

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 29-322
Date Received:
Receipt No:
Received By:

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

Ammons DR

RECEIVED

JUN 08 2004

Department of Water Resources
Twin Falls, Idaho

1. Name of Claimant(s)

DAVID MARK TREASURE Phone:

2615 N 800 E
LOGAN UT USA 84321

BONNIE JENKINS Phone:

368 S MAIN
MALAD ID USA 83252

DEBBIE TREASURE Phone:

218 S 100 W
LOGAN UT USA 84321

ELIZABETH VAUGHAN Phone: (208)254-3389

100 E 12TH ST
MC CAMMON ID USA 83250

2. Date of Priority: 10/10/1878

3. Source: BIRCH CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
11S	36E	36	NE	NW	NW	BANNOCK	R
12S	36E	27	SE	NW	SW	BANNOCK	I
12S	36E	27	SW	NW	SW	BANNOCK	I
12S	36E	27	SW	NW	SW	BANNOCK	
12S	36E	23	SE	SE	NE	BANNOCK	R
12S	36E	27	SE	NW	SW	BANNOCK	

5. Description of diverting works:

DIVERSION DAM TO DITCH TO PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	4.31	

7. Total Quantity Appropriated is:
4.79 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
11S	36E	25	NE	SW	IRRIGATION	10	
			NW	SW	IRRIGATION	17	
			SW	SW	IRRIGATION	14	
			SE	SW	IRRIGATION	28	
			SW	SE	IRRIGATION	30	
			SE	SE	IRRIGATION	9.9	
			Section Acres				
11S	36E	26	NE	SE	IRRIGATION	11	
			NW	SE	IRRIGATION	2.2	
			SW	SE	IRRIGATION	18	
			SE	SE	IRRIGATION	34	
Section Acres					65.2		
11S	36E	35	NE	NE	IRRIGATION	1.1	
			Section Acres				
11S	36E	36	NE	NE	IRRIGATION	12	
			NW	NE	IRRIGATION	8.1	
Section Acres					20.1		
11S	37E	30	SW	SW	4	IRRIGATION	35
			NW	SW	3	IRRIGATION	9
Section Acres					44		
Total Acres					239.3		

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

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

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The amount of water diverted under this water right may not exceed 4/24 of the stream flow of Birch Creek at the point of diversion described below at any given time. This water right shall not provide more than .02 cubic feet per second per acre at any time.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.31 CFS. COMBINED RIGHT NOS.: 29-320, 29-321, 29-322.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 215.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-320, 29-321, 29-322.

WATER IS DELIVERED THROUGH BIRCH CREEK CANAL (DITCH).

15. Basis of Claim: Decreed

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): Russell C. Budge Date: 6/7/04
Attorney For Claimants Date: _____

State of Idaho)
County of Pannock) SS.

Subscribed and sworn (or affirmed) before me this
of June 2004

7th
Robin Roebuck

Notary Public
Residing at Pocatello, Id.
My commission Expires 8/18/2006

