

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-258

RIGHT NUMBER: 45-10378

NAME & ADDRESS: BART BOWERS  
LISA BOWERS  
RT 2 BOX 2140  
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1930

POINT OF DIVERSION: T11S R22E S02 SESE Within CASSIA County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE | QUANTITY |
|-------------------------------|-----------------|---------------|----------|
|                               | STOCKWATER      | 01-01 12-31   | 0.04 CFS |
|                               | DOMESTIC 1 HOME | 01-01 12-31   | 0.04 CFS |

|               |               |                      |
|---------------|---------------|----------------------|
| PLACE OF USE: | STOCKWATER    | Within CASSIA County |
|               | T11S R22E S02 | SESE                 |
|               | DOMESTIC      | Within CASSIA County |
|               | T11S R22E S02 | 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. 11S22E028400  
STOCKWATER, 30 HOLSTIEN HIEFERS

KKC

Claim proofread by: CA

Date: 9-26

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: A45-10378  
Date Received: 4/20/1989  
Receipt No: S006912  
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: BART BOWERS  
Address: RT 2 BOX 2140 208-678-5165  
BURLEY, ID 83318

AND/OR

Name: LISA BOWERS  
Address: RT 2 BOX 2140 208-678-5165  
BURLEY, ID 83318

2. Date of Priority: JAN 01, 1930

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 11S      | 22E   | 2       | SE     | SE     | SE     |     | CASSIA |

5. Description of diverting works:  
6"X300' WELL, 1HP PUMP

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 | 0.040  |      |        |

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
D/1 HOUSE, S/30 HOLSTIEN HIEFERS

A45-10378

Page 1

Date: 04/20/89

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10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use             | Acres |
|----------|-------|---------|------------|-----|-----------------|-------|
| 11S      | 22E   | 2       | SE SE      |     | STOCK<br>DOMEST |       |

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:  
CANAL WATER

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: \_\_\_\_\_

**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): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ 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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

Identification No. A45-10378  
Date Received \_\_\_\_\_  
Receipt Number \_\_\_\_\_

NOTICE OF CLAIM  
TO A  
WATER RIGHT

RECEIVED

APR 19 1989

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

Department of Water Resources  
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Bart and or Lisa Bowers Phone (208) 678 5165  
Mailing Address RT2 Box 2140 Zip 83318

2. Date of Priority (Only one per claim) 1, 1, 1930 Month/Day/Year

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

4. Location of point of diversion is: Township 11 south Range 22 east Boise Meridian  
Section 2, S 1/2 of SE 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM.,  
County of Cassia

Additional points of diversion if any: \_\_\_\_\_

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, 6" casing 300' deep 1hp submersible pump  
pipe to house + canal

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

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)  
(Both dates are inclusive)  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total quantity claimed 0.04 (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) one house hold; 30 head holstein cows

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10. Place of use is: Township: 11 south Range 22 east Boise Meridian  
 Section 2, S 1/2 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 \_\_\_\_\_

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.

Water from Burley irrigation district

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) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ 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 Bart Dowers Date 4 18 89

Title and Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County of Jerome ) SS.

Subscribed and sworn (or affirmed) before me this 48 day of April 19 89

SEAL

Notary Public Daryl P. Bingham

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_ Notary Public, residing at Hazelton, Idaho

Last Name Dowers Ident No. \_\_\_\_\_ My Commission Expires August 28, 1992

Copies: White-State, Yellow-Claimant

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MAR 08 1993

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A45-10378

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - +

+ - FIRST NAME - - +

+ - - - - - ADDRESS - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
BOWERS

BART

1 - RT 2 BOX 2140

2 -

3 -

CITY- BURLEY

STATE- ID ZIP- 83318

PHONE - 208-678-5165

BOWERS

LISA

1 - RT 2 BOX 2140

2 -

3 -

CITY- BURLEY

STATE- ID ZIP- 83318

PHONE - 208-678-5165

+ - - PRIORITY DATE - - +  
01/01/1930

+ - - - REGION - - - +  
ERROR IN REGION

+ - - - STAGE - - - +  
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - -  
GROUNDWATER

+ - - - - - TRIBUTARY - - - - - +

[illegible]

11S      22E      2      SE SE      (31) CASSIA

| CODE            | DESCRIPTION | PERIOD FROM | PERIOD TO | WATER USE | DIVERSION RATE | DIVERSION VOLUME |
|-----------------|-------------|-------------|-----------|-----------|----------------|------------------|
| 43 - DOMESTIC   |             | 01/01       | 12/31     |           | 0.040          |                  |
| 04 - STOCKWATER |             | 01/01       | 12/31     |           | 0.040          |                  |

| + - TOTAL DIV. RATE - + |       | + - TOTAL DIV. VOLUME - + |  | + - TOTAL DIV. CAPACITY - + |  | + - TOTAL CONSUMPTIVE USE - + |     | + - KW USAGE - + |  |
|-------------------------|-------|---------------------------|--|-----------------------------|--|-------------------------------|-----|------------------|--|
|                         | 0.040 |                           |  |                             |  |                               | 0.0 |                  |  |

| TWN | RNG | SEC | TRACT | LOT | ACRES | PLACE OF USE<br>CODE | DESCRIPTION | COUNTY       |
|-----|-----|-----|-------|-----|-------|----------------------|-------------|--------------|
| 11S | 22E | 2   | SE SE |     |       | 04                   | STOCKWATER  | (31 ) CASSIA |
| 11S | 22E | 2   | SE SE |     |       | 43                   | DOMESTIC    | (31 ) CASSIA |

+ - - DIVERSION MEANS - 6"X300' WELL, 1HP PUMP

+ - - NON-IRRIGATION USE - D/1 HOUSE, S/30 HOLSTIEN HIEFERS

+ - - OTHER RIGHTS FOR SAME USE - CANAL WATER

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

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

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OCT 27 1994

WATER RIGHT NUMBER - A45-10378

PREFIX TRANSLATION: ADJUDICATION CLAIM

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

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

+ - - AUDIT FIELDS - 04/20/89 WHITE

```
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
                                -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         | - | 00/00/0000 | OLD JUDICIAL DISTRICT   | - |       |
| CLAIM RECEIVED DATE   | - | 04/20/1989 | 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        | - | S006912    | FEDERAL/STATE INDICATOR | - | S     |
| CLAIMS TAPE ERROR FLG | - |            | PDU OWNERSHIP FLAG    | - | Y          | PRESUMPTION FLAG        | - |       |
| FEE EXEMPT FLAG       | - |            | NAME CONNECTOR        | - | AND/OR     | NOTICE OF ERROR FLAG    | - |       |

115 22 E 028400

## DATA ENTRY

ENTERED 11-27-92 W

CHECKED 2/4/73

"Verified By"  
Topo Map/Ortho-PQ  
ASCS Map  
Watermaster Records  
NAPP Photos  
Field Exam  
Other (See Remarks)  
☒ County Records  
☐ Witness Statement  
☐ Project Records  
☐ IDWR Records

VERIFIED

OCT 18 1991

CERTIFIED

OCT 28 1991

WATER EXAMINER

PROOF

SEP 16 1991