

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 45-11803

1998 JUL 28 PM 4:36
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME AND ADDRESS: WALLACE ANTHONY BRAGG
1340 SYLVAN CIRCLE
BURLEY, ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 06/30/1976

POINT OF DIVERSION: T10S R23E S31 SWNESE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Stockwater T10S R23E S31 NESE Within Cassia County

Domestic T10S R23E S31 NESE Within Cassia County

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.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707



U.S. POSTAGE

00.32

METER 494530

RETURNED
TO SENDER
NOT DELIVERABLE
AS ADDRESSED —
UNABLE TO FORWARD

Not at this address.

**Please
Carefully Review
Your Partial Decree**

Carefully read and check all items to make sure they are accurate, such as:

1. Name and Address
2. Water Source
3. Date of Priority
4. Point of Diversion
5. Place of Use
6. Nature of Use

**If You Find An Error
Or Something That Needs
To Be Corrected**

Immediately call the IDWR Regional Office that handles your basin. The telephone numbers are on the back panel of this brochure. Your basin is designated as the first two digits of your water right.

If an administrative change is needed the proper form will be mailed to you upon your request. Complete and return the form to the IDWR Regional Office that handles your basin.

Covers associated with this publication are available from the Idaho Department of Water Resources in accordance with Section 51 287 Idaho Code
IDWR 8 004-42001-1057

**Here's How To Contact
IDWR Regional Offices If
You Need Assistance**

**If your partial decree begins with 01, 21, 22,
23, 24, 25, 27, 29, 31, 32, 33, 34, 35, 73, 74, 75:**

IDWR Eastern Regional Office
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718
(208) 525-7161

**If your partial decree begins with 02, 36, 37, 41,
43, 45, 47, 71, 72:**

IDWR Southern Regional Office
1141 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

**If your partial decree begins with 03, 51, 55, 57,
61, 63, 65, 67, 69, 77, 78, 79:**

IDWR Western Regional Office
2735 Airport Way, Boise, ID 83705-5082
(208) 334-2190

**If your partial decree begins with 81, 82, 83, 84,
85, 86, 87:**

IDWR Northern Regional Office
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

**Guide
To Reviewing
Your Partial
Decree
Water Right
In The
Snake River Basin
Adjudication**



Idaho
Department
of Water
Resources



5th Judicial
District
Court
of Twin Falls

Congratulations

Here's your decreed water right!

You have received your partial decree of water rights in the Snake River Basin Adjudication (SRBA) with this brochure. The partial decree is the SRBA Court's official decision on your water right based on the claim to a water right you submitted.

The term "Partial Decree" simply means your water right represents only a small portion of the future SRBA decree. This partial decree is final; however, you may have the opportunity to correct errors and the right to an appeal.

This brochure is designed to help answer questions you may have about your water right and to provide a way to get more information or to have your questions answered.

Commonly Asked Questions

1. Do I need to do something?

Yes. Carefully check your partial decree to make sure all the information is correct. If there are errors, immediately call the Idaho Department of Water Resources (IDWR) to discuss the problem. You may need to request a change form. In some instances the correction can only be made by the SRBA Court. If so you will need to contact the court or approach an attorney to assist you. The phone numbers are on the back of this brochure.

If the partial decree correctly describes your water right, you do not need to do anything more. However, be sure to keep IDWR notified of any changes in ownership for all your water rights.

2. This is a copy of the partial decree for my water right. Where is the original?

The original partial decree for your water right will be retained by the Snake River Basin Adjudication

(SRBA) Court, and a certified copy will be permanently archived at IDWR. Copies are available upon request.

3. When will the SRBA be completed so my partial decree becomes part of the final decree?

The final decree will be issued at the end of the case when all water rights have been reviewed and disputes resolved. The SRBA Court and IDWR are moving forward as quickly as possible. This is a large, complex case with many legal and technical problems to resolve.

We anticipate that finalization of the process will require many more years of hard work. In the meantime, your partial decree represents a completion of the effort to decree your individual water right, and if you are not advised otherwise you can consider this process complete.

A Very Important Reminder

While the SRBA continues, the law requires that you notify IDWR if there are any name or address changes. If the property to which the right applies changes hands, please file a change of ownership with the form obtained from an IDWR office. Failure to file an ownership change may result in your right not being included in the final decree at the end of the case, a penalty of up to \$100 and restrictions on water use.

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-1294

RIGHT NUMBER: 45-11803

NAME & ADDRESS: WALLACE ANTHONY BRAGG
1340 SYLVAN CIRCLE
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 06/30/1976

POINT OF DIVERSION: T10S R23E S31 SWNESE Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within CASSIA County
T10S R23E S31 NESE

DOMESTIC Within CASSIA County
T10S R23E S31 NESE

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. 00022001003A
STOCKWATER, 2 BEEF

Claim proofread by: CM

Date: 9-29

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: A45-11803
Date Received: 7/05/1989
Receipt No: C007360
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WALLACE ANTHONY BRAGG 208-678-0890
Address: 1340 SYLVAN CIRCLE
BURLEY, ID 83318

2. Date of Priority: JUN 30, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	31	SW	NE	SE		CASSIA

5. Description of diverting works:
90' WELL W/ 6" CASING AND 1.5 HP SUB. 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	0.020		

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:
ONE HOUSE, AND 2 BEEF

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	31	NE	SE		STOCK DOMEST	

A45-11803

Page 1

Date: 07/05/89

MICROFILMED
MAR 10 1993

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:
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: _____

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

CIVIL CASE NUMBER: 39576

Identification No. 115

Date Received

Receipt Number C007360NOTICE OF CLAIM
TO A
WATER RIGHT

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

1. Name of Claimant (s) WALLACE ANTHONY BRAGG Phone (208) 678-0890Mailing Address 1340 SYLVAN CIRCLE BURLEY IDAHO Zip 833182. Date of Priority (Only one per claim) JUNE 30, 1976 Month/Day/Year3. Source of water supply (Check one) (X) Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 10 S Range 23 ESection 31, SW 1/4 of NE 1/4 of SE 1/4, Govt. Lot _____, BM.,County of CASSIAAdditional points of diversion if any: NONE5. 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 approx 90' DEEP 1 1/2" H.P. SUBMERGIBLE PUMP, PIPE TO HOUSE

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

For DOMESTIC purposes from JANUARY 1 to DECEMBER 31 amount 0.04 (cfs)

(Both dates are inclusive)

For STOCKWATER purposes from JANUARY 1 to DECEMBER 31 amount 0.027. Total quantity claimed 0.06 (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) DOMESTIC, 1 HOME; 2 HEAD OF RANGE CATTLE

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10. Place of use is: Township: 10S Range 23E

Section 31 NE 1/4 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 NONE

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. None (X)
NONE

14. Remarks: My claim is for a 1.1 acre lot in a subdivision

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) Wallace A. Bragg

Number of Attachments NONE

By signing I/We acknowledge reading the notice on the back of this claim form. I/We wish to receive for a small annual fee monthly copies of the docket sheet. YES _____ NO X

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Wallace Anthony Bragg Date 6/2/89
Wallace Anthony Bragg Date 6/8/89

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

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
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 8th day of June 19 89

SEAL

Notary Public Lynette Schmidt

Residing at Boise, Idaho

My Commission Expires 1-1-91

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

MAR 10 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 29, 1989

RECEIVED

JUL 17 1989

Department of Water Resources
Southern Region Office

Mr. David N. Babbitt
City Engineer/Formal
City Hall
Oakley, Idaho 83346

RE: Snake River Basin Adjudication
A45-04184, A45-10804, A45-10803, A45-10802
Cassia County

Dear Mr. Babbitt:

During your claims work at our Mobile Adjudications Unit in Burley the City of Oakley's claims were inadvertently assigned improper water rights numbers. The files have been updated and we have attached copies of the City of Oakley's claims for your files. Please remove and destroy your copies with the old numbers as these may cause you some confusion in the future.

Do not hesitate to contact this office if you have any questions or concerns.

Yours Truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:BAS:mcc:south

Enclosures:

Claims #A45-04184A/#A45-10802/#A45-10803/#A45-10804

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MAR 10 1993

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: A45-10803
Date Received: 5/24/1989
Receipt No: M003691
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF OAKLEY
Address: CITY HALL
OAKLEY, ID 83346
2. Date of Priority: JAN 01, 1930
3. Source: SPRING Trib. to: SINKS
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	22E	3	SW	SW			CASSIA
		10	NE	NE			CASSIA
			SW	NE			CASSIA
			SE	NE			CASSIA
			SE	NW			CASSIA
			NE	SE			CASSIA

5. Description of diverting works:
GRAVITY PIPELINES FROM 14 SPRINGS AND SPRING BOXES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	0.450		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A45-10803

MICROFILMED
MAR 10 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
15S	22E	4	NE		NE		COMMER	
			SE		SE		COMMER	
		5	NE		NE		COMMER	
		10	SE		NW		COMMER	
			NW		SE		COMMER	
			SE		SE		COMMER	
		32	SE		SE		COMMER	

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:

A45-04184A, A45-10802 , A45-10804

14. Remarks:

P/U = CITY OF OAKLEY AND THOSE LISTED ABOVE
THIE SPRINGS CLAIMED IN LICENSE #45-04184 ARE NOW CLAIMED BY THE
CITY IN THIS CLAIM BASED ON BENEFICIAL USE.
THE PLACES OF USE, WITH THE EXCEPTION OF THE CITY'S SHOP, YARD,
HALL AND PARK, ARE OWNED BY CITIZENS OF THE MUNICIPALITY.

15. Basis of Claim: BENEFICIAL USE

A45-10803

MICROFILMED
MAR 10 1993

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 _____

A45-10803

MICROFILMED

MAR 10 1993

WATER RIGHT NUMBER - A45-11303

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
BRAGG

WALLACE ANTHONY

1 - 1340 SYLVAN CIRCLE
2 -
3 -
CITY- BURLEY
PHONE - 208-678-0890

STATE- ID ZIP- 83318

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
06/30/1976 17 SOUTHERN J - BENEFICIAL USE

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

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
10S 23E 31 SW NE SE (31) CASSIA

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.020

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.060 0.0

+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
10S 23E 31 NE SE 04 STOCKWATER (31) CASSIA
10S 23E 31 NE SE 43 DOMESTIC (31) CASSIA

+ - - DIVERSION MEANS - 90' WELL W/ 6" CASING AND 1.5 HP SUB. PUMP

+ - - NON-IRRIGATION USE - ONE HOUSE, AND 2 BEEF

+ - - OTHER RIGHTS FOR SAME USE - NONE

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

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

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

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE
00/00/00
MICROFILMED
OCT 28 1994

*Sylvan Acres Sub
L 2,3 B 1*

WATER RIGHT NUMBER - A45-11603

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 07/05/89 SCHULD

+ - - - - - 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	- 06/09/1989	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	- C007360	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

00022001003A

DATA ENTRY

ENTERED 12-31-92
CHECKED 2/4/93

"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
NOV 13 1991

PROOF
SEP 17 1991

CERTIFIED
DEC 3 1991
WATER EXAMINER