

03/19/2004

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

RIGHT NUMBER: 45-13499

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

SOURCE: JEFFS SPRING
SPRING

TRIBUTARY: SINKS
TRIBUTARY: SINKS

QUANTITY: 0.040 CFS

USE OF THIS RIGHT WITH RIGHT NO. 45-13500 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.04 CFS AND A COMBINED VOLUME WHICH
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 06/27/1934

POINT OF DIVERSION:

T12S R19E S27 NWNWSW Within CASSIA County
T12S R19E S33 SESENE Within CASSIA County
T12S R19E S33 NENESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T12S R19E S27	NWSW	T12S R19E S33	SENE
T12S R19E S33	NESE		

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

THIS RIGHT IS A PORTION OF FORMER RIGHT 45-12898.

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 SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 45-13499
Date Received: 11/1/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOSEPH E TUGAW Phone: (208)734-7511

3277 WOODRIDGE DR
TWIN FALLS ID USA 83301

2. Date of Priority: 06/01/1872

3. Source: JEFFS SPRING , SPRING , SPRING Trib. to: SINKS , SINKS , SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	19E	33	SE SE NE	CASSIA	
12S	19E	27	NW NW SW	CASSIA	
12S	19E	33	NE NE SE	CASSIA	

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	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 780

NE SE 533 BLM
SE NE 533 STATE
NW SW 527 STATE
Priority per BLM

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12S	19E	27	NW	SW	STOCKWATER	
12S	19E	33	SE	NE	STOCKWATER	
			NE	SE	STOCKWATER	

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 BLM LAND WITH DEVELOPED SYSTEMS (TROUGHS), TRIBUTARY TO THE DRY CREEK DRAINAGE, AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT.
SOURCE OF SPRING IN NWNWSW OF SECTION 27 IS KNOWN LOCALLY AS SAGE HEN SPRING.
SOURCE OF SPRING IN NENESE OF SECTION 33 IS KNOWN LOCALLY AS HILLSIDE SPRING.
SOURCE OF SPRING IN SESENE OF SECTION 33 (JEFFS SPRING) IS KNOWN LOCALLY AS SHEEP SPRING.

11/01/2002: THIS CLAIM REPRESENTS A PORTION OF CLAIM 45-12898 WHICH WAS SPLIT INTO 45-13499 (SPRINGS TRIBUTARY TO DRY CREEK) AND 45-13500 (SPRING TRIBUTARY TO COTTONWOOD CREEK).

15. Basis of Claim: Beneficial Use