

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: 11-7668
Date Received: 10/30/2023
Receipt No: P000557
Claim Fee: \$61.00
Received By: mg

RECEIVED

OCT 30 2023

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

IDWR/Preston

1. Name of Claimant(s)

BARTSCHI LAND LLLP
4545 NOUNAN RD
MONTPELIER ID 83254-5006

Phone: (435) 770-3212

2. Date of Priority: 4/15/1942

3. Source:
UNNAMED SPRING

Trib. to:
SINKS

4. Point of Diversion:

Township	Range	Section	$\frac{1}{4}$ of $\frac{1}{4}$ of $\frac{1}{4}$	Lot	County	Type
11S	43E	21	NE NW		BEAR LAKE	

5. Description of diverting works:

Dam built to impound water at spring source.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
STOCKWATER	01/01	12/31	0.02		
STOCKWATER FROM STORAGE	04/15	10/31			35
STOCKWATER STORAGE	01/01	12/31			35

7. Total Quantity Appropriated is:

0.02 C.F.S. and/or 35 A.F.A.

8. Non-irrigation uses:

400 PAIR
STOCK DRINK FROM DITCHES WHEN IT IS REALEASED FROM THE DAM AND STOCK ALSO DRINK
FROM THE POND YEAR ROUND.

9. Place of use:

STOCKWATER within BEAR LAKE County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
11S	43E	16	SE		SW		
11S	43E	21	NE		NW		

STOCKWATER FROM STORAGE within BEAR LAKE County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
11S	43E	16	SE		SW		
11S	43E	16	SW		SE		
11S	43E	21	NE		NW		

STOCKWATER STORAGE within BEAR LAKE County

Township	Range	Section	$\frac{1}{4}$	of	$\frac{1}{4}$	Lot	Acres
11S	43E	16	SE		SW		
11S	43E	21	NE		NW		

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

11. Other Water Rights Used: POND ALSO CLAIMED IN 11-8745 FOR IRRIGATION AND RECREATION USES.

12. Remarks: Priority Date Explanation: SEE ATTACHMENTS.

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: 4

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

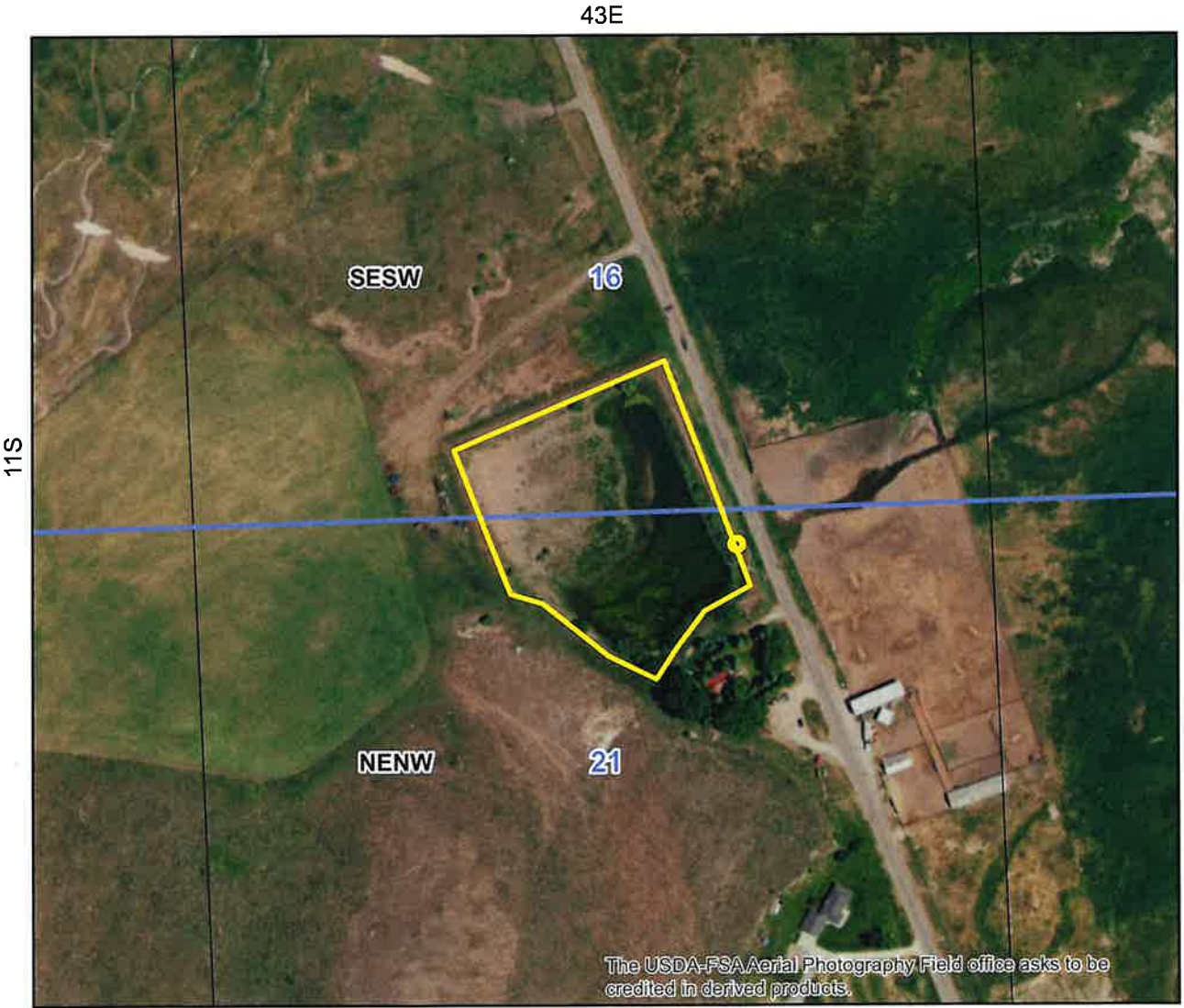
member of Bartsch Law LLP
Agents Title (please print) Name of Organization (please print)

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

Signature of Authorized Agent Sean Bartsch Date 30 oct 23

Printed Name of Authorized Agent Sean Bartsch

State of Idaho
Department of Water Resources
Adjudication Claim
11-7668



0 0.035 0.07 0.14 Miles

- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Point of Diversion
- State Outline



State of Idaho
Department of Water Resources
Adjudication Claim
11-7668



0 0.035 0.07 0.14 Miles

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-  State Outline



To: Idaho Department of Water Resources

I, Lee Smith have been asked by the Bartschi's to help in determining the age of some of their water assets. Specifically, the dam that can be found in the "narrows", water troughs and improvements on springs, the wells around the place both culinary and commercial and finally the irrigation pond found near the corrals. I began working on the ranch as a teenager back in 1942. I remember that the dam in the narrows had already been constructed for years before my arrival upon the ranch. Several bands of sheep were on the ranch before my arrival and had used the springs and troughs for water. They must have been done many years prior to my working on the place. The wells were also done long before 1942, when I started working. I have some rather scary memories of the irrigation pond as well, I remember swimming there as a teenager and almost drowning. I would say the pond would have been constructed in 1940-41 as its water was used to irrigate gardens grown by displaced Japanese-Americans during WWII. These assets were all in existence before my labor at the ranch.

Leland H. Smith

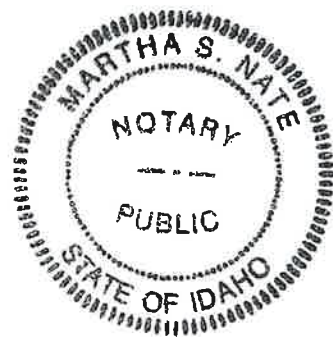
Leland H. Smith

Date: Aug 26, 2009

Martha S. Nate

Notary Public

Date: 8/26/09



To: Idaho Department of Water Resources

We, Boyd L. and Beth Woolstenhulme, began working on the ranch currently owned by Melba Bartschi in 1945, just after leaving the service. The irrigation/fish pond was already in existence and use prior to our working on the ranch. The dam found down in the area referred to as "the narrows" was also in existence and use before our arrival at the ranch. The water coming out of CO-OP canyon and surrounding sources/springs was put to extensive irrigation and livestock use before and during our time on the ranch. It should also be noted that both of the wells near the ranch house were also drilled and in use before 1945.

Boyd L. Woolstenhulme

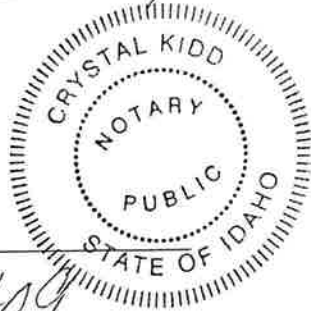
Boyd L. Woolstenhulme

Date: 6-1-09

Beth Woolstenhulme

Beth Woolstenhulme

Date: June 1, 2009



Date: 6-01-09

Crystal Kidd

Notary Public

Residing - Montpelier
Commission Expires - 3-18-2010