

**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 BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Ident. Number: 13-4027
Date Received: 10/21/2024
Receipt No: P001465
Claim Fee: \$61.00
Received By: CH

RECEIVED

OCT 21 2024

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

IDWR/Preston

1. Name of Claimant(s)

BRANCH CREEK PROPERTIES LLC
9479 N TREASURTON RD
PRESTON ID 83263-5038

Phone: (208) 313-2524

2. Date of Priority: 4/1/1902

3. Source:

BATTLE CREEK

Trib. to:

BEAR RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
13S	39E	36	NE NE		FRANKLIN	

5. Description of diverting works:

Historically, the spring water was diverted further up the canyon and used to flood irrigate a small meadow through ditch systems, see attached map. To the best of my knowledge, in the 1950's - 70's the irrigation use was transferred down the creek to the property we are claiming. The spring feeds Battle Creek, and that spring water flows down Battle Creek where we are now diverting it out. We temporarily dam the creek to flood irrigate approximately the same number of acres as was done historically from the spring.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	4/01	11/01	0.26		

7. Total Quantity Appropriated is:

0.26 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

9. Place of use:

IRRIGATION within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	39E	36	NE		NE		11

Total Acres = 11

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

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

This is the date statutorily claimed. To the best of my knowledge, this is when the use began. I am working to find evidence for this.

13. Basis of Claim: Statutory Claim

14. 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 BEAR 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.

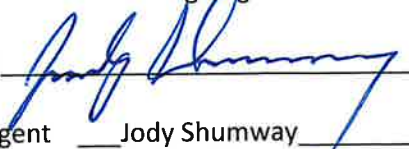
Number of attachments: _____

For Organizations:

I do solemnly swear or affirm under penalty of perjury that I am, and I have signed the foregoing document in the space below as the

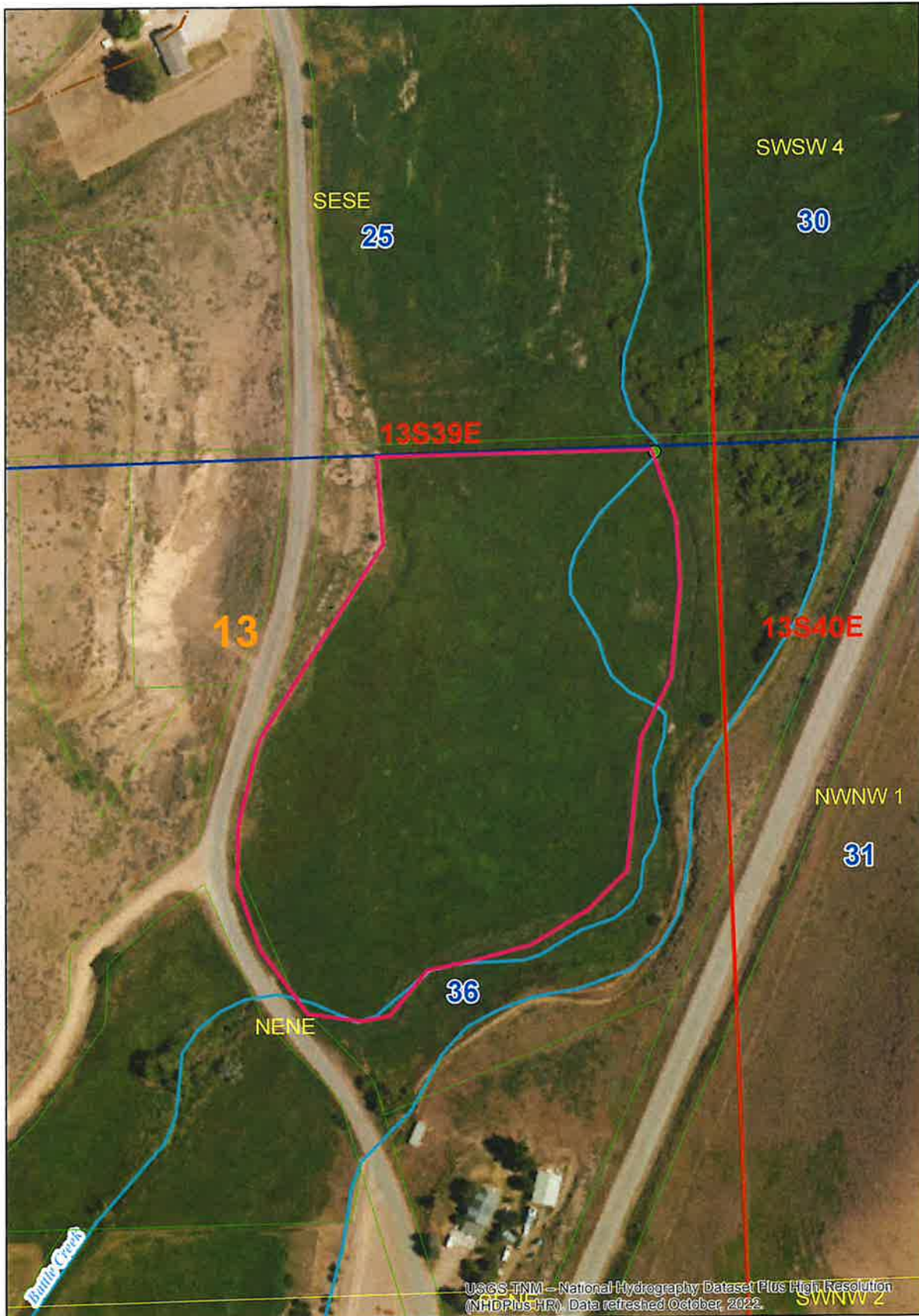
_____ Owner _____ of _____ Branch Creek Properties LLC _____,	
Agents Title (please print)	Name of Organization (please print)

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

Signature of Authorized Agent  Date 10/21/2024

Printed Name of Authorized Agent Jody Shumway

BRBA Claim: Current System



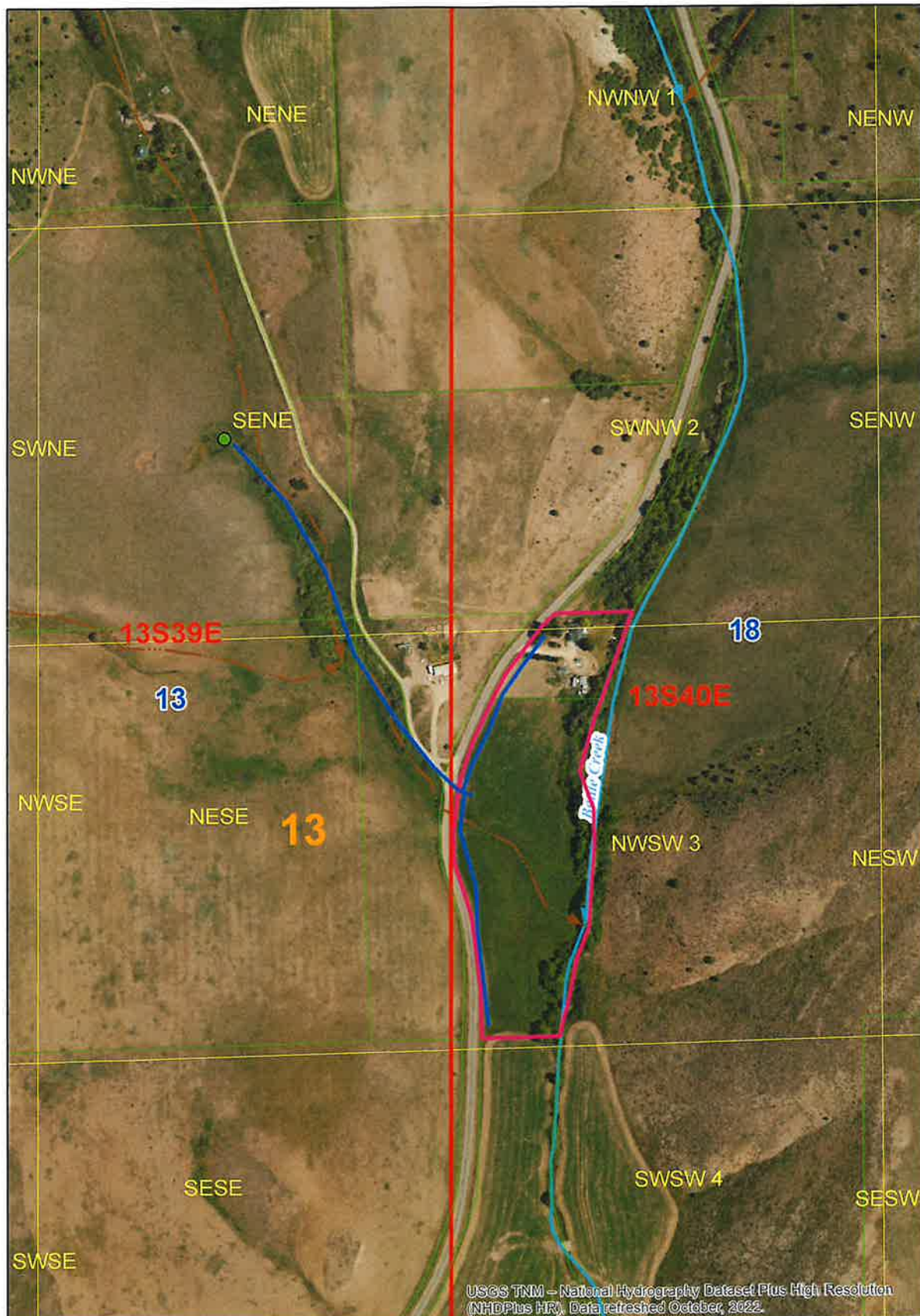
Point of Diversion: ●

Place of Use: —

0 100 200 400 Feet



BRBA Claim: Historical Water Right System



Point of Diversion: ● Historical Diversion System: —

Place of Use: —

0 200 400 800 Feet

