

PD

04/23/2001

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

RIGHT NUMBER: 31-11649

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA ARS
US SHEEP EXPERIMENT STATION
HC 62 BOX 2010
DUBOIS, ID 83423

A31-11649



SOURCE: UNNAMED STREAM TRIBUTARY: BEAVER CREEK

2 AFY

FACILITY VOLUME 2 AF.

PRIORITY DATE: 06/01/1960

POINT OF DIVERSION: T14N R36E S28 NWSE Within CLARK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER STORAGE	05-15 11-15	2.00 AFY
STOCKWATER FROM STORAGE	05-15 11-15	2.00 AFY

PLACE OF USE:

STOCKWATER STORAGE Within CLARK
County
T14N R36E S28 NWSE
STOCKWATER FROM STORAGE Within
CLARK County
T14N R36E S28 NWSE

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: BASIS OF CLAIM - Beneficial Use

STOCKWATER, 600 CATTLE, 3000 SHEEP

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 31-11649
Date Received: 3/5/01
Receipt No:
Received By:

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

1. Name of Claimant(s)

UNITED STATES OF AMERICA ACTING THROUGH Phone: (208)374-5409

USDA ARS
US SHEEP EXPERIMENT STATION
HC 62 BOX 2010

DUBOIS ID USA 83423

2. Date of Priority: 06/01/1960

3. Source: UNNAMED STREAM Trib. to: BEAVER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	36E	28	NW SE	CLARK	

5. Description of diverting works:

DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	05/15	11/15		2

7. Total Quantity Appropriated is:
2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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14N

36E 28

NW SE

STOCKWATER

11. Place of use in counties: CLARK

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

DAM ON EXISTING STREAM WHICH CREATES A STORAGE POND.
THE STREAM SUPPLYING THE POND IS USED BY LIVESTOCK UNTIL IT GOES DRY.
STOCKWATER: 600 CATTLE, 3,000 SHEEP

15. Basis of Claim: Beneficial Use

16. Signature(s)

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 31-11049

Date Received 3/2/01

Receipt Number 477777

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) United States of America, USDA, ARS Phone (208) 374-5307

Mailing Address HC 62, Box 2010, Dubois, ID Zip 83423

2. Date of Priority (Only one (1) per claim) June 1, 1960

3. Source of water supply (a) Stream

which is tributary to (b) Beaver Creek

4. a. Location of existing point of diversion is: Township 14 N Range 36 E Section 28

NW 1/4 of SE 1/4 of 1/4, Govt. Lot, B.M., County of Clark

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section, 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section, 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Dam on existing stream which creates a storage pond

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Livestock purposes from 5/15 to 11/15 amount _____ or 2.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) 2.0 (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 600 Cattle and 3000 Sheep

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
14	36E	28														S			

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Clark

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
The stream supplying the pond is used by livestock until it goes dry. or None ()

14. Remarks:

Last Name _____ Ident No. _____

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____
Plaintiff vs Defendant _____

Beneficial Use

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand "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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____

Date 3-2-01

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of USA, USDA, ARS, USSES

Organization

, that I have signed the foregoing

document in the space below as _____

Research Leader

Title

of

USDA, ARS, USSES

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization

Research Leader
USDA, ARS, USSES

Date _____

State of Idaho/or _____)

County of Ronneville)

SS.

Subscribed and sworn (or affirmed) before me this

2nd

day of

March

19 2001

Notary Public

Jennifer Crabtree

Residing at

Idaho Falls, Idaho

My Commission Expires

9/23/03

Please Print Name

17. Notice of Appearance

Notice is hereby given that I

_____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

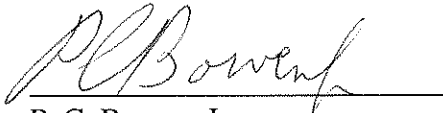
Last Name _____

Ident. Number _____

January 29, 2001

TO WHOM IT MAY CONCERN:

This letter is provided to the U. S. Sheep Experiment Station, Dubois, ID, acknowledging the existence of a water storage pond on the Humphrey Ranch. The dam on the stream was located in Township 14N, Range 36E, Section 28. I certify that the storage pond was in place, at said location, as of June 1, 1960. I am certain the storage pond was in place prior to that date but my employment with the Sheep Station began in June 1960.

A handwritten signature in cursive script, reading "P. C. Bowen, Jr.", written over a horizontal line.

P. C. Bowen, Jr.
Spencer, Idaho
Phone: 208-374-5475