

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 **37-14264**
Date Received: 5/1/1990
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

UNITED STATES OF AMERICA ACTING THROUGH

Phone: (208)373-4000

USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WY
BOISE ID USA 83709-1657

2. Date of Priority: 04/06/1906

3. Source: LITTLE WOOD RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	19E	25	NW SE	LINCOLN	

5. Description of diverting works:

SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	5/01	11/01	5.5	

7. Total Quantity Appropriated is:
5.5 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
04S	20E	19	SE	NE		IRRIGATION	40
			NE	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	120
04S	20E	20	SW	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			SW	SE		IRRIGATION	40
						Section Acres	240
			Total Acres	360			

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:

14. Remarks:

Diversion Means: Checks, ditches, canals, and headgates necessary for stream flow diversion and distribution for beneficial usage on Riverwood Ranch from river to canal is 8'x10' from canal to ditch is 4'x4'.

Additional point of diversion is the main Deitrich Canal.

Irrigation purposes from 5/1 to 11/1 amount (126.88 from Big Wood Canal Company).
 Government Inventory Property: River Rights #37-01123 = 150.01 and #37-01124 = 125.01 and "magic" = 126.88. Priority date April 6, 1906 Claiming 37-1123 and 37-1124: combined right.

15. Basis of Claim: Decreed

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

RECEIVED
 FEB - 9 2004
 Department of Water Resources

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
37-14264					

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) Farmers Home Administration
4. New Owner/Claimant(s) United States of America acting through Bureau of
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or Land Management
- New Mailing Address Idaho State Office 1387 South Vinnell Way
- City, State and ZIP Code Boise, ID 83709-1457
- New Telephone Number (208) 732-7272
5. Date you acquired the property January 27, 1995

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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) Lisa A. Jaro
(include title if applicable) Natural Resource Specialist

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

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

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

1. If there are water rights associated with the property, **the seller should be able to provide you with the water right or adjudication claim number(s).** Please enter the number(s) at **Item 1.** Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. **Do not** obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3.**
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4.** Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

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6. You may have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7.**
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

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

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

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

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

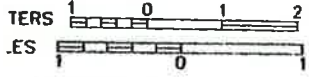
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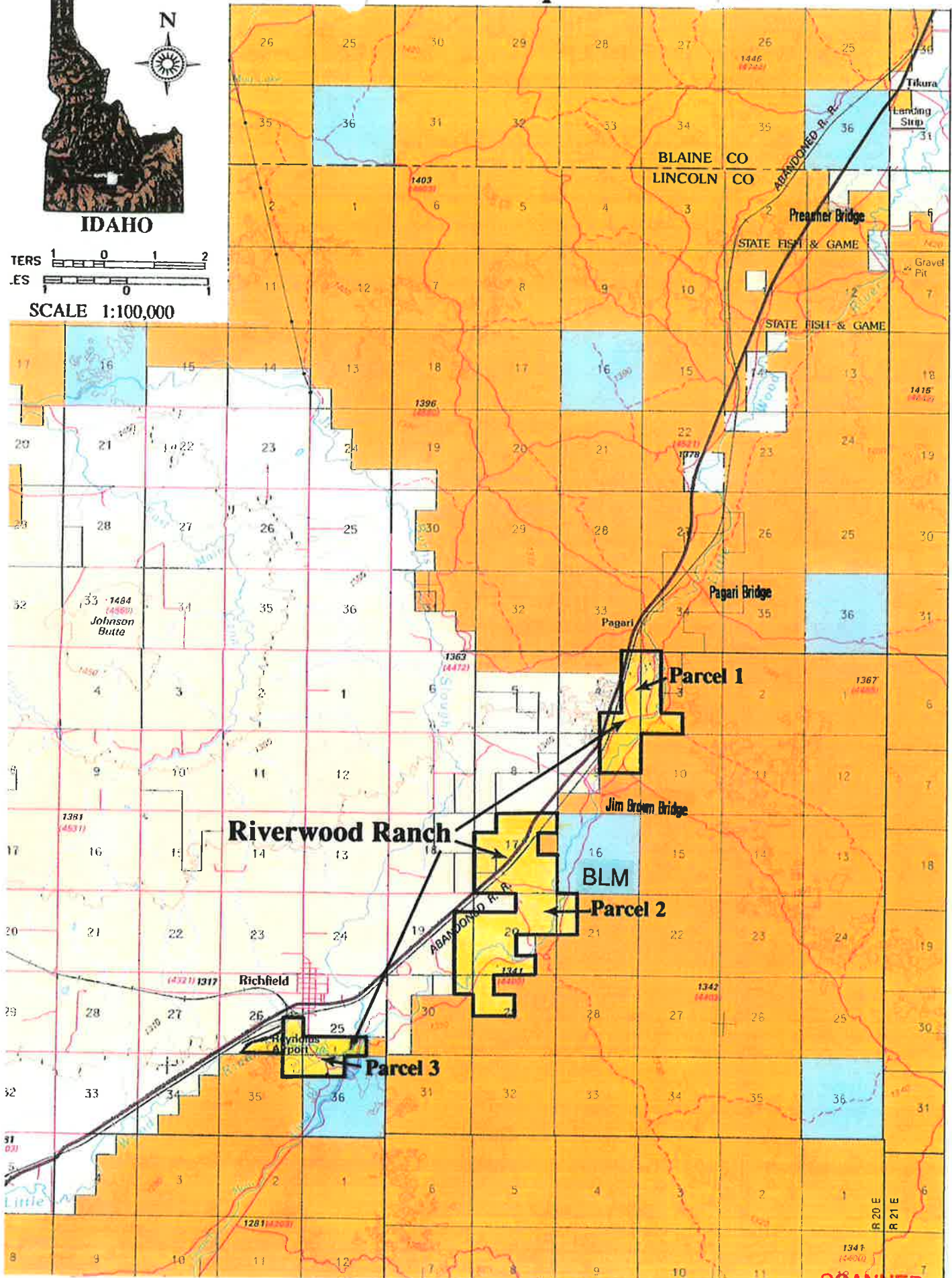
MAP 1 Riverwood Ranch Acquisition Parcels



IDAHO



SCALE 1:100,000



T. 2 S.

T. 3 S.

T. 4 S.

T. 5 S.

SCANNED

FEB 09 2004

L-00741

STATE OF IDAHO 159060
COUNTY OF LINCOLN
Recorded at the request of
First American Title

MAR 2 1995

DEED TO FEDERAL AGENCY OTHER THAN FWS

at 42 minutes past 12:00 P.
Recorded by Dana Sturgeon
Fee 24 Return to: First American

THIS DEED made this 27th day of January, 1995, by and between the UNITED STATES OF AMERICA acting by and through the SECRETARY OF AGRICULTURE represented by the Rural Economic and Community Development Service and its successor agencies (hereafter "Grantor"), and the UNITED STATES OF AMERICA by and through the SECRETARY OF THE INTERIOR, Bureau of Land Management (hereafter "Grantee") and the SECRETARY OF THE INTERIOR by and through the Fish and Wildlife Service.

BY AUTHORITY conferred on the Grantor by Section 354 of the Consolidated Farm and Rural Development Act (7 U.S.C. 2002) providing for the transfer, without reimbursement, of fee title or other interest therein of inventory lands to any Federal or State agency for conservation purposes; and,

THE GRANTOR ACKNOWLEDGES, by this instrument, the determination that the rights of all prior owners and operators of the lands described below have expired, that the land is determined to be suitable or surplus, and that it has marginal value for agricultural production, is environmentally sensitive, or has special management importance, and that this transfer and conveyance comports with and is in furtherance of said authority,

NOW THEREFORE, for and in consideration of the Congressionally mandated purposes as authorized by the above reference authority, other conservation benefits conferred by the transfer of these lands pursuant to federal law, and rights transferred to the Secretary of the Interior, the Grantor does hereby transfer and quitclaim unto the Grantee the following described lands:

LEGAL DESCRIPTION: See Attached Legal Description

And being the same land conveyed from Terry G. and Deanna C. Seidler to the United States Department of Agriculture acting through the Farmers Home Administration by deed signed December 3, 1984 and recorded February 28, 1985 as Instrument Number 147473 of the land records of Lincoln County in the State of Idaho.

The above described land shall hereafter be administered by the Grantee in accordance with the Grantee's general statutory authorities relating to the conservation of fish and wildlife.

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SUBJECT TO, the right transferred by this deed to the Secretary of the Interior, acting by and through the Fish and Wildlife Service, to assure the continued use of the property for the purposes of the conveyance. Specifically, the Grantor and Grantee agree that the property shall not be subdivided, sold, exchanged, conveyed or encumbered without the written consent of the Fish and Wildlife Service.

TO HAVE AND TO HOLD, the herein described land unto the Grantee forever.

WITNESS, the signature of the authorized officer of the Grantor.

UNITED STATES OF AMERICA
THE SECRETARY OF AGRICULTURE

BY:

Dennis R. Nelson
Dennis R. Nelson, Acting State Director
RURAL ECONOMIC AND COMMUNITY DEVELOPMENT SERVICE
(formerly Farmers Home Administration)

State of IDAHO

County of ADA

I, Dorothy L. Lee, Notary Public in and for the above referenced state and county, do certify that Dennis R. Nelson, being the duly authorized agent of the Secretary of Agriculture, did acknowledge this instrument before me this 27th day of January, 1995.

Dorothy L. Lee
Notary Public

Residing at : Boise, Idaho Commission expires: 5/20/98

ACCEPTANCE BY THE FISH AND WILDLIFE SERVICE:

The transfer of land management functions by this instrument to the Secretary of the Interior is hereby accepted on behalf of the U.S. Fish and Wildlife Service this 26th day of January, 1995.

[Signature]
U.S. Fish and Wildlife Service

NOTE: The written acceptance by the U.S. Fish and Wildlife Service on this deed is for administrative purposed only, and the lack of acceptance shall not be construed to defeat or reduce the estate conveyed by this deed.

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EXHIBIT A

TRACT I:

Township 4 South, Range 19 East of the Boise Meridian, Lincoln County, Idaho.

Section 25: S1/2SW1/4, SW1/4SE1/4;

Township 4 South, Range 19 East of the Boise Meridian, Lincoln County, Idaho.

Section 26: E1/2SE1/4, and that part of the SE1/4SW1/4 and of the SW1/4SE1/4 South of the Little Wood River;

Township 4 South, Range 19 East of the Boise Meridian, Lincoln County, Idaho.

Section 35: NE1/4NE1/4, EXCEPTING THEREFROM:

a. Right of Way of the Oregon Short Line Railroad, Ketchum Branch, as set forth in Deed recorded in Book 21 of Deeds, Page 77, records of Lincoln County, Idaho.

b. Strip of land 80 feet in width for highway purposes across the SE1/4 of the SW1/4, Section 26, as set forth in Deed to State of Idaho, recorded December 28, 1938, in Book 38 of Deeds, page 335, records of Lincoln County, Idaho.

c. Tract of land in the E1/2 of the SE1/4, Section 26, described as follows:

BEGINNING at the Southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 26;

Thence South 89° 55' West along the South line of said Northeast Quarter of the Southeast Quarter a distance of 300.0 feet to the REAL POINT OF BEGINNING;

Thence North 0° 13' West, 440.07 feet;

Thence South 89° 55' West, 430.23 feet;

Thence South 41° 37' West, 264.10 feet;

Thence South 44° 36' East, 480.90 feet;

Thence North 89° 55' East, 270.0 feet;

Thence North 0° 13' West, 100.0 feet, more or less, to the REAL POINT OF BEGINNING.

EXHIBIT A CONTINUED

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d. Tract of land in the SE1/4 of the SE1/4, Section 26, the SW1/4 of the SW1/4, Section 25, the NW1/4 of the NW1/4 of Section 36, and the NE1/4 of the NE1/4 of Section 35, described as follows:

BEGINNING at the section corner common to Sections 25, 26, 35 and 36, Township 4 South, Range 19 East of the Boise Meridian;

Thence South 89° 48' West along the South line of said Section 26 a distance of 336.01 feet to the REAL POINT OF BEGINNING;

Thence South 0° 13' East, 238.59 feet;

Thence South 43° 21' East, 736.20 feet;

Thence North 68° 39' East, 1111.56 feet;

Thence North 28° 21' West, 425.0 feet;

Thence North 65° 28' West, 816.90 feet;

Thence South 89° 47' West, 597.73 feet;

Thence South 0° 13' East, 341.48 feet, more or less, to the REAL POINT OF BEGINNING.

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 3: W1/2SW1/4, SE1/4SW1/4;

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

E1/2NE1/4, NE1/4SE1/4, EXCEPT strip of land 80 feet in width for highway purposes across SE1/4NE1/4, NE1/4NE1/4, Section 4, Township 4 South, Range 20 East of the Boise Meridian, as set forth in Deed to State of Idaho, recorded January 30, 1931 in Book 37 of Deeds, Page 22, records of Lincoln County, Idaho.

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 17: All that part of the NE1/4NE1/4, W1/2NE1/4, SE1/4NW1/4, North and West of the Northwesterly boundary of the Right of Way of the Oregon Short Line Railroad, Ketchum Branch, all of the NE1/4NW1/4, SW1/4NW1/4, NE1/4SW1/4, N1/2SE1/4;

EXHIBIT A CONTINUED

SCANNED

FEB 09 2004

 Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 20: E1/2NE1/4;

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 21: W1/2NW1/4, EXCEPTING:

a. Right of Way of the Oregon Short Line Railroad, Ketchum Branch.

b. Strip of land 80 feet in width for highway purposes across NE1/4NE1/4, W1/2NE1/4, SE1/4NW1/4, NE1/4SW1/4, NW1/4SE1/4, Section 17, Township 4 South, Range 20 East of the Boise Meridian, as set forth in Deed to State of Idaho, recorded January 30, 1931 in Book 37 of Deeds, Page 21, records of Lincoln County, Idaho.

TRACT II:

Township 4 South, Range 19 East of the Boise Meridian, Lincoln County, Idaho.

Section 36: N1/2NW1/4, EXCEPTING:

a. Tract of land in the E1/2SE1/4, Section 26, described as follows:

BEGINNING at the Southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 26;
Thence South 89° 55' West along the South line of said Northeast Quarter of the Southeast Quarter a distance of 300.0 feet to the REAL POINT OF BEGINNING;
Thence North 0° 13' West, 440.07 feet;
Thence South 89° 55' West, 430.23 feet;
Thence South 41° 37' West, 264.10 feet;
Thence South 44° 36' East, 480.90 feet;
Thence North 89° 55' East, 270.0 feet;
Thence North 0° 13' West, 100.0 feet, more or less, to the REAL POINT OF BEGINNING.

EXHIBIT A CONTINUED

SCANNED

FEB 09 2004



b. Tract of land in the SE1/4SE1/4 of Section 26, the SW1/4SW1/4 of Section 25, the NW1/4NW1/4 of Section 36, and the NE1/4NE1/4 of Section 35, described as follows:

BEGINNING at the section corner common to Sections 25, 26, 35 and 36, Township 4 South, Range 19 East of the Boise Meridian;

Thence South 89° 48' West along the South line of said Section 26 a distance of 336.01 feet to the REAL POINT OF BEGINNING;

Thence South 0° 13' East, 238.59 feet;

Thence South 43° 21' East, 736.20 feet;

Thence North 68° 39' East, 1111.56 feet;

Thence North 28° 21' West, 425.0 feet;

Thence North 65° 28' West, 816.90 feet;

Thence South 89° 47' West, 597.73 feet;

Thence South 0° 13' East, 341.48 feet, more or less, to THE REAL POINT OF BEGINNING;

TRACT III:

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 17: NW1/4SW1/4;

TRACT IV:

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 3: W1/2NW1/4;

Section 4: S1/2SE1/4;

Section 9: NE1/4, EXCEPTING 80 foot wide strip for highway purposes as set forth in Deed to State of Idaho, dated September 12, 1930 and recorded January 30, 1931, in Book 37 of Deeds, Page 19, records of Lincoln County, Idaho.

EXHIBIT A CONTINUED

SCANNED

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TRACT V:

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 17: S1/2S1/2;

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 19: SE1/4NE1/4, E1/2SE1/4;

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 20: S1/2NW1/4, W1/2NE1/4, SW1/4, SW1/4SE1/4;

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 29: NW1/4NW1/4, S1/2NW1/4;

Township 4 South, Range 20 East of the Boise Meridian, Lincoln County, Idaho.

Section 30: NE1/4NE1/4;

END OF EXHIBIT A

SCANNED

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ATTACHMENT 1 TO EXHIBIT A LEGAL DESCRIPTION
WATER RIGHTS

Together with all water rights appurtenant thereto including
but not limited to the following:

Certificate # 8608 for 123 shares of Big Wood Canal
Company stock applicable thereto.

Certificate # 9057 for 80 shares of Big Wood Canal
Company stock applicable thereto.

SCANNED

FEB 09 2004

dm5

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: **A37-14264**
Date Received: 5/ 1/1990
Receipt No: X111111
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH 208-334-1577
Address: US DEPT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
3232 ELDER ST
BOISE, ID 83705

2. Date of Priority: APR 6, 1906

3. Source: LITTLE WOOD RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	19E	25		NW	SE		LINCOLN

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	11/01	5.500		

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

8. Total consumptive use is 1080.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	20E	19	SE	NE		IRR	40.0
			NE	SE		IRR	40.0

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	20E	19	SE	SE		IRR	40.0
Section Acres							120.0
		20	SW	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	40.0
Section Acres							240.0
Total Acres							360.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
BIG WOOD CANAL

14. Remarks:

Diversion Means: Checks, ditches, canals, and headgates necessary for stream flow diversion and distribution for beneficial usage on Riverwood Ranch from river to canal is 8'x10' from canal to ditch is 4'x4'.
Additional point of diversion is the main Deitrich Canal.
Irrigation purposes from 5/1 to 11/1 amount (126.88 from Big Wood Canal Company). Government Inventory Property: River Rights #37-01123 = 150.01 and #37-01124 = 125.01 and "magic" = 126.88. Priority date April 6, 1906
Claiming 37-1123 and 37-1124: combined right.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S C FROST

Decree Plaintiff

ALTURAS WATER CO

vs Decree Defendant

MICROFILMED

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 437-14264
Date Received 5-01-90
Receipt Number X11111

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

ORIGINAL

Please type or print clearly

- Name of Claimant (s) UNITED STATES OF AMERICA (USDA-FMHA) Phone (208) 334 1577
Mailing Address STATE Director FMHA 3232 ELDER ST BOISE Zip 83705
- Date of Priority (Only one (1) per claim) 04-06-1906
- Source of water supply (a) Little wood River
which is tributary to (b) SNAKE River
- a. Location of existing point of diversion is: Township 4S Range 19E Section 25,
NW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of LINCOLN
Additional points of diversion if any: MAIN Detrich Canal
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
- Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Checks Ditches Canals
and Head gates necessary for stream flow
Notified for relocation for road work
from River to Canal is 8'x10'
from Canal to Ditch is 4'x4'

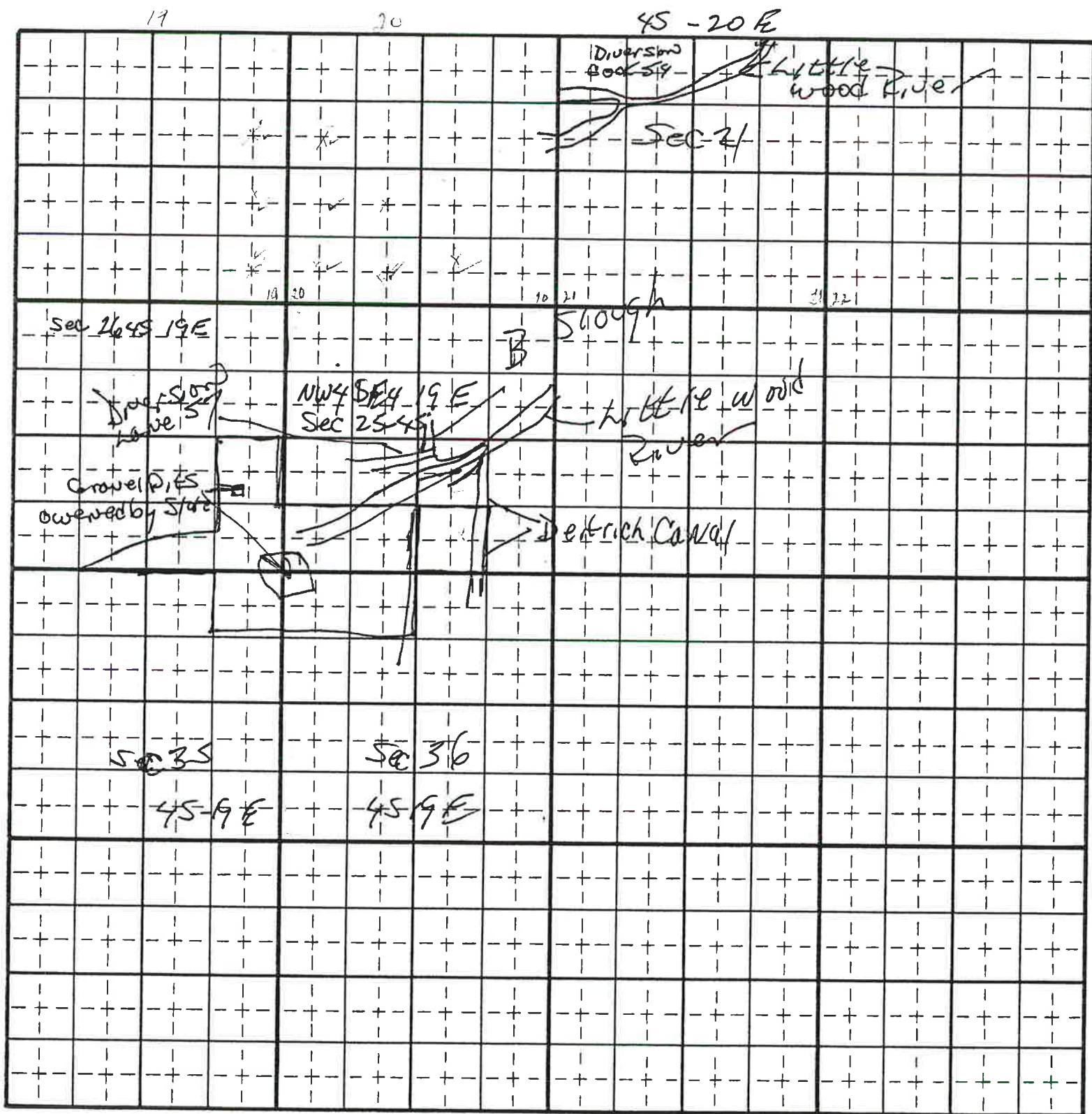
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MAR 01 1993

Revised Land
Title

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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Last Name USDA - Bureau

Ident No. _____

Copies: White-State, Yellow-Claimant 8-1-1993

6. Water is claimed for the following , poses:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 5-1 to 11-1 amount 3.0 or _____
 For Irrigation purposes from 5-1 to 11-1 amount 2.5 or _____
 For Irrigation purposes from 5-1 to 11-1 amount 126.88 or BWCC
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1080 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
45	20E	19				40'									40'			40'	120
		20						40			40	40	40	20			40		240

Total number of acres irrigated 360

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

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

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

14. Remarks: Government-Indian Property
Survey # 37-1123 = 150.0'
" 57-1124 = 150.0'
" 1125 = 126.88'
Don't know how to claim

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Last Name _____ Ident No. _____

Mar 11 1993
 Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) ☒ Special Use ☐ Posted Notice ☐ License ☐ Permit ☐
Decree ☒
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date 04-06-1906
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 15

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

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

For Organizations: I do solemnly swear or affirm that I am ASSISTANT County Supervisor
of FMHA Organization, that I have signed the foregoing
document in the space below as ASSISTANT County Supervisor of FMHA
Title Organization

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

Signature of Authorized Agent [Signature]
Title and Organization Assistant County Supervisor Date 5-2-89

State of Idaho/or _____)
County of LINCOLN) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of May 19 89

SEAL

Notary Public [Signature]

Residing at Shoshone, ID

My Commission Expires 9/16/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Peter MONSON will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

INDIAN Resource Section, Land & Natural Resource Section
US Dept of Justice,
PO BOX 44378
WASHINGTON DC 20026 - 4378

Last Name USDA FMHA

Ident. Number _____

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Copies White State Yellow Claimant
MAR 07 1993

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APR 10 1974

Department of Water Resources
Southern District Office

Identification No. _____

Transfer No. 37-1123 & 37-1124

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Riverwood Land & Livestock Co.
Post office address Box 40, Richfield, Idaho 83349
2. Right obtained by:
 - a. Decree to Montey Cook and L.S. Cook in Case of S. C. Frost
(Name)
vs. Alturas Water Co., Dated Dec. 13, 1909 in Fourth Judicial Court
(Name of Court)
Court, County of Lincoln
 - b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water Little Wood River tributary to Big Wood River
(Name of stream or source)
4. Date of Priority April 6, 1906
5. Amount of water a 5.50 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for irrigation from Apr. 1 to Sept. 30
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21,
Township 4S, Range 20E, B.M., in Lincoln County.
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	20E	19				40									40			40	120 ✓
		20							40		40	40	40	40			40		240 ✓

Total number of acres presently irrigated: 360

RECEIVED
Jan 8, 1974
P. H. H. H.

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2/22/74

from Cook
Riverwood
5.5 cfs

9. Applicant was not the original holder of this right of way. How it was acquired:
By purchase

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 5.5 c.f.s. and/or acre feet
- b. New point of diversion: NW 1/4 SE 1/4, Section 25, Township 4S, Range 19E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion:
submerged orifice and gravity fed open ditch
- d. Is water to be conveyed to the lands previously irrigated? Yes No X
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
Bought water to apply on land owned and operated by Riverwood Land & Livestock Co. Old land to be used for dry land grazing only.
- f. Do you intend to make the transfer permanent? Yes
- g. Do you intend to abandon completely the old point of diversion? Yes
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	19E	25											34	40			40		114
		26													34		19	37	90
		35	35																35
		36					40	28											68

EXCEPTING THEREFROM:

a. Right of way of the Oregon Short Line Railroad, Ketchum Branch as set forth in deed recorded in Book 21 Deeds, Page 77, records of Lincoln County, Idaho.

b. Strip of land 80 feet in width for highway purposes across the SE 1/4 of the SW 1/4, Section 26, as set forth in Deed to State of Idaho, recorded December 28, 1938, in Book 38 Deeds, Page 335, records of Lincoln County, Idaho.

c. Tract of land in the E 1/2 of the SE 1/4, Section 26, described as follows:

Beginning at the Southeast corner of the NE 1/4 SE 1/4 of said Sec. 26; thence South 89° 55' West along the South line of said NE 1/4 SE 1/4 a distance of 300.0 feet to the Real Point of Beginning; thence North 0° 13' West, 440.07 feet; thence South 89° 55' West 430.23 feet; Thence South 41° 37' West, 264.10 feet; Thence South 44° 36' East, 460.90 feet; Thence North 89° 55' East, 270.0 feet.

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MAR 01 1993 307

- b. you intend to make the transfer permanent?
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
Lands to be used as dry land grazing only.
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: 203 shares of Big Wood Canal Company water stock
- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Don Sterling Burchard-Panor
by August Burchard-Panor (signature of applicant)

Subscribed and sworn to before me this 22nd day of January, 1974

Mary King
(notary public)

My commission expires 6-30-74

**ACTION OF Director, Department of Water Resources
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 37-1123 & 37-1124
and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be
permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons:

Witness my hand this 2 day of January, 19 75

State Reclamation Engineer
Director

FOR DEPARTMENT USE ONLY

Received by Date 4-12-74

Protest filed by: Date

Prelim. check by 1607 Date 4-15-74

Fee received by Date Fee \$30.00 (1584)

1607 Approved for publication by

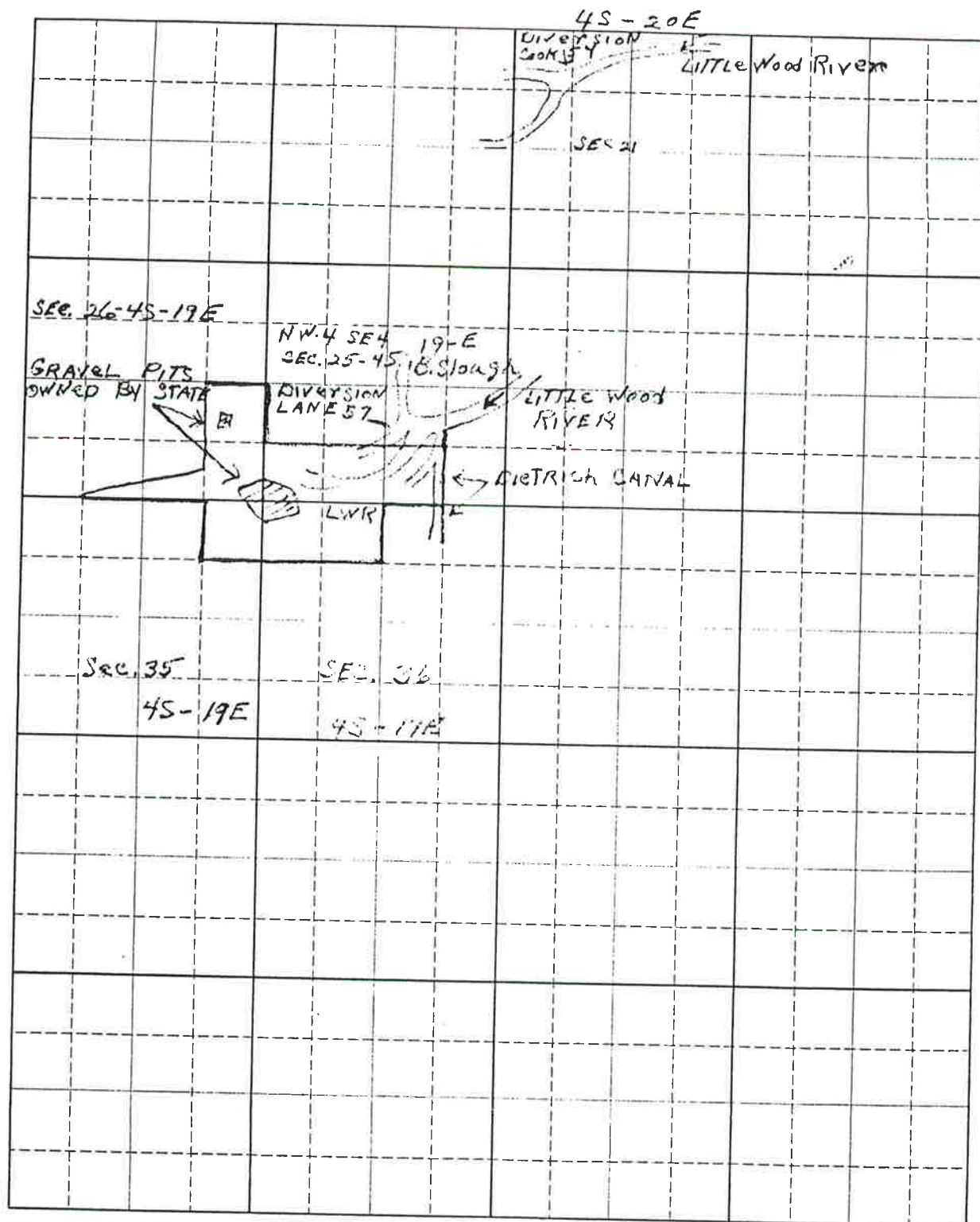
Published in Dates 11-21 & 12-1-74

Hearing held

Watermaster Recommendation sent

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SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

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	26										34		19	37	90
	35	35													35
	36				40	28									68

EXCEPTING THEREFROM:

a. Right of way of the Oregon Short Line Railroad, Ketchum Branch as set forth in deed recorded in Book 21 Deeds, Page 77, records of Lincoln County, Idaho.

b. Strip of land 80 feet in width for highway purposes across the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 26, as set forth in Deed to State of Idaho, recorded December 28, 1938, in Book 38 Deeds, Page 335, records of Lincoln County, Idaho.

c. Tract of land in the E $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 26, described as follows:

Beginning at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 26; thence South 89° 55' West along the South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 300.0 feet to the Real Point of Beginning; thence North 0° 13' West, 440.07 feet; thence South 89° 55' West 430.23 feet; Thence South 41° 37' West, 264.10 feet; Thence South 44° 36' East, 460.90 feet; Thence North 89° 55' East, 270.0 feet; Thence North 0° 13' West, 100.0 feet, more or less, to the Real Point of Beginning.

d. Tract of land in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 26, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 25, the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 35, described as follows:

Beginning at the section corner common to Sections 25, 26, 35 and 36, Township 4 South, Range 19 East, Boise Meridian; thence South 89° 48' West along the South line of said Section 26 a distance of 336.01 feet to the Real Point of Beginning; Thence South 0° 13' East 238.59 feet; Thence South 43° 21' East 736.20 feet; Thence North 63° 39' East 1111.56 feet; Thence North 28° 21' West 425.0 feet; Thence North 65° 28' West 816.20 feet; Thence South 89° 47' West 597.73 feet; Thence South 0° 13' East 341.48 feet, more or less, to the Real Point of Beginning;

307

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MAR 01 1993

31M

C O P Y

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Dewey E. Wilcox, of
Richfield, Idaho

ORDER GRANTING TRANSFER

No. 812

For a Transfer of Water Right, in Water
District No. 11-AB, Lincoln County, Idaho

WHEREAS, On the 3rd day of June, 1953, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Dewey E. Wilcox, of Richfield, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby:

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of July, 1953.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

Wilcox
5.5 cfs

4/6/53
7/14/53
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MAR 11 1993

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 812.

THIS IS TO CERTIFY That DEWEY E. WILCOX, of Richfield, Idaho, is the owner of and using a certain water right from Little Wood River in the amount of Five and fifty-hundredths (5.50) cubic feet per second, bearing date of priority of April 6, 1906, said water being decreed to Monte Cook and L. S. Cook by Judge H. F. Ensign of the Fourth Judicial District of the State of Idaho in and for the County of Lincoln, in the case of

LAWRENCE S. COOK & MONTE COOK

Plaintiffs,

vs.

O. C. DUNN, WATERMASTER

Defendant.

said decree bearing date of November 5, 1919, and being appurtenant to the following described lands, to-wit:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$,
Section 19, Township 4 South, Range 20 East, B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 5 of Decrees, beginning at Page 276.

That said Dewey E. Wilcox has become the owner of said water right through purchase.

And that now, upon the application of Dewey E. Wilcox, of Richfield, Idaho, for the transfer of Five and fifty-hundredths (5.50) cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of Five and fifty-hundredths (5.50) cubic feet per second of the waters of Little Wood River upon the above described lands is hereby abandoned, and the lands to be irrigated under such right, and to which the water right HEREBY CONFIRMED shall become appurtenant, by this certificate, for irrigation and domestic purposes, are described as follows, to-wit:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 19, Township 4 South, Range 20 East, B.M., W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, Township 5 South, Range 19 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Five and fifty-hundredths (5.50) cubic feet per second of the waters of Little Wood River with priority of April 6, 1906.

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MAR 6 1993

That the water right hereby transferred has heretofore been conducted from Little Wood River to the first above described lands through Cook Ditch No. 54, with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21, Township 4 South, Range 20 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through Cook Ditch No. 54 and Tirner Ditch No. 61, with points of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21, Township 4 South, Range 20 East, B.M., and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5, Township 5 South, Range 19 East, B.M.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 14th day of July, 1953.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

MICROFILMED

MAR 2 1 1957

V.S. 276 W.D. - 37-M 37-M1
River Wood Ra = 1972

Decree No. 4

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR LINCOLN COUNTY.

Lawrence S. Cook and Mont E. Cook)
Plaintiffs,)
vs) DECREE
O. C. Dunn, Watermaster,)
Defendant.)

This cause came on regularly to be heard in open Court this the 5th day of November, 1919, the respective plaintiffs appearing by their counsel, Frank T. Disney, and the defendant not appearing and being in default and his default having been entered, it appearing that the said defendant had been personally served with a copy of the summons and complaint in said action, and that due and legal notice of the pendency of said action had been given by publication and in accordance with law, and the order of Court. Witnesses having been sworn and testified on behalf of plaintiffs, and the Court being fully informed and advised in the premises, and having ordered that judgment be rendered in accordance with the laws, and findings of facts and conclusions of law;

IT IS ORDERED, ADJUDGED AND DECREED, that the several plaintiffs herein named do have judgment, respectively for a right to use for irrigation and domestic purposes, the following number of inches of water, each fifty inches thereof to be equivalent to the flow of one cubic foot per second of time, as prescribed by the laws of Idaho, appurtenant to the lands hereinafter described, from the waters of Little Wood River, and its tributaries, their priorities to date from the time hereinafter mentioned, and this decree to be as supplementary to the decree in the former adjudicated action of S. C. Frost, et al, plaintiffs, vs. Alturas Water Company, a corporation, et al, defendants, in accordance with Chapter 224, Session Laws of Idaho, of 1911, and its amendments:

Mont E. Cook: The East Half of the Southeast Quarter ($E\frac{1}{2}$ $SE\frac{1}{4}$) Southeast Quarter of the Northeast Quarter ($SE\frac{1}{4}$ $NE\frac{1}{4}$) of Section Nineteen (19), and the Southwest Quarter of the Northwest Quarter ($SW\frac{1}{4}$ $NW\frac{1}{4}$) of Section Twenty (20), all in Township Four (4) South, Range Twenty (20) East of the Boise Meridian, one Hundred and fifty (150) inches of water under date

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of priority of April 6th, 1906.

Lawrence S. Cook: The West Half of the Southwest Quarter ($W\frac{1}{2}SW\frac{1}{4}$) the Southeast Quarter of the Southwest Quarter ($SE\frac{1}{4}SW\frac{1}{4}$), and the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4}SE\frac{1}{4}$) of Section Twenty (20), Township Four (4) South, Range Twenty (20) East of the Boise Meridian, One Hundred and twenty-five (125) inches of water under date of priority of April 6th, 1906.

Signed at Shoshone, Idaho, November 5th, 1919.

H. F. Ensign, Judge of the
District Court.

Filed Nov. 15, 1919.

J. W. Lundin, Clerk.

STATE OF IDAHO,)
COUNTY OF LINCOLN } SS.

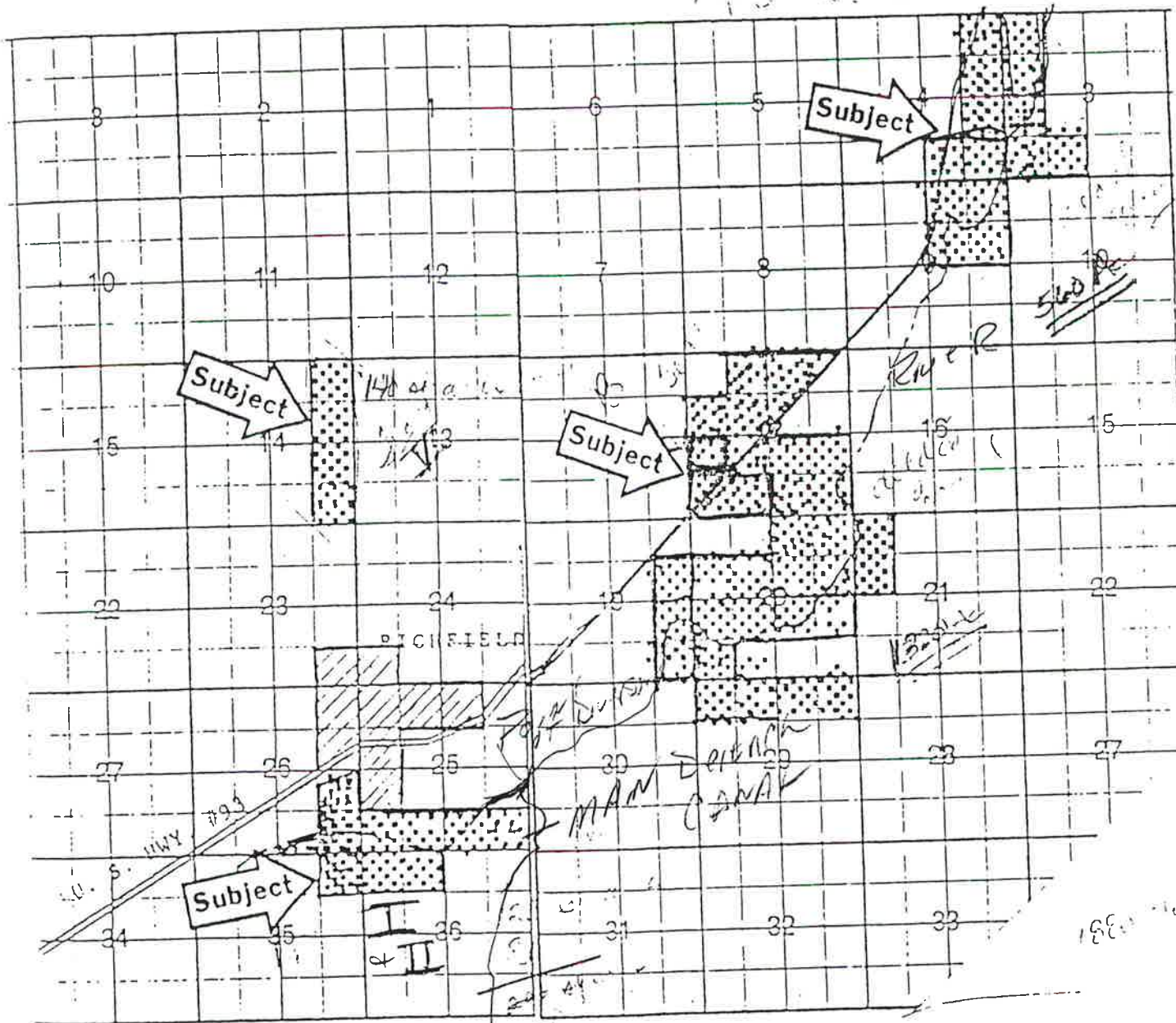
I, E. A. Bowler, Clerk of the District Court, and Ex-Officio Recorder in and for the County of Lincoln, State of Idaho, do hereby certify that the annexed is a full, true and correct copy of the original Decree now on file in my office, as the same appears on the Records of said Lincoln County, State of Idaho in Book 5 of Judgments at page 87.

IN TESTIMONY WHEREOF, I have set my hand and affixed my official seal this 7th day of June, A. D. 1927.

E. A. Bowler, Clerk- Ex-Officio
Recorder.

By *Venetta Albert*
Deputy.

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MAR 01 1993



TRACT I.

S $\frac{1}{2}$ of the SW $\frac{1}{4}$, SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 25, Township 4 South, Range 19 East, Boise Meridian; E $\frac{1}{2}$ of the SE $\frac{1}{4}$, and that part of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ South of the Little Wood River; Sec. 26, Twp. 4 S, R 19 E.B.M.

NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 35, Township 4 South, Range 19 E. EXCEPTING THEREFROM:

a. Right of way of the Oregon Short Line Railroad, Ketchum Branch, as set forth in deed recorded in Book 21 Deeds, Page 77, records of Lincoln County, Idaho.

b. Strip of land 80 feet in width for highway purposes across the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 26, as set forth in Deed to State of Idaho, recorded December 28, 1938, in Book 38 Deeds, Page 335, records of Lincoln County, Idaho.

c. Tract of land in the E $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 26, described as follows:

SMITH & BEEKS
ATTORNEYS AT LAW
P. O. Box 308
TWIN FALLS, IDAHO 83301

CONTRACT - 1

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Beginning at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 26; thence South 89° 55' West along the South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 300.0 feet to the Real Point of Beginning;

Thence North 00°13' West, 440.07 feet;

Thence South 89°55' West, 430.23 feet;

Thence South 41°37' West, 264.10 feet;

Thence South 44°36' East, 480.90 feet;

Thence North 89°55' East, 270.0 feet;

Thence North 00°13' West, 100.0 feet, more or less, to the Real Point of Beginning.

d. Tract of land in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 26, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 25, the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 35, described as follows:

Beginning at the section corner common to Sections 25, 26, 35 and 36, Township 4 South, Range 19 East, Boise Meridian; thence South 89°48' West along the South line of said Section 26 a distance of 336.01 feet to the Real Point of Beginning;

Thence South 00°13' East 238.59 feet;

Thence South 43°21' East 736.20 feet;

Thence North 68°39' East 1111.56 feet;

Thence North 28°21' West 425.0 feet;

Thence North 65°28' West 816.90 feet;

Thence South 89°47' West 597.73 feet;

Thence South 00°13' East 341.48 feet, more or less, to the Real Point of Beginning;

W $\frac{1}{2}$ of the SW $\frac{1}{4}$, and the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 3, Township 4 South, Range 20 East, Boise Meridian,

E $\frac{1}{2}$ of the NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 4, Township 4 South, Range 20 East, Boise Meridian, EXCEPT strip of land 80 feet in width for highway purposes across SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Twp. 4 S., R. 20 E.B.M., as set forth in Deed to State of Idaho, recorded January 30, 1931 in Book 37 Deeds, Page 22, records of Lincoln County, Idaho.

All that part of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, W $\frac{1}{2}$ of the NE $\frac{1}{4}$ and of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, North and West of the Northwesterly boundary of the right of way of the Oregon Short Line Railroad, Ketchum Branch, all of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and N $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 17, Township 4 South, Range 20 East, Boise Meridian.

E $\frac{1}{2}$ of the NE $\frac{1}{4}$, Section 20, Township 4 South, Range 20 East, Boise Meridian;

W $\frac{1}{2}$ of the NW $\frac{1}{4}$, Section 21, Township 4 South, Range 20 East, Boise Meridian;

EXCEPTING:

a. Right of way of the Oregon Short Line Railroad, Ketchum Branch.

1 b. Strip of land 80 feet in width for highway purposes
2 across NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec-
3 tion 17, Township 4 South, Range 20 East, Boise Meridian,
4 as set forth in deed to State of Idaho, recorded January 30,
5 1931; in Book 37 Deeds, Page 21, records of Lincoln
6 County, Idaho.

7 TOGETHER with Certificate #3608 for 123 shares of Big
8 Wood Canal Company stock applicable thereto.

9 TOGETHER with Certificate #9057 for 80 shares of Big
10 Wood Canal Company stock applicable thereto.

11 TOGETHER with all grazing rights, Bureau of Land
12 Management, consisting of 356 AUMs to the base property
13 hereinabove described.

14 SUBJECT to that Decree of the Fifth Judicial District
15 Court in and for the County of Lincoln, State of Idaho,
16 Case No. 4033, affecting water shares with the Big Wood
17 Canal Company system as they apply to Sections 25, 35,
18 and 36, Township 4 South, Range 19 E.B.M.

19 TOGETHER with any and all water rights, mineral rights
20 not reserved to the State, geothermal rights and grazing
21 rights appurtenant thereto.

22 TRACT II.

23 NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 36, Township 4 S., Range 19 E., B.M.
24 EXCEPTING:

25 a. Tract of land in the E $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 26,
26 described as follows:

Beginning at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of
said Sec. 26; thence South 89° 55' West along the
South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 300.0 feet
to the Real Point of Beginning;

Thence North 0°13' West, 440.07 feet;

Thence South 89°55' West, 430.23 feet;

Thence South 41°37' West, 264.10 feet;

Thence South 44°36' East, 480.90 feet;

Thence North 89°55' East, 270.0 feet;

Thence North 0°13' West, 100.0 feet, more or less,
to the Real Point of Beginning.

27 b. Tract of land in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 26,
28 the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 25, the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of
29 Section 36, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 35, described
30 as follows:

Beginning at the section corner common to Sections
25, 26, 35 and 36, Township 4 South, Range 19 East,
Boise Meridian; thence South 89°48' West along the
South line of said Section 26 a distance of 336.01
feet to the Real Point of Beginning;

Thence South 0°13' East 233.59 feet;

Thence South 43°21' East 736.20 feet;

1 Thence North 68°39' East 1111.56 feet;
2 Thence North 28°21' West 425.0 feet;
Thence North 65°28' West 816.90 feet;
Thence South 89°47' West 597.73 feet;
Thence South 00°13' East 341.48 feet, more or less,
to the Real Point of Beginning;

Together with any part or parts thereof of the following,
which may be applicable to the above-described property:

a. Certificate #8608 for 123 shares of Big Wood Canal
Company stock applicable thereto.

b. Certificate #9057 for 80 shares of Big Wood Canal
Company stock applicable thereto.

c. All grazing rights, Bureau of Land Management,
consisting of a part or all of 347 AUMs to the base
property hereinabove described.

d. Subject to that Decree of the Fifth Judicial
District Court in and for the County of Lincoln, State of
Idaho, Case No. 4033, affecting water shares with the
Big Wood Canal Company system as they apply to Sections
25, 35, and 36, Township 4 South, Range 19 E.B.M.

e. Any and all water rights, mineral rights not reserved
to the State, geothermal rights and grazing rights appur-
tenant thereto.

TRACT III.

NW¼ of the SW¼ of Section 17, Township 4 South, Range 20
East, Boise Meridian;

Together with any and all water rights, mineral rights
not reserved to the State, geothermal rights and grazing
rights appurtenant thereto.

TRACT IV.

Township 4 South, Range 20 East of the Boise Meridian

Section 3: NW¼NW¼

Section 4: S½SE¼

Section 9: NE¼

Excepting 80 foot wide strip for highway
purposes as set forth in Deed to State of Idaho, dated
September 12, 1930 and recorded January 30, 1931, in
Book 37 Deeds Page 19, records of Lincoln County,
Idaho.

Together with any and all water rights, mineral rights,
geothermal rights and grazing rights appurtenant thereto.

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME US Fm 4 CL... IDENT. NO. A37-14264DATE RECEIVED 5-01-90 CR # X111111 AMOUNT \$ —

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? ☒ | | | |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ | | | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | ok* |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: [Signature] Date: 8-20-91Claim must be returned to claimant: ☐ (Yes) ☒ (No)Claimant must be notified of modifications: ☐ (Yes) ☒ (No)

Receipt Prepared by:

Claim data entered by: [Signature]Sent to claimant by: [Signature]

Date:

Date:

Date:

Checked by: [Signature] Date: 8-21-91Comments: Claiming 37-01123 & 37-01124; combined right.

MICROFILMED

MAR 01 1993

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 437-14264
Date Received 5-01-90
Receipt Number X11111

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

ORIGINAL

Please type or print clearly

1. Name of Claimant (s) UNITED STATES of America (USDA-FmHA) Phone (208) 334 1577

Mailing Address STATE Director FmHA 3232 ELDERST BOISE Zip 83705

2. Date of Priority (Only one (1) per claim) 04-06-1906

3. Source of water supply (a) Little wood River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 4S Range 19E Section 25,
NW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of LINCOLN

Additional points of diversion if any: MAIN Detrich Canal

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Checks Ditches Canals
and Head gates necessary for stream flow
diversion and distribution for beneficial use on
River wood Ranch From River to Canal is 8"x10'
from canal to Ditch is 4"x4'

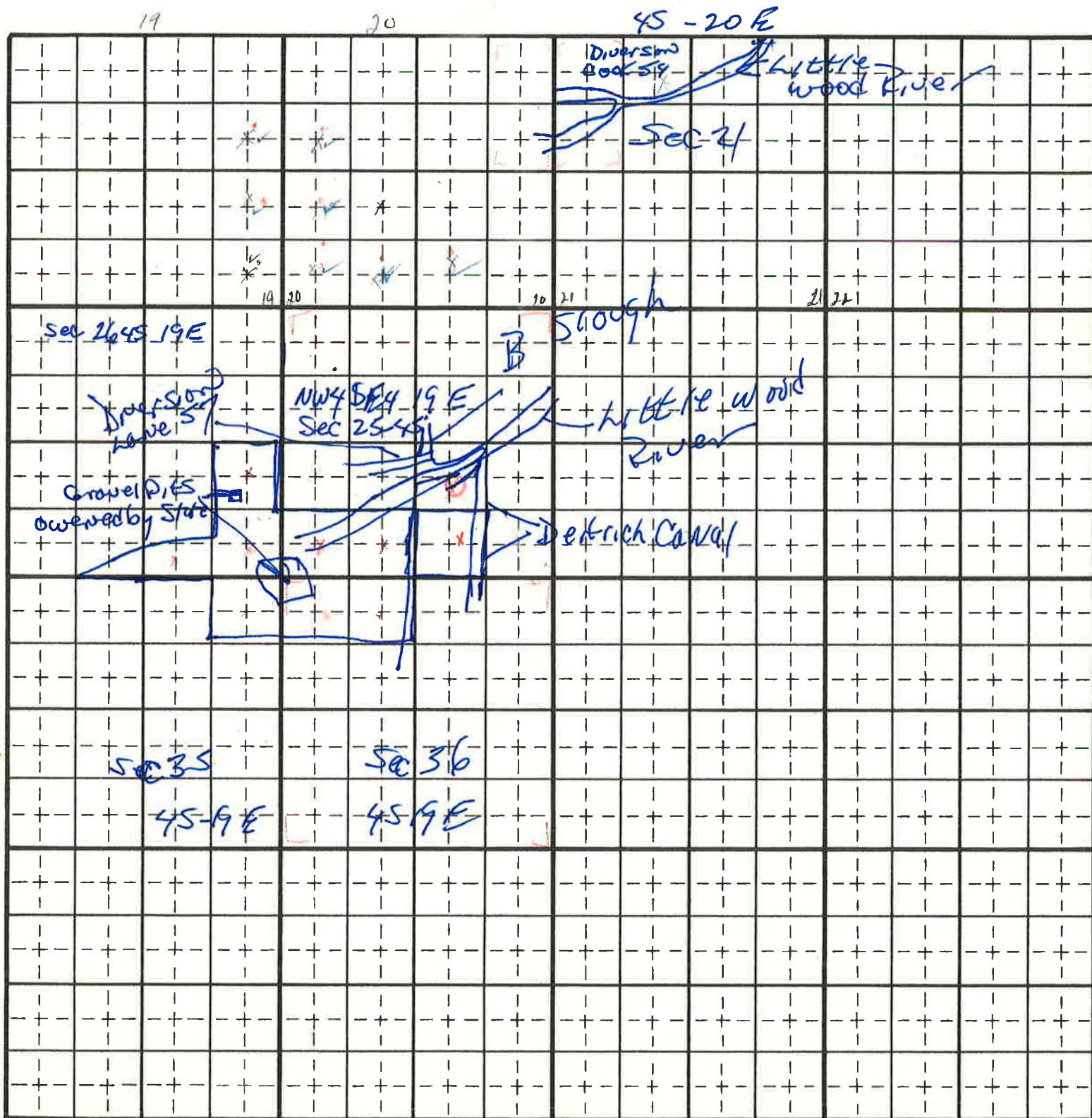
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Riverwood Land
FmHA

7/8

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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Last Name

USDA - Jim HVA

Ident No.

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 5-1 to 11-1 amount 3.0 or _____
For Irrigation purposes from 5-1 to 11-1 amount 2.5 or _____
For Irrigation purposes from 5-1 to 11-1 amount 126.88 or BWCC
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1080 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
45	20E	19				40'									40'			40'	120
		20							40		40	40	40	40			40		240

Total number of acres irrigated 360

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.

Big Wood Canal

or None ()

14. Remarks: Government Inventory Property

River Rights # 37-1123 = 150.01

37-1124 = 125.01

magic = 126.88

Priority Date April 6, 1906

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OCT 26 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree ☒
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date 04-06-1906
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 15

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

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

For Organizations: I do solemnly swear or affirm that I am ASSISTANT County Supervisor
of FMHA Organization, that I have signed the foregoing
document in the space below as ASSISTANT County Supervisor of FMHA
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Carol J. Ruby
Title and Organization Assistant County Supervisor Date 5-2-89

State of Idaho/or _____)
County of LINCOLN) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of May 19 89

SEAL

Notary Public Chris H. Uffing

Residing at Shoshone, ID

My Commission Expires 9/16/94

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, Peter MONSON will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____
Address INDIAN Resource Section, Land & Natural Resource Section
US DEPT of JUSTICE,
PO BOX 44378
Date WASHINGTON DC 20026 - 4378

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Last Name USDA FMHA Ident. Number _____

Copies White-State, Yellow-Claimant

Identification No. _____

Transfer No. 37-1123 & 37-1124

APR 29 1974

Department of Animal Husbandry
Southern District Office

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Riverwood Land & Livestock Co.
Post office address Box 40, Richfield, Idaho 83349
2. Right obtained by:
- a. Decree to Montey Cook and L.S. Cook in Case of S. C. Frost
(Name)
vs. Alturas Water Co., Dated Dec. 13, 1909 in Fourth Judicial Court
(Name of Court)
Court. County of Lincoln
- b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water Little Wood River tributary to Big Wood River
(Name of stream or source)
4. Date of Priority April 6, 1906
5. Amount of water a 5.50 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for irrigation from Apr. 1 to Sept. 30
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21
Township 4S, Range 20E, B.M., in Lincoln County,
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

[illegible]

Total number of acres presently irrigated 360

Jan 8, 1974
P. H. H. H.

2/22/74

Priority 4/6/06

POOR ORIGINAL

9. If applicant was not the original holder of this right explain how it was acquired: _____
By purchase

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 5.5 c.f.s. and/or _____ acre feet
- b. New point of diversion: NW 1/4 SE 1/4, Section 25, Township 4S, Range 19E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____
submerged orifice and gravity fed open ditch
- d. Is water to be conveyed to the lands previously irrigated? Yes _____ No X
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion: _____
Bought water to apply on land owned and operated by Riverwood Land & Livestock Co. Old land to be used for dry land grazing only.
- f. Do you intend to make the transfer permanent? Yes
- g. Do you intend to abandon completely the old point of diversion? Yes
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	19E	25											34	40			40		114
		26													34		19	37	90
		35	35																35
		36					40	28											68

EXCEPTING THEREFROM:

a. Right of way of the Oregon Short Line Railroad, Ketchum Branch as set forth in deed recorded in Book 21 Deeds, Page 77, records of Lincoln County, Idaho.

b. Strip of land 80 feet in width for highway purposes across the SE 1/4 of the SW 1/4, Section 26, as set forth in Deed to State of Idaho, recorded December 28, 1938, in Book 38 Deeds, Page 335, records of Lincoln County, Idaho.

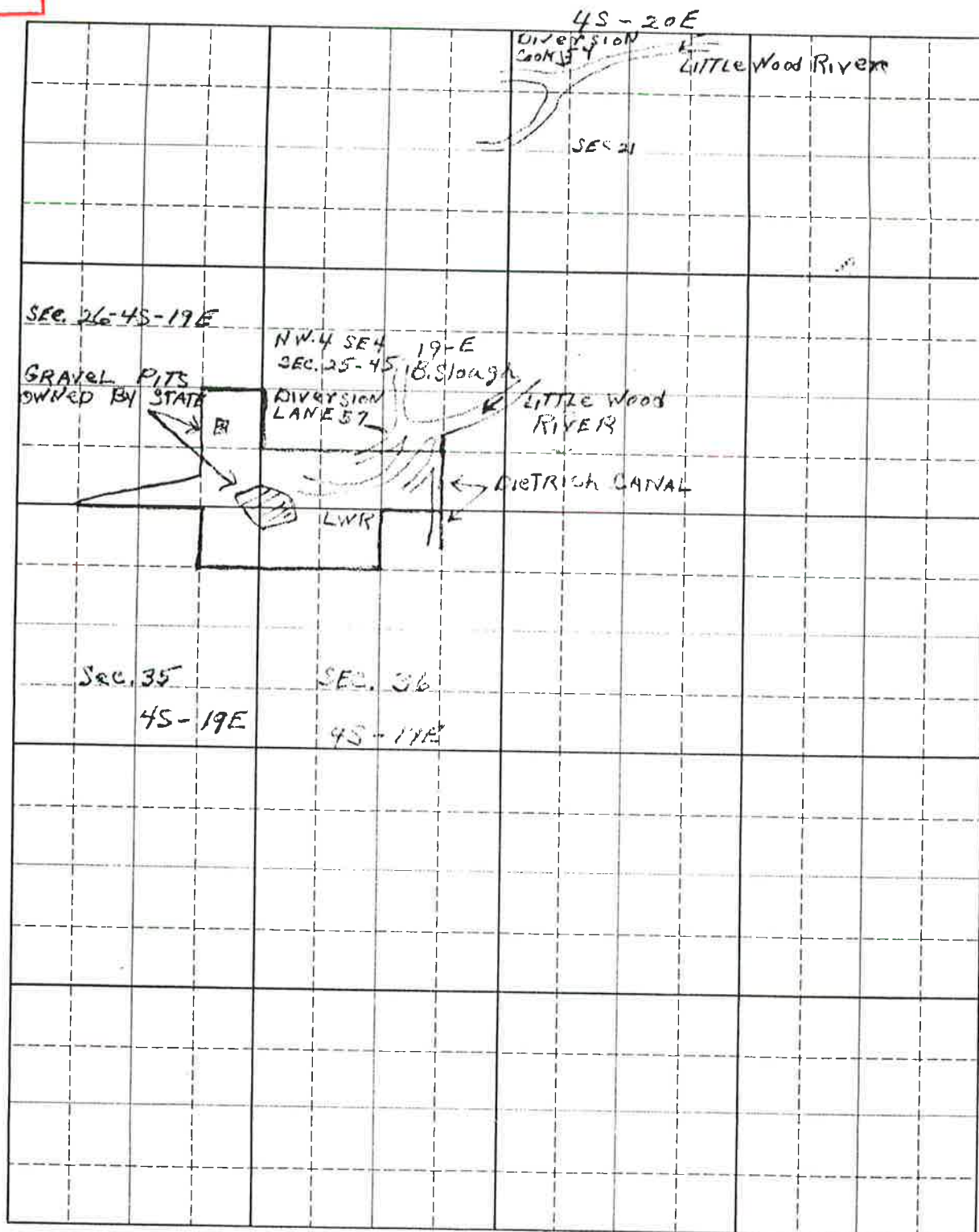
c. Tract of land in the E 1/4 of the SE 1/4, Section 26, described as follows:

Beginning at the Southeast corner of the NE 1/4 SE 1/4 of said Sec. 26; thence South 89° 55' West along the South line of said NE 1/4 SE 1/4 a distance of 300.0 feet to the Real Point of Beginning; thence North 0° 13' West, 440.07 feet; thence South 89° 55' West 430.23 feet; Thence South 41° 37' West, 264.10 feet; Thence South 44° 36' East, 480.90 feet; Thence North 89° 55' West, 270.0 feet.

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POOR ORIGINAL



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

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	26										34		19	37	90
	35	35													35
	36				40	28									68

EXCEPTING THEREFROM:

a. Right of way of the Oregon Short Line Railroad, Ketchum Branch as set forth in deed recorded in Book 21 Deeds, Page 77, records of Lincoln County, Idaho.

b. Strip of land 80 feet in width for highway purposes across the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 26, as set forth in Deed to State of Idaho, recorded December 28, 1938, in Book 38 Deeds, Page 335, records of Lincoln County, Idaho.

c. Tract of land in the E $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 26, described as follows:

Beginning at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 26; thence South 89° 55' West along the South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 300.0 feet to the Real Point of Beginning; thence North 0°13' West, 440.07 feet; thence South 89°55' West 430.23 feet; Thence South 41°37' West, 264.10 feet; Thence South 44°36' East, 460.90 feet; Thence North 89°55' East, 270.0 feet; Thence North 0°13' West, 100.0 feet, more or less, to the Real Point of Beginning.

d. Tract of land in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 26, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 25, the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 35, described as follows:

Beginning at the section corner common to Sections 25, 26, 35 and 36, Township 4 South, Range 19 East, Boise Meridian; thence South 89°48' West along the South line of said Section 26 a distance of 336.01 feet to the Real Point of Beginning; Thence South 0°13' East 238.59 feet; Thence South 43°21' East 736.20 feet; Thence North 68°39' East 1111.56 feet; Thence North 28°21' West 425.0 feet; Thence North 65°28' West 816.90 feet; Thence South 89°47' West 597.73 feet; Thence South 0°13' East 341.48 feet, more or less, to the Real Point of Beginning;

307

POOR ORIGINAL

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OCT 26 1994

31m

COPY

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Dewey E. Wilcox, of
Richfield, Idaho

For a Transfer of Water Right, in Water
District No. 11-AB, Lincoln County, Idaho

ORDER GRANTING TRANSFER

No. 812

WHEREAS, On the 3rd day of June, 1953, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Dewey E. Wilcox, of Richfield, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of July, 1953.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

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OCT 26 1994

7/14/53

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 812.

THIS IS TO CERTIFY That DEWEY E. WILCOX, of Richfield, Idaho, is the owner of and using a certain water right from Little Wood River in the amount of Five and fifty-hundredths (5.50) cubic feet per second, bearing date of priority of April 6, 1906, said water being decreed to Monte Cook and L. S. Cook by Judge H. F. Ensign of the Fourth Judicial District of the State of Idaho in and for the County of Lincoln, in the case of

LAWRENCE S. COOK & MONTE COOK

Plaintiffs,

vs.

O. C. DUNN, WATERMASTER

Defendant.

said decree bearing date of November 5, 1919, and being appurtenant to the following described lands, to-wit:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 19, Township 4 South, Range 20 East, B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 5 of Decrees, beginning at Page 276.

That said Dewey E. Wilcox has become the owner of said water right through purchase.

And that now, upon the application of Dewey E. Wilcox, of Richfield, Idaho, for the transfer of Five and fifty-hundredths (5.50) cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of Five and fifty-hundredths (5.50) cubic feet per second of the waters of Little Wood River upon the above described lands is hereby abandoned, and the lands to be irrigated under such right, and to which the water right HEREBY CONFIRMED shall become appurtenant, by this certificate, for irrigation and domestic purposes, are described as follows, to-wit:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 19, Township 4 South, Range 20 East, B.M., W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, Township 5 South, Range 19 East, B.M. *this was not transferred to Riverwood Land*

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

Five and fifty-hundredths (5.50) cubic feet per second of the waters of Little Wood River with priority of April 6, 1906.

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OCT 26 1994

That the water right hereby transferred has heretofore been conducted from Little Wood River to the first above described lands through Cook Ditch No. 54, with point of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21, Township 4 South, Range 20 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through Cook Ditch No. 54 and Tirner Ditch No. 61, with points of diversion in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21, Township 4 South, Range 20 East, B.M., and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5, Township 5 South, Range 19 East, B.M.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 14th day of July, 1953.

Mark R. Kulp
MARK R. KULP
State Reclamation Engineer

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OCT 26 1994

Decree
No 4

W D - 37-M
p 276

37-M1
River Inlood Ravines = 1972

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR LINCOLN COUNTY.

Lawrence S. Cook and Mont E. Cook
Plaintiffs,
vs
O. C. Dunn, Watermaster,
Defendant.

DECREE

This cause came on regularly to be heard in open Court this the 5th day of November, 1919, the respective plaintiffs appearing by their counsel, Frank T. Disney, and the defendant not appearing and being in default and his default having been entered, it appearing that the said defendant had been personally served with a copy of the summons and complaint in said action, and that due and legal notice of the pendency of said action had been given by publication and in accordance with law, and the order of Court. Witnesses having been sworn and testified on behalf of plaintiffs, and the Court being fully informed and advised in the premises, and having ordered that judgment be rendered in accordance with the laws, and findings of facts and conclusions of law;

IT IS ORDERED, ADJUDGED AND DECREED, that the several plaintiffs herein named do have judgment, respectively for a right to use for irrigation and domestic purposes, the following number of inches of water, each fifty inches thereof to be equivalent to the flow of one cubic foot per second of time, as prescribed by the laws of Idaho, appurtenant to the lands hereinafter described, from the waters of Little Wood River, and its tributaries, their priorities to date from the time hereinafter mentioned, and this decree to be as supplementary to the decree in the former adjudicated action of S. C. Frost, et al, plaintiffs, vs. Alturas Water Company, a corporation, et al, defendants, in accordance with Chapter 224, Session Laws of Idaho, of 1911, and its amendments:

Mont E. Cook: The East Half of the Southeast Quarter ($E\frac{1}{2}$ $SE\frac{1}{4}$) Southeast Quarter of the Northeast Quarter ($SE\frac{1}{4}$ $NE\frac{1}{4}$) of Section Nineteen (19), and the Southwest Quarter of the Northwest Quarter ($SW\frac{1}{4}$ $NW\frac{1}{4}$) of Section Twenty (20), all in Township Four (4) South, Range Twenty (20) East of the Boise Meridian, one Hundred and fifty (150) inches of water under date

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11/5/19

150
125
25
Cook
6 cfs
No DOD descrip

of priority of April 6th, 1906.

Lawrence S. Cook: The West Half of the Southwest Quarter ($W\frac{1}{2}SW\frac{1}{4}$) the Southeast Quarter of the Southwest Quarter ($SE\frac{1}{4}SW\frac{1}{4}$), and the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4}SE\frac{1}{4}$) of Section Twenty (20), Township Four (4) South, Range Twenty (20) East of the Boise Meridian, One Hundred and twenty-five (125) inches of water under date of priority of April 6th, 1906.

Signed at Shoshone, Idaho, November 5th, 1919.

H. F. Ensign, Judge of the
District Court.

Filed Nov. 15, 1919.

J. W. Lundin, Clerk.

STATE OF IDAHO,)
COUNTY OF LINCOLN) SS.

I, E. A. Bowler, Clerk of the District Court, and Ex-Officio Recorder in and for the County of Lincoln, State of Idaho, do hereby certify that the annexed is a full, true and correct copy of the original Decree now on file in my office, as the same appears on the Records of said Lincoln County, State of Idaho in Book 5 of Judgments at page 87.

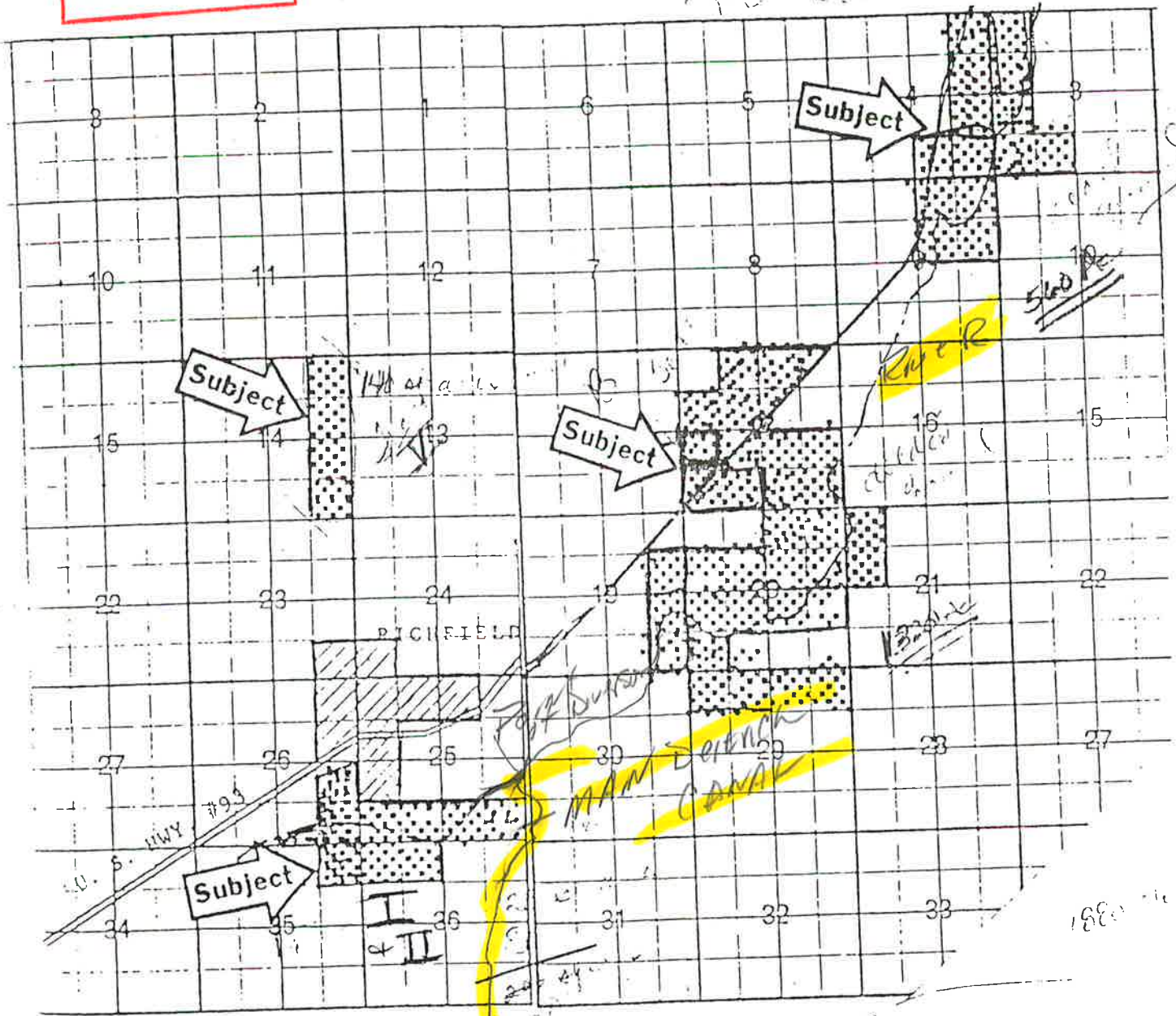
IN TESTIMONY WHEREOF, I have set my hand and affixed my official seal this 7th day of June, A. D. 1927.

E. A. Bowler, Clerk- Ex-Officio
Recorder.

By Venetta Alberh
Deputy.

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POOR ORIGINAL



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POOR ORIGINAL

ATTACHMENT A

TRACT I.

S $\frac{1}{2}$ of the SW $\frac{1}{4}$, SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 25, Township 4 South, Range 19 East, Boise Meridian;
E $\frac{1}{2}$ of the SE $\frac{1}{4}$, and that part of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ South of the Little Wood River;
Sec. 26, Twp. 4 S, R 19 E.B.M.

NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 35, Township 4 South, Range 19 E.
EXCEPTING THEREFROM:

a. Right of way of the Oregon Short Line Railroad, Ketchum Branch, as set forth in deed recorded in Book 21 Deeds, Page 77, records of Lincoln County, Idaho.

b. Strip of land 80 feet in width for highway purposes across the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 26, as set forth in Deed to State of Idaho, recorded December 28, 1938, in Book 38 Deeds, Page 335, records of Lincoln County, Idaho.

c. Tract of land in the E $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 26, described as follows:

SMITH & BECKS
ATTORNEYS AT LAW
P. O. Box 508
TWIN FALLS, IDAHO 83301

CONTRACT - 1

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Beginning at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 26; thence South 89° 55' West along the South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 300.0 feet to the Real Point of Beginning;

Thence North 0°13' West, 440.07 feet;

Thence South 89°55' West, 430.23 feet;

Thence South 41°37' West, 264.10 feet;

Thence South 44°36' East, 480.90 feet;

Thence North 89°55' East, 270.0 feet;

Thence North 0°13' West, 100.0 feet, more or less, to the Real Point of Beginning.

d. Tract of land in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 26, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 25, the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 35, described as follows:

Beginning at the section corner common to Sections 25, 26, 35 and 36, Township 4 South, Range 19 East, Boise Meridian; thence South 89°48' West along the South line of said Section 26 a distance of 336.01 feet to the Real Point of Beginning;

Thence South 0°13' East 238.59 feet;

Thence South 43°21' East 736.20 feet;

Thence North 68°39' East 1111.56 feet;

Thence North 28°21' West 425.0 feet;

Thence North 65°28' West 816.90 feet;

Thence South 89°47' West 597.73 feet;

Thence South 0°13' East 341.48 feet, more or less, to the Real Point of Beginning;

W $\frac{1}{2}$ of the SW $\frac{1}{4}$, and the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 3, Township 4 South, Range 20 East, Boise Meridian,

E $\frac{1}{2}$ of the NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 4, Township 4 South, Range 20 East, Boise Meridian, EXCEPT strip of land 30 feet in width for highway purposes across SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Twp. 4 S., R. 20 E.B.M., as set forth in Deed to State of Idaho, recorded January 30, 1931 in Book 37 Deeds, Page 22, records of Lincoln County, Idaho.

All that part of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, W $\frac{1}{2}$ of the NE $\frac{1}{4}$ and of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, North and West of the North-westerly boundary of the right of way of the Oregon Short Line Railroad, Ketchum Branch, all of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and N $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 17, Township 4 South, Range 20 East, Boise Meridian.

E $\frac{1}{2}$ of the NE $\frac{1}{4}$, Section 20, Township 4 South, Range 20 East, Boise Meridian;

W $\frac{1}{2}$ of the NW $\frac{1}{4}$, Section 21, Township 4 South, Range 20 East, Boise Meridian;

EXCEPTING:

a. Right of way of the Oregon Short Line Railroad, Ketchum Branch.

1 b. Strip of land 80 feet in width for highway purposes
2 across NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec-
3 tion 17, Township 4 South, Range 20 East, Boise Meridian,
4 as set forth in deed to State of Idaho, recorded January 30,
5 1931; in Book 37 Deeds, Page 21, records of Lincoln
6 County, Idaho.

7 TOGETHER with Certificate #3608 for 123 shares of Big
8 Wood Canal Company stock applicable thereto.

9 TOGETHER with Certificate #9057 for 80 shares of Big
10 Wood Canal Company stock applicable thereto.

11 TOGETHER with all grazing rights, Bureau of Land
12 Management, consisting of 356 AUMs to the base property
13 hereinabove described.

14 SUBJECT to that Decree of the Fifth Judicial District
15 Court in and for the County of Lincoln, State of Idaho,
16 Case No. 4033, affecting water shares with the Big Wood
17 Canal Company system as they apply to Sections 25, 35,
18 and 36, Township 4 South, Range 19 E.B.M.

19 TOGETHER with any and all water rights, mineral rights
20 not reserved to the State, geothermal rights and grazing
21 rights appurtenant thereto.

22 TRACT II.

23 N $\frac{1}{2}$ of the NW $\frac{1}{4}$, Section 36, Township 4 S., Range 19 E., B.M.
24 EXCEPTING:

25 a. Tract of land in the E $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 26,
26 described as follows:

Beginning at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of
said Sec. 26; thence South 89° 55' West along the
South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 300.0 feet
to the Real Point of Beginning;

Thence North 0°13' West, 440.07 feet;

Thence South 89°55' West, 430.23 feet;

Thence South 41°37' West, 264.10 feet;

Thence South 44°36' East, 480.90 feet;

Thence North 89°55' East, 270.0 feet;

Thence North 0°13' West, 100.0 feet, more or less,
to the Real Point of Beginning.

22 b. Tract of land in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 26,
23 the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 25, the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of
24 Section 36, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 35, described
25 as follows:

Beginning at the section corner common to Sections
25, 26, 35 and 36, Township 4 South, Range 19 East,
Boise Meridian; thence South 89°48' West along the
South line of said Section 26 a distance of 336.01
feet to the Real Point of Beginning;

Thence South 0°13' East 233.59 feet;

Thence South 43°21' East 736.20 feet;

POOR ORIGINAL

1 Thence North 68°39' East 1111.56 feet;
2 Thence North 23°21' West 425.0 feet;
Thence North 65°28' West 816.90 feet;
Thence South 89°47' West 597.73 feet;
Thence South 00°13' East 341.48 feet, more or less,
to the Real Point of Beginning;

Together with any part or parts thereof of the following,
which may be applicable to the above-described property:

a. Certificate #8608 for 123 shares of Big Wood Canal
Company stock applicable thereto.

b. Certificate #9057 for 80 shares of Big Wood Canal
Company stock applicable thereto.

c. All grazing rights, Bureau of Land Management,
consisting of a part or all of 347 AUMs to the base
property hereinabove described.

d. Subject to that Decree of the Fifth Judicial
District Court in and for the County of Lincoln, State of
Idaho, Case No. 4033, affecting water shares with the
Big Wood Canal Company system as they apply to Sections
25, 35, and 36, Township 4 South, Range 19 E.B.M.
e. Any and all water rights, mineral rights not reserved
to the State, geothermal rights and grazing rights appur-
tenant thereto.

TRACT III.

NW¼ of the SW¼ of Section 17, Township 4 South, Range 20
East, Boise Meridian;

Together with any and all water rights, mineral rights
not reserved to the State, geothermal rights and grazing
rights appurtenant thereto.

TRACT IV.

Township 4 South, Range 20 East of the Boise Meridian
Section 3: NW¼

Section 4: S¼SE¼

Section 9: NE¼

Excepting 80 foot wide strip for highway
purposes as set forth in Deed to State of Idaho, dated
September 12, 1930 and recorded January 30, 1931, in
Book 37 Deeds Page 19, records of Lincoln County,
Idaho.

Together with any and all water rights, mineral rights,
geothermal rights and grazing rights appurtenant thereto.

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OCT 26 1994

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME US FWH-7

CLAIM IDENT. NO. A37-14264

DATE RECEIVED 5-01-91 CR # X11111

AMOUNT \$ —

- | | YES | NO | Required Info? |
|--|-------------------------------------|-------------------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? ☒ | | | |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ | | | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☐ | ☒ | ok* |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: DS

Date: 8-20-91

Claim must be returned to claimant:

(Yes) ☐ (No) ☒

Claimant must be notified of modifications:

(Yes) ☐ (No) ☒

Receipt Prepared by:

Claim data entered by: D Smith

Sent to claimant by:

Date:

Date: 8-22-91

Checked by: Shay

Date: 8-27-91

Comments:

Claiming 37-01123 & 37-01124; combined right.

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OCT 26 1994

12/02/2003

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

RIGHT NUMBER: 37-14264

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FARM SERVICE AGENCY
9173 W BARNES STE B
BOISE ID 83709-1555

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 5.500 CFS

PRIORITY DATE: 04/06/1906

POINT OF DIVERSION:

T04S R19E S25 NESWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

5.500 CFS

PLACE OF USE:

IRRIGATION Within LINCOLN County

T04S R19E S25	SWSW	21.0	T04S R19E S25	SESW	22.0
T04S R19E S25	SWSE	12.0	T04S R19E S26	NESE	18.0
T04S R19E S26	NWSE	0.9	T04S R19E S26	SWSE	6.4
T04S R19E S26	SESE	24.0	T04S R19E S35	NENE	9.5
T04S R19E S36	NENW	3.1	T04S R19E S36	NWNW	6.0

122.9 ACRES TOTAL

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

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

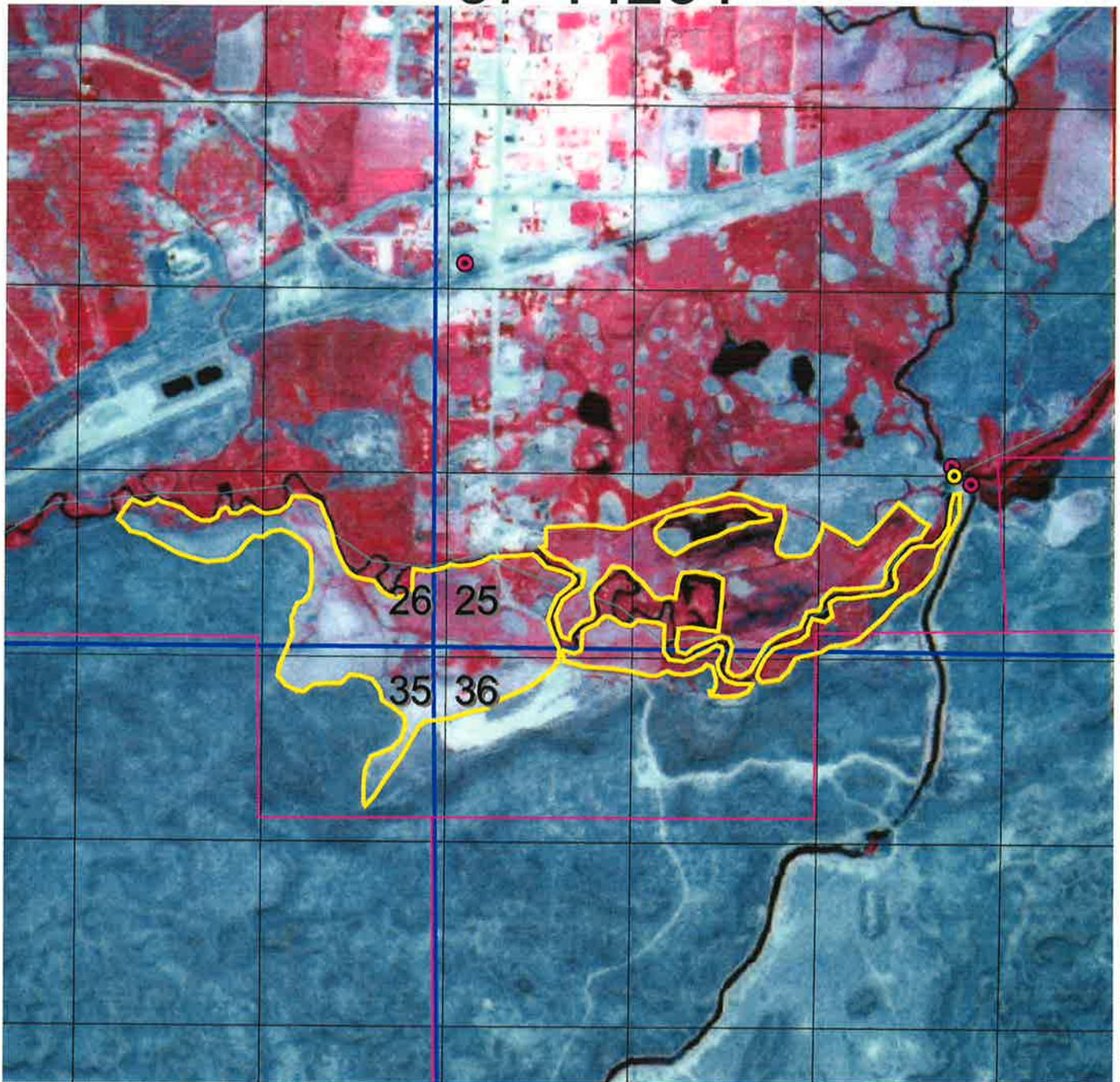
EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

IDAHO DLPT OF WATER RESOURCES

37-14264



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 4S
RNG: 19E
SEC. 25, 26, 35, 36



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: JULY 22, 2004

37-14264

~~tz~~ 1/6/04
SCC

Trish got the return letter from BLM on COO.
she will forward to me to resolve.

2/18/04 ^{SCC} new COO Form replaces old copy which
served no value to the file and is replaced.
✓ COO processed for this file.

7/22/04 ^{SCC} update link to GIS the pop. prepare layout.

37-14264

6/5/03
SCC

(37-1123) base rights
37-1124

6/5/03 reviewed the transfer files in the base rights and most of the docs are already in this file.
No new maps to indicate POA acres.

Draft of POA in GIS is based on observations I made in the field on 3/27/03. This land is not currently irrigated. Appear there may be a new ownership of the property; taxlot info is not useful to determine this.

Acres as claimed (360) appear to reflect the pre-trans. POA. WR proofs show POA after transfer (307).
GIS Acres only supports $\approx$ 97 Acres.
Most recent Transfer in 1974.

Z75 OPQ map shows little irrigation in 1978.
Most ^{irrigation} appears around SESW S.25, very little on South side of the River.

6/5/03 1pm

Phone call: 334-1577 is now the number for:

"MILITARY ENTRANCE PROCESSING STATION"
not a valid number for the claimant as listed FmHA.

Sending out letter to USA at address in TAXLOT DATA:
PO Box 2B, Shoshone ID 83352



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JUNE 5, 2003

UNITED STATES OF AMERICA
PO BOX 2B
SHOSHONE ID 83352

RE: CHANGE OF OWNERSHIP OF SRBA CLAIMS 37-14264

DEAR SIR,

Enclosed please find the form 42-1409(6) used to change the ownership of an SRBA claim to a water right within the SRBA and a copy of the claim listed above. It appears you may now be the correct owner of a **portion** of the SRBA claims listed above. This place of use is also known as Riverwood Ranch south of Richfield, Id. The legal land description is not correct as shown on the claim and is probably the lands in Township 4S Range 19E Sec. 25, 26, 35 & 36 as shown in the Water Right proof reports also enclosed herein.

If you wish to pursue this claim please complete the form and sign as indicated and return to our office with a copy of proof of ownership, such as a warranty deed, and a map of your property, such as a plat map. A complete chain of title is needed from the owner described in the enclosed claim report to you as the current owner of the rights. Complete instructions are included with this form.

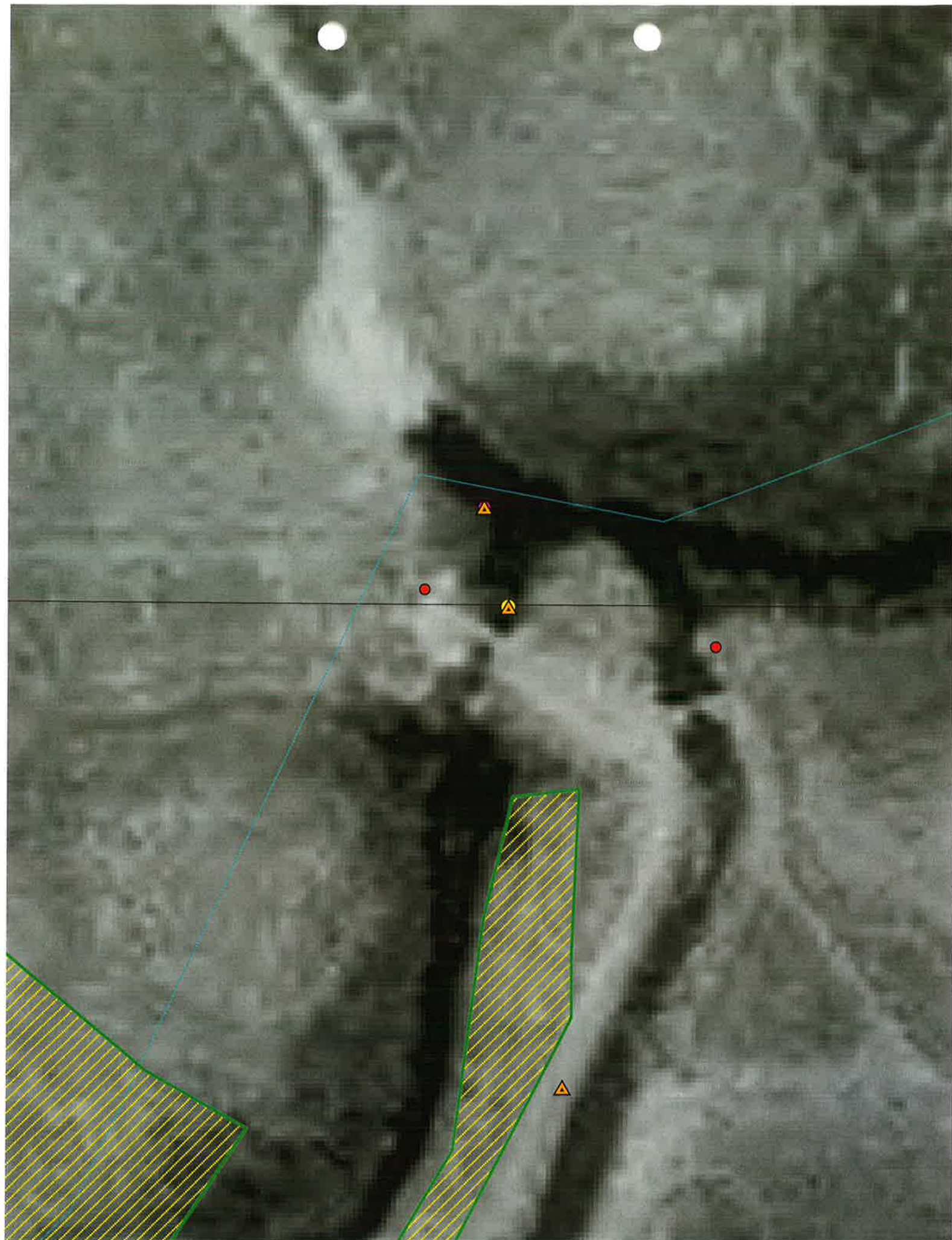
If you are no longer the owner of this parcel please forward this packet to the new owner or return to IDWR indicating this information.

If you have any further questions please call our office.

Sincerely,

STEVE CLELLAND
Sr. Water Resource Agent

ENC:



SIMCOE EXCESS FLOW ANALYSIS AND SENSITIVITY

Brockway Engineering, PLLC 6/8/98

On-field diversion requirements

Hagerman CIR, 80% probability level, no ditch losses

Base field data:

Field	Acres in soil type:			Total acres	Slope (ft/ft)	Run length (ft)	Furrow spc (ft)	Set time	Furrow flow
	KSC	KEC	KEB						
1	4.8	21.3	3.9	30.0	0.015	430	2.5	24	4
2	25.4	0.0	0.0	25.4	0.015	460	2.5	24	4
3	3.1	0.0	0.0	3.1	0.015	260	2.5	12	4
Total				58.5					

Base case: All alfalfa, parameters as above

Base duty: 2.56 cfs = 2.19 in/ac

Range of computed diversion rates based on peak period consumptive use

Set times in hours, furrow flows in gpm

CROP: ALFALFA

CFS

Fur flow	Set time	
	12	24
3	1.01	2.03
5	1.69	3.38
7	2.36	4.73

IN/AC

Fur flow	Set time	
	12	24
3	0.86	1.74
5	1.44	2.89
7	2.02	4.04

CROP: DRY BEANS

CFS

Fur flow	Set time	
	12	24
3	3.13	6.25
5	5.21	10.42
7	7.29	14.58

IN/AC

Fur flow	Set time	
	12	24
3	2.68	5.34
5	4.45	8.91
7	6.23	12.46

2.19

CROP: PASTURE

CFS

Fur flow	Set time	
	12	24
3	2.25	4.5
5	3.75	7.5
7	5.25	10.5

IN/AC

Fur flow	Set time	
	12	24
3	1.92	3.85
5	3.21	6.41
7	4.49	8.97

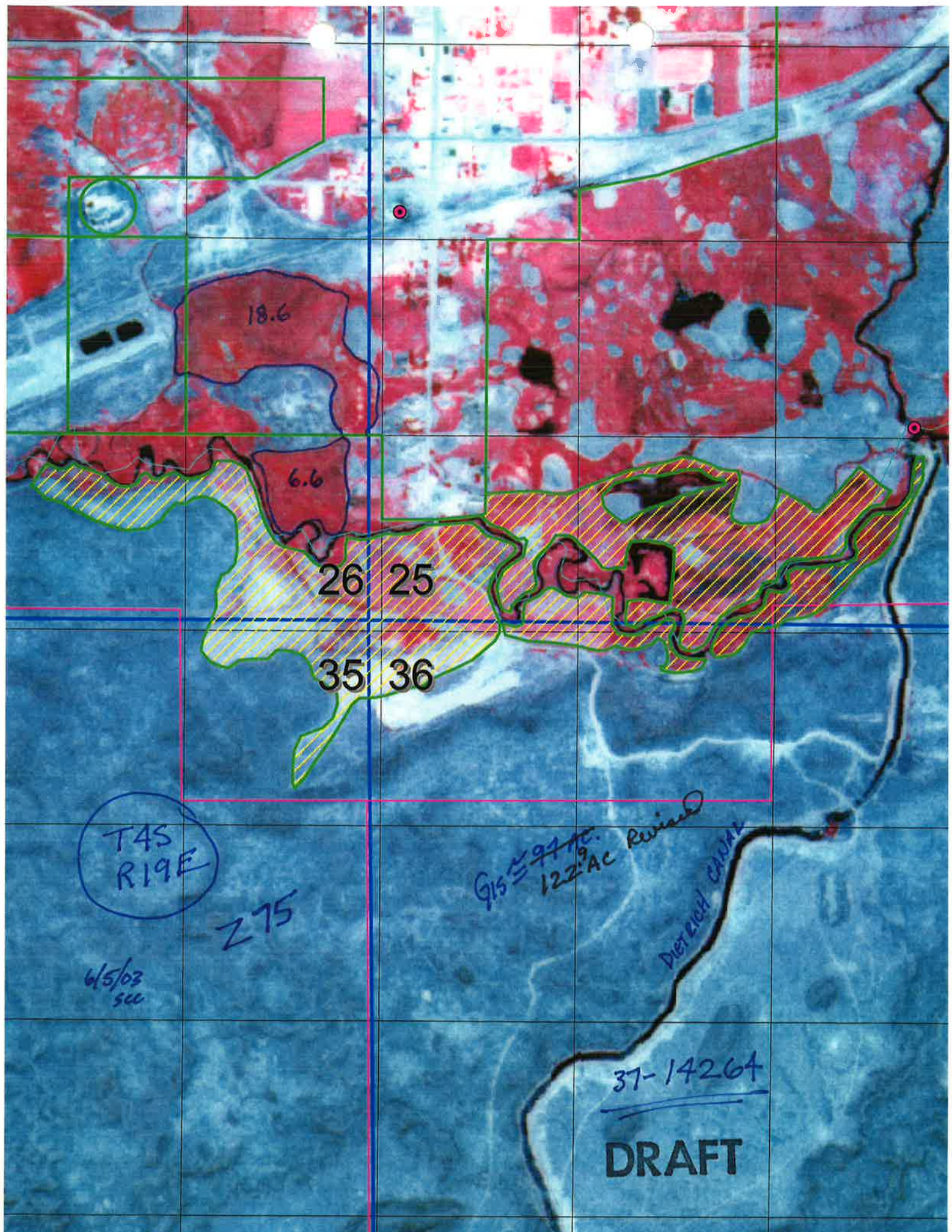
Notes:

Insufficient application for:

Alfalfa, 3 gpm, 12 hrs

Sample of use in excess of 0.02 cfs/ac

EXHIBIT 35



18.6

6.6

26

25

35

36

T4S
R19E

Z75

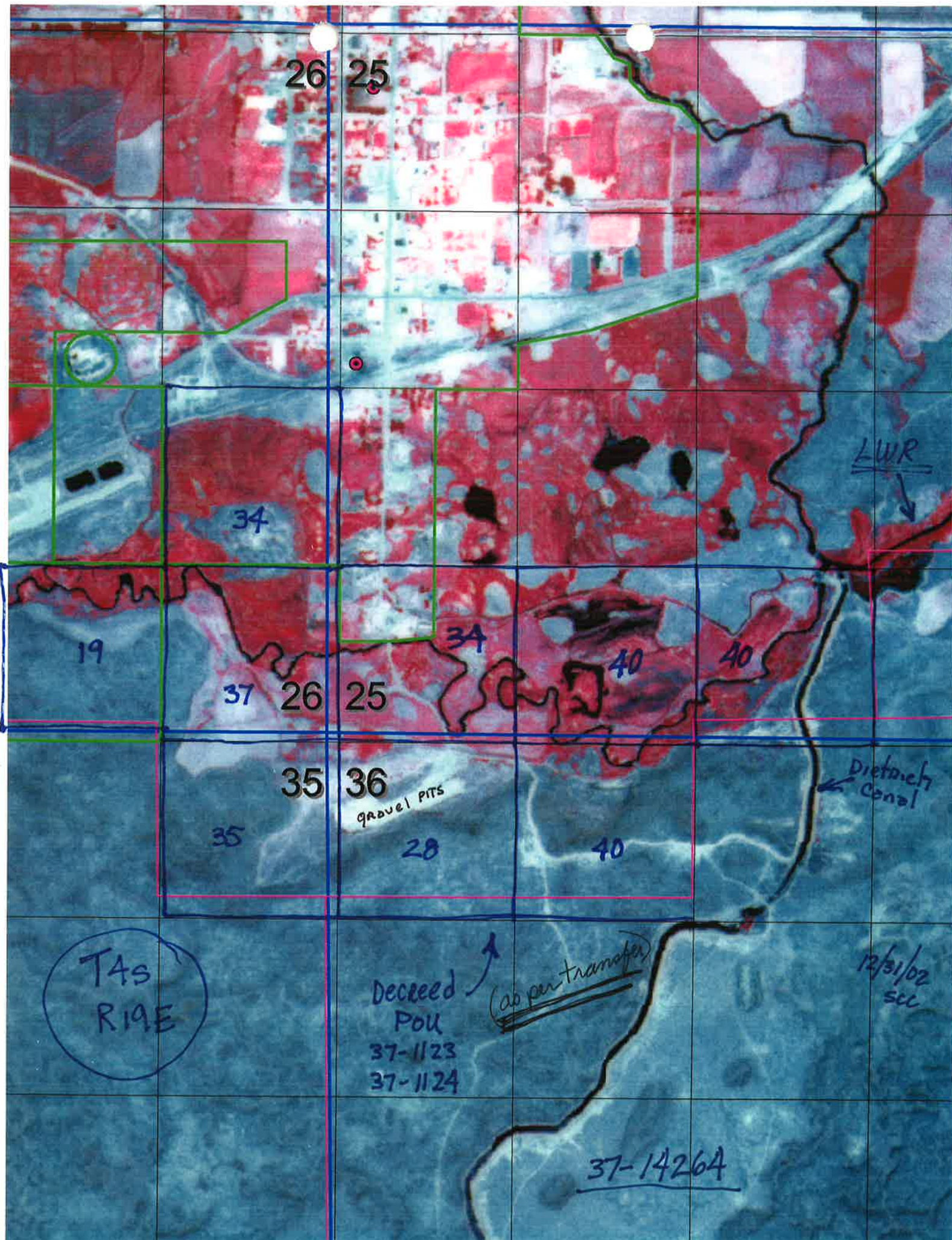
6/5/03
sec

GIS = ~~97~~ AC. Revised
122.9 AC

DIETRICH CANAL

37-14264

DRAFT



T4s
R20E

18 17
19 20

40

40

40

40

40

40

40

40

40

19

30

as claimed
POU

12/31/02
SEC

37-14264

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-1123WATER RIGHT NUMBER: **37-1123**

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MONT E COOK
	, ID
Current Owner	RIVERWOOD LAND & LIVESTOCK CO
	1396 E HWY 26
	RICHFIELD, ID 83349

Priority Date: **04/06/1906**

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	/	to /		
IRRIGATION	/	to /	3.000 CFS	
<u>Total Diversion:</u>			3.000 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER	SW1/4SE1/4	Sec. 25, Twp 04S, Rge 19E, B.M.
LINCOLN County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	19E	25											34.0	40.0			40.0		114.0
04S	19E	26													34.0		19.0	37.0	90.0
04S	19E	35	35.0																35.0
04S	19E	36					40.0	28.0											68.0

Total Acres: 307

DOMESTIC same as IRRIGATIONConditions of Approval:

1. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-1123

Remarks:

1. General TRANS. 812 & 1751.
P/D GIVEN AS NWSE SEC. 25 IN T. 1751; PRESENT P/D FROM WM.

Comments:

Dates and Other Information:

Licensed Date:
Decreed Date: 11/5/1919
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37M
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-1124

WATER RIGHT NUMBER: 37-1124

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RIVERWOOD LAND & LIVESTOCK CO 1396 E HWY 26 RICHFIELD, ID 83349
Original Owner	LAWRENCE S COOK , ID

Priority Date: 04/06/1906

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	2.500 CFS	
DOMESTIC	/ to /		

Total Diversion: 2.500 CFS

Location of Point(s) of Diversion

LITTLE WOOD RIVER	SW1/4SE1/4	Sec. 25, Twp 04S, Rge 19E, B.M.
LINCOLN County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	19E	25											34.0	40.0			40.0		114.0
04S	19E	26													34.0		19.0	37.0	90.0
04S	19E	35	35.0																35.0
04S	19E	36					40.0	28.0											68.0

Total Acres: 307

DOMESTIC same as IRRIGATIONConditions of Approval:

1. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-1124

Remarks:

1. General TRANS. 812 & 1751.
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Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False