

No Color  
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In File

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: **A55-04125**  
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 16, 1964

3. Source: UNNAMED STREAM Trib. to: KELLY PARK DRAW

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 13S      | 01W   | 19      | NE     | NE     |     |     | OWYHEE |

5. Description of diverting works:  
WATERHOLE

6. Water is used for the following purposes:

| Purpose                 | From  | To    | C.F.S | (or) | A.F.A. |
|-------------------------|-------|-------|-------|------|--------|
| STOCKWATER STORAGE      | 01/01 | 12/31 |       |      | 1.30   |
| STOCKWATER FROM STORAGE | 01/01 | 12/31 |       |      | 1.30   |
| WILDLIFE STORAGE        | 01/01 | 12/31 |       |      | 1.30   |
| WILDLIFE FROM STORAGE   | 01/01 | 12/31 |       |      | 1.30   |

7. Total Quantity Appropriated is:  
C.F.S. (and/or) 1.30 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 3322 RANGE CATTLE; WILDLIFE VAR. AMT.

MICROFILMED

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 13S      | 01W   | 19      | NE     | NE  |     | STOC S |       |
|          |       |         | NE     | NE  |     | STO FS |       |
|          |       |         | NE     | NE  |     | WILD S |       |
|          |       |         | NE     | NE  |     | 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 = 5501688233

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

15. Basis of Claim: STATUTORY CLAIM

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  
(OD-5405)

SELECTION FILE: AJ\_SELECTION:BLM\_B55.SEL

IDAHO DEPARTMENT OF WATER RESOURCES  
AJCTR AUDIT TRAIL/FILE MAINTENANCE REQUIRED TO WATER RIGHT CLAIMS

DATE 07/11/93  
PAGE 20

| WRN      | AGENCY KEY | VALIDATION MESSAGE                                   |
|----------|------------|------------------------------------------------------|
| A5502345 | 5501688133 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502346 | 5501688134 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502347 | 5501688135 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502349 | 5501688137 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502350 | 5501688138 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502351 | 5501688139 | CLAIM CURRENTLY IN AJ MASTER - AGENCY CLAIM REJECTED |
| A5502352 | 5501688140 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502353 | 5501688141 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502379 | 5501688167 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502380 | 5501688168 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502381 | 5501688169 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502406 | 5501688193 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502407 | 5501688194 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502408 | 5501688195 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502409 | 5501688196 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5502410 | 5501688197 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504125 | 5501688233 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504126 | 5501688234 | CLAIM CURRENTLY IN AJ MASTER - AGENCY CLAIM REJECTED |
| A5504127 | 5501688235 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504128 | 5501688236 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504129 | 5501688237 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504130 | 5501688238 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504131 | 5501688239 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504132 | 5501688240 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504133 | 5501688241 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504135 | 5501688243 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5504136 | 5501688244 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507014 | 5501688246 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507042 | 5501688272 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507045 | 5501688274 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507065 | 5501688277 | CLAIM CURRENTLY IN AJ MASTER - AGENCY CLAIM REJECTED |
| A5507088 | 5501688287 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507090 | 5501688289 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507091 | 5501688290 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507091 | 5501688290 | POU INVALID RANGE 11S 03S 11 NWNE                    |
| A5507092 | 5501688291 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507093 | 5501688292 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507094 | 5501688293 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507096 | 5501688295 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507097 | 5501688296 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507097 | 5501688296 | POU INVALID TOWNSHIP 12W 02W 19 1                    |
| A5507098 | 5501688297 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507099 | 5501688298 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507100 | 5501688299 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507101 | 5501688300 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507333 | 5501688485 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507337 | 5501688489 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507347 | 5501688497 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507348 | 5501688498 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507349 | 5501688499 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507350 | 5501688500 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507351 | 5501688501 | OTHER RIGHTS IS A REQUIRED ENTRY                     |
| A5507354 | 5501688504 | OTHER RIGHTS IS A REQUIRED ENTRY                     |

*Data Entered Code: MAM*

SEP 24 1993

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: 1964-09-16  
IDWR NUMBER: 5504125 *A55-04125*  
BLM NUMBER: 5501688233  
BASIS OF CLAIM: STATUTORY  
BASIN NUMBER: 55

| SOURCE         | TRIBUTARY TO    |
|----------------|-----------------|
| -----          | -----           |
| UNNAMED STREAM | KELLY PARK DRAW |

DESCRIPTION OF DIVERSION WORKS  
-----  
WATERHOLE

| PURPOSE OF USE          | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO    |
|-------------------------|-------------------|---------------------|-----------------------|-------|
| -----                   | -----             | -----               | -----                 | ----- |
| STOCKWATER STORAGE      | 0.000             | 1.30                | 0101                  | 1231  |
| STOCKWATER FROM STORAGE | 0.000             | 1.30                | 0101                  | 1231  |
| WILDLIFE STORAGE        | 0.000             | 1.30                | 0101                  | 1231  |
| WILDLIFE FROM STORAGE   | 0.000             | 1.30                | 0101                  | 1231  |
| TOTAL:                  | 0.000 CFS         | 1.30 AF             |                       |       |

NON-IRRIGATION USES  
-----  
STOCKWATER, 3322 RANGE CATTLE; WILDLIFE VAR. AMT.

| POINT OF DIVERSION |       |       |        |        |        |       |        |
|--------------------|-------|-------|--------|--------|--------|-------|--------|
| TWP                | RNG   | SEC   | TRACT1 | TRACT2 | TRACT3 | LOT   | COUNTY |
| -----              | ----- | ----- | -----  | -----  | -----  | ----- | -----  |
| 13S                | 01W   | 19    |        | NE     | NE     | 00    | OWYHEE |

| PLACE OF USE |       |       |        |        |       |        | IRRIGATED |       |
|--------------|-------|-------|--------|--------|-------|--------|-----------|-------|
| TWP          | RNG   | SEC   | TRACT1 | TRACT2 | LOT   | COUNTY | OWNED     | ACRES |
| -----        | ----- | ----- | -----  | -----  | ----- | -----  | -----     | ----- |
| 13S          | 01W   | 19    | NE     | NE     | 00    | OWYHEE | YES       | 0.0   |

MICROFILMED

JUN 19 1994

VERIFIED BY

R. McCarthy  
12-20-93AJ0749NP  
No. R55-04125IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)DATE: 12/13/93  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                                       | PRIORITY<br>DATE | WATER USE               | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|--------------------------------------------------------------------------------------------------------------------------------------|------------------|-------------------------|-----------------------|-------------------|---------------------|
| C                | US DEPT OF INTERIOR<br>BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE<br>3380 AMERICANA TERRACE<br>BOISE ID 83706<br>(208) 334-1401 | 09/16/1964       | STOCKWATER STORAGE      | 01-01 12-31           |                   | 1.3 AFA             |
|                  |                                                                                                                                      |                  | STOCKWATER FROM STORAGE | 01-01 12-31           |                   | 1.3 AFA             |
|                  |                                                                                                                                      |                  | WILDLIFE STORAGE        | 01-01 12-31           |                   | 1.3 AFA             |
|                  |                                                                                                                                      |                  | WILDLIFE FROM STORAGE   | 01-01 12-31           |                   | 1.3 AFA             |
| TOTAL DIVERSION: |                                                                                                                                      |                  |                         |                       |                   | 1.3 AFA             |

Water Source: UNNAMED STREAM

Tributary to: KELLY PARK DRAW

Stage: BENEFICIAL USE ✓

Point(s) of Diversion: T13S R01W S19 NENE

OWYHEE County

Place of use Legal Description for: STOCKWATER STORAGE

| NE   |      |      |                           | NW                        |                           |                           |                           | SW                        |                           |                           |                           | SE                        |                           |                           |                           |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|
| NENE | NWNE | SWNE | SENE                      | NENW                      | NWNW                      | SWNW                      | SENW                      | NESW                      | NWSW                      | SWSW                      | SESW                      | NESE                      | NWSE                      | SWSE                      | SESE                      |
| T    | R    | S    | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac |
| 13S  | 01W  | 19   | : S                       | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         |

Place of use Legal Description for: STOCKWATER FROM STORAGE

| NE   |      |      |                           | NW                        |                           |                           |                           | SW                        |                           |                           |                           | SE                        |                           |                           |                           |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|
| NENE | NWNE | SWNE | SENE                      | NENW                      | NWNW                      | SWNW                      | SENW                      | NESW                      | NWSW                      | SWSW                      | SESW                      | NESE                      | NWSE                      | SWSE                      | SESE                      |
| T    | R    | S    | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac |
| 13S  | 01W  | 19   | : S                       | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         |

Place of use Legal Description for: WILDLIFE STORAGE

| NE   |      |      |                           | NW                        |                           |                           |                           | SW                        |                           |                           |                           | SE                        |                           |                           |                           |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|
| NENE | NWNE | SWNE | SENE                      | NENW                      | NWNW                      | SWNW                      | SENW                      | NESW                      | NWSW                      | SWSW                      | SESW                      | NESE                      | NWSE                      | SWSE                      | SESE                      |
| T    | R    | S    | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac |
| 13S  | 01W  | 19   | : W                       | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         |

Place of use Legal Description for: WILDLIFE FROM STORAGE

| NE   |      |      |                           | NW                        |                           |                           |                           | SW                        |                           |                           |                           | SE                        |                           |                           |                           |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|
| NENE | NWNE | SWNE | SENE                      | NENW                      | NWNW                      | SWNW                      | SENW                      | NESW                      | NWSW                      | SWSW                      | SESW                      | NESE                      | NWSE                      | SWSE                      | SESE                      |
| T    | R    | S    | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac |
| 13S  | 01W  | 19   | : W                       | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         | :                         |

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 3322 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT ✓

Conditions of Approval:

- L12 - THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING ✓
- ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
- USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

MICROFILMED  
JUL 19 1994

AJ0749NP  
No. R55-04125

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 12/13/93  
PAGE: 2

Remarks: BLM RECORD ID = 5501688233

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:

Comments: Date: 12/13/1993 User-ID: SMITH Subject: COPIED FROM REMARKS  
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

Audit: 12/13/93 SMITH

MICROFILMED  
JUL 19 1994

A. AJ CLAIM: # A55-04125 PRIORITY DATE: 09-16-1964 STAGE: S

B. WR RECORD: # 55-04125 PRIORITY DATE: 09-16-1964 STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE  
N

FIELD  
EXAMINER  
N

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

NOTES: recommend priority date as claimed

=====

RECOMMENDED PRIORITY DATE:  
09-16-1964

REVIEWED BY RF

DATE 12-1-93

=====

JUL 19 1994  
MICROFILMED

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A55-04125 | 13S  | 01W  | 19   |     | NE  | NE  |     | OWYHEE |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A55-13437 NONE

WR RECORDS IN SAME 40 ACRE TRACT  
NONE

SOURCE: UNNAMED STREAM

TRIB: KELLY PARK DRAW

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 55-04125 | 13S  | 01W  | 19   |     | NE  | NE  |     | OWYHEE |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX

NONE

A55-13437 NONE

SOURCE: UNNAMED STREAM

*Kelly Park Draw*  
TRIB: ~~BATTLE CREEK~~

C. FIELD EXAM REQUIRED?

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

NOTES:

*recommend POD as claimed*

*change in tributary name further clarification of tributary  
verified on BLM topo map Battle Creek Lakes quadrangle*

MICROFILMED  
JUL 19 1994

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | COUNTY   | DIVERSION NAME |
|------|------|------|-----|-----|-----|-----|----------|----------------|
| 138  | 1W   | 19   |     | NE  | NE  |     | Cherokee |                |
|      |      |      |     |     |     |     |          |                |
|      |      |      |     |     |     |     |          |                |
|      |      |      |     |     |     |     |          |                |
|      |      |      |     |     |     |     |          |                |
|      |      |      |     |     |     |     |          |                |

SOURCE: Unnamed Stream

TRIB: Kelly Park Draw

REVIEWED BY: RF

DATE: 12-1-93

SYSTEM DESCRIPTION:

MICROFILMED  
JUL 19 1994

A. ROOT WATER RIGHT NUMBERS: A55-04125

B. POU LISTING

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME                | AJ<br>#/ACRES | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-------------|-----|-----|-----|-----|-----|---------------------|---------------|---------------|-----------------|----------------|------------------|
| 13S         | 01W | 19  | NE  | NE  |     | US DEPT OF INTERIOR | A55-04125 /   | 55-04125 /    |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-12766 /   | - /           |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-13437 /   | - /           |                 |                |                  |
| 13S         | 01W | 19  | NE  | NE  |     | US DEPT OF INTERIOR | A55-04125 /   | 55-04125 /    |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-12766 /   | - /           |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-13437 /   | - /           |                 |                |                  |
| 13S         | 01W | 19  | NE  | NE  |     | US DEPT OF INTERIOR | A55-04125 /   | 55-04125 /    |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-12766 /   | - /           |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-13437 /   | - /           |                 |                |                  |
| 13S         | 01W | 19  | NE  | NE  |     | US DEPT OF INTERIOR | A55-04125 /   | 55-04125 /    |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-12766 /   | - /           |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-13437 /   | - /           |                 |                |                  |
| 13S         | 01W | 19  | NE  | NE  |     | US DEPT OF INTERIOR | A55-04125 /   | 55-04125 /    |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-12766 /   | - /           |                 |                |                  |
|             |     |     | NE  | NE  |     | US DEPT OF INTERIOR | A55-13437 /   | - /           |                 |                |                  |
| TOTAL ACRES |     |     |     |     |     |                     | A55-04125     |               |                 |                |                  |

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y( ) NO(X)  
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE  
Y

FIELD  
EXAMINER  
N

POU COUNTY: OWYHEE

PRESUMPTION FLAG:

NOTES:

A55-12766- claims in stream use  
A55-13437- disallowed recommended as 55-04125 statutory  
claim shows first evidence of use + construction of  
reservoir

RECOMMENDATIONS:

TOTAL ACRES:                     

REVIEWED BY:                     

DATE: 12-1-93

MICROFILMED  
JUL 19 1994

A. AJ CLAIMED USES:

| PURPOSES                            | MONTH/DAY           | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| A55-04125 STOCKWATER STORAGE        | FROM 01-01 TO 12-31 | 1.30 AF/A          |
| A55-04125 STOCKWATER FROM STORAGE   | FROM 01-01 TO 12-31 | 1.30 AF/A          |
| A55-04125 WILDLIFE STORAGE          | FROM 01-01 TO 12-31 | 1.30 AF/A          |
| A55-04125 WILDLIFE FROM STORAGE     | FROM 01-01 TO 12-31 | 1.30 AF/A          |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |                     | 1.30 AF/A          |

B. WR RECORDED USES:

| PURPOSES                            | MONTH/DAY           | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| 55-04125 STOCKWATER STORAGE         | FROM 01-01 TO 12-31 | 1.30 AF/A          |
| 55-04125 STOCKWATER FROM STORAGE    | FROM 01-01 TO 12-31 | 1.30 AF/A          |
| 55-04125 WILDLIFE STORAGE           | FROM 01-01 TO 12-31 | 1.30 AF/A          |
| 55-04125 WILDLIFE FROM STORAGE      | FROM 01-01 TO 12-31 | 1.30 AF/A          |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |                     | 1.30 AF/A          |

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

|                                          | DATABASE | FIELD EXAMINER |
|------------------------------------------|----------|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N)      | N        | <u>N</u>       |
| DUE TO DIVERSION RATE DISCREPANCY? (Y/N) | N        | <u>N</u>       |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | N        | <u>N</u>       |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N( )

RECOMMEND TO WR STANDARDS OR OTHER?

Y( ) N( ) Explain in notes, below.

NOTES:

*recommend as claimed*

*non irrigation use includes wildlife, variable amount*

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JUL 19 1994

OVERLAP REVIEW PAGE

CLAIM NUMBER: A55-04125

☒ 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.: A55-13437

☒ OVERLAPPING CLAIM DISALLOWED

☐ THIS CLAIM DISALLOWED

☐ OVERLAPPING CLAIM ALLOWED/REMARKS: A55-13437 recommended as 55-04125

statutory claim shows first evidence of use + construction  
of reservoir

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JUL 19 1994

AJ0749NP  
No. R55-04125

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 06/16/97  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                                                            | PRIORITY<br>DATE | WATER USE                                     | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE | DIVERSION<br>VOLUME                       |
|------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|-----------------------------------------------|----------------------------|-------------------|-------------------------------------------|
| C                | UNITED STATES OF AMERICA ACTING THROUGH<br>USDI BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE<br>1387 S VINNELL WAY<br>BOISE ID 83709<br>(208) 373-4000 | 09/16/1964       | STOCKWATER STORAGE<br>STOCKWATER FROM STORAGE | 01-01 12-31<br>01-01 12-31 |                   | 1.30 AFA<br>1.30 AFA<br>-----<br>1.30 AFA |
| TOTAL DIVERSION: |                                                                                                                                                           |                  |                                               |                            |                   |                                           |

Water Source: UNNAMED STREAM

Tributary to: BATTLE CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13S R01W S19

NENE

OWYHEE County

Place of use Legal Description for: STOCKWATER STORAGE

|     |     |     |   | NE  |     |     |     | NW  |     |     |     | SW  |     |     |     | SE  |     |     |     |
|-----|-----|-----|---|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| T   | R   | S   | : | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  |
| --- | --- | --- | : | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| 13S | 01W | 19  | : | S   |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |

Place of use Legal Description for: STOCKWATER FROM STORAGE

|     |     |     |   | NE  |     |     |     | NW  |     |     |     | SW  |     |     |     | SE  |     |     |     |
|-----|-----|-----|---|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| T   | R   | S   | : | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  | Lt  | Ac  |
| --- | --- | --- | : | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| 13S | 01W | 19  | : | S   |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |

POU County: OWYHEE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP BLM RECORD ID = 5501688233  
STOCKWATER, 3322 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 06/16/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:

Comments: Date: 12/13/1993 User-ID: SMITH Subject: COPIED FROM REMARKS  
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

Date: 06/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE

JAN 6 5 1999  
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AJ0749NP  
No. R55-04125

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 06/16/97  
PAGE: 2

=====

Comments: Date: 06/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE  
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 06/16/97 RHOWERTO

MICROFILMED  
JAN U 5 1999

AJ5809NP  
No. R55-04125

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/12/97  
PAGE: 6

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                                                            | PRIORITY<br>DATE | WATER USE                                     | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE | DIVERSION<br>VOLUME  |
|------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|-----------------------------------------------|----------------------------|-------------------|----------------------|
| C                | UNITED STATES OF AMERICA ACTING THROUGH<br>USDI BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE<br>1387 S VINNELL WAY<br>BOISE ID 83709<br>(208) 373-4000 | 09/16/1964       | STOCKWATER STORAGE<br>STOCKWATER FROM STORAGE | 01-01 12-31<br>01-01 12-31 |                   | 1.30 AFA<br>1.30 AFA |
| TOTAL DIVERSION: |                                                                                                                                                           |                  |                                               |                            |                   | 1.30 AFA             |

Water Source: UNNAMED STREAM

Tributary to: KELLY PARK DRAW

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13S R01W S19

NENE

OWYHEE County

Place of use Legal Description for: STOCKWATER STORAGE

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 13S | 01W | 19 | : | S  | ✓  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

Place of use Legal Description for: STOCKWATER FROM STORAGE

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 13S | 01W | 19 | : | S  | ✓  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

POU County: OWYHEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A55-04125 F55-04125

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP BLM RECORD ID = 5501688233  
STOCKWATER, 3322 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:

Comments: Date: 12/13/1993 User-ID: SMITH Subject: COPIED FROM REMARKS

JAN 05 1999  
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RCH  
6/16/97

AJ5809NP  
No. R55-04125

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/12/97  
PAGE: 7

Comments: Date: 12/13/1993 User-ID: SMITH Subject: COPIED FROM REMARKS  
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

Date: 06/03/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE  
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 12/08/93 SMITH 12/13/93 SMITH 09/11/96 NM-SHAFF 10/11/96 AD-SHAFF  
06/02/97 WL-JSHUR 06/03/97 AJU5-JSH

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JAN 05 1999

WR5809NP  
No. 55-04125

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 06/12/97  
PAGE: 4

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                     | PRIORITY<br>DATE | WATER USE                                                                                  | USE PERIOD<br>FROM TO                                    | DIVERSION<br>RATE | DIVERSION<br>VOLUME                          |
|------------------|--------------------------------------------------------------------------------------------------------------------|------------------|--------------------------------------------------------------------------------------------|----------------------------------------------------------|-------------------|----------------------------------------------|
| C                | US DEPT OF INTERIOR<br>BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE<br>3380 AMERICANA TERRACE<br>BOISE ID 83706 | 09/16/1964       | STOCKWATER STORAGE<br>STOCKWATER FROM STORAGE<br>WILDLIFE STORAGE<br>WILDLIFE FROM STORAGE | 01/01 12/31<br>01/01 12/31<br>01/01 12/31<br>01/01 12/31 |                   | 1.30 AFA<br>1.30 AFA<br>1.30 AFA<br>1.30 AFA |
| TOTAL DIVERSION: |                                                                                                                    |                  |                                                                                            |                                                          |                   | 1.30 AFA ✓                                   |

Water Source: UNNAMED STREAM      Tributary to: BATTLE CREEK      Stage: STATUTORY CLAIM  
Point(s) of Diversion: T13S R01W S19      NENE      Owyhee County  
Pou County:

Dates:      App. Received:      Priority Date: 09/16/1964  
                 Proof Due Date:      Proof Made Date:  
                 Exam Made Date:      Exam Sent to S.O.:  
                 Licensed Date:

Misc:      Water District Number:      Field Exam Fee:

MICROFILMED  
JAN 6 5 1999

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 06/12/97

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R55-04125

PAGE: 2

## A. ROOT WATER RIGHT NUMBERS:

A55-04125  
R55-04125

## B. POU LISTING

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME                           | AJ<br>#/USE/ACRES | WR<br>#/USE/ACRES | LANDSAT<br>DATA |
|-------------|-----|-----|-----|-----|-----|--------------------------------|-------------------|-------------------|-----------------|
| 13S         | 01W | 19  | NE  | NE  |     | AMERICA ACTING THROUGH, UNITED | R55-04125 /05/    | -                 | / /             |
|             |     |     | NE  | NE  |     | AMERICA ACTING THROUGH, UNITED | A55-04125 /05/    | -                 | / /             |
|             |     |     | NE  | NE  |     | AMERICA ACTING THROUGH, UNITED | F55-04125 /05/    | -                 | / /             |
| 13S         | 01W | 19  | NE  | NE  |     | AMERICA ACTING THROUGH, UNITED | R55-04125 /06/    | -                 | / /             |
|             |     |     | NE  | NE  |     | AMERICA ACTING THROUGH, UNITED | A55-04125 /06/    | -                 | / /             |
|             |     |     | NE  | NE  |     | AMERICA ACTING THROUGH, UNITED | F55-04125 /06/    | -                 | / /             |
| TOTAL ACRES |     |     |     |     |     |                                | R55-04125         |                   |                 |

POU COUNTY: OWYHEE

MICROFILMED

JAN 0 5 1999

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

NAME and  
ADDRESS:

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

AMENDED NOTICE of CLAIM  
for Water Right number:

A55-04125

RECEIVED

MAY - 1 1997

Department of Water Resources

BLMIDENT:

5501688233

SOURCE:

| Source         | Tributary    |
|----------------|--------------|
| UNNAMED STREAM | BATTLE CREEK |

QUANTITY:

0 CFS or VOLUME: 1.3 Acre Fee

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day

PRIORITY DATE:

9/16/64

POINT of  
DIVERSION:

| Twtnship | Range | Section | T1 | T2 | T3 | LOT | within the | County of |
|----------|-------|---------|----|----|----|-----|------------|-----------|
| 13S      | 01W   | 19      | NE | NE | NE | 0   |            | 73 OWYHEE |

PURPOSE  
and  
PERIOD  
OF USE:

| Purpose of Use | Period of Use (from - to): | Rate in CFS | or | Volume in Ac |
|----------------|----------------------------|-------------|----|--------------|
| 05             | 0101                       | 1231        | 0  | 1.3          |
| 06             | 0101                       | 1231        | 0  | 1.3          |
| 17             | 0101                       | 1231        | 0  | 1.3          |
| 18             | 0101                       | 1231        | 0  | 1.3          |

CONSUMPTIVE  
USE:

de minimis stockwater use

DATE: 30-Apr-97 5:42 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 |
|-----------|------|-----|-----|----|----|-----|------------|-----------|
| 05        | 13S  | 01W | 19  | NE | NE | 0   |            | OWYHEE    |
| 06        | 13S  | 01W | 19  | NE | NE | 0   |            | OWYHEE    |
| 17        | 13S  | 01W | 19  | NE | NE | 0   |            | OWYHEE    |
| 18        | 13S  | 01W | 19  | NE | NE | 0   |            | OWYHEE    |

MICROFILMED

JAN 0 5 1999