

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 37-21233
Date Received: 2/12/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KATHLEEN B ROSEKRANS Phone: (208) 788-1124
17 QUIGLEY RD
HAILEY ID 83333

2. Date of Priority: 08/15/1902

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot				County	Type
01N	18E	2	SE	NE	NE	1	BLAINE	
02N	18E	35	NE	SE	SE		BLAINE	

5. Description of diverting works:

CAL-PACIFICO #42-P1 & 42-P2 PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.79	

7. Total Quantity Appropriated is:
0.79 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
02N	18E	35	SW	SE	IRRIGATION	6.5
			SE	SE	IRRIGATION	28.5
					Section Acres	35
					Total Acres	35

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:

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

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-688D.

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

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

TRANS. 2645.

DECREEED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.

WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM. PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE, ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM THE DECREE.

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 37-20939
Date Received: 5/9/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KATHLEEN B ROSEKRANS Phone: (208) 788-1124
17 QUIGLEY RD
HAILEY ID 83333

2. Date of Priority: 08/15/1902

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	35	NE SE SE	BLAINE	

5. Description of diverting works:

CAL-PACIFICO #42-P1 & 42-P2 PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.9	

7. Total Quantity Appropriated is:
0.9 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
02N	18E	35	SW	SE	IRRIGATION	6.5
			SE	SE	IRRIGATION	33.5
					Section Acres	40
					Total Acres	40

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:

Claim amended 6/24/2003 to remove a POD and update POU to more accurately reflect usage. tf

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-688D.

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 37-20939
Date Received: 5/9/2003
Receipt No:
Received By:

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

1. Name of Claimant(s)

KATHLEEN B ROSEKRANS Phone: (208) 788-1124
17 QUIGLEY RD
HAILEY ID 83333

2. Date of Priority: 08/15/1902

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER
BROADFORD SLOUGH BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
~~01N~~	~~18E~~	~~2~~	~~SE NE NE~~	~~1~~	~~BLAINE~~ KR
02N	18E	35	NE SE SE		BLAINE

5. Description of diverting works:

CAL-PACIFICO #42-P1 & 42-P2 PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.9	

7. Total Quantity Appropriated is:
0.9 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
02N	18E	35	SW	SE	IRRIGATION	6.5
			SE	SE	IRRIGATION	33.5
					Section Acres	40
					Total Acres	40

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:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-688D.

15. Basis of Claim: Decreed

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:

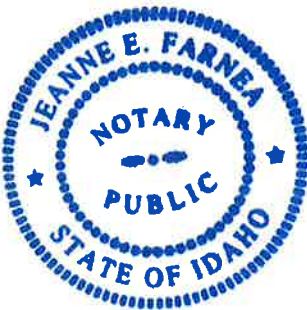
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kathleen Rosekrans Date: 6/03/03

Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 4th
of June 20 03.



Jeanne Farnea
Notary Public
Residing at Bozshone, Idaho
My commission Expires 05-05-09

Fawcett, Trish

From: Jones, Doug
Sent: Thursday, February 12, 2004 8:47 AM
To: Stanton, Jim
Cc: Fawcett, Trish
Subject: RE: Request For Data Cleanup, Rosekrans Claims

All right. Provide the deeds, addressing (copy of transfer 1st page?), maps and access to the correct shape files to Trish - by cc she has your note with data.

-----Original Message-----

From: Stanton, Jim
Sent: Thursday, February 12, 2004 8:39 AM
To: Jones, Doug
Cc: Stanton, Jim
Subject: Request For Data Cleanup, Rosekrans Claims

Doug - Here are the details of what we discussed yesterday:

Claim 37-7745B = Claim 37-21227	Should be	0.65 cfs	35 ac SE/SE Sec. 35 2N 18E
Claim/Rec 37-20935 = Claim 37-21229	Should be	0.525 cfs	6.5 ac SW/SE, 28.5 ac SE/SE Sec. 35
Claim/Rec 37-20937 = Claim 37-21231	Should be	0.55 cfs	" " "
Claim/Rec 37-20939 = Claim 37-21233	Should be	0.79 cfs	" " "
Claim/Rec 37-20941 = Claim 37-21235	Should be	0.175 cfs	" " "
Claim/Rec 37-20943 = Claim 37-21237	Should be	0.22 cfs	" " "

The above is for the Rosekrans portions of these claims. The Townsend portions (the new even-numbered claims) are ok and do not need fixing. I will hold off on entering the Rosekrans transfers into Workflow until you are able to make these corrections. Thanks.

Page _____ of _____

RECEIVED

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. _____

**SEP 08 2003 APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Department of Water Resources

Name of applicant Southern Region Kathleen Rosekrans Phone (208) 788-1124

Post Office address 26 Townsend Gulch Bellevue, Idaho 83333

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create P.P.U.
- Describe the reason for the proposed changes Create a permissible place of use to meet the
irrigation needs of the planned subdivision.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-------------------|-------------------|-----------------------|-------------------|------------------------------|
| <u>37-7745B**</u> | <u>10/25/1978</u> | <u>0.65/122.5*</u> | <u>Irrigation</u> | <u>04/01</u> to <u>11/01</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
- Total amount of water being transferred 0.65 cubic feet per second and/or 122.5* acre-feet per annum.
- Source of water Ground water tributary to Subterranean flow
- Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
A	NE	SE	SE	35	2N	18E	Blaine	Rhythm Ranch Well

- Lands irrigated or place of use:

Twp.	Rge.	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	
02N	18E	35															11	40	51

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

RECEIVED

SEP 08 2003

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Department of Water Resources
Name of applicant _____
Southern Region

Kathleen Rosekrans

Phone (208) 788-1124

Post Office address 26 Townsend Gulch Bellevue, Idaho 83333

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
 ☐ Add diversion point
 ☒ Change place of use
☐ Change nature of use
 ☐ Change period of use
 ☒ Other Create P.P.U.
- Describe the reason for the proposed changes Create a permissible place of use to meet the
irrigation needs of the planned subdivision.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>37-20935</u>	<u>06/01/1885</u>	<u>0.525/122.5*</u>	<u>Irrigation</u>	<u>04/01</u> to <u>11/01</u>
<u>37-20937</u>	<u>06/01/1886</u>	<u>0.55/122.5*</u>	<u>Irrigation</u>	<u>04/01</u> to <u>11/01</u>
<u>37-20939</u>	<u>08/15/1902</u>	<u>0.79/122.5*</u>	<u>Irrigation</u>	<u>04/01</u> to <u>11/01</u>
<u>37-20941</u>	<u>08/15/1902</u>	<u>0.175/122.5*</u>	<u>Irrigation</u>	<u>04/01</u> to <u>11/01</u>
<u>37-20943</u>	<u>06/10/1880</u>	<u>0.22/122.5*</u>	<u>Irrigation</u>	<u>04/01</u> to <u>11/01</u>
				to

2. Total amount of water being transferred 2.26* cubic feet per second and/or 122.5* acre-feet per annum.

3. Source of water Broadford Slough tributary to Big Wood River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		NE	SW	22	2N	18E	Blaine	Broadford Slough & Rockwell Bypass Ditch

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW ¼				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	
02N	18E	35															11	40	51

T71019

RECEIVED

AUG 15 2003

Department of Water Resources
Southern RegionWARRANTY BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS: That KATE ROSEKRANS of the County of Blaine, State of Idaho, hereinafter "Seller", whether one or more, for and in Valuable Consideration of lawful money of the United States of America, in hand paid by ERNIE AND BARBARA TOWNSEND, hereinafter "Purchaser", whether one or more, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, and deliver unto Purchaser, the ^{portions of the (RR)} following described Water Rights now located in the County of Blaine and State of Idaho, to-wit:

A PORTION OF THE FOLLOWING DESCRIBED WATER RIGHTS:

Surface Water:

Right No. 37-315B

Right No. 37-686B

Right No. 37-688D

Right No. 37-688E

Right No. 37-713C

Ground Water:

Right No. 37-7745B

AS EXPLICITLY SET OUT IN THE APPLICATIONS FOR TRANSFER OF WATER RIGHT ATTACHED HERETO.

TO HAVE AND TO HOLD the same to the Purchaser, and his/her/their heirs, executors, administrators and assigns forever. And Seller, for his/her/their heirs, executors, administrators, covenant and agree(s) to and with the Purchaser, his/her/their executors,

SCANNED

FEB 11 2006

T71019

administrators and assigns, that Seller, is/are owner of the said property, goods and chattels and has/have good right and full authority to sell the same, and that Seller will warrant and defend the sale hereby made unto the Purchaser, his/her/their executors, administrators and assigns, against all and every person or persons, whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the Seller has hereunto set his/her/their hand and seal this 30 day of July, 2003.

Seller(s)

Kathleen Rosekrans

Acknowledgment of Individual

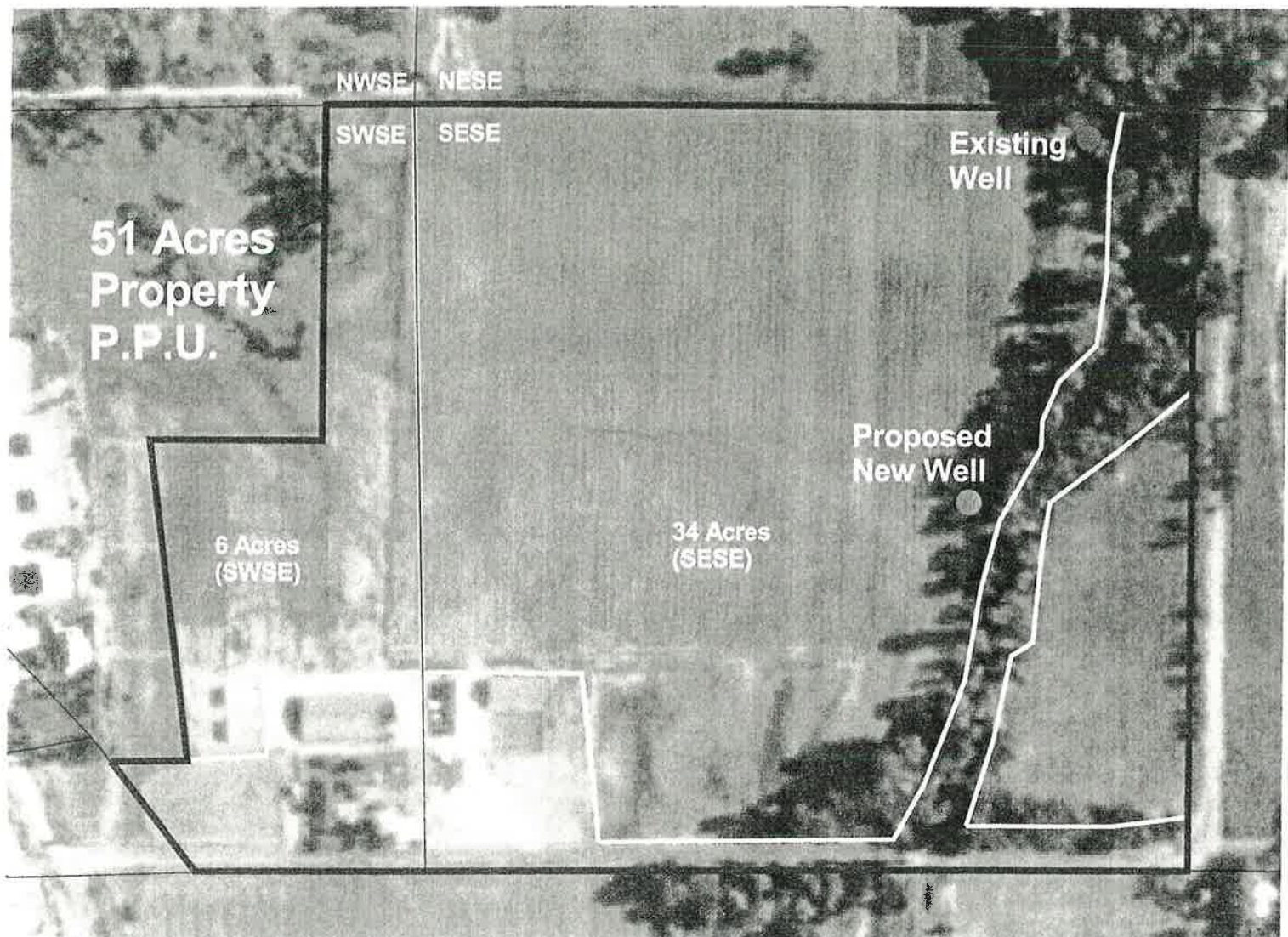
STATE OF IDAHO

COUNTY OF BLAINE

On this 30th day of July, in the year of 2003, before me, a Notary Public, personally appeared KATHLEEN ROSEKRANS, known or identified to me (or proved to me on the oath of _____), to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

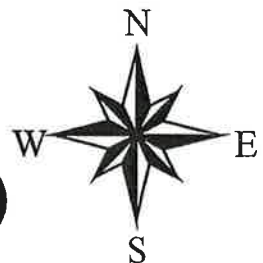
(Seal)

Colleen Pace
Notary PublicPrinted Name: COLLEEN PACESCANNED
FEB 11 2004

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

500 0 500 1000 Feet 2001 Aerial Photo

**2N 18E Section 35
Kathleen Rosekrans (Rhythm Ranch)
Irrigated Area & Proposed P.P.U.**



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 37-20939
Date Received: 5/9/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KATHLEEN B ROSEKRANS Phone: (208) 788-1124
17 QUIGLEY RD
HAILEY ID 83333

2. Date of Priority: 08/15/1902

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER
BROADFORD SLOUGH BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	18E	2	SE NE NE 1	BLAINE	
02N	18E	35	NE SE SE	BLAINE	

5. Description of diverting works:

CAL-PACIFICO #42-P1 & 42-P2 PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.9	

7. Total Quantity Appropriated is:
0.9 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
02N	18E	35	NE	SE	IRRIGATION	4
			SW	SE	IRRIGATION	10
			SE	SE	IRRIGATION	35
					Section Acres	49
					Total Acres	49

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:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-688D.

15. Basis of Claim: Decreed

RECEIVED

FEB 18 2003

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

Department of Water Resources
Southern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of 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
	37-315B	X	37-7745B	37-7745B	
	37-686B	X			
	37-688D	X			
	37-688E	X			
	37-713C	X			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See Instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit 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) Steven P. Duininck and Kathleen R. Duininck
26 Townsend Gulch Road, Bellevue, ID 83313
4. New Owner/Claimant(s) Kathleen B. Rosekrans fka Kathleen R. Duininck
Name Connector (Check one): [] and, [] or [] and/or
- New Mailing Address 17 Quigley Road
- City, State and Zip Code Hailey, ID 83333
- New Telephone Number (208) 788-1124
5. Date you acquired the property 10/19/02

6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of 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 <u>37-315B</u>		
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	<u>0.6 cfs</u>	<u>49 acres</u>
Stock	<u></u>	<u></u>
Domestic	<u></u>	<u></u>
Other <u></u>	<u></u>	<u></u>
Total	<u>0.6 cfs</u>	

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 <u>37-686B</u>		
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	<u>0.63 cfs</u>	<u>49 acres</u>
Stock	<u></u>	<u></u>
Domestic	<u></u>	<u></u>
Other <u></u>	<u></u>	<u></u>
Total	<u>0.63 cfs</u>	

7. Signature of New owner(s) or Claimant(s)
(include title if applicable)

Kathleen B. Rosekrans
KATHLEEN B. ROSEKRANS

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

8. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of 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 37-688D

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	<u>0.9 cfs</u>	<u>49 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>0.9 cfs</u>	

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 37-688E

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	<u>0.2 cfs</u>	<u>49 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>0.2 cfs</u>	

9. Signature of New owner(s) or Claimant(s)
(include title if applicable)

KATHLEEN B. ROSEKRANS

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 _____

10. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of 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 <u>37-713C</u>		
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	<u>0.25 cfs</u>	<u>49 acres</u>
Stock	<u></u>	<u></u>
Domestic	<u></u>	<u></u>
Other <u></u>	<u></u>	<u></u>
Total	<u>0.25 cfs</u>	

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 <u></u>		
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	<u></u>	<u></u>
Stock	<u></u>	<u></u>
Domestic	<u></u>	<u></u>
Other <u></u>	<u></u>	<u></u>
Total	<u></u>	

11. Signature of New owner(s) or Claimant(s)
(include title if applicable)

Kathleen B. Rosekrans
KATHLEEN B. ROSEKRANS

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
 Receipted by Date Receipt No.
 Processed by AJ Date WR Date

SVTC Order No. 01-17109

Instrument # 456924
 HAILEY, BLAINE, IDAHO
 2001-10-19 04:18:00 No. of Pages: 2
 Recorded for: SUN VALLEY TITLE
 MARSHA RIEMANN Fee: 8.00
 Ex-Office Recorder Deputy
 Index per WTR/CORP DEED

WARRANTY DEED

FOR VALUE RECEIVED

STEVEN P. DUININCK, an unmarried man, who acquired title as a married man

the grantor do hereby grant, bargain, sell and convey unto

KATHLEEN ⁸ ROSEKRANS, an unmarried woman, formerly known as Kathleen R. Duinick

the grantee, whose current address is 26 Townsend Gulch RD
 Bellevue, ID 83313

the following described premises, in BLAINE COUNTY, IDAHO, to wit:

Please see attached Exhibit "A"

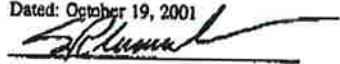
SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

Including any and all water rights appurtenant to said property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that the owner in fee simple of said premises; that they are free from all incumbrances

and that will warrant and defend the same from all lawful claims whatsoever.

Dated: October 19, 2001


 Steven P. Duinick

State of Idaho
 County of Blaine

On this 19th day of October, 2001,
 before me a Notary Public in and for said State,
 personally appeared Steven P. Duinick

known or identified to me to be the person(s) whose name
 is/are subscribed to the within instrument, and acknowledged
 to me that he executed the same.

Cassie Jones
 Notary Public
 Residing at Hailey, ID
 Comm expires 9-7-2006



EXHIBIT "A"

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO;

SECTION 35: A parcel of land more particularly described as follows:

Commencing at a square rock bolt witnessed by two G L O Brass caps marking the southeast corner of said Section 35 which is the REAL POINT OF BEGINNING; thence

North 89°42'45" West, 1,939.19 feet along the South boundary of said Section 35 to a 5/8 inch rebar; thence

North 24°28'25" West, 206.72 feet to a 1/2 inch rebar on the South boundary of Tax Lot 6892; thence

South 89°33'59" East, 291.02 feet along the South boundary of said Tax Lot 6892 to a 1/2 inch rebar; thence

North 6°58'13" West, 566.27 feet along the East boundary of said Tax Lot 6892 to a 1/2 inch rebar; thence

South 89°34'34" East, 298.79 feet along the South boundary of Tax Lot 5591 and 6893 to a 1/2 inch rebar marking the southeast corner of said Tax Lot; thence

North 0°24'25" East, 589.02 feet along the East boundary of Tax Lots 5591 and 6893 to a 1/2 inch rebar marking the northeast corner of said Tax Lot 6893; thence

South 89°33'35" East, 1,506.83 feet along the North boundary of the South 1/2 Southeast 1/4, Section to a 1/4 inch iron bar by Loren Adkins marking the northeast corner of SE 1/4, Section 35; thence

South 0°18'40" West, 1,333.00 feet along the East boundary of said Section 35 to the POINT OF BEGINNING.

RECEIVED *logged*

FEB 18 2003

Department of Water Resources
Southern Region

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jimspeck@cox-internet.com
DOUGLAS J. AANESTAD
aanestad@cox-internet.com

February 11, 2003

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

**Re: Kathleen B. Rosekrans fka Kathleen R. Duininck -
Notice of Change in Water Right Ownership**

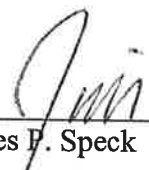
Dear Allen:

Enclosed you will find the original and one copy of a Notice of Change in Water Right Ownership for my client, Kathleen B. Rosekrans formerly known as Kathleen R. Duininck. In May, 1998, Ms. Rosekrans and her former husband, Steven P. Duininck sold a portion of their ranch and one-half of each of the following water rights: 37-315B, 37-686B, 37-688D, 37-688E and 37-713C. No interest in Water Right No. 37-7745B was conveyed. Then, in October, 2002, as a part of the divorce proceedings, the remainder of the ranch was conveyed by Mr. Duininck to Ms. Rosekrans. Since the purchaser of the other portion of the ranch has not yet filed a Notice of Change in Water Right Ownership creating the necessary split, we have shown that the above-referenced water rights will have to be split as a result of this Notice of Change in Water Right Ownership. I trust this all makes sense!

Please receipt date stamp the copy and return it to me in the postage pre-paid self-addressed envelope included for that purpose. Kindly call me if you have any questions. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:jal

Enclosures

cc: Client (w/encl.)
John Gaeddert (w/encl.)
Marc Reinemann (w/encl.)

SPECK & AANESTAD
A PROFESSIONAL CORPORATION
ATTORNEYS

P. O. Box 987
Ketchum, ID 83340
1-208-726-4421
Fax: 1-208-726-0752

FAX COVER SHEET/MEMO

To:	Ms. Trish Fawcett, IDWR	Fax Copies:	John Gaeddert Chuck Brockway
Fax #:	(208) 736-3037	Fax #'s:	788-7772 1-208-736-8506
From:	James P. Speck	Pages:	4, including this cover page
Date:	May 7, 2003	Our File No.	464/010185
Subject:	Kate Rosekrans/Rhythm Ranch Subdivision		

COMMENTS:

Trish -

Here is the Warranty Deed by which Steve & Kate Duiminck sold in 1998 the southern part of their ranch together with 37-7745C and one-half of the surface water rights. I hope this clarifies the water right split question. As I told Doug, we need the new numbers for the rights retained by Kate ASAP so we can finalize the plat for the new subdivision. There will be no further splits as they will be conveyed to an owners association for delivery and administration to the 4 lots in the new subdivision. Thanks again for all your help on this.

Jim

FEB-4-03 TUE 10:41 AM

BROKERAGE

SVTC Order No. 98-14623

WARRANTY DEED

FOR VALUE RECEIVED

STEVEN P. DUININCK and KATHLEEN R. DUININCK, husband and wife

the grantors, does hereby grant, bargain, sell and convey unto

SCOTT H. CLARK, TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 21, 1986

the grantee, whose current address is Box 1435, Sun Valley ID 83353

the following described premises, in BLAINE COUNTY, IDAHO, to wit:

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH WATER RIGHTS AS SHOWN ON EXHIBIT "B"

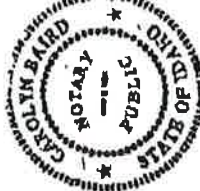
SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any. Specifically reservations in Warranty Deeds recorded as Instrument Nos. 366707, 366708, and 366711 rerecorded as 367345.

The entirety of the real property described in Exhibit "A" shall be restricted per the terms of the Purchase and Sale Agreement Dated May 7, 1998, Item #4, wherein Buyer covenants and agrees with Sellers, as a material part of the Agreement, that there shall be no residential construction on the entirety of the above-described Real Property until December 31, 2009.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances

and that they/he/she will warrant and defend the same from all lawful claims whatsoever.

Dated: May 11, 1998

Steven P. Duinick
Steven P. DuinickBy Kathleen R. Duinick, his attorney in factBy Kathleen R. Duinick, his attorney in factState of Idaho
County of BlaineKathleen R. Duinick
Kathleen R. DuinickOn this 14th day of May, 1998, Before me a Notary Public in and for said State, personally appeared Kathleen R. Duinick known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Steven P. Duinick and acknowledged to me that she subscribed and attested to the same as attorney in fact.Notary Public
Residing at Carolyn Baird
Comm. Expires 3-14-2003State of Idaho
County of BlaineOn this 14th day of May, 1998, Before me a Notary Public in and for said State, personally appeared Kathleen R. Duinick, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.Notary Public
Residing at Carolyn Baird
Comm. Expires 3-14-2003

98-14625

EXHIBIT "A"

PARCEL I

Lots 1, 2, 3 and 4 of FORREST WILLIAMS SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 200439, records of Blaine County, Idaho.

PARCEL II

Lots 1, 2, 3 and 4 of the REPLAT OF CAL-PACIFICO RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 310615, records of Blaine County, Idaho.

PARCEL III

A PARCEL OF LAND LOCATED WITHIN THE NE1/4 SECTION 2, TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO, more particularly described as follows:

Commencing at a G.L.O. brass cap marking the east one-quarter corner of said Section 2; thence N. 89°46'09" W., 330.00 feet along the south boundary of said NE1/4 to the REAL POINT OF BEGINNING; thence continuing N. 89°46'09" W., 308.25 feet along said south boundary NE1/4, Section 2 to a 5/8 inch rebar marking the southeast corner of the Cal Pacifico Ranch Sub; thence N. 0°01'50" E., 1,284.48 feet along the east boundary of said Cal Pacifico Sub to a 1/2 inch rebar on an angle point on the east boundary of Lot 2, Cal Pacifico Sub; thence S. 89°52'45" E., 309.34 feet along the south boundary of Brian Drive to the northeast corner of Tax Lot 6449; thence S. 0°04'46" W., 1,285.07 feet along the line common to tax lots 6449 & 6391 to the POINT OF BEGINNING.

TOGETHER with a 60 foot easement for ingress and egress more particularly described as follows:

TOWNSHIP 1 NORTH, RANGE 18 EAST OF THE BOISE MERIDIAN, BLAINE COUNTY, IDAHO

SECTION 2: A tract of land to the NE1/4 being more particularly described as follows:

Beginning at the Northeast corner of the property previously described in the indenture as being conveyed to the Grantees; thence N. 89°42' W., 330 feet; thence N. 0°13' E., 60 feet; thence S. 89°42' E., 660 feet; thence S. 0°13' W., 60 feet; thence N. 89°42' W., 330 feet to the TRUE POINT OF BEGINNING

FEB- 4-03 TUE 10:42 AM BROKERAGE

FAX NO. 200/268376

P. 4

98-14635

That portion of Water Right No. 37-07743C which is a ground water right appurtenant to the Real Property, all as more particularly described and defined in Transfer No. 4707, and as claimed in In Re: the General Adjudication of Rights to the Use of Water From the Snake River Basin Water System, Twin Falls District Court Case No. 39675 (the "SRBA") as Claim A37-07743C;

30 miner's inches of Water right No. 37-0315, a surface right, as claimed in the SRBA as Claim A37-00315; and .6

31.5 miner's inches of Water Right No. 37-0686, a surface right, as claimed in the SRBA as Claim 37-00686; .63

35 miner's inches of Water Right NO. 37-0688, a surface right, as claimed in the SRBA as Claim 37-00688. 1.1

12.5 miner's inches of Water Right No. 37-0713C, a surface right, as claimed in the SRBA, as Claim 37-00713C .25

All of the above described water rights are subject to the final outcome of all proceedings in and the provisions, terms and conditions of the decree to be entered in the SRBA. Sellers make no representation as to outcome, provisions, terms and conditions of the decree to be entered in the SRBA.

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: **A37-00688D**
Date Received: 10/19/1988
Receipt No: C003993
Received By: _____

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

1. Name: STEVEN P DUININCK 208-788-1124
Address: 26 TOWNSEND GULCH
BELLEVUE ID 83313

AND/OR

Name: KATHLEEN R DUININCK 208-788-1124
Address: 26 TOWNSEND GULCH
BELLEVUE ID 83313

2. Date of Priority: AUG 15, 1902

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	18E	2	SE	NE	NE	1	BLAINE
02N	18E	35	NE	SE	SE		BLAINE

5. Description of diverting works:
CAL-PACIFICO #42-P1 & 42-P2 PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

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

8. Total consumptive use is 247.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	18E	2	NE		NE		IRR	13.0
			NW		NE		IRR	14.0
			SE		NE		IRR	23.0
							Section Acres	50.0
02N	18E	35	NE		SE		IRR	4.0
			SW		SE		IRR	10.0
			SE		SE		IRR	35.0
							Section Acres	49.0
							Total Acres	99.0

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:

37-00315B, 37-00686B, 37-00713C, 37-00688E

14. Remarks:

TRANS. 2645.

DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.

WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.

PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH

THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,

ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED

PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM

THE DECREE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST, ET. AL.

Decree Plaintiff

ALTURAS WATER COMPANY, ET. AL

vs

Decree Defendant



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page 94)

RECEIVED

JUL 25 1994

DATE OF CLOSING: 6/6/94

Department of Water Resources

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township Southern Range 6 Office See attached
 Section , 1/4 of 1/4 of 1/4 Govt. Lot , BM. See attached
 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: A37-00315B, A37-00686B, A37-00688D & 37-00688E

☒ Name and Address of Former Owner/Claimant(s)(Seller): Cal Pac. Elec
Ralph W. Griston

☒ New Owner/Claimant (Purchaser): Steven P. Duininck / Kathleen Duininck

☒ New Mailing Address: Proctorville 26 Townsend Gulch
Hendrix, ID 83313

☒ New Telephone Number: (208) 788-9112

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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.)

☒ Signature of New Owner/Claimant(s) Steven P. Duininck Date 7/19/94
Kathleen R. Duininck Date 6/1

☒ Signature of Former Owner/Claimant(s): Cal. Pac. Elec. Date 6-16-94

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

NOV 28 1996

WARRANTY DEED

FOR VALUE RECEIVED Ralph W. Girton, a single man, as to an undivided 1/2 interest and Brian Girton, a married man, as his sole and separate property, as to an undivided 1/2 interest

the grantors, do hereby grant, bargain, sell and convey unto

Kathleen R. Duininck, a married woman

the grantees, whose current address is PO Box 2126, Hailey, ID 83333

the following described premises, in BLAINE COUNTY, IDAHO, to wit:

PARCEL II:

Lots 1, 2, 3, and 4 of the REPLAT OF CAL-PACIFICO RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 310615, records of Blaine County, Idaho

The real property described herein shall be restricted to only one (1) single family residence for the ten (10) years following the effective date of this instrument.

Together with any and all water rights appurtenant thereto in the following water rights:

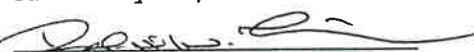
25" 6/10/1880 Permit 37-0713
60" 6/01/1885 Permit 37-0315
63" 6/01/1886 Permit 37-0686
110" 8/15/1902 Permit 37-0688

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

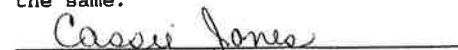
Dated: May 31, 1994


Ralph W. Girton


Brian Girton

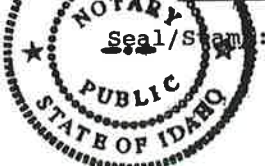
STATE OF IDAHO, COUNTY OF BLAINE:

On this 6th day of June, 1994, before me a Notary Public in and for said State, personally appeared Ralph W. Girton and Brian Girton known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public

Residence: Hailey

My commission expires 9-7-94



RECEIVED

JUL 25 1994

NOV 28 1996

RECEIVED

JUL 25 1994

LEASE OF WATER RIGHTS

(Girton/Duininck)

THIS LEASE is made and entered into as of the date of the last signature hereto by and between RALPH GIRTON (the "Lessor") and STEVE and KATE DUININCK (the "Lessee").

RECITALS

A. Lessor is the owner of Water Right No. 37-00713D used for irrigation purposes on Lessor's lands as provided by Transfer No. 3762 (the "Water Right").

B. Lessee desires to lease the Water Right for irrigation purposes on its lands in Blaine County, Idaho described in Exhibit A attached hereto and made a part hereof by this reference, and Lessor is willing to enter into such a lease on the following terms and conditions.

TERMS AND CONDITIONS

The parties covenant and agree as follows:

1. **LEASE.** Lessor does hereby lease to Lessee, and Lessee does hereby lease from Lessor, the Water Rights.

2. **TERM: RETROACTIVE EFFECT.** The term of this Lease commenced April 1, 1994 and shall terminate on November 30, 1994. All terms and conditions hereof shall be retroactively effective to the date of commencement.

3. **RENT.** Lessee shall pay Lessor as rent for the use of the Water Right the sum of One Dollar (\$1.00), to be paid on or before the execution of this Lease.

4. **OWNERSHIP OF WATER RIGHT.** Lessor represents he is the true and lawful owner of the Water Right, and that such right has not lapsed, been abandoned or forfeited either in whole or in part. Lessor makes no covenant or representation about the actual quantities of water under the Water Right that the Idaho Department of Water Resources (the "Department") may recognize or approve for transfer or diversion to Lessee's lands.

5. **TRANSFER OF WATER RIGHT UPON TERMINATION OF LEASE.** Upon termination of this Lease for any reason, Lessee shall surrender the Water Right

NOV 28 1996

to Lessor and, upon demand by Lessor, shall reimburse Lessor for any costs incurred in obtaining any approval of the Department necessary to transfer the point of diversion and places of use of the Water Right back to those used by Lessor.

6. BENEFICIAL USE FOR IRRIGATION. During the term of this Lease, Lessee shall beneficially use all of the Water Right for the irrigation of Lessee's lands, and for no other purpose.

7. INDEMNIFICATION. Lessee agrees to indemnify and hold Lessor harmless against and from any and all costs, damages, expenses, causes of action, or other liabilities arising out of or relating to Lessee's use of the Water Right pursuant to this Lease.

8. DEFAULT; REMEDIES. In the event Lessee defaults in the performance of any of the covenants or conditions of this Lease required to be performed by Lessee, and fails to cure such default for a period of thirty (30) days after receiving written notice of such default from Lessor, Lessor may, at its option, terminate this Lease, repossess the Water Rights and take any and all action necessary to transfer the Water Right back to the point of diversion and places of use used by Lessor, at the sole cost and expense of Lessee. This remedy is not exclusive and Lessor shall have any other remedy available to it at law or in equity, including the right to recover rental payments or damages caused by the breach of the Lease by Lessee.

9. GOVERNING LAW. This Lease and any instruments executed in connection herewith shall be construed and governed by and in accordance with the laws of the State of Idaho.

10. ATTORNEYS FEES. In the event either party hereto retains an attorney for the purpose of enforcing any right or duty arising out of this Lease, the non-prevailing party in such dispute shall pay to the prevailing party the latter's reasonable attorneys fees whether or not litigation is actually instituted.

12. NOTICES: Service of any notice permitted or required under the terms of this Lease shall be deemed complete upon personal delivery of the same to Lessor or Lessee, as the case may be, or upon depositing the same within Federal Express or a similar courier service, or in the United States mails, by certified or registered mail, addressed to Lessor at Route 1, Box 4, Bellevue, Idaho 83313, with a copy to James P. Speck, Esq., Hogue, Speck & Aanestad, P.O. Box 987, Ketchum, Idaho 83340, or to Lessee at Post Office Box 2126, Hailey, Idaho, 83333, as the case may be, or such other address as either shall hereafter designate to the other by notice pursuant to this paragraph.

JUL 25 1994

RECEIVED
JUL 25 1994

JUL 27 1994

Department of Water Resources
Southern Region Office

IN WITNESS WHEREOF the parties hereto have executed the foregoing
Lease on the dates set forth below.

"LESSOR"

Date: 6-20-94


RALPH GORTON

"LESSEE"

Date: 6/20/94


STEVE DUININCK

Date: _____

KATE DUININCK



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED
JUL 25 1994
8372

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

June 21, 1994

RALPH GIRTON
RT 1 BOX 40
BELLEVUE ID 83313

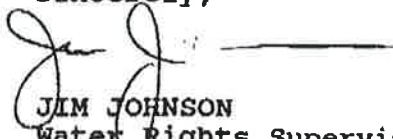
STEVE

RE: Transfer of Water Right No. 37-00713D

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3762). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

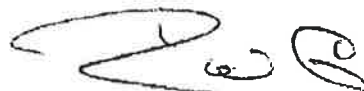
Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

my Permit # 20 25" of 1880 water -
Do you want to buy 25" of 1885
That I may have available ???



NOV 28 1996



ate 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

December 28, 1994

KATHLEEN R DUININCK
STEVEN P DUININCK
26 TOWNSEND GULCH
BELLEVUE ID 83313

Re: Ownership Change for Adjudication Claims #A37-00713C,
A37-00315B, A37-00686B, A37-00688D, A37-00688E
CAL-PACIFICO/DUININCK

Dear Claimant(s):

Pursuant to the approval of Transfer No. 3762 and notification that you presently own the property in which the above referenced Adjudication Claims are appurtenant, the Department has changed the records of the current owner and split claim #A37-00713A into parts C and D as per the transfer. Please find enclosed a copy of the computer record of the claims noting these changes. (It appears another transfer may be needed to make the Place of Use Acres {Item #10 on claims A37-00315B, A37-00686B, A37-00688D and A37-00688E} match those on A37-00713C.)

Please review the records and if you have any corrections or questions, please feel free to call this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie', written over the typed name.

Jeanie Robertson
Water Right Agent

/jr
Enclosures

NOV 28 1996

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: A37-00688D
Date Received: 10/19/1988
Receipt No: C003993
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CAL-PACIFICO
Address: RT. 1 BOX 40
BELLEVUE, ID 83313
208-788-2953

2. Date of Priority: AUG 15, 1902

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	18E	2	SE	NE	NE	1	BLAINE
02N	18E	35	NE	SE	SE		BLAINE

5. Description of diverting works:
CAL-PACIFICO #42-P1 & 42-P2 PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

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

8. Total consumptive use is 247.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	2	NE	NE		IRR	13.0
			NW	NE		IRR	14.0
			SE	NE		IRR	23.0

Section Acres 50.0

A37-00688D

Page 1

Date: 01/26/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	35	NE	SE		IRR	4.0
			SW	SE		IRR	10.0
			SE	SE		IRR	35.0
						Section Acres	49.0
						Total Acres	99.0

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:

37-00315B, 37-00686B, 37-00713A, 37-00688E

14. Remarks:

TRANS. 2645.

DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.

WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.

PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH

THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,

ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED

PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM

THE DECREE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

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

vs

ALTURAS WATER COMPANY, ET. AL.
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 _____

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: A37-00688D
Date Received: 10/19/1988
Receipt No: C003993
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CAL-PACIFICO RANCH 208-788-2953
Address: RT. 1, BOX 40
BELLEVUE, ID 83313

2. Date of Priority: AUG 15, 1902

3. Source: BROADFORD SLOUGH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	18E	2	SE	NE	NE	1	BLAINE
02N	18E	35	NE	SE	SE		BLAINE

5. Description of diverting works:
CAL-PACIFICO #42-P1 & 42-P2 PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.800		

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

8. Total consumptive use is 247.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	2	NE	NE		IRR	13.0
			NW	NE		IRR	14.0
			SE	NE		IRR	23.0

Section Acres 50.0

A37-00688D

Page 1

Date: 12/16/88

MICROFILMED
MAR 01 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	35	NE	SE		IRR	4.0
			SW	SE		IRR	10.0
			SE	SE		IRR	35.0
						Section Acres	49.0
						Total Acres	99.0

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:

37-00315B, 37-00686B, 37-00713A, 37-00688E

14. Remarks:

TRANS. 2645.

DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.

WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.

PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH

THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,

ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED

PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM

THE DECREE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

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

vs

ALTURAS WATER COMPANY, ET. AL.
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
_____ Title
_____ and that the statements contained in the
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 _____

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Cal-Pacific of A CLAIM 1 IT. NO. A37-00688D

DATE RECEIVED 10/19/88 CK # 8628 AMOUNT \$ 549

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 ☒

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 ☒

Is the consumptive use correct? N/A ☒

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 ☒

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 ☒

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 ☐

Was this claim filed on time, or was an extension granted? YES ☒ NO ☐

Is the fee enclosed correct? Exempt ☒

If this claim is based on an existing water right, has the identification number been entered? N/A ☒

Should this claim be receipted and data entered? YES ☒ NO ☐

Claim checked by: las

Comments: Presumption; Notice of App.

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MAR 11 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: 39356
Ident Number A37-00688D
Date Received 10/19/88
Receipt Number 0003993

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 19 1988

Department of Water Resources
Southern Region Office

1. Name of Claimant(s): Cal-Pacifico of California
Phone: (208) 788-2953
Mailing Address: Route, Box 40
Bellevue, ID 83313

2. Date of Priority: August 15, 1902

3. Source of water supply (a) Broadford Slough
which is tributary to (b) Big Wood 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>
2N	18E	35	NE	SE	SE		Blaine
1N	18E	2	SE	NE	NE	1	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>
-----------------	--------------	----------------	------------	------------	------------	------------	---------------

5. Description of existing diversion works: Cal-Pacifico 42-P1 and 42-P2, the two (2) points of diversion, are pumps in Broadford Slough; water from the pumps goes through buried mainline to wheellines and handlines.

COPY

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MAR 01 1993

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	1.8 cfs

7. Total Quantity Claimed: 1.8 cfs

8. Total consumptive use claimed is 247.5 acre feet per annum.

9. Non-irrigation uses: None.

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>
1N	18E	2	NE	NE	I	13
1N	18E	2	NW	NE	I	14
1N	18E	2	SE	NE	I	23
2N	18E	35	NE	SE	I	4
2N	18E	35	SW	SE	I	10
2N	18E	35	SE	SE	I	35

Total number of irrigated acres: 99

11. Place of use is located in Blaine County.

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

13. Describe any other water rights used at the same place and for the same purposes as described above? 37-0686B, 37-0315B, 37-0713A, 37-0688E

14. Remarks: Right originally decreed to Thomas Werry in S.C. Frost et al. v. Alturus Water Co. et ux. Transfer 3049. Source decreed as Big Wood River, but delivered from the Broadford Slough. Place of use claimed is the entire irrigated acreage of the ranch; the right claimed and the rights described in paragraph 13, above, are all used together to irrigate this land. The place of use is claimed pursuant to Idaho Code §42-1416(1) to the extent it differs from the decree.

COPY

Last Name: Cal-Pacifico

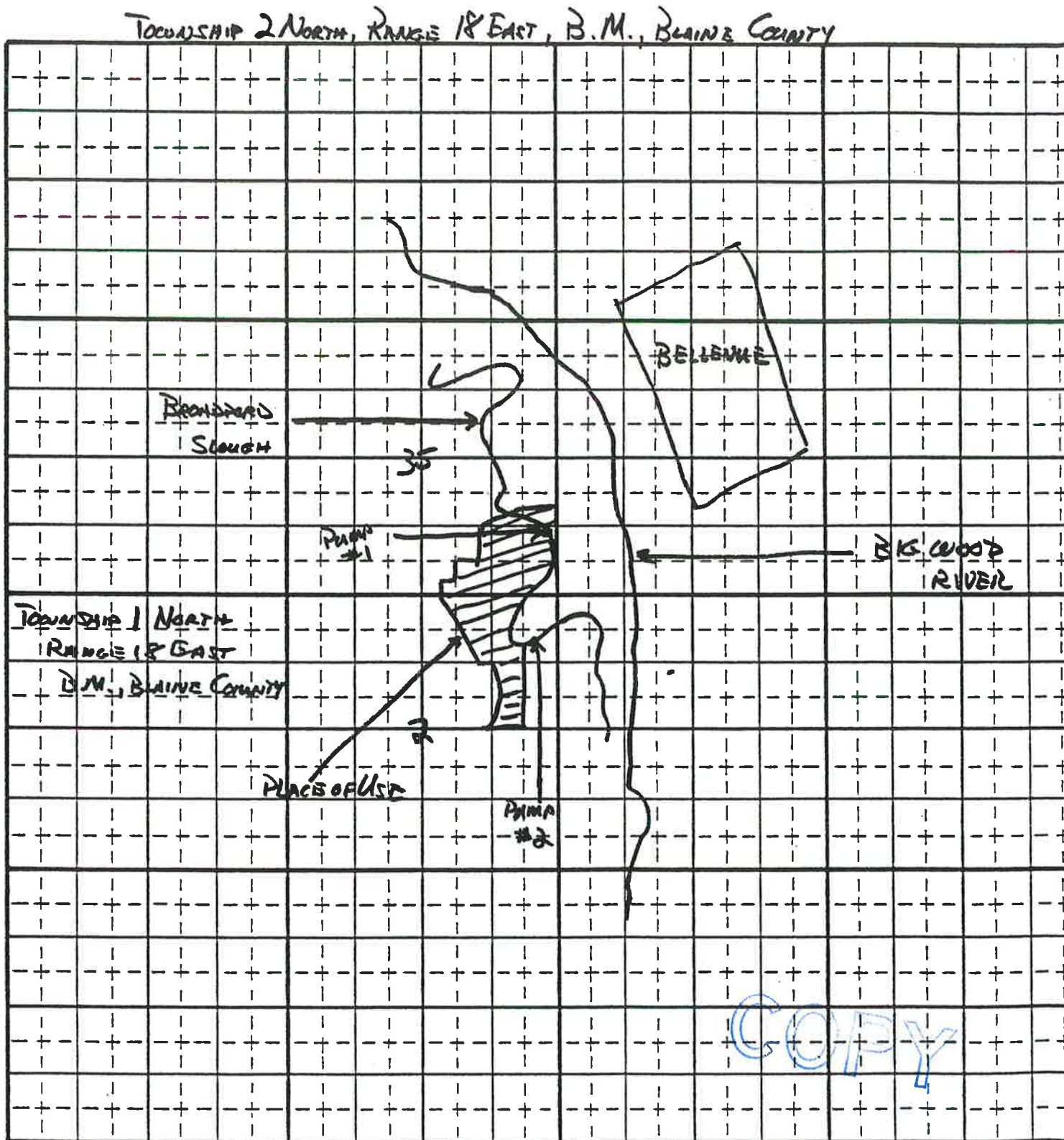
Ident No. _____

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MAR 01 1993

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

Scale: 2 inches equals 1 mile



MICROFILMED

MAR 01 1993

Last Name

CAL-PACIFIC

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim: Decree
IDWR Water Right Number: 37-0688D
Court: Lincoln County
Case Number:
Decree Date: December 13, 1909
Plaintiff v. Defendant:
S.C. Frost et al. v. Alturus Water Company Co. et ux.

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 - none.

[For Organizations] I do solemnly swear or affirm that I am Vice-pres. of Cal-Pacific of Calif., that I have signed the foregoing document in the space below as Vice-pres. of Cal-Pacific of California and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Brian Dint VICE PRESIDENT

Title of Organization Vice-pres. Date 10/14/88

State of IDAHO)
County of BLAINE) ss.

Subscribed and sworn before me this 14th day of October, 19 88.

Notary Public James P. Speck
Residing at East Fork, ID
Commission Expires 1/22/91

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: 10/14/88

Last Name: Cal-Pacific Ident No.: _____
a:\cpacif3.clm

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MAR 01 1993

COPY

DISTRICT COURT - 5th
TWIN FALLS CO., IDAHO
FILED _____

2007 NOV 14 PM 2 31

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

In Re SRBA

Case No. 39576

) SUBCASE NO. 37-21227, 37-21229,
) 37-21231, 37-21233,
) 37-21235, 37-21237
)
)
)

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

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

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

Dated:

11/13/07



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/14, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

Original to:

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

Copies to:

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

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

Rhythm Ranch Homeowners Assn
c/o William A. McMahan
PO Box 5919
Ketchum ID 83340

James P. Speck
Speck & Aanestad
PO Box 987
Ketchum ID 83340



Signature of person or attorney mailing the form

11/09/2007

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

RIGHT NUMBER: 37-21227

NAME AND ADDRESS: RHYTHM RANCH HOMEOWNERS ASSOCIATION
C/O WILLIAM A MCMAHAN
PO BOX 5919
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.650 CFS
122.50 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 when combined shall not exceed a total annual maximum diversion volume of 122.5 af at the field headgate.

PRIORITY DATE: 10/25/1978

POINT OF
DIVERSION:

T02N R18E S35 SESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.650 CFS 122.50 AFY

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S35	SWSE	11.00	T02N R18E S35	SESE	38.00
---------------	------	-------	---------------	------	-------

49 ACRES TOTAL

Rights 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 when combined shall not exceed the irrigation of 35.0 acres.

This right is limited to the irrigation of 35 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.

If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

11/09/2007

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

RIGHT NUMBER: 37-21229

NAME AND ADDRESS: RHYTHM RANCH HOMEOWNERS ASSOCIATION
C/O WILLIAM A MCMAHAN
PO BOX 5919
KETCHUM ID 83340

SOURCE: BROADFORD SLOUGH

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.530 CFS

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined annual diversion volume of 122.5 AF at the field headgate.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined diversion rate of 2.26 cfs and to a total combined annual diversion volume of 108.9 AF at the field headgate.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/01/1885

POINT OF
DIVERSION:

T02N R18E S35 NESESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.530 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S35	SWSE	11.00	T02N R18E S35	SESE	38.00
---------------	------	-------	---------------	------	-------

49 ACRES TOTAL

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 35.0 acres in a single irrigation season.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 33.6 acres 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

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

11/09/2007

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

RIGHT NUMBER: 37-21231

NAME AND ADDRESS: RHYTHM RANCH HOMEOWNERS ASSOCIATION
C/O WILLIAM A MCMAHAN
PO BOX 5919
KEETCHUM ID 83340

SOURCE: BROADFORD SLOUGH

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.550 CFS

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined diversion rate of 2.26 cfs and to a total combined annual diversion volume of 108.9 AF at the field headgate.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined annual diversion volume of 122.5 AF at the field headgate.

PRIORITY DATE: 06/01/1886

POINT OF
DIVERSION:

T02N R18E S35 NESESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.550 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S35	SWSE	11.00	T02N R18E S35	SESE	38.00
---------------	------	-------	---------------	------	-------

49 ACRES TOTAL

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 33.6 acres in a single irrigation season.

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 35.0 acres 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 water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

11/09/2007

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

RIGHT NUMBER: 37-21233

NAME AND ADDRESS: RHYTHM RANCH HOMEOWNERS ASSOCIATION
C/O WILLIAM A MCMAHAN
PO BOX 5919
KETCHUM ID 83340

SOURCE: BROADFORD SLOUGH

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.790 CFS

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined annual diversion volume of 122.5 AF at the field headgate.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined diversion rate of 2.26 cfs and to a total combined annual diversion volume of 108.9 AF at the field headgate.

PRIORITY DATE: 08/15/1902

POINT OF
DIVERSION:

T02N R18E S35 NESESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.790 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T02N R18E S35 SWSE 11.00	T02N R18E S35 SESE	38.00
	49 ACRES TOTAL		

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 35.0 acres in a single irrigation season.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 33.6 acres 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

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

11/09/2007

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

RIGHT NUMBER: 37-21235

NAME AND ADDRESS: RHYTHM RANCH HOMEOWNERS ASSOCIATION
C/O WILLIAM A MCMAHAN
PO BOX 5919
KETCHUM ID 83340

SOURCE: BROADFORD SLOUGH

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.170 CFS

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined diversion rate of 2.26 cfs and to a total combined annual diversion volume of 108.9 AF at the field headgate.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined annual diversion volume of 122.5 AF at the field headgate.

PRIORITY DATE: 08/15/1902

POINT OF
DIVERSION:

T02N R18E S35 NESESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.170 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S35	SWSE	11.00	T02N R18E S35	SESE	38.00
---------------	------	-------	---------------	------	-------

49 ACRES TOTAL

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 35.0 acres in a single irrigation season.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 33.6 acres 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

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

11/09/2007

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

RIGHT NUMBER: 37-21237

NAME AND ADDRESS: RHYTHM RANCH HOMEOWNERS ASSOCIATION
C/O WILLIAM A MCMAHAN
PO BOX 5919
KETCHUM ID 83340

SOURCE: BROADFORD SLOUGH

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.220 CFS

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined annual diversion volume of 122.5 AF at the field headgate.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined diversion rate of 2.26 cfs and to a total combined annual diversion volume of 108.9 AF at the field headgate.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/10/1880

POINT OF
DIVERSION:

T02N R18E S35 NESESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.220 CFS
<u>PLACE OF USE: IRRIGATION in BLAINE County</u>		
T02N R18E S35 SWSE	11.00	T02N R18E S35 SESE 38.00

49 ACRES TOTAL

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 35.0 acres in a single irrigation season.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 33.6 acres 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

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 14, 2007

RHYTHM RANCH HOMEOWNERS ASSN
C/O WILLIAM A MCMAHAN
PO BOX 5919
KETCHUM ID 83340

RE: SRBA Claim(s) 37-21227, 37-21229, 37-21231, 37-21233,
37-21233, 37-21235, 37-21237

Dear Claimant:

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

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

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

RECEIVED
NOV 08 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Water Right Number(s): 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237

Previous Mailing Address: Rhythm Ranch Homeowners Association
c/o James P. Speck
P.O. Box 987
Ketchum, Idaho 83340

New Mailing Address: Rhythm Ranch Homeowners Association
c/o William A. McMahan
P.O. Box 5919
Ketchum, Idaho 83340

Telephone Number: (208) 726-9022

Signature of Claimant(s):


James P. Speck, Attorney of Record

Please mail or FAX this completed form to the office nearest you:

**Adjudication Bureau
Idaho Dept. Of Water Resources
1910 Northwest Blvd., Se. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454**

**Adjudication Bureau
Idaho Dept. Of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. Of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, Idaho 83301-3380
Ph. 208/736-3033 or
FAX 208/736-3037**

**Adjudication Bureau
Idaho Dept. Of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/525-7161
FAX 208/525-7177**

**Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-4800
Ph. 208/287-4800
FAX 208/287-6701**

SPECK & AANESTAD

A PROFESSIONAL CORPORATION

ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

JAMES P. SPECK
jim@speckandaanestad.com
DOUGLAS J. AANESTAD
doug@speckandaanestad.com

November 7, 2007

RECEIVED
NOV 8 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Ms. Trish Fawcett
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301

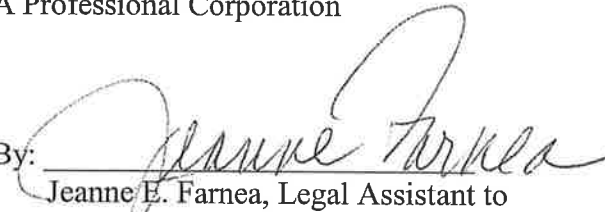
**Re: Water Right No. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235, 37-21237;
Rhythm Ranch Homeowners Association**

Dear Trish:

Enclosed for filing please find the original and one copy of an Address Change Notice for the above-referenced water rights. Please return the receipt date-stamped copy to our office in the postage prepaid, self-addressed envelope provided. Kindly call if you have any questions. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 

Jeanne E. Farnea, Legal Assistant to
James P. Speck

Enclosure

cc: client (w/encl.)

01/18/2007

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

RIGHT NUMBER: 37-21233

NAME AND ADDRESS: RHYTHM RANCH HOMEOWNERS ASSOCIATION
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

SOURCE: BROADFORD SLOUGH

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.790 CFS

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined annual diversion volume of 122.5 AF at the field headgate.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to a total combined diversion rate of 2.26 cfs and to a total combined annual diversion volume of 108.9 AF at the field headgate.

PRIORITY DATE: 08/15/1902

POINT OF DIVERSION:

T02N R18E S35 NESESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.790 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S35	SWSE	11.00	T02N R18E S35	SESE	38.00
---------------	------	-------	---------------	------	-------

49 ACRES TOTAL

Right Nos. 37-21227, 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 35.0 acres in a single irrigation season.

Right Nos. 37-21229, 37-21231, 37-21233, 37-21235 and 37-21237 are limited to the irrigation of a combined total of 33.6 acres in a single irrigation season.

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

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.

01/18/2007

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.



Idaho Department of Water Resources

SRBA Recommendation:

37-21233

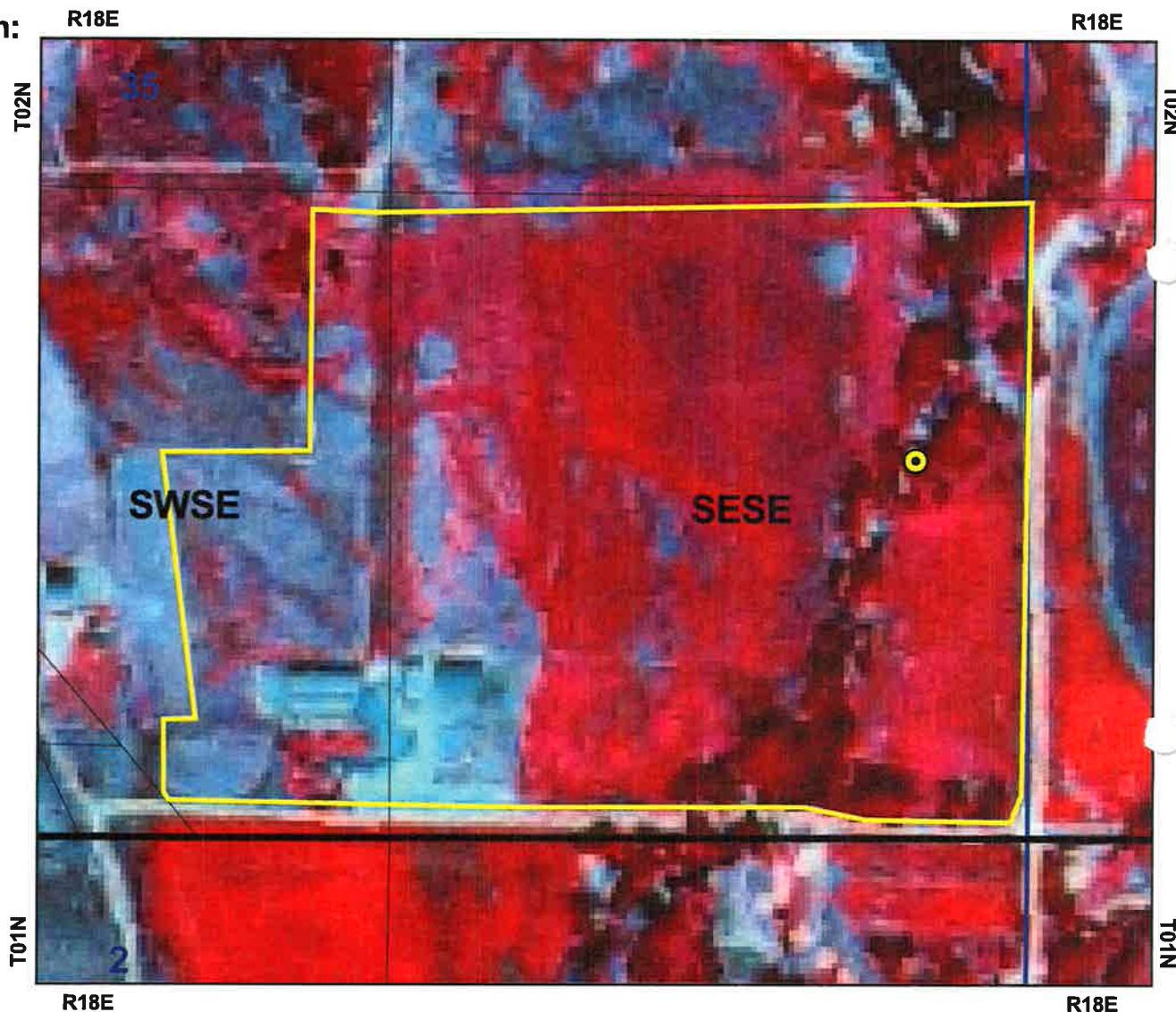
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

Prepared by C. Clark
On Thursday, January 18, 2007
1987/88 Aerial Photography

Adjudication Claim Report 37-21233

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

2. TRANS. 2645.

DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.

WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM. PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE, ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM THE DECREE.

3. P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-688D.

Water Right Number - R37-00688D Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***

DUININCK STEVEN P 1 - 26 TOWNSEND GULCH
2 -
3 -
City- BELLEVUE State- ID Zip- 83313
Phone - 208-788-1124

DUININCK KATHLEEN R 1 - 26 TOWNSEND GULCH
2 -
3 -
City- BELLEVUE State- ID Zip- 83313
Phone - 208-788-1124

*** O - ORIGINAL OWNER ***

CAL-PACIFICO RANCH 1 - RT. 1 BOX 40
2 -
3 -
City- BELLEVUE State- ID Zip- 83313
Phone - 208-788-2953

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

08/15/1902 17 SOUTHERN D - DECREED

+ - - - - Source - - - - + + - - - - Tributary - - - - - +

BROADFORD SLOUGH BIG WOOD RIVER

+ - - - - Point of Diversion - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County
01N	18E	2	SE NE NE	1	(13)	BLAINE
02N	18E	35	NE SE SE		(13)	BLAINE

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	04/01	11/01	1.800	

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

1.800 247.5

+ - - - - Place of Use - - - - - +

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
01N	18E	2	NE NE		13.0	01	IRRIGATION	(13) BLAINE
01N	18E	2	NW NE		14.0	01	IRRIGATION	(13) BLAINE
01N	18E	2	SE NE		23.0	01	IRRIGATION	(13) BLAINE
02N	18E	35	NE SE		4.0	01	IRRIGATION	(13) BLAINE
02N	18E	35	SW SE		10.0	01	IRRIGATION	(13) BLAINE
02N	18E	35	SE SE		35.0	01	IRRIGATION	(13) BLAINE

Total Acres: 99.0

NOV 28 1996

NOV 28 1996

Water right number - R37-00688D

Prefix Translation: RESEARCH

+ - - Diversion Means - CAL-PACIFICO #42-P1 & 42-P2 PUMPS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A37-00315B, A37-00686B, A37-00713C & A37-00688E

+ - - - - - Remarks - - - - - +

TRANS. 2645.
DECEED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.
WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.
PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH
THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,
ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED
PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM
THE DECREE.

+ - - - - - Old Water Right Numbers - - - - - +
A3700688D

+ - - - - - Conditions of Approval - - - - - +

- R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.
R02 - A lockable device subject to the approval of the Department
- shall be maintained on the diverting works in a manner that will
- provide the watermaster suitable control of the diversion.
R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 37.

+ - - - - Decree Plaintiff - - - +
S.C. FROST, ET AL+ - - - - Decree Defendant - - - +
ALTURAS WATER CO., ET AL+ - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +

Date: 12/27/1994 User Id: JROBERTS Subject: OWNERSHIP CHANGE

Change of ownership form received 7/27/94, original owners Ralph Girton/Cal-Pacifico - new owners Kathleen & Steven Duininck. Copy
of Warranty Deed submitted with form and also signed by original owners. (P/U acres not changed to match A37-00713C as pursuant to
approved Transfer #3762, appears another transfer may ne needed.) A37-00688D also changed this date. jr

+ - - Audit Fields - - +

12/27/94 JROBERTS

+ - - - - - 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	- 12/16/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- F000000	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- D
				Notice of Error Flag	-

NOV 28 1994

GENERAL INFORMATION

Claim number: A31-00688D

LAST: Cal-Pacific

FIRST: _____

ADDRESS: Rt 1 Box 40

CITY: Bellevue

STATE: Id

ZIP: 83313

PHONE: (208) 788-2453

OWNER CODE: C

OWNER CONNECTOR: _____

LAST: _____

FIRST: _____

ADDRESS: _____

CITY: _____

STATE: _____

ZIP: _____

PHONE: (____) ____-____

OWNER CODE: _____

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER (____) ____-____

DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE? Y(____) N(____), TIME: _____

ACCOMPANIED BY: _____ PHONE NUMBER (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS: _____

=====

MICROFILMED
MAR U 1 1993

PRIORITY DATE REVIEW SHEET

A. SRBA CLAIM # A37-00688D

STAGE 

B. IDWR RECORD # 37-00688D

STAGE D

C. REVIEW - FIELD EXAM NEEDED? Y() N(X)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:

8/15/1902

REVIEWED BY SC

DATE 2/20/90

MICROFILMED
MAR 01 1993

POINT OF DIVERSION AND SOURCE REVIEW SHEET

CLAIM # A37-00688D

A. SRBA CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>01N</u>		<u>2</u>	<u>SE</u>	<u>NE</u>	<u>NE</u>	<u>1</u>	
<u>2N</u>	<u>18E</u>	<u>35</u>	<u>NE</u>	<u>SE</u>	<u>SE</u>		<u>Blaine</u>

SOURCE: Broadford Slough TRIB: Big Wood River

B. IDWR RECORD POINT OF DIVERSION RECORD AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>01N</u>		<u>2</u>		<u>NE</u>	<u>NE</u>	<u>1</u>	
<u>2N</u>	<u>18E</u>	<u>35</u>		<u>SE</u>	<u>SE</u>		<u>Blaine</u>

SOURCE: Broadford Slough TRIB: Big Wood RiverC. REVIEW - FIELD EXAM NEEDED? Y() N(X)

		ATTACHED	OR	SEE FILE
VERIFIED ()	TOPO MAP/ORTHO-PQ	YES() NO()		
WITH: ()	ASCS MAP	YES() NO()		
()	WATERMASTER RECORDS	YES() NO()		
()	FIELD EXAM	YES() NO()		
(<u>X</u>)	OTHER <u>TRANS #2645</u>	YES() NO(<u>X</u>)		<u>A37-00315B</u>

REMARKS: CAL-PACIFIC #42-P1 + #42-P2 pumps

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>01N</u>	<u>18E</u>	<u>2</u>	<u>SE</u>	<u>NE</u>	<u>NE</u>	<u>1</u>	<u>13</u>
<u>2N</u>	<u>18E</u>	<u>35</u>	<u>NE</u>	<u>SE</u>	<u>SE</u>		

SOURCE: BROAD FORD SLOUGH TRIB: B.W.R.REVIEWED BY SCC DATE 5-11-90MICROFILMED
MAR 11 1993

PLACE OF USE REVIEW SHEET (IRRIGATION)

CLAIM # A37-00688DFIELD EXAM REQUIRED: Y(☒) N(☐)PRESUMPTION FLAG: Y(☒) N(☐)ROOT WATER RIGHT NUMBERS 37-00688D

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>2N 18E 35 NG SE</u>	<u>A37-04238 / 14</u>	<u>37-04238 / 10</u>	<u>5</u>	—	—
	<u>- 00315A / 14</u>	<u>- /</u>	—	—	—
	<u>- 00315C / 21</u>	<u>- /</u>	—	—	—
	<u>- 00315B / 4</u>	<u>37-00315B / 8</u>	—	—	—
	<u>- 00686B / 4</u>	<u>- /</u>	—	—	—
	<u>- 00688D / 4</u>	<u>- /</u>	—	—	—
	<u>- 00688E / 4</u>	<u>- /</u>	—	—	—
	<u>- 00713A / 4</u>	<u>- /</u>	—	—	—
		<u>37-08521 3</u>	—	—	—
TOTAL ACRES	—	—	—	—	—

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(☐) N(☐)
IF YES SEE ATTACHED SHEET:

REMARKS: CLAIMED ACRES NOT IN TEST AREA* SEE A37-00315BREVIEWED BY ScuDATE 5-11-90

MICROFILMED

MAR 01 1993

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>2N 18E 35 SW SE A37</u>	<u>00196 / 5</u>	<u>37 - 00196 / 5</u>	<u>W</u>		
	<u>- 00578B / 7</u>	<u>- 00578B / 7</u>			
	<u>- 00686A / 7</u>	<u>- 00686B / 1</u>			
	<u>- 08001 / 8</u>	<u>- 08001 / 8</u>			
	<u>- 00315B / 10</u>	<u>- /</u>			
	<u>- 00686B / 10</u>	<u>- /</u>			
	<u>- 00688D / 10</u>	<u>- /</u>			
	<u>- 00688E / 10</u>	<u>- /</u>			
	<u>00713A 10</u>				
TOTAL ACRES					

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>2N 18E 35 SE SE A37</u>	<u>00315B / 35</u>	<u>37 - 00315B / 40</u>	<u>30</u>		
	<u>- 00686B / 35</u>	<u>- /</u>			
	<u>- 00688D / 35</u>	<u>- /</u>			
	<u>- 00688E / 35</u>	<u>- /</u>			
	<u>- 00713A / 35</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
TOTAL ACRES					

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>1N 18E 2 NE NE</u>	<u>- /</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
	<u>- /</u>	<u>- /</u>			
TOTAL ACRES					

MICROFILMED
MAR 01 1993

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>1N 18E 2 NW NE</u>	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
TOTAL ACRES		-	-	-	-

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>1N 18E 2 SE NE</u>	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
TOTAL ACRES		-	-	-	-

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
- / -	- / -	- / -	-	-	-
TOTAL ACRES		-	-	-	-

MICROFILMED
MAR 11 1993

A. S.R.B.A CLAIMED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>Irrigation</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>1.800</u> CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS

B. I.D.W.R. RECORDED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>Irrigation</u>	FROM <u>✓-✓</u> TO <u>✓-✓</u>	<u>1.800</u> CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS

PRESUMPTION FLAG: _____

PERIOD OF USE:

IS PERIOD OF USE WITHIN THE RECOMMENDED SEASON?

Y(~~X~~) N()

RECOMMENDED AS CLAIMED?

Y(~~X~~) N()

RECOMMEND TO IDWR STANDARDS OR OTHER?

Y() N(~~X~~)

REMARKS:

=====

RECOMMENDED USES:

	PURPOSES	MONTH/DAY	RATE
FOR	<u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>1.8</u> CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS
FOR	_____	FROM <u>-</u> TO <u>-</u>	_____ CFS

REVIEWED BY SCC

DATE 2/20/90

=====

MICROFILMED
MAR U 1 1993

DIVERSION AMOUNT REVIEW SHEET

CLAIM # A37-00688DA. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(~~X~~) N()SRBA CLAIMED RATE: 1.8 CFS IDWR ROOT RIGHT RATE: 1.8 CFS
IF NO or IF STATUTORY CLAIM or BENEFICIAL USE field exam required.IS FLOW MEASUREMENT REQUIRED? Y() N(~~X~~)B. FLOW MEASUREMENTS

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS

C. ARE OTHER WATER RIGHTS USED? Y(~~X~~) N() If YES complete overlap review.

OTHER RIGHTS LISTED IN CLAIM: _____

SEE
A37-003158D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE.

ACRES 99 X 0.02 CFS/ACRE = _____ CFS.
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

IF YES EXCESSIVE WATER USE FORM FILED AND ATTACHED? Y() N()

2. ANNUAL IRRIGATION CONSUMPTIVE USE & FIELD HEADGATE DIVERSION VOLUME.

ACRES _____ X CONSUMPTIVE RATE FOR AREA _____ A.F./ACRE =

TOTAL CONSUMPTIVE USE _____ ACRE FEET/ANNUM

ACRES _____ X FIELD APPLIC. RATE FOR AREA _____ A.F./ACRE =

TOTAL FIELD APPLIC. _____ ACRE FEET/ANNUM

E. RATE/VOLUME CALCULATIONS: (OTHER USES)

CONTACT OWNER? Y() N() SEE ATTACHED SHEET? Y() N()

RECOMMENDED DIVERSION RATE: 1.8 CFSRECOMMENDED CONSUMPTIVE USE: 247.5 AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: _____ AF/ANNUM

REVIEWED BY See DATE 5-11-90MICROFILMED
MAR 01 1993

PAGE 8.
BASIS OF CLAIM ISSUES REVIEW SHEET

CLAIM # A37-00688D

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
EXCESSIVE AMOUNT _____	()	()

THIS SRBA CLAIM CFS/ACRE

0.018

OTHER SRBA CLAIMS CFS/ACRE

_____-_____
_____-_____
_____-_____

SEE
A37-00315B

**Excessive water use form filed and ATTACHED? Y(E) N(E)

B. SPLIT WATER RIGHT REVIEW

ROOT RIGHT # _____	SPLITS # _____	_____ CFS
_____ CFS	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	# _____	_____ CFS
	TOTAL CFS	_____

**Do the sum of the parts equal the whole?

Y() N()

**IF NO is the written review sheet ATTACHED?

Y() N()

REMARKS: _____

=====

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

=====

MICROFILMED
MAR 01 1993

ADDITIONAL ACREAGE FORM

[illegible]

TOTAL NUMBER OF ACRES 99

REMARKS:

REVIEWED BY

DATE _____

UNCLASSIFIED
MAR 01 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-00688D	01N	18E	2	SE	NE	NE	1	BLAINE
A37-00688D	02N	18E	35	NE	SE	SE		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A37-12332 R37-00315B
A37-02468A R37-00686B
A37-00686B R37-00688E
A37-00688E R37-00713A
A37-00713A R37-00315C
A37-00315B
A37-00315C

WR RECORDS IN SAME 40 ACRE TRACT

37-00315B
37-00686B
37-00688E
37-00713A

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
37-00688D	02N	18E	35		SE	SE		BLAINE
37-00688D	01N	18E	2		NE	NE	1	BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A37-00686B	R37-00315B
A37-00315C	R37-00315C
A37-00688E	R37-00686B
A37-00713A	R37-00688E
A37-00315B	R37-00713A
A37-12351	R37-12351
A37-12332	
A37-02468A	

37-00315B
37-00686B
37-00713A
37-00688E

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	_____
DUE TO SOURCE DISCREPANCY? (Y/N)	N	_____

MICROFILMED

MAR 01 1993

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

—	—	—	—	—	—	—	—
---	---	---	---	---	---	---	---

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

REVIEWED BY: _____ DATE: _____

MICROFILMED

MAR U 1 1993

Old (D) Number -

CAL PACIFICO RANCH SUBDIVISION

1 - ROUTE #1 BOX 40

2 -

3 -

City- BELLEVUE

State- ID Zip- 833130000

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

WERRY

THOMAS

1 -

2 -

3 -

City-

State-	ID	Zip-
--------	----	------

Phone - 208-000-0000

Priority	Date	Region	Stage	Status
08/15/1902	17		D - DECREED	

Source	Tributary
BROADFORD SLOUGH	BIG WOOD RIVER

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
1	2	3	4	5	6	7	8	9

01N	18E	2	NE NE	1	(13)	BLAINE
02N	18E	35	SE SE		(13)	BLAINE

Water Use					
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
0000	0000	0000	0000	0000	0000

01 - IRRIGATION

1.800

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

+	Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County	+
---	-----	-----	-----	-------	-----	-------	-------------------	-------------	--------	---

01N	18E	2	NE NE	1	9.0	01	IRRIGATION	(13)	BLAINE
01N	18E	2	NW NE	2	11.0	01	IRRIGATION	(13)	BLAINE

Total Acres: 20.0

+ - - Diversion Means - #42 PUMPS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+	-	Remarks	+
	TRANS. 3049.		

Water right number - 37-00688D

Adj. flag translation: Standard Water Right Number

+ - - - - Remarks - - - - -
SOURCE DECREED AS BIG WOOD RIVER.

+ - - - - Conditions of Approval - - - - -
R01 - A measuring device of a type approved by this Department shall be
- maintained as a part of the diverting works.
R02 - A lockable device subject to the approval of the Department shall
- be maintained on the diverting works in a manner that will
- provide the watermaster suitable control of the diversion.
R04 - Use of water under this water right is subject to control by the
- watermaster of State Water District No. 37
R24 - This right when combined with all other rights shall provide no
- more than 3.0 afa per acre for the lands above.

+ - - - - Decree Plaintiff - - - +
S. C. FROST, ET. AL.
+ - - - - Decree Defendant - - - +
ALTURAS WATER COMPANY, ET. AL.
+ - Decree Date - +
12/13/1909

+ - - Audit Fields - 01/04/86 05/28/88 CONVERT 09/18/89 CURTIS

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

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 01/04/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	- P
Decree Date	- 12/13/1909				

MICROFILMED
MAR 0 1 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - A37-00688D

Adj. Flag Translation: Adjudication Temporary Work Area Old (D) Number -

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

*** C - CURRENT OWNER ***
CAL-PACIFICO1 - RT. 1 BOX 40
2 -
3 -
City- BELLEVUE State- ID Zip- 83313
Phone - 208-788-2953*** O - ORIGINAL OWNER ***
HINESLEY

J. F.

1 -
2 -
3 -
City- N/A State- ID Zip- 00000
Phone - 208-000-0000*** A - ATTORNEY ***
SPECK

JAMES P.

1 - P.O. BOX 987
2 -
3 -
City- KETCHUM State- ID Zip- 83340
Phone - 208-000-0000+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
08/15/1902 17 D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
BROADFORD SLOUGH BIG WOOD RIVER+ - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County (Blank if no Index Code)
01N 18E 2 SE NE NE 1 (13) BLAINE
02N 18E 35 NE SE SE (13) BLAINE+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.800+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.800 247.5+ - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
01N 18E 2 NE NE 13.0 01 IRRIGATION (13) BLAINE
01N 18E 2 NW NE 14.0 01 IRRIGATION (13) BLAINE
01N 18E 2 SE NE 23.0 01 IRRIGATION (13) BLAINE
02N 18E 35 NE SE 4.0 01 IRRIGATION (13) BLAINE
02N 18E 35 SW SE 10.0 01 IRRIGATION (13) BLAINE
02N 18E 35 SE SE 35.0 01 IRRIGATION (13) BLAINE

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - A37-00688D

Adj. flag translation: Adjudication Temporary Work Area

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 99.0

+ - - Diversion Means - CAL-PACIFICO #42-P1 & 42-P2 PUMPS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 37-00315B, 37-00686B, 37-00713A, 37-00688E

+ - - - - - Remarks - - - - -

TRANS. 2645.

DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.

WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.

PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH

THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,

ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED

PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM

THE DECREE.

+ - - - - - Conditions of Approval - - - - -

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

R02 - A lockable device subject to the approval of the Department shall
- be maintained on the diverting works in a manner that will
- provide the watermaster suitable control of the diversion.

R04 - Use of water under this water right is subject to control by the
- watermaster of State Water District No. 37

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

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

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - CLELLAND

+ - - - - - 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	- 10/19/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- C003993	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR		

MICROFILMED

MAR 0 1 1993

R PROOF

CVR

MAPS

PHOTOS

MISC

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—

—

Water Right Number - 37-00688D

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CAL-PACIFICO RANCH SUBDIVISION

1 -

2 -

3 - ROUTE #1, BOX 40

City- BELLEVUE

State- ID Zip- 833130000

Phone -

*** O - ORIGINAL OWNER ***

WERRY

THOMAS

1 -

2 -

3 -

City-

State-

Zip-

Phone -

+ - - Priority Date - - +
08/15/1902+ - - Region - - - +
17+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - - +
BROADFORD SLOUGH+ - - Tributary - - - - - +
BIG WOOD RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	Point of Diversion	Stream Index (Blank if no Index Code)
01N	18E	2	NE NE	1	(13)	BLAINE	
02N	18E	35	SE SE		(13)	BLAINE	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION				1.800	

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
1.800				

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
01N	18E	2	NE NE	1	9.0	01	IRRIGATION	(13) BLAINE
01N	18E	2	NW NE	2	11.0	01	IRRIGATION	(13) BLAINE

Total Acres: 20.0

+ - - Diversion Means - #42 PUMPS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Remarks
TRANS. 3049.
SOURCE DECREED AS BIG WOOD RIVER.

MICROFILMED

MAR 01 1993

Water right number - 37-00688D

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - - +
R01 - A measuring device of a type approved by this Department shall be
- maintained as a part of the diverting works.
R02 - A lockable device subject to the approval of the Department shall
- be maintained on the diverting works in a manner that will
- provide the watermaster suitable control of the diversion.
R04 - Use of water under this water right is subject to control by the
- watermaster of State Water District No. 37
R24 - This right when combined with all other rights shall provide no
- more than 3.0 afa per acre for the lands above.

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

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

+ - Decree Date - +
12/13/1909

+ - - Microfilm Rolls -

+ - - Audit Fields - 01/04/86

05/28/88 CONVERT

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

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 01/04/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	- P
Decree Date	- 12/13/1909				

RECEIVED
MAR 11 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SNAKE RIVER BASIN ADJUDICATION CLAIM VERIFICATION REPORT

FIELD REPORT LOGCLAIM NUMBER: A37-00688D

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
PRIORITY DATE	N		SCC 2/20/90	
POINT OF DIV.	N		SCC 5-11-90	
SOURCE	N		↓	
PLACE OF USE	YES			
DIV. AMOUNT	N			
CONSUMPTIVE USE	N			
USES	N		SCC 2/20/90	
PERIOD OF USE	N		SCC 2/20/90	
BASIS OF CLAIM	N		5-11-90 SCC	

REMARKS:

SEE A37-00315 B

verify P/u out of Test Area

MICROFILMED

MAR 01 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:47
05/28/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-00688D

LAST: SPECK
ADDRESS: P.O. BOX 987
CITY: KETCHUM
PHONE NUMBER: 208-000-0000

FIRST: JAMES P.
STATE: ID ZIP: 83340

OWNER CODE: A

LAST: HINESLEY
ADDRESS:
CITY: N/A
PHONE NUMBER: 208-000-0000

FIRST: J. F.
STATE: ID ZIP: 00000

OWNER CODE: O

LAST: CAL-PACIFICO
ADDRESS: RT. 1 BOX 40
CITY: BELLEVUE
PHONE NUMBER: 208-788-2953

FIRST:
STATE: ID ZIP: 83313

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: TRANS. 2645.
DECREED FROM BIG WOOD R. BUT DIVERTED FROM BROADFORD SLOUGH.
WATER DIV. UNDER TRANS. 2645 NOT TO EXCEED 297.0 AC. FT./ANNUM.
PLACE OF USE CLAIMED IS THE ENTIRE IRRIGATED ACREAGE OF THE RANCH
THE RIGHT CLAIMED AND THE RIGHTS DESCRIBED IN PARA. 13, ABOVE,
ARE ALL USED TOGETHER TO IRRIGATE THIS LAND. THE POU IS CLAIMED
PURSUANT TO IDAHO CODE 42-1416(1) TO THE EXTENT IT DIFFERS FROM
THE DECREE.

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CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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OCT 26 1994

A. AJ CLAIM: # A37-00688D PRIORITY DATE: 08-15-1902 STAGE: D
B. WR RECORD: # 37-00688D PRIORITY DATE: 08-15-1902 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
08-15-1902

REVIEWED BY

DATE

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-00688D	01N	18E	2	SE	NE	NE	1	BLAINE
A37-00688D	02N	18E	35	NE	SE	SE		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A37-12332	R37-00315B
A37-02468A	R37-00686B
A37-00686B	R37-00688E
A37-00688E	R37-00713A
A37-00713A	R37-00315C
A37-00315B	-
A37-00315C	-

WR RECORDS IN SAME 40 ACRE TRACT

37-00315B
37-00686B
37-00688E
37-00713A
-
-
-

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
37-00688D	02N	18E	35		SE	SE		BLAINE
37-00688D	01N	18E	2		NE	NE	1	BLAINE

OTHER WR RECORDS WITH SAME WR POD

37-00315B
37-00686B
37-00713A
37-00688E
-
-
-
-
-
-
-
-

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A37-00686B	A37-00686B
A37-00315C	A37-00315C
A37-00688E	A37-00688E
A37-00713A	A37-00713A
A37-00315B	A37-00315B
R37-00315B	R37-00315B
R37-00315C	R37-00315C
R37-00686B	R37-00686B
R37-00688E	R37-00688E
R37-00713A	R37-00713A
A37-12351	A37-12351
R37-12351	R37-12351
A37-12332	A37-12332
A37-02468A	A37-02468A

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

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OCT 26 1994

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	_____
DUE TO SOURCE DISCREPANCY? (Y/N)	N	_____

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

_____	_____	_____	_____	_____	_____	_____	_____
-------	-------	-------	-------	-------	-------	-------	-------

SOURCE: BROADFORD SLOUGH

TRIB: BIG WOOD RIVER

REVIEWED BY: _____ DATE: _____

MICROFILMED
OCT 26 1994

A. ROOT WATER RIGHT NUMBERS:

A37-00688D
A37-00688E
A37-00688C
A37-00688B
R37-00688B
R37-00688C
R37-00688D
R37-00688E

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	18E	35	NE	SE		SPECK , JAMES P.	A37-00688D / 4.0	- /	5.0		
						PECK , THOMAS E.	A37-04238 /14.0	37-04238 /10.0			
						PECK , THOMAS E.	A37-10623 /	- /			
						PEARSON , COLLEEN DALY	A37-11831 /	- /			
						PECK , THOMAS E.	A37-00315A /14.0	37-00315A /			
						GIRTON , RALPH	A37-12235 /	- /			
						GIRTON , RALPH	A37-13352 /	- /			
						CAL-PACIFICO	A37-00686B / 4.0	- /			
						GIRTON , RALPH	A37-00315C /21.0	- /			
						SPECK , JAMES P.	A37-00688E / 4.0	- /			
						CAL-PACIFICO	A37-00713A / 4.0	- /			
						CAL-PACIFICO	A37-00315B / 4.0	37-00315B / 8.0			
						PECK , THOMAS E.	R37-00315A /14.0	- /			
						CAL-PACIFICO	R37-00315B / 4.0	- /			
						GIRTON , RALPH	R37-00315C /21.0	- /			
						SPECK , JAMES P.	R37-00686B / 4.0	- /			
						SPECK , JAMES P.	R37-00688D / 4.0	- /			
						CAL PACIFICO RANCH	R37-00688E / 4.0	- /			
						SPECK , JAMES P.	R37-00713A / 4.0	- /			
						PECK , THOMAS E.	R37-04238 /14.0	- /			
						PECK , THOMAS E.	R37-10623 /	- /			
						PEARSON , COLLEEN DALY	R37-11831 /	- /			
						GIRTON , RALPH	R37-12235 /	- /			
						GIRTON , RALPH		37-08555 / 3.0			
						GIRTON , RALPH		37-08521 / 3.0			
02N	18E	35	SE	SE		SPECK , JAMES P.	A37-00688D /35.0	- /	30.0		
						CAL-PACIFICO OF CALIFORNIA	A37-12351 /	- /			
						CAL-PACIFICO	A37-00686B /35.0	- /			
						SPECK , JAMES P.	A37-00688E /35.0	- /			
						CAL-PACIFICO	A37-00713A /35.0	- /			
						CAL-PACIFICO	A37-00315B /35.0	37-00315B /40.0			
						CAL-PACIFICO	R37-00315B /35.0	- /			
						SPECK , JAMES P.	R37-00686B /35.0	- /			
						SPECK , JAMES P.	R37-00688D /35.0	- /			

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			CAL PACIFICO RANCH	R37-00688E /35.0	-	/	
			SPECK , JAMES P.	R37-00713A /35.0	-	/	
			CAL PACIFICO OF CALIFORNIA	R37-12351 /	-	/	
02N 18E 35	SW	SE	SPECK , JAMES P.	A37-00688D /10.0	-	/	
			WEST , DONNA Q.	A37-00196 / 5.0	37-00196	/ 5.0	
			WEST , DONNA Q.	A37-12327 /	-	/	
			BORTON , JOHN	A37-00578B / 7.0	37-00578B	/ 7.0	
			BORTON , JOHN	A37-00686A / 7.0	-	/	
			BORTON , JOHN TAYLOR	A37-08001 / 8.0	37-08001	/ 8.0	
			WEST , DONNA Q.	R37-00196 / 5.0	-	/	
			CAL-PACIFICO	A37-00686B /10.0	37-00686B	/ 1.0	
			SPECK , JAMES P.	A37-00688E /10.0	-	/	
			CAL-PACIFICO	A37-00713A /10.0	-	/	
			CAL-PACIFICO	A37-00315B /10.0	-	/	
			CAL-PACIFICO	R37-00315B /10.0	-	/	
			BORTON , JOHN	R37-00578B / 7.0	-	/	
			BORTON , JOHN	R37-00686A / 7.0	-	/	
			SPECK , JAMES P.	R37-00686B /10.0	-	/	
			SPECK , JAMES P.	R37-00688D /10.0	-	/	
			CAL PACIFICO RANCH	R37-00688E /10.0	-	/	
			SPECK , JAMES P.	R37-00713A /10.0	-	/	
			BORTON , JOHN TAYLOR	R37-08001 / 8.0	-	/	
			WEST , DONNA Q.	R37-12327 /	-	/	
01N 18E 2	NE	NE	SPECK , JAMES P.	A37-00688D /13.0	-	/	
			SHEPPEARD , CLIFTON E.	A37-11288 /	-	/	
			CAL-PACIFICO	A37-00686B /13.0	-	/	
			SPECK , JAMES P.	A37-00688E /13.0	-	/	
			CAL-PACIFICO	A37-00713A /13.0	-	/	
			CAL-PACIFICO	A37-00315B /13.0	-	/	
			CAL-PACIFICO	R37-00315B /13.0	-	/	
			SPECK , JAMES P.	R37-00686B /13.0	-	/	
			SPECK , JAMES P.	R37-00688D /13.0	37-00688D	/ 9.0	
			CAL PACIFICO RANCH	R37-00688E /13.0	-	/	
			SPECK , JAMES P.	R37-00713A /13.0	-	/	
01N 18E 2	NW	NE	SPECK , JAMES P.	A37-00688D /14.0	-	/	
			MAY , JAMES J.	A37-10156 / 3.0	-	/	
			CAL-PACIFICO	A37-00686B /14.0	-	/	
			SPECK , JAMES P.	A37-00688E /14.0	-	/	
			CAL-PACIFICO	A37-00713A /14.0	-	/	
			CAL-PACIFICO	A37-00315B /14.0	-	/	
			CAL-PACIFICO	R37-00315B /14.0	-	/	
			SPECK , JAMES P.	R37-00686B /14.0	-	/	
			SPECK , JAMES P.	R37-00688D /14.0	37-00688D	/11.0	
			CAL PACIFICO RANCH	R37-00688E /14.0	-	/	
			SPECK , JAMES P.	R37-00713A /14.0	-	/	
01N 18E 2	SE	NE	SPECK , JAMES P.	A37-00688D /23.0	-	/	18.0
			CAL-PACIFICO RANCH	A37-02468A /23.0	-	/	
			CAL-PACIFICO OF CALIFORNIA	A37-04076A /23.0	-	/	
			CAL-PACIFICO OF CALIFORNIA	A37-01227 /23.0	37-01227	/	
			SPECK , JAMES P.	A37-01228C /23.0	-	/	
			CAL-PACIFICO	A37-00686B /23.0	37-00686B	/20.0	
			SPECK , JAMES P.	A37-00688E /23.0	37-00688E	/20.0	
			CAL-PACIFICO	A37-00713A /23.0	-	/	
			CAL-PACIFICO	A37-00315B /23.0	-	/	
			CAL-PACIFICO	R37-00315B /23.0	-	/	

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SPECK , JAMES P.	R37-00686B /23.0	-	/
SPECK , JAMES P.	R37-00688D /23.0	-	/
CAL PACIFICO RANCH	R37-00688E /23.0	-	/
SPECK , JAMES P.	R37-00713A /23.0	-	/
KEGLEY , ROD		37-07775	/40.0
JAMES , LYLE L.		37-02468	/10.0
CAL PACIFICO RANCH INC.		37-04153	/15.0

TOTAL ACRES	A37-00688D	99.00	53.00
-------------	------------	-------	-------

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG: D

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

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OCT 26 1994

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A37-00688D IRRIGATION	FROM 04-01 TO 11-01	1.800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.800 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
37-00688D IRRIGATION	FROM TO	1.800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.800 CFS

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	_____
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	_____
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	_____

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N()

RECOMMEND TO WR STANDARDS OR OTHER? Y() N() Explain in remarks, below.

REMARKS:

MICROFILMED
OCT 26 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 1.800 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.800 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N

B. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 37-00315B, 37-00686B, 37-00713A, 37-00688E

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-00688D	BROADFORD SLOUGH	SPECK , JAMES P.	1.800	0.018		
A37-04238	GROUNDWATER	PECK , THOMAS E.	1.000	0.071		
A37-00686B	BROADFORD SLOUGH	CAL-PACIFICO	1.260	0.012		
A37-00315C	BROADFORD SLOUGH	GIRTON , RALPH	0.500	0.023		
A37-00688E	BROADFORD SLOUGH	SPECK , JAMES P.	0.400	0.004		
A37-00713A	BROADFORD SLOUGH	CAL-PACIFICO	1.000	0.010		
A37-00315B	BROADFORD SLOUGH	CAL-PACIFICO	1.200	0.012		
R37-00315A	BROADFORD SLOUGH	PECK , THOMAS E.	0.300	0.021		
R37-00315B	BROADFORD SLOUGH	CAL-PACIFICO	1.200	0.012		
R37-00315C	BROADFORD SLOUGH	GIRTON , RALPH	0.500	0.023		
R37-00686B	BROADFORD SLOUGH	SPECK , JAMES P.	1.260	0.012		
R37-00688D	BROADFORD SLOUGH	SPECK , JAMES P.	1.800	0.018		
R37-00688E	BROADFORD SLOUGH	CAL PACIFICO RANCH	0.400	0.004		
R37-00713A	BROADFORD SLOUGH	SPECK , JAMES P.	1.000	0.010		
R37-04238	GROUNDWATER	PECK , THOMAS E.	1.000	0.071		
A37-00196	BIG WOOD RIVER	WEST , DONNA Q.	0.500	0.100		
A37-00578B	BIG WOOD RIVER	BORTON , JOHN	0.200	0.028		
A37-00686A	BROADFORD SLOUGH	BORTON , JOHN	0.300	0.042		

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RIGHT	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-08001	GROUNDWATER	BORTON , JOHN TAYLOR	0.160	0.020		
R37-00196	BIG WOOD RIVER	WEST , DONNA Q.	0.500	0.100		
R37-00578B	BIG WOOD RIVER	BORTON , JOHN	0.200	0.028		
R37-00686A	BROADFORD SLOUGH	BORTON , JOHN	0.300	0.042		
R37-08001	GROUNDWATER	BORTON , JOHN TAYLOR	0.160	0.020		
A37-10156	GROUNDWATER	MAY , JAMES J.	0.060	0.020		
A37-02468A	LEE'S CREEK	CAL-PACIFICO RANCH	0.690	0.013		
A37-04076A	LEES GULCH	CAL-PACIFICO OF CALIFORNIA	0.320	0.008		
A37-01227	TOWNSEND GULCH	CAL-PACIFICO OF CALIFORNIA	0.900	0.018		
A37-01228C	TOWNSEND GULCH	SPECK , JAMES P.	0.400	0.008		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A37-10623	DOMESTIC	PECK , THOMAS E.	FROM 01-01 TO 12-31	.040 CFS	
A37-11831	DOMESTIC	PEARSON , COLLEEN DALY	FROM 01-01 TO 12-31	.040 CFS	
A37-12235	DOMESTIC	GIRTON , RALPH	FROM 01-01 TO 12-31	.060 CFS	
A37-13352	DOMESTIC	GIRTON , RALPH	FROM 01-01 TO 12-31	.040 CFS	
R37-10623	DOMESTIC	PECK , THOMAS E.	FROM 01-01 TO 12-31	.040 CFS	
R37-11831	DOMESTIC	PEARSON , COLLEEN DALY	FROM 01-01 TO 12-31	.040 CFS	
R37-12235	DOMESTIC	GIRTON , RALPH	FROM 01-01 TO 12-31	.060 CFS	
A37-12351	DOMESTIC	CAL-PACIFICO OF CALIFORNIA	FROM 01-01 TO 12-31	.040 CFS	
A37-12351	STOCKWATER	CAL-PACIFICO OF CALIFORNIA	FROM 01-01 TO 12-31	.020 CFS	
R37-12351	DOMESTIC	CAL PACIFICO OF CALIFORNIA	FROM 01-01 TO 12-31	.040 CFS	
R37-12351	STOCKWATER	CAL PACIFICO OF CALIFORNIA	FROM 01-01 TO 12-31	.020 CFS	
A37-12327	DOMESTIC	WEST , DONNA Q.	FROM 01-01 TO 12-31	.040 CFS	
A37-08001	STOCKWATER	BORTON , JOHN TAYLOR	FROM 01-01 TO 12-31	.040 CFS	
R37-08001	STOCKWATER	BORTON , JOHN TAYLOR	FROM 01-01 TO 12-31	.040 CFS	
R37-12327	DOMESTIC	WEST , DONNA Q.	FROM 01-01 TO 12-31	.040 CFS	
A37-11288	DOMESTIC	SHEPPEARD , CLIFTON E.	FROM 04-01 TO 11-01	.040 CFS	
A37-10156	DOMESTIC	MAY , JAMES J.	FROM 01-01 TO 12-31	.060 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(____) N(____)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(____) N(____) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 247.5 AF/A
ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(____) N(____)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

MICROFILMED
OCT 26 1994

CLAIM NUMBER: A37-00688D

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 1.800	DATABASE EXAMINER	DATABASE EXAMINER
TOTAL FOR THIS RIGHT		1.800		247.5

REVIEWED BY: _____

DATE: _____

MICROFILMED
OCT 26 1994

CLAIM NUMBER: A37-00688D

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-00688

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
6.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-00688D	1.800	R37-00688D	1.800	37-00688D	1.800
-	A37-00688E	0.400	R37-00688E	0.400	37-00688E	0.400
-	A37-00688C	0.300	R37-00688C	0.300	37-00688C	0.300
-	A37-00688B	0.500	R37-00688B	0.500	37-00688B	0.500
A37-00688B	R37-00688B	0.500	R37-00688B	0.500	37-00688B	0.500
A37-00688C	R37-00688C	0.300	R37-00688C	0.300	37-00688C	0.300
A37-00688D	R37-00688D	1.800	R37-00688D	1.800	37-00688D	1.800
A37-00688E	R37-00688E	0.400	R37-00688E	0.400	37-00688E	0.400
-	-	-	-	-	37-00688	-
-	-	-	-	-	37-00688A	-
TOTAL CFS		6.000	6.000		6.000	

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

MICROFILMED
OCT 26 1994

=====

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

=====

MICROFILMED
OCT 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:47
05/28/90

PAGE: 16
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-00688D

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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OCT 26 1994