

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: A37-02188
Date Received: 10/25/1988
Receipt No: 5003224
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARRY S. RINKER
Address: P. O. BOX 7250
NEWPORT BEACH, CA 92658-7250
AND/OR
Name: L. N. PURDY 208-788-2516
Address: P. O. BOX 688
PICABO, ID 83348
2. Date of Priority: OCT 15, 1911
3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	21E	6	NE	SW	SW	7	BLAINE
5. Description of diverting works:
OSTERHOUSE HEADGATE, DITCH TO DIESEL PUMP TO SPRINKLERS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.240		
7. Total Quantity Appropriated is:
2.240 C.F.S. (and/or) 336.00 A.F.A.
8. Total consumptive use is 336.0 Acre Feet Per Annum.
9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	21E	7	NW	NE		IRR	20.0
			SW	NE		IRR	39.0
			SE	NE		IRR	31.0
			NE	NW		IRR	10.0
			SE	NW		IRR	12.0
						Section Acres	112.0
						Total Acres	112.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
RT. 37-00948, PERMIT 37-7551

14. Remarks:
LAND IS CLAIMED AS PRESENTLY IRRIGATED PER SEC. 42-1416 IDAHO CODE. P/U CHANGED WHEN SPRINKLERS WERE INSTALLED IN 1982; ADDITIONAL LAND NOW IRRIGATED WILL BE COVERED BY ANOTHER CLAIM. DUE TO LATE PRIORITY, RIGHT IS AVAILABLE MAINLY IN SPRING & FALL. LAND IS OWNED BY HARRY RINKER & FARMED BY PICABO LIVESTOCK CO. (L. N. PURDY, PRES.)

15. Basis of Claim: LICENSE
Water Right Number: 6594

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): J H Rudy Date: 10-25-88
_____ Date: _____

State of Idaho)
County of Therrell) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of Oct. 19 88 [Signature]
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/91

12/31/2003

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

RIGHT NUMBER: **37-2188**

NAME AND ADDRESS: LEONARD N PURDY
PO BOX 688
PICABO ID 83348

HARRY S RINKER
PO BOX 7250
NEWPORT BEACH CA 92658-7250

SOURCE: SILVER CREEK TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 2.240 CFS

USE OF THIS RIGHT WITH RIGHT NO. 37-12018 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.24 CFS.

USE OF THIS RIGHT WITH RIGHT NO. 37-7551 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.95 CFS.

PRIORITY DATE: 10/15/1911

POINT OF DIVERSION:

T02S R21E S6 NESWSW Lot 7 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.240 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S06	SWSE	22.0	T02S R21E S06	SESE	33.0
T02S R21E S07	NENE	1.8	T02S R21E S07	NWNE	27.0
T02S R21E S07	SWNE	33.0	T02S R21E S07	SENE	8.6
T02S R21E S07	NENW	9.7	T02S R21E S07	SENW	12.0
T02S R21E S07	NESE	0.2	T02S R21E S07	NWSE	0.3

147.6 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 147.6 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-7551 & 37-12018.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 112 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE 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.

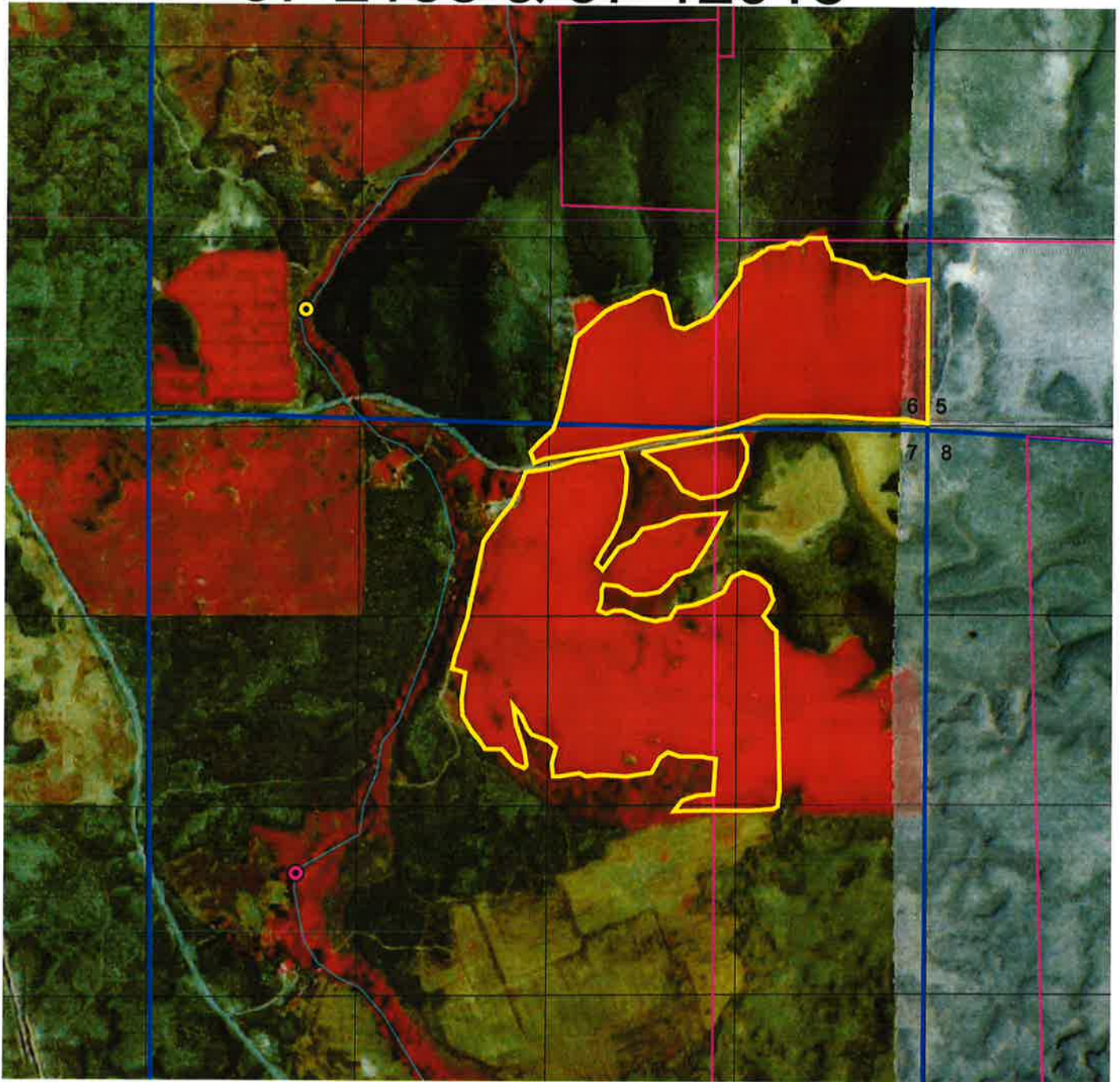
EXPLANATORY MATERIAL:

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 37-12018 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

IDAHO DEPT OF WATER RESOURCES

37-2188 & 37-12018



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC. 6 & 7



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: JANUARY 2, 2004

37-2188

12/31/03
SUC

37-12018 (enlargement) 147.6
GIS AC. 148.5

-2188 112 AC.

enlarged
Acres = ~~36.5~~ 35.6

* Overlap 100% w/ 37-7551 POU
(gw)

* Combined limit POU
= 147.6 AC

[adjacent rights (by transfer) 37-2444 gw
37-207B
37-464]

Q: $2.24 \text{ cfs} \div \frac{147.6}{148.5 \text{ AC}} = 0.015176$
 $= 0.01508 \text{ cfs/AC}$

enlarged portion = $\frac{0.55 \text{ cfs}}{0.54 \text{ cfs}}$ (on $\frac{36.5 \text{ AC}}{35.6}$)

* Combined limit Q @ 1" per acre = $\frac{2.95 \text{ cfs}}{\text{w/ 37-7551}}$

Combined limit w/ 37-12018 = 2.24 cfs

POD: T2S Z1E S6 NESWSW LOT 7

POU: slivers of land in SE 1/4 of S.7 are accurate
as per the Y77 DOQ aerial.

POD →

SILVER
CR

GIS = 1476
148.5 AC

T2S
R21E

(37-7551)
GW

37-2444
-207B
-464

37-948
37-2188
37-12018

12/6/02
SC

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2188WATER RIGHT NUMBER: **37-2188**

Owner Type Name and Address
 Current Owner G W OSTERHOUSE
 PICABO, ID 83348

Priority Date: 10/15/1911

Basis: License

Status: Active

Source Tributary
 SILVER CREEK LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	/ to /		
IRRIGATION	/ to /	2.240 CFS	
	<u>Total Diversion:</u>	2.240 CFS	

Location of Point(s) of Diversion

SILVER CREEK SW1/4SW1/4 Sec. 6, Twp 02S, Rge 21E, B.M.
 BLAINE 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	
02S	21E	7			40.0	37.0				35.0									112.0

Total Acres: 112

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2188

Dates and Other Information:

Licensed Date: 5/10/1979
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37N
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False