

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

Claim ID: 11-303Date Received: 8/22/13Receipt No: P000385Claim Fee: \$50 By: MB

RECEIVED

AUG 22 2013

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

IDWR/Preston
Please type or print clearly

1. Name of claimant(s) Scot D or Lorie Hennings Phone (208) 540-1512Mailing address 1501 Hayco Lane Montpelier, Id. Zip 83254
Street or Box City StateEmail address (optional) loriehennings@yahoo.com2. Date of priority: (Only one per claim) 05/01/1877 (Explain priority date selected in Remarks) Contributed
Month/Day/Year (YYYY)3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Middle Fork Springs / Creek (AKA look point)which is tributary to (b) Bear River Spring Creek4. a. Location of point of diversion is: Township 11 S, Range 43 E., Section 34,NW 1/4 of SE 1/4, Govt. Lot _____, BM, County of Bear LakeParcel no. 11S 43E 34 1800

Additional points of diversion, if any: _____

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township 11 S, Range 43 E, Section 34, _____ 1/4 of _____ 1/4,Govt. Lot _____, BM, County of Bear Lake

Ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,

Govt. Lot _____, BM, County of _____

5. Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

original dam has been in place since property was
purchased and has never been changed. Still in
use yearly. Middle Fork is fed by look out point they are connected

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD)

(cfs)

(acre-feet)

For irrigation purposes from 4/20 to 9/30 amount 0.800 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .800 (cfs) and/or (b) _____ (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) _____

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>15</u>	<u>43</u>	<u>34</u>				<u>35</u>													<u>35</u>

Parcel no(s). 11S 43E 34 1800 Total number of acres irrigated 35

10. In which county(ies) are lands listed above as place of use located? Bear Lake

11. Do you own the property listed above as place of use? Yes (☒) No ()

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

11-302 11-301 or None ()

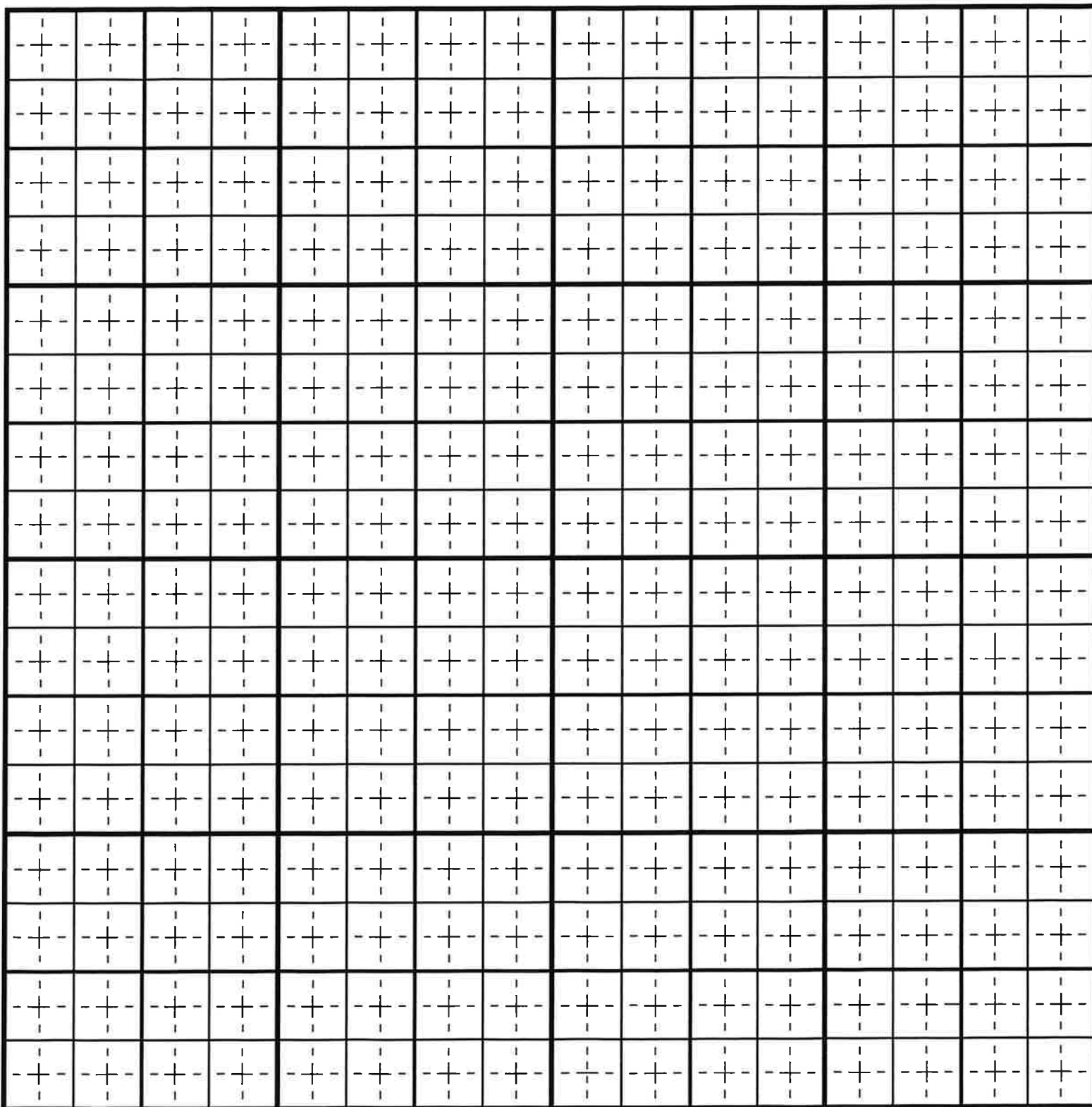
13. Remarks (Include an explanation of the priority date selected):

irrigation pre dated 1877 for watering
property, nothing has been changed and has always
been used for watering.

Name of claimant(s) _____ Claim ID _____

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 inches equals 1 mile



Name of claimant(s) _____ Claim ID _____

14. Basis of claim (Check one) Beneficial Use () Posted Notice () License () Permit () Decree (✓)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 303

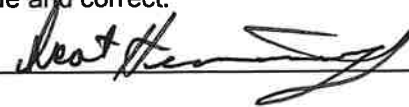
15. **Signature(s)**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Bear River Basin Water System 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)  Date: 8-22-23

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

Agent's title (Please print) of _____
Name of organization (Please print)

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

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) _____ Claim ID _____

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

09/01/2006

WATER RIGHT NO. 11-303

Owner Type	Name and Address
Current Owner	EDGAR M LINDSAY

Priority Date: 05/01/1877

Basis: Decreed

Status: Active

Source	Tributary
MIDDLE FORK	BEAR RIVER
NOUNAN CREEK	BEAR RIVER
STAUFFER CREEK	BEAR RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/20	9/30	0.8 CFS	
Total Diversion			0.8 CFS	

Location of Point(s) of Diversion:

NOUNAN CREEK	SENE	Sec. 34	Township 11S	Range 43E	BEAR LAKE County
STAUFFER CREEK	SENE	Sec. 34	Township 11S	Range 43E	BEAR LAKE County
MIDDLE FORK	SENE	Sec. 34	Township 11S	Range 43E	BEAR LAKE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BEAR LAKE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
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Water Right Report

11S	43E	34	SENE	35														
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Total Acres: 35

Conditions of Approval:

1. STAUFFER CREEK AKA NOUNAN CREEK AKA MIDDLE FORK.

Dates:

Licensed Date:

Decreed Date: 07/14/1920

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 11

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

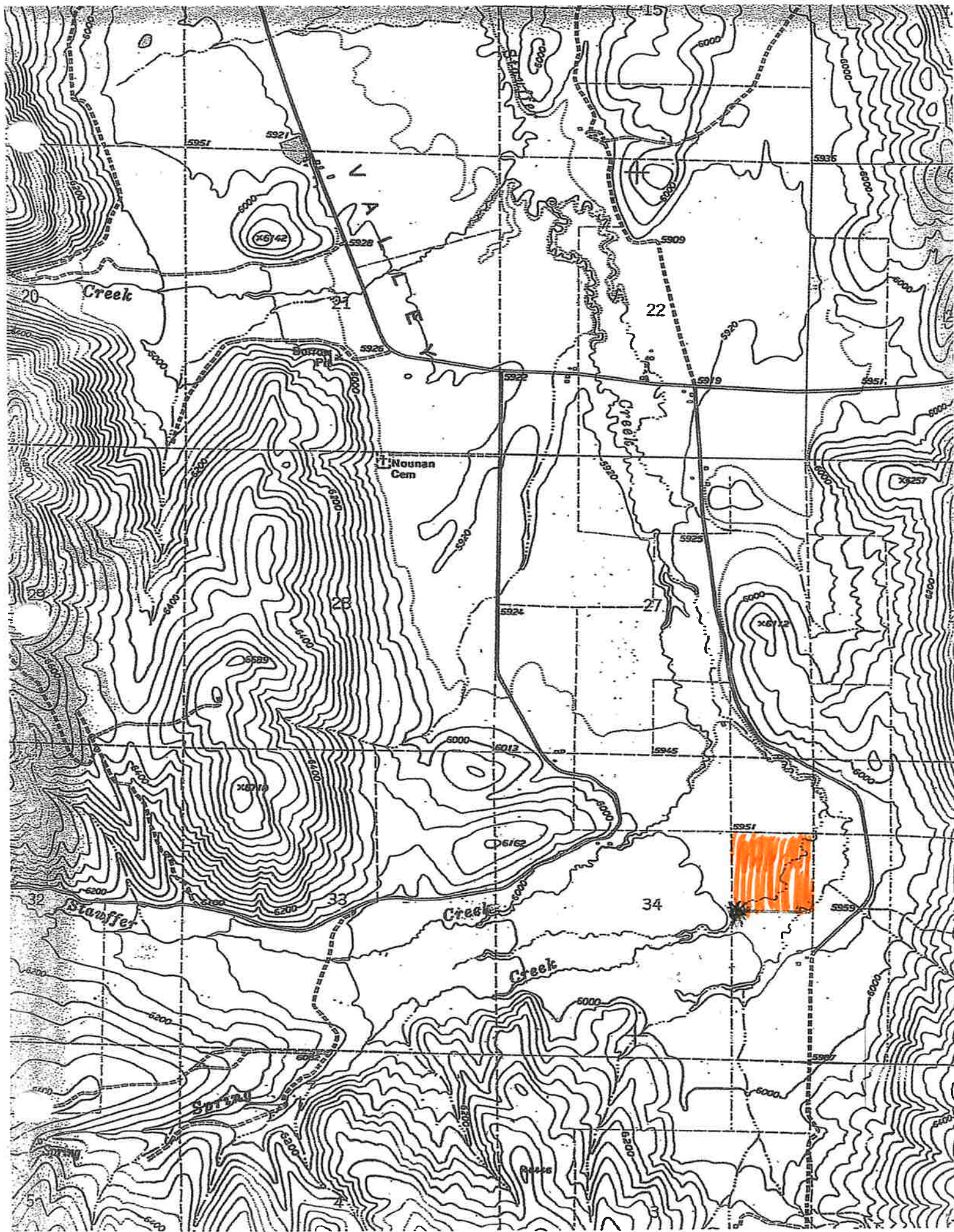
Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EDGAR M LINDSAY
	, ZZ

<u>Source</u>	<u>Tributary</u>
MIDDLE FORK	BEAR RIVER
NOUNAN CREEK	BEAR RIVER
STAUFFER CREEK	BEAR RIVER

<u>Location of Point(s) of Diversion</u>				
MIDDLE FORK	SE1/4NE1/4	Sec. 34,	Twp 11S,	Rge 43E, B.M.
BEAR LAKE County				
NOUNAN CREEK	SE1/4NE1/4	Sec. 34,	Twp 11S,	Rge 43E, B.M.
BEAR LAKE County				
STAUFFER CREEK	SE1/4NE1/4	Sec. 34,	Twp 11S,	Rge 43E, B.M.
BEAR LAKE County				

[illegible]

Conditions of Approval:

1. STAUFFER CREEK AKA NOUNAN CREEK AKA MIDDLE FORK.

AKA Lookout point

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 11-303

WATER RIGHT NUMBER: 11-303

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SCOT D HENNINGS 1501 HAYES LN MONTPELIER, ID 83254 (208)540-1512
Current Owner	LORIE HENNINGS 1501 HAYES LN MONTPELIER, ID 83254 (208)540-1512

Priority Date: 05/01/1877

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MIDDLE FORK	BEAR RIVER
NOUNAN CREEK	BEAR RIVER
STAUFFER CREEK	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/20 to 9/30	0.800 CFS	
	<u>Total Diversion:</u>	0.800 CFS	

Location of Point(s) of Diversion

MIDDLE FORK	SE1/4NE1/4	Sec. 34, Twp 11S, Rge 43E, B.M.
BEAR LAKE County		
NOUNAN CREEK	SE1/4NE1/4	Sec. 34, Twp 11S, Rge 43E, B.M.
BEAR LAKE County		
STAUFFER CREEK	SE1/4NE1/4	Sec. 34, Twp 11S, Rge 43E, B.M.
BEAR LAKE County		

Place of Use

IRRIGATION

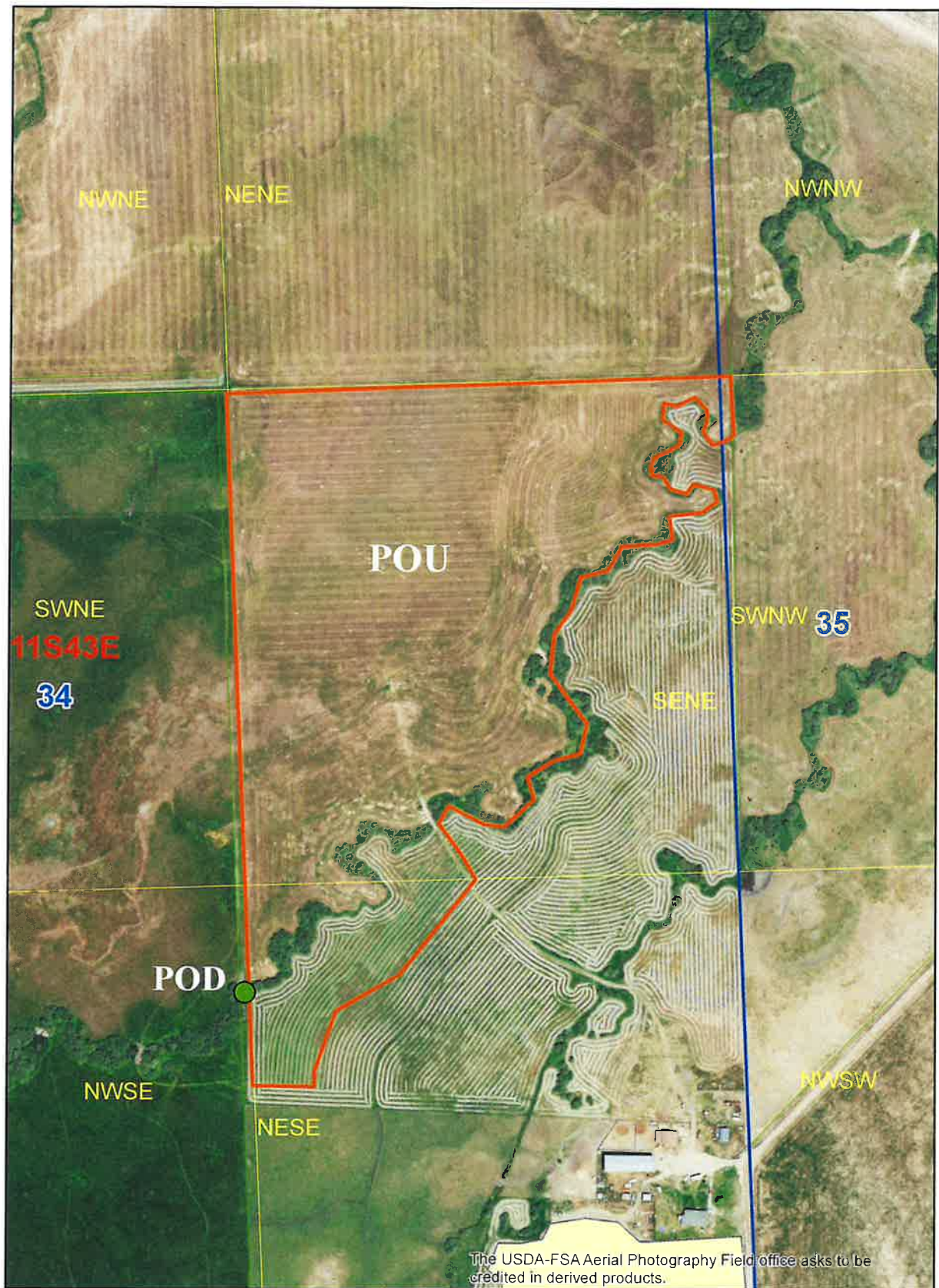
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	43E	34				35.0													35.0

Total Acres: 35

Conditions of Approval:

1. STAUFFER CREEK AKA NOUNAN CREEK AKA MIDDLE FORK.

Claim 11-303



0 0.0425 0.085 0.17 Miles