

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: 1962-10-15
IDWR NUMBER: 6511210 *AB5-11210*
BLM NUMBER: 6501488020
BASIS OF CLAIM: DECREE
BASIN NUMBER: 65

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	JAKES CREEK

DESCRIPTION OF DIVERSION WORKS

EARTHFILL DAM

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD FROM	OF USE TO
-----	-----	-----	-----	-----
STOCKWATER STORAGE	0.000	17.00	0101	1231
WILDLIFE STORAGE	0.000	17.00	0101	1231
STOCKWATER FROM STORAGE	0.000	8.10	0101	1231
WILDLIFE FROM STORAGE	0.000	8.10	0101	1231
TOTAL:	0.000 CFS	17.00 AF		

NON-IRRIGATION USES

410 RANGE CATTLE, WILDLIFE

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	-----
08N	01W	12	SE	NE	SE	00	GEM

PLACE OF USE							MICROFILMED	IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	AUG 04 1994	OWNED	ACRES
---	---	---	---	---	---	---	-----	-----	-----
08N	01W	12	NE	SE	00	GEM			0.0
TOTAL ACRES IRRIGATED:									0.0

BLM NUMBER: 6501488020

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

65-2956

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

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

In Re SRBA

Case No. 3957

AMENDED NOTICE of CLAIM for
Water Right number

65-11210

(IDWR number)

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

6501488020

Stg:

StFed

D

S

SOURCE

Source	Tributary
UNNAMED STREAM	JAKES CREEK

QUANTITY

0

CFS

or VOLUME

17

Acre Feet

PRIORITY DATE

10/15/1962

Diversion Means

EARTHFILL DAM

REMARKS

POINT of
DIVERSION

Twship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
08N	01E	7	SW	NW	SW	03		45	GEM
08N	01W	12	SE	NE	SE			45	GEM

PURPOSE
and
PERIOD
OF USE

Purpose of Use	Period of Use (from - to)	Rate in CFS	or	Volume in AcFt
05	0101	1231		17
17	0101	1231		17
06	0101	1231		8 1
18	0101	1231		8 1

CONSUMPTIVE
USE

stockwater use

DATE

06-Feb-98

7 12 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	Tw	Rge	Sec	T1	T2	LOT	within the	County of
05	08N	01E	7	NW	SW	03	45	GEM
06	08N	01E	7	NW	SW	03	45	GEM
17	08N	01E	7	NW	SW	03	45	GEM
18	08N	01E	7	NW	SW	03	45	GEM
05	08N	01W	12	NE	SE		45	GEM
06	08N	01W	12	NE	SE		45	GEM
17	08N	01W	12	NE	SE		45	GEM
18	08N	01W	12	NE	SE		45	GEM

03/09/2001

NOTICE OF ERROR
REPLY

RECEIVED

APR 30 2001

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change its recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-11210

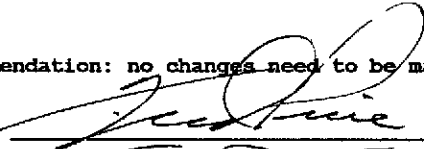
UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657
Telephone Number: (208)373-4000

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4-27-2001 SIGNATURE: 
Please print your name: FRED PRICE

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208)334-2190

03/09/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-11210

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: UNNAMED STREAM

TRIBUTARY: JAKES CREEK

QUANTITY: 17.00 AFY

PRIORITY DATE: 10/15/1962

POINT OF DIVERSION:

T08N R01E S7 SWNWSW Lot 3 Within GEM County
T08N R01W S12 SENESE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER STORAGE	1/01 12/31	17.00 AFY
WILDLIFE STORAGE	1/01 12/31	17.00 AFY
STOCKWATER FROM STORAGE	1/01 12/31	8.10 AFY
WILDLIFE FROM STORAGE	1/01 12/31	8.10 AFY

PLACE OF USE:

<u>STOCKWATER STORAGE Within GEM County</u>		
T08N R01E S07 Lot 3 NWSW	T08N R01W S12	NESE
<u>WILDLIFE STORAGE Within GEM County</u>		
T08N R01E S07 Lot 3 NWSW	T08N R01W S12	NESE
<u>STOCKWATER FROM STORAGE Within GEM County</u>		
T08N R01E S07 Lot 3 NWSW	T08N R01W S12	NESE
<u>WILDLIFE FROM STORAGE Within GEM County</u>		
T08N R01E S07 Lot 3 NWSW	T08N R01W S12	NESE

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF
THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A
POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

BLM RECORD ID = 6501488020
Stockwater use is for 410 range cattle.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO 65-11210

Owner Type Name and Address
Current Owner UNITED STATES OF AMERICA ACTING THROUGH
 USDI BUREAU OF LAND MANAGEMENT
 IDAHO STATE OFFICE
 1387 S VINNELL WAY
 BOISE, ID 837091657
 (208)373-4000

Also Known As BLM

Priority Date: 10/15/1962
Basis: Decreed
Status: Valid

Source: UNNAMED STREAM Trib. to Jakes Creek

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER STORAGE	1/01	12/31		17 AFA	
STOCKWATER FROM STORAGE	1/01	12/31		8.1 AFA	
WILDLIFE STORAGE	1/01	12/31		17 AFA	
WILDLIFE FROM STORAGE	1/01	12/31		8.1 AFA	
Total Diversion				17 AFA	

Point(s) of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
08N	01E	7	SW NW SW	3	GEM
08N	01W	12	SE NE SE	0	GEM

Place(s) of use

Place of Use Legal Description: STOCKWATER STORAGE GEM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	01E	7	3	NWSW										
	01W	12		NESE										

Place of Use Legal Description: STOCKWATER FROM STORAGE GEM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	01E	7	3	NWSW										
	01W	12		NESE										

Place of Use Legal Description: WILDLIFE STORAGE GEM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	01E	7	3	NWSW										
	01W	12		NESE										

Place of Use Legal Description: WILDLIFE FROM STORAGE GEM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	01E	7	3	NWSW										

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Explanatory BLM RECORD ID = 6501488020
2. Explanatory Stockwater use is for 410 range cattle.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
sbock	10/17/00	pod and pou	Recommend as claimed, matches topo map. Pond is located as claimed, not as decreed

Dates:

Licensed Date
 Claim Received Date: 03/25/1993
 Decreed Date: 01/21/1986
 Date Filed with Court:
 Objection Filed Date:
 Response Filed Date
 SF5 Filed:
 Special Master Recom Signed Date:

Other Information:

Receipt Number(s)
 State or Federal: S
 Water District:
 Civil Case Number:
 Old Case Number
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number
 Cary Act Number:
 Mitigation Plan: False

AJ5809NP
No. R65-11210

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/17/98
PAGE: 11

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 837091657 (208) 373-4000	10/15/1962	STOCKWATER STORAGE STOCKWATER FROM STORAGE WILDLIFE STORAGE WILDLIFE FROM STORAGE	01-01 12-31 01-01 12-31 01-01 12-31 01-01 12-31		17.00 AFA 8.10 AFA 17.00 AFA 8.10 AFA
TOTAL DIVERSION:						17.00 AFA

Water Source: UNNAMED STREAM

Tributary to: JAKES CREEK

Stage: DECREED

Point(s) of Diversion:

~~T08N R01E S07 Lot 03 (SW/4SW)~~
R01W S12 SENESE

GEM County
GEM County

Place of use Legal Description for: STOCKWATER STORAGE

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
08N	01E	7													
08N	01W	12													

Place of use Legal Description for: STOCKWATER FROM STORAGE

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
08N	01E	7													
08N	01W	12													

Place of use Legal Description for: WILDLIFE STORAGE

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
08N	01E	7													
08N	01W	12													

Place of use Legal Description for: WILDLIFE FROM STORAGE

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
08N	01E	7													
08N	01W	12													

POU County: GEM

Non-Irrigation Uses: 410 RANGE CATTLE, WILDLIFE

Other Rights: 65-2956

Comm.
Recommended as claimed
pound in located as claimed,
not decreed.

26150
65-02956 - withdrawn
see 12/2/98

AJ5809NP
No. R65-11210

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/17/98
PAGE: 12

Remarks: EXP BLM RECORD ID = 6501488020

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 01/10/98 AJCTR

WR5809NP
No. 65-11210

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/02/00
PAGE: 14

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 837060000	10/15/1962	STOCKWATER STORAGE STOCKWATER FROM STORAGE WILDLIFE STORAGE WILDLIFE FROM STORAGE	01/01 12/31 01/01 12/31 01/01 12/31 01/01 12/31		17.00 AFA 8.10 AFA 17.00 AFA 8.10 AFA
TOTAL DIVERSION:						17.00 AFA

Water Source: UNNAMED STREAM

Tributary to: JAKES CREEK

Stage: DECREED

Point(s) of Diversion:

T08N R01W S12

NESE

GEM County

Place of use Legal Description for: STOCKWATER FROM STORAGE

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
08N	01W	12	:					S	:											:

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

Pou County: GEM

Dates:	App. Received:	Priority Date:	10/15/1962
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

AJ5809NP
No. 65-20158

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00
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 837091657 (208) 373-4000	01/01/1874	STOCKWATER	01-01 12-31	0.020 CFS	
TOTAL DIVERSION:					0.020 CFS	

Water Source: UNNAMED STREAM

Tributary to: JAKES CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T08N R01W S13
Point(s) of Ending Stream Reach: T08N R01W S12

NENENE
SWSENE

GEM County
GEM 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	:
08N	01W	12	:																			:
08N	01W	13	:	S																		:
09N	01E	7	:											04-S								:

POU County: GEM

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.

Remarks: EXP BLM RECORD ID = 6501481352
STOCKWATER, 359 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 02/27/1998 Objection Filed Date: 08/05/1998

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

Comments: Date: 01/13/1998 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.

AJ5809NP
No. 65-20158

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00
PAGE: 2

=====
Comments: Date: 01/13/1998 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 01/10/98 AJCTR 01/12/98 AJU5-JSH 02/27/98 SBOCK 04/01/98 CPDSHAFF
04/06/98 ADT-DSHA 08/10/98 CM1-SEGB