

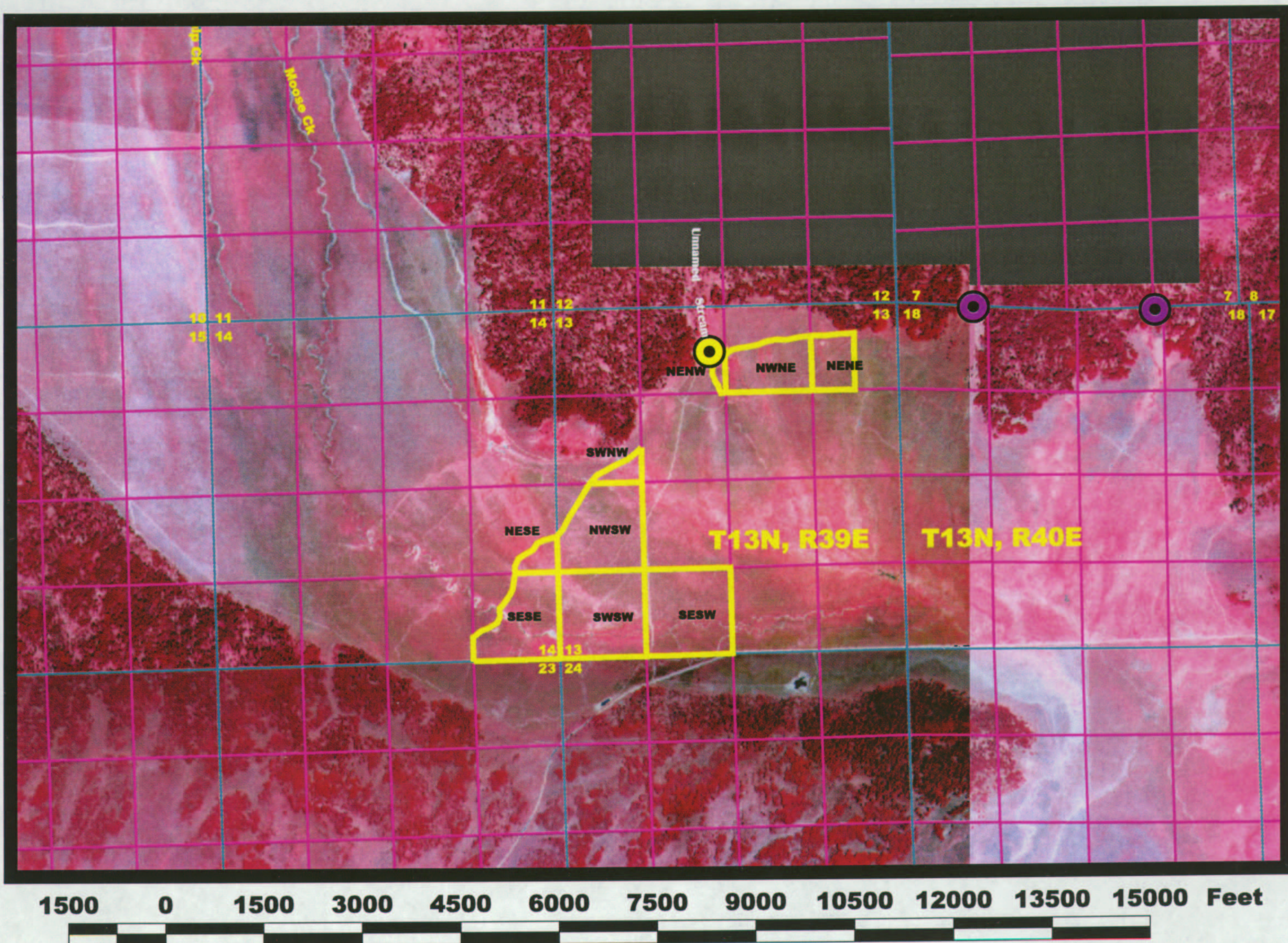


STATE OF IDAHO

Department of Water Resources

Eastern Region

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



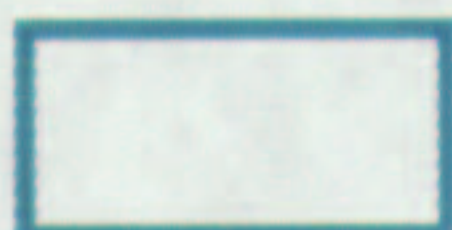
LEGEND



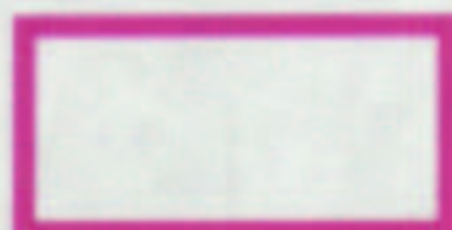
Point of Diversion

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

31-04027

31-02125

31-02077

31-10208

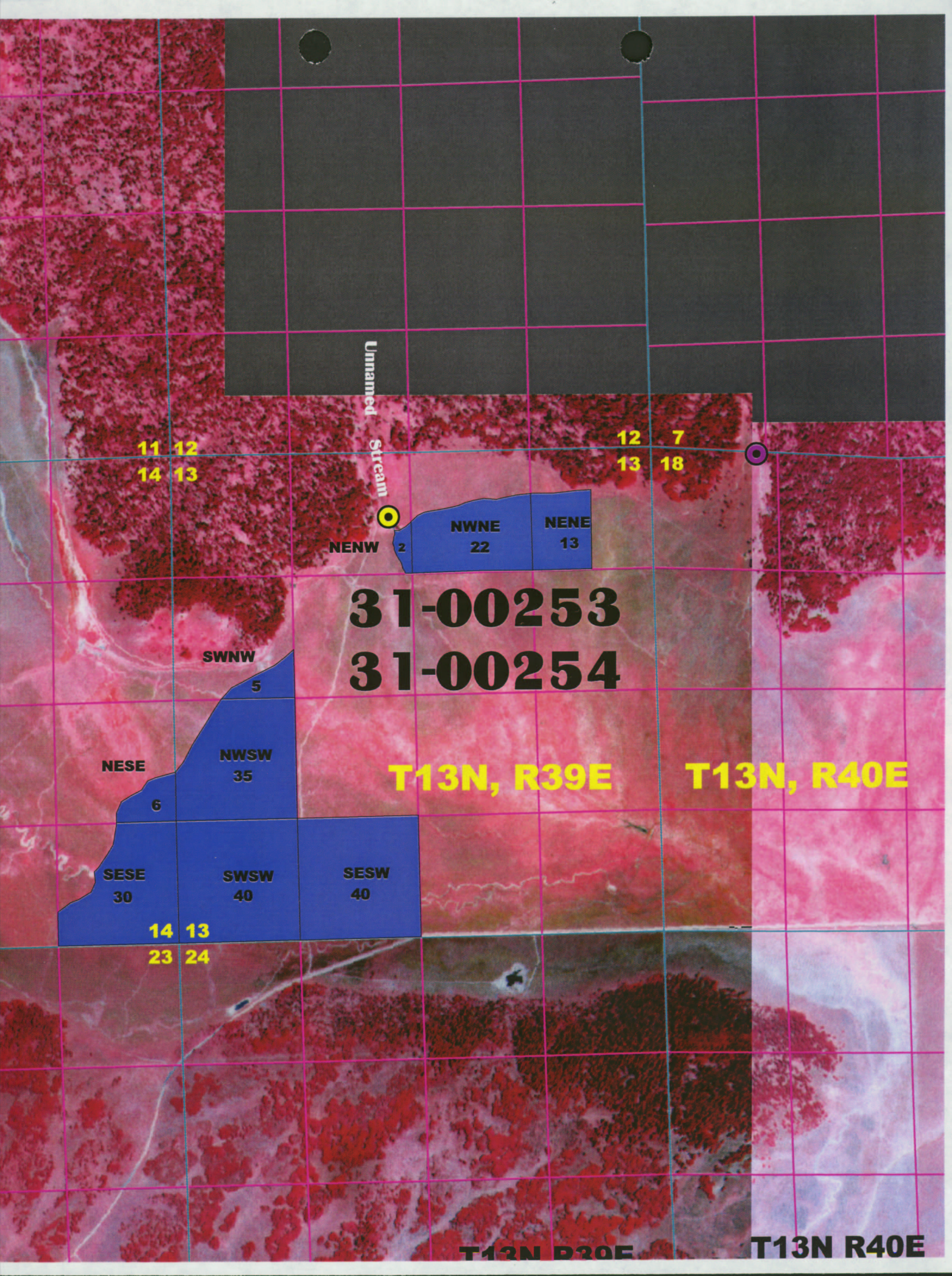
T13N, R39E

T13N, R39E



T13N R39E

T13N R40E



Unnamed
Stream

NENW 2 NWNE 22 NENE 13

31-00253
31-00254

SWNW 5
NESE 6
NWSW 35
SESE 30
SWSW 40
SESW 40

T13N, R39E

T13N, R40E

T13N R39E **T13N R40E**

03/19/2001

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

RIGHT NUMBER: 31-254

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

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

QUANTITY: 0.5 CFS

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

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.

PRIORITY DATE: 10/21/1914

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	0.50 CFS
STOCKWATER	05-01 12-15	0.23 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

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.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 25 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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 1000 CATTLE SAME POU AS IRRIGATION

FIELD AMENDMENT FORM

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. Hagerman Date: 1/18/01

Date: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of Beaverhead) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of January 20 01

Kathy L. Steiner
Notary Public

Seal

Residing at Dillon

My Commission Expires 5/17/2003

PURPOSE OF AMENDMENT:

- 1). Amend 31-00254 to add stockwater @ 0.23 cfs, non-additive.
1100 cattle.
- 2). Amend 31-10208 to add stockwater @ 0.23 cfs, non-additive.
1100 cattle.

RECEIVED

JAN 22 2001

Department of Water Resources
Eastern Region

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: A31-00254
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	405-683-2163
Address:	P.O. BOX 1128	
	DILLON, MT	59725
OR		
Name:	JAMES F. HAGENBARTH	406-683-2163
Address:	P.O. BOX 1128	
	DILLON, MT	59725

A3100254



2. Date of Priority: OCT 21, 1914

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	0.500		

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

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

9. Non-irrigation uses:
NONE

A31-00254

Page 1

Date: 06/29/88

MICROFILMED

NOV 17 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	39E	13	NE		NE		IRR	24.0
			NW		NE		IRR	23.0
			NE		NW		IRR	6.0
			SW		NW		IRR	4.0
			NW		SW		IRR	34.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
Section Acres								171.0
		14	NE		SE		IRR	6.0
			SE		SE		IRR	32.0
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:
31-0253/2125/2077/10208/4027

14. Remarks:
SUPERSEDES 31-2169.
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 HAVE CHANGED SOME SINCE THE ORIGINIAL APPROPRIATORS
BEGAN USING THIS SOURCE.
SEE ATTACHMENT "A"

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

ERNEST SAUVE
Decree Plaintiff

W. H. ABBOTT
Decree Defendant

vs

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: 2

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. Rogers

Date:

6/29/88

Date:

State of Idaho

County of

Bonneville

SS.

Subscribed and sworn (or affirmed) before me this 29th day

of

June 19 88

William Wray
Notary Public

Seal

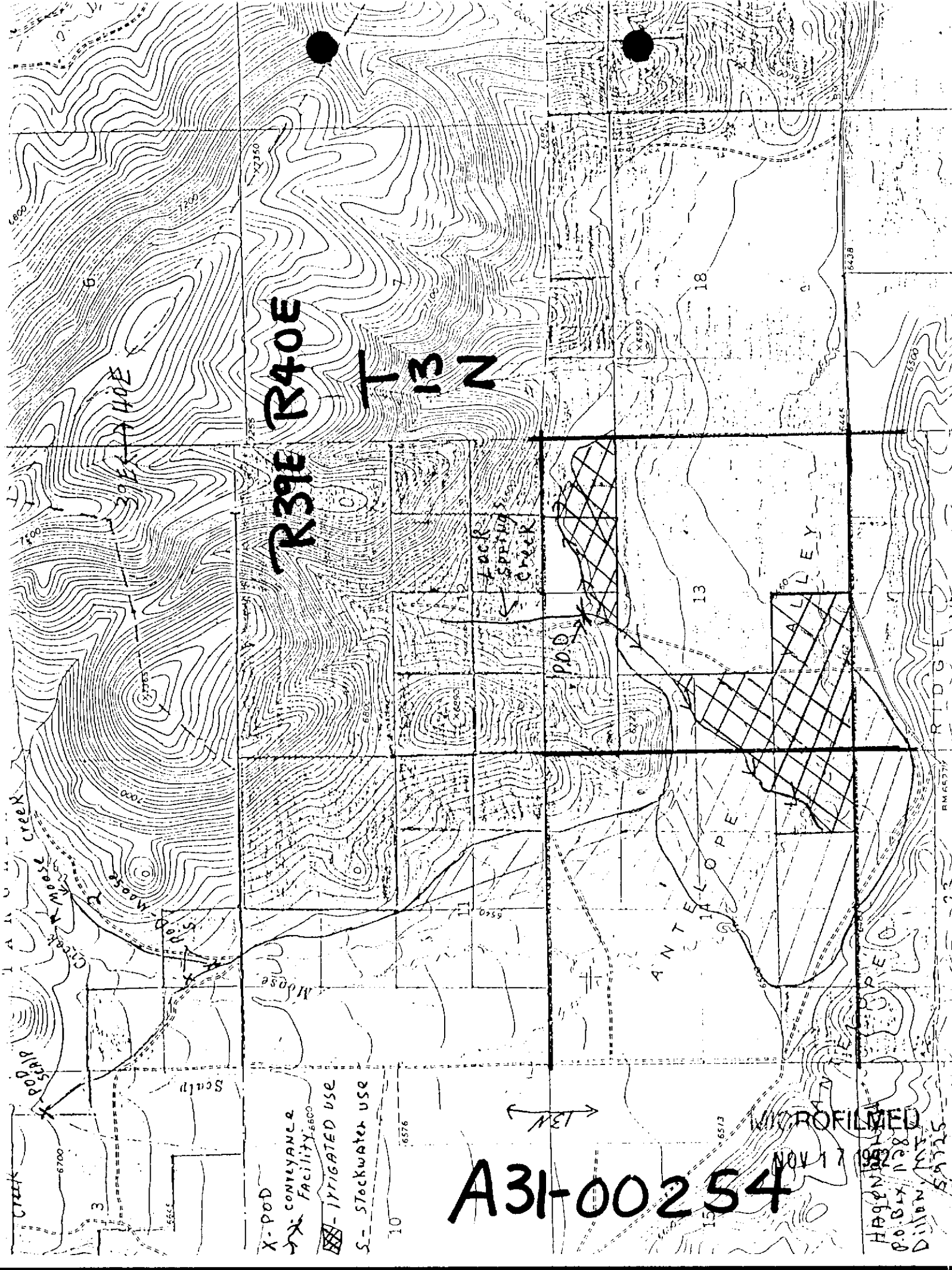
Residing at

Idaho Falls

My Commission Expires

5/29/99

R39E R40E
T13N



X-POD
X-CONVYANCE
Facility-6600
-IRRIGATED USE
S-Stockwater use

A31-00254

MICROFILMED

NOV 17 1981

HAGEN
PO BOX 128
Dillon, MT
59725

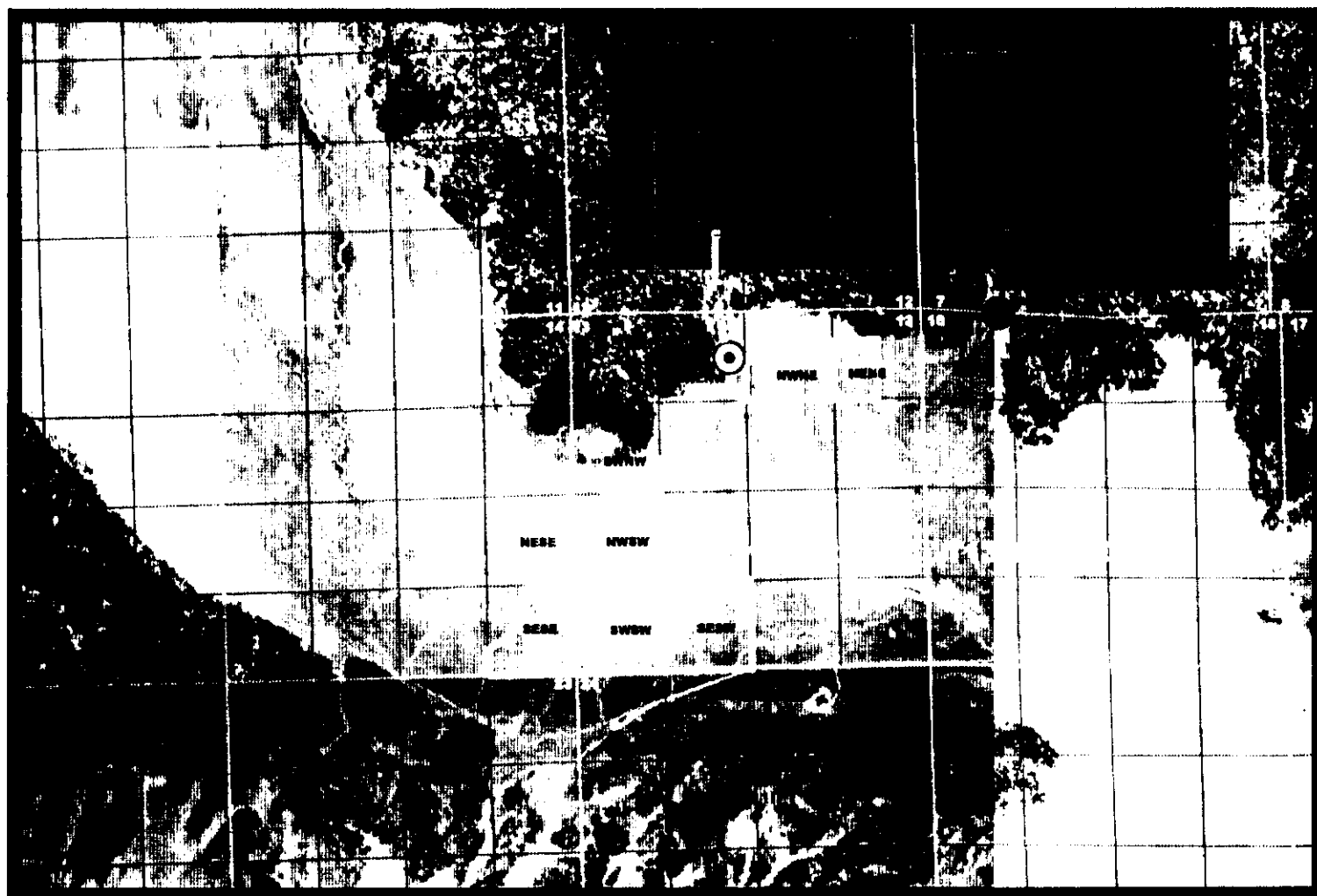


STATE OF IDAHO

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

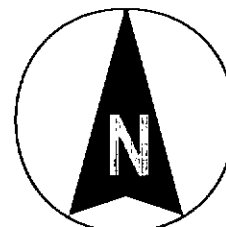
Section Line



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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-30254

LAST: UNION CENTRAL LIFE INSURANCE CO.
ADDRESS:
CITY: N/A
PHONE NUMBER: 208-000-0000

FIRST:
STATE: ID ZIP: 00000

OWNER CODE: 0

LAST: HAGENBART4
ADDRESS: P.O. BOX 1128
CITY: DILLON
PHONE NUMBER: 406-683-2153

FIRST: MARGARET
STATE: MT ZIP: 59725

OWNER CODE: C

LAST: HAGENBART4
ADDRESS: P.O. BOX 1128
CITY: DILLON
PHONE NUMBER: 406-683-2153

FIRST: DAVID J.
STATE: MT ZIP: 59725

OWNER CODE: C

LAST: HAGENBART4
ADDRESS: P.O. BOX 1128
CITY: DILLON
PHONE NUMBER: 406-683-2153

FIRST: JAMES F.
STATE: MT ZIP: 59725

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS:

SUPERSEDES 31-2169.
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 HAVE CHANGED SOME SINCE THE ORIGINAL APPROPRIATORS
BEGAN USING THIS SOURCE.
SEE ATTACHMENT "A"

> EXP: BØ1

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A31-00254 PRIORITY DATE: 10-21-1914 STAGES: D

B. WR RECORD: # 31-00254 PRIORITY DATE: 10-21-1914 STAGES: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

NOTES: DESCRIBED AS 1914-October 21

RECOMMENDED PRIORITY DATE:
10-21-1914

So it is

REVIEWED BY *[Signature]*

DATE 3/15/21

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-00254	13N	39E	13	SE	NE	NW		CLARK

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A31-00253 NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: SPRING

TRIB: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

3100254 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: SPRING

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:

POD DISCREP TO SEC 12 (IN). CLAIMED AS SEC 13 => CHANGE OF POD C#3 WHEN _____?

USGS Quad & CD 11-44 DON'T DEFINE LOCK SPRING (AS DISCREP AND LOCALLY KNOWN)

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	R&E.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13N	34E	13	SB	NB	NW		Charl	

SOURCE: Spring TRIG: gnd

REVIEWED BY: SPR DATE: 01/16/01

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBERS: A31-00254

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	39E	13	NE	NE		HAGENBARTH, MARGARET	A31-00254 /24.0	- /	8.0		
			NE	NE		HAGENBARTH, MARGARET	A31-00253 /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 /28.0	- /			
13N	39E	13	N4	NE		HAGENBARTH, MARGARET	A31-00254 /23.0	- /	4.0		
			N4	NE		HAGENBARTH, MARGARET	A31-00253 /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	A31-00254 / 6.0	- /	4.0		
			NE	NW		HAGENBARTH, MARGARET	A31-00253 / 6.0	- /			
			NE	NW		HAGENBARTH, MARGARET	A31-04027 /	- /			
13N	39E	13	S4	NW		HAGENBARTH, MARGARET	A31-00254 / 4.0	31-00254 /	14.0		
			S4	NW		HAGENBARTH, MARGARET	A31-00253 / 4.0	31-00253 /			
			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	A31-00254 /34.0	31-00254 /	9.0		
			N4	SW		HAGENBARTH, MARGARET	A31-00253 /34.0	31-00253 /			
			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	A31-00254 /40.0	- /	10.0		
			S4	SW		HAGENBARTH, MARGARET	A31-00253 /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	SE	SW		HAGENBARTH, MARGARET	A31-00254 /40.0	- /	20.0		
			SE	SW		HAGENBARTH, MARGARET	A31-00253 /40.0	- /			
			SE	SW		HAGENBARTH, MARGARET	A31-04027 /40.0	31-04027 /40.0			
			SE	SW		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-00254 / 6.0	31-00254 /	13.0		
			NE	SE		HAGENBARTH, MARGARET	A31-00253 / 6.0	31-00253 /			
			NE	SE		HAGENBARTH, MARGARET	A31-04027 /40.0	31-04027 /40.0			
			NE	SE		HAGENBARTH, MARGARET	A31-10208 /40.0	- /			
			NE	SE		RUFENER, HENRY		31-02070 / 1.0			

NO DECREE, LICENSE
OR PRIOR CLAIM
ENLARGING CLAIM 2

CLAIM NUMBER: A31-00254

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	IR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	39E	14	SE	SE		HAGENBARTH, MARGARET	A31-00254	732.0	-	1	2.0
			SE	SE		HAGENBARTH, MARGARET	A31-00253	732.0	-	1	
			SE	SE		HAGENBARTH, MARGARET	A31-04027	740.0	31-04027	740.0	
			SE	SE		HAGENBARTH, MARGARET	A31-10208	740.0	-	1	
TOTAL ACRES							A31-00254	209.00		84.00	

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

*PERMISSIBLE PLACER USE
w/ OTHER RIGHTS*

PRESUMPTION FLAG:

NOTES:

POJ mostly per Statutory Claim 31-04027. Some Declass POJ

*CP5
WATER 2/19/8?
LEWIS CLAIM NO?*

RECOMMENDATIONS:

TOTAL ACRES:

*K06-25
5742*

REVIEWED BY:

ABR

DATE:

01/16/01

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A31-00254 IRRIGATION	FROM 04-01 TO 11-01	.500 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.500 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
31-00254 IRRIGATION	FROM 05-01 TO 09-01	.500 CFS
31-00254 STOCKWATER	FROM TO	.500 CFS
31-00254 DOMESTIC	FROM TO	.500 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.500 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	---

Decreed period of use is May 1 to September 1, (Pts 4&5, Pgs 11&12).

Stockwater is defined by decree.

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

NOTES:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(✓) N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.500 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: 31-0253/2125/2077/10208/4027

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A31-00254	SPRING	HAGENBARTH, MARGARET	0.500	0.002		
A31-00253	SPRING	HAGENBARTH, MARGARET	0.620	0.002		
A31-04027	SCALP CREEK	HAGENBARTH, MARGARET	7.000	0.011		
A31-10208	MOOSE CREEK	HAGENBARTH, MARGARET	7.000	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 POU 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

DOES 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 = 3F/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.

SUPERSEDES 31-2159.

SOURCE KNOWN LOCALLY AS LOCKS SPRING.

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
<u>Enrig.</u>	<u>5/1</u> <u>12/31</u>	<u>0.50</u>		
<u>STK</u>	<u>"</u> <u>"</u>	<u>0.23</u>		
TOTAL FOR THIS RIGHT				

REVIEWED BY: mm

DATE: 01/16/01

AMOUNT TO ADD STOCK - 1000 HD @ .23 NON-ADDITIVE Same Period - FUSU
Same POU

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

B. SPLIT WATER RIGHT REVIEW

CFS

DIVERSION RATE

3.500

0.500

2.530

**FIELD
EXAMINER**

LES: VERIFIED / CLAIMED AS 0.50 cts. NO APPARENT SPLITS, G/O'S OR TX'S

TITLE:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/95

PAGE: 15
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-00254

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/ORT40-PQ = 1
 ISCS 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

03:23:14
03/14/93

PAGE: 14
PROFILE REPORT

CLAIM NUMBER: A51-30254

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARGARET HAGENBARTH	10/21/1914	IRRIGATION	04-01 11-01	0.50 CFS	
C	DAVID J. HAGENBARTH					
C	JAMES F. HAGENBARTH					
	P.O. BOX 1128					
	DILLON MT 59725					
	(436) 683-2163					
TOTAL DIVERSION:					0.50 CFS	
CONSUMPTIVE USE:						217.5 AFT

WATER SOURCE: SPRING

TRIBUTARY TO: SINKS

STAGE: DECREED

POINT(S) OF DIVERSION:

T13N R37E S13

SENEHW

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	37E	:																		
																			TOTAL ACRES	209.0

POU COUNTY:

NON-IRRIGATION USES: NONE

OTHER RIGHTS: 31-0253/2125/2077/10208/4027

REMARKS: SUPERSEDES 31-2169.
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 HAVE CHANGED SINCE THE ORIGINAL APPROPRIATORS
BEGAN USING THIS SOURCE.
SEE ATTACHMENT "A"

DATES: EXAM MADE DATE:

VERIFIED DATE: 08/19/1985

MISC: WATER DISTRICT NUMBER: 31

FIELD INSPECTION FLAG: Y
PRESUMPTION FLAG:

EXP: BOP

LENHANS... CLAIM(S)?



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

**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: 31-254

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
Source *UNARMED 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 Pelt for claim map - SUB NOV 253 also.

② Chuck POD Logan

31-00253
31-00254

NENW

2

NWNE
22

NENE
13

SWNW

5

NESE

NWSW
35

SESE
30

SWSW
40

SESW
40

T13N R40E

HAGENBARTH LVSTK Antelope SPBA Claims

Water Right	Polygons Included for PPU
Wau Sp #2 31-10216 UNNAMED Stream (Locho Sp CR)	H7, H8, H9, H10, H11 ON INTERSECT 7, 7a
31-10212 UNNAMED Stream (Locho Sp CR)	H3, H4, H5, H6, H7, H8 OR INTERSECT 8
31-00253 31-00254 UNNAMED Stream	H2, H4, H5, H6, H7, H8 INTERSECT 9
31-10208 * MOOSE CR	H1, H2, H3, H6, H7, H9 AS PPU INTERSECT 10
31-02125 * MOOSE CR	PART OF H1 (Limited to 25 ac) ALSO H2, H3, H6, H7, H9 AS PPU INTERSECT 10
31-02077 * MOOSE CR	PART OF H1 (Limited to 120 ac) ALSO H2, H3, H6, H7, H9 AS PPU INTERSECT 10
31-04027 * SCALP CR	H1, H2, H3, H6, H7, H9 AS PPU INTERSECT 10
* 31-10208, 02125, 02077, 04027 = PPU (WITH Limits of AERODGS)	
GBS NOTES: (1) COMBINED INTERSECTS 9 & 10 AS PPU (Limits)	

T13N R39E

12 7
18 13 18
H10

T13N R39E

T1

31-04027

31-02125

31-02077

31-10208

T13N, R39E

12

SWSE
37

NWNE
40

SWNE
40

SENE
24

SENE
13

NESE
23

NWSE
40

NESE
40

NWSE
40

SESE
40

SWSE
40

SESE
40

SWSE
40

SENE
5.2

NWNE
0.8

NESE
19

T13N R40E

by

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.

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 13, Township 13 North, Range
39 East, B. M.

Pod
"In Sec. 12 T13N R39E"

Pay

S²NE, NE SE Sec. 14

Sw NW Sec. 13 T13N R39E

31 254

3. 1914 - October 21 0.5 c.f.s.

Source: Hooks 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.

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