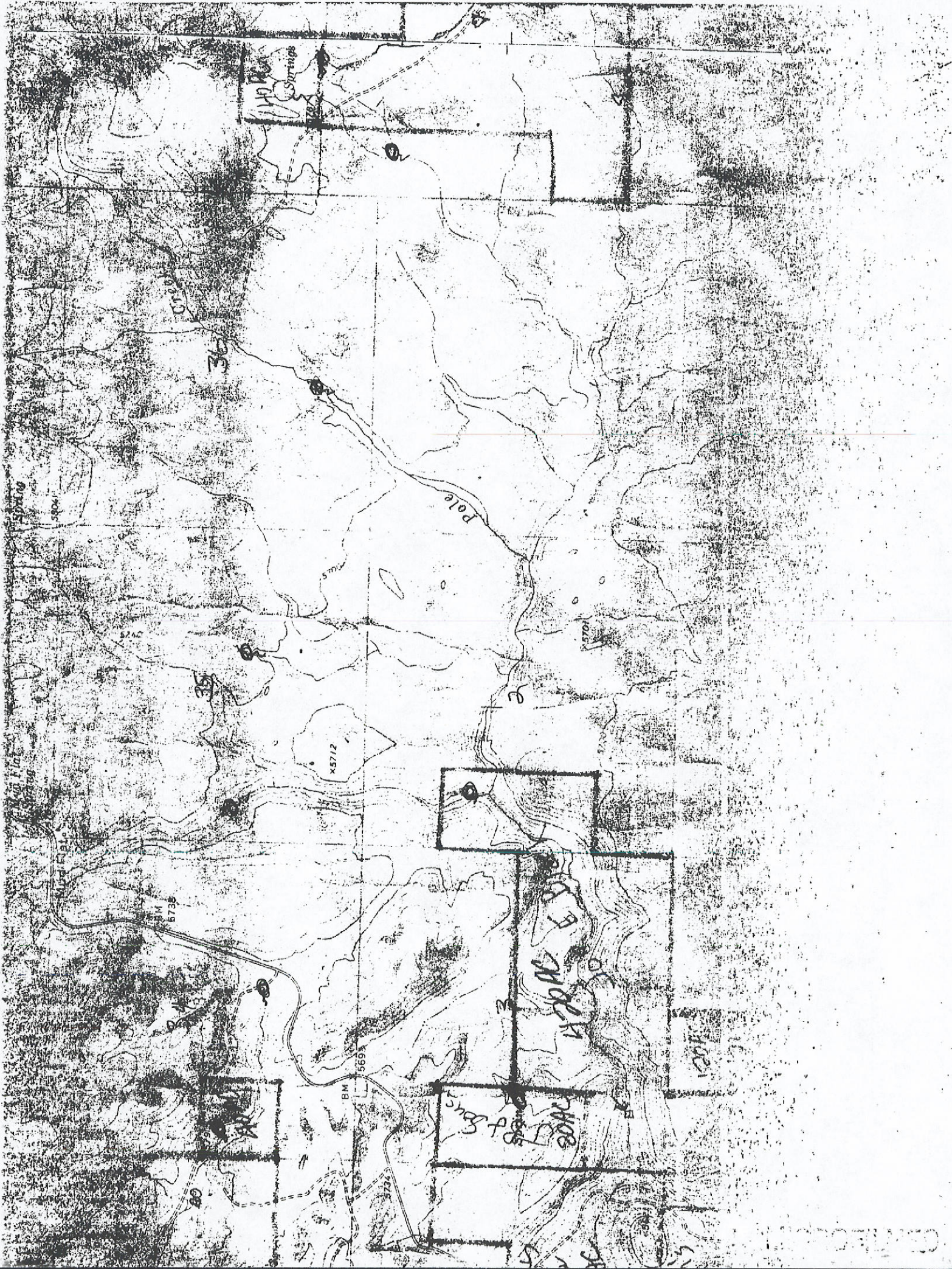






CF

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: A55-10051
Date Received: 12/14/1988
Receipt No: COO 4966
Received By: CA 1-6-89

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEPH E. BLACK 208-366-2014
Address: STAR RT. BOX 49
HAMMETT, ID 83627

2. Date of Priority: MAR 01, 1930

3. Source: SPRINGS Trib. to: POLE CREEK
SPRINGS HURRY BACK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	02W	34	NW	NW	SW		OWYHEE
			SW	NW	SE		OWYHEE
		35	NW	NW	SW		OWYHEE
			NW	NW	SE		OWYHEE
		36	NE	SE	SW		OWYHEE
10S	01W	3	SE	NW	NW		OWYHEE
	02W	2	NE	SW	NW		OWYHEE

5. Description of diverting works:
SUG SPRINGS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER 250 HEAD RANGE

A55-10051

Page 1

Date: 01/06/89

NOTED

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09S	02W	34	NW		SW		STOCK	
			NW		SE		STOCK	
		35	NW		SW		STOCK	
			NW		SE		STOCK	
		36	SE		SW		STOCK	
10S	01W	3	NW		NW		STOCK	
	02W	2	SW		NW		STOCK	

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:

CLAIMANT HAS SOME DEEDED LAND AND HOLDS PERMITS FOR STOCK GRAZING
ON STATE AND BLM LANDS. SEE ATTACHMENT FOR LAND OWNERSHIP.
POLE CREEK POCKET ALLOTMENT.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

075 2 1 6 11

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 _____

NOTARY PUBLIC
STATE OF IDAHO
01/06/89

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 55-10051A

1999 MAR 26 AM 9:26

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME AND ADDRESS: JOSEPH E BLACK
STAR RT BOX 49
HAMMETT, ID 83627

SOURCE: SPRINGS TRIBUTARY: POLE CREEK
SPRING HURRY BACK CREEK

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 03/01/1930

POINT OF DIVERSION: T09S R02W S34 NWNWSW Within Owyhee County
S36 NESESW
T10S R02W S02 NESWNW
S03 NENWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.06 CFS

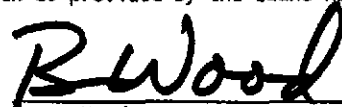
PLACE OF USE:	Stockwater	Within Owyhee County
	T09S R02W S34 NWSW	
	S36 SESW	
	T10S R02W S02 SWNW	
	S03 NWSW	

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.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



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

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 55-10051A

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 55-10051A 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): 55-10051A

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 55-10051A 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

JOSEPH E BLACK
STAR RT BOX 49
HAMMETT, ID 83627
Phone: 208-336-2014

DIANA DELANEY
Chief Deputy Clerk

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: AUG-24-1998
PAGE: A-17-----
RIGHTS FROM: SOURCE: SPRINGS TRIBUTARY: HURRY BACK CREEK
-----RIGHT NUMBER: 55-10051 *(A)*NAME & ADDRESS: JOSEPH E BLACK
STAR RT BOX 49
HAMMETT ID 83627SOURCE: SPRINGS
~~SPRINGS~~ *OK*TRIBUTARY: POLE CREEK
~~HURRY BACK CREEK~~ *OK*

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 03/01/1930

POINT OF DIVERSION: ~~T09S R02W S34~~~~NW1/4SW~~ *OK*
~~SW1/4SE~~

Within Owyhee County

~~S35~~~~NW1/4SW~~~~NW1/4SE~~

S36

~~NE1/4SW~~

T10S R02W S02

~~NE1/4SW~~

S03

~~NE1/4SW~~PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
STOCKWATERPERIOD OF USE
01-01 12-31QUANTITY
0.06 CFS

PLACE OF USE:

STOCKWATER

Within Owyhee County

~~T09S R02W S34~~~~NW1/4SW~~ *OK*~~NW1/4SE~~~~S35~~~~NW1/4SW~~~~NW1/4SE~~~~S36~~ *OK*~~NE1/4SW~~

T10S R02W S02

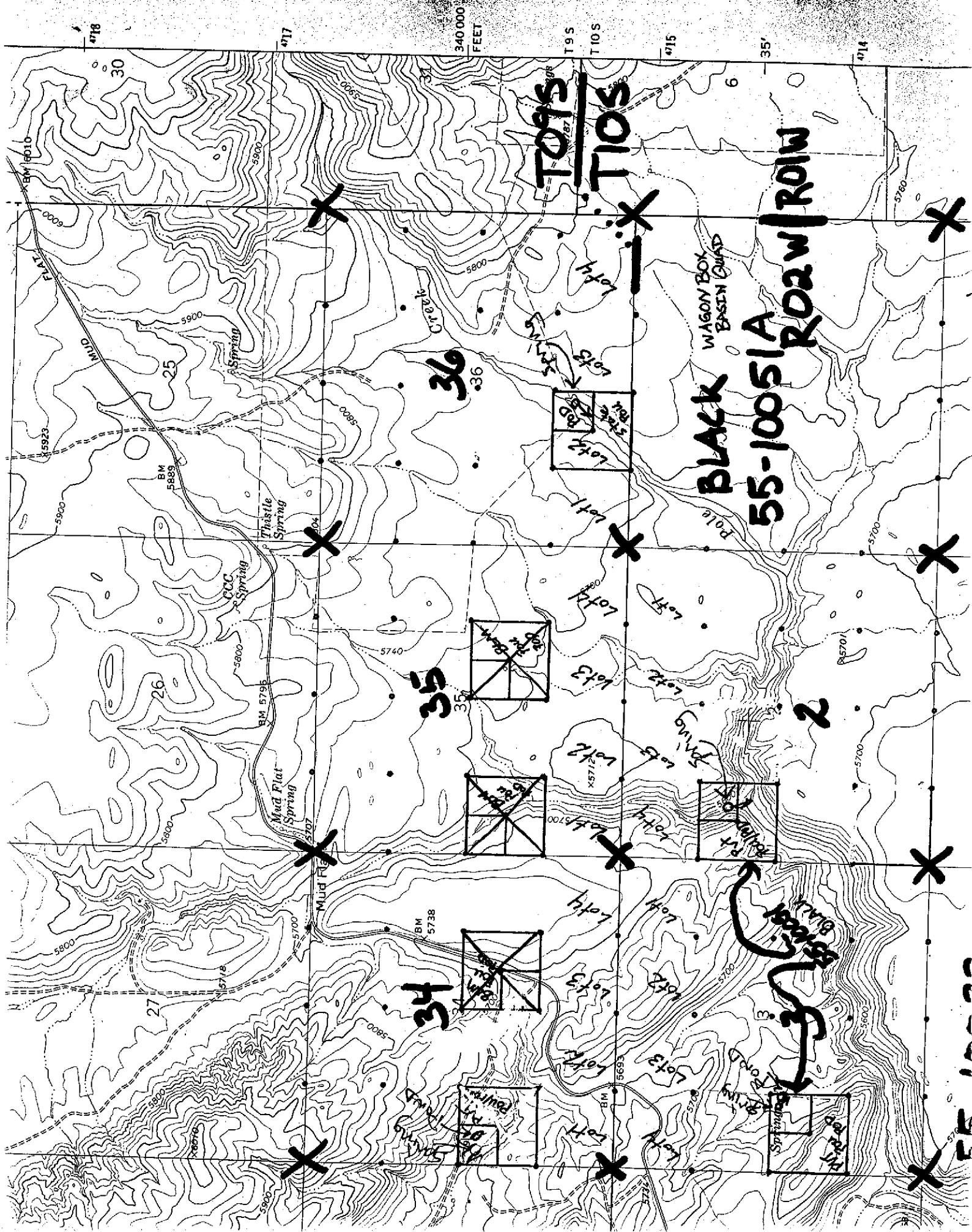
~~NE1/4SW~~

S03

~~NE1/4SW~~

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. RP0129802, RP0132402, RP0132401
~~BLM ALLOTMENT NOS. 0801, 0803~~
~~STATE LANDS DEPT. NO. 8-6677~~ *OK*
STOCKWATER, 250 RANGE CATTLE



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	)	Subcase 55-10051
	)	
Case No. 39576	)	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 55-10051. 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 55-10051A and 55-10051B 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 *FPH* _____ date
R. Lee Leiningner
Attorneys, ENRD

CLAIMANT:

date

Deanne Brown *10/2/98*
IDWR Concurrence _____ date

Joe *10/2/98*
Attorney for IDWR _____ date

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

Joseph E. Black
Star Rt., Box 49
Hammett, ID 83627

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

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

DATE: OCT-02-1998

PAGE: A-1

RIGHTS FROM: SOURCE: SPRINGS TRIBUTARY: POLE CREEK
HURRY BACK CREEK

RIGHT NUMBER: 55-10051A

NAME AND ADDRESS: JOSEPH E BLACK
STAR RT BOX 49
HAMMETT ID 83627

SOURCE: SPRINGS TRIBUTARY: POLE CREEK
HURRY BACK CREEK
SPRING HURRY BACK CREEK

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 03/01/1930

POINT OF DIVERSION: T09S R02W S34 NWNWSW Within Owyhee County
S36 NESESW
T10S R02W S02 NESWNW
S03 NENWSW
~~T09S R02W S34~~ ~~SWNWSW~~
~~T09S R02W S33~~ ~~NWNWSW~~
~~T09S R02W S33~~ ~~NWNWSW~~

FWP
RF 20

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.06 CFS

PLACE OF USE: STOCKWATER Within Owyhee County

T09S R02W S34	NWSW
S36	SESW
T10S R02W S02	SWNW
S03	NWSW
~~T09S R02W S34~~	~~NWSW~~
~~S33~~	~~NWSW~~

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

AJ5856NP

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

DATE: OCT-02-1998

PAGE: A-2

55-10051A (CONT.)

PARCEL NOS. RP0129802, RP0132402, RP0132401

BEN REKREMENT NOS. 0801, 0803

STATE LANDS DEPT. NO. G-6677

STOCKWATER, 250 RANGE CATTLE

RP 20
Fwp

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

RIGHTS FROM: SOURCE: SPRING TRIBUTARY: HURRY BACK CREEK
SPRINGS POKE CREEK
SPRINGS HURRY BACK CREEK

RIGHT NUMBER: 55-10051B

NAME AND ADDRESS: JOSEPH E BLACK
STAR RT BOX 49
HAMMETT ID 83627

SOURCE: SPRING TRIBUTARY: HURRY BACK CREEK
SPRINGS POKE CREEK
SPRINGS HURRY BACK CREEK

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 11/01/1967
03/01/1980

POINT OF DIVERSION: T09S R02W S35 NWNWSW Within Owyhee County
T09S R02W S34 NWNWSW
T09S R02W S34 SWNWSW
T09S R02W S33 NWNWSW
T09S R02W S36 NESWSW
T10S R02W S02 NESWNW
T10S R02W S03 NENWSW

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
STOCKWATER 01-01 12-31 0.06 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T09S R02W S35 NWSW
S34 NWSW NWSE
S33 NWSE
S36 SESW
T10S R02W S02 SWNW
S03 NWSW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A

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

DATE: OCT-02-1998
PAGE: A-2

55-10051B (CONT.)

DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NOS: RP0129802/ RP0132402/ RP0132401
BLM ALLOTMENT NOS. 0801, 0803
STATE LANDS DEPT/ NO/ S/6677
STOCKWATER, 250 RANGE CATTLE

RB *LO*
FWP

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: A55-10051
Date Received: 12/14/1988
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEPH E. BLACK 208-366-2014
Address: STAR RT. BOX 49
HAMMETT, ID 83627

2. Date of Priority: MAR 01, 1930

3. Source: SPRINGS Trib. to: POLE CREEK
SPRINGS HURRY BACK CREEK

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
09S	02W	34	NW		NW		SW		OWYHEE
			SW		NW		SE		OWYHEE
		35	NW		NW		SW		OWYHEE
			NW		NW		SE		OWYHEE
		36	NE		SE		SW		OWYHEE
10S	01W	83	SE		NW		NW		OWYHEE
	02W	2	NE		SW		NW		OWYHEE

5. Description of diverting works:
SUG SPRINGS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER 250 HEAD RANGE

A55-10051 Page 1 Date: 12/14/88

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	02W	34	NW	SW		STOCK	
			NW	SE		STOCK	
		35	NW	SW		STOCK	
			NW	SE		STOCK	
		36	SE	SW		STOCK	
10S	01W	6	NW	NW		STOCK	
	02W	2	SW	NW		STOCK	

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:

CLAIMANT HAS SOME DEEDED LAND AND HOLDS PERMITS FOR STOCK GRAZING
ON STATE AND BLM LANDS. SEE ATTACHMENT FOR LAND OWNERSHIP.
POLE CREEK POCKET ALLOTMENT.

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

Number of attachments: 2

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): Joseph E. Black Date: 12/19/88
_____ Date: _____

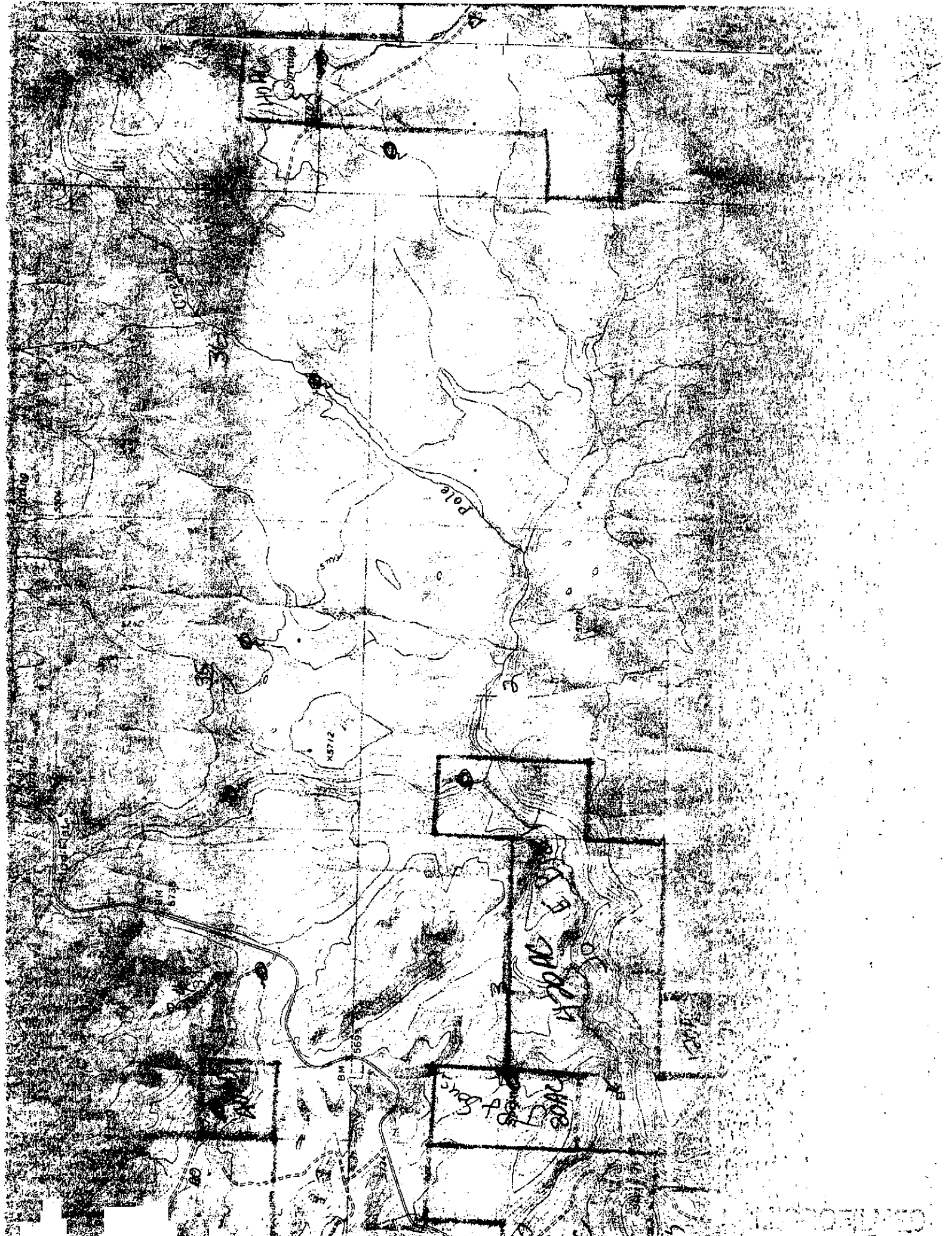
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of Dec 19 88

David Campbell
Notary Public

Seal

Residing at Bonneville Id
My Commission Expires 3/24/96



COAST GUARD