

PD

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: A31-11233  
Date Received: 3-25-93  
Receipt No.: X11111  
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: **United States of America** Phone: **503-231-6145**  
(Fish and Wildlife Service)  
Division of Engineering  
Address: **911 NE 11th Avenue**  
**Portland, OR 97232-4181**
2. Date of Priority: January 1, 1931
3. Source: Ground Water (Quarters #2 Well) Trib. to: \_\_\_\_\_
4. Point of Diversion:  
Township 7N Range 36E Section 8, SW1/4 of NW1/4, B.M.  
County of Jefferson  
Additional Points of Diversion \_\_\_\_\_
5. Description of diverting works: **Well, pressure tank, and 1hp pump.**
6. Water is claimed for the following purposes:

|          |       |        |                  |
|----------|-------|--------|------------------|
| Purpose  | From  | To     | C.F.S. or A.F.A. |
| Domestic | Jan.1 | Dec.31 | 0.06             |
7. Total Quantity Claimed is:  
0.06 C.F.S. (and/or) \_\_\_\_\_ A.F.A.
8. Total consumptive use claimed is de minimus Acre Feet Per Annum.
9. Non-irrigation uses: One residence.



United States of America  
Fish and Wildlife Service

10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|----|-----|-----|-----|-------|
| 7N       | 36E   | 8       | SW  |    | NW  |     | D   |       |

Total Number of Acres Irrigated: \_\_\_\_\_

11. Place of use, county(ies): Jefferson

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

13. Other Water Rights Used:

14. Remarks: The Camas National Wildlife Refuge was established by Executive Order 7720 of October 12, 1937 as a refuge and breeding ground for migratory birds and other wildlife.

The diversion rate is the pump capacity.

15. Basis of Claim (Check one) Beneficial Use X Posted Notice \_\_\_\_\_  
License \_\_\_\_\_ Permit \_\_\_\_\_ Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

MICROFILMED  
NOV 14 1996

R 35 E

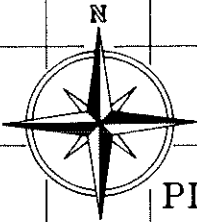
R 76 E

T 8 N

T 8 N

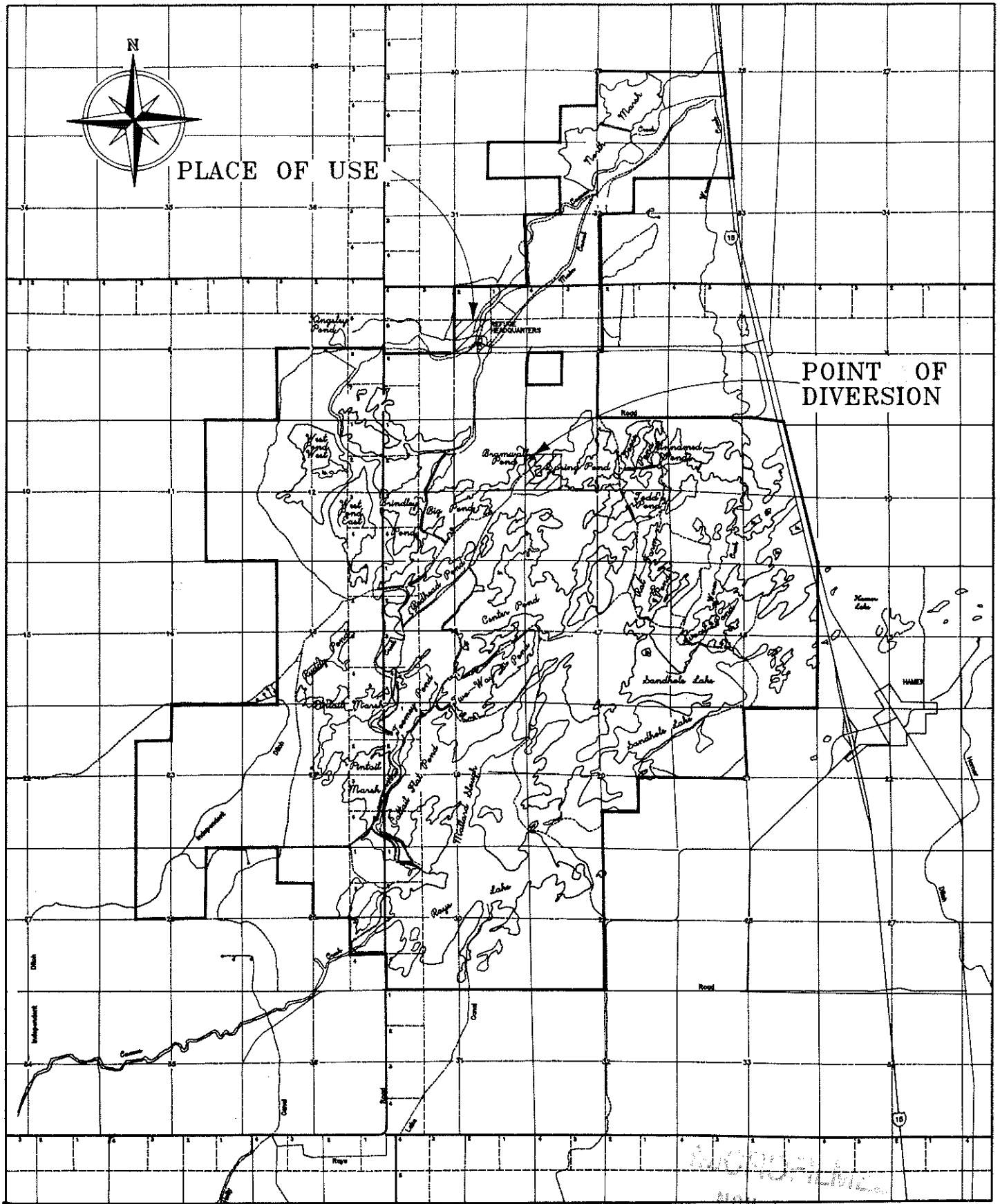
T 7 N

T 7 N

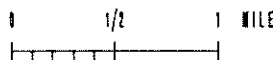


PLACE OF USE

POINT OF DIVERSION



WATER RIGHT CLAIM FOR QUARTERS #2 WELL



*eastern*

Evidence in Support of Beneficial Use Claims  
Of United States Fish & Wildlife Service

The following declarations are submitted in support of the beneficial use claims made by the U.S. Fish & Wildlife Service. Each declaration provides evidence regarding one or more claims, as shown in the cross-referencing index below. In addition, for each applicable claim, the last page of the claim refers to the declaration that supports it. In accord with IDWR practice and instructions, declarations have not been provided for small domestic and stockwater claims or for claims supported by a license.

Index of Fish & Wildlife Service Declarations

| <u>No.</u> | <u>Declarant</u>                     | <u>Sub-basin<br/>(report area)</u>           | <u>Refuge</u>                                    | <u>Beneficial-Use<br/>Claim No. or Title</u>                                                                        |
|------------|--------------------------------------|----------------------------------------------|--------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|
| 1.         | Martha K. Collins                    | 43 (07)<br>35 (05)<br>35 (05)<br><br>35 (05) | Minidoka<br>Minidoka<br>Minidoka<br><br>Minidoka | a. Raft River<br>b. Gifford Spring<br>c. Gifford Spring<br>& assoc. seeps<br>d. Unnamed Seeps--<br>Gifford Slough   |
| 2.         | Ronald R. Thomasson                  | 35 (05)                                      | Minidoka                                         | a. Gifford Spring                                                                                                   |
| 3.         | Michael N. Fisher                    | 25 (14)                                      | Grays Lake                                       | a. 25-4032<br>b. 25-4032<br>c. 25-4034<br>d. 25-4046<br>e. Eagle Creek<br>f. Hdqtrs Pond                            |
| 4.         | Gerald L. Deutscher                  | 31 (08)                                      | Camas                                            | a. Well No. 1<br>b. Well No. 2<br>c. Well No. 3<br>d. Well Nos 4,<br>5 & 6.<br>e. 31-4014<br>(Well 9)<br>f. 31-4066 |
|            | <i>Declaration Filed w/ 31-04066</i> |                                              |                                                  |                                                                                                                     |
| 5.         | Kevin Ryan                           | 63 (13)                                      | Deer Flat                                        | a. 63-5404                                                                                                          |

*DECLARATION FILED*  
*11/1/77*

12/15/2000

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommended Right Report

WATER RIGHT NO. 31-11233

Owner Type                      Name and Address  
Current Owner                      UNITED STATES OF AMERICA ACTING THROUGH  
USDI FISH AND WILDLIFE SER  
DIVISION OF ENGINEERING  
911 NE 11TH AVE  
PORTLAND, OR 972324181  
(503)231-6145

Attorney                              HAUGRUD K JACK OR D ZANE OR M GHELETA  
US DEPARTMENT OF JUSTICE  
ENV & NR DIVISION  
550 W FORT ST BOX 33  
BOISE, ID 83734  
(202)272-4134

Also Known As                      FWS  
PORTLAND, OR 97232

Original Owner                      MARTIN D SCHLAGEL

Priority Date: 01/01/1931  
Basis:                      Beneficial Use  
Status:                      Valid

Source                                                              Tributary to  
GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|--------------------|
| DOMESTIC              | 1/01        | 12/31     | 0.06 CFS              |               |                    |

Total Diversion                      0.06 CFS

Point(s) of Diversion:  
Township                      Range                      Section 1/4 of 1/4 of 1/4                      Lot                      County  
07N                      36E                      8                      SW                      NW 0                      JEFFERSON

Place(s) of use:

Place of Use Legal Description: DOMESTIC                      JEFFERSON County

| <u>Townsh</u> | <u>Rang</u> | <u>Secti</u> | <u>Lo</u> | <u>Tract</u> | <u>Acres</u> | <u>Lo</u> | <u>Tract</u> | <u>Acres</u> | <u>Lo</u> | <u>Tract</u> | <u>Acres</u> | <u>Lo</u> | <u>Tract</u> | <u>Acres</u> |
|---------------|-------------|--------------|-----------|--------------|--------------|-----------|--------------|--------------|-----------|--------------|--------------|-----------|--------------|--------------|
| <u>ip</u>     | <u>e</u>    | <u>on</u>    | <u>t</u>  |              |              | <u>t</u>  |              |              | <u>t</u>  |              |              | <u>t</u>  |              |              |
| 07N           | 36E         | 8            |           | SWNW         |              |           |              |              |           |              |              |           |              |              |

Remarks:

1. General                      THE DIVERSION RATE IS THE PUMP CAPACITY.^^^ THE CAMAS NATIONAL WILDLIFE REFUGE  
WAS ESTABLISHED BY EXECUTIVE ORDER 7720 OF OCTOBER 12, 1937 AS A REFUGE AND  
BREEDING GROUND FOR MIGRATORY BIRDS AND OTHER WILDLIFE.^^^

Dates:  
Licensed Date:  
Claim Received Date: 03/25/1993  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Decreed Date:

Codes C18  
~~NO6~~  
✓ N11  
✓ N13

d.e. dne  
gc  
12/28/00  
✓

Water Right 31-11233

NOTICE OF ERROR  
REPLY

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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 your recommendation or you want to let IDWR know that you agree with its recommendation.

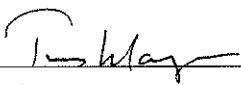
**YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 9, 2001**

Water right number: 31-11233

UNITED STATES OF AMERICA ACTING THROUGH  
USDI FISH AND WILDLIFE SERVICE  
DIVISION OF ENGINEERING  
911 N E 11TH AVE  
PORTLAND OR 972324181  
Telephone Number: (503)231-6145

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:  2/7/01  SIGNATURE:     
Please print your name:  Tim Mayer

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161