

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RENUMBERED A21-12433

Ident. Number: ~~A31-10260~~

Date Received: 8/16/1988

Receipt No: E001335

Received By: *KCW*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARGARET HAGENBARTH 406-683-2163
Address: P.O. BOX 1128
DILLON, MT 59725
OR
Name: DAVID J. HAGENBARTH 406-683-2163
Address: P.O. BOX 1128
DILLON, MT 59725
OR
Name: JAMES F. HAGENBARTH 406-683-2163
Address: P.O. BOX 1128
DILLON, MT 59725

A212433

2. Date of Priority: FEB 19, 1906

3. Source: MUD CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	40E	10	NE	NW	SE		CLARK

Beginning Point of Minimum Instream Flow							
13N	40E	10	NW	NW	SE		CLARK

Ending Point of Minimum Instream Flow							
13N	40E	10	SE	NW	SE		CLARK

5. Description of diverting works:
INSTREAM FLOW FOR STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	04/01	12/31	0.230		

7. Total Quantity Appropriated is:
0.230 C.F.S. (and/or)

A31-10260

Page

1

A.F.A.

Date: 08/16/88

MICROFILMED

NOV 17 1992

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *James T. Angerhede* Date: 8/16/88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 16 day
of Aug 19 88 *Ernest Carlson*
Notary Public

Seal

Residing at *Snake Falls, ID*
My Commission Expires *14 June 1994*



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 21, 1997

MARGARET HAGENBARTH
DAVID J HAGENBARTH
JAMES F HAGENBARTH
PO BOX 1128
DILLON MT 59725

RE: RENUMBERED NOTICE

Dear Ms. Hagenbarth & Messrs. Hagenbarth:

The Department has changed the identification number for Notice of Claim A31-10260. The new number is A21-12433. We have also modified receipt E001335 to reflect the new number.

A copy of the receipt and the claim are enclosed for your records.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

DATE: 11/25/97
PAGE: 1

A2112433

DIVERSION RATE DIVERSION VOLUME

TOTAL DIVERSION: 0.23 CFS

Stage: BENEFICIAL USE

ESMNNES
ESMNNN
ESMNNN

[illegible]

Other Rights: A31-04131

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

8/16/1988

HAGENBARTH, JAMES F.

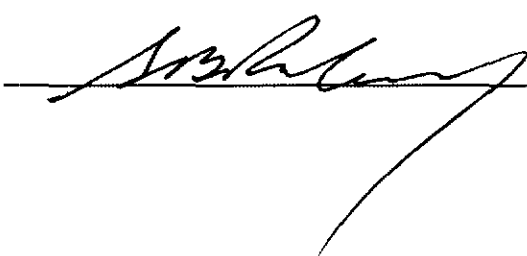
ADJUDICATION FEE	410162	9337	6490	901.00
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CHECK	7936
-------	------

\$	901.00
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Water Right Numbers				
A31-00307	A31-10254	A31-10255	A31-10256	A31-10257
A31-10258	A31-10259	A21-12433	A31-10261	A21-10108
A21-10109	A21-10110	A21-10111	-	-

Region: EASTERN

Signature: 

RENUMBERED FROM
A31-10260



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 21, 1997

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DAVID J HAGENBARTH
JAMES F HAGENBARTH
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Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 1, 2001

HAGENBARTH LIVESTOCK
PO BOX 1128
DILLON MT 59725

RE: ADDITION OF ATTORNEYS TO CLAIMS

Dear Claimants:

Attorneys John Bloomquist and Patti Rowland have been added to your claims per your request.

If you have any questions feel free to contact this office at (208) 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

WATER RIGHT NUMBER - A31-10260

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***

HAGENBARTH

MARGARET

1 - P.O. BOX 1128

2 -

3 -

CITY- DILLON

STATE- MT ZIP- 59725

PHONE - 406-683-2163

HAGENBARTH

DAVID J.

1 - P.O. BOX 1128

2 -

3 -

CITY- DILLON

STATE- MT ZIP- 59725

PHONE - 406-683-2163

HAGENBARTH

JAMES F.

1 - P.O. BOX 1128

2 -

3 -

CITY- DILLON

STATE- MT ZIP- 59725

PHONE - 406-683-2163

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
02/15/1906 ERROR IN REGION J - BENEFICIAL USE+ - - - - SOURCE - - - - + + - - - - - TRIBUTARY - - - - - +
MUD CREEK SINKS+ - - - - POINT OF DIVERSION - - - - - +
TWN RANG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

13N 40E 10 SE NW SE (33) CLARK

" " " NW NW SE 8 (33) CLARK

" " " SE NW SE 8 (33) CLARK

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER

04/01

12/31

0.230

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.230 0.0+ - - - - PLACE OF USE - - - - - +
TWN RANG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

13N

40E

10

NW SE

04 STOCKWATER

(33) CLARK

+ - - DIVERSION MEANS - INSTREAM FLOW FOR STOCKWATER

+ - - NON-IRRIGATION USE - 8/1000 RANGE CATTLE

+ - - OTHER RIGHTS FOR SAME USE - A31-04121

WATER RIGHT NUMBER - A31-10260

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - REMARKS - - - - - +
CLAIMANTS PREDECESSOR RECEIVED A PATENT FOR PLACE OF USE ON
02/19/1906. IT BECOMES OBVIOUS THAT LIVESTOCK WATERED FORM
INSTREAM FLOWS AT LEAST AS EARLY AS THE PATENT DATE. THIS RIGHT
IS CLAIMED USING THE DOCTRINE OF BENEFICIAL USE.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 08/16/89 WILSON 09/26/89 REFUNDML

+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 04/16/1984	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- E001335	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLAG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

RP13N40E106610 A

DATA ENTRY

ENTERED 10-3-93 RS

CHECKED 12/31/93

Verified By
Tedd H. Ortho-PQ
(PQ) 110
Witnessed By Records
IDWR Photos
Field Exam
Clerk (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

OCT 13 1992

CERTIFIED

MAY 24 1993

WATER EXAMINER

MICROFILMED

APR 14 1994