

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 37-577B
Date Received: 10/26/1988
Receipt No: M001781
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HIAWATHA CANAL WATER USERS ASSOCIATION OF LATERAL OR LATERALS Phone:
(208) 788-4498

PO BOX 669
HAILEY ID USA 83333

2. Date of Priority: 03/24/1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	18E	20	SW NW	BLAINE	

5. Description of diverting works:

VIA HIAWATHA CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MITIGATION	04/15	10/31	2.74	

7. Total Quantity Appropriated is:
2.74 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	3	SW	SW		MITIGATION	
02N	18E	4	NW	NE	3	MITIGATION	
			SW	NE		MITIGATION	
			SE	NE		MITIGATION	
			NE	NW		MITIGATION	
			SE	NW		MITIGATION	
			NE	SW		MITIGATION	
			NW	SW		MITIGATION	
			NE	SE		MITIGATION	
			NW	SE		MITIGATION	
			SE	SE		MITIGATION	
02N	18E	9	NE	NE		MITIGATION	
02N	18E	10	SW	NE		MITIGATION	
			SE	NE		MITIGATION	
			NE	NW		MITIGATION	
			NW	NW		MITIGATION	
			SW	NW		MITIGATION	
			SE	NW		MITIGATION	
			NW	SW		MITIGATION	
			SW	SW		MITIGATION	
			SE	SW		MITIGATION	
			NE	SE		MITIGATION	
			NW	SE		MITIGATION	
			SW	SE		MITIGATION	
			SE	SE		MITIGATION	
02N	18E	14	SW	NW		MITIGATION	
			NW	SW		MITIGATION	
			SW	SW		MITIGATION	
			SE	SW		MITIGATION	
02N	18E	15	NE	NE		MITIGATION	
			SW	NE		MITIGATION	
			SE	NE		MITIGATION	
			NE	NW		MITIGATION	
			SE	NW		MITIGATION	
			NE	SE		MITIGATION	
			NW	SE		MITIGATION	
			SE	SE		MITIGATION	
02N	18E	22	NE	NE		MITIGATION	
02N	18E	23	NW	NE		MITIGATION	
			SW	NE		MITIGATION	
			NE	NW		MITIGATION	
			NW	NW		MITIGATION	
			SW	NW		MITIGATION	
			SE	NW		MITIGATION	
			NE	SW		MITIGATION	
			SE	SW		MITIGATION	
			NW	SE		MITIGATION	
			SW	SE		MITIGATION	
			SE	SE		MITIGATION	
03N	18E	20	SW	NE		MITIGATION	
			SW	NW		MITIGATION	
			SE	NW		MITIGATION	
			NE	SW		MITIGATION	
			SE	SW		MITIGATION	

			NE	SE	MITIGATION
			NW	SE	MITIGATION
			SW	SE	MITIGATION
			SE	SE	MITIGATION
03N	18E	21	SW	SW	MITIGATION
03N	18E	28	NW	NW	MITIGATION
			SW	NW	MITIGATION
			NW	SW	MITIGATION
			SW	SW	MITIGATION
03N	18E	29	NE	NE	MITIGATION
			NW	NE	MITIGATION
			SW	NE	MITIGATION
			SE	NE	MITIGATION
			NE	SW	MITIGATION
			SW	SW	MITIGATION
			SE	SW	MITIGATION
			NE	SE	MITIGATION
			NW	SE	MITIGATION
			SE	SE	MITIGATION
03N	18E	32	NE	NE	MITIGATION
			SE	NE	MITIGATION
			NE	SE	MITIGATION
03N	18E	33	NE	NW	MITIGATION
			NW	NW	MITIGATION
			SW	NW	MITIGATION
			SE	NW	MITIGATION
			NE	SW	MITIGATION
			SE	SW	MITIGATION

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

amended claim received 11-1-2010. amendment enlarged the POV and changed the use to mitigation. Season of use changed to current standard also.

15. Basis of Claim: Decreed

SRBA Form No.42-1408-1 (Internet 2/08)

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 37-577B

Date Received:

Receipt No:

Received By:

Amended

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) See Attachment AMailing Address P.O. Box 889Hailey

ID

Phone (208)

By

ZIP 833332. Date of Priority (Only one (1) per claim) March 24, 1883

Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Big Wood Riverwhich is tributary to (b) Malad River4. a. Location of Point of Diversion is: Township 3N, Range 18E, Section 20
SW, 1/4 of NW, 1/4 Govt. Lot _____, BM., County of BlaineParcel (PIN) no. n/aAdditional points of diversion if any: noneIf available, GPS Coordinates n/a

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., 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. An existing headgate diverts water into the Hiawatha Canal and associated lateral ditches for delivery to private water right holders.

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

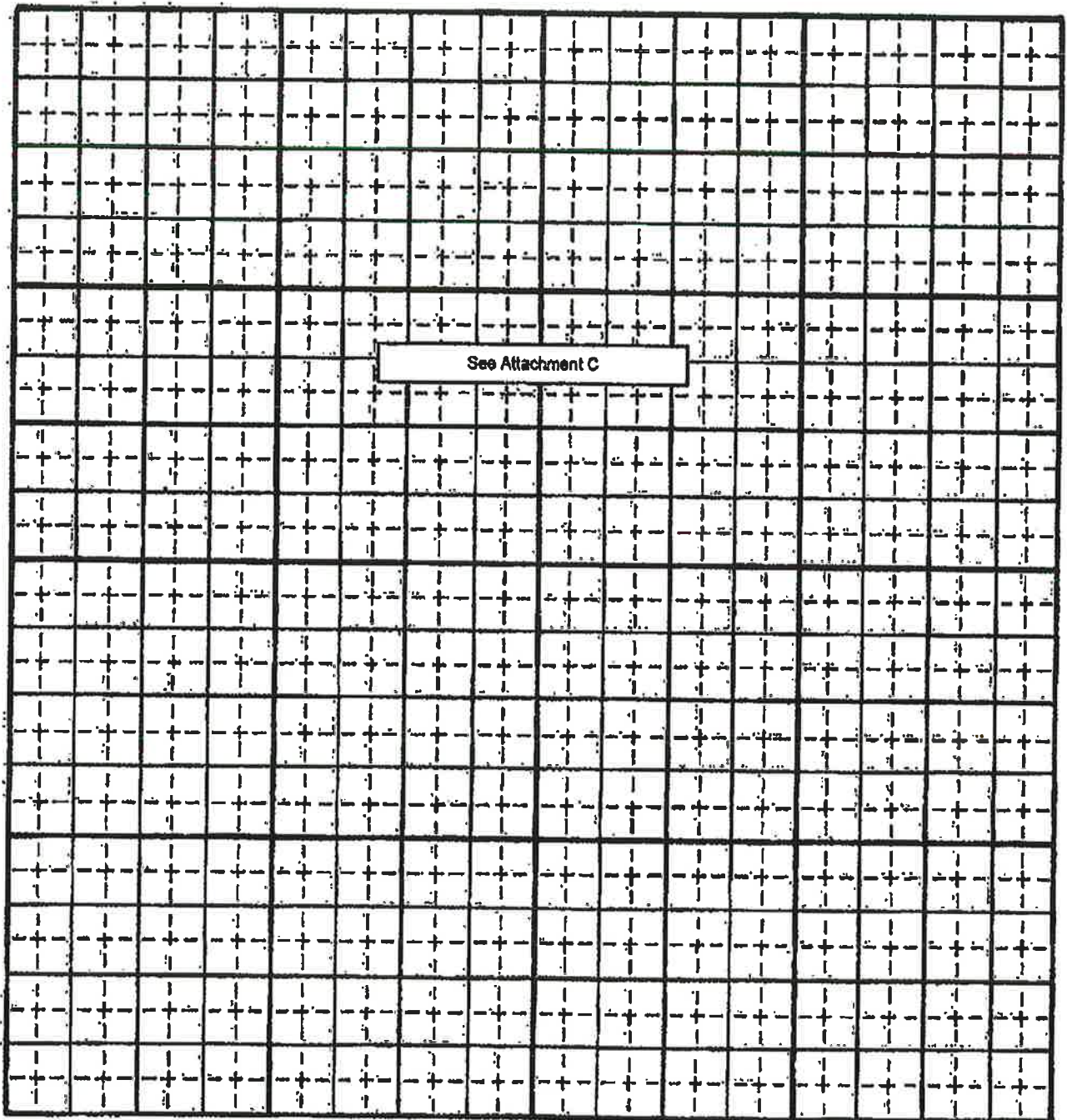
OCT 29 2010

Clerk

County Clerk

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 inches equals 1 mile



Last Name _____ Identification No. _____

14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License () Permit () Decree (✓)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices 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: 3

For Individuals: I/We do solemnly swear or affirm under penalty of perjury 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 under penalty of perjury that I am

Attorney In Fact of Hiawatha Canal
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____
Title Organization

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

Signature of Authorized Agent [Signature] Date 10/29/10

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of 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 _____ Date _____

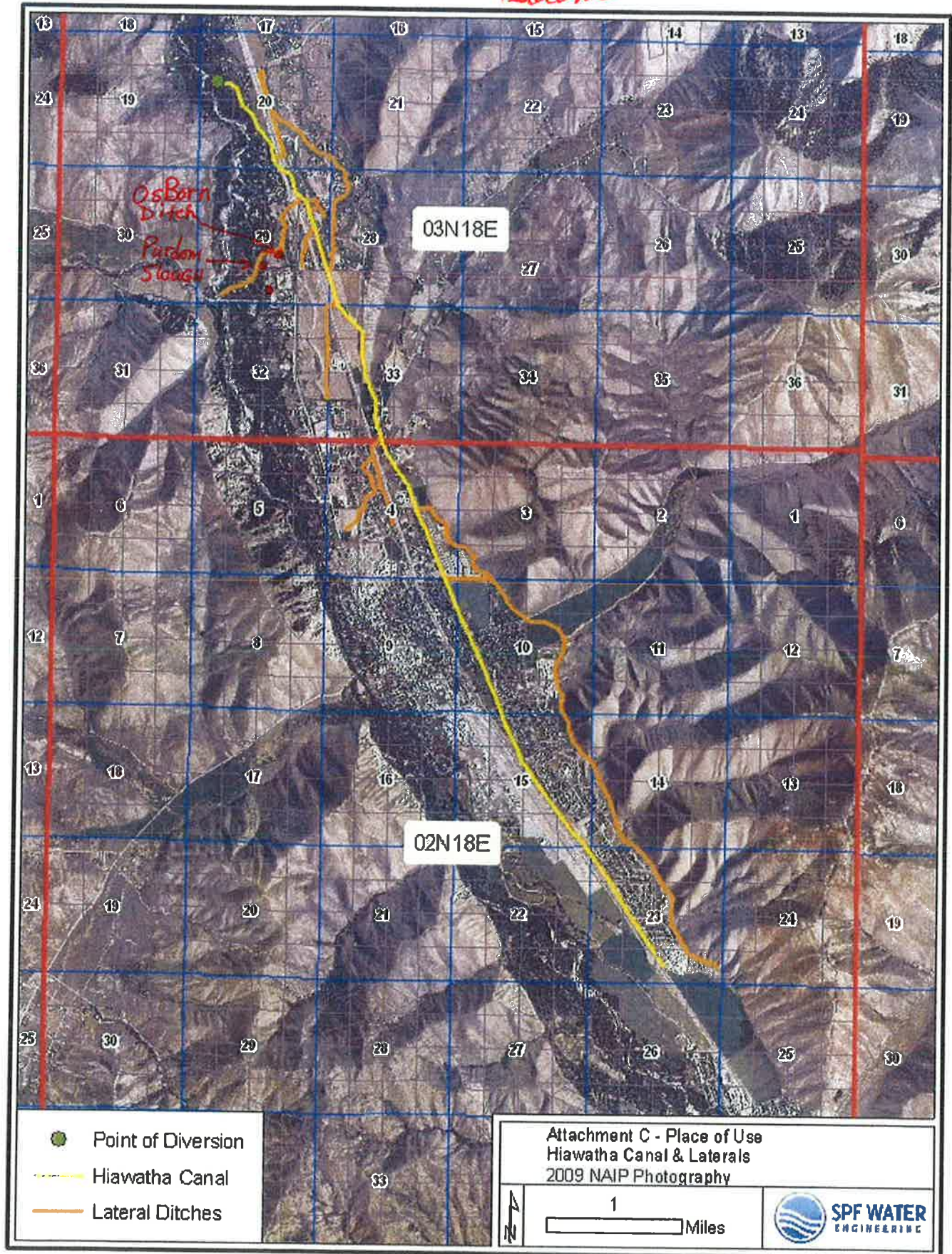
Address _____

Last Name _____ Identification No. _____

Attachment A

1. **Name of Claimant(s):** Hiawatha Canal Water Users' Association of Lateral or Laterals

Attachment to Amended
Relain



Attachment B - Place of Use

TOWNSHIP	RANGE	SEC	QQ	GOVT LOT NUM
02N	18E	23	NESW	
02N	18E	23	SESW	
02N	18E	23	NWSE	*
02N	18E	23	SWSE	
02N	18E	23	SESE	
03N	18E	20	SWNE	*
03N	18E	20	SWNW	
03N	18E	20	SENW	
03N	18E	20	NESW	
03N	18E	20	SESW	*
03N	18E	20	NESE	*
03N	18E	20	NWSE	
03N	18E	20	SWSE	
03N	18E	20	SESE	*
03N	18E	21	SWSW	*
03N	18E	28	NWNW	
03N	18E	28	SWNW	*
03N	18E	28	NWSW	
03N	18E	28	SWSW	
03N	18E	29	NENE	
03N	18E	29	NWNE	
03N	18E	29	SWNE	*
03N	18E	29	SENE	
03N	18E	29	NESW	*
03N	18E	29	SWSW	*
03N	18E	29	SESW	*
03N	18E	29	NESE	
03N	18E	29	NWSE	*
03N	18E	29	SESE	
03N	18E	32	NENE	
03N	18E	32	SENE	*
03N	18E	32	NESE	
03N	18E	33	NENW	*
03N	18E	33	NWNW	
03N	18E	33	SWNW	
03N	18E	33	SENW	
03N	18E	33	NESW	
03N	18E	33	SESW	

P/O

Attachment B - Place of Use

TOWNSHIP	RANGE	SEC	QQ	GOVT LOT NUM
02N	18E	3	SWSW	✓
02N	18E	4	NWNE	2
02N	18E	4	SWNE	✓
02N	18E	4	SENE	✓
02N	18E	4	NENW	3
02N	18E	4	SENW	*
02N	18E	4	NESW	*
02N	18E	4	NWSW	*
02N	18E	4	NESE	✓
02N	18E	4	NWSE	✓
02N	18E	4	SESE	✓
02N	18E	9	NENE	✓
02N	18E	10	SWNE	*
02N	18E	10	SENE	*
02N	18E	10	NENW	
02N	18E	10	NWNW	
02N	18E	10	SWNW	
02N	18E	10	SENW	
02N	18E	10	NWSW	
02N	18E	10	SWSW	
02N	18E	10	SESW	
02N	18E	10	NESE	*
02N	18E	10	NWSE	*
02N	18E	10	SWSE	*
02N	18E	10	SESE	*
02N	18E	14	SWNW	
02N	18E	14	NWSW	*
02N	18E	14	SWSW	
02N	18E	14	SESW	
02N	18E	15	NENE	
02N	18E	15	SWNE	
02N	18E	15	SENE	
02N	18E	15	NENW	*
02N	18E	15	SENW	
02N	18E	15	NESE	
02N	18E	15	NWSE	
02N	18E	15	SESE	
02N	18E	22	NENE	*
02N	18E	23	NWNE	
02N	18E	23	SWNE	
02N	18E	23	NENW	
02N	18E	23	NWNW	*
02N	18E	23	SWNW	
02N	18E	23	SENW	

37-577B Hiawatha Canal

APR 27-11

Allen did a conveyance loss calc.
to initially determine how much water should
be left in ditch to transfer a right out of.
Hia!

Made assumptions regarding seepage loss.
Regarding Speck. old conv loss ~~calc~~ out of date.

Doug - actual seepage value in canal
do ~~a~~ flow measurements in various reaches.

Supreme Ct precedence - prorata spread conv
loss across.

J.D. Spring Cr - right ordered for limited
Ch water master records. historical delivery of ~~offered~~
~~need~~ to right.

Allen analysis ended @ Flying hat.

Apr 26, 2011

37-577B 12097 13098
Booth 1 WR - transferred out rights

Fritz - above claims filed as stand-alone
originally recommended

AD's filed disallowing 12097-98

Hearwater Also has group of Abandon
claims now set in July 12 @ 10: (mitigation)

Fritz Dept do worstell. Spt not to do
then Hearwater will do.

Booth - forfeited rt-conveyance loss.

BLM to file late response.

New Status
Conf July 12 @ 10

July 12, 2011
Status Conf.

37-577B et al Hiawatha Canal 8 participants.
Haemmerle, Fred,
12097, 12098.

Between, claimant / dept.

* 2012 { Sept 10-11 ²⁰¹² trial date.
(Aug 28, 9:30 Pre trial

* Oct 25 9:30 status Conf
(2011)

#2 37-191, 483 905A B 908 11483 14296
2257 all disallowed.

Fritz - House cleaning not representing 14296
CC

Chris hold off on Allen to do conveyance loss.
calc. Fritz wants him to do it anyway.

* set trial as shown above Sept 10-11, 2012.

Sept 23, 2010

Canal Moved agreement City, Airport
signed agreement around 1970's (early)
has verbal agreement with City to divert
water into ~~water~~ flood channel.

Flood channel ends at Eccles

2N 18E Sec 24.

High Litch starts 2N18E Sec 6

Div to Northridge " " " " NENE channel
ends 2N 18E Sec 6 SWNW. (south end)

Cotton Wood Sec 29 NENE

Pump Station Valley Club. Sec 20? NE SW

Sec 33 home along Hiawatha Pump for canal

2N18E
Sec 4 SWNE } SESW.

Lost delivery 2N18E Sec 10

Rmk end of delivery

Fritz wants flood channel described
in Water Rights.

Eccles conveyance loss left in Hiawatha
to around Sec 23

Doug or I to come up with Canal Route.
Conveyance loss.

Hiawatha - develop diversions for Hiawatha & Rights.

9-7-10

37-577B, 12097, 12098

use = mitigation

Huawatha = ditch assm.

Fritz wants all ditches where there are ditches.

Meeting Sept 16th @ 10:00AM

★

BLM needs

Runk ditch crosses BLM with no irr.
(does not include any irrigation.)

Need to do An ADR.

need an amended claim.

Amendment claim Sept 30th

ADR Oct 29th

check sheet in Nov

Obj period Nov 29

Response deal Dec 14th

objections will not survive ADR.

Share P/u.

For Hiawatha Canal file

Dec 1. Fritz

Globally -

Hiawatha main ditch

3 trib. branches (3) High ditch

wants as 40 ac tract

① runs to Valley Club.

② thru North ridge Subd to Cropper.

③, High ditch

11953 } w R left from transfers.
11954 } consider define as mit and
leave in canal.

JD Spring Creek Ranch.

191, 334E 483 11483 11489

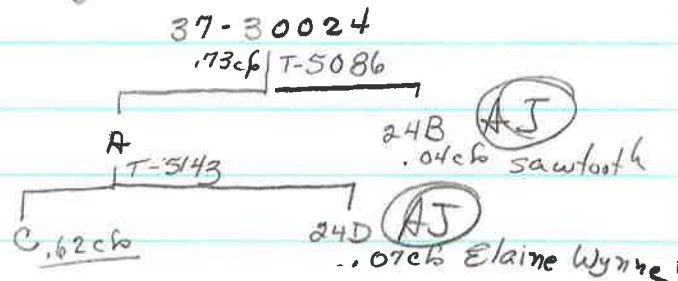
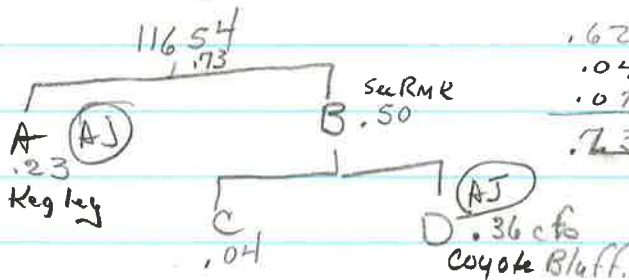
tried a transfer. Historically 20%

Allen did worst (included JD Right).

wants the losses from

906 - Hailey Right unobjectionally disallowed.

Regley
11657B } Reling
22157 } needs obj
1659B }



73
.08
.65
23
.36
.04
.07
70
103 left.

A. Hiawatha Canal Conveyance losses

- 1) Allen did a Worstell calculation limited to 1883 and earlier rights
- 2) Limited to the main canal only

B. Hiawatha Canal wants –

- 1) Ditch route to include
 - a. *At least 8 side channels It is not known if Hiawatha Canal has legal control over the channels or not.*
 - b. *May include a pipeline for Valley Club*
 - c. *SPF laterals includes 1 ditch that crosses the Osborn ditch, Purdum slough and reaches the Big Wood near Deer Flat road. (Unlikely route)*
 - d. *Other ditches do not exactly match routes drawn by Cropper on Hiawatha Canal Area Map*
 - e. *Main canal route includes abandoned channel southeast of Quigley Creek, last used around 1974.*
 - f. *To Include waste channel south of cemetery (the last user on the main Hiawatha Canal channel.*
- 2) Tuthill to do conveyance loss measurement of the canal system

C. Hiawatha Canal users include

- 1) Normal irrigation rights from canal with Sec 20 SWNW as the POD
- 2) Rights with mitigation/conveyance losses determined through the transfer process.
- 3) Total diversion rate may include
 - a. *Mitigation uses to be left in the Hiawatha Canal*
 - b. *Mitigation uses to be left in other ditches*
 - c. *River losses NOT to be delivered into the Hiawatha Canal*
- 4) Rights exist with Wrong POD legal description
 - a. *Rights are 37-577CL and 37-577BR*
 - b. *Confirmation from Fritz and Kevin requested*

- 5) Rights exist that identify alternative POD descriptions but include remarks that require mitigation/conveyance losses to be turned into the Hiawatha Canal.

D. Hand sketch of Hiawatha canal route showing approximate right delivery locations.

E. Hiawatha Canal Co delivery documents sorted by priority date. Report date not known probably 2009 or 2010. May not be complete

F. Fritz submitted a 9 claim filing on a single claim form

- 1) Not data entered yet. Notified Fritz that they could be combined into 4 claim groups based upon Priority Date
Generated 4 numbers for use. 37-22630 → 22633
- 2) Two claims disallowed based upon no evidence that they ever actually were valid rights
- 3) One right 37-22157 = unrecognized remainder after transfers and ownership changes.
- 4) Others associated with the canal abandoned in 1974, South of Quigley Creek
- 5) Fritz also represents Beekwilder (37-918). In a status conference discussion about a conflict of interest Fritz stated that he did not represent Marcroft (37-14296) Duh.

G. Docs generated

- 1) 1 Proof reports for the nine claims
- 2) Analysis of slit/transfer history for 37-22157
- 3) Gary Spackman's memo regarding Davis gp rights and possible transfer disallowing of rights 37-191 648, 483 etc.
- 4) Quit claim deeds regarding Davis Investment Group
- 5) Summary of 9 late claims misc info.
- 6) Map showing general location of the 9 claims
- 7) Summary of 9 claims with short notes
- 8) 2004 WaterMaster listing of Loss to river and/or mitigation deliveries
- 9) Review of the side laterals off of the Hiawatha Canal

10) Hiawatha Canal rights listing showing rates where no conveyance losses have been determined through an administrative action. A simple suggestion @ 20% would give an additional 8.28 cfs that could possibly be conveyance losses.

11) A 9 page listing of canal rights with notes.

H. File 37-12097 Hiawatha Canal

1) A disallowed claim but carried on WaterMaster books as conveyance loss/mitigation for the canal.

2) History of right not known

I. File 37-12098 Hiawatha Canal

1) A disallowed claim but carried on WaterMaster books as conveyance loss/mitigation for the canal.

2) History of right not known

J. File 37-577B

1) 2.74 cfs decreed Frost decree for conveyance losses in first 900 ft.

2) Albrethsen vs Wood River Land Company decree (June 27, 1925) Affirms the 2.74 cfs and other Riley right history

3) Allen's Conveyance loss calculations for 1883 and earlier rights

4) Listing of Disallowed rights with Sec 20 SWNE legal desc sent to Fritz 8-27-2007.

5) Various status conference notes.

12/28/2010

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

RIGHT NUMBER: 37-577B

NAME AND ADDRESS: HIAWATHA CANAL WATER USERS ASSOCIATION OF LATERAL OR LATERALS
PO BOX 669
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 2.740 CFS

To prevent injury to other water right holders, the watermaster shall deliver 2.74 cfs of this right into the Hiawatha Canal where it shall remain undiverted.

PRIORITY DATE: 03/24/1883

POINT OF
DIVERSION:

T03N R18E S20 SWNW*Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MITIGATION

04/15 10/31

2.740 CFS

PLACE OF USE:

MITIGATION in BLAINE County

T02N R18E S03	SWSW	T02N R18E S04 Lot 2	NWNE
T02N R18E S04	SWNE	T02N R18E S04	SENE
T02N R18E S04 Lot 3	NENW	T02N R18E S04	NESE
T02N R18E S04	NWSE	T02N R18E S04	SESE
T02N R18E S09	NENE	T02N R18E S10	NENW
T02N R18E S10	NWNW	T02N R18E S10	SWNW
T02N R18E S10	SENE	T02N R18E S10	NWSW
T02N R18E S10	SWSW	T02N R18E S10	SESW
T03N R18E S20	SWNW	T03N R18E S20	SENE
T03N R18E S20	NESW	T03N R18E S20	NWSE
T03N R18E S20	SWSE	T03N R18E S28	SWSW
T03N R18E S29	NENE	T03N R18E S29	NWNE
T03N R18E S29	SENE	T03N R18E S29	NESE
T03N R18E S29	SESE	T03N R18E S33	NWNW
T03N R18E S33	SWNW	T03N R18E S33	SENE
T03N R18E S33	NESW	T03N R18E S33	SESW

Starting at the point of diversion this right is appurtenant to the first 900 ft of the Hiawatha Canal

The Place of Use on federal ground in TWP 2N, Rng 18E Sec 4 SENE does not include any irrigation uses.

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

ADR.

VERIFIED BY

KKC

12-28-2010

Christensen, Kelly

From: Christensen, Kelly
Sent: Wednesday, November 18, 2009 3:51 PM
To: Bromley, Chris; Spencer, Nick; Jones, Doug; Ridgeway, Renea; Merritt, Allen
Subject: 37-191 JD Spring cr hearing Dec 1

I just got a call from Fritz regarding the Hiawatha conveyance loss issues which is tied to JD Spring Cr Ranch

1. He wants the Hiawatha identified as the main channel and three other sections
 - a. The High Ditch
 - b. Thru North Ridge Subdivision to Cropper
 - c. Ditch thru Valley Club

*37-11953 1891 @ .06 cfs } Wood River Valley Irr
37-11954 1886 @ .80 cfs }*
2. Wants leftover rate from 37-11953 and 37-11954 left in canal as mitigation
3. Of course, the conveyance losses for the JD Spring Creek rights 191, 334E, 483, 11483, and 11489. He was thinking of around the 20% range. He thought that Allen had included them in his Worstel calculations for the Hiawatha
4. Thinking about filing an objection to 37-906 to get the conveyance losses (I believe that this one is an unobjected to disallowed right.)
5. Also thinking about objecting to Kegley rights. I did some quick research and found,
 - a. 37-11657B disallowed as Kegley relinquished the allocation right on which it was based to get a transfer through.
 - b. 37-11659B disallowed as Kegley relinquished the allocation right on which it was based to get a transfer through.
 - c. 37-22157 disallowed. Need more research on this one. It is a leftover piece after two transfers.

Will send item 5 to Fritz following this e-mail.

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

Christensen, Kelly

From: Craig Hobdey [hobdeycraig@hotmail.com]
Sent: Thursday, September 23, 2010 2:02 PM
To: Jones, Doug; Christensen, Kelly
Cc: Fritz
Subject: Hiawatha

Doug and/or Kelly,

I believe the Hiawatha conveyance loss should include water already left in the Hiawatha, by way of prior approved transfers out of the Hiawatha, as well as water recommended in (to?) the Hiawatha as conveyance loss. Otherwise there will be more conveyance loss than necessary. In other words if the total loss at capacity is 3cfs and there is already 3cfs allocated to conveyance loss, no additional conveyance loss should be allowed.

Craig Hobdey

Mail backup\ 37-577B Hiwwatha canal etal

Fm Allen Merritt FW: Hiawatha spreadsheets revised Thu 8/21/2008 5:00 pm

Hiawatha Recommended 1883 plus.xls

Ba	Sequer	Suffix	Basis	Status	Priority	Date	Rate(cf	Volum	Source	Water Use(s)	Owner(s)	Ver	Source Table
37	657	A ✓	Decreed	Active		1881-05-01	0.02 ✓		BIG WOOI Irr		PULLEN, ANNE W ; PULLEN, RC	1	Recom
37	657	B ✓	Decreed	Active		1881-05-01	2.02 1.65		BIG WOOI Aest Stor, Div to stor, I		THE VALLEY CLUB INC	1	Recom
37	657	E ✓	Decreed	Active		1881-05-01	0.76 ✓		BIG WOOI Irr		COTTONWOOD CREEK INVEST	1	Recom
37	4	F ✓	Decreed	Active		1883-03-24	0.09 ✓	3.5	BIG WOOI Irr		THE CROSS CREEK TRUST	1	Recom
37	4	H ✓	Decreed	Active		1883-03-24	0.1 ✓		BIG WOOI Irr		SULLIVAN, COLLEEN R	1	Recom
37	4	K ✓	Decreed	Active		1883-03-24	0.13	20.8	BIG WOOI Irr		WILLARD, MICHAEL E	1	Recom
37	28	A ✓	Decreed	Active		1883-03-24	0.04		BIG WOOI Irr, S Wtr		BAZOVSKY, JOHN	1	Recom
37	28	B ✓	Decreed	Active		1883-03-24	0.04		BIG WOOI Irr		THE JEFFREY K RICE FAMILY T	1	Recom
37	28	F ✓	Decreed	Active		1883-03-24	0.48		BIG WOOI Irr		RED DEVIL MOUNTAIN HOMEOW	1	Recom
37	28	J ✓	Decreed	Active		1883-03-24	0.04		BIG WOOI Irr		KENNEDY, THOMAS A ; KIRBY,	1	Recom
37	28	K ✓	Decreed	Active		1883-03-24	0.04		BIG WOOI Irr		ELIZABETH MATHIEU REVOCAL	1	Recom
37	577	B ✓	Decreed	Active		1883-03-24	2.74		BIG WOOI Mitig		HIAWATHA CANAL WATER USE	1	Recom
37	577	BP ✓	Decreed	Active		1883-03-24	1.4		BIG WOOI Irr, Mitig		ECCLES FLYING HAT RANCH LI	1	Recom
37	577	BS ✓	Decreed	Active		1883-03-24	0.9 C.898		BIG WOOI Irr		BERNHAGEN-CROPPER, LINDA	1	Recom
37	577	BU ✓	Decreed	Active		1883-03-24	1.2		BIG WOOI Irr		THE VALLEY CLUB INC	2	Recom
37	577	BV ✓	Decreed	Active		1883-03-24	1.69		BIG WOOI Irr, Rec		THE VALLEY CLUB INC	2	Recom
37	577	CG ✓	Decreed	Active		1883-03-24	0.69		BIG WOOI Irr		COTTONWOOD CREEK INVEST	1	Recom
37	577	CK ✓	Decreed	Active		1883-03-24	0.1	5.3	BIG WOOI Aest Stor, Div to stor, I		WILLARD, MICHAEL E	1	Recom
37	577	CM ✓	Decreed	Active		1883-03-24	0.04		BIG WOOI Irr, Mitig		THOMAS-STEWART FAMILY TR	1	Recom
37	10717	✓	Decreed	Active		1883-03-24	2.86		BIG WOOI Mun		CITY OF HAILEY	2	Recom
37	11411	✓	Decreed	Active		1883-03-24	0.1		BIG WOOI Irr		GORMAN, DONNA F ; GORMAN,	1	Recom
37	11654	A ✓	Decreed	Active		1883-03-24	0.23 326		BIG WOOI Irr, S Wtr		KEGLEY, RODNEY	1	Recom
37	11654	D ✓	Decreed	Active		1883-03-24	0.36		BIG WOOI Irr		COYOTE BLUFF HOMEOWNER:	1	Recom
37	11704	✓	Decreed	Active		1883-03-24	0.02		BIG WOOI Irr		RICHMOND, LINDA ; RICHMOND	1	Recom
37	11757	✓	Decreed	Active		1883-03-24	0.04		BIG WOOI Dom		CLARK, JOHN H	1	Recom
37	11801	✓	Decreed	Active		1883-03-24	0.26		BIG WOOI Irr		HENRICUS P BEEKWILDER FAM	1	Recom
37	12097	✓	Decreed	Active		1883-03-24	0.15		BIG WOOI Mitig		HIAWATHA CANAL WATER USE	1	Recom
37	12098	✓	Decreed	Active		1883-03-24	0.02		BIG WOOI Mitig		HIAWATHA CANAL WATER USE	1	Recom
37	12106	✓	Decreed	Active		1883-03-24	0.1		BIG WOOI Irr		MIZER, MARY M	1	Recom
37	12746	A ✓	Decreed	Active		1883-03-24	0.05		BIG WOOI Irr		ARGYLE, JANET LEE	1	Recom
37	12818	C ✓	Decreed	Active		1883-03-24	0.06 7.28		BIG WOOI Irr		KUKURIN, JIM ; KUKURIN, MICH	1	Recom
37	12818	D ✓	Decreed	Active		1883-03-24	0.05 7		BIG WOOI Irr, Mitig		MARIANA S PAEN TRUST	1	Recom
37	20352	✓	Decreed	Active		1883-03-24	0.06 163		BIG WOOI Irr		PASSOVOY, SUSAN J	1	Recom
37	20355	✓	Decreed	Active		1883-03-24	0.07		BIG WOOI Irr		BRODERICK, LISA M ; BRODERI	1	Recom
37	20357	✓	Decreed	Active		1883-03-24	0.07 066		BIG WOOI Irr		CAT TRACK SELECT LLC	1	Recom
37	20358	✓	Decreed	Active		1883-03-24	0.07 166		BIG WOOI Irr		ALAN D BILLER AND NANCY T M	1	Recom

23D
on my list

37	20359 ✓	Decreed	Active	1883-03-24	0.04	BIG WOOL Irr	CHESNEL, CONNIE ; CHESNEL,	1	Recom
37	20402 ✓	Decreed	Active	1883-03-24	0.28	10.5 BIG WOOL Mitig	WILLIS, WALTER BRUCE	1	Recom
37	20440 ✓	Decreed	Active	1883-03-24	0.09	BIG WOOL Aest, Rec , Wildlife	DRAPER, PRISCILLA A ; DRAPE	1	Recom
37	20615 ✓	Decreed	Active	1883-03-24	0.19	BIG WOOL Irr	GRABHER, ELMAR ; GRABHER,	1	Recom
37	20616 ✓	Decreed	Active	1883-03-24	0.05	BIG WOOL Irr, Mitig	BURDICK, HENRY ; BURDICK, J.	1	Recom
37	20751 ✓	Decreed	Active	1883-03-24	0.13	30.8 BIG WOOL Irr	RINKER, HARRY S	1	Recom
37	20806 ✓	Decreed	Active	1883-03-24	0.06	BIG WOOL Irr	EVANS, JANET ; EVANS, MELVII	1	Recom
37	20807 ✓	Decreed	Active	1883-03-24	0.06	BIG WOOL Irr	RASOR, ERIC N ; RASOR, JOAN	1	Recom
37	20808 ✓	Decreed	Active	1883-03-24	0.03	BIG WOOL Irr	MYLNAR, JOAN ; MYLNAR, TIMC	1	Recom
37	20924 ✓	Decreed	Active	1883-03-24	0.63	BIG WOOL Irr	WILCOX, LORRAINE ; WILCOX,	1	Recom
37	20925 ✓	Decreed	Active	1883-03-24	0.19	BIG WOOL Irr	KOSS FAMILY LTD PARTNERSH	1	Recom
37	21112 ✓	Decreed	Active	1883-03-24	1.42	1.419 BIG WOOL Irr	MARATHON PARTNERS LLC	1	Recom
37	21113 ✓	Decreed	Active	1883-03-24	0.03	.026 BIG WOOL Mitig	THORNTON, C ROD	1	Recom
37	21114 ✓	Decreed	Active	1883-03-24	1.06	BIG WOOL Irr, Mitig	BLAINE COUNTY SCHOOL DIST	1	Recom
37	21115 ✓	Decreed	Active	1883-03-24	0.08	BIG WOOL Mitig	STURTEVANT, GREGG K	1	Recom
37	21116 ✓	Decreed	Active	1883-03-24	0.03	BIG WOOL Mitig	MILEY, JOHN	1	Recom
37	21123 ✓	Decreed	Active	1883-03-24	0.3	BIG WOOL Aest, Irr, Rec , S Wtr	PHILLIPS, EVELYN ; PHILLIPS, J	1	Recom
37	21124 ✓	Decreed	Active	1883-03-24	0.11	BIG WOOL Aest, Irr, Rec	ROSEKRANS, KATHLEEN B	1	Recom
37	21125 ✓	Decreed	Active	1883-03-24	0.07	BIG WOOL Aest, Irr, Rec	KNIGHT, CAROL ; KNIGHT, HOV	1	Recom
37	21130 ✓	Decreed	Active	1883-03-24	0.41	BIG WOOL Irr	OLD CUTTERS INC	1	Recom
37	21137 ✓	Decreed	Active	1883-03-24	3.2	BIG WOOL Irr	OLD CUTTERS INC	1	Recom
37	21139 ✓	Decreed	Active	1883-03-24	0.39	BIG WOOL Irr	OLD CUTTERS INC	1	Recom
37	21739 ✓	Decreed	Active	1883-03-24	0.39	BIG WOOL Irr	SAVARIA, ADELE S ; SAVARIA, I	1	Recom
37	21740 ✓	Decreed	Active	1883-03-24	0.03	BIG WOOL Irr	BAILEY, JILL ; BAILEY, THOMAS	1	Recom
37	21741 ✓	Decreed	Active	1883-03-24	0.06	BIG WOOL Irr	ALLRED II, JACKSON W ; ALLRE	1	Recom
37	21790 ✓	Decreed	Active	1883-03-24	0.03	BIG WOOL Irr	NORTHBRIDGE V SUBDIVISION C	1	Recom
37	21817 ✓	Decreed	Active	1883-03-24	0.93	BIG WOOL Irr	EMB-HAILEY LP A CALIFORNIA	1	Recom
37	21818 ✓	Decreed	Active	1883-03-24	0.01	BIG WOOL Irr	NORTHBRIDGE VI SUBDIVISION	1	Recom
37	21956 ✓	Decreed	Active	1883-03-24	0.11	BIG WOOL Irr, S Wtr	CROPPER, DAVID ; CROPPER, I	1	Recom
37	22118 ✓	Decreed	Active	1883-03-24	0.48	BIG WOOL Irr, S Wtr	JOHNSON, CHARLES M ; JOHN	1	Recom
37	22119 ✓	Decreed	Active	1883-03-24	0.48	BIG WOOL Irr, S Wtr	HICKEY, LOUISE ; HICKEY, THO	1	Recom

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CONVEYANCE LOSS - WORSTELL

NAME OF DITCH: Hiawatha Ditch with liner BY: adm DATE: 04/18/08
After moving Cutter to Dry Lot

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)	DELIVERY LOSS MINUS HIAWATHA RIGHTS FOR LOSS
Decree	900	24.0	10.00	2.73	0.00	22.72	0.1201	0.00	30.27	0.00
1	1910	18.0	3.00	1.30	6.52	22.72	0.0574	1.16	27.54	0.30
2	450	18.0	3.00	0.31	0.04	16.20	0.0190	0.01	19.72	0.00
3	480	18.0	3.00	0.33	0.02	16.16	0.0203	0.00	19.37	0.00
4	430	18.0	3.00	0.29	0.02	16.14	0.0182	0.00	19.02	0.00
5	1770	15.0	0.00	0.00	2.02	16.12	0.0000	0.47	18.71	0.12
6	730	15.0	0.00	0.00	1.45	14.10	0.0000	0.34	16.69	0.09
7	490	15.0	0.00	0.00	0.05	12.65	0.0000	0.01	15.24	0.00
8	1820	15.0	0.00	0.00	0.00	12.60	0.0000	0.00	15.19	0.00
9	1470	15.0	1.50	0.42	0.62	12.60	0.0332	0.17	15.19	0.04
10	4500	14.0	1.28	1.02	0.24	11.98	0.0850	0.08	14.15	0.02
11	680	12.0	1.00	0.10	2.17	11.74	0.0088	0.79	12.90	0.20
12	970	12.0	1.00	0.15	0.04	9.57	0.0154	0.02	10.62	0.00
13	350	12.0	1.00	0.05	0.13	9.53	0.0056	0.05	10.44	0.01
14	440	12.0	1.00	0.07	0.66	9.40	0.0071	0.26	10.25	0.07
15	1860	12.0	1.00	0.28	1.44	8.73	0.0323	0.61	9.52	0.16
16	530	12.0	1.00	0.08	0.82	7.29	0.0110	0.36	7.80	0.09
17	490	12.0	1.00	0.07	0.68	6.47	0.0115	0.30	6.90	0.08
18	460	12.0	1.00	0.07	0.36	5.79	0.0120	0.16	6.14	0.04
19	820	10.0	1.00	0.10	0.82	5.43	0.0191	0.39	5.71	0.10
20	650	7.0	0.66	0.04	1.55	4.61	0.0082	0.75	4.78	0.19
21	1260	4.0	0.66	0.04	0.20	3.06	0.0137	0.10	3.20	0.03
22	2900	4.0	0.66	0.10	2.86	2.86	0.0338	1.52	2.95	0.39
TOTALS	26360			7.55	22.72		0.4115	7.55		1.95

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS

AVE WIDTH = AVERAGE TOP WIDTH OF WATER SURFACE IN REACH

SEEPAGE = SOIL SEEPAGE RATE OF REACH

WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD

DELIVERY = TOTAL DELIVERIES IN REACH

DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)

LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT

DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY;
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH;
IF MULTIPLE RIGHTS WITHIN REACH, DELIVERY LOSSES SHOULD BE
PRORATED BASED ON SIZE OF DELIVERY FOR EACH RIGHT WITHIN REACH

FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

Mail backup\ 37-577B Hiawatha canal etal

Fm Allen Merritt FW: Hiawatha spreadsheets revised Thu 8/21/2008 5:00 pm

ADM - Hiawatha Canal Analysis 2008 after(2).xls

ADM - HIAWATHA CANAL Analysis 2008 Affd. XLS (three worksheets in file)

WORKSHEET Sheet 2

ADM HIAWATHA Canal Analysis 2008
Also Worksheet Sheet 2

WATERMASTER DELIVERY TO HIAWATHA CANAL

Year	May	June	July	Aug	Sept	
2000		23	36	27	14.5	22.5
1999		22	29	44	35	33
1998		28	37	33	24	46
1997		36	46	28	30	38
1996		18	61	72	36	38
1995		43	35	46	31	34
1994		43	49	11	3	3
1993		41	48	40	31	31
1992		45	41	21	2	3
1991		17	51	48	30	28
Average		31.6	43.3	37	23.65	27.65

Average for July & August
32.64

Note that July thru Sept 2000 the Eccles right was in the water bank.
Watermaster records indicate less water delivered but adjustment have been made to show diversions as if Eccles water remained in Hiawatha during this period. Actual Watermaster records show: July 20; Aug ... 11; Sept ... 19.
Note that Eccles = Flying Hat Ranch

ADM - #IAWATHA CANAL ANALYSIS 2008. After.XLS (3worksheets in file)
Worksheet - Sheet1 Pg1 Also Before.

WATER RIGHTS SHEET

[illegible]

Worksheet - Sheet 1 Pg 2

	Hickey	24	0.48	
	Phillips	24	0.48	
		Reach Sum =	1.440	
16	Wilcox	41	0.82	
		Reach Sum =	0.820	
17	Savaria	24	0.48	
	Argyle	2.5	0.05	
	McGraw	7.5	0.15	
		Reach Sum =	0.680	
18	Cord (Cutter)	200	4	
		Reach Sum =	4.000	
19	Grabher	55	1.1	
		Reach Sum =	0.824	
20	Dumke	72.5	1.45	
	Samson	5	0.1	
		Reach Sum =	1.550	
21	Mizer	5	0.1	
	Hennessy	5	0.1	
		Reach Sum =	0.200	
22	City of Hailey	142.9	2.858	
		Reach Sum =	2.858	
			22.721	

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file 7-BS-8
37-6-5
37-6

37-0577

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL
DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE
COUNTY OF BLAINE

MARTIN ALBRETHSEN, in behalf of himself
and other persons similarly situated with
him,

PLAINTIFF

vs

WOOD RIVER LAND COMPANY, a Corporation

DEFENDANT

BIG WOOD RIVER RESERVOIR AND CANAL COMPANY,
LIMITED, a Corporation

INTERVENOR,

IDAHO IRRIGATION COMPANY,
a Corporation,

INTERVENOR,

JAMES FARMER, and all other users of water
from Big Wood River similarly situated
with him,

INTERVENOR.

This cause came on regularly for hearing the 19th day of June, 1925,
before Hon. Dana E. Brinck, Judge presiding, in open court, under the in-
structions of the Supreme Court contained in its Remittitur heretofore filed
herein, and all parties having been heretofore duly notified of the time of
this hearing, the Court ordered the hearing to proceed and testimony to be
taken: Sullivan, Sullivan & Van Winkle appearing as counsel for the plain-
tiff, and all other parties failing to appear at the trial, oral testimony
was introduced and heard, and, the evidence being closed, the cause was
thereupon submitted to the Court for decision; and

It appearing to the Court that on the 29th day of January, 1921, a
judgment was entered in this court and cause wherein it was adjudged that
the plaintiff take nothing by his complaint; and,

That thereafter plaintiff duly appealed from said judgment to the
Supreme Court of the State of Idaho; and,

That thereafter, on the 8th day of February, 1924, by the opinion
and decision of said Supreme Court said judgment of said District Court was
duly reversed and said cause remanded to the above entitled Court with in-
structions to this court to set aside its said judgment theretofore made

Mail Backup, N. A. with a (a) (a)
37-577B claim for
37-577B claim for Recommendation
5-1-08 11:03 am

Attachment 37-577B claim creation decree

Pg 1/2

Pg 741-742
WR Backfile 37-30,000

JUDGMENT ON REMITTITUR

MICROFILMED
NOV 5 1936

MICROFILMED

37-577B claim creation
decree

Pg 2/2

77.26 cfs

and entered in this cause, and to adjudge and decree that all right, title and interest of the defendant, Wood River Land Company, a corporation, in and to the water of Big Wood River in excess of 3,863 inches has been abandoned and forfeited by said Wood River Land Company; and,

That the petition for rehearing of said decision of said Supreme Court made by said Wood River Land Company was denied and the decision of the Supreme Court of February 8, 1924, was adhered to with this modification, to-wit: that this cause be remanded to this court with instructions to take evidence and make findings upon the single question as to the amount of loss by seepage and evaporation in the canal of Wood River Land Company between the headgate or intake of said canal and a point in said canal approximately 900 feet below said headgate or intake aforesaid, and that this loss, if any, be added to the amount of water to which said Wood River Land Company is entitled as fixed by the former opinion of the Supreme Court under date of February 8, 1924, and with this modification, to enter judgment herein in accordance with said former opinion of February 8, 1924,; and,

900 ft of seepage

This Court now being fully advised in the premises, finds that the loss by seepage and evaporation in said canal from the headgate or intake thereof to a point approximately 900 feet down said canal amounts to 137 inches of water;

2.74 cfs

111.9 cfs

Now, Therefore, it is hereby adjudged and decreed that all right, title, and interest of the defendant, Wood River Land Company in and to the 5595 inches of the waters of Big Wood River, with priority dating from March 24, 1883, decreed to its predecessor in interest, W. T. Riley, in the case of S. C. FROST, et al, vs. Alturas Water Company, et al., by the District Court of the Fourth Judicial District of the State of Idaho, in and for Lincoln County, in excess of 4000 inches thereof, to-wit, 1595 inches of said decreed right, has been abandoned and forfeited by said Wood River Land Company, by its failure to apply more than 4000 inches of said decreed water, during the years 1910 to 1914, both inclusive, to the beneficial use for which it was appropriated.

80 cfs

It is ordered that no costs be awarded herein.

DATED: June 27, 1925

(Signed) Dana E. Brink
District Judge Presiding

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 10:00 A.M. July 7, 1925.

W. G. Swendsen
Commissioner of Reclamation

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Mail backup
37-5778 Hiawatha Canal et al
From: Mail msg KKC to Fritz 8/27/07 1:16 PM

File = 3n18w-20-swne.xls

<u>Bas</u>	<u>Seque</u>	<u>Suffi</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate/cf</u>	<u>Water Use</u>	<u>Owner(s)</u>
37	191		Decreed	Disallowed	1889-04-30	2.86	Irr	J D SPRING CREEK RANCH LLC
37	334 E		Decreed	Disallowed	1884-06-30	0.21	Irr	BLAINE COUNTY SCHOOL DISTRICT #61
37	483		Decreed	Disallowed	8/1/1902	3	Irr	J D SPRING CREEK RANCH LLC
37	577 BX		Decreed	Disallowed	1883-03-24	0.21	Irr	BLAINE COUNTY SCHOOL DISTRICT #61
37	905 A		Decreed	Disallowed	4/1/1940	0.14	Irr	TINGEY, LARUE B ; TINGEY, WAYNE H
37	905 B			Disallowed	4/1/1940	0.4	Irr	STIPA, BERND M ; STIPA, CHRISTIANE DONNELLY
37	906		Decreed	Disallowed	4/1/1940	1.04	Munic	CITY OF HAILEY
37	918			Disallowed	4/1/1940	0.1	Dom, Irr	HENRICUS P BEEKWILDER FAMILY REVOCABLE TRUST
37	11483		Decreed	Disallowed	1883-03-24	6.96	Irr	J D SPRING CREEK RANCH LLC
37	11489		Decreed	Disallowed	1889-04-30	14.14	Irr	J D SPRING CREEK RANCH LLC
37	11657 B			Disallowed	1886-06-01	0.66	Irr	COYOTE BLUFF RANCH LLC
37	11659 B			Disallowed	1889-05-04	0.56	Irr	COYOTE BLUFF RANCH LLC
37	11661 B			Disallowed	1890-05-21	0.46	Irr	COYOTE BLUFF RANCH LLC
37	14296		Decreed	Disallowed	1883-03-24	0.05	Irr	MARCROFT, BETTY V ; MARCROFT, GARY
37	21131		Decreed	Disallowed	1883-03-24	0.18	Irr	OLD CUTTERS INC
37	21138		Decreed	Disallowed	1883-03-24	1.41	Irr	OLD CUTTERS INC
37	21140		Decreed	Disallowed	1883-03-24	0.17	Irr	OLD CUTTERS INC
37	22055			Disallowed	1883-03-24	0.06	Irr	ROGERS, KIMBERLY N
37	22157		Decreed	Disallowed	1883-03-24	0.03	Irr	COYOTE BLUFF RANCH LLC

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 37-00577B
(Insert water right number)

**AMENDED
STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Hiawatha Canal Water users Association of Lateral or Laterals

Address: P.O. Box 669
Hailey, ID 83333

Daytime Phone:

Name & Address of Attorney, if any:

Fritz X. Haemmerle
P.O. Box 1800
Hailey, ID 83333

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

Name: Hiawatha Canal Water users Association of Lateral or Laterals

Address: P.O. Box 669
Hailey, ID 83333

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: Hiawatha Canal Water Users Association of Lateral or Laterals

2. ☐ : **Source**

Should be: _____

3. ☐ : **Quantity**

Should be: _____

4. ☐ : **Priority Date**

Should be: _____

5. ☐ : **Point(s) of Diversion**

Should be: _____

6. ☐ : **Instream Flow Description**

Should be: _____

7. ☐ : **Purpose(s) of Use**

Should be: _____

8. ☐ : **Period of Year**

Should be: _____

9. ☒ : **Place of Use**

Should be: all recommended and the following

<u>T03N R18E S 20 NWNW</u>	<u>T03N R18E S20 NENW</u>
<u>T03N R18E S 20 SWNW</u>	<u>T03N R18E S20 SENW</u>
<u>T03N R18E S 20 NWNE</u>	<u>T03N R18E S20 NENE</u>
<u>T03N R18E S 20 SWNE</u>	<u>T03N R18E S20 SENE</u>
<u>T03N R18E S 20 NWSE</u>	<u>T03N R18E S20 NESE</u>
<u>T03N R18E S 20 SWSE</u>	<u>T03N R18E S20 SESE</u>

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): Recommendation does not reflect actual and historical beneficial use.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Blaine)

Fritz X. Haemmerle, 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: _____

Notary Public for _____

Residing at: _____

My Commission Expires: _____

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on _____, 2008, I mailed the original and copies of this objection, including all attachments, to the following persons:

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

2. One copy to the claimant of the water right at the following address:

Name: Hiawatha Canal Water users Association of Lateral or Laterals
Address: P.O. Box 669
Hailey, ID 83333

3. Copies to:

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

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Signature of Objector or attorney mailing on Objector=s behalf

**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 37-10297
(Insert water right number)

**AMENDED
STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Hiawatha Canal Water users Association of Lateral or Laterals

Address: P.O. Box 669
Hailey, ID 83333

Daytime Phone:

Name & Address of Attorney, if any:

Fritz X. Haemmerle
P.O. Box 1800
Hailey, ID 83333

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

Name: Hiawatha Canal Water users Association of Lateral or Laterals

Address: P.O. Box 669
Hailey, ID 83333

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: Hiawatha Canal Water Users Association of Lateral or Laterals

2. ☐ : **Source**

Should be: _____

3. ☐ : **Quantity**

Should be: _____

4. ☐ : **Priority Date**

Should be: _____

5. ☐ : **Point(s) of Diversion**

Should be: _____

6. ☐ : **Instream Flow Description**

Should be: _____

7. ☐ : **Purpose(s) of Use**

Should be: _____

8. ☐ : **Period of Year**

Should be: _____

9. ☒ : **Place of Use**

Should be: all recommended and the following

<u>T03N R18E S 20 NWNW</u>	<u>T03N R18E S20 NENW</u>
<u>T03N R18E S 20 SWNW</u>	<u>T03N R18E S20 SENW</u>
<u>T03N R18E S 20 NWNE</u>	<u>T03N R18E S20 NENE</u>
<u>T03N R18E S 20 SWNE</u>	<u>T03N R18E S20 SENE</u>
<u>T03N R18E S 20 NWSE</u>	<u>T03N R18E S20 NESE</u>
<u>T03N R18E S 20 SWSE</u>	<u>T03N R18E S20 SESE</u>

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): Recommendation does not reflect actual and historical beneficial use.

VERIFICATION (Must be Completed)

State of Idaho)

) SS.

County of Blaine

Fritz X. Haemmerle

duly sworn, upon oath, deposes and says:

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: _____

Notary Public for _____

Residing at: _____

My Commission Expires: _____

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
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Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Hiawatha Canal Water users Association of Lateral or Laterals
Address: P.O. Box 669
Hailey, ID 83333

3. Copies to:

IDWR Document Depository
P.O. Box 83720
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Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Signature of Objector or attorney mailing on Objector=s behalf

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 37-10298
(Insert water right number)

**AMENDED
STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Hiawatha Canal Water users Association of Lateral or Laterals

Address: P.O. Box 669
Hailey, ID 83333

Daytime Phone:

Name & Address of Attorney, if any:

Fritz X. Haemmerle
P.O. Box 1800
Hailey, ID 83333

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

Name: Hiawatha Canal Water users Association of Lateral or Laterals

Address: P.O. Box 669
Hailey, ID 83333

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: Hiawatha Canal Water Users Association of Lateral or Laterals

2. ☐ : **Source**

Should be: _____

3. ☐ : **Quantity**

Should be: _____

4. ☐ : **Priority Date**

Should be: _____

5. ☐ : **Point(s) of Diversion**

Should be: _____

6. ☐ : **Instream Flow Description**

Should be: _____

7. ☐ : **Purpose(s) of Use**

Should be: _____

8. ☐ : **Period of Year**

Should be: _____

9. ☒ : **Place of Use**

Should be: all recommended and the following

<u>T03N R18E S 20 NWNW</u>	<u>T03N R18E S20 NENW</u>
<u>T03N R18E S 20 SWNW</u>	<u>T03N R18E S20 SENW</u>
<u>T03N R18E S 20 NWNE</u>	<u>T03N R18E S20 NENE</u>
<u>T03N R18E S 20 SWNE</u>	<u>T03N R18E S20 SENE</u>
<u>T03N R18E S 20 NWSE</u>	<u>T03N R18E S20 NESE</u>
<u>T03N R18E S 20 SWSE</u>	<u>T03N R18E S20 SESE</u>

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.

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F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Blaine)

Fritz X. Haemmerle, 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: _____

Notary Public for _____

Residing at: _____

My Commission Expires: _____

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

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CERTIFICATE OF MAILING

I certify that on _____, 2008, I mailed the original and copies of this objection, including all attachments, to the following persons:

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

2. One copy to the claimant of the water right at the following address:

Name: Hiawatha Canal Water users Association of Lateral or Laterals

Address: P.O. Box 669
Hailey, ID 83333

3. Copies to:

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

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

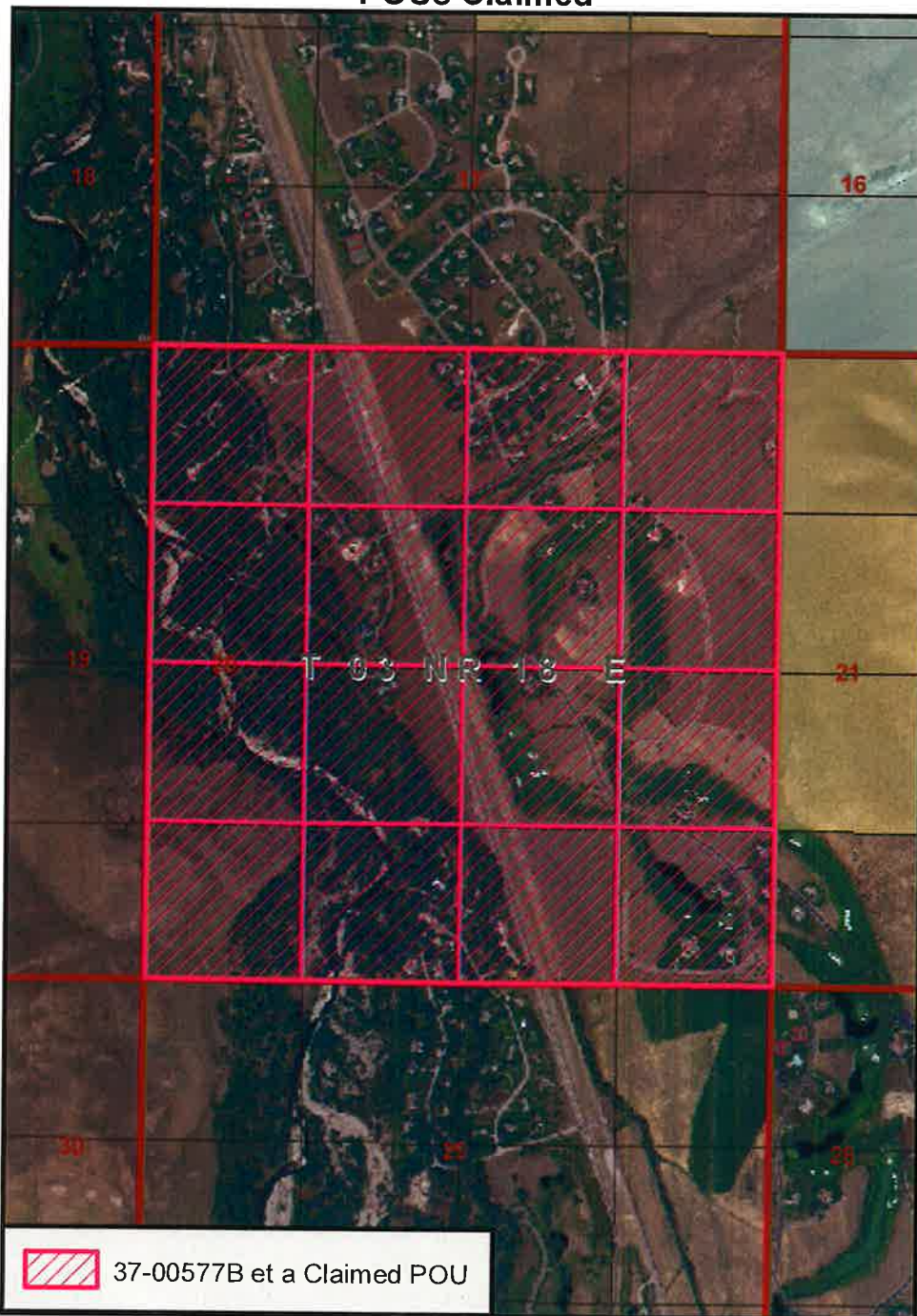
Signature of Objector or attorney mailing on Objector=s behalf

0 0.15 0.3 0.6 Miles

37-00577B, 37-12097, & 37-12098



POUs Claimed



POUs Claimant seeks via Objection



ORIGINAL

SRBA Form No.42-1409-1 (Internet 2/09)

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: See Attachment D

Date Received: _____

Receipt No: _____

Received By: _____

Amended

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Hiawatha Canal Co.
Please type or print clearly

1. Name of Claimant (s) See Attachment A Phone (208) _____

Mailing Address P.O. Box 669 Halley ID 83333
Street or Box State

2. Date of Priority (Only one (1) per claim) See Attachment D
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Big Wood River
which is tributary to (b) Malad River

4. a. Location of Point of Diversion is: Township 3N, Range 18E, Section 20,
SW, 1/4 of NW, 1/4 Govt. Lot _____, BM., County of Blaine

Parcel (PIN) no. n/a

Additional points of diversion if any: none

If available, GPS Coordinates n/a

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., 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. An existing headgate diverts water into the Hiawatha Canal and associated lateral ditches for delivery to private water right holders.

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For mitigation purposes from 4/15 to 10/31 amount or

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) conveyance loss in the Hiawatha Canal and associated lateral ditches

9. 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.

[illegible]

Parcel (PIN) no(s). n/a

Total number of acres irrigated n/a

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

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

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

37-577B, 37-12097 , 37-12098 _____ or None ()

13. Remarks: _____

Last Name _____ Identification No. _____

14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License () Permit () Decree (✓)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices 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: 4

For Individuals: I/We do solemnly swear or affirm under penalty of perjury 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 under penalty of perjury that I am

_____ of _____
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____
Title Organization

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

Signature of Authorized Agent [Signature] Date 4/11/11

Title and Organization Attorney

16. Notice of Appearance:

Notice is hereby given that I, Fritz X. Wassenaar, will be acting as attorney at law of 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] Date 4/11/11

Address P.O. Box 1800
Hailey, ID 83337

Last Name _____ Identification No. _____

Attachment A

1. Name of Claimant(s): Hiawatha Canal Water Users' Association of Lateral or Laterals

Attachment B - Place of Use

TOWNSHIP	RANGE	SEC	QQ	GOVT LOT NUM
02N	18E	3	SWSW	
02N	18E	4	NWNE	2
02N	18E	4	SWNE	
02N	18E	4	SENE	
02N	18E	4	NENW	3
02N	18E	4	SENW	
02N	18E	4	NESW	
02N	18E	4	NWSW	
02N	18E	4	NESE	
02N	18E	4	NWSE	
02N	18E	4	SESE	
02N	18E	9	NENE	
02N	18E	10	SWNE	
02N	18E	10	SENE	
02N	18E	10	NENW	
02N	18E	10	NWNW	
02N	18E	10	SWNW	
02N	18E	10	SENW	
02N	18E	10	NWSW	
02N	18E	10	SWSW	
02N	18E	10	SESW	
02N	18E	10	NESE	
02N	18E	10	NWSE	
02N	18E	10	SWSE	
02N	18E	10	SESE	
02N	18E	14	SWNW	
02N	18E	14	NWSW	
02N	18E	14	SWSW	
02N	18E	14	SESW	
02N	18E	15	NENE	
02N	18E	15	SWNE	
02N	18E	15	SENE	
02N	18E	15	NENW	
02N	18E	15	SENW	
02N	18E	15	NESE	
02N	18E	15	NWSE	
02N	18E	15	SESE	
02N	18E	22	NENE	
02N	18E	23	NWNE	
02N	18E	23	SWNE	
02N	18E	23	NENW	
02N	18E	23	NWNW	
02N	18E	23	SWNW	
02N	18E	23	SENW	

Attachment B - Place of Use

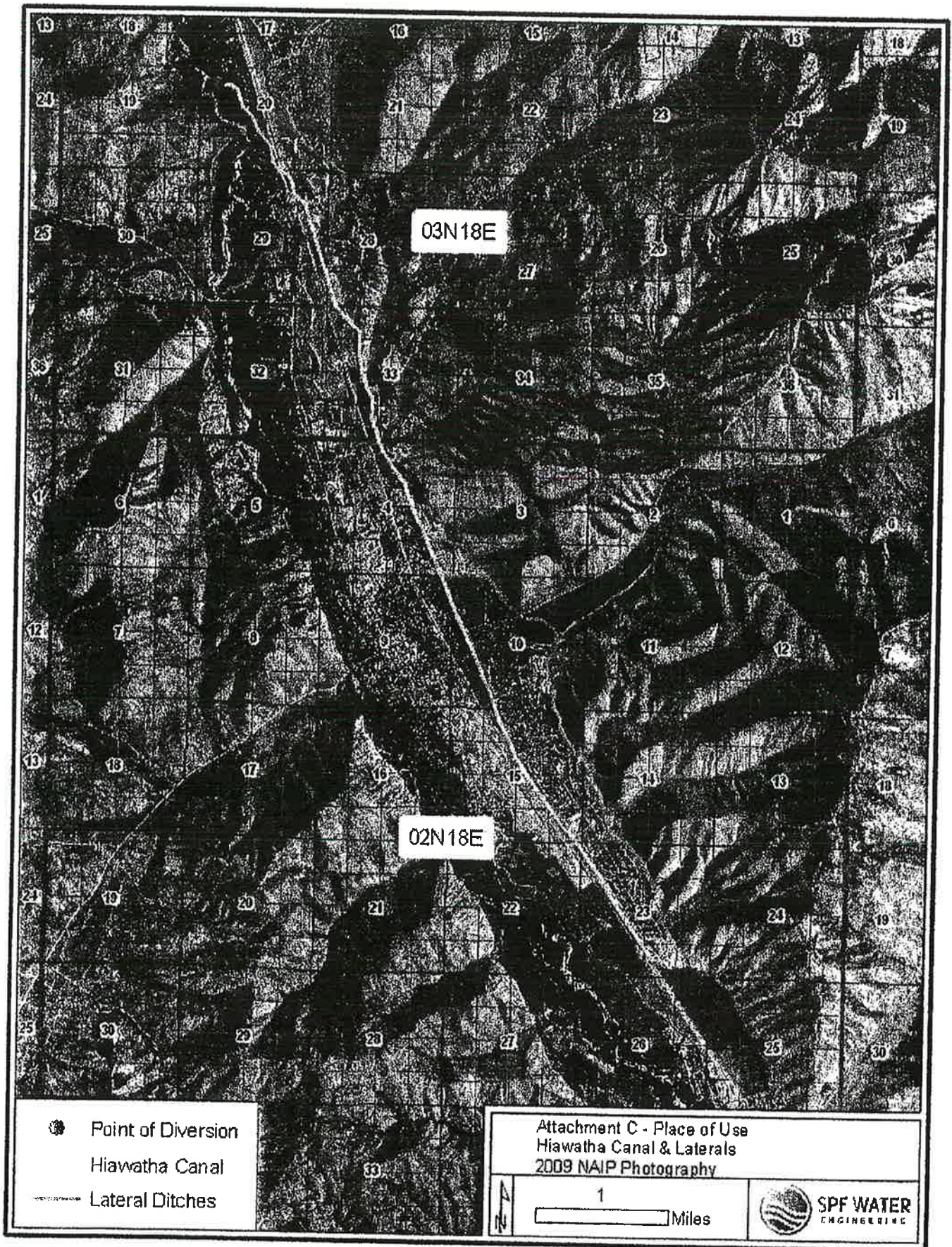
TOWNSHIP	RANGE	SEC	QQ	GOVT LOT NUM
02N	18E	23	NESW	
02N	18E	23	SESW	
02N	18E	23	NWSE	
02N	18E	23	SWSE	
02N	18E	23	SESE	
03N	18E	20	SWNE	
03N	18E	20	SWNW	
03N	18E	20	SENW	
03N	18E	20	NESW	
03N	18E	20	SESW	
03N	18E	20	NESE	
03N	18E	20	NWSE	
03N	18E	20	SWSE	
03N	18E	20	SESE	
03N	18E	21	SWSW	
03N	18E	28	NWNW	
03N	18E	28	SWNW	
03N	18E	28	NWSW	
03N	18E	28	SWSW	
03N	18E	29	NENE	
03N	18E	29	NWNE	
03N	18E	29	SWNE	
03N	18E	29	SENE	
03N	18E	29	NESW	
03N	18E	29	SWSW	
03N	18E	29	SESW	
03N	18E	29	NESE	
03N	18E	29	NWSE	
03N	18E	29	SESE	
03N	18E	32	NENE	
03N	18E	32	SENE	
03N	18E	32	NESE	
03N	18E	33	NENW	
03N	18E	33	NWNW	
03N	18E	33	SWNW	
03N	18E	33	SENW	
03N	18E	33	NESW	
03N	18E	33	SESW	

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 inches equals 1 mile

See Attachment C

Last Name _____ Identification No. _____



ATTACHMENT D

Claimant: Hiawatha Canal Water Users Association of Lateral or Laterals

<u>Water Right</u>	<u>Quantity for:</u>	<u>Priority Date:</u>
37-191	0.572 cfs	4/30/1889 claim filed @ 2.86 cfs
37-483 *	0.600 cfs	8/1/1902 claim 483 @ 3.00 cfs.
37-905A	0.28 cfs	4/1/1940 claim 905A - .14 cfs 905B - .40 cfs decreed @ - 9.80 cfs.
37-905B	0.08 cfs	4/1/1940
37-918	0.019 cfs	4/1/1940 claim .10 cfs
37-11483 *	1.392 cfs	3/24/1883 claim 6.96 cfs.
37-11489 (648?)	2.8 cfs	4/30/1889 claim 14.14
37-14296	0.069 cfs	3/24/1883 claim .05 cfs
37-22157	0.006 cfs	3/24/1883 claim = .03 cfs

191

only way to get surface wtr is through
Hiawatha.

see BK file for 37-191 Pg 39-41
Re forfeiture Hiawatha gone
as of 1974

HAEMMERLE & HAEMMERLE, P.L.L.C.

Attorneys & Counselors at Law

Fritz X. Haemmerle
Jennifer L. K. Haemmerle

P. O. Box 1800
Hailey, ID 83333

400 South Main Street, Suite 102
Tel: (208) 578-0520
Fax: (208) 578-0564

April 11, 2011

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

Re: Claims: 37-191, 37-483, 37-905A, 37-905B, 37-918, 37-11483, 37-11489, 37-14296 and 37-22157

Dear Clerk:

Please find enclosed Claims in the aforementioned subcases filed by the Hiawatha Canal Water Users Association of Lateral or Laterals ("Hiawatha Canal"). My client previously filed Objections to these same rights, and the Special Master held that we also had to file Claims covering the same basis as the Objections.

Thank you.

Sincerely,

HAEMMERLE & HAEMMERLE, P.L.L.C.



Fritz X. Haemmerle

FXH: fxh
Encl.
cc: client

Hiawatha Canal rights review 3N, 18E Sec 20 SWNW

Bar	Sequence	Su	V	Proce	Basis	Status	Priority	Date	Div	Rate	Water Use	rate/ac	ac	Conv	Loss /	mitigat	on	left in Riv	Current Owner	o/l rts
37	4	D	1	Rec	Pd 9-24-10	Active	3/24/1883							0.18	cfs	0.18			KNIGHT, Mary Ann	base right not in Hiawatha canal
37	4	F	1	Rec	Pd 9-24-10	Active	3/24/1883	0.0900	Irr					0.02	cfs	0.02	0.07		THE CROSS CREEK TRUST	
37	4	H	1	Rec	Pd 5-14-09	Active	3/24/1883	0.1000	Irr					0.04	cfs	0.04			MANN, CATHERINE B	
37	4	K	1	Rec	Pd 5-31-11	Active	3/24/1883	0.1300	Irr					0.04	cfs	0.04			WILLARD, MICHAEL E	4K, 7958 & 577CK
37	28	A	1	Rec	Pd 9-24-10	Active	3/24/1883	0.0400	Irr, Stk Wtr			0.03 cfs/ac	< 5 ac						BAZOVSKY, JOHN	
37	28	B	1	Rec	Pd 9-24-10	Active	3/24/1883	0.0400	Irr			.095 cfs/ac							THE JEFFREY K RICE FAMILY TRUST	28B, 297G
37	28	D	1	Rec	P/d 9-29-10	Active	3/24/1883	0.0400	Aest- Stor, Div TO Stor, Irr			.053 cfs/ac							CLIFFORD, TAMERA L	28D & 297E
37	28	F	1	Rec	P/d 6-29-11	Active	3/24/1883	0.4800	Irr			.095 cfs/ac							RED DEVIL MOUNTAIN HOMEOWNERS ASSN	28F & 297K
37	28	J	2	Rec	Rolled over to Allocations	active alloc	3/24/1883	0.0400	Aest- Stor, Civ TO Stor, Irr			.066 cfs/ac irr	1.2 ac						THORSON, JON C; THORSON, LINDA	37-28J, and 297M.
37	28	K	1	Rec	P/d 6-29-11	Active	3/24/1883	0.0400	Aest- Stor, Civ TO Stor, Irr			.095 cfs/ac							ELIZABETH MATHIEU REVOCABLE LIVING TRUST	28K & 297A
37	183	A	1	Rec	P/d 6-29-11	Active	5/1/1888	0.4800	Irr			0.05 cfs/ac							BLAINE COUNTY SCHOOL DISTRICT #61	183A, 298C, 334E, & 577BX
37	297	A	1	Rec	Pd 9-24-10	Active	11/26/1886	0.0800	Aest- Stor, Civ TO Stor, Irr			.095 cfs/ac							ELIZABETH MATHIEU REVOCABLE LIVING TRUST	28K & 297A
37	297	B	1	Rec	Pd 9-24-10	Active	11/26/1886	0.0800	Irr, Stk Wtr			0.033 cfs/ac							BAZOVSKY, JOHN	
37	297	C	1	Rec	Pd 9-24-10	Active	11/26/1886	0.0800	Irr			0.04 cfs/ac							MARTIN, KARIN T	
37	297	D	1	Rec	Pd 9-24-10	Active	11/26/1886	0.0800	Irr			0.06 cfs/ac							CHESNEL, CONNIE; CHESNEL, JEAN-PIERRE	297D & 20359
37	297	E	1	Rec	Pd 9-24-10	Active	11/26/1886	0.0800	Aest- Stor, Div TO Stor, Irr										CLIFFORD, TAMERA L	28D & 297E
37	297	G	1	Rec	Pd 9-24-10	Active	11/26/1886	0.0800	Irr			.095 cfs/ac							THE JEFFREY K RICE FAMILY TRUST	28B, 297G
37	297	K	1	Rec	Pd 6-29-11	Active	11/26/1886	0.9600	Irr			.095 cfs/ac							RED DEVIL MOUNTAIN HOMEOWNERS ASSN	28F & 297K
37	298	C	1	Rec	Pd 6-29-11	Active	9/18/1885	0.1400	Irr			0.05 cfs/ac							BLAINE COUNTY SCHOOL DISTRICT #61	183A, 298C, 334E, & 577BX
37	334	E	2	Rec	Pd 6-29-11	Active	6/30/1884	0.2120	Irr			0.05 cfs/ac							BLAINE COUNTY SCHOOL DISTRICT #61	183A, 298C, 334E, & 577BX
37	494		2	Rec	Pd 1-26-10	Active	5/1/1886	2.0000	Irr, Rec			conv loss questionable		2.51	cfs	2.51			THE VALLEY CLUB INC	494, 495, 577BV, 577BU, 833K, and 2623.

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37	495	2 Rec	Pd 1-26-10	Active	7/1/1892	2.8000	Irr, Rec	conv loss questionable		2.51 cfs		THE VALLEY CLUB INC	494, 495, 577BV, 577BU, 833K, and 2623.
37	577 B	2 Rec	at issue	Active	3/24/1883	2.7400	Mitg			2.74 cfs	2.74	Hiawatha Canal Co	
37	577 BP	1 Rec	MRR 7-12-11	Active	3/24/1883	7.0000	Irr, Mitg			1.4 cfs	1.4	ECCLES FLYING HAT RANCH LLC	
37	577 BS	2 Rec	Pd 3-10-10	Active	3/24/1883	0.8980	Irr	0.039 cfs/ac				CROPPER, DAVID L; CROPPER, LINDA C	
37	577 BU	2 Rec	Pd 1-26-10	Active	3/24/1883	1.2000	Irr	conv loss questionable		2.51 cfs	Possibly 5.56 cfs total	THE VALLEY CLUB INC	494, 495, 577BV, 577BU, 833K, and 2623.
37	577 BV	2 Rec	Pd 1-26-10	Active	3/24/1883	1.6900	Irr, Rec	conv loss questionable		2.51 cfs		THE VALLEY CLUB INC	494, 495, 577BV, 577BU, 833K, and 2623.
	577 BX	2 Rec	Pd 6-29-11	Active	3/24/1883	0.2120	Irr	0.05 cfs/ac				BLAINE COUNTY SCHOOL DISTRICT #61	183A, 298C, 334E, & 577BX
37	577 CG	1 Rec	Rolled over to Allocations	active alloc	3/24/1883	0.6900	Irr	0.038 cfs/ac	38 ac			COTTONWOOD CREEK INVESTMENTS INC	37-577CG and 657E
37	577 CK	1 Rec	Pd 3-30-11	Active	3/24/1883	0.1000	Aest- Stor, Civ to Stor, Irr from Stor, Irr, Rec Stor			0.05 cfs		WILLARD, MICHAEL E Matches allocations record 37-30000B	4K, 7958 & 577CK
37	577 CM	1 Rec	Pd 9-24-10	Active	3/24/1883	0.0400	Irr, Mitg			0.04 cfs	0.04	THOMAS-STEWART FAMILY TRUST	
37	657 A	1 Rec	Rolled over to Allocations	active alloc	5/1/1881	0.0200	Irr	0.02 cfs/ac				PULLEN, ANNE W; PULLEN, ROBERT W	
37	657 B	1 Rec	Rolled over to Allocations	active alloc	5/1/1881	1.6500	Aest- Stor, Civ TO Stor, Irr, Rec Stor	< 0.02 cfs/ac	89 ac			THE VALLEY CLUB INC	
37	657 E	1 Rec	Rolled over to Allocations		5/1/1881	0.7600	Irr	0.038 cfs/ac	38 ac			COTTONWOOD CREEK INVESTMENTS INC	37-577CG and 657E
37	899 B	2 Rec	Trial set	Active	4/1/1940	1.1440	Irr	???				RINKER, HARRY S	
37	906	3 Rec	MRR 7-28-11	Active	4/1/1940	1.0390	Municipal					CITY OF HAILEY	
37	919	2 Rec	at issue	Active	4/1/1940	0.5450	Irr	???				RINKER, HARRY S	
37	10717	2 Rec	Pd 9-24-10	Active	3/24/1883	2.8600	Municipal	???				CITY OF HAILEY	
37	11411	1 Rec	Pd 5-11-09	Active	3/24/1883	0.1000	Irr	0.111 cfs/ac				HENNESSY, DAVID B; HENNESSY, JACQUELINE B	
37	11654 A	1 Rec	Pd 9-24-10	Active	3/24/1883	0.2260	Irr, Stk Wtr	.095 cfs/ac				KEGLEY, RODNEY	Rec active 11654A* Rec closed 11657A, 11659A, and 11661A

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37	11654	D	1	Rec	unobjected to rt O/L with 11657B	Active	3/24/1883	0.3600	Irr	0.022 cfs/ac							COYOTE BLUFF HOMEOWNERS ASSN INC	37-11657B decreed <u>disallowed</u>
37	11657	A	1	Rec	Rolled over to Allocations	Closed	6/1/1886	0.2820	Irr,Stk Wtr	.095 cfs/ac							KEGLEY, RODNEY	Rec active 11654A* Rec closed 11657A, 11659A, and 11661A
37	11659	A	1	Rec		Closed	5/4/1889	0.2400	Irr,Stk Wtr	.095 cfs/ac							KEGLEY, RODNEY	Rec active 11654A* Rec closed 11657A, 11659A, and 11661A
37	11661	A	1	Rec		Closed	5/21/1890	0.2000	Irr,Stk Wtr	.095 cfs/ac							KEGLEY, RODNEY	Rec active 11654A* Rec closed 11657A, 11659A, and 11661A
37	11704		1	Rec	Pd 9-24-10	Active	3/24/1883	0.0200	Irr	0.02 cfs/ac							RICHMOND, LINDA; RICHMOND, TOM	
	11757		1	Rec	Pd 9-24-10	Active	3/24/1883	0.0400	DOMESTIC	n/a							CLARK, JOHN H	
37	11801		1	Rec	Pd 9-24-10	Active	3/24/1883	0.2600	Irr	0.02 cfs/ac							HENRICUS P BEEKWILDER FAMILY REVOCABLE TRUST	
37	12106		1	Rec	Pd 9-24-10	Active	3/24/1883	0.1000	Irr	0.10 cfs/ac							MIZER, MARY M	
37	12746	A	1	Rec	Pd 9-24-10	Active	3/24/1883	0.0500	Irr	0.025 cfs/ac<5 ac							ARGYLE, JANET LEE	
37	12818	C	1	Rec	Pd 5-31-11	Active	3/24/1883	0.0570	Irr	0.02 cfs/ac limit	2 ac pou	.01 cfs im					KUKURIN, JIM; KUKURIN, MICHELLE	.06/2=0.03 cfs/ac
37	12818	D	1	Rec	Pd1-31-11	Active	3/24/1883	0.0500	Irr, Mitg			0.05 cfs					MARIANA S PAEN TRUST	left in Hiawatha
37	20327		1	Rec	Pd 9-24-10	Active	11/26/1886	0.1980	Irr	0.066 cfs/ac							CAT TRACK SELECT LLC	
37	20328		1	Rec	Pd 9-24-10	Active	11/26/1886	0.1980	Irr	0.89 cfs/ac							ALAN D BILLER AND NANCY T MELTON REVOCABLE TRUST	37-20328 & 20358
37	20351		1	Rec	Pd 6-15-10	Active	11/26/1886	0.1890	Irr	0.06 cfs/ac							TERENCE J O REILLY REVOCABLE TRUST	
37	20352		1	Rec	Pd 6-15-10	Active	3/24/1883	0.0630	Irr	0.02 cfs/ac							TERENCE J O REILLY REVOCABLE TRUST	
37	20354		1	Rec	Pd 10-22-09	Active	11/26/1886	0.2100	Irr	0.08 cfs when combined							BRODERICK, LISA M; BRODERICK, THOMAS W	37-20354 and 20355 are for the same 3.5 ac but not conditioned as such.
37	20355		1	Rec	Pd 5-13-09	Active	3/24/1883	0.0700	Irr	0.08 cfs when combined							BRODERICK, LISA M; BRODERICK, THOMAS W	37-20354 and 20355 are for the same 3.5 ac but not conditioned as such.
37	20357		1	Rec	Pd 9-24-10	Active	3/24/1883	0.0660	Irr	0.022 cfs/ac	> 5 ac						CAT TRACK SELECT LLC	
37	20358		1	Rec	Pd 9-24-10	Active	3/24/1883	0.0660	Irr	0.89 cfs/ac							ALAN D BILLER AND NANCY T MELTON REVOCABLE TRUST	37-20328 & 20358
37	20359		1	Rec	Pd 9-24-10	Active	3/24/1883	0.0400	Irr	0.06 cfs/ac							CHESNEL, CONNIE; CHESNEL, JEAN-PIERRE	297D & 20359
37	20402		1	Rec	Pd 5-20-09	Active	3/24/1883	0.2800	Mitg								WILLIS, WALTER BRUCE	
37	20427		2	Rec	at issue	Active	5/21/1890	2.2000	Irr	> 1 in/ac att							RINKER, HARRY S	

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37	20429	2 Rec	at issue	Active	5/4/1889	2.5500	Irr	> 1 in/ac att					RINKER, HARRY S	
37	20431	2 Rec	at issue	Active	6/1/1886	2.9200	Irr	> 1 in/ac att					RINKER, HARRY S	
37	20440	1 Rec	Pd 8-31-10	Active	3/24/1883	0.0900	Aest-, Rec, WILDLIFE		Fm 4J	0.02 cfs	0.02		DRAPER, PRISCILLA A; DRAPER, RANNEY	
37	20615	1 Rec	Pd 10-29-10	Active	3/24/1883	0.1900	Irr	0.095 cfs/ac	Fm 4J				GRABHER, ELMAR	
37	20616	1 Rec	Pd 9-24-10	Active	3/24/1883	0.0500	Irr, Mitg		Fm 4J	0.02 cfs	0.02		BURDICK, HENRY; BURDICK, JANNE	
37	20751	2 Rec	at issue	Active	3/24/1883	0.1300	Irr	???					RINKER, HARRY S	
37	20806	1 Rec	Pd 9-24-10	Active	3/24/1883	0.0600	Irr	0.03 cfs/ac	< 5ac				EVANS, JANET; EVANS, MELVIN B	
37	20807	1 Rec	Pd 9-24-10	Active	3/24/1883	0.0600	Irr	0.03 cfs/ac	< 5ac				RASOR, ERIC N; RASOR, JOAN T	
37	20808	1 Rec	Rolled over to Allocations	active alloc	3/24/1883	0.0300	Irr	0.03 cfs/ac	1 ac				MYLNAR, JOAN; MYLNAR, TIMOTHY	
	20924	1 Rec	Pd 9-24-10	Active	3/24/1883	0.6300	Irr	0.0205 cfs/ac					WILCOX, LORRAINE; WILCOX, RON	
37	20925	1 Rec	Pd 5-20-09	Active	3/24/1883	0.1900	Irr	0.04 cfs/ac					KOSS FAMILY LTD PARTNERSHIP	37-20925 & 20927
37	20926	1 Rec	Pd 9-24-10	Active	11/26/1886	1.2600	Irr	0.041 cfs/ac					WILCOX, LORRAINE; WILCOX, RON	
37	20927	1 Rec	Pd 5-20-09	Active	11/26/1886	0.3800	Irr	0.04 cfs/ac					KOSS FAMILY LTD PARTNERSHIP	37-20925 & 20927
37	21112	2 Rec	at issue	Active	3/24/1883	1.4190	Irr	???					MARATHON PARTNERS LLC	
37	21113	1 Rec	Pd 6-29-10	Active	3/24/1883	0.0260	Mitg				0.0260		THORNTON, C ROD	
37	21114	1 Rec	Pd 5-31-11	Active	3/24/1883	1.0600	Irr, Mitg				0.68		BLAINE COUNTY SCHOOL DISTRICT #61	
37	21115	1 Rec	Rolled over to Allocations	active alloc	3/24/1883	0.0790	Mitg				0.0790		VALENTINE, SANDI K	
37	21116	1 Rec	Pd 6-29-10	Active	3/24/1883	0.0260	Mitg				0.026		MILEY, JOHN	
37	21123	1 Rec	Pd 12-23-09	Active	3/24/1883	0.3000	Irr, Stk Wtr	0.047 cfs/ac					PHILLIPS, EVELYN; PHILLIPS, JAMES W	
	21124	1 Rec	Pd 12-1-10	Active	3/24/1883	0.1100	Aest-, Irr, Rec	0.036 cfs/ac					ROSEKRANS, KATHLEEN B	Limited to 0.03 cfs/ac for irr
37	21125	1 Rec	Pd 12-23-09	Active	3/24/1883	0.0700	Irr	0.038 cfs/ac					KNIGHT, CAROL; KNIGHT, HOWARD	
37	21739	1 Rec	Rolled over to Allocations	active alloc	3/24/1883	0.3900	Irr	0.355 cfs/ac					SAVARIA, ADELE S; SAVARIA, PATRICK J	rate per acre correct.
37	21740	1 Rec	Pd 9-24-10	Active	3/24/1883	0.0300	Irr	0.03 cfs/ac	< 5ac				BAILEY, JILL; BAILEY, THOMAS	
37	21741	1 Rec	Pd 9-24-10	Active	3/24/1883	0.0600	Irr	0.043 cfs/ac					ALLRED II, JACKSON W; ALLRED, LAURIE K	
37	21784	1 Rec	Pd 9-24-10	Active	5/1/1888	0.0220	Irr	0.046 cfs/ac					NORTHBRIDGE V SUBDIVISION OWNERS ASSN INC	37-21784, -21786, -21788 and -21790

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37	21786	1	Rec	Pd 9-24-10	Active	9/18/1885	0.0220	Irr	0.046 cfs/ac									NORTH RIDGE V SUBDIVISION OWNERS ASSN INC	37-21784, -21786, - 21788 and -21790
37	21788	1	Rec	Pd 9-24-10	Active	6/30/1884	0.0500	Irr	0.046 cfs/ac									NORTH RIDGE V SUBDIVISION OWNERS ASSN INC	37-21784, -21786, - 21788 and -21790
37	21790	1	Rec	Pd 9-24-10	Active	3/24/1883	0.0270	Irr	0.046 cfs/ac									NORTH RIDGE V SUBDIVISION OWNERS ASSN INC	37-21784, -21786, - 21788 and -21790
37	21811	2	Rec	MRR 7-6-11	Active	5/1/1888	0.7670	Irr	0.044 cfs/ac									EMB-HAILEY LP A CALIFORNIA LTD PTNR	37-21811, 21813, 21815 and 21817
37	21812	2	Rec	Pd 9-24-10	Active	5/1/1888	0.0040	Irr	0.044 cfs/ac									NORTH RIDGE VI SUBDIVISION OWNERS ASSN INC	37-21812, 21814, 21816 and 21818
37	21813	2	Rec	MRR 7-6-11	Active	9/18/1885	0.7680	Irr	0.044 cfs/ac									EMB-HAILEY LP A CALIFORNIA LTD PTNR	37-21811, 21813, 21815 and 21817
37	21814	1	Rec	Pd 9-24-10	Active	9/18/1885	0.0040	Irr	0.044 cfs/ac									NORTH RIDGE VI SUBDIVISION OWNERS ASSN INC	37-21812, 21814, 21816 and 21818
37	21815	2	Rec	MRR 7-6-11	Active	6/30/1884	1.5260	Irr	0.044 cfs/ac									EMB-HAILEY LP A CALIFORNIA LTD PTNR	37-21811, 21813, 21815 and 21817
37	21816	1	Rec	Pd 9-24-10	Active	6/30/1884	0.0090	Irr	0.044 cfs/ac									NORTH RIDGE VI SUBDIVISION OWNERS ASSN INC	37-21812, 21814, 21816 and 21818
37	21817	2	Rec	MRR 7-6-11	Active	3/24/1883	0.9270	Irr	0.044 cfs/ac									EMB-HAILEY LP A CALIFORNIA LTD PTNR	37-21811, 21813, 21815 and 21817
37	21818	1	Rec	Pd 9-24-10	Active	3/24/1883	0.0050	Irr	0.044 cfs/ac									NORTH RIDGE VI SUBDIVISION OWNERS ASSN INC	37-21812, 21814, 21816 and 21818
37	21956	2	Rec	Pd 10-22-09	Active	3/24/1883	0.1100	Irr, Mitg		0	0.08 cfs	0.08	0.01	ROHE, ROBERT					0.02 cfs to be diverted from groundwater
37	22118	1	Rec	Pd 10-22-09	Active	3/24/1883	0.4800	Irr, Stk Wtr	0.0578 cfs/ac									JOHNSON, CHARLES M; JOHNSON, CONNIE	
37	22119	1	Rec	Pd 9-24-10	Active	3/24/1883	0.4800	Irr, Stk Wtr	0.045 cfs/ac									HICKEY, LOUISE; HICKEY, THOMAS D	
37	22196	1	Rec	Pd 12-21-09	Active	3/24/1883	0.0300	Aest- Stor, Aest-, Div TO Stor	n/a									NORTH RIDGE II SUBDIVISION OWNERS INC	37-22196, 22202, 22203, and 22357.
37	22202	1	Rec	Pd 12-21-09	Active	9/18/1885	0.0200	Aest- Stor, Aest-, Div TO Stor	n/a									NORTH RIDGE II SUBDIVISION OWNERS INC	37-22196, 22202, 22203, and 22357.
37	22203	1	Rec	Pd 12-21-09	Active	5/1/1888	0.0200	Aest- Stor, Aest-, Div TO Stor	n/a									NORTH RIDGE II SUBDIVISION OWNERS INC	37-22196, 22202, 22203, and 22357.
37	22357	1	Rec	Pd 12-21-09	Active	6/30/1884	0.0400	Aest- Stor, Aest-, Div TO Stor	n/a									NORTH RIDGE II SUBDIVISION OWNERS INC	37-22196, 22202, 22203, and 22357.

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37	297	M	2	Rec	Rolled over to Allocations	active alloc	11/26/1886	0.0800	Aest- Stor, Div TO Stor, Irr	.066 cfs/ac irr	1.2 ac			THORSON, JON C; THORSON, LINDA	37-28J, and 297M.
37	833	K	2	Rec	Rolled over to Allocations		11/12/1936	0.7500	Irr, Rec	conv loss questionable		2.51		THE VALLEY CLUB INC	37-494, 495, 577BU, 577BV, and 2623
37	20932		2	Rec	Rolled over to Allocations	active alloc	11/26/1886	3.1900	Irr	.037 cfs/ac				STATE OF IDAHO	
37	21245		1	Rec	Rolled over to Allocations	active alloc	11/26/1886	0.1400	Irr	0.054 cfs/ac				TIDWELL, LESLIE A	
37	21246		1	Rec	Rolled over to Allocations	active alloc	11/26/1886	0.1400	Irr	0.052 cfs/ac				VERST, DAVID B; VERST, VICKY	
37	21422		1	Rec	Rolled over to Allocations	active alloc	11/26/1886	0.4100	Irr	0.038 cfs/ac				PIGEON, KRISTINE S	
37	21423		1	Rec	Rolled over to Allocations	active alloc	11/26/1886	0.1200	Irr	0.052 cfs/ac				LYNN BONTRAGER LLC	
37	22309		2	Rec	Rolled over to Allocations	active alloc	3/24/1883	0.1700	Irr	0.062 cfs/ac	3.4 ac			OLD CUTTERS INC	37-22309, 22314, and 22319,
37	22311		1	Rec	Rolled over to Allocations	active alloc	3/24/1883	1.5000	Irr	0.06 cfs/ac				CITY OF HAILEY	37-22321, 22311, and 22316
37	22312		2	Rec		active alloc	3/24/1883	0.1300	Aest- Stor, Div TO Stor, FIRE PROTECTI ON Stor			Remark indicates - rate includes conv loss		OLD CUTTERS INC	37-22312, 22317 and 22322
37	22313		1	Rec		active alloc	3/24/1883	1.3300	Irr			.10 cfs	0.1 0.5	OLD CUTTERS INC	22313, 22318, and 22323 conv loss & river loss = comb rt
37	22314		2	Rec	Rolled over to Allocations	Closed	3/24/1883	0.0200	Irr	0.062 cfs/ac	3.4 ac			OLD CUTTERS INC	37-22309, 22314, and 22319,
37	22316		1	Rec	Rolled over to Allocations	active alloc	3/24/1883	0.1800	Irr	0.06 cfs/ac				CITY OF HAILEY	37-22321, 22311, and 22316
37	22317		2	Rec		active alloc	3/24/1883	0.0200	Aest- Stor, Div TO Stor, FIRE PROTECTI ON Stor			rate includes conv loss		OLD CUTTERS INC	37-22312, 22317 and 22322

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37	22318	1	Rec		active alloc	3/24/1883	0.1600	Irr			.10 cfs	0.1	0.5	OLD CUTTERS INC	22313, 22318, and 22323 conv loss & river loss = comb rt
37	22319	2	Rec	Rolled over to Allocations	Closed	3/24/1883	0.0200	Irr	0.062 cfs/ac	3.4 ac				OLD CUTTERS INC	37-22309, 22314, and 22319,
37	22321	1	Rec	Rolled over to Allocations	active alloc	3/24/1883	0.1900	Irr	0.06 cfs/ac					CITY OF HAILEY	37-22321, 22311, and 22316
37	22322	2	Rec		active alloc	3/24/1883	0.0200	Aest- Stor, Div TO Stor, FIRE PROTECTI ON Stor			rate includes conv loss			OLD CUTTERS INC	37-22312, 22317 and 22322
	22323	1	Rec		active alloc	3/24/1883	0.1700	Irr			.10 cfs	0.1	0.5	OLD CUTTERS INC	22313, 22318, and 22323 conv loss & river loss = comb rt
35	22634				active alloc	3/24/1883	0.0700	Irr	0.064 cfs/ac	1.4 ac				Mac Gffie Scott and Tyra	37-22634, 22635, and 22636
36	22635				active alloc	3/24/1883	0.0100	Irr	0.064 cfs/ac	1.4 ac				Mac Gffie Scott and Tyra	37-22634, 22635, and 22636
37	22636				active alloc	3/24/1883	0.0100	Irr	0.064 cfs/ac	1.4 ac				Mac Gffie Scott and Tyra	37-22634, 22635, and 22636
37	191	1	Rec	Decreed	Disallow ed	4/30/1889	2.8600	Irr						HEART ROCK RANCH LLC	Trial set 8-28-12
37	483	1	Rec	at issue	Disallow ed	8/1/1902	3.0000	Irr						HEART ROCK RANCH LLC	
37	905 A	1	Rec	at issue	Disallow ed	4/1/1940	0.1400	Irr						TINGEY, LARUE B; TINGEY, WAYNE H	
37	905 B	1	Rec	at issue	Disallow ed	4/1/1940	0.4000	Irr						STIPA, BERND M; STIPA, CHRISTIANE DONNELLY	
37	918	1	Rec	at issue	Disallow ed	4/1/1940	0.0950	DOMESTIC Irr						HENRICUS P BEEKWILDER FAMILY REVOCABLE TRUST	
37	11483	1	Rec	at issue	Disallow ed	3/24/1883	6.9600	Irr						J D SPRING CREEK RANCH LLC	
37	11489	1	Rec	at issue	Disallow ed	4/30/1889	14.1400	Irr						HEART ROCK RANCH LLC	
37	14296	1	Rec	at issue	Disallow ed	3/24/1883	0.0450	Irr						MARCROFT, BETTY V; MARCROFT, GARY	
37	22157	1	Rec	at issue	Disallow ed	3/24/1883	0.0300	Irr						COYOTE BLUFF RANCH LLC	
37	12097	1	Rec	at issue	Disallow ed	3/24/1883	0.1500	Mitg	one of 3 on W M Books		0.15			Hiawatha Canal Co	subject to conveyance loss determination

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37	12098	1	Rec	at issue	Disallow ed	3/24/1883	0.0200	Mitg	one of 3 on Wm Books	0.02	Hiawatha Canal Co	subject to conveyance loss determination
37	21140	1	Rec	Decreed disallowed	Disallow ed	3/24/1883	0.1700	Irr			OLD CUTTERS INC	
37	22540	1	Rec	unobjected to	Disallow ed	11/26/1886	0.3300	Irr			INDIAN CREEK RANCH OWNERS ASSN INC	REFERRED UNOBJECTED
37	22541	1	Rec	unobjected to	Disallow ed	3/24/1883	0.1700	Irr			INDIAN CREEK RANCH OWNERS ASSN INC	REFERRED UNOBJECTED
37	4 G	1	Rec		Parent	3/24/1883	0.8300	Irr			GRABHER, ELMAR; GRABHER, RIGMOR	see 37-4J and 4K
37	4 J	1	Rec		Parent	3/24/1883	0.6500	Irr			GRABHER, ELMAR; GRABHER, RIGMOR	see 37-20401 and 20402
37	24	1	Rec		Parent	3/24/1883	3.2000	Irr			CORD JR, CHARLES E	see 37-21137 and 21138
37	28	1	Rec		Parent	3/24/1883	0.0400	Irr			SHEFFER, MICHAEL K; SHEFFER, ROSEMARY F	see 37-28K
37	183 B	1	Rec		Parent	5/1/1888	0.7890	Irr			EMB-HAILEY LP A CALIFORNIA LTD PTNR	see 37-21783 and 21784
37	297 F	1			Parent	11/26/1886	5.4400	Irr			BUTTRAN, KENNETH R	see 37-297F and 297K
37	298 D	1			Parent	9/18/1885	0.7900	Irr			EMB-HAILEY LP A CALIFORNIA LTD PTNR	see 37-21785 and 21786
37	334 F	1			Parent	6/30/1884	1.5800	Irr			EMB-HAILEY LP A CALIFORNIA LTD PTNR	see 37-21787 and 21788
37	11596	1			Parent	3/24/1883	0.3900	Irr			CORD JR, CHARLES E	see 37-21139 and 21140
37	12818	1			Parent	3/24/1883	2.7200	Irr				see 37-12818A and 12818B
37	12869	1			Parent	3/24/1883	0.9540	Irr			EMB-HAILEY LP A CALIFORNIA LTD PTNR	see 37-21789 and 21790
37	14275	1			Parent	3/24/1883	0.0300	Irr			SAVARIA, JAMES R; SAVARIA, SHIRLEY J	see 37-21739, 21740, and 21741
37	20401	1			Parent	3/24/1883	0.3700	Irr			GRABHER, ELMAR; GRABHER, RIGMOR	see 37-20439 and 20440
37	20439	1			Parent	3/24/1883	0.2800	Irr			GRABHER, ELMAR; GRABHER, RIGMOR	see 37-20615 and 20616
37	21783	1			Parent	5/1/1888	0.7670	Irr			EMB-HAILEY LP A CALIFORNIA LTD PTNR	see 37-21811 and 21812
37	21785	1			Parent	9/18/1885	0.7680	Irr			EMB-HAILEY LP A CALIFORNIA LTD PTNR	see 37-21815 and 21816
37	21787	1			Parent	6/30/1884	1.5300	Irr			EMB-HAILEY LP A CALIFORNIA LTD PTNR	see 37-21813 and 21815
37	21789	1			Parent	3/24/1883	0.9270	Irr			EMB-HAILEY LP A CALIFORNIA LTD PTNR	see 37-21817 and 21818

20439 20615
20440 20616

By Kelly K Christensen

Yellow Highlight = claims not included in Allen's conveyance loss calculations

Blue highlight = claims subject to late claim filing

37	577	BQ	1		See Remarks	3/24/1883	0.5000	Irr					SAVARIA, JAMES R; SAVARIA, SHIRLEY J	see 37-14275 & 14276
37	11382		1		See Remarks	3/24/1883	0.4000	Irr						see 37-11382A & 11382B
37	11654		1		See Remarks	3/24/1883	0.7260	Irr,Stk Wtr						see 37-11654A AND 11654B
37	11654 B		1		See Remarks	3/24/1883	0.5000	Irr						see 37-11654C AND 11654D
37	12746		1	Rec	See Remarks	3/24/1883	0.1500	Irr						see 37-12746A AND 12746B
Estimated total conveyance losses and River Losses										7.51	2.611			

By Kelly K Christensen

Yellow Highlight = claims not included in Allen's conveyance loss calculations

Blue highlight = claims subject to late claim filing

Basin	Sequence	Suffix	rights with no calculated diversion rate.
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37	4	D	
37	4	F	
37	4	H	
37	4	K	
37	28	A	0.04
37	28	B	0.04
37	28	D	0.04
37	28	F	0.48
37	28	J	0.04
37	28	K	0.04
37	183	A	0.48
37	297	A	0.08
37	297	B	0.08
37	297	C	0.08
37	297	D	0.08
37	297	E	0.08
37	297	G	0.08
37	297	K	0.96
37	298	C	0.14
37	334	E	0.212
37	494		
37	495		
37	577	B	
37	577	BP	
37	577	BS	0.898
37	577	BU	
37	577	BV	
37	577	BX	0.212
37	577	CG	0.69
37	577	CK	
37	577	CM	
37	657	A	0.02
37	657	B	1.65
37	657	E	0.76
37	899	B	1.144
37	906		1.039
37	919		0.545
37	10717		2.86
37	11411		0.1
37	11654	A	0.226
37	11654	D	0.36
37	11657	A	0.282
37	11659	A	0.24
37	11661	A	0.2
37	11704		0.02
37	11757		0.04
37	11801		0.26
37	12106		0.1
37	12746	A	0.05
37	12818	C	
37	12818	D	
37	20327		0.198
37	20328		0.198
37	20351		0.189
37	20352		0.063
37	20354		0.21
37	20355		0.07
37	20357		0.066
37	20358		0.066
37	20359		0.04
37	20402		
37	20427		2.2
37	20429		2.55
37	20431		2.92
37	20440		
37	20615		0.19

This listing was generated from the Hiawatha diversion notes and represents the rights with an associated diversion rate but have not gone through an administrative process to designate a conveyance or river loss component.

No effort was made to look at the rate per acre associated with the rights and there is a potential that there could be instances where there are rights with combined limits but that the individual rate limits were included within this table.

Table generated 7-27-2011

37	20616	
37	20751	0.13
37	20806	0.06
37	20807	0.06
37	20808	0.03
37	20924	0.63
37	20925	0.19
37	20926	1.26
37	20927	0.38
37	21112	1.419
37	21113	0.026
37	21114	1.06
37	21115	0.079
37	21116	0.026
37	21123	0.3
37	21124	
37	21125	0.07
37	21739	0.39
37	21740	0.03
37	21741	0.06
37	21784	0.022
37	21786	0.022
37	21788	0.05
37	21790	0.027
37	21811	0.767
37	21812	0.004
37	21813	0.768
37	21814	0.004
37	21815	1.526
37	21816	0.009
37	21817	0.927
37	21818	0.005
37	21956	
37	22118	0.48
37	22119	0.48
37	22196	0.03
37	22202	0.02
37	22203	0.02
37	22357	0.04
37	297	0.08
37	833	
37	20932	3.19
37	21245	0.14
37	21246	0.14
37	21422	0.41
37	21423	0.12
37	22309	0.17
37	22311	1.5
37	22312	0.13
37	22313	
37	22314	0.02
37	22316	0.18
37	22317	0.02
37	22318	
37	22319	0.02
37	22321	0.19
37	22322	0.02
37	22323	
35	22634	0.07
36	22635	0.01
37	22636	0.01

Total div rate 41.429
 @20% = 8.2858

the 8.29 cfs represents a rough calculation for rights without an established conveyance loss value. The rates listed may or may-not list systems where the conveyance loss rate should have been modified based upon combined rights within a common POU. Consider this a rough ball park value.

The potential conveyance loss for rights where conveyance losses have not been determined.

cfs

We need to talk about a number things: *Chris Questions in Black*
-my answers in Blue.

1. Do we do the conveyance loss determination ourselves, work with Fritz, or have him do his own?

At the very least, we would have to work with Fritz. For conveyance losses we need to know where the user water leaves the canal

2. Is there a relationship between what Hiawatha is claiming and the Red Devil subcases? If we work on conveyance, does it move both groups forward? Fritz claimed there is a relationship.

I do not know of any unique circumstance regarding a relationship between Red Devil and the Hiawatha. We are working toward a settlement where the Red Devil rights would be limited to 1" per acre at the field headgate. The end result is that any diversion not utilized for irrigation would effectively be associated with conveyance losses.

$$15.1 \text{ ac} * 0.02 \text{ cfs/ ac} = 0.302 \text{ cfs (one in per acre)}$$

Recommendation analysis

37-28F	15.1 ac	0.48 cfs
37-297K	15.1 ac	0.96 cfs
totals	15.1 ac	1.44 cfs

$1.44 \text{ cfs} - 0.302 \text{ cfs} = 1.138 \text{ cfs}$ (rate not used for Irrigation)
 $1.138 \text{ cfs} / 1.44 \text{ cfs} \approx 0.79\%$ thus we are effectively recognizing a 79% conveyance loss (I guess with the reservation that some unknown rate could be recognized for excess flow irrigation if the claimant were to return to flood irrigation.)

3. How many "live" rights are left that divert from the Hiawatha? Once we have everything recommended out of the Hiawatha, does that help with establishing conveyance?

I sent a spreadsheet to Renea for analysis. I used ArcMap to select records associated with the POD. Some rights may not be a part of the list. She found ≈ 18 claims still active and no recorded SF-5 on the court subcase summary report. I am aware of several of them that SF-5 are being routed or that I have sent a proposed settlement to the claimant/consultant for consideration.

4. Would it be helpful to determine Hiawatha conveyance here because there may be a need for determining conveyance losses in future transfer proceedings before IDWR?

Yes, although circumstances will likely be different in the future as water uses change. Ideally there could be a set of data to be used in arc map and a dedicated Hiawatha conveyance loss spreadsheet. (value would be subject to future maintenance activities though)

5. We need a definitive answer on whether we can recommend conveyance loss in the SRBA from the Hiawatha. I believe we've already answered this affirmatively (assuming proof), but need to tell Fritz.

I agree.

6. What proof, if any, do we need from Hiawatha to issue Amended Director's Reports?

- a. Has the water district continued to deliver water into the Hiawatha for the disallowed rights? If not is there forfeiture?

- b. What side laterals are under Hiawatha control where conveyance losses should be considered? Pipelines should be specifically excluded.
- c. The Hiawatha canal south of Quigley Creek and following the foothills on the east has not been used since 1974. See Steve's analysis in the backfile for 37-191.
- d. Need to confirm that the base rights that Fritz has claimed against were at one time valid rights out of the Hiawatha canal, when they were last used, and etc.

The Canal route shown in Red was my proposed POU. I do not have a shapefile for all of the sub laterals Fritz wants. I do have some maps that he has worked on.



Route not used since 1974 per
Steve's analysis in 37-191 etal

HIAWATHA CANAL AND SUB DITCH SYSTEM REVIEW

I have been reviewing the additional ditch reaches that you have added to the POU in the latest amended claim. As it includes additional segments that were not discussed during our meeting in Twin Falls or the ditch routes are different, additional information is needed.

First, for each of the segments coming off of the Hiawatha canal does the canal Company maintain those ditches or just a portion of their length? If so please provide information identifying the ditch and the extent that the Hiawatha Canal maintains control of the ditch.

Starting in 3N, 18E, Section 20 there is a branch coming off of the Hiawatha that runs northwest to I believe the Valley Club. As I recall that system was a pipeline and if so would not be considered a part of the system requiring conveyance losses. You have also included what appears to be the ditch system coming off of the 'pipeline' through the Valley Club common area. Does the Hiawatha Canal maintain that ditch system?

Moving to Section 29 you have identified a ditch coming off of the Hiawatha and running basically southwest ending near the SW corner of Section 29. Going off of memory I believe that that ditch would have to cross the Osborn ditch and the Purdum slough ditch. I have not walked out much of the area north of the Deer Creek road but I don't recall any features that support a ditch as drawn on the map.

Route not likely

The next ditch segment drawn is just south of the previous ditch and runs southeast from the Hiawatha Canal for a short distance into the Valley Club property. It appears that the Valley Club is the only user on this ditch. Does Hiawatha Canal maintain this ditch for the Valley Club?

The last ditch in Sec 29 SENE flows southwest from the Hiawatha canal for approximately ¼ mile. If I recall correctly this should be the ditch from the Hiawatha Canal to the Osborn ditch. Please confirm my assumption.

The next ditch comes off the Hiawatha Canal in Sec 28 SWSW and runs south along the section line for approximately ¾ mile. It appears that this ditch serves the Rinker property and Coyote Bluff Subdivision. Does the Hiawatha Canal maintain that ditch for those entities and are there others on the ditch?

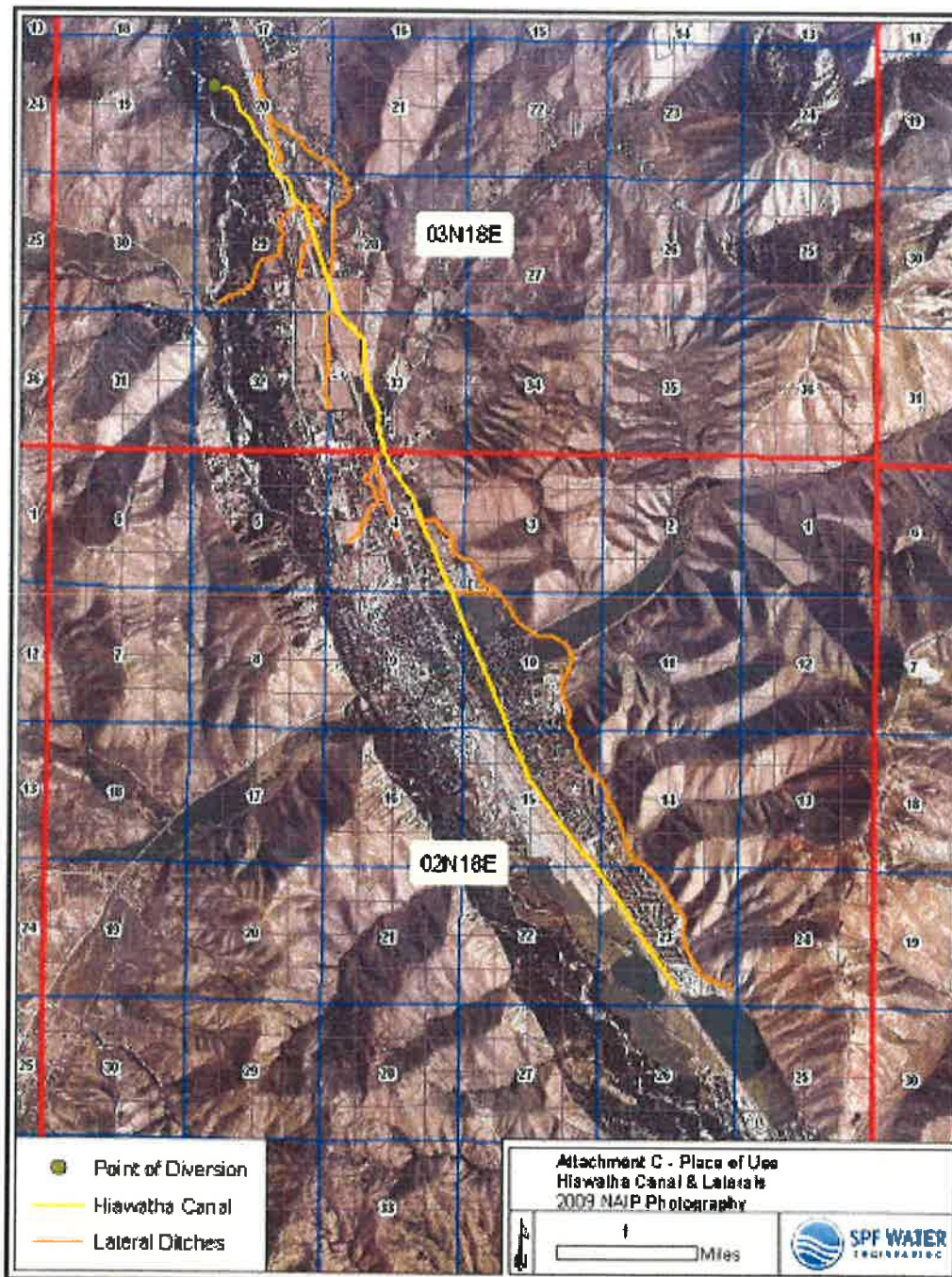
The next diversion is in section 33 but a majority of the ditch is in 2N, 18E Section 4. This ditch primarily serves the Northridge subdivision. I was on the understanding that the subdivision maintained those ditches rather than the Hiawatha Canal. Does the Hiawatha Canal actually maintain the ditches through the subdivision?

The last two ditch segments flow southeast and east from the Hiawatha canal in the south ½ of section 4. The ditch starting near the centerline of the section is the same ditch I initially recognized in previous shape files for the Hiawatha canal. The difference is that I recognized the end of the ditch in the northeast corner of Sec 10 SENW. There was no evidence of any ditch running further southeast across the Quigley Green property when reviewing the 1987 to present aerial photos. It does appear in the 1969 aerial photo that that ditch did continue across the field to possibly dump into a reservoir constructed on Quigley Gulch. Although that reservoir did still exist in 1987 it no longer exists. Based upon the 1969 aerial photo it appears that the discharge from the reservoir flowed southwest for approximately ¼ mile where it rejoined the Quigley Gulch channel (possibly operated as a ditch). The 1969 aerial photo does not include any of the ground south of sec10 and when trying to identify a ditch route in the 1987 aerial photo I was unsuccessful. When was the ditch from the Quigley Green field to the southeast abandoned? Again, did Hiawatha Canal maintain that ditch?

The other ditch is the short ¼ mile ditch running east along the section line. The primary user on that ditch appears to be Marathon Partners. Does the Hiawatha canal maintain that ditch for the Marathon Partners?

The last issue would be the segment you identified running southeast from the Hailey Cemetery. As we discussed in the Twin Falls meeting it is the department's understanding that although this reach may be valuable for flood control in this area, it is not a part of the Hiawatha Canal delivery system and is not considered as a part of the Canal.

Ultimately, the Hiawatha Canal will have to provide a conveyance loss calculation for the entire canal system being recommended.



Canal Route plus side laterals
Prepared by SPF.
Attachment for 9 late claims
submitted 4-11-11 by Futz

03N18E

02N18E

-  Point of Diversion
-  Hiawatha Canal
-  Lateral Ditches

Attachment C - Place of Use
Hiawatha Canal & Laterals
2009 NAIP Photography



1

Miles



SPF WATER
ENGINEERING

04/01/04

BIG WOOD ABOVE MAGIC DECREE BOOK

from 2004 data

River Loss & Conv Loss Recording by W/m.

R	DIVER NAME	IST_PRIOI	OWNER	ST_ID	DECREE TO	PRIOR DATE	INCHES	CFS
AP-01	BWR		GRAYSTO 37-08535	GRAYSTONE INC.	07 / 11 / 1989	500.00	10.00	703E
			SEE APPROVED PERMIT FOR ALL OF THE COMMEI 37-30035 (37-10913)					
RLR-01	1698	78-A6	BIG WOOI 37-0419	HORACE C.LEWIS	08 / 02 / 1889	10.00	0.20	
			LOSS TO RIVER BY R T-1698 418 419 6-23-1888 8-2-1889 .34CFS .20CFS					
RLR-02	2718	19-A22A	BIG WOOI 37-0577	W.T.RILEY	03 / 24 / 1883	10.00	0.20	
	37-577AZ		LOSS TO I OWNED B HADLEY STUART					
RLR-03	3716	57-A1	BIG WOOI 37-0562A	J.W.RAVENSCROFT	05 / 10 / 1887	6.26	0.13	
			LOSS TO RIVER FROM TR # 3716 JOHN BROWN INC					
RLR-04	NONE	19-A28	BIG WOOI 37-0577	W.T.RILEY	03 / 24 / 1883	9.00	0.18	
	37-19831		LOSS TO I OWNED B J D SPRING CREEK RANCH					
			needs amendment for the D.18CFS					
RLR-05	1693	56-B1B	BIG WOOI 37-0363	U.S. JUSTUS	04 / 12 / 1883	6.50	0.13	
			LOSS TO I WM CLOL ON					
RLR-06	NONE	19-A38	BIG WOOI 37-0577B	W.T.RILEY	03 / 24 / 1883	1.50	0.03	
	37-57788		LOSS TO RIVER BY CLYDE BALDWIN TRANSFER N					
RLR-07	NONE	26-C	BIG WOOI 37-0029	MARY E.ANGEL	06 / 01 / 1883	6.00	0.12	
			LOSS TO I #1693 OW BY WM CLOUGHTON					
RLR-08	NONE	19-E	BIG WOOI 37-0310	HENRY HEWETT	03 / 24 / 1883	3.00	0.06	
			LOSS TO RIVER BY STANLEY LEVISON					
RLR-09	3404	20-A5	BIG WOOI 37-0363D	U.S. JUSTUS	04 / 12 / 1883	1.00	0.02	
			LOSS TO I GUS CHEI					
RLR-10	722	19-A27A	BIG WOOI 37-0577	W.T.RILEY	03 / 24 / 1883			
			LOSS TO RIVER BY TRANSFER # 722 WAYNE CLAF					
RLR-11	4467	52-A13	BIG WOOI 37-0686D	JOSEPH WERRY JR	06 / 01 / 1886	7.00	0.14	
			LOSS TO RIVER BY TRANSFER #4467 OWNED BY SMITH & ROOD					
RLR-12	1579	42-D1	BIG WOOI 37-0316	HENRY HOAK	1C / 15 / 1884	4.00	0.08	
			LOSS TO RIVER BY TRANSFER # 1579 OWNED BY					
RLR-13	NONE	40-B10	BIG WOOI 37-0113	R.F.& ROSA BUHLER	07 / 10 / 1884	7.00	0.14	
			MABEL SPENCER"TO RIVER LOSS BY TRANSFER					
RLR-14	NONE	86-B9	BIG WOOI 37-0667	UTAH & IDAHO IMP CO	06 / 15 / 1891	3.00	0.06	
			LOSS TO RIVER BY TRANSFER					
RLR-15	2992	51-B3A	BIG WOOI 37-0521	ISRAEL T.OSBORN	06 / 01 / 1886	3.00	0.06	
			LOSS TO RIVER BY TRANSFER #2992 OWNED BY E					
RLR-16	1087	70-B4	BIG WOOI 37-0418	HORACE C.LEWIS	06 / 23 / 1888	3.00	0.06	
			LOSS TO RIVER BY TR #1087 REUBEN GRIFFITH					

RLR-17	NONE	70-B8	BIG WOOD 37-0418	HORACE C. LEWIS	06 / 23 / 1888	5.00	0.10
			LOSS TO RIVER BY TRANSFER FROM MABEL SPEN				
RLR-18	NONE	86-C1	BIG WOOD 37-0703	A.D. WILLIAMS	06 / 15 / 1891	10.00	0.20
			LOSS TO RIVER BY TRANSFER FROM MABEL SPEN				
RLR-19	2456	9-A4A	BIG WOOD 37-0158	E. CRAMER	07 / 01 / 1881	3.00	0.06
			LOSS TO RIVER BY TR #2456 S JOHNSON				
RLR-20	2644	19-A20	BIG WOOD 37-0577	W.T. RILEY	03 / 24 / 1883	2.00	0.04
	37-577		LOSS TO RIVER BY TRANSFER FROM MABEL SPEN				
RLR-21	2545	35-A3	BIG WOOD 37-0886	W.D. SCHARIFF ET AL	06 / 01 / 1884	2.00	0.04
			LOSS TO RIVER BY TR #2545 OWNED BY O DISBEN				
RLR-22	2525	41-A2L	BIG WOOD 37-0482	ANNIE I. MILLER ET AL	08 / 01 / 1884	5.00	0.10
			LOSS TO RIVER BY TR #2525 OWNED BY WOOD RIVER				
RLR-23	2525	19-A34	BIG WOOD 37-0577	W.T. RILEY	03 / 24 / 1883	10.68	0.21
	37-11824		LOSS TO WOOD RIVER	Ranker Pm T- 4401	states 1.87 cbs of	577 AR	<i>should be .27</i>
RLR-24	2617	20-A1	BIG WOOD 37-0364	U.S. JUSTUS	05 / 01 / 1887	5.50	0.11
			LOSS TO RIVER BY TRANSFER FROM MABEL SPEN				
RLR-25	2987	44-AL	BIG WOOD 37-0026	GEORGE ALLRED	05 / 23 / 1885	22.50	0.45
			LOSS TO BIG WOOD RIVER BY TR #2987 JRJ				
RLR-26	2987	53-AL	BIG WOOD 37-0027	GEORGE ALLRED	06 / 15 / 1886	10.00	0.20
			LOSS TO BIG WOOD RIVER BY TR #2987 JRJ				
RLR-27	3595	68-A3	BIG WOOD 37-0387	GEORGE H KNIGHT	06 / 01 / 1888	0.50	0.01
			LOSS TO RIVER BY TR #3595 OWNED RAY BARSHI				
RLR-28	NONE	40-B11	BIG WOOD 37-0113	R.F. & ROSA BUHLER	07 / 10 / 1884	3.20	0.06
			LOSS TO RIVER BY TRANSFER FROM MABEL SPEN				
RLR-29	7303	19-A26	BIG WOOD 37-0577	CAW T RILEY	03 / 24 / 1883	0.05	0.00
			LOSS TO RIVER BY TR #7303 OWNED BY WM EITTR				
RLR-30	3323	19-A35A	BIG WOOD 37-0577	BT W T RILEY	03 / 24 / 1883	1.00	0.02
	37-577B		LOSS TO RIVER BY TR #3323 FRANK LANIER OWNED				
RLR-31	2427	19-A16	BIG WOOD 37-0577	W T RILEY	03 / 24 / 1883	5.00	0.10
	37-577AP		LOSS TO RIVER BY TR #2427 J STEVENSON				
RLR-32	3639		BIG WOOD RIVER	J.W. RAVENSCROFT	05 / 10 / 1887	4.00	0.08
			LOSS TO RIVER BY TR #3639 H SCHUTTE OWNED GARY FARRINGTON				
RLR-33	NONE	89-A	BIG WOOD 37-0497	THOMAS MIZER	07 / 01 / 1892	15.62	0.31
			LOSS TO RIVER REL				
RLR-34	NONE	77-A	BIG WOOD 37-0659	ANNA TROEGER	07 / 15 / 1889	63.00	1.26
			LOSS TO RIVER REL				
RLR-35	NONE	79-A	BIG WOOD 37-0451	JUSTUS MAVIOUS	08 / 15 / 1889	120.00	2.40
			LOSS TO RIVER REL				

RLR-36	NONE	86-E	BIG WOOD [37-0658] ANNA TROEGER LOSS TO RIVER REL	06 / 15 / 1891	200.00	4.00
RLR-37	4649	73-A	BIG WOOD [37-0159C] HUGH CRAMER LOSS TO RIVER BY TR #4649 HEATHERLAND SUBD	07 / 30 / 1888	370.00	7.40
RLR-38	08821	19B-29	BIG WOOD [37-0577BN] W T RILEY LOSS TO RIVER BY PER #37-08821 BLAINE CTY SCI THEY OWNED 1.06 CFS TO START WITH SEE PERMIT 8821	03 / 24 / 1883	13.00	0.26
RLR-39	66101	19C-29	BIG WOOD [37-0004F] WILLIAM ABBOTT LOSS TO RIVER BY TR # 66101 OWNED BY CROSS	03 / 24 / 1883	3.50	0.07
RLR-40	68525	19D-29	BIG WOOD [37-0004H] WILLIAM ABBOTT LOSS TO I	03 / 24 / 1883	4.10	0.08
RLR-41	68560	19E-29	BIG WOOD LOSS TO RIVER BY T WILLIAM ABBOTT	03 / 24 / 1883	2.50	0.05
RLR-42	4480	29-B	BIG WOOD [37-0885B] JOHN DRAGER LOSS TO RIVER BY TR #4480 WM MIRAMS NOW OV	07 / 01 / 1883	38.50	0.77
RLR-43	4525	33-A1	BIG WOOD [37-0578E] ELIZABETH ROBERTS LOSS TO RIVER BY TR #4525 JOHN BORTON	05 / 02 / 1884	2.00	0.04
RLR-44	4525	51-C1	BIG WOOD [37-0686C] JOSEPH WERRY JR LOSS TO RIVER BY TR #4525 JOHN BORTON OWN	06 / 01 / 1886	7.50	0.15
RLR-45	4527	20-A2	BIG WOOD [37-0363F] U S JUSTUS LOSS TO RIVER BY TR #4527 FRANK BRAMON	04 / 12 / 1883	8.00	0.16
RLR-46	4527	56-B2	BIG WOOD [37-0364D] U S JUSTUS LOSS TO RIVER BY TR #4527 FRANK BRAMON	05 / 01 / 1887	4.00	0.08
RLR-47	4650	40-B7	BIG WOOD [37-0113] R F AND ROSA BUHLER LOSS TO RIVER BY TR #4650 DERRIS HEAD	07 / 10 / 1884	62.00	1.24
RLR-48	69165	20-A3	BIG WOOD [37-0004J] WILLIAM ABBOTT LOSS TO I NEW 37-21	03 / 24 / 1883	11.00	0.22
RLR-49	NONE	35-A5	BIG WOOD [37-0886B] W.D.SCHARIFF ET AL FORFEITED BY JOHN D MAINE	06 / 01 / 1884	5.60	0.11
RLR-50	4157		BIG WOOD [37-0043] PETER BANNON LOSS TO RIVER TRANSFER #4157 WM BOBBITT	06 / 01 / 1891	10.50	0.21
RLR-51	4401		BIG WOOD [37-0577] W T RILEY TRANSFER # 4401 LOSS TO RIVER WOOD RIVER RANCH	03 / 24 / 1883	78.00	1.56
RLR-52	NONE		BIG WOOD [37-0028] ALTURAS WATER CO. RELINQUISHED BY ROBERT BRENNAN	03 / 24 / 1883	7.79	0.16
RLR-53	NONE	55-B	BIG WOOD [37-0297] HAILEY WATER POWER RELINQUISHED BY ROBERT BRENNAN	11 / 26 / 1886	102.37	2.05
RLR-54	NONE		BIG WOOD [37-00521H] ISRAEL T OSBORN RELINQUISHED BY ROD KEGLEY	06 / 01 / 1886	33.00	0.66

RLR-55	NONE	BIG WOOL 37-00522F ISRAEL T OSBORN RELINQUISHED BY ROD KEGLEY	# / 04 / 1889	28.00	0.56
RLR-56	NONE	BIG WOOL 37-00523D ISRAEL T OSBORN RELINQUISHED BY ROD KEGLEY	5 / 21 / 1890	23.00	0.46
RLR-57	1661	BIG WOOL 37-0419 HORACE C LEWIS LOSS TO RIVER BY TR# 1661 C ROSEBERRY OWNED BY GRAYSTONE INC	08 / 02 / 1889	1.00	0.02
RLR-58	3407	BIG WOOL 37-0886 W D SCHARIFF ET AL LOSS TO RIVER BY 1	06 / 01 / 1884	1.00	0.02
RLR-59	3407	BIG WOOL 37-0418 HORACE C LEWIS LOSS TO RIVER BY TR #3407 OWNED BY JIM EAKIN	06 / 23 / 1888	0.20	0.00
RLR-60	1698	BIG WOOL 37-0418 HORACE C LEWIS LOSS TO RIVER BY TR #1698 HAROLD BUHLER	06 / 23 / 1888	17.00	0.34
RLR-61	4974	BIG WOOL 37-0048B MARTIN BARRY LOSS TO RIVER BY TR #4974 OWNED BY ELIZABETH GRAY	05 / 01 / 1887	23.00	0.46
RLR-62	5037	BIG WOOL 37-0113K RF & ROSA BUHLER LOSS TO RIVER BY TR #5037 FRED BLECHMANN	7 / 10 / 1884	4.00	0.08
RLR-63	5037	BIG WOOL 37-0482D ANNIE I MILLER ET AT LOSS TO RIVER BY TR #5037 FRED BLECHMANN	8 / 1 / 1884	0.50	0.01
RLR-64	1086	BIG WOOL 37-0705 SAMUEL S WILSON LOSS TO RIVER BY TR #1086 EVERRETT CAMPBELL	05 / 31 / 1883	1.00	0.02
RLR-65	5037	BIG WOOL 37-0705 SAMUEL S WILSON LOSS TO RIVER BY TR #5037 FRED BLECHMANN	05 / 31 / 1883	1.50	0.03
RLR-66	NONE	BIG WOOL 37-00521H ISRAEL T OSBORN RELINQUISHED BY RAY JEFFERSON	06 / 01 / 1886	10.00	0.20
RLR-67	NONE	BIG WOOL 37-00522F ISRAEL T OSBORN RELINQUISHED BY RAY JEFFERSON	# / 04 / 1889	10.00	0.20
RLR-68	NONE	BIG WOOL 37-00523D ISRAEL T OSBORN RELINQUISHED BY RAY JEFFERSON	5 / 21 / 1890	10.00	0.20
RLR-69	5423	BIG WOOL 37-0154C M H COMSTOCK LOSS TO RIVER BY TR # 5423 TO MITIGATE GW/ OWNED BY RINKER CO.	7 / 13 / 1887	24.50	0.49
RLR-70	5528	BIG WOOL 37-00004D WILLIAM ABBOTT LOSS TO RIVER BY TR #5528 OWNED BY M KNIGHT .19 DELIVERY LOSS & .08 FORFITURE FOR NON USE	03 / 24 / 1883	13.50	0.27
RLR-71	GIRTON	GIRTON 4: 37-0713D JAMES E WRENCHER LOSS TO RIVER BY TR# 5019 OWNED BY RALPH GIRTON	6 / 10 / 1880	4.00	0.08
RLR-72	70109	BIG WOOL 37-20750 W T RILEY LOSS TO RIVER BY TR #70109 OWNED BY HARRY RINKER	03 / 24 / 1883	10.50	0.21
RLR-73	69589	BIG WOOL 37-20616 WM ABBOTT LOSS TO RIVER BY TR #69589 OWNED BY HENRY BURDICK	3 / 24 / 1883	1.00	0.07

0.02 to
HIAWATHA.

RLS-01	HIAWATHA	HIAWATH/37-0577	W T RILEY	03 / 24 / 1883	2.50	0.05
	37-577CK	LOSS TO SYSTEM BY TR#4882 OWNED BY MICHAEL WILLARD				
RLS-02	HIAWATHA	LOSS TO I37-00004D	WILLIAM ABBOTT	3 / 24 / 1883	9.00	0.18
		TRANSFER #5528 OV	POD not assoc with HIAWATHA Canal Knight.			
RLS-03	HIAWATHA	LOSS TO I37-0004F	WILLIAM ABBOTT	3 / 24 / 1883	1.00	0.02
		LOSS TO SYSTEM BY TR # 66101	OWNED BY CROSS CREEK TRUST has HIAWATHA POD			
RLS-04	HIAWATHA	LOSS TO I37-0004H	WILLIAM ABBOTT	3 / 24 / 1883	2.10	0.04
		LOSS TO SYSTEM BY TR # 68525	OWNED BY JOHN H MC CLUNG has HIAWATHA POD			
RLS-05	HIAWATHA	LOSS TO I37-0004K	WILLIAM ABBOTT	3 / 24 / 1883	2.00	0.04
		LOSS TO SYSTEM BY TR # 68560	OWNED BY MICHAEL WILLARD has HIAWATHA POD			
RLS-06	HIAWATHA	LOSS TO I37-0577BF	W T RILEY	3 / 24 / 1883	70.00	1.40
	37-577BP	LOSS TO SYSTEM BY TR # 68526 OWNED BY S F ECCLES				
RLS-07	HIAWATHA	LOSS TO I37-0004J	WILLIAM ABBOTT	3 / 24 / 1883	3.00	0.06
		LOSS TO SYSTEM BY TR #69165	OWNED BY BRUCE WILLIS 20439 → 20615 20616 OK (20401) → 20439, 20440 split 20401 20402 20403			
RLS-08	HIAWATHA	LOSS TO I37-20440	WILLIAM ABBOTT	3 / 24 / 1883	1.00	0.02
		LOSS TO SYSTEM BY TR#69282	OWNED BY RANNEY DRAPER OLD # 37-0004 has POD			
RLS-09	BROADFORD	LOSS TO I37-20803	NICHOLAS WERRY	07 / 10 / 1887	1.50	0.03
	not RLR	LOSS TO SYSTEM BY TR #70109 OWNED BY HARRY RINKER				
RLS-10	HIAWATHA	LOSS TO I37-20616	WM ABBOTT	3 / 24 / 1883	1.00	0.02
		LOSS TO SYSTEM BY TR #69589 OWNED BY HENRY BURDICK				
UBWRWU VARIES	800-BYPA	U B W R V 37-0892	BASELINE BY-PASS	09 / 01 / 1920	561.60	11.23
		TO BE USED AS PAID BY SHAREHOLDERS				
UBWRWU VARIES	850-BYEX	U B W R V 37-0891A	EXTENSION BY-PASS	07 / 24 / 1924	525.00	10.50
		TO BE USED AS PAID BY SHAREHOLDERS				
RLS-09		LOSS TO I37-20803	NICHOLAS WERRY	7 1 1887	1.5	0.03
RLR-72	BW RIVER	TRANS#70 37-20750	W.T. RILEY	3 24 1883	10.5	0.21
RLS-10		LOSS TO I37-20616	WM. ABBOTT	3 24 1883	1	0.02
		has HIAWATHA Canal loss				

2 John Charles John Tunde 1883
Pollen ③ Pump. 1881
Richmond ④ Pump. 1883

1883 VC Pumps ①

1886
1888
1890

⑤ Cottonwood

1881
1883

1881 VC ⑥

⑦ Willard

1883

⑨ Keyley-Rinker
Pigeon
Tidwell

1883
1886
1889
1890

1886 St. of Idaho. ⑧

⑩ Clifford 1883
Kennedy 1886
Mathieu
Martin
Cheswal
Rice

1883
1886
1890

1883 Paenle (ground A20) ⑪
1886
1883 Fitzpatrick, ⑫
1886

⑬ Cropper, NR-Nelson
Beckwiler
(NR)

⑭ Bazosky

1883
1886

⑮ Rubel

1883
1886

1883 Passovoy & Hanson ⑮
1886

⑯ Wilcox

1883
1886

1883 Koss ⑰
1886

⑳ Savaria
Rason

1883
1886

1883 Johnson, Hickey, Phillips ⑱
1886 Knight

㉓ Mizer & Nennesey 1883

1883 Cutters ㉑

1883 Grabner
Bumke. ㉒

1883 Lillie Sampson ㉔

Bullion St

Hiawatha
Canal delivery
by priority date.
(some pages may not be
complete, copied too large)

Water Uses	Owner List
IRRIGATION	PULLEN, ANNE W (Current); PULLEN, ROBERT W (Current)
AESTHETIC STORAGE, DIVERSION TO STORAGE, IRRIGATION, RECREATION STORAGE	THE VALLEY CLUB INC (Current)
IRRIGATION	COTTONWOOD CREEK INVESTMENTS INC (Current)
1881-05-01	
IRRIGATION	THE CROSS CREEK TRUST (Current)
IRRIGATION	<i>Kathleen Mann</i> SULLIVAN, COLLEEN R (Current)
IRRIGATION	WILLARD, MICHAEL E (Current)
IRRIGATION, STOCK WATER	BAZOVSKY, JOHN (Current)
IRRIGATION	THE JEFFREY K RICE FAMILY TRUST (Current)
IRRIGATION	RED DEVIL MOUNTAIN HOMES ASSN (Current Owner)
IRRIGATION	KENNEDY, THOMAS A (Current); KIRBY, DEBORAH M (Current)
IRRIGATION	ELIZABETH MATHIEU REVOCABLE LIVING TRUST (Current)
IRRIGATION, MITIGATION	ECCLES FLYING HAT RANCH LLC (Current)
IRRIGATION	BERNHAGEN-CROPPER, LINDA (Current); CROPPER, DAVID L (Current)
IRRIGATION	THE VALLEY CLUB INC (Current)
IRRIGATION, RECREATION	THE VALLEY CLUB INC (Current)
IRRIGATION	COTTONWOOD CREEK INVESTMENTS INC (Current)

Hiawatha Canal			2008		SORTED BY DECREE DATE					
Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	
156	37	657	A	1	Decreed	Active	1881-05-01	0.02	BIG WOOD RIVER	
157	37	657	B	1	Decreed	Active	1881-05-01	2.02	BIG WOOD RIVER	
158	37	657	E	1	Decreed	Active	1881-05-01	0.76	BIG WOOD RIVER	
2.8 CFS										
129	37	4	F	1	Decreed	Active	1883-03-24	0.09	BIG WOOD RIVER , GROUND WATER	
130	37	4	H	1	Decreed	Active	1883-03-24	0.1	BIG WOOD RIVER	
131	37	4	K	1	Decreed	Active	1883-03-24	0.13	BIG WOOD RIVER	
132	37	28	A	1	Decreed	Active	1883-03-24	0.04	BIG WOOD RIVER	
133	37	28	B	1	Decreed	Active	1883-03-24	0.04	BIG WOOD RIVER	
134	37	28	F	1	Decreed	Active	1883-03-24	0.48	BIG WOOD RIVER	
135	37	28	J	1	Decreed	Active	1883-03-24	0.04	BIG WOOD RIVER	
136	37	28	K	1	Decreed	Active	1883-03-24	0.04	BIG WOOD RIVER	
149	37	577	BP	1	Decreed	Active	1883-03-24	7	BIG WOOD RIVER	
150	37	577	BS	1	Decreed	Active	1883-03-24	0.898	BIG WOOD RIVER	
151	37	577	BU	2	Decreed	Active	1883-03-24	1.2	BIG WOOD RIVER	
152	37	577	BV	2	Decreed	Active	1883-03-24	1.69	BIG WOOD RIVER	
153	37	577	CG	1	Decreed	Active	1883-03-24	0.69	BIG WOOD RIVER	

1883

— A11 3-24-1883

Water Uses	Owner List
IRRIGATION	GRABHER, ELMAR (Current); GRABHER, RIGMOR (Current)
IRRIGATION, MITIGATION	BURDICK, HENRY (Current); BURDICK, JANNE (Current)
IRRIGATION	RINKER, HARRY S (Current)
IRRIGATION	EVANS, JANET (Current); EVANS, MELVIN B (Current)
IRRIGATION	RASOR, ERIC N (Current); RASOR, JOAN T (Current)
IRRIGATION	MYLNAR, JOAN (Current); MYLNAR, TIMOTHY (Current)
IRRIGATION	WILCOX, LORRAINE (Current); WILCOX, RON (Current)
IRRIGATION	KOSS FAMILY LTD PARTNERSHI (Current)
IRRIGATION	MARATHON PARTNERS LLC (Current)
IRRIGATION, MITIGATION	BLAINE COUNTY SCHOOL DISTRICT #61 (Current)
AESTHETIC, IRRIGATION, RECREATION, STOCKWATER	PHILLIPS, EVELYN (Current); PHILLIPS, JAMES W (Current)
AESTHETIC, IRRIGATION, RECREATION	ROSEKRANS, KATHLEEN B (Current)
AESTHETIC, IRRIGATION, RECREATION	KNIGHT, CAROL (Current); KNIGHT, HOWARD (Current)
IRRIGATION	SAVARIA, ADELE S (Current); SAVARIA, PATRICK J (Current)
IRRIGATION	BAILEY, JILL (Current); BAILEY, THOMAS (Current)
IRRIGATION	ALLRED II, JACKSON W (Current) ALLRED, LAURIE K (Current)
IRRIGATION	NORTHRIDGE V SUBDIVISIONS ASSN INC (Current Owner)
IRRIGATION	EMB-HAILEY LP A CALIFORNIA LTD PTNR (Current)
IRRIGATION	NORTHRIDGE VI SUBDIVISION ASSN INC (Current Owner)

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List
186	37	20615			1	Decreed	Active	1883-03-24	0.19 BIG WOOD RIVER
187	37	20616			1	Decreed	Active	1883-03-24	0.05 BIG WOOD RIVER, GROUND WATER
188	37	20751			1	Decreed	Active	1883-03-24	0.13 BIG WOOD RIVER
189	37	20806			1	Decreed	Active	1883-03-24	0.06 BIG WOOD RIVER
190	37	20807			1	Decreed	Active	1883-03-24	0.06 BIG WOOD RIVER
191	37	20808			1	Decreed	Active	1883-03-24	0.03 BIG WOOD RIVER
192	37	20924			1	Decreed	Active	1883-03-24	0.63 BIG WOOD RIVER
193	37	20925			1	Decreed	Active	1883-03-24	0.19 BIG WOOD RIVER
197	37	21112			1	Decreed	Active	1883-03-24	1.419 BIG WOOD RIVER
198	37	21114			1	Decreed	Active	1883-03-24	1.06 BIG WOOD RIVER
199	37	21123			1	Decreed	Active	1883-03-24	0.3 BIG WOOD RIVER
200	37	21124			1	Decreed	Active	1883-03-24	0.11 BIG WOOD RIVER
201	37	21125			1	Decreed	Active	1883-03-24	0.07 BIG WOOD RIVER
206	37	21739			1	Decreed	Active	1883-03-24	0.39 BIG WOOD RIVER
207	37	21740			1	Decreed	Active	1883-03-24	0.03 BIG WOOD RIVER
208	37	21741			1	Decreed	Active	1883-03-24	0.06 BIG WOOD RIVER
212	37	21790			1	Decreed	Active	1883-03-24	0.027 BIG WOOD RIVER
218	37	21817			1	Decreed	Active	1883-03-24	0.927 BIG WOOD RIVER
219	37	21818			1	Decreed	Active	1883-03-24	0.005 BIG WOOD RIVER

1883

Water Uses	Owner List
AESTHETIC STORAGE, DIVERSION TO STORAGE, IRRIGATION, IRRIGATION FROM STORAGE, IRRIGATION STORAGE, RECREATION STORAGE	WILLARD, MICHAEL E (Current)
IRRIGATION, MITIGATION	THOMAS-STEWART FAMILY TRUST (Current)
IRRIGATION	GORMAN, DONNA F (Current); GORMAN, JAMES A (Current)
IRRIGATION, STOCKWATER	KEGLEY, RODNEY (Current)
IRRIGATION	COYOTE BLUFF HOMES ASSN INC (Current Owner)
IRRIGATION	RICHMOND, LINDA (Current); RICHMOND, TOM (Current)
IRRIGATION	HENRICUS P BEEKWILDER FAMILY REVOCABLE TRUST (Current)
IRRIGATION	MIZER, MARY M (Current)
IRRIGATION	ARGYLE, JANET LEE (Current)
IRRIGATION	KUKURIN, JIM (Current); KUKURIN, MICHELLE (Current)
IRRIGATION, MITIGATION	MARIANA S PAEN TRUST (Current)
IRRIGATION	PASSOVOY, SUSAN J (Current)
IRRIGATION	BRODERICK, LISA M (Current); BRODERICK, THOMAS W (Current)
IRRIGATION	CAT TRACK SELECT LLC (Current)
IRRIGATION	ALAN D BILLER AND NANCY T MELTON REVOCABLE TRUST (Current)
IRRIGATION	CHESNEL, CONNIE (Current); CHESNEL, JEAN-PIERRE (Current)

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List
							1883		
154	37	577	CK	1	Decreed	Active	1883-03-24	0.1	BIG WOOD RIVER
155	37	577	CM	1	Decreed	Active	1883-03-24	0.04	BIG WOOD RIVER, GROUND WATER
161	37	11411		1	Decreed	Active	1883-03-24	0.1	BIG WOOD RIVER
162	37	11654	A	1	Decreed	Active	1883-03-24	0.226	BIG WOOD RIVER
163	37	11654	D	1	Decreed	Active	1883-03-24	0.36	BIG WOOD RIVER
167	37	11704		1	Decreed	Active	1883-03-24	0.02	BIG WOOD RIVER
168	37	11801		1	Decreed	Active	1883-03-24	0.26	BIG WOOD RIVER
169	37	12106		1	Decreed	Active	1883-03-24	0.1	BIG WOOD RIVER
170	37	12746	A	1	Decreed	Active	1883-03-24	0.05	BIG WOOD RIVER
171	37	12815	C	1	Decreed	Active	1883-03-24	0.057	BIG WOOD RIVER
172	37	12818	D	1	Decreed	Active	1883-03-24	0.05	BIG WOOD RIVER, GROUND WATER
176	37	20352		1	Decreed	Active	1883-03-24	0.063	BIG WOOD RIVER
179	37	20355		1	Decreed	Active	1883-03-24	0.07	BIG WOOD RIVER
180	37	20357		1	Decreed	Active	1883-03-24	0.066	BIG WOOD RIVER
181	37	20358		1	Decreed	Active	1883-03-24	0.066	BIG WOOD RIVER
182	37	20359		1	Decreed	Active	1883-03-24	0.04	BIG WOOD RIVER

1883

Water Uses	Owner List
IRRIGATION, STOCKWATER	CROPPER, DAVID (Current); CROPPER, LINDA (Current)
IRRIGATION, STOCKWATER	JOHNSON, CHARLES M (Current); JOHNSON, CONNIE (Current)
IRRIGATION, STOCKWATER	HICKEY, LOUISE (Current); HICKEY, THOMAS D (Current)
IRRIGATION	OLD CUTTERS INC (Current)
IRRIGATION	OLD CUTTERS INC (Current)
IRRIGATION	OLD CUTTERS INC (Current)
IRRIGATION	OLD CUTTERS INC (Current)
IRRIGATION	OLD CUTTERS INC (Current)
IRRIGATION	OLD CUTTERS INC (Current)
IRRIGATION	OLD CUTTERS INC (Current)
IRRIGATION	OLD CUTTERS INC (Current)
3/24/1883	
IRRIGATION	NORTHRIDGE V SUBDIVISIONS ASSN INC (Current Owner)
IRRIGATION	EMB-HAILEY LP A CALIFORNIA LTD PTNR (Current)
IRRIGATION	NORTHRIDGE VI SUBDIVISIONS ASSN INC (Current Owner)
6/30/1884	

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List
220	37	21956		1	Decreed	Active	1883-03-24	0.11	BIG WOOD RIVER
221	37	22118		1	Decreed	Active	1883-03-24	0.48	BIG WOOD RIVER
222	37	22119		1	Decreed	Active	1883-03-24	0.48	BIG WOOD RIVER
223	37	22309		1	Decreed	Active	1883-03-24	3.2	BIG WOOD RIVER
224	37	22310		1	Decreed	Active	1883-03-24	3.2	BIG WOOD RIVER
225	37	22311		1	Decreed	Active	1883-03-24	3.2	BIG WOOD RIVER
226	37	22312		1	Decreed	Active	1883-03-24	3.2	BIG WOOD RIVER
227	37	22313		1	Decreed	Active	1883-03-24	3.2	BIG WOOD RIVER
228	37	22314		1	Decreed	Active	1883-03-24	0.39	BIG WOOD RIVER
229	37	22315		1	Decreed	Active	1883-03-24	0.39	BIG WOOD RIVER
230	37	22316		1	Decreed	Active	1883-03-24	0.39	BIG WOOD RIVER
231	37	22317		1	Decreed	Active	1883-03-24	0.39	BIG WOOD RIVER
38.474 CFS									
211	37	21788		1	Decreed	Active	1884-06-30	0.05	BIG WOOD RIVER
216	37	21815		1	Decreed	Active	1884-06-30	1.526	BIG WOOD RIVER
217	37	21816		1	Decreed	Active	1884-06-30	0.009	BIG WOOD RIVER
1.585 CFS									

1883

Water Uses	Owner List
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IRRIGATION	BLAINE COUNTY SCHOOL DISTRICT #61 (Current)
IRRIGATION	NORTHBRIDGE V SUBDIVISIONS ASSN INC (Current Owner)
IRRIGATION	EMB-HAILEY LP A CALIFORNIA LTD PTNR (Current)
IRRIGATION	NORTHBRIDGE VI SUBDIVISIONS ASSN INC (Current Owner)

9/18/1885

IRRIGATION, RECREATION	THE VALLEY CLUB INC (Current)
IRRIGATION, STOCKWATER	KEGLEY, RODNEY (Current)
IRRIGATION	RINKER, HARRY S (Current)
IRRIGATION	ELIZABETH MATHIEU REVOCABLE LIVING TRUST (Current)
IRRIGATION, STOCKWATER	BAZOVSKY, JOHN (Current)
IRRIGATION	MARTIN, KARIN T (Current)
IRRIGATION	CHESNEL, CONNIE (Current); CHESNEL, JEAN-PIERRE (Current)
IRRIGATION	CLIFFORD, TAMERA L (Current); CLIFFORD, WILLIAM P (Current)
IRRIGATION	THE JEFFREY K RICE FAMILY TRUST (Current)
IRRIGATION	RED DEVIL MOUNTAIN HOMES ASSN (Current Owner)
IRRIGATION	KENNEDY, THOMAS A (Current); KIRBY, DEBORAH M (Current)
IRRIGATION	CAT TRACK SELECT LLC (Current)
IRRIGATION	ALAN D BILLER AND NANCY T MELTON REVOCABLE TRUST (Current)
IRRIGATION	PASSOVOY, SUSAN J (Current)
IRRIGATION	BUTTRAN, KENNETH R (Current)

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List
146	37	298	C	1	Decreed	Active	1885-09-18	0.14	BIG WOOD RIVER
210	37	21786		1	Decreed	Active	1885-09-18	0.022	BIG WOOD RIVER
214	37	21813		1	Decreed	Active	1885-09-18	0.768	BIG WOOD RIVER
215	37	21814		1	Decreed	Active	1885-09-18	0.004	BIG WOOD RIVER
0.934 CFS									
147	37	494		2	Decreed	Active	1886-05-01	2	BIG WOOD RIVER
164	37	11657	A	1	Decreed	Active	1886-06-01	0.282	BIG WOOD RIVER
185	37	20431		1	Decreed	Active	1886-06-01	2.92	BIG WOOD RIVER
138	37	297	A	1	Decreed	Active	1886-11-26	0.08	BIG WOOD RIVER
139	37	297	B	1	Decreed	Active	1886-11-26	0.08	BIG WOOD RIVER
140	37	297	C	1	Decreed	Active	1886-11-26	0.08	BIG WOOD RIVER
141	37	297	D	1	Decreed	Active	1886-11-26	0.08	BIG WOOD RIVER
142	37	297	E	1	Decreed	Active	1886-11-26	0.08	BIG WOOD RIVER
143	37	297	G	1	Decreed	Active	1886-11-26	0.08	BIG WOOD RIVER
144	37	297	K	1	Decreed	Active	1886-11-26	0.96	BIG WOOD RIVER
145	37	297	M	1	Decreed	Active	1886-11-26	0.08	BIG WOOD RIVER
173	37	20327		1	Decreed	Active	1886-11-26	0.198	BIG WOOD RIVER
174	37	20328		1	Decreed	Active	1886-11-26	0.198	BIG WOOD RIVER
175	37	20351		1	Decreed	Active	1886-11-26	0.189	BIG WOOD RIVER
177	37	20353		1	Decreed	Active	1886-11-26	0.15	BIG WOOD RIVER

Water Uses	Owner List
IRRIGATION	BLAINE COUNTY SCHOOL DISTRICT #61 (Current)
IRRIGATION	NORTHRIDGE V SUBDIVISIONS ASSN INC (Current Owner)
IRRIGATION	EMB-HAILEY LP A CALIFORNIA LTD PTNR (Current)
5/1/1888	
IRRIGATION, STOCKWATER	KEGLEY, RODNEY (Current)
IRRIGATION	RINKER, HARRY S (Current)
5/4/1889	
IRRIGATION, STOCKWATER	KEGLEY, RODNEY (Current)
IRRIGATION	RINKER, HARRY S (Current)
5/21/1890	
IRRIGATION, RECREATION	THE VALLEY CLUB INC (Current)
7/1/1892	
IRRIGATION, RECREATION	THE VALLEY CLUB INC (Current)
11/12/36	
IRRIGATION	RINKER, HARRY S (Current)
4/1/40	

S

Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List
137	37	183	A	1	Decreed	Active	1888-05-01	0.48	BIG WOOD RIVER
209	37	21784		1	Decreed	Active	1888-05-01	0.022	BIG WOOD RIVER
213	37	21811		1	Decreed	Active	1888-05-01	0.767	BIG WOOD RIVER
1.269 CFS									
165	37	11659	A	1		Active	1889-05-04	0.24	BIG WOOD RIVER
184	37	20429		1	Decreed	Active	1889-05-04	2.55	BIG WOOD RIVER
2.79 CFS									
166	37	11661	A	1	Decreed	Active	1890-05-21	0.2	BIG WOOD RIVER
183	37	20427		1	Decreed	Active	1890-05-21	2.2	BIG WOOD RIVER
2.4 CFS									
148	37	495		2	Decreed	Active	1892-07-01	2.8	BIG WOOD RIVER
2.8 CFS									
159	37	833	K	2	Decreed	Active	11/12/36	0.75	BIG WOOD RIVER
0.75 CFS									
160	37	919		1	Decreed	Active	4/1/40	0.545	BIG WOOD RIVER
0.545 CFS									

HIAWATHA CANAL

67.654 Total CFS

HIAWATHA COMPANY CONVEYANCE LOSS CLAIMS

Fritz Haemmerle is claiming the conveyance loss portions of the following disallowed claims. The department is seeking any information that may be contained in the watermaster records regarding the latest date of the delivery of the right or alternatively a conveyance portion associated with that right. If a conveyance portion was delivered please indicate the rate that was diverted into the Hiawatha Canal.

I have tried to provide information available to the department to help you associate the right with the correct watermaster records. I did a quick search on the 2004 records supplied to the department. The results I found are shown in the last column.

AJ Claim	WR Base Right	Current Claimant	Orig claimant or pre aj owner	Adj claim rate	On WM 2004 disk
37-191 *	Priority date 4-30-1889	Heart Rock Ranch	Davis Inv Group Pre Aj Sprenger Grubb & assoc	2.86 cfs	Yes but no delivery
37-483 *	Priority date 8-1-1902	Heart Rock Ranch	Davis Inv Group Pre Aj Sprenger Grubb & assoc	3.00 cfs	Yes but no delivery
37-905A *	Priority date 4-1-1940 Coffin VS Barker decree	Tingey Decree owner Drake W T		0.14 cfs	No
37-905B *	Priority date 4-1-1940 Coffin VS Barker decree	Stipa Decree owner Drake W T	Primary rights transferred off through T-3548	0.40 cfs	No
37-918 * saved & developed right independent of priority date.	Priority date 4-1-1940 Coffin VS Barker decree	Beekwilder Decree owner Stranathan, Claudine	Department was unable to determine that the right was ever delivered	0.10 cfs rt. is delivered as a flood right by watermaster.	No
37-11483 *	Priority date 3-24-1883 37-577BK @ 4.14 cfs 37-577BH @ 2.82 cfs	JD Spring Cr Ranch Decree owner W T Riley	Davis Inv Group Pre Aj Sprenger Grubb & assoc	6.96 cfs	Yes but no delivery
37-11489 *	Priority date 4-30-1889 37-648A @ 5.58 cfs 37-648B @ 8.58 cfs	Heart Rock Ranch Decree owner	Davis Inv Group Pre Aj Sprenger Grubb & assoc	14.14 cfs	Yes but no delivery
37-14296 *	Asserting an unknown part of 37-577 (maybe)	Marcroft Decree owner Unknown	Department was unable to determine that the right was ever delivered	0.05 cfs	No
37-22157 * *	Unclaimed portion after transfers and ownership changes	Coyote Bluff Decree owner W T Riley		0.03 cfs	Yes
* 37-905 appears to be associated with property where a portion of 37-577 was transferred off. 37-905 was left behind and therefore forfeited. * Associated with a POU south of Quigley Creek and the portion of the abandoned canal now covered by the high School and subdivision (since ~ 1974) Claimed POU may be associated with the from POU for T-3548 (Backfile 37-30030 pg 93) * At the time of recommendation no information was available to substantiate delivery. The claimed POUs are north of Quigley Creek * * No research needed. History confirmed through the department records and the 2004 WM records. (shown as a part of 37-30024 and/or 37-577BM) However claim is for 1" per acre.					

37-22157 Coyote Bluff 1.5 ac

End of ditch as of 1974

37-918 Beekwilder 11 ac

37-14296 Marcroft 1.5 ac

37-905A Tingy

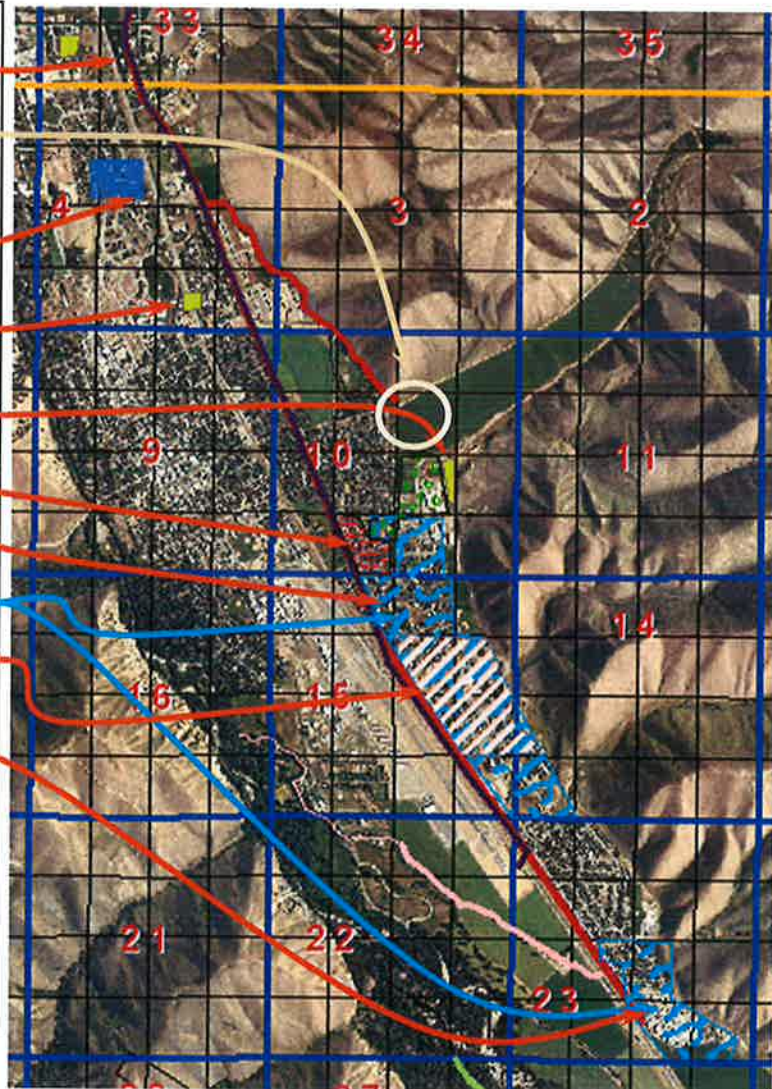
37-905B Stipa

37-191 Heart Rock Ranch

37-11483 JD Spring Creek Ranch

37-11489 Heart Rock Ranch

37-483 Heart Rock Ranch



Water right	Quantity	priority date	claim rate	%			
37-191 Claim date 1988 Back file - yes	0.572	4/30/1889	2.860	0.2	0.572	Heart Rock Ranch 02N 18E 10; 37 ac Original claimant Davis Inv Gp pre AJ - Sprebger Grubb & Assoc shown in 2004 wm books no delivery	Forfeited/abandoned due to non-use from 1974 to 1993. Comment: THIS CLAIM AS ORIGINALLY FILED WAS BASED ON TRANSFER. THE AMENDED CLAIMS ARE NOT SIGNED AND ON FILE AT THIS REVIEW DATE BUT THE CLAIM IS DISALLOWED BY EITHER POU SHOWN. COPIED FROM REMARKS RE: AMEDEMMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSIQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-1993. DISALLOWAL THIS RIGHT HAS NOT BEEN IN USE SINCE 1974 WHEN SUBDIVISIONS WERE FIRST DEVELOPED ON THE POU.
37-483 Claim date 1988 Back file - yes	0.600	8/1/1902	3.000	0.2	0.600	Heart Rock Ranch 02N 18E 23; 99 ac Original claimant Davis inv Gp pre AJ - Sprebger Grubb & Assoc shown in 2004 wm books no delivery	Forfeited/abandoned due to non-use from 1974 to 1993. Comment: RE: AMENDMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSIQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-93. DISALLOWAL THIS RIGHT HAS NOT BEEN IN USE SINCE 1974 WHEN SUBDIVISIONS WERE FIRST DEVELOPED ON THE POU. AMENDED CLAIM THIS CLAIM AS ORIGINALLY FILED WAS BASED ON TRANSFER. THE AMENDED CLAIMS ARE NOT SIGNED AND ON FILE AT THIS REVIEW DATE BUT THE CLAIM IS DISALLOWED BY EITHER POU SHOWN.
37-905A Claim date 1988 Back file - no	0.280	4/1/1940	0.140	0.2	0.028	Wayne & Larue Tingey 02N 18E 10; 4.6 ac Not found in 2004 WM books	No lawful appropriation shown. Comment: THIS RIGHT HAS EITHER BEEN FORFEITED SINCE 1974 OR MORE LIKELY THE PREVIOUS OWNERS HAVE MOVED OFF ALL THE OTHER WATER RIGHTS THAT WERE DELIVERED AND SINCE THIS WAS NOT USED IT WAS NOT MOVED. THEREFORE NO APPROPRIATION BY THIS OWNER IS SHOWN.
37-905B Claim date 1990? Back file - no	0.080	4/1/1940	0.400	0.2	0.080	BERND M STIPA 02N 18E 10; 20 ac Original claimant John Mc Cabe ? Not found in 2004 WM books	Forfeited/abandoned due to non-use from 1974 to 1987. Comment: EXHIBIT 1 IS A M/ DEPICTING PLACE OF USE AND POINT OF DIVERSION. RIGHT IS A FLOOD WATER RIGHT DELIVERED BY WATERMASTER. DISALLOWAL THIS IS A HIGH WATER RIGHT THAT IS NO LONGER USED DUE TO SUBD. AND DEVELOPMENT THAT BEGAN IN 1974. WATER MASTER HAS NOT DELIVERED SINCE THAT TIME. ALSO, THE PRIMARY RIGHT FOR THIS LAND HAS BEEN TRANSFERED OFF BY TRANS. #3548 AND IS RECOMMENDED AS A37-11382A.
37-918 Claim date 1995? Back file - no	0.019	4/1/1940	0.100	0.2	0.020	HENRICUS P BEEKWILDER 02N 18E 4; 11 ac Original claimant - Robert Logan? Not found in 2004 WM books	Insufficient evidence of delivery of the water right. Comment: In review of this claim, I could find no record of delivery of this right by the watermaster. I also could not any water delivered with a priority date of 1940. Whereas no water has been delivered under this right by the find watermaster, I am forced to disallow the water right until such time as proof or acknowledgement from the that water has been delivered under this water right.

37-11483 1.392 3/24/1883 6.960 0.2 1.392 J D SPRING CREEK RANCH Forfeited/abandoned due to non-use from 1974 to 1993. **Comment:** THIS CLAIM AS
 Claim date 1988 **WR base** 02N 18E 10, 14, 15, 23
 Back file - **37-577BK** 409 ac
37-577BH Original claimant
 yes pre AJ - Sprebger Grubb & Davis Inv Gp
 Assoc 37-577BK & BH shown in 2004 wm books no delivery REMARKS THIS CLAIM WAS PART OF THE DECREED RIGHT NUMBER 37-0577 RE: AMENDMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN

37-11489 2.800 4/30/1889 14.140 0.2 2.828 HEART ROCK RANCH LLC Forfeited/abandoned due to non-use from 1974 to 1993. **Comment:** THIS CLAIM AS
 Claim date 1988 **WR Base** 02N 18E 14
 Back file - **37-648A & 37-648B** 02N 18E 15; 176 ac
 No **5.58** Original claimant **Sprebger**
8.56 Davis Inv Gp
14.14 pre AJ - Sprebger Grubb & Assoc 648A & B shown in 2004 wm books no delivery THE CLAIM WAS PART OF THE DECREED RIGHT 37-00648 RE: AMENDMENT; ORIGINAL CLAIM WAS FILED BASE UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-1993. DISALLOWAL THIS RIGHT HAS NOT BEEN IN USE SINCE 1974 WHEN SUBDIVISIONS WERE FIRST DEVELOPED ON THE POU.

37-14296 0.069 3/24/1883 0.050 0.2 0.010 GARY MARCROFT No lawful appropriation shown. **Comment:** Basin 37 watermaster
 Claim date 19?? **WR Base file** 02N 18E 4; 1.5 ac
 Back file - **unknown part** list does not show water under the riley right being delivered to claimant.
 No **of 37-577**
maybe

37-22157 0.006 3/24/1883 0.030 0.2 0.006 COYOTE BLUFF RANCH No lawful appropriation shown. **Comment:** Transfers 5086 and
 Claim date 1988 **30024B .04 cfs Sawtooth Cm,** 03N 18E 33; 1.5 ac
 Orig claim **30024D .07 cfs Huff Bluff** 5143 were filed to split and move a portion of 37-30024. 5086 created 37-30024B and
 Back file - **30024 .40 cfs Coyote Bluff** 5143 created 37-30024D.

Adjudication claim 37-11654 was filed against allocations record 37-30024. That claim was split through an ownership change into parts "A" and "B". Claim 37-11654B was subsequently split through ownership change into parts "C" and "D". Both ownership changes occurred prior to the transfers.

30024

5.536
 30024B .04 Sawtooth AS Rec B@ .04
 C.62 Bodner
 D.07 W.S. Huff Bluff
 577BH .22 Bodner
 D.07

	3/24/1883	1.392	4/1/1940	0.028	4/30/1889	0.572
		0.010		0.08		2.828
		0.006		0.02		
total		1.408		0.128		3.400
8/1/1902	0.6					

Bodner
 577BH .22

Rec'd
4/5/88
EDWR

RELEASE

This Release Agreement made and entered into this 30 day of March, 1988, between the City of Hailey, a municipal corporation of the State of Idaho, herein referred to as "Releasor", in favor of Sprenger Grubb & Associates, Hailey, Idaho, herein referred to as "Releasee".

In consideration of the sum of Twelve Thousand Five Hundred Dollars (\$12,500.00), receipt of which from Releasee is acknowledged, Releasor has remised, released, and forever discharged, and by these presents does remise, release, acquit, satisfy, and forever discharge Releasee and its successors, of and from all rights which Releasor possesses under that certain Agreement dated the 26th day of June, 1973, by and between Merritt D. Hill and McCulloch Properties, Inc.

Releasor agrees to waive any and all rights, cause and causes of action, suits, covenants, contracts, claims and demands whatsoever, in law, or in equity, which against Releasee, Releasor ever had to those certain water rights identified as State of Idaho license Numbers 37-0577BC, 37-0577H, 37-0191, 37-0648A, 37-0648B, and 37-0483.

IN WITNESS WHEREOF, Releasor executes this Release on the day and year first above written.

Paschal O. Drake
PASCHAL O. DRAKE, Mayor,
City of Hailey

ATTEST:

Constance M. Elway
CONSTANCE ELWAY, City Clerk

AS Backfile 37-191
Pg 16

RECEIVED
FEB 22 1993

QUITCLAIM DEED

For Value Received

Sprenger, Grubb & Associates, Inc., an Idaho corporation

do hereby convey, release, remise and forever quit claim unto

Davis Investment Company, a California corporation
whose address is: P. O. Box 92978, Long Beach, CA 90809

the following described premises situated in Blaine County, Idaho, to-wit:

All water and water rights appurtenant to lands owned by Grantor in Sections 10, 15, 22 and 23, Township 4 North, Range 18, East, B.M., consisting of but not limited to the following decreed water rights from Big Wood River:

6.96^{cf} 348.2 inches with date of priority of March 24, 1883; 37-0577, W.T. Riley
(ptn) (? WR right 37-577BK & 577BN)

2.86^{cf} 143 inches with date of priority of April 30, 1889; 37-0191, W.T. Drake

5.58^{cf} 279 inches with date of priority of April 30, 1889; Southerland & Weber

8.56^{cf} 428 inches with date of priority of April 30, 1889; 37-0648

3.04^{cf} 150 inches with date of priority of August 1, 1902; 37-0483, Annie I. Miller

together with their appurtenances.

Dated: September 26, 1988

Sprenger, Grubb & Associates, Inc.

MICROFILMED

OCT 24 1994

AJ Backfile
Pg 17

BLAINE
REQUEST
OCT 7 11 3 00
DEED
DEPUTY
32

208978

Bob Davis water rights

Considered
 37-0577H Amelia Roy, et al. (300 inches)
 POU for all of the following in T2N, R18E
 Sec 23 NESW, SWSW, SESW and SE 1/4
 Sec 25 NWNW, SWNW
 Sec 26 NE 1/4 and NENW, NWNW, SENW

37-0577BC

Sec 4, 5, 8, 9, 15, 16, 22, 23, 25 and 26 T2N, R18E
 Sec 28, 29 and 33 T3N, R18E

★ 37-0191 W.T. Drake (Priority is 4/30/1889) 143 inches
 Look at page 16 of the Frost decree to see where appurtenant
 Sec 10 SESW(6), NWSE(0), SWSE(31)

37-0648A Margaret Sutherland and Peter Weber
 (4/30/1889)

See pages 52 and 53 of the Frost decree

Sec 14 NWSW(17)

Sec 15 NWNE(40), SWNE(35), SENE(34), NESE(38), NWSE(12)

37-0648B Margaret Sutherland and Peter Weber

Sec 14 SWSW (32)

Sec 15 NWSE (12), SESE (27)

Sec 23 NWNW (35), NENW (30), SWNW (7), SENW (39)

★ 37-0483 Annie I. Miller, et al.

See pages 38 and 39 of the Frost decree

Appurtenant to same lands as 37-0481 and 37-0482

AS 37-11483 37-0577BK for 207.1 inches of water

37-0577BH for 141.1 inches of water

4.142 cfs
2.822 cfs

total 6.964 cfs.

Look at page 46 of the Frost decree to see where last two rights were appurtenant

Post-It™ brand fax transmittal memo 7671		# of pages ▶ 1
To Bob Davis	From Gary Slette	
Co.	Co.	
Dept.	Phone #	
Fax #	Fax #	

MICROFILMED

OCT 24 1994

AT Backfile
Pg 18

AMENDED QUITCLAIM DEED

ORIGINAL QUITCLAIM DEED NO. 298978

FOR VALUE RECEIVED, Sprenger, Grubb & Associates, Inc., an Idaho corporation does hereby convey, release, remise and forever quit claim unto Davis Investment Company, a California Corporation whose address is P.O. Box 92978, Long Beach, California 90809, all of its right, title and interest in and to the following-described premises, to-wit:

All water and water rights appurtenant to lands owned by Grantor in Sections 10, 15, 22 and 23, Township 2 North, Range 18 East, B.M., consisting of but not limited to the following decreed water rights from Big Wood River:

348.2 inches with date of priority of March 24, 1883; 37-0577, W.T. Riley (ptn)

143 inches with date of priority of April 30, 1889; 37-0191, W.T. Drake

279 inches with date of priority of April 30, 1889; Southerland & Weber

428 inches with date of priority of April 30, 1889; 37-0648

150 inches with date of priority of August 1, 1902; 37-0483, Annie I. Miller

together with their appurtenances.

DATED this 27 day of May, 1993.

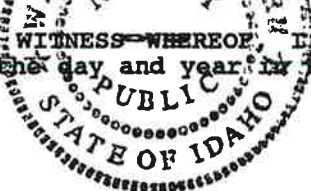
SPRENGER, GRUBB & ASSOCIATES, INC.

By C.A. Grubb
C.A. Grubb, President

STATE OF IDAHO)
) ss.
County of Blaine)

On this 27 day of May, 1993, before me, a Notary Public, in and for said County and State, personally appeared C.A. Grubb, known or identified to me to be the President of Sprenger, Grubb & Associates, Inc., the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first this certificate first above written.



William L. Kinsler
NOTARY PUBLIC FOR IDAHO
Residing at: Blaine
My commission expires: 1-5-96

05259301.GDS

BLAINE CO. REQUEST

OF Rosalt, Robertson

AMENDED QUITCLAIM DEED - 1

1993 JUN 16 A 11:47

RECEIVED CLERK
FILED \$3.00 MP

35378 MICROFILMED

Amended Dec 24 1994

AS Backfile
Pg 19

conveyance losses claimed
by Hiawatha Canal.

DRAFT

Claims disallowed
for failed for now-use
since 1974

MEMORANDUM

AJ-37-191

Back file

Pg 64

TO: Files Nos. 37-0557, 37-0191, 37-0648 & 37-0483
FROM: Gary Spackman
DATE: February 4, 1991

RE: Davis Investment Co. Transfer Applications

Davis Investment Co. submitted four transfer applications proposing a change in the point of diversion and place of use for portions of the above referenced water rights. A portion of each water right was identified in each of the transfer applications. The applications propose points of diversion from Willow Creek and its tributary rather than direct diversion from the Big Wood River. Willow Creek is tributary in the lower portion of the Big Wood River where it turns west and flows towards Magic Reservoir. The transfers do not identify direct point of diversion from the Big Wood River.

I was concerned about approving the transfers without a guarantee that the rights being transferred would actually be delivered downstream. Diversion from Willow Creek, without delivery of Big Wood River water into Willow Creek, or discharge of Big Wood River water downstream of where Willow Creek flows converge with Big Wood flows, would result in an additional withdrawal of water from the lower Big Wood River of the amount diverted from Willow Creek. The reason is that the water would no longer be diverted upstream pursuant to these rights would be diverted by later in time users, and Davis Investment Co. would be withdrawing additional water from Willow Creek that had not traditionally been diverted.

After substantial negotiation with Mr. Robert Davis, a principal in Davis Investment Co., and Reid Newby, we reached an agreement that if water from the Big Wood River is delivered to Willow Creek, that Davis Investment Co. can withdraw the water from Willow Creek. Diversion from Willow Creek is conditional upon water being delivered from the Big Wood system into Willow Creek.

In my discussion with Mr. Davis, I did not feel a need to re-advertise this application to identify the point of diversion from the Big Wood River, since the water right is being moved downstream, and the original applications showed diversions from a point of diversion a substantial distance downstream from the Big

FEB 22 1993

Wood system from its present point of diversion. I do not see a need for filing another transfer, and re-advertisement.

I propose the following conditions of approval:

1. Use of water pursuant to this right is subject to control by the watermaster of State Water District #37, Big Wood River.
2. The rate of diversion authorized by this right shall be reduced by fifteen percent (15%) to account for river channel losses.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the Director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. The Director retains jurisdiction of this transfer for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred point of diversion, and to modify conditions related to lost compensation.
6. This right shall be delivered in the Big Wood River to what is commonly known as the Black 61 diversion, located in the NW1/4SE1/4, Section 2, T1S, R18E, B.M.
7. Water may be diverted pursuant to this right directly from the Big Wood River at the Black 61 diversion, located in the NW1/4SE1/4, Section 2, T1S, R18E, B.M. Alternatively, water may be left in the Big Wood River after it is measured, and an equal amount of water may be diverted from the Salisbury Slough outlet, located in the NW1/4SW1/4, Section 15, T1S, R18E, B.M., directly upstream from where it spills into the Big Wood River channel.
8. Any construction within a stream channel must be approved by the Department of Water Resources.
9. Water from the Big Wood River must be discharged directly into Willow Creek prior to withdrawal of water from Willow Creek and its tributaries.
10. Rediversion of water from Willow Creek and its tributaries cannot deplete flows below levels necessary to support fish and aquatic habitat.

Backfile Pg 45

RECEIVED
FEB 22 1993

11. A measuring device must be installed at the following locations:

a. At the Black 61 diversion to measure water bypassing the diversion structure if water is diverted from the Salisbury Slough outlet. Also a device to measure water diverted throughout the Black 61 diversion.

b. At the Salisbury Slough outlet if water is diverted from the Salisbury Slough channel.

c. At each point of redirection identified under this right.

12. Rediversion of water from Willow Creek and its tributaries pursuant to this right is conditional upon availability of water from the Big Wood River. If this right could not be delivered from the Big Wood River because water must be delivered to earlier right holders, water cannot be diverted from Willow Creek and its tributaries under this right.

FEB 22 1993

Backfile
Pg 66



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

JUN 23 2000

Department of Water Resources
Southern Region

J D SPRING CREEK RANCH
C/O JUDITH W DAVIS
17645 U S HWY 20
BELLEVUE ID 83313

RE: APPLICATIONS TO LEASE WATER RIGHT NOS. [REDACTED], 37-00483, 37-00577BK, 37-00577BH, 37-00648A, 37-00648B, TO THE WATER SUPPLY BANK

Dear Ms Davis:

Returned are the above referenced applications which you submitted to the department on June 14, 2000. I have reviewed the applications together with department records and have determined that the rights can not be accepted into the Water Supply Bank ("bank") for the reasons described below:

- 37-0019 - Water right has been forfeited through more than 5 consecutive years of non-use and is not valid. See Preliminary Order of the department dated May 6, 1994.
- An adjudication claim has been filed on this right in the Snake River Basin Adjudication ("SRBA")
- 37-00483 - Water right has been forfeited through more than 5 consecutive years of non-use and is not valid. See Preliminary Order of the department dated May 6, 1994.
- Adjudication claims showing parts A thru D have been filed in the SRBA

37-00577BH and 37-00577BK

- The place of use for the parts is described as Section 20, T3N, R18E, B.M. which land was determined to have not been irrigated for more than 5 consecutive years in the May 6, 1994 order of the department.
- Adjudication claim no. A37-11483 has been filed and claims a total rate which is the sum of the parts of 37-00577BH and 37-00577BK

37-00648A and 37-00648B

- Water right parts have been forfeited through more than 5 consecutive years of non-use and are not valid. See Preliminary Order of the department dated May 6, 1994.
- Claims were not filed on these parts in the SRBA

Enclosed for your information is a copy of the Preliminary Order issued by the department on May 6, 1994. If you have questions, please feel free to contact the department.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Glen Saxton". The signature is fluid and cursive, with the first name "L." being small and the last name "Saxton" being larger and more prominent.

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 7

c: IDWR Regional Office
✓ Doug Jones

ATTACHMENT D

Claimant: Hiawatha Canal Water Users Association of Lateral or Laterals

<u>Water Right</u>	<u>Quantity for:</u>	<u>Priority Date:</u>
37-191	0.572 cfs	4/30/1889
37-483	0.600 cfs	8/1/1902
37-905A	0.28 cfs	4/1/1940
37-905B	0.08 cfs	4/1/1940
37-918	0.019 cfs	4/1/1940
37-11483	1.392 cfs	3/24/1883
37-11489	2.8 cfs	4/30/1889
37-14296	0.069 cfs	3/24/1883
37-22157	0.006 cfs	3/24/1883

5.818 cfs total

left over night after transfers.

Hiawatha Canal

37-22157 late claim review

<u>Right</u>	<u>Claimant</u>	<u>div rate</u>	<u>acreage</u>	<u>rate per acre</u>	
37-22157	Coyote Bluff Ranch	0.03 cfs	1.5 ac	0.02 cfs/ac	
37-11654A	Rod Kegley	0.226 cfs	10 ac	0.0226 cfs/ac	Exceeds 1" per acre by $\approx$ 9%.
37-11654D	Coyote Bluff Ranch	0.36 cfs	16.3 ac	0.022 cfs/ac	Exceeds 1" per acre by $\approx$ 9%.
37-30024B	Sawtooth Botanical	0.04 cfs	2 ac	0.02 cfs/ac	
37-30024D	Elaine Wynn	0.07 cfs	3.5 ac	0.02 cfs/ac	

The rights listed above were split from 37-577BM – renumbered to 37-300024 – through two transfers and two ownership changes. 37-577BM was established through T-3286 approved in 1988 for 0.73 cfs on 37.6 acres.

The first chg of ownership creating 37-11654A was based upon documentation identifying the POU to be split as the acreage in Sec 32. Claimed and ultimately recommended was a 10-acre POU. A proportionate rate based upon the identified acreage was calculated.

The second chg of ownership identified 18 inches or 0.36 cfs of 37-11654 going to Coyote Bluff. A proportionate acreage was calculated based upon that rate.

The resulting remainder was 0.14 cfs for 7 acres and identified as claim 37-11654C. That claim was again split through two concurrent transfers (T-5086 and T-5143). Rights identified as 37-30024B and 37-30024D were split from 37-11654C leaving 37-22157 for 0.03 cfs and 1.5 acres in the name of Coyote Bluff. No POU was identified for this claim and ultimately it was recommended for disallowal. No objections were filed.

As all splits including 37-22157 relates back to 37-577BM which was established through T-3286 in 1988 this is considered as an unrecognized portion of the base right.

Conveyance loss discussion:

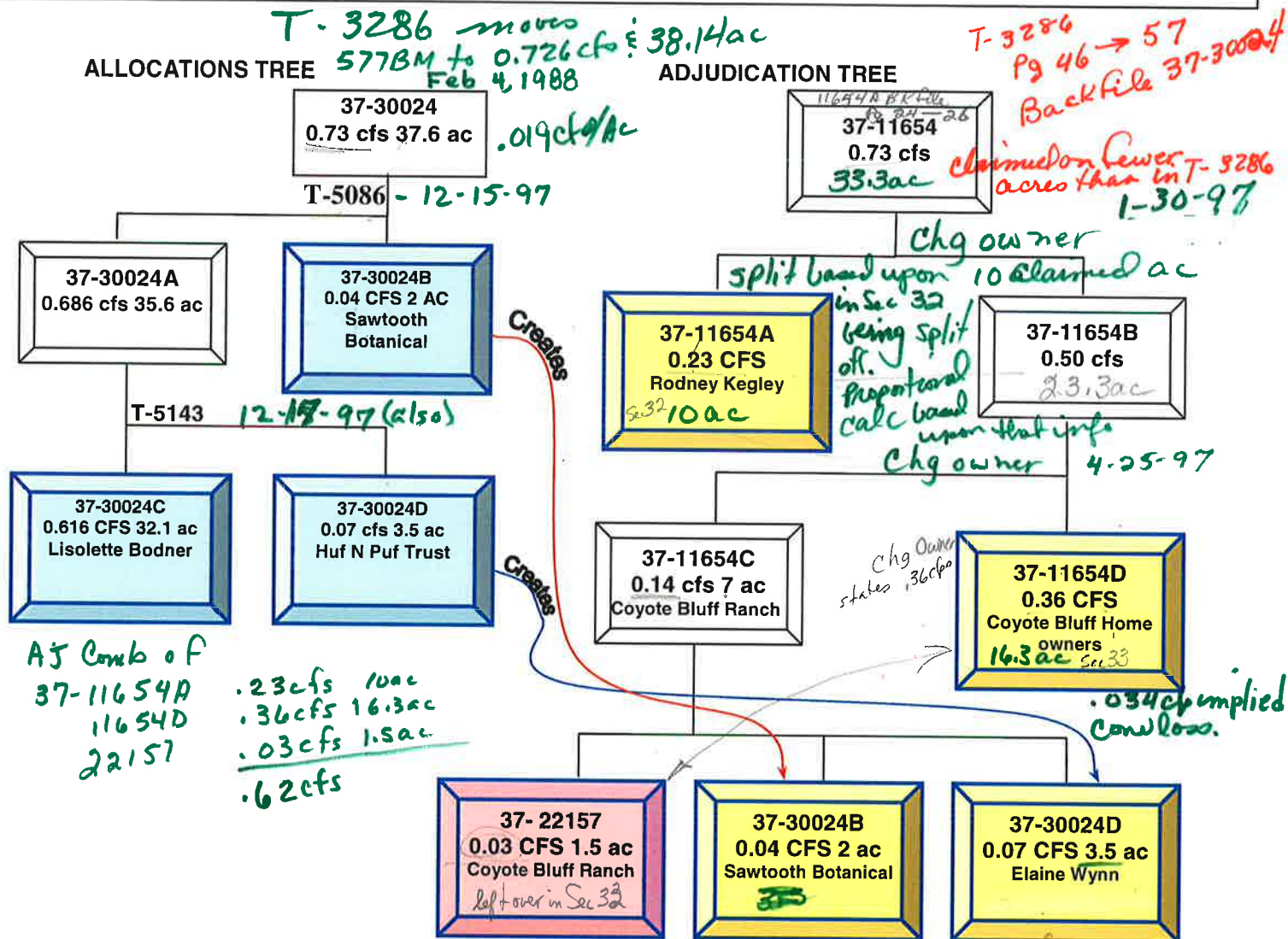
37-577BM was transferred to the 37.6 acre POU at 0.73 cfs which is 0.019 cfs/ac. This would suggest that there was no conveyance loss component for this right.

Idaho Dept of Water Resources Claims review notes and narrative

Date: 2-9-2007

File: 37-11654 split tree analysis

Prepared by Kelly K Christensen



There is a disconnect between the splits on the allocation database side and the adjudication side. The allocation side was split and recorded through the actions of two different transfers.

On the adjudication side, both simple ownership changes and the two transfers generated the end adjudication records with a 0.03 cfs portion being left over (recorded as 37-22157). This leftover portion was not pursued by any claimant and was eventually recommended for disallowal.

The 0.03 cfs possibly should have been associated with either 37-11654A or 37-11654D, however that amount was not identified in the ownership change documentation.

Adjudication		Allocations	
37-11654A	0.23 cfs	37-30024C	0.616 cfs
37-11654D	0.36 cfs		
37-22157	0.03 cfs		
Total	0.62 cfs		0.616 cfs

2004 WM records show		
37-30024	0.40 cfs*	Coyote Bluff
37-30024B	0.04 cfs	Sawtooth Botanical
37-30024D	0.07 cfs	Huf & Puf
37-577BM	0.22 cfs*	Bodner
Total	0.73 cfs	
	0.40 cfs	
	0.22 cfs	
Total	0.62 cfs	

33.3
10 ac 23.3 ac



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

Backfile 37-11654D
Pg 9

April 24, 1997

ANALYSIS FOR SPLITTING A37-11654B

ADJUDICATION CLAIM A37-11654B WAS CLAIMED FOR:
0.50 CFS ON 23.3 ACRES

At one inch per acre the legal limit would be .466 cfs or 23.3"

Based upon information submitted to the department in Mr Kegley's 3-27-97 letter, and a previously submitted subdivision plat for the Coyote Bluff Subdivision (dated December 1996) the following table was generated.

P/U Sec 33	AJ claim acres	# lots for common for homes	@10,000 SQft/lot Acres available for transfer	Roadway @ 60' wide approx 2470' long	Excluded acres total
NWSW	4.3 ac	4 homes	0.90 acres	0	0.90 acres
SWSW	19.0 ac	12 homes	2.70 acres	3.4 acres	6.10 acres
		1 common	0	0	0
		total	3.6 acres	3.4 acres	<u>7.0 acres</u>

In the 3-27-97 letter Mr Kegley indicated that the claim should be split as follows:

- 18.0" for Coyote Bluff Home Owners assoc. (HOA)
- 2.0" for future transfer to Sawtooth Garden Club (SGC)
- 3.5" for Coyote Bluff LLC (LLC)

During the conversation of the office visit on January 13, 1997, Mr Kegley indicated that the building sites, driveways, sidewalks and such for each lot along with the roadway would be the ground that he would 'dry up' to be used for transfer (retained by LLC.) He further indicated that there would be at least two transfers considered, the first for the SGC and then later an undetermined amount from LLC. As the supplied data is not complete I have made the following assessment for the ownership change.

18" or 0.36 cfs for HOA	16.3 acres
7" or 0.14 cfs for LLC	<u>7.0 acres</u>
25" 0.50 cfs (total)	23.3 acres (total)

Where the 7 acres for the LLC represent the homesite and road acres within the subdivision and the 16.3 acres is the balance of the subdivision. The 18 inches were identified as going to the HOA leaving the balance for the LLC. The portion remaining with the LLC includes the proportionate share identified as a pending transfer for the SGC.



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

split for 11654A

Backfile 37-11654A
Pg 33.

January 30, 1997

**SPLIT ANALYSIS FOR
A37-11654, A37-11657, A37-11659 A37-11661, & A37-11662**

Rod Kegley purchased lot 3A BODNER SUBDIVISION and then signed it over to Coyote Bluff Ranch LLC. That lot includes all of the irrigated ground claimed in section 33 of the above listed rights. Therefore the proportionate rate for each right is:

*Chg owner
acre identified*

<u>VAN</u> <u>ACRES</u>	<u>COYOTE BLUFF</u> <u>ACRES</u>	<u>TOTAL</u>
10	23.3	33.3
10/33.3 = 30%	23.3/33.3 = 70%	

PROPORTIONATE RATE PER ACRE FOR EACH CLAIM

<u>CLAIM</u>	<u>RATE FOR VAN</u> claim receives suffix A	<u>RATE FOR COYOTE BLUFF</u> claim receives suffix B
A37-11654	0.726 * 30% = 0.226 CFS	0.726 * 70% = 0.50 CFS
A37-11657	0.94 * 30% = 0.282 CFS	0.94 * 70% = 0.658 CFS
A37-11659	0.80 * 30% = 0.24 CFS	0.80 * 70% = 0.56 CFS
A37-11661	0.66 * 30% = 0.20 CFS	0.66 * 70% = 0.46 CFS

Backfile 37-191

8-05-2009

FROM

Order Setting Scheduling Conf - 12-1-09

Exhibit A

Subcase Nos:

37-00191 - Hiawatha mitigation Filings.
37-00334E
37-00483
-37-00577B
37-00577BX
37-00905A
37-00905B
37-00906
37-00918
37-11483
37-11489
37-11657B
37-11659B
-37-11953 -
-37-11954 -
-37-12097
-37-12098
37-14296
-37-22064 -
37-22157

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11489 V1

WATER RIGHT NUMBER: 37-11489 V1

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	J D SPRING CREEK RANCH LLC
Attorney	HAEMMERLE & HAEMMERLE PO BOX 1800 HAILEY, ID 83333 (208)578-0520
Current Owner	HEART ROCK RANCH LLC 196 ALBION AVE WOODSIDE, CA 94602 (650)851-0993

Priority Date: 04/30/1889

Basis: Decreed

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	14.140 CFS	
<u>Total Diversion:</u>		14.140 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N 18E 14																	17.0
02N 18E 15		40.0	35.0	34.0									38.0	12.0			159.0

Total Acres: 176

Conditions of Approval:

1. P04 Forfeited/abandoned due to non-use from 1974 to 1993.
2. P14 FORFEITED/ABANDONED: This is included for a claim based on a decree or license that is PROPOSED to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.

Comments:

1. CLELLAND 10/5/1993 AMENDED CLAIM

Comment: THIS CLAIM AS ORIGINALLY FILED WAS BASED ON TRANSFER. THE AMENDED CLAIMS ARE NOT SIGNED AND ON FILE AT THIS REVIEW DATE BUT THE CLAIM IS DISALLOWED BY EITHER POU SHOWN. COPIED FROM REMARKS THIS CLAIM WAS PART OF THE DECREED RIGHT 37-00648 RE: AMENDMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-1993. DISALLOWAL THIS RIGHT HAS NOT BEEN IN USE SINCE 1974 WHEN SUBDIVISIONS WERE FIRST DEVELOPED ON THE POU.

2. SCLELLAN 1/23/1997 CHANGE OF OWNERSHIP 1/10/97

Comment: NEW OWNER HAS SUBMITTED PROPER DEEDS AND FORMS TO PROVE OWNERSHIP

3. manders 6/6/2005 Disallowal

Comment: This right is recommended for disallowal based on nonuse of right since 1974. The distribution system for the claimed place of use was partially destroyed in 1974 due to construction of the High School. Nonuse began prior to 1983, so the tolling provision does not apply. See field exam notes by Steve Clelland 10-4-93 in water right file.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-11489

WATER RIGHT NUMBER: 37-11489

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HAEMMERLE & HAEMMERLE PO BOX 1800 HAILEY, ID 83333 (208)578-0520
Current Owner	HEART ROCK RANCH LLC 196 ALBION AVE WOODSIDE, CA 94602 (650)851-0993
Directors Report Owner	J D SPRING CREEK RANCH LLC

Priority Date: 04/30/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	14.140 CFS	
	<u>Total Diversion:</u>		14.140 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	14																	17.0
02N	18E	15	40.0	35.0	34.0										38.0	12.0			159.0

Total Acres: 176

Conditions of Approval:

- THIS CLAIM WAS PART OF THE DECREEED RIGHT 37-00648 RE: AMENDMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-1993.

Comments:

1. manders 2/6/2007 POD

Comment: Correlated PODID 125630 from SpatialDataID 379928 to SpatialDataID 161624

Dates and Other Information:

Claim Received Date: 7/1/1993

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-483 V1

WATER RIGHT NUMBER: 37-483 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HAEMMERLE & HAEMMERLE PO BOX 1800 HAILEY, ID 83333 (208)578-0520
Current Owner	HEART ROCK RANCH LLC 196 ALBION AVE WOODSIDE, CA 94602 (650)851-0993
Directors Report Owner	J D SPRING CREEK RANCH LLC

Priority Date: 08/01/1902

Basis: Decreed

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	3.000 CFS	
	<u>Total Diversion:</u>		3.000 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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				
02N	18E	23									22.0				1.0				30.0	28.0	18.0	99.0
Total Acres: 99																						

Conditions of Approval:

1. P14 FORFEITED/ABANDONED: This is included for a claim based on a decree or license that is PROPOSED to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.
2. P04 Forfeited/abandoned due to non-use from 1974 to 1993.

Comments:

1. CLELLAND 10/5/1993 COPIED FROM REMARKS
 Comment: RE: AMENDMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-93. DISALLOWAL THIS RIGHT HAS NOT BEEN IN USE SINCE 1974 WHEN SUBDIVISIONS WERE FIRST DEVELOPED ON THE POU. AMENDED CLAIM THIS CLAIM AS ORIGINALLY FILED WAS BASED ON TRANSFER. THE AMENDED CLAIMS ARE NOT SIGNED AND ON FILE AT THIS REVIEW DATE BUT THE CLAIM IS DISALLOWED BY EITHER POU SHOWN.

2. SCLELLAN 1/23/1997 CHANGE OF OWNERSHIP
 Comment: NEW OWNER HAS SUBMITTED PROPER FORMS AND DEEDS TO PROVE OWNERSHIP

3. manders 6/6/2005 Disallowal
 Comment: This right is recommended for disallowal based on nonuse of right since 1974. The distribution system for the claimed place of use was partially destroyed in 1974 due to construction of the High School. Nonuse began prior to 1983, so the tolling provision does not apply. See field exam notes by Steve Clelland 10-4-93 in water right file.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-483

WATER RIGHT NUMBER: 37-483

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HAEMMERLE & HAEMMERLE PO BOX 1800 HAILEY, ID 83333 (208)578-0520
Directors Report Owner	J D SPRING CREEK RANCH LLC
Current Owner	HEART ROCK RANCH LLC 196 ALBION AVE WOODSIDE, CA 94602 (650)851-0993

Priority Date: 08/01/1902

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	3.000 CFS	
	<u>Total Diversion:</u>		3.000 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	23																	
Total Acres: 99																			

Conditions of Approval:

- RE: AMENDMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-93.

Comments:

- manders 2/6/2007 POD
Comment: Correlated PODID 125563 from SpatialDataID 379928 to SpatialDataID 161624

Dates and Other Information:

Claim Received Date: 7/1/1993

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-22157 V1

WATER RIGHT NUMBER: 37-22157 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	COYOTE BLUFF RANCH LLC PO BOX 2063 KETCHUM, ID 83340 (208)788-0126

Priority Date: 03/24/1883

Basis: Decreed

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<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	
	<u>Total Diversion:</u>	0.030 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
03N 18E 33	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	1.5

Total Acres: 1.5

Conditions of Approval:

1. P01 No lawful appropriation shown.
2. P11 No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

Comments:

1. kchrste 2/9/2007 copied fm rmks
Comment: Transfers 5086 and 5143 were filed to split and move a portion of 37-30024. 5086 created 37-30024B and 5143 created 37-30024D.

Adjudication claim 37-11654 was filed against allocations record 37-30024. That claim was split through an ownership change into parts "A" and "B". Claim 37-11654B was subsequently split through ownership change into parts "C" and "D". Both ownership changes occurred prior to the transfers.

*left over portion after
ownership changes & transfers.*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-22157

WATER RIGHT NUMBER: 37-22157

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	COYOTE BLUFF RANCH LLC PO BOX 2063 KETCHUM, ID 83340 (208)788-0126

Priority Date: 03/24/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<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	
	<u>Total Diversion:</u>		0.030 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
03N	18E	33	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	1.5
																			1.5

Total Acres: 1.5

Conditions of Approval:

- Transfers 5086 and 5143 were filed to split and move a portion of 37-30024. 5086 created 37-30024B and 5143 created 37-30024D.

Adjudication claim 37-11654 was filed against allocations record 37-30024. That claim was split through an ownership change into parts "A" and "B". Claim 37-11654B was subsequently split through ownership change into parts "C" and "D". Both ownership changes occurred prior to the transfers.

The two allocation splits 37-30024B and 37-30024D were rolled into the adjudication process as claims using the same numbers. 37-11654C was identified as the parent right and as such closed.

The problem is that the two transfers combined were for 0.11 cfs and 5.5 acres. This left 0.03 cfs and 1.5 acres. Therefore this is the basis for this claim. This claim is considered to be the 3rd child of 37-11654C.

Comments:Dates and Other Information:

Claim Received Date: 2/9/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-918 V1

WATER RIGHT NUMBER: 37-918 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HENRICUS P BEEKWILDER FAMILY REVOCABLE TRUST 2687 TOWNSEND CT SACRAMENTO, CA 95864 (916)481-1893
Attorney	JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421

Priority Date: 04/01/1940

Basis: Decreed

Status: Disallowed

<u>Source</u>	<u>Tributary</u>	<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
BIG WOOD RIVER	MALAD RIVER	IRRIGATION	04/15 to 10/31	0.095 CFS	
		DOMESTIC	/ to /		
<u>Total Diversion:</u>				0.095 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER SW1/4NW1/4 Sec. 20, Twp 03N, Rge 18E, B.M. BLAINE County

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	
02N	18E	4						1.0	10.0										11.0
								L 4											

Total Acres: 11

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	4						X	X										
								L 4											

Conditions of Approval:

1. P99 Insufficient evidence of delivery of the water right.

Comments:

1. dnelson 12/18/2006 Claim Review

Comment: In review of this claim, I could find no record of delivery of this right by the watermaster. I also could not find any water delivered with a priority date of 1940. Whereas no water has been delivered under this right by the watermaster, I am forced to disallow the water right until such time as proof or acknowledgement from the watermaster that water has been delivered under this water right.

2. dnelson 12/18/2006 TEXT

Comment: SAVED & DEVELOPED RIGHT INDEPENDENT OF PRIORITY DATE.

P. U. IS TAX LOTS #2347 & 2349.

RT. IS FOR 4.73 INCHES OF WATER.

RT. IS DELIVERED AS A FLOOD RIGHT BY WATERMASTER.

12/28/00 to; ownership changed Logan to Tierney per 1409(6) and warranty deed received 6/15/00. James Speck also added as attorney per NOA.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-918

WATER RIGHT NUMBER: 37-918

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HENRICUS P BEEKWILDER FAMILY REVOCABLE TRUST 2687 TOWNSEND CT SACRAMENTO, CA 95864 (916)481-1893
Attorney	JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421

Priority Date: 04/01/1940

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.095 CFS	
DOMESTIC	/ to /		
<u>Total Diversion:</u>		0.095 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	4						1.0	10.0										11.0
								L 4											

Total Acres: 11

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	4						X	X										
								L 4											

Conditions of Approval:

1. SAVED & DEVELOPED RIGHT INDEPENDENT OF PRIORITY DATE.
P. U. IS TAX LOTS #2347 & 2349.
RT. IS FOR 4.73 INCHES OF WATER.
RT. IS DELIVERED AS A FLOOD RIGHT BY WATERMASTER.

12/28/00 tf; ownership changed Logan to Tierney per 1409(6) and warranty deed received 6/15/00.
James Speck also added as attorney per NOA.

Comments:Dates and Other Information:

Claim Received Date: 5/9/1995

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-14296 V1

WATER RIGHT NUMBER: 37-14296 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BETTY V MARCROFT PO BOX 732 HAILEY, ID 83333 (208)788-4225
Current Owner	GARY MARCROFT PO BOX 732 HAILEY, ID 83333 (208) 788-4778

Priority Date: 03/24/1883

Basis: Decreed

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.045 CFS	
	<u>Total Diversion:</u>	0.045 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
02N	18E	4	NE	NW	SW	SE	1.5
							1.5

Total Acres: 1.5

Conditions of Approval:

1. P01 No lawful appropriation shown.
2. P11 No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

Comments:

1. akriwox 2/6/2007 DISALLOWED

Comment: Basin 37 watermaster list does not show water under the riley right being delivered to claimant.

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-14296

WATER RIGHT NUMBER: 37-14296

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BETTY V MARCROFT PO BOX 732 HAILEY, ID 83333 (208)788-4225
Current Owner	GARY MARCROFT PO BOX 732 HAILEY, ID 83333 (208) 788-4778

Priority Date: 03/24/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 10/31	0.045 CFS	
	<u>Total Diversion:</u>		0.045 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SE1/4SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	4																	1.5
																			1.5

Total Acres: 1.5

Conditions of Approval:

1. CLAIM BASED UPON RILEY RIGHT 37-0577

Comments:

1. manders 2/6/2007 POD
Comment: Correlated PODID 279115 from SpatialDataID 379928 to SpatialDataID 161704

2. manders 2/6/2007 POD
Comment: Correlated PODID 279115 from SpatialDataID 379928 to SpatialDataID 161704

Dates and Other Information:

Claim Received Date: 5/7/1993

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-905B V1

WATER RIGHT NUMBER: 37-905B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERND M STIPA 812 DOUGLAS AVE SAN MARCOS, CA 92069
Current Owner	CHRISTIANE DONNELLY STIPA 812 DOUGLAS AVE SAN MARCOS, CA 92069

Priority Date: 04/01/1940

Basis: Decreed

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	10												20.0					20.0
Total Acres: 20																			

Conditions of Approval:

1. P14 FORFEITED/ABANDONED: This is included for a claim based on a decree or license that is PROPOSED to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.
2. P04 Forfeited/abandoned due to non-use from 1974 to 1987.

Comments:

1. CLELLAND 10/7/1993 COPIED FROM REMARKS
 Comment: EXHIBIT 1 IS A MAP DEPICTING PLACE OF USE AND POINT OF DIVERSION. RIGHT IS A FLOOD WATER RIGHT DELIVERED BY WATERMASTER. DISALLOWAL THIS IS A HIGH WATER RIGHT THAT IS NO LONGER USED DUE TO SUBD. AND DEVELOPMENT THAT BEGAN IN 1974. WATER MASTER HAS NOT DELIVERED SINCE THAT TIME. ALSO, THE PRIMARY RIGHT FOR THIS LAND HAS BEEN TRANSFERRED OFF BY TRANS. #3548 AND IS RECOMMENDED AS A37-11382A.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-905B

WATER RIGHT NUMBER: 37-905B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHRISTIANE DONNELLY STIPA 812 DOUGLAS AVE SAN MARCOS, CA 92069
Current Owner	BERND M STIPA 812 DOUGLAS AVE SAN MARCOS, CA 92069

Priority Date: 04/01/1940

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	10												20.0					20.0

Total Acres: 20

Conditions of Approval:

- EXHIBIT 1 IS A MAP DEPICTING PLACE OF USE AND POINT OF DIVERSION. RIGHT IS A FLOOD WATER RIGHT DELIVERED BY WATERMASTER.
***** OWNERSHIP CHANGE MADE 5/18/95 BY TLB. MC CABE-FORMER OWNER, STIPA-NEW OWNER. WARRANTY DEED INCLUDED.

Comments:Dates and Other Information:

Claim Received Date: 10/4/1990

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-905A V1

WATER RIGHT NUMBER: 37-905A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LARUE B TINGEY 273 OLD SAYBROOK DR BOISE, ID 83706 (208)344-2050
Current Owner	WAYNE H TINGEY 273 OLD SAYBROOK DR BOISE, ID 83706 (208)344-2050

Priority Date: 04/01/1940

Basis: Decreed

Status: Disallowed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

4/01 to 11/01

Diversion Rate

0.140 CFS

Annual VolumeTotal Diversion: 0.140 CFSLocation of Point(s) of Diversion

BIG WOOD RIVER

SW1/4NW1/4

Sec. 20, Twp 03N, Rge 18E, B.M.

BLAINE County

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	
02N 18E 10																	4.6
Total Acres: 4.6																4.6	

Conditions of Approval:

1. P11 NO LAWFUL APPROPRIATION SHOWN: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is PROPOSED to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is PROPOSED to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.
2. P01 No lawful appropriation shown.

Comments:

1. CLELLAND 10/7/1993 DISALLOWAL

Comment: THIS RIGHT HAS EITHER BEEN FORFEITED SINCE 1974 OR MORE LIKELY THE PREVIOUS OWNERS HAVE MOVED OFF ALL THE OTHER WATER RIGHTS THAT WERE DELIVERED AND SINCE THIS WAS NOT USED IT WAS NOT MOVED. THEREFORE NO APPROPRIATION BY THIS OWNER IS SHOWN.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-905A

WATER RIGHT NUMBER: 37-905A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WAYNE H TINGEY 273 OLD SAYBROOK DR BOISE, ID 83706 (208)344-2050
Current Owner	LARUE B TINGEY 273 OLD SAYBROOK DR BOISE, ID 83706 (208)344-2050

Priority Date: 04/01/1940

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.140 CFS	
	<u>Total Diversion:</u>	0.140 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SE1/4SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	10																	4.6
Total Acres: 4.6																			4.6

Dates and Other Information:

Claim Received Date:	8/29/1988
Basis of Claim:	Decreed

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-191 V1

WATER RIGHT NUMBER: 37-191 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HAEMMERLE & HAEMMERLE PO BOX 1800 HAILEY, ID 83333 (208)578-0520
Directors Report Owner	J D SPRING CREEK RANCH LLC
Current Owner	HEART ROCK RANCH LLC 196 ALBION AVE WOODSIDE, CA 94602 (650)851-0993

Priority Date: 04/30/1889

Basis: Decreed

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	2.860 CFS	
	<u>Total Diversion:</u>		2.860 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	10																	37.0
Total Acres: 37											6.0				31.0				

Conditions of Approval:

1. P04 Forfeited/abandoned due to non-use from 1974 to 1993.
2. P14 FORFEITED/ABANDONED: This is included for a claim based on a decree or license that is PROPOSED to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.

Comments:

1. CLELLAND 10/5/1993 AMENDED CLAIM

Comment: THIS CLAIM AS ORIGINALLY FILED WAS BASED ON TRANSFER. THE AMENDED CLAIMS ARE ONT SIGNED AND ON FILE AT THIS REVIEW DATE BUT THE CLAIM IS DISALLOWED BY EITHER POU SHOWN. COPIED FROM REMARKS RE: AMEDEMMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-1993. DISALLOWAL THIS RIGHT HAS NOT BEEN IN USE SINCE 1974 WHEN SUBDIVISIONS WERE FIRST DEVELOPED ON THE POU.

2. SCLELLAN 1/23/1997 CHANGE OF OWNERSHIP

Comment: NEW OWNER HAS SUBMITTED PROPER FORMS AND DEEDS TO PROVE OWNERSHIP

3. manders 6/6/2005 Disallowal

Comment: This right is recommended for disallowal based on nonuse of right since 1974. The distribution system for the claimed place of use was partially destroyed in 1974 due to construction of the High School. Nonuse began prior to 1983, so the tolling provision does not apply. See field exam notes by Steve Clelland 10-4-93 in water right file.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 37-191

WATER RIGHT NUMBER: 37-191

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	J D SPRING CREEK RANCH LLC
Attorney	HAEMMERLE & HAEMMERLE PO BOX 1800 HAILEY, ID 83333 (208)578-0520
Current Owner	HEART ROCK RANCH LLC 196 ALBION AVE WOODSIDE, CA 94602 (650)851-0993

Priority Date: 04/30/1889
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	2.860 CFS	
<u>Total Diversion:</u>		2.860 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	10																	37.0
Total Acres: 37																			

Conditions of Approval:

- RE: AMENDEMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE. KKC 7-1-1993.

Comments:

- manders 2/6/2007 POD
Comment: Correlated PODID 125536 from SpatialDataID 379928 to SpatialDataID 161624

Dates and Other Information:

Claim Received Date: 7/1/1993

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11483 V1

WATER RIGHT NUMBER: 37-11483 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HAEMMERLE & HAEMMERLE PO BOX 1800 HAILEY, ID 83333 (208)578-0520
Current Owner	J D SPRING CREEK RANCH LLC 17645 HWY 20 BELLEVUE, ID 83313 (208)788-2349

Priority Date: 03/24/1883

Basis: Decreed

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	6.960 CFS	
<u>Total Diversion:</u>		6.960 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER SW1/4NW1/4 Sec. 20, Twp 03N, Rge 18E, B.M. BLAINE County

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	
02N	18E	10												6.0			31.0		37.0
02N	18E	14											17.0	32.0					49.0
02N	18E	15			40.0	35.0	34.0	32.0		6.0					38.0	12.0		27.0	224.0
02N	18E	23								22.0				1.0		30.0	28.0	18.0	99.0

Total Acres: 409

Conditions of Approval:

1. P04 Forfeited/abandoned due to non-use from 1974 to 1993.
2. P14 FORFEITED/ABANDONED: This is included for a claim based on a decree or license that is PROPOSED to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.

Comments:

1. CLELLAND 10/5/1993 AMENDED CLAIM

Comment: THIS CLAIM AS ORIGINALLY FILED WAS BASED ON TRANSFER. THE AMENDED CLAIMS ARE NOT SIGNED AND ON FILE AT THIS REVIEW DATE BUT THE CLAIM IS DISALLOWED BY EITHER POU SHOWN. DISALLOWAL THIS RIGHT HAS NOT BEEN IN USE SINCE 1974 WHEN SUBDIVISIONS WERE FIRST DEVELOPED ON THE POU. COPIED FROM REMARKS THIS CLAIM WAS PART OF THE DECREED RIGHT NUMBER 37-0577 RE: AMENDMENT; ORIGINAL CLAIM WAS FILED BASED UPON AN ANTICIPATED TRANSFER WHICH WAS SUBSEQUENTLY WITHDRAWN. THE CLAIM HAS BEEN AMENDED TO REFLECT THE ORIGINAL P/U, P/D, AND DIVERSION RATE KKC 7-1-1993.

2. SCELLAN 1/23/1997 CHANGE OF OWNERSHIP 1/10/97

Comment: NEW OWNER HAS SUBMITTED PROPER FORMS AND DEEDS TO PROVE OWNERSHIP

3. manders 6/6/2005 Disallowal

Comment: This right is recommended for disallowal based on nonuse of right since 1974. The distribution system for the claimed place of use was partially destroyed in 1974 due to construction of the High School. Nonuse began prior to 1983, so the tolling provision does not apply. See field exam notes by Steve Clelland 10-4-93 in water right file.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11382 V1

WATER RIGHT NUMBER: 37-11382 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JEAN BONIN PO BOX 116 HAILEY, ID 83333 (208)788-4734
Original Owner	MAXINE L FOX PO BOX 116 HAILEY, ID 83333 (208)788-4734
Original Owner	GERALDINE HASTINGS PO BOX 116 HAILEY, ID 83333 (208)788-4734

Priority Date: 03/24/1883

Basis:

Status: See Remarks

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	10												20.5		1.5	4.0		26.0

Total Acres: 26

Conditions of Approval:

1. SEE NOS. 37-11382A & 37-11382B.

Remarks:

*historical O.L. with
37-509(part.)*

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-11382 V1

Comments:

1. SHAW 8/29/1990 COPIED FROM REMARKS

Comment: THIS IS A PORTION OF 37-0577BL (UNTRANSFERRED PORTION OF THE ORIGINAL RIGHT THAT IS STILL DIVERTED THRU THE HIAWATHA CANAL). ACREAGE DISTRIBUTION WAS INCORRECT ON ORIGINAL CLAIM; TOTAL IS STILL 26 ACRES. CHANGE MADE PER TELECON W/CLAIMANT 2-3-1989 JS.

2. CLELLAND 10/6/1993 SPLIT CLAIM AND REVIEW

Comment: THIS CLAIM WAS REVIEWED AS ONE RIGHT AS SHOWN BY THIS RECORD IT IS RECOMMENDED. THEN A TRANSFER #3548 BY RINKER SPLITS THE RIGHT INTO PARTS A & B AND EFFECTIVELY AMENDS THE POU IN PART A. THE TRANSFER REQUIRED TO MOVE AND CHANGE THE OWNERSHIP OF PART B TO A PARTY NAMED ANDERSON ON THE COVE CANAL HAS NOT BEEN FILED. THE CHANGE BY ANDERSON TOOK PLACE IN 1989 PER DALE MIZER THE WATER- MASTER FOR THE HIAWATHA CANAL. COPIED FROM REMARKS WATER IS DELIVERED THROUGH HIAWATHA CANAL.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	1/16/2007 2:50:48 PM	mciscell	PODID 210102 correlated from SpatialDataID 161704 to SpatialDataID 379928
POD	1/16/2007 2:47:02 PM	mciscell	PODID 210102 correlated from SpatialDataID 161704 to SpatialDataID 379928
POD	1/16/2007 2:44:45 PM	mciscell	PODID 210102 correlated from SpatialDataID 161704 to SpatialDataID 379928

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 37-11382A V1

WATER RIGHT NUMBER: 37-11382A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GERALDINE HASTINGS PO BOX 116 HAILEY, ID 83333 (208)788-4734
Original Owner	JEAN BONIN PO BOX 116 HAILEY, ID 83333 (208)788-4734
Current Owner	RINKER CO PO BOX 7250 NEWPORT BEACH, CA 92658 (714)979-8300
Original Owner	MAXINE L FOX PO BOX 116 HAILEY, ID 83333 (208)788-4734

Priority Date: 03/24/1883

Basis: Decreed

Status: Closed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.360 CFS	96.00 AF
	<u>Total Diversion:</u>	0.360 CFS	96.00 AF

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4SE1/4NE1/4	Sec. 18, Twp 03N, Rge 18E, B.M.
BLAINE County		

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	18E	7																	24.0
																			24.0

Total Acres: 24

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-11382A V1

Remarks:

Comments:

1. CLELLAND 10/6/1993 COPIED FROM REMARKS

Comment: THIS IS A PORTION OF 37-0577BL (UNTRANSFERRED PORTION OF THE ORIGINAL RIGHT. ACREAGE DISTRIBUTION WAS INCORRECT ON ORIGINAL CLAIM; TOTAL IS STILL 26 ACRES. CHANGE MADE PER TELECON W/CLAIMANT 2-3-1989 JS. | ***DWR NOTE*** THIS CLAIM ORIGINALLY FILED FOR 24 ACRES; THEN AMENDED TO 26 AC.; THEN THAT 26 ACRES RE-DISTRIBUTED ON P/U. TWO RECEIPTS FOR THIS CLAIM: S002464 & S004136. TRANSFER 3548 MOVES 24 ACRES TO T3N, R18E, SEC 07 FOR RINKER CO., WITH 0.36 CFS. SEE CLAIM A37-11382 FOR ORIGINAL ADJUDICATION CLAIM.

2. CLELLAND 10/7/1993 RECOMMENDATION

Comment: THIS RIGHT IS FOUND TO BE VALID BASED ON THE USES PRIOR TO THE TRANSFER #3548. WHILE THE ISSUE OF FORFEITURE WAS RAISED THE TRANSFER WAS FILED AND APPROVED WITHIN THE FIVE YEAR PERIOD OF NON-USE OF THIS RIGHT. OTHER RIGHTS MENTIONED IN THE TRANSFER ITSELF ARE NOT APPARENT AND NO OVERLAP COULD BE FOUND AT THIS TIME OF REVIEW.

3. djones 8/8/2002 8:47:13 AM Status Change

Comment: CLAIM AND REC N CLOSED AND REPLACED WITH CLAIM 37-30030 THAT REFLECTS EARLIER TRANSFERS AND ADMIN RENUMBER IN PREPARATION FOR ANOTHER TRANSFER

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11382B V1

WATER RIGHT NUMBER: 37-11382B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JEAN BONIN PO BOX 116 HAILEY, ID 83333 (208)788-4734
Original Owner	GERALDINE HASTINGS PO BOX 116 HAILEY, ID 83333 (208)788-4734
Current Owner	RICHARD B ANDERSON PO BOX 2284 HAILEY, ID 83337 (208)788-2071
Original Owner	MAXINE L FOX PO BOX 116 HAILEY, ID 83333 (208)788-4734

Priority Date: 03/24/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.040 CFS	
<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	SW1/4NE1/4SE1/4	Sec. 16, Twp 02N, Rge 18E, B.M.
BLAINE County		

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	
02N	18E	22					2.0												2.0

Total Acres: 2

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11382B V1

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. CLELLAND 10/7/1993 COPIED FROM REMARKS

Comment: THIS IS A PORTION OF 37-0577BL (UNTRANSFERRED PORTION OF THE ORIGINAL RIGHT THAT IS STILL DIVERTED THRU THE HIAWATHA CANAL). ACREAGE DISTRIBUTION WAS INCORRECT ON ORIGINAL CLAIM; TOTAL IS STILL 26 ACRES. CHANGE MADE PER TELECON W/CLAIMANT 2-3-1989 JS. | ***DWR NOTE*** THIS CLAIM ORIGINALLY FILED FOR 24 ACRES; THEN AMENDED TO 26 AC.; THEN THAT 26 ACRES RE-DISTRIBUTED ON P/U. TWO RECEIPTS FOR THIS CLAIM: S002464 & S004136. TRANSFER 3548 MOVES 24 ACRES TO T3N, R18E, SEC 07 FOR RINKER CO., WITH 0.36 CFS. SEE CLAIM A37-11382A. RVW 7/26/91. RECOMMENDATION - TRANSFER REQUIRED ASAP THIS PORTION OF THIS CLAIM IS BORDERING ON THE EDGE OF FORFEITURE DUE TO NON-USE AT THE POU LISTED. THIS RIGHT WILL BE VALID ONLY IF THE TRANSFER DESCRIBING THE NEW POU IS FILED, AND THE USE HAS NOT BEEN FORFEITED ON THE NEW PLACE OF USE. THIS RIGHT IS NOT VALID AT THE CLAIMED POU IT HAS BEEN FORFEITED BUT THE WATER IS REPORTED BY THE WATERMASTER DALE MIZER, AS HAVING BEEN MOVED TO THE COVE CANAL IN 1989. I WILL CONSULT IDWR LEGAL STAFF FOR MORE ADVICE ON HOW TO REPORT THIS RIGHT FOR THE DIRECTOR'S REPORT.

2. CLELLAND 11/8/1993 CHANGE OF OWNERSHIP AND TRANSFER 3565

Comment: RECEIVED CHANGE OF OWNERSHIP AND TRANSFER INFO FROM ANDERSON. AMENDED THE CLAIM PER TRANSFER AS APPROVED AND REVISED THE FINAL RECOMMENDATION TO REFLECT THE TRANSFER.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector: AND
 Water District Number: 37
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Summary			01/05/2007	mciscell	Active

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
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