

24-4039

Karen Oakden

No Layout Needed

Stockwater

09/08/2006

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

RIGHT NUMBER: 24-4039

NAME AND ADDRESS: KAREN OAKDEN
105 BRISTOL RD
LOGAN UT 84341

SOURCE: SPRINGS

TRIBUTARY: CROW CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1930

POINT OF DIVERSION: T11S R45E S2 SENWNE Lot 2 Begin of Stream Flow Within CARIBOU County

T11S R45E S2 NWNENW Lot 3 End of Stream Flow Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 11/01	0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County

T11S R45E S02 Lot 2 NWNE

T11S R45E S02 Lot 3 NENW

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 50 range cattle.

AUG 05 2001

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: A24-04039

Date Received: 2/ 7/1990

Receipt No: _____

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHERWOOD HIRSCHI
Address: 1221 SUMAC DRIVE
LOGAN UT

801-752-4041

84321

2. Date of Priority: MAY 1, 1930

3. Source: SPRINGS

Trib. to: CROW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	45E	35	NW	SE			CARIBOU
11S	45E	2	NW	NE	2		CARIBOU
			SE	NE			CARIBOU
			NE	NW	3		CARIBOU

5. Description of diverting works:
HEADBOX, PIPELINES & TROUGH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/01	11/01	1.500		
DOMESTIC	04/01	11/01	0.500		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

S/50 RANGE. D/1 1 HOUSE.

A2404039



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	45E	35	NE	SE		STOCK	
			SE	SE		STOCK	
11S	45E	2	NE	NE	1	STOCK	
			NW	NE	2	STOCK	
			SW	NE		STOCK	
			NE	NW	3	STOCK	

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
NONE

14. Remarks:

APPLICANT OWNS ALL PROPERTY EXCEPT THE NW1/4SE1/4, SEC. 35 AND SE 1/4NE1/4, SEC. 2 WHICH IS PART OF THE CARIBOU NATIONAL FOREST. THE SPRING IN SEC. 35 IS WITHIN THE PERIMETER OF THE APPLICANT'S FENCE.

Claimant is claiming 1.50 cfs for stockwater and 0.50 cfs for domestic. A letter was sent 2/25/94 explaining that for the 150 head of cattle 0.03 cfs would be adequate and 0.02 cfs for the domestic claim would be sufficient. No current response is required from claimant. Amount put to beneficial use will need to be verified when field visit is made.

2/25/94

S BALL

15. Basis of Claim: BENEFICIAL USE *Statutory*

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 _____

Caribou

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. A24-04039

Date Received 2/15/90

Receipt Number C014722

NOTICE 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

RECEIVED

FEB 15 1990

not marked 2/13/90
Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) SHERWOOD HIRSCHI Phone (801) 752-4041

Mailing Address 1221 SUMAC DRIVE LOGAN UT 84321 Zip 84321

2. Date of Priority (Only one per claim) May 01, 1930 Month/Day/Year

3. Source of water supply (Check one) (X) Groundwater or Other () (a) Spring
which is tributary to (b) Crow Creek Name or kind of source

4. Location of point of diversion is: Township Range
SEE ATTACHMENT
Section , 1/4 of 1/4 of 1/4, Govt. Lot , BM.,
County of

Additional points of diversion if any: See attached exhibit

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. Piping to house

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

		Month/Day		Month/Day	(cfs)
For stockwater	purposes from	04/01	to	11/01	amount 1.50
For domestic	purposes from	04/01	to	11/01	amount .50

(Both dates are inclusive)

7. Total quantity claimed 2,000 (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) 1 household, 150 cattle

10. Place of use is: Township: _____ Range _____
SEE ATTACHMENT
Section _____, _____ 1/4 of _____ 1/4, Govt. Lot _____, B.M.,

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? Caribou

12. Do you own the property listed above as place of use? Yes XX 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.
(X) None or _____

14. Remarks: Applicant owns all property except the NW1/4SE1/4, SEC. 35 and SE 1/4NE1/4, SEC. 2 which is part of the Caribou National Forest. The Spring in Sec. 35 is within the perimeter of the Applicant's fence.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments One

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

Signature of Claimant (s) [Signature] Date 2/12/90
_____ Date _____

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

of _____ Title _____
Organization _____, that I have signed the foregoing
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 UTAH)

County of CACHE)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 12th day of February 19 90

Notary Public [Signature]

Residing at Logan, Utah

My Commission Expires 7/13/92

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant



4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	45E	35		NW	SE		CARIBOU
11S	45E	2		NW	NE	2	CARIBOU
				SE	NE		CARIBOU
				NE	NW	3	CARIBOU

10. Place of Use:

Township	Range	Section	1/4 of	1/4		Lot	USE
10S	45E	35		NE	SE		STOCK
				SE	SE		STOCK
11S	45E	2		NE	NE	1	STOCK
				NW	NE	2	STOCK
				SW	NE		STOCK
				NE	NW	3	STOCK