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DEC - 5 2002

Department of Water Resources

Claimant/Objector: C Bar Cattle Company

Attorney: Timothy J. Schneider
LING & ROBINSON
615 H. Street, P.O. Box 396
Rupert, Idaho 83350
ISB No. 6070

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. 43-02403

Case No. 39576

MOTION TO WITHDRAW OBJECTION

COMES NOW C Bar Cattle Company, claimant/objector in the subcase listed above, by and through its attorney of record, and moves the Special Master for an Order allowing it to withdraw its Objection filed in Subcase 43-02403. This Motion is made based upon the fact that the claimant/objector has further reviewed the Director's Recommendation and has determined that it is not in its best interest to move forward with the Objection previously filed in this matter. Counsel for claimant/objector has contacted counsel for respondents, and counsel for respondents indicate they have no objection to claimant/objector withdrawing its Objection.

WHEREFORE, claimant/objector prays for an Order allowing it to withdraw its Objection previously filed in this Subcase No. 43-02403.

MOTION TO WITHDRAW OBJECTION

- 1 -

ORAL ARGUMENT IS NOT REQUESTED.

DATED this 3rd day of December, 2002.

LING & ROBINSON

By: 

Timothy J. Schneider
Attorneys for claimant/objector
C Bar Cattle Company

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of December, 2002,
I served a true and correct copy of the Motion to Withdraw
Objection upon:

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

IDWR Document Depository
P.O. Box 44449
Boise, Idaho 83711-4449

David L. Negri
United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, Idaho 83734

by depositing copies thereof in the United States mail, postage
prepaid, in envelopes addressed to said person/entities at the
foregoing addresses.


Timothy J. Schneider

MOTION TO WITHDRAW OBJECTION

- 2 -

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FEB 19 2002

Department of Water Resources
Southern Region

RECEIVED

FEB 11 2002

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 No. 43-02403

STANDARD FORM 1

OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: C Bar Cattle Company
Christopher F. Robinson
Address: 139 E South Temple #310
Salt Lake City, Utah 84111

Daytime Phone (208) 645-2247

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

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

Name: C Bar Cattle Company
Christopher F. Robinson
Address: 139 E South Temple #310
Salt Lake City, Utah 84111

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: T. 13 S., R. 28 E., Section 32, SWSE within Cassia County;
T. 14 S., R. 28 E., Section 6, NWSE within Cassia County;
T. 14 S., R. 27 E., Section 12, NWSE within Cassia County;
T. 14 S., R. 27 E., Section 14, NENE within Cassia County;
T. 14 S., R. 27 E., Section 1, SWSE within Cassia County;
T. 14 S., R. 27 E., Section 1, NWNW within Cassia County;
T. 13 S., R. 27 E., Section 35, NWNE within Cassia County.

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 Director's Recommendation of this right
has incorrectly listed places of use.

VERIFICATION (Must be Completed)

State of Idaho)

County of Minidoka)

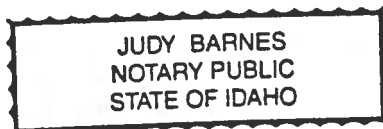
Roger D. Ling, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Signature of person filing objection

Roger D. Ling
Attorney signing in representative capacity

Subscribed and sworn to before me on: February 8, 2002



Judy Barnes
Notary Public for the State of Idaho
Residing at: Rupert, Idaho
My Commission Expires: 02/12/2005

INSTRUCTION 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

I certify that on February 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, Idaho 83303-2707

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

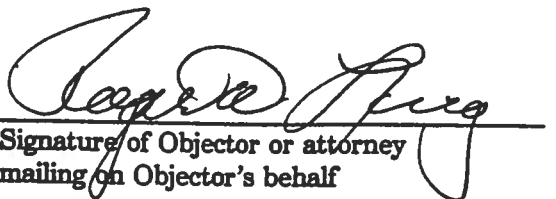
Name: C Bar Cattle Company
Christopher F. Robinson
Address: 139 E South Temple #310
Salt Lake City, Utah 84111

3. Copies to:

IDWR Document Depository
P. O. Box 83720
Boise, ID 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 83734


Signature of Objector or attorney
mailing on Objector's behalf

01/24/2001

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

RIGHT NUMBER: 43-2403

NAME AND ADDRESS: C BAR CATTLE COMPANY
139 EAST SOUTH TEMPLE #310
SALT LAKE CITY, UT 84111

SOURCE: POINT SPRING TRIBUTARY: SINKS

QUANTITY: 0.11 CFS
6.7 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-2404 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .11 CFS.

PRIORITY DATE: 03/05/1954

POINT OF DIVERSION: T13S R28E S32 SWSE Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01-01 12-31	0.11 CFS 6.70 AFY

PLACE OF USE:

<u>STOCKWATER Within CASSIA County</u>			
T14S R28E S18	NENE	T14S R28E S18	NWNE
T14S R28E S18	SWNE	T14S R28E S18	SENE
T14S R28E S18	NENW	T14S R28E S18	NWNW
T14S R28E S18	SWNW	T14S R28E S18	SENE
T14S R28E S18	NESW	T14S R28E S18	NWSW
T14S R28E S18	SESW	T14S R28E S18	NESE
T14S R28E S18	NWSE	T14S R28E S18	SWSE
T14S R28E S18	SESE	T14S R28E S5	NENW
T14S R28E S5	NWNW	T14S R28E S5	SWNW
T14S R28E S5	SENE	T14S R28E S5	NESW
T14S R28E S5	NWSW	T14S R28E S5	SWSW
T14S R28E S5	SESW	T14S R28E S6	NENE
T14S R28E S6	SENE	T14S R28E S6	NESE
T14S R28E S6	NWSE	T14S R28E S6	SWSE
T14S R28E S6	SESE	T14S R28E S7	NENE
T14S R28E S7	NWNE	T14S R28E S7	SWNE
T14S R28E S7	SENE	T14S R28E S7	NENW
T14S R28E S7	SENE	T14S R28E S7	NESW
T14S R28E S7	NWSW	T14S R28E S7	SWSW
T14S R28E S7	NESE	T14S R28E S7	NWSE
T14S R28E S7	SWSE	T14S R28E S7	SESE
T14S R28E S8	NENW	T14S R28E S8	NWNW
T14S R28E S8	SWNW	T14S R28E S8	SENE
T14S R28E S8	NWSW	T14S R28E S8	SWSW
T14S R28E S8	SESW		

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE

ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

STOCKWATER 500 RANGE
PERMITTEE FOR STOCK USE ON U.S. FOREST SERVICE LAND.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 43-2403 Priority March 5, 1954 Amount 0.11 cfs

THIS IS TO CERTIFY, that A. D. Pierce
of Malta, Idaho, has complied with the terms and conditions of Permit
No. 43-2403 issued pursuant to Application for Permit dated March 5, 1954
and has submitted proof to the Department of Water Resources on May 5, 1959
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.11 cfs of water from Point Spring
tributary to sinks, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.11</u> cfs and	<u>6.7</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.11 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
6.7 acre feet per year, said waters to be diverted within the SW₁SE₄, Section 32, Twp.
13S, Rge. 28E in the County of Cassia

Description and location of place of use:

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
14S	28E	5					X	X	X	X	X	X	X	X					
		6	X			X									X	X	X	X	
		7	X	X	X	X	X			X	X	X	X		X	X	X	X	
		8					X	X	X	X		X	X	X					
		18	X	X	X	X	X	X	X	X	X			X	X	X	X	X	

SEE ATTACHED LAND LIST

Total number of acres irrigated _____

This right when combined with Right No. 43-2404 shall not exceed 0.11 cfs.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of
June 19 82

Director

ATTACHMENT FOR LICENSE NO. 43-2403

LAND LIST ATTACHMENT

Description and location of place of use

[illegible]

Total number of 4- and 5-joint

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 24760This proof is for Beneficial Use In Water District No. _____1. Name of applicant A. D. Pierce Estate, by John A. Pierce, Executor2. Source of water supply: Point spring and water course3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32
T. 13 S. R. 28 E.B.M. County of Cassia4. Describe works as they exist, giving dimensions and capacities of same: Point Spring is located as indicated. Pierces pasture fences in across the stream flow and is used to water all stock grazing in the pasture.5. Water is used for: stock watering purposes6. State whether or not water has been turned into works of diversion: Yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 5, T. 13 S., R. 28 E.B.M.; NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, T. 13 S., R. 28 E.B.M.; NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T. 13 S., R. 28 E.B.M.; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, T. 13 S., R. 28 E.B.M.; NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 18, T. 13 S., R. 28 E.B.M.; NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, T. 13 S., R. 28 E.B.M.; SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T. 13 S., R. 28 E.B.M.

Water was measured over a V notch weir at 106 cfs just below the spring.

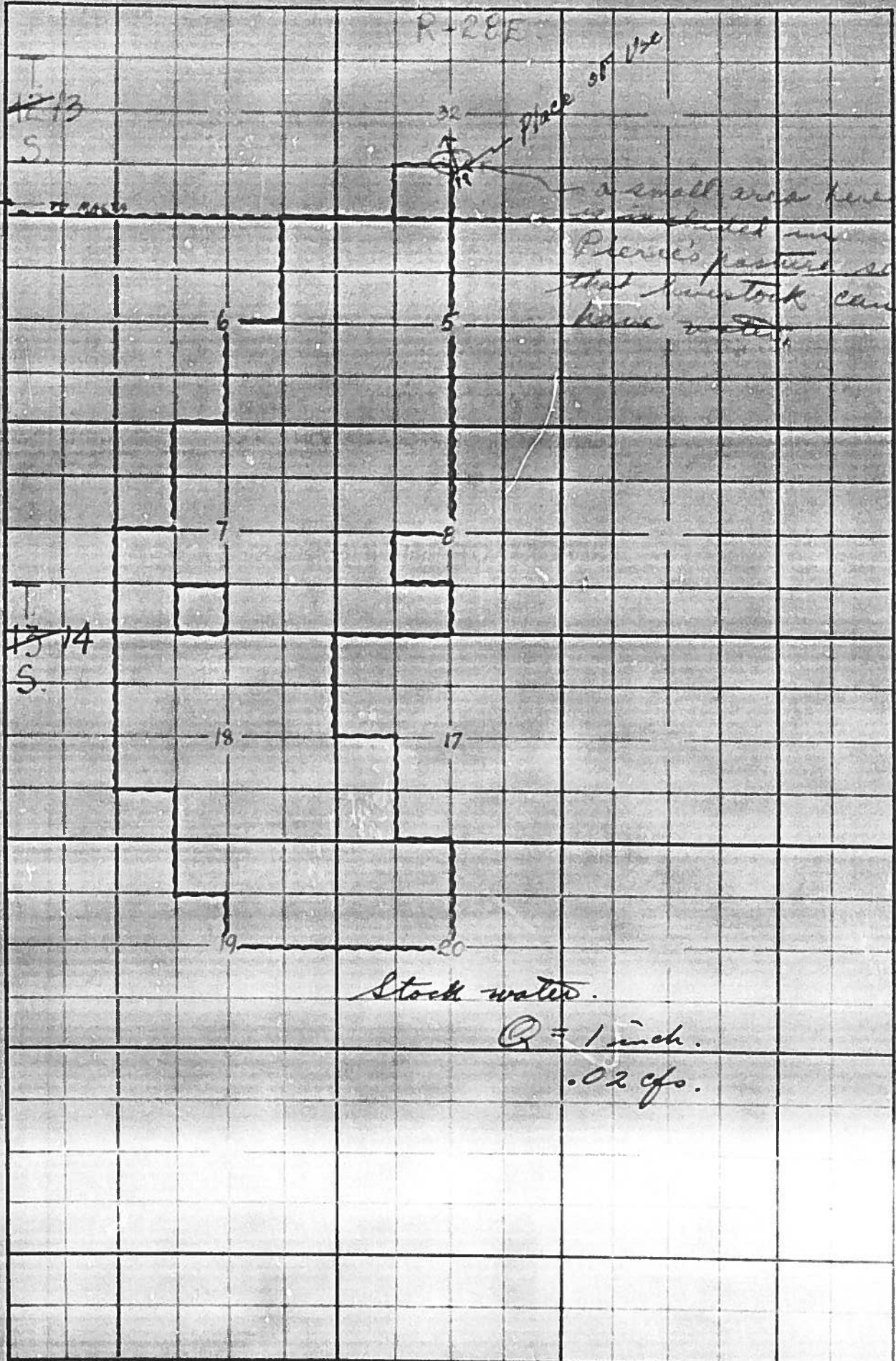
(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: See Permit 24761

John Pierce & Jim Pitt along
at 8 gal. per head per day, one inch well
water 1620 head of cattle.

This examination was made on the 15 day of July, 1924(Signed) G. H. Thompson Examiner



OK Point
SpringsSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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NOV 18 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.Department of Water Resources
Southern Region

1. Water Right No(s):

A43-02403

Adjudication Claim No(s):

2. The following REQUIRED information must be submitted with this form:

- A. A copy of the most recent DEED, **TITLE POLICY**, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former
Owner/ClaimantJack A. PierceMalta ID 83342

4. New Owner/Claimant(s)

C Bar Cattle CompanyName Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

139 East South Temple Suite 310

City, State and ZIP Code

Salt Lake City UT 84111

New Telephone Number

(801) 328-1600

5. Date you acquired the property

June 27-1990

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate

Number and type of stock 1500 Cattle

Diversion rate in CFS

Number of homes

Other uses

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner
or Claimant(s)C BAR CATTLE COMPANY
By: Christopher F. Robinson, President

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

DATA ENTRY BY *Cg*

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: A43-02403
Date Received: 6/20/1989
Receipt No: C007642
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK A. PIERCE 208-645-2580
Address: MALTA, ID 83342

2. Date of Priority: MAR 05, 1954

3. Source: POINT SPRING

Trib. to: N/A

4. Point of Diversion:

*see original
claim
probably "snil"*

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	28E	32	SW	SE			CASSIA

5. Description of diverting works:
DEVELOPED SPRING, PIPING AND STOCK WATERING FACILITIES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.110		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	28E	5	NE	NW		STOCK	
			NW	NW		STOCK	
			SW	NW		STOCK	

A43-02403

Page 1

Date: 07/20/89

MICROFILMED

MAR 6 5 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14S	28E	5	SE NW		STOCK	
			NE SW		STOCK	
			NW SW		STOCK	
			SW SW		STOCK	
			SE SW		STOCK	
		6	NE NE		STOCK	
			SE NE		STOCK	
			NE SE		STOCK	
			NW SE		STOCK	
			SW SE		STOCK	
			SE SE		STOCK	
		7	NE NE		STOCK	
			NW NE		STOCK	
			SW NE		STOCK	
			SE NE		STOCK	
			NE NW		STOCK	
			SE NW		STOCK	
			NE SW		STOCK	
			NW SW		STOCK	
			SW SW		STOCK	
			NE SE		STOCK	
			NW SE		STOCK	
			SW SE		STOCK	
			SE SE		STOCK	
		8	NE NW		STOCK	
			NW NW		STOCK	
			SW NW		STOCK	
			SE NW		STOCK	
			NW SW		STOCK	
			SW SW		STOCK	
			SE SW		STOCK	
		18	NE NE		STOCK	
			NW NE		STOCK	
			SW NE		STOCK	
			SE NE		STOCK	
			NE NW		STOCK	
			NW NW		STOCK	
			SW NW		STOCK	
			SE NW		STOCK	
			NE SW		STOCK	
			NW SW		STOCK	
			SE SW		STOCK	
			NE SE		STOCK	
			NW SE		STOCK	
			SW SE		STOCK	

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MAR 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	28E	18	SE	SE		STOCK	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:
PERMITTEE FOR STOCK USE ON U.S. FOREST SERVICE LAND.

15. Basis of Claim: LICENSE

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 _____ of
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 A43-02403
Date Received 6-20-89
Receipt Number C007642

RECEIVED
JUN 20 1989

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) J. A. Pierce Phone (208) 645-2580

Mailing Address Malta, Idaho Zip 83342

2. Date of Priority (Only one (1) per claim) March 5, 1954

3. Source of water supply (a) Point Spring
which is tributary to (b) N/A

4. a. Location of existing point of diversion is: Township 13S Range 28E Section 32,
1/4 of SW 1/4 of SE 1/4, Govt. Lot, B.M., County of

Additional points of diversion if any: None

b. If instream flow, beginning point of claimed instream flow is: N/A

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Developed spring, piping and stock
watering facilities.

ORIGINAL claim sent to legal for
objection review 3/6/02.

COPY

MICROFILMED
MAR 05 1999

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 1/1 to 12/31 amount .11 or 6.7

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .11 (cfs) and/or (b) 6.7 (acre feet)

8. Total consumptive use claimed is -0- acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater for 500 head of beef cattle.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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	
14S	28E	5					S	S	S	S	S	S	S	S					
14S	28E	6	S			S									S	S	S	S	
14S	28E	7	S	S	S	S	S			S	S	S	S		S	S	S	S	
14S	28E	8					S	S	S	S		S	S	S					
14S	28E	18	S	S	S	S	S	S	S	S	S	S		S	S	S	S	S	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Cassia

12. Do you own the property listed above as place of use? Yes _____ No X
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 (X)

14. Remarks: Permittee for stock use on U. S. Forest Service land.

MICROFILMED
MAR 05 1993

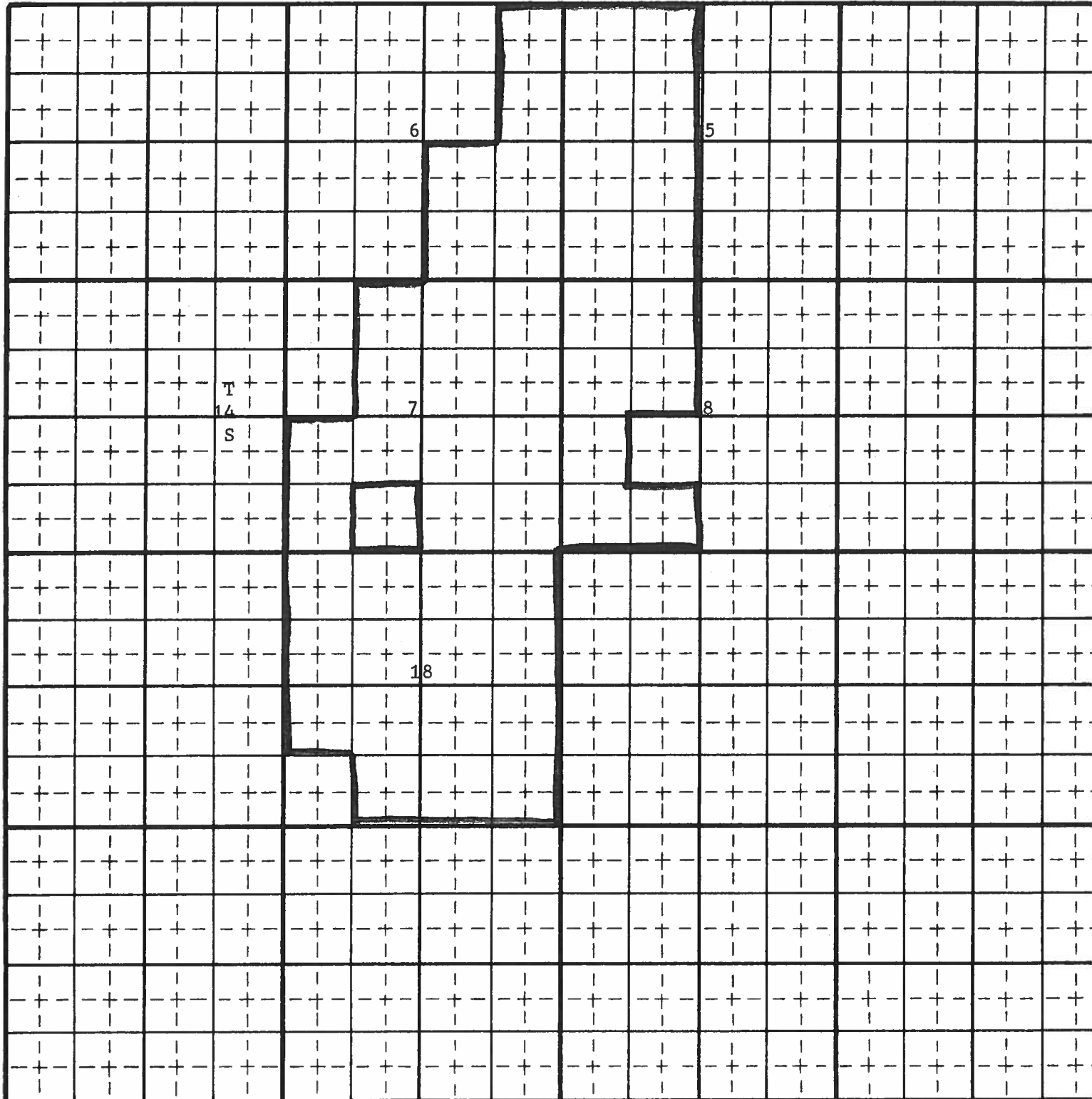
Last Name Pierce Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

R28E



NOTE: PD is off map - water is piped to place of use.

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Copies: White-State, Yellow-Claimant

Last Name Pierce Ident No. _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 43-2403

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) John A. Pierce Date June 1, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 1 day of June 19 89

Notary Public Sheryl Chapman

Residing at 3205 E. Hubbard Rd. Meridian, ID

My Commission Expires 6/14/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Pierce Ident. Number _____

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MAR 05 1993

Copies White-State, Yellow-Claimant

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Pierce

CLAIM IDENT. NO. A 43-0240

DATE RECEIVED 6-20-89

CK #

AMOUNT \$

2007642

YES

NO

Require Info?

1. Is the name and address complete with zip code? ✓ ✓ *
2. Is a priority date entered? ✓ ✓ *
Is the priority date acceptable in view of mandatory filing dates? ✓ ✓ *
See Adjudication Memos #1 and #4 to determine if a Permit is required. ✓ ✓ *
3. (a) Is a source entered? ✓ ✓ *
(b) Is a tributary to entered? (if required) N/A ? ✓ *
4. Is the legal description of the p.d. sufficient? ✓ ✓ *
5. Is there a description of the diverting works? ✓ ✓ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ✓ ✓ *
Is the period of use included? ✓ ✓ *
Is a quantity claimed for each use? ✓ ✓ *
7. Is a total quantity claimed entered? ✓ ✓ *
8. If required is a consumptive use entered? N/A ✓ ✓ *
Is the consumptive use correct? N/A ✓ ✓ *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ✓ ✓ *
10. Is (are) the place(s) of use and purpose(s) indicated? ✓ ✓ *
11. Is (are) the county(ies) entered? ✓ ✓ *
12. Is the ownership of p.u. checked? ✓ ✓ *
13. Are other water rights listed or "none" indicated? ✓ ✓ *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ✓ ✓ *
15. Is the basis of the claim indicated? ✓ ✓ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A ✓ ✓ *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ✓ ✓ *
18. Has the claim been signed, sealed, and dated by a notary? ✓ ✓ *
19. Was this claim filed on time, or was an extension granted? ✓ ✓ *
20. Is the fee enclosed correct? Exempt ✓ ✓ *
21. If this claim is based on an existing water right, has the identification number been entered? N/A ✓ ✓ *
22. Should this claim be data entered? ✓ ✓ *

Claim checked by: CA

Date: 7-20-84

Claim must be returned to claimant: ✓ (Yes) ✓ (No)

Claimant must be notified of modifications: ✓ (Yes) ✓ (No)

Receipt Prepared by: CA

Claim data entered by: CA

Sent to claimant by: CA

Date: 6-20-89

Date: 7-20-89

Date: 7-20-89

Checked by: CA Date: 7-20-89

Comments: 3b entered as N/A, probably MICROFILMED

"Sinks"

MAR 05 1993

Movant's Name: C Bar Cattle Company

Attorney: Roger D. Ling
LING, NIELSEN & ROBINSON
615 H. Street, P.O. Box 396
Rupert, Idaho 83350
ISB No. 1018

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

Subcase No. 43-02403

NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

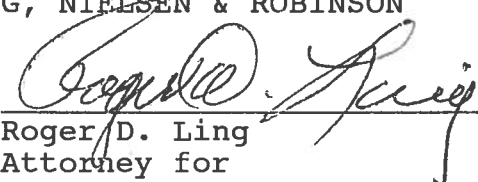
This document is a Notice of Appearance by Roger D. Ling of the firm of Ling, Nielsen & Robinson on behalf of C Bar Cattle Company.

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE, that Roger D. Ling of the firm of Ling, Nielsen & Robinson hereby enters an appearance of the firm as the attorneys of record in the subcase listed above for C Bar Cattle Company.

DATED this 28th day of July, 1999.

LING, NIELSEN & ROBINSON

By: 

Roger D. Ling
Attorney for
C Bar Cattle Company

NOTICE OF APPEARANCE

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