

Water Right Number - A61-02236B

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

WITHDRAWN CLAIM

1 -
2 -
3 -City- X
Phone -

State- ID Zip- 0

*** K - ALSO KNOWN AS ***

BLM

1 -
2 -
3 -City- X
Phone - 208-000-0000

State- ID Zip- 0

*** O - ORIGINAL OWNER ***

AMERICA ACTING THROUGH

UNITED STATES OF

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

State- ID Zip- 83709

+ - - Priority Date - - +
03/24/1965+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +

+ - - Status - - - +
W - WITHDRAWN

+ - - - - Source - - - - - +

BENNETT CREEK
WARM SPRINGS CREEK
WITHDRAWN CLAIM

+ - - - - Tributary - - - - - +

SNAKE RIVER
SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County04S 08E 9 SE SE (39) ELMORE
16 NE NE (39) ELMORE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume05 - STOCKWATER STORAGE 01/01 12/31 4.00
06 - STOCKWATER FROM STORAGE 01/01 12/31 4.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.00 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County03S 08E 30 SE SW 05 STOCKWATER STORAGE (39) ELMORE
04S 07E 1 SE NE 05 STOCKWATER STORAGE (39) ELMORE
04S 08E 6 NW SW 6 05 STOCKWATER STORAGE (39) ELMORE
04S 08E 8 SE NW 05 STOCKWATER STORAGE (39) ELMORE

Total Acres:

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: 1965-03-24
IDWR NUMBER: 6102236
BLM NUMBER: 6101688153
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 61

SOURCE	TRIBUTARY TO
BENNETT CREEK	SNAKE RIVER

DESCRIPTION OF DIVERSION WORKS
RESERVOIRS, PIPELINES, TROUGHS

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER STORAGE	0.000	4.00	0101	1231
WILDLIFE STORAGE	0.000	4.00	0101	1231
STOCKWATER FROM STORAGE	0.000	4.00	0101	1231
WILDLIFE FROM STORAGE	0.000	4.00	0101	1231
TOTAL:	0.000 CFS	4.00 AF		

NON-IRRIGATION USES
S/2210 RANGE CATTLE 680 SHEEP W/VAR AMT

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
04S	08E	09		SE	SE	00	ELMORE
04S	08E	16		NE	NE	00	ELMORE
04S	08E	09		SE	SE	00	ELMORE
04S	08E	16		NE	NE	00	ELMORE

PLACE OF USE							MICROFILMED	JUL-2-2-1994	IRRIGATED OWNED	ACRES
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY				
04S	08E	08	SE	NW	00	ELMORE				0.0

AJ0749NP
No. R61-02236B

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

DATE: 08/06/93
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	03/24/1965	STOCKWATER STORAGE STOCKWATER FROM STORAGE	01-01 12-31 01-01 12-31		4.0 AFA 4.0 AFA
TOTAL DIVERSION:						4.0 AFA

Water Source: BENNETT CREEK
HOT SPRINGS CREEK

Tributary to: SNAKE RIVER
BENNETT CREEK

Stage: LICENSE

Point(s) of Diversion: T04S R08E S09
S16 SESE
NENE

ELMORE County
ELMORE County

Place of use Legal Description for: STOCKWATER STORAGE

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
03S	08E	30	:																	:
04S	07E	1	:																	:
04S	08E	6	:																	:
04S	08E	8	:																	:

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

POU County: ELMORE

Non-Irrigation Uses: STOCKWATER, 2210 RANGE CATTLE, 680 SHEEP

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 = 6101688153
SOURCE IS ALSO KNOWN AS WARM SPRINGS CREEK.

Dates: Exam Made Date: Verified Date: 08/06/1993

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

Audit: 08/06/93 MCCARTHY

MICROFILMED
JUL 22 1994

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

07/01/97 17:35:03
Page 1

Water Right Number - A61-02236B

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

[REDACTED]

1 -
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3 -

City- X
Phone -

State- ID Zip- 0

*** K - ALSO KNOWN AS ***

BLM

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AMERICA ACTING THROUGH

UNITED STATES OF

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Phone - 208-373-4000

State- ID Zip- 83709

+ - - Priority Date - - +
03/24/1965

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +

+ - - Status - - - +

[REDACTED]

+ - - - - Source - - - - - +

BENNETT CREEK
WARM SPRINGS CREEK
[REDACTED] CLAIM

+ - - - - Tributary - - - - - +

SNAKE RIVER
SNAKE RIVER

+ - - - - Point of Diversion - - - - - +

Tw	Rng	Sec	Tract	Lot	RFlg	County
04S	08E	9	SE SE		(39)	ELMORE
		16	NE NE		(39)	ELMORE

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
05 - STOCKWATER STORAGE		01/01	12/31		4.00
06 - STOCKWATER FROM STORAGE		01/01	12/31		4.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.00 0.0

+ - - - - Place of Use - - - - - +

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
03S	08E	30	SE SW			05	STOCKWATER STORAGE	(39) ELMORE
04S	07E	1	SE NE			05	STOCKWATER STORAGE	(39) ELMORE
04S	08E	6	NW SW	6		05	STOCKWATER STORAGE	(39) ELMORE
04S	08E	8	SE NW			05	STOCKWATER STORAGE	(39) ELMORE

Total Acres:

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	- 03/25/1993	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X111111	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MAY 01 1997

Claims to DROP

BLMIdent ---> IDWRNo		Department of Water Resources			
6101681200	A61-11328	6101688060	A61-02313	6101780013	A61-11382
6101681201	A61-11329	6101688067	A61-02320	6101780014	A61-11383
6101681201	A61-11330	6101688070	A61-02323	6101780019	A61-11390
6101681202	A61-11331	6101688075	A61-02328	6101780020	A61-11391
6101681202	A61-11332	6101688078	A61-02331	6101780020	A61-11392
6101681204	A61-11335	6101688082	A61-02335	6101780021	A61-11393
6101681204	A61-11336	6101688083	A61-02336	6101780022	A61-11394
6101681205	A61-11337	6101688091	A61-04091	6101780022	A61-11395
6101681205	A61-11338	6101688093	A61-04097	6101780023	A61-11396
6101681206	A61-11339	6101688095	A61-04099	6101780024	A61-11397
6101681206	A61-11340	6101688097	A61-04101	6101780025	A61-11398
6101681211	A61-11349	6101688099	A61-04103	6101780029	A61-11402
6101681211	A61-11350	6101688100	A61-04104	6101780030	A61-11403
6101681212	A61-11351	6101688101	A61-04105	6101780032	A61-11405
6101681212	A61-11352	6101688103	A61-04107	6101780034	A61-11407
6101681223	A61-11363	6101688106	A61-04144	6101780035	A61-11408
6101681226	A61-11365	6101688122	A61-07363	6101780035	A61-11409
6101683471	A61-11367	6101688128	A61-07494	6101780036	A61-11410
6101683472	A61-11368	6101688130	A61-07496	6101780038	A61-11412
6101688000	A61-02096	6101688137	A61-07503	6101780039	A61-11413
6101688007	A61-02259	6101688140	A61-07548	6101780039	A61-11414
6101688009	A61-02262	6101688142	A61-07550	6101780040	A61-11415
6101688011	A61-02264	6101688152	A61-07568	6101780042	A61-11418
6101688013	A61-02266	6101688153	A61-02236 B	6101780043	A61-11419
6101688014	A61-02267	6101780001	A61-11369	6101780043	A61-11420
6101688019	A61-02272	6101780002	A61-11370	6101780044	A61-11421
6101688021	A61-02274	6101780003	A61-11371	6101780046	A61-11424
6101688022	A61-02275	6101780004	A61-11372	6101780048	A61-11427
6101688023	A61-02276	6101780005	A61-11373	6101780050	A61-11430
6101688027	A61-02280	6101780006	A61-11374	6101780056	A61-11437
6101688040	A61-02293	6101780008	A61-11376	6101780060	A61-11441
6101688046	A61-02299	6101780010	A61-11379	6101780061	A61-11442
6101688047	A61-02300	6101780011	A61-11380	6101780063	A61-11445
6101688050	A61-02303	6101780012	A61-11381	6101780066	A61-11448

CLAIM NO. A61-02236

Recommended as 61-02236B

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). _____
 Claim totally disallowed _____ or partially deleted? _____
☐ Private claimant notification letter sent - Date _____
☒ No overlapping Federal Claim
☐ 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 OR TRIBUTARY
☒ Source changed to reflect IDWR records - see remarks
☒ Source or trib changed explain: Hot Springs Creek
trib. to Bennett Creek

4. ☒ No Change - POINT OF DIVERSION - Claim matches existing license or decree
☐ Point of diversion changed, explain _____
☐ Point of diversion as claimed was changed from existing right -
 Map attached _____.
 How was this verified? _____

5. N/A

6. ☐ No Change - WATER USES
☒ Water uses changed, explain: wildlife not shown on
1991 license
☐ Water uses to reflect IDWR records as shown below:

Use _____	From _____	To _____	Amount _____	cfs _____	af _____
Use _____	From _____	To _____	Amount _____	cfs _____	af _____

7. ☒ No Change - TOTAL RATE AND VOLUME
☐ Total rate and volume changed to reflect IDWR records as shown:
 cfs _____ afa _____
☐ Total rate and volume changed, explain _____

MICROFILMED

JUL 22 1994

8. N/A

9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☒ Changed to reflect data entry standards
☐ Incomplete on claim - Per IDWR records:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

10. ☒ No Change - PLACE OF USE
☐ Place of use changed, explain _____
☐ Place of Use as claimed was changed from existing right -
Map attached _____
How was this verified? _____

Remarks: "Warm Springs Creek" is "Hot Springs Creek" on current map. Reservoir was licensed in 1991 with two sources: Bennett Creek and "Warm Springs Creek". It does not appear that the sources have changed.

This portion of 61-02236 has a "B" suffix from WR and will be recommended as 61-02236B.

Review Completed by:

Kenneth Florthy
signature

Date:

8-6-93

SPLIT WATER RIGHT REVIEW FOR 61-02236

DATE: JULY 24, 1996

BY: MEL SCHULTE

61-02236 (BASE RIGHT)

N/O: A B HALL

SOURCE: WARM SPRINGS CREEK & BENNETT CREEK

BENEFICIAL USE: IRRIGATION--3000 AF

PLACE OF USE: 2240 ACRES

*61-02236A

N/O: FRANK GALEY

SOURCE: WARM SPRINGS CREEK & BENNETT CREEK

BENEFICIAL USE: IRRIGATION--2996 AF

PLACE OF USE: 2240 ACRES

*61-02236B

N/O: BLM

SOURCE: WARM SPRINGS CREEK & BENNETT CREEK

BENEFICIAL USE: STOCKWATER STORAGE--4.0 AF

STOCKWATER FROM STORAGE--4.0 AF

PLACE OF USE: AMENDED TO COMPLY WITH BLM HOT SPRINGS
PIPE LINE PROJECT AND CHANGE USE FROM
IRRIGATION TO STOCKWATER.

**61-02236C

N/O: GALEY/REYNOLDS & SONS

SOURCE: HOT SPRINGS CREEK

BENEFICIAL USE: IRRIGATION STORAGE--286 AF

IRRIGATION FROM STORAGE--286 AF

PLACE OF USE: 3585 ACRE PERMISSIBLE PLACE OF USE

**61-02236D

N/O: GALEY/REYNOLDS & SONS

SOURCE: BENNETT CREEK

BENEFICIAL USE: IRRIGATION STORAGE--2710 AF

IRRIGATION FROM STORAGE--2710 AF

DIVERSION TO STORAGE--20 CFS

PLACE OF USE: 3585 ACRE PERMISSIBLE PLACE OF USE

* PERMIT SPLIT BY PARTIAL ASSIGNMENT OF 4 AF FROM GALEY TO
BLM ON 5/6/1982 AND SUBSEQUENTLY AMENDED BY BLM TO CHANGE
USE AND LOCATION OF PLACE OF USE.

** PERMIT SPLIT BY LICENSING AMENDMENT DATED 5/24/1996 TO
CREATE PERMISSIBLE PLACE OF USE AND SPLIT PERMIT DUE TO
MULTIPLE SOURCES ON ORIGINAL PERMIT. DIVERSION TO
STORAGE ADDED TO PERMIT TO CORRECT DISCREPANCY IN FIRST
PERMIT.

State of Idaho
Department of Water Resources

SEP 16 1991

Department of Water Resources
Western Regional Office

WATER RIGHT LICENSE

WATER RIGHT NO. 61-02236B

Priority: March 24, 1965

Maximum Storage Volume:

4.0 AF

This is to certify, that U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated March 24, 1965; and
has submitted Proof of Beneficial Use on January 28, 1976. An examination indicates
that the works have a storage capacity of 4.000 af of water from:

BENNETT CREEK
WARM SPRINGS CREEK

tributary to SNAKE RIVER
tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER STORAGE	01/01 to 12/31		4.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		4.0 AF
	Totals		4.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 9, Township 04S, Range 08E
NENE , Sec. 16, Township 04S, Range 08E
ELMORE County

PLACE OF USE: STOCKWATER STORAGE
TWN RGE SEC

03S 08E 30	SESW
04S 07E 1	SENE
08E 6	LOT 6(NWSW)
8	SENW

PLACE OF USE: STOCKWATER FROM STORAGE, same as STOCKWATER STORAGE use

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

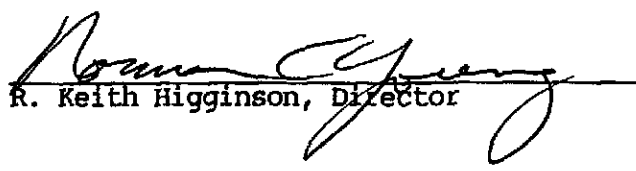
WATER RIGHT NO. 61-02236B

CONDITIONS/REMARKS:

4. 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 license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 4TH day of SEPTEMBER, 1991.

Acting for


R. Keith Higginson, Director