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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: 1874-01-01  
AGENCY NUMBER: 5501681253 *A55-12970*  
BLM NUMBER: 5501681253  
BASIS OF CLAIM: BENEFICIAL USE  
BASIN NUMBER: 55

| SOURCE    | TRIBUTARY TO |
|-----------|--------------|
| -----     | -----        |
| DRY CREEK | BATTLE CREEK |

DESCRIPTION OF DIVERSION WORKS  
-----  
DIVERSION, EARTHEN DAM

| PURPOSE OF USE          | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO    |
|-------------------------|-------------------|---------------------|-----------------------|-------|
| -----                   | -----             | -----               | -----                 | ----- |
| STOCKWATER STORAGE      | 0.000             | 1.00                | 0101                  | 1231  |
| WILDLIFE STORAGE        | 0.000             | 1.00                | 0101                  | 1231  |
| WILDLIFE FROM STORAGE   | 0.000             | 1.00                | 0101                  | 1231  |
| STOCKWATER FROM STORAGE | 0.000             | 1.00                | 0101                  | 1231  |
| TOTAL:                  | 0.000 CFS         | 1.00 AF             |                       |       |

NON-IRRIGATION USES  
-----  
STOCKWATER, 2314 CATTLE, 8 HORSES; WILDLIFE VAR. AMT.

|     |     |     |        | POINT OF DIVERSION |        |     |        |
|-----|-----|-----|--------|--------------------|--------|-----|--------|
| TWP | RNG | SEC | TRACT1 | TRACT2             | TRACT3 | LOT | COUNTY |
| --- | --- | --- | ---    | ---                | ---    | --- | ---    |
| 10S | 01W | 01  |        | SE                 | SW     | 00  | OWYHEE |

| PLACE OF USE |     |     |        |        |     |        | IRRIGATED |       |
|--------------|-----|-----|--------|--------|-----|--------|-----------|-------|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED     | ACRES |
| ---          | --- | --- | ---    | ---    | --- | ---    | ---       | ---   |
| 10S          | 01W | 01  | SE     | SW     | 00  | OWYHEE | YES       | 0.0   |

MICROFILMED

JUL 20 1994

BLM NUMBER: 5501681253

PAGE: 2

|     |     |    |    |    |    |        |     |     |
|-----|-----|----|----|----|----|--------|-----|-----|
| 10S | 01W | 01 | SE | SW | 00 | OWYHEE | YES | 0.0 |
| 10S | 01W | 01 | SE | SW | 00 | OWYHEE | YES | 0.0 |
| 10S | 01W | 01 | SE | SW | 00 | OWYHEE | YES | 0.0 |

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

-----  
NONE

REMARKS

-----  
FIRST DATE OF BENEFICIAL USE - 1874

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

United States of America acting through  
Bureau of Land Management

NAME and  
ADDRESS:

Idaho State Office  
1387 South Vinnell Way  
Boise, ID 83709 - 1657

AMENDED NOTICE of CLAIM  
for Water Right number:

A55-12970

RECEIVED

MAY - 1, 1997

Department of Water Resources

BLMIDENT:

5501681253

SOURCE:

| Source    | Tributary    |
|-----------|--------------|
| DRY CREEK | BATTLE CREEK |

QUANTITY:

0 CFS or VOLUME: 1 Acre Fee

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

PRIORITY DATE:

5/5/53

POINT of  
DIVERSION:

| Twtnship | Range | Section | T1 | T2 | T3 | LOT | within the | County of |
|----------|-------|---------|----|----|----|-----|------------|-----------|
| 10S      | 01W   | 1       |    | SE | SW |     |            | 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        |    | 1            |
| 06             | 0101                       | 1231        | 0  | 1            |
| 17             | 0101                       | 1231        |    | 1            |
| 18             | 0101                       | 1231        | 0  | 1            |

CONSUMPTIVE  
USE:

de minimis stockwater use

DATE: 30-Apr-97 5:41 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        | 10S  | 01W | 1   | SE | SW |     |            | OWYHEE    |
| 06        | 10S  | 01W | 1   | SE | SW | 0   |            | OWYHEE    |
| 17        | 10S  | 01W | 1   | SE | SW |     |            | OWYHEE    |
| 18        | 10S  | 01W | 1   | SE | SW | 0   |            | OWYHEE    |

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JAN 14 1999

AJ0749NP  
No. R55-12970

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

DATE: 06/18/97  
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 837091657<br>(208) 373-4000 | 05/05/1953       | STOCKWATER STORAGE<br>STOCKWATER FROM STORAGE | 01-01 12-31<br>01-01 12-31 |                   | 1.00 AFA<br>1.00 AFA<br>-----<br>1.00 AFA |
| TOTAL DIVERSION: |                                                                                                                                                               |                  |                                               |                            |                   |                                           |

Water Source: DRY CREEK

Tributary to: BATTLE CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R01W S01

SESW

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 | : |
| 10S | 01W | 1 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |

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 | : |
| 10S | 01W | 1 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |

POU County: OWYHEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
A55-12970

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 STOCKWATER, 2314 CATTLE, 8 HORSES  
BLM NO. 5501681253

Dates: Exam Made Date: Verified Date: 06/18/1997 Objection Filed Date:

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

JAN 14 1999  
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AJ0749NP  
No. R55-12970

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

DATE: 06/18/97  
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: 06/18/97 MSCHULTE

MICROFILMED  
JAN 14 1999

AJ5809NP  
No. R55-12970

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/18/97  
PAGE: 11

| 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 837091657<br>(208) 373-4000 | 05/05/1953       | STOCKWATER STORAGE<br>STOCKWATER FROM STORAGE | 01-01 12-31<br>01-01 12-31 | —<br>—            | 1.00 AFA<br>1.00 AFA |
| TOTAL DIVERSION: |                                                                                                                                                               |                  |                                               |                            |                   | 1.00 AFA             |

Water Source: DRY CREEK

Tributary to: BATTLE CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R01W S01

SESW

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 |
| 10S | 01W | 1 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

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 |
| 10S | 01W | 1 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

POU County: OWYHEE

Other Rights: NONE

*POU = 12801 = Instream on Dry Creek*

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

A55-12970

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 STOCKWATER, 2314 CATTLE, 8 HORSES; ~~WILDLIFE VAR. AMT.~~

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:  
Presumption Flag:

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JAN 14 1999

AJ5809WP  
No. R55-12970

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/18/97  
PAGE: 12

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: 05/09/97 AJCTR 06/02/97 WL-JSHUR 06/03/97 AJU5-JSH

MICROFILMED

JAN 14 1999

AJ5809NP  
NO. A55-12970

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/07/93  
PAGE: 95

| 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 | 01/01/1874       | <del>Stockwater</del><br>STOCKWATER STORAGE<br>STOCKWATER FROM STORAGE<br><del>WILDLIFE STORAGE</del><br><del>WILDLIFE FROM STORAGE</del> | 01-01 12-31<br>01-01 12-31<br>01-01 12-31<br>01-01 12-31 | <del>52</del>     | 1.0 AFA<br>1.0 AFA<br>1.0 AFA<br>1.0 AFA |
| TOTAL DIVERSION: |                                                                                                                                      |                  |                                                                                                                                           |                                                          |                   | 1.0 AFA                                  |

WATER SOURCE: ~~DRY CREEK~~ *Pond*

TRIBUTARY TO: ~~BATTLE CREEK~~ *Dry Creek*

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION: T10S R01W S01 SESW DUYHEE COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: STOCKWATER STORAGE *Stockwater SESW*

| NE  |     |   |   | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|
| T   | R   | S | : | LT | AC | LT | AC | LT | AC | LT | AC | LT | AC | LT | AC |
| 10S | 01W | 1 | : |    |    |    |    |    |    |    |    | 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 |
| 10S | 01W | 1 | : |    |    |    |    |    |    |    |    | S  |    |    |    |

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE STORAGE

| NE  |     |   |   | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|
| T   | R   | S | : | LT | AC | LT | AC | LT | AC | LT | AC | LT | AC | LT | AC |
| 10S | 01W | 1 | : |    |    |    |    |    |    |    |    | W  |    |    |    |

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE FROM STORAGE

| NE  |     |   |   | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|
| T   | R   | S | : | LT | AC | LT | AC | LT | AC | LT | AC | LT | AC | LT | AC |
| 10S | 01W | 1 | : |    |    |    |    |    |    |    |    | W  |    |    |    |

POU COUNTY: DUYHEE

NON-IRRIGATION USES: STOCKWATER, 2314 CATTLE, 8 HORSES; WILDLIFE VAR. AMT.

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 5501681253  
FIRST DATE OF BENEFICIAL USE - 1874

AJ5809NP  
NO. A55-12970

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/07/93  
PAGE: 96

DATES: EXAM MADE DATE:

VERIFIED DATE:

MISC: WATER DISTRICT NUMBER:

FIELD INSPECTION FLAG:  
PRESUMPTION FLAG:

Big Springs Ranch IS-34

DATA ENTRY

ENTERED  
CHECKED

"Verified By"  
Topo Map/Ortho-PQ  
A503 Map  
Watermaster Records  
NAPP Photos  
Field Exam  
Other (See Remarks)  
County Records  
Witness Statement  
Project Records  
IDWR Records

VERIFIED  
MAR 24 1995

CERTIFIED  
MAR 28 1995  
WATER EXAMINER