

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 45-13497
WR Report **BEFORE** Matthews ownership change splits

WATER RIGHT NUMBER: 45-13497

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MANNING RANCHES INC 2233 BIRCH CREEK RD OAKLEY, ID 83346 (208)862-3884

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIRCH CREEK	GOOSE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	2/28 to 11/15	0.800 CFS	
	<u>Total Diversion:</u>	0.800 CFS	

Location of Point(s) of Diversion

BIRCH CREEK	SE1/4SE1/4SE1/4	Sec. 14, Twp 14S, Rge 22E, B.M.
CASSIA County		
BIRCH CREEK	SE1/4SW1/4NW1/4	Sec. 24, Twp 14S, Rge 22E, B.M.
CASSIA 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	
13S	22E	34															40.0	40.0	80.0
14S	22E	2							11.0	12.0	40.0	40.0	33.0	40.0					176.0
14S	22E	3	35.0	5.0		31.0									11.0				82.0
			L 1	L 2															
14S	22E	11								13.0			1.0	40.0	40.0	37.0	40.0		171.0
14S	22E	14	38.0	24.0	5.0	8.0								20.0	28.0		5.0		128.0

Total Acres: 637

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-13497

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 237 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. 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.
4. 177 The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to this water right.
5. P29 THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS.45-89C FOR 0.4 CFS, AND 45-89D FOR 0.4 CFS.
6. E62 THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

Remarks:

Comments:

1. jroberts 1/30/2006 Version 2 Rec.

Comment: Claim was amended per SF4. SoU was amended to 2/25 - 11/15 but 2/28 was the agreed upon beginning date. PoU acres were increased from 565 to 646 but only 595 can be recommended per the 1987 aerial photo, and this right is limited to the 237 acres from the original decreed pous. Added Remark 177 about the Birch Creek Rotation Agreement.

2. jroberts 9/12/2006 Revised V2 Rec.

Comment: PoU per GIS of 1987 aerial photography, resulting in reduction from 646 ac claimed to 634 ac rec. (I believe the 18 ac claimed in the NWNE of Sec. 3 were meant to be claimed in the NESE of Sec. 3.)

3. jroberts 9/28/2006 PoU updated per SF5

Comment: Increased acres in NENE Sec. 3 to 35 and updated shape in Arcview.

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-13497

WR Report **AFTER** Matthews ownership change split

WATER RIGHT NUMBER: 45-13497

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MANNING RANCHES INC 2233 BIRCH CREEK RD OAKLEY, ID 83346 (208)862-3884

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIRCH CREEK	GOOSE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	02/28 to 11/15	0.570 CFS	
	<u>Total Diversion:</u>	0.570 CFS	

Location of Point(s) of Diversion

BIRCH CREEK	SE1/4SE1/4SE1/4	Sec. 14, Twp 14S, Rge 22E, B.M.
CASSIA County		
BIRCH CREEK	SE1/4SW1/4NW1/4	Sec. 24, Twp 14S, Rge 22E, B.M.
CASSIA 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	
13S	22E	34															40.0	40.0	80.0
14S	22E	3	35.0	5.0		31.0									11.0				82.0
			L 1	L 2															
14S	22E	11								13.0				1.0	40.0	40.0	37.0	40.0	171.0
14S	22E	14	38.0	24.0	5.0	8.0								20.0	28.0		5.0		128.0

Total Acres: 461

Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 171.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-13497

2. P29 THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS.45-89C AND 45-89D.
3. 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.
4. 177 The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to this water right.
5. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
6. E62 THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

Remarks:

Comments:

1. jroberts 1/30/2006 Version 2 Rec.
Comment: Claim was amended per SF4. SoU was amended to 2/25 - 11/15 but 2/28 was the agreed upon beginning date. PoU acres were increased from 565 to 646 but only 595 can be recommended per the 1987 aerial photo, and this right is limited to the 237 acres from the original decreed pous. Added Remark 177 about the Birch Creek Rotation Agreement.
2. jroberts 9/12/2006 Revised V2 Rec.
Comment: PoU per GIS of 1987 aerial photography, resulting in reduction from 646 ac claimed to 634 ac rec. (I believe the 18 ac claimed in the NWNE of Sec. 3 were meant to be claimed in the NESE of Sec. 3.)
3. jroberts 9/28/2006 PoU updated per SF5
Comment: Increased acres in NENE Sec. 3 to 35 and updated shape in Arcview.
4. Ownership Change 12/14/2011 Split Right
Comment: This right was split into 45-13497 (Manning), 45-14395 (Blake Matthews) and 45-14396 (Broden Matthews).
5. tfawcett 12/15/2011 9:22:01 AM POU
Comment: Updated Shape
6. tfawcett 12/15/2011 9:23:09 AM POU
Comment: Updated Shape

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-14395

WATER RIGHT NUMBER: 45-14395

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLAKE MATTHEWS 84 EAST BASIN RD OAKLEY, ID 83346 (208)862-3446
Current Owner	BRITTNI MATTHEWS 84 EAST BASIN RD OAKLEY, ID 83346 (208)862-3446

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIRCH CREEK	GOOSE CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	02/28	to 11/15	0.110 CFS	
	<u>Total Diversion:</u>		0.110 CFS	

Location of Point(s) of Diversion

BIRCH CREEK	SE1/4SE1/4SE1/4	Sec. 14, Twp 14S, Rge 22E, B.M.
CASSIA County		
BIRCH CREEK	SE1/4SW1/4NW1/4	Sec. 24, Twp 14S, Rge 22E, B.M.
CASSIA 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	
14S	22E	2									12.0	40.0		32.0					84.0

Total Acres: 84

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-14395

1. 177 The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to this water right.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. 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.
4. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 31.3 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. E62 THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

Remarks:

Comments:

1. tfawcett 12/15/2011 Split Right
Comment: This right was split from 45-13497 pursuant to an ownership change.

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-14396

WATER RIGHT NUMBER: 45-14396

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRODEN K MATTHEWS 94 EAST BASIN RD OAKLEY, ID 83346 (208)862-3201
Current Owner	ANGELA MATTHEWS 94 EAST BASIN RD OAKLEY, ID 83346 (208)862-3201

Priority Date: 06/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIRCH CREEK	GOOSE CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	02/28	to 11/15	0.120 CFS	
	<u>Total Diversion:</u>		0.120 CFS	

Location of Point(s) of Diversion

BIRCH CREEK	SE1/4SE1/4SE1/4	Sec. 14, Twp 14S, Rge 22E, B.M.
CASSIA County		
BIRCH CREEK	SE1/4SW1/4NW1/4	Sec. 24, Twp 14S, Rge 22E, B.M.
CASSIA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
14S	22E	2	NE	NW	SW	SE	92.0
				11.0	40.0	33.0	8.0

Total Acres: 92

Conditions of Approval:

1. P29 THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS.45-89C AND 45-89D.
2. E62 THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-14396

3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 34.2 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. 177 The operation and use of this water right is also subject to the terms and conditions of the Water Rotation Agreement ("Agreement") entered into by certain users on 10 September, 1992. The Agreement was filed and recorded in the office of the Cassia County Recorder on 27 May, 1993 as Instrument No.: 224804; the provisions of such Agreement to apply fully to this water right.
5. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
6. 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. tfawcett 12/15/2011 split right
Comment: This right was split from 45-13497 pursuant to an ownership change.

Water Supply Bank: