

**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: 11-4115
Date Received: 11/27/2023
Receipt No: P000611
Claim Fee: \$158.00
Received By: MB

RECEIVED

NOV 27 2023

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

IDWR/Preston

1. Name of Claimant(s)

JAY WARD
PO BOX 223
BLOOMINGTON ID 82332 UNITED STATES
OR

Phone: (208) 221-1855

PAULA JEAN WARD
PO BOX 223
BLOOMINGTON ID 83223

Phone: (208) 221-2170

2. Date of Priority: 3/21/1889

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	44E	30	NW NW	1	BEAR LAKE	

5. Description of diverting works:

There is a cement dam that diverts water either to the North or to the South. This claim is for water that comes from the southern part of Ovid Creek. Water is controlled at the POD, but then flows down the natural creek eventually reach my property.

There is a culvert that is perpendicular that we place boards in to control the amount of water that we back up onto the property for flood irrigation. The culvert is also used to control how much water enters from the Bear River Canal due to PacifiCorps operations.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	04/01	10/31	2.14		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

9. Place of use:

IRRIGATION within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	43E	24	SE		NE		14
13S	43E	24	NE		SE		29
13S	43E	24	NW		SE		0.1
13S	43E	24	SW		SE		0.4
13S	43E	24	SE		SE		20
13S	43E	25	NE		NE		11
13S	44E	19	NW		SW	3	7.6
13S	44E	19	SW		SW	4	25

Total Acres = 107.1

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:

See statutory claim. I was haying the property myself in the 60's when we helped grandpa and grandma and the land was being irrigated then. See written statement.

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 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): Jay Ward Date: 11-27-23

Date: _____

Water Right Claim 11-4115 Written Statement

My brother and I helped Adrian Nielson hay the land in the 1960's and at that time the property was being flood irrigated through the same diversion system as we use today. To the best of my knowledge, the 107.1 acres being claimed is the same acreage that was irrigated by him for the property that I own and am claiming. Overall he irrigated more acres but I do not own that land, so I am not filing the water rights claim.



Jay Ward

11/27/2023