

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

RECEIVED
DEC 0 1 1989

Ident. Number: A24-04008
Date Received: 11/07/1989
Receipt No: 604232
Received By: SE

Department of Water Resources
NOTICE OF CLAIM TO A WATER RIGHT
Eastern District Office
ACQUIRED UNDER STATE LAW

1. Name: STEWART BROTHERS CO. 602-583-3480
Address: P.O. BOX 42775
HUNTRIDGE STATION
ATTN: PAUL JUDD
LAS VEGAS, NV 89116

2. Date of Priority: JUN 06, 1919

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	45E	22	SW	SE	NW		CARIBOU

5. Description of diverting works:
WATER COLLECTED INTO PIPELINE. DISTRIBUTED TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/30	2.000		
STOCKWATER	04/01	10/30	0.090		

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

8. Total consumptive use is 400.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR 316 HEAD OF RANGE CATTLE

A2404008

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10S	45E	22	NE		NE		IRR	10.0
			SW		NE		IRR	30.0
			SE		NE		IRR	20.0
			NE		NW		IRR	20.0
			SE		NW		IRR	10.0
			NE		SW		IRR	10.0
			NE		SE		IRR	20.0
			NW		SE		IRR	40.0
							Section Acres	160.0
							Total Acres	160.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
24-04007, 04009 & 04010

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:

I do solemnly swear or affirm that I am PARTNER of
Title
STEWART BROTHERS Co., that I have signed the foregoing
Organization
document in the space below as PARTNER of
Title
STEWART BROTHERS Co. and that the statements contained in the
Organization
foregoing document are true and correct.

Allen L. Stewart
Signature of Authorized Agent

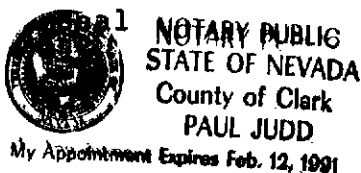
PARTNER, STEWART BROTHERS Co.
Title and Organization

Nov. 20, 1989
Date

State of ~~Idaho~~ NEVADA)
County of CLARK) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of November 19 89

Paul Judd
Notary Public



Residing at LAS VEGAS, NEV.
My Commission Expires 2/12/91

Log for claim 24-04008

Spatial Dynamics BTD

4/4/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s45e	22	NENE	10	9.2	
10s45e	22	SWNE	30	26	
10s45e	22	SENE	20	19	
10s45e	22	NENW	20	12	
10s45e	22	SENW	10	4.5	
10s45e	22	NESW	10	5.7	
10s45e	22	NESE	20	18	
10s45e	22	NWSE	40	28	
Totals:			160	122.4	

NOV 17 1975

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of water resources
Eastern District Office

Section 42-225a, Idaho Code

RECEIVED

NOV 12 1965

Department of Water Resources

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that **STEWART BROTHERS COMPANY**
(name of claimant)

of P.O.Box 2775 Huntridge Station, claims a right to the diversion and beneficial use of
Las Vegas, NV (mailing address) 89104
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Unnamed stream fed by runoff and/or U. G., tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: _____

Amount	} Use <u>Irrig.</u> Use <u>Stock</u> Use _____	Period of Use: From <u>Apr. 1</u> To <u>Oct. 30</u>
Amount <u>2 cfs</u>		Period of Use: From <u>"</u> To <u>"</u>
Amount _____		Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

- (3) Total quantity of water claimed: 2 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) June 6, 1919

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source) POINT #3
SE ¼ NW ¼, Sec. 22 Twp. 10S Rge. 45E B. M. County of Caribou
Additional points of diversion: (Same point - further description) Bears approx. S63°W 4521' from common corner of Sections 14, 15, 22, 23
B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. This water is collected at our property line in a pipe and distributed by pipes to the area shown on map and with sprinklers
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

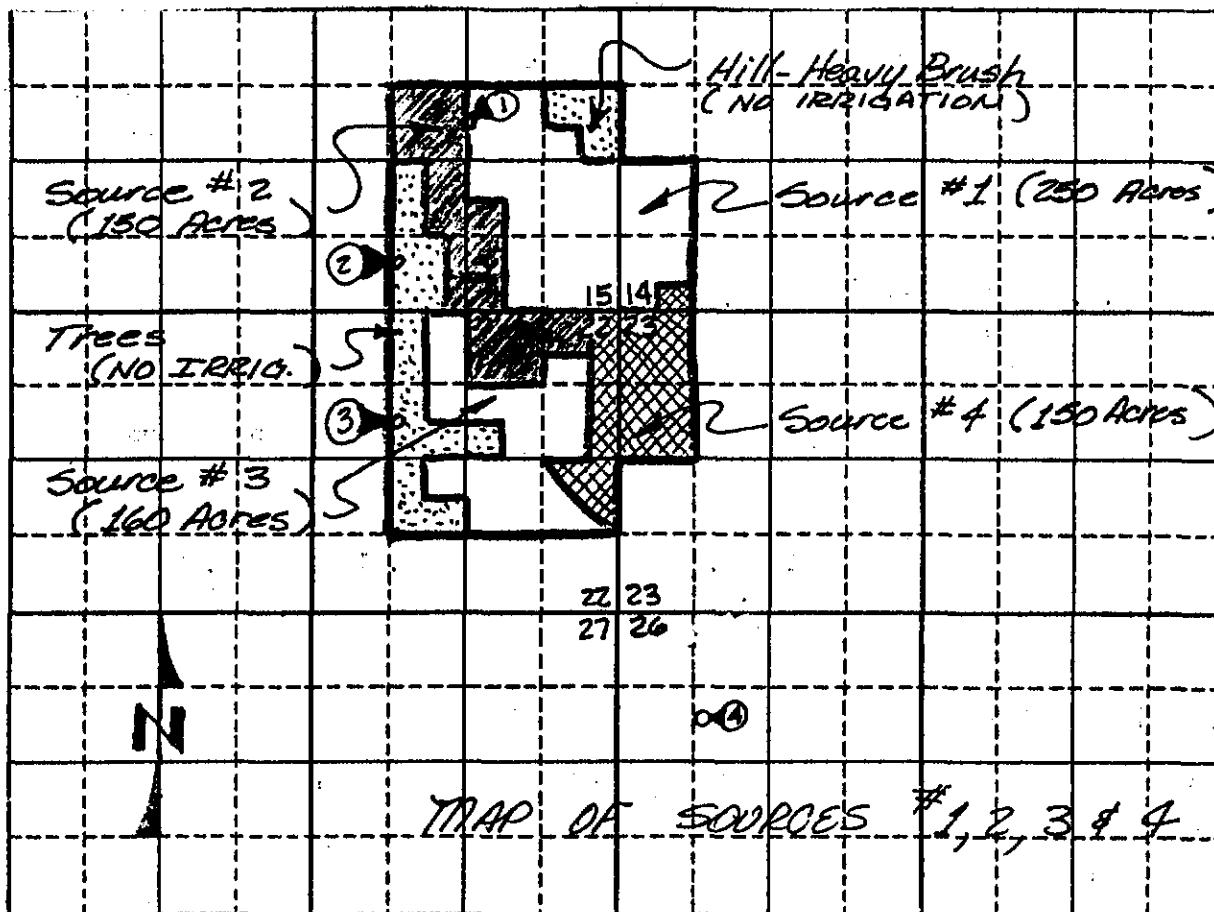
Total No. of acres 160

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:**

Just watering stock on this source

- (7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Idaho~~ NEVADA)
) ss.
County of CLARK)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 10 day of November, 1975.

Harold Stewart
(Claimant)

Conchy Burroughs
Notary Public
Residing at 1001 Highway 100
NOTARY PUBLIC
State of Nevada, Clark County
My commission expires 12-31-1976

My commission expires 11-1-76

For Department Use Only

Received by TMB	Date 11-12-75	Exception filed by:	Forwarded to	Date
Prelim. check by H	Date 11-12-75		claimant by:	
\$10.00 fee received by TMB	Date 11-12-75			
Approved for publication by me	Date 12-08-1975			
Published in The Carson County News				
Dates Nov 27 & Dec 4, 1975				

PETERSEN, MOSS, OLSEN, MEACHAM & CARR

GEORGE C. PETERSEN, JR.
REED L. MOSS
GREGORY P. MEACHAM
WM. CHARLES CARR
EARL BLOWER
SCOTT P. ESKELSON
STEPHEN D. HALL
KARL R. DECKER

ATTORNEYS AT LAW
485 "E" STREET
IDAHO FALLS, IDAHO 83402
(208) 523-4650

DENNIS M. OLSEN
(1930-1985)

November 30, 1989

RECEIVED
DEC 01 1989

Department of Water Resources
Eastern District Office

Mr. Eric Verner
Department of Water Resources
State of Idaho
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402

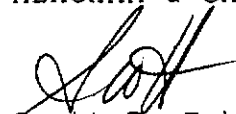
RE: A24-04009, 04010, 04008 and 04007

Dear Eric:

Please find notices of claim with respect to the above identified water rights. Also enclosed is a check for \$910.00 to cover necessary filing fees. Please return any documentation to my attention. Thank you for your help as always.

Very truly yours,

PETERSEN, MOSS, OLSEN,
MEACHAM & CARR



Scott P. Eskelson

SPE:jww

Enclosures

3822L

MICROFILMED
NOV 06 1992

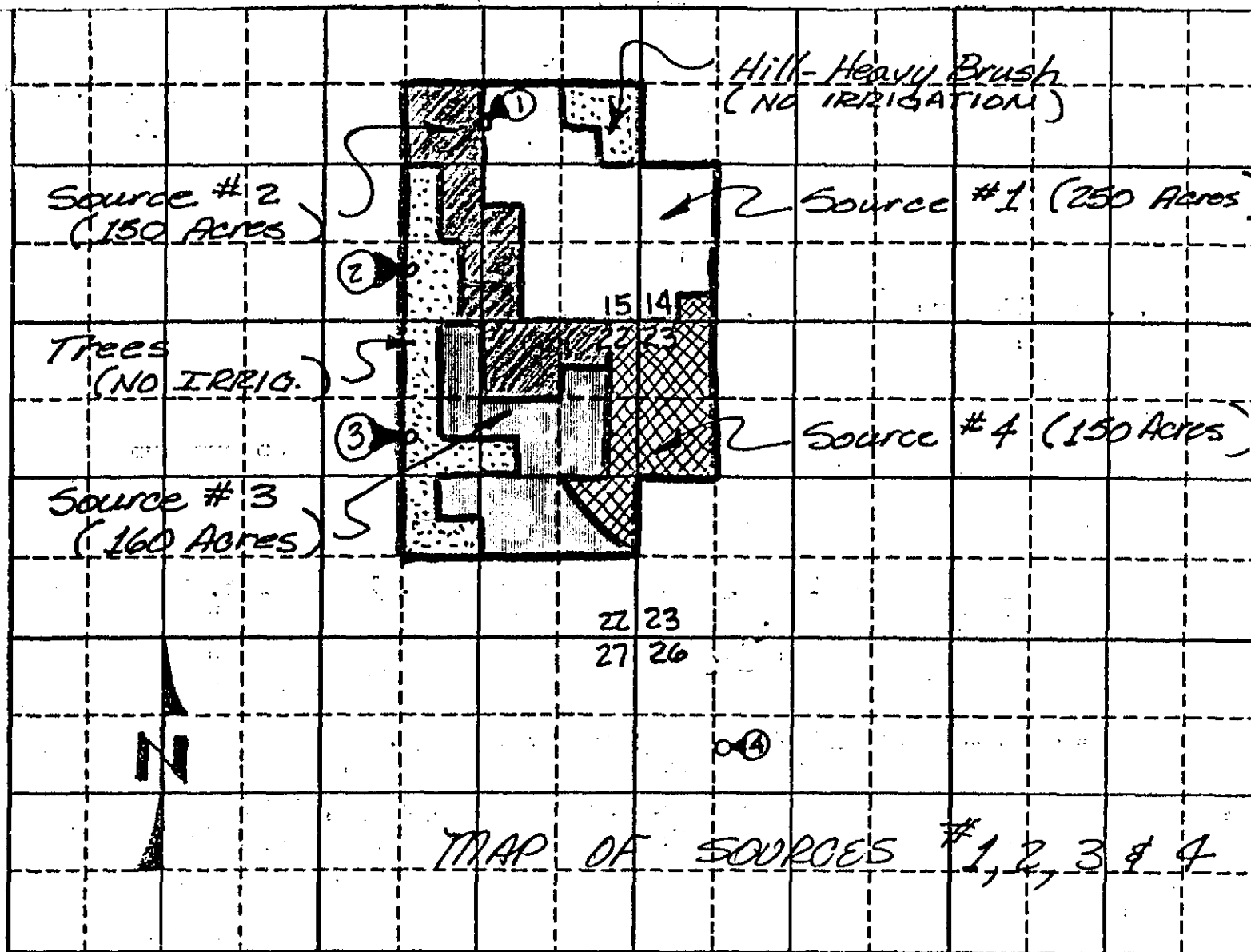
REFUSED

1.5V 12 1910

CLAIM TO A WATER RIGHT

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(8) Remarks



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) ss.

County of CLARK)

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Harold Stewart
(Claimant)

Dorothy Burroughs
Notary Public

Residing at Las Vegas, NV

My commission expires 11-1-76



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Prelim. check by [initials] Date 11-12-75
\$10.00 fee received by TMB Date 11-12-75
Approved for publication by [initials] 12-05-1975
Published in The Carson County News
Dates Nov 27 & Dec 4, 1975

Exception filed by: _____ Date _____
Forwarded to claimant by: _____ Date _____