

RECEIVED

APR 21 1988

Department of Water Resources
Adjudication Bureau

RECEIVED

APR 20 1998

OFFICE OF THE
ATTORNEY GENERAL

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A43-10814
Date Received: 6/19/1989
Receipt No: S020899
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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

2. Date of Priority: JUN 1, 1887

3. Source: CLEAR CREEK Trib. to: SINKS

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE AND LATERALS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	13.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	27E	32	NE	SE		IRR	19.0
			NW	SE		IRR	15.0
			SW	SE		IRR	35.0
			SE	SE		IRR	39.0

MAIL13658



A43-10814

Page 1

Date: 04/13/98

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	108.0
		33	NW	SW		IRR	40.0
			SW	SW		IRR	39.0
						Section Acres	79.0
16S	27E	4	NE	NW	3	IRR	35.0
			NW	NW	4	IRR	37.0
			SW	NW		IRR	39.0
			SE	NW		IRR	40.0
			NE	SW		IRR	28.0
			NW	SW		IRR	38.0
			SW	SW		IRR	25.0
						Section Acres	242.0
		10	SW	NW		IRR	20.0
			SE	NW		IRR	24.0
			NE	SW		IRR	29.0
			NW	SW		IRR	16.0
			SW	SW		IRR	14.0
			SE	SW		IRR	32.0
						Section Acres	135.0
		15	NE	NW		IRR	32.0
			NW	NW		IRR	7.0
			SW	NW		IRR	2.0
			SE	NW		IRR	37.0
						Section Acres	78.0
						Total Acres	642.0

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:
A43-10534, A43-00043

14. Remarks:
4/13/1998, DJ: POINT OF DIVERSION AMENDED TO IDENTIFY THE IDAHO
WEIR AS DIVERSION AND MEASUREMENT POINT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.

Decree Plaintiff

JOBE ADAMS ET AL

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

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

Steven Holmgren
Signature of Authorized Agent

Vice President Holmgren Land & Livestock
Title and Organization

4/13/98
Date

State of Idaho)
County of Twin Falls) SS.

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

Douglas Jones
Notary Public

Seal

Residing at Buhl ID

My Commission Expires 8/8/2001

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

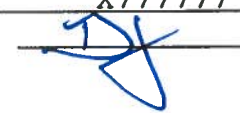
IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A43-10814

Date Received: 6/19/1989

Receipt No: X777777

Received By: 

FEB 23 1998

Department of Water Resources
Bozeman, Montana

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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

2. Date of Priority: JUN 1, 1887

3. Source: CLEAR CREEK Trib. to: SINKS

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE AND LATERALS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	13.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	27E	32	NE	SE		IRR	19.0
			NW	SE		IRR	15.0
			SW	SE		IRR	35.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	27E	32	SE	SE		IRR	39.0
						Section Acres	108.0
		33	NW	SW		IRR	40.0
			SW	SW		IRR	39.0
						Section Acres	79.0
16S	27E	4	NE	NW	3	IRR	35.0
			NW	NW	4	IRR	37.0
			SW	NW		IRR	39.0
			SE	NW		IRR	40.0
			NE	SW		IRR	28.0
			NW	SW		IRR	38.0
			SW	SW		IRR	25.0
						Section Acres	242.0
		10	SW	NW		IRR	20.0
			SE	NW		IRR	24.0
			NE	SW		IRR	29.0
			NW	SW		IRR	16.0
			SW	SW		IRR	14.0
			SE	SW		IRR	32.0
						Section Acres	135.0
		15	NE	NW		IRR	32.0
			NW	NW		IRR	7.0
			SW	NW		IRR	2.0
			SE	NW		IRR	37.0
						Section Acres	78.0
						Total Acres	642.0

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:
A43-10534, A43-00043

14. Remarks:
SEE DECREE FOR RESTRICTIONS.

14. Remarks: Continued

THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS:
43-00038, 43-00040, 43-00042, 43-00041, 43-00044.
ADDRESS CHANGE MADE 8-17-94 BY TLB

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am VICE PRES of
Title

HOLMGREN LAND & LIVESTOCK, that I have signed the foregoing
Organization

document in the space below as VICE PRES. of
Title

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

foregoing document are true and correct.

Steven Holmgren
Signature of Authorized Agent

VICE PRES. HOLMGREN LAND
Title and Organization

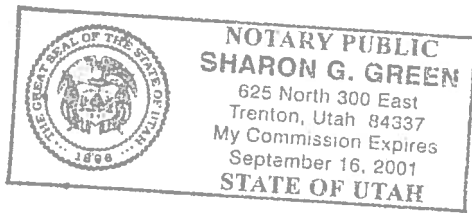
2-20-98
Date

State of ~~Idaho~~ ^{Utah})
County of Box Elder) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of Feb 19 98

Sharon G. Green
Notary Public

Seal



Residing at Trenton, Ut
My Commission Expires Sept 16, 2001

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A43-10814**
Date Received: 6/19/1989
Receipt No: X777777
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: HOLMGREN LAND & LIVESTOCK 801-553-0009
Address: 785 NORTH 350 EAST
TREMONTON UT 84337

2. Date of Priority: MAR 14, 1941

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	27E	15	SE	SE	NW		CASSIA

5. Description of diverting works:
HEADGATE AND LATERALS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.100		

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

8. Total consumptive use is 1440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	27E	33	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
						Section Acres	160.0
16S	27E	10	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
						Section Acres	120.0
		15	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NW	SW		IRR	40.0
						Section Acres	160.0
						Total Acres	440.0

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:
A43-00033, A4310534

14. Remarks:
SEE DECREE FOR RESTRICTIONS.
THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS:
43-00038, 43-00040, 43-00042.
ADDRESS CHANGE MADE 8-17-94 BY TLB

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
vs Decree Defendant

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 _____

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): _____

[✓] Old Mailing Address: HOLMGREN LAND & LIVESTOCK
BEAR RIVER CITY, UT. 84031
301

[✓] New Mailing Address: JAMES P. HOLMGREN SEC
HOLMGREN LAND & LIVESTOCK
785 N. 350 E. TREMONTON, UT
84337

New Telephone Number: () _____

[] Signature of Claimant: James P. Holmgren
Date: 08-15-1994

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 08-15-94 By: JH

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A43-10814**
Date Received: 6/19/1989
Receipt No: X777777
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: HOLMGREN LAND & LIVESTOCK 801-553-0009
Address: BEAR RIVER CITY UT 84031

2. Date of Priority: MAR 14, 1941

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16S	27E	15	SE	SE	NW		CASSIA

5. Description of diverting works:
HEADGATE AND LATERALS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.100		

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

8. Total consumptive use is 1440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15S	27E	33	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
Section Acres						160.0
16S	27E	10	NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
Section Acres						120.0
		15	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			NW	SW	IRR	40.0
Section Acres						160.0
Total Acres						440.0

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:

A43-00033, A4310534

14. Remarks:

SEE DECREE FOR RESTRICTIONS.

THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS:

43-00038, 43-00040, 43-00042.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.

Decree Plaintiff

JOBE ADAMS ET AL

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For 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: A43-~~00038~~ ¹⁰⁸¹⁴
Date Received: 6/19/1989
Receipt No: S008299
Received By: SC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOLMGREN LAND & LIVESTOCK 801-553-0009
Address: BEAR RIVER CITY, UT 84031
2. Date of Priority: MAR 14, 1941
3. Source: CLEAR CREEK Trib. to: RAFT RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 16S | 27E | 15 | SE | SE | NW | | CASSIA |
5. Description of diverting works:
HEADGATE AND LATERALS.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 5.100 | | |
7. Total Quantity Appropriated is:
5.100 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 1440.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	27E	33	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

Section Acres 160.0

A43-~~00038~~ ¹⁰⁸¹⁴

Page 1

Date: 06/19/89

MICROFILM
MAR 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16S	27E	10	NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			Section Acres					120.0
		15	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			NW		SW		IRR	40.0
			Section Acres					160.0
			Total Acres					440.0

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:
A43-00033, A4310534

14. Remarks:
SEE DECREE FOR RESTRICTIONS.
THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS:
43-00038, 43-00040, 43-00042.
DWR NOTE
TOTAL OF THE ABOVE WR'S IS 6.1 CFS.

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

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
Decree Defendant

A43-00038-
10814

Page 2

Date: 06/19/89

MICROFILME
MAR 05 1993

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
_____,
Organization Title and that the statements contained in the
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

A43-00038

Date Received

Receipt Number

5008299 sec

RECEIVED

NOTICE OF CLAIM

TO A

WATER RIGHT

Department of Water Resources
Southern Region Office

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) HOLMGREN LAND & LIVESTOCK Phone (401) 257-5539Mailing Address BEAR RIVER CITY UT. Zip 840312. Date of Priority (Only one (1) per claim) 3/14/19413. Source of water supply (a) CLEAR CREEK
which is tributary to (b) RAFT RIVER4. a. Location of existing point of diversion is: Township 10S Range 27E Section 15,
SE 1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of CASSIA

Additional points of diversion if any: _____

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 1 LATERALS

MICROFILM

MAR 05 1993

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 5.1 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.1 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

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

10. Description of place of use:

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	
15S	27E	33	40	40	40	40													160
16S	27E	15	40	40	40						40	40							200
16S	27E	10									40	40	40						120

Total number of acres irrigated 480

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

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

14. Remarks: THIS CLAIM IS BASED ON CLEAR CREEK DECREE
WATER RIGHTS 43-00040, 43-00038, 43-00042

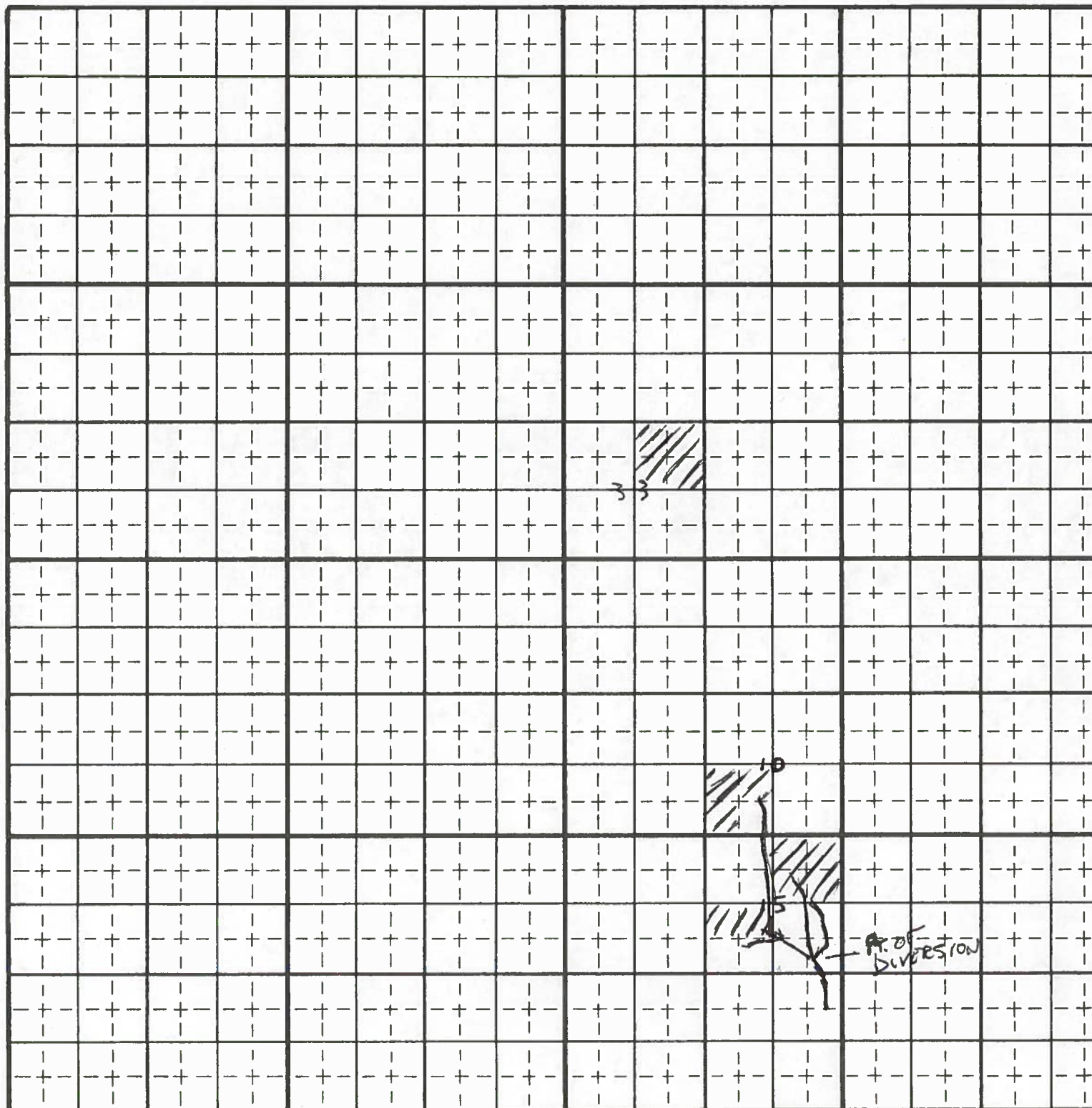
Last Name _____ Ident No. _____

Copies: White -State, Yellow -Claimant

MICROFILM
MAR 5 1993

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

Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILM

MAR 05 1991

15. Basis of Claim (check one) ☒ Beneficial Use ☐ Posted Notice ☐ License ☐ Permit ☐ Decree ☒
If applicable provide IDWR Water Right Number 43-00040, 43-00038, 43-00042
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 _____

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

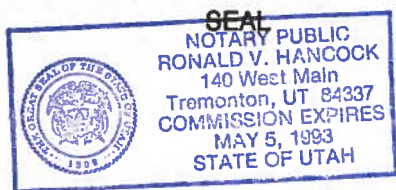
Signature of Claimant (s) _____ Date _____
_____ Date _____

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

Signature of Authorized Agent James Holmgren
Title and Organization Sec. Holmgren Land & Livestock Date 6-8-89

State of Idaho/or UTAH)
County of BOX ELDER) SS.

Subscribed and sworn (or affirmed) before me this 8th day of JUNE 19 89



Notary Public Ronald V. Hancock
Residing at _____
My Commission Expires _____

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 _____

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

014 (D) Number

1 -	
2 -	
3 -	
City-	
Phone -	
	State-
	Zip-

Remarks
SEE DECREE FOR RESTRICTIONS.

Adj. flag translation: Standard Water Right Number

```
+-----+ Conditions of Approval --
- - - - - No Conditions of Approval found
```

+ -	Decree Date
	10/18/1928

+ - - Audit Fields -

[illegible]

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protected Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 02/26/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 43B
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 10/18/1928				

MICROFILM

MAR 05 1993

Water Right Number - 43-00040

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +
 *** C - CURRENT OWNER ***
 ALBION-IDAHO LAND CO.

+ - First Name - - +

+ - - - - Address - - - - -

 1 -
 2 -
 3 -

State- Zip-

City-
phone -

+ - - Priority Date - - +
 06/01/1887

+ - - Region - - - +

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - -
 CLEAR CREEK

+ - - Tributary - - - - -
RAFT RIVER

+ - - - -
 Twn Rng Sec Tract Lot Rflg County

Point of Diversion - - - - -

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

01 - IRRIGATION

2.200

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - +
 2.200

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
16S	27E	15	NE NE			01	IRRIGATION		31 CASSIA
16S	27E	15	NW NE			01	IRRIGATION		31 CASSIA
16S	27E	15	SW NE			01	IRRIGATION		31 CASSIA
16S	27E	15	SE NE			01	IRRIGATION		31 CASSIA

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - -
 SEE DECREE FOR RESTRICTIONS.

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

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

MICROFILM

MAR 05 1991

 2.2
 1.7
 2.2
 6.1

Water right number - 43-00040

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields -

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 02/26/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 43B
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 10/18/1928				

MICROFILM

MAR 05 1993

1 -
2 -
3 -
City-
phone -

state-
zip-

MAR 05 1991

- - Tribut
RAFT RIVER

5
4
3
2
1

2.200

+ - - Other Rights for Same Use - -

Adj. flag translation: Standard Water Right Number

	Remarks
+ - - - -	- - - - -
	SEE DECREE FOR RESTRICTIONS.

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

MIC

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

+ - - Audit Fields -

[illegible]

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protected Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	- P
Start Work Date	-	00/00/0000	Verified Date	-	02/26/1985	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	- 43B
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	10/18/1928					

MICROFILM
MAR 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 19, 1989

HOLMGREN LAND & LIVESTOCK

BEAR RIVER CITY UT 84301

Re: A43-10527
A43-10528
A43-10529
A43-10530
A43-10531
A43-10532
A43-10533
A43-10534
A43-00033
A43-00038-10814

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
MAR 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

11-Feb-1992

HOLMGREN LAND & LIVESTOCK
BEAR RIVER CITY UT 84301

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A43-00038
Identification Number Change

Dear Mr. Holmgren:

The Identification Number of your Notice of Claim to a Water Right has been changed from A43-00038 to A43-10814. The change in numbers has been done to better reflect the fact that your Notice of Claim combined Decreed rights 43-00038, 43-00040 and 43-00042. This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new Identification Number. Refer to this Identification Number in any future inquiries or correspondence.

Please do not hesitate to contact this office, if you have any questions.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosure:
Copy of Claim A43-10814

MICROFILM

MAR 05 1993

Water Right Number - 43-00038 Prefix Translation: WATER RIGHT Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - - + - - - - Address - - - - +
*** C - CURRENT OWNER ***
ALBION IDAHO LAND CO.

1 -
2 -
3 -
City-
Phone - 208-000-0000 State- ID Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/15/1886 17 SOUTHERN D - DECREED

+ - - Source - - - - - + + - - Tributary - - - - - +
CLEAR CREEK RAFT RIVER

+ - - Twn 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 1.700

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.700

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
15S	27E	33	NE NE			01	IRRIGATION	(31) CASSIA	
15S	27E	33	NW NE			01	IRRIGATION	(31) CASSIA	
15S	27E	33	SW NE			01	IRRIGATION	(31) CASSIA	
15S	27E	33	SE NE			01	IRRIGATION	(31) CASSIA	
15S	27E	33	NE SE			01	IRRIGATION	(31) CASSIA	
15S	27E	33	NW SE			01	IRRIGATION	(31) CASSIA	
15S	27E	33	SE SE			01	IRRIGATION	(31) CASSIA	

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

SEE DECREE FOR RESTRICTIONS. Remarks - - - - -

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

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

Water right number - 43-00038

Prefix Translation: WATER RIGHT

WATER RIGHT

LMN

5 1993

Decree Plaintiff
ALBION-IDAHO LAND CO.

Decree Defendant
JOBE ADAMS ET AL

+	-	Decree Date	-	+
		10/18/1928		

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

+ - - Audit Fields - 02/11/86 05/28/88 CONVERT 09/13/89 CURTIS

```
+-----+-----+-----+-----+-----+-----+-----+-----+-----+
+-----+-----+-----+-----+-----+-----+-----+-----+-----+
```

Proof Due Date	00/00/0000	Field Exam Made	00/00/0000	Field Exam Fee	-
Approved/Denied	00/00/0000	Protected Date	00/00/0000	Swan Falls	-
Proof Made Date	00/00/0000	Hearing Date	00/00/0000	Temporary Right	- P
Exam to S.O. Date	00/00/0000	Verified Date	02/26/1985	DLE/Caney Act	-
Order Show Cause	00/00/0000	Receipt Number		Water District	- 43B
Licensed Date	00/00/0000	Appl Received	00/00/0000	Transfer/Amended	-
Decree Date	10/18/1928	Presumption Flag	-		

MICROFILM

MAR 05 1993

Water Right Number - A43-10814

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

1 -
2 -
3 -
City- BEAR RIVER CITY
Phone - 801-553-0009
State- UT Zip- 84031

Priority Date - 03/14/1941
Region - 17 SOUTHERN
Stage - D - DECREED
Status -

Source - CLEAR CREEK
Tributary - RAFT RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
16S	27E	15	SE SE NW	(31)		CASSIA	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	5.100		

Total Div. Rate - 5.100
Total Div. Volume - 5.100
Total Consumptive Use - 1440.0
KM Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
15S	27E	33	NE NE		40.0		01	IRRIGATION	(31) CASSIA
15S	27E	33	NW NE		40.0		01	IRRIGATION	(31) CASSIA
15S	27E	33	SW NE		40.0		01	IRRIGATION	(31) CASSIA
15S	27E	33	SE NE		40.0		01	IRRIGATION	(31) CASSIA
16S	27E	10	NE SW		40.0		01	IRRIGATION	(31) CASSIA
16S	27E	10	NW SW		40.0		01	IRRIGATION	(31) CASSIA
16S	27E	10	SW SW		40.0		01	IRRIGATION	(31) CASSIA
16S	27E	15	NE NE		40.0		01	IRRIGATION	(31) CASSIA
16S	27E	15	NW NE		40.0		01	IRRIGATION	(31) CASSIA
16S	27E	15	SW NE		40.0		01	IRRIGATION	(31) CASSIA
16S	27E	15	NW SW		40.0		01	IRRIGATION	(31) CASSIA

Total Acres: 440.0

- - - Diversion Means - HEADGATE AND LATERALS.
- - - Non-Irrigation Use -
- - - Other Rights for Same Use - A43-00033, A4310534

Water right number - A43-10814

Prefix Translation: ADJUDICATION CLAIM

SEE DECREE FOR RESTRICTIONS.
THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS:
43-00038, 43-00040, 43-00042.

4300038
4300040
4300042

Old Water Right Numbers

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff
ALBION-IDAHO LAND CO.

Decree Defendant
JOBE ADAMS ET AL

Decree Date
10/18/1928

Comments
No Comments Found

Audit Fields
00/00/00

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	- 06/19/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 438
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- D
				Notice of Error Flag	-

MICROFILM
MAR 05 199

COPY

2002 JUL 26 AM 10:38

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA

Case No. 39576

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

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

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

Name and New Address of Claimant:

Holmgren Land & Livestock
785 N 350 E
Tremonton UT 84337

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

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

Dated:

7/26/02

Signature of IDWR Representative

CERTIFICATE OF MAILING

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

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



Signature of person or attorney mailing the form



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

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

RECEIVED
JUN 20 2002
Department of Water Resources
Southern Region

CHANGE IN ADDRESS

☐ Water Right Number(s): All water Right Numbers.

☐ Old Mailing Address: Holmgren Land & Livestock
PO Box 78 Bear River, UT

☐ New Mailing Address: HOLMGREN LAND + LIVESTOCK
785N 350E
TREMONTON UTAH 84337

☐ New Telephone Number: (435) 257 - 5539

☐ Signature of Claimant(s): James Holmgren

Date: 6-17-02

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

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

All Contact in # 274429

[Handwritten initials]

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: 43-10814
HOLMGREN LAND & LIVESTOCK
PO BOX 78
BEAR RIVER UT 84301
Telephone Number: (435)279-8267

RECEIVE

JUN 28 2001

Department of Water Resources
Southern Region

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

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

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

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

DATE:

6-20-01

SIGNATURE:

Steven Holmgren

Please print your name:

STEVEN HOLMGREN

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

02/08/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 43-10814

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HOLMGREN LAND & LIVESTOCK PO BOX 78 BEAR RIVER, UT 84301 (435)279-8267

Priority Date: 06/01/1887
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary to</u>
CLEAR CREEK	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/3 1	13.2 CFS		

Total Diversion 13.2 CFS

Location of Point(s) of Diversion:

CLEAR CREEK	Rediversion	NWNENW	Sec. 10	Township 16S	Range 27E	CASSIA County
CLEAR CREEK	Rediversion	NENENW	Sec. 15	Township 16S	Range 27E	CASSIA County
CLEAR CREEK	Rediversion	NWSESE	Sec. 15	Township 16S	Range 27E	CASSIA County
CLEAR CREEK		SESENE	Sec. 27	Township 16S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 642

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Townsh</u>	<u>Rang</u>	<u>Section</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>
15S	27E	32		NESE	19		NWSE	15		SWSE	35		SESE	39
		33		NWSW	40		SWSW	39						
16S		4	3	NENW	35	4	NWNW	37		SWNW	39		SENE	40
				NESW	28		NWSW	38		SWSW	25			
		10		SWNW	20		SENE	24						
				NESW	29		NWSW	16		SWSW	14		SENE	32
		15		NENW	32		NWNW	7		SWNW	2		SENE	37

Total Acres: 642

Conditions of Approval:

Water Right 43-10814

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:

1. Quantity THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER DESCRIBED ABOVE AT THE POINT OF MEASUREMENT IN T16S, R27E, S27, SESENE.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 43-00043 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 642 ACRES IN A SINGLE IRRIGATION SEASON.
3. General THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43-B.
4. Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00038, 43-00040, 43-00041, 43-00042, 43-00044.

Comments:

Author	Date	Subject	Comment
DJONES	2/9/98	RECOMMENDATION	SEC 33 LAND NOT RECOMMENDED DUE TO ABSENCE OF DELIVERY MEANS. D-FLAG CHANGED TO C, FLOW RATE AND ACRES RECOMMENDED ARE LESS THAN DECREED AMOUNTS. PLACE OF USE DIFFERENT THAN DECREED.
DJONES	2/23/98	COPIED FROM REMARKS	SEE DECREE FOR RESTRICTIONS. THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS: 43-00038, 43-00040, 43-00042, 43-00041, 43-00044. ADDRESS CHANGE MADE 8-17-94 BY TLB ***** 2/23/1998, DJ: AMENDED CLAIM RECEIVED THIS DAY WITH ADDITIONAL VARIABLE FEE AMOUNTING TO \$202. FEES ARE COVERED UNDER RECEIPT NUMBERS S008299 & S020899.

Dates:

Licensed Date:
 Claim Received Date: 06/19/1989
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date:
 Date Filed with Court:
 Objection Filed Date: 4/12/98
 SF5 Filed:
 Special Master Recom Signed Date:

Element Reviewed/Verified Dates: No dates found

Other Information:

Receipt Number(s): S020899
 State or Federal: S
 Owner Name Connector:
 Water District Number: 43B
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:

PresumptionFlag:
Notice of Error Flag:NONE RECEIVED
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Verification Log: No log entries

02/08/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 43-10814

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HOLMGREN LAND & LIVESTOCK PO BOX 78 BEAR RIVER, UT 84301 (435)279-8267

Priority Date: 06/01/1887
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary to</u>
CLEAR CREEK	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/3	13.2 CFS		
		1			

Total Diversion 13.2 CFS

Location of Point(s) of Diversion:

CLEAR CREEK	NWNENW	Sec. 10	Township 16S	Range 27E	CASSIA County
CLEAR CREEK	NENENW	Sec. 15	Township 16S	Range 27E	CASSIA County
CLEAR CREEK	NWSESE	Sec. 15	Township 16S	Range 27E	CASSIA County

IRRIGATION Use:
Acre Limit: 642

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Townsh</u>	<u>Rang</u>	<u>Section</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>
15S	27E	32		NESE	19		NWSE	15		SWSE	35		SESE	39
		33		NWSW	40		SWSW	39						
16S		4	3	NENW	35	4	NWNW	37		SWNW	39		SENW	40
				NESW	28		NWSW	38		SWSW	25			
		10		SWNW	20		SENW	24						
				NESW	29		NWSW	16		SWSW	14		SESW	32
		15		NENW	32		NWNW	7		SWNW	2		SENW	37

Total Acres: 642

Remarks:

Water Right 43-10814

1. General

SEE DECREE FOR RESTRICTIONS.

THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS: 43-00038, 43-00040, 43-00042, 43-00041, 43-00044.

ADDRESS CHANGE MADE 8-17-94 BY TLB ***** 2/23/1998, DJ: AMENDED CLAIM RECEIVED THIS DAY WITH ADDITIONAL VARIABLE FEE AMOUNTING TO \$202. FEES ARE COVERED UNDER RECEIPT NUMBERS S008299 & S020899.

Dates:

Licensed Date:

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): S020899

State or Federal: S

Owner Name Connector:

Water District Number: 43B

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

AMENDED PRELIMINARY DIRECTOR'S REPORT

**Subcase Nos. 43-00043, 43-00347,
43-00348, 43-00350, 43-10813 & 43-10814**

**In Re SRBA
Twin Falls County Civil Case No. 39576**

Report to the SRBA District Court

**Prepared by the Idaho Department of Water Resources
Karl J. Dreher, Director
David R. Tuthill, Jr., Adjudication Bureau Chief**

July 16, 1999

AMENDED PRELIMINARY DIRECTOR'S REPORT

AMENDED PRELIMINARY DIRECTOR'S REPORT

**Subcase Nos. 43-00043, 43-00347,
43-00348, 43-00350, 43-10813 & 43-10814**

**In Re SRBA
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Karl J. Dreher, Director
David R. Tuthill, Jr., Adjudication Bureau Chief**

July 16, 1999

AMENDED PRELIMINARY DIRECTOR'S REPORT

Page 1

Old (D) Number -

Phone - 435-279-8267

+ - - - Status - - - -

SINKS

13.200

0.0

15S	27E	32	NE SE	19.0	01	IRRIGATION	(31)	CASSIA
15S	27E	32	NW SE	15.0	01	IRRIGATION	(31)	CASSIA
15S	27E	32	SW SE	35.0	01	IRRIGATION	(31)	CASSIA
15S	27E	32	SE SE	39.0	01	IRRIGATION	(31)	CASSIA
15S	27E	33	NW SW	40.0	01	IRRIGATION	(31)	CASSIA
15S	27E	33	SW SW	39.0	01	IRRIGATION	(31)	CASSIA
16S	27E	4	NE NW	35.0	01	IRRIGATION	(31)	CASSIA
16S	27E	4	NW NW	37.0	01	IRRIGATION	(31)	CASSIA
16S	27E	4	SW NW	39.0	01	IRRIGATION	(31)	CASSIA
16S	27E	4	SE NW	40.0	01	IRRIGATION	(31)	CASSIA
16S	27E	4	NE SW	28.0	01	IRRIGATION	(31)	CASSIA
16S	27E	4	NW SW	38.0	01	IRRIGATION	(31)	CASSIA
16S	27E	4	SW SW	25.0	01	IRRIGATION	(31)	CASSIA
16S	27E	10	SW NW	20.0	01	IRRIGATION	(31)	CASSIA
16S	27E	10	SE NW	24.0	01	IRRIGATION	(31)	CASSIA
16S	27E	10	NE SW	29.0	01	IRRIGATION	(31)	CASSIA
16S	27E	10	NW SW	16.0	01	IRRIGATION	(31)	CASSIA
16S	27E	10	SW SW	14.0	01	IRRIGATION	(31)	CASSIA
16S	27E	10	SE SW	32.0	01	IRRIGATION	(31)	CASSIA
16S	27E	15	NE NW	32.0	01	IRRIGATION	(31)	CASSIA
16S	27E	15	NW NW	7.0	01	IRRIGATION	(31)	CASSIA

Water right number - R43-10814

Prefix Translation: RESEARCH

+ - - - - Place of Use - - - - -								
Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
16S	27E	15	SW NW		2.0	01	IRRIGATION	(31) CASSIA
16S	27E	15	SE NW		37.0	01	IRRIGATION	(31) CASSIA
Total Acres:					642.0			

+ - - Diversion Means - HEADGATE AND LATERALS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - -

QNT THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED ABOVE AT THE POINT OF MEASUREMENT IN T16S, R27E, S27,
SESENE.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 43-00043 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 642 ACRES IN A SINGLE
IRRIGATION SEASON.

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

EXP THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00038,
43-00040, 43-00041, 43-00042, 43-00044.

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

4300038
4300040
4300042

+ - - - - - Conditions of Approval - - - - -

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

+ - - - - Decree Plaintiff - - - +
ALBION-IDAHO LAND CO.

+ - - - - Decree Defendant - - - +
JOBE ADAMS ET AL

+ - - Decree Date - -
10/18/1928

+ - - Audit Fields - 02/09/98 DJONES 02/23/98 DJONES 02/25/98 DSHAFF 02/26/98 DJONES 04/16/98 CM1-SEGB
07/16/99 DJONES

+ - - - - - Comments - - - - -

Date: 02/09/1998 User Id: DJONES Subject: RECOMMENDATION

SEC 33 LAND NOT RECOMMENDED DUE TO ABSENCE OF DELIVERY MEANS. D-FLAG CHANGED TO C, FLOW RATE AND ACRES RECOMMENDED ARE LESS
THAN DECREED AMOUNTS. PLACE OF USE DIFFERENT THAN DECREED.

Water right number - R43-10814

Prefix Translation: RESEARCH

-----Comments-----	
Date: 02/23/1998 User Id: DJONES Subject: COPIED FROM REMARKS	
SEE DECREE FOR RESTRICTIONS.	THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS:
43-00038, 43-00040, 43-00042, 43-00041, 43-00044.	ADDRESS CHANGE MADE 8-17-94 BY TLB
*****	2/23/1998, DJ: AMENDED CLAIM RECEIVED THIS DAY WITH ADDITIONAL
VARIABLE FEE AMOUNTING TO \$202. FEES ARE COVERED UNDER RECEIPT	NUMBERS S008299 & S020899.

+ - - - - - 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	- 04/12/1998	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/19/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 43B
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		PQU Ownership Flag	- Y	Presumption Flag	- C
		Name Connector	-	Notice of Error Flag	-

RECEIVED

APR 17 1998

Department of Water Resource
Southern Region

RECEIVED

APR 15 1998

Department of Water Resources

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

In Re SRBA

Case No. 39576

A: Subcase 43-10814

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: STEVEN HOLMGREN
Address: BOX 78
BEAR RIVER, UT. 84301
Daytime Phone: 435-279-8267

Name & Address of Attorney, if any:

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

Name: HOLMGREN LAND AND LIVESTOCK
Address: PO BOX 78
BEAR RIVER UT 84301

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

1. ☐ Name and Address
Should be: _____
2. ☐ Source
Should be: _____
3. ☐ Quantity
Should be: _____
4. ☐ Priority Date
Should be: _____
5. ☒ Point(s) of Diversion
Should be: SE JUNE S 27 T 165 A. 27 E
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: _____

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): ALL MEASUREMENTS

ARE MADE AT THE IDAHO WEIR

F,

VERIFICATION (Must be Completed)

State of UTAH)

County of BOX ELDER)ss.

STEVEN HOLMGREN, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1-401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

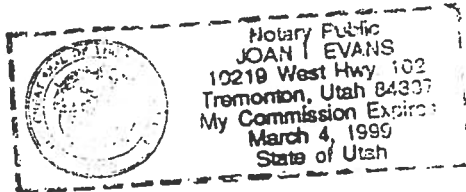
Steven Holmgren
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

April 10, 1998

Joan I. Evans



Notary Public for
Residing at: Tremonton, UT
My Commission Expires: 3-4-99

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

G.

I certify that on 4-12, 1998, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name: _____

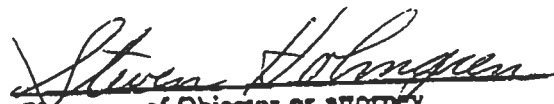
Address: _____

3. Copies to:

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

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

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


Signature of Objector or attorney
mailing on Objector's behalf

RIGHT NUMBER:	43-10814									
NAME AND ADDRESS:	HOLMGREN LAND & LIVESTOCK PO BOX 78 BEAR RIVER UT 84301									
SOURCE:	CLEAR CREEK					TRIBUTARY: SINKS				
QUANTITY:	13.2 CFS									
PRIORITY-DATE:	06/01/1887									
POINT OF DIVERSION	T16S R27E S10		NWNENW		Within CASSIA County					
	S15		NENENW							
			NWSESE							
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE		PERIOD OF USE				QUANTITY			
	IRRIGATION		Irrigation Season				13.2 CFS			
PLACE OF USE:	IRRIGATION Within CASSIA County									
	T15S R27E S32		NESE 19		NWSE 15		SWSE 35		SESE 39	
	S33		NWSW 40		SWSW 39					
	T16S R27E S04		LOT 3 (NENW) 35		LOT 4 (NWNW) 37		SWNW 39		SENW 40	
			NESW 28		NWSW 38		SWSW 25		NWSW 16	
	S10		SWNW 20		SENW 24		NESW 29			
			SWSW 14		SESW 32					
	S15		NENW 32		NWNW 7		SWNW 2		SENW 37	
	642 ACRES TOTAL									

USE OF THIS RIGHT WITH RIGHT NO. 43-00043 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 642 ACRES IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

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

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

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00038, 43-00040, 43-00041, 43-00042, 43-00044.

Twp	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
15S	27E	32	NE SE	3 4	19.0	01	IRRIGATION	CASSIA (31)
15S	27E	32	NW SE		15.0	01	IRRIGATION	CASSIA (31)
15S	27E	32	SW SE		35.0	01	IRRIGATION	CASSIA (31)
15S	27E	32	SE SE		39.0	01	IRRIGATION	CASSIA (31)
15S	27E	33	NW SW		40.0	01	IRRIGATION	CASSIA (31)
15S	27E	33	SW SW		39.0	01	IRRIGATION	CASSIA (31)
16S	27E	4	NE NW		35.0	01	IRRIGATION	CASSIA (31)
16S	27E	4	NW NW		37.0	01	IRRIGATION	CASSIA (31)
16S	27E	4	SW NW		39.0	01	IRRIGATION	CASSIA (31)
16S	27E	4	SE NW		40.0	01	IRRIGATION	CASSIA (31)
16S	27E	4	NE SW		28.0	01	IRRIGATION	CASSIA (31)
16S	27E	4	NW SW		38.0	01	IRRIGATION	CASSIA (31)
16S	27E	4	SW SW		25.0	01	IRRIGATION	CASSIA (31)
16S	27E	10	SW NW		20.0	01	IRRIGATION	CASSIA (31)
16S	27E	10	SE NW		24.0	01	IRRIGATION	CASSIA (31)
16S	27E	10	NE SW		29.0	01	IRRIGATION	CASSIA (31)
16S	27E	10	NW SW		16.0	01	IRRIGATION	CASSIA (31)
16S	27E	10	SW SW		14.0	01	IRRIGATION	CASSIA (31)
16S	27E	10	SE SW		32.0	01	IRRIGATION	CASSIA (31)
16S	27E	15	NE NW		32.0	01	IRRIGATION	CASSIA (31)
16S	27E	15	NW NW		7.0	01	IRRIGATION	CASSIA (31)

Water right number - R43-10814

Prefix Translation: RESEARCH

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
16S	27E	15	SW NW		2.0		01 IRRIGATION	(31) CASSIA
16S	27E	15	SE NW		37.0		01 IRRIGATION	(31) CASSIA

Total Acres: 642.0

+ - - Diversion Means - HEADGATE AND LATERALS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

..... Remarks

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

EXP THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-00038,
43-00040, 43-00041, 43-00042, 43-00044.

	+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+	
		Old Water Right Numbers
	4300038	
	4300040	
	4300042	

```

+ - - - - - +
- - - - - Conditions of Approval - - - - - +
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
      - PURSUANT TO SECTION 42-1425, IDAHO CODE.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
      - SECTION 42-1425, IDAHO CODE.

```

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

+ . . . +

Date: 02/09/1998 User Id: DJONES Subject: RECOMMENDATION
SEC 33 LAND NOT RECOMMENDED DUE TO ABSENCE OF DELIVERY MEANS.
D-FLAG CHANGED TO C, FLOW RATE AND ACRES RECOMMENDED ARE LESS
THAN DECREED AMOUNTS. PLACE OF USE DIFFERENT THAN DECREED.

Date: 02/23/1998 User Id: DJONES Subject: COPIED FROM REMARKS

THIS CLAIM IS BASED ON CLEAR CREEK DECREE WATER RIGHTS:
SEE DECREE FOR RESTRICTIONS.

43-00038, 43-00040, 43-00042, 43-00041, 43-00044.

 VARIABLE FEE AMOUNTING TO \$202. FEES ARE COVERED UNDER RECEIPT
 NUMBERS S008299 & S020899.
 2/23/1998, DJ: AMENDED CLAIM RECEIVED THIS DAY WITH ADDITIONAL
 ADDRESSES CHANGE MADE ON 2/24/98

THIS CLAIM IS BASED ON CLEAR CREEK DECREED WATER RIGHTS:
ADDRESS CHANGE MADE 8-17-94 BY TLB
2/23/1998, DJ: AMENDED CLAIM RECEIVED THIS DAY WITH ADDITIONAL
NUMBERS S008299 & S020899.

+ - - Audit Fields - - + 02/23/98 DJONES

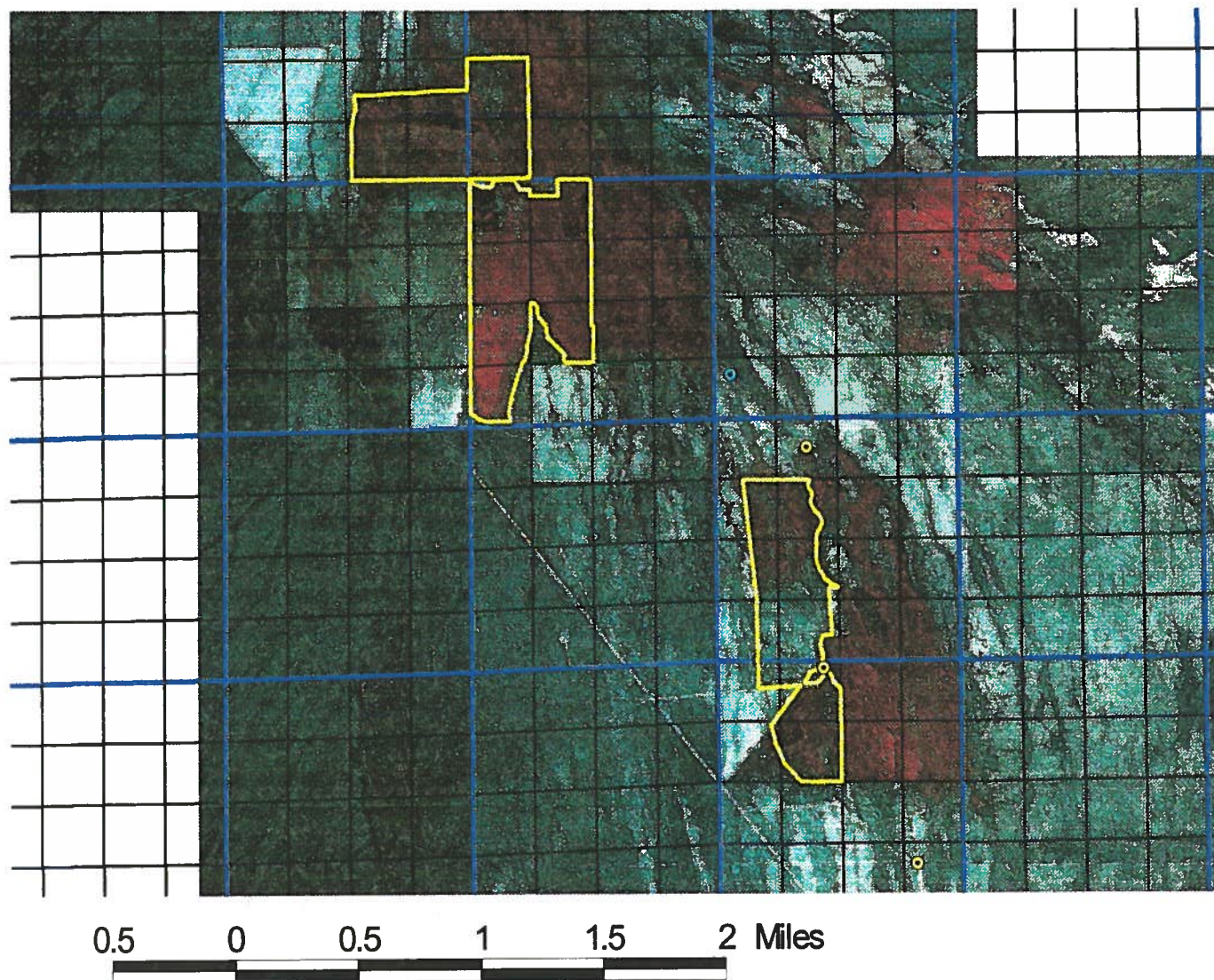
Water right number - R43-10814

Prefix Translation: RESEARCH

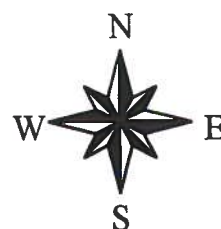
[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

HOLMGREN LAND & LIVESTOCK



43-10814



-  Recommended Place of Use
-  Recommended Point of Diversion
-  Section Lines
-  Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 NAPP PHOTOGRAPHY
DATA ENTRY: FEBRUARY 17, 1998
BY: DOUGLAS JONES

TRANSFER NUMBER _____

CLAIM NUMBERS 43-10814 _____DATE 2/17/98AGENT [Signature]

GEOGRAPHIC INFO ACRES

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM																			
GIS	155	27E	32													19	15	35	39
CLAIM																			
GIS			33										40	39					
CLAIM																			
GIS	165	27E	4					43	44	35	37	39	40	28	38	25			
CLAIM																			
GIS			10							20	24	29	16	14	32				
			15					32	7	2	37								

UPDATED

POLYGON #

UPDATED

POLYGON CREATED ON 604 () _____

B43-DBPOU.DBF _____

ATTRIBUTES OF B43-POU.SHP (14,15,16) _____

B43-DBPOD.DBF _____

ATTRIBUTES OF B43-POD.SHP () _____

TRANSFER NUMBER _____

DATE 1/27/98

OBJECTION FILED

AGENT

TOTAL ACRES FROM RECOMMENDATION _____

GEOGRAPHIC INFO SYSTEM

$$\Sigma_{rec} = 169 \quad (\Delta = 271)$$

UPDATED

ATTRIBUTES OF B36-POU.SHP 14,15,16,17,18 1/27/98

ATTRIBUTES OF B36-POD.SHP (4) _____

= Can't deliver, not recommended

$$1.5 = \sec 10$$

16 = Sec 33 SWNE

17 ? = Sec 33 NWNE

18

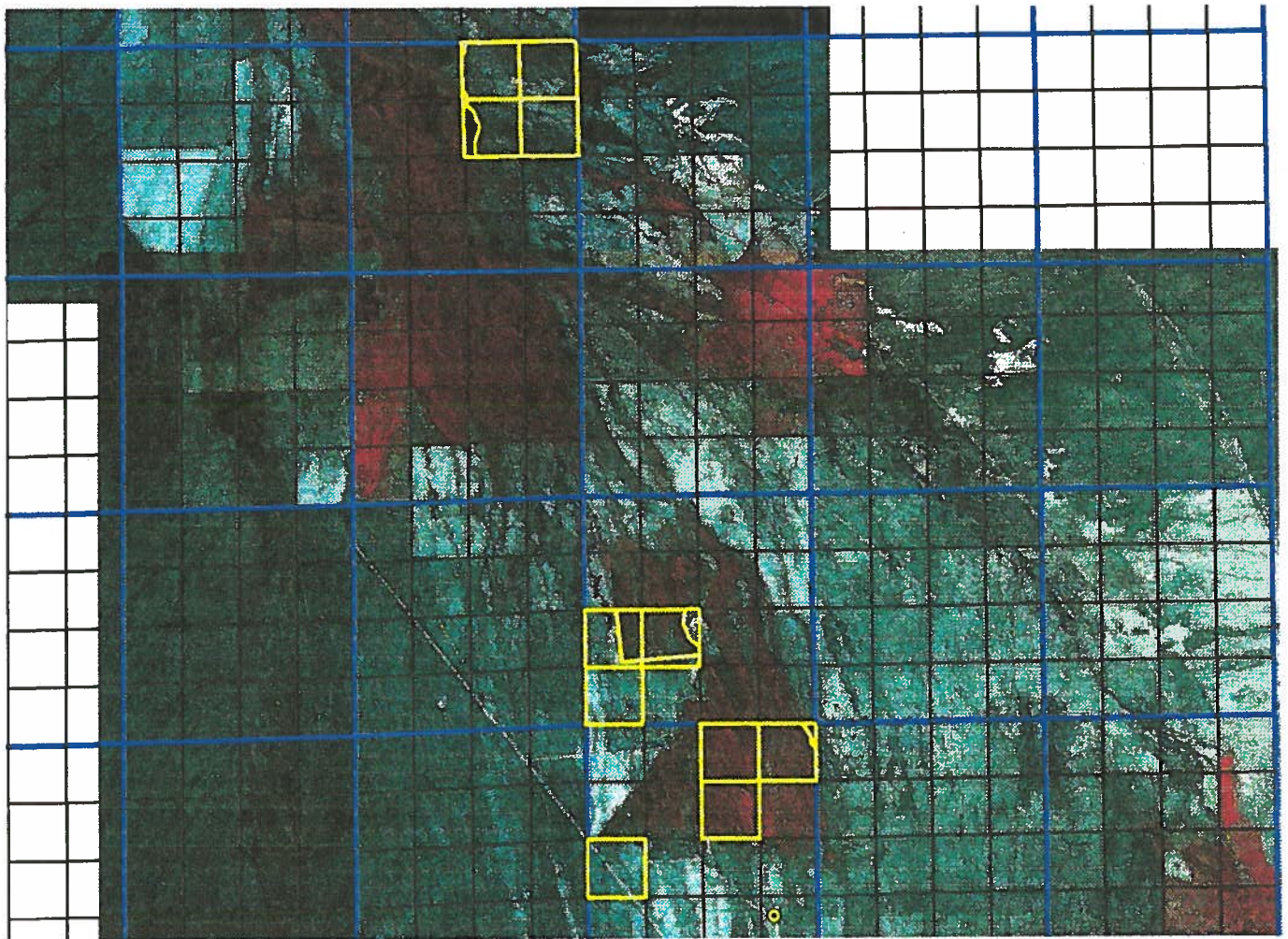
P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

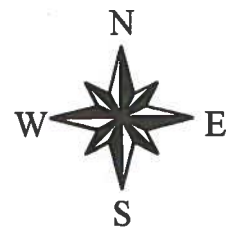
IDAHO DEPARTMENT OF WATER RESOURCES

43-10814



0.5 0 0.5 1 1.5 2 Miles

TNS 15S, RNG 27E, SEC 33 NE
TNS 16S, RNG 27E, SEC 10 SW
SEC 15 NE, NWSE



-  Claimed Place of Use (red= recommended)
-  Recommended Point of Diversion
-  Section Lines
-  Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 NAPP PHOTOGRAPHY
DATA ENTRY: JANUARY 27, 1998
BY: DOUGLAS JONES

Holmgen

1. OF CLAIMS IN POLYGON _____

AIM NUMBERS _____

DATE _____

AGENT _____

TRANSFER NUMBER _____

OBJECTION FILED _____

TOTAL ACRES FROM RECOMMENDATION _____

GEOGRAPHIC INFO SYSTEM _____

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	153	27E	29																
GIS			28													28.9	7.7	.3	31.6
			32	14.2	14	35	38.8												
RECOM																188			
GIS			33		.5	2.6		34.7	39.7	34.1	39.8	39.8	19.8	31.3	39.4		9.5	27.5	
RECOM	165	27E	4	13.6	39.3	39.7	31.6	39.9	39.1	39.4	39.8	27.8	39.3	26.1		35.4	33.6		15.6
GIS			10		4.2	19.3		.3		19.6	32.5	22.7	14.2		4.7	6.6	23.8	37.3	22.9
RECOM																			
GIS			15	37.9	39.8	39.8	39.8	25.4	.3	19.2	39.5								
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF _____

ATTRIBUTES OF B36-POU.SHP () _____

B36-DBPOD.DBF _____

ATTRIBUTES OF B36-POD.SHP () _____

-10814

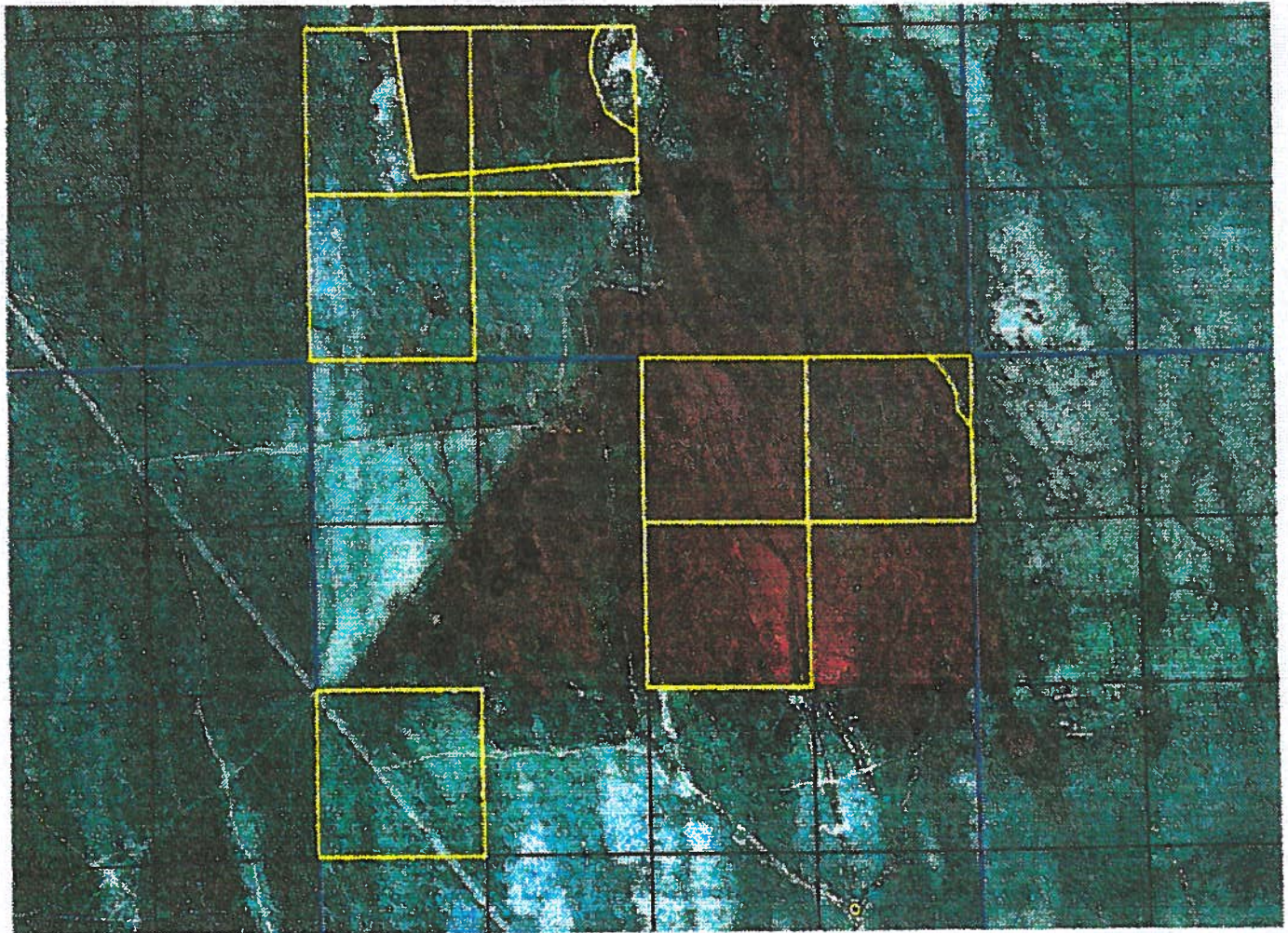
P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

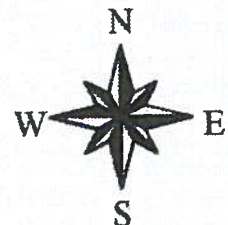
IDAHO DEPARTMENT OF WATER RESOURCES

43-10814



0.5 0 0.5 1 Miles

TNS 15S, RNG 27E, SEC 33 NE
TNS 16S, RNG 27E, SEC 10 SW
SEC 15 NE, NWSE

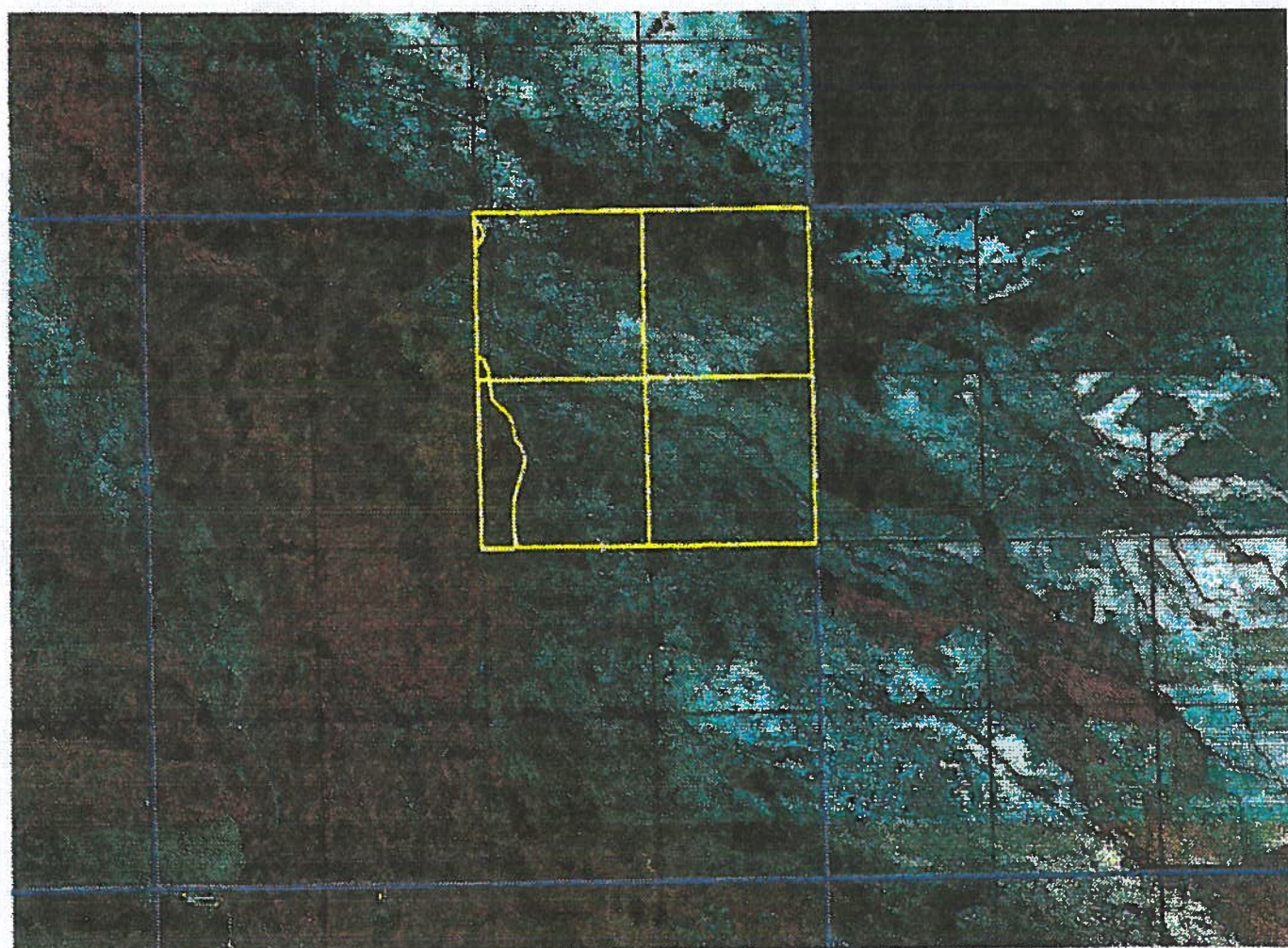


-  Claimed Place of Use (red= recommended)
-  Recommended Point of Diversion
-  Section Lines
-  Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 NAPP PHOTOGRAPHY
DATA ENTRY: JANUARY 27, 1998
BY: DOUGLAS JONES

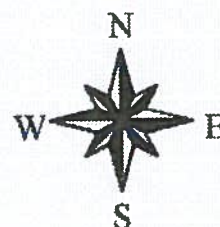
IDAHO DEPARTMENT OF WATER RESOURCES

43-10814



0.5 0 0.5 Miles

TNS 15S, RNG 27E, SEC 33 NE
TNS 16S, RNG 27E, SEC 10 SW
SEC 15 NE, NWSE



-  Claimed Place of Use (red= recommended)
-  Recommended Point of Diversion
-  Section Lines
-  Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 NAPP PHOTOGRAPHY
DATA ENTRY: JANUARY 27, 1998
BY: DOUGLAS JONES

TOTAL DIVERSION: 5.10 CFS
CONSUMPTIVE USE: 140.00 AEA

CASSIA County

SE

9:



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

January 26, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES HOLMGREN SECRETARY
HOLMGREN LAND & LIVESTOCK
785 NORTH 350 EAST
TREMONTON, UT 84337

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

Dear Mr Holmgren:

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

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

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

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

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

Sincerely Yours,

Francis G. Hitchcock
Water Resources Agent, Sr.

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

*How delivered
to POB #332
155 in ORIG
claim...
05-31-98*

HL+L

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

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

(★): in ID. a while this year (Korn)
 REVIEW 01-12-98:
 by pri datl only - VT. mty.
 have had enough
 (w/ Campbell.)
 1. 05-21-1910 -00347
 2. 01-17-1911 -00348
 3. 07-14-1912 -00350
 CLAIMED 07-06-95
 LATE - taken by K.C. to FE ditch of K's ha

25"	Unclaimed - H.L. & L.	
130"	" - " - 1908	Water - 05/1
60"	" - " CLAIMED 1910	05/2
26"	" - " CLAIMED 1911	01/1
75"	" - " CLAIMED 1912	07/14

? Fridrickson - NAF store 1911 11/2

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

Ginnell - & delivery, & insurance
 Olsen/ 1970s - abandoned @ Settlers

MTC:

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 10.6 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 10.6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

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

10. Description of place of use:

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	
155	276	33					40	40	40	40	40			40			40		280
		28											40						40
		29													40	40		40	120
169	276	4		40	40									40			40		160
in WR																			

SENT in
WR POW...

Number of acres irrigated 600

county (ies) are lands I

ed? Cassia

Is 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.

or None (☒)

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

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

COPY

Copies: White -State, Yellow-Claimant

OCT-24-97 FRI 10:51 AM

SRBA DIST COURT

FAX NO. 12087362121

P. 02

RECEIVED

OCT 28 1997

Department of Water Resources
Southern Region

PIORNEY
Allen

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

In Re: SRBA

Case No. 39576

HAROLD JONES and RAY JONES

Plaintiffs,

v.

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

Defendants.

SRBA Case No. 92-00014

ORDER FOR DIRECTOR'S REPORT

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

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ORDER FOR DIRECTOR'S REPORT
C:\ORDERS\DLK\RPT.NAF
10/24/97

OCT 30 1997

Page 1 of 3

Department of Water Resources
Southern Region

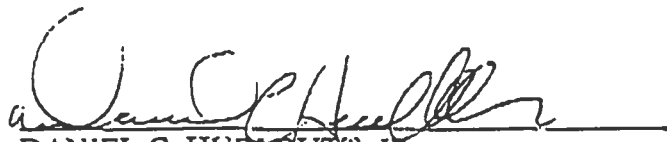
of the several water rights at issue is likely to result in duplicative litigation when the Clear Creek Stream System is reported in a Director's Report as part of the SRBA.

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

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

IT IS SO ORDERED.

DATED October 24, 1997.


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

CERTIFICATE OF MAILING

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

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

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



Deputy Clerk

10²⁰

08-22-04

Mon - VT. district

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

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

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

measurement @ ?
gaging station - same P/D as heta.
site mentioned in a
washed out 25 yrs ago
USGS came up monthly - in addition
to other Kanyons.
Cipriotti was L trash sediment
some " " have been replaced.

Vern

ca. ditch has a weir -

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

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

in spring - & diversions until it
comes up

users have good runoff, soil
soaked up and everywhere has
good water in channel
kinds w/ sub around Vernier

Crude can surge 50-60' 24 hrs.

can freeze up

in 2 yrs can be to dry to see
normal in: 20' - then ID can
thin 560

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

★ in ID. a while this year (Korn)

Ray's Lawyer @ VT. mty.
 "ID. guys have had enough
 Shitblaze"

reviewed degree
 (map) POU/ name/ ante. (w/ Campbell.)

3 out of ditch & ditch of K's ho

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

Fredrickson - NAF store 1911 11/2.

★ Rice Cr. films to Rand Mtn:
 K. Sr. has the vts.

Ginnell - & delivery, & delivery
 ★ Eken/ 1979 - abandoned @ Settling

-4-

Ray wants to run a pipeline from
Chen Co

vt. users use the water and
would be injured

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

81

20 cfs
17 cfs
25

⁶⁶ 11 cfs / 16 cfs is NAF 7

.5
0-12
Carpenter

1994

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