

**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: 11-46
Date Received: 4/21/2023
Receipt No: P000114
Claim Fee: \$83.00
Received By: MB

RECEIVED

APR 21 2023

IDWR/Preston

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

1. Name of Claimant(s)

SHANE ROBERTS
20 SHARON LOOP
OVID ID 83254-4903

Phone: (208) 479-6563

OR

SHAUNA ROBERTS
20 SHARON LOOP
OVID ID 83254-4903

Phone: (208) 479-6563

2. Date of Priority: 5/15/1864

3. Source:
NORTH CREEK

Trib. to:
BEAR RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
12S	43E	32	NW NE		BEAR LAKE	

5. Description of diverting works:

Liberty Ditch off of North Creek. Point of diversion location based off of where the water is first pulled from North Creek tributary. Once it crosses the road, we divert water through a shared pipe with neighbor. The pipe runs along the eastern side of the fence line. The pipe has the ability to be used for flood irrigation and/or sprinkler system. Stock drink from the flooded slough areas when available. See map and claim 11-53.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	04/01	11/01	0.52		
STOCKWATER	04/01	11/01	0.07		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

We run milk cows on the property, approximately 65 head have used the water.

9. Place of use:

IRRIGATION within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	43E	4	SE		SW		0.8
13S	43E	9	NE		NW		10
13S	43E	9	SW		NW		0.9
13S	43E	9	SE		NW		8.6
13S	43E	9	NE		SW		0.7
13S	43E	9	NW		SW		4.5

Total Acres = 26

STOCKWATER within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	43E	4	SE		SW		
13S	43E	9	NE		NW		
13S	43E	9	SW		NW		
13S	43E	9	SE		NW		
13S	43E	9	NE		SW		
13S	43E	9	NW		SW		

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:

11-53

12. Remarks:

Priority Date Explanation:

Priority date and use based on previous decree. Same water right system used as 11-53.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Water is delivered through Liberty Ditch.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 11.

This right does not grant any right-of-way or easement across the land of another.

13. Basis of Claim: Decreed

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: _____

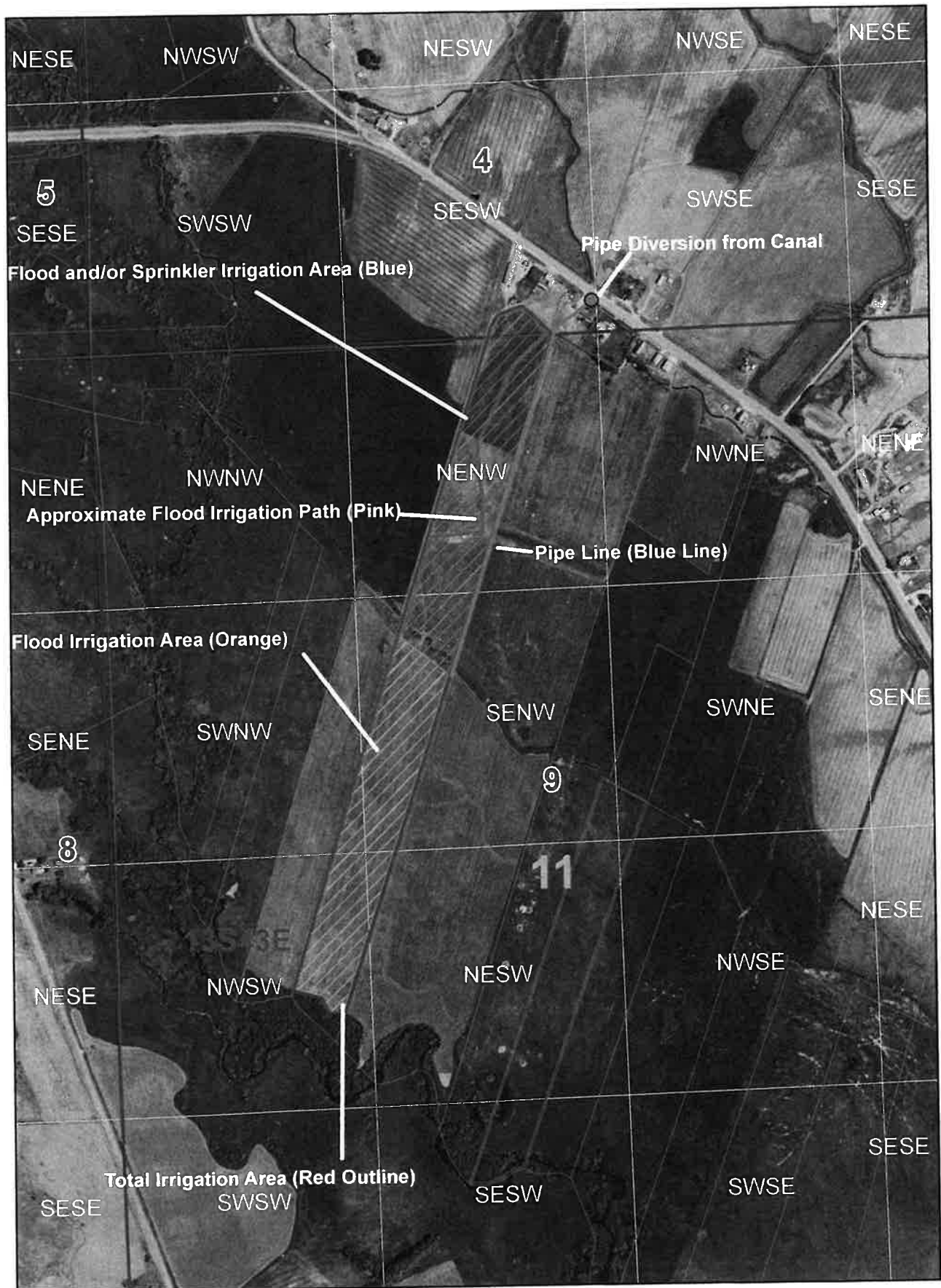
For Individuals:

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): Shane Robert Date: 21 Apr 2023

Date: _____

BRBA CLAIM 11-53 46



BRBA CLAIM 11-53 46

