

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: A37-02224
Date Received: 10/25/1989
Receipt No: WPO 6710
Received By: NCH

RECEIVED

NOV 20 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

Southern Region Office

1. Name: ROYAL FORK RESTAURANT CORPORATION 208-322-5600
Address: 6874 FAIRVIEW ROAD
BOISE, ID 83704

2. Date of Priority: NOV 23, 1911

3. Source: LITTLE DEER CREEK Trib. to: BIG DEER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	15E	18	SW	SW	SW		CAMAS

5. Description of diverting works:
HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.900		

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

8. Total consumptive use is 112.5 Acre Feet Per Annum.

9. Non-irrigation uses:
IN-STREAM STOCK WATER

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	14E	24	NE	SE		IRR	25.0
			NW	SE		IRR	20.0
Section Acres							45.0

A37-02224

Page 1

Date: 10/25/89

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Total Acres 45.0

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:
37-4096

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 7888

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 President of Royal Fork Restaurant Corp., that I have signed the foregoing document in the space below as President of Royal Fork Restaurant Corp. and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

President Royal Fork Restaurant Corp.
Title and Organization

11-14-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of November 19 89

[Signature]
Notary Public

Seal

Residing at Boise
My Commission Expires 12/12/94

FEB 23 1993





Idaho Department of Water Resources

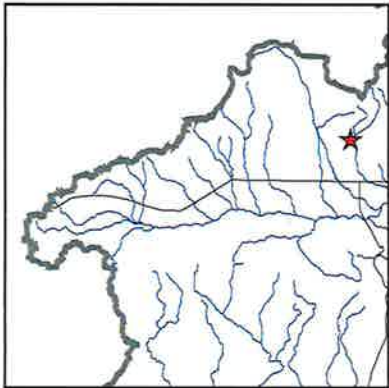
SRBA Recommendation:

37-2224

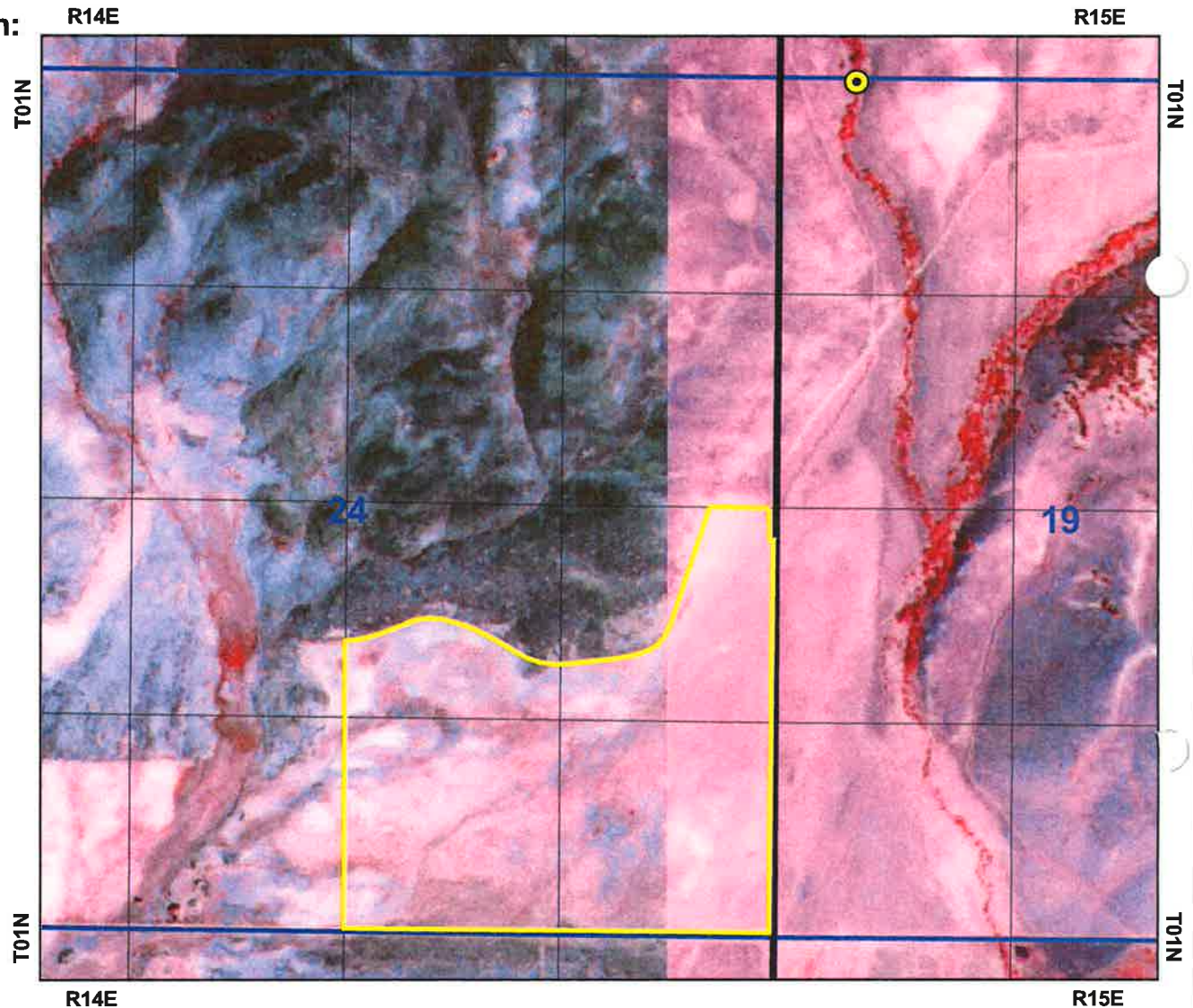
37-4096

Legend

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



Camas County
IDWR Basin 37



0 0.25 0.5 Miles



Prepared by M. Anders
On Tuesday, August 29, 2006
1987/88 Aerial Photography

08/29/2006

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

RIGHT NUMBER: 37-2224

NAME AND ADDRESS: ROYAL FORK RESTAURANT CORP
6874 FAIRVIEW RD
BOISE ID 83704

SOURCE: LITTLE DEER CREEK

TRIBUTARY: DEER CREEK

QUANTITY: 0.900 CFS

PRIORITY DATE: 11/23/1911

POINT OF DIVERSION:

T01N R15E S19 NWNWNW Lot 1 Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.900 CFS

PLACE OF USE:

IRRIGATION Within CAMAS County

T01N R14E S24	NESE	24.00	T01N R14E S24	NWSE	15.00
T01N R14E S24	SWSE	39.00	T01N R14E S24	SESE	39.00

117 ACRES TOTAL

This right is limited to the irrigation of 45 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 117 acres in a single irrigation season. Combined Right Nos.: 37-2224 and 37-4096.

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: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Adjudication Claim Notes

Claim(s): 37-2224, 37-4096

Background Data

37-2224

- Source is Little Deer Creek tributary to Deer Creek
- Licensed for 0.9 cfs on 45 acres
- Claimed 0.9 cfs on 45 acres

37-4096

- Beneficial Use claim
- Source is Little Deer Creek tributary to Deer Creek
- Claimed 4.0 cfs for Irrigation of 140 acres
- Claimed 0.05 cfs for Stockwater

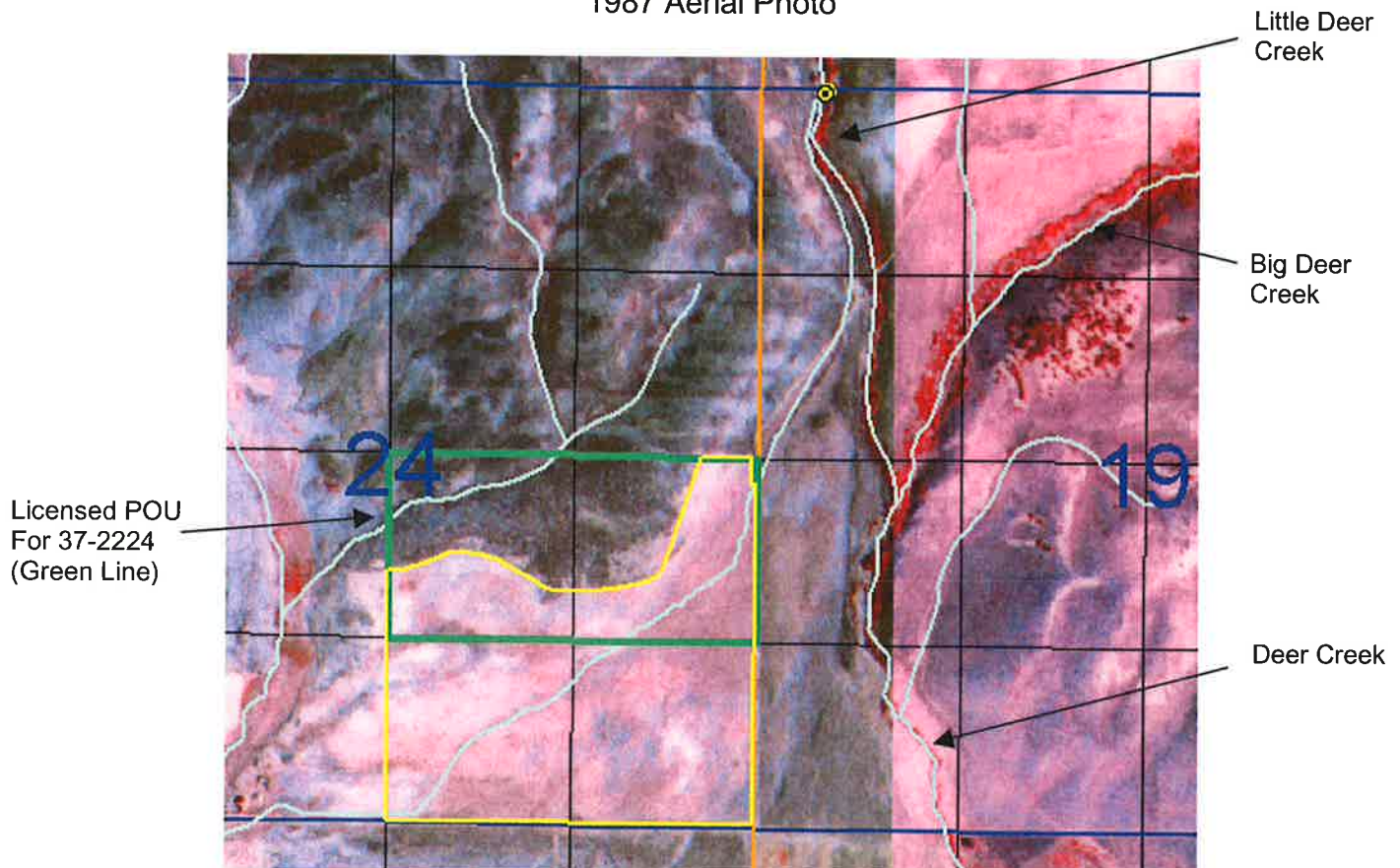
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

1987 Aerial Photo



Notes

T1N R14E Section 24

- Found 45 acres of Irrigation for 37-2224
- Found 117 acres of Irrigation for 37-4096. Used same POU for Irrigation and Stockwater because unsure of distribution system to get water to all of claimed Stockwater POU.
- 37-4096: Forgot to send out on field exam, but saw stream and a ditch during field exam in May 2005. The ditch was not measured, but appeared adequate to deliver 2.34 cfs. Highly likely that stream is dry now and measurement is impossible. Based on 1987 aerial photo, the claimed POU is irrigated, so some is available, how much is unknown. Since both claims are from same source, recommending 0.02 cfs/acre, which is 2.34 for the 117 acres.
- Recommendations:
 - 117-acre PPU
 - Combined use limit of 117 acres.
 - 37-2224: 0.9 cfs for Irrigation of 45 acres within PPU
 - Assuming accomplished transfer for POU
 - 37-4096: 1.44 cfs for Irrigation of 117 acres within PPU
 - 0.05 cfs for Stockwater
 - Priority date: 4/15/1941
- Data used for review: 1987, 1992, & 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

 Blaine County *
 Little Deer Creek *
 9/10ths second-foot *
 Irrigation *
 Priority 11/23/1911 *

S T A T E O F I D A H O

Water License No. 7888

WHEREAS, On the 23rd day of November, A.D. 1911, B. F. WILSON, of Soldier, County of Blaine, State of Idaho, duly made application (No. 11664) to me for a permit to use one (1) cubic foot per second of the waters of LITTLE DEER CREEK, County of Blaine, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 2nd day of December, A.D. 1911, Permit No. 7888 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 2nd day of December, A.D. 1912, and for the application to beneficial use of said water on or before the 2nd day of June, A.D. 1913, and,

WHEREAS, On the 8th day of June, A.D. 1912, B. F. WILSON, the holder of said permit, duly made proof of the completion of adequate works for the diversion of one (1) cubic foot per second of said waters, as evidenced by my Certificate No. 7888, dated June 25th, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one (1) cubic foot per second of water, with date of priority of November 23rd, 1911, and,

WHEREAS, On the 8th day of June, A.D. 1912, B. F. WILSON, the holder of said permit, duly made proof of the application to beneficial use of 9/10ths of one cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to B. F. WILSON, of Soldier, County of Blaine, State of Idaho, the holder and owner of said Permit No. 7888, a perpetual right, dating from November 23rd, 1911, to the use of 9/10ths of one cubic foot per second of the waters of LITTLE DEER CREEK, in the County of Blaine and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), Section 24, Township 1 North, Range 14, East of the Boise Meridian, and conducted to and upon 45 acres, divided as follows: (20 acres in the Northwest quarter of the Southeast quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$), and 25 acres in the Northeast quarter of the Southeast quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) Section 24, Township 1 North, Range 14, East of the Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 25th day of June, A.D. Nineteen hundred and twelve.

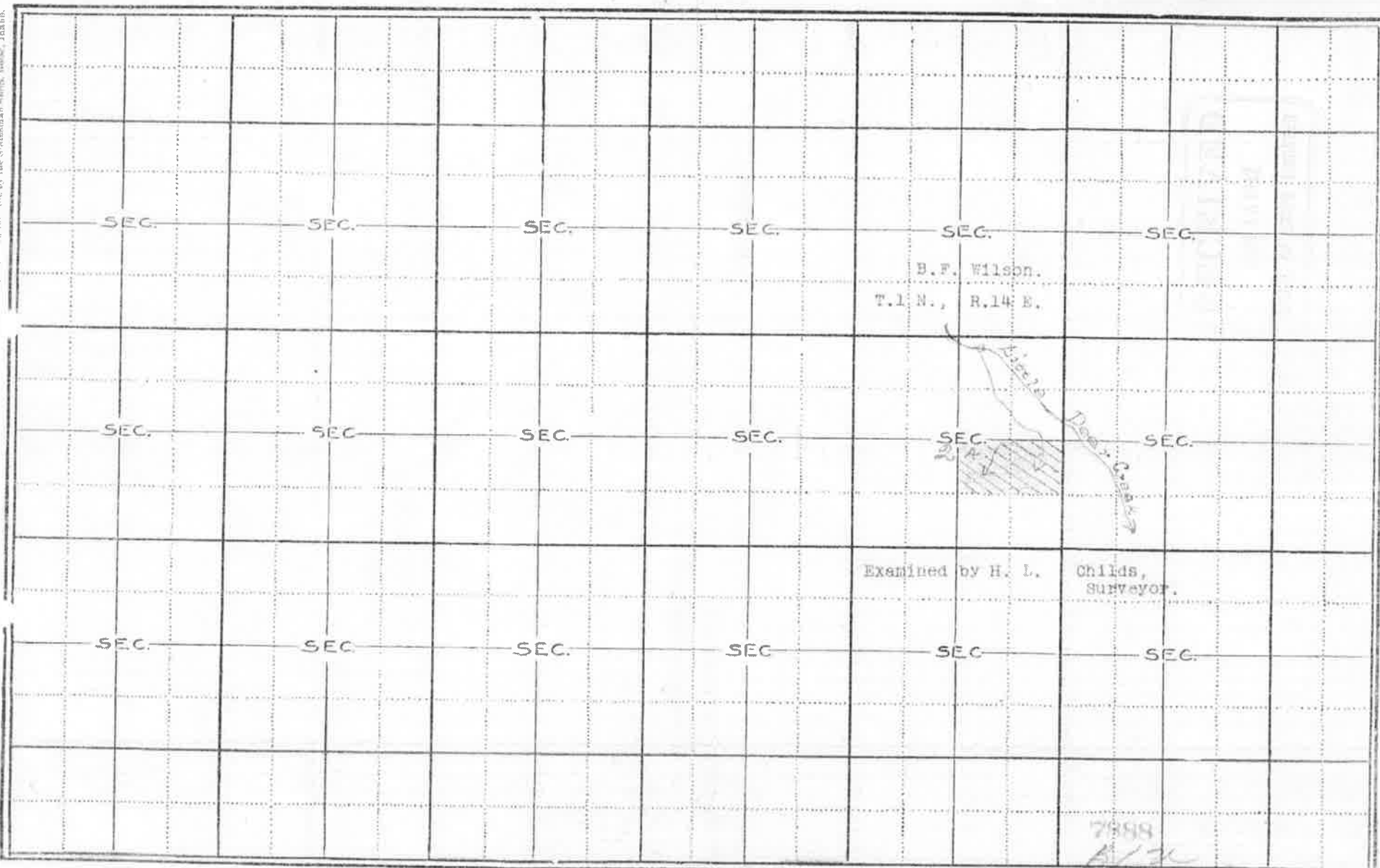
(SEAL)

A. E. Robinson.
 State Engineer.

37-2224

Printed for Sale by the Stateman Kilns, Dallas, Texas.

SCALE: 2 INCHES = 1 MILE.
PLAN IN INK.



6/9/94

COMMUNICATION DOCUMENTATION

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 Georgia Satterlee

DATE
May 13, 1997 2:41pm

CUSTOMER
FARM CREDIT (ALICE)

SUBJECT: A37-02089[✓], -12959[✓], -02058, -02129, -02244[✓], -02001[✓], -08057[✓],
-13330[✓], 08520

phone call (X) walk-in (.)

Researched and printed the above profile reports; although STROM RANCHES was the primary focus, the request included all rights in the designated property descriptions. These rights included not only different claimants but different uses...