

AJ5856NP

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

DATE: SEP-15-1997

PAGE: A-4

RIGHT NUMBER: 43-02501

NAME & ADDRESS: BRIGHAM YOUNG UNIVERSITY
JOHN B SCHOLTEN
EXECUTIVE VICE PRESIDENT
PROVO ID 84602

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 08/11/1960

POINT OF DIVERSION: T11S R26E S29 SESE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within CASSIA County
T11S R26E S29 NESE SESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP11S26E290000
STOCKWATER, 500 RANGE CATTLE, 12 HORSES

✓ DJ 9/15

AJ5809NP
No. R43-02501

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/03/97
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRIGHAM YOUNG UNIVERSITY JOHN B SCHOLTEN EXECUTIVE VICE PRESIDENT PROVO ID 84602 (801) 378-5625	08/11/1960	STOCKWATER	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T11S R26E S29

SESE

CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S	Ac	T	R	S	Ac	T	R	S	Ac	T	R	S	Ac
11S	26E	29													

POU County: CASSIA

Non-Irrigation Uses: STOCKWATER, 500 RANGE CATTLE, 12 HORSES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-02501

Remarks: ~~GEN~~ PARCEL NO. RP11S26E290000

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 04/20/92 SMITH 03/30/95 POST-STD 04/14/95 RMCCARTH 04/19/95 RMCCARTH

N11
N13

DF

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: A43-02501
Date Received: 5/03/1989
Receipt No: C006585
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRIGHAM YOUNG UNIVERSITY 801-378-5625
Address: JOHN B. SCHOLTEN
EXECUTIVE VICE-PRESIDENT
B-346 ASB BRIGHAM YOUNG UNIV.
PROVO, ID 84602

2. Date of Priority: AUG 11, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	26E	29	SE	SE			CASSIA

5. Description of diverting works:
WELL, PUMPS, ELECTRIC MOTOR, PIPELINE, STOCKWATER TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE CATTLE, 12 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	26E	29	NE	SE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	26E	29	SE SE		STOCK	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 28937

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
_____, that I have signed the foregoing
document in the space below as _____ of
_____, 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

Identification No. 43-02501

Date Received 5-3-89

Receipt Number 0006585

RECEIVED
MAY 03 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

Brigham Young University
1. Name of Claimant (s) John B. Stohlton, Exec. Vice-Pres. Phone (801) 378-5625

Mailing Address B-346 ASB Brigham Young University, Provo, Zip 84602
Utah

2. Date of Priority (Only one per claim) August 11, 1960 Month/Day/Year

3. Source of water supply (Check one) (☒) Groundwater or Other () (a) _____
Name or kind of source
which is tributary to (b) _____

4. Location of point of diversion is: Township 11S. Range 26E.

Section 29, 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, BM.,

County of Cassia

Additional points of diversion if any: None

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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.

well, pump, electric motor, pipeline, stockwater tanks

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stockwater purposes from 1/1 to 12/31 amount 0.02 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 500 range cattle and 12 horses 1/1 to 12/31

MICROFILMED
MAR 05 1993

10. Place of use is: Township: 11S. Range 26E.

Section 29, SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Cassia for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any T.11S., R.26E., Sec. 29 NE 1/4 SE 1/4

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. None (X)

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number G-28937/43-02501

By signing I/We acknowledge reading the notice on the back of this claim form.
I/We wish to receive for a small annual fee monthly copies of the docket sheet.
YES _____ NO XX

16. Signature (s) _____

Number of Attachments None

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 Executive Vice-President

of Brigham Young University, that I have signed the foregoing

Organization

document in the space below as Executive Vice-President of Brigham Young University

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date 5-189

Title and Organization Executive Vice-President, Brigham Young University

State of Idaho/or Utah)

County of Utah) SS.

Subscribed and sworn (or affirmed) before me this 1st day of May 19 89

Notary Public Karin K Jordan

Residing at Provo, Utah

My Commission Expires 7-4-90



Last Name Brigham Young University Ident No. 43-02501

Copies: White-State, Yellow-Claimant

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MAR 05 1993

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

BYU

CLAIM IDENT. NO.

A43-02501

DATE RECEIVED

5-3-89

CK #

1312

AMOUNT \$

1542.00

1. Is the name and address complete with zip code?

YES

NO

Required
Info?

2. Is a priority date entered?

YES

NO

*

Is the priority date acceptable in view of mandatory filing dates?

YES

NO

*

See Adjudication Memos #1 and #4 to determine if a Permit is required.

YES

NO

*

3. (a) Is a source entered?

YES

NO

*

(b) Is a tributary to entered? (if required)

N/A

YES

NO

*

4. Is the legal description of the p.d. sufficient?

YES

NO

*

5. Is there a description of the diverting works?

YES

NO

*

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.

YES

NO

*

Is the period of use included?

YES

NO

*

Is a quantity claimed for each use?

YES

NO

*

7. Is a total quantity claimed entered?

YES

NO

*

8. If required is a consumptive use entered?

N/A

YES

NO

*

Is the consumptive use correct?

N/A

YES

NO

*

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.

N/A

YES

NO

*

10. Is (are) the place(s) of use and purpose(s) indicated?

YES

NO

*

11. Is (are) the county(ies) entered?

YES

NO

*

12. Is the ownership of p.u. checked?

YES

NO

*

13. Are other water rights listed or "none" indicated?

YES

NO

*

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)

N/A

YES

NO

*

15. Is the basis of the claim indicated?

YES

NO

*

16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)

N/A

YES

NO

*

17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.

YES

NO

*

18. Has the claim been signed, sealed, and dated by a notary?

YES

NO

*

19. Was this claim filed on time, or was an extension granted?

YES

NO

*

20. Is the fee enclosed correct?

Exempt

YES

NO

*

21. If this claim is based on an existing water right, has the identification number been entered?

N/A

YES

NO

*

22. Should this claim be data entered?

YES

NO

*

Claim checked by:

CT

Date:

5-9-89

Claim must be returned to claimant:

(Yes) (X) (No)

Claimant must be notified of modifications:

(Yes) (X) (No)

Receipt Prepared by:

D. Shaff

Date:

5-3-89

Claim data entered by:

CT

Date:

5-9-89

Sent to claimant by:

Checked by:

Date:

Comments:

MICROFILMED

MAR 05 1989

6/9/94

IN 2 C E I V S U

JUL 15 1994

COMMUNICATION DOCUMENTATION

Department of Water Resources
Southern Region Office

Claim No. A43-02501

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Porter Fritschle Date 7-1-94

Contact Person(s) Glen Nielson for Brigham Young University
208-459-0134

Nature of Contact To see if claims are all in
order. File two permits for additional
uses from existing wells

Substance of Communication Glen had hard copies of the
claims that appeared complete. I reviewed
the points of diversion, water uses & places
of use claimed for each filing

I drafted two applications for permit
for additional uses from the wells in
T 11S R 26E Sec. 29 SENE & SESE.

WATER RIGHT NUMBER - A43-02501

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - REMARKS - - - - - NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + - - - DECREE DEFENDANT - - - +
00/00/0000

+ - - AUDIT FIELDS - 05/09/89 FRITSCHL 06/23/89 FRITSCHL

+ - - - - COMMENTS - - - - - NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	-	00/00/0000	FIELD INSPECTION MADE	-	00/00/0000	CIVIL CASE NUMBER	-	39576
OBJECTION FILED DATE	-	00/00/0000	FIELD INSPECTION FLAG	-		OLD CASE NUMBER	-	
RESPONSE FILED DATE	-	00/00/0000	VERIFIED DATE	-	02/11/1985	OLD JUDICIAL DISTRICT	-	
CLAIM RECEIVED DATE	-	05/03/1989	LAST AMENDED DATE	-	00/00/0000	TEMPORARY RIGHT	-	P
PROOF DUE DATE	-	00/00/0000	PROOF MADE DATE	-	00/00/0000	WATER DISTRICT	-	
LICENSED DATE	-	00/00/0000	RECEIPT NUMBER	-	C006585	FEDERAL/STATE INDICATOR	-	S
CLAIMS TAPE ERROR FLG	-		POU OWNERSHIP FLAG	-	Y	PRESUMPTION FLAG	-	
FEE EXEMPT FLAG	-		NAME CONNECTOR	-	UR			

RP115 26E29000

DATA ENTRY

ENTERED 4-28-91 *DL*
CHECKED 6/15/92 *DL*

Verified By
Topo Map/Ortho PO
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

CERTIFIED
OCT 28 1991
WATER EXAMINER

VERIFIED
OCT 17 1991