

55-10023A

BLACK

105
R02W

MAPA

T10S

55-10023

BLACK

R02W R01

Wagon Box
BASIN QUAD

Wagon Box Basin
QUAD

15

10

11

12

13

16

17

14

13

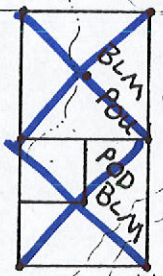
X5729

X5746

X5746

X5782

X579



Moorehead

MAPB

20

21

55-100235
BLACK

WAGON BOX BASIN

Henley Basin Creek

55-10023A
BLACK

27

WAGON BOX BASIN

26

55-10023

BLACK

WAGON BOX BASIN QUAD

RO2W

33

34

35

T105
T115

Antelope Basin

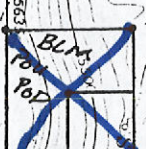
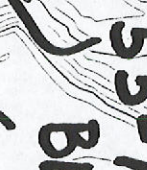
4

3

2



Spring



535

2669 II SE
(WAGON BOX BASIN)

537

32'30"

GRAND VIEW 54 MI.
290 000 FEET

538

539

540

R 2 W

R 1 W

11

MAPC

DICKSHOOTER RES.
QUAD

Box Canyon

55-10023A
Black

Black
55-10023



RO2W/RO1W

TIIS

Black
55-10023



Guich

15

14

13

18

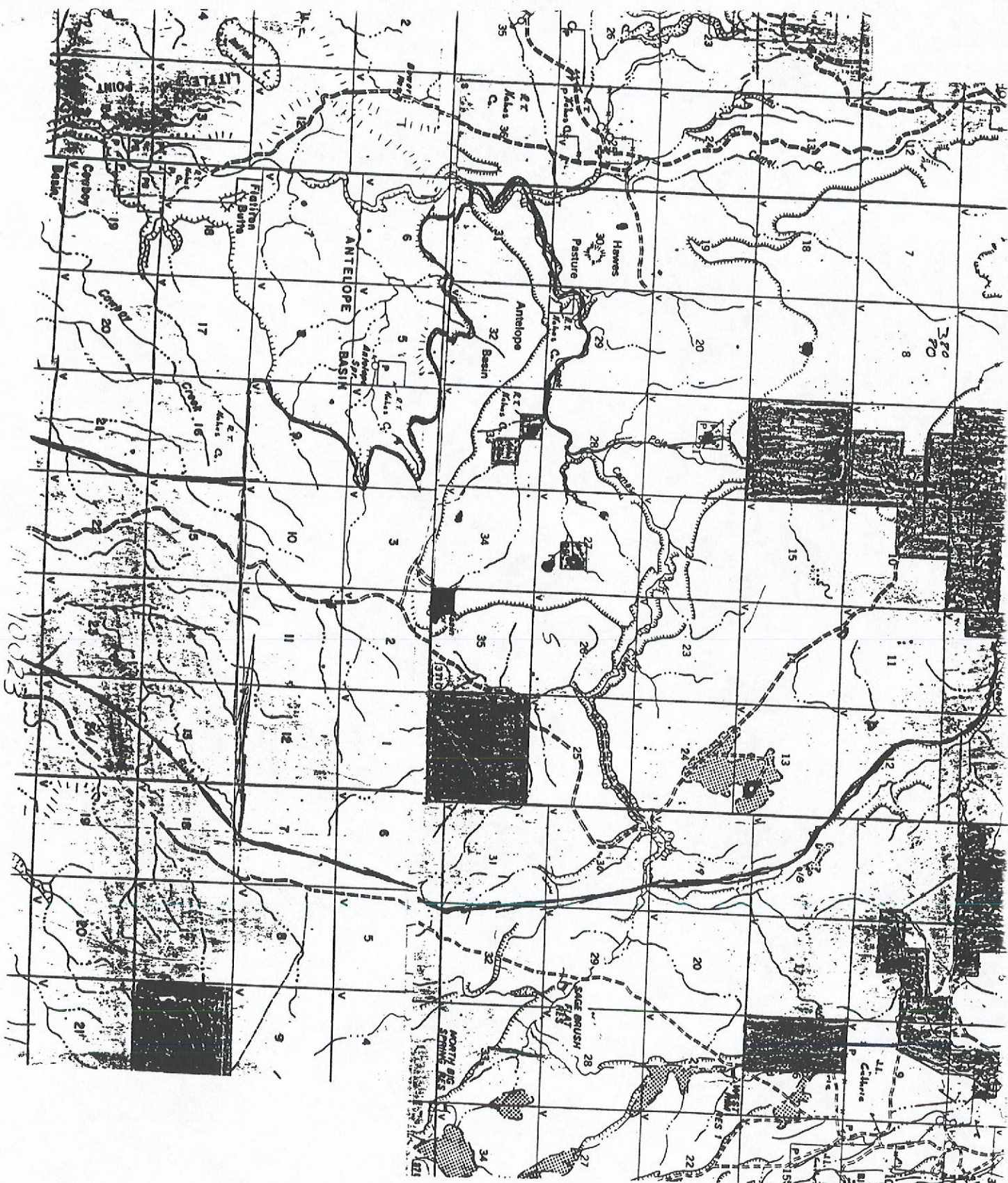


Bull



BM 5763

5774



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: A55-10023

Date Received: 12/08/1988

Receipt No: C004966

Received By: C-4 1-6-89

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOE BLACK AND SONS 208-366-2014
Address: P.O. BOX 67
HAMMETT, ID 83627

2. Date of Priority: MAY 18, 1915

3. Source: SPRINGS Trib. to: POLE CREEK
COW SPRING POLE CREEK
BASIN SPRING POLE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	02W	11	SE	SW	SW		OWYHEE
		12	SW	NW	SW		OWYHEE
		13	NW	SE	SW		OWYHEE
		16	NW	NW	NE		OWYHEE
			SW	SW	NE		OWYHEE
		21	SW	SW	NE		OWYHEE
		27	SE	SW	NW		OWYHEE
			NE	NW	SE		OWYHEE
			SE	NW	SE		OWYHEE
			SE	SW	SE		OWYHEE
		33	NE	NE	NW		OWYHEE
		34	NE	SE	SW		OWYHEE
11S	02W	35	SE	SW	SW		OWYHEE
		11	SE	NW	NW		OWYHEE
		15	NW	NE	NW		OWYHEE

5. Description of diverting works:
SPRINGS WITH SMALL COLLECTIONS PONDS OR DUGOUTS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.140		
STOCKWATER STORAGE	01/01	12/31			8.10
STOCKWATER FROM STORAGE	01/01	12/31			8.10

7. Total Quantity Appropriated is:

0.140 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 600 HD. OF BEEF CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	02W	11	SW	SW		STOCK	
			SW	SW		STOC S	
		12	NW	SW		STOCK	
			NW	SW		STOC S	
		13	SE	SW		STOCK	
			SE	SW		STOC S	
		16	NW	NE		STOCK	
			SW	NE		STOCK	
		21	SW	NE		STOCK	
			SW	NW		STOCK	
		27	NW	SE		STOCK	
			SW	SE		STOCK	
		33	NE	NW		STOCK	
			SE	SW		STOCK	
		35	SW	SW		STOCK	
			SW	SW		STOC S	
11S	02W	11	NW	NW		STOCK	
			NW	NW		STOC S	
		15	NE	NW		STOCK	
			NE	NW		STOC S	

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

NONE

14. Remarks:

THE LAND IS OWNED BY THE STATE, BLM, AND IS DEEDED TO APPLICANT.
SOME OF THE SOURCES ARE SPINGS REPRESENTED BY A FLOW RATE,
AND SOME ARE PONDS REPRESENTED BY A VOLUME AMOUNT.

15. Basis of Claim: BENEFICIAL USE

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Chris Black partner for Joe Black + Son's Date: 12/19/88
Date: _____

State of Idaho)
County of Owyhee) SS.

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

of Dec 19 88

David Campbell
Notary Public

Seal

Residing at Shoshone Id.

My Commission Expires 3/24/91

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 55-10023A

1999 MAR 26 AM 9:26
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME AND ADDRESS: JOE BLACK AND SONS
PO BOX 67
HAMMETT, ID 83627

SOURCE: SPRINGS TRIBUTARY: POLE CREEK
COW SPRING POLE CREEK
BASIN SPRING POLE CREEK
HENLEY SPRING POLE CREEK

QUANTITY: 0.14 CFS
8.10 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/18/1915

POINT OF DIVERSION: T10S R02W S16 NWNWNE Within Owyhee County
S21 SWSWNE
S27 SWSNW
S33 NENWSE
S35 NENENW
SESWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.14 CFS
	Stockwater Storage	01-01 TO 12-31	8.10 AFY
	Stockwater from Storage	01-01 TO 12-31	8.10 AFY

PLACE OF USE: Stockwater Within Owyhee County
T10S R02W S16 NWNE
S21 SENW
S27 NWSE
S33 NENW
S34 SESW

Stockwater Storage	Same as Other Use
Stockwater from Storage	Same as Other Use

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

1999 MAR 26 AM 9:26
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

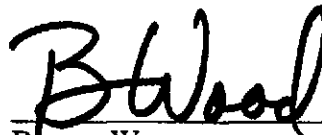
For Water Right 55-10023A

On February 8, 1999, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 55-10023A is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED MAR 26 1999.



BARRY WOOD

Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

1999 MAR 29 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 55-10023A

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 55-10023A was mailed
on March 29, 1999, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

JOE BLACK AND SONS
PO BOX 67
HAMMETT, ID 83627
Phone: 208-366-2014

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
03/26/99

RIGHTS FROM: SOURCE: BASIN SPRING TRIBUTARY: POLE CREEK
-----RIGHT NUMBER: 55-10023 *A*NAME & ADDRESS: JOE BLACK AND SONS
PO BOX 67
HAMMETT ID 83627SOURCE: SPRINGS TRIBUTARY: POLE CREEK ✓
COW SPRING POLE CREEK ✓
BASIN SPRING POLE CREEK ✓
HENLEY SPRING POLE CREEK ✓QUANTITY: 0.14 CFS
8.1 AFYTHE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/18/1915

POINT OF DIVERSION: T10S R02W ~~S44~~ Within Owyhee County

~~S42~~	~~SESW~~
~~S43~~	~~SWNE~~
S16	~~NESE~~
	NWNWNE <i>spring</i>
	SWSNE <i>spring</i>
S21	SWSNW <i>spring</i>
S27	~~SESW~~
	NENWSE <i>spring</i>
	~~SESW~~
	~~NWSE~~
S33	NENENW <i>spring</i>
~~S34~~	~~NESE~~
S35	SESW <i>reservoir</i>
~~T11S R02W S11~~	~~SENW~~
~~S15~~	~~NWNE~~

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.14 CFS
	STOCKWATER STORAGE	01-01 12-31	8.1 AFY
	STOCKWATER FROM STORAGE	01-01 12-31	8.1 AFY

PLACE OF USE: STOCKWATER Within Owyhee County

T10S R02W ~~S44~~	~~SWSW~~	
~~S42~~	~~NWSE~~	
~~S43~~	~~SESW~~	
S16	NWNE <i>spring</i>	SWNE <i>spring</i>

RIGHTS FROM: SOURCE: BASIN SPRING TRIBUTARY: POLE CREEK

RIGHT NUMBER: 55-10023 (CONT)

PLACE OF USE: (CONT)

T10S R02W S21

SENE

spring

NWSE

~~SWSE~~~~SESE~~

S27

~~SWNE~~*spring*

S33

NENE

spring~~S34~~~~SENE~~

S35

SWSE

~~T11S R02W S44~~~~NWNE~~~~S45~~~~NENE~~~~Place of use for STOCKWATER FROM STORAGE is same as STOCKWATER~~*10S 2W S35 SWSW**storage*

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NOS. RP0132503, RP0132601, RP0132602
~~ALLOTMENT NO. 0803, BIG SPRINGS~~
STATE LEASE NO. G6080
STOCKWATER, 600 RANGE CATTLE

103
R02W

55-10023A

BLACK

MAPA

T10S

55-10025

BLACK

R02W/R01

Wagon Box
Basin Quad

Wagon Box
Basin Quad

Hanley Basin

15

10

11

12

13

15

BLM
T10S
R02W

BLM
T10S
R02W

BLM
T10S
R02W

Lot 1

Lot 2

Lot 3

Lot 4

Lot 1

Lot 2

Lot 3

Lot 4

X5729

X5710

X574

X5746

X5740

X5760

X5764

X5746

X5782

X579

X5760

X

X

X

X

X

X

X

X

X

X

X

X

MAPB

55-100235

BLACK

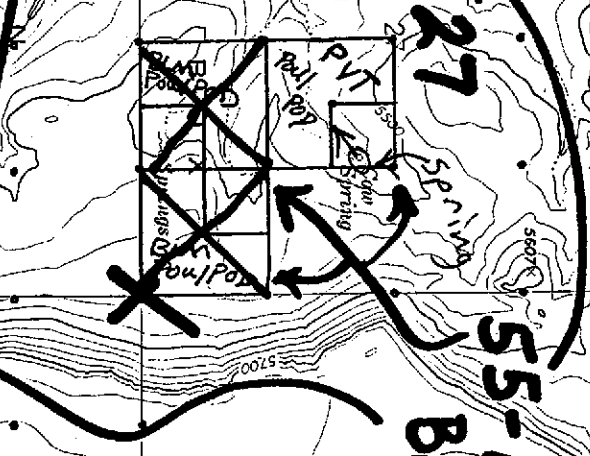
Wagon Box Basin



55-10023A

BLACK

Wagon Box Basin



55-10023

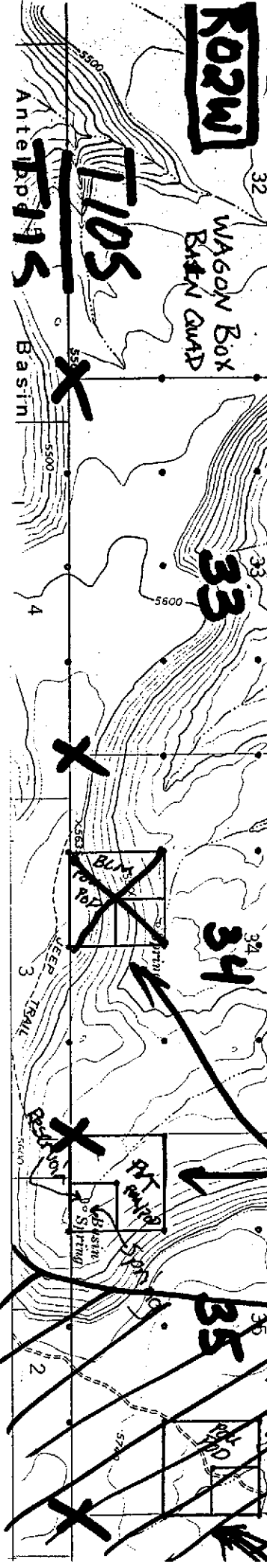
BLACK

Wagon Box Basin

33

34

35



55-10023

BLACK

TIOS

TIOS

Basin

2669 11 SE (WAGON BOX BASIN) 335 337 338 339 340 R 2 W R 1 W 1

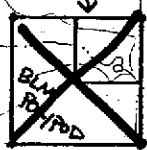
MAPC

DILSHOOTER RES. QUAD

55-10023A
Black

Black
55-10023

Black
55-10023



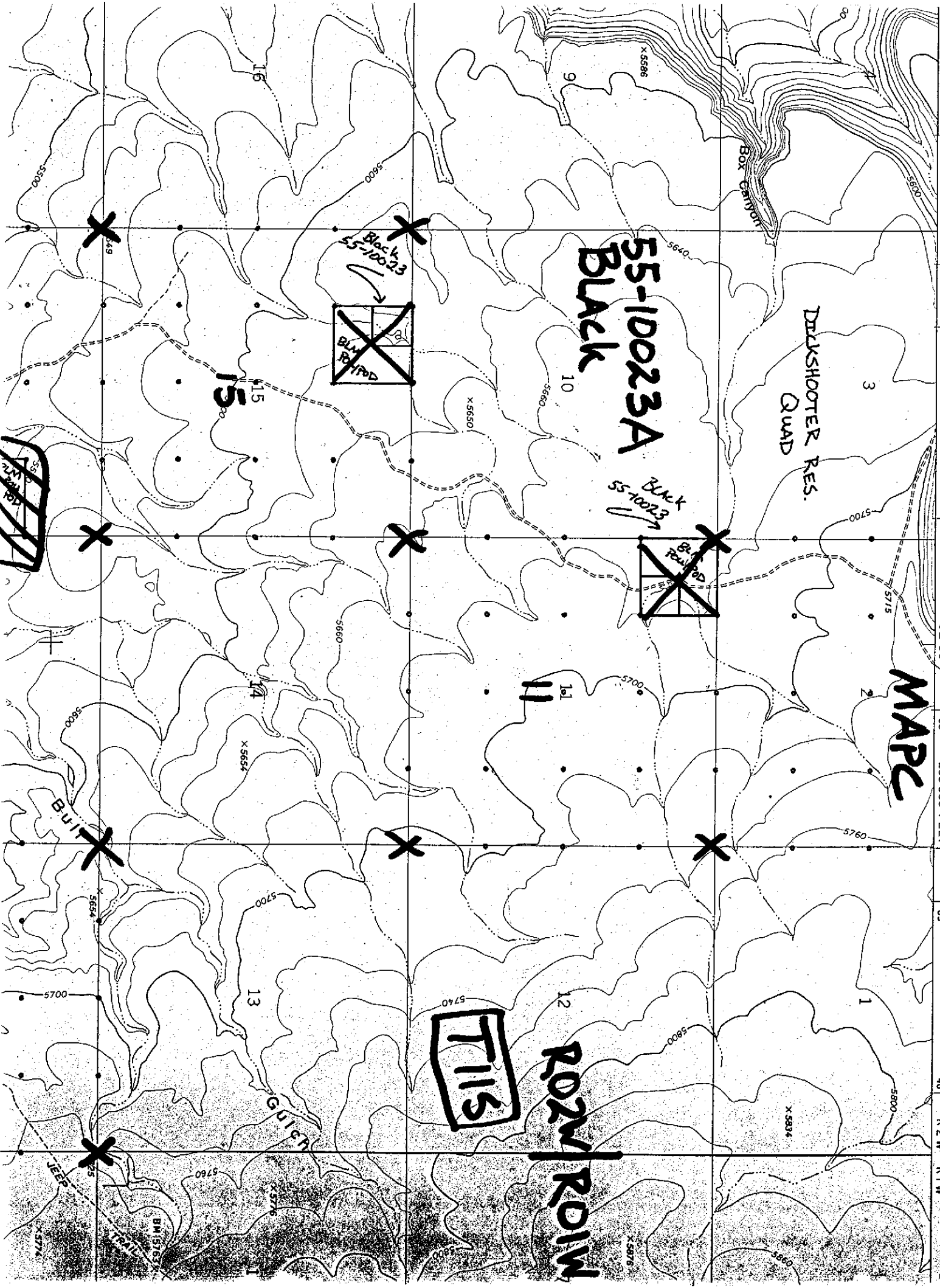
T115

R02W/R01W

GUICH

BU

JEOP



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase 55-10023

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

Two rights are split from and constitute the whole of 55-10023. These split rights were created to represent separate priority dates for the development of each right.

The parties and IDWR agree and stipulate that the elements of 55-10023A and 55-10023B should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

OBJECTOR:

United States of America on behalf of
Bureau of Land Management

Paul F. Holleman *FWP* date
R. Lee Leininger
Attorneys, ENRD

CLAIMANT:

Chris Black 10/2/98
date

Rabon Brown 10/2/98
IDWR Concurrence date
as to 55-10023A only
Sharon Hamlin 10/2/98
Attorney for IDWR date

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHTS FROM: SOURCE: SPRINGS TRIBUTARY: POLE CREEK

RIGHT NUMBER: 55-10023A

NAME AND ADDRESS: JOE BLACK AND SONS
PO BOX 67
HAMMETT ID 83627

CB

FWP
RB

SOURCE: SPRINGS TRIBUTARY: POLE CREEK
COW SPRING POLE CREEK
BASIN SPRING POLE CREEK
HENLEY SPRING POLE CREEK

QUANTITY: 0.14 CFS
8.1 AFY

del

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/18/1915

POINT OF DIVERSION: T10S R02W S16 NWNWNE Within Owyhee County
SWSWNE
S21 SWSENE
S27 NENWSE
S33 NENENW
S35 SESWSW
710S R02W S11 SESWSW
710S R02W S12 SWNESEW
710S R02W S13 NESSEW
710S R02W S27 SESWNW
710S R02W S27 SESWSE
710S R02W S27 NWSESE
710S R02W S34 NESSEW
711S R02W S11 SEMWNW
711S R02W S13 MNNEWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.14 CFS
	STOCKWATER STORAGE	01-01 12-31	8.1 AFY
	STOCKWATER FROM STORAGE	01-01 12-31	8.1 AFY

PLACE OF USE: STOCKWATER Within Owyhee County
T10S R02W S16 NWNE SWNE

55-10023A (CONT.)

S21	SENW	
S27	NWSE	
S33	NENW	
S71	SWSW	
S72	NWSW	
S73	SESW	
S27	SNNW	SWSE
S34	SESW	
S35	SWSW	
T11S R02W S71	NNNW	
S73	NENW	

CB
FWP
RP

STOCKWATER FROM STORAGE Within OWYHEE County
T10S R02W S35 SWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NOS. RP0132503, RP0132601, RP0132602
ACCOMMODATION NO. 0003, BIG SPRINGS
STATE LEASE NO. G6080
STOCKWATER, 600 RANGE CATTLE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

October 2, 1998

Special Master Fritz X. Haemmerle
253 Third Ave. North
P.O. Box 2707
Twin Falls, ID 83303-2707

Re: Subcase No.: 55-10023B

Dear Special Master Haemmerle,

The Idaho Department of Water Resources (IDWR) has reviewed the attached Standard Form 5. IDWR concludes that the stipulation agreed to between the parties is not in accordance with Idaho Code §42-103 because a surface water right with a priority date after May 20, 1971 requires a license from IDWR. This right does not fall within the exception to I.C. §42-103 provided by I.C. §42-113. Therefore, IDWR cannot concur with the attached SF5 for water right 55-10023B.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent
Adjudication Bureau
Idaho Dept. of Water Resources

RIGHTS FROM: SOURCE: SPRINGS TRIBUTARY: POLE CREEK
 20W SPRING POKE CREEK
 BASIN SPRING POKE CREEK
 MENKEY SPRING POKE CREEK

CB
FWP

RIGHT NUMBER: 55-10023B

NAME AND ADDRESS: JOE BLACK AND SONS
 PO BOX 67
 HAMMETT ID 83627

SOURCE: SPRINGS TRIBUTARY: POLE CREEK
 20W SPRING POKE CREEK
 BASIN SPRING POKE CREEK
 MENKEY SPRING POKE CREEK

QUANTITY: 0.14 CFS
 8.1 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
 GALLONS PER DAY.

PRIORITY DATE: 05/31/1985
 09/18/1919

POINT OF DIVERSION: T10S R02W S27 SESWSE Within Owyhee County
 S34 NESESW
 T10S R02W S11 SESWSW
 T10S R02W S12 SWNESW
 T10S R02W S13 NESESW
 T10S R02W S16 NWNWNE
 T10S R02W S16 SWSWNE
 T10S R02W S21 SWSESW
 T10S R02W S27 SESWSW
 T10S R02W S27 NWNWSE
 T10S R02W S27 NWSESE
 T10S R02W S33 NENENW
 T10S R02W S33 SESWSW
 T11S R02W S11 SENWNN
 T11S R02W S13 NWNENW

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.14 CFS
	STOCKWATER STORAGE	01-01 12-31	8.1 AFY
	STOCKWATER FROM STORAGE	01-01 12-31	8.1 AFY

55-100238 (CONT.)

CB
FWP

PLACE OF USE:	STOCKWATER	Within Owyhee County			
	T10S R02W S27	SWSE			
	S34	SESW			
	S11	SWSW			
	S12	NWSW			
	S13	SESW			
	S16	NWNE	SWNE		
	S21	SENW			
	S27	SWNW	NWSE	SESE	
	S33	NENW			
	S39	SWSW			
	T11S R02W S11	NWNW			
	S15	NENW			

Place of use for STOCKWATER FROM STORAGE is same as STOCKWATER

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NOS/ RP0132503/ RP0132601/ RP0132602
ALLOTMENT NO. 0803, BIG SPRINGS
STATE LEASE NO/ 86080
STOCKWATER, 600 RANGE CATTLE

CERTIFICATE OF MAILING

I certify that on _____, 1998, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ hand-delivered

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ Overnight Mail
☐ Regular Mail
☐ hand-delivered
☐ facsimile

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☐ hand-delivered
☐ facsimile

United States Department of Justice
Adjudication Team
550 W. Fort St., MSC 033
Boise, ID 83724

☐ Overnight Mail
☐ Regular Mail
☐ hand-delivered
☐ facsimile

Joe Black & Sons
P.O. Box 67
Hammett, ID 83627

☐ Overnight Mail
☐ Regular Mail
☐ hand-delivered
☐ facsimile

