

06/19/2003

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

RIGHT NUMBER: 29-13501
NAME AND ADDRESS: ROBERT L HURST
7869 W BUCKSKIN RD
POCATELLO ID 83201
SOURCE: SPRING
TRIBUTARY: SOUTH FORK POCATELLO CREEK
QUANTITY: 0.120 CFS
THIS RIGHT WHEN COMBINED WITH RIGHT NO(s). 29-07268, 29-07517, 29-13500, AND 29-13501 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
PRIORITY DATE: 04/01/1970
POINT OF DIVERSION:

T06S R35E S28 SWNWNW Within BANNOCK County
T06S R35E S28 SWNWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.120 CFS
STOCKWATER	01/01 12/31	0.020 CFS
Stockwater use is for 10 range cattle.		

PLACE OF USE: IRRIGATION Within BANNOCK County
T06S R35E S28 NWNW 6.0
STOCKWATER Within BANNOCK County
T06S R35E S28 NWNW

6 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-07268, 29-07517, 29-13500, AND 29-13501.

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

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

EXPLANATORY MATERIAL: Beneficial Use

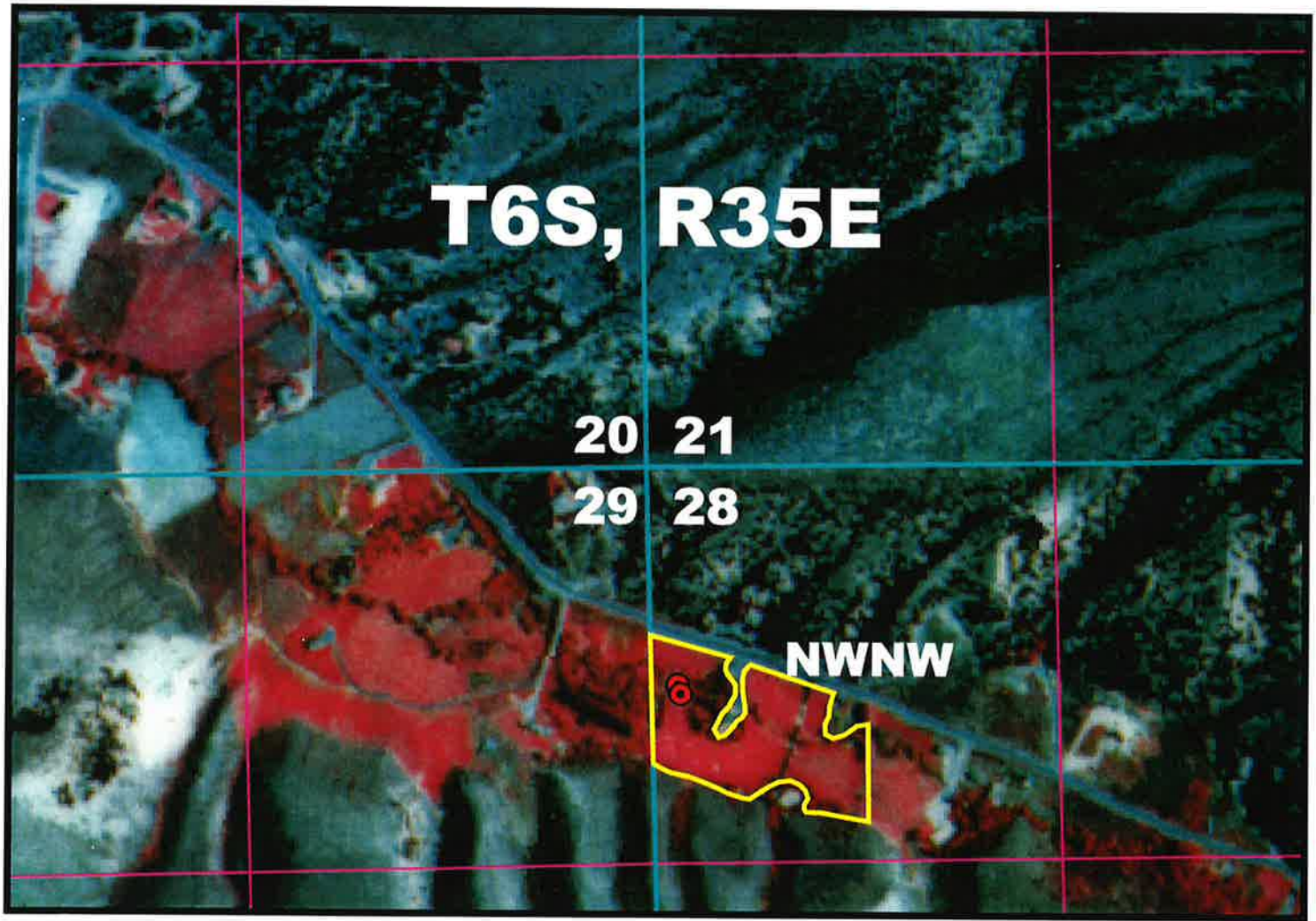
Stockwater is for 10 head



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-13501



1320

0

1320 Feet

Total Irrigated Acres: 6.0



Point(s) of Diversion



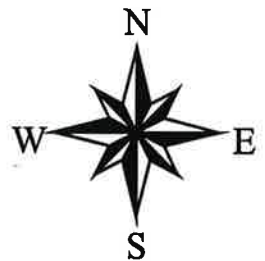
Place of Use



Quarter Quarter Lines



Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: June 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13501 V1

WATER RIGHT NUMBER: 29-13501 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT L HURST 7869 W BUCKSKIN RD POCATELLO, ID 83201 (208)233-6707

Priority Date: 04/01/1970
 Basis: Beneficial Use
 Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SOUTH FORK POCATELLO CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.120 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.120 CFS	

Location of Point(s) of Diversion

SPRING	SW1/4NW1/4NW1/4	Sec. 28, Twp 06S, Rge 35E, B.M.
BANNOCK County		
SPRING	SW1/4NW1/4NW1/4	Sec. 28, Twp 06S, Rge 35E, B.M.
BANNOCK County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06S	35E	28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	6.0
																			6.0

Total Acres: 6

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06S	35E	28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13501 V1

1. C18 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.
2. X02 Stockwater use is for 10 range cattle.

Remarks:

1. Place of Use USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
- Irrigation OF A COMBINED TOTAL OF 6 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED
RIGHT NOS.: 29-07268, 29-07517, 29-13500, AND 29-13501.
2. Quantity THIS RIGHT WHEN COMBINED WITH RIGHT NO(s). 29-07268, 29-07517, 29-13500, AND
29-13501 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

Comments:

1. csaxton 6/16/2003 B-use

Comment: This claim was originally filed based on decreed right 29-00449 but evidence does not support that this is a portion of the decreed right. However, evidence has been provided to support this claim based on beneficial use.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

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>
Contacts	6/16/2003 4:45:54 PM	csaxton			Active
Summary			06/16/2003	csaxton	Active
Contacts	6/19/2003 12:43:36 PM	csaxton			Active
Priority Date	6/19/2003 12:44:30 PM	csaxton			Active
POD	6/19/2003 12:44:46 PM	csaxton			Active
Source	6/19/2003 12:46:57 PM	csaxton			Active
POU	6/19/2003 12:48:07 PM	csaxton			Active
Use	6/19/2003 12:48:29 PM	csaxton			Active
Season	6/19/2003 12:50:38 PM	csaxton			Active
Quantity	6/19/2003 12:51:36 PM	csaxton			Active
Summary			06/19/2003	csaxton	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13501 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	6/16/2003 4:47:07 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 4. Is any portion of the claim be recommended? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
Contacts	6/16/2003 4:45:53 PM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: FE 3/3/03
Contacts	6/19/2003 12:43:36 PM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: Field Exam 3/3/03
Priority Date	6/19/2003 12:44:31 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit from claimant.
POD	6/19/2003 12:44:47 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	6/19/2003 12:45:41 PM	csaxton	Edited point location
POD	6/19/2003 12:46:02 PM	csaxton	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13501 V1

POU	6/19/2003 12:47:32 PM	csaxton	Edited shape boundary
Source	6/19/2003 12:46:58 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - FE 3/3/03
POU	6/19/2003 12:48:08 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - NAPP photography and FE 3/3/03
Use	6/19/2003 12:48:30 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - FE 3/3/03
Summary	6/19/2003 1:12:04 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13501 V1

Season	6/19/2003 12:50:39 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	6/19/2003 12:51:36 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Claims for 0.20 cfs or less do not require measurement.

Affidavit

June, 19, 2003

Bob Hurst
7869 West Buckskin Road
Pocatello, Idaho 83201
(208) 233 6707

Mr. Craig L. Saxton
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

This affidavit is being sent pursuant to your suggestion on June 16, 2003 regarding water right number 29-13501. The purpose is to establish the date on which I began to use water from the spring that arises on my property. I own two parcels of approximately 5 acres each. I purchased the first piece on May 31, 1967. My parents, Marie and Leo Hurst, purchased the second piece on November 21, 1969. Both of my parents have passed away and I own both parcels of land. Their property was placed in my name on March 12, 1993.

In 1968 I planted pasture grass and alfalfa hay on my land. In the spring of 1970 we planted pasture grass on my parents property and had power installed on their property. At that time we began irrigating from the springs that arise on the lower portion of the property. Between my father and I the two properties have been watered from the springs since 1970. Initially I had alfalfa and pasture grass. Sometime in the 1980s I plowed up the alfalfa and planted pasture grass. In the past it has been used to feed horses and/or cows. Currently it is used to feed cows. We planted several hundred seedlings obtained from the University of Idaho that now surround the property. They are Fir, Austrian Pine, Russian Olive, Lilacs and also several fruit trees that were purchased from a greenhouse.

My father wrote to the Department of Water Resources on April 26, 1975. In a response dated May 5, 1975 Ronald D. Carlson, the District Engineer, stated: "You indicated in your letter that the water you wish to appropriate arises on your property. If this water leaves your property, then it becomes available for appropriation by downstream users and your permit will be subject to all prior water rights. If the water rises solely on your property and never leaves, then it is classified as private water and you have exclusive right to it." In good faith we relied on that decision and made no further application.

The water from the springs has been used to irrigate 6 of my 10 acres continuously since 1970. The trees have matured, the pasture is well maintained and a visit to the property should provide ample evidence as to the beneficial use of the water.

Sincerely,

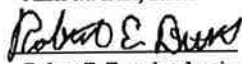


Bob Hurst

Corroboration Witnesses:



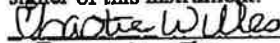
Anne M. Burt, Sister



Robert E. Burt, brother-in-law

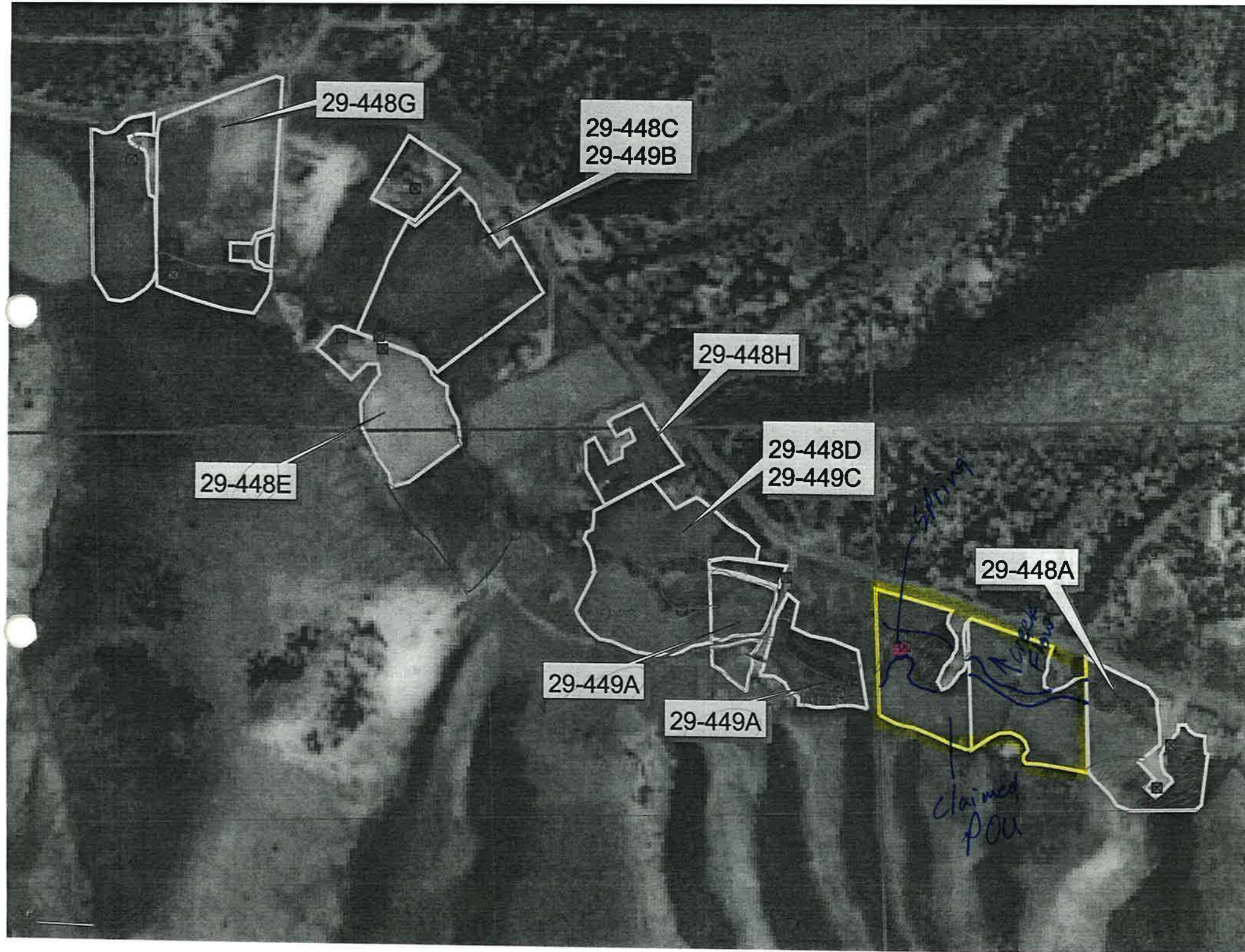


STATE OF IDAHO

County of BernadineOn this 19th day of 2003 personally appeared before me the signer of this instrument.

Notary Public, residing

at Pocatello, IDMy commission expires 8/12/07



29-448G

29-448C
29-449B

29-448E

29-448H

29-448D
29-449C

29-449A

29-449A

29-448A

Spring
Nepes River
claimed POU

Split history for Decreed Right 29-00449

	Claimed		Recommend	% Percentage	Per Acre	
A	Crandall			100%		
		0.15	0.028	0.028	0.028	Deed Silent
		5	1.4	1.4	1.4	0.02 cfs per acre
B	Jordan			Pre Determined	Pre Determined	
		0.04	0.04	0.04	0.040	TR 2725
		5	5	5	5	
C	Casper			Mixed		Deed Silent - but I do have an affidavit confirming water use
		0.15	0.092	0.061	0.093	2 ac only spring = 100% @ 0.04
		5	4.6	4.6	4.6	2.6 ac with spring and Creek = 40% @ 0.021
E	West			40%		Good
		0.1	0.1	0.04	0.101	
		5	5	5	5	
29-13501	Hurst			No use		Disallow
		0.12	0	0	0	Spring Cannot Irrigate up hill
		6	0	0	0	Spring located on Casper's property
Not claimed	Tatum			40%		Not claimed
			0.038	0.015	0.038	Acreage excludes the house
			1.9	1.9	1.9	

Diversion Rate Per Acre = 0.017
CFS Per Acre excluding Jordan = 0.020

Decreed Acreage = 15?
Decreed CFS = 0.3

Sum CFS=	0.298	0.184	0.300
Sum Acre=	17.9	17.9	17.9

Sum of claimed Acreage =
Sum of claimed cfs =

Un-accounted for CFS=	0.002	0.116	
Un-accounted for Acres=	N/A	N/A	N/A

* 29-00448 and 29-00449 decreed for a total of 0.80 cfs. Decree silent to diversion rate per acre. Assume 1 in per acre

3-1-03: Spoke with Bob Hurst. Appointment @ 7:00 on March 3rd 2003. Meet @ Yellow house.

Bob has license for 29-07517 + 29-07268, But feels he should have a portion of Woodland Right 29-00448 and for 29-0449.

Claimant moved to property in 1967. Assume spring use dating back to 1967.

3-3-03: FE 3-3-03. This claim filed at that time.

5-8-03: Ernie + I conducted FE and determined that spring mentioned in decree probably on Eugene Crandell's property. Even if it was the spring on Hurst's property, his spring could not flood irrigate his property.

6-2-03: Spoke to Robert Hurst and he feels the springs were used prior to 1967. He is not going to withdraw this claim but see if he can prove use prior to 1971. I will speak with Candice about Accomplished change in source on license 29-07268 and 29-07517.

6-19-03: Sent Claimant of Revised Rec

WR: 29-13501

POD

FE: 3/3/03



Looking West at Point of diversion. This is the same System as Licensed in 29-07286 but it looks like the point of diversion is actually the pond. Sometime between 9/13/1985 when the field exam was conducted for 29-07286 and the present, the point of diversion changed from the creek to the pond.

WR: 29-13501

Pond

FE: 3/3/03



Looking South at pond fed by springs that rise. Water from Pocatello Creek can be diverted into the pond as well. Licensed rights 29-07268 and 29-07517 define S. Fk of Pocatello Creek as source.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 20, 2003

ROBERT L HURST
7869 W BUCKSKIN RD
POCATELLO ID 83201

RE: Withdrawal of Snake River Basin Adjudication (SRBA) claim 29-13501

Dear Mr. Hurst,

Through the Notice of Error process, several questions were brought up that resulted in IDWR re-reviewing the preliminary recommendations made for split portions of decreed rights 29-00448 and 29-00449.

I met with you on March 3, 2003 and you filed two new claims. One for a portion of decreed right 29-00448 for use of the South Fork of Pocatello Creek (29-13500) and one for a portion of decreed right 29-00449 for use of a Spring.

After re-reviewing the evidence it was determined that the spring you use could not have flood irrigated the place of use you claimed. In addition, field exam evidence indicates that the spring defined in the decree is most likely the spring that rises on Eugene Crandall's property.

With this evidence I cannot recommend that a portion of decreed right 29-00449 is applicable to your property and will have to disallow claim 29-13501.

Based on this information, my supervisor suggests you withdraw this claim and request a refund. I am enclosing the appropriate forms.

I apologize for the inconvenience. IDWR is still in the process of reviewing all the claims for portions of 29-00448.

Please feel free to contact me or my supervisor Ernie Carlsen in the Idaho Falls office at (208) 525-7161 with further questions.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 14, 2003

ROBERT L HURST
7869 W BUCKSKIN RD
POCATELLO ID 83201

RE: New Snake River Basin Adjudication (SRBA) claims 29-13500 and 29-13501.

Dear Mr. Hurst,

Enclosed are copies of the new claims you filed for use of the springs and the South fork of Pocatello Creek. Also enclosed is a receipt for the filing fees.

Keep in mind that we claimed the maximum acreage and diversion rate. The recommendations on these claims could very well be different than what is shown on the claim. But as we discussed, I will send you copies of the recommendations when completed. This could take some time, but feel free to call me if you have any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Craig L. Saxton'.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

RECEIVED

DIRK KEMPTHORNE
Governor

MAR 10 2003

KARL J. DREHER
Director

WATER RESOURCES
WESTERN REGION

March 5, 2003

ROBERT L HURST
7869 W BUCKSKIN RD
POCATELLO ID 83201

RE: Filing fees for Snake River Basin Adjudication (SRBA) claims.

Dear Mr. Hurst,

I think I have some good news for you. It was brought to my attention that I over charged you for the claims you filed during our meeting on Monday March 3, 2003.

Since you filed your other claims on a timely matter, there is no "Late" fee applicable to your new claims. This means the filing fees for the two new claims total \$100.00. Fee breakdown is \$50.00 per claim. No \$50.00 per claim late fee.

Thus, instead of receipting the check for \$200.00 (CK #1018) that you gave me and then having to go through the refund process, I thought I would just return your check and request that you mail me a new one for \$100.00. Note that in order for the claims to be valid I do need that \$100.00 filing fee so we do not want to forget about this.

I apologize for the inconvenience but figure this would be to your benefit.

Please feel free to contact me with any questions. And as we spoke about on March 3, I will be in contact with you when I make recommendations on the two additional claims you filed.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Thanks Craig,

SECTION 1: COMPLETE THIS SECTION	SECTION 2: COMPLETE THIS SECTION ON DELIVERY
■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 1. Article Addressed to: Robert L. Hurst 7869 W Buckskin RD Pocatello ID 83201 (Crazy Sunston) 2. Article Number (Copy from service label) 7099-3220-0006-2264-1472	A. Received by (Please Print Clearly) B. Date of Delivery 3-8-03 C. Signature ☐ Agent ☐ Addressee x Robert Hurst D. Is delivery address different from item 1? ☐ Yes ☒ No If YES, enter delivery address below: 3. Service Type ☐ Express Mail ☒ Certified Mail ☐ Return Receipt for Merchandise ☐ Registered ☐ C.O.D. ☐ Insured Mail 4. Restricted Delivery? (Extra Fee) ☐ Yes

PS Form 3811, July 1999 Domestic Return Receipt 102595-99-M-1789

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED

MAR 10 2003

**WATER RESOURCES
WESTERN REGION**

DEPARTMENT OF WATER RESOURCES

2735 AIRPORT WAY
BOISE, IDAHO 83705-5082

03



7099 3220 0006 2264 1472

U.S. Postal Service

CERTIFIED MAIL RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

Article Sent To:

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Name (Please Print Clearly) (To be completed by mailer)

Robert L. Hurst

Street, Apt. No., or PO Box No.

City, State, ZIP+ 4

PS Form 3800, July 1999 See Reverse for Instructions

14

1: 10 10006951: 17 10 1811 5834063 105511

Idaho Department of Water Resources Receipt

Receipt ID W030201

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	ADJUDICATION FILING FEE	0337		42503	1155

Signature Line (Dept. Representative)

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 29-13501
Date Received: 3/10/03
Receipt No: W030201
Received By: CS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT L HURST Phone: (208)233-6707

7869 W BUCKSKIN RD
POCATELLO ID USA 83201

2. Date of Priority: 05/31/1887

3. Source: SPRINGS Trib. to: POCATELLO CREEK SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	35E	28	SW NW NW	BANNOCK	
06S	35E	28	SW NW NW	BANNOCK	

5. Description of diverting works:

PUMP, SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.12	
STOCKWATER	1/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.12 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
06S	35E	28	NW NW	NW NW	IRRIGATION STOCKWATER	6
Section Acres						6
Total Acres						6

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

29-07055, 29-07058, 29-07268, 29-07517

14. Remarks:

This claim is based on a portion of decreed right 29-00449.

15. Basis of Claim: Decree

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Robert L. Hunt Date: 3/3/03

Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 3rd
of March 2003 Craig L. Saxton

Notary Public

Residing at Ada Co

My commission Expires 8/14/07

