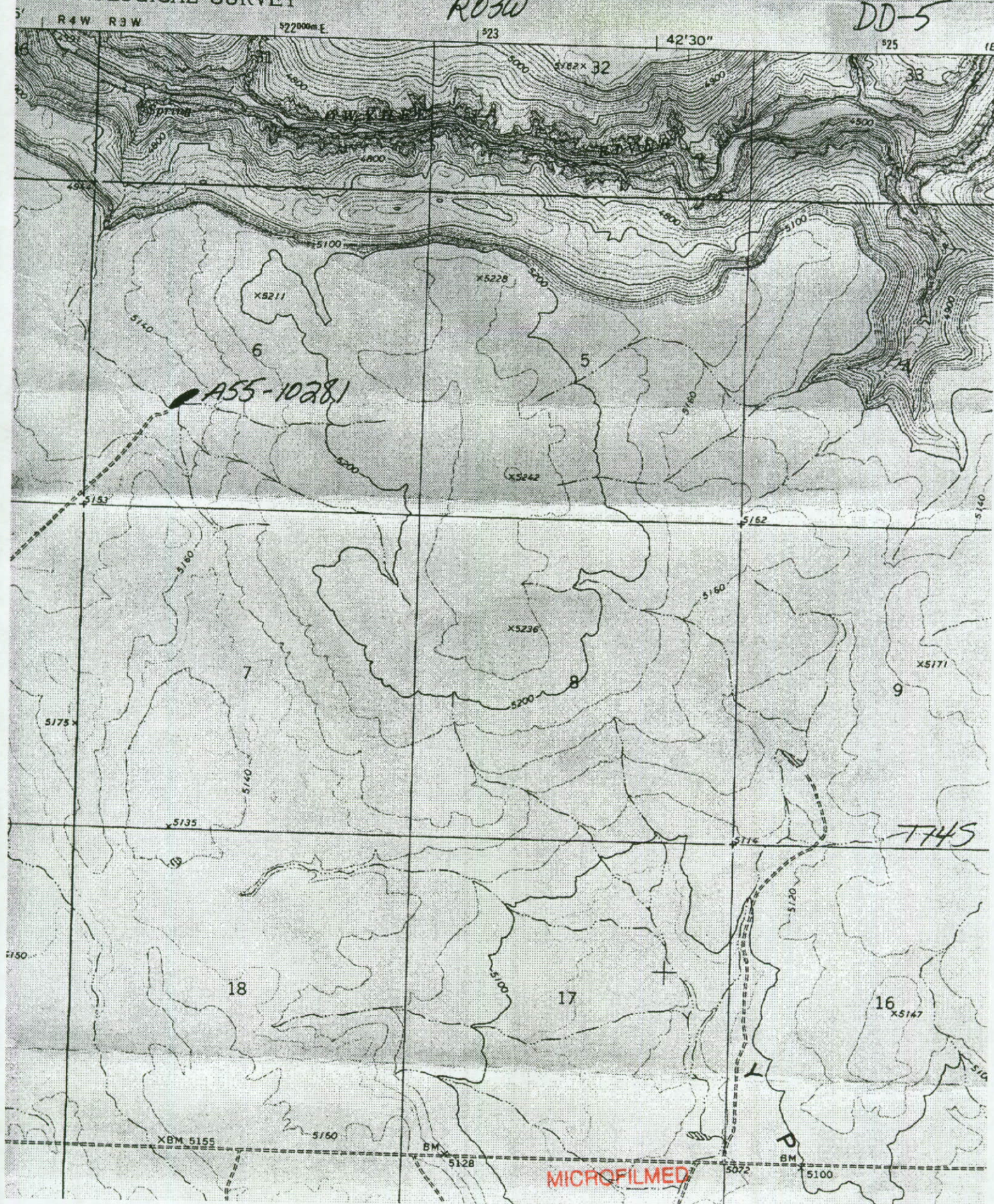


UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

R030

DD-5



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

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: 1947-06-20
IDWR NUMBER: 5502260 A55-02260
BLM NUMBER: 5501588049
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 55

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	PIUTE CREEK

DESCRIPTION OF DIVERSION WORKS

EARTHFILL DAM

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER STORAGE	0.000	3.00	0101	1231
STOCKWATER FROM STORAGE	0.000	3.00	0101	1231
WILDLIFE STORAGE	0.000	3.00	0101	1231
WILDLIFE FROM STORAGE	0.000	3.00	0101	1231
TOTAL:	0.000 CFS	3.00 AF		

NON-IRRIGATION USES

S/ 600 RANGE CATTLE W/ VAR AMOUNTS

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	---
14S	03W	03		SW	SE	00	OWYHEE

PLACE OF USE

							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
---	---	---	---	---	---	---	---	---
14S	03W	03	SW	SE	00	OWYHEE	YES	0.0

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BLM NUMBER: 5501588049

PAGE: 2

14S	03W	03	SW	SE	00	OWYHEE	YES	0.0
14S	03W	03	SW	SE	00	OWYHEE	YES	0.0
14S	03W	03	SW	SE	00	OWYHEE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

P. Brown
12-9-97

IDaho DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/08/97
PAGE: 3

TOTAL DIVERSION:

Tributary to: SINKS

OWYHEE County

FS

WS

Other Rights: NONE

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 = 5501588049
SOURCE IS ALSO KNOWN AS BURTS RESERVOIR.
STOCKWATER. 600 RANGE CATTLE

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

Comments:	Date:	User-ID:	Subject:	COPIED FROM REMARKS
	01/03/1994	SMITH		

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JAN 6 5 1999

AJ5809NP
No. R55-02260

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/08/97
PAGE: 4

Comments: Date: 01/03/1994 User-ID: SMITH Subject: COPIED FROM REMARKS
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

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.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 01/03/94 SMITH 09/11/96 NM-SHAFF 10/11/96 AD-SHAFF 06/02/97 WL-JSHUR
06/03/97 AJU5-JSH 07/07/97 RBROWN

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

AJ5808MP
(00-26)

Old (D) Number - D-528

Prefix Translation: RESEARCH

Water Right Number - R55-02260

+ - - - - 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- 200440663

*** C - CURRENT OWNER ***
AMERICA ACTING THROUGH

1 - USDI BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 1387 S VINNELL WAY
City- BOISE
Phone - 208-373-4000

State- ID Zip- 83709

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

1 -
2 -
3 -
City- X
Phone -

State- ID Zip- 0

+ - - - - Priority Date - - - + + - - - - Region - - - + + - - - - Stage - - - + + - - - - Status - - - - +
06/20/1947 14 WESTERN L - LICENSE

+ - - - - Source - - - - + + - - - - Tributary - - - - +
UNNAMED STREAM PRUTE-GREEK

+ - - - - Point of Diversion - - - - + + - - - - Diversion Name - - - - +
County (73) OMYHEE

+ - - - - Code - - - - Description - - - - Period From - - - - Period To - - - - Diversion Rate - - - - Diversion Volume - - - - +
05 - STOCKWATER STORAGE 01/01 12/31 3.00 -
06 - STOCKWATER FROM STORAGE 01/01 12/31 3.00 -

+ - - - - Total Div. Rate - - - + + - - - - Total Div. Volume - - - + + - - - - Total Div. Capacity - - - + + - - - - Total Consumptive Use - - - + + - - - - KW Usage - - - +
3.00 - 3.00 0.0

+ - - - - TwN - - - - Rng - - - - Sec - - - - Tract - - - - Lot - - - - Acres - - - - Place of Use - - - - Code - - - - Description - - - - County - - - - +
14S 03W 3 SW SE 05 STOCKWATER STORAGE (73) OMYHEE
14S 03W 3 SW SE 06 STOCKWATER FROM STORAGE (73) OMYHEE

+ - - - - Diversion Means - EARTHFILL DAM

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use - NONE

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JAN 0 5 1999

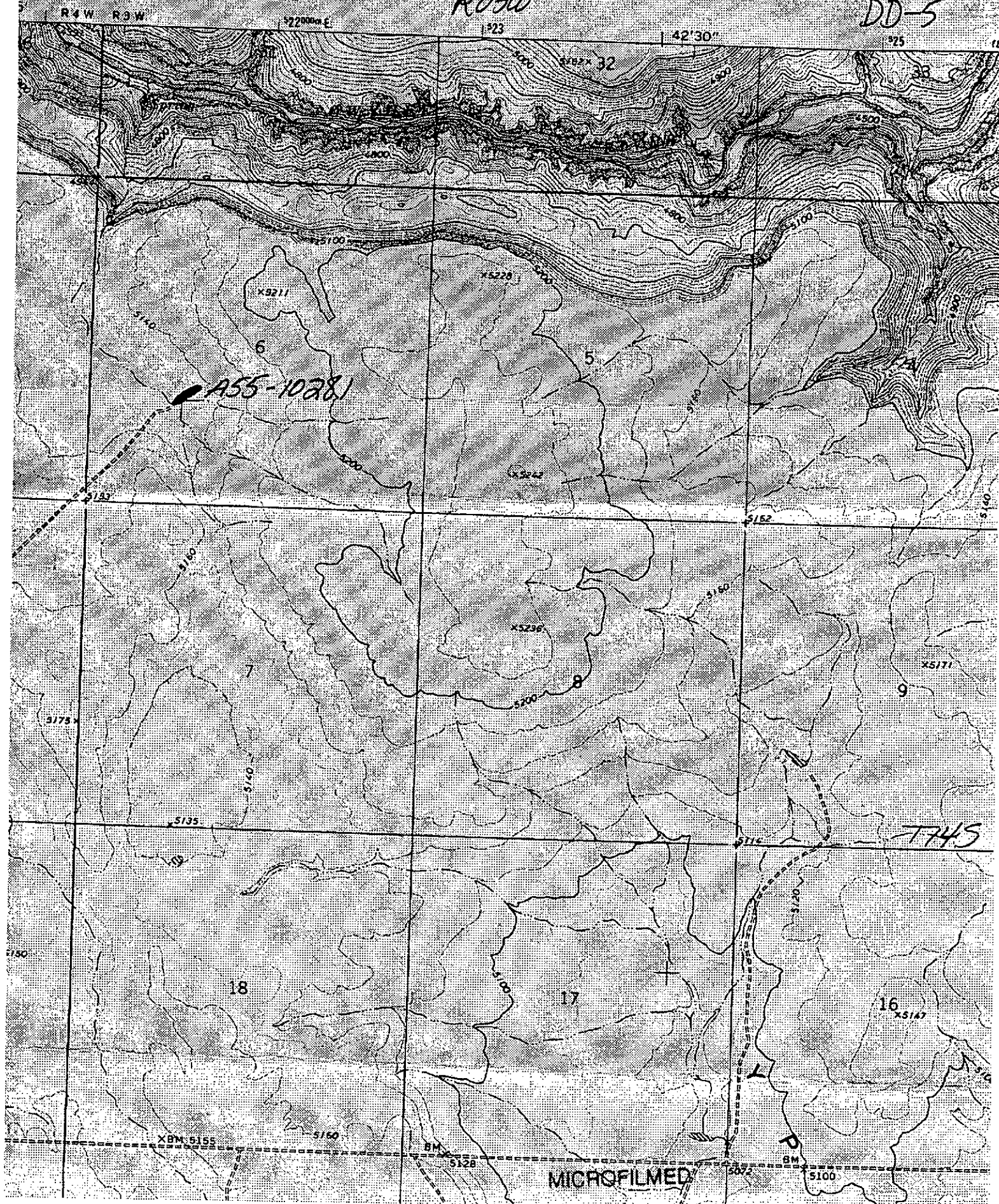
A55-10381

overlaps:

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

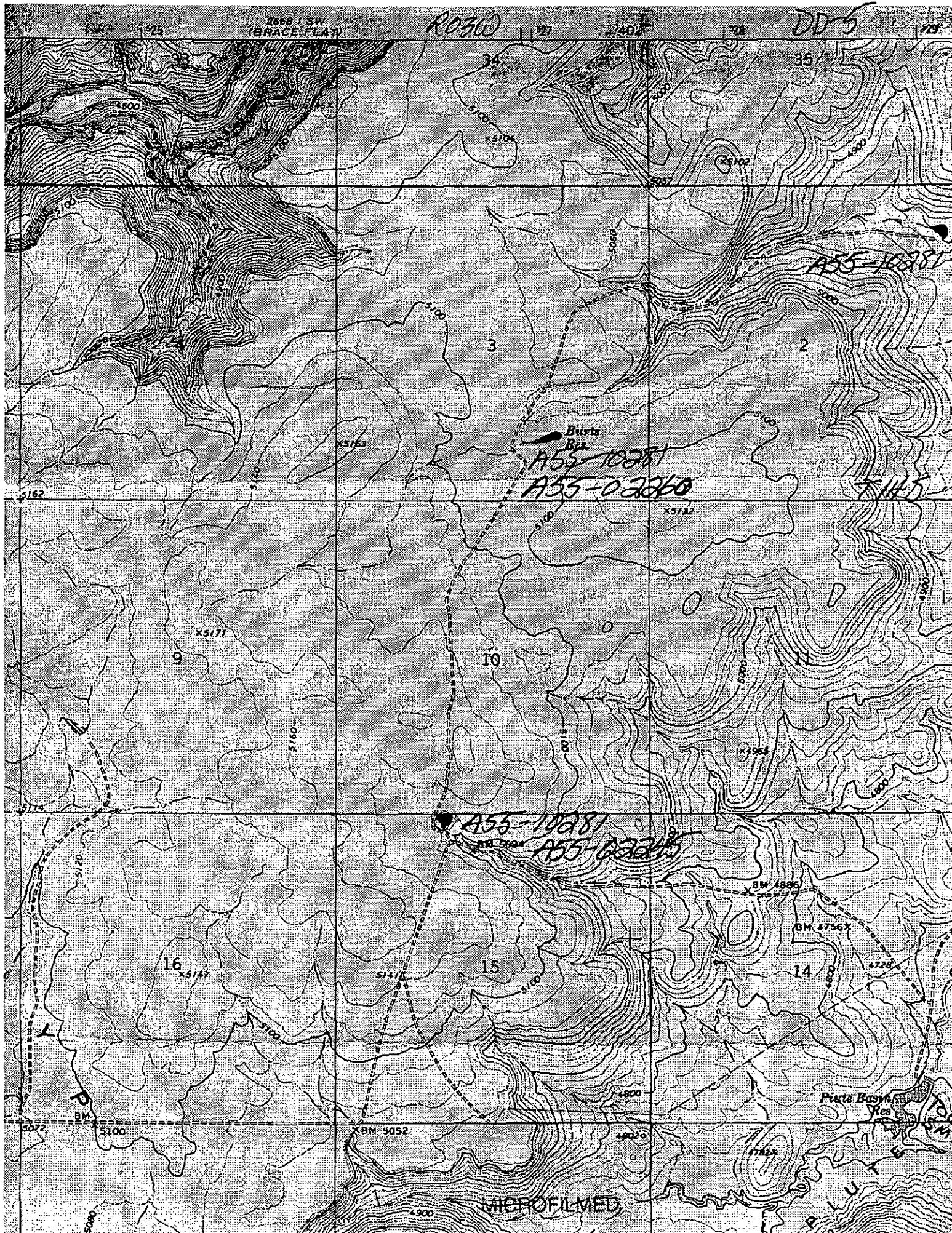
R0310

DD-5



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JAN 0 5 1999



JAN 0 5 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 MAY 01 1997
for Water Right number:

A55-02260

Department of Water Resources

NAME and
ADDRESS:

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

5501588049

SOURCE:

Source	Tributary
UNNAMED STREAM	PIUTE CREEK

QUANTITY:

0

CFS

or VOLUME:

3

Acre Fee

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

PRIORITY DATE:

6/20/47

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	within the	County of
14S	03W	3		SW	SE	0		73 OWYHEE

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	Volume in Ac
05	0101	1231	0
06	0101	1231	0
17	0101	1231	0
18	0101	1231	0

CONSUMPTIVE
USE:

de minimis stockwater use

DATE:

30-Apr-97 5:37 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	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
05	14S	03W	3	SW	SE	0		OWYHEE
06	14S	03W	3	SW	SE	0		OWYHEE
17	14S	03W	3	SW	SE	0		OWYHEE
18	14S	03W	3	SW	SE	0		OWYHEE

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JAN 05 1999

A. AJ CLAIM: # A55-02260 PRIORITY DATE: 06-20-1947 STAGE: L ✓
B. WR RECORD: # 55-02260 PRIORITY DATE: 06-20-1947 STAGE: L ✓

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

NOTES: *claim matches license*

RECOMMENDED PRIORITY DATE:
06-20-1947

REVIEWED BY *RT* DATE 10-14-93

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-02260	14S	03W	3		SW	SE		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A55-10281
R55-10281
A55-11297

55-02184

WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: UNNAMED STREAM

TRIB: PIUTE CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-02260	14S	03W	3		SW	SE		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX
R PREFIX

55-02184

A55-10281 R55-10281

SOURCE: UNNAMED STREAM

TRIB: Piute Creek

C. FIELD EXAM REQUIRED?

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

NOTES:

claim matches license

tributary name further clarification of tributary

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:				DIVERSION NAME	
TWP.	RGE.	SEC.	1/4	1/4	LOT
14S	D3W	03	SW	SE	Durkee
—	—	—	—	—	—
—	—	—	—	—	—
—	—	—	—	—	—
—	—	—	—	—	—
—	—	—	—	—	—
—	—	—	—	—	—
—	—	—	—	—	—
—	—	—	—	—	—
SOURCE: <u>un named stream</u>				TRIB: <u>Pink Creek</u>	

REVIEWED BY: AKK DATE: 10-14-93
 SYSTEM DESCRIPTION:

excavated earthen reservoir

A. ROOT WATER RIGHT NUMBERS: A55-02260

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
14S	03W	3	SW	SE		US DEPT OF INTERIOR	A55-02260 /	55-02260 /			
			SW	SE		PETAN COMPANY OF NEVADA INC.	A55-10281 /	- /			
			SW	SE		PETAN COMPANY OF NEVADA INC.	R55-10281 /	- /			
			SW	SE		US DEPT OF INTERIOR	A55-11045 /	- /			
			SW	SE		US DEPT OF INTERIOR	A55-11297 /	- /			
			SW	SE		PETAN CO.		55-02184 /			
<i>R55-10281 - partial deletion</i>											
14S	03W	3	SW	SE		US DEPT OF INTERIOR	A55-02260 /	55-02260 /			
			SW	SE		PETAN COMPANY OF NEVADA INC.	A55-10281 /	- /			
			SW	SE		PETAN COMPANY OF NEVADA INC.	R55-10281 /	- /			
			SW	SE		US DEPT OF INTERIOR	A55-11045 /	- /			
			SW	SE		US DEPT OF INTERIOR	A55-11297 /	- /			
			SW	SE		PETAN CO.		55-02184 /			
<i>A55-11045 } in stream use</i>											
14S	03W	3	SW	SE		US DEPT OF INTERIOR	A55-02260 /	55-02260 /			
			SW	SE		PETAN COMPANY OF NEVADA INC.	A55-10281 /	- /			
			SW	SE		PETAN COMPANY OF NEVADA INC.	R55-10281 /	- /			
			SW	SE		US DEPT OF INTERIOR	A55-11045 /	- /			
			SW	SE		US DEPT OF INTERIOR	A55-11297 /	- /			
			SW	SE		PETAN CO.		55-02184 /			
<i>A55-11297 } Disallowed</i>											
14S	03W	3	SW	SE		US DEPT OF INTERIOR	A55-02260 /	55-02260 /			
			SW	SE		PETAN COMPANY OF NEVADA INC.	A55-10281 /	- /			
			SW	SE		PETAN COMPANY OF NEVADA INC.	R55-10281 /	- /			
			SW	SE		US DEPT OF INTERIOR	A55-11045 /	- /			
			SW	SE		US DEPT OF INTERIOR	A55-11297 /	- /			
			SW	SE		PETAN CO.		55-02184 /			

TOTAL ACRES A55-02260

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (X)

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? POU COUNTY: OMYHEE

DUE TO POU DISCREPANCY? (Y/N)

FIELD EXAMINER
DATABASE Y

PRESUMPTION FLAG:

NOTES:

R55-10281 - partially deleted, use of reservoir recommended as 55-02260
A55-11045 - in stream use
A55-11297 - Disallowed, recommended as 55-02260, D-permit shows
first evidence of use + construction of reservoir.

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: *12-13-93*

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A. AJ CLAIMED USES:

PURPOSES	STOCKWATER STORAGE	FROM	MONTH/DAY	DIVERSION QUANTITY
A55-02260	STOCKWATER STORAGE	FROM 01-01 TO 12-31	3.00 AF/A	<i>stockwater</i>
A55-02260	STOCKWATER FROM STORAGE	FROM 01-01 TO 12-31	3.00 AF/A	<i>use only</i>
A55-02260	WILDLIFE STORAGE	FROM 01-01 TO 12-31	3.00 AF/A	<i>D-permit</i>
A55-02260	WILDLIFE FROM STORAGE	FROM 01-01 TO 12-31	3.00 AF/A	
TOTAL DIVERSION RATE/VOLUME CLAIMED				3.00 AF/A

B. WR RECORDED USES:

PURPOSES	STOCKWATER STORAGE	FROM	MONTH/DAY	DIVERSION QUANTITY
55-02260	STOCKWATER STORAGE	FROM 01-01 TO 12-31	3.00 AF/A	
TOTAL DIVERSION RATE/VOLUME CLAIMED				3.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DUE TO WATER-USE DISCREPANCY? (Y/N)	DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
				Y	<i>Y</i>
				Y	<i>N</i>
				Y	<i>N</i>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? *Y* (X) *N* ()

RECOMMEND TO WR STANDARDS OR OTHER? *Y* () *N* () Explain in notes, below.

NOTES:

non irrigation use include wildlife, variable amount

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JUL 11 1994

OVERLAP REVIEW PAGE

CLAIM NUMBER: A55-02260

☐ NO OVERLAP WITH PRIVATE INDIVIDUAL CLAIM

☒ OVERLAPS WITH CLAIM BY PRIVATE INDIVIDUAL

CLAIM NO.: R55-10281

☐ OVERLAPPING CLAIM DISALLOWED

☐ OVERLAPPING CLAIM PARTIALLY DELETED - *use of reservoir recommended as 55-02260*

PRIVATE CLAIMANT NOTIFIED/DATE: _____

☐ NO OVERLAP WITH OTHER FEDERAL CLAIM

☒ OVERLAPS WITH CLAIM BY FEDERAL GOVERNMENT

CLAIM NO.: A55-11297

☒ OVERLAPPING CLAIM DISALLOWED

☐ THIS CLAIM DISALLOWED

☐ OVERLAPPING CLAIM ALLOWED/REMARKS: A55-11297 recommended as A55-02260 with

6-20-47 priority. D-permit shows first evidence of reservoir
construction.

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JUL 11 1994

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO
FOR FARMSTEAD, DOMESTIC, OR STOCK WATERING PURPOSES

Application No. D. 528

Permit No. D. 528 55-2260

District No. _____

POOR ORIGINAL

1. Name of Applicant UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT
2. Post Office Address P. O. Box 917, Boise, Idaho.
3. Quantity of water claimed 3 acre feet 6-20-1947
(Not to exceed 0.1 second foot or 15 acre feet)
4. Source of water supply Snow 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 N36° E 1254 feet distant from the S $\frac{1}{4}$ corner of Section 3
Twp. 14S, Rge. 3W, B. M., and in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Sec. 3, Twp. 14S, Rge. 3W
7. Water to be used for watering livestock on the range 1/1-12/31
8. Estimated cost of works \$185.00
9. Kind of works excavated earthen reservoir
(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 _____
Section _____, Twp. _____, Rge. _____, B. M.

REMARKS:

Applicant Bureau of Land Management (Grazing Service) Maurice W. [Signature]
Acting Improvement Supervisor

T148

Idaho, District #1	1-C-159	Burt's Reservoir							

R3W

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JUL 11 1994