

7-17

POD & POW
NE SW

MICROFILMED
JUL 22 1994

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: 1949-06-15
IDWR NUMBER: 6104057
BLM NUMBER: 6105680011
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 61

SOURCE	TRIBUTARY TO
DOE SPRING	DEER HEAVEN CREEK

DESCRIPTION OF DIVERSION WORKS
SPRING BOX, BURIED PIPE, TROUGH, OVERFLOW PIPE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER STORAGE	0.040	0.00	0101	1231
WILDLIFE STORAGE	0.040	0.00	0101	1231
STOCKWATER FROM STORAGE	0.040	0.00	0101	1231
WILDLIFE FROM STORAGE	0.040	0.00	0101	1231
TOTAL:	0.040 CFS	0.00 AF		

NON-IRRIGATION USES
STOCKWATER, 2130 RANGE CATTLE, WILDLIFE VARYING AMOUNTS

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
03S	11E	07		SW	NE	00	ELMORE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
03S	11E	07	SW	NE	00	ELMORE	YES	0.0

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BLM NUMBER: 6105680011

PAGE: 2

03S	11E	07	SW	NE	00	ELMORE	YES	0.0
03S	11E	07	SW	NE	00	ELMORE	YES	0.0
03S	11E	07	SW	NE	00	ELMORE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

RECOMMENDED IN BOI D/S
REPORT IN 7-1997

CLAIM NO A61-04057

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION SHEET
FOR BLM BENEFICIAL USE RIGHTS

OVERLAPS

1. ☒ No Overlapping private claim(s) *or Fed. claims*
☐ Overlapping private claim(s)
Claim No(s). _____
☐ Private Claim(s) Recommendation Changed yes ___ no ___
If no, explain _____
☐ Private Claimant Notification Letter Sent - Date _____

DATE OF PRIORITY

2. ☒ No Change - Priority date recommended per State Claim
☐ Claim shows two priority dates - State (Item #2) & Federal (in remarks)
☐ "A" suffix claim for Federal portion of right needed & profile report prepared

SOURCE

3. ☒ No Change
☐ Changed - Explanation: _____
☐ Tributary added or changed - Explanation: _____

POINT OF DIVERSION

4. ☒ No Change - P.D. Verified - Map attached
☐ Changed - Instream Stock - Beg & End points added - map attached
☐ Changed - Per further information from BLM
Attach copies of information received and explain: _____
☐ Changed - Per field exam - Attach field exam information

5. N/A

WATER USES

6. ☐ No Changes
☒ Water Use Changed
a. Use Added - _____
Explanation: _____
b. Use Deleted - *Storage*
Explanation: *neither stat. claim or desc. of div. works*
described storage
☐ Season of Use Changed - Explanation: _____
☒ Amount of Use Changed - Explanation: *stat. claim*

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TOTAL VOLUME

7. ☐ No Change
☒ Changed - Explanation: changed to match st. claim

8. N/A

NON-IRRIGATION USES

9. ☐ No Change
☒ Changed per data entry standards
☐ Changed - Explanation: _____

PLACE OF USE

10. ☒ No Change - POU Verified - Map attached
☐ Changed - Instream stock - places of use added - map attached
☐ Changed - Per further information from BLM
Attach copies of information received and explain: _____
☐ Changed - Per field exam - Attach field exam information

REMARKS

☐ Remarks added - _____

☐ Remarks deleted - _____

COMMENTS

REVIEW COMPLETED BY:

Kevin M. Florky
signature

DATE:

8-23-93

VERIFIED BY R. Brown
7-13-97

AJ5809NP
No. R61-04057

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/13/97
PAGE: 21

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	01/01/1876	STOCKWATER	01-01 12-31	0.04 CFS	—
TOTAL DIVERSION:					0.04 CFS	—

Water Source: DOE SPRING

Tributary to: DEER HEAVEN CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T03S R11E S07

NESWNE

ELMORE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE									
		NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		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	
03S	11E	7	:					S	:								:								

POU County: ELMORE

Other Rights: NONE

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.
- D01 - *****
- * 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. *
- *
- * THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW *
- * WITH AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN *
- * EXECUTIVE ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC *
- * WATER RESERVE 107. *
- *****

Remarks: EXP BLM RECORD ID = 6105680011
STOCKWATER, 2130 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 07/12/1997 Objection Filed Date:

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

AJ5809NP
No. R61-04057

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/13/97
PAGE: 22

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Comments: Date: 05/20/1997 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 08/23/93 MCCARTHY 09/11/96 NM-SHAFF 10/11/96 AD-SHAFF 05/19/97 WL-JSHUR
05/20/97 AJU5-JSH 07/12/97 RBROWN

AJ0749NP
No. R61-04057

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

DATE: 08/23/93
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	06/15/1949 <i>11/18/86</i>	STOCKWATER WILDLIFE	01-01 12-31 ~~01-01 12-31~~	~~0.03 CFS~~ ~~0.01 CFS~~	<i>0.04</i>
				TOTAL DIVERSION:	0.04 CFS	

No storage evident

Water Source: DOE SPRING

Tributary to: DEER HEAVEN CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T03S R11E S07

NESWNE

ELMORE 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	:
03S	11E	7	:																	:

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

POU County: ELMORE

Non-Irrigation Uses: (STOCKWATER, 2130 RANGE CATTLE, WILDLIFE, VARIABLE NUMBER) → *EXP*

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 = 6105680011

Dates: Exam Made Date:

Verified Date: 08/23/1993

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 08/23/93 MCCARTHY

N11/N13/001

RB 7-12-97

MICROFILMED
JUL 22 1994

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

AMENDED NOTICE of CLAIM
for Water Right number:

A61-04057

NAME and
ADDRESS:

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

6105680011

Stg: StFed:

J X

SOURCE:

Source	Tributary
DOE SPRING	DEER HEAVEN CREEK

QUANTITY:

0.02 CFS or VOLUME: 0 Acre Fee

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day

PRIORITY DATE:

1/1/1876

Diversion Means: UNDEVELOPED SPRING

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	within the	County of
03S	11E	7		SW	NE	0		39/ELMORE

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in Ac
05	0101	1231	0.02	0
17	0101	1231	0.02	0

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 09-Jun-97 7:52 AM

OTHER PROVISIONS NECESSARY FOR DEFINITION or ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
05	03S	11E	7	SW	NE	0		ELMORE

Two claims were missing priority date information, these were: 5501588474 and 5501588384

Seven claims were missing information in the Diversion Means column, these were:

5101780828 (12827) 5101780822 (12821) 5101780823 (12822)
5101780824 (12823) 5101780825 (12824) 5101780826 (12825)
5101780827 (12826)

There were some claims that also need to be added to this reporting area, they are:

5101680094 (10457) 6101780157 (1553) 6101788036 (62289)
5101780829 (104 # 4KT) 6101688140 (reestablished) (07548)

Finally, there are three additional claims that needed to be changed to dual based, they are:

6105680010 (04058) 6105680006 (11215) 6105680011 (04057)

RECEIVED

JUN 09 1997

WATER RESOURCES
WESTERN REGION

RECEIVED

MAY 01 1997

WATER RESOURCES
WESTERN REGION

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

A61-04057

United States of America acting through
Bureau of Land Management

NAME and
ADDRESS:

Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

6105680011

SOURCE:

Source	Tributary
DOE SPRING	DEER HEAVEN CREEK

QUANTITY:

0.02 CFS or VOLUME: 0 Acre Fee

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day

PRIORITY DATE:

1/1/1876

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	within the	County of
03S	11E	7		SW	NE	0		39/ELMORE

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in Ac
05	0101	1231	0.02	0
17	0101	1231	0.02	0

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 30-Apr-97 5:45 PM

OTHER PROVISIONS NECESSARY FOR DEFINITION or ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

PLACE
of USE:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
05	03S	11E	7	SW	NE	0		ELMORE

2-17

JUL 22 1994