

AMENDED

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 FORM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

8-30-2010

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

RE: 37-22128

Please type or print clearly

1. Name of Claimant (s) Sun Valley Land & Minerals, Inc. Phone (208) 726-4113
Mailing Address P.O. Box 1959, Sun Valley, ID Zip 83353
2. Date of Priority (Only one (1) per claim) 7/1/1940
3. Source of water supply (a) Groundwater
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 3N Range 17E Section 27,
NE 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Blaine
Additional points of diversion if any: NWSWSE27, NWSWSE27, NWSWSE27, SWSWSE27
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.),
Including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well, _____

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 4/15 to 10/31 amount 0.042 or 4.9

For Heating purposes from 1/1 to 12/31 amount 0.13 or 40

For Recreation purposes from 1/1 to 12/31 amount 0.13 or 24

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.16 (cfs) and / or (b) _____ (acre feet)

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

9. Non-irrigation uses; described fully (e.g. Domestic: list number of households served; Stockwater: type and number of livestock, etc.) _____

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
3N	17E	27														0.1	1.3		1.4

Total number of acres irrigated 1.4

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

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

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

Or None ☐

14. Remarks:

Split from 37-4730

Last Name _____ Ident. No. _____

15. Basis of Claim (check one) Beneficial Use ☒ X Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number 32-22128
37-4730 (split)

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Counsel / Agent

Of Sun Valley Land & Minerals, Inc. that I have signed the foregoing
Document in the space below as Counsel / Agent of Sun Valley Land & Minerals Inc.
Organization Title Organization

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

Signature of Authorized Agent [Signature]

Title and Organization Agent Sun Valley Land & Minerals Inc. Date 8/30/2010

State of Idaho for _____)
County of Blaine) ss.

Subscribed and sworn to (or affirmed) before me this 30th day of August, 20 10
Notary Public Deborah Erickson
Residing at Hailey ID.
My Commission Expires 10-09-10



Please Print Name

17. Notice of Appearance:

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

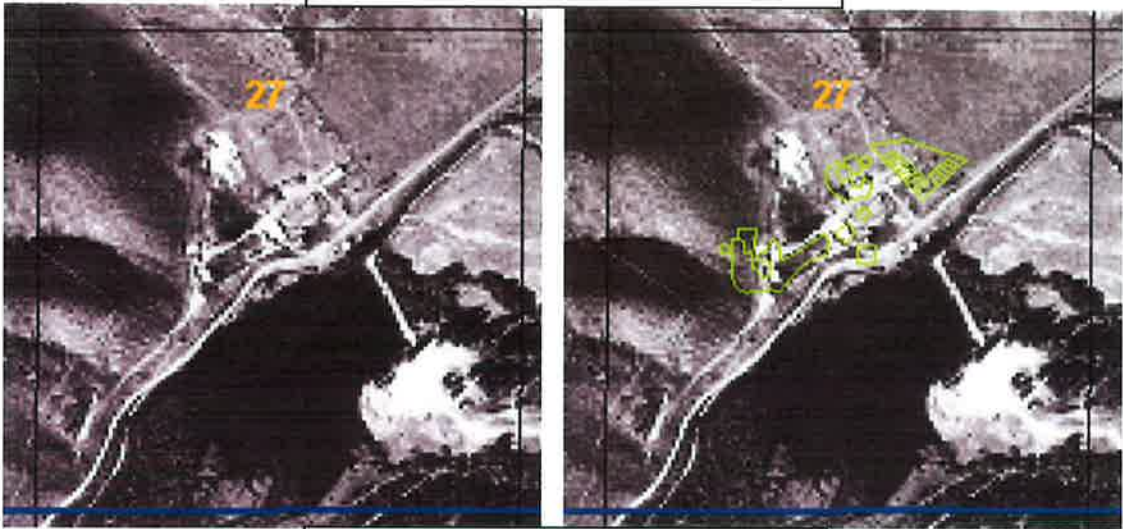
Signature [Signature]

Address PO Box 10, Ketchum ID 83340

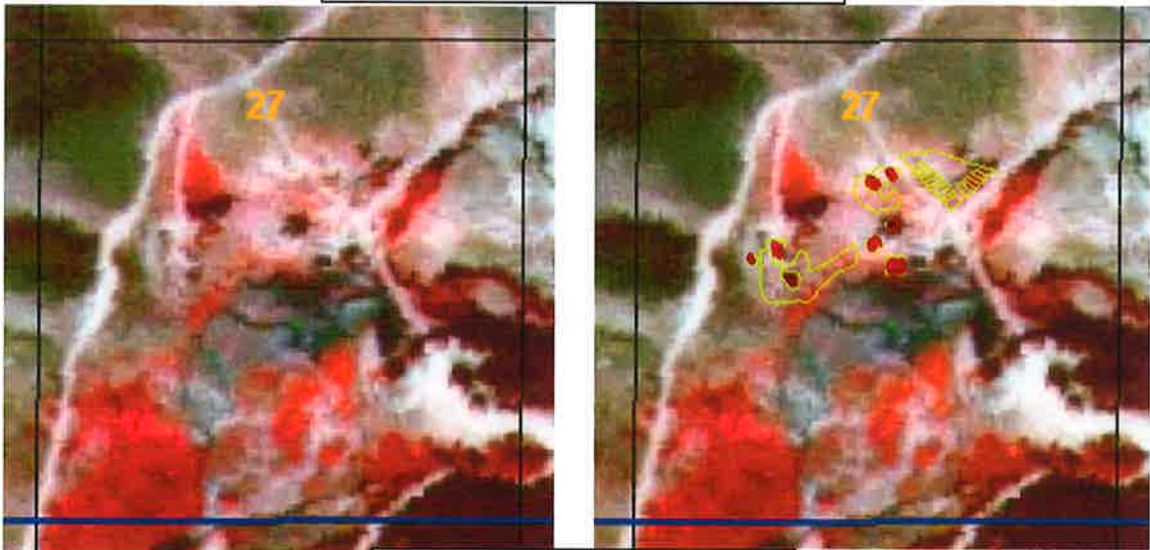
Date 8/30/2010

Last Name LASKI Ident. Number 5429

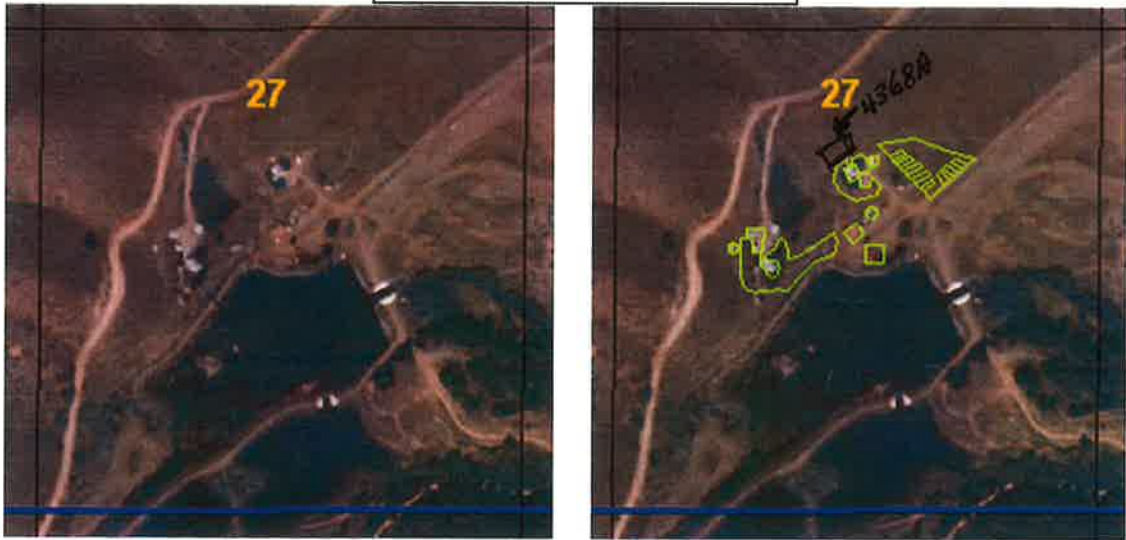
54 aerial photo



1987 aerial photo



2004 aerial photo



Christensen, Kelly

Nov 12

From: Christensen, Kelly
Sent: Tuesday, June 29, 2010 2:30 PM
To: Albert Barker; 'Craig Hobdey'; Bromley, Chris; Kelly, Vicki; 'Charles G. Brockway'; 'Jim Laski'
Subject: FW: SV Land & Minerals 37-22128
Attachments: 1980 PRELIMINARY MAP.jpg; 1983 PRELIMINARY MAP.jpg; 37-22128 IRRIGATED POU ANALYSIS.docx

Sun Valley Land & Minerals
37-22128

Chuck,

I have reviewed the shapes and information relating to their creation. Lacking any additional information I am willing to move forward using your 1983 shape as the POU for the ultimate recommendation. Attached is a clip of the POU showing the shapes I created and where I located them. The accumulative acreage of my shapes comes up to the 1.4 acres you identified if I recognize 0.10 ac in Sec 27 NWSE.

The change in acreage would also be reflected in the recommended rate and volume as follows;

Irrigation	0.04 cfs 4.9 af
Heating	0.13 cfs 40.00 af
Recreation	0.13 cfs 24.0 af
Total	0.17 cfs 44.9 af

I am forwarding this to the various interested parties for comments before I finalize the recommendation for this right.

Kelly

From: Charles G. Brockway [mailto:charles.g.brockway@brockwayeng.com]
Sent: Friday, June 18, 2010 4:49 PM
To: Christensen, Kelly
Cc: Jim Laski
Subject: SV Land & Minerals 37-22128

Kelly,

Regarding the historic acreage irrigated on the Clarendon Ranch, we have talked with the property manager who has lived there since the 1970s and has first-hand knowledge of activities on the site since then, including irrigation. We sat down with him with the 1980 and 1983 FSA photos. He was able to recall clearly what was irrigated in those years and delineate areas on the photos. We then took his outlines and translated them directly to GIS. The attached maps are the result. It appears that 1.4 acres can be justified under this right.

Chuck

Charles G. Brockway, Ph.D., P.E.

Brockway Engineering, PLLC
2016 Washington Street North, Suite 4
Twin Falls, Idaho 83301
(208) 736-8543
charles.g.brockway@brockwayeng.com

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

37-22128 IRRIGATED POU ANALYSIS

The two clips below show the 1983 shapes generated by Brockway Engineering overlaying the 1987 and 2009 aerial photos. As I did not receive actual shape files to use in ArcMap, the shown shapes are actually just a close representation of the Brockway Engineering shapes and their locations.

As the shape locations and sizes provided by Brockway differ in size and location between the years of 1980 and 1983 it appears that the argument is that although the POU may have changed over time the actual acreage of irrigation has not changed much over that same time period. Also, as the changes occurred prior to 1987, any changes are therefore considered unrecorded transfers.

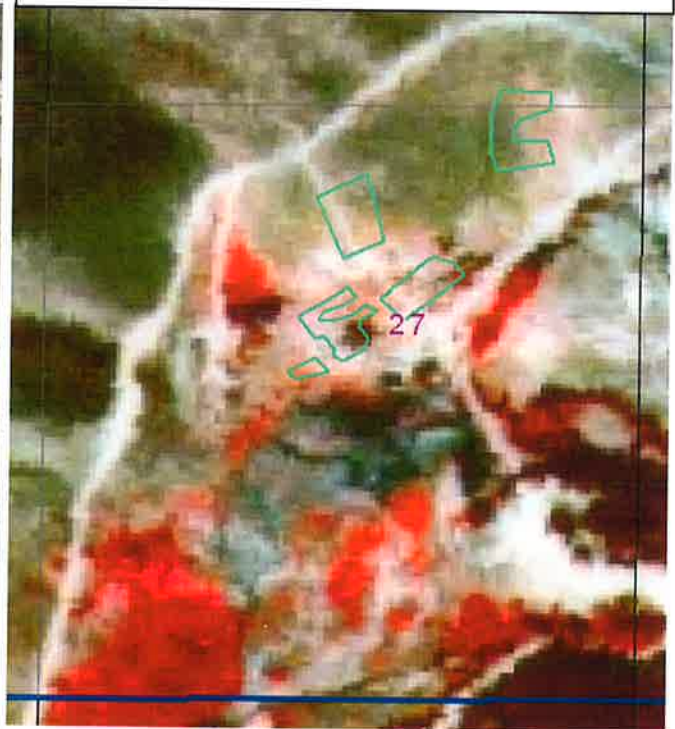
Not included but viewed are 1964, 1992, 2004, and 2006 aerial photos. None of the available photos definitively depict irrigated ground. To a certain extent, structures are not readily identifiable in the 1964 and 1987 photos. The 1992 and 2006 aerial photos are of better quality but still are not as sharp as the 2004 or 2009 aerial photos. There are some minor rectification differences between the photos, with the 1987 photo having the largest variances.

Both the 1980 and 1983 POU shapes provided by Brockway Engineering include a small portion of the irrigation ground in Sec 27 NWSE (it appears to be less than 0.10 acre). Irrigation was not claimed in that quarter/quarter.

2009 aerial photo



1987 aerial photo





PRELIMINARY

SUN VALLEY LAND & MINERALS
1983 IRRIGATION = 1.4 AC. PER MANAGER
FSA 1983 AERIAL

BROCKWAY ENGINEERING, PLLC.
ALR - FEB. 11, 2010

Legend

 1983 IRR PER MANAGER

N
↑



PRELIMINARY

**SUN VALLEY LAND & MINERALS
1980 IRRIGATION = 1.3 AC. PER MANAGER
FSA 1980 AERIAL**

Legend
1980 IRR PER MANAGER



IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-22128 V1

WATER RIGHT NUMBER: 37-22128 V1

<u>Owner Type</u>	<u>Name and Address</u>
Representative	BROCKWAY ENGINEERING PLLC C/O ERICK POWELL 2016 N WASHINGTON ST STE 4 TWIN FALLS, ID 83301 (208)736-8543
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1959 SUN VALLEY, ID 83353 (208) 726-4113
Attorney	LAWSON LASKI CLARK & POGUE PLLC 675 SUN VALLEY RD STE A PO BOX 3310 KETCHUM, ID 83340 (208)725-0055

Priority Date: 07/01/1940

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.030 CFS	3.50 AF
HEATING	01/01 to 12/31	0.130 CFS	40.00 AF
RECREATION	01/01 to 12/31	0.130 CFS	24.00 AF
	<u>Total Diversion:</u>	0.160 CFS	43.50 AF

<u>Location of Point(s) of Diversion</u>				
GROUND WATER	NW1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.
GROUND WATER	SW1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.
GROUND WATER	NE1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.
GROUND WATER	NW1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.
GROUND WATER	NW1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.

Place of Use

<u>IRRIGATION</u>																				
Twp	Rge	Sec	NE				NW				SW				SE				<u>Totals</u>	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
03N	17E	27																	1.0	1.0
Total Acres: 1																				
<u>HEATING</u>																				
Twp	Rge	Sec	NE				NW				SW				SE				<u>Totals</u>	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
03N	17E	27																	X	
<u>RECREATION</u>																				
Twp	Rge	Sec	NE				NW				SW				SE				<u>Totals</u>	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
03N	17E	27																	X	

Conditions of Approval:

- This right is a split from former right 37-4370 .
- C18 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.

Comments:

- jdean 2/6/2007 Copied from claim
Comment: Five wells exist for hot water. Not all wells are currently tied into the system.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-22128

WATER RIGHT NUMBER: 37-22128

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	LAWSON LASKI CLARK & POGUE PLLC 675 SUN VALLEY RD STE A PO BOX 3310 KETCHUM, ID 83340 (208)725-0055
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1959 SUN VALLEY, ID 83353 (208) 726-4113

Priority Date: 07/01/1940

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.200 CFS	
HEATING	01/01 to 12/31	0.130 CFS	
RECREATION	01/01 to 12/31	0.130 CFS	
	<u>Total Diversion:</u>	0.460 CFS	

Location of Point(s) of Diversion

GROUND WATER NW1/4SW1/4SE1/4 Sec. 27, Twp 03N, Rge 17E, B.M.

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															3.0	3.0	6.0
Total Acres: 6																	

HEATING

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															X	X	

RECREATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															X	X	

Conditions of Approval:

1. This right is a split from former right 37-4370 .
2. Five wells exist for hot water. Not all wells are currently tied into the system.
3. This system is for the hot water system from the ground water source.
4. THERE ARE 6 P/DS IN THE SWSE SEC. 27.

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

RIGHT NUMBER: 37-2446

NAME AND ADDRESS: SUN VALLEY LAND & MINERALS INC
PO BOX 1959
SUN VALLEY ID 83353

Director's
Report.

SOURCE: DEER CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 10.000 CFS

The combined storage volume of the four (4) ponds shall not exceed 102 af.

The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.

PRIORITY DATE: 12/19/1932

POINT OF
DIVERSION: T03N R17E S27 SESWSE Within BLAINE County
T03N R17E S34 NWNWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	01/01 12/31	10.000 CFS

PLACE OF USE: RECREATION in BLAINE County

T03N R17E S27	SWSE	T03N R17E S27	SESE
T03N R17E S34	NWNE		

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

The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.

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 - License

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2446 V1

WATER RIGHT NUMBER: 37-2446 V1

<u>Owner Type</u>	<u>Name and Address</u>
Representative	BROCKWAY ENGINEERING PLLC C/O ERICK POWELL 2016 N WASHINGTON ST STE 4 TWIN FALLS, ID 83301 (208)736-8543
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1959 SUN VALLEY, ID 83353 (208) 726-4113
Attorney	LAWSON LASKI CLARK & POGUE PLLC 675 SUN VALLEY RD STE A PO BOX 3310 KETCHUM, ID 83340 (208)725-0055

Priority Date: 12/19/1932

Basis:	License
--------	---------

Status: Active

<u>Source</u>	<u>Tributary</u>
DEER CREEK	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	01/01	to 12/31	10.000 CFS	
		Total Diversion:	10.000 CFS	

Location of Point(s) of Diversion

DEER CREEK BLAINE County	NW1/4NW1/4NE1/4	Sec. 34, Twp 03N, Rge 17E, B.M.
DEER CREEK BLAINE County	SE1/4SW1/4SE1/4	Sec. 27, Twp 03N, Rge 17E, B.M.

Place of Use

RECREATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2446 V1

Conditions of Approval:

1. Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.
2. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 020 Use of water under this right may be affected by agreements between the protestants and the right holder.
5. T07 The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.
6. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
7. The combined storage volume of the four (4) ponds shall not exceed 102 af.
8. 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.
9. WB4 The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.
10. After specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
11. C18 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.

Remarks:Comments:

1. PSKAGGS 7/16/2002 11:57:53 AM Transferred Right
 Comment: This is now a approved transfer, transfer number = 68545

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	9/19/2002 1:20:19 PM	segbert	Created polygon from PLS
POD	9/19/2002 1:25:19 PM	segbert	Edited point location
POD	9/19/2002 1:25:43 PM	segbert	Edited point location
POD	6/16/2005 9:01:41 AM	manders	Updated PLS
POD	6/16/2005 9:02:13 AM	manders	Updated PLS
POD	6/16/2005 9:00:40 AM	manders	Updated shape

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

RIGHT NUMBER: 37-4369

NAME AND ADDRESS: SUN VALLEY LAND & MINERALS INC
PO BOX 1959
SUN VALLEY ID 83353

Director's
Report

SOURCE: DEER CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 102.00 AFY

Right Nos. 37-2446 and 37-4369 are limited to a total combined diversion rate of 10.0 cfs.

The combined storage volume of the four (4) ponds shall not exceed 102 af for the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed.

PRIORITY DATE: 12/31/1949

POINT OF

DIVERSION: T03N R17E S27 SESWSE Within BLAINE County

T03N R17E S34 NWNWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION STORAGE	01/01 12/31	102.00 AFY

PLACE OF USE: RECREATION STORAGE in BLAINE County

T03N R17E S27	SWSE	T03N R17E S27	SESE
T03N R17E S34	NWNE		

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

The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.

The volume 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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-4369 V1

WATER RIGHT NUMBER: 37-4369 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SUN VALLEY SHAMROCK RESOURCES INC PO BOX 912 HAILEY, ID 83333
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1959 SUN VALLEY, ID 83353 (208) 726-4113
Representative	BROCKWAY ENGINEERING PLLC C/O ERICK POWELL 2016 N WASHINGTON ST STE 4 TWIN FALLS, ID 83301 (208)736-8543
Attorney	LAWSON LASKI CLARK & POGUE PLLC 675 SUN VALLEY RD STE A PO BOX 3310 KETCHUM, ID 83340 (208)725-0055

Priority Date: 12/31/1949

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
DEER CREEK	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION STORAGE	01/01 to 12/31		102.00 AF
	<u>Total Diversion:</u>		102.00 AF

Location of Point(s) of Diversion

DEER CREEK BLAINE County	NW1/4NW1/4NE1/4	Sec. 34,	Twp 03N,	Rge 17E, B.M.
DEER CREEK BLAINE County	SE1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.

Place of Use

RECREATION STORAGE

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-4369 V1

Conditions of Approval:

1. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
2. 020 Use of water under this right may be affected by agreements between the protestants and the right holder.
3. 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.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. N11 The volume of water decreed for this water right is not a determination of historical beneficial use.
6. T07 The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.
7. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
8. E51 Right Nos. 37-2446 and 37-4369 are limited to a total combined diversion rate of 10.0 cfs.
9. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
10. The combined storage volume of the four (4) ponds shall not exceed 102 af for the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed.
11. C18 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.

Remarks:Comments:

1. PSKAGGS 7/16/2002 11:57:58 AM Transferred Right
Comment: This is now a approved transfer, transfer number = 68545

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	9/19/2002 1:27:30 PM	segbert	Created polygon from PLS
POD	9/19/2002 1:28:05 PM	segbert	Edited point location
POD	9/19/2002 1:28:29 PM	segbert	Edited point location
POD	6/16/2005 9:03:38 AM	manders	Updated PLS
POU	6/16/2005 9:04:41 AM	manders	Updated shape for Active POU

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-4369

Conditions of Approval:

1. Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.
2. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
3. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
4. 020 Use of water under this right may be affected by agreements between the protestants and the right holder.
5. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
6. After specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
7. T07 The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.
8. 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.
9. Approval of this transfer is not a determination of the historical volume of water stored.
10. T08 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. WB4 The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.

Remarks:Comments:

1. CSKINNER 11/7/2000 TRANSFER NO. 5862

Comment: Transfer #5862 filed on 10/11/2000 proposes to add a point of diversion and change the place of use of rights 37-02446 and 37-04369 to describe changes made to a water storage facility. "

2. scurtis 7/16/2002 11:57:49 AM Transferred Right

Comment: This is now an approved transfer, transfer number = 68545

3. segbert 4/20/2009 10:02:02 AM POD

Comment: PODID 525507 correlated from SpatialDataID 337047 to SpatialDataID 398627

4. segbert 2/4/2010 3:24:40 PM POD

Comment: PODID 525506 correlated from SpatialDataID 340479 to SpatialDataID 399471

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-4100 V1

WATER RIGHT NUMBER: 37-4100 V1

<u>Owner Type</u>	<u>Name and Address</u>
Representative	BROCKWAY ENGINEERING PLLC C/O ERICK POWELL 2016 N WASHINGTON ST STE 4 TWIN FALLS, ID 83301 (208)736-8543
Original Owner	VERNON W GOLDSMITH PO BOX 2337 BOISE, ID 83701
Original Owner	INTERSTATE INVESTMENT CORP C/O LAW OFFICES PO BOX 2740 HAILEY, ID 83333 (208)788-2427
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1959 SUN VALLEY, ID 83353 (208) 726-4113

Priority Date: 09/06/1956

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	DEER CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	01/01 to 12/31	0.250 CFS	
	<u>Total Diversion:</u>	0.250 CFS	

Location of Point(s) of Diversion

SPRING	NE1/4NW1/4	Sec. 34, Twp 03N, Rge 17E, B.M.
BLAINE County		

Place of Use

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	17E	34					X												

Conditions of Approval:

1. C18 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.

Remarks:Comments:

1. mvanbussum 2/7/2007 Copied from remarks
Comment: Claim 37-21614 for cold water from Deer Creek also used in pool. Place of use under long term lease with Goldsmith and subject to terms of lease

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21614 V1

WATER RIGHT NUMBER: 37-21614 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1959 SUN VALLEY, ID 83353 (208) 726-4113
Representative	BROCKWAY ENGINEERING PLLC C/O ERICK POWELL 2016 N WASHINGTON ST STE 4 TWIN FALLS, ID 83301 (208) 736-8543
Attorney	LAWSON LASKI CLARK & POGUE PLLC 675 SUN VALLEY RD STE A PO BOX 3310 KETCHUM, ID 83340 (208) 725-0055

Priority Date: 09/06/1956

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
DEER CREEK	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	01/01 to 12/31	0.240 CFS	
	<u>Total Diversion:</u>	0.240 CFS	

Location of Point(s) of Diversion

DEER CREEK	NE1/4NW1/4	Sec. 34, Twp 03N, Rge 17E, B.M.
BLAINE County		

Place of Use

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	17E	34					X												

Conditions of Approval:

1. C18 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.

Comments:

1. jdean 2/7/2007 Copied from claim

Comment: Claim 37-4100 for hot water from spring also used in pool. Place of use under long term lease with Goldsmith and subject to terms of lease

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

RIGHT NUMBER: 37-4368B

NAME AND ADDRESS: SUN VALLEY LAND & MINERALS INC
PO BOX 1959
SUN VALLEY ID 83353

SOURCE: CLARENDON HOT SPRINGS

TRIBUTARY: DEER CREEK

QUANTITY: 0.130 CFS

PRIORITY DATE: 09/01/1883

POINT OF

DIVERSION: T03N R17E S27 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
HEATING	01/01 12/31	0.130 CFS
RECREATION	01/01 12/31	0.130 CFS

PLACE OF USE: HEATING in BLAINE County

T03N R17E S27 SWSE

RECREATION in BLAINE County

T03N R17E S27 SWSE

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 - Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-4368B V1

WATER RIGHT NUMBER: 37-4368B V1

<u>Owner Type</u>	<u>Name and Address</u>
Representative	BROCKWAY ENGINEERING PLLC C/O ERICK POWELL 2016 N WASHINGTON ST STE 4 TWIN FALLS, ID 83301 (208)736-8543
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1959 SUN VALLEY, ID 83353 (208) 726-4113

Priority Date: 09/01/1883

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
CLARENDON HOT SPRINGS	DEER CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
HEATING	01/01 to 12/31	0.130 CFS	
RECREATION	01/01 to 12/31	0.130 CFS	
<u>Total Diversion:</u>		0.130 CFS	

Location of Point(s) of Diversion

CLARENDON HOT SPRINGS	NW1/4SW1/4SE1/4	Sec. 27, Twp 03N, Rge 17E, B.M.
BLAINE County		

Place of Use

HEATING

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 17E 27															X		

RECREATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 17E 27															X		

Conditions of Approval:

1. C18 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.

Remarks:Comments:

1. kchriste 2/1/2007 recommended uses
Comment: Heating uses are 2 homes at the Fairbanks lease, the caretakers home, the lodge (now torn down), a hot tub at the Fairbanks, a hot tub at the caretakers, a bath house, and a swimming pool.

United States on behalf of the
USDA Forest Service

David L. Negri
Attorney, U.S. Department of Justice
Environment and Natural Resources

Kelly K. Christensen
Sr. Water Resource Agent

Date _____

Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

Date _____

11/08/2010

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

RIGHT NUMBER: 37-22128

NAME AND ADDRESS: SUN VALLEY LAND & MINERALS INC
PO BOX 1959
SUN VALLEY ID 83353

SOURCE: GROUND WATER

AKC

TRIBUTARY:

QUANTITY: 0.160 CFS
44.90 AFY

PRIORITY DATE: 07/01/1940

POINT OF
DIVERSION:

T03N R17E S27 NESWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 SWSWSE 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	0.040 CFS 4.90 AFY
HEATING	01/01 12/31	0.130 CFS 40.00 AFY
RECREATION	01/01 12/31	0.130 CFS 24.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

~~T03N R17E S27~~ ~~NWSE~~ ~~0.10~~ T03N R17E S27 SWSE 1.30

HEATING in BLAINE County

T03N R17E S27 SWSE

RECREATION in BLAINE County

T03N R17E S27 SWSE

1.3 4-4 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

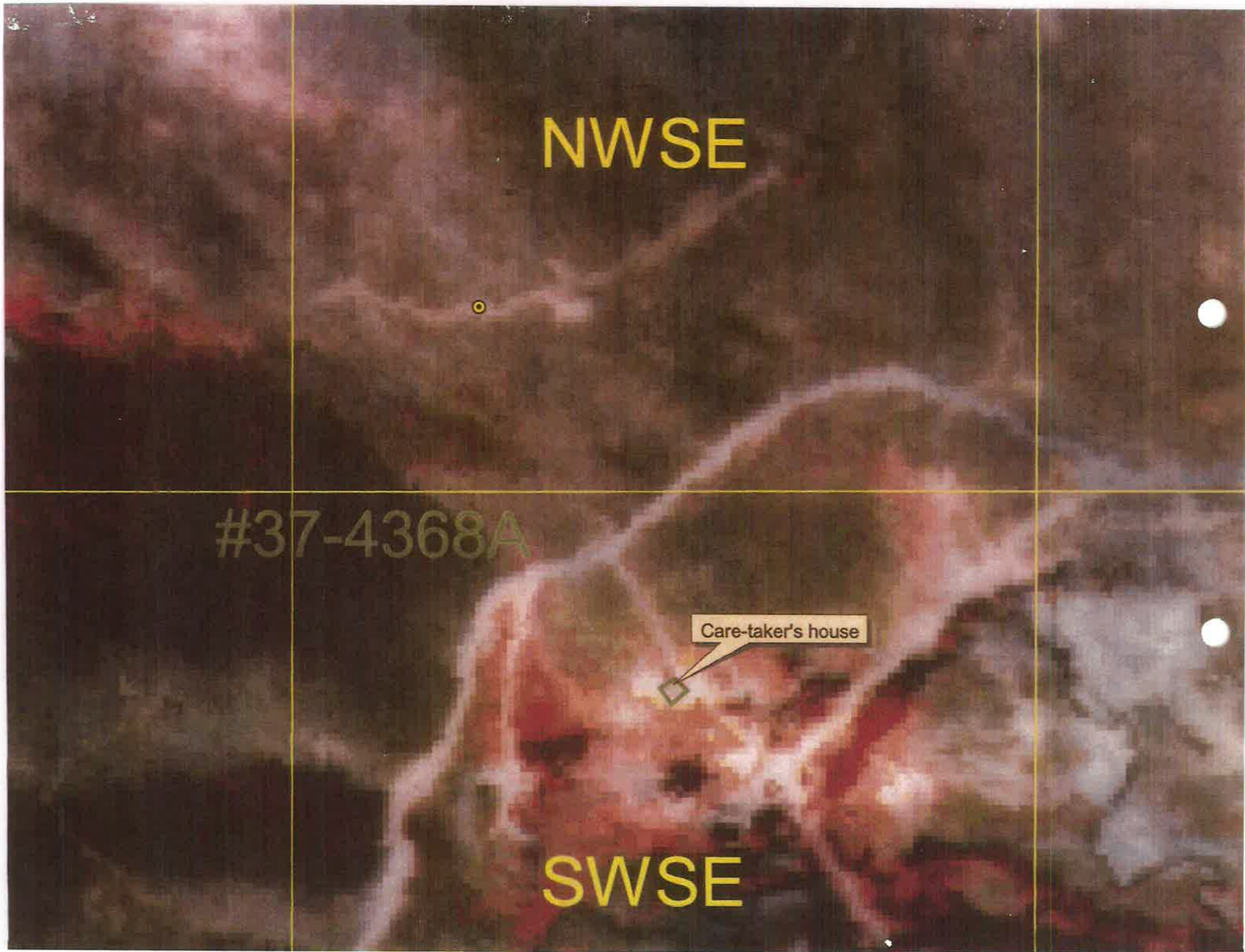
This right is a split from former right 37-4370.

NWSE

#37-4368A

Care-taker's house

SWSE



Field Exam Data Form

Claim(s): 37-4370

Recom = Disallowed

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

37-4370

├── 37-22127

└── 37-22128

Reviewer: _____

Date: _____

GPS file name	Easting	Northing	Plate No.	Photo Id.

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

Date: _____

Background Data

- Statutory Claim
- Source is Groundwater
- Claimed
 - 0.2 cfs for Irrigation
 - 0.13 cfs for Heating
 - 0.12 cfs for Domestic
 - 0.13 cfs for Recreation

Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

1987 Aerial Photo



Where is
irrigation?

Where are
8 trailers?

1992 Aerial Photo



Where is
irrigation?

Where are
8 trailers?

Correct POUs for
bath houses?
Same as 37-
4368B



Correct POUs for home,
lodge?

Deer Creek

*Bath House
Cave Takers House
Fairbanks House*

Notes

T3N R17E Section 27

- Is the POU correct?
- There does not appear to be irrigated land on 1987 & 1992 photos – Is there irrigated land?
- Where are the 8 trailers?
- Domestic use for 1 household is claimed in 37-4368A. Is that the same household being claimed here?
- Are the bath houses the same as those claimed for 37-4368B?
- Is there more than 1 POD? Need to GPS all POD(s).
- We need evidence of priority

CONVERSATION MEMORANDUM

RE: Snake River Basin Adjudication Water Right Nos. A63-4368A

Change In Ownership

January 4, 2007

Charles Brockway called and left a message for me to return his call. Therefore, I called #736-8543 and left a message for him to return my call.

January 5, 2007

Chuck Brockway called and is concerned that this claim is in the name of Deer Creek Ranch because the property is actually owned by Sun Valley Land and Minerals. He was concerned that we were going to recommend it in Deer Creek's name and even suggested that I now recommend it.

Investigator Robin Wells wrote, "According to [Jim] Stone, claim #37-04368A, as a result of a suit, is now "Sun Valley Land and Minerals" instead of "Deer Creek Ranch." (See *Investigator's Notes*, dated 8/26/05, in file) I read this statement to Mr. Brockway and told him that all he needs to do to remedy this situation is to file a *Change In Water Right Ownership* form and submit the proper legal document(s), preferably a Warranty Deed, in order to change the ownership of this claim from Deer Creek Ranch to Sun Valley Land and Minerals.

Kimberly Brown
Senior Water Resource Agent
Western Region

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-4368A
Evidence of Priority**

January 3, 2007

Based on Robin Well's *Investigator's Notes*, dated 8/26/05, which state, "... Investigator Wells was referred to Dr. Charles Brockway for ... evidence of priority," I called #208-736-8543 and left a message with Mr. Brockway's secretary to return my call in order to supply evidence of priority.

In the interim, I also called Donna Kelsey's telephone number (#208-726-4113) and left a message on her answering machine to return my call regarding evidence of priority. I then called Jim Stone (#208-309-1359) and he answered the telephone. I briefly explained what was needed to substantiate the claimed priority date of 1883 and Mr. Stone promptly informed me that the Clarendon Hot Springs have been in continuous use since the early 1880s to heat various residences around them. He also mentioned that the original house was once a hotel and has been on the property since the 1880s. When I asked specifically when the caretaker's house was built, which pertains to this water right, Mr. Stone stated that believes it has been in existence since the early 1880s also.

I told Mr. Stone that I would use his statement as evidence of priority for this claim and that nothing further would need to be submitted. As an aside, I also looked up other Deer Creek Ranch water rights in our data base and found that 37-4296, a decreed right whose source is a spring for stockwater purposes, has a priority date of 1890.

Kimberly Brown
Senior Water Resource Agent
Western Region

11/08/2010

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

SF-5

RIGHT NUMBER: 37-22128

NAME AND ADDRESS: SUN VALLEY LAND & MINERALS INC
PO BOX 1959
SUN VALLEY ID 83353

VERIFIED BY KKC
12-15-10

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.160 CFS
44.90 AFY

PRIORITY DATE: 07/01/1940

POINT OF
DIVERSION:

T03N R17E S27 NESWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 SWSWSE 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	0.040 CFS 4.90 AFY
HEATING	01/01 12/31	0.130 CFS 40.00 AFY
RECREATION	01/01 12/31	0.130 CFS 24.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

~~T03N R17E S27 NWSE 0.10~~ T03N R17E S27 SWSE 1.30

HEATING in BLAINE County

T03N R17E S27 SWSE

RECREATION in BLAINE County

T03N R17E S27 SWSE

1.3 1-4 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 37-4370

08/30/2010

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

ADR
Submitted
8-30-2010

RIGHT NUMBER: 37-22128

NAME AND ADDRESS: SUN VALLEY LAND & MINERALS INC
PO BOX 1959
SUN VALLEY ID 83353

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.160 CFS
44.90 AFY

PRIORITY DATE: 07/01/1940

POINT OF
DIVERSION:

T03N R17E S27 NESWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 NWSWSE Within BLAINE County
T03N R17E S27 SWSWSE 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	0.040 CFS 4.90 AFY
HEATING	01/01 12/31	0.130 CFS 40.00 AFY
RECREATION	01/01 12/31	0.130 CFS 24.00 AFY

1.4 ac
* .03
.04 ac

PLACE OF USE: IRRIGATION in BLAINE County

T03N R17E S27 NWSE 0.10 T03N R17E S27 SWSE 1.30

HEATING in BLAINE County

T03N R17E S27 SWSE

RECREATION in BLAINE County

T03N R17E S27 SWSE

1.4 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 37-4370

<u>Owner Type</u>	<u>Name and Address</u>
Representative	BROCKWAY ENGINEERING 2016 N WASHINGTON ST STE 4 TWIN FALLS, ID 83301 (208)736-8543
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1959 SUN VALLEY, ID 83353 (208) 726-4113
Attorney	LAWSON LASKI CLARK & POGUE PLLC 675 SUN VALLEY RD STE A PO BOX 3310 KETCHUM, ID 83340 (208)725-0055

Priority Date: 07/01/1940
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15	to 10/31	0.030 CFS	3.50 AF
HEATING	01/01	to 12/31	0.130 CFS	40.00 AF
RECREATION	01/01	to 12/31	0.130 CFS	24.00 AF
	<u>Total Diversion:</u>		0.160 CFS	43.50 AF

GROUND WATER	NW1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.	BLAINE County
GROUND WATER	SW1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.	BLAINE County
GROUND WATER	NE1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.	BLAINE County
GROUND WATER	NW1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.	BLAINE County
GROUND WATER	NW1/4SW1/4SE1/4	Sec. 27,	Twp 03N,	Rge 17E, B.M.	BLAINE County

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
03N	17E	27															1.0		1.0

Total Acres: 1

[illegible]

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
03N	17E	27	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																	X		

Conditions of Approval:

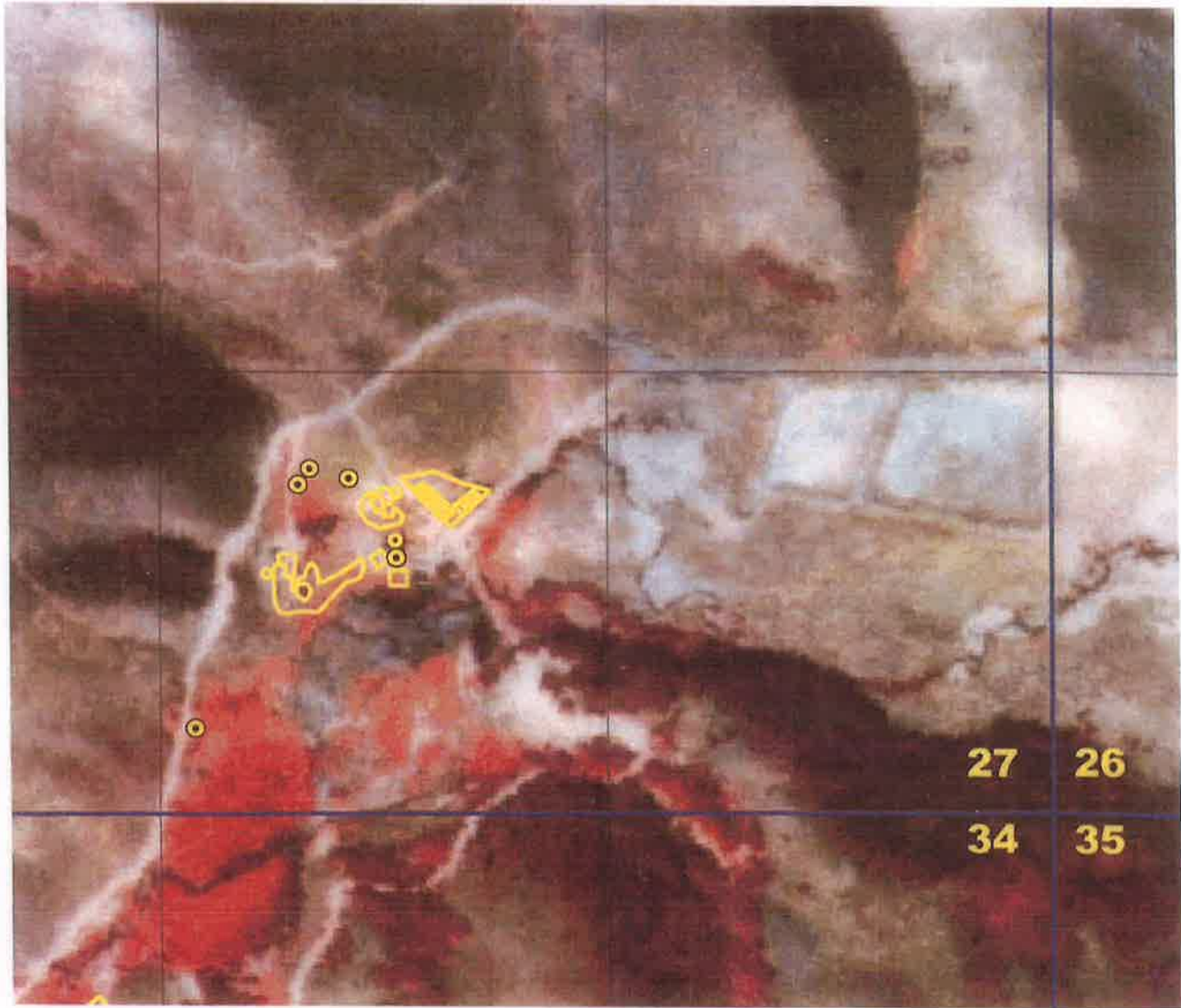
1. This right is a split from former right 37-4370 .
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

Comments:

1. jdean 2/6/2007 Copied from claim
Comment: Five wells exist for hot water. Not all wells are currently tied into the system.

Idaho Department of Water Resources
RECOMMENDED PLACE OF USE FOR
37-22128



600 0 600 1320 1980 Feet

PLACE OF USE
TWP 3N, RNG 17E, SEC 27
Data entry on February 2, 2007

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



Sun Valley Land and Minerals

Amended claim
due prior to Aug 31
to add 0.1 ac

37-4368B

22128

2446



37- 2128

