

03/19/2004

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

RIGHT NUMBER: 45-13500

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

SOURCE: SPRING
QUANTITY: 0.040 CFS

TRIBUTARY: SINKS

USE OF THIS RIGHT WITH RIGHT NO. 45-13499 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 R20E S22 NENWSW 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 R20E S22 NWSW

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 45-13500
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: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	20E	22	NE NW SW	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

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
12S	20E	22	NW SW	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 COTTONWOOD CREEK DRAINAGE, AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT.

11/01/2002: THIS CLAIM IS A PORTION OF 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

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 45-12898
Date Received: 8/27/99
Receipt No:
Received By: *X*

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

JOSEPH E TUGAW
3277 WOODRIDGE DR
TWIN FALLS ID USA 83301

Phone: (208)734-7511

2. Date of Priority: 06/01/1872

3. Source: JEFFS SPRING, SPRING

Trib. to: SINKS , SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
12S	19E	33	SE SE NE	CASSIA <i>Giff's</i>
45-13500 12S <i>CW</i>	20E	22	NE NW SW	CASSIA
12S	19E	27	NW NW SW	CASSIA <i>Sage hen</i>
12S	19E	33	NE NE SE	CASSIA <i>Hellsides</i>

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.

45-12898

12/19/2000

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8. Total consumptive use:

9. Non-irrigation uses:

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	
12S	20E	22	NW	SW	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 (TROUGHES), 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

*****AMENDED CLAIM*****

CLAIM AMENDED TO YEAR-ROUND SEASON OF USE AND DIVERSION RATE INCREASED TO 0.04 CFS.
12/19/2000 jr

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 T. Ferguson

Date: 12-18-2000

Date: _____

State of Idaho

County of

Twin Falls

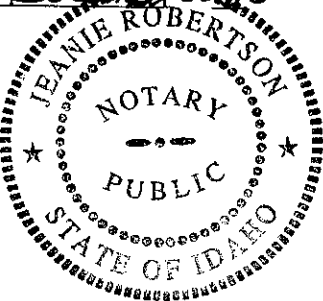
)
) SS.

Subscribed and sworn (or affirmed) before me this

19th

of

December 20, 2000



Jeanie Robertson
Notary Public

Residing at

Twin Falls, Id.

My commission Expires

9-23-2006