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Department of Water Resources

MEMO

FROM: Allen Merritt 

DATE: 10/1/2002

TO: Pam Skaggs

SUBJECT: T66119 SRBA Review

Jeanie Robertson has completed the SRBA review of the rights involved in the transfer. She has worked with the applicant to file an expansion claim as well as modify the place of use to remove rights off of BLM property. Attached is Jeanie's memo with printouts of her recommendations.

I recommend that the transfer be approved incorporating Jeanie's recommendations as well as incorporating the expansion claim (45-13488).

Memorandum

To: TRANSFER #66119 (Shoulder "3" Ranches Inc)

CC: 45-137, 45-138, & 45-13488

From: Jeanie Robertson 

Date: 10/1/2002

Re: AJ Review & Recommendation

This transfer was filed back in June of 2000 and was based on adjudication claims 45-137 & 45-138, with a 105.2 acre place of use. It was filed to change the point of diversion and record the historical place of use. It was eventually sent to the State Office for approval, but was returned to our office in December of 2001 along with a memo from Pam Skaggs suggesting that another claim might be needed, as not all of the claimed acres were part of the original decreed place of use. 45-13488 was filed to identify the 35.6 extra acres with a priority date of 2/22/1925 (one day after the decree was signed). It was later determined that some of the acres were on BLM ground, so the claimant decided to amend his claims and delete the acres on BLM ground, leaving the total place of use at 80.3 acres. (45-13488 now represents 10.7 beneficial use acres and the two decreed rights have a combined place of use of 69.6 acres.) I have attached copies of the recommendations and layout and recommend approval of this transfer.

09/30/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-137

NAME AND ADDRESS: SHOULDER 3 RANCHES INC
PO BOX 218
OAKLEY ID 83346

SOURCE: TRAPPER CREEK

TRIBUTARY: GOOSE CREEK

QUANTITY: 2.00 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 2.8 CFS. COMBINED RIGHT NOS.: 45-137, 45-138, & 45-13488.

PRIORITY DATE: 05/31/1877

POINT OF DIVERSION:

T14S R21E S34 SESWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	07/02 11/01	0.400 CFS
	04/01 07/01	2.000 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED
OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER
BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE
TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION
USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS
ENTERED FOR THIS RIGHT.

PLACE OF USE:	T14S R21E S26	SWSW	27.9	T14S R21E S27	SESE	7.6
	T14S R21E S34	NENE	21.2	T14S R21E S34	NWNE	12.1
	T14S R21E S34	SWNE	9.7	T14S R21E S34	SENE	0.6
	T14S R21E S35	NWNW	1.2	T14S R21E S34	SENE	0.6

80.3 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-138 IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 69.6 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 80.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
45-137, 45-138, & 45-13488.

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

This partial decree is subject to such general provisions necessary for the
definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

45-137, 45-138, & 45-13488



0 1320 2640 Feet



RECOMMENDED PLACE OF USE
DATA ENTRY ON SEPT.30, 2002
TWP 14S, RNG 21E, SEC. 26, 27, 34, & 35

- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

09/30/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-138
NAME AND ADDRESS: SHOULDER 3 RANCHES INC
PO BOX 218
OAKLEY ID 83346
SOURCE: TRAPPER CREEK TRIBUTARY: GOOSE CREEK
QUANTITY: 0.80 CFS
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.8 CFS. COMBINED RIGHT NOS.: 45-137, 45-138, & 45-13488.
PRIORITY DATE: 05/31/1883
POINT OF DIVERSION: T14S R21E S34 SESWNW Within CASSIA County
PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 07/01	0.800 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE:	T14S R21E S26	SWSW	27.9	T14S R21E S27	SESE	7.6
	T14S R21E S34	NENE	21.2	T14S R21E S34	NWNE	12.1
	T14S R21E S34	SWNE	9.7	T14S R21E S34	SENW	0.6
	T14S R21E S35	NWNW	1.2	T14S R21E S34	SENW	0.6

80.3 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-137 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 69.6 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 80.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-137, 45-138, & 45-13488.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

10/01/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-13488
NAME AND ADDRESS: SHOULDER 3 RANCHES INC
PO BOX 218
OAKLEY ID 83346
SOURCE: TRAPPER CREEK TRIBUTARY: GOOSE CREEK
QUANTITY: 0.37 CFS
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 2.8 CFS. COMBINED RIGHT NOS.: 45-137, 45-138, & 45-13488.
PRIORITY DATE: 02/22/1925
POINT OF DIVERSION:
T14S R21E S34 SESWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.370 CFS

PLACE OF USE:	T14S R21E S26	SWSW	27.9	T14S R21E S27	SESE	7.6
	T14S R21E S34	NENE	21.2	T14S R21E S34	NWNE	12.1
	T14S R21E S34	SWNE	9.7	T14S R21E S34	SENE	0.6
	T14S R21E S35	NWNW	1.2	T14S R21E S34	SENE	0.6

80.3 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 80.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
45-137, 45-138, & 45-13488.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10.7 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

This partial decree is subject to such general provisions necessary for the
definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Beneficial Use