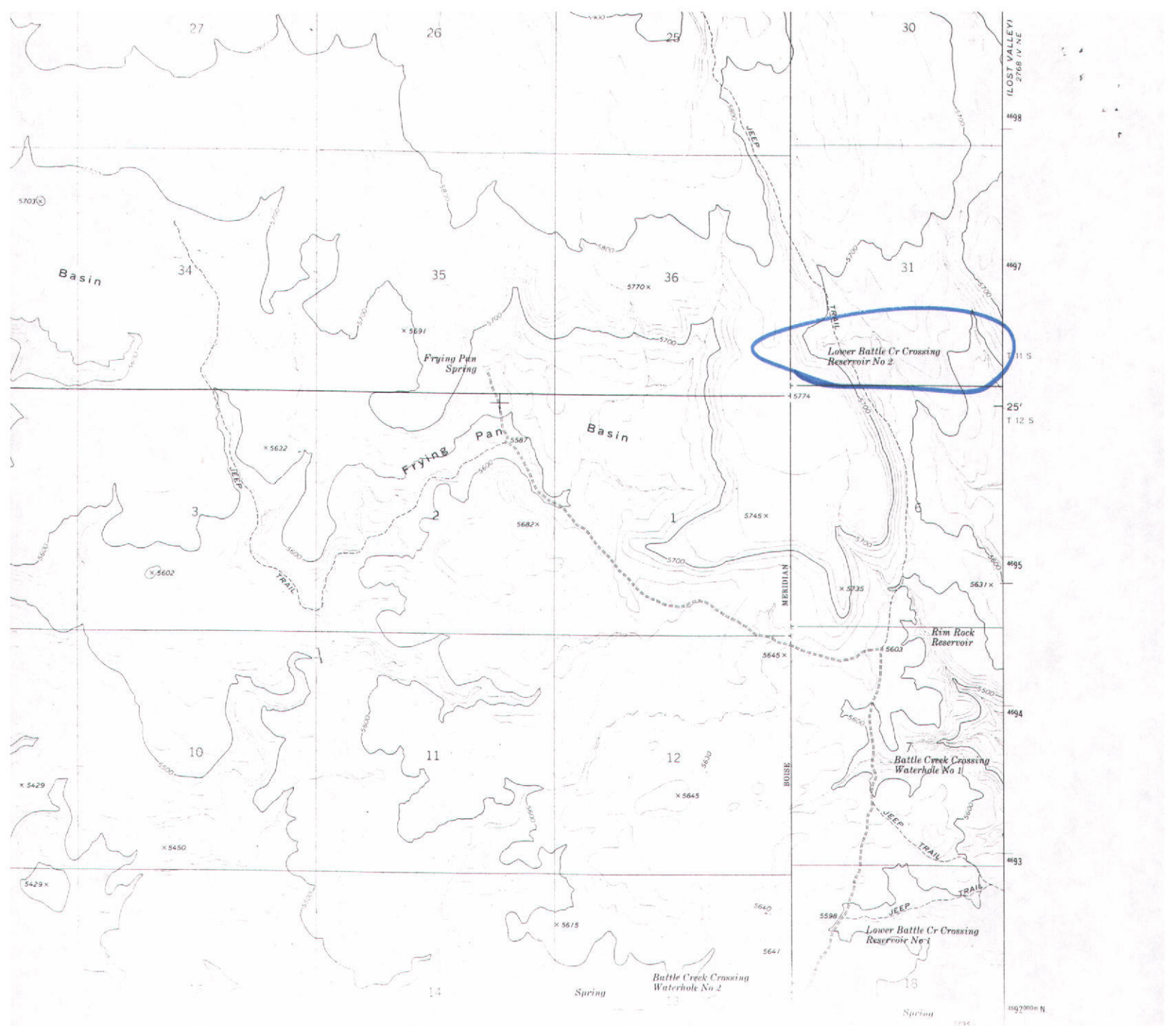




**IN THE DISTRICT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN
AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 3957

**AMENDED NOTICE OF CLAIM for
Water Right number:**

55-02350

**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:

5501688138

Sig: StFed:

L S

SOURCE:

Source	Tributary
LOWER BATTLE CR XING RES #2	SINKS

QUANTITY:

0

CFS

or VOLUME:

0.3

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

9/22/58

Diversion Means: 8' X 65' EARTH FILL DAM

**POINT of
DIVERSION:**

Township	Range	Section	T1	T2	T3	LOT	within the	County of
11S	01E	31	SW	SW		4	73	OWYHEE

**PURPOSE
and
PERIOD
OF USE:**

Purpose of Use		Period of Use (from - to):		Rate in CFS		or		Volume in AcFt	
05		0101		1231		0		0.27	
06		0101		1231		0		0.27	
17		0101		1231		0		0.03	
18		0101		1231		0		0.03	

**CONSUMPTIVE
USE:**

de minimis

stockwater use

DATE:

01-Jul-97

11:33 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	Twn	Rge	Sec	T1	T2	LOT	within the	County of
05	11S	01E	31	SW	SW	4		OWYHEE
06	11S	01E	31	SW	SW	4		OWYHEE
17	11S	01E	31	SW	SW	4		OWYHEE
18	11S	01E	31	SW	SW	4		OWYHEE

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

RECEIVED

MAY - 1 1997

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number: Department of Water Resources

A55-02350

United States of America acting through
Bureau of Land Management

NAME and
ADDRESS:

Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

5501688138

SOURCE:

Source	Tributary
LOWER BATTLE CR XING RES #2	SINKS

QUANTITY:

0 CFS or VOLUME: 0.3 Acre Fee

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day

PRIORITY DATE:

9/22/58

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	within the	County of
11S	01E	31		SW	SW	4		73 OWYHEE

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in Ac
05	0101	1231	0	0.27
06	0101	1231	0	0.27
17	0101	1231	0	0.03
18	0101	1231	0	0.03

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 30-Apr-97 5:42 PM

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	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
05	11S	01E	31	SW	SW	4		OWYHEE
06	11S	01E	31	SW	SW	4		OWYHEE
17	11S	01E	31	SW	SW	4		OWYHEE
18	11S	01E	31	SW	SW	4		OWYHEE

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: **A55-02350**
Date Received: 3/25/1993
Receipt No: X111111
Received By: _____

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

1. Name: US DEPT OF INTERIOR 208-334-1401
Address: BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

2. Date of Priority: SEP 22, 1958

3. Source: LOWER BATTLE CR XING RES #2 Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	01E	31	SW	SW			OWYHEE

5. Description of diverting works:
8'H X 65'L EARTHFILL DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER STORAGE	01/01	12/31			0.27
STOCKWATER FROM STORAGE	01/01	12/31			0.27
WILDLIFE STORAGE	01/01	12/31			0.03
WILDLIFE FROM STORAGE	01/01	12/31			0.03

7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.30 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 3322 RANGE CATTLE; WILDLIFE VAR. AMT.

MICROFILMED
SEP 24 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	01E	31	SW	SW		STOC S	
			SW	SW		STO FS	
			SW	SW		WILD S	
			SW	SW		WLD FS	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE.

14. Remarks:

BLM RECORD ID = 5501688138

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

15. Basis of Claim: LICENSE

Water Right Number: D1189

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): _____ Date: _____
_____ Date: _____

MICROfilm
SEP 24 1996

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

APPROVED
SEP 24 1996

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: 1958-09-22
IDWR NUMBER: 5502350 *A55-02350*
BLM NUMBER: 5501688138
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 55

SOURCE	TRIBUTARY TO
-----	-----
LOWER BATTLE CR XING RES #2	SINKS

DESCRIPTION OF DIVERSION WORKS

8'H X 65'L EARTHFILL DAM

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER STORAGE	0.000	0.27	0101	1231
STOCKWATER FROM STORAGE	0.000	0.27	0101	1231
WILDLIFE STORAGE	0.000	0.03	0101	1231
WILDLIFE FROM STORAGE	0.000	0.03	0101	1231
TOTAL:	0.000 CFS	0.30 AF		

NON-IRRIGATION USES

STOCKWATER, 3322 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	---
11S	01E	31		SW	SW	00	OWYHEE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
---	---	---	---	---	---	---	---	---
11S	01E	31	SW	SW	00	OWYHEE	YES	0.0

MICROFILMED

JUL 11 1994

BLM NUMBER: 5501688138

PAGE: 2

11S	01E	31	SW	SW	00	OWYHEE	YES	0.0
11S	01E	31	SW	SW	00	OWYHEE	YES	0.0
11S	01E	31	SW	SW	00	OWYHEE	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

WRN	AGENCY KEY	VALIDATION MESSAGE
A5502345	5501688133	OTHER RIGHTS IS A REQUIRED ENTRY
A5502346	5501688134	OTHER RIGHTS IS A REQUIRED ENTRY
A5502347	5501688135	OTHER RIGHTS IS A REQUIRED ENTRY
A5502349	5501688137	OTHER RIGHTS IS A REQUIRED ENTRY
A5502350	5501688138	OTHER RIGHTS IS A REQUIRED ENTRY
A5502351	5501688139	CLAIM CURRENTLY IN AJ MASTER - AGENCY CLAIM REJECTED
A5502352	5501688140	OTHER RIGHTS IS A REQUIRED ENTRY
A5502353	5501688141	OTHER RIGHTS IS A REQUIRED ENTRY
A5502379	5501688167	OTHER RIGHTS IS A REQUIRED ENTRY
A5502380	5501688168	OTHER RIGHTS IS A REQUIRED ENTRY
A5502381	5501688169	OTHER RIGHTS IS A REQUIRED ENTRY
A5502406	5501688193	OTHER RIGHTS IS A REQUIRED ENTRY
A5502407	5501688194	OTHER RIGHTS IS A REQUIRED ENTRY
A5502408	5501688195	OTHER RIGHTS IS A REQUIRED ENTRY
A5502409	5501688196	OTHER RIGHTS IS A REQUIRED ENTRY
A5502410	5501688197	OTHER RIGHTS IS A REQUIRED ENTRY
A5504125	5501688233	OTHER RIGHTS IS A REQUIRED ENTRY
A5504126	5501688234	CLAIM CURRENTLY IN AJ MASTER - AGENCY CLAIM REJECTED
A5504127	5501688235	OTHER RIGHTS IS A REQUIRED ENTRY
A5504128	5501688236	OTHER RIGHTS IS A REQUIRED ENTRY
A5504129	5501688237	OTHER RIGHTS IS A REQUIRED ENTRY
A5504130	5501688238	OTHER RIGHTS IS A REQUIRED ENTRY
A5504131	5501688239	OTHER RIGHTS IS A REQUIRED ENTRY
A5504132	5501688240	OTHER RIGHTS IS A REQUIRED ENTRY
A5504133	5501688241	OTHER RIGHTS IS A REQUIRED ENTRY
A5504135	5501688243	OTHER RIGHTS IS A REQUIRED ENTRY
A5504136	5501688244	OTHER RIGHTS IS A REQUIRED ENTRY
A5507014	5501688246	OTHER RIGHTS IS A REQUIRED ENTRY
A5507042	5501688272	OTHER RIGHTS IS A REQUIRED ENTRY
A5507045	5501688274	OTHER RIGHTS IS A REQUIRED ENTRY
A5507065	5501688277	CLAIM CURRENTLY IN AJ MASTER - AGENCY CLAIM REJECTED
A5507088	5501688287	OTHER RIGHTS IS A REQUIRED ENTRY
A5507090	5501688289	OTHER RIGHTS IS A REQUIRED ENTRY
A5507091	5501688290	OTHER RIGHTS IS A REQUIRED ENTRY
A5507091	5501688290	POU INVALID RANGE 11S 03S 11 N4NE
A5507092	5501688291	OTHER RIGHTS IS A REQUIRED ENTRY
A5507093	5501688292	OTHER RIGHTS IS A REQUIRED ENTRY
A5507094	5501688293	OTHER RIGHTS IS A REQUIRED ENTRY
A5507096	5501688295	OTHER RIGHTS IS A REQUIRED ENTRY
A5507097	5501688296	OTHER RIGHTS IS A REQUIRED ENTRY
A5507097	5501688296	POU INVALID TOWNSHIP 12W 02W 19 N
A5507098	5501688297	OTHER RIGHTS IS A REQUIRED ENTRY
A5507099	5501688298	OTHER RIGHTS IS A REQUIRED ENTRY
A5507100	5501688299	OTHER RIGHTS IS A REQUIRED ENTRY
A5507101	5501688300	OTHER RIGHTS IS A REQUIRED ENTRY
A5507333	5501688485	OTHER RIGHTS IS A REQUIRED ENTRY
A5507337	5501688489	OTHER RIGHTS IS A REQUIRED ENTRY
A5507347	5501688497	OTHER RIGHTS IS A REQUIRED ENTRY
A5507348	5501688498	OTHER RIGHTS IS A REQUIRED ENTRY
A5507349	5501688499	OTHER RIGHTS IS A REQUIRED ENTRY
A5507350	5501688500	OTHER RIGHTS IS A REQUIRED ENTRY
A5507351	5501688501	OTHER RIGHTS IS A REQUIRED ENTRY
A5507354	5501688504	OTHER RIGHTS IS A REQUIRED ENTRY

Data Entered code . mAM

SEP 24 1993

AJ0749NP
No. R55-02350

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

DATE: 06/24/98
PAGE: 2

Comments:

Date: 11/03/1993 User-ID: SMITH Subject: COPIED FROM REMARKS
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

Date: 02/12/1998 User-ID: JSHURTE Subject: REASON FOR RECOMMENDATION
PER TOPO MAP, THE CORRECT LOCATION OF LOWER BATTLE CREEK CROSSING
RESERVOIR #2 IS IN THE SWSW, S30, 11S, 1E. THE PROBLEM WAS THAT
THE LICENSE WAS ISSUED IN THE NWNW, S13, 12S, 1W. ON THE TOPO
MAP IN THE NWNW, S13, 12S, 1W NO SOURCES SHOW UP. NO UNNAMED
STREAM OR RESERVOIR. THE AJ DATA BASE SHOWS NO CLAIMS WERE FILED
IN THAT 1/4. SO, PER THE ACCOMPLISHED TRANSFER STATUTE WE ARE
RECOMMENDING THE POU AND PD IN THE SWSW, S30, 11S, 1E TO COVER
BLM'S USE OF THAT RESERVOIR. THIS RIGHT IS THE ONLY RIGHT TO BE
RECOMMENDED FOR THIS RESERVOIR.

Audit: 06/24/98 JSHURTE

DATE: 02/13/98
PAGE: 1

Date: 11/03/1993 **User-ID:** SMITH **Subject:** REASON FOR DISALLOWAL

AJ0749NP
No. R55-02350

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

DATE: 02/13/98
PAGE: 2

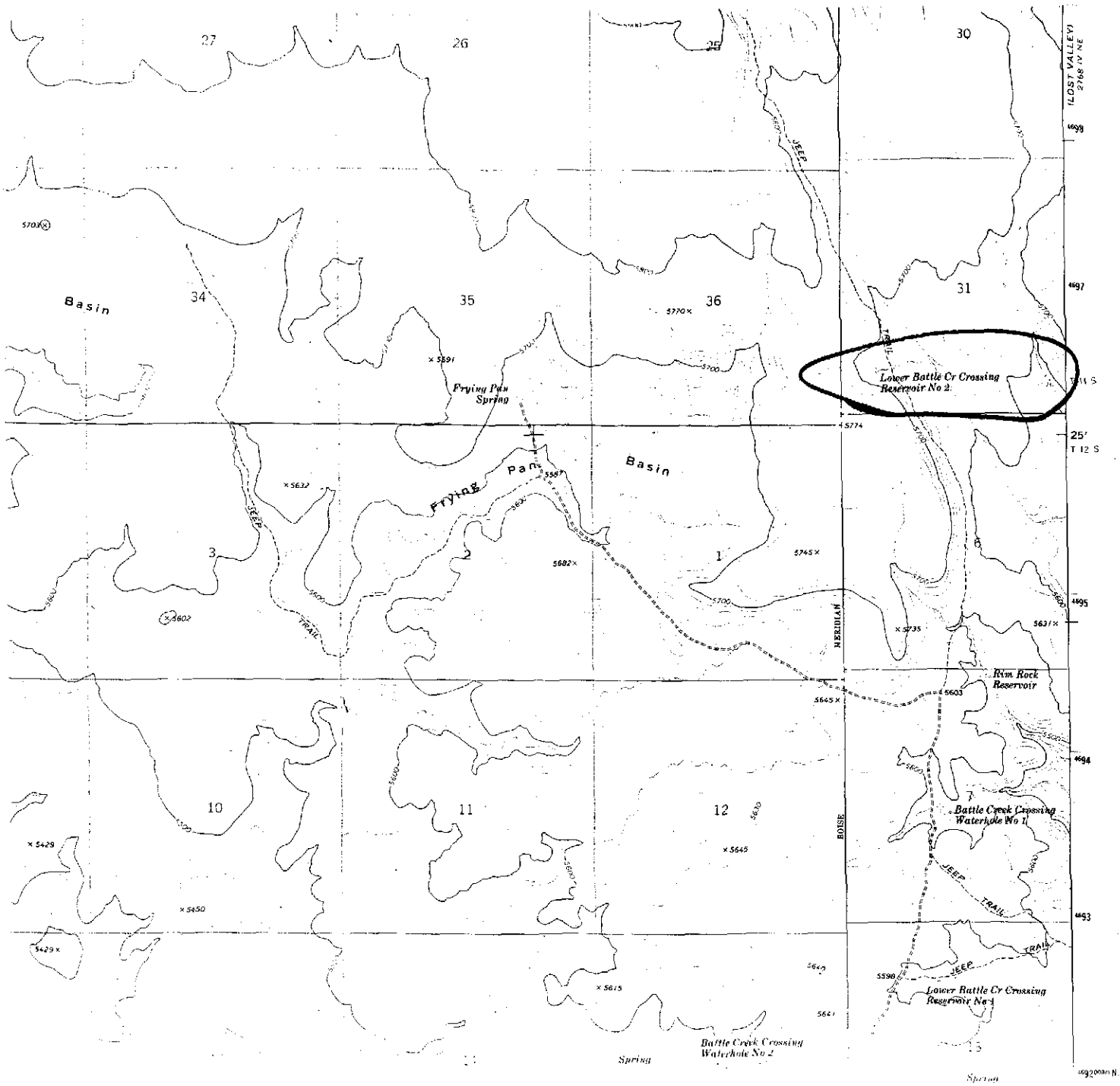
Comments:

Date: 11/03/1993 User-ID: SMITH Subject: REASON FOR DISALLOWAL
NO APPARENT LINK BETWEEN 55-02350 AND CLAIMED SOURCE. (RMC)

Date: 02/12/1998 User-ID: JSHURTE Subject: REASON FOR RECOMMENDATION
PER TOPO MAP, THE CORRECT LOCATION OF LOWER BATTLE CREEK CROSSING
RESERVOIR #2 IS IN THE SWSM, S30, 11S, 1E. THE PROBLEM WAS THAT
THE LICENSE WAS ISSUED IN THE NWNW, S13, 12S, 1W. ON THE TOPO
MAP IN THE NWNW, S13, 12S, 1W NO SOURCES SHOW UP. NO UNNAMED
STREAM OR RESERVOIR. THE AJ DATA BASE SHOWS NO CLAIMS WERE FILED
IN THAT 1/41/4. SO, PER THE ACCOMPLISHED TRANSFER STATUTE WE ARE
RECOMMENDING THE POI AND PD IN THE SWSM, S30, 11S, 1E TO COVER
BLM'S USE OF THAT RESERVOIR. THIS RIGHT IS THE ONLY RIGHT TO BE
RECOMMENDED FOR THIS RESERVOIR.

Audit:

02/13/98 JSHURTE



SD-0605-2 Township: 11S Range: 01E Section: 31 Tract: SWSW Lot: 6

S	L	R	STATE	O	S	Max #	Records	6		
E	O	D	Water	Name	W	T	Priority	Total		
L	Tract	T	V	Right No.	Last, First	N	G	Date	Source	Diversion
	SWSW		A55-02350	AMERICA ACTING	C	L	09/22/1958	LOWER BATTL	0.3	
				BLM,	K					
	SWSW		A55-12824	WITHDRAWN CLAI	C		01/01/1874	POND	1.0	
				AMERICA ACTING	O			WITHDRAWN		
				BLM,	K					
	SWSW		R55-02350	AMERICA ACTING	C		09/22/1958	LOWER BATTL	0.3	
				BLM,	K					
				HAUGRUD, JACK	A					
	SWSW	4	F55-02350	AMERICA ACTING	C	L	09/22/1958	LOWER BATTL	0.3	
				BLM,	K					

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

*only claim
in SWSW,
S. 31 N 1/4*

SD-0605-1

Idaho Department of Water Resources
Adjudication Claims Point of Diversion Query

Date: 02/12/98
Time: 09:06:23

STATE

Township: 12S

Range : 01W

Section : 13

Tract : NWNW

Lot : __

NO RECORDS FOUND...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
(Enter=Run)

(Menu ____)

*No claims filed in NW NW
5 13
125 16*



FAX TRANSMISSION

BLM, IDAHO STATE OFFICE, ID917

1387 SOUTH VINNELL WAY

BOISE, ID 83709-1657

(208) 373-3829

FAX: (208) 373-3839 OR -3805

To: JAN SHURTE

Date:

7/1/97

Fax #: 334-2348

Pages

From: Walter Kerpa
Resource Assistant
Water Rights

Subject: CLAIMS

COMMENTS: Jan, more and more and more answers. In no particular order, they are:

A51-10602(5101680230) I have sent a copy of e-mail message from the field as well as the new claim. Priority date has also been changed along with your problems.

A55-02349(5501688137) Amended location is actually correct. The location on license is incorrect, the only water in that area is a spring. The head water rights coordinator checked this one out himself. I sent you his e-mail, plus the actual claim.

A55-02350(5501688138) According to the file and the verification, no claim is where the license says it is. The person verifying found this project in the location on the amended claim. That is the best I can do.

A55-04131(5501688239) I'm not sure what is wrong with this one. Our file and verification sheet shows the location to be the same as the license. Your fax says the new claim is identical to the original claim. Maybe, or I should say probably, I'm not getting it. Let me know on this one.

Thanks, Walt

*OK to recommend - see
comments on profile
report of recommendation.*

From: DWR80::RBROWN 25-JUN-1997 13:36:15.51
To: DWR80::JSHURTE
CC:
Subj: BLM returns

Here is a list of claims I feel need to be held for clarification from BLM:

WR No.	BLM Record ID	Problem
A55-02349	5501688137	The amended claim changes the source and moves the POD/POU from the licensed location.
A55-02350	5501688138	There is no apparent link between the claim and the license on which it is based.
A55-04131	55016887239	This claim was recommended for disallowal because the POU/POD could not be confirmed. The new claim is identical to the original claim.
A55-07116	5501588301	This claim was originally licensed in S15, NWNW; claimed in the SWSW, S10. Licensed right 55-07315 was located in the the SWSW, S10 so this claim was recommended for disallowal. Subsequently, A55-07315 has been withdrawn. What is the status of these two projects and which of these licenses is being used?
A55-07307	5501587460	A claim for the same development as A55-07116...same questions.

*Forwarded to Walt
on 6-26-97*

AJ5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

07/12/97 09:05:26
Page 1

Water Right Number - R55-02350

Prefix Translation: RESEARCH

Old (D) Number - D1189

+ - - - - Last Name - - - - + + - - - First Name - - + + - - - Address - - - - - +

*** A - ATTORNEY ***

HAUGRUD, JACK OR G GARVER OR D ZANE

1 - US DEPT OF JUSTICE
2 - ENV & NR DIV GEN LIT SEC
3 - PO BOX 663
City- WASHINGTON
Phone - 202-272-4134

State- DC Zip- 200440663

*** C - CURRENT OWNER ***
AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDI BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 1387 S VINNELL WAY
City- BOISE
Phone - 208-373-4000

State- ID Zip- 83709

*** K - ALSO KNOWN AS ***
BLM

State- ID Zip- 0

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
09/22/1958 14 WESTERN I - DISALLOWED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
LOWER BATTLE CR XING RES #2 SINKS

+ - - - - Point of Diversion - - - - - + + - - - - Diversion Name - - - - - +
Twn Rng Sec Tract Lot RFlg County

11S 01E 31 SW SW (73) OMWHEE

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - - +
Code Period From Period To

05 - STOCKWATER STORAGE	01/01	12/31	0.27
06 - STOCKWATER FROM STORAGE	01/01	12/31	0.27
17 - WILDLIFE STORAGE	01/01	12/31	0.03
18 - WILDLIFE FROM STORAGE	01/01	12/31	0.03

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - + +
0.30 0.30 0.0

+ - - - - Place of Use - - - - - + + - - - - Description - - - - - County - - - - - +
Twn Rng Sec Tract Lot Acres Code

11S	01E	31	SW SW	05	STOCKWATER STORAGE	(73)	OMWHEE
11S	01E	31	SW SW	06	STOCKWATER FROM STORAGE	(73)	OMWHEE
11S	01E	31	SW SW	17	WILDLIFE STORAGE	(73)	OMWHEE
11S	01E	31	SW SW	18	WILDLIFE FROM STORAGE	(73)	OMWHEE

+ - - - - Diversion Means - 8'H X 65'L EARTHFILL DAM

Remarks

----- Old Water Right Numbers -----

..... Conditions of Approval

+ - - -	- Decree Plaintiff	- - - +	+ - - -	- Decree Defendant	- - - +	+ - Decree Date
						00/00/0000

+ - - Audit Fields - 11/03/93 SMITH 12/21/93 MCCARTHY 09/11/96 NM-SHAFF 10/11/96 AD-SHAFF

	Date	User	Id	Subject	-Comments-
	Date:	11/03/1993	User Id:	SMITH Subject: COPIED FROM REMARKS PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES	
	Date:	11/03/1993	User Id:	SMITH Subject: REASON FOR DISALLOWAL NO APPARENT LINK BETWEEN 55-02350 AND CLAIMED SOURCE. (RMC)	

+ - - -	- - - -	- - - -	- Adjudication Rights Dates and Flags Area
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000
Claim Received Date	- 03/25/1993	Last Amended Date	- 00/00/0000
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000
Licensed Date	- 00/00/0000	Receipt Number	- X11111
		PDU Ownership Flag	- Y
		Name Connector	-
		Federal/State Indicator	- S
		Presumption Flag	-
		Notice of Error Flag	-
		Civil Case Number	- 39576
		Old Case Number	-
		Old Judicial District	-
		Temporary Right	- P
		Water District	-

Water Right Number - R55-02350

Prefix Translation: RESEARCH

Old (D) Number - D1189

+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +

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*** C - CURRENT OWNER ***

US DEPT OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 3380 AMERICANA TERRACE
City- BOISE
Phone - 208-334-1401

State- ID Zip- 83706

*** K - ALSO KNOWN AS ***

BLM

State- ID Zip- 0

+ - - - - Priority Date - - - + + - - - - Region - - - - + + - - - - Stage - - - - + + - - - - Status - - - - +
09/22/1958 14 WESTERN I - DISALLOWED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
LOWER BATTLE CR XING RES #2 SINKS+ - - - - Twn Rng Sec Tract Lot RFlg County Point of Diversion - - - - - +
Diversion Name11S 01E 31 SW SW (73) OMWHEE
+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
05 - STOCKWATER STORAGE 01/01 12/31 0.27
06 - STOCKWATER FROM STORAGE 01/01 12/31 0.27
17 - WILDLIFE STORAGE 01/01 12/31 0.03
18 - WILDLIFE FROM STORAGE 01/01 12/31 0.03+ - - - - Total Div. Rate - - - + + - - - - Total Div. Volume - - - + + - - - - Total Div. Capacity - - - + + - - - - Total Consumptive Use - - - + + - - - - KW Usage - - - +
0.30 0.30 0.0+ - - - - Twn Rng Sec Tract Lot Acres Place of Use Code Description County
11S 01E 31 SW SW 05 STOCKWATER STORAGE (73) OMWHEE
11S 01E 31 SW SW 06 STOCKWATER FROM STORAGE (73) OMWHEE
11S 01E 31 SW SW 17 WILDLIFE STORAGE (73) OMWHEE
11S 01E 31 SW SW 18 WILDLIFE FROM STORAGE (73) OMWHEE

+ - - - - Diversion Means - 8'H X 65'L EARTHFILL DAM

MICROFILMED
JUL 11 1994

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A. AJ CLAIM: # A55-02350 PRIORITY DATE: 09-22-1958 STAGE: L

B. WR RECORD: # 55-02350 PRIORITY DATE: 09-22-1958 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

N

FIELD

EXAMINER

N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

IF YES EXPLAIN.

NOTES: *claims matches license*

RECOMMENDED PRIORITY DATE:

09-22-1958

REVIEWED BY

RT

DATE

10-20-93

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-02350	11S	01E	31		SW	SW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A55-12824 NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: LOWER BATTLE CR XING RES #2

TRIB: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-02350	12S	01W	13		NW	NW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

SOURCE: UNNAMED STREAM

TRIB:

C. FIELD EXAM REQUIRED?

FIELD EXAMINER

DATABASE

DUE TO POD DISCREPANCY? (Y/N)

DUE TO SOURCE DISCREPANCY? (Y/N)

Y Y

NOTES:

*diversion: Review of BLM project file indicates
no link between 55-02350 and unnamed stream.*

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Permit No. D 1189 55-2349

District No. _____

POOR ORIGINAL

1. Name of Applicant U.S. Dept. of Interior, Bureau of Land Management
2. Post Office Address Box 917, Boise, Idaho
3. Quantity of water claimed 0.3 acre feet 9-22-1958
(Not to exceed 0.1 second foot or 15 acre feet)
4. Source of water supply ephemeral stream
(Spring, well, unnamed stream, small lake, snow, or runoff)
5. Location of point of diversion _____ feet distant from the _____ corner of Section _____
Twp. _____, Rge. _____, B.M., and is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 13, Twp. 12 S, Rge. 1 W, B.M.
in the County of Owyhee 73
6. Location of point of use _____ feet distant from the _____ corner of Section _____
Twp. _____, Rge. _____, B.M., and in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Sec. 13, Twp. 12 S, Rge. 1 W.
7. Water to be used for livestock watering 11 - 12/31
8. Estimated cost of works \$175.00
9. Kind of works earth dam with dug pit
(Reservoir, dam, ditch, flume, pipe, etc.)
10. Size _____
(Headgate, ditch, flume, pipe, etc.)
11. Time required to apply water to proposed use immediately
12. If reservoir is used, fill in the following in addition to the above questions:
 - (a) Height of dam 8 feet: Length at top 65 feet.
 - (b) Material from which dam is constructed earth
(earth, concrete, timber, rock)
 - (c) The outlet of the proposed reservoir is located _____ feet from the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ corner of
Section 13, Twp. 12 S, Rge. 1 W, B.M.

REMARKS:

Applicant U.S. Bureau of Land Management
Department of Interior

Agent Edmund J. Rice

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JUL 11 1994