

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 37-7295A
Date Received: 2/2/1999
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SV RANCH LLC Phone: (425)688-9304
PO BOX 1607
BELLEVUE WA 98009

2. Date of Priority: 11/07/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	14E	30	SE SE	CAMAS	

5. Description of diverting works:

1 WELL, #2000 GPM, 165' DEPTH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2.73	720

7. Total Quantity Appropriated is:
2.73 C.F.S. and/or 720 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	14E	30	SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	240
					Total Acres	240

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:

REINSTATED 12-6-1978.

***** 3/26/99, DJ: CLAIM AMENDED TO REFLECT OWNERSHIP OF S30 LANDS ONLY WITH A PROPORTIONAL FLOW RATE AND VOLUME. ORIGINALLY CLAIMED AS BASE RIGHT, NOW IT IS SPLIT INTO PART A AND PART B (NOT AS YET CLAIMED).

15. Basis of Claim: License



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

June 25, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

Re: SRBA Claim(s) 37-7295A, 37-7295B

Dear Counselor:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to your client. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish', is written over a faint, larger cursive signature that is partially obscured.

Trish Fawcett
Technical Records Specialist

Enc.

RECEIVED

JUN 13 2002

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>37-7295A</u>	_____	_____	_____	_____
_____	<u>37-7295B</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 Owner/Claimant(s) Lynn Stevenson
Star Route Box 6, Bliss, ID 83314
4. New Owner/Claimant(s) SV Ranch, LLC
 Name Connector (Check one): ☐ and, ☐ or ☐ and/or
- New Mailing Address Post Office Box 1607
- City, State and Zip Code Bellevue, WA 98009
- New Telephone Number (425) 688-9304
5. Date you acquired the property 05/21/02

Form 42-244/42-1409(6) July, 2000

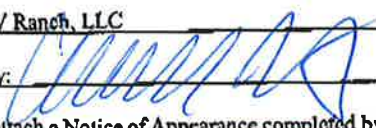
6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water 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)

SV Ranch, LLC

By: 

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  Date 6/13/02 Rec _____
 Received by _____ Date _____ Receipt No. _____
 Processed by  AJ Date 6/25/02 WR _____ Date _____

RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:

Jim Speck
P.O. Box 987
Ketchum, Idaho 83340

Recorded at the Request of
Camas Co Title
At 9:49 AM
MAY 29, 2002
In Book 33 Page 153
of DEEDS
ROLLIE BENNETT
CAMAS COUNTY RECORDER
By [Signature]
Fees \$ 9.00

(Space Above This Line For Recorder's Use)

075259

WARRANTY DEED

Lynn E. Stevenson, an unmarried man dealing with his sole and separate property, hereinafter called the Grantor, for good and valuable consideration, the receipt of which is hereby acknowledged, hereby grants, bargains, sells and conveys unto SV Ranch LLC, a Washington limited liability company, whose current address is c/o Mr. Chuck Hill, P.O. Box 1607, Bellevue, Washington 98009, hereinafter called the Grantee, the following described premises situated in Camas County, Idaho, to wit:

Township 1 South, Range 14, East of the Boise Meridian, Camas County, Idaho

Section 30: The South one-half of the Northeast Quarter and the Southeast Quarter.

EXCEPTING THEREFROM a parcel of land located within the East half of Section 30, Township 1 South, Range 14 East, Boise Meridian, Camas County, more particularly described as follows:

COMMENCING at a 5/8" Rebar which marks the Southeast corner of said Section 30;

Thence North 90°00'00" West, 1682.45 feet along the South boundary of said Section 30 to the TRUE POINT OF BEGINNING;

Thence North 00°00'00" East, 373.03 feet;

Thence South 88°54'27" East, 401.52 feet;

Thence South 00°07'56" West, 139.67 feet;

Thence South 82°40'22" East, 143.08 feet;

Thence South 00°00'00" East, 207.46 feet to a point on the South boundary of said Section 30;

Thence North 90°00'00" West, 543.04 feet along said South boundary of the TRUE POINT OF BEGINNING.

Township 1 South, Range 14 East of the Boise Meridian, Camas County, Idaho.

Section 31: The North one-half of the Northeast Quarter AND the ground lying North of Camas Creek in the South one-half of the Northeast Quarter.

SUBJECT TO an easement contained in Grant of Road Easement Deed, recorded October 23, 2001 as Instrument No. 74828, in Book 6 of Miscellaneous at page 346.

TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, if any.

TOGETHER WITH any and all water rights and well, if any.

SUBJECT TO:

1. Liens for taxes and assessments not yet due and payable;
2. Reservations and exceptions in any patents from the United States or any patent or deed from the State of Idaho;
3. Building and zoning ordinances and regulations; and
4. Covenants, conditions, rights-of-way, easements, restrictions, liens and other matters of record as disclosed by the records of Camas County, Idaho.

TO HAVE AND TO HOLD, the said premises, and their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. Grantor, for himself and his heirs and assigns, does hereby covenant to and with the said Grantee, his heirs and assigns, that (1) the Grantor is the owner in fee simple of said premises; (2) Grantor has the right to convey the premises; (3) the premises are free from all liens and encumbrances except as above described; (4) Grantor warrants and will defend the quiet and peaceable possession of the premises by the Grantee, his heirs and assigns forever, against all lawful claims whatsoever.

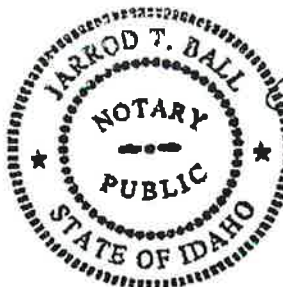
DATED THIS 21ST day of May, 2002.

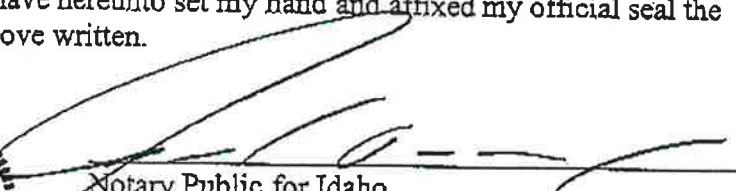
By Lynn E. Stevenson
Lynn E. Stevenson

STATE OF IDAHO)
) ss.
County of Carnas)

On this 21st day of May, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Lynn E. Stevenson, known or identified to me to be person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for Idaho

Residing at Twin Falls, ID

My commission expires 7-25-2002

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 37-7295A
Date Received: 2/2/1999
Receipt No: X777777
Received By:

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

1. Name of Claimant(s)

LYNN E STEVENSON Phone: (208)764-2310

PO BOX 100
FAIRFIELD ID USA 83327

2. Date of Priority: 11/07/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	14E	30	SE SE	CAMAS	

5. Description of diverting works:

1 WELL, #2000 GPM, 165' DEPTH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2.73	720

7. Total Quantity Appropriated is:
2.73 C.F.S. and/or 720 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	14E	30	SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
Section Acres						240
Total Acres						240

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:

REINSTATED 12-6-1978
 ***** 3/26/99, DJ: CLAIM AMENDED TO REFLECT OWNERSHIP OF S30 LANDS
 ONLY WITH A PROPORTIONAL FLOW RATE AND VOLUME. ORIGINALLY CLAIMED AS BASE RIGHT, NOW
 IT IS SPLIT INTO PART A AND PART B (NOT AS YET CLAIMED)

15. Basis of Claim: License



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 13, 2001

RE: OWNERSHIP CHANGE, FOR ADJUDICATION CLAIM 37-7295A

Claimant(s):

Pursuant to the change in ownership request that has been submitted to the department, we have changed the record of current ownership of the above referenced claim(s) to you, or your successor. Please find the enclosed copies of the computer record of the claims, noting the change in claimant. Review these records and if there is an error, or if you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Dorothy L. Worley'.

Dorothy L. Worley
SRBA Office Specialist

Enclosure
DLW

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

RECEIVED
AUG - 3 2000
Department of Water Resources
Southern Region

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

1. Water Right or Adjudication Claim No(s): A37-07295A
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: Edward T. Herlihy
4417 Brodea Lane, Fallbrook, CA 92028
4. New Owner/Claimant(s): Lynn E. Stevenson
New Mailing Address: P.O. Box 100
City, State and ZIP Code: Fairfield, Idaho 83327
New Telephone Number: (208) 764-2310
5. Date you acquired the property: 7-21-2000
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s): Lynn E. Stevenson
Lynn E. Stevenson
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney; if you wish IDWR to correspond with him or her for all matters related to your claims.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

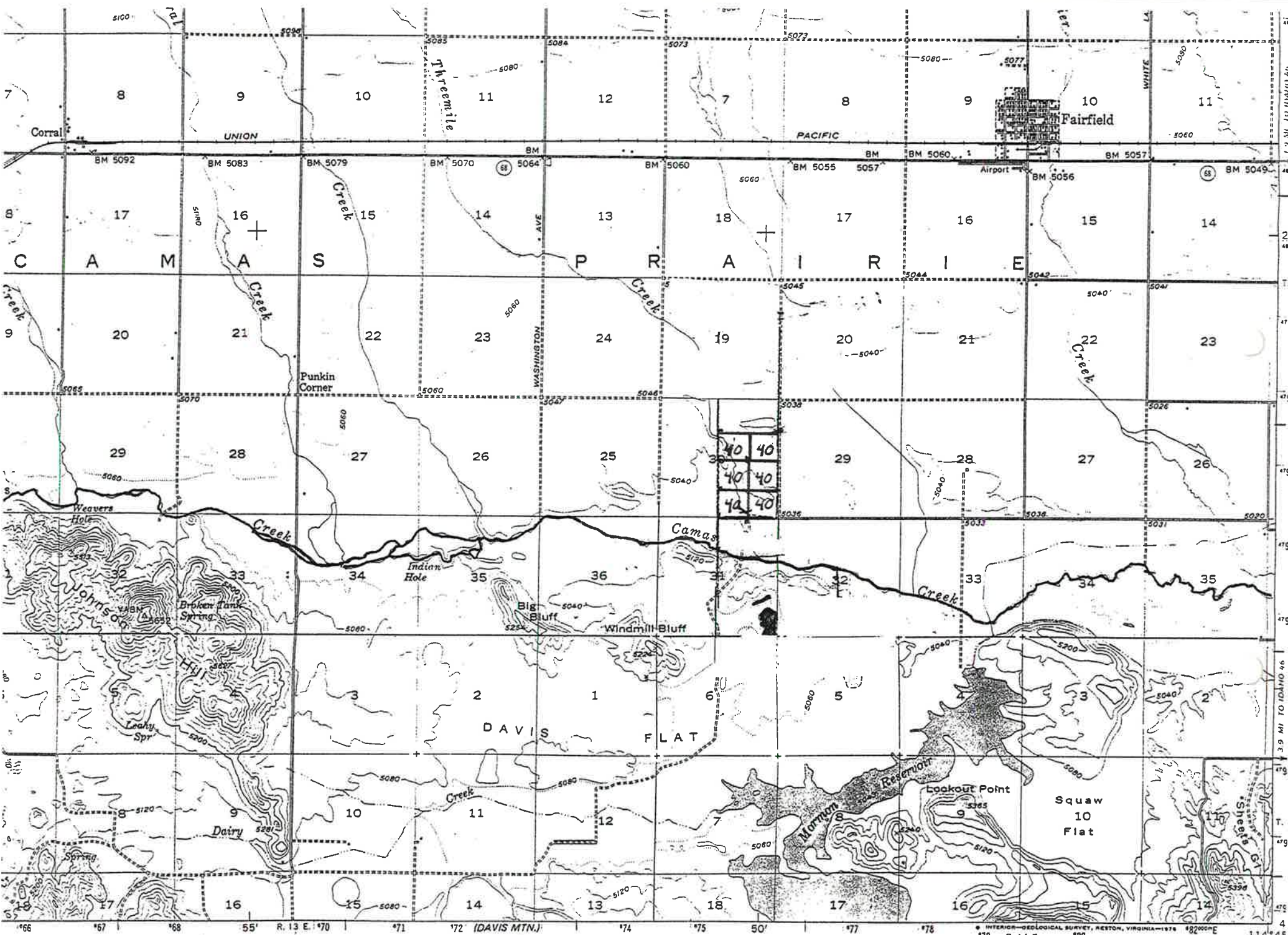
7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161



73988 Rec'd at the Request of
First American Title
at 4:10 P.M.
July 21st 2000
In Book 32 Page 149
of Deeds
HOLLIE BERNETT
CAMAS COUNTY RECORDER

WARRANTY DEED

This indenture made effective the 20th day of July, 2000, between EDWARD T. 15⁰⁰

HERLIHY, as his sole and separate property ("Grantor") and LYNN E. STEVENSON, an unmarried man ("Grantee"), whose mailing address is P.O. Box 100, Fairfield, Idaho 83327.

WITNESSETH:

For valuable consideration Grantor does hereby grant and convey to Grantee the following described real property situate in the County of Camas, State of Idaho, to wit:

"Described on attached EXHIBIT A"

TOGETHER WITH the tenements, hereditaments, appurtenances and water and water rights thereunto belonging or in anywise appertaining (collectively the "Premises");

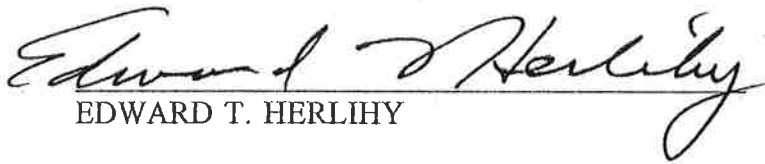
SUBJECT TO all easements, rights of way, liens, encumbrances, defects, restrictions and reservations of record or appearing from an accurate survey and inspection of the Premises, and all reservations and restrictions contained in applicable federal patents or state deeds or in laws providing for such patents or deeds.

TO HAVE AND TO HOLD the said Premises unto Grantee and his heirs, devisees, personal representatives, successors and assigns forever.

Grantor covenants with Grantee his heirs, devisees, personal representatives and assigns, that Grantee shall enjoy the quiet and peaceful possession of said Premises; that Grantor is lawfully seized of said Premises in fee simple; and Grantor warrants that the title to said

Premises is merchantable and is free from all liens and encumbrances, excepting those to which this conveyance is expressly made subject and those made, suffered or done by Grantee, and that Grantor will warrant and defend the same from all other lawful claims whatsoever.

IN WITNESS WHEREOF, this Warranty Deed has been duly executed by Grantor
as of the day and year herein first above written.


EDWARD T. HERLIHY

STATE OF IDAHO)
) ss.
County of Ada)

On this 20th day of July, 2000, before me, Janet L Bloch
a Notary Public in and for said state, personally appeared EDWARD T. HERLIHY, known or
identified to me to be the person whose name is subscribed to the within instrument, and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year in this certificate first above written.




Notary Public for Idaho
Residing at Boise, Idaho
My commission expires 3-17-2005

EXHIBIT "A"

PARCEL I:

Township 1 South, Range 14 East Section 30, S 1/2 NE 1/4, SE 1/4. Excepting thereto the parcel described as follows:

A Parcel of Land located within the East Half of Section 30, Township 1 South, Range 14 East, Boise Meridian, Camas County, Idaho, more particularly described as follows:

Commencing at a 5/8" Rebar which marks the Southeast Corner of said Section 30; thence

North 90°00'00" West 1682.45 feet along the South Boundary of said Section 30 to the TRUE POINT OF BEGINNING; thence

North 00°00'00" East 373.03 feet; thence

South 88°54'27" East 401.52 feet; thence

South 00°07'56" West 139.67 feet; thence

South 82°40'22" East 143.08 feet; thence

South 00°00'00" East 207.46 feet to a point on the South Boundary of said Section 30; thence

North 90°00'00" West 543.04 feet along said South Boundary to the TRUE POINT OF BEGINNING.

AND

SUBJECT TO AN IRRIGATION EASEMENT further described as follows:

A continuous strip of land 15 feet in width located within the East Half of Section 30, Township 1 South, Range 14 East, Boise Meridian, Camas County, Idaho. Said Strip of Land lying 7.5 feet left and 7.5 feet right of the following described centerline:

COMMENCING at a 5/8" Rebar which marks the Southeast Corner of said Section 30; thence

North 90°00'00" West 37.5 feet along the South Boundary of said Section 30, to the TRUE POINT OF BEGINNING; thence

North 00°00'00" East 85.00 feet to the point of terminus of said Centerline of Easement.

Said Easement is for the purpose of constructing and maintaining irrigation equipment.



877 Main Street, Suite 1000
P.O. Box 1617
Boise, Idaho 83701-1617
(208) 344-6000 • Fax (208) 342-3829
www.hteh.com

RICHARD F. GOODSON
(208)388-4812

EMail: RFG@HTEH.COM

August 2, 2000

RECEIVED
AUG - 3 2000
Department of Water Resources
Southern Region

IDWR Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

Re: *Notice of Change of Water Right Ownership*
Water Right A37-07295A
Lynn E. Stevenson
(Stevenson/Lyons Family Trust Loan Modification)

Gentleman:

In connection with the above referenced matter, I am enclosing an original and one copy of the Notice of Change of Water Right Ownership concerning Water Right #A37-07295A. Please file the enclosed original Notice of Change of Water Right Ownership, stamp the copy of the enclosed Notice indicating your receipt of the Notice and return the stamped copy to our office in the enclosed self-addressed stamped envelope.

If you have any questions, please contact the undersigned.

Very truly yours,

HAWLEY TROXELL ENNIS & HAWLEY LLP

Richard F. Goodson

RFG/cak
Enclosures

cc: Lynn Stevenson (w/enc.)
Tom Chalberg
James Lyons

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: A37-07295A

Date Received: 2/ 2/1999

Receipt No: ~~8021762~~ X77777

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: EDWARD T HERLIHY 760-728-6345
Address: 4417 BRODEA LN
FALLBROOK CA 92028

2. Date of Priority: NOV 7, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	14E	30		SE	SE		CAMAS

5. Description of diverting works:
1 WELL, #2000 GPM, 165' DEPTH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.730		720.00

7. Total Quantity Appropriated is:
2.730 C.F.S. (and/or) 720.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	14E	30	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	14E	30	SW	SE		IRR	40.0
			SE	SE		IRR	40.0
Section Acres							240.0
Total Acres							240.0

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:

14. Remarks:

REINSTATED 12-6-1978.

3/26/99, DJ: CLAIM AMENDED TO REFLECT OWNERSHIP OF S30 LANDS ONLY WITH A PROPORTIONAL FLOW RATE AND VOLUME. ORIGINALLY CLAIMED AS BASE RIGHT, NOW IT IS SPLIT INTO PART A AND PART B (NOT AS YET CLAIMED).

15. Basis of Claim: LICENSE

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): Edward J Herlihy Date: 3/26/99

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of March 19 99

T Douglas Jones
Notary Public

Seal

Residing at Buhl, ID
My Commission Expires 8/8/2001

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: **A37-07295**

Date Received: 2/ 2/1999

Receipt No: S021762

Received By: 

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

1. Name: EDWARD T HERLIHY 760-728-6345
Address: 4417 BRODEA LN
FALLBROOK CA 92028

2. Date of Priority: NOV 7, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	14E	30		SE	SE		CAMAS

5. Description of diverting works:
1 WELL, #2000 GPM, 165' DEPTH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	06/01	09/30	3.780		960.00

7. Total Quantity Appropriated is:
3.780 C.F.S. (and/or) 960.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	14E	30	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	14E	30	SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 240.0

31	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SW	NE	IRR	4.0
	SE	NE	IRR	8.0

Section Acres 92.0

Total Acres	332.0
-------------	-------

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:

14. Remarks:

REINSTATED 12-6-1978.

15. Basis of Claim: LICENSE

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: _____

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 _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JAN 25 1999

Department of Water Resources
Southern Region

Please type or print clearly

1. Name of Claimant (s) EDWARD T. HERLIHY Phone (760) 728-6345
Mailing Address 4417 BRODEA LANE, FALLBROOK, CA 92028
2. Date of Priority (Only one (1) per claim) NOV. 7 1973 CA FALLBROOK, CA
3. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township T01S Range 14E Section 30, SE SE
01S 14E 31
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of CAMAS
- 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.
1 - WELL #2000 GPM 165' DEPTH

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 1 JUNE to 30 SEP amount 3.780 or 960

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.780 (cfs) and/or (b) 960 (acre feet)

8. Total consumptive use claimed is 996 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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	
01S	14E	30			40	40									40	40	40	40	240
01S	14E	31	40	40	04	08													92

Total number of acres irrigated 332. -

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
_____ or None (☒)

14. Remarks:

Last Name HERLIHY Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit ☒

Decree _____

If applicable provide IDWR Water Right Number WR 0749NP

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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

Signature of Claimant (s) Edward J Herlihy Date 1-19-1999

Date _____

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

of _____, Title _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of CALIFORNIA)
~~Idaho~~)
County of San Diego) SS.

Subscribed and sworn (or affirmed) before me this 19th day of January 19 99

Notary Public Brian J Church

Residing at 1119 S. Mission Rd

FALLBROOK CA.

My Commission Expires 9-6-2002

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 HERLIHY Ident. Number _____

Copies White-State, Yellow-Claimant

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: S021762

Date: 2/ 2/1999
Time: 11:34:18

Received
From: HERLIHY, EDWARD T

Type of Payment	Program A cct	Amount
DJUDICATION FEE	41503 337 1155	592.00

CHECK 5894

Total \$ 592.00

Water Right Numbers
A37-07294 A37-07295 -

Region: SOUTHERN

Signature: Janie Robertson

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED

JAN 25 1999

Department of Water Resources
Southern Region

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

EDWARD T. HERLIHY 760 728-6345
Name of Claimant Phone Number
4417 BRODEA LN FAIRBROOK CA 92028
Mailing Address City State Zip
CAMAS
County(s) where place of use is located Date claim originally due
WR 0749 NP #37-07295, & 0749 NP #37-07294
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

- PURCHASED PROPERTY IN AUG 98 & WAS
NOT TOLD BY SELLER THAT ADJUDICATION
CLAIM WAS REQUIRED.

Thank you.

Claimant requests an extension to AS NEEDED 2-15, 19 99
Signature Date of request
OWNER
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

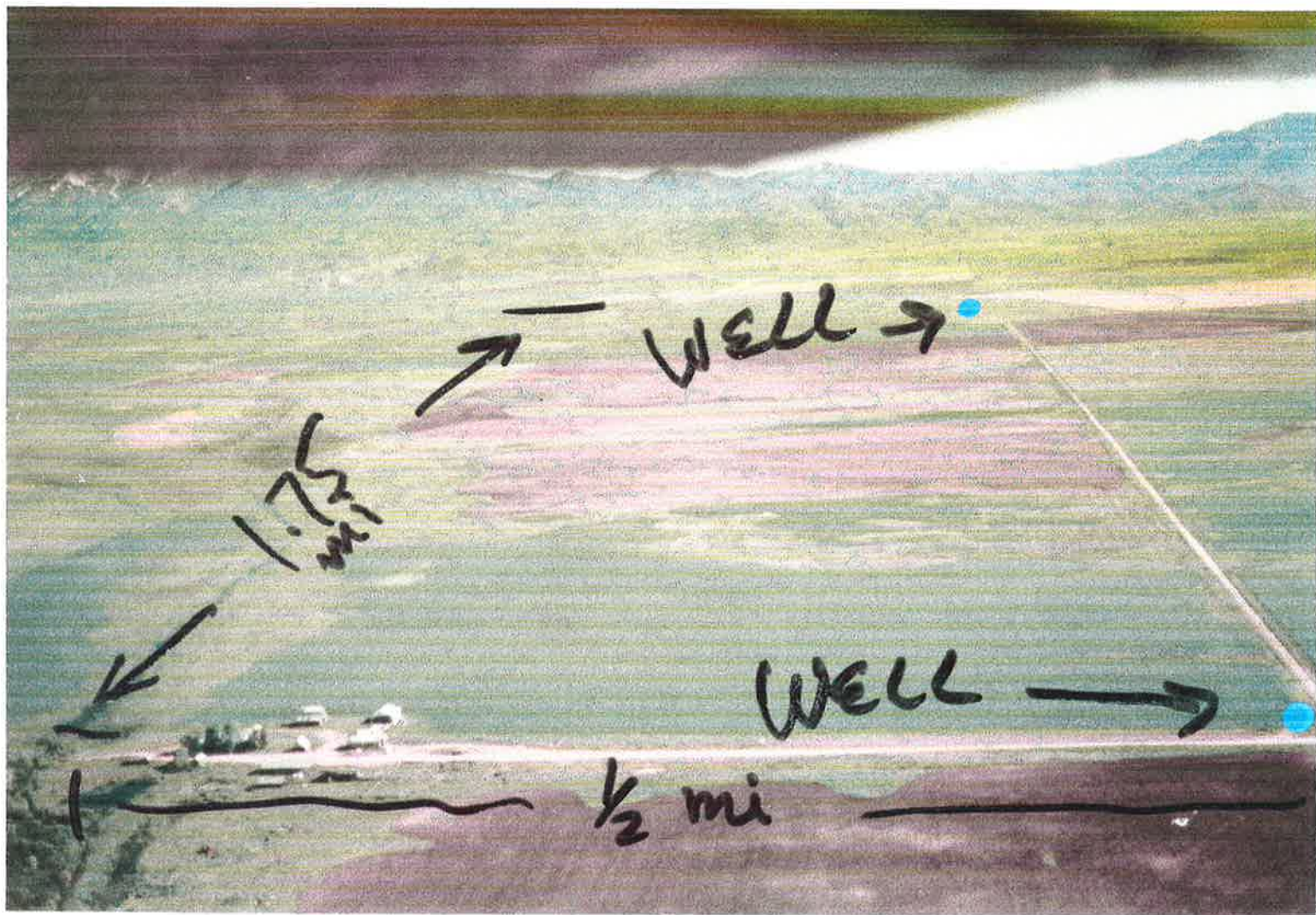
The above request for extension of time is hereby ☒ granted ☐ denied for the following reasons:

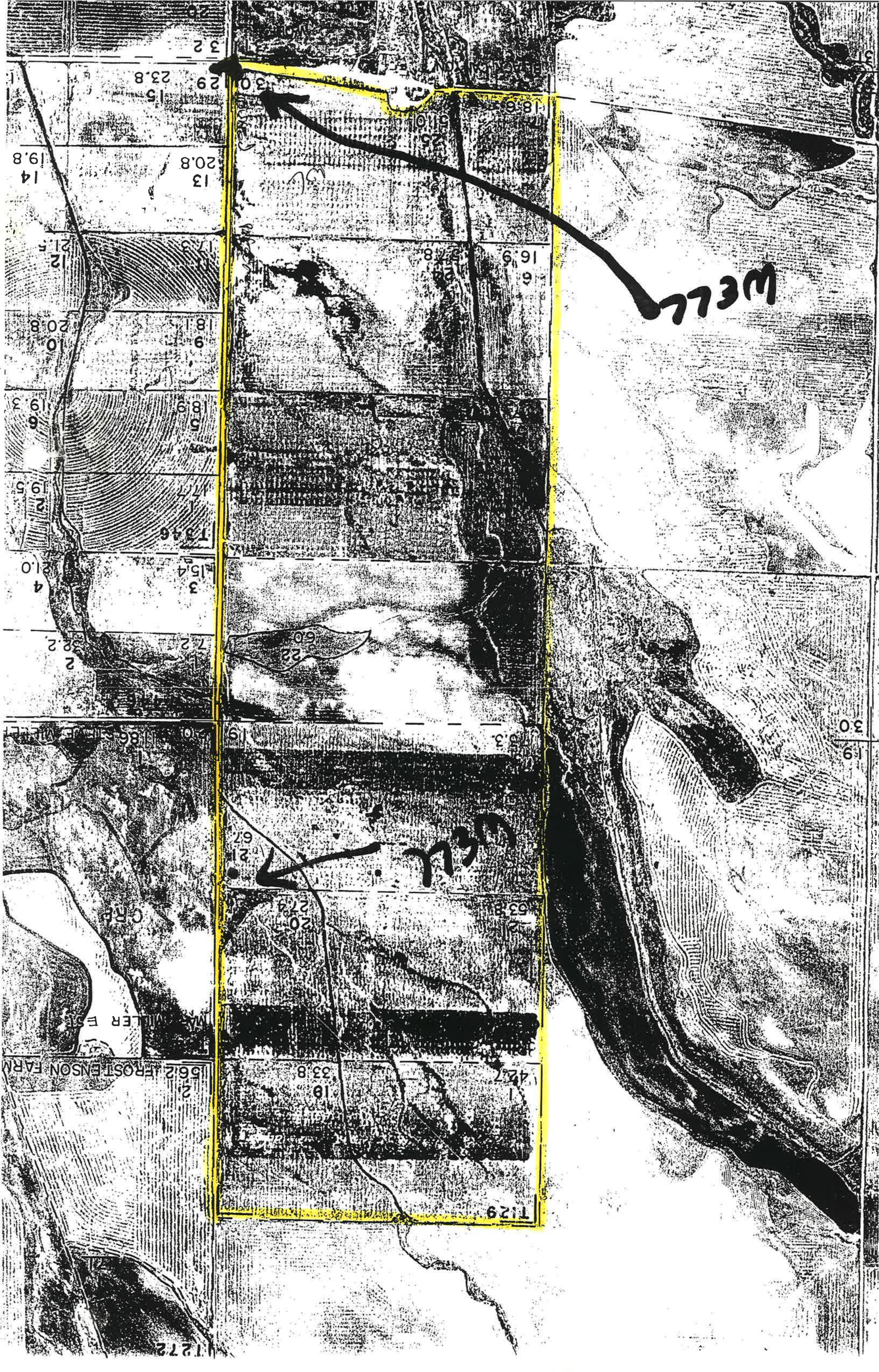
Basin has not proceeded to 2nd Round notice
and new owner came forward voluntarily

and if granted the filing deadline is extended to 2/30/99, 19

Signed this 2nd day of February, 19 99

Douglas Jones
Director or his designated agent





Well

Well

FROSTENSON FARM

MILLER EST

CRP

186

210

195

193

208

215

198

238

32

1129

1427

538

53

19

169

186

25

31

338

274

19

154

189

173

29

32

30

19

16

18

25

31

11272

SRBA

SUBCASE SUMMARY REPORT 37-07295A

[Return to SRBA Home Page](#)

SRBA

SUBCASE SUMMARY REPORT

HTML12

06-25-2008

SUBCASE: 37-07295A FILE#: 01083
CLAIMANT: SV RANCH LLC
C/O GREGORY VIK
PO BOX 1607

BELLEVUE WA 98009
STATUS: PD ISSUED SPECIAL MASTER: MELANSON, JOHN M
WATER SOURCE: GROUND WATER

****** PARTIES INVOLVED ******

SV RANCH LLC

C PRO SE

****** ROA ENTRIES ******

09-11-2007	OVERLAPS W/ CONTESTED RIGHTS 37-7028, 37-7029 37-7030, 37-7031C	
09-11-2007	OVERLAPS WITH UNCONTESTED RIGHTS 37-2801B, 37-7295A, 37-7295B, 37-19828	
03-31-2008	REPORT & RECOMMENDATION OF MASTER	CB 04-28-2008
03-31-2008	NOTICE OF ISSUANCE - MASTERS R&R	
03-31-2008	CERTIFICATE OF MAILING - MASTER R&R	
03-31-2008	MASTER WAS: 701 BILYEU, BRIGETTE	
04-07-2008	AMENDED REPORT & RECOMMENDATION OF MASTER	CB 05-28-2008
04-07-2008	NOTICE OF ISSUANCE - MASTERS R&R	
04-07-2008	CERTIFICATE OF MAILING - MASTER R&R	
04-07-2008	MASTER WAS: 701 BILYEU, BRIGETTE	
06-24-2008	ORDER OF PARTIAL DECREES	
06-24-2008	PARTIAL DECREE FILED	06-24-2008
06-24-2008	CERTIFICATE OF MAILING	

[Return to SRBA Home Page](#)

10/17/2006

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

RIGHT NUMBER: 37-7295A
NAME AND ADDRESS: SV RANCH LLC
PO BOX 1607
BELLEVUE WA 98009

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.730 CFS
720.000 AFY

PRIORITY DATE: 11/07/1973

POINT OF DIVERSION:

T01S R14E S30 SESESE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

2.730 CFS
720.00 AFY

PLACE OF USE: IRRIGATION Within CAMAS County

T01S R14E S30	SWNE	40.00	T01S R14E S30	SENE	38.00
T01S R14E S30	NESE	39.00	T01S R14E S30	NWSE	40.00
T01S R14E S30	SWSE	37.00	T01S R14E S30	SESE	34.00

228 ACRES TOTAL

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



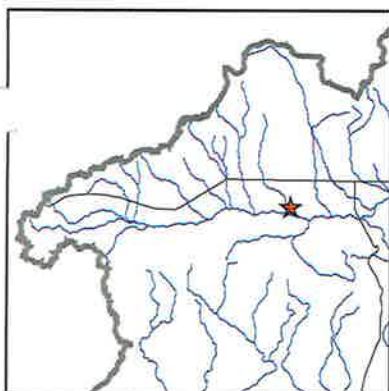
Idaho Department of Water Resources

SRBA Recommendation:

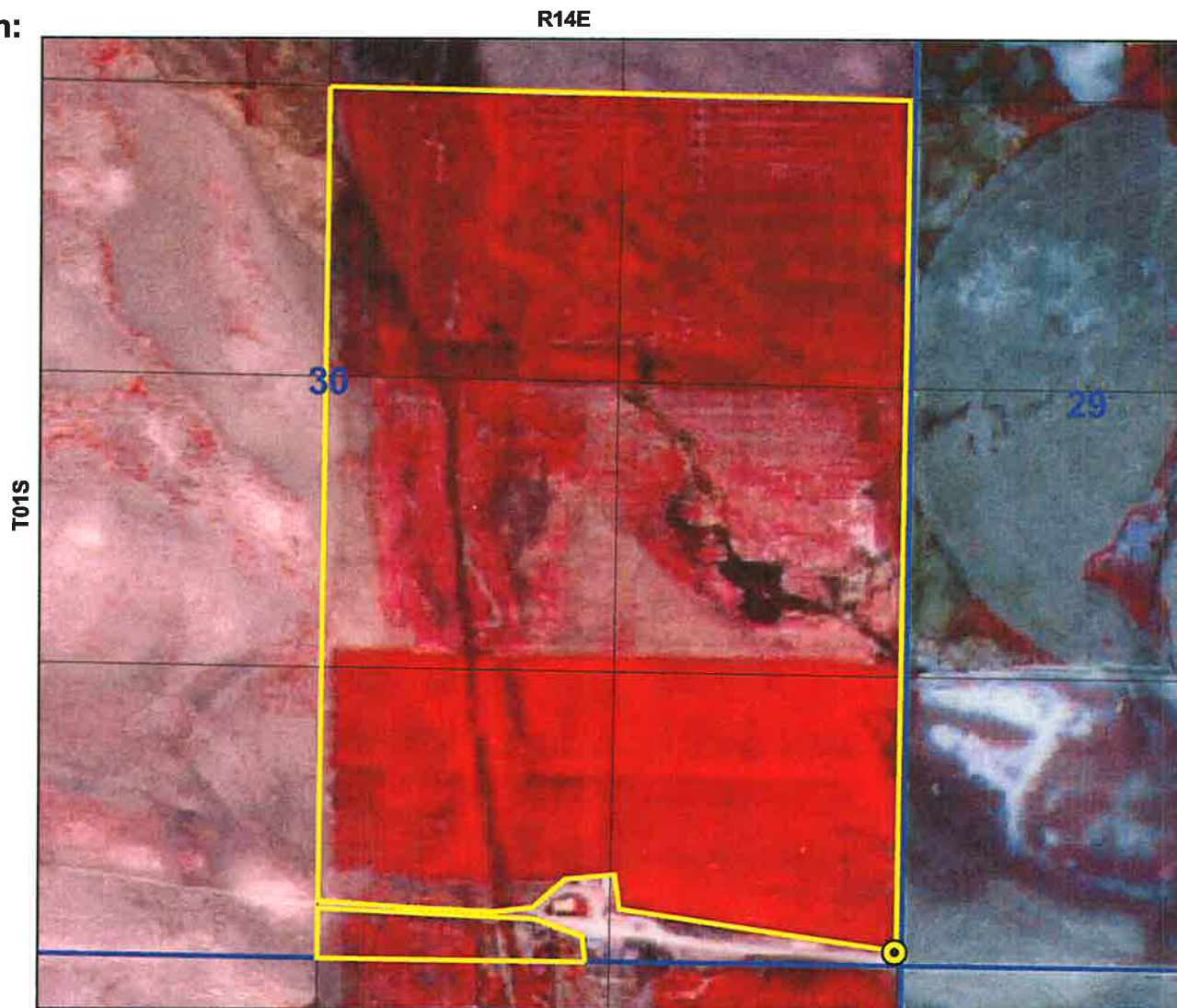
37-7295A

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 Wednesday, October 18, 2006
1987/88 Aerial Photography

Adjudication Claim Notes

Claim(s): 37-7295A

Background Data

- Source is Groundwater
- Water right file indicates 37-7295 originally licensed for 3.78 cfs on 320 acres
 - 37-7295A claimed for 2.73 cfs on 240 acres
 - 37-7295B claimed for 1.05 cfs on 92 acres

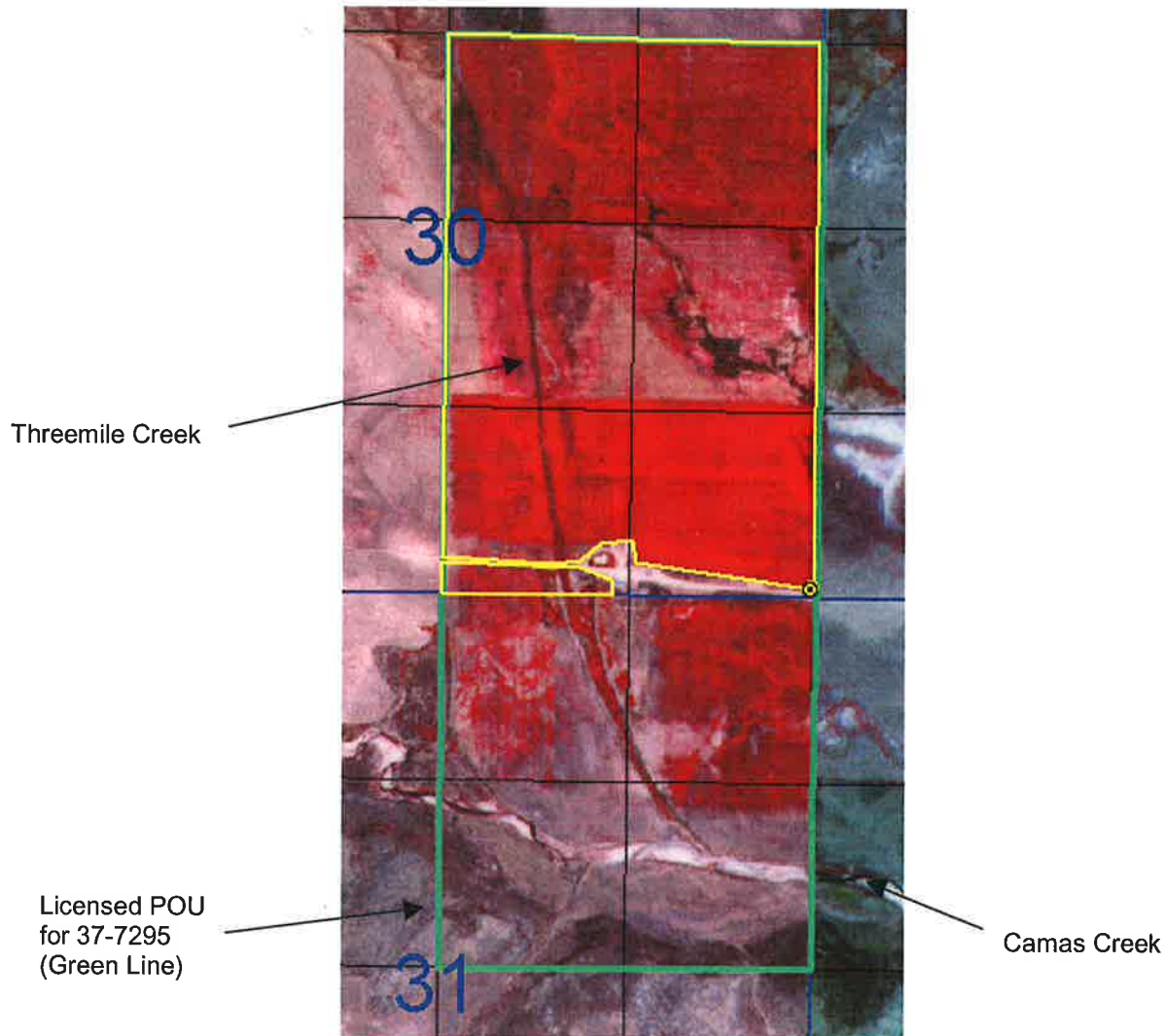
Place Of Use Data

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

T1S R14E Section 30

- Found 228 acres for Irrigation
- POD digitized from license documents and USGS map
- Recommendations:
 - 37-7295A – 2.73 cfs for Irrigation of 228 acres
 - 37-7295B – 1.05 cfs for Irrigation of 92 acres
- Data used for review: 1987, 1992, & 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7295 Priority November 7, 1973 Amount 3.78 cfs

THIS IS TO CERTIFY, that LYNN E. STEVENSON

of Bliss, Idaho, has complied with the terms and conditions of Permit No. 37-7295 issued pursuant to Application for Permit dated October 10, 1973, and has submitted proof to the Department of Water Resources on November 29, 1978, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 3.78 cfs of water from a groundwater source, tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from April 1 to November 1</u>	<u>at 3.78 cfs and</u>	<u>960 acre feet</u>
	<u>from _____</u>	<u>at _____ cfs and</u>	
	<u>from _____</u>	<u>at _____ cfs and</u>	

(both dates inclusive)
Subject, however, to the condition that no more than 3.78 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 960 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Twp. 1S, Rge. 14E, B.M. in the County of Camas

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	
1S	14E	30													232
		31													88

Total number of acres irrigated 320

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of February, 19 80.

Director

MICROFILMED

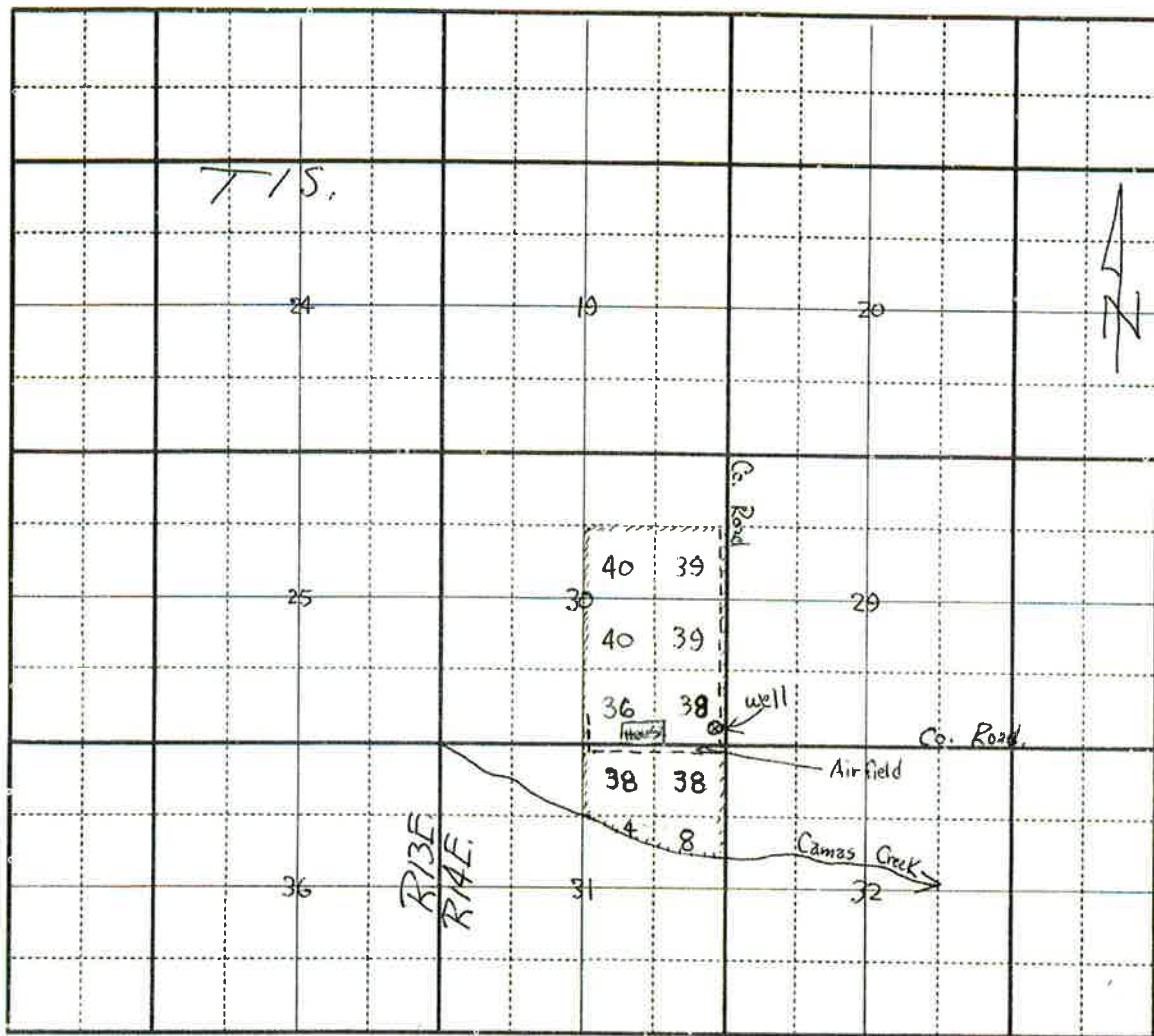


Diagram of System

Claimants Names:
SV Ranch, LLC

RECEIVED
JUN 13 2002
Department of Water Resources
Southern Region

Attorney Name & Address:
James P. Speck
Speck & Aanestad
A Professional Corporation
120 East Avenue
P. O. Box 987
Ketchum, Idaho 93340
(208) 726-4421
FAX: (208) 726-0752

**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 APPEARANCE

DESCRIPTIVE SUMMARY

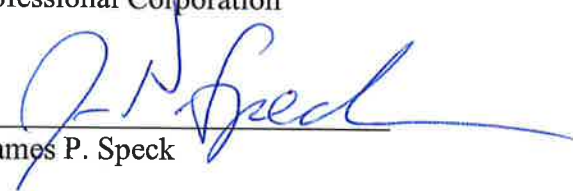
This is a notice of appearance by counsel on behalf of the new claimant and purchaser of the water right claims identified below.

NOTICE OF APPEARANCE

The law firm of Speck & Aanestad, A Professional Corporation, hereby enters its appearance in the action on behalf of Claimant, SV Ranch, LLC, for the following water right claim which is not the subject of any subcase: 37-7295A and 37-7295B.

DATED this 11th day of June, 2002.

SPECK & AANESTAD
A Professional Corporation

By 
James P. Speck

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of June, 2002, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

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

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid

The United States Department of Justice
Environmental and Natural Resources
Division
550 West Fort Street
Box 33
Boise, ID 83724

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid

Idaho Department of Water Resources
Document Depository
P.O. Box 83720
Boise, ID 83720-0098

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid


JAMES P. SPECK

SPECK & AANESTAD

A PROFESSIONAL CORPORATION

ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jimspeck@cox-internet.com
DOUGLAS J. AANESTAD
aanestad@cox-internet.com

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

June 11, 2002

RECEIVED

JUN 13 2002

**Department of Water Resources
Southern Region**

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

**Re: Stevenson - SV Ranch, LLC - Water Right Nos. 37-7295A,
37-7295B
Our File No.: 020053**

Dear Allen:

Enclosed you will find the original and one copy of the Notice of Change in Water Right Ownership and the Notice of Appearance for the above-referenced water right. Please have your secretary receipt date stamp the copy of the notice and return it to me in the postage prepaid self-addressed envelope I have included for that purpose.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____

James P. Speck

JPS:jal

cc: Chuck Hill (w/encls.)
Bill Norris (w/encls.)
Lynn Stevenson (w/encls.)

Water Right Number - A37-07295A

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

HERLIHY

EDWARD T

1 - 4417 BRODEA LN

2 -

3 -

City- FALLBROOK

State- CA Zip- 92028

Phone - 760-728-6345

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
11/07/1973 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name

01S 14E 30 SE SE (25) CAMAS

+ - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 11/01 2.730 720.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.730 720.00 0.0+ - - - - - - - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

01S 14E 30 SW NE 40.0 01 IRRIGATION (25) CAMAS

01S 14E 30 SE NE 40.0 01 IRRIGATION (25) CAMAS

01S 14E 30 NE SE 40.0 01 IRRIGATION (25) CAMAS

01S 14E 30 NW SE 40.0 01 IRRIGATION (25) CAMAS

01S 14E 30 SW SE 40.0 01 IRRIGATION (25) CAMAS

01S 14E 30 SE SE 40.0 01 IRRIGATION (25) CAMAS

Total Acres: 240.0

+ - - Diversion Means - 1 WELL, #2000 GPM, 165' DEPTH

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use -

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

GEN REINSTATED 12-6-1978.

3/26/99, DJ: CLAIM AMENDED TO REFLECT OWNERSHIP OF S30 LANDS ONLY
WITH A PROPORTIONAL FLOW RATE AND VOLUME. ORIGINALLY CLAIMED AS
BASE RIGHT, NOW IT IS SPLIT INTO PART A AND PART B (NOT AS YET)

Water right number - A37-07295A

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Remarks - - - - -
CLAIMED).

+ - - - - Old Water Right Numbers - - - - -
3707295

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

+ - - - - Decree Plaintiff - - - - + + - - - - Decree Defendant - - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 03/26/99 DJONES

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

+ - - - - 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 | - 02/02/1999 | Last Amended Date | - 03/26/1999 | Temporary Right | - P |
| Proof Due Date | - 00/00/0000 | Proof Made Date | - 00/00/0000 | Water District | - |
| Licensed Date | - 00/00/0000 | Receipt Number | - X777777 | Federal/State Indicator | - S |
| | | POU Ownership Flag | - Y | Presumption Flag | - |
| | | Name Connector | - | Notice of Error Flag | - |

COMMUNICATION DOCUMENTATION

IDWR Employee/Agent Georgia Satterlee

DATE

March 12, 1999 8:10am

CUSTOMER

K. Varin

SUBJECT: A37-07294, -07295

phone call (x) walk-in (.)

He wanted the profile reports of the above licenses,
faxed them to him @: 736-2938



January 16, 1999

Jeanie Robertson
Idaho Dept. of Water Resources
Fax 208 736-3037

~~RECEIVED~~
~~JAN 15 1999~~
~~Department of Water Resources~~
~~Southern Region~~

RECEIVED
JAN 18 1999
Department of Water Resources
Southern Region

Dear Jeanie:

It was nice talking with you the other day.

I apologize for the oversight in not filing out these forms in a timely way. No one on the seller's side of the deal had mentioned additional paperwork.

At any rate, here they are in FAX form. Perhaps you could look them over and see if I have omitted anything. I'll call you Monday to check. Speaking of which, I put a check in the mail today for \$100.00 plus one dollar per acre, for a total of \$592.00. I will send the hard copy forms after speaking with you.

Thanks for your help in this matter.

Sincerely,
HERLIHY FARMS

Edward T. Herlihy

4417 BRODEA LANE • FALLBROOK, CALIFORNIA 92028
OFFICE (760) 728-6345 • PAGER (760) 414-6967 • FAX (760) 728-7940



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

FEBRUARY 2, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TED HERLIHY
4417 BRODEA LANE
FALLBROOK CA 92028

RE: ADJUDICATION CLAIM NOS. A37-07294 and A37-07295

Dear Mr. Herlihy,

Please find enclosed your receipt and copies of computer generated claims for the rights mentioned above based on the information from your original claims.

Please review the computer generated claims for accuracy. One thing I noticed was that you claimed a priority date of November 10, 1973 for A37-07294, while the License upon which it was based had a priority date of October 10, 1973. This is only a month, but, then again... (If you should wish to amend the priority date, please make any changes on a copy of the claim, initial and return to me.)

If you have any questions or I can be of further assistance, please feel free to give me a call at the office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie', written over the typed name 'Jeanie Robertson'.

Jeanie Robertson
Sr. Water Right Agent, Adjudication

/jr

Enclosures:

WR5809NP

IDAHO DEPARTMENT OF WATER RESOURCES

DATE: 02/02/99

No. 37-07295

WATER RIGHT PROFILE REPORT

PAGE: 2

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|-------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | LYNN E. STEVENSON | 11/07/1973 | IRRIGATION | 04/01 11/01 | 3.780 CFS | 960.00 AFA |
| TOTAL DIVERSION: | | | | | 3.780 CFS | 960.00 AFA |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01S R14E S30

SESE

CAMAS County

Place of use Legal Description for: IRRIGATION

| NE | | | | NW | | | | SW | | | | SE | | | | | | | | | | | | | | |
|-------------|-----|----|---|------|------|------|------|----|------|------|------|------|----|------|------|------|------|----|------|------|------|------|-------|------|-------|--|
| T | R | S | | NENE | NWNE | SWNE | SENE | : | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : | SUM | | |
| | | | | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | |
| 01S | 14E | 30 | : | | | | 40 | 40 | : | | | | | : | | | | | : | 40 | 40 | 40 | 40 | : | 240.0 | |
| 01S | 14E | 31 | : | 40 | 40 | 04 | 08 | : | | | | | : | | | | | : | | | | | : | 92.0 | | |
| TOTAL ACRES | | | | | | | | | | | | | | | | | | | | | | | 332.0 | | | |

Pou County: CAMAS

Other Water Rights Listing Overlapping Place(s) of use:

37-02801B 37-04001

Remarks: GEN REINSTATED 12-6-1978.

| | | | |
|--------|----------------------------|--------------------|------------|
| Dates: | App. Received: | Priority Date: | 11/07/1973 |
| | Proof Due Date: 11/01/1978 | Proof Made Date: | |
| | Exam Made Date: | Exam Sent to S.O.: | |
| | Licensed Date: 06/08/1982 | | |

| | | |
|-------|------------------------|-----------------|
| Misc: | Water District Number: | Field Exam Fee: |
|-------|------------------------|-----------------|

| | | | |
|--------|----------|----------|---------|
| Audit: | 08/05/85 | 05/28/88 | CONVERT |
|--------|----------|----------|---------|

Identification No.

Application No. 37-7235

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Lynn E. Stevenson
post office address Box 54, Fairfield, Idaho 83327
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NM 1/4 of NE 1/4 of Section 30 Township 15
Range 14E S.M. Camas County additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ of a point in _____
of _____ 1/4 of Section _____ Township _____ Range _____ S.M. _____
4. Water will be used for the following purposes:
Amount 5 cfs for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
a. _____ cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep well pump and motor
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam _____
Period of year during which storage will occur _____ to _____ inclusive
7. a. Proposed well diameter is 80 inches; proposed depth of well is 300 feet.
b. Time required for the completion of the works and application of the water to the proposed beneficial use is 6 years.
c. Estimated construction cost is \$12,000
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range _____ S.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered: _____
(4) Name of municipality to be served: _____, or number of families to be supplied with domestic water: _____
(5) If water is to be used for other purposes describe: _____

37 7235

| ROW | COLUMN | ROW | ITEM | | | | ITEM | | | | ITEM | | | | ITEM | | | |
|-----|--------|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--|
| | | | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | ITEM | |
| 15 | 10E | 30 | | | 40 | 40 | | | | | | | | | | | | |
| | | 31 | 40 | 40 | | | | | | | | | | 40 | 40 | 40 | 40 | |

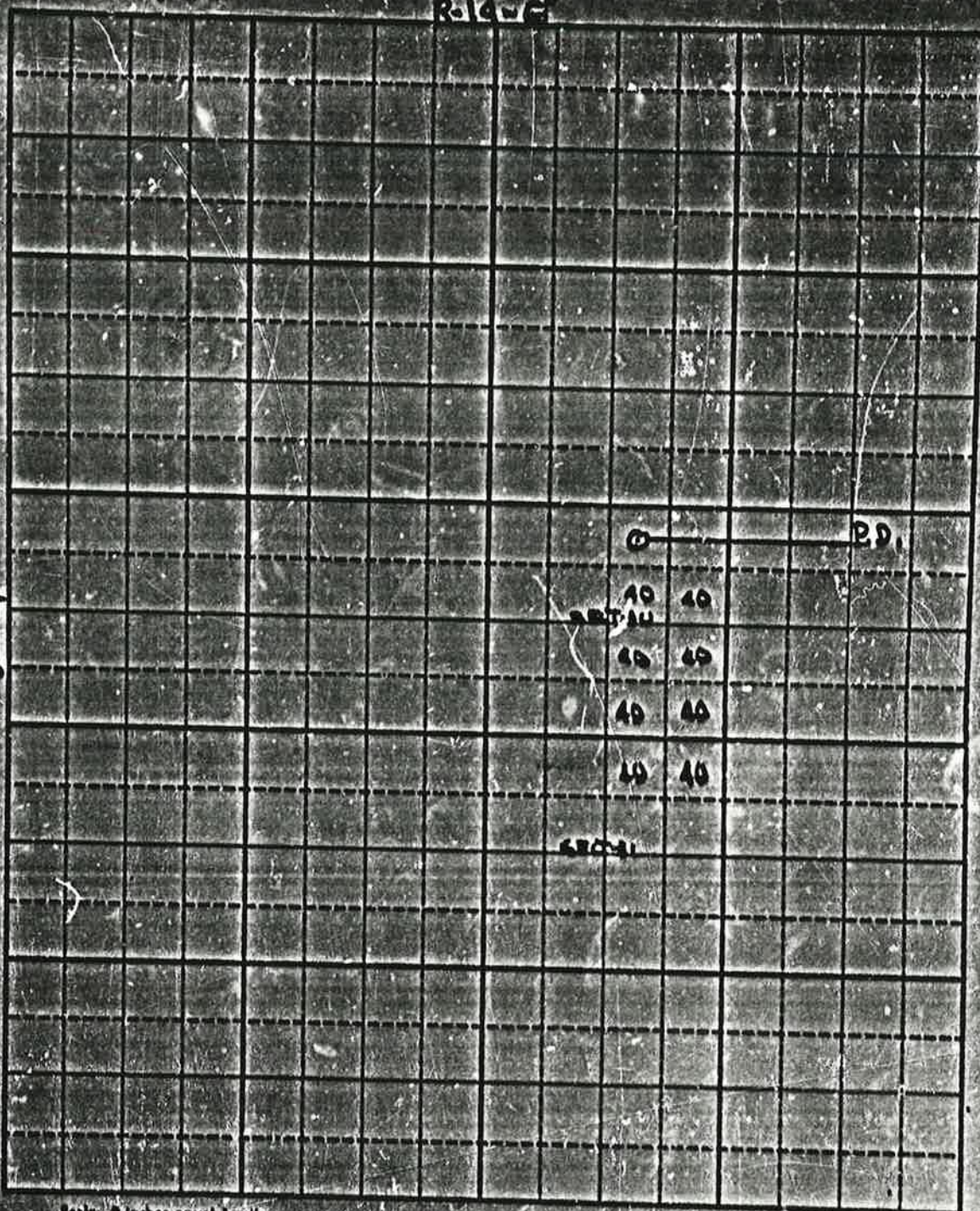
g. Describe any other water rights used for the same purposes as described above _____

2. a. Who owns the property at the point of diversion. Applicant
 b. Who owns the land to be irrigated or place of use. Applicant
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

10. Remarks

~~УБЫКОДЕ~~

R-14-G



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lynn E. Stevenson
(A-111111)

37 7295

Ident. No. 37-7295

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR AMENDMENT OF A PERMIT
To change the point of diversion

To change the point of diversion and/or the place of use.

NOV 29 1978

Comes now Lynn E. Stevenson

Department of Water Resources
Southern District Office

of (address) Star Route Box 3, Bliss, Idaho

, and represents to the

Director of the Idaho Department of Water Resources:

No. 37-7295 and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30, Township 1S, Range 14E, B.M.,
County of Camas, Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) No Change

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(left or more feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(lot or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or more feet per annum)

3. Place of use or land to be irrigated: No Change

[illegible]

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the place of use? "
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Twin Falls, Idaho this 29 day of November, 19 78.

Lynn E. Stevenson
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by JK Fee - \$20.00

Received by mmf Date 11/21/78 #12628

Publication prepared by mmf Date 11/16/78

Published in Mountain Home News

Publication dates 12/14/78 & 12/21/78

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. Glen Saxton, Chief, Operations Bureau

of the Department of Water Resources hereby

APPROVE this Application for Amendment submitted on Permit No. 37-7195.

Witness my hand this 10 day of January

19 79
L. Glen Saxton
Chief, Operations Bureau

NOTICE OF AMENDMENT
TO WATER PERMIT

Notice is hereby given that Lynn E. Stevenson, Bliss, Idaho, has an approved Permit No. 37-7295 issued by the Department of Water Resources authorizing the diversion of 6 cubic feet of water per second from groundwater in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Twp. 1S, Rge. 14E, B.M., Camas County to be used for irrigation purposes of 320 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 30; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, Twp. 1S, Rge. 14E, B.M.

On November 29, 1978, the Department received an Application for Amendment from the permit holder proposing to amend the point of diversion to SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Twp. 1S, Rge. 14E, B.M., Camas County.

Any protest against approval of the amending of Permit No. 37-7295 as set forth above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before January 2, 1979.

C. STEPHEN ALLRED
Director

Published in the Mountain Home News, Mountain Home, Idaho on December 14, 1978 and December 21, 1978.

RECEIVED

1957

Phone _____
Department _____
Southern District _____

Phone Southern District 6

(name spring, stream,

Tributary to

Examination for

(nature of use

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

Other uses:

6/2

- AF/Annum

Coun

Coun

1997

Coup

Other Points of Diversion:

Description of diverting works: 22" x 80' 150 hp pump, wheel line & sandlines

☒ no ☐

59.

TOTAL

TOTAL ACREAGE 520



Diagram of System

DATE OF EXAM 7/19/79

ACREAGE
Found 320
Recommended 320

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 3.78 c.f.s. V = 960.0 AF/Ann. from 4-1 to 11-1
Domestic Q = c.f.s. V = AF/Ann. from to
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no X

Name source:
twp. N/S, Rge EW, B.M., Sec Sub. 1/4 1/4 County

Exchange? yes no X

Name source exchanged with:
twp. N/S, Rge EW, B.M., Sec Sub. 1/4 1/4 County

Point of injection:
twp. N/S, Rge EW, B.M., Sec Sub. 1/4 1/4 County

Point of exchange:
twp. N/S, Rge EW, B.M., Sec Sub. 1/4 1/4 County

Total Q measured 3.78 cfs Method of measurement in-line meter

Total Q recommended 3.78 cfs Meter No. 75-10-110 Type McGraw-Hill Condition Fair

Total V recommended 960 A.F./Ann.

Recommended Amendments:

P.D.
Place of Use Add small acreage in SW 1/4 of Sec 31 T.15, R.14 E
Other
None

MEASUREMENT CALCULATION:

$Q_{meas} = (0.015 \text{ A.F./173 sec.}) \times 3.78 \text{ cfs} = Q_{rec.}$
 $V_{rec.} = (320 \times 3.0) = 960 \text{ A.F./Ann.}$

SYSTEM DESCRIPTION:

150 H.P. Westinghouse, serial 7303 with Peerless Pump, no pipe delivers to
an alum. main line system. Three 1/2 mile wheel lines and three 1/4 mile
2nd line and one 1/4 mile wheel line deliver water from the main
to the above described lands.

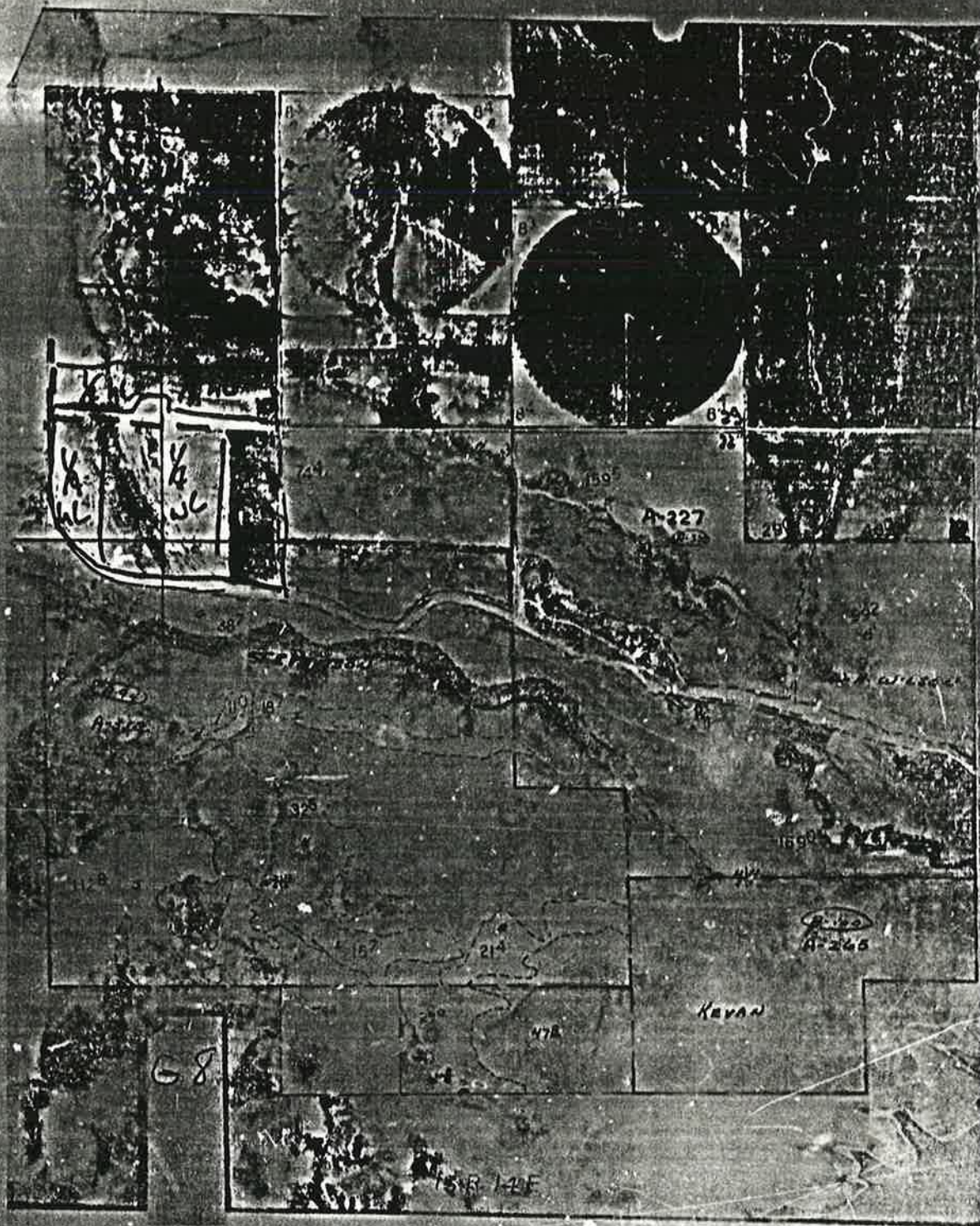
REMARKS:

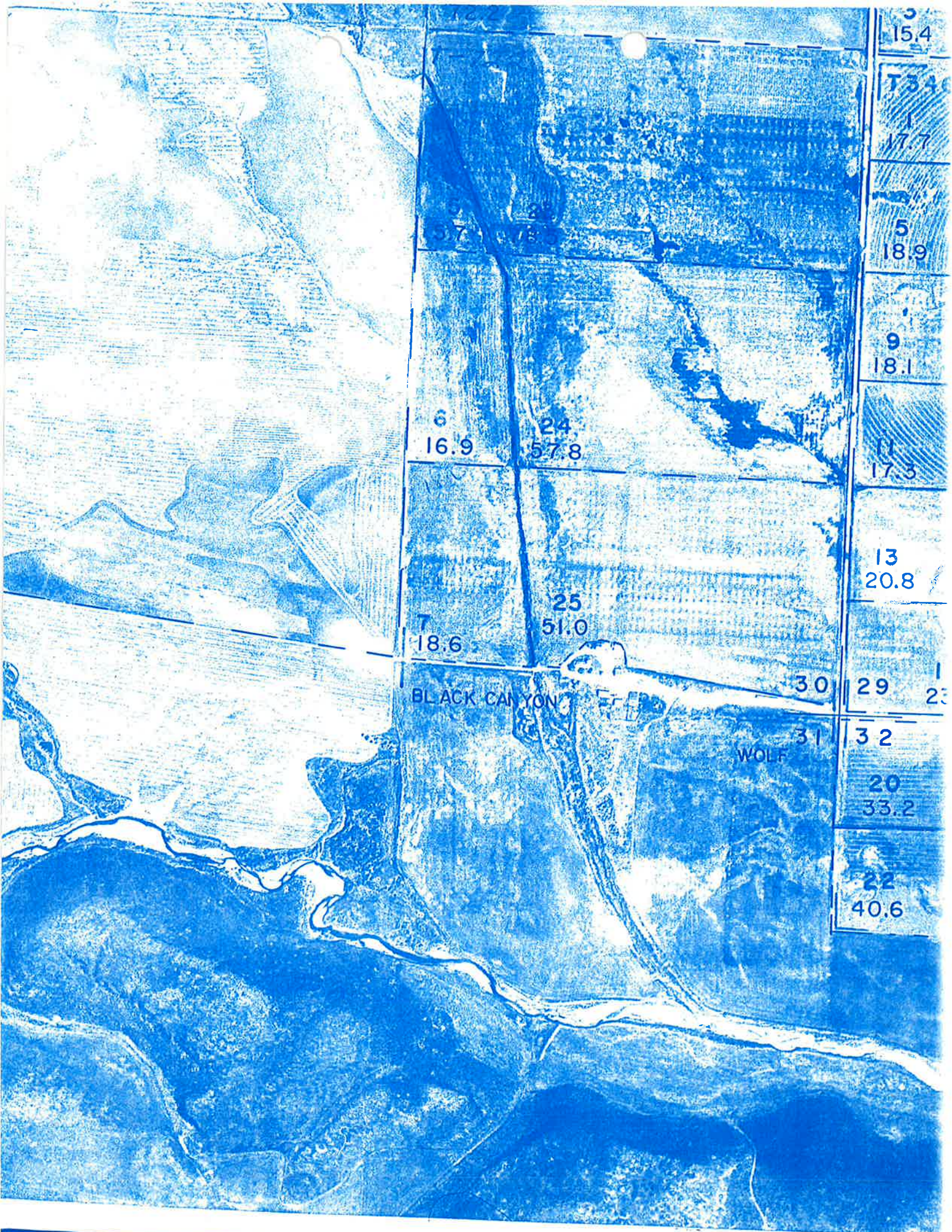
Mr. Lynn Stevenson was present during the exam.

Examiner's Signature John D. Merrill Date 8/1/79

Checked by J. E. Stanton Date 8-2-79

Approved by Date





T-721

1
42.7

19
33.8

2
53.8

20
27.4

21
6.7

73.3

19

20

1186.5

72.2

22
6.0

3

15.4

T-346

1
17.7

5
18.9

2
56.2 FROST

T-747
MARY MILLER

C.F.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 12, 1998

RECEIVED

MAY 19 1998

C. Tom Arkoosh
P.O. Box 32
301 Main Street
Gooding, ID 83330

Department of Water Resources
Southern Region

RE: IN THE MATTER OR APPLICATION FOR TRANSFER NO. 5116 IN THE NAME
OF CHARLES L. BARRON

Dear Mr. Arkoosh:

Thank you for your letter dated April 30, 1998 in connection with the above referenced matter. My letter dated April 1, 1998, must not have been clear, since you did not provide the requested information needed to allow the department to act on the application. I will try to better articulate the applicant's burden in this letter.

The applicant has the burden to show that the proposed change will not constitute an enlargement in use of the water right sought for transfer. Right 37-02801 is the primary right used on the licensed place of use in parts of sections 30 and 31, T1S, R14E, B.M. The supplemental right for this same land is licensed right no. 37-07295 which uses a groundwater source. Neither water right can become a "stand alone" right unless after changes, neither water right is enlarged. One way to demonstrate non enlargement is to take out of irrigation land which was formerly irrigated. This is commonly done by parties seeking to change irrigation use to some other use such as in connection with a dairy.

The amount of water transferred can not be larger than the recent beneficial use made of the water. This use ideally would be of a nature which would allow an estimation of the volume of water typically diverted under the right. Please provide this information to the department on behalf of your client.

9115 # 5116
154810-1E
37-02801-10820-1E

The applicant submitted two (2) Quitclaim Deeds to the department with the application, both deeds being signed on May 7, 1997. One deed was signed by Raymond Sabala releasing all right, title and interest in water right no. 37-02801. The other deed signed by Lynn E. Stevenson released all his right, title and interest in the water right to Charles Lee Barron. The ownership interest of Sabala in the water right is not apparent and needs to be clarified. Please also provide this information on behalf of your client.

Please submit the requested information within thirty (30) days of the date of this letter in order that the department will be able to further consider the pending application. Upon receipt of the information, the department plans to issue a decision on the application as a preliminary order.

Sincerely,

A handwritten signature in dark ink, appearing to read "L. Glen Saxton". The signature is fluid and cursive, with the first name "L." being a simple monogram and "Glen Saxton" written in a more elaborate, flowing script.

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: Allen Merritt
Doug Jones
Norman C. Young

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | REL J. BLEDSOE | 08/09/1905 | IRRIGATION | 00/00 00/00 | 6.000 CFS | |
| C | LUCY M. NELSON | | DOMESTIC | 00/00 00/00 | | |
| TOTAL DIVERSION: | | | | | 6.000 CFS | |

Water Source: CAMAS CREEK

Tributary to: BIG WOOD RIVER

Stage: LICENSE

Point(s) of Diversion: T01S R13E S34

SENE

CAMAS County

Place of use Legal Description for: IRRIGATION

| | | | | NE | | | | NW | | | | SW | | | | SE | | | | | |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|-------|-------|
| T | R | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | SUM |
| 01S | 14E | 30 | : | | | | | | | 36 | 40 | | | 40 | 34 | 40 | 36 | | | : | 226.0 |
| 01S | 14E | 31 | : | | | | | 40 | 40 | | | | | | | | | | | : | 80.0 |
| | | | | | | | | | | | | | | | | | | | TOTAL ACRES | 306.0 | |

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: CAMAS

| | | | |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received: | Priority Date: | 08/09/1905 |
| | Proof Due Date: | Proof Made Date: | |
| | Exam Made Date: | Exam Sent to S.O.: | |
| | Licensed Date: | 07/20/1909 | |

Misc: Water District Number: 37 Field Exam Fee:

Audit: 05/07/90 CURTIS 05/09/90 CURTIS

No. 37-02801B

WATER RIGHT PROFILE REPORT

PAGE: 2

Audit: 05/07/90 CURTIS 06/17/97 PSKAGGS 07/28/98 PSKAGGS

AJ5809NP
No. A37-02801B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/08/99
PAGE: 1

=====

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|--|--|------------------------------|---------------------------|---------------------------|--------------------------------------|---------------------------------|
| C | CHARLES L BARRON
PO BOX 322
FAIRFIELD ID 83327
(208) 764-2443 | 08/09/1905 | IRRIGATION | 04-01 10-15 | 6.00 CFS | |
| | | | | | TOTAL DIVERSION:
CONSUMPTIVE USE: | 6.00 CFS
777.50 AFA |
| Water Source: CAMAS CREEK | | Tributary to: BIG WOOD RIVER | | Stage: LICENSE | | |
| Point(s) of Diversion: | | T01S R13E S35 | SESWNE | CAMAS County | | |
| Place of use Legal Description for: IRRIGATION | | | | | | |
| NE | | | | | | |
| NW | | | | | | |
| SW | | | | | | |
| SE | | | | | | |
| T | R | S | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac : SUM |
| 02S | 13E | 2 | : 20 35 40 36 | : 30 33 | : 32 | : 40 40 02 03 : 311.0 |
| | | | | | | TOTAL ACRES 311.0 |

POU County: CAMAS

Other Rights: NONE

Remarks: GEN PREVIOUS TRANSFER NOS. 232 & 302 CHANGED THE POINT OF DIVERSION
FOR THIS PORTION OF RIGHT 37-2801.

12/11/95, DJ: CLAIM AMENDED TO REFLECT CONDITIONS AS EXISTED IN
1986. ENLARGEMENT CLAIM, A37-19829, FILED TO ACCOUNT FOR
ADDITIONAL ACRES IN SYSTEM. DOMESTIC USE FOR STOCKWATER IS ALSO
CLAIMED AS INCIDENTAL USE DURING IRRIGATION SEASON, PER
LICENSE CERTIFICATE #1485. CLAIMANT DOES NOT PRESENTLY OWN LAND
THAT IS DESCRIBED IN PLACE OF USE, BUT HAD MOVED WATER BACK TO
ORIGINAL PLACE OF USE IN 1991 (WATER WAS NOT USED IN 1987).
RECEIPT S018716 ACCOUNTS FOR DIFFERENCE IN FEES BETWEEN 12/4/95
CLAIM AND THIS AMENDED CLAIM.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 37 Field Inspection Flag:
Presumption Flag: C

Audit: 12/05/95 SCLELLAN 12/11/95 DJONES

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

03/26/99 16:31:14
Page 1

Water Right Number - A37-07295

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

SPLIT CLAIM

1 -
2 -
3 -

City- X
Phone - 208-000-0000

State- ID Zip- 0

*** O - ORIGINAL OWNER ***

HERLIHY

EDWARD T

1 - 4417 BRODEA LN
2 -
3 -

City- FALLBROOK
Phone - 760-728-6345

State- CA Zip- 92028

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
11/07/1973 17 SOUTHERN Z - SEE REMARKS

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER
SPLIT CLAIM

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
01S 14E 30 SE SE (25) CAMAS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 06/01 09/30 3.780 960.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.780 960.00 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01S 14E 30 SW NE 40.0 01 IRRIGATION (25) CAMAS
01S 14E 30 SE NE 40.0 01 IRRIGATION (25) CAMAS
01S 14E 30 NE SE 40.0 01 IRRIGATION (25) CAMAS
01S 14E 30 NW SE 40.0 01 IRRIGATION (25) CAMAS
01S 14E 30 SW SE 40.0 01 IRRIGATION (25) CAMAS
01S 14E 30 SE SE 40.0 01 IRRIGATION (25) CAMAS
01S 14E 31 NE NE 40.0 01 IRRIGATION (25) CAMAS
01S 14E 31 NW NE 40.0 01 IRRIGATION (25) CAMAS
01S 14E 31 SW NE 4.0 01 IRRIGATION (25) CAMAS
01S 14E 31 SE NE 8.0 01 IRRIGATION (25) CAMAS

Total Acres: 332.0

+ - - Diversion Means - 1 WELL, #2000 GPM, 165' DEPTH

Prefix Translation: ADJUDICATION CLAIM

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use -

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

GEN REINSTATED 12-6-1978.

3/26/99, DJ: CLAIMANT CAME IN AND AMENDED CLAIM TO IDENTIFY ONLY THOSE ACRES HE OWNED. THIS RESULTED IN A SPLIT WITH PART A TO HERLIHY AND PART B UNCLAIMED (THOUGH APPARENTLY OWNED BY COMPANIES AFFILIATED WITH LYNN STEVENSON).

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

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

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

+ - - Audit Fields - - +
03/26/99 DJONES

+ - - - - - 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 | - 02/02/1999 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S021762 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

MEMO TO FILE: A37-07294, A37-07295

DATE: March 17, 1999

EMPLOYEE: Jeanie Robertson

Okay...here's the story...

Got a call from Lynn Stevenson yesterday, who recently sold the property associated with these rights to Ted Herlihy. During recent re-financing efforts, Mr. Herlihy was told there were 160 acres of his property without a valid water right or claim, the S 1/2 of the SE 1/4 of section 19 and the N 1/2 of the NE 1/4 of section 30. These acres were not covered by either license and actually lie between the licensed areas. Mr. Stevenson was calling to see what could be done. He thought everything had been taken care of through some amendments...

[Several months ago, a realtor asked about this property and was told there were two licenses for the property, neither of which had been claimed in the adjudication. After purchasing the property, Mr. Herlihy filed claims on both licenses. When I receipted and data entered the claims, I didn't notice that the enclosed map of the property did not include the 92 acres in section 31, Township 01S, Range 14E, or that there were acres not covered by the licenses.]

I pulled the licensing exam files from the microfiche and noticed that there were some amendments that dealt with correcting the location of the point of diversion only. I also noticed that the exam for 37-07294 showed there was a system capacity for 2.75 cfs, but only 1.78 cfs was licensed for the current system.

In considering options available to correct the problem, I told him that filing an enlargement claim for the 160 acres, with the priority date of when the acres were added, was a possibility. It would likely not be recommended however, as there was evidence from the system capacity that the diversion rate was probably increased when the additional acres were put into production. (Part of the criteria necessary for an enlargement claim is that the diversion rate not be increased. The original licenses were for about 1/2 inch per acre, so there was probably not enough extra water to cover an additional 160 acres.)

Another option would be to file a new permit. I told him if he could prove the acres were added before the moratorium was issued and before the area was designated as part of the Big Wood River Groundwater Management Area, a permit could be processed, with the priority date of the filing of the permit.

He could also buy another water right and transfer it to his property.

In talking with both parties, they decided to come in next week. Mr. Herlihy should probably amend his claim to license 37-07295, claiming only 2.73 cfs and 240 acres. (According to Adjudication Memo #25, it appears no refund is available.) Mr. Stevenson should probably file on the remaining 92 acres and 1.05 cfs that he retained. (According to Adjudication Memo #2, Mr. Stevenson should be assessed LATE FEES as records on ML3 showed he had been sent First Round Service.) They can then decide how they want to pursue the 160 acres without a water right...

State of Idaho
Department of Water Resources

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MAR 4 1980

WATER RIGHT LICENSE

License of Water Right No. 37-7295 Priority November 7, 1973 Southern Dis. 78 cfs

THIS IS TO CERTIFY, that LYNN E. STEVENSON
of Bliss, Idaho, has complied with the terms and conditions of Permit
No. 37-7295 issued pursuant to Application for Permit dated October 10, 1973
and has submitted proof to the Department of Water Resources on November 29, 1978
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.78 cfs of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use an
established a right to use water as follows:

| Beneficial Use | Period of Use | Rate of Diversion | Annual Volume |
|-------------------|--|------------------------|----------------------|
| <u>Irrigation</u> | from <u>April 1</u> to <u>November 1</u> | at <u>3.78</u> cfs and | <u>960</u> acre feet |
| | from _____ to _____ | at _____ cfs and | |
| | from _____ to _____ | at _____ cfs and | |

(both dates inclusive)

Subject, however, to the condition that no more than 3.78 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
960 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ Sec. 30, Twp. 1S,
Rge. 14E, B.M. in the County of Camas

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ | | | | NW $\frac{1}{4}$ | | | | SW $\frac{1}{4}$ | | | | SE $\frac{1}{4}$ | | | | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
| | | | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | |
| 1S | 14E | 30 | | | 40 | 39 | | | | | | | | | 39 | 40 | 36 | 38 | 232 |
| | | 31 | 38 | 38 | 4 | 8 | | | | | | | | | | | | | 88 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres irrigated 320

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of
February, 19 80.

Director

A37-07294 →

A37-20269
(Enl.) →

A37-07295A

(19)

(30)

(19)

(30)

(30)

(31)

(30)

(31)

(29)

(32)

MEMO TO FILE: A37-07294, A37-07295

DATE: March 17, 1999

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DEC 12 1978

Phone _____
Department of Social Resources
Phone _____ Southern District Office

3. Water will be used for the following purposes:

Period of Use: from 4-1 to 11-1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 10 cubic feet per second and annual volume _____ AF/Annum.

- ### 5. Location of Point(s) of Diversion:

Township 15 N/S, Range 14E E/W, B.M., Section 30, Subdivision SE 1/4 SE 1/4 Camas

Township _____ N/S, Range _____ E/W, B.M., Section _____ Subdivision _____ County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____ Subdivision _____ 1/4 _____ 1/4 _____ County _____

Other Points of Diversion: _____ County _____

Description of diverting works: 22" x 80' 150 hp pump, wheel lines & handlines

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 320

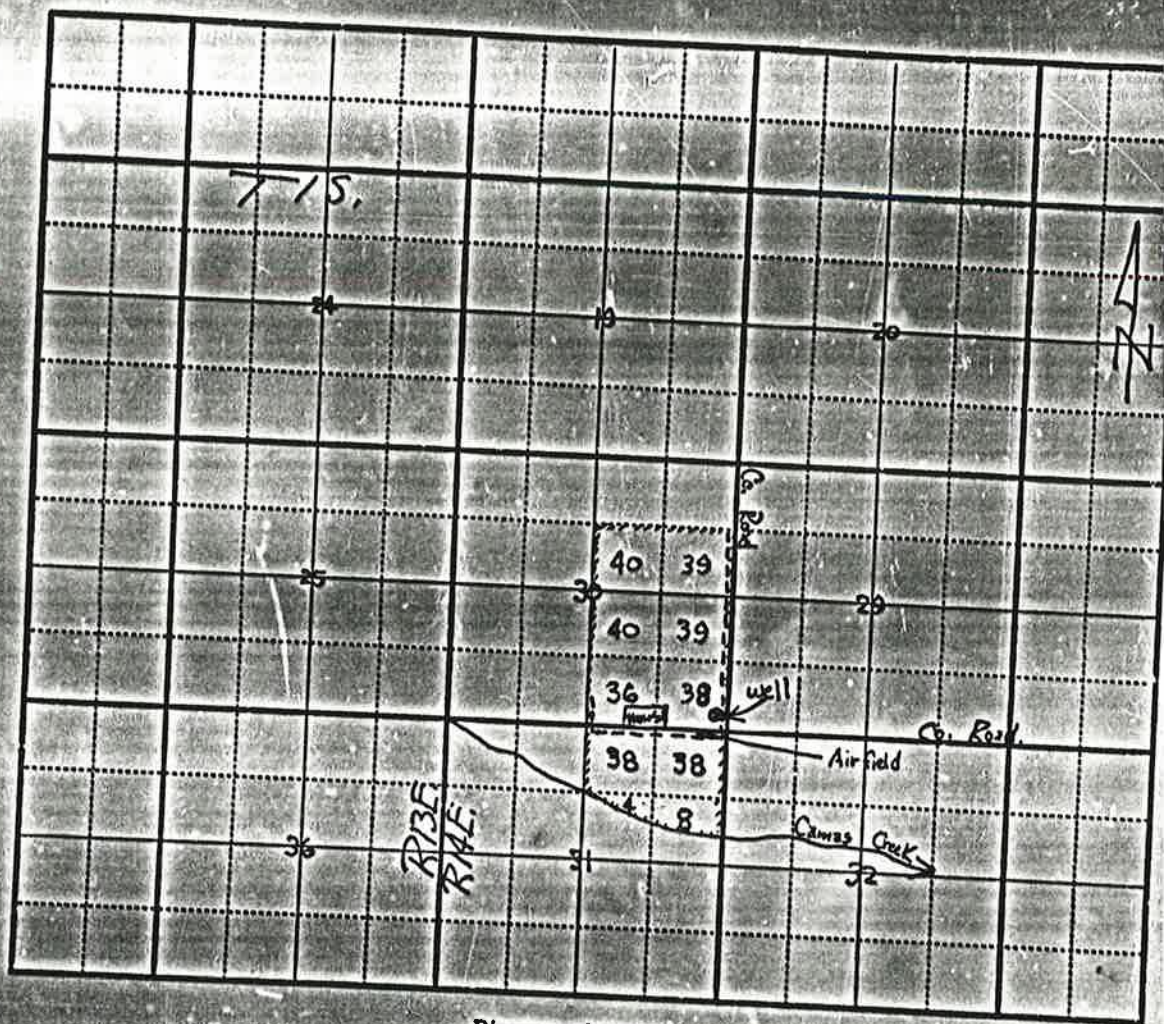


Diagram of System

DATE OF EXAM 7/19/79

ACREAGE
Found 320
Recommended 320

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 3.78 c.f.s. V = 960.0 AF/Ann. from 4-1 to 11-1
Domestic Q = c.f.s. V = AF/Ann. from to
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no X

Name source:
twp. N/S, Rge E/W, B.M., Sec Sub V₄ V₄ County

Exchange? yes no X

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec Sub V₄ V₄ County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec Sub V₄ V₄ County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec Sub V₄ V₄ County

Total Q measured 3.78 cfs Method of measurement in-line meter

Total Q recommended 3.78 cfs Meter No 75-10-110 Type McGometer Condition Fair

Total V recommended 960 A.F./Ann.

Recommended Amendments:

P.D.
Place of Use Add small access in SW 1/4 of Sec 31 T.15, R.14 E.
Other
None

MEASUREMENT CALCULATION:

$$Q_{meas} = (0.015 \text{ A.F.} / 17 \text{ sec.}) = 3.78 \text{ cfs} = Q_{rec.}$$

$$V_{rec.} = (320 \times 3.0) = 960 \text{ A.F./Ann.}$$

SYSTEM DESCRIPTION:

150 H.P. Westinghouse, serial 7307 with Peerless Pump, no plate delivers to an alum. main line system. Three 1/2 mile wheel lines and three 1/4 mile hand lines and one 1/4 mile wheel line deliver water from the main line to the above described lands.

REMARKS:

Mr. Lynn Stevenson was present during the exam.

Examiner's Signature [Signature] Date 8/1/79

Checked by [Signature] Date 8-2-79

Approved by Date

