

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06S	18E	13		NENE	31		NWNE	25		SWNE	37		SENE	36
				NESW	35									
				NWSE	20									

Total Acres: 184

Dates:

Licensed Date: 07/29/1980

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

$\boxed{1.5} = \text{Magg Water (Big Wood Canal)}$

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close



$7.0 + 7.0 = 14.0 \rightarrow \text{U2 Form}$

Take Bureau for NWSE (2000)

SCANNED

AVG 7 5 2003

MICROFILMED

DEC 11 2003

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

In Re SRBA)
Case No. 39576)
_____)

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

Water Right 36-14147

1996 NOV 22 PM 12:12

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: CARVEL O DUTTON
JOYCE DUTTON
352 N 100 E
JEROME ID 83338

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1922

POINT OF DIVERSION: T07S R17E S32 SWSNW Within JEROME County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within JEROME County
T07S R17E S32 SWNW

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

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

DATED: NOV 22 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

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

State of Idaho
County of Twin Falls ss.

I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

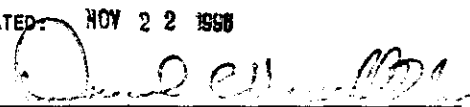
ROBERT S. FORT
CLERK OF THE DISTRICT COURT

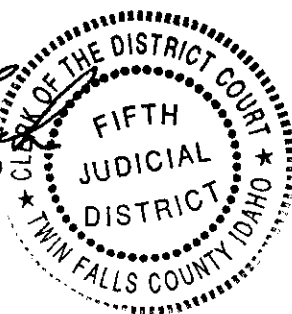
By _____

DEPUTY CLERK

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-14147

DATED: NOV 22 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication



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NOV-4-1996

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DEC 11 2003

✓ #69354

FILE PROGRESS
D & B Calphench

36-2676 etc.

69354

Transfer Review Sheet

Applicant Magic View Clves LLC Transfer # 69352 (Amended)

Rights Involved with Transfer:

WR#	36-14147	36-15739	36-15741	36-15743	37-21144	
AJ#	—	—	—	—	—	
Right ID Correct?	Y or N	Y or N	Y or N	Y or N	Y or N	Y or N
Split?	Y or (N)	Y or (N)	Y or (N)	Y or (N)	Y or (N)	Y or (N)
Unchanged #						
Changed #						

Area of Concern: _____

Comment Letters:

	Date Requested	Date Received
Watermaster: District <u>130</u>		<u>8/27/03</u>
Fish & Game		
Canal Company		
Stream Channel		
City		
DEQ		
County		
Department of Ag		
Other		

SDE:

Right Number	POD ID #	Shape Updated	POU ID #	Shape Updated
36-14147	D0016357 542859	✓	493798 Don	✓
	542858	✓		
36-15739	599058	✓	683735 Com	✓
	599057	✓	683726 Stock	✓
36-15741	599060	✓	683741 Com	✓
	599059	✓	684027 683742 Stock	✓
36-15743	599062	✓	684032 683743 Com	✓
	599061	✓	684039 683744 Stock	✓
37-21144	599056	✓	683740 Mit	✓
			683603 Tim	✓

69354

Conditions:**GROUNDWATER:**

DRILLING PERMIT - 046
 DP upgrade req'd Y N (contact GW)

WMD - North/East/West
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 067

WMD
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

SURFACE WATER:

WD - R05
 ≤ 0.20 cfs/others - R02, 01P or No MD
 > 0.20 cfs - R43
 WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON _____ to _____ (use X61 if extended season)
 STANDARD VOLUME _____ af/ac
 CONSUMPTIVE USE VOLUME _____ af/ac

SUPPLEMENTAL - 065-104 (where irrigation is the only use)
 SUPPLEMENTAL - 100-105 (where there are other uses besides irrigation)
 WITHIN ESPA - 113-114-116 (mitigation)
 - 115 (meas. Device for non-irrig uses or new irrig systems)
 - 131 (existing irrig systems)

USES:

STORAGE - 18C-R02-01P-18B-NA
 IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
 Volume only - R58/R59/R60/R61
 STOCKWATER - R37 (all BLM/USFS)
 MINING- 054-106
 FISH PROP - 029 (70's basins only)-007-122-106
 HEAT/COOL - R07 (injection well)
 FIRE PROT. - 077
 DAIRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (+uses)-025-106
 MUNICIPAL
 Restricted area - 022-075 RAFN - 007-109-X64
 Irr., GW supp to SW - 102
 DOMESTIC
 Surface water - WB5 (Big Wood or Boise above Star Bridge)
 - 27A (Payette River)
 > 1 in restricted area - 070-071-075 (no parks/common areas, etc)
 Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
 T08 - comply or rescind
 T17 - > 1 pd, measure all (use w/ WB4)
 T18 - Special T17 & R43 combined - multiple pds in WD
 Protested - 020-X19
 Water Quality - 106-R07
 X27 - Number of acres/season in ppu
 X35 - Combined totals of multiple rts
 083 - replaces C11 (enlargement rights)

X49 - measure p/d's (source chg'd to orig trib)
 X51 - 2+ yrs to develop
 X53 - Use ltd to orig. source availability
 X54 - forfeited ac/rate (used rarely)
 X55 - (transfer shrinks total water to less ac)
 004 - no right-of-way
 X58 - pending claim (statutory or AJ b/u claim)
 X61 - extended irr season
 X62 - replaces N11 and N13
 X63 - replaces C12
 WB4 - + p/ds, cfs & afa (used with T17)
 WD8 - land application of waste water
 01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01M)

Apply one to chg'd & unchg'd
 rts that are subject to SRBA:

T09 - on-going SRBA (no Dir Rpt yet)
 T19 - replaces C18
 (if at Directors Report or Partial Decree stage)
 T20 - use only on unchg'd rts not subject to SRBA

OTHER CONDITIONS/REMARKS:

Initial Allocation Review by _____
 SRBA Review Completed by _____
 Regional Manager Review by AD

Date _____
 Date _____
 Date 10/17/07

Comments:

Final Approval Updates Completed
10-27-03 C38

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Decree Defendant:

Swan Falls Trust or Nontrust:

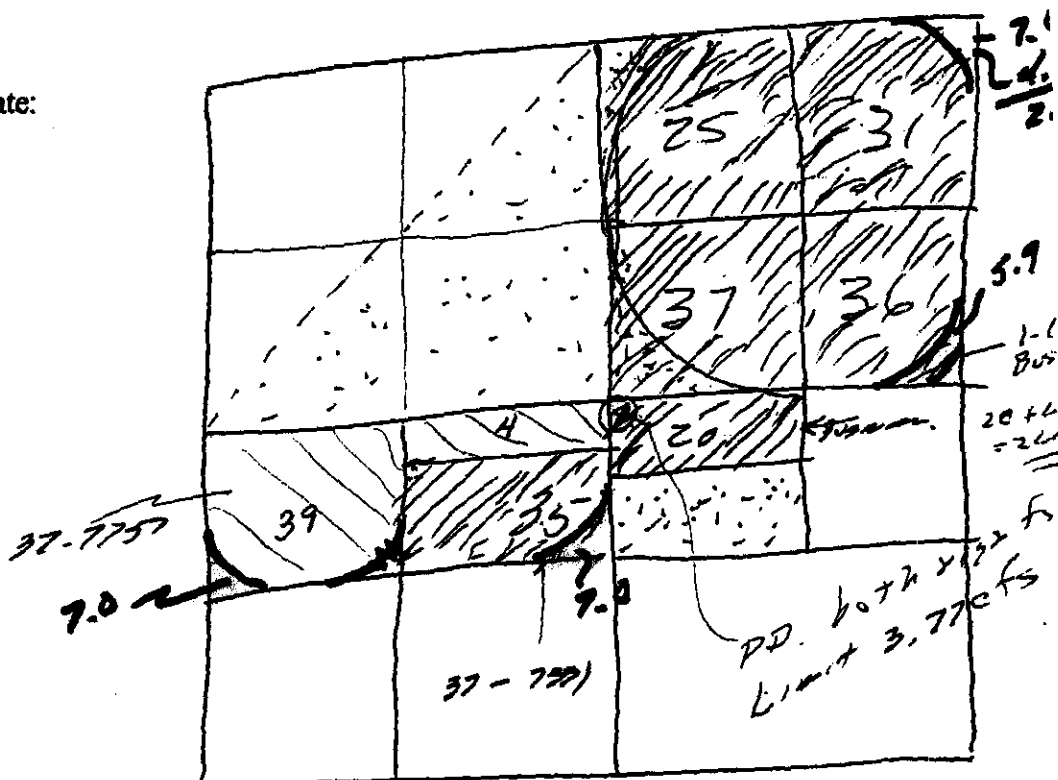
Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close



$7.0 + 7.0 = 14.0 \rightarrow \text{42 Pounds}$

Take Butane for NWSE (2000)

SCANNED

AUG 26 2003

MICROFILMED

DEC 11 2003

lep

M E M O R A N D U M

Enlargement of Use:

Due to the irrigation rights being changed to commercial and stockwater needs an analysis of the historical use information has been made for both the Larsen farm and the Beckley farm. Based on this analysis the consumptive use allowable to be transferred from the Larsen farm should be limited to no more than 2.69 afa per acre of dried up land (Total of 43 afa for 16 acres) for conversion of nature of use. The consumptive use for the fields involved in the transfer on the Beckley property should be limited to no more than 2.81 afa per acre (Total of 28.1 afa for the 10 acres) to be used for mitigation for the lands being dried up for this transfer.

Injury to Other Water Rights:

Included with the application is a proposed mitigation plan prepared by Brockway Engineering. The plan is based on modeling of the ESPA. The plan involves a stepped increase of use at the calf site up to the allowable amount (43 afa being move to the calf facility) after several years. Additionally the plan includes an immediate none use of a portion of the Beckley right (10 acres) with a stepped increase of allowable use over several years up to an allowable 4 acres with a permanent none use of 6 acres.

The plan acknowledges the historical use of the Larsen rights and historical use on the Beckley property.

Local Public Interest:

No major issue identified. Transfer is based on total consumption of water however it is likely a small portion of water diverted will be returned to aquifer.

Beneficial Use/Conservation of Water Resources:

No issue Identified.

The application has been advertised and protested by Clear Springs. Negotiations continue regarding withdrawal of the protest.

Other issues:

Proposed use is within WD 130 and the watermaster needs to provide comments based on the present submittal.

Documents are needed to supplement the file showing the agreement between Del Kohtz and Magic View Calf Ranch.

Once database is cleared to allow inclusion of split portions of original Larsen and Beckley rights, it is intended to supplement file with an amended application signed by appropriate owners of Magic View Calf Ranch acknowledging assigned owner and mitigation rights in preparation of any approval.

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