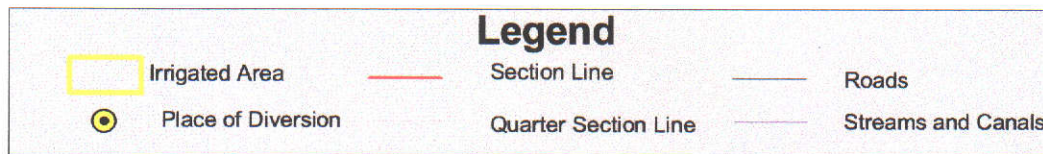
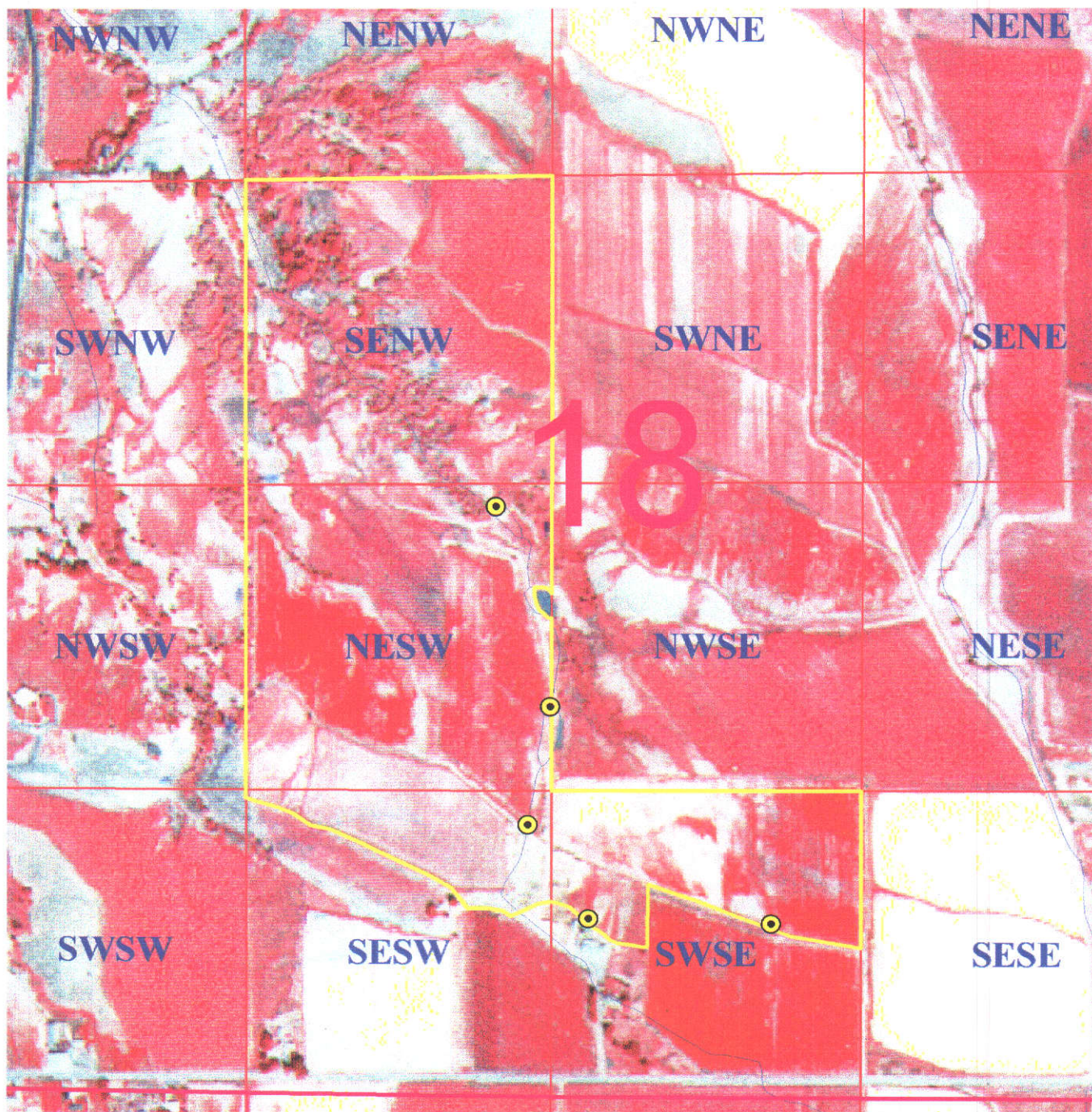


Water Right Claim Number 47-04448
Township , 9S15E

01/24/2001



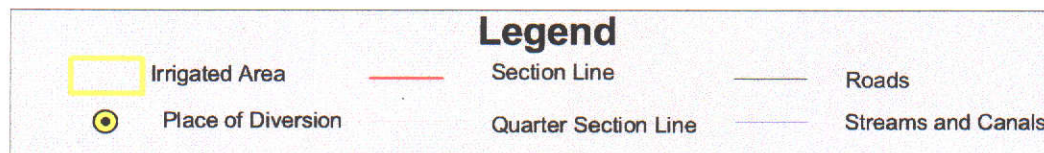
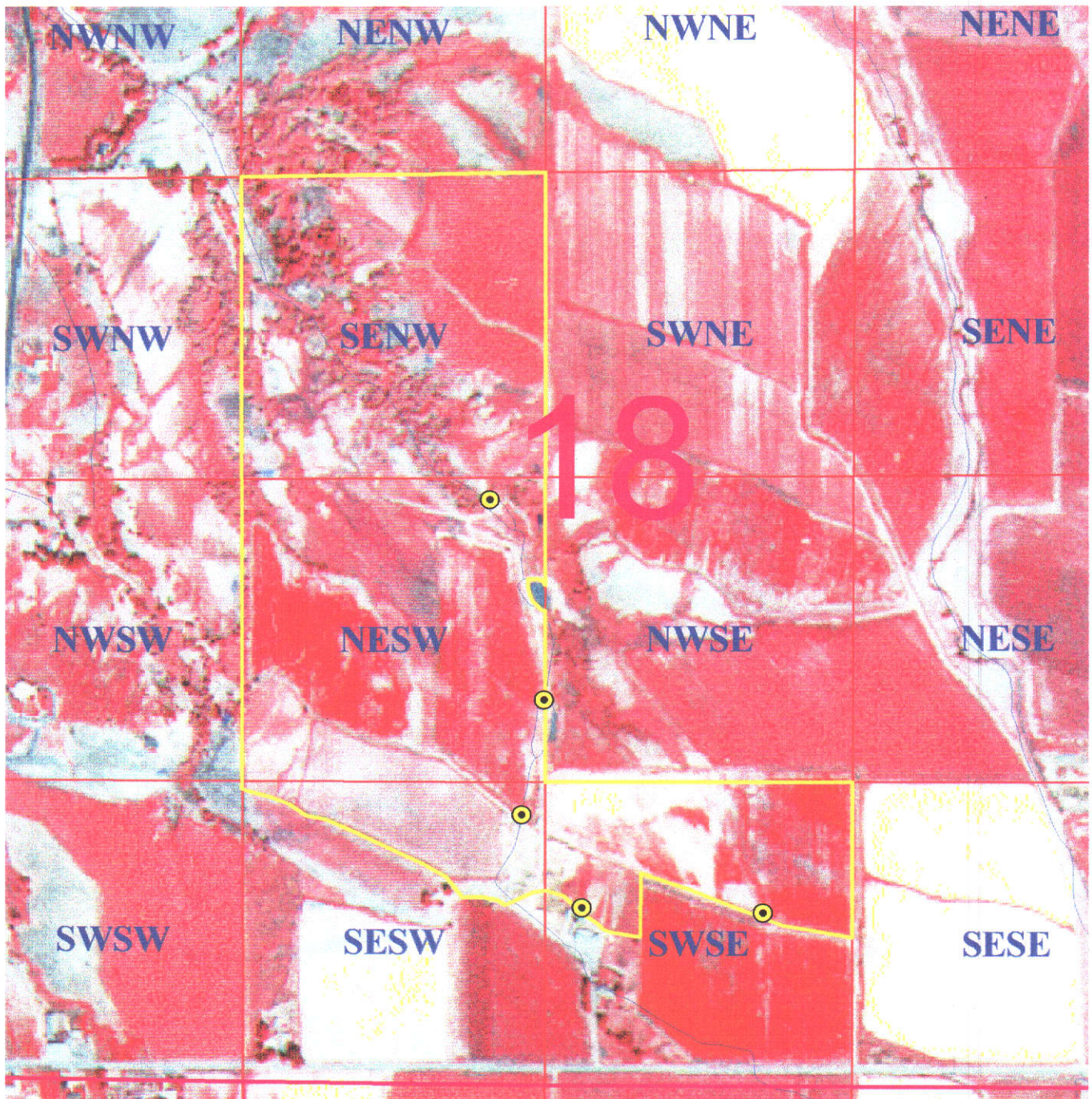
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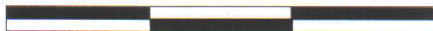
SPATIAL
DYNAMICS

Water Right Claim Number 47-04448
Township , 9S15E

01/24/2001



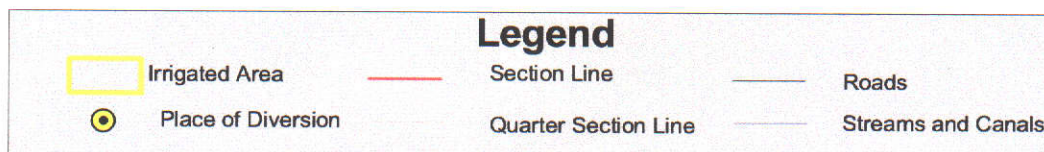
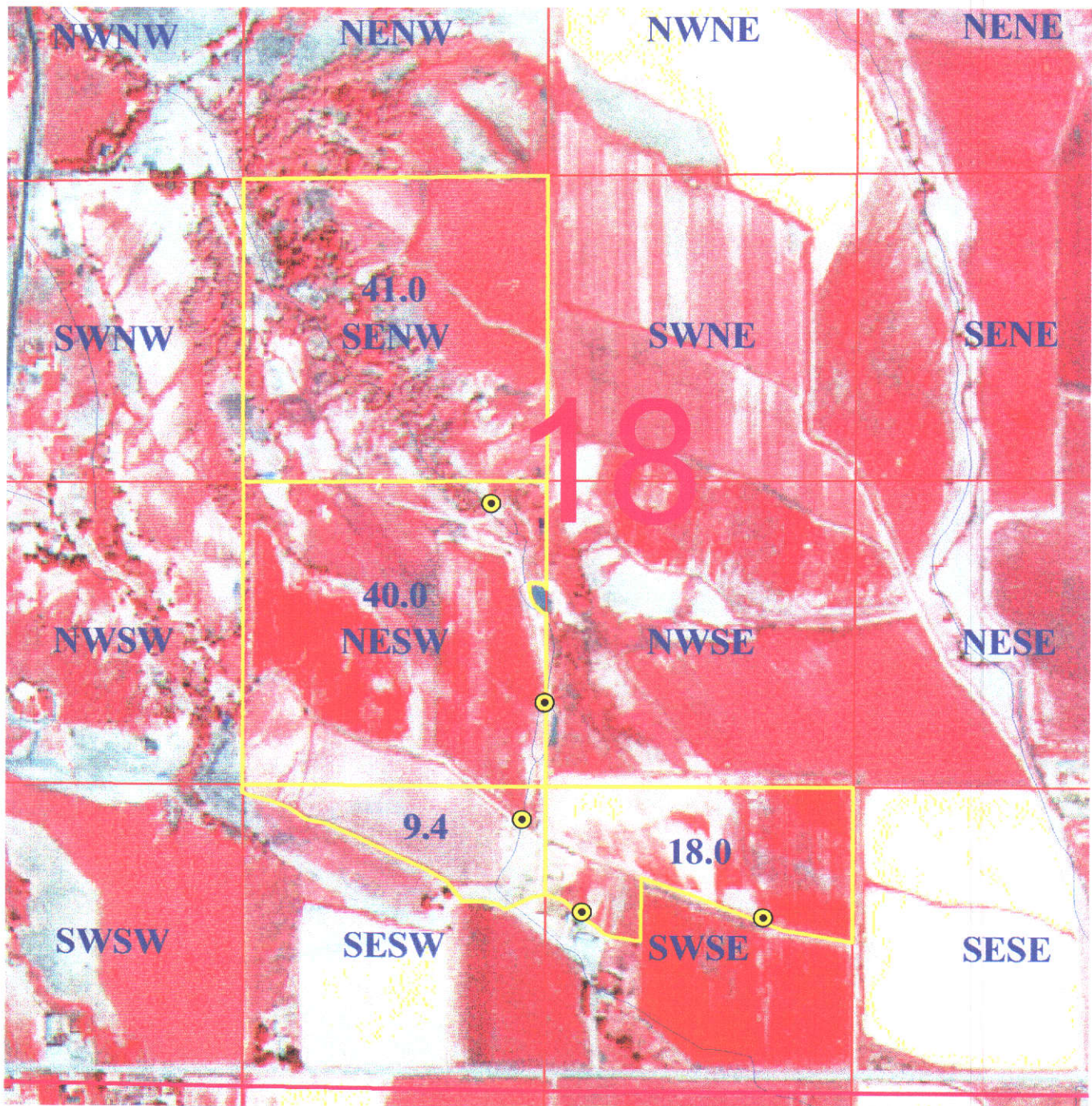
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SPATIAL
DYNAMICS

Water Right Claim Number 47-04448
Township , 9S15E

01/24/2001



500 0 500 1000 Feet



SPATIAL
DYNAMICS

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: A47-04448
Date Received: 12/15/1988
Receipt No: 5009513
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY BAGGETT 208-543-5740
Address: RT. 4 BOX 198
BUHL, ID 83316

AND/OR

Name: DELORES BAGGETT 208-543-5740
Address: RT. 4 BOX 198
BUHL, ID 83316

2. Date of Priority: MAR 15, 1922

3. Source: UNNAMED STREAM (SEEP TUNNEL Trib. to: MUD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	15E	18	NE	NE	SW		TWIN FALLS
			SE	NE	SW		TWIN FALLS
			NE	SE	SW		TWIN FALLS
			NE	SW	SE		TWIN FALLS
			NW	SW	SE		TWIN FALLS

5. Description of diverting works:
CHECK DAMS, HEADGATES, DITCHES, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.000		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 375.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 RANGE

A47-04448

Page 1

Date: 12/15/88

HB
MICROFILMED
OCT 13 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	15E	18	SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			SE	SW		IRR	15.0
			SW	SE		IRR	15.0

Section Acres 110.0

Total Acres 110.0

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

SHARES IN TFCC & CLAIMS FOR GROUNDWATER & WASTE WATER

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): Larry Baggett Date: 12-15-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of Dec. 19 88 Al D. Menta
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/99

S

Well
3366

WENDELL 15 MI.

GOODING CO
TWIN FALLS CO

Rapids

NIAGARA

4'25

30' (100' FEET)

4'24

BUHL (U.S. 30) 3 MI. WENDELL 17 MI.

4'22

12° 37' 30"
114° 45'

0.5 MI TO U.S. 30
BUHL 3.6 MI.

MICROFILMED

OCT 13 1984 11 1993

89

Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:78 000 scale
aerial photographs taken August 20, 1976

Projection and 10,000 foot grid ticks: Idaho coordinate

6/3/94

COMMUNICATION DOCUMENTATION

Claim No. _____

A47-04230

A47-04238

A47-04448

A47-12296

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent

Jeanie Robertson

Date

1/13/95

Contact Person(s)

Delores & Larry Baggett

Nature of Contact

office visit

Substance of Communication

They came in with questions on their
'evidence of priority' letters... I went over the pamphlet
with them on what evidence they might submit.
These were all wastewater, unnamed streams, seep
tunnels claims so affidavits may be their
best bet...

NOV 28 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No.

A47-04230
A47-04238
A47-04448
A47-12296

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Jeanie Robertson Date 3/6/95

Contact Person(s) Larry & Delores Baggett

Nature of Contact office visit (Evidence of Priority)

Substance of Communication they were in again with more questions on Evidence of Priority. I suggested they might try the TFCC to see if there are any old records or contracts that might provide some evidence. I also gave them some blank affidavit forms for neighbors to fill out.

NOV 28 1995

RECEIVED

IN THE MATTER OF:

A47-4230

Also A47-4448

MAR 15 1995

State of Idaho

Department of Water Resources

AFFIDAVIT

County of

Twin Falls

Southern Region

Ted Eastman

being first duly sworn, deposes and

says:

In regard to the old Fern Green place
now owned by Larry Baggett

T 9 S - R 15 E Sec 18

I raised fish with Larry on a contractual
basis starting in 1966. They were raised in the
ponds existing as they are today with water
coming from seep tunnels, waste water, and
canal shares. This same water was also used
for irrigation and stock water.

Ted Eastman

(signature)

On this 15th day of March, in the year of 1995

personally appeared Ted Eastman known
identified to me to be the person whose name is subscribed to
within instrument and acknowledged to me that he executed the sa

Barbara Jones

(notary public) My commission expires

Residing at

Buhl Id

12-23-99

NOV 28 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. see below

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Kelly K Christensen

DATE

March 15, 1995 4:02pm

CUSTOMER

LARRY BAGGETT

SUBJECT: evidence of priority FOR A47-04238 A47-12296
phone call (.) walk-in (X)

<He left affidavits for A47-04238 and A47-12296 but the one did not have any dates within the affidavit. We discussed the issues and the uses on his property and he indicated that he would get another affidavit. Another affidavit was submitted for A47-04230 and A47-04448.

NOV 20 1996

6/9/94

COMMUNICATION DOCUMENTATION

A47-04230

A47-04238

A47-04448

Claim No. A47-12296

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Jeanie Robertson Date 3/23/95

Contact Person(s) Larry & Delores Baggett

Nature of Contact office visit

Substance of Communication they brought in some evidence of priority on above claims. There was an affidavit from Connie Bartlett for A47-04238 and A47-12296, and some contracts with the TFCC.

NOV 28 1996

County of ...
E. J. ...
Bull ...

447-04230
447-04448

6² Acres $\frac{3}{4}$ SW $\frac{1}{4}$ SE, 18-7-18.

On the east half SW $\frac{1}{4}$ 22 wells have been drilled
and the following tile laid:

$\frac{8"}{1860 \text{ ft}}$	$\frac{10"}{112 \text{ ft}}$	$\frac{12"}{164 \text{ ft}}$	$\frac{15"}{3200 \text{ ft}}$
------------------------------	------------------------------	------------------------------	-------------------------------

16¹ Acres drained
On the SW $\frac{1}{4}$ SW $\frac{1}{4}$ there are 18 wells
and the following tile laid:-

$\frac{6"}{314 \text{ ft}}$	$\frac{8"}{1100 \text{ ft}}$	$\frac{10"}{1320 \text{ ft}}$	$\frac{12"}{426 \text{ ft}}$
-----------------------------	------------------------------	-------------------------------	------------------------------

15² Acres drained

This work was done 1916-1917. It
was found that the work done during
1916 was not extensive enough to
satisfactorily drain the land—during
the summer of 1917 we drilled more
wells and laid tile to them. This
gave immediate relief but whether
it will be permanent or no we are
not able to determine at present.

Render tile for 3 $\frac{1}{4}$ acres @ 15⁰⁰ = 471⁰⁰
May 27-1918

Chas.

RECEIVED

MAR 23 1995

Department of Water Resources
Southern Region

NOV 28 1996

D

RECEIVED

MAR 23 1995

A47-04230 ..

A47-04448

Department of Water Resources
Southern Region

AGREEMENT

This Agreement, Made this 17th day of December 1915

by and between the TWIN FALLS CANAL COMPANY, an Idaho corporation,
party of the first part, and E. L. Green

party of the second part, witnesseth:

Whereas, the following described land, to-wit: The East 1/2 of the NW 1/4 and
the NW 1/4 Sec 18 - Tp 9S - R. 15 E 2m

in Twin Falls County, Idaho, is at present being injured by seepage; and, whereas,
the first party is about to bore one or more wells on or near said land under the
direction of W. G. Sloan, a drainage engineer, for the pur-
pose of determining the effect of such wells in draining said seeped land;

Now therefore, in consideration of the premises, it is hereby agreed:

(1) That the first party may at its option and under the direction of said en-
gineer bore one or more wells on or near said land, the number, size, depth, character,
and location to be designated by said engineer, that the first party shall have the right
to enter on said lands and do and perform any and all things reasonably necessary in
the judgment of said engineer in the furtherance of said work.

(2) The cost of boring said wells shall in the first instance be borne by the
first party; but, the second party agrees to reimburse the first party to the extent of
Fifteen dollars (\$ 15.00) per acre for any and all lands drained,
the number of acres, if any, to be determined by the said engineer.

(3) It is understood that the first party does not in any wise admit or ac-
knowledge that the seepage hereinbefore referred to or any part thereof, is the result
of any neglect or other act or omission on the part of the first party, or that it is in any
wise responsible for same, or that the first party in any wise admits or acknowledges
a liability on account of same, or liability or responsibility to install the said or any
system of drainage, or the right to second party to damage.

(4) It should be understood that should a flow of water be obtained by rea-
son of said well, the same shall be subject to the use of the first party for irrigation,
and second party will grant to the first party a free easement and right of way for
ditches or waterways necessary to carry said water to the place or places desired by
first party in order to utilize or dispose of same.

In Witness Whereof, the first party has caused the same to be executed by the
hand of its secretary; and, the second party has set his hand the day and year
first above written.

TWIN FALLS CANAL COMPANY,

By _____ Secretary

E. L. Green

ACEDIBK WARDEN
Governor PHILIP E. BATTR. KEITH HIGGINSON
Director

January 10, 1995

A47-04448
LARRY BAGGETT
DELORES BAGGETT
RT. 4 BOX 198
BUHL

ID 83316

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant supporting the priority date claimed.**

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enc.

NOV 28 1995

Log for claim 47-04448

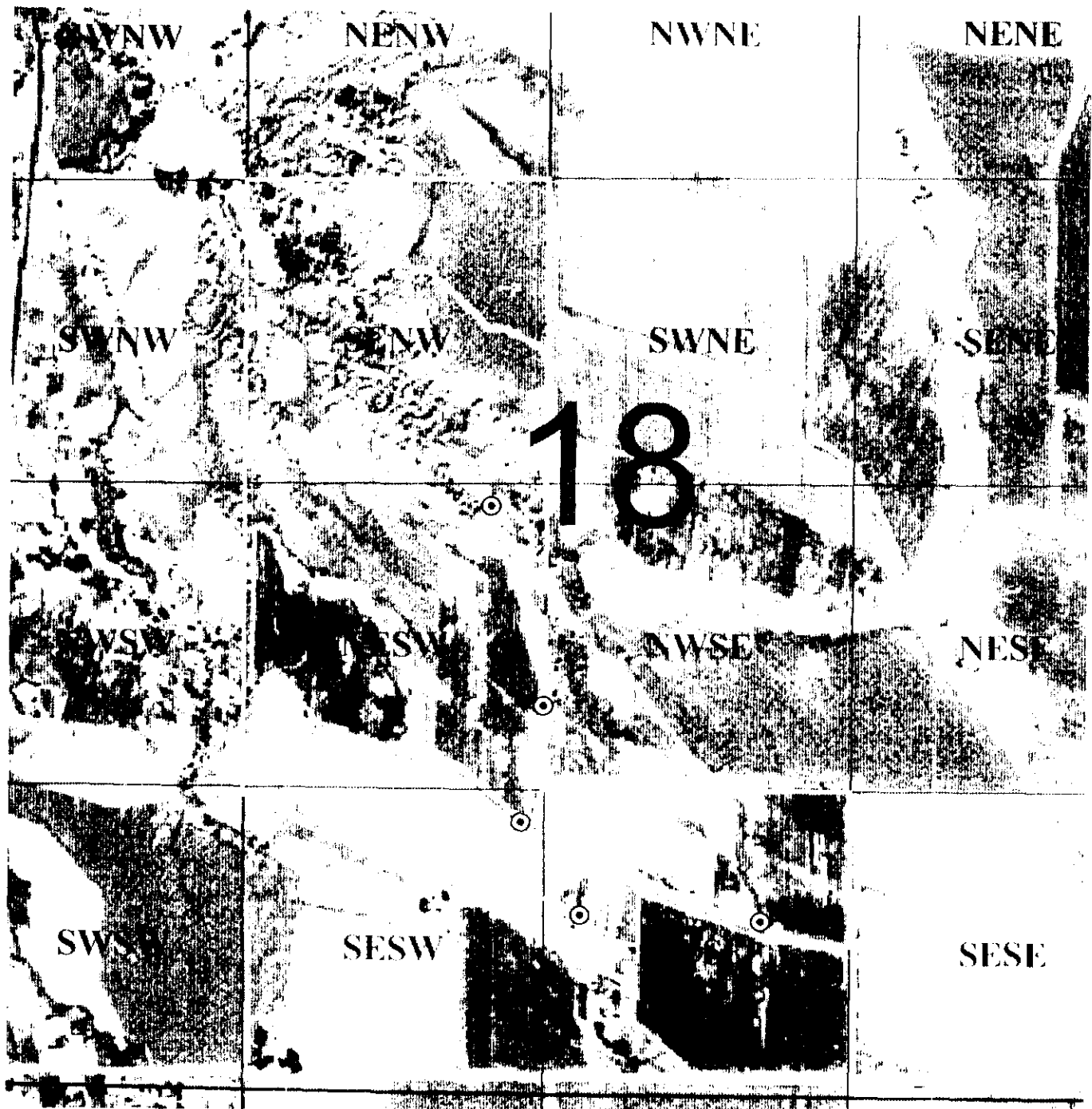
Spatial Dynamics BTD

1/24/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s15e	18	SENW	40	41	
09s15e	18	NESW	40	40	
09s15e	18	SESW	15	9.4	
09s15e	18	SWSE	15	18	
Totals:			110	108.4	

Water Right Claim Number 47-04448
Township , 9S15E

01/24/2001



Legend

Irrigated Area

Section Line

Roads

⊙ Place of Diversion

Quarter Section Line

Streams and Canals



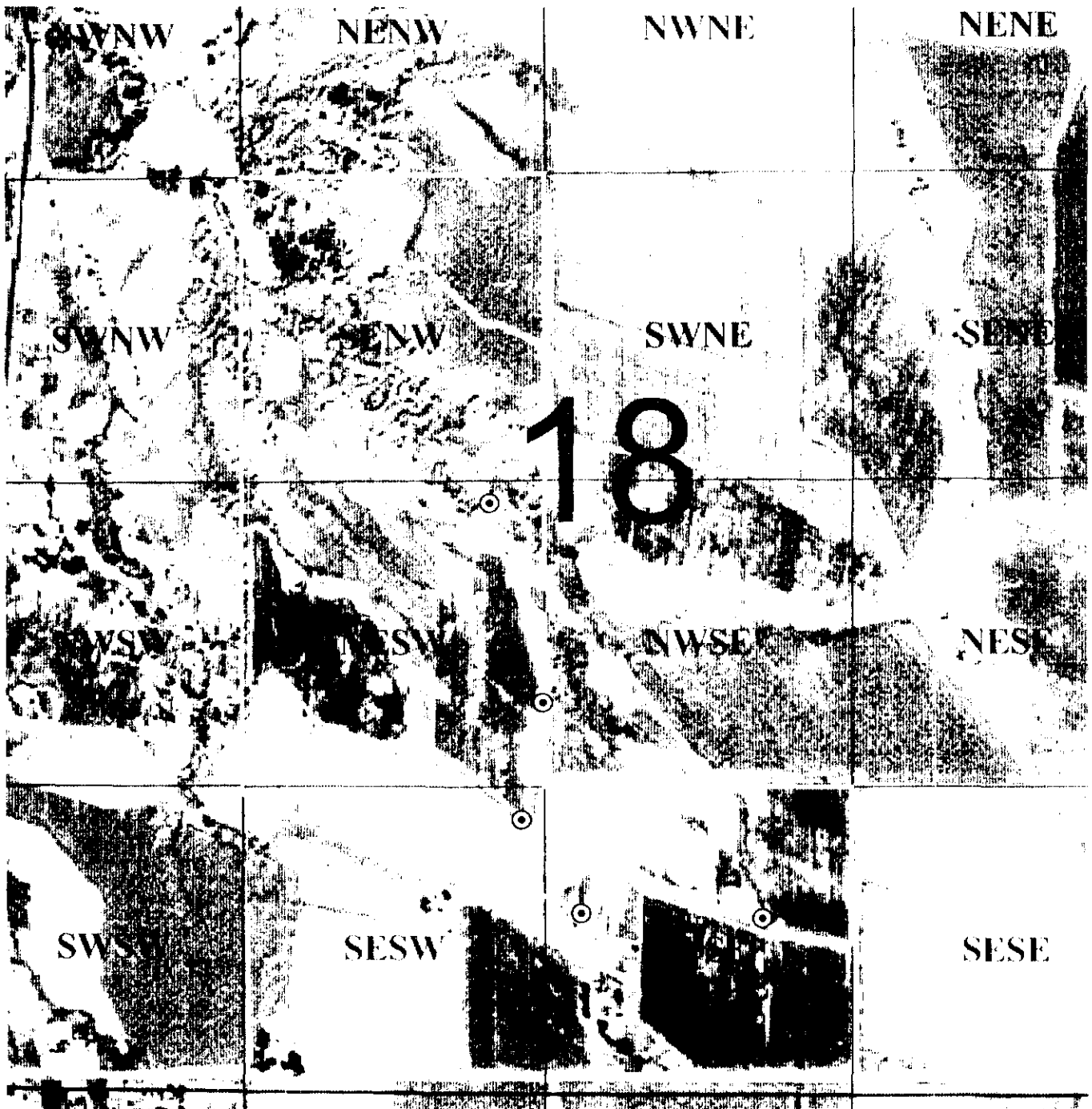
500 0 500 1000 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-04448
Township , 9S15E

01/24/2001



Legend

- | | | |
|--------------------|----------------------|--------------------|
| Irrigated Area | Section Line | Roads |
| Place of Diversion | Quarter Section Line | Streams and Canals |



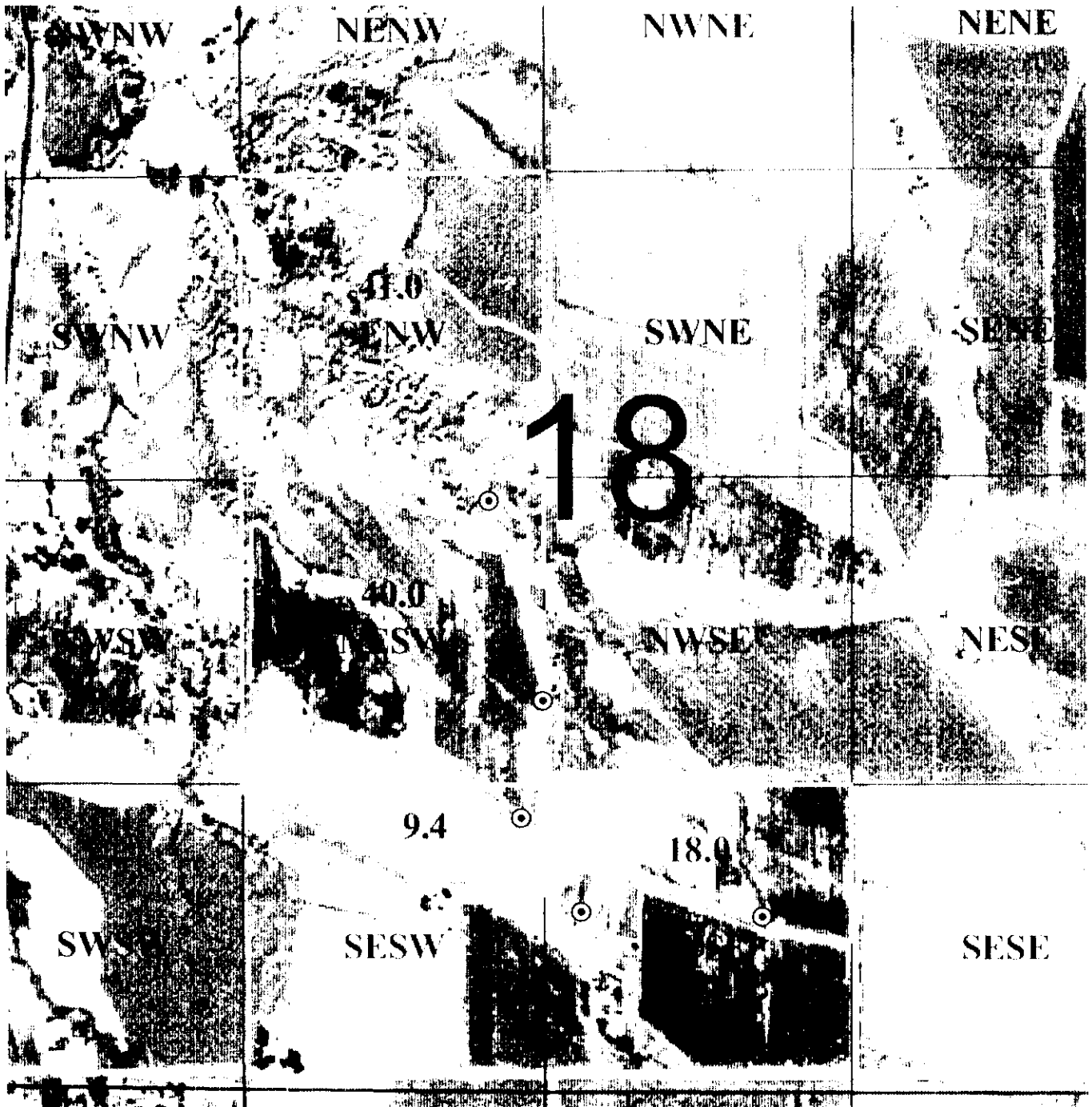
500 0 500 1000 Feet



SCOTT
DYNAMICS

Water Right Claim Number 47-04448
Township , 9S15E

01/24/2001



Legend		
Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals

500 0 500 1000 Feet



*Spatial
DYNAMICS*

AJ5809NP
No. A47-04448

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/06/00
PAGE: 135

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LARRY BAGGETT	03/15/1922	IRRIGATION	03-15 11-15	3.000 CFS	
C	DELORES BAGGETT		STOCKWATER	01-01 12-31	0.030 CFS	
	RT 4 BOX 198					
	BUHL ID 83316					
	(208) 543-5740					
				TOTAL DIVERSION:	3.000 CFS	
				CONSUMPTIVE USE:		375.00 AFA

Water Source: UNNAMED STREAM (SEEP TUNNELS) Tributary to: MUD CREEK Stage: STATUTORY CLAIM

Point(s) of Diversion: T09S R15E S18 NENESW SENESW NESESW NESWSE TWIN FALLS County
S18 NWSWSE TWIN FALLS 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
09S	15E	18	:									40	:	40		15	:		15	:	110.0
																			TOTAL ACRES	:	110.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: TWIN FALLS

Non-Irrigation Uses: S/50 RANGE

Other Rights: SHARES IN TFCC & CLAIMS FOR GROUNDWATER & WASTE WATER

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
47-12291 A47-04230 A47-12291

Other Water Rights Listing Overlapping Place(s) of Use:
A01-0020920 A47-12296

Dates: Exam Made Date: Verified Date: 03/07/1986 Objection Filed Date:

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

Audit: 12/15/88 MERRITT 03/30/95 POST-STD

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.

Notice is hereby given that Larry D. Baggett
(Name of Claimant)

RI # 4, Box 198, Buhl, ID (Mailing Address) (Name of Claimant) 83316 Telephone No. 7543-574 (Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) March 15, 1922

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

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
UN Named Stream tributary to UN Named Stream (Silo Creek)

(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: 300 Use: Training Period of Use From: Mar 15 To: Nov 15

Quantity 2,000 Use 11/9/10 to Period of Use From 11/1/10 To 1/30/11
Quantity 1,000 Use 5/1/11 to Period of Use From 5/1/11 To 10/31/11

Quantity	0.03 cfs	Use	Stockwater	Period of Use From	JAN. 1	To	Dec 31
Capacity		Also		Period of Use From		To	

Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To

Quantity	Use	Period of Use From	To
----------	-----	--------------------	----

Quantity	Use	Period of Use From	To
3	3	3	3

3.045 TOTAL QUANTITY USED.

(cfs, af)

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18 Twp. 9S. Rge. 1SE B.M., County of Twin Falls

Additional points of diversion: 8 pts SE 1/4 SW 1/4; NE 1/4 SW 1/4 Sec 18 Twp 9S. R. 4E

15F

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

etc.). Give sizes and capacities, be as specific as possible. Describe any changes in the system and give the date of the change. Amount of labor used in the work should be noted.

change. Concrete Check dams, head gates, Wood Check dams & head gates.

Rock Check dams, earthen and cement ditches, pipeline for stock water.

Gravity flow irrigation

A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is

[illegible]

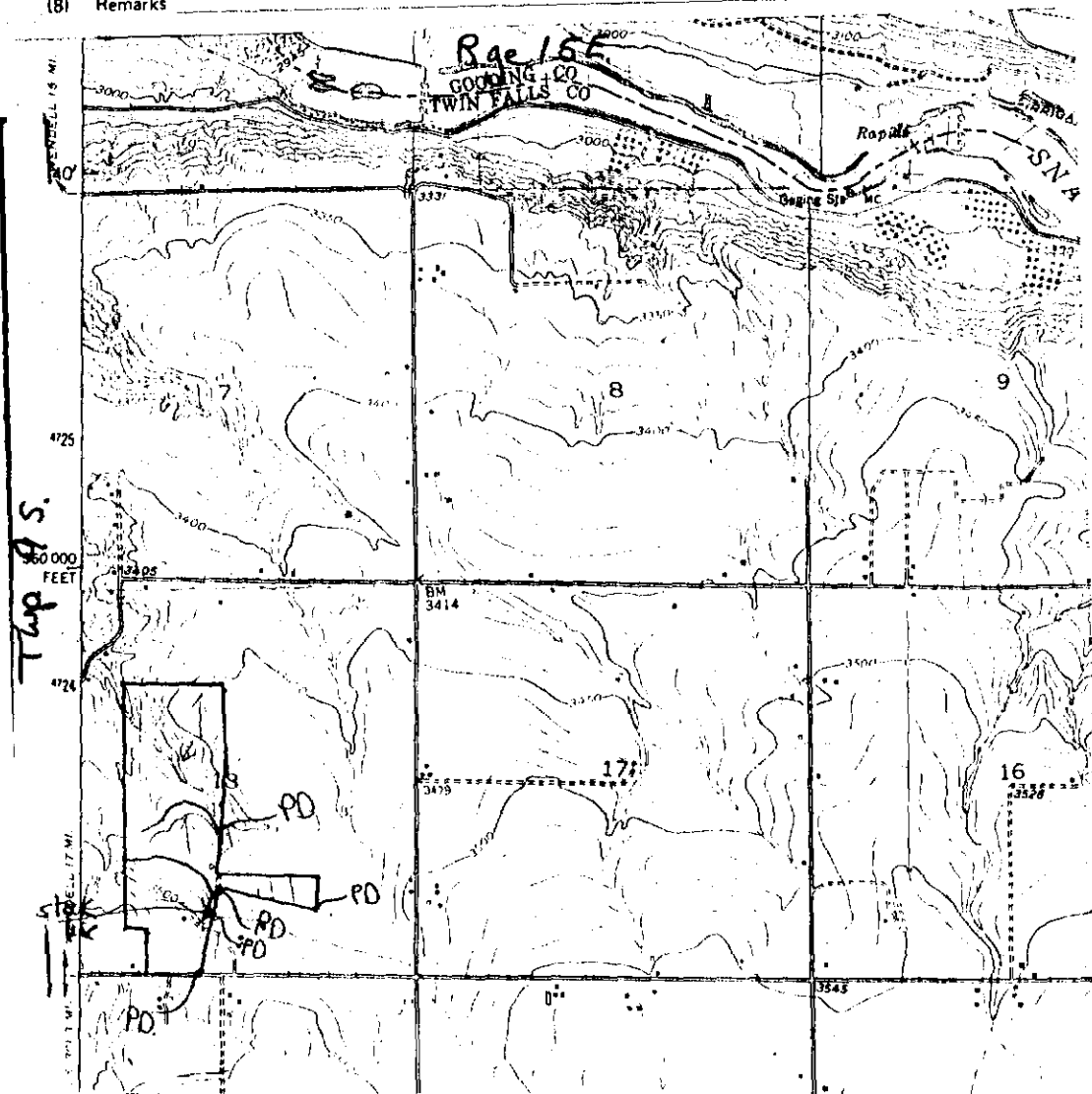
No. of acres 125

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: 50hd Beef Cattle

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

(8) Remarks



section, township and range of the public land survey system.

State of Idaho)
County of Twin Falls) 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 27 day of June, 1983.

Penny Bragg
(Claimant)

Loren O. Hulme
Notary Public
Residing at Twin Falls

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>T.C. Blau</u>	Date <u>6-27-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>Q2C</u>	Date <u>6/28/83</u>		claimant by:	
\$30.00 fee received by <u>T.C. Blau</u>	Date <u>6-27-83 #29017</u>			
Published in <u>Times News</u>				
Dates <u>9/8 & 9/15/83</u>				