

POOR ORIGINAL

Permit No. D. 55-2222 - 27Permit No. D. 55-2222 - 27

District No. \_\_\_\_\_

- REMARKS:

Applicant.....Grazing Service

Agent

French Spring

George, E. Tucker, Regional Engr.

114

**MICROFILMED**

JUL 11 1994

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER  
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR  
BUREAU OF LAND MGMT.  
IDAHO STATE OFFICE  
3380 AMERICANA TERRACE  
BOISE ID 83706  
TELEPHONE: 208-334-1401

PRIORITY DATE: 1942-01-24  
IDWR NUMBER: 5502222 *A55-02222*  
BLM NUMBER: 5501683487  
BASIS OF CLAIM: LICENSE  
BASIN NUMBER: 55

| SOURCE          | TRIBUTARY TO          |
|-----------------|-----------------------|
| -----<br>SPRING | -----<br>BATTLE CREEK |

DESCRIPTION OF DIVERSION WORKS

-----  
IN-STREAM USE

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO    |
|----------------|-------------------|---------------------|-----------------------|-------|
| -----          | -----             | -----               | -----                 | ----- |
| STOCKWATER     | 0.009             | 0.00                | 0101                  | 1231  |
| WILDLIFE       | 0.001             | 0.00                | 0101                  | 1231  |
| TOTAL:         | 0.010 CFS         | 0.00 AF             |                       |       |

NON-IRRIGATION USES

-----  
STOCKWATER, 4964 RANGE CATTLE; WILDLIFE VAR. AMT.

| POINT OF DIVERSION |     |     |        |        |        |     |        |
|--------------------|-----|-----|--------|--------|--------|-----|--------|
| TWP                | RNG | SEC | TRACT1 | TRACT2 | TRACT3 | LOT | COUNTY |
| ---                | --- | --- | ---    | ---    | ---    | --- | ---    |
| 08S                | 01W | 25  |        | SW     | SE     | 00  | OWYHEE |

PLACE OF USE

| PLACE OF USE |     |     |        |        |     |        | IRRIGATED |       |
|--------------|-----|-----|--------|--------|-----|--------|-----------|-------|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED     | ACRES |
| ---          | --- | --- | ---    | ---    | --- | ---    | ---       | ---   |
| 08S          | 01W | 25  | SW     | SE     | 00  | OWYHEE | YES       | 0.0   |
| 08S          | 01W | 25  | SW     | SE     | 00  | OWYHEE | YES       | 0.0   |

TOTAL ACRES IRRIGATED: 0.0

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JUL 11 1954

BLM NUMBER: 5501683487

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

-----  
NONE

REMARKS

-----

**IDAH0 DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)**

DATE: 06/13/97  
PAGE: 1

DIVERSION  
VOLUME

**Stage: LICENSE**

**ESM**

5

NESW NWSW SWSW SESW  
 Lt AC Lt AC Lt AC Lt AC

**POU County: OUYHEE**

**Conditions of Approval:**

- THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

BLM RECORD ID = 5501683487  
STOCKWATER. 4964 RANGE CATTLE

**Verified Date:**

**Objection Filed Date:**

Field Inspection Flag: C  
Presumption Flag: C

Date: 06/03/1997 User-ID: AUJ5-JSH Subject: AUJ5 STOCK ONLY UPDATE  
 USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.  
 N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.

**MICROFILMED**  
**JAN 05 1999**

AJ0749NP  
No. R55-02222

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

DATE: 06/13/97  
PAGE: 2

Comments: Date: 06/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 06/13/97 RHOWERTO

MICROFILMED

JAN 0 5 1999

**IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT**

| OWNER<br>CODE | NAME & ADDRESS                                                                                  | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | UNITED STATES OF AMERICA ACTING THROUGH<br>USDI BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE | 01/24/1942       | STOCKWATER | 01-01 12-31           | 0.01 CFS          | ✓                   |
|               |                                                                                                 |                  |            | TOTAL DIVERSION:      | 0.01 CFS          | ✓                   |

**TOTAL DIVERSION:**

Tributary to: BATTLE CREEK

**T08S R01W S25**

WWSWSE

| Place of use | Legal Description for: STOCKWATER |
|--------------|-----------------------------------|
| 1            |                                   |
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| 100          |                                   |

[illegible]

POW County: OWYHEE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
A55-02222 A55-12740

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: EXP BLM RECORD ID = 5501683487  
STOCKWATER, 4964 RANGE CATT

**Objection Filed Date:**

**Verified Date:**

**Field Inspection Flag:**

Comments: Date: 06/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE  
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.

MICROFILMED  
JAN 05 1999

22k  
6/13/97

AJ5809NP  
No. R55-02222

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/12/97  
PAGE: 2

Comments: Date: 06/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 10/18/93 SMITH 10/19/93 SMITH 09/11/96 NM-SHAFF 10/11/96 AD-SHAFF  
06/02/97 WL-JSHUR 06/03/97 AJU5-JSH

MICROFILMED

JAN 0 5 1999

DATE: 06/12/97  
PAGE: 1

DIVERSION  
RATE

0.010 CFS  
-----  
0.010 CFS

**TOTAL DIVERSION: 0.010 CFS**

**Stage: LICENSE**

**OWYHEE County**

[illegible]

MS  
NESW NWSW  
Lt AC Lt AC

SE

**Polk County: OWYHEE**

**Dates:**  
App. Received:  
Proof Due Date:  
Exam Made Date:  
Licensed Date:

Priority Date:  
Proof Made Date:  
Exam Sent to S.O.:

**Misc:**

**Field Exam Fee:**

**MICROFILMED**  
**JAN 05 1999**

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

RECEIVED

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM  
for Water Right number:

MAY - 1 1997

A55-02222

Department of Water Resources

United States of America acting through  
Bureau of Land Management

NAME and  
ADDRESS:

Idaho State Office  
1387 South Vinnell Way  
Boise, ID 83709 - 1657

BLMIDENT:

5501683487

SOURCE:

|        |              |
|--------|--------------|
| Source | Tributary    |
| SPRING | BATTLE CREEK |

QUANTITY:

0.02 CFS or VOLUME: 0 Acre Fee

*The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day*

PRIORITY DATE:

1/24/42

POINT of  
DIVERSION:

|          |       |         |    |    |    |     |            |           |
|----------|-------|---------|----|----|----|-----|------------|-----------|
| Township | Range | Section | T1 | T2 | T3 | LOT | within the | County of |
| 08S      | 01W   | 25      |    | NW | SE |     |            | 73 OWYHEE |

PURPOSE  
and  
PERIOD  
OF USE:

|                |                            |             |      |              |
|----------------|----------------------------|-------------|------|--------------|
| Purpose of Use | Period of Use (from - to): | Rate in CFS | or   | Volume in Ac |
| 04             | 0101                       | 1231        | 0.02 |              |
| 16             | 0101                       | 1231        | 0.02 |              |

CONSUMPTIVE  
USE:

de minimis stockwater use

DATE: 30-Apr-97 5:41 PM

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

*The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.*

PLACE  
of USE:

|           |     |     |     |    |    |     |            |           |
|-----------|-----|-----|-----|----|----|-----|------------|-----------|
| Water Use | Twn | Rge | Sec | T1 | T2 | LOT | within the | County of |
| 04        | 08S | 01W | 25  | NW | SE |     |            | OWYHEE    |
| 16        | 08S | 01W | 25  | NW | SE |     |            | OWYHEE    |

MICROFILMED

JAN 0 5 1999

10-19-93

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

DATE: 10/19/93  
PAGE: 1

DIVERSION RATE  
DIVERSION VOLUME

01/24/1942 STOCKWATER

01-01 12-31

**TOTAL DIVERSION:**

0.01 CFS

Water Source: SPRING

Tributary to: BATTLE CREEK

**Stage: LICENSE**

**Point(s) of Diversion:**

T08S R01W S25

ESMSM

OWYHEE County

Place of use Legal Description for: STOCKWATER

NE

NE

MS

35

STR

t AC Lt AC Lt

$$t \text{ Ac } Lt \text{ Ac } Lt \text{ Ac } Lt \text{ Ac } : Lt \text{ Ac}$$

**Lt AC Lt AC**

**Lt AC Lt AC Lt**

**Lt AC Lt AC :**

08S 01W 25 =

5

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 4964 RANGE CATTLE; WILDLIFE VARIABLE AMOUNT

Other Rights: NONE

**Conditions of Approval:**

- 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: BLM RECORD ID = 5501683487

**Dates:** \_\_\_\_\_ **Exam Made Date:** \_\_\_\_\_

**Verified Date:**

Misc: \_\_\_\_\_  
Water District Number: \_\_\_\_\_

Field Inspection Flag:

**Presumption Flag:**

Audit: 10/19/93 SMITH

10/19/93 SMITH

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JUL 11 1994

## PRIORITY DATE REVIEW PAGE

A. AJ CLAIM: # A55-02222 / PRIORITY DATE: 01-24-1942 / STAGE: L

B. WR RECORD: # 55-02222 / PRIORITY DATE: 01-24-1942 / STAGE: L

C. FIELD EXAM REQUIRED?

DATABASE N FIELD EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y( ) N( )  
IF YES EXPLAIN.

NOTES:

RECOMMENDED PRIORITY DATE:

01-24-1942

REVIEWED BY

SH

DATE

10-12-93

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JUL 11 1994



A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A55-02222 | 08S  | 01W  | 25   |     | SW  | SE  |     | OMYHEE |

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX  
A55-12740  
A55-13068

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: SPRING

TRIB: BATTLE CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 55-02222 | 08S  | 01W  | 25   |     | SW  | SE  |     | OMYHEE |

OTHER WR RECORDS WITH SAME WR POD

NONE

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX  
R PREFIX

A55-12740  
A55-13068

SOURCE: SPRING

TRIB:

C. FIELD EXAM REQUIRED?

| DUE TO POD DISCREPANCY?    | (Y/N) | DATABASE | FIELD EXAMINER |
|----------------------------|-------|----------|----------------|
| DUE TO SOURCE DISCREPANCY? | (Y/N) | Y        | Y              |

NOTES:

Confirmed on 3rd Topo Quad

A55-12740: stream bed

A55-13068: ditch source

| RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: |      |      |          | LOT | COUNTY | DIVERSION NAME |
|-----------------------------------------------|------|------|----------|-----|--------|----------------|
| TWP.                                          | RGE. | SEC. |          |     |        |                |
| 25                                            | 14   | 25   | NW SW SE |     | outlet |                |
|                                               |      |      |          |     |        |                |
|                                               |      |      |          |     |        |                |
|                                               |      |      |          |     |        |                |
|                                               |      |      |          |     |        |                |
|                                               |      |      |          |     |        |                |
|                                               |      |      |          |     |        |                |
|                                               |      |      |          |     |        |                |
|                                               |      |      |          |     |        |                |
| SOURCE:                                       |      |      |          |     |        |                |
| TR18:                                         |      |      |          |     |        |                |

24

10-21-93

REVIEWED BY:

REVIEWED BY: \_\_\_\_\_

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JUL 11 1994

A. ROOT WATER RIGHT NUMBERS: A55-02222

B. POU LISTING

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME                | AJ<br>#/ACRES | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-------------|-----|-----|-----|-----|-----|---------------------|---------------|---------------|-----------------|----------------|------------------|
| 08S         | 01W | 25  | SW  | SE  |     | US DEPT OF INTERIOR | A55-02222     | 55-02222      | /               |                |                  |
|             |     |     | SW  | SE  |     | US DEPT OF INTERIOR | A55-12740     | -             | /               |                |                  |
|             |     |     | SW  | SE  |     | US DEPT OF INTERIOR | A55-13068     | -             | /               |                |                  |
| 08S         | 01W | 25  | SW  | SE  |     | US DEPT OF INTERIOR | A55-02222     | 55-02222      | /               |                |                  |
|             |     |     | SW  | SE  |     | US DEPT OF INTERIOR | A55-12740     | -             | /               |                |                  |
|             |     |     | SW  | SE  |     | US DEPT OF INTERIOR | A55-13068     | -             | /               |                |                  |
| TOTAL ACRES |     |     |     |     |     |                     | A55-02222     |               |                 |                |                  |

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y( ) N( )  
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? FIELD EXAMINER POU COUNTY: OWYHEE

DUE TO POU DISCREPANCY? (Y/N) Y

PRESUMPTION FLAG:

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: 21

REVIEWED BY: 21

DATE: 10-12-93

A. AJ CLAIMED USES:

PURPOSES  
A55-02222 STOCKWATER  
A55-02222 ~~WHEAT~~

MONTH/DAY  
FROM 01-01 TO 12-31  
FROM 01-01 TO 12-31

DIVERSION QUANTITY  
01 ~~809 CFS~~  
~~004 CFS~~  
.010 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WR RECORDED USES:

PURPOSES  
55-02222 STOCKWATER

MONTH/DAY  
FROM 01-01 TO 12-31

DIVERSION QUANTITY  
.010 CFS  
.010 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DATABASE FIELD  
EXAMINER

DUE TO WATER-USE DISCREPANCY? (Y/N)  
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)  
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

Y  
Y  
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y( ) N( )

RECOMMEND TO WR STANDARDS OR OTHER?

Y( ) N( ) Explain in notes, below.

NOTES:

*Claim uses modified (D-permit)*

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