

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: **A67-14161**  
Date Received: 8/27/1998  
Receipt No: W024309  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: JAMES A ROGERS 208-663-4421  
Address: 1122 E 1500 N  
TERRETON ID 83450  
AND/OR  
Name: ELAINE K ROGERS 208-663-4421  
Address: 1122 E 1500 N  
TERRETON ID 83450

2. Date of Priority: JUN 1, 1890

3. Source: SPRING Trib. to: GROSSEN CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 16N      | 01W   | 11      | NW     | NW     | SE  |     | ADAMS  |

5. Description of diverting works:  
SPRINGBOX AND PIPELINE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.020 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 20 DAIRY CATTLE

SCANNED  
APR 12 2004

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 SYSTEM

Identification No. A67-14161  
Date Received 8/26/98  
Receipt Number W024309 *W*

NOTICE OF CLAIM  
TO A  
WATER RIGHT

RECEIVED

AUG 26 1998

WATER RESOURCES  
WESTERN REGION

ACQUIRED 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) James A. s/o Elaine K. Rogers Phone (208) 563-4421  
Mailing Address 1122 E. 1500 N. TARRANT ID Zip 83450

2. Date of Priority (Only one per claim) June 1, 1890 Month/Day/Year

3. Source of water supply (Check one) ( ) Groundwater or Other ☒ (a) Spring  
which is tributary to (b) Grossen Creek Name or kind of source

4. Location of point of diversion is: Township 18N Range 1W  
Section 11, NW 1/4 of NW 1/4 of SE 1/4, Govt. Lot -, BM.,  
County of Adams

Additional points of diversion if any: \_\_\_\_\_

5. 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. Spring box + pipeline

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)  
For Stockwater purposes from 1/1 Month/Day to 12/31 Month/Day 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 minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 20 Dairy cows

10. Place of use is: Township: 16N Range 1W  
Section 11, NW 1/4 of 5E 1/4, Govt. Lot -, B.M.,  
County of Adams for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any \_\_\_\_\_

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐  
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  
14. Remarks: Same spring for new domestic application. Irrigation  
water from Grosven Creek (AG-11511, recent change in ownership)

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) James A. Rogers Date 8-26-98  
Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

Title and Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ }  
County of Ada } SS.

Subscribed and sworn to (or affirmed) before me this 26th day of August 19 98

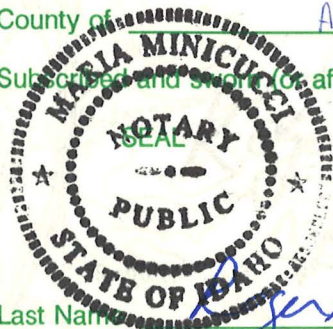
Notary Public Maria Minicucci

Residing at Boise, Idaho

My Commission Expires 06/25/1999

Last Name Rogers Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant



# Receipt Details for ID W024309

| Status | Adjustment Type     | Version |
|--------|---------------------|---------|
|        | Water Right Receipt | 1       |

**General Information:**

| Date Received        | Date Deposited | Region  | Total Amount | Payment Type |
|----------------------|----------------|---------|--------------|--------------|
| 8/26/1998 3:23:18 PM | 8/26/1998      | Western | \$75.00      | Check        |
| <b>Payer</b>         | ROGERS, JAMES  |         |              |              |

**Account Information:**

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 1080                 |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** SRBA CLAIM**Fee Detail:**

| Amount  | Description            | PCA   | Fund | Fund Detail | Subsidiary | Object |
|---------|------------------------|-------|------|-------------|------------|--------|
| \$50.00 | APPLICATION FOR PERMIT | 62103 | 229  | 21          | 0          | 1155   |
| \$25.00 | SRBA CLAIM             | 41503 | 337  | 0           | 0          | 1155   |

**Refund(s):**

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
|--------|-------|------|-----------------|

**Water Right Information:**

| Basin Number | Sequence Number | Split Suffix | Amount  | Type  |
|--------------|-----------------|--------------|---------|-------|
| 67           | 14161           |              | \$25.00 | Claim |

[Print Report](#)

11/11/2006

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

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RIGHT NUMBER: 67-14161

NAME AND ADDRESS: ELAINE K ROGERS  
PO BOX 174  
MIDVALE ID 83645

JAMES A ROGERS  
PO BOX 174  
MIDVALE ID 83645

SOURCE: SPRING

TRIBUTARY: GROSSEN CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION:

T16N R01W S11 NWSE Within ADAMS County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 01/01 12/31          | 0.020 CFS       |

PLACE OF USE: STOCKWATER in ADAMS County

T16N R01W S11 NWSE

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 20 dairy cattle.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-14161

WATER RIGHT NUMBER: 67-14161

|                   |                                                                     |
|-------------------|---------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                             |
| Current Owner     | ELAINE K ROGERS<br>PO BOX 174<br>MIDVALE, ID 83645<br>(208)355-2247 |
| Current Owner     | JAMES A ROGERS<br>PO BOX 174<br>MIDVALE, ID 83645<br>(208)355-2247  |

Priority Date: 06/01/1890

Basis: Beneficial Use

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| SPRING        | GROSSEN CREEK    |

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| STOCKWATER            | 1/01 to 12/31           | 0.020 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.020 CFS             |                      |

Location of Point(s) of Diversion

|              |                      |                                 |
|--------------|----------------------|---------------------------------|
| SPRING       | NW 1/4 NW 1/4 SE 1/4 | Sec. 11, Twp 16N, Rge 01W, B.M. |
| ADAMS County |                      |                                 |

Place of Use

STOCKWATER Within ADAMS County  
T16N R01W S11      NWSE

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. SAME SPRING FOR NEW DOMESTIC APPLICATION. IRRIGATION WATER FROM GROSSEN CREEK. (A67-11511, RECENT CHANGE IN OWNERSHIP).
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

GW is for 20 dairy cattle

Comments:



IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POD REVIEW REPORT  
ADJUDICATION CLAIM NUMBER: 67-14161

11/11/2006

1

| ater Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Source               | Name            |
|--------------|-------------|-----|-----|-----|----|----|-----|----------------------|-----------------|
| 67-4587      | Claim       | 16N | 01W | 11  | NW | SE |     | GROUND WATER         | ANNA M COLEMAN  |
| 67-14161     | Claim       | 16N | 01W | 11  | NW | SE |     | SPRING GROSSEN CREEK | ELAINE K ROGERS |
| 67-4587      | Water Right | 16N | 01W | 11  | NW | SE |     | GROUND WATER         | ANNA M COLEMAN  |

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT  
ADJUDICATION CLAIM NUMBER: 67-14161

11/11/2006

1

| Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Purpose of Use | Acres/Total | Name                       |
|---------|-------------|-----|-----|-----|----|----|-----|----------------|-------------|----------------------------|
| 4099    | Claim       | 16N | 01W | 11  | NW | SE |     | IRRIGATION     | 25.3/611.6  | SORENSEN RINEHART DITCH CO |
| 11487   | Claim       | 16N | 01W | 11  | NW | SE |     | IRRIGATION     | 35/736.2    | SORENSEN RINEHART DITCH CO |
| 11510   | Claim       | 16N | 01W | 11  | NW | SE |     | IRRIGATION     | 8/50        | ANNA M COLEMAN             |
| 11511   | Claim       | 16N | 01W | 11  | NW | SE |     | IRRIGATION     | 30/50       | ELAINE K ROGERS            |
| 14042   | Claim       | 16N | 01W | 11  | NW | SE |     | IRRIGATION     | 9.5/9.2     | D LOUIS BROUSSARD          |
| -345    | Water Right | 16N | 01W | 11  | NW | SE |     | IRRIGATION     |             | L J RINEHART               |
| 14161   | Claim       | 16N | 01W | 11  | NW | SE |     | STOCKWATER     |             | ELAINE K ROGERS            |
| 4587    | Water Right | 16N | 01W | 11  | NW | SE |     | DOMESTIC       |             | ANNA M COLEMAN             |