

No Color
Documents
In File

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: 1958-09-22
IDWR NUMBER: 5502333 *A55-02333*
BLM NUMBER: 5501688121
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 55

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	BATTLE CREEK

DESCRIPTION OF DIVERSION WORKS

6'H X 50'L EARTHFILL DAM

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER STORAGE	0.000	0.27	0101	1231
STOCKWATER FROM STORAGE	0.000	0.27	0101	1231
WILDLIFE STORAGE	0.000	0.03	0101	1231
WILDLIFE FROM STORAGE	0.000	0.03	0101	1231
TOTAL:	0.000 CFS	0.30 AF		

NON-IRRIGATION USES

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

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	---
10S	01E	17		NW	SW	00	OWYHEE

PLACE OF USE							IRRIGATED
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED ACRES
---	---	---	---	---	---	---	---
10S	01E	17	NW	SW	00	OWYHEE	YES 0.0

MICROFILMED
JUL 11 1994

BLM NUMBER: 5501688121

PAGE: 2

10S	01E	17	NW	SW	00	OWYHEE	YES	0.0
10S	01E	17	NW	SW	00	OWYHEE	YES	0.0
10S	01E	17	NW	SW	00	OWYHEE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

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: A55-02333
Date Received: 3/25/1993
Receipt No: X111111
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: US DEPT OF INTERIOR 208-334-1401
Address: BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

2. Date of Priority: SEP 22, 1958

3. Source: UNNAMED STREAM Trib. to: BATTLE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	01E	17	NW	SW			OWYHEE

5. Description of diverting works:
6'H X 50'L EARTHFILL DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER STORAGE	01/01	12/31			0.27
STOCKWATER FROM STORAGE	01/01	12/31			0.27
WILDLIFE STORAGE	01/01	12/31			0.03
WILDLIFE FROM STORAGE	01/01	12/31			0.03

7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.30 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 2314 CATTLE, 8 HORSES; WILDLIFE VAR. AMT.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	01E	17	NW	SW		STOC S	
			NW	SW		STO FS	
			NW	SW		WILD S	
			NW	SW		WLD FS	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE.

14. Remarks:

BLM RECORD ID = 5501688121
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

15. Basis of Claim: LICENSE

Water Right Number: D1170

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

AJ5405NP
(00-5405)
SELECTION

IDAHO DEPARTMENT OF WATER RESOURCES
AJCTR AUDIT TRAIL/FILE MAINTENANCE REQUIRED TO WATER RIGHT CLAIMS
FILE: AJ_SELECTION:BLM_855.SEL

DATE 07/11/93
PAGE 19

WRN	AGENCY KEY	VALIDATION MESSAGE
A5513283	5501683339	POD INVALID TOWNSHIP 00S 02W 27 SWSW
A5513297	5501683353	POD INVALID TRACT 08S 01W 31 SESE
A5513316	5501683372	DUPLICATE POD RECORD 10S 03W 15 SENW
A5513343	5501683432	DUPLICATE POD RECORD 13S 03E 32 SENE
A5504126	5501683435	NO POD-LOAD RECORD WITH AGENCY-KEY
A5513385	5501683475	POU RECORD HAS BLANK T-R-S 00 00
A5513385	5501683475	POU RECORD HAS BLANK T-R-S 00 00
A5513385	5501683475	POU RECORD HAS BLANK T-R-S 00 00
A5513385	5501683475	POU RECORD HAS BLANK T-R-S 00 00
A5513385	5501683475	POU RECORD HAS BLANK T-R-S 00 00
A5513385	5501683475	POU RECORD HAS BLANK T-R-S 00 00
A5513410	5501683498	POU RECORD HAS BLANK T-R-S 00 00
A5513410	5501683498	POU RECORD HAS BLANK T-R-S 00 00
A5502219	5501688008	OTHER RIGHTS IS A REQUIRED ENTRY
A5502226	5501688015	OTHER RIGHTS IS A REQUIRED ENTRY
A5502228	5501688017	OTHER RIGHTS IS A REQUIRED ENTRY
A5502228	5501688017	POU INVALID TRACT 09S 01E 31 S3ME
A5502233	5501688021	CLAIM CURRENTLY IN AJ MASTER - AGENCY CLAIM REJECTED
A5502249	5501688038	OTHER RIGHTS IS A REQUIRED ENTRY
A5502250	5501688039	OTHER RIGHTS IS A REQUIRED ENTRY
A5502251	5501688040	OTHER RIGHTS IS A REQUIRED ENTRY
A5502266	5501688055	OTHER RIGHTS IS A REQUIRED ENTRY
A5502273	5501688061	OTHER RIGHTS IS A REQUIRED ENTRY
A5502280	5501688068	OTHER RIGHTS IS A REQUIRED ENTRY
A5502282	5501688070	OTHER RIGHTS IS A REQUIRED ENTRY
A5502283	5501688071	OTHER RIGHTS IS A REQUIRED ENTRY
A5502284	5501688072	OTHER RIGHTS IS A REQUIRED ENTRY
A5502285	5501688073	OTHER RIGHTS IS A REQUIRED ENTRY
A5502288	5501688076	OTHER RIGHTS IS A REQUIRED ENTRY
A5502289	5501688077	OTHER RIGHTS IS A REQUIRED ENTRY
A5502295	5501688083	OTHER RIGHTS IS A REQUIRED ENTRY
A5502296	5501688084	OTHER RIGHTS IS A REQUIRED ENTRY
A5502297	5501688085	OTHER RIGHTS IS A REQUIRED ENTRY
A5502308	5501688096	OTHER RIGHTS IS A REQUIRED ENTRY
A5502309	5501688097	OTHER RIGHTS IS A REQUIRED ENTRY
A5502310	5501688098	OTHER RIGHTS IS A REQUIRED ENTRY
A5502311	5501688099	OTHER RIGHTS IS A REQUIRED ENTRY
A5502316	5501688104	OTHER RIGHTS IS A REQUIRED ENTRY
A5502317	5501688105	OTHER RIGHTS IS A REQUIRED ENTRY
A5502318	5501688106	OTHER RIGHTS IS A REQUIRED ENTRY
A5502319	5501688107	OTHER RIGHTS IS A REQUIRED ENTRY
A5502320	5501688108	OTHER RIGHTS IS A REQUIRED ENTRY
A5502330	5501688118	OTHER RIGHTS IS A REQUIRED ENTRY
A5502332	5501688120	OTHER RIGHTS IS A REQUIRED ENTRY
A5502333	5501688121	OTHER RIGHTS IS A REQUIRED ENTRY
A5502334	5501688122	OTHER RIGHTS IS A REQUIRED ENTRY
A5502335	5501688123	OTHER RIGHTS IS A REQUIRED ENTRY
A5502336	5501688124	OTHER RIGHTS IS A REQUIRED ENTRY
A5502337	5501688125	OTHER RIGHTS IS A REQUIRED ENTRY
A5502338	5501688126	OTHER RIGHTS IS A REQUIRED ENTRY
A5502341	5501688129	OTHER RIGHTS IS A REQUIRED ENTRY
A5502342	5501688130	OTHER RIGHTS IS A REQUIRED ENTRY
A5502343	5501688131	OTHER RIGHTS IS A REQUIRED ENTRY

Data entered code

MICROFILMED
SEP 24 1996

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)10/28/93 09:21:05
Page 1Water Right Number - R55-02333 Prefix Translation: RESEARCH Old (D) Number - D1170
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +*** A - ATTORNEY ***
HAUGRUD, JACK OR G GARVER OR D ZANE1 - 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 ***
US DEPT OF INTERIOR1 - 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 ***
BLM1 -
2 -
3 -
City- X
Phone -
State- ID Zip- 0+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/22/1958 14 WESTERN I - DISALLOWED+ - - Source - - - - - + + - - - - Tributary - - - - - +
UNNAMED STREAM BATTLE CREEK+ - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

10S 01E 17 NW SW (73) OWYHEE

+ - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

| | | | |
|------------------------------|-------|-------|------|
| 05 - STOCKWATER STORAGE | 01/01 | 12/31 | 0.27 |
| 06 - STOCKWATER FROM STORAGE | 01/01 | 12/31 | 0.27 |
| 17 - WILDLIFE STORAGE | 01/01 | 12/31 | 0.03 |
| 18 - WILDLIFE FROM STORAGE | 01/01 | 12/31 | 0.03 |

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.30 0.0

| TwN | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-------|-----|-------|----------------------------|------|-------------|-------------|
| 10S | 01E | 17 | NW SW | | | 05 STOCKWATER STORAGE | 05 | (73) OWYHEE | (73) OWYHEE |
| 10S | 01E | 17 | NW SW | | | 06 STOCKWATER FROM STORAGE | 06 | (73) OWYHEE | (73) OWYHEE |
| 10S | 01E | 17 | NW SW | | | 17 WILDLIFE STORAGE | 17 | (73) OWYHEE | (73) OWYHEE |
| 10S | 01E | 17 | NW SW | | | 18 WILDLIFE FROM STORAGE | 18 | (73) OWYHEE | (73) OWYHEE |

MICROFILMED
JUL 11 1994

| Town | Rng | Sec | Tract | Lot | Acres | Place of Use | Description | County |
|------|-----|-----|-------|-----|-------|--------------|-------------|--------|
|------|-----|-----|-------|-----|-------|--------------|-------------|--------|

+-----Adjudication Rights Dates and Flags Area-----+

JUN 11 1994

A. AJ CLAIM: # A55-02333 PRIORITY DATE: 09-22-1958 STAGE: L
B. WR RECORD: # 55-02333 PRIORITY DATE: 09-22-1958 STAGE: L

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

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

NOTES: *claim matches license*

RECOMMENDED PRIORITY DATE:
09-22-1958

REVIEWED BY *RF* DATE *10-19-93*

MICROFILMED
JUL 11 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A55-02333 | 10S | 01E | 17 | | NW | SW | | OWYHEE |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE 55-02279

SOURCE: UNNAMED STREAM

TRIB: BATTLE CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 55-02333 | 10S | 01E | 17 | | NW | SW | | OWYHEE |

OTHER WR RECORDS WITH SAME WR POD
A PREFIX R PREFIX
NONE 55-02279

SOURCE: UNNAMED STREAM

TRIB:

C. FIELD EXAM REQUIRED?

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

NOTES:

POD matches license

MICROFILMED

JUL 11 1994

[illegible]

DATE: 10-19-93

REVIEWED BY:

2

REVIEWED BY: _____
=====

MICROFILMED
JUL 11 1994

A. ROOT WATER RIGHT NUMBERS: A55-02333

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|----------------------------------|-----|-----|-----|-----|-----|---------------------|---------------|---------------|-----------------|----------------|------------------|
| 10S | 01E | 17 | NW | SW | | US DEPT OF INTERIOR | A55-02333 / | 55-02333 / | | | |
| | | | NW | SW | | US DEPT OF INTERIOR | A55-13138 / | | | | |
| | | | NW | SW | | US DEPT OF INTERIOR | | 55-02279 / | | | |
| <i>A55-13138 - in-stream use</i> | | | | | | | | | | | |
| 10S | 01E | 17 | NW | SW | | US DEPT OF INTERIOR | A55-02333 / | 55-02333 / | | | |
| | | | NW | SW | | US DEPT OF INTERIOR | A55-13138 / | | | | |
| | | | NW | SW | | US DEPT OF INTERIOR | | 55-02279 / | | | |
| <i>55-02279 - allowed</i> | | | | | | | | | | | |
| 10S | 01E | 17 | NW | SW | | US DEPT OF INTERIOR | A55-02333 / | 55-02333 / | | | |
| | | | NW | SW | | US DEPT OF INTERIOR | A55-13138 / | | | | |
| | | | NW | SW | | US DEPT OF INTERIOR | | 55-02279 / | | | |
| 10S | 01E | 17 | NW | SW | | US DEPT OF INTERIOR | A55-02333 / | 55-02333 / | | | |
| | | | NW | SW | | US DEPT OF INTERIOR | A55-13138 / | | | | |
| | | | NW | SW | | US DEPT OF INTERIOR | | 55-02279 / | | | |
| TOTAL ACRES A55-02333 | | | | | | | | | | | |

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

C. FIELD EXAM REQUIRED? POU COUNTY: Owyhee

FIELD EXAMINER
N

DATABASE
Y

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

NOTES:

A55-13138 claims in stream use

*A55-02333 - disallowed, recommended as 55-02279 with 55-1953
priority date and larger diversion volume.*

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: *PK*

DATE: *10-19-93*

MICROFILMED
JUL 11 1994

A. AJ CLAIMED USES:

| PURPOSES | STOCKWATER STORAGE | FROM | MONTH/DAY | TO | DIVERSION QUANTITY |
|-------------------------------------|-------------------------|------|-----------|----------|--------------------|
| A55-02333 | STOCKWATER STORAGE | FROM | 01-01 | TO 12-31 | .27 AF/A |
| A55-02333 | STOCKWATER FROM STORAGE | FROM | 01-01 | TO 12-31 | .27 AF/A |
| A55-02333 | WILDLIFE STORAGE | FROM | 01-01 | TO 12-31 | .03 AF/A |
| A55-02333 | WILDLIFE FROM STORAGE | FROM | 01-01 | TO 12-31 | .03 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | | | | .30 AF/A |

B. WR RECORDED USES:

| PURPOSES | STOCKWATER STORAGE | FROM | MONTH/DAY | TO | DIVERSION QUANTITY |
|-------------------------------------|--------------------|------|-----------|----------|--------------------|
| 55-02333 | STOCKWATER STORAGE | FROM | 01-01 | TO 12-31 | .30 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | | | | .30 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 | Y | Y | Y | Y |
| Y | Y | Y | Y | Y |
| Y | Y | Y | Y | Y |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Y() N()

Explain in notes, below.

NOTES:

MICROFILMED
JUL 11 1994

Permit No. D-1170-55-2333

Day-Cr. Reg. #2

District No.

POOR ORIGINAL

1. Name of Applicant U. S. Dept. of the Interior, Bureau of Land Management
2. Post Office Address Box 917, Boise, Idaho
3. Quantity of water claimed 0.3 acre feet 9-20-1958
(Not to exceed 0.1 second foot or 15 acre feet)
4. Source of water supply ephemeral stream
(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 NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 17, Twp. 10 S, Rge. 1 E, B.M.
in the County of Owyhee 73
6. Location of point of use _____ feet distant from the _____ corner of Section _____
Twp. _____, Rge. _____, B.M., and in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Sec. 17, Twp. 10 S, Rge. 1 E
7. Water to be used for Livestock watering 1/1-12/31
8. Estimated cost of works \$200.00
9. Kind of works dug pit type reservoir with earth dam
(Reservoir, dam, ditch, flume, pipe, etc.)
10. Size _____
(Headgate, ditch, flume, pipe, etc.)
11. Time required to apply water to proposed use immediately
12. If reservoir is used, fill in the following in addition to the above questions:
 - (a) Height of dam 6 feet; Length at top 50 feet.
 - (b) Material from which dam is constructed earth
(earth, concrete, timber, rock)
 - (c) The outlet of the proposed reservoir is located in reservoir from the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ corner of
Section 17, Twp. 10 S, Rge. 1 E, B.M.

REMARKS:

U. S. Dept. of the Interior
Applicant Bureau of Land Management

Agent

Edwin H. Price

| | | | | | | | | | |
|--|--|----|--|---|--|----|--|----|--|
| | | | | | | | | | |
| | | | | | | | | | |
| | | 18 | | X | | 17 | | 16 | |
| | | | | | | | | | |

MICROFILMED

JUL 11 1994

OVERLAP REVIEW PAGE

CLAIM NUMBER: A55-02333

☐ NO OVERLAP WITH PRIVATE INDIVIDUAL CLAIM

☐ OVERLAPS WITH CLAIM BY PRIVATE INDIVIDUAL

CLAIM NO.: _____

☐ OVERLAPPING CLAIM DISALLOWED

☐ OVERLAPPING CLAIM PARTIALLY DELETED

PRIVATE CLAIMANT NOTIFIED/DATE: _____

☐ NO OVERLAP WITH OTHER FEDERAL CLAIM

☒ OVERLAPS WITH CLAIM BY FEDERAL GOVERNMENT

CLAIM NO.: 55-02279

☐ OVERLAPPING CLAIM DISALLOWED

☒ THIS CLAIM DISALLOWED

☐ OVERLAPPING CLAIM ALLOWED/REMARKS: recommended as 55-02279 with

5.5-1953 priority and 1.0 AFA. Division volume

MICROFILME
JUL 11 1994