

09/02/2004

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

RIGHT NUMBER: 25-194B

NAME AND ADDRESS: WAYNE C COOPER
6185 E RIRIE HWY
IDAHO FALLS ID 83401

ARLENE B COOPER
6185 E RIRIE HWY
IDAHO FALLS ID 83401

SOURCE: WILLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.890 CFS

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

PRIORITY DATE: 05/01/1888

POINT OF DIVERSION:

T03N R39E S20 SWSWNE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.890 CFS
STOCKWATER	04/01 10/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R39E S19	SWNE	0.7	T03N R39E S19	SENE	0.5
T03N R39E S19	NESE	28.0	T03N R39E S19	NWSE	24.0
T03N R39E S20	SWNW	1.1	T03N R39E S20	NWSW	5.0

STOCKWATER same as IRRIGATION

59.3 ACRES TOTAL

Use of this right with Right No. 25-12A is limited to the irrigation of a combined total of 59.3 acres in a single irrigation season.

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.

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

EXPLANATORY MATERIAL: Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Use of this right is combined with water from Enterprize Canal Co. and Progressive Irrigation Dist.

Water is delivered through Roy Cooper (Willow Cr) ditch.

Stockwater use is for 40 range cattle.

Water Right 25-194B

PROFILED

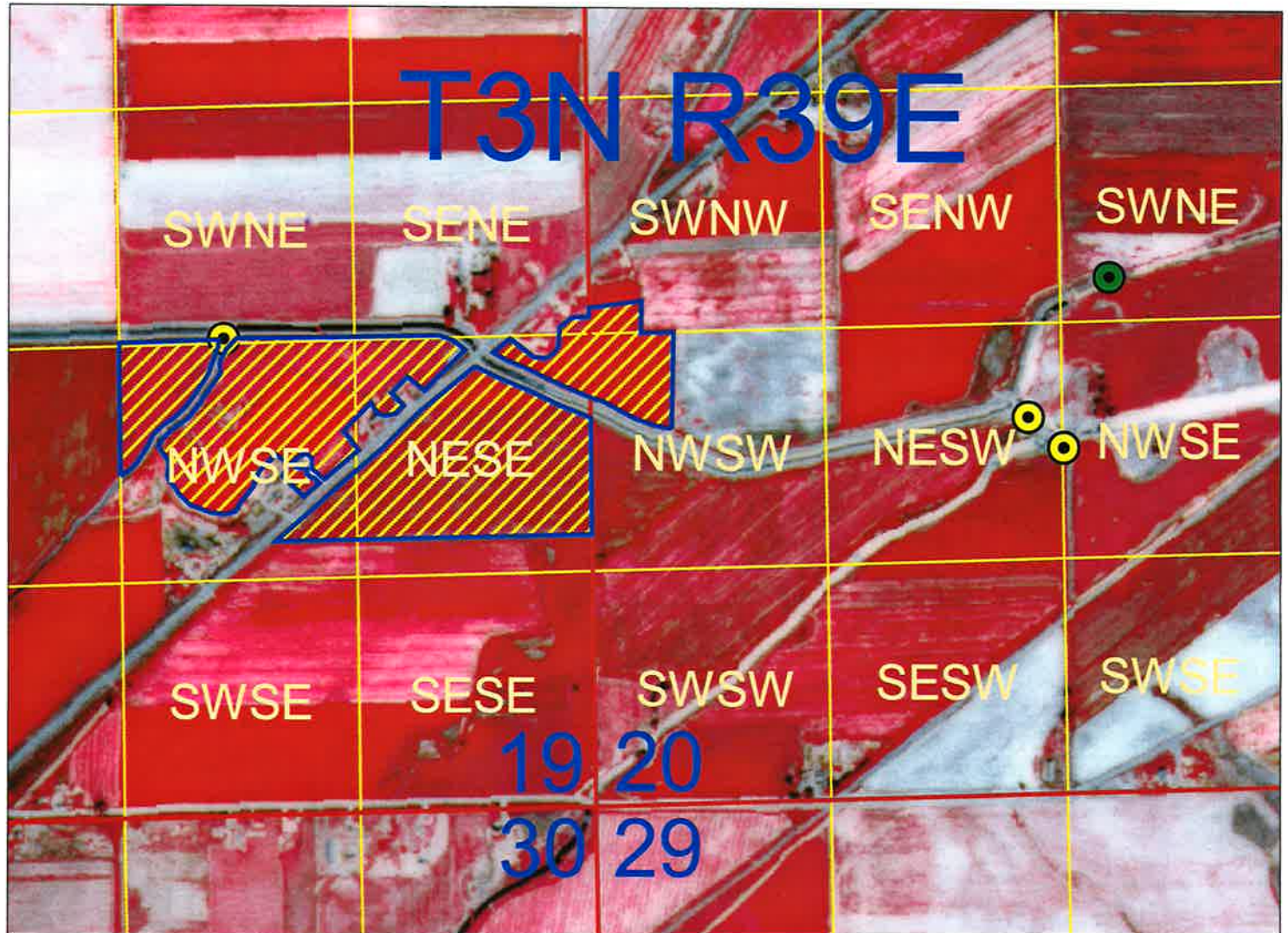
SCANNED

SEP 13 2004



Department of Water Resources

Claim No.: 25-00194B



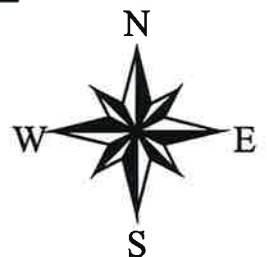
0 1320 2640 3960 5280 Feet

- Place of Use
- Point of diversion
- Sections
- QQ

PROFILED

SCANNED

SEP 13 2004



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: September 2004

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 25-194

WATER RIGHT NUMBER: 25-194

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	IVAN D COOPER 7761 N 55TH E IDAHO FALLS, ID 83401 (208)522-5535

Priority Date: 05/01/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WILLOW CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	4.800 CFS	
DOMESTIC	/ to /		
STOCKWATER	/ to /		
<u>Total Diversion:</u>		4.800 CFS	

Location of Point(s) of Diversion

WILLOW CREEK	NE1/4SW1/4	Sec. 20, Twp 03N, Rge 39E, B.M.
BONNEVILLE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	38E	19	X	X	X	X					X	X	X	X					

DOMESTIC same as IRRIGATION
STOCKWATER same as IRRIGATION

Conditions of Approval:Remarks:

- General FLOOD RIGHT.
P/D NOT GIVEN IN DECREE. P/U INCOMPLETE. AC. IRR. NOT STATED.

Comments:Dates and Other Information:

PROFILED
SCANNED

SEP 13 2004

A25-00194 10/15/03

Please See A25-00012A

PROFILED
SCANNED

SEP 13 2004

Name	No. Inches	Dating from
Orville Buck	160	April 1st, 1874.
Frank Cleverly	130	April 1st, 1874.
Caroline Heath	80	April 1st, 1876.
Abel Cleverly	80	April 1st, 1876.
O. S. Lee Sr.	150	April 1st, 1882.
Charles G. Martin	50	April 1st, 1883.
J. Davis Sr.	140	April 1st, 1884.
James Buck	145	April 1st, 1884.
Mrs. Mary C. Mann	80	April 1st, 1884.
S. I. Cox	120	April 1st, 1884.
Edward Cox	50	April 1st, 1885.
L. M. Clifford	50	April 1st, 1885.
Mrs. Christens Forbush	150	April 1st, 1885.
J. A. Senter	140	April 1st, 1885.
J. Davis Jr.	70	April 1st, 1887.
John Peterson	75	April 1st, 1888.
Henry W. Fieffer	150	April 1st, 1888.
H. F. Haskins	140	April 1st, 1888.
H. F. Haskins	70	April 1st, 1884.
Herman Bauman	175	April 1st, 1883.
Bert W. Bruce	80	April 1st, 1883.
Christ Zbindem	80	April 1st, 1883.
Adam Smith	120	April 1st, 1885.
John R. Seedall	160	April 1st, 1880.
A. H. Jackson	154	April 1st, 1881.
John Ritchie	55	April 1st, 1883.
Mary Christina Ritchie)		
Administratrix of the estate)		
of Joseph Ritchie,)		
deceased.	45	April 1st, 1883.
Alfred Rasicot	100	April 1st, 1883.
Alfred Rasicot	100	April 1st, 1884.
Joseph Tolley	70	April 1st, 1884.
Joseph Tolley	70	April 1st, 1885.
Harvey Dahlstrom	25	April 1st, 1885.
J. H. Dahlstrom	25	April 1st, 1885.
Rasmus Nelson	175	April 1st, 1884.
Robert Irwin	40	April 1st, 1882.
Robert Irwin	60	April 1st, 1884.
James Irwin	100	April 1st, 1884.
James Irwin	100	April 1st, 1886.
William Clark	175	April 1st, 1886.
J. H. Robertson	100	April 1st, 1884.
Amanda Anderson, Adminis-)		
tratrix of the estate of)		
Martin Anderson, deceased)	120	April 1st, 1886.
J. H. Payne	157	April 1st, 1885.
Nemon Elijah Palmer	45	April 1st, 1882.
John F. Williams	15	April 1st, 1882.

Name	No.	Inch.	Name	No.	Inch.
018 J. H. Dahlstrom	120	25	0204 Rasmus Nelson	240	
018 Robert Irwin	120	25	0205 James Irwin	240	
018 William Clark	180	25	0206 J. H. Robertson	120	
Amanda Anderson,) Administratrix of the) estate of Martin)					
018 Anderson, Deceased.)	90	25	0207 J. H. Payne	180	
018 Hermon Elijah Palmer	90	25	0208 John F. Williams	30	
018 J. D. Evans	28	25	0209 Louis Elg. Administra-) tor of the estate of) Jeppa Soelver, deceased)	120	
018 Robert Livingstone	120				
018 J. F. M. Hash	120				
018 Mary L. Holden and W. H.) Holden)	60	25	0210 Casper Sauer	90	
019 Anna Dick	240				
018 William H. Price	125	25	0211 Rhoda Price	55	
018 Henry Catmull	56	25	0212 Anderson Bros. Bank, a) Corporation.	105	
018 Wallace E. Ramsey	120	25	0213 Peter J. Lindahl	180	
018 I. D. Cooper	240	25	0214 Squire G. Crowley	145	
019 Robert Fife	120	25	0215 Joseph Higham	90	
019 A. W. Busch	60	25	0216 S. Forbush	90	
019 Charles Longhurst	60	25	0217 L. N. Mattson	60	
019 James E. Steele	120	25	0218 A. E. Stanger	90	
019 James El Steele as Trustee) for the Iona Townsite.)	120	25	0219 James C. Carter	30	
020 William G. Steele	90	25	0220 Lovina J. Hansen	60	
020 Frank Herbert	120	25	0221 W. J. Rushton	60	
020 C. H. Dayton	120	25	0222 Ole Olsen	120	
020 I. Gudmunsen	30				

25 022 The Eagle Rock & Willow Creek Water Company, a corporation, 4000
 25 022 The Idaho Canal Company, a corporation, 8000

That the several amounts of water above decreed be measured and distributed to the said parties at their several points of diversion from the natural channels of Sand Creek & Willow Creek and the tributaries thereof, respectively.

That the said waters be measured under the Weir System, in cubic feet per second of time: fifty inches of water as herein decreed being equal to one cubic foot of water per second of time, or one second foot.

That of each of said parties to the suit construct and maintain at their several points of diversion respectively, substantial and uniform boxes, head gates and weirs for the measurement of their said water.

That each and every of the parties to this suit, their agents, attorneys, assigns and grantees, are hereby restrained and perpetually enjoined from in

25-C

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF IDAHO, IN AND FOR BINGHAM
COUNTY.

COUNTY.

_____0_____

The Eagle Rock and Willow Creek Water Company, a corporation, Hyrum
Frew, Frank W. Beam, Thomas Kerr, and Alick Robbie, Plaintiffs,

-VS-

Henry W. Kiefer, et. al.

Defendants.

D E C R E E

THIS CAUSE was commenced September, 29th 1900; and thereupon summons was duly issued and served upon many of the defendants. A large number of the defendants voluntarily entered their appearance and other persons, not named as parties in the complaint, by consent and by leave of Court, entered their appearance, by counsel, and participated in the trial.

And no one of said defendants last above named having appeared or answered or demurrer within the time allowed by law, and said time for answering and demurring having expired long prior to the hearing of this cause as hereinafter recited, it is adjudged that said parties are each and all in default and it is ordered that their default be duly entered in accordance with law.

After such appearance, it was stipulated by all parties appearing through their respective counsel, and upon such stipulation an order of Court was made, to the effect that all of the testimony in the case might be taken by the judge at chambers at the City of Idaho Falls, in Bingham County, Idaho, commencing March 20th 1901, and containing from time to time under the direction of the Judge of the Court and that the testimony so taken should be the testimony upon which the Court should base its judgment and decree and that judgment and decree should be rendered and entered at the term of said Court set for May 1st 1901.

It was further stipulated that proceedings had in connection with the taking of said testimony at Idaho Falls, should be of the same force and effect as if such proceedings were had while Court was in session and that said judge at chambers should have authority to do all acts incidental to such cause and the taking of said testimony except to make findings of fact and conclusions of law and to render judgment.

It was further stipulated that all demurrers filed in said cause might be overruled and in accordance with said stipulation said demurrers were considered overruled and the issues of fact were deemed to be joined.

It was further stipulated that for the purposes of answer and cross-complaint, the complaint in said cause should be deemed to be unverified and that the same might be answered generally by an unverified answer with the same force and effect as a particularly verified answer would have.

It was further stipulated that the allegations of all cross-complaints should be deemed denied with the same force and effect as if such allegations had been specifically denied.

That in the year 1880 and continuously thereafter the said Henry W. Kiefer and his grantors and predecessors in interest were, and have been and this cross complainant now is the owner in the actual possession and entitled to the possession of that certain lot piece or parcel of land lying and being in the county of Bingham and State of Idaho and more particularly described as follows, to-wit:

The North West one quarter of the North West one quarter of Section twenty-one, and the North one half of the North West one quarter and the South West one quarter of the North East one quarter of section twenty, Township three North of Range thirty nine east of Boise Meridian.

H. F. HASKINS:

That in the year 1880, and continuously thereafter, the said H. F. Haskins has been the owner and in the possession and entitled to the possession of that certain lot piece or parcel of land lying and being in the county of Bingham and state of Idaho, and more particularly described as follows to-wit:

The North East Quarter of the North West Quarter of Section twenty-one (21), also the South West Quarter of the North

West Quarter of Section Twenty-one (21), also the South East Quarter of the North East Quarter of Section twenty (20) all in Township Three (3) North of Range Thirty-nine (39) East of Boise Meridian, also the South East Quarter of the North West Quarter of Section twenty-one (21), also the North West Quarter of the South West Quarter Section Twenty-one, also the North East Quarter of the South East Quarter of Section twenty, all in Township Three (3) North Range Thirty-nine (39) East Boise Meridian.

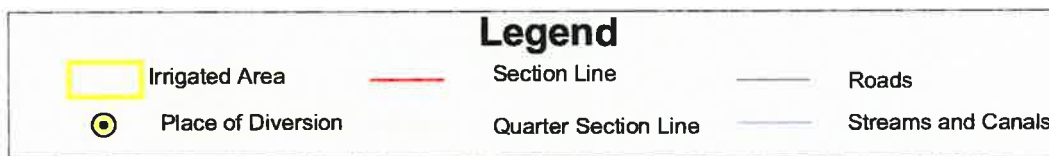
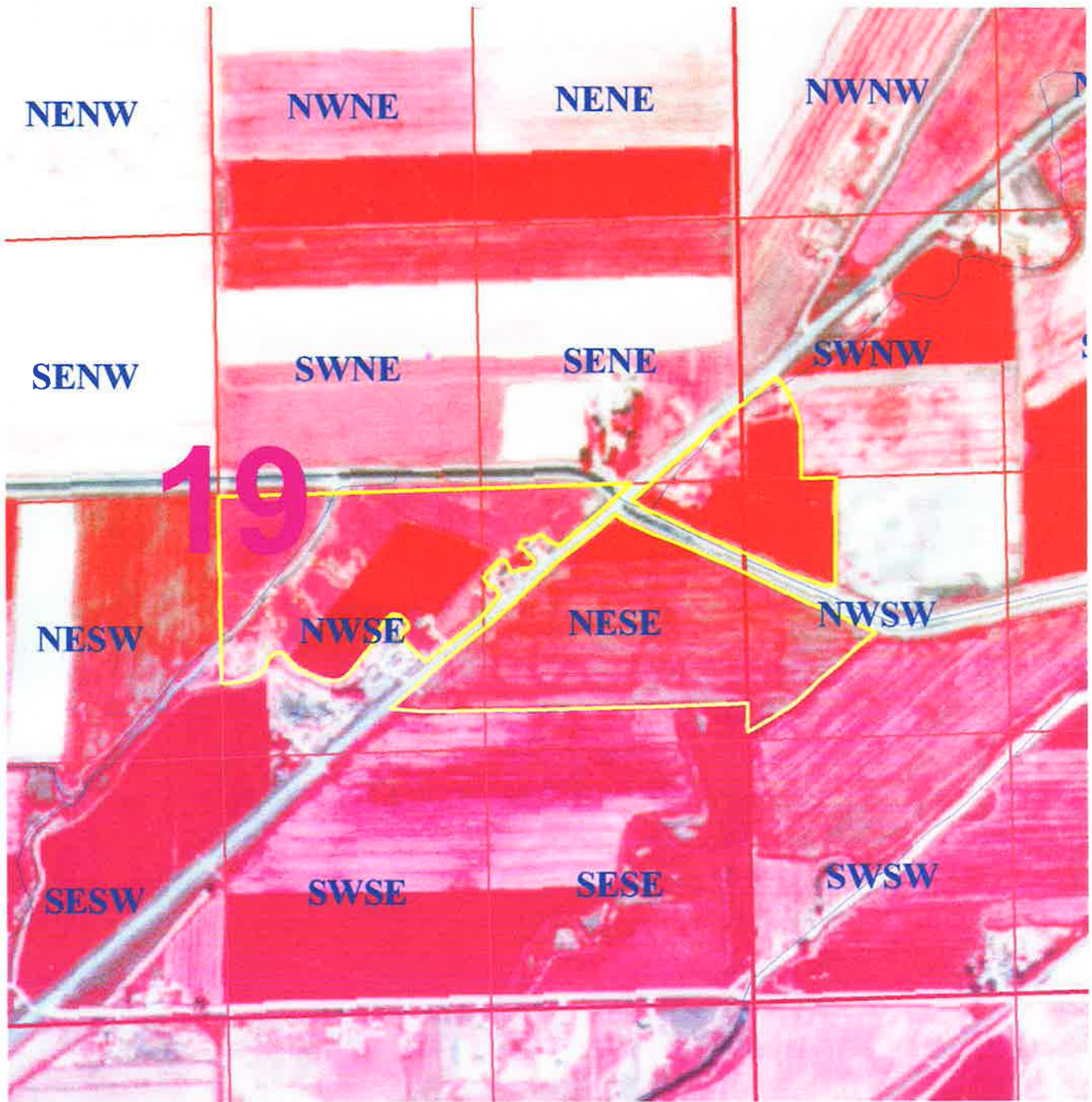
That in the year 1880 while the owner, in the actual possession and entitled to the possession of said land described in paragraph 6th of this cross complaint said Cross-Complainant H. F. Haskins co-operating with Thomas Hock constructed a dam in Willow Creek and Hash Slough and a ditch heading in the channel of what is known as and called the "Hash Slough" and dug therefrom to and upon said lands and by means thereof diverted from said stream and conveyed upon said land described and said paragraph 6th herein for the purpose of irrigating the same, did, then and there appropriate of the waters of said Willow Creek then and there flowing in said Hash Slough, two hundred inches of said Willow Creek Water measured under a four inch pressure.

That said water so appropriated as aforesaid to the amount of two hundred inches, and carried off through said ditch that heads in said Hash Slough was appropriated for the purpose of irrigating the following described pieces and parcels of land, laying in the county of Bingham and state of Idaho, and more particularly described as follows, to-wit:

The North East Quarter of North West Quarter of Section twenty-one; and all that portion of the South West Quarter of the North West Quarter of Section twenty-one that lays on the north side of Sand Creek; Also all of the South East Quarter of the

Water Right Claim Number 25-00194
Township , 3N39E

11/28/2000



600 0 600 1200 1800 Feet

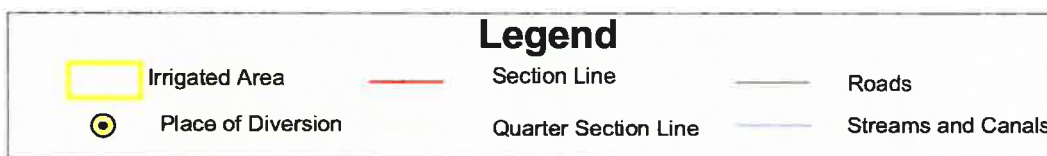
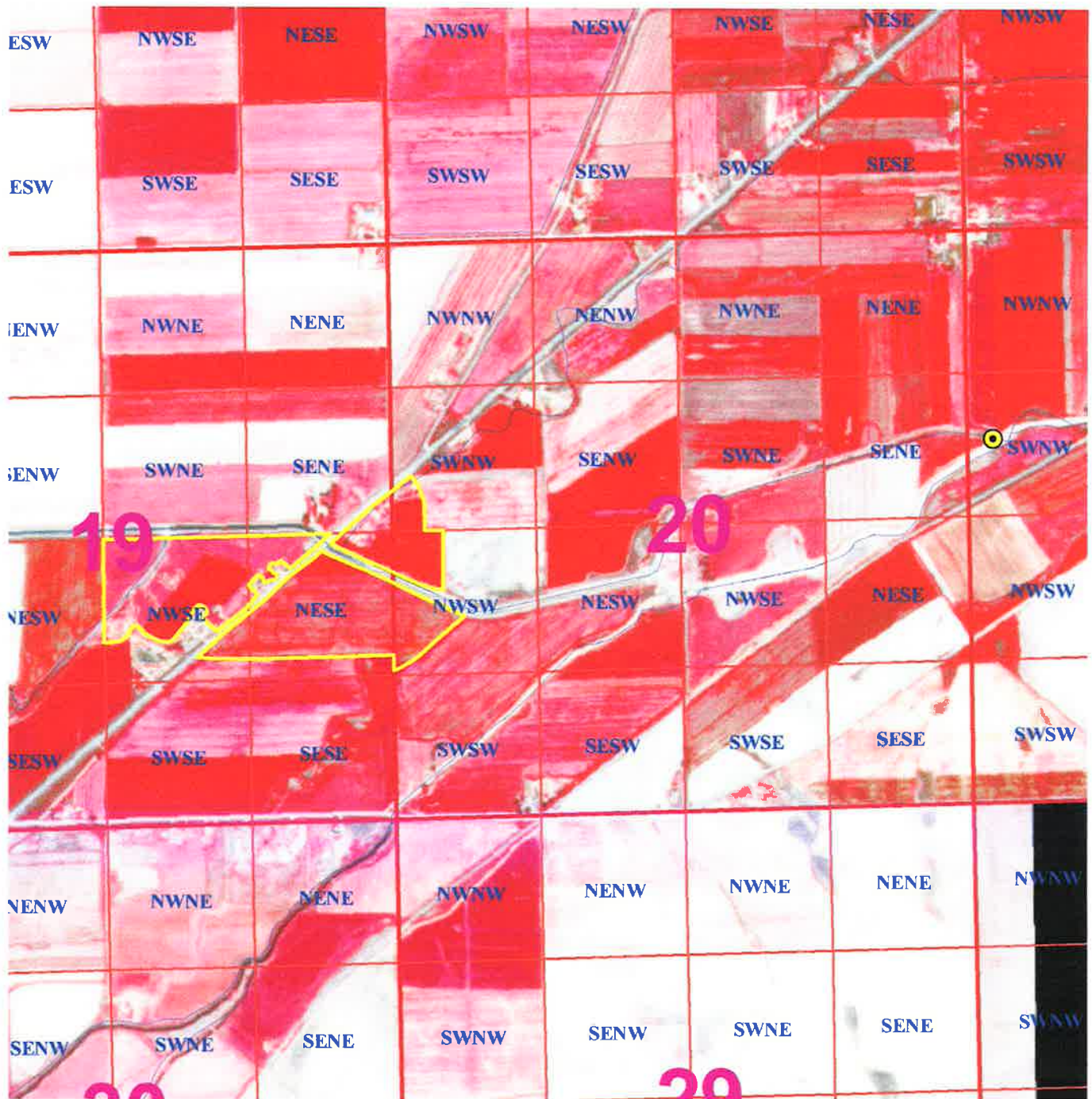
SPATIAL
DYNAMICS



Water Right Claim Number 25-00194

Township , 3N39E

11/28/2000



900 0 900 1800 2700 Feet



SPATIAL
DYNAMICS



AJ5809NP
No. A25-00194

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00
PAGE: 51

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WAYNE C COOPER	05/01/1888	IRRIGATION	04-01 11-01	4.800 CFS	
C	ARLENE B COOPER		STOCKWATER	04-01 11-01	0.020 CFS	
	6185 E RIRIE HIWAY					
	IDAHO FALLS ID 83401			TOTAL DIVERSION:	4.800 CFS	
	(208) 523-0399			CONSUMPTIVE USE:		222.50 AFA

Water Source: WILLOW CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03N R39E S21 SWNW BONNEVILLE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
				NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
03N	38E	19	:				03	:								35	32			70.0
03N	38E	20	:					:		06				13						19.0
																			TOTAL ACRES	89.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BONNEVILLE

Non-Irrigation Uses: S/40 BEEF CATTLE.

Other Rights: N/A

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A25-00012A A25-00012B A25-00194A

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00029 A01-00031 A01-00032 A01-00033 A01-00075Z0 A01-00076Z0 A01-00117P A01-00249 A01-00312Z0 A01-00353
A01-00368Z0 A01-00369Z0 A01-00370Z0 A01-10093 A25-00224Z0 A25-04271 A25-13388Z0

Remarks: GEN FLOOD RIGHT.

Dates: Exam Made Date: Verified Date: 06/03/1985 Objection Filed Date:

Misc: Water District Number: 01 Field Inspection Flag:
Presumption Flag:

Audit: 07/20/89 MEYER 03/29/95 POST-STD

Should be 39e

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR BINGHAM COUNTY.

The Eagle Rock and Willow Creek Water
Company, a corporation, Plaintiff,

Records of Bonneville County, Idaho.

Transcribed from Book

XX

Page

Records of Bingham County, Idaho

Consideration \$1.00 DECREE.

-VS-
TO

Henry W. Kiefer, et al, Defendants.

Acknowledgment

Date April 28, 1930

It is adjudged and decreed that the waters of said Willow Creek and Sand Creek be and the same are hereby distributed and decreed to the several parties to this suit for beneficial purposes and uses, in amounts and of the date with priority of rights in accordance with said dates, as follows, to-wit:

Does Acknowledgment show separate examination of wife? XX

Grantee.

(Name of I. D. Cooper not listed)

In Addition to and subject to the rights hereinabove decreed, and pursuant to the stipulation hereinabove recited, there are decreed the following High Water rights all dating from May 1st, 1888:

I. D. Cooper, 240 inches; 23 Corner of Section 19 T. 3
(Also other parties) thence S 33° 03' W. 3235.2 feet to the East
boundary of said Section 19, thence S 60° 08' W. 921.3 feet
to the North boundary of the SE 1/4 of the said Section 19 to
the point of beginning; Being a strip of land 20.3 feet wide
47.0 feet right and 33.0 feet left of the following described
line: thence S 60° 08' W. 164.2 feet to the N.E. corner of a
tract of 20.3 acres, more or less, and through
Dated July 20, 1901. Joseph C. Rich, Judge of the
Filed July 23, 1901. District Court.

Recorded in Book #2 of Judgments, page 282, records of Bingham
County, Idaho.

Transcribed to Book "A" of Judgments, at page 81, records of Bonne-
ville County, Idaho.

MICROFILMED

FLB 32

NOV 1 U 1992

Isaac D. Cooper
a widower.

TO

Grantors

James A Cooper. Salt Lake

Grantees

Instrument— Warranty Deed.

Date— Jan. 5 1920

Recorded— Dec. 29 1931. at 4 P.M

Book #18 of Deeds Page 526
Records of Bonneville Co., Idaho.

Transcribed from Book Page
Records Bingham Co., Idaho.

Consideration— \$1.00

Names of Witnesses— O. A. Johannesen.
Date of Acknowledgement— Jan. 5 1920
Name and Title of Officer— O. A. Johannesen, Notary Public
Address of Officer— Idaho Falls, Idaho.
Is wife separately examined? Official Seal Attached? Yes.
Granting words— grant, bargain, sell and convey
Covenants— warrant and defend.
Conditions, Limitations and Recitals—

Description and Remarks

CONVEYS:

Commencing at a point 89 rods north from the Southeast corner of Section 19 Township 3 North, Range 39 E.B.M. and running thence West and parallel with the South boundary line of said Section to the point of intersection with the West line of the Main County Highway, passing diagonally through said Section 19, the said point of intersection being a distance of about 679 feet east from the North and South half section line through said section; thence in a Northeasterly direction along said County Highway 260 feet; thence in a Northwesterly direction and at right angles to the said County Highway 80 feet, more or less, to the center of the Channel of Willow Creek, and at such an angle and in such a manner as to bisect a certain water hole used in said creek at said point, thence Northwesterly and Northeasterly along the meanderings of said Creek to the point where the said Creek intersects the East and West half section line passing through said section; thence easterly to the Northeast corner of the Southeast quarter of said Section; thence South 71 rods to the place of beginning, excepting therefrom the aforesaid diagonal County Highway.

Together with all ditch and water rights belonging to said premises and particularly all water right decreed by Court in Willow Creek and also all water right represented by stock in the Enterprise Canal Company.

ELL 28
MICROFILMED

NOV 10 1931

Corrected Willow Creek

Continuation of Abstract of
The Bonneville Abstract Company, Idaho Falls, Idaho

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR BINGHAM COUNTY.

The Eagle Rock and Willow Creek Water
Company, a corporation, Plaintiff,

DECREE.

-vs-

Henry W. Kiefer, et al, Defendants.

It is adjudged and decreed that the Waters of said Willow Creek and Sand Creek, be and the same are, hereby distributed and decreed to the several parties to this suit for beneficial purposes and uses, in amounts and of the date with priority of rights in accordance with said dates, as follows, to-wit:

(Also other parties)

In Addition to and subject to the rights hereinabove decreed, and pursuant to the stipulation hereinabove recited, there are decreed the following High Water rights all dating from May 1st, 1888:

I. D. Cooper 240 inches

(Also other parties)

Joseph C. Rich, Judge of the
District Court.

Dated July 20, 1901.
Filed July 23, 1901.

Recorded in Book #2 of Judgments, page 282, records of Bingham
County, Idaho.
Transcribed to Book "A" of Judgments, at page 81, records of Bonne-
ville County, Idaho.



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 25-194B
Date Received: 8/31/2004
Receipt No:
Received By: MWH

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

WAYNE C COOPER Phone: (208)523-0399
6185 E RIRIE HWY
IDAHO FALLS ID USA 83401

ARLENE B COOPER Phone: (208)523-0399
6185 E RIRIE HWY
IDAHO FALLS ID USA 83401

2. Date of Priority: 05/01/1888

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	39E	21	SW NW	BONNEVILLE	

5. Description of diverting works:

HEADGATES WITH DITCH SYSTEM FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	4.8	
STOCKWATER	04/01	11/01	0.02	

7. Total Quantity Appropriated is:
4.8 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
S/40 BEEF CATTLE.

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use
----------	-------	---------	----------------	-----

PROFILED

Acres
SCANNED

SEP 13 2004

03N	38E	19	SE	NE	IRRIGATION	3
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	32
					Section Acres	70
03N	38E	20	SW	NW	IRRIGATION	6
			NW	SW	IRRIGATION	13
					Section Acres	19
					Total Acres	89

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM ORIGINALLY FILED AS CLAIM NO. 25-194.

FLOOD RIGHT.

15. Basis of Claim: Decreed

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)
) SS.
 County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

 Notary Public

Residing at _____

My commission Expires _____

SCANNED

SEP 13 2004
 PROFILED

SCANNED

JUL 28

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: 25-194B

Ident. Number: ~~A25-00194~~

Date Received: 7/20/1989

Receipt No: E009537

Received By: ADM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE C. COOPER 208-523-0399
Address: 6185 E. RIRIE HIWAY
IDAHO FALLS, ID 83401

OR

Name: ARLENE B. COOPER 208-523-0399
Address: 6185 E. RIRIE HIWAY
IDAHO FALLS, ID 83401

2. Date of Priority: MAY 01, 1888

3. Source: WILLOW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	39E	21	SW		NW		BONNEVILLE

5. Description of diverting works:
HEADGATES WITH DITCH SYSTEM FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.800		
STOCKWATER	04/01	11/01	0.020		

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

8. Total consumptive use is 222.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/40 BEEF CATTLE.

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	38E	19	SE		NE		IRR	3.0
			NE		SE		IRR	35.0
			NW		SE		IRR	32.0
							Section Acres	70.0
		20	SW		NW		IRR	6.0
			NW		SW		IRR	13.0
							Section Acres	19.0
							Total Acres	89.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
N/A

14. Remarks:
FLOOD RIGHT.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

EAGLE ROCK & WILLOW CK. WATER
Decree Plaintiff

vs H. KIEFER, ET AL
Decree Defendant

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): Wayne Cooper Date: 7-20-89

Date: _____

State of Idaho)
County of BOONEVILLE) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of July 19 89

[Signature]
Notary Public

Residing at IDAHO Falls
My Commission Expires 9-12-94



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