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 13-7801
Date Received: 5/31/2023
Receipt No: T116499

1. Name of Claimant(s):

Name	Address	City	State	Country	Postal Code
EDNA FULLER	4852 W 800 N	DAYTON	ID	USA	83232
GAYLIN FULLER	4852 W 800 N	PRESTON	ID	USA	83232
FULLER & FULLER LAW OFFICE	STEVEN R FULLER 24 N STATE ST	PRESTON	ID	USA	83263

2. Date of Priority:

Date	Explanation
6/1/1882	Please see water rights 13-152, 13-945, and 13-947 and Memo by James Cefalo dated August 10, 2012, explaining that there have been a number of changes of ownership in those rights following the 1920 Bear River Decree. The 1920 Bear River Decree gave a priority date of June 1, 1882 to Loren Mendenhall, Willis Mendenhall, and Jacob Peterson who were the original owners of the known water rights in this area.

3. Source:

Source	Tributary
DEEP CREEK	BEAR RIVER
DEEP CREEK	BEAR RIVER
DEEP CREEK	BEAR RIVER

4. Point of Diversion:

Township	Range	Section	Gov Lot	QQ	Q	County	Type	Description
15S	39E	17		SE	NW	FRANKLIN		Water is exchanged by injecting water from Deep Creek into the Bear River. This Point of Diversion ("POD") is taken from the existing record of this water right. It is believed this POD is where water was originally diverted from Deep Creek to irrigate in this area. This water is now allowed to flow from creek into the Bear River.
14S	39E	25		SE	SW	FRANKLIN	Injection	Water is exchanged by injecting water from Deep Creek into the Bear River. Point of Diversion is where West Cache Canal takes from the Bear River. Water Right holder will then irrigate from West Cache Canal.
15S	39E	7		NW	SE	FRANKLIN		This is the original POD by decree.

5. Water is used for the following purpose(s):

Water Use	Number Of Homes	Stock	Description
IRRIGATION			Total irrigated acres not to exceed 51.

6. Season(s) of Use:

Water Use	From Month/Day	To Month/Day
IRRIGATION	04/20	09/30

7. Quantity:

Water Use	CFS	AF	KW
IRRIGATION	0.70		

Totals

CFS	AF	KW
0.70		

8. Place of Use:

Water Use	Total Claimed Acreage
IRRIGATION	50.30

IRRIGATION							
Township	**Range**	**Section**	**QQ**	**Q**	**County**	**Govt Lot**	**Acres**
15S	39E	20	SW	SE	FRANKLIN		31.00
15S	39E	20	NE	SW	FRANKLIN		0.30
15S	39E	29	NW	NE	FRANKLIN		
15S	39E	20	SE	SW	FRANKLIN		19.00

9. **Remarks:**

IDWR should be very familiar with this area. James Cefalo prepared a written Memo dated August 10, 2012, clarifying the initial rights held by Mendenhall, Mendenhall, and Peterson. Originally, these water rights were diverted from their nature source to irrigate the acres at the place of use. However, the practicality of that was less than ideal. Land owners entered into a written agreement with West Cache Canal Company to irrigate from the canal and allow the water from their rights to run naturally into the canal, and subsequently, into the Bear River.

10. **Other Water Rights:**

13-7805, 13-7797

11. **Basis:**

Basis
Decreed

12. **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 Water System 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 under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

Please print name

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