

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 37-410
Date Received: 11/8/1989
Receipt No: S010420
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DIAMOND/SOLDIER PROPERTIES LLC Phone: (425)460-2504
C/O CHARLES E HILL
PO BOX 1607
BELLEVUE WA 98009

2. Date of Priority: 05/09/1883

3. Source: DEER CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot				County	Type
01N	15E	19	NE	NW	SW	3	CAMAS	

5. Description of diverting works:

CONCRETE DAM AND 12' PIPELINE TO P/U

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.25	
DOMESTIC	1/01	12/31	0.25	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	15E	30	NE	NW	DOMESTIC	
			NE	NW	IRRIGATION	35
					Section Acres	35
					Total Acres	35

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

3/8/04: CORRECTED LEGAL DESCRIPTION OF PLACE OF USE FROM RANGE 14E TO 15E. -
VH

TRANS. 835.

DOMESTIC USE ADDED BY TRANSFER.

DOMESTIC USE IS ACTUALLY STOCKWATER USES. S/1000 YEARLINGS

15. Basis of Claim: Decreed

RECEIVED

SEP 22 2004

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>37-13279</u>	<u>A37-00410</u>	<u> </u>	<u>37-13284</u>	<u> </u>	<u> </u>
<u>37-13280</u>	<u>A37-00411</u>	<u> </u>	<u>37-13286</u>	<u> </u>	<u> </u>
<u>37-13281</u>	<u>A37-00412</u>	<u> </u>	<u>37-13287</u>	<u> </u>	<u> </u>
<u>37-13282</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>37-13283</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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

- A. The appropriate **FILING FEE**. See Instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
 PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Ernest A. Bryant, III
- Owner/Claimant(s) 1690 San Leandro lane, Santa Barbara, CA 93108
4. New Owner/Claimant(s) DIAMOND/SOLDIERS PROPERTIES LLC
 Name Connector (Check one): ☐ and, ☐ or ☐ and/or
- New Mailing Address c/o Charles E. Hill, P. O. Box 1607
- City, State and Zip Code Bellevue, Washington 98009
- New Telephone Number (425) 460-2504
5. Date you acquired the property May 20, 2004

6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New owner(s) or Claimant(s)

(include title if applicable)

DIAMOND/SOLDIER PROPERTIES, LLC

By: Investments Manager LLC, its Manager

By: _____

Charles E. Hill, President

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

For Office Use only

Received by [Signature] Date 9/30/04 Fee 200.00
 Receipted by [Signature] Date 9/30/04 Receipt No. 5027087
 Processed by [Signature] AJ Date _____ WR _____ Date _____

WARRANTY DEED

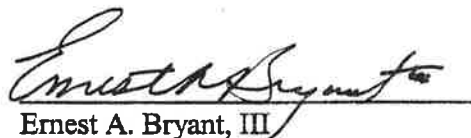
For value received

The grantor, ERNEST A. BRYANT, III, a married man dealing in his sole and separate property, does hereby grant, bargain, sell and convey unto DIAMOND/SOLDIER PROPERTIES LLC, a Washington limited liability company, the grantee, whose current address is c/o Charles E. Hill, P.O. Box 1607, Bellevue, WA 98009, the premises located in Camas County, Idaho, legally described on Exhibit "A" attached hereto and made a part hereof, to wit.

TOGETHER WITH any and all water rights appurtenant thereto including, but not limited to, the following: SRBA Claims A37-00410, A37-00411 and A37-00412, and decreed water rights 37-13279, 37-13280, 37-13281, 37-13282, 37-13283, 37-13284, 37-13286 and 37-13287.

To have and to hold the said premises, with their appurtenances unto the said Grantee and, its heirs and assigns forever. And the said Grantor, Ernest A. Bryant, III does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: MAY 20, 2004


Ernest A. Bryant, III

Recorded at the Request of
Camas County Title
at 2:13 PM
May 24, 2004
in Book 34 Page 386
of Deeds
ROLLIE BENNETT
CAMAS COUNTY RECORDER
By Rollie D. Waller
Fee \$ 900

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA BARBARA

On MAY 20, 2004, before me, THERESE DE GROOT, Notary Public,
personally appeared ERNEST A. BRYANT, III,
personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the
person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that
he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~
signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s)
acted, executed the instrument.

Witness my hand and official seal.

Therese De Groot
Notary Public

[SEAL]



EXHIBIT "A"

LEGAL DESCRIPTION OF THE PROPERTY

The Land is that certain real property located in the County of Camas, State of Idaho, more particularly described as follows:

Township 1 North, Range 15 East, Boise Meridian, Camas County, Idaho

Section 15: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 19: E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 20: S $\frac{1}{2}$ S $\frac{1}{2}$

Section 21: SW $\frac{1}{4}$ SW $\frac{1}{4}$; E $\frac{1}{2}$; E $\frac{1}{2}$ W $\frac{1}{2}$

Section 22: W $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 27: NW $\frac{1}{4}$; SW $\frac{1}{4}$; NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$

Section 28: ALL

Section 29: ALL

Section 30: ALL

Section 31: N $\frac{1}{2}$

Section 32: N $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 33: N $\frac{1}{2}$

Section 34: W $\frac{1}{2}$ NW $\frac{1}{4}$

Township 1 North, Range 14 East, Boise Meridian, Camas County, Idaho

Section 25: S $\frac{1}{2}$

Excepting therefrom that portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ more particularly described as follows:

COMMENCING at a point that is 28 $\frac{1}{2}$ feet East and 29 feet North of the Southwest corner of said Section 25;

THENCE North 418 feet;

THENCE East 209 feet;

THENCE South 418 feet;

THENCE West 209 feet to the point of beginning.

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 37-410
Date Received: 11/8/1989
Receipt No: S010420
Received By:

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

1. Name of Claimant(s)

ERNEST A BRYANT III Phone: (208)886-2731

PO BOX 669
SHOSHONE ID USA 83352

2. Date of Priority: 05/09/1883

3. Source: DEER CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	15E	19	NE NW SW 3	CAMAS	

5. Description of diverting works:

CONCRETE DAM AND 12' PIPELINE TO P/U

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.25	
DOMESTIC	1/01	12/31	0.25	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
01N	15E	30	NE NW NE NW	DOMESTIC IRRIGATION	35

Section Acres 35

Total Acres 35

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

3/8/04: CORRECTED LEGAL DESCRIPTION OF PLACE OF USE FROM RANGE 14E TO 15E, -
VH

TRANS. 835.

DOMESTIC USE ADDED BY TRANSFER.

DOMESTIC USE IS ACTUALLY STOCKWATER USES. S/1000 YEARLINGS

15. Basis of Claim: Decreed

16. Signature(s)

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): Ernest A Bryant & by Frederic A Broddy & P.A. Date: 3/8/04

Date: _____

State of Idaho)

County of Latah) SS.

Subscribed and sworn (or affirmed) before me this 8th day of March 2004



Vikie Hancock

Notary Public

Residing at Buhl, Idaho

My commission Expires 5-7-2009

BRYANT RANCHES
ERNEST A. BRYANT III
P. O. BOX 669
SHOSHONE, IDAHO 83352

KNOW ALL PERSONS BY THESE PRESENTS:

That the undersigned does hereby make, constitute and appoint Frederic A. Brossy III, of Shoshone, Lincoln County, Idaho the true and lawful attorney for and in the name, place and stead of the undersigned in the adjudication of all his claims to waters of the Snake River or its tributaries.

The undersigned gives and grants unto said attorney full authority and power to do and perform all and every act and thing whatsoever requisite and advisable to be done in order to complete this adjudication process.

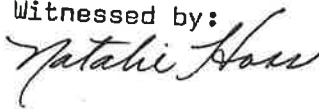
This power of attorney shall remain in full force and effect until revoked by the undersigned.

This power of attorney set forth above is signed and dated at Shoshone, Lincoln County, Idaho this 7th day of July 1988.

Signed by:


Ernest A. Bryant III

Witnessed by:



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: A37-00410
Date Received: 11/07/1989
Receipt No: 50104/20
Received By: R. J. H.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERNEST A. BRYANT, III 208-886-2731
Address: P.O. BOX 669
SHOSHONE, ID 83352

2. Date of Priority: MAY 09, 1883

3. Source: DEER CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	15E	19	NE	NW	SW	3	CAMAS

5. Description of diverting works:
CONCRETE DAM AND 12' PIPELINE TO P/U

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.250		
DOMESTIC	01/01	12/31	0.250		

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

8. Total consumptive use is 87.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/STOCKWATER 1000 YEARLINGS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	14E	30	NE	NW		IRR	35.0
			NE	NW		DOMEST	

Section Acres 35.0

A37-00410

Page 1

Date: 11/08/89

MICROFILMED
FEB 22 1993

10. Place of Use: Continued

Total Acres 35.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
A37-00411, A37-00412

14. Remarks:
TRANS. 835.
DOMESTIC USE ADDED BY TRANSFER.
DOMESTIC USE IS ACTUALLY STOCKWATER USES. S/1000 YEARLINGS

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

S. C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

MICROFILMED
FEB 22 1993

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 _____

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 Organizations:

I do solemnly swear or affirm that I am Attorney in Fact of
Ernest A Bryant & Co ^{Title} Organization, that I have signed the foregoing
document in the space below as Attorney in Fact of
Ernest A Bryant & Co ^{Title} Organization and that the statements contained in the
foregoing document are true and correct.

Frederic A Brosoy & Co
Signature of Authorized Agent

Manager, Bryant Ranches
Title and Organization

11/8/89
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of November 19 89

Steve Cell
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires December 7, 1994

A37-00410

Date: 11/08/89

MICROFILMED
FEB 22 1993

10/03/2006

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

RIGHT NUMBER: 37-410

NAME AND ADDRESS: DIAMOND/SOLDIER PROPERTIES LLC
C/O CHARLES E HILL
PO BOX 1607
BELLEVUE WA 98009

SOURCE: DEER CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY: 0.250 CFS

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

PRIORITY DATE: 05/09/1883

POINT OF DIVERSION:

T01N R15E S19 NENSW Lot 3 Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.250 CFS
IRRIGATION	04/15 10/31	0.250 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T01N R15E S30 NENW 29.00 T01N R15E S30 SENW 1.10

DOMESTIC Within CAMAS County

T01N R15E S30 NENW

30.1 ACRES TOTAL

Right Nos. 37-410 and 37-411 are limited to the irrigation of a combined total of 30.1 acres in a single irrigation season.

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

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

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 - Decreed



Idaho Department of Water Resources

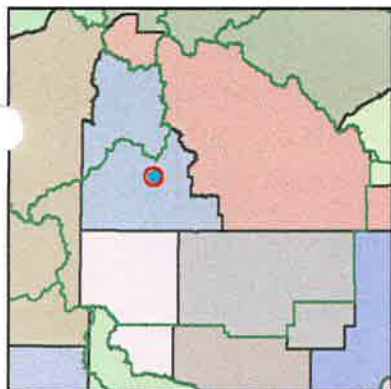
SRBA Recommendation:

37-410 & 37-411

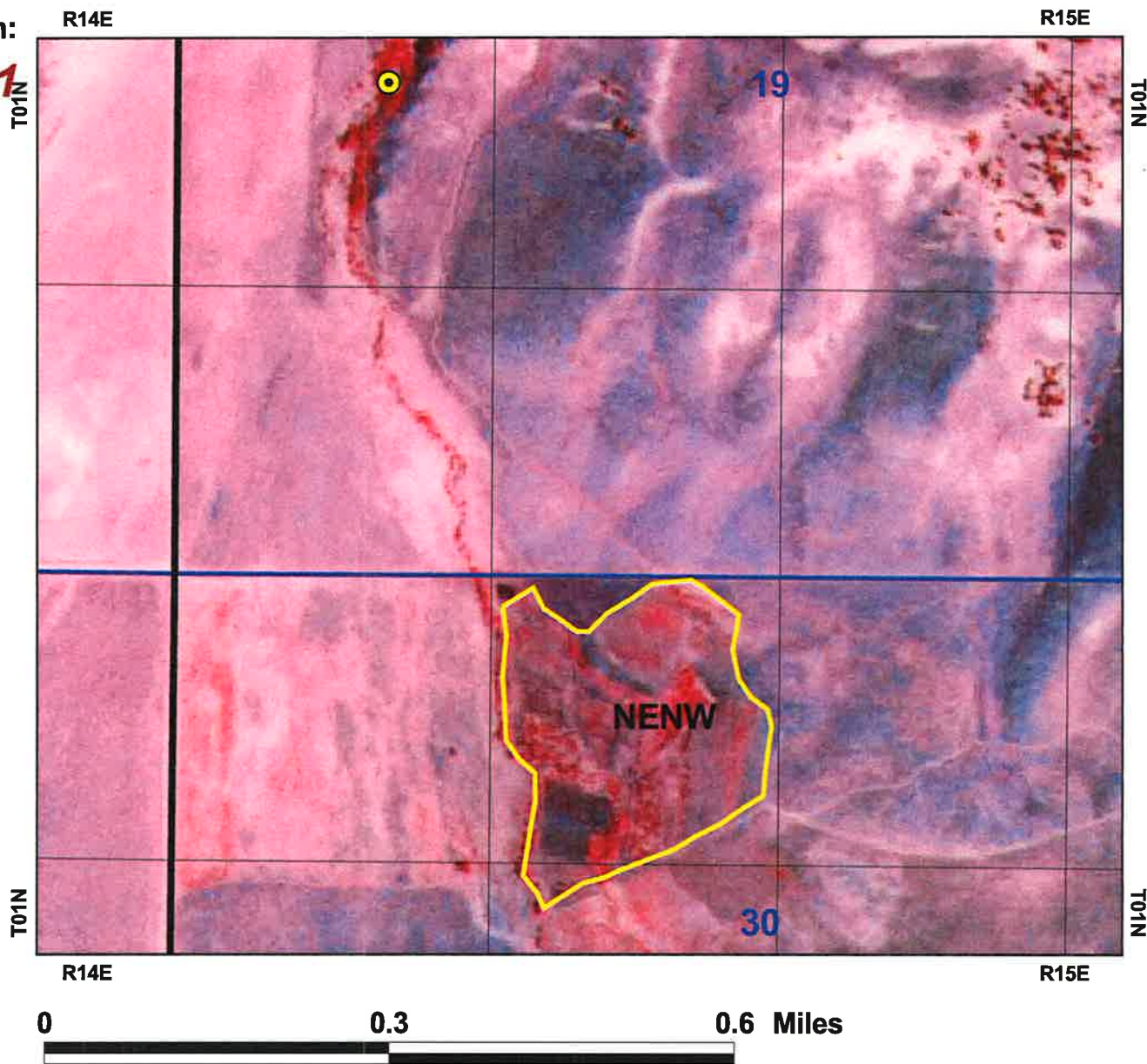
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Camas County
IDWR Basin 37



Prepared by S. Clelland
On Tuesday, October 3, 2006
1987/88 Aerial Photography

RI4E

TIN
RISE

24 19

25 30

GISAC
= 30.1



37-410

Anders, Matthew

From: Jim Speck [jim@speckandaanestad.com]
Sent: Monday, June 05, 2006 8:08 PM
To: Anders, Matthew
Cc: chuckh@pistolcreek.com; 'Rodney Gonsales'; 'Kathy Ackerman'
Subject: RE: FW: 37-413, 37-414, 37-534, and 37-535

Matt,

Thanks for the heads up on these rights. You are correct that Rod Gonsales and I are the contacts for water right issues for this property. I am out of the office until June 19 and will not be able to look into this until I return. Please let me know immediately if you need information sooner. Thank you.

Jim

James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340
208.726.4421
208.726.0752 (fax)
jim@speckandaanestad.com

CONFIDENTIAL COMMUNICATION

This email message and any attachments are intended only for the use of the addressee named above and may contain information that is privileged and confidential. If you are not the intended recipient, any dissemination, distribution, or copying is strictly prohibited. If you received this email message in error, please immediately notify the sender by replying to this email message or by telephone. Thank you.

-----Original Message-----

From: Anders, Matthew
Sent: Monday, June 05, 2006 9:41 AM
To: jim@speckandaanestad.com

Jim,

Just giving you a heads up.

Below are two emails for water rights that may be associated with Diamond/Soldier Properties. If I'm not mistaken, Diamond/Soldier Properties is one of the McCraw companies. Please let me now if Rod Gonsales and you are the right people to be talking to for these claims.

Also, our deadline for finishing the SRBA review of the Camas prairie water right claims is fast approaching. Please get us any evidence of priority, amended claims, etc. as soon as possible.

Thanks!

Matt

> -----Original Message-----
> From: Anders, Matthew
> Sent: Monday, June 05, 2006 8:27 AM
> To: 'camascreek@direcway.com'
> Subject: 37-413, 37-414, 37-534, and 37-535
>
> Mr. Gonsales.
>
> I forgot to add in the email I sent last Friday that water rights 37-413, 37-414, 37-534, and 37-535 overlap the three rights I listed below. If you are using water rights 37-413, 37-414, 37-534, and 37-535 and plan to submit a claim for them, please do it as soon as possible.
>
> Thanks!
>
> Matt
>
> -----Original Message-----
> From: Anders, Matthew
> Sent: Friday, June 02, 2006 3:18 PM
> To: 'camascreek@direcway.com'
> Subject: 37-410, 37-411, 37-412
>
> Mr. Gonsales.
>
> I am reviewing water right claims 37-410, 37-411, and 37-412 owned by Diamond/Soldier Properties. The water rights were formerly owned by Ernest Bryant. The source is Deer Creek and the place of use is in Township 01N, Range 15E, Section 30.
>
> As present, 37-410, 37-411, and 37-412 claim 232.5 inches of water on the same 35 acres. This 6.6 inches of water per acre. The Idaho standard is 1" per acre. Please contact me at 208-336-8697 as soon as possible to discuss amending you claims, otherwise I plan to recommend these three rights on the claimed land with a diversion rate of 1" per acre.
>
> Thanks!
>
> Matt
>
>
> Matt Anders
> GIS Specialist
> Idaho Water Resources Research Institute
> Idaho Department of Water Resources
> 322 East Front St.
> PO Box 83720
> Boise, ID 83720-0098
>
> Ph. 208-287-4937
>

Attachment(s): _AVG certification_.txt

Anders, Matthew

From: Anders, Matthew
Sent: Friday, June 02, 2006 3:18 PM
To: 'camascreek@direcway.com'
Subject: 37-410, 37-411, 37-412

Mr. Gonsales.

I am reviewing water right claims 37-410, 37-411, and 37-412 owned by Diamond/Soldier Properties. The water rights were formerly owned by Ernest Bryant. The source is Deer Creek and the place of use is in Township 01N, Range 15E, Section 30.

As present, 37-410, 37-411, and 37-412 claim 232.5 inches of water on the same 35 acres. This 6.6 inches of water per acre. The Idaho standard is 1" per acre. Please contact me at 208-336-8697 as soon as possible to discuss amending you claims, otherwise I plan to recommend these three rights on the claimed land with a diversion rate of 1" per acre.

Thanks!

Matt

Matt Anders
GIS Specialist
Idaho Water Resources Research Institute
Idaho Department of Water Resources
322 East Front St.
PO Box 83720
Boise, ID 83720-0098

Ph. 208-287-4937

Anders, Matthew

From: Anders, Matthew
Sent: Monday, June 05, 2006 8:27 AM
To: 'camascreek@direcway.com'
Subject: 37-413, 37-414, 37-534, and 37-535

Mr. Gonsales.

I forgot to add in the email I sent last Friday that water rights 37-413, 37-414, 37-534, and 37-535 overlap the three rights I listed below. If you are using water rights 37-413, 37-414, 37-534, and 37-535 and plan to submit a claim for them, please do it as soon as possible.

Thanks!

Matt

-----Original Message-----

From: Anders, Matthew
Sent: Friday, June 02, 2006 3:18 PM
To: 'camascreek@direcway.com'
Subject: 37-410, 37-411, 37-412

Mr. Gonsales.

I am reviewing water right claims 37-410, 37-411, and 37-412 owned by Diamond/Soldier Properties. The water rights were formerly owned by Ernest Bryant. The source is Deer Creek and the place of use is in Township 01N, Range 15E, Section 30.

As present, 37-410, 37-411, and 37-412 claim 232.5 inches of water on the same 35 acres. This 6.6 inches of water per acre. The Idaho standard is 1" per acre. Please contact me at 208-336-8697 as soon as possible to discuss amending you claims, otherwise I plan to recommend these three rights on the claimed land with a diversion rate of 1" per acre.

Thanks!

Matt

Matt Anders
GIS Specialist
Idaho Water Resources Research Institute
Idaho Department of Water Resources
322 East Front St.
PO Box 83720
Boise, ID 83720-0098

Ph. 208-287-4937

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 835.

THIS IS TO CERTIFY, That E. G. Commons of Twin Falls, Idaho, is the owner of and using the following water rights in Deer Creek:

12½ inches with priority of May 9, 1883 - 37-0410
70 inches with priority of May 15, 1883 - 37-0411
150 inches with priority of July 5, 1884 - 37-0412
100 inches with priority of June 15, 1885 - 37-0413
100 inches with priority of July 1, 1893 - 37-0414

said water being decreed to William Leonard by Judge Alfred Budge in the District Court of the Fourth Judicial District of the State of Idaho in and for the County of Lincoln, in the case of

S. C. Frost, et al.
Plaintiffs,

vs.

Alturas Water Company, et al.
Defendants.

said decree bearing date of December 13, 1909, and being appurtenant to the following described lands, to-wit:

SE¼, E½SW¼, Lots 3 and 4; E½NW¼, Lots 1 and 2, S½NE¼ Section 30
S½NW¼ Section 29
All in Township 1 North, Range 15 East B.M.

Also the following water rights in Little Deer Creek:

25 inches with priority of June 18, 1883 - 37-0529
75 inches with priority of June 1, 1885 - 37-0530

said water being decreed to Elam Pearson in the same decree, and being appurtenant to the following described lands, to-wit:

Lots 3 and 4, E½SW¼ Section 31
Township 1 North, Range 15 East B.M.

Also the following water rights in Little Deer Creek:

12½ inches with priority of May 9, 1883 - 37-0534
150 inches with priority of July 5, 1884 - 37-0535

said water being decreed to William H. Peck in the same decree and being appurtenant to the following described lands, to-wit:

N½SE¼, NE¼NW¼, Lot 1 Section 31
Township 1 North, Range 15 East B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Decrees, beginning at page 807.

That E. G. Commons has become the owner of said described lands through means conveyances.

And that now, upon the application of E. O. Commons of Twin Falls, Idaho, for the transfer of 13.9 cubic feet per second of the waters of Deer Creek and Little Deer Creek made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 13.9 cubic feet per second of the waters of Deer Creek and Little Deer Creek upon the above described land is hereby abandoned, and the land to which the water rights hereby confirmed shall, by this certificate, become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

S $\frac{1}{2}$ Section 25
Township 1 North, Range 14 East B.M.

NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, and S $\frac{1}{2}$ Section 30
S $\frac{1}{2}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29
SE $\frac{1}{4}$ and N $\frac{1}{2}$ Section 31
W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 32
Township 1 North, Range 15 East B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amounts, to-wit:

12 $\frac{1}{2}$ inches from Deer Creek with priority of May 9, 1883
70 inches from " " " " " " May 15, 1883
150 inches from " " " " " " July 5, 1884
100 inches from " " " " " " June 15, 1885
100 inches from " " " " " " July 1, 1893
25 inches from Little Deer Creek with priority of June 18, 1883
75 inches " " " " " " June 1, 1885
12 $\frac{1}{2}$ inches " " " " " " May 9, 1883
150 inches " " " " " " July 5, 1884

That the water rights hereby transferred have heretofore been conducted to the first above described lands with points of diversion in the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 19, Township 1 North, Range 15 East B.M.

That the water rights hereby transferred will hereafter be conducted to the last above described lands with no change in points of diversion.

That the right of use of said water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

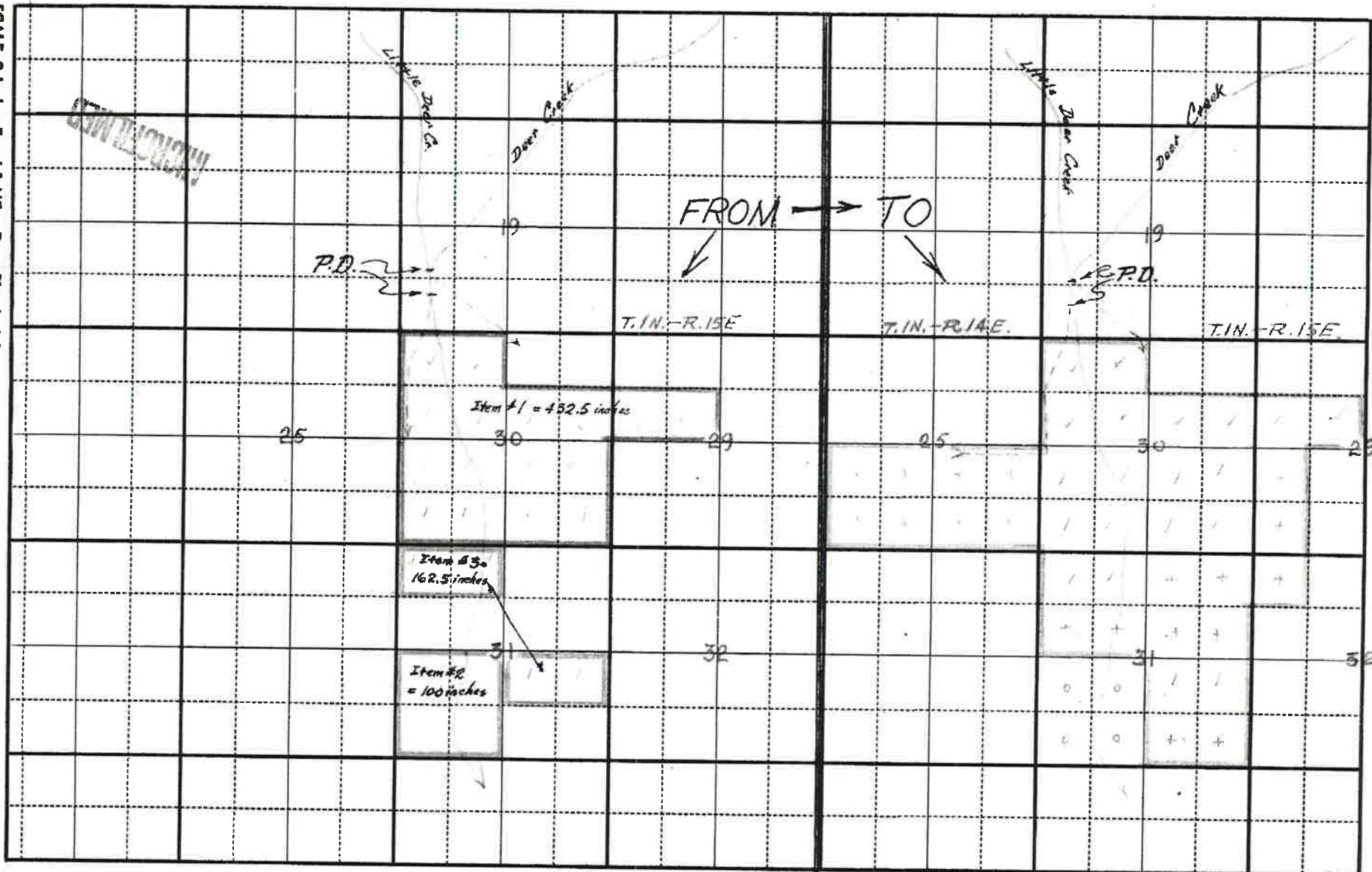
IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 8th day of October, 1954.

Mark R. Kulp
MARK R. KULP
State Reclamation Engineer

NAME OF APPLICANT

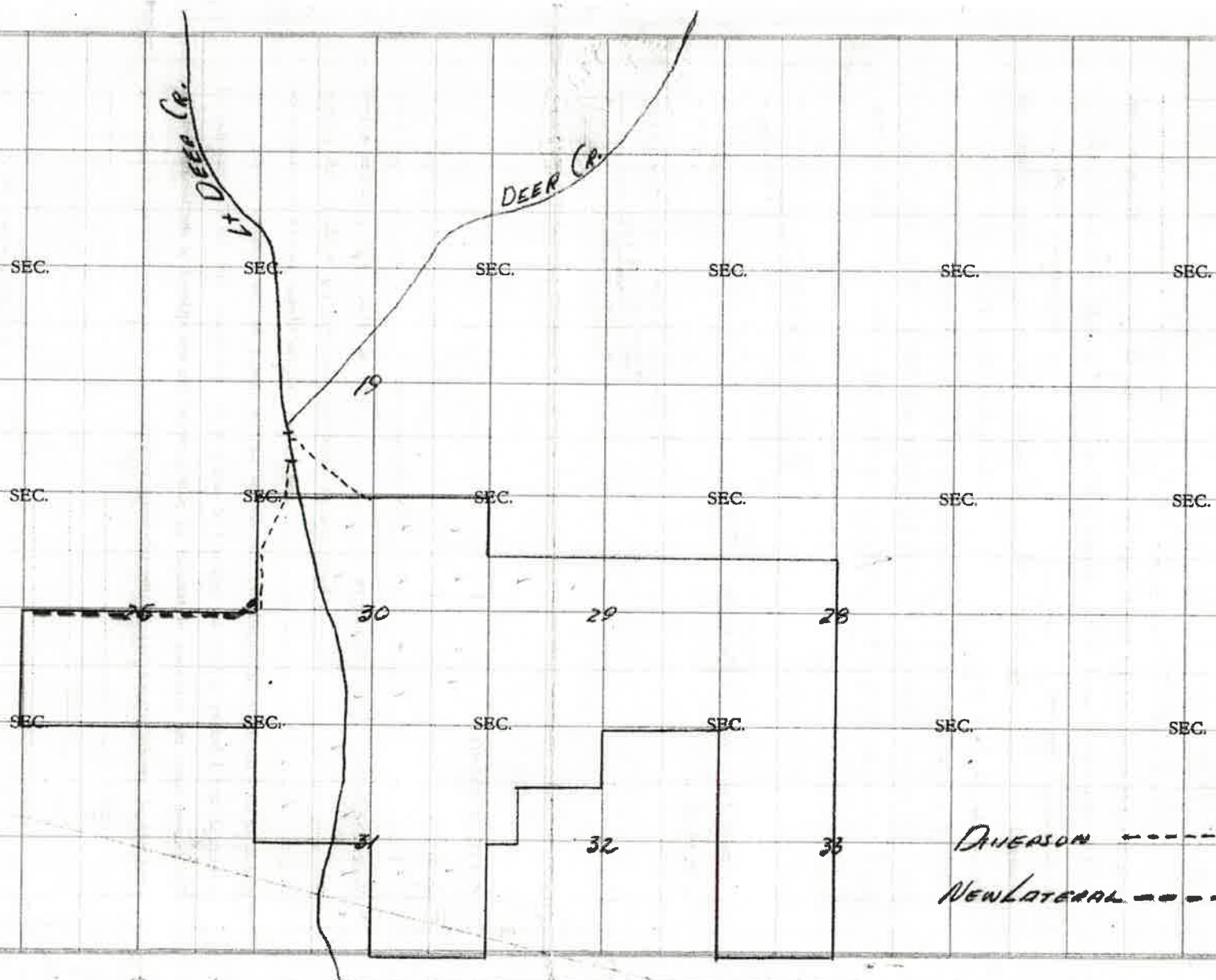
E. S. DOMINICKS

Form No. 0



SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

Name of Applicant



Scale: 2 Inches—1 Mile. Draw Map in Ink.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-410

WATER RIGHT NUMBER: 37-410

Owner Type Name and Address
 Original Owner WILLIAM LEONARD
 , ZZ
 Current Owner E G COMMONS
 TWIN FALLS, ID 83301

Priority Date: 05/09/1883

Basis: Decreed

Status: Active

Source Tributary
 DEER CREEK CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	/ to /		
IRRIGATION	/ to /	0.250 CFS	
	<u>Total Diversion:</u>	0.250 CFS	

Location of Point(s) of Diversion

DEER CREEK	L4 (SW1/4SW1/4)	Sec. 19, Twp 01N, Rge 15E, B.M.
CAMAS County		
DEER CREEK	L3 (NW1/4SW1/4)	Sec. 19, Twp 01N, Rge 15E, B.M.
CAMAS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	14E	25									X	X	X	X	X	X	X	X	
01N	15E	29							X	X		X	X						
01N	15E	30			X	X	X	X	X	X	X	X	X	X	X	X	X	X	
								L1	L2			L3	L4						
01N	15E	31	X	X	X	X	X	X	X	X					X	X	X	X	
								L1	L2										
01N	15E	32						X											

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-410

DOMESTIC same as IRRIGATION

Conditions of Approval:

1. TRANS. 835.
DOMESTIC USE ADDED BY TRANSFER.

Remarks:

Comments:

Water Supply Bank:

BRYANT RANCHES
ERNEST A. BRYANT III
P. O. BOX 669
SHOSHONE, IDAHO 83352

KNOW ALL PERSONS BY THESE PRESENTS:

That the undersigned does hereby make, constitute and appoint Frederic A. Brossy III, of Shoshone, Lincoln County, Idaho the true and lawful attorney for and in the name, place and stead of the undersigned in the adjudication of all his claims to waters of the Snake River or its tributaries.

The undersigned gives and grants unto said attorney full authority and power to do and perform all and every act and thing whatsoever requisite and advisable to be done in order to complete this adjudication process.

This power of attorney shall remain in full force and effect until revoked by the undersigned.

This power of attorney set forth above is signed and dated at Shoshone, Lincoln County, Idaho this 7th day of July 1988.

Signed by:

Ernest A. Bryant III
Ernest A. Bryant III

Witnessed by:

Natalie Howe

A37-00410

MICROFILMED
FEB 22 1993

