

03/19/2004

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

RIGHT NUMBER: 45-13502

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

SOURCE: BUCKHORN SPRING
SPRING

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT AND RIGHT 45-13501 SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 06/27/1934

POINT OF DIVERSION:

T12S R20E S21 NWNSE Within CASSIA County
T12S R20E S22 NWNENW Within CASSIA County
T12S R20E S28 NENWSW Within CASSIA County
T12S R20E S34 SENWNE Within CASSIA County
T12S R20E S35 NWNWNW 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	0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T12S R20E S21	NESE	T12S R20E S22	NENW
T12S R20E S28	NWSW	T12S R20E S34	NWNE
T12S R20E S35	NWNW		

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 45-12897

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 45-13502
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: BUCKHORN SPRING , SPRING , SPRING , SPRING , SPRING
Trib. to: SINKS , SINKS , SINKS , SINKS , SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
12S	20E	34 ✓	SE	NW	NE	CASSIA	
12S	20E	22 ✓	NW	NE	NW	CASSIA	
12S	20E	28 ✓	NE	NW	SW	CASSIA	
12S	20E	35 ✓	NW	NW	NW	CASSIA	
12S	20E	21 ✓	NW	NE	SE	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	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.02 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	21	NE	SE	STOCKWATER	
12S	20E	22	NE	NW	STOCKWATER	
12S	20E	28	NW	SW	STOCKWATER	
12S	20E	34	NW	NE	STOCKWATER	
12S	20E	35	NW	NW	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:

12/19/2000: CLAIM 45-12897 AMENDED TO YEAR-ROUND SEASON OF USE AND DIVERSION RATE INCREASED TO 0.04 CFS.

SPRINGS ARE LOCATED ON BLM LAND WITH NO DEVELOPED SYSTEMS, TRIBUTARY TO THE COTTONWOOD CREEK DRAINAGE AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT.

CLAIM 45-13502 REPRESENTS A PORTION OF 45-12897 WHICH WAS SPLIT INTO 45-13501 (SPRINGS TRIBUTARY TO DRY CREEK) AND 45-13502 (SPRINGS 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 ~~45-12897~~
Date Received: 8/2/99
Receipt No:
Received By: *X*

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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: ¹³⁵⁰²BUCKHORN SPRING, SPRING, ¹³⁵⁰¹TUGAW RESERVOIR Trib. to: SINKS, SINKS, SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
12S <i>CW</i>	20E	34 <i>13502</i>	SE NW NE	CASSIA <i>Buckhorn Spring</i>
12S ✓	19E	24 <i>13501</i>	NW NE NW	CASSIA <i>Deer CR Spring</i>
12S <i>CW</i>	20E	22 <i>13502</i>	NW NE NW	CASSIA
12S ✓	19E	22 <i>13501</i>	SW SE SE	CASSIA <i>Lower Deer CR Slide Spring</i>
12S <i>CW</i>	19E	15 <i>47-16847</i>	SW SW SW	CASSIA <i>Wagon Box NW 47</i>
12S ✓	19E	14 <i>13501</i>	SE SW SW	CASSIA <i>SEE 47-16847</i>
12S <i>CW</i>	20E	28 <i>13502</i>	NE NW SW	CASSIA <i>JOE POWELL</i>
12S <i>CW</i>	20E	35 <i>13502</i>	NW NW NW	CASSIA
12S <i>CW</i>	20E	21 <i>13502</i>	NW NE SE	CASSIA
12S ✓	19E	28 <i>13501</i>	SE NW SE	CASSIA <i>JOE POWELL</i>
12S ✓	19E	27 <i>13501</i>	NE SE NW	CASSIA <i>TUGAW</i>

COPY

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	01/01	12/31	0.04	

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

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	14	SW	SW	STOCKWATER	
12S	19E	15	SW	SW	STOCKWATER	
12S	19E	22	SE	SE	STOCKWATER	
12S	19E	24	NE	NW	STOCKWATER	
12S	19E	27	SE	NW	STOCKWATER	
12S	19E	28	NW	SE	STOCKWATER	
12S	20E	21	NE	SE	STOCKWATER	
12S	20E	22	NE	NW	STOCKWATER	
12S	20E	28	NW	SW	STOCKWATER	
12S	20E	34	NW	NE	STOCKWATER	
12S	20E	35	NW	NW	STOCKWATER	

11. Place of use in counties: CASSIA

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

COPY

102 102
45-13601 45-13502
NOTE → instream, no diversions

13. Other Water Rights Used:

14. Remarks:

SPRINGS ARE LOCATED ON BLM LAND WITH NO DEVELOPED SYSTEMS, TRIBUTARY TO THE DRY CREEK DRAINAGE, AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT
SOURCE OF SPRING IN T12S, R19E, S14 SESWSW IS KNOWN LOCALLY AS JOE'S POND
SOURCE OF SPRING IN T12S, R19E, S15 SWSWSW IS KNOWN LOCALLY AS WRIGLEY RESERVOIR
SOURCE OF SPRING IN T12S, R19E, S22 SWSESE IS KNOWN LOCALLY AS LOWER BEAVER SLIDE SPRING
SOURCE OF SPRING IN T12S, R19E, S24 NWNENW IS KNOWN LOCALLY AS DEER CREEK SPRING
SOURCE OF SPRING IN T12S, R19E, S28 SENWSE IS KNOWN LOCALLY AS JOAN 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 F. Hugan Date: 12-19-00
_____ Date: _____

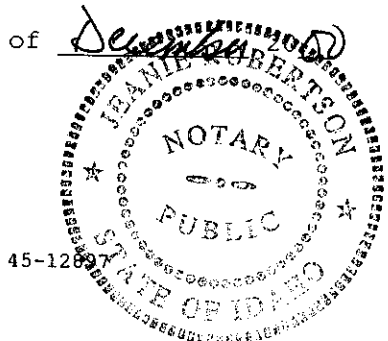
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th

of December 19, 2000
Jeanie Robertson
Notary Public

Residing at Twin Falls, Id.

My commission Expires 9-23-2006



COPY

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: **A45-12897**
Date Received: 7/26/1999
Receipt No: SD22417
Received By: 

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: JOSEPH E TUGAW
Address: 3277 WOODRIDGE DR
TWIN FALLS ID 83301
208-734-7511

2. Date of Priority: JUN 1, 1872

3. Source:	SPRING	Trib. to:	SINKS
	SPRING		SINKS
	SPRING		SINKS
	SPRING		SINKS
	SPRING		SINKS
	TUGAW RESERVOIR		SINKS
	SPRING		SINKS
	SPRING		SINKS
	SPRING		SINKS
	SPRING		SINKS
	BUCKHORN SPRING		SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	19E	14	SE	SW	SW		CASSIA
		15	SW	SW	SW		CASSIA
		22	SW	SE	SE		CASSIA
		24	NW	NE	NW		CASSIA
		27	NE	SE	NW		CASSIA
		28	SE	NW	SE		CASSIA
	20E	21	NW	NE	SE		CASSIA
		22	NW	NE	NW		CASSIA
		28	NE	NW	SW		CASSIA
		34	SE	NW	NE		CASSIA
		35	NW	NW	NW		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
12S	19E	14	SW	SW		STOCK	
		15	SW	SW		STOCK	
		22	SE	SE		STOCK	
		24	NE	NW		STOCK	
		27	SE	NW		STOCK	
		28	NW	SE		STOCK	
	20E	21	NE	SE		STOCK	
		22	NE	NW		STOCK	
		28	NW	SW		STOCK	
		34	NW	NE		STOCK	
		35	NW	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 BLM LAND WITH NO DEVELOPED SYSTEMS, TRIBUTARY TO THE DRY CREEK DRAINAGE, AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT.

SOURCE OF SPRING IN T12S, R19E, S14 SESWSW IS KNOWN LOCALLY AS JOE'S POND.

SOURCE OF SPRING IN T12S, R19E, S15 SWSWSW IS KNOWN LOCALLY AS WRIGLEY RESERVOIR.

SOURCE OF SPRING IN T12S, R19E, S22 SWSESE IS KNOWN LOCALLY AS LOWER BEAVER SLIDE SPRING.

SOURCE OF SPRING IN T12S, R19E, S24 NWNENW IS KNOWN LOCALLY AS DEER CREEK SPRING.

SOURCE OF SPRING IN T12S, R19E, S28 SENWSE IS KNOWN LOCALLY AS JOAN SPRING.

COPY

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.

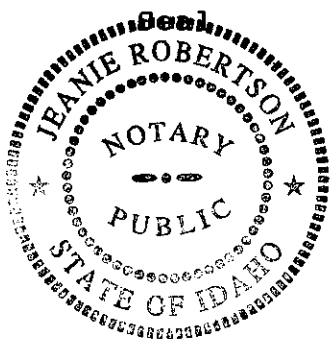
Signature of Claimant(s): *Joseph P. Pagan* Date: 8-2-99

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

COPY

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

\$

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:

Jeanie Robertson

COPY