

No Color
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: A67-00409
Date Received: 1/03/1990
Receipt No: 200-2365
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HORNET CREEK WATER STORAGE ASSN. 208-253-4857
Address: C/O LEE COLE, PRESIDENT
HC 67, BOX 2380
COUNCIL, ID 83612

2. Date of Priority: JUL 06, 1909

3. Source: HORNET CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	5	SE	NW		R	ADAMS
17N	01W	30	NW	NW		R	ADAMS
			SE	NW		R	ADAMS
		31	NW	NE		R	ADAMS
	02W	5	SW	NE		R	ADAMS
			SE	NW		R	ADAMS
			NE	SE		R	ADAMS
		6	NE	SW		R	WASHINGTON
			NE	SE		R	ADAMS
		9	NW	NW		R	ADAMS
			SW	SE		R	ADAMS
		14	SW	SW		R	ADAMS
			SW	SE		R	ADAMS
		15	NW	SW		R	ADAMS
			SW	SE		R	ADAMS
			SE	SE		R	ADAMS
		23	NW	NE		R	ADAMS
	03W	1	SW	NE		R	ADAMS
			NE	SE		R	ADAMS
		20	SW	NE			WASHINGTON
			SW	NW			WASHINGTON

5. Description of diverting works:
SEE REMARKS.

A67-00409

Page 1

Date: 01/03/90

MICROFILMED
OCT 01 1992

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/15	25.000		
IRRIGATION STORAGE	01/01	12/31			150.00
IRRIGATION FROM STORAGE	05/01	10/15			150.00

7. Total Quantity Appropriated is:
 25.000 C.F.S. (and/or) 150.00 A.F.A.

8. Total consumptive use is 4134.0 Acre Feet Per Annum.

9. Non-irrigation uses:
 STOCKWATER - INSTREAM OR INCIDENTAL TO IRRIGATION.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	5	NW	NW		IRR	16.0
			SW	NW		IRR	28.0
			NE	SW		IRR	22.0
			NW	SW		IRR	35.0
			SW	SW		IRR	27.0
			SE	SW		IRR	38.0
			SW	SE		IRR	11.0
			SE	SE		IRR	5.0
						Section Acres	182.0
		6	NE	NE		IRR	30.0
			NW	NE		IRR	3.0
			SW	NE		IRR	10.0
			SE	NE		IRR	26.0
			NE	SE		IRR	31.0
			NW	SE		IRR	26.0
			SE	SE		IRR	11.0
						Section Acres	137.0
		8	NE	NE		IRR	25.0
			NW	NE		IRR	2.0
			SE	NE		IRR	6.0
						Section Acres	33.0
		9	NW	NW		IRR	10.0
			SW	NW		IRR	31.0
			SE	NW		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres		
16N	01W	9	NE	SW		IRR	28.0		
			NW	SW		IRR	7.0		
			SE	SW		IRR	2.0		
			NW	SE		IRR	6.0		
			SW	SE		IRR	11.0		
						Section Acres	100.0		
17N	01W	19	SW	SW		IRR	15.0		
			Section Acres						15.0
			30	NE	NW		IRR	25.0	
				NW	NW		IRR	11.0	
				SE	NW		IRR	2.0	
	NE	SW			IRR	2.0			
	NW	SE			IRR	10.0			
							Section Acres	50.0	
	31	NW	NE		IRR	11.0			
		SW	NE		IRR	15.0			
		SE	NE		IRR	15.0			
		NE	SE		IRR	18.0			
		NW	SE		IRR	2.0			
							Section Acres	61.0	
	02W	4	NW	NW		IRR	1.0		
SW			NW		IRR	13.0			
NW			SW		IRR	31.0			
SW			SW		IRR	37.0			
SE			SW		IRR	15.0			
						Section Acres	97.0		
5		NE	NE		IRR	20.0			
		NW	NE		IRR	3.0			
		SW	NE		IRR	20.0			
		SE	NE		IRR	35.0			
	SW	NW		IRR	1.0				
	SE	NW		IRR	11.0				
	NW	SW		IRR	12.0				
NE	SE		IRR	9.0					
SE	SE		IRR	24.0					
						Section Acres	135.0		

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	02W	6	SW	NW		IRR	1.0
			NE	SW		IRR	3.0
			NW	SW		IRR	1.0
			NE	SE		IRR	13.0
			NW	SE		IRR	6.0
			Section Acres				24.0
		8	NE	NE		IRR	4.0
			SE	SE		IRR	2.0
			Section Acres				6.0
		9	NE	NW		IRR	18.0
			NW	NW		IRR	22.0
			SW	NW		IRR	4.0
			SE	NW		IRR	37.0
			NE	SW		IRR	21.0
			SW	SW		IRR	10.0
			SE	SW		IRR	21.0
			Section Acres				133.0
		15	NE	SW		IRR	1.0
			NW	SW		IRR	5.0
			SW	SW		IRR	10.0
			SE	SW		IRR	22.0
			NW	SE		IRR	10.0
			SW	SE		IRR	20.0
			Section Acres				68.0
		16	NW	NE		IRR	16.0
			SW	NE		IRR	2.0
			Section Acres				18.0
		22	NW	NE		IRR	12.0
			SE	NE		IRR	7.0
			Section Acres				19.0
		23	NE	NE		IRR	23.0
			NW	NE		IRR	32.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	02W	23	SW	NE		IRR	26.0
			SE	NE		IRR	26.0
			NE	NW		IRR	22.0
			NW	NW		IRR	1.0
			SW	NW		IRR	6.0
			SE	NW		IRR	10.0
			NE	SE		IRR	10.0
			NW	SE		IRR	4.0
			SE	SE		IRR	1.0
						Section Acres	161.0
		24	NW	NW		IRR	1.0
			SW	NW		IRR	17.0
			SE	NW		IRR	1.0
			NE	SW		IRR	29.0
			NW	SW		IRR	21.0
			SE	SW		IRR	8.0
			NE	SE		IRR	1.0
			NW	SE		IRR	17.0
			SW	SE		IRR	24.0
			SE	SE		IRR	20.0
						Section Acres	139.0
						Total Acres	1378.0

11. Place of use in counties: ADAMS, WASHINGTON

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

13. Other Water Rights Used:
CLAIM NO.'S A67-02033, 02035, 07016 & 00408.

14. Remarks:
DESC. OF DIVERTING WORKS - TWO DAMS - UPPER HORNET CK. RES. HAS AN 18' HIGH DAM FOR 270 AF STORAGE, LOWER HORNET CK. RES. HAS AN 20' HIGH DAM FOR 150 AF STORAGE. WATER FLOWS FROM RESERVOIRS IN HORNET CREEK WITH REDIVERSION POINTS FROM HORNET CREEK FOR EA. INDIVIDUAL USER. THIS DECREEED RIGHT COVERS THE LOWER RESERVOIR.

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

A67-00409

Page 5

Date: 01/03/90

MICROFILMED
OCT 01 1992

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Organizations:

I do solemnly swear or affirm that I am PRESIDENT of
Title
HORNET CR. WATER STOR. ASSN., that I have signed the foregoing
Organization
document in the space below as PRESIDENT of
Title
HORNET CR. WATER STOR. ASSN. and that the statements contained in the
Organization
foregoing document are true and correct.

Lee F. Cole
Signature of Authorized Agent

PRESIDENT, HORNET CR. STOR. ASSN.
Title and Organization

1-3-1990
Date

State of Idaho)
County of AOA) SS.

Subscribed and sworn (or affirmed) before me this 2nd day

of January 19 90

Seal

James Shultz
Notary Public

Residing at Meridian ID
My Commission Expires 9-14-94

DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS SOURCE INDEX

SOURCE OF WATER	TRIBUTARY TO	PRIORITY DATE	NAME	O C	WATER RIGHT NUMBER	STG STA
HORNET CREEK	WEISER RIVER	05/01/1880	STUTSMAN, EST. OF THOMAS J. FEEHAFFER, A. L. MOORE, RAY H. MOORE, E. LUCILLE	O O C C	A67-00377	D/ ✓
HORNET CREEK	WEISER RIVER	05/15/1900	MAGNUSON, RAYMOND L. MAGNUSON, HESTER E. MOORE, RAY H. MOORE, E. LUCILLE	O O C C	A67-04229	S/ ✓
HORNET CREEK	WEISER RIVER	12/01/1888	WILSON, REBECCA WILSON, WALTER SNORGRASS, FLOYD A. SNORGRASS, REBECCA K.	O O C C	A67-00395	D/ ✓
HORNET CREEK	WEISER RIVER	06/01/1885	SNORGRASS, FLOYD A. SNORGRASS, REBECCA K.	C C	A67-04225	S/ ✓
HORNET CREEK	WEISER RIVER	06/01/1881	HENDERSON RANCHES	C	A67-10498	D/ ✓
HORNET CREEK	WEISER RIVER	06/30/1883	COLE, DORA V. DARE, S. E. DARE, FLORENCE G. COLE, LEE F.	C O O C	A67-00383A	D/ ✓
HORNET CREEK	WEISER RIVER	12/31/1891	KEYS, MATTIE M. COLE, LEE F. COLE, DORA V.	O C C	A67-00398	D/ ✓
HORNET CREEK	WEISER RIVER	06/30/1883	COLE, LEE F. COLE, DORA V.	C C	A67-04145	S/ ✓
HORNET CREEK	WEISER RIVER	06/01/1934	STEPHENSON, CATHERINE THOMAS, DENNIS J. THOMAS, DEBRA L.	O C C	A67-04096	S/ ✓
HORNET CREEK SPLIT RIGHT	WEISER RIVER	06/30/1883	BACUS, ELMER L. SPLIT RIGHT	O C	A67-04136	/Z ✓
HORNET CREEK	WEISER RIVER	06/30/1883	BACUS, ELMER L. WATSON, JACK P. No 572 in 1875, WATSON, WILMA M.	O C C	A67-04136A	S/ ✓
HORNET CREEK PEARL CREEK	WEISER RIVER HORNET CREEK	06/30/1895	PECK, FRANK BROWN, JOHN C. BROWN, MARY L.	O C C	A67-00400	D/ ✓
HORNET CREEK	WEISER RIVER	07/06/1909	HORNET CREEK WATER STORAGE ASSN.	C	A67-00409	D/ ✓
HORNET CREEK, N. FORK HORNET CREEK, W. FORK	WEISER RIVER WEISER RIVER	05/01/1884	BROWN, JOHN C. BROWN, MARY L.	C C	A67-11214	J/ ✓

REF ID: A66057

DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS SOURCE INDEXDATE: 12/15/89
PAGE: 2

SOURCE OF WATER	TRIBUTARY TO	PRIORITY DATE	NAME	O	WATER RIGHT NUMBER	STG STA
PEARL CREEK	HORNET CREEK	05/01/1884	BROWN, MARY L.	C	A67-11215	J/ ✓
HORNET CREEK	WEISER RIVER		BROWN, JOHN C.	C		
HORNET CREEK	WEISER RIVER	06/01/1881	SHANNON, E. E.	O	A67-00381	D/ ✓
			SHANNON, ED	O		
			MORITZ, DEWEY	C		
			MORITZ, JESSIE	C		
HORNET CREEK	WEISER RIVER	05/01/1884	GILMER, C. M.	O	A67-00387	D/ ✓
PEARL CREEK	HORNET CREEK		PECK, FRANK	O		
			WARNING-BOGUS FOD FOR UPDATE PURPOSES	O		
			BROWN, JOHN C.	C		
			BROWN, MARY L.	C		
HORNET CREEK	WEISER RIVER	04/01/1886	HOLT, B. H.	O	A67-00390	D/ ✓
			MORITZ, DEWEY	C		
			MORITZ, JESSIE J.	C		
HORNET CREEK	WEISER RIVER	05/01/1900	HOLT, B. H.	O	A67-00391	D/ ✓
			MORITZ, DEWEY	C		
			MORITZ, JESSIE J.	C		
HORNET CREEK	WEISER RIVER	04/01/1905	MORITZ, JESSIE J.	C	A67-00392	D/ ✓
			HOLT, B. H.	O		
			MORITZ, DEWEY	C		
HORNET CREEK	WEISER RIVER	12/31/1891	HANSON, WILLIAM	O	A67-00397	D/ ✓
			BROWN, JOHN C.	C		
			BROWN, MARY L.	C		
HORNET CREEK	WEISER RIVER	06/30/1883	BACUS, ELMER L. - <i>See 31642</i>	C	A67-04136B	J/ ✓
			BACUS, RUTH E.	C		
HORNET CREEK	WEISER RIVER	03/01/1963	BACUS, ELMER L.	C	A67-11228	J/ ✓
			BACUS, RUTH E.	C		
COMBINED RIGHT	WEISER RIVER	06/01/1881	RICHARDSON, FRANK	O	A67-00378	/Z ✓
HORNET CREEK	WEISER RIVER	06/01/1881	COMBINED RIGHT	C		
COMBINED RIGHT	WEISER RIVER	06/01/1881	FULLER, MARK C.	O	A67-00379	/Z ✓
HORNET CREEK	WEISER RIVER	06/01/1881	DAVIS, C. H.	O		
			COMBINED RIGHT	C		
HORNET CREEK	WEISER RIVER	06/01/1886	WARNER, HENRY E.	O	A67-00389	D/ ✓
			WALSTON, EARL	O		
			GLEMSEY, F. FRED	C		
			GLEMSEY, SHIRLEY M.	C		
HORNET CREEK	WEISER RIVER	06/01/1886	GLEMSEY, F. FRED	O	A67-04120	/Z ✓
			GLEMSEY, CHERYL R.	O		
			DELETE CLAIM	C		

MICROFILMED
00 01 1992

SOURCE OF WATER	TRIBUTARY TO	PRIORITY DATE	NAME	WATER RIGHT NUMBER	STG STA
HORNET CREEK	WEISER RIVER	05/01/1880	RUBELT, JACK HARRINGTON, JOHNNIE	A67-00377A	D/ ✓
HORNET CREEK	WEISER RIVER	05/01/1884	RUBELT, JACK DONNELLY, DALE HARRINGTON, JOHNNIE	A67-00388	D/ ✓
HORNET CREEK	WEISER RIVER	06/01/1900	HARRINGTON, JOHNNIE HARRINGTON, VERA	A67-04111	S/ ✓
HORNET CREEK	WEISER RIVER	03/15/1900	RUBELT, JACK HARRINGTON, JOHNNIE	A67-11281	J/ ✓
HORNET CREEK	WEISER RIVER	05/30/1883	HARTLEY, ELLIS BRAUER, LYDIA LAKEY, DOROTHY - 100 316A. 175 LAKE, ORRIN	A67-00385A	D/ ✓
HORNET CREEK	WEISER RIVER	04/02/1895	MILLER, P. H. GREENWOOD, DALLAS E. GREENWOOD, ELVA N.	A67-00401	D/ ✓
HORNET CREEK	WEISER RIVER	04/30/1895	MILLER, P. H. GREENWOOD, DALLAS E. GREENWOOD, ELVA N.	A67-00402	D/ ✓
HORNET CREEK	WEISER RIVER	06/01/1900	GREENWOOD, DALLAS E. GREENWOOD, ELVA N.	A67-04157	S/ ✓
COMBINED RIGHT HORNET CREEK	WEISER RIVER	06/01/1881	DUFFUS, A. J. COMBINED RIGHT	A67-00380	/2 ✓
HORNET CREEK	WEISER RIVER	12/31/1889	KAMPETER, A. GOSSARD, MAC	A67-00396	D/ ✓
HORNET CREEK SPLIT RIGHT	WEISER RIVER	06/30/1883	DARE, S. E. DARE, FLORENCE G. SPLIT RIGHT	A67-00383	/2 ✓

"

"

11 OCT 01 1992

MICROFILMED

6/1/1893 COPPER, WILLIAM - A67-00399
6/1/1893 " - A67-04064
5/30/1883 HARRINGTON, ELLIS - A67-00382
5/30/1883 YATES, CHANTON - A67-00385B
12/31/1899 A67-00386
12/31/1899 A67-00404
" A67-00405
" A67-00405

THOSE WITH #0 HAVE BEEN FILED.
OTHERS NEED TO BE CHECKED ON.

Hornet Creek Water User's Association Shares

Name	Shares
* Albion - Charles & Suzanne	REN. STRAIGHT 5
Armacost - Dick	JOHN C BROWN 160 - AG 7 - 00377, 0038
Cole - Lee	83 - FILED - 67-00383A, 67-00388
Empereur - Larry	ALLEN LARSON 52
Gleamsen - Fred	101 - 67-00389
Gossard - Mac	105 - 135 - 67-00396
Greenwood - Dallas	120 - AG 7 - 00401 + 02
* Hamilton William	18
Hart - Sherman	35*
Harrington - Everett	PRESENT OWNER 70
Harrington - John	97 - 00377A, 00388
Harrington - Kenneth	75 - 4100, 4101 (? FILED)
NO DECLARATION - Harrington - Lyle	35
Hornet Creek Grazing Association	MINNIE YATES (PRESENT OWNER) 102 + 158* (260)
Isom Land & Livestock Co.	354 - AG 7 - 10498
Ivey - Kenneth	156
King - Clarence	50
Lake - Orrin	188*
Moritz - Dewey	337 - 67-00381, 370, 38, 00392/
Muller - Ferd	84
Snorggrass - Floyd	55 - 67-00395

2,252 shares (inches)

MICROFILMED

OCT 01 1992

* - SHARES WHOSE #0 HAVE BEEN FILED OUT

FROM Jan Thunke

DATE 1-5-1990

TO Claim Nos A67-00408, 00409, 02033, 02035 &
A67-07010 - Hornet Ct. For Assoc.

SUBJECT fees paid

When Hornet Creek Stn. Assoc. filed
Fee Coll, Rec. stated he had talked
to the other witnesses & they either had
filed in our office or mailed in a claim
for their adj. sts., therefore, paying the \$1
per acre fee. Since the mailed in claims
have not been data entered & did not
change the \$1 per acre fee at the time ^{SIGNATURE} these
claims were taken, being unable to verify
over 19,

MICROFILMED
OCT 01 1992

the acreage paid at this time (or the acres
not paid). During review of these
claims it will definitely need to
be thoroughly checked - not only to
verify the \$, per acre fee, but to
verify acres being irrigated. There
are a few people who have flood rights
& no acy. (prev. decreed) rights. We can
look on their flood water filing for acy.
See listing in #67-00408 for those members
of the Etor. Assoc. & list of those that
had filed at the time the Hounet & Co.
Etor. Assoc. died. J

MICROFILMED

OCT 01 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

December 15, 1989

R. KEITH HIGGINSON

DIRECTOR

Mr. Lee Cole
HC 67
Council, ID 83612

RE: Snake River Basin Adjudication (SRBA)
Adams County

Dear Mr. Cole:

At the request of Mr. Dallas Greenwood, I have enclosed the Hornet Creek list of claims on record as of this date. If you need anything further, please contact this office or our Western Region Office at 2735 Airport Way, Boise, ID 83705, telephone 208/334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state

Enclosure:
Hornet Creek List

MICROFILMED

OCT 01 1992