

05/10/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-4042

NAME AND ADDRESS: MAXINE CLARK
1103 SWAN VALLEY HWY
RIRIE ID 83443

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.120 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/30/1922

POINT OF DIVERSION:

T03N R41E S15 SWNWSE Lot 3 Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	04/01 10/31	0.060 CFS
DOMESTIC	01/01 12/31	0.060 CFS

PLACE OF USE: STOCKWATER Within BONNEVILLE County

T03N R41E S15 NESE T03N R41E S15 Lot 3 NWSE

IRRIGATION Within BONNEVILLE County

T03N R41E S15 NESE 1.4 T03N R41E S15 Lot 3 NWSE 1.6

DOMESTIC Within BONNEVILLE County

T03N R41E S15 NESE T03N R41E S15 Lot 3 NWSE

3 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709
<http://www.id.blm.gov>



In Reply Refer To:
7250 (933b)

April 04, 2004

Earnie Carlson
IDWR Eastern Regional Office

Carter Fritschile
IDWR State Office

RE: Basin 23 Preliminary Director's Report
23-04042
23-10051
23-11210

Dear Mr. Kendell:

Enclosed is a packet detailing water rights: 23-04042, 23-10051, and 23-11210. It is the aim of the BLM to avoid filing Objections to these water rights with additions described in said packet. Please contact myself (Joe Hess) at 208-373-3816, with any questions.

Thank you and have a good day.

Sincerely,

Joe Hess
Water Rights Specialist

Enclosures: (1) Packet with cover letter, Subcases: 23-04042, 23-10051, and 23-11210

Mixed Ownership POU

23-04042

Claimant

Maxine Clark

Summary

Shape file indicates no intrusion on BLM.

Recommendation

A more accurate description of the private land in the mixed POU (see below) would eliminate the need for the BLM to Object.

T03N R41E S15 NWSE
should be,
T03N R41E S15 Lot 3 NWSE

23-10051

Claimant

Sandra F Reed

Summary

Shape file indicates no intrusion on BLM.

Recommendation

The following remark inserted under Place of Use would eliminate a potential objection by BLM.

**-THE USE OF WATER UNDER THIS RIGHT DOES NOT
INCLUDE A USE ON FEDERAL PUBLIC LAND.**

23-11210

Claimant

Carma Lufkin

Summary

Shape file indicates no intrusion on BLM.

Recommendation

The following remark inserted under Place of Use would eliminate a potential objection by BLM.

**-THE USE OF WATER IN T03N, R41E, S11, SESE IS LIMITED TO
THE SOUTH-HALF OF THAT PLACE OF USE.**

In alternative to the above, the following remark inserted under Place of Use would eliminate a potential objection by BLM.

**-THE USE OF WATER UNDER THIS RIGHT DOES NOT
INCLUDE A USE ON FEDERAL PUBLIC LAND.**

03/04/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-4042

NAME AND ADDRESS: MAXINE CLARK
1103 SWAN VALLEY HWY
RIRIE ID 83443

MIXED OWNERSHIP

**-THE PLACES OF USE IDENTIFIED
BELOW CONTAIN BOTH PRIVATE
AND PUBLIC LANDS.**

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.120 CFS

**-CLARIFY THE POU SUCH THAT IT IS CLEAR
THAT ONLY PRIVATE LAND IS INTENDED.**

The quantity of water under this right for domestic and stockwater uses
shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/30/1922

POINT OF
DIVERSION: T03N R41E S15 ~~SWNWSE~~ Within BONNEVILLE County
Lot 3 (SWNWSE)

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	04/01 10/31	0.060 CFS
DOMESTIC	01/01 12/31	0.060 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R41E S15 NESE 0.7 T03N R41E S15 ~~NWSE~~ 1.8

STOCKWATER Within BONNEVILLE County Lot 3 (NWSE)

T03N R41E S15 NESE T03N R41E S15 ~~NWSE~~

DOMESTIC Within BONNEVILLE County Lot 3 (NWSE)

T03N R41E S15 NESE T03N R41E S15 ~~NWSE~~
Lot 3 (NWSE)

2.5 ACRES TOTAL

**THE CLARIFICATION SHOWN BELOW WOULD ELIMINATE THE BLM'S
NEED TO OBJECT.**

T03N R41E S15 NWSE – IS MIXED OWNERSHIP BLM/PRIVATE

SHOULD BE

T03N R41E S15 Lot 3 (NWSE) – DESCRIBES ONLY PRIVATE

03/04/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

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The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

03/04/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-4042

NAME AND ADDRESS: MAXINE CLARK
1103 SWAN VALLEY HWY
RIRIE ID 83443

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.120 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/30/1922

POINT OF
DIVERSION: T03N R41E S15 SWNWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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IRRIGATION	04/01 10/31	0.060 CFS
DOMESTIC	01/01 12/31	0.060 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R41E S15	NESE	0.7	T03N R41E S15	NWSE	1.8
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STOCKWATER Within BONNEVILLE County

T03N R41E S15	NESE	T03N R41E S15	NWSE
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DOMESTIC Within BONNEVILLE County

T03N R41E S15	NESE	T03N R41E S15	NWSE
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2.5 ACRES TOTAL

03/04/2004

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PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R41E S15	NESE	0.7	T03N R41E S15	NWSE	1.8
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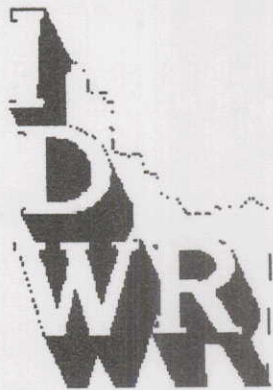
STOCKWATER Within BONNEVILLE County

T03N R41E S15	NESE	T03N R41E S15	NWSE
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DOMESTIC Within BONNEVILLE County

T03N R41E S15	NESE	T03N R41E S15	NWSE
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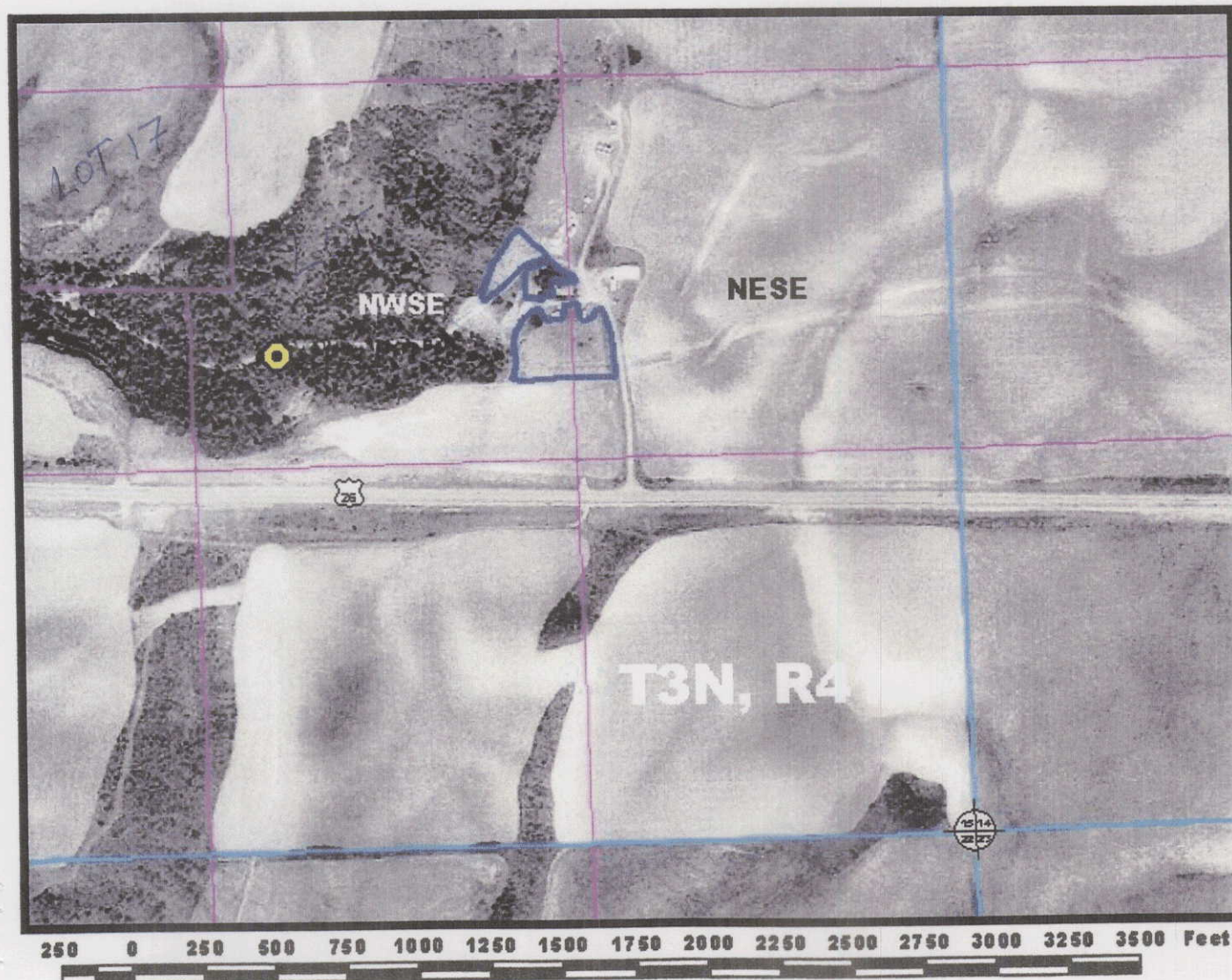
2.5 ACRES TOTAL



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-04042

Place of Use: (parts of)

T3N, R41E

Sec. 15 NWSE, NESE

Point(s) of Diversion:

T3N, R41E

Sec. 15 SWNWSE

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Rubenry
Date: January 2004

23-04042

T03N R41E S15

