

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 37-20649  
Date Received:  
Receipt No:  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THOMAS M O GARA FAMILY TRUST Phone: (208) 726-3030  
C/O BRIAN BARSOTTI  
PO BOX 370  
KETCHUM ID 83340

2. Date of Priority: 06/20/1884

3. Source: BIG WOOD RIVER , BIG WOOD RIVER Trib. to: MALAD RIVER , MALAD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 Lot | County | Type |
|----------|-------|---------|--------|--------|---------|--------|------|
| 01N      | 18E   | 25      | SW     | SW     |         | BLAINE |      |
| 01N      | 18E   | 12      | SE     | SW     |         | BLAINE |      |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/31 | 4.34   |            |

7. Total Quantity Appropriated is:  
4.34 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 |
|----------|-------|---------|-----|--------|-----|---------------|-------|
| 01S      | 19E   | 3       | SW  | NW     | 4   | IRRIGATION    | 16    |
|          |       |         |     |        |     | Section Acres | 16    |
| 01S      | 19E   | 4       | SW  | NE     | 2   | IRRIGATION    | 16    |
|          |       |         | SE  | NE     | 1   | IRRIGATION    | 16    |
|          |       |         | SW  | NW     | 4   | IRRIGATION    | 17    |
|          |       |         | SE  | NW     | 3   | IRRIGATION    | 17    |
|          |       |         | NE  | SW     |     | IRRIGATION    | 40    |
|          |       |         | NW  | SW     |     | IRRIGATION    | 39    |
|          |       |         | SW  | SW     |     | IRRIGATION    | 39    |
|          |       |         | SE  | SW     |     | IRRIGATION    | 40    |
|          |       |         | SE  | SE     |     | IRRIGATION    | 40    |
|          |       |         |     |        |     | Section Acres | 264   |
| 01S      | 19E   | 9       | NE  | NE     |     | IRRIGATION    | 40    |
|          |       |         | NW  | NE     |     | IRRIGATION    | 40    |
|          |       |         | SW  | NE     |     | IRRIGATION    | 40    |
|          |       |         | SE  | NE     |     | IRRIGATION    | 40    |
|          |       |         | NE  | NW     |     | IRRIGATION    | 40    |
|          |       |         | NW  | NW     |     | IRRIGATION    | 39    |
|          |       |         | SW  | NW     |     | IRRIGATION    | 27    |
|          |       |         | SE  | NW     |     | IRRIGATION    | 40    |
|          |       |         | NE  | SW     |     | IRRIGATION    | 40    |
|          |       |         | NW  | SW     |     | IRRIGATION    | 34    |
|          |       |         | SW  | SW     |     | IRRIGATION    | 39    |
|          |       |         | SE  | SW     |     | IRRIGATION    | 40    |
|          |       |         | NE  | SE     |     | IRRIGATION    | 40    |
|          |       |         | NW  | SE     |     | IRRIGATION    | 40    |
|          |       |         | SW  | SE     |     | IRRIGATION    | 40    |
|          |       |         | SE  | SE     |     | IRRIGATION    | 7.6   |
|          |       |         |     |        |     | Section Acres | 586.6 |
| 01S      | 19E   | 16      | NW  | NW     |     | IRRIGATION    | 19    |
|          |       |         |     |        |     | Section Acres | 19    |
|          |       |         |     |        |     | Total Acres   | 885.6 |

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

This right is limited to the irrigation of 270.1 acres within the place of use described above in a single irrigation season.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

15. Basis of Claim: Decreed

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 37-683  
Date Received: 12/21/1988  
Receipt No: C004292  
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

THE THOMAS M O GARA FAMILY TRUST Phone: (208)726-3030  
C/O BRIAN BARSOTTI  
PO BOX 370  
KETCHUM ID 83340

2. Date of Priority: 06/20/1884

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 01N      | 18E   | 12      | SE SW                 | BLAINE |      |
| 01N      | 18E   | 25      | SW SW                 | BLAINE |      |

5. Description of diverting works:

BASELINE BYPASS CANAL DIVERSION, BASELINE CANAL DIVERSION

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/01 | 11/01 | 4.5    |            |

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

8. Total consumptive use:

10. Place of use:

| Township | Range | Section | 1/4 | of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|--------|-----|---------------|-------|
| 01S      | 19E   | 3       | SW  | NW     | 4   | IRRIGATION    | 16    |
|          |       |         |     |        |     | Section Acres | 16    |
| 01S      | 19E   | 4       | SW  | NE     | 2   | IRRIGATION    | 16    |
|          |       |         | SE  | NE     | 1   | IRRIGATION    | 16    |
|          |       |         | SW  | NW     | 4   | IRRIGATION    | 17    |
|          |       |         | SE  | NW     | 3   | IRRIGATION    | 17    |
|          |       |         | NE  | SW     |     | IRRIGATION    | 40    |
|          |       |         | NW  | SW     |     | IRRIGATION    | 39    |
|          |       |         | SW  | SW     |     | IRRIGATION    | 39    |
|          |       |         | SE  | SW     |     | IRRIGATION    | 40    |
|          |       |         | SE  | SE     |     | IRRIGATION    | 40    |
|          |       |         |     |        |     | Section Acres | 264   |
| 01S      | 19E   | 9       | NE  | NE     |     | IRRIGATION    | 40    |
|          |       |         | NW  | NE     |     | IRRIGATION    | 40    |
|          |       |         | SW  | NE     |     | IRRIGATION    | 40    |
|          |       |         | SE  | NE     |     | IRRIGATION    | 40    |
|          |       |         | NE  | NW     |     | IRRIGATION    | 40    |
|          |       |         | NW  | NW     |     | IRRIGATION    | 39    |
|          |       |         | SW  | NW     |     | IRRIGATION    | 27    |
|          |       |         | SW  | SW     |     | IRRIGATION    | 39    |
|          |       |         | SE  | SW     |     | IRRIGATION    | 40    |
|          |       |         | NE  | SE     |     | IRRIGATION    | 40    |
|          |       |         | NW  | SE     |     | IRRIGATION    | 40    |
|          |       |         | SW  | SE     |     | IRRIGATION    | 40    |
|          |       |         | SE  | SE     |     | IRRIGATION    | 40    |
|          |       |         | SE  | NW     |     | IRRIGATION    | 40    |
|          |       |         | NE  | SW     |     | IRRIGATION    | 40    |
|          |       |         | NW  | SW     |     | IRRIGATION    | 34    |
|          |       |         |     |        |     | Section Acres | 619   |
| 01S      | 19E   | 16      | NW  | NW     |     | IRRIGATION    | 19    |
|          |       |         |     |        |     | Section Acres | 19    |
|          |       |         |     |        |     | Total Acres   | 918   |

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

OTHER RTS. CONTD. 37-07569.  
CHANGE OF OWNERSHIP 1/14/94 BY JG.  
2/11/02 TF; claim amended to correct POD. This claim is limited to the irrigation of  
280 acres within the 918 acre place of use.

15. Basis of Claim: Decreed

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number \_\_\_\_\_

Date Received \_\_\_\_\_

Receipt Number \_\_\_\_\_

RECEIVED

FEB 01 2002

Department of Water Resources  
Southern RegionNOTICE OF CLAIM  
TO A

## WATER RIGHT

## ACQUIRED UNDER STATE LAW

\* AMENDED CLAIM  
A 37- 00683

Please type or print clearly

1. Name of Claimant (s) THE THOMAS M. O'GARA FAMILY TRUST % BRIAN BARSDTLE Phone (208) 726-3030Mailing Address ATTORNEY AT LAW  
P.O. BOX 370 KETCHUM, ID Zip 833402. Date of Priority (Only one (1) per claim) 06/20/18843. Source of water supply (a) BIG WOOD RIVER  
which is tributary to (b) MALAD RIVER4. a. Location of existing point of diversion is: Township 01N Range 18E Section 12,  
\_\_\_\_\_ 1/4 of SE 1/4 of SW 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of BLAINEAdditional points of diversion if any: TO 1N R18E SEC 25 SW 1/4, SW 1/4

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,  
\_\_\_\_\_ 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.BASELINE BYPASS CANAL DIVERSION + BASELINE CANAL DIVERSION

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 04-01 to 11-01 amount 4.50 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 4.50 cfs (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 2295 acre feet per annum.

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

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 |        |
| 01S | 19E | 3   |        |       |       |       |        |       | 04-16 |       |        |       |       |       |        |       |       |       | 16.0   |
| 01S | 19E | 4   |        |       | 02-16 | 01-16 |        |       | 04-17 | 03-17 | 40     | 39    | 39    | 40    |        |       |       | 40    | 264.0  |
| 01S | 19E | 9   | 40     | 40    | 40    | 40    | 40     | 39    | 27    | 40    | 40     | 34    | 39    | 40    | 40     | 40    | 40    | 40    | 619.0  |
| 01S | 19E | 16  |        |       |       |       |        | 19    |       |       |        |       |       |       |        |       |       |       | 19.0   |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

\* LIMITED TO 280 AC WITHIN 918 AC PPU

Total number of acres irrigated 918 AC PPU

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

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

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

14. Remarks: AMENDED CLAIM

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

**Scale: 2 inches equals 1 mile**

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_

Decree X

If applicable provide IDWR Water Right Number A37-00683

Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments \_\_\_\_\_

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

Signature of Claimant (s) [Signature] Date 1/30/02

Date \_\_\_\_\_

\* LIMITED POWER OF ATTORNEY ATTACHED

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

Title \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

Title

Organization

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

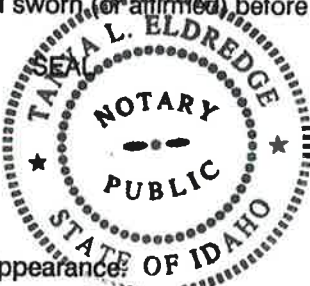
Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or Idaho )

County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 30th day of January 2002



Notary Public Tanya L. Eldredge

Residing at Twin Falls

My Commission Expires 12-18-06

Please Print Name

17. Notice of Appearance

Notice is hereby given that I, \_\_\_\_\_ 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 \_\_\_\_\_

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

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: **A37-00683**  
Date Received: 12/21/1988  
Receipt No: C004292  
Received By: \_\_\_\_\_

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

1. Name: THE THOMAS M O GARA FAMILY TRUST 208-726-3030  
Address: C/O BRIAN BARSOTTI  
ATTORNEY AT LAW  
PO BOX 10013  
KETCHUM ID 83340

2. Date of Priority: JUN 20, 1884

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01N      | 18E   | 12      | SW     | SW     |     |     | BLAINE |
|          |       | 25      | NE     | NW     |     |     | BLAINE |

5. Description of diverting works:  
BYPASS CANAL, HEADGATE 55-C & BASELINE CANAL, DITCH, 2 250HP PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 4.500 |      |        |

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

8. Total consumptive use is 2295.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01S      | 19E   | 3       | SW     | NW  | 4   | IRR | 16.0  |

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**OCT 24 1994**

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |      |
|----------|-------|---------|------------|-----|---------------|-------|------|
|          |       |         |            |     | Section Acres | 16.0  |      |
|          |       | 4       | SW         | NE  | 2             | IRR   | 16.0 |
|          |       |         | SE         | NE  | 1             | IRR   | 16.0 |
|          |       |         | SW         | NW  | 4             | IRR   | 17.0 |
|          |       |         | SE         | NW  | 3             | IRR   | 17.0 |
|          |       |         | NE         | SW  |               | IRR   | 40.0 |
|          |       |         | NW         | SW  |               | IRR   | 39.0 |
|          |       |         | SW         | SW  |               | IRR   | 39.0 |
|          |       |         | SE         | SW  |               | IRR   | 40.0 |
|          |       |         | SE         | SE  |               | IRR   | 40.0 |
|          |       |         |            |     | Section Acres | 264.0 |      |
|          |       | 9       | NE         | NE  |               | IRR   | 40.0 |
|          |       |         | NW         | NE  |               | IRR   | 40.0 |
|          |       |         | SW         | NE  |               | IRR   | 40.0 |
|          |       |         | SE         | NE  |               | IRR   | 40.0 |
|          |       |         | NE         | NW  |               | IRR   | 40.0 |
|          |       |         | NW         | NW  |               | IRR   | 39.0 |
|          |       |         | SW         | NW  |               | IRR   | 27.0 |
|          |       |         | SE         | NW  |               | IRR   | 40.0 |
|          |       |         | NE         | SW  |               | IRR   | 40.0 |
|          |       |         | NW         | SW  |               | IRR   | 34.0 |
|          |       |         | SW         | SW  |               | IRR   | 39.0 |
|          |       |         | SE         | SW  |               | IRR   | 40.0 |
|          |       |         | NE         | SE  |               | IRR   | 40.0 |
|          |       |         | NW         | SE  |               | IRR   | 40.0 |
|          |       |         | SW         | SE  |               | IRR   | 40.0 |
|          |       |         | SE         | SE  |               | IRR   | 40.0 |
|          |       |         |            |     | Section Acres | 619.0 |      |
|          |       | 16      | NW         | NW  |               | IRR   | 19.0 |
|          |       |         |            |     | Section Acres | 19.0  |      |
|          |       |         |            |     | Total Acres   | 918.0 |      |

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

37-00803, 37-00113C, 37-02476, 37-02305, 37-00682, 37-00355

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OCT 24 1994

14. Remarks:

OTHER RTS. CONTD. 37-07569.

\*\*\*\*\*  
CHANGE OF OWNERSHIP 1/14/94 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

\_\_\_\_\_  
Decree Plaintiff

vs

\_\_\_\_\_  
Decree 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: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

Form 42-1409(7)



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type  
(see instructions on back of page)

RECEIVED

OCT 01 1993

Department of Water Resources  
Southern Region Office

DATE OF CLOSING: N/A

LEGAL DESCRIPTION OF PROPERTY: SEE CLAIMS LISTED  
Township \_\_\_\_\_ Range \_\_\_\_\_  
Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM.  
Lot \_\_\_\_\_, Block \_\_\_\_\_, Subdivision/Townsite \_\_\_\_\_  
If you have additional legal descriptions, please attach separate sheet.

- [ ] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [ ] Water Right Number(s) Assigned by IDWR: A37-00803: A37-02476: A37-07569: A37-12400: A37-12401: A37-12402:  
A37-00355: A37-00682: A37-00683: A37-00684: A37-00113C: A37-00577BZ:  
A37-12403
- [ ] Name and Address of Former Owner/Claimant(s)(Seller): KERR PACIFIC CORPORATION, an Oregon corporation  
c/o Andrew P. Kerr, Attorney at Law  
1200 S.W. Main Bldg., Portland, Oregon 97205
- [ ] New Owner/Claimant (Purchaser): THE THOMAS M. O'GARA FAMILY TRUST
- [ ] New Mailing Address: c/o Brian Barsotti, Attorney at Law  
P O Box 10013  
Ketchum, Idaho 83340
- [ ] New Telephone Number: (208) 726 - 3030
- [ ] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [ ] Attach proof of ownership, describe proof attached: \_\_\_\_\_  
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- OR

- [ ] Signature of New Owner/Claimant(s): Brian Barsotti, Attorney at Law Date 9/28/93  
Thomas M. O'Gara Family Trust Date 9/28/93
- [ ] Signature of Former Owner/Claimant(s): Kerr Pacific Corp Date \_\_\_\_\_  
by Jan M. Wain, Asst Secy Date 9/7/93  
(Signature of former claimant(s) is not required if proof of ownership is attached.)

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1/14/94 By: SC

Further Action Needed:

Further Action Taken

Date: \_\_\_\_\_ By: \_\_\_\_\_

Final Review and Data-Entry

Date: \_\_\_\_\_ By: \_\_\_\_\_

Claim Numbers of Split, if any:

MICROFILMED  
OCT 24 1994

Original to be mailed to Idaho Department of Water Resources  
Copies to Former Owner and New Owner

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: A37-00683

Date Received: 10/27/1988

Receipt No: C004292

Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: KERR PACIFIC CORP. 503-221-1772  
Address: C/O ANDREW P. KERR  
GILBERTSON, BROWNSTEIN, RASK,  
1200 S.W. MAIN BLDG.  
PORTLAND, OR 97205

2. Date of Priority: JUN 20, 1884

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01N      | 18E   | 12      | SW     | SW     |     |     | BLAINE |
|          |       | 25      | NE     | NW     |     |     | BLAINE |

5. Description of diverting works:  
BYPASS CANAL, HEADGATE 55-C & BASELINE CANAL, DITCH, 2 250HP PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 4.500  |      |        |

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

8. Total consumptive use is 2295.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01S      | 19E   | 3       | SW     | NW  | 4   | IRR | 16.0  |

Section Acres 16.0

A37-00683

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Date: 01/16/89

MICROFILMED

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10. Place of Use: Continued

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|----|-----|-----|-----|-------|
| 01S      | 19E   | 4       | SW  |    | NE  | 2   | IRR | 16.0  |
|          |       |         | SE  |    | NE  | 1   | IRR | 16.0  |
|          |       |         | SW  |    | NW  | 4   | IRR | 17.0  |
|          |       |         | SE  |    | NW  | 3   | IRR | 17.0  |
|          |       |         | NE  |    | SW  |     | IRR | 40.0  |
|          |       |         | NW  |    | SW  |     | IRR | 39.0  |
|          |       |         | SW  |    | SW  |     | IRR | 39.0  |
|          |       |         | SE  |    | SW  |     | IRR | 40.0  |
|          |       |         | SE  |    | SE  |     | IRR | 40.0  |

Section Acres 264.0

|   |    |    |     |      |
|---|----|----|-----|------|
| 9 | NE | NE | IRR | 40.0 |
|   | NW | NE | IRR | 40.0 |
|   | SW | NE | IRR | 40.0 |
|   | SE | NE | IRR | 40.0 |
|   | NE | NW | IRR | 40.0 |
|   | NW | NW | IRR | 39.0 |
|   | SW | NW | IRR | 27.0 |
|   | SE | NW | IRR | 40.0 |
|   | NE | SW | IRR | 40.0 |
|   | NW | SW | IRR | 34.0 |
|   | SW | SW | IRR | 39.0 |
|   | SE | SW | IRR | 40.0 |
|   | NE | SE | IRR | 40.0 |
|   | NW | SE | IRR | 40.0 |
|   | SW | SE | IRR | 40.0 |
|   | SE | SE | IRR | 40.0 |

Section Acres 619.0

|    |    |    |     |      |
|----|----|----|-----|------|
| 16 | NW | NW | IRR | 19.0 |
|----|----|----|-----|------|

Section Acres 19.0

Total Acres 918.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

37-00803, 37-00113C, 37-02476, 37-02305, 37-00682, 37-00355

14. Remarks:

OTHER RTS. CONTD. 37-07569.  
A37-00683

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Date: 01/16/89

MICROFILMED  
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14. Remarks: Continued

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

\_\_\_\_\_  
Decree Plaintiff

vs

\_\_\_\_\_  
Decree 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: \_\_\_\_\_

**For Organizations:**

I do solemnly swear or affirm that I am \_\_\_\_\_ of  
Title

\_\_\_\_\_, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ of

\_\_\_\_\_, and that the statements contained in the  
Title  
Organization  
foregoing document are true and correct.

\_\_\_\_\_  
Signature of Authorized Agent

\_\_\_\_\_  
Title and Organization

\_\_\_\_\_  
Date

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be  
\_\_\_\_\_ Print Name  
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 \_\_\_\_\_

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: 39356  
Ident Number A37-00683  
Date Received 10-27-88  
Receipt Number 0004292

RECEIVED

OCT 27 1988

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Department of Water Resources  
Southern Region Office

1. Name of Claimant(s): Kerr Pacific Corp.  
Phone: (503) 221-1772  
Mailing Address: c/o Andrew P. Kerr  
Gilbertson, Brownstein, Rask, Sweeney, Kerr &  
Grimm  
1200 S.W. Main Bldg.  
Portland, OR 97205
2. Date of Priority: June 20, 1884
3. Source of water supply (a) Big Wood River  
which is tributary to (b) Malad River
4. a. Location of point of diversion is:

| <u>Township</u> | <u>Range</u> | <u>Section</u> | <u>1/4</u> | <u>1/4</u> | <u>1/4</u> | <u>Lot</u> | <u>County</u> |
|-----------------|--------------|----------------|------------|------------|------------|------------|---------------|
| 1N              | 18E          | 12             |            | SW         | SW         |            | Blaine        |
| 1N              | 18E          | 25             |            | NE         | NW         |            | Blaine        |

Additional points of diversion if any: See above

- b. If instream flow, beginning point:

| <u>Township</u> | <u>Range</u> | <u>Section</u> | <u>1/4</u> | <u>1/4</u> | <u>1/4</u> | <u>Lot</u> | <u>County</u> |
|-----------------|--------------|----------------|------------|------------|------------|------------|---------------|
|-----------------|--------------|----------------|------------|------------|------------|------------|---------------|

Ending point:

| <u>Township</u> | <u>Range</u> | <u>Section</u> | <u>1/4</u> | <u>1/4</u> | <u>1/4</u> | <u>Lot</u> | <u>County</u> |
|-----------------|--------------|----------------|------------|------------|------------|------------|---------------|
|-----------------|--------------|----------------|------------|------------|------------|------------|---------------|

MICROFILMED  
FEB 23 1993

5. Description of existing diversion works: Bypass Canal; Headgate No. 55-C & Baseline Canal from Bypass Canal. Water is taken from Canal to a head ditch and pumped by 2 250 HP pumps through buried mainline to 3 pivots with handlines for the corners and wheelines.

6. Water is claimed for following purposes:

| <u>Purpose</u> | <u>From</u> | <u>To</u>  | <u>Amount</u> |
|----------------|-------------|------------|---------------|
| Irrigation     | April 1     | November 1 | 4.5 cfs       |

7. Total Quantity Claimed: 4.5 cfs

8. Total consumptive use claimed is 2295 acre feet per annum.

9. Non-irrigation uses: None

Last Name: Kerr Pacific Corp.

Ident No. \_\_\_\_\_

MICROFILMED

FEB 23 1993

10. Place of use:

| <u>Township</u> | <u>Range</u> | <u>Section</u> | <u>1/4</u> | <u>1/4</u> | <u>Use</u> | <u>Irrig. Acres</u> |
|-----------------|--------------|----------------|------------|------------|------------|---------------------|
| 1S              | 19E          | 3              | SW         | NW(Lot 4)  | I          | 16                  |
| 1S              | 19E          | 4              | SW         | NE(Lot 2)  | I          | 16                  |
| 1S              | 19E          | 4              | SE         | NE(Lot 1)  | I          | 16                  |
| 1S              | 19E          | 4              | SW         | NW(Lot 4)  | I          | 17                  |
| 1S              | 19E          | 4              | SE         | NW(Lot 3)  | I          | 17                  |
| 1S              | 19E          | 4              | NE         | SW         | I          | 40                  |
| 1S              | 19E          | 4              | NW         | SW         | I          | 39                  |
| 1S              | 19E          | 4              | SW         | SW         | I          | 39                  |
| 1S              | 19E          | 4              | SE         | SW         | I          | 40                  |
| 1S              | 19E          | 4              | SE         | SE         | I          | 40                  |
| 1S              | 19E          | 9              | NE         | NE         | I          | 40                  |
| 1S              | 19E          | 9              | NW         | NE         | I          | 40                  |
| 1S              | 19E          | 9              | SW         | NE         | I          | 40                  |
| 1S              | 19E          | 9              | SE         | NE         | I          | 40                  |
| 1S              | 19E          | 9              | NE         | NW         | I          | 40                  |
| 1S              | 19E          | 9              | NW         | NW         | I          | 39                  |
| 1S              | 19E          | 9              | SW         | NW         | I          | 27                  |
| 1S              | 19E          | 9              | SE         | NW         | I          | 40                  |
| 1S              | 19E          | 9              | NE         | SW         | I          | 40                  |
| 1S              | 19E          | 9              | NW         | SW         | I          | 34                  |
| 1S              | 19E          | 9              | SW         | SW         | I          | 39                  |
| 1S              | 19E          | 9              | SE         | SW         | I          | 40                  |
| 1S              | 19E          | 9              | NE         | SE         | I          | 40                  |
| 1S              | 19E          | 9              | NW         | SE         | I          | 40                  |
| 1S              | 19E          | 9              | SW         | SE         | I          | 40                  |
| 1S              | 19E          | 9              | SE         | SE         | I          | 40                  |
| 1S              | 19E          | 16             | NW         | NW         | I          | 19                  |

Total number of irrigated acres: 918

11. Place of use is located in Blaine County.

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

13. Describe any other water rights used at the same place and for the same purposes described above? 37-0682, 37-0684, 37-0355, 37-7569, 37-0577BA, 37-0113A, 37-2476, 37-0803.

14. Remarks: Claimant owns the property listed above as place of use subject to an unrecorded contract of sale to J. H. Walton, Jr. and Caorlyn K. Walton, c/o Leggat, McCall Companies, Ten Post Office Square, Boston, MA 02109. This claim and all of the surface rights identified in para. 13, above, are commingled and used together on the entire ranch through the same irrigation system. Place of use is claimed pursuant to Idaho Code §42-1416 to the extent it differs from the decree.

Last Name: Kerr Pacific Corp.

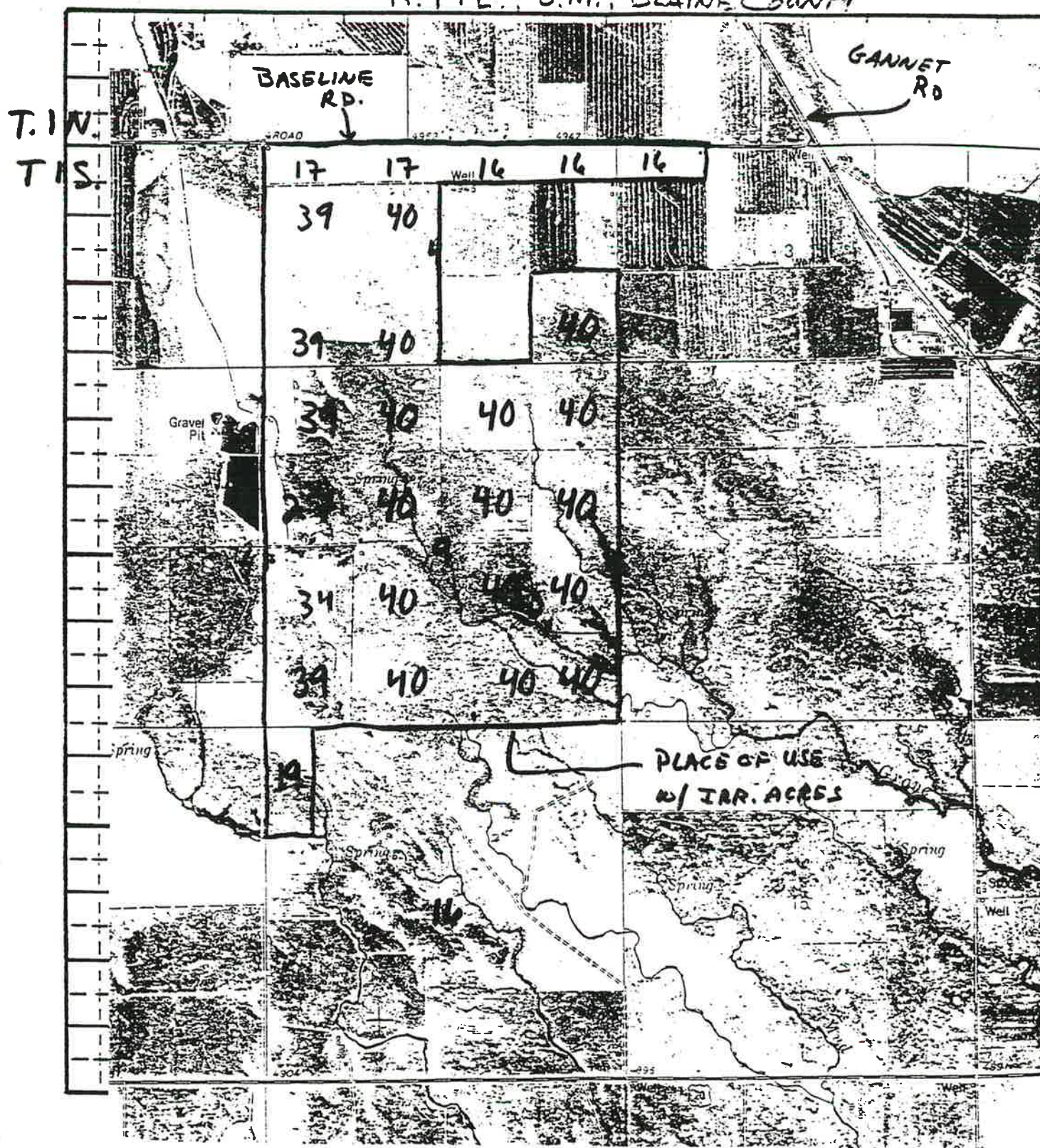
Ident No. \_\_\_\_\_

MICROFILMED

FEB 23 1993

Scale: 2 inches equals 1 mile

R. 19 E., B. M., BLAINE COUNTY



Last Name KERR Pacific Corp Ident No. \_\_\_\_\_

Copies: White-Stage Yellow-Citations:

*Copies: White-Stat., Yellow*  
**MICROFILMED**

FEB 23 1993

15. Basis of Claim: Decree  
IDWR Water Right Number: 37-0683  
Court: Lincoln County  
Case Number:  
Decree Date: December 13, 1909  
Plaintiff v. Defendant:  
S. C. Frost, et al. v. Alturus Water Company, et al.

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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments 0

[For Organizations] I do solemnly swear or affirm that I am President of Kerr Pacific Corp., that I have signed the foregoing document in the space below as President of Kerr Pacific Corp. and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent S. Randolph Salbe

Title of Organization Kerr Pacific Corp. Date 10-21-88

State of Oregon )  
County of Multnomah ) ss.

Subscribed and sworn before me this 21st day of October, 1988.

Notary Public Janet M. Engdau  
Residing at Portland, Oregon  
Commission Expires 5/22/89

17. Notice of Appearance:

Notice is hereby given that I, James P. Speck, will be acting as attorney at law 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 the address listed below.

Signature: James P. Speck  
James P. Speck  
Hogue, Speck & Aanestad  
P.O. Box 987  
Ketchum, ID 83340

Date: 10/24/88

Last Name: Kerr Pacific Corp. Ident No.: \_\_\_\_\_

MICROFILMED  
FEB 23 1993

01/08/2007

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

RIGHT NUMBER: 37-20649

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST  
C/O BRIAN BARSOTTI  
PO BOX 370  
KETCHUM ID 83340

VERIFIED BY *KKC*

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 4.340 CFS

PRIORITY DATE: 06/20/1884

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 4.340 CFS       |

PLACE OF USE: IRRIGATION in BLAINE County

|                          |       |                          |       |
|--------------------------|-------|--------------------------|-------|
| T01S R19E S03 Lot 4 SWNW | 14.00 | T01S R19E S04 Lot 2 SWNE | 16.00 |
| T01S R19E S04 Lot 1 SENE | 15.00 | T01S R19E S04 Lot 4 SWNW | 18.00 |
| T01S R19E S04 Lot 3 SENW | 17.00 | T01S R19E S04 NESW       | 40.00 |
| T01S R19E S04 NWSW       | 40.00 | T01S R19E S04 SWSW       | 38.00 |
| T01S R19E S04 SESW       | 40.00 | T01S R19E S04 SESE       | 40.00 |
| T01S R19E S09 NENE       | 40.00 | T01S R19E S09 NWNE       | 40.00 |
| T01S R19E S09 SWNE       | 40.00 | T01S R19E S09 SENE       | 40.00 |
| T01S R19E S09 NENW       | 40.00 | T01S R19E S09 NWNW       | 40.00 |
| T01S R19E S09 SWNW       | 34.00 | T01S R19E S09 SENW       | 40.00 |
| T01S R19E S09 NESW       | 39.00 | T01S R19E S09 NWSW       | 39.00 |
| T01S R19E S09 SWSW       | 40.00 | T01S R19E S09 SESW       | 40.00 |
| T01S R19E S09 NESE       | 29.00 | T01S R19E S09 NWSE       | 34.00 |
| T01S R19E S09 SWSE       | 36.00 | T01S R19E S09 SESE       | 14.00 |
| T01S R19E S16 NWNW       | 22.00 |                          |       |

885 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF  
A COMBINED TOTAL OF 885 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS. 37-20635, 37-20639, 37-20641, 37-20643,  
37-20645, 37-20647, 37-20649, and 37-20651.

This right is limited to the irrigation of 270.1 acres within the place of use  
described above in a single irrigation season.

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

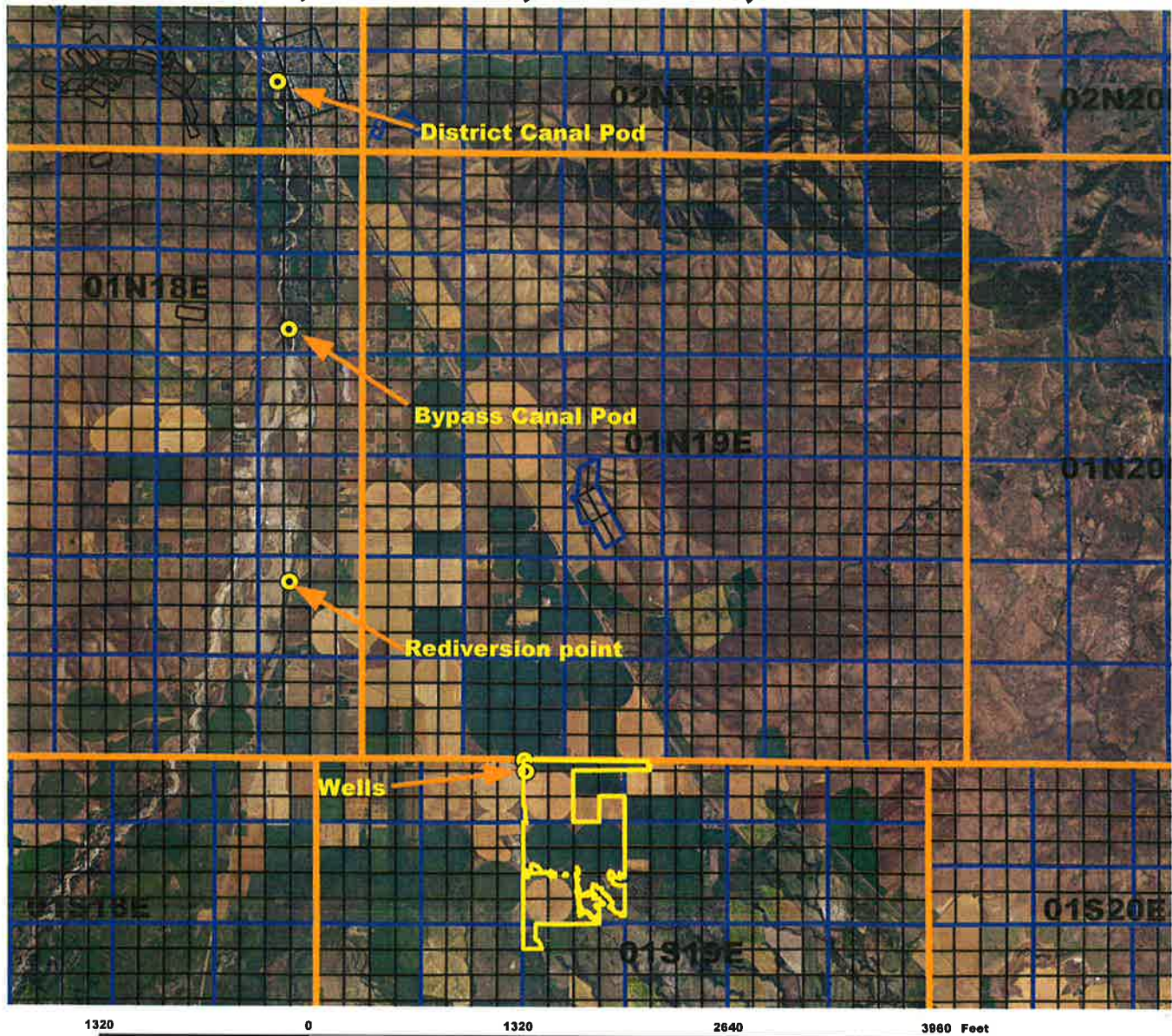
This partial decree is subject to such general provisions necessary for  
the definition of the rights or for the efficient administration of the water  
rights as may be ultimately determined by the Court at a point in time no  
later than the entry of a final unified decree. Section 42-1412(6), Idaho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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of this right is combined with water from Base Line Canal Co.

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR  
37-20635, 37-20639, 37-20641, 37-20643,  
7-20645, 37-20647, 37-20649, & 37-20651.**



**PLACE OF USE**

**TWP 1S, RNG 19E, SEC 3, 4, 9, & 16**

**Data entry on January 8, 2007**

● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

TOWNSHIP LINES

SECTION LINES

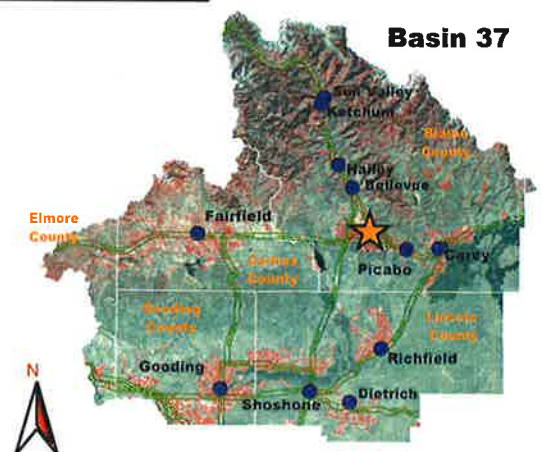
QUARTER/QUARTER LINES



LOCATION IN BASIN

GIS PLACE OF USE PRESENTATION  
1987/1988 NAPP AERIAL PHOTOGRAPHY  
DATA ENTRY BY KELLY K CHRISTENSEN

**Basin 37**



11/28/2006

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

RIGHT NUMBER: 37-683

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST  
C/O BRIAN BARSOTTI  
PO BOX 370  
KETCHUM ID 83340

VERIFIED BY KKC

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 4.500 CFS

PRIORITY DATE: 06/20/1884

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County  
T01N R18E S25 NWSESW Rediversion Within BLAINE County  
This right is measured and administered at the point of rediversion.

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 4.500 CFS       |

PLACE OF USE: IRRIGATION in BLAINE County

|                          |       |                          |       |
|--------------------------|-------|--------------------------|-------|
| T01S R19E S03 Lot 4 SWNW | 16.00 | T01S R19E S04 Lot 2 SWNE | 16.00 |
| T01S R19E S04 Lot 1 SENE | 16.00 | T01S R19E S04 Lot 4 SWNW | 17.00 |
| T01S R19E S04 Lot 3 SENW | 17.00 | T01S R19E S04 NESW       | 40.00 |
| T01S R19E S04 NWSW       | 39.00 | T01S R19E S04 SWSW       | 39.00 |
| T01S R19E S04 SESW       | 40.00 | T01S R19E S04 SESE       | 40.00 |
| T01S R19E S09 NENE       | 40.00 | T01S R19E S09 NWNE       | 40.00 |
| T01S R19E S09 SWNE       | 40.00 | T01S R19E S09 SENE       | 40.00 |
| T01S R19E S09 NENW       | 40.00 | T01S R19E S09 NWNW       | 39.00 |
| T01S R19E S09 SWNW       | 27.00 | T01S R19E S09 SENW       | 40.00 |
| T01S R19E S09 NESW       | 40.00 | T01S R19E S09 NWSW       | 34.00 |
| T01S R19E S09 SWSW       | 39.00 | T01S R19E S09 SESW       | 40.00 |
| T01S R19E S09 NESE       | 40.00 | T01S R19E S09 NWSE       | 41.00 |
| T01S R19E S09 SWSE       | 40.00 | T01S R19E S09 SESE       | 39.00 |
| T01S R19E S16 NWNW       | 19.00 |                          |       |

918 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 280 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

The rights listed below are limited to the irrigation of a combined total of 918  
acres in a single irrigation season. Combined Right Nos.: 37-113C,  
37-577BZ, 37-682, 37-683, 37-684, 37-355, 37-803, and 37-7569.

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

The rights listed below are limited to the irrigation of a combined total of  
280 acres in a single irrigation season. Combined Right Nos.: 37-682,  
37-683, and 37-684.

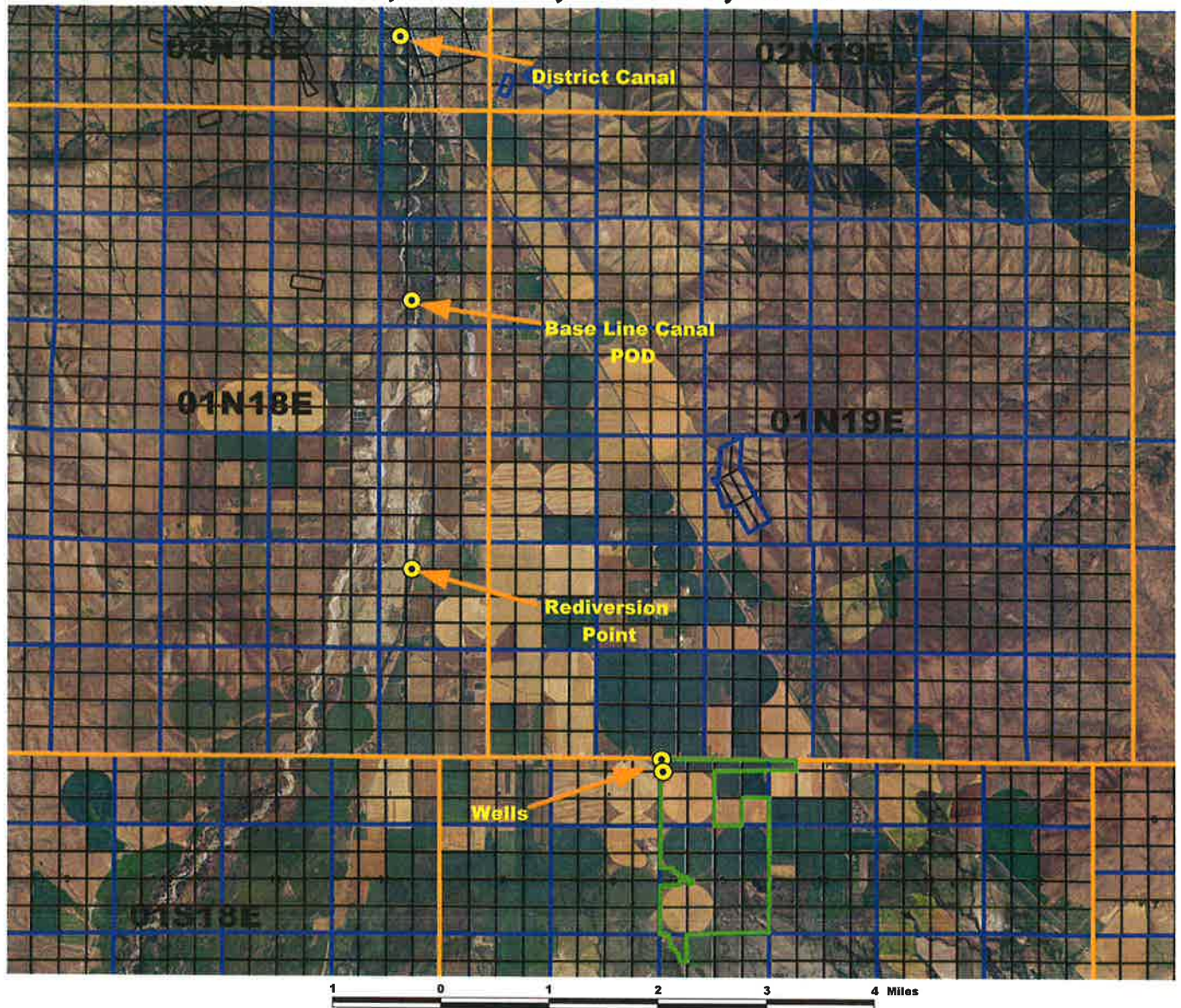
This partial decree is subject to such general provisions necessary for  
the definition of the rights or for the efficient administration of the water  
rights as may be ultimately determined by the Court at a point in time no  
later than the entry of a final unified decree. Section 42-1412(6), Idaho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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of this right is combined with water from Base Line Canal Co.

Idaho Department of Water Resources

# RECOMMENDED PLACE OF USE FOR 37-113C, 37-577BZ, 37-682, 37-683, 37-684, 37-355, 37-803, & 37-7569



**PLACE OF USE**  
**TWP 1S, RNG 19E, SEC 3, 4, 9, & 16**  
 Data entry on November 28, 2006

- RECOMMENDED POINT OF DIVERSION
  - RECOMMENDED PLACE OF USE
  - TOWNSHIP LINES
  - SECTION LINES
  - QUARTER/QUARTER LINES
  - LOCATION IN BASIN
- GIS PLACE OF USE PRESENTATION  
 2004 AERIAL PHOTOGRAPHY  
 DATA ENTRY BY KELLY K CHRISTENSEN



SD-0601-2 Last Name: KERR PACIFIC CORP.

| S | O                  | STATE       |            |             |        |           |           |
|---|--------------------|-------------|------------|-------------|--------|-----------|-----------|
| E | First              | W           | Water      | Priority    |        | Total     | Use       |
| L | Name               | N           | Right No.  | Date        | Source | Diversion | Code Desc |
| - | KERR PACIFIC CORP. |             |            |             |        |           |           |
| - | C                  | A37-00803   | 06/15/1946 | GROUNDWATER | 2.540  | 01        | IRR       |
| - | C                  | A37-02476   | 02/12/1947 | GROUNDWATER | 1.640  | 01        | IRR       |
| - | C                  | A37-07569   | 03/08/1977 | GROUNDWATER | 9.200  | 01        | IRR       |
| - | C                  | A37-12400   | 12/31/1960 | GROUNDWATER | 0.040  | 43        | DOMEST    |
| - | C                  | A37-12401   | 12/31/1973 | GROUNDWATER | 0.040  | 43        | DOMEST    |
| - | C                  | A37-12402   | 12/31/1938 | GROUNDWATER | 0.130  | 43        | DOMEST    |
| - |                    |             |            |             |        | 04        | STOCK     |
| - | C                  | A37-00355   | 05/17/1883 | BIG WOOD RI | 5.600  | 01        | IRR       |
| - | C                  | A37-00682   | 04/17/1883 | BIG WOOD RI | 0.500  | 01        | IRR       |
| - | C                  | A37-00683   | 06/20/1884 | BIG WOOD RI | 4.500  | 01        | IRR       |
| - | C                  | A37-00684   | 06/02/1890 | BIG WOOD RI | 1.000  | 01        | IRR       |
| - | C                  | A37-00113C  | 07/10/1884 | BIG WOOD RI | 1.000  | 01        | IRR       |
| - | C                  | A37-00577BZ | 03/24/1883 | BIG WOOD RI | 0.690  | 01        | IRR       |
| - | C                  | A37-12403   | 12/31/1950 | GROUNDWATER | 0.070  | 04        | STOCK     |

(Enter=Continue)

(GOLD7=This Query)

(Menu \_\_\_\_\_)

MICROFILMED  
OCT 24 1994

BRIAN BARSOTTI

ATTORNEY AT LAW

GREYHAWK ALPINE CENTER

WARM SPRINGS VILLAGE

P. O. BOX 10013

KETCHUM, IDAHO 83340

208/726-3030 FAX NO. 208/726-2922

OF COUNSEL TO

ROARK, DONOVAN, PRAGGASTIS,  
RIVERS & PHILLIPS

ADMITTED TO THE PRACTICE  
OF LAW IN IDAHO AND  
CALIFORNIA

January 4, 1994

RECEIVED

JAN 05 1994

Department of Water Resources  
Southern Region Office

Att: Crystal  
John Rosholt  
Rosholt, Robertson & Tucker  
P O Box 1906  
Twin Falls, Idaho 83303-1906

Dear Crystal:

Enclosed is the executed Claimant Acknowledgement of Change in Attorney. This was executed by Tom O'Gara as Trustee of the Thomas M. O'Gara Family Trust.

Thank you for your assistance.

Very truly yours,



Brian J. Barsotti

BB/k  
Enc.

MICROFILMED  
OCT 24 1994

## ROSHOLT, ROBERTSON &amp; TUCKER

Chartered  
ATTORNEYS AT LAW

JOHN A. ROSHOLT  
J. EVAN ROBERTSON  
JAMES C. TUCKER  
GARY D. SLETTE  
JERRY V. JENSEN  
BRUCE M. SMITH  
THOMAS J. RYAN  
GARY L. QUIGLEY  
JUSTIN R. SEAMONS  
JOHN K. SIMPSON  
PATRICK D. MADIGAN  
PAUL W. SAMUELSON  
TIMOTHY J. STOVER  
NORMAN M. SEMANKO

Twin Falls Office  
142 3rd Ave. North  
P.O. BOX 1906  
TWIN FALLS, IDAHO 83303-1906  
TELEPHONE (208) 734-0700  
FAX (208) 736-0041

Boise Office  
1221 WEST IDAHO, SUITE 600  
P.O. BOX 2139  
BOISE, IDAHO 83701-2139  
TELEPHONE (208) 336-0700  
FAX (208) 344-6034

DATE:

TO:

FROM:

RE:

12/22/93  
Judge Owens  
Crystal Coxworth  
"O'Gara"

NUMBER OF PAGES INCLUDING THIS ONE: 3

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL US BACK AS  
SOON AS POSSIBLE AT (208) 734-0700.

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WE APPRECIATE YOUR COOPERATION.

## ADDITIONAL MESSAGE:

When I lined your copies up, I don't  
remember seeing this document. It is the  
most important one!

MICROFILMED  
OCT 24 1994

Claimant Acknowledgement of Change in Attorney  
in Snake River Basin Adjudication (SRBA)

Name(s) of Claimant (please print):

THE THOMAS M. O'GARA FAMILY TRUST

I/we acknowledge (check one):

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.

☒ I/we are now represented by the attorney at the address below.

IN SRBA = JOHN A. ROSHOLT of ROSHOLT, ROBERTSON & TUCKER

PO BOX 1906, TWIN FALLS ID 83303-1906

(208/734-0700)

OTHER MATTERS = BRIAN BARSOTTI, ATTORNEY AT LAW

PO BOX 10013, KETCHUM ID 83340

(208/726-3030)

Attorney's Phone \_\_\_\_\_

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

A37-00803: A37-02476: A37-07569: A37-12400: A37-12401: A37-12402  
A37-00355: A37-00682: A37-00683: A37-00684: A37-00113C: A37-00577BZ  
A37-12403

For Individuals:

Authorized signature(s) Date 12/27/93

Thomas M. O'Gara Family Trust

For Organizations:

I am \_\_\_\_\_ of \_\_\_\_\_, and I

Title

Organization

have signed the foregoing document in the space below as

of \_\_\_\_\_

Title

Organization

Signature of Authorized Agent \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

Organization \_\_\_\_\_

IDWR Use:

Date Received \_\_\_\_\_

Data Entry \_\_\_\_\_

Revised Date 4-03-92

RECEIVED

JAN 07 1994

Department of Water Resources  
Southern Region Office

MICROFILMED  
OCT 24 1994

COPY

ASSIGNMENT OF RIGHT TO PURCHASE PROPERTY

THIS ASSIGNMENT is made this 1st day of February, 1990, by and between GREGORY C. SMITH, a single man, hereinafter referred to as "Smith", and THE THOMAS M. O'GARA FAMILY TRUST, hereinafter referred to as "O'Gara".

R E C I T A L S :

A. O'Gara and J.H. Walton, Jr., and Carolyn K. Walton, husband and wife, hereinafter referred to as "Walton", entered into that certain Real Estate Purchase and Sale Agreement dated October 13, 1989, hereinafter the "Agreement", wherein Walton agreed to convey to O'Gara, and O'Gara agreed to acquire from Walton, certain real property and improvements thereon, all more particularly described in the Agreement (the "Silver Springs and Shoestring Ranches").

B. Smith desires to take assignment of and assume all of O'Gara's rights and obligations under the Agreement, and O'Gara desires to assign to Smith all such rights and obligations on the terms and conditions hereinafter set forth.

TERMS AND CONDITIONS

1. Assignment. O'Gara hereby assigns to Smith all of his right, title and interest to purchase the Silver Springs and Shoestring Ranches in accordance with the terms and conditions of the Agreement.
2. Assumption. Smith hereby accepts this assignment from O'Gara, and further agrees to assume all of the obligations of O'Gara under the Agreement and to be bound thereby, as if he had originally signed and entered into the Agreement.
3. Escrow Instructions. The parties agree to deliver a copy of this Assignment to Blaine County Title as further escrow instructions for its Escrow No. 19892591, and said escrow holder is instructed to be governed thereby.

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OCT 24 1994

IN WITNESS WHEREOF, the parties have executed this Assignment as of the dates set forth below.

Dated: 1/1/90

"O'Gara"

THE THOMAS M. O'GARA FAMILY TRUST

By [Signature]

Thomas M. O'Gara, Trustee

Dated: 1/31/90

"Smith"

[Signature]  
Gregory C. Smith

realest\ogara.asn

AJ0749NP  
No. R37-00683

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 01/14/94  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS                                                                                                                  | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO                | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|---------------------------------------------------------------------------------------------------------------------------------|------------------|------------|--------------------------------------|-------------------|---------------------|
| C             | THE THOMAS M O GARA FAMILY TRUST<br>C/O BRIAN BARSOTTI<br>ATTORNEY AT LAW<br>PO BOX 10013<br>KETCHUM ID 83340<br>(208) 726-3030 | 06/20/1884       | IRRIGATION | 04-01 11-01                          | 4.50 CFS          |                     |
|               |                                                                                                                                 |                  |            | TOTAL DIVERSION:<br>CONSUMPTIVE USE: | 4.50 CFS          | 2295.0 AFA          |

Water Source: BIG WOOD RIVER

Tributary to: MALAD RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T01N R18E S12  
S25

SWSW  
NENW

BLAINE County  
BLAINE County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |       |       | NW |    |    |    | SW    |       |    |    | SE |    |    |    |             |       |       |
|-----|-----|----|---|----|----|-------|-------|----|----|----|----|-------|-------|----|----|----|----|----|----|-------------|-------|-------|
| T   | R   | S  | : | Lt | Ac | Lt    | Ac    | Lt | Ac | Lt | Ac | Lt    | Ac    | Lt | Ac | Lt | Ac | Lt | Ac | :           | SUM   |       |
| 01S | 19E | 3  | : |    |    |       |       |    |    |    |    | 04-16 |       |    |    |    |    |    |    | :           | 16.0  |       |
| 01S | 19E | 4  | : |    |    | 02-16 | 01-16 |    |    |    |    | 04-17 | 03-17 | 40 | 39 | 39 | 40 |    |    | 40          | :     | 264.0 |
| 01S | 19E | 9  | : | 40 |    | 40    |       | 40 |    | 40 |    | 39    | 27    | 40 |    | 40 | 34 | 39 | 40 | :           | 619.0 |       |
| 01S | 19E | 16 | : |    |    |       |       |    |    |    |    | 19    |       |    |    |    |    |    |    | :           | 19.0  |       |
|     |     |    |   |    |    |       |       |    |    |    |    |       |       |    |    |    |    |    |    | TOTAL ACRES | :     | 918.0 |

POU County: BLAINE

Other Rights: 37-00803, 37-00113C, 37-02476, 37-02305, 37-00682, 37-00355

Remarks: OTHER RTS. CONTD. 37-07569.  
\*\*\*\*\*  
CHANGE OF OWNERSHIP 1/14/94 BY JG.

Dates: Exam Made Date: Verified Date:  
Misc: Water District Number: Field Inspection Flag:  
Presumption Flag: D

MICROFILMED  
OCT 24 1994

Water Right Number - R37-00683

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

\*\*\* A - ATTORNEY \*\*\*

ROSHOLT

JOHN A

1 - ROSHOLT ROBERTSON &amp; TUCKER

2 - PO BOX 1906

3 -

City- TWIN FALLS

State- ID Zip- 833031906

Phone - 208-734-0700

\*\*\* C - CURRENT OWNER \*\*\*

THOMAS M O GARA FAMILY TRUST

THE

1 - C/O BRIAN BARSOTTI

2 - ATTORNEY AT LAW

3 - PO BOX 10013

City- KETCHUM

State- ID Zip- 83340

Phone - 208-726-3030

\*\*\* O - ORIGINAL OWNER \*\*\*

KERR PACIFIC CORP.

1 - C/O ANDREW P. KERR

2 - GILBERTSON, BROWNSTEIN, RASK,

3 - 1200 S.W. MAIN BLDG.

City- PORTLAND

State- OR Zip- 97205

Phone - 503-221-1772

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +  
06/20/1884 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +  
BIG WOOD RIVER MALAD RIVER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +  
Twn Rng Sec Tract Lot RFlg County  
01N 18E 12 SW SW (13) BLAINE  
25 NE NW (13) BLAINE+ - - - - - - - - - - - - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume  
01 - IRRIGATION 04/01 11/01 4.500+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
4.500 2295.0+ - - - - - - - - - - - - - - - Place of Use - - - - - +  
Twn Rng Sec Tract Lot Acres Code Description County  
01S 19E 3 SW NW 4 16.0 01 IRRIGATION (13) BLAINE  
01S 19E 4 SW NE 2 16.0 01 IRRIGATION (13) BLAINE  
01S 19E 4 SE NE 1 16.0 01 IRRIGATION (13) BLAINE  
01S 19E 4 SW NW 4 17.0 01 IRRIGATION (13) BLAINE  
01S 19E 4 SE NW 3 17.0 01 IRRIGATION (13) BLAINE  
01S 19E 4 NE SW 40.0 01 IRRIGATION (13) BLAINE  
01S 19E 4 NW SW 39.0 01 IRRIGATION (13) BLAINE  
01S 19E 4 SW SW 39.0 01 IRRIGATION (13) BLAINEMICROFILMED  
OCT 24 1994

Water right number - R37-00683

Prefix Translation: RESEARCH

| Tw  | Rng | Sec | Tract | Lot | Acres | Code | Description | County      |
|-----|-----|-----|-------|-----|-------|------|-------------|-------------|
| 01S | 19E | 4   | SE SW |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 4   | SE SE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | NE NE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | NW NE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | SW NE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | SE NE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | NE NW |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | NW NW |     | 39.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | SW NW |     | 27.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | SE NW |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | NE SW |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | NW SW |     | 34.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | SW SW |     | 39.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | SE SW |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | NE SE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | NW SE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | SW SE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 9   | SE SE |     | 40.0  | 01   | IRRIGATION  | (13) BLAINE |
| 01S | 19E | 16  | NW NW |     | 19.0  | 01   | IRRIGATION  | (13) BLAINE |

Total Acres: 918.0

+ - - Diversion Means - BYPASS CANAL, HEADGATE 55-C &amp; BASELINE CANAL, DITCH, 2 250HP PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 37-00803, 37-00113C, 37-02476, 37-02305, 37-00682, 37-00355

+ - - - - - Remarks - - - - - +  
OTHER RTS. CONTD. 37-07569.  
\*\*\*\*\*  
CHANGE OF OWNERSHIP 1/14/94 BY JG.

+ - - - - - Old Water Right Numbers - - - - - +  
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +  
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +      + - - - - Decree Defendant - - - +      + - Decree Date - +  
00/00/0000

+ - - - - - Comments - - - - - +  
Date: 01/14/1994 User Id: GIVENS Subject: OWNERSHIP CHANGE  
CHANGE OF OWNERSHIP RECEIVED 10/01/93 FORMER OWNER KERR PACIFIC CORP. NEW OWNER THE THOMAS M. O'GARA FAMILY TRUST. COPY OF REAL  
ESTATE INSTALLMENT SALE CONTRACT (COPY IN FILE NO. A37-00803) AND ORIGINAL OWNER SIGNED FORM.

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OCT 24 1994

Water right number - R37-00683

Prefix Translation: RESEARCH

+ - - Audit Fields - - +

01/14/94 GIVENS

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing  | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number       | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | -            | Old Case Number         | -       |
| Response Filed Date  | - 00/00/0000 | Verified Date         | - 00/00/0000 | Old Judicial District   | -       |
| Claim Received Date  | - 12/21/1988 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - C004292    | Water District          | -       |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | - AND        | Presumption Flag        | - D     |
|                      |              |                       |              | Notice of Error Flag    | -       |

OCT 24 1994  
MICROFILMED



State of Idaho

# DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

14-JAN-1994

JOHN A ROSHOLT  
ROSHOLT ROBERTSON & TUCKER  
PO BOX 1906  
TWIN FALLS ID 83303-1906

ATTN: CRYSTAL VINCENT

RE: ADJUDICATION CLAIM(S) A37-00803, A37-02476, A37-07569, A37-12400  
A37-12401, A37-12402, A37-00355, A37-00682, A37-00683, A37-00684  
A37-00113C, A37-00577BZ, A37-12403 OWNERSHIP CHANGE IN THE NAME  
OF KERR PACIFIC CORP. to THE THOMAS M. O'GARA FAMILY TRUST

Dear Mr. Rosholt:

Pursuant to the notification that you are representing the Claimants on the above-referenced Change of Ownership Adjudication Claims, I have changed the Department's record(s) as you have requested.

Please check the print-outs for corrections. Should you have any questions, please feel free to contact me at this office.

Sincerely,

Judy Givens  
Adjudication Secretary

/jg

Enclosures:

c.c. Kerr Pacific Corp. - c/o Andrew P. Kerr, Attorney at Law  
Jim Speck - Attorney at Law  
Brian Barsotti - Attorney at Law

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OCT 24 1994

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Kern Pacific

CLAIM I. NT. NO. A37-00683

DATE RECEIVED 10-27-88

CK # 0084292

AMOUNT \$

1. Is the name and address complete with zip code? ☒ YES ☐ NO
2. Is a priority date entered? ☒ YES ☐ NO

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered? ☒ YES ☐ NO
- (b) Is a tributary to entered? (if required) ☐ N/A ☒ YES ☐ NO
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO
5. Is there a description of the diverting works? ☒ YES ☐ NO
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. ☒ YES ☐ NO
- Is the period of use included? ☒ YES ☐ NO
- Is a quantity claimed for each use? ☒ YES ☐ NO
7. Is a total quantity claimed entered? ☒ YES ☐ NO
8. If required is a consumptive use entered? ☐ N/A ☒ YES ☐ NO
- Is the consumptive use correct? ☐ N/A ☒ YES ☐ NO
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. ☐ N/A ☒ YES ☐ NO
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO
11. Is (are) the county(ies) entered? ☒ YES ☐ NO
12. Is the ownership of p.u. checked? ☒ YES ☐ NO
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO
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.) ☐ N/A ☒ YES ☐ NO
15. Is the basis of the claim indicated? ☒ YES ☐ NO
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒ YES ☐ NO
- Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO
- Has this claim filed on time, or was an extension granted? ☒ YES ☐ NO
- Is the fee enclosed correct? ☐ Exempt ☒ YES ☐ NO
- If this claim is based on an existing water right, has the identification number been entered? ☐ N/A ☒ YES ☐ NO
- Should this claim be receipted and data entered? ☒ YES ☐ NO

Claim checked by: hda

Comments:

MICROFILMED

FEB 23 1993

Water Right Number - 37-00683

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
WELSH

BRIDGET

1 -

2 -

3 -

City-

Phone -

State-

Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +  
06/20/1884 17 D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +  
BIG WOOD RIVER MALAD RIVER

| Twn | Rng | Sec | Tract | Lot | RFlg | Point of Diversion | County | Stream Index (Blank if no Index Code) |
|-----|-----|-----|-------|-----|------|--------------------|--------|---------------------------------------|
| 01N | 18E | 12  | SW SW |     |      | (13)               | BLAINE |                                       |
| 01N | 18E | 25  | NE NW |     | R    | (13)               | BLAINE |                                       |

| Code | Description | Period From | Period To | Water Use | Diversion Rate | Diversion Volume |
|------|-------------|-------------|-----------|-----------|----------------|------------------|
| 01   | IRRIGATION  |             |           |           | 4.500          |                  |

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +  
4.500

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code       | Description | County |
|-----|-----|-----|-------|-----|-------|--------------|------------|-------------|--------|
| 01S | 19E | 9   | NE NE |     |       | 01           | IRRIGATION | (13)        | BLAINE |
| 01S | 19E | 9   | NW NE |     |       | 01           | IRRIGATION | (13)        | BLAINE |
| 01S | 19E | 9   | NE NW |     |       | 01           | IRRIGATION | (13)        | BLAINE |
| 01S | 19E | 9   | NW NW |     |       | 01           | IRRIGATION | (13)        | BLAINE |
| 01S | 19E | 9   | SW NW |     |       | 01           | IRRIGATION | (13)        | BLAINE |
| 01S | 19E | 9   | SE NW |     |       | 01           | IRRIGATION | (13)        | BLAINE |
| 01S | 19E | 9   | NW SW |     |       | 01           | IRRIGATION | (13)        | BLAINE |

Total Acres:

+ - - Diversion Means - HEADGATE &amp; BASELINE CANAL; HEADGATE #55C FROM CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +  
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

MICROFILMED

FEB 23 1993

Water right number - 37-00683

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - -  
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +  
S. C. FROST, ET. AL.

+ - - - - Decree Defendant - - - +  
ALTURAS WATER COMPANY, ET. AL.

+ - Decree Date - +  
12/13/1909

+ - - Microfilm Rolls -

+ - - Audit Fields - 02/11/86

05/28/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000  
Approved/Denied - 00/00/0000  
Proof Made Date - 00/00/0000  
Start Work Date - 00/00/0000  
Order Show Cause - 00/00/0000  
Licensed Date - 00/00/0000  
Decree Date - 12/13/1909

Field Exam Made - 00/00/0000  
Protested Date - 00/00/0000  
Hearing Date - 00/00/0000  
Verified Date - 12/09/1985  
Receipt Number -  
Appl Received - 00/00/0000

Field Exam Fee -  
Swan Falls -  
Temporary Right - P  
DLE/Carey Act -  
Water District - 37  
Transfer/Amended -

MICROFILMED

FEB 23 1993