

**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: 13-4092
Date Received: 9/12/2024
Receipt No: *POD1284*
Claim Fee: *\$279.00*
Received By: *MB*

RECEIVED

SEP 12 2024

IDWR/Preston

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

1. Name of Claimant(s)

CHATTERTON LAND & LIVESTOCK LLC
5203 E MAPLE CREEK RD
FRANKLIN ID 83237-5129

Phone: (208) 406-7915

2. Date of Priority: 6/1/1880

3. Source:

FLAT CANYON CREEK
FLAT CANYON CREEK

Trib. to:

BEAR RIVER
BEAR RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
16S	40E	24	SE SE		FRANKLIN	
16S	40E	23	SE NE		FRANKLIN	

5. Description of diverting works:

A pipe underneath a rockslide captures water. The pipe is operated by Franklin Water, where it is piped to our cement septic tank and diverts it through a pipe system to flood irrigate the field. Historically, we had our own diversion system through open ditch that delivered water to the property. This has not been used since we began using the pipe water. Lewiston (who was the original pipe owner before Franklin) built the pipe, and to our best knowledge we had the ability to use the piped water. In the spring, they would release water into our ditch system to release pressure, which we used to irrigate.

A rock dam diversion diverts water through a ditch system to a small storage tank. From the tank, it is piped throughout the property to be used through mostly sprinkle irrigation but occasionally flood irrigation.

6. Water is used for the following purposes:

Purpose
IRRIGATION

From
4/01

To
11/01

C.F.S.
4.5

(or)

A.F.A

7. Total Quantity Appropriated is:

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

8. Non-irrigation uses:

9. Place of use:

IRRIGATION within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
16S	40E	22	SW		NE		2
16S	40E	22	SE		NE		0.6
16S	40E	22	NE		NW		5.6
16S	40E	22	SE		NW		30
16S	40E	22	NE		SW		36
16S	40E	22	NW		SW		0.1
16S	40E	22	SE		SW		15
16S	40E	22	NE		SE		15
16S	40E	22	NW		SE		40
16S	40E	22	SW		SE		8.1
16S	40E	22	SE		SE		1.9
16S	40E	23	NE		NE		2.7
16S	40E	23	NW		NE		16
16S	40E	23	SW		NE		10
16S	40E	23	SE		NE		9.4
16S	40E	23	NE		NW		23
16S	40E	23	NW		NW		1.9
16S	40E	23	SW		NW		0.7
16S	40E	23	SE		NW		11

Total Acres = 229

10. Do you own the property listed above as place of use? No

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:

This property was a homestead in someone else's name going back to that time, I believe Cleveland Chatterton, and then the property went to Wallace Sr and then Jr who documented the statutory claim (C Wallace). This is the date claimed on the statutory claim. In 1892 the property came into our family's name. The lower part of the property we did not acquire until the 1960's where irrigation was already occurring at that time with previous ditch work.

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

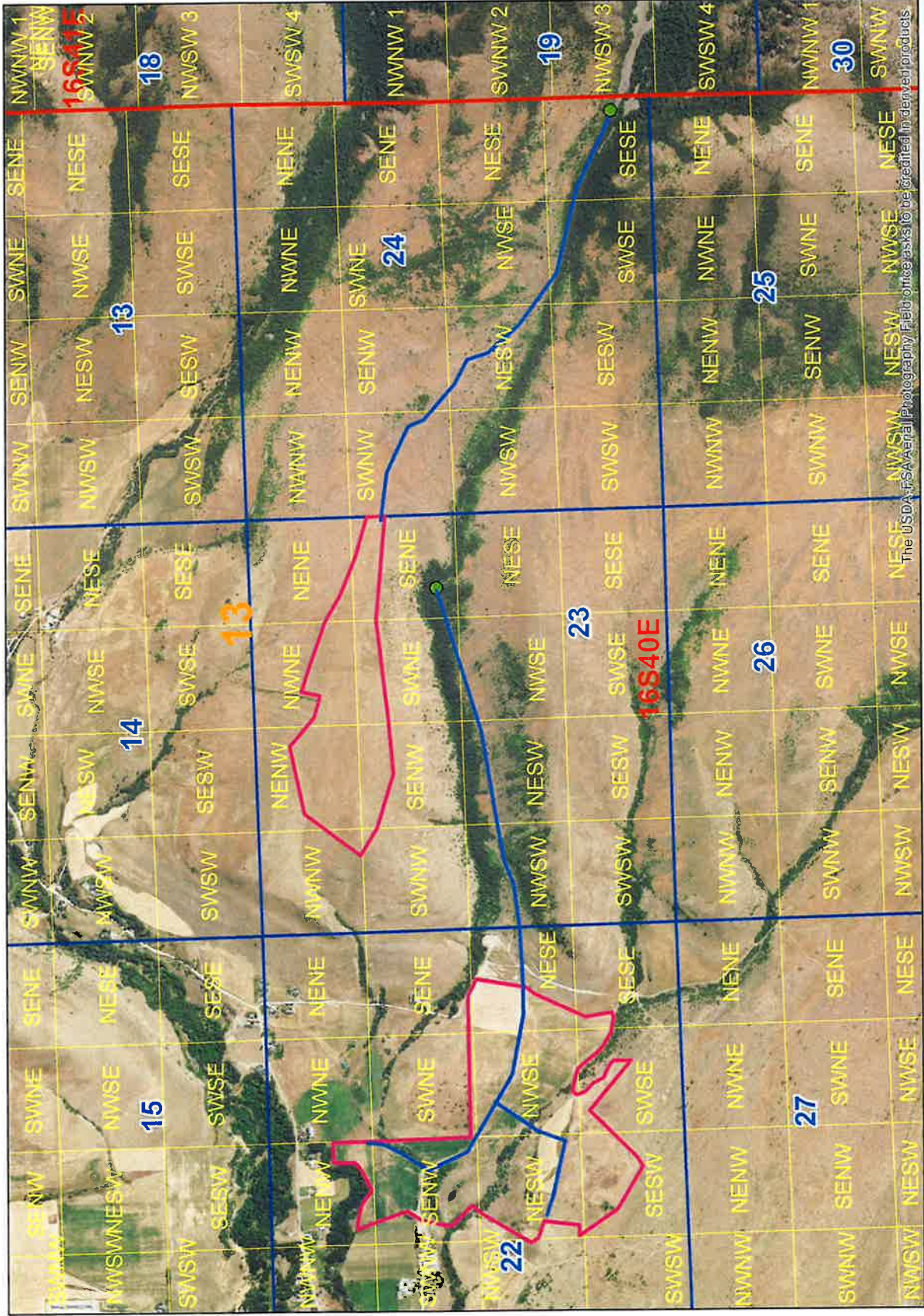
_____ Managing Agent _____ of _____ Chatterton Land & Livestock LLC _____,
Agents Title (please print) Name of Organization (please print)

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

Signature of Authorized Agent Steven B Chatterton Date 9/12/2024

Printed Name of Authorized Agent Steven B Chatterton

BRBA CLAIM 13-4092



Point of Diversion: ●
Place of Use: [www.usda.gov/brba](#)

Delivery System: —

2,700 1,350 0 2,700 Feet

