

No Color
Documents
In File

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: 1985-03-21
IDWR WATER RIGHT NO. 5707444
BLM NUMBER: 5701588305
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 57

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	JUMP CREEK

DESCRIPTION OF DIVERSION WORKS

EARTHFILL DAM, 9 FEET HIGH

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER STORAGE	0.000	2.70	0401	1031
STOCKWATER FROM STORAGE	0.000	2.70	0401	1031
WILDLIFE STORAGE	0.000	0.30	0101	1231
WILDLIFE FROM STORAGE	0.000	0.30	0101	1231
TOTAL:		0.000 CFS	3.00 AF	

NON-IRRIGATION USES

S/338 RANGE CATTLE W/VARIABLE WILDLIFE

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	-----	-----	-----	---	-----
01N	05W	32		NE	SW	0	OWYHEE

MICROFILMED

OCT 01 1992

PLACE OF USE							OWNED	IRRIGATED ACRES
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY		
---	---	---	-----	-----	---	-----	-----	
01N	05W	32	NE	SW	0	OWYHEE	YES	0.0
01N	05W	32	NE	SW	0	OWYHEE	YES	0.0
01N	05W	32	NE	SW	0	OWYHEE	YES	0.0

BLM NUMBER: 5701588305

PAGE 2

01N 05W 32 NE SW 0 DWYHEE YES 0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: 3.00 ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

MICROFILMED
OCT 01 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 SRBA)
Case No. 39576)
)
)
)
)

1997 AUG -4 PM 3:17
SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR TWIN FALLS CO., IDAHO
FILED *[Signature]*
Water Right 57-07444

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

SOURCE: UNNAMED STREAM TRIBUTARY: JUMP CREEK

QUANTITY: 3.0 AFY

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

PRIORITY DATE: 03/21/1985

POINT OF DIVERSION: T01N R05W S32 NESW Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER STORAGE	04-01 10-31	2.7 AFY
	STOCKWATER FROM STORAGE	04-01 10-31	2.7 AFY
	WILDLIFE STORAGE	01-01 12-31	0.3 AFY
	WILDLIFE FROM STORAGE	01-01 12-31	0.3 AFY

PLACE OF USE:	STOCKWATER STORAGE	Within OWYHEE County
	T01N R05W S32	NESW
	STOCKWATER FROM STORAGE	Within OWYHEE County
	T01N R05W S32	NESW
	WILDLIFE STORAGE	Within OWYHEE County
	T01N R05W S32	NESW
	WILDLIFE FROM STORAGE	Within OWYHEE County
	T01N R05W S32	NESW

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: 8/4/97

[Signature]
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

RECEIVED

AUG 05 1997

Department of Water Resources
Adjudication Bureau

1997 AUG -4 PM 3:16

DISTRICT COURT - SRBA
TWIN FALLS, 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

) Subcase 57-07444

Case No. 39576

)
) 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 United States (BLM). The director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted 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 to the *Director's Report* for water right 57-07444 was filed by Ted Gammett. Subsequently, the objection was withdrawn by stipulation of the parties.

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 now expired; therefore,

IT IS THEREFORE RECOMMENDED that subcase 57-07444 be **decreed** as recommended in the attached *Special Master's Report and Recommendation for Partial Decree*.

DATED August 4, 1997.



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

1997 AUG -4 PM 3:17

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

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

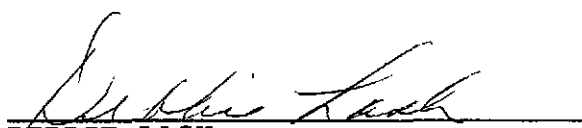
NOTICE OF ISSUANCE OF
SPECIAL MASTER'S REPORT
AND RECOMMENDATION

Water Right(s): 57-07444

On August 04, 1997, Special Master FRITZ X HAEMMERLE
issued a SPECIAL MASTER'S REPORT AND RECOMMENDATION for the above
subcase pursuant to SRBA Administrative Order 1 (AO1), Section 9.

Pursuant to SRBA Administrative Order 1, Section 14b, any party
to the adjudication may file a Notice of Challenge to a SPECIAL MASTER'S
REPORT AND RECOMMENDATION within 21 days following the date of
publication of the filing of the Special Master's report in the Docket
Sheet except parties to the subcase who failed to file a Motion to
Alter or Amend before the Special Master (AO1, Section 9f).
The Notice of Challenge shall appear on the Docket Sheet and shall be
served on parties to the subcase(s) covered by the challenged report
and the SRBA Court Reporter.

DATED August 04, 1997.


DEBBIE LASH
Deputy Clerk

1997 AUG -4 PM 3:17

DISTRICT COURT - SRBA
TWIN FALLS SD, 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): 57-07444

CERTIFICATE OF MAILING

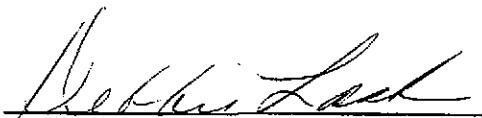
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on August 04, 1997, with sufficient first-class postage prepaid to the following:

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

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

TED GAMMETT
ROCKVILLE ROUTE
JORDAN VALLEY, OR 97910


DEBBIE LASH

CERTIFICATE OF MAILING

PAGE 1
08/04/97

RECEIVED

JUN 23 1997

Department of Water Resources
Adjudication Bureau

1997 JUN 20 AM 11:16

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED AL

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 57-07444
	)	
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 United States (BLM). The director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted 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 to the *Director's Report* for water right 57-07444 was filed by Ted Gammett. Subsequently, the objection was withdrawn by stipulation of the parties; now therefore,

IT IS THEREFORE RECOMMENDED that subcase 57-07444 be decreed as recommended in the attached *Preliminary Special Master's Report and Recommendation*.

DATED June 20, 1997.



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

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

1997 JUN 20 AM 11:16
SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
Water Right 57-07444
FILED *AK*

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

SOURCE: UNNAMED STREAM TRIBUTARY: JUMP CREEK

QUANTITY: 3.0 AFY

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

PRIORITY DATE: 03/21/1985

POINT OF DIVERSION: T01N R05W S32 NESW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER STORAGE	04-01 10-31	2.7 AFY
	STOCKWATER FROM STORAGE	04-01 10-31	2.7 AFY
	WILDLIFE STORAGE	01-01 12-31	0.3 AFY
	WILDLIFE FROM STORAGE	01-01 12-31	0.3 AFY

PLACE OF USE:	STOCKWATER STORAGE	Within Owyhee County
	T01N R05W S32	NESW
	STOCKWATER FROM STORAGE	Within Owyhee County
	T01N R05W S32	NESW
	WILDLIFE STORAGE	Within Owyhee County
	T01N R05W S32	NESW
	WILDLIFE FROM STORAGE	Within Owyhee County
	T01N R05W S32	NESW

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: 6/20/97

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

1997 JUN 20 AM 11:16

DISTRICT COURT - SRBA
TWIN FALLS CO., 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)

Case No. 39576)
_____)

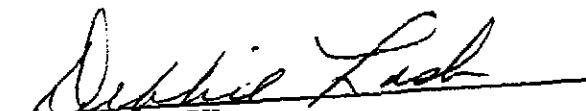
NOTICE OF ISSUANCE OF
PRELIMINARY SPECIAL MASTER'S
REPORT AND RECOMMENDATION

Water Right(s): 57-07444

On June 20, 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 Special Master, but
must do so before July 07, 1997.

DATED June 20, 1997.


BEBBIE LASH
Deputy Clerk

NOTICE OF ISSUANCE

PAGE 1
06/20/97

1997 JUN 20 AM 11:16

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED *DL*

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): 57-07444

CERTIFICATE OF MAILING

I certify that a true and correct copy of PRELIMINARY SPECIAL MASTER'S REPORT, PRELIMINARY SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF PRELIMINARY SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on June 20, 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

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

TED GAMMETT
ROCKVILLE ROUTE
JORDAN VALLEY, OR 97910

Debbie Lash

DEBBIE LASH

CERTIFICATE OF MAILING

PAGE 1
06/20/97

Water Right Number - 57-07444

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** A - ATTORNEY ***

HAUGRUD, JACK OR G GARVER OR D ZANE

1 - US DEPT OF JUSTICE
2 - ENV & NR DIV GEN LIT SEC
3 - PO BOX 663
City- WASHINGTON State- DC Zip- 200440663
Phone - 202-272-4134

*** C - CURRENT OWNER ***

AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDI BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 1387 S VINNELL WAY
City- BOISE State- ID Zip- 83709
Phone - 208-373-4000

*** K - ALSO KNOWN AS ***

BLM

1 -
2 -
3 -
City- X State- ID Zip- 0
Phone - 208-000-0000+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/21/1985 14 WESTERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
UNNAMED STREAM JUMP CREEK+ - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name

01N 05W 32 NE SW (73) OWYHEE

+ - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
05 - STOCKWATER STORAGE 04/01 10/31 2.70
06 - STOCKWATER FROM STORAGE 04/01 10/31 2.70
17 - WILDLIFE STORAGE 01/01 12/31 0.30
18 - WILDLIFE FROM STORAGE 01/01 12/31 0.30+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.00 0.0+ - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01N 05W 32 NE SW 05 STOCKWATER STORAGE (73) OWYHEE
01N 05W 32 NE SW 06 STOCKWATER FROM STORAGE (73) OWYHEE
01N 05W 32 NE SW 17 WILDLIFE STORAGE (73) OWYHEE
01N 05W 32 NE SW 18 WILDLIFE FROM STORAGE (73) OWYHEE

+ - - Diversion Means - EARTHFILL DAM, 9 FEET HIGH

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 10/13/1992 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 02/25/1993 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 05/28/1993 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 06/30/1992 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| Proof Due Date | - 00/00/0000 | Proof Made Date | - 00/00/0000 | Water District | - |
| Licensed Date | - 00/00/0000 | Receipt Number | - X111111 | Federal/State Indicator | - S |
| | | POU Ownership Flag | - Y | Presumption Flag | - |
| | | Name Connector | - | Notice of Error Flag | - |

57-10939

Sep File 57-10939
for complete document
YK

Movants:

Richard Simms
Margaret J. King
Simms & Stein, P.A.
102 Aspen Lakes Drive
P.O. Box 3329
Hailey, Idaho 83333
(208) 788-9145
Facsimile: (208) 788-0927

RECEIVED

MAR 27 1996

Department of Water Resources
Adjudication Bureau

RECEIVED

MAR 28 1996

OFFICE OF THE
ATTORNEY GENERAL

**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)
_____)

MOTION FOR LEAVE TO WITHDRAW

Come Now Richard A. Simms, counsel pro hac vice, and Margaret J. King, local counsel pursuant to Rule 222 of the Idaho Bar Commission Rules, and hereby move to withdraw as counsel of record for Ted Gammett pursuant to Rule 11(b)(3) of the Idaho Rules of Civil Procedure. In support hereof, counsel state that they have been discharged as reflected in the Notice of Discharge, attached hereto as Exhibit A.

WHEREFORE counsel move that the court enter its order pursuant to Rule 11(b)(3) of the Idaho Rules of Civil Procedure permitting withdrawal and directing the client to appoint another attorney to appear or to appear in person by filing a written notice stating how the client will proceed without counsel.

Dated this 25th day of March, 1996.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

1993 MAY 28 PM 3:08
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

In Re the General Adjudication)
of the Rights to the Use of Water)
from the Snake River Basin)
Water System)

Case No. 57-07444 -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: TED GAMMETT
Address: ROCKVILLE
JORDAN VALLEY OR 97910

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. A57-07444

2

(Over)

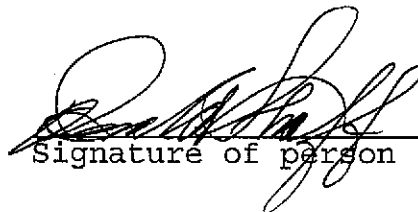
VERIFICATION (Must be Completed)

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:

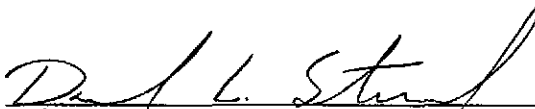
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

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: TED GAMMETT
Address: ROCKVILLE
JORDAN VALLEY OR 97910



Signature of Respondent or attorney
mailing on Respondent's behalf

RECEIVED

MAR 01 1993

Department of Water Resources
Adjudication Bureau

For Case NO 57-07444

We inadvertently missed filling out the certificate of mailing for some of the objection forms mailed on Feb 25 1993. Please replace the certificate of mailing page for the above case number with with the attached completed form. Thank you

Jul Sammett

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. 57-0744A
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 25 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

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: Ted Gammett
Address: Rockville
Jordan Valley Or. 97910

Briefly describe your interest in this water right:

This water right provides stockwater for
our livestock under our Federal grazing permit
on our Federal allotment and has historically
provided stockwater for previous owners
and users.

2. Owner of the water right:

Name: USDI BLM, State Office
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.

(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.

(Box #1) See attached page

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 attached page

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.

Attachment (1) case # 57-07444

VERIFICATION (Must be Completed)

State of Idaho

County of Owyhee

Ted Gammett, 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.

Ted Gammett
Signature of person filing objection

By:

(Attorney signing in
representative capacity)

1993 Subscribed and sworn to before me this 13 day of FEB.

Norman D. Stutts
Notary Public for _____
Residing at: _____
My Commission expires: _____

Notary Public in and for the
State of Idaho Residing in
Marsing, Owyhee County, Idaho
My Commission Expires Aug 20, 1997

(Over)

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 26 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:

U.S.D.I. - BLM

Owner's address:

Idaho State Office
3380 Americana Terrace
Boise 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

Paul Hammond
Signature of Objector or attorney
mailing on Objector's behalf

Attachment (1)

Case No.

57-07444

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

TO

Ted Gammett
Rockville
Jordan Valley, Oregon 97910

- ☒ 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.

Attachment (1) case # 57-07444

VERIFICATION (Must be Completed)

State of Idaho

County of Owyhee

Ted Gammett, 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.

Ted Gammett
Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

199 3 Subscribed and sworn to before me this 23 day of FEB.

Norman D. Stuber
Notary Public for _____
Residing at: _____
My Commission expires: _____

Notary Public in and for the
State of Idaho Residing in
Marsing, Owyhee County, Idaho
My Commission Expires Aug 20, 1997

Replaced
Originals

(Over)

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 24 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: USDI BLM, State Office
Owner's address: 3380 Americana Terrace
Boise, 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

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 26 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:

USPI - BLM

Owner's address:

Idaho State Office
3380 Americana Terrace

3. One copy to:

Boise Id. 83706

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

Lee Dammert
Signature of Objector or attorney
mailing on Objector's behalf

RECEIVED

MAR 29 1996

Department of Water Resources
Adjudication Bureau

1996 MAR 27 AM 9:29
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 Nos: 57-10939, 57-07291,
) 57-07466, 57-02375, 57-04071, 57-02506,
) 57-07386, 57-07387, 57-02366, 57-07444,
) 57-02434, 57-02483, 57-07352 and
) 57-02505

) ORDER GRANTING MOTION TO
) WITHDRAW

On March 25, 1996, Richard A. Simms and Margaret J. King of the firm of Simms & Stein, filed a *Motion for Leave to Withdraw* as counsel for Ted Gammatt in the above subcases stating that they have been discharged.

IT IS ORDERED that the *Motion for Leave to Withdraw* is **granted** and Richard A. Simms, Margaret J. King and the firm of Simms & Stein are withdrawn as counsel of record for Ted Gammatt in the above subcases.

IT IS FURTHER ORDERED that within 20 days from the date of mailing this Order, Ted Gammatt shall either file a written notice with this court that states his intention to represent himself in these subcases or otherwise specifically advise the court how he intends to proceed.

DATED March 27, 1996.

RECEIVED

APR 29 1996

WATER RESOURCES
WESTERN REGION


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

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: 1985-03-21
IDWR WATER RIGHT NO. 5707444
BLM NUMBER: 5701588305
BASIS OF CLAIM: BENEFICIAL USE
BASIN NO.: 57

| SOURCE | TRIBUTARY TO |
|----------------|--------------|
| UNNAMED STREAM | JUMP CREEK |

DESCRIPTION OF DIVERSION WORKS
EARTHFILL DAM, 9 FEET HIGH

| PURPOSE OF USE | DIVERSION RATE | DIVERSION VOLUME | PERIOD OF USE FROM | TO |
|-------------------------|----------------|------------------|--------------------|------|
| STOCKWATER STORAGE | 0.000 | 2.70 | 0401 | 1031 |
| STOCKWATER FROM STORAGE | 0.000 | 2.70 | 0401 | 1031 |
| WILDLIFE STORAGE | 0.000 | 0.30 | 0101 | 1231 |
| WILDLIFE FROM STORAGE | 0.000 | 0.30 | 0101 | 1231 |
| TOTAL: | 0.000 CFS | 3.00 AF | | |

NON-IRRIGATION USES
S/338 RANGE CATTLE W/VARIABLE WILDLIFE

| POINT OF DIVERSION | | | | | | | |
|--------------------|-----|-----|--------|--------|--------|-----|--------|
| TWP | RNG | SEC | TRACT1 | TRACT2 | TRACT3 | LOT | COUNTY |
| 01N | 05W | 32 | | NE | SW | 0 | OWYHEE |

MICROFILMED
OCT 4 1992

| PLACE OF USE | | | | | | | OWNED | IRRIGATED ACRES |
|--------------|-----|-----|--------|--------|-----|--------|-------|-----------------|
| TWP | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | | |
| 01N | 05W | 32 | NE | SW | 0 | OWYHEE | YES | 0.0 |
| 01N | 05W | 32 | NE | SW | 0 | OWYHEE | YES | 0.0 |
| 01N | 05W | 32 | NE | SW | 0 | OWYHEE | YES | 0.0 |

MICROFILMED

JUL 21 1994

BLM NUMBER: S701588305

PAGE 2

01N 05W 32 NE SW 0 OWYHEE YES 0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: 3.00 ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

MICROFILMED

JUL 21 1994

MICROFILMED

OCT 01 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. 57-07444
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 25 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 21 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: Ted Gammett

Address: Rockville
Jordan Valley Or. 97910

Briefly describe your interest in this water right:

This water right provides stockwater for
our livestock under our Federal grazing permit
on our Federal allotment and has historically
provided stockwater for previous owners
and users.

2. Owner of the water right:

Name: USDI BLM, State Office

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.

(Over)

MICROFILMED
JUL 21 1994

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.

(Box #1) See attached page

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 attached page

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.

Attachment (1) case # 57-07444

VERIFICATION (Must be Completed)

State of Idaho

County of Owyhee

Ted Gammett, 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.

Ted Gammett
Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

199 3 Subscribed and sworn to before me this 23 day of FEB.

Norman D. Detenault
Notary Public for _____
Residing at: _____
My Commission expires: _____

Notary Public in and for the
State of Idaho Residing in
Marsing, Owyhee County, Idaho
My Commission Expires Aug 20, 1997

MICROFILMED
JUL 21 1994

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 24 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: USDI BLM, State Office
Owner's address: 3380 Americana Terrace
Boise, 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

TO

Ted Gamnett
Rockville
Jordan Valley, Oregon 97910

MICROFILMED
JUL 21 1994

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 21 1994

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

Remarks: BLM RECORD ID = 5701588305

Dates: Exam Made Date: Verified Date:

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

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

Audit: 10/08/92 WALKER

MICROFILMED
JUL 21 1994

OCT-01-1992

592

| RIGHT
NUMBER | NAME & ADDRESS | PRIORITY
DATE | PURPOSE OF USE | PERIOD OF USE
FROM TO | MAXIMUM
QUANTITY | BASIS OF CLAIM |
|-----------------|--|------------------|-------------------------|--------------------------|---------------------|----------------|
| 57-07444 | US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706 | 03/21/1995 | STOCKWATER STORAGE | 04-01 10-31 | 2.70 AFY | LICENSE |
| | | | STOCKWATER FROM STORAGE | 04-01 10-31 | 2.70 AFY | |
| | | | WILDLIFE STORAGE | 01-01 12-31 | 0.30 AFY | |
| | | | WILDLIFE FROM STORAGE | 01-01 12-31 | 0.30 AFY | |
| | | | TOTAL VOLUME: | | 3.00 AFY | |

NON-IRRIGATION USES:

STOCKWATER, 328 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT
 STOCKWATER 288 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT

SOURCE: UNNAMED STREAM

TRIBUTARY: JUMP CREEK

POINT OF DIVERSION:

TOIN R05W S32 NESW

PLACE OF USE: STOCKWATER STORAGE

TOIN R05W S32 NESW

PLACE OF USE: STOCKWATER FROM STORAGE

TOIN R05W S32 NESW

PLACE OF USE: WILDLIFE STORAGE

TOIN R05W S32 NESW

PLACE OF USE: WILDLIFE FROM STORAGE

TOIN R05W S32 NESW

REMARKS: THIS RIGHT, WHEN CONSIDERED WITH ALL 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.

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.

BLM RECORD ID = 5701586305

double
remark

Double remark noted &
 recommended for
 correction in report.
 FW 10-8-92

MICROFILMED
 JUL 21 1994

BLM'S NOTICE OF ERROR

CLO (D) NUMBER -

+ - - - - - ADDRESS - - - - - +

1 - US DEPT OF JUSTICE
2 - ENV & NR DIV GEN LIT SEC
3 - PO BOX 663
CITY- WASHINGTON STATE- DC ZIP- 200440663
PHONE - 202-272-4134

1 - BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 3360 AMERICANA TERRACE
CITY- SOISE STATE- ID ZIP- 83706
PHONE - 208-334-1401

[illegible]

| STAGE | STATUS |
|--------------------|--------|
| 1 - BENEFICIAL USE | |

+ - - - - - TRIBUTARY - - - - - +
JUMP CREEK

| CODE | DESCRIPTION | PERIOD FROM | PERIOD TO | DIVERSION RATE | DIVERSION VOLUME |
|------|-------------------------|-------------|-----------|----------------|------------------|
| 05 - | STOCKWATER STORAGE | 04/01 | 10/31 | | 2.70 |
| 06 - | STOCKWATER FROM STORAGE | 04/01 | 10/31 | | 2.70 |
| 17 - | WILDLIFE STORAGE | 01/01 | 12/31 | | 0.30 |
| 18 - | WILDLIFE FROM STORAGE | 01/01 | 12/31 | | 0.30 |

| | | | | |
|-------------------------|---------------------------|-----------------------------|-------------------------------|------------------|
| + - TOTAL DIV. RATE - + | + - TOTAL DIV. VOLUME - + | + - TOTAL DIV. CAPACITY - + | + - TOTAL CONSUMPTIVE USE - + | + - KW USAGE - + |
| | 3.00 | | 0.0 | |

| TWN | RNG | SEC | TRACT | LLT | ACRES | PLACE OF USE CODE | DESCRIPTION | COUNTY |
|-----|-----|-----|-------|-----|-------|-------------------|-------------------------|--------------|
| 01N | 05W | 32 | NE SW | | | 05 | STOCKWATER STORAGE | (73) OWYHEE |
| 01N | 05W | 32 | NE SW | | | 06 | STOCKWATER FROM STORAGE | (73) OWYHEE |
| 01N | 05W | 32 | NE SW | | | 17 | WILDLIFE STORAGE | (73) OWYHEE |
| 01N | 05W | 32 | NE SW | | | 18 | WILDLIFE FROM STORAGE | (73) OWYHEE |

+ - - DIVERSION MEANS - EARTHFILL DAM, 9 FEET HIGH

MICROFILMED
JUL 21 1994

WATER RIGHT NUMBER - A57-07444

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - NON-IRRIGATION USE - STOCKWATER 338 RANGE CATTLE, WILDLIFE VARIABLE AMOUNT

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - -
PREVIOUSLY FILED WITH THE IDAHO DEPARTMENT OF WATER RESOURCES

+ - - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - -
R37 - THIS RIGHT, WHEN CONSIDERED WITH ALL 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.

+ - - - - DECREE PLAINTIFF - - - - + - - - - DECREE DEFENDANT - - - - + - - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 07/13/92 HARRIS 08/05/92 SHAFF

+ - - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

| | | | | | |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| COURT REPORT FILING | - 00/00/0000 | FIELD INSPECTION MADE | - 00/00/0000 | CIVIL CASE NUMBER | - 39576 |
| OBJECTION FILED DATE | - 00/00/0000 | FIELD INSPECTION FLAG | - | OLD CASE NUMBER | - |
| RESPONSE FILED DATE | - 00/00/0000 | VERIFIED DATE | - 00/00/0000 | OLD JUDICIAL DISTRICT | - |
| CLAIM RECEIVED DATE | - 06/30/1992 | LAST AMENDED DATE | - 00/00/0000 | TEMPORARY RIGHT | - P |
| PROOF DUE DATE | - 00/00/0000 | PROOF MADE DATE | - 00/00/0000 | WATER DISTRICT | - |
| LICENSED DATE | - 00/00/0000 | RECEIPT NUMBER | - X111111 | FEDERAL/STATE INDICATOR | - S |
| CLAIMS TAPE ERROR FLG | - | PDU OWNERSHIP FLAG | - Y | PRESUMPTION FLAG | - |
| FEE EXEMPT FLAG | - | NAME CONNECTOR | - | NOTICE OF ERROR FLAG | - |

MICROFILMED
JUL 21 1994

BLM Ident. Per 5701588305

DATA ENTRY

ENTERED

CHECKED

9.21.92 [initials]
9/25/92 [initials]

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

VERIFIED

SEP 22 1992

CERTIFIED
SEP 22 1992
WATER EXAMINER