

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use  
This right is a split from former right 27-4030

05/17/2005

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

RIGHT NUMBER: 27-12045  
NAME AND ADDRESS: SHERRILYNN BAIR  
1921 W TABER RD  
BLACKFOOT ID 83221  
  
LEO WALLACE  
1921 W TABER RD  
BLACKFOOT ID 83221  
  
STARLA THOMPSON  
1921 W TABER RD  
BLACKFOOT ID 83221  
  
RICHARD M WALLACE  
1921 W TABER RD  
BLACKFOOT ID 83221

SOURCE: CLAUDS CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.600 CFS

PRIORITY DATE: 06/01/1914

POINT OF DIVERSION:  
T04S R39E S36 NENE Within BINGHAM County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 0.600 CFS       |

PLACE OF USE: IRRIGATION Within BINGHAM County

|               |      |     |               |      |      |
|---------------|------|-----|---------------|------|------|
| T04S R39E S25 | SESW | 5.8 | T04S R39E S36 | NWNE | 24.0 |
|---------------|------|-----|---------------|------|------|

29.8 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 27-4030

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 27-12045  
Date Received: 10/25/2004  
Receipt No:  
Received By:

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

1. Name of Claimant(s)

STARLA THOMPSON Phone: (208) 684-5271

1921 W TABER RD  
BLACKFOOT ID USA 83221

2. Date of Priority: 06/01/1914

3. Source: CLAUDS CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County  | Type |
|----------|-------|---------|-----------------------|---------|------|
| 04S      | 39E   | 36      | NE NE                 | BINGHAM |      |

5. Description of diverting works:

EARTH DAM, 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. Total Quantity Appropriated is:

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use           | Acres |
|----------|-------|---------|----------------|---------------|-------|
| 04S      | 39E   | 25      | SE SW          | IRRIGATION    | 10    |
|          |       |         |                | Section Acres | 10    |

|     |     |    |    |    |               |    |
|-----|-----|----|----|----|---------------|----|
| 04S | 39E | 36 | NW | NE | IRRIGATION    | 33 |
|     |     |    |    |    | Section Acres | 33 |
|     |     |    |    |    | Total Acres   | 43 |

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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

27-12045

Date Received

10/22/04

Receipt Number

E030362

NOTICE OF CLAIM  
TO A  
WATER RIGHT

ACQUIRED UNDER STATE LAW

Leo Wallace, Sherrilyn Bair, Richard M Wallace,  
Starla Thompson.



Please type or print clearly

1. Name of Claimant (s) \_\_\_\_\_ Phone ( ) 684-5271

Mailing Address

1921 W. Taber Rd Blackfoot

Zip

83221.

2. Date of Priority (Only one (1) per claim) 6-1-1914.

3. Source of water supply (a) Clouds Crk.

which is tributary to (b)

Blackfoot R.

4. a. Location of existing point of diversion is: Township 4S Range 39E Section 36.

1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of Bingham.

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, 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. Bray earth dam, ditches

Scale: 2 inches equals 1 mile

45 39E

A 16x16 grid of graph paper. Each cell contains a small crosshair symbol. In the center of the grid, there is a small blue scribble that looks like a stylized 'Z' or a lightning bolt, with the number '36' written below it.

Last Name \_\_\_\_\_ 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 4/1 to 11/1 amount        or       

For        purposes from        to        amount        or       

For        purposes from        to        amount        or       

For        purposes from        to        amount        or       

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

8. Total consumptive use claimed is        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 |        |
| 45  | 39E | 25  |        |       |       |       |        |       |       |       |        |       | 5     |       |        | 5     |       |       | 10     |
|     |     | 36  |        | 28    |       |       | 5      |       |       |       |        |       |       |       |        |       |       |       | 33     |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated       

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

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

Last Name        Ident No.       

Copies: White -State, Yellow-Claimant

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 \_\_\_\_\_

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

Signature of Claimant (s) Sherilynn W. Bair Date 8-25-04  
\_\_\_\_\_  
Date \_\_\_\_\_

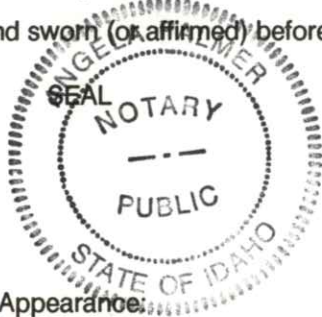
For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_ Title \_\_\_\_\_  
of \_\_\_\_\_, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_  
Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of Bingham ) SS.

Subscribed and sworn (or affirmed) before me this

4th day of September 2004  
Notary Public Angela Palmer  
Residing at Blackfoot, ID 83221  
My Commission Expires 7.16.07



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 \_\_\_\_\_

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant