

02/04/2004

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

RIGHT NUMBER: 25-14010

NAME AND ADDRESS: BENJAMIN W HUNTER
720 WILSON AVE
BLACKFOOT ID 83221

SOURCE: SPRING TRIBUTARY: SEVENTY CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION:

T02S R40E S31 SESW End of Stream Flow Within BINGHAM County
T03S R40E S6 NWNW Lot 4 Begin of Stream Flow Within BINGHAM County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within BINGHAM County

T02S R40E S31 Lot 4 SWSW	T02S R40E S31	SESW
T03S R40E S06 Lot 3 NENW	T03S R40E S06 Lot 4	NWNW

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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Stockwater use is for 600 range cattle.

Water Right 25-14010

SCANNED
1
OCT 2 2004
PROFILED

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 25-14010
Date Received: 11/21/2003
Receipt No: E029477
Received By: JC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BENJAMIN W HUNTER Phone: (208)785-4560

720 WILSON AVE
BLACKFOOT ID USA 83221

2. Date of Priority: 04/01/1910

3. Source: SPRING , SPRING Trib. to: SEVENTY CREEK , SEVENTY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	40E	6	NW NW 4	BINGHAM	Beginning Point
02S	40E	31	SE SW	BINGHAM	Ending Point

5. Description of diverting works:

INSTREAM STOCK WATER FOR 600 HEAD OF RANGE CATTLE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.02 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
02S	40E	31	SW SW 4	STOCKWATER	

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SE SW STOCKWATER
03S 40E 6 NW NW 4 STOCKWATER
NE NW 3 STOCKWATER

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

Temporary status until payment and signature received.

Stockwater use is for 600 range cattle.

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: _____

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): x Ben W Hunter Date: 1-10-2004

Date:

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this
of 1-10 2004



Residing at Blackfoot
My commission Expires 3-15-2009

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OCT 2 2004

FILED

NOTICE OF ERROR
REPLY

02/04/2004
RECEIVED
OCT 26 2004
Department of Water Resources
Eastern Region

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 25-14010

BENJAMIN W HUNTER

720 WILSON AVE

BLACKFOOT ID 83221

Telephone Number: (208)785-4560

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10/25/04 SIGNATURE: Ben W Hunter
Please print your name: Ben W Hunter

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

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OCT 27 2004