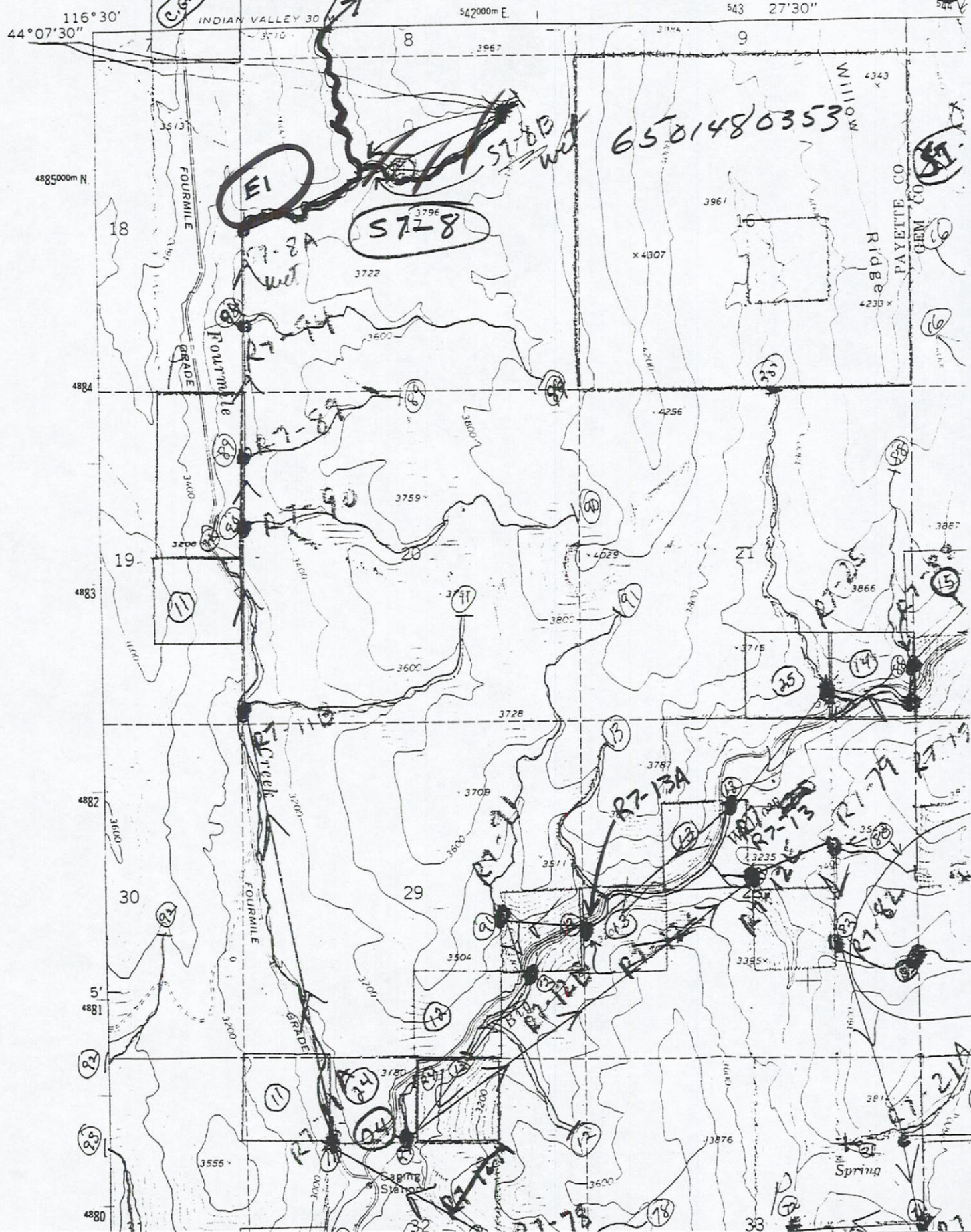






IN THE DISTRICT COURT OF  
THE FIFTH JUDICIAL DISTRICT OF THE STATE OF  
IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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: 1874-01-01  
AGENCY NUMBER: 6501480353 *AUG-19896*  
BLM NUMBER: 6501480353  
BASIS OF CLAIM: BENEFICIAL USE  
BASIN NUMBER: 65

| SOURCE         | TRIBUTARY TO     |
|----------------|------------------|
| FOURMILE CREEK | BIG WILLOW CREEK |

DESCRIPTION OF DIVERSION WORKS

INSTREAM

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO   |
|----------------|-------------------|---------------------|-----------------------|------|
| STOCKWATER     | 0.140             | 0.00                | 0101                  | 1231 |
| WILDLIFE       | 0.020             | 0.00                | 0101                  | 1231 |
| TOTAL:         | 0.160 CFS         | 0.00 AF             |                       |      |

NON-IRRIGATION USES

600 RANGE CATTLE, WILDLIFE

| TWP | RNG | SEC | POINT OF DIVERSION |        |        | LOT | COUNTY  |
|-----|-----|-----|--------------------|--------|--------|-----|---------|
|     |     |     | TRACT1             | TRACT2 | TRACT3 |     |         |
| 09N | 01W | 08  | SE                 | SW     | SW     | 00  | PAYETTE |
| 09N | 01W | 17  |                    | NE     | NE     | 00  | PAYETTE |
| 09N | 01W | 08  |                    | SE     | SW     | 00  | PAYETTE |
| 09N | 01W | 09  |                    | NW     | SE     | 00  | PAYETTE |
| 09N | 01W | 09  |                    | SW     | NE     | 00  | PAYETTE |
| 09N | 01W | 04  |                    | SW     | SW     | 00  | PAYETTE |
| 09N | 01W | 03  |                    | SW     | SW     | 00  | PAYETTE |
| 09N | 01W | 04  |                    | NE     | NW     | 00  | PAYETTE |

MICROFILMED

AUG 05 1994

09N 01W 33 SE SE 00 PAYETTE

## PLACE OF USE

| TWP | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY  | IRRIGATED<br>OWNED | ACRES |
|-----|-----|-----|--------|--------|-----|---------|--------------------|-------|
| 09N | 01W | 08  | SW     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 17  | SW     | NW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 17  | SE     | NW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 17  | NE     | NW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 08  | SE     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 08  | SW     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 17  | SW     | NE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 17  | NE     | NE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 08  | SE     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 08  | NE     | NW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 08  | NW     | SE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 08  | SW     | SE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 08  | SE     | SE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 09  | SW     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 09  | NW     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 09  | NE     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 09  | NW     | SE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 09  | SE     | NW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 09  | NE     | NW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 09  | SW     | NE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | SW     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | SE     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | SW     | SE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | NW     | SE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | SE     | SE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 03  | SW     | SW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | SW     | NE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | NW     | NE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | NE     | NW     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | SE     | NE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 04  | NE     | NE     | 00  | PAYETTE | YES                | 0.0   |
| 09N | 01W | 33  | SE     | SE     | 00  | PAYETTE | YES                | 0.0   |

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

## OTHER WATER RIGHTS

-----  
NONE

## REMARKS

-----  
FIRST DATE OF BENEFICIAL USE - 1874

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 )  
                  ) PARTIAL DECREE PURSUANT TO  
                  ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
                  ) Water Right 65-19896

NAME AND ADDRESS: USOI BLM  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE, ID 83709-1657

SOURCE: FOURMILE CREEK                      TRIBUTARY: BIG WILLOW CREEK  
          UNNAMED STREAM                      FOURMILE CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 06/28/1934

POINT OF DIVERSION: T09N R01W S03      NWSWSW      (Instream Beginning Point) Within Payette County  
                                         S04 LOT 03 ( NENW)      (Instream Beginning Point)  
                                              NWSE      (Instream Ending Point)  
                                              SWSE      (Instream Ending Point)  
                                         LOT 01 ( NENE)      (Instream Beginning Point)  
                                         S17      NENE      (Instream Ending Point)

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Stockwater     | 01-01 TO 12-31 | 0.02 CFS |

| PLACE OF USE: | Stockwater    |      | Within Payette County |
|---------------|---------------|------|-----------------------|
|               | T09N R01W S03 | SWSW |                       |
|               | S04           | SWSW | SESW                  |
|               |               | SWNE | SENE                  |
|               |               | SWSE | SESE                  |
|               |               | NESE | LOT 03 (NENW)         |
|               | LOT 01 (NENE) | NWSE |                       |
|               | S08           | SWSW | SWSE                  |
|               |               | SESE | SESW                  |
|               | S09           | NESW | NWSW                  |
|               |               | NENW | SWSW                  |
|               |               | SENW |                       |
|               | S17           | NENW | SENW                  |
|               |               | NENE | SWNE                  |
|               |               | SWNW |                       |

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.

RECOMMENDATION  
JUL 12 1999  
Felix X. Hernandez  
SPECIAL MASTER

AJ0749NP  
No. R65-19896

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

DATE: 02/26/98  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                                                                | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | UNITED STATES OF AMERICA ACTING THROUGH<br>USDI BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE<br>1387 S VINNELL WAY<br>BOISE ID 837091657<br>(208) 373-4000 | 01/01/1874       | STOCKWATER | 01-01 12-31           | 0.02 CFS          |                     |
| TOTAL DIVERSION: |                                                                                                                                                               |                  |            |                       | 0.02 CFS          |                     |

Water Source: FOURMILE CREEK  
UNNAMED STREAM

Tributary to: BIG WILLOW CREEK  
FOURMILE CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T09N R01W S03 NWSWSW  
S04 Lot01( NENE) Lot03( NENW)  
Point(s) of Ending Stream Reach: T09N R01W S04 NWSE SWSE  
S17 NENE

PAYETTE County  
PAYETTE County  
PAYETTE County  
PAYETTE 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 |
| 09N | 01W | 3  | : |      |    |    |    |    |    |    |    |      |    |    |    |    |    |    |    |
| 09N | 01W | 4  | : | 01-S |    |    |    | S  | S  |    |    | 03-S |    |    |    |    |    | S  | S  |
| 09N | 01W | 8  | : |      |    |    |    |    |    |    |    |      |    |    |    |    |    | S  | S  |
| 09N | 01W | 9  | : |      |    |    |    |    |    | S  |    | S    |    | S  | S  |    |    |    |    |
| 09N | 01W | 17 | : | S    |    |    |    | S  |    | S  |    | S    |    |    |    |    |    |    |    |

POU County: PAYETTE

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 = 6501480353  
STOCKWATER, 600 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 02/26/1998 Objection Filed Date:

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

AJ0749NP  
No. R65-19896

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

DATE: 02/26/98  
PAGE: 2

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Comments: Date: 01/12/1998 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.  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 02/26/98 SBOCK

Field Inspection Flag:  
Presumption Flag:

Sec 8

SWS E  
SESE  
SESW  
SWSW

AJ5809NP  
No. R65-19896

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/17/98  
PAGE: 50

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Comments: Date: 01/12/1998 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.  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 01/10/98 AJCTR 01/12/98 AJU5-JSH

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

65-19896

(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

6501480353

Stg.

StFed

J

S

SOURCE

| Source          | Tributary        |
|-----------------|------------------|
| FOURMILE CREEK  | BIG WILLOW CREEK |
| UNNAMED STREAMS | FOURMILE CREEK   |

QUANTITY

0.02

CFS

or VOLUME

0

Acre Feet

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

PRIORITY DATE

1/1/1874

Diversion Means

IN-STREAM USE

REMARKS

POINT of  
DIVERSION.

| Township | Range | Section | T1 | T2 | T3 | LOT | B/E | within the | County of |
|----------|-------|---------|----|----|----|-----|-----|------------|-----------|
| 09N      | 01W   | 3       | NW | SW | SW |     | B2  | 75         | PAYETTE   |
| 09N      | 01W   | 4       |    |    |    | 01  | B1  | 75         | PAYETTE   |
| 09N      | 01W   | 4       |    |    |    | 03  | B3  | 75         | PAYETTE   |
| 09N      | 01W   | 4       |    | NW | SE |     | E3  | 75         | PAYETTE   |
| 09N      | 01W   | 4       |    | SW | SE |     | E2  | 75         | PAYETTE   |
| 09N      | 01W   | 17      |    | NE | NE |     | E1  | 75         | PAYETTE   |

PURPOSE  
and  
PERIOD  
OF USE

| Purpose of Use | Period of Use (from - to) | Rate in CFS | or   | Volume in AcFt |
|----------------|---------------------------|-------------|------|----------------|
| 04             | 0101                      | 1231        | 0.02 |                |

CONSUMPTIVE  
USE.

de minimis

stockwater use

DATE

06-Feb-98 7 10 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 | Twn | Rge | Sec | T1 | T2 | LOT | within the | County of |
|-----------|-----|-----|-----|----|----|-----|------------|-----------|
| 04        | 09N | 01W | 3   | SW | SW |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 4   | SE | NE |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 4   | SW | NE |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 4   | NE | SE |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 4   | NW | SE |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 4   | SW | SE |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 4   | SE | SW |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 8   | NE | NW |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 8   | NW | SE |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 8   | SE | SE |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 8   | SE | SW |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 8   | SE | SW |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 8   | SW | SW |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 9   | NE | NW |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 9   | SE | NW |     | 75         | PAYETTE   |
| 04        | 09N | 01W | 9   | NE | SW |     | 75         | PAYETTE   |

|    |     |     |    |    |    |  |    |         |
|----|-----|-----|----|----|----|--|----|---------|
| 04 | 09N | 01W | 9  | NW | SW |  | 75 | PAYETTE |
| 04 | 09N | 01W | 9  | SW | SW |  | 75 | PAYETTE |
| 04 | 09N | 01W | 17 | NE | NE |  | 75 | PAYETTE |
| 04 | 09N | 01W | 17 | SW | NE |  | 75 | PAYETTE |
| 04 | 09N | 01W | 17 | NE | NW |  | 75 | PAYETTE |
| 04 | 09N | 01W | 17 | SE | NW |  | 75 | PAYETTE |
| 04 | 09N | 01W | 17 | SW | NW |  | 75 | PAYETTE |
| 04 | 09N | 01W | 33 | SE | SE |  | 75 | PAYETTE |

---

3906

claim#  
6501480353

9N 1W 17

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
GEOLOGICAL SURVEY

480353  
on Cooked Gulch  
topo

