

04/05/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 43-10547

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ALVIN CARPENTER
Current Owner	MARY J CARPENTER
	2079 E 1700 S
	MALTA, ID 83342
	(208)645-2347
Original Owner	BERNICE HOGGAN-STEPHENS
	BOX 453
	ELBA, ID 83326
	(208)638-5510

Priority Date: 04/30/1883
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary to</u>
CASSIA CREEK	RAFT RIVER
CROSS CREEK	CASSIA CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	1.6 CFS		
Total Diversion			1.6 CFS		

Location of Point(s) of Diversion:

NESE	Sec. 01	Township 13S	Range 24E	CASSIA County
NENW	Sec. 12	Township 14S	Range 24E	CASSIA County

IRRIGATION Use:
Acre Limit: 90

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Townshi</u>	<u>Rang</u>	<u>Sectio</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14S	24E	1		NESE	15		NWSE	10						
	25E	6		NESW	30		NWSW	35						

Total Acres: 90

Remarks:

- General THIS CLAIM IS BASED ON CASSIA CREEK DECREEED RIGHTS WITH PRIORITY 4-30-1883 FOR 80 INCHES. (43-00079)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
MAR 30 2001
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
43-263			43-10547		
43-264					
43-266					
43-186					
43-187					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Bernice Haggan-Stephens
4. New Owner/Claimant(s) Box 1153 Elba, Id 83326
- Name Connector (Check one): ☐ and ☒ or ☐ and/or
- New Mailing Address 4101 E 1700 S
- City, State and ZIP Code Malta, ID 83342
- New Telephone Number 208 645-2347
5. Date you acquired the property 4-25-1995

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)
- Alvin Carpenter*
Mary J. Carpenter

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

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

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

decreed as 43-79
Ident. Number: **A43-10547**
Date Received: 6/ 8/1989
Receipt No: C007302
Received By: KKC

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BERNICE HOGGAN-STEPHENS 208-638-5510
Address: BOX 453
ELBA ID 83326

2. Date of Priority: APR 30, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
<i>14S</i> 13S	24E	1	NE	SE			CASSIA
14S	24E	12	NE	NW			CASSIA

CROSS CR

5. Description of diverting works:
HEADGATE AND BARKER DITCH TO FLOOD IRRI. AND SPRINKLE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.600		

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

8. Total consumptive use is 561.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14S	24E	1	NE	SE		IRR	15.0
			NW	SE		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	25.0
	25E	6	NE	SW	IRR	30.0
			NW	SW	IRR	35.0
					Section Acres	65.0
					Total Acres	90.0

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:

THIS CLAIM IS BASED ON CASSIA CREEK DECREED RIGHTS WITH PRIORITY
4-30-1883 FOR 80 INCHES. (43-00079)

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

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 Individuals:

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

Signature of Claimant(s): Servie Stephens Date: March 23/1993

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of March 19 93
Kelly K Christensen
Notary Public

Seal

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



Water Right Number - A43-10547

Prefix Translation: ADJUDICATION CLAIM

old (D) Number -

*** C - CURRENT OWNER ***

HOGAN-STEPHENS

BERNICE

1 - BOX 453

State- ID Zip- 83326

City- ELBA

Phone - 208-638-5510

Priority Date - 04/30/1883

Region - 17 SOUTHERN

D - DECEED

Status -

Source - CROSSLAND CREEK

Tributary - CASSIA CREEK

Point of Diversion - Stream Index (Blank if no Index Code)

Twn	Rng	Sec	Tract	Lot	Rflg	County
13S	24E	1	NE SE SE			(31) CASSIA
			SE SE SE			(31) CASSIA
			SW SE SE			(31) CASSIA
			SW SE SW			(31) CASSIA
14S	24E	12	NE NW NW			(31) CASSIA

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15		1.600	

Total Div. Rate - 1.600 Total Div. Volume - 561.0 Total Div. Capacity - 561.0 Total Consumptive Use - 561.0 KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14S	24E	1	NE SE		15.0		01	IRRIGATION	(31) CASSIA
14S	24E	1	SE SE		15.0		01	IRRIGATION	(31) CASSIA
14S	25E	6	NE SW		30.0		01	IRRIGATION	(31) CASSIA
14S	25E	6	NW SW		40.0		01	IRRIGATION	(31) CASSIA
14S	25E	6	SW SW		40.0		01	IRRIGATION	(31) CASSIA
14S	25E	7	NW NW		7.0		01	IRRIGATION	(31) CASSIA

Total Acres: 147.0

- - - Diversion Means - HEADGATE AND BARKER DITCH TO FLOOD IRR. AND SPRINKLE

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - A43-10546

THIS CLAIM IS BASED ON CASSIA CREEK DECREE RIGHTS WITH PRIORITY 4-30-1883 FOR 80 INCHES. (43-00079)

Water right number - A43-10547

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - Old Water Right Numbers - - - - - +
+ - - - - - Old Water Right Numbers - - - - - +
4300079

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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

+ - - Audit Fields - 06/21/89 SCHULD 01/17/92 BAUMHOF

+ - - - - - Comments - - - - - +
No Comments Found

+ - - - - - 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	- 06/08/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- C007302	Federal/State Indicator	- S
Claims Tape Error Flag	-	POU Ownership Flag	- Y	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	-	Notice of Error Flag	-

Water Right Number - 43-00079

Prefix Translation: WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***

BARKER

A. M.

1 -

2 -

3 -

City-
Phone -

State-

Zip-

Priority Date - - - +
04/30/1883

Region - - - +
17 SOUTHERN

Stage - - - +
D - DECREED

Status - - - +

Source - - - - - +
CASSIA CREEK

Tributary - - - - - +
RAFT RIVER

Tw n Rng Sec Tract Lot Rflg County Point of Diversion - - - - - +
Stream Index (Blank if no Index Code)

Code Description Period From Period To Water Use - - - - - +
Diversion Rate Diversion Volume

01 - IRRIGATION

1.600

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.600

Tw n	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
14S	25E	6	NE SW	6	01	IRRIGATION	31	CASSIA
14S	25E	6	NW SW	6	01	IRRIGATION	31	CASSIA

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Remarks - - - - - +
SEE DECREE FOR FURTHER DESCRIPTION OF P. U.

Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

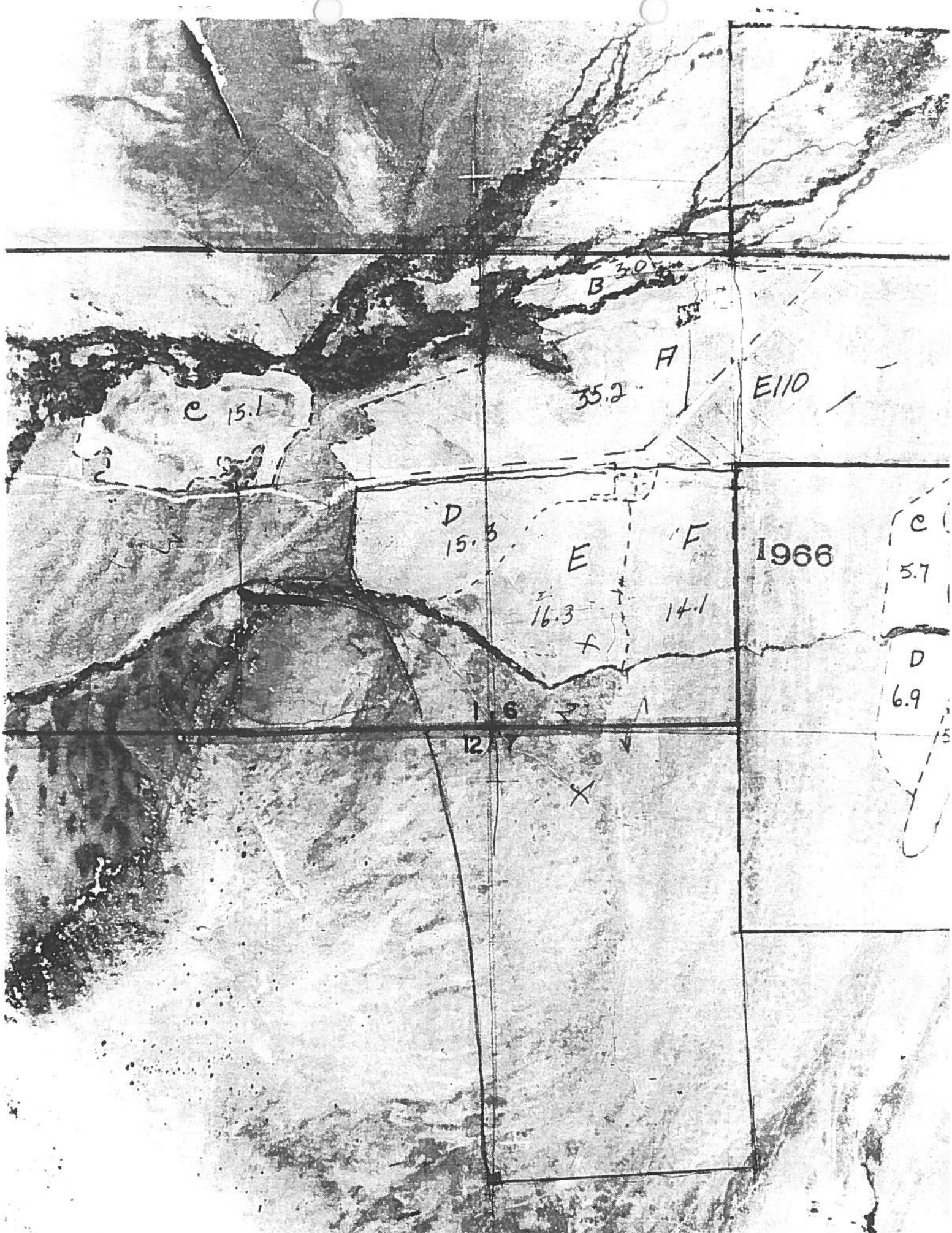
Conditions of Approval - - - - - +
No Conditions of Approval found.

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

WATER RIGHT

--Comments--
No Comments Found

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
Decree Date	10/18/1928
Field Exam Made	00/00/0000
Protested Date	00/00/0000
Hearing Date	00/00/0000
Verified Date	03/12/1985
Receipt Number	
Appl Received	00/00/0000
Presumption Flag	
Field Exam Fee	
Swan Falls	
Temporary Right	P
DLE/Carey Act	
Water District	43C
Transfer/Amended	



C 15.1

B 30

A

35.2

E110

D 15.3

E

F

1966

16.3

14.1

C

5.7

D

6.9

1 6

12

X

CONVERSATION MEMO

Pg 1/2

443- 10544 } -00186
 -10546 } -00187
 FILE: -10547 } -00263
 AGENT: KKC -00264
 DATE: 3-23-93 -00266
 -00079

RE:

split claim/new claim analysis

NAME OF PARTY:

Bernia Hoggan-Stephens.

Claimant wanted to split rights to reflect the priority dates of the orig decreed rights. Also, it was determined that another right was missed during the original claims taking. No late fees were assessed as the claimant had made an honest attempt to claim all of her water use & didn't understand the ramifications of combining the rights.

Claims split:

	Split into:	Result:	additional fees Due!
A43-10544	A43-00263	one new claim but	0 ⁰⁰
	A43-00266	same P/u.	50 ⁰⁰
A43-10546	A43-00186	one new claim but	0 ⁰⁰
	A43-00187	same P/u. (see below for additional analysis)	50 ⁰⁰
A43-10547	NO CHANGE	AMENDED P/u (see below for additional analysis)	8 ⁰⁰
A43-00264	NEW FILING	NEW claim / new Acct	51 ⁰⁰
		total Due	159 ⁰⁰

A43-10544 analysis:

This Claim was split to separate 1883 priority date right from the 1887 priority date right. Historical practice has been that both rights are delivered through the same system and used on the same P/u.

CONVERSATION MEMO

P/2/2

FILE: continuedAGENT: KKCDATE: 3-23-93

RE: _____

NAME OF PARTY: _____

A43-10546 and A43-10547 were ^{originally} claimed with a common P/U but according to Mrs Stephens, historical practice has been that the P/U has been divided & water delivered based upon priority date. Therefore 10546 was split into 186 & 187 for fewer acres (common P/U for these two rights). 10547 was ~~re-amended~~ amended to show fewer total acres but when the two rights were compared to the original P/U claimed, an ~~acre~~ increase was found.

A43-00264 was determined to have not been filed. Therefore Mrs Stephens claimed the right at this time. She stated that the original use was a pipe diversion at or near the spring running NE to a farmstead where it was used to irrigate a yard. This has been abandoned and the use is to now to allow the water to flow in a natural channel to eventually be diverted via a ditch to ~~the~~ a one acre orchard near Cassia Cr.

NOTE: for A43-00263 & 00266 The P/U is probably not described correctly. Acres probably need to be shifted from Sec 2 to Sec 1, maybe an amendment will be necessary to ~~determine~~ add acres during final review.

RECOMMENDED PERMISSIBLE PLACE OF USE:

CLAIMS: A43-10544 *split into* A43-00263
A43-00264 A43-00266

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
original claim	A43-10544	14S	24E	1									5								5	
as amended/split	A43-00263			1									5								5	
" "	A43-00266			1									5								5	

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
original claim	A43-10544	14S	24E	2													30	10			40	
as amended/split	A43-00263			2													30	10			40	
" "	A43-00266			2													30	10			40	
new claim	A43-00264			2														1			1	

A43-00263 & A43-00266 have a common P/U
A43-00264 adds one new acre to ~~system~~ total acres irrigated under all rights in aggregate.

Claim amendment
work sheet.

A43-10546 split into
CLAIM NUMBER A43-00186
A43-00187
A43-10547 amended
no number DATE 3-22-93
change AGENT KKC

	CLAIM NUMBER				NE				NW				SW				SE				TOTAL ACRE
		T N S	R N G	S E C	N E	N W	S W	S E	N E	N W	S W	S E	N E	N W	S W	S E	N E	N W	S W	S E	
orig claim	A43-10546	14S	24E	1																	
orig claim	A43-10547			1													15			15	30
Amended	A43-00186			1													15			15	30
Amended	A43-00187			1																12	12
Amended	A43-10547			1																12	
																	15	10			25

	CLAIM NUMBER				NE				NW				SW				SE				TOTAL ACRE
		T N S	R N G	S E C	N E	N W	S W	S E	N E	N W	S W	S E	N E	N W	S W	S E	N E	N W	S W	S E	
orig claim	A43-10546	14S	25E	6																	
orig claim	A43-10547			6									30	40	40						110
Amended	A43-00186			6									30	40	40						110
Amended	A43-00187			6										3	39						42
Amended	A43-10547			6										3	39						42
													30	35							65

	CLAIM NUMBER				NE				NW				SW				SE				TOTAL ACRES
		T N S	R N G	S E C	N E	N W	S W	S E	N E	N W	S W	S E	N E	N W	S W	S E	N E	N W	S W	S E	
orig claim	A43-10546	14S	25E	7																	
orig claim	A43-10547			7					7												7
Amended	A43-00186			7					7												7
Amended	A43-00187			7					11												11
Amended	A43-10547				no acres claimed																11

Amended claimed acres.

A43-00186 = 65

A43-00187 = 65 (same acres as 00186)

A43-10547 = 90

Total claimed 155

Total of orig claimed acres

A43-10546 = 147

(same acres) A43-10547 = 147

155
- 147

8 acres previously not claimed or paid for.

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: A43-10547
Date Received: 6/21/1989
Receipt No: C007302
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BERNICE HOGGAN-STEPHENS 208-638-5510
Address: BOX 453
ELBA, ID 83326

2. Date of Priority: APR 30, 1887

3. Source: GREEN CANYON CREEK Trib. to: CASSIA CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	24E	1	NW	SE	SE		CASSIA
			SE	SE	SE		CASSIA
	25E	6	SW	SW	SW		CASSIA
			SW	SE	SW		CASSIA
14S	24E	12	NE	NW	NW		CASSIA

5. Description of diverting works:
HEADGATE AND BARKER DITCH TO FLOOD IRRI. AND SPRINKLE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is 561.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	24E	1	NE	SE		IRR	15.0
			SE	SE		IRR	15.0
			Section Acres				30.0
	25E	6	NE	SW		IRR	30.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			Section Acres				110.0
		7	NW	NW		IRR	7.0
			Section Acres				7.0
			Total Acres				147.0

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:

CASSIA CREEK DECREED RIGHTS DATED 4/30/83, 4/1/94, 4/30/87

14. Remarks:

THIS CLAIM IS A COMBINED RIGHT BASED ON CASSIA CREEK DECREED WATER DATED 4/30/1883 FRO 80"

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

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 Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ 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.

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Ident. Number: A43-10547
Date Received: 6/ 8/1989
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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BERNICE HOGGAN-STEPHENS 208-638-5510
Address: BOX 453
ELBA ID 83326

2. Date of Priority: APR 30, 1883

3. Source: GREEN CANYON CREEK Trib. to: CASSIA CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	24E	1	NW	SE	SE		CASSIA
			SE	SE	SE		CASSIA
	25E	6	SW	SW	SW		CASSIA
			SW	SE	SW		CASSIA
14S	24E	12	NE	NW	NW		CASSIA

5. Description of diverting works:
HEADGATE AND BARKER DITCH TO FLOOD IRRI. AND SPRINKLE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is 561.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14S	24E	1	NE	SE		IRR	15.0

A43-10547

Page 1

Date: 01/17/92

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MAR 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	24E	1	SE	SE		IRR	15.0
						Section Acres	30.0
	25E	6	NE	SW		IRR	30.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
						Section Acres	110.0
		7	NW	NW		IRR	7.0
						Section Acres	7.0
						Total Acres	147.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
A43-10546

14. Remarks:
THIS CLAIM IS BASED ON CASSIA CREEK DECREED RIGHTS WITH PRIORITY
4-30-1883 FOR 80 INCHES. (43-00079)

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

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 Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ 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

Date Received

Receipt Number

C007302

RECEIVED

JUN 07 1989

Department of State

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Hoggan-Stephens, Bernice Phone (208) 638-5510

Mailing Address Box 453 E16a, Id Zip 83326

2. Date of Priority (Only one (1) per claim) 4/30/83

3. Source of water supply (a) Green Canyon Creek
which is tributary to (b) Cassia Creek

4. a. Location of existing point of diversion is: Township 14S Range 24E Section 12,
NE 1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of
Additional points of diversion if any: 1) NW SE SE 13S 24E Sec 1 4) SW SE SW 13S 25
2) SE SE SE 13S 24E Sec 1 See 6
3) SW SW SW 13S 25E Sec 6

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

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. Headgate and Barker Ditch
To gravity flow diversion at Points 1) 2) 3) & 4).

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MAR 05 1991

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 1.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.60 (cfs) and/or (b) 561 (acre feet)

8. Total consumptive use claimed is 561 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:

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	
<u>14S</u>	<u>35E</u>	<u>6</u>									<u>30</u>	<u>40</u>	<u>40</u>	<u>80</u>					<u>110</u>
		<u>7</u>					<u>7</u>												<u>7</u>
	<u>34E</u>	<u>1</u>													<u>15</u>			<u>15</u>	<u>30</u>

Total number of acres irrigated 187

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

12. Do you own the property listed above as place of use? 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.
Cassia Creek Decreed Rights 4/30/83 & or None ()

14. Remarks: And 4/1/94 and 4/30/87 was (for 63") Total -
This claim is based on Cassia Creek Decreed Rights with Priority 4/30/83 for 80"

Last Name Hoggen-Stephens Ident No. A43-10547

MICROFILM
Copies: White -State, Yellow-Claimant
MAR 05 199

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

If applicable provide IDWR Water Right Number _____
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) X Darnice Stephens Date X May 30 89
_____ 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 Cassia) SS.

Subscribed and sworn (or affirmed) before me this 30 day of May 19 89

SEAL

Notary Public Bruce A. Schuld

Residing at BRUCE A. SCHULD, NOTARY PUBLIC

RESIDING AT BOISE, IDAHO

My Commission Expires MY COMMISSION EXPIRES APRIL 11, 1995

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 _____ Ident. Number _____

MICROFILME
Copies White-State, Yellow-Claimant
MAR 05 1993

DATE RECEIVED 6/7/89 CK # _____ AMOUNT \$ _____

	YES	NO	Required 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)	☒	☐	*
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?	☒	☐	
Is the consumptive use correct?	☒	☐	
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.	☒	☐	*
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.)	☒	☐	
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.)	☒	☐	
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?	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered?	☒	☐	
22. Should this claim be receipted and data entered?	☒	☐	

Claim checked by: Brian Hoggar Date: 6/7/89
Claim must be returned to claimant: (Yes) (No)
Claimant must be sent a copy of amended claim for approval: (Yes) (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____
Checked by: _____ Date: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7200 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Bernice Hoggan-Stephens
BOX 453
Elba, Idaho 83326

APR 01 1992 April 1, 1992

Department of Water Resources
Southern Region Office

RE: Snake River Basin Adjudication (SRBA)
Cassia County - Notice of Claim Nos. A43-10546 & A43-10547

Dear Ms. Stephens:

During a preliminary review of your above listed Notices of Claim, a discrepancy has been noted. Enclosed are copies of your original claim forms, and as we have entered the information on your claims into our computer system, a computer generated copy of each is attached to the respective Claim. The item to which we wish to direct your attention is #10, "Description of place of use". On each of your claims the TOTAL NUMBER OF ACRES IRRIGATED is written 187. However, the number of acres described by legal description in the upper portion of Item #10, is only 147.

We have accepted your claims for 147 acres not 187 acres, based upon the total number of acres identified by legal description in item #10. However, if you do indeed irrigate 187 acres, you will need to amend your claims to include the legal description of the additional 40 acres. You may amend your claims by writing the additional legal description(s) on the enclosed computer generated forms, initial each change, then sign the "Amended Claims" before a Notary Public. Please return the Claims to my attention before April 17, 1992.

If the described 147 acres is correct you do not need to do anything at this time, as we have accepted your claims for 147 acres. However, as you have paid the filing fees for 187 acres on Receipt #C007302, a refund of the \$40.00 overpayment will be done. Therefore, if we have not received any amended claims from you by April 17, 1992, we will assume that you do not intend to increase your claimed acres, and will begin processing the refund. If you have any questions or require assistance, please contact me at 327-7858.

Sincerely,

Anna Baumhoff
Water Resource Agent, Sr.
Adjudication Bureau

ALB:south:tf

Enclosures:

Photocopies and computer-generated copies
of Claim #A43-10546 and #A43-10547

MICROFILM

MAR 05 1992

data entry corrections

Water Right Number - A43-10547
Prefix Translation: ADJUDICATION CLAIM
Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
HOGGAN-STEPHENS
BERNICE
1 - BOX 453
2 -
3 -
City- ELBA
Phone - 208-638-5510
State- ID Zip- 83326

+ - - - Priority Date - - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/30/1883
17 SOUTHERN
D - DECREED
+ - - - - Source - - - - + + - - - - Tributary - - - - + + - - - -
GREEN CANYON CREEK CASSIA CREEK

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Rate	Diversion Volume
13S	24E	1	NW SE SE		(31)	CASSIA			
			SE SE SE		(31)	CASSIA			
	25E	6	SW SW SW		(31)	CASSIA			
			SW SE SW		(31)	CASSIA			
14S	24E	12	NE NW NW		(31)	CASSIA			

+ - - - Code Description Period From Period To Water Use
01 - IRRIGATION 03/15 11/15 1.600
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.600 561.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14S	24E	1	NE SE		15.0	01	IRRIGATION		(31) CASSIA
14S	24E	1	SE SE		15.0	01	IRRIGATION		(31) CASSIA
14S	25E	6	NE SW		30.0	01	IRRIGATION		(31) CASSIA
14S	25E	6	NW SW		40.0	01	IRRIGATION		(31) CASSIA
14S	25E	6	SW SW		40.0	01	IRRIGATION		(31) CASSIA
14S	25E	7	NW NW		7.0	01	IRRIGATION		(31) CASSIA

Total Acres: 147.0

+ - - - Diversion Means - HEADGATE AND BARKER DITCH TO FLOOD IRRI. AND SPRINKLE

+ - - - Non-Irrigation Use -

+ - - - Other Rights for Same Use - A43-10546

[illegible]

Old Water right Numbers

[illegible]

Case	Defendant	Decree	Date	+
1	1	1	1	1
2	2	2	2	2
3	3	3	3	3
4	4	4	4	4
5	5	5	5	5
6	6	6	6	6
7	7	7	7	7
8	8	8	8	8
9	9	9	9	9
10	10	10	10	10
11	11	11	11	11
12	12	12	12	12
13	13	13	13	13
14	14	14	14	14
15	15	15	15	15
16	16	16	16	16
17	17	17	17	17
18	18	18	18	18
19	19	19	19	19
20	20	20	20	20
21	21	21	21	21
22	22	22	22	22
23	23	23	23	23
24	24	24	24	24
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26	26	26	26	26
27	27	27	27	27
28	28	28	28	28
29	29	29	29	29
30	30	30	30	30
31	31	31	31	31
32	32	32	32	32
33	33	33	33	33
34	34	34	34	34
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36	36	36	36	36
37	37	37	37	37
38	38	38	38	38
39	39	39	39	39
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41	41	41	41	41
42	42	42	42	42
43	43	43	43	43
44	44	44	44	44
45	45	45	45	45
46	46	46	46	46
47	47	47	47	47
48	48	48	48	48
49	49	49	49	49
50	50	50	50	50
51	51	51	51	51
52	52	52	52	52
53	53	53	53	53
54	54	54	54	54
55	55	55	55	55
56	56	56	56	56
57	57	57	57	57
58	58	58	58	58
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61	61	61	61	61
62	62	62	62	62
63	63	63	63	63
64	64	64	64	64
65	65	65	65	65
66	66	66	66	66
67	67	67	67	67
68	68	68	68	68
69	69	69	69	69
70	70	70	70	70
71	71	71	71	71
72	72	72	72	72
73	73	73	73	73
74	74	74	74	74
75	75	75	75	75
76	76	76	76	76
77	77	77	77	77
78	78	78	78	78
79	79	79	79	79
80	80	80	80	80
81	81	81	81	81
82	82	82	82	82
83	83	83	83	83
84	84	84	84	84
85	85	85	85	85
86	86	86	86	86
87	87	87	87	87

+ - Decree Date - +
00/00/0000[illegible]

+ - - Audit Fields - - +

[illegible]

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	-	06/08/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	C007302	Water District	-	
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-		Presumption Flag	-	
						Notice of Error Flag	-	

MAR 05 1993

A 237

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER:

Ident. Number

Date Received

Receipt Number

39576
A 43-10547

C007302

RECEIVED

JUN 07 1989

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of

Please type or print clearly

1. Name of Claimant (s) Hoggar, Stephens, Pernice Phone (208) 633-5570Mailing Address Box 453 E 102, Id Zip 833262. Date of Priority (Only one (1) per claim) 4/30/833. Source of water supply (a) Green Canyon Creek
which is tributary to (b) Cassia Creek4. a. Location of existing point of diversion is: Township 14E Range 24E Section 12NE 1/4 of NW 1/4 of NW 1/4, Govt. Lot 135 B.M. County of 4) SW SE SW 135Additional points of diversion if any: SE SE SE 135 24E 32E See
3) SW SW SW 135 25E SW 6

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

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. Headgate End Potker DitchTo gravity flow diversion at Points 1, 2, 3 & 4.

MICROFILME

MAR 05 1993

TO: STATE OFFICE

JAN-17-92 FRI 11:23

IDWR SOUTHERN

TEL NO: 1-20

3E-3037

#503 P06

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 1.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.60 (cfs) and/or (b) 5.61 (acre feet)8. Total consumptive use claimed is 5.61 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:

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
			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	
<u>14S</u>	<u>35E</u>	<u>6</u>									<u>30</u>	<u>40</u>	<u>40</u>	<u>50</u>					<u>110</u>
		<u>7</u>					<u>7</u>												<u>7</u>
	<u>24E</u>	<u>1</u>													<u>15</u>			<u>15</u>	<u>30</u>

Total number of acres irrigated 18711. In which county (ies) are lands listed above as place of use located? Cassia County12. Do you own the property listed above as place of use? 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.
Cassia Creek Decreed Rights 4/30/83 or None ()
And 1/1/84 and 1/1/85 (for 63") Total -14. Remarks: This claim is based on Cassia Creek Decreed Rights with Priority 4/30/83 for 80"Last Name Heggen Stephens Ident No. _____Copies: White - State, Yellow - Claimant
MAR 05 1992

TO: STATE OFFICE

IDW-17-93 FRI 11:24

IDWR SOUTHERN

TEL NO: 1-20

36-3037

#503 P07

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

If applicable provide IDWR Water Right Number _____ Decree Date _____
 Court _____ Case Number _____
 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)

Date May 30 8

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
 of _____ Organization _____, that I have signed the foregoing
 document in the space below as _____ Title _____ of _____ 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 Cassia) SSSubscribed and sworn (or affirmed) before me this _____ day of _____ 1998

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

BRUCE A. SCHULZ, NOTARY PUBLIC

RESIDING AT BOISE, IDAHO

MY COMMISSION EXPIRES APRIL 11, 1995

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 _____ Ident. Number _____

Copies White-State, Yellow-Claims

RIGHT NUMBER A43-10547 NAME & ADDRESS BERNICE HOGGAN-STEPHENS BOX 453 ELBA ID 83326 PRIORITY DATE 04/30/1887 WATER USE IRRIGATION USE PERIOD FROM 03-15 TO 11-15 MAXIMUM DIVERSION 1.60 CFS STAGE DECREASED

SOURCE: GREEN CANYON CREEK TRIBUTARY: CASSIA CREEK POINT OF DIVERSION: T13S R24E S01 NWSESE SESESE SWSWSW SWSWSW NENWNW T14S R24E S12 PLACE OF USE: IRRIGATION NESE 15.0 SESE 15.0 T14S R24E S01 NESW 30.0 NWSW 40.0 R25E S06 S07 7.0 147.0 ACRES TOTAL TOTAL DIVERSION RATE: 1.60 CFS TOTAL DIVERSION VOLUME: 0.00 AFA CONSUMPTIVE USE: 561.0 AFA

CONDITIONS OF APPROVAL:

REMARKS: THIS CLAIM IS A COMBINED RIGHT BASED ON CASSIA CREEK DECREE WATER DATED 4/30/1883 PRO 80"

OTHER RIGHTS: CASSIA CREEK DECREE DATED 4/30/83, 4/1/94, 4/30/87

43-

SWSW 40.0

decree 43-00211 180 cfs 43-00029 43-00-1887

Claus 43-00-1887 43-00-1887

03/21/2001

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

RIGHT NUMBER: 43-10547

NAME AND ADDRESS: BERNICE HOGGAN-STEPHENS
BOX 453
ELBA, ID 83326

SOURCE: CROSS CREEK

TRIBUTARY: CASSIA CREEK

QUANTITY: 1.6 CFS

VERIFIED BY KKC

PRIORITY DATE: 04/30/1883

POINT OF DIVERSION: T14S R24E S12 NWNENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-31

QUANTITY
1.60 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T14S R24E S1	LOT 7	NESE	11	T14S R24E S1	NWSE	14
T14S R24E S1		SWSE	0.8	T14S R24E S1	SESE	14
T14S R25E S6		NESW	28	T14S R25E S6	NWSW	32
T14S R25E S6	LOT 7	SWSW	39	T14S R25E S7	NWNW	7.2

146 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 146 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS. 43-186, 43-187, and 43-10547.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

A PORTION OF THE PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY
SURVEY NO. 105.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

A 43-10547 (AKA 00079) 4-30-1883 1.60cfs ^(@ 1 1/4 Ac)
(AKA 80 Ac)

Decreed P/4 < 80 Ac N 1/2 SW 1/4 Sec 6 1425

Also Claimed in N 1/2 SE 1/4 Sec 1 1424

overlaps with Decreed P/4 for 43-00266

43-00266 decreed to N 1/2 S 1/2 Sec 1 (4-30-1887) .40cfs

claimed in HES 203 & N 1/2 SW Sec 1 a permissible P/4
with 43-263 (6-8-1883)

Not claimed on N 1/2 SE 1/4 Sec 1

★ alternative Split Right

P. P/4 -

43-00263 6-8-1883 .86cfs

Decreed to HES-203

R 24

W 30

597
T 1319

12 7
13 18



R 24

597
T 1319

163
T 1879

PROPERTY
BOUNDARY

ROUGH
RR
BETWEEN
DITCHES

FENCE

12
+
7

12
+
7
13 18

T 14