

**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: 13-149
Date Received: 10/28/2024
Receipt No: P001526
Claim Fee: \$149.00
Received By: _____

RECEIVED

APR 29 2025

AMENDED

IDWR/Preston

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

1. Name of Claimant(s)

CLIFTON IRRIGATION CO
C/O HANK POVEY
245 S 1ST E
CLIFTON ID 83228

Phone: (801) 243-3559

2. Date of Priority: 7/15/1920

3. Source:

LOAFER CREEK
CLIFTON CREEK
LOAFER CREEK

Trib. to:

DEEP CREEK
DEEP CREEK
DEEP CREEK

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
14S	38E	28	NW NW NW		FRANKLIN	
14S	38E	28	SE NW NE		FRANKLIN	Rediversion
14S	38E	28	NW NE		FRANKLIN	Injection

5. Description of diverting works:

Steel structure buried in the ground that diverts water through placing and removing boards. Water is diverted through an open ditch that then is injected into Clifton Creek. To the best of our knowledge this is where the diversion point has always been, the legal description is more accurate due to improved mapping. Cement structure diverts water into mainlines that gravity flow throughout the system. This is where water is injected into Clifton Creek and rediverted downstream.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	4/01	11/01	4.6		713
STOCKWATER	04/01	11/01	0.12		

7. Total Quantity Appropriated is:

4.6 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
14S	38E	10	SE	SW	4		
14S	38E	10	SW	SE	3		
14S	38E	10	SW	SE	4		
14S	38E	10	SW	SE	10		
14S	38E	10	SE	SE	3		
14S	38E	11	NW	SW			
14S	38E	11	SW	SW			
14S	38E	14	NW	NW			
14S	38E	14	SW	NW			
14S	38E	14	NW	SW			
14S	38E	14	SW	SW			
14S	38E	14	SE	SW			
14S	38E	15	NE	NE			
14S	38E	15	NW	NE			
14S	38E	15	SW	NE			
14S	38E	15	SE	NE			
14S	38E	15	NE	NW			
14S	38E	15	SW	NW			
14S	38E	15	SE	NW			
14S	38E	15	NE	SW			
14S	38E	15	NW	SW			
14S	38E	15	SW	SW			
14S	38E	15	SE	SW			
14S	38E	15	NE	SE			
14S	38E	15	NW	SE			
14S	38E	15	SW	SE			
14S	38E	15	SE	SE			
14S	38E	21	NE	NE			
14S	38E	21	SE	NE			
14S	38E	21	NE	SE			
14S	38E	21	NW	SE			

14S	38E	21	SW	SE
14S	38E	21	SE	SE
14S	38E	22	NE	NE
14S	38E	22	NW	NE
14S	38E	22	SW	NE
14S	38E	22	SE	NE
14S	38E	22	NE	NW
14S	38E	22	NW	NW
14S	38E	22	SW	NW
14S	38E	22	SE	NW
14S	38E	22	NE	SW
14S	38E	22	NW	SW
14S	38E	22	SW	SW
14S	38E	22	SE	SW
14S	38E	22	NE	SE
14S	38E	22	NW	SE
14S	38E	22	SW	SE
14S	38E	22	SE	SE
14S	38E	23	NE	NW
14S	38E	23	NW	NW
14S	38E	23	SW	NW
14S	38E	23	SE	NW
14S	38E	23	NE	SW
14S	38E	23	NW	SW
14S	38E	23	SW	SW
14S	38E	23	SE	SW
14S	38E	23	NW	SE
14S	38E	23	SW	SE
14S	38E	26	NW	NE
14S	38E	26	SW	NE
14S	38E	26	NE	NW
14S	38E	26	NW	NW
14S	38E	26	SW	NW
14S	38E	26	SE	NW
14S	38E	26	NE	SW
14S	38E	26	NW	SW
14S	38E	26	NW	SE
14S	38E	27	NE	NE
14S	38E	27	NW	NE
14S	38E	27	SE	NE
14S	38E	27	NE	NW
14S	38E	27	NW	NW
14S	38E	28	NE	NE
14S	38E	28	NW	NE
14S	38E	28	SE	NE

STOCKWATER within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14S	38E	10	SE		SW	4	
14S	38E	10	SW		SE	3	
14S	38E	10	SW		SE	4	
14S	38E	10	SW		SE	10	
14S	38E	10	SE		SE	3	
14S	38E	11	NW		SW		
14S	38E	11	SW		SW		
14S	38E	14	NW		NW		
14S	38E	14	SW		NW		
14S	38E	14	NW		SW		
14S	38E	14	SW		SW		
14S	38E	14	SE		SW		
14S	38E	15	NE		NE		
14S	38E	15	NW		NE		
14S	38E	15	SW		NE		
14S	38E	15	SE		NE		
14S	38E	15	NE		NW		
14S	38E	15	SW		NW		
14S	38E	15	SE		NW		
14S	38E	15	NE		SW		
14S	38E	15	NW		SW		
14S	38E	15	SW		SW		
14S	38E	15	SE		SW		
14S	38E	15	NE		SE		
14S	38E	15	NW		SE		
14S	38E	15	SW		SE		
14S	38E	15	SE		SE		
14S	38E	21	NE		NE		
14S	38E	21	SE		NE		
14S	38E	21	NE		SE		
14S	38E	21	NW		SE		
14S	38E	21	SW		SE		
14S	38E	21	SE		SE		
14S	38E	22	NE		NE		
14S	38E	22	NW		NE		
14S	38E	22	SW		NE		
14S	38E	22	SE		NE		
14S	38E	22	NE		NW		
14S	38E	22	NW		NW		
14S	38E	22	SW		NW		
14S	38E	22	SE		NW		
14S	38E	22	NE		SW		
14S	38E	22	NW		SW		

14S	38E	22	SW	SW
14S	38E	22	SE	SW
14S	38E	22	NE	SE
14S	38E	22	NW	SE
14S	38E	22	SW	SE
14S	38E	22	SE	SE
14S	38E	23	NE	NW
14S	38E	23	NW	NW
14S	38E	23	SW	NW
14S	38E	23	SE	NW
14S	38E	23	NE	SW
14S	38E	23	NW	SW
14S	38E	23	SW	SW
14S	38E	23	SE	SW
14S	38E	23	NW	SE
14S	38E	23	SW	SE
14S	38E	26	NW	NE
14S	38E	26	SW	NE
14S	38E	26	NE	NW
14S	38E	26	NW	NW
14S	38E	26	SW	NW
14S	38E	26	SE	NW
14S	38E	26	NE	SW
14S	38E	26	NW	SW
14S	38E	26	NW	SE
14S	38E	27	NE	NE
14S	38E	27	NW	NE
14S	38E	27	SE	NE
14S	38E	27	NE	NW
14S	38E	27	NW	NW
14S	38E	28	NE	NE
14S	38E	28	NW	NE
14S	38E	28	SE	NE

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:

13-148 and 13-150

12. Remarks:

Priority Date Explanation:

This is the date decreed and the use continues today. The map provided is both the service boundary map as well as the actual irrigated acres map. Irrigating approximately 2,094.9 acres total with our water rights.

PT. OF INJECTION INTO CLIFTON CK. IN SWNE, S28, T14S, R38E VOLUME=CONSUMPTIVE IRRIGATION REQUIREMENT.

NO WATER SHALL BE DIVERTED FROM LOAFER CREEK UNDER THIS RT.

UNLESS THE AMOUNT DIVERTED UNDER RT. 13-0148 IS LESS THAN 14.0 CFS AND THE COMBINED RATE OF DIVERSION UNDER 13-0148 AND THIS RT. SHALL NOT EXCEED 18.60 CFS.

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.

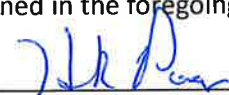
Number of attachments: _____

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

____ CHAIRMAN _____ of _____ CLIFTON IRRIGATION CO _____,
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 4-29-25

Printed Name of Authorized Agent _____ HANK POVEY _____