

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: A29-10222
Date Received: 1/24/1990
Receipt No: M005585
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: KING CREEK GRAZING ASSN
Address: C/O LINDA HEBDON
RR BOX 1440
BANCROFT ID 83217
208-648-7841

2. Date of Priority: JUL 6, 1868

3. Source: TOPONCE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	38E	33		NW	SE		CARIBOU
		34	NE	NW	SE		CARIBOU
		35	SE	SW	NE		CARIBOU
			NE	NW	SW		CARIBOU
			SW	NW	SE		CARIBOU

5. Description of diverting works:
CULVERTS DIV. FROM CREEK FOR FLOOD, CONCRETE HDBOX PUMP SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/01	11.930		

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

8. Total consumptive use is 1832.5 Acre Feet Per Annum.

9. Non-irrigation uses:

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	38E	34	SE	SE		IRR	35.0
						Section Acres	35.0
		35	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SW	NW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	20.0
						Section Acres	380.0
		36	SW	NW		IRR	40.0
			NW	SW		IRR	40.0
						Section Acres	80.0
07S	38E	2	NE	NE		IRR	25.0
			NW	NE		IRR	25.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	25.0
			NW	NW		IRR	10.0
			SW	NW		IRR	3.0
			SE	NW		IRR	32.0
			NE	SE		IRR	38.0
						Section Acres	238.0
						Total Acres	733.0

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:
NONE

14. Remarks:

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 29-00228,
29-00229, 29-00230, 29-00232, 29-00233, 29-00235, 29-00249,
29-00250 AND 29-00251.

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14. Remarks: Continued

STOCKWATER USE IS INCIDENTAL. LIVESTOCK DRINK FROM THE DITCHES
AND CREEK ON THE PROPERTY OF THE CLAIMANT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

UNITED STATES OF AMERICA

Decree Plaintiff

JULIA HIBNER, ET. AL.

vs Decree Defendant

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APR 13 1994

#783 y

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: A29-10222
Date Received: 1/23/1990
Receipt No: M005585
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KING CREEK GRAZING ASSOC. 208-648-7841
Address: C/O LINDA HEBDON
R.R. BOX 1440
BANCROFT, ID 83217

2. Date of Priority: JUL 06, 1868

3. Source: TOPONCE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	38E	34	NE	NW	SE		CARIBOU
		35	SE	SW	NE		CARIBOU
			NE	NW	SW		CARIBOU
			SW	NW	SE		CARIBOU

5. Description of diverting works:
CULVERTS DIV. FROM CREEK FOR FLOOD, CONCRETE HDBOX PUMP SPRINKLER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	~~09/15~~	11.930		

7. Total Quantity Appropriated is: 11.930 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 1832.5 Acre Feet Per Annum.

9. Non-irrigation uses:



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	38E	34	SE	SE		IRR	35.0
						Section Acres	35.0
		35	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SW	NW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	20.0
						Section Acres	380.0
		36	SW	NW		IRR	40.0
			NW	SW		IRR	40.0
						Section Acres	80.0
07S	38E	2	NE	NE		IRR	25.0
			NW	NE		IRR	25.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	25.0
			NW	NW		IRR	10.0
			SW	NW		IRR	3.0
			SE	NW		IRR	32.0
			NE	SE		IRR	38.0
						Section Acres	238.0
						Total Acres	733.0

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:
NONE

14. Remarks:

THIS RIGHT IS A COMBINATION OF 9 RTS. PLEASE SEE OLD RT. NUMBERS
STOCKWATER USE IS INCIDENTAL. LIVESTOCK DRINK FROM THE DITCHES

14. Remarks: Continued

AND CREEK ON THE PROPERTY OF THE CLAIMANT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

UNITED STATES OF AMERICA

Decree Plaintiff

vs

JULIA HIBNER, ET. AL.

Decree Defendant

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 Manager of

Title

King Creek Grazing Assn., that I have signed the foregoing

Organization

document in the space below as Manager of

Title

King Creek Grazing Assn. and that the statements contained in the

Organization

foregoing document are true and correct.

Steven Helton
Signature of Authorized Agent

Manager
Title and Organization

1/24/90
Date

State of Idaho)
County of Caribou) ss.

Subscribed and sworn (or affirmed) before me this 24th day

of January 19 90

Seal

Anthony S. Olinchok
Notary Public

Residing at Boise Falls

My Commission Expires 9/12/1994

UNRECORDED
NOV 16 1947

			35				
		10	40		40		
	33	25	40	40			
	40	25	40	40			
			40	40	40		
	40	25	20	40	40		
				40	40		

21 25
21 25
21 25

Log for claim A29-10222

Spatial Dynamics BTD

6/19/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s38e	34	SESE	35	32	
06s38e	35	SWNE	40	41	
06s38e	35	SENE	40	41	
06s38e	35	SWNW	40	40	
06s38e	35	NWSW	40	39	
06s38e	35	SWSW	40	39	
06s38e	35	SESW	40	40	
06s38e	35	NESE	40	41	
06s38e	35	NWSE	40	41	
06s38e	35	SWSE	40	40	
06s38e	35	SESE	20	18	
06s38e	36	SWNW	40	40	
06s38e	36	NWSW	40	41	
07s38e	2	NENE	25	27	
07s38e	2	NWNE	25	27	
07s38e	2	SWNE	40	38	
07s38e	2	SENE	40	40	
07s38e	2	NENW	25	27	
07s38e	2	NWNW	10	9.8	
07s38e	2	SWNW	3	2.4	
07s38e	2	SENW	32	30	
07s38e	2	NESE	38	19	
Totals:			733	713.2	

AJ5809NP
No. A29-10222

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 142

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KING CREEK GRAZING ASSN C/O LINDA HEBDON RR BOX 1440 BANCROFT ID 83217 (208) 648-7841	07/06/1868	IRRIGATION	04-15 10-01	11.930 CFS	
					TOTAL DIVERSION:	11.930 CFS
					CONSUMPTIVE USE:	1832.50 AFA

Water Source: TOPONCE CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion:	T06S R38E S33	NWSE				CARIBOU County
	S34	NENWSE				CARIBOU County
	S35	SESWNE	NENWSW	SWNWSE		CARIBOU County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE								
			NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE			
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
06S	38E	34	:								:																35	35.0
06S	38E	35	:					40	40	:				40		:		40	40	40	:	40	40	40	20	:	380.0	
06S	38E	36	:							:				40		:		40			:						:	80.0
07S	38E	2	:	25		25		40	40	:	25		10	03	32	:					:	38					:	238.0
																									TOTAL ACRES	733.0		

POU County: CARIBOU

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A29-00114 A29-10089 A29-10121 A29-10122 A29-10123 A29-10124 A29-10125 A29-10196 X29-10222

Other Water Rights Listing Overlapping Place(s) of Use:

A29-00103 A29-00228 A29-00229 A29-00230 A29-00232 A29-00233 A29-00235 A29-00236 A29-00249 A29-00250
A29-00251 A29-04346 A29-10320 A29-10322 X29-10222

Conditions of Approval:

- M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
- MAINTAINED AS A PART OF THE DIVERTING WORKS.

Remarks: GEN THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 29-00228,
29-00229, 29-00230, 29-00232, 29-00233, 29-00235, 29-00249,
29-00250 AND 29-00251.
STOCKWATER USE IS INCIDENTAL. LIVESTOCK DRINK FROM THE DITCHES
AND CREEK ON THE PROPERTY OF THE CLAIMANT.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 29

Field Inspection Flag:
Presumption Flag: D

AJ5809NP
No. A29-10222

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 143

Audit: 01/24/90 MOBILE3 09/10/93 VERNER 03/29/95 POST-STD 11/01/95 CFRITSCH
11/02/95 CFRITSCH

✓ PULL ADJUDICATION CLAIM

✓ GIVE TO ERIC

GBV CHECKED AND DATA ENTERED

bc RECEIVED BACK FROM ERIC

 SEND LETTER TO CLAIMANT

 FILE IN "P" FILE

SEPTEMBER 13, 1993

KING CREEK GRAZING ASSN
C/O LINDA HEBDON
RR BOX 1440
BANCROFT ID 83217

RE: TRANSFER

Dear Linda Hebdon:

Our office has received notice of your approved transfer #4192 of water right #29-10222. The Snake River Basin Adjudication claim filed on this right has been amended pursuant to the approved transfer. Enclosed is a copy of the amended claim for your records.

Please review the notice carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copy with your records.

Sincerely,

Eric Verner
Sr. Water Agent

EV:sc

Enclosure

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4192 (PART)
CLAIM TO A WATER RIGHT NO. A29-10222

RECEIVED

SEP 01 1993

Department of Water Resources
Eastern District Office

This is to certify that: KING CREEK GRAZING ASSN
C/O LINDA HEBDON
RR BOX 1440
BANCROFT ID 83217

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	11.93 CFS	2565.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
TOPONCE CREEK	PORTNEUF RIVER

Priority: 07/06/1868

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 33, Township 06S, Range 38E
NWSE , Sec. 34, Township 06S, Range 38E
SWNE , Sec. 35, Township 06S, Range 38E
NWSW , Sec. 35, Township 06S, Range 38E
NWSE , Sec. 35, Township 06S, Range 38E
CARIBOU County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	38E	34	SESE 35			35
		35	SWNE 40	SENE 40	SWNW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 20			380
		36	SWNW 40	NWSW 40		80
07S	38E	?	NENE 25	NWNE 25	SWNE 40	
			SENE 40	NENW 25	NWNW 10	
			SWNW 3	SENE 32	NESE 38	238
Total number of acres irrigated:						733

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APR 13 1994

TRANSFER NO. 4192 (PART)
CLAIM TO A WATER RIGHT NO. A29-10222

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 29.
2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Right Nos. 29-00228, 29-00229, 29-00230, 29-00232, 29-00233, 29-00235, 29-00249, 29-00250 and 29-00251 are also changed under Transfer No. 4192 and are represented on a separate transfer approval.

Dated this 23rd day of

August, 1993

J. Shaw Saylor
Chief, Water Alloc. Bureau

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4192 (PART)
WATER RIGHT NO(S). 29-00228/29-00229/29-00230/29-00232
29-00233/29-00235/29-00249/29-00250/29-00251

RECEIVED

SEP 01 1993

This is to certify that: KING CREEK GRAZING ASSN
C/O LINDA HEBDON
RR BOX 1440
BANCROFT ID 83217

Department of Water Resources
Eastern District Office

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 29-00228 : IRRIGATION Priority: 07/06/1868	04/15 to 10/15	1.29 CFS	226.8 AF
Right No. 29-00229 : IRRIGATION Priority: 07/06/1868	04/15 to 10/15	1.37 CFS	240.1 AF
Right No. 29-00230 : IRRIGATION Priority: 07/06/1868	04/15 to 10/15	0.92 CFS	162.1 AF
Right No. 29-00232 : IRRIGATION Priority: 07/06/1868	04/15 to 10/15	1.03 CFS	175.4 AF
Right No. 29-00233 : IRRIGATION Priority: 07/06/1868	04/15 to 10/15	1.48 CFS	260.1 AF
Right No. 29-00235 : IRRIGATION Priority: 07/06/1868	04/15 to 10/15	1.58 CFS	277.2 AF
Right No. 29-00249 : IRRIGATION Priority: 07/06/1868	04/15 to 10/15	1.05 CFS	184.8 AF

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TRANSFER NO. 4192 (PART)
 WATER RIGHT NO(S). 29-00228/29-00229/29-00230/29-00232
 29-00233/29-00235/29-00249/29-00250/29-00251

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 29-00250 :			
IRRIGATION	04/15 to 10/15	1.60 CFS	280.0 AF
Priority: 07/06/1868			
Right No. 29-00251 :			
IRRIGATION	04/15 to 10/15	1.58 CFS	279.7 AF
Priority: 07/06/1868			

SOURCE

TOPONCE CREEK

TRIBUTARY OF

PORTNEUF RIVER

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 33, Township 06S, Range 38E
 NWSE , Sec. 34, Township 06S, Range 38E
 SWNE , Sec. 35, Township 06S, Range 38E
 NWSW , Sec. 35, Township 06S, Range 38E
 NWSE , Sec. 35, Township 06S, Range 38E
 CARIBOU County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	38E	34	SESE 35			35
		35	SWNE 40	SENE 40	SWNW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 20			380
		36	SWNW 40	NWSW 40		80
07S	38E	2	NENE 25	NWNE 25	SWNE 40	
			SENE 40	NENW 25	NWNW 10	
			SWNW 3	SENE 32	NESE 38	238
Total number of acres irrigated:						733

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 29.
2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

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TRANSFER NO. 4192 (PART)
WATER RIGHT NO(S). 29-00228/29-00229/29-00230/29-00232
29-00233/29-00235/29-00249/29-00250/29-00251

CONDITIONS/REMARKS:

3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Right No. 29-00228 is limited to the irrigation of 64.8 acres in the place of use described above in a single irrigation season.
7. Right No. 29-00229 is limited to the irrigation of 68.6 acres in the place of use described above in a single irrigation season.
8. Right No. 29-00230 is limited to the irrigation of 46.3 acres in the place of use described above in a single irrigation season.
9. Right No. 29-00232 is limited to the irrigation of 50.1 acres in the place of use described above in a single irrigation season.
10. Right No. 29-00233 is limited to the irrigation of 74.3 acres in the place of use described above in a single irrigation season.
11. Right No. 29-00235 is limited to the irrigation of 79.2 acres in the place of use described above in a single irrigation season.
12. Right No. 29-00249 is limited to the irrigation of 52.8 acres in the place of use described above in a single irrigation season.
13. Right No. 29-00250 is limited to the irrigation of 80.0 acres in the place of use described above in a single irrigation season.
14. Right No. 29-00251 is limited to the irrigation of 79.9 acres in the place of use described above in a single irrigation season.
15. All rights when combined are limited to the irrigation of 596.4 acres in the place of use described above in a single irrigation season.
16. Snake River Basin Adjudication Claim No. A29-10222 is also changed under Transfer No. 4192 and is represented on a separate transfer approval.

Dated this 23rd day of

August, 1993

J. Alvin Saylor
Chief, Water Alloc. Bureau

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