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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: 1983-02-25
IDWR NUMBER: 5507307 *A55-07307*
BLM NUMBER: 5501588460
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 55

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	COTTONWOOD CREEK

DESCRIPTION OF DIVERSION WORKS

EARTHFILL DAM 6'H

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER	0.070	1.40	0101	1231
STOCKWATER STORAGE	0.000	1.80	0101	1231
STOCKWATER FROM STORAGE	0.000	1.80	0101	1231
WILDLIFE	0.070	1.40	0101	1231
WILDLIFE STORAGE	0.000	1.80	0101	1231
WILDLIFE FROM STORAGE	0.000	1.80	0101	1231

TOTAL: 0.070 CFS 1.80 AF

NON-IRRIGATION USES

S/ 100 RANGE CATTLE W/ VAR AMOUNTS

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	---
10S	05W	10		SW	SW	00	OWYHEE

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	
---	---	---	---	---	---	---	---
10S	05W	10	SW	SW	00	OWYHEE	0.0

MICROFILMED
JUL 19 1994
OWNED BY ACRES

10S	05W	10	SW	SW	00	OWYHEE	YES	0.0
10S	05W	10	SW	SW	00	OWYHEE	YES	0.0
10S	05W	10	SW	SW	00	OWYHEE	YES	0.0
10S	05W	10	SW	SW	00	OWYHEE	YES	0.0
10S	05W	10	SW	SW	00	OWYHEE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

55-7116 (PD 79/07/30)

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

Water Right Number - A55-07307

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WITHDRAWN CLAIM1 -
2 -
3 -
City- X State- ID Zip- 0
Phone -*** K - ALSO KNOWN AS ***
BLM1 -
2 -
3 -
City- X State- ID Zip- 0
Phone -*** O - ORIGINAL OWNER ***
AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDI BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 1387 S VINNELL WAY
City- BOISE State- ID Zip- 83709
Phone - 208-373-4000+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
02/25/1983 14 WESTERN W - WITHDRAWN+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
UNNAMED STREAM COTTONWOOD CREEK
WITHDRAWN CLAIM+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County Diversion Name

10S 05W 10 SW SW (73) OWYHEE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.070 1.40
05 - STOCKWATER STORAGE 01/01 12/31 1.80
06 - STOCKWATER FROM STORAGE 01/01 12/31 1.80
16 - WILDLIFE 01/01 12/31 0.070 1.40
17 - WILDLIFE STORAGE 01/01 12/31 1.80
18 - WILDLIFE FROM STORAGE 01/01 12/31 1.80+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.070 1.80 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10S 05W 10 SW SW 04 STOCKWATER (73) OWYHEE
10S 05W 10 SW SW 04 STOCKWATER (73) OWYHEE
10S 05W 10 SW SW 05 STOCKWATER STORAGE (73) OWYHEE
10S 05W 10 SW SW 05 STOCKWATER STORAGE (73) OWYHEE
10S 05W 10 SW SW 06 STOCKWATER FROM STORAGE (73) OWYHEE
10S 05W 10 SW SW 06 STOCKWATER FROM STORAGE (73) OWYHEE

Prefix Translation: ADJUDICATION CLAIM

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
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X111111	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-



FAX TRANSMISSION

BLM, IDAHO STATE OFFICE, ID917

1387 SOUTH VINNELL WAY

BOISE, ID 83709 • 1657

(208) 373-3829

FAX: (208) 373-3839 OR -3805

To: JAN SHURTE

Date:

7/2/97

Fax #: 334-2348

Pages

**From: Walter Kerpa
Resource Assistant
Water Rights**

Subject: CLAIMS

COMMENTS:Jan, good morning. Looks like a good day for water rights. Here is what I have for you this morning:

A55-07307(5501588460) Copy of dropped claim

From your list that was sent june26 on Basin 51 claims that were not refiled, you are correct in that you can drop them. There is one claim on that list however that I don't have as a drop. I'm confused about this one. I have it as A51-10974(5101681021), and you have it as A51-10978,979(5101681021). Was there a typo on the BLM ident? If so let me know. As it stands now, 5101681021 is a keeper.

A55-10557(5501580519) This is a drop. You won't get a claim sheet for this one because there is no file or record in my database for it.

A55-10345,345A This is the one that was transfered from Basin 57. The other two springs in the same area are actually two separate springs, but this claim does seem to overlap one of the others. These two claims, 10345,345A should be dropped.

That is all I have for now, I just got your most recent message and I will have answers to those this afternoon.

Thanks, Walt

From: DWR80::JSHURTE 1-JUL-1997 16:20:24.42
To: DWR06::"WKERPA@ID.BLM.GOV"
CC: JSHURTE
Subj: COPY OF DROPPED CLAIM A55-07307(5501588460)

I didn't receive the faxed copy of the above dropped claim
with the other two in your last fax. Just thought I'd let you
know. Thanks! Jan.



FAX TRANSMISSION

BLM, IDAHO STATE OFFICE, ID917

1387 SOUTH VINNELL WAY

BOISE, ID 83709-1657

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FAX: (208) 373-3839 OR -3805

To: JAN SHURTE

Date:

7/1/97

Fax #: 334-2348

Pages

From: Walter Kerpa
Resource Assistant
Water Rights

Subject: CLAIMS

COMMENTS: Jan, more answers continued:

A55-07116(5501588301) Very confusing, but here it is. The license on this claim is correct. The amended claim you were sent is the wrong location, transferred from a right that was close in location to this one but was dropped. So, A55-07315 and A55-07307 are dropped. The legal location is then S15, NWNW. I hope this clears things up on this claim and it is able to be allowed.

A55-07307(5501588460) DROPPED, duplicate of 07116 *NOT SENT - SEE EMAIL 7-1-97*

A51-02356(5101788093) The several pou's that are attached to the license should be dropped and we will file them administratively. So the legal location on the license for the pou should read 13S 09E S35 SESW. I hope that helps on that one.

The list of Basin 55 claims that were filed in 1993 but not refiled are duplicates. They already are stream claims with one IDWR number and a corresponding BLM ident. So, if you dropped the duplicate filing, the one which was not refiled this year, that would be correct.

The claim A55-10345 which was switched from B57 to B55 is still being worked on.

Thats it for now, I'll send more in the morning. Thanks for all the help.

From: DWR80::RBROWN 25-JUN-1997 13:36:15.51
To: DWR80::JSHURTE
CC:
Subj: BLM returns

Here is a list of claims I feel need to be held for clarification from BLM:

WR No.	<i>REPLY REC'D</i>	BLM Record ID	Problem
A55-02349	"	5501688137	The amended claim changes the source and moves the POD/POU from the licensed location.
A55-02350	"	5501688138	There is no apparent link between the claim and the license on which it is based.
A55-04131	"	55016887239	This claim was recommended for disallowal because the POU/POD could not be confirmed. The new claim is identical to the original claim.
A55-07116		5501588301	This claim was originally licensed in S15, NWNW; claimed in the SWSW, S10. Licensed right 55-07315 was located in the the SWSW, S10 so this claim was recommended for disallowal. Subsequently, A55-07315 has been withdrawn. What is the status of these two projects and which of these licenses is being used?
A55-07307		5501587460	A claim for the same development as A55-07116...same questions.

*Forwarded to Walt
on 6-26-97*

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

In Re SRBA

Case No. 3957

AMENDED NOTICE of CLAIM for
Water Right number:

55-07307

DROP*(WITHDRAWN)*

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

5501588460

Stg:

SIFed:

L

S

NAME and
ADDRESS:

SOURCE:

Source

Tributary

UNNAMED STREAM

COTTONWOOD CREEK

QUANTITY:

0.07

CFS

or VOLUME:

1.8

Acre Feet

PRIORITY DATE:

2/25/83

Diversion Means: EARTHFILL DAM 6'H

POINT of
DIVERSION:

Twship	Range	Section	T1	T2	T3	LOT	within the	County of
10S	05W	10	SW	SW		0	73	OWYHEE

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in Acre Feet
04	0101	1231	0.07	1.4
05	0101	1231	0	1.8
06	0101	1231	0	1.8
16	0101	1231	0.07	1.4
17	0101	1231	0	1.8
18	0101	1231	0	1.8

CONSUMPTIVE
USE:

stockwater use

DATE:

02-Jul-97

7:18 AM

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	Twip	Rge	Sec	T1	T2	LOT	within the	County of
16	10S	05W	10	SW	SW	0		OWYHEE
17	10S	05W	10	SW	SW	0		OWYHEE
18	10S	05W	10	SW	SW	0		OWYHEE
04	10S	05W	10	SW	SW	0		OWYHEE
06	10S	05W	10	SW	SW	0		OWYHEE
05	10S	05W	10	SW	SW	0		OWYHEE

RECEIVED

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

A55-07307

MAY 01 1997

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:

5501588460

SOURCE:

Source	Tributary
UNNAMED STREAM	COTTONWOOD CREEK

QUANTITY:

0.07 CFS or VOLUME: 1.8 Acre Fee

PRIORITY DATE:

2/25/83

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	within the	County of
10S	05W	10		SW	SW	0		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	0.07	1.4
05	0101	1231	0	1.8
06	0101	1231	0	1.8
16	0101	1231	0.07	1.4
17	0101	1231	0	1.8
18	0101	1231	0	1.8

CONSUMPTIVE
USE:

stockwater use

DATE:

30-Apr-97 5:38 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	10S	05W	10	SW	SW	0		OWYHEE
05	10S	05W	10	SW	SW	0		OWYHEE
06	10S	05W	10	SW	SW	0		OWYHEE
16	10S	05W	10	SW	SW	0		OWYHEE
17	10S	05W	10	SW	SW	0		OWYHEE
18	10S	05W	10	SW	SW	0		OWYHEE

Water Right Number - R55-07307

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - 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

State- DC Zip- 200440663

Phone - 202-272-4134

*** C - CURRENT OWNER ***

US DEPT OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT

2 - IDAHO STATE OFFICE

3 - 3380 AMERICANA TERRACE

City- BOISE

State- ID Zip- 83706

Phone - 208-334-1401

*** K - ALSO KNOWN AS ***

BLM

1 -

2 -

3 -

City- X

State- ID Zip- 0

Phone -

+ - - Priority Date - - +
02/25/1983

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +

+ - - Status - - - +
I - DISALLOWED

+ - - Source - - - - - +
UNNAMED STREAM

+ - - Tributary - - - - - +
COTTONWOOD CREEK

+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

10S 05W 10 SW SW (73) OWYHEE

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

04 - STOCKWATER	01/01	12/31	0.070	1.40
05 - STOCKWATER STORAGE	01/01	12/31		1.80
06 - STOCKWATER FROM STORAGE	01/01	12/31		1.80
16 - WILDLIFE	01/01	12/31	0.070	1.40
17 - WILDLIFE STORAGE	01/01	12/31		1.80
18 - WILDLIFE FROM STORAGE	01/01	12/31		1.80

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.070 1.80 0.0

+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

10S	05W	10	SW SW			04	STOCKWATER	(73) OWYHEE
10S	05W	10	SW SW			04	STOCKWATER	(73) OWYHEE
10S	05W	10	SW SW			05	STOCKWATER STORAGE	(73) OWYHEE
10S	05W	10	SW SW			05	STOCKWATER STORAGE	(73) OWYHEE

MICROFILMED
JUL 19 1994

Prefix Translation: RESEARCH

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	- X111111	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
JUL 19 1994

OVERLAP REVIEW PAGE

CLAIM NUMBER: A55-07116

☒ 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.: A55-07307

☒ OVERLAPPING CLAIM DISALLOWED *cannot confirm use at this location*

☐ THIS CLAIM DISALLOWED

☐ OVERLAPPING CLAIM ALLOWED/REMARKS: _____

MICROFILMED
JUL 13 1994