

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: A43-00341
Date Received: 8/18/1989
Receipt No: S008891
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUGLAS WARD 208-824-5738
Address: ALMO, ID 83312

2. Date of Priority: APR 30, 1887

3. Source: SPRINGS Trib. to: CASSIA CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	24E	33	NE	SE	NE		CASSIA
		34	SE	NW	SW		CASSIA
			NE	SE	SW		CASSIA
			NW	SE	SW		CASSIA

5. Description of diverting works:
HEADGATES AND DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.460		

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

8. Total consumptive use is 670.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	24E	33	NE	NE		IRR	35.0

A43-00341

Page 1

Date: 08/18/89

COPY

MICROFILMED

MAR 03 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	24E	33	NW	NE		IRR	4.0
			SW	NE		IRR	1.0
			SE	NE		IRR	25.0
					Section Acres		65.0
		34	NE	NW		IRR	3.0
			NW	NW		IRR	20.0
			SW	NW		IRR	40.0
			SE	NW		IRR	30.0
			NE	SW		IRR	40.0
			NW	SW		IRR	5.0
			SE	SW		IRR	20.0
					Section Acres		158.0
					Total Acres		223.0

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:
A43-00338, A43-00339, A43-00340

14. Remarks:
P. U. IS H. E. S. #205.
TOTAL QUANTITY CLAIMED IS NOT TO BE LIMITING OR RESTRICTING SINCE
RIGHT IS FOR ENTIRE FLOW OF SAID SPRINGS. AMOUNT LISTED IS EQUAL
TO 1"/ACRE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

vs JOBE ADAMS ET AL
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 _____ 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.

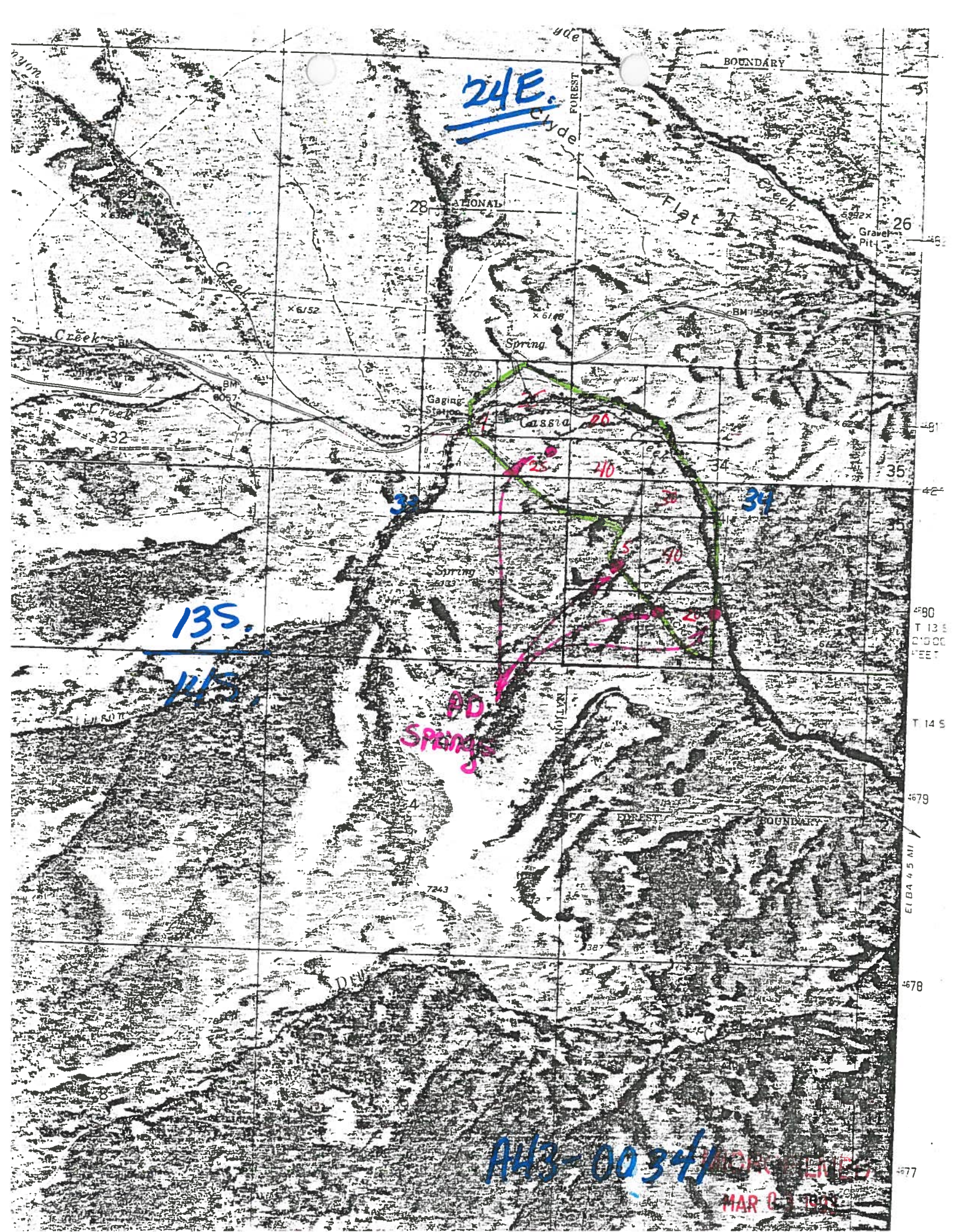
Signature of Claimant(s): [Signature] Date: 8 15 89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of August 19 89 [Signature]
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires December 7, 1994





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 31, 1989

Douglas Ward
Almo
IDAHO 83312

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # 1642 for \$ 201.00 which you submitted to our office. I am returning these pursuant to rule 10,4 of the Department's Adjudication Rules and Regulations. In checking your claim it appears that the following items need clarification:

- () Item #2 Priority date (day/month/year)
- (☒) Item #4 Point of Diversion Legal Description - you have indicated instream flow on 2 of the claims.
- () Item #6 Uses descriptions
- () Item #9 Description of Non-irrigation uses
- (☒) Item #10 Place of Use Legal Description - NEED 1/4-1/4 Descriptions
- () Item #16 Signature & Notarization
- (☒) Improper fee (THE CORRECT FEE IS \$??) w/ Acres irrigated
- () Other or Remarks

If you will make the necessary corrections and return your claim with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional late fee of \$ 50.00.

Sincerely,


Steve Clelland
Water Right's Agent

enc:

MICROFILMED
MAR 13 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 31, 1989

Douglas Ward
Almo
IDAHO 83312

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # 1042 for \$ 201.80 which you submitted to our office. I am returning these pursuant to rule 10,4 of the Department's Adjudication Rules and Regulations. In checking your claim it appears that the following items need clarification:

- () Item #2 Priority date (day/month/year)
- (☒) Item #4 Point of Diversion Legal Description-you have indicated instream flow on 2 of the claims.
- () Item #6 Uses descriptions
- () Item #9 Description of Non-irrigation uses
- (☒) Item #10 Place of Use Legal Description-NEED 1/4-1/4 Descriptions
- () Item #16 Signature & Notarization
- (☒) Improper fee (THE CORRECT FEE IS \$??) w/ Acres irrigated
- () Other or Remarks

00338 Irr. Division
1042? Spring
340
341

If you will make the necessary corrections and return your claim with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional late fee of \$ 50.00.

Sincerely,

Steve Clelland
Water Right's Agent

enc:

Whipple's Law Offices, Chartered

111 WEST 15TH STREET
POST OFFICE BOX 249
BURLEY, IDAHO 83318
(208) 678-5574

ATTORNEYS AT LAW
DOUGLAS R. WHIPPLE
VAL SIEGEL

July 27, 1989

Idaho Department of Water Resources
2148 4th Avenue East
Twin Falls, Idaho 83301

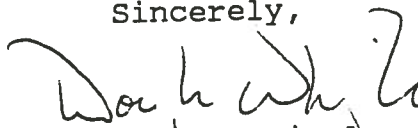
RE: Revised Water Rights Claims of Douglas Ward

To Whom It May Concern:

Enclosed, please find the revised water right claims of Douglas Ward, along with a check in the amount of \$201.80. This check represents twenty percent (20%) of the total amount owing of \$1,009.00.

If you have any questions or there is a problem with these claims, please let me know.

Sincerely,


Douglas R. Whipple

DRW: mmw
pc: file

RECEIVED

JUL 28 1989

Department of Water Resources
Bureau of Water Rights

MICROFILMED

MAR 03 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Douglas Whipple
P.O. Box 249
Burley, ID 83318

RECEIVED

JUL 28 1989

RE: SRBA Claim

Department of Water Resources
Southern Region Office

Dear Claimant:

Please find enclosed your claim and your check # 1623 for \$ 557.00 which you submitted to our office. I am returning these pursuant to rule 10,4 of the Department's Adjudication Rules and Regulations. In checking your claim it appears that the following items need clarification:

- () Item #2 Priority date (day/month/year)
- (✓) Item #4 Point of Diversion Legal Description
- (✓) Item #6 Uses descriptions
- () Item #9 Description of Non-irrigation uses
- () Item #10 Place of Use Legal Description
- (✓) Item #16 Signature & Notarization
- () Improper fee (THE CORRECT FEE IS \$ _____)
- () Other or Remarks

* Keep the postmarked manila envelope with this file to show the June 27, 1989 Deadline being met

If you will make the necessary corrections and return your claim with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional late fee of \$ 50.00.

Sincerely,


Steve Clelland
Water Right's Agent

enc:

MICROFILMED
MAR 03 1993

Form 42-1409(10)-1

5/88

RECEIVED

Date Received

JUN 01 1989

JUL 28 1989

State of Idaho
Department of Water Resources

Department of Water Resources

Department of Water Resources
Southern Region Office
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Cassia County Joint School District No. 151, Almo Water Company & Douglas Ward
Name of Claimant

Post Office Box 249

Post Office Address

Burley, Idaho 83318

City, State, Zip Code

Cassia

County(s) where Place of Use is located

June 8, 1989

Date Claim Originally Due

All Water Rights for the above claimants.

Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

This attorney waited to examine the claims until the Dept. set up its office in Cassia County. I have attempted to stop in to work on claims, but have been unable to find a free assistant. I have also attempted to schedule an appointment for help but now discover that there is no free time available. I have set up an all day meeting at the Department's Twin Falls office on June 20, 1989 to review the above claims.

Claimant requests an extension to June 27, 1989.

Douglas B. Whipple
Signature

Attorney for the above claimants.
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby

X granted denied,
and the filing deadline extended to 6/27, 1989.

Signed this 7 day of June, 1989.

MAR 03 1993

[Signature]
Director or his designated agent

RECEIVED

MAR 14 2002

Name: Douglas Ward

Attorney Name & Address: ROGER D. LING
LING & ROBINSON
615 H Street, P. O. Box 396
Rupert, Idaho 83350-0396

Department of Water Resources

RECEIVED

MAR 21 2002

Department of Water Resources
Southern Region

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase No. 43-00341

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Douglas Ward

Address: P. O. Box 102
Almo, Idaho 83312

Daytime Phone: (208) 824-5738

Name & Address of Attorney, if any:

Attorney Name: Roger D. Ling
Ling & Robinson
Address: P. O. Box 396
Rupert, Idaho 83350
Phone Number: (208) 436-4717

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH
YOU ARE RESPONDING

Name: United States of America (BLM)

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

INSTRUCTION FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all parties listed below in the Certificate of Mailing.

F.

CERTIFICATE OF MAILING

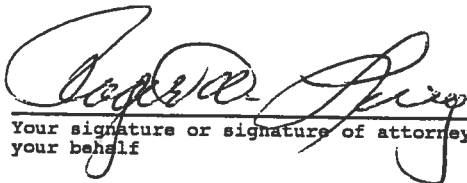
I hereby certify that on March 13, 2002, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707
2. One copy to the claimant of the water right at the following address:
Name: Douglas Ward
Address: P. O. Box 102
Almo, Idaho 83312
3. One copy to the party who filed the objection at the following address:
Name: Larry A. Brown
United States Department of Justice
Address: Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724
4. Copies to:

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 033
Boise, Idaho 83724


Your signature or signature of attorney mailing on
your behalf

07/08/2002

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

RIGHT NUMBER: 43-341
NAME AND ADDRESS: DOUGLAS WARD
PO BOX 102
ALMO ID 83312

SOURCE: SPRINGS
QUANTITY: 1.22 CFS
PRIORITY DATE: 04/30/1887

TRIBUTARY: CASSIA CREEK

POINT OF DIVERSION:

T13S R24E S33 NESENE Within CASSIA County
T13S R24E S34 SENWSW Within CASSIA County
T13S R24E S34 NESESW Within CASSIA County
T13S R24E S34 NWSESW 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	1.220 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T13S R24E S33	NENE	13.0	T13S R24E S33	SENE	21.0
T13S R24E S34	NENW	1.5	T13S R24E S34	NWNW	14.0
T13S R24E S34	SWNW	38.0	T13S R24E S34	SENW	23.0
T13S R24E S34	NESW	33.0	T13S R24E S34	NWSW	4.5
T13S R24E S34	SESW	10.0			

158 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 158 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-238, 43-239, 43-240, AND 43-241.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 61 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS

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. PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 205.

EXPLANATORY MATERIAL: Decreed

Water Right 43-341

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 43-00341

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Douglas Ward

Address: P.O. Box 102; Almo, ID. 83312

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point(s) of Diversion**

Should be: _____

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☒ **Place of Use**

Should be: See attached

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

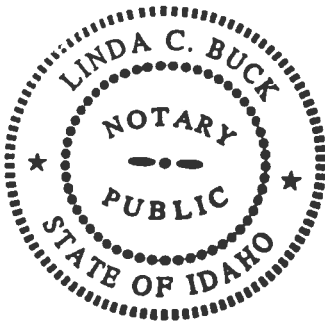
Gary A. Madenford
(Signature of person filing objection)

Larry G. Broen
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

February 7, 2002

Linda C. Buck



Linda C. Buck

Notary Public for Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Feb. 8, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Douglas Ward

Address: P.O. Box 102; Almo, ID. 83312

Name:

Address:;

Name:

Address:;

Name:

Address:;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449



Signature of Objector or attorney mailing on Objector's behalf

09/19/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-341
NAME AND ADDRESS: DOUGLAS WARD
PO BOX 102
ALMO ID 83312

Mixed Ownership:
- The place of use identified below contain both Private + Public lands.
- Clarify the POU such that it is clear that only private land is intended.

SOURCE: SPRINGS

TRIBUTARY: CASSIA CREEK

QUANTITY: 1.220 CFS

PRIORITY DATE: 04/30/1887

POINT OF
DIVERSION:

T13S R24E S33 NESENE Within CASSIA County
T13S R24E S34 SENWSW Within CASSIA County BLM/Art.
T13S R24E S34 NESESW Within CASSIA County
T13S R24E S34 NWSESW Within CASSIA County BLM/Art.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	1.220 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

{	T13S R24E S33	NENE	13.0	T13S R24E S33	SENE	21.0	} ALL POUs ARE BLM/PVT
	T13S R24E S34	NENW	1.5	T13S R24E S34	NWNW	14.0	
	T13S R24E S34	SWNW	38.0	T13S R24E S34	SENE	23.0	
	T13S R24E S34	NESW	33.0	T13S R24E S34	NWSW	4.5	
	T13S R24E S34	SESW	10.0				

158 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 158 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-238, 43-239, 43-240, AND 43-241.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 61 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.
PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 205.

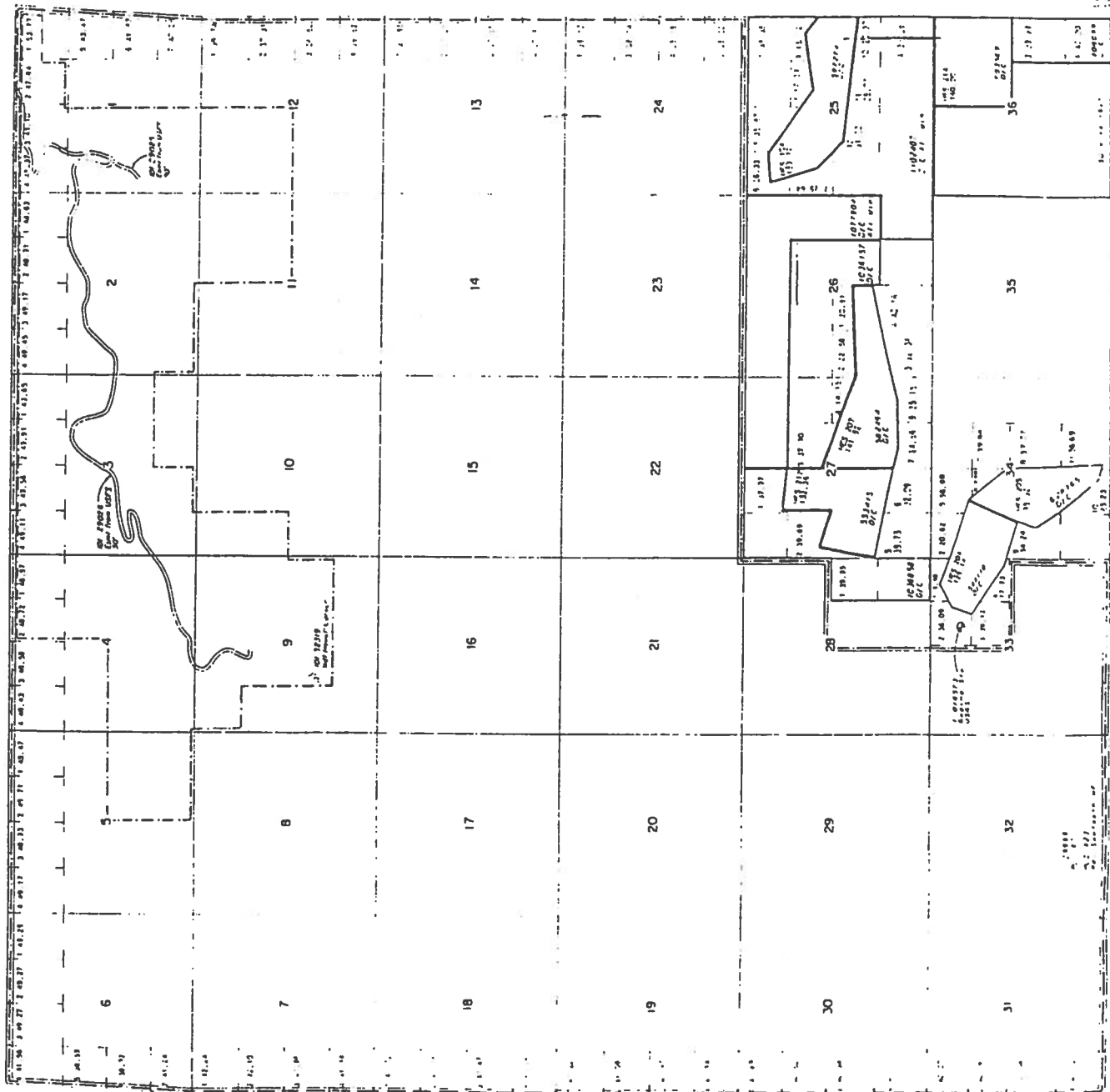
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

The following remark inserted under Place of Use would resolve BLM's objection;
"The use of water under this right is limited to HES 204 and HES 205."

TOWNSHIP 13 SOUTH RANGE 24 EAST OF THE BOISE MERIDIAN, IDAHO

CASSIA COUNTY
QUARTER DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES



MT PLAT

INDEX TO SEGREGATED TRACTS			
TRACT NO.	T.	R.	SEC.
1	13	24	1
2	13	24	2
3	13	24	3
4	13	24	4
5	13	24	5
6	13	24	6
7	13	24	7
8	13	24	8
9	13	24	9
10	13	24	10
11	13	24	11
12	13	24	12
13	13	24	13
14	13	24	14
15	13	24	15
16	13	24	16
17	13	24	17
18	13	24	18
19	13	24	19
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25	13	24	25
26	13	24	26
27	13	24	27
28	13	24	28
29	13	24	29
30	13	24	30
31	13	24	31
32	13	24	32
33	13	24	33
34	13	24	34
35	13	24	35
36	13	24	36

FOR OFFICIAL EFFECTIVE DATE OF
UNRECORDED AND AFTER THE DATE OF
RECORDING OF THIS DOCUMENT

THE NOTATION SHOWN ON WITHDRAWS REPRESENT THE LAST
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL.

SCALE IN CHAINS
0 1 2 3 4 5 6 7 8 9 10

12/01/2000

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

RIGHT NUMBER: 43-341

NAME AND ADDRESS: DOUGLAS WARD
ALMO, ID 83312

SOURCE: SPRINGS TRIBUTARY: CASSIA CREEK

QUANTITY: 1.22 CFS

VERIFIED BY: KKC

PRIORITY DATE: 04/30/1887

POINT OF DIVERSION:	T13S R24E S33	NESENE	Within CASSIA County
	T13S R24E S34	SENWSW	Within CASSIA County
	T13S R24E S34	NESESW	Within CASSIA County
	T13S R24E S34	NWSESW	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	1.22 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R24E S33	NENE	13	T13S R24E S33	SENE	21
T13S R24E S34	NENW	1.5	T13S R24E S34	NWNW	14
T13S R24E S34	SWNW	38	T13S R24E S34	SENW	23
T13S R24E S34	NESW	33	T13S R24E S34	NWSW	4.5
T13S R24E S34	SESW	10			

158 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 158 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 43-238, 43-239, 43-240, AND 43-241.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 61 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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.

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 205

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Idaho Dept of Water Resources
Claims review notes and narrative

Date: 12-1-2000

File: 43-338 ward sys analysis

Prepared by Kelly K Christensen

ANALYSIS OF 43-338, 43-339, 43-340, AND 43-341

There are two homestead entries with their respective decreed rights involved in a claimed permissible place of use. 43-338 and 43-339 were decreed to hes-204 and 43-340 and 43-341 were decreed to hes-205.

The irrigation practice is flood irrigation of pastureland. The flow across hes-204 is generally southwest to the northeast and west-southwest to east-northeast on hes-205. The recommended place of use basically covers all of both homestead entries. There is a ditch that parallels the hes-204s southwest boarder that runs southeast. There appear to be some high spots within the recommended place of use that do not actually get covered by water but are still included in the recommendation. They are considered small enough to be difficult to quantify. The north and northeast boundary of the recommended place of use is the Cassia Creek channel.

Stinson Creek is used primarily on hes-204 but it appears that some water can also reach hes-205. Four springs are claimed with three located on hes-205 and one on hes-204. I am recognizing them as claimed but at 1 inch per acre total for the place of use within each respective homestead entry. All of the springs cannot reach the entire place of use and are therefore recognized as a system.

RIGHT	P/U	REC ACRES	REC DIV RATE	RATE COMP
43-338	HES-204	97	1.60 cfs	97 ac * 0,02 cfs/ac = 1.94 cfs
43-339			1.94 cfs	
43-340	HES-205	61	0.90 cfs	61 ac @ 0.02 cfs/ac = 1.22 cfs
43-341			1.22 cfs	