

03/27/2003

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

RIGHT NUMBER: 29-13522  
NAME AND ADDRESS: HANS HAYDEN  
3746 MID CRYSTAL RD  
ARBON ID 83212  
  
RUSSELL J HAYDEN  
PO BOX 598  
SODA SPRINGS ID 83276-0598  
  
TWIN HAYDEN  
3747 MID CRYSTAL RD  
ARBON ID 83212

SOURCE: RATTLESNAKE CREEK TRIBUTARY: BANNOCK CREEK

QUANTITY: 1.000 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 2.40 CFS. COMBINED RIGHT NOS.: 29-480, 29-13215,  
29-13522, 29-2509 AND 29-7272

PRIORITY DATE: 04/01/1960

POINT OF DIVERSION:

T09S R34E S8 NESW Within POWER County Source: RATTLESNAKE CREEK

T09S R34E S8 SWSWSE Within POWER County Source: RATTLESNAKE CREEK

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 1.000 CFS       |

PLACE OF USE: IRRIGATION Within POWER County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T09S R34E S08 | SWNW | 5.4  | T09S R34E S08 | NESW | 28.0 |
| T09S R34E S08 | NWSW | 36.0 | T09S R34E S08 | SESW | 39.0 |
| T09S R34E S08 | NWSE | 1.9  | T09S R34E S08 | SWSE | 10.0 |

120.3 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 120.3 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-480, 29-13215, 29-13522,  
29-2509 AND 29-7272

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

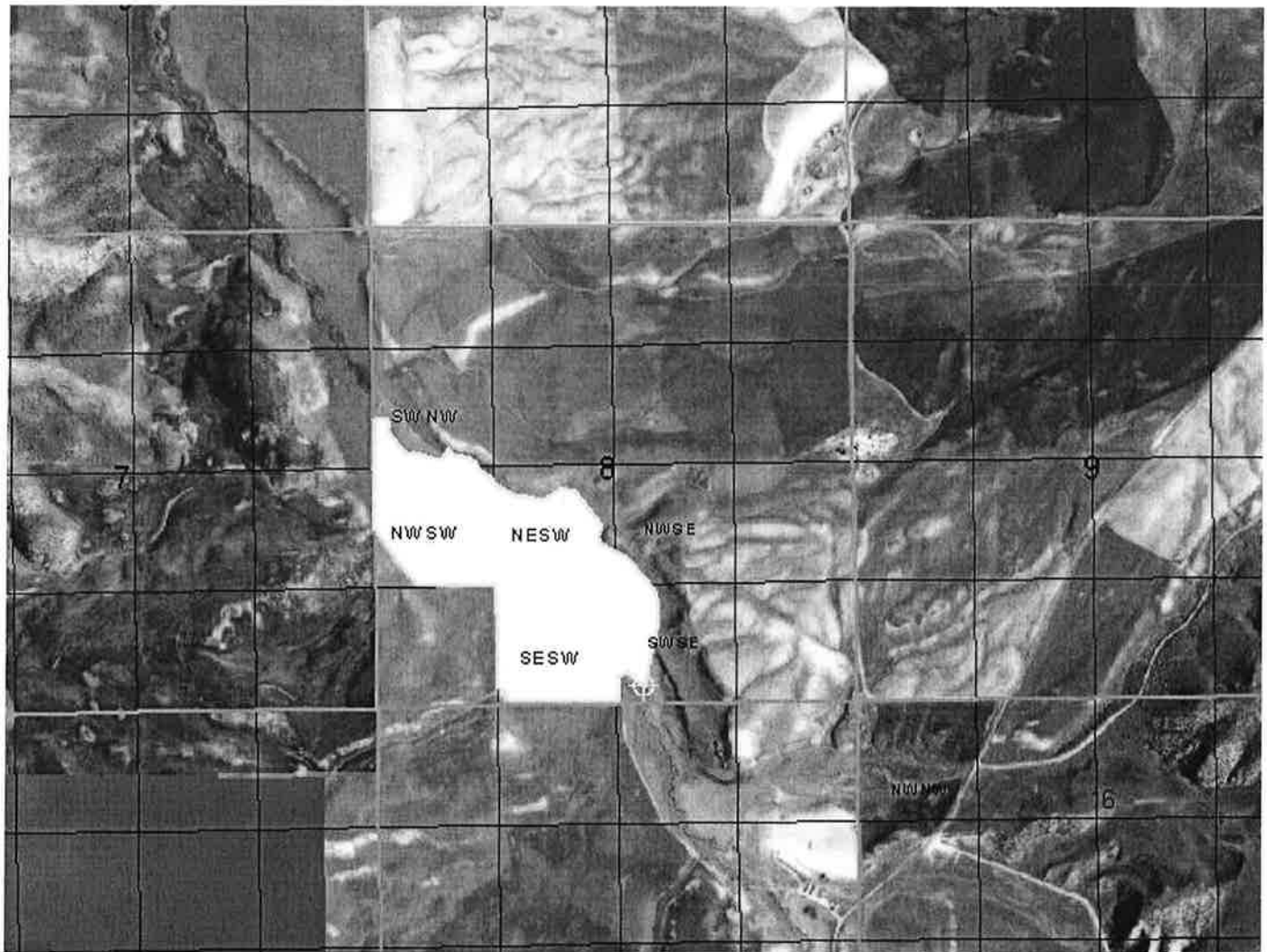
EXPLANATORY MATERIAL:



# Department of Water Resources

Claim No: 29-480, 29-13215  
29-13522

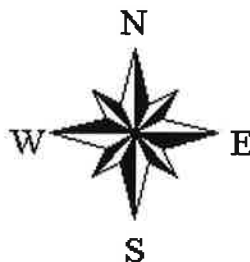
Twp 09S Rge 34E



0 1320 2640 3960 5280 Feet

Irrigated Acres = 120.3

-  Place of use.shp
-  Diversion.shp
-  Sections
-  QQ



GIS Place of Use Illustration  
1987/1988 NAPP Photography  
Prepare by: E. Carlsen  
Date: March 2003

3/27/03

To TWO & whom concerned,

This date, we made a claim # 29-13522  
for water rights on Rattle Snake, tributary to Poudre  
Creek.

As to claim, the area listed are  
correct as far as known from the beginning of  
migration in the early 1900's.

The date of 1900 as shown is the  
date that I personally found water from  
Rattle Snake was used as migration from  
cannals along the edge and the area included  
those listed on the map of  
29-13522.

Steve Stephens

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 29-13522  
Date Received: 3/27/2003  
Receipt No: E028612  
Received By: EMC

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

A2913522



1. Name of Claimant(s)

HANS HAYDEN Phone: (208)335-2152

3746 MID CRYSTAL RD  
ARBON ID USA 83212

RUSSELL J HAYDEN Phone: (208)233-2526

PO BOX 598  
SODA SPRINGS ID USA 83276-0598

TWAIN HAYDEN Phone: (208) 335 2152

3747 MID CRYSTAL RD  
ARBON ID USA 83212

2. Date of Priority: 04/01/1960

3. Source: RATTLESNAKE CREEK Trib. to: BANNOCK CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 09S      | 34E   | 8       | NE SW                 | POWER  |      |
| 09S      | 34E   | 8       | SW SW SE              | POWER  |      |

5. Description of diverting works:

Old canal heading in SWSE and portable pump in NESW.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/01 | 10/31 | 1.0    |            |

7. Total Quantity Appropriated is:  
1 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 |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 09S      | 34E   | 8       | SW     | NW  |     | IRRIGATION    | 5.4   |
|          |       |         | NE     | SW  |     | IRRIGATION    | 28    |
|          |       |         | NW     | SW  |     | IRRIGATION    | 36    |
|          |       |         | SE     | SW  |     | IRRIGATION    | 39    |
|          |       |         | NW     | SE  |     | IRRIGATION    | 1.9   |
|          |       |         | SW     | SE  |     | IRRIGATION    | 10    |
|          |       |         |        |     |     | Section Acres | 120.3 |
|          |       |         |        |     |     | Total Acres   | 120.3 |

11. Place of use in counties: POWER

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

13. Other Water Rights Used:

14. Remarks:

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 120.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-480, 29-13215 AND 29-13522

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of 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 Individuals:**

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

Signature of Claimant(s): *[Signature]* Date: 3/27/03

\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 27<sup>th</sup>  
of March 2003

*Jennifer Crabtree*

Notary Public

Residing at Idaho Falls, Idaho

My commission Expires 9/23/03

