OCT 20 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 the Rights to the Use of Water  
from the Snake River Basin  
Water System

Case No. 36-10141 -0001

The State of Idaho, ex rel.  
R. Keith Higginson in his  
official capacity as Director  
of the Idaho Department of  
Water Resources,

RESPONSE TO OBJECTION

Petitioner,

vs.

The United States; the State  
of Idaho; and all Claimants to  
the use of water from the Snake  
River Basin Water System,

Respondents.

**I. GENERAL INFORMATION**

**1. Person responding to objection:**

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES  
P.O. BOX 44449  
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part  
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: ROGER C CRANDLEMIRE  
Address: 1400 FLOATING FEATHER ROAD  
EAGLE ID 83616

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER  
Attorney Address: DEPUTY ATTORNEY GENERAL(S)  
IDAHO DEPARTMENT OF WATER RESOURCES  
P.O. BOX 44449  
BOISE, ID 83711-4449  
Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

12. ☒ Water Right Recommendation: I respond to the objection concerning:
- 12b. ☒ This water right not being recommended.
14. ☒ Other: I respond to the objection concerning:

ALL MATTERS RAISED IN THE CLAIMANT'S ANSWER,  
AFFIRMATIVE DEFENSES AND PRAYER FOR RELIEF.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of Objection items 12 and 12b., and all allegations of the objection regarding those items, IDWR responds as follows: IDWR recommended the claim for disallowal because it was found to be a duplicate claim for the right recommended as 36-00135C.

In response to Statement of the Objection item 14, and all allegations of the objection regarding that item, see attached "IDWR's Response to Answer Affirmative Defenses and Prayer for Relief of Claimant".

In response to the sentence listed in Changes to the Director's Report, whereby the claimant attempts to "reserve the right to claim all purposes of use and quantities of use as shown by the evidence at trial," IDWR responds as follows: Insofar as this purported reservation of rights may constitute an attempt to reserve the right to amend at trial the claimant's notice of claim, the claimant improperly seeks to use the objection process to amend the claim. A claimant must obtain leave of the court to amend a claim just as a party must obtain leave of the court to file a late claim after the director's report is filed.

In further response to the changes sought in the director's report, IDWR responds as follows: The objection seeks recommendation of an earlier priority date than claimed and a longer season of use than claimed. The claimant improperly seeks to use the objection process to amend the notice of claim.

#### CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

|                                                                                      | No. of<br>Pages |
|--------------------------------------------------------------------------------------|-----------------|
| Notice of Claim No. A36-10141                                                        | 16              |
| IDWR's Response to Answer, Affirmative Defenses and Prayer<br>for Relief of Claimant | 4               |

(Over)

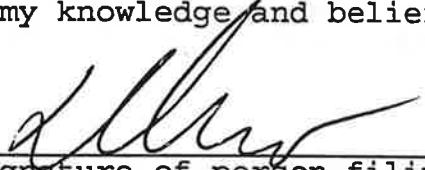
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

  
\_\_\_\_\_  
Signature of person filing response

By:

  
\_\_\_\_\_  
(Attorney signing in  
representative capacity)

Subscribed and sworn to before me this 1<sup>st</sup> day of September, 1993.

  
\_\_\_\_\_  
Notary Public for Idaho

Residing at: \_\_\_\_\_

My Commission expires: \_\_\_\_\_

Danni Smith, Notary Public  
Residing at Boise, Idaho  
My Commission Expires December 5, 1994

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of SEPTEMBER, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: HEPWORTH NUNGESTER & LEZAMIZ  
Address: PATRICK D BROWN  
& PENELOPE PARKER  
PO BOX 389  
TWIN FALLS ID 83303

4. One copy to:

United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, Box 33  
Boise, Idaho 83734

  
\_\_\_\_\_  
Signature of Respondent or attorney  
mailing on Respondent's behalf

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: 39356

Ident. Number A36-10141 ✓

Date Received \_\_\_\_\_

Receipt Number 5000 704

**NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) ROGER C. CRANDLEMIRE Phone (208) 939-1400Mailing Address 1400 Floating Feather Road, Eagle, Idaho Zip 836162. Date of Priority (Only one (1) per claim) December 1, 19083. Source of water supply (a) Curran Spring and Tunnel  
which is tributary to (b) Billingsley Creek4. a. Location of existing point of diversion is: Township 7 South Range 14 East Section 32,  
1/4 of SW 1/4 of NW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of Gooding

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. From the concrete diversion at the head of the Curran Spring and Tunnel, the water is piped, by gravity flow, to a point on the North line of the S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 31, Township 7 South, Range 14 East of the Boise Meridian. At that point, the water goes into a concrete sump where a 100 horse power pump and motor are used to pressurize the water to be distributed by a sprinkler system to irrigate this property along with orther property.

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Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Mar. 15 to Nov. 15 amount 1.25/0.60/ 1.20 or \_\_\_\_\_  
 For Stockwater purposes from Jan. 1 to Dec. 31 amount 0.05 or \_\_\_\_\_  
 For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_  
 For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.25 (cfs) and/or (b) 292 (acre feet)

8. Total consumptive use claimed is 292 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Up to 100 head of cows and calves on the property.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG  | SEC | NE 1/4     |            |       |       | NW 1/4 |       |       |       | SW 1/4 |         |       |       | SE 1/4  |       |       |         | Totals |
|-----|------|-----|------------|------------|-------|-------|--------|-------|-------|-------|--------|---------|-------|-------|---------|-------|-------|---------|--------|
|     |      |     | NE1/4      | NW1/4      | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4   | SW1/4 | SE1/4 | NE1/4   | NW1/4 | SW1/4 | SE1/4   |        |
| 7 S | 14 E | 31  |            |            |       |       |        |       |       |       |        |         |       |       | S<br>20 |       |       | S<br>40 | 60     |
| 7 S | 14 E | 32  |            |            |       |       |        |       |       |       |        | S<br>20 | 40S   |       |         |       |       |         | 60     |
| 8S  | 14E  | 06  | Lt1<br>40S | Lt2<br>40S | 8S    | 40S   | 30S    |       |       |       |        |         |       |       |         |       |       |         | 158    |
|     |      |     |            |            |       |       |        |       |       |       |        |         |       |       |         |       |       |         |        |
|     |      |     |            |            |       |       |        |       |       |       |        |         |       |       |         |       |       |         |        |
|     |      |     |            |            |       |       |        |       |       |       |        |         |       |       |         |       |       |         |        |
|     |      |     |            |            |       |       |        |       |       |       |        |         |       |       |         |       |       |         |        |
|     |      |     |            |            |       |       |        |       |       |       |        |         |       |       |         |       |       |         |        |

Total number of acres irrigated 278 acres

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

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
36-0135 & 36-0134 appear to represent the same water. or None ( )

14. Remarks:  
On December 12, 1914, this water, along with additional water, was decreed to this property and other property. This is further evidenced by the Decree of March 22, 1932 and has become IDWR water right numbers 36-0134 and 36-0135. The total 302.5 miner's inches (6.05 cfs), of which this claim is a part of, has been used on this property and other property, totalling 278.55 acres, since 1884 and 1908. This is also evidenced by the attached copies of the Warranty Deeds. Expanded acres claimed under Sec 42-1416, Idaho Cod

Last Name CRANDLEMIRE Ident No. \_\_\_\_\_

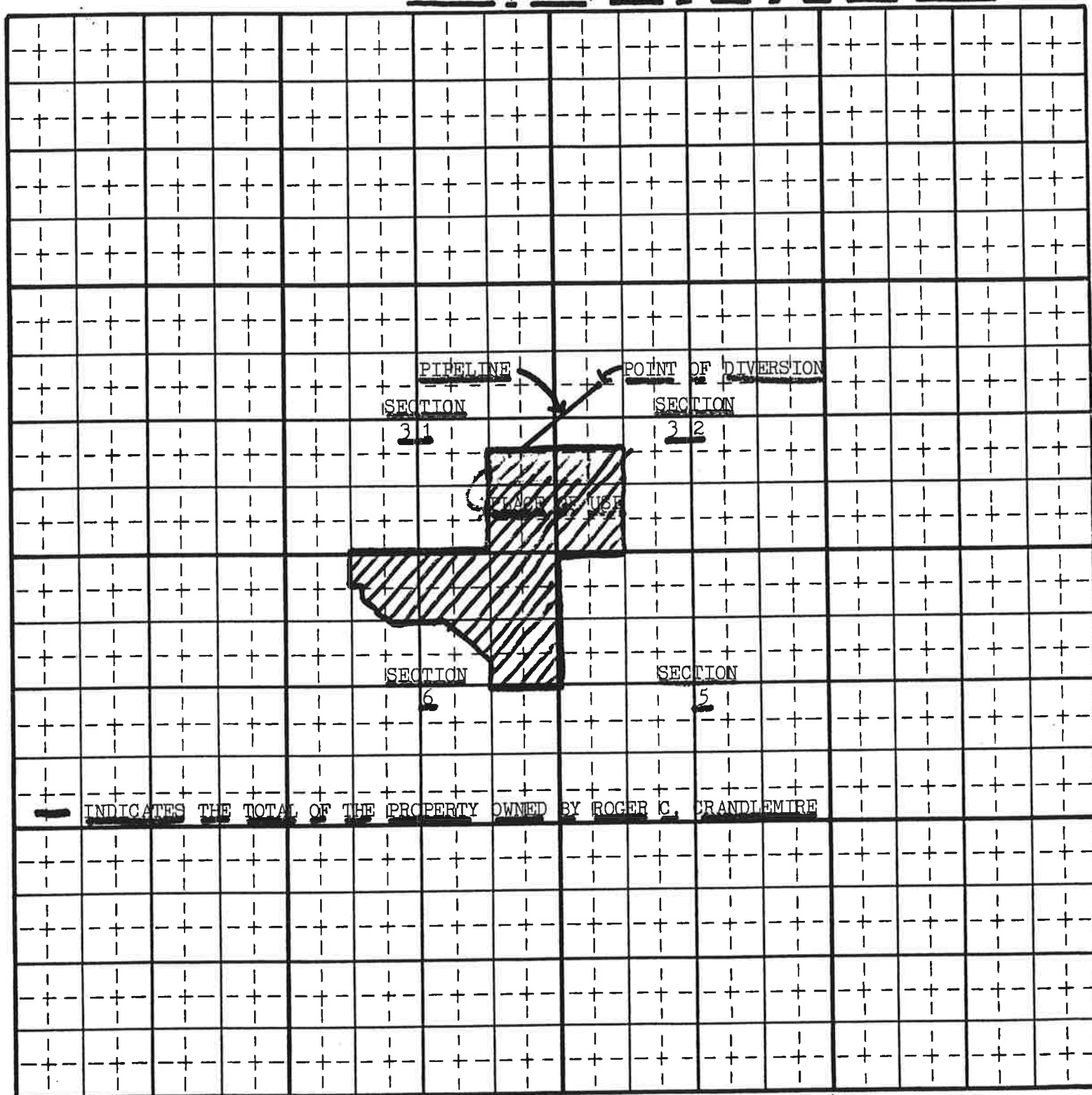
Copies: White State, Yellow Claimant

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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

TOWNSHIP 7 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN



INDICATES THE TOTAL OF THE PROPERTY OWNED BY ROGER C. CRANDLEMIRE

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Last Name CRANDLEMIRE

Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ Use \_\_\_\_\_ Permit \_\_\_\_\_  
Decree X

If applicable provide IDWR Water Right Number Part Of 36-0134?

Court 4th Judicial District Case Number \_\_\_\_\_ Decree Date December 12, 1914

Plaintiff vs Defendant John Curran, Martin E. Curran & Joseph E. Burgy vs John Heintz

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 Eight (8)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Roger B. Crandlemire

Date June 13, 1988

Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_ Title \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing  
Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization

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

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of Gooding ) SS.

Subscribed and sworn (or affirmed) before me this 13<sup>th</sup> day of June 19 88

SEAL

Notary Public Clyde Jensen

Residing at Hagerman, Idaho

My Commission Expires 5-10-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name CRANDLEMIRE Ident. Number \_\_\_\_\_

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Copies White-State, Yellow-Claimant

POOR ORIGINAL

PROOF READ

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OCT 20 1994

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FEB 07 1993

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO IN AND FOR GOODING COUNTY.

John Curran, Martin E. Curran, :  
and Joseph E. Burgy. :

Plaintiffs. :

vs :

D F C R F E.

John Heintz, Defendant. :

:

This cause came on regularly to be heard this the 12th day of December 1914, and the respective plaintiffs and cross-complaints appearing herein with Frank T. Disney, Esq., their counsel, and the defendant John Heintz having filed a disclaimer in the said action, and witnesses having been sworn and testified on behalf of the plaintiffs, and the Court being fully informed and advised in the premises, and having ordered that judgment be rendered in accordance with the law, and findings of facts and conclusions of law:

IT IS ORDERED, ADJUDGED AND DECREED, That the several plaintiffs herein named do have judgment respectively, for a right to use for irrigation and domestic purposes, the following number of inches of water, each fifty inches thereof to be equivalent to the flow of one cubic foot per second of time, as prescribed by the laws of Idaho, appur-

and the stream of water issuing therefrom, and located in the Southwest Quarter of the Northwest Quarter of Section 32, Township 7 South, Range 14 East of the Boise Meridian in Gooding County, Idaho, their priorities to date from the times hereinafter mentioned, to-wit:

JOHN CURRAN: The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ), Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Thirty-one (31), Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ) and Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section Thirty-two (32), Township Seven (7) South of Range Fourteen (14) East of the Boise Meridian, One hundred and sixty (160) inches of water under date of priority of October 9th, 1884.

MARTIN E. CURRAN: The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$  SE $\frac{1}{4}$ ) of Section Thirty-one (31), Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section Thirty-two (32), Township Seven (7) South of Range Fourteen (14) East of the Boise Meridian, and Lots Three (3) and Four (4) of Section Five (5), Township Eight (8) South of Range Fourteen (14) East of the Boise Meridian One hundred and Sixty (160) inches of water under date of priority of September 7th, 1908.

JOSEPH E. BURG: Lots One (1), and Two (2) and the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) of Section Six (6), Township Eight (8) South of Range Fourteen (14) East of the Boise Meridian, One hundred and twenty (120) inches of water under date of priority of December 1st, 1908.

Dated at Gooding, Idaho this 12th day of December 1914.

Edward A. Walters,

Judge of the District Court.

Filed this 12th day of December 1914.

Frank L. Bower, Clerk.

POOR ORIGINAL

Gooding County, Idaho, being approximately 17.9 acres of land in Sections 15, 16, 21, 22, 23, 26, 27, 35 and 36 in Township 7 South, Range 13 East, 3. N. and being situate in the following

40 acre tracts in the above named sections, township and range, to-wit:

In Sec. 15: SE $\frac{1}{4}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SW $\frac{1}{4}$ .  
In Sec. 16: NE $\frac{1}{4}$  SE $\frac{1}{4}$  and SE $\frac{1}{4}$  SE $\frac{1}{4}$ .  
In Sec. 21: NW $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , SE $\frac{1}{4}$  SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  SE $\frac{1}{4}$ .  
In Sec. 22: NW $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , NW $\frac{1}{4}$  NW $\frac{1}{4}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SW $\frac{1}{4}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  SW $\frac{1}{4}$ .  
In Sec. 23: SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , and SW $\frac{1}{4}$  SE $\frac{1}{4}$ .  
In Section 26: NW $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , SE $\frac{1}{4}$  SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  SE $\frac{1}{4}$ .  
In Sec. 27: NW $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SW $\frac{1}{4}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$ , SW $\frac{1}{4}$  SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  SW $\frac{1}{4}$ .  
In Sec. 35: NE $\frac{1}{4}$  NE $\frac{1}{4}$ .  
In Sec. 36: NW $\frac{1}{4}$  NW $\frac{1}{4}$  and SW $\frac{1}{4}$  NW $\frac{1}{4}$ .

FOOR ORIGINAL

HIGH & FRITCHMAN COMPANY

It is hereby ordered, adjudged and decreed, and this does order, adjudge and decree, that the defendant and intervenor High & Fritchman Company, a corporation, is the owner of, and entitled to the use of, and the right to use for irrigation and domestic purposes the following amounts of water, to-wit:

Three and 2 tenths (3.2) second feet of water, with a priority of October 9, 1884, developed and diverted from the waters, creeks, springs and rivulets in the rim rock above

Part of the Decree  
of March 22, 1932

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FEB 07 1993

35 the head waters of Billingsley Creek, by means of a tunnel commonly known as the Curran Tunnel, or Curran Spring, situate in the SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, Sec. 32, Twp. 7 North, Range 14 East, B. M., Gooding County, Idaho, and 4.8 second feet of the waters of said seeps, springs, and rivulets diverted and developed by the same tunnel, with a priority of April 1, 1908, taken from said tunnel by a pipe line and ditch into and upon the lands of the said defendant hereinafter described and used on said lands for irrigating and raising crops thereon and for watering stock and other domestic purposes during the non irrigation season.

Said water rights are appurtenant to and to be used upon and in the irrigation of the following described lands, situate in Gooding County, Idaho, of the said defendant and intervenor High & Frittsman Company, a corporation, to-wit:

The Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of the Northeast Quarter (NE<sup>1</sup>/<sub>4</sub>); the East Half (E<sup>1</sup>/<sub>2</sub>) of the Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of Section Thirty-one (31); the Southwest Quarter (SW<sup>1</sup>/<sub>4</sub>) of the Northwest Quarter (NW<sup>1</sup>/<sub>4</sub>); the West Half (W<sup>1</sup>/<sub>2</sub>) of the Southwest Quarter (SW<sup>1</sup>/<sub>4</sub>) of Section Thirty-two (32), all in Township Seven (7) South, Range Fourteen (14) East, B. M., and Lots Three (3) and Four (4) of Section Five (5), Township Eight (8) South, Range Fourteen (14) East, B. M., together with all water rights, ditches and rights of way appurtenant thereto.

It is hereby ordered, adjudged and decreed that the defendant and counterclaimant, Idaho Power Company, is the owner of and entitled to the use of and the right to use for irrigation, domestic and other purposes the following amounts of water, to-wit:

36 Eight second feet of the waters of Riley Creek diverted at or from Tucker or Thompson Springs into and through the Pipe Ditch in the Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of the Southeast Quarter (SE<sup>1</sup>/<sub>4</sub>) of Section 35, Township 7 South, Range 13, East, B. M. with a priority date

37 of October 1, 1908, and as to the waters of said Riley Creek

MICROFILMED  
OCT 21 1954

FEB 07 1993

BOOK ORIGINAL

THIS INDENTURE, Made this second day of March in the year of our Lord one thousand nine hundred and thirty-five, between Union Security Corporation, formerly High & Fritchman Company, a corporation duly organized and existing under the laws of the State of Idaho, and having its principal office in Idaho at Boise in the County of Ada, party of the first part, and Martin E. Curran and John Curran, of Hagerman, County of Gooding, State of Idaho, parties of the second part,

WITNESSETH, That the said party of the first part, having been hereunto duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Ten Dollars (\$10.00) (and other valuable consideration) lawful money of the United States of America, to it in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all the following described real estate situated in County of Gooding, State of Idaho, to-wit:

The Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ); the East Half of the Southeast Quarter (E $\frac{1}{2}$  SE $\frac{1}{4}$ ) of Section Thirty-one (31); The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW $\frac{1}{4}$ ); the West Half of the Southwest Quarter (W $\frac{1}{2}$  SW $\frac{1}{4}$ ) of Section Thirty-two (32), all in Township Seven (7) South, Range Fourteen (14) East Boise Meridian, and Lots Three (3) and Four (4) of Section Five (5), Township Eight (8) South, Range Fourteen (14) East, Boise Meridian,  
(\$14.00 INTERNAL REVENUE STAMPS, ATTACHED AND CANCELLED),

together with all water rights, ditches, ditch rights of way appurtenant thereto, said water right being more particularly described as 160 inches of water under date of priority of October 9, 1884 and 160 inches of water under date of priority of September 7, 1908, according to court decrees of December 12, 1914, and later decrees on March 22, 1932 as 160 inches of water under priority date of October 9, 1884, and 240 inches with priority date of April 1, 1908.

This deed is given subject to the State and County taxes, and the water assessments for the year 1935, also subject to 1935 farm lease.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever. And the said party of the first part, and its successors, the said premises in the quiet and peaceable possession of the said parties of the second part their heirs and assigns, against the said party of the first part, and its successors, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The party of the first part has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary in pursuance to said resolution the day and year first above written.

(CORPORATE SEAL)  
Signed, Sealed and Delivered  
in Presence of Betty Baker.

UNION SECURITY CORPORATION,  
(Formerly High & Fritchman Company)  
By Ira E. High, Its President.  
Attest: Claude R. High, Its Secretary.

POOR ORIGINAL MICROFILMED

OCT 20 1964

POOR ORIGINAL

...and READ

WASHINGTON FIELD NO. 62200

**This Indenture.**

Approved and Forwarded: Signature

JAMES HARRIS and MARY DARRAN, husband and wife,

of [illegible] County of [illegible]

the part 200 of the first part, and

Walter E. Carson.

of 4,200,000

[illegible]

The northeast quarter (SE<sub>1</sub>) of the Northwest Quarter (NW<sub>1</sub>), the Northwest quarter (NW<sub>4</sub>) of the Southeast Quarter (SE<sub>1</sub>) of Section Thirty one (31), the Southwest Quarter (SW<sub>4</sub>) of the Northwest Quarter (NW<sub>1</sub>) and the Northwest Quarter (NW<sub>4</sub>) of the Southeast Quarter (SE<sub>1</sub>) of Section Thirty two (32), Townships Seven (7) South of Range Fourteen (14) East of the Boise Meridian, Idaho, together with all tracts of water from the said water right and tunnel be designated by a designated dewatering pit, and all other water rights affected and with rights of way thereto adjoining.

shown in the reverse blank, attached and enclosed.

[illegible][illegible]

STATE OF THE MASS.  
IN SENATE,  
JANUARY 1860.

day of 1900 at \_\_\_\_\_ in and for the State of \_\_\_\_\_  
C. W. \_\_\_\_\_, Notary Public.  
John Curran and Mary Curran, husband and wife.

known to me to be the person whose name & MSB - absorbed by the within instrument, and acknowledged to me to be  
executed the same  
In Witness Whereof, I have hereunto set my hand and affixed my official seal, this said year in the said State of California.  
Stringfellow, Notary Public said

C. ... Stringfellow, Notary Public residing  
at Hagerman, Idaho

(-6.5750-1)

Recorded at the request of \_\_\_\_\_  
 of \_\_\_\_\_  
 on \_\_\_\_\_  
 at \_\_\_\_\_  
 G. A. Journey, \_\_\_\_\_  
 \_\_\_\_\_ Deputy.

County Title & Abstract Co. L. J.  
 \_\_\_\_\_ day of \_\_\_\_\_ November, \_\_\_\_\_  
 Myrt.

A. D. 1829

POOR ORIGINAL

14 Deeds  
Pg 8 396

3585

PROOF READ

WARRANTY DEED No. 43078

This Indenture, Made this 26th day of August

thousand nine hundred and twenty-six

Martin E. Curran and Christine A. Curran, husband and wife

of Hailey

County of Blaine

State of Idaho

the parties of the first part, and Curran Sheep Company, a corporation organized under the laws of the State of Idaho, with its principal place of business in the City of Boise

of the second part, and its successors here and assigns forever

State of Idaho

WITNESSETH, That said party of the first part, for and in consideration of the sum of One (\$1.00) and other good and valuable considerations, to them in hand paid by the said party of the second part, the receipt of which is hereby acknowledged, he do hereby grant, bargain, sell, convey and assign unto the said party of the second part, and to its successors here and assigns forever, all the following described real estate situated in Blaine County, State of Idaho, to-wit:

Hagerman Ranch:

The SE<sup>1</sup>/<sub>4</sub> of the NE<sup>1</sup>/<sub>4</sub>; and the E<sup>1</sup>/<sub>2</sub> of the SE<sup>1</sup>/<sub>4</sub> of Section 31; the SE<sup>1</sup>/<sub>4</sub> of the NE<sup>1</sup>/<sub>4</sub> and the NW<sup>1</sup>/<sub>4</sub> of the NW<sup>1</sup>/<sub>4</sub> of Section 32; all in T. 7 S. R. 14 E. S. 4 N. and Lots 7 and 8 of Section 1, T. 8 S. of Range 14 E. S. 4 N., together with all water rights, ditches and ditch rights of way appurtenant thereto, said water rights being more particularly described as 10 inches of water under priority date of Oct. 9, 1924, and 10 inches of water under date of priority of Sept. 7, 1924, according to Court Surveys of Dec. 12, 1914.

TOWITHEM with all and singular the tenements, hereditaments and appurtenances thereto in anywise appertaining, the rents and revenues, remainder and remainders, profits, issues and profits thereof, and all estate right, title and interest in and to the said property, as well as to the same in equity, of the said party of the first part:

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the said party of the second part, and to its successors here and assigns forever. And the said party of the first part, and their heirs, assigns and assigns forever, do hereby warrant and defend unto the said party of the second part, its successors here and assigns, against the claims of all and every person and persons whomsoever lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set their hand and seal of the County of Blaine, State of Idaho, this 26th day of August, 1926.

Martin E. Curran  
Christine A. Curran

STATE OF IDAHO,  
County of Blaine  
before me,  
personally appeared  
Martin E. Curran and Christine A. Curran, husband and wife,

On this 26th day of August, 1926, before me, Notary Public,

in and for said County

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, this day and year in this certificate first above written.

(NOTARY SEAL)

C. J. Brown, Notary Public  
Residing at — Idaho.

FILMED  
1994

POOR ORIGINAL

DEED RECORD No. 45--

PROOF READ

No. 115837

This Indenture, Made this 13th day of

thousand nine hundred and fifty one

wife

of Hagerman County of Gooding

the part 1st of the first part, and BILL GARDNER

of Hagerman County of Gooding

the part 2nd of the first part, for and in consideration of the sum of

SIXTEEN THOUSAND DOLLARS AND NO/100 (\$16,000.00)

lawful money of the United States of America to them

in full payment of the sum of \$16,000.00

in the first part of the first part, and his

the part 3rd of the first part, and his

The S $\frac{1}{4}$  of the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  and the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$ , Section 71  
the S $\frac{1}{4}$  of the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  and the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$ , Section 72  
all in Township 7 South, Range 14 E. B. N.

Together with 102 $\frac{1}{2}$  inches of ground water from the Curran Spring.

(2nd and 3rd Stamps Attached and Cancelled)

his

E. H. BEAN

ELSIE T. BEAN

13th day of November

Notary Public

Idaho, husband and wife

the within instrument, and acknowledged to me

and me, the day and date first above written

My commission expires Nov. 1, 1954.

(NOTARY SEAL)

ANDREY P. JAMES

Notary Public

the State of Idaho

residing at Gooding, Idaho

FILMED

10 1954

POOR ORIGINAL

WILSON DEED SHORT FORM

THIS INDENTURE, made this 17th day of

in the year of our Lord one thousand nine hundred and...

William Gardner and Jma Gardner, 1911

of ~~HARVEY~~ County, ~~GA~~ Gooding

the post 1985

W. A. C. MONTGOMERY and his wife, BEATRICE M.

of Oakland                      Alameda

1968 128 1970

WITNESSETH \_\_\_\_\_ part, for and to consideration

of --Sixty-eight: 1968-1969 100 (168,000.00)

...max of 1000 ... then

part. Lee of the ... has acknowledged his ...

...confirm unto this world

and their interest in the described real estate

State of Idaho, County of Blaine, ss. I, the County Clerk of said County, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same appears from the records of said County.

... here into belonging or it shall

DATE AND MONTH REPORT MADE

at the mid part of the

... and it is a mistake to think that the...

[illegible]

... is the civil and political

to assist, & joined the following:

every service, and persons in possession

... the presents forever DEFEND

part no. 98

ire 000000

and sent a letter to the first Justice.

70 Williams

FILMED

1994

# WARRANTY DEED

For Value Received

C. "SKIP" GODDARD, Trustee under the Trust Agreement dated June 8, 1979 between EUDORA MONTGOMERY, Grantor and C. "SKIP" GODDARD, Trustee

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto ROGER C. CRANDLEMIRE, a married man whose wife's name is

ELIZABETH M. S. CRANDLEMIRE

Box 32 Star Route, Bliss, Idaho 83314

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Township 8 South, Range 14 East of the Boise Meridian

Section 6: Lots 1 and 2 and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ ,

Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  described as follows:

Beginning at the Northeast corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$  of

Sec. 6, Twp. 8 S., R. 14 E.B.M.;

thence South on the East boundary line 870 feet;

thence Northwest to a point on the North

boundary line of said forty 870 feet West of the Northeast corner thereof;

thence East along the North boundary line 870 feet

to the place of beginning.

That part of Lot 3 lying North and East of the Brailsford-Owens Ditch,

EXCEPT a portion described as follows:

Beginning at the North quarter corner of

Sec. 6, Twp. 8 S., R. 14 E.B.M.,

thence N 89° 56' W, 541.23 feet to the True

Point of Beginning;

thence N 89° 56' W, 776.82 feet to the Northwest

corner of Lot 3;

thence S 0° 16' 09" W, 655.52 feet to the centerline

of the Brailsford-Owens ditch and pipeline;

thence along the Brailsford-Owens ditch and

pipeline on the following courses:

S 81° 34' 27" E, 201.94 feet;

S 46° 26' 57" E, 130.00 feet;

S 29° 28' 25" E, 41.62 feet;

S 67° 24' 26" E, 63.46 feet;

S 56° 28' 46" E, 165.85 feet;

S 63° 18' 07" E, 127.27 feet;

S 52° 55' 13" E, 47.30 feet;

S 58° 36' 54" E, 239.29 feet;

S 48° 42' 34" E, 47.87 feet;

S 47° 32' 40" E, 121.05 feet;

S 50° 35' 50" E, 85.76 feet to the North boundary

of the State Fish and Game Reserve boundary (which is also South boundary of Lot 3);

thence along the North boundary of the Fish and

Game Reserve on a bearing of N 89° 37' 19" E, 256.21 feet to SE corner of Lot 3;

thence N 11° 41' 18" W, 401.99 feet;

thence N 56° 47' 15" W, 195.36 feet;

thence N 25° 23' 01" W, 86.23 feet;

thence N 50° 17' 23" W, 110.02 feet;

thence N 74° 01' 54" W, 297.09 feet;

thence N 2° 09' 38" E, 365.50 feet;

thence N 25° 21' 02" E, 233.93 feet to the True

Point of Beginning.

IN THE COUNTY OF GOODING, STATE OF IDAHO

Together with 202½ inches of Decreed water from Curran Springs filed December 12, 1914 and recorded in Book 1 of Judgments at Page 122, records of Gooding County, Idaho.

POOR ORIGINAL

MICROFILMED

OCT 20 1994

POOR ORIGINAL

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 13, 1983

*[Signature]*  
TRUSTEE

Instrument No.

STATE OF IDAHO, COUNTY OF GOODING

On this 13<sup>th</sup> day of April 1983 before me, a notary public in and for said State, personally appeared

C. "SKIP" GODDARD, Trustee under the Trust Agreement dated June 8, 1979 between EUDORA MONTGOMERY, Grantor and C. "SKIP" GODDARD, Trustee

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

*[Signature]*  
Residing at Hagerman, Idaho.  
5-10-85

Notary Public  
Idaho.

STATE OF IDAHO, COUNTY OF GOODING

I hereby certify that this instrument was filed for record at the request of SECURITY TITLE COI at 52 minutes past 20 day of April 1983, in my office, and duly recorded in Book of Deeds at page

Margaret F. Clements,

Ex-Officio Recorder

By *[Signature]* Deputy:  
Fees \$ 4.00  
Mail to:

100616

MICROFILMED  
OCT 20 1994

## WARRANTY DEED

For Value Received  
C. "SKIP" GODDARD, Trustee under the Trust Agreement dated June 8, 1979  
between EUDORA MONTGOMERY, Grantor and C. "SKIP" GODDARD, Trustee

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto  
ROGER C. CRANDLEMIRE, a married man whose wife's name is  
ELIZABETH M. S. CRANDLEMIRE  
Box 32 Star Route, Bliss, Idaho 83314

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Township 7 South, Range 14 East of the Boise Meridian

Section 31: S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 32: S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$

Except a strip of land 25 feet in width on  
the West side of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section  
31 which is used for roadway.

ALSO EXCEPT Part of the W $\frac{1}{2}$ SW $\frac{1}{4}$  described as

follows:

Beginning at the Southwest corner of said

W $\frac{1}{2}$ SW $\frac{1}{4}$ ;

thence S 89° 55' 44" E, 1329.79 feet to the

Southeast corner of said W $\frac{1}{2}$ SW $\frac{1}{4}$ ;

thence N 0° 04' 21" W, 1504.56 feet along the

Easterly boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$  to the True Point of Beginning;

thence N 0° 04' 21" W, 473.25 feet along the

Easterly boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$ ;

thence S 89° 52' 07" W, 509.25 feet;

thence S 10° 13' 41" W, 481.10 feet;

thence N 89° 52' 07" E, 595.28 feet to the True

Point of Beginning.

IN THE COUNTY OF GOODING, STATE OF IDAHO

Together with 100 inches of Decreed water from Curran Springs filed December  
12, 1914 and recorded in Book 1 of Judgments at Page 122, records of Gooding  
County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grant-  
ee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the  
Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above de-  
scribed and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 13, 1983

Instrument No.

STATE OF IDAHO, COUNTY OF GOODING

On this 13<sup>th</sup> day of April 19 83  
before me, a notary public in and for said State, per-  
sonally appeared

C. "SKIP" GODDARD, Trustee under the  
Trust Agreement dated June 8, 1979  
between EUDORA MONTGOMERY, Grantor  
and C. "SKIP" GODDARD, Trustee

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged  
to me that he executed the same.

*Clifton Jensen*

Residing at Hagerman,  
5-10-85

Notary Public  
Idaho.

STATE OF IDAHO, COUNTY OF GOODING

I hereby certify that this instrument was filed for record  
at the request of SECURITY TITLE CO.  
at 53 minutes past o'clock p.m.,  
this 20 day of April  
1983, in my office, and duly recorded in Book  
of Deeds at page

Margaret F. Clement,

Ex-Officio Recorder

By *Judy Deubner* Deputy.  
Fees \$ *2.00*

Mail to:

100617

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Oct 20 1994

IDWR'S RESPONSE TO ANSWER, AFFIRMATIVE DEFENSES AND PRAYER FOR  
RELIEF OF CLAIMANT

This portion of the response addresses the multi-page attachment to the objection (hereinafter "the attachment"), wherein the claimant admits or denies all sections of Parts I, II, and III of the director's report, asserts 27 affirmative defenses, and alleges a prayer for relief. The attachment contains the following sections, corresponding to the various sections of the director's report:

- (1) I. GENERAL RESPONSE
- (2) II. DESCRIPTIVE SUMMARY, (first unnumbered page of Part I of the director's report)
- (3) III. TABLE OF CONTENTS (second and third unnumbered pages of Part I of the director's report)
- (4) IV. 1. INSTRUCTIONS FOR USING THIS REPORT PART I (page 1 of Part I of the director's report)
- (5) IV. 2. SCOPE OF THE ADJUDICATION (pages 1-3 of Part I of the director's report)
- (6) IV. 3. PURPOSE OF THIS REPORT PART I (pages 3-4 of Part I of the director's report)
- (7) V. 1. BOUNDARIES OF BASIN (pages 4-6 of Part I of the director's report)
- (8) V. 2. WATER SOURCES (page 6 of Part I of the director's report)
- (9) V. 3. DEVELOPMENT OF WATER USE (pages 6-9 of Part I of the director's report)
- (10) VI. GENERAL PROVISIONS 1-8 APPLY TO ALL WATER RIGHTS IN BASIN 36 (page 9 of Part I of the director's report)
- (11) VI. General Provision 1. EFFECT OF ADJUDICATION (page 9 of Part I of the director's report)
- (12) VI. General Provision 2. GENERAL ADMINISTRATIVE PROVISIONS (pages 9-10 of Part I of the director's report)
- (13) VI. General Provision 3. CONJUNCTIVE ADMINISTRATION (page 10 of Part I of the director's report)
- (13) VI. General Provision 4. ADMINISTRATION OF GROUND WATER RIGHTS (page 10 of Part I of the director's report)
- (14) VI. General Provision 5. ADMINISTRATION OF BASIN 36 RELATIVE TO THE SNAKE RIVER (page 10 of Part I of the director's report)
- (15) VI. General Provision 6. ADMINISTRATION OF SMALL DOMESTIC AND STOCK WATER RIGHTS (page 11 of Part I of the director's report)
- (16) VI. General Provision 7. MEASURING DEVICES AND CONTROL

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OCT 20 1994

- WORKS (page 11 of Part I of the director's report)
- (17) VI. General Provision 8. FIRE FIGHTING PURPOSES (page 11 of Part I of the director's report)
  - (18) VI. General Provision 9. CONSUMPTIVE USE (page 12 of Part I of the director's report)
  - (19) VI. GENERAL PROVISION 10 APPLIES TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH DOMESTIC USE AS A PURPOSE OF USE (page 12 of Part I of the director's report)
  - (20) VI. General Provision 10. DOMESTIC USE (page 12 of Part I of the director's report)
  - (21) VI. GENERAL PROVISION 11 APPLIES TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH STOCK WATER USE AS A PURPOSE OF USE (page 13 of Part I of the director's report)
  - (22) VI. General Provision 11. STOCK WATER USE (page 13 of Part I of the director's report)
  - (23) VI. GENERAL PROVISIONS 12-16 APPLY TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH IRRIGATION AS A PURPOSE OF USE (page 13 of Part I of the director's report)
  - (24) VI. General Provision 12. IRRIGATION USE (pages 13-14 of Part I of the director's report)
  - (25) VI. General Provision 13. DIVERSION VOLUME FOR IRRIGATION (page 14 of Part I of the director's report)
  - (26) VI. General Provision 14. CONSUMPTIVE USE FOR IRRIGATION (pages 14-15 of Part I of the director's report)
  - (27) VI. General Provision 15. AMOUNT OF COMBINED WATER RIGHTS FOR IRRIGATION (page 15 of Part I of the director's report)
  - (28) VI. General Provision 16. DIVERSION RATES IN EXCESS OF .02 CFS PER ACRE (pages 15-16 of Part I of the director's report)
  - (30) VI. 17. INSTRUCTIONS FOR USE OF LIST OF RECOMMENDED WATER RIGHTS (pages A-i through A-iii of Part I of the director's report)
  - (31) VI. 18. IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW (pages A-1 through B-25 of Part I of the director's report)
  - (32) DIRECTOR'S REPORT FOR REPORTING AREA 3 (BASIN 36), (DIRECTOR'S REPORT PART II)
  - (33) DIRECTOR'S REPORT FOR REPORTING AREA 3 (BASIN 36), (DIRECTOR'S REPORT PART III)

The attachment also contains part VIII, AFFIRMATIVE DEFENSES (pp. 20 through 28) and a PRAYER FOR RELIEF (untitled, p. 28).

In response to each of the items enumerated above IDWR responds that pursuant to Section 4 a.(2)(c) of SRBA Administrative Order 1, Rules of Procedure, IDWR generally denies each and every allegation, if any, contained in each enumerated portion of the attachment. IDWR affirmatively responds that neither SRBA Administrative Order 1, Rules of Procedure, nor Title 42, Chapter 14, Idaho Code, make provision for IDWR to affirm, amplify, or otherwise respond to the claimant's admissions, or to deny the claimant's denials, and that IDWR therefore does not believe that it is required to do so. Title 42, Chapter 14, Idaho Code solely defines the content and scope of the director's report. It is to contain a description of the water system and is to provide a recommendation as to each water right claimed and as to those matters necessary for administration of those water rights. Therefore, the content and scope of the objection is limited to those same matters. The attachment to the present objection asserts or otherwise raises matters not directly addressing the elements of the water right as recommended, the description of the water system, or the general provisions. Rather, the attachment raises broad issues as to the constitutional, statutory and administrative efficacy of the entire adjudication process. All such issues should be raised by means of motions to designate basinwide issues and similar procedural vehicles specifically designed to provide for basinwide notice and participation. They should not be permitted to divert the focus of any individual subcase away from the issues directly connected to the elements of the water right and the administration thereof. Therefore, because the attachment to the present objection is not within the scope of the statutory purpose of an objection it should be stricken.

However, in the event that the court should determine that all or part of the attachment is properly within the scope of the objection, IDWR further responds as follows:

IDWR affirmatively responds that all statements within the director's report are properly included therein pursuant to Title 42, Chapter 14, Idaho Code, and in particular pursuant to Idaho Code §§ 42-1411 and 42-1412(8); and that the provisions of the Idaho Rules of Civil Procedure regarding pleadings are inapplicable to the extent that they are in conflict with the statutory requirements. Therefore IDWR denies all allegations directed at the contents of the director's report.

As to the enumerated portions of the attachment addressing the listings of recommended water rights, abstracts of federal reserved water right claims, or negotiated agreements, other than the individual recommendation that is the subject of this objection, IDWR responds that such claims or agreements are not brought before this court by this objection.

Responding to the 27 affirmative defenses asserted in the attachment, IDWR generally denies each and every affirmative defense asserted. IDWR further responds that affirmative defense numbers 1, 2, 4, 5, 10, 11, 12, 18, and 22, asserting various violations of civil or constitutional rights, fail to comply with the requirements I.R.C.P. 9(b) providing that in all averments of violation of civil or constitutional rights the factual circumstances constituting such violation must be stated with particularity. Accordingly, IDWR asserts that those affirmative defenses should be stricken.

In response to that portion of the multi-page attachment to the objection wherein the claimant asserts a prayer for relief, IDWR responds as follows:

1. IDWR denies that the director's report asserts any claims against the claimant; rather, the director's report contains only the recommendation of the director as to how the claimant's water right should be decreed and administered.
2. IDWR denies that the claimant is entitled to have the water right decreed as claimed unless in the director's report the water right has been recommended as claimed.
3. IDWR denies that any acts upon its part constitute the taking of private property for which just compensation should be allowed and awarded.
4. IDWR denies that the claimant is entitled to recover court costs and reasonable attorney fees.
5. IDWR denies that the claimant by this objection has raised any claims against IDWR entitling such claimant to any relief other than the eventual judicial determination and decree of the various elements of the claimant's water right, if any, and of those related matters necessary to describe and administer that water right.

RECEIVED

JAN 20 1993

Department of Water Resources  
Southern Region Office

1-11-93  
(Date)

IDAHO DEPARTMENT OF WATER RESOURCES  
222 SHOSHONE ST. EAST  
TWIN FALLS, IDAHO 83301

Dear Idaho Department of Water Resources:

Please provide me with a copy of all information included in  
my file as it relates to water right number A36-10141.

Please advise me of any documents in my file which you are not  
releasing to me and why they are not being released.

Please bill me for the copy charge.

NOTE: Please send the requested information Sincerely,  
to: Jensen Real Estate  
P. O. Box #201  
Hagerman, Idaho 83332

Roger J. Grandblanc  
(Name)

1400 Floating Feather Road  
(Address)

Eagle, Idaho 83616  
(City, State, Zip Code)

cc: David B. Shaw, Adjudication Bureau Chief  
Idaho Department of Water Resources  
1301 North Orchard Street  
Statenhouse Mail  
Boise, Idaho 83720-9000

VOID  
(duplicate request)

MICROFILMED

OCT 20 1994

RECEIPT  
For Monies Paid  
to the  
IDAHO DEPARTMENT OF WATER RESOURCES

36-10141

Receipt No:

5015349

Date:  
Time:

2/ 2/1993  
11:33:02

Received  
From:

JENSEN, ET AL.

Type of Payment

Program Acct Class

Amount

COPIES/GISLER \$8.00; JENSEN \$9.80

64100

229 21 1760

17.80

COPIES/SIMPSON \$16.00; DEVRIES \$8.00

64100

229 21 1760

24.00

COPIES/YA-TA-HAY \$8.00; JOHNSON \$8.00

64100

229 21 1760

16.00

**Total**

\$57.80

CHECK

SIX

Region: SOUTHERN

Signature:

*James Robertson*

The combined  
total of these  
checks will pay  
for the 6  
statements  
enclosed.

Thanks  
Chiff

MICROFILMED

OCT 20 1994



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

19-Jan-1993

JENSEN REAL ESTATE  
PO BOX 201  
HAGERMAN ID 83332

RE: Copy of SRBA File(s): 36-00110B, 36-00111B, 36-00112B,  
36-00113H, 36-00113J, 36-00134C,  
36-00135C, 36-10140, 36-10141

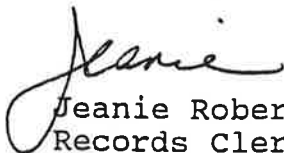
Dear Mr. Jensen:

Please find enclosed the copies of documents you recently requested contained in the above referenced SRBA file(s) as of this date. Please note that copies of orthophoto quad maps or NAPP photography or aerial slides which may have been used in the review of your claim(s) have not been included since they are not easily available for your review at this time. However, in some situations some water rights records which contain privileged information may be available to the council which has not been copied.

Please remit the following for the cost:

\$27.78

Sincerely,

  
Jeanie Robertson  
Records Clerk

Encl:

cc: ROGER CRANDLEMIRE  
1400 FLOATING FEATHER ROAD  
EAGLE ID 83616

*Crandlemire*

55  
45  
52  
55  
49  
54  
38  
44

$\frac{50}{442} \times 5 = 22.10$   
5.45

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Department of Water Resources  
Southern Region Office

1-11-93  
(Date)

IDAHO DEPARTMENT OF WATER RESOURCES  
222 SHOSHONE ST. EAST  
TWIN FALLS, IDAHO 83301

Dear Idaho Department of Water Resources:

Please provide me with a copy of all information included in  
my file as it relates to water right number A36-10141.

Please advise me of any documents in my file which you are not  
releasing to me and why they are not being released.

Please bill me for the copy charge.

NOTE: Please send the requested information Sincerely,  
to: Jensen Real Estate  
P. O. Box #201  
Hagerman, Idaho 83332

Roger J. Grandblanc  
(Name)

1400 Floating Feather Road  
(Address)

Eagle, Idaho 83616  
(City, State, Zip Code)

cc: David B. Shaw, Adjudication Bureau Chief  
Idaho Department of Water Resources  
1301 North Orchard Street  
Statenhouse Mail  
Boise, Idaho 83720-9000

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Department of Water Resources  
Adjudication Bureau

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

Case No. A36-10141  
(You must insert the  
water right number you  
are objecting to)

The State of Idaho, ex rel.  
R. Keith Higginson in his  
official capacity as Director  
of the Idaho Department of  
Water Resources,

OBJECTION

Petitioner,

36-10141 -0001/  
93-04-0380

vs.

The United States; the State  
of Idaho; and all Claimants to  
the use of water from the Snake  
River Basin Water System,

Respondents.

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

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By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: Roger C. Crandlemire  
Address: 1400 Floating Feather Road  
Eagle, Idaho 83616

Briefly describe your interest in this water right:

Decreed water right pursuant to New Inter-  
national Mortgage Bank vs. Idaho Power Co.  
dated 3-22-32 with a priority date 10-9-1884.  
Decreed water right pursuant to Curran et al  
vs. Heintz dated 12-12-14.

2. Owner of the water right:

Name: Roger C. Crandlemire  
Address: 1400 Floating Feather Road  
Eagle, Idaho 83616

3. If this objection is filed by an attorney:

Attorney Name: Hepworth, Nungester & Lezamiz  
Attorney Address: P. Parker & Patrick D. Brown  
P.O. Box 389, Twin Falls, ID 83303  
Attorney Phone No.: (208) 734-7510; Fax: (208) 734-4115

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

## II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☐ Quantity: I object to:
  - a. ☐ the total quantity of water used in cubic feet per second; or
  - b. ☐ the total quantity of water stored in acre-feet per year; or
  - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ Place of Use: I object to:
  - a. ☐ the legal description of the place of use; or
  - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

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12. ☒ Water Right Recommendation: I object to:
- a. ☐ this water right being recommended at all; or
- b. ☒ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to: See Attached
- 
- 
- 
- 

**REASONS SUPPORTING EACH BOX CHECKED**

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

See page 7

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**CHANGES TO THE DIRECTOR'S REPORT**

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

The Director's Report should be changed to reflect the water right as decreed; point of diversion, source and place of use: as claimed in notice of claim; priority date: 10-09-1884; purpose of use: stockwater and irrigation; period of use: 1/1 to 12/31.

---

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.



Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. See Hagerman Water

Right Owners, Inc.'s compendium "A".

VERIFICATION (Must be Completed)

State of Idaho

County of Gooding

Roger C. Crandlemire, being first duly  
(Name of person filing objection)  
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. Sec 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Roger C. Crandlemire  
Signature of person filing objection

By: [Signature]

(Attorney signing in  
representative capacity)

Subscribed and sworn to before me this 21<sup>st</sup> day of April,  
1993.

[Signature]  
Notary Public for Idaho  
Residing at: Hagerman, Id.  
My Commission Expires: 5-10-97

(Over)

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### INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

### CERTIFICATE OF MAILING

I hereby certify that on the 28 day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Roger C. Crandlemire  
Owner's address: 1400 Floating Feather Road  
Eagle, Idaho 83616

3. One copy to:

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P.O. Box 44449  
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, Box 33  
Boise, ID 83724



Signature of Objector or attorney  
mailing on Objector's behalf

REASONS SUPPORTING EACH BOX CHECKED, page 4

Box 12 - IDWR recommends a disallowance of a claim that has been decreed and/or beneficially used.

CHANGES TO DIRECTOR'S REPORT, page 4

Objectors reserve the right to claim all purposes of use and quantities of use as shown by the evidence at trial.

Question 14., page 4, Other

I.

GENERAL RESPONSE

Except as specifically admitted herein, objectors deny each and every allegation contained in the Director's Report, any related or subsidiary pleadings, and/or any attachments thereto.

II.

DESCRIPTIVE SUMMARY

(DIRECTOR'S REPORT PART I)

(hereinafter DRP-I)

(DRP-I at first unnumbered page)

The objectors admit that Part I of the Director's recommendation contains some claims to water rights appropriated under state law from Reporting Area 3. The objectors deny all other averments because the objectors lack sufficient knowledge or information upon which to form a belief as to the truth of the averments.

III.

TABLE OF CONTENTS

(DRP-I at 2nd and 3rd unnumbered pages)

The objectors admit that the Table of Contents reflects the page numbers of the referenced sections and deny all other averments based upon the objectors' lack of sufficient knowledge or information upon which to form a belief as to the truth of the averments and because any averment, expressed or implied, is so

indefinite that it prevents the objectors from knowing what would be admitted or denied.

#### IV.

##### INTRODUCTION

#### 1. INSTRUCTIONS FOR USING THIS REPORT PART I. (DRP-I at page 1)

The objectors admit that Part I consists of seven sections; that the description of the water system includes a brief description of Reporting Area 3 and an illustration of the boundaries of the reporting area; that the water rights and the list of the recommended rights are grouped alphabetically by source and listed chronologically by priority date; that the rights or claims in the list of claims/rights not recommended are listed numerically by water right number; and that brief instructions are found at the beginning of the applicable sections. The objectors deny that any description or any implication that the description of the water system or the illustrations are true and accurate due to lack of knowledge or information regarding the truth of the averment; deny that the general provisions apply to all water rights or define or limit classes of water rights; and deny that the general provisions "will affect your water right," based upon insufficient knowledge or information upon which to form a belief as to the truth of the averments.

#### 2. SCOPE OF THE ADJUDICATION. (DRP-I at page 1 - 3)

The objectors deny all averments in paragraph a., due to lack of sufficient knowledge or information upon which to form a belief as to the truth of the averments.

Regarding paragraph b., the objectors lack sufficient information or knowledge upon which to form a belief as to whether water rights which are not claimed in the adjudication will or will not exist upon entry of the court's decree and, therefore, deny such averment. The objectors admit that the court entered an order dated January 17, 1989, but presently lack sufficient knowledge to know whether any of the other averments concerning the court's order are true or accurate and, therefore, deny the same. The objectors deny that a right must be adjudicated before water may be distributed by the director. The objectors deny all other averments in paragraph b.

**3. PURPOSE OF THIS REPORT PART I. (DRP-I at page 3 - 4)**

The objectors admit that portion of the first sentence which states "This report contains the Director's recommendations to the SRBA District Court as to the nature and extent of water rights," but deny that such recommendations "are necessary for administration of water rights in Reporting Area 3," and further deny the Director has authority to "administer" such rights.

Regarding the second paragraph, the objectors admit that all water rights remain subject to the applicable law generally, but deny the remainder of the second paragraph.

Regarding the third paragraph of this section, the objectors deny all averments therein based upon lack of knowledge or information upon which to form a belief as to the truthfulness of the averments.

V.

DESCRIPTION OF THE WATER SYSTEM: BASIN 36

1. **BOUNDARIES OF BASIN.** (DRP-I at pages 4 - 6)

Regarding the first paragraph of this section, the objectors deny all averments due to a lack of knowledge or information upon which to admit or deny.

Regarding the second, third and fourth paragraphs of this section, the objectors admit that as broad statements, those paragraphs are generally accurate but the statements are so broad and attenuated from any matter relevant to the objectors' water right that the objectors are unable to know what would be implicitly admitted or denied and therefore, deny the same.

With respect to the fifth paragraph of this section, the objectors lack sufficient knowledge or information upon which to form a belief as to the truth of any matter averred and, therefore, deny the averments.

2. **WATER SOURCES.** (DRP-I at page 6)

The objectors admit that the Snake River Plain Aquifer is the source of outflows of springs located along the Snake River Canyon Wall in the Hagerman Valley. The objectors presently lack sufficient knowledge or information upon which to form an opinion as to the truth of the other averments set out in this section and, therefore, deny the same.

3. **DEVELOPMENT OF WATER USE.** (DRP-I at pages 6 - 9)

The objectors admit that numerous factual and historical averments are set out in this section, which may be accurate, but

these objectors have no basis for knowing whether some or all of the averments are intended to relate to the objectors' claims and, thus, are prevented from knowing what would be admitted or denied. Therefore, the averments are denied.

## VI.

### GENERAL PROVISIONS

GENERAL PROVISIONS 1 - 8 APPLY TO ALL WATER RIGHTS IN BASIN 36.  
(DRP-I at page 9)

The objectors deny that "General Provisions 1 - 8" apply to all water rights in Basin 36 as the statements are so broad and attenuated from any matter relevant to the objectors' water rights, that the objectors are unable to know what would be explicitly admitted or denied. The objectors also specifically deny that general provisions 1-8 apply to the objectors' right.

#### 1. EFFECT OF ADJUDICATION. (DRP-I at page 9)

With respect to paragraph a., the objectors presently have no knowledge or information upon which to form a belief as to the truth of whether a future decree would supersede prior decrees, or whether unclaimed rights would cease to exist and, therefore, deny the same.

Regarding paragraph b., the objectors deny that the Director has any powers to administer water rights other than those specifically delegated by the Legislature of the State of Idaho, and which do not violate the objectors' state and federal constitutional rights, and therefore the averments are denied.

**2. GENERAL ADMINISTRATIVE PROVISIONS. (DRP-I at pages 9 - 10)**

The objectors admit paragraphs a. and b.

**3. CONJUNCTIVE ADMINISTRATION (DRP-I at page 10)**

The objectors deny the conjunctive administration provisions based upon the objectors' lack of sufficient knowledge or information upon which to form a belief as to the truth of the averments and because any averment expressed or implied is so indefinite that it prevents the objectors from fairly understanding what would be admitted or denied. Additionally, the objectors deny that the Department of Water Resources has any statutory or regulatory authority for the "conjunctive administration" as therein described.

**4. ADMINISTRATION OF GROUND WATER RIGHTS (DRP-I at page 10)**

The objectors deny the averments within this section.

**5. ADMINISTRATION OF BASIN 36 RELATIVE TO THE SNAKE RIVER (DRP-I at page 10)**

The objectors admit that the springs are hydrologically interconnected with the Snake River Aquifer, but deny all other averments based upon the objectors' lack of sufficient information or knowledge upon which to form a belief as to the averments herein. The objectors additionally deny any said averments expressed or implied because the averments are so indefinite and generalized as to prevent the objectors from fairly understanding what would be admitted or denied.

**6. ADMINISTRATION OF SMALL DOMESTIC AND STOCK WATER RIGHTS (DRP-I at page 11)**

The objectors admit that part of the first sentence of subparagraph a. to the effect that "small domestic and stock water rights from surface water are not subject to administration," but deny the balance of said sentence and said paragraph.

The objectors admit the first sentence of paragraph b., and deny the balance of that paragraph because the criteria set forth therein ("if the director determines that administration is necessary") is so ambiguous, indefinite and uncertain that it prevents the objectors from knowing what would be admitted or denied, and by further reason of the fact that no statutory or regulatory authority exists conferring such sweeping and unlimited authority upon the Director or the Department.

The objectors deny the averments in paragraph c. as the averments are inaccurate and because the objectors lack sufficient knowledge or information upon which to form a belief as to the truth of the matters averred.

**7. MEASURING DEVICES AND CONTROL WORKS (DRP-I at page 11)**

The objectors deny all averments contained herein as such averments are based upon an indeterminate subjective standards which are so ambiguous and indefinite as to prevent the objectors from fairly knowing what would be admitted or denied. Additionally, no statutory or regulatory authority exists conferring such sweeping and unlimited authority upon the Director or the Department as is alleged in this paragraph.

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**8. FIRE FIGHTING PURPOSES (DRP-I at page 11)**

The objectors admit that subparagraph a. and subparagraph b. are generally accurate statements of present law, but deny the averments are in any way relevant to defining the objectors' right.

**9. CONSUMPTIVE USE (DRP-I at page 12)**

The objectors lack sufficient knowledge or information upon which to form a belief as to the truth of any matter averred and, therefore, deny the same.

**GENERAL PROVISION 10 APPLIES TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH DOMESTIC USE AS A PURPOSE OF USE (DRP-I at page 12)**

The objectors deny that "General Provision 10" applies to all water rights in Basin 36 shown with domestic use as a purpose of use as the statements are so broad and attenuated from any matter relevant to the objectors' water rights, that the objectors are unable to fairly understand what would be explicitly admitted or denied and, therefore, deny the same.

**10. DOMESTIC USE (DRP-I at page 12)**

The objectors deny that the definition of "domestic use" contained in paragraphs a., b., and c. is consistent or in conformity with the definition of such term for purposes of the Idaho Constitution, or statutory definition contained in I.C. Section 42-111 as now, or as heretofore in effect at relevant times. The objectors further deny that the limitations set forth therein exist, are in force, or apply or serve in any way to limit objectors' rights.

**GENERAL PROVISION 11 APPLIES TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH STOCK WATER USE AS A PURPOSE OF USE. (DRP-I at page 13)**

The objectors deny that "General Provision 11" applies to all water rights in Basin 36 shown with stock water use as a purpose of use as the statements are so broad and attenuated from any matter relevant to the objectors' water right, that the objectors are unable to fairly understand what would be admitted or denied and, therefore, deny the same.

**11. STOCK WATER USE (DRP-I at page 13)**

The objectors deny the averments herein as beyond the scope and applicability of the definition as provided by Idaho law as now, or as heretofore in effect at relevant times. The objectors further deny that the limitations set forth therein limit the objectors' right or are relevant to the right.

**GENERAL PROVISIONS 12 - 16 APPLY TO ALL WATER RIGHTS IN BASIN 36 SHOWN WITH IRRIGATION AS A PURPOSE OF USE (DRP-I at page 13)**

The objectors deny that "General Provisions 12 - 16" apply to all water rights in Basin 36 shown with irrigation as a purpose of use as the statements are so broad and attenuated from any matter relevant to the objectors' water right that the objectors are unable to fairly understand what would be admitted or denied.

**12. IRRIGATION USE. (DRP-I at pages 13 - 14)**

The objectors deny all averments based upon the objectors' lack of sufficient knowledge or information upon which to form a belief as to the truth of the averments and because

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prevent the objectors from fairly knowing what would be admitted or denied; because the standard utilized ("as determined by the director") is ambiguous, subjective and indefinite so as to prevent objectors from knowing what would be admitted or denied; and because it is both expressly and implicitly in excess of the power and authority conferred upon the State of Idaho, the Director or the Department by the Constitutions of the United States and State of Idaho, pertinent provisions of the Idaho Code or valid applicable regulations, if any, adopted by the Department in conformity with law. Therefore, the objectors deny the same.

**13. DIVERSION VOLUME FOR IRRIGATION. (DRP-I at page 14)**

The objectors admit that Figure 1 generally depicts certain lands in Basin 36; however, the objectors deny all other averments including that the amounts set forth are the maximum annual volume of water reasonably required at the field headgate for irrigation, either within Basin 36 in general, or upon objectors' real property in particular. The objectors additionally deny that the maximum annual volumes per acre set forth is that which is "reasonably required for irrigation unless a higher annual diversion volume is reasonably required due to conveyance losses, method of irrigation or field conditions;" because the standard utilized ("as determined by the director") is ambiguous, subjective and indefinite so as to prevent objectors from knowing what would be admitted or denied; and because it is both expressly and implicitly in excess of the power and authority conferred upon the State of Idaho, the Director or the Department

by the Constitutions of the United States and State of Idaho, pertinent provisions of the Idaho Code or valid applicable regulations, if any, adopted by the Department in conformity with law. Therefore, the objectors deny the same.

**14. CONSUMPTIVE USE FOR IRRIGATION. (DRP-I at page 14 and 15)**

The objectors admit that the recommended water rights contained within the Director's Report show only the irrigation use listed unless otherwise indicated in "Remarks." The objectors deny all other averments contained within this section, including the amount of maximum annual volume of consumptive use per acre in the northern and southern portions of the basin, all of which is beyond the scope of any power or authority vested in the Director or the Department, and contrary to fact; historical use; established, vested, decreed, licensed or permitted rights.

**15. AMOUNT OF COMBINED WATER RIGHTS FOR IRRIGATION. (DRP-I at page 15)**

The specific averments have no relationship to or basis in fact relating to the individual needs or rights of the objectors, and accordingly, objectors deny this section in its entirety. In addition, no statutory or regulatory authority exists conferring upon the Director, or the Department, the power to limit use and ownership of objectors' private property rights as alleged.

**16. DIVERSION RATES IN EXCESS OF .02 CFS PER ACRE. (DRP-I at page 15 - 16)**

The objectors deny the averments contained in this section in its entirety.

**17. INSTRUCTIONS FOR USE OF LIST OF RECOMMENDED WATER RIGHTS. (DRP-I at page A-i, A-ii and A-iii)**

The objectors admit that each water right in the list of recommended water rights includes a description including right number, name and address, source, maximum quantity, consumptive use, priority date, point of diversion, purpose of use, period of use, place of use, basis of right and others. The objectors lack sufficient knowledge or information upon which to form a belief as to the truth of any matter averred in said descriptions other than that the descriptions allegedly include the Director's or Department's version of the facts as they relate to the matters identified. Objectors deny the accuracy of the substantive allegations or information set forth with regard to the objectors' right.

**18. IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW. (DRP-I, pages A-1 - B-25)**

The objectors lack sufficient knowledge or information upon which to form a belief as to the truth of any matter averred in said recommended water rights other than those specific admissions contained in Questions 1 - 12 of the attached individual objection, and therefore deny the same.

**DIRECTOR'S REPORT FOR REPORTING AREA 3 (BASIN 36)**

**(DIRECTOR'S REPORT PART II)**

**I.**

Objectors do not understand the allegations, averments or contents of Part II of the Director's Report for Reporting Area 3 (Basin 36) to pertain or relate to objectors or their claims, and do not believe any response is required. To the extent a response is required, objectors deny the same in its entirety.

**DIRECTOR'S REPORT FOR REPORTING AREA 3 (BASIN 36)**

**(DIRECTOR'S REPORT PART III)**

**I.**

No report denominated as Part III of the Director's Report for Reporting Area 3 (Basin 36) has been filed, and accordingly objectors are unable to admit, deny or otherwise response to the same. Objectors do not understand that the contemplated subject matter of such Part III will relate or pertain to objectors or their claims, and no response is required in any case. To the extent any response is required, objectors deny the same in its entirety.

**VIII.**

**AFFIRMATIVE DEFENSES**

Pursuant to I.R.C.P. 8(c), objectors herewith state the following matters of affirmative defense or avoidance:

**AFFIRMATIVE DEFENSE NO. 1**

The objectors' water right is an incorporeal form of real property (as defined by Idaho Code Sections 7-703, 73-114, 55-101,

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AFFIRMATIVE DEFENSE NO. 13

The Director's Report is a pleading subject to the provisions of the Idaho Rules of Civil Procedure, including, but not limited to the requirement of I.R.C.P. 8(a)(1) that such pleadings contain a clear and plain statement of the facts, demonstrating an entitlement to relief. The Director's Report violates such provision.

AFFIRMATIVE DEFENSE NO. 14

The Director's Report fails to state a claim upon which relief may be granted.

AFFIRMATIVE DEFENSE NO. 15

The Director's Report is subject to, and must comply with, the requirements of Idaho Code Section 42-1411. The Director's Report does not comply with the requirements of the statute.

AFFIRMATIVE DEFENSE NO. 16

In conducting the investigation and compiling the Director's Report, the Department and the Director have not complied with the requirements of Idaho Code Section 42-1410.

AFFIRMATIVE DEFENSE NO. 17

In conducting the investigation and compiling the Director's Report, the Department and the Director have not complied with the requirements of Idaho Code Section 42-1416.

AFFIRMATIVE DEFENSE NO. 18

The procedures specified in the authorizing legislation and procedural rules promulgated in accordance therewith serve to

deny objectors due process of law in violation of Amendment Fourteen to the Constitution of the United States and Art. 1, Section 13, Idaho Constitution.

AFFIRMATIVE DEFENSE NO. 19

The "General Provisions" and "Other Statements" contained in the Director's Report, along with the Claims Investigation Manual, Adjudication Memoranda and other materials of a similar nature used or employed by the Department, the Director and/or their agents, servants and/or employees constitute rules and regulations which were required to be proposed, promulgated, adopted and approved in conformity with the Administrative Procedures Act and other applicable statutory provisions. The Department, Director and their agents, servants and employees have failed to comply with such requirements, and accordingly, the "General Provisions," "Other Statements", Claims Investigation Manual and the like are invalid, void and of no force or effect.

AFFIRMATIVE DEFENSE NO. 20

Neither the "General Conditions," the Claims Adjudication Manual, Adjudication Memoranda or other promulgations, adoptions, policies, or the like have been submitted to or approved by the Legislature as required by Idaho Code Section 67-5217.

AFFIRMATIVE DEFENSE NO. 21

The relief requested by the Department and the Director in the Director's Report are beyond and in excess of the subject matter jurisdiction of the Court.

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**AFFIRMATIVE DEFENSE NO. 22**

The actions of the Legislature, or the Department and the Director to enact, adopt, implement or enforce statutes, regulations, rules or policies subsequent to November 19, 1987, and to apply or enforce the same for the purpose of, or with the effect of recommending, diminishing or altering objectors' water rights, constitute a violation of Amendment Fourteen, United States Constitution; Art. 1, Section 13, Idaho Constitution; the SRBA authorization legislation; and Idaho Code Sections 73-101 and 73-106.

**AFFIRMATIVE DEFENSE NO. 23**

These proceedings are subject to the requirements and provisions of Idaho Code Sections 12-117, 12-121, 12-123 and I.R.C.P. 11, and the provisions of the private attorney general doctrine, and other related doctrines, and the Department, Director and State of Idaho are obligated to objectors for the payment and reimbursement of any and all reasonable costs or attorney fees incurred herein.

**AFFIRMATIVE DEFENSE NO. 24**

The Director's Report asserts what amounts to be a taking of private property by power of eminent domain as governed by Idaho Code Section 7-701 et seq., and as such, venue is therefore improper.

**AFFIRMATIVE DEFENSE NO. 25**

The Department and the Director are equitably estopped from seeking any reduction in the quantity, quality or priority of

objectors' water rights by virtue of prior statements, representations and actions of the Department, Director or their agents, servants and employees.

AFFIRMATIVE DEFENSE NO. 26

The Department and the Director are barred by laches and the applicable statutes of limitation, including, but not limited to, Idaho Code Sections 5-202, 5-203, 5-204, 5-206, 5-207, 5-208, 5-215, 5-218, 5-219(2), 5-224 and/or 5-241.

AFFIRMATIVE DEFENSE NO. 27

Objectors hereby reserve the right to assert any further affirmative defenses not expressly stated herein, but which subsequently become apparent.

WHEREFORE, the objectors pray for judgment as follows:

1. That the State of Idaho take nothing by reason of its Directors' Report, and that this action, and any claims asserted against objectors, be dismissed.

2. That a decree be entered adjudicating the existence, validity, amount and priority of objectors' water rights in accordance with objectors' claims.

3. That to the extent the acts of the Department or Director constitute a taking of objectors' property for public use, that objectors be allowed and awarded just compensation therefor.

4. That the objectors be allowed all costs of suit and reasonable attorney fees incurred herein.

5. For such further relief to which the Court finds objectors justly entitled.

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OCT 20 1994

(WATER\21530ANS)

# NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 22 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: 36-10141

2. Name: ROGER C. CRANDLEMIRE

Address: 1400 Floating Feather Road, Eagle, Idaho 83616

Weekday Telephone Number: 208-939-1400

MISSING LABEL  
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 made on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:  
The entire water right was recommended for disallowance, thus I disagree with the entire recommendation. You have recommended that this right be incorporated in water right number 36-00135C, which was originally in the amount of 2.40 cfs. The period of use should be from March 15th to November 15th of each year.
4. Describe the changes you wish to have made in the proposed recommendation:  
If you are going to incorporate this water right and water right number 36-00135C, the total amount of water should be 4.80 cfs and the period of use should be from March 15th to November 15th of each year.
5. Describe why you disagree with the proposed recommendation:  
Of the 3 water rights, #36-10141, #36-00134C & #36-00135C, I have applied for a total of 6.07 cfs, which is less than 1.4 miner's inches per irrigated acre. This total amount of water is needed because of the very sandy soil, the terrain and methods of irrigation. The additional period of use is needed because of climate, growing season, crops raised & etc.
6. Date: September 21, 1992 in the Hagerman Valley area.

SIGNATURE

Roger J. Henderson

**NOTICE OF ERROR**

**RESPONSE**

**CORRECTED R PROOF**



MICROFILMED

FEB 2 1982



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

19-Oct-1992

ROGER C CRANDLEMIRE  
1400 FLOATING FEATHER RD  
EAGLE ID 83616

RE: RESPONSE TO NOTICE OF ERROR FOR ADJUCICATION CLAIMS.

Dear Mr Crandlemire

RE: ALL CLAIMS IN COMMON

All of your NOEs indicate that you would like the recommendations to show a longer season of use for irrigation. The Director has approved extending the period of use for the Hagerman Valley to be 3/15 to 11/15.

The proposed recommendation is based on irrigation season of use standards adopted by the Director for the various regions throughout the state. These standards are based on the period of the year in which there is less than a 75% chance of a 24 degree F. frost.

In addition, since there are some years in which water can be beneficially used for irrigation outside the irrigation season, the proposed Director's Report includes a general provision which provides for irrigation outside the irrigation season under certain conditions. The conditions are that the water is beneficially used, as determined by the director; that all water rights with a period of use outside the irrigation season, regardless of priority, are satisfied; and that the use does not conflict with the public interest as determined by the director. This proposed general provision will be included in the Director's Report.

For those rights that you requested a second owner be listed on the claim, I have added George's name.

RE: CLAIMS 36-00112B, 36-00110B, 36-113H, AND 36-113J

The field examination for these claims found fewer acres than claimed. That was partly the basis for the reduction in diversion rate recommendations. Also applicable is the method of analysis explained further on in this letter.

MAILED

FEB 07 1993

CRANDLEMIRE  
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RE: CLAIMS 36-10141, 36-00110B, 36-00111B, 36-00135C, AND  
36-00134C

During the review it was determined that 36-10141 was a duplicate filing of the use claimed in 36-00135C. As a duplicate filing it was removed as a claim and referenced to indicate that it was in reality claim 36-00135C.

Claims 36-00135C AND 36-00134C are from the same source and for the same place of use and were reviewed as a system.

Claims 36-00110B, AND 36-00111B are from the same source and for the same place of use and were reviewed as a system.

Your NOE also questions the basis for recommending disallowal of a claim and/or a reduction in the amount of a previously decreed water right.

Under Idaho law, water rights are limited to the amount of water beneficially used for the purposes for which the water rights were established. The amount of water beneficially used is limited to the amount that is actually used and is reasonably required. For irrigation purposes, a reasonable amount is the amount required using irrigation methods that are reasonably efficient under current circumstances. If the water right shown in a decree is no longer beneficially used, then the water right is forfeited.

In your case, you filed multiple overlapping claims. IDWR determined the amount of water reasonably required for the recommended uses, based on available data and current methods of analysis, and proposed to recommend the most senior claims that were within this total. To support recommendation of the notice of claim listed above, you will need to submit evidence of beneficial use of an amount of water greater than the total of the rights proposed to be recommended.

If you still disagree with IDWR's recommendations, you will have an opportunity to file an objection to the Director's

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FEB 27 1993

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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

Kelly K Christensen  
Sr Water Resource Agent

MAILED 10/20/92  
FBI - DENVER

**R PROOF**



**CVR**



**MAPS**



**PHOTOS**



**MISC**



MICROFILMED

FEB 9 7 1983

Old (D) Number -

```

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

```

\*\*\* C - CURRENT OWNER \*\*\*  
CRANLEMIRE

ROGER C

1 - 1400 FLOATING FEATHER RD  
2 -  
3 -

City- EAGLE  
Phone - 208-939-1400

State- ID Zip- 83616

+ - - Priority Date - - +  
12/01/1908

+ - - - Region - - - +  
ERROR IN REGION

+ - - - Stage - - - +

+ - - - Status - - - - +  
I - DISALLOWED

+ - - - - Source - - - - - +  
CURREN SPRING

+ - - - - Tributary - - - - - +  
BILLINGSLEY CREEK

| Point of Diversion |     |     |       |     |              |
|--------------------|-----|-----|-------|-----|--------------|
| Twn                | Rng | Sec | Tract | Lot | Rflg         |
| 07S                | 14E | 32  | SW NW |     | (47) GOODING |

|      |             |             | Water Use |                |                  |  |
|------|-------------|-------------|-----------|----------------|------------------|--|
| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |  |
| 01 - | IRRIGATION  | 04/01       | 10/31     | 1.250          |                  |  |
| 04 - | STOCKWATER  | 01/01       | 12/31     | 0.050          |                  |  |

|                         |                           |                               |                  |
|-------------------------|---------------------------|-------------------------------|------------------|
| + - Total Div. Rate - + | + - Total Div. Volume - + | + - Total Consumptive Use - + | + - KW Usage - + |
| 1.250                   |                           | 834.0                         |                  |

[illegible]

Water right number - R36-10141

Prefix Translation: RESEARCH

| Tw | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|----|-----|-----|-------|-----|-------|------|-------------|--------|
|----|-----|-----|-------|-----|-------|------|-------------|--------|

Total Acres: 278.0

+ - - Diversion Means - CURREN TUNNEL AND PIPELINE.

+ - - Non-Irrigation Use - STOCKWATER, 100 RANGE

+ - - Other Rights for Same Use - 36-10140, 36-10142

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

SEE 36-00135C

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

3600134  
3600135

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

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - - Decree Date - +  
00/00/0000

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

Date: 04/16/1991 User Id: CLELLAND Subject: RENUMBER  
THIS RIGHT IS REPORTED UNDER 36-00135C AND IS COMBINED WITH THE CLAIM A36-10140.  
Date: 04/16/1991 User Id: CLELLAND Subject: COPIED FROM REMARKS  
REFER TO WR #36-00134 & 36-00135. SEE OTHER COMMENTS ON ORIGINAL MAIL IN COPY.  
\*\*\*\*\* MEMO TO FILE \*\*\*\*\* ROGER CRANDLEMIRE WAS IN THE STATE OFFICE IN JUNE, '88. WITH THE  
INFORMATION AVAILABLE AT THAT TIME, I DETERMINED THAT HE HAD 121" OR 2.42 CFS FROM 36-00134 AND 181.5" OR 3.63 CFS FROM 36-00135.  
HE TOLD ME HE HAD A TOTAL OF 84 ACRES IRRIGATED IN SECTIONS 31 AND 32, AND A TOTAL OF 135 ACRES IRRIGATED IN SECTION 6. CLF  
\*\*\*\*\*

+ - - Audit Fields - - +  
08/07/92 WORSTELL

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

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing  | - 00/00/0000 | Field Inspection Made | - 09/13/1990 | Civil Case Number       | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | -            | Old Case Number         | -       |
| Response Filed Date  | - 00/00/0000 | Verified Date         | - 08/07/1992 | Old Judicial District   | -       |
| Claim Received Date  | - 07/05/1988 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - S000704    | Water District          | - 36A   |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | -            | Presumption Flag        | -       |
|                      |              |                       |              | Notice of Error Flag    | -       |

| 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             | DUPLICATION<br>Y  |                                                 |                            |                        | SEE<br>A36-10140    |                                  |                                      |                               |
| POINT OF DIV              | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| SOURCE                    | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| PLACE OF USE              | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| PURPOSES                  | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| PERIOD OF USE             | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |
| REMARKS                   | Y                 |                                                 |                            |                        |                     |                                  |                                      |                               |

"VERIFIED BY" CODES

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

DISALLOW:

- THIS IS FOR WR 36-00135  
 WHICH HAS ALSO BEEN CLAIMED

UNDER:

A36-10140

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