

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 61-11878

9/18/2023

After Split

Owner Type **Name and Address**
 Current Owner DORIS J OLSON
 8813 OLD HWY 30
 MOUNTAIN HOME, ID 83647
 (208) 587-8952

Current Owner CHARLES J OLSON
 8813 OLD HWY 30
 MOUNTAIN HOME, ID 83647
 (208) 587-8952

Priority Date: 3/15/1985

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.400 CFS	140.0 AF
	<u>Total Diversion</u>		0.400 CFS	140.0 AF

Source and Point(s) of Diversion:

GROUND WATER	NESW	Sec. 20, Twp 04S, Rge 07E, ELMORE County
GROUND WATER	NESW	Sec. 20, Twp 04S, Rge 07E, ELMORE County
GROUND WATER	NWNE	Sec. 29, Twp 04S, Rge 07E, ELMORE County

Place Of Use:

IRRIGATION within ELMORE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	07E	28							35.0	40.0									75.0
04S	07E	29	31.0	37.0															68.0

Right Acre Limit: 45.00
 POU Total Acres: 143.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHT NO. 61-07235 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.34 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 449.3 AF.

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Water Right 61-11878

9/18/2023

3. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
4. TWO POINTS OF DIVERSION LOCATED IN NESW, S20, T4S, R7E.
5. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 45 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 61-07235 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 143.1 ACRES IN A SINGLE IRRIGATION SEASON.
6. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 61-07235 PURSUANT TO SECTION 42-1426, IDAHO CODE.
7. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
8. THIS RIGHT IS FOR AN ENLARGEMENT OF 45 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
9. W05 USE OF THIS RIGHT IS COMBINED WITH WATER FROM MOUNTAIN HOME IRRIGATION DISTRICT.

Comments:

- 1 SBOCK 11/2/1998 COPIED FROM REMARKS
NOTE: CLAIM AMENDED PER TRANSFER #3888 APPROVED 12-20-1991. THE APPROVAL OF THE TRANSFER INCLUDED THE 1 YEAR COMPLETION TIME. JS
- 2 AJU10-JS 11/22/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
- 3 SBOCK 2/5/1999 POU
ON 2/4/99, CHARLES OLSON CAME INTO THE OFFICE. HE MET WITH JAN SHURTE AND MYSELF. HE AMENDED HIS EXPANSION CLAIM TO INCLUDE ANOTHER 40 ACRES IN THE NESW, THIS LAND WAS IRRIGATED PRIOR TO 1987 AND THEN PUT IN CPR. MR OLSON WAS ALSO CONCERNED ABOUT STACKING OF WATER. MR. OLSON SAID HE USES GW ONLY ON ALMOST ALL OF HIS ACRES, AND USES MHID ON ACRES NOT CLAIMED ON THE GW RIGHTS
- 4 mciscell 12/14/2012 POD
Added second POD in NESW per transfer
- 5 mciscell 12/14/2012 POD
PODID 490368 correlated from SpatialDataID 114080 to SpatialDataID 114071
- 6 mciscell 12/14/2012 POD

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 61-11878

9/18/2023

Updated Shape

7 nmiller 11/3/2017 POD
PODID 845291 correlated from SpatialDataID 476225 to SpatialDataID 434777

8 jhersley 9/18/2023 POU
Updated Shape

9 jhersley 9/18/2023 Split Right
Split into 61-11878 & 61-12485 due to change in ownership to Broken Horn Brand LLC.

Dates and Other Information:

Decreed Date: 10/26/2000
Enlargement Statute Priority Date: 4/12/1994
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: 161
Swan Falls Trust or Nontrust: T
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
1.340	449.3	143.1	61-7235 ,61-11878

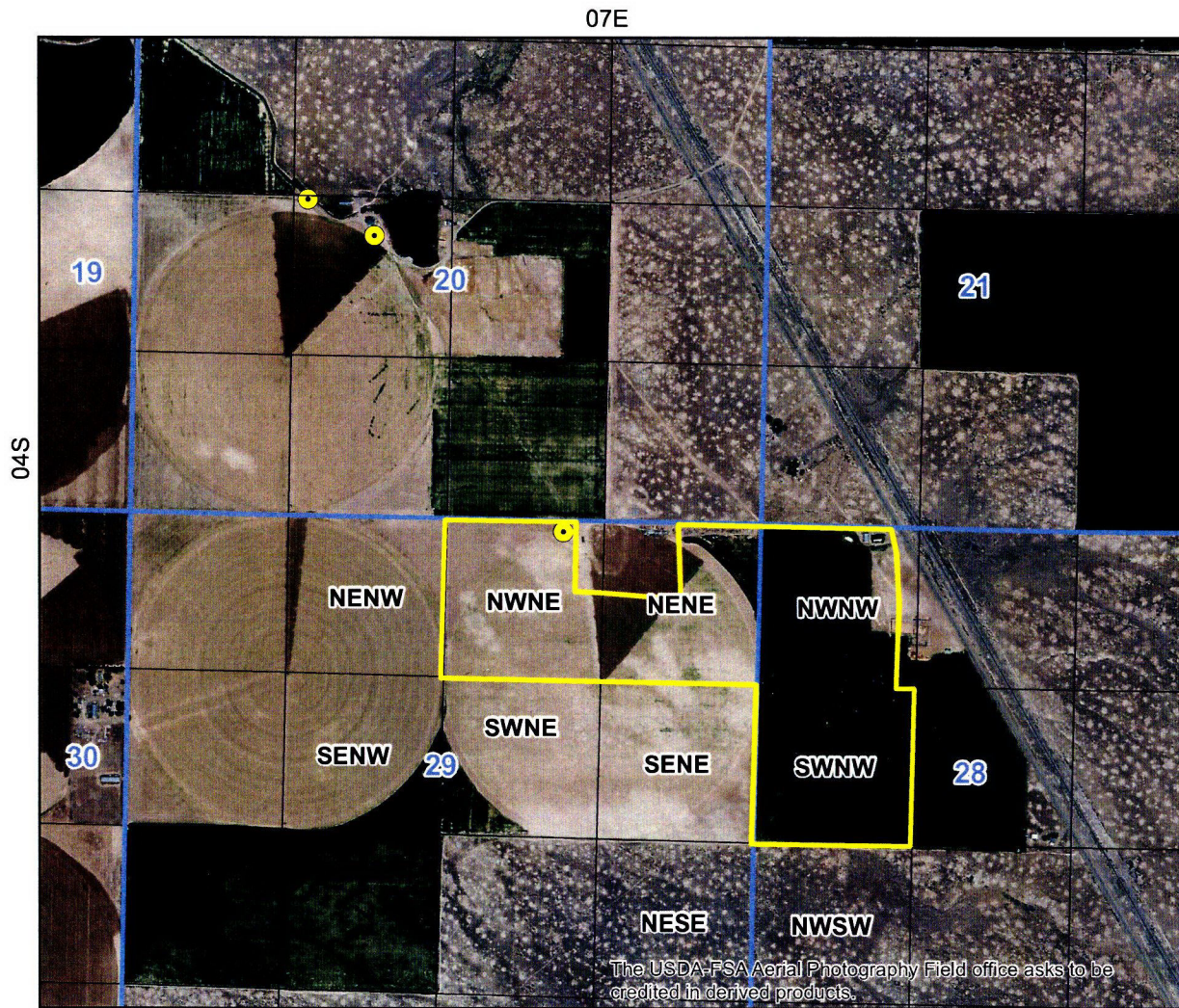
SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right
61-11878



0 0.175 0.35 0.7 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion



IDAHO DEPARTMENT OF WATER RESOURCES
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9/18/2023

Before Split

Owner Type **Name and Address**
 Current Owner DORIS J OLSON
 8813 OLD HWY 30
 MOUNTAIN HOME, ID 83647
 (208) 587-8952

Current Owner CHARLES J OLSON
 8813 OLD HWY 30
 MOUNTAIN HOME, ID 83647
 (208) 587-8952

Priority Date: 3/15/1985

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.900 CFS	296.0 AF
	<u>Total Diversion</u>		0.900 CFS	296.0 AF

Source and Point(s) of Diversion:

GROUND WATER	NESW	Sec. 20, Twp 04S, Rge 07E, ELMORE County
GROUND WATER	NESW	Sec. 20, Twp 04S, Rge 07E, ELMORE County
GROUND WATER	NWNE	Sec. 29, Twp 04S, Rge 07E, ELMORE County

Place Of Use:

IRRIGATION within ELMORE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	07E	28						35.0	40.0										75.0
04S	07E	29	31.0	37.0	40.0	40.0					40.0	40.0							228.0

Right Acre Limit: 95.00
 POU Total Acres: 303.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHT NO. 61-07235 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.86 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 945 AF.

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4. TWO POINTS OF DIVERSION LOCATED IN NESW, S20, T4S, R7E.
5. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 95 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 61-07235 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 303 ACRES IN A SINGLE IRRIGATION SEASON.
6. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
7. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 61-07235 PURSUANT TO SECTION 42-1426, IDAHO CODE.
8. THIS RIGHT IS FOR AN ENLARGEMENT OF 95 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
9. W05 USE OF THIS RIGHT IS COMBINED WITH WATER FROM MOUNTAIN HOME IRRIGATION DISTRICT.

Comments:

- 1 SBOCK 11/2/1998 COPIED FROM REMARKS
NOTE: CLAIM AMENDED PER TRANSFER #3888 APPROVED 12-20-1991. THE APPROVAL OF THE TRANSFER INCLUDED THE 1 YEAR COMPLETION TIME. JS
- 2 AJU10-JS 11/22/1998 AJU10 CONDITION UPDATE
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PODID 490368 correlated from SpatialDataID 114080 to SpatialDataID 114071
- 6 mciscell 12/14/2012 POD

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 61-11878

9/18/2023

Updated Shape

7 nmiller 11/3/2017 POD
PODID 845291 correlated from SpatialDataID 476225 to SpatialDataID 434777

Dates and Other Information:

Decreed Date: 10/26/2000
Enlargement Statute Priority Date: 4/12/1994
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: Or
Water District Number: 161
Swan Falls Trust or Nontrust: T
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
2.860	945.0	303.0	61-7235 ,61-11878

SubCase:

N/A

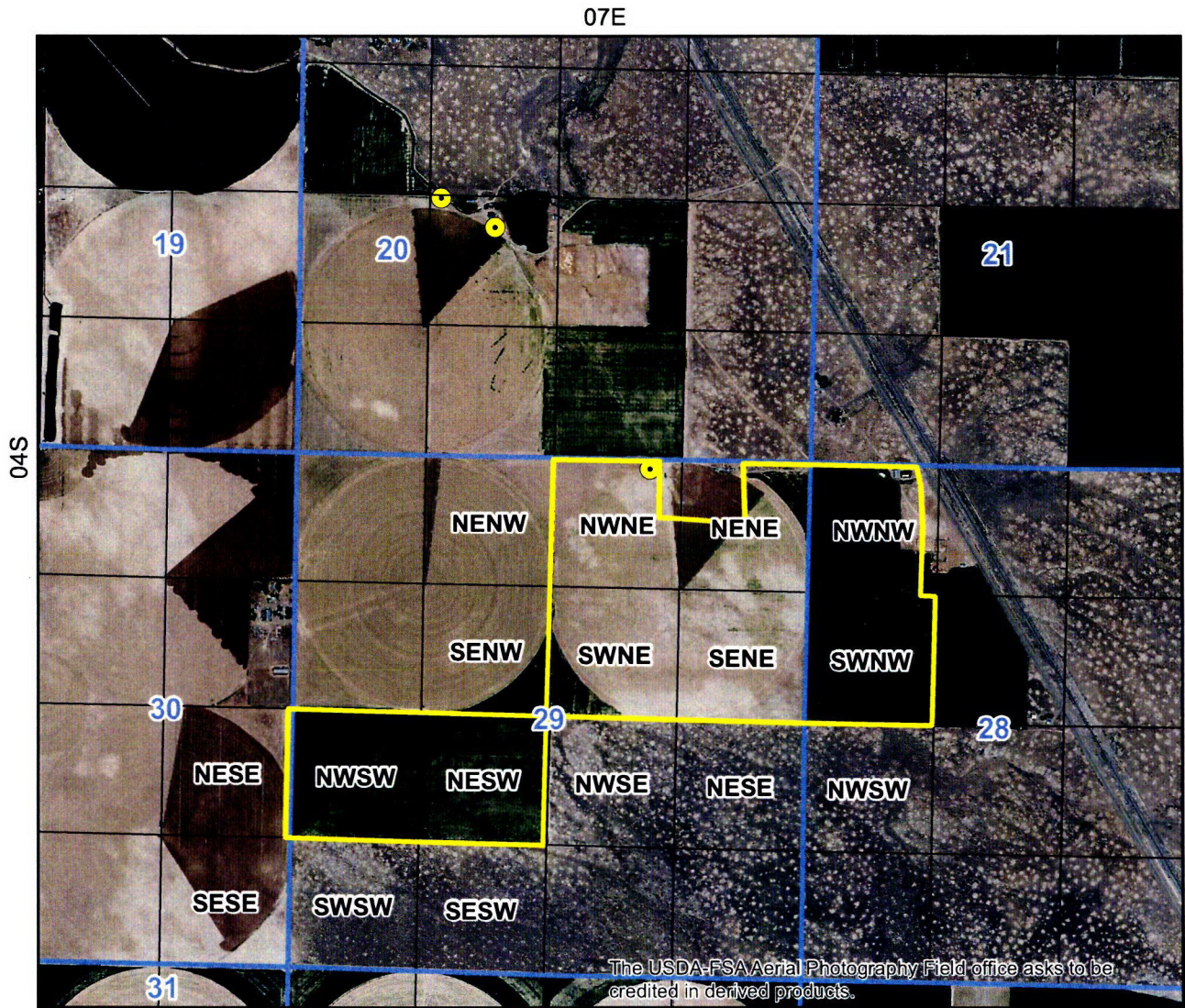
Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

Water Right

61-11878



0 0.225 0.45 0.9 Miles

- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Point of Diversion



RECEIVED

RECEIVED

JUL 14 2023

RECEIVED

JUL 17 2023

JUL 19 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT OF WATER RESOURCES
SOUTHERN REGIONWATER RESOURCES
WESTERN REGIONDEPARTMENT OF
WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
61-7235	Yes ☐	Yes ☐		Yes ☐	Yes ☐
61-11878	Yes ☐	Yes ☐		Yes ☐	Yes ☐
61-7235 + 61-12484	Yes ☐	Yes ☐		Yes ☐	Yes ☐
61-11878 + 61-12485	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Charles J Olson & Doris J Olson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Broken Horn Brand, LLC
New owner(s) as listed on the conveyance document

P. O. Box 136 HCI Box 136 Hill City ID 83337-0430 4501
Mailing address City State Zip

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: _____
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:

- ☐ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☐ Filing fee (see instructions for further explanation):
☐ \$25 per undivided water right.
☐ \$100 per split water right.
☐ No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 61-7235

8. Signature: Andrew J Olson
Signature of new owner/claimant
Andrew J. Olson
Print name

Manager
Title, if applicable

29-DEC-2022
Date

SCANNED

SEP 18 2023

Signature: _____
Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by SG Date 7/14/2023

Receipt No. 5039862

Receipt Amt. \$50.00

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

Name on W-9 _____

Approved by _____

Processed by gph

Date 9-18-23