

PD

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: A31-10255
Date Received: 8/16/1988
Receipt No: E001335
Received By: KCW

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	
	DILLON, MT	59725
OR		
Name:	JAMES F. HAGENBARTH	406-683-2163
Address:	P.O. BOX 1128	
	DILLON, MT	59725



2. Date of Priority: MAY 01, 1902

3. Source: CROOKED CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
Beginning Point of Minimum Instream Flow					
12N	38E	14	SE	SE	CLARK
Ending Point of Minimum Instream Flow					
12N	38E	14	SW	SE	CLARK

5. Description of diverting works:
INSTREAM DIVERSION FOR STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	04/01	12/31	0.230		

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

A31-10255

Page 1

Date: 08/16/88

MICROFILMED

NOV 17 1992

Acre Feet Per Annum.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	38E	14	SE SE		STOCK	

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:
NONE

14. Remarks:

emarks:
CLAIM IS BASED ON BENEFICIAL USE DOCTRINE AND IS BASED ON RIGHTS
31-0151/0152/0153 FROM THE SAUVE VS ABBOTT DECREE. SAID RIGHTS
HAVE A PRIORITY OF MAY 1, 1902, AND A PLACE OF USE THAT IS
ADJACENT TO CLAIMANTS PLACE OF USE IT ONLY FOLLOWS THAT LIVESTOCK
WATERED ON CLAIMED PLACE OF USE OUT OF CROOKED CREEK AS EARLY AS
THE DATE CLAIMED.

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): *James T. Haglund* Date: 8/16/88
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 16 day

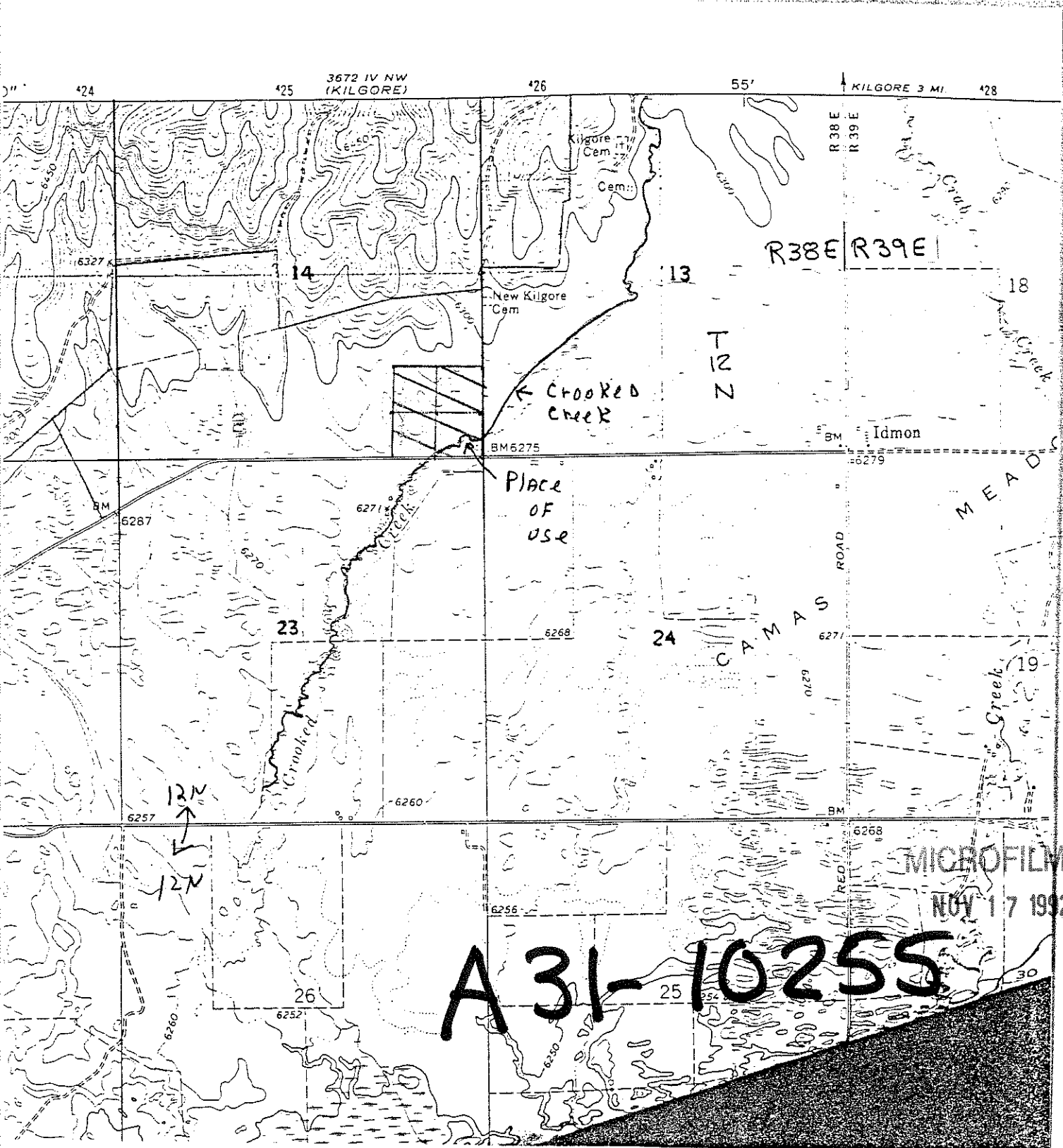
of Aug 19 88

Ernest Carlson
Notary Public

Seal

Residing at *Idaho Falls, ID*

My Commission Expires 14 June 1994



MICROFILMED

NOV 17 1992

A 31-10255

WATTE EIGHT NUMBER - 452-10255

PREFIX TRANSLATION: ADJUDICATION CLAIM

REMPUS HAS A PRIORITY OF MAY 1, 1902 AND A PLACE OF USE THAT IS ADJACENT TO CLAIMANT'S PLACE OF USE. IT ONLY FOLLOWS THAT LIVESTOCK WATERED OR CLAIMED PLACE OF USE DUT OF CROOKED CREEK AS EARLY AS THE DATE CLAIMED.

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

NO CONDITIONS OF APPROVAL FOUND.

0000000000 + + DECEP
00/00/0000

[illegible]

ADJUDICATION RIGHTS DATES AND

COURT REPORT FILING	00/00/0000	CIVIL CASE NUMBER	395
DEPOSITION FILING DATE	00/00/0000	OLD CASE NUMBER	
RESPONSE FILED DATE	00/00/0000	OLD JUDICIAL DISTRICT	P
CALIF RECEIVED DATE	05/19/1983	TEMPORARY RIGHT	
PROOF OF DATE	00/00/0000	WATER DISTRICT	
LICENSE DATE	00/00/0000	FEDERAL/STATE INDICATOR	S
CLAIMS TARI EXEMPT FLAG		PRESUMPTION FLAG	
FREE EXEMPT FLAG		NOTICE OF ERROR FLAG	
FIELD INSPECTION NAME	00/00/0000		
FIELD INSPECTION DATE	00/00/0000		
VERIFIED DATE	00/00/0000		
LAST MAINTENANCE DATE	00/00/0000		
PROOF MACH DATE	00/00/0000		
RECEIPT NUMBER	0001335		
POD SIGNATURE FLAG			
MANE CONNECTOR	Y		

RR 12 N 38 E 14 48 10

DATA ENTRY

ENTERED 10-3-93 RS

00000000/2/3/1234

County Records
 County Records
 Winthrop Station
 Project Records
 IWR Records

VERIFIED
OCT 13 1992

CERTIFIED
MAY 24 1893
WATER EXAMINER

MICROFILMED
APR 14 1994

45503VP
(J0-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROGRAM READING REPORT

05/24/92 14:15:01
PAGE 1

WATER RIGHT NUMBER - A21-10258

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

*** C - CURRENT OWNER ***
MAGNABATH

MAGNABATH

1 - P.O. BOX 1128
2 -
3 -

STATE- MT ZIP- 59725

MAGNABATH

DAVID J.

1 - P.O. BOX 1128
2 -
3 -

STATE- MT ZIP- 59725

MAGNABATH

JAMES R.

1 - P.O. BOX 1128
2 -
3 -

STATE- MT ZIP- 59725

PRIORITY DATE - +
05/01/1902

REGION - +
FARM IN REGION

STAGE - +
BENEFICIAL USE

STATUS - +

SOURCE - +
CROOKED CREEK

TRIBUTARY - +
CROOKED CREEK

TWN - +
RWS SEC

TRACT - +
LOT

SFLO - +
COUNTY

POINT OF DIVERSION - +
STREAM INDEX (BLANK IF NO INDEX CODE)

LEN - +
38E 1+

SE SE SE - +
SE SE SE

CLARK - +
CLARK

CODE - +
04 - STOCKWATER

PERIOD FROM - +
PERIOD TO

WATER USE - +
DIVERSION RATE

DIVERSION VOLUME - +
DIVERSION VOLUME

TOTAL DIV. RATE - +
0.230

TOTAL DIV. VOLUME - +
0.230

TOTAL DIV. CAPACITY - +
0.230

TOTAL CONSUMPTIVE USE - +
0.0

TWN - +
RWS SEC

TRACT - +
LOT

ACRES - +
CODE

DESCRIPTION - +
DESCRIPTION

LEN - +
38E 14

SE SF - +
SE SF

STOCKWATER - +
STOCKWATER

DIVERSION MEANS - +
INSTREAM DIVERSION FOR STOCKWATER

NON-IRRIGATION USE - +
STATION RANGE CATTLE

OTHER RIGHTS FOR SAME USE - +
NONE

REMARKS - +
CLAIM IS BASED ON BENEFICIAL USE DOCTRINE AND IS BASED ON RIGHTS

31-0151701520153 FROM THE SAUVE VS ABBOTT DECREE. SAID RIGHTS

OCT-07-1997
0067

1

RIGHT NUMBER:

31-10255

NAME AND ADDRESS:

JAMES F HAGENBARTH
MARGARET HAGENBARTH
DAVID J HAGENBARTH
PO BOX 1128
DILLON MT 59725

SOURCE:

CROOKED CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY:

0.23 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE:

05/01/1902

POINT OF DIVERSION:

T12N R38E S14

SESESE (E)
SESESE (B)

Within CLARK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
04-01 12-31

QUANTITY
0.23 CFS

PLACE OF USE:

STOCKWATER
T12N R38E S14

Within CLARK County
SESE

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

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

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP12N38E144810A
STOCKWATER, 1000 RANGE CATTLE

Paid \$73.00

Old (D) Number -

State- MT Zip- 59725

State- MT Zip- 59725

State- MT Zip- 59725

+	-	-	-
+	-	-	+
Status			

0
0
0
3
5
1
1
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[illegible]

County CLARK (33)

AJ580BNP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

10/02/97 11:04:17
Page 2

Water right number - R31-10255

Prefix Translation: RESEARCH

STOCKWATER, 1000 RANGE CATTLE

Old Water Right Numbers
No Old Water Right Numbers found.

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.

Decree Plaintiff - - - - - Decree Defendant - - - - - Decree Date - - - - -
00/00/0000

Audit Fields - 10/04/93 DUNN1 03/30/95 POST-STD 09/30/97 AJU5-ECA

Date: 10/03/1993 User Id: DUNN1 Subject: COPIED FROM REMARKS 31-0151/0152/0153 FROM THE SAUVE VS ABBOTT DECREE. SAID RIGHTS
CLAIM IS BASED ON BENEFICIAL USE DOCTRINE AND IS BASED ON RIGHTS ADJACENT TO CLAIMANTS PLACE OF USE IT ONLY FOLLOWS THAT LIVESTOCK
HAVE A PRIORITY OF MAY 1, 1902, AND A PLACE OF USE THAT IS
WATERED ON CLAIMED PLACE OF USE OUT OF CROOKED CREEK AS EARLY AS THE DATE CLAIMED.
Date: 09/30/1997 User Id: AJU5-ECA Subject: AJU5 STOCK ONLY 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.

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 - 00/00/0000 Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 08/16/1988 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 - E001335 Federal/State Indicator - S
POU Ownership Flag - Y Presumption Flag -
Name Connector - OR Notice of Error Flag -

ECUR

12/15/2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-10255

Owner Type	Name and Address
Current Owner	JAMES F HAGENBARTH
Current Owner	MARGARET HAGENBARTH
Current Owner	DAVID J HAGENBARTH
	PO BOX 1128
	DILLON, MT 59725
	(406)683-2163

change
5/1 to 10/31
per allen
✓

Priority Date: 05/01/1902
Basis: Beneficial Use
Status: Valid

Source	Tributary to
CROOKED CREEK	CAMAS CREEK

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
STOCKWATER	4/01	12/31	0.23 CFS		

Total Diversion 0.23 CFS

Point(s) of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	38E	14	SW	SE	SE 0	CLARK	
12N	38E	14	SE	SE	SE 0	CLARK	

← ✓

Place(s) of use:

Place of Use Legal Description: STOCKWATER CLARK County

Townsh	Rang	Secti	Lo	Tract	Acres	Lo	Tract	Acres	Lo	Tract	Acres	Lo	Tract	Acres
ip	e	on	t			t			t			t		
12N	38E	14		SESE										

Conditions of Approval:

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

✓ per Ernie + Allen

Remarks:

- Explanatory PARCEL NO. RP12N38E144810A STOCKWATER, 1000 RANGE CATTLE

✓
C18

Comments:

Author	Date	Subject
DUNNI	10/3/93	COPIED FROM REMARKS

Comment
CLAIM IS BASED ON BENEFICIAL USE DOCTRINE AND IS BASED ON RIGHTS 31-0151/0152/0153 FROM THE SAUVE VS ABBOTT DECREE. SAID RIGHTS HAVE A PRIORITY OF MAY 1, 1902, AND A PLACE OF USE THAT IS ADJACENT TO CLAIMANT'S PLACE OF USE IT ONLY FOLLOWS THAT LIVESTOCK WATERED ON CLAIMED PLACE OF USE OUT OF CROOKED CREEK AS EARLY AS THE DATE CLAIMED.
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE

d.e.
gc
12/28/00

AJU5-ECA 9/30/97 AJU5 STOCK ONLY UPDATE



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