

**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: 13-57
Date Received: 7/2/2024
Receipt No: P000968
Claim Fee: \$663.00
Received By: CH

RECEIVED

JUL 02 2024

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

IDWR/Preston

1. Name of Claimant(s)

MERRILL RANCH PARTNERSHIP LLC
C/O GLEN MERRILL MGR
PO BOX 22
SWANLAKE ID 83281

Phone: (208) 251-8813

2. Date of Priority: 5/1/1873

3. Source:
STOCKTON CREEK

Trib. to:
OXFORD SLOUGH

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
13S	39E	6	SE NW		BANNOCK	

5. Description of diverting works:

Existing headgate in Stockton creek, through a pipeline and open ditch to the pond. Other pipes outlined on the map take the water through the system to sprinkle irrigate from handlines and pivots.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
AESTHETIC STORAGE	01/01	12/31			13.6
DIVERSION TO STORAGE	01/01	12/31	0.02		
IRRIGATION	01/01	12/31	0.48		

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

Storage pond described in transfer application and approval.

9. Place of use:

AESTHETIC STORAGE within BANNOCK County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	38E	13	NW		NW		

IRRIGATION within BANNOCK County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	38E	11	SE		NE		3
13S	38E	11	NE		SE		5.5
13S	38E	11	SE		SE		9.5
13S	38E	12	NE		NE		7.5
13S	38E	12	NW		NE		1.5
13S	38E	12	SW		NE		14
13S	38E	12	SE		NE		17
13S	38E	12	SW		NW		2.5
13S	38E	12	NE		SW		27
13S	38E	12	NW		SW		22
13S	38E	12	SW		SW		37
13S	38E	12	SE		SW		36
13S	38E	12	NE		SE		3
13S	38E	12	NW		SE		31
13S	38E	12	SW		SE		17
13S	38E	13	NW		NE		14
13S	38E	13	NE		NW		22
13S	38E	13	NW		NW		30
13S	38E	13	SW		NW		33
13S	38E	13	SE		NW		8.5
13S	38E	13	NW		SW		15
13S	38E	14	NE		NE		32
13S	38E	14	NW		NE		24
13S	38E	14	SW		NE		33
13S	38E	14	SE		NE		30
13S	38E	14	NE		NW		2.5
13S	38E	14	NW		NW		4.2
13S	38E	14	NW		NW	3	17
13S	38E	14	SW		NW		2.2
13S	38E	14	SW		NW	2	4
13S	38E	14	SE		NW		5

13S	38E	14	NE	SW		5.5
13S	38E	14	NE	SE		35
13S	38E	14	NW	SE		19
13S	39E	6	SW	SW	7	7
13S	39E	7	NW	NW	1	26
13S	39E	7	SW	NW	2	8

Total Acres = 610.4

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:

13-885B, 886B, 887B and 889D.

12. Remarks:

Priority Date Explanation:

This is the date decreed and water use continues today. See backfile.

Rights 13-885B, 13-886B, 13-887B, 13-889D and 13-57 when combined shall not exceed the irrigation of 610.4 acres.

Right 13-57 authorizes the diversion of 0.02 cfs and an annual diversion volume of 13.6 acre-feet to be used for the initial filling of the pond and for the replacement of losses caused by evaporation.

The right holder shall install and maintain an impermeable liner in the pond to eliminate seepage losses.

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

Use of water under this right may 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. 13M.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

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

This right is limited to the irrigation of 168.4 acres within the authorized place of use in a single irrigation season.

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 pond established by the storage of water under this right shall not exceed a total capacity of 10.0 acre-feet or a total surface area of 2.5 acres.

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 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

_____ Manager _____ of _____ Merrill Ranch Partnership 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  Date 7/02/2024

Printed Name of Authorized Agent Glen Merrill

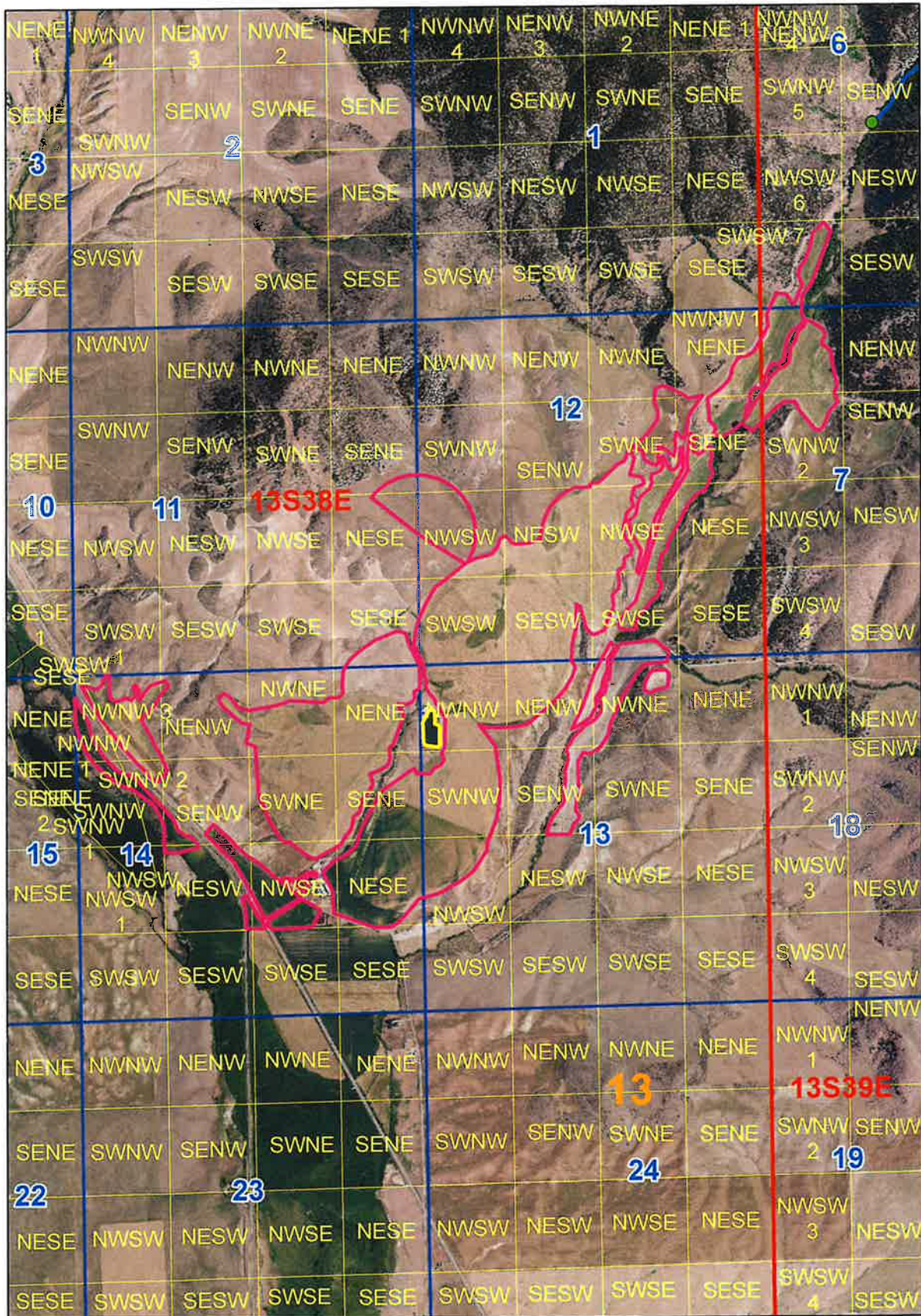
13-57, 885B, 886B, 887B and 889D Diversion System



Cottonwood Creek Diversion System: ——— Point of Diversions: ●
Stockton Creek: ———
Stockton Creek Diversion System: ———

4,600 2,300 0 4,600 Feet

13-57, 885B, 886B, 887B and 889D Place of Use



Irrigated Place of Use: —
Storage Place of Use: —

2,200 1,100 0 2,200 Feet