

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: A37-19838
Date Received: 12/ 5/1989
Receipt No: C013194
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MARVIN M STOKES 208-375-7422
Address: BOX 125
HILL CITY ID 83337

AND

Name: LOIS A SCRUGGS 208-375-9084
Address: BOX 125
HILL CITY ID 83337

2. Date of Priority: DEC 31, 1913

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	11E	13	NW	SE	NW		ELMORE
			SE	SE	NW		ELMORE

5. Description of diverting works:
UNDERGROUND SPRINGS PIPED 50' TO STOCK TANKS W/1" PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
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:
STOCKWATER, 50-100 HEAD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	11E	13	SE NW		STOCK	

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

4/29/97, DJ: CLAIM RENUMBERED FROM A61-10780 ON 4/25/97 BY STAFF AT WESTERN REGION AND FORWARDED TO SOUTHERN REGION. NOTE WITH CLAIM POINTED OUT, AND REVIEW OF ORIGINAL CLAIM CONFIRMED, THAT THE LEGAL DESCRIPTION OF ONE DIVERSION POINT WAS INCORRECT, THIS CHANGE HAS BEEN MADE THIS DAY.

15. Basis of Claim: BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

April 30, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARVIN STOKES & LOIS SCRUGGS
PO BOX 125
HILL CITY ID 83337

RE: Snake River Basin Adjudication Claim

Dear Claimants:

IDWR is currently involved with reviewing domestic and stockwater use claims for eventual inclusion in a Director's Report to the SRBA Court. IDWR staff noticed that your claim, A61-10780, filed in 1989, was incorrectly assigned to Administrative Water Basin 61. The original claim has been renumbered to A37-19838, within Administrative Water Basin 37 (draining toward Camas Cr). Please find the enclosed claim for your reference and files.

Our review also revealed that IDWR incorrectly transcribed one of the legal descriptions for the point of diversion. I have corrected this error and have enclosed copies of your original claim and the misnumbered computer record with typographical error for your convenience in reviewing the change.

We ask that you look over the information in the new claim and contact this office if there are any problems or you have any questions. Please reference the new number when corresponding to the department with questions, research and other business.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor
Southern Adjudication Unit

cc: file

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
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CIVIL CASE NUMBER: 39576

Ident. Number: A37-19838
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Received By: _____

RECEIVED

APR 28 1997

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
Southern Region ACQUIRED UNDER STATE LAW

1. Name: MARVIN M STOKES 208-375-7422
Address: BOX 125
HILL CITY ID 83337

AND

Name: LOIS A SCRUGGS 208-375-9084
Address: BOX 125
HILL CITY ID 83337

2. Date of Priority: DEC 31, 1913

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	11E	13	SE	SW	NW		ELMORE
			NW	SE	NW		ELMORE

5. Description of diverting works:
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6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
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:
STOCKWATER, 50-100 HEAD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	11E	13	SE NW		STOCK	

11. Place of use in counties: ELMORE

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 _____

AJ5809NP
No. A61-10780

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/15/97
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARVIN M STOKES BOX 125 HILL CITY ID 83337 (208) 375-7422	12/31/1913	STOCKWATER	01-01 12-31	0.04 CFS	
				TOTAL DIVERSION:	0.04 CFS	

C LOIS A SCRUGGS
BOX 125
HILL CITY ID 83337
(208) 375-9084

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T02S R11E S13 SESWNW NWSEHW

ELMORE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
				NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
02S	11E	13	:																	:
			:																	:

POU County: ELMORE

Non-Irrigation Uses: STOCKWATER, 50-100 HEAD

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Change
to B3?

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

Renumbered to A37-19838

Ident. Number: A61-10780

Date Received: 12/ 5/1989

Receipt No: C013194

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARVIN M STOKES 208-375-7422
Address: BOX 125
HILL CITY ID 83337

AND

Name: LOIS A SCRUGGS 208-375-9084
Address: BOX 125
HILL CITY ID 83337

2. Date of Priority: DEC 31, 1913

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			NW	SE	NW		ELMORE

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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:
STOCKWATER, 50-100 HEAD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	11E	13	SE NW		STOCK	

11. Place of use in counties: ELMORE

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 FALLS

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

CIVIL CASE NUMBER: 39576

Identification No. Ala1-10780
Date Received 12-5-89
Receipt Number CD13194

RECEIVED
DEC 05 1989

**NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

**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) MARVIN M STOKES & LOIS A STOKES Phone (208) 375-7472
Mailing Address Box 125 HILL CITY, ID Zip 83337

2. Date of Priority (Only one per claim) 1913 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 2S Range 11 E
Section 13 , SE 1/4 of SE 1/4 of NW 1/4, Govt. Lot _____, BM.,
County of ELMORE

Additional points of diversion if any: 2S, R11E, S13, NW 1/4, SE 1/4, NW 1/4

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. Under ground Springs PIPED 50 ft TO STOCK TANKS USING 1" PIPE

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

For STOCK purposes from JANUARY 1 to DECEMBER 31 amount 0.04 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.08 (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) STOCKWATER 50-100 head

MICROFILMED

10. Place of use is: Township: 2S Range 11E

Section 13, SE 1/4 of SE 1/4, ^{NW 1/4} Govt. Lot #, B.M.,

County of ELMORE for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any T2S, R11E, S13, NW 1/4, SE 1/4, NW 1/4

11. In which county (ies) are lands listed above as place of use located? ELMORE

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 ()

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)

Number of Attachments 4

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

Signature of Claimant (s) Martin Stokes Date 12-2-89

Eric A. Lorange Date 12-2-89

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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of December 19 89

SEAL

Notary Public Bonda Thorkman

Residing at Boise, Idaho

My Commission Expires 3-1-92

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

AUG 13 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

May 6, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

[Marvin M. Stokes]
[Lois A. Scruggs]
[Box 125]
[Hill City, ID 83337]

Dear Claimant(s):

We have received your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to either complete or change an item or items on your claim form(s). A copy of the computer generated copy with these changes and Receipt No. CD13194 are enclosed. Only the item(s) shown below with a checkmark have been either changed or added to your claim(s).

- X Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.
- _____ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.
- _____ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.
- _____ Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

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AUG 13 1992

- _____ Item #7 - The total quantity claimed was not completed. The use(s) claimed have been added together and this amount added to your claim.
- _____ Item #9 - The number of homes was not listed on your claim. It appears to be filed for one domestic home and this information has been added to your claim.
- _____ Item #10- The place of use appears to be incorrectly described, or not described at all. Based on other information submitted we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, we have enclosed a copy of the subdivision map from which we computed the quarter-quarter legal description. Or, if you have listed a quarter-quarter legal description under Item No. 4, we have listed this same quarter-quarter, section township and range on this item.
- _____ Item #12- The ownership of the place of use has not been marked. We have assumed you own the place of use and this information has been added to your claim.
- _____ Item #15- Basis of Claim was not completed. No previously recorded water rights were found, therefore, we have marked beneficial use of the water as the basis for filing this claim.
- X Other source of water at #3 assumed to
be groundwater

If you have any problems or questions concerning these additions and/or changes, please contact this office within 30 days from the date of this letter. If we do not hear from you within this time, we will assume you agree with these changes, and your claim will remain on file as shown on the enclosed data entered copy.

Sincerely,

Roxanne McCarthy

ROXANNE MCCARTHY
Sr. Water Resource Agent

Enclosures

MICROFILMED

AUG 13 1992

AJ5856NP

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

DATE: SEP-5-1997
PAGE: A-32

RIGHT NUMBER: 37-19838

NAME & ADDRESS: MARVIN M STOKES
LOIS A SCRUGGS
BOX 125
HILL CITY ID 83337

?
Hammett Livestock
PO Box 133
Hammett ID 83627

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 12/31/1913

POINT OF DIVERSION: T02S R11E S13 NWSNW Within ELMORE County
SESENW

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
STOCKWATER STOCKWATER, 50-100 HEAD 01-01 12-31 0.04 CFS

PLACE OF USE: STOCKWATER Within ELMORE County
T02S R11E S13 SENW

BLM or State

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

4/29/97, DJ: CLAIM RENUMBERED FROM A61-10780 ON 4/25/97 BY STAFF
AT WESTERN REGION AND FORWARDED TO SOUTHERN REGION. NOTE WITH
CLAIM POINTED OUT, AND REVIEW OF ORIGINAL CLAIM CONFIRMED, THAT
THE LEGAL DESCRIPTION OF ONE DIVERSION POINT WAS INCORRECT, THIS
CHANGE HAS BEEN MADE THIS DAY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RPO2S11E 131810

?
Clair Olson 0010 NENE
Box 136 Hill City 83337 NENE + NWNE

updated
2-5-99
KRC

Verified by Dmf Date: 6-11-98
Verification Source: City Mayor