

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: 11-4095

Date Received: 12/14/2023

Receipt No: 903 P000687

Claim Fee: \$400.00

Received By: MB

RECEIVED

DEC 14 2023

IDWR/Preston

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

FRED HUNZEKER & SONS
338 WASHINGTON ST
MONTPELIER ID 83254-1534

Phone: (208) 252-0587

2. Date of Priority: 12/10/1864

3. Source:

OVID CREEK
OVID CREEK

Trib. to:

BEAR RIVER
BEAR RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
13S	43E	23	NE NW		BEAR LAKE	
13S	43E	23	NE NW		BEAR LAKE	

5. Description of diverting works:

Old rock dam is used to divert water from Ovid Creek where the creek splits and send more water to the north where it is further diverted by other systems. In the 1990's a concrete dam was added to supplement this older system for the same purpose.

Newer concrete dam supplements the older rock dam. Boards and headgates are used to control the water.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	01/10	10/31	17.1		
STOCKWATER	01/01	12/31	0.02		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

Stock drink from the water naturally, instream stock. In the off-season we do not divert water and the stock drink from the creek itself.

9. Place of use:

IRRIGATION within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	43E	12	SE		SW	5	0.1
13S	43E	12	SW		SE		0.1
13S	43E	12	SE		SE		0.1
13S	43E	13	NE		NE		38
13S	43E	13	NW		NE		37
13S	43E	13	SW		NE		0.4
13S	43E	13	SE		NE		0.6
13S	43E	13	NE		NW	1	18
13S	43E	13	NE		NW	8	20
13S	43E	13	SW		NW		39
13S	43E	13	SE		NW	2	23
13S	43E	13	SE		NW	7	1.7
13S	43E	13	NE		SW	3	21
13S	43E	13	NE		SW	6	18
13S	43E	13	NW		SW		35
13S	43E	13	SW		SW		1.1
13S	43E	13	NE		SE		39
13S	43E	13	NW		SE		39
13S	43E	13	SW		SE		0.6
13S	43E	13	SE		SE		1.4
13S	43E	14	SW		SE		18
13S	43E	14	SE		SE		35
13S	43E	23	NE		NE		14
13S	43E	23	NW		NE		3.5
13S	43E	24	NE		NE		39
13S	43E	24	NW		NE		39
13S	43E	24	SW		NE		19
13S	43E	24	SE		NE		1.7
13S	43E	24	NE		NW	1	20
13S	43E	24	NE		NW	8	20
13S	43E	24	NW		NW		28
13S	43E	24	SW		NW		2.2
13S	43E	24	SE		NW	2	8.7
13S	43E	24	SE		NW	7	6.1
13S	44E	7	NW		SW	3	11

13S	44E	7	SW	SW	4	43
13S	44E	18	NW	NW	1	36
13S	44E	18	SW	NW	2	32
13S	44E	18	NW	SW	3	32
13S	44E	18	SW	SW	4	32
13S	44E	19	NW	NW	1	32
13S	44E	19	SW	NW	2	33
13S	44E	19	NW	SW	3	17

Total Acres = 855.3

STOCKWATER within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	43E	12	SE	SW		5	
13S	43E	12	SW	SE			
13S	43E	12	SE	SE			
13S	43E	13	NE	NE			
13S	43E	13	NW	NE			
13S	43E	13	SW	NE			
13S	43E	13	SE	NE			
13S	43E	13	NE	NW		1	
13S	43E	13	NE	NW		8	
13S	43E	13	SW	NW			
13S	43E	13	SE	NW		2	
13S	43E	13	SE	NW		7	
13S	43E	13	NE	SW		3	
13S	43E	13	NE	SW		6	
13S	43E	13	NW	SW			
13S	43E	13	SW	SW			
13S	43E	13	NE	SE			
13S	43E	13	NW	SE			
13S	43E	13	SW	SE			
13S	43E	13	SE	SE			
13S	43E	14	SW	SE			
13S	43E	14	SE	SE			
13S	43E	23	NE	NE			
13S	43E	23	NW	NE			
13S	43E	24	NE	NE			
13S	43E	24	NW	NE			
13S	43E	24	SW	NE			
13S	43E	24	SE	NE			
13S	43E	24	NE	NW		1	
13S	43E	24	NE	NW		8	
13S	43E	24	NW	NW			
13S	43E	24	SW	NW			
13S	43E	24	SE	NW		2	

13S	43E	24	SE	NW	7
13S	44E	7	NW	SW	3
13S	44E	7	SW	SW	4
13S	44E	18	NW	NW	1
13S	44E	18	SW	NW	2
13S	44E	18	NW	SW	3
13S	44E	18	SW	SW	4
13S	44E	19	NW	NW	1
13S	44E	19	SW	NW	2
13S	44E	19	NW	SW	3

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:

Other claims for irrigation and stock with different priority dates.

12. Remarks:

Priority Date Explanation:

Claiming based on statutory claim by my father. All of the claims on this property in total are for approximately 17.1cfs and 855 acres.

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.

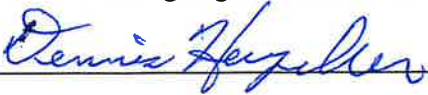
Number of attachments: _____

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

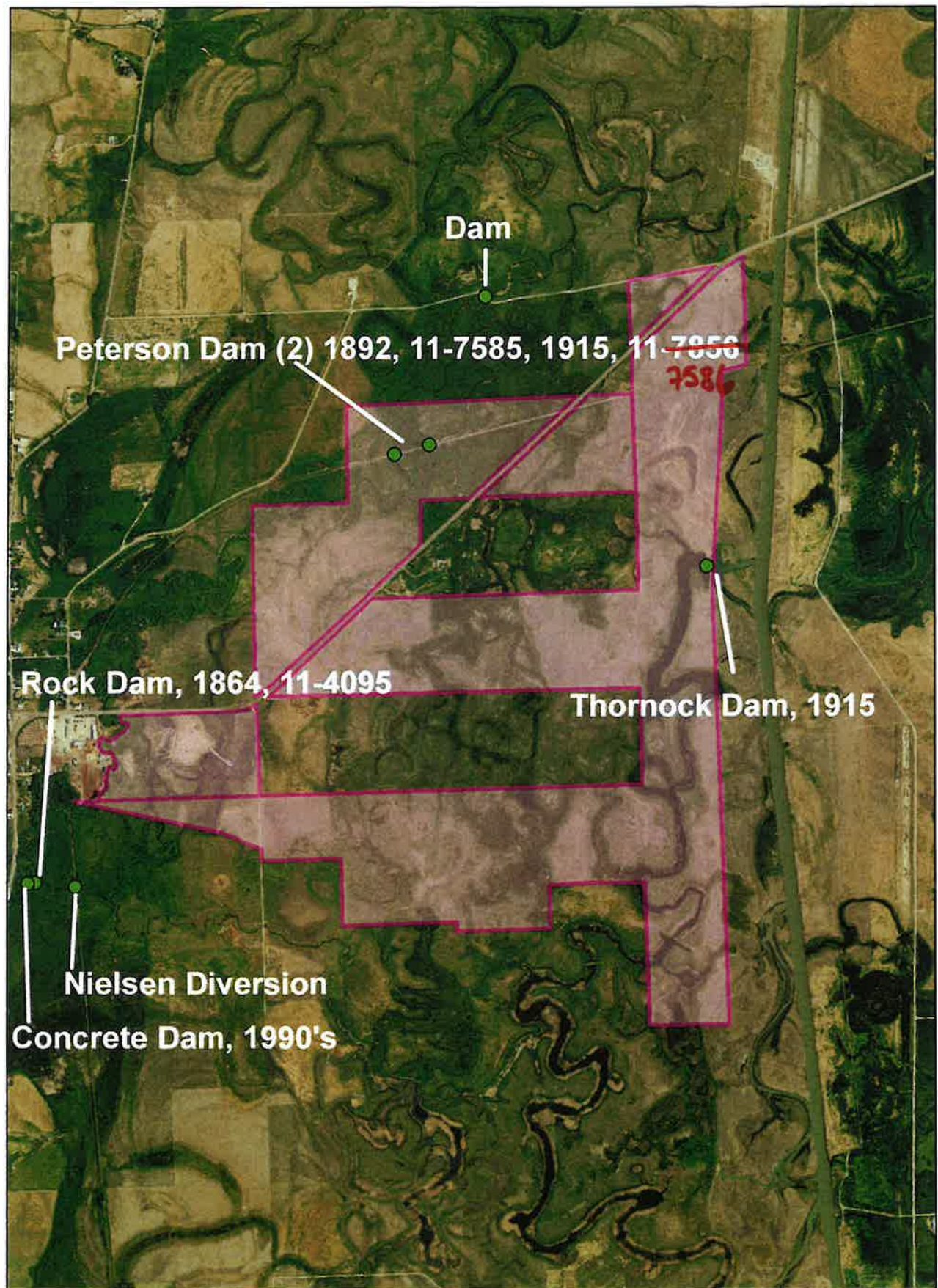
____ Partner _____ of ____Fred Hunzeker & Sons_____,
Agents Title (please print) Name of Organization(please print)

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

Signature of Authorized Agent  Date 12/14/2023

Printed Name of Authorized Agent _____Dennis Hunzeker_____

Diversion Works



Point of Diversion: ●
Place of Use: —

0 600 1,200 2,400 3,600 4,800 Feet

