

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 43-12940
Date Received: 2/8/01
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

D JAY HARPER Phone: (208)645-2533

1926 S 2350 E
MALTA ID USA 83342

JEANETTE HARPER Phone: (208)645-2533

1926 S 2350 E
MALTA ID USA 83342

2. Date of Priority: 12/12/1911

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14S	27E	20	NW SW	CASSIA	
14S	27E	7	SW NE	CASSIA	

5. Description of diverting works:

CEMENT HEADGATE W/10' DIA. METAL WEIR; SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.56	

7. Total Quantity Appropriated is:
0.56 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13S	27E	31	SW	NE	IRRIGATION	31
					Section Acres	31
					Total Acres	31

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

This is a portion of 43-178H, split through an ownership change.

15. Basis of Claim: Decreed

RECEIVED

05/09/2001

JUN 22 2001

NOTICE OF ERROR
REPLY

Department of Water Resource
Southern Region

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: 43-12940

D JAY HARPER
1926 S 2350 E
MALTA ID 83342
Telephone Number: (208)645-2533

JEANETTE W HARPER
1926 S 2350 E
MALTA ID 83342
Telephone Number: (208)645-2533

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

*Point of Diversion Needs Changed To T135 R27E S31 NWSE NW
I will apply for the Change*

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: June 14, 01

SIGNATURE: D. Jay Harper

Please print your name: D. Jay Harper

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

FILED BY

2/9/01

02/09/2001

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

RIGHT NUMBER: 43-12940

NAME AND ADDRESS: D JAY HARPER
1926 S 2350 E
MALTA, ID 83342
JEANETTE HARPER
1926 S 2350 E
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.2 CFS

WHEN COMBINED USE OF THE FOLLOWING RIGHT NOS. SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.: 43-00177G, 43-02562B, 43-
12940, & 43-12943.

PRIORITY DATE: 12/12/1911

POINT OF DIVERSION: T14S R27E S7 NWSWNE Within CASSIA County
T14S R27E S20 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03-15 11-15	0.20 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County
T13S R27E S31 SWNE 30

30 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00177G, 43-02562B, 43-12940, & 43-
12943.

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

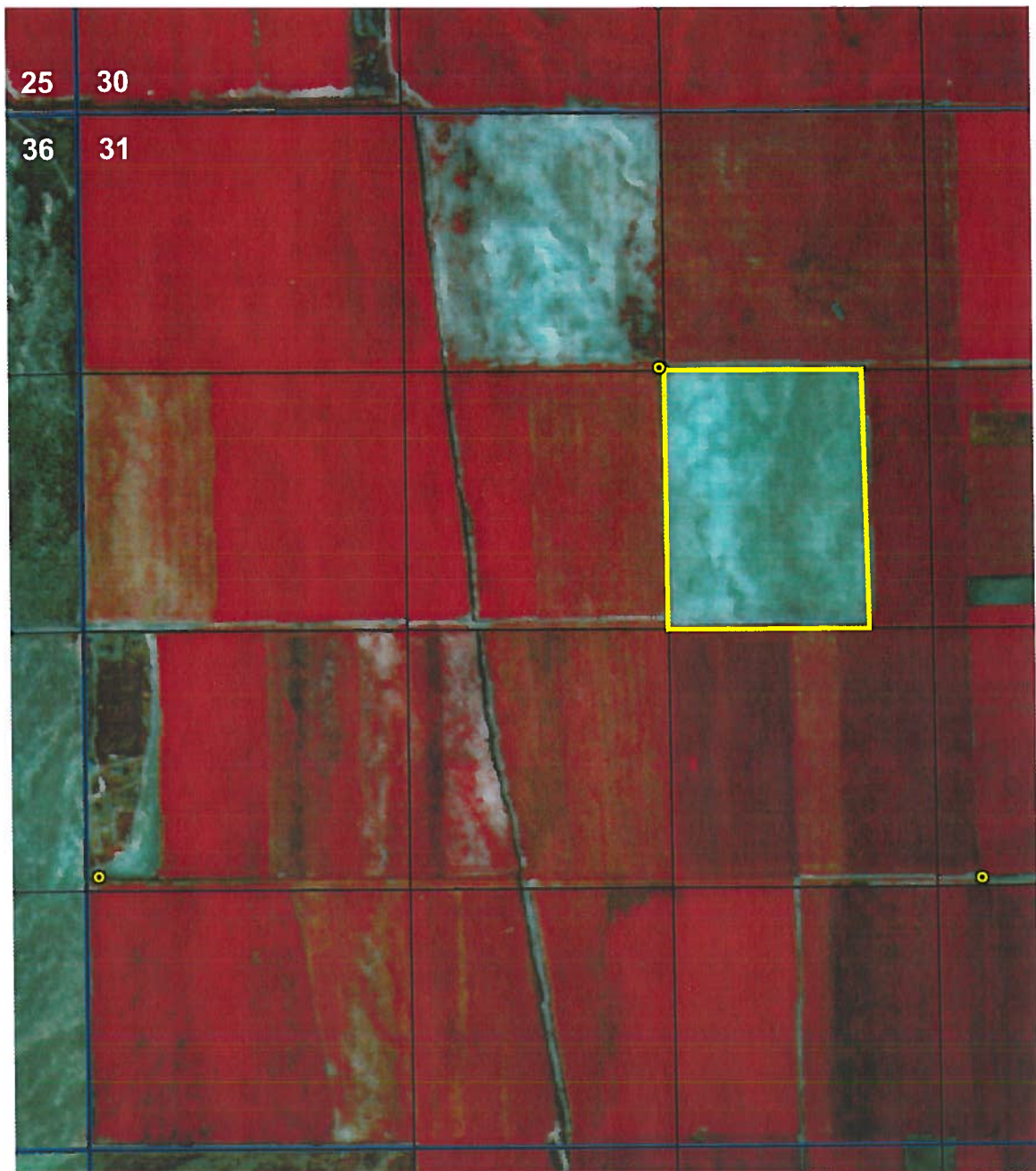
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water Right 43-12940

Idaho Department of Water Resources

43-00177G, 43-02562B, 43-12940, & 43-12943



0 1320 2640 Feet

RECOMMENDED PLACE OF USE
DATA ENTRY ON FEB. 9, 2001
TWP 13S, RNG 27E, SEC. 31

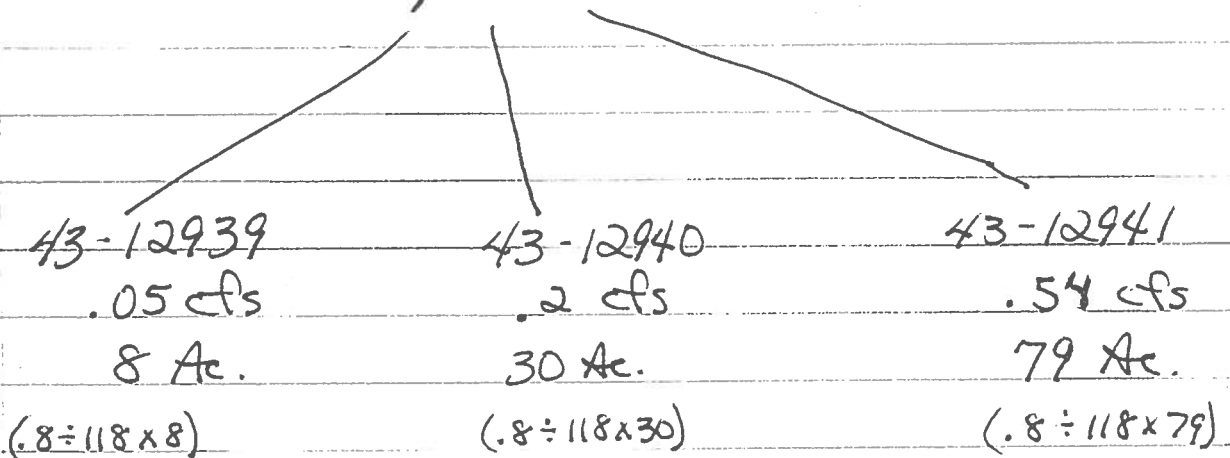


- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

Gis Place of Use Presentation
1987/1988 Napp Photography
Prepared by Jeanie Robertson

A43-00178 H 12/12/1911 2.14 cfs 118 Ac.

- decreed POU was only appurtenant to 40 Ac.
- diversion rate should be .8 cfs
- land was sold and split three ways
- originally, claimants expressed interest in amending their claims so only "water rights" appurtenant to the part they were buying would be claimed.
- some splits and amended claims were mailed and sent out, but never returned
- recommend proportional splits to all



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:12:56
02/08/01

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12940

CLAIM NUMBER: A43-00178H

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PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JULIANNE ROSE SCHAEFFER	12/12/1911	IRRIGATION	03-15 11-15	2.140 CFS	
C	TERRY A SCHAEFFER					
TOTAL DIVERSION:					2.140 CFS	
~~CONSUMPTIVE USE:~~					.2 cfs	~~354.00 AFA~~

Water Source: RAFT RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T14S R27E S07
S20

NW SWNE
NW NWSW

CASSIA County
CASSIA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
13S	27E	31	:					:						:					:						:	
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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02/08/01

PAGE: 2
QUICKLOOK INFORMATION

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CLAIM NUMBER: A43-00178H

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

BARCODE UPDATED
WHOM/DATE