

02/09/2004

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

RIGHT NUMBER: 25-14031
NAME AND ADDRESS: GERALD KELLEY
1215 N 950 E
SHELLEY ID 83274

HELEN KELLEY
1215 N 950 E
SHELLEY ID 83427

SOURCE: SPRINGS TRIBUTARY: SELLARS CREEK
QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.
PRIORITY DATE: 06/01/1918
POINT OF DIVERSION:

T02S R40E S18 NWSWNE 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 S18	NWNE	T02S R40E S18	SWNE
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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 150 range cattle.

Water Right 25-14031

SCANNED

OCT 15 2004

FILED

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 25-14031
Date Received: 2/9/2004
Receipt No: E004812
Received By: MHOLLIDAY

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

1. Name of Claimant(s)

GERALD KELLEY Phone:

1215 N 950 E
SHELLEY ID USA 83274

HELEN KELLEY Phone: (208)221-6047

1215 N 950 E
SHELLEY ID USA 83427

2. Date of Priority: 06/01/1918

3. Source: SPRINGS Trib. to: SELLARS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	40E	18	NW SW NE	BINGHAM	

5. Description of diverting works:

Spring box to stock troughs using pvc pipe

6. Water is used for the following purposes:

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

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

SCANNED
OCT 15 2004

FILED

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	40E	18	SW NW	NE NE	STOCKWATER 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:

Stockwater use is for 150 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 _____ 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): Linda Kelley Date: 2/09/03

Date:

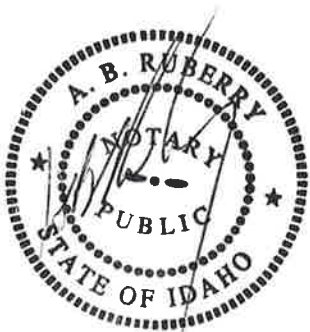
State of Idaho)
County of BONNEVILLE) SS.

Subscribed and sworn (or affirmed) before me this 9th
of FEB 2004 Aaron B. Ruberry

Notary Public

Residing at PO Box 80

My commission Expires 9/23/09



RECEIVED

SEP 17 2004

02/09/2004

Department of Water Resources
Eastern Region

NOTICE OF ERROR
REPLY

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: 25-14031

GERALD KELLEY
1215 N 950 E
SHELLEY ID 83274

HELEN KELLEY
1215 N 950 E
SHELLEY ID 83427
Telephone Number: (208)221-6047

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:

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

DATE:

9-9-04

SIGNATURE:

Gerald Kelley

Helen Kelley

Please print your name:

GERALD KELLEY & HELEN KELLEY

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

PROFILED

SCANNED
SEP 17 2004