

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 AND FEDERAL 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: 1880-01-01
(RESERVED..... 1926-04-17)
AGENCY NUMBER: 3103580276
BLM NUMBER: 3103580276
BASIS OF CLAIM: BENEFICIAL USE
(SUBSEQUENT FEDERAL RESERVE)
BASIN NUMBER: 31 - 11090

A311090



SOURCE

TRIBUTARY TO

SPRING

DRY CREEK

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD FROM	OF USE TO
STOCKWATER	0.020	0.00	0101	1231
STOCKWATER	0.070	0.00	0101	1231
STOCKWATER	0.070	0.00	0101	1231
WILDLIFE	0.020	0.00	0101	1231
WILDLIFE	0.070	0.00	0101	1231
WILDLIFE	0.070	0.00	0101	1231

TOTAL: 0.160 CFS 0.00 AF

NON-IRRIGATION USES

2 HORSES, 240 RANGE CATTLE

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
12N	36E	21	NW	SW	SW	00	CLARK

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED OWNED	ACRES
12N	36E	21	SW	SW	00	CLARK	YES	0.0

MICROFILMED

APR 15 1994

BLM NUMBER: 3103580276

PAGE: 2

12N 36E 21 SW SW 00 CLARK YES 0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

WATER FEDERALLY RESERVED, SEE REMARKS

REMARKS

1926 RESERVED - EXECUTIVE ORDER DATED APR 17 PWR NO. 107

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM TO
STOCKWATER	0.020	00.0	1231 0101
STOCKWATER	0.070	00.0	1231 0101
STOCKWATER	0.070	00.0	1231 0101
WILDLIFE	0.020	00.0	1231 0101
WILDLIFE	0.070	00.0	1231 0101
WILDLIFE	0.070	00.0	1231 0101

TOTAL: 0.160 CFS 0.00 AF

NON-IRRIGATION USES

2 HORSES, 240 RANGE CATTLE

POINT OF DIVERSION

TWP	RNG	SEC	TRACT	TRACTS	TRACTS	TRACTS	TRACTS	TRACTS	TRACTS
12N	36E	21	NW	SW	SW	SW	SW	SW	CLARK

PLACE OF USE

TWP	RNG	SEC	TRACT	TRACTS	TRACTS	TRACTS	TRACTS	TRACTS	TRACTS
12N	36E	21	SW	SW	SW	SW	SW	SW	CLARK

APR 12 1994

MICROFILMED

AJ5405NP
(00-5405)
SELECTION

IDAHO DEPARTMENT OF WATER RESOURCES
AJCTR AUDIT TRAIL/FILE MAINTENANCE REQUIRED TO WATER RIGHT CLAIMS
FILE: AJ_SELECTION:BLM_A31_SEL

POOR ORIGINAL

11/2/93

S/W = Stockwater
W/L = Wildlife

DATE 07/08/93
PAGE 1

0.09 cfs

VALIDATION MESSAGE

AGENCY KEY

WRN

A3110979	3103580214	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should have 1 stockwater equaling 0.09 cfs
A3110979	3103580214	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Delete duplicate water use (0.07 cfs)
A3110980	3103580215	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should have 1 stockwater use = 0.09 cfs
A3110980	3103580215	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Delete dup. water use (0.07 cfs)
A3110984	3103580219	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should have 1 S/W use = 0.16 cfs
A3110984	3103580219	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Delete dup. water use (0.12 cfs)
A3110985	3103580220	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should have 1 S/W use = 0.09 cfs
A3110986	3103580221	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should have 1 S/W use = 0.09 cfs
A3110987	3103580222	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Delete duplicate water use
A3110988	3103580223	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Delete duplicate water use
A3110989	3103580224	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should be 1 S/W use = 0.09 cfs
A3110990	3103580225	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should be 1 W/L use = 0.01 cfs
A3110991	3103580225	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 2 S/W use = 0.09 cfs
A3111019	3103580240	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 2 W/L use = 0.05 cfs
A3111019	3103580240	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 S/W use = 0.01 cfs
A3111020	3103580240	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 W/L use = 0.05 cfs
A3111020	3103580240	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 W/L use = 0.01 cfs
A3111024	3103580243	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 S/W use = 0.18 cfs
A3111024	3103580243	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 W/L use = 0.01 cfs
A3111025	3103580243	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 S/W use = 0.18 cfs
A3111026	3103580244	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 W/L use = 0.01 cfs
A3111026	3103580244	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580243 above
A3111027	3103580244	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580244 above
A3111082	3103580272	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 S/W use = 0.09 cfs
A3111082	3103580272	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 W/L use = 0.01 cfs
A3111083	3103580272	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 S/W use = 0.09 cfs
A3111083	3103580272	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 W/L use = 0.01 cfs
A3111084	3103580273	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580272 above
A3111084	3103580273	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580273 above
A3111085	3103580273	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- 1 S/W use = 0.09 cfs
A3111086	3103580274	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Delete duplicate water use (0.07 cfs)
A3111086	3103580274	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should be 1 W/L use = 0.01 cfs
A3111087	3103580274	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should be 1 W/L use = 0.01 cfs
A3111087	3103580274	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580274 (WRN A311086) above
A3111087	3103580274	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580274 above
A3111088	3103580275	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580274 above
A3111088	3103580275	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580275 above
A3111088	3103580275	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580275 above
A3111089	3103580275	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580275 above
A3111089	3103580275	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Same as 3103580275 above
A3111089	3103580275	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Should be 1 W/L use = 0.09 cfs
A3111090	3103580276	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Delete duplicate water use (0.07 cfs)
A3111090	3103580276	WATER USE IDENTICAL TO PREVIOUS USE	04 101 1231	- Delete duplicate water use (0.07 cfs)

Water Right Number - A31-11090 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -
+ - - - - 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 ***
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

1 -
2 -
3 -
City- X
Phone -
State- ID Zip- 0

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/01/1980 15 EASTERN J - BENEFICIAL USE

+ - - Source - - - - - + + - - Tributary - - - - - + + - - DRY CREEK

+ - - Point of Diversion - - - - - + + - - Diversion Name

Twn Rng Sec Tract Lot RFLg County Diversion Name

12N 36E 21 NW SW SW (33) CLARK

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

04 - STOCKWATER
16 - WILDLIFE

01/01 12/31 0.090
01/01 12/31 0.010

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Div. Capacity - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
0.100 0.0

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

12N 36E 21 SW SW 04 STOCKWATER
12N 36E 21 SW SW 16 WILDLIFE

(33) CLARK
(33) CLARK

+ - - Diversion Means - INSTREAM USE

+ - - Non-Irrigation Use - 2 HORSES, 240 RANGE CATTLE

+ - - Other Rights for Same Use - WATER FEDERALLY RESERVED, SEE REMARKS

MICROFILMED

APR 15 1994

Water right number - A31-11090

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - BLM RECORD ID = 3103580276 - - - - - Remarks - - - - - +
RESERVED - EXECUTIVE ORDER DATED APR 17, 1926 PWR NO. 107
+ - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.
+ - - - - - - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.
+ - - - - Decree Plaintiff - - - + + - - - Decree Date - - +
00/00/0000

+ - - Audit Fields - 07/08/93 AJCTR 01/31/94 THOMPSON

+ - - - - - - - - - - Comments - - - - - +
No Comments Found
+ - - - - - - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 03/25/1993 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| Proof Due Date | - 00/00/0000 | Proof Made Date | - 00/00/0000 | Water District | - |
| Licensed Date | - 00/00/0000 | Receipt Number | - X11111 | Federal/State Indicator | - S |
| Claims Tape Error Flg | - | POU Ownership Flag | - Y | Presumption Flag | - |
| Fee Exempt Flag | - | Name Connector | - | Notice of Error Flag | - |

MICROFILMED

APR 15 1994

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. 39576

AMENDED NOTICE of CLAIM for
Water Right number:

31-11090

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:

3103580276

Stg:

J

StFed:

X

SOURCE:

| | |
|--------|-----------|
| Source | Tributary |
| SPRING | DRY CREEK |

QUANTITY:

0.02

CFS

or VOLUME:

0

Acre Feet

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

PRIORITY DATE:

1/1/1880

Diversion Means: UNDEVELOPED SPRING

REMARKS:

Also reserved pursuant to EO 4/17/26, PWR 107

POINT of
DIVERSION:

| Twtnship | Range | Section | T1 | T2 | T3 | LOT | B/E | within the | County of |
|----------|-------|---------|----|----|----|-----|-----|------------|-----------|
| 12N | 36E | 21 | NW | SW | SW | | | 33 | CLARK |

PURPOSE
and
PERIOD
OF USE:

| Purpose of Use | Period of Use (from - to): | Rate in CFS | or | Volume in AcFt |
|----------------|----------------------------|-------------|------|----------------|
| 04 | 0101 | 1231 | 0.02 | |

CONSUMPTIVE
USE:

de minimis

stockwater use

DATE:

19-Nov-97

9:27 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 | Twtn | Rge | Sec | T1 | T2 | LOT | within the | County of |
|-----------|------|-----|-----|----|----|-----|------------|-----------|
| 04 | 12N | 36E | 21 | SW | SW | 0 | 33 | CLARK |

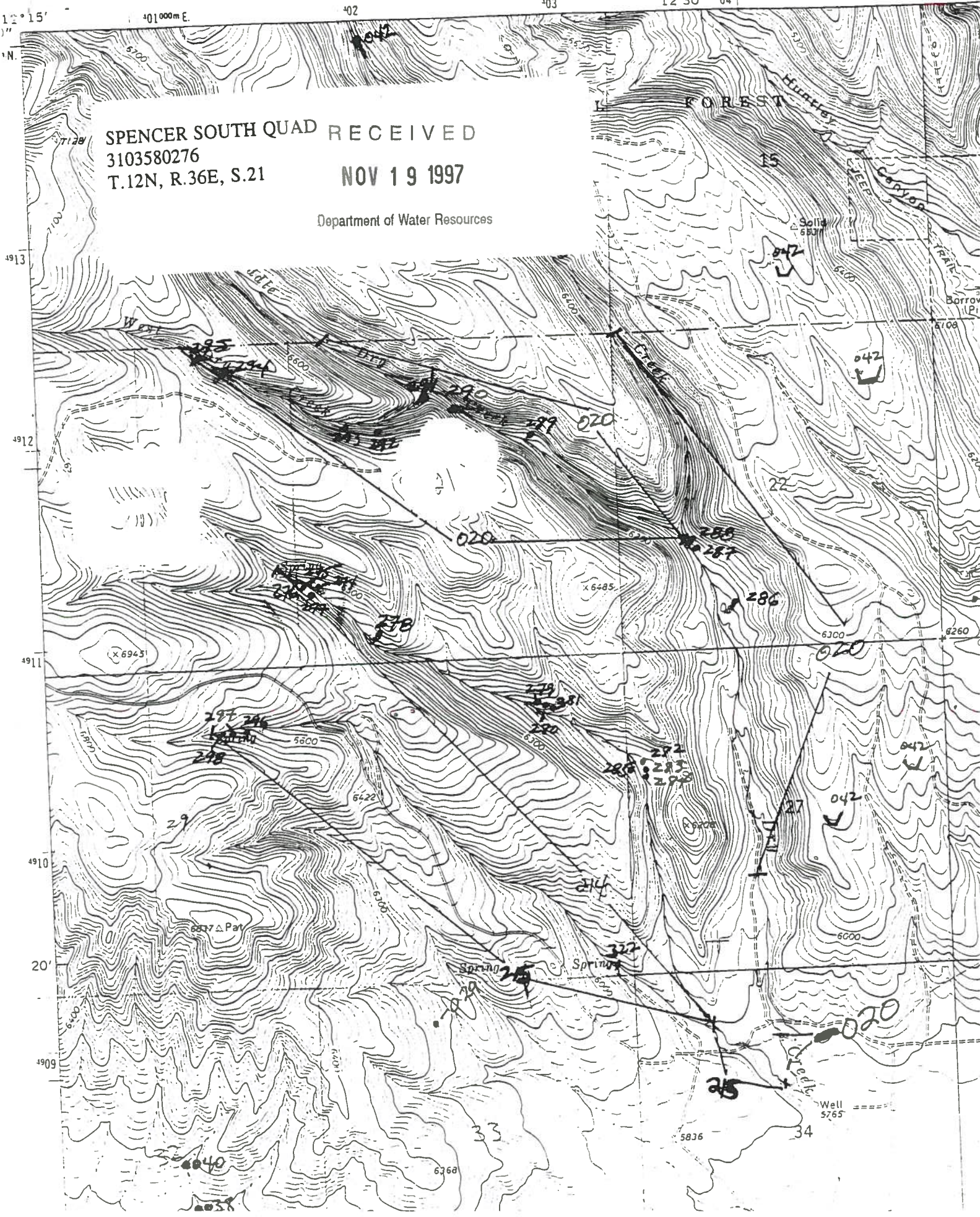
RECEIVED

NOV 19 1997

Department of Water Resources

3572
(SPENCE

Department of Water Resources



AJ5809NP
No. R31-11090

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/16/98
PAGE: 92

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---|------------------|------------|-----------------------|-------------------|---------------------|
| C | UNITED STATES OF AMERICA ACTING THROUGH | 01/01/1880 | STOCKWATER | 01-01 12-31 | 0.02 CFS | |
| TOTAL DIVERSION: | | | | | 0.02 CFS | |

Water Source: SPRING

Tributary to: DRY CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T12N R36E S21 NWSWSW CLARK County

Place of use Legal Description for: STOCKWATER

| NE | | | | NW | | | | SW | | | | SE | | | | | | | | | | | | | | | | | | | |
|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|------|-----|
| NENE | | NWNE | | SWNE | | SENE | | NENW | | NWNW | | SWNW | | SENW | | NESW | | NWSW | | SWSW | | SESW | | NESE | | NWSE | | SWSE | | SESE | |
| T | R | S | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| 12N | 36E | 21 | : | | : | | : | | : | | : | | : | | : | | S | : | | : | | : | | : | | : | | : | | : | |

POU County: CLARK

Other Rights: WATER FEDERALLY RESERVED, SEE REMARKS

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A31-11090 A31-11091

Conditions of Approval:

- D01 - *****
- * 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. *
- * *
- * THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW *
- * WITH AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN *
- * EXECUTIVE ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC *
- * WATER RESERVE 107. *
- *****
- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP BLM RECORD ID = 3103580276
2 HORSES, 240 RANGE CATTLE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

OK
1-20-98

NOV 13 2002

Deputy Chief

PAGE 1
Nov-12-2002