

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: A43-02435
Date Received: 3/ 2/1993
Receipt No: 5015438
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SPENCER LAND & LIVESTOCK CO 801-827-5573
Address: % STAN SPENCER
HC 72 BOX 2418
MALTA ID 83342

2. Date of Priority: JAN 26, 1956

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16S	25E	31	NW	SW	SE		CASSIA

5. Description of diverting works:
SMALL RESERVOIR AT SPRING WITH GRAVITY DITCHES TO PASTURE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.380		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is 57.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 300 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	25E	31	NE	SW		IRR	3.0
			NW	SE		IRR	16.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16S	25E	31	SW	SE		STOCK	
Section Acres							19.0
Total Acres							19.0

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: *None*

14. Remarks:

SPRING KNOWN LOCALLY AS JENSEN SPRING.
THE DOMESTIC USE LICENSED WAS ACTUALLY USED FOR STOCKWATER
AS CLAIMED.

15. Basis of Claim: LICENSE

Water Right Number: 26165

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 Organizations:

I do solemnly swear or affirm that I am Secretary of
Title
Spencer Land & Livestock Co., that I have signed the foregoing
Organization
document in the space below as Secretary of
Title
Spencer Land and Livestock Co. and that the statements contained in the
Organization
foregoing document are true and correct.

Stanley H. Spencer
Signature of Authorized Agent

Secretary / Spencer Land & Livestock
Title and Organization

Feb March 2 1993
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of March 19 93

[Signature]
Notary Public

Seal

Residing at Kimberly ID

My Commission Expires 6/30/94

01/24/2001

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

RIGHT NUMBER: 43-2435

NAME AND ADDRESS: SPENCER LAND & LIVESTOCK CO
C/O STAN SPENCER
HC 72 BOX 2418
MALTA, ID 83342

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.38 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 01/26/1956

POINT OF DIVERSION: T16S R25E S31 NWSWE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 10-31	0.38 CFS
STOCKWATER	1-01 12-31	0.07 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County					
T16S R25E S31	NESW	1.7	T16S R25E S31	SESW	0.4
T16S R25E S31	NWSE	15	T16S R25E S31	SWSE	1.7
STOCKWATER Within CASSIA County					
T16S R25E S31	SWSE				

18.8 ACRES TOTAL

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.

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

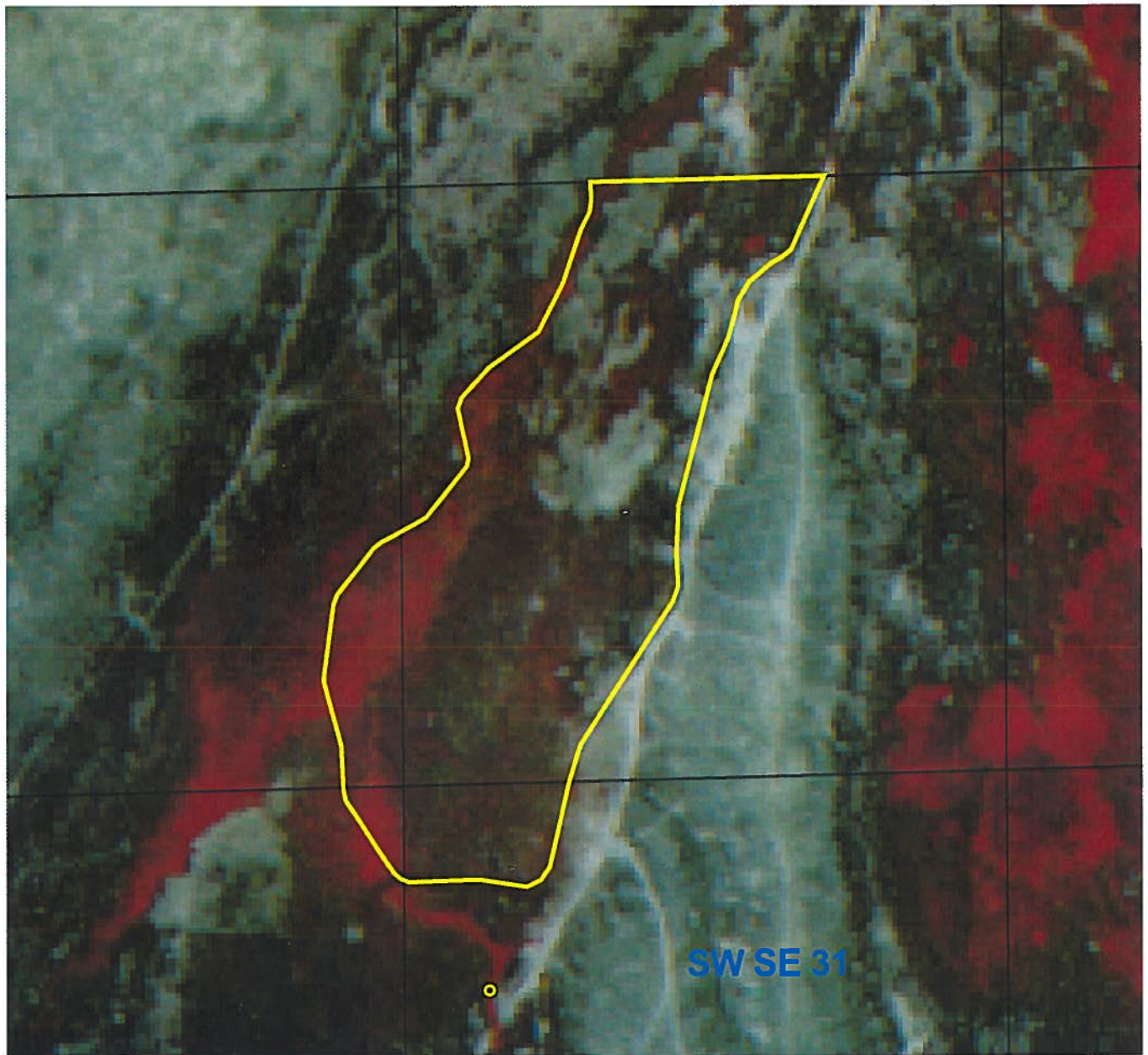
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.
SOURCE ALSO KNOWN AS JENSEN SPRING

Idaho Department of Water Resources

RIGHT: 43-02435

CLAIMED PLACE OF USE
TWP 16S, RNG 25E, SEC 31
Data entry on January 11, 2000



0 660 1320 Feet



● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY

DATA ENTRY BY VIKIE HANCOCK

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: 43-2435

SPENCER LAND & LIVESTOCK CO

C/O STAN SPENCER

HC 72 BOX 2418

MALTA ID 83342

Telephone Number: (801)827-5573

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: MAY 30, 2001

SIGNATURE: Stanley A. Spencer

Please print your name: Stanley A. Spencer

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

CLAIM NUMBER

A43-02435

DATE

1-11-2000

TRANSFER NUMBER

AGENT

UAF

CLAIMED ACRE TOTAL

19

GIS ACRE TOTAL

18

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	14S	25E	31									3			2		16	2	
GIS												1.7			4		15	1.7	
RECOM												1.7			4		15	1.7	
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

✓

43-02435

Page 10:20:

Old (D) Number - 26165

State- ID Zip- 83342

State-UT Zip-0

Status - - - +

+

Point of Diversion
County
CASSIA
(31)

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.380	
04 - STOCKWATER		01/01	12/31	0.070	

+ - Total Div. Rate	- +	+ - Total Div. Volume	- +	+ - Total Consumptive Use	- +	+ - KW Usage	- +
0.380				0.0			

Tract	Sec	Tract	Lot	Acres	Code	Description	County
16S 25E 31	NE SW		1.7		01	IRRIGATION	(31) CASSIA
16S 25E 31	SE SW		0.4		01	IRRIGATION	(31) CASSIA
16S 25E 31	NW SE		15.0		01	IRRIGATION	(31) CASSIA
16S 25E 31	SW SE		1.7		01	IRRIGATION	(31) CASSIA
16S 25E 31	SW SE				04	STOCKWATER	(31) CASSIA

Total Acres: 18.8

--- Diversion Means - SMALL RESERVOIR AT SPRING WITH GRAVITY DITCHES TO PASTURE.

Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

Water right number - R43-02435

Prefix Translation: RESEARCH

EXP SOURCE ALSO KNOWN AS JENSEN SPRING

No Old Water Right Numbers Found

Conditions of Approval
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.
N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
C18 - 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.

Decree Plaintiff - Decree Defendant - Decree Date -
00/00/0000

Date: 05/13/1999 User Id: VHANCOCK Subject: COPIED FROM REMARKS
SPRING KNOWN LOCALLY AS JENSEN SPRING.
AS CLAIMED.
Comments: THE DOMESTIC USE LICENSED WAS ACTUALLY USED FOR STOCKWATER
STOCKWATER, 300 RANGE CATTLE

Audit Fields -
01/12/00 VHANCOCK

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 Verified Date - 00/00/0000 Old Case Number -
Response Filed Date - 00/00/0000 Last Amended Date - 00/00/0000 Temporary Right - P
Claim Received Date - 03/02/1993 Receipt Number - S015438 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - Presumption Flag -
Notice of Error Flag -

AJ0749NP
No. R43-02435

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/13/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SPENCER LAND & LIVESTOCK CO	01/26/1956	IRRIGATION	04-01 10-31	0.38 CFS	
	X STAN SPENCER		STOCKWATER	01-01 12-31	0.07 CFS	
	HC 72 BOX 2418					
	MALTA ID 83342					
	(801) 827-5573					
			TOTAL DIVERSION:		0.38 CFS	

Water Source: SPRING
Point(s) of Diversion: T16S R25E S31
Tributary to: SINKS
Stage: LICENSE
CASSIA County

Place of use Legal Description for: IRRIGATION

NE	NW	SW	SE	SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM
16S 25E 31 :	:	: 03	:	: 16
				TOTAL ACRES
				19.0
				19.0

Place of use Legal Description for: STOCKWATER

NE	NW	SW	SE	SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM
16S 25E 31 :	:	:	:	: S

POU County: CASSIA
Other Rights: NONE
Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag: C

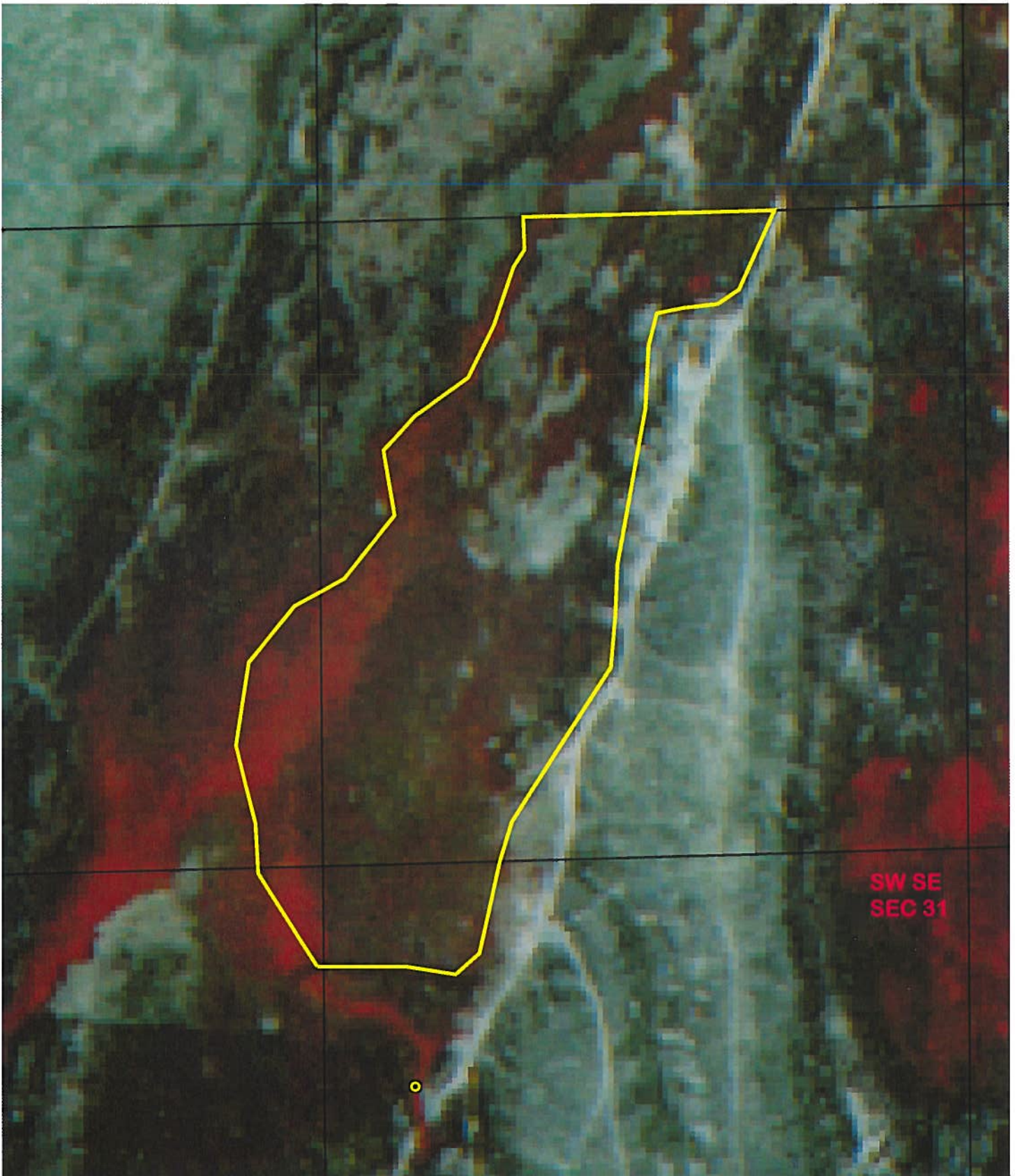
C45
C18
C105
Cone
Eup Bx1
Soura
Atha
Jesse Springs

Per 8/10/98

FIELD NOTES

CLAIM NO(S): A43-02435
SPENCER LIVESTOCK

TWP 16S, RNG 25E, SEC 31



V HANCOCK

Date:

1987/1988 NAPP PHOTOGRAPHY

FIELD EXAM NOTES AND PHOTO LOG

Claim Nos: A43-02435 A43-10830

Name or Area of Concern: Spencer Land & Livestock

Page 1 of 1

1999

Date	Roll	Pic #	Description
5/12	2	4	} NE → N → NW Pond North from pond just N of UTAH line Claim 10830 East of George Creek Pond with George Creek in back Looking to South
		5	
		6	
		7	
		8	Point of Diverson - Spring. Note Elec. Panel
		9	Overview of pond and field beyond to North Claim 02435

Notes: Met with Claimant (Stan) Spencer. Observed pond close to Utah line in Sec. 33 SE SW SW. E. FK George creek enters pond from south. Outlet of pond flows into ditches running E/W which turn North & cross cross field. Field irrigated pasture, only flood irrigation. Claimant corrected east side irr boundary on his map to only include red colored area. Claim 10830.

Claim 02435 - Elec. still to pole. Not enough water to pump & irr all 19 acres for approx 3 yrs. Was all irrigated in 1993 (alfalfa when purchased. Now flood irrigate from base of pond to about 5 acres is all. If & when spring runs more water, will begin to irrigate original licensed acres again (Stock drink from pond, currently). Field irrigated was situated between creek bed & dirt road. Begins directly below pond embankment & runs north.



SPRING - NOTE ELEC AT POLE



pond —

← old
homestead
Bldgs

TO
SPRING

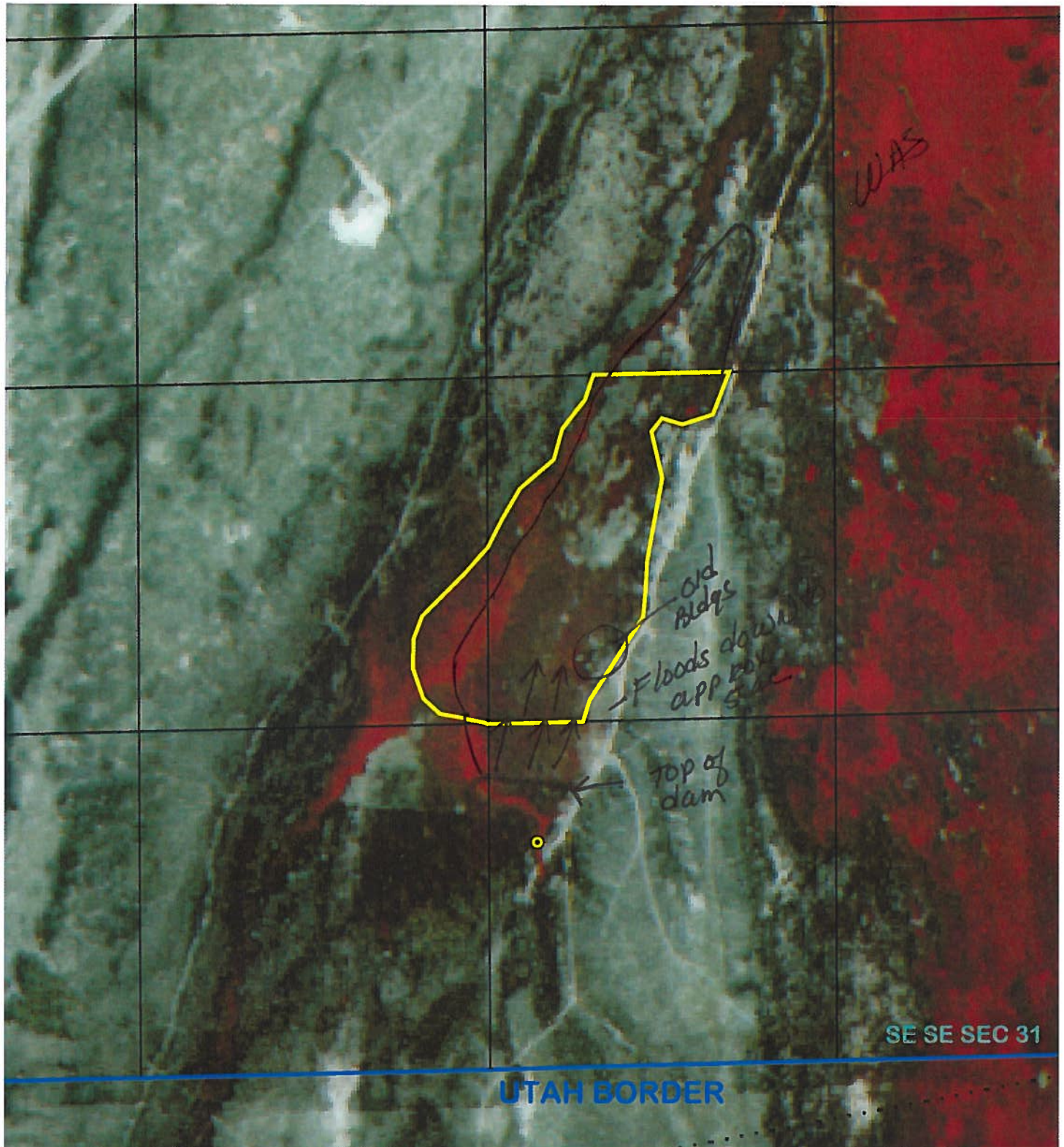
place of use - looking South
From power pole at Spring.

FIELD NOTES

SPRING & 19 ACRES

CLAIM NO(S): A43-02435

TWP 16 ,RNG 25
SEC 31



WAS pumped from pond & sprinkler irr
when sufficient water available.

V HANCOCK Date: 5-12-99

1987/1988 NAPP PHOTOGRAPHY

State of Idaho

License and Certificate of Water Right

Water License No. 26165

Amount 0.38 c.f.s.

Water District No.

Priority JANUARY 26, 1956

THIS IS TO CERTIFY that JOSEPH E. TAYLOR
 of Yost, Utah, made application for a permit to appropriate the
 public waters of the State of Idaho, dated January 26, 1956; that Permit No. 26165
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 1.0 second feet, was issued thereunder on June 23, 1965, showing that said works
 were completed on the 19th day of January, 1961; and that on the 19th
 day of January, 1961,

JOSEPH E. TAYLOR

of Yost, State of Utah, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of unnamed
 spring (sometimes called Jensen Spring), a tributary of _____,
 for the purpose of domestic & irrigation, under Use Permit No. 26165 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
 13 of Licenses at page 8505, on the 23 day of June, 1966;
 The right hereby confirmed dates from January 26, 1956;

The Point of Diversion is located
 in the SW 1/4, SE 1/4, Sec. 31, Tp. 16 S, R. 25 E, B. McCasie County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 0.38 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
16 S	25 E	31	NEX SWX	40	3
			NWX SEX	40	16
Total number of acres to be irrigated:				19	

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
 23rd day of June, 1966.

/s/ R. KEITH HIGGINSON

Deputy State Reclamation Engineer.

(SEAL)

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

Permit No. 26165

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant. Joseph E. Taylor
2. Source of water supply: Unnamed spring (Sometimes called Jensen Spring)
3. Location of point of diversion: Is in the SW 1/4 of Section 31
T. 15 S R. 25 E County of Cassia
4. Describe works as they exist, giving dimensions and capacities of same: Spring has been
developed by use of a backhoe digging a kidney shaped hole
in the spring area 60' long x 30' wide x 10' deep with a
ditch to the north the flume into a holding pond of approx 1/2 to 3/4 acre
foot capacity 8' across gate in dam 5' high x 300' long 2' free board. Spilling
on east 3' bottom x 8' top x 2' deep. Spring & ditch needs cleaned of water catch
5. Water is used for: Irrigation and domestic purposes
6. 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 1/4, NW 1/4, Sec. 31, T. 16 S., R. 25 E., B.M.

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

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

Remarks: Mr. Joseph E. Taylor a long

C/W for 1.0 cfs.
B/V for .36 cfs.

This proof

1. Name

2. Source

3. Locat

T.....

4. Descr

d. 1

in 5

d. 2

for

d. 3

5. Water

6. Stat

7. List

of

that

N

8. W

Remar

R-25E.

TEAMO.

31/ 16
 3 19
 R PD spring

Subdivisions 2

ACEA 19

Q- .38 et.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

03:55:45
05/25/95

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: 146
AK3-02435

LAST: TAYLOR

FIRST: JOSEPH E

ADDRESS:

CITY: YOST

STATE: UT ZIP: 0

PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: SPENCER LAND & LIVESTOCK CO

FIRST:

ADDRESS: % STAN SPENCER

HC 72 BOX 2418

CITY: MALTA

STATE: ID ZIP: 83342

PHONE NUMBER: 801-827-5573

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE

FIELD EXAMINER
Y() N()

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS:

SPRING KNOWN LOCALLY AS JENSEN SPRING.
THE DOMESTIC USE LICENSED WAS ACTUALLY USED FOR STOCKWATER
AS CLAIMED.

Shan (Lance)

2012. 5872

5/21/98

$$Y(\sqrt{N})$$

TIME: : A() P()

Parent

PHONE NUMBER: () -

[illegible]

A. AJ CLAIM: # A43-02435 PRIORITY DATE: 01-26-1956 STAGE: L

B. WR RECORD: # 43-02435 PRIORITY DATE: 01-26-1956 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)

Y(☐) 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(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☐) Y(☐) N(☐)

LICENSE ISSUED

N/A(☐) 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(☒) 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(☒) N(☐)

NOTES:

Priority date as licensed

RECOMMENDED PRIORITY DATE:

01-26-1956

REVIEWED BY

DATE

1-12-2007

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
443-02435	16S	25E	31	NW	SW	SE		CASSIA		
OTHER AJ CLAIMS WITH SAME AJ POD										
AJ CLAIMS WITH SAME AJ POD										
AJ PREFIX R PREFIX										
NONE										
MR RECORDS IN SAME 40 ACRE TRACT										
NONE										

SOURCE: SPRING

TRIB: SINKS

B. MR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
43-02435	16S	25E	31	SW	SE			CASSIA		
OTHER MR RECORDS WITH SAME MR POD										
AJ CLAIMS IN SAME 40 ACRE TRACT										
AJ PREFIX R PREFIX										
NONE										

SOURCE: SPRING

TRIB:

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)

OTHER (DESCRIBE IN NOTES BELOW)

5-12-98, NAME OF EXAMINER: J. Hancock, Y(✓) N()

Y(✓) N()

NOTES:

Pod a. linear.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

THP- 16S	RGE- 25E	SEC- 31	1/4 NW	1/4 SW	1/4 SE	LOT	POD FLAG	COUNTY CASSIA	DIVERSION NAME	DIVERSION NBR
-------------	-------------	------------	-----------	-----------	-----------	-----	-------------	------------------	----------------	---------------

165 25E 31

NE

MS

SOURCE :

TRIB:

REVIEWED BY:

DATE:

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

A. ROOT WATER RIGHT NUMBERS: A43-02435

B. POU LISTING				AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
TWP	RNG	SEC	1/4 1/4 LOT NAME					
16S	25E	31	NE SW SPENCER LAND & LIVESTOCK CO	A43-02435	/ 3.0	A43-02435	/ 3.0	
16S	25E	31	NW SE SPENCER LAND & LIVESTOCK CO	A43-02435	/ 16.0	A43-02435	/ 16.0	
16S	25E	31	SW SE SPENCER LAND & LIVESTOCK CO	A43-02435	/			
			WARD, HAROLD OLEN	A43-07130	/ 30.0	-	/	
ADDITIONAL POU FOUND								

TOTAL ACRES	A43-02435	19.00	19.00
POU COUNTY: CASSIA			

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

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

Y () N ()

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
A43-02435	SPRING	SPENCER LAND & LIVESTOCK CO	0.380	0.020		
A43-07130	GROUNDWATER	WARD, HAROLD OLEN	2.950	0.008		
NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION						

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

Y () N ()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

- E. IS THE CLAIMED POU 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 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(☒)
- G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y(☒) 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() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: ☒ ORTHOPHOTOQUAD, IDMR NO. _____; ☒ TOPOGRAPHIC QUAD, IDMR NO. _____;

☒ NAPP, IDMR NO. _____; ☐ ASCS PHOTO; ☐ OTHER _____

NOTES: _____

Ungrated area located & calculated by
 AEC 121500 GTS Program using 1987-1988 7000
 Aerial photography.
 Accomplished transfer of pole occurred as
 land closer to Spring road ungrated which
 place pole on additional quarter section.
 1000 acres are ungrated in the north ~~and~~ then
 burned.

RECOMMENDATIONS:

TOTAL ACRES: 18.8 N/A()

REVIEWED BY: [Signature] DATE: 1-12-2000

A. AD CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A43-02435 IRRIGATION	FROM 04-01 TO 10-31	0.380 CFS	
A43-02435 STOCKWATER	FROM 01-01 TO 12-31	0.070 CFS	

TOTAL DIVERSION RATE/VOLUME 0.380 CFS

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
43-02435 IRRIGATION	FROM TO	0.380 CFS	
43-02435 DOMESTIC	FROM TO	0.380 CFS	

TOTAL DIVERSION RATE/VOLUME 0.380 CFS

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

Y(✓) N()

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

N/A() Y(✓) 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(✓) N()

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

Y(✓) N()

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

Y(✓) 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(✓) 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() N(✓)

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

N/A(✓) 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(✓) Y() N()

NOTES:

All as licensed except again I was
disenfranchised to 100% amount still do
no reason I was not licensed.

AJ CLAIM TOTAL DIVERSION RATE: 0.380 CFS
 WR ROOT RIGHT TOTAL DIVERSION RATE: 0.380 CFS

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

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

* 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() 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. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
 ACRES 19 x 0.02 CFS/ACRE = 0.38 CFS
 (Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()
 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 = 57.0 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 ()

NOTES:

Clarmant states that there has not been sufficient water to irrigate the entire 19 acres since 1996 but diversion water are still in place & when sufficient water is available. Clarmant now irrigating approx 5 acres, which is all the water available from the spring.

Diversion now occurring by ditch & flooding. When property was purchased in 1943 a pump was used with hand lines.

WR RECORD CONDITIONS/REMARKS:

SPRING KNOWN LOCALLY AS JENSEN SPRING.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 43-02435

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.380

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	-	-	-	-	43-02435	0.380
TOTAL CFS						0.380

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 ()?DATABASE
N FIELD
EXAMINER
Y () N ()

NOTES:

No splits

AUTHENTICATION:

SIGNATURE:



DATE:

1-8-2008

NAME OF FIELD EXAMINER:

Julie Hancock

TITLE:

Water Resource Agent

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

☐ ORTHOPHOTOQUAD	DATE OF PHOTO _____	IDMR ID NO. _____	Y() N()
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____	IDMR ID NO. _____	Y() N()
☐ NAPP	DATE OF PHOTO _____	IDMR ID NO. _____	Y() N()
☐ ASCS AERIAL PHOTO	DATE OF PHOTO _____		Y() N()
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____		Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____		Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____		Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____		Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____		Y() N()
☐ OTHER _____	DATE _____		Y() N()
☐ OTHER _____	DATE _____		Y() N()
☐ OTHER _____	DATE _____		Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____		
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____		
☐ IDMR APPROVED TRANSFER	DATE TRANSFER APPROVED _____		
☐ SYSTEM DESCRIPTION	DATE DRAWN _____		
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____		
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____		
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____		
☐ OTHER _____	DATE _____		
☐ OTHER _____	DATE _____		

MR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV								
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

