

02/10/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-11992

NAME AND ADDRESS: BAR G FARMS ENTERPRISES
PO BOX 175
MAY ID 83253

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

NO BENEFICIAL USE FOUND: This is included for a claim based on beneficial use that is PROPOSED to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.

No beneficial use found.

EXPLANATORY MATERIAL: Beneficial Use



5-10-04 Bar G Farms Pahsimeroi "Fork" diversion

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 73-11992

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAR 03 2003
Department of Water Resources
Eastern Region

Please type or print clearly

1. Name of Claimant (s) BAR G ENTERPRISES Phone (208) 764-215Mailing Address PO Box 175 MAY IDAHO Zip 832532. Date of Priority (Only one (1) per claim) 19113. Source of water supply (a) PAHSIMEROI
which is tributary to (b) SINKS4. a. Location of existing point of diversion is: Township 15N Range 2E Section 35,
NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of CUSTER

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. HISTORICALLY AND TRADITIONALLY
HIGH WATER FROM THE PAHSIMEROI RIVER
AND SINKS ON OUR PROPERTY. THIS "FORK"
IS A NATURAL OCCURRENCE AND HAS NO
HEADGATE. AS WATER LOWERS, THIS "FORK"
BECOMES DRY. THE ENTIRE CONTENTS OF
THIS HIGH WATER "FORK" PROVIDES IRRIGATION
TO AN OTHERWISE HARD TO IRRIGATE AREA

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from JAN to NOV amount 8 cfs or 15.868

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 8 cfs (cfs) and/or (b) 15.868 (acre feet)

8. Total consumptive use claimed is 15.868 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>15N</u>	<u>2E</u>	<u>35</u>						<u>80.0</u>											<u>80.0</u>

Total number of acres irrigated 80.0

11. In which county (ies) are lands listed above as place of use located? CUSTER

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ()

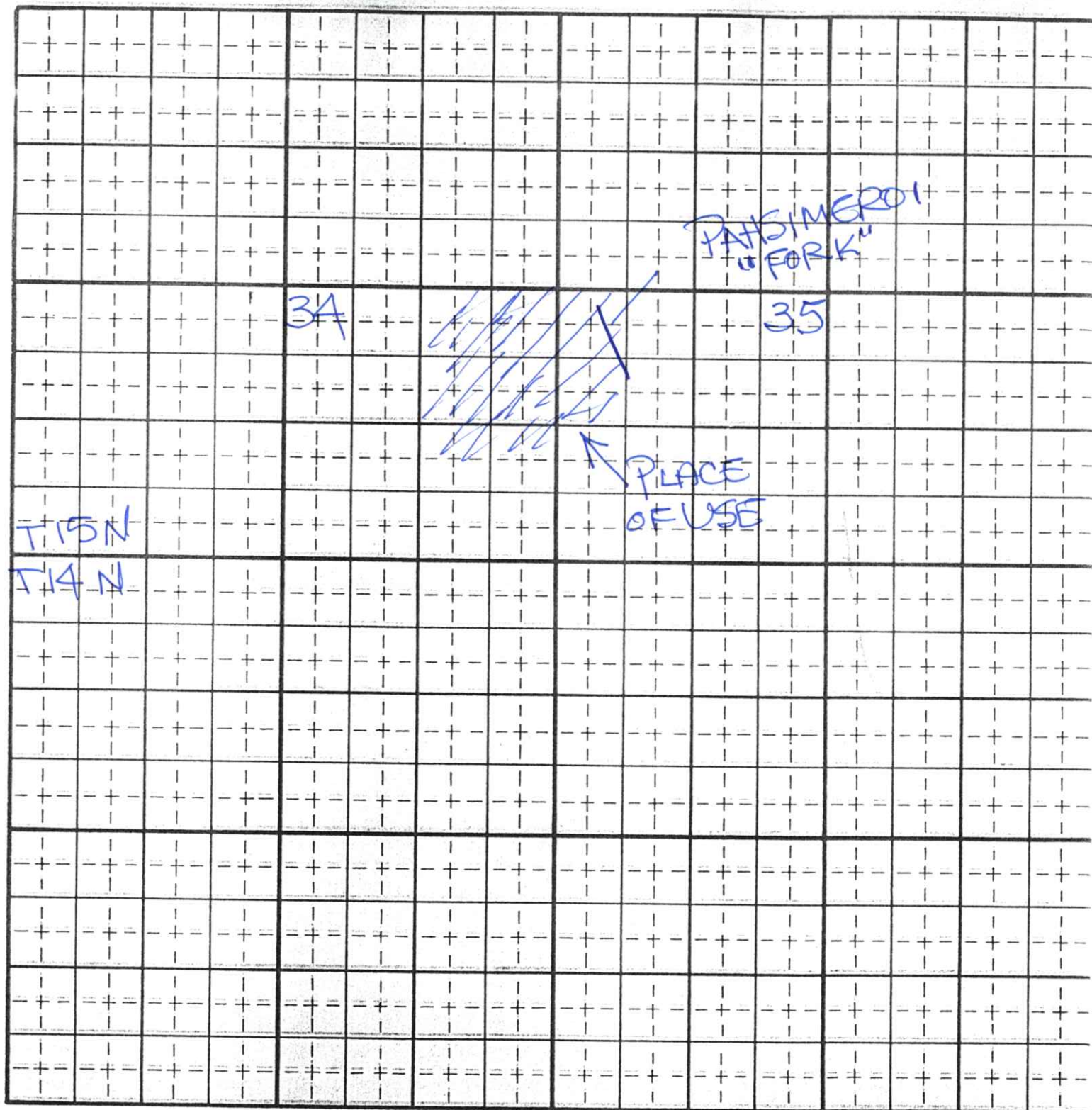
14. Remarks: THIS "FORK" IS A NATURAL OCCURANCE WHICH HAS NOT BEEN EXCAVATED. HIGH WATER HAS TRADITIONALLY AND HISTORICALLY FLOWED FROM THE PAHSIMEROI RIVER THROUGH THIS "FORK" AND SINKS ON OUR PROPERTY. THIS "FORK" BECOMES DRY AS HIGH WATER DIMISHES

Last Name BARGENT Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name

BARG ENT

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Billy Lyden Date 2/26/2003
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____ Organization _____, that I have signed the foregoing

document in the space below as _____ Title _____ of _____ Organization _____

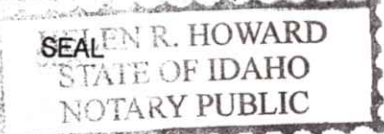
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 26th day of FEB 19 2003



Notary Public Helen R. Howard

Residing at Challis

My Commission Expires 3/20/04

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name BAR GENT Ident. Number _____

"A"

