

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 45-304A
Date Received: 6/18/2003
Receipt No: 5026177
Received By: Feeduc \$55.00 KRC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DAVID A CLARK Phone: (208)673-6632
1000 S 1000 E
ALBION ID USA 83311

2. Date of Priority: 06/30/1875

3. Source: *Brim Canyon* BRIM CREEK Trib. to: LAND CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	24E	13	NW SE	CASSIA	

5. Description of diverting works:

Ditch from Brim Creek to place of use and flood irrigatin

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.12	

7. Total Quantity Appropriated is:
0.12 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
12S	24E	13	NW NE	IRRIGATION	4.4
Section Acres					4.4
Total Acres					4.4

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 claim has been placed as a temporary claim until the claimant returns the signed and notarized claim. Alan Clark has indicated that the existing ditches from Brim Creek has been used in the past few years. Drought has limited the use of Brim Creek Water. KKC 6-18-2003

15. Basis of 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 Individuals:

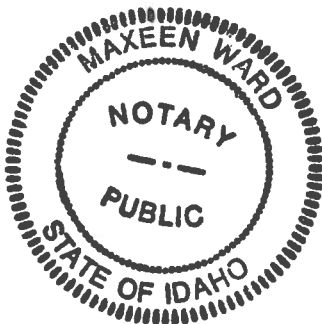
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *David Clark DVM* Date: 10-8-03

Date: _____

State of Idaho)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 8th day of _____ 2003
Maxeen Ward



Notary Public
Residing at Elba, Idaho
My commission Expires 12-5-5

10/15/2003

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

RIGHT NUMBER: 45-304A

NAME AND ADDRESS: DAVID A CLARK
1000 S 1000 E
ALBION ID 83311

SOURCE: BRIM CANYON CREEK

TRIBUTARY: LAND CREEK

QUANTITY: 0.120 CFS

PRIORITY DATE: 06/30/1875

VERIFIED BY KKC

POINT OF DIVERSION:

T12S R24E S13 SENWSE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.120 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T12S R24E S13 NWNE 4.4

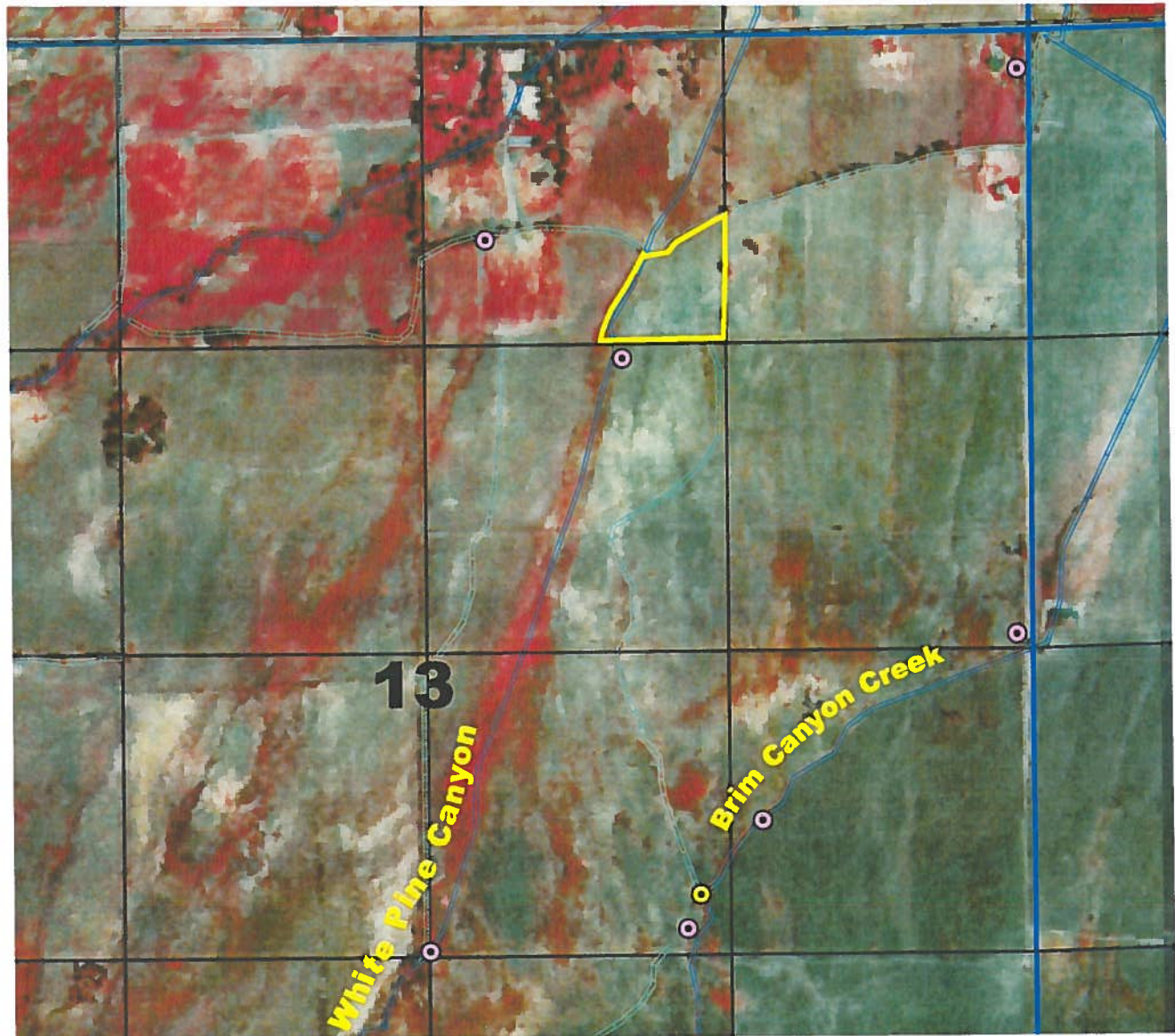
4.4 ACRES TOTAL

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.

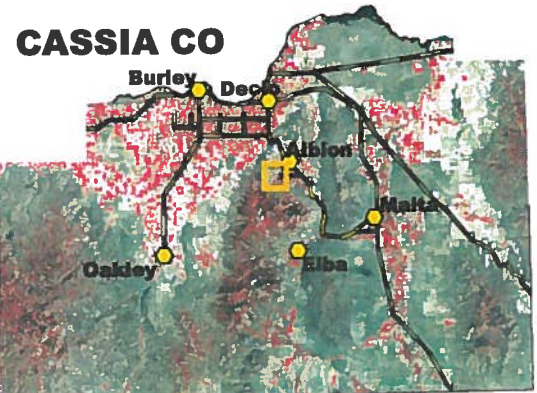
EXPLANATORY MATERIAL: Decreed

RECOMMENDED PLACE OF USE FOR 45-304A



660 0 660 1320 1980 2640 3300 Feet

PLACE OF USE
TWP 12S, RNG 25E, SEC 13
Data entry on October 15, 2003



● RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

