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FEB 12 2025

DEPT. OF WATER RESOURCES
EASTERN REGION

WATERMASTER'S ANNUAL REPORT

From: 2/1, 2024 To: 1/31, 2025

Water District No. 29G

Water District Name: Birch Creek

Name of Watermaster: Kent Woodward

Mailing Address: 1699 E Big Hollow Rd Downey Id 83234

AFFIDAVIT OF WATERMASTER

As the appointed watermaster of water district no. 29G, I hereby certify that the information contained in this report is true and correct to the best of my knowledge.

KAW
Watermaster signature

2/10/25
Date

Pursuant to Section 42-606 Idaho Code, this Watermaster's Annual Report shall be filed prior to the end of the watermaster's appointment for the current year, and kept in the office of the Idaho Department of Water Resources (IDWR). The Watermaster's Daily Diversion Records should be attached to this report if those records are not submitted electronically to IDWR.

BUDGET ADOPTED AT THE ANNUAL MEETING OF THE WATER USERS

WATER DISTRICT NO. 296

Watermaster Salary.....\$ 600.-
 Assistant Watermaster Salary (if any).....\$ _____
 Treasurer Salary.....\$ 300.-
 Other Expenses.....\$ 810.-
 Total Expenses for 20 25-2026.....\$ 1710.-

DISTRIBUTION OF THE BUDGET AMONG USERS

INDIVIDUAL, DITCH OR CANAL COMPANY, ASSESSED	WATER RIGHT IDENT. NO.	ADDRESS	AMOUNT OF BUDGET	
<i>See Attached</i>			\$	
			\$	
			\$	
			\$	
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			\$	

29-4 - Birch Creek

	WATER RIGHT OWNER	IDWR WATER RIGHT NO (S)	DIVERSION NAME / REMARKS
1	Birch Creek	CFS	
2	Phillips Ranch (Bill)	2/24	
3	Kent Winward	2/24	
4	Tagbell Properties	2/24	
5	Phil Fergus	5/24	
6	Shane Eliason	2/24	
7	Heritage West Prop	8/24	
8	Gardner/Maler	2/24	
9	marble	(1/4 of 1/4 of 1/4)	29-14168
10	Art Martinez	1/24 (29-14132)	(3.13% * 98.5/100 = 8.5)
11	Other	.29% 3.13% * 10/10	29-324
12			
13	Station Creek		
14	Kent Winward	1/5	
15	Mark Blorkum	2/5	
16	Heritage West Prop	2/5	
17			
18	Cherry Creek		
19	Per Agreement filed w/IDWR		
20	5/29/18		
21			
22	See Attached (2 pages)		
23			
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MAY 29 2018

Department of Water Resources
Sacramento, California

Dear Director Spackman:

The following water rights on Cherry Creek share the same priority date (November 13, 1888). Except for a few stockwater rights held by the federal government in the upper drainage, the November 13, 1888 priority constitutes the senior-most priority on Cherry Creek.

Water Right	Rate	Acres	Water Use List	Current Owner
29-348A	1.000	40.0	IRRIGATION	VAUGHAN, MICHAEL W; VAUGHAN, SHELLEY
29-348B	0.880	34.0	IRRIGATION	VAUGHAN, MICHAEL W; VAUGHAN, SHELLEY
29-348D	1.920	86.0	IRRIGATION, STOCKWATER	NIELSEN FARMLAND LLC
29-348E	2.400	110.0	IRRIGATION, STOCKWATER	NIELSEN, MARCIA; NIELSEN, REX
29-348F	1.200	51.0	IRRIGATION	BLOXHAM, DAVID R.
29-348G	1.800	80.0	IRRIGATION	VAUGHAN, MICHAEL W; VAUGHAN, SHELLEY
29-10385	1.200	80.0	IRRIGATION	MC NEE, GERALDINE B <i>Vaughan</i>
29-13868	1.430	84.4	IRRIGATION, STOCKWATER	NIELSEN FARMLAND LLC
29-13869	0.570	25.6	IRRIGATION, STOCKWATER	CHERRY CREEK TREES LLC

In 1983, the owners of these water rights (or their predecessors in interest) entered into a Water Owner's Agreement ("Agreement"), describing how the water in Cherry Creek should be divided between the senior right holders during times of scarcity. The water rights on Cherry Creek were decreed without any reference to the Agreement. In spite of this omission, the water users on Cherry Creek have continued to adhere to the terms of the Agreement.

As current owners of the senior water rights, we would like a condition added to our water rights memorializing the Agreement. Because the addition of such conditions constitutes a further restriction or limitation on the water rights, we do not feel that a formal transfer is needed to add the conditions to the water rights. We request that conditions be added to the water rights as follows:

Water Right 29-348A Michael and Shelley Vaughan 1/12th of Stream 9/108

During times of scarcity, the right holder shall not divert more than 1/12th of the total stream flow of Cherry Creek at the point of diversion described on the right.

Water Right 29-348B Michael and Shelley Vaughan 1/12th of Stream 9/108

During times of scarcity, the right holder shall not divert more than 1/12th of the total stream flow of Cherry Creek at the point of diversion described on the right.

Water Right 29-348D Nielsen Farmland LLC 1/9th of Stream 12/108

During times of scarcity, the right holder shall not divert more than 1/9th of the total stream flow of Cherry Creek at the point of diversion described on the right.

Water Right 29-348E Rex and Marcia Nielsen 1/9th of Stream 12/108

During times of scarcity, the right holder shall not divert more than 1/9th of the total stream flow of Cherry Creek at the point of diversion described on the right.

Water Right 29-348F David and Cami Bloxham 1/6th of Stream 18/108

During times of scarcity, the right holder shall not divert more than 1/6th of the total stream flow of Cherry Creek at the point of diversion described on the right.

Water Right 29-348G Michael and Shelley Vaughan 1/6th of Stream 18/108
During times of scarcity, the right holder shall not divert more than 1/6th of the total stream flow of Cherry Creek at the point of diversion described on the right.

Water Right 29-10385 Geraldine McNee Vaughan 1/6th 18/108
During times of scarcity, the right holder shall not divert more than 1/6th of the total stream flow of Cherry Creek at the point of diversion described on the right.

Water right 29-13968 Nielsen Farmland LLC 2/3rd of 1/9th 8/108
During times of scarcity, the right holder shall not divert more than 8/108th (2/3rds of 1/9th) of the total stream flow of Cherry Creek at the point of diversion described on the right.

Water Right 29-13969 Cherry Creek Trees LLC 1/3rd of 1/9th 4/108
During times of scarcity, the right holder shall not divert more than 4/108th (1/3rd of 1/9th) of the total stream flow of Cherry Creek at the point of diversion described on the right.

Please notify all of the water right owners once the requested conditions have been added to the water rights. Thank you for your assistance.

Respectfully submitted,

<u>David R. Bloxham</u> 5-15-18 David R. Bloxham Date	<u>Shelley Vaughan</u> 5-15-18 Shelley Vaughan Date
<u>Larry E. McNee</u> 5-15-18 for Geraldine McNee Date	<u>Nicholas R. Nielsen</u> 5-19-18 <u>Rex Nielsen</u> 5-15-18 for Nielsen Farmland LLC Date
<u>Rex Nielsen</u> 5-15-18 Rex Nielsen Date	<u>[Signature]</u> 5-15-18 for Cherry Creek Trees LLC Date
<u>Marcia Nielsen</u> 5-15-18 Marcia Nielsen Date	<u>Cami Bloxham</u> 5-15-18 Cami Bloxham Date
<u>Michael Vaughan</u> 5-15-18 Michael Vaughan Date	

Vaughan - Trans. to 29G 29-14002 } not part of
Vaughan - " " " 29-14003 } agreement