

02/11/2005

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

RIGHT NUMBER: 27-12060
NAME AND ADDRESS: BEAR LAKE GRAZING CO
3632 BENCH RD
MONTPELIER ID 83254



SOURCE: SPRING TRIBUTARY: SAND CREEK

QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/18/1886

POINT OF DIVERSION:
T07S R44E S11 SWSESW End of Stream Flow Within CARIBOU County
T07S R44E S14 NENENE Begin of Stream Flow Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	06/01 11/01	0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County
T07S R44E S11 SESW T07S R44E S11 SWSE
T07S R44E S14 NENE

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: BASIS OF CLAIM - Beneficial Use
STOCKWATER, 1000 CATTLE

PROFILED

SCANNED

MAY 04 2006

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

RIGHT NUMBER: 27-12060

NAME AND ADDRESS:

BEAR LAKE GRAZING CO
835 ALTON RD
MONTPELIER ID 83254

SOURCE:

Source:

UNNAMED STREAM

SPRING

Tributary:

BACON CREEK

~~SAND CREEK~~

QUANTITY:

0.020 CFS

8.500 AFY

~~28.350 AFY~~

The rights listed below are limited to a total combined annual diversion volume of 39.4 af. Combined Right Nos.: 27-12043, 27-12052, 27-12053, 27-12054, 27-12055, 27-12056, 27-12057, 27-12058, 27-12059, 27-12060, 27-12061, 27-12194, and 27-12195.

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

~~The rights listed below are limited to a total combined annual diversion volume for stockwater of 36.64 af. Combined Right Nos.: 27-12043, 27-12052, 27-12053, 27-12054, 27-12055, 27-12056, 27-12057, 27-12058, 27-12059, 27-12060 and 27-12061.~~

PRIORITY DATE: 10/18/1886

POINT OF DIVERSION:

T07S R44E S11 SWSESW End of Stream Flow
Within CARIBOU County

T07S R44E S14 NENENE Begin of Stream Flow
Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

STOCKWATER

05/01 11/30

0.020 CFS 8.50 AFY

~~06/01 11/01~~

~~0.020 CFS 28.35 AFY~~

PLACE OF USE:

STOCKWATER within CARIBOU County

T07S R44E S11 SESW

T07S R44E S11 SWSE

T07S R44E S14 NENE

T07S R44E S14 NWNE

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

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: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 3000 cow-calf pairs.

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 27-12060
Date Received: 2/8/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

BEAR LAKE GRAZING CO Phone: (208)847-0636
3632 BENCH RD
MONTPELIER ID USA 83254

2. Date of Priority: 10/18/1886

3. Source: SPRING Trib. to: SAND CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	44E	14	NE NE NE	CARIBOU	Beginning Point
07S	44E	11	SW SE SW	CARIBOU	Ending Point

5. Description of diverting works:

IN STREAM STOCK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	06/01	11/01	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
07S	44E	11	SE SE SW SE	STOCKWATER STOCKWATER	

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07S

44E 14

NE NE

STOCKWATER

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

STOCKWATER, 1000 CATTLE

15. Basis of Claim: Beneficial Use

SCANNED
MAY 04 2006

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMIdentification No. 27-12060
Date Received 2-8-05
Receipt Number EG 30583NOTICE OF CLAIM
TO A
WATER RIGHTACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Bear Lake Grazing Co Phone (208) 847-0636Mailing Address 3632 Bench Rd Montpelier Id. Zip 832542. Date of Priority (Only one per claim) 18 Oct 1826/1941 Month/Day/Year3. Source of water supply (Check one) (X) Groundwater or Other () (a) Big Spring #1which is tributary to (b) Santa Clara Creek Blackfoot
Name of kind of source4. Location of point of diversion is: Township 7 Range 44Section 14 SE NE 1/4 of SE NE 1/4 of NE 1/4, Govt. Lot Point of Beginning BM.County of CaribouAdditional points of diversion if any: Sec 11 SW SE SW for irrigation
Sub into Marlow + Santa Clara5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. in stream stock

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stock water purposes from June 1 to Nov 1 amount .02 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1000 head

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MAY 04 2006

10. Place of use is: Township: 7S Range 44E
Section 11 SE 1/4 of SW, 1/4, Govt. Lot _____ B.M. SWSE-section 11
for (Circle One) Domestic Stock Domestic and Stock and. NENE Sec. 14. also
Additional places of use, if any _____ 7S, 44E.

11. In which county (ies) are lands listed above as place of use located? Caribou.

12. Do you own the property listed above as place of use? Yes X No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: Big spring.

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Limited Partner
of Bear Lake Grazing Co. that I have signed the foregoing
document in the space below as Limited Partner of Bear Lake Grazing Co.
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Paul Fuchs Date 3 Feb 05
Title and Organization Limited Partner Bear Lake Grazing Co.

State of Idaho/or _____)
County of Bannock) SS.

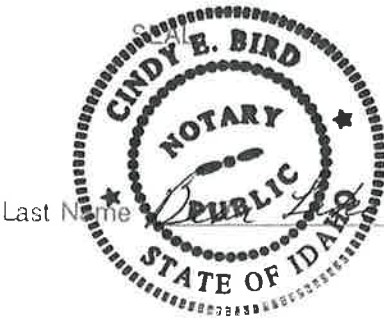
NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 3rd day of February, 2005

Notary Public Cindy E Bird

Residing at Lava Hot Springs

My Commission Expires May 1, 2007 **SCANNED**



Last Name Garing Ident No. _____ **MAY 04 2006**

Copies: White-State, Yellow-Claimant

