

03/18/2004

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

RIGHT NUMBER: 45-12900

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

SOURCE: SPRINGS

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 S3 SESWSW Within CASSIA County
T13S R19E S10 SENENW Within CASSIA County
T13S R19E S10 SENESW Within CASSIA County
T13S R19E S11 SWSWSW Within CASSIA County
T13S R19E S13 SWNESE Within CASSIA County
T13S R19E S15 NESWNE Within CASSIA County
T13S R19E S23 SESENE Within CASSIA County
T13S R19E S24 SESWSW Within CASSIA County
T13S R19E S25 SENENE Within CASSIA County
T13S R19E S26 SESENE Within CASSIA County
T13S R19E S36 SWNENW Within CASSIA County
T13S R20E S3 NWNENE Within CASSIA County
T13S R20E S3 NESENE Within CASSIA County
T13S R20E S11 SESENE Within CASSIA County
T13S R20E S15 NENENW Within CASSIA County
T13S R20E S16 NWNENE Within CASSIA County
T13S R20E S16 SWNENE Within CASSIA County
T13S R20E S16 SESESE Within CASSIA County
T13S R20E S17 SWNWNW Within CASSIA County
T13S R20E S19 NWSESW Within CASSIA County
T13S R20E S32 NWSWNW Within CASSIA County
T14S R20E S6 SENWNE 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 S03	SWSW	T13S R19E S10	NENW
T13S R19E S10	NESW	T13S R19E S11	SWSW
T13S R19E S13	NESE	T13S R19E S15	SWNE
T13S R19E S23	SENE	T13S R19E S24	SWSW
T13S R19E S25	NENE	T13S R19E S26	SENE
T13S R19E S36	NENW	T13S R20E S03	NENE
T13S R20E S03	SENE	T13S R20E S11	SENE
T13S R20E S15	NENW	T13S R20E S16	NENE
T13S R20E S16	NWNE	T13S R20E S16	SESE

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T13S R20E S17	NWNW	T13S R20E S19	SESW
T13S R20E S32	SWNW	T14S R20E S06	NWNE

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: 7/27/1999
Receipt No: 5022417
Received By: [Signature]

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

83301

3. Source: SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
EAST LINE SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING
SPRING

Deleted East Line
Spring
135 195 532
SE 5-11-05
Saw
417-116845
ALL USFS
Therefore
Priority date
6-11-05

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County
13S	19E	3	SE ✓	SW	SW <i>Pack Ridge</i>	CASSIA
		10	SE ✓	NE	NW <i>Long Ridge</i>	CASSIA
			SE ✓	NE	SW <i>Long Ridge</i>	CASSIA

4. Point of Diversion: Continued

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	19E	11	SW ✓	SW	SW	CUT	CASSIA
		13	SW ✓	NE	SE	LOWEY DITCH	CASSIA
		15	NE ✓	SW	NE	WRIGHT ROAD	CASSIA
		23	SE ✓	SE	NW	UPPER DITCH	CASSIA
		24	SE ✓	SW	SW	CUT ROAD	CASSIA
		25	SE ✓	NE	NE	JACK ROAD	CASSIA
		26	SE ✓	SE	NW	HOUSE OF WATERS	CASSIA
		33	SE ✓	SW	NE	EAST LINE	CASSIA
		36	SW ✓	NE	NW	COLD CREEK ROAD SW	CASSIA
	20E	3	NW ✓	NE	NE		CASSIA
			NE ✓	SE	NE		CASSIA
		11	SE ✓	SE	NE		CASSIA
		15	NE ✓	NE	NW		CASSIA
		16	NW ✓	NE	NE		CASSIA
			SW ✓	NW	NE		CASSIA
			SE ✓	SE	SE		CASSIA
		17	SW ✓	NW	NW	BRAND DITCH	CASSIA
		19	NE ✓	SE	SW	UPPER DITCH	CASSIA
		32	NW ✓	SW	NW	HOUSE OF WATERS	CASSIA
14S	20E	6	SE ✓	NW	NE		CASSIA

5. Description of diverting works:
INSTREAM

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	3	SW	SW		STOCK	
		10	NE	NW		STOCK	
			NE	SW		STOCK	
		11	SW	SW		STOCK	
		13	NE	SE		STOCK	
		15	SW	NE		STOCK	
		23	SE	NW		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	19E	24	SW	SW		STOCK	
		25	NE	NE		STOCK	
		26	SE	NW		STOCK	
		33	SW	NE		STOCK	
		36	NE	NW		STOCK	
	20E	3	NE	NE		STOCK	
			SE	NE		STOCK	
		11	SE	NE		STOCK	
		15	NE	NW		STOCK	
		16	NE	NE		STOCK	
			NW	NE		STOCK	
			SE	SE		STOCK	
		17	NW	NW		STOCK	
		19	SE	SW		STOCK	
		32	SW	NW		STOCK	
14S	20E	6	NW	NE		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 NO DEVELOPED SYSTEMS, TRIBUTARY TO THE DRY CREEK DRAINAGE, AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT.

SOURCE OF SPRING IN T13S, R19E S3 SESWSW IS KNOWN LOCALLY AS RAY SPRING.

SOURCE OF SPRING IN T13S, R19E, S10 SENENW IS KNOWN LOCALLY AS LONG RIDGE POND SPRING.

SOURCE OF SPRING IN T13S, R19E, S10 SENESW IS KNOWN LOCALLY AS ROD POND SPRING.

SOURCE OF SPRING IN T13S, R19E, S11 SWSWSW IS KNOWN LOCALLY AS CAREY SPRING.

SOURCE OS SPRING IN T13S, R19E, S13 SWNESE IS KNOWN LOCALLY AS LOWER COYOTE SPRING.

SOURCE OF SPRING IN T13S, R19E, S15 NESWNE IS KNOWN LOCALLY AS WEST FORK SPRING.

SOURCE OF SPRING IN T13S, R19E, S23 SESENEW IS KNOWN LOCALLY AS UPPER LONG RIDGE SPRING.

SOURCE OF SPRING IN T13S, R19E, S24 SESWSW IS KNOWN LOCALLY AS CAT POND SPRING.

SOURCE OF SPRING IN T13S, R19E, S25 SENENE IS KNOWN LOCALLY AS JADE POND SPRING.

SOURCE OF SPRING IN T13S, R19E, S26 SESENEW IS KNOWN LOCALLY AS

14. Remarks: Continued

HEAD OF WEST FORK SPRING.

SOURCE OF SPRING IN T13S, R19E, S36 SWNENW IS KNOWN LOCALLY AS COLD CREEK POND SPRING.

SOURCE OF SPRING IN T13S, R20E, S17 SWNWNW IS KNOWN LOCALLY AS BRANDON SPRING.

SOURCE OF SPRING IN T13S, R20E, S19 NESESW IS KNOWN LOCALLY AS UPPER COYOTE POND SPRING.

SOURCE OF SPRING IN T13S, R20E, S32 NWSWNW IS KNOWN LOCALLY AS HEAD OF EAST FORK 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.

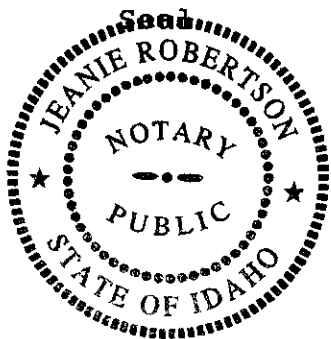
Signature of Claimant(s): *Joseph F. Hagan* Date: 8-2-99

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



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 Acct

Amount

JUDICATION FEE

41503

337

1155

250.00

Total

\$

250.00

CHECK

08621

Water Right Numbers

A45-12896

A45-12897

A45-12898

A45-12899

A45-12900

A45-12901

A45-12902

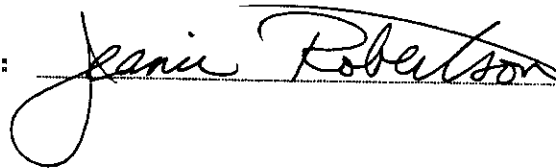
A45-12903

A45-12904

A45-12905

Region: SOUTHERN

Signature:



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)