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DEPARTMENT OF
WATER RESOURCES

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-22077

Date Received:

Receipt No: C082976

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

d.e. 80
1-10-07

1. Name of Claimant(s) Lava Lake Land & Livestock Phone () 208 788-1710

Mailing Address P.O. Box 2249 Hailey, Idaho Zip 83333

2. Date of Priority: (Only one per claim) 7/1/1885 Month/Day/Year

3. Source of water supply (Check one) Ground Water () or Other () (a) Unnamed Drain
which is tributary to (b) Muldoon Creek

4. Location of Point of Diversion is: Township 2N, Range 21E, Section 4,
1/4 of _____, 1/4 of _____, 1/4 Govt. Lot _____, BM., County of Blaine

Additional points of diversion if any: _____

5. Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, Etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For Stockwater purposes from 1/1 Month/Day to 12/31 Month/Day amount 0.02 (cfs)

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed 0.02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) Stockwater for up to 6,000 cattle or 6,000 sheep
or a combination of sheep and cattle with use not to exceed 13,000 gallons/day

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10. Location of Place of Use is: Township 2N, Range 21E, Section 4+3,
_____, 1/4 of _____, 1/4, Govt. Lot _____, BM. and T3N R21E Section 33

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

11. Which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes (☒) No ()
If the answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.

None () _____

14. Remarks: See map "SC - Unnamed Str. Muldown"

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 3

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: 1

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: _____

For Organizations: I do solemnly swear or affirm that I am President Title
of Lava Lake Land & Livestock, LLC that I have signed the foregoing document in the space below as
President Organization of Lava Lake Land & Livestock, LLC
Title Organization

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

Signature of Authorized Agent [Signature] Date 1/5/2007
Title and Organization President, Lava Lake Land & Livestock, LLC

State of Idaho)
County of Blaine) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 5 day of Jan 20 07

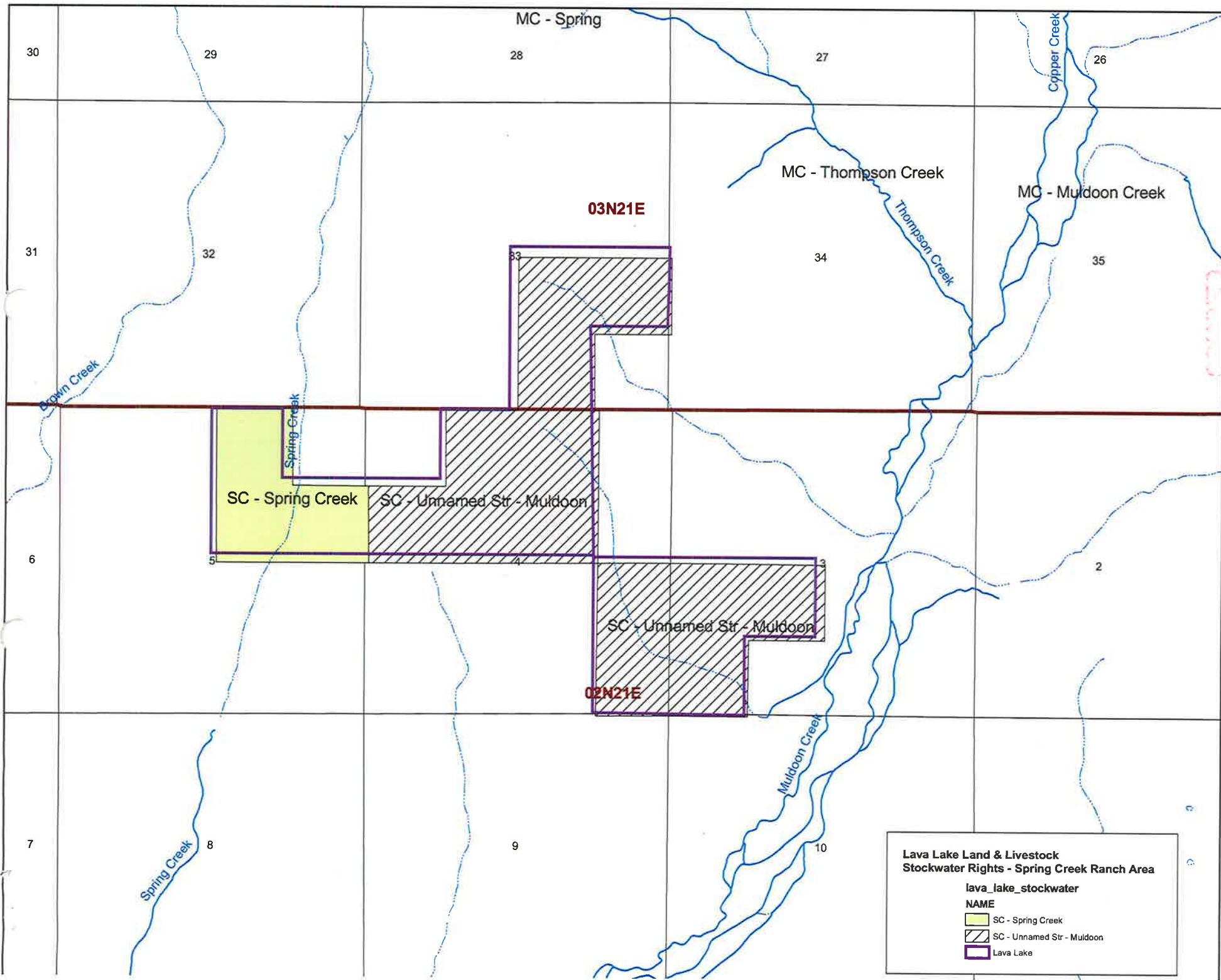
Notary Public Kelly Karst
Residing at 314 N. Main, Hailey
My commission Expires 5/24/2010

Seal



Last Name Lava Lake Identification No. 37-22077

JAN 10 2007



37-22-077

**Lava Lake Land & Livestock
Stockwater Rights - Spring Creek Ranch Area**

lava_lake_stockwater
NAME

- SC - Spring Creek
- SC - Unnamed Str - Muldoon
- Lava Lake

Lava Lake Land & Livestock, L.L.C.

P.O. Box 2249
Hailey, Idaho 83333
Tel : 208-788-1710
Fax : 208-788-1264

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IDAHO DEPARTMENT OF
WATER RESOURCES

January 5, 2007

Matt Anders
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720

Dear Matt:

I am submitting 24 claims for stockwater rights on property owned by Lava Lake Land & Livestock, LLC.

Please notify me if you anticipate not being able to prepare Director's Reports on these claims by the January 23rd deadline.

Please call me at 208-788-1710 if you have any questions or comments.

Thank you very much for your generous assistance on these matters.

Sincerely,



Michael S. Stevens
President
Lava Lake Land & Livestock

Idaho Department of Water Resources Receipt

Receipt ID C082977

Payment Amount \$2,400.00 Date Received 1/8/2007 2:01:50 PM Region State Status
Payment Type Check Check Number 656

Payer LAVA LAKE LAND AND LIVESTOCK LLC

Comment 24 STOCKWATER RIGHTS

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$2,400.00	ADJUDICATION FILING FEE	0337		41503	1155



Signature Line (Dept. Representative)

01/24/2007

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

RIGHT NUMBER: 37-22077

NAME AND ADDRESS: LAVA LAKE LAND & LIVESTOCK LLC
3527 WASHINGTON ST
SAN FRANCISCO CA 94118

SOURCE: UNNAMED STREAM

TRIBUTARY: MULDOON CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 07/01/1885

POINT OF DIVERSION:

T02N R21E S3 SESWSW End of Stream Flow Within BLAINE County
T02N R21E S4 NWNWNE Lot 2 Begin of Stream Flow Within BLAINE County
T02N R21E S4 SENWNE Lot 2 End of Stream Flow Within BLAINE County
T02N R21E S4 NWNESE Begin of Stream Flow Within BLAINE County
T03N R21E S33 SWNESE End of Stream Flow Within BLAINE County
T03N R21E S33 NWNWSE Begin of Stream Flow Within BLAINE County

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE:

STOCKWATER in BLAINE County

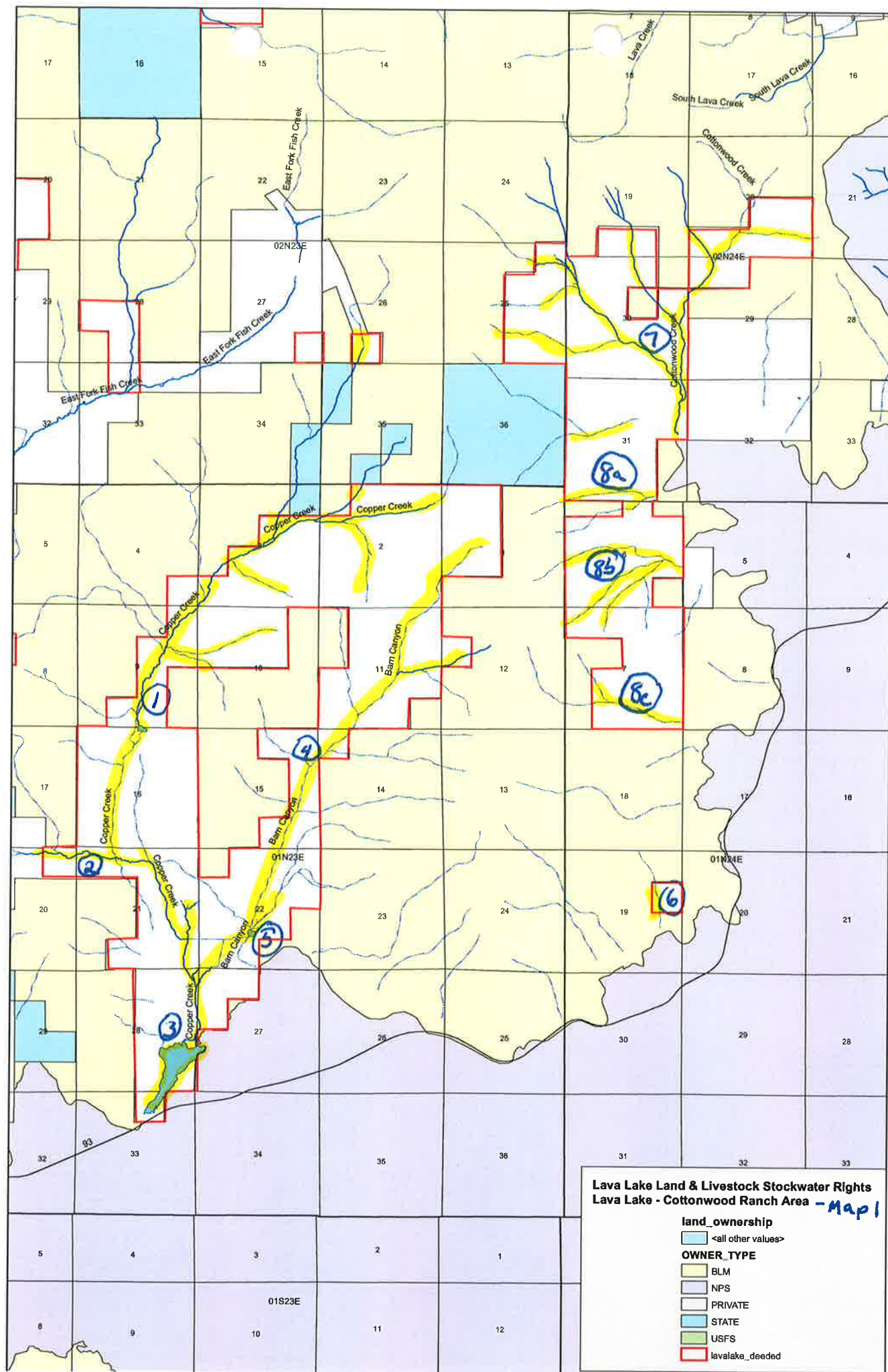
T02N R21E S03	SWSW	T02N R21E S04 Lot 2 NWNE
T02N R21E S04	NESE	T02N R21E S04 SESE
T03N R21E S33	NESE	T03N R21E S33 NWSE

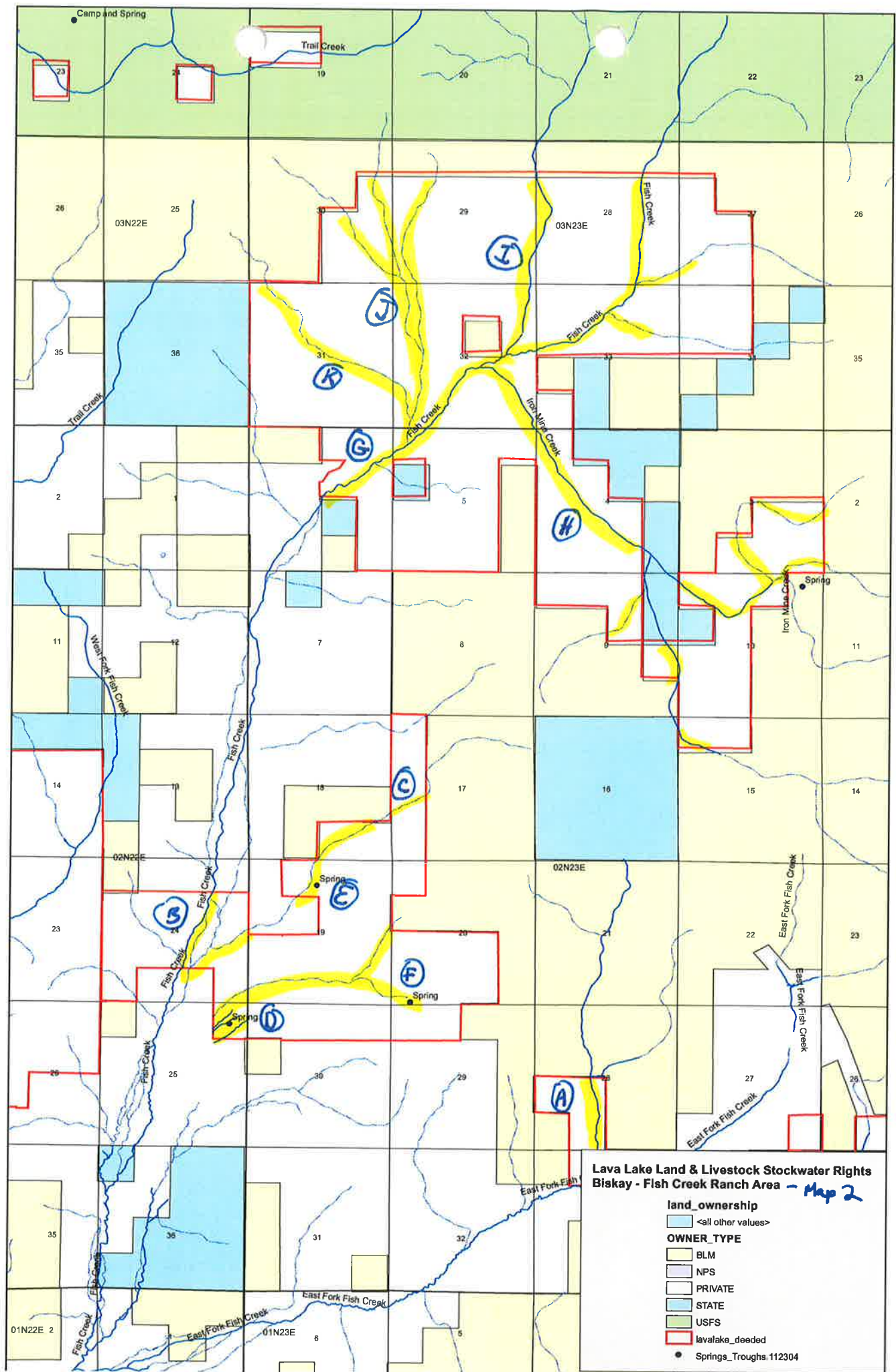
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

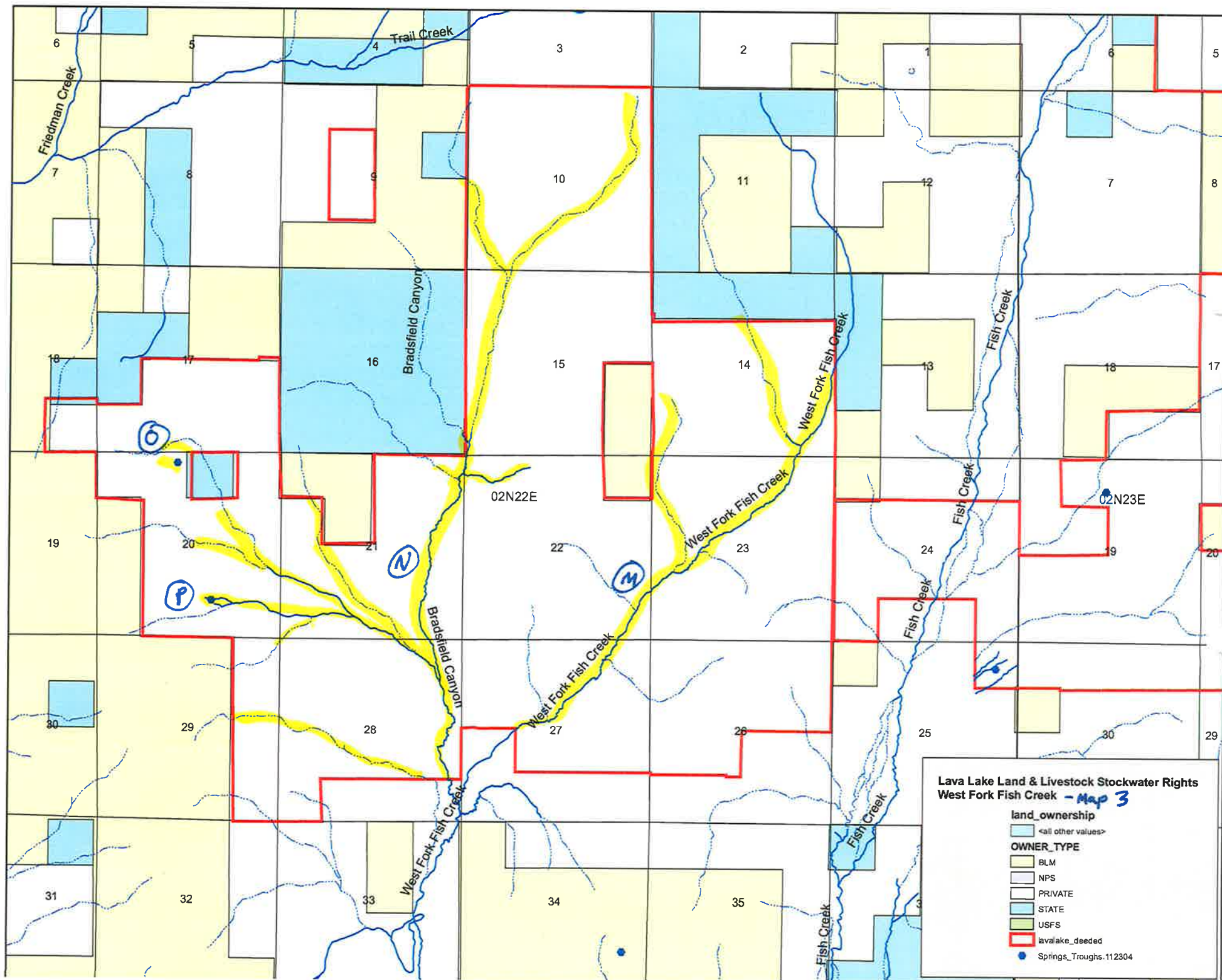
The quantity of water decreed for this water right is not a determination of historical beneficial use.

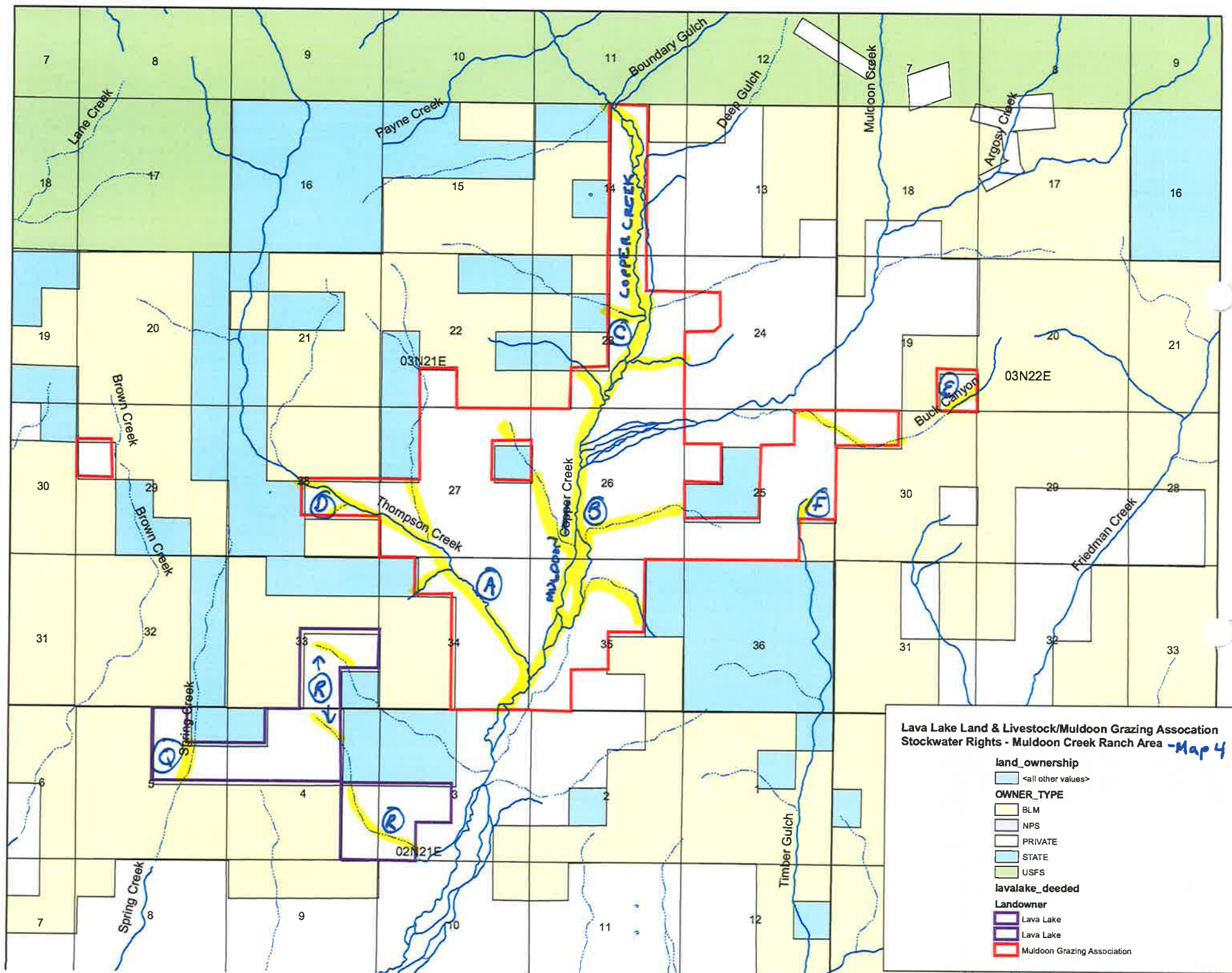
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use









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Lava Lake Land & Livestock, LLC				Stockwater Rights				12/19/2006	
Muldoon Grazing Association									
Property owner	Map #	Code	Location	Priority Date	Water sources	Diversion rate	Township/Range	Dates of use	# of animals supported annually
Lava Lake Land & Livestock - Lava Lake Ranch	1	1	Lava Lake Ranch		Copper Creek		T1N R23E	Year - Round	6,500 sheep 400 cattle
		2			Payne Creek		T1N R23E		
		3			Lava Lake		T1N R23E		
		4 *			Barn Canyon Creek		T1N R23E		
		5 *			Barn Canyon Reservoir		T1N R23E		
		6 *			Tomcat Spring	0.23	T1N R23E		
Lava Lake Land & Livestock - Cottonwood	1	7 *	Cottonwood Range		Cottonwood Creek (West and East)		T2N R24E, T2N R23E		6,500 sheep 400 cattle
		8 a-c			Tributaries to sinks		T2N R24E, T1N R24E		
Lava Lake Land & Livestock - Biskay	2	A	North Fork		North Fork of East Fork Fish Creek		T2N R23E	Year - Round	6,500 sheep 400 cattle
		B	Lower Biskay		Fish Creek		T2N R22E		
		C			Pole Creek		T2N R23E		
		D			Spring 1	0.23	T2N R22E		
		E			Spring 2	0.23	T2N R23E		
		F			Spring 3	0.23	T2N R23E		
		G	Upper Biskay		Fish Creek		T3N R23E T2N R23E	Year - Round	↓
		H			Iron Mine		T3N R23E T2N R23E		
		I			Long Canyon		T3N R23E		
		J			Walton		T3N R 23E		
		K			Riley		T3N R23E		

Lava Lake Land & Livestock, LLC					Stockwater Rights				12/19/2006
Muldoon Grazing Association									
Property owner	Map #	Code	Location	Priority Date	Water sources	Diversion rate	Township/Range	Dates of use	# of animals supported annually
Lava Lake Land and Livestock - West Fork	3	M	West Fork		West Fork Fish Creek		T2N R22E	Year - Round	6,500 sheep 400 cattle
		N			Bradsfield		T2N R22E		
		O			Spring A	0.23	T2N R22E		
		P			Spring B	0.23	T2N R22E		
Lava Lake Land & Livestock - Prunty Ranch	4	Q	Spring Creek		Spring Creek		T2NR21E	Year - Round	
		R			Tributaries to Muldoon Creek		T2NR21E, T3N R21E		
Muldoon Grazing Association	4	A	Muldoon		Thompson Creek		T3N R21E	Year - Round	↓
		B			Muldoon Creek		T3N R21E		
		C			Copper Creek		T3N R21E		
		D			Spring	0.23	T3N R21E		
		E			Buck Creek		T3N R21E		
		F			Timber Gulch		T3N R21E		

My Notes

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Lava Lake Land & Livestock, LLC				Stockwater Rights				12/19/2006	
Muldoon Grazing Association									
Property owner	Map #	Code	Location	Priority Date	Water sources	Diversion rate	Township/Range	Dates of use	# of animals supported annually
Lava Lake Land & Livestock - Lava Lake Ranch	1	1	Lava Lake Ranch (LLR)	37-22101	Copper Creek		T1N R23E	Year - Round	6,500 sheep 400 cattle
		2		37-22102	Payne Creek		T1N R23E		
		3		37-22100	Lava Lake		T1N R23E		
		4		37-22099	Barn Canyon Creek		T1N R23E		
		5		37-22098	Barn Canyon Reservoir		T1N R23E		
		6		37-12014	Tomcat Spring	0.23	T1N R23E		
Lava Lake Land & Livestock - Cottonwood	1	7	Cottonwood Range (CR)	37-22097	Cottonwood Creek (West and East)		T2N R24E, T2N R23E		6,500 sheep 400 cattle
		8 a-c		37-22096	Tributaries to sinks		T2N R24E, T1N R24E		
Lava Lake Land & Livestock - Biskay	2	A	North Fork (NF)	37-22095	North Fork of East Fork Fish Creek		T2N R23E	Year - Round	6,500 sheep 400 cattle
		B		37-22094	Fish Creek		T2N R22E		
		C		37-22092	Pole Creek		T2N R23E		
		D		37-22093	Spring 1	0.23	T2N R22E		
		E		37-22091	Spring 2	0.23	T2N R23E		
		F		37-22090	Spring 3	0.23	T2N R23E		
		G	Lower Biskay (LB)	37-22089	Fish Creek		T3N R23E T2N R23E	Year - Round	↓
		H		37-22088	Iron Mine		T3N R23E T2N R23E		
		I		37-22087	Long Canyon		T3N R23E		
		J		37-22086	Walton		T3N R 23E		
		K		37-22083	Riley		T3N R23E		

Lava Lake Land & Livestock, LLC					Stockwater Rights				12/19/2006
Muldoon Grazing Association									
Property owner	Map #	Code	Location	Priority Date	Water sources	Diversion rate	Township/Range	Dates of use	# of animals supported annually
Lava Lake Land and Livestock - West Fork	3	M	West Fork (WF)	37-22082	West Fork Fish Creek		T2N R22E	Year - Round	6,500 sheep 400 cattle
		N		37-22081	Bradsfield		T2N R22E		
		O		37-22080	Spring A	0.23	T2N R22E		
		P		37-22079	Spring B	0.23	T2N R22E		
Lava Lake Land & Livestock - Prunty Ranch	4	Q	Spring Creek (SC)	37-22078	Spring Creek		T2NR21E	Year - Round	
		R		37-22077	Tributaries to Muldoon Creek		T2NR21E, T3N R21E		
Muldoon Grazing Association	4	A	Muldoon (MC)	37-22071	Thompson Creek		T3N R21E	Year - Round	↓
		B		37-22072	Muldoon Creek		T3N R21E		
		C		37-22073	Copper Creek		T3N R21E		
		D		37-22074	Spring	0.23	T3N R21E		
		E		37-22075	Buck Creek		T3N R21E		
		F		37-22076	Timber Gulch		T3N R21E		

Anders, Matthew

From: Mike Stevens [mike@lavalake.net]
Sent: Tuesday, January 02, 2007 12:52 PM
To: Anders, Matthew
Subject: RE: stockwater

Matt:

Thanks for your response. I will give you a call to discuss further.

Thanks.

Mike

Michael S. Stevens
Lava Lake Land & Livestock, L.L.C.,
P.O. Box 2249
Hailey, Idaho 83333

(208) 788-1710 Office
(208) 720-2781 Mobile
(208) 788-1264 Fax

www.lavalakelamb.com

From: Anders, Matthew [mailto:Matthew.Anders@idwr.idaho.gov]
Sent: Tue 1/2/2007 9:18 AM
To: Mike Stevens
Subject: stockwater

Mike,

I did an initial review of the information you sent me for the stockwater claims that Lava Lake Land & Livestock would like to file in the SRBA. Based on what I have reviewed, you want to file 30 new stockwater claims.

The deadline for final Director's Report for Basin 37 (Big Wood River system) has been extended to January 23. We have a lot of claims to review to achieve this deadline, so I have been advised to first work on reviewing the existing claims that we have received, then generate the 30 new stockwater claims Lava Lake Land & Livestock wants to file in the SRBA. Based on our workload, I cannot guarantee that I will be able to generate your 30 stockwater claims in time for you to review, sign, and return them to our office with the filing fee (\$100 per claim, for a total of \$3,000) before January 23. We cannot accept new claims on or after January 23, you would need to petition the SRBA Court.

Other possible options to get these 30 stockwater claims filed before January 23 are: A) prepare and submit the claim forms yourself (download PDFs of the claim form and instructions from our website - under the "General" heading at <http://www.idwr.idaho.gov/water/srba/forms.htm>), or B) have a consultant prepare and submit the claim forms.

Attached is a zip folder containing a GIS shapefile (based on the spreadsheet and maps you sent me) of the quarter-quarter sections included in each of the 30 places of use you want to claim for stockwater.

1/3/2007

Feel free to give me a call if you have questions.

Matt

<<lava_lake_stockwater.zip>>

Matt Anders
GIS Specialist
Idaho Water Resources Research Institute
Idaho Department of Water Resources
322 East Front St.
PO Box 83720
Boise, ID 83720-0098

Ph. 208-287-4937