

03/18/2004

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

RIGHT NUMBER: 45-12899

NAME AND ADDRESS: JOSEPH E TUGAW
3277 WOODRIDGE DR
TWIN FALLS ID 83301

SOURCE:	BASIN PATCH SPRING	TRIBUTARY: SINKS
	BRIGGS SPRING	TRIBUTARY: SINKS
	COAL PIT SPRING	TRIBUTARY: SINKS
	COYOTE SPRING	TRIBUTARY: SINKS
	SPRINGS	TRIBUTARY: SINKS
	UPPER COAL PIT SPRING	TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 06/11/1905

POINT OF DIVERSION:

T13S R19E S1 SWSWNW Within CASSIA County
T13S R19E S2 SWNE NE Within CASSIA County
T13S R19E S2 NESWNW Within CASSIA County
T13S R19E S3 SWSWNW Within CASSIA County
T13S R19E S12 SWNWSW Within CASSIA County
T13S R19E S13 NWNWNW Within CASSIA County
T13S R19E S25 NWNENE Within CASSIA County
T13S R19E S25 NENWNW Within CASSIA County
T13S R19E S25 SESENE Within CASSIA County
T13S R19E S26 SENWNE Within CASSIA County
T13S R19E S36 SESENE Within CASSIA County
T13S R20E S3 SESENE Within CASSIA County
T13S R20E S7 SENWSW Within CASSIA County
T13S R20E S10 SWNESW Within CASSIA County
T13S R20E S11 NENESW Within CASSIA County
T13S R20E S11 SENWSW Within CASSIA County
T13S R20E S16 SESWNE Within CASSIA County
T13S R20E S19 NENWNW Within CASSIA County
T13S R20E S29 NESENE Within CASSIA County
T13S R20E S29 NENESW Within CASSIA County
T13S R20E S30 NESWNW Within CASSIA County
T13S R20E S31 SWNESE Within CASSIA County
T13S R20E S32 SWNENW Within CASSIA County
T14S R19E S1 SENWNW Within CASSIA County
T14S R19E S1 SWSENW Within CASSIA County
T14S R20E S6 SWSENW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	4/01 11/01	0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T13S R19E S01	SWNW	T13S R19E S02	NENE
T13S R19E S02	SWNW	T13S R19E S03	SWNW

Water Right 45-12899

03/18/2004

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

T13S R19E S12	NWSW	T13S R19E S13	NWNW
T13S R19E S25	NENE	T13S R19E S25	NWNW
T13S R19E S25	SENW	T13S R19E S26	NWNE
T13S R19E S36	SENE	T13S R20E S03	SENE
T13S R20E S07	NWSW	T13S R20E S10	NESW
T13S R20E S11	NESW	T13S R20E S11	NWSW
T13S R20E S16	SWNE	T13S R20E S19	NWNW
T13S R20E S29	SWNW	T13S R20E S29	NESW
T13S R20E S30	SWNW	T13S R20E S31	NESE
T13S R20E S32	NENW	T14S R19E S01	NWNW
T14S R19E S01	SENW	T14S R20E S06	SENW

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 IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

Ident. Number: [REDACTED]
Date Received: 7/26/1999
Receipt No: 5022417
Received By: [Signature]

1. Name: JOSEPH E TUGAW
Address: 3277 WOODRIDGE DR
TWIN FALLS ID

83301

3. Source: SPRING
SPRING
LOWER PORCUPINE SPRING
SPRING
SPRING
SPRING
SPRING
COYOTE SPRING
INDIAN SPRINGS
SPRING
SPRING
SPRING
SPRING
OLIVER SPRING
SPRING
BASIN PATCH SPRING
SPRING
SPRING
SPRING
BRIGGS SPRING
COAL PIT SPRING
UPPER COAL PIT SPRING
SPRING
SPRING
SPRING
SPRING
SPRING

[illegible]

Delite lost
that spr
BS19ES34
SWPTE
See 47-16844
ALL ON
USFS
there fore
priority
10-11-1905

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	19E	1	SW ✓	SW	NW ✓	POWELL	CASSIA
		2	SW ✓	NE	NE	POWELL	CASSIA
			NE ✓	SW	NW	L. RAMSDELL	CASSIA
		3	SW ✓	SW	NW	PKT	CASSIA
		12	SW ✓	NW	SW	U. RAMSDELL	CASSIA
		13	NW ✓	NW	NW	PKT	CASSIA
		25	NW ✓	NE	NE	BUDDER	CASSIA
			NE ✓	NW	NW	CORRAL	CASSIA
			SE ✓	SE	NW	CORRAL	CASSIA
		26	SW ✓	NW	NE	IRIDIAN	CASSIA
		34	SW ✓	NE	NE	LOST HAT	CASSIA
		36	SE ✓	SE	NE	HOUSE FOLLOWS	CASSIA
	20E	3	SE ✓	SE	NE		CASSIA
		7	SE ✓	NW	SW	FTST FORK	CASSIA
		10	SW ✓	NE	SW		CASSIA
		11	NE ✓	NE	SW		CASSIA
			SE ✓	NW	SW		CASSIA
		16	SE ✓	SW	NE		CASSIA
		19	NE ✓	NW	NW	CO/OTR	CASSIA
		29	NE ✓	SW ✓	NW	WIDE	CASSIA
			NE ✓	NE	SW	HUCK	CASSIA
		30	NE ✓	SW	NW	HILLSIDE	CASSIA
		31	SW ✓	NE	SE	DISPEN	CASSIA
		32	SW ✓	NE	NW	BASE PAVING	CASSIA
14S	19E	1	SE ✓	NW	NW	CORRAL	CASSIA
			SW ✓	SE	NW	WIDE	CASSIA
	20E	6	SW ✓	SE	NW	(136 995)	CASSIA

Trib to Rock Creek

5. Description of diverting works:
TROUGH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	04/01	11/01	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
780 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres		
13S	19E	1	SW		NW		STOCK			
		2	NE		NE		STOCK			
			SW		NW		STOCK			
		3	SW		NW		STOCK			
		12	NW		SW		STOCK			
		13	NW		NW		STOCK			
		25	NE		NE		STOCK			
			NW		NW		STOCK			
			SE		NW		STOCK			
		26	NW		NE		STOCK			
		34	NE		NE		STOCK			
		36	SE		NE		STOCK			
		20E	3	SE		NE		STOCK		
			7	NW		SW		STOCK		
			10	NE		SW		STOCK		
			11	NE		SW		STOCK		
			NW		SW		STOCK			
	16		SW		NE		STOCK			
	19		NW		NW		STOCK			
	29		SW		NW		STOCK			
			NE		SW		STOCK			
	30		SW		NW		STOCK			
	31		NE		SE		STOCK			
	32		NE		NW		STOCK			
	14S		19E	1	NW		NW		STOCK	
					SE		NW		STOCK	
			20E	6	SE		NW		STOCK	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

14. Remarks:

SPRINGS ARE LOCATED ON USFS LAND WITH DEVELOPED SYSTEMS (TROUGHES), TRIBUTARY TO THE DRY CREEK DRAINAGE, AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT.

SOURCE OF SPRING IN T13S, R19E, S1 SWSWNW IS KNOWN LOCALLY AS UPPER PORCUPINE SPRING.

SOURCE OF SPRING IN T13S, R19E, S2 NESWNW IS KNOWN LOCALLY AS LOWER RAMSHORN SPRING.

SOURCE OF SPRING IN T13S, R19E, S3 SWSWNW IS KNOWN LOCALLY AS ART SPRING.

SOURCE OF SPRING IN T13S, R19E, S12 SWNWSW IS KNOWN LOCALLY AS UPPER RAMSHORN SPRING.

14. Remarks: Continued

SOURCE OF SPRING IN T13S, R19E, S13 NWNWNW IS KNOWN LOCALLY AS BAILY SPRING.

SOURCE OF SPRING IN T13S, R19E, S25 NWNENE IS KNOWN LOCALLY AS BUDHA SPRING.

SOURCE OF SPRING IN T13S, R19E, S25 NENWNW IS KNOWN LOCALLY AS CORRAL SPRING.

SOURCE OF SPRING IN T13S, R19E, S25 SESENW IS KNOWN LOCALLY AS COLD CREEK SPRING.

SOURCE OF SPRING IN T13S, R19E, S34 SWNESE IS KNOWN LOCALLY AS LOST HAT SPRING.

SOURCE OF SPRING IN T13S, R19E, S36 SESENE IS KNOWN LOCALLY AS HORSE HOLLOW SPRING.

SOURCE OF SPRING IN T13S, R20E, S7 SENWSW IS KNOWN LOCALLY AS EAST FORK SPRING.

SOURCE OF SPRING IN T13S, R20E, S29 NENESW IS KNOWN LOCALLY AS HUCK SPRING.

SOURCE OF SPRING IN T13S, R20E, S30 NESWNW IS KNOWN LOCALLY AS HILLSIDE SPRING.

SOURCE OF SPRING IN T13S, R20E, S31 SWNESE IS KNOWN LOCALLY AS ASPEN SPRING.

15. Basis of Claim: BENEFICIAL USE

16. 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 Snake 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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Joseph F. Huguen Date: 8-2-88

Date: _____

State of Idaho

County of

Twin Falls

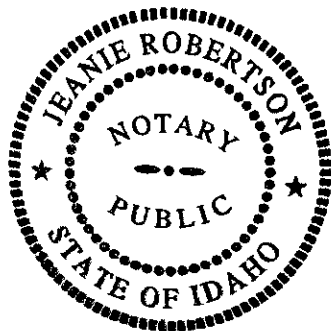
) SS.

Subscribed and sworn (or affirmed) before me this 2nd day

of August 19 99

Jeanie Robertson
Notary Public

Seal



Residing at Twin Falls, Id.

My Commission Expires 9-23-2000

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

5022417

Date:

Time:

8/ 2/1999

08:48:24

Received

From:

TUGAW RANCH

Type of Payment

Program A cct

Amount

JUDICATION FEE

41503

337

1155

250.00

Total

CHECK

08621

\$

250.00

Water Right Numbers

A45-12896

A45-12897

A45-12898

A45-12899

A45-12900

A45-12901

A45-12902

A45-12903

A45-12904

A45-12905

Region: SOUTHERN

Signature:

Jeanie Robertson

NOTE TO FILE

From: Vikie Hancock

11/4/02

Regarding: Joe Tugaw stockwater claims

In reviewing these rights for recommendation it was determined that some of the springs were identified and claimed in the wrong creek drainage. This required some splitting of claims, some shuffling of PODs and POU's between claims and, in the case of springs located in the Rock Creek drainage, a renumbering of claims to basin 47. The following summary will hopefully help explain the eventual grouping of the various springs.

45-12896: Recommended after deleting four springs which were tributary to Rock Creek (see **47-16846**).

45-12897: Spring in SWSW Section 15 was tributary to Rock Creek and recommended as **47-16847**. Springs tributary to Dry creek recommended as **45-13501** and springs tributary to Cottonwood Creek recommended as **45-13502**.

45-12898: Split into **45-13499** for springs tributary to Dry Creek and **45-13500** for springs tributary to Cottonwood Creek.

45-12899: Recommended after deleting "Lost Hat Spring"* which is tributary to Rock Creek (Lost Hat Spring included in 47-16844).
*there are two Lost Hat Springs in Section 34, T13S, R19E.

45-12900: Recommended after deleting "East Line Spring" which is trib to Rock Creek. (East Line Spring included in 47-16845).

45-12901: Recommended as **47-16844** (Rock Creek Drainage)

45-12902: Recommended as **47-16845** (Rock Creek Drainage)

45-12903: Recommended as claimed

45-12904: Recommended as claimed

45-12905: Recommended as **47-16848** (Rock Creek Drainage)