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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: 1944-08-30  
IDWR NUMBER: 5502230 *A55-02230*  
BLM NUMBER: 5501688019 *20178*  
BASIS OF CLAIM: LICENSE  
BASIN NUMBER: 55

| SOURCE       | TRIBUTARY TO |
|--------------|--------------|
| BATTLE CREEK | OWYHEE RIVER |

DESCRIPTION OF DIVERSION WORKS

PUMP, 3.1 MILES PIPELINE, 20,000 GAL TANK, TWO TROUGHS

| PURPOSE OF USE          | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO   |
|-------------------------|-------------------|---------------------|-----------------------|------|
| STOCKWATER STORAGE      | 0.010             | 0.45                | 0101                  | 1231 |
| WILDLIFE STORAGE        | 0.010             | 0.05                | 0101                  | 1231 |
| WILDLIFE FROM STORAGE   | 0.010             | 0.05                | 0101                  | 1231 |
| STOCKWATER FROM STORAGE | 0.010             | 0.45                | 0101                  | 1231 |
| TOTAL:                  | 0.010 CFS         | 0.50 AF             |                       |      |

NON-IRRIGATION USES

STOCKWATER, 2314 CATTLE, 8 HORSES; WILDLIFE VAR. AMT.

| POINT OF DIVERSION |     |     |        |        |        |     |        |
|--------------------|-----|-----|--------|--------|--------|-----|--------|
| TWP                | RNG | SEC | TRACT1 | TRACT2 | TRACT3 | LOT | COUNTY |
| 09S                | 01E | 15  |        | NW     | NW     | 00  | OWYHEE |

| PLACE OF USE |     |     |        |        |     |        | IRRIGATED |       |
|--------------|-----|-----|--------|--------|-----|--------|-----------|-------|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED     | ACRES |
| 09S          | 01E | 15  | NW     | NW     | 00  | OWYHEE | NO        | 0.0   |

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|     |     |    |    |    |    |        |    |     |
|-----|-----|----|----|----|----|--------|----|-----|
| 09S | 01E | 15 | NW | NW | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 11 | NE | NE | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 11 | NE | NE | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 11 | SW | NE | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 11 | SW | NE | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 15 | NW | NW | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 11 | NE | NE | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 11 | SW | NE | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 15 | NW | NW | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 11 | NE | NE | 00 | OWYHEE | NO | 0.0 |
| 09S | 01E | 11 | SW | NE | 00 | OWYHEE | NO | 0.0 |

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

-----  
PARTIALLY IN BASINS 51 AND 57 ALSO

REMARKS

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PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

Water Right Number - R55-02230 Prefix Translation: RESEARCH Old (D) Number - D478

+ - - - - Last Name - - - - + + - First Name - - - - + Address - - - - - +

\*\*\* A - ATTORNEY \*\*\*  
HAUGRUD, JACK OR G GARVER OR D ZANE

1 - US DEPT OF JUSTICE  
2 - ENV & NR DIV GEN LIT SEC  
3 - PO BOX 663  
City- WASHINGTON  
Phone - 202-272-4134  
State- DC Zip- 20040663

\*\*\* C - CURRENT OWNER \*\*\*  
US DEPT OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT  
2 - IDAHO STATE OFFICE  
3 - 3380 AMERICANA TERRACE  
City- BOISE  
Phone - 208-334-1401  
State- ID Zip- 83706

\*\*\* K - ALSO KNOWN AS \*\*\*  
BLM

State- ID Zip- 0

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +  
08/30/1944 14 WESTERN I - DISALLOWED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +  
BATTLE CREEK OMYHEE RIVER

+ - - - - Point of Diversion - - - - - +  
TwN Rng Sec Tract Lot RFlg County Diversion Name

09S 01E 15 NW NW (73) OMYHEE

| Code                         | Description | Period From | Period To | Water Use | Diversion Rate | Diversion Volume |
|------------------------------|-------------|-------------|-----------|-----------|----------------|------------------|
| 05 - STOCKWATER STORAGE      |             | 01/01       | 12/31     |           | 0.010          | 0.45             |
| 17 - WILDLIFE STORAGE        |             | 01/01       | 12/31     |           | 0.010          | 0.05             |
| 18 - WILDLIFE FROM STORAGE   |             | 01/01       | 12/31     |           | 0.010          | 0.05             |
| 06 - STOCKWATER FROM STORAGE |             | 01/01       | 12/31     |           | 0.010          | 0.45             |

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +  
0.010 0.50 0.0

| TwN | Rng | Sec | Tract | Lot | Acres | Place of Use | Description             | County      |
|-----|-----|-----|-------|-----|-------|--------------|-------------------------|-------------|
| 09S | 01E | 11  | NE NE |     |       | 05           | STOCKWATER STORAGE      | (73) OMYHEE |
| 09S | 01E | 11  | SW NE |     |       | 05           | STOCKWATER STORAGE      | (73) OMYHEE |
| 09S | 01E | 15  | NW NW |     |       | 05           | STOCKWATER STORAGE      | (73) OMYHEE |
| 09S | 01E | 11  | NE NE |     |       | 06           | STOCKWATER FROM STORAGE | (73) OMYHEE |
| 09S | 01E | 11  | SW NE |     |       | 06           | STOCKWATER FROM STORAGE | (73) OMYHEE |
| 09S | 01E | 15  | NW NW |     |       | 06           | STOCKWATER FROM STORAGE | (73) OMYHEE |
| 09S | 01E | 11  | NE NE |     |       | 17           | WILDLIFE STORAGE        | (73) OMYHEE |

Water right number - R55-02230 Prefix Translation: RESEARCH

| Trn | Rng | Sec | Tract | Lot | Acres | Place of Use | Description           | County       |
|-----|-----|-----|-------|-----|-------|--------------|-----------------------|--------------|
| 09S | 01E | 11  | SW NE |     |       | 17           | WILDLIFE STORAGE      | (73 ) OWYHEE |
| 09S | 01E | 15  | NW NW |     |       | 17           | WILDLIFE STORAGE      | (73 ) OWYHEE |
| 09S | 01E | 11  | NE NE |     |       | 18           | WILDLIFE FROM STORAGE | (73 ) OWYHEE |
| 09S | 01E | 11  | SW NE |     |       | 18           | WILDLIFE FROM STORAGE | (73 ) OWYHEE |
| 09S | 01E | 15  | NW NW |     |       | 18           | WILDLIFE FROM STORAGE | (73 ) OWYHEE |

+ - - - - Diversion Means - PUMP, 3.1 MILES PIPELINE, 20,000 GAL TANK, TWO TROUGHS

+ - - - - Non-Irrigation Use - STOCKWATER, 2314 CATTLE, 8 HORSES; WILDLIFE, VARIABLE AMOUNT

+ - - - - Other Rights for Same Use - PARTIALLY IN BASINS 51 AND 57 ALSO

+ - - - - BLM RECORD ID = 5501688019

+ - - - - Decree Plaintiff - - - - - Decree Defendant - - - - - Decree Date - - - - -

+ - - - - Audit Fields - 10/18/93 SMITH

+ - - - - Date: 10/18/1993 User Id: SMITH Subject: COPIED FROM REMARKS

+ - - - - BLM RECORD ID = 5501688019

+ - - - - Date: 10/18/1993 User Id: SMITH Subject: REASON FOR DISALLOWAL

+ - - - - THERE IS NO EVIDENCE THAT THIS WATER USE IS REPRESENTED BY 55-02230; DIFFERENT POD, POW, SYSTEM, USE, ETC. (RMC)

+ - - - - Count Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576

+ - - - - Objection Filed Date - 00/00/0000 Field Inspection Flag -

+ - - - - Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Case Number -

+ - - - - Claim Received Date - 03/25/1993 Last Amended Date - 00/00/0000 Old Judicial District -

+ - - - - Proof Due Date - 00/00/0000 Proof Made Date - 00/00/0000 Temporary Right - P

+ - - - - Licensed Date - 00/00/0000 Receipt Number - X111111 Water District -

+ - - - - Claims Tape Error Flag - POU Ownership Flag - Federal/State Indicator - S

+ - - - - Fee Exempt Flag - Name Connector - Presumption Flag -

+ - - - - Notice of Error Flag -

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

1. Name of Applicant Department of the Interior, Grazing Service
2. Post Office Address P. O. Box 917, Boise, Idaho
3. Quantity of water claimed 0.5 Acre Foot 8-30-1944  
(Not to exceed 0.1 second foot or 15 acre feet)
4. Source of water supply Snow and run-off  
(Spring, well, unnamed stream, small lake, snow, or runoff)
5. Location of point of diversion \_\_\_\_\_ feet distant from the \_\_\_\_\_ corner of Section \_\_\_\_\_  
Twp. \_\_\_\_\_, Rge. \_\_\_\_\_, B. M., and is in the \_\_\_\_\_  $\frac{1}{4}$  of the \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_, Twp. \_\_\_\_\_, Rge. \_\_\_\_\_, B. M.  
in the County of Owyhee 73
6. Location of point of use S. 50° 00' E 782 feet distant from the NW corner of Section 26  
Twp. 9 S., Rge. 1 E., B. M., and in the NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ , Sec. 26, Twp. 9 S., Rge. 1 E.
7. Water to be used for Stock Watering 11-12/31
8. Estimated cost of works \$45.00
9. Kind of works Excavated water hole  
(Reservoir, dam, ditch, flume, pipe, etc.)
10. Size \_\_\_\_\_  
(Headgate, ditch, flume, pipe, etc.)
11. Time required to apply water to proposed use Completed
12. If reservoir is used, fill in the following in addition to the above questions:
- (a) Height of dam \_\_\_\_\_ feet: Length at top \_\_\_\_\_ feet.
- (b) Material from which dam is constructed \_\_\_\_\_  
(earth, concrete, timber, rock)
- (c) The outlet of the proposed reservoir is located \_\_\_\_\_ feet from the \_\_\_\_\_ corner of the  
Section \_\_\_\_\_, Twp. \_\_\_\_\_, Rge. \_\_\_\_\_, B. M.

REMARKS:

Applicant.....Grazing Service

Agent

George E. Tucker, Regional Engineer

|                   |  |
|-------------------|--|
| Hutch Spring W.H. |  |
| Dist. RA          |  |
| 3-C-148           |  |

9 S.

S. 55° - 00' E - 792'

20

10

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JUL 11 1994