

11/03/2004

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

RIGHT NUMBER: 25-11397

NAME AND ADDRESS: MYRON HANCOCK
945 N 3300 E
MENAN ID 83434

DARLENE HANCOCK
945 N 3300 E
MENAN ID 83434

SOURCE: OXBOW SLOUGH

TRIBUTARY: SNAKE RIVER

QUANTITY: 2.080 CFS

PRIORITY DATE: 04/01/1955

POINT OF DIVERSION:

T05N R37E S13 SWNWSE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
2.080 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T05N R37E S13	NESW	28.0	T05N R37E S13	SWSW	4.0
T05N R37E S13	SESW	40.0	T05N R37E S13	NWSE	0.9
T05N R37E S13	SWSE	5.7	T05N R37E S24	NWNE	5.0
T05N R37E S24	NENW	20.0	T05N R37E S24	NWNW	0.4

104 ACRES TOTAL

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.

EXPLANATORY MATERIAL: Beneficial Use

Use of this right is combined with water from Long Island Irrigation Co.

07/19/2004

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MENAN ID 83434

DARLENE HANCOCK
945 N 3300 E
MENAN ID 83434

SOURCE: OXBOW SLOUGH

TRIBUTARY: SNAKE RIVER

QUANTITY: 2.080 CFS

PRIORITY DATE: 04/01/1965

POINT OF DIVERSION:

T05N R37E S13 SWNWSE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 10/31

QUANTITY
2.080 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T05N R37E S13	NESW	28.0	T05N R37E S13	SWSW	4.0
T05N R37E S13	SESW	40.0	T05N R37E S13	NWSE	0.9
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Water Right 25-11397

PROFILED

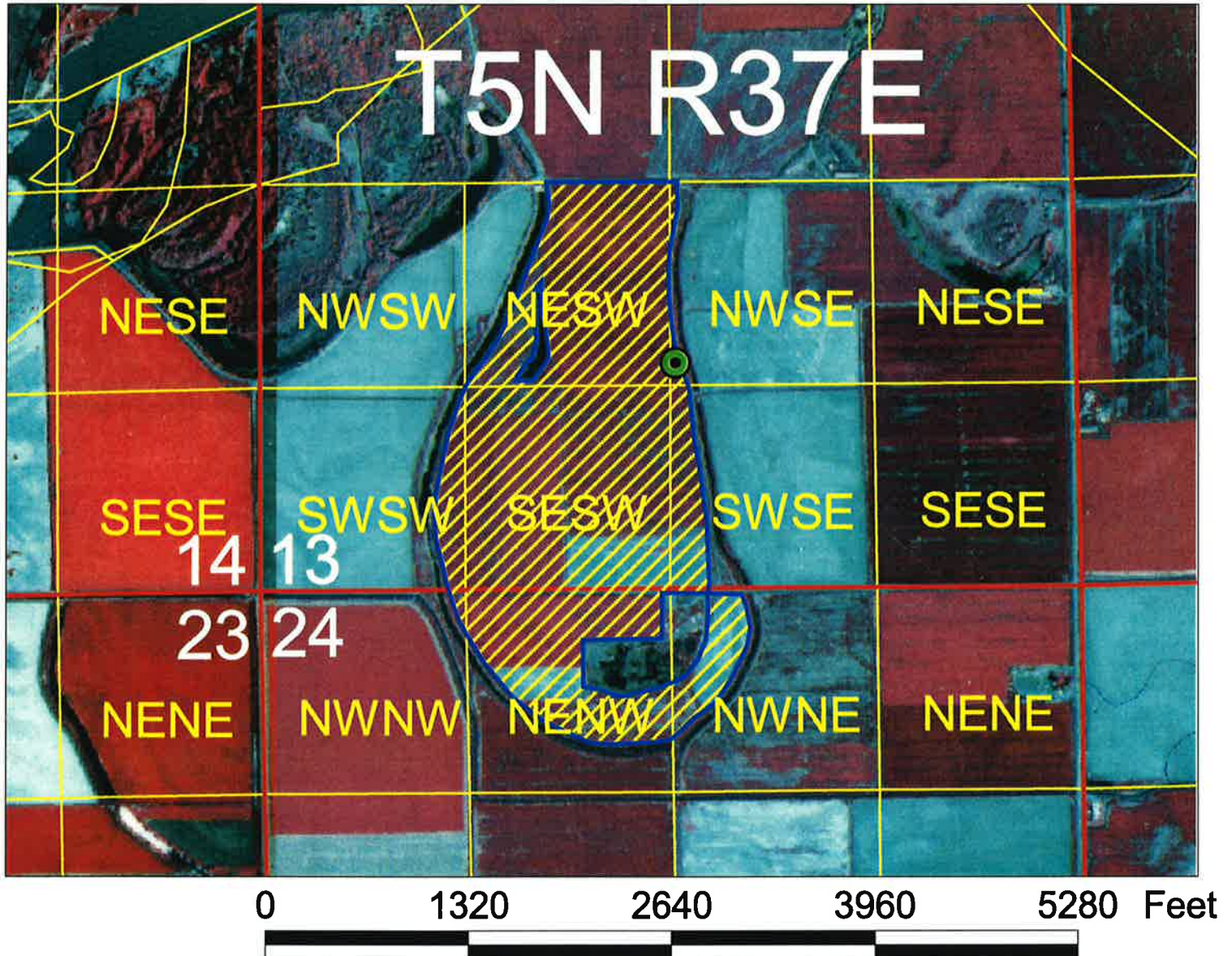
SCANNED

NOV 01 2004



Department of Water Resources

Claim No.: 25-11397



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

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PROFILED

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

Water Right Claim Number 25-11397
Township , 5N37E

12/28/2000



Irrigated Area

Place of Diversion

Section Line

Quarter Section Line

Roads

Streams and Canals

Legend



Water Right Claim Number 25-11397
Township , 5N37E

12/28/2000



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

 Roads

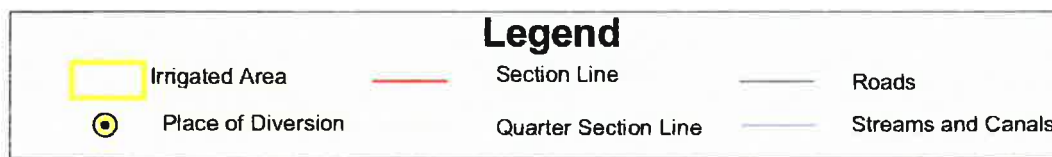
 Streams and Canals

Legend



Water Right Claim Number 25-11397
Township , 5N37E

12/28/2000



SPATIAL
DYNAMICS



June 19, 2003

To Whom It May Concern,

We, Myron and Darlene Hancock owner and operator of our farm, want to submit these papers to establish a claim for a water right on the Oxbow Slough. I have a Conservation Plan that was submitted in 1952 that show we were developing the land and establishing irrigation practices to irrigate it.

In 1952 the Soil Conservation district established a plan for my father, Irvin Hancock, to help him level and irrigate the farm. In 1955 we placed a pump in the Oxbow Slough located in Jefferson County on our farm to irrigate approximately 104 acres. The pump has been in use since that time. I have an aerial photo to show placement of pump and a copy of the conservation plan . These are enclosed with this letter.

We hope this will verify our claim.

Sincerely,



Myron Hancock

State of Idaho)
County of Bonneville)

On this 19th day of June, 2003, personally appeared before me Marilyn Walker, personally known to me or identified by me Myron Hancock to be the signer of the above instrument, who duly acknowledged to me that he executed the same.


Notary Public for State of Idaho

Residing at: Lewisville, Idaho

My Commixxion Expires: 7/22/2008

MARILYN WALKER
NOTARY PUBLIC
STATE OF IDAHO

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NOV 01 2004

PROFILED

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 25-11397

WATER RIGHT NUMBER: 25-11397

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MYRON HANCOCK 945 N 3300 E MENAN, ID 83434 (208)754-4122
Current Owner	DARLENE HANCOCK 945 N 3300 E MENAN, ID 83434 (208)754-4122

Priority Date: 04/01/1965

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
OXBOW SLOUGH CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	2.080 CFS	
	<u>Total Diversion:</u>	2.080 CFS	

Location of Point(s) of Diversion

OXBOW SLOUGH CREEK	SW1/4NW1/4SE1/4	Sec. 13, Twp 05N, Rge 37E, B.M.
JEFFERSON County		

Place of UseIRRIGATION Within JEFFERSON County

T05N R37E S13	NESW	22.0	T05N R37E S13	SWSW	2.0
T05N R37E S13	SESW	36.0	T05N R37E S13	NWSE	2.0
T05N R37E S13	SWSE	7.5	T05N R37E S24	NWNE	4.5
T05N R37E S24	NENW	30.0			

Total Acres: 104

Conditions of Approval:Remarks:Dates and Other Information:

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AGREEMENT BETWEEN

Jefferson Soil Conservation District
and

Tom Hancock

I would like a Conservation Plan for my farm,

It is understood that this plan includes a map showing the Land Use Capabilities classes and recommendations for each class of land on my farm,

It is understood that the District will (if requested) help me apply the recommended conservation practices on my land, and I agree to follow out the provisions of the plan to the best of my ability.

This agreement will remain in effect until either party gives written notice to the contrary or there is a change in owner or operator.

Tom Hancock 11/7/52
(Date)

(Date)

Legal Description:

Section 33 Township 5N Range 30E Photo 74-51
1236
1265

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PROFILE

This 360-acre farm is located 6 miles west and 6 miles north of Rigby, Idaho: SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$ S 13, R 37 E, T 5 N. and N $\frac{1}{2}$ NE $\frac{1}{4}$; NE: NW $\frac{1}{4}$, S2 $\frac{1}{4}$ R 37 E, T 5 N.

This is a cash crop farm with livestock being fed out over the winter.

The maintenance of soil fertility, erosion control and proper use and management of irrigation water are the principal conservation problems.

PLAN OF CONSERVATION OPERATIONS

<u>Cropland -</u>					
<u>Field No.</u>	<u>Acres</u>	<u>Capability</u>	<u>Field No.</u>	<u>Acres</u>	<u>Capability</u>
2	20.4	II	10	30.8	II
3	11.5	II, III	11	24.0	II
4	15.0	II, III	12	18.5	II
6	27.0	II	13	10.2	II
7	27.0	II	14	13.0	II
8	13.0	II, III	15	28.2	II
9	27.0	II	16	35.0	II
			TOTAL -	300.6 Acres	

Conservation Cropping System

A five-year rotation of 1 yr. grain with alfalfa grass seeding, 2 years of alfalfa grass and 2 yrs. of soil depleting crop will be followed on all cropland fields. Soil depleting crops consist of potatoes and grain.

To maintain this rotation it will require about 60 acres of new seeding each year.

Grasses and Legumes in Rotation

The alfalfa-grass mixture of 2 $\frac{1}{2}$ lbs. later orchardgrass and 4-6 lbs. alfalfa will be used on all hay seedings. If a seeding failure occurs, that same field will be seeded the following year into alfalfa and remain only two years. A 4-6 inch stubble of hay will be left for winter protection.

Crop Residue Use

Straw will be cut, baled and used for bedding in the feed yard and later returned to the field in the form of manure. Potato residues will be worked into the soil immediately after harvest.

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Fertilization - All irrigated Fields

Barnyard manure and commercial fertilizer will be used to maintain maximum production, produce high quality crops and improve soil tilth.

IRRIGATION WATER MANAGEMENT - All Irrigated Fields

The quantity of water used for each irrigation will be determined by the moisture holding capacity of the soil. Water will be applied at a rate and in such a manner that the crops can use it efficiently and significant erosion does not occur.

The soil will be checked to determine the proper time to irrigate and a probe or shovel will be used near the lower end of the field; To determine when the crops are adequately irrigated.

Structures for Water Control

Concrete division boxes have been installed in all ditches where needed. However, one more structure is needed in the ditch irrigating field No. 7.

Pasture

		Capability
Field No. 1	7.4 acres	II
5	15.0	VII
	22.4 acres	

Pasture & Hayland Planting

The pasture units shown on the map will be seeded to a mixture of 2-4 lbs. alfalfa and 4-6 lbs. lator orchardgrass. New pastures will be seeded with grain as a companion crop. The pounds per acre of grain sown will be reduced to insure a good stand of alfalfagrass.

Rotation Grazing

Pasture will be divided into several units to rotate grazing. The rotation system will be set up on the basis of the number of livestock available and pasture readiness and production. A 3-4" stubble will be left to insure adequate regrowth and pastures will be rotated to provide adequate regrowth between grazing periods.

Pasture Proper Use

Grasses and old weeds will be clipped as needed to remove weeds and maintain an even growth. Will begin grazing pastures when key plants have reached a height of 6-8".

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PROFILE

Brush & Weed Control

Field No.'s 1 and 5 are presently grown over with trees, shrubs, and weeds. These fields will be cleared of all trash to provide land for pasture.

Land Leveling

Fields No. 1 and 5 will be leveled and seeded to pasture. This leveling will be done as soon as time and finances are available.

Fertilization

See under cropland.

Irrigation Water Management

See under cropland.

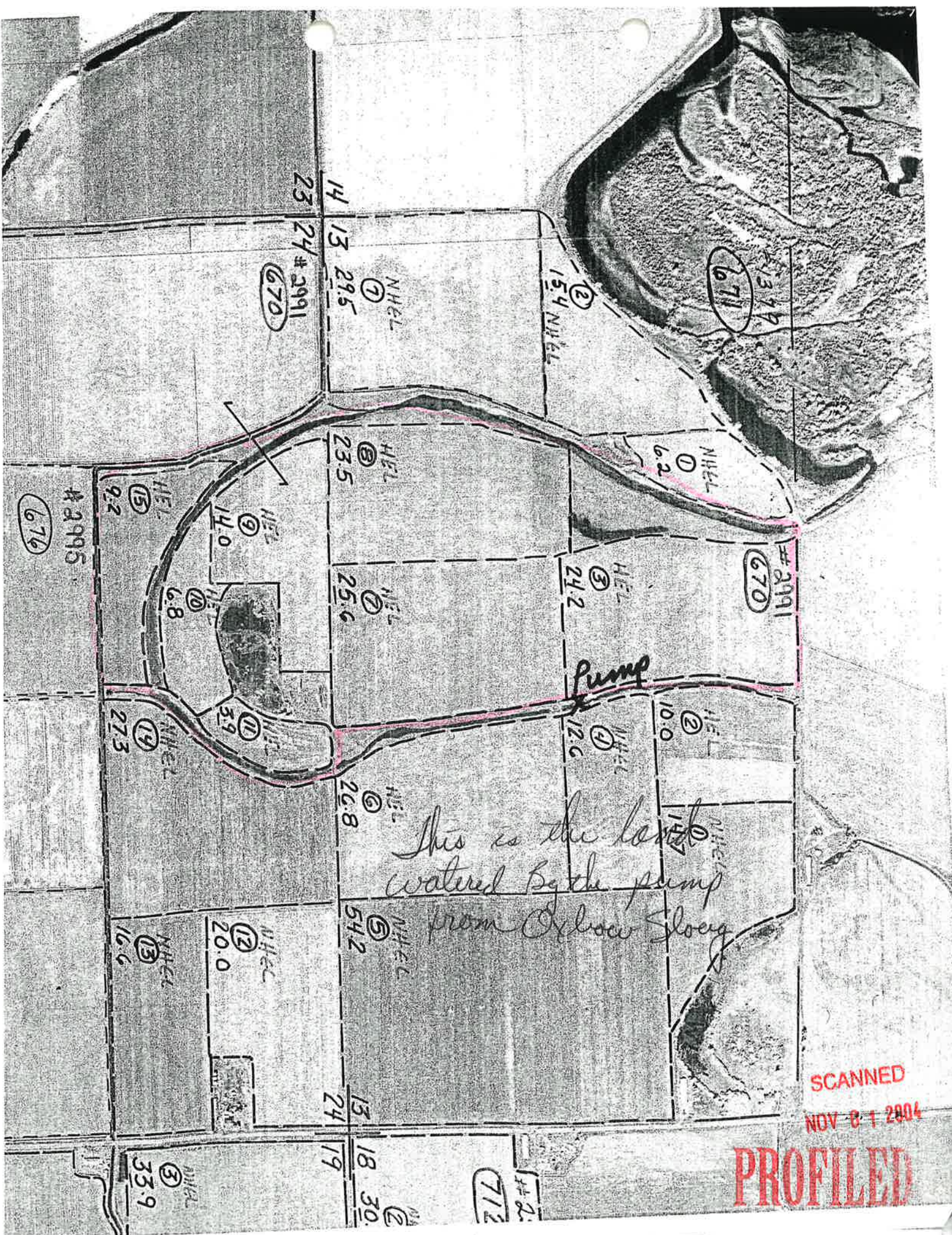
Windbreaks

None.

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This is the oldest aerial photo
that I had.

CONSERVATION PLAN MAP



Prepared by UNITED STATES DEPARTMENT of AGRICULTURE * SOIL CONSERVATION SERVICE
cooperating with

Jefferson
S.C. DISTRICT

vin Hancock

Ferson
COUNTY

Idaho
STATE

FARM NO.

DATE 1963

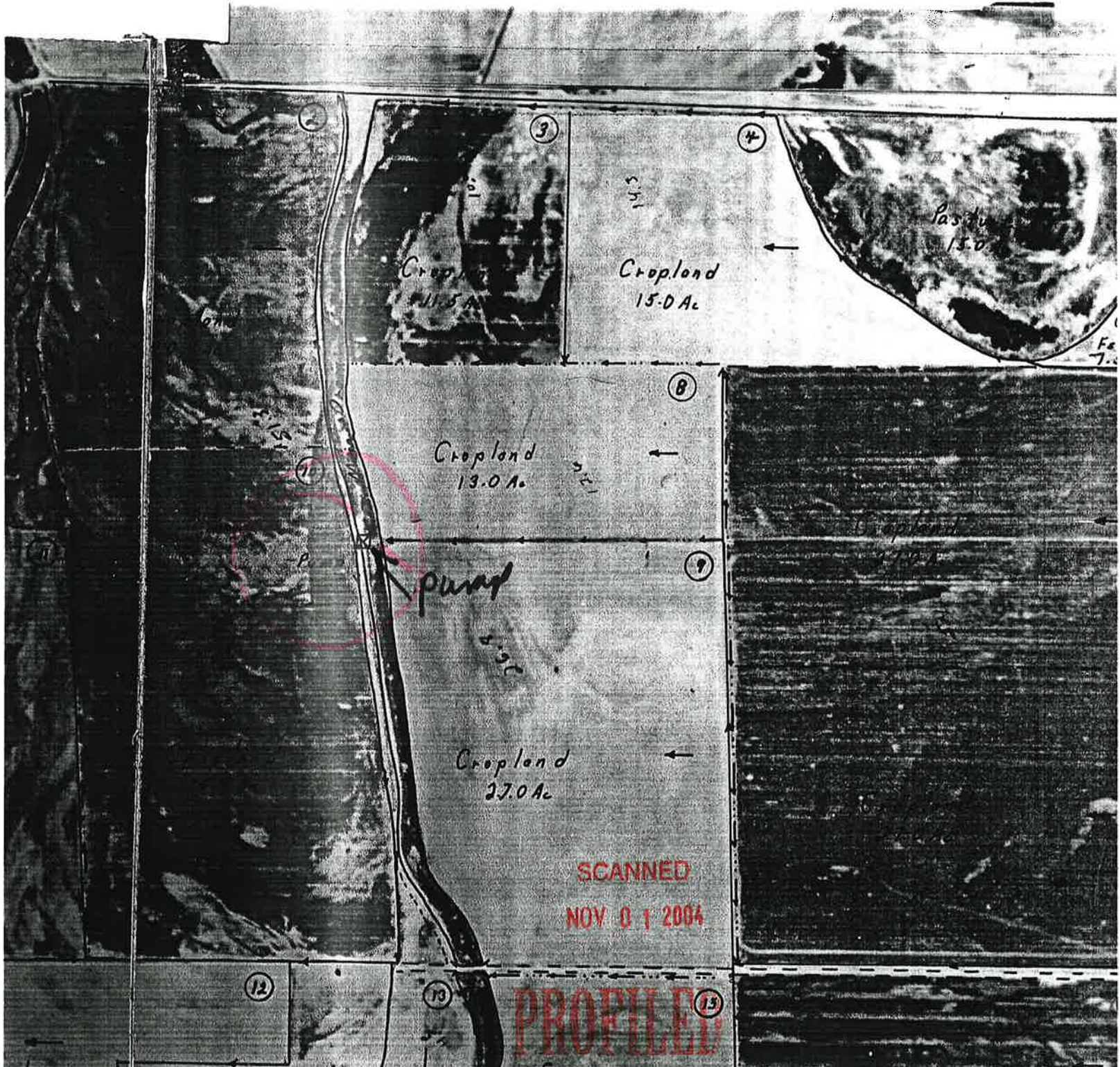
SCALE 1"=400'

ACRES 360

PHOTO NO. 2H-105

APPROXIMATE

Cropland
Pasture
Ditches
Main D
Fstld+G.



SCANNED

201c
F5fd

R 37 E
T
5
N

Crop land
27.04c

Crop land
13.0 A.

Cropload 15.0 A_c

010 / F54D 7.5 AC

7041360.0 Acres

7/23/2003 25-11397

Gallop and Myron about
amending his claim to
1955 priority date which
was accurately rejected.
The evidence submitted.

Shape corrected by
claimant. But piece
that was removed from
shape was rejected stating
in 1974. That ground was
rejected by canal officer.

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SCANNED

AUG 01 2001

Log for claim 25-11397

Spatial Dynamics CAT

12/28/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05n37e	13	NESW	22	25	
05n37e	13	SWSE	7	11	
05n37e	13	SESW	36	40	
05n37e	13	SWSW	2	3.1	
05n37e	13	NWSE	2	5	
05n37e	24	NWNE	4	10	
05n37e	24	NENW	30	35	
05n37e	24	NWNW	0	0.3	Small acreage, fit with claim
Totals:			103	129.4	

From WMIS

1434 GPM measured on 7/15/2002

by MWA

E 656810.60

N 297313.70

mobile 745-0151

other ph 581-8113

amend priority date?

started in S piece in
1974

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 SPATIAL
DYNAMICS

AJ5809NP
No. A25-11397

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/26/00
PAGE: 131

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MYRON HANCOCK	04/01/1965	IRRIGATION	04-01 11-01	2.080 CFS	
C	DARLENE HANCOCK					
	945 N 3300 E					
	MENAN ID 83434					
	(208) 754-4122					
				TOTAL DIVERSION:	2.080 CFS	
				CONSUMPTIVE USE:		260.00 AFA

Water Source: OXBOW SLOUGH

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05N R37E S13

SWNWSE

JEFFERSON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM			
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac					
05N	37E	13	:					:					:	22		02	36	:			02	07	:	69.5			
05N	37E	24	:			04		:	30				:					:					:	34.5			
																						TOTAL ACRES					104.0

POU County: JEFFERSON

Other Rights: LONG ISLAND CANAL.

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

A01-00109G A01-00110E A01-00111E A01-00112E A01-00113E A01-00114C A01-00115S A01-00317 A25-00249A A25-00250D
A25-00251F A25-00254D

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 11/23/88 CARLSEN 03/29/95 POST-STD

April 29, 1991

Myron Hancock
945 N. 3300 E.
Menan, ID 83434

RE: **Evidence of Priority**

Dear Mr. Myron:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date"**.

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

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NOV 11 1992

Myron Hancock

Page 2

Please submit the required evidence supporting the priority date by **May 29, 1991**, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-11397
MYRON HANCOCK
DARLENE HANCOCK
945 N. 3300 E.
MENAN

ID 83434

MICROFILMED

NOV 11 1992

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 25-11397
Date Received: 11/23/1988
Receipt No: E004363
Received By: MWH

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

1. Name of Claimant(s)

MYRON HANCOCK Phone: (208)754-4122
945 N 3300 E
MENAN ID USA 83434

DARLENE HANCOCK Phone: (208)754-4122
945 N 3300 E
MENAN ID USA 83434

2. Date of Priority: 04/01/1955

3. Source: OXBOW SLOUGH CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	37E	13	SW NW SE	JEFFERSON	

5. Description of diverting works:

PORTABLE TRACTOR PUMP OPEN DISCHARGE FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2.08	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

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

05N	37E	13	NE	SW	IRRIGATION	22
			SW	SW	IRRIGATION	2
			SE	SW	IRRIGATION	36
			NW	SE	IRRIGATION	2
			SW	SE	IRRIGATION	7.5
					Section Acres	69.5
05N	37E	24	NW	NE	IRRIGATION	4.5
			NE	NW	IRRIGATION	30
					Section Acres	34.5
					Total Acres	104

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

AMENDED CLAIM TO REFLECT EVIDENCE FOR EARLIER PRIORITY DATE.

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): Myron Hancock Date: 11/3/2004

_____ Date:

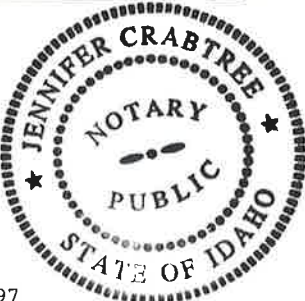
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 3rd
of Nov 20 04 Jennifer Crabtree

Notary Public

Residing at Idaho Falls ID

My commission Expires 9/23/09



AUG 01 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: A25-11397
Date Received: 11/23/1988
Receipt No: E004363
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MYRON HANCOCK 208-754-4122
Address: 945 N. 3300 E.
MENAN, ID 83434

AND/OR

Name: DARLENE HANCOCK 208-754-4122
Address: 945 N. 3300 E.
MENAN, ID 83434

2. Date of Priority: APR 01, 1965

3. Source: OXBOW SLOUGH Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	37E	13	SW	NW	SE		JEFFERSON

5. Description of diverting works:
PORTABLE TRACTOR PUMP OPEN DISCHARGE 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	2.080		

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

8. Total consumptive use is 260.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A25-11397

Page 1

Date: 11/23/88

A2511397



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NOV 11 1992 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	37E	13	NE		SW		IRR	22.0
			SW		SW		IRR	2.0
			SE		SW		IRR	36.0
			NW		SE		IRR	2.0
			SW		SE		IRR	7.5
							Section Acres	69.5
		24	NW		NE		IRR	4.5
			NE		NW		IRR	30.0
							Section Acres	34.5
							Total Acres	104.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
LONG ISLAND CANAL.

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

Number of attachments: 1

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): Myron Hancock Date: 11/23/88

Date: _____

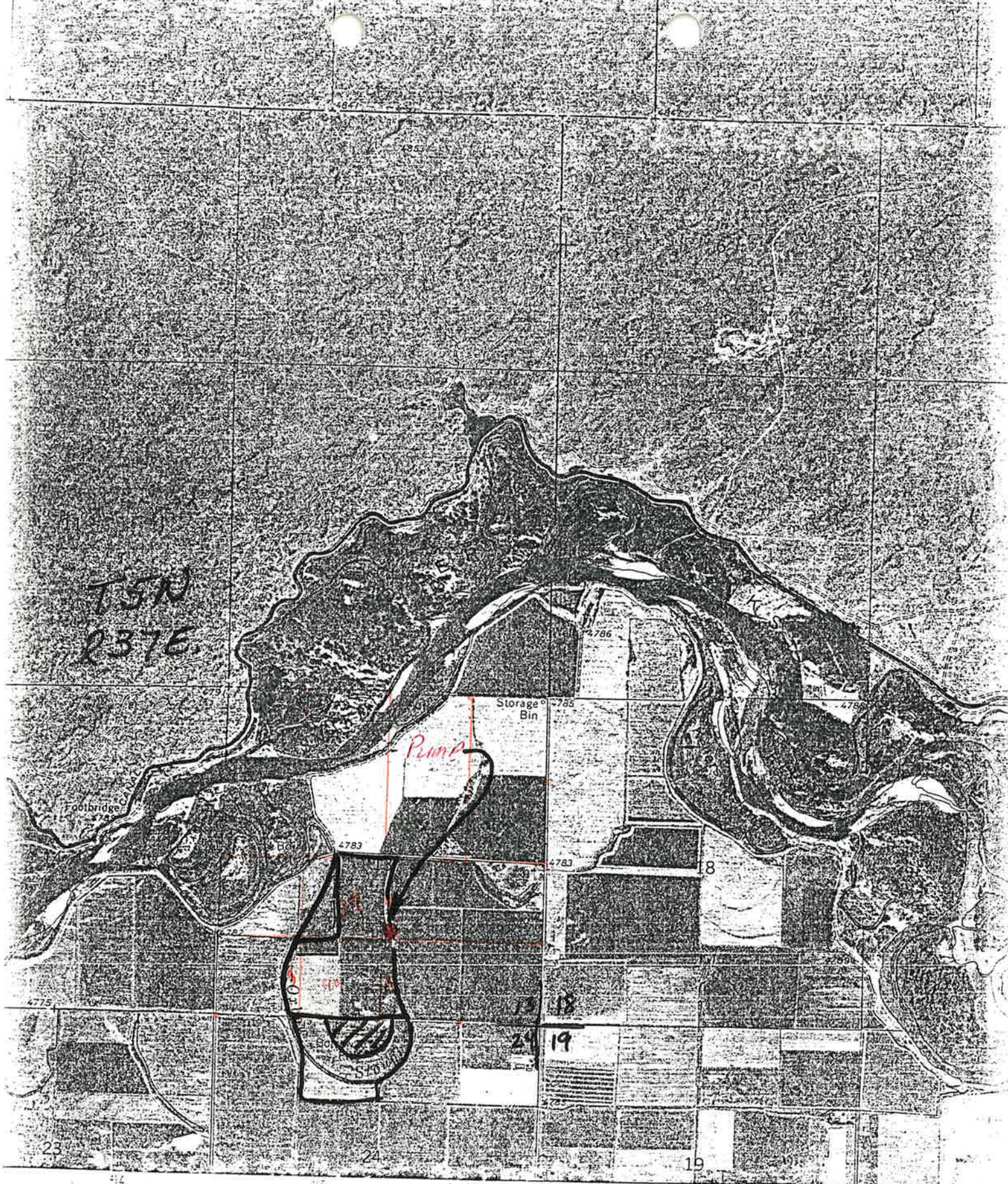
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 23 day
of November 19 88.

Ernest Carlson
Notary Public

Seal

Residing at Obbo Falls, ID
My Commission Expires 14 June 1994



T5N
R37E

Puma

Storage Bin

SCALE 1:24000

A25-11397

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NOV 11 1992

