

01/04/2001

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

RIGHT NUMBER: 31-11601

NAME AND ADDRESS: UNITED STATES OF AMERICA, USDA ARS
USDA ARS
HC 62 BOX 2010
USSES
DUBOIS, ID 83423

SOURCE: GROUND WATER

QUANTITY: 0.11 CFS

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

PRIORITY DATE: 09/09/1922

POINT OF DIVERSION: T13N R40E S30 SWNESW Within CLARK County

TWO POINTS OF DIVERSION LOCATED IN T13N, R40E, S30, SWNESW.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05-01 10-31	0.11 CFS
DOMESTIC 1 HOMES	05-01 10-31	0.04 CFS

PLACE OF USE:

STOCKWATER Within CLARK County
T13N R40E S30 NESW
DOMESTIC Within CLARK County
T13N R40E S30 NESW

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 FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

STOCKWATER 3000 SHEEP
PROPERTY IS ALSO KNOWN AS HENNINGER RANCH.



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 31-11602
Date Received: 12/27/00
Receipt No:
Received By: *Bac* X 1111

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

1. Name of Claimant(s)

UNITED STATES OF AMERICA, USDA ARS Phone: (208)374-5409

USDA ARS
HC 62 BOX 2010
USSES
DUBOIS ID USA 83423

2. Date of Priority: ~~01/01/1999~~ *09/09/1922*

3. Source: MOOSE CREEK Trib. to: SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
13N	40E	19	NW NE NW	CLARK
13N	40E	19	SW SW SW	CLARK

5. Description of diverting works:

IN-STREAM STOCKWATER 3000 SHEEP. INTERMITTENT STREAM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	05/01	10/31	0.11	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 3000

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	40E	19	SW	SW	4	STOCKWATER
			NW	SW	3	STOCKWATER
			NE	SW		STOCKWATER
			SE	NW		STOCKWATER
			NE	NW		STOCKWATER

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:

14. Remarks:

THIS PORTION OF MOOSE CREEK IS AN INTERMITTENT STREAM. IN-STREAM STOCKWATER
3000 SHEEP.

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 Organizations:

I do solemnly swear or affirm that I am RESEARCH LEADER of
Title
USDA that I have signed the foregoing
Organization
document in the space below as RESEARCH LEADER of
Title
USDA and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Research Leader, USDA
Title and Organization

1-3-01

Date

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this

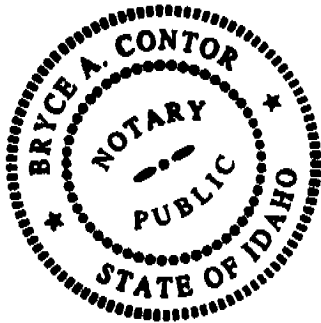
of Jan 2001

3rd day
Bryce A. Contor

Notary Public

Residing at Mod Lake ID

My commission Expires ~~1/3~~ 10/14/2005



01/25/2001

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001

Water right number: 31-11602

UNITED STATES OF AMERICA ACTING THROUGH
USDA ARS
US SHEEP EXPERIMENT STATION
HC 62 BOX 2010

DUBOIS ID 83423
Telephone Number: (208)374-5409

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 02-12-01

SIGNATURE: Gregory S. Lewis

Please print your name: Gregory S. Lewis

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161

✓
GM
2/22/01⁶²

Form No. 42-1409 (2) a 1/88

Enclaves # 2

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: 11602 39576

Ident. Number

Date Received

Receipt Number

No fees

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) United States of America, USA, ARS Phone (208) 374-5907Mailing Address HC 62, PO Box 2010, USSES, Dubois, Idaho Zip 824232. Date of Priority (Only one (1) per claim) Anything on record? 01/01/1999 09/09/223. Source of water supply (a) Moose Creek
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Clark

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 13 N Range R 40 E Section 19, NW 1/4 of NW 1/4 of NW 1/4, Lots?Govt. Lot _____ B.M., County of Clarkending point is: Township 13 N Range 40 E Section 19, SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____ B.M., County of Clark5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Stream runs through the ranch.

Enclosure # 2

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Livestock purposes from 5/1 to 10/31 amount 0/1 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .11 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Up to 3000 sheep

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13 N	40E	19					S			S	S	L3	L4						

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Clark

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks:

☒ 007

15

18

V A L L E Y

R I D G E

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19

20

61.

U S SHEEP

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EXPERIMENT

STATION

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545B.

CLARK CO
FREMONT CO