

05/26/2004

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

RIGHT NUMBER: 47-16847

NAME AND ADDRESS: JOSEPH E TUGAW
3277 WOODRIDGE DR
TWIN FALLS ID 83301

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 06/28/1934

POINT OF DIVERSION:

T12S R19E S15 SWSWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T12S R19E S15 SWSW

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 45-12897.

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 47-16847
Date Received: 10/31/2002
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

JOSEPH E TUGAW Phone: (208)734-7511
3277 WOODRIDGE DR
TWIN FALLS ID USA 83301

2. Date of Priority: 06/01/1872

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	19E	15	SW SW SW	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 780

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
12S	19E	15	SW SW	STOCKWATER	

11. Place of use in counties: CASSIA

47-16847
Part of 45-12847
13C11
11/01 T
Rev.

NO diversion
WORKS
.02

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM REPRESENTS A PORTION OF 45-12897. THE SPRING LOCATED IN 12S 19E S15 SWSWSW WAS DETERMINED TO BE LOCATED IN BASIN 47.

SPRING IS LOCATED ON BLM LAND WITH NO DEVELOPED SYSTEM, TRIBUTARY TO THE ROCK CREEK DRAINAGE AND LEASED UNDER A GRAZING PERMIT BY THE CLAIMANT.

15. Basis of Claim: Beneficial Use

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 45-12897
Date Received: 8/2/99
Receipt No:
Received By: *X*

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

JOSEPH E TUGAW
3277 WOODRIDGE DR
TWIN FALLS ID USA 83301

Phone: (208)734-7511

2. Date of Priority: 06/01/1872

3. Source: BUCKHORN SPRING , SPRING , TUGAW RESERVOIR Trib. to: SINKS , SINKS ,
SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
12S	20E	34	SE NW NE	CASSIA
12S	19E	24	NW NE NW	CASSIA
12S	20E	22	NW NE NW	CASSIA
12S	19E	22	SW SE SE	CASSIA
<i>Rock</i> 12S ✓	19E	15	SW SW SW	CASSIA <i>under 19E 15</i>
12S	19E	14	SE SW SW	CASSIA
12S	20E	28	NE NW SW	CASSIA
12S	20E	35	NW NW NW	CASSIA
12S	20E	21	NW NE SE	CASSIA
12S	19E	28	SE NW SE	CASSIA
12S	19E	27	NE SE NW	CASSIA

Parent

5. Description of diverting works:

INSTREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12S	19E	14	SW	SW	STOCKWATER	
12S	19E	15	SW	SW	STOCKWATER	
12S	19E	22	SE	SE	STOCKWATER	
12S	19E	24	NE	NW	STOCKWATER	
12S	19E	27	SE	NW	STOCKWATER	
12S	19E	28	NW	SE	STOCKWATER	
12S	20E	21	NE	SE	STOCKWATER	
12S	20E	22	NE	NW	STOCKWATER	
12S	20E	28	NW	SW	STOCKWATER	
12S	20E	34	NW	NE	STOCKWATER	
12S	20E	35	NW	NW	STOCKWATER	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

SPRINGS ARE LOCATED ON BLM LAND WITH NO DEVELOPED SYSTEMS, TRIBUTARY TO THE DRY CREEK DRAINAGE, AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT
SOURCE OF SPRING IN T12S, R19E, S14 SESWSW IS KNOWN LOCALLY AS JOE'S POND
SOURCE OF SPRING IN T12S, R19E, S15 SWSWSW IS KNOWN LOCALLY AS WRIGLEY RESERVOIR
SOURCE OF SPRING IN T12S, R19E, S22 SWSSE IS KNOWN LOCALLY AS LOWER BEAVER SLIDE SPRING
SOURCE OF SPRING IN T12S, R19E, S24 NWNENW IS KNOWN LOCALLY AS DEER CREEK SPRING
SOURCE OF SPRING IN T12S, R19E, S28 SENWSE IS KNOWN LOCALLY AS JOAN SPRING

*****AMENDED CLAIM*****

CLAIM AMENDED TO YEAR-ROUND SEASON OF USE AND DIVERSION RATE INCREASED TO 0.04 CFS.
12/19/2000 jr

15. Basis of Claim: Beneficial Use

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

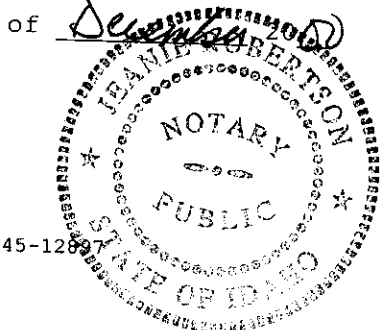
Signature of Claimant(s): *[Signature]* Date: 12-19-00

Date:

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th

of December 2000



[Signature]
Notary Public

Residing at Twin Falls, Id.

My commission Expires 9-23-2006

12/19/2000

NOTE TO FILE

From: Vikie Hancock

11/4/02

Regarding: Joe Tugaw stockwater claims

In reviewing these rights for recommendation it was determined that some of the springs were identified and claimed in the wrong creek drainage. This required some splitting of claims, some shuffling of PODs and POU's between claims and, in the case of springs located in the Rock Creek drainage, a renumbering of claims to basin 47. The following summary will hopefully help explain the eventual grouping of the various springs.

45-12896: Recommended after deleting four springs which were tributary to Rock Creek (see **47-16846**).

45-12897: Spring in SWSW Section 15 was tributary to Rock Creek and recommended as **47-16847**. Springs tributary to Dry creek recommended as **45-13501** and springs tributary to Cottonwood Creek recommended as **45-13502**.

45-12898: Split into **45-13499** for springs tributary to Dry Creek and **45-13500** for springs tributary to Cottonwood Creek.

45-12899: Recommended after deleting "Lost Hat Spring"* which is tributary to Rock Creek (Lost Hat Spring included in 47-16844).
*there are two Lost Hat Springs in Section 34, T13S, R19E.

45-12900: Recommended after deleting "East Line Spring" which is trib to Rock Creek. (East Line Spring included in 47-16845).

45-12901: Recommended as **47-16844** (Rock Creek Drainage)

45-12902: Recommended as **47-16845** (Rock Creek Drainage)

45-12903: Recommended as claimed

45-12904: Recommended as claimed

45-12905: Recommended as **47-16848** (Rock Creek Drainage)

**NOTE: THE BASIN 47 RIGHTS NOTED ABOVE HAVE BEEN LINKED TO
POINTS OF DIVERSION IN SDE AND RECOMMENDATIONS ARE COMPLETE.**

↑ AND POU's