

2500 X

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: A41-04029
Date Received: 3/06/1990
Receipt No: 8012449
Received By: ENC.

RECEIVED

MAR 13 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ZARING RANCH FARMS LTD. PARTNERSHIP
Address: 3114 NEALY
AMERICAN FALLS, ID 83211

208-226-2013

RECEIVED

MAR 23 1990

2. Date of Priority: MAY 01, 1937

3. Source: LITTLE WARM CREEK

Trib. to: SNAKE RIVER

Department of Water Resources
Southern Region Office

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
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Beginning Point of Minimum Instream Flow					
09S	29E	25	SW	SW	NE
					POWER

Ending Point of Minimum Instream Flow					
09S	29E	23	SE	NE	SW
					POWER

5. Description of diverting works:
INSTREAM STOCK 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:

S/75 HEAD CATTLE & HORSES

A41-04029

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Date: 03/06/90

MICROFILMED
MAR 02 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	29E	23	NE	SW		STOCK	
		25	SW	NE		STOCK	

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:
YES

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 Partner of Zaring Farms Ltd Partnership, that I have signed the foregoing document in the space below as Partner of Zaring Farms Ltd Partnership and that the statements contained in the foregoing document are true and correct.

Wm M. Zaring
Signature of Authorized Agent

Zaring Farms Ltd Partnership
Title and Organization

3/6/90
Date

State of Idaho)
County of Power) SS.

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

Joe Joe Carhoun
Notary Public

Seal

Residing at Boise Id

My Commission Expires 6/3/94

R29E T

YALE SE ORTHOPHOTOQUAD
IDAHO



DATE: SEP-29-1997
PAGE: A-4

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 75 HEAD CATTLE & HORSES

USE PERIOD	DIVERSION	DIVERSION
FROM	TO	RATE
-----	-----	-----
		VOLUME

0.02 CFS

0.02 CFS

Stage: BENEFICIAL USE

POWER County
POWER County

SE

Ex 9

N11
N13

Field Inspection Flag:
Presumption Flag:

9/18/97

DATA ENTERED BY SW
DATE 9-24-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

KEITH ANDRUS

Governor PHILIP E. BATT

R. KEITH HIGGINSON

Director

February 10, 1995

Dear Wateruser:

In response to the Bench Ditch Irrigation Company's letter to IDWR dated January 25, 1995, this letter is being sent to all waterusers of record in the Basin 41 Water District.

As you may know, the arbitration for delivery of water that has operated in the Rockland valley for over 100 years has been very effective in allowing the delivery of water rights by the local watermaster. The box method described in the arbitration has worked to divide the waters fairly, but recent studies of the boxes have determined the actual flow rates that have been delivered for years are different than the rates listed in the arbitration. This is largely due to the fact that the box method, as applied in the valley, is not a standard measuring device.

It is IDWR's position that:

Rights recommended in the ongoing Snake River Basin Adjudication, will be based on the historical beneficial use and historical diversion rate represented by use of the box method.

Conversion to an approved, standard measuring device is encouraged but should not result in a increase in the amount of water diverted. IDWR requests, before any old diversion structure is removed or destroyed, to view and measure the historical diversion rate as delivered by the box described in the arbitration.

Any change in measuring devices or structures that results in an increase of diversion rates above the historical beneficial use will result in injury to junior right holders within the Rock Creek system.

We look forward to working with all waterusers in the district. SRBA examinations will resume in the spring of 1995 and IDWR will measure and evaluate all of the structures diverting from Rock Creek and the East Fork of Rock Creek. If you have questions please contact me at my office in Twin Falls.

Sincerely,

STEVE CLELLAND
Water Resource Agent

ZARING

A41-104029

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

REF ID: A63589

5

DIVERSION
VOLUME

0.02 CFS

Stage: BENEFICIAL USE

POWER County
POWER County

MS

[illegible]

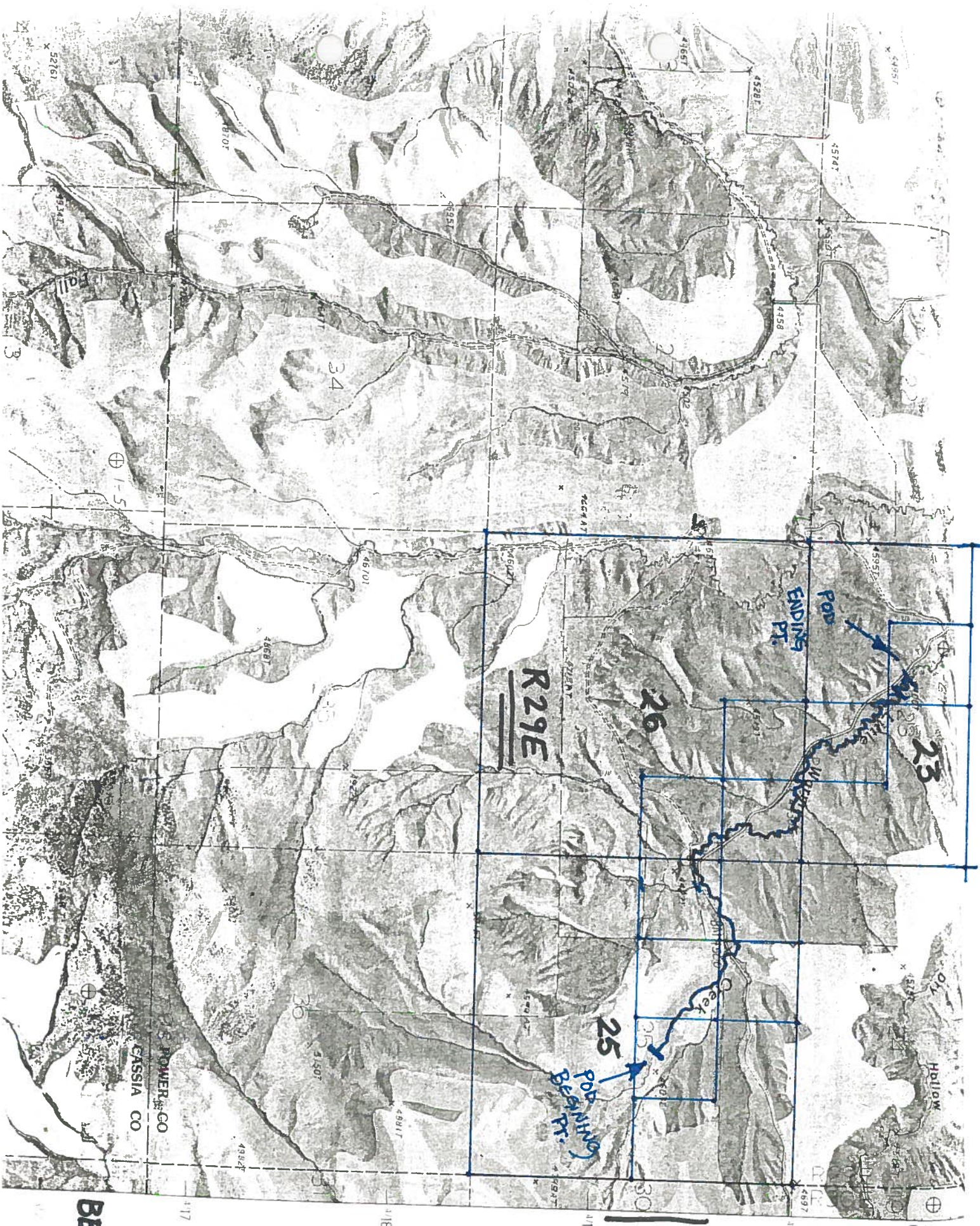
Non-Irrigation Uses: STOCKWATER, 75 HEAD CATTLE & HORSES

Verified Date: 06/23/1995

Field Inspection Flag:
Presumption Flag:

Audit: 06/23/95 SCLELLAN

partial decree 7/24/98
f



A41-04029

BB84

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19
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CLAIM NO. A41-04029

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

S. 25 NW 1/4
SWNE

11. ☒ Checked: N/A

S. 26 NENE
NWNE
SENE

12. ☒ Checked: N/A

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

S. 23 SWSE
NESW

☒ CHANGE: 41-10096

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)

Stream was dry at the time of Exam.
Supplement is from well in 41-10096.

ATTACHMENTS: Attached to
This Form.

Attachments are
in Permit File.

PHOTOS

MAP

SYSTEM DIAGRAM

DATE EXAM CONDUCTED: 5-18-95

FIELD EXAMINER:

STEVE CLELLAND

Signature

Steve Clelland

REVIEWED BY/DATE:

su 6-22-95

DATA ENTRY BY/DATE:

VERIFICATION BY/DATE:

✓

Old (N) Number -

State- ID Zip- 83211

St
-
-
-
+

0
0
1
0
0
1
1
0

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- - - - -
ex Code)

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Volume

Use + +

County

(77) POWER

4
 1
 0
 9
 1
 9
 9
 1

[illegible]

1
2
3
4
5
6
7
8

+ - D
00/00+ - Decree Date - +
00/00/0000

