

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: A67-04136B
Date Received: 10/11/1989
Receipt No: W006636
Received By: hgl

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELMER L. BACUS 208-939-6224
Address: TAYLOR ST.
RT. 3
EAGLE, ID 83616

OR

Name: RUTH E. BACUS 208-939-6224
Address: TAYLOR ST.
RT. 3
EAGLE, ID 83616

2. Date of Priority: JUN 30, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	02W	15	NW	SW			ADAMS

5. Description of diverting works:
DAM WITH HEADGATE, GRAVITY FLOW WITH CEM. DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.160		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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Date: 11/06/89

MICROFILMED

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	02W	14	SW	SW		IRR	20.0
			SE	SW		IRR	5.0
					Section Acres		25.0
		15	SE	SE		IRR	15.0
					Section Acres		15.0
		22	NE	NE		IRR	18.0
					Section Acres		18.0
					Total Acres		58.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-11228

14. Remarks:
THIS WATER RIGHT HAS BEEN SPLIT AND CLAIMED AS FOLLOWS:
A67-04136A; 0.10 CFS CLAIMED BY JACK P. OR WILMA M. WATSON (4 AC)
A67-04136B; 1.16 CFS CLAIMED BY ELMER OR RUTH BACUS (58.AC)

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 X 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): Elmer Z Baars Date: 11-6-89

Date: _____

State of Idaho)
County of ADA) ss.

Subscribed and sworn (or affirmed) before me this 6th day
of NOV 19 89 Ron Howerton
Notary Public

Seal

Ron Howerton
Residing at Residing at Boise, Idaho
My Commission Expires December 8, 1994



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Elmer E. Baker (name of claimant)

of Rt. 1 Taylor St. Eagle, Id. 83616, claims a right to the diversion and beneficial use of
(mailing address)

the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Forrest Creek
Flood water, tributary to, Weiser River
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	<u>100 cfs</u>	Use	<u>irrigation</u>	Period of Use:	From	<u>April 1</u>	To	<u>Sept 1</u>
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
	(cfs, gpm or a/f)		(dom., irri. stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: _____ cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) _____ 6-30-83 _____

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 15 Twp. 17N Rge. 20E B. M. County of Belmont
 Additional points of diversion:

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Gravity ditch from diversion dam and headgate

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 1,000

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
- (7) If you are claiming water as a member of an organization, list name of organization: