

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 43-93
Date Received: 8/31/2001
Receipt No: 5024293
Received By: KKC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
SEP 07 2001
Department of Water Resources
Southern Region

1. Name of Claimant(s)

RUEL BARKER Phone: (801)375-7237
KATHRYN H BARKER
1621 W 950 N
PROVO UT USA 84604

2. Date of Priority: 04/01/1894

3. Source: CASSIA CREEK , CROSS CREEK Trib. to: RAFT RIVER , CASSIA CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14S	24E	6	NW SW NE	CASSIA	
14S	24E	12	NW NE NW	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.3	

7. Total Quantity Appropriated is:
0.3 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
14S	25E	5	NE	NW	3	IRRIGATION 27
			NW	NW	4	IRRIGATION 32
			SE	NW		IRRIGATION 6.3
			SW	NW		IRRIGATION 7.1
					Section Acres	72.4
					Total Acres	72.4

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

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: _____

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Ruel Barker Date: 9-4-01

Date: _____

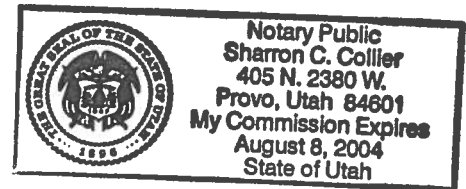
State of ~~Idaho~~ Utah)
County of Utah) SS.

Subscribed and sworn (or affirmed) before me this 4th day of Sept 2001

Sharon C. Collier
Notary Public

Residing at 405 N 2380 W Provo UT 84601

My commission Expires 8/8/04





State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

DEPT INTERNET WEB SITE: www/idwr.state.id.us

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 7,

RUEL BARKER
1621 W 950 N
PROVO UT 84604

RE: LATE CLAIM 43-93

Dear Ruel

Enclosed is the receipt for the filing fee for the above claim. I should be able to include this right in the recommendations for Vivian's former property and have it completed before the director's report for basin 43.

Sincerely

Kelly K Christensen
Sr. Water Resource Agent
E-mail address: kchrste@idwr.state.id.us
enclosure

IDAHO DEPARTMENT OF WATER RESOURCES 09/12/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Water Right 43-93

NAME AND ADDRESS: RUEL BARKER
1621 W 950 N
PROVO UT 84604

KATHRYN H BARKER
1621 WEST 950 NORTH
PROVO UT 84604

VERIFIED BY KKC

SOURCE: CASSIA CREEK TRIBUTARY: RAFT RIVER
CROSS CREEK TRIBUTARY: CASSIA CREEK

QUANTITY: 0.30 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 1.45 CFS. COMBINED RIGHT NOS: 43-94, 43-95, AND 43-441

PRIORITY DATE: 04/01/1894

POINT OF DIVERSION:

T14S R24E S6 NWSWNE Within CASSIA County
T14S R24E S12 NWNENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.300 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T14S R25E S05 Lot 3 NENW	27.0	T14S R25E S05 Lot 4 NWNW	32.0
T14S R25E S05 SWNW	7.1	T14S R25E S05 SENW	6.3

72.4 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 72.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.
43-94, 43-95, AND 43-441.

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: Decreed

WATER IS DELIVERED THROUGH THE RICE LESSEY DITCH IN TWP 14S, RNG
25E, SEC 6, NWSWNE

WATER IS DELIVERED THROUGH THE BARKER DITCH IN TWP 14S, RNG
24E, SEC 12, NWNENW.