

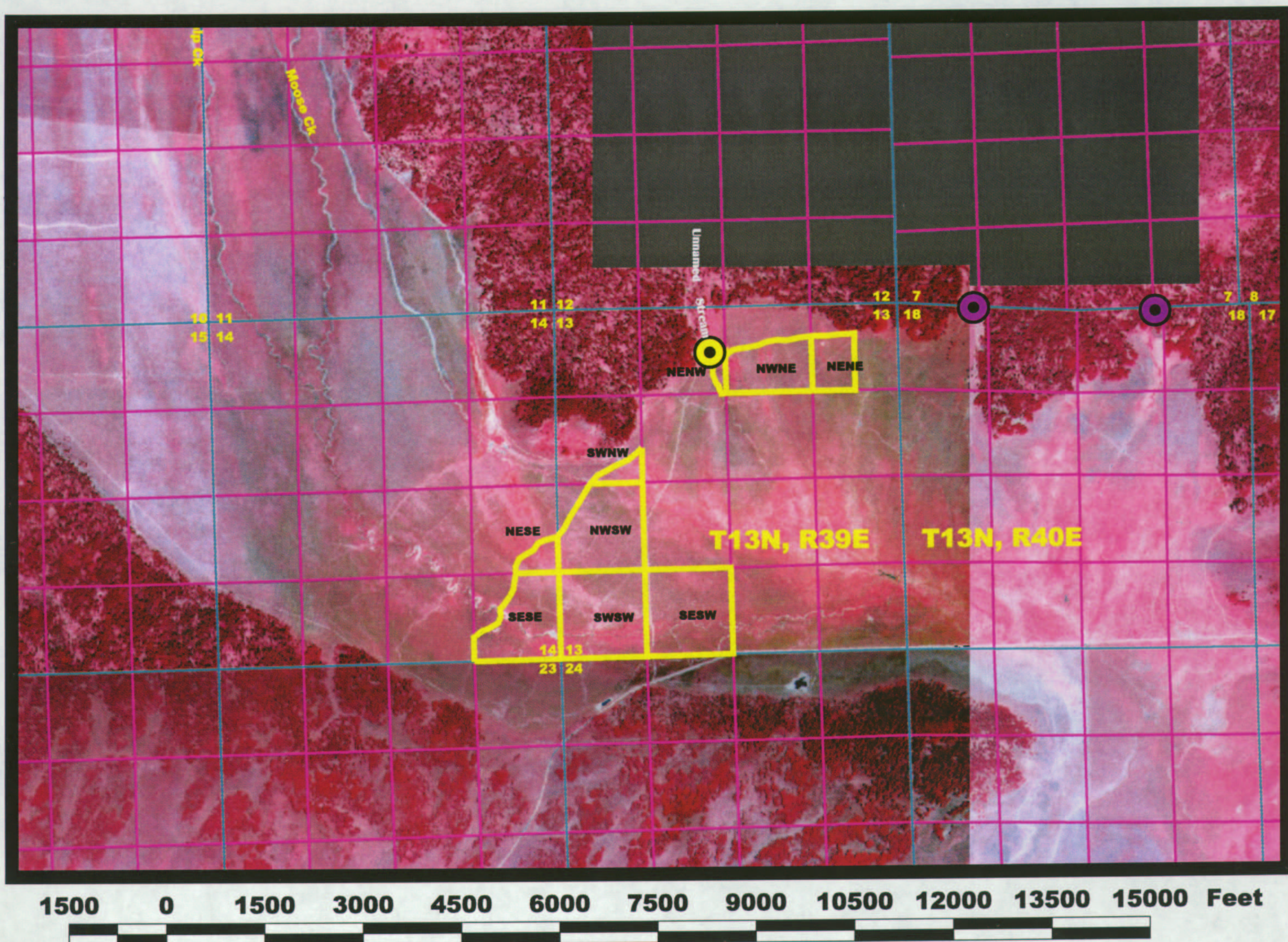


STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s): 31-00253, 31-00254



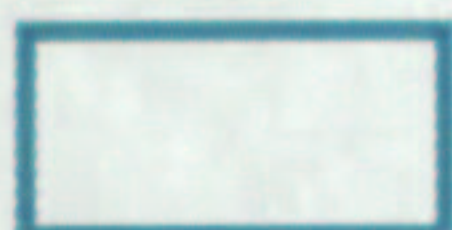
LEGEND



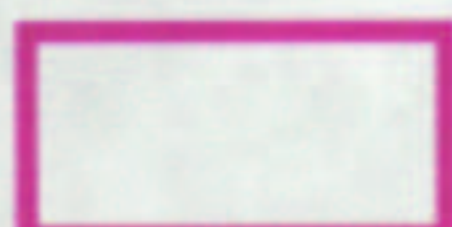
Point of Diversion

SESE

Place of Use



Section Line



Quarter-section line

**Legal Description: T13N, R39E
Sec. 13 (parts of) N2NE, NENW,
SWNW, NWSW, S2SW,
Sec. 14 (part of) E2SE**

**Point(s) of Diversion: T13N, R39E
Sec. 13 NENENW**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: March 2001

Unnamed Stream

11 12
14 13

12 7
13 18

NENW

2

NWNE
22

NENE
13

31-00253

31-00254

SWNW

5

NESE

6

NWSW
35

T13N, R39E

T13N, R40E

SESE
30

14 13
23 24

SWSW
40

SESW
40

T13N R39E

T13N R40E

2
11

T13N R39E

11 12
14 13

Hagenbarth

31-00253, 31-00254,
31-04027, 31-02077
31-10208, 31-10212
31-10216

14 13

23 24

/// ICR

/// Non-irrig

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13N	39E	13	SE	NE	NW		Clark	
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: Spring, TRIB: Canas Cr

REVIEWED BY: ASR DATE: 9/27/24

SYSTEM DESCRIPTION: Diversion is a pond which flows out to ditches to east and west. Prior Duesist recognizes tributary to Canas Cr.



Locke Spring is actually up stream on this HANRANO CROOK --- IN SE SW SEC. 12

31-04027

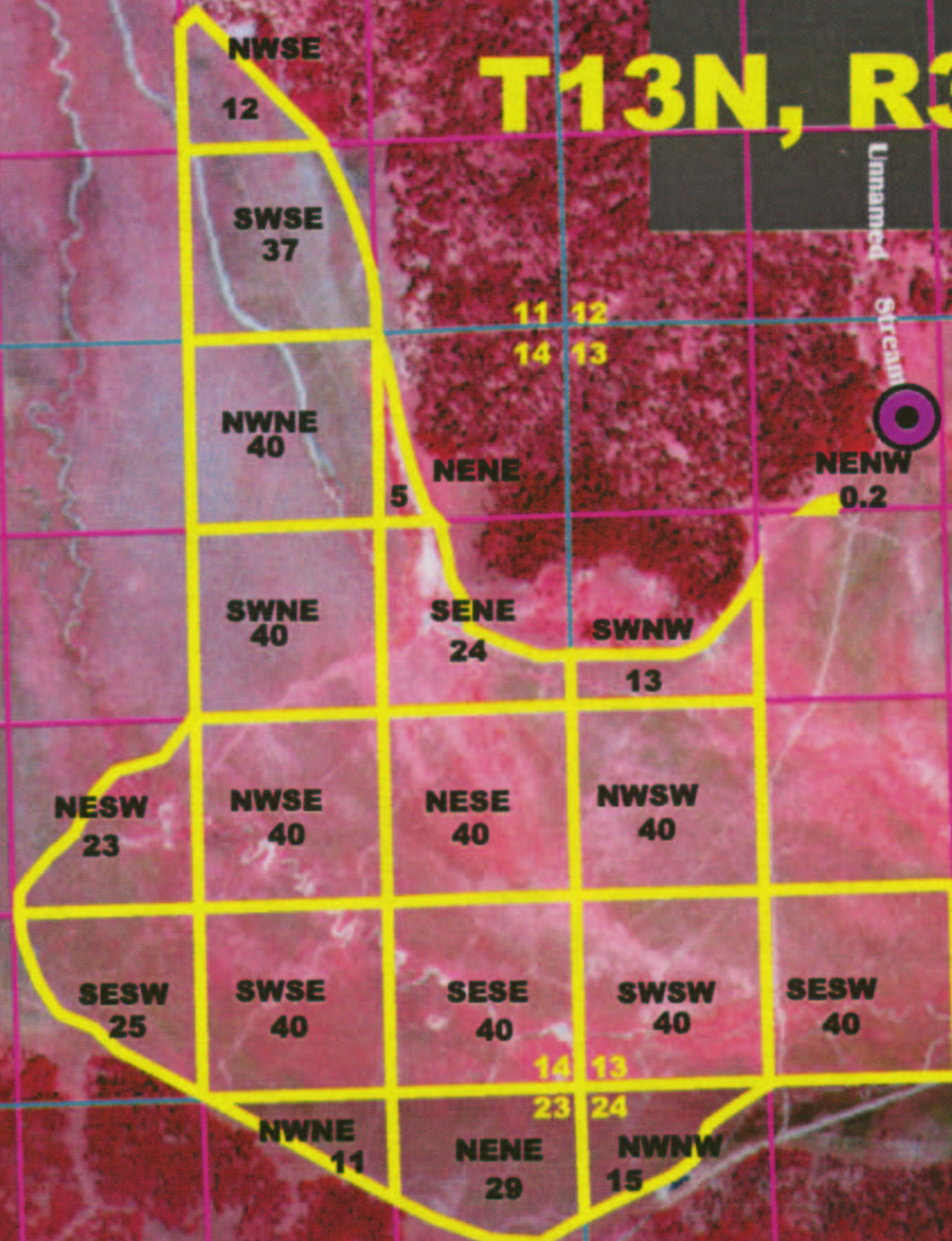
31-02125

31-02077

31-10208

T.13N, R.39E.

T13N, R39E



T13N R39E

T13N R40E

dry

03/19/2001

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

RIGHT NUMBER: 31-253

NAME AND ADDRESS: DAVID J HAGENBARTH
JAMES F HAGENBARTH
MARGARET HAGENBARTH
PO BOX 1128
DILLON, MT 59725

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

QUANTITY: 0.42 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.86 CFS. COMBINED RIGHT
NOS.: 31-00253, 31-00254, 31-04027, 31-10208.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 31-00253, 31-00254,
31-04027, 31-10208 SHALL PROVIDE NO MORE THAN .02 CFS PER
ACRE.

PRIORITY DATE: 01/09/1911

POINT OF DIVERSION: T13N R39E S13 NENENW Within CLARK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	05-01 10-31	0.42 CFS
STOCKWATER	05-01 12-15	0.24 CFS

PLACE OF USE:

IRRIGATION Within CLARK County			
T13N R39E S13	NENE	13	T13N R39E S13 NWNE 22
T13N R39E S13	NENW	2	T13N R39E S13 SWNW 5
T13N R39E S13	NWSW	35	T13N R39E S13 SWSW 40
T13N R39E S13	SESW	40	T13N R39E S14 NESE 6
T13N R39E S14	SESE	30	

STOCKWATER Use same as IRRIGATION

193 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 21 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 193 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-00253, 31-00254,
31-04027, 31-10208.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE

EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

STOCKWATER 1100 CATTLE SAME POU AS IRRIGATION

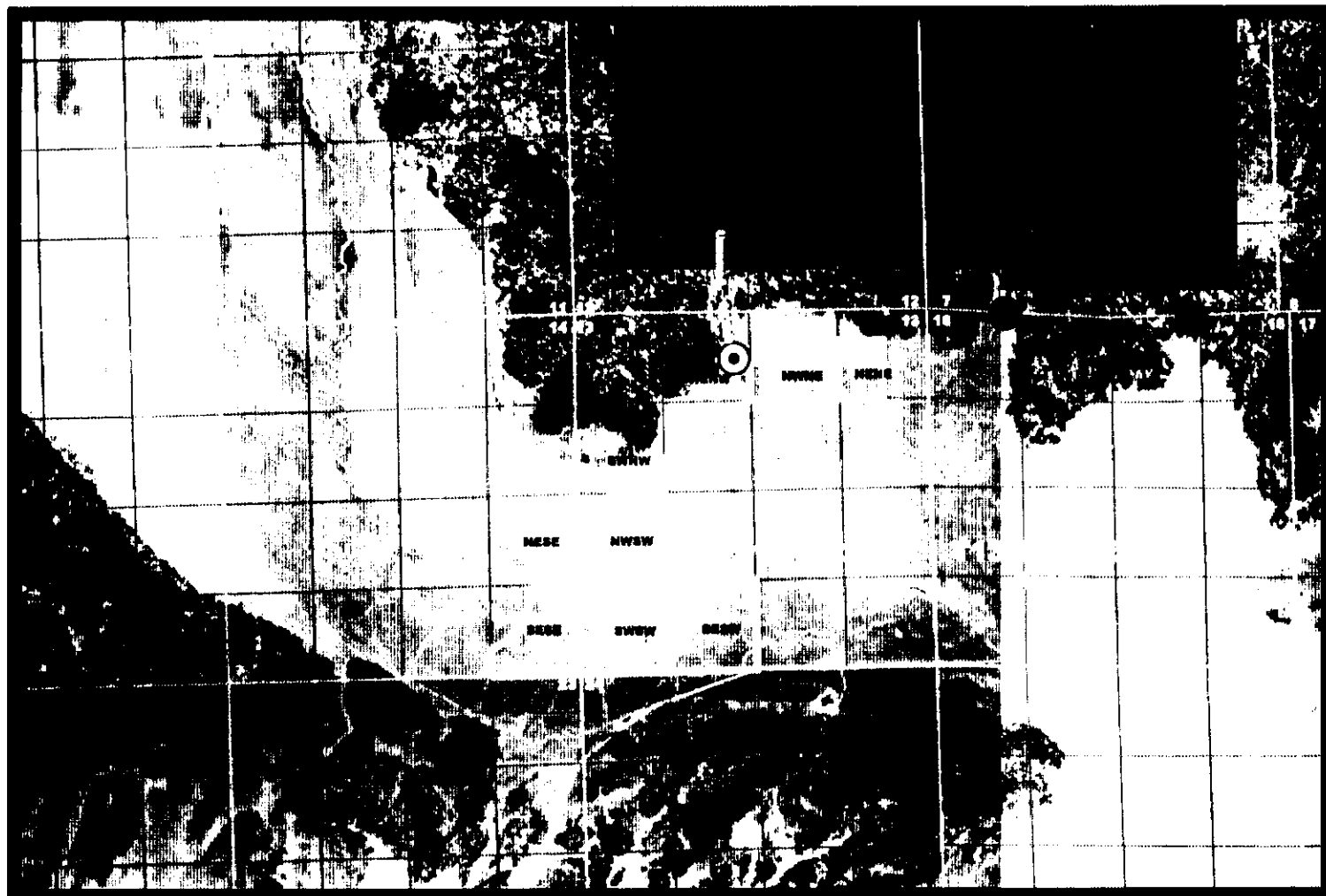


STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s): 31-00253, 31-00254



1500 0 1500 3000 4500 6000 7500 9000 10500 12000 13500 15000 Feet

LEGEND



Point of Diversion

SESE

Place of Use



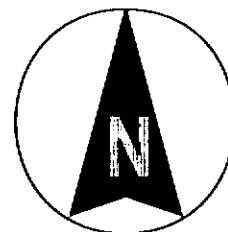
Section Line



Quarter-section line

**Legal Description: T13N, R39E
Sec. 13 (parts of) N2NE, NENW,
SWNW, NWSW, S2SW,
Sec. 14 (part of) E2SE**

**Point(s) of Diversion: T13N, R39E
Sec. 13 NENENW**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: March 2001

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001

Water right number: 31-253

DAVID J HAGENBARTH
PO BOX 1128
DILLON MT 59725
Telephone Number: (406)683-2163

MARGARET HAGENBARTH
PO BOX 1128
DILLON MT 59725
Telephone Number: (406)683-2163

JAMES F HAGENBARTH
PO BOX 1128
DILLON MT 59725
Telephone Number: (406)683-2163

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

- 1) Period of Use- stockwater
2) Place of Use

3) *Sources* → *unnamed stream*

2. Describe the changes you wish to make in the proposed recommendation:

- 1) Change to 05/01 12/15
2) Include the original land list in the notice of claim filed.

3. Give a brief explanation as to why you disagree with these portions:

- 1) Livestock has historically used this water source as late as 12/15.
2) This water can only be physically used on a portion of the lands under the Scalp & Moose Creek land list. The whole list was included. Also there are some lands this water is used on that cannot be reached by Scalp and Moose water. The original land list is an accurate description of where this water is used.

 I AGREE with this proposed recommendation: no changes need to be made

DATE: 3/5/2001

SIGNATURE: *James F. Hagenbarth*

Please print your name: James F. Hagenbarth

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161

- ① CORRECT PERIOD FOR CLAIM ^{MAP} SOURCE ONLY BELOW
DITCH FROM LOCH SPR. (unnamed stream) SOURCE FROM
THIS SOURCE.
② CHECK POD LOGAL

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.

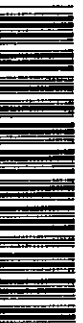
CIVIL CASE NUMBER: 39576

Ident. Number: A31-00253
Date Received: 6/29/1988
Receipt No: E000586
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name:	MARGARET HAGENBARTH	406-683-2163
Address:	P.O. BOX 1128	
	DILLON, MT	59725
OR		
Name:	DAVID J. HAGENBARTH	406-683-2163
Address:	P.O. BOX 1128	
	DILLON, MT	59725
OR		
Name:	JAMES F. HAGENBARTH	406-683-2163
Address:	P.O. BOX 1128	
	DILLON, MT	59725

A3100253



2. Date of Priority: JAN 09, 1911

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	39E	13	SE	NE	NW		CLARK

5. Description of diverting works:
DIKES AND DITCHES FOR FLOOD AND SUB-IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.420		
STOCKWATER	01/01	12/31	0.240		
WILDLIFE	01/01	12/31	0.250		

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

8. Total consumptive use is 313.5 Acre Feet Per Annum.

A31-00253

Page 1

Date: 06/29/88

MICROFILMED

NOV 17 1992

9. Non-irrigation uses:
S/1100 RANGE CATTLE, W/VARIOUS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres			
13N	39E	13	NE	NE		IRR	24.0 ✓			
			NE	NE		STOCK				
			NE	NE		WILDLF				
			NW	NE		IRR	23.0 ✓			
			NW	NE		STOCK				
			NW	NE		WILDLF				
			✓ NE	NW		IRR	6.0 ✓			
			NE	NW		STOCK				
			NE	NW		WILDLF				
			SW	NW		IRR	4.0 ✓			
			SW	NW		STOCK				
			SW	NW		WILDLF				
			NW	SW		IRR	34.0 ✓			
			NW	SW		STOCK				
			NW	SW		WILDLF				
			SW	SW		IRR	40.0 ✓			
			SW	SW		STOCK				
			SW	SW		WILDLF				
			SE	SW		IRR	40.0 ✓			
			SE	SW		STOCK				
			SE	SW		WILDLF				
			Section Acres						171.0	
			14			NE	SE		IRR	6.0
						NE	SE		STOCK	
						NE	SE		WILDLF	
						SE	SE		IRR	32.0
						SE	SE		STOCK	
						SE	SE		WILDLF	
Section Acres						38.0				
Total Acres						209.0				

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:
31-0254/2125/2077/10208/4027

14. Remarks:

SOURCE KNOWN LOCALLY AS LOCKS SPRING.
WATER FROM LOCKS SPRING HAS BEEN POOLED SINCE 1948 INTO A WATER
DELIVERY SYSTEM DESIGNED BY CLAIMANTS' PREDECESSOR. CONSEQUENTLY

MICROFILMED

NOV 17 1992

P/U AND P/D'S HAVE CHANGED SOME SINCE THE ORIGINAL APPROPRIATORS
BEGAN USING THIS SOURCE.
SEE ATTACHMENTS "A" & "B"

15. Basis of Claim: DECREED
Water Right Number:
Case Number:
Court :
Decree date: 11/01/1930

ERNEST SAUVE

Decree Plaintiff

vs

W. H. ABBOTT

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: 3

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): *James F. Hays* Date: 6/29/88
Date: _____

State of Idaho)
County of Benewah) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of June 19 88
Seal

William Wray
Notary Public

Residing at Idaho Falls

My Commission Expires 5/29/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-00253

LAST: UNION CENTRAL LIFE INSURANCE CO. FIRST:
ADDRESS:
CITY: N/A STATE: ID ZIP: 00000
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: HAGENBARTH FIRST: MARGARET
ADDRESS: P.O. BOX 1128
CITY: DILLON STATE: MT ZIP: 59725
PHONE NUMBER: 406-683-2163

OWNER CODE: 0

LAST: HAGENBARTH FIRST: DAVID J.
ADDRESS: P.O. BOX 1128
CITY: DILLON STATE: MT ZIP: 59725
PHONE NUMBER: 406-683-2163

OWNER CODE: 0

LAST: HAGENBARTH FIRST: JAMES F.
ADDRESS: P.O. BOX 1128
CITY: DILLON STATE: MT ZIP: 59725
PHONE NUMBER: 406-683-2163

OWNER CODE: 0

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: SOURCE KNOWN LOCALLY AS LOCKS SPRING.
WATER FROM LOCKS SPRING HAS BEEN POOLED SINCE 1948 INTO A WATER
DELIVERY SYSTEM DESIGNED BY CLAIMANTS' PREDECESSOR. CONSEQUENTLY
P/U AND P/D'S HAVE CHANGED SOME SINCE THE ORIGINAL APPROPRIATORS
BEGAN USING THIS SOURCE.
SEE ATTACHMENTS "A" & "B"

CONTACT PERSON: As Ruben

PHONE NUMBER: () -

DATE OF FIELD EXAM: 7/12/2K

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: Jim Hargrave

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: Owner

DIRECTIONS TO PROPERTY / NOTES:

Visited Locha Springs (As Locally Known) POD. Observed DITCHES
Also DITCHES OBSERVED Locha Springs BUT THIS CLAIM IS A DIFFERENT
SPRING DOWNSTREAM FROM Locha Springs.

REVIEWED BY W. Schubert DATE 3/15/24

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-00253	13N	39E	13	SE	NE	NW		CLARK

OTHER AJ CLAIMS WITH SAME AJ POD
& PREFIX R PREFIX
A31-00254 NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: SPRING

TRIB: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

3100253 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: SPRINGS

TRIB: CANAS CREEK

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	---
DUE TO SOURCE DISCREPANCY? (Y/N)	Y	---

NOTES:

DISCREP AS "R.N. SEC. 12, T.13N., R.39E." Claims Sec. 13, ...
SPRING IS ACTUALLY IN SE NENW SEC 13 - POD IS A DAM/POND
STRUCTURE ACROSS UNNAMED STREAM TO DITCH.

CP3
WAGON ERROR OF DOW?

(NO SOURCE NAMED R.O. 44-44)

RECOMMENDED POINT(S) OF DIVERSION AND SOURCES:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13N	39E	13	SE	NE	NW		Clark	

SOURCE: Spring, TRIB: Camas Cr

REVIEWED BY: [Signature] DATE: 9/27/24

SYSTEM DESCRIPTION:

DIVERSION IS A DITCH WHICH FLOWS OUT TO DITCHES TO EAST AND WEST. PRIOR DITCHES RECONSTRUCTED TRIBUTARY TO CAMAS CR.



LOCKE SPRING IS ACTUALLY
UP STREAM IN THIS HAWAIIAN
CREEK - - IN SE3/4 SEC. 12

A. ROOT WATER RIGHT NUMBERS: A31-00253

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	JR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	39E	13	NE	NE		HAGENBARTH, MARGARET	A31-00253 /24.0	- /	8.0		
			NE	NE		HAGENBARTH, MARGARET	A31-00254 /24.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-04027 /20.0	31-04027 /20.0			
			NE	NE		HAGENBARTH, MARGARET	A31-10208 /20.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-10212 /17.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-10216 /29.0	- /			
13N	39E	13	NE	NE		HAGENBARTH, MARGARET	A31-00253 /	- /	8.0		
			NE	NE		HAGENBARTH, MARGARET	A31-00254 /24.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-04027 /20.0	31-04027 /20.0			
			NE	NE		HAGENBARTH, MARGARET	A31-10208 /20.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-10212 /17.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-10216 /29.0	- /			
13N	39E	13	NE	NE		HAGENBARTH, MARGARET	A31-00253 /	- /	8.0		
			NE	NE		HAGENBARTH, MARGARET	A31-00254 /24.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-04027 /20.0	31-04027 /20.0			
			NE	NE		HAGENBARTH, MARGARET	A31-10208 /20.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-10212 /17.0	- /			
			NE	NE		HAGENBARTH, MARGARET	A31-10216 /29.0	- /			
13N	39E	13	N4	NE		HAGENBARTH, MARGARET	A31-00253 /23.0	- /	4.0		
			N4	NE		HAGENBARTH, MARGARET	A31-00254 /23.0	- /			
			N4	NE		HAGENBARTH, MARGARET	A31-04027 / 5.0	31-04027 / 5.0			
			N4	NE		HAGENBARTH, MARGARET	A31-10208 / 5.0	- /			
			N4	NE		HAGENBARTH, MARGARET	A31-10212 /23.0	- /			
13N	39E	13	N4	NE		HAGENBARTH, MARGARET	A31-00253 /	- /	4.0		
			N4	NE		HAGENBARTH, MARGARET	A31-00254 /23.0	- /			
			N4	NE		HAGENBARTH, MARGARET	A31-04027 / 5.0	31-04027 / 5.0			
			N4	NE		HAGENBARTH, MARGARET	A31-10208 / 5.0	- /			
			N4	NE		HAGENBARTH, MARGARET	A31-10212 /23.0	- /			
13N	39E	13	N4	NE		HAGENBARTH, MARGARET	A31-00253 /	- /	4.0		
			N4	NE		HAGENBARTH, MARGARET	A31-00254 /23.0	- /			
			N4	NE		HAGENBARTH, MARGARET	A31-04027 / 5.0	31-04027 / 5.0			
			N4	NE		HAGENBARTH, MARGARET	A31-10208 / 5.0	- /			
			N4	NE		HAGENBARTH, MARGARET	A31-10212 /23.0	- /			
13N	39E	13	NE	NW		HAGENBARTH, MARGARET	A31-00253 / 6.0	- /	4.0		
			NE	NW		HAGENBARTH, MARGARET	A31-00254 / 6.0	- /			
			NE	NW		HAGENBARTH, MARGARET	A31-04027 /	- /			
13N	39E	13	NE	NW		HAGENBARTH, MARGARET	A31-00253 /	- /	4.0		

ALL WILDLIFE
 PARTS OF CLAIM
 ARE DISALLOWED.
 NO PRIOR DEEDS
 CLAIMS OR LICENSES

NO PRIOR CLAIM
 OR DEEDS.

CPS
 when
 entering... claim?

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ 1/ACRES	MR 1/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NE	NW		HAGENBARTH, MARGARET	A31-00254 / 6.0	- /			
			NE	NW		HAGENBARTH, MARGARET	A31-04027 /	- /			
13N	39E	13	NE	NW		HAGENBARTH, MARGARET	A31-00253 /	- /	4.0		
			NE	NW		HAGENBARTH, MARGARET	A31-00254 / 6.0	- /			
			NE	NW		HAGENBARTH, MARGARET	A31-04027 /	- /			
13N	39E	13	S4	NW		HAGENBARTH, MARGARET	A31-00253 / 4.0	31-00253 /	14.0		
			S4	NW		HAGENBARTH, MARGARET	A31-00254 / 4.0	31-00254 /			
			S4	NW		HAGENBARTH, MARGARET	A31-04027 / 14.0	31-04027 / 25.0			
			S4	NW		HAGENBARTH, MARGARET	A31-10208 / 14.0	- /			
13N	39E	13	S4	NW		HAGENBARTH, MARGARET	A31-00253 /	31-00253 /	14.0		
			S4	NW		HAGENBARTH, MARGARET	A31-00254 / 4.0	31-00254 /			
			S4	NW		HAGENBARTH, MARGARET	A31-04027 / 14.0	31-04027 / 25.0			
			S4	NW		HAGENBARTH, MARGARET	A31-10208 / 14.0	- /			
13N	39E	13	S4	NW		HAGENBARTH, MARGARET	A31-00253 /	31-00253 /	14.0		
			S4	NW		HAGENBARTH, MARGARET	A31-00254 / 4.0	31-00254 /			
			S4	NW		HAGENBARTH, MARGARET	A31-04027 / 14.0	31-04027 / 25.0			
			S4	NW		HAGENBARTH, MARGARET	A31-10208 / 14.0	- /			
13N	39E	13	N4	SW		HAGENBARTH, MARGARET	A31-00253 / 34.0	31-00253 /	9.0		
			N4	SW		HAGENBARTH, MARGARET	A31-00254 / 34.0	31-00254 /			
			N4	SW		HAGENBARTH, MARGARET	A31-04027 / 40.0	31-04027 / 40.0			
			N4	SW		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /			
			N4	SW		RUFENER, HENRY		31-02070 / 20.0			
13N	39E	13	N4	SW		HAGENBARTH, MARGARET	A31-00253 /	31-00253 /	9.0		
			N4	SW		HAGENBARTH, MARGARET	A31-00254 / 34.0	31-00254 /			
			N4	SW		HAGENBARTH, MARGARET	A31-04027 / 40.0	31-04027 / 40.0			
			N4	SW		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /			
			N4	SW		RUFENER, HENRY		31-02070 / 20.0			
13N	39E	13	N4	SW		HAGENBARTH, MARGARET	A31-00253 /	31-00253 /	9.0		
			N4	SW		HAGENBARTH, MARGARET	A31-00254 / 34.0	31-00254 /			
			N4	SW		HAGENBARTH, MARGARET	A31-04027 / 40.0	31-04027 / 40.0			
			N4	SW		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /			
			N4	SW		RUFENER, HENRY		31-02070 / 20.0			
13N	39E	13	S4	SW		HAGENBARTH, MARGARET	A31-00253 / 40.0	- /	10.0		
			S4	SW		HAGENBARTH, MARGARET	A31-00254 / 40.0	- /			
			S4	SW		HAGENBARTH, MARGARET	A31-04027 / 40.0	31-04027 / 40.0			
			S4	SW		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /			
13N	39E	13	S4	SW		HAGENBARTH, MARGARET	A31-00253 /	- /	10.0		
			S4	SW		HAGENBARTH, MARGARET	A31-00254 / 40.0	- /			
			S4	SW		HAGENBARTH, MARGARET	A31-04027 / 40.0	31-04027 / 40.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	#R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECONN. ACRES
			S4	SW		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
13N	39E	13	S4	SW		HAGENBARTH, MARGARET	A31-30253 /	- /	10.0		
			S4	SW		HAGENBARTH, MARGARET	A31-30254 /40.0	- /			
			S4	SW		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			
			S4	SW		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
13N	39E	13	SE	SW		HAGENBARTH, MARGARET	A31-30253 /40.0	- /	20.0		
			SE	SW		HAGENBARTH, MARGARET	A31-30254 /40.0	- /			
			SE	SW		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			
			SE	SW		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
13N	39E	13	SE	SW		HAGENBARTH, MARGARET	A31-30253 /	- /	20.0		
			SE	SW		HAGENBARTH, MARGARET	A31-30254 /40.0	- /			
			SE	SW		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			
			SE	SW		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
13N	39E	13	SE	SW		HAGENBARTH, MARGARET	A31-30253 /	- /	20.0		
			SE	SW		HAGENBARTH, MARGARET	A31-30254 /40.0	- /			
			SE	SW		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			
			SE	SW		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-30253 / 6.0	31-30253 /	13.0		
			NE	SE		HAGENBARTH, MARGARET	A31-30254 / 6.0	31-30254 /			
			NE	SE		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			
			NE	SE		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
			NE	SE		RUFENER, HENRY		31-32070 / 1.0			
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-30253 /	31-30253 /	13.0		
			NE	SE		HAGENBARTH, MARGARET	A31-30254 / 6.0	31-30254 /			
			NE	SE		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			
			NE	SE		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
			NE	SE		RUFENER, HENRY		31-32070 / 1.0			
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-30253 /	31-30253 /	13.0		
			NE	SE		HAGENBARTH, MARGARET	A31-30254 / 6.0	31-30254 /			
			NE	SE		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			
			NE	SE		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
			NE	SE		RUFENER, HENRY		31-32070 / 1.0			
13N	39E	14	SE	SE		HAGENBARTH, MARGARET	A31-30253 /32.0	- /	2.0		
			SE	SE		HAGENBARTH, MARGARET	A31-30254 /32.0	- /			
			SE	SE		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			
			SE	SE		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
13N	39E	14	SE	SE		HAGENBARTH, MARGARET	A31-30253 /	- /	2.0		
			SE	SE		HAGENBARTH, MARGARET	A31-30254 /32.0	- /			
			SE	SE		HAGENBARTH, MARGARET	A31-34027 /40.0	31-34027 /40.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	NR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	SE		HAGENBARTH, MARGARET	A31-10208	140.0	-	1	
13N	39E	14	SE	SE		HAGENBARTH, MARGARET	A31-90253	1		1	2.3
			SE	SE		HAGENBARTH, MARGARET	A31-90254	132.0	-	1	
			SE	SE		HAGENBARTH, MARGARET	A31-94027	140.0	31-94027	140.0	
			SE	SE		HAGENBARTH, MARGARET	A31-10208	140.0	-	1	
TOTAL ACRES							A31-00253	209.00		252.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POJ DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POJ COUNTY: CLARK

PRESUMPTION FLAG:

NOTES:

*POJ AS CLAIMED IS COVERED BY Union Decree or Statutory Claim EXCEPT 145 E/1948 ?
NEW SEC 13 -> Sec 31-10218. WHEN CLAIM? NO*

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

KFC-21

5742

[Signature]

DATE:

9/27/24

*PERMISSIBLE PLACES OF USE
WITH OTHER RIGHTS w/
Limits of Use.*

ACREAGE - BEST CASE BY DECREE IS 160AC (400' X 400').

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A31-00253 IRRIGATION	FROM 04-31 TO 11-01	.620 CFS
A31-00253 STOCKWATER	FROM 01-31 TO 12-31	.240 CFS
A31-00253 WILDLIFE	FROM 01-31 TO 12-31	.250 CFS ————— DISALLOWED
TOTAL DIVERSION RATE/VOLUME CLAIMED		.620 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
31-00253 IRRIGATION	FROM 05-31 TO 09-01	.620 CFS
31-00253 STOCKWATER	FROM TO	.620 CFS
31-00253 DOMESTIC	FROM TO	.620 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.620 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	_____
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	_____
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	_____

Stockwater is defined by decree.

D. PERIOD OF USES:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() EXPLAIN IN NOTES, BELOW.

NOTES:

1930 DECREE MAKES NO PROVISION FOR WILDLIFE USE (PART II, SCHEDULE OF RIGHTS, DEFINITIONS, USES). WILDLIFE USE IS DISALLOWED.

PERIOD OF USE FOR DEPT STD. IS 5/1 TO 10/31, IRRIG AND STOCK. DECREE IS UNSPECIFIC.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.420 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.420 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 31-0254/2125/2077/10208/4021

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A31-00253	SPRING	HAGENBARTH, MARGARET	0.420	0.002		
A31-00254	SPRING	HAGENBARTH, MARGARET	0.500	0.002		
A31-04027	SCALP CREEK	HAGENBARTH, MARGARET	7.900	0.011		
A31-10208	MOOSE CREEK	HAGENBARTH, MARGARET	7.900	0.011		
A31-10212	SPRING	HAGENBARTH, MARGARET	0.900	0.020		
A31-10216	STREAM	HAGENBARTH, MARGARET	1.500	0.031		

LIST ALL RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A31-00253	STOCKWATER	HAGENBARTH, MARGARET	FROM 01-01 TO 12-31	.240 CFS	
A31-00253	WILDLIFE	HAGENBARTH, MARGARET	FROM 01-01 TO 12-31	.250 CFS	
A31-04027	STOCKWATER	HAGENBARTH, MARGARET	FROM 04-01 TO 12-31	.240 CFS	
A31-04027	WILDLIFE	HAGENBARTH, MARGARET	FROM 04-01 TO 12-31	.250 CFS	
A31-10216	STOCKWATER	HAGENBARTH, MARGARET	FROM 01-01 TO 12-31	.200 CFS	
A31-10216	WILDLIFE	HAGENBARTH, MARGARET	FROM 01-01 TO 12-31	.200 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES _____ X 0.02 CFS/ACRE = _____ CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DJES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 313.5 AF/A

ACRES _____ X CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ X DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()
P/D IN S12, T13N, R39E.

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>Prziga</u>	<u>5/1 10/31</u>	<u>0.42</u>		
<u>Stock</u>	<u>5/1 10/31</u>	<u>0.24</u>		
<u>WILDLIFE</u>	<u>Disallowed</u>			
TOTAL FOR THIS RIGHT		<u>0.42</u>		

REVIEWED BY: SBR

DATE: 9/27/24

$$1100 \text{ cattle} = 1100 \times .00022 = 0.242$$

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-00253

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.420

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-00253	0.420	-		31-00253	0.420
TOTAL CFS		0.420				0.420

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

NOTES:

CLAIMED AND DETERMINED AS 0.42 CFS. NO APPARENT SPLITS, CFS, TX'S.

AUTHENTICATION:

SIGNATURE: *[Signature]*

DATE: *3/15/24*

NAME OF FIELD EXAMINER: *[Signature]*

TITLE: *SA. AGT*

*PERMISSIBLE POEL w/
OTHER RIGHTS WITH
USE Limitations*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/15/93

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QUICKLOOK INFORMATION

CLAIM NUMBER: A31-70253

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHOPHO = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

0821035
03/14/93

PAGE: 15
PROFILE REPORT

CLAIM NUMBER: A31-00253

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARGARET HAGENBARTH	01/09/1911	IRRIGATION	04-01 11-01	0.42 CFS	
C	DAVID J. HAGENBARTH		STOCKWATER	01-01 12-31	0.24 CFS	
C	JAMES F. HAGENBARTH		WILDLIFE - ~~DISALLOWED~~	01-01 12-31	0.25 CFS	
	P.O. BOX 1128 DILLON MT 59725 (436) 683-2163					
TOTAL DIVERSION:					0.42 CFS	
~~CONSUMPTIVE USE:~~						~~111.6 AFS~~

WATER SOURCE: SPRING

TRIBUTARY TO: SINKS

STAGE: DECREED

POINT(S) OF DIVERSION:

T13N R39E S15

SENEW

CLARK 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
13N	39E	15	:	24		23				06		04				34	40	40		513.0
13N	39E	15	:	24		23				06		04				34	40	40		
13N	39E	14	:																32	114.0
13N	39E	14	:																32	
TOTAL ACRES																			209.0	

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		
			:																

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE

				NE				NW				SW				SE			
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC		
			:																

POU COUNTY: CLARK

NDM-IRRIGATION USES: S/1100 RANGE CATTLE, W/VARIOUS

OTHER RIGHTS: 31-0254/2125/2077/10208/4027

REMARKS: SOURCE KNOWN LOCALLY IS LOCKS SPRING.
WATER FROM LOCKS SPRING HAS BEEN POOLED SINCE 1948 INTO A WATER
DELIVERY SYSTEM DESIGNED BY CLAIMANTS' PREDECESSOR. CONSEQUENTLY
P/U AND P/D'S HAVE CHANGED SOME SINCE THE ORIGINAL APPROPRIATORS
BEGAN USING THIS SOURCE.
SEE ATTACHMENTS "A" & "B"

~~DISALLOWED~~

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:19:35
03/16/93

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PROFILE REPORT CONTINUED

CLAIM NUMBER: AS1-20253

DATES:	EXAM MADE DATE:	VERIFIED DATE:	07/29/1985
MISC:	WATER DISTRICT NUMBER: 31	FIELD INSPECTION FLAG: Y	PRESUMPTION FLAG:



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 1, 2001

HAGENBARTH LIVESTOCK
PO BOX 1128
DILLON MT 59725

RE: ADDITION OF ATTORNEYS TO CLAIMS

Dear Claimants:

Attorneys John Bloomquist and Patti Rowland have been added to your claims per your request.

If you have any questions feel free to contact this office at (208) 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

23
11

T 13N R39E

11 12
14 15

23 24

IRR
11/11/19

Scalp Ck

31-04027

Moose Ck

31-10208

31-02077

31-02125

T13N R39E

T13N, R40E

Locke Sp Ck

31-10212

31-10215

31-00217

31-00218

Unnamed ck

31-10216

31-10219

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31-10222

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31-10483

31-10484

31-10485

31-10486

31-10487

31-10488

31-10489

31-10490

31-10491

31-10492

31-10493

T13N R39E

H8

H10

H9

H11

23 24

T13N R39E

T1

31-00253

31-00254

NESE

14 13
23 24

12

7

11

14 13

13

18

NENW

SWNW

T13N R40E

31-04027

31-02125

31-02077

31-10208

T13N, R39E

12

SWSE

37

NWNE

40

SWNE

40

SENE

24

SSWN

15

WSW

23

NWSE

40

NESE

40

NWSW

40

SSW

25

SWSE

40

SESE

40

SSW

40

SSW

40

NWNE

0.2

NENE

18

T13N R40E

60

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 01/16/01
Time: 09:39:10

Rec/No - E000586 AR/No -
From: - HAGENBARTH, JAMES F.

Receipt Type - CK Doc/No - 7738
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 06/29/1988

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEE	9337		410162	6490		1202.00

Total Due - 1202.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A3104027	660.00	A3102077	75.00	A3102125	50.00
A3110208	50.00	A3110218	87.00	A3100254	50.00
A3100253	103.00	A3110212	50.00	A3110216	77.00

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

Union Central Life
Insurance Company,
a corporation

2. 1911 - January 9

31 253
0.42 c.f.s.

Source: Unnamed springs tributary
to Camas Creek.

Point of Diversion: In Section 12,
Township 13 North, Range 39
East, B. M.

POU

S²N⁸, N⁸E⁵E, Sec. 14

NW¹SW, SW¹NW Sec 13

13/39

For use on the following described
land, to-wit: The South Half of
the Northeast Quarter, the North-
east Quarter of the Southeast
Quarter, of Section 14; The North-
west Quarter of the Southwest
Quarter, and the Southwest Quarter
of the Northwest Quarter, of Sec-
tion 15, Township 13 North, Range
39 East, B. M.

3. 1914 - October 21

31 254
0.5 c.f.s.

Source: Locks Spring, a tributary
of Camas Creek.

Point of Diversion: In Section 12,
Township 13 North, Range 39 East,
B. M.

For use on the land above described
located in Sections 13 and 14,
Township 13 North, Range 39 East,
B. M.

POD

In Sec. 12 T13N R39E.

POU (As 31-00253)

S²N⁸, N⁸E⁵E, Sec. 14

NW¹SW, SW¹NW Sec. 13

T. 13N. R. 39E.

CP5

6/18/88

RE: Antelope Valley Water Delivery System
Scalp-Moose Creek portion

To Whom it may concern:

I am representing the claimants, Margaret, David J. and James F. Hagenbarth, in the filing of water rights in the Snake River Basin Water System. The information contained below is in respect to a water delivery system which is used by the claimants to put diverted flows from Scalp Creek, Moose Creek, and at times Lock Springs to beneficial use on lands owned by the claimants. The water sources mentioned are typical to most streams in this area in that they can flow tremendous amounts in the spring, yet flow very little in the summer. The claimants use the maximum amount diverted, but usually only for a short time.

At least since 1939 Scalp Creek flowed in a southeasterly direction, mingled with Moose Creek and spread out on the lands owned by the claimants in Antelope Valley. In the fall of 1947 my Father, D.V. Hagenbarth, constructed a massive sub-flood water delivery system for Antelope Valley. This system put the waters of Scalp, Moose Creek, Lock Springs, and several unnamed springs to a more efficient beneficial use. This system can be described as a series of dikes, dams, culverts, and slow gradient ditches used to distribute the various waters onto the claimants' land in a sub-flood combination. Since May 1, 1948 part of this delivery system has distributed Scalp Creek waters onto the lands of the claimants. Claim No. 31-4027 was the original claim made on the waters of Scalp Creek by the defendants. License Nos. 31-0253 and 31-0254 along with right #135 of the Suave Decree describe the Lock Springs waters which are partially used by the Scalp-Moose Creek portion of the Antelope Valley delivery system. License Nos. 31-2077 and 31-2125 describe the Moose Creek waters which is distributed by the delivery system. Since Scalp and Moose Creek waters are diverted at the head of the delivery system, their flows are used on the same lands. Lock Spring water is used only on a portion of the Scalp-Moose Creek water system lands. The attached map illustrates this water delivery system and the various points of diversion of the water sources.

These water rights were researched by the claimants and ownership was determined by present and past use of the water from these rights on the claimants' and their predecessors' lands. Each water right by priority will be filed on separately, but this explanation will be attached to each filing in order to tie the rights together as they have been used since the claimants' predecessor constructed the Antelope Flat water delivery system 40 years ago.

Sincerely,

James F. Hagenbarth
James F. Hagenbarth

MICROFILMED

NOV 17 1992

6/18/88

RE: Wildlife water use

The claimant and their predecessors have diverted water onto the lands claimed as place of use since the date of priority listed for the source. These waters have traveled through the course provided by the conveyance facilities and have been put to beneficial use. This use has not been limited just to stockwater and irrigation, but has also benefitted the wildlife residing on the claimants' private land where the other uses occur. This wildlife use includes both game and nongame species, from the smallest water dependent organisms, to members of the bird, reptile, amphibian, and mammal species. Water consumption by wildlife is minimal, but the diversion of several c.f.s. may be necessary to provide this beneficial use, along with the other uses claimed for the source. Most often on the claimants' land beneficial use for wildlife occurs in conjunction with the other uses claimed, but this necessarily does not, and in the past, has not, been the case. The period of use is usually similar to that for livestock water from a source at that priority date. Even though wildlife use does not appear as a use claimed by the claimants' predecessors, this use is now considered a beneficial use and in fact has occurred since the first water was diverted, giving the claimant a legitimate claim based on the use doctrine.

James F. Hagenbarth
James F. Hagenbarth

MICROFILMED

NOV 17 1992