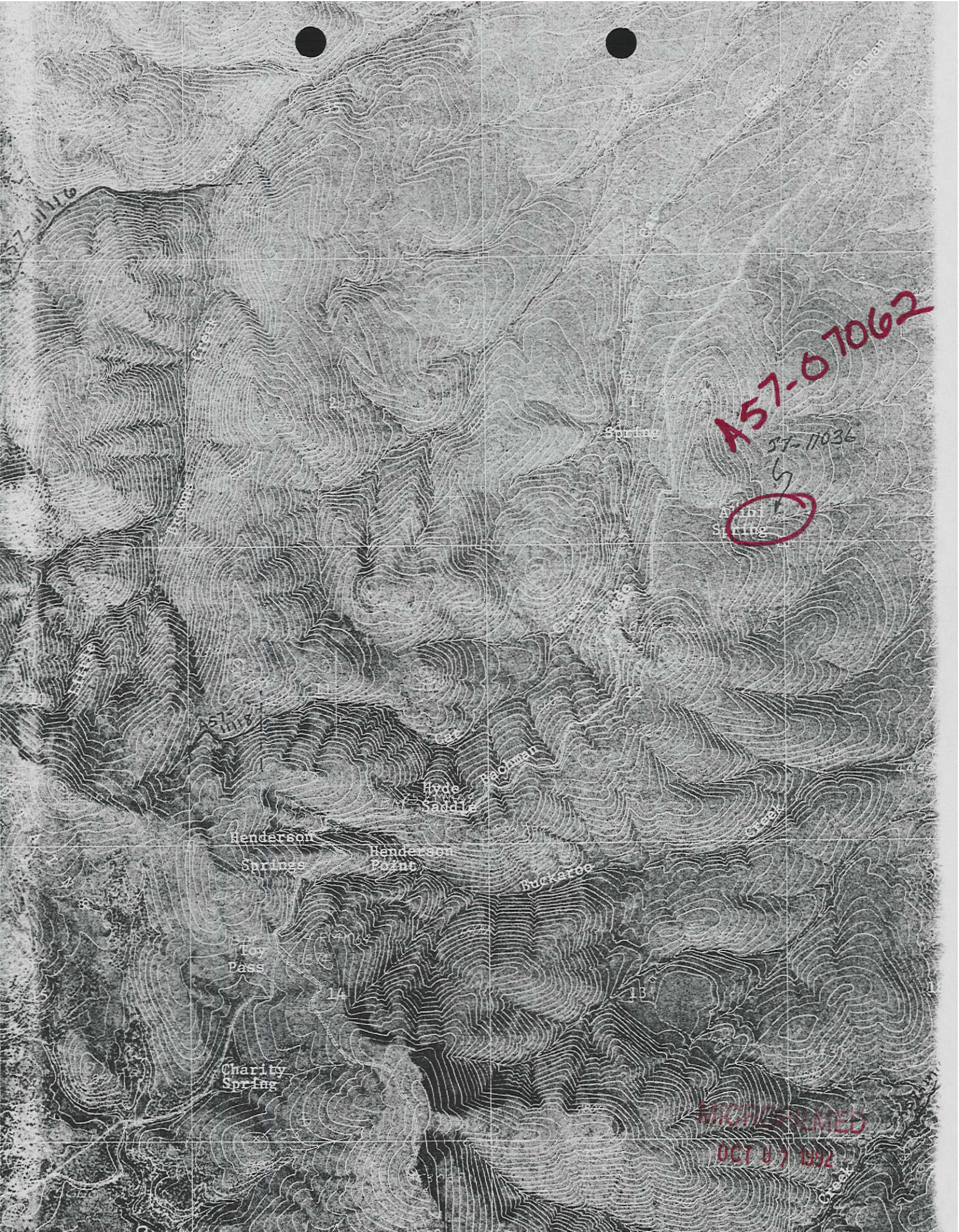




A57-07062

ST-11036

Spring

Henderson
Springs

Henderson
Point

Toy
Pass

Charity
Spring

Hyde
Saddle

Buckaroo

Bachman

Creek

Spring

MICROFILMED

OCT 07 1992

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

A57-07062

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1972-04-06
LOWR WATER RIGHT NO. 5707062
BLM NUMBER: 5701588166
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 57

SOURCE	TRIBUTARY TO
ALIBI SPRING	CAT CREEK

DESCRIPTION OF DIVERSION WORKS
HEADBOX, 153' PIPELINE, 563 GAL TROUGH

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER	0.010	0.10	0401	1130
WILDLIFE	0.010	0.10	0101	1231
TOTAL:	0.010 CFS	0.10 AF		

NON-IRRIGATION USES
S/990 RANGE CATTLE W/VAR AMT

MICROFILMED

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
06S	02W	01		SW	SW	0	OWYHEE

OCT 07 1992

PLACE OF USE							OWNED	IRRIGATED ACRES
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY		
06S	02W	01	SW	SW	0	OWYHEE		0.0
06S	02W	01	SW	SW	0	OWYHEE		0.0

TOTAL ACRES IRRIGATED: 0.0

BLM NUMBER: 5701588166

PAGE 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

MICROFILMED

OCT 07 1992

RECEIVED

APR 10 1997

Department of Water Resources

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

) Subcases: 57-11329, 57-11328, 57-11260,
) 57-11255, 57-11141, 57-11123, 57-11120,
) 57-11118, 57-11117, 57-11115, 57-11105,
) 57-11036, 57-11029, 57-07069 AND 57-
) 07062

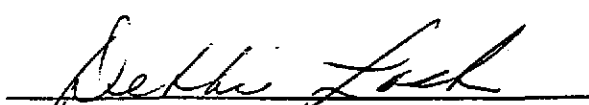
) NOTICE OF ISSUANCE OF
) PRELIMINARY SPECIAL MASTER'S
) REPORT AND RECOMMENDATION
)

On April 9, 1997, Special Master FRITZ X. HAEMMERLE lodged a PRELIMINARY SPECIAL MASTER'S REPORT and a PRELIMINARY SPECIAL MASTER'S RECOMMENDATION pursuant to SRBA Administrative Order 1 section 9 (f).

These documents are served only on parties to the subcase. They are not served on the Presiding Judge. Parties to this subcase may file a Motion to Alter or Amend with the Sepcial Master, but must do so before April 23, 1997.

DATED April 9, 1997.

MICROFILMED
MAR 02 1998


Deputy Clerk

RECEIVED
APR 10 1997
Department of Water Resources

FILED - 2 IN 271
APR 10 1997
CLERK OF DISTRICT COURT
TWIN FALLS, IDAHO

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

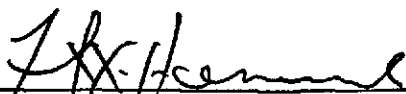
In Re SRBA	)	Subcase 57-07062
	)	
Case No. 39576	)	PRELIMINARY SPECIAL
	)	MASTER'S REPORT
	)	

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409(1990) by the United States Bureau of Land Management (BLM). The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for area 1, 2, and 3 and investigated the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

An objection was filed by Dennis and Shirley Murdoch. A *Stipulation for Withdrawal* was filed by the parties on March 28, 1997, whereby the objector agreed to dismiss with prejudice their objection to water right 57-07062. IT IS RECOMMENDED that water right 57-07062 be decreed as recommended in the *Preliminary Special Master's Report and Recommendation for Partial Decree*.

DATED April 8, 1997.



FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

RECEIVED

APR 18 1997

Department of Water Resources
Adjudication Bureau

1997 APR 16 PM 2:29

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

) Subcase: 57-07062

)
) ORDER VACATING
) STATUS CONFERENCE
)
)

Subcase number 57-07062 is a claim by United States on behalf of Bureau of Land Management. The claim was objected to by Dennis Murdoch. On March 28, 1997 a *Stipulation For Withdrawal* was filed with the court. Whereby Dennis Murdoch withdrew his objection.

Therefore, the Status Conference set for April 18, 1997 is vacated.

DATED April 16, 1997



FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

CERTIFICATE OF MAILING

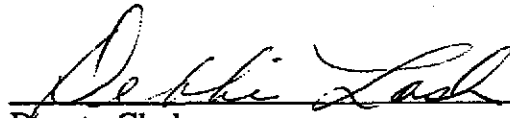
I certify that a true and correct copy of the **ORDER VACATING STATUS CONFERENCE** was mailed on April 16, 1997, with sufficient first-class postage to the following:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

Director of IDWR
P O Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environmental and Natural Resources Division
550 West Fort Street, MSC 033
Boise, Idaho 83724

Dennis Murdoch
Shirley Cox Murdoch
HC 79 Box 2065
Oreana, Idaho 83650


Deputy Clerk

MICROFILMED
MAR 12 1997

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)
)
)
)
)

PRELIMINARY

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 57-07062

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709

RECEIVED

APR 10 1997

SOURCE: ALIBI SPRING TRIBUTARY: CAT CREEK

QUANTITY: 0.01 CFS
0.1 AFY

Department of Water Resources

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

PRIORITY DATE: 04/06/1972

POINT OF DIVERSION: T06S R02W S01 SESESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	04-01 11-30	0.01 CFS
			0.1 AFY
	WILDLIFE	01-01 12-31	0.01 CFS
			0.1 AFY

PLACE OF USE: STOCKWATER Within Owyhee County
T06S R02W S01 SESE
WILDLIFE Within Owyhee County
T06S R02W S01 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.

DATED: 4/9/97

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

MICROFILMED
MAR 02 1998

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-07062

PAGE 1
APR-7-1997

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)
)
)
)
)

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 57-07062

1997 MAY -2 PM 12:01

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709

SOURCE: ALIBI SPRING TRIBUTARY: CAT CREEK

QUANTITY: 0.01 CFS
0.1 AFY

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

PRIORITY DATE: 04/06/1972

POINT OF DIVERSION: T06S R02W S01 SESESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	04-01 11-30	0.01 CFS
	WILDLIFE	01-01 12-31	0.1 AFY
			0.1 CFS
			0.1 AFY

PLACE OF USE: STOCKWATER Within Owyhee County
T06S R02W S01 SESE
WILDLIFE Within Owyhee County
T06S R02W S01 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.

DATED: MAY - 2 1997


FRITZ X. RAEMMERLE
Special Master
Snake River Basin Adjudication

MICROFILMED
MAR 02 1996

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-07062

PAGE 1
APR-7-1997

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

1997 MAY -2 PM 12:01
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

In Re SRBA
Case No. 39576

Subcase 57-07062

SPECIAL MASTER'S REPORT

FINDINGS OF FACT AND CONCLUSIONS OF LAW

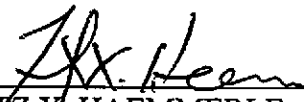
A notice of claim was filed for this water right pursuant to I.C. § 42-1409(1990) by the United States Bureau of Land Management (BLM). The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for area 1, 2, and 3 and investigated the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

An objection was filed by Dennis and Shirley Murdoch. A *Stipulation for Withdrawal* was filed by the parties on March 28, 1997, whereby the objector agreed to dismiss with prejudice their objection to water right 57-07062.

A *Preliminary Special Master's Report and Recommendation* was issued. No motion to alter or amend was filed and the time for filing such a motion has expired; now therefore,

IT IS RECOMMENDED that water right 57-07062 be decreed as recommended in the *Special Master's Report and Recommendation for Partial Decree*.

DATED May 2, 1997.


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

MICROFILMED

MAR 02 1998

1997 JUL 02 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): 57-07062

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 57-07062 was mailed
on July 02, 1997, with sufficient first-class postage prepaid
to the following:

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

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DENNIS MURDOCH
MURDOCH, SHIRLEY COX
HC 79 BOX 2065
OREANA, ID 83650

CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449

MICROFILMED

MAR 02 1998

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
07/02/97

RECEIVED

JUL - 9 1997

Department of Water Resources
Adjudication Bureau

RECEIVED

JUL 07 1997

OFFICE OF THE
ATTORNEY GENERAL

1997 JUL -2 AM 9:15

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

) ORDER OF PARTIAL DECREE

) For Water Right 57-07062

On May 2, 1997, 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 14a, 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 57-07062 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED July 2, 1997.



DANIEL C. HURLBUTT, JR.

Presiding Judge

Snake River Basin Adjudication

MICROFILMED

MAR 02 1998

MAIL 6725



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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 57-07062 -0001

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)

Respondents.)
_____)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: DENNIS OR SHIRLEY COX MURDOCH
Address: HC 79 BOX 2065
OREANA ID 83650

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

1. ☒ Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 1 and all allegations of the objection regarding this item IDWR responds as follows: This is a dispute over the ownership of a water right between the owner of the place of use (the United States) and the holder of a federal grazing permit to these lands (the objector). Generally, in landlord/tenant type disputes over the ownership of a water right based on appropriation, the water right is presumed to be owned by the owner of the place of use unless a mutual intent to the contrary is clearly shown. As to this water right, the objector did not submit evidence to IDWR sufficient to overcome the presumption. IDWR therefore denies the objection and all allegations of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

Nbr of
Pages

Notice of Claim No. A57-07062

2

(Over)

MICROFILMED
JUL 20 1994

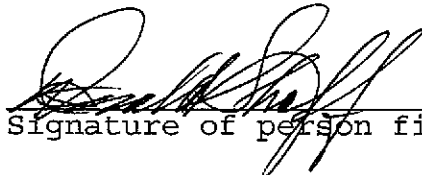
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

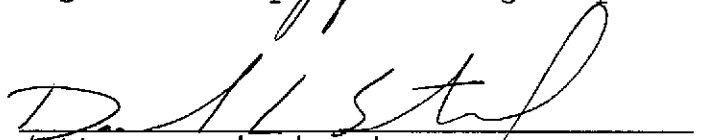
Donald V. Shaff, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Section Manager for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By:


(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 26TH day of May,
1993.



Notary Public for _____

Residing at: _____

My Commission expires: _____

Roxanne McCarthy, Notary Public
Residing at Boise, Idaho
My Commission Expires May 16, 1996.

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of May, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

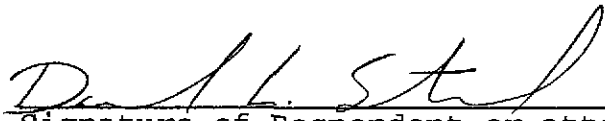
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Name: US DEPT OF JUSTICE
Address: K JACK HAUGRUD & DARIA J ZANE
550 W FORT ST
BOX 33
BOISE ID 83734

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: DENNIS OR SHIRLEY COX MURDOCH
Address: HC 79 BOX 2065
OREANA ID 83650



Signature of Respondent or attorney
mailing on Respondent's behalf

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

A57-07062

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1972-04-06
IDWR WATER RIGHT NO. 5707062
BLM NUMBER: 5701588166
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 57

SOURCE	TRIBUTARY TO
ALIBI SPRING	CAT CREEK

DESCRIPTION OF DIVERSION WORKS
HEADBOX, 153' PIPELINE, 583 GAL TROUGH

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER	0.010	0.10	0401	1130
WILDLIFE	0.010	0.10	0101	1231
TOTAL:	0.010 CFS	0.10 AF		

NON-IRRIGATION USES
S/990 RANGE CATTLE W/VAR AMT

TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
06S	02W	01		SW	SW	0	OWYHEE

MICROFILMED

OCT 07 1992

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	IRRIGATED ACRES
06S	02W	01	SW	SW	0	OWYHEE		0.0
06S	02W	01	SW	SW	0	OWYHEE		0.0

MICROFILMED

JUL 20 1994

TOTAL ACRES IRRIGATED: 0.0

BLM NUMBER: 5701588166

PAGE 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

MICROFILMED

JUL 20 1994

~~MICROFILMED~~

~~OCT 07 1992~~

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

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

Case No. 52-07062
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 26 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

MICROFILMED

JUL 20 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: Dennis OR Shirley COX MURDOCH

Address: HC 79 BOX 2065
OREANA IDAHO 83650

Briefly describe your interest in this water right:

We hold grazing permits
where the rights were filed
We also filed on this water
prior to the Blm filings.

2. Owner of the water right: U.S Dept of Interior

Name: Bureau of Land Management

Address: 3380 Americana Terrace
Boise Id - 83706

3. If this objection is filed by an attorney:

Attorney Name: _____

Attorney Address: _____

Attorney Phone No.: _____

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☒ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☐ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ Place of Use: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

MICROFILMED

JUL 20 1994

(Over)

12. ☐ Water Right Recommendation: I object to:
- a. ☐ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

SEE ATTACHMENT 1

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

SEE ATTACHMENT 1

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☐ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

JUL 20 1994
MICROFILMED

VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

Dennis S. Murdoch, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

D S Murdoch
Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 25TH day of FEBRUARY,
1993.

Jan O Thune
Notary Public for STATE OF IDAHO
Residing at: MERIDIAN, IDAHO
My Commission expires: 9-14-94

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 25 day of Feb, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

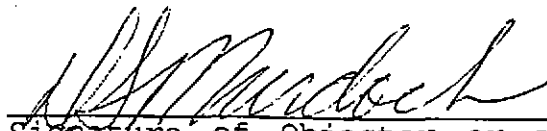
Owner name: US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
Owner's address: IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BONE, ID 83706

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

REASONS SUPPORTING EACH BOX CHECKED

(BOX 1) This water right was developed by historic use for stockwater by private individuals on unappropriated open range. Our current Federal grazing permit is based on that historic use and was awarded through an adjudication process in 1935. Our privately owned grazing permit can be bought, sold, traded, inherited and taxed and is totally dependent upon our continued ability to use this water right. Therefore the name on this water right should be ours.

CHANGES TO THE DIRECTORS REPORT

I want the name and address of the owner of the water right changed as follows:

FROM US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

Dennis
TO *OR Shirley Cox Murdoch*
HC 79 Box 2065
OREANA Idaho 83650

MICROFILMED

JUL 20 1994

AJ0749NP
No. R57-07062

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

DATE: 09/24/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706 (208) 334-1401	04/06/1972	STOCKWATER WILDLIFE	04-01 11-30 01-01 12-31	0.01 CFS 0.01 CFS	0.1 AFA 0.1 AFA
TOTAL DIVERSION:					0.01 CFS	0.1 AFA

Water Source: ALIBI SPRING

Tributary to: CAT CREEK

Stage: LICENSE

Point(s) of Diversion:

T06S R02W S01

SESESE

OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06S	02W	1	:																

Place of use Legal Description for: WILDLIFE

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06S	02W	1	:																

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER; 990 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT

Other Rights: NONE

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.
- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks: BLM RECORD ID = 5701588166

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/24/1992 User-ID: FRAZEE Subject: COPIED FROM REMARKS
BLM RECORD ID = 5701588166

MICROFILMED
OCT 07 1992

AJ0749NP
No. R57-07062

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

DATE: 09/24/92
PAGE: 2

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Comments: Date: 09/24/1992 User-ID: FRAZEE Subject: COPIED FROM REMARKS
PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES.

Audit: 09/24/92 FRAZEE

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OCT 07 1992

CLAIM NO. A57 - 67062

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR PREVIOUSLY RECORDED BLM RIGHTS

1. ☐ No Overlap with Claim by Private Individual - OWNERSHIP
☒ Overlaps with Claim by Private Individual
Claim No(s). A57-10620
☐ Private claimant notification letter sent - Date _____
2. ☒ No Change - DATE OF PRIORITY - Claim matches existing license or decree
☐ Change - Claim does not match existing license or decree
Priority date, per IDWR records, is _____.
3. ☒ No Change - SOURCE
☐ Source, per IDWR records, is _____.
4. ☐ No Change - POINT OF DIVERSION - Claim matches existing license or decree
☒ Point of diversion has changed - Map attached.
Twp 6S, Rge 2W, Sec 1, SE 1/4, SE 1/4, SE 1/4
How was this verified? _____
5. N/A
6. ☒ No Change - WATER USES
☐ Uses, per IDWR records:
- | | | | | | |
|-----------|------------|----------|--------------|-----------|----------|
| Use _____ | From _____ | To _____ | Amount _____ | cfs _____ | af _____ |
| Use _____ | From _____ | To _____ | Amount _____ | cfs _____ | af _____ |
7. ☒ No Change - TOTAL RATE AND VOLUME
☐ Total rate and volume, per IDWR records: _____ cfs _____ afa
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Per IDWR records:
- Domestic - No. of homes _____ Stockwater - No. of head _____
- Other: _____

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OCT 07 1992

10. ☐ No Change - PLACE OF USE
☐ Place of Use has changed as shown - Map attached
- | Use | Twp. | Rge. | Sec. | 1/4, | 1/4, |
|-------|-------|-------|-------|-------|-------|
| _____ | _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ | _____ |

How was this verified? _____

Remarks: (Comments pertinent to review)

This claim overlaps w/ Shirley Cox - A57-10620 - 4th source;
POD/PON have been deleted from Cox claim

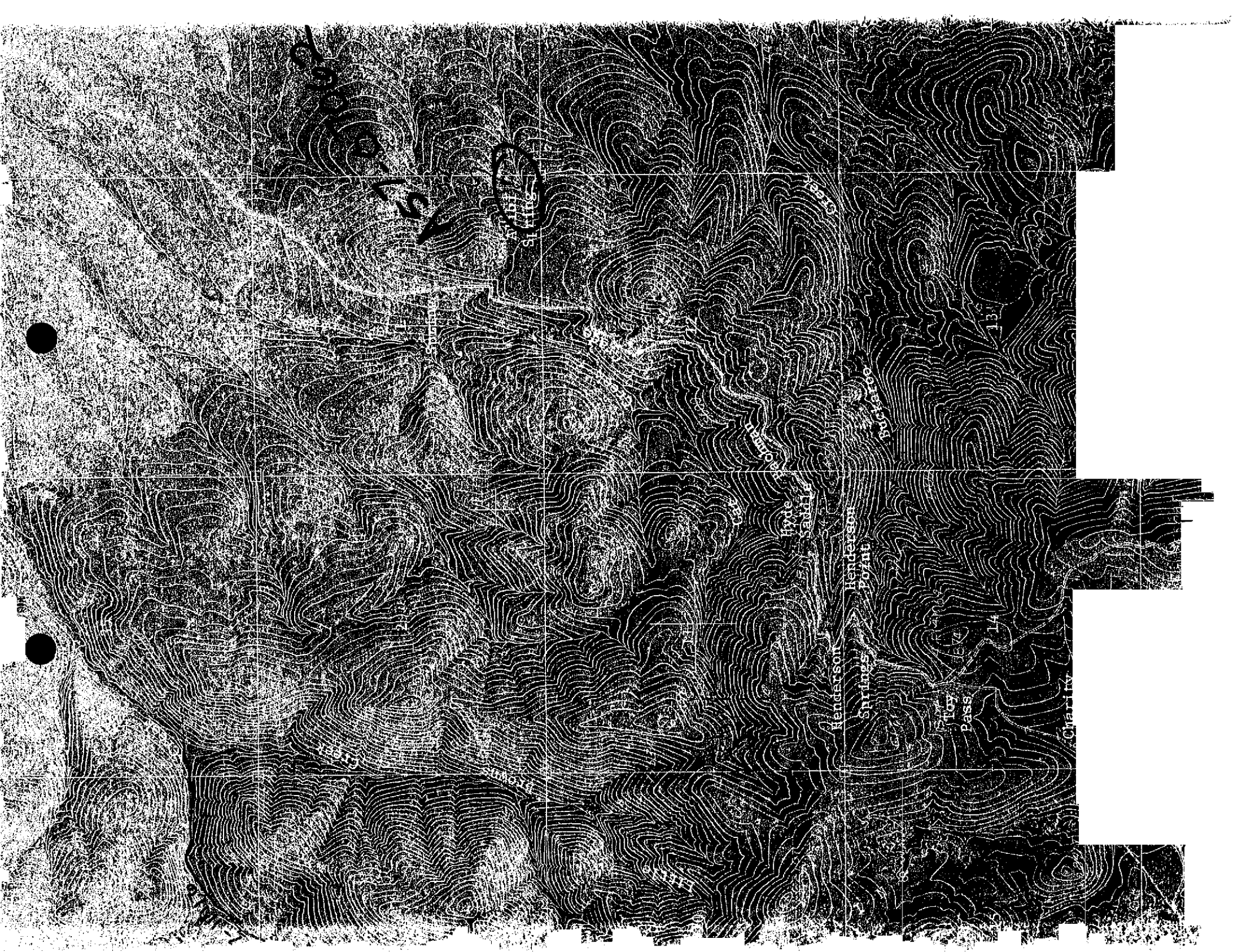
Same source also described on A57-11036/11036A
as an undeveloped spring.

Review Completed by:

Helen Hanyk-Thom
signature

Date:

9-18-92



SD-34 :

Source: ALI SPRING

asin: 57

STATE

Water Right No.	Current Owner Last, First	T G	Priority Date	Tributary	Total Diversion	# Records 9 Use Code Desc
A57-10620	COX, SHIRLEY	J	03/01/1866	SINKS	0.240	04 STOCK
R57-10620	COX, SHIRLEY	J	10/08/1915	SINKS	0.240	04 STOCK
A57-11036	US DEPT OF INTERIOR	J	01/01/1875	SINKS	0.020	04 STOCK
A57-11256	US DEPT OF INTERIOR	F	04/17/1926	SINKS	0.020	04 STOCK
A57-07062	US DEPT OF INTERIOR	L	04/06/1972	CAT CREEK	0.010	04 STOCK 16 WILDLF
R57-11036A	US DEPT OF INTERIOR	F	04/17/1926	SINKS	0.020	04 STOCK
A57-11036A	US DEPT OF INTERIOR	F	04/17/1926	SINKS	0.020	04 STOCK
R57-11036	US DEPT OF INTERIOR	J	01/01/1875	SINKS	0.020	04 STOCK
R57-11256	US DEPT OF INTERIOR	F	04/17/1926	SINKS	0.020	04 STOCK

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

Overlap Review
9-18-92
HHS

MICROFILMED

OCT 07 1992

WR5809NP
No. 57-07062

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/18/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR	04/06/1972	STOCKWATER WILDLIFE	04-01 11-30 01-01 12-31	0.01 CFS 0.01 CFS	0.1 AFA 0.1 AFA
TOTAL DIVERSION:					0.01 CFS	0.1 AFA

Water Source: ALIBI SPRING

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R02W S01 SW SW

Place of use Legal Description for: STOCKWATER

	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
06S 02W 1	:	:	:	:	:	:	:	:	:	:	S	:	:	:	:	:

Place of use location for WILDLIFE is the same location as described for: STOCKWATER

Pou County: OWYHEE

Remarks: PROJECT NO. 5115.

Dates:	App. Received:	Priority Date:	04/06/1972
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	06/07/1979	

Misc:	Water District Number:	Field Exam Fee:
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OCT 07 1992