

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

11/13/2000

RIGHT NUMBER: 43-11198

NAME AND ADDRESS: CORDELL SHERIDAN
JAMES SHERIDAN
PO BOX 198
ALMO, ID 83312

SOURCE: SPRINGS TRIBUTARY: ALMO CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 01/01/1878

POINT OF DIVERSION: T15S R24E S15 SWSWSW Within CASSIA County
T15S R24E S16 SESESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1-01 12-31	0.02 CFS

PLACE OF USE:

<u>STOCKWATER Within CASSIA County</u>			
T15S R24E S15	SWSW	T15S R24E S16	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.

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

AJ0743NP
(CD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

12/15/99 13:43:05
Page 1

Water Right Number - R43-11198

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
SHERIDAN

CORDELL

1 - PO BOX 198
2 -
3 -

City- ALMO
Phone - 208-824-5531

State- ID Zip- 83312

SHERIDAN

JAMES

1 -
2 -
3 -
City- ALMO
Phone - 208-824-5531

State- ID Zip- 83312

+ - - Priority Date - - +
01/01/1878

+ - - - Region - - - +
17 SOUTHERN

+ - - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - - - Source - - - - - +
SPRINGS

+ - - - - Tributary - - - - - +
ALMO CREEK

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

15S 24E 15 SW SW SW
16 SE SE SE

(31) CASSIA
(31) CASSIA

ENTIRE
80%

+ - - - - Water Use - - - - - +
Code Description Period From Period To

04 - STOCKWATER

01/01 12/31

Diversion Rate 0.020

Diversion Volume

+ - - Total Div. Rate - + + - - Total Div. Volume - +
0.020

+ - - Total Consumptive Use - + + - - KW Usage - +
0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

15S 24E 15 SW SW SW
15S 24E 16 SE SE

04 STOCKWATER
04 STOCKWATER

(31) CASSIA
(31) CASSIA

Total Acres:

+ - - Diversion Means - INSTREAM USE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - ALMO WATER CO SHARES FOR IRRIGATION

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

EXP STOCKWATER, 200 CATTLE, 10 HORSES

C18

Water right number - R43-11198

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +
+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

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

+ - - - - Comments - - - - - +
Date: 12/15/1999 User Id: VHANCOCK Subject: COPIED FROM REMARKS
THIS SPRING RUNS IN CHANNEL AND THE CATTLE DRINK OUT THE CHANNEL ALL ALONG WITHIN OUR PROPERTY.

+ - - Audit Fields - - +
12/15/99 VHANCOCK

+ - - - - 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 - 08/17/1999 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - S022457 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - OR Presumption Flag -
Notice of Error Flag -

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: **A43-11198**
Date Received: 8/17/1999
Receipt No: S022457
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CORDELL SHERIDAN 208-824-5531
Address: PO BOX 198
ALMO ID 83312
OR
Name: JAMES SHERIDAN 208-824-5531
Address: PO BOX 198
ALMO ID 83312

2. Date of Priority: JAN 1, 1878

3. Source: SPRINGS Trib. to: ALMO CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	24E	15	SW	SW	SW		CASSIA
		16	SE	SE	SE		CASSIA

5. Description of diverting works:
INSTREAM USE

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:
STOCKWATER, 200 CATTLE, 10 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	24E	15	SW	SW		STOCK	
		16	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:

ALMO WATER CO SHARES FOR IRRIGATION

14. Remarks:

THIS SPRING RUNS IN CHANNEL AND THE CATTLE DRINK OUT THE CHANNEL
ALL ALONG WITHIN OUR PROPERTY.

15. Basis of Claim: BENEFICIAL USE



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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 18, 1999

Cordell Sheridan
PO Box 198
Almo, Idaho 83312

RE: Snake River Basin Adjudication (SRBA)
Claim No: A43-11198

Dear Cordell,

I wasn't very observant when I went over your new claim for stockwater on the spring in Section 16. There are two items I need to have you fill out on this. The first one is the priority date, which would be the date that you determined your great-grandfathers began using the spring for stockwater. The second is the amount of water you are claiming that you divert.

As a policy, IDWR recommends a diversion rate of 0.02 cfs for instream use for stockwater. This is because there is no diverting works, just the cattle drinking directly from the stream. So, you may claim any amount in cfs for your stockwater use, but as of this date, the Department will only recommend a diversion amount of 0.02 cfs to the SRBA Court.

I am enclosing copies of your Dad's affidavits regarding use of the spring so you have them, and will send you a copy of your new claim when it's done. I apologize for this inconvenience, but can't process the claim until I have this form completed by you. If you have any questions, give me a call here.

Interesting to think of what was happening in Salt Lake while we were dodging raindrops up on the hill.

Sincerely,

Vikie Hancock
Water Resource Agent

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. 1743-11198Date Received 8-11-99Receipt Number 5022457

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

AUG 27 1999

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 Cordell Sheridan or1. Name of Claimant (s) James Sheridan Phone (208) 824-5531Mailing Address Box 198 Almo, ID. Zip 833122. Date of Priority (Only one per claim) 1/1/1878 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other (✓) (a) Springwhich is tributary to (b) Almo Creek Name or kind of source4. Location of point of diversion is: Township 15 S Range 24 ESection 16, SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, BM.,County of CassiaAdditional points of diversion if any: T15S, R24E, Sec. 15 SW 1/4 of SW 1/4 of SW 1/4

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 the depth of each well.

This Spring runs in a channel and the cattle drink out the channel all along within our property

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

For Livestock purposes from 1/1 Month/Day to 12/30 Month/Day amount .02 (cfs)(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____7. Total quantity claimed .02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 200 Cattle, 10 Horses

10. Place of use is: Township: 155 Range 24E

Section 16, SE 1/4 of SE 1/4, Govt. Lot 52, B.M.,

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

Additional places of use, if any T155, R24E, Sec 15, SW 1/4, of SW 1/4, of ~~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 ✓ 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.

43-10133 and 43-07297

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

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) Gordon Sheridan Date 8/11/99

Date

For Organizations: I do solemnly swear or affirm that I am

of , 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 Date

Title and Organization

State of Idaho/or)

County of) SS.

Subscribed and sworn (or affirmed) before me this 11th day of August 19 99

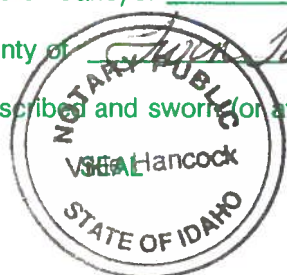
Notary Public

Residing at

My Commission Expires 5-7-2003

Last Name Sheridan Ident No.

Copies: White-State, Yellow-Claimant



William Edward
Johnston.

Settled in Almo, Idaho, 1878.

Acquired the following land
T 15 S, R 24 E, SEC. 16,
SE 1/4 of SE 1/4, in Cassia
County.

He used this land to run
cattle, and used the spring
water on this land for the
source of stock water.

I James Sheridan have lived here
and used this stock water all my life
and know the above statement of
W.E. Johnston's use starting in 1878
on this property to be true.

I am the Grand son of W.E. Johnston



James Sheridan

8-11-99

Henry Dennison Durfee

Settled in Almo, Idaho in 1878.
He acquired the following land.

T 15 S, R 24 E, Sec. 15, SW 1/4

He used this land to run
cattle on, and used the Spring
water on this land for the
source of stock water.

I James Sheridan have lived on this
property all my life and use this
stock water and I know the above
statement of H D Durfee's use starting
in 1878 ~~to be true~~ on this property
to be true

James Sheridan

8-11-99

