

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: A22-00538C
Date Received: 3/08/1989
Receipt No: M002931
Received By: gpc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEWART DITCH
Address: RT. 1 BOX 72
ST. ANTHONY, ID 83445

208-458-4420

2. Date of Priority: JUN 01, 1884

3. Source: TETON RIVER Trib. to: HENRYS FORK SNAKE R.

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	41E	30	NE	SE	SE		FREMONT

5. Description of diverting works:
CONCRETE COFFER DAM WITH STEEL GATES WITH DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	10.000		

Original claim shows 5.2 cfs.

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

A.F.A.

8. Total consumptive use is 997.8 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	40E	25	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	38.0

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Date: 03/08/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	40E	25	SE	SW		IRR	39.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	317.0
		36	NE	NE		IRR	7.0
	NW		NE		IRR	14.0	
	NE		NW		IRR	22.0	
						Section Acres	43.0
	41E	30	SW	SE		IRR	40.0
						Section Acres	40.0
						Total Acres	400.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
22-0537C,12648,12647.12646,00632

14. Remarks:
P/D PUMP ON TETON RIVER.
TRANS. 2063.
THIS IS A COMBINATION OF A22-00537A+B. THE CANAL COMPANY DID
NOT APPROVE THE TRANSFER WHICH IS SHOWN ABOVE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

<u>REXBURG IRR. CO. ET AL</u>	vs	<u>TETON IRR. CANAL CO. ET AL.</u>
Decree Plaintiff		Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): Reed W. Bakcraft Date: 3/8/89
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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: 39356

Ident. Number A22-00538C

Date Received 03/06/89

Receipt Number MO02931

MO02931

2924

2926

2927

2929

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Stewart, John Phone () 435-4420

Mailing Address Rt. 1 Box 72 St. Anthony, Idaho Zip 83443

2. Date of Priority (Only one (1) per claim) June 1 1984

3. Source of water supply (a) Snake River
which is tributary to (b) North Fork of the Snake River

4. a. Location of existing point of diversion is: Township 7 North Range 41 East Section 20,
NE 1/4 of SE 1/4 of S. 1/4, Govt. Lot, 3000 B.M., County of Blaine

Additional points of diversion if any: _____

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

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

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

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

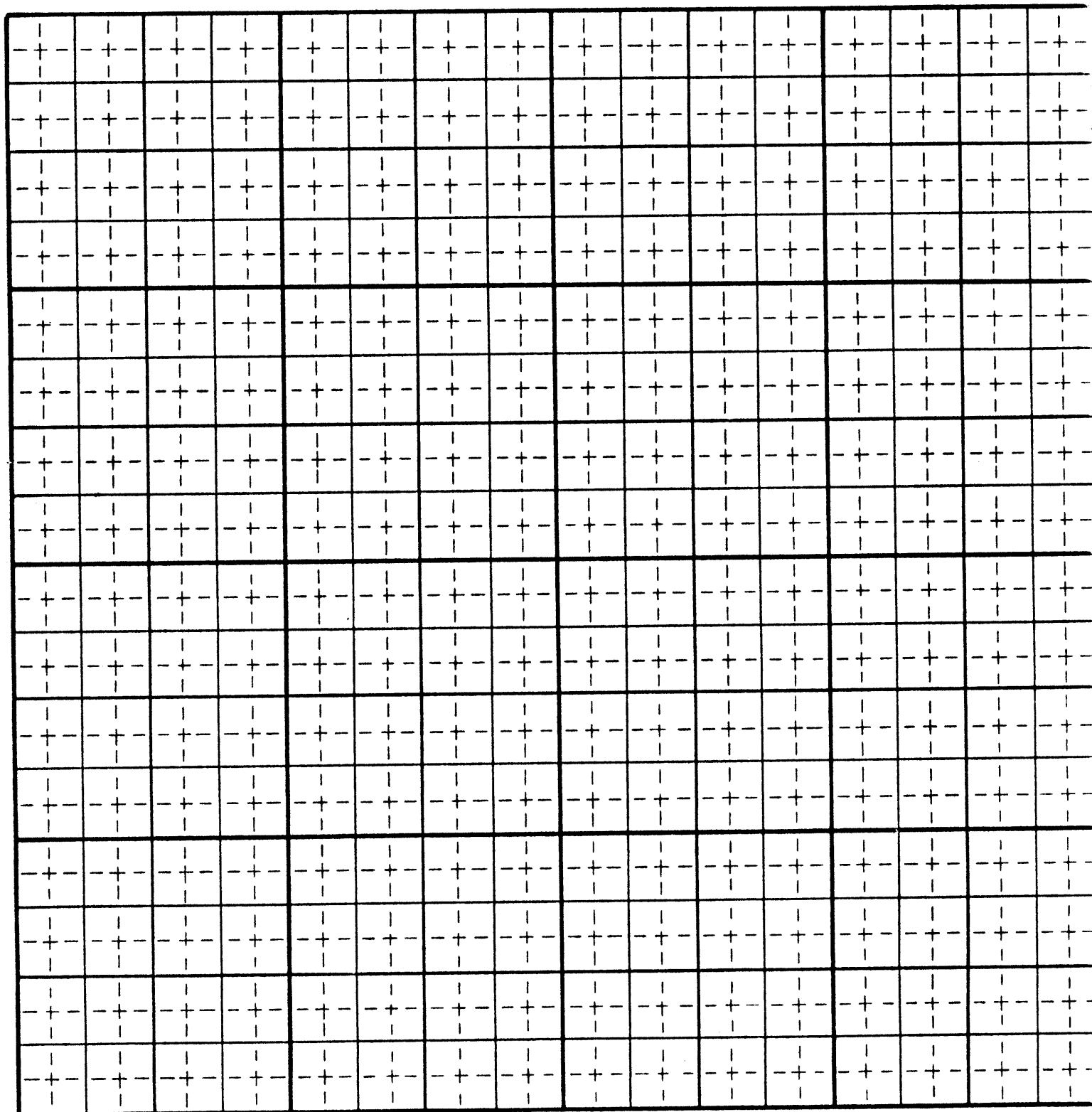
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. run and diversion of water into
the Stewart ditch

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

Scale: 2 inches equals 1 mile



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Last Name Stewart, John Ident No. _____

Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 997.75 acre feet per annum.

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

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7N	40E	25									40	40	376	39	40	40	40	395	316.1
7	40	36	7	14			22												43
7	41	30															40		40

Total number of acres irrigated 399.1

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

Unincorporated company, list of land owners and land they own attached.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Within the boundaries of Fremont Irrigation Dist.

or None ()

14. Remarks:

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Last Name Stewart Ditch Ident No. _____

Copies: White -State, Yellow-Claimant

BR

4925

VER DIST. 11

PINGUIC BYINGTON CANAL

FORK

FORK

25

30

SOUTH

45

STEWART DITCH

TETON

TETON

CANAL

CANAL

TETON

CANAL

Teton
31 (BM 4949)

32

33

SIDDOWAY

EAST

FREMONT CO
MADISON CO

SOUTH
HILLS

WYOMING

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REPRODUCTION

Oct 28, 1992

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SECTION 33 W

RALE

40'

MOODY 2 & 411

111'

15. Basis of Claim (check one) ☒ E ☐ Special Use ☐ Posted Notice ☐ Lease ☐ Permit ☐
Decree ☐
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date 5/1/88
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 7

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

Signature of Claimant (s) _____ Date _____

Date _____

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

of Stewart Ditch _____ Title _____
that I have signed the foregoing

document in the space below as President of Stewart Ditch
Title _____ Organization _____

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

Signature of Authorized Agent Reed W. Eckhardt

Title and Organization President, Stewart Ditch Date 2/13/90

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

Subscribed and sworn (or affirmed) before me this 6th day of March 19 89

SEAL

Notary Public Michael S. Nielsen

Residing at Rexburg

My Commission Expires 8-4-90

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

UNRECORDED

Oct 28, 1992

Last Name Stewart Ditch Ident. Number _____

Copies White-State, Yellow-Claimant

205 Acres:

① Reed W. Ashcraft

The West 67 Rods of the Southwest quarter of the Southeast quarter; and the Southwest quarter of Section 25, T 7 North, Range 40 E. B. M. Fremont County Idaho, LESS THE FOLLOWING PROPERTY: Beginning at the West Quarter corner of Section 25, and running North $89^{\circ}49'14''$ East, along the quarter section line 966.47 feet; Then South $2^{\circ}27'52''$ West 816.46 feet; Then South $71^{\circ}12'42''$ East, 204.41 feet. Then South $15^{\circ}14'09''$ West, 218.09 feet; Then South $89^{\circ}24'03''$ West, to the West line of Section 25, 1062.81 feet; Then along said Section Line North $0^{\circ}00'00''$ East 1100.05 feet to the point of beginning.

ALSO:

The South 40 Rods. Southeast $1/4$. Section 25 Township 7 North Range 40 East, Boise Meridian, Fremont County, Idaho.

② Dee Ard. 14 Acres:

Beginning 1178 feet. North of Southeast corner. Sec. 25, Township 7 North, Range 40 East, Boise Meridian, Fremont County, Idaho. And running West 1534.5 feet. Then South 411.58 feet. Then East 1534.5 ; Then North 411.58 feet to point of beginning.

③ ~~Boyd Hollist~~

Norval Birch 40 Acres:

Section 30 Township 7 North, Range 41 East, Boise Meridian, Lot 4 Southeast $1/4$ Southwest $1/4$.

④ Del Ray Burnside 5 Acres

Beginning 30 Rods North of Southeast corner of Section 25. Township 7 North Range 40 East. Boise Meridian. Fremont County Idaho. Then going West 93 Rods. Then South 142 Feet. Then East 93 Rods. Then North 142 Feet to the point of beginning.

⑤ Boyd Hollist 70 Acres

Beginning at southeast corner of Section 25. Township 7 North. Range 40 East. Boise Meridian. Then going North 46.45 Rods. Then going West 93 Rods. Then So 46.45 Rods. Then East 93 Rods to the point of beginning. ALSO: Section 36; Northeast $1/4$ of Northwest $1/4$, North $1/2$ Northeast $1/4$ lying or being North and west of Fork Fork of Teton River.

⑥ Calvin Wickham. 40 Acres

North 40 Rods. Southeast $1/4$. Section 25. Township 7 North.. Range 40 East. Boise Meridian

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Lee Collett

~~CONN BAUER~~ PROPERTY DESCRIPTIONS

7
PARCEL NO. 1 *CONN*

Commencing at the west quarter corner of Section 25, T. 7 N., R. 40 E., B.M., Fremont County, Idaho and running thence N89°49'14" E, along the quarter section line, 966.47 ft.; thence S2°27'52" W, 816.46 ft.; thence S71°12'42" E, 204.41 ft.; thence S15°14'09" W, 218.09 ft.; thence S89°24'03" W, to the west line of Section 25, 1062.81 ft.; thence along said section line N0°15'02" W, 325.06 ft.; thence N89°56'59" E, 586.35 ft.; thence N29°40'50" E, 132.58 ft. thence N36°23'04" W, 82.69 ft.; thence N47°30'26" W, 241.13 ft.; thence N53°12'05" W, 117.97 ft.; thence N58°23'57" W, 79.50 ft.; thence N63°28'45" W, 90.96 ft.; thence N73°39'40" W, 70.54 ft.; thence N79°43'14" W, to said west line of Section 25, 118.14 ft.; thence N0°15'02" W, along said section line 235.97 ft. to the point of beginning.

Contains 18.93 acres.

8
PARCEL NO. 2 *Eldon Struks*

Commencing at a point that is S0°15'02" E, along the section line, 774.99 ft. from the west quarter corner of Section 25, T. 7 N., R. 40 E., B.M., Fremont County, Idaho and running thence N89°56'59" E, 586.35 ft.; thence N29°40'50" E, 132.58 ft.; thence N36°23'04" W, 82.69 ft.; thence N47°30'26" W, 241.13 ft.; thence N53°12'05" W, 117.97 ft.; thence N58°23'57" W, 79.50 ft.; thence N63°28'45" W, 90.96 ft.; thence N73°39'40" W, 70.54 ft.; thence N79°43'14" W, to said west line of Section 25, 118.14 ft.; thence S0°15'02" E, along said section line, 539.02 ft. to the point of beginning.

Contains 5.73 acres.

SURVEYOR'S CERTIFICATE

I, John B. Hegsted, do hereby certify that I am a Registered Land Surveyor
and that I hold Certificate No. 4561 as prescribed under the laws of

WIDEROFF-MED

Oct 28, 1992

