

**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

RECEIVED

NOV 20 2023

IDWR/Preston

Ident. Number: 11-2135
Date Received: 11/20/2023
Receipt No: P000599
Claim Fee: \$58.00
Received By: MB

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

1. Name of Claimant(s)

PAUL MC PHERSON INVESTMENTS LLC
885 W 200 S
NEPHI UT 84648

Phone: 801-362-7150

2. Date of Priority: 9/14/1964

3. Source:
GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
13S	44E	4	SW SW		BEAR LAKE	

5. Description of diverting works: Ground water well on property.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	4/15	10/15	0.04		15
STOCKWATER	1/01	12/31	0.02		0.7

7. Total Quantity Appropriated is:

0.04 C.F.S. and/or 15.7 A.F.A.

8. Non-irrigation uses:

Original right was for 40 head of cattle year round. We have more cows on property, but for shorter period of time.

9. Place of use:

IRRIGATION within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	44E	4	SW		SW		5.8

Total Acres = 5.8

STOCKWATER within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	44E	4	SW		SW		

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

11. Other Water Rights Used:

Property is irrigated with water from Montpelier Irrigation Company.

12. Remarks:

Priority Date Explanation:

Priority matches License 11-2135.

13. Basis of Claim: License

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 Paul McPherson Investments 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 Paul McPherson Date 11-20-23

Printed Name of Authorized Agent PAUL McPHERSON

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 32063/11-2135 Priority Sept. 14, 1964 Amount 0.04 cfs

THIS IS TO CERTIFY, that L. JACK STUART
of Montpelier, Idaho, has complied with the terms and conditions of Permit
No. 32063/11-2135 issued pursuant to Application for Permit dated September 14, 1964
and has submitted proof to the Department of Water Resources on July 23, 1969
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a ground water source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Stockwater</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.02</u> cfs and	<u>0.7 acre feet</u>
<u>Irrigation</u>	from <u>April 15</u> to <u>Oct. 15</u>	at <u>0.04</u> cfs and	<u>15.0 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.0 af per acre</u>
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed

15.7 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 4,
Twp. 13 S, Rge. 44 E, B.M. in the County of Bear Lake

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
13 S	44 E	4											23.5						23.5

Total number of acres irrigated 23.5

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
August, 19 76.

Director

