

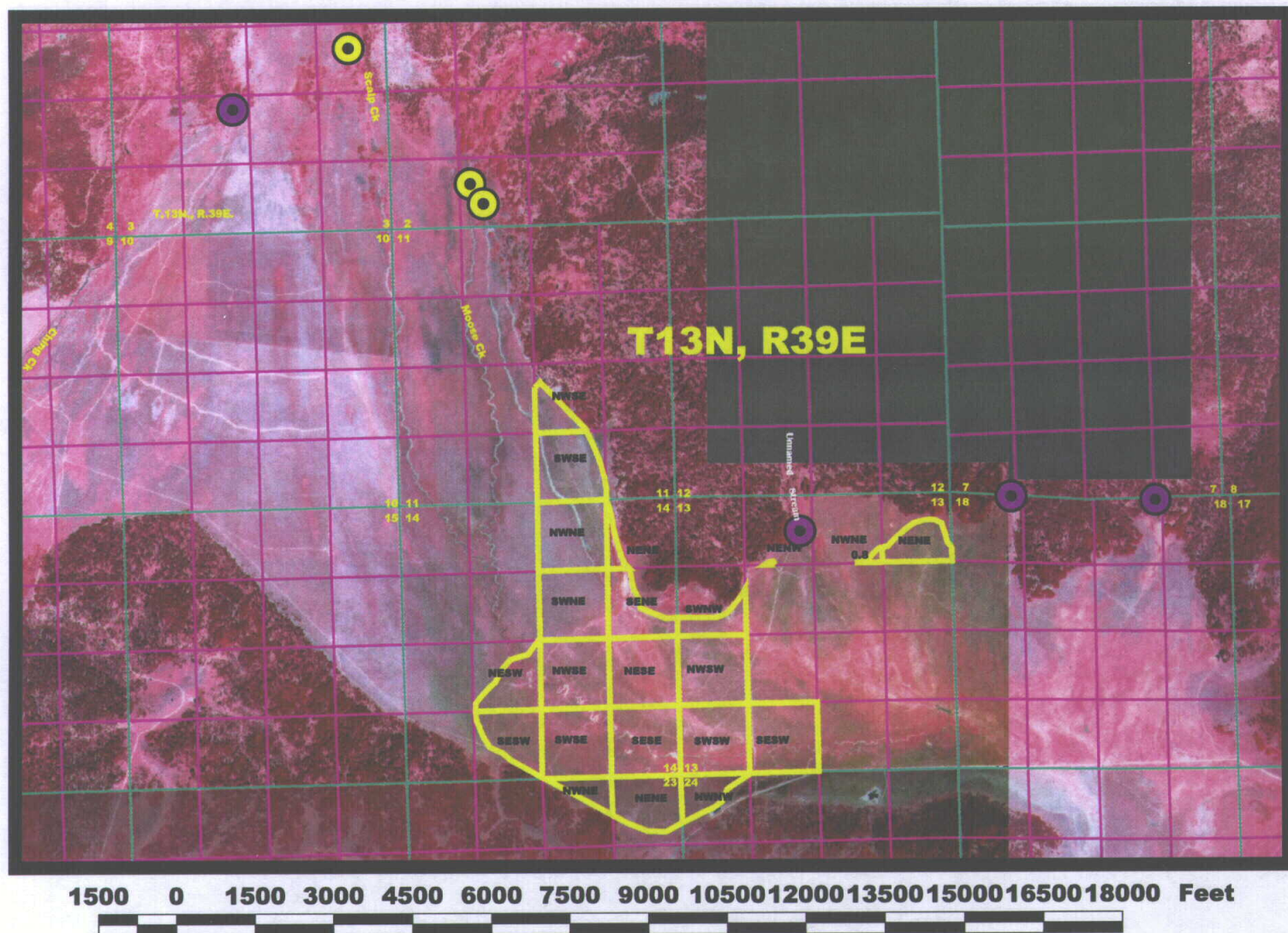


STATE OF IDAHO

Department of Water Resources

Eastern Region

**Water Right(s): 31-04027, 31-10208,
31-02077, 31-02125**



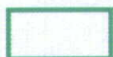
LEGEND



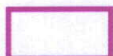
Point of Diversion

SESE

Place of Use



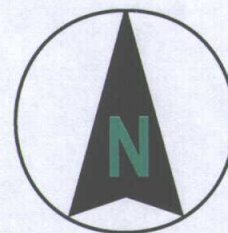
Section Line



Quarter-section line

**Legal Description: T13N, R39E
(parts of) Secs. 11, 13, 14, 23, 24**

**Point(s) of Diversion: T13N, R39E
Sec. 3 NWSENE (Scalp Ck)
Sec. 2 NWSESW (Moose Ck)
SWSESW (Moose Ck)**



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

31-04027

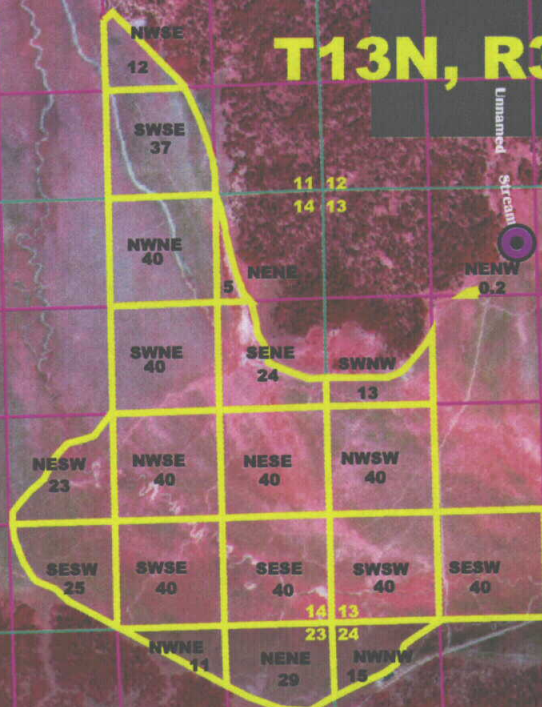
31-02125

31-02077

31-10208

T.13N, R.39E

T13N, R39E



T13N R39E

T13N R40E



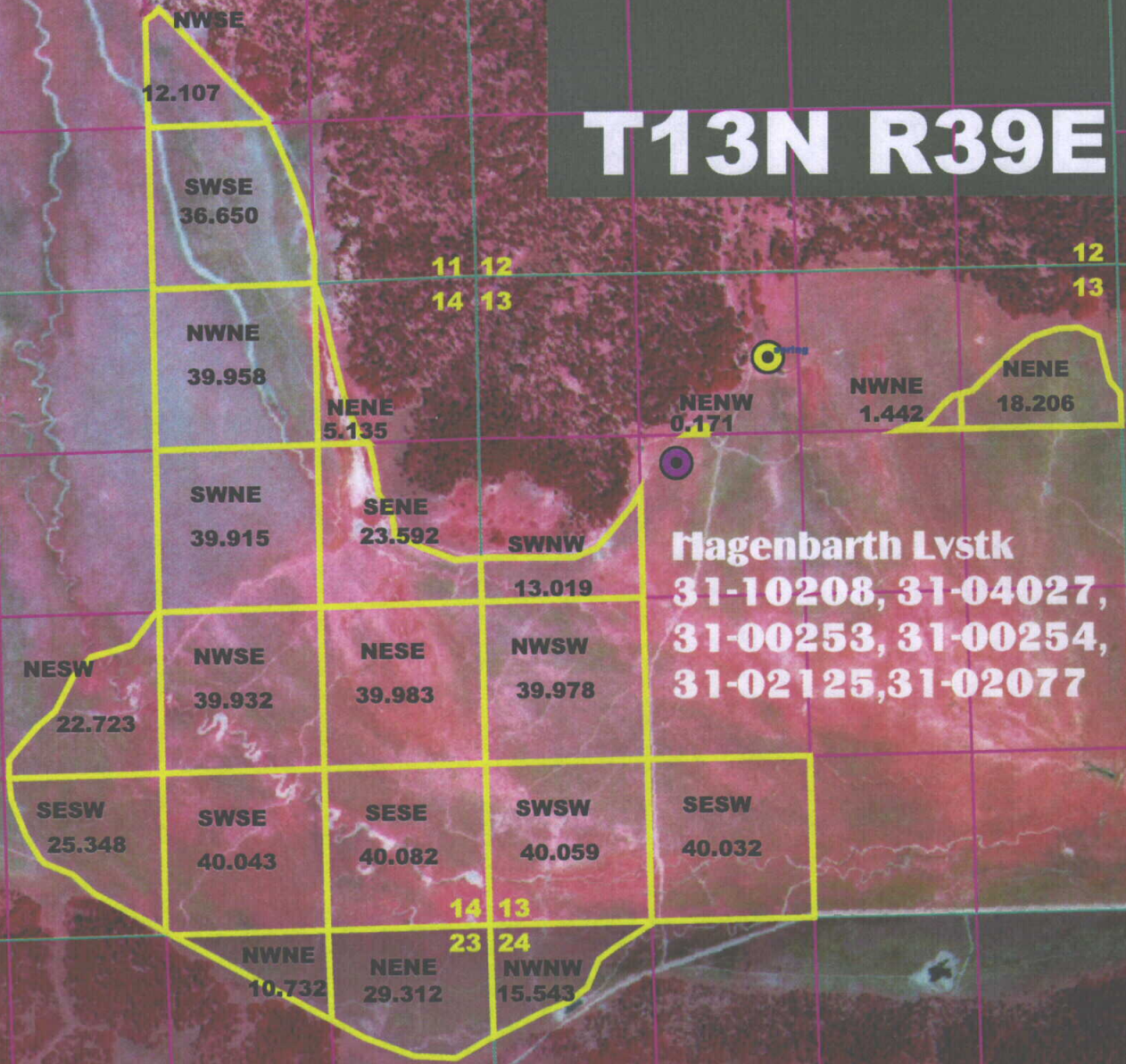
T13N R39E

Scalp Cr
Moose Cr

10 11
15 14

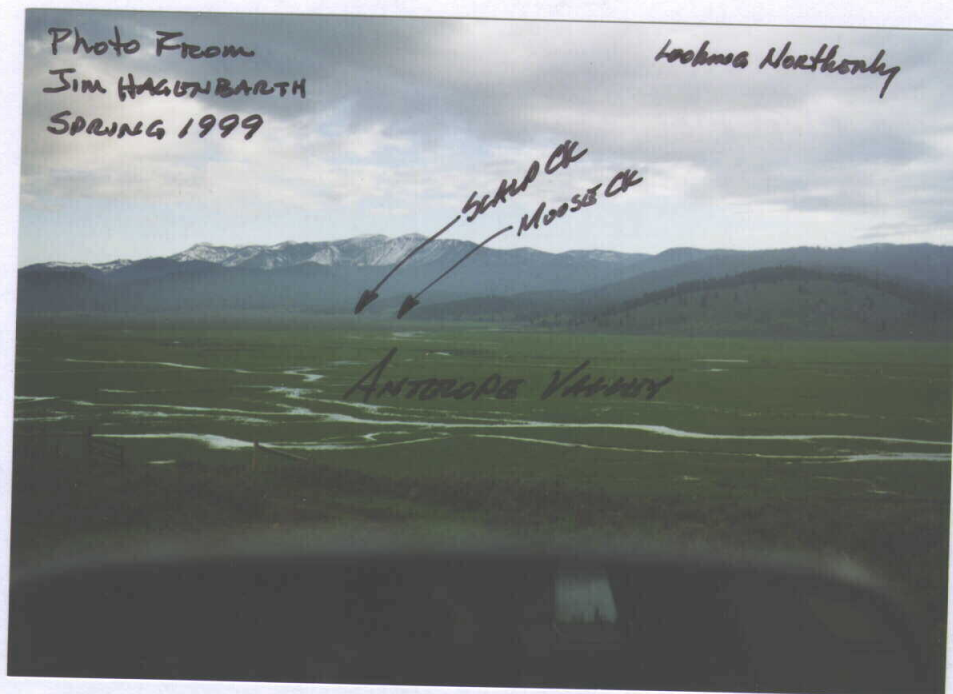
11 12
14 13

12 7
13 18



Hagenbarth Lvstk
31-10208, 31-04027,
31-00253, 31-00254,
31-02125, 31-02077

T13N R39E



Anybody EVER HAPPEN
TO NOTICE THIS WEIR
IS PUT IN BACKWARDS?
THIS Lip IS UPSTREAM

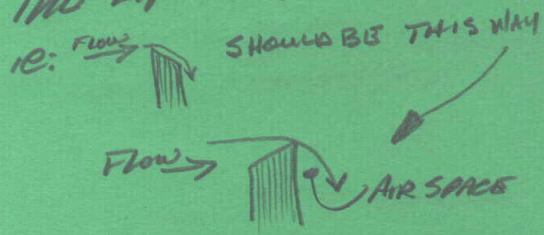


Photo #1
Rectangular Weir on Ditch
Downstream from Scalp
Creek Point of Diversion.

PHOTO #2
Current Meter Cross-
Section on Ditch Down-
stream from confluence of
Moose Creek channels and
Ditch.

PHOTO #3
Photo showing highwater
on ditch bank downstream
50' from Current Meter
Cross-section.

Photos BY CREG TAYLOR

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

03/19/2001

RIGHT NUMBER: 31-4027

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

SOURCE: SCALP CREEK TRIBUTARY: SINKS

QUANTITY: 7 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 31-00253, 31-00254, 31-04027, 31-02077, 31-02125, 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 11.48 CFS. COMBINED RIGHT NOS.: 31-00253, 31-00254, 31-02077, 31-02125, 31-04027, 31-10208.

PRIORITY DATE: 05/01/1948

POINT OF DIVERSION: T13N R39E S3 NWSENE Within CLARK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	05-01 10-31	7.00 CFS
STOCKWATER	05-01 12-15	0.24 CFS

PLACE OF USE:

IRRIGATION Within CLARK County					
T13N R39E S11	NWSE	12	T13N R39E S11	SWSE	37
T13N R39E S13	NENE	19	T13N R39E S13	NWNE	0.8
T13N R39E S13	NENW	0.2	T13N R39E S13	SWNW	13
T13N R39E S13	NWSW	40	T13N R39E S13	SWSW	40
T13N R39E S13	SESW	40	T13N R39E S14	NENE	5
T13N R39E S14	NWNE	40	T13N R39E S14	SWNE	40
T13N R39E S14	SENE	24	T13N R39E S14	NESW	23
T13N R39E S14	SESW	25	T13N R39E S14	NESE	40
T13N R39E S14	NWSE	40	T13N R39E S14	SWSE	40
T13N R39E S14	SESE	40	T13N R39E S23	NENE	29
T13N R39E S23	NWNE	11	T13N R39E S24	NWNW	15

STOCKWATER Use same as IRRIGATION

574 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 350 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 574 ACRES IN A

SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-00253, 31-00254, 31-02077, 31-02125, 31-04027, 31-10208.

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

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER 1100 CATTLE SAME POU AS IRRIGATION

01/24/2001

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: 31-4027

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) Explanation material

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

- 1) Change to: 5/01 12/15

~~2) Remove restriction of 1100 head of cattle.~~

LEADS IN BASUD ON 12900/HD

(0.00022) X No. No.

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

- 1) Cattle have watered from this source as late as 12/15.
- 2) The number of cattle watering on this system at times is greater than 1100 head and the stockwater diversion quantity is .24 CFS which would accommodate this described use.

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

CHECK LOGAL OF POD = RECOMMEND AS CLAIMED -

But POD RECOMM. AS SENSITIVE SOC. 13 13/39 DON'T
Apply to SOME POD DIRECTLY - HOWEVER, THERE IS SOME
OVERLAP W/ NENW AND N2NE OF SOC. 13. SEE 31-10212,
31-253, 31-254

31-04027

31-02125

31-02077

31-10208

T13N, R39E

12

SWSE
37

NWNE
40

SWNE
40

NESE
23

NWSE
40

NESE
40

NWSW
40

NWSE
40

SESE
40

SWSW
40

SESW
40

LIBRARY

11 32
14 43

0.2

NWNE
0.8

NENE
1.0

12 7
13 18

T13N R40E

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: A31-04027
Date Received: 6/29/1988
Receipt No: E000586
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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

2. Date of Priority: MAY 1, 1948

3. Source: SCALP CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	39E	3	NW	SE	NE		CLARK

5. Description of diverting works:
DIKES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	7.000		
STOCKWATER	04/01	12/31	0.240		
WILDLIFE	04/01	12/31	0.250		

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

A.F.A.

8. Total consumptive use is 877.5 Acre Feet Per Annum.

S/1100 RANGE CATTLE, W/VARIOUS SPECIES

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13N	39E	11	NE	NW		STOCK	
			NE	NW		WILDLF	
			SE	NW		STOCK	
			SE	NW		WILDLF	
			NE	SW		STOCK	
			NE	SW		WILDLF	
			NW	SE		IRR	15.0
			NW	SE		STOCK	
			NW	SE		WILDLF	
			SW	SE		IRR	37.0
			SW	SE		STOCK	
			SW	SE		WILDLF	
					Section Acres	52.0	
		13	NE	NE		IRR	20.0
			NE	NE		STOCK	
			NE	NE		WILDLF	
			NW	NE		IRR	5.0
			NW	NE		STOCK	
			NW	NE		WILDLF	
			NE	NW		STOCK	
			NE	NW		WILDLF	
			SW	NW		IRR	14.0
			SW	NW		STOCK	
			SW	NW		WILDLF	
			NW	SW		IRR	40.0
			NW	SW		WILDLF	
			NW	SW		STOCK	
SW	SW			IRR	40.0		
SW	SW			STOCK			
SW	SW			WILDLF			
SE	SW			IRR	40.0		
SE	SW			STOCK			
SE	SW			WILDLF			
			Section Acres	159.0			
14	NE	NE		IRR	4.0		
	NE	NE		WILDLF			
	NE	NE		STOCK			
	NW	NE		STOCK			
	NW	NE		WILDLF			
	NW	NE		IRR	40.0		

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	39E	14	SW		NE		IRR	40.0
			SW		NE		STOCK	
			SW		NE		WILDLF	
			SE		NE		IRR	24.0
			SE		NE		STOCK	
			SE		NE		WILDLF	
			SE		NW		STOCK	
			SE		NW		WILDLF	
			NE		SW		IRR	17.0
			NE		SW		STOCK	
			NE		SW		WILDLF	
			NW		SW		STOCK	
			NW		SW		WILDLF	
			SE		SW		IRR	31.0
			SE		SW		STOCK	
			SE		SW		WILDLF	
			NE		SE		IRR	40.0
			NE		SE		STOCK	
			NE		SE		WILDLF	
			NW		SE		STOCK	
			NW		SE		WILDLF	
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SW		SE		STOCK	
			SW		SE		WILDLF	
			SE		SE		IRR	40.0
			SE		SE		STOCK	
			SE		SE		WILDLF	
								Section Acres 316.0
		23	NE		NE		IRR	29.0
			NE		NE		STOCK	
			NE		NE		WILDLF	
			NW		NE		IRR	14.0
			NW		NE		WILDLF	
			NW		NE		STOCK	
								Section Acres 43.0
		24	NW		NW		IRR	15.0
			NW		NW		STOCK	
			NW		NW		WILDLF	
								Section Acres 15.0
	40E	18	NW		NW	1	STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	40E	18	NW	NW	1	WILDLF	

Total Acres 585.0

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:

31-2125/2077/0253/0254/10208/10212/10216

14. Remarks:

SINCE 1939 SCALP CREEK MINGLED WITH MOOSE CREEK AND SPREAD OUT ON THE LANDS OF CLAIMANTS IN ANTELOPE VALLEY. THE SYSTEM (1948) PUT WATERS OF SCALP, MOOSE CREEK AND LOCK SPRINGS AND SEVERAL UNNAMED SPRINGS TO A MORE EFFICIENT BENEFICIAL USE. THE SYSTEM CONSISTS OF A SERIES OF DIKES, DAMS, CULVERTS, AND SLOW GRADIENT DITCHES TO DISTRIBUTE THE WATER ONTO THE CLAIMANTS' LAND IN A SUB-FLOOD COMBINATION.

SEE ATTACHMENT "A"

FOR WILDLIFE WATER USE SEE ATTACHMENT "B"

CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS

15. Basis of Claim: STATUTORY CLAIM

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: **A31-04027**
Date Received: 6/29/1988
Receipt No: E000586
Received By: _____

AMENDED

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

AMENDED

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

2. Date of Priority: MAY 1, 1948

3. Source: SCALP CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	39E	3	NW	SE	NE		CLARK

5. Description of diverting works: DIKES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	7.000		
STOCKWATER	04/01	12/31	0.240		
WILDLIFE	04/01	12/31	0.250		

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

8. Total consumptive use is 877.5 Acre Feet Per Annum.

9. Non-irrigation uses:

S/1100 RANGE CATTLE, W/VARIOUS SPECIES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	39E	2	NW	SW		~~STOCK JFH~~	
			SW	SW		~~STOCK JFH~~	
			SE	SW		~~STOCK JFH~~	
		3	NE	SE		~~STOCK JFH~~	
		11	NE	NW		STOCK	
			NE	NW		WILDLF	
			SE	NW		STOCK	
			SE	NW		WILDLF	
			NE	SW		STOCK	
			NE	SW		WILDLF	
			NW	SE		IRR	15.0
			NW	SE		STOCK	
			NW	SE		WILDLF	
			SW	SE		IRR	37.0
			SW	SE		STOCK	
			SW	SE		WILDLF	
			Section Acres				52.0
		13	NE	NE		IRR	20.0
			NE	NE		STOCK	
			NE	NE		WILDLF	
			NW	NE		IRR	5.0
			NW	NE		STOCK	
			NW	NE		WILDLF	
			NE	NW		STOCK	
			NE	NW		WILDLF	
			SW	NW		IRR	14.0
			SW	NW		STOCK	
			SW	NW		WILDLF	
			NW	SW		IRR	40.0
			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				159.0
		14	NE	NE		IRR	4.0
			NE	NE		WILDLF	

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	39E	14	NE		NE		STOCK	
			NW		NE		STOCK	
			NW		NE		WILDLF	
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SW		NE		STOCK	
			SW		NE		WILDLF	
			SE		NE		IRR	24.0
			SE		NE		STOCK	
			SE		NE		WILDLF	
			SE		NW		STOCK	
			SE		NW		WILDLF	
			NE		SW		IRR	17.0
			NE		SW		STOCK	
			NE		SW		WILDLF	
			NW		SW		STOCK	
			NW		SW		WILDLF	
			SE		SW		IRR	31.0
			SE		SW		STOCK	
			SE		SW		WILDLF	
			NE		SE		IRR	40.0
			NE		SE		STOCK	
			NE		SE		WILDLF	
			NW		SE		IRR	40.0
			NW		SE		STOCK	
			NW		SE		WILDLF	
			SW		SE		IRR	40.0
			SW		SE		STOCK	
			SW		SE		WILDLF	
			SE		SE		IRR	40.0
			SE		SE		STOCK	
			SE		SE		WILDLF	

Section Acres 316.0

23	NE	NE	IRR	29.0
	NE	NE	STOCK	
	NE	NE	WILDLF	
	NW	NE	IRR	14.0
	NW	NE	WILDLF	
	NW	NE	STOCK	

Section Acres 43.0

24	NW	NW	IRR	15.0
	NW	NW	STOCK	
	NW	NW	WILDLF	

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	15.0
	40E	18	NW	NW	1	STOCK
			NW	NW	1	WILDLF
					Total Acres	585.0

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:

31-2125/2077/0253/0254/10208/10212/10216

14. Remarks:

SINCE 1939 SCALP CREEK MINGLED WITH MOOSE CREEK AND SPREAD OUT ON THE LANDS OF CLAIMANTS IN ANTELOPE VALLEY. THE SYSTEM (1948) PUT WATERS OF SCALP, MOOSE CREEK AND LOCK SPRINGS AND SEVERAL UNNAMED SPRINGS TO A MORE EFFICIENT BENEFICIAL USE. THE SYSTEM CONSISTS OF A SERIES OF DIKES, DAMS, CULVERTS, AND SLOW GRADIENT DITCHES TO DISTRIBUTE THE WATER ONTO THE CLAIMANTS' LAND IN A SUB-FLOOD COMBINATION.

SEE ATTACHMENT "A"

FOR WILDLIFE WATER USE SEE ATTACHMENT "B"

CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS

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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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 E. Hagenbald Date: 2/19/99

Date: _____

State of ~~Idaho~~ Montana)
County of Beaverhead) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of February 19 99

Cynthia B. Coad
Notary Public

Seal

Residing at DeLeon

My Commission Expires 5/5/99

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: A31-04027
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
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OR
Name: JAMES F. HAGENBARTH 406-683-2163
Address: P.O. BOX 1128
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2. Date of Priority: MAY 01, 1948

3. Source: SCALP CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	39E	3	NW	SE	NE		CLARK

5. Description of diverting works:
DIKES AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	7.000		
STOCKWATER	04/01	12/31	0.240		
WILDLIFE	04/01	12/31	0.250		

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

8. Total consumptive use is 877.5 Acre Feet Per Annum.

A31-04027

Page 1

Date: 06/29/88

MICROFILMED
NOV 17 1992

A3104027

9. Non-irrigation uses:

S/1100 RANGE CATTLE,W/VARIOUS SPECIES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	39E	2	NW		SW		STOCK	
			SW		SW		STOCK	
			SE		SW		STOCK	
		3	NE		SE		STOCK	
		11	NE		NW		STOCK	
			NE		NW		WILDLF	
			SE		NW		STOCK	
			SE		NW		WILDLF	
			NE		SW		STOCK	
			NE		SW		WILDLF	
			NW		SE		IRR	15.0
			NW		SE		STOCK	
			NW		SE		WILDLF	
			SW		SE		IRR	37.0
			SW		SE		STOCK	
			SW		SE		WILDLF	
							Section Acres	52.0
		13	NE		NE		IRR	20.0
			NE		NE		STOCK	
			NE		NE		WILDLF	
			NW		NE		IRR	5.0
			NW		NE		STOCK	
			NW		NE		WILDLF	
			NE		NW		STOCK	
			NE		NW		WILDLF	
			SW		NW		IRR	14.0
			SW		NW		STOCK	
			SW		NW		WILDLF	
			NW		SW		IRR	40.0
			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	159.0
		14	NE		NE		IRR	4.0

A31-04027

Page

2

Date: 06/29/88

MICROFILMED

NOV 1 / 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	39E	14	NE		NE		STOCK	
			NE		NE		WILDLF	
			NW		NE		IRR	40.0
			NW		NE		STOCK	
			NW		NE		WILDLF	
			SW		NE		IRR	40.0
			SW		NE		STOCK	
			SW		NE		WILDLF	
			SE		NE		IRR	24.0
			SE		NE		STOCK	
			SE		NE		WILDLF	
			SE		NW		STOCK	
			SE		NW		WILDLF	
			NE		SW		IRR	17.0
			NE		SW		STOCK	
			NE		SW		WILDLF	
			NW		SW		STOCK	
			NW		SW		WILDLF	
			SE		SW		IRR	31.0
			SE		SW		STOCK	
			SE		SW		WILDLF	
			NE		SE		IRR	40.0
			NE		SE		STOCK	
			NE		SE		WILDLF	
			NW		SE		IRR	40.0
			NW		SE		STOCK	
			NW		SE		WILDLF	
			SW		SE		IRR	40.0
			SW		SE		STOCK	
			SW		SE		WILDLF	
			SE		SE		IRR	40.0
			SE		SE		STOCK	
			SE		SE		WILDLF	
								Section Acres 316.0
		23	NE		NE		IRR	29.0
			NE		NE		STOCK	
			NE		NE		WILDLF	
			NW		NE		IRR	14.0
			NW		NE		STOCK	
			NW		NE		WILDLF	
								Section Acres 43.0
		24	NW		NW		IRR	15.0

A31-04027

Page

3

Date: 06/29/88

MICROFILMED

NOV 17 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
13N	39E	24	NW	NW		STOCK	
			NW	NW		WILDLF	
					Section Acres		15.0
	40E	18	NW	NW	1	STOCK	
			NW	NW	1	WILDLF	
					Total Acres		585.0

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:

31-2125/2077/0253/0254/10208/10212/10216

14. Remarks:

SINCE 1939 SCALP CREEK MINGLED WITH MOOSE CREEK AND SPREAD OUT ON THE LANDS OF CLAIMANTS IN ANTELOPE VALLEY. THE SYSTEM (1948) PUT WATERS OF SCALP, MOOSE CREEK AND LOCK SPRINGS AND SEVERAL UNNAMED SPRINGS TO A MORE EFFICIENT BENEFICIAL USE. THE SYSTEM CONSISTS OF A SERIES OF DIKES, DAMS, CULVERTS, AND SLOW GRADIENT DITCHES TO DISTRIBUTE THE WATER ONTO THE CLAIMANTS' LAND IN A SUB-FLOOD COMBINATION.

SEE ATTACHMENT "A"

FOR WILDLIFE WATER USE SEE ATTACHMENT "B"

15. Basis of Claim: STATUTORY CLAIM

Water Right Number:

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.

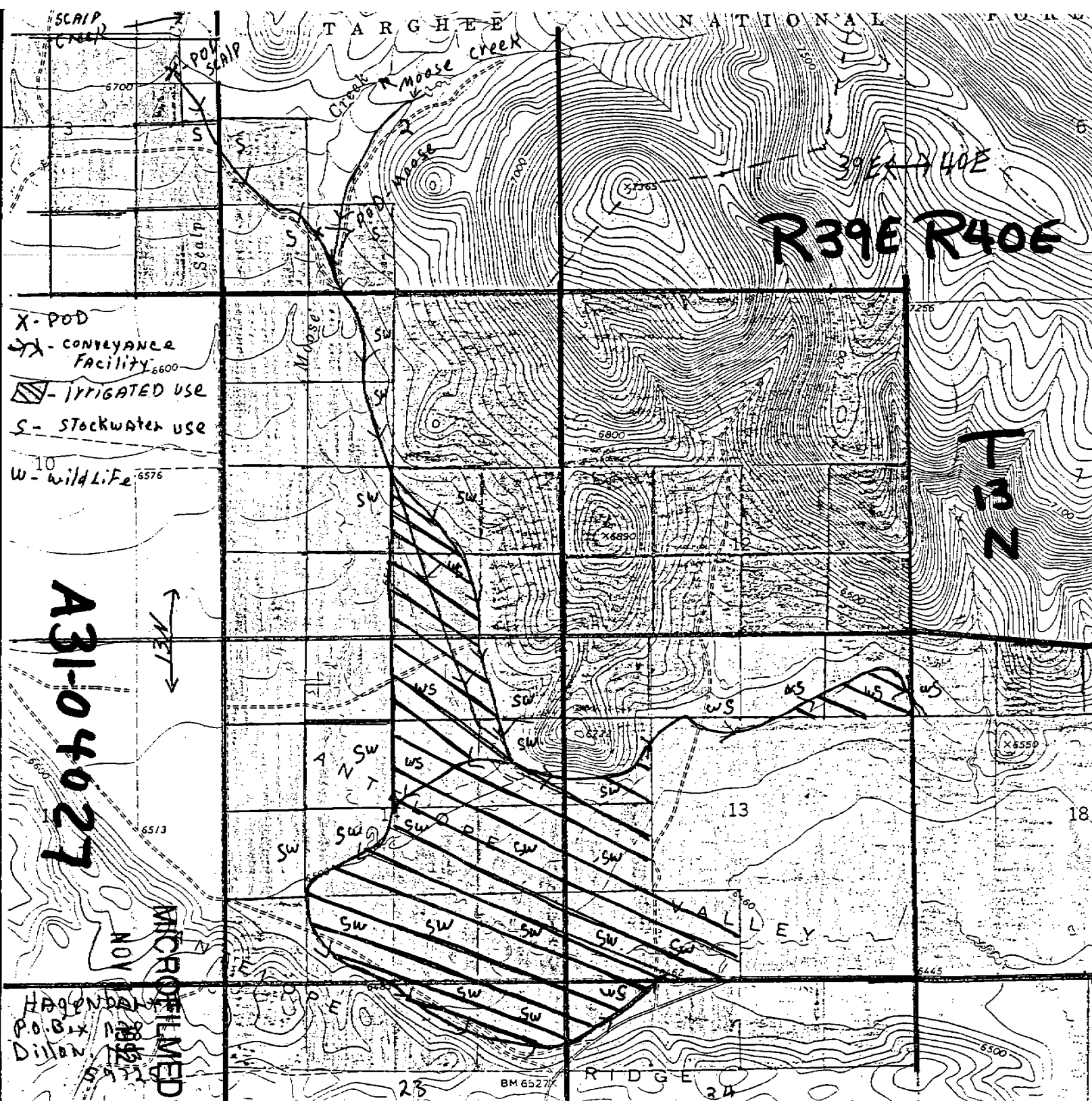
Signature of Claimant(s): James F. Nagenhart Date: 6/29/88
Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of June 19 88 Colleen Wray
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991



X-POD
X-conveyance
Facility
Irrigated use
S-Stockwater use
W-Wildlife

A31-04027

MICROFILMED

HAGENDON
P.O. Box 111
Dillon

BM 6527

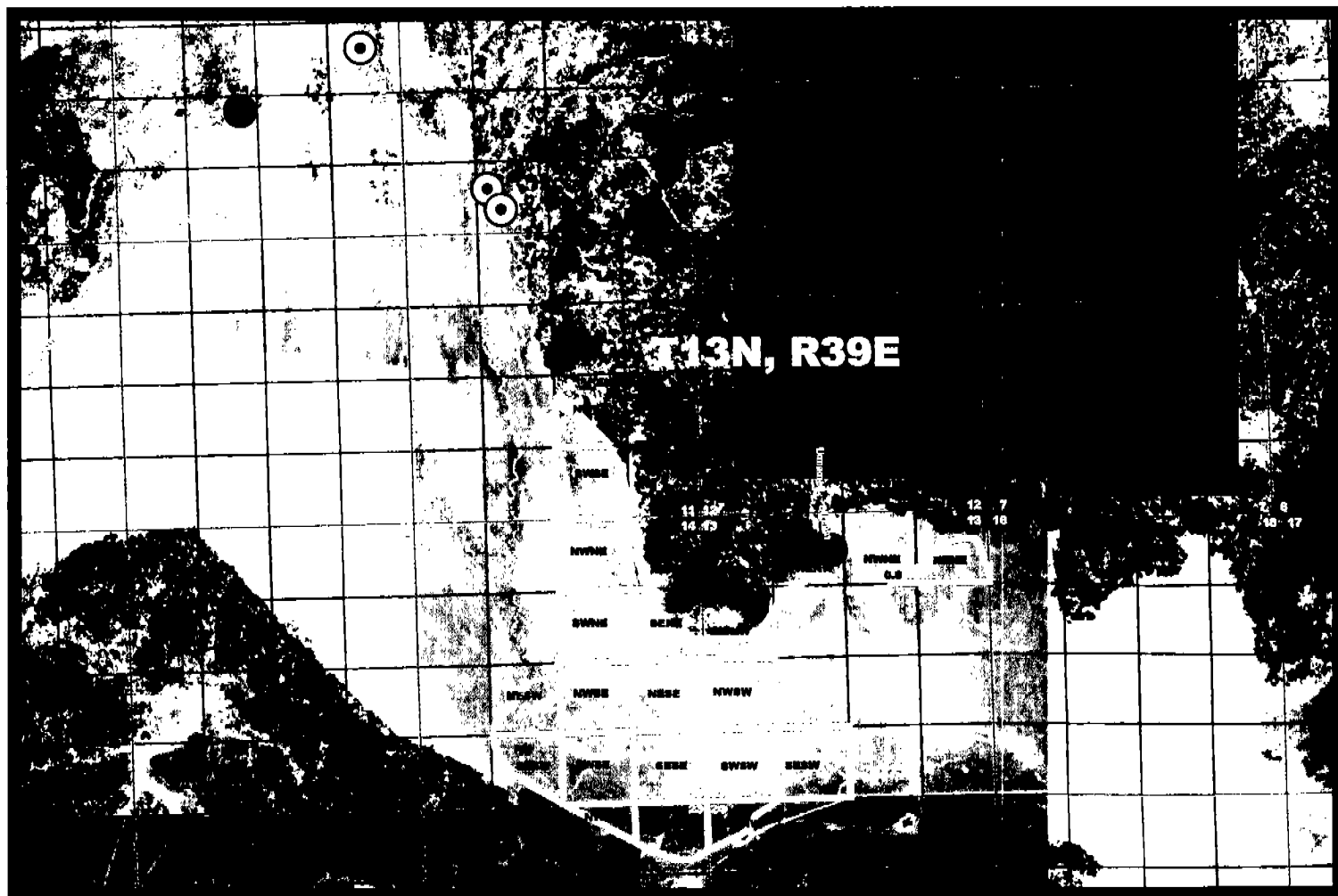


STATE OF IDAHO

Department of Water Resources

Eastern Region

**Water Right(s): 31-04027, 31-10208,
31-02077, 31-02125**



1500 0 1500 3000 4500 6000 7500 9000 10500 12000 13500 15000 16500 18000 Feet

LEGEND



Point of Diversion

SESE

Place of Use



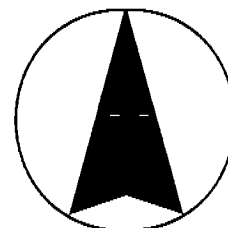
Section Line



Quarter-section line

**Legal Description: T13N, R39E
(parts of) Secs. 11, 13, 14, 23, 24**

**Point(s) of Diversion: T13N, R39E
Sec. 3 NWSENE (Scalp Ck)
Sec. 2 NWSESW (Moose Ck)
SWSESW (Moose Ck)**



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
03/15/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-04027

LAST: HAGENBARTH
ADDRESS: P. O. BOX 1120
CITY: DILLON
PHONE NUMBER: 496-685-2163

FIRST: MARGARET

STATE: MT ZIP: 59725

OWNER CODE: C

LAST: HAGENBARTH
ADDRESS: P. O. BOX 1120
CITY: DILLON
PHONE NUMBER: 496-685-2163

FIRST: DAVID J.

STATE: MT ZIP: 59725

OWNER CODE: C

LAST: HAGENBARTH
ADDRESS: P.O. BOX 1120
CITY: DILLON
PHONE NUMBER: 496-685-2163

FIRST: JAMES F.

STATE: MT ZIP: 59725

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS:

SINCE 1939 SCALP CREEK MINGLED WITH MOOSE CREEK AND SPREAD OUT ON THE LANDS OF CLAIMANTS IN ANTELOPE VALLEY. THE SYSTEM (1940) PUT WATERS OF SCALP, MOOSE CREEK AND LOCK SPRINGS AND SEVERAL UNNAMED SPRINGS TO A MORE EFFICIENT BENEFICIAL USE. THE SYSTEM CONSISTS OF A SERIES OF DIKES, DAMS, CULVERTS, AND SLOW GRADIENT DITCHES TO DISTRIBUTE THE WATER ONTO THE CLAIMANTS' LAND IN A SUB-FLOOD COMBINATION.

SEE ATTACHMENT "A"
FOR WILDLIFE WATER USE SEE ATTACHMENT "B"

7/12/2K Peter Jim
Area used as Peter
SHOULD BE SO R

CONTACT PERSON: Al Rubarev

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 7/12/24

APPOINTMENT MADE: Y (☒) N ()

TIME: 0:00 A (☒) P ()

ACCOMPANIED BY: Jim Haggard

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: Partner

DIRECTIONS TO PROPERTY / NOTES:

7/12/24 Met Jim for 2nd DAY OF TRAINING. VISITED Antelope Valley TO
POD'S, PUDIN'S, POU ... etc. Jim GAVE ME THE TWO PHOTOS BELOW TO SHOW
THE AMOUNT OF WATER W/ THE VALLEY; ONE DATED 1999, THE OTHER 19
BOTH GOOD WATER YEARS - 2000 IS NOT A GOOD YEAR).

PAGE: 3
PRIORITY DATE REVIEW PAGE

CLAIM NUMBER: A31-84027

A. AJ CLAIM: 8 A31-04027 PRIORITY DATE: 05-01-1948 STAGE: S
B. MR RECORD: 8 31-04027 PRIORITY DATE: 05-01-1948 STAGE: S

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N

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

NOTES: Matches Original 243 Claim

RECOMMENDED PRIORITY DATE: 05-01-1948

REVIEWED BY SPR

DATE 3/28/2K

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-04027	13N	59E	3	NE	SE	NE		CLARK
OTHER AJ CLAIMS WITH SAME AJ POD				MR RECORDS IN SAME 40 ACRE TRACT				
A PREFIX				R PREFIX				
NONE				NONE				

SOURCE: SCALP CREEK

TRIB: SINKS

B. MR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
31-04027	13N	59E	3		SE	NE		CLARK
OTHER MR RECORDS WITH SAME MR POD				AJ CLAIMS IN SAME 40 ACRE TRACT				
				A PREFIX R PREFIX				
NONE				NONE				

SOURCE: SCALP CREEK

TRIB: SINKS

C. FIELD EXAM REQUIRED?

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

NOTES:

No Change claims - only to One Tract.

SCALP CR. CO-MINGLES w/ MOOSE CR. WATERS TO POW.



PAGE: 5
POINT OF DIVERSION REVIEW SHEET CONTINUED

CLAIM NUMBER: A31-84027

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
13N	39E	3	NW	SE	NE		Clark	

SOURCE: SCALP CREEK

TYPE: SIMS

REVIEWED BY:

MR

DATE:

7/12/24

SYSTEM DESCRIPTION:

SEE Photo Page BY Gregg Taylor. CIRCA 1993 (Juno 2 - MEASUREMENT DATA).

A. ROOT WATER RIGHT NUMBERS: A51-04027

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AC S/ACRES	NR S/ACRES	LANDSAT DATA	FIELD EXAM.
13N	39E	2	NW	SW		HAGENBARTH, MARGARET	A51-04027 /	- /	7.0	
13N	39E	2	SW	SW		HAGENBARTH, MARGARET	A51-04027 /	- /	10.0	
13N	39E	2	SE	SW		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	4.0	
13N	39E	8	NE	SE		HAGENBARTH, MARGARET	A51-04027 /	- /	11.0	
13N	39E	11	NE	NW		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	7.0	
			NE	NW		HAGENBARTH, MARGARET	A51-02077 /	- /		
13N	39E	11	NE	NW		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	7.0	Stock
			NE	NW		HAGENBARTH, MARGARET	A51-02077 /	- /		*1 under No 243
13N	39E	11	SE	NW		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	11.0	
			SE	NW		HAGENBARTH, MARGARET	A51-02077 /	- /		
13N	39E	11	SE	NW		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	11.0	Stock
			SE	NW		HAGENBARTH, MARGARET	A51-02077 /	- /		*1
13N	39E	11	NE	SW		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	28.0	
			NE	SW		HAGENBARTH, MARGARET	A51-02077 /	- /		
13N	39E	11	NE	SW		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	28.0	Stock
			NE	SW		HAGENBARTH, MARGARET	A51-02077 /	- /		*1
13N	39E	11	NW	SE		HAGENBARTH, MARGARET	A51-04027 /15.0	51-04027 /	5.0	
			NW	SE		HAGENBARTH, MARGARET	A51-02077 /15.0	51-02077 /20.0		
			NW	SE		HAGENBARTH, MARGARET	A51-10208 /15.0	- /		
13N	39E	11	NW	SE		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	5.0	
			NW	SE		HAGENBARTH, MARGARET	A51-02077 /15.0	51-02077 /20.0		
			NW	SE		HAGENBARTH, MARGARET	A51-10208 /15.0	- /		
13N	39E	11	NW	SE		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	5.0	Stock
			NW	SE		HAGENBARTH, MARGARET	A51-02077 /15.0	51-02077 /20.0		
			NW	SE		HAGENBARTH, MARGARET	A51-10208 /15.0	- /		
13N	39E	11	SW	SE		HAGENBARTH, MARGARET	A51-04027 /57.0	51-04027 /	5.0	
			SW	SE		HAGENBARTH, MARGARET	A51-02077 /57.0	51-02077 /40.0		
			SW	SE		HAGENBARTH, MARGARET	A51-10208 /57.0	- /		
13N	39E	11	SW	SE		HAGENBARTH, MARGARET	A51-04027 /	51-04027 /	5.0	
			SW	SE		HAGENBARTH, MARGARET	A51-02077 /57.0	51-02077 /40.0		

5 Stock

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ S/ACRES	NR S/ACRES	LANDSAT DATA	FIELD EXAM.
			SW	SE		HAGENBARTH, MARGARET	A31-10208 / 57.0	- /		
13N	39E	11	SW	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /	5.0	
			SW	SE		HAGENBARTH, MARGARET	A31-02077 / 57.0	31-02077 / 40.0		
			SW	SE		HAGENBARTH, MARGARET	A31-10208 / 57.0	- /		*1
13N	39E	13	NE	NE		HAGENBARTH, MARGARET	A31-04027 / 20.0	31-04027 / 20.0	8.0	
			NE	NE		HAGENBARTH, MARGARET	A31-00253 / 24.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-00254 / 24.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-10208 / 20.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-10212 / 17.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-10216 / 20.0	- /		
13N	39E	13	NE	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 20.0	8.0	
			NE	NE		HAGENBARTH, MARGARET	A31-00253 / 24.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-00254 / 24.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-10208 / 20.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-10212 / 17.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-10216 / 20.0	- /		Stock
13N	39E	13	NE	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 20.0	8.0	
			NE	NE		HAGENBARTH, MARGARET	A31-00253 / 24.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-00254 / 24.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-10208 / 20.0	- /		
			NE	NE		HAGENBARTH, MARGARET	A31-10212 / 17.0	- /		*1
			NE	NE		HAGENBARTH, MARGARET	A31-10216 / 20.0	- /		
13N	39E	13	NW	NE		HAGENBARTH, MARGARET	A31-04027 / 5.0	31-04027 / 5.0	4.0	
			NW	NE		HAGENBARTH, MARGARET	A31-00253 / 25.0	- /		
			NW	NE		HAGENBARTH, MARGARET	A31-00254 / 25.0	- /		
			NW	NE		HAGENBARTH, MARGARET	A31-10208 / 5.0	- /		
			NW	NE		HAGENBARTH, MARGARET	A31-10212 / 23.0	- /		
13N	39E	13	NW	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 5.0	4.0	
			NW	NE		HAGENBARTH, MARGARET	A31-00253 / 25.0	- /		
			NW	NE		HAGENBARTH, MARGARET	A31-00254 / 25.0	- /		
			NW	NE		HAGENBARTH, MARGARET	A31-10208 / 5.0	- /		
			NW	NE		HAGENBARTH, MARGARET	A31-10212 / 23.0	- /		Stock
13N	39E	13	NW	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 5.0	4.0	
			NW	NE		HAGENBARTH, MARGARET	A31-00253 / 25.0	- /		
			NW	NE		HAGENBARTH, MARGARET	A31-00254 / 25.0	- /		
			NW	NE		HAGENBARTH, MARGARET	A31-10208 / 5.0	- /		*1
			NW	NE		HAGENBARTH, MARGARET	A31-10212 / 23.0	- /		
13N	39E	13	NE	NW		HAGENBARTH, MARGARET	A31-04027 /	- /	4.0	
			NE	NW		HAGENBARTH, MARGARET	A31-00253 / 6.0	- /		
			NE	NW		HAGENBARTH, MARGARET	A31-00254 / 6.0	- /		Stock

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AS S/ACRES	NR W/ACRES	LANDSAT DATA	FIELD EXAM.
13N	39E	13	NE	NN		HAGENBARTH, MARGARET	A31-84027 /	- /	4.0	
			NE	NN		HAGENBARTH, MARGARET	A31-80253 / 6.0	- /		
			NE	NN		HAGENBARTH, MARGARET	A31-80254 / 6.0	- /		*1 Wildlife
13N	39E	13	SW	NN		HAGENBARTH, MARGARET	A31-84027 / 14.0	31-84027 / 23.0	14.0	
			SW	NN		HAGENBARTH, MARGARET	A31-80253 / 4.0	31-80253 /		
			SW	NN		HAGENBARTH, MARGARET	A31-80254 / 4.0	31-80254 /		
			SW	NN		HAGENBARTH, MARGARET	A31-10200 / 14.0	- /		
13N	39E	13	SW	NN		HAGENBARTH, MARGARET	A31-84027 /	31-84027 / 23.0	14.0	
			SW	NN		HAGENBARTH, MARGARET	A31-80253 / 4.0	31-80253 /		
			SW	NN		HAGENBARTH, MARGARET	A31-80254 / 4.0	31-80254 /		
			SW	NN		HAGENBARTH, MARGARET	A31-10200 / 14.0	- /		Stock
13N	39E	13	SW	NN		HAGENBARTH, MARGARET	A31-84027 /	31-84027 / 23.0	14.0	
			SW	NN		HAGENBARTH, MARGARET	A31-80253 / 4.0	31-80253 /		
			SW	NN		HAGENBARTH, MARGARET	A31-80254 / 4.0	31-80254 /		
			SW	NN		HAGENBARTH, MARGARET	A31-10200 / 14.0	- /		*1
13N	39E	13	NN	SW		HAGENBARTH, MARGARET	A31-84027 / 40.0	31-84027 / 40.0	9.0	
			NN	SW		HAGENBARTH, MARGARET	A31-80253 / 34.0	31-80253 /		
			NN	SW		HAGENBARTH, MARGARET	A31-80254 / 34.0	31-80254 /		
			NN	SW		HAGENBARTH, MARGARET	A31-10200 / 40.0	- /		
			NN	SW		RUFENER, HENRY		31-82070 / 20.0		
13N	39E	13	NN	SW		HAGENBARTH, MARGARET	A31-84027 /	31-84027 / 40.0	9.0	
			NN	SW		HAGENBARTH, MARGARET	A31-80253 / 34.0	31-80253 /		
			NN	SW		HAGENBARTH, MARGARET	A31-80254 / 34.0	31-80254 /		
			NN	SW		HAGENBARTH, MARGARET	A31-10200 / 40.0	- /		Stock
			NN	SW		RUFENER, HENRY		31-82070 / 20.0		
13N	39E	13	NN	SW		HAGENBARTH, MARGARET	A31-84027 /	31-84027 / 40.0	9.0	
			NN	SW		HAGENBARTH, MARGARET	A31-80253 / 34.0	31-80253 /		
			NN	SW		HAGENBARTH, MARGARET	A31-80254 / 34.0	31-80254 /		
			NN	SW		HAGENBARTH, MARGARET	A31-10200 / 40.0	- /		*1
			NN	SW		RUFENER, HENRY		31-82070 / 20.0		
13N	39E	13	SW	SW		HAGENBARTH, MARGARET	A31-84027 / 40.0	31-84027 / 40.0	10.0	
			SW	SW		HAGENBARTH, MARGARET	A31-80253 / 40.0	- /		
			SW	SW		HAGENBARTH, MARGARET	A31-80254 / 40.0	- /		
			SW	SW		HAGENBARTH, MARGARET	A31-10200 / 40.0	- /		
13N	39E	13	SW	SW		HAGENBARTH, MARGARET	A31-84027 /	31-84027 / 40.0	10.0	
			SW	SW		HAGENBARTH, MARGARET	A31-80253 / 40.0	- /		
			SW	SW		HAGENBARTH, MARGARET	A31-80254 / 40.0	- /		
			SW	SW		HAGENBARTH, MARGARET	A31-10200 / 40.0	- /		Stock
13N	39E	13	SW	SW		HAGENBARTH, MARGARET	A31-84027 /	31-84027 / 40.0	10.0	

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ S/ACRES	NR S/ACRES	LANDSAT DATA	FIELD EXAM.
			SW	SW		HAGENBARTH, MARGARET	A31-00253 /40.0	- /		
			SW	SW		HAGENBARTH, MARGARET	A31-00254 /40.0	- /		
			SW	SW		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		X1
13N	39E	13	SE	SW		HAGENBARTH, MARGARET	A31-04027 /40.0	31-04027 /40.0		20.0
			SE	SW		HAGENBARTH, MARGARET	A31-00253 /40.0	- /		
			SE	SW		HAGENBARTH, MARGARET	A31-00254 /40.0	- /		
			SE	SW		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
13N	39E	13	SE	SW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /40.0		20.0
			SE	SW		HAGENBARTH, MARGARET	A31-00253 /40.0	- /		
			SE	SW		HAGENBARTH, MARGARET	A31-00254 /40.0	- /		
			SE	SW		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
13N	39E	13	SE	SW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /40.0		20.0
			SE	SW		HAGENBARTH, MARGARET	A31-00253 /40.0	- /		
			SE	SW		HAGENBARTH, MARGARET	A31-00254 /40.0	- /		
			SE	SW		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
13N	39E	13	SE	SW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /40.0		20.0
			SE	SW		HAGENBARTH, MARGARET	A31-00253 /40.0	- /		
			SE	SW		HAGENBARTH, MARGARET	A31-00254 /40.0	- /		
			SE	SW		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
13N	39E	14	NE	NE		HAGENBARTH, MARGARET	A31-04027 / 4.0	31-04027 /		
			NE	NE		HAGENBARTH, MARGARET	A31-02077 / 4.0	31-02077 /20.0		
			NE	NE		HAGENBARTH, MARGARET	A31-10200 / 4.0	- /		
13N	39E	14	NE	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /		
			NE	NE		HAGENBARTH, MARGARET	A31-02077 / 4.0	31-02077 /20.0		
			NE	NE		HAGENBARTH, MARGARET	A31-10200 / 4.0	- /		
13N	39E	14	NE	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /		
			NE	NE		HAGENBARTH, MARGARET	A31-02077 / 4.0	31-02077 /20.0		
			NE	NE		HAGENBARTH, MARGARET	A31-10200 / 4.0	- /		
13N	39E	14	NW	NE		HAGENBARTH, MARGARET	A31-04027 /40.0	31-04027 /		11.0
			NW	NE		HAGENBARTH, MARGARET	A31-02077 /40.0	31-02077 /40.0		
			NW	NE		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
13N	39E	14	NW	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /		11.0
			NW	NE		HAGENBARTH, MARGARET	A31-02077 /40.0	31-02077 /40.0		
			NW	NE		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
13N	39E	14	NW	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /		11.0
			NW	NE		HAGENBARTH, MARGARET	A31-02077 /40.0	31-02077 /40.0		
			NW	NE		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
13N	39E	14	SW	NE		HAGENBARTH, MARGARET	A31-04027 /40.0	31-04027 /		16.0
			SW	NE		HAGENBARTH, MARGARET	A31-02125 /25.0	- /		
			SW	NE		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
			SW	NE		UNION CENTRAL LIFE INSURANCE C		31-00253 /		
			SW	NE		UNION CENTRAL LIFE INSURANCE C		31-00254 /		

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ S/ACRES	NR S/ACRES	LANDSAT DATA	FIELD EXAM.
13N	39E	14	SW	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /	16.0	
			SW	NE		HAGENBARTH, MARGARET	A31-02125 /25.0	- /		
			SW	NE		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
			SW	NE		UNION CENTRAL LIFE INSURANCE C		31-00253 /		
			SW	NE		UNION CENTRAL LIFE INSURANCE C		31-00254 /		Stock
13N	39E	14	SW	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /	16.0	
			SW	NE		HAGENBARTH, MARGARET	A31-02125 /25.0	- /		
			SW	NE		HAGENBARTH, MARGARET	A31-10200 /40.0	- /		
			SW	NE		UNION CENTRAL LIFE INSURANCE C		31-00253 /		*1 windup
			SW	NE		UNION CENTRAL LIFE INSURANCE C		31-00254 /		
13N	39E	14	SE	NE		HAGENBARTH, MARGARET	A31-04027 /24.0	31-04027 /20.0	18.0	
			SE	NE		HAGENBARTH, MARGARET	A31-02077 /24.0	- /		
			SE	NE		HAGENBARTH, MARGARET	A31-10200 /24.0	- /		
			SE	NE		UNION CENTRAL LIFE INSURANCE C		31-00253 /		
			SE	NE		UNION CENTRAL LIFE INSURANCE C		31-00254 /		
13N	39E	14	SE	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /20.0	18.0	
			SE	NE		HAGENBARTH, MARGARET	A31-02077 /24.0	- /		
			SE	NE		HAGENBARTH, MARGARET	A31-10200 /24.0	- /		
			SE	NE		UNION CENTRAL LIFE INSURANCE C		31-00253 /		Stock
			SE	NE		UNION CENTRAL LIFE INSURANCE C		31-00254 /		
13N	39E	14	SE	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /20.0	18.0	
			SE	NE		HAGENBARTH, MARGARET	A31-02077 /24.0	- /		
			SE	NE		HAGENBARTH, MARGARET	A31-10200 /24.0	- /		
			SE	NE		UNION CENTRAL LIFE INSURANCE C		31-00253 /		*1
			SE	NE		UNION CENTRAL LIFE INSURANCE C		31-00254 /		
13N	39E	14	SE	NR		HAGENBARTH, MARGARET	A31-04027 /	- /	10.0	Stock
13N	39E	14	SE	NR		HAGENBARTH, MARGARET	A31-04027 /	- /	10.0	*1
13N	39E	14	NE	SW		HAGENBARTH, MARGARET	A31-04027 /17.0	31-04027 /15.0	10.0	
			NE	SW		HAGENBARTH, MARGARET	A31-10200 /17.0	- /		
13N	39E	14	NE	SW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /15.0	10.0	
			NE	SW		HAGENBARTH, MARGARET	A31-10200 /17.0	- /		Stock
13N	39E	14	NE	SW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /15.0	10.0	
			NE	SW		HAGENBARTH, MARGARET	A31-10200 /17.0	- /		*1
13N	39E	14	NR	SW		HAGENBARTH, MARGARET	A31-04027 /	- /	6.0	Stock
13N	39E	14	NR	SW		HAGENBARTH, MARGARET	A31-04027 /	- /	6.0	*1
13N	39E	14	SE	SW		HAGENBARTH, MARGARET	A31-04027 /81.0	31-04027 /80.0	8.0	

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AS S/ACRES	NR W/ACRES	LANDSAT DATA	FIELD EXAM.
			SE	SW		HAGENBARTH, MARGARET	A31-10208 / 31.0	- /		
13N	39E	14	SE	SW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 30.0	3.0	
			SE	SW		HAGENBARTH, MARGARET	A31-10208 / 31.0	- /		
13N	39E	14	SE	SW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 30.0	3.0	Stock
			SE	SW		HAGENBARTH, MARGARET	A31-10208 / 31.0	- /		
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-04027 / 40.0	31-04027 / 40.0	13.0	
			NE	SE		HAGENBARTH, MARGARET	A31-00253 / 6.0	31-00253 /		
			NE	SE		HAGENBARTH, MARGARET	A31-00254 / 6.0	31-00254 /		
			NE	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		
			NE	SE		RUFENER, HENRY		31-02070 / 1.0		
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 40.0	13.0	
			NE	SE		HAGENBARTH, MARGARET	A31-00253 / 6.0	31-00253 /		
			NE	SE		HAGENBARTH, MARGARET	A31-00254 / 6.0	31-00254 /		
			NE	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		
			NE	SE		RUFENER, HENRY		31-02070 / 1.0		Stock
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 40.0	13.0	
			NE	SE		HAGENBARTH, MARGARET	A31-00253 / 6.0	31-00253 /		
			NE	SE		HAGENBARTH, MARGARET	A31-00254 / 6.0	31-00254 /		
			NE	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		
			NE	SE		RUFENER, HENRY		31-02070 / 1.0		
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-04027 / 40.0	31-04027 / 35.0	17.0	
			NE	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		
			NE	SE		WOODRUFF, LILLIAN J.		31-02125 / 0.0		
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 35.0	17.0	
			NE	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		
			NE	SE		WOODRUFF, LILLIAN J.		31-02125 / 0.0		Stock
13N	39E	14	NE	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 35.0	17.0	
			NE	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		
			NE	SE		WOODRUFF, LILLIAN J.		31-02125 / 0.0		
13N	39E	14	SW	SE		HAGENBARTH, MARGARET	A31-04027 / 40.0	31-04027 / 40.0	1.0	
			SW	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		
			SW	SE		WOODRUFF, LILLIAN J.		31-02125 / 17.0		
13N	39E	14	SW	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 40.0	1.0	
			SW	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		
			SW	SE		WOODRUFF, LILLIAN J.		31-02125 / 17.0		Stock
13N	39E	14	SW	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 / 40.0	1.0	
			SW	SE		HAGENBARTH, MARGARET	A31-10208 / 40.0	- /		

*1

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ S/ACRES	NR S/ACRES	LANDSAT DATA	FIELD EXAM.
			SW	SE		WOODBUFF, LILLIAN J.		31-02123 /17.0		*1
13N	39E	14	SE	SE		HAGENBARTH, MARGARET	A31-04027 /40.0	31-04027 /40.0	2.0	
			SE	SE		HAGENBARTH, MARGARET	A31-00253 /32.0	- /		
			SE	SE		HAGENBARTH, MARGARET	A31-00254 /32.0	- /		
			SE	SE		HAGENBARTH, MARGARET	A31-10208 /40.0	- /		
13N	39E	14	SE	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /40.0	2.0	
			SE	SE		HAGENBARTH, MARGARET	A31-00253 /32.0	- /		
			SE	SE		HAGENBARTH, MARGARET	A31-00254 /32.0	- /		
			SE	SE		HAGENBARTH, MARGARET	A31-10208 /40.0	- /		Stock
13N	39E	14	SE	SE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /40.0	2.0	
			SE	SE		HAGENBARTH, MARGARET	A31-00253 /32.0	- /		
			SE	SE		HAGENBARTH, MARGARET	A31-00254 /32.0	- /		
			SE	SE		HAGENBARTH, MARGARET	A31-10208 /40.0	- /		*1
13N	39E	23	NE	NE		HAGENBARTH, MARGARET	A31-04027 /29.0	31-04027 /30.0	19.0	
			NE	NE		HAGENBARTH, MARGARET	A31-10208 /29.0	- /		
13N	39E	23	NE	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /30.0	19.0	
			NE	NE		HAGENBARTH, MARGARET	A31-10208 /29.0	- /		Stock
13N	39E	23	NE	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /30.0	19.0	
			NE	NE		HAGENBARTH, MARGARET	A31-10208 /29.0	- /		*1
13N	39E	23	NW	NE		HAGENBARTH, MARGARET	A31-04027 /14.0	31-04027 /14.0	2.0	
			NW	NE		HAGENBARTH, MARGARET	A31-10208 /14.0	- /		
13N	39E	23	NW	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /14.0	2.0	
			NW	NE		HAGENBARTH, MARGARET	A31-10208 /14.0	- /		Stock
13N	39E	23	NW	NE		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /14.0	2.0	
			NW	NE		HAGENBARTH, MARGARET	A31-10208 /14.0	- /		*1
13N	39E	24	NW	NW		HAGENBARTH, MARGARET	A31-04027 /15.0	31-04027 /15.0	18.0	
			NW	NW		HAGENBARTH, MARGARET	A31-10208 /15.0	- /		
			NW	NW		HAGENBARTH, MARGARET	A31-10261 /	- /		
13N	39E	24	NW	NW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /15.0	18.0	
			NW	NW		HAGENBARTH, MARGARET	A31-10208 /15.0	- /		
			NW	NW		HAGENBARTH, MARGARET	A31-10261 /	- /		Stock
13N	39E	24	NW	NW		HAGENBARTH, MARGARET	A31-04027 /	31-04027 /15.0	18.0	
			NW	NW		HAGENBARTH, MARGARET	A31-10208 /15.0	- /		
			NW	NW		HAGENBARTH, MARGARET	A31-10261 /	- /		*1
13N	40E	10	NW	NW	1	HAGENBARTH, MARGARET	A31-04027 /	- /	2.0	

Stock

T13N R39E

12 107

SWSE
38.650

11 12
14 13

12 7
13 18

NWNE
39.958

NENE
3.135

NENW
8.171

NWNE
1.442

NENE
3.206

SWNE
39.915

SENE
23.592

SWNW

13.019

NWSE
38.932

NESE
39.983

NWSW
39.978

SWSE
39.932

SESE
40.082

SWSW
40.059

SESE
40.059

23 24

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AI S/ACRES	NR S/ACRES	LANDSAT DATA	FIELD EXAM.
			NW	NW	1	HAGENBARTH, MARGARET	A31-10216	723.0	-	1
13N	40E	18	NW	NW	1	HAGENBARTH, MARGARET	A31-04027	1	-	1
			NW	NW	1	HAGENBARTH, MARGARET	A31-10216	723.0	-	1
TOTAL ACRES							A31-04027	585.00	1871.00	799.00

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

C. FIELD EXAM REQUIRED? _____
DUE TO POB DISCREPANCY? (Y/N) _____
DATABASE Y _____
FIELD EXAMINER _____
POB COUNTY: CLARK

PRESUMPTION FLAG:

NOTES:

WILDLIFE PORTION OF CLAIM IS DISALLOWED. STOCKWATER IS OK AS COWS
DRINK FROM DITCHES.

7cfs @ 0.02cfs = 350 ac

RECOMMENDATIONS:

TOTAL ACRES: 574

REVIEWED BY: JAR

DATE: 1/16/01

A. CLAIMED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A31-04027	IRRIGATION	FROM 04-01 TO 11-01	7.000 CFS
A31-04027	STOCKWATER	FROM 04-01 TO 12-31	.240 CFS
A31-04027	WILDLIFE	FROM 04-01 TO 12-31	.250 CFS → DISALLOW
TOTAL DIVERSION RATE/VOLUME CLAIMED			7.000 CFS

B. NR RECORDED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
31-04027	IRRIGATION	FROM 04-01 TO 07-15	3.000 CFS
31-04027	STOCKWATER	FROM 07-16 TO 10-31	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			4.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

AMENDED 243 CLAIM (82 C)
ACRES FROM 455 TO 471.
ORIGINAL CLAIMED PERIOD

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO NR STANDARDS OR OTHER?

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

NOTES:

DEPARTMENT STANDARD FOR SEASON OF 1958 IS MAY 1 TO Oct. 31.
ORIGINAL 243 CLAIMS 7/16 TO 10/31 AS PERIOD OF 1958. CLAIMED AS 4/1 TO 12/31. E
TO DEPT STD (AS IT APPLIES TO IRRIG) OR 5/1 TO 10/31.

WILDLIFE PORTION IS DISALLOWED -- NO PRIOR CLAIM FOR WILDLIFE ON RECORD

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(✓)

AJ TOTAL CLAIMED DIVERSION RATE: 7.000 CFS
NR ROOT RIGHT TOTAL DIVERSION RATE: 4.000 CFS

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

FLOW MEASUREMENT REQUIRED?

FIELD DATABASE EXAMINER

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

MEASURE REQUIRED
243 CLAIM AMOUNT
AMOUNT TO INCREASE
ORIGINALLY CLAIM
TO 7.0 cfs.

B. FLOW MEASUREMENT

MEASUREMENT METHOD Pygmy 17.36, SEE ATTACHED CALCULATIONS.

CONFLUENCE OF SCALP CREEK
MEASURED 17.36 cfs.
By GREG TAYLOR 2

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

OTHER RIGHTS LISTED IN CLAIM: 31-2125/2077/0255/0256/10200/10212/10215

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./
A31-04027	SCALP CREEK	HAGENBARTH, MARGARET	7.000	0.011		
A31-00253	SPRING	HAGENBARTH, MARGARET	0.420	0.002		
A31-00294	SPRING	HAGENBARTH, MARGARET	0.500	0.002		
A31-02077	MOOSE CREEK	HAGENBARTH, MARGARET	2.400	0.020		
A31-02125	MOOSE CREEK	HAGENBARTH, MARGARET	0.500	0.020		
A31-10206	MOOSE CREEK	HAGENBARTH, MARGARET	7.000	0.011		
A31-10212	SPRING	HAGENBARTH, MARGARET	0.500	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
A31-04027	STOCKWATER	HAGENBARTH, MARGARET	FROM 04-01 TO 12-31	.240 CFS	
A31-04027	WELDLIFE	HAGENBARTH, MARGARET	FROM 04-01 TO 12-31	.250 CFS	
A31-02077	STOCKWATER	HAGENBARTH, MARGARET	FROM 01-01 TO 12-31	.240 CFS	
A31-02077	WELDLIFE	HAGENBARTH, MARGARET	FROM 01-01 TO 12-31	.250 CFS	
A31-00253	STOCKWATER	HAGENBARTH, MARGARET	FROM 01-01 TO 12-31	.240 CFS	

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A31-00253	WILDLIFE	HAGENBARTH, MARGARET	FROM 01-01 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	
A31-10251	STOCKWATER	HAGENBARTH, MARGARET	FROM 05-01 TO 12-31		2.00 A

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES _____ X 0.02 CFS/ACRE = _____ CFS
(TAKEN FROM P/B REVIEW)

1B. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 872.5 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()

STOCKWATER FOR 100 - 500 PAIRS OF CATTLE; STOCKWATER PLACE OF USE
SAME AS IRRIGATION PLACE OF USE.

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

DISCHARGE MEASUREMENT NOTES

Checked by _____

[illegible]

REC. PURPOSES	REC. PERIOD FROM TO	REC. DEV RATE CFS	REC. DEV VOL. AF/A	REC. CONC. USE
<u>PRIG.</u>	<u>5/1 10/31</u>	<u>7.00</u>		
<u>Stock</u>	<u>5/1 10/31</u>	<u>0.24</u>		
		<u>7.0</u>		
TOTAL FOR THIS MONTH				

REVIEWED BY

DATE:

2/12/93

A. CHECK ONLY ONE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
☒	☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-04027

TOTAL DIVERSION RATE OF MR SPLITS

DATABASE
6.000

EXAMINER
7.0

CFS

W. B. RUGG

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM MON.	"R" DIV. RATE	MR RIGHT NUMBERS	DIVERSION RATE
-	A31-04027	7.000	-		31-04027	6.000
TOTAL CFS		7.000				6.000

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
N

FIELD
EXAMINER

NOTES:

Original 243 claim error for 4.0 cfs - CLAIMS 7.0 cfs AS AMENDED

AUTHENTICATION:

SIGNATURE: *[Signature]*

DATE: 3/15/24

NAME OF FIELD EXAMINER: *W. B. RUGG*

TITLE: Sr. Asst.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/18/95

PAGE: 19
CHECKLOOK INFORMATION

CLAIM NUMBER: A31-04027

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

"VERIFIED BY" CODES:

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 RAPP 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

05:25:56
03/15/93

PAGE: 20
PROFILE REPORT

CLAIM NUMBER: A81-04027

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERS VOLUME
C	MARGARET HAGENBARTH	08/01/1940	IRRIGATION	04-01 11-01	7.00 CFS	→
C	DAVID J. HAGENBARTH P.O. BOX 1120 DILLON MT 59725 (406) 683-2163		STOCKWATER	04-01 12-31	0.24 CFS	
			WILDLIFE	04-01 12-31	0.29 CFS	
				TOTAL DIVERSION:	7.00 CFS	⇒
				CONSUMPTIVE USE:		BT
C	JAMES F. HAGENBARTH P.O. BOX 1120 DILLON MT 59725 (406) 683-2163					

WATER SOURCE: SCALP CREEK

TRIBUTARY TO: SINKS

STAGE: STATUTORY

POINT(S) OF DIVERSION: T15N R39E S03

NWSENE

CLARK COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

			NE				NW				SW				SE			
T	R	S	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE
13N	39E	14									17			31		40	40	
13N	39E	14									17			31		40	40	
13N	39E	25	29	14														
13N	39E	23	29	14														
13N	39E	24						15										
13N	39E	24						15										

TOTAL ACRES

PLACE OF USE LEGAL DESCRIPTION FOR: STOCKWATER

			NE				NW				SW				SE			
T	R	S	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE
13N	39E	2									S	S	S					
13N	39E	5													S			
13N	39E	14								S								
13N	39E	14								S								
13N	40E	18																
13N	40E	18						01-S										
								01-S										

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE

			NE				NW				SW				SE			
T	R	S	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE

POU COUNTY: CLARK

DISALLOWED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

05:25:56
03/15/98

PAGE: 21
PROFILE REPORT CONTINUED

CLAIM NUMBER: A31-94027

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

OTHER RIGHTS: 31-2125/2077/0253/0254/10208/10212/10216

REMARKS: SINCE 1989 SCALP CREEK MINGLED WITH MOOSE CREEK AND SPREAD OUT
ON THE LANDS OF CLAIMANTS IN ANTELOPE VALLEY. THE SYSTEM (1948) PUT
WATERS OF SCALP, MOOSE CREEK AND LOCK SPRINGS AND SEVERAL UNNAMED
SPRINGS TO A MORE EFFICIENT BENEFICIAL USE. THE SYSTEM CONSISTS
OF A SERIES OF DICES, DAMS, CULVERTS, AND SLOW GRADIENT BITCHES
TO DISTRIBUTE THE WATER ONTO THE CLAIMANTS' LAND IN A SUB-FLOOD
CONDITION.
SEE ATTACHMENT "A"
FOR WILDLIFE WATER USE SEE ATTACHMENT "B"

DATES: EXAM MADE DATE: VERIFIED DATE: 05/06/1988

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

HAGONBARTH LYSTK ANTLOPS SRBA CLAIMS

Water Right	POLYGONS INCLUDED FOR PDU
Wau Sp #2 31-10216 UNNAMED STREAM	H7, H8, H9, H10, H11 <i>OK</i> <i>INTERSECT 7, 7a</i>
(Locho Sp CR) 31-10212 UNNAMED STREAM	H3, H4, H5, H6, H7, H8 <i>OK</i> <i>INTERSECT 8</i>
(Locho Sp CR) 31-00253 31-00254 UNNAMED STREAM	H2, H4, H5, H6, H7, H8 <i>INTERSECT 9</i>
31-10208 * MOOSE CR	H1, H2, H3, H6, H7, H9 <i>AS PDU</i> <i>INTERSECT 10</i>
31-02125 * MOOSE CR	PART OF H1 (Limited to 25 ac) ALSO H2, H3, H6, H7, H9 <i>AS PDU</i> <i>INTERSECT 10</i>
31-02077 * MOOSE CR	PART OF H1 (Limited to 120 ac) ALSO H2, H3, H6, H7, H9 <i>AS PDU</i> <i>INTERSECT 10</i>
31-04027 * SCALP CR	H1, H2, H3, H6, H7, H9 <i>AS PDU</i> <i>INTERSECT 10</i>
* 31-10208, 02125, 02077, 04027 = PDU (WITH LIMITS of AERODGS)	
GPS NOTES: (1) COMBINE INTERSECTS 9 & 10 AS PDU (LIMITS)	

HAI

Scalp Ck
31-04027

Moose Ck
31-10208
31-02077
31-02125

T13N R39E

T13N, R40E

Locke Sp Ck
31-10212

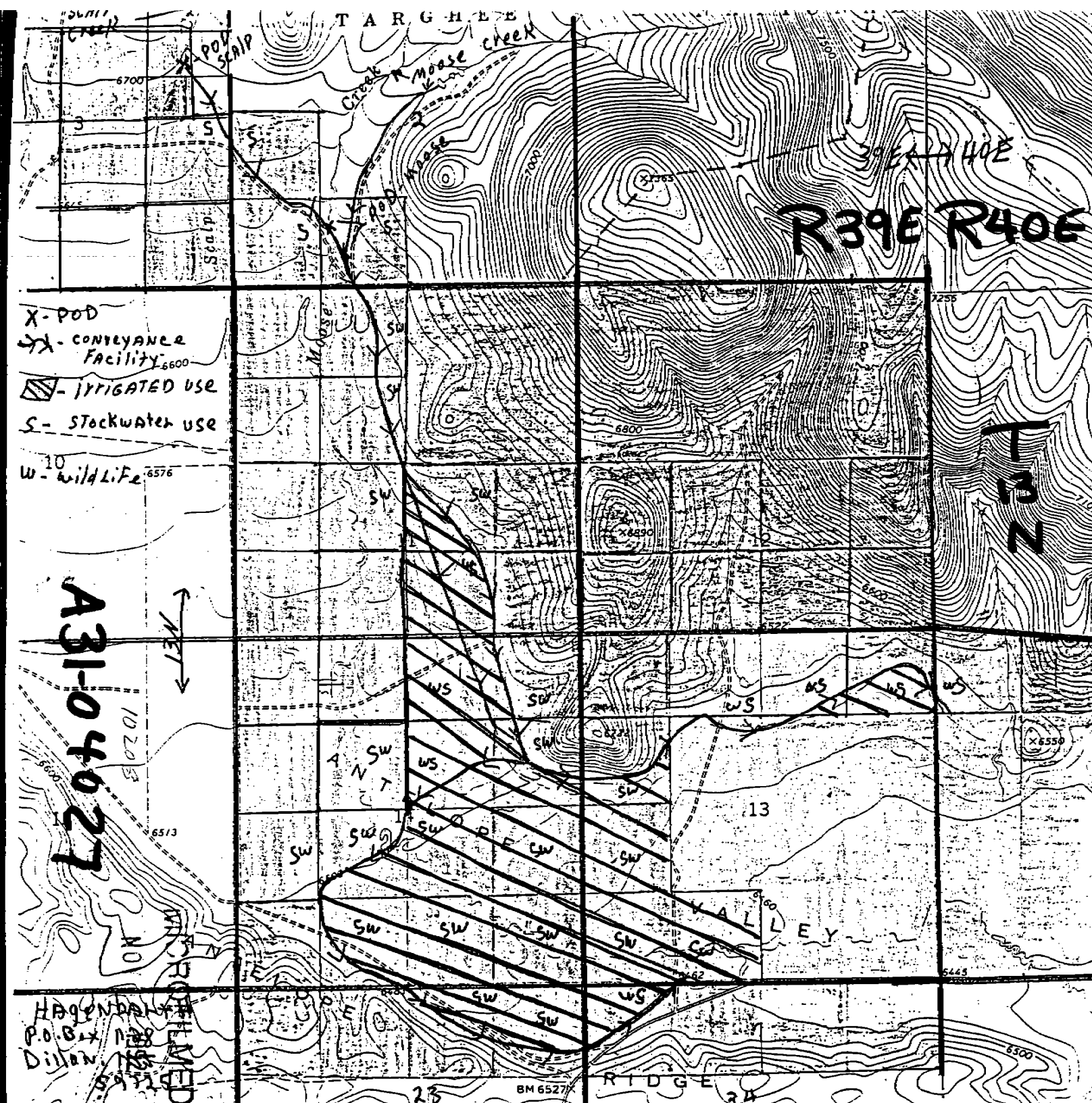
Unnamed ck
31-10216

31-00257
31-00258

H8
H10

H9
H11

T13N R40E



NOTICE OF AMENDED CLAIM TO A WATER RIGHT

NO. 31-4027

Notice is hereby given that Claim to a Water Right No. 31-4027 in the names of Margaret, David J. and James F. Hagenbarth, Dillon, Montana, was filed for the diversion and application to beneficial use of 4.00 c.f.s. of water from Sculp Creek tributary to sinks with point of diversion within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, T. 13N, R. 39E, B.M., Clark County; the water is claimed to be used from Apr. 1 to July 15 for the irrigation of 455 acres within the S $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 14, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 23, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 13N, R. 39E; and from July 16 to Oct. 31 for stockwatering purposes for 300-500 cows and calves within the E $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 11, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T. 13N, R. 39E, B.M.

The claimants now propose to amend claim No. 31-4027 amending the place of use to the S $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 14, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 23, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 13N, R. 39E, B.M., for the irrigation of 471 acres.

Any exception to any claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

C. STEPHEN ALLRED

Director

Published in The Star, Rigby, Idaho, on Nov. 1 and 8, 1979.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED CLAIM TO A WATER RIGHT AMENDED

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.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Margaret Hagenbarth, David J. Hagenbarth, James F. Hagenbarth
(Name of Claimant)

P.O. Box 1128, Dillon, Montana 59725
(Mailing Address)

Telephone No. (406) 683-2163
(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) May 1, 1948

A claim is not acceptable on a ground water source with a priority later than March 25, 1933 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

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

Scalp Creek tributary to sinks

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)		
Quantity <u>3.00 cfs</u>		Use <u>Irrigation</u>		Period of Use From <u>4/1</u>	To <u>7/15</u>		
Quantity <u>1.00 cfs</u>		Use <u>Stockwater</u>		Period of Use From <u>7/16</u>	To <u>10/31</u>		
Quantity _____		Use _____		Period of Use From _____	To _____		
Quantity _____		Use _____		Period of Use From _____	To _____		
Quantity _____		Use _____		Period of Use From _____	To _____		

- (4) 4.00 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

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

SE 1/4 NE 1/4 Sec. 3 Twp. 13N Rge. 39E B.M., County of Clark

Additional points of diversion: _____

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 change. Earth diversion dike (10' wide by 40' long) and ditch (3500' long, 3' deep by 4' wide) which runs in southeasterly direction co-mingling with Moose Creek in the SE 1/4 SW 1/4, Sec. 2, T. 13N, R. 39E, B.M.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13N	39E	14			14	28					15				30	40	32	40	242
		23	30	14															44
		24					15												15
		13	20	5					25		40	40	40						170
13N	39E	11					X			X	X					X	X		
		2												X					
		14	X	X	X														

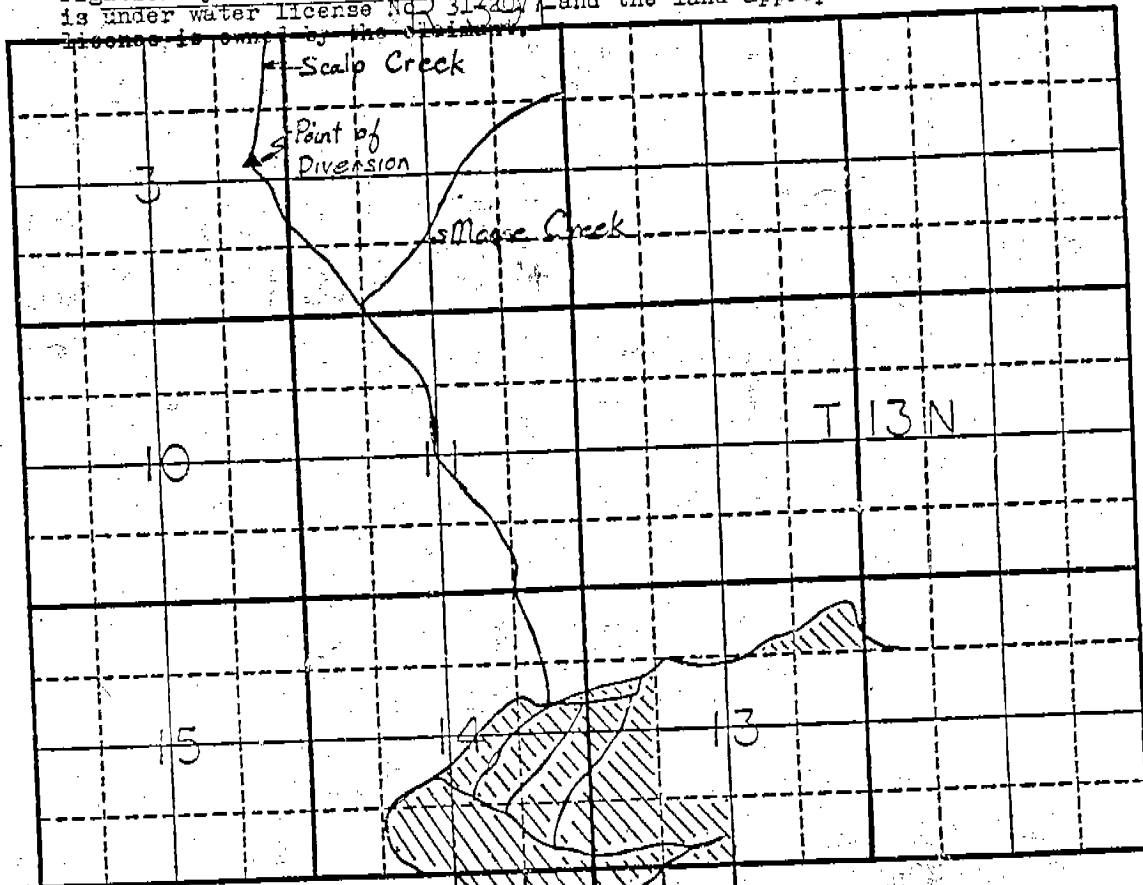
No. of acres 471.36

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Scalp Creek is used for stockwater in the 40's described above marked by an "x", Scalp Creek used from 7/16 to 10/31.

NOTE: Include here the type and number of stock watered: 300 to 500 pairs of cattle

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

(B) Remarks ^{See} Water is co-mingled with Moose Creek in SE 1/4 of Sec. 2, T. 13N, R. 39E. It flows in a ditch running southeasterly through Sec. 11 and the N 1/2 of Sec. 14, T. 13N, R. 39E. This ditch flows into a slow-moving subirrigation system which services lands in Sec. 13, 14, 23, & 24. Moose Creek is under water license No. 312207 and the land appropriated to this license is owned by the Government.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Idaho~~ Montana)
County of ~~Blaine~~ Beaverhead) 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.

James S. Davidson
Margaret Davidson
(claimant)

Sworn to before me this 22nd day of October, 1979.

Robert J. Stiles
Notary Public
Residing at Dillon, Mt.

My commission expires 12/6/80

FOR DEPARTMENT USE ONLY

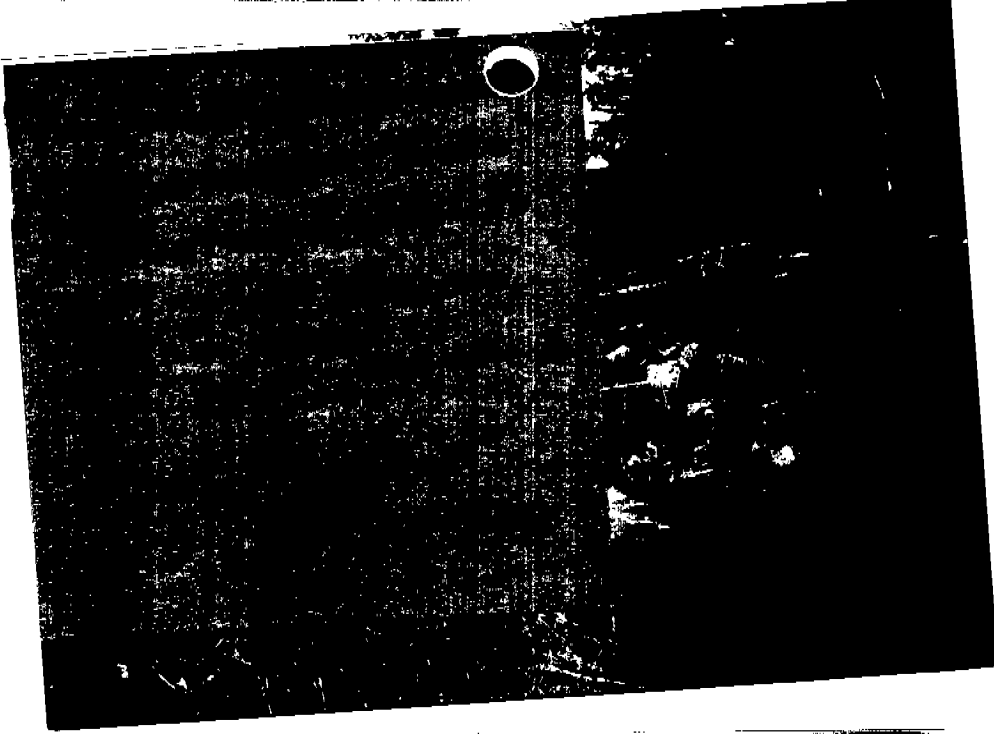
Received by <u>AW</u>	Date <u>10/24/79</u>	Exception filed by:	Forwarded to
Prelim. check by <u>EMC</u>	Date <u>10/24/79</u>		claimant by:
\$20.00 fee received by <u>J.A.</u>	Date		
Published in <u>The Star</u>			
Dates <u>Mar 14 & 1979</u>			

Photo From
JIM HAGUNBARTH
SPRING 1999

Looking Northwesterly

Schub Cr
Moose Cr

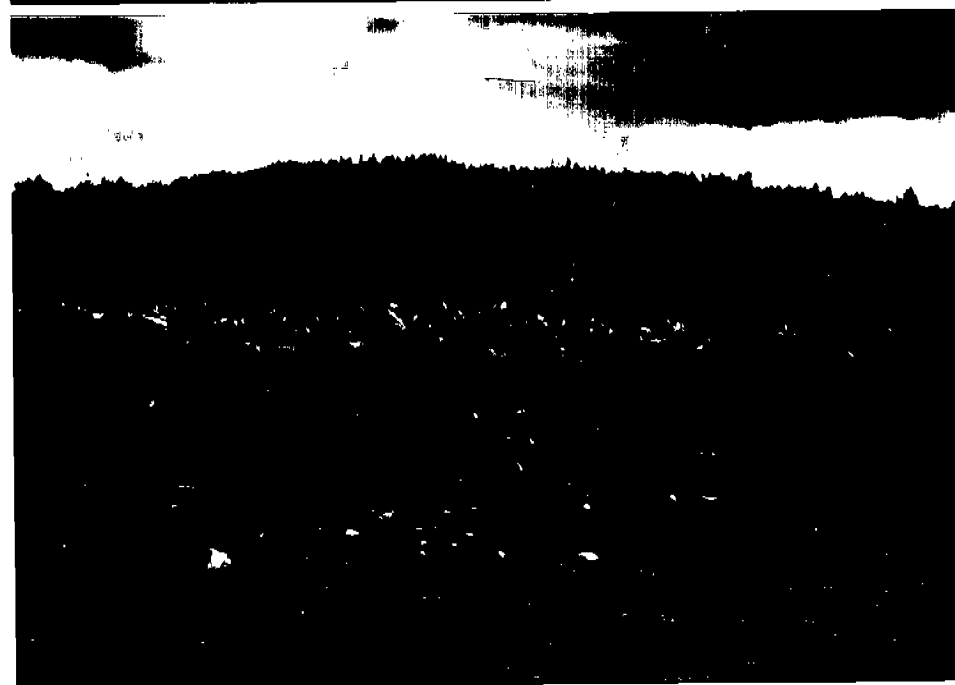




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Photos BY GREG TAYLOR



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

February 23, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

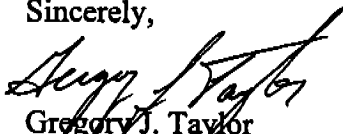
JAMES HAGENBARTH
PO BOX 1128
DILLON MT 59725

Re: Amended claim #A31-04027.

Dear Mr. Hagenbarth:

Enclosed is a computer copy of the Notice of Claim referenced above. As you can see I have changed the department's records to reflect the changes you made on your amended Notice of Claim. Please keep this copy for your records and if you have any other questions, please do not hesitate to contact this office.

Sincerely,


Gregory J. Taylor
Sr. Water Agent

October 29, 1998

CHARLES A. HOMER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

Re: Change in Ownership of Notice of Claim No. A31-04027.

Dear Mr. Homer:

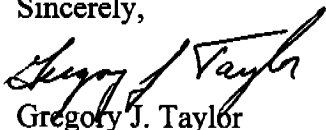
We are returning the change in ownership form and the supporting documents pertaining to the Notice referenced above because of insufficient information. We need to know what portion of the 7.00 cfs the Hagenbarths and all subsequent owners have transferred to Tripple Creek Ranches Inc. for stockwater use.

The change in ownership mentions sections 2 & 3, but an amount of water is also needed and would have to be subtracted from the total amount claimed. This would mean the Hagenbarths would no longer have a total of 7.00 cfs for their claim.

An alternative would be for the Hagenbarths to amend their claim to remove sections 2 & 3. Then Tripple Creek Ranches could file a new claim based on beneficial use for their stockwater. The cost of the claim would be \$25.00 if it meets the definition of small domestic/stockwater rights as defined in Idaho Code.

Please feel free to contact this office if you have any question regarding this matter.

Sincerely,



Gregory J. Taylor
Sr. Water Agent, Adjudications

cc: James Hagenbarth, Tripple Creek Ranches, Inc.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
SHAN B. PERRY

U.S. BANK OF IDAHO BUILDING
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL HOLDNLAW@SRV.NET

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

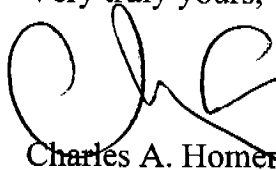
October 9, 1998

Idaho Department of Water Resources
900 North Skyline
Idaho Falls, Idaho 83402

Gentlemen:

Our office was recently involved in a sale from Tripple Creek Ranches, Inc. to Great Northern Adventure LLC. We are enclosing for your records a Notice of Change of Water Right Ownership on this transaction. You will note that the enclosed form has attached thereto the appropriate deeds showing that the property was transferred originally from Hagenbarth to Jacobs and then from Jacobs to Tripple Creek Ranches, Inc. Finally, Tripple Creek Ranches, Inc. transferred the property to the current owner Great Northern Adventure LLC.

Very truly yours,



Charles A. Homer

Enclosure

c: F. Mitchell Jacobs
Marilyn Fife

G:\WPDATA\CAH3353\IDWR0921.LTR:jht

RECEIVED
OCT 13 1998
Department of Water Resources
Eastern Region

[x] Signature of New
Owner/Claimant(s)

GREAT NORTHERN ADVENTURE LLC

By: Steve Bumbstead Date Oct. 2nd, 1998
jacqueline Bumbstead

[x] Signature of Former
Owner/Claimant(s)

TRIPPLE CREEK RANCHES, INC.

By: _____ Date _____

(Signature of former claimant(s) is not required if
proof of ownership is attached)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Number of Split, if any:

Original to be mailed to Idaho Department of
Water Resources. Copies to Former Owner and
New Owner

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DELOG AR
10-14-98
DELOG GT
10-29-98

**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

DATE OF CLOSING: September 26, 1998

LEGAL DESCRIPTION OF PROPERTY: See attached Warranty Deeds

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[x] Water Rights Number(s)
Assigned by IDWR: A-31-04027

[x] Name and Address of Former
Owner/Claimant(s)(Seller): Tripple Creek Ranches, Inc.
2496 North 2375 East
Hamer, Idaho 83425

[x] New Owner/Claimant
(Purchaser): Great Northern Adventure LLC

[x] New Mailing Address: 8456 128th Avenue, S.E.
Newcastle, Washington 98056

[x] New Telephone Number: (425) 228-6837

[x] Does the change in ownership result in a splitting of the water right owned/claimed?
x yes no. If yes, then describe the portion of the
water right that is now owned/claimed by the new owner:
Only the stock water right appurtenant to Sections 2 and 3 in Township 13 North
Range 39 E.B.M. is transferred.

[x] Attach proof of ownership, describe proof attached: Copy of Warranty Deeds
(proof of ownership must describe either the property conveyed or include the claim
number. Proof of ownership is not required if this form is signed by the former
owner/claimant.)



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION
FEBRUARY 9, 1993

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

*

RE: EVIDENCE OF PRIORITY

Dear Claimant(s):

The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". 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, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

EVIDENCE OF PRIORITY
Page - 2 -

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

The Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by MARCH 9, 1993, 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.

Respectfully submitted,


Eric Verner
Senior Water Agent

EV:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

Other Water Right Numbers Needing Evidence of Priority

MICROFILMED

APR 14 1994

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

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NOV 17 1982

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

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NOV 17 1992