

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

RECEIVED

AUG 22 2023

CIVIL CASE NUMBER: 79576

Claim ID: 11-304

Date Received: 8/22/23

Receipt No: P000385

Claim Fee: \$92 By: mb

IDWR/Preston NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of claimant(s) Scot Hennings Phone (208) 540-1512

Mailing address 1501 Hayes Lane Montpelier I.D. Zip 83254
Street or Box City State

Email address (optional) lorie.hennings@yahoo.com

2. Date of priority: (Only one per claim) 05/01/1981 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (☒) (a) Spring Creek
which is tributary to (b) Stauffer Creek (AKA Norman Creek)

4. a. Location of point of diversion is: Township 11S, Range 43E, Section 34,
S1/4 1/4 of S2 1/4, Govt. Lot _____, BM, County of Bear Lake

Parcel no. 11S43E341800

Additional points of diversion, if any: _____

If available, GPS Coordinates _____

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

Township 11S, Range 43E, 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 Bear Lake

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.

Pump house and pump was established when property was bought. Hand lines and wheel lines were on property and still in use to date

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 cfs or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.800 (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	
11S	43E	34													6			34	42
11S	43E	35										X	X						

Parcel no(s). 11S43E341800

Total number of acres irrigated 42

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

11. Do you own the property listed above as place of use? Yes (X) 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.

or None (X)

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

Pond was establish in (1940-50.) with hand lines then
moved to some wheel lines. irrigated every year.
priority date is given with water right date
in decreed sigls

Name of claimant(s) _____

Claim ID _____

Scale: 2 inches equals 1 mile

[illegible]

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 11-304

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 8-22-

Address _____

Name of claimant(s) _____ Claim ID _____

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 11-304

WATER RIGHT NUMBER: 11-304

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

Priority Date: 05/01/1881

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING CREEK	STAUFFER CREEK

<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

SPRING CREEK	SW1/4SW1/4	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																X	
11S	43E	35										X	X						

Conditions of Approval:

1. P/U AC IRR=40.
STAUFFER CREEK AKA NOUNAN CREEK.

Remarks:Comments:



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 3, 2013

Scot Hennings
Lori Hennings
1501 Hayes Ln
Montpelier ID 83254

W/D acres

RE: Change of Ownership for Water Right No(s). 11-304

Dear Water Right Holder(s):

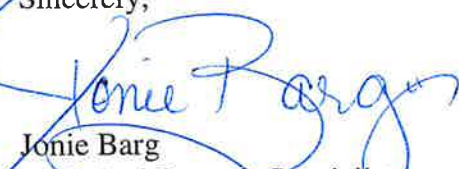
The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Water District 11

301
split
80 acres
410 acres

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/2/2013

Water Right 11-304

Owner Type **Name and Address**
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: 5/1/1881

Basis: Decreed

Status: Active

Source
SPRING CREEK

Tributary
STAUFFER CREEK

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

Source and Point(s) of Diversion

SPRING CREEK SWSW Sec. 34, Twp 11S, Rge 43E, BEAR LAKE County

Place Of Use

IRRIGATION within BEAR LAKE County

T11S R43E S34	SESE
T11S R43E S35	NWSW
T11S R43E S35	SWSW

Conditions of Approval:

1. P/U AC IRR=40.
STAUFFER CREEK AKA NOUNAN CREEK.

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

09/01/2006

WATER RIGHT NO. 11-304

Owner Type	Name and Address
Current Owner	EDGAR M LINDSAY

Priority Date: 05/01/1881

Basis: Decreed

Status: Active

Source	Tributary
SPRING CREEK	STAUFFER CREEK

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:

SPRING CREEK	SWSW	Sec. 34	Township 11S	Range 43E	BEAR LAKE County
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Place(s) of use:

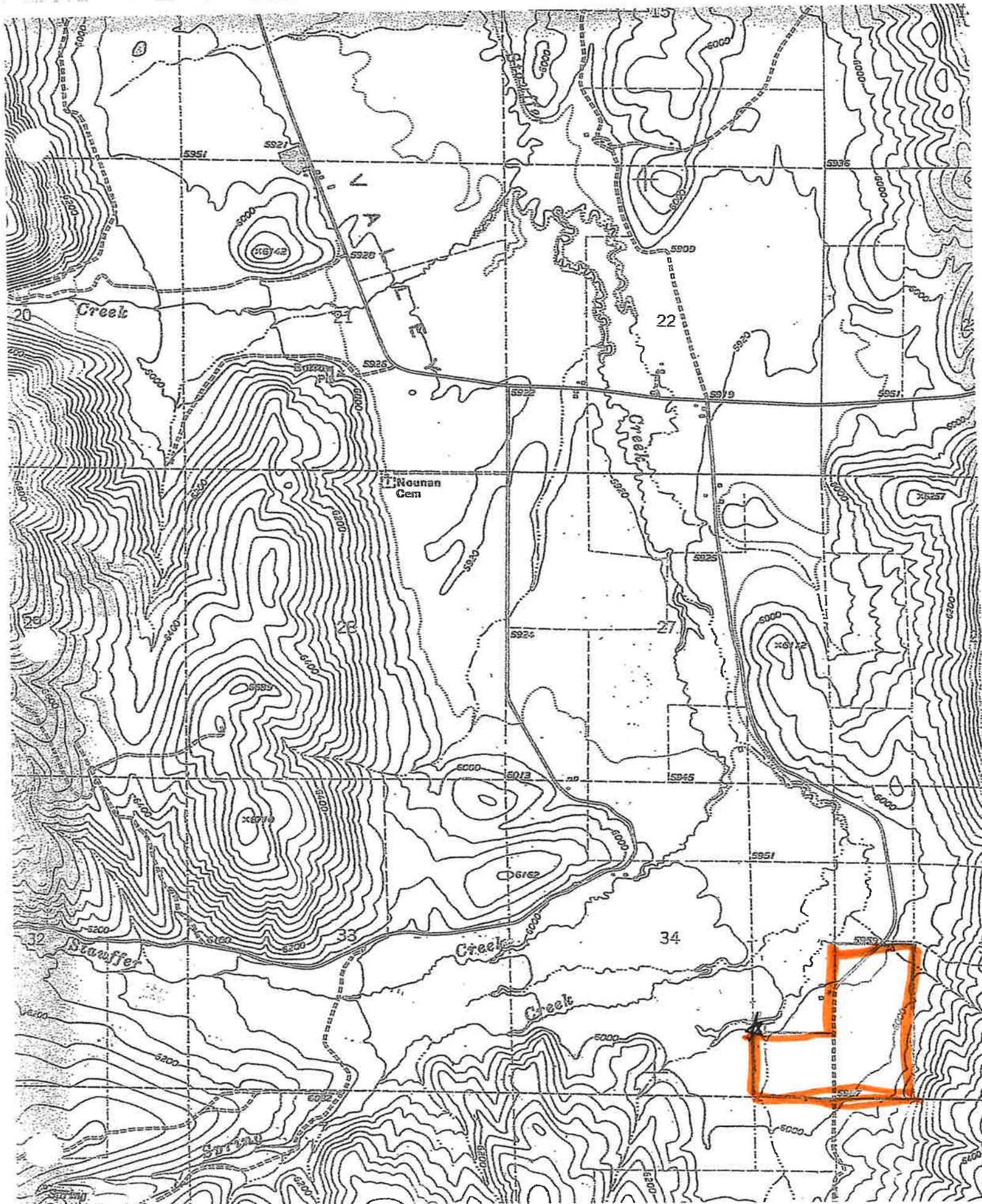
Place of Use Legal Description: IRRIGATION BEAR LAKE County

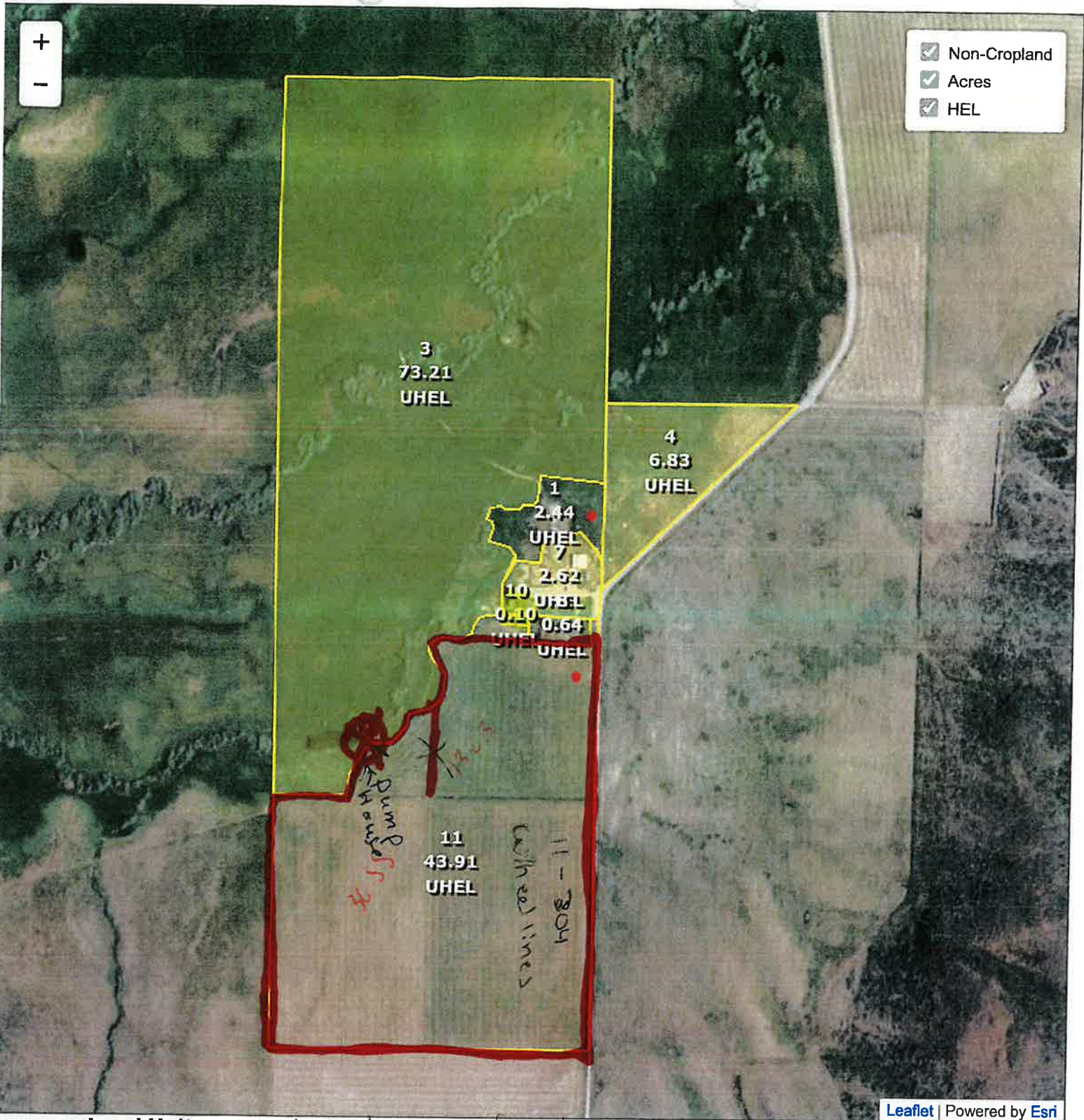
Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
11S	43E	34		SESE										
		35		NWSW			SWSW							

Conditions of Approval:

1. P/U AC IRR=40. STAUFFER CREEK AKA NOUNAN CREEK.

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:** FalseClose





Leaflet | Powered by Esri

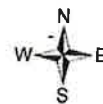
Common Land Unit updated map for high
 Cropland Non-cropland CRP Tunnel field

2022 Crop Year

Farm 3092
 Tract 190

Wetland Determination Identifiers

- Restricted Use
- ▼ Limited Restrictions
- Exempt from Conservation Compliance Provisions



Tract 2 of 5

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).