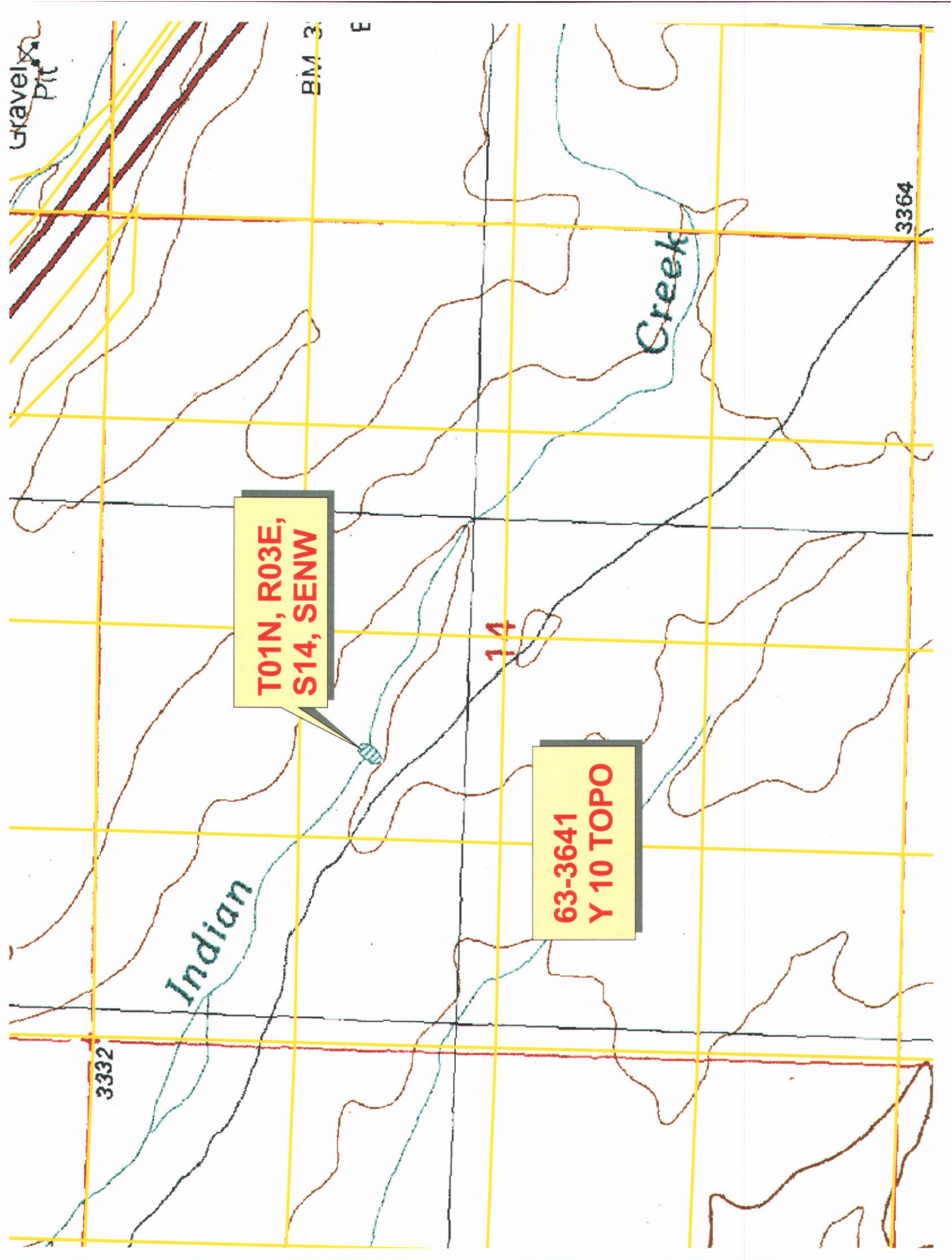




**T01N, R03E,
S14, SENW**

**63-3641
Y 10 TOPO**

3364

14

3332

BM 3

E

Creek

Indian

Gravel Pit

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 63-3641
Date Received: 3/25/1993
Receipt No: X111111
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)373-4000
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WY
BOISE ID USA 83709-1657

2. Date of Priority: 01/24/1942

3. Source: NORTH INDIAN CREEK Trib. to: NEW YORK CANAL

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	03E	14	SE NW	ADA	

5. Description of diverting works:

EARTHFILL DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER STORAGE	1/01	12/31		2.34
STOCKWATER FROM STORAGE	1/01	12/31		2.34
WILDLIFE STORAGE	1/01	12/31		0.26
WILDLIFE FROM STORAGE	1/01	12/31		0.26

7. Total Quantity Appropriated is:
2.6 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
01N	03E	14	SE	NW	WILDLIFE STORAGE	
			SE	NW	WILDLIFE FROM STORAGE	
			SE	NW	STOCKWATER STORAGE	
			SE	NW	STOCKWATER FROM STORAGE	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

BLM RECORD ID = 6301688005 PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

15. Basis of Claim: License

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: 1942-01-24
IDWR NUMBER: 6303641 *ALB-03641*
BLM NUMBER: 6301688005
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 63

SOURCE	TRIBUTARY TO
-----	-----
NORTH INDIAN CREEK	NEW YORK CANAL

DESCRIPTION OF DIVERSION WORKS

EARTHFILL DAM

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER STORAGE	0.000	2.34	0101	1231
WILDLIFE STORAGE	0.000	0.26	0101	1231
STOCKWATER FROM STORAGE	0.000	2.34	0101	1231
WILDLIFE FROM STORAGE	0.000	0.26	0101	1231
TOTAL:	0.000 CFS	2.60 AF		

NON-IRRIGATION USES

48 RANGE CATTLE; WILDLIFE VAR. AMT.

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
01N	03E	14		SE	NW	00	ADA

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
01N	03E	14	SE	NW	00	ADA		0.0

MICROFILMED
JUL 25 1994

01N	03E	14	SE	NW	00	ADA	0.0
01N	03E	14	SE	NW	00	ADA	0.0
01N	03E	14	SE	NW	00	ADA	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

11/22/2002

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

RIGHT NUMBER: 63-3641

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WY
BOISE ID 83709-1657

SOURCE: NORTH INDIAN CREEK TRIBUTARY: BOISE RIVER
RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION
42-1425, IDAHO CODE.

QUANTITY: 2.600 AFY
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/24/1942

POINT OF DIVERSION:

T01N R03E S14 SENW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER FROM STORAGE	01/01 12/31	2.60 AFY
STOCKWATER STORAGE	01/01 12/31	2.60 AFY

PLACE OF USE: STOCKWATER FROM STORAGE Within ADA County
T01N R03E S14 SENW
STOCKWATER STORAGE Within ADA County
T01N R03E S14 SENW

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: License

BLM RECORD ID = 6301688005

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE
PURSUANT TO SECTION 42-1425, IDAHO CODE.

STOCKWATER, 48 RANGE CATTLE

*PD
Issued
on 12-30-99*

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)**

CLAIM NO(s). 63-3641

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☐ No Change ADDRESS
☐ NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☐ No Change — SAME SOURCE
☒ Source is different than that claimed:
 LICENSED

Source found: CLAIMED OK, ADD CO2. diff source, However

4. ☒ No Change — POINT OF DIVERSION *AMBIGUOUS LICENSE*
☐ Point of diversion is different than the claim and/or new P/D's: *15*

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
 Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

ACCOMPLISHED CHANGE
DIFF SOURCE, HOWEVER
HAD BEEN ERROR ON
LICENSE UNMANNED STREAM
P/D's: IS AKA
INDIAN CP
this SOURCE
WAS ALWAYS
SAME...

6. ☐ No Change - WATER USES

☒ Different uses, (list uses found): ADDED AS CLAIMED

Use Stockwater From 01-01 To 12-31 Amount CFS 2.6 AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA

7. ☒ No Change - TOTAL VOLUME

AMBIWOUS LIC. DIDNT LIST FROM
STORAGE ADDED COY CONDITION

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☐ No Change - NON-IRRIGATION USES:

LICENSED TOTAL IS
SAME 2.6 AFA.

☒ Changes Exam found:

Domestic # of homes: _____ Stock # 48 List types: RANGE CATTLE

Additional comments: NO-WILDLIFE DEVELOPED UNDER LICENSE THIS, NOT
RECOMMENDED, D PERMIT
174, DIDNT
LIST.

9. ☐ No Change — PLACE OF USE: (If changed, list below.)

Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
 Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
 Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____
 Use: _____ Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

OVERLAPPING IN STREAM-Stock hight 63-29472, DIFF PURPOSE
Stockwater, 48 RANGE CATTLE (STORAGE THIS CLAIM)
BLM RECORDED ID = 6301688 005

D PERMIT 174

☐ SYSTEM DIAGRAM INCLUDED

☒ NA

☐ Shown on GIS Layout

☒ CHECK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 3/8/02

FIELD EXAMINER: RON HOWERTON

Print Name

Signature

C02
C04
C18
V11
V13

Water Right Number - 63-03641

Prefix Translation: WATER RIGHT

Old (D) Number - D0174

*** C - CURRENT OWNER ***
US DEPT OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 3380 AMERICANA TERRACE
City- BOISE
Phone -
State- ID Zip- 83706

Priority Date - 01/24/1942
Region - 14 WESTERN
Status -

Source - UNNAMED STREAM
North Indian Creek
Boise River
Tributary

Point of Diversion -
Diversion Name -
Diversion Rate -
Diversion No. -

Code - 01N 03E 14 SE NW (1) ADA

Description -
Period From - 01/01
Period To - 12/31
Water Use -
Diversion Rate -
Diversion Volume - 2.60

05 - STOCKWATER STORAGE
ADD FROM STORAGE
Total Div. Rate - 2.60
Total Div. Volume - 2.60
Total Div. Capacity -

Town -
Range -
Section -
Tract -
Place of Use -
Description -
County -
Code -
ADA -

Diversion Means -
Non-Irrigation Use -
Other Rights for Same Use -
Remarks -
No Remarks found.

Old Water Right Numbers -
No Old Water Right Numbers found.

Conditions of Approval -
No Conditions of Approval found.

Decree Plaintiff -
Decree Defendant -
Decree Date -

Comments -
LIVEFLOW COVERED BY
PLM INSTREAM RIGHT 63-29472
SEE - MAP 410 IN
THIS FILE

Comments:
C18
AMBIGUOUS LICENSE LEFT OFF: FROM STORAGE

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NE NW	NW NW	SW NW	SE NW	NW SE	SW SE	SE SE	Total
Claim	63 29472	UNITED STATES OF AMERICA ACTING THROUGH,	NORTH INDIAN CREEK	01N03E14			X						X			0
Claim	63 29472	UNITED STATES OF AMERICA ACTING THROUGH,	NORTH INDIAN CREEK	01N03E14			X						X			0
Claim	63 3641	UNITED STATES OF AMERICA ACTING THROUGH,	NORTH INDIAN CREEK	01N03E14					X					X		0
Claim	63 3641	UNITED STATES OF AMERICA ACTING THROUGH,	NORTH INDIAN CREEK	01N03E14						X						0
Claim	63 3641	UNITED STATES OF AMERICA ACTING THROUGH,	NORTH INDIAN CREEK	01N03E14						X						0
Claim	63 3641	UNITED STATES OF AMERICA ACTING THROUGH,	NORTH INDIAN CREEK	01N03E14						X						0
Right	63 3641	US DEPT OF INTERIOR,	UNNAMED STREAM	01N03E14						X						0

OVERLAPPING INSTREAM Stock, 63-3641 IS FOR STORAGE - 48 RANGE CATTLE
 63-29472
 NO WILDLIFE RECOMMEND
 SINCE WILDLIFE DID NOT
 HAVE SPECIFIC DEVELOPMENT
 AS CLAIMED

Gravel pit

BM 3
E

T01N, R03E,
S14, SENW

14

63-3641
Y 10 TOPO

Creek

Indian

3332

3364