STARTING LEFT SIDE OF FILE

Form 217
07/90

RECEIVED
JUL 10 1991
Department of Water Resources

For Office Use Only
Amt. of Fee $ 375.00
Date 7-10-91
Receipt No. 002127
Received by JG

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-8335 Telephone No. 208-837-6595
2. Name(s) of Permit Holder(s): Buckeye Farms, Inc.
3. Post Office Address: 18335 U.S. Hwy 30 Hagerman, ID 83332
4. Source of Water: Billingsley Creek
   a. If ground water, well driller's name: _____ Date drilled: _____
   b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:
   Domestic _____ (No. of households) Irrigation _____ (No. of acres)
   Stockwater _____ (No. and type of stock) Other recreation, aesthetics fish & wildlife habitat
6. Total rate and/or volume for which proof is submitted 12 cfs 8687.73 acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:
   Measuring device: Required? X Yes ___ No Installed? X Yes ___ No
   OR
   Flow Measurement Port: Required? ___ Yes ___ No Installed? ___ Yes ___ No
8. Fee Enclosed: $ 375.00 (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:
   Dan Yore (Name) 208-837-6595 (Telephone No.)
   18335 US Hwy 30 Hagerman, ID 83332 (Address)
10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED
AUG 22 1991

7/15/91 (Date) Marilyn Yore Bookkeeper (Signature (and title if on behalf of a company or organization))

Form 204
4/86

RECEIVED
AUG 3 1990
Department of Water Resources

For Office Use Only
$15 FEE Receipted by L. Jarrison
Date 8/3/90
Receipt # C01E912

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 36-08335

Name(s) of Permit Holder: BUCKEYE FARMS, INC.

Post Office Address: P.O. BOX 2199

SUN VALLEY ID 83353 Telephone No. 208-622-4100

Date Proof is Due: 9/1/90

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

THE DIVERSION AND CONVEYANCING WORKS ARE IN PLACE AND THE WATER IS BEING USED FOR FISH PROPAGATION TO THE EXTENT NEIGHBOR ALLOWS.

Costing $ 10,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

PERMITEE IS PRESENTLY NEGOTIATING WITH NEIGHBOR TO OBTAIN FULL WATER SUPPLY SO LITIGATION NOT NECESSARY. IF ADR OR LITIGATION WITHIN OR OUTSIDE SRBA, WILL TAKE TO 9/1/95 TO RESOLVE.

Permit holder(s) request an extension to 9/1, 19 95.
(1 yr. minimum)

John A. Buckeye, Sec
BUCKEYE FARMS (Signature)* INC.
*IF OTHER THAN PERMIT HOLDER, SECRETARY POWER OF ATTORNEY MUST BE SUPPLIED.

FEE: $15.00

MICROFILMED
SEP 2 3 1990

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to September 1, 1991.

Signed this 14th day of September, 19 90.

R. Gleu Saxton
Chief, Water Allocation Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO. 36-8335 IN THE NAME OF BUCKEYE FARMS, INC.	ORDER ADOPTING PROPOSED MEMORANDUM DECISION AND ORDER

WHEREAS, R. Keith Higginson, Director of the Department of Water Resources having issued and served a copy on the parties on August 24, 1988, a Proposed Memorandum Decision and Order in the above-captioned matter, pursuant to Section 67-5211, Idaho Code; and,

WHEREAS, more than fifteen days have passed since the service of the Proposed Memorandum Decision and Order; and,

WHEREAS, no exception to that Proposed Memorandum Decision and Order has been received;

IT IS, THEREFORE, HEREBY ORDERED that said Proposed Memorandum Decision and Order be adopted and issued as the Final Decision and Order and proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1990.

Dated this 16TH day of SEPTEMBER, 1988.

R. KEITH HIGGINSON
Director

NOV 29 1988

CERTIFICATE OF MAILING

I hereby certify that on this 19th day of September, 1988, I served a copy of each of the foregoing ORDER ISSUING PROPOSED MEMORANDUM DECISION AND ORDER and PROPOSED MEMORANDUM DECISION AND ORDER, by depositing same in the United States mail, postage prepaid, in an envelope, addressed to the following:

Buckeye Farms, Inc.
P. O. Box 2199
Sun Valley, ID 83353

John A. Rosholt and
Terry Uhling
NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
P. O. Box 1906
Twin Falls, ID 83303-1906

Edward D. and Ruth C. Shokal
Rt. 1, Box 410
Hagerman, ID 83332

Paul E. and Inez S. Watkins
Rt. 1 Box 412
Hagerman, ID 83332

Rita I. Fleck

RITA I. FLECK
Secretary/Records Manager

MICROFILMED
NOV 29 1988

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO. 36-8335	
BUCKEYE FARMS, INC. APPLICANT,	SOURCE: Billingsley Creek TRIBUTARY TO: Snake River
RICHARD L. COOK, PRESIDENT OF SANDS DITCH; PATSY DUNN, SECRETARY OF RIVERSIDE RANCHES; DALE BOYER; EDWARD D. AND RUTH C. SHOKAL; H. L. "BURT" HOLMES; CALVIN AND MYRLE ECKLES; LAURENCE J. SMITH; HAGERMAN VALLEY CITIZENS' ALERT; PAUL E. AND INEZ S. WATKINS; CLEAR LAKES TROUT CO. AND FISHERIES DEVELOPMENT CO.; BRUCE H. AND DENNY TYLER; ANCIE P. BELL; AND TROUTCO, PROTESTANTS.	COUNTY: GOODING

PROPOSED MEMORANDUM DECISION AND ORDER
APPROVING APPLICATION FOR PERMIT NO. 37-8335

BY HEARING OFFICER BOBBY D. FLEENOR:

Buckeye Farms, Inc., having filed with the Department of Water Resources Application for Permit No. 36-8335 to appropriate unappropriated water; protests having been received; and a hearing having been held, the department finds, concludes, and orders as follows:

FINDINGS OF FACT

The Application

NOV 29 1988

1. On September 24, 1987, Buckeye Farms, Inc. (hereinafter applicant), applied to the Department of Water Resources for a permit to appropriate 12 cubic feet per second (cfs) of water to be diverted from Billingsley Creek, tributary to the Snake River, to be used for recreation, aesthetics, and fish and wildlife habitat from January 1 to December 31 each year. The location of the proposed point of diversion is within the SE1/4NE1/4, Sec. 11, Twp. 7 S., Rge. 13 E., Gooding County, 3 miles south of Hagerman. The location of the place of use is SE1/4SW1/4, S1/2SE1/4, Sec. 28; S1/2NE1/4, N1/2SE1/4, SE1/4SE1/4, Sec. 33; SW1/4NW1/4, W1/2SW1/4, Sec. 34, Twp. 7 S. Rge. 13 E., B.M.

2. The application was reviewed by Department personnel and notice of the application was published in the Gooding Leader on November 25, 1987, and December 2, 1987, and appeared statewide during the weeks of November 19, 1987, and November 26, 1987. The advertisement stated that the last day for receiving a protest was December 14, 1987.

Protest

3. Protests were received from Richard L. Cook, President of Sands Ditch; Patsy Dunn, Secretary of Riverside Ranches; Dale Boyer; Edward D. and Ruth C. Shokal; H. L. "Burt" Holmes; Calvin and Myrle Eckles; Laurence J. Smith; Hagerman Valley Citizens' Alert; Paul B. and Inez S. Watkins; Clear Lakes Trout Co. and Fisheries Development Co.; Bruce H. and Denny Tyler; Ancie P. Bell; and Troutco. The protestants' primary concern was that the proposed diversion would reduce the quantity of water available to existing water rights.

Conference and Hearing

4. On March 1, 1988, a conference and hearing was held regarding the protested application. The applicant was represented by attorneys John A. Rosholt and Terry T. Uhling.

5. A pre-hearing conference was held prior to the hearing of testimony

NOV 2 9 1988

on the applications. The conference allowed the parties to discuss the issues of concern and to discuss the presentation of evidence.

6. Most of the protestants against Application No. 36-8335 withdrew their protest when they were assured by the applicant that there would be no additional diversion from Billingsley Creek. The applicant explained that the 12 cfs requested in Application No. 36-8335 is the same 12 cfs previously adjudicated to applicant's predecessor in the New International Mortgage Bank vs. Idaho Power Company decree (hereinafter "decree") and also approved for use by the applicant by Permit No. 36-7739.

7. The protests of Edward D. and Ruth C. Shokal, and Paul E. and Inez S. Watkins were not withdrawn. The protestants took the position that this permit should not be issued until measuring devices and control structures are required and installed on all diversions from Billingsley Creek, including the applicant's.

8. Application No. 36-8335 is subject to all existing senior rights on Billingsley Creek.

9. Applicant is required to install a proper measuring device as approved by the Department of Water Resources.

10. The 12 cfs requested in Application 36-8335 is a re-use of the same 12 cfs for irrigation approved by a prior decree and by the Department of Water Resources under Application No. 36-7739 for fish propagation.

11. Application No. 36-8335 does not require any further additional diversions of water from Billingsley Creek, other than already authorized for diversion pursuant to the decree during the irrigation season and Application No. 36-7739 for year around use.

12. On December 24, 1980, the Director of the Department of Water Resources issued an order captioned: In The Matter of Measuring Devices,

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NOV 29 1988

Locking Diversion Works on Diversions Within Water District 36A that required the installation of measuring devices and control structures on the diversions from Billingsley Creek with the order to be enforced by the watermaster of Water District 36A.

13. Pursuant to Water Appropriation Rule 4,5,3,4,1. the applicant submitted a letter of financial commitment to show that it is reasonably probable that financing will be available to complete the project.

14. Pursuant to Water Appropriation Rule 4,5,3,5,1. the applicant submitted the following local public interest information: letter or comments from the Gooding County Commissioners, Idaho Department of Fish and Game, and Idaho Department of Health and Welfare, Division of Environment.

Applicable Legal Principles

1. Idaho Code § 42-203A(5) (Supp. 1987) states in part as follows:

> The Director of the Department of Water Resources shall find and determine from the evidence presented to what use or uses the water sought to be appropriated can be and are intended to be applied. In all applications whether protested or not protested, where the proposed use is such (a) that it will reduce the quantity of water under existing water rights, or (b) that the water supply itself is insufficient for the purpose for which it is sought to be appropriated, or (c) where it appears to the satisfaction of the department that such application is not made in good faith, is made for delay or speculative purposes, or (e) that it will conflict with the local public interest, where the local public interest is defined as the affairs of the people directly affected by the proposed use; the Director of the Department of Water Resources may reject such application and refuse issuance of a permit therefore, or may partially approve and grant a permit for a smaller quantity of water than applied for, or may grant a permit upon conditions.

2. The applicant has complied with Idaho statutes and the requirements of the Idaho Department of Water Resources and rules and regulations for water appropriation.

Application of Legal Principles and Discussion

NOV 29 1988

3. Buckeye Farms, Inc., has met all the requirements of Idaho law and Department of Water Resources rules and regulations in its application.

4. The request of the protestants that this permit not be issued until all of those persons diverting water from Billingsley Creek install measuring and control structures is not a reasonable condition to attach to this permit.

5. The Department of Water Resources ordered that a measuring device be installed and maintained by the applicant, Buckeye Farms, Inc., as a condition of Application No. 36-8335.

6. The protestants presented no information at the hearing that would cause the Department of Water Resources to deny the permit.

CONCLUSIONS OF LAW

1. The applicant is entitled to a permit to appropriate the public water with conditions that protect the prior water rights.

2. During the time water is not diverted for irrigation as allowed by the decree or diverted for fish propagation as allowed by Permit No. 36-7739, the applicant is entitled to only divert the water of Billingsley Creek subject to prior rights.

ORDER

IT IS, THEREFORE, HEREBY ORDERED that application for Permit No. 36-8335 is APPROVED subject to the following conditions:

1. This permit is subject to all prior water rights.

2. A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

3. The rate of diversion under this permit, Permit No. 36-7739 and the water right decreed to this ranch in the Buckeye ditch shall not exceed a total of 12 cfs.

4. Permit holder shall commence the excavation or construction of

NOV 29 1988

diverting works within one (1) year of the date this permit is issued, and shall proceed diligently until the project is completed.

5. Proof of construction of works and application of water for beneficial use shall be submitted on or before the date indicated on the final order.

Dated this 24th day of August, 1988.

Bobby D. Fleenor
BOBBY D. FLEENOR
Hearing Officer

CERTIFICATE OF MAILING

I hereby certify that on this 24th day of August, 1988, I served a copy of each of the foregoing ORDER ISSUING PROPOSED MEMORANDUM DECISION AND ORDER and PROPOSED MEMORANDUM DECISION AND ORDER, by depositing same in the United States mail, postage prepaid, in an envelope, addressed to the following:

Buckeye Farms, Inc.
P. O. Box 2199
Sun Valley, ID 83353

John A. Rosholt and
Terry Uhling
NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
P. O. Box 1906
Twin Falls, ID 83303-1906

Edward D. and Ruth C. Shokal
Rt. 1, Box 410
Hagerman, ID 83332

Paul E. and Inez S. Watkins
Rt. 1 Box 412
Hagerman, ID 83332

Rita I. Fleck
RITA I. FLECK
Secretary/Records Manager

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NOV 23 1988

Form 202
6/85

Ident. No. 36-8335

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant BUCKEYE FARMS, INC. Phone 622-4100

   Post office address P.O. Box 2199, Sun Valley ID 83353

2. Source of water supply Billingsley Creek which is a tributary of Snake River

3. Location of point of diversion is SE ¼ of NE ¼ of _____ ¼, Govt. Lot _____

   Sec. 11 Township 7 S. Range 13 E. B.M. GOODING County; additional

   points of diversion if any: _____

4. Water will be used for the following purposes:

   Amount 12 cfs (cfs ~~or acre-feet per annum~~) for recreation purposes from Jan. 1 to Dec. 31 (both dates inclusive)

   Amount 12 cfs (cfs ~~or acre-feet per annum~~) for aesthetics purposes from Jan. 1 to Dec. 31 (both dates inclusive)

   Amount 12 cfs (cfs ~~or acre-feet per annum~~) for fish & wildlife habitat purposes from Jan. 1 to Dec. 31 (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) 12 cubic feet per second and/or (b) 8687.73 acre feet per annum

6. Proposed diverting works:

   a. Description of ditches, flumes, pumps, headgates, etc. Existing ditches as shown on Paragraph 13 map for propagation. Diversions to ponds for fish & wildlife habitat, recreation and aesthetics will be added as also shown.

   b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

   c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

   d. Is ground water with a temperature of greater than 90°F being sought? _____

7. Time required for the completion of the works and application of the water to the proposed beneficial use is FIVE years (*minimum 1 year*).

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8. Description of proposed u[illegible] *irrigation only, go to item 9*):

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. 36-7739 is a use of same water for fish propagation.

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 the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	13E.	28												JR W			JR W	JR W	
		33			JW R	JW R									JW R	JW R		JW R	
		34							H			JW R	JW R						

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? STATE

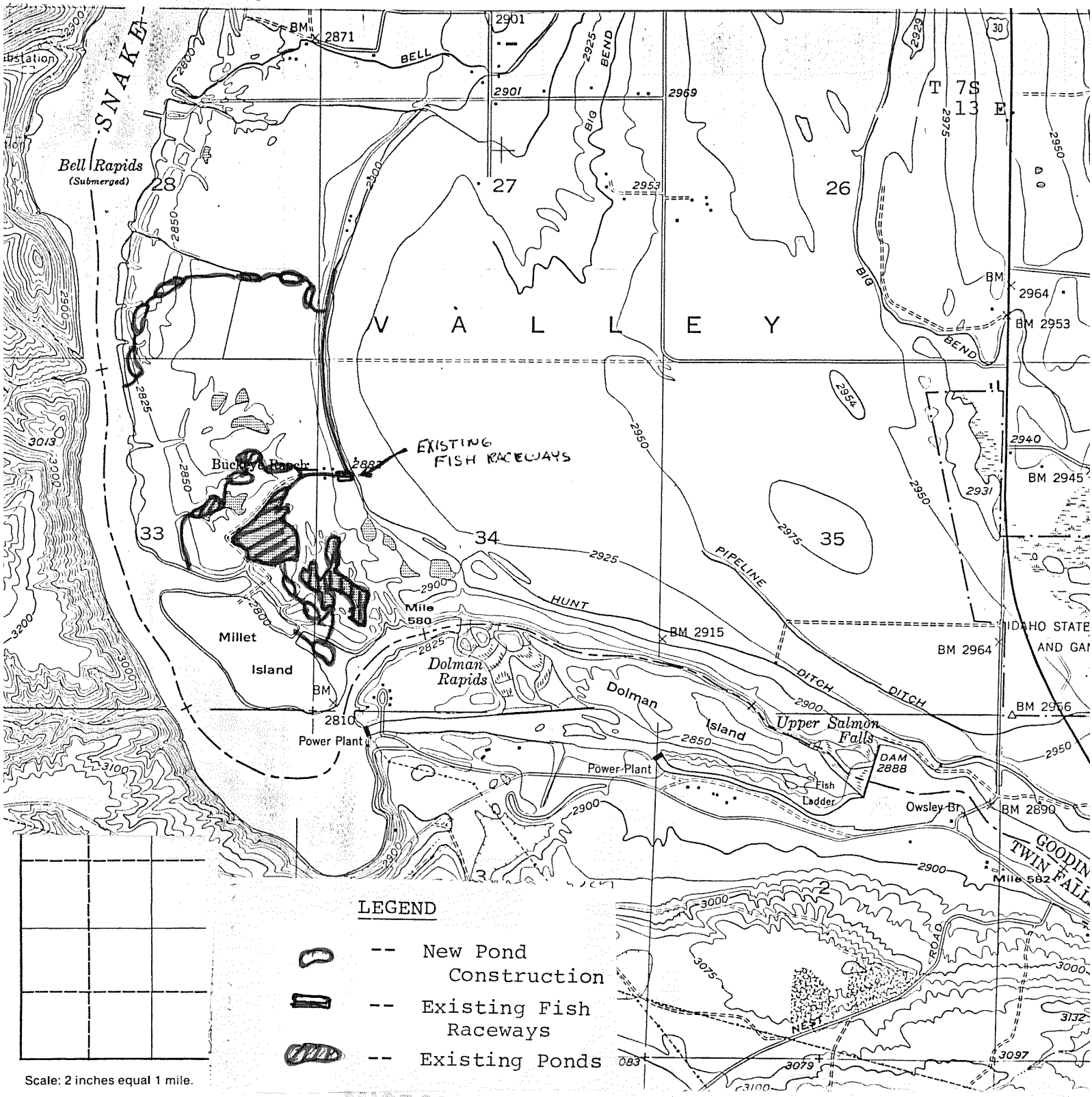
b. Who owns the land to be irrigated or place of use? ASSIGNEE

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: This application is to provide additional uses of water diverted from Billingsley Creek through the Buckeye Ditch.

NOV 2 9 1988

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

NOV 29 1988

John A. Buckle, Secretary
(Applicant)

BUCKEYE FARMS, INC.

Received by M. Baldwin Date 9/24/87 Time 4 p.m. Preliminary check by ADA

Rec. 9/24/87 CK. 3102

Fee $ 265.00 Receipted by M. Baldwin # 44267 Date 10/8/87

Publication prepared by M. Baldwin Date 10/23/87 Published in Statewide Gooding Co. Leader

Publication approved M. Baldwin Date 12/8/87;

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-8335, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 90.

   c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

   d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

   e. Other:

PURSUANT TO PROPOSED MEMORANDUM DECISION AND ORDER AND ORDER ADOPTING PROPOSED MEMORANDUM DECISION AND ORDER.

Dated this 16TH day of September, 1988.

R. KEITH HIGGINSON
Director

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BEFORE THE DIRECTOR OF THE DEPARTMENT

OF WATER RESOURCES OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO. 36-8335 IN THE NAME OF BUCKEYE FARMS, INC.	ORDER ISSUING PROPOSED MEMORANDUM DECISION

R. Keith Higginson, Director of the Department of Water Resources, having reviewed the attached proposed decision prepared by his appointee, Bobby D. Fleenor, who conducted the hearing or who has read the record in the this case, hereby approves the same as a proposed decision pursuant to Idaho Code, Sec. 67-5211.

Each party to these proceedings who appeared at the hearing is given the opportunity, pursuant to Idaho Code, Sec. 42-1701A and 67-5211, to file exceptions to the proposed decision and to present briefs and oral arguments. If no timely and proper exceptions are received, an order by the Director will be entered adopting the proposed decision as his final decision.

I.
EXCEPTIONS

A. To be considered by the Director, exceptions must:

1. be received by the Director on or before the 15th day following the day of service of this Order and the proposed decision,

2. specifically identify the portions of the proposed decision to which exceptions are made and specifically state the grounds for those exceptions, and

3. be sent to each of the parties who appeared or their attorneys.

II.
BRIEFS

A. Any briefs in support of exceptions to the proposed decision shall be filed with the Director at the same time that party's exceptions are filed with the Director.

B. All response briefs to the exceptions must be filed with the Director within 15 days after the exceptions were served upon the responding party.

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NOV 29 1988

III.

A. No oral arguments before the Director on the proposed decision will be held unless specifically requested by a party filing exceptions to the proposed decision and unless that request is filed with the Director concurrently with the filing of that party's exception.

B. If oral arguments have been properly requested by a party filing exceptions, any other party, upon reasonable notice to the Director, shall have the right to present oral argument in response to the exceptions filed.

C. Oral arguments before the Director on exceptions to the proposed decision shall be heard at the discretion of the Director, pursuant to Idaho Code, Sec. 42-1701A. If oral arguments are to be heard, the Director will, within a reasonable time, notify each party of the place, date and hour the oral arguments will take place and of the period of time allocated for the arguments of this case. Unless the Director orders otherwise, all oral arguments shall be heard in Boise, Idaho.

IV.
CERTIFICATE OF SERVICE

All exceptions, briefs, requests oral arguments and other matters filed with the Director in connection with the proposed decision shall be served on all other parties to these proceedings in accordance with Rule 7.2.

V.
FINAL DECISION

Following the submission of all exceptions, briefs and oral arguments, if they are heard, the Director shall issue a final decision adopting, modifying or rejecting and replacing the proposed decision. Copies of the decision and order shall be served on all parties.

Dated this 24th day of August, 1988.

R. KEITH HIGGINSON
Director

NOV 29 1988

AFFIDAVIT of PUBLICATION

RECEIVED
DEC 4 1987
Dept. of Water Resources
Southern Region Office

State of Idaho,)
) SS.
County of Gooding)

S L K. Fullen, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 25 day of Nov 19 87, and the date of the last publication was on the 2 day of Dec, 19 87.

S L K. Fullen

Subscribed and sworn to before me this 3 day of Dec, 19 87.
(SEAL)

Sheila Schwendiman
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 32
Number of Insertions 2

	Lines tabular at		5¢/Pica
32	Lines straight at	16.64	4¢/Pica
32	Subsequent lines at	12.48	3¢/Pica
	TOTAL COST	29.12	

COPY OF NOTICE
(Paste Here)

Water Permit Buckeye Ranch
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
2148 4th Ave. East
BILL TO
Twin Falls, ID 83301

NOTICE OF APPLICATION FOR WATER PERMIT

The following application (s) have been filed to appropriate the public waters of the State of Idaho:

36-8335
Buckeye Farms, Inc.
P.O. Box 2199
Sun Valley, ID 83353
Date Filed: September 24, 1987
Source: Billingsley Creek trib. to Snake River
Diversion Pt: SE1/4NE1/4, Sec. 11, T7S, R13E, Gooding County; 3 miles South of Hagerman.
Use: Recreation(12.0 CFS &/or 8687.73 AF)
Aesthetics (12.0 CFS &/or 8687.73 AF)
Fish & Wildlife Habitat (12.0 CFS &/or 8687.73 AF)
In: SE1/4SW1/4, S1/2SE1/4, Sec. 28; S1/2NE1/4, N1/2SE1/4, SE1/4SE1/4, Sec. 33, SW1/4NW1/4, W1/2SW1/4, Sec. 34, T7S, R13E.
The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before December 14, 1987.
R. Keith Higginson, Director
372363 - G11-25-2tc

OK MB 12/8/8

MICROFILMED

No 1006
NOV 29 1988

NOTICE OF APPLICATION FOR WATER PERMIT

The following application (s) have been filed to appropriate the public waters of the State of idaho:

36-8335

Buckeye Farms, Inc.
P.O. Box 2199
Sun Valley, ID 83353
Date Filed: September 24, 1987
SOURCE: Billingsley Creek Trib. to Snake River
Diversion Pt: SE¼NE¼, Sec. 11, T7S, R13E, Gooding County: 3 miles South of Hagerman.
Use: Recreation
(12.0 CFS &/or 8687.73 A F)
Aesthetics
(12.0 CFS &/or 8687.73 A F)
Fish & Wildlife Habitat
(12.0 CFS &/or 8687.73 A F)
In: SE¼SW¼, S½SE¼, Sec. 28; S½NE¼, N½SE¼, SE¼SE¼, SEc. 33, SW¼NW¼, W½SW¼, Sec. 34, T7S, R13E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before December 7, 1987.

R. Keith Higginson, Director
PUBLISH: **Thursday,** November 19 and 26, 1987.

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF TWIN FALLS } ss.

No 18039

I, Linda Copps McGuire being first duly sworn upon oath, depose and say that I am Pubic Clerk of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Two consecutive Weeks, commencing with the issue dated November 19, 1987, and ending with the issue dated November 26, 1987.

OK MB 12/8/87

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Linda Copps McGuire

Subscribed and sworn to before me on this 30 day of November, 1987.

NOV 29 1988

Brenda Parker

Notary Public in and for the County of Twin Falls, State of Idaho, residing at Twin Falls, Idaho

OK MB 12/18/87

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due
36.93

Account Name	Account Number
Idaho Department of Water Resources (Southern)	#100632

Address	City/State	Zip
2148 4th Avenue East	Twin Falls, ID	83301

Ordered By	P.O. Number	Rate	Run Dates
Mary A. Baldwin		NT	1987 Nov. 19, 26

Identification	Estimated Inches	Real Inches
Application for Water Permit: Buckeye Farms		

Number of Affidavits Requested	Legal Number
1	#6846

RECEIVED
DEC 8 1987
Department of Water Resources
Southern Region

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

OK MB 12/18/87

Deborah Gregory, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for Two (2) ☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip insertion(s) beginning with the issue of November 19, 1987 and ending with the issue of November 26, 1987

Deborah Gregory

Subscribed and sworn to before me this 27th day of November, 1987

NOTARIZED
NOV 29 1988

Janice M Gidley
Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-8335

Buckeye Farms, Inc.
P.O. Box 2199
Sun Valley, ID 83353

Date Filed: September 24, 1987

SOURCE: Billingsley Creek trib. to Snake River

Diversion Pt: SE¼NE¼, Sec. 11, T7S, R13E, Gooding County; 3 miles South of Hagerman.

Use: Recreation (12.0 CFS &/or 8687.73 AF)

Use: Aesthetics (12.0 CFS &/or 8687.73 AF)

Use: Fish & Wildlife Habitat (12.0 CFS &/or 8687.73 AF)

In: SE¼SW¼, S½SE¼, Sec. 28; S½NE¼, N½SE¼, SE¼SE¼, Sec. 33, SW¼NW¼, W½SW¼, Sec. 34, T7S, R13E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East, Twin Falls, Idaho 83301 on, or before, December 7, 1987.

R. KEITH HIGGINSON
Director

Pub. Nov. 19, 26, 1987 68

Proof of Publication

The Post-Register

RECEIVED
DEC 4 1987
Boise District of Water Resources
Southern Regional Office

State of Idaho,
County of Bonneville } ss

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for .... two ..... consecutive weeks, first publication having been made on the .....19th..... day of .....November....., 19..87.., last publication having been made on the ...26th..... day of . November ....., 19.87.., and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

J. Robb Brady

Subscribed and sworn to before me, this ...2nd.. day of . December ....., 19..87.

Leon L. Naylor
Notary Public

My commission expires . .September. 30, ..., 19..88.

B10

NOTICE OF APPLICATION FOR WATER PERMIT

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Aesthetics (12.0 CFS &/or 8687.73 AF)
Fish & Wildlife Habitat (12.0 CFS &/or 8687.73 AF)
In: SE¼SW¼, S½SE¼, Sec. 28; S½NE¼, N½SE¼, SE¼SE¼, Sec. 33, SW¼NW¼, W½SW¼, Sec. 34, T7S, R13E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before December 7, 1987.

R. Keith Higginson, Director

Published: November 19, 26, 1987

OK
MB
12/8/87

MICROFILMED
NOV 29 1988

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 112487 INVOICE No. L00120922

Account No. 44662 NO 36-8335

Description 20922NOTIC

Times 2 Lines 34

Tab Lines

LEGAL ADVERTISING
INVOICE

RECEIVED
DEC 8 1987
Department of Water Resources
Southern Region Office

$ 29.75

SOLD TO: STATE OF IDAHO
DEPT. OF WATER RESOURCES
1041 BLUE LAKES BLVD. N.
TWIN FALLS,
ID 83301

OK MB 12/8/87

NOTICE:This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

20922

NOTICE OF APPLICATION FOR WATER PERMIT

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P.O. Box 2199
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R. Keith Higginson, Director

OK MB 12/8/87

RECEIVED
NOV 29 1988

STATE OF IDAHO, ss.
County of Nez Perce

C. M. Viers, being duly sworn, deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 21 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION

attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 111987, or once a WEEK for 2 consecutive WEEKS, the first publication thereof being on the 111987, and the last publication thereof being on the 112687, and said NOTICE OF APPLICATION was so published in the regular and entire issue of said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

C. M. Viers

SUBSCRIBED AND SWORN BEFORE ME THIS THE 1 day of December 1987

Kay Kael

Notary Public in and for the State of Idaho, residing at Lewiston, therein.

STARTING RIGHT SIDE OF FILE

BEEMAN & ASSOCIATES, P.C.

Counselors and Attorneys at Law
409 West Jefferson Street
Boise, Idaho 83702-6049

Josephine P. Beeman
jo.beeman@beemanlaw.com
Dana H. Rose
dana.rose@beemanlaw.com

Phone (208) 331-0950
Fax (208) 331-0954
office@beemanlaw.com

RECEIVED
MAR 13 2003
Department of Water Resources

March 12, 2003

Glen Saxton
Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237

Re: Administration of Water Rights in Water District 130
Permits 36-7739, 36-7740, 36-7742, 36-8335, 36-8728 and 36-8730
(all in the name of Buckeye Farms, Inc.)

Dear Glen:

I understand that you have assumed Norm Young's responsibilities following his retirement February 28. Norm and I were in the midst of discussions regarding permits 36-7739, 36-7740, 36-7742, 36-8335, 36-8728 and 36-8730. I wanted you to be aware that I am close to completing my review of the six permit files and will send you the letter which I had discussed with Norm regarding the conditions he was proposing for the permits.

The discussion arose because the Water Resource Coalition which I represent has been in the process of cataloguing water right records for spring users in Basins 36 and 37, indicating where administration of the recorded water right is limited by subordination provisions, self-limiting provisions, combined diversion limits, re-use issues, and diversion capacity limitations. These are significant issues for the administration of ground water and surface water rights within Water District 130 and the data will be provided to augment North Snake Ground Water District's comments for Water District 130.

Please expect my letter within two weeks. Let me know if it would be appropriate to meet with you and others regarding the administration of these six water rights.

Sincerely,

BEEMAN & ASSOCIATES, P.C.

Josephine P. Beeman

JPB:dr
Z:/1780/2a/193/5556

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 15, 2002

BUCKEYE FARMS INC
FAX: Stoney Burke, President 208-622-4138 2:21 pm
FAX: Dan Yore, General Mgr 208-837-4998 2:28 pm
FAX: John Simpson, Attorney 208-344-6034 2:25 pm
kw 5/15/02

Gentlemen:

We have reviewed the information submitted in connection with the permits diverted from Hunt Ditch and have revised the licensing amendment for Permit 36-07741. I have attached the revised amendment for your review and signature if you agree with the changes.

We now propose to license Permit 36-07741 for 24.0 cfs during the non-irrigation season, and 22.45 cfs during the irrigation season. We have changed the conditions of approval to clarify these changes – see condition nos. 3 and 4 on the second page of the amendment form. We have also revised the maximum diversion volume under this right, showing 2 separate volumes for the 2 seasons of use. Please note that we will be adjusting the conditions on the proposed license for 36-08729 once we have received the signed amendment for 36-07741.

We would like to get the licenses for Buckeye Farms issued right away, so we are faxing this information to each of you. If you are in agreement with the proposed changes, please sign the amendment form and return the signed form to us through the mail, so that we have a signed form for our file. Please note that the amendment fee for this form was receipted along with your other amendments submitted on May 10th.

If you have any questions in regard to the changes we have made, please feel free to contact me at (208)327-7944.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

of pages = 3

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 36-07741

Date of Priority: August 01,1977

Maximum Diversion Rate: 24.00 CFS
Maximum Diversion Volume: 16,700.0 AF

Comes now BUCKEYE FARMS INC
18335 U S HWY 30
HAGERMAN ID 83332 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 36-07741, and requests that the permit be changed as follows:

Source: RILEY CREEK **Tributary:** SNAKE RIVER

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
FISH PROPAGATION	11/16 to 03/14	24.00 CFS	5,660.0 AF
FISH PROPAGATION	03/15 to 11/15	22.45 CFS	11,000.0 AF

LOCATION OF POINT OF DIVERSION:
RILEY CREEK L6 SE¼SW¼NE¼ Sec. 1, Twp 08S, Rge 13E, B.M., GOODING County

PLACE OF USE: FISH PROPAGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S 13E 34							X		X								

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this _____day of_____, 200__.

_____
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 36-07741

****

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Receipted by jm # C06971 Date 5/10/2002

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 36-07741 with the following:

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 36A.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. Rights 36-00001, 36-00002, 36-08729 and 36-07741 when combined shall not exceed a total diversion rate of 22.45 cfs from March 15 through November 15.
4. Rights 36-08729 and 37-07741 when combined shall not exceed a total diversion rate of 24.0 cfs from November 16 through March 14.
5. Use of water under this right shall be non-consumptive.
6. Water is delivered through Hunt Ditch.
7. The right holder shall not divert water at a rate exceeding what is reasonably necessary for the beneficial use authorized by this right.

Witness my hand this _____ day of _____, 2002.

_____

KARL J. DREHER
Director

Idaho Department of Water Resources Receipt

Receipt ID C061971

Payment Amount $350.00 **Date Received** 5/10/2002 11:37:51 AM **Region** State **Status**

Payment Type Check **Check Number** 04018

Payer BUCKEYE FARMS INC

Comment WATER RIGHTS 36-07740 36-07742 36-08730 36-08729 36-08728 36-08335 AT $50.00 EACH. OVERPAYMENT OF $50.00

Amendment of 36-7741 KW 5/15/02

Fee Detail

Amount	Description	Fund	FD	PCA	SO
$350.00	AMENDMENTS	0229	21	56105	1155

Signature Line (Dept. Representative)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RECEIVED
MAY - 3 2002
Department of Water Resources

PO Box 510
83332-0510

0.252
U.S. POSTAGE

RETURNED TO SENDER
- INSUFFICIENT ADDRESS
- NO SUCH NUMBER
- UNCLAIMED / REFUSED
- ATTEMPTED NOT KNOWN
- NO SUCH STREET
- VACANT
- NO RECEPTACLE
- NOT DELIVERABLE AS ADDRESSED UNABLE TO FORWARD

ROUTE NO. ____ DATE ____
CARR/INITIALS ____

WESTERN LEGENDS LC
PO BOX 737
HAGERMAN ID 83330

[redacted]

Permits 36-8335, 36-8728,
36-8729, 30
Mail sent to
PO Box 510 - yellow
Stricker mtg -
Address Change form
enclosed
Kari Lyons
5.3.02

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor
KARL J. DREHER
Director

May 1, 2002

BUCKEYE FARMS INC
18335 US HWY 30
HAGERMAN ID 83332

RE: Water Right Permits 36-08335, 36-08728, 36-08729, 36-08730

Dear Permit Holder(s):

I previously forwarded to you Applications for Amendment so that you could amend your permits to depict your water rights as they have actually been developed. I have not yet received the amendments. If I do not receive them within 10 days, I will assume you no longer have any interest in the permits and cancellation proceedings will begin.

Please note that there is a **$50.00** filing fee for **each** of these amendments.

If you have any questions regarding this matter, please call me at 208-327-7944.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

KW:klt

cc: Western Legends LC
PO Box 737
Hagerman ID 83330

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 25, 2002

BUCKEYE FARMS INC
18335 US HWY 30
HAGERMAN ID 83332

RE: Water Right Permits 36-08335, 36-08728, 36-08729, 36-08730

Dear Permit Holder(s):

I previously forwarded to you Applications for Amendment so that you could amend your permits to depict your water rights as they have actually been developed. I have not yet received the amendments. If I do not receive them within 14 days, I will assume you no longer have any interest in the permits and cancellation proceedings will begin.

Enclosed for your convenience are additional amendment forms. Please note that the $50.00 filing fees for each of these amendments have not been paid.

If you have any questions regarding this matter, please call me at 208-327-7944.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

cc: Western Legends LC
PO Box 737
Hagerman ID 83330

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 21, 2001

BUCKEYE FARMS INC
18335 U S HWY 30
HAGERMAN ID 83332

RE: Water Right Permit Nos. 36-07739, 36-07740, 36-07741, 36-07742, 36-08335, 36-08728, 36-08729, and 36-08730

Dear Permit Holders:

The Department of Water Resources is reviewing the above referenced permits prior to issuing water right licenses. By issuing licenses, the Department confirms the extent of development that has been established in compliance with the terms of the permits. The examiner who verified your water uses reported that certain elements of the permits have been developed differently than described on the permits. Changes that do not increase the authorized use of water under the permits can be requested and approved in accordance with Section 42-211, Idaho Code. Before licenses can be issued, Permit Nos. 36-07740, 36-07741, 36-07742, 36-08335, 36-08728, 36-08729 and 36-08730 must be amended to depict the water uses as actually developed.

Based on the examiner's report, the following elements were developed differently than described on the permits:

✓ **Places of Use**

✓ **Other – Nature of Use**

The enclosed Application for Amendment forms depicts the elements of the water rights as they will appear on the licenses when issued. Please review the amendment forms carefully. If you concur with the information presented, please sign the forms and return them with a $50.00 filing fee, per amendment form, within 14 days.

We have also enclosed a "Draft" license for Permit No. 36-07739 for your review. This is the only permit that did not require an amendment.

If you have any questions in regard to the amendment forms or the draft license, please feel free to call me at 208-327-7944.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

Enclosures

Cc: Western Legends LC
PO Box 737
Hagerman ID 83330

with Enclosures

MEMORANDUM

To: Files 36-07739, 36-08335, 36-07741 and 36-08729

From: Kay Walker KW

RE: License Recommendations

Date: February 20, 2002

In review of these permits for licensing, we found that the SRBA decreed rights on the same sources of water had specific limits in regard to combined Rts. 36-00001, 36-00002 and 36-00003H. The SRBA limits all 3 rights when combined to 28.55 cfs. We tried to figure out where this limit came from but only determined that it was done during a settlement conference of the SRBA.

We discussed this with Steve Clelland, as the agent who recommended these claims for decree. Steve stated that he was not included in the settlement conference and when he received the partial decrees issued for these rights, he tried to find out where the 28.55 cfs derived from, and he never got an answer. Steve believes that the right holders received more than an inch per acre under these rights. In review of the rights I found the following:

Rt. 36-00001	Riley Creek	12.00 cfs
Rt. 36-00002	Riley Creek	10.45 cfs *
Rt. 36-00003H	Billingsley Creek	11.90 cfs **
	TOTAL =	34.35 cfs

*Includes 5.96 cfs for conveyance loss
**Includes 6.10 cfs for conveyance loss

These rights are used conjunctively on a 761-acre place of use. If you subtract the conveyance losses from them it leaves 22.29 cfs for 761 acres, which comes out to be 0.029 cfs per acre that is consistent with Steve Clelland's thought on this matter.

Since the limitation of 28.55 cfs appears to only deal with the irrigation of the place of use identified under these rights, we are not including this limitation on the proposed licenses. We are convinced, through our review, that the right holders are making beneficial use of the 34.35 cfs that they have been diverting since the New International Mortgage Bank vs. Idaho Power Company decree.

MEMORANDUM

TO: Files 36-08728, 36-08729, 36-08730, 36-08335

FROM: KAY WALKER KW

RE: Use of water under these rights

Date: February 14, 2002

In review of these permits, and the uses found by the field examiner, I recommend we issue the licenses for recreation storage, aesthetic storage, wildlife storage, and a diversion to storage component.

The permits were issued for recreation, aesthetic and wildlife uses with flow rates. The applications for permit state: "Diversions to ponds for fish & wildlife habitat, recreation and aesthetics ...". Since the applications clearly state they were submitted for beneficial use of ponds, changing the uses to "storage" would not be an expansion of these rights and would more clearly define what uses of water are found on this property.

LICENSE REVIEW CHECKLIST

Permit No. 36-8335 Date: 2-5-02 Reviewer: Kay Walker

Change/OK

Name/Address ~~fix~~

Source ~~ok~~
Point of Diversion: ~~ok~~

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use add

Change (P41/P49) (Add (P41/P44)) Feds (P43)

same water diff. uses

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): 36-7739, 36-00003H
File reviewed____ Profile reports printed_____

limitor

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 12.0 cfs
Fee Limit 12.0 cfs
Measured 12.11 cfs
Theoretical _____ cfs

Recommended Total Diversion Rate 11.9

Season of Use per new Standards

_____

Water Uses change (Change (P46))

Irrigation	_____ cfs	_____ af
Stockwater	_____ cfs	_____ af
Domestic	_____ cfs	_____ af
_____	_____ cfs	_____ af
_____	_____ cfs	_____ af
Total	_____ cfs	_____ af

~~Irrigation~~ - overlap(R58-R61, **R62-R65, R66-R69)**
~~supp~~. Gw (WB7/065/104)
(overlap spec combined rts (W35))
~~<1 a~~cre (W31)
~~Domestic~~ (W01/wb5/070/071/075)
~~Power~~ (W42 or W43/025/027/R22 or R23
(Fish (042))
~~Fire~~ (077)
~~Water~~ Quality (106/R07)
~~Payette~~ – (W22/047/27A)
~~Stock~~water for US (R37)

Volume Determination
_____ cfs x 1.9835 x _____ days = _____ af **(vs)** _____ acres x _____ (FHR) = P44 af

Remarks: ~~R04, R43, 042~~, W35 (36-7739, 36-00003H -11.9cfs)

Additional Conditions yes Watermaster Control 36A
_____ GW Measurement/Measuring Device
_____ Other
Trust R55 – remove 051)
Non-trust (048)

GW Dist? _____
Water Msmt. Dist? _____
Crit. GWMA? _____
GWMA? _____
Government Lots? _____

Advance Priority? ~~yes~~ If yes, explain why below.
✓ no

SRBA Claim? Not reg'd

Adjust memo _____

Amend Letters _____ **P87, S06** **Second Amendment Notice** P46, P44 **S06**

Comment Report

36-8335

1. kwalker 2/7/2002 Place of Use
Comment: When I brought over the GIS shapes Dan created and updated the PLS I found that there was one pond in the N1/2SE, S28 that Dan had not included in his place of use recommendation. I have included these tracts in the recommended place of use since that is what GIS found.

Form 219-S.A.
drt. 6/91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Permit No. 36-8335

STAFF ANALYSIS SHEET
For
BENEFICIAL USE FIELD REPORT

A. **Prior to Conducting the Exam, the file contains:**

[X] Blank Field Report Form

[X] Copy of Permit

[X] Copies of any Amendments/Orders with conditions of approval.

[X] Computer Data Proof Report

[X] Copy of USGS Quad Map

[X] Check for Government Lots. If so, make a copy of Gov. plat.
Check of P/D index DAW 6-10-01 (Initial & Date)

Overlap? [X]Yes []No If Yes: []Copy of Exam(s) Attached?
Type of Overlap [] Add acres or uses to existing system.
[X] Increase rate of flow or volume.
[] Other Different use

Check of PU Index DAW 6-10-01 (Initial & Date)

Overlap? []Yes []No If yes: []Copy of Water Right(s) Attached?
Type of Overlap [X] Increase rate or flow volume.
[] Add P/D's
[] Increase No. of acres within tracts.
[X] Other New use.

Aerial Photo
[X] Required? [X]Yes []No If yes: [X] copy attached?
Scheduling letter sent?_____(Initial & Date)
[X] Appointment made and telephone conversation memo attached.

B. **After Conducting the Exam, the file contains:**

[X] Fully completed and signed Field Report Form

[X] Photographs of Point of Diversion and Place of Use

[X] Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. **Review and Processing:**

Exam completed Daniel A. Nelson 6-10-2001 (Signature of Examiner(date)
Exam reviewed by Sr. Water Res. Agent_____(Init & date)
Exam reviewed by Mgr of Reg. Office AM 6/20/01 (Init & date)
Exam date entered in computer_____(Init & date)
Exam sent to S.O._____(Init & date)
Copy of Staff Analysis Sheet sent to Mgr. of Reg. Office and Orig. re-filed in White File._____(Init & date)

Form 219
6/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 02 2001
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-08730

1. Owner: Buckeye Farms, Inc. Phone No. (208) 837-6595

Current Address: 18335 U.S. Highway 30, Hagerman, Idaho 83332

2. Accompanied by: Dan Yore EXAM DATE: 1-29-1997

Address: same as above Phone No. same as above

Relationship to Permit Holder: Farm and Hunt Club Manager

3. Source: BILLINGSLEY CREEK tributary to SNAKE RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: SEE ATTACHED LIST

2. Other water rights with the same point of diversion: SEE ATTACHED LIST

C. DIVERSION AND DELIVERY SYSTEM

1. **Point(s) of Diversion:**

Ident No.	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination
P/D FOR BUCKEYE DITCH BILLINGSLEY CREEK			S E	N E	11	7S	13E	TWIN FALLS	Visual inspection and the use of ASCS aerial photos and USGS Quadrangle maps and Global Satellite Positioning (GPS) transferred into Arcview.

2. **Place(s) of Use:** Indicate Method of Determination SAME AS POINT OF DIVERSION

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	13E	28												X			X LT 5 & SEE BELOW	X LT 9 & 9	
07S	13E	34							X LT 7 & 9			X LT 4 & 9	X LT 5 & 9						
07S	13E	33	X	X	X LT 4 & SEE BELOW	X LT 9 & SEE BELOW	X			X					X LT 4 & 9	X LT 5 & SEE BELOW		X LT 8	




PLEASE NOTE: All of the above uses are for Wildlife, Wildlife Storage, Recreation, Recreation Storage, Aesthetic, Aesthe Storage, and an X denotes Diversion to Storage.
J.B. HUNT PLACER SUR. NO 1 LOT 37 RUNS THROUGH THIS PLACE OF USE. ALL DENOTATIONS WITH "SEE BELOW HAS A PORTION OF LOT RUNNING THROUGH IT. LOT 9 IS THE RABBIT TRACT MINING CLAIM SUR. NO. 1 LOT 38.

3. **Delivery System Diagram**: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

YES Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

YES Aerial Photo Attached (required for irrigation of 10+ acres).

YES Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A	N/A	N/A	N/A	N/A	N/A
N/A	N/A	N/A	N/A	N/A	N/A

**Code to correspond with No. on map and aerial photo*

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
WEIRS						

2. Measurements: **Weirs were used in the field exam calculations. Also the water management measurement report form with sluice gate and rating table was used to calculate the flows of Riley Creek through the Hunt Ditch.**

E. NARRATIVE/REMARKS/COMMENTS

The water delivered the ponds on the Buckeye Farm is diverted from 3 sources at 4 different points. There are 4 water rights for the wildlife ponds and 4 water rights for the two fish hatcheries. All of the water is co-mingled; there will be one narrative for all 8 water rights. The first point of diversion for the farm is from Weatherby Springs located in the NESW S30 T 7S R14E. The water from the springs is diverted down the channel through a fish hatchery owned by a neighbor. At the end of the fish hatchery is a weir used to determine the flow going to the Curren Ditch and to Buckeye Farms. This weir is marked on the map as M=11. The water is then transported through the Bar S Ditch and a pipe to the Curren Ditch where it co-mingles with Billingsley Creek water. The second point of diversion is where the Curren Ditch is diverted from Billingsley Creek in the NESW S30 T 7S R14E. There is a weir at this point also and a measurement was made. The Curren Ditch measurement of Billingsley Creek water is marked on the map as M=12. The water travels west down the Curren Ditch to the point where it joins with the Weatherby Springs water. The ditch then continues traveling west to the Buckeye Farms diversion. The ditch splits at this point with a portion of the water traveling northwest through a pipe to other users or continuing west through the Buckeye Farms pipeline. Weirs are installed on both head gates at this diversion. This point is marked as M=13 on the map. All of the water from Weatherby Springs and Billingsley Creek that is run through the Curren Ditch is called Curren Ditch water.

The Buckeye Farms pipe (known as the Curren Pipe) continues west until it reaches the Northeast corner of Section 35 T 7S R13E. At this point the pipe elbows and travels southwest to pond number 1 where it open discharges into the pond. A measurement was made on the Curren Pipeline between where it elbows and Pond 1. This measurement point is marked on the map as M=14. The water in pond 1 can be diverted east through 2 irrigation ditches, south to the Hunt Ditch, North to Pond 2, or Northwest to Pond 20. The ditch that travels north to Pond 2 feeds pond 2, pond 3 and Pond 4. Any remaining water is wasted to the Wildlife Management Area to the east of the farm. The ditch that travels Northwest to Pond 20 can divert into Pond 20 or go through a ditch that travels south to Pond 5. The water can leave pond 5 through 3 ditches. The first ditch out of Pond 5 travels south to Pond 25, which discharges, directly into the Hunt Ditch. The second ditch out of Pond 5 travels southwest out of Pond 5 to Pond 21 and then to Pond 22. Water in Pond 22 is discharged into 2 ditches. The first ditch travels south into Pond 23 and then down to Pond 24 and then to Pond 25, which diverts into the Hunt Ditch. The second ditch also travels south, but goes directly into Pond 24 and then Pond 25. This ditch also has a second ditch on it that diverts water to Pond 26 that also discharges into Hunt Ditch or North into a ditch that delivers water to the northend ponds or back into the Hunt Ditch. The third ditch out of Pond 5 travels due west. This ditch feeds all of the Northend ponds through a series of ditches. The Northend Ponds include Ponds 6 through 20. Any excess water diverted through the Northend Ponds is diverted back into the main ditch delivering water to Pond 5. All of the water that is run through Ponds 1 through 26 is discharged into the Hunt Ditch.

The Hunt Ditch is diverted from Riley Creek in the SWNE Lt6 S1 T8S R13E. The hunt ditch then travels west to Pond 26. Two ditches from Pond 1 and Pond 25 divert into the pond in the stretch from the point of diversion to Pond 26. At Pond 26 there is a headgate that can divert water from the Hunt Ditch into Pond 26. I measured the amount of water being diverted at this point and it is marked on the map as M=9. The water in Pond 26 can divert back into the Hunt Ditch at the other end of the pond or be diverted into a ditch that travels north to the Northend Ponds. The point where water is diverted back into the Hunt Ditch from Pond 26 was also measured and is marked as M=8 on the map. Once the water passes Pond 26 it flows southwest to the Hunt Ditch Fish Hatchery. All of the water from the Curren Ditch and the Hunt Ditch flows into this hatchery. The water flowing through the hatchery was also measured. At the hatchery the water is either diverted through the hatchery to Pond 27 or is routed through an overflow ditch to Pond 27 or Pond 28. The water diverted through the hatchery can either be diverted into Ponds 27 though 38, known as the Southend Ponds or it can be diverted through the Hunt Ditch to the Hunt/Buckeye Fish hatchery. The water in the Southend Ponds is discharged into the river through either Pond 36 or Pond 37. After the Hunt Ditch leaves the Hunt Ditch Fish Hatchery it travels northwest to the Hunt/Buckeye Fish hatchery. There is a ditch between the two fish hatchery that does allow water from the Northend Ponds to flow into the Hunt Ditch, but this ditch was dry during my field exam. There is also another diversion between the two fish hatcheries that diverts water into Southend Ponds through Pond 34. At the Hunt/Buckeye Fish hatchery the water is either diverted through the raceways or through an overflow ditch to Pond 34. The water from the Hunt/Buckeye Fish hatchery is then diverted through a ditch that feeds ponds 38 through 45, also known as the Middle Ponds. Water from the Middle ponds is diverted into the Snake River through Ponds 45 and 39. The water in Pond 38 does connect to Pond 35, which diverts into Ponds 36 and 37. Billingsley Creek water is also diverted through the Buckeye Ditch in the SENE S11 T 13S R 7E. It then flows south through the City of Hagerman supplying water to multiple users until it reaches the Buckeye Farm. Once the water enters the Buckeye Farm a portion of the flow is diverted west to supply water to the Northwest Ponds, Ponds 46 through 53. A measurement was made at this point and is marked on the map as M=7. The water in the Northwest ponds discharge into the Snake River through Pond 47 or 46. Water was not being diverted through the discharge ditch at Pond 47 during my field exam. Further down the Buckeye Ditch there is another diversion that allows water to be diverted through the Middle Ponds through Pond 43. The remainder of the water is sent down the Buckeye Ditch where it co-mingles with the Hunt Ditch and Curren Ditch water at the Hunt/Buckeye fish hatchery. Most of the ponds are only filled during the hunting season and the water is released for use in the 2 fish hatcheries. However, the larger ponds are generally kept full year round to supply nesting sites for the ducks and water for the fish in the ponds. Most of the deeper ponds and better-established ponds have been constructed for a private fishery as well as a hunting area for ducks and geese. During the non-hunting season the shallow ponds are dried up and planted with feed for the ducks. Prior to the hunting season these ponds are filled to allow more area for the clubs hunters.

Diagrams of the fish hatcheries have been drawn and are attached to the applications. They are fairly small commercial fish hatcheries.

OVERLAP:

There are numerous water right overlapping each point of diversion and listing each of them would be extremely difficult. Please see the attached POD and POU overlap sheets for the overlapping rights. The main rights associated with the farm are on a separate spreadsheet that is attached to the overlap sheets. These are the rights owned by Buckeye Farms for both their irrigation and wildlife uses. Since most of the overlapping rights are irrigation rights or other user's rights I recommend that the owners of this permit be limited by the amounts shown on the application. These amounts have been established through many hearings and conflicts and the rates should be maintained.

Have the conditions of permit approval been met? _X_ yes ___ no

F. FLOW CALCULATIONS _YES_ Additional Computation Sheets Attached

WATER MEASURED DURING FIELD EXAM = 18.62 CFS (SEE ATTACHED SHEET)

1995 Water Measurement Report = 40.8 cfs (SEE ATTACHED SHEETS)

PLEASE NOTE: The diversion rate is limited by the permit at a diversion rate of 12.00 cfs.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R}$ = (Acres Irrigated) x (Irrigation Requirement) =_____

$V_{D.R.}$= [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 =_____

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$=_____

B

2. Volume Calculations for Other Uses:

Storage supplied by Buckeye Ditch water = 646.20 afa

12.00 cfs X 365 days X1.9835 = 8687.73

PLEASE NOTE: Limiting factor is the combined capacity of the ponds of 646.20 afa.

H. RECOMMENDATIONS

1.

BENEFICIAL USE	PERIOD FROM	OF USE TO	ANNUAL Q (CFS)	VOLUME V(AFA)
WILDLIFE	1/1	12/31	12.00	
WILDLIFE STORAGE	1/1	12/31		646.2
RECREATION	1/1	12/31	12.00	
RECREATION STORAGE	1/1	12/31		646.2
AESTHETIC	1/1	12/31	12.00	
AESTHETIC STORAGE	1/1	12/31		646.2
DIVERSION TO STORAGE	1/1	12/31	12.00	

Totals: 20.00 CFS 646.2 AFA

2. Recommended Amendments

__ Change P.D. as reflected above __ Add P.D. as reflected above __ None

X Change P.U. as reflected above __ Add P.U. as reflected above X Other (ADD STORAGE COMPONETS)

I. AUTHENTICATION

Daniel A. Nelson

Field Examiner's Name Daniel A. Nelson Date 6-10-2001

Reviewer _____ Date _____ SEAL

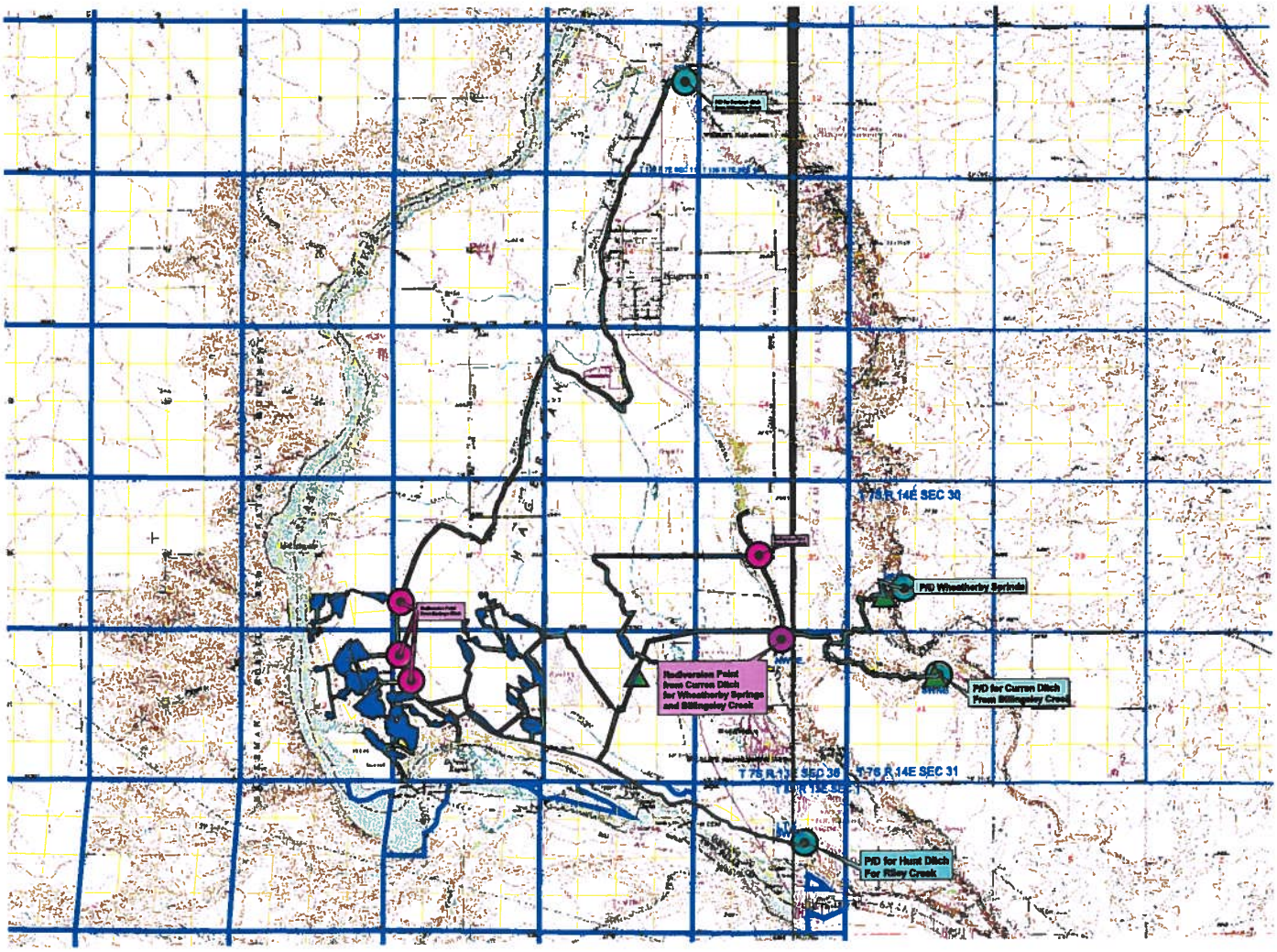
RECOMMENDATIONS:

I recommend that this permit be licensed under the following conditions:

1. That it is licensed for 12.00-cfs diversion rate.

2. When combined with 36-8728, 36-8730, and 36-8335 this permit should be limited to a total annual volume of 871.3 afa.

Buckeye Farms Distribution System



0.3 0 0.3 0.6 0.9 1.2 1.5 1.8 2.1 Miles

N

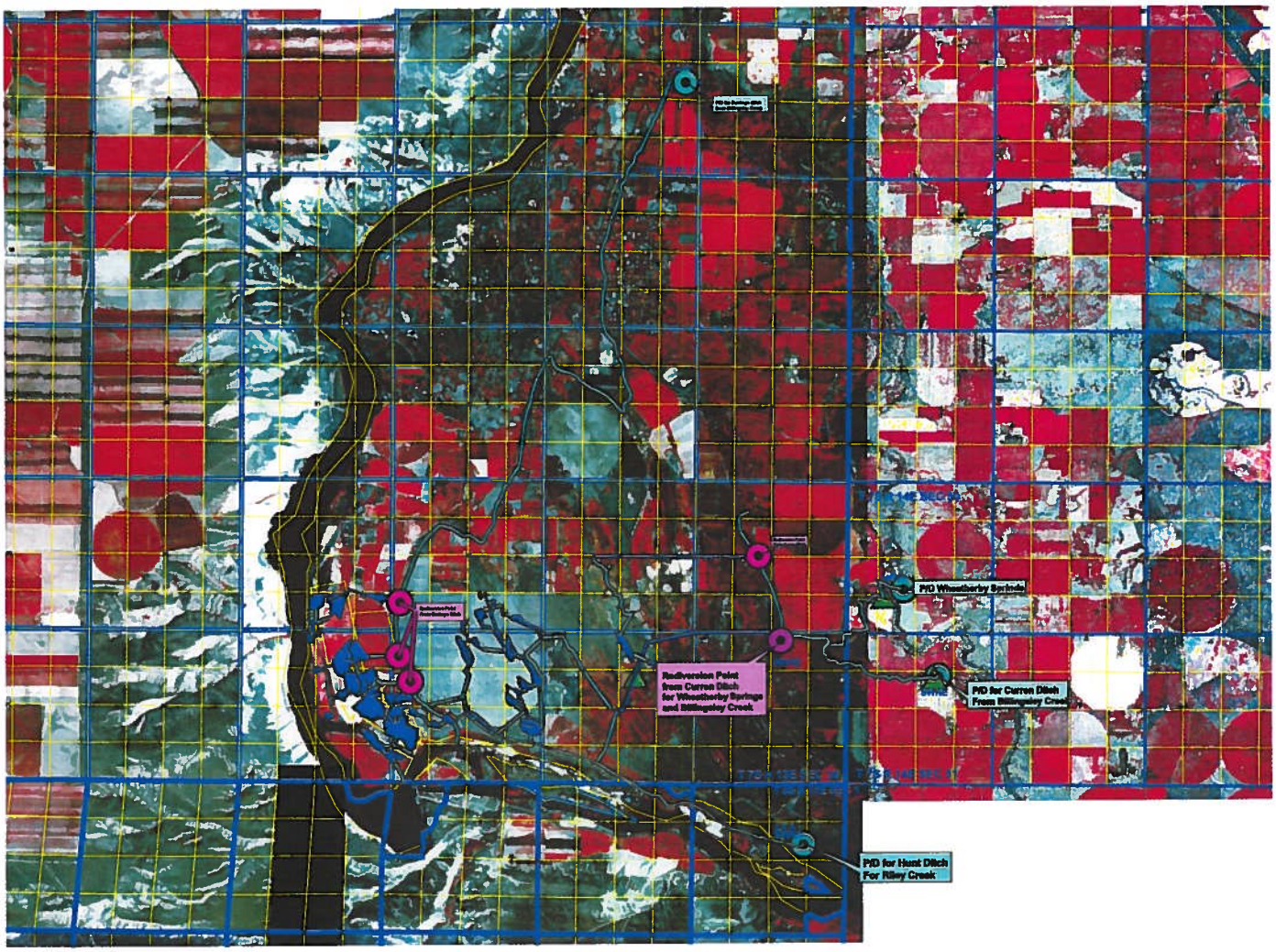
Fish Hatcherys

PONDS

Points of Diversion

Rediversion points

Buckeye Farms Distribution System



0.3 0 0.3 0.6 0.9 1.2 1.5 1.8 2.1 Miles

N

Fish Hatcherys

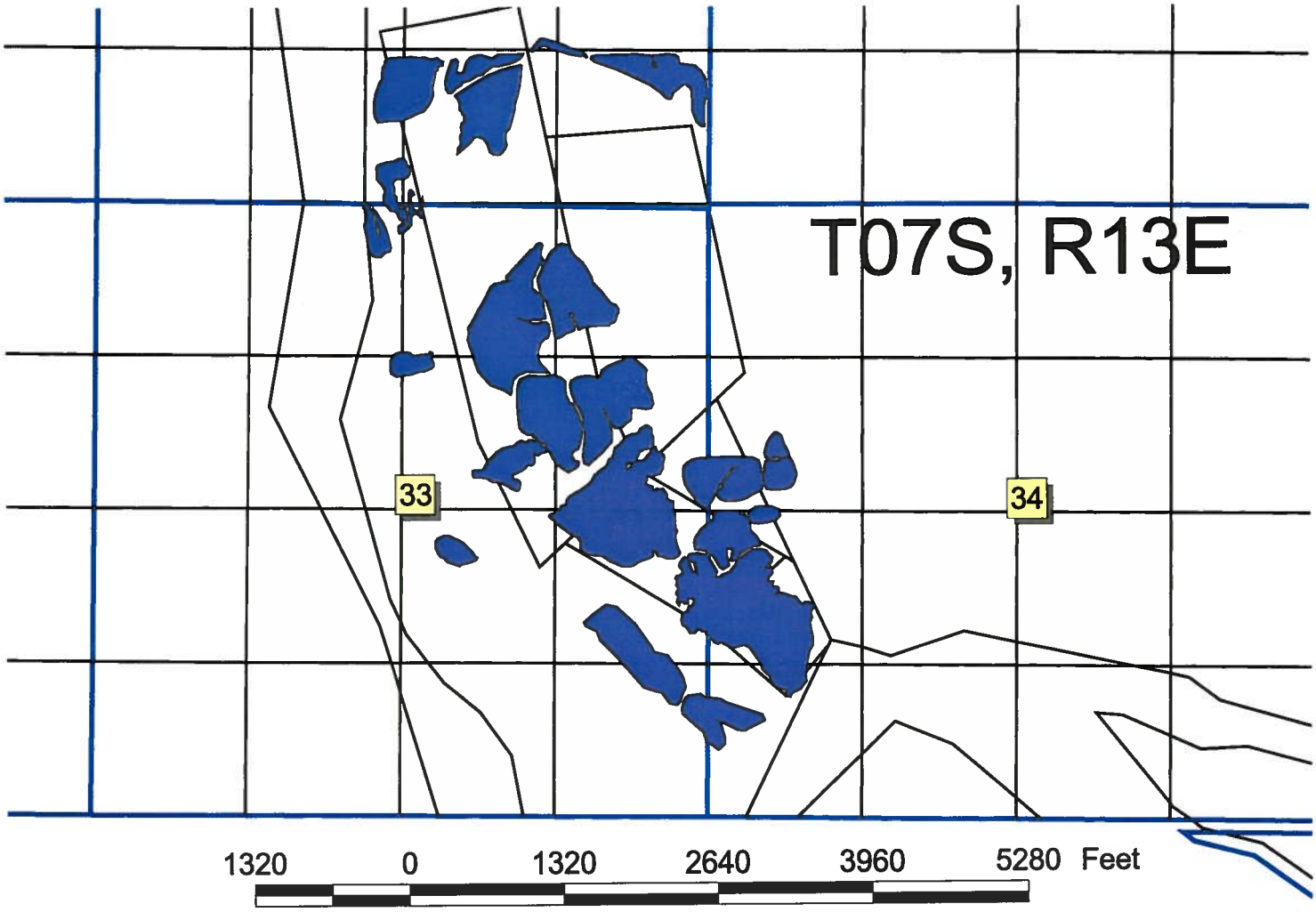
PONDS

Points of Diversion

Rediversion points

Buckeye Farms
Field Exam 36-8335

Delivered through Buckeye Ditch

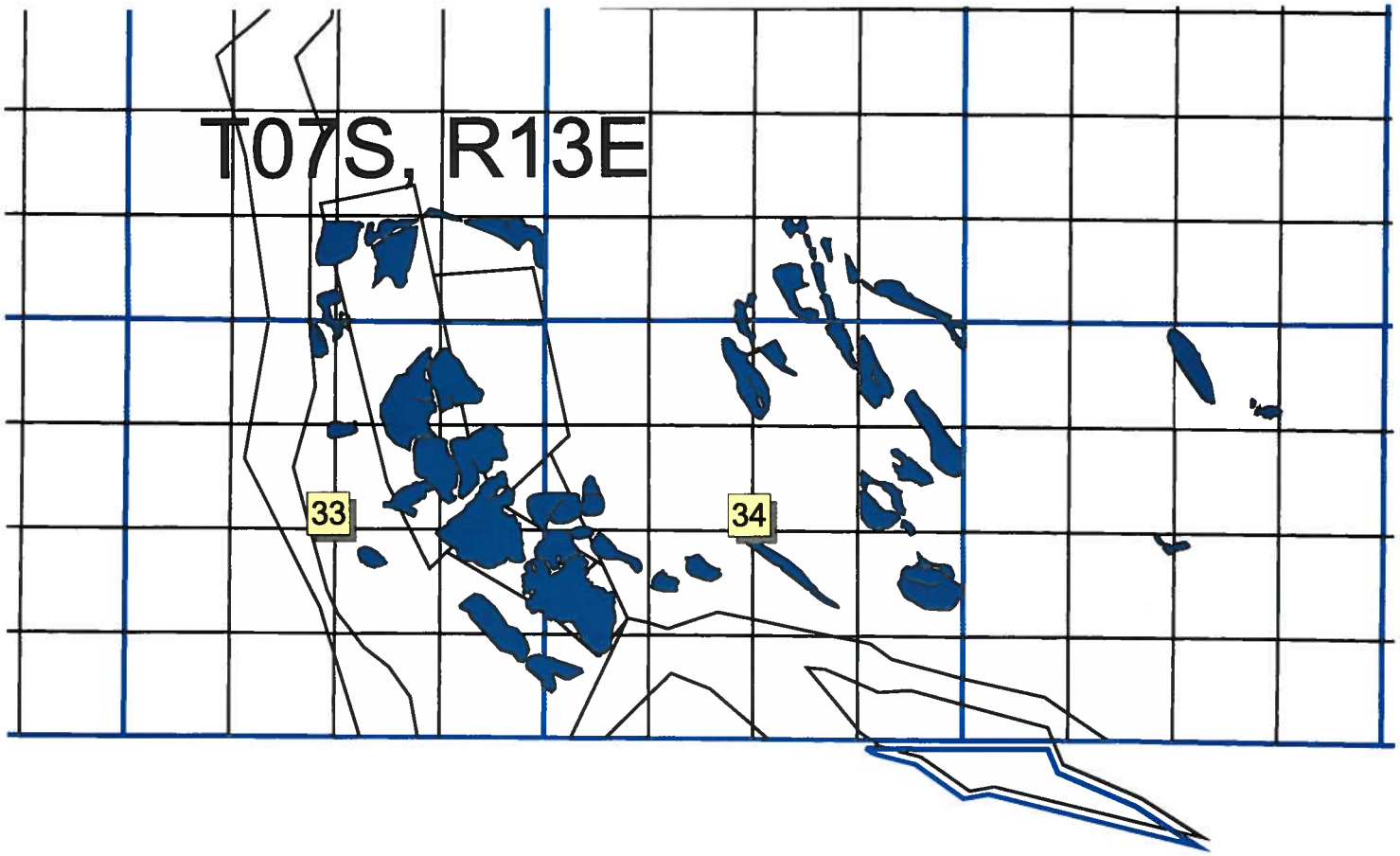


N

Billingsley ponds.shp
T07s13e-sec.shp
T07s13eqq.shp

ADM - DN
1/17/01

Buckeye Farms
Total Wildlife/Recreation/Aesthetic Ponds
from all sources
(Weatherby Springs, Billingsley Creek and Riley Creek)

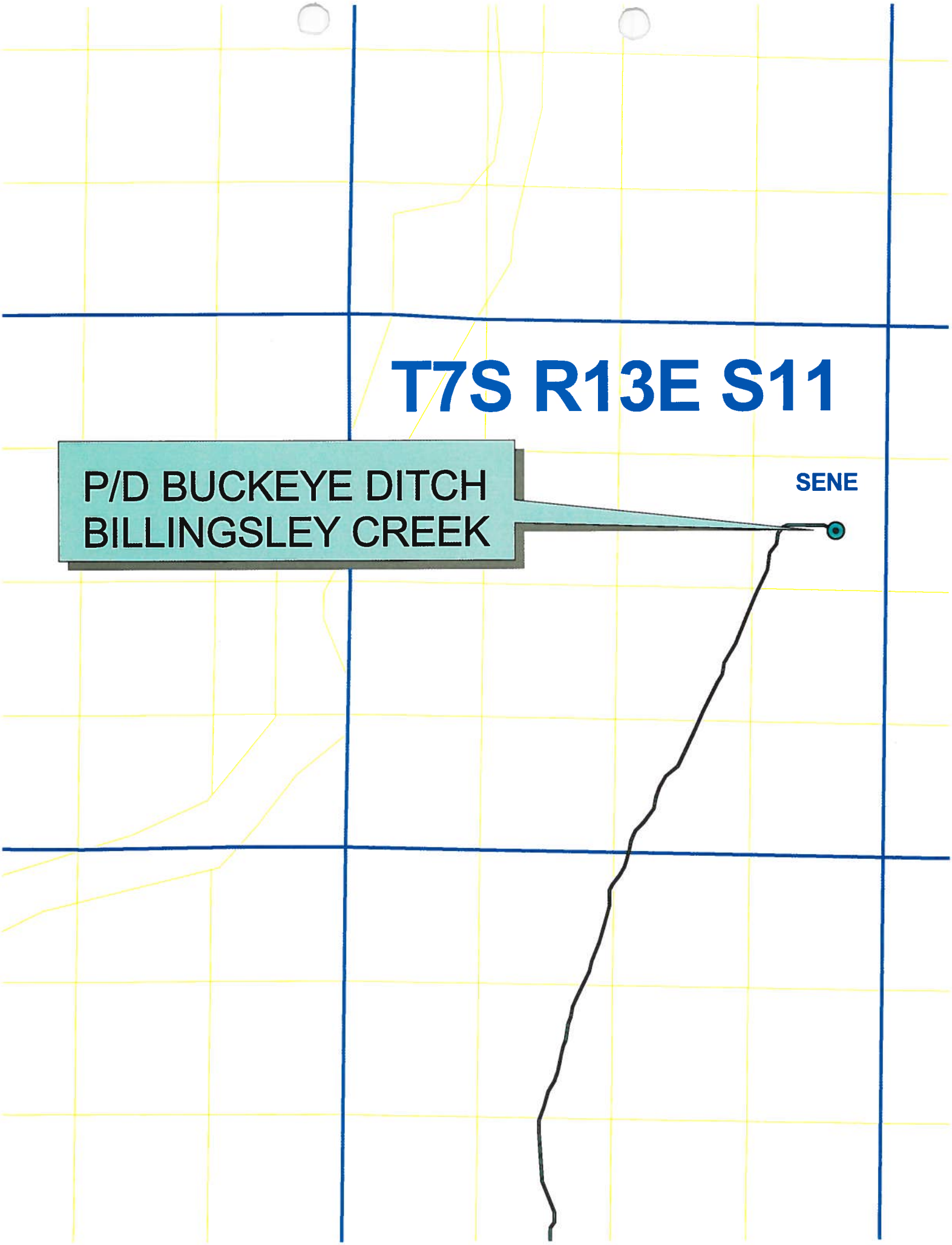


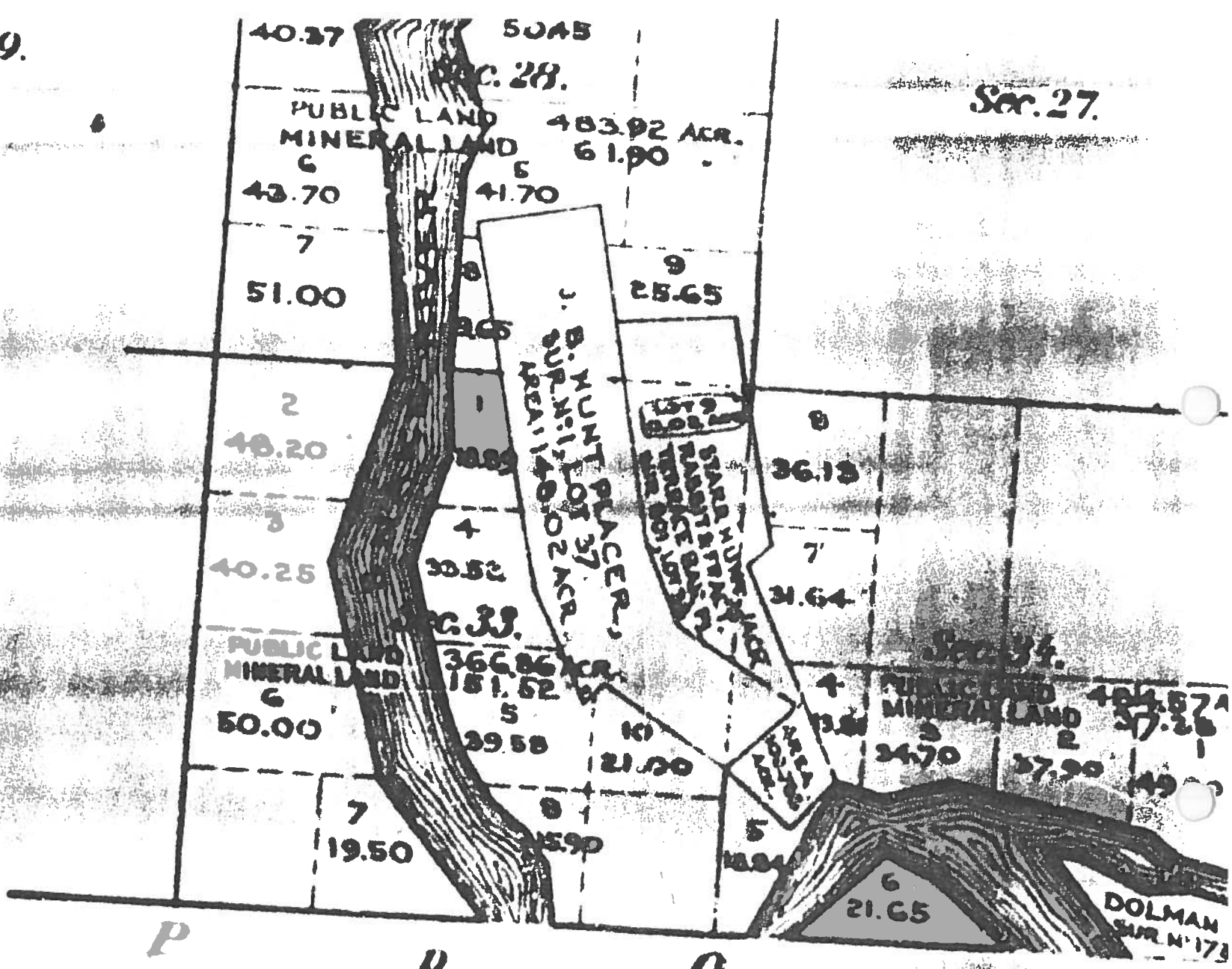
1320 0 1320 2640 3960 5280 Feet

N

Ponds.shp
T07s13e-sec.shp
T07s13eqq.shp

ADM - DN
1/17/01

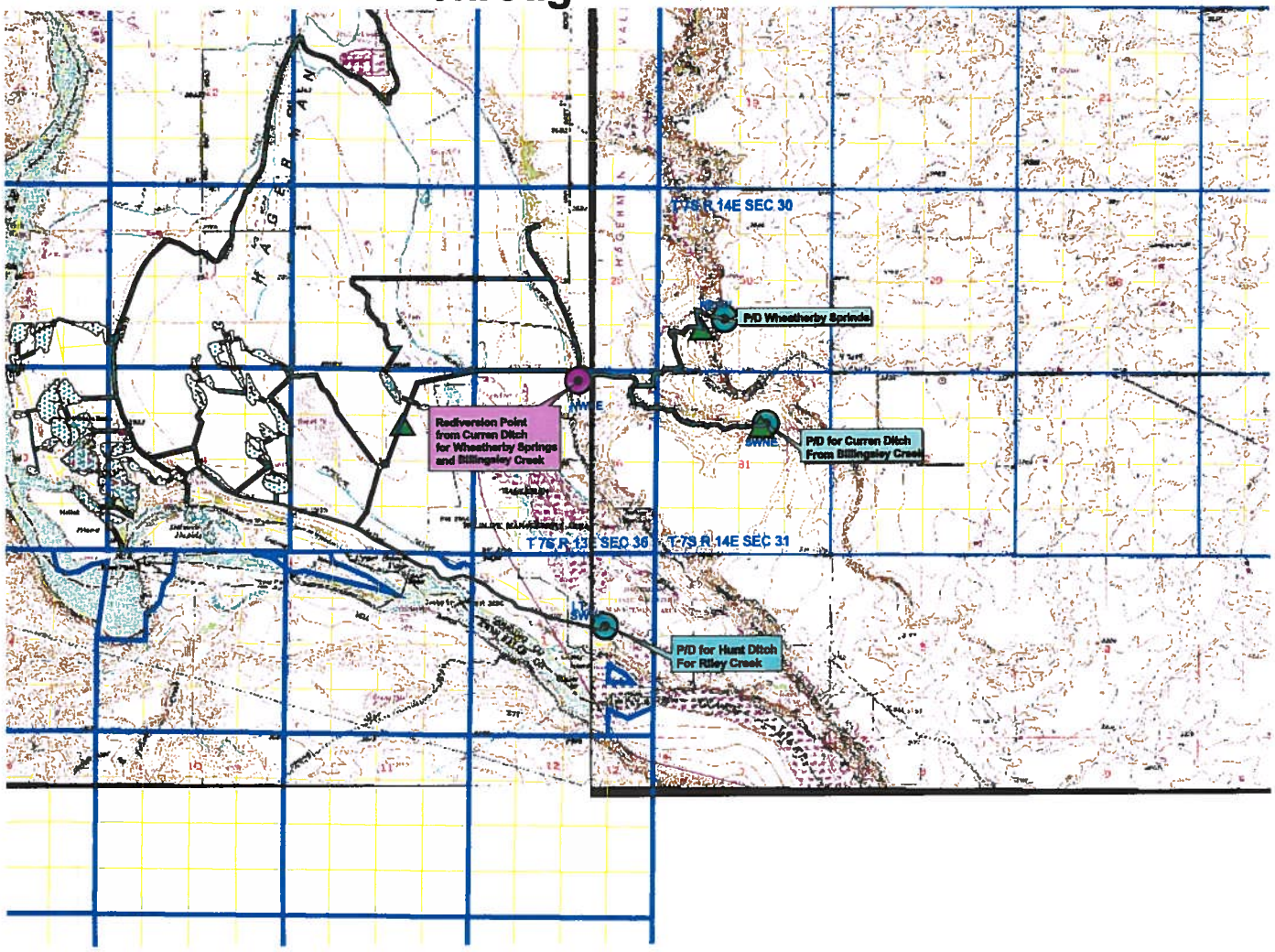

T7S R13E S11
P/D BUCKEYE DITCH
BILLINGSLEY CREEK
SENE



Total number of Acres

Date of Contract	Amount of Survey M. Ch. Lks.	When Surveyed	

Buckeye Farms
Point of diversion from Billinglsey CreeK and Wheatherby Springs thruough Curren Ditch
and
Point of Diversion from Riley Creek Through Hunt Ditch

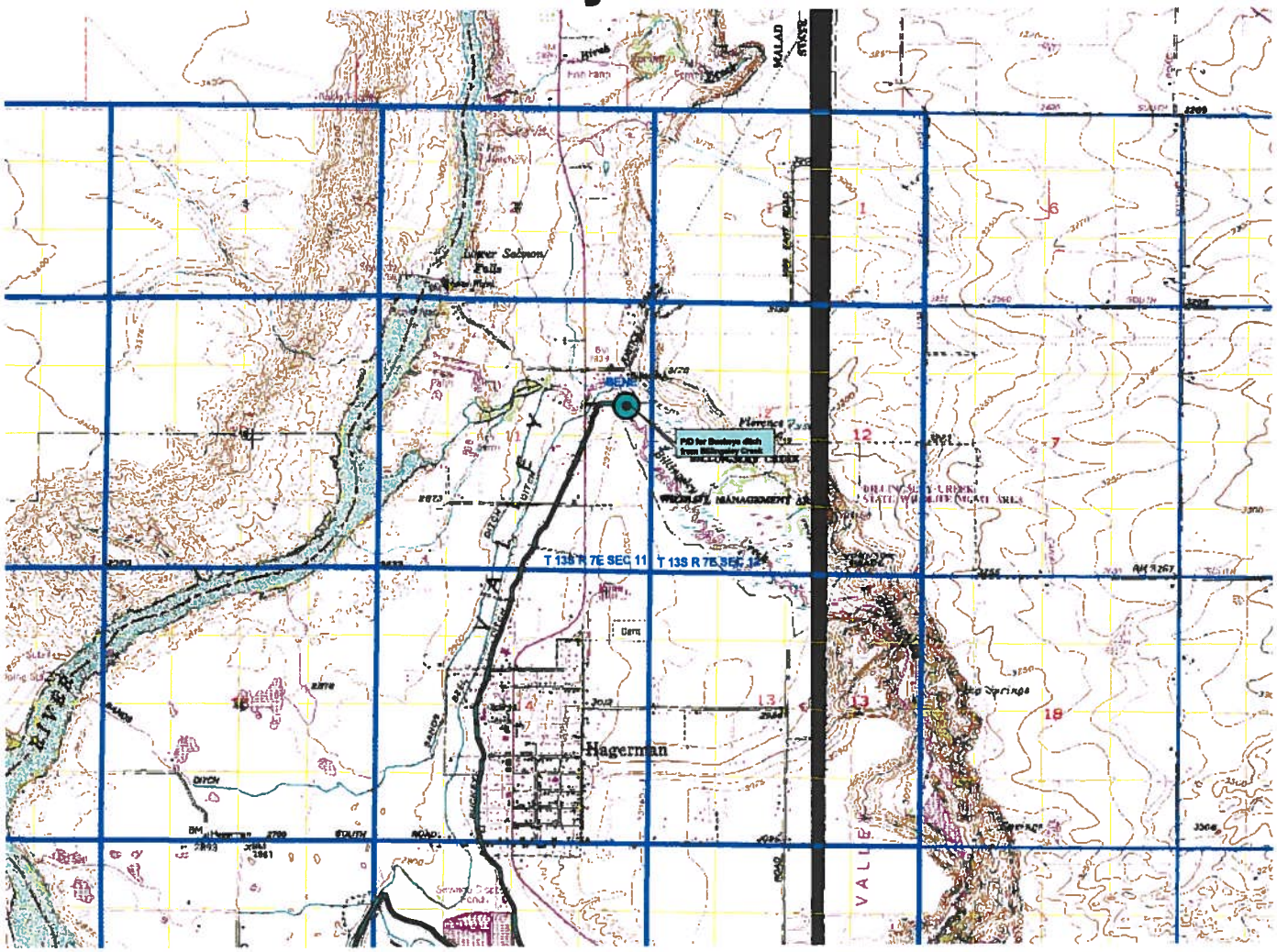


1320 0 1320 2640 3960 5280 Feet

N

1/4 1/4

Buckeye Farms
Point of diversion from Billinglsey Creek
Buckeye Ditch

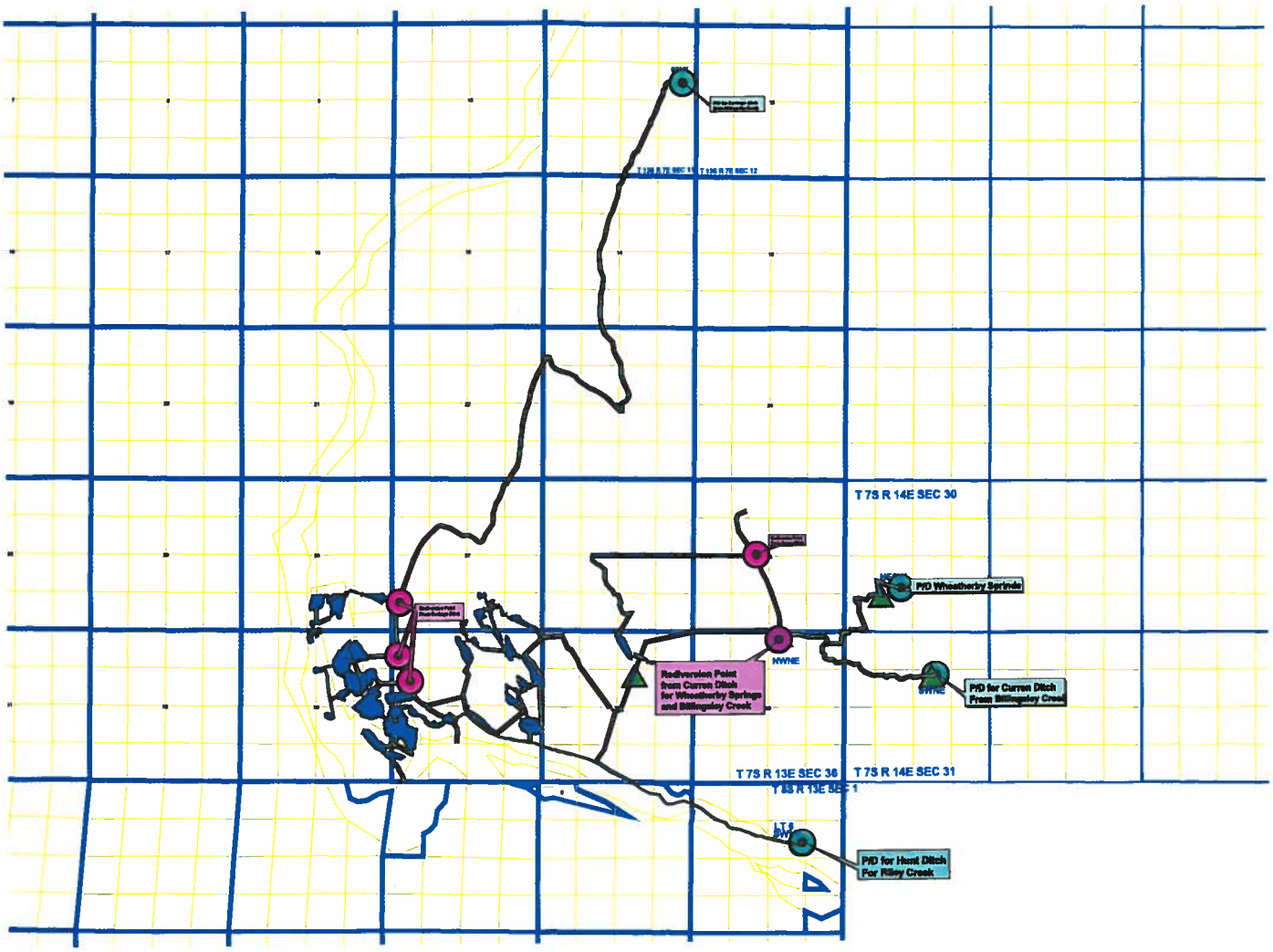


1320 0 1320 2640 3960 5280 Feet

N

1/4 1/4

Buckeye Farms Distribution System



0.3 0 0.3 0.6 0.9 1.2 1.5 1.8 2.1 Miles

N

Fish Hatcherys

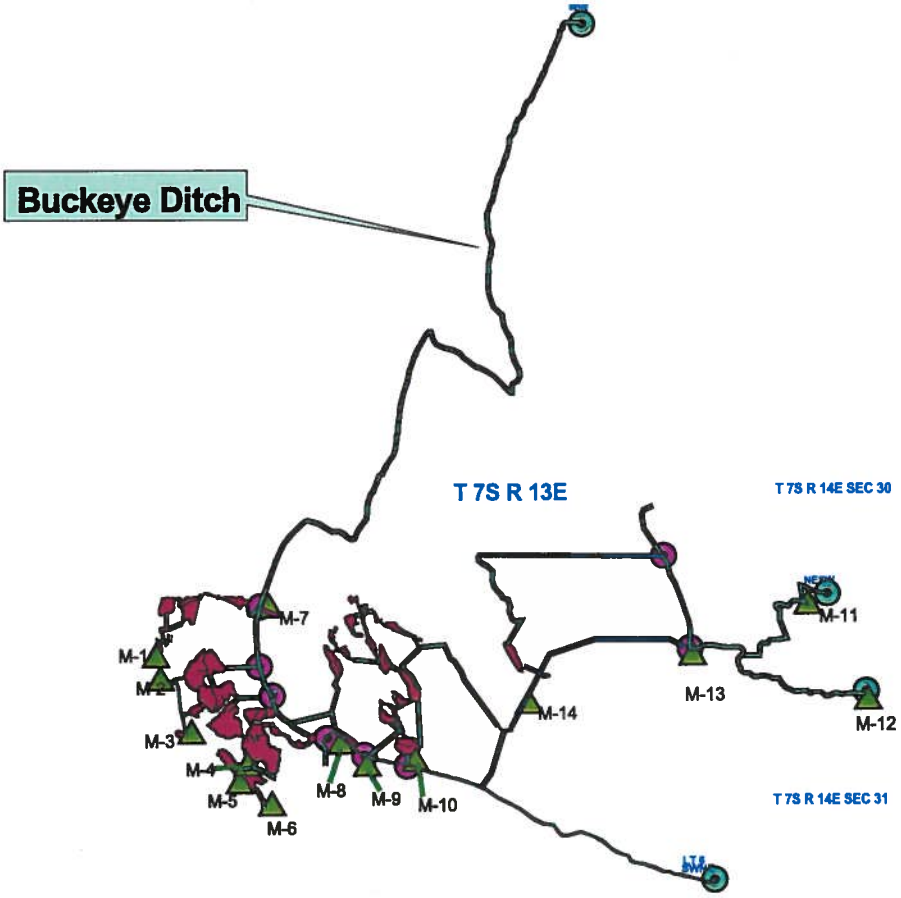
PONDS

Points of Diversion

Rediversion points

POINTS MEASURED FOR BUCKEYE FARMS

Billingsley Creek water delivered through Buckeye Ditcfh



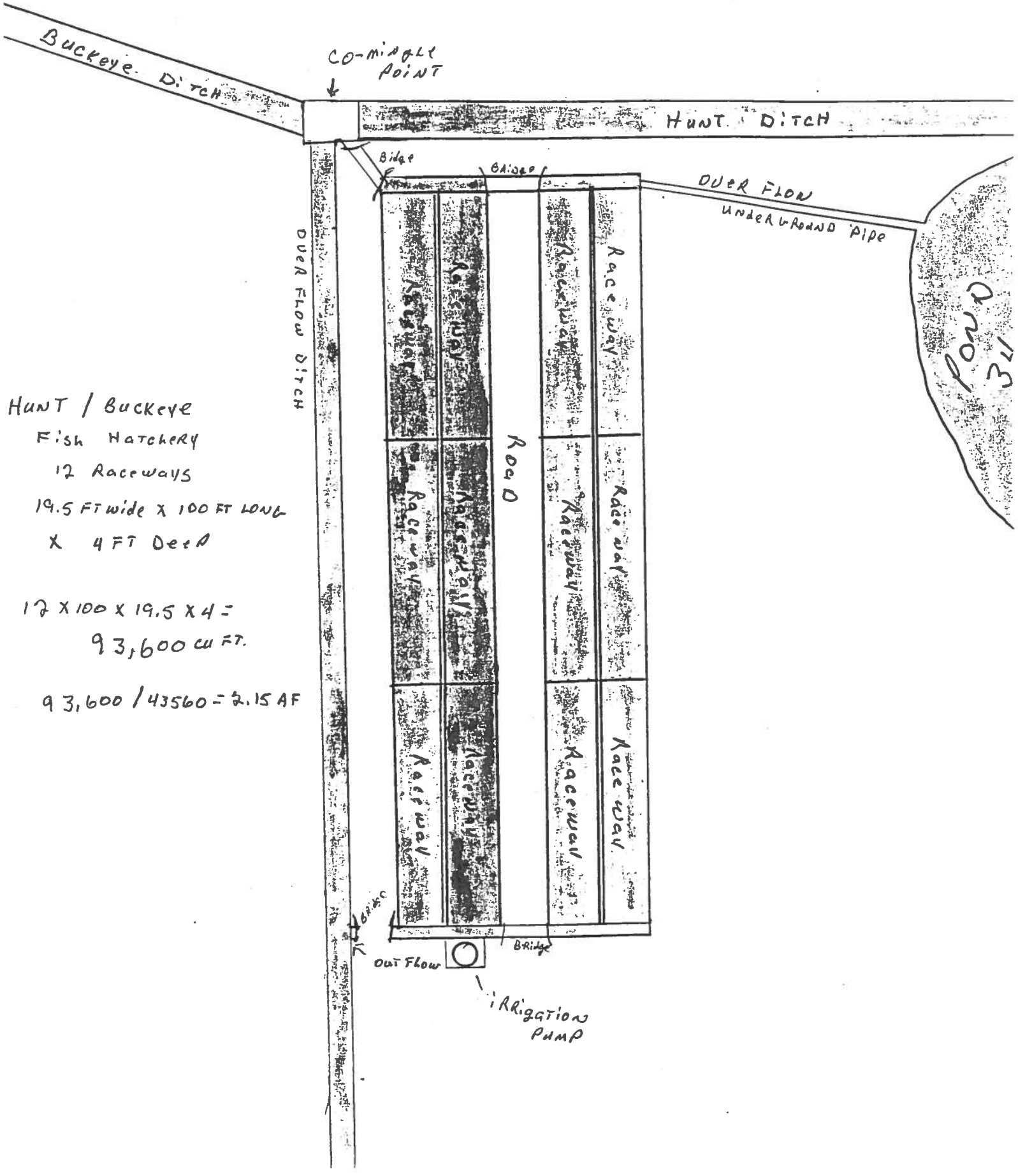
1320013[illegible]20 Feet

N

▲ POINTS MEASURED

Points of Diversion

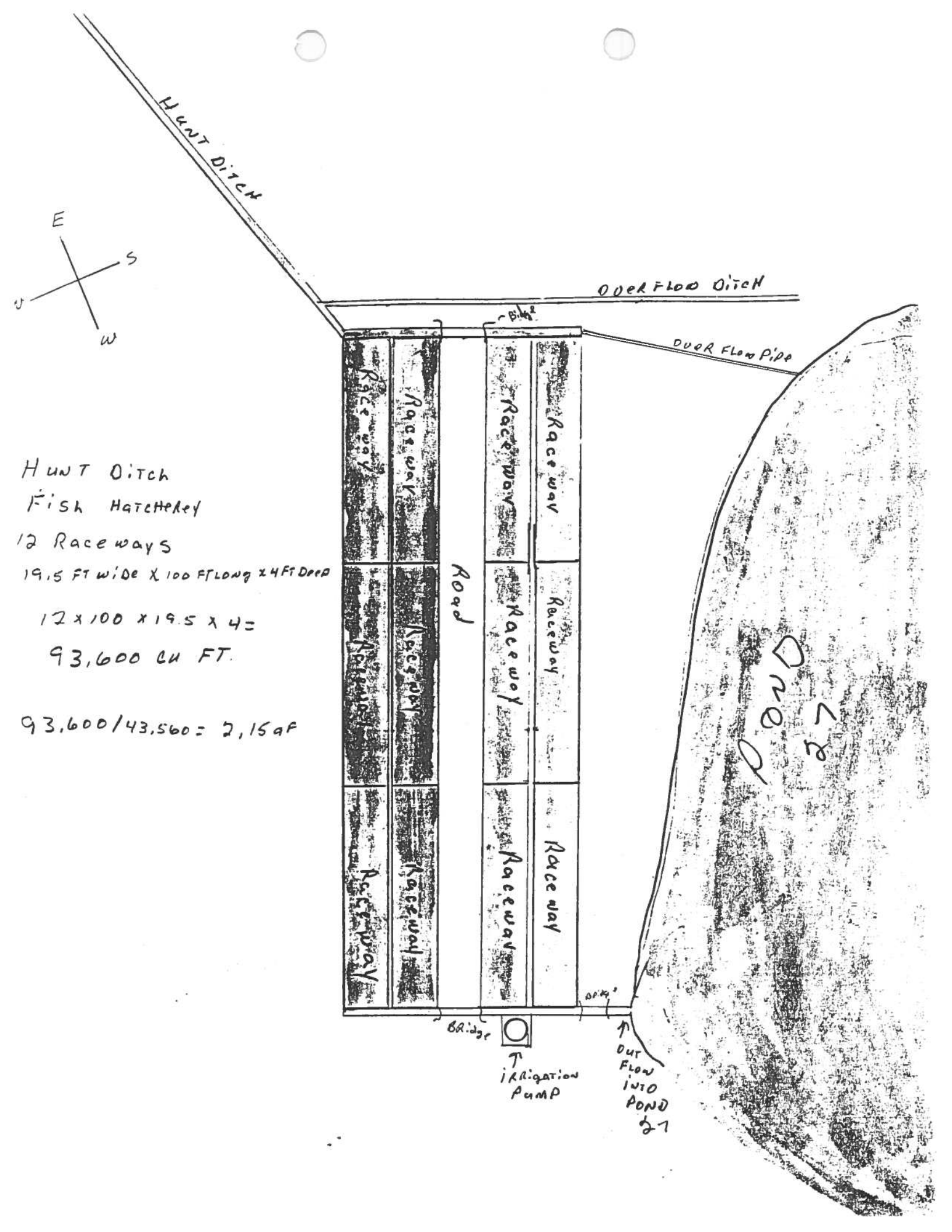
Rediversion points



Hunt / Buckeye
Fish Hatchery
12 Raceways
19.5 Ft wide x 100 Ft long
x 4 Ft Deep

12 x 100 x 19.5 x 4 =
93,600 cu Ft.

93,600 / 43560 = 2.15 AF



HUNT DITCH
FISH HATCHERY
12 RACEWAYS
19.5 FT WIDE X 100 FT LONG X 4 FT DEEP

12 x 100 x 19.5 x 4 =
93,600 CU FT.

93,600 / 43,560 = 2.15 AF

MEASUREMENTS INVOLVED WITH BUCKEYE FARMS FIELD EXAMS

The measurements for the inflows from all four sources of the Buckeye Farm's water sources are a complex set of processes. Only the Buckeye Ditch provided a simple measurement from a single source. Therefore, I have created a map attached to this memo that shows all of the points that were measured and have marked the measurement positions as M= #. I will explain how the measurements were used to attain the diversion rate for each source for the pond use and the fish hatchery diversions will be calculated on each hatchery separately.

WHEATHERBY SPRINGS AND BILLINGSLY CREEK WATER THROUGH THE CURREN DITCH:

Weatherby Springs diverts into a fish hatchery and then into the Wheatherby ditch which empties into the Curren Ditch. The Curren Ditch water is then diverted with a portion going to Buckeye Farms and the remainder going to other users down the creek. Therefore, in order to determine the amount of Wheatherby Springs and Billingsley Creek water that was used by Buckeye Farms, I measured Wheatherby Springs at the fish hatchery (M=13) and the amount of Billingsley Creek water diverted into the Curren Ditch (M=12). This allowed me the ability to determine the percentage of each source flowing in the Curren Ditch. I then measured the amount of water that was being sent to Buckeye Farms through the diversion on the Curren Ditch (M=13) and in their pipeline using a polysonic unit (M=14). I was more comfortable with the Polysonic measurement due to the condition of the weir at the Current Ditch Split (M=13). Therefore, I used the pipeline measurement (M=14) to calculate the amount of water being delivered to Buckeye Farms from the Curren Ditch. The amount of Curren Ditch water being sent to Buckeye Farms would have a proportionate share of Weatherby Springs water and Billingsley Creek water.

Wheatherby Springs measurement M=11	=	3.75 cfs
Billingsley Creek diversion measurement M=12	=	27.35 cfs
TOTAL water in Curren Ditch	=	31.10 cfs

3.75 / 31.10 = 12 % of Curren Ditch water comes from Wheatherby Springs
27.35 / 31.10 = 88 % of Curren Ditch water comes from Billingsley Creek

Amount of water sent to Buckeye Farms from Curren Ditch = 23.78 cfs

23.78 cfs X .12 = 2.85 cfs of the water from the Curren Ditch comes from Wheatherby Springs.

23.78 cfs X .88 = 20.78 cfs of the water from the Curren Ditch comes from Billingsley Creek.

Wheatherby Springs Diversion Rate = 2.85 cfs

Billingsley Creek Diversion rater at the Curren Ditch = 20.78 cfs

RILEY CREEK DIVERSION AT HUNT DITCH:

The only place a measurement could be made on the Hunt Ditch was at the Hunt Ditch Fish Hatchery. The measurement at this point was 66.60 cfs. However, water from the Curren Ditch enters the Hunt Ditch before it reaches the hatchery in two places and some of the Riley Creek water is diverted into the pond number 25. The percentages of the water in the Curren Ditch from Wheatherby Springs and Billingsley Creek have already been determined. However, I needed to separate the Riley Ditch water and the Curren Ditch water. Fortunately the discharge points from the ponds both had measurement points as did the diversion point sending water from the Hunt Ditch into pond 25. The first discharge point (M=10) into the Hunt Ditch was solely Curren Ditch water so it did not need to be adjusted. There was very little Riley Creek water lost when it flowed into Pond 25 where it co-mingled with the remainder of the Curren Ditch water. Therefore, I could subtract the amount of Riley Creek water being diverted into the pond (M=9) from the amount of water being discharged back into the Hunt Ditch (M=8) to determine the amount of Curren water that was being discharged into the Hunt Ditch at this point.

Riley Creek and Curren Ditch water flowing back into Hunt Ditch (M=8)	=	7.35 cfs
Riley Creek water being diverted into pond 25 (M=9)	=	0.80 cfs
Curren Ditch water being diverted into Hunt Ditch at pond 25	=	6.55 cfs

Curren Ditch water being diverted into Hunt Ditch at pond 25	=	6.55 cfs
First discharge of Curren Ditch water into hunt ditch (M=10)	=	11.37 cfs
TOTAL amount of Curren Ditch water diverted into Hunt Ditch	=	17.92 cfs

Hunt Fish Hatchery measurement	=	66.60 cfs
Curren Ditch water in Hunt Ditch	=	17.92 cfs
TOTAL of Riley Creek water being diverted in Hunt Fish Hatchery	=	48.68 cfs

48.68 cfs of water being diverted from Riley Creek to ponds and fish hatchery.

BUCKEYE DITCH MEASUREMENT:

This is the only diversion that could be adequately measured (M=7). I measured 18.62 cfs for this ditch. A portion of this water was being diverted into the ponds and 12.92 cfs was being sent to the Buckeye/Hunt fish hatchery. They are at the end of this ditch and are basically subject to whims of the upstream users. They try to maintain a flow of 12.0 cfs to the fish hatchery if possible.

Buckeye Ditch measurement = 18.62 cfs.

FISH PROPOGATION FLOW RATE CALCULATIONS:

Jim Stanton performed a measurement on the Buckeye Ditch diversion from Billingsley Creek of 12.0 cfs. I confirmed this in my field exam of the place of use that 12.92 were being diverted. The permit only allows 12.0 cfs, but they are at the end of the ditch and have to manage what water comes down the ditch. The Buckeye Ditch water only delivers water to Buckeye/Hunt fish hatchery, so this is all that should be allowed from this diversion. The remaining water has been calculated above with 48.68 cfs of Riley Creek water and 17.92 cfs of Curren Ditch water. All the remains to do is calculate the amount of Wheatherby Springs water and Billingsley Creek water that is in the Curren Ditch water using the percentages calculated above of 12% and 88%.

17.92 cfs X .12 = 2.15 cfs of Wheatherby Springs water used For Fish Propagation

17.92 cfs X .88 = 15.77 cfs of Billingsley Creek water used for Fish Propagation

THEREFORE, THESE ARE DIVERSION RATES FOR FISH PROPAGATION PER SOURCE:

Wheatherby Springs through Curren Ditch	=	2.15 cfs
Billingsley Creek through Curren Ditch	=	15.77 cfs
Riley Creek through Hunt Ditch	=	48.68 cfs
Billingsley Creek through Buckeye Ditch	=	12.00 cfs
TOTAL WATER FOR FISH PROPOGATION	=	78.6 CFS

CALCULATIONS FOR CONSUMPTIVE USE:

I was asked to calculate the total consumptive use for this system. In order to do this I measured the total amount of water flowing into the Snake River (M=1 through M=6). I then subtracted the amount of water leaving the property from the amount of water being diverted onto the property. This would give a total consumptive use from all of the sources. The amount of water consumed by each source was calculated by multiplying each diversion by the percent of water that was consumed through the farm.

Weatherby Springs diversion through Curren Ditch	=	2.85 cfs
Billingsley Creek through Curren Ditch	=	20.78 cfs
Riley Creek through Hunt Ditch	=	48.68 cfs
Billingsley Creek Through Buckeye Ditch	=	18.69 cfs
TOTAL DIVERSION INTO BUCKEYE FARMS	=	91.00 cfs

M=1 Discharge into the river	=	3.65 cfs
M=2 Discharge into the river	=	7.02 cfs
M=3 Discharge into the river	=	15.74 cfs
M=4 Discharge into the river	=	16.85 cfs
M=5 Discharge into the river	=	17.95 cfs
M=6 Discharge into the river	=	5.35 cfs
TOTAL DISCHARGE OUT OF BUCKEYE FARMS	=	66.56 CFS

PECENTAGE OF WATER CONSUMED ON THE FARM:

91.00 CFS – 66.56 CFS = 24.44 CFS / 91.00 x 100 OR 26.9 % DIVERTED CONSUMPTIVELY USED.

Wheatherby Springs diversion through Curren Ditch	= 2.85 cfs X .269 = 0.77 cfs Consumed
Billingsley Creek through Curren Ditch	= 20.78 cfs X .269 = 5.59 cfs Consumed
Riley Creek through Hunt Ditch	= 48.68 cfs X .269 = 13.09 cfs Consumed
Billingsley Creek Through Buckeye Ditch	= 18.69 cfs X .269 = 5.03 cfs Consumed

TOTAL CFS FOR EACH MEASUREMENT

MEASUREMENT # 1 ---------- 3.65 CFS
MEASUREMENT # 2 ---------- 7.02 CFS
MEASUREMENT # 3 ---------- 15.74 CFS
MEASUREMENT # 4 ---------- 16.85 CFS
MEASUREMENT # 5 ---------- 17.95 CFS
MEASUREMENT # 6 ---------- 5.35 CFS
MEASUREMENT # 7 ---------- 18.62 CFS (Please Note: this is for the total amount of water in Buckeye ditch.)
Measurement # 7 ---------- 12.92 CFS (please note this is for the water used for fish propogation.)
MEASUREMENT # 8 ---------- 7.35 CFS
MEASUREMENT # 9 ---------- .80 CFS
MEASUREMENT # 10 ---------- 11.37 CFS
MEASUREMENT # 11 ---------- 3.75 CFS
MEASUREMENT # 12 ---------- 27.35 CFS
MEASUREMENT # 13 ---------- 20.28 CFS
MEASUREMENT # 14 ---------- 23.78 CFS
HUNT FISH HATCHERY MEASUREMENT ---------- 66.60 CFS
HUNT/BUCKEYE FISH HATCHERY MEASUREMENT --------- 67.99 CFS

PLEASE NOTE: See attached sheets for measuremnt calculations.

Distance	Depth	Velocity					
4	0	0	0.5	0.15	0.955	0.075	0.071625
4.5	0.3	1.91	0.5	0.35	2.48	0.175	0.434
5	0.4	3.05	0.5	0.35	2.61	0.175	0.45675
5.5	0.3	2.17	0.5	0.4	1.98	0.2	0.396
6	0.5	1.79	0.5	0.5	2.115	0.25	0.52875
6.5	0.5	2.44	0.5	0.4	2.26	0.2	0.452
7	0.3	2.08	0.5	0.35	2.06	0.175	0.3605
7.5	0.4	2.04	0.5	0.45	1.125	0.225	0.253125
8	0.5	0.21	0.5	0.45	2.185	0.225	0.491625
8.5	0.4	4.16	0.5	0.2	2.08	0.1	0.208
9	0	0	-9	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0

Total CFS
3.652375

BUCKEYE FARMS -- MEASUREMENT #1

Distance	Depth	V ity					
1	0	0	1	0.25	0.025	0.25	0.00625
2	0.5	0.05	1	0.55	0.445	0.55	0.24475
3	0.6	0.84	1	0.6	2.09	0.6	1.254
4	0.6	3.34	1	0.6	3.42	0.6	2.052
5	0.6	3.5	1	0.6	3.195	0.6	1.917
6	0.6	2.89	1	0.55	2.385	0.55	1.31175
7	0.5	1.88	1	0.25	0.94	0.25	0.235
8	0	0	-8	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0
			0	0	0	0	0

Total CFS
7.02075

BUCKEYE FARMS -- MEASUREMENT #2

Distance	Depth	Velocity						
1	0	0	1	0.85	0.46	0.85	0.391	
2	1.7	0.92	1	1.7	1.94	1.7	3.298	
3	1.7	2.96	1	1.7	3.215	1.7	5.4655	
4	1.7	3.47	1	1.7	2.87	1.7	4.879	
5	1.7	2.27	1	1.5	1.135	1.5	1.7025	
6	1.3	0	1	0.65	0	0.65	0	
7	0	0	-7	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	
			0	0	0	0	0	

Total CFS
15.736

BUCKEYE FARMS -- MEASUREMENT #3

WEIR MEASUREMENT

MEASUREMENT # 4:

MEASUREMENT # 4 WAS TAKEN ON A WEIR PRIOR TO POND 37. POND 37 DISCHARGES DIRECTLY INTO THE RIVER AND IT WAS NOT POSSIBLE TO ATTAIN A MEASUREMENT AT THAT POINT.

WEIR FORMULA USED:

THE FOLLOWING WEIR FORMULA

Q = (3.33) (LENGTH) (HEAD^1.5)

(This is computed using the Francis formula, neglecting the velocity of approach. Since the measurement was made at a fairly level point velocity of approach was not a factor.)

FLOWS IN CUBIC FEET PER SECOND (CFS)

LENGTH -- 3.85 FT. WEIR
HEAD -- 1.20 FT. HEAD

Q = (3.33) (L) (H^1.5)

Q = (3.33) (3.85) (1.20^1.5) OR Q = 16.85 CFS

WEIR MEASUREMENT

MEASUREMENT # 5:

MEASUREMENT # 5 WAS TAKEN ON A WEIR BETWEEN PONDS 36 AND 37. AT THIS POINT POND 36 DISCHARGES INTO POND 37 AND POND 37 DISCHARGES DIRECTLY INTO THE RIVER AND IT WAS NOT POSSIBLE TO ATTAIN A MEASUREMENT AT THAT POINT.

WEIR FORMULA USED:

THE FOLLOWING WEIR FORMULA

Q = (3.33) (LENGTH) (HEAD^1.5)

(This is computed using the Francis formula, neglecting the velocity of approach. Since the measurement was made at the discharge point of a pond the velocity of approach was not a factor.)

FLOWS IN CUBIC FEET PER SECOND (CFS)

LENGTH -- 4.10 FT. WEIR
HEAD -- 1.20 FT. HEAD
Q = (3.33) (L) (H^1.5)
Q = (3.33) (4.10) (1.20^1.5) OR Q = 17.95 CFS

MEASUREMENT # 6:

MEASUREMENT # 6 WAS TAKEN ON A WEIR AT THE POINT WHERE POND 36 DISCHARGES INTO THE SNAKE RIVER.

WEIR FORMULA USED:

SAME AS ON MEASUREMENT # 5

FLOWS IN CUBIC FEET PER SECOND (CFS)

LENGTH -- 4.05 FT. WEIR
HEAD -- .54 FT. HEAD

Q = (3.33) (L) (H^1.5)

Q = (3.33) (4.05) (.54^1.5) OR Q = 5.35 CFS

WEIR MEASUREMENT

BUCKEYE DITCH MEASUREMENT #7:

THERE WILL BE TWO MEASUREMENTS FROM THIS POINT OF DIVERSION. THE FIRST MEASUREMENT WILL BE FOR THE WATER USED IN THE HUNT/BUCKEYE FISH HATCHERY AND THE OTHER WILL BE FOR THE TOTAL AMOUNT OF WATER IN THE BUCKEYE DITCH.

WEIR FORMULA USED:

THE FOLLOWING WEIR FORMULA

Q = (3.33) (LENGTH) (HEAD^1.5)

(This is computed using the Francis formula, neglecting the velocity of approach. Since the measurement was made at a fairly level point velocity of approach was not a factor.)

FLOWS IN CUBIC FEET PER SECOND (CFS)

TOTAL AMOUNT OF WATER IN BUCKEYE DITCH:

LENGTH -- 4.0 FT. WEIR
HEAD -- 1.25 FT. HEAD
Q = (3.33) (L) (H^1.5)
Q = (3.33) (4.0) (1.25^1.5) OR Q = 18.62 CFS

HUNT/BUCKEYE FISH HATCHERY PORTION OF BUCKEYE DITCH WATER:

LENGTH -- 4.0 FT. WEIR
HEAD -- .98 FT HEAD

Q = (3.33) (L) (H^1.5)
Q = (3.33) (4.05 FT.) (.98 ^ 1.5) OR Q = 12.92 CFS

WEIR MEASUREMENT

MEASUREMENT: #8 AND #9

WHEATHERBY/CURREN WATER'S DISCHARGE INTO HUNT DITCH OUT OF POND #26

THERE WAS WATER FROM HUNT DITCH (MEASUREMENT # 9) ENTERING POND # 26 AND CO-MINGLING WITH WHEATHERBY/CURREN WATER AT ON END OF POND # 26 AND THEN BOTH WHERE DISCHARGED AT THE OTHER END OF THE POND (MEASUREMENT # 8). THEREFORE TO ATTAIN THE TOTAL DISCHARGE OF WHEATHERBY/CURREN WATER OUT OF POND # 26 MEASUREMENT #9 MUST BE SUBTRACTED FROM MEASUREMENT #8.

WEIR FORMULA USED:

THE FOLLOWING WEIR FORMULA

Q = (3.33) (LENGTH) (HEAD^1.5)

(This is computed using the Francis formula, neglecting the velocity of approach. Since the measurement was made at the Discharge Point of a Pond velocity of approach was not a factor.)

FLOWS IN CUBIC FEET PER SECOND (CFS)

MEASUREMENT # 9:

LENGTH -- 4.6 FT. WEIR
HEAD -- .14 FT HEAD

Q = (3.33) (4.6 FT.) (.14 ^ 1.5) = .80 CFS

MEASUREMENT # 8:

LENGTH -- 4.75 FT. WEIR
HEAD -- .60 FT HEAD

Q = (3.33) (4.75 FT.) (.60 ^ 1.5) = 7.35 CFS

TOTAL WHEATHERBY/CURREN WATER DISCHARGE INTO HUNT DITCH FROM POND #26

MEASUREMENT #8 - MEASUREMENT #9 = TOTAL WHEATHERBY/CURREN DISCHARGE

7.35 CFS - .80 CFS = 6.55 WHEATHERBY/CURREN DISCHARGE INTO THE HUNT DITCH

WEIR MEASUREMENT

MEASUREMENT: #10

WHEATHERBY/CURREN DISCHARGE INTO HUNT DITCH FROM POND # 25

WEIR FORMULA USED:

THE FOLLOWING WEIR FORMULA

Q = (3.33) (LENGTH) (HEAD^1.5)

(This is computed using the Francis formula, neglecting the velocity of approach. Since the measurement was made at the discharge point of a pond velocity of approach was not a factor.)

FLOWS IN CUBIC FEET PER SECOND (CFS)

LENGTH -- 4 FT. WEIR
HEAD -- .90 FT HEAD

Q = (3.33) (4 FT.) (.90 ^ 1.5) = 11.37 CFS

TOTAL DISCHARGE OF WHEATHERBY/CURREN WATER INTO HUNT DITCH:

TOTAL WHEATHERBY/CURREN DISCHARGE INTO HUNT DITCH FROM POND #26 (WC POND 26) PLUS WHEATHERBY/CURREN DISCHARGE INTO HUNT DITCH FROM POND # 25 (WC POND 25) EQUALS TOTAL WHEATHERBY/CURREN DISCHARGE INTO HUNT DITCH.

6.55 CFS WC POND 26 + 11.37 WC POND 25 = 17.92 CFS DISCHARGED INTO HUNT DITCH FROM WHEATHERBY & CURREN POINTS OF DIVERSIONS.

WEIR MEASUREMENT

MEASUREMENT: #11

WHEATHERBY P/D

WEIR FORMULA USED:

THE FOLLOWING WEIR FORMULA

Q = (3.33) (LENGTH) (HEAD^1.5)

(This is computed using the Francis formula, neglecting the velocity of approach. Since the measurement was made at the end of a fish raceway velocity of approach was not a factor.)

FLOWS IN CUBIC FEET PER SECOND (CFS)

LENGTH -- 5 FT. WEIR
HEAD -- .37 FT HEAD

Q = (3.33) (5 FT.) (.37 ^ 1.5) = 3.75 CFS

WEIR MEASUREMENT

MEASUREMENT: #12

CURREN P/D

WEIR FORMULA USED:

THE FOLLOWING WEIR FORMULA

Q = (3.33) (LENGTH) (HEAD^1.5)

(This is computed using the Francis formula, neglecting the velocity of approach. Since the measurement was made at [illegible] velocity of approach was not a factor.)

FLOWS IN CUBIC FEET PER SECOND (CFS)

LENGTH -- 10 FT. WEIR
HEAD -- .87 FT HEAD

Q = (3.33) (10 FT.) (.87 ^ 1.5) = 27.35 CFS

WEIR MEASUREMENT

MEASUREMENT: #13

THE WHEATHERBY/CURREN DITCH'S SPLIT INTO TWO CHANNELS:

AFTER THE CURREN AND WHEATHERBY CO-MINGLE THE DITCH FORKS INTO TWO DIRECTIONS. ONE DIRECTION IS USED EXCLUSIVELY BY BUCKEYE FARMS AND THE OTHER DIRECTION IS USED BY OTHER WATER RIGHT HOLDERS OTHER THAN BUCKEYE FARMS.

PLEASE NOTE: THERE WILL BE TWO MEASUREMENTS CALCULATED.

WEIR FORMULA USED:

THE FOLLOWING WEIR FORMULA

Q = (3.33) (LENGTH) (HEAD^1.5)

(This is computed using the Francis formula, neglecting the velocity of approach. Since the measurement was made at a Fairly Level Point velocity of approach was not a factor.)

FLOWS IN CUBIC FEET PER SECOND (CFS)

BUCKEYE FARMS PORTION OF SPLIT:

LENGTH -- 6 FT. WEIR
HEAD -- 1.01 FT HEAD

Q = (3.33) (6 FT.) (1.01 ^ 1.5) = 20.28 CFS

PLEASE NOTE: I am not confident that this reading is as accurate as the polysonic reading on the pipe due to fluctuating water levels.

OTHER USERS PORTION OF SPLIT:

LENGTH -- 6 FT. WEIR
HEAD -- .47 FT. HEAD

Q = (3.33) (6 FT.) (.47 ^ 1.5) = 6.44 CFS

POLYSONIC READINGS

PERMIT #: MEASUREMENT #14

WHEATHERBY/CURREN PIPELINE

FIRST SET OF INFORMATION:

SET - UP IMPUTE DATA USED DURING
PREPARATION FOR FLOW MEASUREMENTS

SECOND SET OF INFORMATION:

THESE ARE THE READINGS TAKEN FOR
THE WELL. **PLEASE NOTE: THE 4GPM
MEANS THE NUMBER SHOWN MUST BE MULTIPLIED
BY 10000.**

FLOWS IN GALLONS PER MINUTE (GPM)

```
   10710
 + 10650
 + 10640
 + 10690
 + 10730
 + 10720
 + 10640
 + 10640
 + 10670
 + 10640
 + 10680
  117410
```

117410 / 11 = 10673.64 GPM

10673.64 / 448.8 = 23.78 CFS

```
13:28+  1.071E 4GPM  00R
      +00000 *10 G   00R
      -00000 *10 G   00R

13:29+  1.065E 4GPM  00R
      +01069 *10 G   00R
      -00000 *10 G   00R

13:30+  1.064E 4GPM  00R
      +02135 *10 G   00R
      -00000 *10 G   00R

13:31+  1.069E 4GPM  00R
      +03202 *10 G   00R
      -00000 *10 G   00R

13:32+  1.073E 4GPM  00R
      +04273 *10 G   00R
      -00000 *10 G   00R

13:33+  1.072E 4GPM  00R
      +05343 *10 G   00R
      -00000 *10 G   00R

13:34+  1.064E 4GPM  00R
      +06410 *10 G   00R
      -00000 *10 G   00R

13:35+  1.064E 4GPM  00R
      +07476 *10 G   00R
      -00000 *10 G   00R

13:36+  1.067E 4GPM  00R
      +08540 *10 G   00R
      -00000 *10 G   00R

13:37+  1.064E 4GPM  00R
      +09607 *10 G   00R
      -00000 *10 G   00R

13:38+  1.068E 4GPM  30H
      +00672 *10 G   00R
      -00000 *10 G   00R
```

1ST SET OF INFORMATION

```
MODE SELECT
        INPUT

OUTER DIAMETER
29.9311   IN

PIPE MATERIAL
?         CS,SS

WALL THICKNESS
0.3780    IN

INNER LINING
?         NO LING.

KIND OF FLUID
?         WATER

SENSOR MOUNTING
?         Z

TYPE OF SENSOR
?         SMALL

DATA CHANGE
?         NO

DATA CHANGE    ER
?         NO

SPACING
12.550    IN Z

MODE SELECT
        T0 CHECK

0556.1   MMSEC
102.02   % T0

01-28 13:4100 *R
+001.90 %  AI2
```

SECOND SET OF INFORMATION

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 9, 1996

Buckeye Ditch
Attn: George Lemmon
1050 E 2727 South
Hagerman, ID 83332

Re: Review of 1995 Water Measurement Report; 1996 Water Measurement Report Forms - Buckeye Ditch

Dear Mr. Lemmon:

Thank you for promptly returning the 1995 water measurement report form. The Department appreciates your effort and cooperation. However, the report which you submitted contains the following problems or deficiencies:

- the water measurement log does not contain a sufficient number of weekly measurements over the full season or period of use. The number of measurements provided in your report may not provide an estimate of annual water withdrawal that is within the Department's acceptable +/- 10% range of measurement accuracy;

- concern regarding use of submerged orifice formula coefficient of 0.70.

Based on review of the measurements which you submitted, it appears that there are enough fluctuations in the diversion to justify recording measurements on a frequency of at least once per week.

IDWR correspondence of May 5, 1995 describes your method of measurement using a submerged orifice formula and coefficient between 0.61 and 0.70. This letter also documents a calibration measurement made by IDWR whereby your method and a coefficient of 0.65 yielded a measurement that was three percent higher than the IDWR current meter measurement. Using a coefficient of 0.7 would have resulted in a higher flow rate and error of about 10 percent. Your report describes using a 0.70 coefficient. You should clarify the coefficient used in your measurements.

Enclosed are new report forms for calendar year 1996. These report forms must be completed during 1996. Because of the above deficiencies with the 1995 report, the Department requests that you submit evidence on or before June 1, 1996, which shows that a sufficient number of measurements are being made and recorded.

orm sw-1
3/95

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JAN 0 5 1996
Department of Water Resources

WATER MEASUREMENT REPORT FORM FOR OPEN CHANNEL MEASUREMENT

1995 Reporting Form

Year end data must be submitted to Idaho Department of Water Resources, 1301 N. Orchard, Boise Idaho 83706, on or before January 15, 1996.

NOTE: Please submit a separate reporting form for each diversion from a public water source. Refer to page 4 for detailed instructions.

This report form may be used for the following diversion:

Diversion Name or Facility: BUCKEYE DITCH
Water Source: BILLINGSLEY CREEK
Water Right(s) Owner or Contact: LEMMON, GEORGE
(owner name(s) may be omitted if there are multiple owners on same diversion)

SECTION 1. Water Right Holder/Operator Information
Name and Address of Water Right Holder
(If there are multiple water right holders on a common ditch or conveyance system, please designate the contact person below)

Current Owner
Name Lemmon George L (Last, First, MI) Phone 937 4806
Address _____ Fax _____
City _____ State & Zip ID 83332

Original Owner *(if sold within last year)*
Name _____ (Last, First, MI) Phone _____
Address _____ Fax _____
City _____ State & Zip _____

Operator or Contact Person
Name Lloyd Close (Last, First, MI) Phone home
Address _____ Fax _____
City Hagerman State & Zip ID, 83332

SECTION 3. Measuring Device Information

A. Type & Description or Measuring Device(s): 2 Parshall flumes

Used gage stick #1 = 59" #2 = 42"

$A' \times \sqrt{64 \times H'} \times 0.7 = C.F.S.$

B. Attach copies of all measuring device rating tables to this report.

SECTION 4. Certification

I hereby certify that the information reported is correct to the best of my knowledge and that I recognize that willful submittal of false or inaccurate data is a violation of law subject to the penalty provisions of Sections 42-311, 42-350 and 42-351, Idaho Code.

Geo H Lemon — Signature
W. M. — Title
Jan - 3 - 95 — Date

Note: Each reporting form shall be accompanied by a report processing fee in the amount of twenty dollars ($20) per diversion made payable to the Idaho Department of Water Resources. (Section 42-701(6), Idaho Code). All domestic uses, as defined in Section 42-111, Idaho Code, and all stockwatering uses, as defined in Section 42-1401A(12), Idaho Code, are exempt from measurement and reporting requirements.

For Department Use Only

Received by _____ Date _____ Time _____

Fee amount submitted _____ Correct? yes _____ no _____

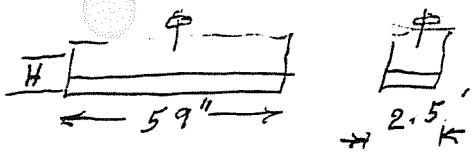
Receipted by _____ Receipt No. _____

Data Entry by _____ Date _____

Total Annual Flow (CFS) _____

Total Annual Volume (Acre-Feet) 14,941.6

Ditch current metered By T. Luke on 4-26-95
Q = 23 cfs
Vol. Est. Adjusted per IDWR meas.



Buckeye open Head 44"

2-20-95	0.25" X 59" speed 15.20' X 0.7-	10 CFS
3-23-95	2" 44"	~~9.18~~ 8.87
4-15-95	0.16'	8.5' ~~12.2~~ ? ~~8.81~~
5-21-95	0.57' 41"	29.5 3.1
6-15-95	5.2' = 6.25" + 2.25" = 0.183' (59" / 21.9', 2.5' / 39', H 28" = 14/sec)	~~26.7~~ 25.8
7-14-95	0.8 + 0.2' H 30" 12.68	37.84
8-17-95	0.82 + 0.28'	42 — 40.8
9-18-95	off H 45" = 5 12.2'	
10-18-95	0.4' + 0.2'	~~40.9~~' 26.6
11-15-95	8.3" + H 48 / 48 speed 1.6'	~~18~~ 18.8
12-16-95	0.3'	~~24~~ 16.8

1995

Buckeye Ditch

by Cleve LLoyd

Stem Height

Jan. 30	Turned down for city construction			
April 17	increase. Screr	No 1. 8"	No 2 = 0	
May 4	"	" " 10"	no 1 = 0	
May 13	decreased	" " 9"	No 2 = 0	
June 6	noon Turned	out.		
June 11	Turn in	No 1 = 10"	No 2 = 3"	
June 26	increased	No 1 = 11"		3
July 14	increased	No 1 = 12"	No 2 = 7"	
Aug 24	decreased	No 1 = 10"		7"
Sept 4	decreased moss	8"		7"
Sept 16 off 20 Sept 20	increased	No 1 = 9"	No 2 = 7"	
Sept 26	decreased	No 1 = 7"	No 2 = 6	
Nov 15	decreased	= 6"		= 4
	decre	No 1 = 6"	No 2 = 0	

Stem Height	C.F.S.	Dec. opening
9" =	29.5 or 31 cfs	0.57'
10" + 3"	25.8	0.52' — 0.18'
11 + 3"		
12 + 7"	37.84	0.8' —
7 - 6"	26.8	
10 - 7"	40.8	
7 - 6"		
8 - 0	23.65 TL	0.5'
6 - 4"	16.8	0.3'
6 - 0	16.8	0.3'

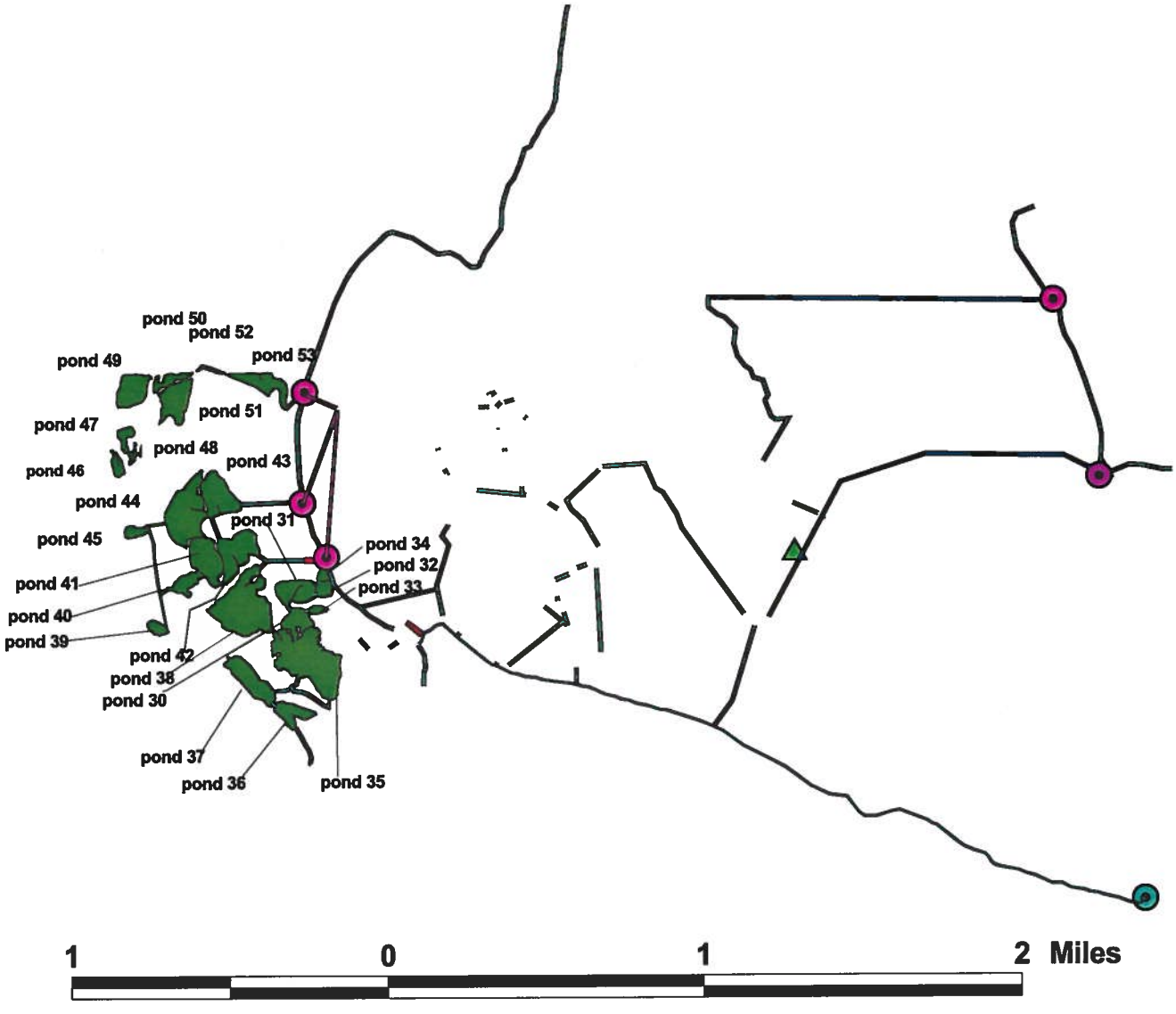
.3' = 3.6"

8" = .58 + 9" = .75' .75 − .58 = .17

3.16

Stem — .17'

PONDS COVERED BY BUCKEY DITCH
BILLINGSLY CREEK



BUCKEYE PONDS FIELD REVIEW					By: ADM Date: 11/5/1998	
Pond #	Area "sq ft"	Perimeter "ft"	Area "Acres"	Ave Depth "ft"	Volume "acre-ft"	
1	40566	1288	0.93	2	1.9	
2	228496	2377	5.25	2.5	13.1	
3	6379	322	0.15	1.5	0.2	
4	37793	941	0.87	1.5	1.3	
5	284686	2771	6.54	8	52.3	
6	208453	2864	4.79	3.3	15.8	
7	78621	1470	1.80	2.5	4.5	
8	277908	3775	6.38	3	19.1	
9	30700	958	0.70	1.5	1.1	
10	45690	1169	1.05	1.5	1.6	
11	177738	2355	4.08	2	8.2	
12	39027	929	0.90	3	2.7	
13	31993	839	0.73	2	1.5	
14	97700	1586	2.24	2.5	5.6	
15	9875	419	0.23	2	0.5	
16	25442	753	0.58	2	1.2	
17	59020	1498	1.35	1.5	2.0	
18	32005	868	0.73	2	1.5	
19	173225	2699	3.98	4.3	17.1	
20	41977	1366	0.96	2.5	2.4	
21	115400	1841	2.65	1	2.6	
22	219948	3544	5.05	2	10.1	
23	19605	603	0.45	1.4	0.6	
24	38006	1300	0.87	2	1.7	
25	325479	3432	7.47	3.4	25.4	
26	152533	3036	3.50	2.4	8.4	
27	94275	1337	2.16	4.4	9.5	
28	64325	1046	1.48	4	5.9	
29	112930	1756	2.59	2.8	7.3	
30	169319	1968	3.89	3	11.7	
31	232575	2605	5.34	2.2	11.7	
32	67887	974	1.56	2	3.1	
33	35017	724	0.80	3	2.4	
34	34652	731	0.80	1.5	1.2	
35	844600	5626	19.39	12	232.7	
36	171851	2113	3.95	2.7	10.7	
37	301993	2599	6.93	4.4	30.5	
38	758743	4898	17.42	8	139.3	
39	62671	989	1.44	2.4	3.5	
40	132411	1958	3.04	6.2	18.8	
41	315314	2387	7.24	2.8	20.3	
42	355752	3195	8.17	6.3	51.5	
43	324754	2669	7.46	2.5	18.6	
44	535113	4083	12.28	2.2	27.0	
45	62569	1057	1.44	2.7	3.9	
46	64004	1662	1.47	2.4	3.5	
47	84817	1871	1.95	2.6	5.1	
48	18065	1162	0.41	1.5	0.6	
49	248118	1999	5.70	3	17.1	
50	92664	1923	2.13	2.6	5.5	
51	285500	2548	6.55	1.6	10.5	
52	30349	1152	0.70	3.5	2.4	
53	235636	3182	5.41	2.7	14.6	
						871.3 Acre-feet TOTAL POND VOLUME
HATCHERY	29946	820	0.69	4	2.7	
HATCHERY	30523	817	0.70	4	2.8	
						5.6 Acre-feet TOTAL HATCHERY VOLUME

PONDS COVERED BY BUCKEYE DITCH (BILLINGSLEY CREEK)

POND #	Area "sq ft"	Perimeter "ft"	Area "Acres"	Ave Depth "ft"	Volume "acre-ft"
30	169319	1968	3.89	3.00	11.70
31	232575	2605	5.34	2.20	11.70
32	67887	974	1.56	2.00	3.10
33	35017	724	0.80	3.00	2.40
34	34652	731	0.80	1.50	1.20
35	844600	5626	19.39	12.00	232.70
36	171851	2113	3.95	2.70	10.70
37	301993	2599	6.93	4.40	30.50
38	758743	4898	17.42	8.00	139.30
39	62671	989	1.44	2.40	3.50
40	132411	1958	3.04	6.20	18.80
41	315314	2387	7.24	2.80	20.30
42	355752	3195	8.17	6.30	51.50
43	324754	2669	7.46	2.50	18.60
44	535113	4083	12.28	2.20	27.00
45	625569	1057	1.44	2.70	3.90
46	64004	1662	1.47	2.40	3.50
47	84817	1871	1.95	2.60	5.10
48	18065	11.62	0.41	1.50	0.60
49	248118	1999	5.70	3.00	17.10
50	92664	1923	2.13	2.60	5.50
51	285500	2548	6.55	1.60	10.50
52	30349	1152	0.70	3.50	2.40
53	235636	3182	5.41	2.70	14.60
TOTAL					**646.20**

OVERLAP REVIEW FOR BUCKEYE FARMS

HUNT DITCH

36-00001	IRRIGATION	DECREED	12.0 CFS
36-00002	IRRIGATION	DECREED	10.45 CFS
* 36-07741	FISH PROPOGATION	PERMIT	24.0 CFS
*36-08729	WILDLIFE AESTHETIC RECREATION	PERMIT	24.0 CFS

BUCKEYE DITCH

36-00003H	IRRIGATION	DECREED	11.9 CFS
36-07739	FISH PROPOGATION	PERMIT	12.0 CFS
*36-08335	WILDLIFE AESTHETIC RECREATION	PERMIT	12.0 CFS
36-07739	FISH PROPOGATION	LICENSE ?	12.0 CFS



WHEATHERBY SPRINGS

36-00015	IRRIGATION	DECREED	6.5 CFS
*36-07740	FISH PROPOGATION	PERMIT	
*36-08728	WILDLIFE AESTHETIC RECREATION	PERMIT	6.5 CFS
T36-00015		TRANSFER	

BILLINGSLEY CREEK

36-00018	IRRIGATION	DECREED	20.0 CFS
*36-07742	FISH PROPOGATION	PERMIT	20.0 CFS
*36-08730	WILDLIFE AESTHETIC RECREATION	PERMIT	20.0 CFS
T36-00018		TRANSFER	

These are the only overlapping rights that seem to have any significance. Applications for permit were not included.

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Right	1 212	TWIN FALLS NORTH SIDE LAND & WATER, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E34																	0
Right	1 213	NORTH SIDE CANAL CO, TWIN FALLS NORTH SIDE LAND & WATER CO,	SNAKE RIVER	07S13E34																	0
Right	1 215	TWIN FALLS NORTH SIDE LAND & WATER CO, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E34																	0
Right	1 220	TWIN FALLS NORTH SIDE LAND & WATER CO, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E34																	0
Claim	2 33	IDAHO POWER CO,	SNAKE RIVER	07S13E34											1	10					11
Claim	2 36	IDAHO POWER CO,	SNAKE RIVER	07S13E34											3						3
Claim	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34	40	40	40	40	40	40	40	40			20	5	40	40	10	20	455
Rec	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34	40	38	40	38	40	34	31	39	7	10			13	17			347
Right	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34	40	38	40	38	40	34	31	39	7	10			13	17			347
Right	36 136	IDAHO POWER CO,	UPPER TUCKER SPRINGS	07S13E34								X							X	X	0
Right	36 137	IDAHO POWER CO,	RILEY CREEK	07S13E34								X							X	X	0
Right	36 187	MORTON REALTY CO LTD,	SPRINGS	07S13E34	X			X													0
Right	36 194	IDAHO POWER CO,	UPPER TUCKER SPRINGS	07S13E34								X							X	X	0
Right	36 195	IDAHO POWER CO,	RILEY CREEK	07S13E34								X							X	X	0
Claim	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34	40	40	40	40	40	40	40	40			20	5	40	40	10	20	455
Rec	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34	40	38	40	38	40	34	31	39	7	10			13	17			347
Right	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34	40	38	40	38	40	34	31	39	7	10			13	17			347
Right	36 2046	IDAHO POWER CO,	RILEY CREEK	07S13E34																10	10
Claim	36 2478	IDAHO POWER CO,	TUCKER SPRINGS	07S13E34												X					0
Claim	36 2478	IDAHO POWER CO,	TUCKER SPRINGS	07S13E34												X					0
Rec	36 2478	IDAHO POWER CO,	UPPER TUCKER SPRINGS	07S13E34											X						0
Rec	36 2478	IDAHO POWER CO,	UPPER TUCKER SPRINGS	07S13E34											X						0
Rec	36 2478	IDAHO POWER CO,	UPPER TUCKER SPRINGS	07S13E34											X						0
Right	36 2478	IDAHO POWER CO,	UPPER TUCKER SPRINGS	07S13E34											X						0
Right	36 2478	IDAHO POWER CO,	UPPER TUCKER SPRINGS	07S13E34											X						0
Right	36 2478	IDAHO POWER CO,	UPPER TUCKER SPRINGS	07S13E34											X						0
Right	36 3	NEW INTERNATIONAL MORTGAGE BANK,	BILLINGSLEY CREEK	07S13E34	X	X	X	X	X	X	X	X	X	X	X		X	X	X	X	0
Claim	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34						5	20			30	10						65
Rec	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34						2	15			10							27
Right	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34						2	15			10							27
Permit	36 7739	BUCKEYE FARMS INC,		07S13E34							X										0
Permit	36 7740	BUCKEYE FARMS INC,	WEATHERBY SPRINGS	07S13E34							X										0
Permit	36 7741	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34							X										0
Permit	36 7742	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34							X										0
Permit	36 8335	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34										X	X						0
Right	36 8424	BUCKEYE FARMS INC,	GROUND WATER	07S13E34							X										0
Permit	36 8728	BUCKEYE FARMS INC,	WEATHERBY SPRINGS	07S13E34	X	X	X				X	X		X	X						0
Permit	36 8729	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34									X	X	X		X	X			0
Permit	36 8730	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34	X	X	X				X	X		X	X						0
App	36 8783	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34	X	X	X	X	X		X	X	X	X	X		X	X			0
App	36 8783	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34	X	X	X	X	X		X	X	X	X	X		X	X			0
App	36 8783	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34							X		X								0
App	36 8784	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34							X										0
App	36 8784	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34							X			X	X						0
App	36 8784	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E34							X			X	X						0
App	36 8785	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34							X		X	X	X		X	X			0
App	36 8785	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34							X		X								0
App	36 8785	BUCKEYE FARMS INC,	RILEY CREEK	07S13E34							X		X	X	X		X	X			0

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Rec	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	40	36	26	10	6			4	1				6	24	5	29	187
Right	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	40	36	26	10	6			4	1				6	24	5	29	187
Rec	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	40	36	26	10	6			4	1				6	24	5	29	187
Right	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	40	36	26	10	6			4	1				6	24	5	29	187
Rec	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33	40	36	26	10	6			4	1				6	24	5	29	187
Right	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33	40	36	26	10	6			4	1				6	24	5	29	187
Claim	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	40	40	40	40	20			10					38	30	38	10	306
Claim	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	40	40	40	40	20			10					38	30	38	10	306
Claim	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33	40	40	40	40	10			10					35	25	10	35	285
Right	36 3	NEW INTERNATIONAL MORTGAGE BANK,	BILLINGSLEY CREEK	07S13E33	X	X	X	X	X			X	X					X	X	X	0
Permit	36 7739	BUCKEYE FARMS INC,		07S13E33				X													0
Permit	36 7740	BUCKEYE FARMS INC,	WEATHERBY SPRINGS	07S13E33				X													0
Permit	36 7741	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33				X													0
Permit	36 7742	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33				X													0
Permit	36 8335	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33			X	X									X	X		X	0
Right	36 8424	BUCKEYE FARMS INC,	GROUND WATER	07S13E33				X													0
Permit	36 8728	BUCKEYE FARMS INC,	WEATHERBY SPRINGS	07S13E33			X	X									X	X		X	0
Permit	36 8729	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	X	X	X	X									X	X		X	0
Permit	36 8730	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33			X	X									X	X		X	0
App	36 8783	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33	X	X	X	X				X	X	X	X		X	X		X	0
App	36 8783	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33	X	X	X	X				X	X	X	X		X	X		X	0
App	36 8784	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33	X	X	X	X	X			X					X	X		X	0
App	36 8784	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E33	X	X	X	X	X			X					X	X		X	0
App	36 8785	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	X	X	X	X				X					X	X		X	0
App	36 8785	BUCKEYE FARMS INC,	RILEY CREEK	07S13E33	X	X	X	X				X					X	X		X	0
Right	1 212	TWIN FALLS NORTH SIDE LAND & WATER, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E33																	0
Right	1 213	NORTH SIDE CANAL CO, TWIN FALLS NORTH SIDE LAND & WATER CO,	SNAKE RIVER	07S13E33																	0
Right	1 215	TWIN FALLS NORTH SIDE LAND & WATER CO, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E33																	0
Right	1 220	TWIN FALLS NORTH SIDE LAND & WATER CO, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E33																	0

Idaho Dept. of Water Resources
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Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
App	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E28															40	35	75
App	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E28															40	35	75
Claim	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E28															40	35	75
Claim	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E28															40	35	75
Claim	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E28															40	35	75
Claim	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E28															40	35	75
Claim	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E28												15			40	40	95
Claim	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E28												15			40	40	95
Claim	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E28												20			40	40	100
Permit	36 3	NEW INTERNATIONAL MORTGAGE BANK,	BILLINGSLEY CREEK	07S13E28			X	X				X	X			X	X	X	X	X	0
Rec	36 8335	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E28												X			X	X	0
Rec	36 8784	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E28												X			X	X	0
Rec	36 8784	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E28												X			X	X	0
Rec	1 212	TWIN FALLS NORTH SIDE LAND & WATER, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E28																	0
Rec	1 213	NORTH SIDE CANAL CO, TWIN FALLS NORTH SIDE LAND & WATER CO,	SNAKE RIVER	07S13E28																	0
Rec	1 215	TWIN FALLS NORTH SIDE LAND & WATER CO, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E28																	0
Rec	1 220	TWIN FALLS NORTH SIDE LAND & WATER CO, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E28																	0
Rec	36 11068	HARRY R GISLER,	GROUND WATER	07S13E28	X																0
Rec	36 11068	HARRY R GISLER,	GROUND WATER	07S13E28	X																0
Rec	36 19B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			9	25									40	23			97
Rec	36 19B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			9	25									40	22			96
Rec	36 21	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E28	X	X															0
Rec	36 21	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E28	20																20
Rec	36 21	LEO BELL, GLENN BELL, MRS E M BELL,	BILLINGSLEY CREEK	07S13E28	X	X															0
Right	36 21B	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E28	X	X															0
Right	36 21B	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E28	40	20															60
Right	36 21B	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E28	X	X															0
Claim	36 21B	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E28	8																8
Right	36 21C	UNITED STATES OF AMERICA,	BILLINGSLEY CREEK	07S13E28	12																12
Claim	36 3B	DAVID O KINGSTON,	BILLINGSLEY CREEK	07S13E28			11	22										20			53
Claim	36 3B	DAVID O KINGSTON,	BILLINGSLEY CREEK	07S13E28													40				40
Rec	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			X	X									X	X			0
Rec	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			9	25									40	23			97
Right	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			9	25									40	23			97
Right	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			X	X									X	X			0
Right	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			9	25									40	22			96
Right	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			X	X													0
Right	36 5B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			9	25									40	23			97
Right	36 5B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E28			9	25									40	22			96

Idaho Dept. of Water Resources
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Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E27											40	40			40	40	160
Rec	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E27											32	40			40	40	152
Right	36 1	BUCKEYE FARMS INC,	RILEY CREEK	07S13E27											32	40			40	40	152
Claim	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E27											40	40			40	40	160
Rec	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E27											32	40			40	40	152
Right	36 2	BUCKEYE FARMS INC,	RILEY CREEK	07S13E27											32	40			40	40	152
Right	36 2007	BIG BEND IRRIGATION & MINING CO LTD,	TUCKER SPRINGS	07S13E27			X		X			X	X	X	X	X	X	X	X	X	0
Right	36 5	AMANDA J GOODING,	BILLINGSLEY CREEK	07S13E27											X	X			X	X	0
Permit	36 8728	BUCKEYE FARMS INC,	WEATHERBY SPRINGS	07S13E27											X	X			X	X	0
Permit	36 8730	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E27											X	X			X	X	0
App	36 8783	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E27															X	X	0
App	36 8783	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E27															X	X	0
Claim	36 10524	ORLAND PETERSON,	GROUND WATER	07S13E27																X	0
Right	36 10524	ORLAND PETERSON,	GROUND WATER	07S13E27																X	0
Right	36 187	MORTON REALTY CO LTD,	SPRINGS	07S13E27																X	0
Rec	36 133	BIG BEND IRRIGATION & MINING CO,	LOWER TUCKER SPRINGS, UPPER TUCKER SPRINGS	07S13E27	18	7	25	22										12	15		99
Right	36 133	BIG BEND IRRIGATION & MINING CO,	LOWER TUCKER SPRINGS, UPPER TUCKER SPRINGS	07S13E27	18	7	25	22										12	15		99
Rec	36 192	BIG BEND IRRIGATION & MINING CO,	LOWER TUCKER SPRINGS, UPPER TUCKER SPRINGS	07S13E27	18	7	25	22										12	15		99
Right	36 192	BIG BEND IRRIGATION & MINING CO,	LOWER TUCKER SPRINGS, UPPER TUCKER SPRINGS	07S13E27	18	7	25	22										12	15		99
Right	1 212	TWIN FALLS NORTH SIDE LAND & WATER, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E27																	0
Right	1 213	NORTH SIDE CANAL CO, TWIN FALLS NORTH SIDE LAND & WATER CO,	SNAKE RIVER	07S13E27																	0
Right	1 215	TWIN FALLS NORTH SIDE LAND & WATER CO, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E27																	0
Right	1 220	TWIN FALLS NORTH SIDE LAND & WATER CO, NORTH SIDE CANAL CO,	SNAKE RIVER	07S13E27																	0
Claim	36 10207A	JANANNE VARGO,	GROUND WATER	07S13E27		X															0
Right	36 10207A	JANANNE VARGO,	GROUND WATER	07S13E27		X															0
Claim	36 10207B	MARDELL RADTKE, GAIL LEE DAVIS,	GROUND WATER	07S13E27		X															0
Right	36 10207B	SHERRI MARTINAT, RICK L MARTINAT,	GROUND WATER	07S13E27		X															0
Claim	36 10334	EDNA M REA,	GROUND WATER	07S13E27			X														0
Claim	36 10334	EDNA M REA,	GROUND WATER	07S13E27			X														0
Right	36 10334	EDNA M REA,	GROUND WATER	07S13E27			X														0
Right	36 10334	EDNA M REA,	GROUND WATER	07S13E27			X														0
Claim	36 10392	NELLIE DRAGE, GORDON DRAGE,	GROUND WATER	07S13E27		X															0
Claim	36 10392	NELLIE DRAGE, GORDON DRAGE,	GROUND WATER	07S13E27		X															0
Right	36 10392	NELLIE DRAGE, GORDON DRAGE,	GROUND WATER	07S13E27		X															0
Right	36 10392	NELLIE DRAGE, GORDON DRAGE,	GROUND WATER	07S13E27		X															0
Claim	36 10472	RUTH F SCHEUERMANN,	GROUND WATER	07S13E27		X															0
Right	36 10472	CHARMAIN MAYS, HAROLD E MAYS,	GROUND WATER	07S13E27		X															0
Claim	36 10513	BARBARA GARDNER,	GROUND WATER	07S13E27							X										0
Right	36 10513	BARBARA GARDNER,	GROUND WATER	07S13E27							X										0
Claim	36 10521	LYNN J BABINGTON,	GROUND WATER	07S13E27								X									0
Right	36 10521	KATHY L BABINGTON, LYNN J BABINGTON,	GROUND WATER	07S13E27								X									0
Claim	36 10540	THOMAS L HARBISON, TERRI A HARBISON,	GROUND WATER	07S13E27										X							0
Right	36 10540	THOMAS L HARBISON, TERRI A HARBISON,	GROUND WATER	07S13E27										X							0
Claim	36 10616	DENNIS N HOFFMAN, TINA I HOFFMAN,	GROUND WATER	07S13E27		X															0

Right	36 10616	TINA I HOFFMAN, DENNIS N HOFFMAN,	GROUND WATER	07S13E27		X															0
Claim	36 10622	ROY E SAUER, VIVA SAUER,	GROUND WATER	07S13E27	X																0
Claim	36 10622	ROY E SAUER, VIVA SAUER,	GROUND WATER	07S13E27	X																0
Right	36 10622	VIVA SAUER, ROY E SAUER,	GROUND WATER	07S13E27	X																0
Right	36 10622	VIVA SAUER, ROY E SAUER,	GROUND WATER	07S13E27	X																0
Claim	36 11069	HARRY R GISLER,	GROUND WATER	07S13E27						X											0
Right	36 11069	HARRY R GISLER,	GROUND WATER	07S13E27						X											0
Claim	36 11C	IVAN GUSTAFSON,	WEATHERBY SPRINGS	07S13E27				9									9				18
Rec	36 133	BIG BEND IRRIGATION & MINING CO,	UPPER TUCKER SPRINGS	07S13E27	18	7	25	22									12	15			99
Claim	36 133	BIG BEND IRRIGATION & MINING CO,	UPPER TUPPER SPRINGS	07S13E27	29		40	40									40				149
Claim	36 15104	IVAN GUSTAFSON,	GROUND WATER	07S13E27				X													0
Claim	36 15104	IVAN GUSTAFSON,	GROUND WATER	07S13E27				X													0
Right	36 15104	IVAN GUSTAFSON,	GROUND WATER	07S13E27				X													0
Right	36 15104	IVAN GUSTAFSON,	GROUND WATER	07S13E27				X													0
Claim	36 15106	PETE VEENSTRA JR,	GROUND WATER	07S13E27	X																0
Right	36 15106	PETE VEENSTRA JR,	GROUND WATER	07S13E27	X																0
Claim	36 15457	IVAN GUSTAFSON,	GROUND WATER	07S13E27				X													0
Right	36 15457	IVAN GUSTAFSON,	GROUND WATER	07S13E27				X													0
Claim	36 15479	WILLIAM B SHAPPEE,	GROUND WATER	07S13E27	X																0
Rec	36 15479	WILLIAM B SHAPPEE,	GROUND WATER	07S13E27	X																0
Claim	36 15525	GUSTAFSON FAMILY TRUST,	WASTEWATER	07S13E27													3	29			32
Rec	36 15663	WILLIAM B SHAPPEE,	WEATHERBY SPRINGS	07S13E27	0.25																0.25
Claim	36 15664	GWENDOLYN PEARSON TZANAKAKIS, NIKO TZANAKAKIS,	WEATHERBY SPRINGS	07S13E27	5.7																5.7
Right	36 19	HARLAN BELL,	BILLINGSLEY CREEK	07S13E27							X			X							0
Claim	36 192	BIG BEND IRRIGATION & MINING CO,	LOWER TUCKER SPRINGS	07S13E27	29		40	40									40				149
Rec	36 192	BIG BEND IRRIGATION & MINING CO,	LOWER TUCKER SPRINGS	07S13E27	18	7	25	22									12	15			99
Claim	36 19A	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								24									24
Claim	36 19A	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								X									0
Claim	36 19B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							30				9						39
Claim	36 19B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							X										0
Rec	36 19B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							24				9						33
Rec	36 19B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							X										0
Claim	36 19C	DOYT H SIMCOE, ROXIE J SIMCOE,	BILLINGSLEY CREEK	07S13E27										40	18						58
Claim	36 19C	DOYT H SIMCOE, ROXIE J SIMCOE,	BILLINGSLEY CREEK	07S13E27									X	X							0
Claim	36 19D	RAYBURN B MC CLURE,	BILLINGSLEY CREEK	07S13E27											10						10
Rec	36 19D	RAYBURN B MC CLURE,	BILLINGSLEY CREEK	07S13E27											8.5						8.5
Right	36 20	HARLAN BELL,	RILEY CREEK, UPPER TUCKER SPRINGS	07S13E27							X				X						0
Claim	36 2007	BIG BEND IRRIGATION & MINING CO,	UPPER TUCKER SPRINGS	07S13E27	29		40	40									40				149
Right	36 2029	JOHN MC CARTY,	JONES SPRING	07S13E27	40			40									40				120
Rec	36 21	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E27						X											0
Rec	36 21	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E27							32										32
Right	36 21	LEO BELL, GLENN BELL, MRS E M BELL,	BILLINGSLEY CREEK	07S13E27						X											0
Claim	36 21B	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E27						X											0
Claim	36 21B	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E27							40										40
Rec	36 21B	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E27						X											0
Rec	36 21B	HARRY R GISLER,	BILLINGSLEY CREEK	07S13E27							32										32
TClaim	36 24B	ORLAND PETERSON,	BILLINGSLEY CREEK	07S13E27					31												31
Right	36 3	NEW INTERNATIONAL MORTGAGE BANK,	BILLINGSLEY CREEK	07S13E27			X				X	X	X	X				X			0

Claim	36 33C	LEROY E ELLIS, CONSTANCE L ELLIS,	WEATHERBY SPRINGS	07S13E27	8																8
Claim	36 33D	ROY E SAUER, VIVA SAUER,	WEATHERBY SPRINGS	07S13E27	3																3
Rec	36 33D	VIVA SAUER, ROY E SAUER,	WEATHERBY SPRINGS	07S13E27	1																1
Rec	36 33D	ROY E SAUER, VIVA SAUER,	WEATHERBY SPRINGS	07S13E27	1																1
Claim	36 33E	EDNA M REA,	WEATHERBY SPRINGS	07S13E27				17													17
Rec	36 33E	EDNA M REA,	WEATHERBY SPRINGS	07S13E27				17													17
Rec	36 33E	EDNA M REA,	WEATHERBY SPRINGS	07S13E27				17													17
Rec	36 33F	GUSTAFSON FAMILY TRUST,	WEATHERBY SPRINGS	07S13E27														11			11
Right	36 33F	GUSTAFSON FAMILY TRUST,	WEATHERBY SPRINGS	07S13E27														11			11
Rec	36 33G	GENEVIEVE R STRINGER, GEORGE M STRINGER,	WEATHERBY SPRINGS	07S13E27	9.5																9.5
Right	36 34	DOYLE O CLIFFORD, ELVIRA E MC CORKLE, RICHARD C CLIFFORD, ETHEL C SMITH, HOWARD F CLIFFORD, WILLIAM H CLIFFORD, FRANCES M CLIFFORD, EDNA N CLIFFORD,	BILLINGSLEY CREEK	07S13E27	X	X		X										X			0
Claim	36 34B	ROGER SHAFFER,	BILLINGSLEY CREEK	07S13E27		1															1
Rec	36 34B	ROGER SHAFFER,	BILLINGSLEY CREEK	07S13E27		1															1
Rec	36 34B	ROGER SHAFFER,	BILLINGSLEY CREEK	07S13E27		1															1
Claim	36 34C	NELLIE DRAGE, GORDON DRAGE,	BILLINGSLEY CREEK	07S13E27		5															5
Claim	36 34E	KATHLEEN BROWN, LLOYD BROWN,	BILLINGSLEY CREEK	07S13E27		8															8
Rec	36 34E	LLOYD BROWN, KATHLEEN BROWN,	BILLINGSLEY CREEK	07S13E27		8															8
Right	36 34E	KATHLEEN BROWN, LLOYD BROWN,	BILLINGSLEY CREEK	07S13E27		8															8
Claim	36 34F	MARDELL RADTKE, GAIL LEE DAVIS,	BILLINGSLEY CREEK	07S13E27		1.5															1.5
Rec	36 34F	RICK L MARTINAT, SHERRI MARTINAT,	BILLINGSLEY CREEK	07S13E27		1.5															1.5
Rec	36 34F	RICK L MARTINAT, SHERRI MARTINAT,	BILLINGSLEY CREEK	07S13E27		1.5															1.5
Claim	36 34G	CHARMAIN MAYS, HAROLD E MAYS,	BILLINGSLEY CREEK	07S13E27		2															2
Claim	36 34G	CHARMAIN MAYS, HAROLD E MAYS,	BILLINGSLEY CREEK	07S13E27		X															0
Rec	36 35E	KATHLEEN BROWN, LLOYD BROWN,	BILLINGSLEY CREEK	07S13E27		8															8
Right	36 35E	LLOYD BROWN, KATHLEEN BROWN,	BILLINGSLEY CREEK	07S13E27		8															8
Claim	36 35E	KATHLEEN BROWN, LLOYD BROWN,	WEATHERBY SPRINGS	07S13E27		8															8
Claim	36 35F	COVEY HERITAGE,	WEATHERBY SPRINGS	07S13E27		1.5															1.5
Claim	36 35G	JANANNE VARGO,	WEATHERBY SPRINGS	07S13E27		0.5															0.5
Rec	36 35H	GORDON DRAGE, NELLIE DRAGE,	BILLINGSLEY CREEK	07S13E27		5															5
Right	36 35H	NELLIE DRAGE, GORDON DRAGE,	BILLINGSLEY CREEK	07S13E27		5															5
Claim	36 3A	EDNA M REA,	BILLINGSLEY CREEK	07S13E27			X														0
Claim	36 3A	EDNA M REA,	BILLINGSLEY CREEK	07S13E27			13														13
Rec	36 3A	EDNA M REA,	BILLINGSLEY CREEK	07S13E27			13														13
Rec	36 3A	EDNA M REA,	BILLINGSLEY CREEK	07S13E27			X														0
Rec	36 3A	EDNA M REA,	BILLINGSLEY CREEK	07S13E27			13														13
Rec	36 3A	EDNA M REA,	BILLINGSLEY CREEK	07S13E27			X														0
Rec	36 3A	EDNA M REA,	BILLINGSLEY CREEK	07S13E27			X														0
Rec	36 3A	EDNA M REA,	BILLINGSLEY CREEK	07S13E27			13														13
Claim	36 3B	DAVID O KINGSTON,	BILLINGSLEY CREEK	07S13E27							25										25
Claim	36 3B	DAVID O KINGSTON,	BILLINGSLEY CREEK	07S13E27										11							11
Rec	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							X			X							0
Rec	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							23			9							32

Rec	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							23			9								32
Rec	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							X			X								0
Rec	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							24			9								33
Rec	36 3B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							X											0
Claim	36 3C	LYNN J BABINGTON, KATHY L BABINGTON,	BILLINGSLEY CREEK	07S13E27								10										10
Rec	36 3C	LYNN J BABINGTON, KATHY L BABINGTON,	BILLINGSLEY CREEK	07S13E27								10										10
Rec	36 3C	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								10										10
Rec	36 3C	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								24										24
Rec	36 3C	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								X										0
Claim	36 3D	TERRI A HARBISON, THOMAS L HARBISON,	BILLINGSLEY CREEK	07S13E27											10							10
Rec	36 3D	THOMAS L HARBISON, TERRI A HARBISON,	BILLINGSLEY CREEK	07S13E27											2							2
Rec	36 3D	RAYBURN B MC CLURE, KAREN J MC CLURE,	BILLINGSLEY CREEK	07S13E27											2							2
Rec	36 3D	RAYBURN B MC CLURE, KAREN J MC CLURE,	BILLINGSLEY CREEK	07S13E27											2							2
Claim	36 3F	ROXIE J SIMCOE, DOYT H SIMCOE,	BILLINGSLEY CREEK	07S13E27									40									40
Rec	36 3F	ROXIE J SIMCOE, DOYT H SIMCOE,	BILLINGSLEY CREEK	07S13E27									40									40
Rec	36 3F	ROXIE J SIMCOE, DOYT H SIMCOE,	BILLINGSLEY CREEK	07S13E27									40									40
Rec	36 3F	ROXIE J SIMCOE, DOYT H SIMCOE,	BILLINGSLEY CREEK	07S13E27									40		18							58
Rec	36 3F	ROXIE J SIMCOE, DOYT H SIMCOE,	BILLINGSLEY CREEK	07S13E27									X		X							0
Claim	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E27												5						5
Rec	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E27												1						1
Right	36 3H	BUCKEYE FARMS INC,	BILLINGSLEY CREEK	07S13E27												1						1
Rec	36 3J		BILLINGSLEY CREEK	07S13E27							1	14										15
Rec	36 3J		BILLINGSLEY CREEK	07S13E27							X	X										0
Claim	36 3K	BARBARA GARDNER,	BILLINGSLEY CREEK	07S13E27							10											10
Rec	36 3K	MIKE ENGLES, MARIA YVONNE ANDERSON,	BILLINGSLEY CREEK	07S13E27							1											1
Rec	36 3K	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							1											1
Rec	36 3K	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							X											0
Claim	36 3L	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27																		0
Claim	36 3L	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								27.5										27.5
Claim	36 3L	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27																		0
Rec	36 3L	LYNN J BABINGTON, KATHY L BABINGTON,	BILLINGSLEY CREEK	07S13E27								14										14
Rec	36 3L	LYNN J BABINGTON, KATHY L BABINGTON,	BILLINGSLEY CREEK	07S13E27								X										0
Claim	36 3M	DOYT H SIMCOE, ROXIE J SIMCOE,	BILLINGSLEY CREEK	07S13E27											18.5							18.5
Claim	36 5A	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								24										24
Claim	36 5A	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								X										0
Rec	36 5A	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								24										24
Rec	36 5A	KATHY L BABINGTON, LYNN J BABINGTON,	BILLINGSLEY CREEK	07S13E27								X										0
Claim	36 5B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							30				9							39
Claim	36 5B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							X											0
Rec	36 5B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							24				9							33
Rec	36 5B	KINGSTON PROPERTIES LP,	BILLINGSLEY CREEK	07S13E27							X											0
Claim	36 5C	DOYT H SIMCOE, ROXIE J SIMCOE,	BILLINGSLEY CREEK	07S13E27									40		18							58
Claim	36 5C	DOYT H SIMCOE, ROXIE J SIMCOE,	BILLINGSLEY CREEK	07S13E27									X		X							0
Claim	36 7252	FRED I STURTEVANT, JOYCE STURTEVANT,	GROUND WATER	07S13E27																		0
Claim	36 7252	FRED I STURTEVANT, JOYCE STURTEVANT,	GROUND WATER	07S13E27		X																0
Right	36 7252	KJELL QVALE,	GROUND WATER	07S13E27		X																0
Right	36 7252	KJELL QVALE,	GROUND WATER	07S13E27		X																0
Right	36 7437	WILMA A SMITH, HAROLD SMITH,	GROUND WATER	07S13E27		X																0
Claim	36 7437A	KATHLEEN BROWN, LLOYD BROWN,	GROUND WATER	07S13E27		X																0
Claim	36 7437B	COVEY HERITAGE,	GROUND WATER	07S13E27		X																0
Claim	36 8158	NIKO A TZANAKAKIS, GWENDOLYN PEARSON TZANAKAKIS,	GROUND WATER	07S13E27	1																	1
Claim	36 8158	NIKO A TZANAKAKIS, GWENDOLYN PEARSON TZANAKAKIS,	GROUND WATER	07S13E27	X																	0
Claim	36 8158	NIKO A TZANAKAKIS, GWENDOLYN PEARSON TZANAKAKIS,	GROUND WATER	07S13E27	X																	0
Rec	36 8158	NIKO A TZANAKAKIS, GWENDOLYN PEARSON TZANAKAKIS,	GROUND WATER	07S13E27	X																	0

Rec	36 8158	NIKO A TZANAKAKIS, GWENDOLYN PEARSON TZANAKAKIS,	GROUND WATER	07S13E27	X																	0
Rec	36 8158	NIKO A TZANAKAKIS, GWENDOLYN PEARSON TZANAKAKIS,	GROUND WATER	07S13E27	0.5																	0.5
Right	36 8158	GWENDOLYN PEARSON TZANAKAKIS, NIKO A TZANAKAKIS,	GROUND WATER	07S13E27	X																	0
Right	36 8158	GWENDOLYN PEARSON TZANAKAKIS, NIKO A TZANAKAKIS,	GROUND WATER	07S13E27	0.5																	0.5
Right	36 8158	GWENDOLYN PEARSON TZANAKAKIS, NIKO A TZANAKAKIS,	GROUND WATER	07S13E27	X																	0
Permit	36 8567	BIG BEND MINING & IRRIGATION CO,		07S13E27				X										X	X			0
Claim	36 87	ORLAND PETERSON,	BILLINGSLEY CREEK	07S13E27					31													31
Rec	36 87	ORLAND PETERSON,	BILLINGSLEY CREEK	07S13E27					31													31
Right	36 87	ORLAND PETERSON,	BILLINGSLEY CREEK	07S13E27					31													31
TClaim	36 87	ORLAND PETERSON,	BILLINGSLEY CREEK	07S13E27					31													31
App	36 8746	WILLIAM B SHAPPEE,	WASTEWATER	07S13E27	5																	5
Permit	36 8752	GUSTAFSON FAMILY TRUST,	TUCKER SPRINGS	07S13E27														X	X			0
Claim	36 88	ORLAND PETERSON,	BILLINGSLEY CREEK	07S13E27					31													31

Buckeye Ditch Diversion from Billingsley Creek

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	3	C	Decreed	Active	1884-09-10	0.3	BILLINGSLEY CREEK	IRRIGATION	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)		Adjudication Claim
36	3	L	Decreed	Active	1884-09-10	1.97	BILLINGSLEY CREEK	FISH PROPAGATION, IRRIGATION, STOCKWATER	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)		Adjudication Claim
36	3	H	Decreed	Active	1884-09-10	12	BILLINGSLEY CREEK	IRRIGATION	BUCKEYE FARMS INC (Current)		Adjudication Claim
36	3	K	Decreed	Active	1884-09-10	0.71	BILLINGSLEY CREEK	IRRIGATION	GARDNER, BARBARA (Current)		Adjudication Claim
36	3	D	Decreed	Active	1884-09-10	0.24	BILLINGSLEY CREEK	IRRIGATION	HARBISON, TERRI A (Current); HARBISON, THOMAS L (Current)		Adjudication Claim
36	3	B	Decreed	Active	1884-09-10	7.16	BILLINGSLEY CREEK	FISH PROPAGATION, IRRIGATION, STOCKWATER	KINGSTON, DAVID O (Current)		Adjudication Claim
36	3	G	Decreed	Active	1884-09-10	0.4	BILLINGSLEY CREEK	IRRIGATION	LLOYD, CLEAVE (Current)		Adjudication Claim
36	3	A	Decreed	Active	1884-09-10	1.6	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	REA, EDNA M (Current)		Adjudication Claim
36	3	F	Decreed	Active	1884-09-10	0.8	BILLINGSLEY CREEK	IRRIGATION	SIMCOE, DOYT H (Current); SIMCOE, ROXIE J (Current)		Adjudication Claim
36	3	M	Decreed	Active	1884-09-10	1.32	BILLINGSLEY CREEK	IRRIGATION	SIMCOE, DOYT H (Current); SIMCOE, ROXIE J (Current)		Adjudication Claim
36	3	K	Decreed	Active	1884-09-10	0.03	BILLINGSLEY CREEK	IRRIGATION	ANDERSON, MARIA YVONNE (Current); ENGLES, MIKE (Current)	1	Adjudication Recommendation
36	3	C	Decreed	Active	1884-09-10	0.3	BILLINGSLEY CREEK	IRRIGATION	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)	1	Adjudication Recommendation
36	3	C	Decreed	Active	1884-09-10	0.3	BILLINGSLEY CREEK	IRRIGATION	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)	2	Adjudication Recommendation
36	3	C	Decreed	Active	1884-09-10	0.87	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)	3	Adjudication Recommendation

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36	3	L	Decreed	Active	1884-09-10	0.43	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)	1	Adjudication Recommendation
36	3	H	Decreed	Active	1884-09-10	11.9	BILLINGSLEY CREEK	IRRIGATION	BUCKEYE FARMS INC (Current)	1	Adjudication Recommendation
36	3	D	Decreed	Active	1884-09-10	0.24	BILLINGSLEY CREEK	IRRIGATION	HARBISON, TERRI A (Current); HARBISON, THOMAS L (Current)	1	Adjudication Recommendation
36	3	B	Decreed	Active	1884-09-10	5	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	KINGSTON PROPERTIES LP (Current)	1	Adjudication Recommendation
36	3	B	Decreed	Active	1884-09-10	5	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	KINGSTON PROPERTIES LP (Current)	2	Adjudication Recommendation
36	3	B	Decreed	Active	1884-09-10	7.16	BILLINGSLEY CREEK	FISH PROPAGATION, IRRIGATION, STOCKWATER	KINGSTON PROPERTIES LP (Current)	3	Adjudication Recommendation
36	3	K	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	KINGSTON PROPERTIES LP (Current)	2	Adjudication Recommendation
36	3	G	Decreed	Active	1884-09-10	0.19	BILLINGSLEY CREEK	DOMESTIC, IRRIGATION	LLOYD, BETTY (Current); LLOYD, CLEAVE (Current)	1	Adjudication Recommendation
36	3	D	Decreed	Active	1884-09-10	0.24	BILLINGSLEY CREEK	IRRIGATION	MC CLURE, KAREN J (Current); MC CLURE, RAYBURN B (Current)	2	Adjudication Recommendation
36	3	D		Active	1884-09-10	0.24	BILLINGSLEY CREEK	IRRIGATION	MC CLURE, KAREN J (Current); MC CLURE, RAYBURN B (Current)	3	Adjudication Recommendation
36	3	A	Decreed	Active	1884-09-10	0.41	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	REA, EDNA M (Current)	1	Adjudication Recommendation
36	3	A	Decreed	Active	1884-09-10	0.45	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	REA, EDNA M (Current)	2	Adjudication Recommendation
36	3	A	Decreed	Active	1884-09-10	0.57	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	REA, EDNA M (Current)	3	Adjudication Recommendation
36	3	F	Decreed	Active	1884-09-10	0.8	BILLINGSLEY CREEK	IRRIGATION	SIMCOE, DOYT H (Current); SIMCOE, ROXIE J (Current)	1	Adjudication Recommendation
36	3	F	Decreed	Active	1884-09-10	0.8	BILLINGSLEY CREEK	IRRIGATION	SIMCOE, DOYT H (Current); SIMCOE, ROXIE J (Current)	2	Adjudication Recommendation
36	3	F	Decreed	Active	1884-09-10	1.54	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	SIMCOE, DOYT H (Current); SIMCOE, ROXIE J (Current)	3	Adjudication Recommendation

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36	3	E	Decreed	Active	1884-09-10	0.2	BILLINGSLEY CREEK	IRRIGATION	VERNON, EDITH L (Current)	1	Adjudication Recommendation
36	3	E	Decreed	Active	1884-09-10	0.2	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	VERNON, EDITH L (Current)	2	Adjudication Recommendation
36	3	J	Decreed	Active	1884-09-10	0.46	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER		1	Adjudication Recommendation
36	3	H	Decreed	Active	1884-09-10	11.9	BILLINGSLEY CREEK	IRRIGATION	BUCKEYE FARMS INC (Current)		Water Right
36	3	G	Decreed	Active	1884-09-10	0.19	BILLINGSLEY CREEK	DOMESTIC, IRRIGATION	LLOYD, BETTY (Current); LLOYD, CLEAVE (Current)		Water Right
36	3		Decreed	Active	1884-09-10	20	BILLINGSLEY CREEK	IRRIGATION	NEW INTERNATIONAL MORTGAGE BANK (Current)		Water Right
36	5	A	Decreed	Active	1884-09-10	0.96	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)		Adjudication Claim
36	5	B	Decreed	Active	1884-09-10	2.16	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	KINGSTON PROPERTIES LP (Current)		Adjudication Claim
36	5	C	Decreed	Active	1884-09-10	1.54	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	SIMCOE, DOYT H (Current); SIMCOE, ROXIE J (Current)		Adjudication Claim
36	5	A	Decreed	Active	1884-09-10	0.09	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)	1	Adjudication Recommendation
36	5	B	Decreed	Active	1884-09-10	0.55	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	KINGSTON PROPERTIES LP (Current)	1	Adjudication Recommendation
36	5		Decreed	Active	1884-09-10	3	BILLINGSLEY CREEK	IRRIGATION	GOODING, AMANDA J (Current)		Water Right
36	19	A	Decreed	Active	1884-09-10	0.96	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BABINGTON, KATHY L (Current); BABINGTON, LYNN J (Current)		Adjudication Claim
36	19	B	Decreed	Active	1884-09-10	2.16	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	KINGSTON PROPERTIES LP (Current)		Adjudication Claim
36	19	D	Decreed	Active	1884-09-10	0.24	BILLINGSLEY CREEK	IRRIGATION	MC CLURE, RAYBURN B (Current)		Adjudication Claim
36	19	C	Decreed	Active	1884-09-10	1.54	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	SIMCOE, DOYT H (Current); SIMCOE, ROXIE J (Current)		Adjudication Claim
36	19	B	Decreed	Active	1884-09-10	1.92	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	KINGSTON PROPERTIES LP (Current)	1	Adjudication Recommendation

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	19	D	Decreed	Active	1884-09-10	0.24	BILLINGSLEY CREEK	IRRIGATION	MC CLURE, RAYBURN B (Current)	1	Adjudication Recommendation
36	19		Decreed	Active	1884-09-10	2.16	BILLINGSLEY CREEK	IRRIGATION	BELL, HARLAN (Current)		Water Right
36	21		Decreed	Active	1884-03-30	14.4	BILLINGSLEY CREEK	IRRIGATION	BELL, GLENN (Current); BELL, LEO (Current); BELL, MRS E M (Current)		Water Right
36	24		Decreed	Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		Adjudication Claim
36	24		Decreed	Active	1884-03-30	0.87	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)	1	Adjudication Recommendation
36	24		Decreed	Active	1884-03-30	0.87	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		Water Right
36	24			Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		xrFromAdjClaimList
36	24	A		Active	1884-03-30	0.59	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		xrToAdjClaimList
36	24	B		Active	1884-03-30	0.28	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		xrToAdjClaimList
36	25		Decreed	Active	1884-09-10	0.2	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		Adjudication Claim
36	26		Decreed	Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BROWN, LLOYD (Current)		Adjudication Claim
36	26		Decreed	Active	1884-03-30	1.05	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BROWN, LLOYD (Current)	1	Adjudication Recommendation
36	26		Decreed	Active	1884-03-30	2.08	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BROWN, LLOYD (Current)	2	Adjudication Recommendation
36	26		Decreed	Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION	BLACKHART, MABEL (Current)		Water Right
36	27		Decreed	Active	1884-09-10	0.4	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BROWN, LLOYD (Current)		Adjudication Claim
36	27		Decreed	Active	1884-09-10	0.4	BILLINGSLEY CREEK	IRRIGATION	BLACKHART, MABEL (Current)		Water Right
36	34	E	Decreed	Active	1884-03-30	0.1	BILLINGSLEY CREEK	IRRIGATION	BROWN, KATHLEEN (Current); BROWN, LLOYD (Current)		Adjudication Claim
36	34	F	Decreed	Active	1884-03-30	0.06	BILLINGSLEY CREEK	IRRIGATION	DAVIS, GAIL LEE (Current); RADTKE, MARDELL (Current)		Adjudication Claim

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36	34	G	Decreed	Active	1884-03-30	0.08	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	MAYS, CHARMAIN (Current); MAYS, HAROLD E (Current)		Adjudication Claim
36	34	B	Decreed	Active	1884-03-30	0.02	BILLINGSLEY CREEK	IRRIGATION	SHAFFER, ROGER (Current)		Adjudication Claim
36	34	E	Decreed	Active	1884-03-30	0.1	BILLINGSLEY CREEK	IRRIGATION	BROWN, KATHLEEN (Current); BROWN, LLOYD (Current)	1	Adjudication Recommendation
36	34	F	Decreed	Active	1884-03-30	0.06	BILLINGSLEY CREEK	IRRIGATION	MARTINAT, RICK L (Current); MARTINAT, SHERRI (Current)	1	Adjudication Recommendation
36	34	F	Decreed	Active	1884-03-30	0.06	BILLINGSLEY CREEK	IRRIGATION	MARTINAT, RICK L (Current); MARTINAT, SHERRI (Current)	2	Adjudication Recommendation
36	34	B	Decreed	Active	1884-03-30	0.02	BILLINGSLEY CREEK	IRRIGATION	SHAFFER, ROGER (Current)	1	Adjudication Recommendation
36	34	B	Decreed	Active	1884-03-30	0.03	BILLINGSLEY CREEK	IRRIGATION	SHAFFER, ROGER (Current)	2	Adjudication Recommendation
36	34	E	Decreed	Active	1884-03-30	0.1	BILLINGSLEY CREEK	IRRIGATION	BROWN, KATHLEEN (Current); BROWN, LLOYD (Current)		Water Right
36	34		Decreed	Active	1884-03-30	1.5	BILLINGSLEY CREEK	IRRIGATION	CLIFFORD, DOYLE O (Current); CLIFFORD, EDNA N (Current); CLIFFORD, FRANCES M (Current); CLIFFORD, HOWARD F (Current); CLIFFORD, RICHARD C (Current); CLIFFORD, WILLIAM H (Current); MC CORKLE, ELVIRA E (Current); SMITH, ETHEL C (Current)		Water Right
36	35	C	Decreed	Active	1884-09-04	0.02	BILLINGSLEY CREEK	DOMESTIC	HOFFMAN, DENNIS N (Current); HOFFMAN, TINA I (Current)		Adjudication Claim
36	35	B	Decreed	Active	1884-09-10	0.6	BILLINGSLEY CREEK	IRRIGATION	STURTERVANT, JOYCE (Current); STURTEVANT, FRED I (Current)		Adjudication Claim

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	35	E	Decreed	Active	1884-09-10	0.21	BILLINGSLEY CREEK	IRRIGATION	BROWN, KATHLEEN (Current); BROWN, LLOYD (Current)	1	Adjudication Recommendation
36	35	J	Decreed	Active	1884-09-10	0.4	BILLINGSLEY CREEK	IRRIGATION	SKAAR, KENT (Current); SKAAR, SARAH (Current)	1	Adjudication Recommendation
36	35	J	Decreed	Active	1884-09-10	0.4	BILLINGSLEY CREEK	IRRIGATION	SKAAR, KENT (Current); SKAAR, SARAH (Current)	2	Adjudication Recommendation
36	35	E	Decreed	Active	1884-09-10	0.21	BILLINGSLEY CREEK	IRRIGATION	BROWN, KATHLEEN (Current); BROWN, LLOYD (Current)		Water Right
36	35	A	Decreed	Active	1884-09-10	1	BILLINGSLEY CREEK	IRRIGATION	CLIFFORD, DOYLE O (Current); CLIFFORD, EDNA N (Current); CLIFFORD, FRANCES M (Current); CLIFFORD, HOWARD F (Current); CLIFFORD, MILTON L (Current); CLIFFORD, RICHARD C (Current); CLIFFORD, WILLIAM H (Current); MC CORKLE, ELVIRA E (Current)		Water Right
36	35	C	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	DOMESTIC	HOFFMAN, DENNIS N (Current); HOFFMAN, TINA I (Current)		Water Right
36	35	B	Decreed	Active	1884-09-10	0.6	BILLINGSLEY CREEK	IRRIGATION	STURTEVANT, FRED I (Current)		Water Right
36	35	G	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	DOMESTIC	VARGO, JANANNE (Current)		Water Right
36	39	B	Decreed	Active	1891-01-02	0.12	BILLINGSLEY CREEK	IRRIGATION	BECK, BARBARA A (Current); BECK, GERALD L (Current)		Adjudication Claim
36	39	F	Decreed	Active	1891-01-02	0.12	BILLINGSLEY CREEK	IRRIGATION	BOLDUC, CHRISTINA J (Current); BOLDUC, MARK E (Current)		Adjudication Claim
36	39	P	Decreed	Active	1891-01-02	0.12	BILLINGSLEY CREEK	AESTHETIC, IRRIGATION, STOCKWATER	BOTHWELL, BRUCE R (Current); BOTHWELL, MARY L (Current)		Adjudication Claim
36	39	K	Decreed	Active	1891-01-02	0.2	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	EASTERDAY, LOVA U (Current); EASTERDAY, RAY R (Current)		Adjudication Claim

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	39	L	Decreed	Active	1891-01-02	0.12	BILLINGSLEY CREEK	IRRIGATION	EVANS, GREGORY R (Current); SPANO, NANCY J (Current)		Adjudication Claim
36	39	E	Decreed	Active	1891-01-01	0.04	BILLINGSLEY CREEK	IRRIGATION	GLAUNER, FRANK L (Current); GLAUNER, JEAN (Current)		Adjudication Claim
36	39	Q	Decreed	Active	1891-01-02	0.2	BILLINGSLEY CREEK	IRRIGATION	JOINT HAGERMAN SCHOOL DISTRICT NO 233 (Current)		Adjudication Claim
36	39	N	Beneficial Use	Active	1891-01-02	0.12	BILLINGSLEY CREEK	AESTHETIC, IRRIGATION, STOCKWATER	KORBIS, GEORGE J (Current); KORBIS, NELLIE W (Current)		Adjudication Claim
36	39	G	Decreed	Active	1891-01-02	0.1	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	MC FADDAN, LINDA L (Current); MC FADDAN, MATTHEW D (Current)		Adjudication Claim
36	39	J	Decreed	Active	1891-01-02	0.28	BILLINGSLEY CREEK	AESTHETIC, IRRIGATION, STOCKWATER	POTTER, MARK B (Current); POTTER, SUSAN H (Current)		Adjudication Claim
36	39	H	Decreed	Active	1891-01-02	0.28	BILLINGSLEY CREEK	IRRIGATION	ROESER, JANINE LEYDET (Current); ROESER, JED B (Current)		Adjudication Claim
36	39	C	Decreed	Active	1891-01-02	0.28	BILLINGSLEY CREEK	IRRIGATION	VEENENDAAL, DICK J (Current); VEENENDAAL, SIGRID E (Current)		Adjudication Claim
36	39	D	Decreed	Active	1891-01-02	0.26	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	WALMSLEY, FRED J (Current); WALMSLEY, SUSAN K (Current)		Adjudication Claim
36	39	M	Beneficial Use	Active	1891-01-02	0.12	BILLINGSLEY CREEK	AESTHETIC, IRRIGATION, STOCKWATER	WOOLLEY, BLANCHE (Current); WOOLLEY, MAX J (Current)		Adjudication Claim
36	39	B	Decreed	Active	1891-01-02	0.03	BILLINGSLEY CREEK	IRRIGATION	BECK, BARBARA A (Current); BECK, GERALD L (Current)	1	Adjudication Recommendation
36	39	B	Decreed	Active	1891-01-02	0.03	BILLINGSLEY CREEK	IRRIGATION	BECK, BARBARA A (Current); BECK, GERALD L (Current)	2	Adjudication Recommendation
36	39	F	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	IRRIGATION	BOLDUC, CHRISTINA J (Current); BOLDUC, MARK E (Current)	1	Adjudication Recommendation

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36	39	P	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	DOMESTIC	BOTHWELL, BRUCE R (Current); BOTHWELL, MARY L (Current)	1	Adjudication Recommendation
36	39	P	Decreed	Active	1891-01-02	0.14	BILLINGSLEY CREEK	AESTHETIC, DOMESTIC, IRRIGATION	BOTHWELL, BRUCE R (Current); BOTHWELL, MARY L (Current)	2	Adjudication Recommendation
36	39	K	Decreed	Active	1891-01-02	0.2	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	EASTERDAY, LOVA U (Current); EASTERDAY, RAY R (Current)	1	Adjudication Recommendation
36	39	L	Decreed	Active	1891-01-02	0.03	BILLINGSLEY CREEK	IRRIGATION	EVANS, GREGORY R (Current); SPANO, NANCY J (Current)	1	Adjudication Recommendation
36	39	L	Decreed	Active	1891-01-02	0.03	BILLINGSLEY CREEK	IRRIGATION	EVANS, GREGORY R (Current); SPANO, NANCY J (Current)	2	Adjudication Recommendation
36	39	E	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	IRRIGATION	GLAUNER, FRANK L (Current); GLAUNER, JEAN (Current)	1	Adjudication Recommendation
36	39	Q	Decreed	Active	1891-01-02	0.2	BILLINGSLEY CREEK	IRRIGATION	JOINT HAGERMAN SCHOOL DISTRICT NO 233 (Current)	1	Adjudication Recommendation
36	39	G	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	MC FADDAN, LINDA L (Current); MC FADDAN, MATTHEW D (Current)	1	Adjudication Recommendation
36	39	J	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	DOMESTIC	POTTER, MARK B (Current); POTTER, SUSAN H (Current)	1	Adjudication Recommendation
36	39	J	Decreed	Active	1891-01-02	0.06	BILLINGSLEY CREEK	IRRIGATION	POTTER, MARK B (Current); POTTER, SUSAN H (Current)	2	Adjudication Recommendation
36	39	H	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	DOMESTIC	ROESER, JANINE LEYDET (Current); ROESER, JED B (Current)	1	Adjudication Recommendation
36	39	H	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	DOMESTIC	ROESER, JANINE LEYDET (Current); ROESER, JED B (Current)	2	Adjudication Recommendation
36	39	C	Decreed	Active	1891-01-02	0.06	BILLINGSLEY CREEK	IRRIGATION	VEENENDAAL, DICK J (Current); VEENENDAAL, SIGRID E (Current)	1	Adjudication Recommendation

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36	39	C	Decreed	Active	1891-01-02	0.06	BILLINGSLEY CREEK	IRRIGATION	VEENENDAAL, DICK J (Current); VEENENDAAL, SIGRID E (Current)	2	Adjudication Recommendation
36	39	D	Decreed	Active	1891-01-02	0.06	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	WALMSLEY, FRED J (Current); WALMSLEY, SUSAN K (Current)	1	Adjudication Recommendation
36	39	D	Decreed	Active	1891-01-02	0.06	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	WALMSLEY, FRED J (Current); WALMSLEY, SUSAN K (Current)	2	Adjudication Recommendation
36	39	F	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	IRRIGATION	BOLDUC, CHRISTINA J (Current); BOLDUC, MARK E (Current)		Water Right
36	39	A	Decreed	Active	1891-01-02	2.14	BILLINGSLEY CREEK	IRRIGATION	DILATUSH, ALICE I (Current); DILATUSH, E W (Current)		Water Right
36	39	K	Decreed	Active	1891-01-02	0.2	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	EASTERDAY, LOVA U (Current); EASTERDAY, RAY R (Current)		Water Right
36	39	E	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	IRRIGATION	GLAUNER, FRANK L (Current); GLAUNER, JEAN (Current)		Water Right
36	39	N	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	DOMESTIC	KORBIS, GEORGE J (Current); KORBIS, NELLIE W (Current)		Water Right
36	39	G	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	MC FADDAN, LINDA L (Current); MC FADDAN, MATTHEW D (Current)		Water Right
36	39	B	Decreed	Active	1891-01-02	0.26	BILLINGSLEY CREEK	IRRIGATION	SHOKAL, EDWARD C (Current); SHOKAL, RUTH C (Current)		Water Right
36	39	M	Decreed	Active	1891-01-02	0.04	BILLINGSLEY CREEK	DOMESTIC	WOOLLEY, BLANCHE (Current); WOOLLEY, MAX J (Current)		Water Right
36	48	C	Decreed	Active	1885-11-04	0.03	BILLINGSLEY CREEK	IRRIGATION	PETRICK, HERMAN W (Current); PETRICK, IRMA M (Current)		Adjudication Claim
36	48	B	Decreed	Active	1885-11-04	0.18	BILLINGSLEY CREEK	IRRIGATION	ROBINSON, GEORGE E (Current); ROBINSON, JACQUELINE M (Current)		Adjudication Claim

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36	48	B	Decreed	Active	1885-11-04	0.06	BILLINGSLEY CREEK	IRRIGATION	ROBINSON, GEORGE E (Current); ROBINSON, JACQUELINE M (Current)	1	Adjudication Recommendation
36	48	C	Decreed	Active	1885-11-04	0.03	BILLINGSLEY CREEK	DOMESTIC	PETRICK, IRMA M (Current)		Water Right
36	48	B	Decreed	Active	1885-11-04	0.06	BILLINGSLEY CREEK	IRRIGATION	ROBINSON, GEORGE E (Current); ROBINSON, JACQUELINE M (Current)		Water Right
36	51	D	Decreed	Active	1881-06-26	0.6	BILLINGSLEY CREEK	IRRIGATION	LAUGHLIN, CRAIG J (Current)		Adjudication Claim
36	51	F	Decreed	Active	1881-06-26	0.32	BILLINGSLEY CREEK	IRRIGATION	LAUGHLIN, CRAIG J (Current)		Adjudication Claim
36	51	A	Decreed	Active	1881-06-26	1.2	BILLINGSLEY CREEK	IRRIGATION	MILDREN, MARJORIE J (Current); MILDREN, WALTEN E (Current)		Adjudication Claim
36	51	B	Decreed	Active	1881-06-26	0.15	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	WOOD, CONNIE L (Current); WOOD, ERNEST STEPHEN (Current)		Adjudication Claim
36	51	C	Decreed	Active	1881-06-26	0.15	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	ZABALA, CARMEN M (Current); ZABALA, IGNACIO NICK (Current)		Adjudication Claim
36	51	F	Decreed	Active	1881-06-26	0.31	BILLINGSLEY CREEK	IRRIGATION	LAUGHLIN, CRAIG J (Current)	1	Adjudication Recommendation
36	51	H	Decreed	Active	1881-06-26	0.11	BILLINGSLEY CREEK	IRRIGATION	LAUGHLIN, CRAIG J (Current)	1	Adjudication Recommendation
36	51	A	Decreed	Active	1881-06-26	0.12	BILLINGSLEY CREEK	IRRIGATION	LOVELAND, LAMAR (Current); LOVELAND, RAIDA (Current)	1	Adjudication Recommendation
36	51	A	Decreed	Active	1881-06-26	0.12	BILLINGSLEY CREEK	IRRIGATION	LOVELAND, LAMAR (Current); LOVELAND, RAIDA (Current)	2	Adjudication Recommendation
36	51	B	Decreed	Active	1881-06-26	0.15	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	WOOD, CONNIE L (Current); WOOD, ERNEST STEPHEN (Current)	1	Adjudication Recommendation
36	51	G	Decreed	Active	1881-06-26	0.14	BILLINGSLEY CREEK	IRRIGATION	ZABALA, CARMEN (Current); ZABALA, IGNACIO NICK (Current)	1	Adjudication Recommendation

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36	51	C	Decreed	Active	1881-06-26	0.15	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	ZABALA, CARMEN M (Current); ZABALA, IGNACIO NICK (Current)	1	Adjudication Recommendation
36	51	E	Decreed	Active	1881-06-26	0.05	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	ZABALA, CARMEN M (Current); ZABALA, IGNACIO NICK (Current)	1	Adjudication Recommendation
36	51	D	Decreed	Active	1881-06-26	0.19	BILLINGSLEY CREEK	IRRIGATION		1	Adjudication Recommendation
36	51		Decreed	Active	1881-06-26	1.2	BILLINGSLEY CREEK	IRRIGATION	GLAUNER, EMMA A (Current); GLAUNER, JOHN (Current)		Water Right
36	51	B	Decreed	Active	1881-06-26	0.15	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	WOOD, CONNIE L (Current); WOOD, ERNEST STEPHEN (Current)		Water Right
36	51	C	Decreed	Active	1881-06-26	0.15	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	ZABALA, CARMEN M (Current); ZABALA, IGNACIO NICK (Current)		Water Right
36	51	E	Decreed	Active	1881-06-26	0.05	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	ZABALA, CARMEN M (Current); ZABALA, IGNACIO NICK (Current)		Water Right
36	52		Decreed	Active	1881-06-26	0.4	BILLINGSLEY CREEK	IRRIGATION	GLAUNER, EMMA A (Current); GLAUNER, JOHN (Current)		Water Right
36	64	B	Decreed	Active	1884-09-10	4.52	BILLINGSLEY CREEK	IRRIGATION	FLEMING, MICHAEL J (Current); FLEMING, PAUL F (Current)		Adjudication Claim
36	64	B	Decreed	Active	1884-09-10	0.72	BILLINGSLEY CREEK	IRRIGATION	FLEMING, MICHAEL J (Current); FLEMING, PAUL F (Current)	1	Adjudication Recommendation
36	64	B	Decreed	Active	1884-09-10	0.72	BILLINGSLEY CREEK	IRRIGATION	FLEMING, MICHAEL J (Current); FLEMING, PAUL F (Current)	2	Adjudication Recommendation
36	64		Decreed	Active	1884-09-10	5.6	BILLINGSLEY CREEK	IRRIGATION	HOMES, BEN (Current); HOMES, GERTRUDE (Current)		Water Right
36	65	B	Decreed	Active	1884-09-10	0.7	BILLINGSLEY CREEK	IRRIGATION	BECKSTEAD, FRED A (Current); COATES, FAYE (Current)		Adjudication Claim

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36	65	A	Decreed	Active	1884-09-10	0.18	BILLINGSLEY CREEK	AESTHETIC	ROBINSON, GORDON (Current); ROBINSON, SHELVIE (Current)		Adjudication Claim
36	65		Decreed	Active	1884-09-10	0.18	BILLINGSLEY CREEK	IRRIGATION	BECKSTEAD, FRED A (Current); COATES, FAYE (Current)	1	Adjudication Recommendation
36	65		Decreed	Active	1884-09-10	0.7	BILLINGSLEY CREEK	IRRIGATION	BECKSTEAD, FRED A (Current); COATES, FAYE (Current)	2	Adjudication Recommendation
36	65		Decreed	Active	1884-09-10	0.7	BILLINGSLEY CREEK	IRRIGATION	JENSEN, J H (Current); JENSEN, MRS J H (Current)		Water Right
36	67		Decreed	Active	1884-03-30	0.5	BILLINGSLEY CREEK	IRRIGATION	BECKSTEAD, FRED A (Current); COATES, FAYE (Current)		Adjudication Claim
36	67		Decreed	Active	1884-03-30	0.19	BILLINGSLEY CREEK	IRRIGATION	BECKSTEAD, FRED A (Current); COATES, FAYE (Current)	1	Adjudication Recommendation
36	67		Decreed	Active	1884-03-30	0.5	BILLINGSLEY CREEK	IRRIGATION	BECKSTEAD, FRED A (Current); COATES, FAYE (Current)	2	Adjudication Recommendation
36	67		Decreed	Active	1884-03-30	0.5	BILLINGSLEY CREEK	IRRIGATION	JENSEN, J H (Current); JENSEN, MRS J H (Current)		Water Right
36	71	A	Decreed	Active	1881-06-26	0.56	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	HARNEY, BETTY JO (Current); HARNEY, ROBERT L (Current)		Adjudication Claim
36	71	B	Decreed	Active	1881-06-26	1.4	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	OSBORNE, JUDY (Current); OSBORNE, LAYNE (Current)		Adjudication Claim
36	71	A	Decreed	Active	1881-06-26	0.56	BILLINGSLEY CREEK	IRRIGATION	HARNEY, BETTY JO (Current); HARNEY, ROBERT L (Current)	1	Adjudication Recommendation
36	71	B	Decreed	Active	1881-06-26	1.23	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	OSBORNE, JUDY (Current); OSBORNE, LAYNE (Current)	1	Adjudication Recommendation
36	71	A	Decreed	Active	1881-06-26	0.56	BILLINGSLEY CREEK	IRRIGATION	HARNEY, BETTY JO (Current); HARNEY, ROBERT L (Current)		Water Right
36	71		Decreed	Active	1881-06-26	2	BILLINGSLEY CREEK	IRRIGATION	JUSTICE, WILLA (Current)		Water Right

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36	76	A	Decreed	Active	1881-06-26	0.48	BILLINGSLEY CREEK	IRRIGATION	GOSSI, MARILYN L (Current); GOSSI, PHILLIP C (Current)		Adjudication Claim
36	76	A	Decreed	Active	1881-06-26	0.69	BILLINGSLEY CREEK	IRRIGATION	GOSSI, MARILYN L (Current); GOSSI, PHILLIP C (Current)	1	Adjudication Recommendation
36	76	A	Decreed	Active	1881-06-26	0.69	BILLINGSLEY CREEK	IRRIGATION	GOSSI, MARILYN L (Current); GOSSI, PHILLIP C (Current)		Water Right
36	76		Decreed	Active	1881-06-26	0.6	BILLINGSLEY CREEK	IRRIGATION	LEWELLEN, NETTIE M (Current); LEWELLEN, ROY (Current)		Water Right
36	77	B	Decreed	Active	1884-09-10	0.7	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	CHILDS LIVING TRUST, THOMAS JACKSON (Current)		Adjudication Claim
36	77	E	Decreed	Active	1884-03-30	0.09	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	ADKISON, ALBERT L (Current); ADKISON, CORALIE M (Current)	1	Adjudication Recommendation
36	77	B	Decreed	Active	1884-03-30	0.7	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	CHILDS LIVING TRUST, THOMAS JACKSON (Current)	1	Adjudication Recommendation
36	77	D	Decreed	Active	1884-03-30	2.34	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	GISLER, BRADLEY (Current)	1	Adjudication Recommendation
36	77	A	Decreed	Active	1884-03-30	0.1	BILLINGSLEY CREEK	IRRIGATION	ROWLAND, BYRON J (Current); ROWLAND, PHYLLIS D (Current)	1	Adjudication Recommendation
36	77	E	Decreed	Active	1884-03-30	0.09	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	ADKISON, ALBERT L (Current); ADKISON, CORALIE M (Current)		Water Right
36	77	B	Decreed	Active	1884-03-30	0.7	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	CHILDS LIVING TRUST, THOMAS JACKSON (Current)		Water Right
36	77		Decreed	Active	1884-03-30	4.8	BILLINGSLEY CREEK	IRRIGATION	EVANS, LETA M (Current); MARINER, F C (Current); MARINER, MYRTA M (Current)		Water Right
36	77	A	Decreed	Active	1884-03-30	0.1	BILLINGSLEY CREEK	IRRIGATION	ROWLAND, BYRON J (Current); ROWLAND, PHYLLIS D (Current)		Water Right

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	82	B	Decreed	Active	1891-01-02	0.12	BILLINGSLEY CREEK	IRRIGATION	MC KENZIE, BRET A (Current); MC KENZIE, PAULA JOAN (Current)		Adjudication Claim
36	82	A	Decreed	Active	1891-01-02	1.64	BILLINGSLEY CREEK	IRRIGATION	SHOKAL, EDWARD C (Current); SHOKAL, RUTH C (Current)		Adjudication Claim
36	82	D	Decreed	Active	1891-01-02	0.12	BILLINGSLEY CREEK	IRRIGATION	LAUGHLIN, SUSAN (Current)	1	Adjudication Recommendation
36	82	B	Decreed	Active	1891-01-02	0.12	BILLINGSLEY CREEK	IRRIGATION	MC KENZIE, BRET A (Current); MC KENZIE, PAULA JOAN (Current)	1	Adjudication Recommendation
36	82	A	Decreed	Active	1891-01-02	0.25	BILLINGSLEY CREEK	IRRIGATION	SHOKAL, EDWARD C (Current); SHOKAL, RUTH C (Current)	1	Adjudication Recommendation
36	82	A	Decreed	Active	1891-01-02	0.69	BILLINGSLEY CREEK	IRRIGATION	SHOKAL, RUTH C (Current)	2	Adjudication Recommendation
36	82	E	Decreed	Active	1891-01-02	0.14	BILLINGSLEY CREEK	IRRIGATION	UMEK, JOHN A (Current); UMEK, PAGE (Current)	1	Adjudication Recommendation
36	82	C	Decreed	Active	4/1/1910	0.12	BILLINGSLEY CREEK	IRRIGATION		1	Adjudication Recommendation
36	82	C	Decreed	Active	1891-01-02	0.26		IRRIGATION		2	Adjudication Recommendation
36	82		Decreed	Active	1891-01-02	2	BILLINGSLEY CREEK	IRRIGATION	CUNNINGTON, FRED (Current)		Water Right
36	82	B	Decreed	Active	1891-01-02	0.12	BILLINGSLEY CREEK	IRRIGATION	MC KENZIE, BRET A (Current); MC KENZIE, PAULA JOAN (Current)		Water Right
36	85	C	Decreed	Active	1884-09-10	0.4	BILLINGSLEY CREEK	IRRIGATION	HOWARD, AL (Current); HOWARD, HENRY (Current)		Adjudication Claim
36	85	D	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	ANDERTON, ALICE A (Current)	1	Adjudication Recommendation
36	85	C	Decreed	Active	1884-09-10	0.34	BILLINGSLEY CREEK	IRRIGATION	HOWARD, AL (Current); HOWARD, HENRY (Current)	1	Adjudication Recommendation
36	85	A	Decreed	Active	1884-09-20	0.15	BILLINGSLEY CREEK	IRRIGATION	MILLER, MARILYN J (Current)	1	Adjudication Recommendation
36	85	A	Decreed	Active	1884-09-10	0.2	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	MILLER, MARILYN J (Current)	2	Adjudication Recommendation
36	85	B	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION	WAITE, RICHARD H (Current)	1	Adjudication Recommendation

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36	85	D	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	ANDERTON, ALICE A (Current)		Water Right
36	85	C	Decreed	Active	1884-09-10	0.34	BILLINGSLEY CREEK	IRRIGATION	HOWARD, AL (Current); HOWARD, HENRY (Current)		Water Right
36	85		Decreed	Active	1884-09-10	1.2	BILLINGSLEY CREEK	IRRIGATION	PARROTT, FLORENCE (Current)		Water Right
36	85	B	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION	WAITE, RICHARD H (Current)		Water Right
36	87		Decreed	Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		Adjudication Claim
36	87		Decreed	Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)	1	Adjudication Recommendation
36	87		Decreed	Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		Water Right
36	87			Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		xrFromAdjClaimList
36	87			Active	1884-03-30	2.4	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		xrToAdjClaimList
36	88		Decreed	Active	1884-09-10	0.4	BILLINGSLEY CREEK	IRRIGATION	PETERSON, ORLAND (Current)		Adjudication Claim
36	89	A	Decreed	Active	1881-06-26	0.04	BILLINGSLEY CREEK	IRRIGATION	CLOUSER, DORIS H (Current); CLOUSER, JOHN F (Current)		Adjudication Claim
36	89	C	Decreed	Active	1881-06-26	0.06	BILLINGSLEY CREEK	IRRIGATION	MECKLER, KATHY (Current); MECKLER, STEVE (Current)		Adjudication Claim
36	89	D	Decreed	Active	1881-06-26	0.04	BILLINGSLEY CREEK	IRRIGATION	STEELE, CARMEN I (Current); STEELE, RAMON G (Current)		Adjudication Claim
36	89	B	Decreed	Active	1881-06-26	0.03	BILLINGSLEY CREEK	IRRIGATION	WARD, JOHN P (Current)		Adjudication Claim
36	89	F	Decreed	Active	1881-06-26	0.02	BILLINGSLEY CREEK	IRRIGATION	ALVAREZ, FRANKIE A (Current)	1	Adjudication Recommendation
36	89	C	Decreed	Active	1881-06-26	0.06	BILLINGSLEY CREEK	IRRIGATION	BILLINGSLEY CREEK LODGE & RETREAT LLC (Current)	2	Adjudication Recommendation
36	89	G	Decreed	Active	1881-06-26	0.02	BILLINGSLEY CREEK	IRRIGATION	HUNT, BOB R (Current); HUNT, JANA C (Current)	1	Adjudication Recommendation

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36	89	C	Decreed	Active	1881-06-26	0.03	BILLINGSLEY CREEK	IRRIGATION	MECKLER, KATHY (Current); MECKLER, STEVE (Current)	1	Adjudication Recommendation
36	89	D	Decreed	Active	1881-06-26	0.03	BILLINGSLEY CREEK	IRRIGATION	STEELE, CARMEN I (Current); STEELE, RAMON G (Current)	1	Adjudication Recommendation
36	89	D	Decreed	Active	1881-06-26	0.03	BILLINGSLEY CREEK	IRRIGATION	STEELE, CARMEN I (Current); STEELE, RAMON G (Current)	2	Adjudication Recommendation
36	89	B	Decreed	Active	1881-06-26	0.03	BILLINGSLEY CREEK	IRRIGATION	WARD, JOHN P (Current)	1	Adjudication Recommendation
36	89	A	Decreed	Active	1881-06-26	0.04	BILLINGSLEY CREEK	IRRIGATION	CLOUSER, DORIS H (Current); CLOUSER, JOHN F (Current)		Water Right
36	89	E	Decreed	Active	1881-06-26	0.04	BILLINGSLEY CREEK	DOMESTIC	CULBERTSON, MILDRED (Current)		Water Right
36	89	B	Decreed	Active	1881-06-26	0.03	BILLINGSLEY CREEK	IRRIGATION	WARD, JOHN P (Current)		Water Right
36	91	A	Decreed	Active	1884-09-10	0.64	BILLINGSLEY CREEK	IRRIGATION	ELLSTON, ARTHUR (Current)		Adjudication Claim
36	91	B	Decreed	Active	1884-09-10	0.16	BILLINGSLEY CREEK	IRRIGATION	FOBES, BETTY (Current); FOBES, GORDON (Current)		Adjudication Claim
36	91	A	Decreed	Active	1884-09-10	0.64	BILLINGSLEY CREEK	IRRIGATION	ELLSTON, ARTHUR (Current)	1	Adjudication Recommendation
36	91	B	Decreed	Active	1884-09-10	0.16	BILLINGSLEY CREEK	IRRIGATION	SEARS, JUANITA P (Current); SEARS, WILLIAM M (Current)	1	Adjudication Recommendation
36	91	A	Decreed	Active	1884-09-10	0.64	BILLINGSLEY CREEK	IRRIGATION	ELLSTON, ARTHUR (Current)		Water Right
36	91	B	Decreed	Active	1884-09-10	0.16	BILLINGSLEY CREEK	IRRIGATION	FOBES, BETTY (Current); FOBES, GORDON (Current)		Water Right
36	91		Decreed	Active	1884-09-10	0.8	BILLINGSLEY CREEK	IRRIGATION	PREWETT, M M (Current); PREWETT, MARGARET (Current)		Water Right
36	94	A	Decreed	Active	1881-06-26	0.08	BILLINGSLEY CREEK	IRRIGATION	RUSH, RUTH E (Current); WARD, JOHN P (Current)	2	Adjudication Recommendation
36	94		Decreed	Active	1881-06-26	0.6	BILLINGSLEY CREEK	IRRIGATION	SANBORN, JESSIE M (Current); SANBORN, JOHN C (Current)		Water Right

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36	95		Decreed	Active	1881-06-26	1.2	BILLINGSLEY CREEK	IRRIGATION	SANBORN, JESSIE M (Current); SANBORN, JOHN C (Current)		Water Right
36	96	A	Decreed	Active	1881-06-26	0.1	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	SIMPSON, ESTATE OF JOSEPHINE (Current)		Adjudication Claim
36	96	A	Decreed	Active	1881-06-26	0.1	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	SIMPSON, KELLY (Current); SIMPSON, MICHAEL (Current); SIMPSON, PATRICK (Current)	2	Adjudication Recommendation
36	96		Decreed	Active	1881-06-26	5.7	BILLINGSLEY CREEK	IRRIGATION	SANBORN, JESSIE M (Current); SANBORN, JOHN C (Current)		Water Right
36	103	C	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION	BOLDUC, MARK E (Current)		Adjudication Claim
36	103	A	Decreed	Active	1884-09-10	0.06	BILLINGSLEY CREEK	IRRIGATION	BOTHWELL, BRUCE (Current); BOTHWELL, MARY (Current)		Adjudication Claim
36	103	B	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION	MOORE, KAYE M (Current)		Adjudication Claim
36	103	D	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	OLESEN, K GARY (Current)		Adjudication Claim
36	103	C	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION	MC KINNON, DOROTHY E (Current); MC KINNON, ERNEST L (Current)	1	Adjudication Recommendation
36	103	C	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION	MC KINNON, DOROTHY E (Current); MC KINNON, ERNEST L (Current)	2	Adjudication Recommendation
36	103	B	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION	MOORE, KAYE M (Current)	1	Adjudication Recommendation
36	103	B	Decreed	Active	1884-09-10	0.04	BILLINGSLEY CREEK	IRRIGATION	MOORE, KAYE M (Current)		Water Right
36	103	E	Decreed	Active	1884-09-10	0.07	BILLINGSLEY CREEK	AESTHETIC	ROBINSON, GORDON (Current); ROBINSON, SHELVIE (Current)		Water Right
36	103		Decreed	Active	1884-09-10	1	BILLINGSLEY CREEK	IRRIGATION	SKINNER, CHARLES (Current); SKINNER, IVA E (Current)		Water Right
36	103	F	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	DOMESTIC	ZINK, BASIL LESTER (Current); ZINK, MYRLE HYDE (Current)		Water Right

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36	108	U	Decreed	Active	1884-09-10	0.12	BILLINGSLEY CREEK	IRRIGATION	BEANE, STEPHEN W (Current); BEANE, TRUDY (Current)		Adjudication Claim
36	108	V	Decreed	Active	1884-09-10	0.06	BILLINGSLEY CREEK	IRRIGATION	BEANE, STEPHEN W (Current); BEANE, TRUDY (Current)		Adjudication Claim
36	108	D	Decreed	Active	1884-09-10	0.14	BILLINGSLEY CREEK	IRRIGATION	BLANDFORD, CARL (Current); BLANDFORD, VELDA (Current)		Adjudication Claim
36	108	B	Decreed	Active	1884-09-10	1	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BONNING II, WALTER J (Current); BONNING, JUDY L (Current)		Adjudication Claim
36	108	S	Decreed	Active	1884-09-10	2.76	BILLINGSLEY CREEK	IRRIGATION	BOTHWELL, BRUCE (Current); MESSERSMITH, R G (Current)		Adjudication Claim
36	108	N	Decreed	Active	1884-09-10	0.06	BILLINGSLEY CREEK	IRRIGATION	BROOKS, CRAIG (Current); BROOKS, LAURIE (Current)		Adjudication Claim
36	108	T	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	BROOKS, RAYMOND D (Current); HOFF, DORITA (Current)		Adjudication Claim
36	108	Q	Decreed	Active	1884-09-10	0.2	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	FETTER, JIM (Current); FETTER, NANCY L (Current)		Adjudication Claim
36	108	L	Decreed	Active	1884-09-10	1.46	BILLINGSLEY CREEK	IRRIGATION	GRIDLEY, DORIS M (Current)		Adjudication Claim
36	108	H	Decreed	Active	1884-09-10	0.12	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	JONES, BRADY (Current); JONES, KARI (Current)		Adjudication Claim
36	108	W	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	METZGER, JEAN S (Current); METZGER, ROBERT J (Current)		Adjudication Claim
36	108	C	Decreed	Active	1884-09-10	0.3	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	MYERS, ROSELLA F (Current)		Adjudication Claim
36	108	R	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	SUTTERLIN, ARMIN (Current); SUTTERLIN, CAROL (Current)		Adjudication Claim
36	108	G	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	TUSSEY, GARY K (Current); TUSSEY, KAREN J (Current)		Adjudication Claim

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	108	P	Decreed	Active	1884-09-10	0.1	BILLINGSLEY CREEK	IRRIGATION	VEENENDAAL, DICK J (Current); VEENENDAAL, SIGRID E (Current)		Adjudication Claim
36	108	F	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	DOMESTIC	ZINK, BASIL LESTER (Current); ZINK, MYRLE HYDE (Current)		Adjudication Claim
36	108	U	Decreed	Active	1884-09-10	0.12	BILLINGSLEY CREEK	IRRIGATION	BEANE, STEPHEN W (Current); BEANE, TRUDY (Current)	1	Adjudication Recommendation
36	108	V	Decreed	Active	1884-09-10	0.06	BILLINGSLEY CREEK	IRRIGATION	BEANE, STEPHEN W (Current); BEANE, TRUDY (Current)	1	Adjudication Recommendation
36	108	D	Decreed	Active	1884-09-10	0.14	BILLINGSLEY CREEK	IRRIGATION	BLANDFORD, CARL (Current); BLANDFORD, VELDA (Current)	1	Adjudication Recommendation
36	108	B	Decreed	Active	1884-09-10	0.51	BILLINGSLEY CREEK	IRRIGATION	BONNING II, WALTER J (Current); BONNING, JUDY L (Current)	1	Adjudication Recommendation
36	108	B	Decreed	Active	1884-09-10	0.55	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	BONNING II, WALTER J (Current); BONNING, JUDY L (Current)	2	Adjudication Recommendation
36	108	S	Decreed	Active	1884-09-10	2.37	BILLINGSLEY CREEK	IRRIGATION	BOTHWELL, BRUCE (Current); MESSERSMITH, R G (Current)	1	Adjudication Recommendation
36	108	T	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	BROOKS, RAYMOND D (Current); HOFF, DORITA (Current)	1	Adjudication Recommendation
36	108	J	Decreed	Active	1884-09-10	0.5	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	EASTERDAY, LOVA U (Current); EASTERDAY, RAY R (Current)	1	Adjudication Recommendation
36	108	Q	Decreed	Active	1884-09-10	0.2	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	FETTER, JIM (Current); FETTER, NANCY L (Current)	1	Adjudication Recommendation
36	108	H	Decreed	Active	1884-09-10	0.12	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	JONES, BRADY (Current); JONES, KARI (Current)	1	Adjudication Recommendation
36	108	W	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	METZGER, JEAN S (Current); METZGER, ROBERT J (Current)	1	Adjudication Recommendation
36	108	C	Decreed	Active	1884-09-10	0.07	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	MYERS, ROSELLA F (Current)	1	Adjudication Recommendation

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	108	R	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	SUTTERLIN, ARMIN (Current); SUTTERLIN, CAROL (Current)	1	Adjudication Recommendation
36	108	G	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	TUSSEY, GARY K (Current); TUSSEY, KAREN J (Current)	1	Adjudication Recommendation
36	108	G	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	TUSSEY, GARY K (Current); TUSSEY, KAREN J (Current)	2	Adjudication Recommendation
36	108	P	Decreed	Active	1884-09-10	0.1	BILLINGSLEY CREEK	IRRIGATION	VEENENDAAL, DICK J (Current); VEENENDAAL, SIGRID E (Current)	1	Adjudication Recommendation
36	108	A	Decreed	Active	1884-09-10	0.3	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER		1	Adjudication Recommendation
36	108	D	Decreed	Active	1884-09-10	0.14	BILLINGSLEY CREEK	IRRIGATION	BLANDFORD, CARL (Current); BLANDFORD, VELDA (Current)		Water Right
36	108	J	Decreed	Active	1884-09-10	0.5	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	EASTERDAY, LOVA U (Current); EASTERDAY, RAY R (Current)		Water Right
36	108	H	Decreed	Active	1884-09-10	0.12	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	JONES, BRADY (Current); JONES, KARI (Current)		Water Right
36	108	C	Decreed	Active	1884-09-10	0.07	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	MYERS, ROSELLA F (Current)		Water Right
36	108	R	Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	SUTTERLIN, ARMIN (Current); SUTTERLIN, CAROL (Current)		Water Right
36	108		Decreed	Active	1884-09-10	5.4	BILLINGSLEY CREEK	IRRIGATION	THOMPSON, MABEL (Current); THOMPSON, T E (Current)		Water Right
36	112	B	Decreed	Active	1891-01-02	1.2	BILLINGSLEY CREEK	IRRIGATION	CRANDLEMIRE, GEORGE C (Current); CRANDLEMIRE, ROGER C (Current)		Adjudication Claim
36	112	A	Decreed	Active	1891-01-02	0.8	BILLINGSLEY CREEK	IRRIGATION	J3G HOLDINGS (Current)		Adjudication Claim
36	112	A	Decreed	Active	1891-01-02	0.31	BILLINGSLEY CREEK	IRRIGATION	J3G HOLDINGS (Current)	1	Adjudication Recommendation
36	112	A	Decreed	Active	1891-01-02	0.8	BILLINGSLEY CREEK	IRRIGATION	J3G HOLDINGS (Current)	2	Adjudication Recommendation

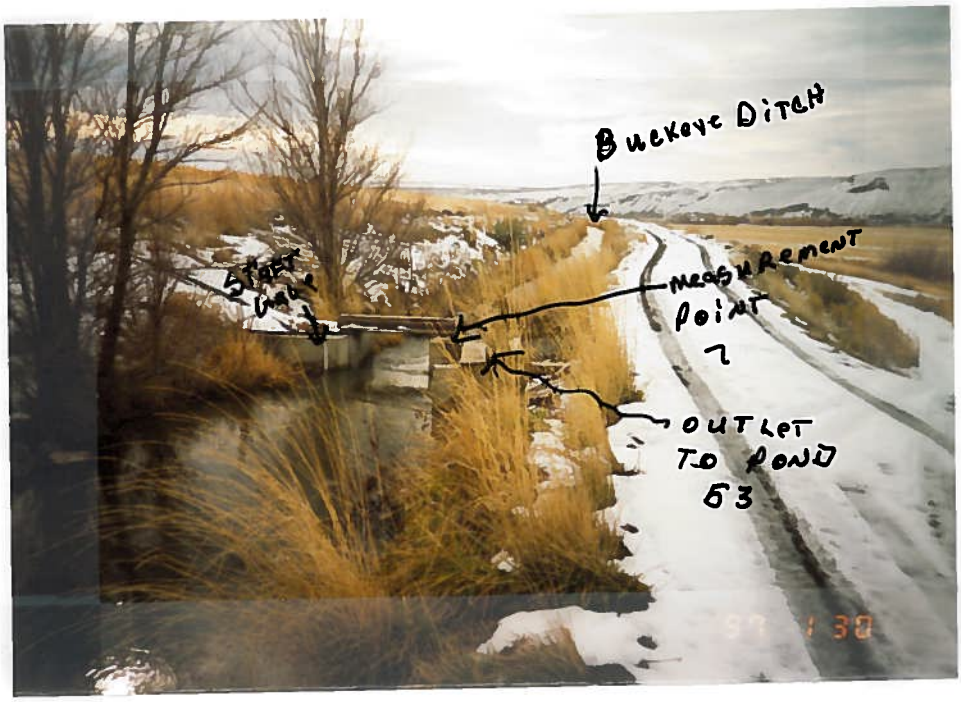
BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	112	B	Decreed	Active	1891-01-02	0.43	BILLINGSLEY CREEK	IRRIGATION	WOODHEAD, FRAN M (Current); WOODHEAD, TERRY G (Current)	1	Adjudication Recommendation
36	112	B	Decreed	Active	1891-01-02	1.2	BILLINGSLEY CREEK	IRRIGATION	WOODHEAD, FRAN M (Current); WOODHEAD, TERRY G (Current)	2	Adjudication Recommendation
36	112	B	Decreed	Active	1891-01-02	1.2	BILLINGSLEY CREEK	IRRIGATION	POPE, J L (Current)		Water Right
36	112	A	Decreed	Active	1891-01-02	0.8	BILLINGSLEY CREEK	IRRIGATION	PRINCE, CLEAMANT (Current)		Water Right
36	113	H	Decreed	Active	1881-06-26	0.34	BILLINGSLEY CREEK	IRRIGATION	CRANDLEMIRE, GEORGE C (Current); CRANDLEMIRE, ROGER C (Current)		Adjudication Claim
36	113	J	Decreed	Active	1881-06-26	0.18	BILLINGSLEY CREEK	IRRIGATION	CRANDLEMIRE, ROGER C (Current)		Adjudication Claim
36	113	G	Decreed	Active	1881-06-26	0.12	BILLINGSLEY CREEK	COOLING, HEATING, IRRIGATION, STOCKWATER	REED, BILLEE (Current); REED, COLE (Current)		Adjudication Claim
36	113	B	Decreed	Active	1881-06-26	0.04	BILLINGSLEY CREEK	IRRIGATION	STROM, JEANNE A (Current); STROM, ROBERT M (Current)		Adjudication Claim
36	113	D	Decreed	Active	1881-06-25	0.04	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	UPPIANO, GRETCHEN S (Current); UPPIANO, RICHARD F (Current)		Adjudication Claim
36	113	G	Decreed	Active	1881-06-26	0.12	BILLINGSLEY CREEK	IRRIGATION	REED, BILLEE (Current); REED, COLE (Current)	1	Adjudication Recommendation
36	113	H	Decreed	Active	1881-06-26	0.03	BILLINGSLEY CREEK	IRRIGATION	WOODHEAD, FRAN M (Current); WOODHEAD, TERRY G (Current)	1	Adjudication Recommendation
36	113	H	Decreed	Active	1881-06-26	0.07	BILLINGSLEY CREEK	IRRIGATION	WOODHEAD, FRAN M (Current); WOODHEAD, TERRY G (Current)	2	Adjudication Recommendation
36	113	J	Decreed	Active	1881-06-26	0.18	BILLINGSLEY CREEK	IRRIGATION	WOODHEAD, FRAN M (Current); WOODHEAD, TERRY G (Current)	1	Adjudication Recommendation
36	113	J	Decreed	Active	1881-06-26	0.18	BILLINGSLEY CREEK	IRRIGATION	WOODHEAD, FRAN M (Current); WOODHEAD, TERRY G (Current)	2	Adjudication Recommendation

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	113	G	Decreed	Active	1881-06-26	0.12	BILLINGSLEY CREEK	IRRIGATION	REED, BILLEE (Current); REED, COLE (Current)		Water Right
36	113	B	Decreed	Active	1881-06-26	0.04	BILLINGSLEY CREEK	IRRIGATION	STROM, ROBERT M (Current)		Water Right
36	113	C	Decreed	Active	1881-06-26	0.52	BILLINGSLEY CREEK	IRRIGATION	TROVILLO, D C (Current); TROVILLO, ESTELLA (Current)		Water Right
36	113	D	Decreed	Active	1881-06-26	0.04	BILLINGSLEY CREEK	IRRIGATION	UPPIANO, GRETCHEN S (Current); UPPIANO, RICHARD (Current)		Water Right
36	125	A	Decreed	Active	1884-09-10	0.12	BILLINGSLEY CREEK	DOMESTIC	BEUTLER, DAVID E (Current); BEUTLER, LYNNE D (Current)		Adjudication Claim
36	125	A	Decreed	Active	1884-09-10	0.03	BILLINGSLEY CREEK	DOMESTIC	BEUTLER, DAVID E (Current); BEUTLER, LYNNE D (Current)		Water Right
36	125		Decreed	Active	1884-09-10	0.2	BILLINGSLEY CREEK	IRRIGATION	WEACH, JANE (Current); WEACH, WILLIAM (Current)		Water Right
36	4115		Statutory Claim	Active	1884-09-10	0.5	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	EASTERDAY, LOVA U (Current); EASTERDAY, RAY R (Current)		Adjudication Claim
36	4115		Statutory Claim	Active	3/15/1935	0.5	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	PUGMIRE, DARWIN (Current)		Water Right
36	4261		Statutory Claim	Active	5/5/1932	0.15	BILLINGSLEY CREEK	IRRIGATION	TYLER, BRUCE H (Current); TYLER, DENNY (Current)		Adjudication Claim
36	4261		Decreed	Active	5/5/1966	0.02	BILLINGSLEY CREEK	DOMESTIC	TYLER, BRUCE H (Current); TYLER, DENNY (Current)		Water Right
36	7271	B	License	Active	11/17/1972	0.96	BILLINGSLEY CREEK	FIRE PROTECTION, FISH PROPAGATION	KING, THOMAS E (Current); MARTIN, JAMIE (Current)		Adjudication Claim
36	7271	A	License	Active	11/17/1972	3.68	BILLINGSLEY CREEK	FIRE PROTECTION, FISH PROPAGATION	SHOKAL, EDWARD C (Current); SHOKAL, RUTH C (Current)		Adjudication Claim

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	7271		Decreed	Active	11/17/1972	4.62	BILLINGSLEY CREEK	FIRE PROTECTION, FISH PROPAGATION	KING, THOMAS E (Current); MARTIN, JAMIE G (Current); SHOKAL, RUTH C (Current)		Water Right
36	7658		License	Active	11/16/1976	0.04	BILLINGSLEY CREEK	DOMESTIC	KIPP, ELBERTA M (Current); KIPP, RUDY B (Current)		Adjudication Claim
36	7658		Decreed	Active	11/16/1976	0.04	BILLINGSLEY CREEK	DOMESTIC	KIPP, ELBERTA M (Current); KIPP, RUDY B (Current)		Water Right
36	7739			Active	8/1/1977	12		FISH PROPAGATION	BUCKEYE FARMS INC (Current)		Water Right Permit
36	7834		Permit	Active	12/21/1978	100	BILLINGSLEY CREEK	POWER	BRANCHFLOWER, KATHERINE L (Current); BRANCHFLOWER, MICHAEL G (Current)		Adjudication Claim
36	7834		Permit	Active	12/21/1978	100	BILLINGSLEY CREEK	POWER	BRANCHFLOWER, KATHERINE L (Current); BRANCHFLOWER, MICHAEL G (Current)	1	Adjudication Recommendation
36	7834		Permit	Active	12/21/1978	100	BILLINGSLEY CREEK	POWER	BRANCHFLOWER, KATHERINE L (Current); BRANCHFLOWER, MICHAEL G (Current)	2	Adjudication Recommendation
36	7834			Active	12/21/1978	100	BILLINGSLEY CREEK	POWER	TROUTCO (Current)		Water Right Permit
36	7875		License	Active	10/24/1979	10	BILLINGSLEY CREEK	FISH PROPAGATION	YA TA HAY INVESTMENTS INC (Current)		Water Right
36	8058		Permit	Active	2/3/1982	100	BILLINGSLEY CREEK	POWER	BRANCHFLOWER, KATHERINE L (Current); BRANCHFLOWER, MICHAEL G (Current)		Adjudication Claim
36	8058		Permit	Active	2/3/1982	100	BILLINGSLEY CREEK	POWER	BRANCHFLOWER, KATHERINE L (Current); BRANCHFLOWER, MICHAEL G (Current)	1	Adjudication Recommendation
36	8058		Permit	Active	2/3/1982	100	BILLINGSLEY CREEK	POWER	BRANCHFLOWER, KATHERINE L (Current); BRANCHFLOWER, MICHAEL G (Current)	2	Adjudication Recommendation

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	8058			Active	2/3/1982	100	BILLINGSLEY CREEK	POWER	TROUTCO (Current)		Water Right Permit
36	8319			Active	12/15/1986	15		AESTHETIC, FISH PROPAGATION, POWER	HARDY, EARL M (Current); HARDY, EARL M (Current)		Water Right Application
36	8335			Active	9/24/1987	12	BILLINGSLEY CREEK	AESTHETIC, RECREATION, WILDLIFE	BUCKEYE FARMS INC (Current)		Water Right Permit
36	8596			Active	6/24/1991	140	BILLINGSLEY CREEK	MINIMUM INSTREAM FLOW	STATE OF IDAHO (Current); STATE OF IDAHO (Current)		Water Right Application
36	8784			Active	2/17/1998	12	BILLINGSLEY CREEK	AESTHETIC, FISH PROPAGATION, RECREATION, WILDLIFE	BUCKEYE FARMS INC (Current); BUCKEYE FARMS INC (Current)		Water Right Application
36	8793			Active	7/16/1999	100	BILLINGSLEY CREEK	MINIMUM INSTREAM FLOW	STATE OF IDAHO (Current); STATE OF IDAHO (Current)		Water Right Application
36	10120		Beneficial Use	Active	1881-06-26	0.03	BILLINGSLEY CREEK	DOMESTIC	KIPP, ELBERTA (Current); KIPP, RUDY B (Current)		Adjudication Claim
36	10120		Decreed	Active	1881-06-26	0.03	BILLINGSLEY CREEK	DOMESTIC	KIPP, ELBERTA (Current); KIPP, RUDY B (Current)		Water Right
36	10223		Decreed	Active	1884-09-10	0.02	BILLINGSLEY CREEK	IRRIGATION	ANDERTON, ALICE A (Current)		Adjudication Claim
36	10283	B	Decreed	Active	1881-06-26	0.3	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	GRIGG, GOLDEN T (Current); GRIGG, MATTIE P (Current)		Adjudication Claim
36	10283	A	Decreed	Active	1881-06-26	7.2	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	YA TA HAY INVESTMENTS INC (Current)		Adjudication Claim
36	10283	B	Decreed	Active	1881-06-26	0.3	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	RIGHT LANE TRUST (Current)	1	Adjudication Recommendation
36	10283	A	Decreed	Active	1881-06-26	1.3	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	YA TA HAY INVESTMENTS INC (Current)	1	Adjudication Recommendation
36	10283	A	Decreed	Active	1881-06-26	2.38	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	YA TA HAY INVESTMENTS INC (Current)	2	Adjudication Recommendation
36	10283	B	Decreed	Active	1881-06-26	0.3	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	RIGHT LANE TRUST (Current)		Water Right

BASIN	Sequence Number	Split Suffix	Basis	Status	Priority Date	RATE	Source List	Water Use List	Owner List	Version Number	Source Table
36	10312		Decreed	Active	1881-06-26	0.05	BILLINGSLEY CREEK	IRRIGATION, STOCKWATER	ZABALA, CARMEN M (Current); ZABALA, IGNACIO NICK (Current)		Adjudication Claim
36	10409		Decreed	Active	1881-06-26	0.04	BILLINGSLEY CREEK	DOMESTIC	CULBERTSON, MILDRED (Current); CULBERTSON, SA (Current)		Adjudication Claim
36	10588		Beneficial Use	Active	5/25/1928	0.05	BILLINGSLEY CREEK	IRRIGATION	MECKLER, KATHY (Current); MECKLER, STEVE (Current)		Adjudication Claim
36	15092		Decreed	Active	4/1/1910	0.12	BILLINGSLEY CREEK	IRRIGATION	MARTIN, JAMIE (Current); MARTIN, SUSAN (Current)		Adjudication Claim
36	15184		Decreed	Active	1881-06-26	0.35		IRRIGATION	OSBORNE, LAYNE (Current)	1	Adjudication Recommendation
36	15184		Decreed	Active	1881-06-26	0.35		IRRIGATION	OSBORNE, LAYNE (Current)	2	Adjudication Recommendation
36	15463		Beneficial Use	Active	10/12/1954	0.14	BILLINGSLEY CREEK	IRRIGATION	JOINT HAGERMAN SCHOOL DISTRICT NO 3 (Current)	1	Adjudication Recommendation



This is Measurement Point 7.

This Buckeye Ditch. The water can travel from this point to the Fish Hatchery and/or be diverted to Pond 53.



POND 53



POND 52



POND 51



POND 49



POND 50



POND 47



POND 48



↑ POND 46



← POND 45

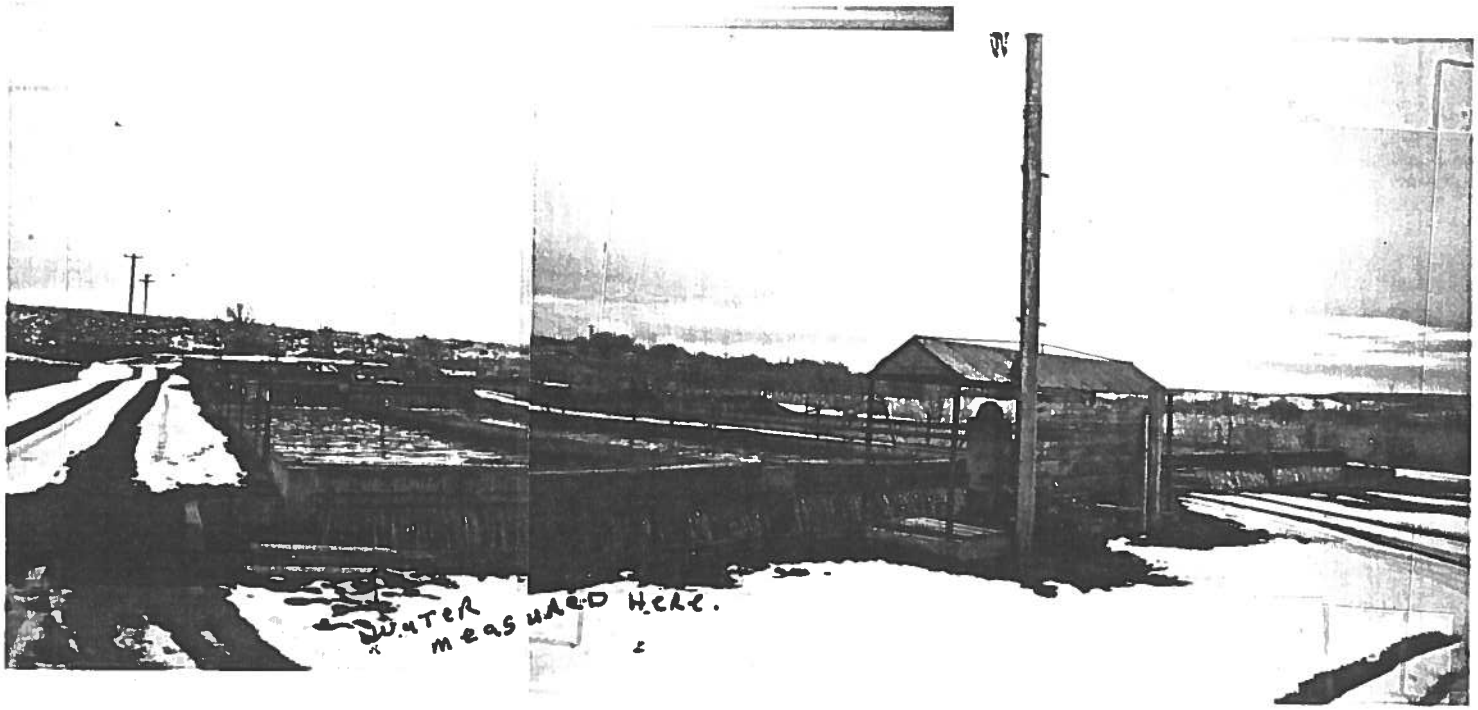


Measurement #1
This is the outlet of Pond 46



This is measurement point 4.
It is the inlet to Pond 37

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Photos in
Field Exam
07741
Basin - 36

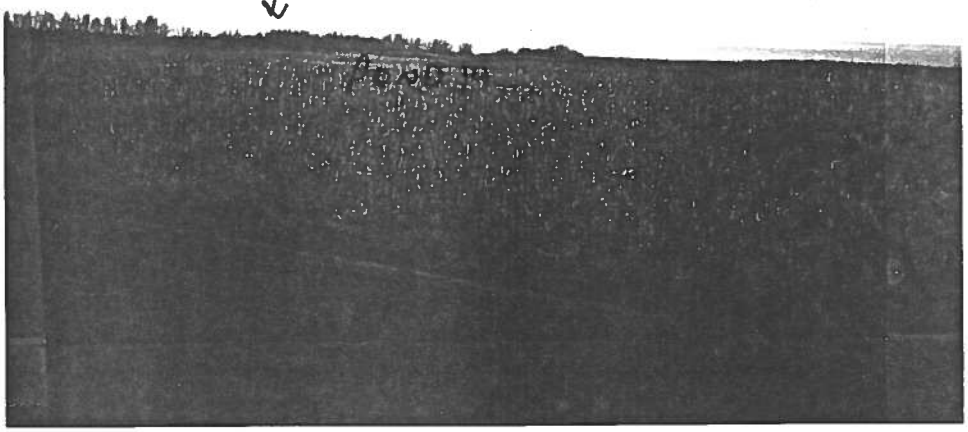


HUNT / BUCKEY FISH HATCHERY.

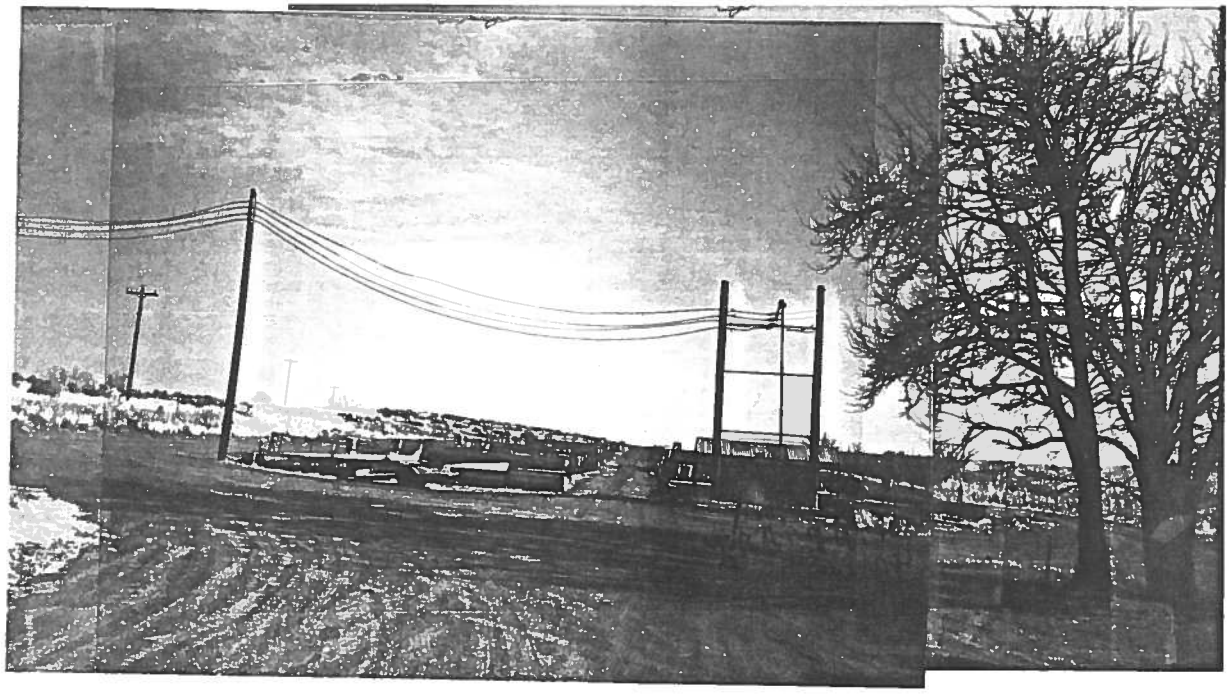
WATER WAS MEASURED AT THE OUTLET OF THIS FISH HATCHERY.

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PHOTOS IN
Field Exam
36-07741

This is POND #6



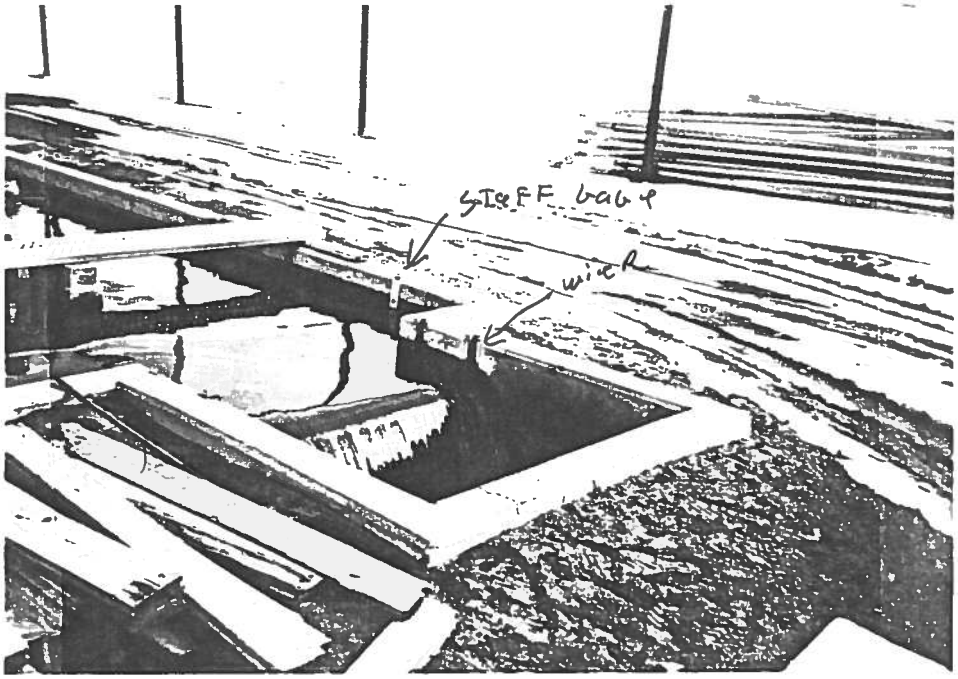
POND #14



HUNT DITCH FISH HATCHERY

There is an IRRIGATION PUMP IN THE TIN SHED AT THE END OF THE FISH HATCHERY

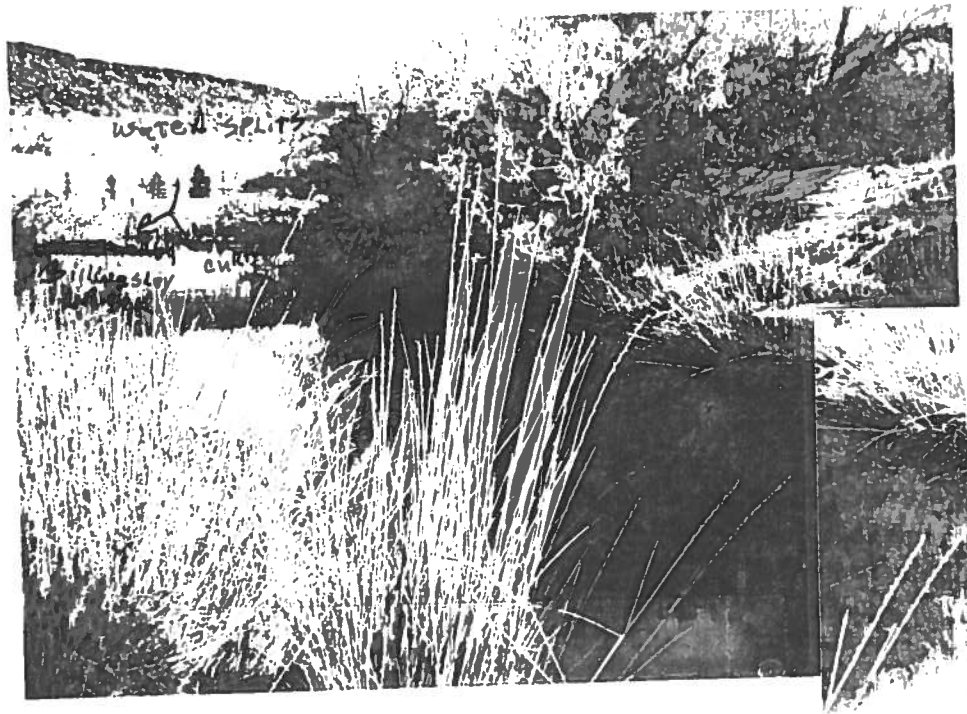
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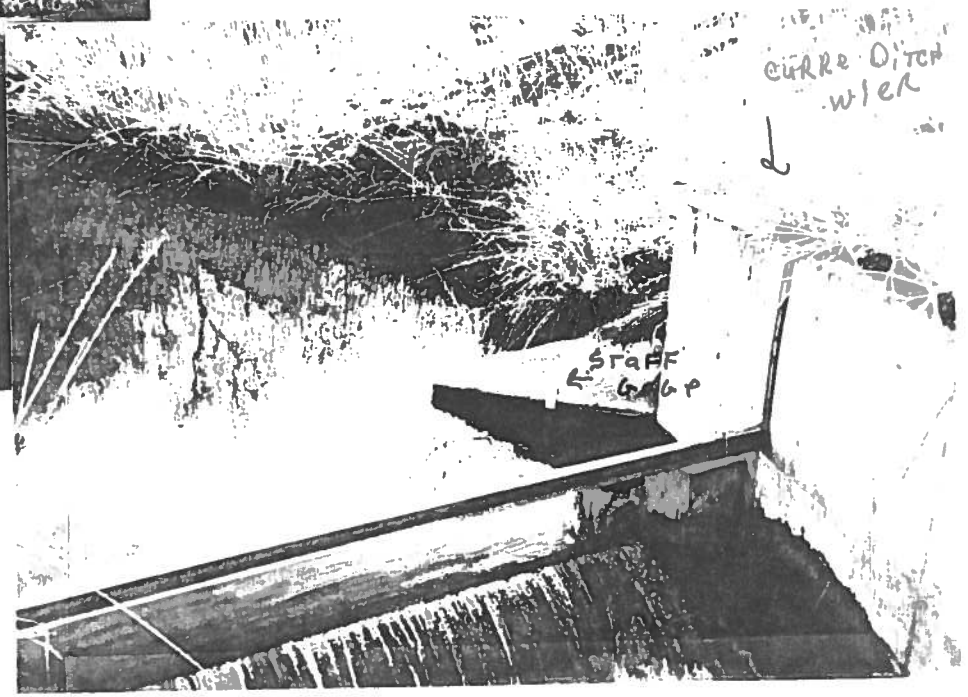


Measurement 11 (Weatherby PID)

This is the Point where Weatherby SPRINGS Exits the JONES Fish HATCHERY AND is SENT TO the CO-mingle Point with the CURREN Ditch.

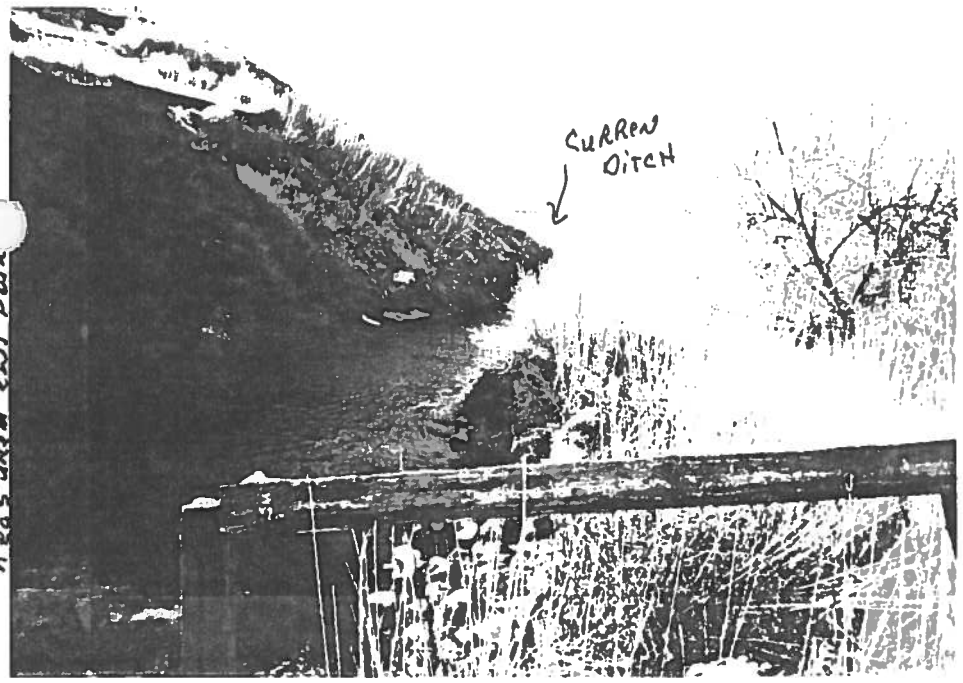
IN Field Exam 36-08728





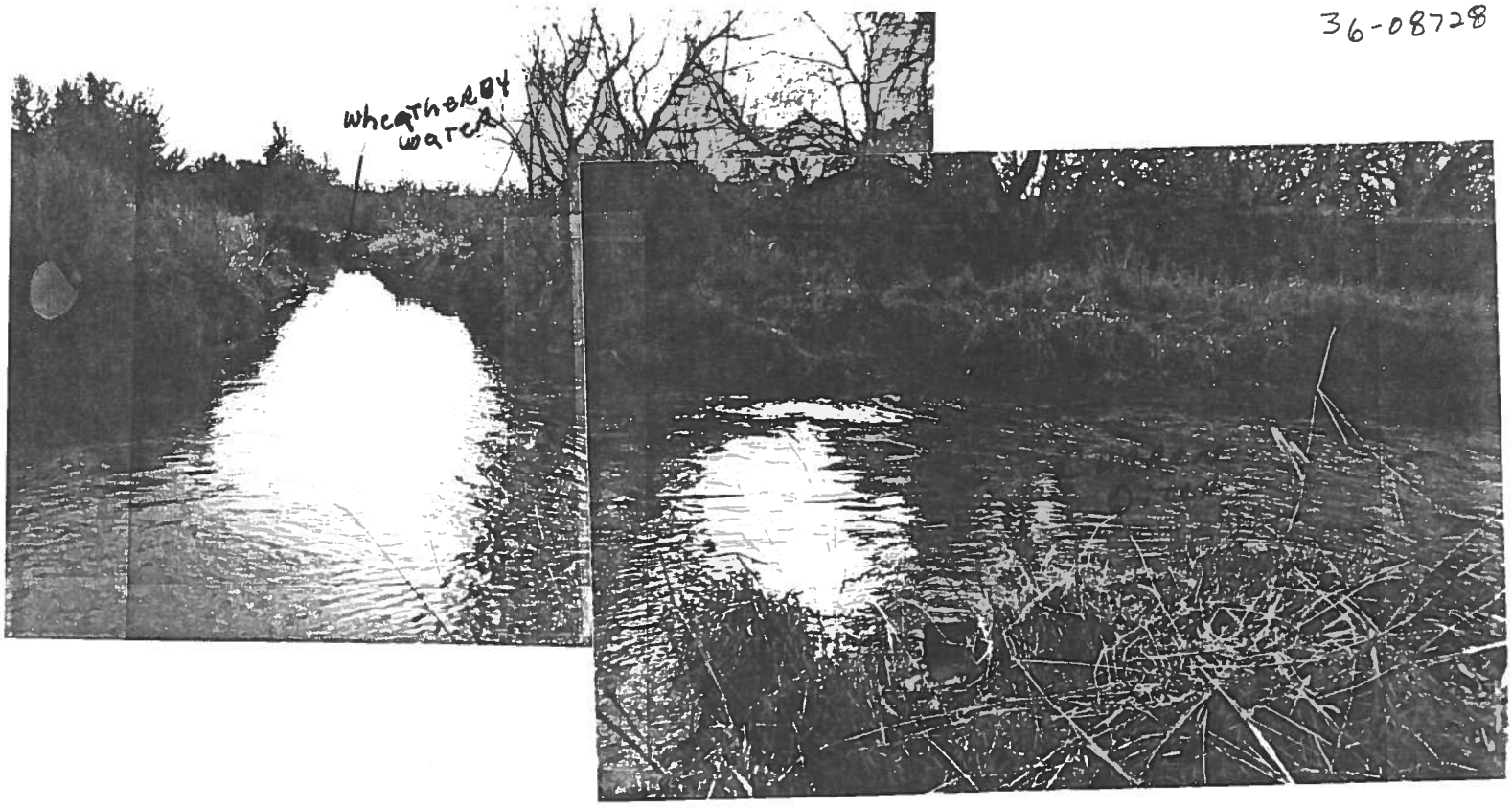
MEASUREMENT #12 (CURREN DITCH)

THIS THE POINT WHERE THE CURREN DITCH SPLITS OFF FROM BILLINGSLEY CREEK. AND THE WIER THAT MEASURES THE FLOW OF THE CURREN DITCH.



← THIS IS A PICTURE OF THE CURREN DITCH DOWN STREAM FROM THE MEASUREMENT #2 WEIR.

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This The point where wheatherby water co-mingles with the curren Ditch

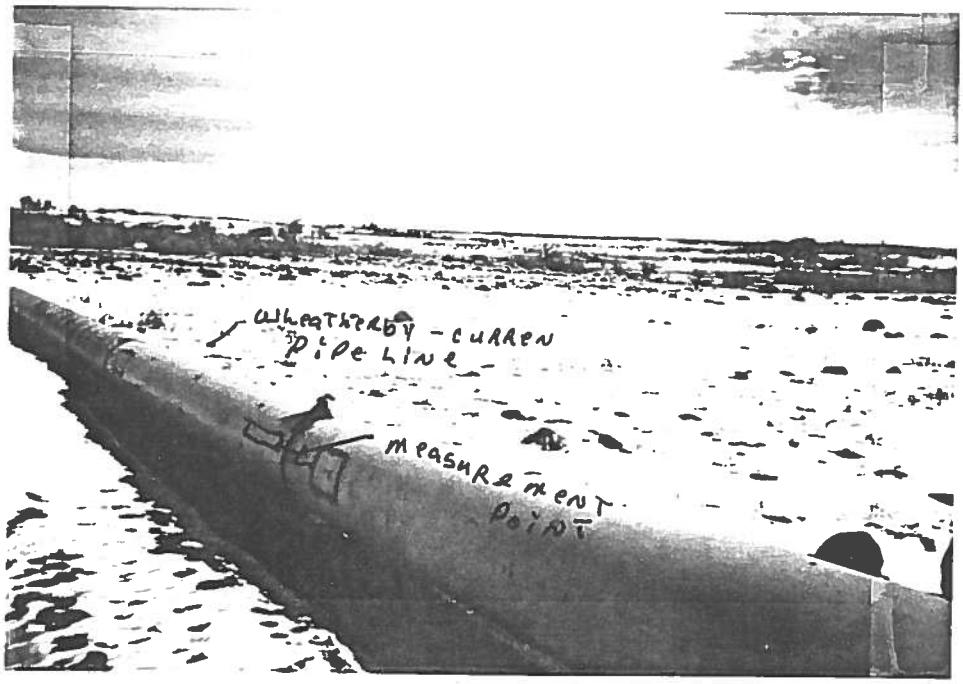


This shows the 2 Pipe outlets of the Weatherby water.

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EXAM
36-08728

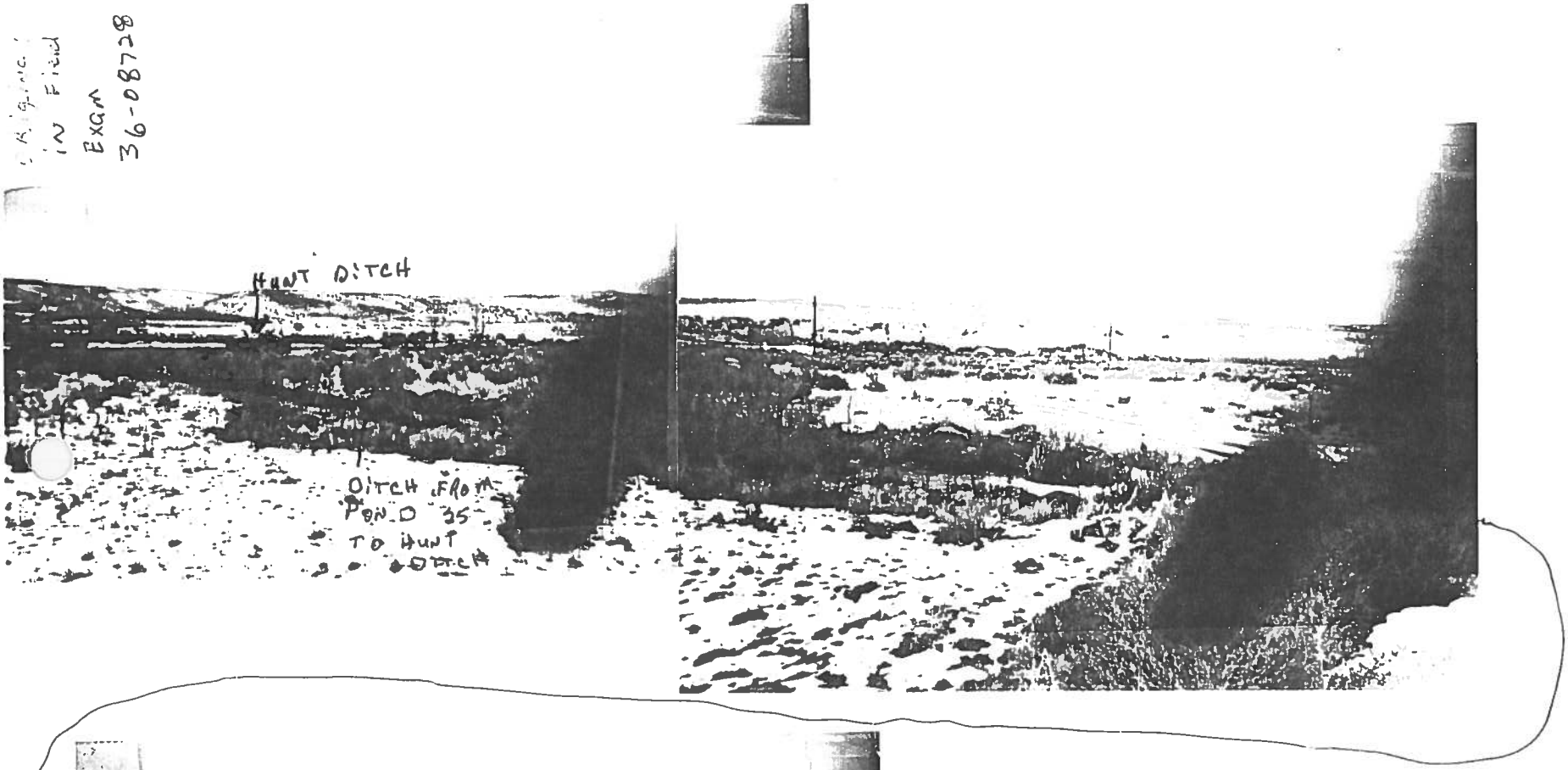


Measurement Point 13. Wheatherby - CURREN DITCH SPLIT. The water at this point is split between Buckeye Farms and other user's. Both wiers have a STAFF Gage



Measurement Point 14. (Wheatherby - CURREN PIPE LINE) This is the point I measured the Wheatherby - CURREN PIPE LINE.

EXAM
36-08728

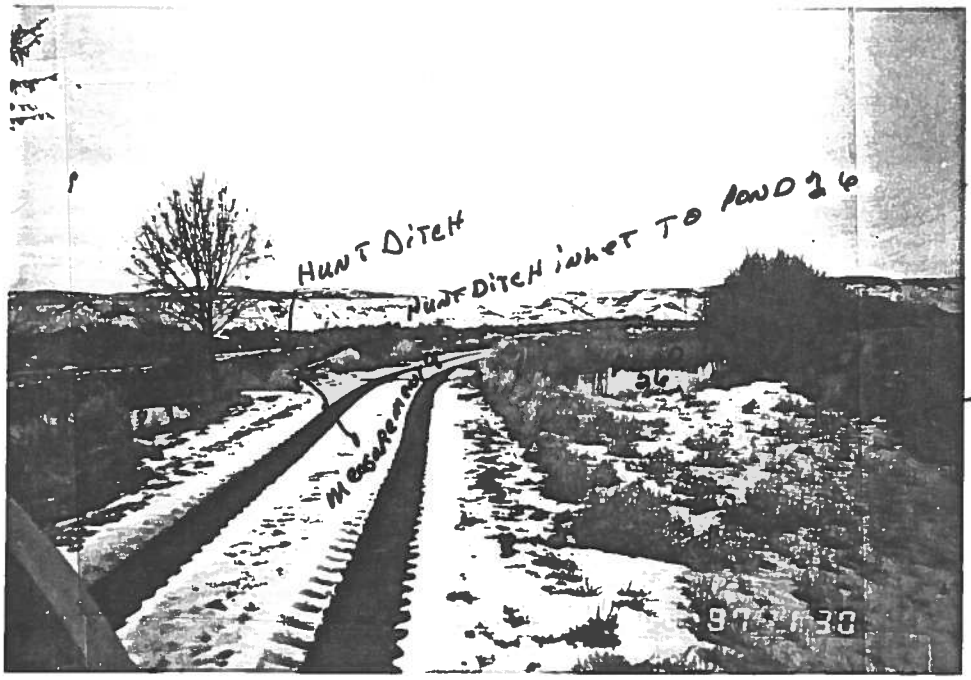




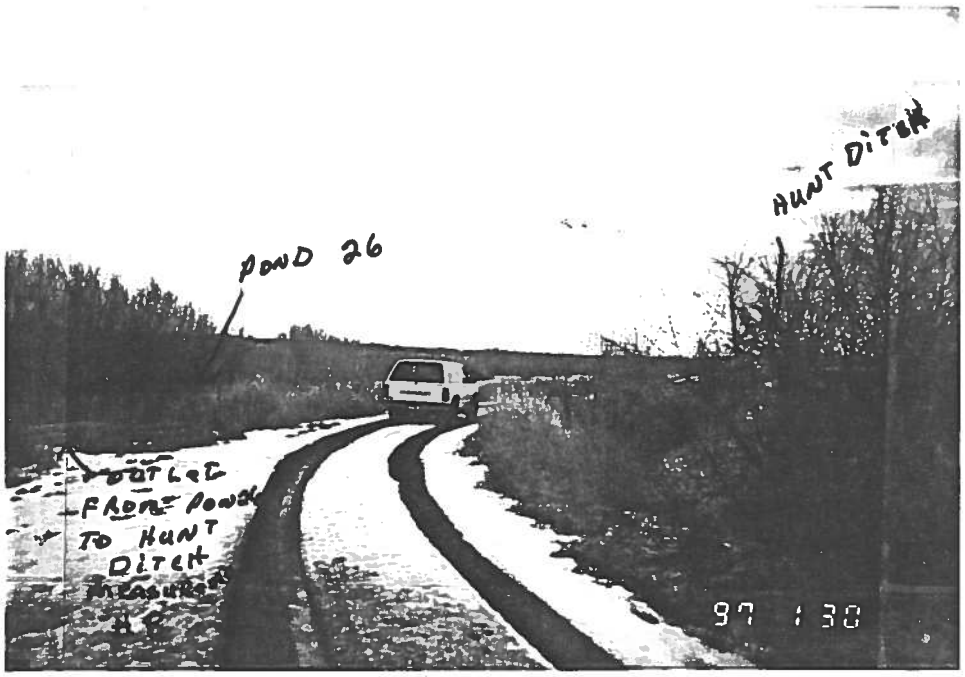
Measurement #10

Measurement #10 was taken at the weir at the exit of pond 25.

IN Field
Exam
36-08728



This is measurement #9 where the HUNT DITCH Empties into POND #26. and co-mingles with water from POND 24's DITCH.



This measurement # 8.

This is where the water from M-9 (HUNT DITCH) and Wheatlaby-Curren water (DITCH FROM POND 24) Discharg into the HUNT DITCH.



MEASUREMENT #3

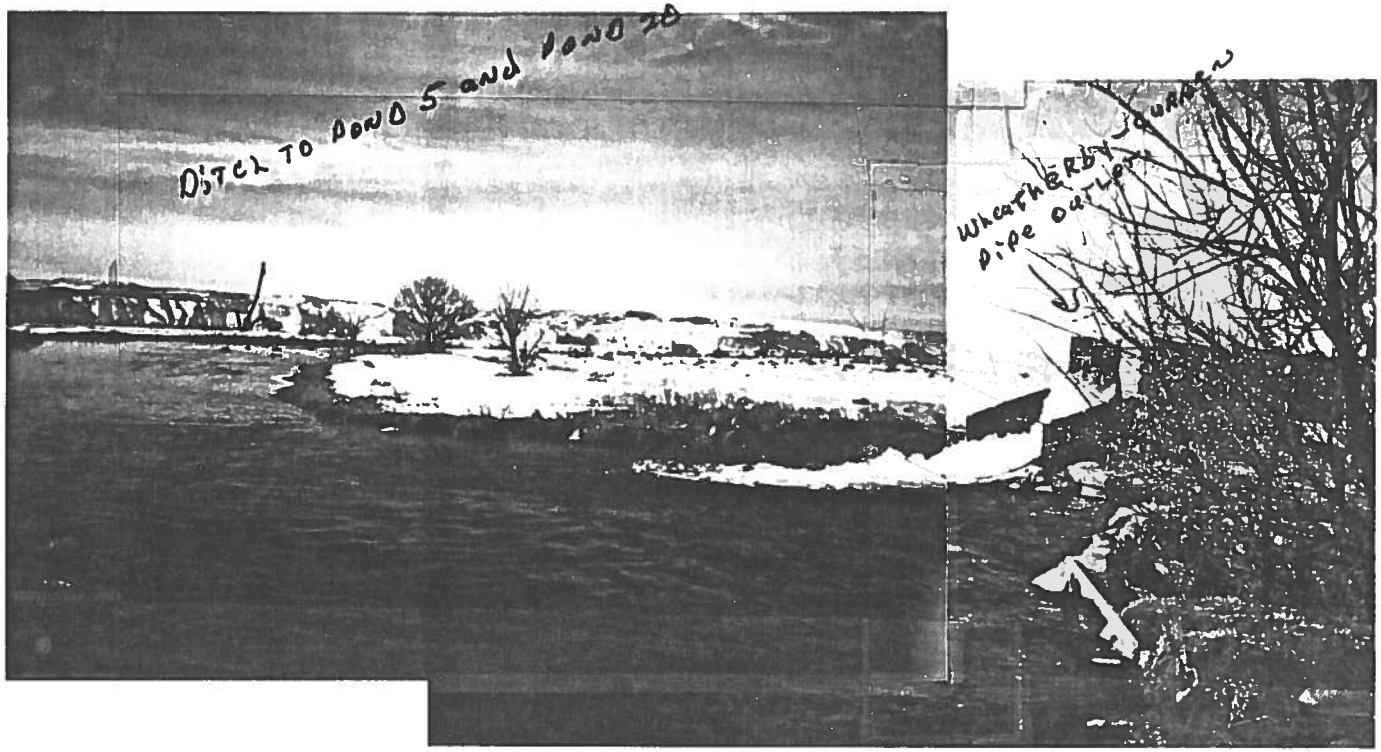
THIS IS THE OUTLET FROM POND #39 TO THE SNAKE RIVER.

IN FILE
EXAM
36-08728

IN Field
Exam
36-08728



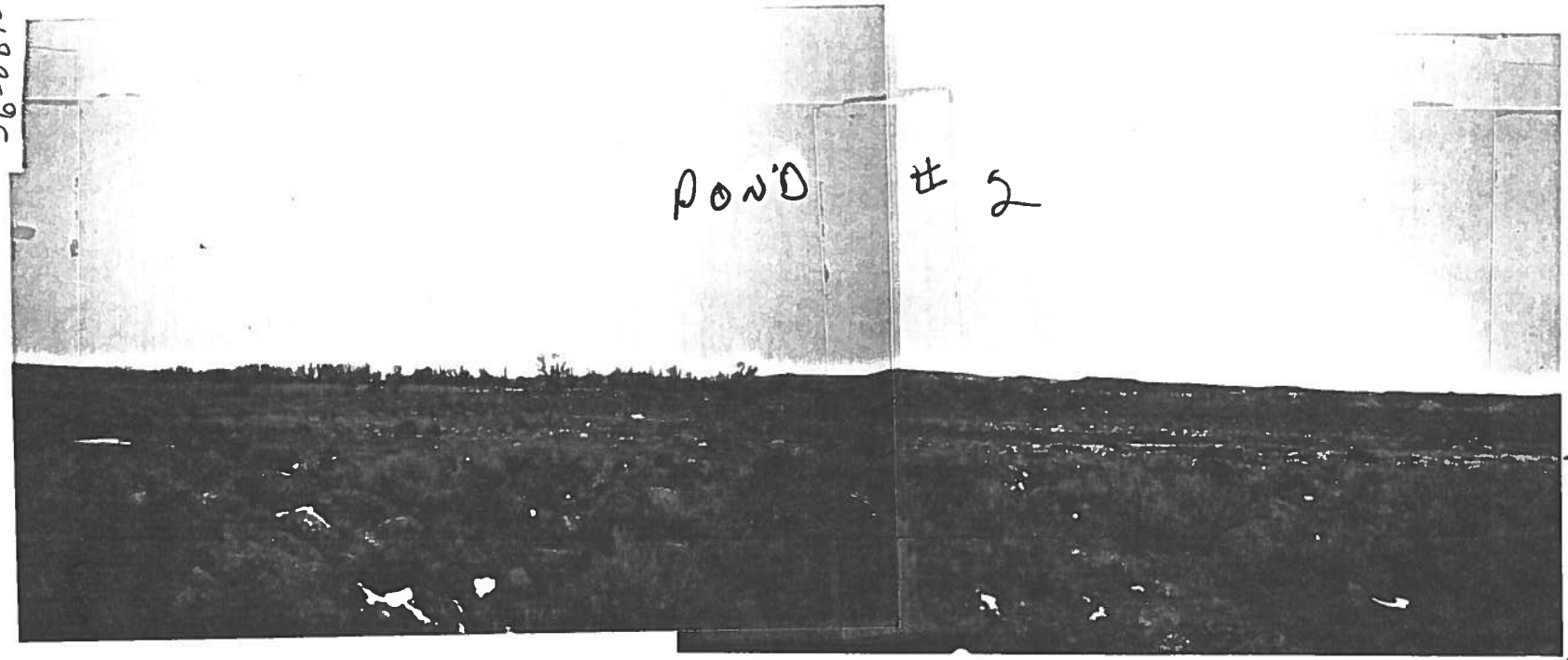
DITCH FROM Wheatherby/CURREN Pipeline OUTLET
TO POND #2

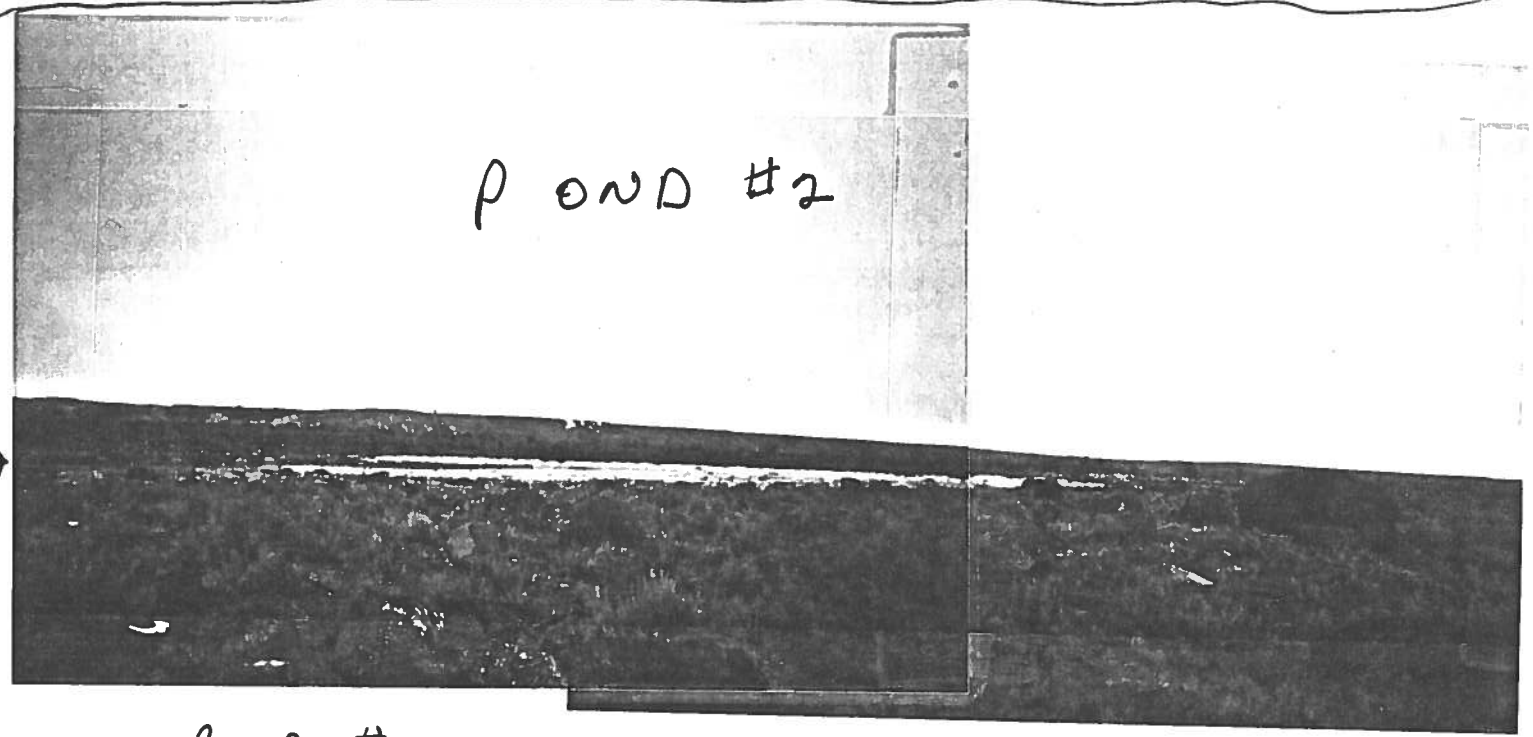


This is the outlet point of the Wheatherby-Curren Pipeline. It empties into an open ditch that transports the water to Pond 5 and Pond 20.

ORIGINAL IN Field Exam 36-08728

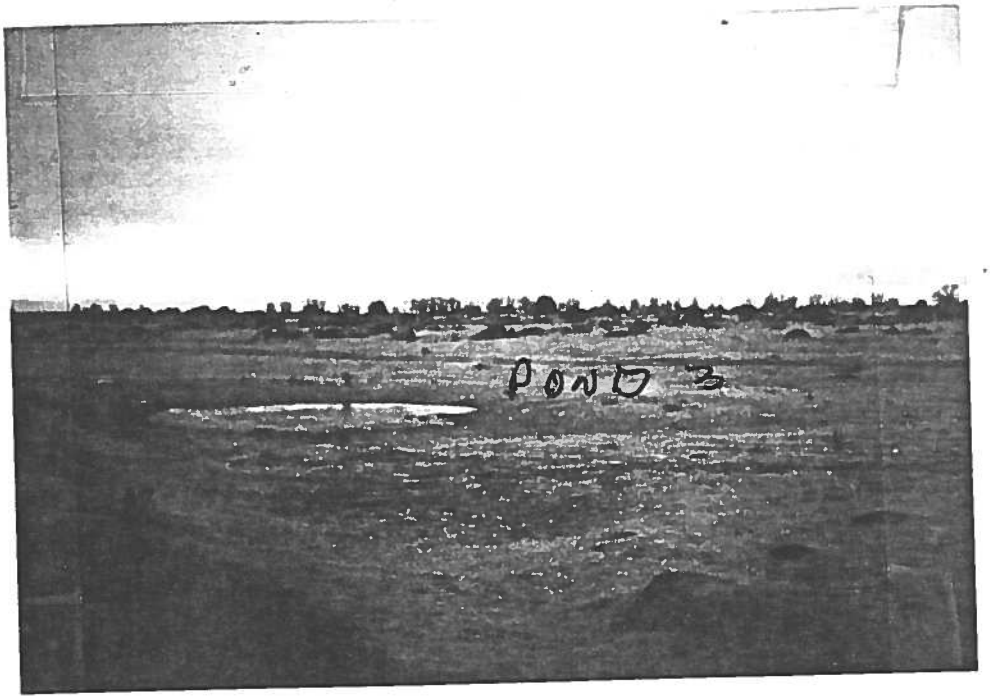
Original in Field Exam 36-08728



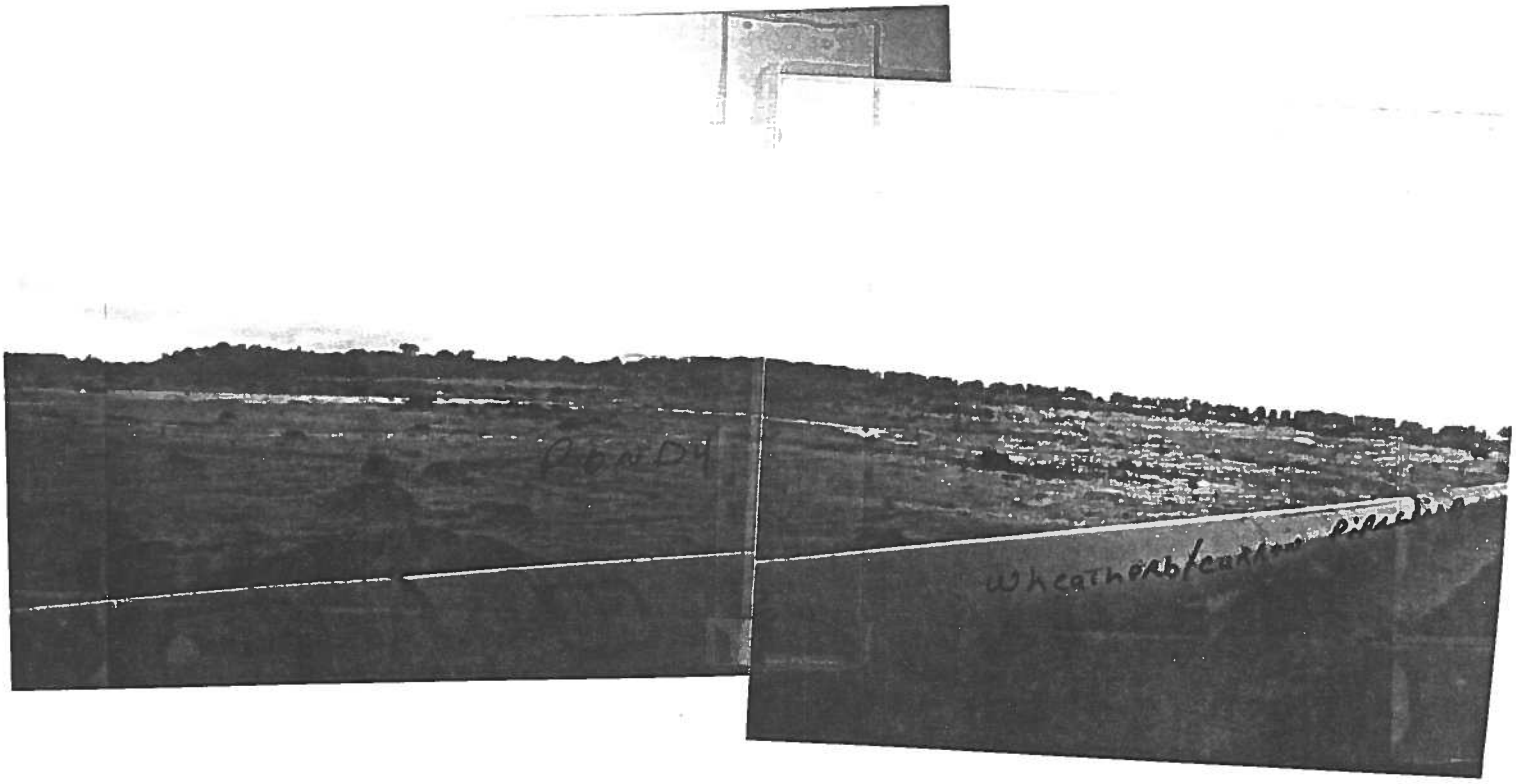


POND #2. They had already begun drying it up

Original
in Field
Exam
36-08728

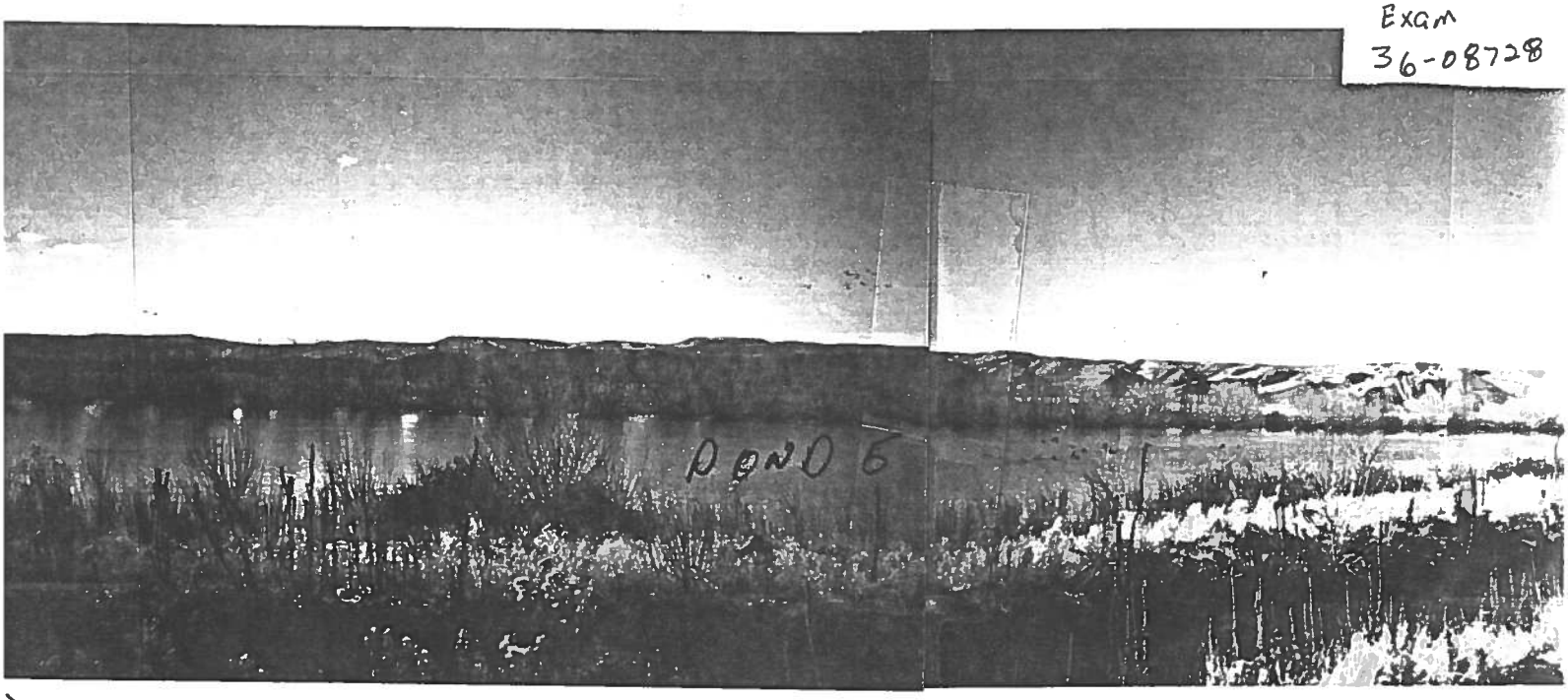


POND #3



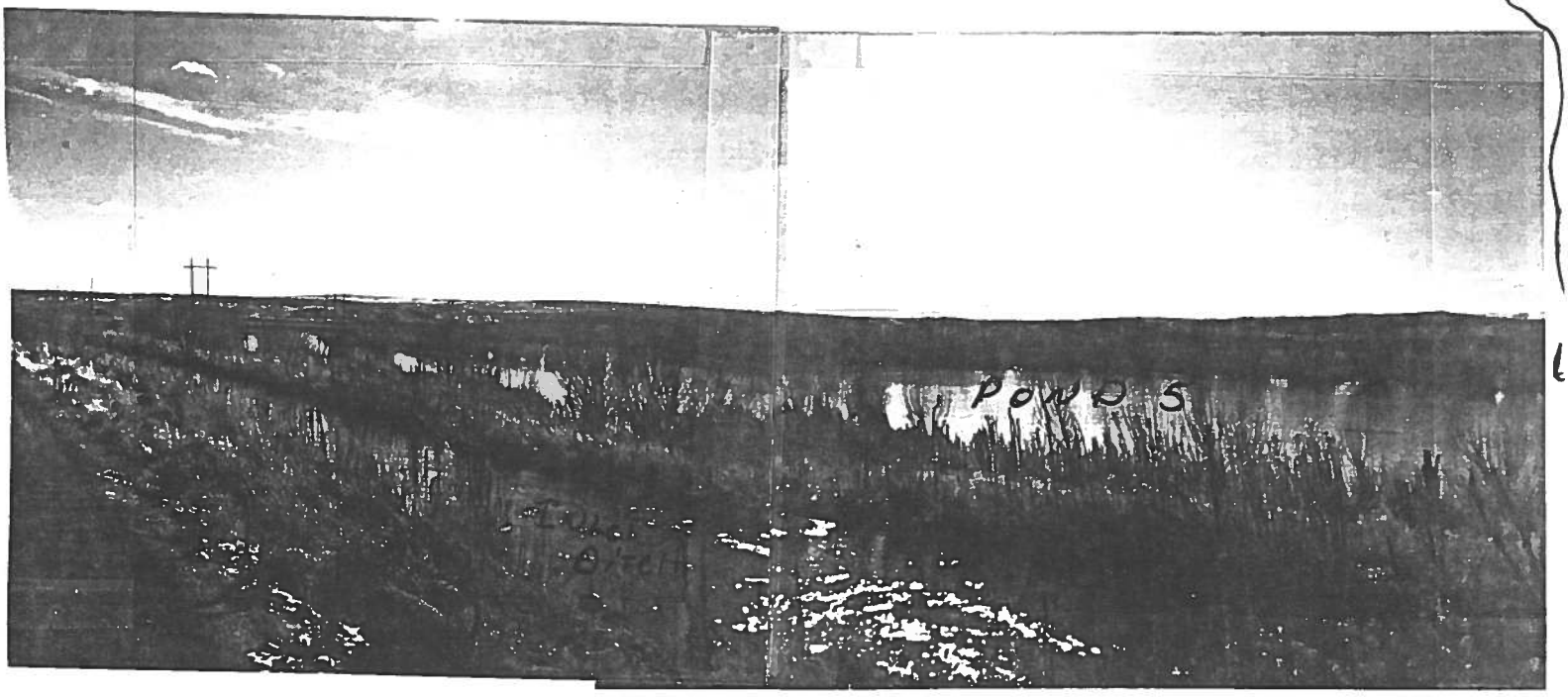
POND #4

Original
In Field
Exam
36-08728



This is POND 6

Please Notice The INLET DITCH
That ~~comes~~ ORIGINATES AT THE OUTLET
OF THE WHEATHERBY/CURREN PIPELINE

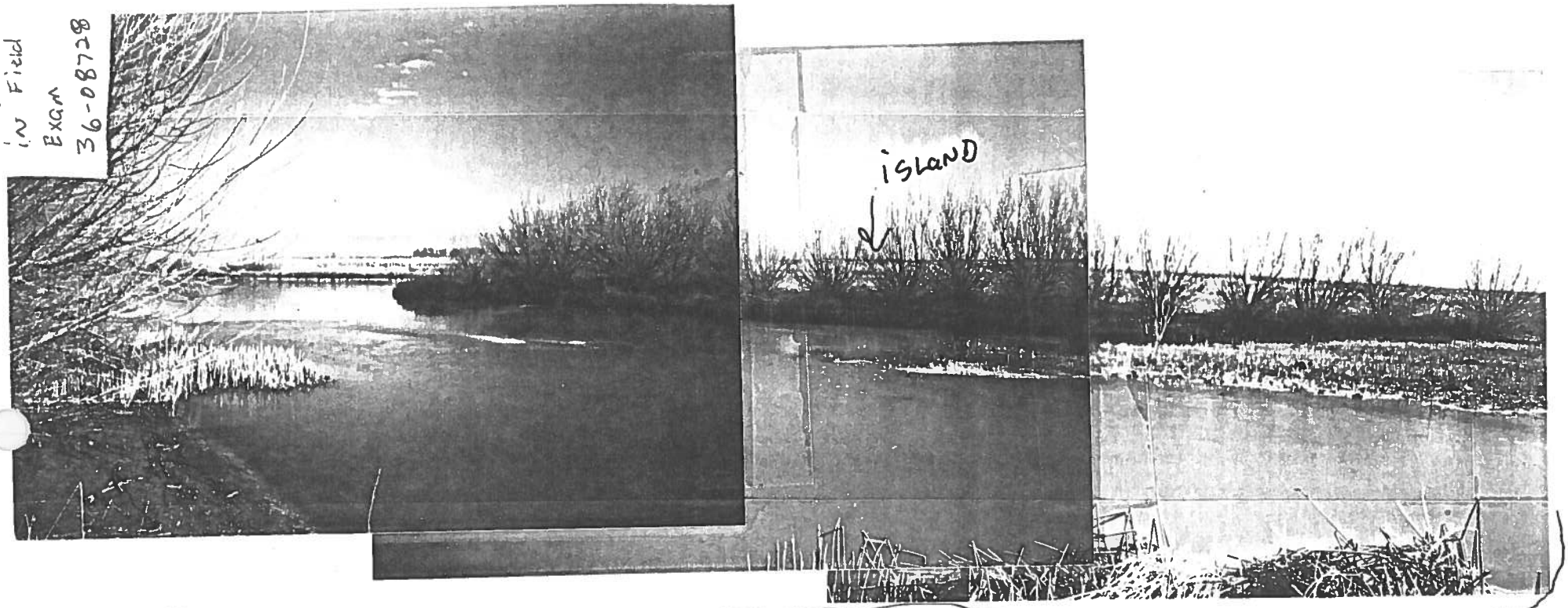




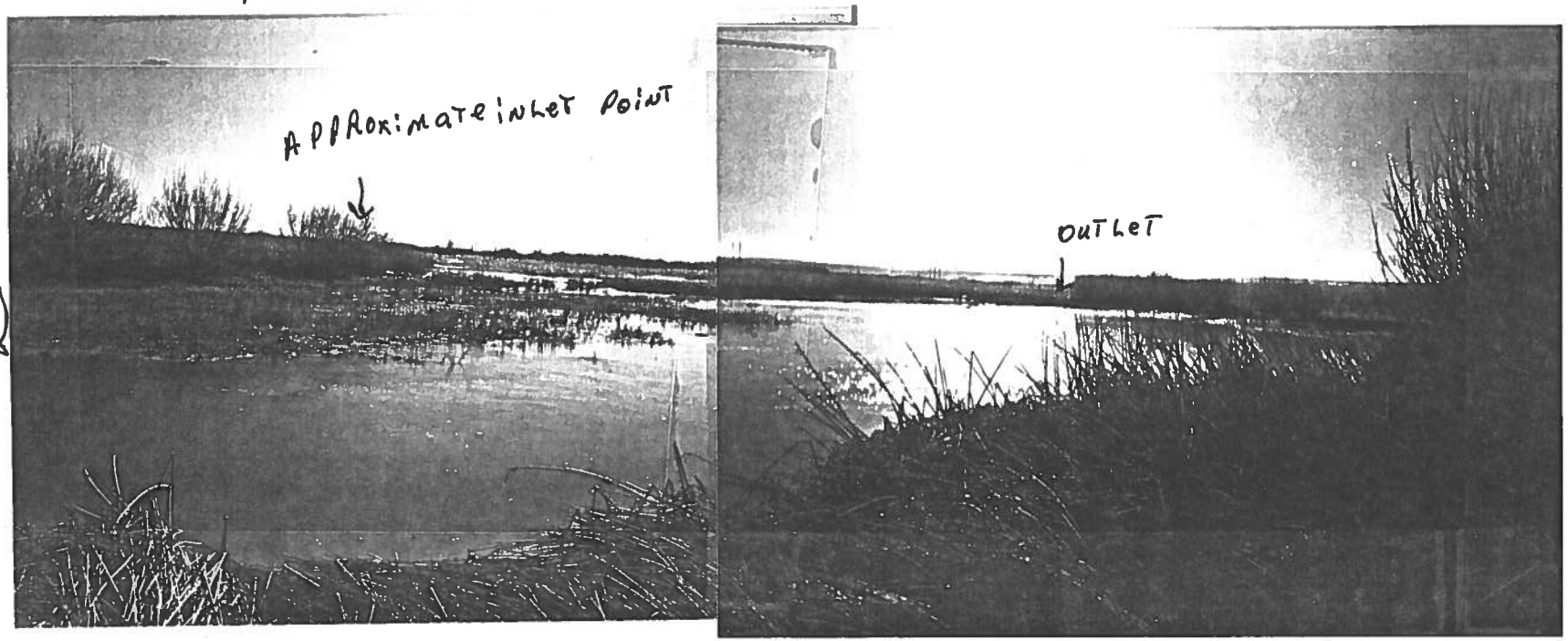
This is The East Side of Pond #6

L.R. Gingras
IN Field
Exam
36-08728

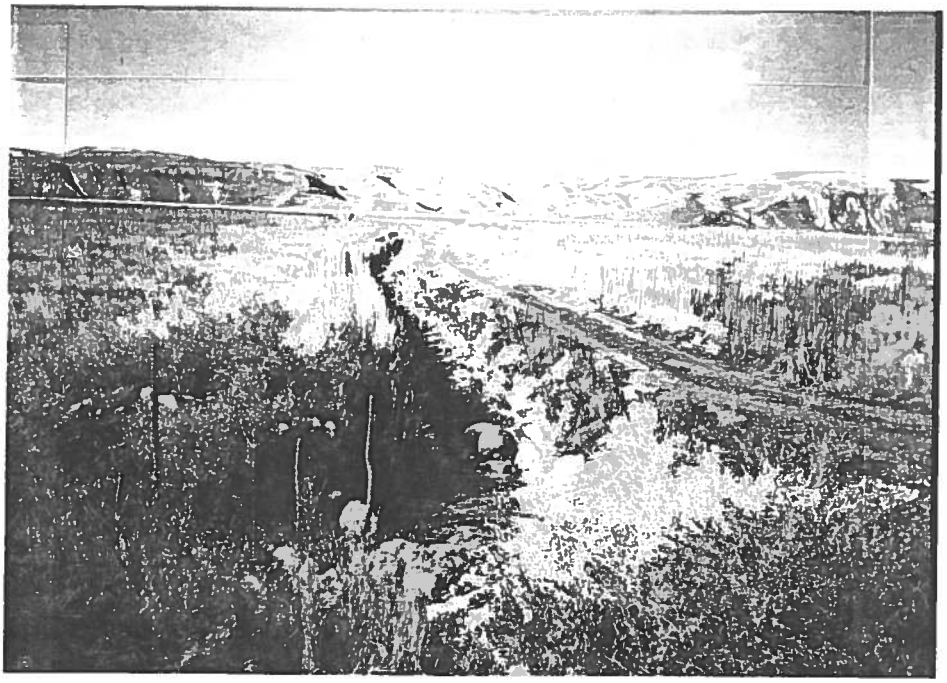
ORIGINAL IN Field Exam 36-087228



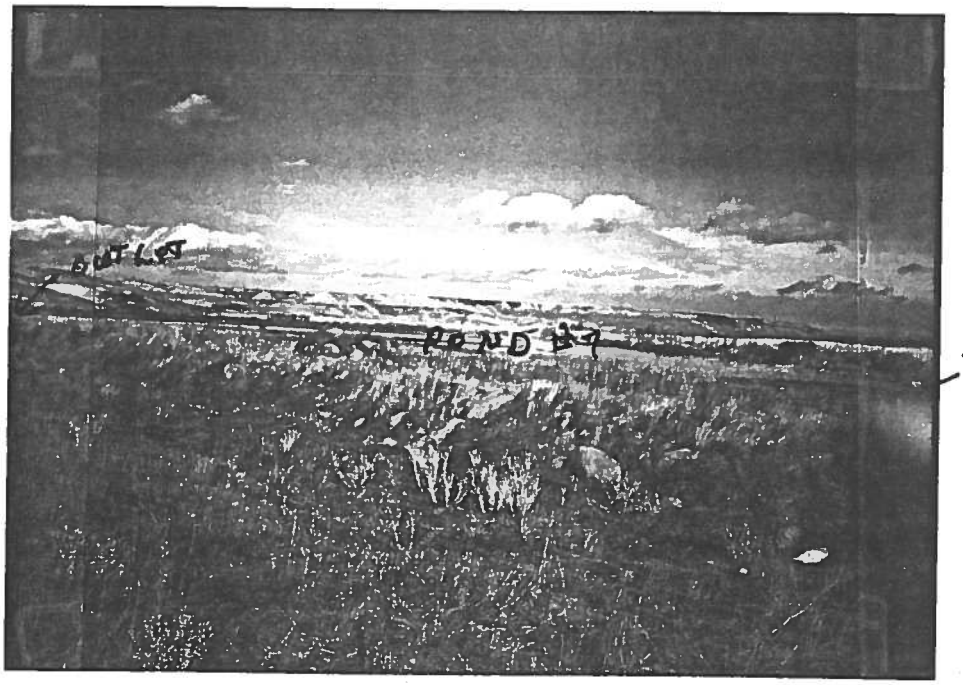
This is The West side OF POND 6.



Original
In Field
Exam
36-08728

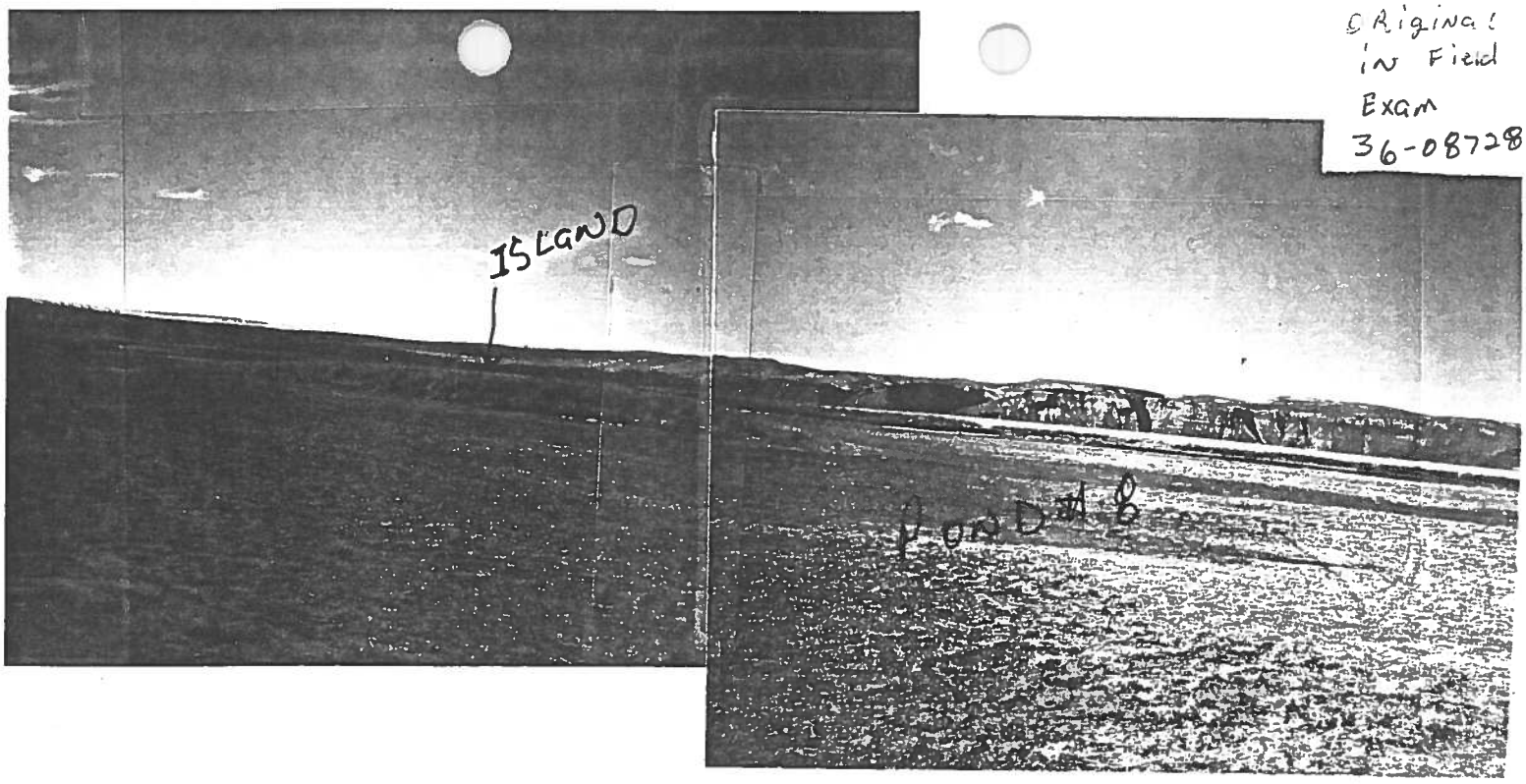


DITCH FROM POND #6 TO POND # 7

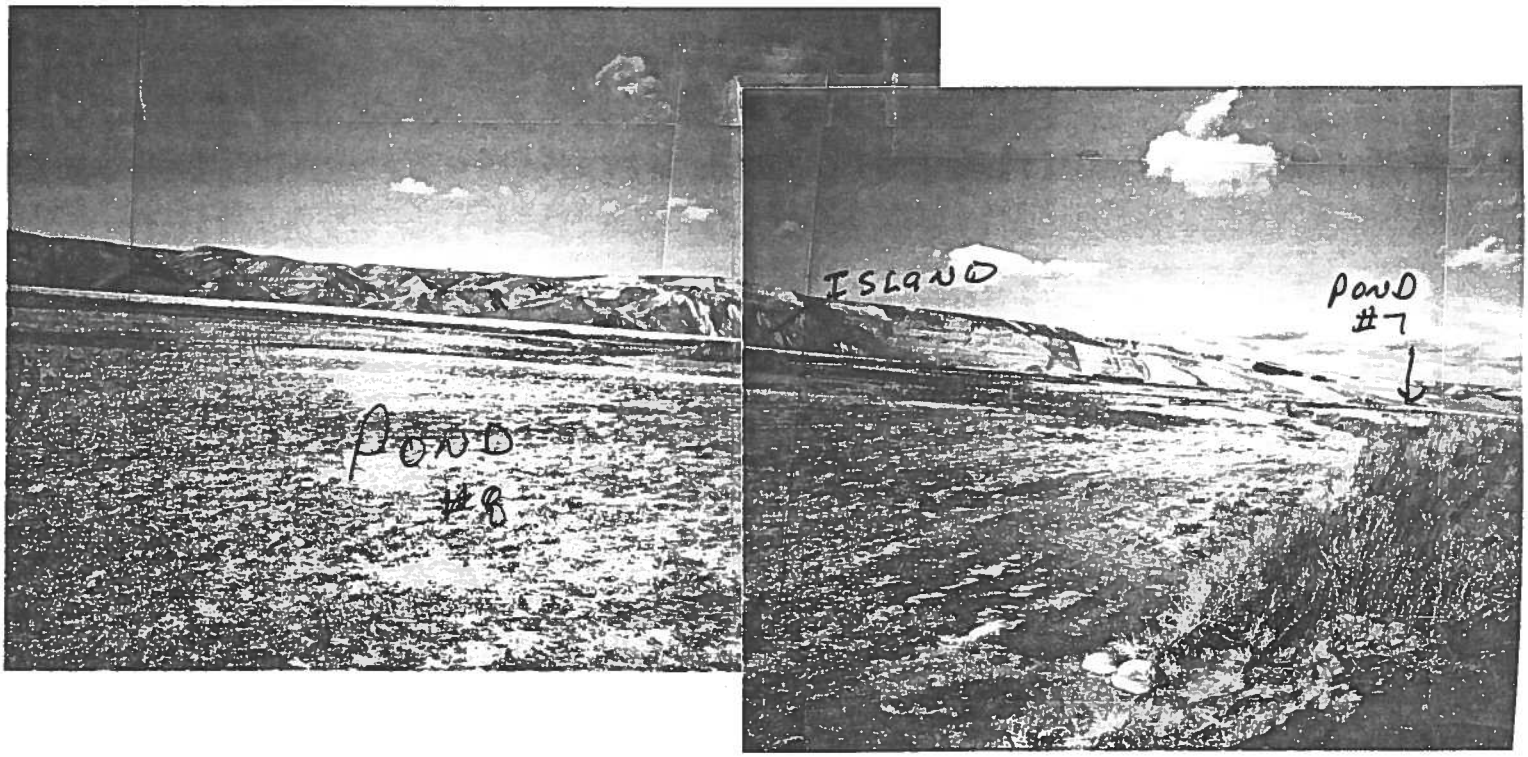


POND #7

Original
In Field
Exam
36-08728



POND #8

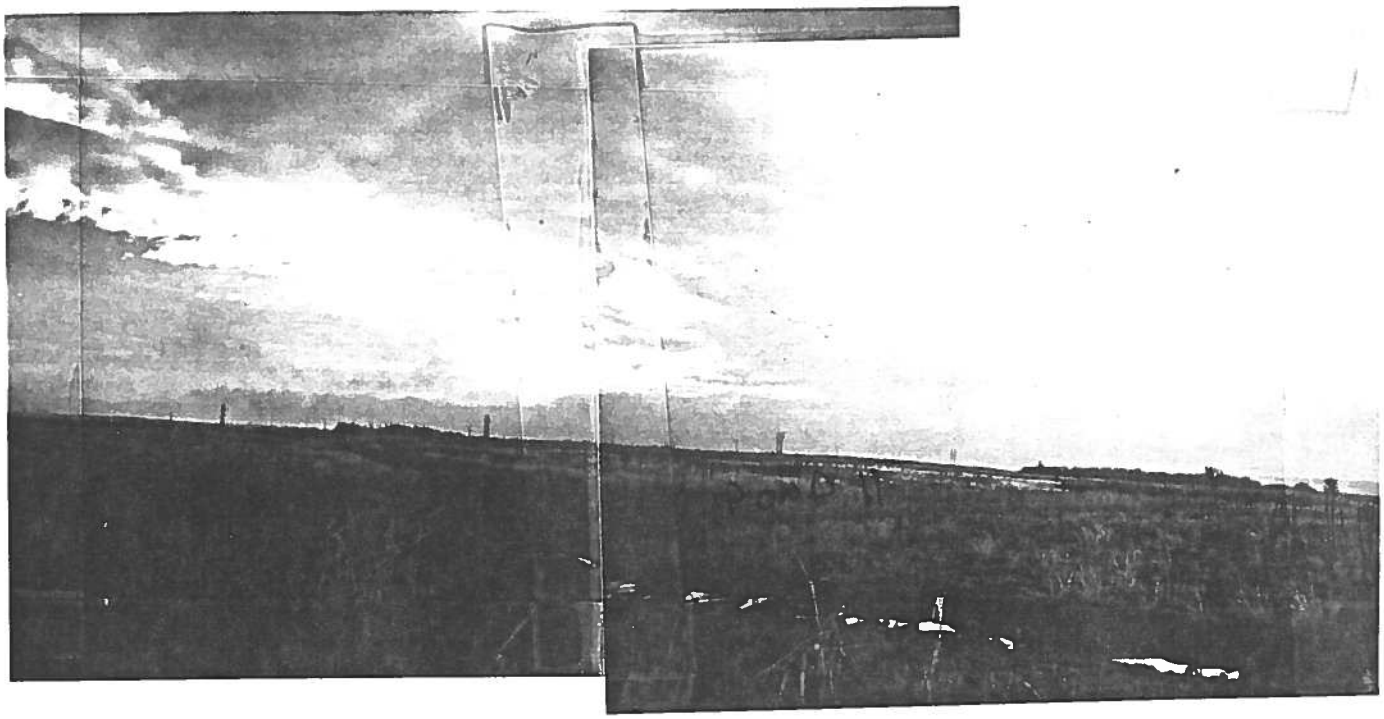


POND #9

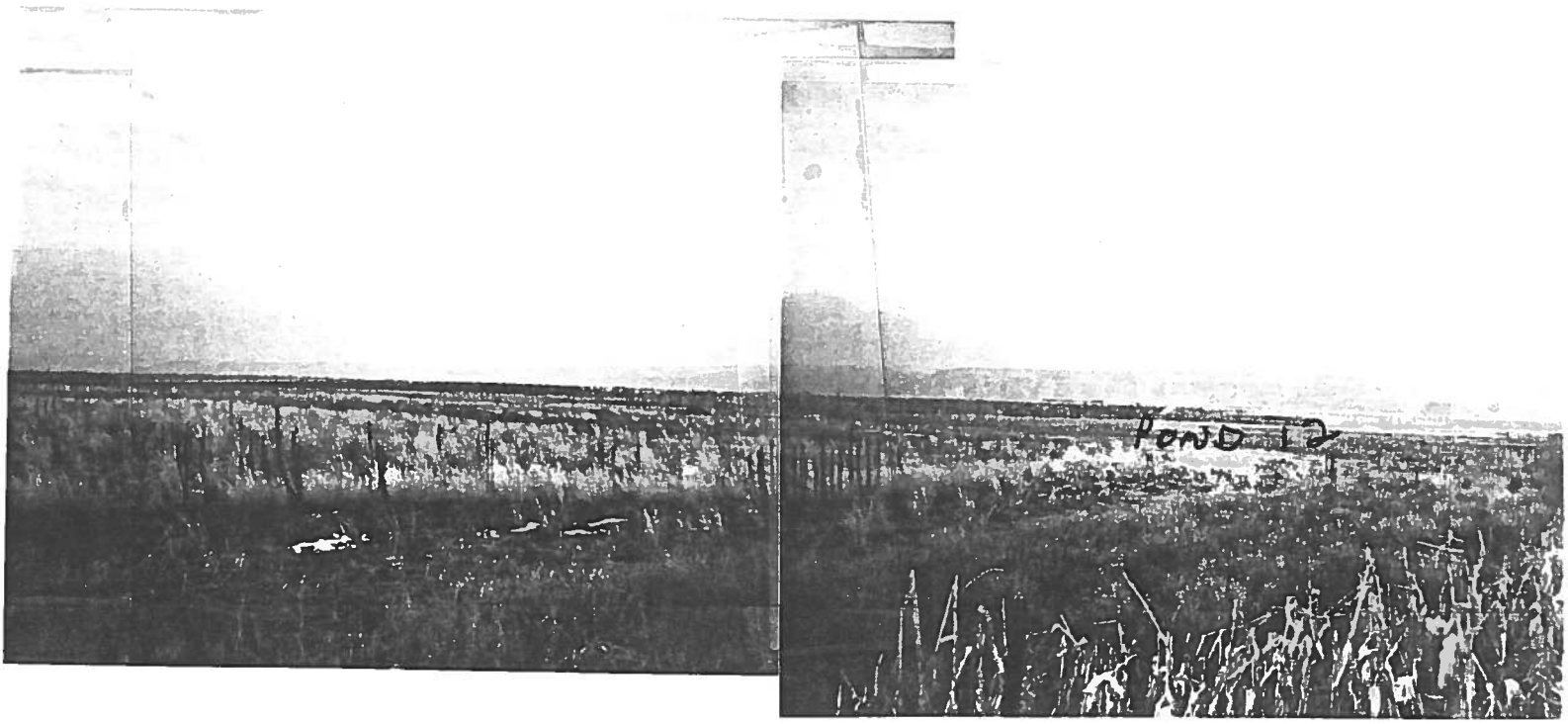
POND #10

Irrigation
in Field
Exam
36-0873B

Original
In Field
Exam
36-08728

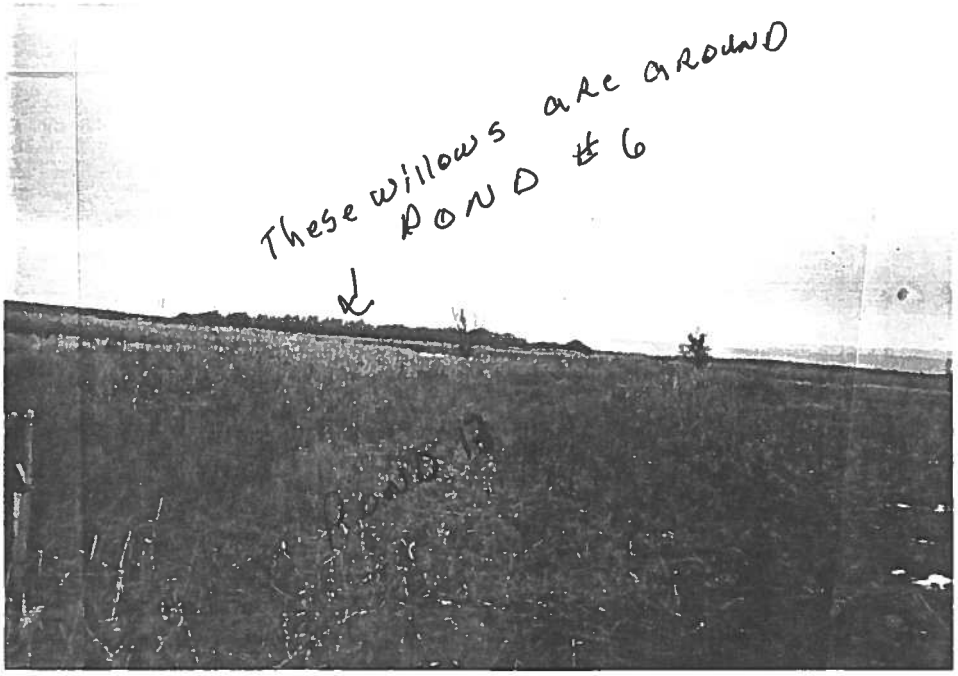


POND #11



POND #12

ORIGINAL
IN Field
EXAM
36-08728

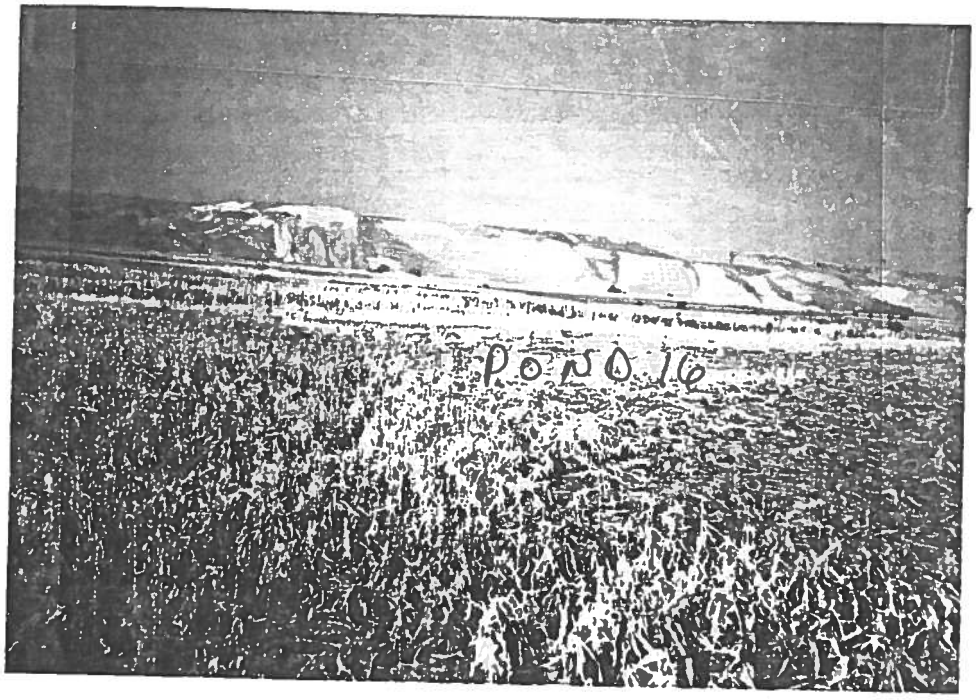


POND 13

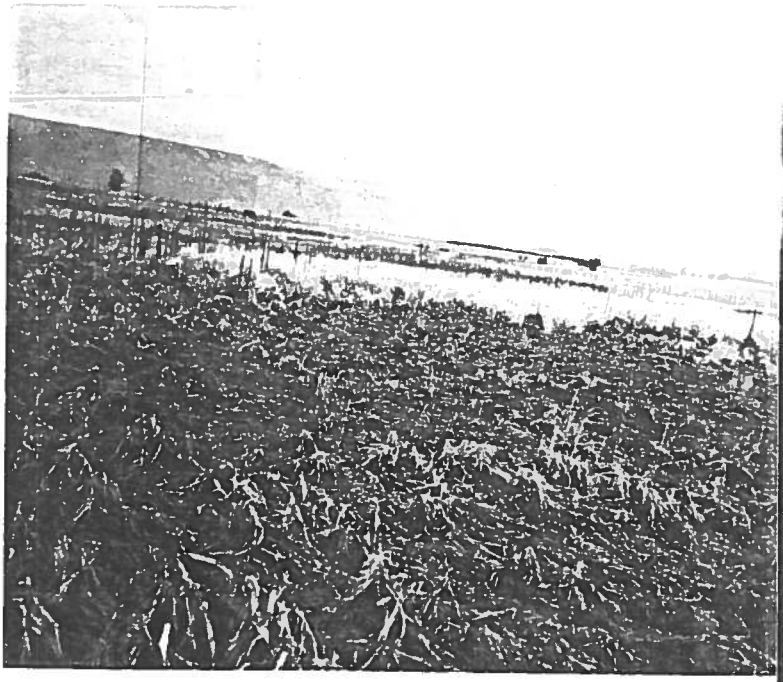


POND 15

ORIGINAL
IN Field
Exam
36-08728



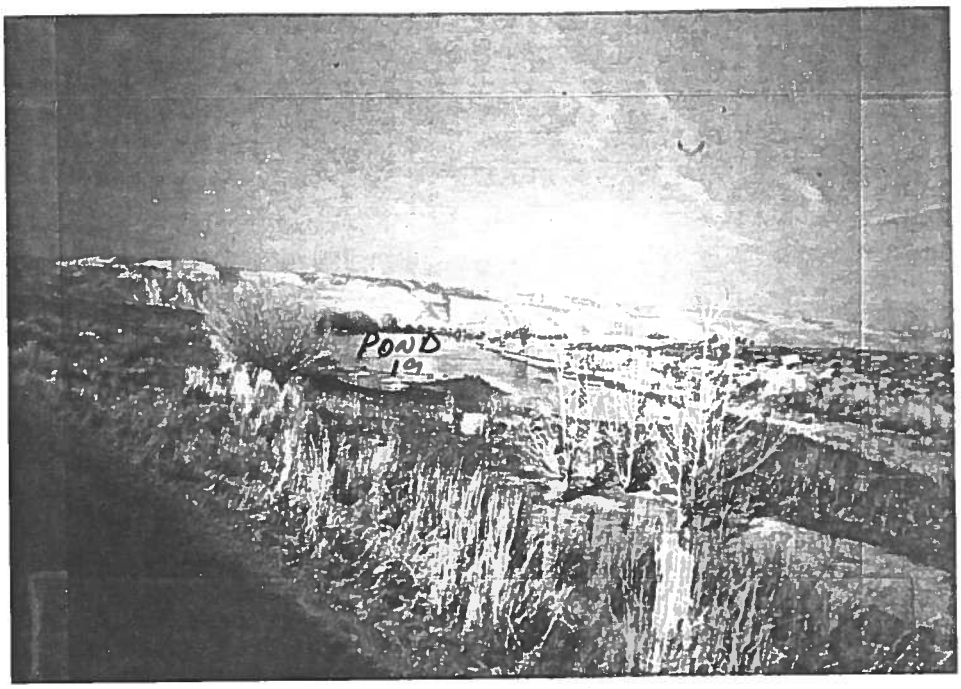
POND 16



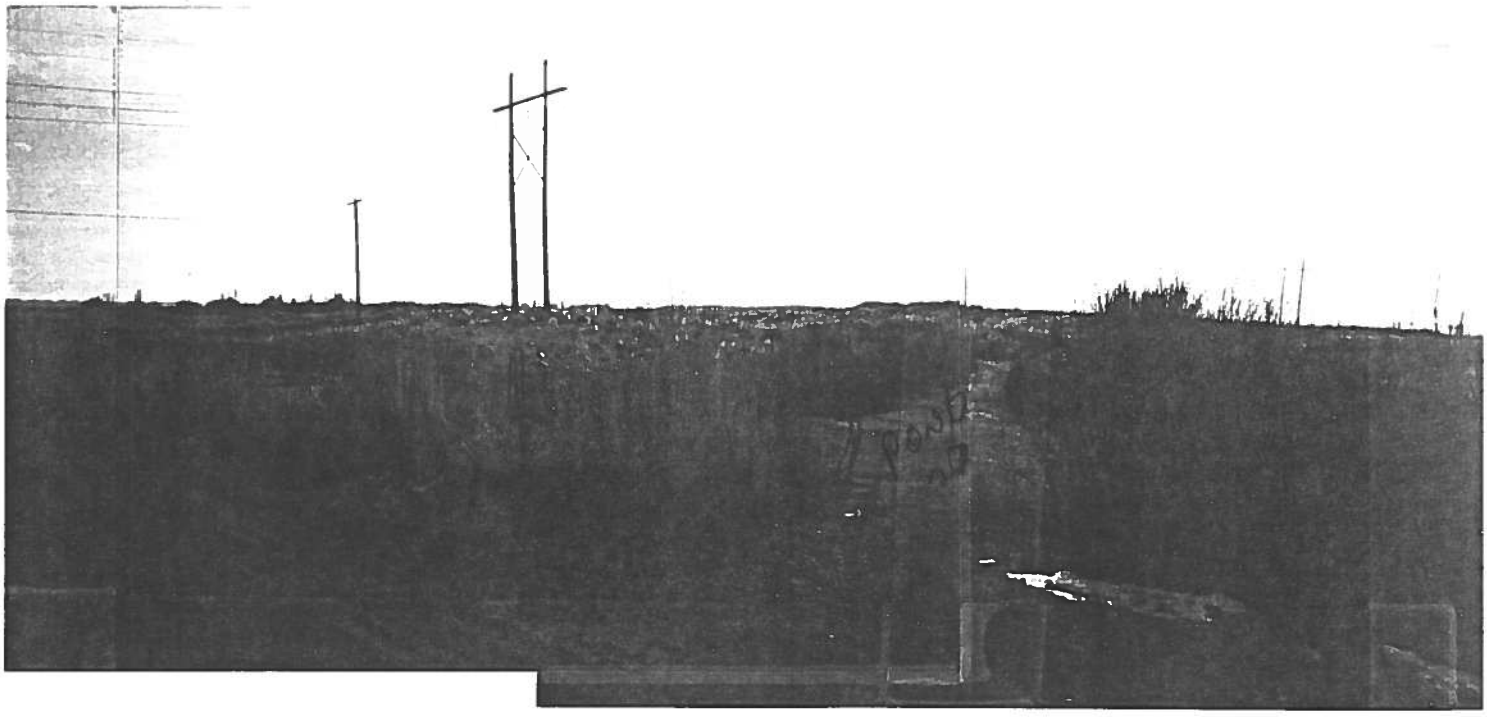


POND 17

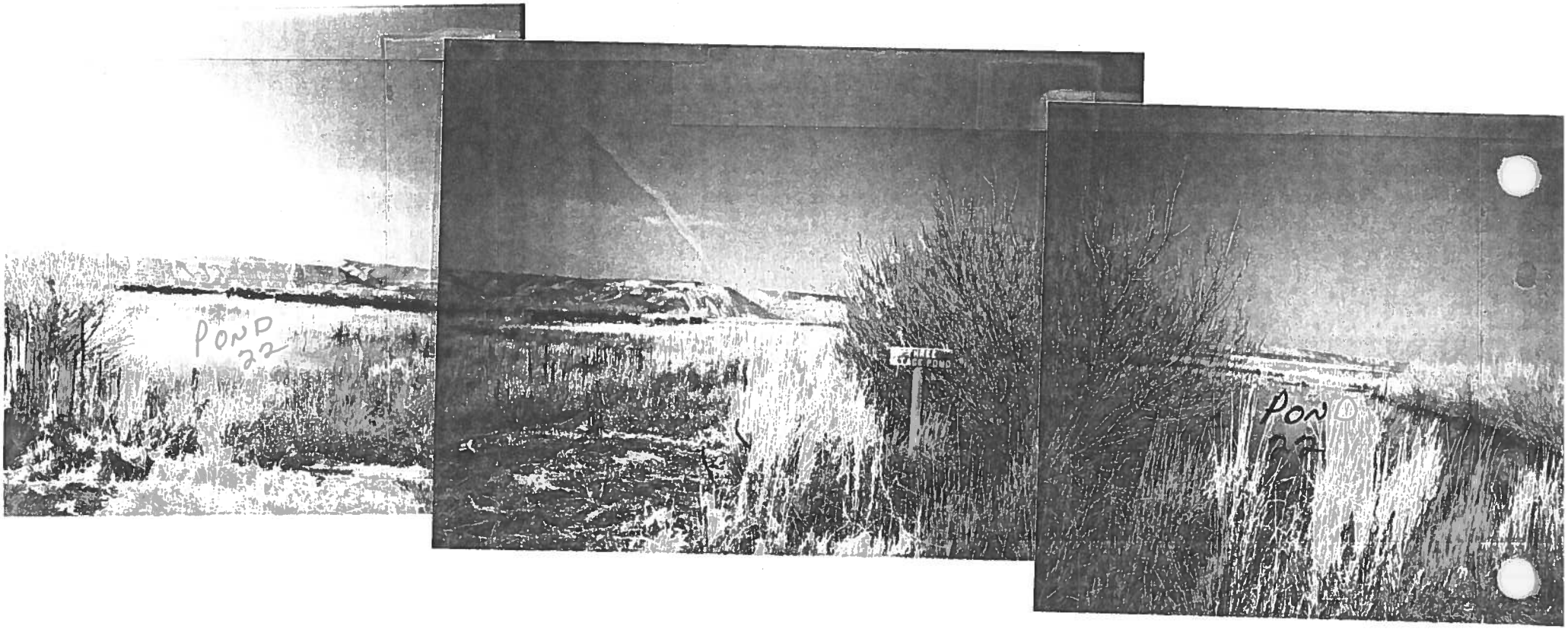
Original
In Field
Exam
36-08728



POND #19



POND #20



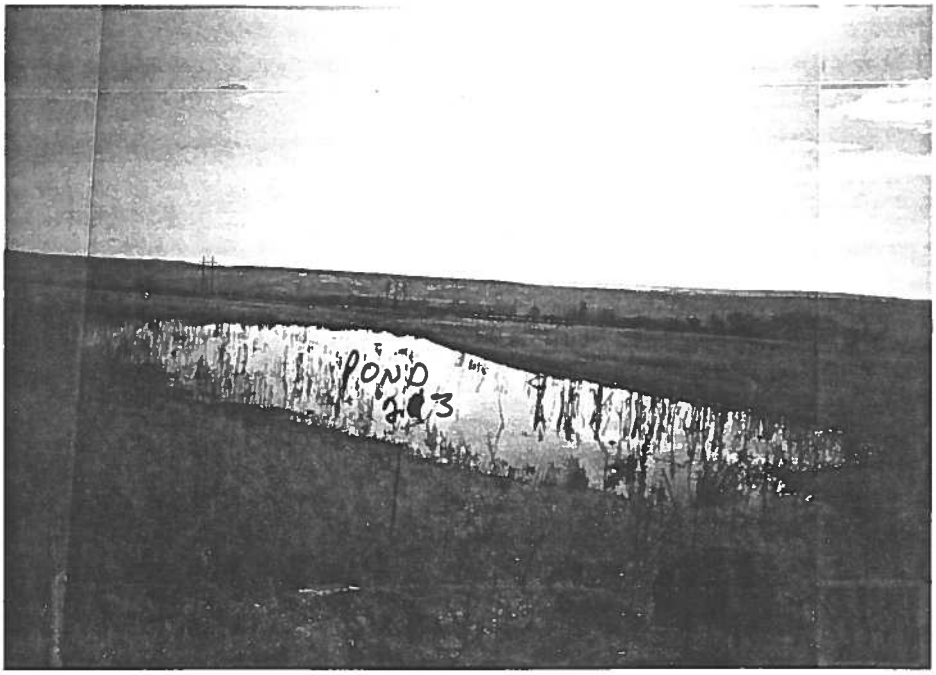
POND 22

ORIGINAL IN FIELD EXAM 36-08728

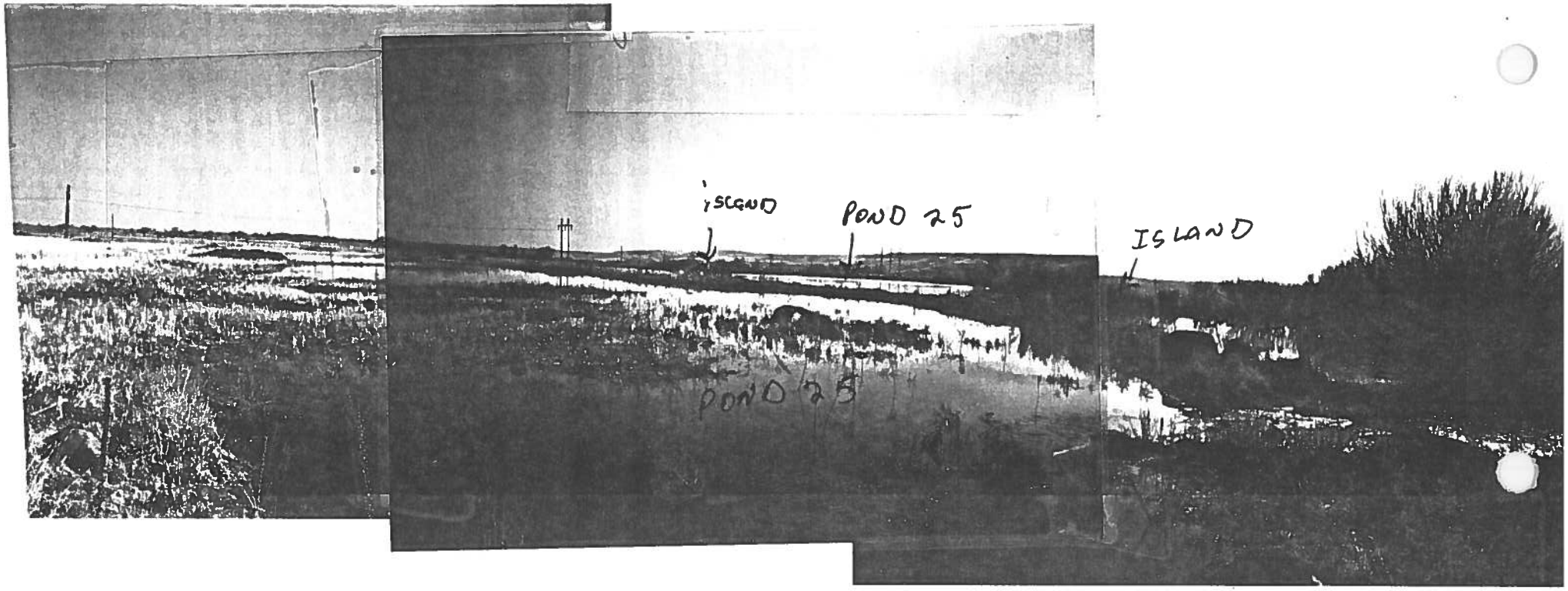
ORIGINAL IN Field Exam 36-08728



POND 24



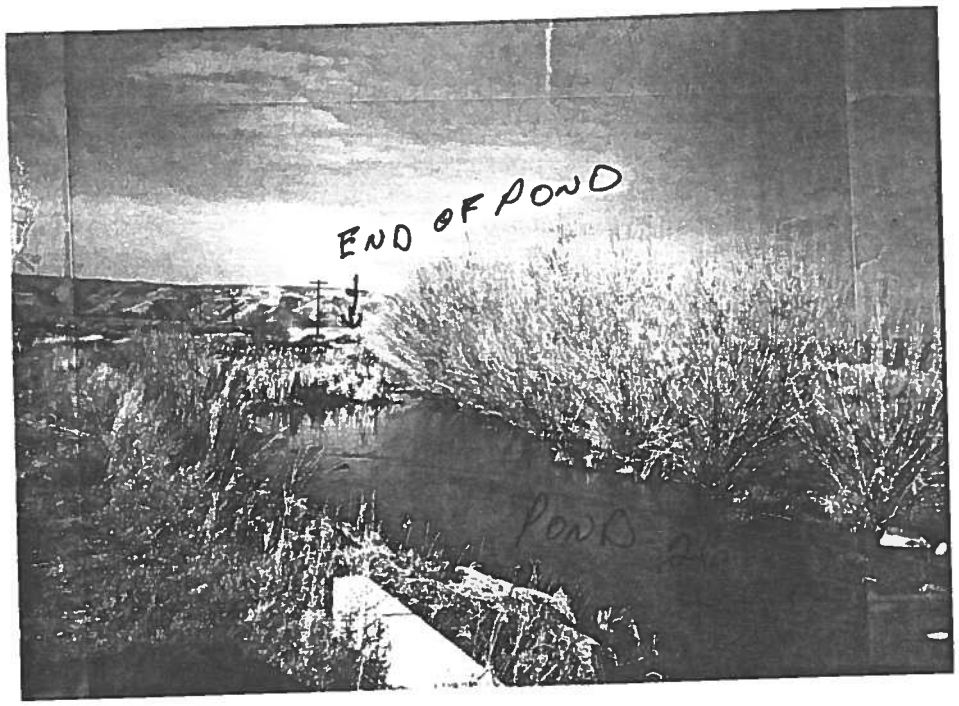
POND 23



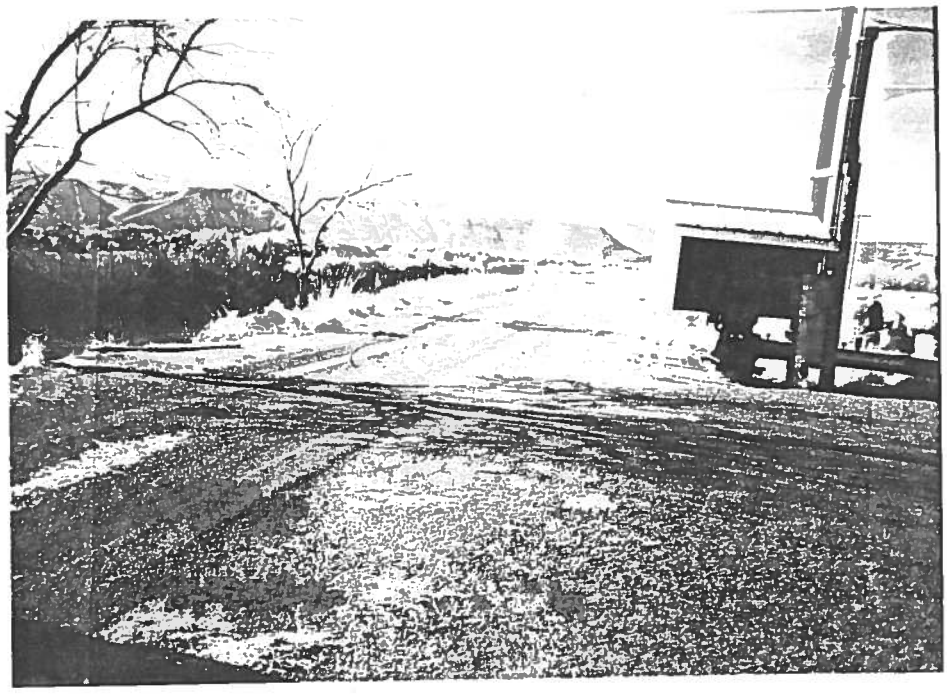
POND 25

ORIGINAL IN FIELD EXAM 36-08728

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IN Field
Exam
36-08728



POND 26



HUNT DITCH IRRIGATION PUMP



POND 27

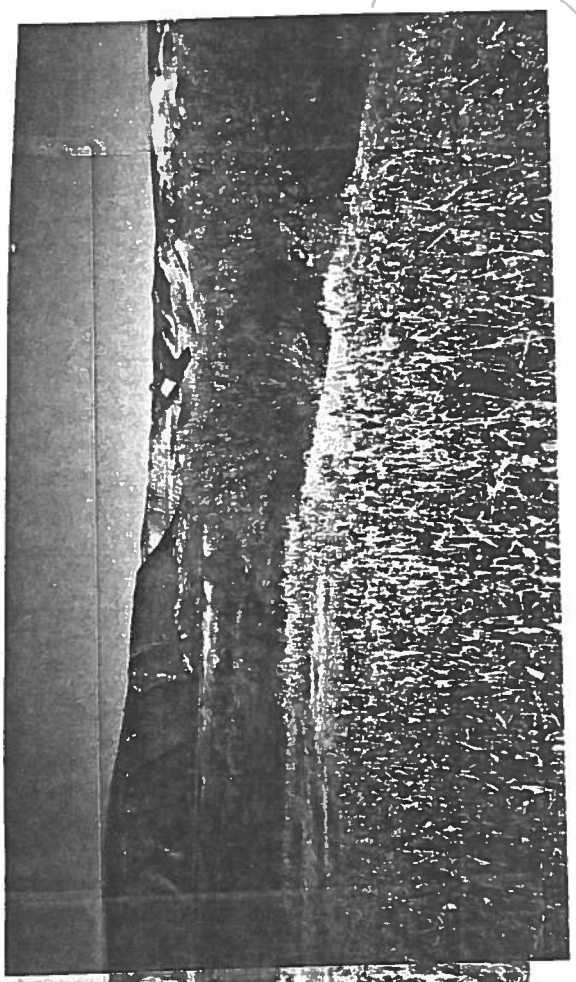
The OUTLET OF The HUNT FISH HATCHERY RUNS INTO POND 27 (SHOWN) FROM POND 27 The WATER CAN EXIT INTO POND 28 AND OUT TO HUNT DITCH, WHICH CONTINUES ON TO HUNT/BUCKEYE FISH HATCHERY

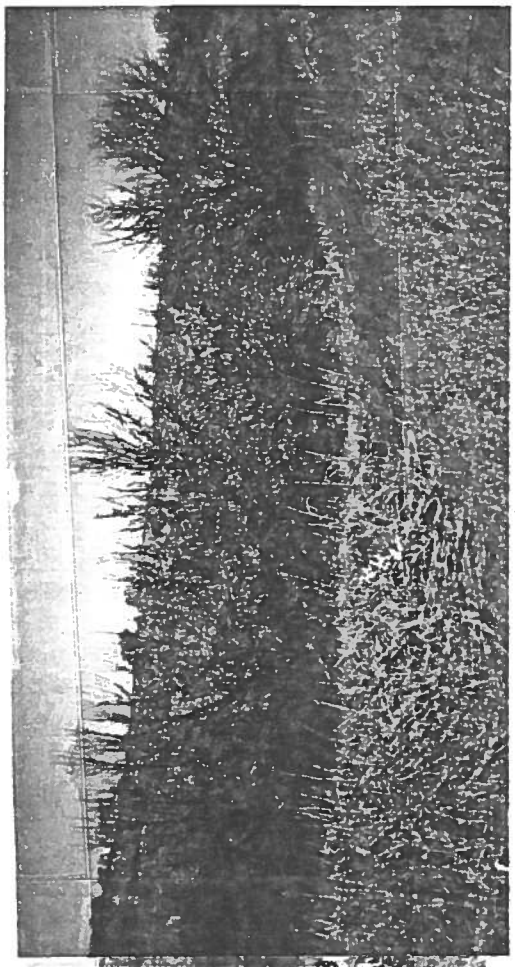
ORIGINAL IN FIELD EXAM 36-08728

POND #29

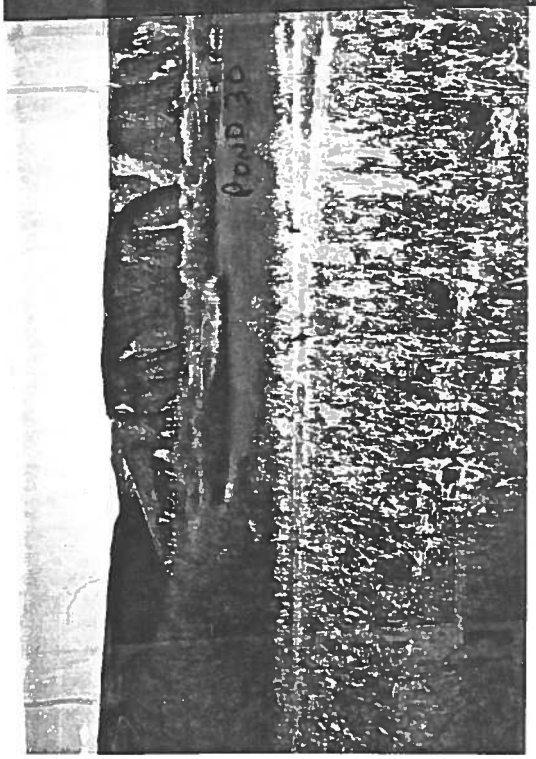
Original in Field Exam 36-08728

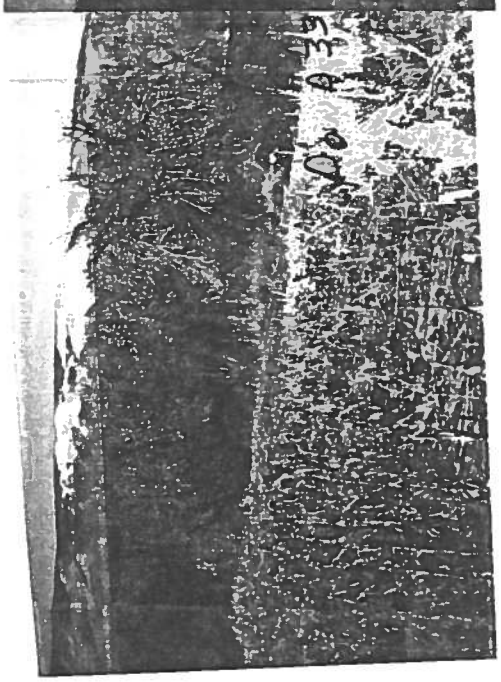
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36-08728



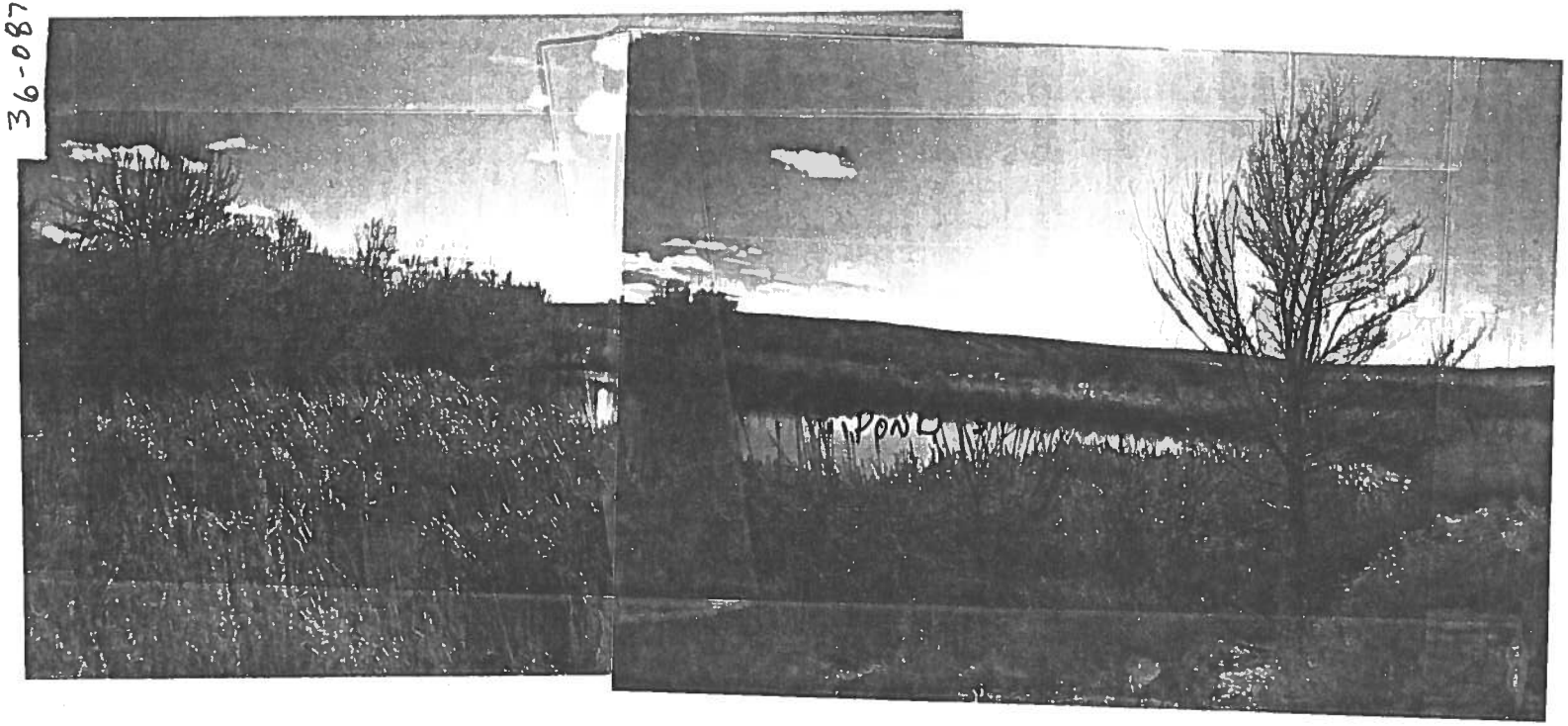


POND 30 : 33

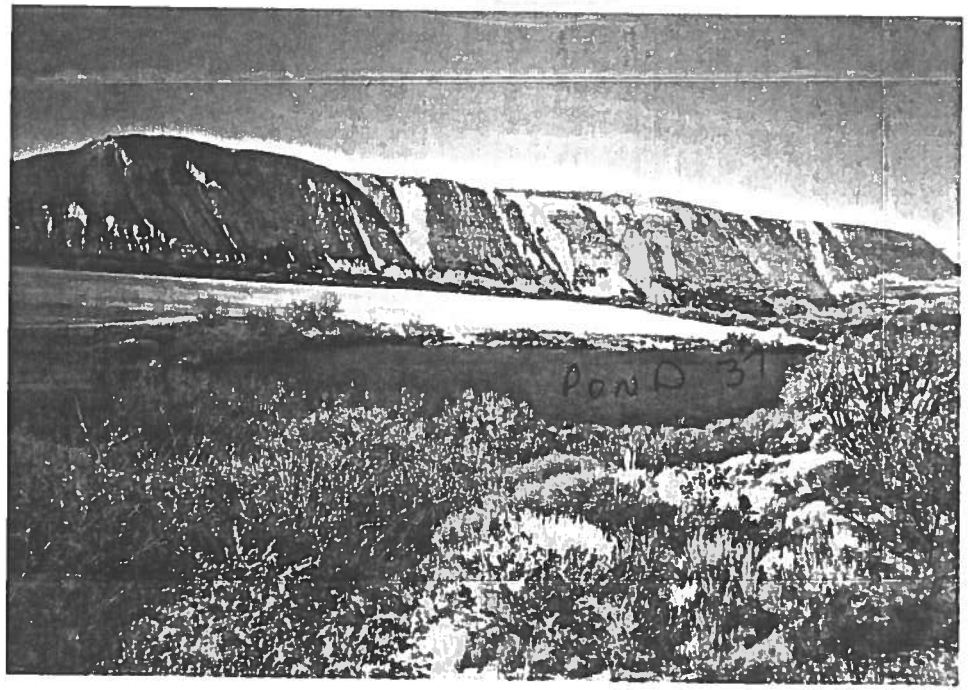




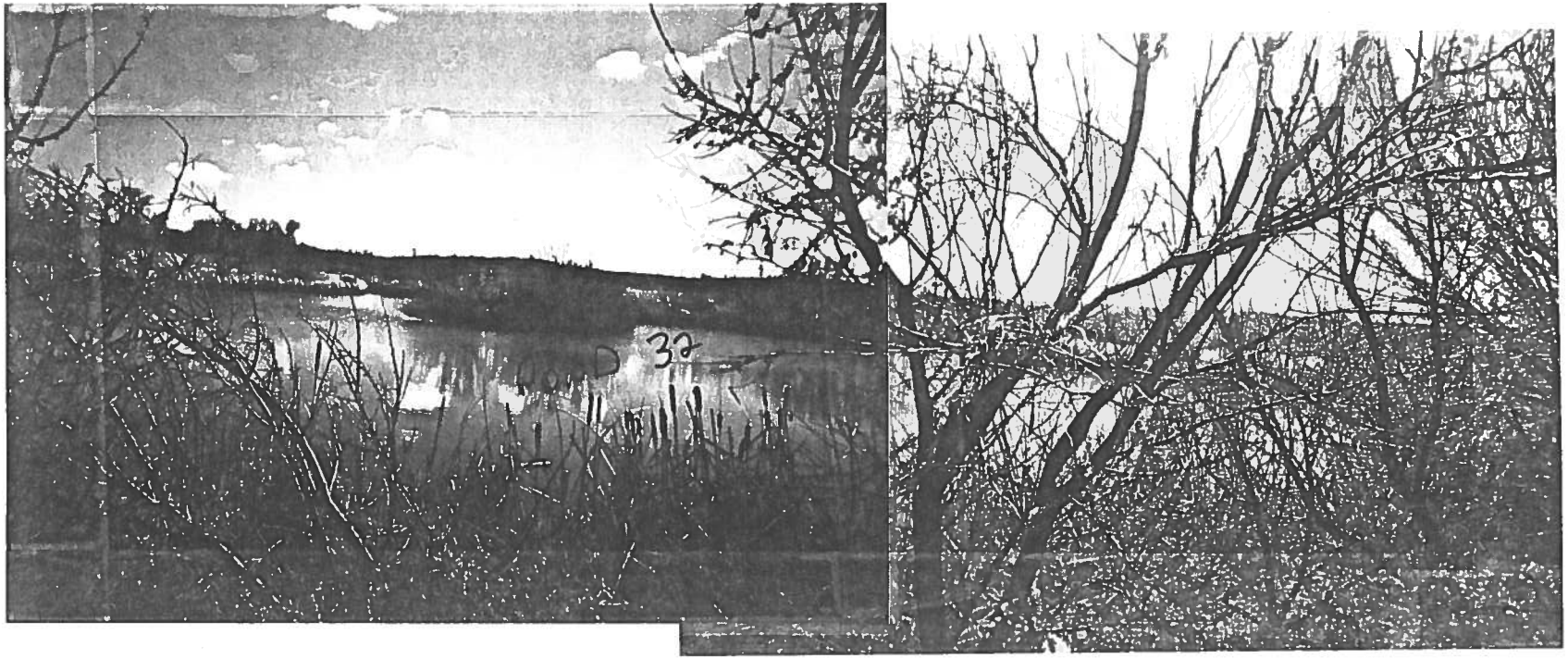
9.A. Final
IN Field
Exam
36-08728



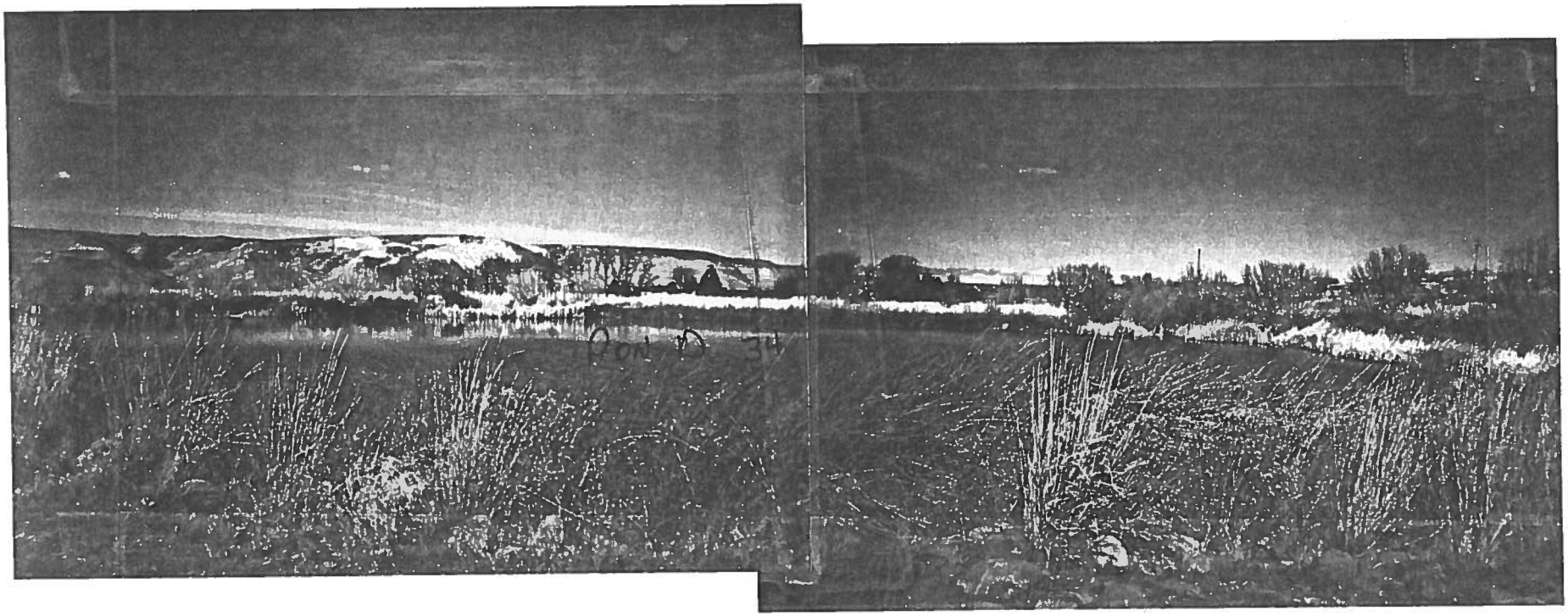
POND
31



POND 37



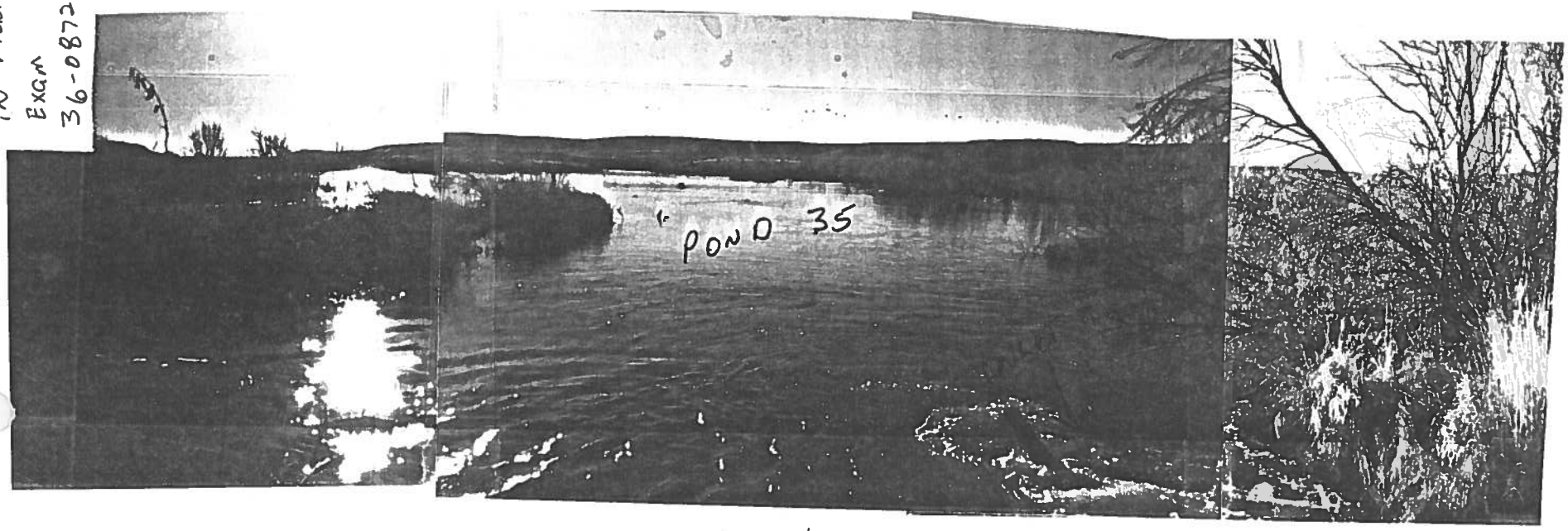
POND
32



POND
34

ORIGINAL
IN FIELD
EXAM
36-08728

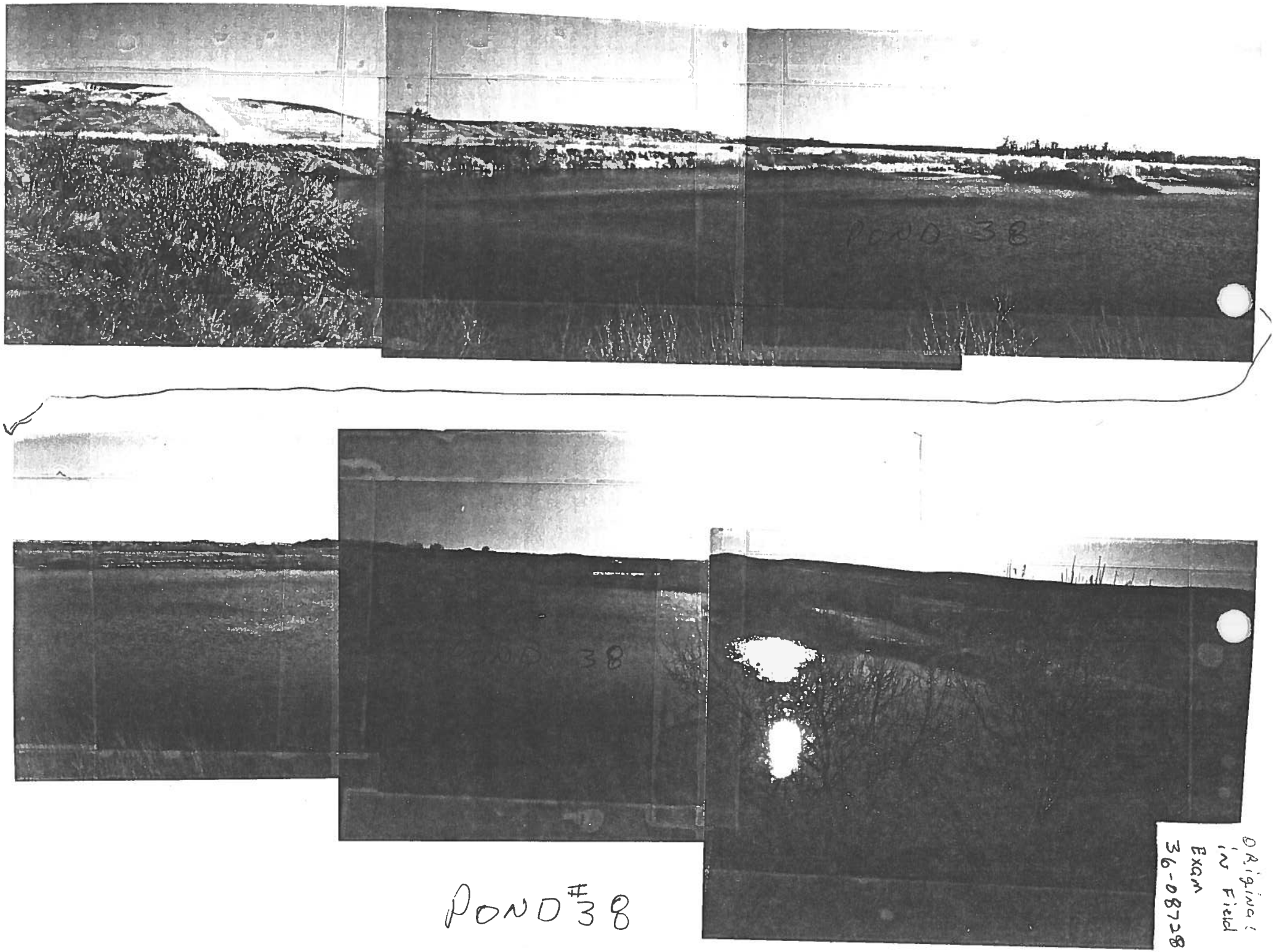
ORIGINAL IN FIELD EXAM 36-08728



POND #35



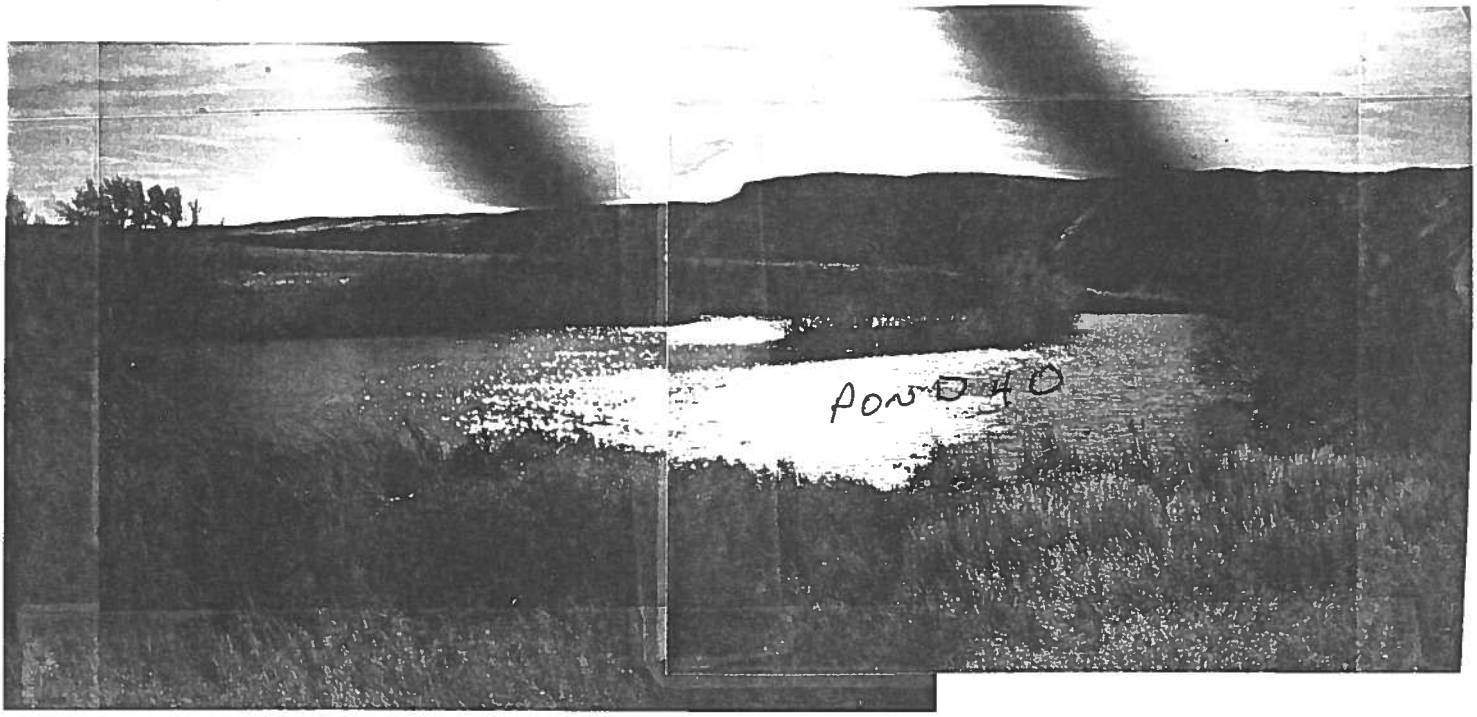
POND 36



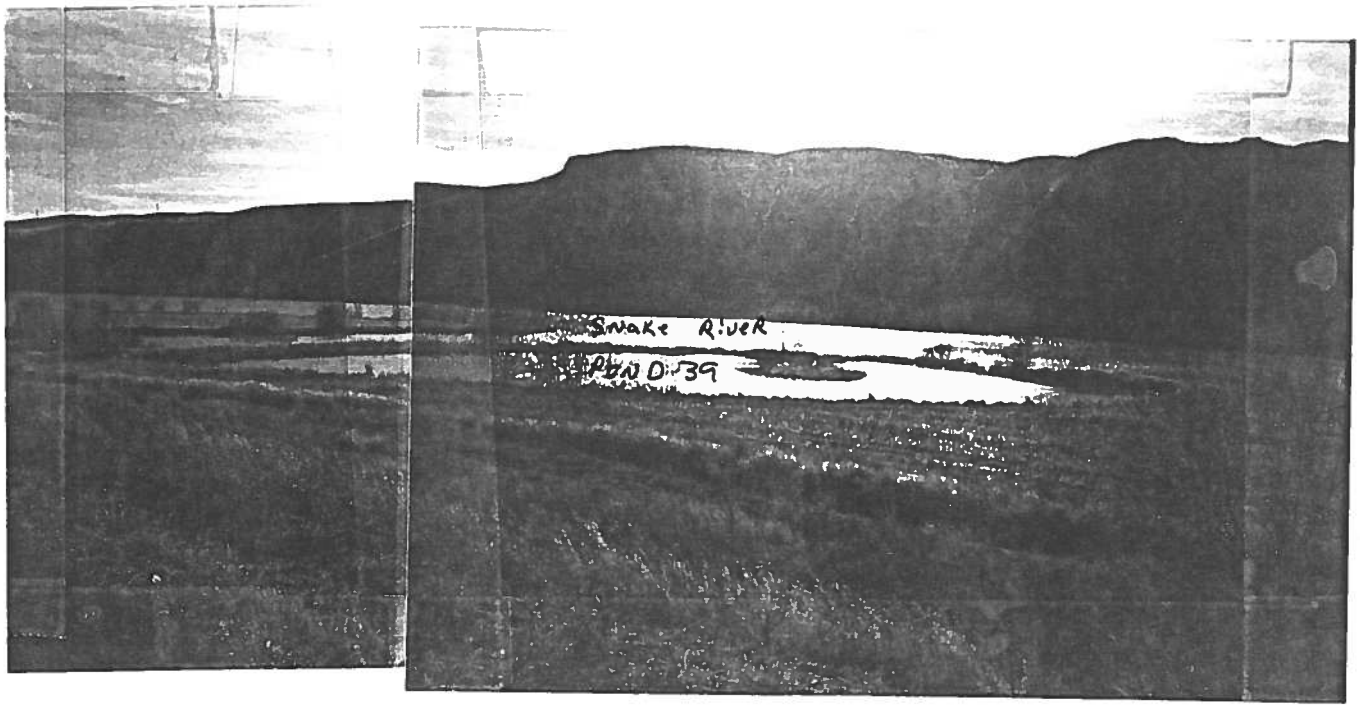
POND #38

ORIGINAL IN Field Exam 36-08728

Original
in Field
Exam
36-08728

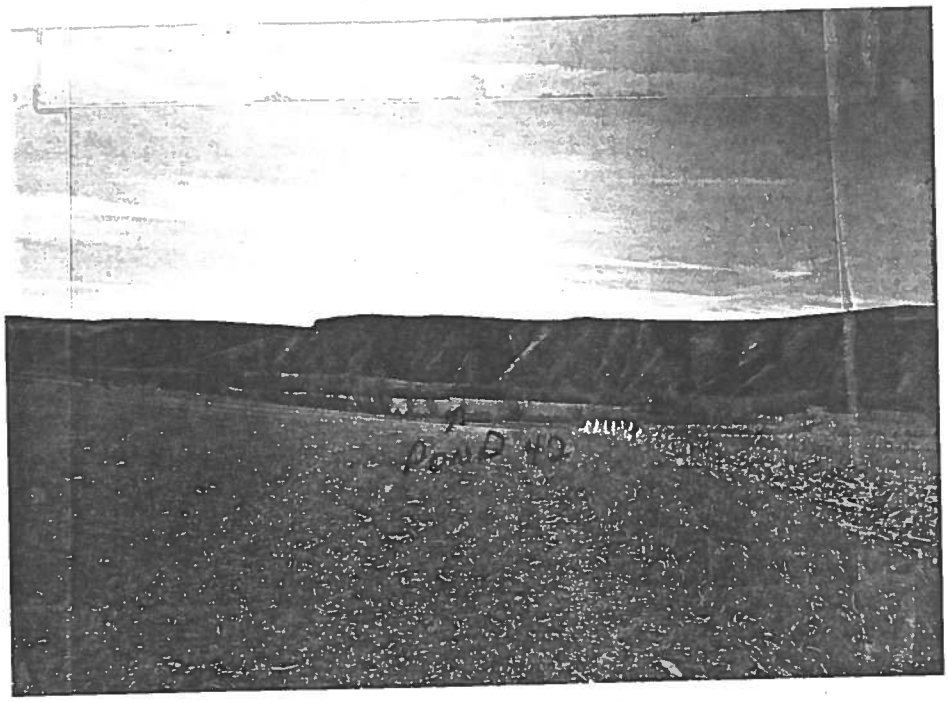


POND #40

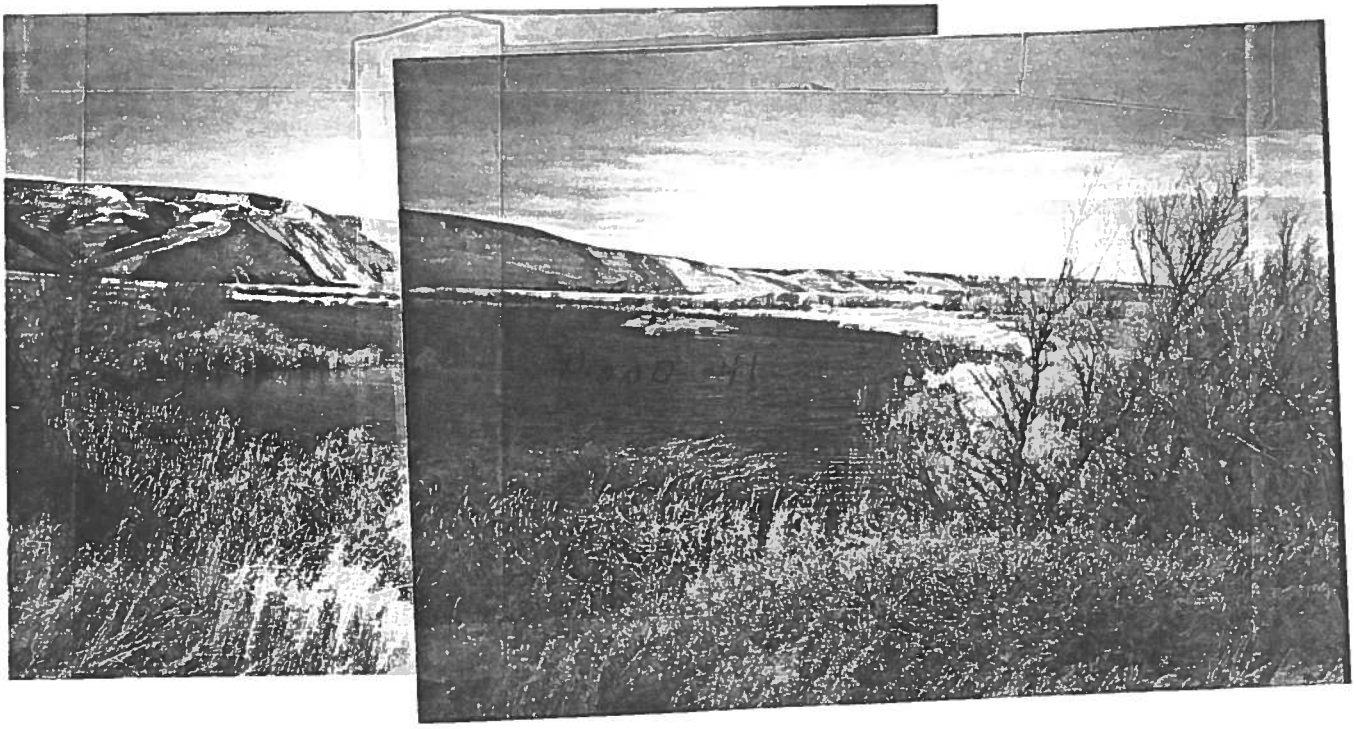


POND #39

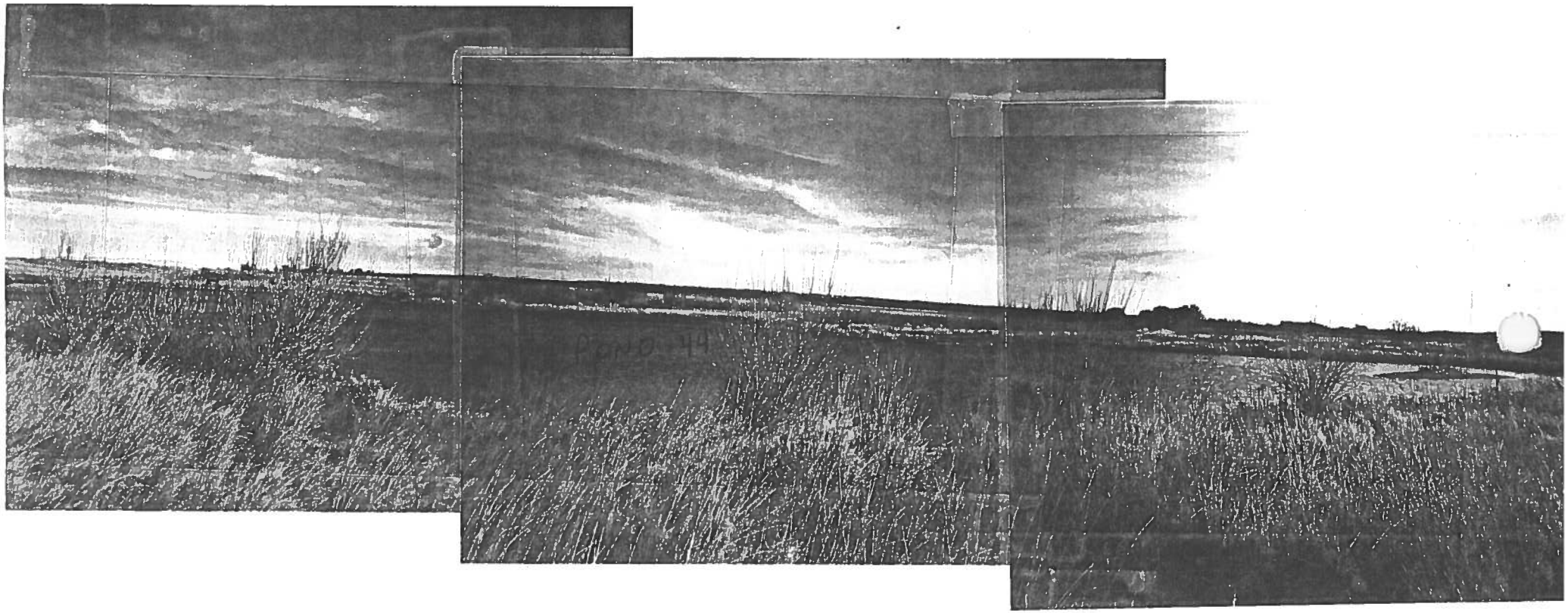
ORIGINAL IN Field Exam 36-08728



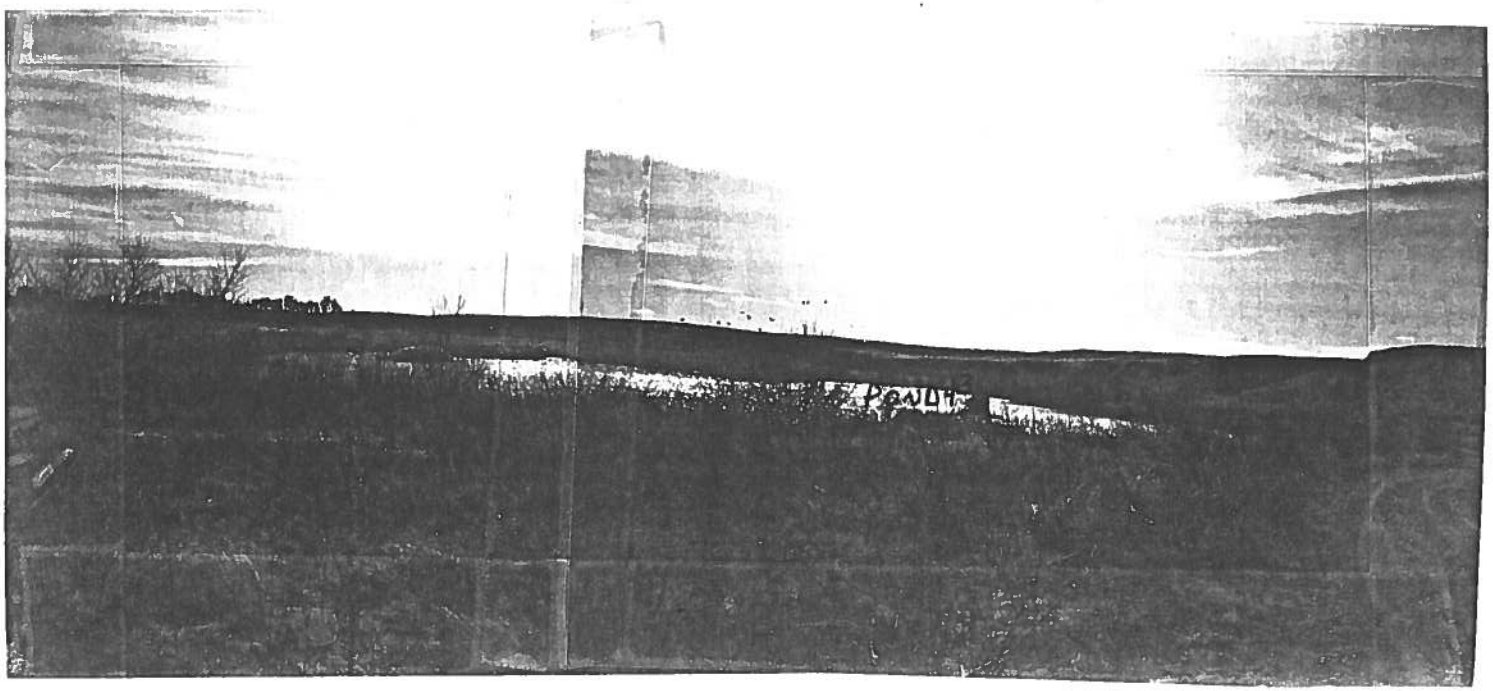
POND 42



POND 41



↑
POND 44



← POND 43

ORIGINAL
IN FIELD
EXAM
36-08728

Western Legends LC

Post Office Box 737
Hagerman, Idaho 83332

Telephone (208) 837-6641

December 9, 1998

Via Fax: 736-3037
Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

RECEIVED
DEC 09 1998
Department of Water Resources
Southern Region

cc: Dave Tuthill, Boise IDWR
Via Fax 327-7866

Re: Permit/License processing
Buckeye Farms - Nos. 36-07739, 36-08335, 36-07742, 36-08730, 36-07741, 36-08729, 36-07740, 36-08728
Buckeye Farms - New Applications filed 10/98 (3 applications)

Dear Allen:

As we discussed with you on Monday, we hereby formally request that we be notified and receive copies of all further actions taken on the above referenced Applicatons for permit and Permits being processed to licenses. As we stated, we will be submitting comments with respect to all of these applications and/or permits being processed to licenses.

We are requesting this information in accordance with the Idaho Code Administrative Procedures Act.

Please send all notices to:

Western Legends LC
P. O. Box 737
Hagerman, ID 83330

Thank you for your cooperation in this matter.

Very truly yours,

WESTERN LEGENDS LC

Michael McCarthy
Co-Manager

August 14, 1991

BUCKEYE FARMS INC.
18335 HWY. 30
HAGERMAN, ID 833320000

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08335

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

AUG 22 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 36-8335 Date 8-9-91

GENERAL CONSIDERATIONS

y Name same as permit?
No Address same as permit? If no, indicate below.
y Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

y Surface water source
Ground water source
A Drill permit req'd?
Copy in file? Drill permit no. _____
Amt paid for drilling permit? _____ Correct?
Well log in file?

LICENSE EXAMINATION FEE

y Required?
375.00 Amount submitted?
OK Correct amount?

MEASURING DEVICE

y Measuring device or access port required?
y Installed?
Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

- address change
proof acceptable

PRIORITY CALCULATION

Date proof received _____ _____
Date proof due _____ - _____
No. of days late = _____
Priority date _____ + _____
NEW PRIORITY DATE _____ = _____

13878 4

June 30, 1991

BUCKEYE FARMS INC
18335 U S HWY 30
HAGERMAN ID 83332

PROOF DUE NOTICE

RE: PERMIT NO. 36-08335

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED
AUG 22 1991

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

September 17, 1990

Buckeye Farms, Inc.
P. O. Box 2199
Sun Valley, ID 83353

Gentlemen:

Re: Permit No. 36-8335

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to September 1, 1991.

Sincerely,

Rita I. Fleck

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: John A. Rosholt

MICROFILMED
SEP 2 5 1990

STAFF REVIEW SHEET – EXTENSION OF TIME

Permit No. 36-8335 Reviewed by RJ Date 9-14-90

BASIC INFORMATION

Y Date stamp received
Y Extension received timely (not too early not too late)
Y Fee received and receipted
Y Name and signature same as permit
N Address change

BASIS FOR EXTENSION REQUEST

Y Has adequate work been completed to demonstrate due diligence?
Y Has the cost incurred been adequate to demonstrate an intent to complete the project?
____ Has the permit been involved in litigation?
a. Swan Falls _____ Dismissed from Swan Falls _____
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay

Date litigation completed _____

Date litigation began – _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____
Requested? _____

ACTION TAKEN – Recommend approval based on due diligence for one year

N/A Reinstate

Date extention received _____ = _____

Proof due date _____ = – _____

No. of days late = _____

Priority date _____ = + _____

ADJUSTED PRIORITY DATE _____ = _____

DATE ENTRY

____ Change proof due date ____ Address change
____ Priority date change

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
ATTORNEYS AT LAW
142 3RD AVE. N.
P.O. BOX 1906
TWIN FALLS, IDAHO 83301
(208) 734-0700

RECEIVED
AUG 3 1990
Department of Water Resources

DATE: 8/2/90

TO: Idaho Department of Water Resources

RE: 36-08335

Please file the enclosed Request for Extension of Time on behalf of Buckeye Farms, Inc. for No. 36-08335. A check in the amount of $15.00 is enclosed to cover the cost of this filing.

Thank you.

MICROFILMED
SEP 2 5 1990

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER

BY JOHN A. ROSHOLT

138955

June 30, 1990

BUCKEYE FARMS INC.
P.O. BOX 2199
SUN VALLEY, ID 833530000

PROOF DUE NOTICE

RE: PERMIT NO. 36-08335

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED
SEP 25 1990

September 19, 1988

Buckeye Farms, Inc.
P. O. Box 2199
Sun Valley, ID 83353

Gentlemen:

Re: Application for Permit No. 36-8335

Enclosed is a copy of the approved Application for Permit No. 36-8335 along with a copy of the Proposed Memorandum Decision and Order and Order Adopting Proposed Memorandum Decision and Order. Note the conditions of approval as set forth in both documents.

Be sure to note the special condition requiring you to install and maintain a permanent measuring device as part of the diverting works. Enclosed is a list of measuring device.

Any one who disagrees with the decision of the department may request rehearing before the Director within 20 days or may appeal directly to the district court within 30 days of the date the decision is mailed.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

C: John A. Rosholt &
Terry Uhling
Edward and Ruth C. Shokal
Paul E. and Inez S. Watkins

RECEIVED
NOV 29 1988

IN[illegible]-DEPARTMENT MEMO — 1

FROM CAERyL

DATE 5/2/88

TO FILE

SUBJECT

36-7741
-7742
36-8335 ✓

SEE FILE #36-7740 FOR CARGE SCALE MAPS OF 1986 BUCKEYE RANCH WATERFOWL HABITAT PROJECT.

SIGNATURE

RECEIVED
NOV 29 1988

INTER-DEPARTMENT MEMO — 1

DATE

FROM Cheryl

TO FILE

SUBJECT

36-8335

PLEASE REFER TO 36-7140 FOR ALL other related Correspondence.

[redacted]

NOV 29 1988

[redacted]

SIGNATURE

BUCKEYE FARMS, INC.

Form No. 202a
3/79

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: ADm APPLICATION NUMBER: 36-8335

CHECK:

- ☒ Source.
- ☒ Point of diversion.
- ☒ County.
- ☒ Quantity of water and period of use.
- ☒ Description of diverting works.
- ☒ Time required for beneficial use of water.
- ☒ Place of use or acres irrigated.
- ☒ Map.
- ☒ Signature.
- ☒ Fee.

Field check by: _____
Date: _____
Comments: _____

- ☒ Yes ☐ No Field check required.
- ☐ Yes ☒ No Critical groundwater area.
- ☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
- ☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department. Copies sent by: mjb Date: 10/23/87
- ☒ Idaho Fish and Game Department. mjb 10/23/87
- ☐ Idaho Department of Lands.
- ☐ U.S. Bureau of Land Management.
- ☐ U.S. Forest Service.
- ☒ Other All original Protestants of mjb 10/23/87

PROCESSING: Buckeye Land Co. other applic.

- ☐ Yes ☒ No Platted by: _____ Map No. _____
- ☒ Yes ☐ No Other rights on same place of use. 36-7739 & overlaps w/ 36-7740, 41, 42
- ☒ Yes ☐ No* In form for advertising.
  Final date for protests: 12/14/87
- ☒ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

statewide

- ☒ Affidavit of publication received. Date: 12/8/87
- ☒ Application published correctly. If not, record action taken: _____
- ☒ Fee amount, receipt date & number, recorded on application.
- ☒ Publication dates and paper, recorded on application.
- ☒ Protests, dates, withdrawal, etc., recorded on application.
- ☒ Recommendation & initial, recorded on application.

see proposed mem. dec. & order

- ☒ Yes ☐ No Measuring device required.
- ☐ Yes ☒ No Access port required.
- ☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 36-A
  9-24-87 Date of priority recommended.

Special conditions of approval or cover letter. See Memorandum Decision & Order & Co-ordinate conditions w/ 36-7740, 41, 42

allow 5 yrs. for BIU development as requested

By: Loren D Haluer Date: 2/21/88

STATE OFFICE REVIEW: 07A 27 05 (36-A, Billingsley Creek)
P08, P17 44 42 01J 26 04 09D

☐ See attached sheet for more information.

By: KW Date: 7/27/88

RECEIVED
JUL 22 1988
Department of Water Resources

8/1/87
9/24/87

Buckeye Variances 3/1/88

Attorneys

Decker — Weatherby Spts Protestants

Nungester — Jones —

Roshult — Applicant

Weatherby Spts

on Weatherby Spts — 36-7740 — stipulate to Priority & Amended App for New Uses.

HUCA — Marne Merrell — withdraws if Re-use

Lawrence Smith — withdraws if Re-use as Proposed

No Continuing Protests.

MODIFIED

MDA 28 1988

New Int'l M.B.

Riley	1	12	12	5/11/83	Either 20 cfs Riley
					20 " Billingsley
Riley	2	12	22	10/11/83	
		24	34		
Billingsley	3	20	0	5/24/84	or 34 Riley
		20	0		0 Billingsley

Hunt Ditch

Eccles / Riverside Ranches — Combined

Smith — w/draw if Re-use

HUCA — " " "

Shotwell — w/draw protest

Watkins — Measuring Devices — w/draw.

No Continuing Protest.

MODIFIED

NOV 29 1988

36-8335 — Smith — w/draw if Re-use

Shotwell — w/draw on cond = Suitable M.D. one all diversions on Billingsley Ck.

HUCA — w/draw if Re-use.

Trout Co — w/draw

Riverside Ranches — Conference pot — Same stip. as Shotwell

Watkins — " " " "

36-7742
Carter Ditch

* Sandy - Trotter — Maintains Protest
* Nungesser — " "
(Trotter, Clawson, ED.)

Protest: Applicant stipulates to 1977 for Fish, 1987 for other uses

Smith — Withdraws if Re-use
Riverside Ranches — W/draws
Dale Boles — w/draws
Bert Holmes — Not Present
Constance Smith — W/draws
* Watkins Customs
Bruce & Fay Tyler — Not Present
Thousand Spgs Nat — W/draws

Hearing — Record Stands: 3132

36-8335 — Stokad - Allow Dept to issue decis

Riverside Ranches
Smith
} W/draw Protest

Watkins — Issue Decision w/o Htg
Applicant - " " "
Notice of Decree

36-7742 — Protest - Lowrates in check Thru Feb to mail S
Proposed stipulation to be Drafted & circulated
— Parties will either stipulate, Agree to decision w/o Record, or Hold Htg.

MICROFILMED
NOV 29 1988

O = Copy of Protest in File.

BUCKEYE FARMS INC. APPLICATIONS
LIST OF PROTESTANTS

* present at Hearing

NAME	6.5 Weatherby Springs 36-7740	24 Riley Ck. - Hunt Ditch 36-7741	20 cfs Curran Ditch & Billings Ck 36-7742	12 cfs Buckeye Ditch & Billings Ck 36-8335
	APPLICATION NO.			
* Stanley & Barbara Hoskovec	X			
* Richard L. Cook, President, Sands ditch	X		XP	X
Patsy Dunn, Secretary, * Riverside Ranches (Mrs Elmus Calkins)	X	X	X	X
* Dale Boyer (Mrs Dale Boyer)	X		X	X
* Edward D. & Ruth C. Shokal	X	X	XP	XP
* H.L. "Burt" Holmes	X		X	X
* Calvin & Myrle Eckles Riverside Ranches	X	X	X	X
* Laurence J. Smith (on Record, did not sign Roster)	X	X	XP	X
* Verl C. Bell — Fred Decker	X			
* Edna M. Rea — withdrawn (36-8335) 2/29/68	X			
* Weatherby Springs Water Users — Fred Decker vch Ancie Bell	X			
* Mrs. Stanley Hoskovec Betty Hoskovec	X		X	
* Hagerman Valley Citizens' Alert	X	X	XP	X
Robert M. Strom	X			
* Paul E. & Inez S. Watkins		X	XP	XP
Clear Lakes Trout Co. & Fisheries Development Co. Nungester	X		XP	X
Bruce H. & Denny Tyler (Did not claim Hrg Notice)	X		X	X
~~* Ancie P. Bell~~ withdrawn 2/29/68				X
* TroutCo. - Nungester	X		XP	X
~~Id. Dept. of Fish & Game*~~ withdrawn 2/26/68		X	W	
* Thousand Springs Trout Co.* Mike Fennen	X			
* ~~Jones & Sandy*~~ John W. Jones Jr. Nungester.	X			

* Parties carried forward from original hearings

Submitted on conference record

NOV 29 1968

Fred Decker - most protestants

Bill Nungester - Jones -

7740

Objection - Mr Smith - with dre

To the extent -

Measuring = device Mr Watkins →

36-8335 - Additional purpose -

Shakal - Table 62 - Take notice =

→

→ Five -

36-7742 - 77 priority new use would have 1987 priority -
last used in 1984-1985

RECEIVED
NOV 29 1988

1 36-7989 Power lapsed -

Sandy - Power subordinated -

20 cfs is too great - during the spring months =

36-7742 1977 finding -

Possible - exchange - 10 cfs - Period -

BUCKEYE FARMS INC. APPLICATIONS
LIST OF PROTESTANTS

6.5 Weatherby Springs
24 Riley Ck. - Hunt Ditch
Curran Ditch Billingsley Ck 20 cfs
Buckeye Ditch 12 cfs Billingsley
Submitted on petitioners contested record

NAME	APPLICATION NO. 36-7740	36-7741	36-7742	36-8335
Stanley & Barbara Hoskovec	X			
Richard L. Cook, President, Sands ditch	X		X P	X
Patsy Dunn, Secretary, Riverside Ranches	X	X	~~X~~	X
Dale Boyer	X		~~X~~	X
Edward D. & Ruth C. Shokal	X	X	X P	X P
H.L. "Burt" Holmes	X		~~X~~	X
Calvin & Myrle Eckles Riverside Ranches	X	X	~~X~~	X
Laurence J. Smith	X	X	X P	X
Verl C. Bell	X			
Edna M. Rea — withdrawn (36-8335) 2/29/88	X			
Weatherby Springs Water Users	X			
Mrs. Stanley Hoskovec	X		X	
Hagerman Valley Citizens' Alert	X	X	X P	X
Robert M. Strom	X			
Paul E. & Inez S. Watkins		X	X P	X P
Clear Lakes Trout Co. & Fisheries Development Co.	X		X P	X
Bruce H. & Denny Tyler	X		~~X~~	X
~~Ancie P. Bell~~ withdrawn 2/29/88				X
TroutCo.	X		X P	X
~~Id. Dept. of Fish & Game*~~ Withdrawn 2/26/88		X	~~X~~	
Thousand Springs Trout Co.*	X		~~X~~	
~~Jones & Sandy*~~ Walter R. Jones	X			

* Parties carried forward from original hearings

NOV 29 1988

Re: Buckeye Farms, Inc. 38 7740; 38 7741; 38 7742; 38 8555

Place: American Legion Hall Hagerman, ID

Date: 10:00 a.m., March 1, 1988

Hearing Officer Bob Fleenor

Assisted by Loren Holmes

ROSTER OF ATTENDANCE

Name	Address	Representing
William E. Shirk	Hagerman	Self
Edward C. Shakal	RT#1 Box 410 Hagerman	Private Party
MARNE MERCER	919 Justice Grade, Hagerman	Citizens Alert
David D. Joerger	800 FALLS AVE. T.F.	J-U-B ENGRS.
Dennis Zimmerman	" " " "	" "
Gretchen Upperco	929 Justice Grade, Hagerman	Self and Husband
Mr. & Mrs. Cal Eckles	HC 55 Box 1255 Bliss Idaho	Riverside Ranches
Floyd Hoffman	Route #1 Filer, Id.	Self
Mike Fennen	RT 4 Buhl, Id	Fish Breeders of Id.
Jill Joseph	RR#1 Box 254 Hagerman	Self
Mary E. Joseph	R#1, Box #254, Hagerman	Self
Ruth Shakal	Rt. 1, Box 410 Hagerman	Self
Vera Flint	RT 1 Box 414 Hagerman	self
John A. Burke	Box 326, So. IDAHO	Buckeye Farms, inc
J.G. Boswell	Box 413 Ketchum "	Buckeye Farms Inc
Rew Ellis	Rt 5 Box 5053 Buhl, Id	Aqua Life Corp
Daryl Wallace	R+5 Box 5053 Buhl ID	Aqua life corp
Robert Tupper	R.F.D Box 1110 Hagerman	Wooding Co. Comm.
Richard Hook	Box 22 RT#1 Hagerman Id.	Sand Ditch Water Users
Mrs. Dale (Elaine) T Boyer	P.O Box 232 Hagerman	
Maxine Mercer	919 Justice Grade	Self
Stanley Workman	2856 S 900 E Hagerman	Self
Paul E. Watkins	Rt. 1 Box 412 Hagerman, Id	Self.

FILED
NOV 29 1988

Place:

Date:

Hearing Officer _____

Assisted by _____

ROSTER OF ATTENDANCE

Name	Address	Representing
Barbara Hasbrouc	Hagerman	Self
W.A. Sandy	Hagerman, Id.	Trust Co
John Sandy	Hagerman, Id.	Trust Co
John W. Jones Jr.	Box 265 Hagerman Id	Self
Betty Hasbrouc	Hagerman Id	Self & Buckeye
Edna M. Rae	Wendell, ID	Vard Ball Trustee Estate
Dennis G Ball	Hagerman	✓ ✓
Burt Holmes	"	Rock Lodge
Dan Gore	Bliss	Self.
Wm L Nungester	Box 589 Twin Falls	Trustee, Jones & Sandy, et al
Fred Wooster	P.O. Box 1616, Twin Falls	Verl Ball & Edna Rae, et al
Terry L. Ullery	P.O. Box 1906, Twin Falls	Buckeye
John Rashott	P.O Box 1906, T.F.	"

NOV 29 1989

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered
ATTORNEYS AT LAW

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY T. UHLING
TERRY R. McDANIEL
F. BRUCE COVINGTON
JERRY JENSEN
GARY D. SLETTE
CAROLYN M. MINDER
VICKI L. YRAZABAL
BRUCE M. SMITH
G. RICHARD BEVAN

142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83702-2139
TELEPHONE (208) 336-0700

March 15, 1988

RECEIVED
MAR 15 1988
Department of Water Resources
Southern Region Office

Idaho Department of Water Resources
Twin Falls Office
2148 Fourth Avenue E.
Twin Falls ID 83301

ATTN: Loren Holmes

RE: Buckeye Farms, Inc.
Applications for Water Permit Nos. 36-7740, 36-7741, 36-7742 and 36-8335

Dear Mr. Holmes:

In compliance with Water Appropriation Rule 4,5,3,5,1., enclosed please find a letter from the Department of Health & Welfare together with a letter from Blaine County Title Inc. in regard to the above entitled Applications for Permit.

Also enclosed is a copy of a letter from the Gooding County Commissioners. We are in the process of securing the signatures for said letter. I will keep you informed as to the progress of such.

If you have any questions, please advise.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
79101

Enclosures

cc: Bob Fleenor

RECEIVED
NOV 29 1988

STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE

DIVISION OF ENVIRONMENTAL QUALITY
P. O. Box 1626
Twin Falls, Idaho 83303-1626

February 29, 1988

RECEIVED
MAR 15 1988
Department of Water Resources
Southern Region Office

Bill Block
J-U-B Engineers
800 Falls Avenue
North Plaza Offices, Suite #1
Twin Falls, Idaho 83301

Re: Fish and Wildlife Enhancement Project for the Bar S and Buckeye Ranches, Gooding County, Idaho

Dear Mr. Block:

We have reviewed the fish and wildlife habitat enhancement project planned for the Bar S and Buckeye Ranches property near Hagerman. It is our understanding of this proposal, that water from existing water rights will be diverted through ponds that will be constructed to increase available fish and wildlife habitat on this property. Furthermore, fish will not be commercially reared in any of the proposed ponds.

The development of these pond series as planned should not negatively impact State waters of Idaho. There is a potential for short-term turbidity impacts during construction, but these should be minimized using proper construction techniques to prevent or control erosion. Discharges from any of the pond series to surface waters must not result in violations of Idaho Water Quality Standards and Wastewater Treatment Requirements. Any proposal in the future to utilize these ponds for commercial fish rearing must be reviewed by the IDHW-Division of Environmental Quality and appropriate NPDES permits issued by EPA.

MICROFILMED
NOV 29 1988

Thank you for the opportunity to review this proposal.

Sincerely,

Michael J. McMasters

Michael J. McMasters
Source Control Field Officer

MJM/ta

EQUAL OPPORTUNITY EMPLOYER

cc: Robert L. Braun

BLAINE COUNTY TITLE INC.

P.O. BOX 3176, KETCHUM, IDAHO 83340
(208) 726-0700

February 25, 1988

RECEIVED
MAR 15 1988
Boise Idaho Dept. of Water Resources
Southern Region Office

Idaho Department of Water Resources
HAND DELIVER TO JOHN A. BURKE

RE: Order No. 1669/The Buckeye Ranch

Sir:

This letter is being written at the request of John A. (Stoney) Burke of Sun Valley Associates. In September of 1987, Blaine County Title, Inc. closed a transaction wherein Buckeye Farms, Inc. purchased a parcel of land in Hagerman, Idaho. I have attached a copy of the legal description. The property was transferred to Buckeye Farms, Inc. free and clear of any liens and/or encumbrances.

If you should have any questions, please do not hesitate to contact me.

Sincerely,

BLAINE COUNTY TITLE, INC.

Sheila Liermann
Vice President

Enc./skl

cc: Sun Valley Associates - Stoney Burke

MICROFILMED
NOV 29 1988

G 00561
D 577136

SCHEDULE C

The land referred to in this policy is situated in the State of Idaho
County of Gooding and is described as follows:

Parcel No. 1:

Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho

Section 23: SW¼;
Section 26: N½NW¼; W½NE¼; W½SE¼; SE¼SE¼; E½SW¼; SW¼SW¼; SE½NW¼;
EXCEPTION THEREFROM a parcel of land described as follows:
Beginning at the Southwest corner of the NE¼SE¼ of said Section 26;
Thence North and parallel with the East line of Section 26 to the Northwest corner of the NE¼NE¼ of Section 26;
Thence West along the North line of said Section 26 to a point which is 30 feet West of the West bank of the Big Bend Ditch;
Thence Southerly along a line running 30 feet West of the West bank of said Big Bend Ditch to a point which is directly West of the Southwest corner of the NE¼SE¼ of said Section 26;
Thence East and parallel with the North line of Section 26 to THE POINT OF BEGINNING.
Section 35: NE¼; E½NW¼; NW¼NW¼; N½SE¼; NE¼SW¼;
EXCEPTING THEREFROM the following land:
Beginning at the Northeast corner of SE¼SE¼ of said Section 35;
Thence North along said Section line 3440 feet;
Thence West 1201 feet;
Thence in a Southeasterly direction 3531 feet, more or less, to a point on the North line of the SE¼SE¼, 401 feet West of THE POINT OF BEGINNING;
Thence East 401 feet to THE POINT OF BEGINNING.

EXCEPT 25 feet of public road right of way across:
East side of the SE¼SE¼ Section 26;
East side of E½NE¼ and NE¼SE¼ Section 35 and West side of NW¼NW¼ Section 36;
Conveyed to State of Idaho by Deed recorded in Book 1 of Deeds Page 434, Gooding County records.

AND EXCEPT tract of land for Highway purposes across SE¼SE¼ of Section 26, the NW¼NW¼ of Section 36 and a portion of the NE¼NE¼ of Section 35 all in Township 7 South, Range 13, East Boise Meridian as set forth in Deed to State of Idaho, dated July 12, 1962, recorded December 5, 1962 as Instrument Number 6315, Gooding County records.

NOV 29 1988

continued

Parcel No. 2:

Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho
Section 27: S½SW¼; S½SE¼;

AND

Lots 43 through 75, inclusive; Lots 78 through 102, inclusive; Lots 107 through 121, inclusive; and Lots 126 through 131, inclusive, of Buckeye Ranch, Gooding County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the Recorder of said County,
EXCEPTING THEREFROM that part of Buckeye Ranch contained within Government Lot 9 of Section 33, Township 7 South, Range 13, East Boise Meridian.

(End of Schedule C)

RECORDED
NOV 29 1988

RECEIVED
MAR 25 1988
Water Resources
Western Office

February 26, 1988

Idaho Department of Water Resources
Twin Falls Office
2148 Fourth Avenue E.
Twin Falls ID 83301

RE: Buckeye Farms, Inc.
Applications for Water Permit Nos. 36-7740, 36-7741, 36-7742 and 36-8335

Gentlemen:

We have reviewed the above referenced water permit applications with Donnie McFadden, an agent for Buckeye Farms, Inc. He has acquainted us with the corporation's proposals to develop Bar S and Buckeye Ranch properties near Hagerman to use the waters diverted to the ranch for the additional purposes of fish propagation, recreation, aesthetics, and fish and wildlife habitat.

Mr. McFadden assures us that your Department will conduct hearings to determine the applicant's legal right to take the water for these purposes under the above referenced applications. He also assures us that the ranch owners will comply with all Health and Welfare regulations and that the development will result in an economic boost in the Hagerman area.

Since the proposals do not involve the creation of new diversion facilities from natural streams, the diversion of water which has not been traditionally diverted in the past on a year round basis, and all of the development will take place on private land, we see no negative impacts for Gooding County.

Respectfully submitted,

GOODING COUNTY COMMISSIONERS

ROBERT P. THACKERAY

MICROFILMED
NOV 29 1988

ROBERT E. TUPPER

RON HOHNHORST

JAR/dcb
77011

RECEIVED

MAR 29 1988

Department of Water Resources
Southern Region Office

February 26, 1988

Idaho Department of Water Resources
Twin Falls Office
2148 Fourth Avenue E.
Twin Falls ID 83301

RE: Buckeye Farms, Inc.
Applications for Water Permit Nos. 36-7740, 36-7741, 36-7742 and 36-8335

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Respectfully submitted,

GOODING COUNTY COMMISSIONERS

NOV 29 1988

RON HOHNHORST

Robert E. Tupper

ROBERT E. TUPPER

Robert P. Thackeray, Chmn.

ROBERT P. THACKERAY

JAR/dcb
77011

RECEIVED
FEB 29 1988
Department of Water Resources
Southern Region Office

February 29, 1988
Route 1 Box 42
Hagerman Idaho 83332

Mr. Loren O Holmes
Dept of Water Resources
2148 4th Avenue East
Twin Falls Idaho 83301

RE: Application 36-8335
Billingsley Creek

Dear Sir:

We hereby withdraw our protest on the above water application.

Edna M Rea
P O Box 543
Wendell Idaho 83355

Edna M. Rea

Ancie P Bell
Route 1 Box 42
Hagerman Idaho 83332

Ancie P Bell

MICROFILMED
NOV 29 1988

RECEIVED
FEB 29 1988
Department of Water Resources
Western Region Office

First Security Bank of Idaho
NATIONAL ASSOCIATION
MEMBER FIRST SECURITY CORPORATION SYSTEM OF BANKS
POST OFFICE BOX 2117
KETCHUM, IDAHO 83340
726-9381

February 25, 1988

Idaho Department of Water Resources
Twin Falls Office
2148 Fourth Avenue E.
Twin Falls, ID 83301

RE: Buckeye Farms, Inc.

Gentlemen:

We are the depository for Buckeye Farms, Inc., an Idaho corporation. We also bank several of the stockholders of the corporation individually. Please be advised that at the present time Buckeye Farms, Inc. has in excess of $475,000.00 on deposit with our institution. We are advised that this is the maximum estimated cost of the work proposed for the properties they have purchased in the Hagerman Valley.

In the event that their deposit situation changes, this bank would be willing to entertain an application for a loan to commit the necessary funds based on the financial strength of the stockholders involved.

We would be happy to answer any further specific questions upon an authorization form from the corporation or the individuals involved.

Sincerely,

C. Richard Sams
Manager

CC: Ed Dumke

NOV 29 1988

LAW OFFICES

HEPWORTH, NUNGESTER, FELTON, AND LEZAMIZ, CHARTERED

BLICK BUILDING — 133 SHOSHONE STREET NORTH

Post Office Box 389

TWIN FALLS, IDAHO 83303-0389

TELEPHONE (208) 734-7510

A Professional Corporation

JOHN C. HEPWORTH
WM. L. NUNGESTER
MICHAEL H. FELTON
JOHN T. LEZAMIZ
JEFFREY E. ROLIG
JOHN C. HOHNHORST
J. CHARLES HEPWORTH
PENELOPE PARKER-KIMBER
JEFF HEPWORTH
RODNEY T. BUTTARS

D. Brent Martens (1949-1986)

BUHL OFFICE
Professional Center — 1020 Main
Post Office Box 589
Buhl, Idaho 83316-0589
Telephone (208) 543-4368

January 15, 1988

OUR FILE NUMBER

RECEIVED
FEB 9 1988
Department of Water Resources
Southern Region Office

Director, Department of Water Resources
Southern Region
2148 4th Avenue East
Twin Falls, Idaho 83301

RE: Application of Buckeye Farms, Inc.
36-7740, 36-7741 and 36-8335

Gentlemen:

In a recent letter to you we refer to our clients' water rights as being in the names of Jones and Sandy Livestock. We are simply writing to advise that the land referred to in our letter, and the land to which certain water rights will be appurtenant are now in the name of John W. Jones, Jr. and Delores D. Jones, husband and wife, whose address is Box 265, Hagerman, Idaho 83332. I would appreciate your records reflecting this change in name and the address change for any correspondence you might send out or any notices that might be forthcoming.

I would appreciate a letter or phone call acknowledging receipt of this letter and advising me if there is any reason for us to do anything further.

Very truly yours,

HEPWORTH, NUNGESTER, FELTON
& LEZAMIZ

John C. Hepworth

JCH:mja

RECEIVED
NOV 29 1988

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

February 9, 1988

Frank Erwin
North Highway 30
Hagerman, ID 83332

Dear Mr. Erwin:

This is to confirm the use of the American Legion Hall for conference and/or hearing to be held by this office on Tuesday, March 1,1988 from 10:00 a.m. until 5:00 p.m.

Thank you very much for your cooperation.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

MICROFILMED
NOV 29 1988

DEPARTMENT OF WATER RESOURCES
2148 4th AVENUE EAST
TWIN FALLS, IDAHO 83301





Claim Check No. 403454
☐ Hold
Date 2-9-88
1ST Notice 2-26-88
2ND Notice
Return 3-5-88
Detached from PS Form 3849-A, Oct. 1985

RECEIVED
NOV 29 1988

RECEIVED
MAR 7 1988
Department of Water Resources
Southern Region Office

Claim Check No. 376862
☐ Hold
Date 3-7
1ST Notice
2ND Notice
Return
Detached from PS Form 3849-A, Oct. 1985

CERTIFIED

#388

Bruce H. & Denny Tyler
P.O. Box 567
Hagerman, ID 83332

RECEIVED

MAR 2 1988

Department of Water Resources
Southern Region Office

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Bruce H. & Denny Tyler
P.O. Box 567
Hagerman, ID 83332

4. Type of Service:

☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number: 388

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
X

6. Signature — Agent
X

7. Date of Delivery
NOV 29 1988

8. Addressee's Address *(ONLY if requested and fee paid)*

DOMESTIC RETURN RECEIPT

36-7740-742 8335

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

John A. Rosholt
Attorney for Buckeye Farms
P.O. Box 1906
Twin Falls, ID 83301

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	391

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X

6. Signature – Agent
X Peggy Pickett

7. Date of Delivery
2-9-88 RECEIVED

8. Addressee's Address *(ONLY if requested and fee paid)*
FEB 11 1988
Department of Water Resources
Southern Region Office

DOMESTIC RETURN RECEIPT

Buckeye 36-7710-42, 8335

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

TroutCo.
W.A. Sandy, President
Box 326
Hagerman, ID 83332

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	390

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X W.A. Sandy

6. Signature – Agent
X Lori Shaw

7. Date of Delivery
2-10-88

8. Addressee's Address *(ONLY if requested and fee paid)*

DOMESTIC RETURN RECEIPT

36-7710-42, 8335

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Fred D. Decker
Attorney for Verl Bell
P.O. Box 66
Twin Falls, ID 83303-0066

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	395

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X

6. Signature – Agent
X

7. Date of Delivery
2 RECEIVED

8. Addressee's Address *(ONLY if requested and fee paid)*
FEB 11 1988
Department of Water Resources
Southern Region Office

DOMESTIC RETURN RECEIPT

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Jones & Sandy
c/o William L. Nungester
P.O. Box 585
Buhl, ID 83316

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	394

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X Alta Gannon

6. Signature – Agent
X

7. Date of Delivery
2-8-88 RECEIVED

8. Addressee's Address *(ONLY if requested and fee paid)*
FEB 10 1988
Department of Water Resources
Southern Region Office

DOMESTIC RETURN RECEIPT

Buckeye 36-7710-42, 8335

PS Form 3811, July 1983 447-845

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Robert M. Strom
931 E. Justice Grade
Hagerman, ID 83332

4. Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number: 385

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X Robert M. Strom

6. Signature – Agent
X

7. Date of Delivery
2-9-88

8. Addressee's Address *(ONLY if requested and fee paid)*

RECEIVED
FEB 10 1988

DOMESTIC RETURN RECEIPT

36-7710-42, 8335

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Hagerman Valley Citizens Alert
Marne Mercer, President
P.O. Box 32
Hagerman, ID 83332

4. Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number: 384

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X

6. Signature – Agent
X Jill Joseph, Secty

7. Date of Delivery
2-10-88

8. Addressee's Address *(ONLY if requested and fee paid)*

RECEIVED
FEB 11 1988

DOMESTIC RETURN RECEIPT

36-7710-42, 8335

Department of Water Resources

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Thousand Springs Trout Co.
Box 232
Buhl, ID 83316

4. Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number: 393

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X B Reilfen

6. Signature – Agent
X

7. Date of Delivery
2-9-88

8. Addressee's Address *(ONLY if requested and fee paid)*

RECEIVED
FEB 10 1988

DOMESTIC RETURN RECEIPT

Buhl Agency 36-7710-42, 8335

Southern Region Office

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Id. Dept. of Fish & Game
P.O. Box 428
Jerome, ID 83338

4. Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number: 392

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X

6. Signature – Agent
X Ronald Reenke

7. Date of Delivery
2-1-88

8. Addressee's Address *(ONLY if requested and fee paid)*

RECEIVED
FEB 12 1988

DOMESTIC RETURN RECEIPT

Southern Region Office

Blackfoot 36-7710-42, 8335

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Edna M. Rea
P.O.Box 543
Wendell, ID 83355

4. Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail — Article Number: 381

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X [signature]

6. Signature – Agent
X

7. Date of Delivery: 2-9-88 RECEIVED

8. Addressee's Address (ONLY if requested and fee paid)

FEB 10 1988

DOMESTIC RETURN RECEIPT

SEES 'EM TO THE END

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Verl C. Bell
Rt. 1, Box 42
Hagerman, ID 83332

4. Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail — Article Number: 380

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X [signature]

6. Signature – Agent
X [signature]

7. Date of Delivery: 2-9-88 RECEIVED

8. Addressee's Address (ONLY if requested and fee paid)

FEB 10 1988

DOMESTIC RETURN RECEIPT

SEES 'EM TO THE END

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Ancie P. Bell
Rt. 2, Box 42
Hagerman, ID 83332

4. Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail — Article Number: 389

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X [signature]

6. Signature – Agent
X

7. Date of Delivery: 2-9-88 RECEIVED

8. Addressee's Address (ONLY if requested and fee paid)

FEB 10 1988

DOMESTIC RETURN RECEIPT

SEES 'EM TO THE END

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Paul E. & Inez S. Watkins
Rt. 1, Box 412
Hagerman, ID 83332

4. Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail — Article Number: 386

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X [signature]

6. Signature – Agent
X

7. Date of Delivery: 2-9-88 RECEIVED

8. Addressee's Address (ONLY if requested and fee paid)

FEB 10 1988

DOMESTIC RETURN RECEIPT

SEES 'EM TO THE END

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

H.L. "Burt" Holmes
Rt. 1
Hagerman, ID 83332

4. Type of Service: | Article Number
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail
377

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
X H.L. Holmes

6. Signature — Agent
X

7. Date of Delivery
RECEIVED
2-10-88

8. Addressee's Address (ONLY if requested and fee paid)
FEB 11 1988
Department of Water Resources
Eastern Region Office

DOMESTIC RETURN RECEIPT

5 E E 8 2 7 7 0 - 3 6

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Edward D. & Ruth C. Shokal
Hagerman, ID 83332

4. Type of Service: | Article Number
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail
376

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
X Ed Shokal

6. Signature — Agent
X

7. Date of Delivery
RECEIVED
2-10-88

8. Addressee's Address (ONLY if requested and fee paid)
FEB 11 1988
Department of Water Resources
Eastern Region Office

DOMESTIC RETURN RECEIPT

5 E E 8 2 7 7 0 - 3 6

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Mrs. Stanley Hoskovec
Rt. 1, Box 50
Hagerman, ID 83332

4. Type of Service: | Article Number
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail
383

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
X

6. Signature — Agent
X Betty Hoskovec

7. Date of Delivery
RECEIVED
2-9-88

8. Addressee's Address (ONLY if requested and fee paid)
FEB 10 1988
Department of Water Resources
Eastern Region Office

DOMESTIC RETURN RECEIPT

5 E E 8 2 7 7 0 - 3 6

PS Form 3811, July 1983 447-845

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Weatherby Sprs. Water Users
Verl C. Bell, President
Rt. 1, Box 42
Hagerman, ID 83332

4. Type of Service: | Article Number
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail
382

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
X Verl C. Bell

6. Signature — Agent
X Agnes Bell

7. Date of Delivery
RECEIVED
2-9-88

8. Addressee's Address (ONLY if requested and fee paid)
FEB 10 1988
Department of Water Resources
Eastern Region Office

DOMESTIC RETURN RECEIPT

5 E E 8 2 7 7 0 - 3 6

PS Form 3811, July 1983 447-845

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Richard L. Cook, President
Sands Ditch Water Users Assoc.
Hagerman, ID 83332

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	373

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X Richard L. Cook

6. Signature – Agent
X

7. Date of Delivery
2-9-88

8. Addressee's Address *(ONLY if requested and fee paid)*

RECEIVED
FEB 10 1988

DOMESTIC RETURN RECEIPT

36-773-043 8335

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Laurence J. Smith
HC60, Box 1255
Bliss, ID 83314

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	379

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X

6. Signature – Agent
X Laurence J. Smith

7. Date of Delivery
2-11-88

8. Addressee's Address *(ONLY if requested and fee paid)*

RECEIVED
FEB 12 1988

DOMESTIC RETURN RECEIPT

36-773-043 8335

PS Form 3811, July 1983 447-845

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Calvin & Myrle Eckles
HC60, Box 1255
Bliss, ID 83314

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	378

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature – Addressee
X Calvin J. Eckles

6. Signature – Agent
X

7. Date of Delivery
2/9/88

8. Addressee's Address *(ONLY if requested and fee paid)*

RECEIVED
FEB 10 1988

DOMESTIC RETURN RECEIPT

36-773-043 8335

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Dale Boyer
Hagerman, ID 83332

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	375

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
X Elaine Boyer

6. Signature — Agent
X

7. Date of Delivery
2-9-88 RECEIVED

8. Addressee's Address *(ONLY if requested and fee paid)*
FEB 10 1988

DOMESTIC RETURN RECEIPT

SEE ATTACHED LETTER

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

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1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Patsy Dunn, Secretary
Riverside Ranches, Inc.
816 Park Lane
Pocatello, ID 83201

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	374

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
X Patsy Dunn

6. Signature — Agent
X

7. Date of Delivery
2-12-88 RECEIVED

8. Addressee's Address *(ONLY if requested and fee paid)*
FEB 16 1988

Department of [illegible]
Southern Region Office

DOMESTIC RETURN RECEIPT

SEE ATTACHED LETTER

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

Stanley & Barbara Hoskovec
2856 S, 900 East
Hagerman, ID 83332

4. Type of Service:	Article Number
☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail	372

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee
X

6. Signature — Agent
X Stan Hoskovec

7. Date of Delivery
2-9-88 RECEIVED

8. Addressee's Address *(ONLY if requested and fee paid)*
FEB 10 1988

Dep[illegible]

DOMESTIC RETURN RECEIPT

SEE ATTACHED LETTER

IDWR 2/8/88

NAME AND ADDRESS OF SENDER

36-7742
36-7741
Re: Buckeye 36-7742, 36-8335

Indicate type of mail
- ☐ Registered
- ☐ Insured
- ☐ COD
- ☒ Certified

I certify that we have
- ☐ Commercial Insurance
- ☐ A deductible clause of $

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

ACCEPTANCE OF REGISTERED, INSURED, C.O.D. AND CERTIFIED MAIL

1980

LINE	NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S.D. FEE	S. H. FEE	REST. DEL. FEE / REMARKS
1	372 ✓	Stanley & Barbara Koskovec	.39	.70	.75						
2	373 ✓	Sande Ditch Watermasters Assoc. (Richard Cook)									
3	374 ✓	Riverside Ranches, Inc (Patsy Dem)									
4	375 ✓	Dale Boyer									
5	376 ✓	Edward & Ruth Shokal									
6	377 ✓	Burt Holmes									
7	378 ✓	Calvin & Myrle Eckles									
8	379 ✓	Laurence J. Smith									
9	380 ✓	Verl C. Bell									
10	381 ✓	Edna M. Rea									
11	382 ✓	Weatherby Spgs. Water Users (Vern Bell									
12	383 ✓	Mrs. Stanley Hoskovec									
13	384 ✓	Hagerman Valley Citizens Alert (M. Mercer)									
14	385 ✓	Robert M. Strom									
		? E. & Inez S. Watkins									

NOV 2 2 1988

NUMBER OF ... RECEIVED ... ST OFFICE	*POSTMASTER, PER (Name of receiving employee)*

The full declaration of value is required on all domestic and international registered mail. Commercial Insurance—Payment of the full registry fee is required on articles valued up to $1,000 or the full amount of the deductible if the deductible exceeds $1,000. The maximum indemnity payable is $25,000 for registered mail, $400 for COD and $400 for insured mail. Special handling charges apply only to third- and fourth-class parcels. Special delivery service also includes special handling service.

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

NAME AND ADDRESS OF SENDER

- P. 2 - Buckeye

37-7740
37-7741
37-7742
37-8335

Indicate type of mail
- ☐ Registered
- ☐ Insured
- ☐ COD
- ☒ Certified

I certify that we have
- ☐ Commercial Insurance
- ☐ A deductible clause of $

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.
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ACCEPTANCE OF REGISTERED, INSURED, C.O.D. AND CERTIFIED MAIL

LINE	NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S.D. FEE	S. H. FEE	REST. DEL. FEE / REMARKS
1	387	Clear Lakes Trout Co. (W.F. Rogers)	.39	.70	.75						
2	388	Bruce & Penny Tyler									
3	389 ✓	Ancie P. Bell									
4	390 ✓	Trout Co. (W. A. Sandy)									
5	391 ✓	John Rosholt									
6	392 ✓	Id. Fish & Game									
7	393 ✓	Thousand Spgs Trout									
8	394 ✓	Jones & Sandy (W. m. Nungester)									
9	395 ✓	Fred Decker, Atty for Verl Bell									
10	396	Buckeye Farms, Inc.									
11		1 84 ea									
12											
13											
14											
15											

NOV 29 19

TOTAL NUMBER OF PIECES LISTED BY SENDER	TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE	*POSTMASTER, PER (Name of receiving employee)*
25		

The full declaration of value is required on all domestic and international registered mail. Commercial Insurance—Payment of the full registry fee is required on articles valued up to $1,000 or the full amount of the deductible if the deductible exceeds $1,000. The maximum indemnity payable is $25,000 for registered mail, $400 for COD and $400 for insured mail. Special handling charges apply only to third- and fourth-class parcels. Special delivery service also includes special handling service.

PS Form 3877 April 1980

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☆ U.S. GOVERNMENT PRINTING OFFICE : 1980 O - 317-867

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST THE APPROVAL OF APPLICATIONS FOR PERMIT NUMBERS 36-7740, 36-7741, 36-7742, AND 36-8335 IN THE NAME OF BUCKEYE FARMS INC.	NOTICE OF CONFERENCE AND HEARING SOURCES: 36-7740 - Weatherby Springs 36-7741 - Riley Creek 36-7742 - Billingsley Creek 36-8335 - Billingsley Creek COUNTY: Gooding

You are hereby notified that hearings on application numbers 36-7740, 36-7741, 36-7742, and 36-8335 have been set for March 1, 1988 commencing at 10:00 AM in Hagerman at the American Legion Hall, on State Street (Hwy 30) across from the High School. The applications will be heard in the order listed above unless otherwise ordered by the hearing officer.

Attached to this notice are listings of the information contained in the applications, lists of the parties, and conference/hearing information.

A prehearing conference will be held prior to hearing of testimony on the applications. The purposes of the conference, among others, will be to determine the issues which concern the parties, discuss the order in which the hearings will proceed, and to discuss methods to avoid duplicate presentation of evidence.

The conference and hearing will be held in accordance with chapter 2, Title 42 of the Idaho Code and the adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded to all parties to respond and present evidence and argument on all issues involved.

Dated this 8 day of February, 1988.

MICROFILMED
NOV 29 1988

Loren O. Holmes
Southern Region Manager

BUCKEYE FARMS APPLICATIONS
36-7740, 36-7741, 36-7742, 36-8335
LIST OF PARTIES

Stanley & Barbara Hoskovec
2856 S, 900 East
Hagerman, ID 83332

Verl C. Bell
Rt. 1, Box 42
Hagerman, ID 83332

Richard L. Cook,President
Sands Ditch Water Users Assoc.
Hagerman, ID 83332

Fred D. Decker
Attorney for Verl Bell
P.O. Box 66
Twin Falls, ID 83301-0066

Patsy Dunn,Secretary
Riverside Ranches, Inc.
816 Park Lane
Pocatello, ID 83201

Edna M. Rea
P.O.Box 543
Wendell,ID 83355

Dale Boyer
Hagerman, ID 83332

Weatherby Sprs. Water Users
Verl C. Bell, President
Rt. 1, Box 42
Hagerman, ID 83332

Edward D. & Ruth C. Shokal
Hagerman, ID 83332

Mrs. Stanley Hoskovec
Rt. 1, Box 50
Hagerman, ID 83332

H.L. "Burt" Holmes
Rt. 1
Hagerman, ID 83332

Hagerman Valley Citizens Alert
Marne Mercer, President
P.O. Box 32
Hagerman, ID 83332

Calvin & Myrle Eckles
HC60, Box 1255
Bliss, ID 83314

Robert M. Strom
931 E. Justice Grade
Hagerman, ID 83332

Laurence J. Smith
HC60, Box 1255
Bliss, ID 83314

Paul E. & Inez S. Watkins
Rt. 1, Box 412
Hagerman, ID 83332

NOV 03 1988

BUCKEYE FARMS APPLICATIONS
36-7740, 36-7741, 36-7742, 36-8335
LIST OF PARTIES

Clear Lakes Trout Co. &
Fisheries Development Co.
c/o W.F. Ringert, Attorney
P.O. Box 2773
Boise, ID 83701

Bruce H. & Denny Tyler
P.O. Box 567
Hagerman, ID 83332

Ancie P. Bell
Rt. 2, Box 42
Hagerman, ID 83332

TroutCo.
W.A. Sandy, President
Box 326
Hagerman, ID 83332

Buckeye Farms Inc.
P.O. Box 2199
Sun Valley, ID 83353

John A. Rosholt
Attorney for Buckeye Farms
P.O. Box 1906
Twin Falls, ID 83301

Id. Dept. of Fish & Game
P.O. Box 428
Jerome, ID 83338

Thousand Springs Trout Co.
Box 232
Buhl, ID 83316

Jones & Sandy
c/o William L. Nungester
P.O. Box 589
Buhl, ID 83316

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BUCKEYE FARMS INC. APPLICATIONS
LIST OF PROTESTANTS

NAME	APPLICATION NO. 36-7740	36-7741	36-7742	36-8335
Stanley & Barbara Hoskovec	X			
Richard L. Cook, President, Sands ditch	X		X	X
Patsy Dunn,Secretary, Riverside Ranches	X	X	X	X
Dale Boyer	X		X	X
Edward D. & Ruth C. Shokal	X	X	X	X
H.L. "Burt" Holmes	X		X	X
Calvin & Myrle Eckles	X	X	X	X
Laurence J. Smith	X	X	X	X
Verl C. Bell	X			
Edna M. Rea	X			
Weatherby Springs Water Users	X			
Mrs. Stanley Hoskovec	X		X	
Hagerman Valley Citizens' Alert	X	X	X	X
Robert M. Strom	X			
Paul E. & Inez S. Watkins		X	X	X
Clear Lakes Trout Co. & Fisheries Development Co.	X		X	X
Bruce H. & Denny Tyler	X		X	X
Ancie P. Bell				X
TroutCo.	X		X	X
Id. Dept. of Fish & Game*		X	X	
Thousand Springs Trout Co.*	X		X	
Jones & Sandy*	X			

* Parties carried forward from original hearings

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RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	MAXIMUM DIVERSION	STAGE
36-7740	BUCKEYE FARMS, INC. P.O. BOX 2199 SUN VALLEY, ID 83332	08-04-1977	WILDLIFE	01-01	12-31	6.50 CFS	APPLICATION
			FISH PROPAGATION	01-01	12-31	6.50 CFS	
			RECREATION	01-01	12-31	6.50 CFS	
			AESTHETIC	01-01	12-31	6.50 CFS	
						6.50 CFS TOTAL	
						AFA TOTAL	

SOURCE: WEATHERBY SPRINGS TRIBUTARY: BILLINGSLEY CREEK

REMARKS: P/U FOR AESTHETICS & RECREATION SAME AS WILDLIFE

POINT OF DIVERSION: STREAM INDEX:
T07S R14E S30 NESW NO INDEX CODE

PLACE OF USE: WILDLIFE

T07S R13E S26	NESW	SWSW	SESW					
S27	SWSW	SESW	SWSE	SESE				
S33	SWNE	SENE	NESE	NWSE	SESE			
S34	NENE	NWNE	SWNE	SWNW	SENW	NWSW	SWSW	
S35	NENE	NWNE	SWNE	NWNW	SWNW	SENW		

PLACE OF USE: FISH PROPAGATION
T07S R13E S34 SWNW

PLACE OF USE: RECREATION SAME AS OTHER USE

PLACE OF USE: AESTHETIC SAME AS OTHER USE

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36-7741	BUCKEYE FARMS, INC. P.O. BOX 2199 SUN VALLEY, ID 83353	08-04-1977	WILDLIFE	01-01	12-31	24.00 CFS	APPLICATION
			FISH PROPAGATION	01-01	12-31	24.00 CFS	
			RECREATION	01-01	12-31	24.00 CFS	
			AESTHETIC	01-01	12-31	24.00 CFS	
						24.00 CFS TOTAL	
						AFA TOTAL	

SOURCE: RILEY CREEK TRIBUTARY: SNAKE RIVER

REMARKS: P/U FOR AESTHETICS & RECREATION SAME AS WILDLIFE

POINT OF DIVERSION: STREAM INDEX:
T08S R13E S01 SWNE NO INDEX CODE

PLACE OF USE: WILDLIFE

T07S R13E S33	NENE	NWNE	SWNE	SENE	NESE	NWSE	SESE
S34	NESW	NWSW	SWSW	NESE	NWSE		

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	MAXIMUM DIVERSION	STAGE
36-7741	PLACE OF USE: FISH PROPAGATION T07S R13E S34 SENW NESW						
	PLACE OF USE: RECREATION SAME AS OTHER USE						
	PLACE OF USE: AESTHETIC SAME AS OTHER USE						
36-7742	BUCKEYE FARMS, INC. P.O. BOX 2199 SUN VALLEY, ID 83353	08-04-1977	WILDLIFE FISH PROPAGATION RECREATION AESTHETIC	01-01 01-01 01-01 01-01	12-31 12-31 12-31 12-31	20.00 CFS 20.00 CFS 20.00 CFS 20.00 CFS 20.00 CFS TOTAL AFA TOTAL	APPLICATION
	SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER						
	REMARKS: P/U FOR AESTHETIC & RECREATION SAME AS WILDLIFE						
	POINT OF DIVERSION: STREAM INDEX: T07S R14E S31 SWNE NO INDEX CODE						
	PLACE OF USE: WILDLIFE T07S R13E S26 NESW SWSW SESW S27 SWSW SESW SWSE SESE S33 SWNE SENE NESE NWSE SESE S34 NENE NWNE SWNE SWNW SENW NWSW SWSW S35 NENE NWNE SWNE NWNW SWNW SENW						
	PLACE OF USE: FISH PROPAGATION T07S R13E S34 SWNW						
	PLACE OF USE: RECREATION SAME AS OTHER USE						
	PLACE OF USE: AESTHETIC SAME AS OTHER USE						
36-8335	BUCKEYE FARMS, INC. P.O. BOX 2199 SUN VALLEY, ID 83353	09-24-1987	WILDLIFE RECREATION AESTHETIC	01-01 01-01 01-01	12-31 12-31 12-31	12.00 CFS 12.00 CFS 12.00 CFS 12.00 CFS TOTAL 8687.73 AFA TOTAL	APPLICATION
	SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER						
	OTHER USES: W/VARIABLE						
	REMARKS: SEND CORRESPONDENCE TO: JOHN ROSHOLT, ATTORNEY						

NOV 2 7 1988

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	MAXIMUM DIVERSION	STAGE

36-8335 REMARKS: P.O. BOX 1906; TWIN FALLS, ID 83303-1906

POINT OF DIVERSION: STREAM INDEX:
T07S R13E S11 SENE NO INDEX CODE

PLACE OF USE: WILDLIFE
T07S R13E S28 SESW SWSE SESE
S33 SWNE SENE NESE NWSE SESE
S34 NWSW SWSW

PLACE OF USE: FISH PROPAGATION
T07S R13E S34 SWNW

PLACE OF USE: RECREATION SAME AS OTHER USE

PLACE OF USE: AESTHETIC SAME AS OTHER USE

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NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered
ATTORNEYS AT LAW

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY T. UHLING
TERRY R. McDANIEL
F. BRUCE COVINGTON
JERRY JENSEN
GARY D. SLETTE
CAROLYN M. MINDER
VICKI L. YRAZABAL
BRUCE M. SMITH
G. RICHARD BEVAN

142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83702-2139
TELEPHONE (208) 336-0700

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FEB 5 1988
Department of Water Resources
Southern Region Office

February 3, 1988

Calvin and Myrle Eckles
HC 60, Box 1255
Bliss ID 83314

RE: Your Protests of Water Applications 36-7740, 36-7741, 36-7742 and 36-8335

Dear Mr. and Mrs. Eckles:

This firm represents Buckeye Farms concerning their recent water filings in Hagerman Valley. We note your protest of all four applications. However, I am having some problem analyzing your protest. As I understand your letter dated December 9, 1987, to the Department, your concern with the diversions is that they would reduce waters otherwise available to your trout facility during the irrigation season.

All of the water which is the subject of the above listed permits, 6.5 from Weatherby Springs (36-7740), 20 from the Curren Ditch (36-7742), and 12 from the Buckeye Ditch (36-8335), has been diverted during the irrigation season from Billingsley Creek since before the turn of the century. Most of the rights have priorities in the 1880's. The thrust of these applications is to seek permission for additional uses of these same waters during the irrigation season, as well as to seek the Department's approval for the diversion and use of the waters during the nonirrigation season.

All water rights issued by the Department are "subject to existing rights". We recognize that the rights of Riverside Ranches (except 36-7750 for 50 cfs for fish propagation use between October 1 and April 1 of each year) would be prior to these rights. In checking with the Department of Water Resources, we find License No. 36-7314 for 20 cfs issued to Smith with a priority date of March 15, 1973. The point of diversion and place of use indicate property at the mouth of Billingsley Creek in Section 11, Township 7 South, Range 13 East. We find License No. 36-7282 with a priority date of

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January 5, 1973, for 36 cfs at the same place of use. We also find Permit No. 36-7750 (above referred to) with a priority date of September 19, 1977, in the name of Smith for the use of Billingsley Creek water at the same location, and an additional use location of the SWNW of Section 11. We also find a statutory claim to the use of 1.2 cfs for irrigation and stock water at the same location under Claim No. 36-4022.

These applications will validate other uses of water that is already being diverted. No more water will be taken in the irrigation season than is already taken. I am also having difficulty seeing how Buckeye's filings could impact your nonirrigation season water. The U.S.G.S. measurements at the gage near the mouth of Billingsley Creek show the lowest measurement of Billingsley Creek in March of 1980 at 143 cfs, and the highest of Billingsley Creek at that location in 1984 at 261 cubic feet per second on November 12. It seems to us that regardless of the disposition of Application Nos. 7740, 42 and 8335, Riverside Ranches' water right will not be impacted.

We also question your protest of 36-7741 since it involves the diversion of water from Riley Creek to the Buckeye Ranch. Riley Creek is in a totally different basin and the Hunt Ditch does not convey water to the Billingsley Creek drainage. I can't see how Riverside Ranches would be impacted by 36-7741.

If I can answer questions for you concerning the applications, copies of which I enclose for your convenience, please give me a call. All water rights are issued subject to prior water rights. The watermaster will be charged with the protection of your rights. We would ask you to consider withdrawing your protests.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74061

Enclosures

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NOV 2 0 1988

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered
ATTORNEYS AT LAW

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
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1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83702-2139
TELEPHONE (208) 336-0700

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FEB 5 1988
Dept. of Water Resources
Southern Region Office

February 3, 1988

Mr. Richard L. Cook
Sands Ditch Water Users Association
Hagerman ID 83332

RE: Association's Protests to Application Nos. 36-7740, 36-7742 and 36-8335

Dear Dick:

I have been trying to help Buckeye Farms with their water applications above referenced. I am enclosing copies of each for your convenience. Application No. 36-7740 is an amended application. The application was originally filed on August 1, 1977. Protests were made at that time and a hearing was held. The application was never approved for the reason that the Department lost the tapes from the hearing. Since that time, the Gooding County District Court Order has limited the total diversions from Weatherby Springs. I enclose a copy of that Stipulation and Decree for your interest. The purpose for 36-7740 is to authorize additional uses of the Weatherby Springs water that eventually reaches the Buckeye Farms property. Obviously no more water can be taken than the 6.5 cfs in the summer and the 4.0 cfs in the winter that were decreed by the court on January 10, 1979. The purpose for the permit is to do essentially what your buyers did with your own ranch in creating wildlife habitat, ponds, etc.

Application No. 36-7742 was an application also filed originally in 1977 authorizing the use of the Buckeye Ranch's Curren Ditch water for fish propagation, as an additional use to all of the other purposes provided in the Decree. The tape from that hearing was also lost. Consequently, 36-7742 is an attempt to secure permission to make the diversion for fish propagation use as well as the other uses set forth in the amended permit.

No. 36-8335 is a new application. In 1977, Donnie McFadden also filed Application 36-7739 for permission to use the Buckeye Ranch's entitlement which they received through the

NOV 29 1988

Buckeye Ditch for the additional purpose of fish propagation. The tape on that hearing was not lost and that permit was issued December 5, 1983. Because that permit had been issued, we elected to file a new permit application rather than amend 36-7739. Consequently, 36-8335 was filed so as to seek authorization to use the same Buckeye water that has been diverted year around since 1983 for the additional purposes as specified in the permit.

All three applications, if approved, would be issued subject to all prior water rights. Obviously we recognize the rights of the Sands Ditch Association and can think of no instance in which their rights would be impacted by any of the three applications. Obviously the properties involved, including those served by the Sands Ditch, are within a water district and if the applications are approved, no water can be diverted other than according to the priority system so that all of the existing rights of the Sands Ditch prior to August 1, 1977, would be afforded priority over any of these three permits.

We would like the Association to consider withdrawing their protest. If on the other hand, there is some factor that I have overlooked in my analysis in this letter, I would appreciate hearing from you. If I can answer your questions, or if they can be answered by either Donnie McFadden in Hagerman, or Stoney Burke in Ketchum, please don't hesitate to contact one of them.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74041

Enclosures

NOV 23 1988

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered
ATTORNEYS AT LAW

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY T. UHLING
TERRY R. McDANIEL
F. BRUCE COVINGTON
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BRUCE M. SMITH
G. RICHARD BEVAN

142 3rd AVENUE NORTH
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TWIN FALLS, IDAHO 83303-1906
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Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83702-2139
TELEPHONE (208) 336-0700

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FEB 5 1988
Department of Water Resources
Southern Region Office

February 3, 1988

Ancie P. Bell
Rt. #1 Box 42
Hagerman ID 83332

RE: Your Protest of Application 36-8335

Dear Mr. Bell:

This firm has been retained to help Buckeye Farms concerning some water right applications filed in late 1987, one of which you protested on behalf of your mother-in-law, Edna M. Bell Rea.

Since you protested Application No. 36-8335, I am enclosing a copy of it for your convenience.

As you know, the Buckeye Ranch, now owned by Buckeye Farms, has certain water rights to Billingsley Creek through the Buckeye Ditch, the priority date of which predates the turn of the century. In 1982, they were also issued Application for Permit 36-7739 to divert the same 12 cfs with a priority date of August 1, 1977. That permit authorized the diversion into the Buckeye Ditch of 12 cfs on a year round basis for fish propagation. Application 36-8335 merely seeks to use the same water, presently diverted for irrigation and fish propagation, for the additional uses of recreation, aesthetics, and fish and wildlife habitat on the Buckeye Ranch, now owned by Buckeye Farms. The right is presently being diverted on a year round basis for irrigation and fish propagation. The diversion rights are controlled by the watermaster of the water district and any permit that is issued by the Department, including 36-8335 if it be issued, are issued "subject to all prior water rights".

It was my understanding that the Buckeye Ditch Company had given their permission to Buckeye Land Company at the time the fish propagation permit was filed in 1977 (Application 36-7739). I am enclosing a copy of 7739 for your convenience also.

NOV 29 1988

It is not anyone's intention to take the irrigation entitlements of your mother-in-law since obviously irrigation use is given first priority by the terms of the New International Decree.

What Buckeye Farms hopes to do is to be able to use whatever water is diverted to them pursuant to their decreed rights, Permit No. 36-7739 and Application 36-8335, for irrigation, fish propagation, recreation, aesthetics, and fish and wildlife habitat. It is their intention to pay their fair share of the costs of the operation of the Buckeye Ditch. It is also not their intention to take water from any other water user justly entitled.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74161

Enclosure

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NOV 29 1988

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered
ATTORNEYS AT LAW

THOMAS G. NELSON
JOHN A. ROSHOLT
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Department of Water Resources
Southern Region Office

February 2, 1988

Mr. and Mrs. Paul E. Watkins
Rt. #1 Box 412
Hagerman ID 83332

RE: Your Protest of Buckeye Farms Water
Application Nos. 36-8335, 36-7741 and 36-7742

Dear Mr. and Mrs. Watkins:

This firm has been retained by Buckeye Farms to help them with the water right applications they filed in late 1987.

We note your protest of 36-8335, 36-7741 and 36-7742 in your letter dated December 4, 1987.

Please be advised that the property presently owned by Buckeye Farms has the same water decreed to it for irrigation, stock water and other purposes under the New International Decree. The purpose for the applications that you have protested is to seek state approval for additional uses of the same water and also to obtain the use of that water on a year round basis.

Application 36-8335 seeks permission to use 12 cfs that is presently diverted through the Buckeye Ditch to the Buckeye Ranch on a year round basis. Presently by decree and permit 36-7739, 12 cfs is diverted and used both for recreation and fish propagation on the ranch. The application merely seeks to allow the use of the same water for recreation, aesthetics and fish and wildlife habitat.

Application 36-7741 was originally filed in 1977. It seeks to validate the use of water presently diverted through the Hunt Ditch to the Buckeye Ranch on a year round basis for the additional purposes of fish propagation, recreation, aesthetics and fish and wildlife habitat.

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Application 36-7742 to divert 20 cfs from Billingsley Creek through the Curren Ditch is an application that was also filed on August 1, 1977. The 20 cubic feet is already decreed to the ranch for irrigation, stock water, power and other purposes. That priority date predates the turn of the century. This application seeks to add the additional uses discussed above for Application 36-7741 to that same water. Most of the 20 cfs has been diverted on a year round basis. However, at times, the flow has been reduced in the nonirrigation season. This application would allow the diversion of 20 cfs on a year round basis, but subject to all prior water rights.

For nearly a hundred years, the Idaho Constitution has provided that water diverted for private use is a public use. Buckeye Farms' intention to develop their properties for recreation, aesthetics, fish and wildlife habitat and fish propagation should be of no more concern than a water right issued to a farmer who diverts the same and irrigates his own farm so as to make a living.

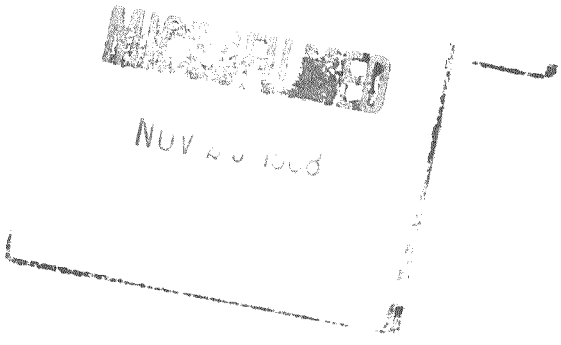
If I can answer any questions concerning your protest, please don't hesitate to be in contact with me. We'd ask that you consider withdrawing your protest.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74191



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February 3, 1988

Bruce H. and Denny Tyler
P.O. Box 567
Hagerman ID 83332

RE: Application for Water Permits -- 36-8335, 36-7740 and 36-7742

Dear Mr. and Mrs. Tyler:

This firm has been retained by Buckeye Farms to assist them concerning the water rights they filed in late 1987. We are aware of your protest of the above applications.

Application No. 36-8335 seeks the use of water for recreation, aesthetics, and fish and wildlife habitat. It is water presently diverted into the Buckeye Ditch on a year round basis for irrigation and fish propagation pursuant to decreed rights and to Permit No. 36-7739. It is not a new taking of water or a taking of additional water.

No. 36-7740 is an application that would allow the use of any water that gets to the Buckeye Ditch through the Bar S pipeline from Weatherby Springs. As you may or may not know, diversions from Weatherby Springs into that pipeline are limited by court decree of 1979. The users of that water are entitled to divert 6.5 cfs for irrigation purposes between March 1 and October 31 of each year. The decree also states that only 4.0 cfs can be used between November 1 and March 1 for wintertime uses. The application as filed herein seeks only the additional use of any water from that diversion that eventually finds its way to the Buckeye Ranch.

No. 36-7742 is a similar application seeking permission to 20 cubic feet of water for additional purposes. The 20 cubic foot diversion from Billingsley Creek through the Curren Ditch is decreed to the ranch owned by Buckeye Farms. For the most part, it has been diverted on a year round basis historically. In some years not all of the 20 has been taken, but a substantial amount has always been taken to keep the

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existing pipelines from freezing. This proposal would allow the diversion of up to 20 cubic feet for those times of the year when it is not presently diverted, for the additional use of the water for fish propagation, recreation, aesthetics, and fish and wildlife habitat. As I understand, it could cause the diversion of up to 8 to 10 cfs of additional water from Billingsley Creek between the end of the irrigation season and the beginning of the next irrigation season, but subject to prior existing rights.

Water measurements that I have looked at indicate that the high flow period in Hagerman is in the winter months, with the flows from the springs tapering down in the summertime.

The water sought to be diverted pursuant to these applications is already diverted in total during the irrigation season. The summer flows will not be impacted by these applications. The winter flows, which measured as high as 261 cubic feet at the mouth of Billingsley Creek in 1984, would be impacted up to a maximum of 10 cfs at the location of your property. In other words, if the nonirrigation season flow were 200 at the mouth of Billingsley Creek, and it is 170 cfs at your property, if all of these diversions were approved, there would be 160 cfs at your property in the nonirrigation season.

If I can be of assistance to you in answering any further questions, please don't hesitate to contact me.

Please reconsider your protest.

Sincerely,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74201

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Southern Region Office

John A. Sandy, Secretary-Treasurer
Troutco
P.O. Box 326
Hagerman ID 83332

RE: Your Protest Against Applications 36-7740, 36-7742 and 36-8335

Dear Mr. Sandy:

This firm has been retained by Buckeye Farms to help them with the water right applications they filed in late 1987.

You probably know better than anyone, that 36-7740 is an application that was filed in 1977 seeking the winter use of up to 10 cubic feet of water from Weatherby Springs on the Buckeye Ranch property for trout propagation. A protest hearing was held in 1978 and unfortunately the tapes were lost. Consequently, the application has never been issued. You and your then partner later filed suit concerning the same water. The court restricted the diversions for the other users from Weatherby Springs to 6.5 cfs between March 1 and October 31 and to 4.0 cfs from November 1 until March 1 of each year. It is not the intention of the applicant to divert over and above the amounts that were set out in the court's order of 1979. The purpose for the application is to allow the use of any water diverted pursuant to that stipulation for fish propagation, recreation, aesthetics, and fish and wildlife purposes on Buckeye Farms property <u>if the water gets there</u>. There would be no new water diverted pursuant to this application.

Application 36-8335 seeks only permission to use water under the decreed irrigation rights to the Buckeye Ranch and Permit 36-7739 which authorized year round trout propagation. The additional uses sought are recreation, aesthetics, and fish and wildlife habitat. There would be no new diversion or additional diversion of Billingsley Creek water under 36-8335.

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Permit 36-7739 has a priority date in advance of either of your Permits 36-7834 or 36-8058.

Application 36-7742 would allow the rights of Buckeye Farms to Billingsley Creek water to be diverted through the Curren Ditch on a year round basis. The water has traditionally been diverted during the traditional irrigation season and during some years in the winter. Water is always diverted for the purpose of keeping the pipelines full to avoid freezing. This permit would allow year round diversion adding additional beneficial uses of trout propagation, recreation, aesthetics, and fish and wildlife habitat. Even though we will attempt to establish an August 1, 1977, priority date for this application, because the Department lost the tapes following the protest hearing held in 1978, it seems to me that your protest may be frivolous inasmuch as your Permit No. 36-7834 is subordinated, and there is always 100 cfs at your diversion in the wintertime to fill Application 36-8058.

If I can answer any questions for you, don't hesitate to contact me. Please consider withdrawing your protest.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74221

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Southern Region Office

Mr. H.L. Holmes
Rock Lodge Motel
Rt. #1
Hagerman ID 83332

RE: Protest of 36-7740, 36-7741 and 36-8335

Dear Mr. Holmes:

This firm represents Buckeye Farms in regard to the water applications they filed in late 1987. We note your protest to 36-7740, 36-7742, and 36-8335.

No. 36-7740 is an application to make additional use of water that is already diverted on a year round basis from Weatherby Springs. The purpose for the application is to validate the additional use of whatever water gets there from Weatherby Springs through the Bar S pipeline. In 1979, the court limited the amount of water that could be taken from Weatherby Springs by all of the users combined to 6.5 cfs during the irrigation season of March 1 until October 31. That same decree also limited the amount of water that could be taken in the winter between November 1 and March 1 to 4.0 cfs. The water has been consistently taken for as long as the pipeline has been in place, probably before the turn of the century. This water has never flown past your lodge unless the users diverted back into the creek so as to perform maintenance on their ditch or pipeline.

As to Application 36-7742, 20 cubic feet is decreed through the Curren Ditch to the property now owned by Buckeye Farms. In most years, they have taken a substantial portion of it to keep the pipelines from freezing in the nonirrigation season. Application 7742, if granted, would allow the diversion to be made into the Curren Ditch in an amount of 20 cfs for the Buckeye Farms property and the water to be used for fish propagation as well as the other uses as indicated on the application, a copy of which I enclose for your convenience. It could be diverted only subject to existing rights.

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The water sought to be used for additional purposes through Application 36-8835 is water that is already diverted into the head of the Buckeye Ditch on a year round basis. The irrigation right for the Buckeye Ranch predates the turn of the century. The ranch also has a August 1, 1977, priority to divert the same water and to use it for fish propagation on a year round basis. This water has been consistently diverted.

As best we can tell from the stream measurements, there is always between 150 and 250 cfs in Billingsley Creek at the location of your motel in the nonirrigation season. The only additional depletion by the issuance of these three permits to the flows of Billingsley Creek would be in the nonirrigation season between November 1 and March 1 when the flows in the creek are generally at their highest.

We appreciate your interest in the applications. If I can answer any questions, don't hesitate to contact me. Please consider withdrawing your protest.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74071

Enclosures

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Department of Water Resources
Southern Region Office

February 3, 1988

Ms. Patsy Dunn, Secretary
Riverside Ranches, Inc.
816 Park Lane
Pocatello ID 83201

RE: Your Protests of Water Applications 36-7740, 36-7741, 36-7742 and 36-8335

Dear Ms. Dunn:

This firm represents Buckeye Farms concerning their recent water filings in Hagerman Valley. We note your protest of all four applications. However, I am having some problem analyzing your protest. As I understand your letter dated December 9, 1987, to the Department, your concern with the diversions is that they would reduce waters otherwise available to your trout facility during the irrigation season.

All of the water which is the subject of the above listed permits, 6.5 from Weatherby Springs (36-7740), 20 from the Curren Ditch (36-7742), and 12 from the Buckeye Ditch (36-8335), has been diverted during the irrigation season from Billingsley Creek since before the turn of the century. Most of the rights have priorities in the 1880's. The thrust of these applications is to seek permission for additional uses of these same waters during the irrigation season, as well as to seek the Department's approval for the diversion and use of the waters during the nonirrigation season.

All water rights issued by the Department are "subject to existing rights". We recognize that the rights of Riverside Ranches (except 36-7750 for 50 cfs for fish propagation use between October 1 and April 1 of each year) would be prior to these rights. In checking with the Department of Water Resources, we find License No. 36-7314 for 20 cfs issued to Smith with a priority date of March 15, 1973. The point of diversion and place of use indicate property at the mouth of Billingsley Creek in Section 11, Township 7 South, Range 13 East. We find License No. 36-7282 with a priority date of

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January 5, 1973, for 36 cfs at the same place of use. We also find Permit No. 36-7750 (above referred to) with a priority date of September 19, 1977, in the name of Smith for the use of Billingsley Creek water at the same location, and an additional use location of the SWNW of Section 11. We also find a statutory claim to the use of 1.2 cfs for irrigation and stock water at the same location under Claim No. 36-4022.

These applications will validate other uses of water that is already being diverted. No more water will be taken in the irrigation season than is already taken. I am also having difficulty seeing how Buckeye's filings could impact your nonirrigation season water. The U.S.G.S. measurements at the gage near the mouth of Billingsley Creek show the lowest measurement of Billingsley Creek in March of 1980 at 143 cfs, and the highest of Billingsley Creek at that location in 1984 at 261 cubic feet per second on November 12. It seems to us that regardless of the disposition of Application Nos. 7740, 42 and 8335, Riverside Ranches' water right will not be impacted.

We also question your protest of 36-7741 since it involves the diversion of water from Riley Creek to the Buckeye Ranch. Riley Creek is in a totally different basin and the Hunt Ditch does not convey water to the Billingsley Creek drainage. I can't see how Riverside Ranches would be impacted by 36-7741.

If I can answer questions for you concerning the applications, copies of which I enclose for your convenience, please give me a call. All water rights are issued subject to prior water rights. The watermaster will be charged with the protection of your rights. We would ask you to consider withdrawing your protests.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74051

Enclosures

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Department of Water Resources
Southern Region Office

February 3, 1988

Ms. Marne Mercer, President
Hagerman Valley Citizens Alert, Inc.
P.O. Box 32
Hagerman ID 83332

RE: Protests of Water Applications 36-7740, 36-7741, 36-7742 and 36-8335

Dear Ms. Mercer:

This firm has been retained to help Buckeye Farms with water right Application Nos. 36-7740, 36-7741, 36-7742 and 36-8335.

Three of these applications, 40, 41 and 42, were originally filed in 1977. As I recall, you did not protest any of these applications then. You did however protest Application No. 36-7739, which was eventually issued in 1983 allowing the Buckeye Ranch to divert their entitlement in the Buckeye Ditch on a year round basis for fish propagation as well as the other uses which had been decreed. Application 36-8335 is a similar application. It seeks approval for the additional uses for the diversion of the same water that is presently being diverted on a year round basis to the Buckeye Ranch. Those uses are, we think, positive uses that will enhance not only the value of the property now owned by Buckeye Farms, but the aesthetic environment of the whole valley.

Application 36-7740 is similar to 36-7739. It seeks the additional use of water already diverted from Weatherby Springs. You will remember that in 1979, the court limited the diversion from Weatherby Springs to 6.5 cfs in the irrigation season between March 1 and October 31, and to 4.0 cfs between November 1 and March 1. This application seeks the additional use of any water that reaches properties now owned by Buckeye Farms for fish propagation and for the additional purposes of recreation, aesthetics, and fish and wildlife habitat.

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No. 36-7742 is an application to use the Curren Ditch water entitlement of the Buckeye Farms property for similar purposes. Although all of the water has not all been diverted on a year round basis, most of it has. The Buckeye's property right is 20 cubic feet per second. Application 36-7742 seeks the diversion of 20 cfs on a year round basis with the addition of trout propagation, recreation, aesthetics and fish and wildlife habitat as validated uses. Application No. 36-7741 involves the waters of Riley Creek that are diverted to the Buckeye Farms property through the Hunt Ditch. It's already diverted and used year around by LeMoyne and presently flows year around to the ranch. Billingsley Creek cannot be affected one way or another by this application.

All applications issued by the Idaho Department of Water Resources must be issued subject to all existing rights. It is not the applicant's intention to take water to which others are entitled. The thrust of these applications is to obtain permission to develop the Buckeye Farms property for the other uses which I have above enumerated.

Application Nos. 7740, 7741 and 7742 were the subject of hearings by the Department of Water Resources in February of 1978. For whatever reason, the tapes of the hearings were lost and the applications were never approved. The applicants are now seeking the approval of those same diversions as well as the addition beneficial uses which were not then recognized.

If I can answer any questions for you, please don't hesitate to contact me. We'd ask that you consider dropping your protest.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74171

NOV 30 1988

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Mr. and Mrs. Edward C. Shokal
Rt. #1 Box 410
Hagerman ID 83332

Dear Mr. and Mrs. Shokal:

This firm has been retained to help Buckeye Farms with water right Application Nos. 36-7740, 36-7741, 36-7742 and 36-8335.

Three of these applications, 40, 41 and 42, were originally filed in 1977. As I recall, you did not protest any of these applications then. You did however protest Application No. 36-7739, which was eventually issued in 1983 allowing the Buckeye Ranch to divert their entitlement in the Buckeye Ditch on a year round basis for fish propagation as well as the other uses which had been decreed. Application 36-8335 is a similar application to seek approval for the additional uses for the diversion of the same water that is presently being diverted on a year round basis to the Buckeye Ranch. Those uses are, we think, positive uses that will enhance not only the value of the property now owned by Buckeye Farms, but the aesthetic environment of the whole valley.

Application 36-7740 is along the same line. It seeks the additional use of water already diverted from Weatherby Springs. You will remember that in 1979, the court limited the diversion from Weatherby Springs to 6.5 cfs in the irrigation season between March 1 and October 31, and to 4.0 cfs between November 1 and March 1. This application seeks the additional use of any water that reaches properties now owned by Buckeye Farms for fish propagation and for the additional purposes of recreation, aesthetics, and fish and wildlife habitat.

No. 36-7742 is an application to use the Curren Ditch water entitlement of the Buckeye Farms property for similar purposes. Although the water has not all been diverted on a year round basis, most of it has. The Buckeye's property right

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is 20 cubic feet per second. Application 36-7742 seeks the diversion of 20 cfs on a year round basis with the addition of trout propagation, recreation, aesthetics and fish and wildlife habitat as validated uses. Application No. 36-7741 involves the waters of Riley Creek that are diverted to the Buckeye Farms property through the Hunt Ditch. Billingsley Creek cannot be effected one way or another by this application.

All applications issued by the Idaho Department of Water Resources must be issued subject to all existing rights. It is not the applicant's intention to take water to which others are entitled. The thrust of these applications is to obtain permission to develop the Buckeye Farms property for the other uses which I have above enumerated.

Application Nos. 7740, 7741 and 7742 were the subject of hearings by the Department of Water Resources in February of 1978. For whatever reason, the tapes of the hearings were lost and the applications were never approved. The applicants are now seeking the approval of those same diversions as well as the additional beneficial uses which were not then recognized.

If I can answer any questions for you, please don't hesitate to contact me. I'd ask you to reconsider your protest.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
74081

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Mr. Lawrence J. Smith
HC 60, Box 1255
Bliss ID 83314

RE: Your Protests of Water Applications 36-7740, 36-7741, 36-7742 and 36-8335

Dear Mr. Smith:

This firm represents Buckeye Farms concerning their recent water filings in Hagerman Valley. We note your protest of all four applications. However, I am having some problem analyzing your protest. As I understand your letter dated December 9, 1987, to the Department, your concern with the diversions is that they would reduce waters otherwise available to your trout facility during the irrigation season.

All of the water which is the subject of the above listed permits, 6.5 from Weatherby Springs (36-7740), 20 from the Curren Ditch (36-7742), and 12 from the Buckeye Ditch (36-8335), has been diverted during the irrigation season from Billingsley Creek since before the turn of the century. Most of the rights have priorities in the 1880's. The thrust of these applications is to seek permission for additional uses of these same waters during the irrigation season, as well as to seek the Department's approval for the diversion and use of the waters during the nonirrigation season.

All water rights issued by the Department are "subject to existing rights". We recognize that the rights of Riverside Ranches (except 36-7750 for 50 cfs for fish propagation use between October 1 and April 1 of each year) would be prior to these rights. In checking with the Department of Water Resources, we find License No. 36-7314 for 20 cfs issued to Smith with a priority date of March 15, 1973. The point of diversion and place of use indicate property at the mouth of Billingsley Creek in Section 11, Township 7 South, Range 13 East. We find License No. 36-7282 with a priority date of

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January 5, 1973, for 36 cfs at the same place of use. We also find Permit No. 36-7750 (above referred to) with a priority date of September 19, 1977, in the name of Smith for the use of Billingsley Creek water at the same location, and an additional use location of the SWNW of Section 11. We also find a statutory claim to the use of 1.2 cfs for irrigation and stock water at the same location under Claim No. 36-4022.

These applications will validate other uses of water that is already being diverted. No more water will be taken in the irrigation season than is already taken. I am also having difficulty seeing how Buckeye's filings could impact your nonirrigation season water. The U.S.G.S. measurements at the gage near the mouth of Billingsley Creek show the lowest measurement of Billingsley Creek in March of 1980 at 143 cfs, and the highest of Billingsley Creek at that location in 1984 at 261 cubic feet per second on November 12. It seems to us that regardless of the disposition of Application Nos. 7740, 42 and 8335, Riverside Ranches' water right will not be impacted.

We also question your protest of 36-7741 since it involves the diversion of water from Riley Creek to the Buckeye Ranch. Riley Creek is in a totally different basin and the Hunt Ditch does not convey water to the Billingsley Creek drainage. I can't see how Riverside Ranches would be impacted by 36-7741.

If I can answer questions for you concerning the applications, copies of which I enclose for your convenience, please give me a call. All water rights are issued subject to prior water rights. The watermaster will be charged with the protection of your rights. We would ask you to consider withdrawing your protests.

Incidentally, all water rights held by everyone will have to be refiled in the Snake River Adjudication. It is anticipated that everyone will therein be required to again justify their water diversions.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

MICROFILMED
NOV 29 1988

JAR:dcb
74101

Enclosures

Protest acknowledgement letter mailed to
all parties listed on the attached
list of protestants

January 21, 1988

NAME
ADDRESS
CITY, STATE ZIP

Re: Applications for Permit (APPLICATIONS PROTESTED)
Buckeye Farms Inc.

Dear Protestant:

Your protest against the approval of the above referenced permit(s) has been received and a copy sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application(s) and to attempt to resolve the protest.

This office tentatively plans to schedule the matter for hearing on March 1, 1988. Notices will be sent by certified mail about February 8, 1988 giving the time and place for the hearing.

At a hearing before the Department, the following are the principal items which can be considered in approving or denying an application for permit (IDAHO CODE, Sec. 42-203):

1) Will the proposed use reduce the quantity of water under existing rights?

2) Is the proposed water supply insufficient for the purposes intended?

3) Is the application made in good faith or for delay or speculative purposes?

NOV 2 3 1988

4) Has the applicant sufficient financial resources with which to complete the proposed project?

5) Will the proposed use conflict with the local public interest?

If you have any questions or if we can be of assistance, please contact this office.

Very Truly yours,

Loren O. Holmes, P. E.
Southern Region Manager

LOH

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NOV 23 1988

BUCKEYE FARMS INC. APPLICATIONS
LIST OF PROTESTANTS

NAME	APPLICATION NO. 36-7740	36-7741	36-7742	36-8335
Stanley & Barbara Hoskovec	X			
Richard L. Cook, President, Sands ditch	X		X	X
Patsy Dunn,Secretary, Riverside Ranches	X	X	X	X
Dale Boyer	X		X	X
Edward D. & Ruth C. Shokal	X	X	X	X
H.L. "Burt" Holmes	X		X	X
Calvin & Myrle Eckles	X	X	X	X
Laurence J. Smith	X	X	X	X
Verl C. Bell	X			
Edna M. Rea	X			
Weatherby Springs Water Users	X			
Mrs. Stanley Hoskovec	X		X	
Hagerman Valley Citizens' Alert	X	X	X	X
Robert M. Strom	X			
Paul E. & Inez S. Watkins		X	X	X
Clear Lakes Trout Co. & Fisheries Development Co.	X		X	X
Bruce H. & Denny Tyler	X		X	X
Ancie P. Bell				X
TroutCo.	X		X	X
Id. Dept. of Fish & Game*		X	X	
Thousand Springs Trout Co.*	X		X	
Jones & Sandy*	X			

* Parties carried forward from original hearings

NOV 29 1988

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

January 19, 1988

Buckeye Farms Inc.
P.O. Box 2199
Sun Valley, ID 83353

Re: Applications 36-7740, 36-7741, 36-7742, and 36-8335

Gentlemen:

Enclosed are copies of protests filed in the matter of the above referenced applications. The Department suggests that you contact the protestants to attempt to resolve the protests without a hearing.

This office is tentatively planning to schedule the matter of protests for hearing on March 1, 1988. Notices will be sent by certified mail about February 8, 1988 giving the time and place for the hearings.

In a hearing before the Department, the following are the principal issues which can be considered in approving or denying a permit (IDAHO CODE Sec. 42-203):

1) Will the proposed use reduce the quantity of water under existing rights?

2) Is the proposed water supply insufficient for the purposes intended?

3) Is the application made in good faith or for delay or speculative purposes?

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NOV 29 1988

4) Has the applicant sufficient financial resources with which to complete the proposed project?

5) Will the proposed use conflict with the local public interest?

If you have any questions or if this office can be of any assistance, please contact us.

Very Truly yours,

Loren O. Holmes, P. E.
Southern Region Manager

LOH
Encl
cc: John Rosholt w/encl

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NOV 29 1988

Ringert, Clark, Harrington, Reid, Christenson & Kaufman
CHARTERED
LAWYERS

WILLIAM F. RINGERT
D. BLAIR CLARK
ANDREW M. HARRINGTON
JAMES G. REID
JEFFREY R. CHRISTENSON
JAMES P. KAUFMAN
MICHAEL J. GAFFNEY
LAURA E. BURRI
LEA C. ADAMS

SAMUEL KAUFMAN (1921-1986)

599 WEST BANNOCK STREET
P.O. BOX 2773
BOISE, IDAHO 83701

TELEPHONE (208) 342-4591

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DEC 14 1987
Department of Water Resources
Southern Region Office

December 11, 1987

Department of Water Resources
Southern Region
2148 Fourth Avenue East
Twin Falls, Idaho 83301

Re: Buckeye Farms, Inc.
Applications Nos. 36-7740, 36-7742 and 36-8335

Gentlemen:

Enclosed are Protests of Clear Lakes Trout Company and Fisheries Development Company, which please file in the above numbered application files.

A copy of each Protest is also enclosed, which please conform with your filing stamp and return to me in the stamped, self-addressed envelope enclosed for that purpose.

Yours very truly,

W. F. Ringert

WFR:am
Enclosures

MICROFILMED
NOV 29 1988

W. F. Ringert
RINGERT, CLARK, HARRINGTON, REID,
CHRISTENSON & KAUFMAN, CHARTERED
599 West Bannock Street, P.O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591

Attorneys for Protestants

RECEIVED
DEC 14 1987
Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
OFFICE OF THE DIRECTOR

IN THE MATTER OF THE APPLICATION OF BUCKEYE FARMS, INC., FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 36-8335	PROTEST OF CLEAR LAKES TROUT COMPANY AND FISHERIES DEVELOPMENT COMPANY

COME NOW Clear Lakes Trout Company, an Idaho corporation, and Fisheries Development Company, an Idaho corporation, whose addresses are 1301 Vista Avenue, Boise, Idaho, 83705, by and through their undersigned attorneys, and protest against the approval of Application No. 36-8335 by Buckeye Farms, Inc., for a permit to appropriate the public waters of the State of Idaho, on the following grounds:

1. That the use proposed by the Application will reduce the quantity of water under existing water rights;

2. That the use proposed by the Application will conflict with the local public interest.

MICROFILMED
NOV 29 1988

This Protest is filed in accordance with the provisions of Idaho Code §42-203A, and the rules and regulations of the

Department of Water Resources of the State of Idaho.

Dated this 11th day of December, 1987.

RINGERT, CLARK, HARRINGTON, REID,
CHRISTENSON & KAUFMAN, CHARTERED

By W. F. Ringert

W. F. Ringert
Attorneys for Protestant
P. O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591

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DEC 14 1987
Department of Water Resources
Western Region Office

W. F. Ringert
RINGERT, CLARK, HARRINGTON, REID,
CHRISTENSON & KAUFMAN, CHARTERED
599 West Bannock Street, P.O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591

Attorneys for Protestants

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
OFFICE OF THE DIRECTOR

IN THE MATTER OF THE APPLICATION OF BUCKEYE FARMS, INC., FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 36-8335	PROTEST OF CLEAR LAKES TROUT COMPANY AND FISHERIES DEVELOPMENT COMPANY

COME NOW Clear Lakes Trout Company, an Idaho corporation, and Fisheries Development Company, an Idaho corporation, whose addresses are 1301 Vista Avenue, Boise, Idaho, 83705, by and through their undersigned attorneys, and protest against the approval of Application No. 36-8335 by Buckeye Farms, Inc., for a permit to appropriate the public waters of the State of Idaho, on the following grounds:

1. That the use proposed by the Application will reduce the quantity of water under existing water rights;

2. That the use proposed by the Application will conflict with the local public interest.

MICROFILMED
NOV 29 1988

This Protest is filed in accordance with the provisions of Idaho Code §42-203A, and the rules and regulations of the

Department of Water Resources of the State of Idaho.

Dated this 11th day of December, 1987.

RINGERT, CLARK, HARRINGTON, REID,
CHRISTENSON & KAUFMAN, CHARTERED

By W F Ringert

W. F. Ringert
Attorneys for Protestant
P. O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591

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December 14, 1987

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Department of Water Resources
Southern Region Office

Loren O. Holmes
Idaho Dept. of Water Resources
Southern Region Manager
Twin Falls, ID 83301

Re: Application for Permit 36-8335

Dear Mr. Holmes:

I protest application 36-8335 on behalf of my mother-in-law, Edna M. Bell Rea, property owner with water rights from the Buckeye Ditch and request that the following requirements be added as provisions of approval for the above named application:

1) An agreement to transport water all year be required.

2) An agreement with other ditch users pertaining to assessments for additional ditch maintenance expenses.

3) That irrigation use be given first priority to water rights of the ditch.

Sincerely,

Ancie P. Bell
Rt. 1, Box 42
Hagerman, ID 83332

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NOV 25 1988

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DEC 11 1987
Department of Water Resources
Southern Region Office

Director of Water Resources
Southern Region
2148 4th Avenue E.
Twin Falls, Id 83301

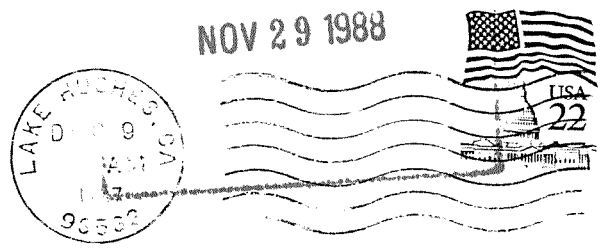
Dear Sirs:

As owners of a home on 4½ acres at the juncture of Billingsley Creek and Highway 30, we protest Filings # 36-8335, 36-7740 and 36-7742 concerning water diversion from Billingsley Creek. Any flow diversion would damage the esthetic and financial value to our property.

Yours truly,
Bruce H. Tyler
Penny Tyler

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Mr & Mrs Bruce Tyler
P. O. Box 567
Hagerman, Id 83332



Director of Water Resources
Southern Region
2148 4th Ave. E.

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DEC 10 1987
Department of Water Resources
Southern Region Office

HAGERMAN, IDA.
DEC. 10, 1987

DEAR SIRS:

WE THE SAND DITCH WATER USER'S ASSOCIATION, DO RESPECTFULLY PROTEST BUCKEYE FARMS INC. APPLICATION FOR WATER PERMITS AS FOLLOWS:

NO. 36-8335
NO. 36-7740
NO. 36-7742.

THE GROUNDS FOR PROTESTING THESE APPLICATIONS ARE FOR EACH= THERE IS NOT SUFFICIENT WATER TO GRANT THESE PERMITS AND STILL FILL LICENSED WATER HOLDINGS ON THE LOWER BILLINGLEY CREEK.

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NOV 29 1988

Richard L. Cook
PRES. of SANDS DITCH

R. KEITH HIGGINSON, DIRECTOR
TO
DEPT. OF WATER RESOURCES, SOUTHERN REGION
2148 FOURTH AVE. EAST
TWIN FALLS, IDAHO. 83301

Dick Cook
Hagerman, Ida.
83332

Dear Sir; Dec 3, 1987

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DEC 7 1987
Department of Water Resources
Southern Region Office

I wish to protest the recent filing by Buckeye Farms for more water from Billingsly Creek filing no.s 36-8335 36-7740. Billingsly Creek is 36-7741 36-7742 already overfiled. Public interest for some form of minimum flow is also one of the reasons I protest. If adjudication of Snake River water is fully done most of the water that the Buckeye Ranch is now receiving would be

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NOV 29 1988

taken away from them and would flow down Billingsley Creek to earlier filings.
Therefore, I wish to protest all further applications by Buckeye Farms. I also feel Hearings should be held about the improper management of the water of Billingsley Creek by the State of Idaho.

Sincerely Yours

Laurence J. Smith

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DEC 10 1987
Department of Water Resources
Southern Region Office

Hagerman, Idaho
December 10, 1987

Dear Sirs:

I, Dale Boyer, do respectfully protest Buckeye Farms, Inc. application for water permits as follows:

No. 36-8335
No. 36-7740
No. 36-7742

The grounds for protesting these applications are for each; there is not sufficient water to grant these permits and still fill licensed water holdings on the lower Billingsley Creek.

Dale E Boyer

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Department of Water Resources
Southern Region Office

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DEC 10 1987
Department of Water Resources
Southern Region Office

December 9, 1987
816 Park Lane
Pocatello, Idaho
83201

R. Keith Higginson, Director
Dept. of Water Resources
Southern Region, 2148 4th Ave. E.
Twin Falls, Idaho 83301

Dear Mr. Higginson:

Riverside Ranches, Inc. of Hagerman protests filings listed below

36-7740
36-7741
36-7742
36-8335

Our main reason to protest is our trout business at the mouth of Billingsley creek. We already fall short of water in the summer months. Any change above us would certainly jeopardize our fish propagation. We have lost a crop of fish because of a change and must be very cautious if we put fish in during the peak of irrigation time. In the past we have had to remove fish before they fully matured because of the water being lower, warmer and moving slower.

please inform us about any matters pertaining to this protest.

Sincerely,

Patsy Dunn

Patsy Dunn, Secretary
Riverside Ranches, Inc.

P. S. We also believe these filings would destroy the aesthetic beauty that is already there naturally. Even though water was put back into the creek a major change would take place because of the use of 6.5 CFS, 12CFS, 24 CFS and 20 CFS. One of these would be too much.

Becsuse of these reasons, we believe no more filings should be allowed above us.

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DEC 9 1987
Department of Water Resources
Southern Region Office

December 9, 1987

Loren O. Holmes
Southern Region Manager
Idaho Dept. of Water Resources
2148 4th Ave. East
Twin Falls, ID 83301

Re: Amended Applications 36-7740, 36-7741, 36-7742, 36-8335

Dear Mr. Holmes:

We wish to protest the above mentioned Amended Applications (36-7740, 36-7741, 36-7742) and Application 36-8335.

The water in the Billingsly is already subscribed, therefore there is insufficient water. These filings also conflict with the 1932 Billingsly Decree.

Sincerely,

Edward C. Shokal

Edward C. Shokal
Ruth C. Shokal

Ruth C. Shokal

Rt. 1, Box 410
Hagerman, ID 83332

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NOV 29 1988

ROCK LODGE MOTEL
& CREEKSIDE CAMPGROUND

Route 1 ★ HAGERMAN VALLEY, IDAHO 83332 ★ Phone 208-837-4822

December 7, 1987

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DEC 8 1987
Department of Water Resources
Southern Region Office

Director
Department of Water Resources
Southern Region
2148 Fourth Avenue East
Twin Falls, Idaho 83301

Dear Sirs:

re Filings # 36-7742-36-8335--36-7740

I would like to lodge a protest to the above filings on the basis that they would impact my motel, r. v. park to such an extent that my business would be severely hurt.

Sincerely,

H. L. "Burt" Holmes, owner

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Hagerman Valley Citizens Alert Inc.

Box 32

Hagerman, Idaho 83332

RECEIVED

DEC 7 1987

Department of Water Resources
Southern Region Office

December 3, 1987

Department of Water Resources
2148 Fourth Ave. East
Twin Falls, ID 83301

Re: Application #36-8335
Buckeye Farms, Inc.

Hagerman Valley Citizens' Alert, Inc. hereby protests the above-referenced application on the grounds that the proposed use conflicts with the local public interest.

Marne Mercer,
President
Hagerman Valley Citizens' Alert, Inc.
PO. Box 32
Hagerman, ID 83332

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NOV 29 1988

Mr. & Mrs. Calvin Eckles
HC60-130X 1255
Bliss, Idaho 83314

TWIN FALLS, ID 833
PM
15 DEC
1987

PLEASE MAIL EARLY FOR CHRISTMAS
USA 22

Dept. of Water Resources
2148 4th Ave East
Twin Falls Idaho
83301

December 4, 1987

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Dept. of Water Resources
Region Office

Mr. Loren Helms
Idaho Dept. of Water Resources
2148 Fourth Av. E.
Twin Falls, Id. 83301

re Buckeye Farms, Inc.
36-8335
36-7741
36-7742

Dear Sir:

This letter conveys our protest to the granting of 56 cubic feet/second water under the subject filings.

The basis for the protest is:

(1) the proposed use and diversion from the parent waterway will reduce the quantity of water under existing rights

(2) the proposed use will conflict with local public interest

(3) The amended applications include "recreation" and "aesthic beauty". Neither of these are intented for public use or appreciation. The Buckeye Farm operation is strictly private and/or leased for private use.

We request the applications be denied.

Sincerely yours,

Paul E. Watkins

Inez S. Watkins

Rt. 1 Box 412
Hagerman, Id. 83332

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NOV 23 1988

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DEC 7 1987
Department of Water Resources
Southern Region Office

Hagerman Box 1255
Bliss Idaho
Dec. 4, 1987

Dept. of Water Resources
2148 4th Ave. East
Twin Falls, Idaho

Dear Sir:

We wish to protest water filings numbers: 36-8335
36-7740
36-7741
36-7742.

There are already too many filings for the water rights on Billingsley Creek. We desire to keep plenty of water flowing through Billingsley Creek to keep it a live stream.

We are already short of water for our fish facilities on Billingsley Creek.

Yours truly,
Myrle Eckles
Calvin J Eckles
Riverside Ranches Inc.

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NOV 29 1988

LAW OFFICES

HEPWORTH, NUNGESTER, FELTON, AND LEZAMIZ, CHARTERED

PROFESSIONAL CENTER — 1020 MAIN
Post Office Box 589
BUHL, IDAHO 83316
TELEPHONE (208) 543-4368

A Professional Corporation

JOHN C. HEPWORTH
WM. L. NUNGESTER
MICHAEL H. FELTON
JOHN T. LEZAMIZ
D. BRENT MARTENS (1975-1986)
JEFFREY E. ROLIG
JOHN C. HOHNHORST
J. CHARLES HEPWORTH
PENELOPE PARKER-KIMBER
JEFFREY J. HEPWORTH

TWIN FALLES OFFICE
Blick Building
133 Shoshone Street North
Post Office Box 389
Twin Falls, Idaho 83303-0389
Telephone (208) 734-7510

OUR FILE NUMBER

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DEC 7 1987
Department of Water Resources
Southern Region Office

December 4, 1987

Director, Department of
Water Resources
Southern Region
2148 4th Avenue East
Twin Falls, Idaho 83301

RE: Applications of Buckeye Farms, Inc.
36-7740, 36-7741 and 36-8335

Gentlemen:

I am enclosing a copy of the Stipulation of Facts and Memorandum Opinion entered by the District Court in Gooding County, of which Buckeye Land Company was a party. This case involved Weatherby Springs, a tributary to Billingsly Creek.

Buckeye Land Company's application for permit, application number 36-7740, makes reference to the fact that it is to be considered subject to prior rights. Jones and Sandy Livestock merely wish that the Department be made aware of the Stipulation of Facts and Memorandum Opinion which are enclosed and use this information in determining Buckeye Farms, Inc.'s rights under permit number 36-7740. If this can be taken care of without any appearance on the part of Jones and Sandy Livestock then we do not wish to protest or appear. On the other hand, if it is necessary that something further be done, we would appreciate your letting us know so that we may appear or do whatever is required of us.

Very truly yours,

HEPWORTH, NUNGESTER, FELTON
& LEZAMIZ

Wm. L. Nungester

WLN:cj

Enclosures

NOV 29 1988

COPY

HEPWORTH, NUNGESTER & FELTON
Bank & Trust Building
Post Office Box 389
Twin Falls, Idaho 83301
Tel. No. 208-734-7510
Attorneys for Plaintiffs

Paper No. .....
Case No. .....
Filed Jan 22 19 79
..... Clerk
..... Deputy
By .....

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

* * * * * * * * *

JOHN W. JONES, JR., and DELORIS D. JONES, husband and wife; and W. A. SANDY and FLORENCE M. SANDY, husband and wife, dba, JONES AND SANDY LIVESTOCK,

Plaintiffs,

vs.

RESERVOIR LAND COMPANY, INC., an Idaho corporation; KNAKE EYE, LAND & CATTLE CO. and VIEJO MANAGEMENT CO.; dba BUCKEYE LAND CO.; BUCKEYE LAND CO.; CLIFFORD PETERSON; OMER E. LORANGER and BEVERLY B. LORANGER, husband and wife; WALLACE W. BATES and LOLEITA V. BATES, husband and wife; RICHARD P. SAUER and LUCILLE B. SAUER, husband and wife; SHELDON G. CARLETON and BARBARA S. CARLETON, husband and wife; EDNA M. (BELL) REA; STANELY J. HOSKOVEC and BETTY HOSKOVEC, husband and wife; ALFRED H. COLE and PHYLLIS A. COLE, husband and wife; ELLIS & WEIR, INC., a domestic corporation; HAROLD V. WOLINE and LOIS C. WOLINE, husband and wife; FRED STURTEVANT and JOYCE E. STURTEVANT, husband and wife; and DOES I THROUGH V,

Defendants.

* * * * * * * * *

RECEIVED JAN 25 1979

Case No. 16676

STIPULATION OF FACTS

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DEC 7 1987
Department of Water Resources
Southern Region Office

MICROFILMED
NOV 29 1988

LAW OFFICES
HEPWORTH
NUNGESTER
And
FELTON
Twin Falls
Idaho

COMES NOW the parties through their attorneys of record and stipulate as follows:

WHEREAS, the Bar S ditch carrying water from Weatherby Springs across Billingsly Creek consists of an open ditch and a series of metal pipes;

WHEREAS, on or about 1960 or 1961, a steel pipe with an outside diameter of 24 inches was welded near the mouth or inlet portion of the pipe or siphon crossing Billingsly Creek;

WHEREAS, at all times since 1960 or 1961, to the present date, this pipe or siphon has been restricted at its inlet by a section or sections of metal pipe having an outside diameter of 24 inches;

WHEREAS, the maximum flow discharge for said original pipe or siphon at all times since 1960 or 1961 has been 325 miners inches of water; and,

WHEREAS four other reputed or alleged diverters of water from the Bar S ditch downstream from said crossing at Billingsly Creek have been discovered, who have not been named in the above-entitled proceeding and who, therefore, cannot be bound by any judgment, decree, adjudication or stipulation entered in the above-entitled proceeding;

All parties, by and through their attorneys of record, agree and stipulate:

1. (a) that plaintiffs shall continuously, and on a year round basis, allow 325 miners inches of water from Weatherby Springs to be delivered into the Bar S ditch from the outlet of its fish hatchery operation upon the express condition

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NOV 29 1988

LAW OFFICES
HEPWORTH
HUNGESTER
And
FELTON

precedent that defendant Buckeye Land Company enclose on or before January 1, 1980, the existing open Bar S ditch with a suitable enclosed pipeline along the entire reach of said Bar S ditch located on the property presently owned by plaintiffs downstream from plaintiffs fish hatchery operation; or in the alternative,

(b) in the event said open ditch is not enclosed as set out in subparagraph (a) immediately above, that plaintiffs shall continuously allow 325 miners inches of water from Weatherby Springs to be delivered into the Bar S ditch from the outlet of its fish hatchery operation from March 1 until November 1 of each year, and plaintiffs shall continuously allow 200 miners inches of water from Weatherby Springs to be delivered into the Bar S ditch from the outlet of its fish hatchery operation from November 1 until March 1 of each year.

2. that the trial date scheduled for this matter be vacated to allow these individuals to be named so as to provide for a full adjudication of the water rights of all individuals diverting water along said stream;

3. that all other issues of law and fact not stipulated by the parties herein are reserved until the time of trial.

DATED this 18TH day of January, 1979.

HEPWORTH, NUNGESTER & FELTON

By _____
John C. Hepworth, for Plaintiffs

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NOV 29 1988

LAW OFFICES
HEPWORTH
NUNGESTER
And
FELTON

PARRY, ROBERTSON, DALY & LARSON

AND

BENOIT AND ALEXANDER

By _____
Bob Alexander for Defendants
Buckeye Land Company and Reservoir Land Company

CHURCH, CHURCH, & SNOW

By _____
For Defendants
Ellis & Weir, Inc.

JAMES HOBDEY & VARIN

By _____
For Defendants
Clifford Peterson; Omer E. Loranger and Beverly B. Loranger; Wallace W. Bates; Richard P. Sauer and Lucille B. Sauer; Sheldon G. Carleton and Barbara S. Carleton; Edna M. Rea; Stanely J. Hoskovec and Betty Hoskovec; and Alfred H. Cole.

O R D E R

IT IS SO ORDERED.

1-22-79

/s/ Douglas D. Kramer
District Judge

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NOV 29 1988

LAW OFFICES
LEPWORTH
HUNGESTER
And
FELTON

RECEIVED 2 7 1979

COPY

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

JOHN W. JONES, JR., and DELORIS D. JONES, et al

Plaintiffs,

vs.

RESERVOIR LAND COMPANY, INC., et al,

Defendants.

CASE NO. 16676

MEMORANDUM OPINION

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DEC 7 1987
Department of Water Resources
Southern Region Office

The matter before the court is defendants' motion to amend the order of this Court dated January 22, 1979 incorporating a stipulation by all parties concerning their respective water rights in Weatherby Springs. The defendants' contend that their attorneys signed the stipulation under the mistaken impression that it called for 325 miner's inches of water to be delivered through the Billingsley Creek Siphon. In fact, the stipulation states that the water is to be delivered into the Bar S Ditch from the outlet of plaintiffs' fish hatchery operation. Though some comment was made at oral argument and in defendants' brief as to counsels' lack of authority to make the stipulation as worded, there is nothing in the affidavits filed with the Court to support that proposition. If there was a mistake in the formation of the stipulation it was unilateral, not mutual. Typically, a mutual mistake is required to make a contract voidable. Restatement, Contracts § 503. The stipulation explicitly deals with the problem of water loss in the Bar S Ditch. If the defendants place a suitable enclosed pipe line along the ditch by January 1, 1980 they are entitled to 325 miner's inches year round. If not, they are entitled to merely 200 inches from November 1 to March 1 of each year. The stipulation underscores the fact that the parties were well aware of the excessive water loss problem in the Bar S ditch at the time it was signed. It is well recognized in Idaho that only a reasonable loss in transport is allowed to the holder of a water right. Glenn Dale Ranches Inc. v. Shaub 94 Idaho 585, 494 P.2d 1029 (1972). The Court cannot believe that the dispute now before it centers around an amount of water whic would constitute a reasonable loss. It must involve water substantia in excess of that amount. If so, the defendants are not entitled to the water under the Glenn Dale Ranches case. Accordingly, the Court sees no reason to excercise its discretion in favor of the defendants The motion to alter or amend is denied. There appears no reason to order specific performance of the stipulation at this time.

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NOV 29 1988

However, the Court will not hesitate to enforce its order should it be necessary to do so. No attorney's fees will be allowed.

Dated this 27 day of April, 1979.

Douglas D. Kramer
District Judge

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NOV 29 1988

RECEIVED
DEC 4 1987
Department of Water Resources
Southern Region Office

TroutCo
Box 326
Hagerman, Idaho
83332

December 3, I987

Loren C. Holmes, P.E.
Southern Region Manager
Idaho Department of Water Resources
2I48 4th Ave. East
Twin Falls, Idaho 8330I

Ref: Buckeye Farms, Inc. water permit filings
No. 36-7740; No. 36-8335: No. 36-7742; No. 36-7739

Dear Mr. Holmes,

We are formally protesting Buckeye Farms, Inc.'s Applications for water permit numbers 36-7740, 36-8335, 36-7742, [redacted] I.D.

As owners of TroutCo Inc. we have the water right with water permit numbers 36-7834 and 36-8058 for a total combined flow of 200 cfs.

It is questionable whether there is enough water in Billingsley Creek to meet our permitted flow even during high water flows during the winter months. It is obvious that Billingsley Creek has already been over appropriated and that no additional water uses which will reduce creek flows can be permitted without adversely effecting down stream permit holders.

Sincerely,

W.A. Sandy
Pres. TroutCo

John A. Sandy

John A. Sandy
Sec/Trea TroutCo

MICROFILMED
NOV 2 5 1988

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

November 18, 1987

John A. Burke, Secretary
Buckeye Farms, Inc.
P.O. Box 2199
Sun Valley, ID 83353

Re: Amended Applications 36-7740, 36-7741, 36-7742
Application 36-8335

Dear Mr. Burke:

Due to an error by the Gooding County Leader, the legals for the above named amended applications and application will not appear in that paper as scheduled.

They should appear in the Gooding County Leader on 11/25 & 12/2/87 and will appear statewide as previously scheduled the weeks of 11/19 & 11/26/87.

Please accept our apologies for any inconvenience this error may have caused you. The last day for receiving protests has been extended to December 14, 1987.

If you have any questions or if this office can be of further assistance,

please feel free to contact us.

Very truly yours,

Loren O. Holmes
Southern Region Manager

LH:MB
cc: John Rosholt, Atty

MICROFILMED
NOV 2 9 1988

INTER-DEPARTMENT MEMO — 1

DATE November 18, 1987

FROM Mary Baldwin, Secretary

TO Files 36-7740, 36-7741, 36-7742 (all amended); 36-8335
Buckeye Farms, Inc.

SUBJECT Newspaper publishing error

Received a phone call this date from Sheila, Northside News of Jerome. She said that the Gooding County Leader did not print the legals for the above listed files on 11/18 as instructed.

Therefore, notification of applicant will be made of the error and scheduled publication of the legals will be 11/25 & 12/2/87 for the Gooding County Leader and the statewide publications will remain on the 11/19 & 11/26/87, per instructions from supervisor, Loren Holmes.

Deadline for receiving protests will be December 14, 1987.

Mary Baldwin
SIGNATURE

NOV 29 1988

STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE 734-9520

DIVISION OF ENVIRONMENT
P. O. Box 1626
Twin Falls, ID 83303-1626

RECEIVED
NOV 12 1987
Department of Water Resources
Region Office

November 10, 1987

Loren O. Holmes
Southern Region Manager
Department of Water Resources
2148 4th Avenue East
Twin Falls, Idaho 83301

Re: Application for Water Permit No. 36-8335 (Buckeye Farms)
Amended Application No. 36-7740, 36-7741, and 36-7742

Dear Mr. Holmes:

We have reviewed the above subject applications for water permits and submit the following comments:

1) The applications propose to utilize waters for the major purpose of fish propogation that will have an adverse impact on water quality.

2) Over 40 new fish ponds are proposed for use in the referenced applications.

3) The fish propogation facilities must comply with EPA NPDES discharge requirements.

4) Due to the large number of proposed ponds, a best management practices plan must be developed and approved by EPA and our agency. Consideration of operating, maintenance, and monitoring shall be included in the plan.

We also have some concerns in terms of water quality impacts due to reduced flows on Billingsley Creek, Riley Creek, and Weatherby Springs resulting from the diversions.

Should any questions arise, please contact me.

Sincerely,

MICROFILMED
NOV 29 1988

Michael J. McMasters

Michael J. McMasters
Source Control Field Officer

MJM/ta

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

November 3, 1987

John Rosholt
Attorney at Law
P.O. Box 1906
Twin Falls, ID 83303-1906

Re: Amended Applications 36-7740, 36-7741, 36-7742 & Application 36-8335 (Buckeye Farms, Inc.)

Dear John:

The Department acknowledges assignment of Applications 36-7740, 36-7741, & 36-7742 from Buckeye Land Co. to Buckeye Farms, Inc. and receipt of the new application by Buckeye Farms, Inc. which has been numbered 36-8335.

Advertising of the applications is planned for November 18 & November 25, 1987 and the final date for filing protests December 7, 1987.

A summary showing the current status of Protestants is attached. After advertising the applications, we will determine if an additional hearing is needed to resolve protests.

Further analysis of the files may also reveal that additional information about the proposed project is required. We will notify you of additional information requirements when they are determined.

Enclosed please find Receipt #44267 for $265.00 and Receipt #44289 for $60.00, filing fees for the above named applications.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:mb
Enclosures

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NOV 2 9 1988

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

October 23, 1987

Idaho Dept. of Fish & Game
P.O. Box 428
Jerome, ID 83338

RE: Application for Water Permit No. 36-8335 (Buckeye Farms)
Amended Applications 36-7740, 36-7741, 36-7742

Gentlemen:

Enclosed for your information are copies of applications for water permit which has been filed with this office.

If you have any questions or need additional information regarding this application, please feel free to contact this office.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

Enclosures

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NOV 2 5 1988

te of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

October 23, 1987

Gary R. Burkett
Idaho Dept. of Health & Welfare
P.O. Box 1626
Twin Falls, ID 83303-1626

RE: Application for Water Permit No. 36-8335 (Buckeye Farms)
Amended Applications 36-7740, 36-7741, 36-7742

Dear Mr. Burkett:

Enclosed for your information are copies of applications for water permit which has been filed with this office.

If you have any questions or need additional information regarding this application, please feel free to contact this office.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

Enclosures

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NOV 2 9 1988

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

October 22, 1987

Idaho Statesman
Box 40
Boise, ID 83707

Re: 36-8335

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin

Mary A. Baldwin
Sec/Office Coord.

Encl:

MICROFILMED
NOV 29 1988

✓ aff

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

October 22, 1987

Lewiston Morning Tribune
505 C Street
Lewiston, ID 83501

Re: 36-8335

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin

Mary A. Baldwin
Sec/Office Coord.

Encl:

MICROFILMED
NOV 2 5 1988

✓ aff

e of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

October 22, 1987

Post Register
P.O. Box 1800
Idaho Falls, ID 83402

Re: 36-8335

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Mary A. Baldwin
Sec/Office Coord.

Encl:

MICROFILMED
NOV 29 1988

v aff

NOTICE OF APPLICATION FOR WATER PERMIT

The following application (s) have been filed to appropriate the public waters of the State of Idaho:

36-8335

Buckeye Farms, Inc.
P.O. Box 2199
Sun Valley, ID 83353

Date Filed: September 24, 1987

SOURCE: Billingsley Creek trib. to Snake River

Diversion Pt: SE1/4NE1/4, Sec. 11, T7S, R13E, Gooding County; 3 miles South of Hagerman.

Use:	Recreation	(12.0 CFS &/or 8687.73 AF)
	Aesthetics	(12.0 CFS &/or 8687.73 AF)
	Fish & Wildlife Habitat	(12.0 CFS &/or 8687.73 AF)

In: SE1/4SW1/4, S1/2SE1/4, Sec. 28; S1/2NE1/4, N1/2SE1/4, SE1/4SE1/4, Sec. 33, SW1/4NW1/4, W1/2SW1/4, Sec. 34, T7S, R13E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before ~~November 23, 1987~~ December 7.

R. Keith Higginson, Director

Published 11/19 & 11/26/87

NOV 23 1987

Statewide

/0771 legl 181,0751
006.8 IN 11/10 11:21

Correction called 11/18/87, 3:40 pm Times News - Karen

NOTICE OF APPLICATION FOR WATER PERMIT

The following application (s) have been filed to appropriate the public waters of the State of idaho:

36-8335

Buckeye Farms, Inc.
P.O. Box 2199
Sun Valley, ID 83353
Date Filed: September 24, 1987
SOURCE: Billingsley Creek Trib. to Snake River
Diversion Pt: SE¼NE¼, Sec. 11, T7S, R13E, Gooding County: 3 miles South of Hagerman.
Use: Recreation
(12.0CFS &/or 8687.73 A F)
Aesthetics
(12.0 CFS &/or 8687.73 A F)
Fish & Wildlife Habitat
(12.0CFS &/or 8687.73 AF)
In: SE¼SW¼, S½SE¼, Sec. 28; S½NE¼, N½SE¼, SE¼SE¼, SEc. 33, SW¼NW¼, W½SW¼, Sec. 34, T7S, R13E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before December 7, 1987.

R. Keith Higginson, Director
PUBLISH: **Thursday,** November 19 and 26, 1987.

Times News

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NOV 23 1988

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

October 22, 1987

Times News
P. O. Box 548
Twin Falls, Idaho 83301

Re: 36-8335

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin

Mary A. Baldwin
Sec/Office Coord.

Encl:

MICROFILMED
NOV 23 1988

✓ aff

S of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3578

October 22, 1987

Gooding County Leader
Box 56
Gooding, ID 83330

Re: 36-8335

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin

Mary A. Baldwin
Sec/Office Coord.

Encl:

MICROFILMED
NOV 25 1988

✓ aff.

NOTICE OF APPLICATION FOR WATER PERMIT

The following application (s) have been filed to appropriate the public waters of the State of Idaho:

36-8335

Buckeye Farms, Inc.
P.O. Box 2199
Sun Valley, ID 83353

Date Filed: September 24, 1987

SOURCE: Billingsley Creek trib. to Snake River

Diversion Pt: SE1/4NE1/4, Sec. 11, T7S, R13E, Gooding County; 3 miles South of Hagerman.

Use:		
	Recreation	(12.0 CFS &/or 8687.73 AF)
	Aesthetics	(12.0 CFS &/or 8687.73 AF)
	Fish & Wildlife Habitat	(12.0 CFS &/or 8687.73 AF)

In: SE1/4SW1/4, S1/2SE1/4, Sec. 28; S1/2NE1/4, N1/2SE1/4, SE1/4SE1/4, Sec. 33, SW1/4NW1/4, W1/2SW1/4, Sec. 34, T7S, R13E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before ~~November 23~~ December 14, 1987.

R. Keith Higginson, Director

Published 11/25 & 12/2/87

NOV 23 1987

Gooding Co Leader

Gooding Legal

Water permit sought by Buckeye Farms, Inc.

OK
MB
11/9/87

NOTICE OF APPLICATION FOR WATER PERMIT

The following application (s) have been filed to appropriate the public waters of the State of Idaho:

36-8335

Buckeye Farms, Inc.
P.O. Box 2199
Sun Valley, ID 83353

Date Filed: September 24, 1987

Source: Billingsley Creek trib. to Snake River

Diversion Pt: SE1/4NE1/4, Sec. 11, T7S, R13E, Gooding County; 3 miles South of Hagerman.

Use: Recreation(12.0 CFS &/or 8687.73 AF)
Aesthetics (12.0 CFS &/or 8687.73 AF)
Fish & Wildlife Habitat (12.0 CFS &/or 8687.73 AF)

In: SE1/4SW1/4, S1/2SE1/4, Sec. 28; S1/2NE1/4, N1/2SE1/4, SE1/4SE1/4, Sec. 33, SW1/4NW1/4, W1/2SW1/4, Sec. 34, T7S, R13E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before December 7, 1987.

R. Keith Higginson, Director
372363 - G11-18-2tc

MICROFILMED
NOV 2 3 1988

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered
ATTORNEYS AT LAW

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY T. UHLING

TERRY R. McDANIEL
F. BRUCE COVINGTON
JERRY JENSEN
GARY D. SLETTE
CAROLYN M. MINDER
VICKI L. YRAZABAL
BRUCE M. SMITH

142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700

Boise Office
1020 MAIN ST., SUITE 390
P.O. BOX 2139
BOISE, IDAHO 83702-2139
TELEPHONE (208) 336-0700

September 23, 1987

RECEIVED
SEP 24 1987
Department of Water Resources
Southern Region Office

Mr. Loren Holmes
Idaho Department of Water Resources
Twin Falls Office
2148 Fourth Avenue E.
Twin Falls ID 83301

RE: Buckeye Farms, Inc.

Dear Loren:

Please find enclosed Assignments of Application Nos. 36-7740, 36-7741 and 36-7742. Also enclosed are Assignments of Permit Nos. 36-7739 and 36-7989. Please file the Assignments in the appropriate files to reflect the ownership of Buckeye Farms, Inc.

I also enclose Amended Applications 36-7740, 36-7741 and 36-7742. As you will recall, these applications were filed originally in 1977. All were protested; however, the transcripts of the hearings were lost. The applications reflect the proposed use of the original applications for fish propagation and remain unchanged in that regard except that Application No. 36-7740 has been reduced from 10 cfs to 6.5 cfs to reflect the result of a Stipulation in a lawsuit settled in 1979. The additions to the three applications are for wildlife, aesthetics and recreation uses. As you can see from the applications as amended, all of the uses proposed are on the property of Buckeye Farms, Inc. and are nonconsumptive (but for some evaporation). Buckeye Farms, Inc. will recognize all prior rights which have been established to the use of the same water. This proposal is to obtain permits for the multiple purpose use of the water which has been traditionally diverted to the Buckeye Ranch from all three sources.

In addition, we submit a new Application for Permit to divert Billingsley Creek Water through the Buckeye Ditch in the amount of 12 cfs for wildlife, aesthetics and recreation purposes. Permit No. 36-7739 was issued in 1978 for the use of

NOV 2 9 1988

the same water for fish propagation on a year round basis. The water has been so diverted since that time. The applicant seeks permission to use the water nonconsumptively for the additional purposes as set forth in the application. We enclose our check for the filing fee for this application in the amount of $265.00.

If there are questions or concerns, don't hesitate to contact me.

Respectfully submitted,

John A. Rosholt

JOHN A. ROSHOLT

JAR:dcb
59341

cc: Stoney Burke

NOV 29 1988

BUCKEYE FARMS, INC.

36-8335

STAFF ANALYSIS SUPPLEMENT

1) Water District _____ Basin # 36

2) Local Description: (of one P/D)

☐ At the above street address

☒ 3 miles N/S S and _____ miles E/W _____

of Hagerman, Idaho (City or landmark).

☐ Other (describe) _____