

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

RECEIVED

OCT 26 1989

Ident. Number: A37-07796

Date Received: 10/20/89

Receipt No: C012443

Received By: [Signature]

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
Southern Region Office ACQUIRED UNDER STATE LAW

1. Name: GWINN RICE RANCH, INC. 208-764-2593
Address: BOX 131
HILL CITY, ID 83337

2. Date of Priority: SEP 13, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	12E	7	SW	SW	NE		CAMAS
		8	SW	NE	NW		CAMAS
			SW	NW	NW		CAMAS

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.960		

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

8. Total consumptive use is 1600.0 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
02S	12E	7	SW	NE		IRR	36.0

A37-07796

Page 1

Date: 04/03/89

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	12E	7	SE		NE		IRR	35.0
			SW		NW		IRR	30.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	30.0
			SW		SW		IRR	18.0
			SE		SW		IRR	38.0
			NE		SE		IRR	36.0
			NW		SE		IRR	40.0
			SW		SE		IRR	30.0
			SE		SE		IRR	30.0
							Section Acres	403.0
		8	SW		NW		IRR	38.0
			SE		NW		IRR	18.0
			NE		SW		IRR	38.0
			NW		SW		IRR	40.0
			SW		SW		IRR	38.0
			SE		SW		IRR	23.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	355.0
							Total Acres	758.0

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:
37-07680

14. Remarks:

THIS WATER RIGHT IS LICENSED FOR 640 ACRES. ADDITIONAL ACRES ON
THIS CLAIM ARE COVERED UNDER LICENSE #37-07680.

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: 4 maps

For Organizations:

I do solemnly swear or affirm that I am V.P. of _____ Title

Gwynn Rice Ranch Inc. Organization

that I have signed the foregoing document in the space below as V.P. of _____ Title

Gwynn Rice Ranch Inc. Organization

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

Gwynn F. Rice Signature of Authorized Agent

V.P. Gwynn Rice Ranch Inc. Title and Organization

Oct 20, 1989 Date

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of OCTOBER 19 89

Jeff Peppersack
Notary Public

Seal

Residing at _____

My Commission Expires _____

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994

16 Pastureland
325.9

18 Pastureland
444.0

19 Pastureland
276.5

17 Pastureland
222.0

20 Pastureland
118.0

21 Pastureland
107.7

22 Cropland - Pasture
150.7

23 Cropland - Pastureland
79.1

24 Cropland
165.5

25 Cropland
179.2

26 Cropland
104.3

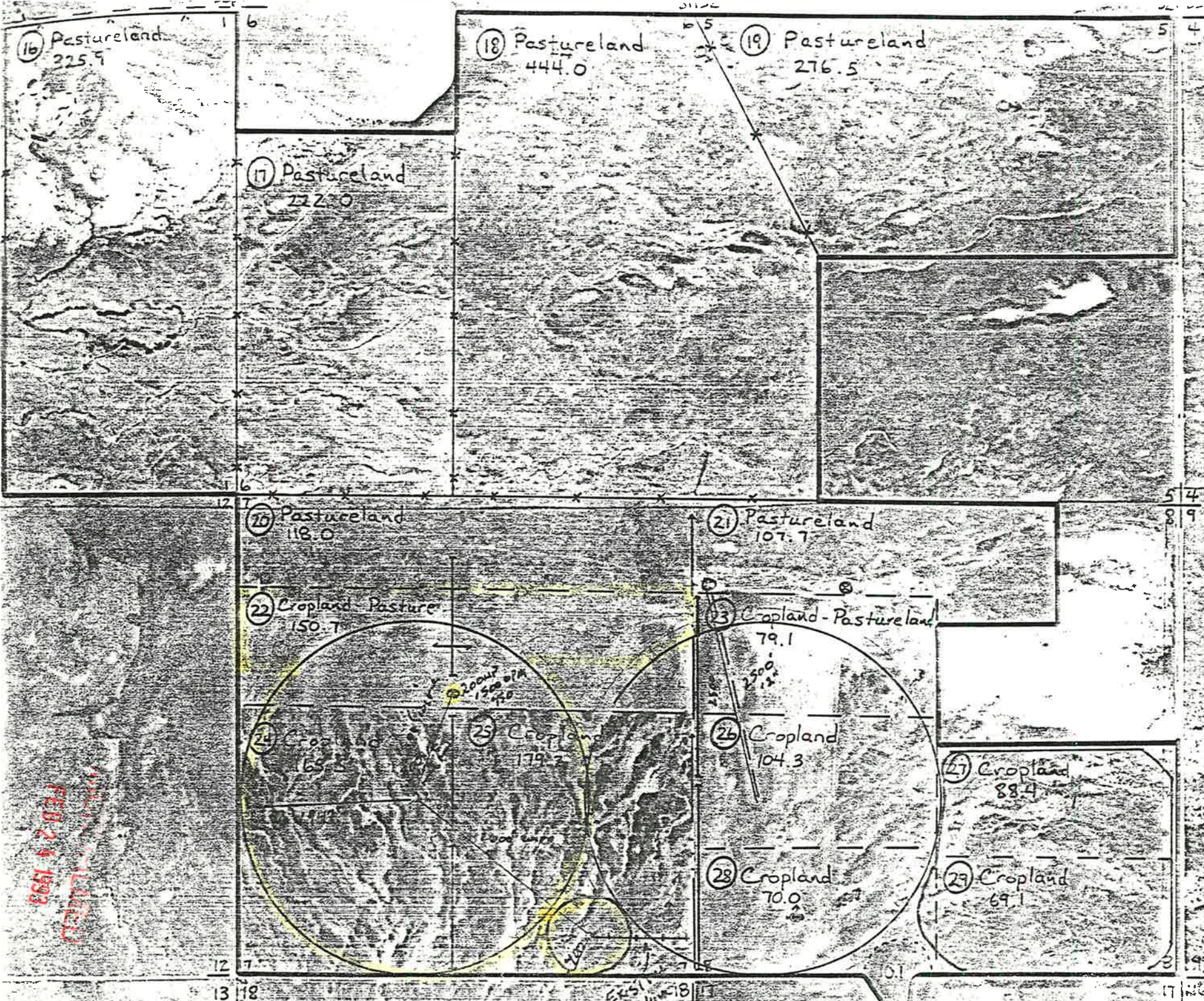
27 Cropland
88.4

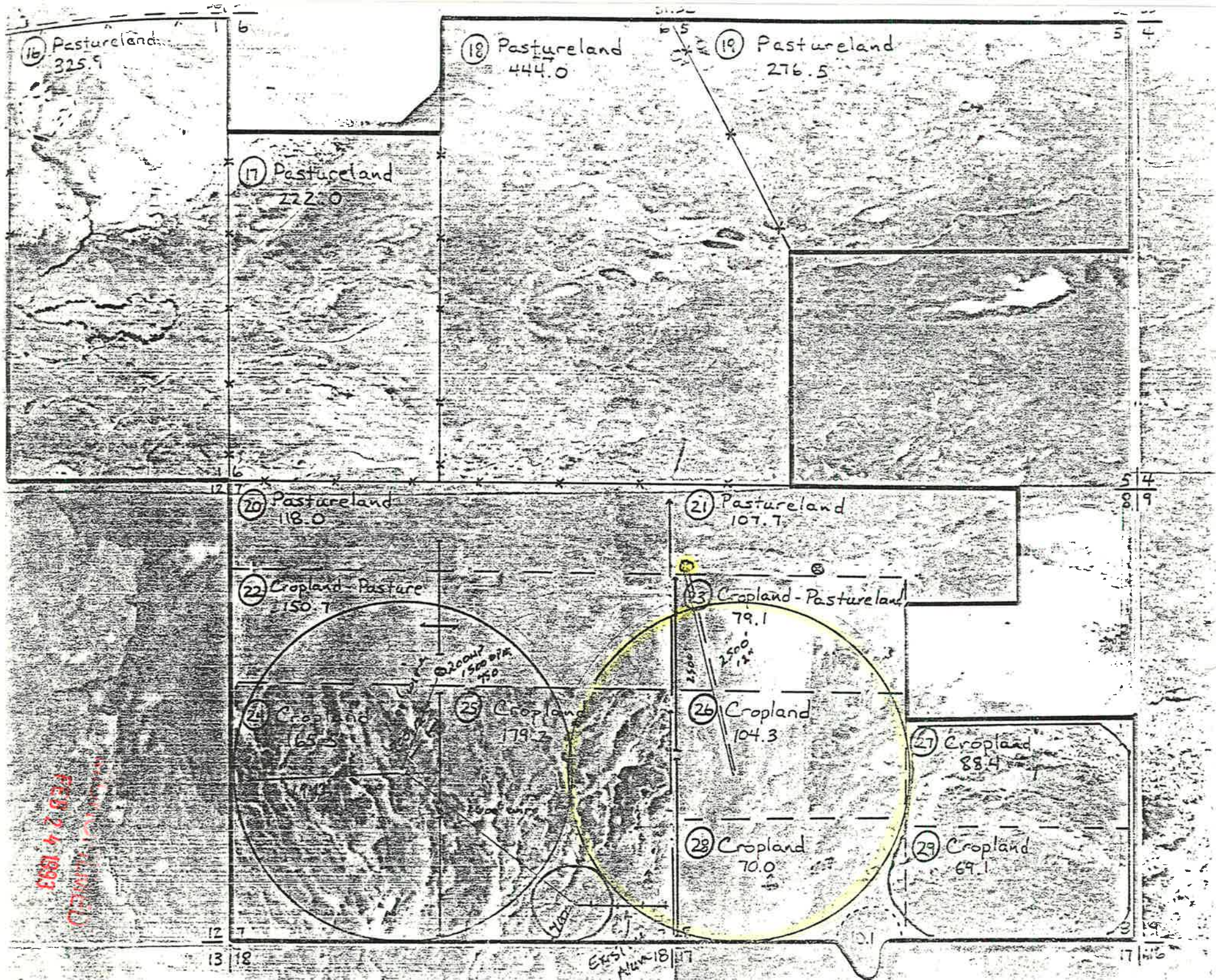
28 Cropland
70.0

29 Cropland
69.1

RECEIVED
FEB 24 1967

EX-118
17





11/01/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 21, 2006

Water right number: 37-7796

GWINN RICE RANCH INC

PO BOX 131

HILL CITY ID 83337

Telephone Number: (208)764-2593

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE:

11-14-06

SIGNATURE:

Jim Rice - Pres.

Please print your name:

JIM RICE

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (800)451-4129

03/21/2006

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

RIGHT NUMBER: 37-7796

NAME AND ADDRESS: GWINN RICE RANCH INC
PO BOX 131
HILL CITY ID 83337

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.960 CFS
2,274.000 AFY

The rights listed below are limited to a total combined annual diversion volume of 2274 AF. Combined Right Nos.: 37-7680 and 37-7796.

The rights listed below are limited to a total combined diversion rate of 8.96 cfs. Combined Right Nos.: 37-7680 and 37-7796.

PRIORITY DATE: 09/13/1979

POINT OF DIVERSION:

T02S R12E S7 SESENW Within CAMAS County

T02S R12E S8 SWNENW Within CAMAS County

T02S R12E S8 SWNWNW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

1.960 CFS
2,274.00 AFY

PLACE OF USE:

IRRIGATION Within CAMAS County

T02S R12E S07	SWNE	36.00	T02S R12E S07	SENE	35.00
T02S R12E S07	SWNW	30.00	T02S R12E S07	SENW	40.00
T02S R12E S07	NESW	40.00	T02S R12E S07	NWSW	30.00
T02S R12E S07	SWSW	18.00	T02S R12E S07	SESW	38.00
T02S R12E S07	NESE	36.00	T02S R12E S07	NWSE	40.00
T02S R12E S07	SWSE	30.00	T02S R12E S07	SESE	30.00
T02S R12E S08	SWNW	38.00	T02S R12E S08	SENW	18.00
T02S R12E S08	NESW	38.00	T02S R12E S08	NWSW	40.00
T02S R12E S08	SWSW	38.00	T02S R12E S08	SESW	23.00
T02S R12E S08	NESE	40.00	T02S R12E S08	NWSE	40.00
T02S R12E S08	SWSE	40.00	T02S R12E S08	SESE	40.00

758 ACRES TOTAL

This right is limited to the irrigation of 640 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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



Idaho Department of Water Resources

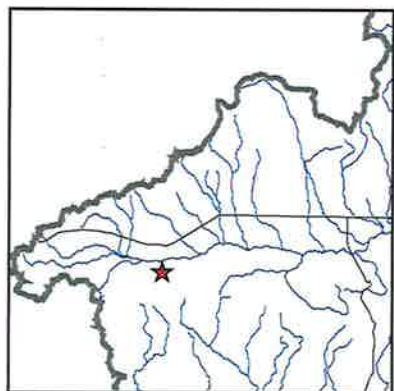
Adjudication Claim:

37-7680

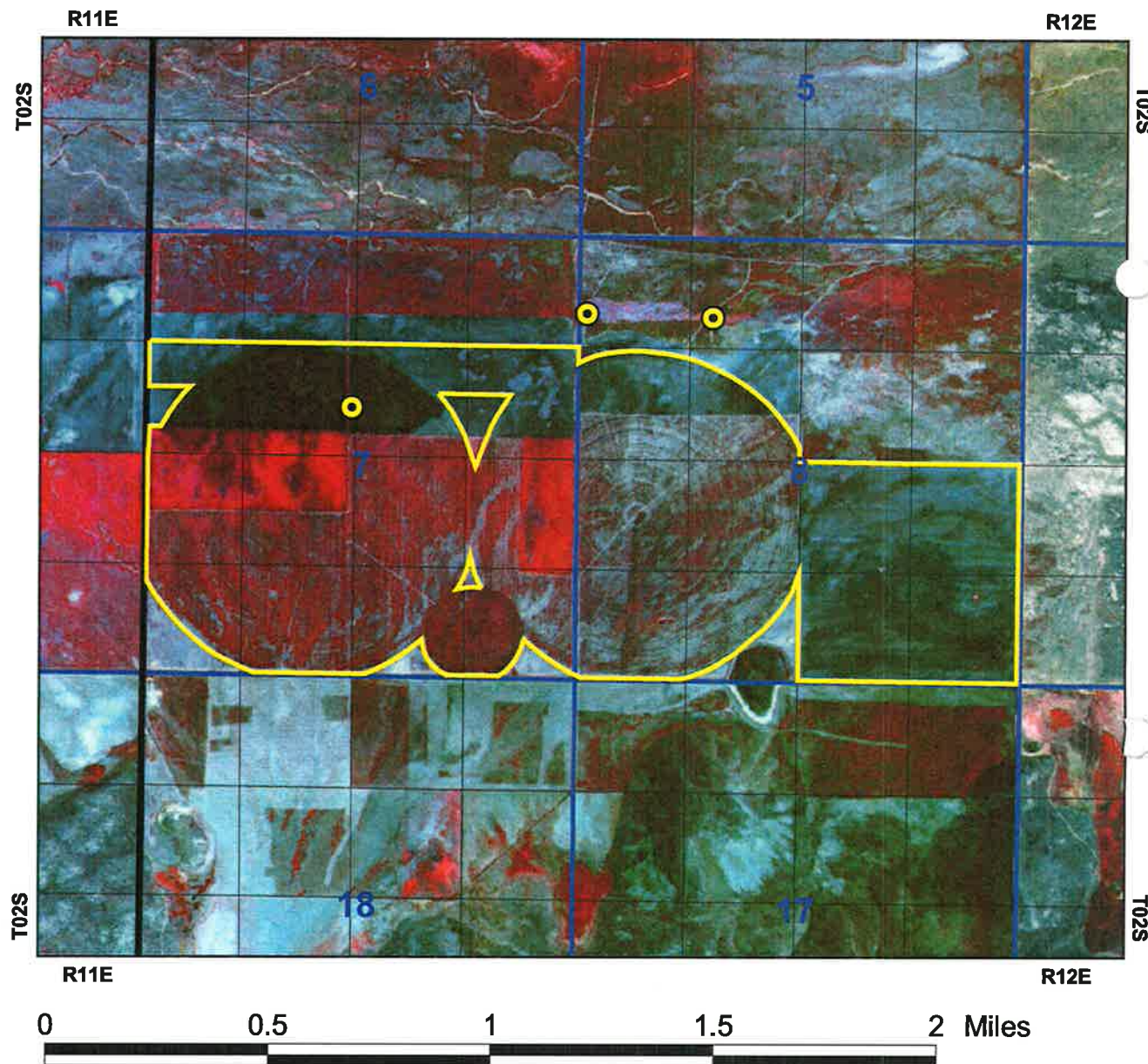
37-7796

Legend

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



Camas County
IDWR Basin 37



Prepared by M. Anders
On Monday, March 20, 2006
1987/88 Aerial Photography

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7796 Priority September 13, 1979 Amount 1.96 cfs

THIS IS TO CERTIFY, that Gwinn Rice Ranch, Inc.
of Hill City, Idaho, has complied with the terms and conditions of Permit
No. 37-7796 issued pursuant to Application for Permit dated September 13, 1979
and has submitted proof to the Department of Water Resources on August 5, 1981
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 5.15 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
Irrigation	from April 1 to November 1	at 1.96 cfs and *	
	from _____ to _____	at _____ cfs and _____	
	from _____ to _____	at _____ cfs and _____	

(both dates inclusive)

Subject, however, to the condition that no more than 1.96 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
* _____ acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7; NW $\frac{1}{4}$ NW $\frac{1}{4}$,
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 8; Twp 2S, Rge-12E 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 $\frac{1}{4}$	
2S	12E	7			40	40			40	40	40	40	39	39	40	40	39	39	476
		8								40	40	39	30	15					164

Total number of acres irrigated 640

* This right when combined with Right No. 37-7680 shall not exceed 2586.0 afa.

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, and is subject to all prior water rights, as provided by the laws of Idaho.

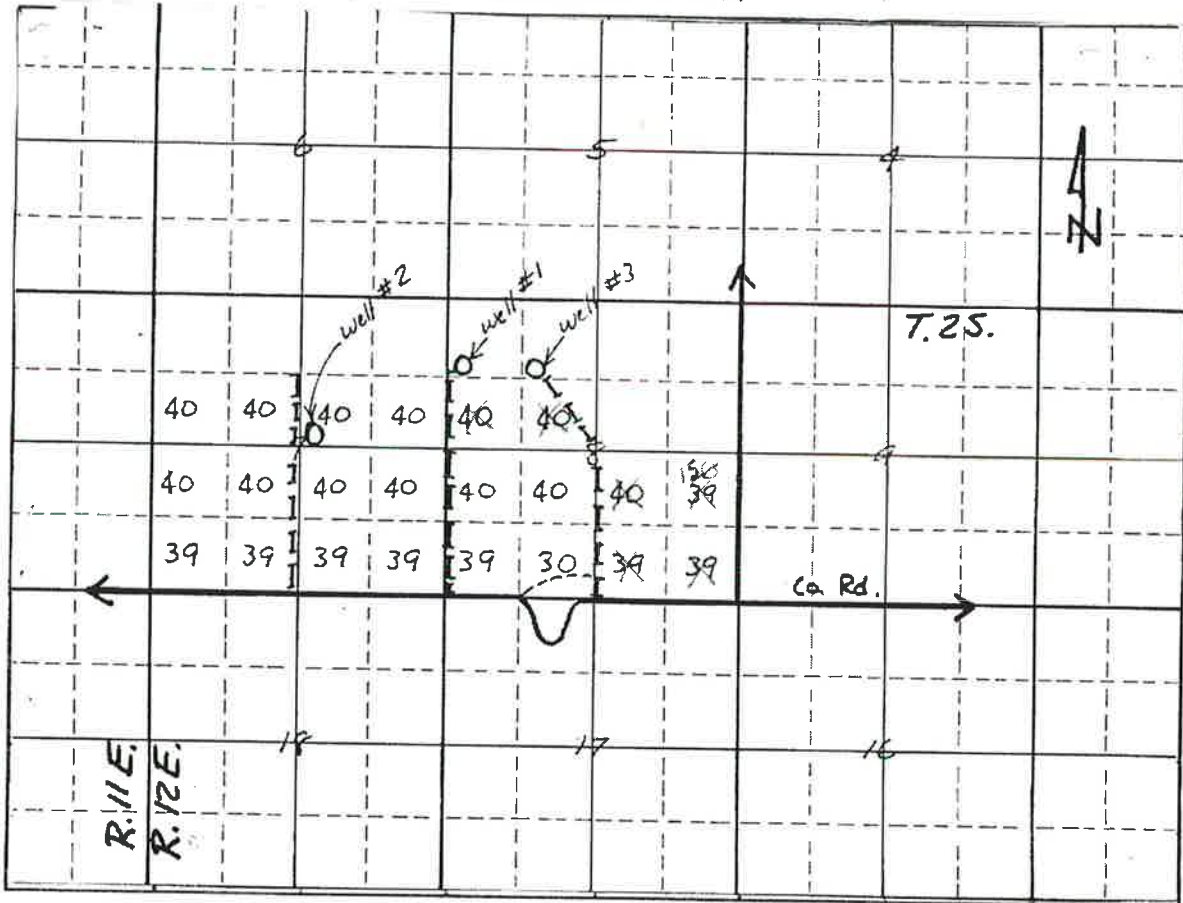
Witness the seal and signature of the Director, affixed at Boise, Idaho, this 5th day of

November, 1984

RECEIVED

Director

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

See attached sheets

Point(s) of diversion: NW 1/4 NW 1/4, NE 1/4 NW 1/4, Sec. 8 SW 1/4 NE 1/4 Sec. 7
T.2S., R.12E., B.M.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2S.	12E.	7			40	40			40	40	40	40	39	39	40	40	39	39	476
		8									40	40	39	30	40				164
																			640

Recommended Amendments:

- ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

Checked by

Approved by

Alvin J. Merrill
J.E. Stanton
Jim

Date

Date

Date

8/19/81

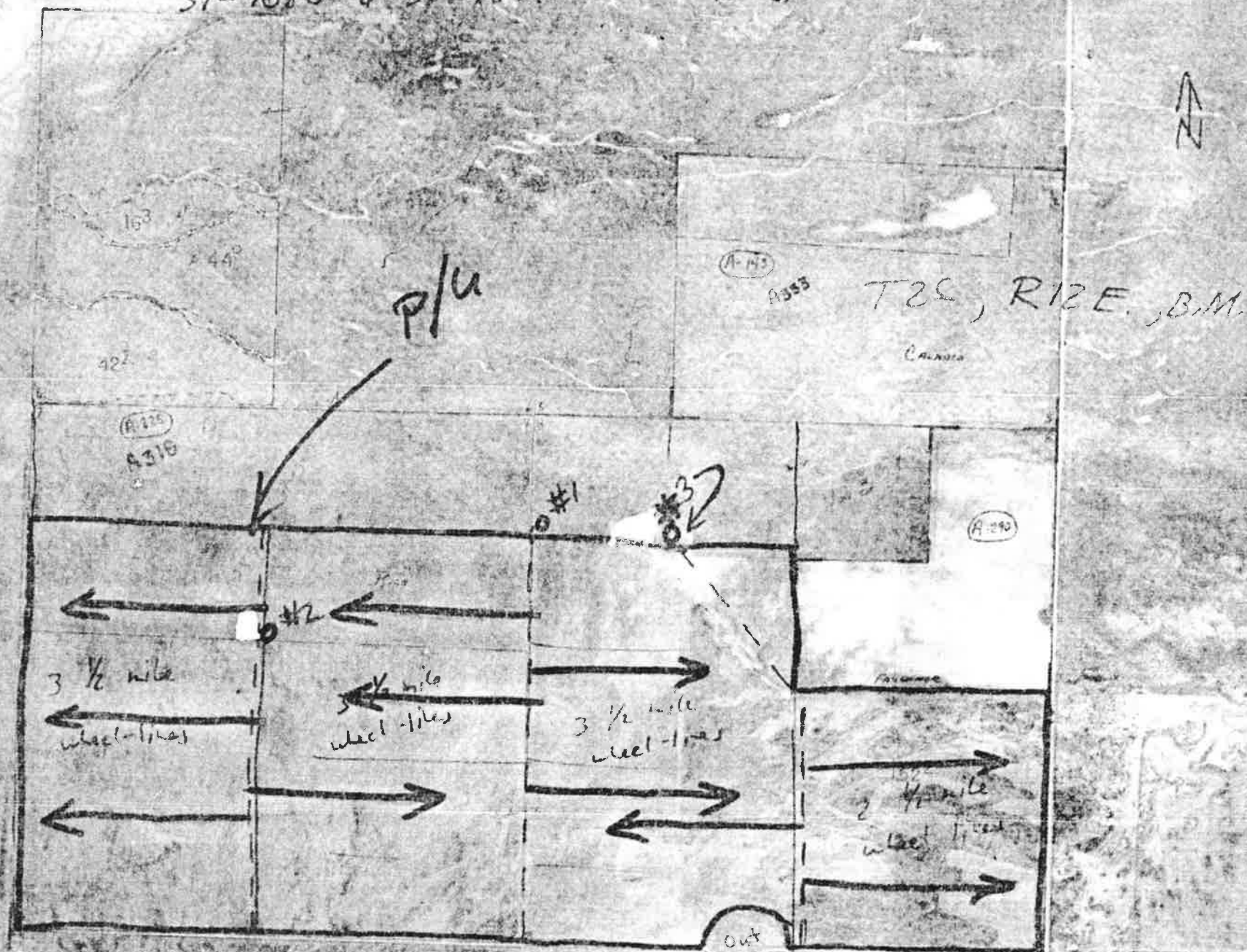
9-2-81

2/17/84

3-8-83

37-7680 & 37-7858

N



#1

IDWR SUPPLEMENTAL FIELD REPORT
FOR-ANNUBAR MEASUREMENTMeasured by: ADMDate: 8/5/81Owner: Gwinn RicePermit #: 37-7680known See B37-7859

Description of well &/or measuring site (give distance to restrictions upstream and downstream):
 well - 200 H.P. Newman Motor with Peerless Pump Motor - 51230501 Pump - P21433
 Booster - 100 H.P. Lincoln Motor with Peerless Pump Motor - 1799703 Pump - 774I-3927

Booster not running at time of meas.; @ time of meas. well pumping air.
Owner indicated when booster on there is no increase in Q.

Measured inside diameter of pipe in inches 12.0 ASize of Annubar used in test 12.00"

State ID# of Meter used _____

Size Eagle Eye Meter used 0-13State ID# of Meter used 091464Date of Last Calibration of Meter Spring 1981Observed inches of H2O read on Meter 5.9Adjusted inches of H2O from Last Calibration 4.99 B

CALCULATION:
$$\frac{(3.85) \times (A)^2 \times \sqrt{(B)}}{448.8} = \textcircled{2.76} \text{ cfs measured}$$

Where A and B are measured in inches
 and 3.85 is a constant for the model
 75 Annubar

SKETCH:



* Booster not running @ time of meas.
well pumping some air @ time of meas.

* Four wheel lines running @ time of meas.
each wheel-line 1/2 mile long.

#2

IDWR SUPPLEMENTAL FIELD REPORT
FOR ANNUBAR MEASUREMENT

Measured by: GLF Calc. by ADM 8/10/81 Date: 6/4/81
 Owner: Gwinn Rice Permit #: 37-7680
SWNE Sec 7 37-7859

Description of well &/or measuring site (give distance to restrictions upstream and downstream): 200 H.P. Newman Motor No. 51310103 with
Aurora Pump No. 37972318 rated @ 1500 gpm @ 450'

Measured inside diameter of pipe in inches 10.0 A

Size of Annubar used in test 10.02"

State ID# of Meter used _____

Size Eagle Eye Meter used 10-80" H₂O

State ID# of Meter used 091475

Date of Last Calibration of Meter Spring 1981

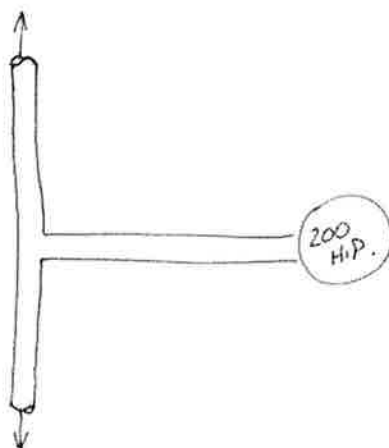
Observed inches of H₂O read on Meter 22.0

Adjusted inches of H₂O from Last Calibration 19.75" B

CALCULATION: $\frac{(3.85) \times (A)^2 \times \sqrt{B}}{448.8} = 3.81$ cfs measured

Where A and B are measured in inches
 and 3.85 is a constant for the model
 75 Annubar

SKETCH:



* 4 1/2 mile wheel-lines
 operating

#3

IDWR SUPPLEMENTAL FIELD REPORT
FOR ANNUBAR MEASUREMENTMeasured by: ADM & T.G.B.Date: 6/24/81Owner: Gwin RicePermit #: 37-7680
37-7859NEW Sec 8Description of well &/or measuring site (give distance to restrictions upstream and downstream): Well - Newman Elec. Motor 150 H.P. No. 515074608
with Vertiline Aurora Pump # 38170141 vtd @ 1400 gpm @ 340'Pump was valved back to 62 psi @ pump by automatic pressure relief
manual butterfly valve,

Measured inside diameter of pipe in inches

12.0 A

Size of Annubar used in test

12.00"

State ID# of Meter used

Size Eagle Eye Meter used

0-13

State ID# of Meter used

091465

Date of Last Calibration of Meter

Spring 1981

Observed inches of H2O read on Meter

4.6

Adjusted inches of H2O from Last Calibration

3.74 B

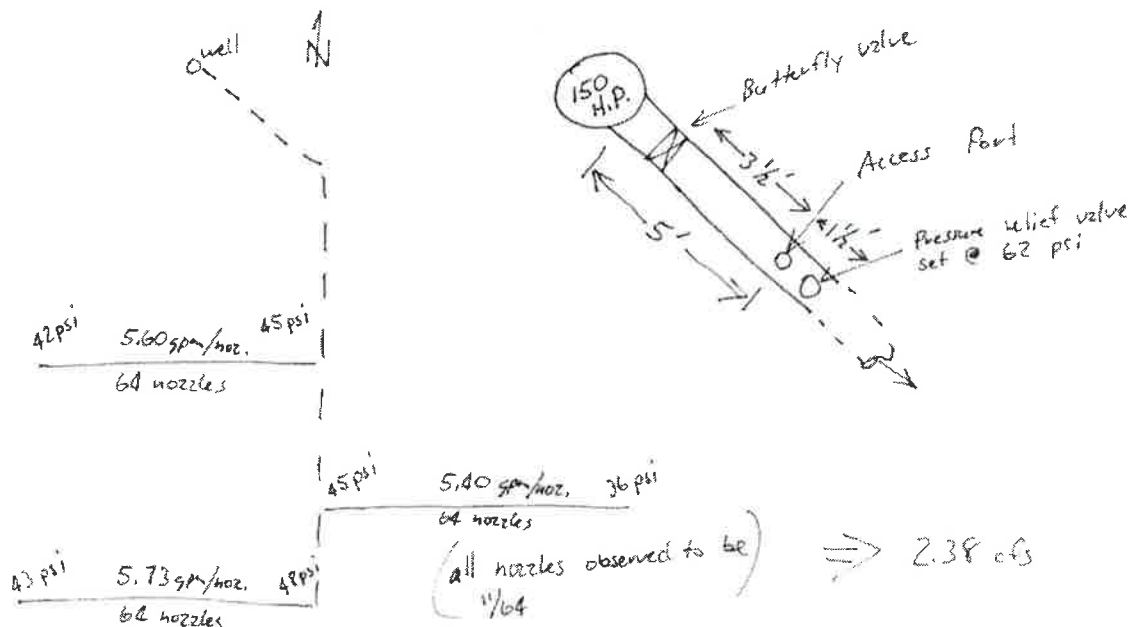
CALCULATION:

$$\frac{(3.85) \times (A)^2 \times \sqrt{(B)}}{448.8} = 2.39$$

cfs measured

Where A and B are measured in inches
and 3.85 is a constant for the model
75 Annubar

SKETCH:





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

DIRK KEMPTHORNE
GOVERNOR

August 10, 1999

KARL J. DREHER
DIRECTOR

GWINN RICE RANCH INC
PO BOX 131
HILL CITY ID 83337

RE: Snake River Basin Adjudication (SRBA)
Water Rights #37-07024, 37-07025, 37-07285, 37-07641,
37-12960, 37-12961, 37-23962, 37-12963, A37-02244A
A37-02694, A37-04049, A37-04061, A37-07286, A37-07680,
A37-07697, A37-07796 & A37-12959
and

Lapsed Applications for Permit #37-07678 and #61-07450

Dear Water Right Holder:

Thank you for signing and returning my address change letter so promptly. I checked each of the permit numbers you wrote in your enclosure and found the following:

Applications for Permit #37-07678 and #61-07450 have lapsed. If you wish to file another Application for Permit, please call IDWR to have the form sent to you.

I could find no information whatsoever in our data base about permit #37-07026.

In response to your question about telling us when you move back to Boise in the winter and back to Hill City in the summer, yes, definitely tell us. Write down each of your water right and permit numbers, sign the note and send it to us so we can update our data base.

The only way you will know if someone has filed an objection to your water rights is if you get that notice in the mail. As you read in the Notice of Filing Director's Reports you received in March, 1999, there are deadlines by which you must have the Court's form to the Court by a specific date for both objections and responses to objections.

It would be unfortunate if you missed an important deadline or missed a hearing because your mail went to one of the

Gwinn Rice Ranch Inc.
August 10, 1999
Page 2

addresses and you were living at the other address. IDWR can help you avoid this event if you'll keep us posted of your changes.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sally", written in dark ink.

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Swinn Rice Ranch, Inc.
P.O. Box 131
Hill City, ID 83337

State of Idaho
Department of Water Resources
1301 N. Orchard St.
PO Box 83720
Boise, Idaho 83720-0098

Dear Sally Sherman:

Thank you for changing our address.
We have numbers of water rights.
Some our under Swinn F. Rice and some
under Swinn Rice Ranch, Inc.

I wish all my water rights to be
sent to PO Box 131
Hill City, ID 83337.

We move to 1711 Woodbridge from Nov.
through March. Should we tell you
when we change?

Sincerely Yours,

Swinn F Rice

Vice-President of
Swinn Rice Ranch, Inc

Here is a list of some of our water rights.

Permit No	Name
# 37-7025 - May 4, '68	Gwinn F. Rice, Hill City, Idaho
# 37-7024 - May 20, '68	Gwinn F. Rice, Hill City, Idaho
W.A. # 37-7026 - May 4, '68	Gwinn F. Rice, Hill City, Idaho
W.A. # 37-7680 - Oct 3, '77	Gwinn Rice Ranch, Inc. Hill City, Idaho
# 37-7796 - Sept 13, '79	Gwinn Rice Ranch, Inc. Hill City, Idaho 83337
# 37-7641 - ✓	
~~# 37-7286 - belongs to Linck & Coffman - no~~	
# 37-7678 - Lapsed	
W.A. # 37- ~~4049~~ Statutory claim (claimed)	
# 61-7450 - Lapsed	
W.A. # 37-2694 - license (~~expired~~)	CC: W.A.

GWINN RICE RANCH INC
+
GWINN F. RICE

RECEIVED

AUG 04 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

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

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

cc: W.A.

DIRK KEMPTHORNE
GOVERNOR

July 6, 1999

KARL J. DREHER
DIRECTOR

RECEIVED

JUL 12 1999

Department of Water Resources

GWINN RICE RANCH INC
1711 WOODBRIDGE LN
BOISE ID 83706-3172

Re: Snake River Basin Adjudication (SRBA)
Water Rights #37-07024, 37-07025, 37-07285, 37-07641,
37-12960, 37-12961, 37-12962, 37-12963, A37-02244A,
A37-02694, A37-04049, A37-04061, A37-07286, A37-07680,
A37-07697, A37-07796 & A37-12959
Change of Address ok

Dear Water Right Holder: Records not changed - address in Hill City correct. - 8-10-99
IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by July 19, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

The address is correct as shown above or as otherwise changed.

Gina Y. Rice Secretary 208-764-2593
Claimant Signature Telephone No.

Address Change - Gwinn Rice Ranch, Inc.
P.O. Box 131
Hill City, Idaho 83337