

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

Ident. Number: A27-04077  
Date Received: 5/22/1989  
Receipt No: E007803  
Received By: ENC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

|          |                                |              |
|----------|--------------------------------|--------------|
| 1. Name: | LILA OLESON                    | 208-785-2414 |
| Address: | 363 E. 200 N.<br>BLACKFOOT, ID | 83221        |
| OR       |                                |              |
| Name:    | GEORGE OLESON                  | 208-785-2414 |
| Address: | 363 E. 200 N.<br>BLACKFOOT, ID | 83221        |
| OR       |                                |              |
| Name:    | STEVEN OLESON                  | 208-785-2414 |
| Address: | 363 E. 200 N.<br>BLACKFOOT, ID | 83221        |

A2704077



2. Date of Priority: AUG 05, 1896

3. Source: STREAM Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

|          |       |         |        |        |     |     |         |
|----------|-------|---------|--------|--------|-----|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
| 05S      | 40E   | 1       | NW     | NW     |     |     | CARIBOU |

5. Description of diverting works:  
DITCH

6. Water is used for the following purposes:

|            |       |       |        |      |        |
|------------|-------|-------|--------|------|--------|
| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 0.800  |      |        |
| STOCKWATER | 04/15 | 11/01 | 0.190  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
S/800 HEAD RANGE CATTLE  
A27-04077

Page 1

Date: 05/22/89

MICROFILMED

NOV 12 1991

10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 05S      | 40E   | 1       | NW  |    | NW  |     | IRR           | 20.0  |
|          |       |         | NW  |    | NW  |     | STOCK         |       |
|          |       |         | SW  |    | NW  |     | IRR           | 20.0  |
|          |       |         | SW  |    | NW  |     | STOCK         |       |
|          |       |         |     |    |     |     |               |       |
|          |       |         |     |    |     |     | Section Acres | 40.0  |
|          |       | 2       | NE  |    | NE  |     | STOCK         |       |
|          |       |         | SE  |    | NE  |     | STOCK         |       |
|          |       |         |     |    |     |     | Total Acres   | 40.0  |

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:  
A27-10751

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Lila Olson Date: 22 May 89  
Date: \_\_\_\_\_

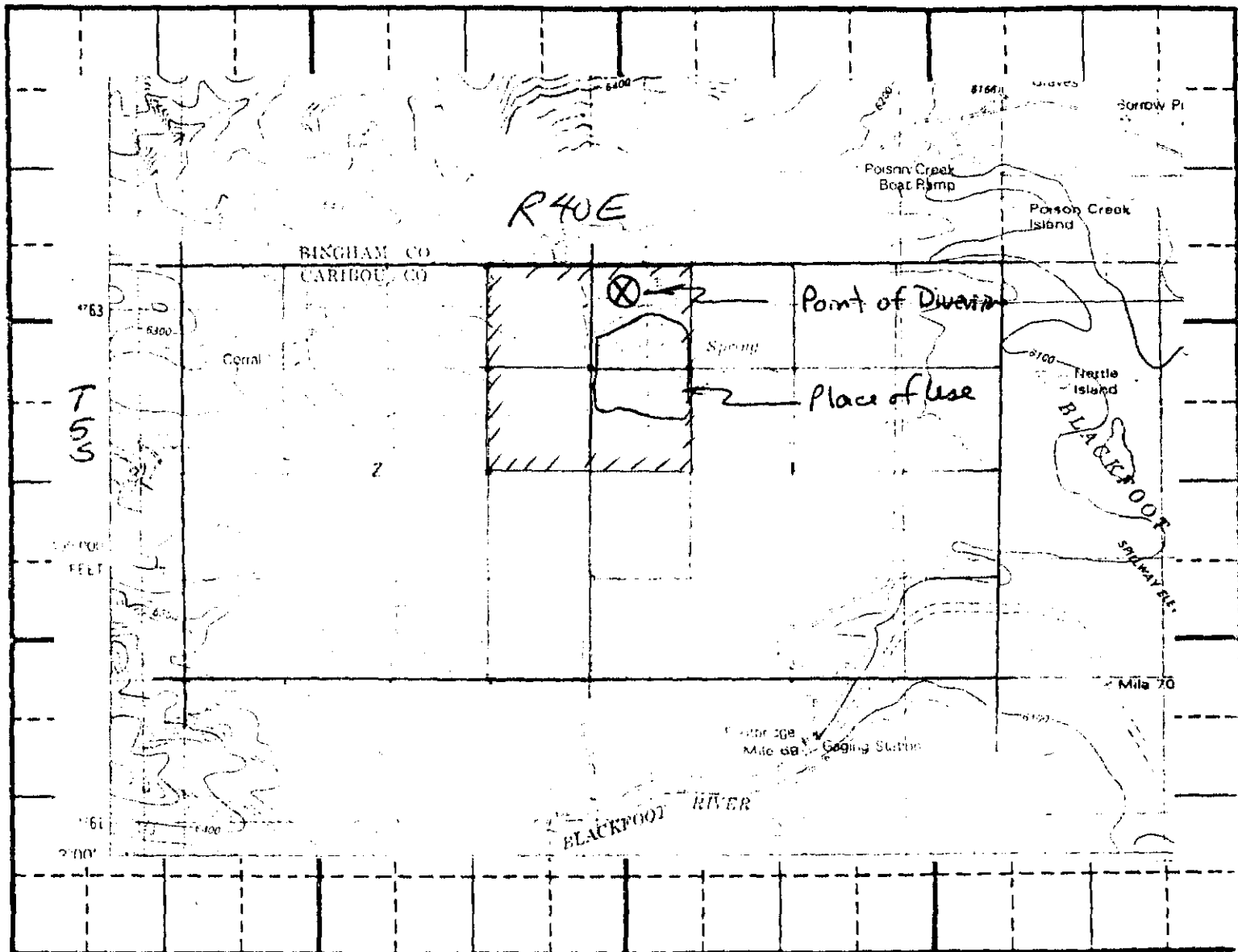
State of Idaho )  
County of Bonner ) SS.

Subscribed and sworn (or affirmed) before me this 22 day  
of May 19 89 Ernest Carlson  
Notary Public

Seal

Residing at Shoshone Falls, ID  
My Commission Expires 14 June 1994

(8) Remarks Unnamed spring is tributary to Blackfoot Reservoir.  
Spring referred to as Grave Creek in abstract.



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 )

County of Caribou )

) ss.

**MICROFILMED**  
**NOV 12 1992**

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 affiant's knowledge.

*x Joe Olson*  
(Claimant)

Log for claim 27-04077

Spatial Dynamics LTD

12/5/00

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|---------|-----|------|------------------|----------------|---------|
| 05s40e  | 1   | NWNW | 20               | 19             |         |
| 05s40e  | 1   | SWNW | 20               | 23             |         |
| Totals: |     |      | 40               | 42             |         |

 SPATIAL  
DYNAMICS

AJ5809NP  
No. A27-04077

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00  
PAGE: 84

```
=====
OWNER                                PRIORITY    USE PERIOD    DIVERSION    DIVERSION
CODE      NAME & ADDRESS            DATE         WATER USE    FROM   TO      RATE     VOLUME
-----
C  LILA OLESON                      08/05/1896  IRRIGATION    04-01  11-01    0.800 CFS
C  GEORGE OLESON                    STOCKWATER    04-15  11-01    0.190 CFS
C  STEVEN OLESON
   363 E 200 N
   BLACKFOOT ID 83221
   (208) 785-2414
                                     TOTAL DIVERSION: 0.800 CFS
=====
```

Water Source: UNNAMED STREAM

Tributary to: BLACKFOOT RIVER

Stage: BENEFICIAL USE

AJ5809NP  
No. A27-04077

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00  
PAGE: 85

Point(s) of Diversion: T05S R40E S01 NWNW CARIBOU County

Place of use Legal Description for: IRRIGATION

|     |     |   |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |             |      |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|------|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | :           | SUM  |
| 05S | 40E | 1 | : |    |    |    |    |    |    |    |    | 20 | 20 |    |    |    |    |    |    |             | 40.0 |
|     |     |   |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 40.0 |

Place of use Legal Description for: STOCKWATER

|     |     |   |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |
| 05S | 40E | 1 | : |    |    |    |    |    |    |    |    | S  | S  |    |    |    |    |    |    | : |
| 05S | 40E | 2 | : | S  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |

POU County: CARIBOU

Non-Irrigation Uses: S/800 HEAD RANGE CATTLE

Other Rights: A27-10751

|        |                        |                        |                       |
|--------|------------------------|------------------------|-----------------------|
| Dates: | Exam Made Date:        | Verified Date:         | Objection Filed Date: |
| Misc:  | Water District Number: | Field Inspection Flag: | Presumption Flag:     |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Joe or George or Steven Oleson  
(Name of Claimant)

Rt. #6, Box 259, Blackfoot, Idaho 83221 Telephone No. 785-2414  
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) August 5, 1896

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 is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

spring tributary to Blackfoot River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

|          | (cfs, af)       | (Domestic, Irrigation, Stock, Etc.) | (Both dates inclusive)        |                 |
|----------|-----------------|-------------------------------------|-------------------------------|-----------------|
|          |                 |                                     | (Mo., Day)                    | (Mo., Day)      |
| Quantity | <u>0.80 cfs</u> | Use <u>irrigation</u>               | Period of Use From <u>4/1</u> | To <u>11/1</u>  |
| Quantity | <u>0.19 cfs</u> | Use <u>stockwater</u>               | Period of Use From <u>1/1</u> | To <u>12/31</u> |
| Quantity |                 | Use                                 | Period of Use From            | To              |
| Quantity |                 | Use                                 | Period of Use From            | To              |
| Quantity |                 | Use                                 | Period of Use From            | To              |

- (4) 0.80 cfs TOTAL QUANTITY USED.  
(cfs, af)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NW ¼ NW ¼, Sec. 1 Twp. 5S Rge. 40E B.M., County of Caribou

Additional points of diversion:

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. Describe any changes in the system and give the date of the change. Collection ditch for flood irrigation

- (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.

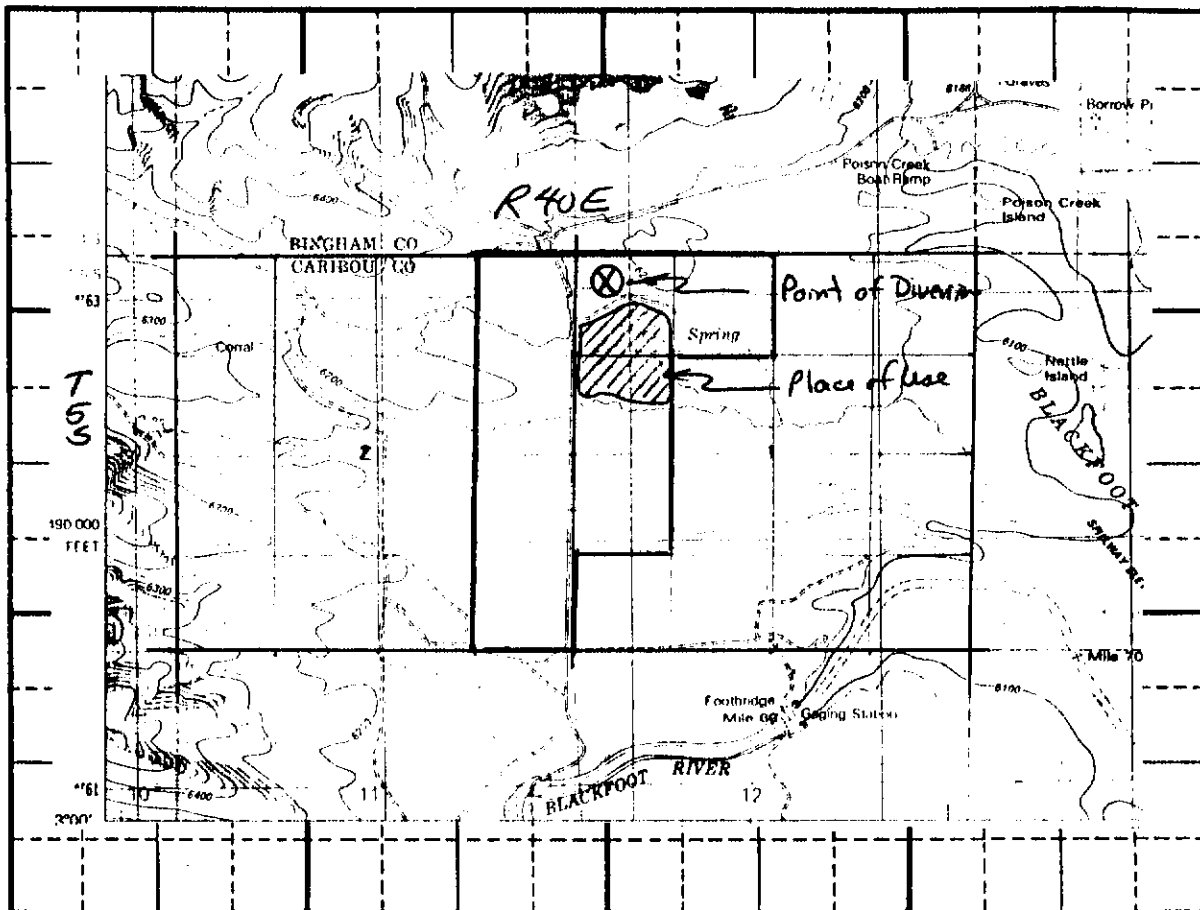
| T  | R   | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|    |     |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 5S | 40E | 1    |     |     |     |     |     | 20  | 20  |     |     |     |     |     |     |     |     |     | 40    |
|    |     | 2    | X   |     |     | X   |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |     |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

No. of acres 40

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

NOTE: Include here the type and number of stock watered: 800 head of range cattle  
(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks Unnamed spring is tributary to Blackfoot Reservoir.  
Spring referred to as Grave Creek in abstract.



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 )  
County of Bonneville ) ss.

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 affiant's knowledge.

Sworn to before me this 18th day of January, 19 83.  
Joe Oleson (Claimant)

William A. Gray  
Notary Public  
Residing at John F. Gray, Jr.

My commission expires 6-15-85

asisted by Kew 1-18-83 FOR DEPARTMENT USE ONLY  
Received by \_\_\_\_\_ Date \_\_\_\_\_ Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by HWS Date 1-18-83  
\$30.00 fee received by Cal Date 1-18-83  
Published in Caribou County 5th 233/8  
Dates 2/3 2/10/83

My commission expires 10/1/1900  
Acquired by K. J. Rawling  
Received by K. J. Rawling  
Prelim. check for \$20.00 fee received by Caribou County  
Published in Caribou County  
10/1/1900

Entry No. 4

Sheet No. 4

William J. Rawling,

Claimant

TO:

WHICH IT MAY CONCERN.

KNOWN FOR REFERENCE.  
--Abstractor.

NOTICE OF WATER RIGHT.

Recorded: Aug. 5, 1896 at  
10:40 A.M. in Book 1 of  
Water Locations, at page  
94, Records of Caribou,  
County, State of Idaho.

STATE OF IDAHO,

: SS

BANNOCK COUNTY,)

To all concerned.

Notice is hereby given. 1st. That William J. Rawlings, of Chesterfield, Bannock County State of Idaho, hereby claims the waters of Grave Creek, here flowing, to the extent of forty (40) cubic feet per second. 2nd. It is intended to divert said water at or near the point where this Notice is posted and more definitely described as follows:

At a point on said Creek about three miles above the point where said Grave Creek flows into the Blackfoot River and about one and one-half miles South of the lands hereinafter described.

3rd. Said water is claimed for agricultural and domestic purposes. The place of intended use is the lands hereinafter described. 4th. Said water is diverted by means of a dam and two ditches, one on each side of said Creek taken out at the above described point of diversion and running thence in a Northerly direction to the lands hereinafter described and each of said ditches being three (3) feet wide on the bottom and two (2) feet deep. The general course of each of said ditches is Northerly. The length of each of said ditches is about one and one-half miles. It is intended to use said waters for irrigating the lands now occupied by Claimant situate in the Northern part of said Bannock County and about twelve miles North of Chesterfield the same being enclosed by a fence and embracing one hundred & sixty acres of the unsurveyed lands of the United States of America. The same being situate in Township five (5) South of Range forty (40) East of the Boise Meridian in Idaho. 5th. It is intended to have the works for the diversion and use of said waters as aforesaid completed within one (1) year.

Witness my hand this third day of August, A.D. 1896.

William J. Rawling, Claimant.

ACKNOWLEDGED: In the State of Idaho, County of Bannock on the 3rd day of August, A.D. 1896 by William J. Rawling, before Moses Muir, a Justice of the Peace.

Transcribed from Bannock County Records, Water Location Record No. 1, page 555.

CARIBOU COUNTY ABSTRACT COMPANY

SODA SPRINGS, IDAHO

MICROFILMED

NOV 13 1996

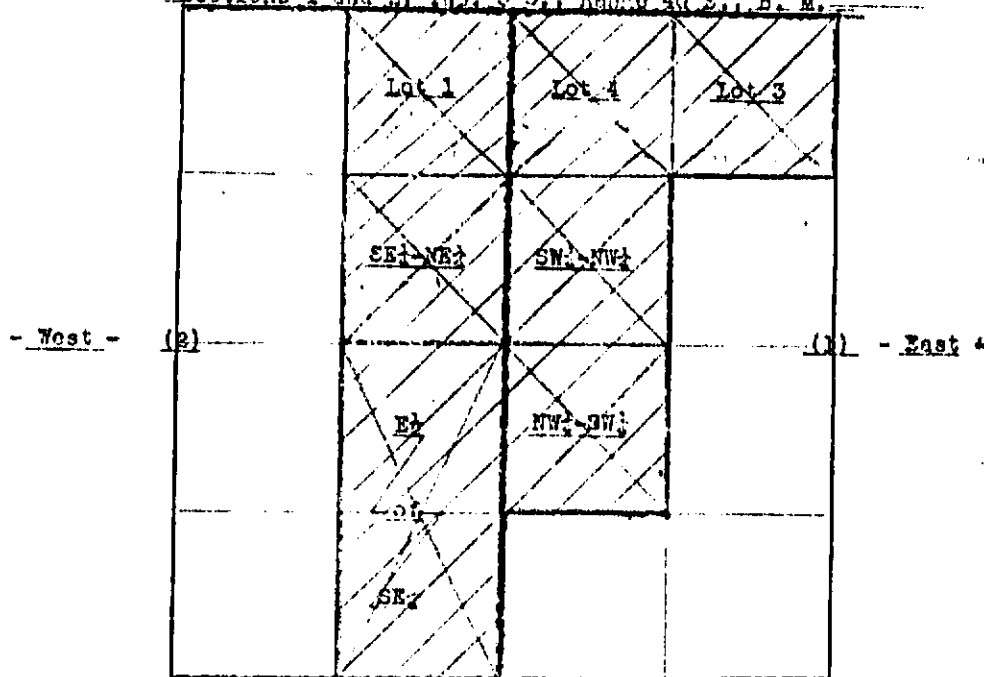
Entry No. 1.

PLAT No. 562

Sheet No. 1.

- NORTH -

Sections 1 and 2, Twp. 5 S., Range 40 E., B. M.



- SOUTH -

DEED COUNTY ABSTRACT COMPANY

1000 W. 10th St. - OMAHA, IOWA

MICROFILMED

NOV 13 1996