

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

JAN 10 1991

Ident. Number: A37-13234

Date Received: ~~10/26/1989~~ 11-15-89

Receipt No: W006711

Received By: _____

Department of Water Resources

Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARBER/CAVEN RANCHES
Address: PITCH FORK RANCH
6874 FAIRVIEW ROAD
BOISE, ID

Jim Chambers

208-322-5600

83704

2. Date of Priority: JUN 01, 1883

3. Source: SPRINGS

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	11E	4	NE	NW	NW		ELMORE - Bennett
		10	NW	NW	NW		ELMORE - Bennett
		15	SW	SE	SE		ELMORE
		20	NE	NE	SE		ELMORE
			SE	NE	SE		ELMORE
			SE	SE	SE		ELMORE
		21	NW	NE	NE		ELMORE
			SW	NE	NW		ELMORE
			SE	NE	NW		ELMORE
			NW	SW	SW		ELMORE
			SE	SE	SW		ELMORE
		22	NW	NE	NE		ELMORE
			SW	SW	NE		ELMORE
			NW	NW	NW		ELMORE
			NW	SE	SW		ELMORE
			SE	SE	SW		ELMORE
			NW	SE	SE		ELMORE
		24	NW	NW	NE		ELMORE
			NE	SE	NW		ELMORE
		25	NE	NE	NW		ELMORE
			SW	SW	NW		ELMORE
			NW	NW	SE		ELMORE
		27	SW	SW	SW		ELMORE

A37-13234

Page 1

10/26/89

MICROFILMED

FEB 26 1993

4. Point of Diversion: Continued

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	11E	27	NE	SW	SE		ELMORE
		28	SE	NE	NW		ELMORE
			NW	NW	SW		ELMORE
		33	SE	SW	NE		ELMORE
			SW	SE	NE		ELMORE
			NE	NE	NW		ELMORE
			NE	NE	SE		ELMORE
			NW	SW	SE		ELMORE
		35	NE	SE	NE		ELMORE
		36	SW	NE	NW		ELMORE
			SE	NW	NW		ELMORE
			NW	NW	SE		ELMORE

5. Description of diverting works:

SPRINGS DEVELOPED OR UNDEVELOPED FOR LIVESTOCK WATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.240		

7. Total Quantity Appropriated is:

0.240 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

UP TO 1000 RANGE CATTLE AND HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	11E	4	NW	NW		STOCK	
		10	NW	NW		STOCK	
		15	SE	SE		STOCK	
		20	NE	SE		STOCK	
			SE	SE		STOCK	
		21	NE	NE		STOCK	
			NE	NW		STOCK	
			SW	SW		STOCK	
			SE	SW		STOCK	
		22	NE	NE		STOCK	
			SW	NE		STOCK	
			NW	NW		STOCK	
			SE	SW		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	11E	22	SE		SE		STOCK	
		24	NW		NE		STOCK	
			SE		NW		STOCK	
		25	NE		NW		STOCK	
			SW		NW		STOCK	
			NW		SE		STOCK	
		27	SW		SW		STOCK	
			SW		SE		STOCK	
		28	NE		NW		STOCK	
			NW		SW		STOCK	
		33	SW		NE		STOCK	
			SE		NE		STOCK	
			NE		NW		STOCK	
			NE		SE		STOCK	
			SW		SE		STOCK	
		35	SE		NE		STOCK	
		36	NE		NW		STOCK	
			NW		NW		STOCK	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Partner of Barber/Cover Ranches, that I have signed the foregoing document in the space below as Partner of Barber/Cover Ranches and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Barber/Cover Ranches
Title and Organization

11-14-89
Date

State of Idaho)
County of Ada) SS.

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

[Signature]
Notary Public

Seal

Residing at Boise

My Commission Expires 12/12/94

COPY

WATERS COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2008 FEB 20 PM 12 17

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. 37-13234, 37-13235

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

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

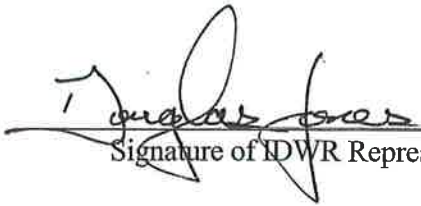
Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

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:

2/28/08


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/29, 2008, 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

Casa Del Norte LP
11204 N Bar 21 Dr
Glenns Ferry ID 83623

Barber-Caven Ranches
Pitchfork Ranch
6874 Fairview Rd
Boise ID 83704

Courtesy Copy:

Bruce Smith
Moore Smith
950 W Bannock Ste 520
Boise ID 83702



Signature of person or attorney mailing the form

02/27/2008

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

RIGHT NUMBER: 37-13234

NAME AND ADDRESS: CASA DEL NORTE LP
11204 N BAR 21 DR
GLENN'S FERRY ID 83623

SOURCE: SPRING

TRIBUTARY: UNNAMED STREAM

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1883

POINT OF
DIVERSION:

T02S R11E S20 SENESE Within ELMORE County
T02S R11E S20 SESESE Within ELMORE County
T02S R11E S21 NWNENE Within ELMORE County
T02S R11E S21 SWNENW Within ELMORE County
T02S R11E S21 SENENW Within ELMORE County
T02S R11E S21 NESESW Within ELMORE County
T02S R11E S22 NWNENE Within ELMORE County
T02S R11E S22 SWSWNE Within ELMORE County
T02S R11E S22 NWNWNW Within ELMORE County
T02S R11E S22 NWSESW Within ELMORE County
T02S R11E S22 SESESW Within ELMORE County
T02S R11E S22 NWSESE Within ELMORE County
T02S R11E S25 NENENW Within ELMORE County
T02S R11E S27 NESWSE Within ELMORE County
T02S R11E S28 NWNENW Within ELMORE County
T02S R11E S28 NWNWSW Within ELMORE County
T02S R11E S28 SESESE Within ELMORE County
T02S R11E S33 SESWNE Within ELMORE County
T02S R11E S33 SWSENE Within ELMORE County
T02S R11E S33 SESENE Within ELMORE County
T02S R11E S33 NENENW Within ELMORE County
T02S R11E S33 NWSWSE Within ELMORE County
T02S R11E S36 SWNENW Within ELMORE County
T02S R11E S36 SWNENW Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER in ELMORE County

T02S R11E S20	NESE	T02S R11E S20	SESE
T02S R11E S21	NENE	T02S R11E S21	NENW
T02S R11E S21	SESW	T02S R11E S22	NENE
T02S R11E S22	SWNE	T02S R11E S22	NWNW
T02S R11E S22	SESW	T02S R11E S22	SESE
T02S R11E S25	NENW	T02S R11E S27	SWSE

T02S R11E S28	NENW	T02S R11E S28	NWSW
T02S R11E S28	SESE	T02S R11E S33	SWNE
T02S R11E S33	SENE	T02S R11E S33	NENW
T02S R11E S33	SWSE	T02S R11E S36	NENW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

02/27/2008

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

RIGHT NUMBER: 37-13235

NAME AND ADDRESS: CASA DEL NORTE LP
11204 N BAR 21 DR
GLENN'S FERRY ID 83623

SOURCE: SPRING

TRIBUTARY: UNNAMED STREAM

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1883

POINT OF
DIVERSTION:

T02S R12E S19 NENWNE Within CAMAS County
T02S R12E S20 NWNWSE Within CAMAS County
T02S R12E S29 NESWSW Within CAMAS County
T02S R12E S30 NWNESE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	01/01 12/31	0.020 CFS
PLACE OF USE:	<u>STOCKWATER in CAMAS County</u>		
	T02S R12E S19 NWNE	T02S R12E S20 NWSE	
	T02S R12E S29 SWSW	T02S R12E S30 NESE	

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

February 29, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

CASA DEL NORTE
11204 N BAR 21 DR
GLENNS FERRY ID 83623

RE: SRBA Claim(s) 37-13234, 37-13235

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

cc: Barber-Caven Ranches
Pitchfork Ranch
6874 Fairview Rd
Boise ID 83704

Bruce Smith
Moore Smith
950 W Bannock Ste 520
Boise ID 83702

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

RECEIVED

MAR 25 2003

WATER RESOURCES
WESTERN REGION

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 (under the "split" heading), 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
PD 61-10113					
AS 37-19840					
AS 37-13234					
AS 37-13235					

Department of Water Resources
Southern Region

MAR 27 2003

RECEIVED

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) is 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)

BARBER-CAVEN Ranches / Pitch Fork Ranch
 6874 Fairview Rd Boise Id 83704

4. New Owner/Claimant(s)

CASA DEL NORTE, L.P.

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

New Mailing Address

RT 1 Box 451

City, State and ZIP Code

GLENNS FERRY, Id 83623

New Telephone Number

(208) 366-7931

5. Date you acquired the property

2-1-1999

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)

Chad B. McCall
MANAGER - CASA DEL MONTE, L.P.

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 DH Date 3-25-03 Fee \$25 - EACH
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED

Rocky Mountain Land & Cattle, L.L.C., an Idaho Limited Liability Company

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Casa Del Norte, L.P., a Delaware limited partnership

GRANTEE(S), whose current address is: Rt 1 Box 451
the following described real property in Elmore
more particularly described as follows, to wit:

Glenns Ferry, Idaho 83623
County, State of Idaho,

(See Attached) Legal Description and Warranty Deed Insert Reservations
RE

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: February 1, 1999


Rocky Mountain Land & Cattle

State of Idaho, County of Blaineville
On this 16 day of February in the year 1999,
before me, the undersigned, personally appeared
Derek C. Ence
known or identified to me (or proved to me on the oath
of _____ to be one of
the members in the limited liability company of Rocky Mountain
Land & Cattle and the member or one of the members who
subscribed said limited liability company name to the
foregoing instrument, and acknowledged to me that (s)he
executed the same in said limited liability company name;

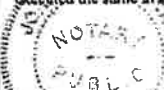
Sign Joanne Zielinski
Name Joanne Zielinski
Residing at Idaho Falls, ID
comm exp: 2-25-2004

313440

ELMORE COUNTY, IDAHO ss
Request of

GUARANTY TITLE INC.
Time 3:16 PM
Date February 16, 1999
GAIL L. BEST, Recorder

By 
Fee 415.00 Deputy



CASE NO.: 99-033

LEGAL DESCRIPTION

Parcel I:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 19: SE1/4SE1/4
Section 20: S1/2NW1/4, SW1/4
Section 28: SW1/4NW1/4
Section 29: N1/2NW1/4, SW1/4NW1/4
Section 30: E1/2E1/2
Section 31: N1/2NE1/4
Section 32 N1/2NW1/4, SE1/4SW1/4

Township 3 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 5: Lots 3 and 4, SW1/4NW1/4, NW1/4SW1/4, SE1/4NW1/4
Section 6: Lots 1 and 2, S1/2NE1/4, N1/2SE1/4

Parcel II:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 24: NE1/4, SE1/4NW1/4, N1/2SE1/4

(See Attached)

LEGAL DESCRIPTION

PARCEL III:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 16: NE1/4NE1/4, W1/2W1/2, SE1/4SE1/4
Section 21: E1/2, NE1/4NW1/4
Section 22: SW1/4NW1/4, NE1/4, E1/2NW1/4, SW1/4
Section 29: SW1/4SE1/4
Section 32: NE1/4, W1/2SE1/4
Section 36: E1/2NW1/4, W1/2SE1/4

Township 3 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 3: Lots 2, 3, 4, SW1/4NE1/4, S1/2NW1/4, N1/2SW1/4,
SE1/4SW1/4, SE1/4
Section 4: Lots 1, 2, 3, S1/2N1/2, N1/2SW1/4, NE1/2SE1/4
Section 5: Lot 2, SW1/4NE1/4, NE1/4SW1/4, N1/2SE1/4
Section 10: N1/2NE1/4, NE1/4NW1/4

PARCEL III-A:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 22: SE1/4
Section 23: SW1/4SW1/4
Section 27: W1/2SW1/4
Section 28: S1/2S1/2
Section 29: SE1/4SE1/4
Section 34: NW1/4NW1/4, S1/2NW1/4, NE1/4SW1/4, SE1/4
Section 35: S1/2S1/2, NW1/4SE1/4

PARCEL IV:

Township 3 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 2: NW1/4SW1/4

WARRANTY DEED INSERT

RESERVING THEREFROM a perpetual easement that shall run with the land in favor of Grantor and Grantor's successors over and across Sections 2, 3 and 10, Township 3 South, Range 11 East, Boise Meridian, Elmore County, Idaho (the "Subservient Estate"), for the purpose of trailing Grantor's livestock from certain real properties owned by the United States of America and the State of Idaho, upon which Grantor has grazing privileges across the Subservient Estate, to the certain real property owned or leased by Grantor, more particularly described as Section 16, 22, 27 and 28, Township 2 South, Range 12 East, Boise Meridian, Camas County, Idaho (the "Dominant Estate"), subject to the following conditions:

This Easement is granted to permit Grantor access to Dempsey Meadow County Road. If it becomes impractical or impossible for Grantor to use Dempsey Meadow County Road to trail Grantor's livestock (or the livestock of Grantor's successors in interest), Grantees agree, to the extent reasonably possible, to provide Grantor and Grantor's successors with an alternate livestock trailing route across the Subservient Estate.

The foregoing Trailing Easement shall be limited to transporting, herding or driving livestock across the Subservient Estate, moving the livestock in a continuous manner without permitting the livestock to unreasonably graze or unreasonably linger upon the Subservient Estate (except of course Grantor's livestock may be watered on the Subservient Estate).

Grantor and Grantee shall determine where Grantor shall cross Grantee's property.

AND FURTHER RESERVING a perpetual easement that shall run with the land in favor of the Grantor and Grantor's successors for the purpose of watering Grantor's livestock on portions of Grantees' real property more particularly described as Sections 22, 27 and 28, Township 4 South, Range 11 East, Boise Meridian, Elmore County, Idaho, subject to the following terms:

a. By giving this Deed with the reservations of this Watering Easement, Grantor acknowledges that Grantees make no representation or warranty with respect to the availability of water and it is further understood

and agreed that the watering easement reserved unto Grantor is conditioned upon the availability of sufficient water to water Grantor's livestock,

b. If Grantees fence off the available water, Grantees must provide a means by which such water is reasonably available to the cattle of Grantor and Grantor's successors.

c. Grantor's reservation of livestock watering on the Subservient Estate shall not be exclusive to Grantor.

d. Subject to this Watering Easement Grantees shall have the full right to use the Subservient Estate for any use that does not interfere with the enjoyment of Grantor's Easement granted hereby.

AND FURTHER RESERVING the right to apply for and develop a water right to water livestock at the discretion of the Grantor or the Grantor's successors.

DLR

WARRANTY DEED

FOR VALUE RECEIVED

Rocky Mountain Land & Cattle, L.L.C., an Idaho Limited Liability Company

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Casa Del Norte, L.P., a Delaware limited partnership

GRANTEE(S), whose current address is: Rt 1 Box 451
the following described real property in ~~XXXXXX~~ Camas
more particularly described as follows, to wit:

Glenns Ferry, Idaho 83623
County, State of Idaho,

(See Attached)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever. , except those of record.

Dated: February 1, 1999


Rocky Mountain Land & Cattle

State of Idaho County of Bonneville
On this 12 day of February in the year 1999,
before me, the undersigned, personally appeared
Desha C. Eric

known or identified to me (or proved to me on the oath
of _____ to be one of
the members in the limited liability company of Rocky Mountain
Land & Cattle and the member or one of the members who
subscribed said limited liability company name to the
foregoing instrument, and acknowledged to me that (s)he
executed the same in said limited liability company name.

Sign Joanne Diehlinski
Name Joanne Diehlinski
Residing at Idaho Falls, Idaho
comm exp: 2-25-2004

EXHIBIT "A"

C990007

PARCEL NO. 1:

Township 2 South, Range 12 East of the Boise Meridian, Camas County, Idaho

Section 31: Governments Lots 1, 2, 3 and 4; the East one-half of the West one-half; and the East one-half.

PARCEL NO. 2:

Township 2 South, Range 12 East of the Boise Meridian, Camas County, Idaho

Section 17: Southwest Quarter of the Northwest Quarter; West one-half of the Southwest Quarter;

Section 18: Lots 3, 4, Southeast Quarter of the Northeast Quarter; East one-half of the Southwest Quarter; Southeast Quarter;

Section 19: Lot 1; Northeast Quarter; East one-half of the Northwest Quarter;

Section 20: Northwest Quarter; West one-half of the East one-half; West one-half of the East one-half of the East one-half.

[Handwritten signature]

WARRANTY DEED

FOR VALUE RECEIVED

Rocky Mountain Land & Cattle, L.L.C., an Idaho Limited Liability Company

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Casa Del Norte, L.P., a Delaware limited partnership

GRANTEE(S), whose current address is: Rt 1 Box 451
the following described real property in Elmore
more particularly described as follows, to wit:

Glenns Ferry, Idaho 83623
County, State of Idaho,

(See Attached) Legal Description and Warranty Deed Insert Reservations
RE

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, , except those of record.

Dated: February 1, 1999



Rocky Mountain Land & Cattle

State of Idaho County of Benewalla

On this 16 day of February in the year 1999,
before me, the undersigned, personally appeared

Derek C. Erice

known or identified to me (or proved to me on the oath
of _____ to be one of

the members in the limited liability company of Rocky Mountain
Land & Cattle, L.L.C. and the member or one of the members who
subscribed said limited liability company name to the
foregoing instrument, and acknowledged to me that (s)he

313440

ELMORE COUNTY, IDAHO 53
Request of

GUARANTY TITLE INC.

Time 3:46 P.M.

Date February 16, 1999

GAIL L. BEST, Recorder

By 

LEGAL DESCRIPTION

Parcel I:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 19: SE1/4SE1/4
Section 20: S1/2NW1/4, SW1/4
Section 28: SW1/4NW1/4
Section 29: N1/2NW1/4, SW1/4NW1/4
Section 30: E1/2E1/2
Section 31: N1/2NE1/4
Section 32 N1/2NW1/4, SE1/4SW1/4

Township 3 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 5: Lots 3 and 4, SW1/4NW1/4, NW1/4SW1/4, SE1/4NW1/4
Section 6: Lots 1 and 2, S1/2NE1/4, N1/2SE1/4

Parcel II:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 24: NE1/4, SE1/4NW1/4, N1/2SE1/4

(See Attached)

LEGAL DESCRIPTION

PARCEL III:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 16: NE1/4NE1/4, W1/2W1/2, SE1/4SE1/4
Section 21: E1/2, NE1/4NW1/4
Section 22: SW1/4NW1/4, NE1/4, E1/2NW1/4, SW1/4
Section 29: SW1/4SE1/4
Section 32: NE1/4, W1/2SE1/4
Section 36: E1/2NW1/4, W1/2SE1/4

Township 3 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 3: Lots 2, 3, 4, SW1/4NE1/4, S1/2NW1/4, N1/2SW1/4,
SE1/4SW1/4, SE1/4
Section 4: Lots 1, 2, 3, S1/2N1/2, N1/2SW1/4, NE1/2SE1/4
Section 5: Lot 2, SW1/4NE1/4, NE1/4SW1/4, N1/2SE1/4
Section 10: N1/2NE1/4, NE1/4NW1/4

PARCEL III-A:

Township 2 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 22: SE1/4
Section 23: SW1/4SW1/4
Section 27: W1/2SW1/4
Section 28: S1/2S1/2
Section 29: SE1/4SE1/4
Section 34: NW1/4NW1/4, S1/2NW1/4, NE1/4SW1/4, SE1/4
Section 35: S1/2S1/2, NW1/4SE1/4

PARCEL IV:

Township 3 South, Range 11 East, Boise Meridian, Elmore County,
Idaho

Section 2: NW1/4SW1/4

WARRANTY DEED INSERT

RESERVING THEREFROM a perpetual easement that shall run with the land in favor of Grantor and Grantor's successors over and across Sections 2, 3 and 10, Township 3 South, Range 11 East, Boise Meridian, Elmore County, Idaho (the "Subservient Estate"), for the purpose of trailing Grantor's livestock from certain real properties owned by the United States of America and the State of Idaho, upon which Grantor has grazing privileges across the Subservient Estate, to the certain real property owned or leased by Grantor, more particularly described as Section 16, 22, 27 and 28, Township 2 South, Range 12 East, Boise Meridian, Camas County, Idaho (the "Dominant Estate"), subject to the following conditions:

This Easement is granted to permit Grantor access to Dempsey Meadow County Road. If it becomes impractical or impossible for Grantor to use Dempsey Meadow County Road to trail Grantor's livestock (or the livestock of Grantor's successors in interest), Grantees agree, to the extent reasonably possible, to provide Grantor and Grantor's successors with an alternate livestock trailing route across the Subservient Estate.

The foregoing Trailing Easement shall be limited to transporting, herding or driving livestock across the Subservient Estate, moving the livestock in a continuous manner without permitting the livestock to unreasonably graze or unreasonably linger upon the Subservient Estate (except of course Grantor's livestock may be watered on the Subservient Estate).

Grantor and Grantee shall determine where Grantor shall cross Grantee's property.

AND FURTHER RESERVING a perpetual easement that shall run with the land in favor of the Grantor and Grantor's successors for the purpose of watering Grantor's livestock on portions of Grantees' real property more particularly described as Sections 22, 27 and 28, Township 4 South, Range 11 East, Boise Meridian, Elmore County, Idaho, subject to the following terms:

a. By giving this Deed with the reservations of this Watering Easement, Grantor acknowledges that Grantees make no representation or warranty with respect to the availability of water and it is further understood

and agreed that the watering easement reserved unto Grantor is conditioned upon the availability of sufficient water to water Grantor's livestock.

b. If Grantees fence off the available water, Grantees must provide a means by which such water is reasonably available to the cattle of Grantor and Grantor's successors.

c. Grantor's reservation of livestock watering on the Subservient Estate shall not be exclusive to Grantor.

d. Subject to this Watering Easement Grantees shall have the full right to use the Subservient Estate for any use that does not interfere with the enjoyment of Grantor's Easement granted hereby.

AND FURTHER RESERVING the right to apply for and develop a water right to water livestock at the discretion of the Grantor or the Grantor's successors.

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Doc

WARRANTY DEED

FOR VALUE RECEIVED

Rocky Mountain Land & Cattle, L.L.C., an Idaho Limited Liability Company

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Casa Del Norte, L.P., a Delaware limited partnership

GRANTEE(S), whose current address is: Rt 1 Box 451
the following described real property in Elmore
more particularly described as follows, to wit:

Glenna Ferry, Idaho 83623
County, State of Idaho,

(See Attached) Legal Description and Warranty Deed Insert Reservations
RE

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: February 1, 1999



Rocky Mountain Land & Cattle

State of Idaho, County of Blaineville.
On this 16 day of February in the year 1999,
before me, the undersigned, personally appeared

Derek C. Elice

known or identified to me (or proved to me on the oath
of _____ to be one of
the members in the limited liability company of Rocky Mountain
Land & Cattle, L.L.C. and the member or one of the members who
subscribed said limited liability company name to the
foregoing instrument, and acknowledged to me that (s)he
executed the same in said limited liability company name;

313440

ELMORE COUNTY, IDAHO ss
Request of

GUARANTY TITLE, INC.
Time 3:46 P.M.
Date February 16, 1999
GAIL L. BEST, Recorder

By  Deputy

WARRANTY DEED

FOR VALUE RECEIVED

Rocky Mountain Land & Cattle, L.L.C., an Idaho Limited Liability Company

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Casa Del Norte, L.P., a Delaware limited partnership

GRANTEE(S), whose current address is: Rt 1 Box 451
the following described real property in ~~XXXXXX~~ Camas
more particularly described as follows, to wit:

Glenns Ferry, Idaho 83623
County, State of Idaho,

(See Attached)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: February 1, 1999


Rocky Mountain Land & Cattle

State of Idaho, County of Bonnerville,
On this 12 day of February in the year 1999,
before me, the undersigned, personally appeared

Derek C. Eric
known or identified to me (or proved to me on the oath
of _____ to be one of
the members in the limited liability company of Rocky Mountain
Land & Cattle, LLC and the member or one of the members who
subscribed said limited liability company name to the
foregoing instrument, and acknowledged to me that (s)he
executed the same in said limited liability company name.

Sign Joanne Zielinski
Name Joanne Zielinski
Residing at Idaho Falls, Idaho
comm exp: 2-25-2004

08/09/2006

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

RIGHT NUMBER: 37-13234
NAME AND ADDRESS: BARBER-CAVEN RANCHES
PITCH FORK RANCH
6874 FAIRVIEW RD
BOISE ID 83704
SOURCE: SPRING TRIBUTARY: UNNAMED STREAM
QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.
PRIORITY DATE: 06/01/1883
POINT OF DIVERSION:

T02S R11E S20 SENESE Within ELMORE County
T02S R11E S20 SESESE Within ELMORE County
T02S R11E S21 NWNENE Within ELMORE County
T02S R11E S21 SWNENW Within ELMORE County
T02S R11E S21 SENENW Within ELMORE County
T02S R11E S21 NESESW Within ELMORE County
T02S R11E S22 NWNENE Within ELMORE County
T02S R11E S22 SWSWNE Within ELMORE County
T02S R11E S22 NWNWNW Within ELMORE County
T02S R11E S22 NWSSEW Within ELMORE County
T02S R11E S22 SESESW Within ELMORE County
T02S R11E S22 NWESE Within ELMORE County
T02S R11E S25 NENENW Within ELMORE County
T02S R11E S27 NESWSE Within ELMORE County
T02S R11E S28 NWNENW Within ELMORE County
T02S R11E S28 NWNWSW Within ELMORE County
T02S R11E S28 SESESE Within ELMORE County
T02S R11E S33 SESWNE Within ELMORE County
T02S R11E S33 SWSENE Within ELMORE County
T02S R11E S33 SESENE Within ELMORE County
T02S R11E S33 NENENW Within ELMORE County
T02S R11E S33 NWSWSE Within ELMORE County
T02S R11E S36 SWNENW Within ELMORE County
T02S R11E S36 SWNENW Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within ELMORE County

T02S R11E S20	NESE	T02S R11E S20	SESE
T02S R11E S21	NENE	T02S R11E S21	NENW
T02S R11E S21	SESW	T02S R11E S22	NENE
T02S R11E S22	SWNE	T02S R11E S22	NWNW
T02S R11E S22	SESW	T02S R11E S22	SESE
T02S R11E S25	NENW	T02S R11E S27	SWSE

08/09/2006

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

T02S R11E S28	NENW	T02S R11E S28	NWSW
T02S R11E S28	SESE	T02S R11E S33	SWNE
T02S R11E S33	SENE	T02S R11E S33	NENW
T02S R11E S33	SWSE	T02S R11E S36	NENW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

Adjudication Claim Notes

Claim(s): 37-13234

Background Data

- Beneficial Use Claim
- Source is Springs tributary to Sinks
- Claimed for 0.24 cfs for Stockwater

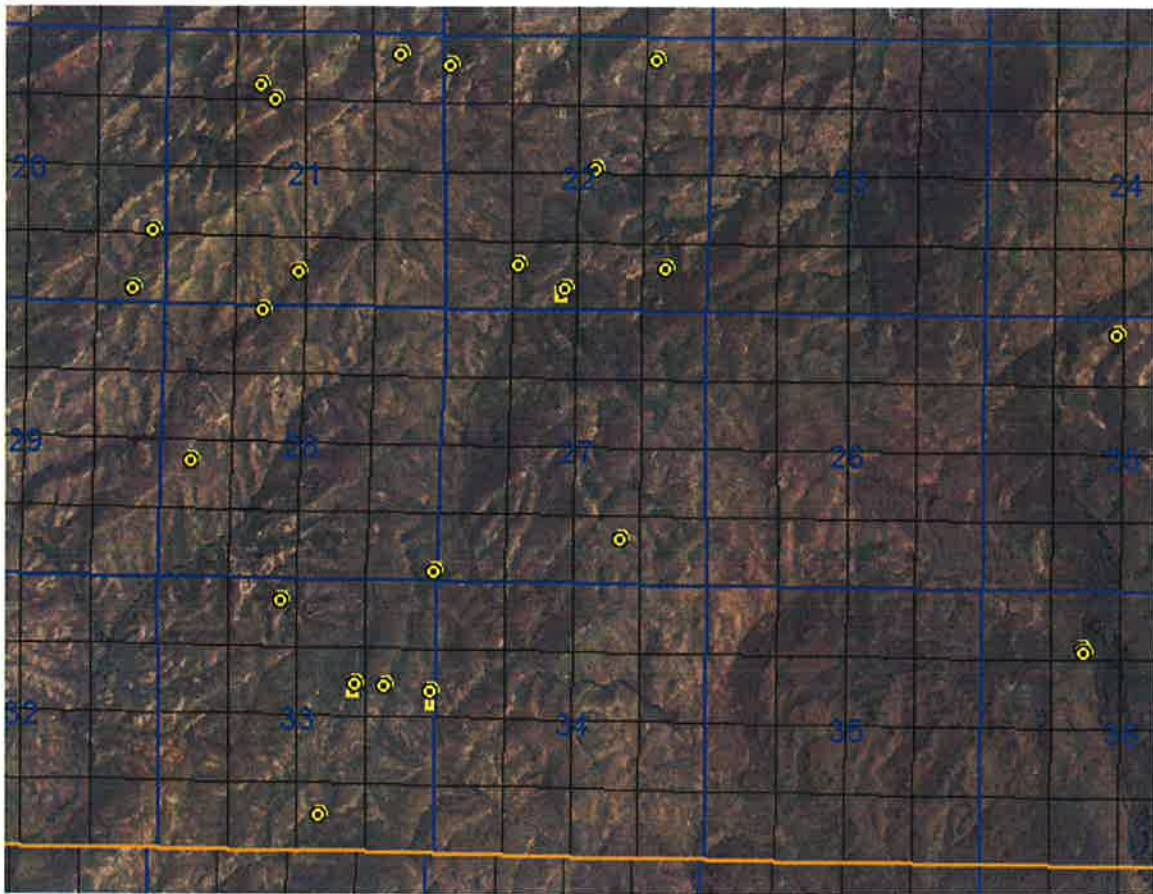
Place Of Use Data

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

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

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

2004 Aerial Photo



Notes

T2S R11E Sections 20, 21, 22, 23, 25, 27, 28, 33, & 36

- PODs digitized based on 2004 aerial photo and USGS 24K map, if there was no indication of a spring, the claimed POD was disallowed.
- Claimed POU included land owned by Casa del Norte, State of Idaho, and Nels Bennett.
- 12/1/05 talked to Jim Chambers (208-322-5600) of Barber/Caven Ranches on the telephone. Mr. Chambers said that they want to claim these springs and they are actively using them. They run about 20,000 acres as part of their several ranches, so he does not remember each spring location. He said they have land in the Bennett Hills near the Camas Elmore county line. I gave him the section numbers of the claims and he confirmed they have land in each. I told him that according to the county tax records some of the land is owned by others and the State of Idaho. He seemed to think that this is caused by POD/POU located incorrectly (possibly due to the remote nature of the area) causing the claimed legal to be incorrect. He expected some objections by the State.
- Appears that Casa del Norte is associated with Barber-Caven.
- Claimed POUs in Section 4 & 10 on land owned by Bennett was excluded from recommendation because there is no indication that this land is associated with Barber-Caven or Casa del Norte.
- Land in Sections 20, 21, & 28 is owned by the State of Idaho. Dept of Lands has filed claims 37-21200 & 37-21199 for stockwater on this land. 37-13234, 37-21200, and 37-21199 do appear to be competing claims because the claims are on different springs in the same QQ.
- The portions of the claimed POU are on State of Idaho land were recommended because the owner knowingly make the claim and expects objections by State of Idaho.
- Claim is for developed and undeveloped springs. To recommend a higher diversion rate for the developed springs, I requested that the claimant submit information to identify the developed springs. No information was submitted, so all the springs were recommended as undeveloped with a diversion rate of 0.02 cfs.
- 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

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 15, 2006

Barber/Caven Ranches
Attn: Jim Chambers
6874 Fairview Ave.
Boise, ID 83704

Re: SRBA claims 37-13234 and 37-13235

Mr. Chambers,

Barber/Caven Ranches submitted water right claims 37-13234 and 37-13235 for the Snake River Basin Adjudication (SRBA). Both claims are for stockwater from sources described in the claims as "springs developed or undeveloped." Since in each case the claimed diversion rate exceeds 0.02 cfs, we need to split each claim into two parts, one for the undeveloped springs and one for the developed springs. Please designate each spring on the attached maps as being undeveloped or developed and return the maps to me so we can split the claims and continue with the review process.

Both claims appear to involve land owned by Casa Del Norte, other private parties, and the State/Federal government. I plan to include in my recommendation the portion of your claims on Casa Del Norte and State/Federal land. You said in our conversation in December that you are aware that some of your claims are on State/Federal land and you expect the corresponding agency to file an objection in the SRBA. I plan to exclude from my recommendation the portion of your water right claims that appear to be on land owned by other private parties, unless you provide documentation that shows Barber/Caven Ranches has ownership interest in that property.

Feel free to contact me at (208) 287-4937 if you have any questions.

Sincerely,

Matt Anders
GIS Specialist – Snake River Basin Adjudication

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 37-13234
Date Received: 11/15/1989
Receipt No: W006711
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BARBER-CAVEN RANCHES
PITCH FORK RANCH
6874 FAIRVIEW RD
BOISE ID USA 83704

Phone: (208)322-5600

2. Date of Priority: 06/01/1883

3. Source: SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS ,
SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS ,
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SINKS , SINKS , SINKS , SINKS , SINKS , SINKS , SINKS , SINKS , SINKS , SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	11E	20	SE SE SE	ELMORE	
02S	11E	24	NE SE NW	ELMORE	
02S	11E	20	SE NE SE	ELMORE	
02S	11E	25	SW SW NW	ELMORE	
02S	11E	25	NE NE NW	ELMORE	
02S	11E	22	NW SE SE	ELMORE	
02S	11E	27	SW SW SW	ELMORE	
02S	11E	20	NE NE SE	ELMORE	
02S	11E	36	NW NW SE	ELMORE	

02S	11E	21	SW	NE	NW	ELMORE
02S	11E	36	SE	NW	NW	ELMORE
02S	11E	22	SE	SE	SW	ELMORE
02S	11E	33	SW	SE	NE	ELMORE
02S	11E	27	NE	SW	SE	ELMORE
02S	11E	15	SW	SE	SE	ELMORE
02S	11E	10	NW	NW	NW	ELMORE
02S	11E	24	NW	NW	NE	ELMORE
02S	11E	22	NW	NE	NE	ELMORE
02S	11E	28	NW	NW	SW	ELMORE
02S	11E	21	NW	SW	SW	ELMORE
02S	11E	22	SW	SW	NE	ELMORE
02S	11E	4	NE	NW	NW	ELMORE
02S	11E	22	NW	NW	NW	ELMORE
02S	11E	21	SE	SE	SW	ELMORE
02S	11E	36	SW	NE	NW	ELMORE
02S	11E	33	NW	SW	SE	ELMORE
02S	11E	33	NE	NE	NW	ELMORE
02S	11E	21	NW	NE	NE	ELMORE
02S	11E	28	SE	NE	NW	ELMORE
02S	11E	25	NW	NW	SE	ELMORE
02S	11E	33	SE	SW	NE	ELMORE
02S	11E	22	NW	SE	SW	ELMORE
02S	11E	21	SE	NE	NW	ELMORE
02S	11E	35	NE	SE	NE	ELMORE
02S	11E	33	NE	NE	SE	ELMORE

5. Description of diverting works:

SPRINGS DEVELOPED OR UNDEVELOPED FOR LIVESTOCK WATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.24	

7. Total Quantity Appropriated is:
0.24 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
02S	11E	4	NW	NW		STOCKWATER	
02S	11E	10	NW	NW		STOCKWATER	
02S	11E	15	SE	SE		STOCKWATER	
02S	11E	20	NE	SE		STOCKWATER	
			SE	SE		STOCKWATER	
02S	11E	21	SW	SW		STOCKWATER	
			SE	SW		STOCKWATER	
			NE	NW		STOCKWATER	
			NE	NE		STOCKWATER	
02S	11E	22	NE	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	SE		STOCKWATER	
			SE	SW		STOCKWATER	
			NW	NW		STOCKWATER	
02S	11E	24	NW	NE		STOCKWATER	
			SE	NW		STOCKWATER	
02S	11E	25	NE	NW		STOCKWATER	
			SW	NW		STOCKWATER	
			NW	SE		STOCKWATER	
02S	11E	27	SW	SE		STOCKWATER	
			SW	SW		STOCKWATER	
02S	11E	28	NW	SW		STOCKWATER	
			NE	NW		STOCKWATER	
02S	11E	33	NE	NW		STOCKWATER	
			SW	NE		STOCKWATER	

			SE	NE	STOCKWATER
			SW	SE	STOCKWATER
			NE	SE	STOCKWATER
02S	11E	35	SE	NE	STOCKWATER
02S	11E	36	NE	NW	STOCKWATER
			NW	NW	STOCKWATER

11. Place of use in counties: ELMORE

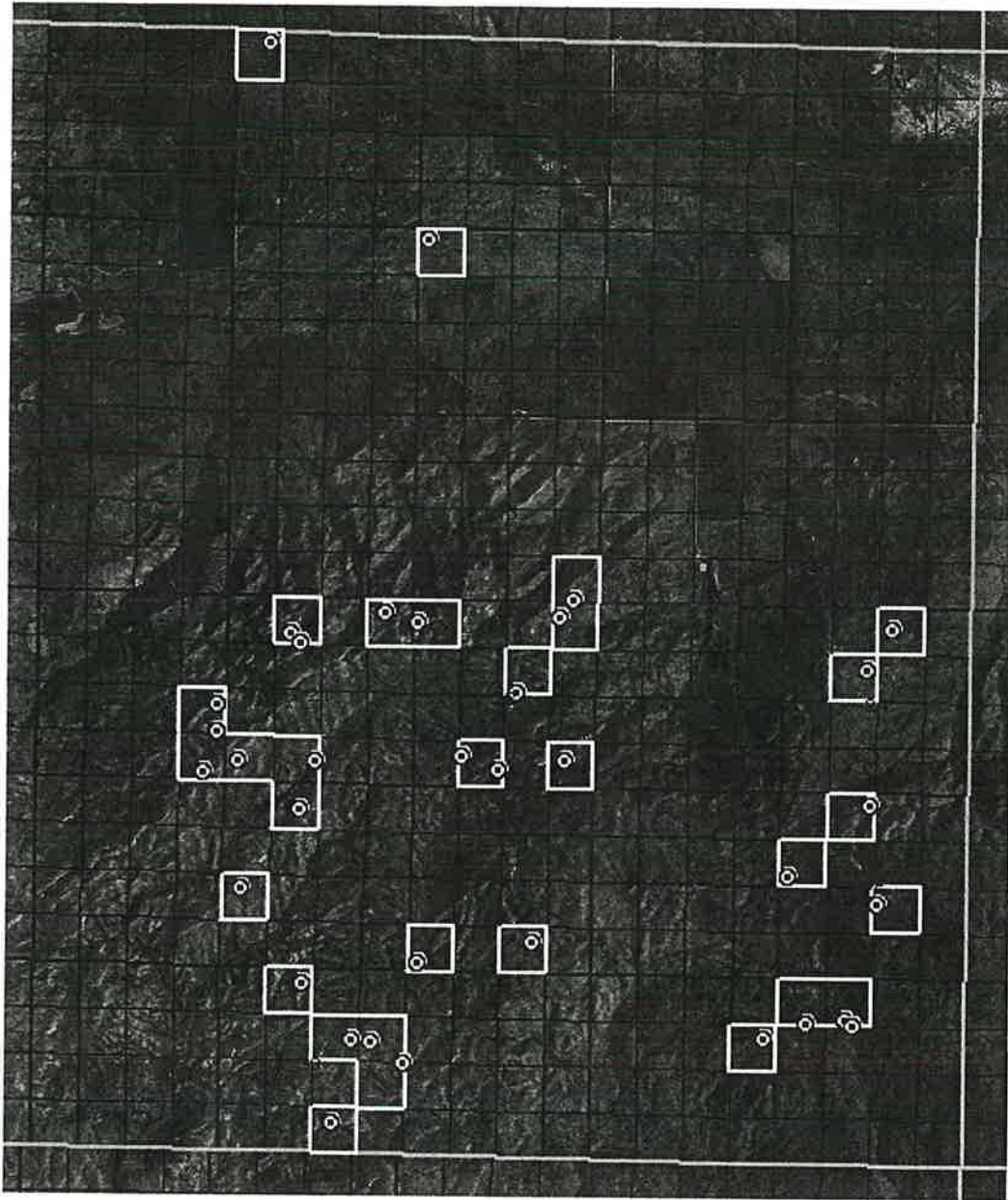
12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

Claim 37-13234

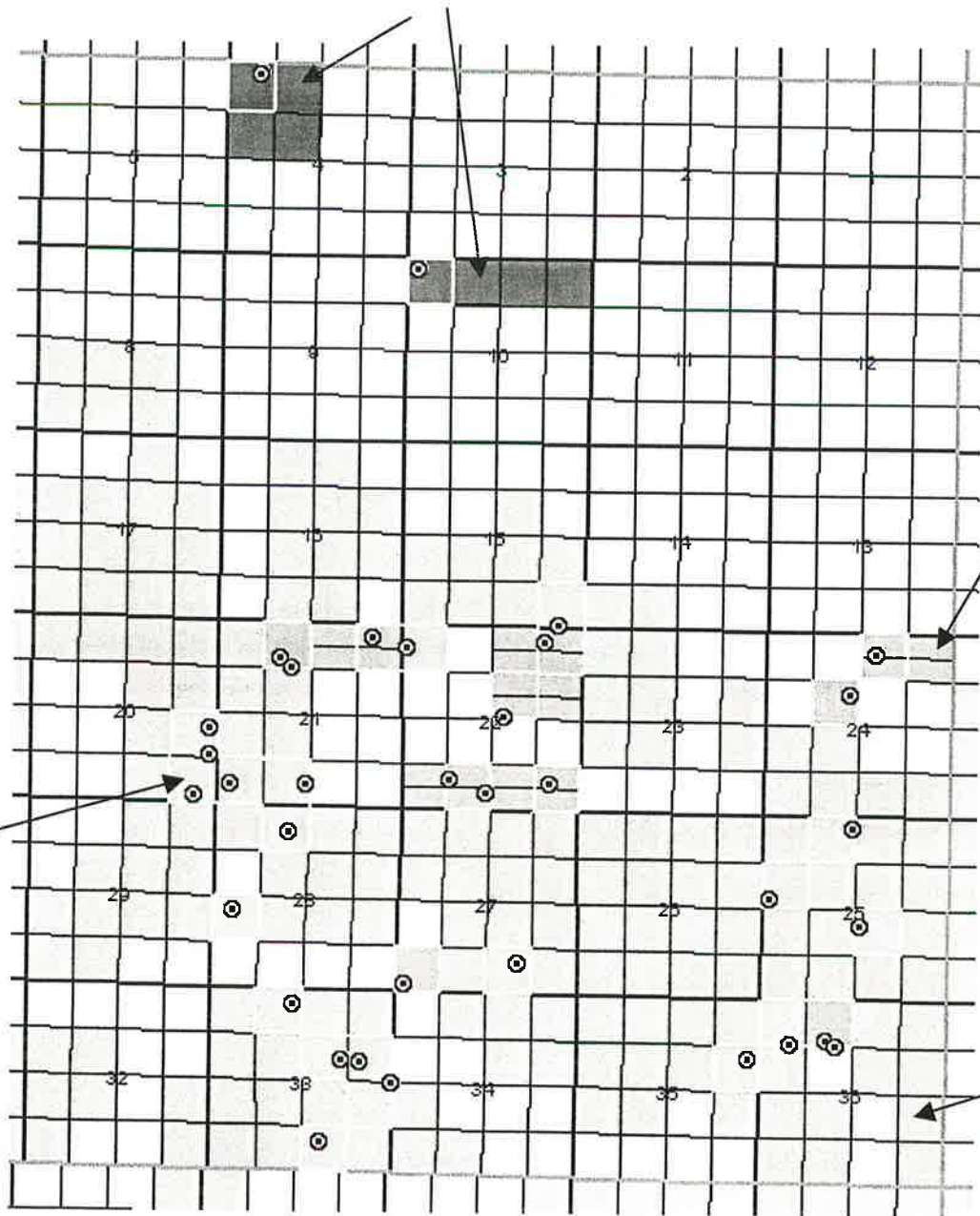


Land owned by
Bennett
(purple)

Land owned by
Casa Del Norte
(green)

Idaho Fish &
Game also has
stockwater
claims in SESE
Sec 20 &
SWSW Sec 21

Land owned by
State of Idaho
(blue)



Township 2S, Range 11E

Yellow line outlines quarter-quarter section with a claimed spring.
Yellow dot indicates the location of the claimed spring.

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 37-13235
Date Received: 11/15/1989
Receipt No: W006711
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BARBER-CAVEN RANCHES
PITCH FORK RANCH
6874 FAIRVIEW RD
BOISE ID USA 83704

Phone: (208)322-5600

2. Date of Priority: 06/01/1883

3. Source: SPRINGS , SPRINGS , SPRINGS , SPRINGS , SPRINGS Trib. to: SINKS , SINKS
, SINKS , SINKS , SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	12E	17	NW NW SE	CAMAS	
02S	12E	29	NE SW SW	CAMAS	
02S	12E	19	NW NE NE	CAMAS	
02S	12E	30	NW NW SE	CAMAS	
02S	12E	20	NW NW SE	CAMAS	

5. Description of diverting works:

SPRINGS DEVELOPED OR UNDEVELOPED FOR LIVESTOCK WATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	1/01	12/31	0.24	

7. Total Quantity Appropriated is:

0.24 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	12E	17	NW	SE	STOCKWATER	
02S	12E	19	NE	NE	STOCKWATER	
02S	12E	20	NW	SE	STOCKWATER	
02S	12E	29	SW	SW	STOCKWATER	
02S	12E	30	NE	SE	STOCKWATER	

11. Place of use in counties: CAMAS

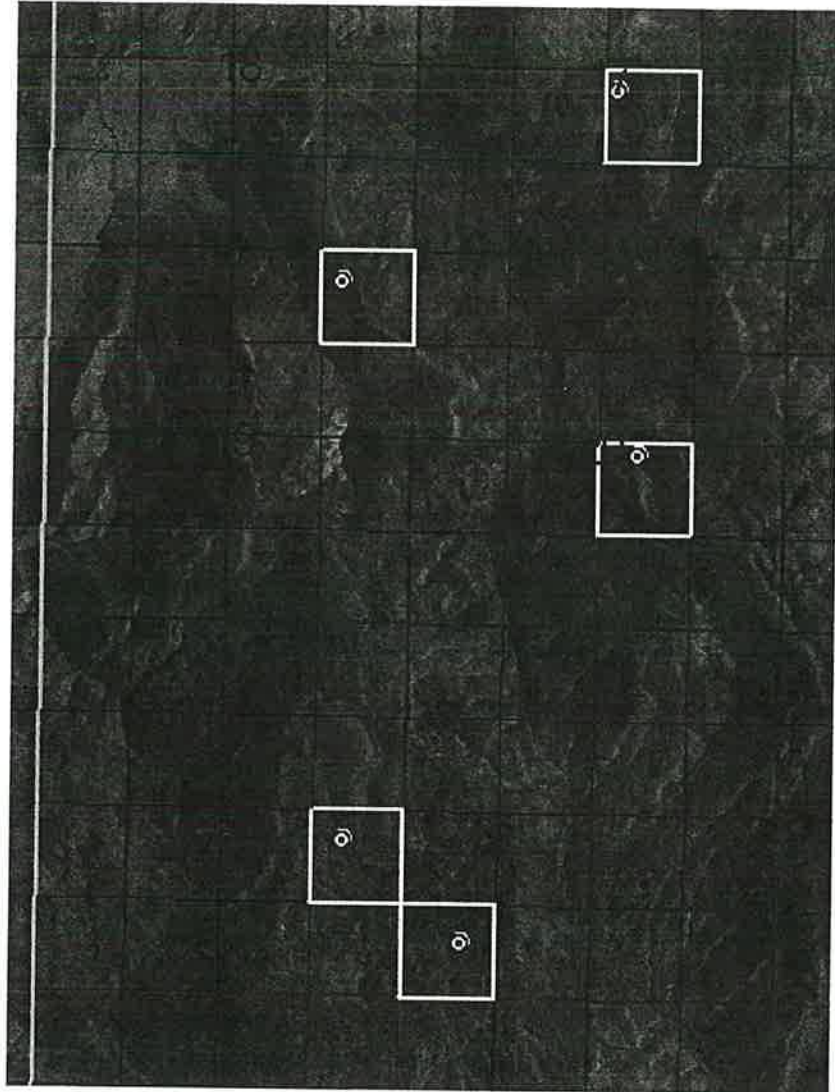
12. Do you own the property listed above as place of use? Yes

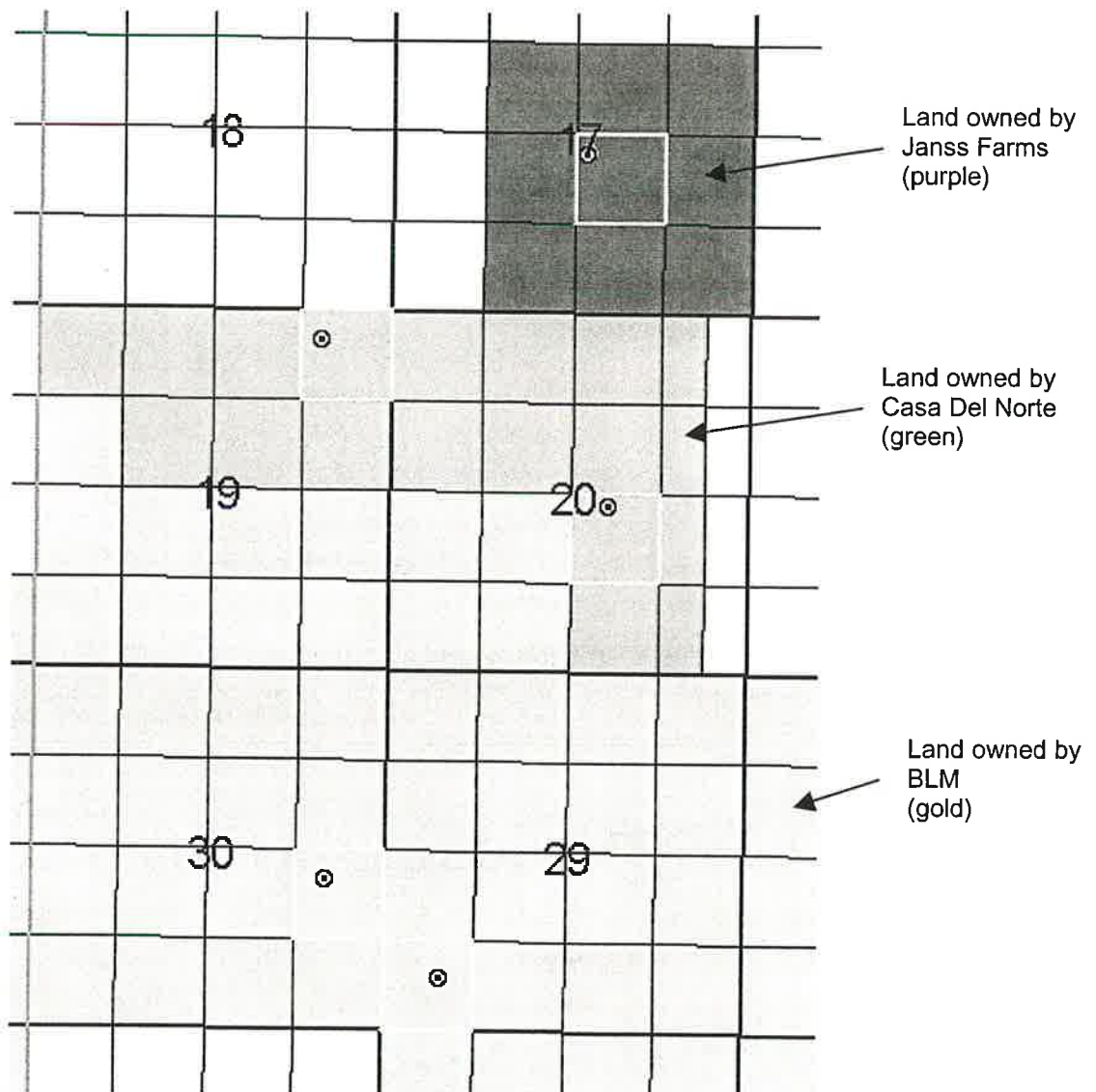
13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

Claim 37-13235





Township 2S, Range 12E

Yellow line outlines quarter-quarter section with a claimed spring.
Yellow dot indicates the location of the claimed spring.

AJ5856NP

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

DATE: SEP-5-1997

PAGE: A-17

RIGHT NUMBER: 37-13234

NAME & ADDRESS: BARBER/CAVEN_RANCHES
PITCH FORK RANCH
6874 FAIRVIEW ROAD
BOISE ID 83704

SOURCE: SPRINGS

TRIBUTARY: SINKS

QUANTITY: 0.24 CFS

PRIORITY DATE: 06/01/1883

POINT OF DIVERSION:

T02S R11E S04 2410

NENWNW

Bennett

Within ELMORE County

S10 0010

NWNWNW

Bennett

S15

SWSSE

State of Idaho

S20

NENESE

State

SENESE

"

SESESE

"

S21

NWNENE

SWNENW

SENENW

NWSWSW

SESESW

S22 0010

NWNENE

Knox

7200

SWSWNE

KNOX

NWNWNW

State

NWSWSW

Knox

SESESW

KNOX

S24 0010

NWSSE

R.W. Bastian

NWNWNE

BARBER Caven Ranches

NENENW

S25

NENENW

State of Id.

SWSWNW

NWNWSE

S27 52100

SWSWSW

R.W. Bastian

NESWSE

State

S28 3610

SENENW

State

9010

NWNWSW

R.W. Bastian

S33

SESWNE

SWSENE

NENENW

NENESE

NWSWSE

S35

NESENE

State

S36 2410

SWNENW

State

SENWNW

Knox

NWNWSE

Knox

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER UP TO 1000 RANGE CATTLE

PERIOD OF USE

01-01 12-31

QUANTITY

0.24 CFS

Held
2-5-99
? on ownership
KRCPat + Nels Bennett
Box 113
Neel City ID 83337
100010

Mary Knox

c/o George Barber
address above

RP02S11E 240010

Ralph Bastian
George Barber
address above

Verified by

Date:

Verification Source:

AJ5856NP

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

DATE: SEP-5-1997

PAGE: A-18

RIGHT NUMBER: 37-13234 (CONT)

PERIOD OF USE: (CONT)

PLACE OF USE:	STOCKWATER	Within ELMORE County			
	T02S R11E S04	NWNW			
	S10	NWNW			
	S15	SESE			
	S20	NESE	SESE		
	S21	NENE	NENW	SWSW	SESW
	S22	NENE	SWNE	NWNW	SESW
		SESE			
	<i>Barbe Ranches</i> S24	NWNE	SENE		
	S25	NENW	SWNW	NWSE	
	S27	SWSW	SWSE		
	S28	NENW	NWSW		
	S33	SWNE	SENE	NENW	NESE
		SWSE			
	S35	SENE			
	S36	NENW	NWNW		

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Verified by D. Smith Date: 6-19-98
Verification Source: SRBA GIS & City Maps
7/28/98



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

September 9, 1999

Post-it® Fax Note	7671	Date	9/9/99	# of pages	1
To	TERRY	From	COREY SKINNER		
Co./Dept.		Co.	IDWR		
Phone #		Phone #			
Fax #	208-524-5455	Fax #			

To whom it may concern,

This is to acknowledge that our office has received a Notice of Change of Water Right ownership from Rocky Mountain Land & Cattle. The ownership change was received by this office on February 22, 1999. The ownership change involves the following Snake River Basin Adjudication claims:

A37-19839 A37-19840 A37-02245 A37-04017 A37-07945 A37-02006E
A37-04018 A37-04019 A37-07522 A37-07546 A37-13234 A37-13235

Apparently, the previous owner of these claims was Barber/Caven Ranches. Due to the backlog of ownership changes, this particular ownership change has not yet been processed. If there are any questions, or if we can be of any further assistance, feel free to contact this office at your convenience.

Sincerely,

Corey Skinner, P.E.
Water Resource Engineer