

RECEIVED

MAY 11 1998

Department of Water Resources
Adjudication Bureau

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MAY 11 1998
Department of Water Resources

1998 MAY -7 AM 11: 56

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

Water Right(s): 55-04079

On May 07, 1998, Special Master FRITZ X HAEMMERLE issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED May 07, 1998.



TERI HRANAC
Deputy Clerk

1998 MAY -7 AM 11: 56

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	SPECIAL MASTER'S REPORT
	)	
Case No. 39576	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHT 55-04079
	)	

I. FINDINGS OF FACT

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990). The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

☐ There were no objections to this water right; however, this water right is used in combination with a water right which is the subject of an objection.

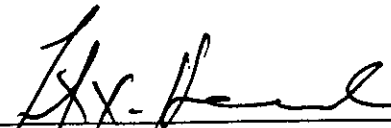
☐ All objections to this water right were resolved by stipulation of the parties at hearing or with a *Standard Form 5*. All parties to the subcase and IDWR are signatories to the *Standard Form 5*.

☐ All objections to this water right were resolved at trial. The court made oral Findings of Fact and Conclusions of Law at the trial. The oral Findings of Fact and Conclusions of Law are incorporated here by reference.

II. CONCLUSIONS OF LAW

Therefore, based on the file and record herein, IT IS RECOMMENDED that this water right be decreed with the elements as set forth in the *Partial Decree Pursuant to I.R.C.P. 54(b) for Water Right 55-04079*.

DATED: MAY - 7 1998



Special Master
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 55-04079

1998 MAY -7 AM 11:51
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: P P & H PARTNERSHIP
PO BOX 114
JORDAN VALLEY, OR 97910

SOURCE: SPRINGS TRIBUTARY: LITTLE THOMAS CREEK
SPRINGS PLEASANT VALLEY CREEK
UNNAMED STREAM LITTLE THOMAS CREEK
SPRINGS PLEASANT VALLEY CREEK, EAST FK

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 07/01/1900

POINT OF DIVERSION: T10S R04W S20 SESENW Within Owyhee County
S29 SENENW
S30 SWSWNW
SWNESE
SESESE
S31 NWNESE
NWNESE
SESESE
NWNESE
SWSWNW
NENWSW
SWSWSW
SWSWSE
S32 NWNWNW
R05W S25 SENESW
S36 SENENE
SWNWE
T11S R04W S06 Within Owyhee County
NWNWE
SWSWE
SESWNW
SWSNW
NENESW
SESESW
NENWSE
S07 NENENE
SENESE

2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S30, SWNESE.
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S30, SESESE.
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S31, SWSWSW.
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S31, SWSWSE.
2 POINTS OF DIVERSION LOCATED IN T10S, R05W, S36, SENENE.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS
	Domestic	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Stockwater Within Owyhee County
T10S R04W S20 SENW
S29 SWSNW
S30 NENE
NESE

Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

S31	SWSW	NESW
	NWSW	SWSE
S32	NWNW	
R05W S25	NESW	
S36	NENE	NWNE
T11S R04W S06	SWNE	SNNW
	SENW	NESW
	NWSE	NWNE
S07	NENE	
Domestic		Within Owyhee County
T10S R04W S20	SENW	

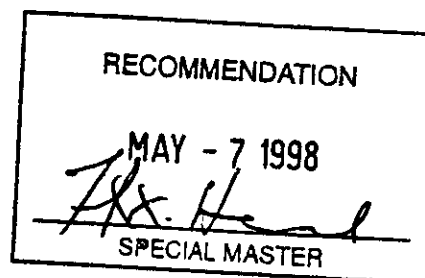
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication



1998 MAY -7 AM 11: 56

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 55-04079

CERTIFICATE OF MAILING

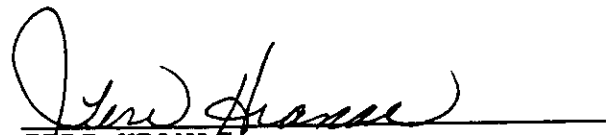
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on May 07, 1998, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

USDI BLM

Represented by:
U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

P P & H PARTNERSHIP
PO BOX 114
JORDAN VALLEY, OR 97910
Phone: 503-586-2377


TERI HRANAC

CERTIFICATE OF MAILING

PAGE 1
05/07/98

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FEB 10 1998

Department of Water Resources
Adjudication Bureau

1998 FEB 05 AM 08:44
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	NOTICE SETTING SUBCASE(S)
	)	FOR INITIAL HEARING
Case No. 39576	)	
_____	)	SUBCASE NO: 55-04079

The Initial Hearing for this subcase will be held as follows:

WEDNESDAY, APRIL 01, 1998 at 01:30 PM
OWYHEE COUNTY COURTHOUSE
HIGHWAY 78
PO BOX 128
MURPHY, ID

All parties are required to attend and must have full
settlement authority.

At the Intital Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) in an attempt to reconcile any
difference between the claim and the Director's Report.
Bring any and all information you believe is relevant to your
claim and/or objection. If the claim cannot be reconciled at
the Initial Hearing, the court will set the subcase(s) for
trial within 45 days of the Initial Hearing. IF YOU INTEND
TO AMEND YOUR CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL
HEARING.

Dated: FEBRUARY 05, 1998

/S/ DEBBIE LASH
Deputy Clerk
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 2/05/98

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DEC 10 1997

Department of Water Resources
Adjudication Bureau

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 55-04079

(Insert water right number)

DOMESTIC AND
STOCK WATER RIGHT
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

R. Lee Leininger, 202 305-0242

Paul F. Holleman, 202 305-0494 and

William M. Ferry, 202 334-1911

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: P.P. & H. Partnership

Address: P.O. Box 114, Jordan Valley, Oregon 97910

Name: Address:

Name: Address:

Name: Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: See attached
5. ☒ **Point(s) of Diversion**
Should be: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant does not have a valid water right with the elements claimed.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JUL-30-1997

PAGE: A-1386

 RIGHTS FROM: SOURCE: SPRINGS TRIBUTARY: LITTLE THOMAS CREEK

 RIGHT NUMBER: 55-04079
 NAME & ADDRESS: P P & H PARTNERSHIP
 PO BOX 114
 JORDAN VALLEY OR 97910
 SOURCE: SPRINGS TRIBUTARY: LITTLE THOMAS CREEK
 SPRINGS PLEASANT VALLEY CREEK
 UNNAMED STREAM LITTLE THOMAS CREEK
 SPRINGS PLEASANT VALLEY CREEK, EAST FK
 QUANTITY: 0.06 CFS

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

PRIORITY DATE: 07/01/1900

POINT OF DIVERSION: T10S R04W S20
S29

SESENW - PVE

Within CUYHEE County

SEENW PVE

SWSNW PVE

S30

SWNE PVE

SENE

SWSNW

NWNSE

SESESE

S31

NWNESW PVE

SWNESW

NENWSW

SWSWSW

SWSWSE

S32

NWNWNW PVE

R05W S25

SENESE

S36

SENE

SWNNE

T11S R04W S05

NENWSW BLM

S06

SWNE BLM

NWNNE PVE

SWSWNE

SESWNW

SWSENW PVE

NENESW PVE

SENESE PVE

NENWSE PVE

S07

NENENE

SENE

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JUL-30-1997

PAGE: A-1387

RIGHTS FROM: SOURCE: SPRINGS TRIBUTARY: LITTLE THOMAS CREEK

RIGHT NUMBER: 55-04079 (CONT)

POINT OF DIVERSION: (CONT)

2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S30, SWNE. Pvt
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S30, SESESE. Pvt
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S31, SWSWSW. Pvt
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S31, SWSWSE. Pvt
2 POINTS OF DIVERSION LOCATED IN T10S, R05W, S36, SENENE. Pvt

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC	01-01 12-31	0.04 CFS

PLACE OF USE:	STOCKWATER	Within Owyhee County
T10S R04W S20	✓ SENW P	
S29	✓ NENW P	✓ SWNW P
S30	✓ NENE P	lot 2 (SWNW) P
S31	✓ NESW P	lot 3 NWSW P ✓
S32	✓ NWNW P	lot 4 SWSW P ✓
R05W S25	✓ NESW P	
S36	✓ NENE P	NWNE P
T11S R04W S05	✓ NWSW BLM	
S06	✓ NENE BLM	lot 3 NWNE P ✓
	✓ SENW P	✓ NESW P
S07	✓ NENE P	
		SWNE P ✓ lot 5 SWNW P
		✓ NWSE P
DOMESTIC	Within Owyhee County	
T10S R04W S20	✓ SENW P	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

PARCEL NOS. RP 0134201, RP 0134202, RP 0134203, RP 0134302,
RP 0134602, RP 0135601, RP 0135602, RP 0135603.

BLM ALLOTMENT 0547

STATE LEASE G6275

STOCKWATER, 500 RANGE CATTLE

F.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.

County of Ada)

Gary Madenford for

Jay Carlson, BLM Area Manager, duly sworn, upon oath, deposes and says:

(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Gary Madenford
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 12-4-97

Jacqueline L. Ripley
Notary Public for Idaho
Residing at: Boise
My Commission Expires: 4-7-1999

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE

PLACE OF USE: DOMESTIC						
	T10S R04W S20		SENW			
CONDITIONS OF APPROVAL:						
	N11 -	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A				
		- DETERMINATION OF HISTORICAL BENEFICIAL USE.				
	N13 -	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000				
		- GALLONS PER DAY.				
DIVERSION MEANS: SPRINGS, RESERVOIRS						
REMARKS:	POD	2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S30, SWNE.				
		2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S30, SESE.				
		2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S31, SWSW.				
		2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S31, SWSSE.				
		2 POINTS OF DIVERSION LOCATED IN T10S, R05W, S36, SENENE.				
EXP		PARCEL NOS. RP 0134201, RP 0134202, RP 0134203, RP 0134302, RP 0134602, RP 0135601, RP 0135602, RP 0135603. BLM ALLOTMENT 0547 STATE LEASE G6275 STOCKWATER, 500 RANGE CATTLE				

OTHER RIGHTS:

Place of Use	Legal Description for:	DOMESTIC

[illegible]

POL County: OUYHEE

Non-Irrigation Uses: STOCKWATER 500 RANGE

Other Rights: NONE

Conditions of Approval:
 L12 - THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
 - ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
 - USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

Remarks: PARCEL NOS. RP 0134201, RP 0134202, RP 0134203, RP 0134302,
RP 0134602, RP 0135601, RP 0135602, RP 0135603.
BLM ALLOTMENT 0547
STATE LEASE G6275

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:

Comments: Date: 07/18/1995 User-ID: RMCARTH Subject: CORRECTION
ADDED CONDITION L12, CHANGED BASIS OF CLAIM FROM "STATUTORY
CLAIM" TO "BENEFICIAL USE", CORRECTED DATA-ENTRY OF SOURCE

Audit: 01/15/92 WHITE 03/30/95 POST-STD 07/18/95 RMCCARTH

1

MICROFILMED
SEP 24 1996

JUL -12-1995
0390

2

55-04079 CONTINUED

		NENHSE	
		NENENE	
		SENENE	
S07			
PLACE OF USE: STOCKWATER			
T10S R04W S20		SENW	
S29		NENW	
S30		NENE	
		SESE	
S31		NESW	
		SWSE	
S32		NWNW	
S36		NENE	
R05W S25		NESW	
S36		NENE	
T11S R04W S05		NWSW	
S06		NENE	
		NESW	
S07		NENE	
PLACE OF USE: DOMESTIC			
T10S R04W S20		SENW	
REMARKS: PARCEL NOS. RP 0134201, RP 0134202, RP 0134203, RP 0134302,			
RP 0134602, RP 0135601, RP 0135602, RP 0135603.			
BLM ALLOTMENT 0547			
STATE LEASE 66275			

added Ord. 417
7-18-95 KMC

MICROFILMED
SEP 24 1996

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

AJ0749NP
No. R55-04079

Conditions of Approval:
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: PO0 2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S30, SWNESE.
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S30, SESESE.
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S31, SWSWSW.
2 POINTS OF DIVERSION LOCATED IN T10S, R04W, S31, SWSWSE.
2 POINTS OF DIVERSION LOCATED IN T10S, R05W, S36, SENENE.

EXP PARCEL NOS. RP 0134201, RP 0134202, RP 0134203, RP 0134302,
RP 0134602, RP 0135601, RP 0135602, RP 0135603.
BLM ALLOTMENT 0547
STATE LEASE G6275
STOCKWATER, 500 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 06/24/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Date: 06/24/1997 User-ID: RHOWERTO Subject: INSTREAM LIMIT
LIMIT INSTREAM TO 0.02 CFS

Date: 06/24/1997 User-ID: RHOWERTO Subject: SOURCE & TRIB
CORRECTED SOURCE NAMES AND TRIB PER USGS MAPS BB-54 & CC-4

Audit: 06/24/97 RHOWERTO

NOTE: USED MAP IN CLAIM RIVE SIDE TO VERIFY P/D'S

AJ5809NP
No. R55-04079

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/04/97
PAGE: 13

OWNER CODE: C P P & H PARTNERSHIP
NAME & ADDRESS: PO BOX 114, JORDAN VALLEY OR 97910, (503) 586-2377
PRIORITY DATE: 07/01/1900
WATER USE: STOCKWATER DOMESTIC
DIVERSION RATE: 0.12 CFS, 0.04 CFS, 0.12 CFS
DIVERSION VOLUME: 0.06 cfs

Water Source: SPRINGS
Point(s) of Diversion: UNNAMED STREAM
Tributary to: THOMAS CREEK, PLEASANT VALLEY CREEK, LITTLE THOMAS CREEK
TOTAL DIVERSION: 0.12 CFS
STAGE: BENEFICIAL USE

Point(s) of Diversion:	Water Source:	Diversion Rate:	Diversion Volume:	County:
T10S R04W S20	1 SESENE	0.12 CFS	0.06 cfs	OMYHEE County
S29	SESENE			OMYHEE County
S30	SESENE			OMYHEE County
S31	SESENE			OMYHEE County
S32	SESENE			OMYHEE County
S33	SESENE			OMYHEE County
S34	SESENE			OMYHEE County
S35	SESENE			OMYHEE County
S36	SESENE			OMYHEE County
S37	SESENE			OMYHEE County
S38	SESENE			OMYHEE County
S39	SESENE			OMYHEE County
S40	SESENE			OMYHEE County
S41	SESENE			OMYHEE County
S42	SESENE			OMYHEE County
S43	SESENE			OMYHEE County
S44	SESENE			OMYHEE County
S45	SESENE			OMYHEE County
S46	SESENE			OMYHEE County
S47	SESENE			OMYHEE County
S48	SESENE			OMYHEE County
S49	SESENE			OMYHEE County
S50	SESENE			OMYHEE County
S51	SESENE			OMYHEE County
S52	SESENE			OMYHEE County
S53	SESENE			OMYHEE County
S54	SESENE			OMYHEE County
S55	SESENE			OMYHEE County
S56	SESENE			OMYHEE County
S57	SESENE			OMYHEE County
S58	SESENE			OMYHEE County
S59	SESENE			OMYHEE County
S60	SESENE			OMYHEE County
S61	SESENE			OMYHEE County
S62	SESENE			OMYHEE County
S63	SESENE			OMYHEE County
S64	SESENE			OMYHEE County
S65	SESENE			OMYHEE County
S66	SESENE			OMYHEE County
S67	SESENE			OMYHEE County
S68	SESENE			OMYHEE County
S69	SESENE			OMYHEE County
S70	SESENE			OMYHEE County
S71	SESENE			OMYHEE County
S72	SESENE			OMYHEE County
S73	SESENE			OMYHEE County
S74	SESENE			OMYHEE County
S75	SESENE			OMYHEE County
S76	SESENE			OMYHEE County
S77	SESENE			OMYHEE County
S78	SESENE			OMYHEE County
S79	SESENE			OMYHEE County
S80	SESENE			OMYHEE County
S81	SESENE			OMYHEE County
S82	SESENE			OMYHEE County
S83	SESENE			OMYHEE County
S84	SESENE			OMYHEE County
S85	SESENE			OMYHEE County
S86	SESENE			OMYHEE County
S87	SESENE			OMYHEE County
S88	SESENE			OMYHEE County
S89	SESENE			OMYHEE County
S90	SESENE			OMYHEE County
S91	SESENE			OMYHEE County
S92	SESENE			OMYHEE County
S93	SESENE			OMYHEE County
S94	SESENE			OMYHEE County
S95	SESENE			OMYHEE County
S96	SESENE			OMYHEE County
S97	SESENE			OMYHEE County
S98	SESENE			OMYHEE County
S99	SESENE			OMYHEE County
S100	SESENE			OMYHEE County

Place of use Legal Description for: STOCKWATER	NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NESE	NWSE	SWSE	SESE
10S 04W 20				
10S 04W 29				
10S 04W 30				
10S 04W 31				
10S 04W 32				
10S 04W 33				
10S 04W 34				
10S 04W 35				
10S 04W 36				
10S 04W 37				
10S 04W 38				
10S 04W 39				
10S 04W 40				
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10S 04W 57				
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10S 04W 62				
10S 04W 63				
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10S 04W 74				
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10S 04W 79				
10S 04W 80				
10S 04W 81				
10S 04W 82				
10S 04W 83				
10S 04W 84				
10S 04W 85				
10S 04W 86				
10S 04W 87				
10S 04W 88				
10S 04W 89				
10S 04W 90				
10S 04W 91				
10S 04W 92				
10S 04W 93				
10S 04W 94				
10S 04W 95				
10S 04W 96				
10S 04W 97				
10S 04W 98				
10S 04W 99				
10S 04W 100				

Place of use Legal Description for: DOMESTIC	NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	NESE	NWSE	SWSE	SESE
10S 04W 20				
10S 04W 29				
10S 04W 30				
10S 04W 31				
10S 04W 32				
10S 04W 33				
10S 04W 34				
10S 04W 35				
10S 04W 36				
10S 04W 37				
10S 04W 38				
10S 04W 39				
10S 04W 40				
10S 04W 41				
10S 04W 42				
10S 04W 43				
10S 04W 44				
10S 04W 45				
10S 04W 46				
10S 04W 47				
10S 04W 48				
10S 04W 49				
10S 04W 50				
10S 04W 51				
10S 04W 52				
10S 04W 53				
10S 04W 54				
10S 04W 55				
10S 04W 56				
10S 04W 57				
10S 04W 58				
10S 04W 59				
10S 04W 60				
10S 04W 61				
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10S 04W 63				
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10S 04W 65				
10S 04W 66				
10S 04W 67				
10S 04W 68				
10S 04W 69				
10S 04W 70				
10S 04W 71				
10S 04W 72				
10S 04W 73				
10S 04W 74				
10S 04W 75				
10S 04W 76				
10S 04W 77				
10S 04W 78				
10S 04W 79				
10S 04W 80				
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10S 04W 85				
10S 04W 86				
10S 04W 87				
10S 04W 88				
10S 04W 89				
10S 04W 90				
10S 04W 91				
10S 04W 92				
10S 04W 93				
10S 04W 94				
10S 04W 95				
10S 04W 96				
10S 04W 97				
10S 04W 98				
10S 04W 99				
10S 04W 100				

OVERLAPS RCLM A55-11757

Rch 6/24/97

AJ5809NP

No. R55-04079

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/04/97
PAGE: 14

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S		NENE	NWNE	SUNE		NENW	NWNW	SWNW	SESW	NESE	NWSE	SWSE	SESE
---	---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10S	04W	20	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: OMYHEE

Other Rights: NONE

Other Water Rights with Same Point(s) as Diversion with Stage (Includes All Sources):
A55-04077 A55-10426 A55-10427 A55-10549 A55-11757 A55-11758 A55-11759 R55-10426 R55-10427 R55-10549 R55-10549

Other Water Rights Listing Overlapping Place(s) of Use:
R55-04077

Conditions of Approval:

- L12 - THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.
- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP

PARCEL NOS. RP 0134201, RP 0134202, RP 0134203, RP 0134302, RP 0134602, RP 0135601, RP 0135602, RP 0135603.
BLM ALLOTMENT 0547
STATE LEASE 66275
STOCKWATER, 500 RANGE CATTLE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

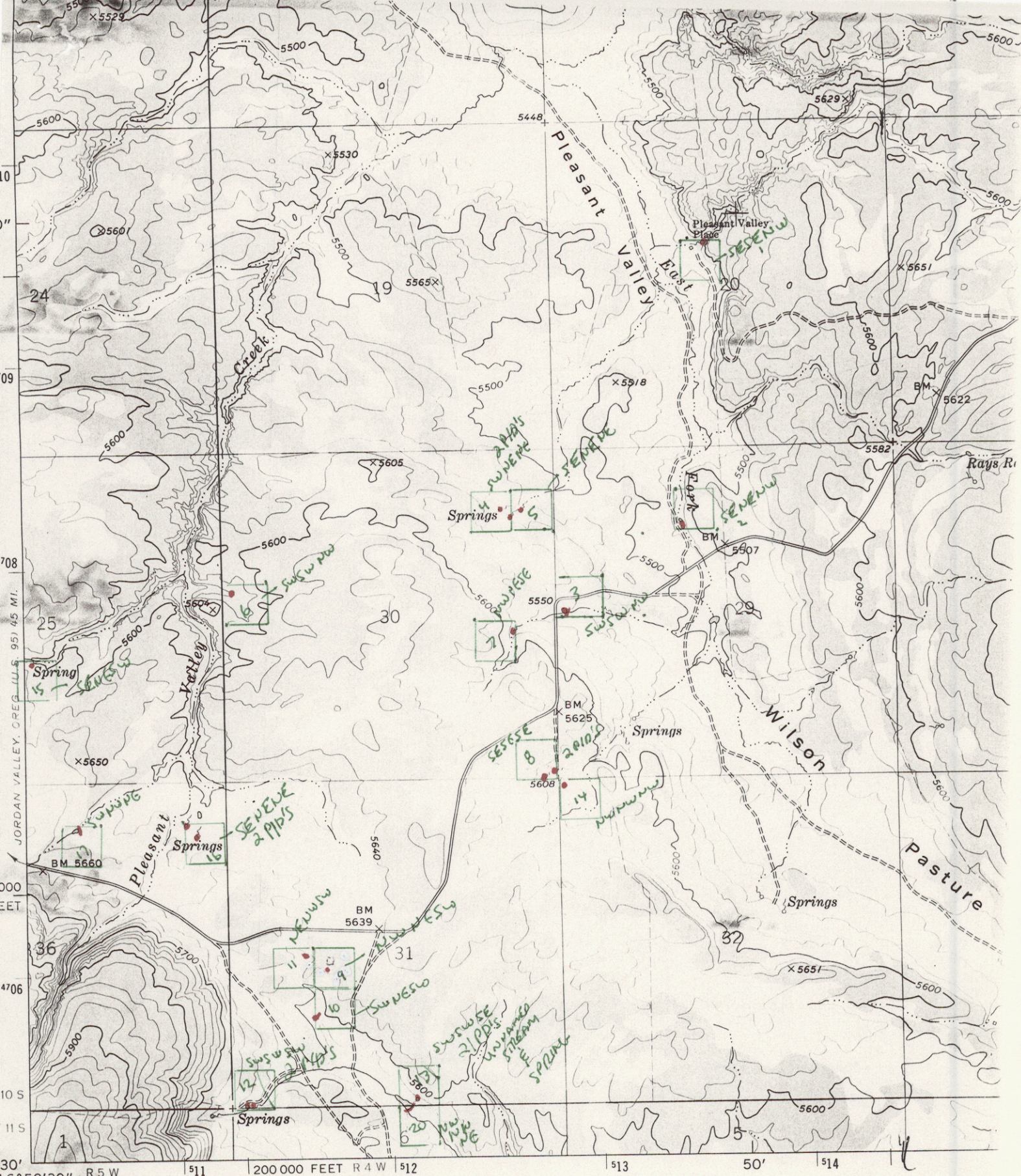
Comments:

Date: 07/18/1995 User-ID: RMCCARTH Subject: CORRECTION
ADDED CONDITION L12, CHANGED BASIS OF CLAIM FROM "STATUTORY CLAIM" TO "BENEFICIAL USE", CORRECTED DATA-ENTRY OF SOURCE

Date: 04/03/1997 User-ID: STK-DSHA Subject: D&S STK-BLM UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit:

01/15/92 WHITE 03/30/95 POST-STD 07/18/95 RMCCARTH 04/03/97 STK-DSHA



Mapped, edited, and published by the Geological Survey

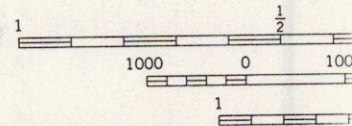
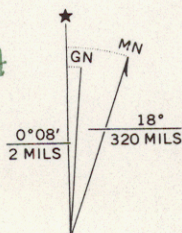
Control by USGS and NOS/NOAA

Topography by photogrammetric methods from aerial photographs taken 1972. Field checked 1973

Projection and 10,000-foot grid ticks: Idaho coordinate system, west zone (transverse Mercator)

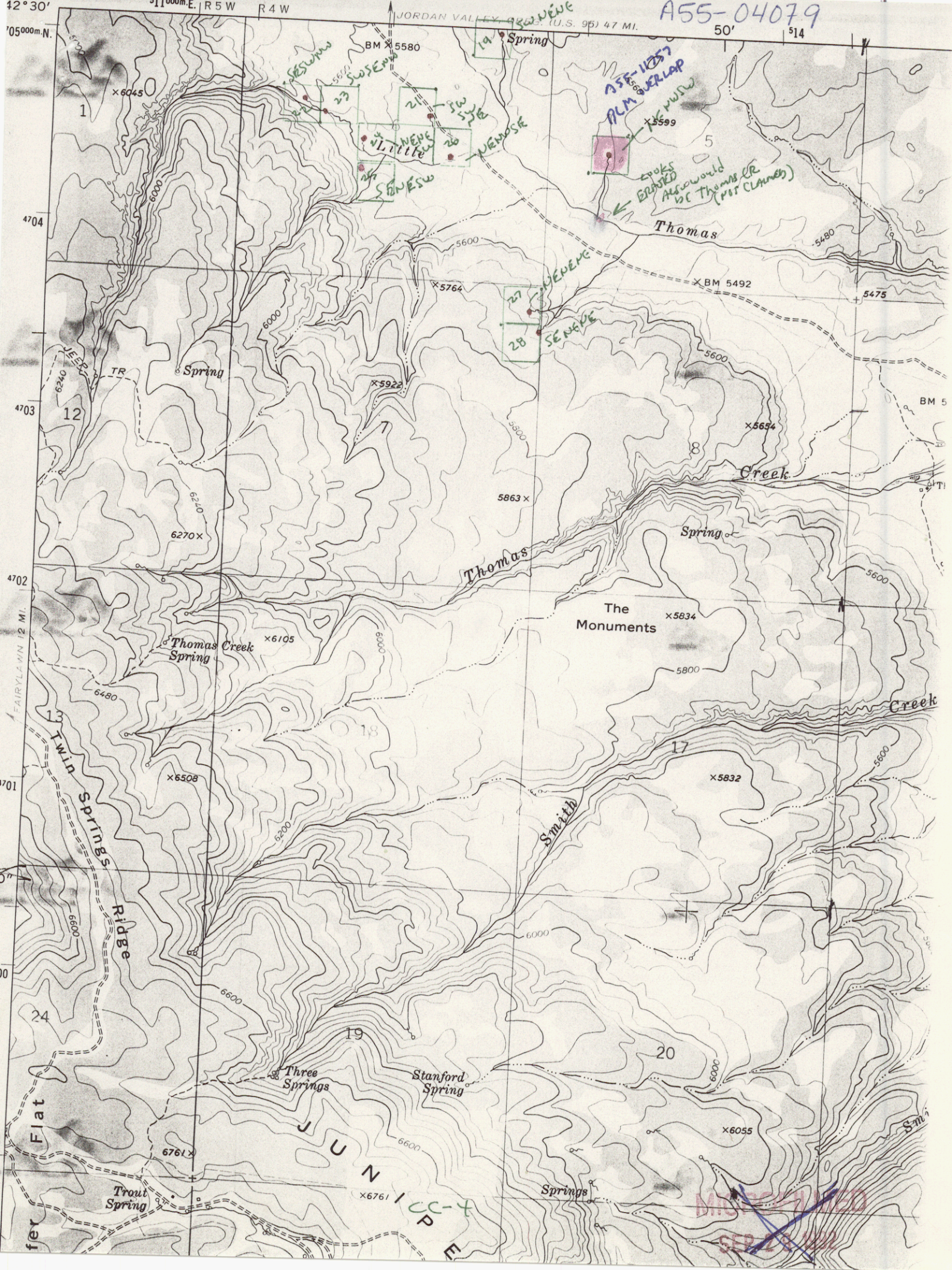
1000-metre Universal Transverse Mercator grid ticks, zone 11, shown in blue. 1927 North American datum

BB-54



~~MICROFILMED~~
SEP 29 1992

DOTTE
NATIO



IDAHO DEPARTMENT OF WATER RESOURCES
 ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 06/24/97

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R55-04079

PAGE: 1

A. ROOT WATER RIGHT NUMBERS:

 A55-04079
 R55-04079

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
10S	04W	20	SE	NW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SE	NW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	20	SE	NW		P P & H PARTNERSHIP	R55-04079 /43/	/ /	23.0
			SE	NW		P P & H PARTNERSHIP	A55-04079 /43/	/ /	
10S	04W	29	NE	NW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	NW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	29	SW	NW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SW	NW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	30	NE	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	30	NE	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	30	NE	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	30	SW	NW		P P & H PARTNERSHIP	R55-04079 /04/	/ /	23.0
			SW	NW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	30	NE	SE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	SE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	30	SE	SE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SE	SE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	30	SE	SE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SE	SE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	31	NE	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	SW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	31	NE	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	SW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	31	NW	SW		P P & H PARTNERSHIP	R55-04079 /04/	/ /	23.0
			NW	SW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R55-04079

PAGE: 2

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	HR #/USE/ACRES	LANDSAT DATA
10S	04W	31	SW	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SW	SW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	31	SW	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SW	SW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	31	SW	SE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SW	SE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	31	SW	SE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SW	SE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	32	NW	NW		P P & H PARTNERSHIP	R55-04079 /04/	/ /	23.0
			NW	NW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	04W	36	NE	NE		P P & H PARTNERSHIP	R55-04079 /04/	/ /	23.0
			NE	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	05W	25	NE	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	SW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	05W	36	NE	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
10S	05W	36	NW	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NW	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
11S	04W	5	NW	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NW	SW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
			NW	SW		AMERICA ACTING THROUGH, UNITED A55-10549 /04/	/ /		
			NW	SW		AMERICA ACTING THROUGH, UNITED A55-11757 /04/	/ /		
			NW	SW		AMERICA ACTING THROUGH, UNITED A55-11758 /04/	/ /		
			NW	SW		AMERICA ACTING THROUGH, UNITED A55-10549 /04/	/ /		
			NW	SW		AMERICA ACTING THROUGH, UNITED A55-11757 /04/	/ /		
11S	04W	5	SW	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SW	SW		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
11S	04W	6	NE	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
			NE	NE	1	AMERICA ACTING THROUGH, UNITED A55-10549 /04/	/ /		
11S	04W	6	NW	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NW	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	
11S	04W	6	SW	NE		P P & H PARTNERSHIP	R55-04079 /04/	/ /	23.0
			SW	NE		P P & H PARTNERSHIP	A55-04079 /04/	/ /	

private (not verified)
1874
not verified
THOMAS OR
DIF SOURCE - SPRING
OR PRIVATE
~~ALCO SPRINGS~~
ASS-11759
18th BLM
DIP #
6555

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R55-04079

PAGE: 3

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
11S	04W	6	SW	NW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			SW	NW		P P & H PARTNERSHIP	A55-04079 /04/	- / /	
11S	04W	6	SE	NW		P P & H PARTNERSHIP	R55-04079 /04/	- / /	23.0
			SE	NW		P P & H PARTNERSHIP	A55-04079 /04/	- / /	
11S	04W	6	NE	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	SW		P P & H PARTNERSHIP	A55-04079 /04/	- / /	
11S	04W	6	NE	SW		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	SW		P P & H PARTNERSHIP	A55-04079 /04/	- / /	
11S	04W	6	NW	SE		P P & H PARTNERSHIP	R55-04079 /04/	- / /	23.0
			NW	SE		P P & H PARTNERSHIP	A55-04079 /04/	- / /	
11S	04W	7	NE	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	NE		P P & H PARTNERSHIP	A55-04079 /04/	- / /	
11S	04W	7	NE	NE		P P & H PARTNERSHIP	R55-04079 /04/	55-04079 /04/	23.0
			NE	NE		P P & H PARTNERSHIP	A55-04079 /04/	- / /	
TOTAL ACRES R55-04079									805.00

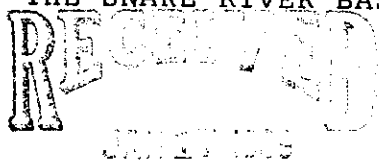
POJ COUNTY: ONYHEE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF ID.
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: 3957

Ident. Number: A55-04079
Date Received: 12/14/1988
Receipt No: M002176
Received By:



Department of Water Resources
Western Regional Office

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

1. Name: P. P. & H., PARTNERSHIP
Address: P.O. BOX 114
JORDAN VALLEY, OR 97910
503-586-2377

2. Date of Priority: JUL 01, 1900

3. Source: SPRINGS
SPRINGS
UNNAMED STREAM (RES.)
Trib. to: THOMAS CREEK
PLEASANT VALLEY CREEK
THOMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
10S	04W	20	SE		SE		NW		OWYHEE
			SE		SE		NW		OWYHEE
		29	SE		NE		NW		OWYHEE
			SW		SW		NW		OWYHEE
		30	SW		NE		NE		OWYHEE
			SW		NE		NE		OWYHEE
			SE		NE		NE		OWYHEE
			SW		SW		NW		OWYHEE
			NW		NE		SE		OWYHEE
			SE		SE		SE		OWYHEE
			SE		SE		SE		OWYHEE
		31	NW		NE		SW		OWYHEE
			SW		NE		SW		OWYHEE
			NE		NW		SW		OWYHEE
			SW		SW		SW		OWYHEE
			SW		SW		SW		OWYHEE
			SW		SW		SE		OWYHEE
			SW		SW		SE		OWYHEE
		32	NW		NW		NW		OWYHEE
	05W	25	SE		NE		SW		OWYHEE
		36	SE		NE		NE		OWYHEE
			SE		NE		NE		OWYHEE

A55-04079

Page 1

Date: 12/14/88

MICROFILMED
SEP 29 1992

4. Point of Diversion: Continued

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	05W	36	SW	NW	NE		OWYHEE
11S	04W	5	NE	NW	SW		OWYHEE
			NE	SW	SW		OWYHEE
		6	SW	NE	NE		OWYHEE
			NW	NW	NE		OWYHEE
			SW	SW	NE		OWYHEE
			SE	SW	NW		OWYHEE
			SW	SE	NW		OWYHEE
			NE	NE	SW		OWYHEE
			SE	NE	SW		OWYHEE
		7	NE	NW	SE		OWYHEE
			NE	NE	NE		OWYHEE
			SE	NE	NE		OWYHEE

5. Description of diverting works:
SPRINGS, RESERVIORS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.120		
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
S/500 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	04W	20	SE	NW		STOCK	
			SE	NW		DOMEST	
		29	NE	NW		STOCK	
			SW	NW		STOCK	
		30	NE	NE		STOCK	
			NE	NE		STOCK	
			NE	NE		STOCK	
			SW	NW		STOCK	
			NE	SE		STOCK	
			SE	SE		STOCK	
			SE	SE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres			
10S	04W	31	NE	SW		STOCK				
			NE	SW		STOCK				
			NW	SW		STOCK				
			SW	SW		STOCK				
			SW	SW		STOCK				
			SW	SE		STOCK				
			SW	SE		STOCK				
			NW	NW		STOCK				
		05W	32	NW	NW		STOCK			
			36	NE	NE		STOCK			
			25	NE	SW		STOCK			
			36	NE	NE		STOCK			
			11S	04W	5	NW	NE		STOCK	
						NW	SW		STOCK	
						SW	SW		STOCK	
						NE	NE		STOCK	
6	NW	NE				STOCK				
	SW	NE				STOCK				
	SW	NW				STOCK				
	SE	NW				STOCK				
7	NE	SW		STOCK						
	NE	SW		STOCK						
	NW	SE		STOCK						
	NE	NE		STOCK						
			NE	NE		STOCK				

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read understand the form entitled "How you will receive notice in the Snake Basin Adjudication." (b.) I/We do _____ do not X wish to receive an 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): J. W. Page Date: 8 Dec 14 1988

Date: _____

State of Idaho)
County of Dwyke) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of Dec 19 88

W. L. E. E. E.
Notary Public

Seal

Residing at Boise, ID
My Commission Expires 9-2-1994

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING SUBCASE(S) FOR INITIAL HEARING was mailed on FEBRUARY 05, 1998, with sufficient first-class postage to the following:

USDI BLM

Represented by:
U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

P P & H PARTNERSHIP
PO BOX 114
JORDAN VALLEY, OR 97910
Phone: 503-586-2377

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098