

RECEIVED

APR 21 1998

Department of Water Resources
Adjudication Bureau

RECEIVED

APR 20 1998

OFFICE OF THE
ATTORNEY GENERAL

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: A43-00347
Date Received: 7/ 6/1995
Receipt No: S018265
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: HOLMGREN LAND & LIVESTOCK 435-279-8267
Address: PO BOX 78
BEAR RIVER UT 84301

2. Date of Priority: MAY 21, 1910

3. Source: CLEAR CREEK Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16S	27E	27	SE	SE	NE		CASSIA

5. Description of diverting works:
HEADGATES AND LATERALS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	27E	25	NW	NW		IRR	40.0

MAIL13659



Section Acres 40.0

26	NE	NE	IRR	40.0
----	----	----	-----	------

A43-00347

Page 1

Date: 04/13/98

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	27E	26	NW	NE		IRR	40.0
			NE	NW		IRR	40.0
Section Acres							120.0
Total Acres							160.0

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:

14. Remarks:

SEE DECREE FOR RESTRICTIONS.

ADDRESS CHANGE MADE 7/9/96 BY TLB.

4/13/98, DJ: PLACE OF USE AND POINT OF DIVERSION AMENDED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
vs 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 Organizations:

I do solemnly swear or affirm that I am VICE PRESIDENT of
Title
HOLMGREN LAND & LIVESTOCK CO., that I have signed the foregoing
Organization
document in the space below as VICE PRESIDENT of
Title
HOLMGREN LAND & LIVESTOCK CO. and that the statements contained in the
Organization
foregoing document are true and correct.

Steven Holmgren
Signature of Authorized Agent

VICE PRES. HOLMGREN LAND & LIVESTOCK CO.
Title and Organization

4-13-98
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 13 day
of April 19 98

Douglas Jones
Notary Public

Seal

Residing at Bohi, ID

My Commission Expires 8/8/2001

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
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2. Date of Priority: MAY 21, 1910

3. Source: CLEAR CREEK Trib. to: RAFT RIVER

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Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	27E	25	NW	NW		IRR	40.0
						Section Acres	40.0
		26	NE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	27E	26	NW	NE		IRR	40.0
			NE	NW		IRR	40.0
Section Acres							120.0
Total Acres							160.0

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14. Remarks:

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ADDRESS CHANGE MADE 7/9/96 BY TLB.

4/13/98, DJ: PLACE OF USE AND POINT OF DIVERSION AMENDED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
vs Decree Defendant

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(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: _____

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Organization

document in the space below as VICE PRESIDENT of
Title

HOLMGREN LAND & LIVESTOCK CO. and that the statements contained in the
Organization

foregoing document are true and correct.

Steven Holmgren
Signature of Authorized Agent

VICE PRES HOLMGREN LAND & LIVESTOCK CO.
Title and Organization

4-13-98
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 13 day
of April 19 98

Douglas Jones
Notary Public

Seal

Residing at 561, ID

My Commission Expires 8/8/2001

☐ I have read SRBA Administrative Order 1, Rules of Procedure (amended Sept. 30, 1996).

My name is HOLMGREN LAND & LIVESTOCK Co

My address is Box 78 BEAR RIVER, UT. 84301

My phone number is: Work 435-279-8267 Home 435-279-8267

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you must attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A *Motion to File an Amended Notice of Claim* may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☐ I must amend my Notice of Claim to the use of water in the SRBA because:

POINT OF DIVERSION AND PLACE OF USE ARE WRONG.
SHOULD BE CHANGED TO DIVERSION AT IDAHO WEIR.
FOR USE IN NEW POINT OF USE.

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☒ An amended Notice of Claim (available from IDWR).

- ☐ Payment of the following additional fees required by IDWR:

IDWR \$160⁰⁰

VERIFICATION (Must be completed)

State of Idaho

County of Twin Falls

Steven Holmgren, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Steven Holmgren
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on 4/13/98
(Insert Date)

Douglas Jones
Notary Public for St. of Id.
Residing at: 1501 ID
My Commission expires: 8/8/2001

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I certify that on 4-15, 1998, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

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

2. Copies to:

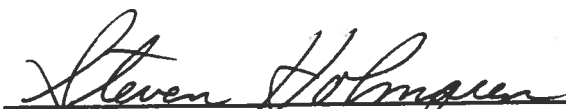
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

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

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)


Signature of person or attorney mailing the form

Sheet 1 of 1

NO. OF CLAIMS IN POLYGON _____

TRANSFER NUMBER _____

CLAIM NUMBERS -00347 -00348

DATE 01-22-98

OBJECTION FILED _____

-00350 -10813

AGENT 71

TOTAL ACRES FROM RECOMMENDATION _____

GEOGRAPHIC INFO SYSTEM

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM						40										36			30
GIS						40										35.9			30.1
<i>Claimed</i>	165	27E	4			40										40			40
RECOM														26					
GIS														26.11					
<i>Claimed</i>	155	28E	28											40					
RECOM																23	20		34
GIS																22.9	20.1		34.4
<i>Claimed</i>	155	27E	29													40	40		40
RECOM																			
GIS																			
<i>Claimed</i>	155	27E	33					40	40	40	40	40			40			40	

(\$33 on 2nd page...)

B36-DBPOU.DBF

ATTRIBUTES OF B36-POU.SHP ()

B36-DBPOD.DBF

ATTRIBUTES OF B36-POD.SHP ()

\$4 S/N/E 39.65/40 - 40; N/E/E - 39.5/40 - S/W - 99 - .08 - N/E 2.52 = 35.
S/E/E 39.56/40 - S/W middle from top 2.91 - W 1/2 3.84 = 30.

\$28 S/W/SW 38.94/39 - W: E 1/2 - 12.37 = 20.10
S/W/SW 39.76/40 - N 1/2 7.86 - N/E 2.38 = 26.13

\$29 N/E/E - 39.77/40 - S/E 1.13 = 22.97
N/W/S/E - 39.77/40 - W 1/2 13.98 = 14.17 + 5.98 = 20.1

S/E/E - 39.8/40 - W 4.84 - N/E .55 = 34.41

middle of No. 50 of line of SW 1/4 SE 1/4 S/N/E

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

RECOMMENDED ACRES:

\$4 106 \$29 77

\$28 26 \$33 222

TOTAL: 431

CLAIMED: 560

Sheet 2 of 2

NO. OF CLAIMS IN POLYGON _____

TRANSFER NUMBER _____

CLAIM NUMBERS -00347 -00348 DATE 01-22-98

OBJECTION FILED _____

-00350 -10813 AGENT H

TOTAL ACRES FROM RECOMMENDATION 22

GEOGRAPHIC INFO SYSTEM 22

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM								36	27	34	35	38			37			15	
GIS								36.1	26.8	34.1	34.8	38.3			38.8			15.	
<i>Claimed</i>	155	27E	33					40	40	40	40	40			40			40	
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF _____

ATTRIBUTES OF B36-POU.SHP () _____

B36-DBPOD.DBF _____

ATTRIBUTES OF B36-POD.SHP () _____

\$33 $NE\ NW - 39.76/40 - NE\ 2.67 - .92 = 36.17$ 1.4
 $NW\ NW - 39.73/40 - W\ 2.91 - TOP\ 7.00 - E\ .51 - MID\ 2.43 = 25.44$
 $SW\ NW - 39.76/40 - 5.66 = 34.10$
 $SE\ NW - 39.76/40 = 34.82 - 4.87$
 $NE\ SW - 39.77/40 = .66 - bottom - E\ .78 = 38.33$ 36
 $SE\ SW - 39.8/40 = .42 - bottom - top\ W - .61 - mid\ .95 - NE\ .34 - E\ .66$
 $SW\ SE - 38.34/40 = 1.43\ W - 23.34 (.43 + 14.57 = 15.00)$

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

64 SW NE 40
NE SE 40
SE SE 40

120

1652

628 SW SW 40

1552

629 NE SE 40
NN SE 40
SE SE 40

160

633 NE NW 40
NW NW 40
SW NW 40
SE NW 40
NE SW 40
SE SW 40
SW SE 40

280

T/

T165

Township 16S
 Range 27E
 Section 4
 1/4 of 1/4
 Lot Use Acres
 SW NE IRR 40.0
 NE SE IRR 40.0
 SE SE IRR 40.0
 SE SE IRR 40.0

Section Acres 160.0

28 SW SW IRR 40.0

Section Acres 40.0

29 NE SE IRR 40.0
 NW SE IRR 40.0
 SE SE IRR 40.0

Section Acres 120.0

33 NE NW IRR 40.0
 NW NW IRR 40.0
 SW NW IRR 40.0
 SE NW IRR 40.0
 NE SW IRR 40.0
 SE SW IRR 40.0
 SW SE IRR 40.0

Section Acres 280.0

Total Acres 600.0

540

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:

SEE DECREE FOR RESTRICTIONS.

ADDRESS CHANGE MADE 7/9/96 BY TLB.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
 Decree Plaintiff

JOBE ADAMS ET AL
 vs Decree Defendant

COPY

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	27E	4	SW	NE		IRR	40.0
			NE	SE		IRR	40.0
			SE	SE		IRR	40.0
			SE	SE		IRR	40.0

WR 347: not in decree

Section Acres 160.0

120

28 SW SW IRR 40.0

Section Acres 40.0

29 NE SE IRR 40.0
NW SE IRR 40.0
SE SE IRR 40.0

Section Acres 120.0

33 NE NW IRR 40.0
NW NW IRR 40.0
SW NW IRR 40.0
SE NW IRR 40.0
NE SW IRR 40.0
SE SW IRR 40.0
SW SE IRR 40.0

Section Acres 280.0

Total Acres 600.0

560

NOTE:

§4 SESE
listed twice...

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Decree Plaintiff

JOBE ADAMS ET AL

vs Decree Defendant

A43-00347
-00348
-00350

Page 2

Date: 07/09/96

HL+L ADDRESS

-00347 Box 78 Bear River

-00348 " " "

-00350 " " "

-10813 785 NORTH 350 ~~ST~~
TREMONTON

-10814

-00347, -00348, -00350
STUCK - V.P.

-10813, -10814
JAMES - SEC.

✓: NOTE THE ADDRESS CONFLICT & DATE OF CLAIM FILINGS BY EACH BROTHER. H

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

UDICATION
OF WATER FROM
WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A43-00347
Date Received: 7/ 6/1995
Receipt No: S018265
Received By: AJC HLB

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HOLMGREN LAND & LIVESTOCK
Address: BOX 78
BEAR RIVER UT

84301

435
801-279-8267

2. Date of Priority: MAY 21, 1910

3. Source: CLEAR CREEK

Trib. to: RAFT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	27E	10	NW	SW	SW		CASSIA

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HEADGATES AND LATERALS.

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Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

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A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

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10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16S	27E	4	SW	NE		IRR	40.0
			NE	SE		IRR	40.0
			SE	SE		IRR	40.0
			SE	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
Section Acres							160.0
		28	SW	SW		IRR	40.0
Section Acres							40.0
		29	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SE	SE		IRR	40.0
Section Acres							120.0
		33	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	40.0
Section Acres							280.0
Total Acres							600.0

155 274
for WR

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Decree Plaintiff

JOBE ADAMS ET AL
vs Decree Defendant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

JUL 9, 1996

HOLMGREN LAND & LIVESTOCK
BOX 78
BEAR RIVER UT 84301

RE: SRBA CLAIM(S): A43-00347, A43-00348, A43-00350

NOTICE OF ADDRESS CHANGE

DEAR CLAIMANT(S):

IDWR HAS RECEIVED YOUR NOTICE OF THE CHANGE OF ADDRESS CHANGE OF THE
WATER RIGHT CLAIM(S) REFERENCED ABOVE. OUR RECORDS HAVE BEEN CHANGED
ACCORDINGLY.

IF YOU SOLD THE PROPERTY, PLEASE CONTACT THIS OFFICE AT 208-736-3033.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS OF THE NOTICE OF CLAIM
IN THE SNAKE RIVER BASIN ADJUDICATION

☒ Water Right Number(s): A43-00347 HOLMGREN LAND
A43-00348 & LIVESTOCK
A43-00350

☒ Old Mailing Address: 785 NORTH 350 EAST
TREMONTON, UT 84337
@ Claiming
07-06-1995

☒ New Mailing Address: Box 78
BEAR RIVER, UT 84301
@ MTG in MALTA
06-14-1996
per claimant

☐ New Telephone Number: (801) 279-8267

☒ Signature of Claimant(s): Steven Holmgren

☒ Date: 6-20-96

FOR IDWR USE ONLY	
Initial Review and Data Entry	
Date: <u>6-17-96</u>	By: <u>HL</u>
Further Action Needed:	<u>change claims</u>
Further Action Taken	
Date:	By:
Final Review and Data Entry	
Date:	By:



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS OF THE NOTICE OF CLAIM
IN THE SNAKE RIVER BASIN ADJUDICATION

☒ Water Right Number(s): A43-00347 HOLMCREW LAND
A43-00348 & LIVESTOCK
A43-00350

☒ Old Mailing Address: 785 NORTH 350 EAST
TREMONTON, UT 84337
@claiming
07-06-1995

☒ New Mailing Address: BOX 78
BEAR RIVER, UT 84301
@ MTG in MALTA
06-14-1996
per claimant

☐ New Telephone Number: () -

☒ Signature of Claimant(s):

☒ Date:

FOR IDWR USE ONLY	
Initial Review and Data Entry	
Date: <u>6-17-96</u>	By: <u>HL</u>
Further Action Needed:	<u>change claims</u>
Further Action Taken	
Date:	By:
Final Review and Data Entry	
Date:	By:

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: A43-00347
Date Received: 6/19/1989
Receipt No: 5018265
Received By: KKC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOLMGREN LAND & LIVESTOCK 801-257-5539
Address: 785 NORTH 350 EAST
TREMONTON UT 84337
2. Date of Priority: MAY 21, 1910
3. Source: CLEAR CREEK Trib. to: RAFT RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 16S | 27E | 10 | NW | SW | SW | | CASSIA |
5. Description of diverting works:
HEADGATES AND LATERALS.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.200 | | |
7. Total Quantity Appropriated is:
1.200 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16S	27E	4	SW	NE		IRR	40.0
			NE	SE		IRR	40.0
			SE	SE		IRR	40.0
			SE	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	160.0
		28	SW	SW		IRR	40.0
						Section Acres	40.0
		29	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	120.0
		33	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	40.0
						Section Acres	280.0
						Total Acres	600.0

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:

14. Remarks:

SEE DECREE FOR RESTRICTIONS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
vs 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 Organizations:

I do solemnly swear or affirm that I am VICE PRES of
Title
HOLMBREN LAND & LIVESTOCK, that I have signed the foregoing
Organization
document in the space below as VICE PRES of
Title
HOLMBREN LAND & LIVESTOCK and that the statements contained in the
Organization
foregoing document are true and correct.

Steven Holmgren
Signature of Authorized Agent

VICE PRES HOLMBREN L&L
Title and Organization

7-6-95
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of July 19 95
Kelly K. Christensen
Notary Public

Seal

Residing at Kimberly Rd
My Commission Expires 3-2-98

COPY

2002 JUL 26 AM 10:38

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

SUBCASE NO. 43-0043, 43-0347,
43-0350, 43-10814

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

Name and New Address of Claimant:

Holmgren Land & Livestock
785 N 350 E
Tremonton UT 84337

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

7/26/02

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 7/26, 2002, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
Holmgren Land & Livestock
785 N 350 E
Tremonton UT 84337
3. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
4. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

RECEIVED
JUN 20 2002
Department of Water Resources
Southern Region

- ☐ Water Right Number(s): All water Right Numbers.
- ☐ Old Mailing Address: Holmgren Land & Livestock
PO Box 78 Bear River, UT
- ☐ New Mailing Address: HOLMGREN LAND + LIVESTOCK
785N 350E
TREMONTON UTAH 84337
- ☐ New Telephone Number: (435) 257 - 5539
- ☐ Signature of Claimant(s): James Holmgren
- Date: 6-17-02

FOR IDWR USE ONLY
Initial Review and Data Entry
Date: By:
Further Action Needed:
Further Action Taken
Date: By:
Final Review and Data Entry
Date: By:

43-43
- 347 - 10528
- 348 - 10529
- 349 - 10530
- 350 - 10531
- 10513 - 10532
- 10514 - 10533
- 10534

ALL Contact. in # 270029

05/10/2001

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-347

HOLMGREN LAND & LIVESTOCK

PO BOX 78

BEAR RIVER UT 84301

Telephone Number: (435) 279-8267

RECEIVE

JUN 28 2001

**Department of Water Resources
Southern Region**

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6-20-01

SIGNATURE: Steven Holmgren

Please print your name: STEVEN HOLMGREN

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

04/03/2001

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

RIGHT NUMBER: 43-347

NAME AND ADDRESS: HOLMGREN LAND & LIVESTOCK
PO BOX 78
BEAR RIVER, UT 84301

SOURCE: CLEAR CREEK TRIBUTARY: SINKS

QUANTITY: 0.5 CFS

PRIORITY DATE: 05/21/1910

POINT OF DIVERSION: T16S R27E S27 SESENE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	0.50 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T16S R27E S25	NWNW	4.1	T16S R27E S26
T16S R27E S26	NWNE	2.6	NENE 7.8

14.5 ACRES TOTAL

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

PART OF THIS RIGHT WAS FORFEITED FOR NON-USE BETWEEN 1987
AND 1999

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43-B

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

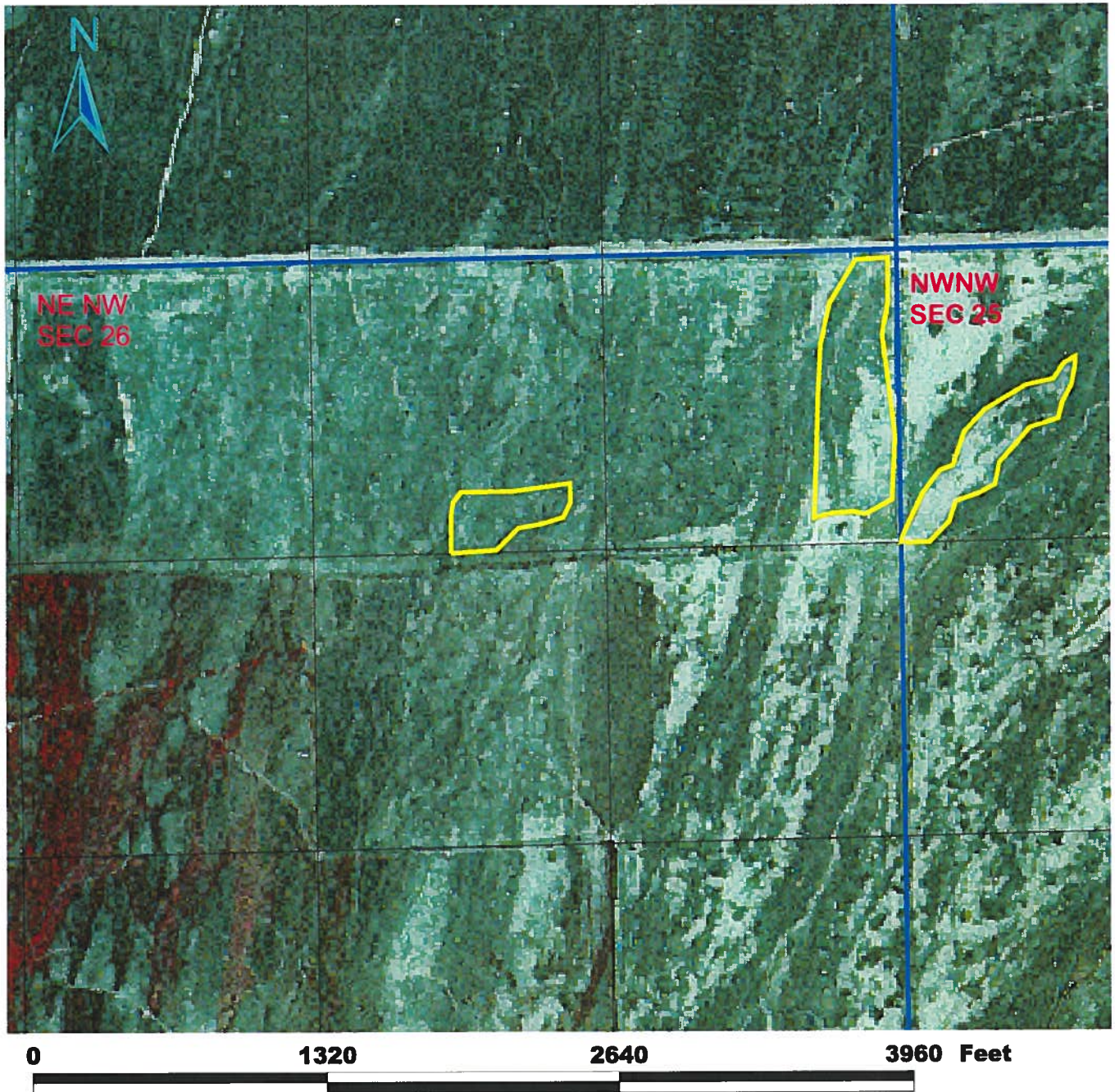
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 43-00037, 43-00045, 43-00084, 43-
00085, 43-00286A, 43-00286B

CONVEYANCE LOSSES OF 0.07 CFS ARE INCLUDED IN THE FLOW
RATE RECOMMENDED FOR THIS RIGHT

Idaho Department of Water Resources

**RIGHTS 43-00347, 43-00349
43-00350**

**RECOMMENDED PLACE OF USE
TWP 16S, RNG 27E, SEC 25, & 26
data entry on July 12, 1999**



● RECOMMENDED POINT OF DIVERSION

□ RECOMMENDED PLACE OF USE

□ SECTION LINES

□ QUARTER/QUARTER LINES

**GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATE ENTRY BY VIKIE HANCOCK**

CLAIM NUMBER A43-00347 A43-00348 DATE 7-12-99 TRANSFER NUMBER _____
A43-00350 AGENT V. HAWCOCK CLAIMED ACRE TOTAL 16.1
GIS ACRE TOTAL 14.1

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	16S	27E	25						40										
GIS									4.1										
RECOM									4.1										
CLAIM	16S	27E	26	40	40			40											
GIS				7.8	2.6			0											
RECOM				7.8	2.6			0											
CLAIM																			
GIS																			
RECOM																			

B43-DBPOU.SHP Combined rights limited to a total of
SHAPE NOS. 14.1 ire acres.

43-DBPOD.SHP
NOS. DESCRIPTION

DBF TABLES UPDATED
B43-DBPOU.DBF
B43-DBPOD.DBF
JPEG LAYOUT

CONVEYANCE LOSS - WORSTELL

AGENT ----- DRJ
 DATE ----- 16-Jul-99
 CONVEYANCE OR
 SOURCE NAME ---- CLEAR CREEK
 RELATED CLAIMS -

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1				0.00		14.38	0.0000	0.00	15.51
2	1300	4.0	6.00	0.39	7.80	14.38	0.0274	0.21	15.51
3	3900	2.5	6.00	0.74	6.58	6.58	0.1123	0.92	7.32
4				0.00		0.00	0.0000	0.00	0.00
5				0.00		0.00	0.0000	0.00	0.00
6				0.00		0.00	0.0000	0.00	0.00
7				0.00		0.00	0.0000	0.00	0.00
8				0.00		0.00	0.0000	0.00	0.00
9				0.00		0.00	0.0000	0.00	0.00
10				0.00		0.00	0.0000	0.00	0.00
11				0.00		0.00	0.0000	0.00	0.00
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	5200			1.13	14.38			1.13	

REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH
 FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:34:45
07/12/99

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A43-00347

LAST: HOLMGREN LAND & LIVESTOCK
ADDRESS: BOX 78
CITY: BEAR RIVER
PHONE NUMBER: 801-279-8267
STATE: UT ZIP: 84301

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
FIELD EXAMINER
Y() N()

CLAIM REMARKS: GEN SEE DECREE FOR RESTRICTIONS.
ADDRESS CHANGE MADE 7/9/96 BY TLB.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Steve Holmgren / Max Booth PHONE NUMBER: 208 224-5524 (Booth)

DATE OF FIELD EXAM: 6/17/99 APPOINTMENT MADE: Y(X) N() TIME: 2:00 A() P(X)

ACCOMPANIED BY: - 0 - PHONE NUMBER: () SAME

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Talked to Steve Holmgren by phone 6-16-99. He suggested I
call farm mgt Max Booth. I made arrangement by
phone to meet Max Booth at his home 6-17-99 at 2pm.
When I called the Booth home at 1:30 6-17-99, his
daughter informed me that Max was at the sale for
the entire day. Assumed mis-communication. Conducted
field exam alone.

A. AJ CLAIM: # A43-00347 PRIORITY DATE: 05-21-1910 STAGE: D
B. WR RECORD: # 43-00347 PRIORITY DATE: 05-21-1910 STAGE: D
C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(X) N()
D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(X)
E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW) Y(X) N()
F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(X) Y() N()
FIELD EXAM COMPLETED N/A() Y() N()
FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()
LICENSE ISSUED N/A(X) Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A(X) Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(X) N()

NOTES: A portion of the place of use showed indications of an extended period of non-use, and is not currently being irrigated.
A portion of the place of use shows evidence of some irrigation within the past five years. See attached

RECOMMENDED PRIORITY DATE: as claimed

05-21-1910

REVIEWED BY *[Signature]*

DATE 7-6-99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A43-00347	16S	27E	10	NW	SW	SW		CASSIA		
OTHER AJ CLAIMS WITH SAME AJ POD										
A PREFIX										
R PREFIX										
A43-00348										
NONE										
A43-00350										
NONE										
WR RECORDS IN SAME 40 ACRE TRACT										

SOURCE: CLEAR CREEK

TRIB: RAFT RIVER

B. WR POINT OF DIVERSION AND SOURCE:

4300347 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: CLEAR CREEK

TRIB: RAFT RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM)

AJ FIELD EXAM (DATE OF FIELD EXAM 6-17-99) NAME OF EXAMINER J. Hancock

OTHER (DESCRIBE IN NOTES BELOW)

A. ROOT WATER RIGHT NUMBERS: A43-00347

B. POU LISTING

TWP	RNG	SEC	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
16S	27E	4	SW	NE	HOLMGREN LAND & LIVESTOCK	A43-00347 / 40.0	- /			
			SW	NE	HOLMGREN LAND & LIVESTOCK	A43-10813 / 39.0	- /			
			SW	NE	HOLMGREN LAND & LIVESTOCK	R43-10813 / 39.0	- /			
			SW	NE	HOLMGREN LAND & LIVESTOCK	A43-00350 / 40.0	- /			
			SW	NE	HOLMGREN LAND & LIVESTOCK	A43-00348 / 40.0	- /			
			SW	NE	ALBION IDAHO LAND CO.		43-00036 /			
16S	27E	4	NE	SE	HOLMGREN LAND & LIVESTOCK	A43-00347 / 40.0	- /			
			NE	SE	HOLMGREN LAND & LIVESTOCK	A43-10813 / 35.0	- /			
			NE	SE	HOLMGREN LAND & LIVESTOCK	R43-10813 / 35.0	- /			
			NE	SE	HOLMGREN LAND & LIVESTOCK	A43-00350 / 40.0	- /			
			NE	SE	HOLMGREN LAND & LIVESTOCK	A43-00348 / 40.0	- /			
			NE	SE	ALBION IDAHO LAND CO.		43-00036 /			
			NE	SE	SETTLERS LAND & WATER CO.		43-00286 /			
			NE	SE	SETTLERS LAND & WATER CO		T43-00286A /			
16S	27E	4	SE	SE	HOLMGREN LAND & LIVESTOCK	A43-00347 / 40.0	- /			
			SE	SE	HOLMGREN LAND & LIVESTOCK	A43-00348 / 40.0	- /			
			SE	SE	HOLMGREN LAND & LIVESTOCK	A43-00350 / 40.0	- /			
			SE	SE	ALBION IDAHO LAND CO.		43-00036 /			
			SE	SE	SETTLERS LAND & WATER CO.		43-00286 /			
			SE	SE	SETTLERS LAND & WATER CO		T43-00286A /			
16S	27E	4	SE	SE	HOLMGREN LAND & LIVESTOCK	A43-00347 / 40.0	- /			
			SE	SE	HOLMGREN LAND & LIVESTOCK	A43-00348 / 40.0	- /			
			SE	SE	HOLMGREN LAND & LIVESTOCK	A43-00350 / 40.0	- /			
			SE	SE	ALBION IDAHO LAND CO.		43-00036 /			
			SE	SE	SETTLERS LAND & WATER CO.		43-00286 /			
			SE	SE	SETTLERS LAND & WATER CO		T43-00286A /			
16S	27E	28	SW	SW	HOLMGREN LAND & LIVESTOCK	A43-00347 / 40.0	- /			
			SW	SW	HOLMGREN LAND & LIVESTOCK	A43-00348 / 40.0	- /			
			SW	SW	HOLMGREN LAND & LIVESTOCK	A43-00350 / 40.0	- /			
16S	27E	29	NE	SE	HOLMGREN LAND & LIVESTOCK	A43-00347 / 40.0	- /			
			NE	SE	HOLMGREN LAND & LIVESTOCK	A43-00348 / 40.0	- /			
			NE	SE	HOLMGREN LAND & LIVESTOCK	A43-00350 / 40.0	- /			
16S	27E	29	NW	SE	HOLMGREN LAND & LIVESTOCK	A43-00347 / 40.0	- /			
			NW	SE	HOLMGREN LAND & LIVESTOCK	A43-00348 / 40.0	- /			
			NW	SE	HOLMGREN LAND & LIVESTOCK	A43-00350 / 40.0	- /			
16S	27E	29	SE	SE	HOLMGREN LAND & LIVESTOCK	A43-00347 / 40.0	- /			
			SE	SE	HOLMGREN LAND & LIVESTOCK	A43-00350 / 40.0	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SE	SE		HOLMGREN LAND & LIVESTOCK	A43-00348	/ 40.0	-	/	
16S	27E	33	NE	NW		HOLMGREN LAND & LIVESTOCK	A43-00347	/ 40.0	-	/	
			NE	NW		HOLMGREN LAND & LIVESTOCK	A43-00348	/ 40.0	-	/	
			NE	NW		HOLMGREN LAND & LIVESTOCK	A43-00350	/ 40.0	-	/	
16S	27E	33	NW	NW		HOLMGREN LAND & LIVESTOCK	A43-00347	/ 40.0	-	/	
			NW	NW		HOLMGREN LAND & LIVESTOCK	A43-00348	/ 40.0	-	/	
			NW	NW		HOLMGREN LAND & LIVESTOCK	A43-00350	/ 40.0	-	/	
16S	27E	33	SW	NW		HOLMGREN LAND & LIVESTOCK	A43-00347	/ 40.0	-	/	
			SW	NW		HOLMGREN LAND & LIVESTOCK	A43-00348	/ 40.0	-	/	
			SW	NW		HOLMGREN LAND & LIVESTOCK	A43-00350	/ 40.0	-	/	
16S	27E	33	SE	NW		HOLMGREN LAND & LIVESTOCK	A43-00347	/ 40.0	-	/	
			SE	NW		HOLMGREN LAND & LIVESTOCK	A43-00348	/ 40.0	-	/	
			SE	NW		HOLMGREN LAND & LIVESTOCK	A43-00350	/ 40.0	-	/	
16S	27E	33	NE	SW		HOLMGREN LAND & LIVESTOCK	A43-00347	/ 40.0	-	/	
			NE	SW		HOLMGREN LAND & LIVESTOCK	A43-00348	/ 40.0	-	/	
			NE	SW		HOLMGREN LAND & LIVESTOCK	A43-00350	/ 40.0	-	/	
16S	27E	33	SE	SW		HOLMGREN LAND & LIVESTOCK	A43-00347	/ 40.0	-	/	
			SE	SW		HOLMGREN LAND & LIVESTOCK	A43-00348	/ 40.0	-	/	
			SE	SW		HOLMGREN LAND & LIVESTOCK	A43-00350	/ 40.0	-	/	
16S	27E	33	SW	SE		HOLMGREN LAND & LIVESTOCK	A43-00347	/ 40.0	-	/	
			SW	SE		HOLMGREN LAND & LIVESTOCK	A43-00348	/ 40.0	-	/	
			SW	SE		HOLMGREN LAND & LIVESTOCK	A43-00350	/ 40.0	-	/	
ADDITIONAL POU FOUND											
AS Amended:						16S 27E SEC 25	NW NW	40	-	4.1	4.1
						16S 27E SEC 26	NE NE	40	-	7.8	7.8
						26	NW NE	40	-	2.5	2.5
						26	NE NW	40	-	2	2
TOTAL ACRES							A43-00347		600.00		
									14.4		14.4
									POU COUNTY: CASSIA		

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(X)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A43-00347	CLEAR CREEK	HOLMGREN LAND & LIVESTOCK	1.200	0.002		
A43-00348	CLEAR CREEK	HOLMGREN LAND & LIVESTOCK	0.530			
A43-00350	CLEAR CREEK	HOLMGREN LAND & LIVESTOCK	1.500	0.002		
A43-10813	CLEAR CREEK	HOLMGREN LAND & LIVESTOCK	11.100	0.018		
R43-10813	CLEAR CREEK	HOLMGREN LAND & LIVESTOCK	11.100	0.018		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(X) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(X) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N(X)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(X) N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(X) N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;
(X) NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

Place of use VERIFIED using 1987-1988 NAPP Photography
in Aerial View GIS Program. No growing vegetation was
identified by NAPP Aerial photography. Field exam
showed evidence of recent past irrigation on a portion
of the claimed place of use.

Combined Rights 43-00347, 43-00349, 43-00350
limited to 14.4 acres in a single irrigation season

RECOMMENDATIONS:

TOTAL ACRES: 14.4 N/A ()

REVIEWED BY: [Signature] DATE: 7-12-99

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A43-00347 IRRIGATION	FROM 03-15 TO 11-15	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
43-00347 IRRIGATION	FROM TO	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y(X) N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(X) N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(X) N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y() N(X)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(X) N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(X) N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y(X) N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(X) Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(X) Y() N()

NOTES: Recommend lower standard period of use for Basin 43 $T_{16.5 \times 27E} = 4-1$ to 1031^D

AJ CLAIM TOTAL DIVERSION RATE: 1.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(X) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N(X)

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(X) N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. MEASUREMENT METHOD none FLOW MEASUREMENT

, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 14.4 x 0.02 CFS/ACRE = 0.288 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(X)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS

NOTES:

Recommend .02 cfs per acre found to be
irrigated within last 5 years
Combined diversion rates for claimers A43-00347
A43-00349, A43-00350 not to exceed 0.02 cfs per
recommended acre within one irrigation season

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	DATABASE EXAMINER	REC. DIV VOL. AF/A	DATABASE EXAMINER	REC. CONS. USE
IRRIGATION	4-1 10-31 03-15 11-15	1.200	0.288		0.0	0.0
TOTAL FOR THIS RIGHT		1.200	0.288			0.0

NON-IRRIGATION USES CLAIMED: none

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: [Signature] DATE: 7-12-99

FLAG: D
STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):
E14
EQ4

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):
F86

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____ ACCEPTED AS CLAIMED _____ NEEDS REVIEW _____
FORFEIT/ABANDON _____ (X) () ()
ADDITIONAL DIV. AMOUNT _____ () () ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 43-00347

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 1.200 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A43-00347	1.200	-		43-00347	1.200
TOTAL CFS		1.200				1.200

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

NOTES:

no splits

AUTHENTICATION:

SIGNATURE: [Signature] DATE: 7-12-99

NAME OF FIELD EXAMINER: Mike Hawcock TITLE: Water Resource Agent

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:36:35
07/12/99
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A43-00347

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HOLMGREN LAND & LIVESTOCK	05/21/1910	IRRIGATION	03-15 11-15	1.20 CFS	

TOTAL DIVERSION: 1.20 CFS

Water Source: CLEAR CREEK Tributary to: RAFT RIVER Stage: DECREED

Point(s) of Diversion: T16S R27E S10 NW/4SW CASSIA County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE					
		NENE		NWNE		SENE		NNW		SWNW		SESW		NWSE		SWSE			
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
16S	27E	4	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	160.0
16S	27E	4	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	40.0
16S	27E	28	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	40.0
16S	27E	29	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	120.0
16S	27E	33	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	280.0
TOTAL ACRES																			600.0

POU County: CASSIA

Remarks: GEN SEE DECREE FOR RESTRICTIONS.
ADDRESS CHANGE MADE 7/9/96 BY TLB.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 438 Field Inspection Flag: D
Presumption Flag:

Amended 98
4-13

Field Exam Notes

Claim Nos: A43-00347, A43-0034⁹~~8~~, A43-00350

6/28/1999

Agent: Vikie Hancock

Field Exam Date: 6-17-99

An old diversion channel, running from the "East Ditch" of Clear Creek north to the SW corner of the place of use, was observed just inside the fence line that runs along the east side of the road to Clear Creek Guard Station. Just downstream of this old diversion was a concrete structure that could be used as a check dam.

The condition of the old ditch, as it enters the SW corner of the claimed place of use is shallow and obscure, with many sage growing in the middle of the channel. Several sagebrush plants was measured, and ranged from 2.5 feet to 3.0 feet tall in the middle of the old ditch. The channel extends easterly through the NE NW of section 26, then bends north. The channel becomes more defined with evidence of past erosion which created high vertical banks. There was no evidence of any recent use of this ditch, and no evidence of old cuts or checks to divert water for irrigation of the surrounding lands. Many cattle trails cross the ditch, and may have obliterated any trace of past diversions.

Land to the west of this ditch shows no evidence of past irrigation or clearing, however there is what appears to be an old pond adjacent to the west side of the ditch. Sagebrush to the west range up to 4 feet tall. East of this ditch, sage is more sparse, and shorter, 1.5 to 2.5 feet tall. It looks probable that this part of the property was once cleared and irrigated. This ditch continues running north until it reaches the Naf Road.

I walked the East Ditch from the aforementioned concrete check dam to a pond located in the SE NE NE section 26. I saw no other site that I could identify as being an old diversion from the ditch to claimant's place of use. There was vague past evidence – land erosion, vegetation patterns – that indicated they may be sites of past flood irrigation, but no specific site on the ditch bank could be identified as a diversion point. Photos were taken of possible old diverting equipment: a plywood weir, a piece of canvas.

As the East Ditch entered into the NE NE Section 26 (approx), the banks became very steep, high and eroded. This extended all the way to the pond. The East Ditch would have been too far below field level from this point on to divert water by using checks and ditches.

The pond, located in the SE NE NE section 26 was full of water. There was a break in the north bank, and an estimated .25 cfs was streaming out of the pond and flooding adjacent land to the north. Water from this breach was

puddled up at the NE NE NE corner of section 26 where the East Ditch intersects Naf Road.

Just east of the pond, the East ditch turns due north along the section line. At the 90 degree turn, there is evidence of an old ditch running NE across the NW NW quarter of section 25. Also, on the land just north of the pond and west of the East Ditch, faint remnants of what may have been east-west lateral ditches could be seen.

As the East Ditch runs to the north, it is extremely eroded with steep, deep banks, some as high as six feet. It would not be possible to divert water to the fields east and west of the ditch by checks and ditches.

FIELD EXAM NOTES AND PHOTO LOG

Claim Nos: A43-00347, -00349, -00350 Date 6-17 1999

Claimant / Area of Concern: Holmgren's H&AC in Sec 25, 26 Page 1 of

Roll	Pic #	Description
9	5	Concrete check dam w/ East Ditch looking west Clear Creek G.S. Road w/ background
	6	old diversion ditch running N-S along rd looking south
	7	" " " " looking North
8-9		Pan of Pond from SW fence corner
10		Ditch running E-NE from SW fence corner
11		Possible site of old pond / Reservoir
12-14		Pan of land lying East of N-S ditch
10	1	Animal Den in old ditch
	2	Land lying to the west of old N-S ditch
	3	Evidence of past flood irr from East Ditch to E
	4	Possible place of past diversion from East Ditch - note old piece of canvas caught on brush
5-6		Old diversion structure? Weir?
7-8		Full pond in SE NE: NE Sec 26 looking NE
9-10		Break in pond embankment & Flooding
11		Channel of East Ditch looking East Toward pond in SE NE NE 26
12		Channel of East ditch looking North between pond & Nat Road.

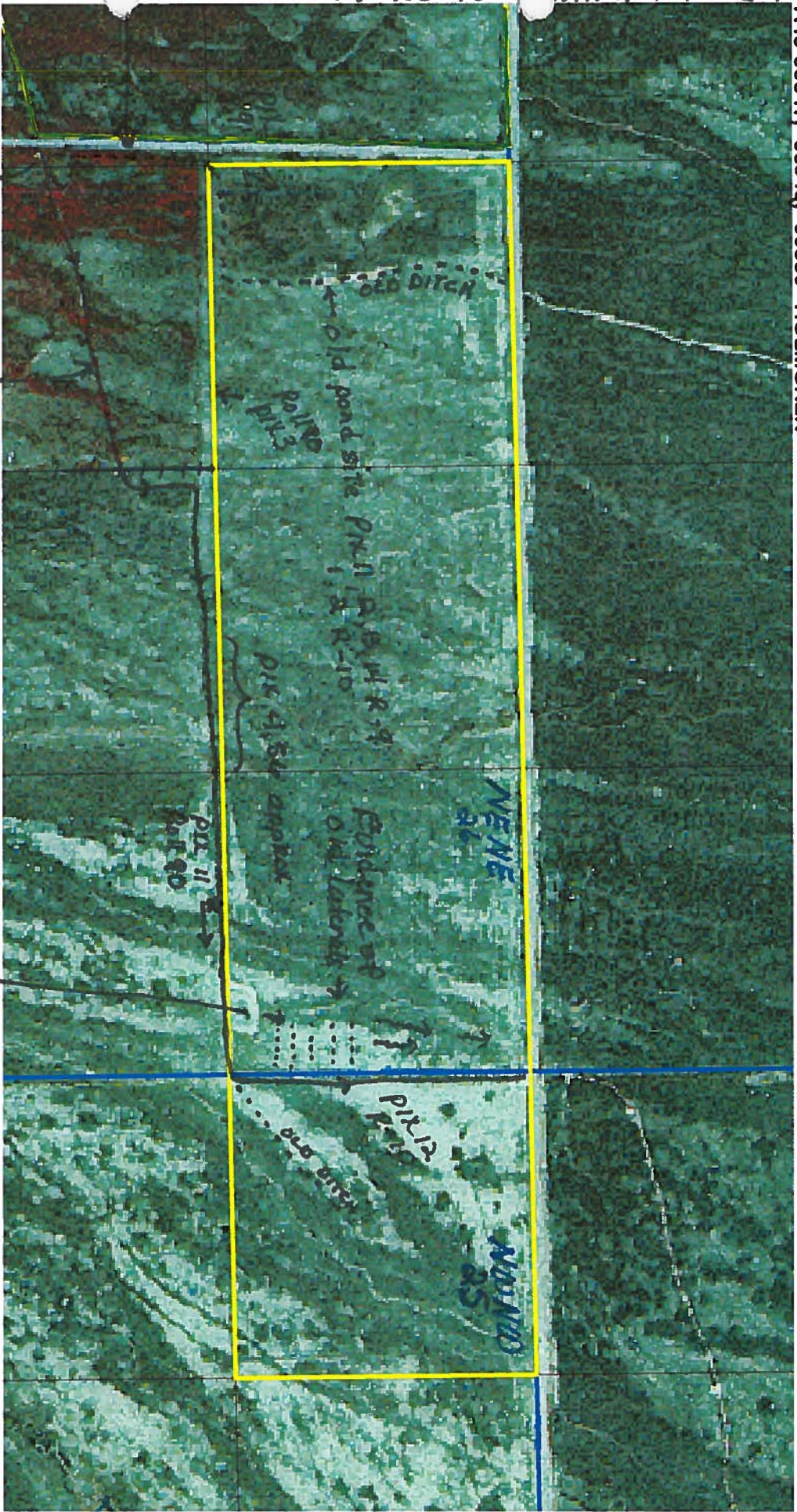
Agent: Vikie Hancock

Notes: SEE attached

FIELD NOTES

OLD DIVERSION DITCH FROM "EAST DITCH"
RUNS N. along RD TO CHAUMANT POND PIX 6, 7 R.

A43-00347, -00348, -00350 HOLMGREN



Concrete
check
dam
PIX 5
R-9

EAST DITCH -
Flowing this date

POND -
Full this date
with breach on
N. Side

PIX 7-10 Roll 10
DATE: 6-17-99 AGENT: V. HANCOCK

RECEIVED

APR 17 1998

Department of Water Resource
Southern Region

RECEIVED

APR 15 1998

Department of Water Resources

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 43-00347
(Report water right numbers)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: STEVEN HOLMBREN

Address: Box 78
BEAR RIVER, UT. 84301

Daytime Phone: 435-279-8267

Name & Address of Attorney, if any:

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

Name: HOLMBREN LAND AND LIVESTOCK

Address: PO BOX 78
BEAR RIVER UT. 84301

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: LEAH CREEK
3. ☐ Quantity
Should be: 1.20
4. ☐ Priority Date
Should be: MAY 21 1910
5. ☐ Point(s) of Diversion
Should be: S 5 E NE 5 27 T 16 S R 27 E
6. ☐ Instream Flow Description
Should be: _____
7. ☐ Purpose(s) of Use
Should be: IRRIGATION
8. ☐ Period of Year
Should be: APRIL 1 - OCT 31
9. ☐ Place of Use
Should be: NW NW SEC 25 + NENW $\frac{1}{4}$ AND N $\frac{1}{2}$ NE $\frac{1}{4}$ SEC 26
T 16 S R 27 E
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): ALBION LAND CO. VS.

SETTLERS LAND & WATER CO. PARAGRAPH 8A
DECEASED BENJAMIN WELLMORE
IRREGATE LAND WHEN WATER IS AVAILABLE

F.

VERIFICATION (Must be Completed)

State of UTAH)
)ss.

County of BOX ELDER)

STEVEN HOLMGREN . 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.

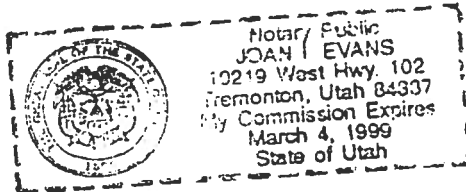
Steven Holmgren
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

April 10 1998

Joan Evans



Notary Public for

Residing at:

My Commission Expires:

non non non 112

3-4-99

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.

CERTIFICATE OF MAILING

G.

I certify that on 4-12, 1998, 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
PO Box 2707
Twin Falls, ID 83303-2707

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

Name: _____

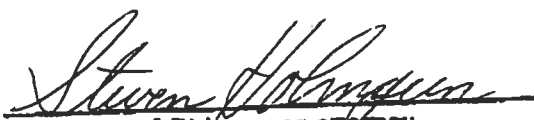
Address: _____

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

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


Signature of Objector or attorney
mailing on Objector's behalf

AJ5853NP
1

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

DATE: February 27, 199
PAGE: 1

RIGHT NUMBER: 43-00347

NAME AND ADDRESS: HOLMGREN LAND & LIVESTOCK
PO BOX 78
BEAR RIVER UT 84301

CLAIM NOT RECOMMENDED NO BENEFICIAL USE FOUND.

NO BENEFICIAL USE FOUND: This is included for a claim based on beneficial use that is PROPOSED to be disallowed because beneficial use of water was not confirmed by IDWR's field examination or by other evidence submitted by the claimant.

Water Right Number - R43-00347

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
HOLMGREN LAND & LIVESTOCK

1 - PO BOX 78
2 -
3 -
City- BEAR RIVER
Phone - 801-279-8267

State- UT Zip- 84301

Priority Date - - - +
05/21/1910

Region - - - +
17 SOUTHERN

Stage - - - +

Status - - - +
I - DISALLOWED

Source - - - - - +
CLEAR CREEK

Tributary - - - - - +
RAFT RIVER

Twn Rng Sec Tract Lot Rflg County Point of Diversion
16S 27E 10 NW SW SW (31) CASSIA

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.200

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.200 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
16S	27E	4	SW NE		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	4	NE SE		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	4	SE SE		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	4	SE SE		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	28	SW SW		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	29	NE SE		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	29	NW SE		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	29	SE SE		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	29	NE NW		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	33	NE NW		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	33	NW NW		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	33	SW NW		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	33	SE NW		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	33	NE SW		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	33	SE SW		40.0	01	IRRIGATION	(31) CASSIA
16S	27E	33	SW SE		40.0	01	IRRIGATION	(31) CASSIA

Total Acres: 600.0

+ - - Diversion Means - HEADGATES AND LATERALS.

+ - - Non-Irrigation Use -

Prefix Translation: RESEARCH

Remarks

```
+-----+ Old Water Right Numbers -----+
```

Conditions of Approval

P03 - NO BENEFICIAL USE FOUND: This is included for a claim based on beneficial use that is PROPOSED to be disallowed because beneficial use of water was not confirmed by IDWR's field examination or by other evidence submitted by the claimant.

Decree Plaintiff	Decree Defendant	Decree Date
ALBION-IDAHO LAND CO.	JOSE ADAMS ET AL	10/18/1928

	-Comments-
Date: 02/09/1998 User Id: DJONES	Subject: COPIED FROM REMARKS
SEE DECREE FOR RESTRICTIONS.	
Date: 02/09/1998 User Id: DJONES	Subject: RECOMMENDATION
USES DESCRIBED UNDER THIS CLAIM ARE FULLY RECOMMENDED UNDER	CLAIM 43-10813 WITH A SENIOR PRIORITY DATE.
	ADDRESS CHANGE MADE 7/9/96 BY TLB.

02/26/98 D.JONES

	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	-	Old Case Number	-		
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-		
Claim Received Date	- 07/06/1995	Last Amended Date	- 00/00/0000	Temporary Right	- P		
		Receipt Number	- S018265	Water District	- 43B		
		POU Ownership Flag	- Y	Federal/State Indicator	- S		
		Name Connector	-	Presumption Flag	- D		
				Notice of Error Flag	-		



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

January 26, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

STEVEN HOLMGREN VICE PRESIDENT
HOLMGREN LAND & LIVESTOCK
785 NORTH 350 EAST
TREMONTON, UT 84337

RE: RIGHTS FROM CLEAR CREEK CLAIMED IN THE SNAKE RIVER BASIN
ADJUDICATION.

Dear Mr Holmgren:

As a result of Judge Daniel C. Hurlbutt Jr's Order for Director's Report issued October 24, 1997 in SRBA Case No. 92-00014 Harold Jones and Ray Jones v. Naf Irrigation Company department staff will present draft recommendations for claims identifying Clear Creek as a source.

The meeting is scheduled for February 10, 1998 at 1 pm in the conference room of the Raft River Electric office in Malta. Please plan to attend this meeting or let us know if you won't be there.

David R. Tuthill, Jr., P.E., Chief, Adjudication Bureau will attend along with adjudication staff of the department's Twin Falls office.

The presentation will use geographic information systems (GIS) computer graphics that were developed from reviews of aerial photos showing 1987 irrigation usages photographed by the Soil Conservation Service.

Please contact me at 208-736-3033 to confirm that you will be able to come to the meeting and with any questions you may have about the review procedure.

Sincerely Yours,

Francis G. Hitchcock
Water Resources Agent, Sr.

cc: Patrick D. Brown, Esq.
Roger D. Ling, Esq.

HL+L

- 1) confirm POD for A43-10814
a. SE $\frac{1}{4}$ § 15
- 2) ditto " " A43-10813
a. SW $\frac{1}{4}$ § 10
b. check structure @ 9+10
- 3) ditto " " A43-10534 (GN)
- 4) ditches in § 33 - & headgate.
- 5) spring in § 28/29 (claimed source?)
- 6) Channel for CL. CR @ boundary E
from STEWART pond.
a. ditch system to STEWART
- 7)

Campbell:
 Sr. K: Filled in the old Cl. G. Channel
 forming it. (approx 1984)

(★) in ID. a while this year (Korn)

REVIEW 01-12-98:

by pri date only -

1. 05-21-1910 -00347

2. 01-17-1911 -00348

3. 07-14-1912 -00350

CLAIMED 07-06-95

LATE - taken by K.C.

VT. mty.

have had enough

(w/ Campbell.)

unclaimed

(map)

to FE ditch of K's house

25"

unclaimed - H.L. & L.

130"

"

- "

- 1908 water -05/1

60"

"

- "CLAIMED 1910

05/2

26"

"

- "CLAIMED 1911

01/11

75"

"

- "CLAIMED 1912

07/14

?

Fredrickson - NAF store 1911

11/2.

(★)

Rice Cr. flows to Round Mtn:
 K. Sr. has the site.

GUNNELL - & delivery, & purchase
 Jensen/ 1970s - abandoned @ Settlers

MTC:

6. Water is claimed for the following purposes: (both dates are inclusive) (cfs) (acre feet)
- For Irrigation purposes from 3/15 to 11/15 amount 10.6 or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 10.6 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ acre feet per annum.
9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____
10. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
155	276	33					40	40	40	40	40		40				40		280
		28										40							40
		29													40	40		40	120
109	276	4			40	40									40			40	160

109 276
in WR

SENT IN
WR POW...

ber of acres irrigated 600

ed? Cassia

county (ies) are lands

Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (☒)

14. Remarks: This Claim is BASED on Clear Creek Decreed
Water 43-00036, 43-00034, 43-00033, 43-00035

NOTE: Same POW as
-348, -350 and
-10813.

COPY

Copies: White -State, Yellow-Claimant

OCT-24-97 FRI 10:51 AM

SRBA DIST COURT

FAX NO. 12087362121

P. 02

RECEIVED

OCT 28 1997

Department of Water Resources
Southern Region

ADAM JCH
Allen

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

HAROLD JONES and RAY JONES

Plaintiffs,

v.

NAF IRRIGATION COMPANY, a
Utah Corporation; LARRY KEMPTON
in his capacity as an individual and as
president of NAF IRRIGATION
COMPANY; LAVERNE KEMPTON,
individually and in his capacity as Water
Master and Ditchrider for NAF
IRRIGATION COMPANY; MONTE
CAMBELL as an individual; and JEFF
SESSIONS doing business as ROUND
MOUNTAIN RANCH,

Defendants.

SRBA Case No. 92-00014

ORDER FOR DIRECTOR'S REPORT

This case is a dispute between several water rights holders on Clear Creek in the state of Idaho. The SRBA court has jurisdiction because the case requires a determination of one or more elements of the disputed water rights. *Young Harvey Walker v. Big Lost River Irrigation District*, 856 P. 2d 868, 124 Idaho 78 (1993). During the course of litigation, it has become apparent that trial

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ORDER FOR DIRECTOR'S REPORT
G:\ORDERS\DIRRPT.NAF
10/24/97

OCT 30 1997

Page 1 of 3

Department of Water Resources
Southern Region

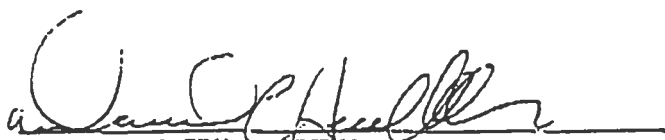
of the several water rights at issue is likely to result in duplicative litigation when the Clear Creek Stream System is reported in a Director's Report as part of the SRBA.

To avoid a multiplicity of litigation between these and other parties on Clear Creek, this court enters the following order:

1. The Idaho Department of Water Resources shall prepare a preliminary Director's Report for all, approximately thirty, water rights claimed in the Snake River Basin Adjudication on Clear Creek. This report shall be prepared and submitted to the court on or before February 27, 1998.
2. The court will serve copies of the preliminary Director's Report on each claimant included in the report.
3. All claimants included in the Director's Report for Clear Creek shall file objections to the report on or before March 27, 1998.
4. Any party wishing to file a response to an objection to the preliminary Director's Report shall file the response with the court on or before April 10, 1998.
5. A scheduling conference on all objections and responses filed to the preliminary Director's Report for Clear Creek will be held on Monday, April 13, 1998 at 10 a.m. in the district courthouse for the Snake River Basin Adjudication located at 253 3rd Avenue North, Twin Falls, Idaho. All parties and counsel are required to be personally present at this scheduling conference.
6. Parties in the *Jones v. NAF Irrigation Company et al* case pending before the court shall be allowed to continue discovery on issues raised in the pleadings.
7. The prior scheduling order and trial setting in *Jones v. NAF Irrigation, et al* is hereby vacated in favor of the schedule set forth in this order.

IT IS SO ORDERED.

DATED October 24, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER FOR DIRECTOR'S REPORT** was mailed on October 24, 1997, with sufficient first-class postage to the following:

Patrick D Brown
Hepworth, Lezamiz & Hohnhorst
PO Box 389
Twin Falls, ID 83303-0389

Roger D Ling
Ling, Nielson & Robinson
PO Box 396
Rupert, ID 83350



Deputy Clerk

COMMUNICATION DOCUMENTATION

Claim No. A43-00347 ET AL.

IDWR Employee/Agent Frank Hitchcock

NAME:
BASIN 43 LATE CLAIMS

CLAIMS AS NOTED ABOVE WERE ADDED TO THE BAR CODE SYSTEM THIS DATE
THIS AFTERNOON BY FH.

LOCATION: IR

TYPE: 50 PENDING CLAIM REVIEW

PRINT MADE OF OFFICE AND NUMBERS WERE UPDATED AS NOTED ABOVE.

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

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

HOLMGREN LAND & LIVESTOCK (801) 257-5539
Name of Claimant Phone Number
785 N. 350 E. TREMONTON UT. 84337
Mailing Address City State Zip
CASSIA 6-8-89
County(s) where place of use is located Date claim originally due
A43-00347 A43-00348 A43-00350
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

MISSED DURING ORIGINAL CLAIMS MAKING.

Claimant requests an extension to _____, 19 ____
Steven Holmgren 7-6-95, 19 95
Signature Date of request
VICE PRES.
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [] granted [] denied for the following reasons:

Accept claims, late filing fee is not waived.

and if granted the filing deadline is extended to July 6, 19 95
Signed this 24 day of October, 19 95

DAVID B. SHAW
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

REFUND REQUEST

RECEIVED

TO: S. Sherman to Log In
 FOR: D. Shaff/D. Allen
 FROM: K. CHRISTENSEN Date: 7-6-95 27 1995
 SUBJ: Receipt No. 5018265 (Please attach ARQ2 Receipt copy immediately behind blue form)
 Department of Water Resou
 Southern Region

RE: PayOR STEVEN HOLMGREN
 Address 785 N 350E TREMONTON UT 84337
 JUL 11 1995
 Department of Water Resources

Claimant(s) if NOT Payor _____
 Refund Amount \$ 150⁰⁰ Claim Location (Region/Claimant) _____
 Extension Filed? Y/N NA Copy Attached? Y/N NA
 Late Fees Paid? Y/N NA Late Fee Receipt # Same
 S.O. Verified Ext. by _____ on _____ D.B. Query by _____
 Refund Generated By () Agent (X) Claimant
 Refund Category: Req waiver of late fee
 insufficient fees / claim incomplete / withdrawn / o-pmt

Date of Last Correspondence (copy attached) _____

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
<u>A43-00347</u>	<u>ERR</u>	<u>\$ 100 *</u>	<u>50 (cash/fg)</u>	<u>see Above</u>
<u>00348</u>	<u>"</u>	<u>\$ 100</u>	<u>50 "</u>	<u>"</u>
<u>00350</u>	<u>"</u>	<u>\$ "</u>	<u>"</u>	<u>"</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Total		<u>\$ 300</u>	<u>\$ 150</u>	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N

Recommend Refund, original claims filed timely. There were just missed during original filing

* Fees pd = \$500 claim \$50 late. Var fees pd under A43-10813 & others.

Region AJ Spvsr. Approval _____ S.O. AJ Spvsr. Approval _____
 Don Shaff Approval _____ Hold _____ To Fiscal _____
 Data Base Modified? Y/N NA A &/or R Records By _____ on _____
 DENIED 10-24-95

LATE CLAIM EXTENSION REQUEST DID NOT WAIVE LATE FEE.

From: DWR60::DJONES
To: DWR03::DSHAW
CC: DJONES
Subj: HOLMGREN EXTENSION

12-JUL-1995 10:14:24.25

RE: A43-00347, A43-00348, A43-00350

DAVE:

Sorry for the confusion on the request. My conclusion is that the claimant had filed claims under commencement notice & claimant had not pursued filing after second round notice. Claims were made after significant Department effort and investigation of water distribution controversy. I think that he should be allowed to file late, but not have late fees waived. I do not think that the claimant merely overlooked filing claims on a system and source covering 600 acres with a couple cfs.

The last time I tried to allow late claim but not waive late fees, the waiver was granted without inquiry. Thank you for the opportunity to provide input. Please take what action you deem proper.

Doug

9/20/94

COMMUNICATION DOCUMENTATION

File No.

This form is to be used to document public record information requests regarding any SRBA claim or other water right. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request.

IDWR Employee/Agent Allen Merritt Date July 7, 1995

Contact person(s): Jeff Sessions, Mont Campbell, Blaine Campbell, Vern Kempton, Larry Kempton, Steve Holmgren

Nature of Contact: Meeting at IDWR Twin Falls office on 7/6/95. They came in to discuss the advertised transfer filed by Jeff Sessions. They brought Jeff so he could hear the discussion and understand their concerns. Of particular note or concern was two of the rights advertised in the transfer. The first was the portion of the decree 43-00286B. The original right was decreed to Settlers land for 60 cfs. Since this group was from Utah and Vern Kempton was the watermaster which delivers water in Utah and turns water to Idaho they did not have a record the "Idaho decree" (Jobe Adams) and only showed that they delivered water with this priority to Clear Creek Ranch (160 inches) and the Naf Store (160 inches). (Clear Creek Ranch is Harold or Ray Jones and claims 160 inches under A43-00286A; the Naf Store has not yet filed a claim) I provided them copies of the "Idaho decree" as well as the one it superseded and the Decree setting delivery between Idaho & Utah. The Utah users indicated that the 60 cfs has not been used other than what they show. They showed me a copy of a denial of transfer in the name of Omin (Spelling?) for a portion of the right. They interpreted this to show that all parts of the right had been abandoned. I told them I interpreted it as only the Omin part was gone and the other parts I didn't know about but would be determined in the SRBA. They asked about our delivery records and I told them I knew of none. I explained that I understood that Vern Kempton was the watermaster organized under Utah law and although he delivers water to Idaho I did not think he has been recognized by Idaho under our watermaster statutes. I told them I knew of no organized district in Idaho and did not know of any delivery records.

They also were concerned about right 43-10116 for 20 cfs. We discussed the source as described and the amount. They were confused since both sources are listed in the claim and they also didn't understand the basis of the claim as beneficial use and

COPY

exactly the status of the claim. They indicated that in Utah Rice Creek is decreed and used. They were not certain that their priority was earlier than the 1900 being claimed. I told them if it was then the claim should not interfere. I also explained that the claim was undergoing SRBA review and may not be found or recommended as claimed. Larry Kempton indicated that he didn't mind Sessions using the water after he got thru with it and he also indicated that he may wish to build a pond and didn't want this record to interfere with his plans. I stated that if he was in Idaho what ever future plans he might have would be junior to Sessions right what ever it might be; but, since he was in Utah I was not sure. They discussed a potential agreement and if Idaho would recognize it. I told them that if Session's and Kempton's made some sort of agreement that the department many condition approval of the application acknowledging the agreement existed but the department would not enforce a private agreement between parties.

During the discussion Mr. Holmgren met with Kelly Christensen and filed on some decrees that the Utah guys indicate he is delivered but had not yet claimed.

I provided protest forms to the parties and then they left.

COPY

10²⁰

08-22-11

Mon - UT. district

Kempster, Larry - Clean Creek Water Users
Kempster, Vern - ditch rider
Coryell, Bob - secretary (MONT)

Id. users have been given class of service
Sundgren - watermaster (till 2 yrs ago)

3 decrees - UT decree 1)
Id. " 2)
tied together 3)

measurement @ ?
gaging station - same P/D as before
site mentioned in a
was shut out 25 yrs ago
USGS came up monthly - in addition
to other canyons.
Cipolatti weir - trash sediment
down " " have been replaced.

Verm

ea. ditch has a weir -

when reaches 20 ft - goes to ID
15 ft in or but couldn't tell
has been moved downstream -

other diversion - approx 3-400' from
old gauging P.D.
same as the Id. diversion
10' cyp weir.

in spring - 2 diversions until it
comes up

users have good runoff, soil
soaks up and everyone has
good water in channel
knobs w/ sub around Vermilion

Crude can surge 50-60' 24 hrs.

can freeze up

in 2 wks can be to dry to see
normal in: 20' - then ID can go
thru 560

Campbell:
 Sr. K: Filled in the old C. G. Channel
 forming it. (approx. 1984)

(★) in ID. a while this year (Korn)

Roy's lawyer @ VT. mts.
 "ID. guys have had enough
 shirkelge"

revised degree
 (map) P.O. / name / mts. (w/ Campbell.)

3 out of ditch & ditch of K's ho

25"	Unclaimed - H.L. & L.		
130"	"	- " - 1908	water - 05/1
60"	"	- " - 1910	05/1
26"	"	- " - 1911	01/1
75"	"	- " - 1912	07/14

Fredrickson - NAF store 1911 11/2.

(★) Rice Cr. Flaps to Round Mtn:
 K. Sr. has the mts.

Gunnell - & delwin, & delwin
 taken/ 1970s - abandoned @ Settling

-4-

Ray wants to run a pipeline from
Clear Cr

vt. users, not state water and
would be injured

$$\begin{array}{r} \textcircled{17} \\ \hline 16 \end{array} \quad \begin{array}{r} \textcircled{17} \\ \hline 16 \end{array}$$

8,



20 cfs
17 cfs
25

11.66 cfs / 16 cfs is NAF 46

.5
0-12
Company

1994

April	22	6.0	20	17.0	17	8.0
	23	8.	21	17.0	18	8.
	24	9.	22	16.0	19	8.
	25	9.5	23	15.0	20	8.
	26	8.5	24	15.0	21	7.
	27	7.5	25	17.0	22	7.
	28	6.5	26	18.0	23	7.
	29	5.5	27	18.0	24	7.
	30	5.5	28	18.0	25	7.
MAY	1	5.0	29	18.0	26	6.0
	2	4.5	30	18.0	27	went on turns
	3	4.0	31	18.0		
	4	4.5	JUNE 1	17.0		
	5	8.0	2	16.		
full degree	6	12.0	3	15.		
	7	14.0	4	15.		
	8	18.0	5	15.		
	9	25.5	6	15.		
<u>IDAHO 10</u>	10	28.0	7	15.		
	11	30.5	8	15.		
	12	37.5	9	15.		
	13	47.0	10	15.		
	14	48.	11	15.		
	15	35.	12	15.		
	16	33.	13	13.		
	17	35.	14	12.		
split	18	26.	15	12.		
	19	20.	16	10.		

ALBION-IDAHO LAND COMPANY

-vs-

JOBE ADAMS, et al

DECREE #992 10-18-1928

28

1887-Apr. 30 .9 s.f.
1887-Apr. 30 .3 s.f.

To be diverted from Stinson Creek Spring on said land, for the irrigation of H. E. Survey No. 205, embracing a portion of Twp. 13 S. R. 24 E.B.M., described as follows, to-wit:
Beginning at corner No. 1, from which the South quarter corner of Sec. 34 bears South 37° 48' West 3.92 chains distant, thence North 72° 49' West 7.31 chains to corner No. 2, thence North 41° 44' West 31.97 chains to corner No. 3, thence North 20° 47' East 36.48 chains to Corner No. 4, thence South 32° 30' East 25.1 chains to corner No. 5, thence South 2° 42' East 38.65 chains to corner No. 1, the place of beginning.

Ed Whittaker and
Josephine Whittaker
1882-June 1 1.3 s.f.

To be diverted from Green Canyon Creek for the irrigation of a tract of land described as follows:
Commencing at the NW corner of the NW $\frac{1}{4}$ of Sec. 5, Twp. 14 S. R. 25 E.B.M., thence South 80 rods on the West line of said quarter for the place of beginning thence East 160 rods, thence South 80 rods, thence West 160 rods, thence North 80 rods, to the place of beginning.

Frank S. Whittaker
and Matilda Whittaker
1894-Apr. 1 1.28 s.f.

To be diverted from Cassia Creek for the irrigation of Lots 1 and 2, Sec. 5, Twp. 14 S. R. 25 E.B.M.

D. J. Whittaker and
Florence Whittaker
1894-Apr. 1 2.1 s.f.
1883-Apr. 30 .5 s.f.
1885-Apr. 30 .2 s.f.

To be diverted from Cassia Creek for the irrigation of a tract of land: Commencing at the NE corner of the NE $\frac{1}{4}$ of Sec. 8, Twp. 14 S. R. 25 E.B.M., thence West 80 rods, for a place of beginning, thence South 160 rods, thence West 80 rods, thence South 14 rods, thence West 80 rods, less 27 feet, thence North 160 rods, thence East 80 rods, less 27 feet, thence North 14 rods, thence East 80 rods, to the place of beginning

347 Benjamin Willmore
1910-May 21 1.2 s.f.

To be diverted from Clear Creek for the irrigation of NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 26, Twp. 16 S. R. 27 E.B.M.

348 1914- Mar. 14 1.8 s.f.

To be diverted from Clear Creek for the irrigation of NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 26, Twp. 16 S. R. 27 E.B.M.

349 1911-Jan. 17 8/15 s.f.

To be diverted from Clear Creek for the irrigation of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Twp. 16 S. R. 27 E.B.M.

350 Benjamin Willmore
1912-July 14 1.5 s.f.

To be diverted from Clear Creek for the irrigation of SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26, Twp. 16 S. R. 27 E.B.M.

351 1911-Jan. 17 4.15 s.f.

To be diverted from Rice Creek for the irrigation of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 16 S. R. 27 E.B.M.

Answer

Page 14:00:00
Page 1

Old (N) Number -

+ Address +

zip-

Statu

:

- - - - -
Diversion No.

3

County	
31	CASSIA
31	CASSIA
31	CASSIA
31	CASSIA

•

•

•

•

•
•
•
•

•
•
•
•

+ - Decree Date -

10/18/1928

Prefix translation: WATER RIGHT

```

+ - - Audit Fields - 02/11/86 05/28/88 CONVERT

```

Water Rights Dates and Flags Area	
Proof Due Date	00/00/0000
Approved/Denied	00/00/0000
Proof Made Date	00/00/0000
Exam to S.O. Date	00/00/0000
Order Show Cause	00/00/0000
Licensed Date	00/00/0000
Presumption Flag	
SRBA Decreed Flag	

CONVERSATION MEMO

Date:

6-16-99

Regarding:

Clear Ck Claims

Customer:

Steve Holmgren

From: Vikie Hancock

AA

9:27 called left message

11:30 Steve Holmgren called said
OK to look at property. Suggested
I call Max Booth his farm hand.
He is in 1st house North of the
Wof store.

I called Max Booth & told him I
would probably be able to meet
him about 2 pm at his house.
Maybe earlier. He said he would
be around & would take me over to
the UO across wherever I got there.

Max Booth 824-5524

Roll 9
Pix 5



OLD
DITCH
HERE

←
Clear Cr
G.S. Rd

Concrete structure looking west

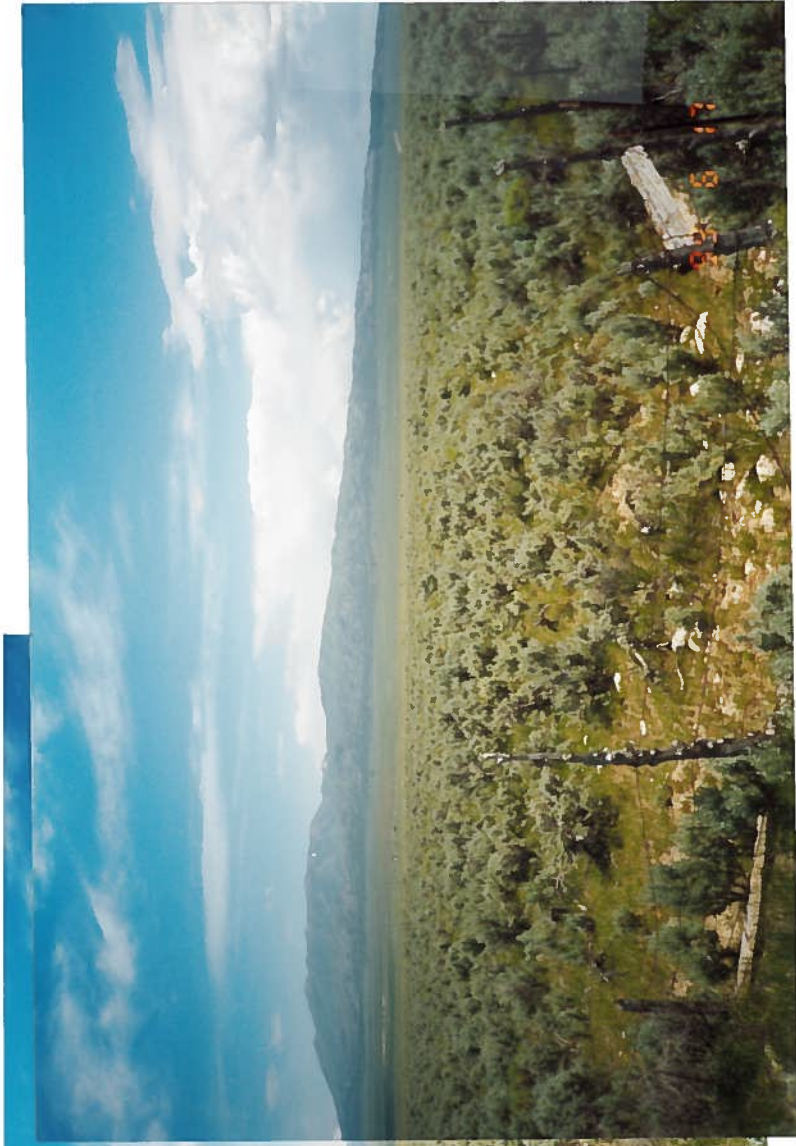


Roll 9
Pix 7

OLD DIVERSION DITCH LOOKING NORTH
TOWARD SW CORNER P.O.U.

1122-11247

Roll 9 Pix 8, 9



Claimed place of use from SW corner

A43-00350
A43-00348
A43-00347

Roll 9
Pix 10



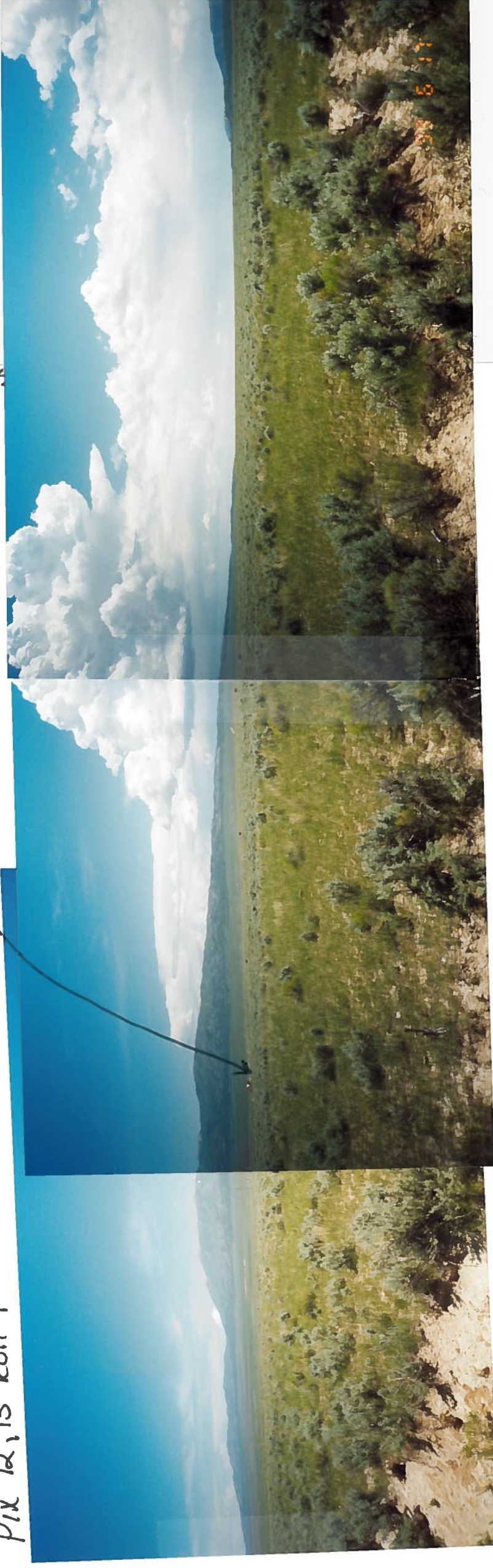
Remains of ditch as it
runs E-NE through the
NE NW Section 26

A43-00350
A43-00349
A43-11247

93-00350

NAF RD

PIX 12, 13 Roll 9



Place of Use to East of North/South Ditch in the
NE NW Section 26

Cloze Creek G.S.
Road here

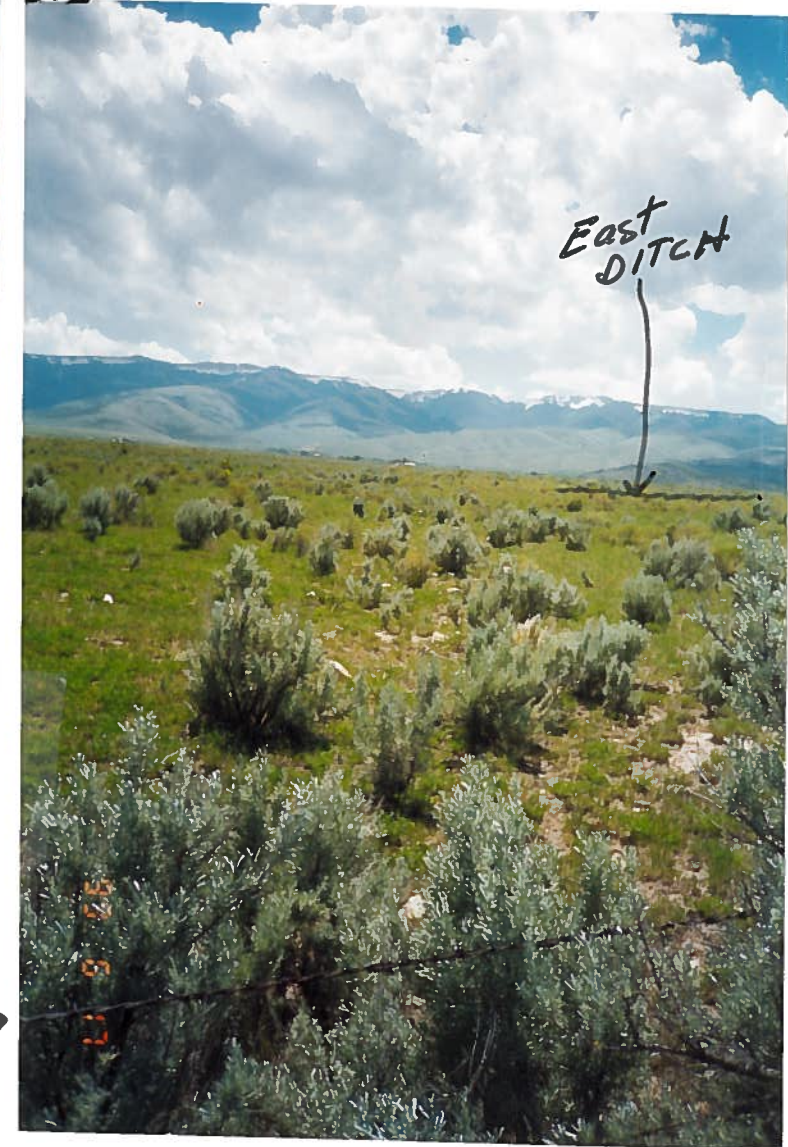
Roll 10 Pix 2



Place of use to west of North/South
ditch in NE 1/4 Section 26.

South →
POU
Boundary

Roll 10
Pix 3



Possible old diversion channel
from East Ditch to place
of use. Looking South.

A43-00350
A43-00349
A43-00347



Roll 10
Pix 4

— This is old
piece of
CANVAS

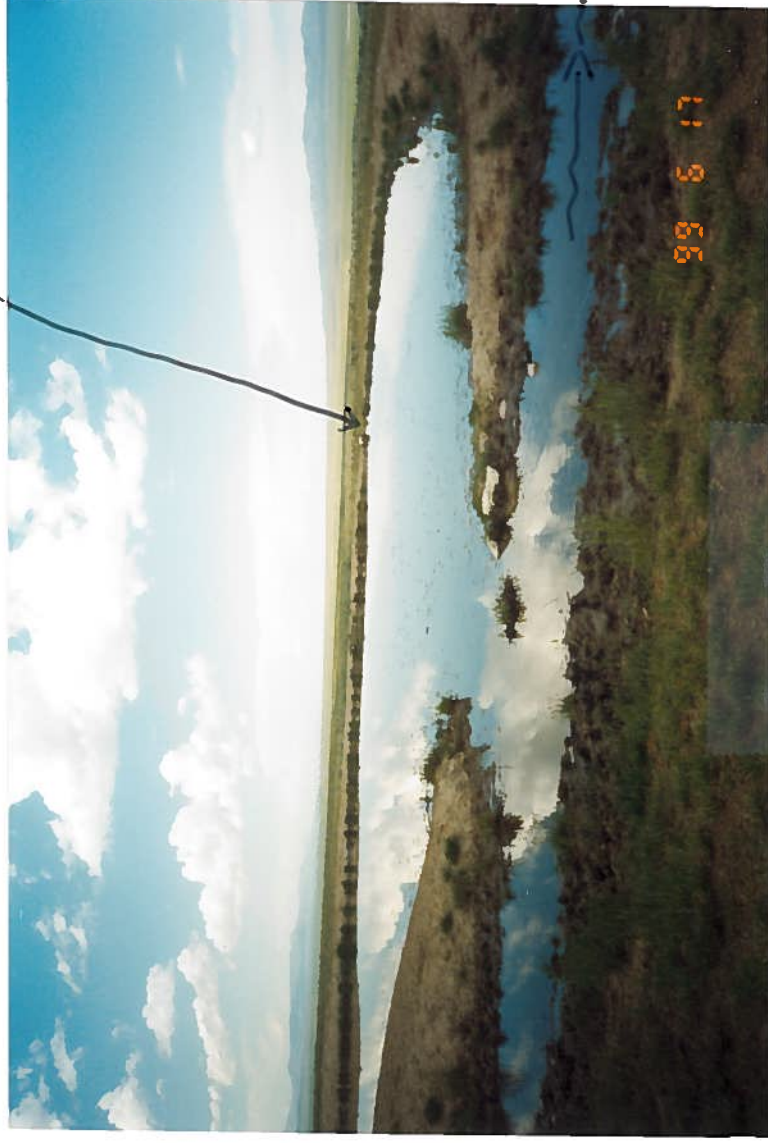
Only evidence of diversion found from East Ditch

↘ ditch



Roll 10
Pix 5

Breach



East
Ditch

Roll 10
Pix 7

Pond / Reservoir in SE NE Section 26

Roll 10
Pix 9



Pond Embankment Breach & Flooding
To North

Roll 10
Pix 10





East ditch looking East toward Pond

