

02/13/2004

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

RIGHT NUMBER: 27-4102

NAME AND ADDRESS: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID 83221-0308

SOURCE: BRUSH CREEK
RAWLINS CREEK

TRIBUTARY: BLACKFOOT RIVER
TRIBUTARY: BRUSH CREEK

QUANTITY: 0.070 CFS

PRIORITY DATE: 05/24/1947

POINT OF DIVERSION:

- S27 NE*
✓ T03S R39E ~~S33~~ SWSW Begin of Stream Flow Within BINGHAM County
✓ T03S R39E S33 ^{NW} SESE End of Stream Flow Within BINGHAM County
✓ T03S R39E S34 ^{NE} SESW Begin of Stream Flow Within BINGHAM County
T04S R39E S12 SWNE Within BINGHAM County

Rawlins Ck
Brush Ck

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/01	0.070 CFS
Stockwater use is for 2250 range cattle and 8000 sheep.		

PLACE OF USE:

STOCKWATER Within BINGHAM County

T03S R39E S33 SESE ✓
T03S R39E S34 SESW ✓
T04S R39E S27 SWSW ✓
T04S R39E S34 SWNW ✓

T03S R39E S34 NWSW ✓
T04S R39E S12 SWNE
T04S R39E S34 NWNW ✓

3S
3S

3S

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

CLAIM C/O TOM MOSS PLACE OF USE IS PART OF THE PARADISE
VALLEY ALLOTMENT - 11,840 ACRES.

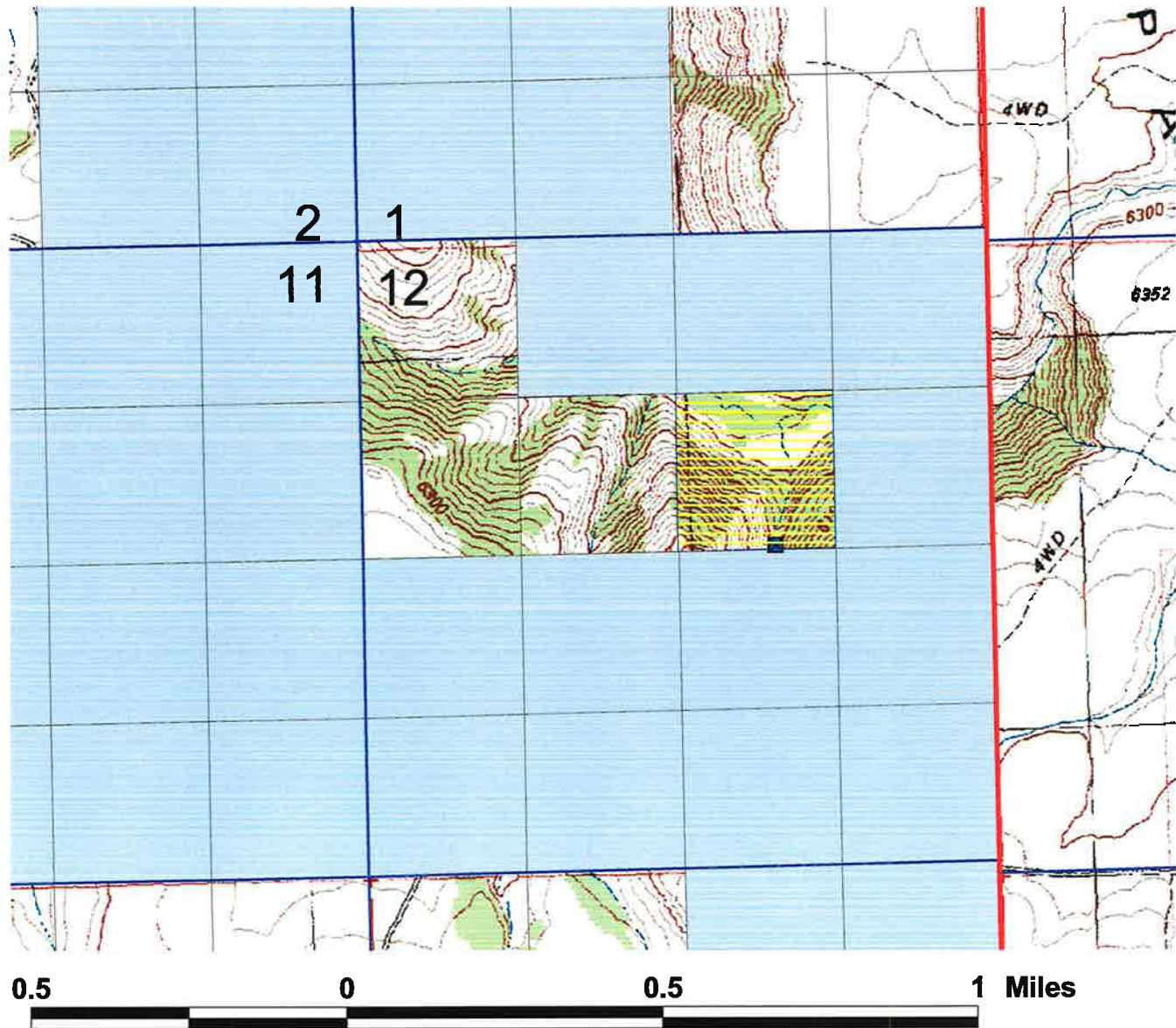
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Beneficial Use

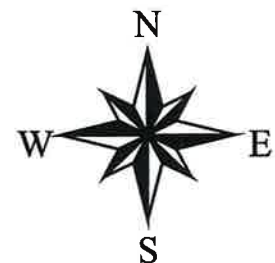
PROFILED

SCANNED
MAY 05 2005

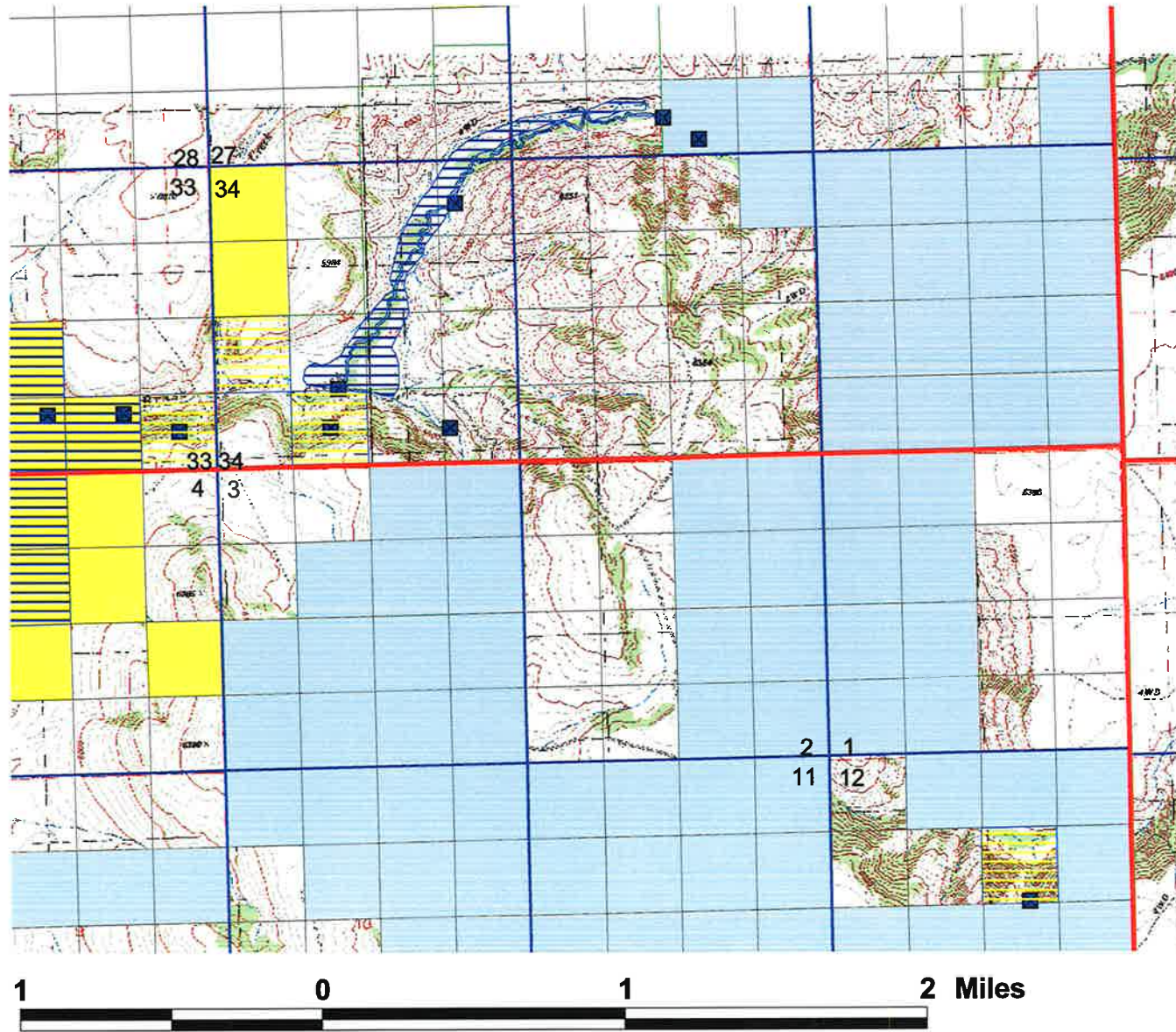
27-4102



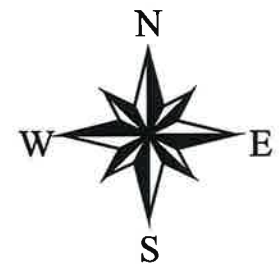
- Township/Range
- Sections
- Bonneville.shp
- Recommendation POU
- Bingham taxlots
- GCDB04S39E GCDB
- GCDB03S39E GCDB
- Recommendation POD
- Idown.shp
- Bureau of Land Management
- Bureau of Reclamation
- Corps of Engineers
- Department of Energy
- Tribal Lands
- Bankhead Jones Lands
- National Grasslands
- Military
- National Park Service
- National Wildlife Refuge
- Private
- State of Idaho
- Idaho Fish and Game
- Idaho Department of Parks and Recreation
- U.S. Forest Service



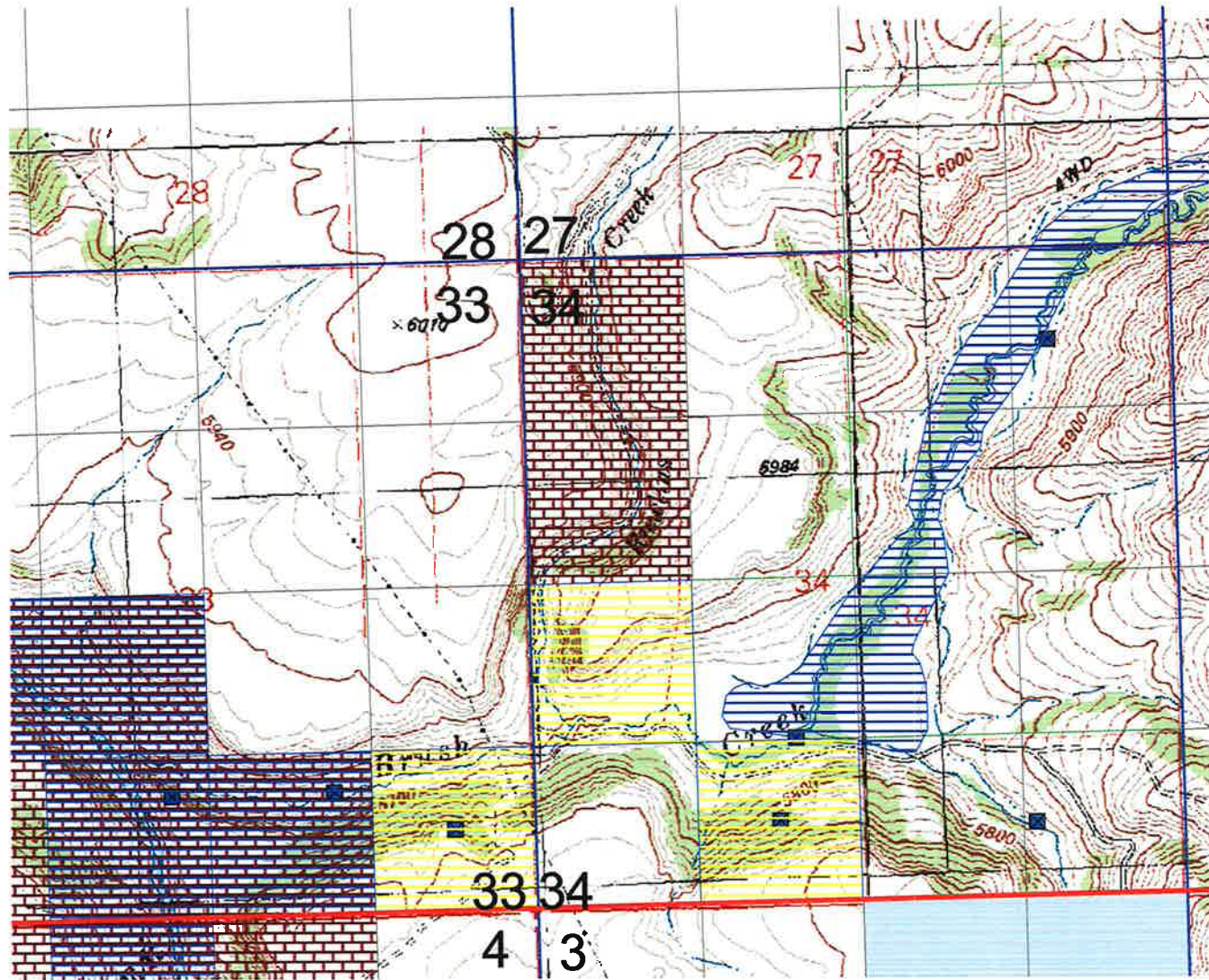
27-4102



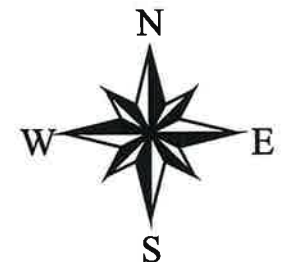
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- Bureau of Land Management
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27-4102

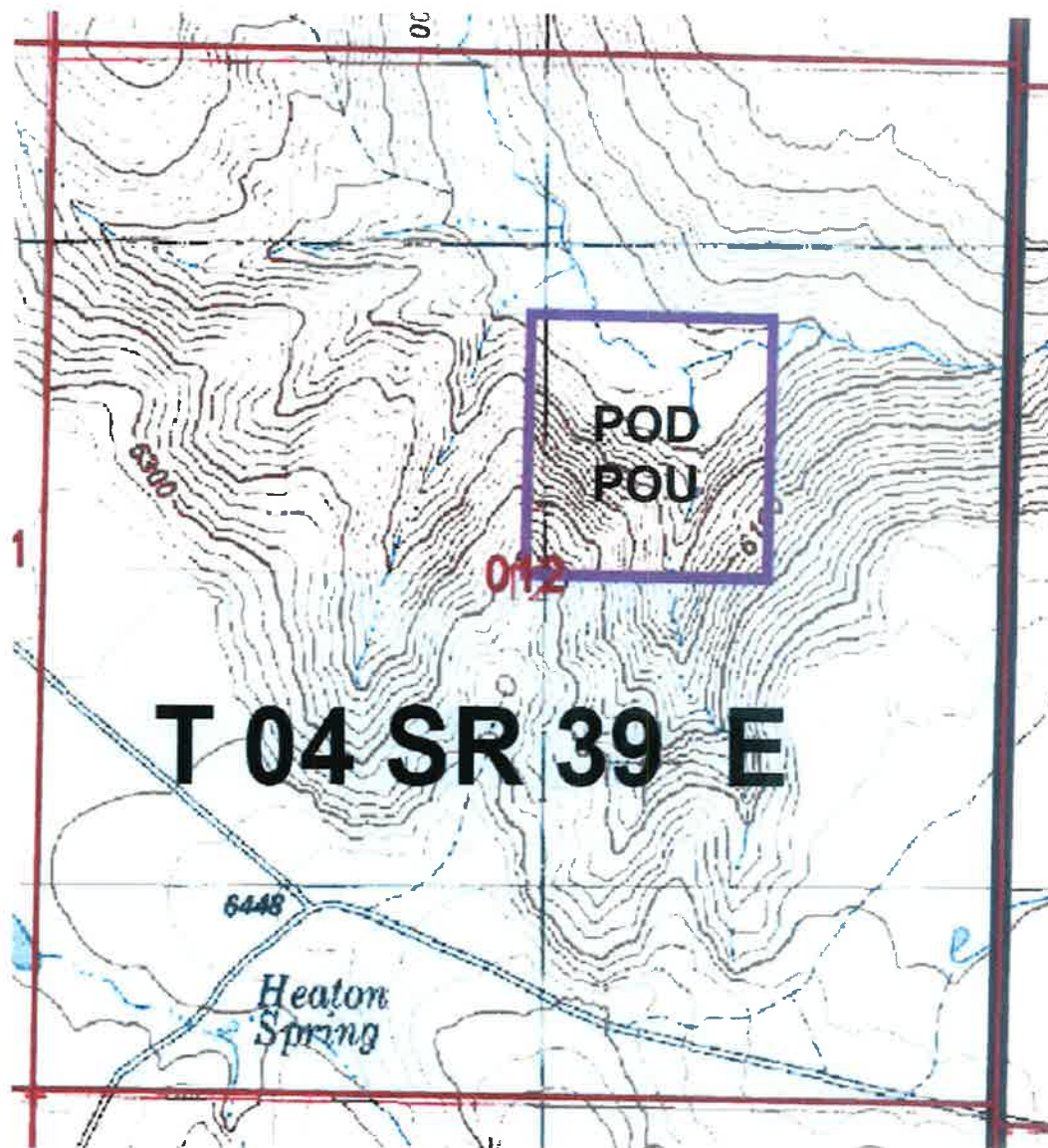


- Township/Range
- Sections
- Bonneville.shp
- Recommendation POU
- Bingham taxlots
- GCDB04S39E GCDB
- GCDB03S39E GCDB
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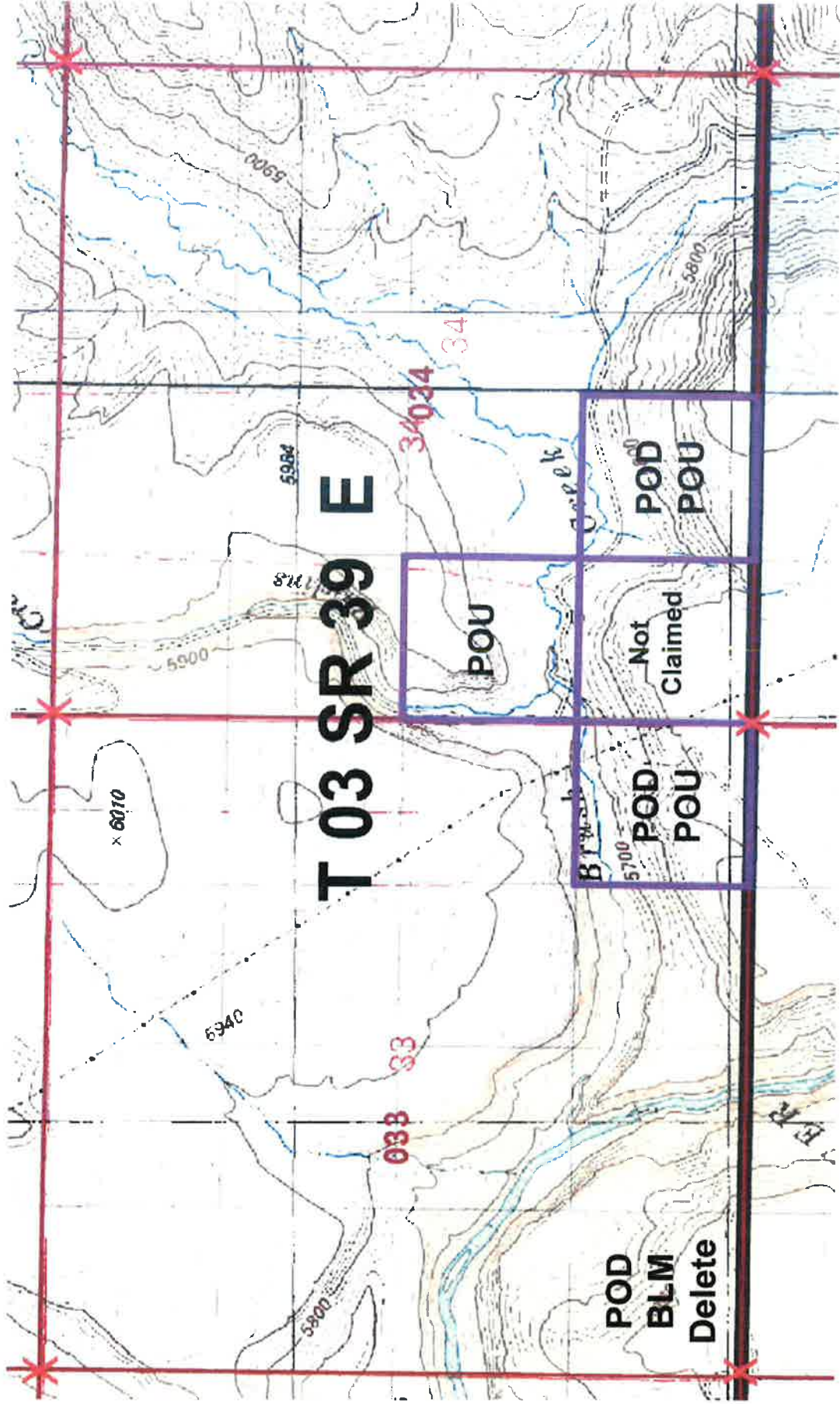


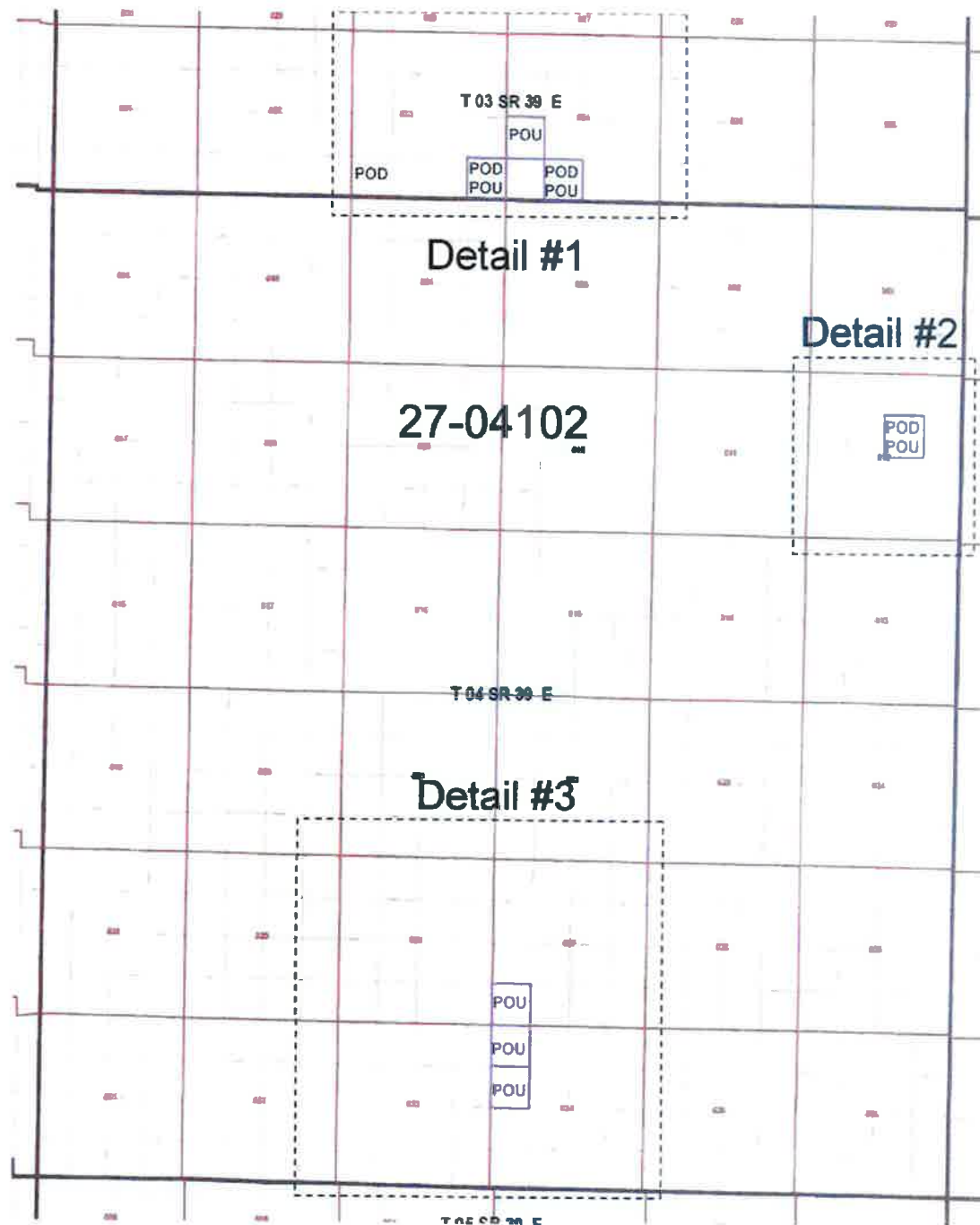
27-04102

Detail #2



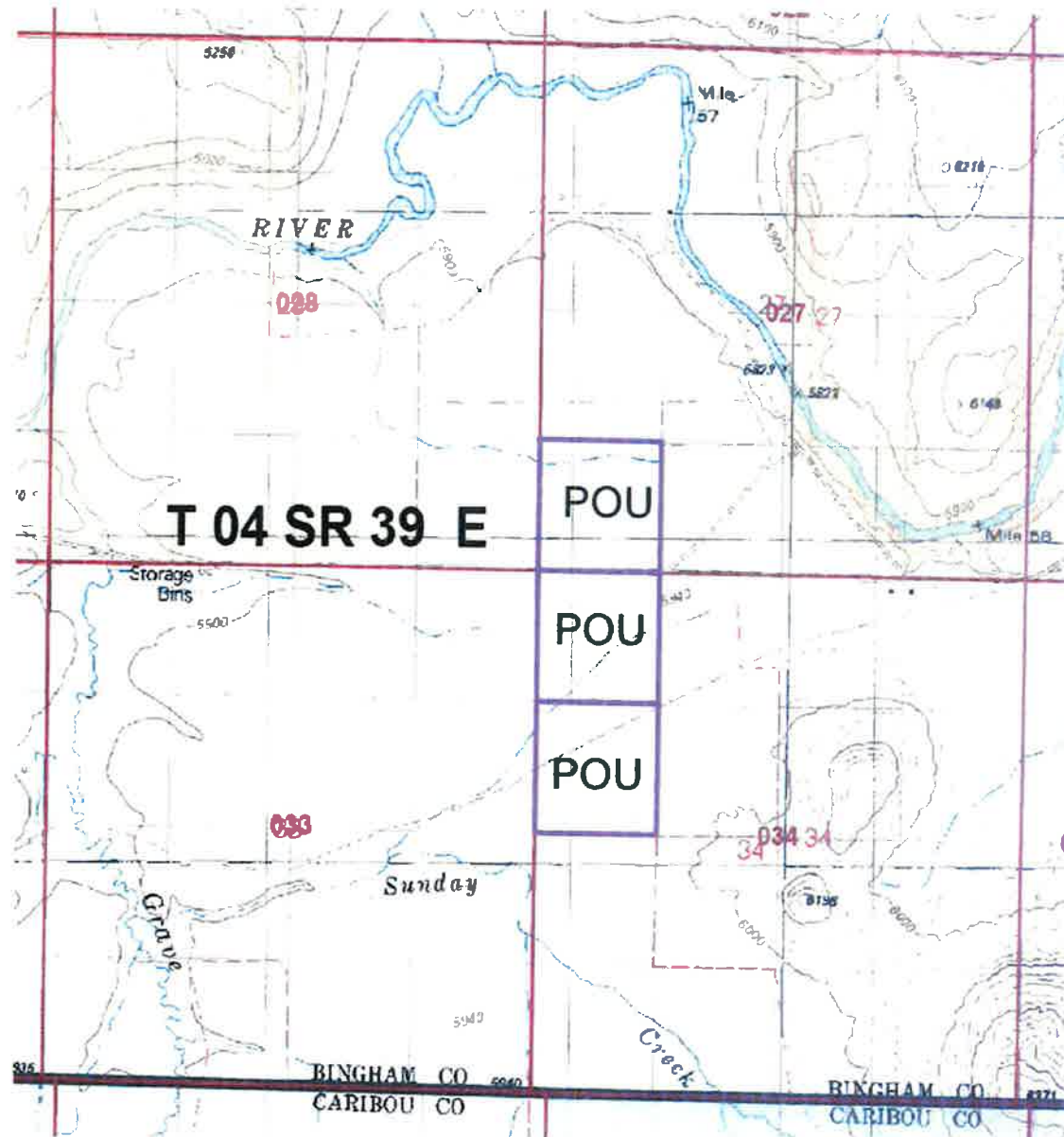
Detail #1





27-04102

Detail #3



06/27/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4102

NAME AND ADDRESS: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID 83221-0308

SOURCE: BRUSH CREEK
~~GARDEN CREEK~~
~~RAWLINS CREEK~~

TRIBUTARY: BLACKFOOT RIVER
TRIBUTARY: BRUSH CREEK
~~TRIBUTARY: BRUSH CREEK~~

QUANTITY: 0.020 CFS
7.30 AFY

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

PRIORITY DATE: 05/24/1947

POINT OF
DIVERSION:

T03S R39E S33 NWSESE End of Stream Flow Within BINGHAM County
T03S R39E S34 NWNWSW Begin of Stream Flow Within BINGHAM County
T03S R39E S34 NESESW End of Stream Flow Within BINGHAM County
T03S R39E S34 NESESW Begin of Stream Flow Within BINGHAM County
T03S R39E S34 SWSESE Begin of Stream Flow Within BINGHAM County
T04S R39E S12 SWNE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05/10 11/10	0.020 CFS 7.30 AFY

PLACE OF USE: STOCKWATER in BINGHAM County

T03S R39E S33	SESE ✓	T03S R39E S34	NWSW ✓
T03S R39E S34	SWSW	T03S R39E S34	SESW ✓
T03S R39E S34	SWSE	T03S R39E S34	SESE
T04S R39E S12	SWNE ✓		

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: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 2250 range cattle and 8000 sheep.

PLACE OF USE IS PART OF THE PARADISE VALLEY ALLOTMENT.

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4102

NAME AND ADDRESS: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID 83221-0308

SOURCE: BRUSH CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: ~~0.070 CFS~~
~~24.40 AFY~~

PRIORITY DATE: 05/24/1947

POINT OF
DIVERSION:

T03S R39E S33 SESE End of Stream Flow Within BINGHAM County
T03S R39E S34 NWSW Begin of Stream Flow Within BINGHAM County
T03S R39E S34 SESW Begin of Stream Flow Within BINGHAM County
T03S R39E S34 SESW End of Stream Flow Within BINGHAM County
T03S R39E S34 SESE Begin of Stream Flow Within BINGHAM County
T04S R39E S12 SWNE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	~~05/01 11/01~~	~~0.070 CFS~~ ~~24.40 AFY~~
~~Stockwater use is for 2250 range cattle and 8000 sheep.~~		

PLACE OF USE: STOCKWATER in BINGHAM County

T03S R39E S33	SESE ✓	T03S R39E S34	NWSW ✓
T03S R39E S34	SESW ✓	T04S R39E S12	SWNE ✓
~~T04S R39E S34~~	~~SWSW~~	~~T04S R39E S34~~	~~SWSE~~
~~T04S R39E S34~~	~~SESE~~		

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

~~The quantity of water decreed for this water right 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.

~~PLACE OF USE IS PART OF THE PARADISE VALLEY ELLOTMENT.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - ~~Statutory Claim~~

Sent to Ray Williams
DK 4-7-08

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 27-4102
Date Received: 5/22/1989
Receipt No: E007766
Received By:

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

RECEIVED

FEB 26 2008

DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant(s)

EASTERN IDAHO GRAZING ASSN Phone: (208)785-6597
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID USA 83221-0308

2. Date of Priority: 05/24/1947

3. Source: BRUSH CREEK Trib. to: BLACKFOOT RIVER
RAWLINS CREEK Trib. to: BRUSH CREEK
GARDEN CREEK Trib. to: BRUSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	39E	12	SW NE ✓	BINGHAM	Linked ✓
03S	39E	34	SE SE ✓	BINGHAM	Linked Beginning Point ✓
03S	39E	34	SE SW ✓	BINGHAM	Linked Ending Point ✓
03S	39E	34	SE SW ✓	BINGHAM	Linked Beginning Point ✓
03S	39E	34	NW SW ✓	BINGHAM	Linked Beginning Point ✓
03S	39E	33	SE SE ✓	BINGHAM	Linked Ending Point ✓

5. Description of diverting works:

STOCK DRINK DIRECTLY FROM STREAMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	A.F.A
STOCKWATER	05/10	11/10	0.07	24.40

7. Total Quantity Appropriated is:
0.07 C.F.S. 24.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

390342

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03S	39E	33✓	SE	SE✓	STOCKWATER	
03S	39E	34	NW	SW✓	STOCKWATER	
			SW	SW✓	STOCKWATER	
			SE	SW✓	STOCKWATER	
			SW	SE✓	STOCKWATER	
			SE	SE	STOCKWATER	
04S	39E	12	SW	NE✓	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 2250 range cattle and 8000 sheep.

PLACE OF USE IS PART OF THE BRUSH CREEK ALLOTMENT.

15. Basis of Claim: BENEFICIAL USE

SRBA

SUBCASE SUMMARY REPORT 27-04102

[Return to SRBA Home Page](#)SRBA
03-17-2008

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 27-04102 FILE#: 00334
CLAIMANT: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308BLACKFOOT ID 83221
STATUS: MOT:LATE/AMEND CLAIM SPECIAL MASTER: BILYEU, BRIGETTE
WATER SOURCE: BRUSH CREEK TRIBUTARY: BLACKFOOT RIVER
ISSUES: QUANTITY OF WATER USED
0
PRIORITY DATE
POINT(S) OF DIVERSION DESCRIPTION****** PARTIES INVOLVED ******EASTERN IDAHO GRAZING ASSN C PRO SE
SHOSHONE-BANNOCK TRIBES O ATTY: JEANETTE WOLFLEY
STATE OF IDAHO R ATTY: NATURAL RESOURCES DIV CHIEF
UNITED STATES OF AMERICA O ATTY: US DEPARTMENT OF JUSTICE****** ROA ENTRIES ******

03-09-2006	OBJ 01 F/B SHOSHONE-BANNOCK TRIBES	RB	05-19-2006	0001
03-17-2006	OBJ 02 F/B UNITED STATES OF AMERICA			0002
04-24-2006	RESPONSE TO OBJ 0001 F/B STATE OF IDAHO			0001
06-02-2006	ORIGINAL NOTICE OF CLAIM			
06-30-2006	INITIAL HEARING SET	1S	07-25-2006	0900
07-25-2006	HEARING HELD	HH	07-25-2006	0900
07-25-2006	MINUTES			
08-25-2006	ORDER SETTING SETTLEMENT MEETINGS			
11-29-2006	ORDER SETTING STATUS CONFERENCE	US	12-13-2006	0300
12-13-2006	HEARING HELD	HH	12-13-2006	0300
12-13-2006	MINUTES			
12-21-2006	TRIAL SCHEDULING ORDER			
12-21-2006	DEADLINE TO JOIN PARTIES, AMEND PLEADINGS, AND MOTION TO CONSOLIDATE	ZS	01-31-2007	0445
12-21-2006	DEADLINE TO FILE STANDARD FORM 5	ZS	03-30-2007	0445
12-21-2006	DEADLINE FOR DISCOVERY TO BE COMPLETED	ZS	04-30-2007	0445
12-21-2006	DEADLINE TO FILE MOTION FOR SUMMARY JUDGMENT	ZS	05-11-2007	0445
12-21-2006	SUMMARY JUDGMENT HEARING	HS	06-20-2007	0130
12-21-2006	SCHEDULING CONFERENCE	SS	08-22-2007	0130
05-04-2007	JOINT MOTION TO AMEND TRIAL SCHEDULE ORDER AND REQUEST FOR EXPEDITED HEARING	MF	05-04-2007	
05-04-2007	AFFIDAVIT OF DAVID B SHAW DATED MAY 3, 2007			
05-04-2007	NOTICE OF HEARING	HS	05-10-2007	1100
05-10-2007	HEARING HELD	HH	05-10-2007	1100
05-10-2007	MINUTES			

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

A. Subcase 27-04102
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Eastern Idaho Grazing Assn.
Address: P.O. Box 308; Blackfoot, Idaho 83221-0308
Name: c/o Wendy Pratt
Address: ;
Name: ;
Address: ;
Name: ;
Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☒ **Priority Date**
Should be: See attached.
5. ☒ **Point(s) of Diversion**
Should be: See attached.
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☐ **Place of Use**
Should be:
11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

There is no evidence that the claimant, or his predecessors, satisfied the test for a valid appropriation of water, where point(s) of diversion and/or place(s) of use are designated on federal public land. The claimant does not have a valid water right with the elements as recommended. Perhaps this is a typographical error.

F.

VERIFICATION (Must be Completed)

State of Idaho

)
) ss.

County of ADA

)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

David W. Price for LAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

March 15, 2006
Linda C. Buck
Linda C. Buck



Notary Public for Idaho
Residing at: Mountain Home,
My Commission Expires: 12-21-2011

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on 3-16, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

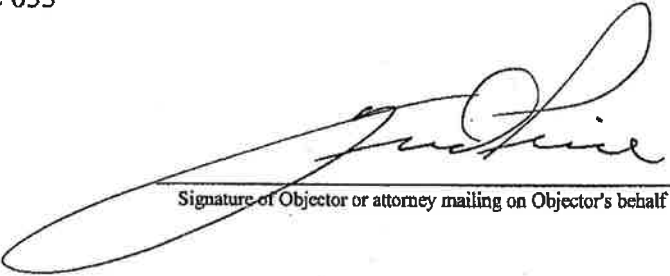
Name: Eastern Idaho Grazing Assn.
Address: P.O. Box 308; Blackfoot, Idaho 83221-0308
Name: c/o Wendy Pratt
Address: ;
Name: ;
Address: ;
Name: ;
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

11/09/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4102
NAME AND ADDRESS: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID 83221-0308

POD on BLM:
-Point of Diversion on BLM
appears to be a typo.

SOURCE: BRUSH CREEK
RAWLINS CREEK

TRIBUTARY: BLACKFOOT RIVER
TRIBUTARY: BRUSH CREEK

QUANTITY: 0.070 CFS

PRIORITY DATE: 05/24/1947

POINT OF
DIVERSION:

T03S R39E S33 SWSW Begin of Stream Flow Within BINGHAM County
T03S R39E S33 SESE End of Stream Flow Within BINGHAM County
T03S R39E S34 SESW Begin of Stream Flow Within BINGHAM County
T04S R39E S12 SWNE Within BINGHAM County

BLM

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/01	0.070 CFS
Stockwater use is for 2250 range cattle and 8000 sheep.		

PLACE OF USE:

STOCKWATER Within BINGHAM County

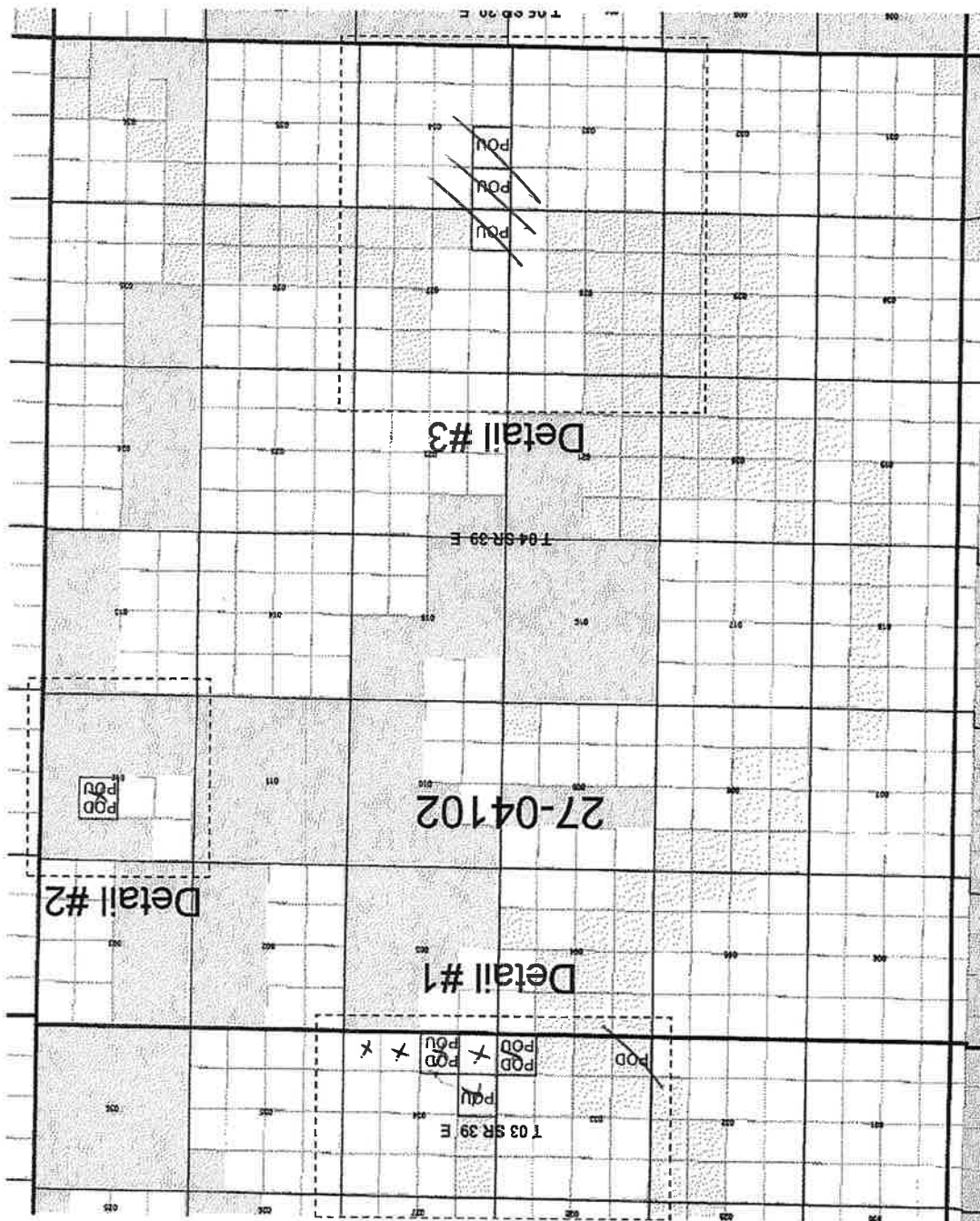
T03S R39E S33	SESE ✓	T03S R39E S34	NWSW ✓
T03S R39E S34	SESW ✓	T04S R39E S12	SWNE ✓
T04S R39E S27	SWSW	T04S R39E S34	NWNW
T04S R39E S34	SNNW		

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

CLAIM C/O TOM MOSS PLACE OF USE IS PART OF THE PARADISE
VALLEY ALLOTMENT - 11,840 ACRES.

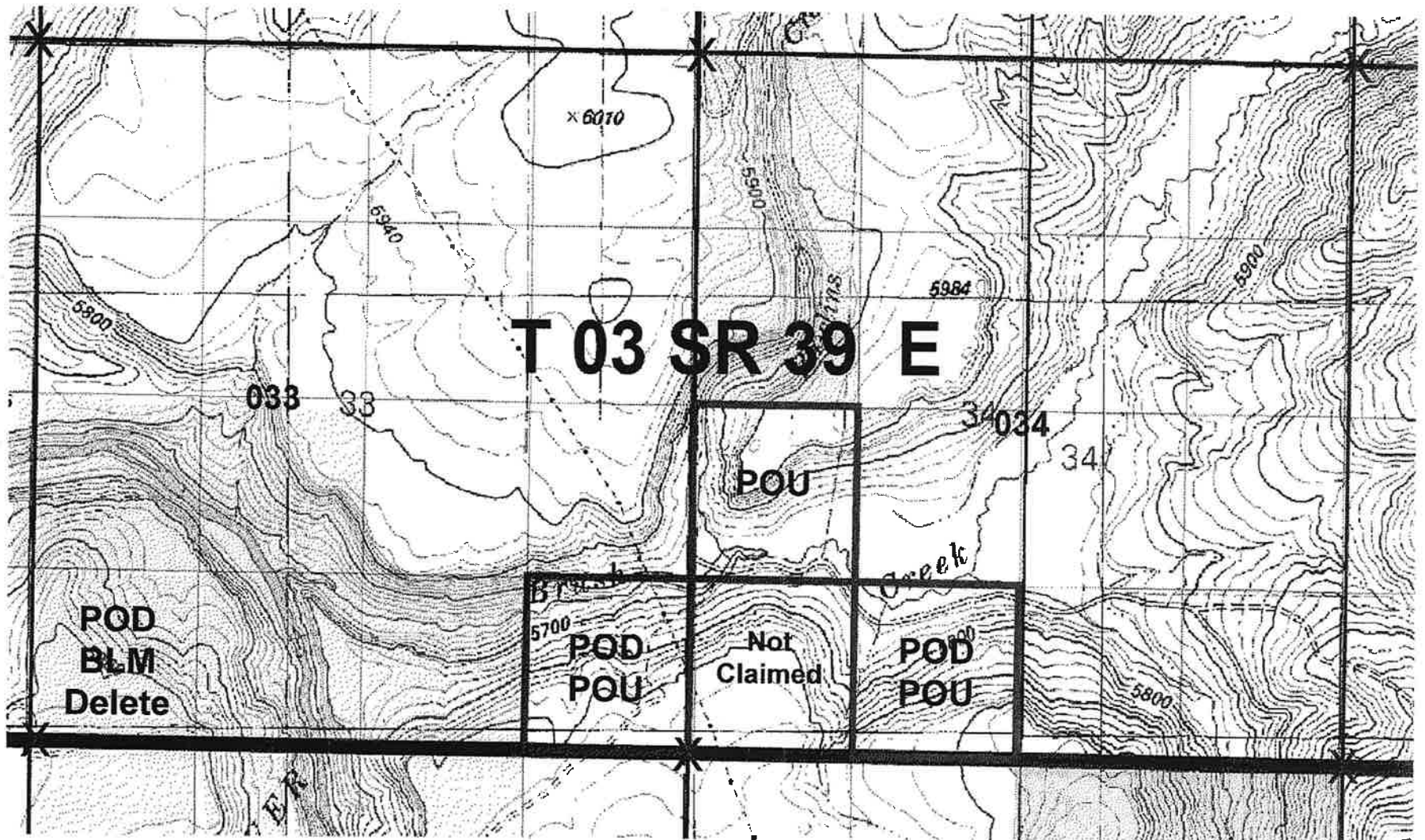
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the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



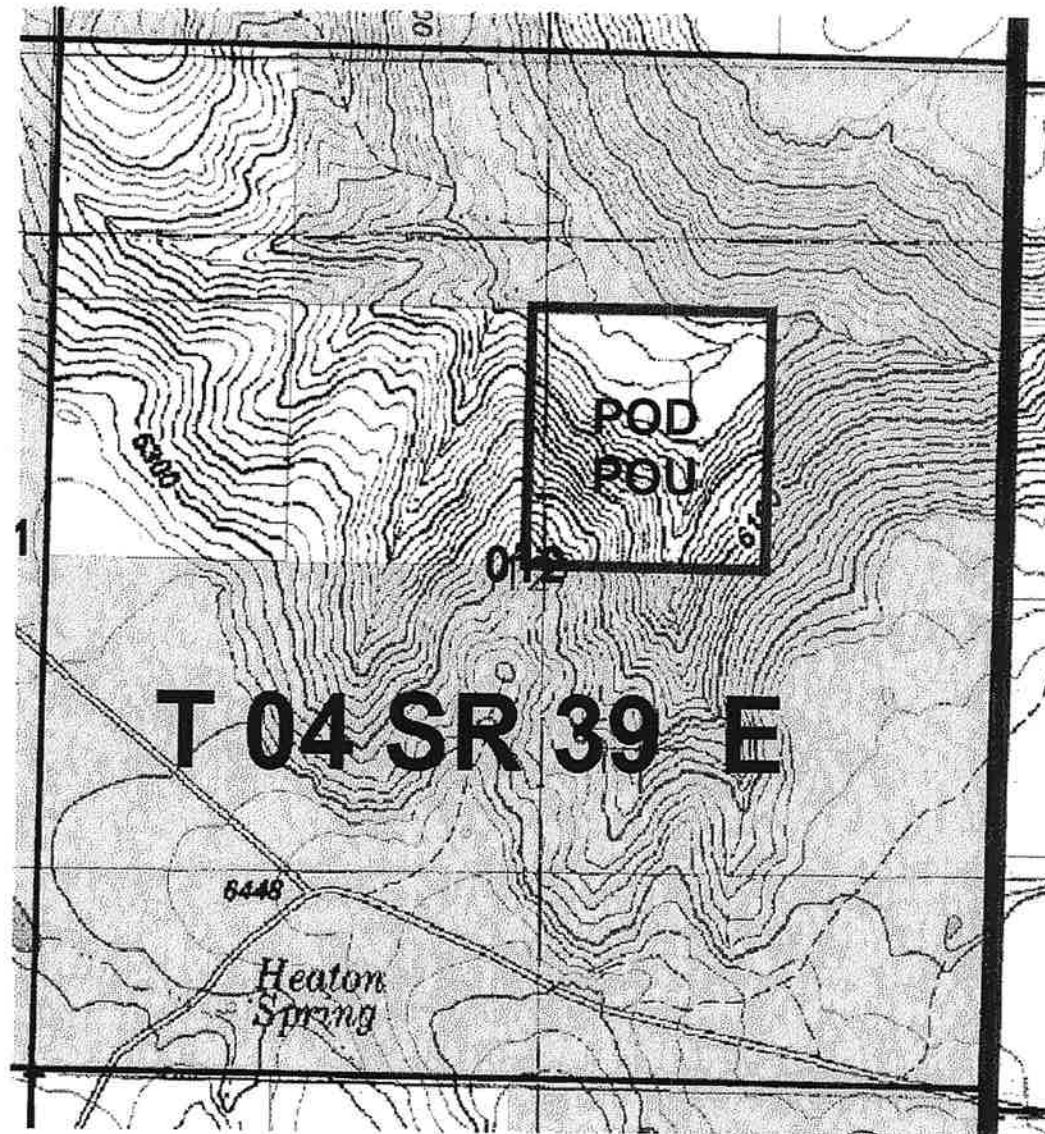
27-04102

Detail #1



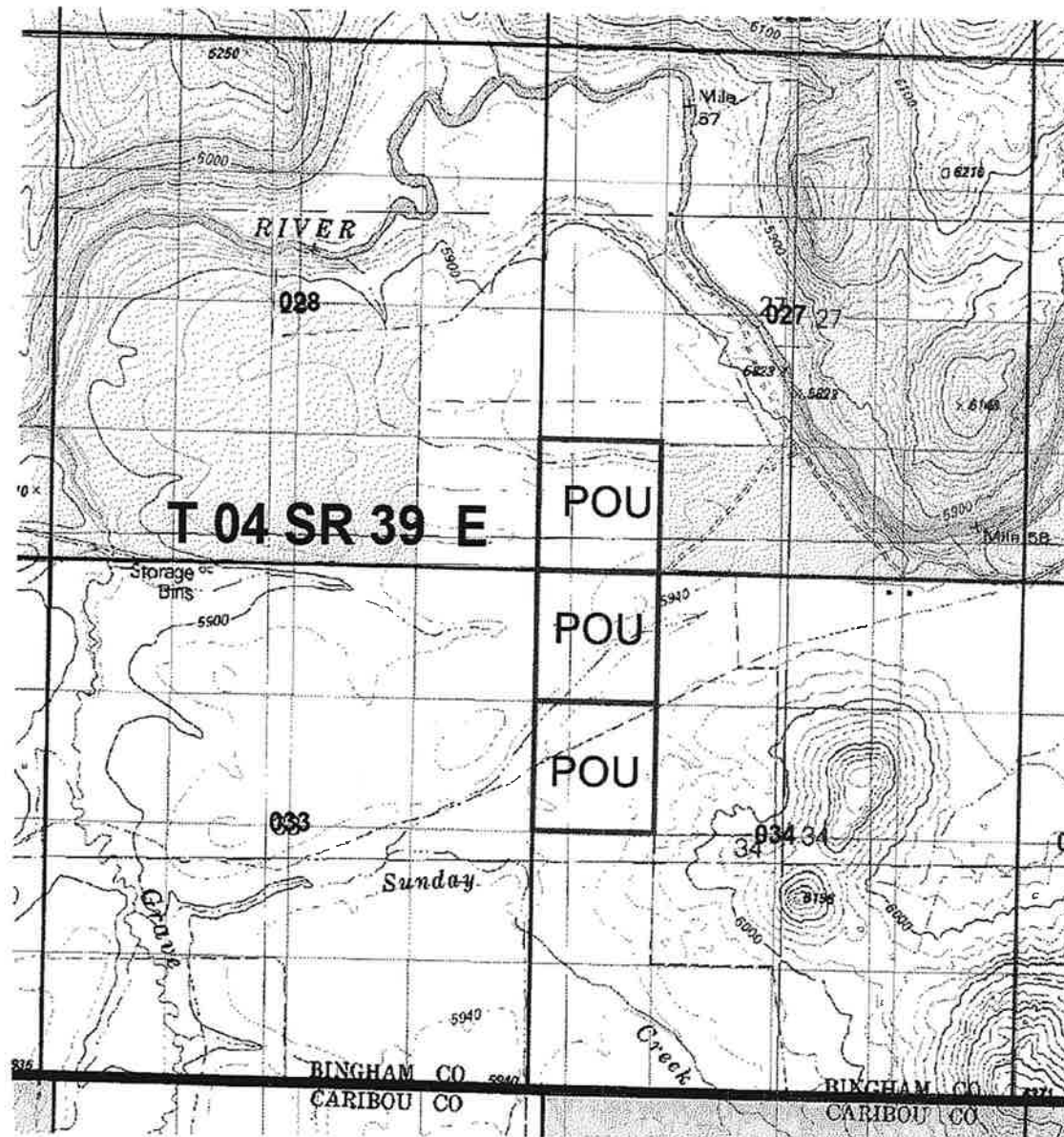
27-04102

Detail #2



27-04102

Detail #3



POCATELLO RAY

25-49 F

[illegible]

ID: 29265 PK WD to BLM NOE until order issues
 Sec 33: SWSW
 Sec 34: WZNW

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
2000	

USE PLATT

Results **Mean** **SD**

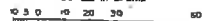
T. 39

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-

WARNING STATEMENT
This plan is the Bureau's Revised of Title, and should be used only as a graphic display of the township survey data. Persons herein do not reflect title changes which may have been effected by federal governments of others or other bodies of water. Refer to the enclosed agency for official survey information.

WARNING STATEMENT

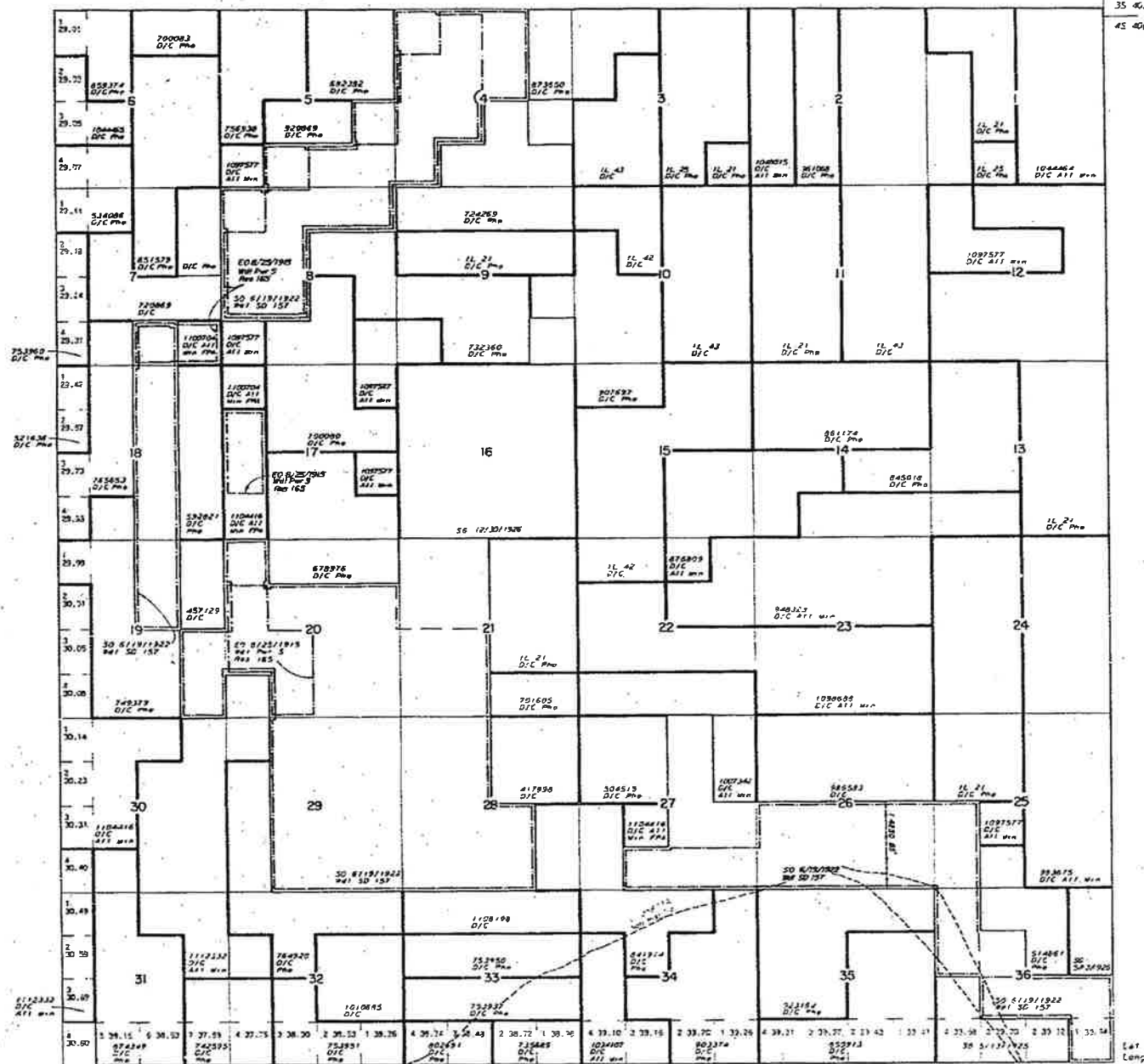
SCALE in Chords



ED 161319-2
NOT FOR PUBLICATION

BINGHAM COUNTY ON
IDAHO FALLS DISTRICT SEC 15
POCATELLO RAH

MT PLAT

[illegible]

SD 12/19/1922 Open to Entry Subj. to Sec 24 FPA
Per 5 Res 165 EO 8/25/1915

Sec 4: MEJWS, SJWWS, WJWSJ
Sec 5: SJWSJ
Sec 7: SJWSJ
Sec 8: WJWSJ, MEJWS, SJWWS, WJWSJ, SJWSJ
Sec 17: SJWWS, WJWSJ
Sec 20: SJWWS

SD 5/1/1922 Open to Entry Subj to Sec 24 FPA Part
5 Res 165 EO 8/25/1913
Sec 20: NW 1/4 SW 1/4, SE 1/4 SW 1/4

25873A Natl Hist Transl

Historical information only, does not denote
public access

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
NOV 15 2000	

USE PLAYS.

Lat 43°21'39" N
Long 111°47' 0"

Going 2007

T. 4S
R. 39E

55.

13.

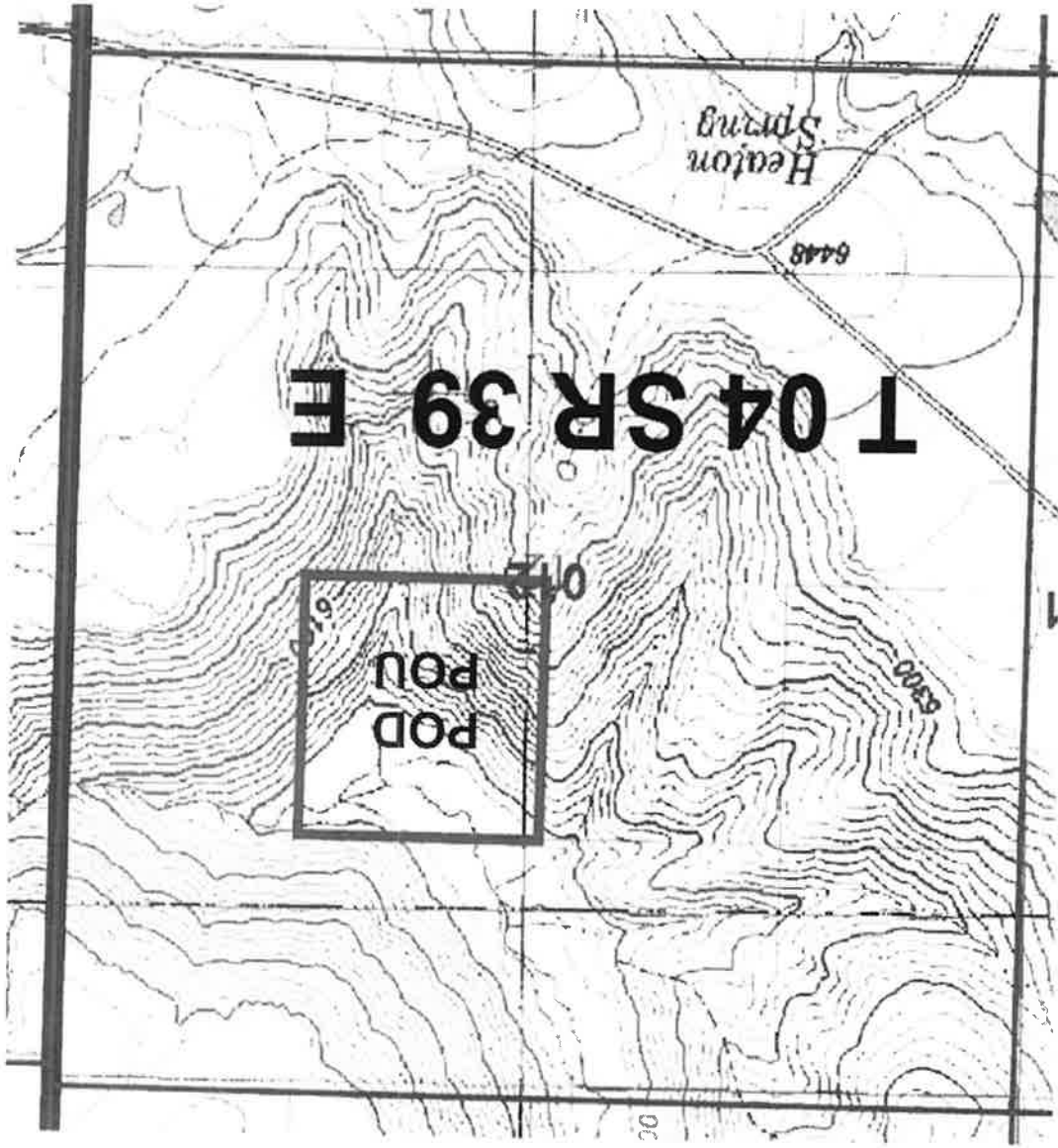
11

82

2.8

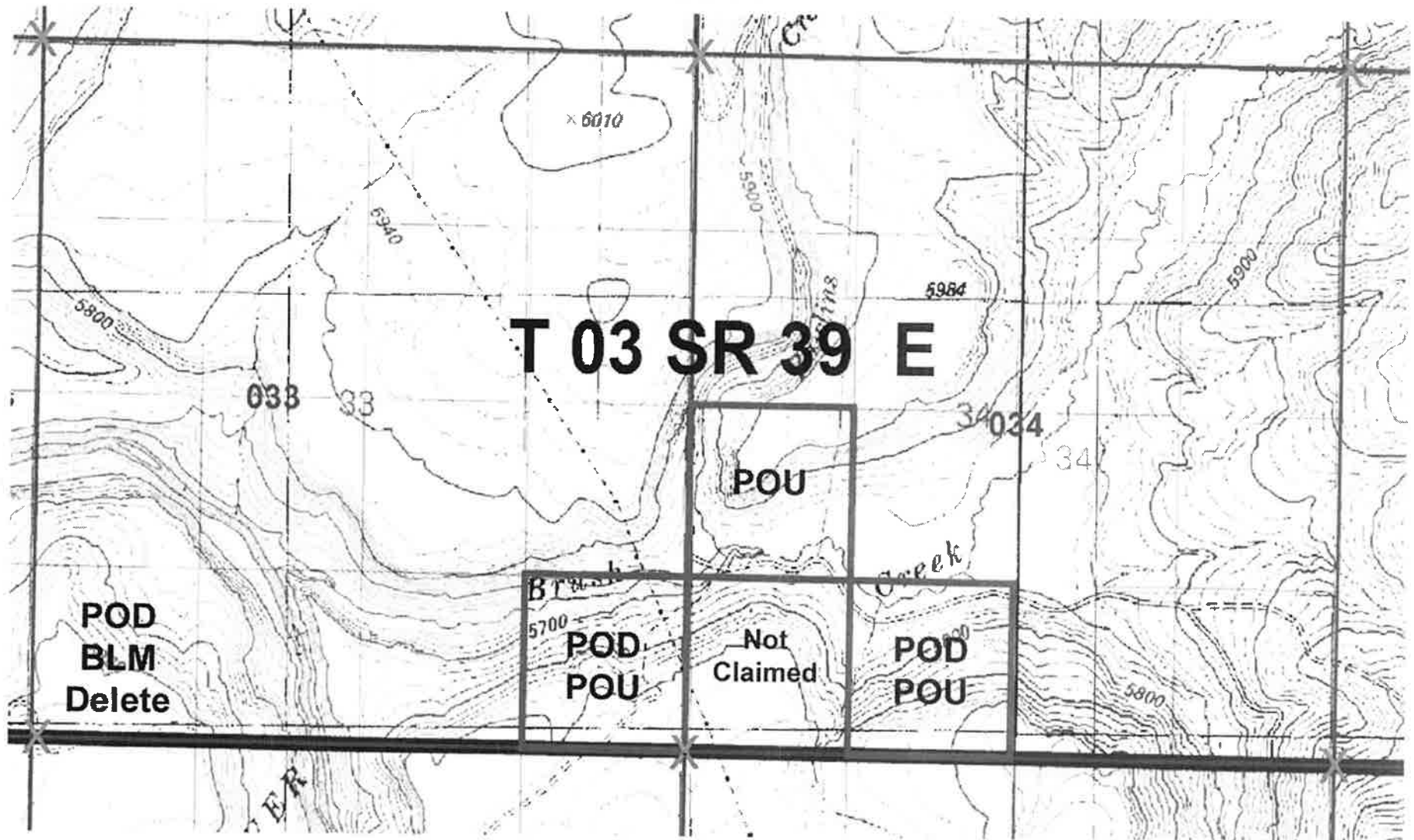
11

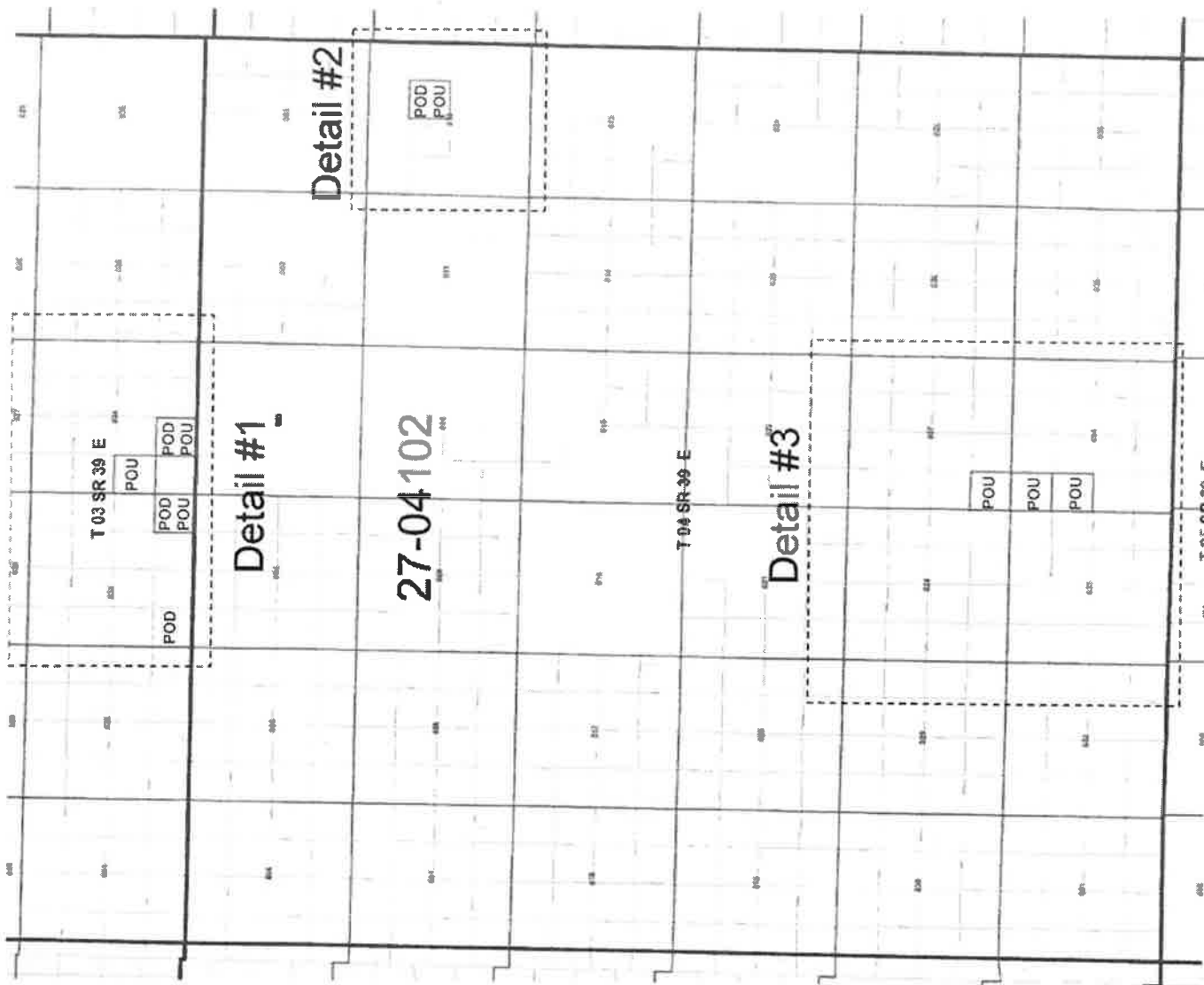
27-04102
Detail #2



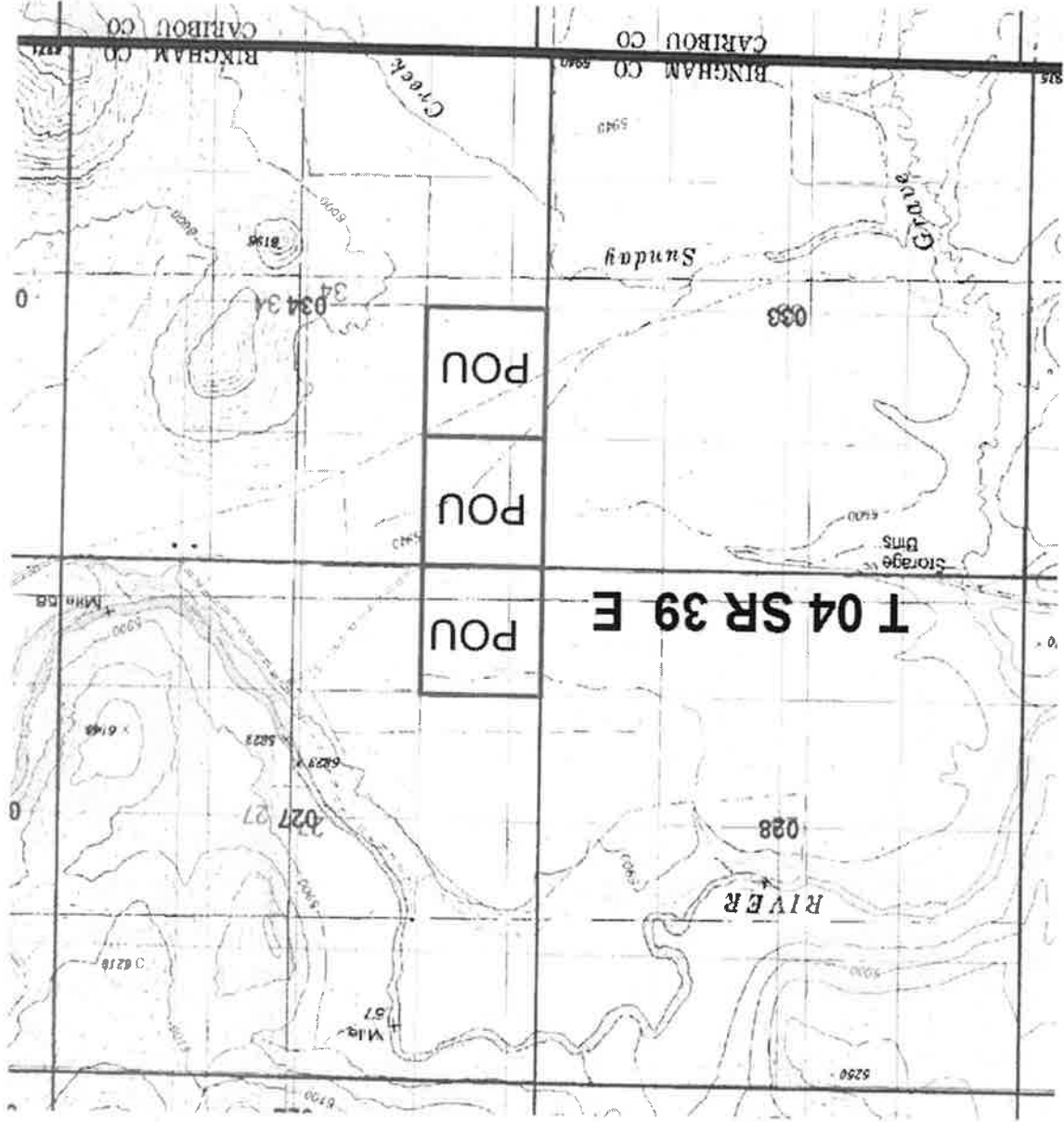
27-04102

Detail #1





27-04102
Detail #3



11/15/07. I called and spoke with Wendy Pratt.

- Should be instream stock watering
- If POU in the NWNW of Sec 34 R39E. T4S is changed to T3S, then it puts the POU on BLM Ground.

- Bingham Co. taxlot. doesn't show Spatial Ownership

Verify: { T4S R39E Sec 12. SWNE -
T3S R39E Sec. 33 SESE.
T3S R39E Sec 27 SWSW.

Bingham Co?
Do they own?

- SFS from Shoshone. Bannock tribe?

Claimed POD's.

Sec 12, doesn't have a begin/end point.

Sec. 33 Should be 27?

- May need to file an SF4.

Number of Stock.

of Days in SOU.

- Wendy's supposed to talk with the president and get back to me.

Over -

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4102

NAME AND ADDRESS: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID 83221-0308

SOURCE: BRUSH CREEK
GARDEN CREEK
RAWLINS CREEK

TRIBUTARY: BLACKFOOT RIVER
TRIBUTARY: BRUSH CREEK
TRIBUTARY: BRUSH CREEK

QUANTITY: 0.020 CFS ~~0.070 CFS~~
7.30 AFY ~~24.40 AFY~~

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

PRIORITY DATE: 05/24/1947

POINT OF
DIVERSION:

T03S R39E S33 NWSESE End of Stream Flow Within BINGHAM County
T03S R39E S34 NWNWSW Begin of Stream Flow Within BINGHAM County
T03S R39E S34 NESESW End of Stream Flow Within BINGHAM County
T03S R39E S34 NESESW Begin of Stream Flow Within BINGHAM County
T03S R39E S34 SWSESE Begin of Stream Flow Within BINGHAM County
T04S R39E S12 SWNE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE:	PERIOD OF USE:	QUANTITY:
STOCKWATER	<u>05/10 11/10</u>	<u>0.020 CFS 7.30 AFY</u>
	~~05/10 11/01~~	~~0.070 CFS 24.40 AFY~~

~~Stockwater use is for 2250 range cattle and 8000 sheep.~~

PLACE OF USE: STOCKWATER in BINGHAM County

T03S R39E S33	SESE	T03S R39E S34	NWSW
~~T04S~~ <u>T03S</u> R39E S34	SWSW	T03S R39E S34	SESW
~~T04S~~ <u>T03S</u> R39E S34	SWSE	~~T04S~~ <u>T03S</u> R39E S34	SESE
T04S R39E S12	SWNE		

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.~~

~~PLACE OF USE IS PART OF THE PARADISE VALLEY ELLOTMENT.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use ~~Statutory Claim~~

Stockwater use is for 2250 range cattle and 8000 sheep.

PLACE OF USE IS PART OF THE PARADISE VALLEY ALLOTMENT.

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 27-4102
Date Received: 5/22/1989
Receipt No: E007766
Received By:

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

RECEIVED

FEB 26 2008

DEPARTMENT OF
WATER RESOURCES

BASIS
PD
SOURCE
DATE Q
CONDITIONS

1. Name of Claimant(s)

EASTERN IDAHO GRAZING ASSN Phone: (208)785-6597
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID USA 83221-0308

2. Date of Priority: 05/24/1947

3. Source: BRUSH CREEK Trib. to: BLACKFOOT RIVER
RAWLINS CREEK Trib. to: BRUSH CREEK
GARDEN CREEK Trib. to: BRUSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
BRUSH 04S	39E	12	SW NE 718481	BINGHAM	✓
GARDEN 03S	39E	34	SW SE SE 718484	BINGHAM	✓ Beginning Point
GARDEN 03S	39E	34	NE SE SW 718491	BINGHAM	✓ Ending Point
BRUSH 03S	39E	34	NE SE SW 718492	BINGHAM	✓ Beginning Point
RAWLINS 03S	39E	34	NW NW SW 718493	BINGHAM	Beginning Point
BRUSH 03S	39E	33	NW SE SE 718483	BINGHAM	Ending Point

5. Description of diverting works:

STOCK DRINK DIRECTLY FROM STREAMS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	A.F.A
STOCKWATER	05/10	11/10	0.07	24.40

7. Total Quantity Appropriated is:
0.07 C.F.S. 24.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03S	39E	33	SE	SE ✓	STOCKWATER	
03S	39E	34	NW	SW	STOCKWATER	
			SW	SW	STOCKWATER	
			SE	SW	STOCKWATER	
			SW	SE	STOCKWATER	
			SE	SE	STOCKWATER	
04S	39E	12	SW	NE ✓	STOCKWATER	

743324

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 2250 range cattle and 8000 sheep.

PLACE OF USE IS PART OF THE BRUSH CREEK ALLOTMENT.

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ Secretary _____ of
Title
_____ Eastern Idaho Grazing Assn _____, that I have signed the foregoing
Organization
document in the space below as _____ Secretary _____ of
Title
_____ Eastern Idaho Grazing Assn _____ and that the statements contained in the
Organization
foregoing document are true and correct.

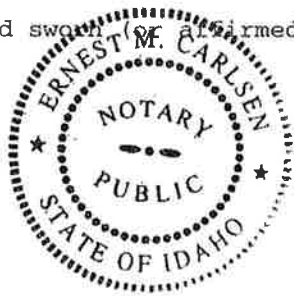
Wendy B Pratt
Signature of Authorized Agent

Secretary, Eastern Idaho Grazing Assn.
Title and Organization

February 14, 2008
Date

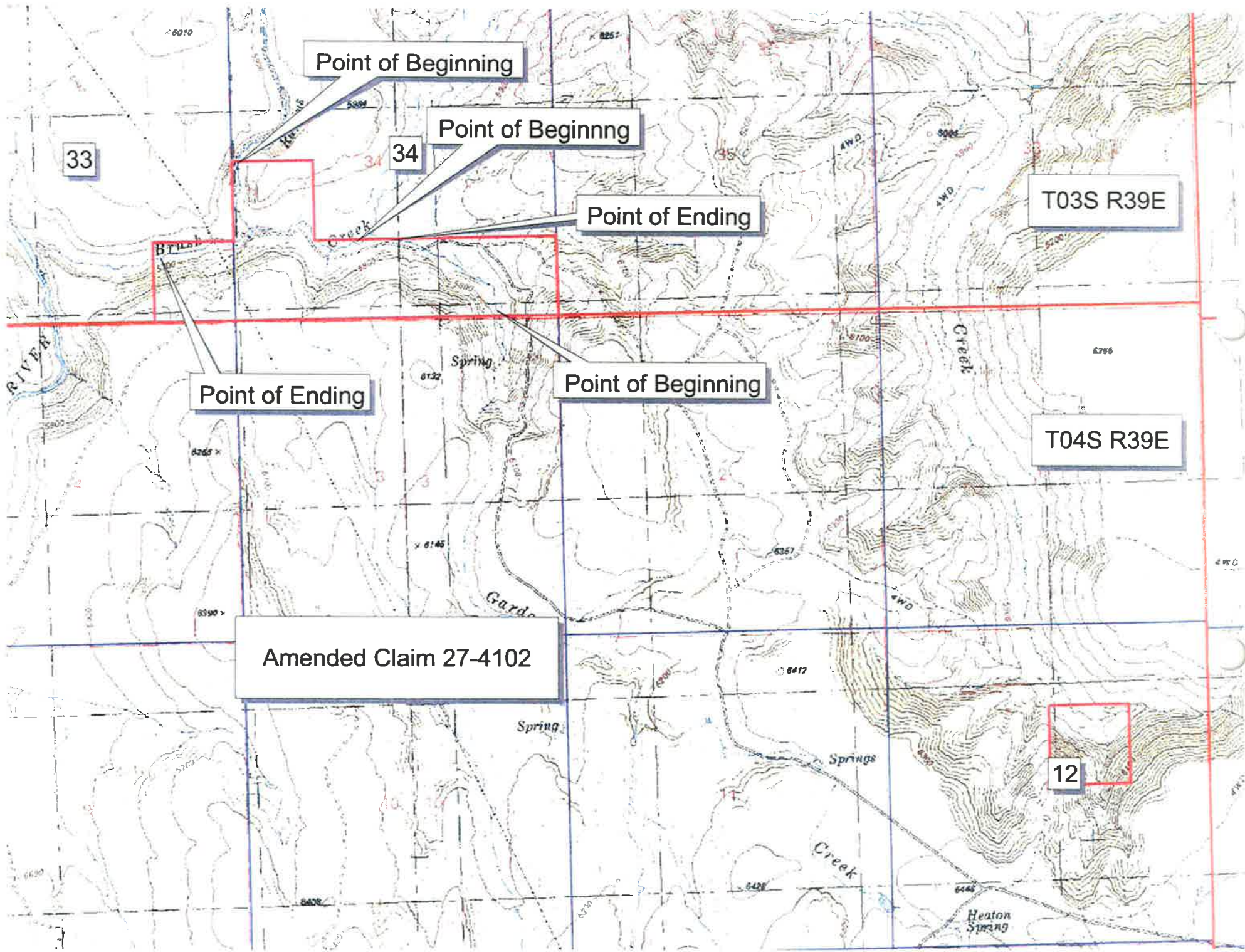
State of Idaho)
County of Bonneville) SS.
)

Subscribed and sworn (or affirmed) before me this 14th of February 2008.



Ernest M Carlsen
Notary Public

Residing at _____ Idaho Falls, ID
My commission Expires 8-21-2009



Point of Beginning

Point of Beginning

Point of Ending

T03S R39E

Point of Ending

Point of Beginning

T04S R39E

Amended Claim 27-4102

12

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4102
NAME AND ADDRESS: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID 83221-0308

SOURCE: BRUSH CREEK TRIBUTARY: BLACKFOOT RIVER
RAWLINS CREEK TRIBUTARY: BRUSH CREEK

QUANTITY: 0.070 CFS

PRIORITY DATE: 05/24/1947

POINT OF
DIVERSION: T03S R39E S33 SWSW Begin of Stream Flow Within BINGHAM County
T03S R39E S33 SESE End of Stream Flow Within BINGHAM County
T03S R39E S34 SESW Begin of Stream Flow Within BINGHAM County
T04S R39E S12 SWNE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/01	0.070 CFS
Stockwater use is for 2250 range cattle and 8000 sheep.		

PLACE OF USE: STOCKWATER Within BINGHAM County

T03S R39E S33	SESE	T03S R39E S34	NWSW
T03S R39E S34	SESW	T04S R39E S12	SWNE
T04S R39E S27	SWSW	T04S R39E S34	NWNW
T04S R39E S34	SWNW		

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

CLAIM C/O TOM MOSS PLACE OF USE IS PART OF THE PARADISE
VALLEY ALLOTMENT - 11,840 ACRES.

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

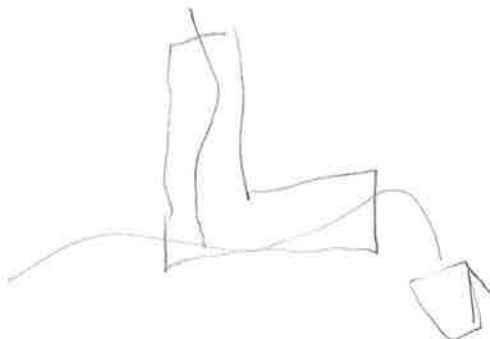
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 27-4102

WATER RIGHT NUMBER: 27-4102

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EASTERN IDAHO GRAZING ASSN C/O WENDY PRATT PO BOX 308 BLACKFOOT, ID 83221-0308 (208)785-6597

Priority Date: 05/24/1947
Basis: Statutory Claim
Status: Active



<u>Source</u>	<u>Tributary</u>
BRUSH CREEK <i>Rawlins Creek</i>	BLACKFOOT RIVER <i>Brush Creek</i>
<u>Beneficial Use</u>	<u>From</u> <u>To</u> <u>Diversion Rate</u> <u>Annual Volume</u>
STOCKWATER	5/10 to 11/10 0.240 CFS
	<u>Total Diversion:</u> 0.240 CFS

Location of Point(s) of Diversion

BRUSH CREEK SW1/4NE1/4 Sec. 12, Twp 04S, Rge 39E, B.M.

BINGHAM County

BRUSH CREEK SE1/4SW1/4

Sec. 34, Twp 03S, Rge 39E, B.M.

BINGHAM County

BRUSH CREEK NW1/4SW1/4

Sec. 34, Twp 03S, Rge 39E, B.M.

BINGHAM County

BRUSH CREEK SE1/4SE1/4

Sec. 33, Twp 03S, Rge 39E, B.M.

BINGHAM County

*Rawlins Creek**SWSW**Sec 27 32 33E Begin*Place of UseSTOCKWATER Within BINGHAM County

T03S R39E S33

SESE ✓

T03S R39E S34

NWSW ✓

T03S R39E S34

SESW ✓

T04S R39E S12

SWNE

*3S 39E S27 SWSE ✓**3S 39E S34 SWNW ✓**3S 39E S34 NWNW ✓**S24 NWSW*Conditions of Approval:Remarks:

1. General

CLAIM C/O TOM MOSS PLACE OF USE IS PART OF THE PARADISE VALLEY ALLOTMENT - 11,840 ACRES.

Comments:*2250 range cattle, 8000 sheep.*

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 27-4102

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

21-7106

11/09/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4102

NAME AND ADDRESS: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID 83221-0308

SOURCE: BRUSH CREEK TRIBUTARY: BLACKFOOT RIVER
RAWLINS CREEK TRIBUTARY: BRUSH CREEK

QUANTITY: 0.070 CFS

57.6 AFY

PRIORITY DATE: 05/24/1947

POINT OF
DIVERSION: T03S R39E S33 SWSW Begin of Stream Flow Within BINGHAM County
T03S R39E S33 SESE End of Stream Flow Within BINGHAM County
T03S R39E S34 SESW Begin of Stream Flow Within BINGHAM County
T04S R39E S12 SWNE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05/01 11/01	0.070 CFS
Stockwater use is for 2250 range cattle and 8000 sheep.		

PLACE OF USE: STOCKWATER Within BINGHAM County

T03S R39E S33	SESE	T03S R39E S34	NWSW
T03S R39E S34	SESW	T04S R39E S12	SWNE
T04S R39E S27	SWSW	T04S R39E S34	NWNW
T04S R39E S34	SWNW		

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

CLAIM C/O TOM MOSS PLACE OF USE IS PART OF THE PARADISE
VALLEY ALLOTMENT ~ 11,840 ACRES.

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

$$8000 \text{ cows} \times \frac{12 \text{ GAL}}{\text{cow}} \times 184 \text{ days} \times \frac{1 \text{ acre ft}}{325,850 \text{ GAL}} = 57.6 \text{ AFY}$$

STATE OF IDAHO

STATE LAND LEASE

KNOW ALL MEN BY THESE PRESENTS: That the State of Idaho, acting by and through the State Board of Land Commissioners, has this 25th day of March, 1930, leased and demised unto Eastern Idaho Grazing Association of Firth, Idaho, the following state Sch & Ind land, lying, being, and situated in the County of Bingham and Bonneville, State of Idaho, and more particularly described as follows, to-wit:

TOWNSHIP 2 SOUTH - RANGE 38 EAST

(Bingham County)

Sec. 36 All

TOWNSHIP 2 SOUTH - RANGE 39 EAST

(Bingham County)

Sec. 9 W $\frac{1}{2}$ SW $\frac{1}{4}$

Sec. 16 All

Sec. 19 SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 20 SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 21 SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 22 SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 23 SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24 NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 25 N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26 S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27 NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28 NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29 N $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30 NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 2, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32 N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33 NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 35 SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$

Sec. 36 All

TOWNSHIP 3 SOUTH - RANGE 39 EAST

(Bingham County)

Sec. 1

Lots 3 & 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2 E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 3 S $\frac{1}{2}$ SW $\frac{1}{4}$

Sec. 4

Lots 2, 3 & 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 5

Lot 1, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 6

Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

Sec. 7

Subject to mineral rights that the purchasers of timber upon said lands may have under their deeds or certificates

Sec. 8

NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 10

SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 11

NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$

Sec. 14

E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

Sec. 15

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 17

N $\frac{1}{2}$

Sec. 18

NE $\frac{1}{4}$

Sec. 21

W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 22

W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$

Sec. 23

NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

Sec. 24

SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$

Sec. 25

SE $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 26

S $\frac{1}{2}$ SE $\frac{1}{4}$

Sec. 35

NE $\frac{1}{4}$ NE $\frac{1}{4}$

Sec. 36

All

TOWNSHIP 4 SOUTH - RANGE 39 EAST

(Bingham County)

Sec. 1

W $\frac{1}{2}$

Sec. 2

E $\frac{1}{2}$

Sec. 3

NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$

Sec. 9

S $\frac{1}{2}$ NE $\frac{1}{4}$

Sec. 10

NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$

Sec. 11

All

TOWNSHIP 4 SOUTH, RANGE 40 EAST

(Bingham County)

Sec. 1 All
 Sec. 2 All
 Sec. 3 All
 Sec. 10 All
 Sec. 11 All
 Sec. 12 All
 Sec. 13 All
 Sec. 14 All
 Sec. 15 All
 Sec. 16 All
 Sec. 21 All
 Sec. 22 All
 Sec. 23 All
 Sec. 24 All
 Sec. 25 All
 Sec. 26 All
 Sec. 27 All
 Sec. 28 All
 Sec. 33 All
 Sec. 34 All
 Sec. 35 All
 Sec. 36 E $\frac{1}{2}$, SW $\frac{1}{2}$

TOWNSHIP 3 SOUTH - RANGE 41 EAST

(Bingham County)

Sec. 7 Lots 3 & 4, E $\frac{1}{2}$ SW $\frac{1}{2}$
 Sec. 8 SW $\frac{1}{2}$
 Sec. 17 E $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SW $\frac{1}{2}$ SW $\frac{1}{2}$
 Sec. 18 E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{2}$, Lots 1 & 2, NE $\frac{1}{2}$ SW $\frac{1}{2}$
 Sec. 19 NE $\frac{1}{2}$ NE $\frac{1}{2}$
 Sec. 20 NW $\frac{1}{2}$ NW $\frac{1}{2}$, SE $\frac{1}{2}$
 Sec. 23 SE $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 25 All
 Sec. 26 E $\frac{1}{2}$ NE $\frac{1}{2}$, SW $\frac{1}{2}$ NE $\frac{1}{2}$, W $\frac{1}{2}$ NW $\frac{1}{2}$, SW $\frac{1}{2}$, NW $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 28 All
 Sec. 29 E $\frac{1}{2}$
 Sec. 32 NE $\frac{1}{2}$, SE $\frac{1}{2}$ NW $\frac{1}{2}$, NE $\frac{1}{2}$ SW $\frac{1}{2}$, SW $\frac{1}{2}$ SW $\frac{1}{2}$
 Sec. 33 All
 Sec. 34 All
 Sec. 35 W $\frac{1}{2}$ NW $\frac{1}{2}$, SE $\frac{1}{2}$ NW $\frac{1}{2}$, W $\frac{1}{2}$ SW $\frac{1}{2}$
 Sec. 36 All

TOWNSHIP 4 SOUTH - RANGE 41 EAST

(Bingham County)

Sec. 1 Lots 3 & 4
 Sec. 2 SE $\frac{1}{2}$ NE $\frac{1}{2}$, Lot 4, SW $\frac{1}{2}$ NW $\frac{1}{2}$, SW $\frac{1}{2}$, NW $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 3 Lots 1, 2, 3 & 4, S $\frac{1}{2}$ NE $\frac{1}{2}$, SW $\frac{1}{2}$ NW $\frac{1}{2}$, W $\frac{1}{2}$ SW $\frac{1}{2}$, SE $\frac{1}{2}$ SW $\frac{1}{2}$, SE $\frac{1}{2}$
 Sec. 4 Lots 1 & 2, S $\frac{1}{2}$ NE $\frac{1}{2}$, SE $\frac{1}{2}$
 Sec. 5 SE $\frac{1}{2}$ SW $\frac{1}{2}$, SW $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 6 SE $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 7 E $\frac{1}{2}$ NE $\frac{1}{2}$, Lot 2, NE $\frac{1}{2}$ SW $\frac{1}{2}$, NW $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 8 W $\frac{1}{2}$ NE $\frac{1}{2}$, W $\frac{1}{2}$ NW $\frac{1}{2}$, SE $\frac{1}{2}$ NW $\frac{1}{2}$, NW $\frac{1}{2}$ SE $\frac{1}{2}$, SE $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 10 All
 Sec. 11 N $\frac{1}{2}$ NE $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{2}$, SW $\frac{1}{2}$ NW $\frac{1}{2}$, W $\frac{1}{2}$ SW $\frac{1}{2}$, SE $\frac{1}{2}$
 Sec. 12 S $\frac{1}{2}$ NE $\frac{1}{2}$, S $\frac{1}{2}$ NW $\frac{1}{2}$, W $\frac{1}{2}$ SW $\frac{1}{2}$
 Sec. 13 All
 Sec. 14 All
 Sec. 17 E $\frac{1}{2}$ NE $\frac{1}{2}$
 Sec. 18 SW $\frac{1}{2}$ NE $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{2}$, Lots 1, 2, 4, E $\frac{1}{2}$ SW $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 21 S $\frac{1}{2}$ NW $\frac{1}{2}$, NE $\frac{1}{2}$ SW $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{2}$, SE $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 22 S $\frac{1}{2}$ SW $\frac{1}{2}$, SW $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 23 E $\frac{1}{2}$
 Sec. 24 All
 Sec. 25 NW $\frac{1}{2}$ NE $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{2}$, W $\frac{1}{2}$, SE $\frac{1}{2}$
 Sec. 26 NE $\frac{1}{2}$, W $\frac{1}{2}$ NW $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{2}$, SE $\frac{1}{2}$ SW $\frac{1}{2}$, NE $\frac{1}{2}$ SE $\frac{1}{2}$, S $\frac{1}{2}$ SE $\frac{1}{2}$
 Sec. 36 All

TOWNSHIP 3 SOUTH - RANGE 42 EAST

(Bonneville County)

Sec. 16 All
 Sec. 21 E $\frac{1}{2}$, S $\frac{1}{2}$ SW $\frac{1}{2}$
 Sec. 22 All
 Sec. 23 All
 Sec. 24 All
 Sec. 25 All

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA)

Case No. 39576)

A. Subcase 27-04102
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Eastern Idaho Grazing Assn.
Address: P.O. Box 308; Blackfoot, Idaho 83221-0308
Name: c/o Wendy Pratt
Address: ;
Name: ;
Address: ;
Name: ;
Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☒ **Priority Date**
Should be: See attached.
5. ☒ **Point(s) of Diversion**
Should be: See attached.
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☐ **Place of Use**
Should be:
11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

There is no evidence that the claimant, or his predecessors, satisfied the test for a valid appropriation of water, where point(s) of diversion and/or place(s) of use are designated on federal public land. The claimant does not have a valid water right with the elements as recommended. Perhaps this is a typographical error.

F.

VERIFICATION (Must be Completed)

State of Idaho

)
) ss.
)

County of ADA

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Daniel Megi for LAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: March 15, 2006

Linda C. Buck
Linda C. Buck



Notary Public for Idaho
Residing at: Mountain Home,
My Commission Expires: 12-21-2011

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on 3-16, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

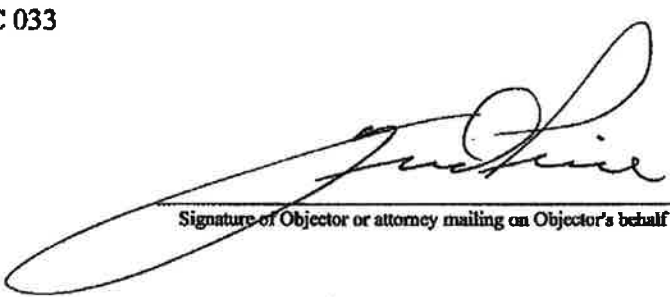
Name: Eastern Idaho Grazing Assn.
Address: P.O. Box 308; Blackfoot, Idaho 83221-0308
Name: c/o Wendy Pratt
Address: ;
Name: ;
Address: ;
Name: ;
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

11/09/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-4102
NAME AND ADDRESS: EASTERN IDAHO GRAZING ASSN
C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID 83221-0308

POD on BLM:
-Point of Diversion on BLM
appears to be a typo.

SOURCE: BRUSH CREEK
RAWLINS CREEK

TRIBUTARY: BLACKFOOT RIVER
TRIBUTARY: BRUSH CREEK

QUANTITY: 0.070 CFS

PRIORITY DATE: 05/24/1947

POINT OF
DIVERSION:

T03S R39E S33 SWSW Begin of Stream Flow Within BINGHAM County
T03S R39E S33 SESE End of Stream Flow Within BINGHAM County
T03S R39E S34 SESW Begin of Stream Flow Within BINGHAM County
T04S R39E S12 SWNE Within BINGHAM County

BLM

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05/01 11/01	0.070 CFS
Stockwater use is for 2250 range cattle and 8000 sheep.		

PLACE OF USE:

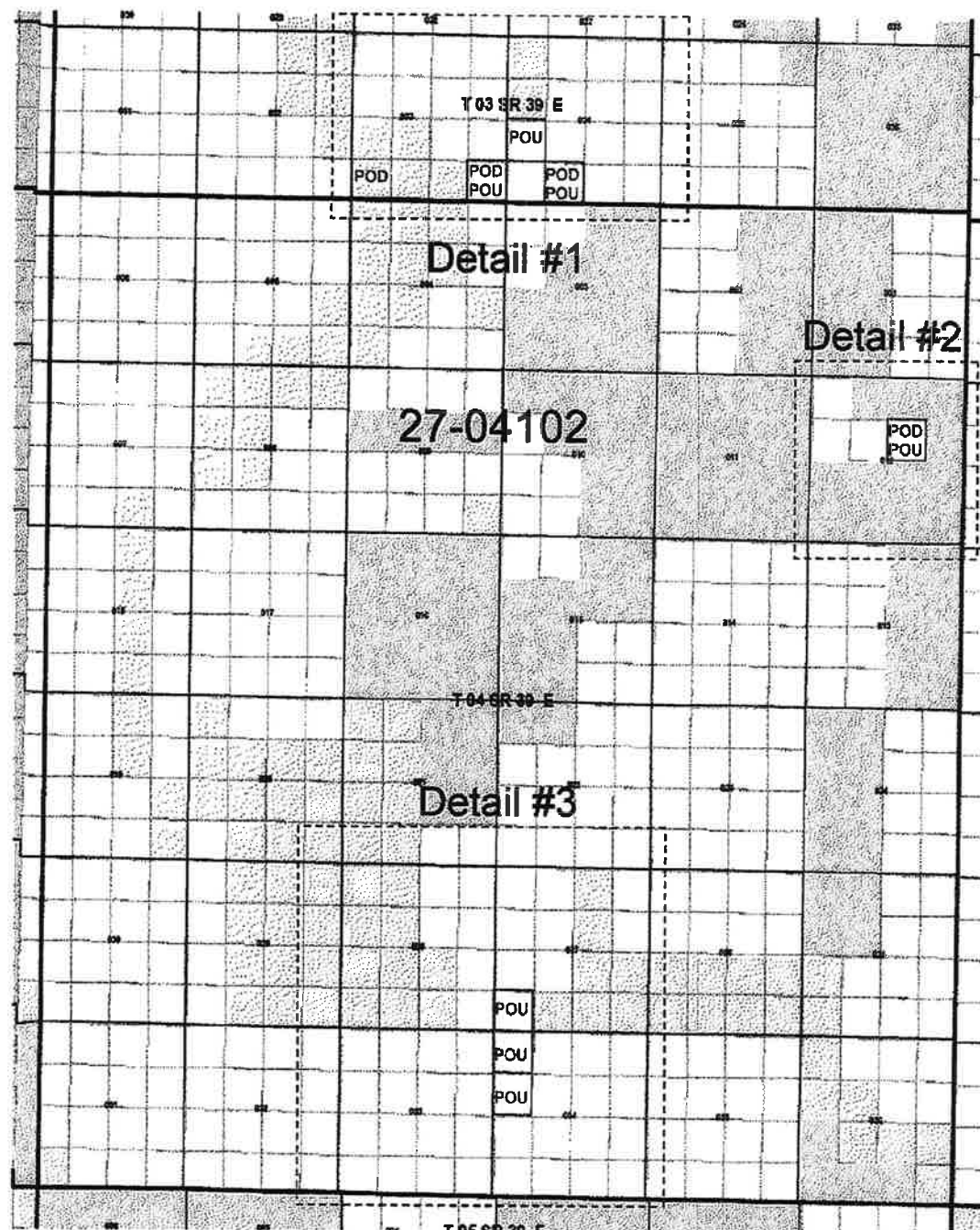
<u>STOCKWATER Within BINGHAM County</u>			
T03S R39E S33	SESE	T03S R39E S34	NWSW
T03S R39E S34	SESW	T04S R39E S12	SWNE
T04S R39E S27	SWSW	T04S R39E S34	NNNW
T04S R39E S34	SWNW		

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

CLAIM C/O TOM MOSS PLACE OF USE IS PART OF THE PARADISE
VALLEY ALLOTMENT - 11,840 ACRES.

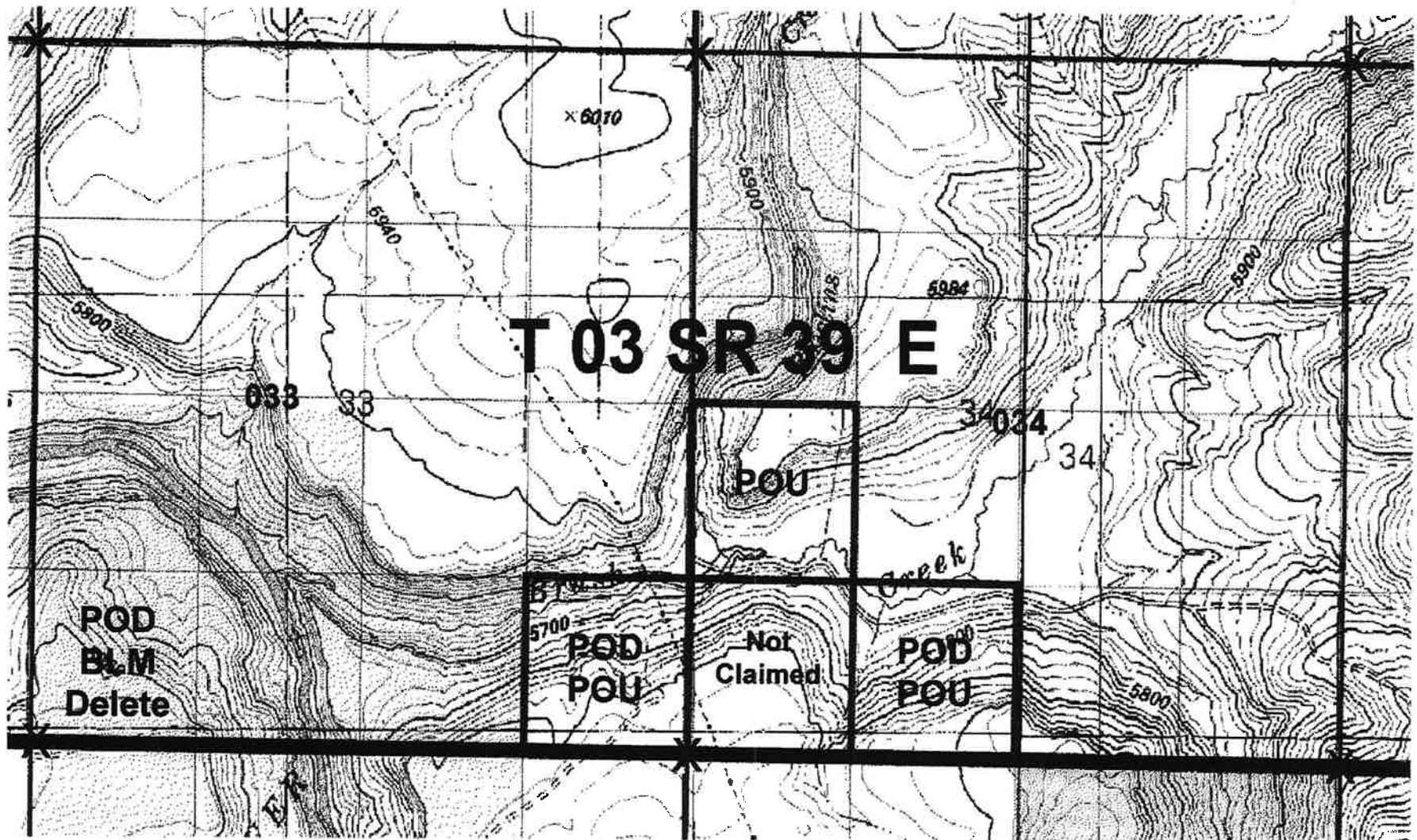
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



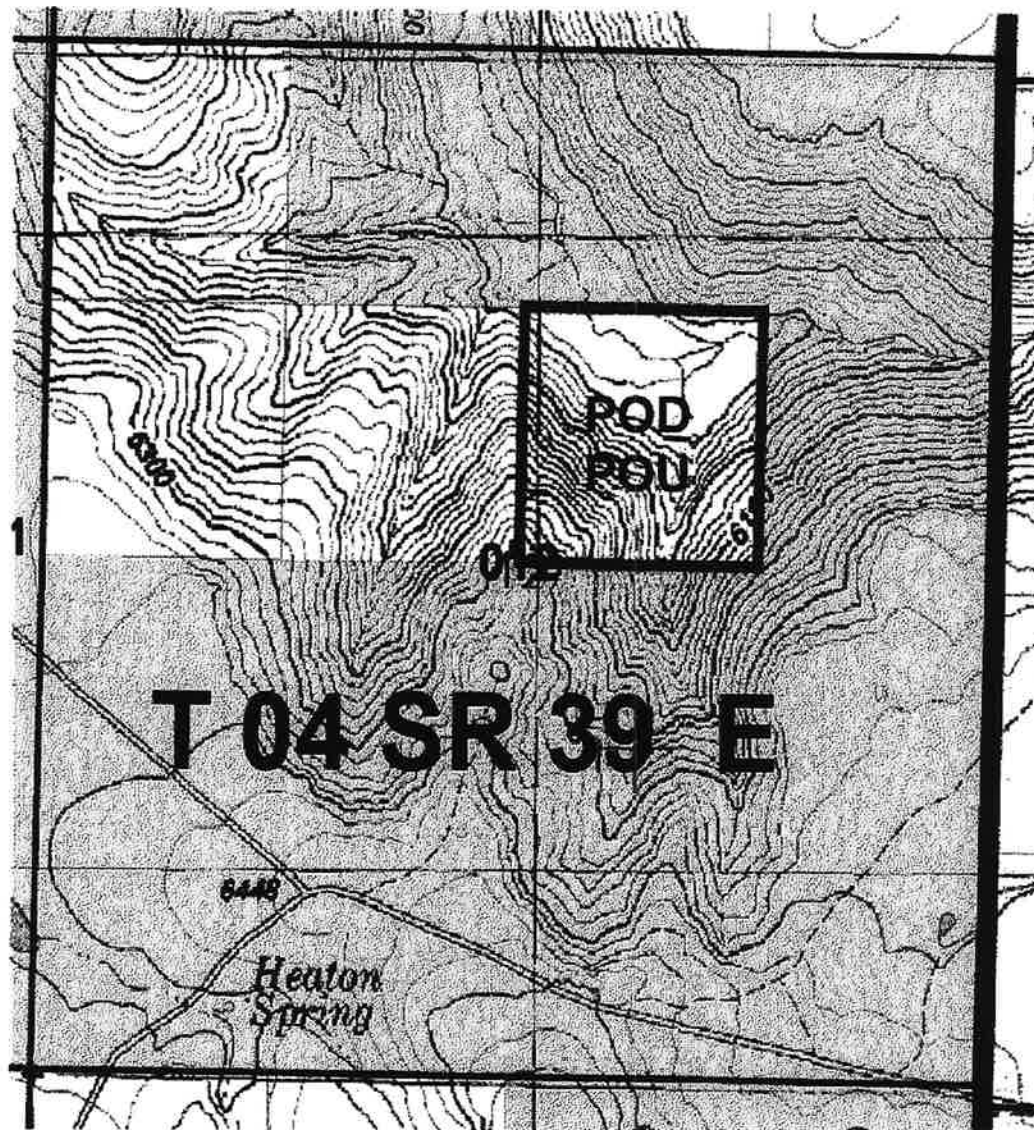
27-04102

Detail #1



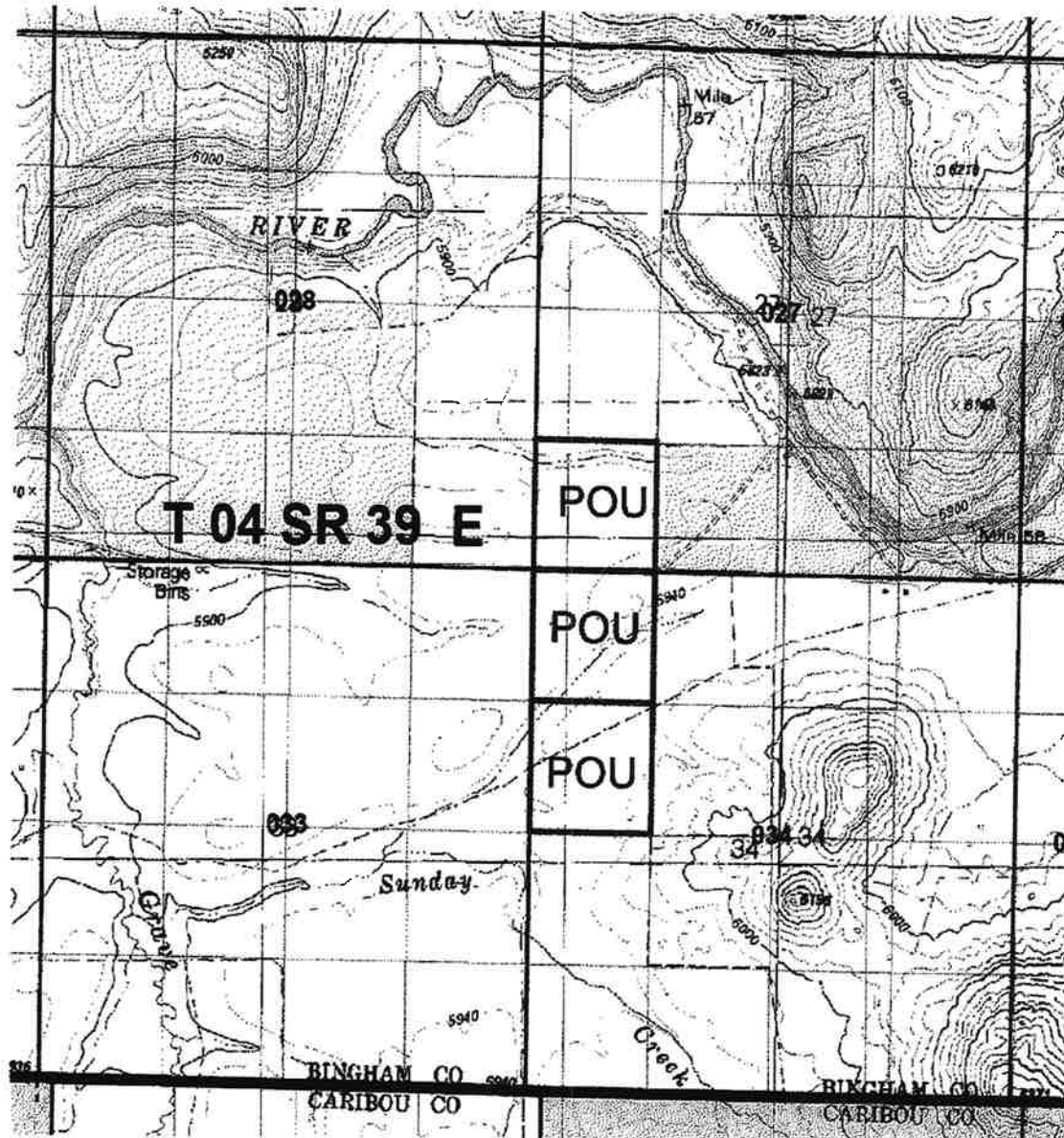
27-04102

Detail #2



27-04102

Detail #3



POCA TELLO RAY

2 5-39 E

25-43 P

[illegible]

See 34 W2NW

ON WITHDRAWALS REPRESENT THE LAST MAY NOT BE THE EFFECTIVE DATE. SEE FOR THE DATE OF THE QUARTAL WITH-

030 4 28 30

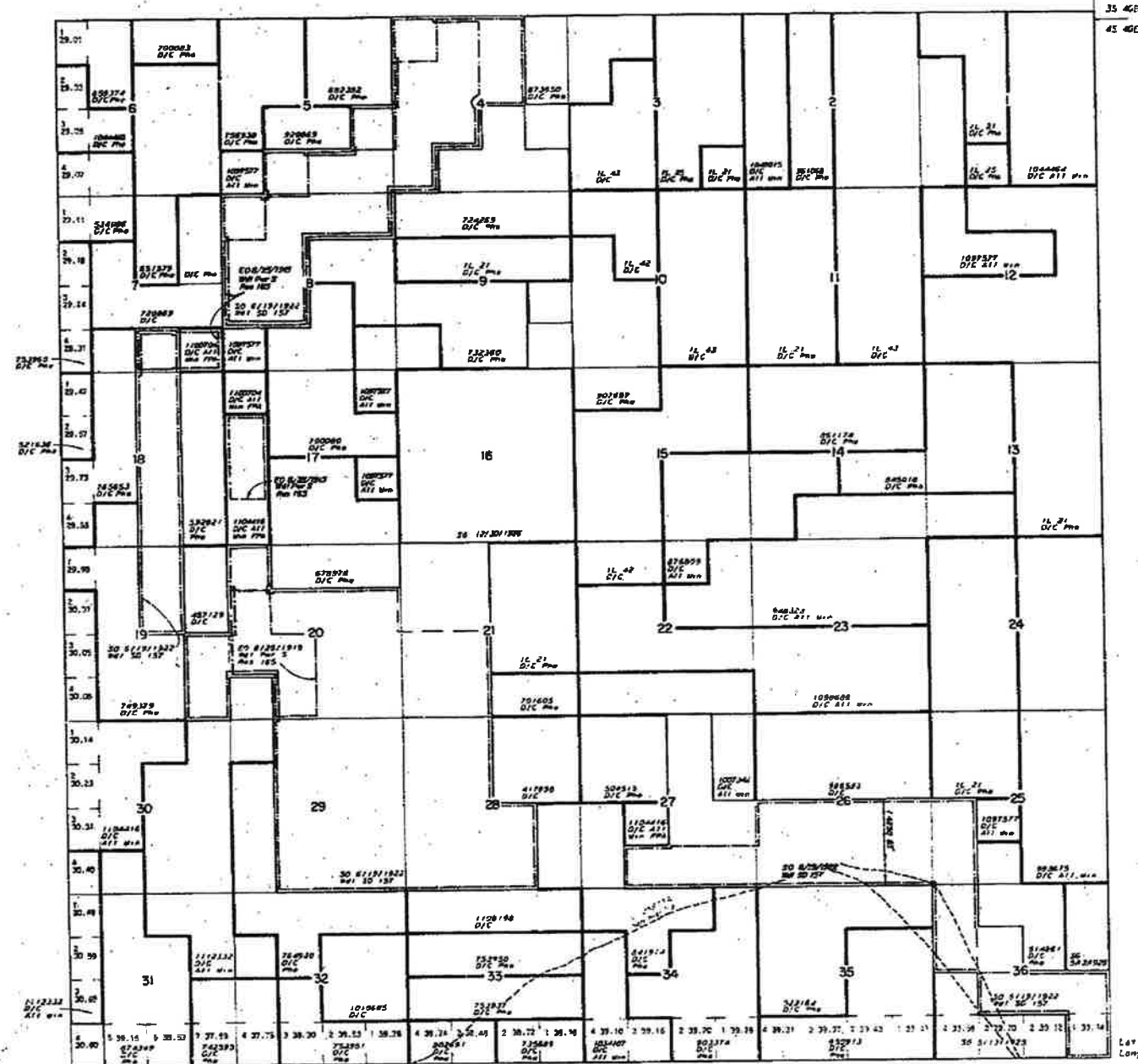
THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-

Expans 24000

T. 39
 2. 39

BINGHAM COUNTY OIL
JORDAN FALLS DISTRICT SEC 13
POCATELLO RAN

MT PLAT

[illegible]

50 12/19/1922 Open to Entry Subj to Sec 24 FR
Mar 5 Res 163 ED 8/25/1915
Sec 4: MEANS, SIMON, WISSE
Sec 5: SEISEL
Sec 7: SEISEL
Sec 8: AHNES, MEANS, SIMON, WISSE, SEISEL
Sec 17: SEISEL, WISSE
Sec 20: SEISEL

50 5/1/822 Open to Entry Subj to Sec 24 FPA Per
5 Reg 165 EO 8/25/815
Sec 20: #150, SEJ304

29273A World War II Trail
Historical information only, does not denote
public access

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
W/1 3 2000	

USE PLATS.

Bridges 2007

T. 4.
R. 39E

55.

43

11

82

2.

1

Notes

10-8-03 Wendy Pratt returned my call. I set
a 10-24 deadline. BP

8-1-04 Letter from Claremont re association incorporation BP

3/22/04 Ryan Mikusell called from Eastern
Region to see if I received an amended
claim on this right of 27-4101. Ryan is
working on basin 25; and has prepared
the recommendation on 27-4101 & 27-4102.
27-4103 has been renumbered to 25-14032.

10/25/07 Calculations for Stockwater,

$$\text{range cattle} - 2250 - \times 185 \times 12 = 15.3$$

$$\text{sheep} - 8000 - \times 185 \times 2 = 9.1$$

325,850

24.4 AF

$$0.07 \text{ cfs} \times 1.9835 \times 185 = 25.7 \text{ AF}$$

PROVIDED
FROM UCD



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Eastern Idaho Grazing Association
% Leah Jones
P.O. Box 308
Blackfoot, Idaho 83221

May 7, 2003

Re: Evidence of Priority

Claim No.(s) A27-04101, A27-04102 —

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". 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. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed 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 the entire 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".

SCANNED

OCT 29 2007

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by June 26, 2003, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
Adjudication Claim Report

SCANNED

OCT 29 2007

EASTERN IDAHO GRAZING ASSOCIATION

PO BOX 308
BLACKFOOT, IDAHO 83221

Idaho Dept of Water Resources
Attn: Cindy Bird
15 W Center
Soda Springs, ID 83276

Re: Evidence of Priority

Claim Nos. A27-4101, A27-4102, A27-4103

Dear Ms. Bird,

I recently visited with Ernie Carlson at the Idaho Falls office of the Idaho Dept of Water Resources. He amended these claims to 1916 to correspond with the date our Association was incorporated. I am sending you a form referencing this date. I can send you the actual Articles of Incorporation, a lengthy document, if that is necessary. I hope that this information along with that already mailed to you is sufficient to document the claim.

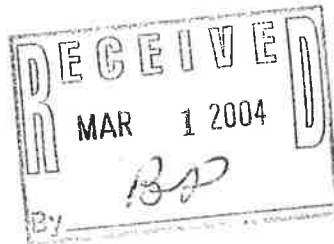
Thank you for your assistance in this matter.

Sincerely,



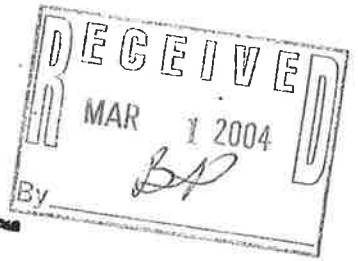
Wendy R. Pratt
Secretary

Attachment:



SCANNED

OCT 29 2007



claiming's Exhibit

For Identification

Idaho Falls, Idaho.
May 11, 1916.

Present: C. F. Poulson - J. O. Morgan - S. J. Rich -
J. H. Coumerilh - E. W. Hansen - P. B. York.

These gentlemen took up the matter of organizing a
association to be composed of bona fide residents of the sta
of Idaho who are stock growers for the purpose of securing
and leasing lands from the state of Idaho.

It is ordered that we select the name EASTERN IDAHO
GRAZING ASSOCIATION as the name for this association. That
the following directors are hereby appointed until their
successors are duly elected and qualified:

A. J. Stanger
J. O. Morgan
Wm. H. Larkin
J. H. Coumerilh
E. W. Hansen
R. F. Swauger
S. Grover Rich

That A. J. Stanger is appointed president and J. O. Morgan
vice president. That F. C. Bowman is employed as secretary-
treasurer and he is hereby instructed to secure legal service
for articles of Incorporation and By-Laws to be submitted to
a future meeting.

BOISE: That S. J. Rich and F. C. Bowman are hereby designated
as a committee to go to Boise with full authority to apply for
and secure leases of state lands for this association.

Meeting adjourned subject to call of secretary.

SCANNED
OCT 29 2007

F. C. Bowman
Secretary.

EASTERN IDAHO GRAZING ASSOCIATION

June 1, 1916.

Proposed members of the association met at the office of F. C. Bowman and adjourned to the Club of Commerce at two o'clock p. m., subject to the following notice:

Notice of Meeting of Members of the Eastern
Idaho Grazing Association, a corporation.

Notice is hereby given that there will be a general meeting of the members of the Eastern Idaho Grazing Association at the office of F. C. Bowman, Secretary of said association, on the first day of June, 1916, at the hour of two o'clock in the afternoon of said day at the Salisbury Earl Building, corner "A" Street and Park Avenue, Idaho Falls, Idaho. The purpose of the said meeting is to complete the organization of the said corporation by the subscription and adoption of articles of incorporation, the election of a board of directors to serve for the term of one year and to authorize the secretary of said meeting to verify the said articles of incorporation and record the same. Such other business will be transacted at said meeting pertaining to the general welfare of the said corporation as may be brought before the said meeting.

Dated May 15th 1916.

F. C. Bowman, Secretary.

ROLL CALL: Roll call showed fifty five members present in person or by proxy.

MINUTES: Minutes of May 11th were read and ratified.

ARTICLES OF
INCORPORATION: Articles of Incorporation as follows read and adopted section by section:

SCANNED

OCT 29 2007



Idaho Secretary of State Viewing Business Entity

[[New Search](#)] [[Back to Summary](#)]

[[Get a certificate of existence for EASTERN IDAHO GRAZING ASSOCIATION \(THE\)](#)]

EASTERN IDAHO GRAZING ASSOCIATION (THE)

BOX 308
BLACKFOOT, ID 83221

Type of Business: CORPORATION, GENERAL NON PROFIT

Status: GOODSTANDING, ANREPT SENT 01 Apr 2003

State of Origin: IDAHO

Date of 09 Jun 1916

Origination/Authorization:

Current Registered Agent: WENDY PRATT
279 N 400 E
BLACKFOOT, ID 83221

Organizational ID / Filing Number: C11123

Number of Authorized Stock Shares:

Date of Last Annual Report: 20 Jun 2003

Amendments:

Amendment filed 15 Oct 2001 REINSTATEMENT

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[Download \(TIFF format\)](#)

Amendment filed 20 Nov 1984 OTHER - CHG OF RA - LEAH O. JONES, 342 E.
400 N., BLKFOOT

Amendment filed 25 May 1979 OTHER - APPT OF RA

Amendment filed 29 Apr 1968 OTHER - EXTENDING CORPORATE EXISTENCE
TO PERPETUAL

Amendment filed 29 Apr 1968 OTHER - CHG PRINCIPAL PLACE OF BUSINESS
TO BLACKFOOT

Amendment filed 09 Jun 1916 INCORPORATION

Annual Reports:

Report for year 2003 ANNUAL REPORT

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Report for year 2002 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 2001 REINSTATEMENT

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Report for year 1999 ANNUAL REPORT

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Report for year 1998 ANNUAL REPORT

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Report for year 1988 ANNUAL REPORT

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Report for year 1987 ANNUAL REPORT

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[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us

No. C 11123		Due no later than Jun 30, 2003 Annual Report Form		2. Registered Agent and Office NO PO BOX													
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		EASTERN IDAHO GRAZING ASSOCIATION (		WENDY PRATT 279 N 400 E													
NO FILING FEE IF RECEIVED BY DUE DATE		BOX 308 BLACKFOOT, ID 83221		BLACKFOOT, ID 83221													
3. New Registered Agent Signature																	
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.																	
<table border="1"><thead><tr><th>Office held</th><th>Name</th><th>Street or P.O. Address</th><th>City</th><th>State</th><th>Zip</th></tr></thead><tbody><tr><td colspan="6" style="text-align: center;">See Attached</td></tr></tbody></table>						Office held	Name	Street or P.O. Address	City	State	Zip	See Attached					
Office held	Name	Street or P.O. Address	City	State	Zip												
See Attached																	
5. Organized Under the Laws of: IDAHO C 11123		6. Signature <i>Wendy R. Pratt</i> Name <i>Wendy R. Pratt</i> Date <i>5-1-03</i> Title <i>Secretary</i>															
Issued 04/01/2003		Do Not Tape or Staple															
		1939															

Eastern Idaho Grazing Association Board of Directors

January 2003

Ken Wixom - President
260 W 300 N
Blackfoot, ID 83221

Duane Bitton - Vice President
389 Fish Hatchery Rd
Grace, ID 83241

Wendy Pratt - Secretary
279 N 400 E
Blackfoot, ID 83221

Richard Reid
Rt. #1 Box 213
Firth, ID 83236

Gary Pratt
486 E. Weeding
Blackfoot, ID 83221

Rance Butler
119 E 100 N
Blackfoot, ID 83221

Brent Steffler
625 N 800 E
Firth, ID 83236

James Mays
Box 1
Howe, ID 83244

Tom Rich
8 S 455 E
Rupert, ID 83350

EASTERN IDAHO GRAZING ASSOCIATION

PO BOX 308
BLACKFOOT, IDAHO 83221

October 23, 2002

Idaho Dept of Water Resources
Attn: Cindy Bird
15 W Center
Soda Springs, ID 83276

Re: Evidence of Priority
Claim No. A27-4102

Dear Ms. Bird,

The Eastern Idaho Grazing Association was formed in 1916 for the primary purpose of buying, leasing or otherwise acquiring grazing lands. At that time, many small acreages were in the hands of the early homesteaders and the range was heavily stocked. The state also had lands intermingled in many places with these homestead claims. Our Association began leasing lands from the state of Idaho in 1916. It is clear from early records that we also leased many homesteads, as it would have been difficult to fence out these small parcels.

The portion of Section 12 of this right was purchased in 1947, however, we had the state ground surrounding this 40 acres on three sides, leased from the State of Idaho by 1930, and an adjacent parcel by 1917. For this reason, I believe that our priority claim may need to be amended to an earlier date. I hereby request additional time to make this decision.

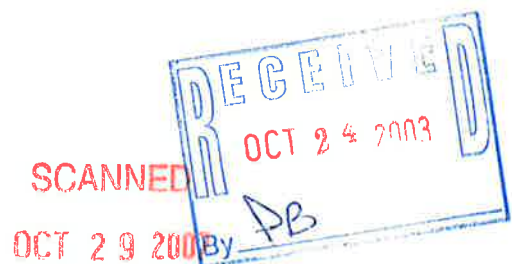
The portions of Sections 33 and 34 of this right were purchased in 1948 from an individual that already had grazing rights with us, so the animals would have moved freely between owners. We also had adjoining state land leased in 1930, perhaps earlier. For these reasons, I believe that our priority claim may need to be amended to an earlier date. I hereby request additional time to make this decision.

Our Association is governed by a Board of Directors that will meet in early winter, at which time we will review evidence gathered and make a decision as to an amended claim. Any information you can give me regarding avenues of research would be appreciated.

Sincerely,


Wendy R. Pratt
Secretary

Enclosure: state lease



[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

04/29/2003

WATER RIGHT NO. 27-4102

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EASTERN IDAHO GRAZING ASSN 75 E JUDICIAL BLACKFOOT, ID 83221

Priority Date: 05/24/1947

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
BRUSH CREEK	BLACKFOOT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	5/10	11/10	0.24 CFS	
Total Diversion			0.24 CFS	

Location of Point(s) of Diversion:

BRUSH CREEK	SESE	Sec. 33	Township 03S	Range 39E	BINGHAM County
BRUSH CREEK	NWSW	Sec. 34	Township 03S	Range 39E	BINGHAM County
BRUSH CREEK	SESW	Sec. 34	Township 03S	Range 39E	BINGHAM County
BRUSH CREEK	SWNE	Sec. 12	Township 04S	Range 39E	BINGHAM County

Place(s) of use:

Place of Use Legal Description: STOCKWATER BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03S	39E	33		SESE										
		34		NWSW			SESW							
04S		12		SWNE										

Remarks:

1.	General	CLAIM C/O TOM MOSS
----	---------	--------------------

Dates:

Licensed Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

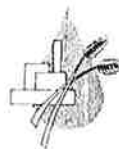
Other Information:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

OCT 29 2007
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Eastern Idaho Grazing Assoc. c/o Tom Moss

75 East Judicial, Blackfoot, Idaho 83221 (Name of Claimant) Telephone No. 785-1940
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) May 24, 1947

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Brush Creek tributary to Blackfoot River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.24 cfs</u>		Use <u>Stock</u>		Period of Use From <u>5-10</u>	To <u>11-10</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.24 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 SE 1/4, Sec. 33 Twp. 3S Rge. 39E B.M., County of Bingham
Additional points of diversion: NWSW, SESW Sec. 34, T. 3S, R. 39E, SWNE Sec. 12, T. 4S, R. 39E.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Cattle and sheep drink directly out of creek.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3S	39E	33																X	
		34									X		X						
4S	39E	12			X														

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater

NOTE: Include here the type and number of stock watered: 600 head cattle and 3000 head sheep

(7) If you are claiming water as a member of an organization, list name of organization:

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Assist by HWT
Received by HWT
Prelim. check by HWT
Published in Blackfoot News
\$30.00 fee received by HWT
4/11/83 #38017
Date 4-11-83
Exception filed by: HWT
FOR DEPARTMENT USE ONLY
Forwarded to
claimant by:
Date

My commission expires

Notary Public
Residing at Blackfoot

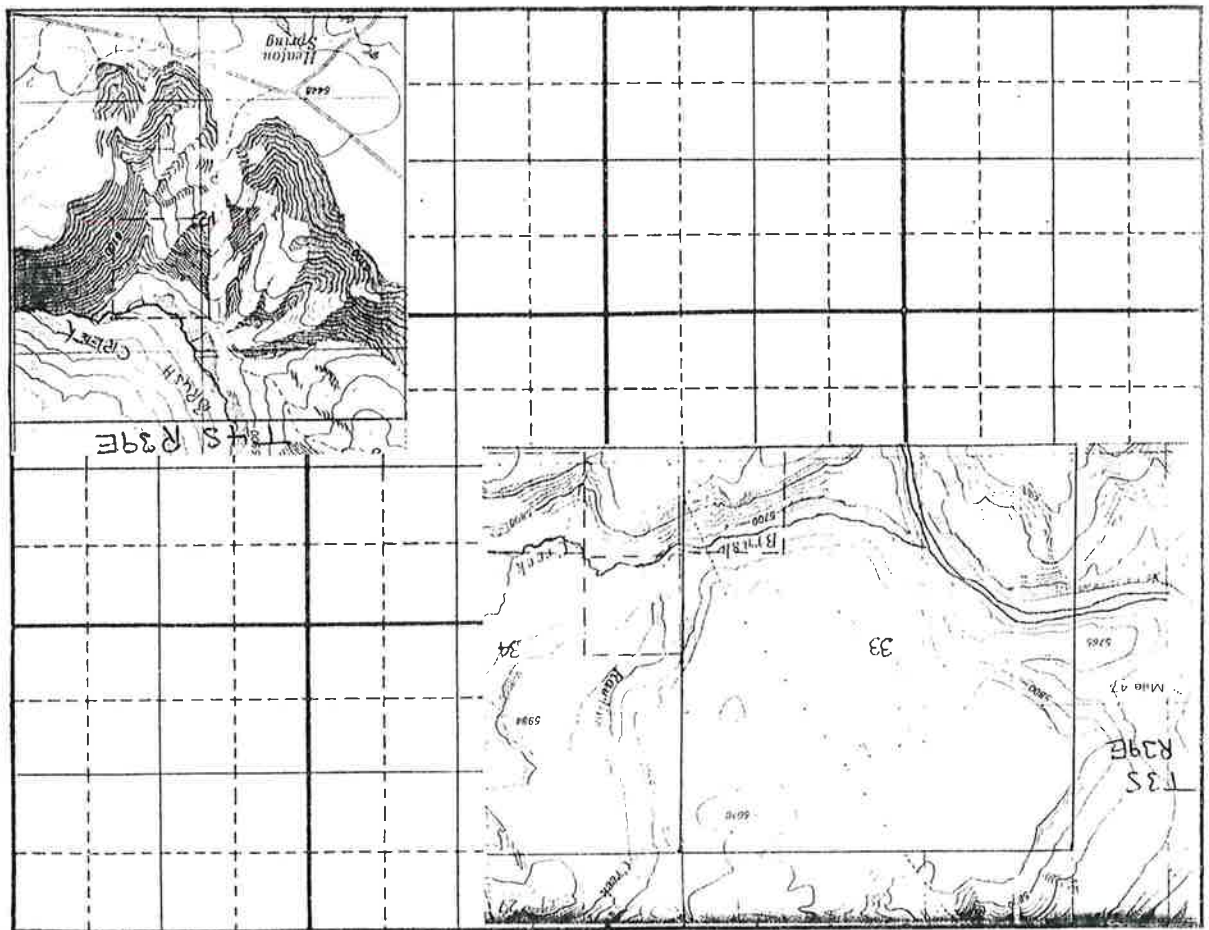
Sworn to before me this 19th day of April, 1983.
(Claimant)
Cecilia Marie Berg, known to me by name and address.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

County of Blaine
State of Idaho

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

Scale: 2 inches equal 1 mile.



(8) Remarks

No. 4362

STATE OF IDAHO

STATE LAND LEASE

KNOW ALL MEN BY THESE PRESENTS: That the State of Idaho, acting by and through the State Board of Land Commissioners, has this 25th day of March, 1930, leased and demised unto

Eastern Idaho Grazing Association

of Firth, Idaho, the following state Sch & Ind land, lying, being, and situated in the County of Bingham and Bonneville, State of Idaho, and more particularly described as follows, to-wit:

TOWNSHIP 2 SOUTH - RANGE 38 EAST

(Bingham County)

Sec. 36 All

TOWNSHIP 2 SOUTH - RANGE 39 EAST

(Bingham County)

Sec. 9 W $\frac{1}{2}$ SW $\frac{1}{4}$
 Sec. 16 All
 Sec. 19 SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 20 SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 21 SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 22 SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 23 SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 24 NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 25 N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 26 S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 27 NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$
 Sec. 28 NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 29 N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 30 N $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Lot 2, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 32 N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 33 NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 35 SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
 Sec. 36 All

TOWNSHIP 3 SOUTH - RANGE 39 EAST

(Bingham County)

Sec. 1 Lots 3 & 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 2 E $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 3 S $\frac{1}{2}$ SW $\frac{1}{4}$
 Sec. 4 Lots 2, 3 & 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 5 Lot 1, S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 6 Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 7 E $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 8 NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 10 SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 11 NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 14 E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 15 NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 16 N $\frac{1}{2}$
 Sec. 18 NE $\frac{1}{4}$
 Sec. 21 W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 22 W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 23 NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 24 SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 25 SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 26 S $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 35 NE $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 36 All

TOWNSHIP 4 SOUTH - RANGE 39 EAST

(Bingham County)

Sec. 1 W $\frac{1}{2}$
 Sec. 2 E $\frac{1}{2}$
 Sec. 3 NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$
 Sec. 9 S $\frac{1}{2}$ NE $\frac{1}{4}$
 Sec. 10 NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$
 Sec. 11 All
 Sec. 12 N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$
 Sec. 13 E $\frac{1}{2}$
 Sec. 15 NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$
 Sec. 21 NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 22 N $\frac{1}{2}$ NW $\frac{1}{4}$
 Sec. 24 W $\frac{1}{2}$
 Sec. 25 NW $\frac{1}{4}$
 Sec. 27 All
 Sec. 28 All
 Sec. 33 All
 Sec. 34 All
 Sec. 35 All
 Sec. 36 N $\frac{1}{2}$, SW $\frac{1}{4}$

(Bingham County)

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TOWNSHIP 4 SOUTH - RANGE 40 EAST

(Bingham County)

Sec. 1 All
 Sec. 2 All
 Sec. 3 All
 Sec. 10 All
 Sec. 11 All
 Sec. 12 All
 Sec. 13 All
 Sec. 14 All
 Sec. 15 All
 Sec. 16 All
 Sec. 21 All
 Sec. 22 All
 Sec. 23 All
 Sec. 24 All
 Sec. 25 All
 Sec. 26 All
 Sec. 27 All
 Sec. 28 All
 Sec. 33 All
 Sec. 34 All
 Sec. 35 All
 Sec. 36 N $\frac{1}{2}$, SW $\frac{1}{4}$

TOWNSHIP 3 SOUTH - RANGE 41 EAST

(Bingham County)

Sec. 7 Lots 3 & 4, E $\frac{1}{2}$ SW $\frac{1}{4}$
 Sec. 8 SW $\frac{1}{4}$
 Sec. 17 N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 18 E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lots 1 & 2, NE $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 19 NE $\frac{1}{4}$ NE $\frac{1}{4}$
 Sec. 20 NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$
 Sec. 23 SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 25 All
 Sec. 26 E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 28 All
 Sec. 29 E $\frac{1}{2}$
 Sec. 32 NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Sec. 33 All
 Sec. 34 All
 Sec. 35 W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$
 Sec. 36 All

TOWNSHIP 4 SOUTH - RANGE 41 EAST

(Bingham County)

Sec. 1 Lots 3 & 4
 Sec. 2 SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 3 Lots 1, 2, 3 & 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
 Sec. 4 Lots 1 & 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
 Sec. 5 SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 6 SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 7 E $\frac{1}{2}$ NE $\frac{1}{4}$, Lot 2, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 8 W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 10 All
 Sec. 11 N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
 Sec. 12 S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$
 Sec. 13 All
 Sec. 14 All
 Sec. 17 E $\frac{1}{2}$ NE $\frac{1}{4}$
 Sec. 18 SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Lots 1, 2, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 21 S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 22 S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Sec. 23 E $\frac{1}{2}$
 Sec. 24 All
 Sec. 25 NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$
 Sec. 26 NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 36 All

TOWNSHIP 3 SOUTH - RANGE 42 EAST

(Bonneville County)

Sec. 16 All
 Sec. 21 E $\frac{1}{2}$, S $\frac{1}{2}$ SW $\frac{1}{4}$
 Sec. 22 All
 Sec. 23 All
 Sec. 24 All
 Sec. 25 All
 Sec. 26 All
 Sec. 27 All
 Sec. 33 SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 34 NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
 Sec. 35 All
 Sec. 36 All

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OCT 29 2007

WATER RIGHT NUMBER - A27-04102

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***

EASTERN IDAHO GRAZING ASSOCIATION

1 - C/O LEAH JONES
2 - P.O. BOX 308
3 -
CITY- BLACKFOOT
PHONE - 208-785-7917

STATE- ID ZIP- 83221

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
05/24/1947 15 EASTERN S - STATUTORY CLAIM+ - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
BRUSH CREEK BLACKFOOT RIVER

TWN	RNG	SEC	TRACT	LDT	RFLG	COUNTY	POINT OF DIVERSION	STREAM INDEX (BLANK IF NO INDEX CODE)
03S	39E	33	SE SE			(11) BINGHAM		
03S	39E	34	NW SW			(11) BINGHAM		
03S	39E	34	SE SW			(11) BINGHAM		
04S	39E	12	SW NE			(11) BINGHAM		

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
04 - STOCKWATER		05/10	11/10	0.240	

TOTAL DIV. RATE - +	TOTAL DIV. VOLUME - +	TOTAL DIV. CAPACITY - +	TOTAL CONSUMPTIVE USE - +	KW USAGE - +
0.240			0.0	

TWN	RNG	SEC	TRACT	LDT	ACRES	CODE	DESCRIPTION	COUNTY
03S	39E	33	SE SE R ⁷ 0587400			04	STOCKWATER	(11) BINGHAM
03S	39E	34	NW SW R ⁷ 0587900			04	STOCKWATER	(11) BINGHAM
03S	39E	34	SE SW " "			04	STOCKWATER	(11) BINGHAM
04S	39E	12	SW NE R ⁷ 0590400			04	STOCKWATER	(11) BINGHAM

+ - - DIVERSION MEANS - STOCK DRINK DIRECTLY FROM STREAM

+ - - NON-IRRIGATION USE - 5/600 HEAD CATTLE, 3000 HEAD SHEEP

+ - - OTHER RIGHTS FOR SAME USE - WILLOW CREEK & 4 SPRINGS (IN-STREAM)

+ - - - - - REMARKS - - - - - +
CLAIM C/O TOM MOSS
PLACE OF USE IS PART OF THE PARADISE VALLEY ALLOTMENT - 11,840
ACRES.+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.OCT 29 2007
SCANNED

WATER RIGHT NUMBER - A27-04102

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
 NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - +
 + - DECREE DATE - +
 00/00/0000

+ - - AUDIT FIELDS - 05/22/89 VERNER

+ - - - - COMMENTS - - - - -
 NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING - 00/00/0000	FIELD INSPECTION MADE - 00/00/0000	CIVIL CASE NUMBER - 39576
OBJECTION FILED DATE - 00/00/0000	FIELD INSPECTION FLAG - Y	OLD CASE NUMBER -
RESPONSE FILED DATE - 00/00/0000	VERIFIED DATE - 03/12/1985	OLD JUDICIAL DISTRICT -
CLAIM RECEIVED DATE - 05/22/1989	LAST AMENDED DATE - 00/00/0000	TEMPORARY RIGHT - P
PROOF DUE DATE - 00/00/0000	PROOF MADE DATE - 00/00/0000	WATER DISTRICT -
LICENSED DATE - 00/00/0000	RECEIPT NUMBER - E007766	FEDERAL/STATE INDICATOR - S
CLAIMS TAPE ERROR FLG -	POU OWNERSHIP FLAG - Y	PRESUMPTION FLAG -
FEE EXEMPT FLAG -	NAME CONNECTOR -	

RP 0587900

RP 0590100

DATA ENTRY

ENTERED JP 4/10/96
 CHECKED JP

"Verified By"
 Topo Map/Ortho-PQ
 ASCS Map
 Watermaster Records
 NAPP Photos
 Field Exam
 Other (See Remarks)
☒ County Records
☐ Witness Statement
☐ Project Records
☐ IDWR Records

VERIFIED
 AUG - 1991

CERTIFIED
JP
 SEP 11 1991
 WATER EXAMINER

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 27-4102
Date Received: 5/22/1989
Receipt No: E007766
Received By:

Amended

Amended

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EASTERN IDAHO GRAZING ASSN Phone: (208)785-6597

C/O WENDY PRATT
PO BOX 308
BLACKFOOT ID USA 83221-0308

RECEIVED

MAR 12 2004

Department of Water Resources
Eastern Region

2. Date of Priority: 05/24/1947

3. Source: BRUSH CREEK , BRUSH CREEK , RAWLINS CREEK , BRUSH CREEK Trib. to:
BLACKFOOT RIVER , BLACKFOOT RIVER , BRUSH CREEK , BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	39E	12	SW NE	BINGHAM	
03S	39E	34	SE SW	BINGHAM	Beginning Point
03S	39E	33	SW SW	BINGHAM	Beginning Point
03S	39E	33	SE SE	BINGHAM	Ending Point

5. Description of diverting works:

STOCK DRINK DIRECTLY FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	05/10	11/10	0.06	

7. Total Quantity Appropriated is:
0.06 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
03S	39E	33	SE	SE	STOCKWATER	
03S	39E	34	NW SE	SW SW	STOCKWATER STOCKWATER	
04S	39E	12	SW	NE	STOCKWATER	
04S	39E	27	SW	SW	STOCKWATER	
04S	39E	34	NW SW	NW NW	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 2250 range cattle and 8000 sheep.

CLAIM C/O TOM MOSS PLACE OF USE IS PART OF THE PARADISE VALLEY ALLOTMENT - 11,840 ACRES.

15. Basis of Claim: Statutory Claim

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 Organizations:

I do solemnly swear or affirm that I am Secretary of
Title

Eastern Idaho Grazing Assn., that I have signed the foregoing
Organization

document in the space below as Secretary of
Title

Eastern Idaho Grazing Assn. and that the statements contained in the
Organization

foregoing document are true and correct.

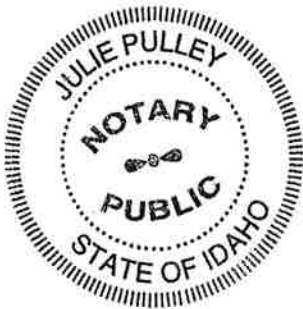
Wendy R. Pratt
Signature of Authorized Agent

Eastern Idaho Grazing Assn Secretary
Title and Organization

3-8-04
Date

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 8th day of March 2004



Julie Pulley
Notary Public

Residing at Blackfoot

My commission Expires 3-17-2009

SCANNED
OCT 29 2007

SCANNED

JUL 13 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: A27-04102
Date Received: 5/22/1989
Receipt No: 5007766
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EASTERN IDAHO GRAZING ASSOCIATION 208-785-7917
Address: C/O LEAH JONES
P.O. BOX 308
BLACKFOOT, ID 83221

2. Date of Priority: MAY 24, 1947

3. Source: BRUSH CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	39E	33		SE	SE		BINGHAM
		34		NW	SW		BINGHAM
				SE	SW		BINGHAM
04S	39E	12		SW	NE		BINGHAM

5. Description of diverting works:
STOCK DRINK DIRECTLY FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	05/10	11/10	0.240		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/600 HEAD CATTLE, 3000 HEAD SHEEP

A27-04102

Page 1

Date: 05/22/89

SCANNED
OCT 29 2007

MICROFILMED
NOV 12 1992

A2704102



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	39E	33	SE	SE		STOCK	
		34	NW	SW		STOCK	
			SE	SW		STOCK	
04S	39E	12	SW	NE		STOCK	

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:
WILLOW CREEK & 4 SPRINGS (IN-STREAM)

14. Remarks:
CLAIM C/O TOM MOSS
PLACE OF USE IS PART OF THE PARADISE VALLEY ALLOTMENT - 11,840
ACRES.

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:

I do solemnly swear or affirm that I am Director of
Title
Eastern Idaho Grazing Assoc., that I have signed the foregoing
Organization
document in the space below as Director of
Title
Eastern Idaho Grazing Assoc. and that the statements contained in the
Organization
foregoing document are true and correct.

Woodrow Butler
Signature of Authorized Agent

Director Eastern Idaho Grazing Assoc.
Title and Organization

5-22-89
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of May 19 89

Seal

Betty J. Thompson
Notary Public

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires MY COMMISSION EXPIRES 9-30-94