

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?
✓ 31-10162 OK	Yes ☐	Yes ☐	✓ 31-11735 OK	Yes ☐	Yes ☐
✓ 31-10163 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
✓ 31-10255 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
✓ 31-10257 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
✓ 31-10259 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):
 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.

SUPPORT DATA

IN FILE #

31-606C

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 JB Date 4/11/2017 Receipt No. E042899 Receipt Amt. \$3275
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 JB Approved by JB Processed by JB Date 10/12/2017

Basin 21 and Basin 31

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
✓ 21-10111 OK	Yes ☐	Yes ☐	✓ 31-7501 OK	Yes ☐	Yes ☐
	Yes ☐	Yes ☐	✓ 31-7649 OK	Yes ☐	Yes ☐
✓ 31-66C OK	Yes ☐	Yes ☐	✓ 31-7653 OK	Yes ☐	Yes ☐
✓ 31-67C OK	Yes ☐	Yes ☐	✓ 31-10160 OK	Yes ☐	Yes ☐
✓ 31-306 OK	Yes ☐	Yes ☐	✓ 31-10161 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).
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☐ 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 _____

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

Ex-Officio Recorder Deputy

Index to: CORRECTION DEED

Fee: 19.00

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.

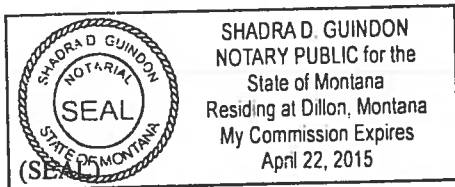
The undersigned have executed this instrument this 29 day of January, 2013.

David J. Hagenbarth
David J. Hagenbarth

James F. Hagenbarth
James F. Hagenbarth

STATE OF MONTANA)
 : ss.
County of Beaverhead)

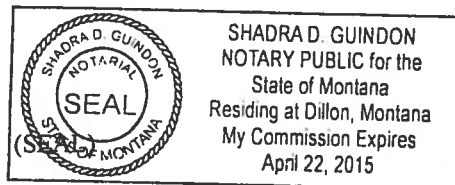
This instrument was signed and acknowledged before me on January 27th, 2013 by David J. Hagenbarth.



Shadra D. Guindon
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.



Shadra D. Guindon
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, $SE\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$

1999 SEP 01 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 21-10111

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

SOURCE: SHERIDAN CREEK TRIBUTARY: HENRYS FORK

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/24/1912

POINT OF DIVERSION: T13N R41E S07 LOT 02 (NESUNW) Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	04-01 TO 12-31	0.02 CFS

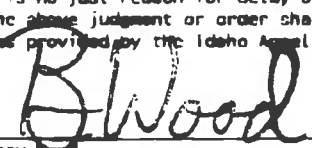
PLACE OF USE:	Stockwater		Within Clark County
	T13N R40E S11	SUSW	SESE
	S12	MUSW	SMSW
		NESW	
	S14	MENE	NMNE
		MENW	NMW
		SESW	
	S15	MENE	

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

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

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.

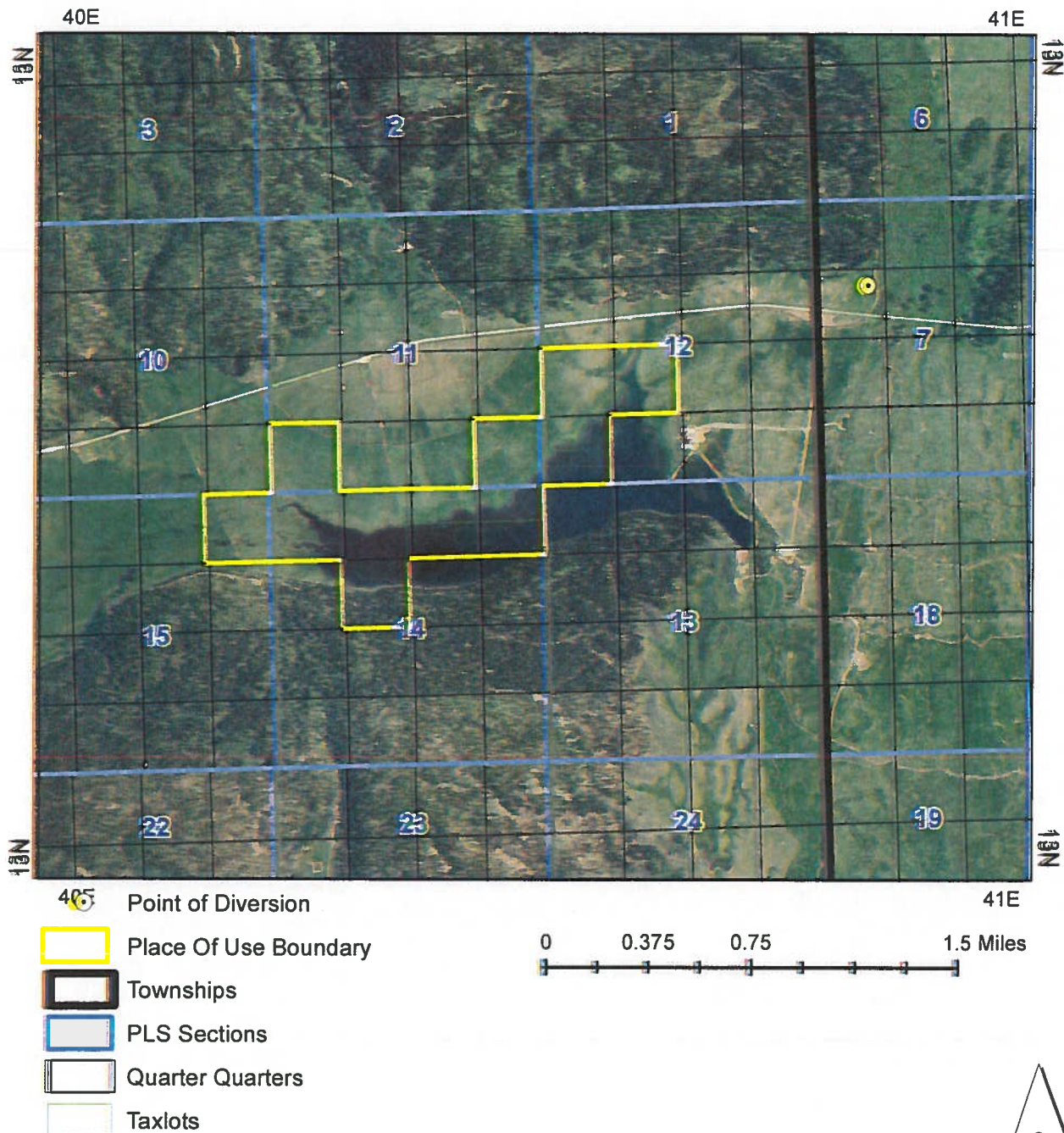

Barry
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right 21-10111

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

NAME AND ADDRESS: SILVER RIDGE RANCH
C/O SID JENSON
2552 E 400 N
ROBERTS, ID 83444

Hagenberlin

3/22/2005

QUANTITY: 0.90 CFS

PRIORITY DATE: 05/23/1900

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	05-01 TO 10-31	0.07 CFS
	Irrigation	05-01 TO 10-31	0.90 CFS

PLACE OF USE:	Irrigation	Within Clark County
	T12N R38E S01	
	SWNW 30.0	SENE 8.0
	NESW 35.0	NWSW 28.0
	SWSW 12.0	SESW 40.0
	153.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 31-00067C IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 153 ACRES IN A SINGLE IRRIGATION SEASON.

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

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Roger Burdick

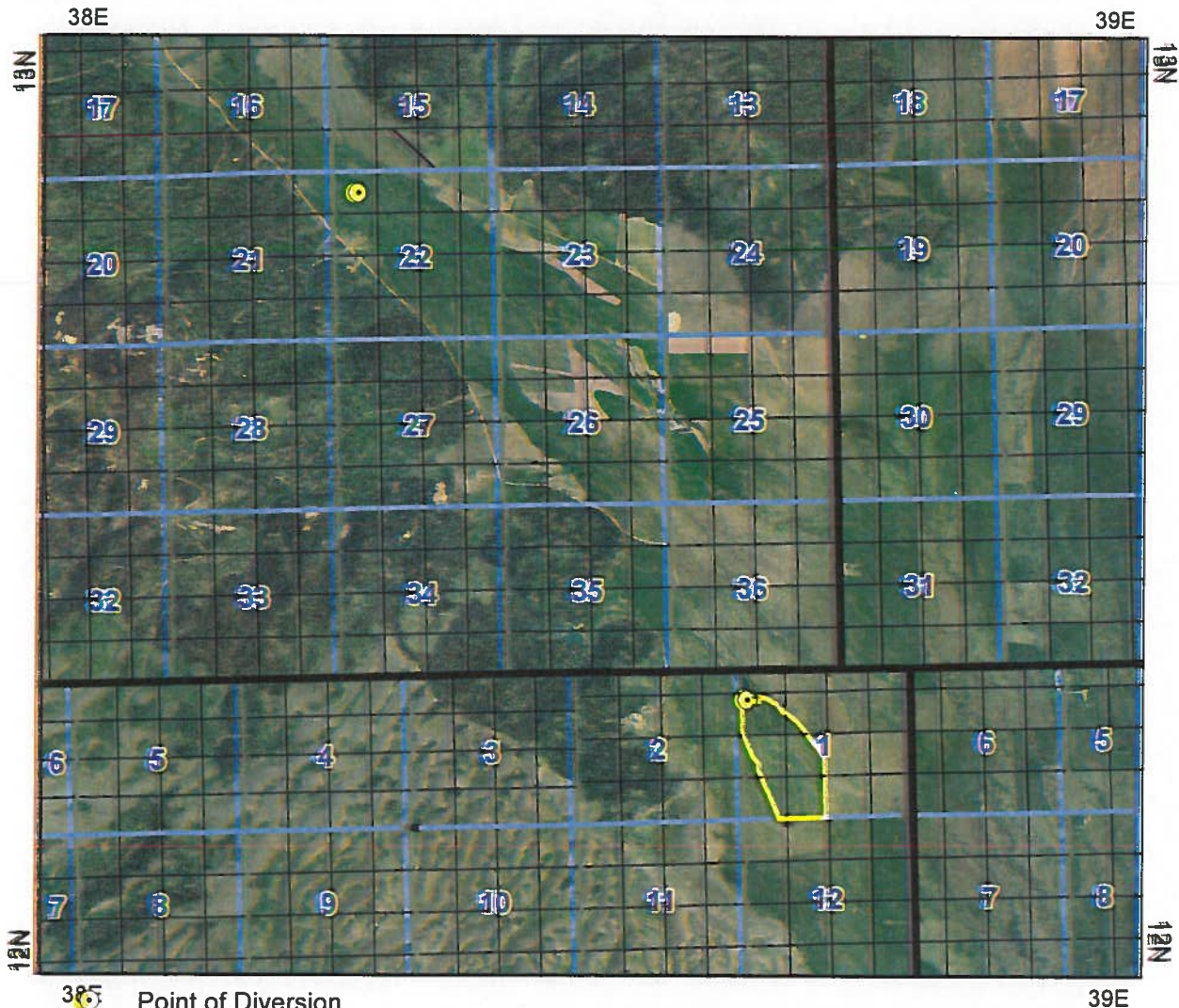
Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right
31-66C

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.5 1 2 Miles



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)
_____)

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

NAME AND ADDRESS: SILVER RIDGE RANCH
C/O SID JENSON
2552 E 400 N
ROBERTS, ID 83444

Hagenbarth

3/22/2005

SOURCE: WEST CAMAS CREEK TRIBUTARY: CAMAS CREEK

QUANTITY: 1.08 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THIS RIGHT WITH RIGHT NO. 31-00066C IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.98 CFS.

PRIORITY DATE: 06/22/1900

POINT OF DIVERSION: T12N R38E S01 NWSWNW (Rediversion) Within Clark County
T13N R38E S22 SENWNW
SENWNW (Injection)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	05-01 TO 10-31	0.07 CFS
	Irrigation	05-01 TO 10-31	1.08 CFS

PLACE OF USE: Irrigation Within Clark County
T12N R38E S01 SWNW 30.0 SENW 8.0
NESW 35.0 NWSW 28.0
SWSW 12.0 SESW 40.0
153.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 31-00066C IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 153 ACRES IN A SINGLE
IRRIGATION SEASON.

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).

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

RULE 54(b) CERTIFICATE

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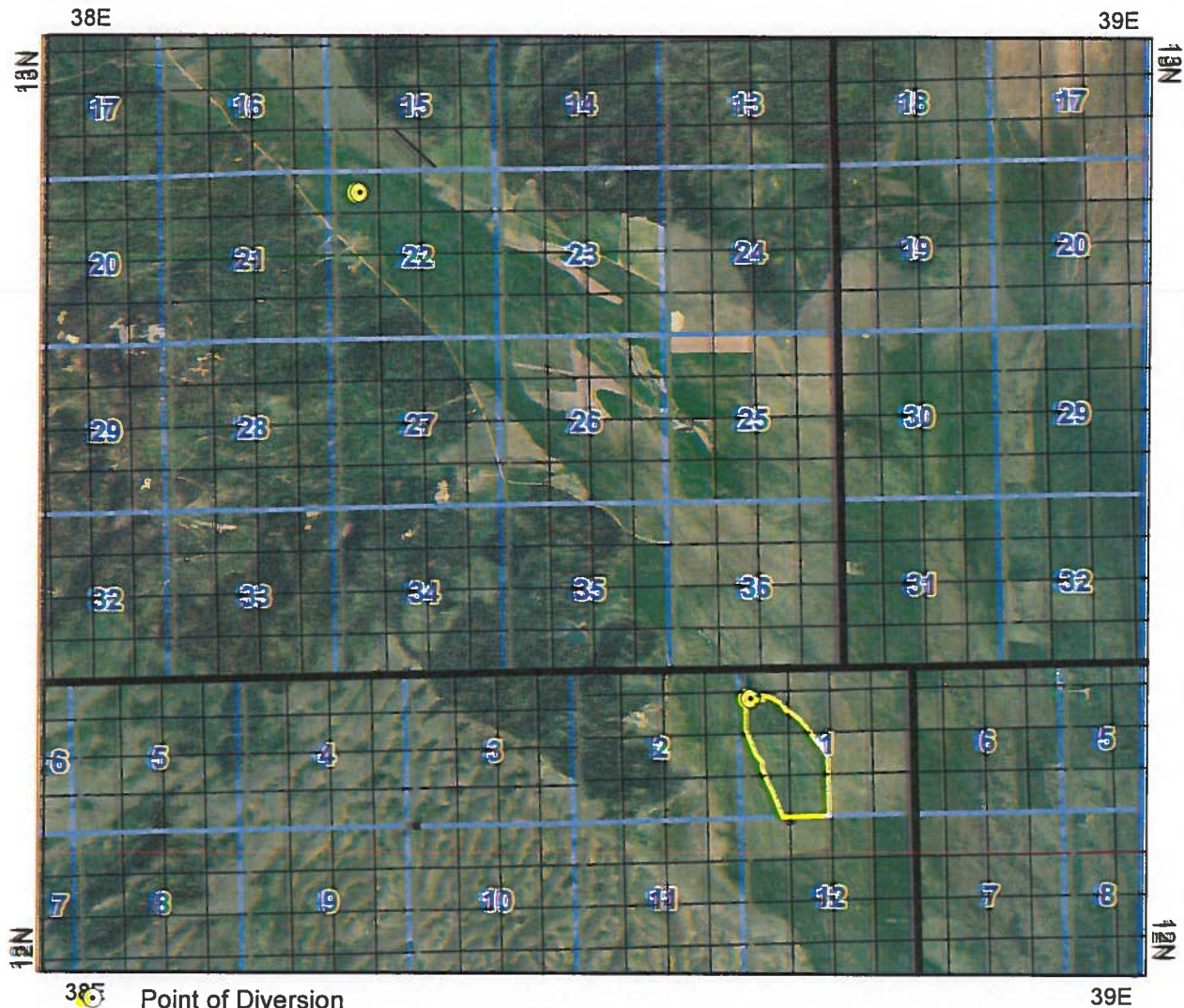
Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right 31-67C

IRRIGATION

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-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.5 1 2 Miles



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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-00306

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

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.20 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/01/1913

POINT OF DIVERSION: T12N R38E S17 NESWN Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.20 CFS

PLACE OF USE: Stockwater Within Clark County
T12N R38E S17 NWSW SNNW

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

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

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.

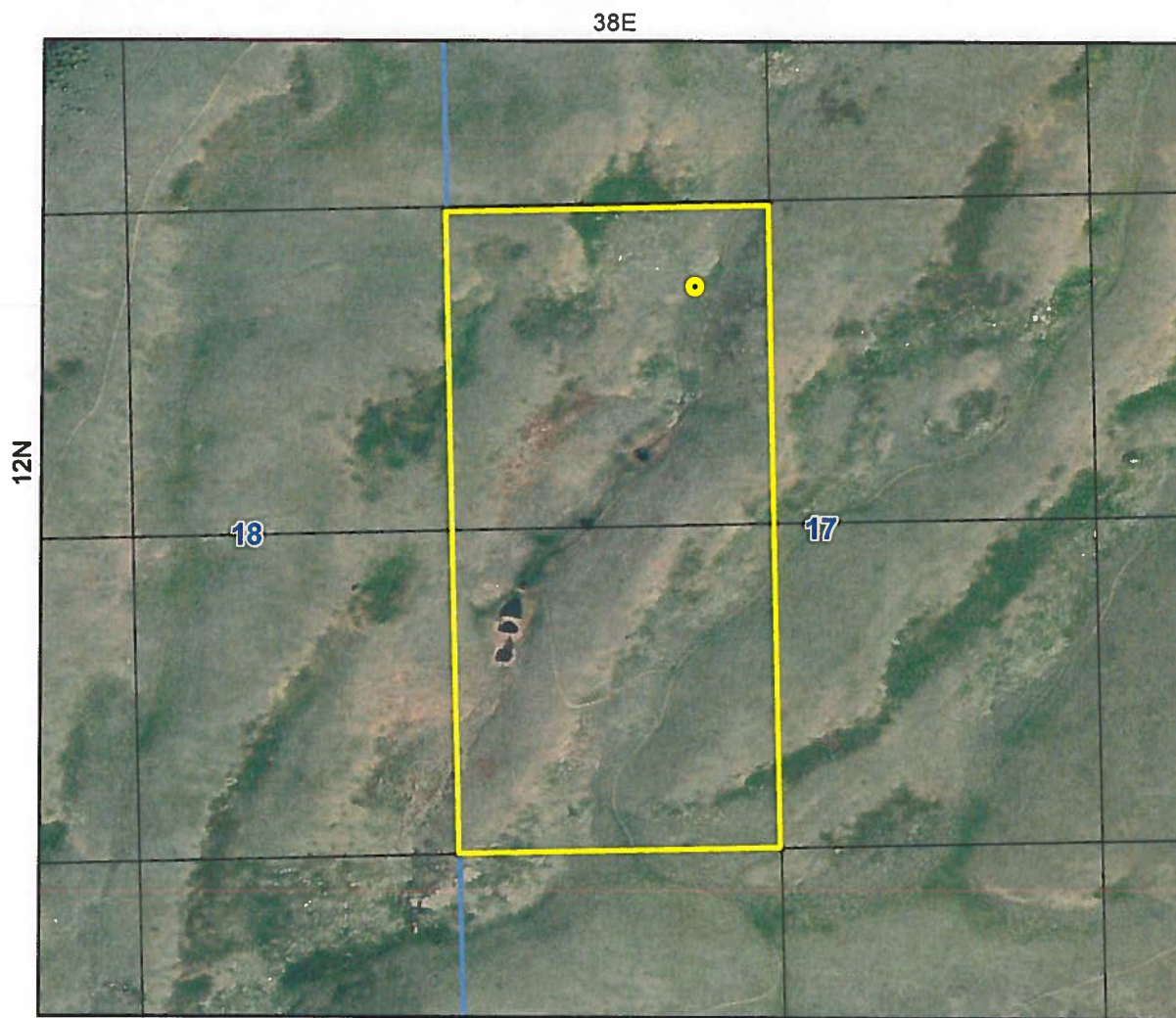

Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right 31-306

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.075 0.15 0.3 Miles



1998 JUN 19 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-07501

RECEIVED

JUN 23 1998

Department of Water Resources
Adjudication Bureau

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

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
13.40 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/14/1988

POINT OF DIVERSION: T10N R36E S08 SESWSE Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.04 CFS 13.40 AFY

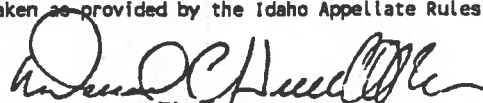
PLACE OF USE: Stockwater Within Clark County
T10N R36E S08 SWSE

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

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

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.



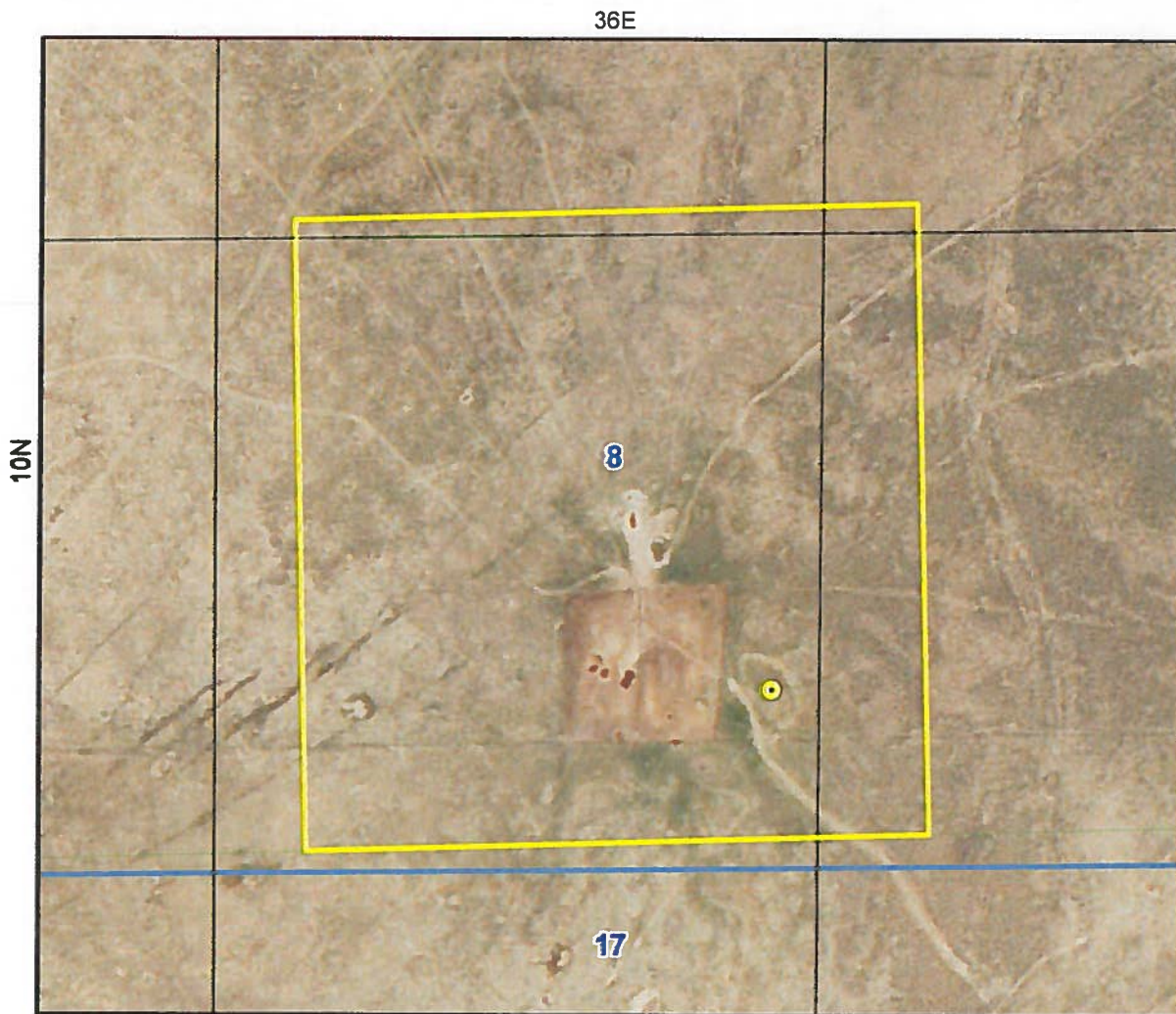
Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right 31-7501

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.045 0.09 0.18 Miles



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 31-07649

Priority: June 5, 1997

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

7.8 AF

This is to certify, that JAMES F HAGENBARTH
MARGARET HAGENBARTH
DAVID J HAGENBARTH

PO BOX 1128

DILLON MT 59725-1128

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 5, 1997; and has submitted Proof of Beneficial Use on October 9, 1997. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SPRINGS

tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	06/01 to 12/31	0.02 CFS	7.8 AF

LOCATION OF POINT(S) OF DIVERSION: NENENW , Sec. 13, Township 13N, Range 39E
CLARK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

13N 39E 13
14

SWNW ✓

SENE ✓

NWSW ✓

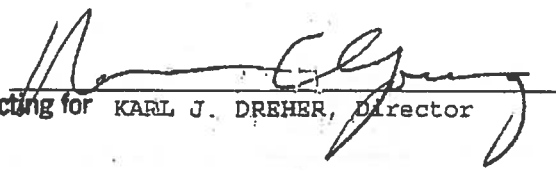
NESE ✓

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 31.
2. Source is locally known as Lock Springs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 7TH day of

AUGUST, 2000.


Acting for KARL J. DREHER, Director

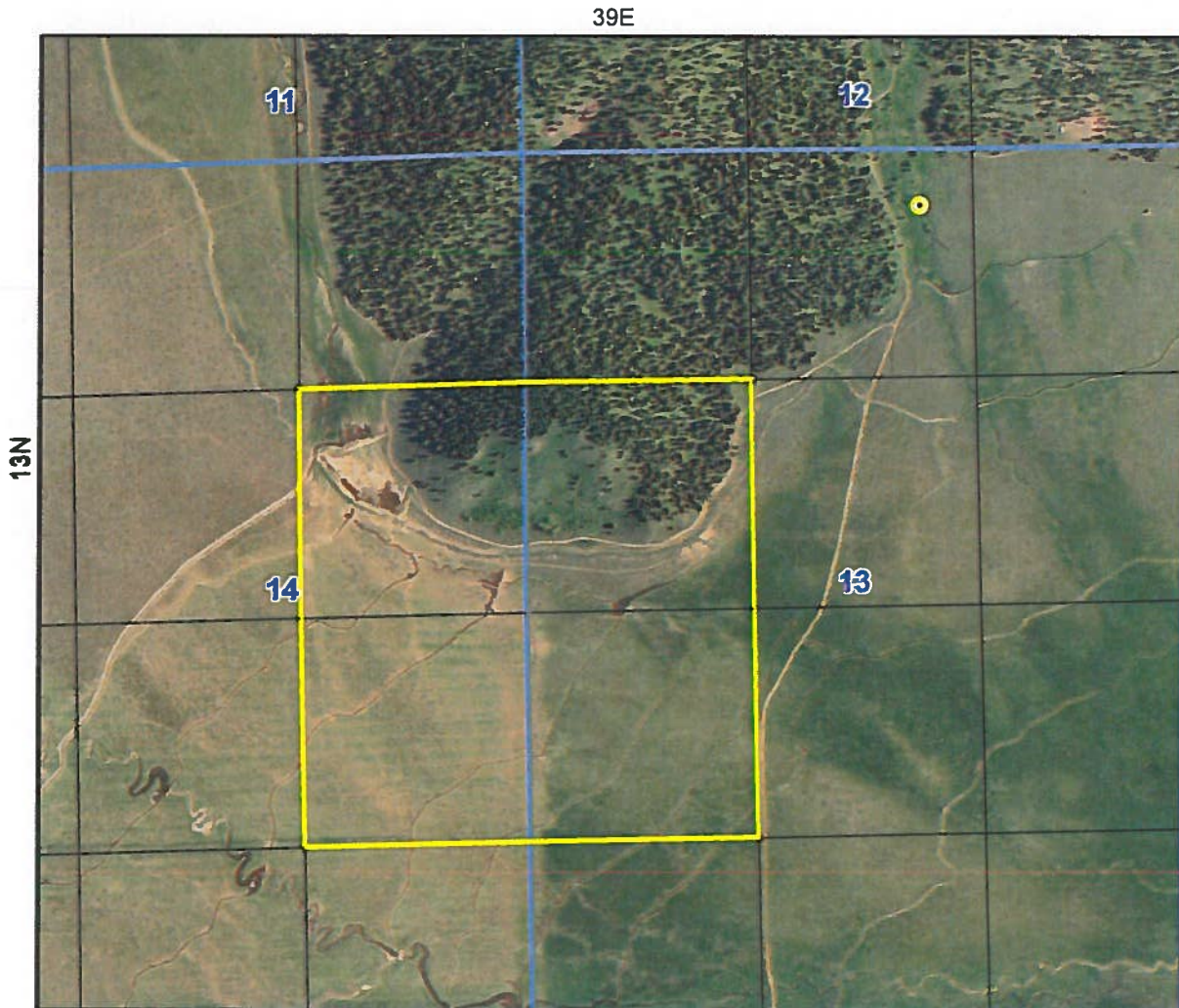
MICROFILMED
AUG 17 2000

State of Idaho
Department of Water Resources

Water Right
31-7649

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.125 0.25 0.5 Miles



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 31-07653

Priority: September 1, 1998

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

9.0 AF

This is to certify, that DAVID J HAGENBARTH
JAMES F HAGENBARTH

PO BOX 1128

DILLON MT 59725-1128

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 1, 1998; and has submitted Proof of Beneficial Use on February 5, 1999. An examination indicates that the works have a diversion capacity of 0.030 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	05/01 to 12/31	0.03 CFS	9.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 14, Township 12N, Range 38E
CLARK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

12N 38E 14

NESW

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 6TH day of

JUNE, 2000.

Acting for


KARL J. DREHER, Director

MICROFILMED
JUN 15 2000

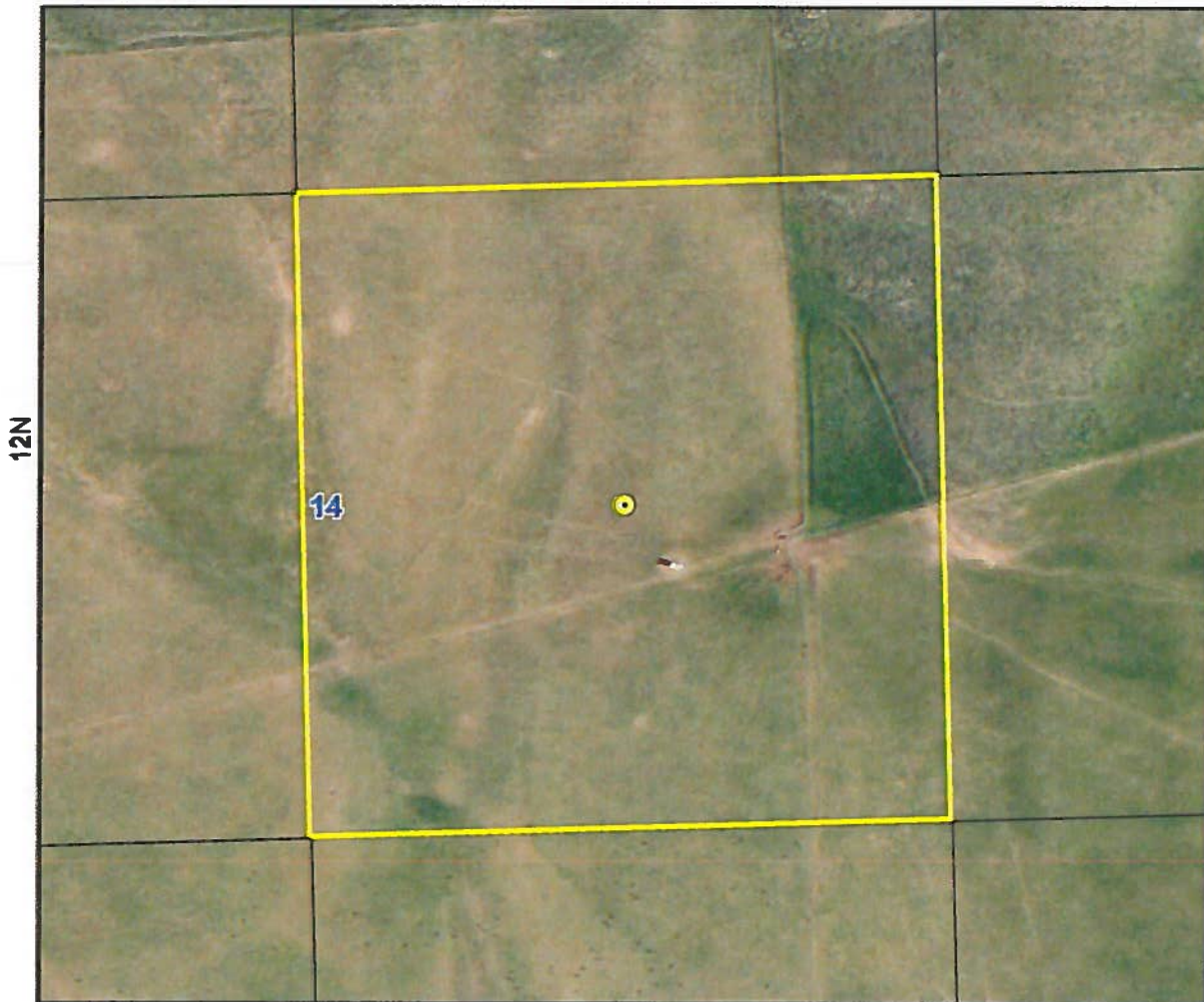
State of Idaho
Department of Water Resources

Water Right
31-7653

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

38E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.045 0.09 0.18 Miles



Water Right 31-10160

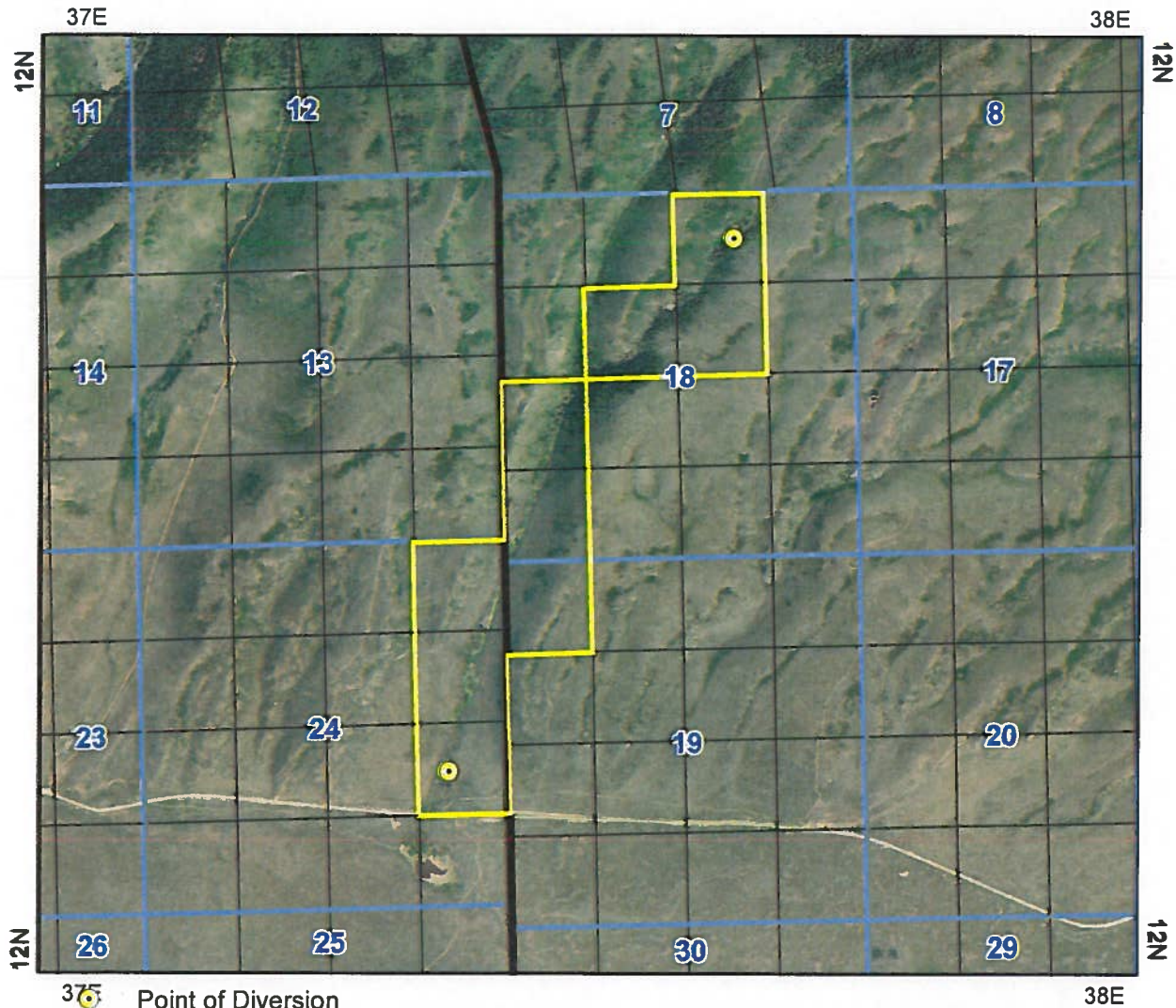
PAGE 1
Feb-21-2002

State of Idaho
Department of Water Resources

Water Right 31-10160

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.3 0.6 1.2 Miles



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)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-10161

RECEIVED

JUN 23 1998

Department of Water Resources
Adjudication Bureau

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

SOURCE: GROUNDWATER

QUANTITY: 0.23 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/01/1951

POINT OF DIVERSION: T12N R38E S22 SENWNW Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.23 CFS

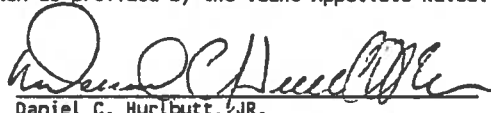
PLACE OF USE: Stockwater Within Clark County
T12N R38E S22 NWNW

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

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

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.

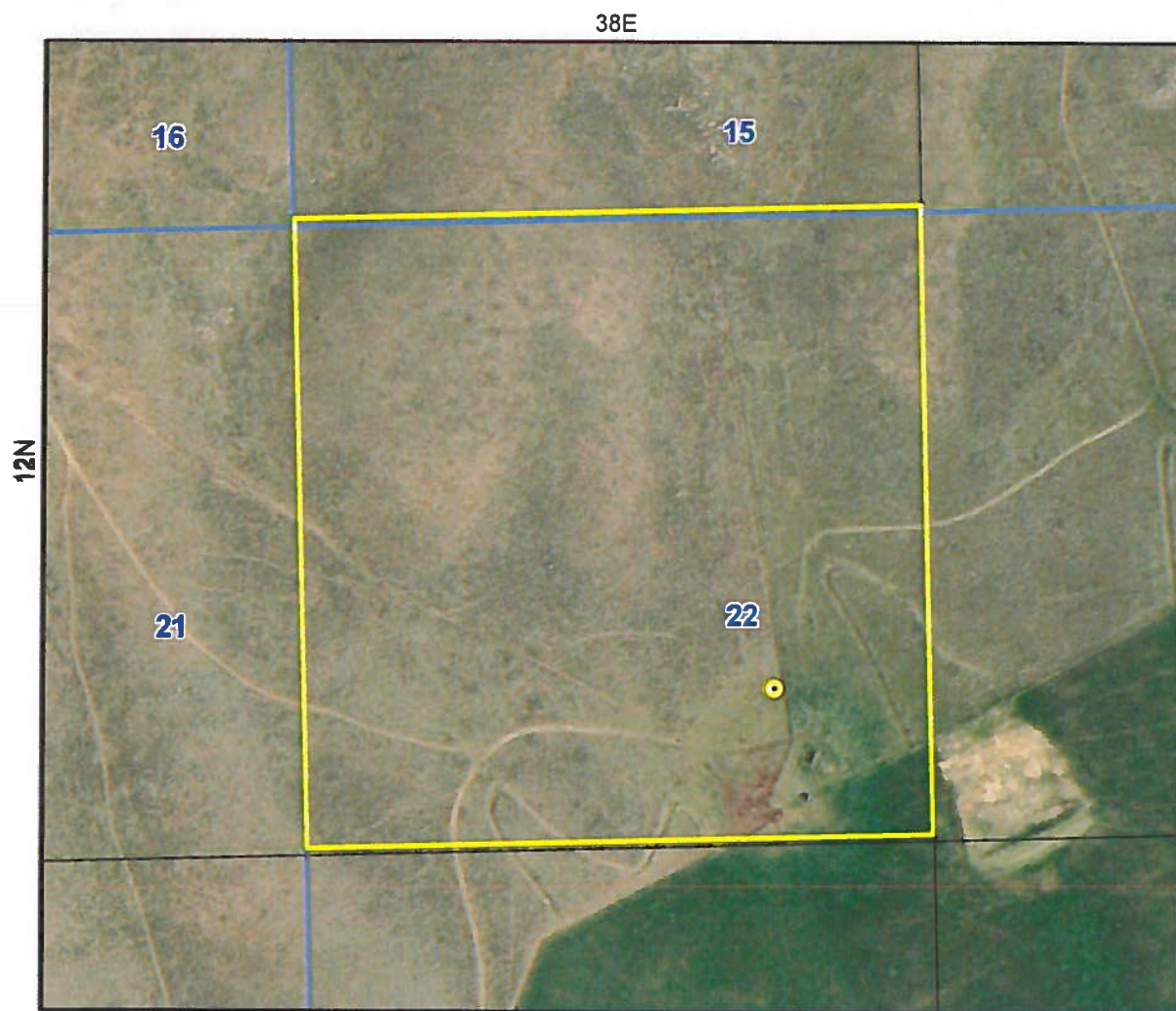

Daniel C. Hurlbutt, Jr.
Presiding Judge
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right
31-10161

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.045 0.09 0.18 Miles



1998 JUN 19 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-10162

RECEIVED

JUN 23 1998

Department of Water Resources
Adjudication Bureau

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

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS
QUANTITY: 6.00 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 11/01/1944

POINT OF DIVERSION: T12N R38E S14 SWSW Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater Storage	01-01 TO 12-31	6.00 AFY
	Stockwater from Storage	01-01 TO 12-31	6.00 AFY

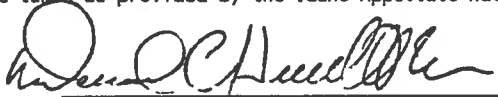
PLACE OF USE: Stockwater from Storage Within Clark County
T12N R38E S14 SESW

Stockwater Storage Same as Other Use
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right
31-10162

STOCKWATER FROM STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.045 0.09 0.18 Miles



1998 JUN 19 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-10163

RECEIVED

JUN 23 1998

Department of Water Resources
Adjudication Bureau

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

SOURCE: GROUNDWATER

QUANTITY: 0.19 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/08/1969

POINT OF DIVERSION: T12N R38E S02 NESENW Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 4 HOMES	01-01 TO 12-31	0.10 CFS
	Stockwater	01-01 TO 12-31	0.09 CFS

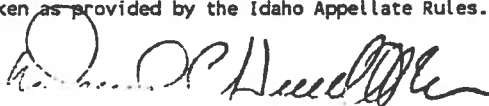
PLACE OF USE:	Stockwater		Within Clark County
	T12N R38E S02	SENW	
	Domestic		Within Clark County
	T12N R38E S02	SENW	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
PARCEL NO. RP12N38E020160A

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.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right
31-10163

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

38E

12N



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.045 0.09 0.18 Miles



State of Idaho
Department of Water Resources

Water Right

31-10163

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

38E

12N



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.045 0.09 0.18 Miles



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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-10255

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

SOURCE: CROOKED CREEK TRIBUTARY: CAMAS CREEK

QUANTITY: 0.23 CFS

PRIORITY DATE: 05/01/1902

POINT OF DIVERSION: T12N R38E S14 SWESE (Instream Ending Point) Within Clark County
SESESE (Instream Beginning Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	05-01 TO 10-31	0.23 CFS

PLACE OF USE: Stockwater Within Clark County
T12N R38E S14 SESE

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

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

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

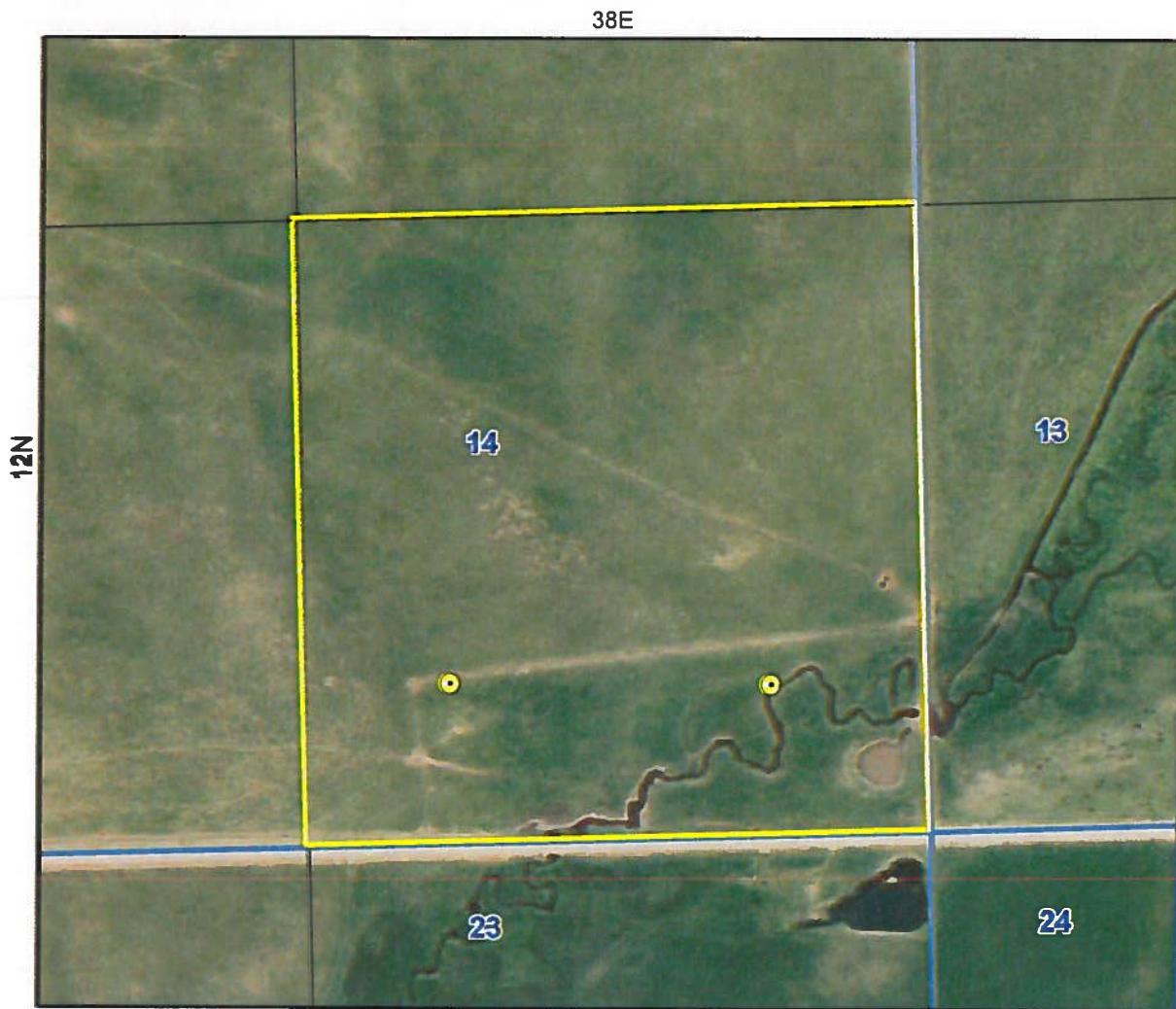
Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

Water Right
31-10255

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.045 0.09 0.18 Miles



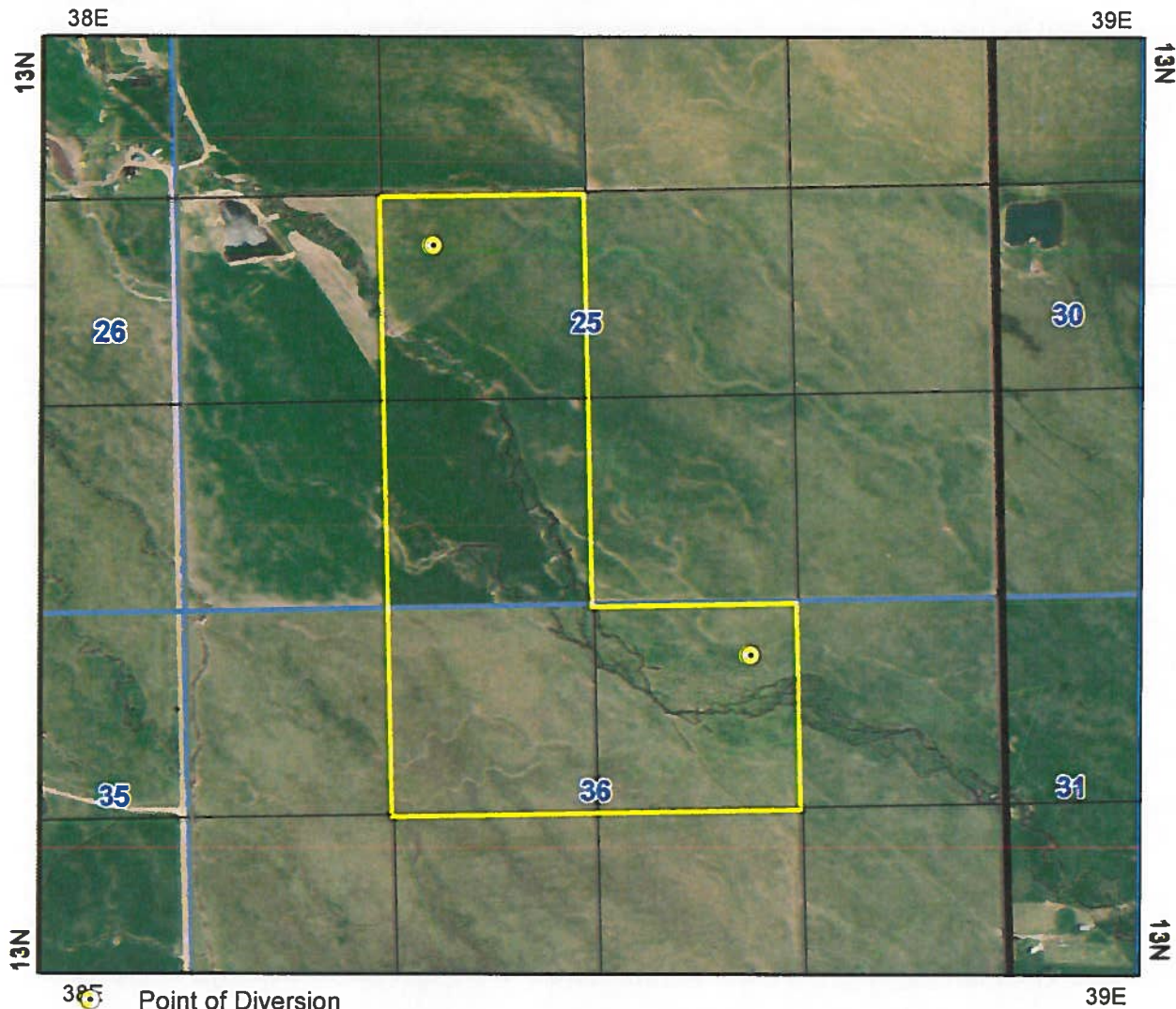
State of Idaho
Department of Water Resources

Water Right

31-10257

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.125 0.25 0.5 Miles



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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 31-10259

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

SOURCE: WASTEWATER

QUANTITY: 1.60 CFS

PRIORITY DATE: 11/02/1930

POINT OF DIVERSION: T13N R38E S25 SWNE Within Clark County
NWNE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	1.60 CFS

PLACE OF USE:	Irrigation		Within Clark County
	T13N R38E S25	NENE 36.0	NWNE 32.0
		SWNE 40.0	SENE 39.0
	147.0 Acres Total		

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

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

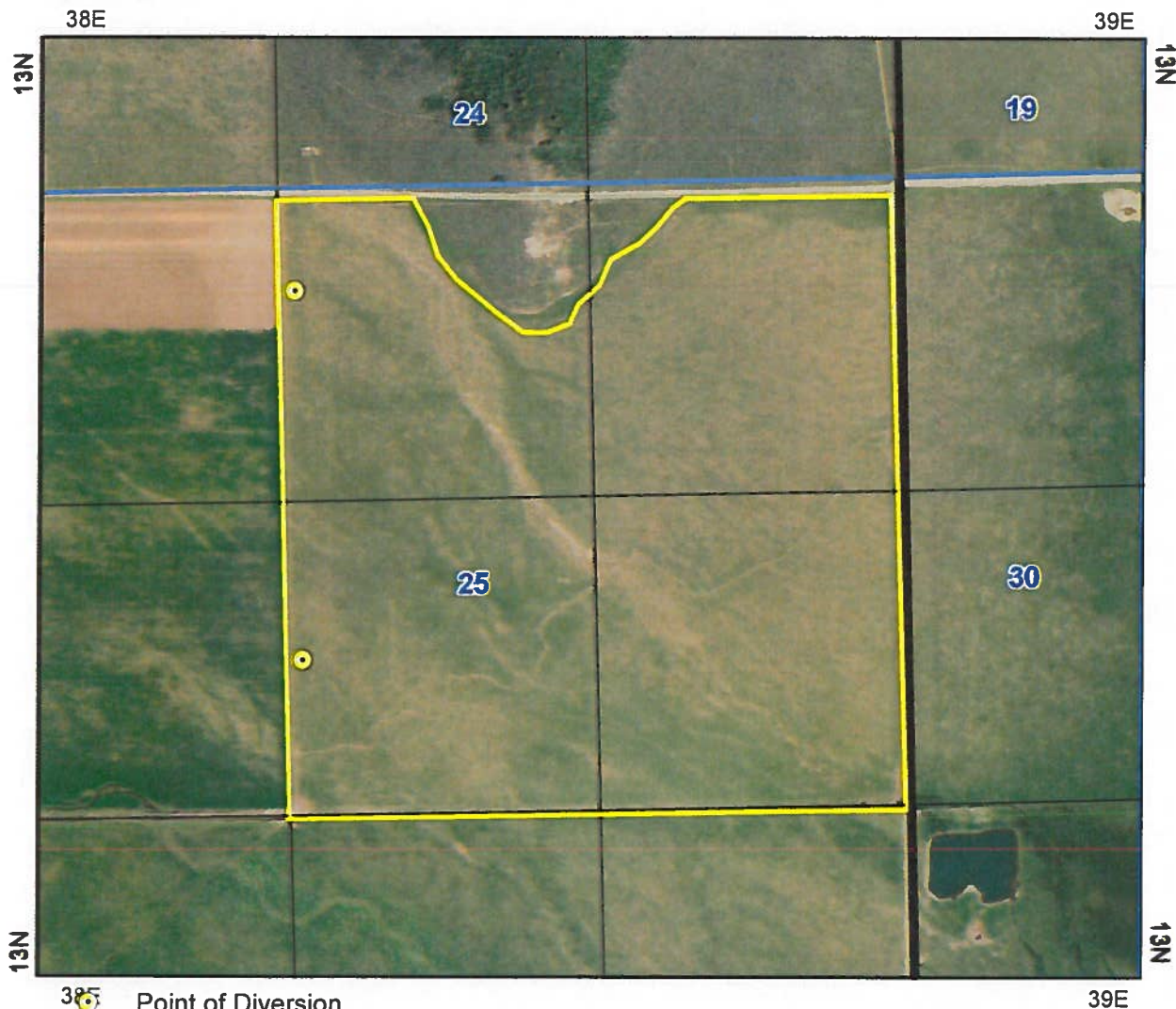
State of Idaho
Department of Water Resources

Water Right

31-10259

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.075 0.15 0.3 Miles



[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

2/1/2017

WATER RIGHT NO. 31-11735

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID J HAGENBARTH
Current Owner	JAMES F HAGENBARTH
	PO BOX 1128
	DILLON, MT 59725-1128
	(406)683-2163

Priority Date: 11/26/2001

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.05 CFS	13.4 AFA
Total Diversion			0.05 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NENESE|Sec. 21|Township 13N|Range 40E|CLARK County

STOCKWATER Use:
Number of stock: 1000

Place(s) of use:

Place of Use Legal Description: STOCKWATER CLARK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
13N	40E	21		NESE										

Dates:

Licensed Date: 11/14/2010

Decreed Date:

Permit Proof Due Date: 2/1/2003

Permit Proof Made Date: 12/12/2002

Permit Approved Date: 1/22/2002

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 11/26/2001

Protest Deadline Date: 12/24/2001

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector: Or

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust: T

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

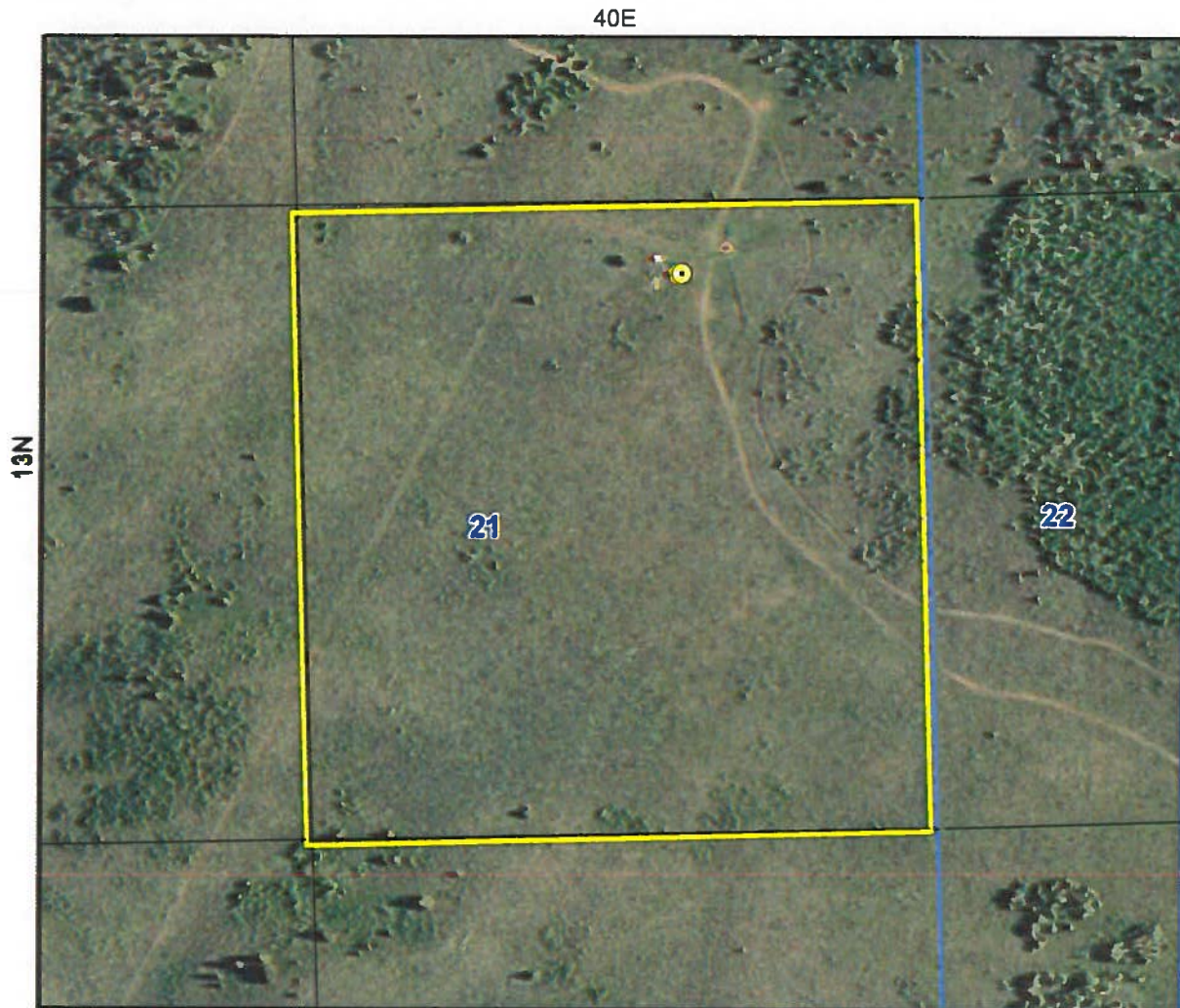
Close

State of Idaho
Department of Water Resources

Water Right
31-11735

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 0.045 0.09 0.18 Miles





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

October 12, 2017

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 April of this year you filed a collection of ownership changes for Hagenbarth Land Idaho LP ("Hagenbarth Land") and Dip Vat LLC ("Dip Vat"). As an initial matter, please let me apologize that it has taken so long to complete the ownership changes. Our water right agents strive to provide timely service to water users in Eastern Idaho. Taking six months to complete a set of ownership changes does not meet that standard. Ownership updates have been completed for the following water rights.

Ownership Updated to Hagenbarth Land (no split necessary)

21-10111, 31-66C, 31-67C, 31-306, 31-7501, 31-7649, 31-7653, 31-10160,
31-10161, 31-10162, 31-10163, 31-10255, 31-10257, 31-10259, 31-11735,
31-2274, 31-2275, 31-10245 and 31-10740

Ownership Split between Hagenbarth Land and Dip Vat

Original Right	Hagenbarth Land	Dip Vat
31-67A	31-67A	31-12400
31-67B	31-67B	31-12401
31-324	31-324	31-12402
31-373	31-373	31-12403
31-374	31-374	31-12404
31-11789	31-11789	31-12405
31-11790	31-11790	31-12406
31-10256	31-10256	31-12407

Ownership Split between Hagenbarth Land and David / James Hagenbarth

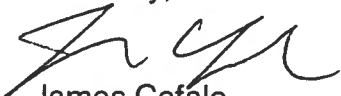
Original Right	Hagenbarth Land	David / James Hagenbarth
21-2054B	21-13226	21-2054B
21-4170	21-13227	21-4170
21-4171	21-13228	21-4171
21-4172	21-13229	21-4172
21-4173	21-13230	21-4173
21-4174	21-13231	21-4174
21-4175	21-13232	21-4175
21-12854	21-13233	21-12854
21-12939	21-13234	21-12939

Reports for all of the updated rights are enclosed for your records. Let me provide a few comments on the ownership changes completed. One of your ownership changes indicated that water rights 31-2274, 31-2275, 31-10245 and 31-10740 were to be split. Based on the legal description set forth in the 2013 Corrective Deed, it does not appear that these water rights should be split. All four of the rights were updated to Hagenbarth Land, without a split. Therefore, \$300 of your filing fee (\$75 per water right) should be refunded. Further, one of your ownership changes included water right 21-12938 which was disallowed in the Snake River Basin Adjudication and is no longer a valid water right. You had proposed to split water right 21-12938. Therefore, an additional \$100 of your filing fee should be refunded. In total, \$400 of your original filing fee will be refunded. A check should arrive from the state of Idaho in a couple of weeks.

Please be aware, I have not yet completed the ownership changes for one group of water rights (31-253, 31-254, 31-2077, 31-2125, 31-4027, 31-10208 and 31-10261). As I was reviewing these rights, I discovered some errors and inconsistencies in the water right conditions. For example, water right 31-4027 authorizes 574 acres of irrigation. Water right 31-253, which was decreed at a later date than water right 31-4027, authorizes the irrigation of 193 acres and includes the following condition: "Use of this right with the rights listed below is limited to the irrigation of a combined total of 193 acres in a single irrigation season. Combined right nos.: 31-253, 31-254, 31-4027, 31-10208."

I have notified our adjudication staff of the inconsistent conditions on the water rights. They are currently evaluating whether the issues can be addressed within the adjudication error correction process. I will let you know when the adjudication staff determines the best path forward for your clients. Please feel free to contact me with any questions you may have about the completed ownership changes or those that are still pending.

Sincerely,



James Cefalo
(208) 525-7161

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

BLOOMQUIST LAW FIRM, P.C.

John E. Bloomquist
Abigail J. St. Lawrence
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3355 Colton Drive, Suite A
Helena, MT 59602
(406) 502-1244

OFFICES IN HELENA AND DILLON, MONTANA
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Patti L. Rowland
Colli J. Michaels
220 South Pacific Street
P.O. Box 1418
Dillon, MT 59725-1418
(406) 683-8795

April 6, 2017

RECEIVED

APR 10 2017

Department of Water Resources
Eastern Region

Idaho Department of Water Resources
Eastern Regional Office
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

Re: Notice of Change in Water Right Ownership

Dear IDWR:

Please find enclosed several *Notices of Change in Water Right Ownership* for filing with the Idaho Department of Water Resources (IDWR). A check for \$3,275.00 is included for the filing fees. Each notice has associated attachments. The IDWR website has been reviewed and the water rights and maps appear today as they appear in the associated attachments.

We are including the following:

1) David and James Hagenbarth conveyance to Dip Vat, LLC

This ownership change includes 8 split water rights in Basin 31 to Dip Vat. We have calculated the filing fee for this ownership change as \$800.00.

2) David and James Hagenbarth split conveyance to Hagenbarth Land Idaho, LP

One form has 10 split water rights in Basin 21 with a filing fee for this ownership change of \$1,000.00.

A second form includes 19 splits in Basin 31 of which 8 water rights involve previous splits to the Dip Vat, LLC. This filing fee is calculated as \$1,100.00 since the splits are being filed together.

In summary, I have marked those claims with an asterisk (*). The final ownership of these claims will be a split between the Dip Vat, LLC and the Hagenbarth Land Idaho, LP. The claims **not** marked with an *, will appear as split between David and Jim Hagenbarth and the Hagenbarth Land Idaho, LP.

3) David and James Hagenbarth undivided conveyance to Hagenbarth Land Idaho, LP

These changes in water right ownership are undivided to the Hagenbarth Land Idaho, LP. One water right is in Basin 21. There are 14 undivided claims in Basin 31. The filing fee included for this ownership change is \$375.00.

April 6, 2017
IDWR / Eastern Regional Office
Re: Notice of Change in Water Right Ownership
Page 2

Please let me know if you have any questions or if the filing fees are not accurate. I can be reached at 1-406-683-8795.

Sincerely,



Patti L. Rowland

PLR/sdg

Enclosures

C: Dave and Jim Hagenbarth
John Marshall, Attorney w/out attachments