

[illegible]

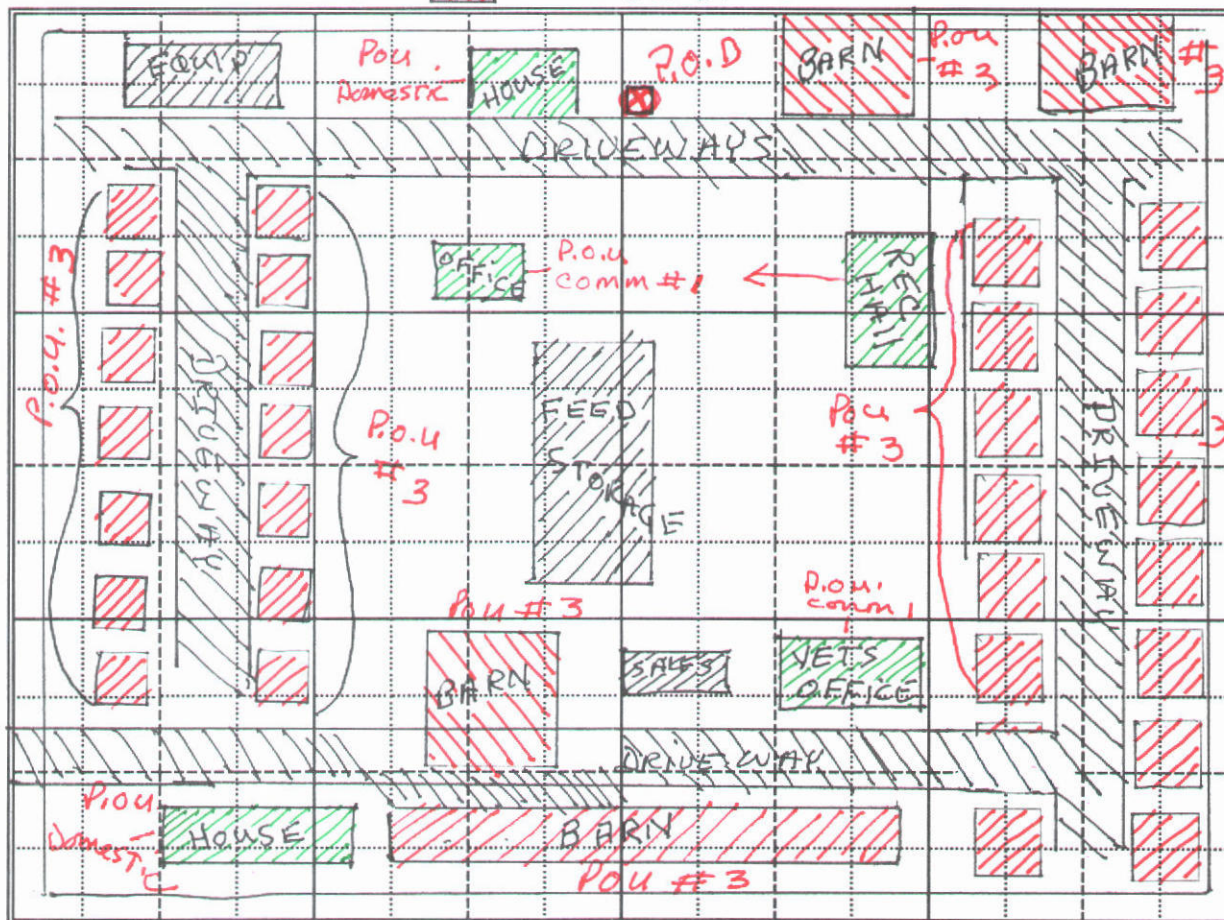
FEB 16 1990

Ident No.

Copies: White-State, Yellow-Claimant

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

 = DOUBLE OCCUPANCY P.O.U.  comm P.O.U.
HORSE SHEDS



Scale: 1" = NOT TO SCALE

NUMBERED STRUCTURES correspond to PHOTOS & NARRATIVE

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

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

____ 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
	V-1PH-60HZ	5	unk	RED JACKET	2" out

*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

2. Measurements:

OCT 26 1995

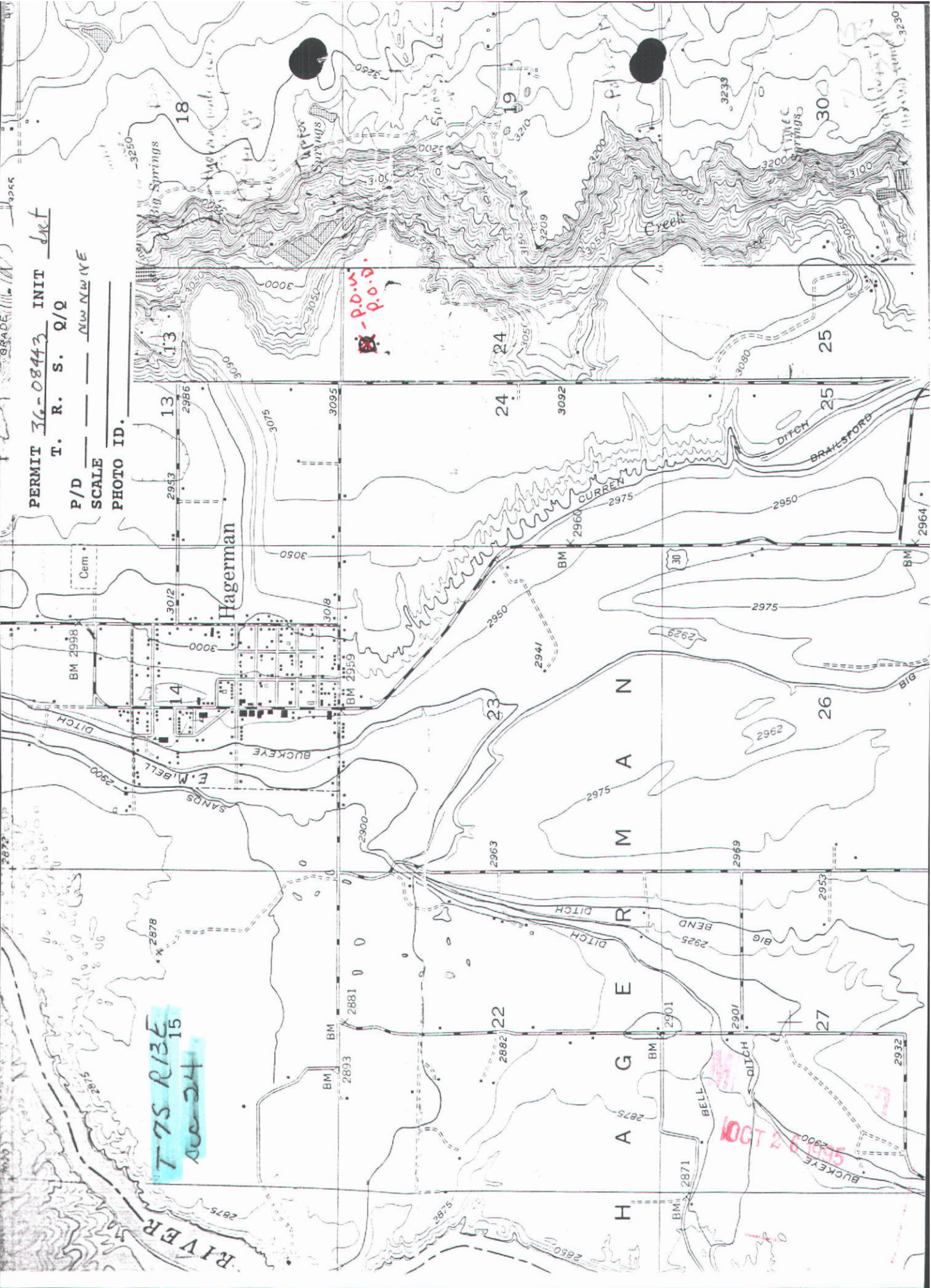
PERMIT	INIT	DATE
36-08443		

T.	R.	S.	Q/Q
----	----	----	-----

P/D

SCALE

PHOTO ID.





P.O.U. #1 Domestic
+ External



#1 Domestic
external
P.O.U.



MAIN OFFICE
P.O.U. COMM #1
OCT 26 1995

MICROFILMED



RAGNETBAL
 COURT
 P.O.U.
 Commercial
 #1

MICHAEL
 (faint red stamp)

OCT 26 1995



SALES OFFICE
 COMM #1
 P.O.U.

8/14/95

36-08443



P.O.U.



P.O.U.



OCT 26 1995

P.O.U.



P.O.U. #2 Domestic



IRRIGATED GARDEN
BY HOSE
Domestic
EXTERNAL
P.O.U. #2



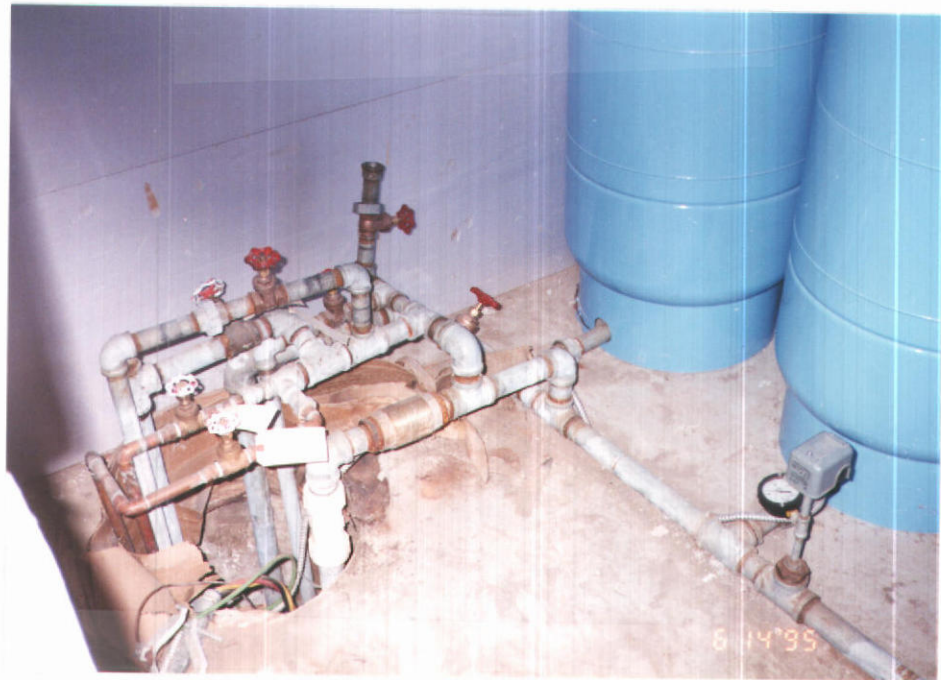
P.O.U. #3

OCT 26 1995

P.O.U. #3



#1
P.O.D.
~



P.O.D.
~



#1
P.O.D.
~

RECEIVED
OCT 26 1995

AFFIDAVIT of PUBLICATION

RECEIVED

OCT 11 1989

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

Department of Water Resources
Southern Region Office

Patty Nance *G. Manager*, 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 2X consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 4th day of Oct 1989, and the date of the last publication was on the 11 day of Oct., 1989.

Subscribed and sworn to before me this 9 day of Oct, 1989.
(SEAL)

Norma De Voe
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

MICROFILMED

Number of Lines in Notice FEB 16 1990
Number of Insertions 2X

Lines tabular at 380.25 6¢/Pica
Lines straight at 19.01 5¢/Pica
Subsequent lines at 15.21 4¢/Pica
TOTAL COST 34.22

OK
MB
10/16/89

COPY OF NOTICE
(Paste Here)

App. for Water Right
Buckeye Land Co.
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Water Res.
BILL TO T.F.

NOTICE OF APPLICATION
FOR WATER RIGHT
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:
36-08443
BUCKEYE LAND CO.
RT. 1
HAGERMAN, ID 83332
Source: GROUNDWATER
Diversions Pt: NWNE Sec 24 T 07S R 13E
Use: DOMESTIC (.080 CFS)
STOCKWATER (.070 CFS)
COMMERCIAL (.020 CFS)
Date Filed: 5/18/1989
In: T07S R13E S24 - NWNE
The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before OCTOBER 23, 1989.
R. Keith Higginson
Director
G25610
Pub: 10-4, 11

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)
7-8 pt. per line straight 4¢/Pica
7-8 pt. per line tabular 5¢/Pica
7-8 pt. per line successive
insertions 3¢/Pica

No 1588

25610

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
MAR 22 2004
 Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
36-8443					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Buckeye Land Co.
4. New Owner/Claimant(s) Rt 1 Hagerman, ID
Billingsley Creek Ranch
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2726 So. 1050 E.
- City, State and ZIP Code Hagerman, ID 83332
- New Telephone Number 208 837-6174
5. Date you acquired the property 1971

Same owner - different name

RECEIVED
MAR 17 2004
 Department of Water Resources
 Southern Region

MICROFILMED
 APR 06 2004

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Billingsley Creek Ranch
(include title if applicable) by Dennis M. Fadden

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by [Signature] Date 3/18/04 Fee 25.00
 Receipted by [Signature] Date 3/18/04 Receipt No. 3026551
 Processed by _____ AJ Date _____ WR _____ Date _____

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APR 06 2004

TAKE CHECK PAYABLE TO:
GOODING COUNTY TAX COLLECTOR
PAE CHRISTOPHERSON 934-5673

2003 TAX BILL/RECEIPT

PARCEL NO
RF07S13E2

P.O. BOX 326
GOODING, IDAHO 83330

BILL# 8429 CODE AREA 7-0000 L
I

1ST HALF DUE
TAX 1,290.83

2ND HALF DUE
TAX 1,290.83

FULL DUE
TAX 2,581.66

TOT MV 21

LATE
INT
COST
TOT

LATE
INT
COST
TOT

LATE
INT
COST
TOT

TOT ACS

BILLINGSLEY CREEK RANCH LTD
2726-B SOUTH 1050 EAST
HAGERMAN ID 83332

TAXING DISTRICT RATE
STATE .000000000
COUNTY .003029798
HAG SCH #233 .005371006
HAG HWY .000962790
HAGERMAN CEM. .000084674
HAG. FIRE .000980613
GOODING HOSP. .000724755
DISTRICT TOTAL .011153636
LANDFILL FEE
AMOUNT DUE

78 R 13E SEC 24
NE4 LESS TAX 3
"CALKINS 38"
1 SW

2726 -B S 1050 E 83332

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE.

BILLINGSLEY CREEK RANCH, LTD

2003
8429



2ND HALF



AMOUNT DUE 1,290.83

GOODING COUNTY
RF07S13E240600A
7-0000

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 2004

MICROFILMED
APR 06 2004

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08443

Priority: May 18, 1989

Maximum Diversion Rate:
Maximum Diversion Volume:

0.13 CFS
5.3 AF

This is to certify, that BUCKEYE LAND CO
RT 1

HAGERMAN ID 83332

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 18, 1989; and has submitted Proof of Beneficial Use on February 21, 1990. An examination indicates that the works have a diversion capacity of 0.130 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.05 CFS	2.7 AF
COMMERCIAL	01/01 to 12/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF
	Totals	0.13 CFS	5.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 24, Township 07S, Range 13E
GOODING County

PLACE OF USE: STOCKWATER

TWN RGE SEC

07S 13E 24 NWNE

PLACE OF USE:

COMMERCIAL, same as STOCKWATER use

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for a recreation building and 2 offices.
6. Stockwater use is for 200 horses.

OCT 26 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08443

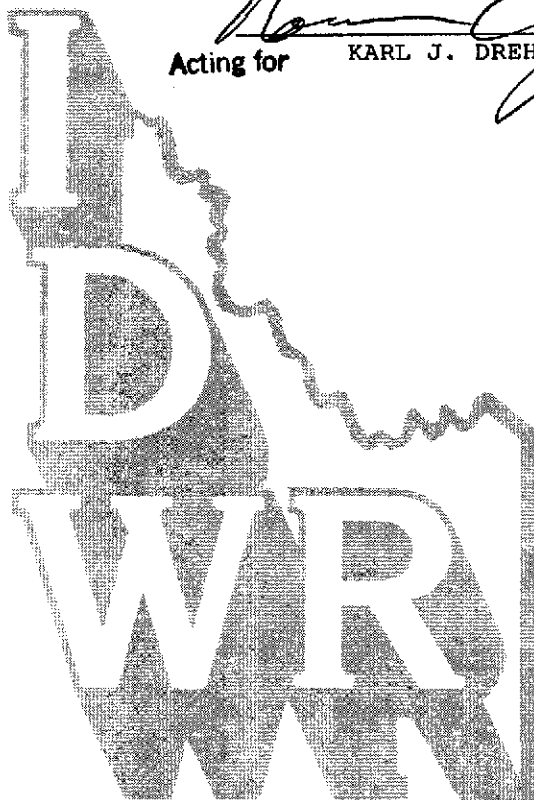
CONDITIONS OF APPROVAL AND REMARKS

7. Domestic use is for 2 homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 12TH
day of OCTOBER, 1995.

Acting for

KARL J. DREHER, Director



OCT 26 1995

Form 217
RECEIVED

FEB 21 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 50.00
Date 2/21/90
Receipt No. CN14833
Received by C. Wong

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.

Permit No. 36-08443 Telephone No. 837-6174

Name(s) of Permit Holder(s): Buckeye Land Co.

Post Office Address: Rt 1 Box 216 Hagerman Id 83332

Source of Water: well

If ground water, well driller's name: Eaton Date drilled: 1980

Extent of Use:
Domestic 3 (No. of households) Irrigation 0 (No. of acres)
Stockwater 200 (No. and type of stock) Other office (commercial)
horses

Total rate and/or volume for which proof is submitted .17 cfs ✓ acre/feet

Show date water was first diverted and beneficially used under this permit: 1980 ✓

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? Yes No Installed? Yes No

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Donnie McFadden 837-6174
Name Telephone No.
Rt 1 Box 216 Hagerman Id 83332
Address

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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.

APR 18 1990

Feb 20, 1990 Donnie McFadden (owner) ✓
Date Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 36-08443

Proposed Priority: May 18, 1989

Maximum Diversion Rate:

0.17 CFS

This is to certify, that **BUCKEYE LAND CO.**
RT. 1

HAGERMAN, ID 83332

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.07 CFS
COMMERCIAL	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.08 CFS
	Totals	0.17 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNE Sec. 24, Township 07S, Range 13E
GOODING County

PLACE OF USE: STOCKWATER

TWN RGE SEC

07S 13E 24 NWNE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Commercial use is for office.
5. Domestic use is for three homes.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

13th day of February, 1990

[Signature]
R. Keith Higginson, Director

for

MICROFILMED

FEB 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant BUCKEYE LAND COMPANY, a partnership Phone 208-837-6174
Post office address Rt. #1, Hagerman, Idaho 83332
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 24 Township 7S Range 13E B.M. GOODING County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .08 for DOMESTIC purposes from 01-01 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .07 for STOCK WATER purposes from 01-01 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .02 for COMMERCIAL purposes from 01-01 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .17 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 5HP PUMP, Well (existing system)
 - 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 8 inches; ~~proposed~~ depth of well is 200 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

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FEB 16 1990

8. Description of proposed uses (if 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. 201 HORSES
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 3 HOUSEHOLDS
- e. Other; describe fully. OFFICE

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	24		D S C															

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 36-00022, -00023

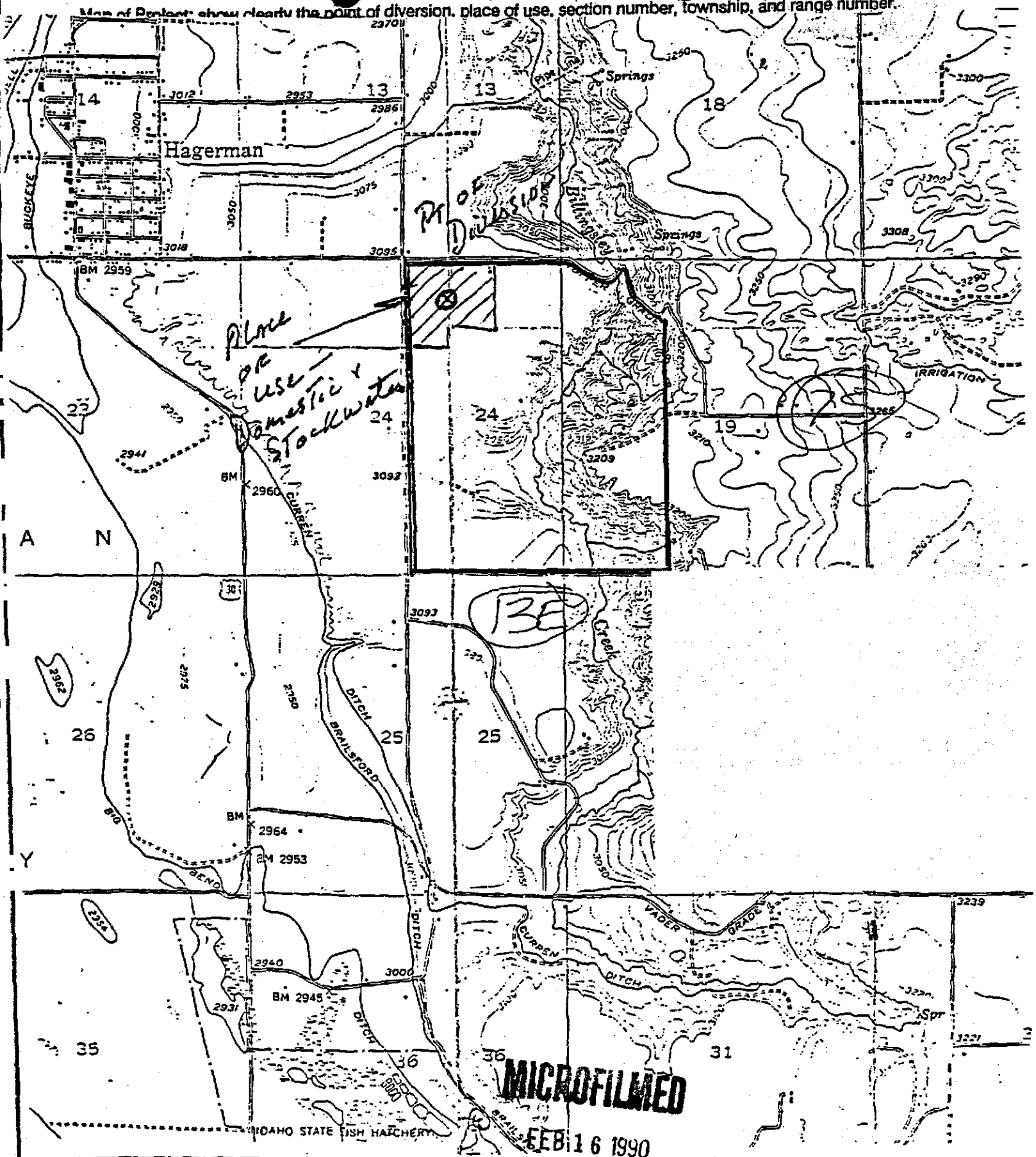
11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? SAME
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: WELL SERVES A COMPLEX OF BARNs, HOMES AND OFFICE BUILDINGS FOR SOPHISTICATED HORSE BUSINESS.

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FEB 16 1990

Map of District show clearly the point of diversion, place of use, section number, township, and range number.



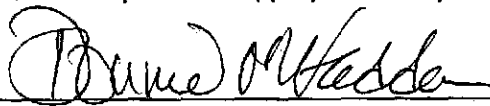
Last Name BUCKEYE LAND COMPANY Ident No. _____

Copies: White-State, Yellow-Claimant

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

Scale: 2 inches equal 1 mile.

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.


GENERAL PARTNER (Applicant)

5-31-89
5/25/89 11:30 am hand delivered ✓
Received by AC Date 5/18/89 Time 3:50 pm Preliminary check by DR
Fee \$ 30.00 Receipted by AC # 5007191 Date 5/18/89
Publication prepared by M. Baldwin Date 9/21/89 Published in Gooding Co. Leader
Publication approved M. Baldwin Date 10/16/89

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. _____, and said application is hereby _____.

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 _____, 19 ____.

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:

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FEB 16 1990

Buckeye Farms Inc.

POST OFFICE BOX 2199
SUN VALLEY, IDAHO 83353

RECEIVED

DEC 11 1989

Department of Water Resources
Southern Region Office

December 6, 1989

Mr. Douglas Jones E.I.T.
Water Resources Engineering
State of Idaho
Department of Water Resources
Southern Region
2148 4th Avenue East
Twin Falls, Idaho 83301

Dear Mr. Jones:

Per your letter of November 27th, 1989 a copy of which is enclosed herewith I am responding to your requests for the names and addresses of our corporation directors and officers. Please see below:

Mike Wallace
P. O. Box 812
Ketchum, Idaho 83340 - President

Allan Pinkerton
P. O. Box 4099
Ventura, CA 93004 - Vice President

William C. Janss
P. O. Box 107
Sun Valley, Idaho 83353 - Vice President

Z. Wayne Griffin
P. O. Box 4083
Ketchum, Idaho 83340 - Treasurer

Stoney Burke
P. O. Box 326
Sun Valley, Idaho 83353 - Secretary

James G. Boswell
P. O. Box 413
Ketchum, Idaho 83340 - Past President/Director

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FEB 16 1990

December 6, 1989

Page 2

For your added information - we are an Idaho Sub Chapter S Corporation listed as Buckeye Farms, Inc., P. O. Box 2199, Sun Valley, Idaho 83353 - we have a Federal ID No. if you should need any further information, please do not hesitate to contact me at the above address.

Sincerely,



Lynn A. Leeming
Secretary/Bookkeeper

Enclosure (1)

MICROFILMED

FEB 16 1990



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 23, 2004

BILLINGSLEY CREEK RANCH
C/O DONNIE MC FADDEN
2726-B S 1050 E
HAGERMAN ID 83332

RE: Change of Ownership for Water Right 36-8443

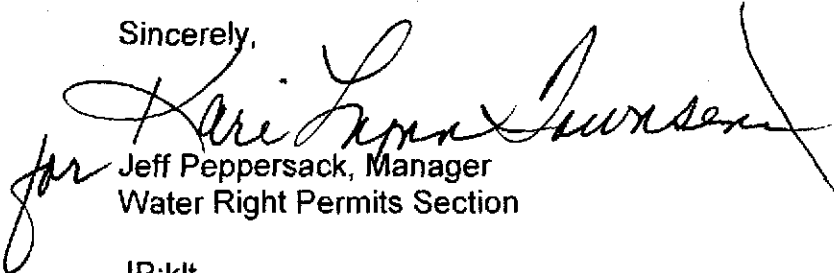
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

APR 06 2004



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

October 12, 1995

BUCKEYE LAND CO
RT 1
HAGERMAN ID 83332

RE: WATER RIGHT NO. 36-08443

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
OCT 26 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 36-08443 DATE 10-10-95



Change OK ☒ Or Address Change? ☐

NAME

PRIORITY DATE Advance? ☒ Advanced to:
 Order to reinstate needed?
 Incorrect fee for rate recommended? NO

SOURCE ☒ Changes or just clarification of originally intended source?
 Notice of Intent to Void necessary?

POINT OF DIV ☒ Amendment needed?
 ☒ Overlaps?

PLACE OF USE ☒ Amendment needed?
 ☒ Overlaps?

DIV RATE ☒ Permit/fee limits: .17 CFS
 Meas Q = Theo Q = .13 Recommend:
Dom/2 HOMES @ .06 STOCK @ .05 (PER 4-7-75 ADM) MEMORANDUM
COM @ .02 CFS
 Permit Limits Are:
 STOCK @ .07 - 201 HORSES
 COM @ .02 - 1 OFFICE
 DOM @ .08 - 3 HOMES
 ANNUAL VOLUME ☒ Combined rates exceed capacity
 Volume Limit: Season:
 Calculations: DOM @ 2.4 COM @ .2 gP
 (200 horses) STOCK @ 2.7 gP (employees/barn washing)
 Flow limit: cfs x x 1.9835 = for auction
 Combined volumes exceed capacity/allowable

USES ☒ Change in Nature of Use or additional uses?
 Amendment necessary?

ADDITIONAL INFO Supplemental Groundwater PPU Scenario
 Irr/Dom Combination Shared G/W System

NEW REMARKS Multiple p/d(s) in 1/4 1/4?
YES Other EDIT COM use is for... WOZ (200 head)
EDIT DOM use is for...

NEW CONDITIONS Watermaster control - District
 Measuring/Locking Devices
 Irrigation Overlap
 Other
 Water Quality Heat/Cool/Fish verified

COMMENTS: ① NO WELL LOGS IN SECTION TO VERIFY STATIC LEVEL
② REDUCE RATES ACCORDING TO USE

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
Stockwater	.05	2.7	Adjustment Memo Needed	YES
Commercial	.02	.2	LICENSE	☒
Domestic	.06	2.4		
TOTAL	.13	5.3	1ST AMEND LETTER	
			2ND AMEND LETTER	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 15 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-08443

1. Owner: BUCKEYE LAND Co. AKA/Billingsly Creek Ranch Phone No. _____

Current Address: Route 1, HAGERMAN ID 83332

2. Accompanied by: _____ EXAM DATE: 06-14-95

Address: Same Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NW	NE	24	07S	13E	Gooding	USGS QUAD MAP.

2. Place(s) of Use:

Indicate Method of Determination USGS QUAD

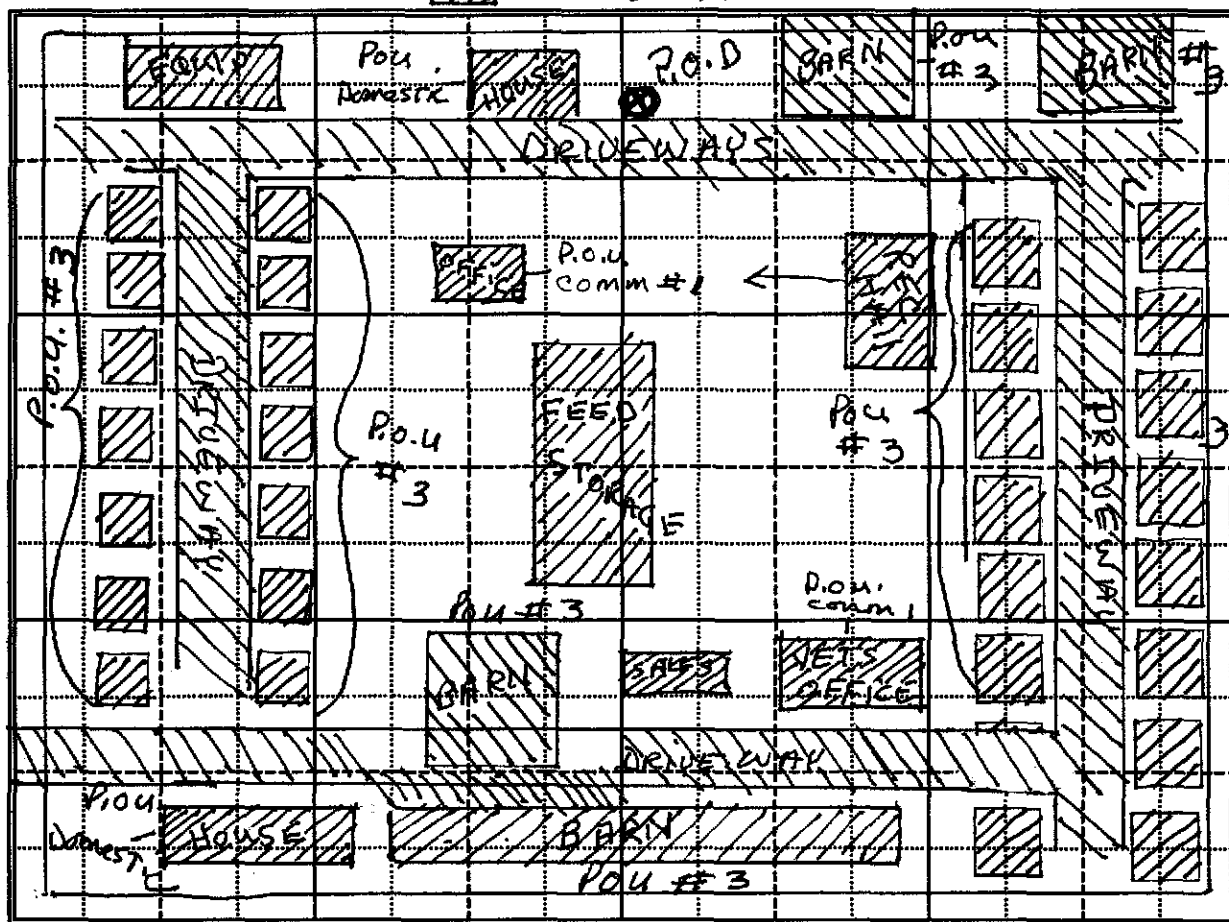
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	13E	24		NW D															
7S	13E	24		C															
7S	13E	24		S															

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JUN 16 1995

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

 = DOUBLE OCCUPANCY P.O.U. • comm P.O.U.
HOUSE SHEDS



Scale: 1" = NOT TO SCALE

NUMBERED STRUCTURES CORRESPOND TO
PHOTOS & NARRATIVE

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

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

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
	V-1PH-60HZ	5	UNK	RED JACKET	2" OUT

*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

2. Measurements:

OCT 26 1995

E. NARRATIVE/REMARKS/COMMENTS

THIS SYSTEM CONSISTS OF A 8" Cased Well #1 200 ft deep
w a SWL of 115 ft. H₂O is supplied by a 5hp red-jacket
Pump To (2) 60 gal Pressure tanks that operate at
50 PSI.

For Domestic use, H₂O is diverted from P.O.D. To
2 Homes. THE Houses are numbered #1 Domestic
+ #1 Domestic external and #2 domestic + #2 domestic
external. Total sq ft of domestic external is
approx 2500 sq ft. THE #2 House is located approximately
500 yards South of the P.O.D.

For THE commercial SYSTEM, the comm facilities are
NUMBERED # Commercial (#1) and facilitate 9 employees
average over a full year: SYSTEM SUPPLIES 1 MAIN office
1 rec Bldg
1 Vet office
Out Buildings and Barns are washed 2 times Per year
this Business sponsors 1 auction Per year and hosts
some 1,000 Persons which use facilities @

Stock water SYSTEM - H₂O is delivered through 2"
PVC to: approximately 80 individual SHEDS, 5 Large BARNs w/
20 STABLES each Barn, AND APPROX 80 WATERING VALVES AND APPARATUS
in Corral Spaces. These P.O.U. are numbered SW P.O.U.
#3. for: 7 - Brood Mares

150 - Customers' units = ^{or} 200 Head of Horses Average per yr.
50 - yearling colts

Have conditions of permit approval been met? ☒ yes ☐ no

OCT 26 1995

Additional Computation Sheets Attached

$$\frac{8.8 \times HP \times EFF}{TDPH} =$$

$$\frac{8.8 \times 5 \times .70}{115 + 50 \times 2.31} = \frac{30}{230}$$

.13 cfs system capacity

1. Volume Calculations for Irrigation:

$$V_{I,R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{10em}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

V = Smaller of V_{LB} and V_{DB} = _____

9 Full Time
EMPLOYEES

35100 gpy - employee =

10000 gpy - Auction =

10000 gpy = washing =

876,000 gpy = stockwater = 876,000

55100 = .2 of a

135 qpw x 5 days = 675 qpw
675 qpw x 52 wks = 35100 qpyear

$$1675 \text{ gpw} \times 52 \text{ wks} = 35100 \text{ gpyear}$$

BARN WASHINGS EST
5000 est

(10000994) $\frac{x}{2} 4r$

Stockwater
200 head x 12 gpd = 2400 gpd
900 x 5 = 4500 gpd x 900 gpd.

1. Recommended Amounts

	Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
		From	To		
*	Domestic	01-01	12-31	.06	1.2
	Stockwater	01-01	12-31	.05	2.7 afa
	Comm	01-01	12-31	.02	.2 afa
	Totals:			.13 cfs	4.1 afa

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Dal Cus Vinyon Date 06-14-95

Reviewer _____ Date _____

* SEE attached adjustment memo. R

OCT 26 1995

MEMORANDUM

TO: File 36-08443 / Buckeye Land Co.
FROM: Brenda Chapman
DATE: October 10, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 36-08443 are based on the information below:

H. RECOMMENDATIONS

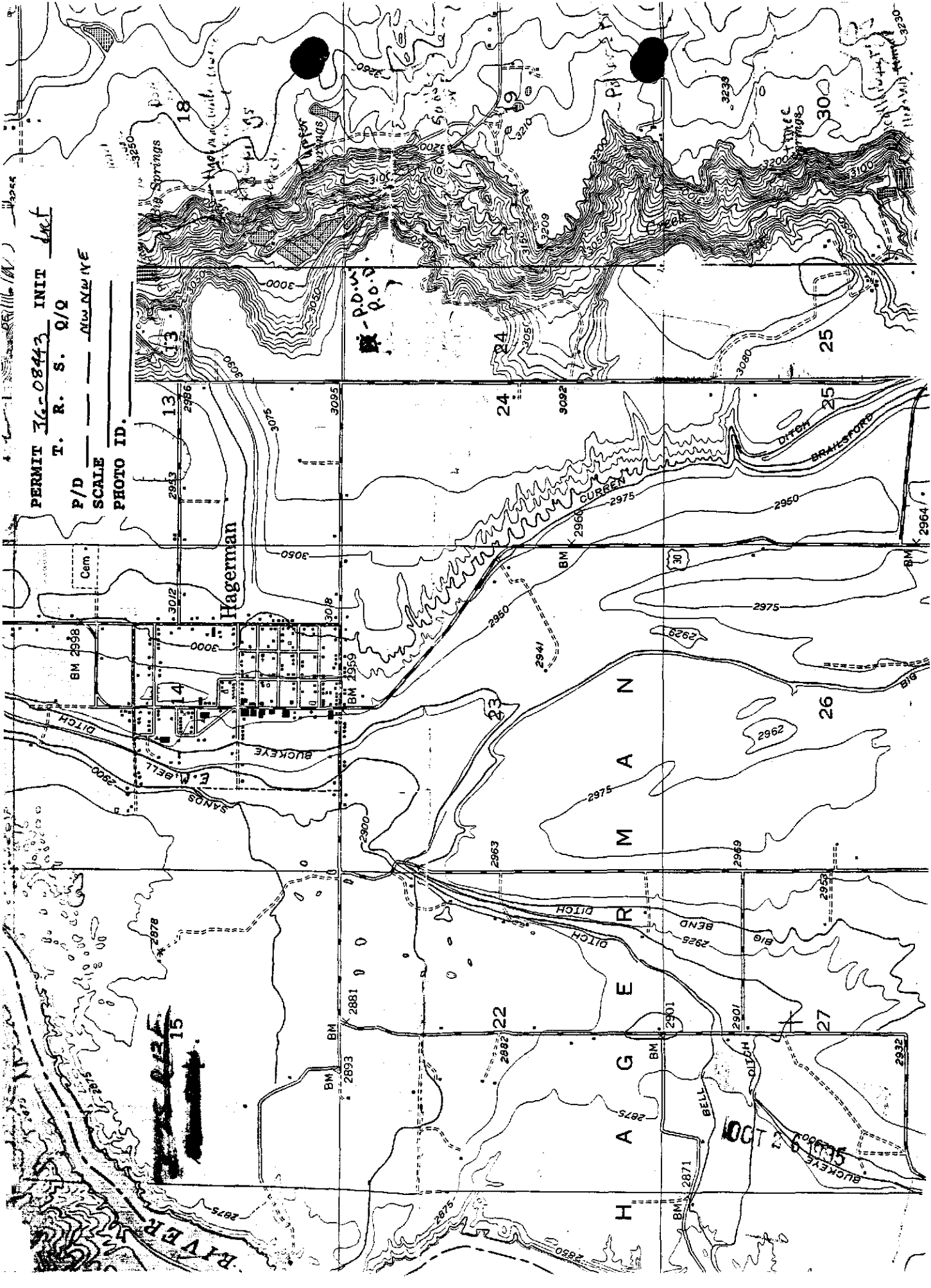
1. Recommended Amounts

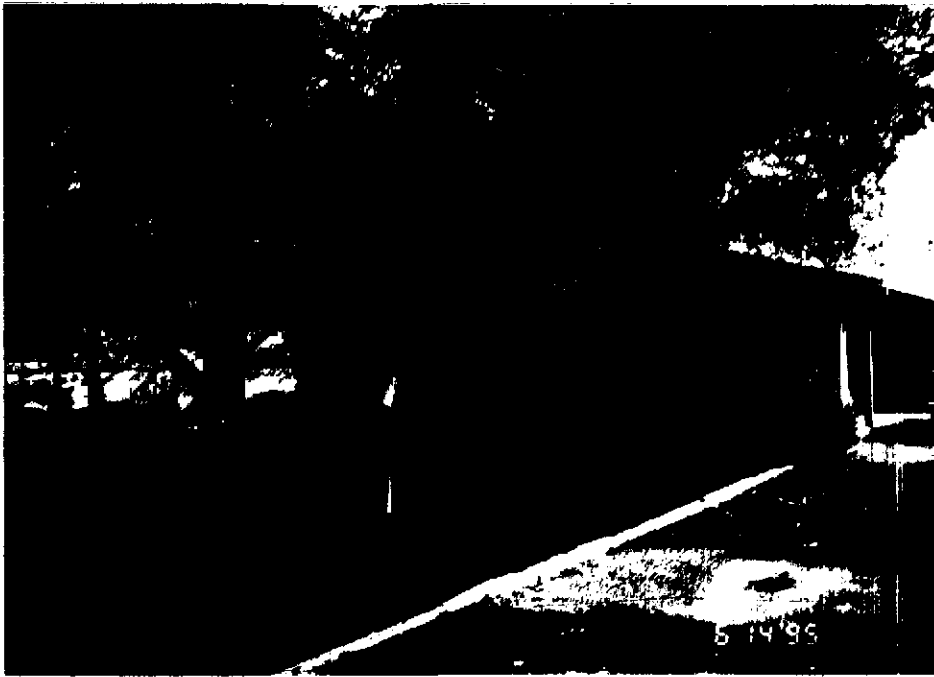
Beneficial Use	Period of Use	Rate of Div	Annual Vol
Stockwater	1-01 to 12-31	.05	2.7
Domestic	1-01 to 12-31	.06	2.4
Commercial	1-01 to 12-31	.02	.2

The domestic volume has been increased to the requirement for two homes with internal/external use.

OCT 26 1995

PERMIT 76-08443 INIT dat
T. R. S. Q/Q
P/D _____
SCALE _____
PHOTO ID. _____





P.O.U. # 1 Domestic
+ External



#1 Domestic
external
P.O.U.



MAIN OFFICE
COMM
P.O.U. OCT 26 1995



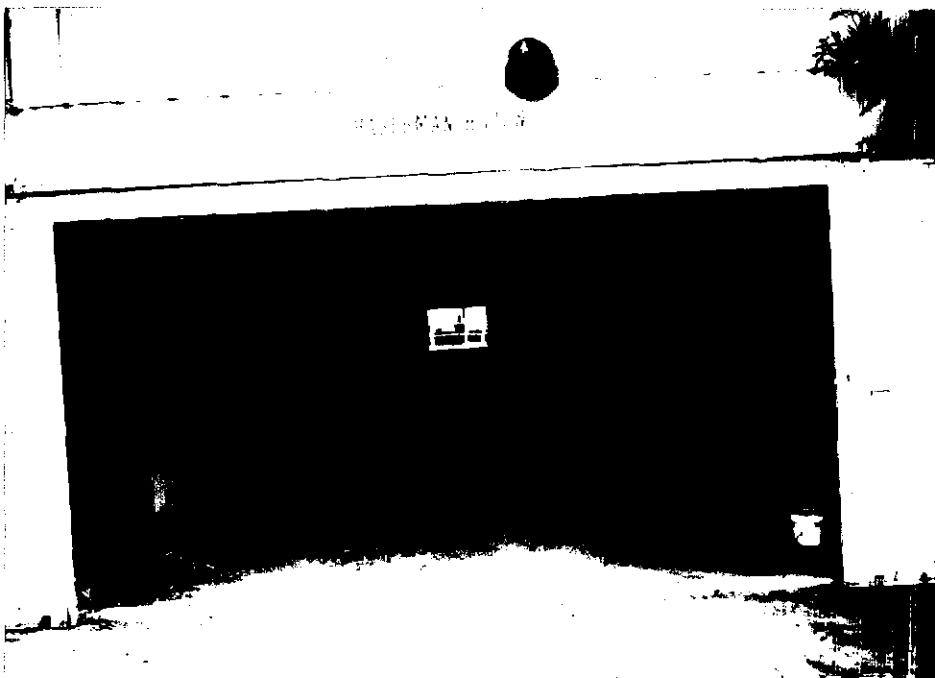
RABWETBAL
court
P.O.U.
Commercial
#1

RECEIVED

OCT 26 1995



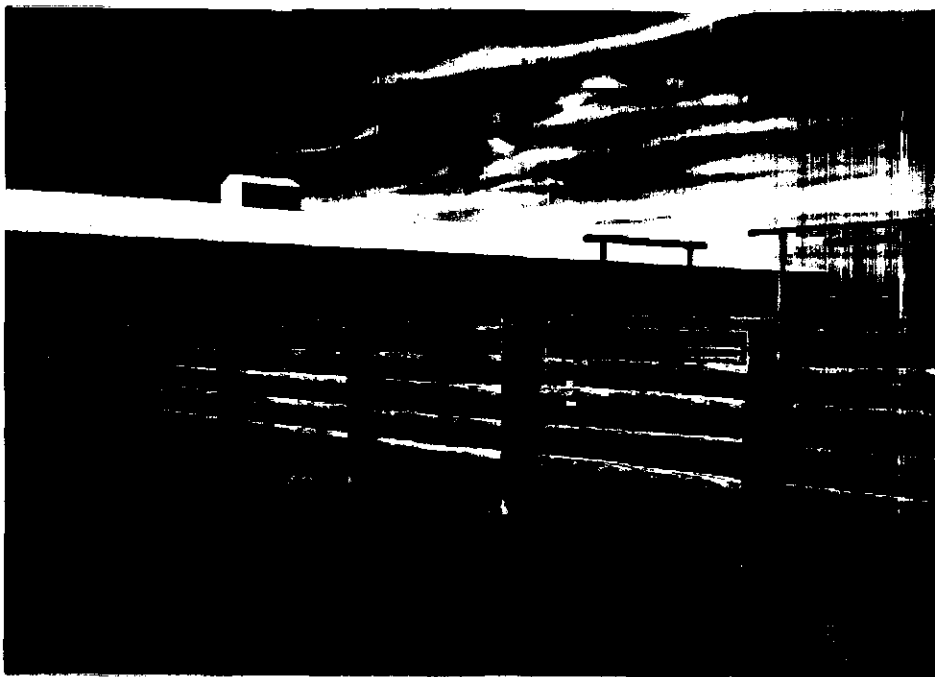
SALES OFFICE
COMM #1
P.O.U.



P.O.U.



P.O.U.



P.O.U. OCT 26 1995



P.O.U. #3
OCT 2 6 1995

P.O.U. #3

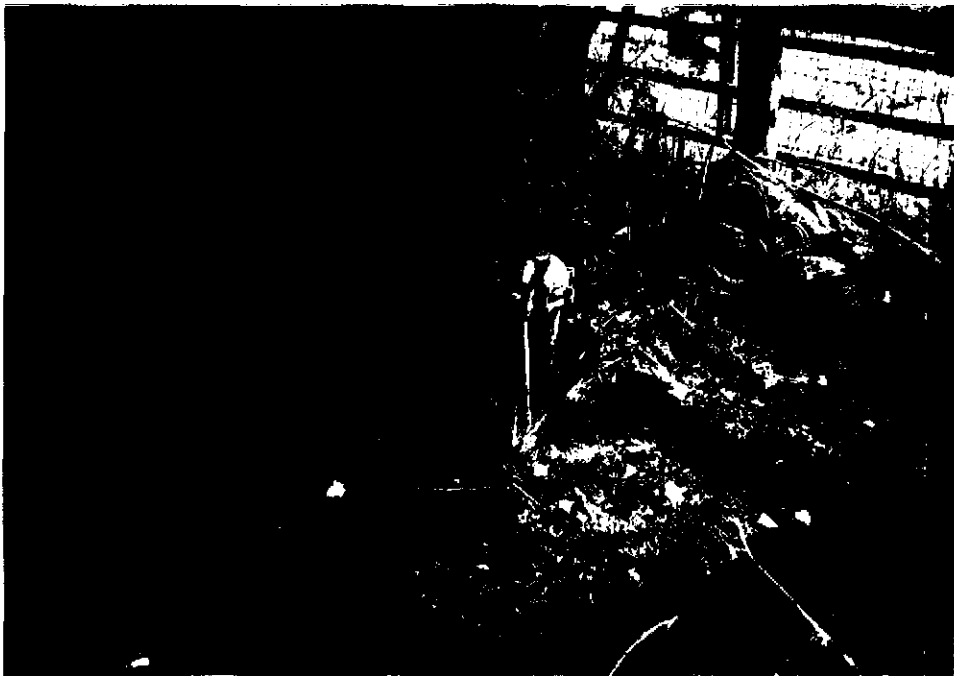
H



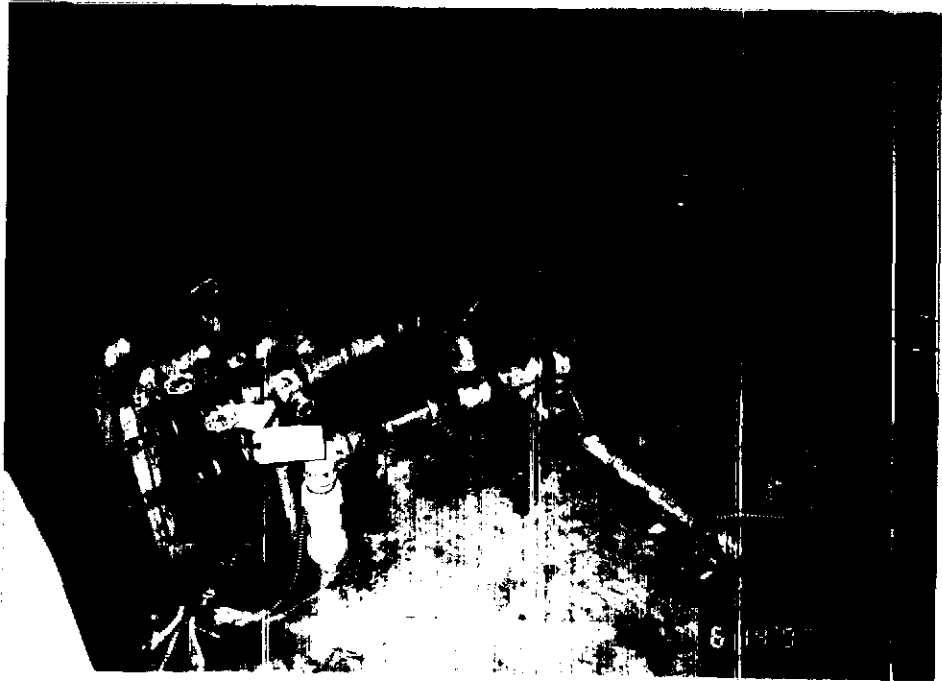
IRRIGATED GARDEN
BY HOSE
DOMESTIC
P.O.U. #2



P.O.U. #2
DOMESTIC



#1
P.O.D.



P.O.D.



#1
P.O.D.
OCT 26 1985

April 13, 1990

BUCKEYE LAND CO.
RT. 1
HAGERMAN, ID 83332

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08443

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)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

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APR 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
February 13, 1990

BUCKEYE LAND CO.
RT. 1
HAGERMAN, ID 83332

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P36-08443

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECORDED

FEB 16 1990

27-Nov-1989

Buckeye Land Company
Rt. #1
HAGERMAN ID 83332

Re: Application for permit No. 36-08443

Gentlemen:

SECOND REQUEST

In order to complete our regional review, we need a list of officers as requested in our correspondence dated 9-21-89.

Department Rules and Regulations state the following:

1) If the Application is filed in the name of a corporation, the names and addresses of its directors and officers shall be provided. If the application is filed by or in behalf of a partnership or joint venture, the application shall provide the names and addresses of all partners and shall designate the managing partner, if any. (Rule 3,3,2,1)

Failure to supply the requested information within 30 days from the date of this letter could result in a regional recommendation that the application be declared void.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,



Douglas Jones, E. I. T.
Water Resources Engineer

DJ:MB

cc: Nelson, Rosholt & Associates

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FEB 16 1990

21-Sep-1989

Buckeye Land Co.
Rt. 1
Hagerman, ID 83332

Re: Application for Permit No. 36-08443

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Gooding County Leader on 10/4 & 10/11/89. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks. Please see attached list for additional information requirement.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Douglas Jones, E. I. T.
Water Resources Engineer

DJ:MB

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FEB 16 1990

S. Region
5/89

Application No. 36-08443

ADDITIONAL INFORMATION REQUIREMENTS
FOR APPLICATIONS IN THE NAME OF A CORPORATION,
COMPANY, OR PARTNERSHIP

In reviewing the application for compliance with the requirements of the Department's Rules and Regulations for Water Appropriations, we have determined that the following information is required to make the Application complete for processing.

- 1) If the Application is filed in the name of a corporation, the names and addresses of its directors and officers shall be provided. If the application is filed by or in behalf of a partnership or joint venture, the application shall provide the names and addresses of all partners and shall designate the managing partner, if any. (Rule 3,3,2,1)

Because the required information does not appear in the legal notice, we are proceeding with advertising of your Application. If the required information is received within ten days of the second publication date, no additional delay should be incurred in processing.

MAIL ROOM

FEB 16 1990

AFFIDAVIT of PUBLICATION RECEIVED

OCT 11 1989

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

Department of Water Resources
Southern Region Office

C. Manager.

Patty Nance, 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 continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive 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 2X consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication
of said advertisement was on the 4th day of Oct
1989, and the date of the last publication was on the 11
day of Oct., 1989.

Patty Nance

Subscribed and sworn to before me this 9
day of Oct, 1989.
(SEAL)

Norma DeVoe
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

MICROFILMED

Number of Lines in Notice FEB 16 1990
Number of Insertions 2X

Lines tabular at 6¢/Pica
380.25 Lines straight at 19.01 5¢/Pica
Subsequent lines at 15.21 4¢/Pica
TOTAL COST 34.22

OK MB
10/16/89

COPY OF NOTICE
(Paste Here)

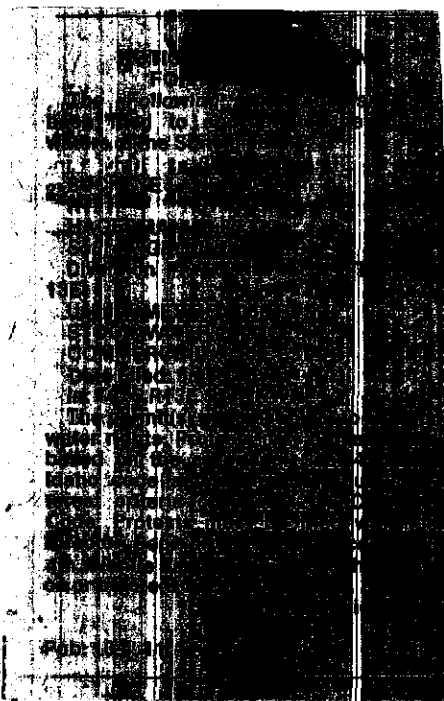
App. for Water Right
Buckeye Land Co.
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Water Res.
BILL TO T.F.



PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight 4¢/Pica
7-8 pt. per line tabular 5¢/Pica
7-8 pt. per line successive
insertions 3¢/Pica

No 1588

25610

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

SEPTEMBER 21, 1989

GOODING COUNTY LEADER
BOX 56
GOODING, ID 83330

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 23, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

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FEB 16 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

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FEB 16 1990

36-08443

BUCKEYE LAND CO.
RT. 1
HAGERMAN, ID 83332

Source: GROUNDWATER

Diversion Pt:

Use: DOMESTIC
STOCKWATER
COMMERCIAL

Date Filed: 5/18/1989

In: T07S R13E S24

NWNE Sec 24 T 07S R 13E

(.080 CFS)
(.070 CFS)
(.020 CFS)

NWNE

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FEB 16 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before OCTOBER 23, 1989.

R. Keith Higginson, Director

Published 10/04/1989 & 10/11/1989

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FEB 16 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Frank Hitchcock
Nelson, Rosholt, & Associates
P. O. Box 1906
Twin Falls, ID
83303

May 19, 1989

RE: Application for Permit, Buckeye Land Co.

Dear Mr. Hitchcock;

We are returning the above-referenced application per our conversation of earlier today. Although the application was submitted and paid for yesterday, no priority date can be established until a completed application form is received by this Department. Since the application was not signed, it is not complete at this time. Since you admitted during our conversation that you are fully aware of this, please explain it to your client. And in the future, applications should not be submitted to this Department until they are complete to the best of your knowledge.

Thank You,

James E. Stanton
James E. Stanton
Sr. Water Resource Agent

MICROFILMED

FEB 16 1990