

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: A37-11932
Date Received:
Receipt No: 5003280
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN FLOOD 208-788-2357
Address: QUEEN'S CROWN RANCH
STAR ROUTE
PICABO, ID 83348

AND/OR

Name: KATIE FLOOD 208-788-2357
Address: QUEEN'S CROWN RANCH
STAR ROUTE
PICABO, ID 83348

2. Date of Priority: MAY 01, 1985

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	19E	17		SW	SE		BLAINE
		20		NW	NW		BLAINE
	20E	35	NE	NE	NE	R	BLAINE
02S	20E	1	NE	SE	NE	R	BLAINE
	21E	6	SW	NE	NW	3 R	BLAINE
			NE	SW	SW	7 R	BLAINE

5. Description of diverting works:
2 WELLS INJECTED INTO SILVER CK THEN RE-DIV AT 4 DIVERSIONS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.420		

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

8. Total consumptive use is 405.0 Acre Feet Per Annum.

A37-11932 Page 1 Date: 10/24/88

COPY
MICROFILMED
FEB 25 1993

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres		
01S	21E	31	SE	NE		IRR	6.0		
			NE	SE		IRR	3.0		
			SE	SE		IRR	10.0		
							Section Acres	19.0	
		32	SW	NW		IRR	2.0		
			NW	SW		IRR	8.0		
			SW	SW		IRR	2.0		
							Section Acres	12.0	
		02S	20E	12	NE	NE		IRR	22.0
								Section Acres	22.0
21E	6		NW	SW		IRR	32.0		
			SW	SW		IRR	34.0		
			NW	SE		IRR	1.0		
					Section Acres	67.0			
7	NW	NW	1	IRR	42.0				
					Section Acres	42.0			
					Total Acres	162.0			

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-00693, 00408, 00407, 00947, 02573, 07014

14. Remarks:
THIS CLAIM IS FOR THE EXPANDED ACRES BEYOND THOSE CLAIMED UNDER
A37-02573 & A37-07014 WHICH ARE SUPPLIED WATER FROM THE LUCKE &
BICKETT WELLS.

15. Basis of Claim: BENEFICIAL USE

COPY

MICROFILMED
FEB 25 1993

16. Signature(s)

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

Number of attachments: See Mzp A37-00407

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): John D. Flood Date: Oct 25, 1988

Date: _____

State of Idaho)
County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 25th day
of Oct. 19 88
John D. Flood
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/94

COPY

MICROFILMED
FEB 25 1993



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

January 9, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

RE: OWNERSHIP CHANGE - A37-00407, A37-00408, A37-00693, A37-00947, A37-02573,
A37-07014, A37-11932, & 37-11670

Dear Claimant,

Enclosed is an ownership change form, which must be completed in order to remove your ex-wife from your adjudication claims. We will also require a copy of the divorce decree showing you retained the property, along with a map, as per the instructions. If you wish your current wife's name to be on the claims, please enclose a copy of your marriage license.

A \$25.00 fee will also be required to change 37-11670 only, as the Partial Decree has already been issued by the court.

I have also enclosed a copy of one of your **Original Signed and Notarized Claim**, showing how you originally filed them.

If you have any questions, feel free to call the office.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

05/22/2009

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-11932

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.720 CFS
96.50 AFY

Updated 7-28-2009

The rights listed below are limited to a total combined diversion rate of 1.42 cfs and to a total combined annual diversion volume of ~~508~~ 562.3 AF. Combined Right Nos.: 37-2573 and 37-11932.

PRIORITY DATE: 04/15/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF
DIVERSION:

T01S R19E S17 SESESW Injection Within BLAINE County
T01S R19E S17 SWSWSE Within BLAINE County
T01S R20E S35 NENENE Rediversion Within BLAINE County
T02S R20E S1 NESWNE Rediversion Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Rediversion Within BLAINE County
T02S R21E S6 NESWSW Lot 7 Rediversion Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	0.720 CFS 96.50 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01S R21E S31	SWSW	1.70	T01S R21E S31	SESW	~~25~~ <u>29.00</u>
T01S R21E S31	NESE	31.00	T01S R21E S31	NWSE	33.00
T01S R21E S31	SWSE	40.00	T01S R21E S31	SESE	38.00
T01S R21E S32	NWSW	16.00	T02S R20E S12	NENE	25.00
T02S R21E S06 Lot 1	NENE	5.30	T02S R21E S06 Lot 2	NWNE	37.00
T02S R21E S06	SWNE	10.00	T02S R21E S06 Lot 3	NENW	36.00
T02S R21E S06 Lot 4	NWNW	23.00	T02S R21E S06 Lot 5	SWNW	37.00
T02S R21E S06	SENW	31.00	T02S R21E S06	NESW	11.00
T02S R21E S06 Lot 6	NWSW	25.00	T02S R21E S06 Lot 7	SWSW	20.00
T02S R21E S07 Lot 1	NWNW	45.00			

490-494 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 490-494 acres in a single irrigation season. Combined Right Nos.: 37-2573 and 37-11932.

The rights listed below are limited to the irrigation of a combined total of ~~534~~ 539 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

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

This right is for an enlargement of 2504 acres within the place of use described for this right.

This right is based upon an enlargement of Right No. 37-2573 pursuant to Section 42-1426, Idaho Code.

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 - Beneficial Use

05/22/2009

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-11932

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.720 CFS
96.50 AFY

The rights listed below are limited to a total combined diversion rate of 1.42 cfs and to a total combined annual diversion volume of 604.5 AF. Combined Right Nos.: 37-2573 and 37-11932.

PRIORITY DATE: 04/15/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF
DIVERSION:

T01S R19E S17 SESESW Injection Within BLAINE County
T01S R19E S17 SWSWSE Within BLAINE County
T01S R20E S35 NENENE Rediversion Within BLAINE County
T02S R20E S1 NESWNE Rediversion Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Rediversion Within BLAINE County
T02S R21E S6 NESWSW Lot 7 Rediversion Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

04/15 10/31

0.720 CFS
96.50 AFY

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R21E S31	SWSW	1.70	T01S R21E S31	SESW	29.00
T01S R21E S31	NESE	31.00	T01S R21E S31	NWSE	33.00
T01S R21E S31	SWSE	40.00	T01S R21E S31	SESE	38.00
T01S R21E S32	NWSW	16.00	T02S R20E S12	NENE	25.00
T02S R21E S06 Lot 1	NENE	5.30	T02S R21E S06 Lot 2	NWNE	37.00
T02S R21E S06	SWNE	10.00	T02S R21E S06 Lot 3	NENW	36.00
T02S R21E S06 Lot 4	NWNW	23.00	T02S R21E S06 Lot 5	SWNW	37.00
T02S R21E S06	SENW	31.00	T02S R21E S06	NESW	11.00
T02S R21E S06 Lot 6	NWSW	25.00	T02S R21E S06 Lot 7	SWSW	20.00
T02S R21E S07 Lot 1	NWNW	45.00			

494 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 494 acres in a single irrigation season. Combined Right Nos.: 37-2573 and 37-11932.

The rights listed below are limited to the irrigation of a combined total of 5389

Based on 4-1-11-1 season
562.3 - per (4-15 10-31 season)

over 407
+1 ac

31 or 407

acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

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

This right is for an enlargement of 2504 acres within the place of use described for this right.

This right is based upon an enlargement of Right No. 37-2573 pursuant to Section 42-1426, Idaho Code.

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 - Beneficial Use

IDWR CONCURRENCE:

Kelly K. Christensen 3-12-09
Kelly K. Christensen Date
Sr. Water Resource Agent

IDWR CONCURRENCE:

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF SERVICE

I certify that on _____, 2009, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Travis L. Thompson
Barker, Rosholt & Simpson LLP
P.O. Box 485
Twin Falls, ID 83303-0485

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Signature of person or attorney mailing the form

10/01/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-11932

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

SOURCE: GROUND WATER

 TRIBUTARY: KKE

QUANTITY: ~~0.270~~ 0.72 CFS
~~94.00~~ 96.5 AFY

The rights listed below are limited to a total combined diversion rate of 1.42 cfs and to a total combined annual diversion volume of ~~508~~ 604.5 AF. Combined Right Nos.: 37-2573 and 37-11932.

PRIORITY DATE: 04/15/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T01S R19E S17 SESESW Injection Within BLAINE County
T01S R19E S17 SWSWE Within BLAINE County
T01S R20E S35 NENENE Rediversion Within BLAINE County
T02S R20E S1 NESWNE Rediversion Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Rediversion Within BLAINE County
T02S R21E S6 NESWSW Lot 7 Rediversion Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	~~0.270~~ <u>0.72</u> CFS ~~94.00~~ <u>96.5</u> AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01S R21E S31	SWSW	1.70	T01S R21E S31	SESW	~~25.00~~ <u>29.00</u>
T01S R21E S31	NESE	31.00	T01S R21E S31	NWSE	33.00
T01S R21E S31	SWSE	40.00	T01S R21E S31	SESE	38.00
T01S R21E S32	NWSW	16.00	T02S R20E S12	NENE	25.00
T02S R21E S06 Lot 1	NENE	5.30	T02S R21E S06 Lot 2	NWNE	37.00
T02S R21E S06	SWNE	10.00	T02S R21E S06 Lot 3	NENW	36.00
T02S R21E S06 Lot 4	NWNW	23.00	T02S R21E S06 Lot 5	SWNW	37.00
T02S R21E S06	SENW	31.00	T02S R21E S06	NESW	11.00
T02S R21E S06 Lot 6	NWSW	25.00	T02S R21E S06 Lot 7	SWSW	20.00
T02S R21E S07 Lot 1	NWNW	45.00			

~~490~~ 494 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of ~~534~~ 538 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

The rights listed below are limited to the irrigation of a combined total of ~~490~~ 494 acres in a single irrigation season. Combined Right Nos.: 37-2573 and 37-11932.

10/01/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Place of use does not include federal public lands.

KKC

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

This right is for an enlargement of 90 250 acres within the place of use described for this 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.

This right is based upon an enlargement of Right No. 37-2573 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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)

A. Subcase 37-11932
(Insert water right number)

Case No. 39576)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau
of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: John Flood (DR owner)

Address: Queens Crown Ranch, P.O. Box 3750; Hailey, Idaho 83333

Name: Katie Flood (DR owner)

Address: Queens Crown Ranch, P.O. Box 3750; Hailey, Idaho 83333

Name: John D. Flood (NCAP)

Address: Queens Crown Ranch; 19249 Hwy 20; Picabo, Idaho 83348

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Place of Use**
Should be: See attached.

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

RECEIVED

NOV 09 2007

DEPARTMENT OF
INTERIOR

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

A. Subcase No. 37-11932 (Insert water right number)

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: JOHN FLOOD
QUEENS CROWN RANCH
Address: P.O. BOX 3750
HAILEY, IDAHO 83333
Phone: (208) 788-2357

Daytime Phone:

Name & Address of Attorney, if any:
John A. Rosholt / Travis L. Thompson
Barker Rosholt & Simpson LLP
P.O. Box 485
Twin Falls, Idaho 83303-0485

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: JOHN FLOOD
QUEENS CROWN RANCH
Address: P.O. BOX 3750
HAILEY, IDAHO 83333

OBJECTION

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☒ **Period of Year**
Should be: 4/01 to 11/01 _____
9. ☒ **Place of Use**
Should be: _____
- 10 ☐ **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but Should be recommended as claimed.

E. REASONS SUPPORTING OBJECTIONS(S): The total number of irrigated acres and the place of use needs to be corrected to accurately reflect the water right as claimed. The quantity and priority date should be decreed as claimed.

01/09/2007

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

RIGHT NUMBER: 37-11932

NAME AND ADDRESS: JOHN FLOOD
QUEENS CROWN RANCH
PO BOX 3750
HAILEY ID 83333

KATIE FLOOD
QUEENS CROWN RANCH
PO BOX 3750
HAILEY ID 83333

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.270 CFS
94.000 AFY

The rights listed below are limited to a total combined diversion rate of 1.42 cfs and to a total combined annual diversion volume of 508 AF. Combined Right Nos.: 37-2573 and 37-11932.

PRIORITY DATE: 04/15/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T01S R19E S17 SESESW Injection Within BLAINE County
T01S R19E S17 SWSWSE Within BLAINE County
T01S R20E S35 NENENE Rediversion Within BLAINE County
T02S R20E S1 NESWNE Rediversion Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Rediversion Within BLAINE County
T02S R21E S6 NESWSW Lot 7 Rediversion Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.270 CFS 94.00 AFY

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R21E S31	SWSW	1.70	T01S R21E S31	SESW	25.00
T01S R21E S31	NESE	31.00	T01S R21E S31	NWSE	33.00
T01S R21E S31	SWSE	40.00	T01S R21E S31	SESE	38.00
T01S R21E S32	NWSW	16.00	T02S R20E S12	NENE	25.00
T02S R21E S06 Lot 1	NENE	5.30	T02S R21E S06 Lot 2	NWNE	37.00
T02S R21E S06	SWNE	10.00	T02S R21E S06 Lot 3	NENW	36.00
T02S R21E S06 Lot 4	NWNW	23.00	T02S R21E S06 Lot 5	SWNW	37.00
T02S R21E S06	SENE	31.00	T02S R21E S06	NESW	11.00
T02S R21E S06 Lot 6	NWSW	25.00	T02S R21E S06 Lot 7	SWSW	20.00
T02S R21E S07 Lot 1	NWNW	45.00			

490 ACRES TOTAL

01/09/2007

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

The rights listed below are limited to the irrigation of a combined total of 534 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

The rights listed below are limited to the irrigation of a combined total of 490 acres in a single irrigation season. Combined Right Nos.: 37-2573 and 37-11932.

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.

This right is based upon an enlargement of Right No. 37-2573 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is for an enlargement of 90 acres within the place of use described for this right.

COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2007 AUG 28 PM 2 28

**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

Subcase No. 37-407, 37-408, 37-693,
37-947, 37-2573,
37-7014, 37-11932

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING**

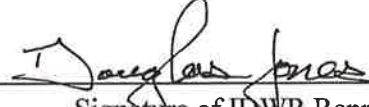
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 8/28/07


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/28, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

John D Flood
Queens Crown Ranch
19249 Hwy 20
Picabo ID 83348



Signature of person or attorney mailing the form

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-407

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 05/31/1885

POINT OF
DIVERSION:

T01S R20E S35 NENENE Within BLAINE County
T02S R20E S1 NESWNE Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Within BLAINE County
T02S R21E S6 NESWSW Lot 7 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	2.000 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R21E S31	SWNE	17.00	T01S R21E S31	SENE	19.00
T01S R21E S31	SESW	24.00	T01S R21E S31	NESE	38.00
T01S R21E S31	NWSE	35.00	T01S R21E S31	SWSE	40.00
T01S R21E S31	SESE	38.00	T01S R21E S32	NWSW	16.00
T02S R21E S06 Lot 1	NENE	5.00	T02S R21E S06 Lot 2	NWNE	37.00
T02S R21E S06 Lot 3	NENW	31.00			

300 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 300 acres in a single irrigation season. Combined Right Nos.: 37-407 and 37-408.

The rights listed below are limited to the irrigation of a combined total of 534 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

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 - Decreed

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

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-408

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 10/25/1892

POINT OF

DIVERSION:

T01S R20E S35 NENENE Within BLAINE County
T02S R20E S1 NESWNE Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Within BLAINE County
T02S R21E S6 NESWSW Lot 7 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.000 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R21E S31	SWNE	17.00	T01S R21E S31	SENE	19.00
T01S R21E S31	SESW	24.00	T01S R21E S31	NESE	38.00
T01S R21E S31	NWSE	35.00	T01S R21E S31	SWSE	40.00
T01S R21E S31	SESE	38.00	T01S R21E S32	NWSW	16.00
T02S R21E S06 Lot 1	NENE	5.00	T02S R21E S06 Lot 2	NWNE	37.00
T02S R21E S06 Lot 3	NENW	31.00			

300 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 534 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

The rights listed below are limited to the irrigation of a combined total of 300 acres in a single irrigation season. Combined Right Nos.: 37-407 and 37-408.

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 - Decreed

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

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-693

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 04/01/1890

POINT OF

DIVERSION: T01S R20E S35 NENENE Within BLAINE County
T02S R20E S1 NESWNE Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.000 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01S R21E S31	SWSW	1.50	T02S R21E S06 Lot 3 NENW	5.50
T02S R21E S06 Lot 4	NWNW	23.00	T02S R21E S06 Lot 5 SWNW	37.00
T02S R21E S06	SENW	23.00		

90 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 534 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

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 - Decreed

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

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

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-947	JOHN D FLOOD QUEENS CROWN RANCH 19249 HWY 20 PICABO ID 83348	Disallowed	Forfeited/abandoned due to non-use from 1982 to 1987.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

The rights listed below are limited to the irrigation of a combined total of 534 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

Right No. 37-11932 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

The portion of Right 37-2573 used for conveyance losses is 0.14 cfs.

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

Measuring devices of a type approved by this Department shall be permanently installed and maintained at the points of injection into Silver Creek and points of rediversion from Silver Creek.

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7014

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.000 CFS
1,335.00 AFY

This right when combined with all other water rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre for the lands above.

The rate of diversion at the point of rediversion from Silver Creek shall not exceed 4.3 cfs.

The maximum combined rate of diversion under this right & Right 37-02649 shall not exceed 7.26 cfs.

PRIORITY DATE: 03/11/1968

POINT OF
DIVERSION: T01S R19E S20 NWNWNE Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Rediversion Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	5.000 CFS 1,335.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01S R21E S31	SWNE	17.00	T01S R21E S31	SENE	19.00
T01S R21E S31	SWSW	1.70	T01S R21E S31	SESW	25.00
T01S R21E S31	NESE	38.00	T01S R21E S31	NWSE	35.00
T01S R21E S31	SWSE	40.00	T01S R21E S31	SESE	38.00
T01S R21E S32	NWSW	16.00	T02S R21E S06 Lot 1	NENE	5.30
T02S R21E S06 Lot 2	NWNE	37.00	T02S R21E S06	SWNE	10.00
T02S R21E S06 Lot 3	NENW	36.00	T02S R21E S06 Lot 4	NWNW	23.00
T02S R21E S06 Lot 5	SWNW	37.00	T02S R21E S06	SENW	31.00
T02S R21E S06	NESW	11.00	T02S R21E S06 Lot 6	NWSW	25.00

445 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 534 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

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

The right holder(s) shall pay such charges for the watermasters service as shall be found to be required due to the additional expense of regulating use of this water.

The well shall be permanently maintained with a valve or other control device to stop flow when the well is not in use. No more water may be diverted from the well than the beneficial requirements to irrigate the lands described in this right and Right 37-02649.

This right is subject to all prior water rights and may be forfeited by five years of non-use.

Water is discharged from the well into Patton Creek, flowing through Stalker Creek and into Silver Creek where it is rediverted from Silver Creek onto the lands identified above. This exchange of groundwater for surface water occurs when surface water rights are not available for diversion.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37-M.

07/11/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-11932

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.270 CFS
94.00 AFY

The rights listed below are limited to a total combined diversion rate of 1.42 cfs and to a total combined annual diversion volume of 508 AF. Combined Right Nos.: 37-2573 and 37-11932.

PRIORITY DATE: 04/15/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF
DIVERSION:

T01S R19E S17 SESESW Injection Within BLAINE County
T01S R19E S17 SWSWSE Within BLAINE County
T01S R20E S35 NENENE Rediversion Within BLAINE County
T02S R20E S1 NESWNE Rediversion Within BLAINE County
T02S R21E S6 SWNENW Lot 3 Rediversion Within BLAINE County
T02S R21E S6 NESWSW Lot 7 Rediversion Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.270 CFS 94.00 AFY

PLACE OF USE:

<u>IRRIGATION in BLAINE County</u>			
T01S R21E S31	SWSW	1.70	T01S R21E S31 SESE 25.00
T01S R21E S31	NESE	31.00	T01S R21E S31 NWSE 33.00
T01S R21E S31	SWSE	40.00	T01S R21E S31 SESE 38.00
T01S R21E S32	NWSW	16.00	T02S R20E S12 NENE 25.00
T02S R21E S06 Lot 1	NENE	5.30	T02S R21E S06 Lot 2 NWNE 37.00
T02S R21E S06	SWNE	10.00	T02S R21E S06 Lot 3 NENW 36.00
T02S R21E S06 Lot 4	NWNW	23.00	T02S R21E S06 Lot 5 SWNW 37.00
T02S R21E S06	SENE	31.00	T02S R21E S06 NESW 11.00
T02S R21E S06 Lot 6	NWSW	25.00	T02S R21E S06 Lot 7 SWSW 20.00
T02S R21E S07 Lot 1	NWNW	45.00	

490 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 534 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

The rights listed below are limited to the irrigation of a combined total of 490 acres in a single irrigation season. Combined Right Nos.: 37-2573 and 37-11932.

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

This right is for an enlargement of 90 acres within the place of use described for this 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.

This right is based upon an enlargement of Right No. 37-2573 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

August 28, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO ID 83348

RE: SRBA Claim(s) 37-407, 37-408, 37-693, 37-947, 37-2573,
37-7014, 37-11932

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

de

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 a 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
	37-407	-		37-11732	-
	37-408	-		37-947	-
	37-693	-	37-11670		-
	37-2573	-			
	37-7014	-			

RECEIVED

JUN 25 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 a 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)

John & Katie Flood

PO Box 3750, Hailey, ID 83333

4. New Owner/Claimant(s)

John D. Flood dba Queens Crown Ranch

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

19249 Hwy 20

City, State and ZIP Code

Picabo, ID 83348

New Telephone Number

() 788-2357

5. Date you acquired the property

4-24-1992

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in 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)

John D. Hood

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

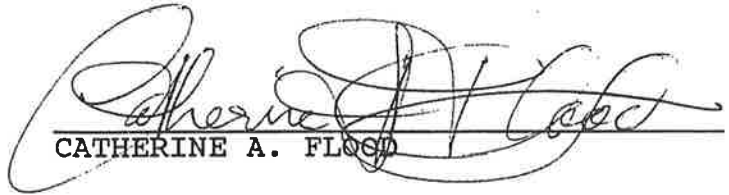
Received by <i>JP</i>	Date <u>6-25-07</u>	Fee <u>\$25.</u>
Receipted by <i>JP</i>	Date <u>6-25-07</u>	Receipt No. <u>5029556</u>
Processed by _____ AJ	Date _____	WR _____ Date _____

QUEENS CROWN RANCH

QUITCLAIM DEED

FOR VALUE RECEIVED, CATHERINE A. FLOOD does hereby convey, release, remise and forever quit claim unto JOHN D. FLOOD, Queens Crown Ranch, Star Route, Picabo, Idaho 83348, the premises described on Exhibit A attached hereto and by this reference made a part hereof as if set out in full herein, together with their appurtenances.

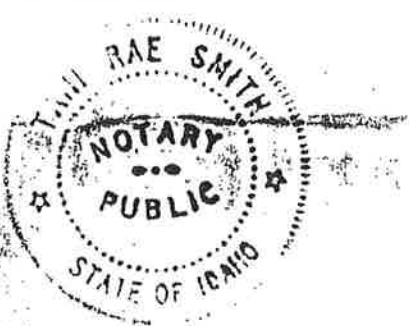
Date: April 24, 1992


CATHERINE A. FLOOD

STATE OF IDAHO)
): ss.
County of Ada)

On this 24th day of April, 1992, before me, the undersigned, a notary public for said State, personally appeared CATHERINE A. FLOOD, known or identified to me to be the person who executed the instrument, and acknowledged to me that she 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
Residing at: Boise, ID
My Commission Expires: 3/4/93

ELAINE CO. REQUEST

OF Holland & Hart

1992 APR 28 P 12:07

340312

CLERK
FEES \$

9.00

MP

Deed

"EXHIBIT A"

LEGAL DESCRIPTION

ALL SITUATED IN THE COUNTY OF BLAINE, STATE OF IDAHO, TO-WIT:

TRACT 1

Section 31, Township 1 South, Range 21 East, B.M.:

The Southwest Quarter of the Southeast Quarter;

All of the Southeast Quarter of the Southwest Quarter

EXCEPT highway right-of-way designated as Tax Lots

2605 and 2606 on Blaine County Tax Assessor's Roll; and

All of Lot 4 (or SW $\frac{1}{4}$ SW $\frac{1}{4}$) EXCEPT highway right-of-way

designated as Tax Lots 2603 and 2604 on Blaine County

Tax Assessor's Roll.

Section 6, Township 2 South, Range 21 East, B.M.:

The Southwest Quarter of the Northeast Quarter;

The Southeast Quarter of the Northwest Quarter; and

Lots 2, 3, 4, and 5.

TRACT 2

Section 6, Township 2 South, Range 21 East, B.M.:

Lots 6 and 7; and

The East half of the Southwest Quarter.

Section 7, Township 2 South, Range 21 East, B.M.:

Lot 1.

Section 12, Township 2 South, Range 20 East, B.M.:

All of the Northeast Quarter of the Northeast Quarter

lying East of the County Road.

TRACT 3

Section 17, Township 1 South, Range 19 East, B.M.:

A parcel of land 20 feet square in the Southwest

Quarter of the Southeast Quarter, center of which is

a well and point of diversion, which bears

N.3°30'E. 175 feet distant from the South Quarter

Corner of said Section 17.

TRACT 4

Section 31, Township 1 South, Range 21 East, B.M.:

The Southeast Quarter of the Southeast Quarter;

All of the Northwest Quarter of the Southeast Quarter

EXCEPT highway right-of-way designated as Tax Lots

2608 and 2609 on Blaine County Tax Assessor's Roll; and

All of the Northeast Quarter of the Southeast Quarter

EXCEPT highway right-of-way designated as tax lots

2610 and 2611 on Blaine County Tax Assessor's Roll.

TRACT 5

Section 31, Township 1 South, Range 21 East, B.M.:

All of the South Half of the Northeast Quarter

EXCEPT highway right-of-way.

Section 32, Township 1 South, Range 21 East, B.M.:

The West Half of the Northwest Quarter of the

Southwest Quarter.

Section 6, Township 2 South, Range 21 East, B.M.:

Lot 1.



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 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

37-11932
JOHN FLOOD
QUEEN'S CROWN RANCH
STAR RT
PICABO, ID 83348

March 4, 2002

Re: Evidence of Priority Date for SRBA Claim

RESPONSE DEADLINE
MARCH 29, 2002

Dear Claimant:

The Notice of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice number. If you have questions not covered by this letter or the enclosed pamphlet, please contact the office listed above.

Sincerely,

Steve Clelland
Water Resource Agent, Sr.

Enclosures