

POOR ORIGINAL

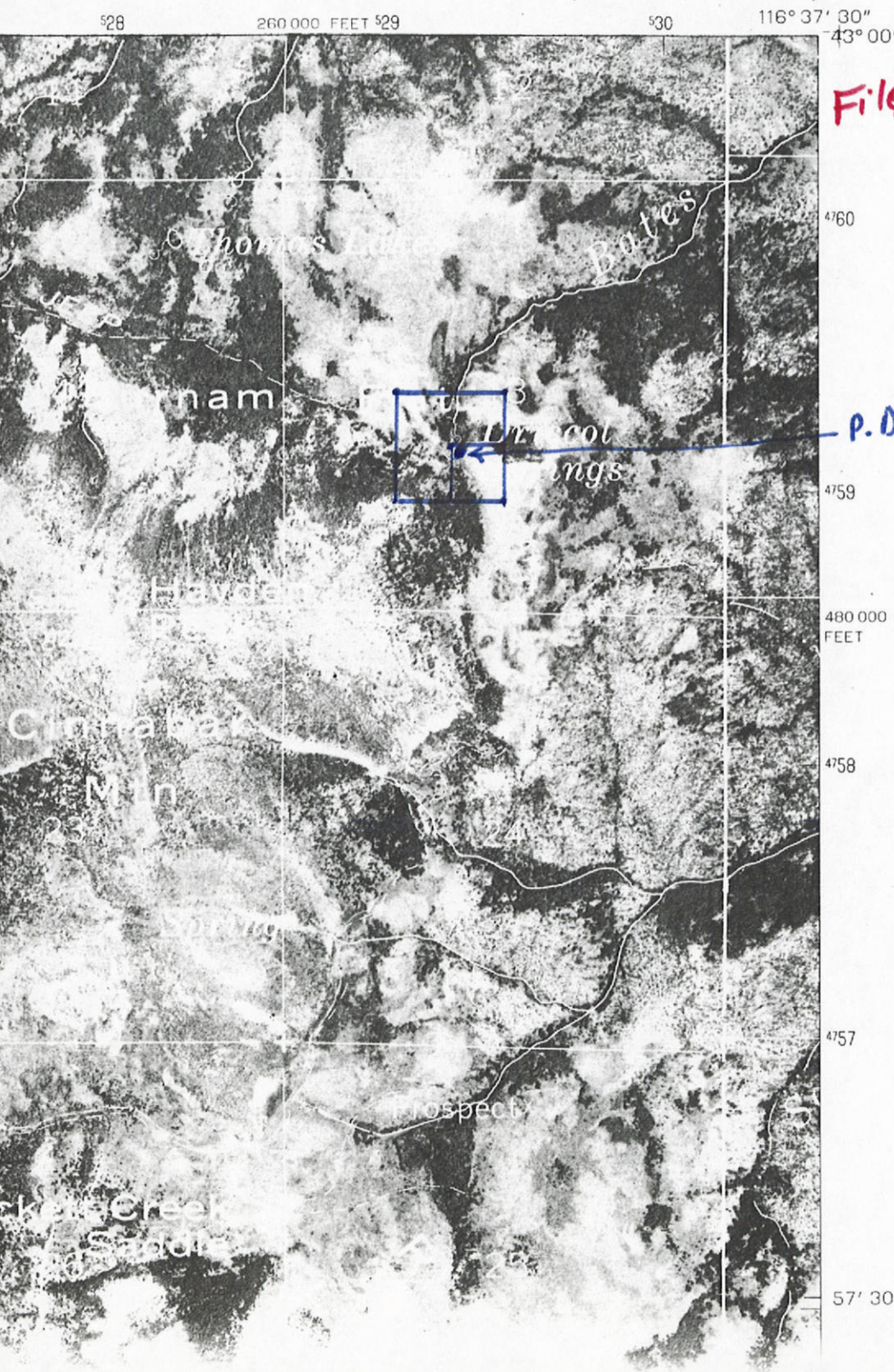
AA5

TRIANGLE NW QUADRANGLE
IDAHO
7.5 MINUTE SERIES (ORTHO PHOTOQUAD)

57-11040



File → 57-07230



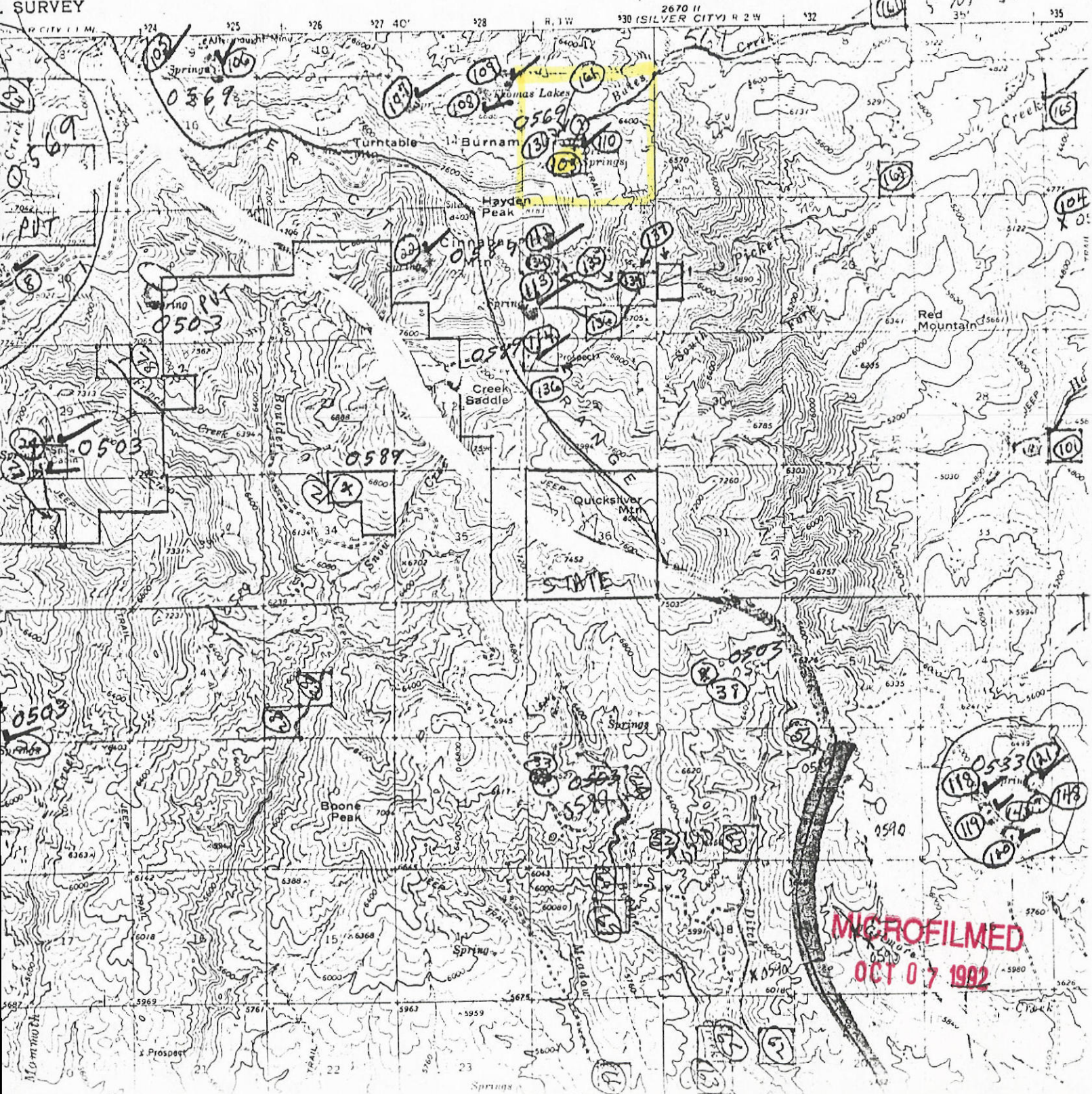
P.O. DRISCOL
SPRINGS
SENE SW
S. 13 55 3W

MICROFILMED

JUL 20 1994

STATES
THE INTERIOR
SURVEY

6091N 27



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

1998 FEB -9 PM 1:09

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-07230

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

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

SOURCE: DRISCOL SPRING TRIBUTARY: BATES 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: T05S R03W S13 SENESW 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
T05S R03W S13 NESW

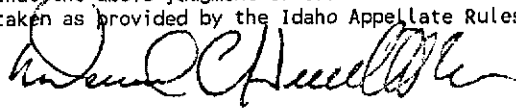
Place of use for WILDLIFE is same as STOCKWATER

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.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

AJ0749NP
No. R57-07230

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

DATE: 11/26/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY BOISE ID 83709 (208) 373-4000	04/06/1972	STOCKWATER WILDLIFE	04-01 11-30 01-01 12-31	0.01 CFS 0.01 CFS	0.10 AFA 0.10 AFA
TOTAL DIVERSION:					0.01 CFS	0.10 AFA

Water Source: DRISCOL SPRING

Tributary to: BATES CREEK

Stage: LICENSE

Point(s) of Diversion:

T05S R03W S13

SENESEW

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	:
05S	03W	13	:																	:

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

POU County: OWYHEE

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

57-07230 57-11040 57-11040A 57-11334 A57-11040 A57-11040A A57-11121 A57-11334 R57-11040 R57-11040A

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 = 5701588208
STOCKWATER, 717 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 11/26/1997 Objection Filed Date:

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

Comments: Date: 09/22/1992 User-ID: WHITE Subject: COPIED FROM REMARKS
PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES.

Audit: 11/26/97 MSCHULTE

AJ0749NP
No. R57-07230

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

DATE: 11/24/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY BOISE ID 83709 (208) 373-4000	04/06/1972	STOCKWATER WILDLIFE	04-01 11-30 01-01 12-31	0.01 CFS 0.01 CFS	0.10 AFA 0.10 AFA
TOTAL DIVERSION:					0.01 CFS	0.10 AFA

Water Source: DRISCOL SPRING

Tributary to: BATES CREEK

Stage: LICENSE

Point(s) of Diversion:

T05S R03W S13

SENESEW

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	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
05S	03W	13	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

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

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 717 RANGE CATTLE; ~~WILDLIFE, VARIABLE AMOUNT~~

Other Rights: NONE

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

57-07230 57-11040 57-11040A 57-11334 A57-11040 A57-11040A A57-11121 A57-11334 R57-11040 R57-11040A

Conditions of Approval:

- 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: GEN BLM RECORD ID = 5701588208

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/22/1992 User-ID: WHITE Subject: COPIED FROM REMARKS
PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES.

Audit: 11/24/97 MSCHULTE

N11 + N13

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R57-07230

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A57-07230
57-07230

R57-07230

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
05S	03W	13	NE	SW		AMERICA ACTING THROUGH, UNITED R57-07230	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED 57-11040	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED A57-11121	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED 57-07230	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED A57-11334	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED A57-11040	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED A57-11040A	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED 57-11040A	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED R57-11040	/04/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED R57-11040A	/04/	-	/ /
			NE	SW		BLM 57-11334	/04/	-	/ /

Agreement - 1875 federal right. Different project #.

2nd Res. 1926 priority

Bates Creek

TOTAL ACRES R57-07230

POU COUNTY: Owyhee

A. ROOT WATER RIGHT NUMBERS: A57-07329
57-07329

R57-07329

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
02S	06W	11	NE	SW		AMERICA ACTING THROUGH, UNITED R57-07329	/17/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED A57-07329	/17/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED 57-07329	/17/	-	/ /
02S	06W	11	NE	SW		AMERICA ACTING THROUGH, UNITED R57-07329	/18/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED A57-07329	/18/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED 57-07329	/18/	-	/ /
02S	06W	11	NE	SW		AMERICA ACTING THROUGH, UNITED R57-07329	/05/	57-07329	/05/
			NE	SW		AMERICA ACTING THROUGH, UNITED A57-07329	/05/	-	/ /
			NE	SW		AMERICA ACTING THROUGH, UNITED 57-07329	/05/	-	/ /
02S	06W	11	NE	SW		AMERICA ACTING THROUGH, UNITED R57-07329	/06/	-	/ /

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 11/26/97

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R57-07329

PAGE: 2

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
			NE	SW		AMERICA ACTING THROUGH, UNITED	A57-07329 /06/	- / /	
			NE	SW		AMERICA ACTING THROUGH, UNITED	57-07329 /06/	- / /	
TOTAL ACRES							R57-07329		

POU COUNTY: OWYHEE

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

11/26/97 08:08:29
Page 1

Water Right Number - 57-07230

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
US DEPT OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 3380 AMERICANA TERRACE
City- BOISE State- ID Zip- 83706
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/06/1972 14 WESTERN L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
DRISCOLL SPRING

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

05S 03W 13 SW NW (73) OWYHEE

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

04 - STOCKWATER 04/01 11/30 0.010 0.10
16 - WILDLIFE 01/01 12/31 0.010 0.10

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.010 0.10

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

05S 03W 13 SW NW 04 STOCKWATER (73) OWYHEE

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
PROJECT NO. 5118.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

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

DATE: 10/06/92
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: DRISCOL SPRING

Tributary to: BATES CREEK

Stage: LICENSE

Point(s) of Diversion:

T05S R03W S13

SENESE

OWYHEE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE													
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
05S	03W	13	:					:					:					:					:		

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

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 717 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 = 5701588208

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

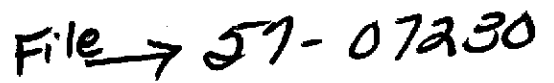
Field Inspection Flag:

Presumption Flag:

MICROFILMED
JUL 20 1994

AA5

57-11040



P.O. DRISCOL
SPRINGS
SENE SW
S. 13 55 3W

JUL 20 1994

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: DRISCOLL SPRING

Tributary to: BATES CREEK

Stage: LICENSE

Point(s) of Diversion:

T05S R03W S13

SNNW

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	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
05S	03W	13	:				:				:				:			

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

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 717 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 = 5701588208

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 09/22/1992 User-ID: WHITE Subject: COPIED FROM REMARKS
PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES.

Audit: 09/22/92 WHITE

MICROFILMED
OCT 07 1992

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). _____
☐ Private claimant notification letter sent - Date _____
☐ Overlapping Federal Claim
Claim No(s). _____
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 *added trip per map + BLM claim*
☐ 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 _____, Rge _____, Sec _____, _____ 1/4, _____ 1/4, _____ 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: _____

MICROFILMED

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)

Feed nec at A57-11287 filed on same
spring

Review Completed by: _____

Don Gnarren
signature

Date: _____

9/20/92

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

A57-07230

PRIORITY DATE: 1972-04-06
IDWR WATER RIGHT NO. 5707230
BLM NUMBER: 5701588208
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 57

SOURCE	TRIBUTARY TO
DRISCOLL SPRING	BAIES CREEK

DESCRIPTION OF DIVERSION WORKS

INSTREAM

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/717 RANGE CATTLE W/VAR AMT

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
05S	03W	13		SW	NW	0	OWYHEE

MICROFILMED
OCT 0-7 1992

PLACE OF USE							OWNED	IRRIGATED ACRES
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY		
05S	03W	13	SW	NW	0	OWYHEE		0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

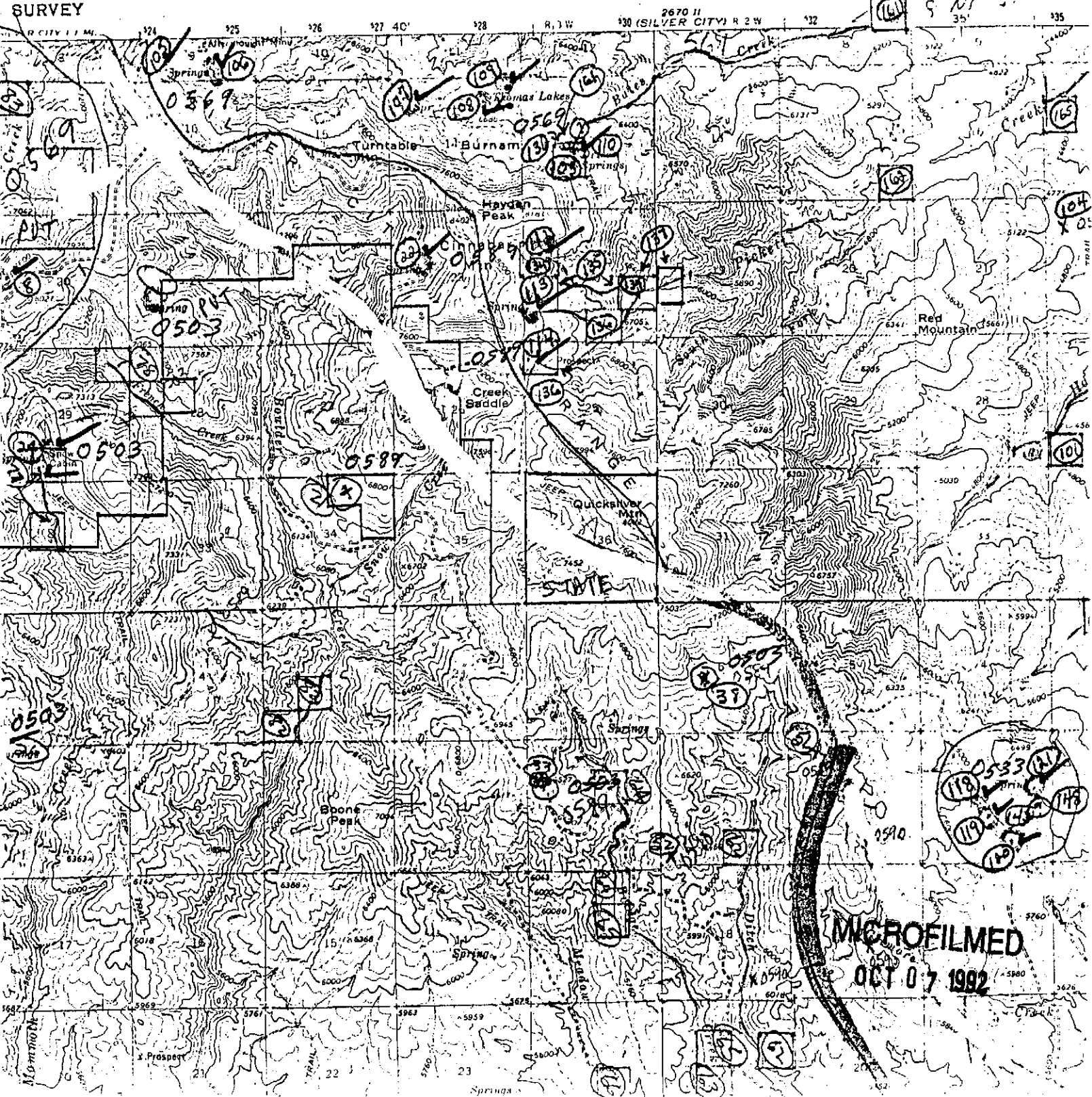
NONE

REMARKS

PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

MICROFILMED
OCT 07 1992

OPEN AND



MICROFILMED
OCT 07 1992