

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 37-10797
Date Received: 8/4/1988
Receipt No: S001287
Received By:

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

1. Name of Claimant(s)

ANCIE P BELL Phone: (208)837-4405
853 E 2830 S
HAGERMAN ID 83332

VERL C BELL Phone: (208)837-4405
853 E 2830 S
HAGERMAN ID 83332

2. Date of Priority: 06/23/1925

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	13E	27	NE NW NW	GOODING	

5. Description of diverting works:

OVERFLOW OF COLLECTION BOX INTO PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.12	
STOCKWATER	01/01	12/31	0.1	

7. Total Quantity Appropriated is:
0.22 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	13E	27	NW	NW	IRRIGATION	3
Section Acres						3
Total Acres						3

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

Spring has also been called the headwaters to Short Creek.
Irrigation water has the same priority date as 37-4011.
Fish propagation from this source is covered by permit 37-8371.
Place of use is Lots 4, 5 and 6.

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Derek C. T. Bell Date: 6-29-05

Date:

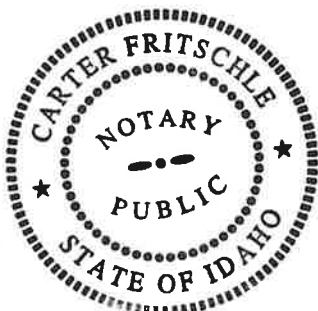
State of Idaho)
County of Twain Falls) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of June 2005 Carter Fritschle

Notary Public

Residing at Kuna ID

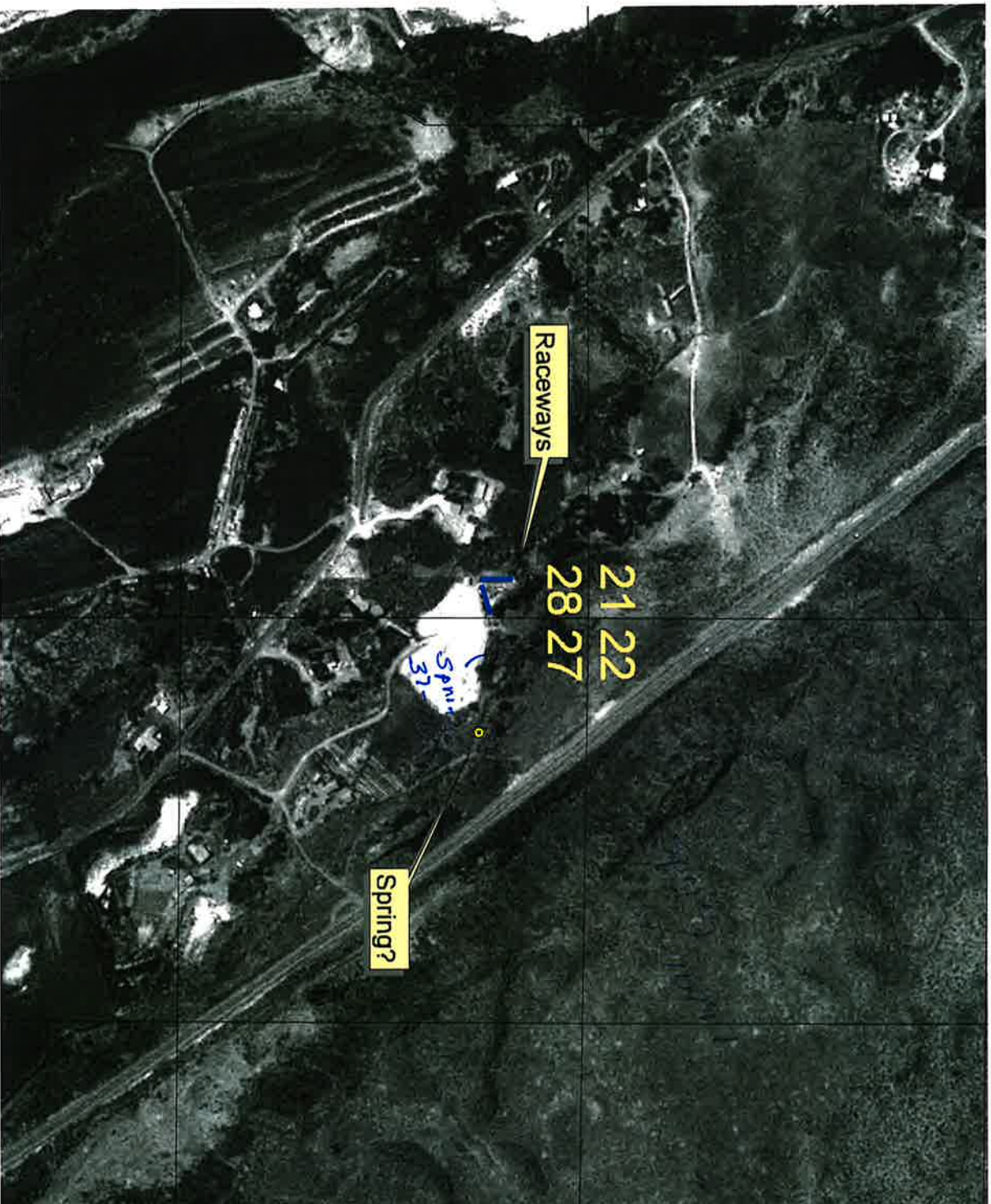
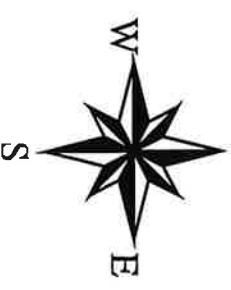
My commission Expires 6-21-2006



37-7185

T06S R13E
S27 & S28

Verl Bell indicated
the "Short Creek
Spring" was very
near the line
between Sec. 22
and Sec. 27. Other
aerial photos indicate
it is actually in Sec. 27.

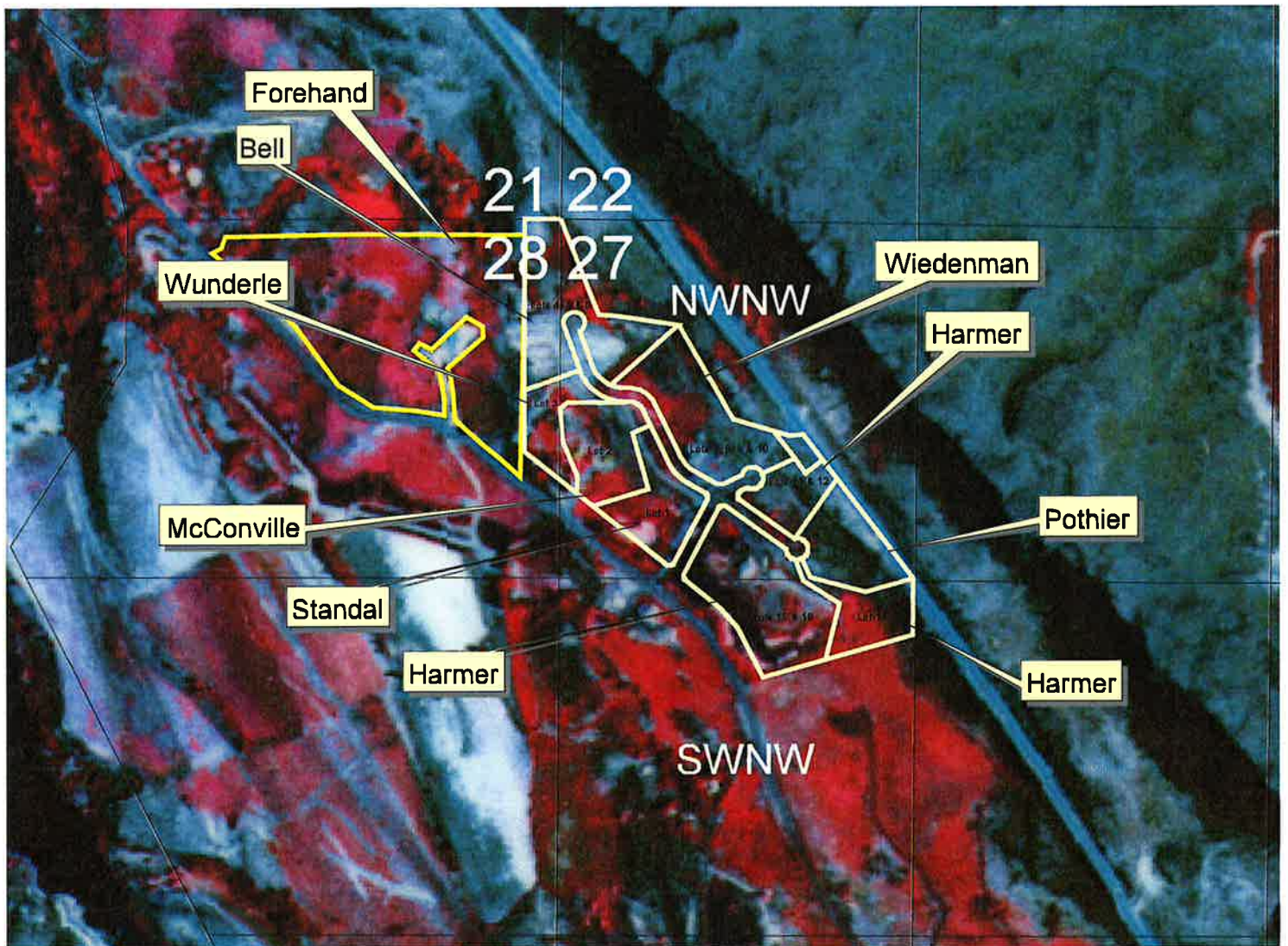


Spring Acres Subdivision

<u>Basin</u>	<u>Sequence</u>	<u>Basis</u>	<u>Priority</u>	<u>Date</u>	<u>Rate(cfs)</u>	<u>Volume</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
*37	4009	Beneficial Use	6/23/1925	0.44			SPRING	IRRIGATION, STOCKWATER	FOREHAND	Recommendation
37	4010	Beneficial Use	4/1/1942	0.02			SPRING	DOMESTIC	MC CONVILLE	Recommendation
*37	4011	Beneficial Use	6/23/1925	0.17			SPRING	IRRIGATION, STOCKWATER	MC CONVILLE	Recommendation
37	4031	Beneficial Use	8/15/1965	0.1			SPRING	DOMESTIC, FISH PROPAGATION, STOCKWATER	STANDAL	Recommendation
37	7185	License	12/22/1972	3.96		2848	SPRING	FISH PROPAGATION	BELL	Recommendation
37	7479	License	3/8/1976	0.08		8.7	UPPER WADDINGTON	DOMESTIC, IRRIGATION	HARMER & POTHIER	Recommendation
*37	7587	Decreed	4/15/1977	0		0.1	SPRING	STOCKWATER	BELL	Water Right
37	7631	License	6/16/1977	0.04			UPPER WADDINGTON	AESTHETIC, DOMESTIC, IRRIGATION	HARMER & POTHIER	Recommendation
*37	8345	License	6/20/1988	0.02		1.2	SPRING	DOMESTIC	WUNDERLE	Water Right
*37	8362	License	6/20/1988	0.05		7.2	SPRING	DOMESTIC, IRRIGATION	WEIDENMAN	Water Right
37	10072	Decreed	4/1/1969	0.04			SPRING	DOMESTIC	MC CONVILLE	Water Right

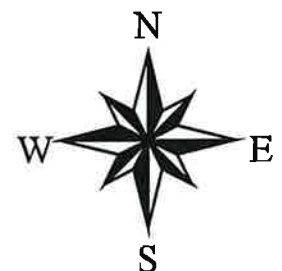
* Rights from "Short Creek Springs"
add 37-8371 and 37-10797

Spring Acres Subdivision



800 0 800 1600 2400 3200 Feet

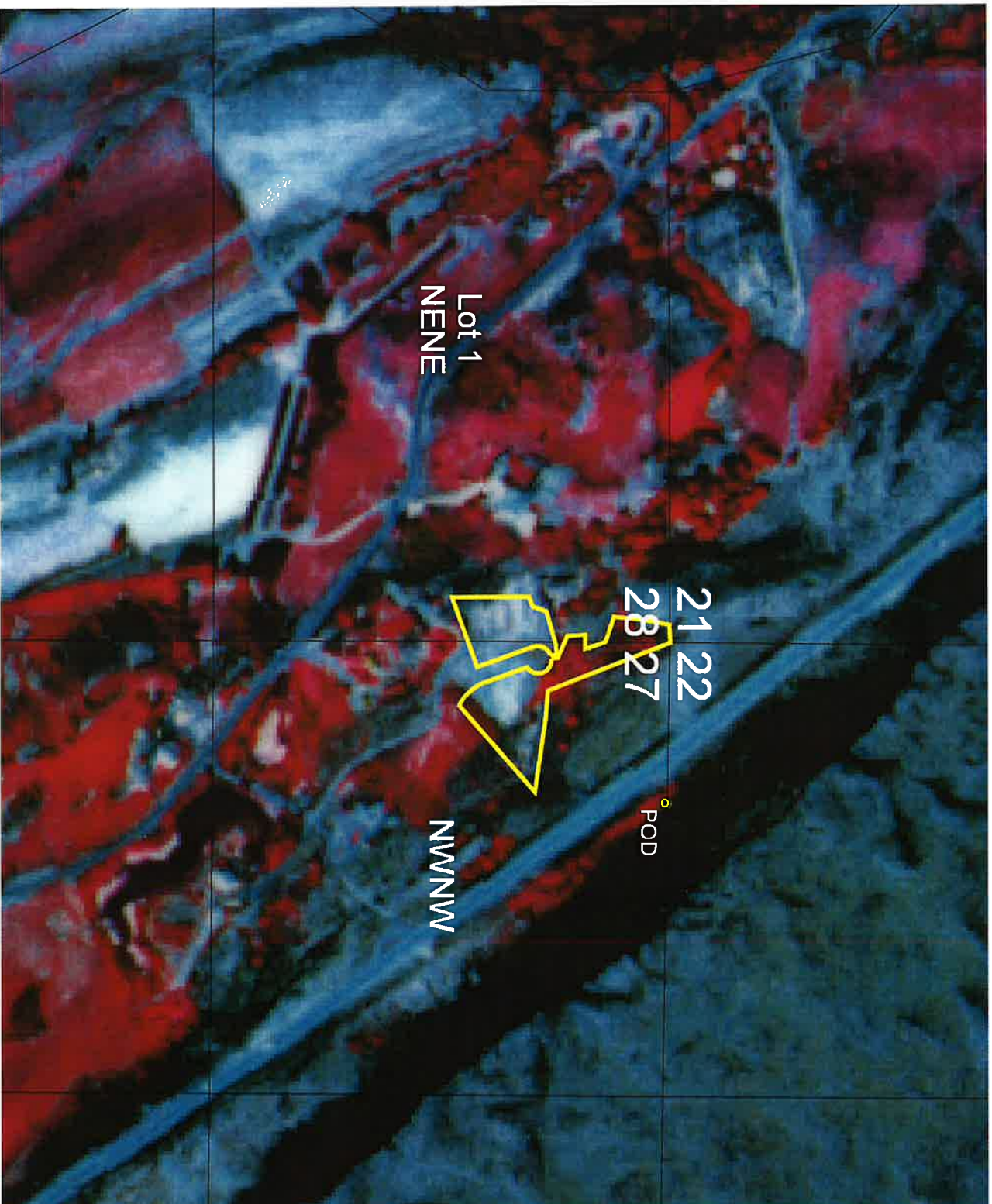
T06S R13E S27 & S28



Map for informational purposes only. CLF 04/01/05

37-10797

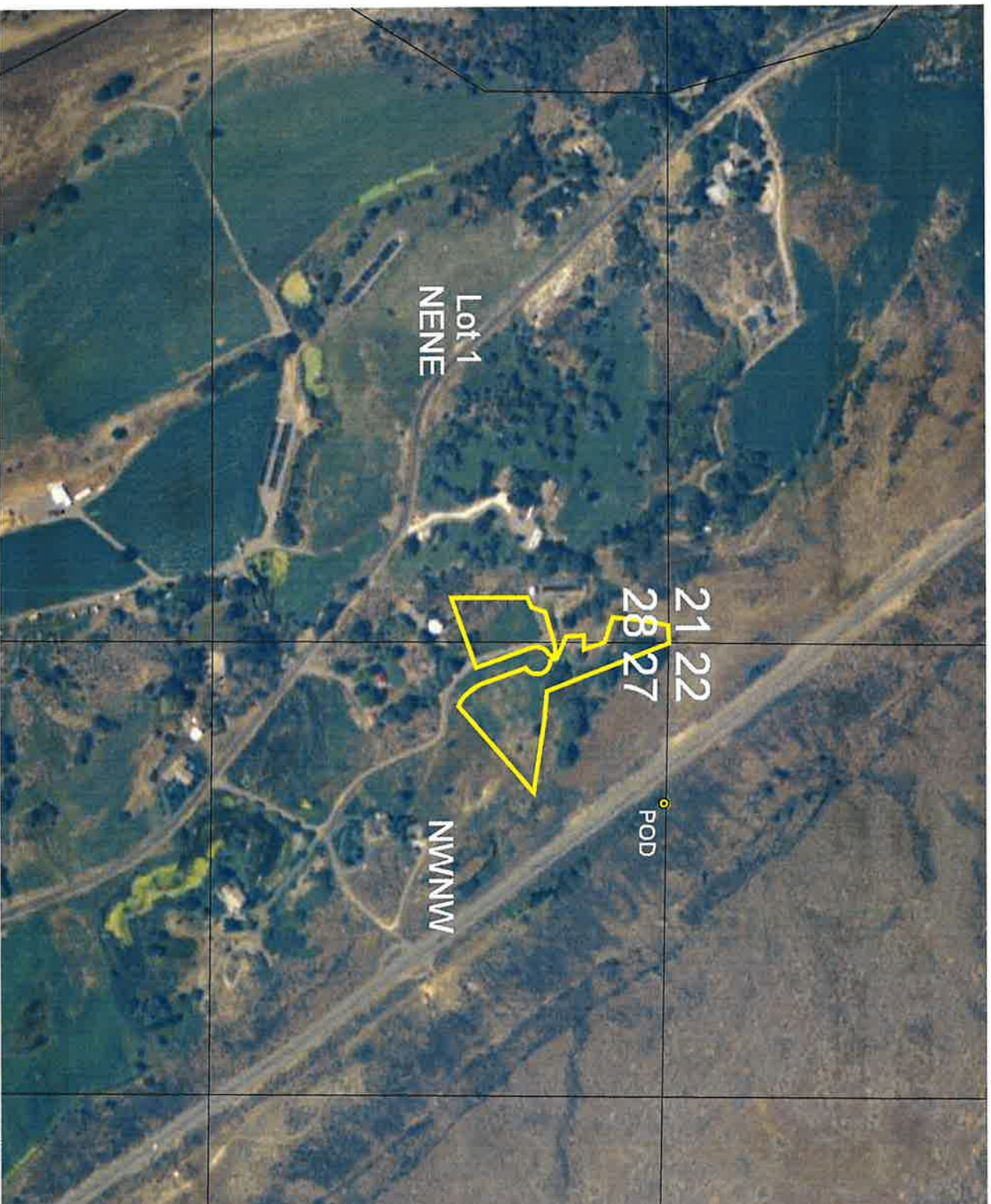
**T06S R13E
S27 & S28**



Map prepared by: Carter Fritschle
Date prepared: 07/01/05
1987-1988 NAPP photography
Idaho Department of Water Resources

37-10797

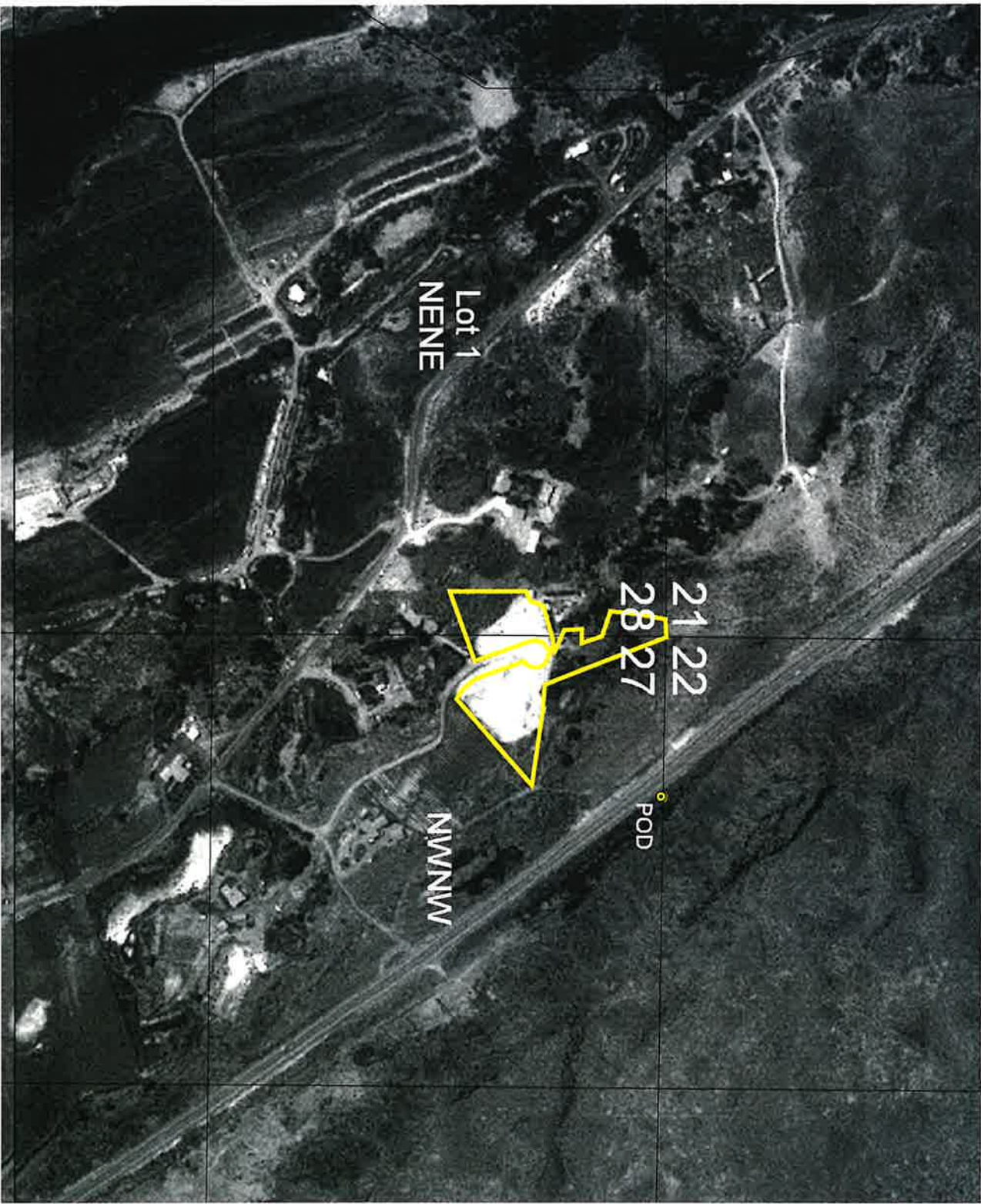
**T06S R13E
S27 & S28**



2004 NAIP

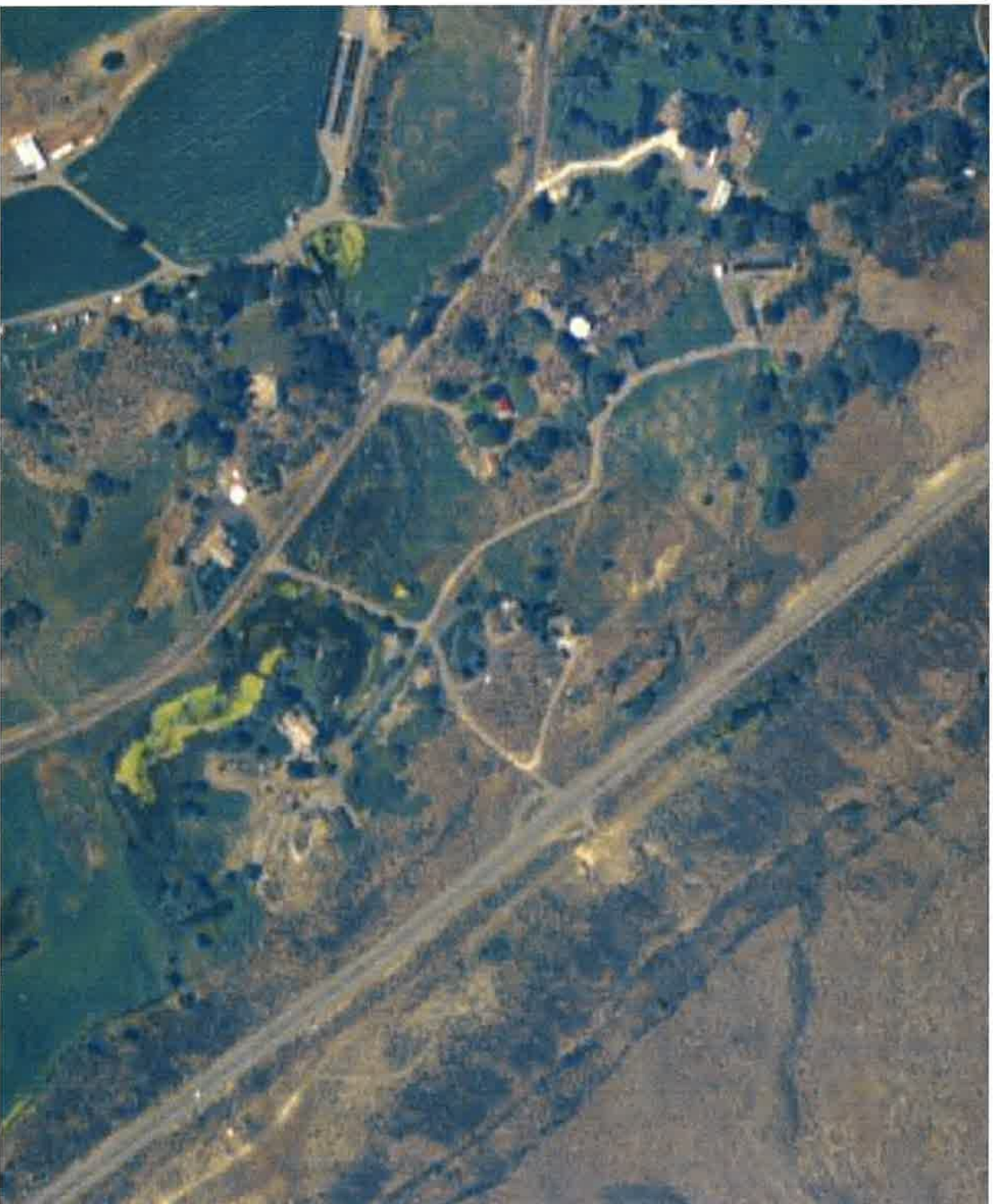
37-10797

**T06S R13E
S27 & S28**

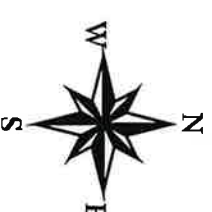


1992 DOQQ

2004 Aerial Photo



500 0 500 1000 Feet



07/01/2005

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

RIGHT NUMBER: 37-10797

NAME AND ADDRESS: ANCIE P BELL
853 E 2830 S
HAGERMAN ID 83332

VERL C BELL
853 E 2830 S
HAGERMAN ID 83332

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.220 CFS

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

PRIORITY DATE: 06/23/1925

POINT OF DIVERSION:

T06S R13E S27 NWNWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.100 CFS
IRRIGATION	03/15 11/15	0.120 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S27 NWNW 2.0 T06S R13E S28 Lot 1 NENE 1.0

STOCKWATER same as IRRIGATION

3 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use 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.

EXPLANATORY MATERIAL: Beneficial Use

Place of use is located within Lots 4, 5 and 6 of Spring Acres Subdivision.

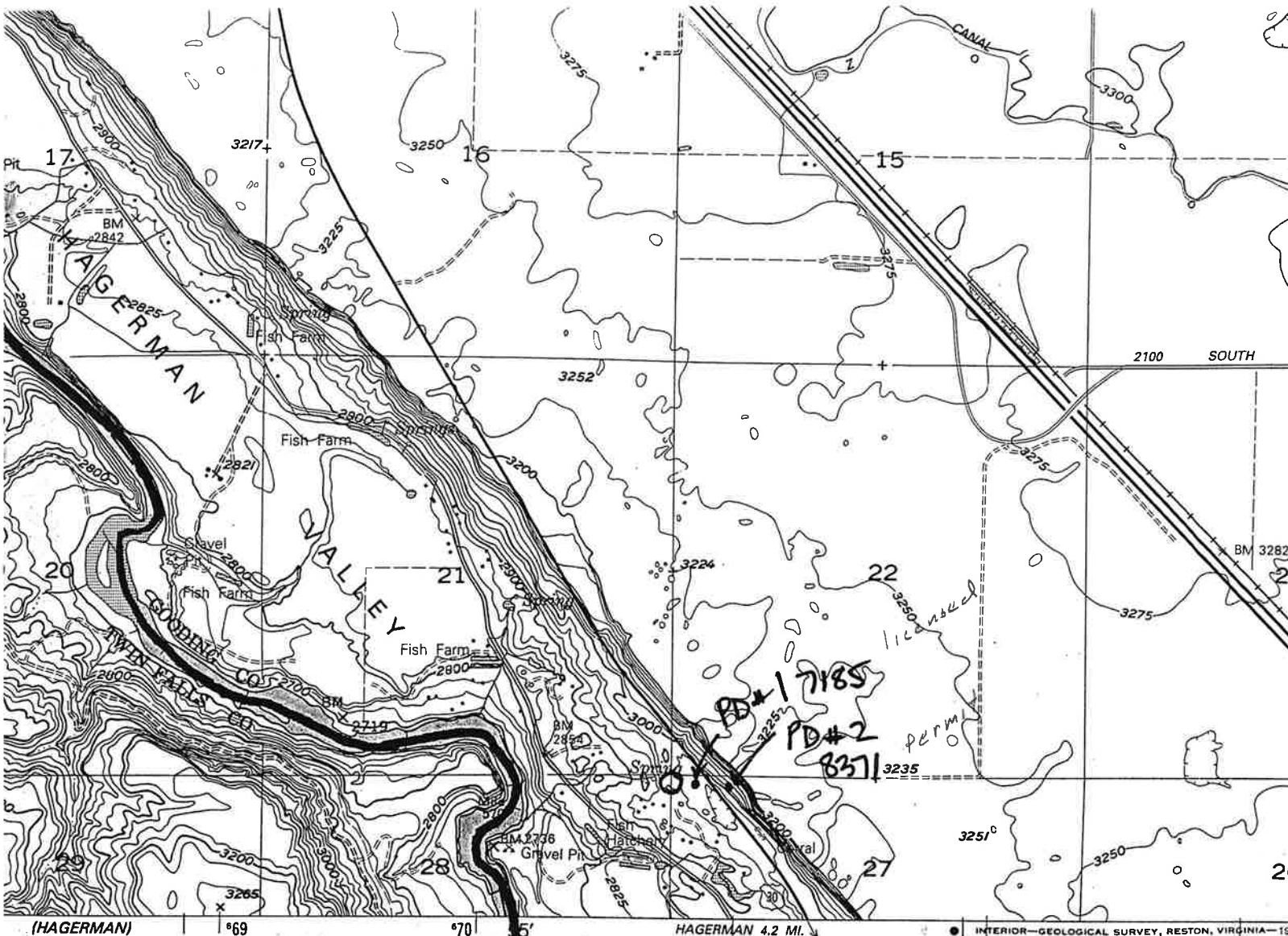
Source is also known as Short Creek Spring.

5 - 19 - 1992



USGS

1 Meter Resolution



SCALE 1:24 000
0 3000 4000 5000 6000 7000 FEET
0 1 KILOMETER

47 37

ROAD CLASSIFICATION
Primary highway, hard surface.....
Secondary highway, hard surface.....
Light-duty road, hard improved surface.....
Unimproved road.....
Interstate Route U. S. Route Stat

OUR INTERVAL 25 FEET
ERVAL ON RIVER SURFACE 5 FEET
DETIC VERTICAL DATUM OF 1929
TH NATIONAL MAP ACCURACY STANDARDS
, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
HIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



BELL
6513E

BLISS,
42114-H
19
REVISE:

08/12/2003

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

RIGHT NUMBER: 37-10797
NAME AND ADDRESS: ANCIE P BELL
853 E 2830 S
HAGERMAN ID 83332

VERL C BELL
853 E 2830 S
HAGERMAN ID 83332

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

NO LAWFUL APPROPRIATION SHOWN. SEE 37-8371

EXPLANATORY MATERIAL:

NO LAWFUL APPROPRIATION SHOWN: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is PROPOSED to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is PROPOSED to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

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CIVIL CASE NUMBER: 39576

Ident. Number: A37-10797
Date Received: 8/04/1988
Receipt No: S001287
Received By: SCC

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: VERL C. BELL 208-837-4405
Address: RT. 1 BOX 42
HAGERMAN, ID 83332

OR

Name: ANCIE P. BELL 208-837-4405
Address: RT. 1 BOX 42
HAGERMAN, ID 83332

2. Date of Priority: DEC 02, 1977

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	27	NE	NW	NW		GOODING

5. Description of diverting works:
OVERFLOW OF COLLECTION BOX INTO PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	0.800		
IRRIGATION	03/15	11/15	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/ TWO PONDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	27	NW	NW		FISH	
			NW	NW		IRR	3.0
					Section Acres		3.0
		28	NE	NE		FISH	
					Total Acres		3.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A37-07185

14. Remarks:
THIS WATER HAS BEEN IN USE SINCE 12-02-1977. APPLICATION
FOR PERMIT HAS BEEN FILED. THIS CLAIM IS FOR ANY EXCESS
OR PERIOD OF UNUSE BY WR #37-04011. SPRING HAS ALSO BEEN
CALLED HEADWATERS TO SHORT CREEK.
IRRIGATION WATER HAS A PRIORITY DATE SAME AS WR #37-04011.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Dore E. T. Bell Date: 8-5-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id
My Commission Expires 6-30-94

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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OR
Name: ANCIE P. BELL 208-837-4405
Address: RT. 1 BOX 42
HAGERMAN, ID 83332

2. Date of Priority: DEC 02, 1977

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	13E	27	NE	NW	NW		GOODING

5. Description of diverting works:
OVERFLOW OF COLLECTION BOX INTO PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	0.800		
IRRIGATION	03/15	11/15	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/ TWO PONDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	27	NW	NW		FISH	
			NW	NW		IRR	3.0
					Section Acres		3.0
		28	NE	NE		FISH	
					Total Acres		3.0

11. Place of use in counties: GOODING

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

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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 Individuals:

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

Signature of Claimant(s): Deirdre C. Bell Date: 8-4-88

Date: _____

State of Idaho

County of Twin Falls)
SS.

Subscribed and sworn (or affirmed) before me this 4th day

of August 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id

My Commission Expires 6-30-94