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Documents

In File

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: R55-10124
Date Received: 12/17/1988
Receipt No: C004022
Received By: _____

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

1. Name: CHIPMUNK GRAZING ASSOCIATION INC. 208-896-4402
Address: BOX 175
MARSING ID 83639

2. Date of Priority: JUL 1, 1968

3. Source: SPRINGS Trib. to: CUNNINGHAM CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	04W	23	SE	SE	NE		OWYHEE
		26	SW	NE	NE		OWYHEE

5. Description of diverting works:
TANKS, DIVERTING TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.190		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 800 HEAD RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04S	04W	23	SE	NE		STOCK	
		26	NE	NE		STOCK	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:
2 SPRINGS IN SWNESE OF SEC 26, T 4S, R 4W
1 SPRING IN SESENE OF SEC 23, T 4S, R 4W

15. Basis of Claim: BENEFICIAL USE

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): _____ Date: _____
_____ 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 _____

NOTE:

SEE FILE NO. A55-10060

FOR CORRESPONDENCE, CHECKLISTS,
ETC. RELATIVE TO

IDNR INTERACTION WITH
CHIPMUNK GRAZING ASSN.

DET 11/14/91

Chipmunk Grazing Assn
Adj Claim Review Meeting

10/17/1991

Name	Tel No	Claim Nos
Bruce Malmberg	896-4431	A57-10371
Luskland Bromberg	- 495-2529	" "

Ted Blackstock	896-4512	A57-10374
		A57-10375
		A57-10660
		A57-10850 - ok
		A57-10851
		A57-10373
		A57-10372
		A57-2075
		A57-2056

Elias Jaca	495-2570	A55-10124 ✓
	or 466-8801	A55-10060
		A57-01034
		A55-07398

The above-referenced individuals and I met on 10/17/1991 at the
Owyhee Co Extension Office in Marsing, reviewed the claims as numbered,
and came to agreements on pd/pou etc as reflected in the claim verification
report for each water right. This info was based on my field exam w/
Ted Blackstock, aerial photos (orthophotographs), USGS maps and company
records
Dana R. Tuttle

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SEP 29 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A55-10124

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	N	Special Mtg Dnr 10/17/91	6	N	N		
PT. OF DIV.			6	Y	Y *		DATA ENTRY COMPLETED BY <u>DNR</u> DATE <u>11/5/91</u>
SOURCE			6	N	N		
PL. OF USE			6	Y	Y *		FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF			6	N	N		
CONSUMPTIVE USE			6	N	N		
NATURE OF USE			6	N	N		
PERIOD OF USE			6	N	N		
BASIS OF CLAIM			6	N	N		
REMARKS			6	Y	N		

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: ⁽⁶⁾ Had meeting w/ Chipmunk Grazing Assn members to verify data 10/17/91.
Changes identified by Elias Jaca.

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

* See letter sent to
Ted Blackstock on 11/8/91.
(File A55-10060)

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13:30:35
08/21/91

CLAIM NUMBER: A55-10124

> No longer needed
> deleted in R file
Dmr

Net at Owy Co Extension Off in Marsing

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A. AJ CLAIM: # A55-10124 ✓ PRIORITY DATE: 07-01-1968 ✓ STAGE: J ✓

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM ✓

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) (N)

DATABASE
Y ✓

FIELD
EXAMINER

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

REMARKS: _____

=====

RECOMMENDED PRIORITY DATE:

7-1-1968

REVIEWED BY Dra

DATE 11/5/91

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-10124	04S	04W	23	SE	SE	NE		OWYHEE
A55-10124	04S	04W	26	SW	SW	NE		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

A57-10370 R57-10370

*Deleted
As POD
(file renumbered)*

NONE

SOURCE: SPRINGS

TRIB: CUNNINGHAM CREEK

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
Y

FIELD
EXAMINER

*OK Durr
DEW*

REMARKS:

*2 Springs located in SWNE Sec 26 T4S R4W
1 in Sec 23*

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>TS</u>	<u>4W</u>	<u>23</u>	<u>SE</u>	<u>SE</u>	<u>NE</u>	<u>---</u>	<u>OW</u> ←
<u>---</u>	<u>---</u>	<u>26</u>	<u>SW</u>	<u>NE</u>	<u>NE</u>	<u>---</u>	<u>OW</u> ←

changed per input from Elias Jara 10/17/91 Dna
Same as claimed

SOURCE: SP93
REVIEWED BY: Dna

TRIB: Cunningham Cr
DATE: 7/5/91

A. ROOT WATER RIGHT NUMBERS: A55-10124

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	04W	26	NE	NE		CHIPMUNK GRAZING ASSOCIATION	IA55-10124 /	- /			
04S	04W	23	SW	SE	NE	CHIPMUNK GRAZING ASSOCIATION	IA55-10124 /	- /			
			SW	SE		CHIPMUNK GRAZING ASSOCIATION	IA55-10060 /	- /			change per Elias Jaca
TOTAL ACRES							A55-10124				

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
DK Dnr

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

N/A (stockwater)

REVIEWED BY:

Dnr

DATE:

11/5/91

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A55-10124 STOCKWATER	FROM 01-01 TO 12-31	.190 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.190 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER? Y(☒) N(☐) Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.190 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

OK (stockwater)

*** 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 remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y OK Dnr

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

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POI AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A55-10124	STOCKWATER	CHIPMUNK GRAZING ASSOCIATION IFROM	01-01 TO 12-31	.190 CFS	✓
A55-10060	STOCKWATER	CHIPMUNK GRAZING ASSOCIATION IFROM	01-01 TO 12-31	.140 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 = _____ 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(~~X~~)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

Stockwater : 800 range cattle:

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>Sw</u>	<u>1-1 12/31</u>	<u>0.19</u>		
TOTAL FOR THIS RIGHT				

REVIEWED BY: DW DATE: 11/5/91

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(✓)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

~ / A

ROOT WATER RIGHT NUMBER: 55-10124

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-10124	0.190	-	-	-	-
TOTAL CFS		0.190				

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

REMARKS:

AUTHENTICATION:

SIGNATURE:

David R. Tuttle Jr

DATE:

11/5/91

NAME OF FIELD EXAMINER:

David R. Tuttle Jr

TITLE:

Mgr Western Reg Off

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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: A55-10124
Date Received: 12/16/1988
Receipt No: C004022
Received By: _____

RECEIVED

JUN 18 1990

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

1. Name: CHIPMUNK GRAZING ASSOCIATION, INC. 208-896-4402
Address: BOX 175
MARSING, ID 83639

2. Date of Priority: JUL 01, 1968

3. Source: SPRINGS Trib. to: CUNNINGHAM CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	04W	23	SW SE	SW SE	SE NE		OWYHEE
		26	SW	NE	NE		OWYHEE

5. Description of diverting works:
TANKS, DIVERTING TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.190		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	04W	23	SW	SE		STOCK	
		26	NE	NE		STOCK	

A55-10124

Page 1

Date: 02/02/89

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11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:

2 SPRINGS IN NENE OF SEC 26, T 4S, R 4W

1 SPRING IN SEC 23, T 4N, R 4W *(HE PROBABLY MEANT T 4S CLF)*

|

THIS CLAIM WAS ORIGINALLY NUMBERED A57-10370

15. Basis of Claim: BENEFICIAL USE

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

~~AS7-10370~~ AS5-1012A

12-16-88

C904022

RECEIVED

JUN 18 1990

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

DEC 16 1988

Department of Water Resources
Western Regional OfficeACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) The Chipmunk Grazing Association Phone (208) 896-4402Mailing Address Box 175 Marsing, Idaho Zip 836392. Date of Priority (Only one (1) per claim) 7/1/19683. Source of water supply (a) Springs
which is tributary to (b) Cunningham Creek4. Location of point of diversion is: Township 4S Range 4WSection 23, SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,County of OwyheeAdditional points of diversion if any: SW NE NE Sec 26 T 4S R 4W 2 Springs5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Tankers
Direct to place of use.6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For Stockwater purposes from 1/1 to 12/31 amount .19
For _____ purposes from _____ to _____ amount _____7. Total quantity claimed .19 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) 800 rangeMICROFILMED
Copies: White State, Yellow Claimant

SEP 29 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
4S	4W	26	S															
		23															S	

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

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.

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

14. Remarks: 2 Springs NENE Sec 26 T 4S R 4W
1 Spring in Sec 23 T 4N 4W.

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

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1

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 President Title _____

of chipmunk grazing association inc. Organization _____, that I have signed the foregoing
document in the space below as President Title _____ of chipmunk grazing assoc. Inc. Organization _____

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

Signature of Authorized Agent Elias Jara, Pres.

Title and Organization Pres. chipmunk grazing assoc. Date 12/16/88

State of Idaho/or Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 14 day of December 19 88

SEAL

Notary Public John K. Meyer

Residing at 15470 Homestead Rd
Caldwell, Idaho

My Commission Expires Sept 21, 1994

Last Name chipmunk Ident No. _____

Copies Where State of Idaho

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SEP 29 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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: A57-10370
Date Received: 12/16/1988
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Received By: _____

RECEIVED

JUN 16 1990

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

1. Name: CHIPMUNK GRAZING ASSOCIATION, INC. 208-896-4402
Address: BOX 175
MARSING, ID 83639

2. Date of Priority: JUL 01, 1968

3. Source: SEE REMARKS Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	04W	23	SW	SW	SE		OWYHEE
		26	SW	NE	NE		OWYHEE

5. Description of diverting works:
TANKS, DIVERTING TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.190		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/800 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	04W	23	SW	SE		STOCK	
		26	NE	NE		STOCK	

A57-10370

Page 1

Date: 02/02/89

MICROFILMED

SEP 20 1997

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

NONE

14. Remarks:

2 SPRINGS IN NENE OF SEC 26, T 4S, R 4W

1 SPRING IN SEC 23, T 4N, R 4W *(HE PROBABLY MEANT T 4S CLF)*

|

THIS CLAIM HAS BEEN RENUMBERED TO A55-10144

15. Basis of 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 _____ 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): _____ Date: _____
_____ 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 _____

SRBA CLAIMS RECEIVING CHECKLIST #2

DATE RECEIVED	CK #	AMOUNT \$	Required
12-16-88			

1. Is the name and address complete with zip code? 5004022 YES NO Info?
*

- | | YES | NO | INITIALS |
|--|-------------------------------------|--------------------------|----------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be receipted and data entered? | ☒ | ☐ | |

Claim checked by: *CA* Date: *2-2-89*

Claim must be returned to claimant: (Yes) / (No)

Claimant must be notified of modifications: (Yes) ☒ (No) ☐

Receipt Prepared by: Don Schaff Date: 12-16-88
Claim data entered by: CS Date: 2-2-89 Checked by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments:

MICROFILMED

SEP 29 1992

AJ0749NP
No. R55-10124

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/07/97
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHIPMUNK GRAZING ASSOCIATION INC BOX 175 MARSING ID 83639 (208) 896-4402	07/01/1968	STOCKWATER	01-01 12-31	0.19 CFS	
TOTAL DIVERSION:					0.19 CFS	

Water Source: SPRINGS

Tributary to: CUNNINGHAM CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R04W S23
S26

SESENE
SWNE

OWYHEE County
OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
04S	04W	23	:																			:
04S	04W	26	:	S																		:

POU County: OWYHEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A55-10124

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: POD TWO POINTS OF DIVERSION LOCATED IN T04S, R04W, S 26, SWNE.

EXP PARCEL NOS. RP04S04W230001, RP04S04W260001
STOCKWATER, 800 RANGE CATTLE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 01/28/1992 User-ID: SMITH Subject: COPIED FROM REMARKS
2 SPRINGS IN SWNE OF SEC 26, T 4S, R 4W
1 SPRING IN SESENE OF SEC 23, T 4S, R 4W

Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE

JAN 0 5 1999
MICROFILMED

AJ0749NP
No. R55-10124

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/07/97
PAGE: 2

=====

Comments: Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Date: 04/21/1997 User-ID: MMINICUC Subject: REFORMAT
POD REMARK F02 ADDED AS PER DRT'S RECOMMENDATION.
CLAIM WAS ORIGINALLY (MIS)NUMBERED A57-10370.

Date: 07/07/1997 User-ID: MSCHULTE Subject: LEGAL DESCRIPTION CHANGES
THIS CLAIM'S LEGAL DESCRIPTIONS WERE CHANGED AS THE RESULT OF A
MEETING WITH MEMBERS OF CHIPMUNK GRAZING ASSOCIATION ON 10/17/91.

Audit: 07/07/97 MSCHULTE

MICROFILMED
JAN 0 5 1999

AJ5809NP
No. R55-10124

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/04/97
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHIPMUNK GRAZING ASSOCIATION INC BOX 175 MARSING ID 83639 (208) 896-4402	07/01/1968	STOCKWATER	01-01 12-31	0.19 CFS	
TOTAL DIVERSION:					0.19 CFS	

Water Source: SPRINGS

Tributary to: CUNNINGHAM CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R04W S23 ✓
S26 ✓

SESENE ✓
SWNE ✓

OWYHEE County
OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04S	04W	23	:				S												
04S	04W	26	:	S															

POU County: OWYHEE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A55-10124

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP PARCEL NOS. RP04S04W230001, RP04S04W260001
STOCKWATER, 800 RANGE CATTLE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 01/28/1992 User-ID: SMITH Subject: COPIED FROM REMARKS
2 SPRINGS IN SWNE OF SEC 26, T 4S, R 4W
1 SPRING IN SESENE OF SEC 23, T 4S, R 4W

Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE

04/18/1997

Claim verified by
DET IN 1991

Claim was originally
Numbered
A57-10370

nn

JAN 0 5 1999
MICROFILMED

AJ5809NP
No. R55-10124

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/04/97
PAGE: 10

Comments: Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 11/05/91 TUTHILL 01/28/92 SMITH 01/20/94 DUNN1 03/30/95 POST-STD
04/03/97 STK-DSHA

MICROFILMED
JAN 0 5 1999

AJ5809NP
No. R55-10124

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/11/95
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHIPMUNK GRAZING ASSOCIATION INC BOX 175 MARSING ID 83639 (208) 896-4402	07/01/1968	STOCKWATER	01-01 12-31	0.19 CFS	
TOTAL DIVERSION:					0.19 CFS	

Water Source: SPRINGS

Tributary to: CUNNINGHAM CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R04W S23
S26

SESENE
SWNE

OWYHEE County
OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE																
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:
04S	04W	23	:													:									:							:
04S	04W	26	:	S												:									:							:

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 800 RANGE CATTLE

Other Rights: NONE

Remarks: PARCEL NOS. RP04S04W230001, RP04S04W260001

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 01/28/1992 User-ID: SMITH Subject: COPIED FROM REMARKS
2 SPRINGS IN SWNE OF SEC 26, T 4S, R 4W
1 SPRING IN SESENE OF SEC 23, T 4S, R 4W

Audit: 11/05/91 TUTHILL 01/28/92 SMITH 01/20/94 DUNN1 03/30/95 POST-STD

SEP 24 1996
MICROFILMED

JUL-12-1995
0193

1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
55-10124	CHIPMUNK GRAZING ASSOCIATION INC BOX 175 MARSING ID 83639	07/01/1968	STOCKWATER	01-01 12-31	0.19	CFS BENEFICIAL USE
					TOTAL QUANTITY:	0.19 CFS
NON-IRRIGATION USES:						
<u>STOCKWATER, 800 RANGE CATTLE</u>						
<u>S/800 RANGE</u>						
SOURCE: SPRINGS		TRIBUTARY: CUNNINGHAM CREEK				
POINT OF DIVERSION:						
T04S R04W S23		<u>SESENE</u>				
		<u>SWSSE</u>				
S26		SWNE				
PLACE OF USE: STOCKWATER						
<u>T04S R04W S23</u>		<u>SENE</u>				
S26		NENE				
<u>S23</u>		<u>SWSSE</u>				
REMARKS:	RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO IDAH0 CODE #2/1116A1					
	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAH0 CODE #2/1116A1					
	PARCEL NOS. RP04S04W230001, RP04S04W260001					

*removed 7-14-95
RTF*

MICROFILMED
SEP 24 1996

OLD (D) NUMBER -

STATE- ID ZIP- 83639

MICROFILMED
SEP 24 1996

WATER RIGHT NUMBER - A55-10124

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - - +

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 02/02/89 FRITSCHL 02/04/91 MCCARTHY 11/05/91 TUTHILL

+ - - - - COMMENTS - - - - - +

NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 12/17/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C004022	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

RP 0106801 04504W230001
RP 0106802 04504W260001

DATA ENTRY

1-20-94 PS

CHECKED 1-20-94

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Notes
Comments (Remarks)
Court Records
Witness Statement
Project Records
IDWR Records

VERIFIED

NOV 17 1993

CERTIFIED

DEC 18 1993

WATER EXAMINER

MICROFILMED
SEP 24 1996

OLD (D) NUMBER -

STATE- ID ZIP- 83639

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

WATER RIGHT NUMBER - A55-10124

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 02/02/89 FRITSCHL 02/04/91 MCCARTHY

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 12/17/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C004022	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-		

RP 0106801

RP 0101502

DATA ENTRY

ENTERED 1-28-92 RMB

CHECKED 7/3/92 AS

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

JUL 1 1991

PROOF

JUN 0 1 1991

CERTIFIED

JUL 27 1991

WATER EXAMINER

MICROFILMED

JUL 19 1994