

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 37-14283
Date Received: 12/8/1989
Receipt No: W006999
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: 01/17/1914

3. Source: CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK ,
CAMAS CREEK , CAMAS CREEK Trib. to: MALAD RIVER , MALAD RIVER , MALAD RIVER , MALAD
RIVER , MALAD RIVER , MALAD RIVER , MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	10E	16	NE SE NE	ELMORE	
02S	10E	9	NE SW NE	ELMORE	
02S	10E	9	NW SE NE	ELMORE	
02S	10E	9	SW SE NE	ELMORE	
02S	10E	9	NW SE NW	ELMORE	
02S	10E	10	NW NW SE	ELMORE	
02S	10E	15	SE NW NE	ELMORE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	4/01	11/30	0.2	

7. Total Quantity Appropriated is:
0.2 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	10E	9	SE	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NW		STOCKWATER	
02S	10E	10	NW	SE		STOCKWATER	
02S	10E	15	NW	NE		STOCKWATER	
02S	10E	16	SE	NE		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:

WE CLAIM THESE WATER RIGHTS THROUGH BENEFICIAL USE. WE WATERED LIVE STOCK
HERE.

15. 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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-14283
Date Received: 7/28/1992
Receipt No: W006999
Received By: R.V.W.
Entered

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOE BLACK & SONS 208-366-7963
Address: P O BOX 67
HAMMETT ID 83627
2. Date of Priority: JAN 17, 1914
3. Source: CAMAS CREEK Trib. to: MALAD RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	10E	9	NE	SW	NE		ELMORE
			NW	SE	NE		ELMORE
			SW	SE	NE		ELMORE
			NW	SE	NW		ELMORE
		10	NW	NW	SE		ELMORE
		15	SE	NW	NE		ELMORE
		16	NE	SE	NE		ELMORE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/01	11/30	0.200		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/825 COWS

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	10E	9	SW		NE		STOCK	
			SE		NE		STOCK	
			SE		NW		STOCK	
		10	NW		SE		STOCK	
		15	NW		NE		STOCK	
		16	SE		NE		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:
WE CLAIM THESE WATER RIGHTS THROUGH BENEFICIAL USE. WE WATERED
LIVE STOCK HERE ~~SE~~.

15. Basis of Claim: BENEFICIAL USE

Water Right Number: ~~9941~~

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMIdentification No. A37-14283Date Received 12-8-89Receipt Number W006999NOTICE OF CLAIM
TO A
WATER RIGHT

P/M 12-7-89

RECEIVED
DEC 03 1989

RECEIVED

ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional OfficeFor Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

JAN 10 1990

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) Joe Black & Son's Phone (208) 366-7963
Mailing Address P.O. Box 67 Hammett Idaho Zip 83627
- Date of Priority (Only one per claim) Jan 17 1914 Month/Day/Year
- Source of water supply (Check one) () Groundwater or Other (X) (a) Camps Creek
Surface Water
which is tributary to (b) Malad River
Name or kind of source
- Location of point of diversion is: Township _____ Range _____
Section _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ BM _____
County of Elmore T2S R10E 9SW, SE, NE
9 NW, SE, NE
9 NE, SW, NE
9 NE, SW, NE
9 NW, SE, NW
10 NW, NW, SE
15 SE, NW, NE
16 NE, SE, NE
Additional points of diversion if any: _____
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc., including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. _____
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See instructions.)
For Stock purposes from 4/1 Month/Day to 11/30 Month/Day amount .20 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____
- Total quantity claimed .20 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses Describe fully (Domestic, give number of households served if single ownership; Stockwater, Type and Number of livestock) Stock Water, Cows 825

MICROFILMED
MAR 01 1993

10. Place of use is: Township _____ Range _____
Section _____ 1/4 of _____ 1/4 Govt. Lot _____ B.M. _____

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: We claim these water Rights through Beneficial use, we watered livestock here

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

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

Number of Attachments _____

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

Signature of Claimant (s) Joe Black & Son's Chris Black 12/07/89
Date _____

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

of Joe Black & Son's that I have signed the foregoing
Organization Title
document in the space below as Partner of Joe Black & Son's
Title Organization

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

Signature of Authorized Agent Chris Black Date 12-07-89

Title and Organization Partner Joe Black & Son's

State of Idaho/or _____

County of Elmore SS

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 7th day of December 1989

SEAL

Notary Public Linda Kelley

Residing at Blaine, Idaho

My Commission Expires May 8, 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Chiefdom

MICROFILMED

MAR 01 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

28-Jul-1992

RE: ADJUDICATION CLAIM NO. A37-02283, A37-14282, A37-14283

JOE BLACK & SONS
PO BOX 67
HAMMETT ID 83627

Dear Claimant(s):

Enclosed please find a copy of a computer-generated claim(s) based on the information from your original claim(s), which has been entered in our records.

Please review the claim(s) for accuracy. In a few instances, clarifications may have been added by the Department at the time of data entry. Should you have any questions or objections regarding this record of your claim, please contact this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

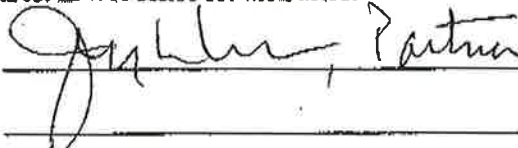
MICROFILMED

MAR 01 1993

RECEIVED

JUN - 1 2000

Department of Water Resources
Southern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPRECEIVED
AUG 28 1998
Department of Water ResourcesPlease print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): A37-14282, A37-14284
 2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former Owner/Claimant Albert Black & Joe Black & sons
Box 67 Hammett, ID 83623
New Owner/Claimant(s) Barber Caven Ranches
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 6874 Fairview Ave
City, State and ZIP Code Boise, ID 83704
New Telephone Number (208) 322-5600
 5. Date you acquired the property April 25, 1990
 6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
 7. Signature of New Owner or Claimant(s) 
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

WARRANTY DEED

FOR VALUE RECEIVED Albert L. Black and Bonnie Black, Husband and Wife, Grantors do hereby GRANT, BARGAIN, SELL AND CONVEY unto Barber-Caven Ranches, an Idaho Partnership, Grantee, whose current address is: 6874 Fairview Avenue, Boise, Idaho, the following described real property in Elmore County, State of Idaho, more particularly described as follows, to wit:

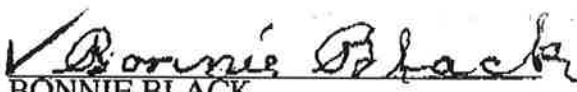
SEE EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee that they are the owners 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; 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 Grantors will warrant and defend the same from all lawful claims whatsoever.

DATED this 22nd day of ^{JUNE}~~May~~, 1990.


ALBERT L. BLACK

DATED this 22nd day of ^{JUNE}~~May~~, 1990.


BONNIE BLACK

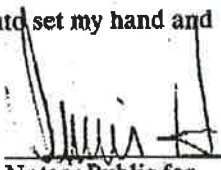
State of Idaho)

) ss.

County of ~~Ada~~ Elmore)

On this 22nd day of ~~May~~ ^{JUNE}, 1990, before me, the undersigned Notary Public for said State, personally appeared Albert L. Black, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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


Notary Public for IDAHO
Residing at MTN. HOME
Commission Expires 5-15-92



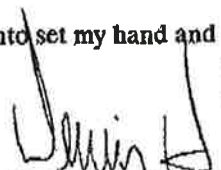
State of Idaho)

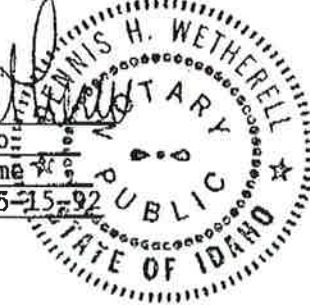
) ss.

County of ~~Ada~~ Elmore)

On this 22nd day of ~~May~~ ^{June}, 1990, before me, the undersigned Notary Public for said State, personally appeared Bonnie Black, known to me to be the person whose name is subscribed to the within 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 for Idaho
Residing at Mtn. Home
Commission Expires 5-15-92



Order No. 0194-90-164
Policy No. 13 0194 93 000699
SCHEDULE C

EXHIBIT "A"

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 4: All that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{4}$ SW $\frac{1}{4}$ lying South of the centerline of the Malad River.

SECTION 9: ALL, SAVE AND EXCEPT therefrom that portion of the N $\frac{1}{4}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the centerline of the Malad River

SECTION 10: W $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$

SECTION 11: SE $\frac{1}{4}$ NE $\frac{1}{4}$

SECTION 12: W $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$

SECTION 15: NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal resources located in or under the lands above described that lie within the following townships, to-wit: Township 2 South, Range 9 East, Boise Meridian; Township 2 South, Range 10 East, Boise Meridian, Township 2 South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{2}$ of said interest has been reserved in Theodore J. Stulz and Charlotte Stulz, husband and wife, pursuant to that certain Warranty Deed, Instrument No. 191601, records of Elmore County, Idaho.

EXHIBIT "A"

Order No. 0194-90-165
Policy No. 13 0194 93 000700
SCHEDULE C

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 6: SE $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 7: E $\frac{1}{4}$

SECTION 8: ALL, SAVE AND EXCEPT therefrom, all that portion of the
N $\frac{1}{2}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the center line of the
Malad River

SECTION 17: N $\frac{1}{2}$ NE $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal
resources located in or under the lands above described that lie within
the following townships, to-wit: Township 2 South, Range 9 East, Boise
Meridian; Township 2 South, Range 10 East, Boise Meridian, Township 2
South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{2}$ of said
interest has been reserved in Theodore J. Stulz and Charlotte Stulz,
husband and wife, pursuant to that certain Warranty Deed, Instrument No.
191601, records of Elmore County, Idaho.

COMMITMENT FOR TITLE GUARANTEE

EXHIBIT "A"

SCHEDULE C

File Number: 0194-90-222

The land referred to in this Commitment is described as follows:

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$ 40SECTION 6: SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ 240SECTION 7: E $\frac{1}{2}$ 320SECTION 8: ALL, SAVE AND EXCEPT therefrom, all that portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the center line of the Malad RiverSECTION 17: NW $\frac{1}{4}$ NE $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal resources located in or under the lands above described that lie within the following townships, to-wit: Township 2 South, Range 9 East, Boise Meridian; Township 2 South, Range 10 East, Boise Meridian, Township 2 South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{2}$ of said interest has been reserved in Theodore J. Stula and Charlotte Stula, husband and wife, pursuant to that certain Warranty Deed, Instrument No. 191601, records of Elmore County, Idaho.

259548

ELMORE COUNTY, IDAHO, ss
Request of

GUARANTY TITLE, INC.

Time 11:21 A.M.

Date June 25, 1990

Book

Page

RAMONA YRAZABAH

By Madeline E. Eichen

Deputy

Fee \$9.00

SCHEDULE C

Commitment

Reorder Form No. 11124

EXHIBIT "A"

COMMITMENT FOR TITLE INSURANCE

A"

SCHEDULE C

Number: 0194-90-000

Land referred to in this Commitment is described as follows:

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 4: All that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{4}$ SW $\frac{1}{4}$ lying South of the centerline of the Malad River.SECTION 9: ALL, SAVE AND EXCEPT therefrom that portion of the N $\frac{1}{4}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the centerline of the Malad RiverSECTION 10: W $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$ SECTION 11: SE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 12: W $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SECTION 15: NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal resources located in or under the lands above described that lie within the following townships, to-wit: Township 2 South, Range 9 East, Boise Meridian; Township 2 South, Range 10 East, Boise Meridian; Township 2 South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{2}$ of said interest has been reserved in Theodore J. Stultz and Charlotte Stultz, husband and wife, pursuant to that certain Warranty Deed, Instrument No. 191601, records of Elmore County, Idaho.

259550

ELMORE COUNTY, IDAHO, ss

Request of GUARANTY TITLE INCTime 11:24 A.M.Date June 25, 1990

Book _____

Page _____

RAMONA YRAZABADBy Merla L. Becker

Deputy

Fee \$12.00

SCHEDULE C

Commitment

Recorder Form No. 11124

EXHIBIT "A"

AGENT'S CL

COPY

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

2007 OCT 12 PM 2 00

**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

) **Subcase No. 37-14283**
)
)
)
)

Case No. 39576
_____)

**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: 10/12/07

T. Douglas Jones
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10/12, 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

Half Moon LLC
6874 Fairview
Boise ID 83704

Joe Black & Sons
PO Box 67
Hammett ID 83627



Signature of person or attorney mailing the form

10/09/2007

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

RIGHT NUMBER: 37-14283

NAME AND ADDRESS: HALF MOON LLC
6874 FAIRVIEW AVE
BOISE ID 83704

SOURCE: CAMAS CREEK
UNNAMED STREAM

TRIBUTARY: BIG WOOD RIVER
TRIBUTARY: CAMAS CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 01/17/1914

POINT OF
DIVERSION:

T02S R10E S9 NESWNE Begin of Stream Flow Within ELMORE County
T02S R10E S9 NESENE End of Stream Flow Within ELMORE County
T02S R10E S9 NWSENE Begin of Stream Flow Within ELMORE County
T02S R10E S9 SWSENE Begin of Stream Flow Within ELMORE County
T02S R10E S9 SESENEW Begin of Stream Flow Within ELMORE County
T02S R10E S10 NWNWSE Begin of Stream Flow Within ELMORE County
T02S R10E S10 SENWSE End of Stream Flow Within ELMORE County
T02S R10E S15 NENWNE End of Stream Flow Within ELMORE County
T02S R10E S15 SENWNE Begin of Stream Flow Within ELMORE County
T02S R10E S16 NESENE End of Stream Flow Within ELMORE County
T02S R10E S16 SWSENE Begin of Stream Flow Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 11/30	0.020 CFS

PLACE OF USE: STOCKWATER in ELMORE County

T02S R10E S09	SWNE	T02S R10E S09	SENE
T02S R10E S09	SENE	T02S R10E S10	NWSE
T02S R10E S15	NWNE	T02S R10E S16	SENE

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



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

October 12, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

HALF MOON LLC
6874 FAIRVIEW
BOISE ID 83704

RE: SRBA Claim(s) 37-14283

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: Joe Black & Sons
PO Box 67
Hammett ID 83627

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

RECEIVED

OCT 23 2006

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

WATER RESOURCES

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
37-02283					
	37-14283				

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**.

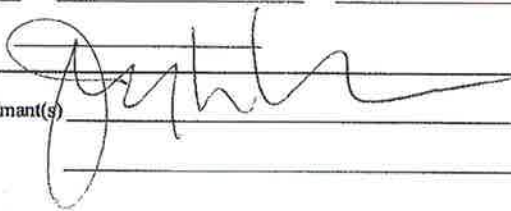
3. Name and Address of Former Owner/Claimant(s) JOE BLACK & SONS
P.O. Box 67 HAMMETT, ID 83627
4. New Owner/Claimant(s) HALF MOON LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 6874 FAIRVIEW
 City, State and ZIP Code BOISE ID 83704
 New Telephone Number (208) 322-5600
5. Date you acquired the property 11/9/01

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)



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 AMB Date 10-23-06 Fee 25.00
 Received by AMB Date 10-23-06 Receipt No. 1082444
 Processed by AJ Date _____ WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED Joe Black & Sons, an Idaho partnership, Grantor, does hereby GRANT, BARGAIN, SELL AND CONVEY unto Barber-Caven Ranches, an Idaho Partnership, Grantee, whose current address is: 6874 Fairview Avenue, Boise, Idaho, the following-described real property in Elmore County, State of Idaho, more particularly described as follows, to wit:

SEE EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that it is the owners 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; 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 will warrant and defend the same from all lawful claims whatsoever.

DATED this 22nd day of June, 1990.

JOE BLACK & SONS, an Idaho
Partnership

BY: Joseph E. Black
JOSEPH E. BLACK, Partner

DATED this 22nd day of June, 1990.

JOE BLACK & SONS, an Idaho
Partnership

BY: Robert E. Black
ROBERT E. BLACK, Partner

WARRANTY DEED - 1

Post-it® Fax Note	7671	Date	6-1-00	# of pages	4
To	Trish	From	Jim Chambers		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #	736-3037	Fax #			

DATED this 22nd day of June, 1990.

JOE BLACK & SONS, an Idaho
Partnership

BY: Jay G. Black by Douglas E. Black his
JAY G. BLACK, Partner attorney-in-fact

DATED this 22nd day of June, 1990.

JOE BLACK & SONS, an Idaho
Partnership

BY: Douglas E. Black
DOUGLAS E. BLACK, Partner

DATED this 22nd day of June, 1990.

JOE BLACK & SONS, an Idaho
Partnership

BY: Joseph Christopher Black by Douglas
JOSEPH CHRISTOPHER BLACK E. Black his
Partner attorney-in-fact

State of Idaho)
County of Elmore) ss

I do hereby certify that I am a notary public and that on this 22nd day of June, 1990, personally appeared before me Joseph E. Black, who, being by me first duly sworn, declared that he is a Partner of Joe Black & Sons, an Idaho partnership, that he signed the foregoing document as Partner of Joe Black & Sons, and that the statements therein contained are true.

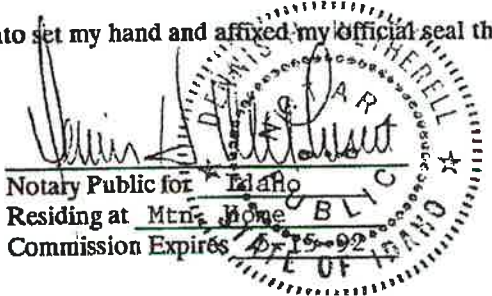
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

William A. Litherell
Notary Public for Idaho
Residing at Men's Home
Commission Expires 5-15-98

State of Idaho)
) ss
County of Elmore)

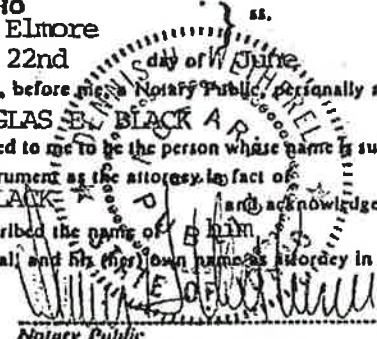
I do hereby certify that I am a notary public and that on this 22nd day of ^{June}~~May~~, 1990, personally appeared before me Robert E. Black, who, being by me first duly sworn, declared that he is a Partner of Joe Black & Sons, an Idaho partnership, that he signed the foregoing document as Partner of Joe Black & Sons, and that the statements therein contained are true.

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


Notary Public for Idaho
Residing at Mtn. Home
Commission Expires 07-15-92

STATE OF IDAHO
COUNTY OF Elmore

On this 22nd day of June, 1990, before me, a Notary Public, personally appeared DOUGLAS E. BLACK, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of JAY G. BLACK, and acknowledged to me that he subscribed the name of him thereto as principal, and his (her) own name as attorney in fact.


Notary Public
Residing at Mtn. Home Idaho

State of Idaho)
) ss
County of Elmore)

I do hereby certify that I am a notary public and that on this 22nd day of ^{June}~~May~~, 1990, personally appeared before me Douglas E. Black, who, being by me first duly sworn, declared that he is a Partner of Joe Black & Sons, an Idaho partnership, that he signed the foregoing document as Partner of Joe Black & Sons, and that the statements therein contained are true.

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


Notary Public for Idaho
Residing at Mtn. Home
Commission Expires 07-15-92

SIT "A"

SCHEDULE C

File Number: 0194-90-434

The land referred to in this Commitment is described as follows:

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 4: All that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{4}$ SW $\frac{1}{4}$ lying South of the centerline of the Malad River.

SECTION 9: ALL, SAVE AND EXCEPT therefrom that portion of the N $\frac{1}{4}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the centerline of the Malad River

SECTION 10: W $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$

SECTION 11: SE $\frac{1}{4}$ NE $\frac{1}{4}$

SECTION 12: W $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$

SECTION 13: NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal resources located in or under the lands above described that lie within the following townships, to-wit: Township 2 South, Range 9 East, Boise Meridian; Township 2 South, Range 10 East, Boise Meridian, Township 2 South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{2}$ of said interest has been reserved in Theodore J. Stutz and Charlotte Stutz, husband and wife, pursuant to that certain Warranty Deed, Instrument No. 191601, records of Elmore County, Idaho.

259550

ELMORE COUNTY, IDAHO, ss

Request of **GUARANTY TITLE, INC**

Time 11:24 A.M.

Date June 25, 1990

Book _____

Page _____

RAMONA YRAZABAD

By Merle R. Becker

Deputy

Fee \$12.00

SCHEDULE C

Commitment

Reorder Form No. 11124

EXHIBIT "A"

AGENTS C

Title File No.:

WARRANTY DEED

FOR VALUE RECEIVED

Barber Caven Ranches, an Idaho General Partnership

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto: Half Moon L.L.C.

GRANTEES(s), whose current address is: 6874 Fairview Avenue, Boise, ID 83704
the following described real property in Elmore County, State of Idaho,
more particularly described as follows, to wit:

See Attached Exhibit "A" and Exhibit "B"

Instrument # 333492
Elmore County, Idaho
02:47pm Dec. 28, 2001
For: GINA THOMPSON
No. of Pages: 3 Fee: \$9.00
GAIL L. BEST, Recorder
Deputy: TR

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.

Dated: November 9, 2001

BARBER CAVEN RANCHES

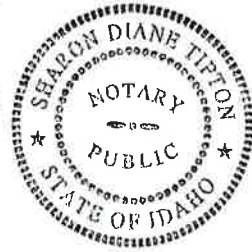
BY:


Jerry L. Caven, Chairman of Royal
Fork Restaurant Corporation, Managing Partner

State of Idaho, County of Ada

on this 9th day of November in the year 2001, before me, the undersigned, a notary public in and for said State, personally appeared Jerry L. Caven, known or identified to me to be the Chairman of Royal Fork Restaurant Corporation who is the Managing Partner of Barber Caven Ranches and the partner who subscribed said Partnership's name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

Signature: 
Name: SHARON DIANE TIPTON
Residing at: Boise
My commission expires: 1/20/06



Transnation Title & Escrow, Inc.

Exhibit "A"

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 4: All that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and S $\frac{1}{4}$ SW $\frac{1}{4}$ lying South of the centerline of the Malad River.

SECTION 9: ALL, SAVE AND EXCEPT therefrom that portion of the N $\frac{1}{4}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the centerline of the Malad River

SECTION 10: W $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$

SECTION 11: SE $\frac{1}{4}$ NE $\frac{1}{4}$

SECTION 12: W $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$

SECTION 15: NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal resources located in or under the lands above described that lie within the following townships, to-wit: Township 2 South, Range 9 East, Boise Meridian; Township 2 South, Range 10 East, Boise Meridian, Township 2 South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{2}$ of said interest has been reserved in Theodore J. Stulz and Charlotte Stulz, husband and wife, pursuant to that certain Warranty Deed, Instrument No. 191601, records of Elmore County, Idaho.

Exhibit "B"

TOWNSHIP 2 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 6: SE $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 7: E $\frac{1}{4}$

SECTION 8: ALL, SAVE AND EXCEPT therefrom, all that portion of the N $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the center line of the Malad River

SECTION 17: N $\frac{1}{4}$ NE $\frac{1}{4}$

SAVE AND EXCEPT all interest in gas, oil, mineral and geothermal resources located in or under the lands above described that lie within the following townships, to-wit: Township 2 South, Range 9 East, Boise Meridian; Township 2 South, Range 10 East, Boise Meridian, Township 2 South, Range 11 East, Boise Meridian; it being understood that $\frac{1}{2}$ of said interest has been reserved in Theodore J. Stulz and Charlotte Stulz, husband and wife, pursuant to that certain Warranty Deed, Instrument No. 191601, records of Elmore County, Idaho.

COPY

RECEIVED

MAY 24 2007

DEPARTMENT OF
WATER RESOURCES

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)
)
)
)
)
)
_____)

A. Subcase Number: 37-14283
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho,
Department of Lands
Address: 954 W. Jefferson
P. O. Box 83720
Boise, Idaho 83720-0050
Daytime Phone: (208) 334-0200

Name and Address of Attorney, if any:

Attorney Name: LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER (ISB # 2597)
Deputy Attorney General
Attorney Address: Office of the Attorney General
Joe R. Williams Bldg.
700 W. State St., 2nd Floor
P.O. Box 44449
Boise, ID 83711-4449
Attorney Phone No. (208) 334-2400

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

Name: Barber-Caven Ranches
Pitch Fork Ranch
Address: 6874 Fairview Rd
Boise, ID 83704

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. ☒ **Points of Diversion**
Should be: The State of Idaho Department of Lands, hereinafter the "IDL," owns the SE $\frac{1}{4}$ NE $\frac{1}{4}$, of section 16 all in Twp. 02S., Rge. 10E., B.M. The claimant has no authorization to claim these lands as points of diversion for this water right. These lands should be deleted from the authorized points of diversion.
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: The IDL owns the SE $\frac{1}{4}$ NE $\frac{1}{4}$, of section 16 in Twp. 02S., Rge. 10E., B.M. The claimant has no authorization to claim these lands as a place of use for this water right. These lands should be deleted from the authorized place of use.

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 IDL acquired on July 3, 1890 the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 16, Twp. 02S., Rge. 10E., B.M. The claimants have no authorization to claim this land as a place of use or as a point of diversion of this water right. Attachment I is a map that shows the land owned by the IDL and the water right claimed by the claimant.

F.

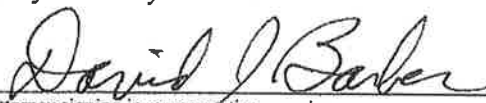
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

DAVID J. BARBER, Deputy Attorney General, duly sworn, upon oath, deposes and says:

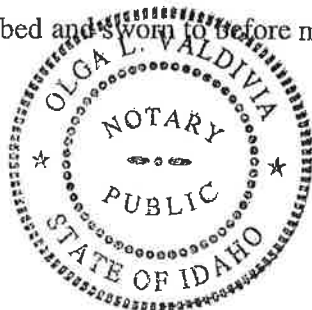
That the State of Idaho, Department of Lands, in its proprietary capacity is filing this objection and that I am a Deputy Attorney General authorized to represent the State of Idaho, Department of Lands, which is a party/claimant in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

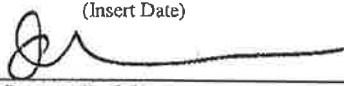
LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER
Deputy Attorney General


By Attorney signing in representative capacity

Subscribed and sworn to before me on: May 22, 2007

(Insert Date)




Notary Public for IDAHO

Residing at: BOISE, ID

My commission expires: 2/5/2012

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on May 22, 2007 I caused the original and the copies of this objection, including all attachments, to be served on the following persons by the method designated:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, Idaho 83303

HAND DELIVERY

2. One copy to the owner of the water right at the following address:

Barber-Caven Ranches
Pitch Fork Ranch
6874 Fairview Rd
Boise, ID 83704

U.S. MAIL

3. Copies to:

State of Idaho,
Department of Lands
954 W. Jefferson
P. O. Box 83720
Boise, ID 83720—0050

STATEHOUSE MAIL

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

STATEHOUSE MAIL

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

U.S. MAIL

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

(not applicable)



Signature of Objector or attorney
Mailing on Objector's behalf

Adjudication Claim Notes

Claim(s): 37-14283

Background Data

- Beneficial Use Claim
- Source is Camas Creek tributary to Malad River
- Claimed for 0.20 cfs for Stockwater

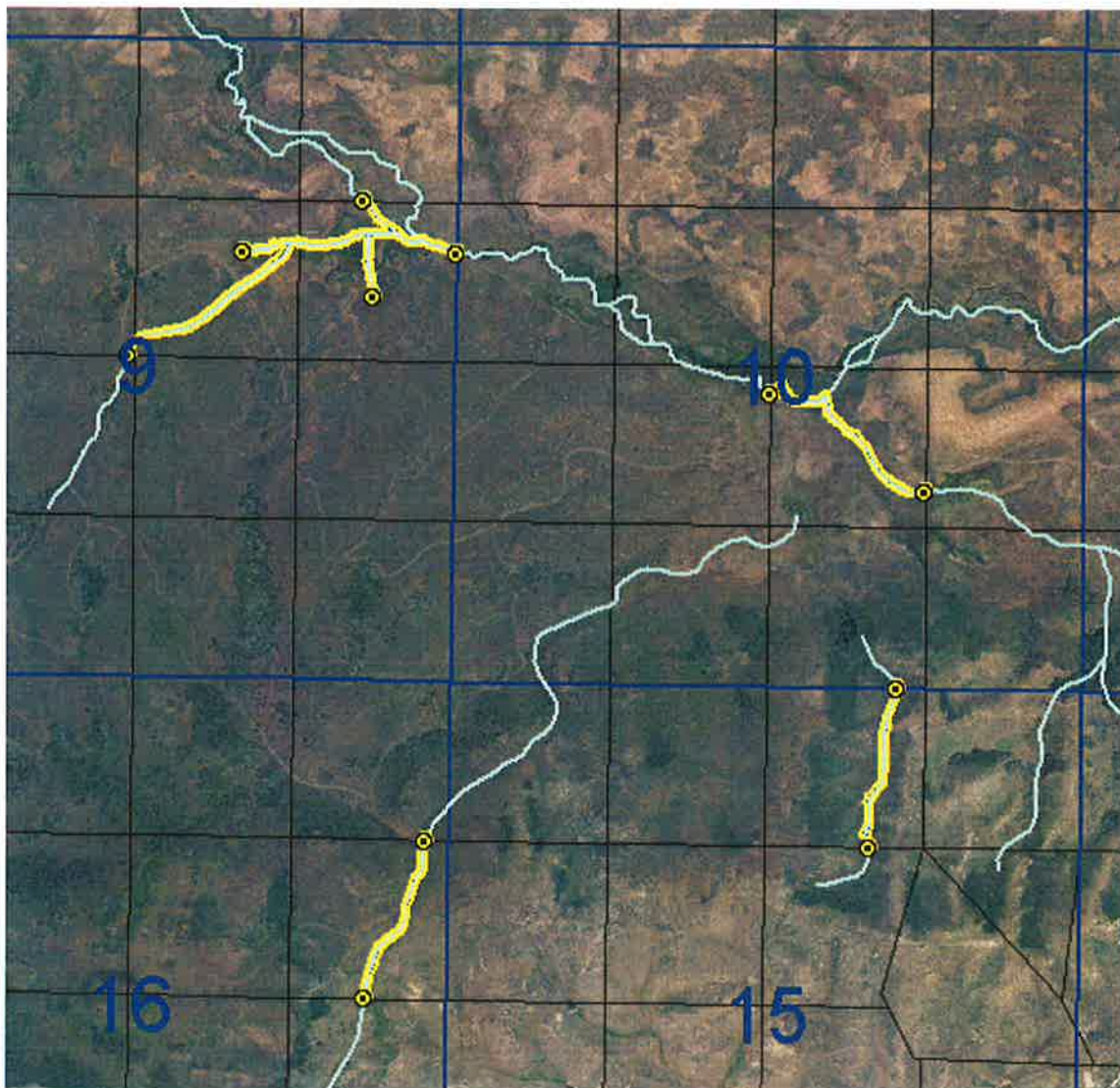
Place Of Use Data

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 R10E Sections 9, 10, 15, & 16

- Claim is for Stockwater from Camas Creek. However, the claimed POU indicates Camas Creek and three small tributaries to Camas Creek are the sources.
- Claimed POU included land owned by Half Moon, LLC and State of Idaho.
- 12/30/05 talked to Jim Chambers (208-322-5600) of Barber/Caven Ranches on the telephone. The change of ownership in the claim file is for Barber-Caven Ranches. Mr. Chambers is checking to confirm that this land is owned by Barber-Caven Ranches versus Half Moon, LLC.
- Appears that Half Moon, LLC is associated with Barber-Caven.
- Claimed POUs in Section 16 is on land owned by the State of Idaho. The portion of the claimed POU on State of Idaho land was recommended because the owner knowingly made the claim and expects objections by State of Idaho.
- Claim appears to be for in-stream stockwater from Camas Creek and three small tributaries to Camas Creek, so being recommended for 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

Half Moon LLC
Attn: Jim Chambers
6874 Fairview Ave.
Boise, ID 83704

Re: SRBA claim 37-14283

Mr. Chambers,

Joe Black & Sons submitted water right claim 37-14283 for the Snake River Basin Adjudication (SRBA). The Elmore County tax records indicate that Half Moon LLC now owns most of the land in this claim. If this is correct, Half Moon LLC needs to submit a Change of Ownership to IDWR for this water right claim. Please note that this claim appears to involve land owned by the State of Idaho, which may cause the State to file an objection in the SRBA.

Claim 37-14283 is for stockwater from Camas Creek, but the USGS Topographic Map indicates that as claimed the sources should probably be Camas Creek, springs, and unnamed streams. If this claim is now owned by Half Moon LLC, please review the claim, indicate the sources of stockwater on the attached map, and return the map to me. In cases where a spring is the source, indicate if the spring is developed or undeveloped.

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 37-14283
Date Received: 12/8/1989
Receipt No: W006999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOE BLACK & SONS
PO BOX 67
HAMMETT ID USA 83627

Phone: (208)366-7963

2. Date of Priority: 01/17/1914

3. Source: CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK , CAMAS CREEK ,
CAMAS CREEK , CAMAS CREEK Trib. to: MALAD RIVER , MALAD RIVER , MALAD RIVER , MALAD
RIVER , MALAD RIVER , MALAD RIVER , MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	10E	16	NE SE NE	ELMORE	
02S	10E	9	NE SW NE	ELMORE	
02S	10E	9	NW SE NE	ELMORE	
02S	10E	9	SW SE NE	ELMORE	
02S	10E	9	NW SE NW	ELMORE	
02S	10E	10	NW NW SE	ELMORE	
02S	10E	15	SE NW NE	ELMORE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	4/01	11/30	0.2	

7. Total Quantity Appropriated is:
0.2 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	10E	9	SE	NE	STOCKWATER	
			SW	NE	STOCKWATER	
			SE	NW	STOCKWATER	
02S	10E	10	NW	SE	STOCKWATER	
02S	10E	15	NW	NE	STOCKWATER	
02S	10E	16	SE	NE	STOCKWATER	

11. Place of use in counties: ELMORE

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

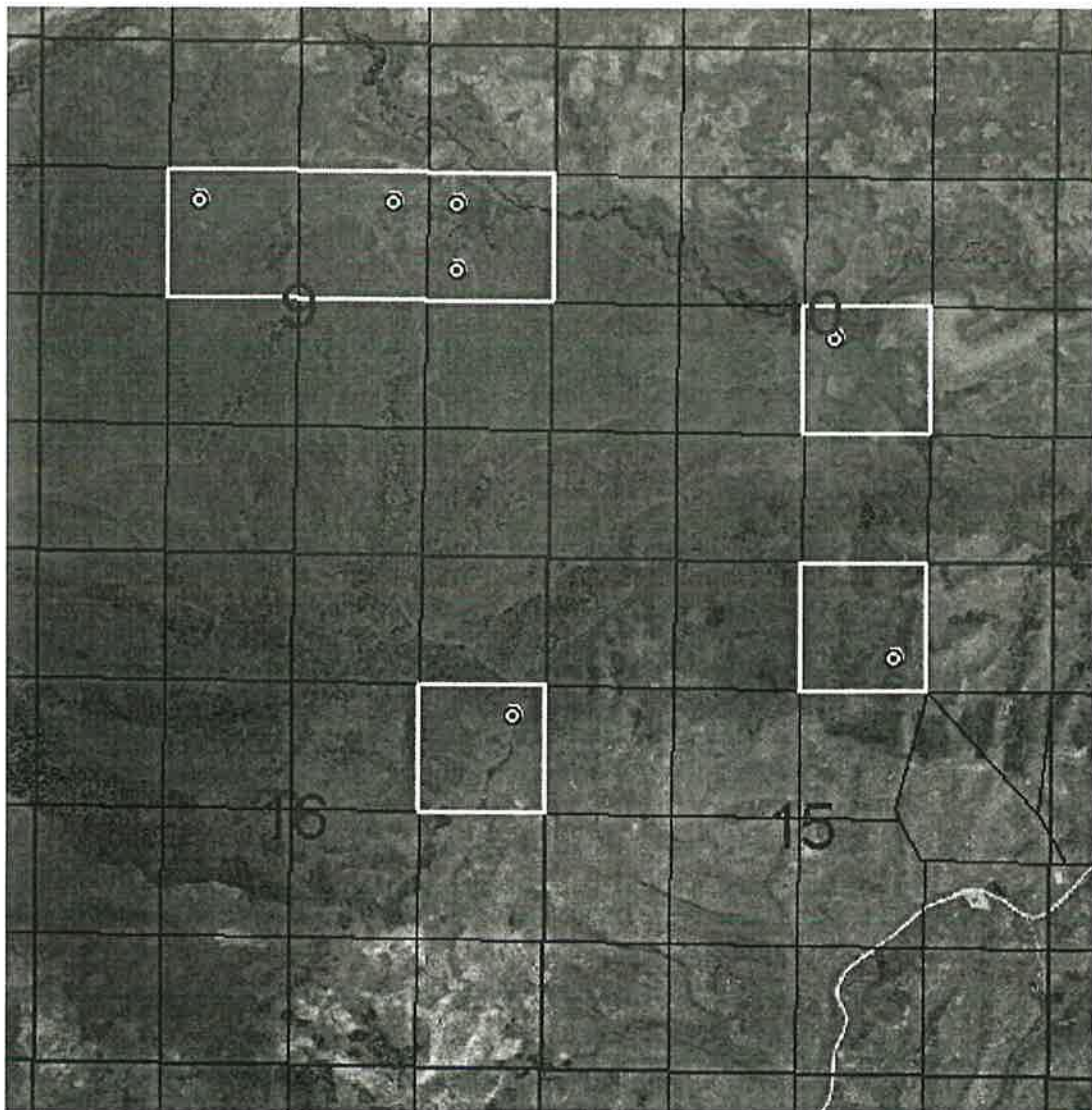
13. Other Water Rights Used:

14. Remarks:

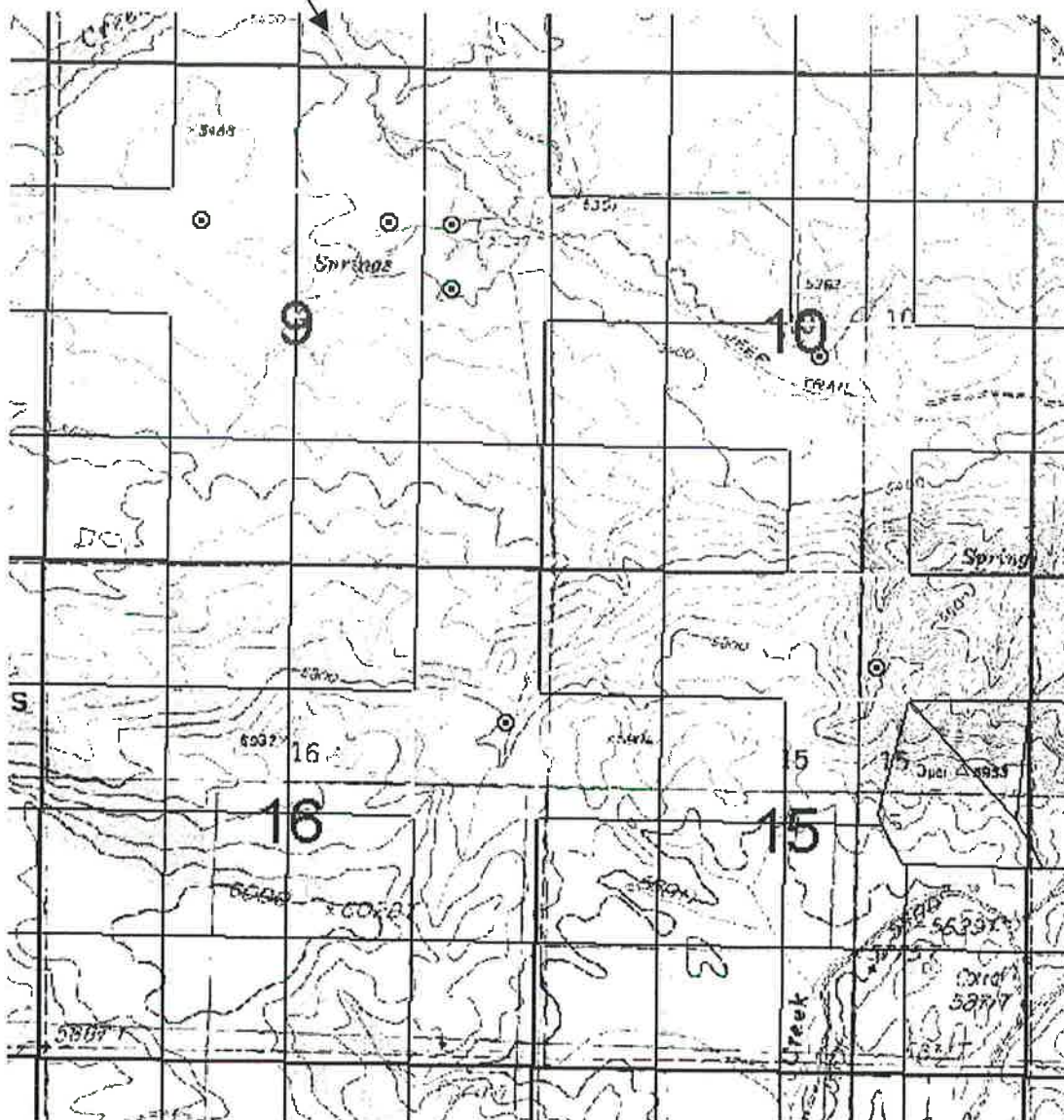
WE CLAIM THESE WATER RIGHTS THROUGH BENEFICIAL USE. WE WATERED LIVE STOCK
HERE.

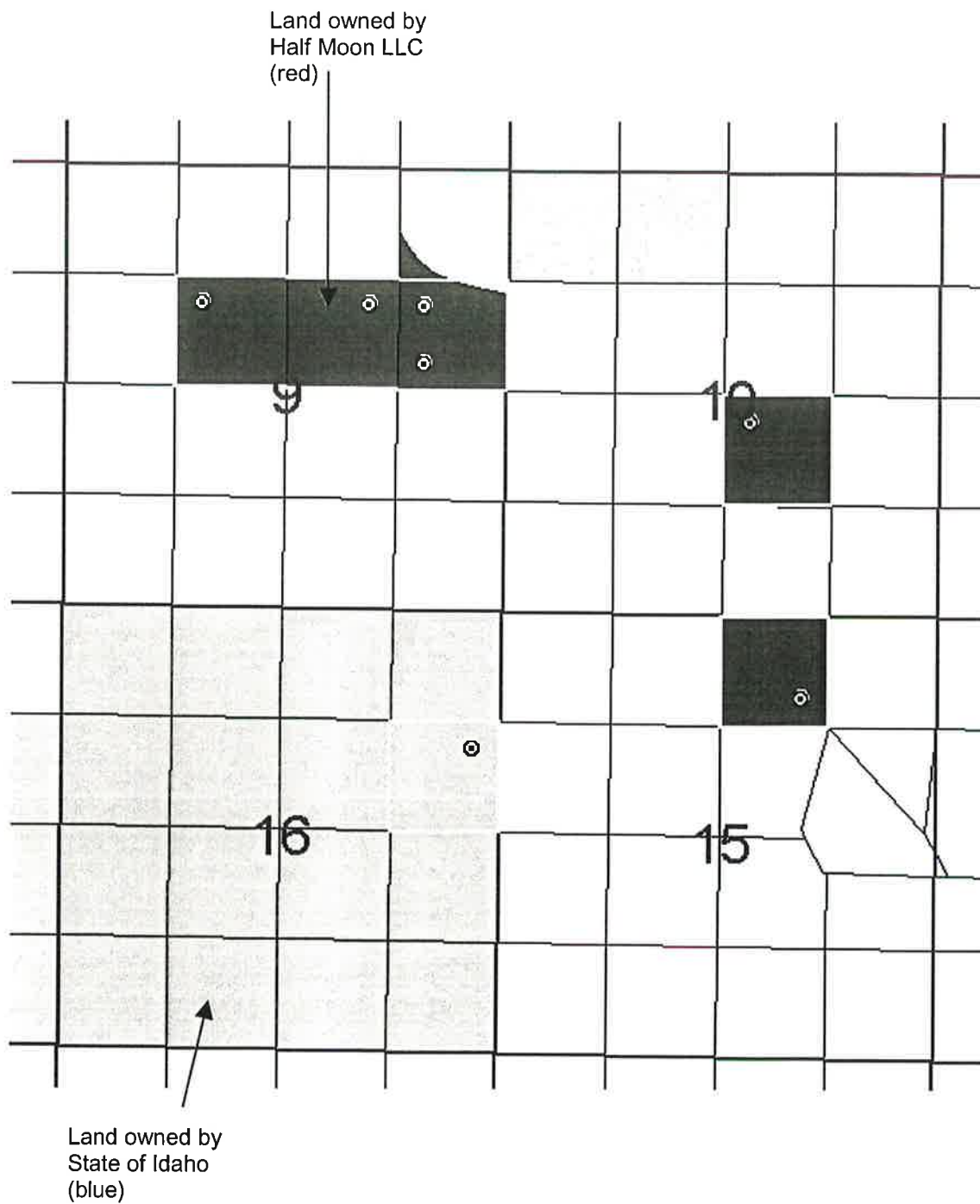
15. Basis of Claim: Beneficial Use

Claim 37-14283



USGS Topographic Map





Township 2S, Range 11E

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-27

RIGHT NUMBER: 37-14283

NAME & ADDRESS: JOE BLACK & SONS

P O BOX 67

HAMMETT ID 83627

5325 S 14th E
Mtn Home 83647

N/O Casa Del Norte LP
P O BOX 770
Garden Valley ID 83622

SOURCE: CAMAS CREEK

TRIBUTARY: MALAD RIVER

QUANTITY: 0.2 CFS

PRIORITY DATE: 01/17/1914

POINT OF DIVERSION: T02S R10E S09

NESWNE

NWSENE

SWSENE

NWSENW

NWNWSE

SENWNE

NESENE

02S10E09 0010

Within ELMORE County

S10

S15

S16

02S10E10 0010

> 0045

- BLM on State

Pearson + Pearson
Halfmoon Ranch, LLC
6874 Fairview 83704

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
STOCKWATER S/825 COWS

PERIOD OF USE
04-01 11-30

QUANTITY
0.2 CFS

PLACE OF USE: STOCKWATER
T02S R10E S09
S10
S15
S16

Within ELMORE County
SWNE
NWSE
NWNE
SENE

SENE

SENW

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

WE CLAIM THESE WATER RIGHTS THROUGH BENEFICIAL USE. WE WATERED
LIVE STOCK HERE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

9.
on ownership
of P/4
Held
2-5-99
KRC

Verified by

[Signature]

Date:

7/28/98

Verification Source: