

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

CIVIL CASE NUMBER: 39576

Ident. Number 37-22097
Date Received: 1-8-07
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 dayd.e.
1-11-07
SK1. Name of Claimant(s) Lava Lake Land & Livestock LLC Phone () 208 788-1710Mailing Address P.O. Box 2249, Hailey, Idaho Zip 833332. Date of Priority: (Only one per claim) 7/1/1885 Month/Day/Year3. Source of water supply (Check one) Ground Water () or Other (x) Cottonwood Creek
which is tributary to (b) Snake4. Location of Point of Diversion is: Township 2N, Range 24E, Section 30,
1/4 of _____, 1/4 of _____, 1/4 Govt. Lot _____, BM., County of BlaineAdditional points of diversion if any: T2N, R23E

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 1,000 cattle or 6,500 sheep
or a combination of sheep and cattle with UK not to exceed 13,000 gallons/dy

10. Location of Place of Use is: Township 2N, Range 24E, Section 20, 29, 19, 30, 31
1/4 of, 1/4 of 1/4, Govt. Lot 1, BM. T2N R23E, Section 25

for (Circle One) **Domestic** **Stock** **Domestic and Stock**
 Additional places of use, if any T2N R23E.

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

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 "CR - Cottonwood Creek"

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 _____

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 2007

Notary Public Kelly Karst

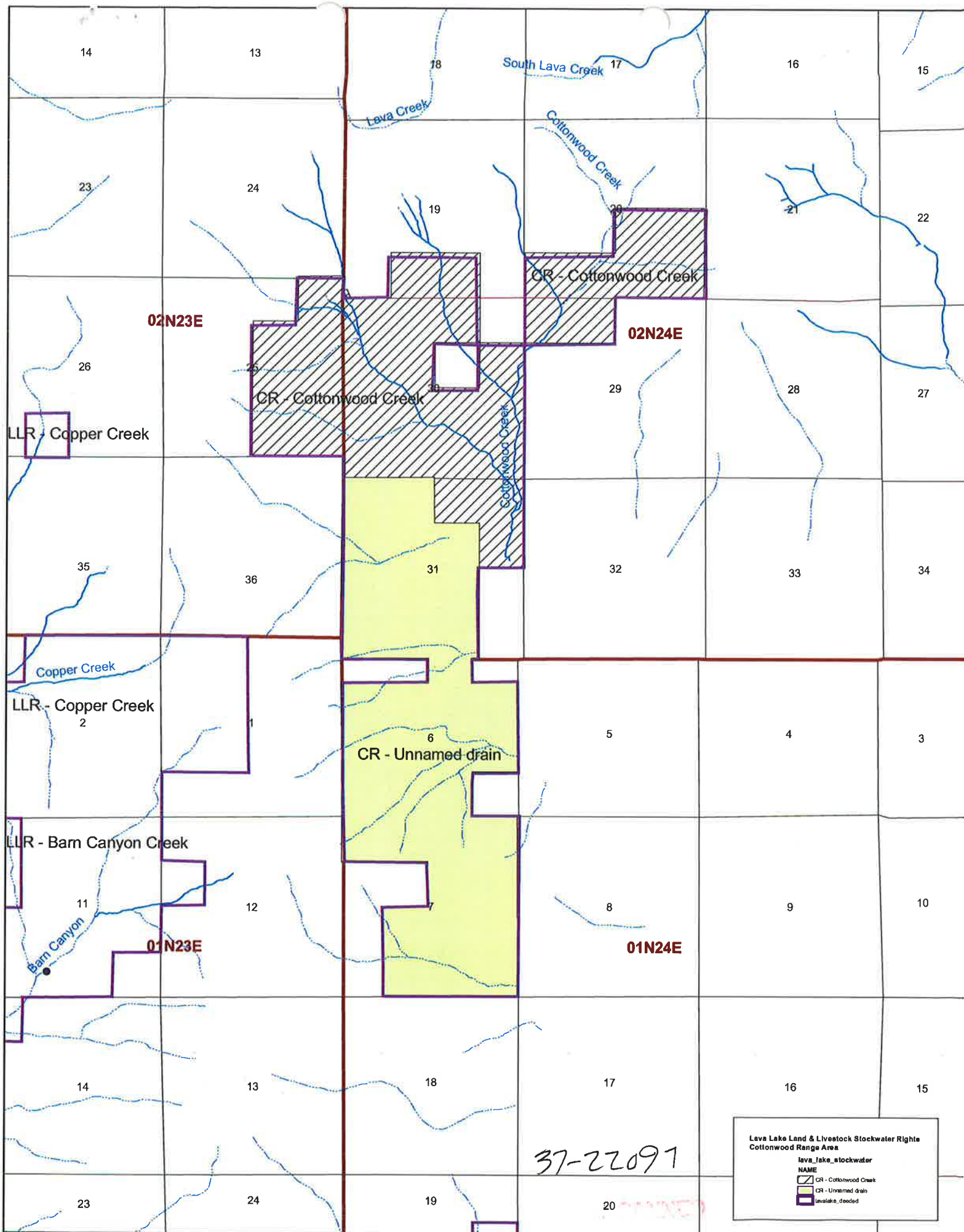
Residing at 314 N. Main Hailey

My commission Expires 5/24/2010

Seal



Last Name Lava Lake Identification No. 32-22097



Lava Lake Land & Livestock Stockwater Rights
Cottonwood Range Area

Lava Lake Stockwater
NAME

- CR - Cottonwood Creek
- CR - Unnamed drain
- LLR - Barn Canyon Creek

IDWR CONCURRENCE:

Kelly K. Christensen 3-4-09
Kelly K. Christensen Date
Sr. Water Resource Agent

IDWR CONCURRENCE:

Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

12/10/2008

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

RIGHT NUMBER: 37-22097

NAME AND ADDRESS: LAVA LAKE LAND & LIVESTOCK LLC
PO BOX 2249
HAILEY ID 83333

SOURCE: COTTONWOOD CREEK
UNNAMED STREAM

TRIBUTARY: SINKS
TRIBUTARY: COTTONWOOD 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 R23E S25 NENENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 NENENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 NENENE End of Stream Flow Within BLAINE County
T02N R23E S25 SWNENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 SWNENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 NWNWSE Begin of Stream Flow Within BLAINE County
T02N R23E S25 NWSWSE Begin of Stream Flow Within BLAINE County
T02N R24E S19 NWSWSE Begin of Stream Flow Within BLAINE County
T02N R24E S20 NWSWSW Begin of Stream Flow Within BLAINE County
T02N R24E S20 NESESW Begin of Stream Flow Within BUTTE County
T02N R24E S20 NWNWSE End of Stream Flow Within BUTTE County
T02N R24E S20 NWNWSE Begin of Stream Flow Within BUTTE County
T02N R24E S20 NESESE Begin of Stream Flow Within BUTTE County
T02N R24E S29 SWNNWN End of Stream Flow Within BUTTE County
T02N R24E S30 SWNNWN End of Stream Flow Within BLAINE County
T02N R24E S30 NESENE Begin of Stream Flow Within BLAINE County
T02N R24E S30 SWSENE Begin of Stream Flow Within BLAINE County
T02N R24E S30 NWNWNW Begin of Stream Flow Within BLAINE County
T02N R24E S30 SWNNWN Begin of Stream Flow Within BLAINE County
T02N R24E S31 SESENE End 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 and BUTTE County

T02N R23E S25	NENE	<u>T02N R23E S25</u>	SENE
T02N R23E S25	NESE	T02N R23E S25	NWSE
T02N R23E S25	SWSE	T02N R23E S25	SESE
~~T02N R24E S19~~	~~SWSW~~		
T02N R24E S19	SWSE	T02N R24E S20	SWSW

12/10/2008

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

T02N R24E S20	SESW	T02N R24E S20	NWSE
T02N R24E S20	SWSE	T02N R24E S20	SESE
T02N R24E S29	NWNW	T02N R24E S30	NWNE
T02N R24E S30	SENE	T02N R24E S30	NWNW
T02N R24E S30	SWNW	T02N R24E S30	SENW
T02N R24E S30	NESW	<u>T02N R24E S30</u>	<u>NWSW</u>
T02N R24E S30	SWSW	<u>T02N R24E S30</u>	<u>SESW</u>
T02N R24E S30	NESE	T02N R24E S30	NWSE
T02N R24E S30	SWSE	T02N R24E S30	SESE
T02N R24E S31	NENE	T02N R24E S31	SENE

KKC

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF SERVICE

I certify that on _____, 2009, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Charles L. Honsinger
Ringert Law Chartered
P.O. Box 2773
Boise, ID 83701-2773

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Signature of person or attorney mailing the form

Christensen, Kelly

From: Christensen, Kelly
Sent: Wednesday, December 10, 2008 4:06 PM
To: Kelly, Vicki; Spencer, Nick
Subject: 37-22097 Lava Lake

Attachments: 37-22097 LAVA LAKE layout v-2.doc; 37-22097 LAVA LAKE dir rpt v-2.doc

Attached is the dir report for this right and a layout. The issues were 1 40-acre tract overlap with the BLM, priority date, and season of use.

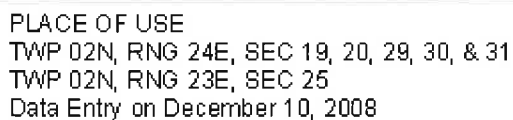
By removing the offending POU Q/Q and adjusting the PODs accordingly should negate the other issues as best as I remember. See also 37-22100.

I did add a couple of QQs to the POU as the stream just crosses into them and they were not identified in the original recommendation. They are all on private ground. Hopefully this one is now ready to go.



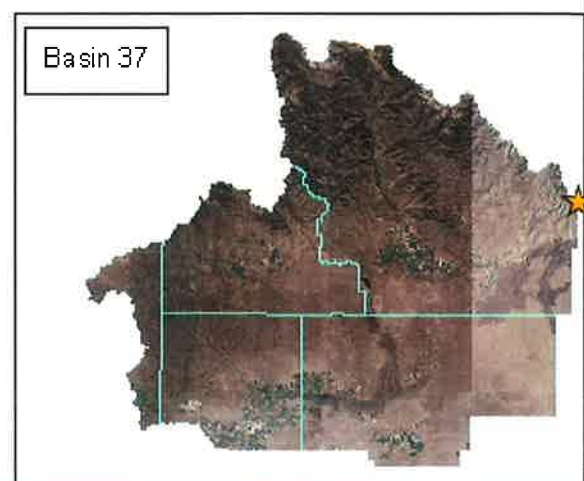
37-22097 LAVA LAKE layout v-2.... 37-22097 LAVA LAKE dir rpt v-2...

Kelly K Christensen
Sr Water Resource Agt
Boise, Western Region
(208)-334-2190



	Recommended point of diversion	
	Recommended place of use	
	Township lines	G
	Section lines	2
	Quarter/quarter lines	P

GIS PLACE OF USE PRESENTATION
2004 AERIAL PHOTOGRAPHY
BY KELLY K. CHRISTENSEN



12/10/2008

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

RIGHT NUMBER: 37-22097

NAME AND ADDRESS: LAVA LAKE LAND & LIVESTOCK LLC
PO BOX 2249
HAILEY ID 83333

SOURCE: COTTONWOOD CREEK
UNNAMED STREAM

TRIBUTARY: SINKS
TRIBUTARY: COTTONWOOD 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 R23E S25 NENENE Begin of Stream Flow Within BLAINE County
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T02N R24E S20 NESESE Begin of Stream Flow Within BUTTE County
T02N R24E S29 SWNWNW End of Stream Flow Within BUTTE County
T02N R24E S30 SWNWNW End of Stream Flow Within BLAINE County
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T02N R24E S30 SWNWNW Begin of Stream Flow Within BLAINE County
T02N R24E S31 SESENE End 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 and BUTTE County

T02N R23E S25	NENE	<u>T02N R23E S25</u>	<u>SENE</u>
T02N R23E S25	NESE	T02N R23E S25	NWSE
T02N R23E S25	SWSE	T02N R23E S25	SESE
~~T02N R24E S19~~	~~SWSW~~		
T02N R24E S19	SWSE	T02N R24E S20	SWSW
T02N R24E S20	SESW	T02N R24E S20	NWSE

T02N R24E S20	SWSE	T02N R24E S20	SESE
T02N R24E S29	NWNW	T02N R24E S30	NWNE
T02N R24E S30	SENE	T02N R24E S30	NWNW
T02N R24E S30	SWNW	T02N R24E S30	SENW
T02N R24E S30	NESW	<u>T02N R24E S30</u>	<u>NWSW</u>
T02N R24E S30	SWSW	<u>T02N R24E S30</u>	<u>SESW</u>
T02N R24E S30	NESE	T02N R24E S30	NWSE
T02N R24E S30	SWSE	T02N R24E S30	SESE
T02N R24E S31	NENE	T02N R24E S31	SENE

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Christensen, Kelly

From: Charlie Honsinger [clh@ringertlaw.com]
Sent: Wednesday, October 15, 2008 9:34 AM
To: Spencer, Nick; David Negri; Christensen, Kelly
Cc: Mike Stevens
Subject: Lava Lake Land & Livestock SRBA claim nos. , 63-22097, 63-22100

Gentlemen:

With respect to the above referenced water rights, my client has investigated the places of use to which the BLM objected, and agrees that they should not be included in the water right. Additionally, with respect to water right no. 63-22100, after analysis, we agree with Kelly's proposal to change the right from a storage right to instream use. If IDWR prepares the Standard Forms Five by removing the inaccurate places of use and changing the purpose of use for water right no. 63-22100, I believe that we are prepared to sign the same.

As always, please feel free to contact me with questions and concerns.

Charlie Honsinger
Ringert Law Chartered Lawyers
P.O. Box 2773
Boise, ID 83701
Tel:(208)342-4591
Fax:(208)342-4657
clh@ringertlaw.com

12/5/2008

12/10/2008

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

RIGHT NUMBER: 37-22097

NAME AND ADDRESS: LAVA LAKE LAND & LIVESTOCK LLC
PO BOX 2249
HAILEY ID 83333

VERIFIED BY KKC
12-10-08

SOURCE: COTTONWOOD CREEK
UNNAMED STREAM

TRIBUTARY: SINKS
TRIBUTARY: COTTONWOOD 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 R23E S25 NENENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 NENENE Begin of Stream Flow Within BLAINE County
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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 and BUTTE County

T02N R23E S25	NENE	<u>T02N R23E S25</u>	<u>SENE</u>
T02N R23E S25	NESE	T02N R23E S25	NWSE
T02N R23E S25	SWSE	T02N R23E S25	SESE
~~T02N R24E S19~~	~~SWSW~~		
T02N R24E S19	SWSE	T02N R24E S20	SWSW
T02N R24E S20	SESW	T02N R24E S20	NWSE

T02N R24E S20	SWSE	T02N R24E S20	SESE
T02N R24E S29	NWNW	T02N R24E S30	NWNE
T02N R24E S30	SENE	T02N R24E S30	NWNW
T02N R24E S30	SWNW	T02N R24E S30	SENW
T02N R24E S30	NESW	<u>T02N R24E S30</u>	<u>NWSW</u>
T02N R24E S30	SWSW	<u>T02N R24E S30</u>	<u>SESW</u>
T02N R24E S30	NESE	T02N R24E S30	NWSE
T02N R24E S30	SWSE	T02N R24E S30	SESE
T02N R24E S31	NENE	T02N R24E S31	SENE

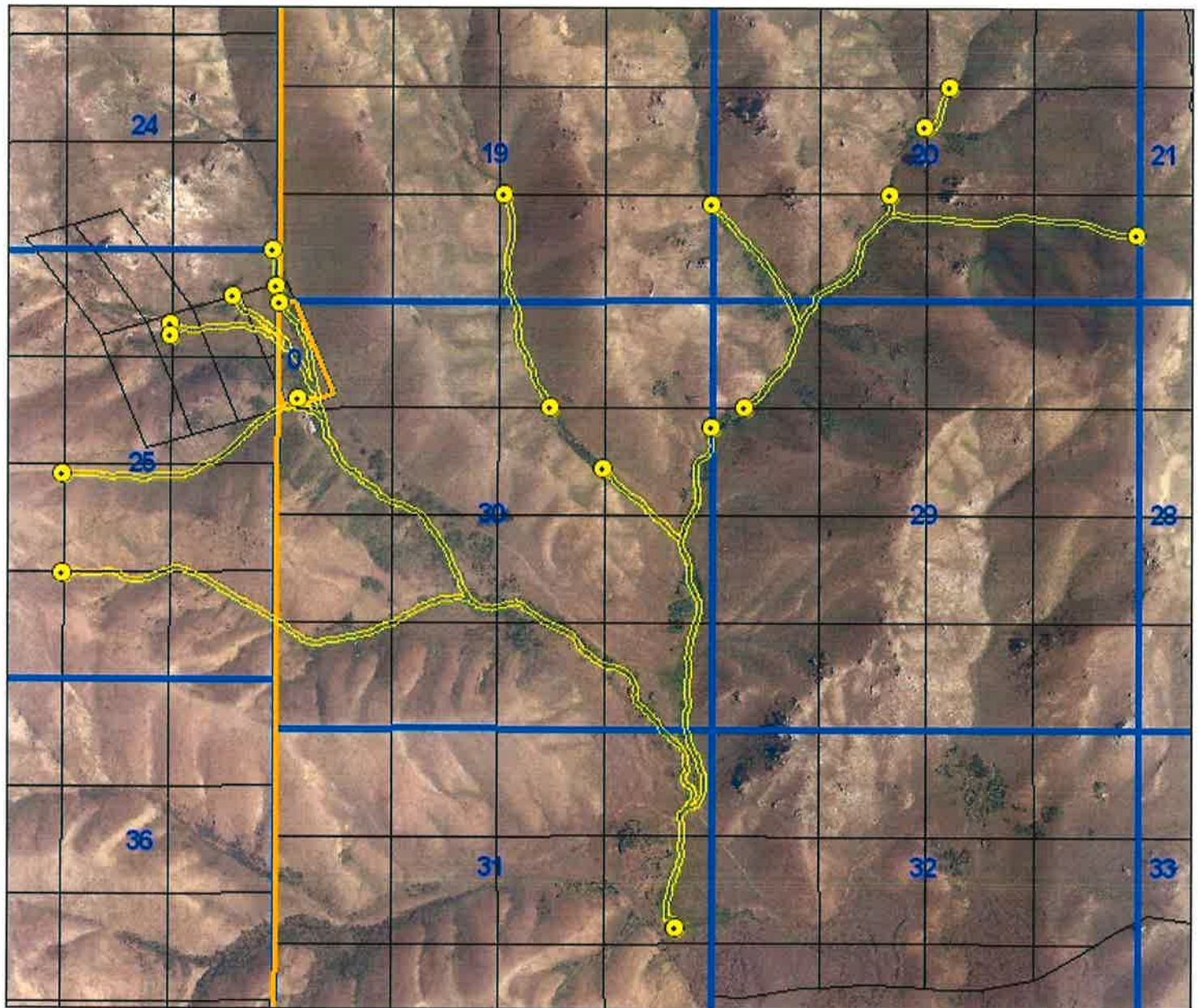
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECOMMENDED PLACE OF USE FOR 37-22097



PLACE OF USE
TWP 02N, RNG 24E, SEC 19, 20, 29, 30, & 31
TWP 02N, RNG 23E, SEC 25
Data Entry on December 10, 2008

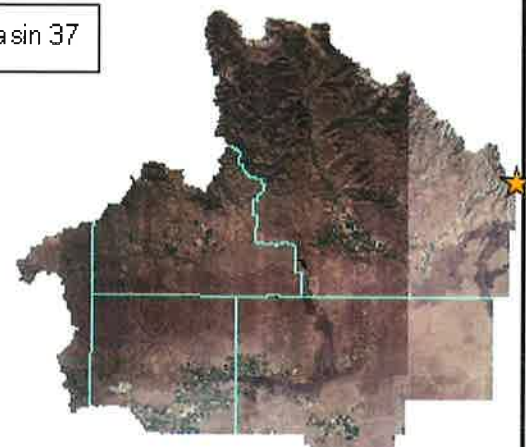
- Recommended point of diversion
- Recommended place of use
- Township lines
- Section lines
- Quarter/quarter lines

*GIS PLACE OF USE PRESENTATION
2004 AERIAL PHOTOGRAPHY
BY KELLY K CHRISTENSEN*

LOCATION IN BASIN



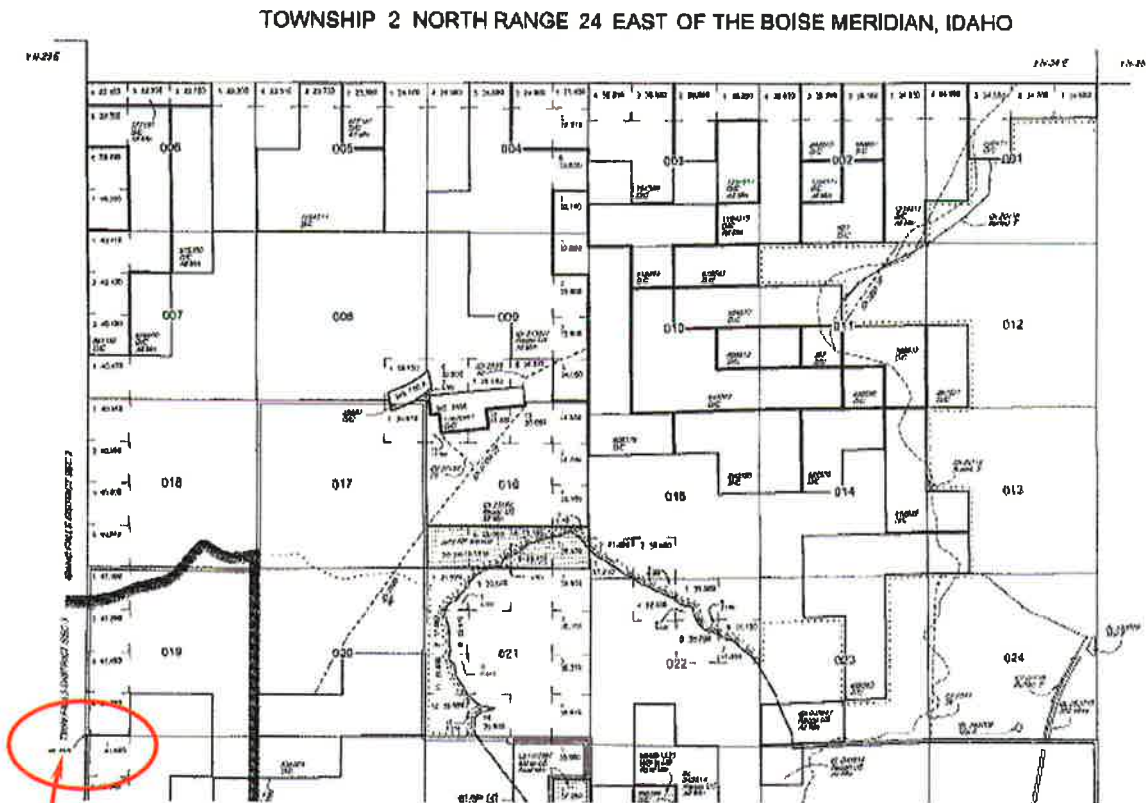
Basin 37



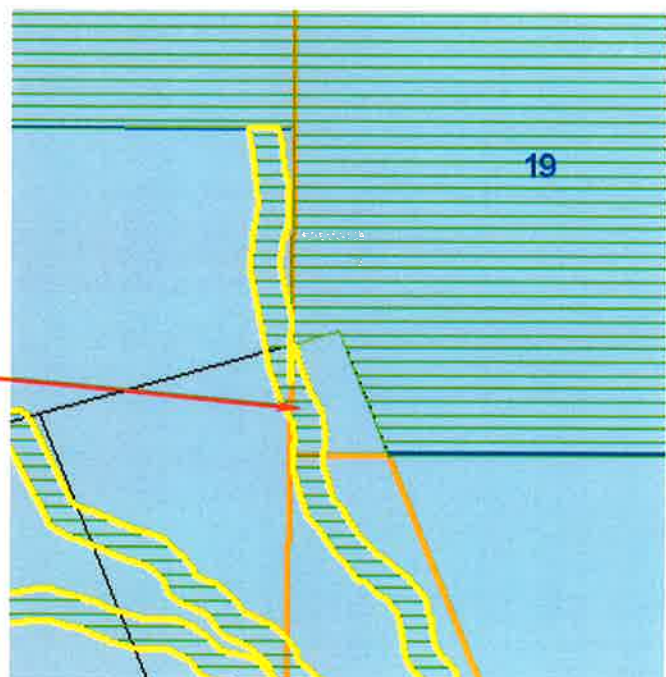
Analysis of BLM objection to 37-22097
By Kelly K Christensen

September 24, 2008

Working off a scanned copy of your objection it is hard to read but it does appear to suggest no POU overlap in Sec 19 SWSW.



Copied from the scanned BLM obj. I cannot quite read what it says in this corner but it looks like it is identifying a private parcel consistent with the Q/Q info taken from my arc Map project indicating a very small private sector piece in 2N, 24E, sec 19 SWSW



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

In Re SRBA)

Case No. 39576)

A. Subcase 37-22097
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau
of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: Lava Lake Land & Livestock, L.L.C. (Claimant)

Address: P.O. Box 2249; Hailey, Idaho 83333

Name: Brian S. Bean (Manager)

Address: 3527 Washington St.; San Francisco, CA 94118

Name:

Address: ;

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☒ **Priority Date**
Should be: See attached.
5. ☒ **Point(s) of Diversion**
Should be: See attached.
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☒ **Period of Year**
Should be: See attached.
9. ☒ **Place of Use**
Should be: See attached.

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The recommendation describes POUs on private land & federal lands with a priority date of 07-01-1885. There does not appear to be a basis for an 1885 priority on private or federal lands. The private land POUs were patented on many different dates between 11-28-1916 and 08-27-1926. The "base property" associated with the use on federal land was patented on a wide variety of dates between 04-29-1892 and 04-11-1940. The recommendation also does not describe the land to which the use (POUs) on federal land is appurtenant as required by I.C. 42-1402. Grazing on public land is not yearround.

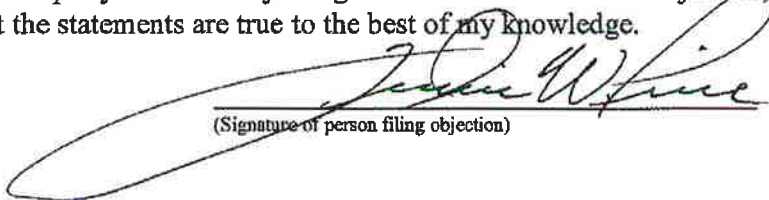
F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of ADA)

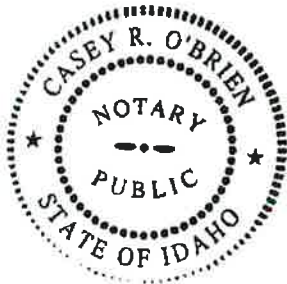
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: November 12, 2009




Casey R. O'Brien

Notary Public for State of Idaho
Residing at: Nampa, ID.
My Commission Expires: 10-31-2009

02/20/2007

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

RIGHT NUMBER: 37-22097

NAME AND ADDRESS: LAVA LAKE LAND & LIVESTOCK LLC
PO BOX 2249
HAILEY ID 83333

SOURCE: COTTONWOOD CREEK
UNNAMED STREAM

TRIBUTARY: SINKS
TRIBUTARY: COTTONWOOD 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 R23E S25 NENENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 NENENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 SWNENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 SWNENE Begin of Stream Flow Within BLAINE County
T02N R23E S25 NWNWSE Begin of Stream Flow Within BLAINE County
T02N R23E S25 NWSWSE Begin of Stream Flow Within BLAINE County
T02N R24E S19 NWSWSE Begin of Stream Flow Within BLAINE County
T02N R24E S20 NWSWSW Begin of Stream Flow Within BLAINE County
T02N R24E S20 NESESW Begin of Stream Flow Within BUTTE County
T02N R24E S20 NWNWSE End of Stream Flow Within BUTTE County
T02N R24E S20 NWNWSE Begin of Stream Flow Within BUTTE County
T02N R24E S20 NESESE Begin of Stream Flow Within BUTTE County
T02N R24E S29 SWNWNW End of Stream Flow Within BUTTE County
T02N R24E S30 SWNWNW End of Stream Flow Within BLAINE County
T02N R24E S30 NESENE Begin of Stream Flow Within BLAINE County
T02N R24E S30 SWSENE Begin of Stream Flow Within BLAINE County
T02N R24E S30 SWNWNW Begin of Stream Flow Within BLAINE County
T02N R24E S31 SESENE End of Stream Flow Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

STOCKWATER

PERIOD OF USE

01/01 12/31

QUANTITY

0.020 CFS

PLACE OF USE: STOCKWATER in BLAINE County and BUTTE County

T02N R23E S25	NENE	T02N R23E S25	NESE	
T02N R23E S25	NWSE	T02N R23E S25	SWSE	
T02N R23E S25	SESE	T02N R24E S19	SWSW	BLM
T02N R24E S19	SWSE	T02N R24E S20	SWSW	
T02N R24E S20	SESW	T02N R24E S20	NWSE	
T02N R24E S20	SWSE	T02N R24E S20	SESE	
T02N R24E S29	NWNW	T02N R24E S30	NWNE	
T02N R24E S30	SENE	T02N R24E S30	NWNW	
T02N R24E S30 Lot 1	NWNW	T02N R24E S30 Lot 2	SWNW	
T02N R24E S30	SENW	T02N R24E S30	NESE	
T02N R24E S30 Lot 4	SWSW	T02N R24E S30	NESE	
T02N R24E S30	NWSE	T02N R24E S30	SWSE	

POU on BLM:
-Place of Use....

T02N R24E S30

SESE

T02N R24E S31

NENE

T02N R24E S31

SENE

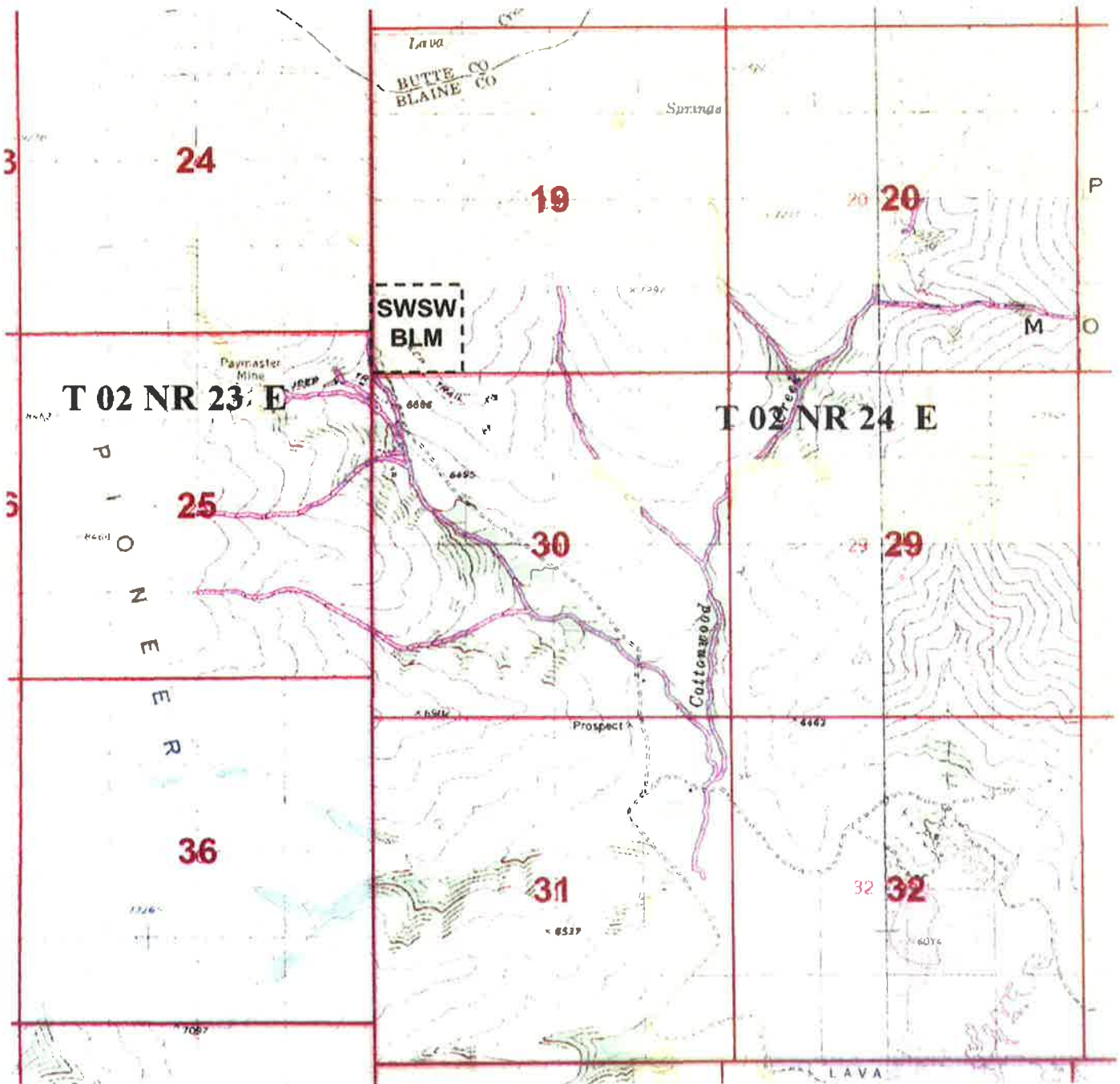
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

37-22097
Lava Lake Land & Livestock



01/23/2007

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

RIGHT NUMBER: 37-22097

NAME AND ADDRESS: LAVA LAKE LAND & LIVESTOCK LLC
3527 WASHINGTON ST
SAN FRANCISCO CA 94118SOURCE: COTTONWOOD CREEK
UNNAMED STREAMTRIBUTARY: SINKS
TRIBUTARY: COTTONWOOD 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 R23E S25 NENENE Begin of Stream Flow Within BLAINE County
 T02N R23E S25 NENENE Begin of Stream Flow Within BLAINE County
 T02N R23E S25 SWNENE Begin of Stream Flow Within BLAINE County
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 T02N R24E S20 NWNWSE Begin of Stream Flow Within BUTTE County
 T02N R24E S20 NESESE Begin of Stream Flow Within BUTTE County
 T02N R24E S29 SWNWNW End of Stream Flow Within BUTTE County
 T02N R24E S30 SWNWNW End of Stream Flow Within BLAINE County
 T02N R24E S30 NESENE Begin of Stream Flow Within BLAINE County
 T02N R24E S30 SWSENE Begin of Stream Flow Within BLAINE County
 T02N R24E S30 SWNWNW Begin of Stream Flow Within BLAINE County
 T02N R24E S31 SESENE End of Stream Flow Within BLAINE County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

STOCKWATER in BLAINE County and BUTTE County

T02N R23E S25	NENE	T02N R23E S25	NESE
T02N R23E S25	NWSE	T02N R23E S25	SWSE
T02N R23E S25	SESE	T02N R24E S19	SWSW
T02N R24E S19	SWSE	T02N R24E S20	SWSW
T02N R24E S20	SESW	T02N R24E S20	NWSE
T02N R24E S20	SWSE	T02N R24E S20	SESE
T02N R24E S29	NWNW	T02N R24E S30	NWNW
T02N R24E S30	SENE	T02N R24E S30	NWNW
T02N R24E S30 Lot 1	NWNW	T02N R24E S30 Lot 2	SWNW
T02N R24E S30	SENE	T02N R24E S30	NESW
T02N R24E S30 Lot 4	SWSW	T02N R24E S30	NESE
T02N R24E S30	NWSE	T02N R24E S30	SWSE

01/23/2007

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

T02N R24E S30	SESE	T02N R24E S31	NENE
T02N R24E S31	SENE		

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use