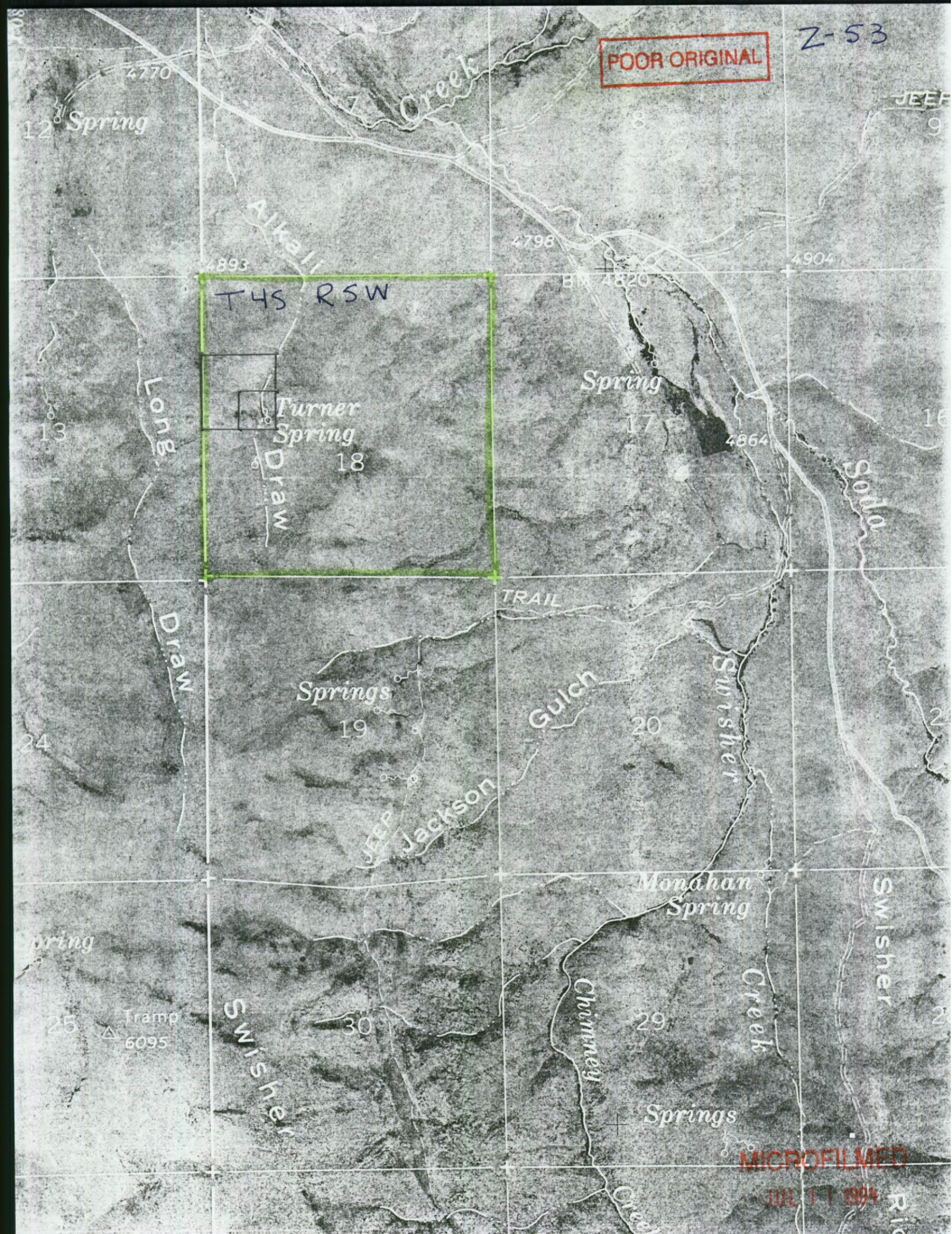


Z-53

POOR ORIGINAL



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: 1949-02-16
IDWR NUMBER: 5502265 *A55-02265*
BLM NUMBER: 5501588054
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 55

SOURCE	TRIBUTARY TO
-----	-----
TURNER SPRING	ALKALI DRAW

DESCRIPTION OF DIVERSION WORKS

SPRING

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER	0.020	0.00	0101	1231
WILDLIFE	0.020	0.00	0101	1231
TOTAL:	0.020 CFS	0.00 AF		

NON-IRRIGATION USES

S/ 100 RANGE CATTLE W/ VAR AMOUNTS

				POINT OF DIVERSION				
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY	
-----	-----	-----	-----	-----	-----	-----	-----	-----
04S	05W	18	SE	SW	NW	00	OWYHEE	

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
04S	05W	18	SW	NW	00	OWYHEE	YES	0.0
04S	05W	18	SW	NW	00	OWYHEE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

MICROFILMED

JUL 11 1994

BLM NUMBER: 5501588054

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

6-24-97
R. B. Smith

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/24/97
PAGE: 6

TOTAL DIVERSION: 0.02 CFS

Tributary to: ALKALI DRAW

OWYHEE County

T04S R05W S18

Point(s) of Diversion:

Place of use Legal Description for: STOCKWATER

[illegible]

POU County: OWYHEE

Other Rights: NONE

Conditions of Approval:

- CC03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- CC05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- NN11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- NN13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP BLM RECORD ID = 5501588054
STOCKWATER, 100 RANGE CATTLE

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
		06/23/1997	

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

MICROFILMED
JAN 05 1999

AJ5809NP
No. R55-02265

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/23/97
PAGE: 4

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

Audit:

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

RECEIVED

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM MAY 01 1997
for Water Right number:

A55-02265

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:

5501588054

SOURCE:

Source	Tributary
TURNER SPRING	ALKALI DRAW

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:

2/16/49

POINT of
DIVERSION:

Township	Range	Section	T1	T2	T3	LOT	within the	County of
04S	05W	18		SW	NW	2		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	0
16	0101	1231	0.02	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	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	04S	05W	18	SW	NW	2		OWYHEE
16	04S	05W	18	SW	NW	2		OWYHEE

MICROFILMED

JAN 05 1999

VERIFIED BY RME
10-19-93

DATE: 10/19/93
PAGE: 1

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

AJ0749NP
No. R55-02265

OWNER CODE: C
NAME & ADDRESS: US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
(208) 334-1401
PRIORITY DATE: 02/16/1949
WATER USE: STOCKWATER
USE PERIOD FROM TO: 01-01 12-31
DIVERSION RATE: 0.02 CFS
DIVERSION VOLUME: 0.02 CFS
TOTAL DIVERSION: 0.02 CFS

Water Source: TURNER SPRING
Point(s) of Diversion: T04S R05W S18
Place of use Legal Description for: STOCKWATER
Tributary to: ALKALI DRAW
Stage: LICENSE
OWYHEE County

POU County: OWYHEE
Non-Irrigation Uses: STOCKWATER, 100 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNTS
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.
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks: BLM RECORD ID = 5501588054

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag: C
Presumption Flag:
Comments: Date: 10/19/1993 User-ID: SMITH Subject: COPIED FROM REMARKS
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES
Audit: 10/19/93 SMITH

A. AJ CLAIM: # A55-02265 PRIORITY DATE: 02-16-1949 STAGE: L

B. WR RECORD: # 55-02265 PRIORITY DATE: 02-16-1949 STAGE: L

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

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

NOTES: claim matches license

RECOMMENDED PRIORITY DATE:
02-16-1949

REVIEWED BY RF DATE 10-15-93

POOR ORIGINAL

Z-53

12° Spring

Q.S.W.

Furner
Spring
18

Spring

Long
Draw

Draw

Gold
Draw

Springs
19

TRAIL
Gulch

Swisher
Creek

Mordhan
Spring

Swisher
Creek

Tramp
6095

Swisher
Creek

Chambers
Creek

Springs

District No. _____

POOR ORIGINAL

1. Name of Applicant United States Department of the Interior, Bureau of Land Management

2. Post Office Address Swan Island Portland 18 Oregon.

3. Quantity of water claimed .02 second feet 2-16-1949
(Not to exceed 0.1 second foot or 18 acre feet)

4. Source of water supply Spring
(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 Oregon 73

6. Location of point of use S. 40° E. 1056 feet distant from the NW corner of Section 18,
Twp. 42, Rge. 5W, B.M., and in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Sec. 18, Twp. 42, Rge. 5W

7. Water to be used for Watering Stock 1/1 - 12/31

8. Estimated cost of works \$500.00

9. Kind of works Spring
(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

Agent

Acting Regional Grantee

[illegible]

R.B.W.

MICROFILMED

A. ROOT WATER RIGHT NUMBERS: A55-02265

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	05W	18	SW	NW		US DEPT OF INTERIOR	A55-02265 /	-	/		
			SW	NW		US DEPT OF INTERIOR	A55-10986 /	-	/		
			SW	NW		US DEPT OF INTERIOR	A55-10987 /	-	/		
A55-10986 } Federally Reserved											
							A55-10987	-	/		
04S	05W	18	SW	NW		US DEPT OF INTERIOR	A55-02265 /	-	/		
			SW	NW		US DEPT OF INTERIOR	A55-10986 /	-	/		
			SW	NW		US DEPT OF INTERIOR	A55-10987 /	-	/		
TOTAL ACRES							A55-02265				

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

C. FIELD EXAM REQUIRED? POU COUNTY: OWYHEE

FIELD EXAMINER

DATABASE Y

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG: C

NOTES:

A55-10986, A55-10987, Federal Reserve Rights

POU: SWNW 005

RECOMMENDATIONS:

TOTAL ACRES: 1

REVIEWED BY: RF

DATE: 10-15-93

MICROFILMED

JUL 11 1994

A. AJ CLAIMED USES:

PURPOSES
A55-02265 STOCKWATER
A55-02265 ~~WILDLIFE~~

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

DIVERSION QUANTITY
.020 CFS *stock water*
~~.020 CFS~~ *use only*
.020 CFS *D-permit*

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WR RECORDED USES:

PURPOSES
55-02265 STOCKWATER

MONTH/DAY
FROM 01-01 TO 12-31

DIVERSION QUANTITY
.020 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

NOTES:

none irrigation use includes wildlife, variable amount

MICROFILMED

JUL 11 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-02265	04S	05W	18	SE	SW	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A55-10986
A55-10987

R PREFIX
NONE

SOURCE: TURNER SPRING

TRIB: ALKALI DRAW

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-02265	04S	05W	18		NW	NW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX

NONE

NONE

SOURCE: SPRING

TRIB:

C. FIELD EXAM REQUIRED?

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

NOTES:

ten acre tract verified on O Q Z-53 also on BLM Topo
Swisher Mountain Quadrangle. apparently no physical change in
POD possible clerical error on license

Presumption Flag C

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4

DIVERSION NAME

COUNTY

LOT

1/4

4S SW 18

SE

SW

NW

Dawson

SOURCE: Turner SpringTRIB: Alkali DrawREVIEWED BY: RTDATE: 10-15-93

SYSTEM DESCRIPTION:

Spring

MICROFILMED

JUL 11 1994