

**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

FEB 14 2025

IDWR/Preston

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

CIVIL CASE NUMBER: 79576

Claim ID: 13-2220

Date Received: 2/14/2025

Receipt No: 1601872

Claim Fee: \$63.00 By: CA

Please type or print clearly

1. Name of claimant(s) Henry Povey Phone (801) 243-3559
Mailing address 245 S. 1st E. Clifton Idaho Zip 83228
Street or Box City State
Email address (optional) hank.povey@gmail.com
2. Date of priority: (Only one per claim) 9/6/1960 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____
4. a. Location of point of diversion is: Township 14S., Range 38E., Section 22,
SW 1/4 of NW 1/4, Govt. Lot _____, BM, County of _____
Parcel no. _____
Additional points of diversion, if any: 14S., 38E., Sec. 27, NENE
If available, GPS Coordinates _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, County of _____
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.

Well and pumps into mainlines.

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For Irrigation purposes from 4/1 to 10/31 amount 0.13 or 55.2

For Stockwater purposes from 1/1 to 12/31 amount 0.13 or 55.2

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.13 (cfs) and/or (b) 55.2 (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) Cattle (200); Horses (20); Pigs (10).

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	
14s	38E	21				3.3													3.3
14s	38E	22							32			4.9							36.9
14s	38E	23							10.1		26	38							74.1
14s	38E	26		4.7	5.3		38	38		15	15								116
14s	38E	27	33	0.7															33.7

Parcel no(s). _____ Total number of acres irrigated 264

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

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.

4 combined rights for 264 acres: 13-2220, 13-7476, 13-7927, & 13-7928. Also 13-2224. or None ()

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

All rights are combined for irrigation of 264 acres. See Approved Transfer No. 79896.

Twin Lakes Canal Company water is used on the entirety of the 264 acres.

Clifton Irrigation water (WRs 13-148, 13-149, & 13-150) used on property located in
14S, 38E, Sec. 21 and 22.

All 4 rights combined: 2.4 cfs, 791.9 AF, and 264 acres.

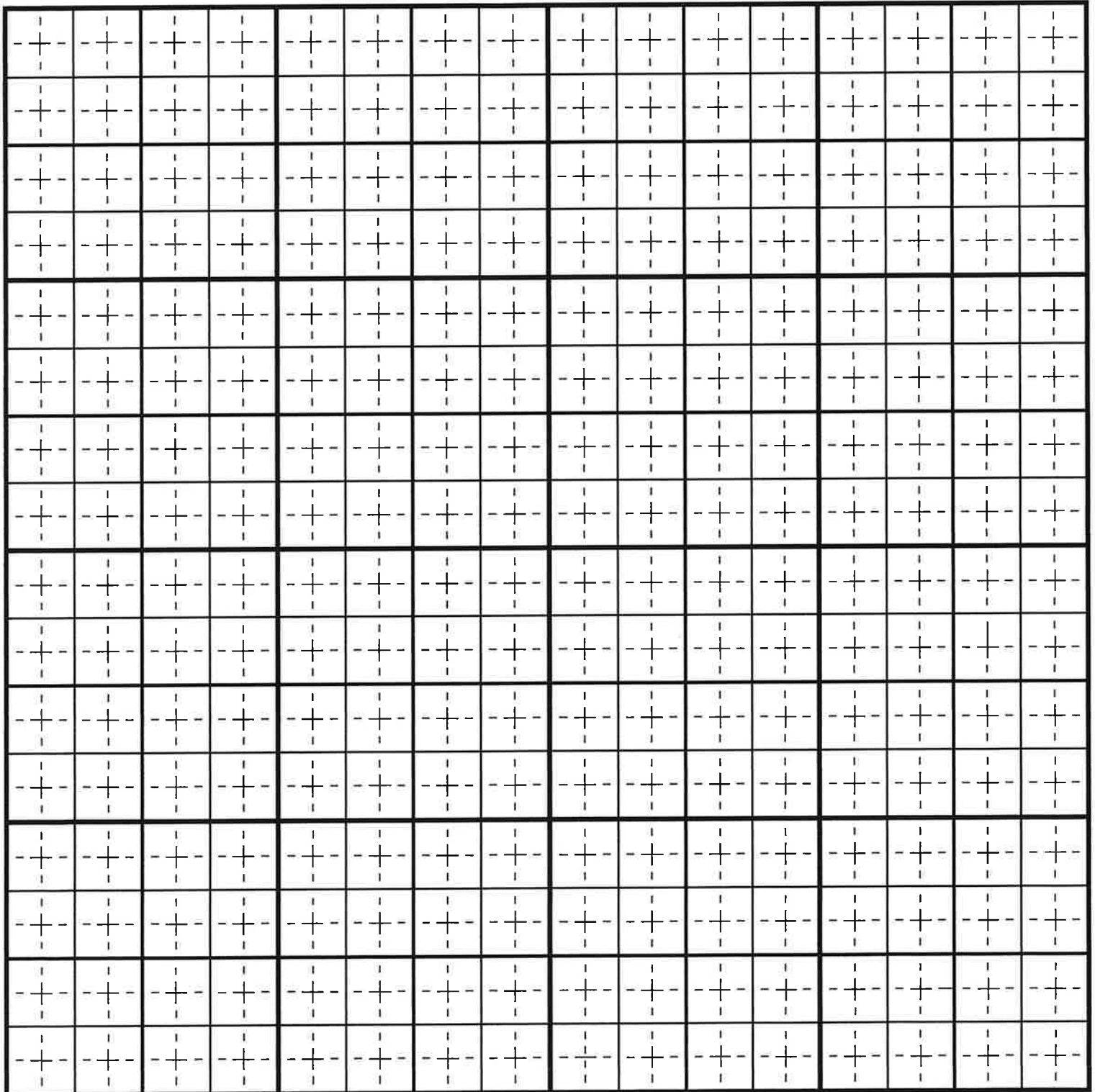
Stockwater component should be added due to an accomplished transfer. Stockwater POU is in the same as
the irrigation POU.

Name of claimant(s) Henry Povey

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) Henry Povey 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 13-2220

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: 1

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) Henry Povey Date: 2-18-2025

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 _____

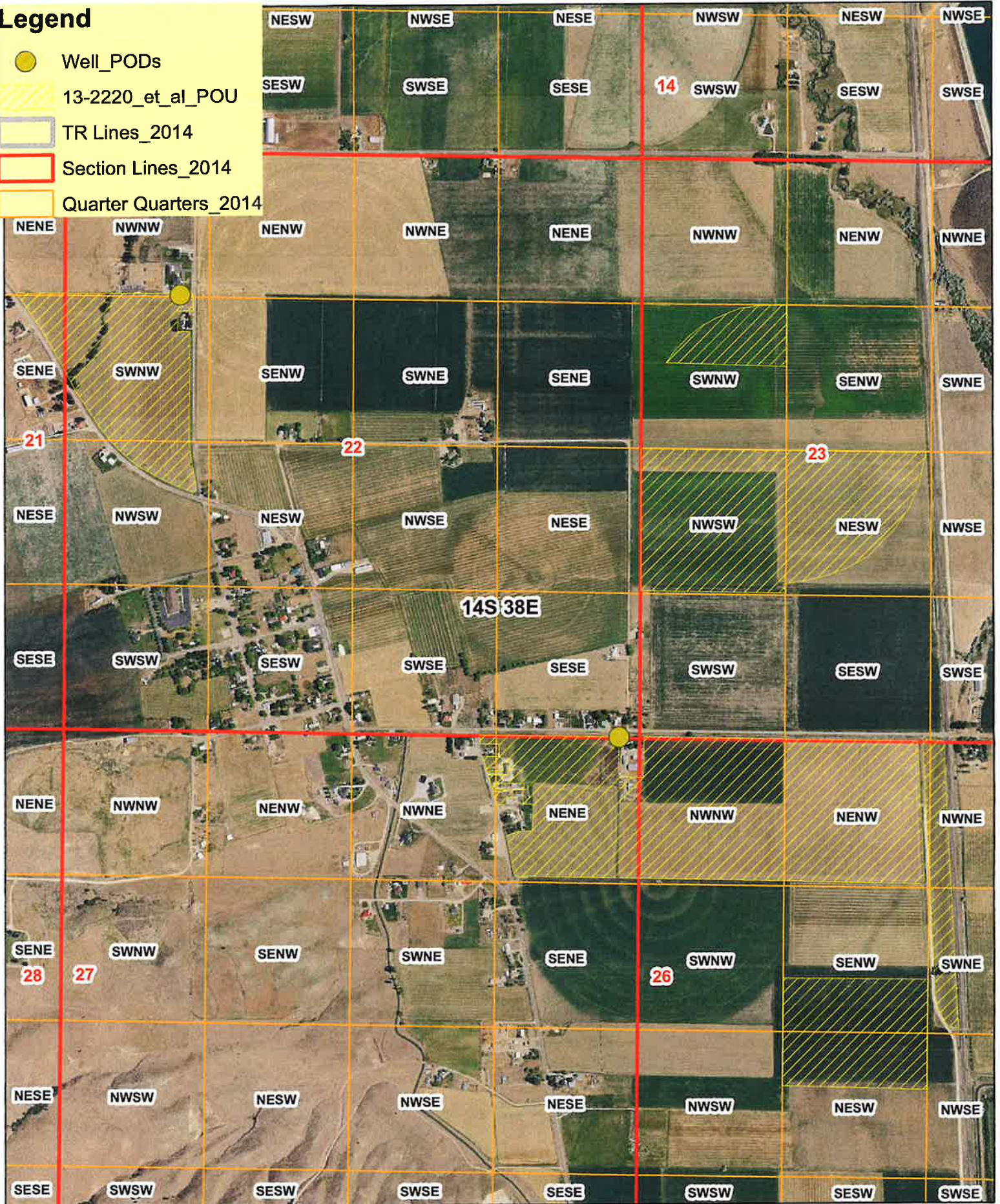
Name of claimant(s) Henry Povey Claim ID _____

POVEY BRBA CLAIMS



Legend

- Well_PODs
- 13-2220_et_al_POU
- TR Lines_2014
- Section Lines_2014
- Quarter Quarters_2014



2021 NAIP AERIAL PHOTO

0 0.175 0.35 0.7 Miles