

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: **A43-11142**
Date Received: 7/19/1995
Receipt No: S018306
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: NOEL BOWCUT
Address: 19 GRANADA
BURLEY ID 83318 208-678-0080

2. Date of Priority: OCT 18, 1928

3. Source: CLYDE CREEK Trib. to: CASSIA CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	24E	22	SW	NE	SW		CASSIA
			SW	SW	SW		CASSIA

5. Description of diverting works:
ROCK DAM FOR DIVERSION TO DITCH; DIRT & CANVASS DAMS TO DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
TWO HOMES & STOCK WATERING 200 ANIMALS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	24E	27	NE	NW		IRR	3.0
			NW	NW		IRR	15.0
			SW	NW		IRR	19.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	24E	27	SE	NW		IRR	37.0
			NE	SW		IRR	33.0
			NW	SW		IRR	13.0
						Section Acres	120.0
						Total Acres	120.0

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:
43-00080

14. Remarks:

15. Basis of Claim: BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

July 19, 1995

NOEL BOWCUT
19 GRANADA
BURLEY ID 83318

RE: SNAKE RIVER BASIN ADJUDICATION CLAIM A43-11142

Dear Noel

Enclosed is your receipt and computer generated record for the above claim. Please review the claim to ensure that it was data entered correctly.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures

RECEIVED

JUL 12 1995

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

Department of Water Resources
Southern Region

**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 _____

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

COPY

Please type or print clearly

- Name of Claimant (s) Noel Bowcutt Phone (208) 678-0080
Mailing Address 19 Granada Bayley, IDA Zip 83318
- Date of Priority (Only one (1) per claim) 10-18-1928 Albion Land vs John Adams
- Source of water supply (a) CLYDE CR
which is tributary to (b) CASSIA CR
- a. Location of existing point of diversion is: Township 13S Range 24E Section 21,
SW 1/4 of NE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of CASSIA
Additional points of diversion if any: 13S, 24E, S-22, SWSWSW
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 _____
- 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.

Rock dam for diversion to
ditch
dirt o. canvas dams to ditch

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4-1 to 10-31 amount 1.40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.40 (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.) 2 homes & stock watering 200 Animals

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>13S</u>	<u>24E</u>	<u>28</u>					<u>3</u>	<u>15</u>	<u>19</u>	<u>37</u>	<u>33</u>	<u>13</u>							<u>120</u>

Total number of acres irrigated 120

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.

A43-00080 or None ()

14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

SEE FILE A43-00080

[illegible]

Copies: White-State, Yellow-Claimant

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

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

Signature of Claimant (s) *[Signature]* Date 7-10-95

_____ 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 Idaho)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 10th day of July 19 95

SEAL

Notary Public *[Signature]*

Residing at Burley

My Commission Expires 5-15-98

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 _____

Copies White-State, Yellow-Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

July 13, 1995

NOEL BOWCUT
19 GRANADA
BURLEY ID 83318

RE: AMENDMENTS TO A43-00369 AND A43-00370 AND POTENTIAL NEW
BENEFICIAL USE CLAIM TO BE FILED

Dear Noel

Enclosed is your receipt for the \$26.00 you submitted to add acres to the two above mention claims. I have updated the records on those claims.

Apparently I mis-communicated with you on the filing for additional water for the ground irrigated from Clyde Creek. There is a \$50.00 filing fee and a \$50.00 late fee due before I can accept this claim. The claim itself is acceptable as completed and I am holding it on my desk pending the fees.

I am returning the Request for Extension of Time to File Adjudication Claim(s) form as it does not address the new filing. The "WHY" for filing the extension of time is to request a refund of the late fee. As we discussed previously, your original claims were filed timely and you were unaware at that time that you needed or even could file an additional beneficial use claim for additional water on that ground.

There will be no claim number assigned until I enter the claim into the system. I will include that information with your request when I forward it to the state office for action.

I apologize for not clearly communicating all of the necessary steps required to complete the action on this new claim. If you have any questions please give me a call.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures

**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.: 43-11142

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

COPY

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

Signature of Authorized Agent Date

Signature of Authorized Agent Date

Title and Organization

Title and Organization

IDWR Concurrence Date
Sr Water Resource agent

Approved as to form Date
Attorney for IDWR

06/18/2002

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

RIGHT NUMBER: 43-11142
NAME AND ADDRESS: NOEL B BOWCUT
KEY RANCH
19 GRANADA PL
BURLEY ID 83318

SOURCE: CLYDE CREEK TRIBUTARY: CASSIA CREEK
QUANTITY: 1.40 CFS
PRIORITY DATE: 10/18/1928
POINT OF DIVERSION:

T13S R24E S21 SWNESW Within CASSIA County
T13S R24E S22 SWSWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.400 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R24E S27	NWNW	12.0	T13S R24E S27	SWNW	29.0
T13S R24E S27	SESW	33.0	T13S R24E S27	NESW	30.0
T13S R24E S27	NWSW	16.0			

120 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 120 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.
43-80 AND 43-11142.

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS

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

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

EXPLANATORY MATERIAL: Beneficial Use

CERTIFICATE OF SERVICE

I certify that on _____, 2002, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

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

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Noel B Bowcut
Key Ranch
19 Granada Pl
Burley ID 83318

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

United States of America acting through
Usdi Bureau of Land Management
Idaho State Office
1387 S Vinnell Wy
Boise Id 83709-1657

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ Facsimile

Signature of person or attorney mailing the form

KC

RECEIVED

FEB 19 2002

Department of Water Resources
Southern Region

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 43-11142

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office
Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657
Daytime Phone: see below
Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

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

Name: Noel B. Bowcut
Address: Key Ranch; 19 Granada Pl.; Burley, ID. 83318
Name:
Address:;
Name:
Address:;
Name:
Address:;

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

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached _____

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

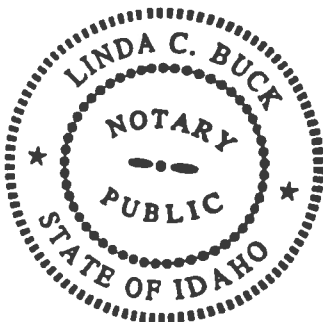
Gary A. Madenford
(Signature of person filing objection)

Larry C. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

February 7, 2002

Linda C. Buck



Linda C. Buck

Notary Public for Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005

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.

G. CERTIFICATE OF MAILING

I certify that on Feb. 8, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

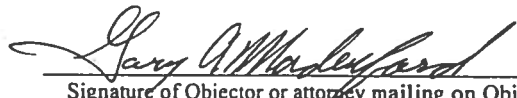
Name: Noel B. Bowcut
Address: Key Ranch; 19 Granada Pl.; Burley, ID. 83318
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, 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

09/19/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-11142
NAME AND ADDRESS: NOEL B BOWCUT
KEY RANCH
19 GRANADA PL
BURLEY ID 83318

SOURCE: CLYDE CREEK

TRIBUTARY: CASSIA CREEK

QUANTITY: 1.400 CFS

PRIORITY DATE: 10/18/1928

POINT OF
DIVERSION:

T13S R24E S21 SWNESW Within CASSIA County
T13S R24E S22 SWSWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
1.400 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T13S R24E S27	NWNW	12.0	T13S R24E S27	SWNW	29.0
T13S R24E S27	SESW	33.0	T13S R24E S27	NESW	30.0
T13S R24E S27 BLM PA	NWNW	16.0			

120 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 120 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-80 AND 43-11142.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THE FOLLOWING REMARK INSERTED UNDER PLACE OF USE WOULD
ELIMINATE THE BLM'S OBJECTION

-THE USE OF WATER UNDER THIS RIGHT DOES NOT INCLUDE A USE ON
FEDERAL PUBLIC LAND

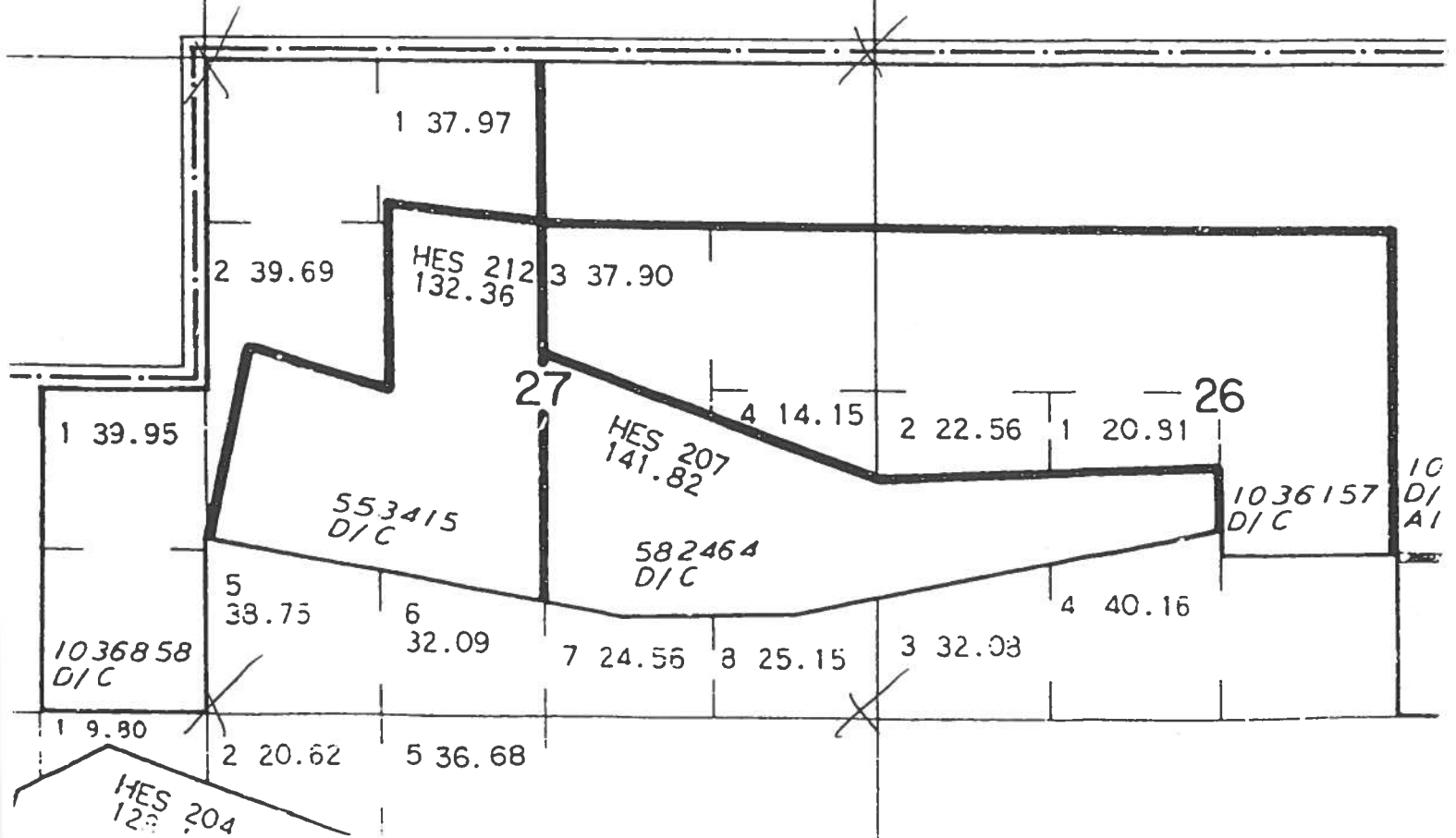
T. 13S., R. 24E., Sec. 27
4 11142

15

14

22

23



TOWNSHIP 13 SOUTH RANGE 24 EAST OF THE BOISE MERIDIAN, IDAHO

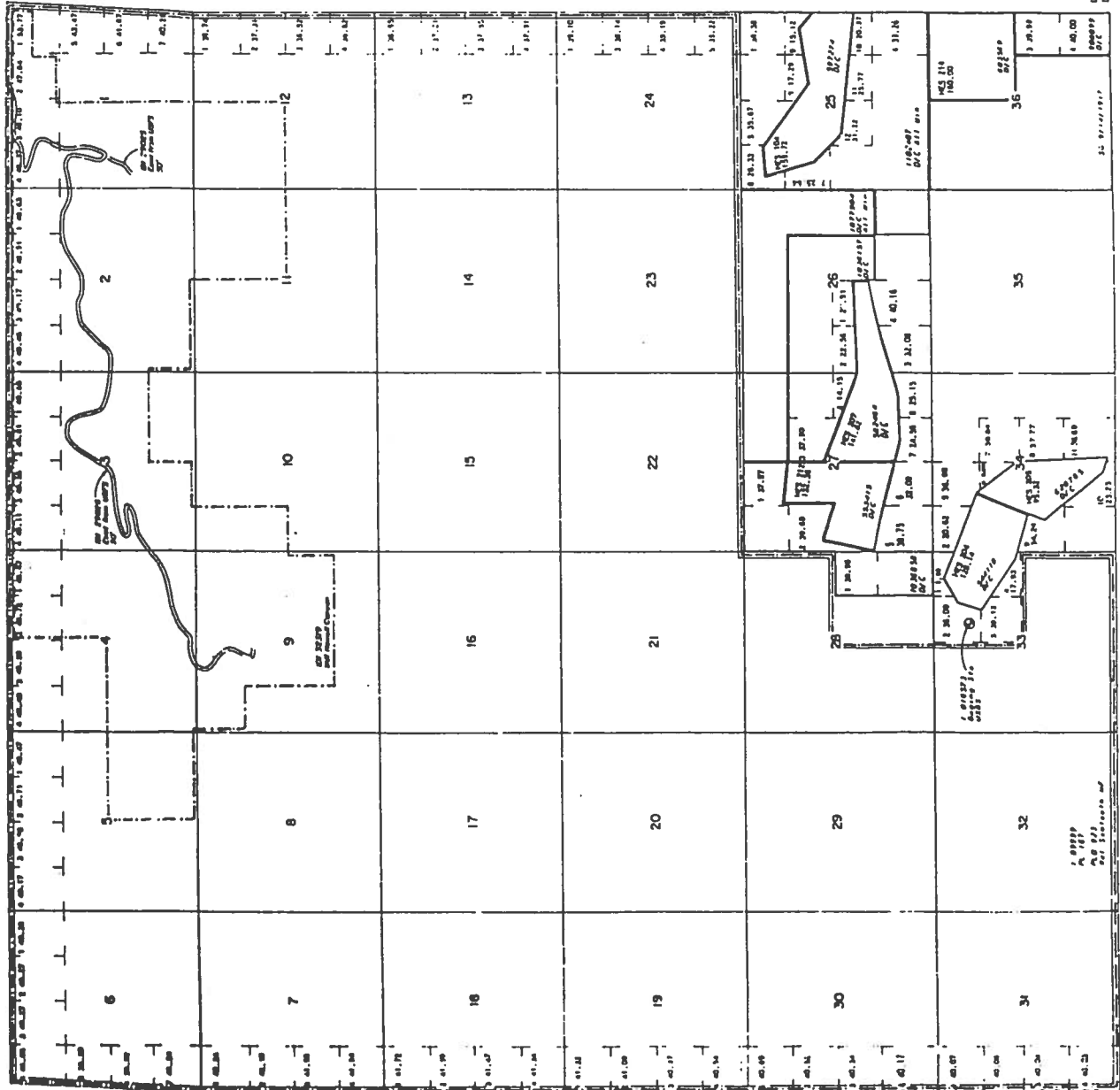
CASSIA COUNTY
SHELBY INSTRUCT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS	
TRACT NO	ORIGINAL SURVEY
1	SEC 3, T13S, R24E
2	SEC 3, T13S, R24E
3	SEC 3, T13S, R24E
4	SEC 3, T13S, R24E
5	SEC 3, T13S, R24E
6	SEC 3, T13S, R24E
7	SEC 3, T13S, R24E
8	SEC 3, T13S, R24E
9	SEC 3, T13S, R24E
10	SEC 3, T13S, R24E
11	SEC 3, T13S, R24E
12	SEC 3, T13S, R24E
13	SEC 3, T13S, R24E
14	SEC 3, T13S, R24E
15	SEC 3, T13S, R24E
16	SEC 3, T13S, R24E
17	SEC 3, T13S, R24E
18	SEC 3, T13S, R24E
19	SEC 3, T13S, R24E
20	SEC 3, T13S, R24E
21	SEC 3, T13S, R24E
22	SEC 3, T13S, R24E
23	SEC 3, T13S, R24E
24	SEC 3, T13S, R24E
25	SEC 3, T13S, R24E
26	SEC 3, T13S, R24E
27	SEC 3, T13S, R24E
28	SEC 3, T13S, R24E
29	SEC 3, T13S, R24E
30	SEC 3, T13S, R24E
31	SEC 3, T13S, R24E
32	SEC 3, T13S, R24E
33	SEC 3, T13S, R24E
34	SEC 3, T13S, R24E
35	SEC 3, T13S, R24E
36	SEC 3, T13S, R24E

ON 2/28/1900 WAS DEED TO 3 SECTIONS, Sec 3, T13S, R24E, IDAHO
SEC 3, T13S, R24E
ON 2/28/1900 WAS DEED TO 3 SECTIONS, Sec 3, T13S, R24E, IDAHO
SEC 3, T13S, R24E
ON 2/28/1900 WAS DEED TO 3 SECTIONS, Sec 3, T13S, R24E, IDAHO
SEC 3, T13S, R24E



FOR OWNERS EFFECTING DISPOSAL OR USE OF
UNDEVELOPED LANDS AFTER THE DATE OF
MISCELLANEOUS DOCUMENTS

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-
DRAWAL ORDER

SCALE IN CHAINS
0 10 20 30 40 50 60 70 80 90 100

05/07/2001

**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: 43-11142

NOEL B BOWCUT
KEY RANCH
19 GRANADA PL
BURLEY ID 83318
Telephone Number: (208)678-0080

RECEIVED
MAY 23 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:

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

DATE:

5-15-01

SIGNATURE:

[Signature]

Please print your name:

NOEL B. Bowcut

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

02/26/2001

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

RIGHT NUMBER: 43-11142
NAME AND ADDRESS: NOEL BOWCUT
19 GRANADA
BURLEY, ID 83318

VERIFIED BY KKC

SOURCE: CLYDE CREEK TRIBUTARY: CASSIA CREEK

QUANTITY: 1.4 CFS

PRIORITY DATE: 10/18/1928

POINT OF DIVERSION: T13S R24E S21 SWNESW Within CASSIA County
T13S R24E S22 SWSWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	1.40 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>			
T13S R24E S27	NWNW	12	T13S R24E S27
T13S R24E S27	SENW	33	T13S R24E S27
T13S R24E S27	NWSW	16	

SWNW	29
NESW	30

120 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 120 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS. 43-80 AND 43-11142.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECEIVED

AUG 03 1995

REFUND REQUEST

SUBMITTED TO AUDITOR

ON

08/14/95

Date: 7-19-95

TO: S. Sherman to Log In

FOR: D. Shaff/D. Allen

FROM: A. CHRISTENSEN

SUBJ: Receipt No. 5018306 (Please attach ARQ2 Receipt copy immediately behind blue form)

RE: PayOR NOEL BOWCUT

Address 19 GRANADA

BURLEY SD 83318

Claimant(s) if NOT Payor

Refund Amount \$ 50.00

Claim Location (Region/Claimant)

Extension Filed? Y/N NA

Copy Attached? Y/N NA

Late Fees Paid? Y/N NA

Late Fee Receipt #

S.O. Verified Ext. by on D.B. Query by

Refund Generated By () Agent X Claimant

Refund Category:

insufficient fees / claim incomplete / withdrawn / o-pmt

Date of Last Correspondence (copy attached)

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
443-10142	IRR	\$ 100	50.00	5018306
		\$		
		\$		
		\$		
		\$		
		\$		
Total		\$	\$	

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

Detailed Reason(s) for Refund Attached Y/N

CLAIMANT WAS NOT AWARE THAT HE COULD FILE AN ADDITIONAL CLAIM FOR BENEFICIAL USE TO BRING HIS CLAIMS UP TO 1" PER ACRE TOTAL FOR THE CLAIMED P/U. I FOUND A USE CONSISTANT WITH THIS CLAIM AND INFORMED MR BOWCUT THAT A BENEFICIAL USE CLAIM WAS AN OPTION.

Region AJ Spvsr. Approval

S.O. AJ Spvsr. Approval

Don Shaff Approval

Hold

To Fiscal 08-08-95

Logged 08-04-95

Data Base Modified? Y/N NA A &/or R Records By on

Date Received 7-18-95

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

COPY

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

Name of Claimant Noel Bowant RO# 678-0680 Phone Number
Mailing Address #19 Grand Place Burley City Ida State 83315 Zip
County(s) where place of use is located Cassia Date claim originally due FIRST RND 6-8-89 SECOND RND 3-10-93
Identify water right(s) for which extension is requested A43-10142

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

originally filed on time
I did not realize I could file
for additional water.

Claimant requests an extension to Aug 1, 19 95

Signature [Signature] Date of request 7-17-, 19 95

Title owner

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Accept claim and waive late fee.

and if granted the filing deadline is extended to Aug 1, 19 95

Signed this 4 day of August, 19 95

Director or his designated agent
[Signature]
DAVID B. SHAW

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

August 8, 1995

KARL J. DREHER
DIRECTOR

NOEL BOWCUT
19 GRANADA
BURLEY ID 83318

RE: Snake River Basin Adjudication (SRBA)
Cassia County - Receipt #S018306 - \$50.00
Notice of Claim to a Water Right #A43-11142

Dear Claimant:

Your Request for Extension of Time was granted, and the late fees you paid on the above-referenced claim will be refunded. The refund process has been initiated with the State Auditor's Office. You should receive your check in the near future.

Your file copy of the Request for Extension of Time is enclosed for your records.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

Enclosure:

Yellow Claimant Copy of Request of Extension of Time