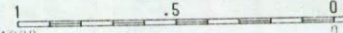




PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
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MICROFILMED
JUL 11 1994



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: 1958-11-28
IDWR NUMBER: 5502359 *A55-02359*
BLM NUMBER: 5501588147
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 55

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	BAXTER CREEK

DESCRIPTION OF DIVERSION WORKS

PIT-TYPE RESERVOIR WITH 7'H X 85'L EARTHFILL DAM

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER STORAGE	0.000	1.50	0101	1231
STOCKWATER FROM STORAGE	0.000	1.50	0101	1231
WILDLIFE STORAGE	0.000	1.50	0101	1231
WILDLIFE FROM STORAGE	0.000	1.50	0101	1231
TOTAL:	0.000 CFS	1.50 AF		

NON-IRRIGATION USES

S/ 109 RANGE CATTLE W/ VAR AMOUNTS

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
-----	-----	-----	-----	-----	-----	-----	-----
05S	06W	01		NE	NW	00	OWYHEE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
05S	06W	12	NE	NW	00	OWYHEE	YES	0.0

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BLM NUMBER: 5501588147

PAGE: 2

05S	06W	12	NE	NW	00	OWYHEE	YES	0.0
05S	06W	12	NE	NW	00	OWYHEE	YES	0.0
05S	06W	12	NE	NW	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: A55-02359
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: NOV 28, 1958

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	06W	1	NE	NE	NW		OWYHEE

5. Description of diverting works:
PIT-TYPE RESERVOIR WITH 7'H X 85'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			1.50
STOCKWATER FROM STORAGE	01/01	12/31			1.50
WILDLIFE STORAGE	01/01	12/31			1.50
WILDLIFE FROM STORAGE	01/01	12/31			1.50

7. Total Quantity Appropriated is:
C.F.S. (and/or) 1.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 109 RANGE CATTLE W/ VAR AMOUNTS

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	06W	12	NE	NW		WLD FS	
			NE	NW		STOC S	
			NE	NW		STO FS	
			NE	NW		WILD S	

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 = 5501588147
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

15. Basis of Claim: LICENSE

Water Right Number: D-1215

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

WRN	AGENCY KEY	VALIDATION MESSAGE
A5502237	5501588026	OTHER RIGHTS IS A REQUIRED ENTRY
A5502238	5501588027	THIS POU AND PREVIOUS ARE IDENTICAL 14S 02W 36 NENW
A5502240	5501588029	OTHER RIGHTS IS A REQUIRED ENTRY
A5502245	5501588034	CLAIM CURRENTLY IN AJ MASTER - AGENCY CLAIM REJECTED
A5502246	5501588035	OTHER RIGHTS IS A REQUIRED ENTRY
A5502247	5501588036	OTHER RIGHTS IS A REQUIRED ENTRY
A5502248	5501588037	POD INVALID RANGE 15S 002 32 NESE
A5502258	5501588047	OTHER RIGHTS IS A REQUIRED ENTRY
A5502261	5501588050	POU INVALID TOWNSHIP 14D 02W 33 NNNE
A5502262	5501588051	OTHER RIGHTS IS A REQUIRED ENTRY
A5502276	5501588064	OTHER RIGHTS IS A REQUIRED ENTRY
A5502277	5501588065	OTHER RIGHTS IS A REQUIRED ENTRY
A5502281	5501588069	OTHER RIGHTS IS A REQUIRED ENTRY
A5502298	5501588086	OTHER RIGHTS IS A REQUIRED ENTRY
A5502301	5501588089	OTHER RIGHTS IS A REQUIRED ENTRY
A5502302	5501588090	OTHER RIGHTS IS A REQUIRED ENTRY
A5502313	5501588101	OTHER RIGHTS IS A REQUIRED ENTRY
A5502324	5501588112	OTHER RIGHTS IS A REQUIRED ENTRY
A5502328	5501588116	OTHER RIGHTS IS A REQUIRED ENTRY
A5502356	5501588144	OTHER RIGHTS IS A REQUIRED ENTRY
A5502358	5501588146	OTHER RIGHTS IS A REQUIRED ENTRY
A5502359	5501588147	OTHER RIGHTS IS A REQUIRED ENTRY
A5502360	5501588148	OTHER RIGHTS IS A REQUIRED ENTRY
A5502366	5501588154	OTHER RIGHTS IS A REQUIRED ENTRY
A5502367	5501588155	OTHER RIGHTS IS A REQUIRED ENTRY
A5502368	5501588156	OTHER RIGHTS IS A REQUIRED ENTRY
A5502369	5501588157	OTHER RIGHTS IS A REQUIRED ENTRY
A5502370	5501588158	OTHER RIGHTS IS A REQUIRED ENTRY
A5502373	5501588161	OTHER RIGHTS IS A REQUIRED ENTRY
A5502377	5501588165	NO SOURCE-LOAD RECORD WITH AGENCY-KEY
A5502411	5501588198	OTHER RIGHTS IS A REQUIRED ENTRY
A5502414	5501588201	OTHER RIGHTS IS A REQUIRED ENTRY
A5502415	5501588202	OTHER RIGHTS IS A REQUIRED ENTRY
A5502416	5501588203	OTHER RIGHTS IS A REQUIRED ENTRY
A5502417	5501588204	THIS POU AND PREVIOUS ARE IDENTICAL 12S 04W 3 SESW
A5502418	5501588205	WATER USE IDENTICAL TO PREVIOUS USE 16 101 1231
A5502418	5501588205	THIS POU AND PREVIOUS ARE IDENTICAL 11S 05W 2 NESE
A5502418	5501588205	THIS POU AND PREVIOUS ARE IDENTICAL 11S 05W 2 NESE
A5502419	5501588206	OTHER RIGHTS IS A REQUIRED ENTRY
A5502419	5501588206	THIS POU AND PREVIOUS ARE IDENTICAL 09S 05W 20 NNNE
A5502420	5501588207	OTHER RIGHTS IS A REQUIRED ENTRY
A5502420	5501588207	THIS POU AND PREVIOUS ARE IDENTICAL 11S 04W 32 NESE
A5502422	5501588209	OTHER RIGHTS IS A REQUIRED ENTRY
A5502422	5501588209	THIS POU AND PREVIOUS ARE IDENTICAL 08S 04W 35 NESW
A5502424	5501588211	OTHER RIGHTS IS A REQUIRED ENTRY
A5502424	5501588211	THIS POU AND PREVIOUS ARE IDENTICAL 08S 02W 3 SENW
A5502425	5501588212	OTHER RIGHTS IS A REQUIRED ENTRY
A5502427	5501588214	OTHER RIGHTS IS A REQUIRED ENTRY
A5502427	5501588214	THIS POU AND PREVIOUS ARE IDENTICAL 12S 05W 27 SENW
A5502428	5501588215	OTHER RIGHTS IS A REQUIRED ENTRY
A5502428	5501588215	THIS POU AND PREVIOUS ARE IDENTICAL 12S 03W 18 NWSW
A5502429	5501588216	OTHER RIGHTS IS A REQUIRED ENTRY
A5502429	5501588216	THIS POU AND PREVIOUS ARE IDENTICAL 11S 04W 34 NNNE

Data Entered "None", Removed extra codes. mmm

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SEP 24 1996

Water Right Number - R55-02359 Prefix Translation: RESEARCH Old (D) Number - D-1215
+ - - - - 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 ***
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 - - - +
11/28/1958 14 WESTERN I - DISALLOWED

+ - - Source - - - - + + - - Tributary - - - - +
UNNAMED STREAM BAXTER CREEK

+ - - Point of Diversion - - - - +
Twn Rng Sec Tract Lot Rflg County Point of Diversion

05S 06W 1 NE NW (73) ONYHEE

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
05	STOCKWATER STORAGE	01/01	12/31			1.50
06	STOCKWATER FROM STORAGE	01/01	12/31			1.50
17	WILDLIFE STORAGE	01/01	12/31			1.50
18	WILDLIFE FROM STORAGE	01/01	12/31			1.50

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.50 1.50 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
05S	06W	12	NE NW			05	STOCKWATER STORAGE	STOCKWATER STORAGE	(73) ONYHEE
05S	06W	12	NE NW			05	STOCKWATER STORAGE	STOCKWATER STORAGE	(73) ONYHEE
05S	06W	12	NE NW			06	STOCKWATER FROM STORAGE	STOCKWATER FROM STORAGE	(73) ONYHEE
05S	06W	12	NE NW			06	STOCKWATER FROM STORAGE	STOCKWATER FROM STORAGE	(73) ONYHEE
05S	06W	12	NE NW			17	WILDLIFE STORAGE	WILDLIFE STORAGE	(73) ONYHEE
05S	06W	12	NE NW			17	WILDLIFE STORAGE	WILDLIFE STORAGE	(73) ONYHEE

Water right number - R55-02359 Prefix Translation: RESEARCH

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
05S	06W	12	NE NW			18		WILDLIFE FROM STORAGE	(73) OMYHEE
05S	06W	12	NE NW			18		WILDLIFE FROM STORAGE	(73) OMYHEE

Total Acres:

+ - - Diversion Means - PIT-TYPE RESERVOIR WITH 7'H X 85'L EARTHFILL DAM

+ - - Non-Irrigation Use - S/ 109 RANGE CATTLE W/ VAR AMOUNTS

+ - - Other Rights for Same Use -

+ - - BLM RECORD ID = 5501588147

+ - - No Old Water Right Numbers Found

+ - - Conditions of Approval - - - - -
No Conditions of Approval found.+ - - Decree Plaintiff - - - + - - - Decree Defendant - - - + - - Decree Date
00/00/0000+ - - Date: 02/22/1994 User Id: MCCARTHY Subject: REASON FOR DISALLOWAL
USE CANNOT BE CONFIRMED. CLAIM DOES NOT MATCH BLM MAP.

+ - - Audit Fields - - + 02/22/94 MCCARTHY

Adjudication Rights Dates and Flags Area									
Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576	
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-		
Response Filed Date	-	00/00/0000	Verified Date	-	00/00/0000	Old Judicial District	-		
Claim Received Date	-	03/25/1993	Last Amended Date	-	00/00/0000	Temporary Right	-	P	
			Receipt Number	-	X11111	Water District	-		
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S	
			Name Connector	-		Presumption Flag	-		
				-		Notice of Error Flag	-		

A. AJ CLAIM: # A55-02359 PRIORITY DATE: 11-28-1958 / STAGE: L

B. WR RECORD: # 55-02359 PRIORITY DATE: 11-28-1958 / STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE N
FIELD EXAMINER

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

NOTES:

Recommend as supported.

RECOMMENDED PRIORITY DATE:

11-28-1958

REVIEWED BY

91

DATE

10-19-93

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-02359	05S	06W	1	NE	NE	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX
NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: UNNAMED STREAM

TRIB: BAXTER CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-02359	05S	06W	1	SE	SE	SW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX

NONE

NONE

SOURCE: UNNAMED STREAM

TRIB:

C. FIELD EXAM REQUIRED?

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

NOTES:

Cannot confirm use; BLM quad map does not match claim.

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

DIVERSION NAME

COUNTY

LOT

1/4

174.

7/4

JEFFREY

398
399

2017

SOURCE: _____
TRIB: _____

REVIEWED BY: _____ DATE: _____

SYSTEM DESCRIPTION:

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A. ROOT WATER RIGHT NUMBERS: A55-02359

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
05S	06W	12	NE	NW		US DEPT OF INTERIOR	A55-02359 /	- /			
TOTAL ACRES							A55-02359				

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

DATABASE
Y

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

NOTES:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

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A. AJ CLAIMED USES:

PURPOSES	FROM	MONTH/DAY	DIVERSION QUANTITY
A55-02359 STOCKWATER STORAGE	FROM 01-01 TO 12-31	1.50 AF/A	
A55-02359 STOCKWATER FROM STORAGE	FROM 01-01 TO 12-31	1.50 AF/A	
A55-02359 WILDLIFE STORAGE	FROM 01-01 TO 12-31	1.50 AF/A	
A55-02359 WILDLIFE FROM STORAGE	FROM 01-01 TO 12-31	1.50 AF/A	
TOTAL DIVERSION RATE/VOLUME CLAIMED			1.50 AF/A

B. WR RECORDED USES:

PURPOSES	FROM	MONTH/DAY	DIVERSION QUANTITY
55-02359 STOCKWATER STORAGE	FROM 01-01 TO 12-31	1.50 AF/A	
TOTAL DIVERSION RATE/VOLUME CLAIMED			1.50 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Y() N()

Explain in notes, below.

NOTES:



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
CONTROL BY USGS, NOS/NOAA
COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1963

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POOR ORIGINAL

Application No. D. 1215
Permit No. D. 1215 55-2359

District No.

U. S. Department of the Interior

1. Name of Applicant Bureau of Land Management

2. Post Office Address Box 917, Boise, Idaho

3. Quantity of water claimed 1.5 acre foot 11-28-1958
(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 SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 1, Twp. 5 S., Rge. 6 W., 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 is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Sec. 1, Twp. 5 S., Rge. 6 W.

7. Water to be used for Livestock watering 11-12/31

8. Estimated cost of works \$25.00

9. Kind of works Pit type reservoir
(Reservoir, dam, ditch, flume, pipe, etc.)

10. Size _____
(Headgate, ditch, flume, pipe, etc.)

11. Time required to apply water to proposed use _____

12. If reservoir is used, fill in the following in addition to the above questions:

(a) Height of dam 7 feet: Length at top 85 feet.

(b) Material from which dam is constructed earth
(earth, concrete, timber, rock)

(c) The outlet of the proposed reservoir is located in section the SE $\frac{1}{4}$ SW $\frac{1}{4}$ corner of
Section 1, Twp. 5 S., Rge. 6 W., B.M.

REMARKS:

U.S. Department of Interior
Applicant Bureau of Land Management

Agent Edward J. Rice
District Manager

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