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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

A57-07092

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

PRIORITY DATE: 1972-11-08  
IDWR WATER RIGHT NO. 5707092  
BLM NUMBER: 5701588189  
BASIS OF CLAIM: BENEFICIAL USE  
BASIN NO.: 57

| SOURCE        | TRIBUTARY TO             |
|---------------|--------------------------|
| -----         | -----                    |
| GUSHER SPRING | LITTLE HARDTRIGGER CREEK |

DESCRIPTION OF DIVERSION WORKS  
-----  
HEADBOX, 56' PIPELINE, TROUGH

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>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/292 RANGE CATTLE (INCLUDES WILD HORSES/VAR AMT) W/VAR AMT

| POINT OF DIVERSION |     |     |        |        |        |     |        |
|--------------------|-----|-----|--------|--------|--------|-----|--------|
| TWP                | RNG | SEC | TRACT1 | TRACT2 | TRACT3 | LOT | COUNTY |
| ---                | --- | --- | -----  | -----  | -----  | --- | -----  |
| 01S                | 04W | 28  |        | NE     | NE     | 0   | OWYHEE |

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| PLACE OF USE |     |     |        |        |     |        | IRRIGATED<br>ACRES |
|--------------|-----|-----|--------|--------|-----|--------|--------------------|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED              |
| ---          | --- | --- | -----  | -----  | --- | -----  | -----              |
| 01S          | 04W | 28  | NE     | NE     | 0   | OWYHEE | 0.0                |
| 01S          | 04W | 28  | NE     | NE     | 0   | OWYHEE | 0.0                |

TOTAL ACRES IRRIGATED: 0.0

BLM NUMBER: 5701588189

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TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

-----  
NONE

REMARKS

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PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

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IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: DEC-27-1996  
PAGE: A-83MTS  
1-8-97

RIGHTS FROM: SOURCE: GUSHER SPRING TRIBUTARY: LITTLE HARDTRIGGER CREEK

RIGHT NUMBER: 57-07092

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

SOURCE: GUSHER SPRING TRIBUTARY: LITTLE HARDTRIGGER CREEK

QUANTITY: 0.01 CFS  
0.1 AFYTHE QUANTITY FOR NONIRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY  
USED FOR STOCKWATER, 292 RANGE CATTLE, WILDLIFE, VARIABLE AMOUNTTHE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING  
APPOINTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIARILY  
USED BY THE NUMBER OF STOCK WITHIN THE APPOINTMENT.

PRIORITY DATE: 11/08/1972

POINT OF DIVERSION: T01S R04W S28 NENE Within Owyhee County

## PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY            |
|----------------|----------------|---------------|---------------------|
|                | STOCKWATER     | 04-01 11-30   | 0.01 CFS<br>0.1 AFY |
|                | WILDLIFE       | 01-01 12-31   | 0.01 CFS<br>0.1 AFY |

PLACE OF USE: STOCKWATER Within Owyhee County  
T01S R04W S28 NENE

Place of use for WILDLIFE is same as STOCKWATER

## 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.  
BEN RECORD ID # 5701988189

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

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AJ5856NP

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

DATE: DEC-27-1996

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57-07092 (CONT.)

BLM RECORD ID = 5701588189

STOCKWATER, 292 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT

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(WATER RIGHT NUMBERS THAT BEGIN WITH AN '\*' ARE ADJUDICATION CLAIMS)

| WR-NUMBER | SOURCE                      | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | SUM |
|-----------|-----------------------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|
|           |                             | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |     |
| 5707092   | T01S R04W S28 GUSHER SPRING | :  | X  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |
| *5701055  | SALMON CRE :                | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |
| A5701055  | SALMON CRE :                | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |
| A5702459  | SPRING :                    | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |
| A5707092  | GUSHER SPR :                | :  | S  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |
| *5711197  | NORTH SALM :                | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |
| A5711197  | NORTH SALM :                | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |
| R5711197  | NORTH SALM :                | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |
| A5711272  | GUSHER SPR :                | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :   |

OK

Disallowed →

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

| 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 | 11/08/1972       | STOCKWATER<br>WILDLIFE | 04-01 11-30<br>01-01 12-31 | 0.01 CFS<br>0.01 CFS | 0.1 AFA<br>0.1 AFA  |
| TOTAL DIVERSION: |                                                                                                                                      |                  |                        |                            | 0.01 CFS             | 0.1 AFA             |

Water Source: GUSHER SPRING

Tributary to: LITTLE HARDTRIGGER CREEK

Stage: LICENSE

Point(s) of Diversion:

T01S R04W S28

NENE

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 |
| 01S | 04W | 28 | : | S  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

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

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 292 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. ✓

Remarks: BLM RECORD ID = 5701588189 ✓

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 09/24/92 MCCARTHY

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