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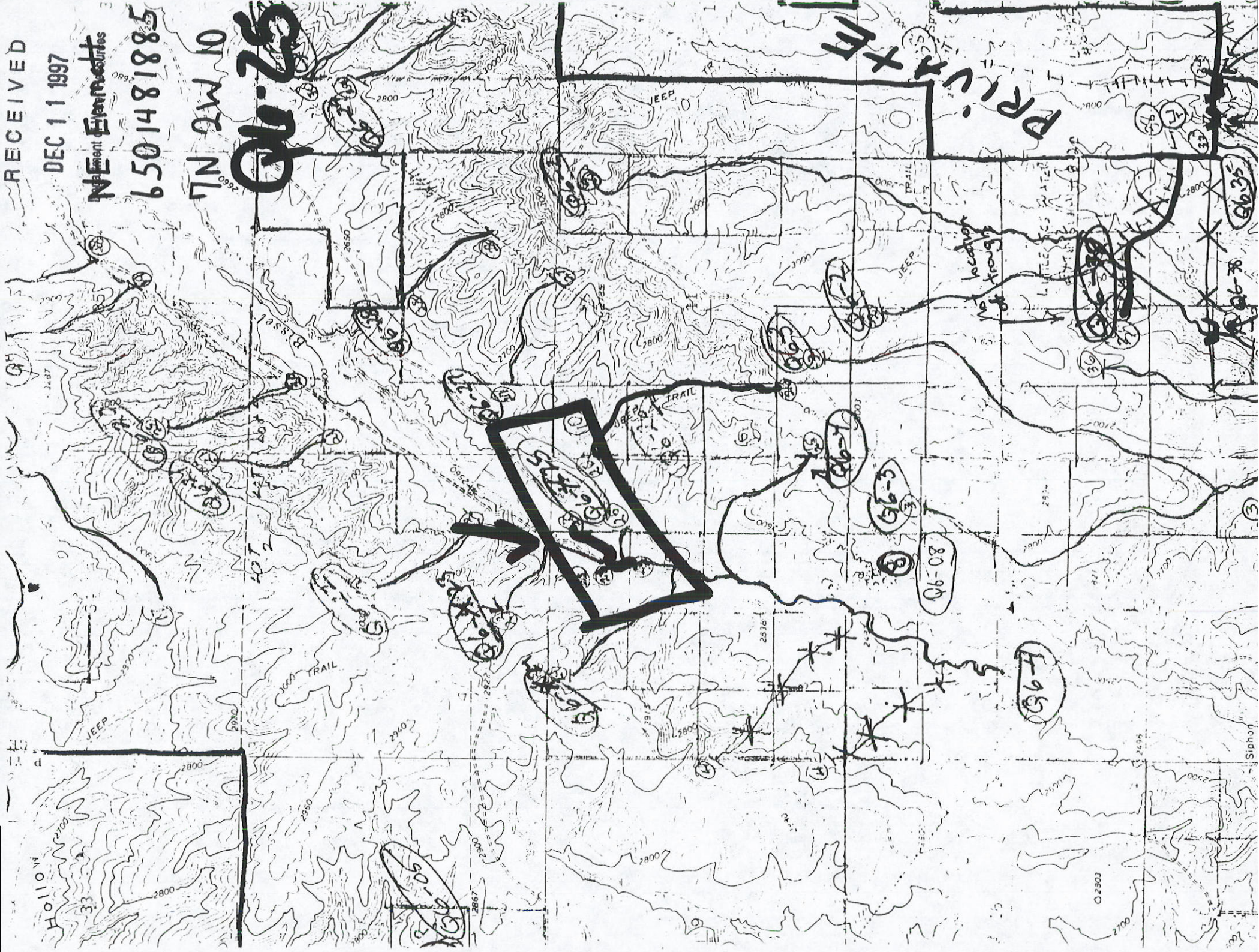
DEC 11 1997

NELSON ENEMIES

6501481885

7N 2W 10

Q6-25



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: 6501481885 *ALB-20537*
BLM NUMBER: 6501481885
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 65

SOURCE	TRIBUTARY TO
-----	-----
BISSEL CREEK	PAYETTE RIVER

DESCRIPTION OF DIVERSION WORKS

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
WILDLIFE	0.020	0.00	0101	1231
STOCKWATER	0.090	0.00	0101	1231
TOTAL:	0.110 CFS	0.00 AF		

NON-IRRIGATION USES

400 RANGE CATTLE; WILDLIFE

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
07N	02W	10		SW	SE	00	GEM
07N	02W	10		NW	NE	00	GEM

PLACE OF USE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
07N	02W	10	SW	SE	00	GEM		0.0

MICROFILMED
AUG 04 1994

07N	02W	10	SW	SE	00	GEM	0.0
07N	02W	10	NW	SE	00	GEM	0.0
07N	02W	10	NE	SE	00	GEM	0.0
07N	02W	10	SE	SE	00	GEM	0.0
07N	02W	10	SW	NE	00	GEM	0.0
07N	02W	10	NW	NE	00	GEM	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 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.

65-20537

(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

6501481885

Stg

J

StFed

S

SOURCE:

Source	Tributary
BISSEL CREEK	PAYETTE RIVER

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

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
07N	02W	10	NE	NW	NE		B	45	GEM
07N	02W	10	SE	NW	NE		E	45	GEM

PURPOSE
and
PERIOD
OF USE:

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

CONSUMPTIVE
USE

de minimis

stockwater use

DATE:

06-Feb-98

7 12 AM

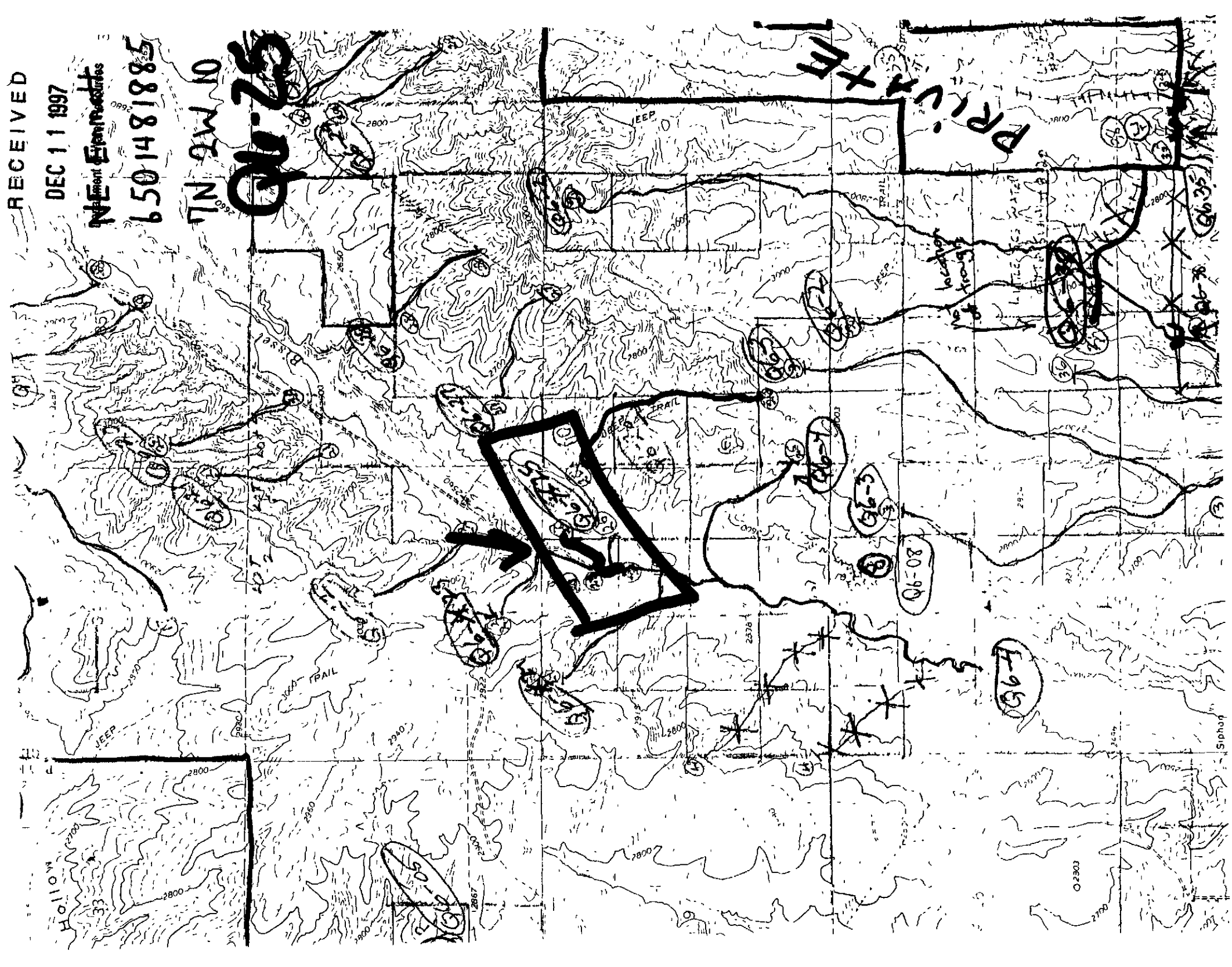
OTHER PROVISIONS NECESSARY FOR DEFINITION or ADMINISTRATION OF THIS WATER RIGHT

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	Twnt	Rge	Sec	T1	T2	LOT	within the County of
04	07N	02W	10	NW	NE		45 GEM

23



AJ0749NP
No. R65-20537

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

DATE: 03/05/98
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	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: BISSEL CREEK

Tributary to: PAYETTE RIVER

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T07N R02W S10
Point(s) of Ending Stream Reach: T07N R02W S10

NENWNE
SENWNE

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	:
07N	02W	10	:			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 = 6501481885
STOCKWATER, 400 RANGE CATTLE

Dates: Exam Made Date: Verified Date: 03/05/1998 Objection Filed Date:

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.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 03/05/98 SBOCK

AJ5809NP
No. R65-20537

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/18/98
PAGE: 18

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	0.02 CFS	
				TOTAL DIVERSION:	0.02 CFS	

Water Source: BISSEL CREEK

Tributary to: PAYETTE RIVER

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T07N R02W S10
Point(s) of Ending Stream Reach: T07N R02W S10

NENWNE
SENWNE

GEM County
GEM County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE							
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
07N	02W	10	:		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 = 6501481885
400 RANGE CATTLE; ~~WILDLIFE~~

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

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.
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 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 65-20537

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

SOURCE: BISSEL CREEK TRIBUTARY: PAYETTE RIVER

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: T07N R02W S10 NENWNE (Instream Beginning Point) Within Gem County
SENWNE (Instream Ending Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Stockwater Within Gem County
T07N R02W S10 NWNE

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.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

RECORDED

JUL 12/99
T. X. Hammond

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AUG 15 1998

Department of Water Resources
Adjudication Bureau

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)
_____)
A. Subcase See Attached List 65-20260+
(Insert water right number)

DOMESTIC AND
STOCK WATER RIGHT
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho
Address: 700 W. Jefferson, Room 210
P.O. Box 44449
Boise, Idaho 83711-4449
Phone: Work: (208) 334-2400 Home: N/A

Name and Address of Attorney, if any:

Attorney Name: ALAN G. LANCE
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
PETER J. AMPE
Deputy Attorney General
Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449
Attorney Phone No. (208) 334-2400

COPY

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: United States of America Acting Through
Address: USDI Bureau of Land Management
1387 S. Vinnell Way
Boise, Idaho 83709-1657

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Points of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. I object because:

- ☒ This water right should not exist.
☐ This water right was not recommended, but should be recommended with the elements described above.

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on August 4, 1998, I mailed the original and copies of this objection, including all attachments, to the following persons:

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 at the following address:

United States of America Acting Through
USDI Bureau of Land Management
1387 S. Vinnell Way
Boise, Idaho 83709-1657

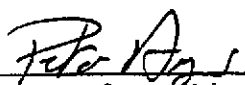
3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief of Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

(not applicable)

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of party claimant or attorney

65-19685	65-19807	65-19905	65-19996
65-19689	65-19809	65-19906	65-19997
65-19702	65-19828	65-19907	65-19999
65-19703	65-19831	65-19907	65-20000
65-19704	65-19833	65-19908	65-20001
65-19705	65-19835	65-19919	65-20003
65-19706	65-19836	65-19920	65-20004
65-19708	65-19837	65-19922	65-20005
65-19709	65-19838	65-19923	65-20006
65-19716	65-19839	65-19924	65-20007
65-19731	65-19842	65-19926	65-20010
65-19732	65-19843	65-19929	65-20011
65-19733	65-19844	65-19930	65-20012
65-19734	65-19846	65-19931	65-20015
65-19735	65-19847	65-19932	65-20073
65-19757	65-19848	65-19933	65-20074
65-19758	65-19849	65-19934	65-20118
65-19759	65-19850	65-19935	65-20158
65-19760	65-19861	65-19936	65-20159
65-19761	65-19862	65-19937	65-20160
65-19762	65-19863	65-19938	65-20161
65-19764	65-19864	65-19939	65-20162
65-19765	65-19865	65-19940	65-20168
65-19766	65-19866	65-19942	65-20169
65-19767	65-19867	65-19943	65-20173
65-19768	65-19868	65-19970	65-20177
65-19771	65-19869	65-19971	65-20179
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65-19782	65-19877	65-19978	65-20196
65-19784	65-19878	65-19979	65-20197
65-19785	65-19879	65-19980	65-20198
65-19786	65-19894	65-19981	65-20199
65-19789	65-19895	65-19983	65-20200
65-19790	65-19896	65-19984	65-20201
65-19791	65-19897	65-19985	65-20202
65-19792	65-19898	65-19986	65-20203
65-19793	65-19899	65-19987	65-20211
65-19794	65-19901	65-19988	65-20213
65-19795	65-19902	65-19989	65-20214
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65-19805	65-19904	65-19993	65-20259

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65-20261	65-20374	65-20438	65-20520
65-20268	65-20376	65-20439	65-20537
65-20270	65-20377	65-20458	65-20550
65-20271	65-20378	65-20464	65-20552
65-20285	65-20379	65-20466	65-20553
65-20286	65-20380	65-20468	65-20557
65-20289	65-20381	65-20469	65-20558
65-20297	65-20382	65-20471	65-20559
65-20300	65-20383	65-20472	65-20563
65-20308	65-20384	65-20475	65-20571
65-20310	65-20385	65-20476	65-20572
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