

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

RECEIVED

MAR 20 1990

Ident. Number: A41-10053
Date Received: 3/06/1990
Receipt No: MO06164
Received By: DC

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROSCOE KRESS AND SONS LTD. 208-548-2257
Address: 5187 S. ROCKLAND HWY.
ROCKLAND, ID 83271

2. Date of Priority: JUN 01, 1944

3. Source: SPRING Trib. to: ROCK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	31E	22	NE	SE	SW		POWER

5. Description of diverting works:
CEMENT SPRINGBOX PIPELINE HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOME S/ UP TO 25 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	31E	22	SE	SW		DOMEST STOCK	

A41-10053

Page 1

Date: 03/06/90

MICROFILMED
MAR 02 1993

11. Place of use in counties: POWER

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: BENEFICIAL USE

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: 0

For Organizations:

I do solemnly swear or affirm that I am general partner of
Roscoe Kress and Sons, Ltd, that I have signed the foregoing
Organization Title
document in the space below as general partner of
Roscoe Kress and Sons, Ltd and that the statements contained in the
Organization Title
foregoing document are true and correct.

Joseph R. Kress
Signature of Authorized Agent

General Partner R. Kress & Sons
Title and Organization

Mar. 6, 1990
Date

State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 6 day
of March 19 90

Gene Carls
Notary Public

Seal

Residing at Heise, Idaho

My Commission Expires 2/26/96

41-18823

AJ5856NP

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

DATE: SEP-24-1997
PAGE: A-23

RIGHT NUMBER: 41-10053

NAME & ADDRESS: ROSCOE KRESS AND SONS LTD
5187 S ROCKLAND HWY
ROCKLAND ID 83271

SOURCE: SPRING TRIBUTARY: ROCK CREEK

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 06/01/1944

POINT OF DIVERSION: T11S R31E S22 NESESW Within POWER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC ONE HOME	01-01 12-31	0.04 CFS

PLACE OF USE:	STOCKWATER	Within POWER County
	T11S R31E S22	SESW
	DOMESTIC	Within POWER County
	T11S R31E S22	SESW

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
S/ UP TO 25 HEAD CATTLE

Decreed: 7/24/98

AJ5809NP
No. R41-10053

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/15/97
PAGE: 109

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROSCOE KRESS AND SONS LTD 5187 S ROCKLAND HWY ROCKLAND ID 83271 (208) 548-2257	06/01/1944	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.02 CFS 0.04 CFS	
TOTAL DIVERSION:					0.06 CFS	

Water Source: SPRING

Tributary to: ROCK CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11S R31E S22

NESESU

POWER County

Place of use Legal Description for: STOCKWATER

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac Lt Ac
11S 31E 22 :	:	:	:

Place of use Legal Description for: DOMESTIC

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac Lt Ac	NESE : Lt Ac Lt Ac Lt Ac Lt Ac
11S 31E 22 :	:	:	:

POU County: POWER

Non-Irrigation Uses: BY ONE HOME S/ UP TO 25 HEAD CATTLE

Other Rights: NONE

Dates: Exam Made Date: 5-31-95 Verified Date:

Objection Filed Date:

Misc: Water District Number: 41

Field Inspection Flag:

N13

Audit: 03/19/91 BAUMHOFF 03/30/95 POST-STD

Claim file w/sec

See
9/18/97

DATA ENTERED BY
DATE 9-23-97

Stage: BENEFICIAL USE

POWER County

ME

5

NE

D

THE QUANTITY OF W/

GALLONS PER DAY.

objection Filed Date:

CLAIM NO. A41-10053

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR DOMESTIC AND STOCKWATER CLAIMS IN PLACE OF A CVR

1. ☒ No Change NAME:
☐ NEW OWNER: _____
☒ No Change ADDRESS:
☐ NEW ADDRESS: _____
- ☒ DATA ENTRY STANDARDS CHECKED?
2. ☒ No Change - DATE OF PRIORITY: No Field Verification Needed.
☐ CHANGE- Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable,
explain in COMMENTS.)
3. ☒ No Change - SOURCE:
☐ CHANGE - Different Source found: _____
4. ☒ No Change - POINT OF DIVERSION:
☐ Point of diversion is different than the claim
New P/D: Twp. ____, Rge. ____, Sec. ____, ____ 1/4 ____ 1/4 ____ 1/4
- Note: If the 10-acre tract is shown on the claim, then
verification of the 10-acre parcel is needed. Otherwise the
10-acre tract is not required, unless the source is a spring.
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Incomplete desc., complete items missing, IF KNOWN.
HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irr. _____
6. ☒ No Change - WATER USES:
☐ Different uses, (list uses found).
- | | | | | |
|-----------|------------|----------|------------------|----------|
| Use _____ | From _____ | To _____ | Amount _____ cfs | _____ af |
| Use _____ | From _____ | To _____ | Amount _____ cfs | _____ af |
7. ☒ No Change - TOTAL VOLUME:
☐ Change found, The new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____
- ☒ DATA ENTRY STANDARDS (correct to..)

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

11. ☐ Checked: N/A

12. ☐ Checked: N/A

13. ☒ No change - OTHER RIGHTS FOR SAME USE:
☐ CHANGE: _____

14. ☒ None REMARKS: (copy existing remarks to comments in "R")
☐ Add the following standard remarks:
LIST STANDARD REMARKS FOR THE RECOMMENDATION:

15. ☒ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS: (pertinent to field examination)

ATTACHMENTS: Attached to This Form. Attachments are in Permit File.

PHOTOS

MAP

SYSTEM DIAGRAM

☐
☐
☐

☐
☐
☐

DATE EXAM CONDUCTED:

5-31-95

FIELD EXAMINER:

Steve Clelland

Signature

Steve Clelland

REVIEWED BY/DATE:

See 9/18/97

DATA ENTRY BY/DATE:

VERIFICATION BY/DATE: