

RECEIVED

Basin 31

APR 11 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDavid J. and James F.
Hagenbarth splits with
Hagenbarth Land
Idaho LPDepartment of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

* No changes

See attached full list of WR #s

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
✓ 31-2275 OK	Yes ☒	Yes ☐	✓ 31-10261 OK	Yes ☒	Yes ☐
✓ 31-4027 OK	Yes ☒	Yes ☐	✓ 31-10740 OK	Yes ☒	Yes ☐
✓ 31-10208 OK	Yes ☒	Yes ☐	* ✓ 31-11789 OK	Yes ☒	Yes ☐
✓ 31-10245 OK	Yes ☒	Yes ☐	* ✓ 31-11790 OK	Yes ☒	Yes ☐
* ✓ 31-10256 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: David J. Hagenbarth and James F. Hagenbarth
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Hagenbarth Land Idaho LP
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 1128 Dillon MT 59725
Mailing address City State ZIP
(406) 683-2163 jim@hbmanage.net
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: January 29, 2013
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - ☒ Filing fee (see instructions for further explanation):
 - ☐ \$25 per *undivided* water right.
 - ☐ \$100 per *split* water right.
 - ☐ No fee is required for pending adjudication claims.
 - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
 - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.
- * See previous split - David J. and James F. Hagenbarth to DipVat

8. Signature: James F. Hagenbarth Pres.
Signature of new owner/claimant Title, if applicable Date

Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 4/11/2017 Receipt No. E042.899 Receipt Amt. \$1100.- for this app.
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by JC Processed by JC Date 3/10/2018

SUPPORT DATA

IN FILE # 31-67A

Basin 31

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
✓ * 31-67A OK	Yes ☒	Yes ☐	✓ * 31-373 OK	Yes ☒	Yes ☐
✓ * 31-67B OK	Yes ☒	Yes ☐	✓ * 31-374 OK	Yes ☒	Yes ☐
✓ 31-253 OK	Yes ☒	Yes ☐	✓ 31-2077 OK	Yes ☒	Yes ☐
✓ 31-254 OK	Yes ☒	Yes ☐	✓ 31-2125 OK	Yes ☒	Yes ☐
✓ * 31-324 OK	Yes ☒	Yes ☐	✓ 31-2274 OK	Yes ☒	Yes ☐

2. Previous Owner's Name: David J. Hagenbarth and James F. Hagenbarth
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Hagenbarth Land Idaho LP
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 1128 Dillon MT 59725
Mailing address City State ZIP
(406) 683-2163 jim@hbmanage.net
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: January 29, 2013
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
o \$25 per *undivided* water right.
o \$100 per *split* water right.
o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: James F. Hagenbarth Pres. 4/5/17
Signature of new owner/claimant Title, if applicable Date
Signature: David J. Hagenbarth Pres. 4/5/17
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by _____ Processed by _____ Date _____

31-2275 Split into 31-2275 & 31-12430
31-4027 Split into 31-4027 & 31-12439
31-10208 Split into 31-10208 & 31-12440
31-10245 Split into 31-10245 & 31-12431
31-10256 Split into 31-10256 & 31-12407
31-10261 Split into 31-10261 & 31-12441
31-10740 Split into 31-10740 & 31-12432
31-11789 Split into 31-10789 & 31-12405
31-11790 Split into 31-11790 & 31-12406
31-67A Split into 31-67A & 31-12400

31-67B Split into 31-67B & 31-12401
31-253 Split into 31-253 & 31-12435
31-254 Split into 31-254 & 31-12436
31-324 Split into 31-324 & 31-12402
31-373 Split into 31-373 & 31-12403
31-374 Split into 31-374 & 31-12404
31-2077 Split into 31-2077 & 31-12437
31-2125 Split into 31-2125 & 31-12438
31-2274 Split into 31-2274 & 31-12439

Megan K. Marty
Crowley Fleck PLLP
PO Box 2529
Billings, MT 59103-2529

Instrument # 55133

DUBOIS, CLARK, IDAHO

1-29-2013

10:43:56 No. of Pages: 4

Recorded for : D. HAGANBARTH

VELVET KILLIAN

Fee: 19.00

Ex-Officio Recorder Deputy

Index to: CORRECTION DEED

CORRECTIVE DEED

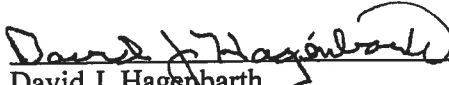
This instrument is executed this 29 day of January, 2013, by the undersigned, David J. Hagenbarth and James F. Hagenbarth, with mailing address of 126 South Montana Street, P.O. Box 1128, Dillon, Montana 59725 (collectively, the "Grantors").

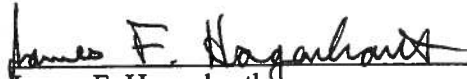
The purpose of this Corrective Deed is to amend in its entirety the legal description that was set forth in the conveyance from the undersigned unto Hagenbarth Land Idaho LP, a Montana limited partnership, with mailing address of 126 South Montana Street, P.O. Box 1128, Dillon, Montana 59725 (the "Grantee"), by that certain Deed dated December 20, 2012, and recorded on December 28, 2012 in the office of the Clerk and Recorder of Clark County, Idaho, as Instrument No. 55099 (the "Original Deed"), to be effective as of the date and time the Original Deed was recorded.

Grantors, for good and valuable consideration, the receipt of which is hereby acknowledged, do hereby release, remise and forever quitclaim unto Grantee, and unto its successors and assigns, forever, the real property described on the attached Exhibit A, along with all (a) buildings, fixtures and other improvements on said real property, (b) water rights appurtenant or related to said real property, (c) mineral interests underlying said real property, (d) other tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, (e) assignable title insurance policies and rights under title insurance policies affecting title to said real property, and (f) legal warranties (of title and otherwise) with respect to said real property, with full substitution and subrogation in and to all rights and actions of warranty which the Grantors or their predecessors have or may have against any prior owners or vendors of said real property and for any part thereof.

To have and to hold unto the Grantee, and its successors and assigns, forever. This instrument is intended to convey all interests in said real property, now owned or hereafter acquired.

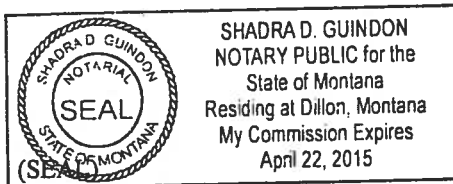
The undersigned have executed this instrument this 29 day of January, 2013.


David J. Hagenbarth


James F. Hagenbarth

STATE OF MONTANA)
 : ss.
County of Beaverhead)

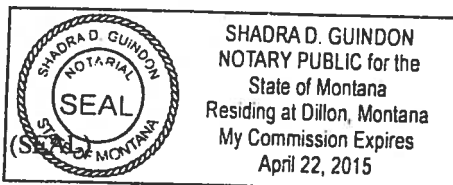
This instrument was signed and acknowledged before me on January 27th, 2013 by David J. Hagenbarth.




Print Name: _____
Notary Public for the State of Montana
Residing at _____, Montana
My commission expires _____

STATE OF MONTANA)
 : ss.
County of Beaverhead)

This instrument was signed and acknowledged before me on January 27th, 2013 by James F. Hagenbarth.




Print Name: _____
Notary Public for the State of Montana
Residing at _____, Montana
My commission expires _____

EXHIBIT A

Township 10 North, Range 36 East, Clark County, Idaho

- Section 6: Lots 2, 3, 4, 5, and 6; SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; also all that portion of Lot 1 and the E $\frac{1}{2}$ SE $\frac{1}{4}$ lying west of Old US Highway 91.
- Section 7: Part E $\frac{1}{2}$ E $\frac{1}{2}$ E $\frac{1}{2}$ East of Old HWY 91
- Section 8: All less Tax 1
- Section 9: Tax 1 (Part west I-15)
- Section 17: All west of I-15
- Section 18: E $\frac{1}{2}$ E $\frac{1}{2}$ E $\frac{1}{2}$ East of Old Hwy 91
- Section 19: E $\frac{1}{2}$ NE $\frac{1}{4}$ East of Old Hwy 91
- Section 20: N $\frac{1}{2}$ West of I-15 and East of Old Hwy 91

Township 12 North, Range 37 East, Clark County, Idaho

- Section 24: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Part of NE East of Spring Creek

Township 12 North, Range 38 East, Clark County, Idaho

- Section 1: Lots 3 & 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$
- Section 2: N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ (1 acre), W $\frac{1}{2}$ Lot 1, W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ E $\frac{1}{2}$ less 1 acre in N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$
- Section 11: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 12: W $\frac{1}{2}$ Except SW $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 13: SW $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 14: S $\frac{1}{2}$
- Section 15: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
- Section 17: W $\frac{1}{2}$ W $\frac{1}{2}$
- Section 18: E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and those portions of Lots 2, 3, 4 & SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying South of Spring Creek
- Section 19: N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lots 1 & 2, Portions of Lot 3, NE $\frac{1}{4}$ SW $\frac{1}{4}$, & N $\frac{1}{2}$ SE $\frac{1}{4}$ Lying North of the Spencer-Kilgore Road
- Section 20: S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 21: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, Parts of SW $\frac{1}{4}$ & SE $\frac{1}{4}$ Lying North of the Spencer-Kilgore Road
- Section 22: That part lying North & West of the Spencer-Kilgore Road
- Section 23: That part lying North of Spencer-Kilgore Road

Township 13 North, Range 38 East, Clark County, Idaho

- Section 25: E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$
- Section 36: S $\frac{1}{2}$ SW, SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Township 13 North, Range 39 East, Clark County, Idaho

- Section 11: $W\frac{1}{2}$, $SW\frac{1}{4}SE\frac{1}{4}$
✓Section 13: $SW\frac{1}{4}NW\frac{1}{4}$, $W\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}SW\frac{1}{4}$
✓Section 14: All except $SW\frac{1}{4}SW\frac{1}{4}$ and $NE\frac{1}{4}NE\frac{1}{4}$
Section 23: $NE\frac{1}{4}NE\frac{1}{4}$
✓Section 24: $N\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$

Township 13 North, Range 40 East, Clark County, Idaho

- Section 10: That part of the $SE\frac{1}{4}SW\frac{1}{4}$ south of Route A2, that part of the $SE\frac{1}{4}$ south of Route A2 less 12 acres Hwy A2
Section 11: All of $NW\frac{1}{4}SW\frac{1}{4}$ South of Hwy A2, $NE\frac{1}{4}SW\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}$
Section 12: $W\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}SW\frac{1}{4}$
Section 14: $N\frac{1}{2}N\frac{1}{2}NE\frac{1}{4}$, $N\frac{1}{2}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}SW\frac{1}{4}$
Section 15: $N\frac{1}{2}NE\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$
Section 21: $SW\frac{1}{4}NE\frac{1}{4}$, Lots 3 through 7, $E\frac{1}{2}SW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $SE\frac{1}{4}$
Section 22: $S\frac{1}{2}SW\frac{1}{4}$
Section 23: $NW\frac{1}{4}SW\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}$
Section 26: $N\frac{1}{2}NW\frac{1}{4}$, $SW\frac{1}{4}NW\frac{1}{4}$
Section 27: $E\frac{1}{2}NE\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}$
Section 28: $N\frac{1}{2}$, $N\frac{1}{2}SW\frac{1}{4}$
Section 29: Lots 1, 2, 3, $SE\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$

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

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

JUN - 2 2003

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-00067A

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: DAVID J HAGENBARTH
JAMES F HAGENBARTH
MARGARET HAGENBARTH
PO BOX 1128
DILLON, MT 59725

SOURCE: WEST CAMAS CREEK TRIBUTARY: CAMAS CREEK

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM CROOKED
CREEK.
POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM CRAB
CREEK.

QUANTITY: 8.46 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 12.32 CFS. COMBINED RIGHT NOS.: 31-67A, 31-67B,
31-324 AND 31-11790.

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED ABOVE AT THE POINTS OF REDIVERSION IN T12N, R38E, S36,
S11NWNW AND T13N, R38E, S26, SENWSE.

PRIORITY DATE: 06/22/1900

PURSUANT TO A CALL, THIS RIGHT IS JUNIOR TO ALL WATER RIGHTS
ON WEST CAMAS CREEK WITH A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

POINT OF DIVERSION:	T12N R38E S02 LOT 2	(SNNWNE)	(Rediversion)	Within Clark County
		NWSESE	(Rediversion)	
	S11	NENENE	(Rediversion)	
	T13N R38E S22	SENWNW	(Injection)	
		SENWNW		
	S26	SENWSE	(Rediversion)	
		SENWSE	(Rediversion)	
		NWSWSE	(Injection)	
	S35	NESWNE	(Rediversion)	
		SWNESE	(Rediversion)	
	S36	SNNWNW	(Rediversion)	

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 07-01	8.46 CFS
	Stockwater	05-01 TO 07-01	0.23 CFS

PLACE OF USE:	Irrigation	Within Clark County
	T12N R38E S02 LOT 1	LOT 2
	(NENE) 11.0	(NWNE) 13.0
	SWNE 34.0	SENE 21.0
	NESE 21.0	NWSE 20.0
	SESE 18.0	
	S11	SENE 12.0
	S12	NNNW 40.0
		SENW 40.0
		NWSW 7.0
	SESW 20.0	
	SWNE 7.0	SENE 18.0
	NESE 27.0	NWSE 0.5
	SESE 0.5	

Big Rocked
Little Rocked
North Crapo
Crapo

Dip Vat Field

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

316	NWNE 13.0	SWNE 40.0
	NENW 36.0	NWNW 35.0
	SENE 16.0	SENE 40.0
	NESW 40.0	NWSW 39.0
	SWSW 39.0	SESW 39.0
	NESE 9.0	NWSE 40.0
	SWSE 39.0	SESE 31.0

LP

960.0 Acres Total

Stockwater
Same as Irrigation

Within Clark County

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 960 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-324, 31-373, 31-374, 31-67A, 31-67B, 31-11789 AND 31-11790.

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 North Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: (208) 525-7161 • Fax: (208) 525-7177 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 19, 2018

Patti Rowland
Bloomquist Law Firm, PC
220 South Pacific Street
PO Box 1418
Dillon, MT 59725-1418

RE: Hagenbarth Land / Dip Vat Ownership Changes

Dear Ms. Rowland:

In October 2017, I completed a number of ownership changes for Hagenbarth Land Idaho LP and Dip Vat LLC. On February 7, 2018, you sent a letter on behalf of David and James Hagenbarth, identifying certain errors in the water right splits. Specifically, the water right splits did not account for irrigated acres north of Highway A2 retained by David and James Hagenbarth. In addition the water rights associated with the Dip Vat splits did not properly designate points of injection.

I apologize for the errors. I should have noticed the language in the deed describing the property ownership around Highway A2. Enclosed are water right reports showing the corrected splits. The water rights involved in the Dip Vat splits have also been updated to properly designate points of injection. Because David Hagenbarth and James Hagenbarth retained the irrigated acres north of Highway A2, water rights 31-2274, 31-2275, 31-10245 and 31-10740 were also split. Those rights were split as follows:

<u>Original Right</u>	<u>Hagenbarth Land</u>	<u>David / James Hagenbarth</u>
31-2274	31-12429	31-2274
31-2275	31-12430	31-2275
31-10245	31-12431	31-10245
31-10740	31-12432	31-10740

When I originally reviewed the proposed ownership changes, I held off on completing the ownership splits for certain water rights in the area identified as the Antelope Valley system. In my previous letter to you, I identified some inconsistencies in the partial decrees for the Antelope Valley water rights. Our adjudication staff have advised me that any adjustments to the partial decrees would have to be initiated by the water right holder. I have decided to forge ahead with the ownership splits. If you decide to initiate some sort of error correction process with the SRBA court, the rights can easily be adjusted to reflect the amended partial decrees. The Antelope Valley water rights were split as follows:

<u>Original Right</u>	<u>Hagenbarth Land</u>	<u>David / James Hagenbarth</u>
31-253	31-12435	31-253
31-254	31-12436	31-254
31-2077	31-12437	31-2077
31-2125	31-12438	31-2125
31-4027	31-12439	31-4027
31-10208	31-12440	31-10208

I also split and updated the ownership records for stockwater right 31-10261, which describes a stockwater pond that is located on the boundary line between the David and James Hagenbarth property and Hagenbarth Land property. The right was split evenly between David and James Hagenbarth (31-10261) and Hagenbarth Land (31-12441).

Water right reports are enclosed for all of the affected water rights. Thank you for being so diligent in reviewing the water right reports. Please feel free to contact me if you notice any other errors or with any other concerns.

Sincerely,



James Cefalo
(208) 525-7161

Cc: David Hagenbarth and James Hagenbarth
John Marshall (w/o enclosures)