

FEB 05 1999

COPY RECEIVED
JAN 22 1999

Department of Water Resources

1979 JUL 21 11:12

In Re SRBA) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
Case No. 39576)
) Water Right 43-07279
)

☐	Change of Address
☐	Substitution of Party
☒	I.C. 42-222 Transfer

An Administrative Proceeding pursuant to I.C. 42-222 has been completed for water right 43-07279 and all appeal times have run. The following changes have been made to the water right:

$ \bar{X} $	Point of Diversion	$ \bar{X} $	Place of Use
$ \bar{X} $	Period of Use	$ \bar{X} $	Nature of Use

PAGE 1

CERTIFICATE OF MAILING

I certify that on 1-12-99 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

R LEE LEININGER
550 W FORT ST MSC 033
BOISE ID 83724
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Sandy Egbert
Signature of person or attorney mailing the form

RIGHTS FROM: SOURCE: WARM CREEK TRIBUTARY: SINKS

RIGHT NUMBER: 43-07279

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

SOURCE: WARM CREEK TRIBUTARY: SINKS

QUANTITY: 0.12 CFS
6.0 AFY

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

PRIORITY DATE: 05/22/1987

POINT OF DIVERSION: T12S R28E S18 SWSE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	05-01 12-30	0.12 CFS
			4.0 AFY
	STOCKWATER STORAGE	01-01 12-31	4.0 AFY
	WILDLIFE	01-01 12-31	0.01 CFS
			2.0 AFY
	WILDLIFE STORAGE	01-01 12-31	2.0 AFY
	DIVERSION TO STORAGE	01-01 12-31	0.12 CFS

PLACE OF USE:	STOCKWATER	Within CASSIA County	
	T12S R27E S10	NESE	
	S13	SWSW	
	S14	SWNE	
	R28E S18	SESW	
	WILDLIFE	Within CASSIA County	
	T12S R27E S10	SWNE	NESE
	S13	SWSW	
	S14	SWNE	NWNW
	R28E S18	SESW	NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

RIGHTS FROM: SOURCE: WARM CREEK TRIBUTARY: SINKS

RIGHT NUMBER: 43-07279 (CONT)

OTHER PROVISIONS (CONT)

THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE CHANGE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
BLM RECORD ID = 4302488163

RECEIVED

JAN 25 1999

Department of Water Resources
Southern RegionIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Right 43-07279
_____	)	

IDWR has completed the following Administrative Proceeding:

☐	Change of Address
☐	Substitution of Party
☒	I.C. 42-222 Transfer

I.C. 42-422 TRANSFERS

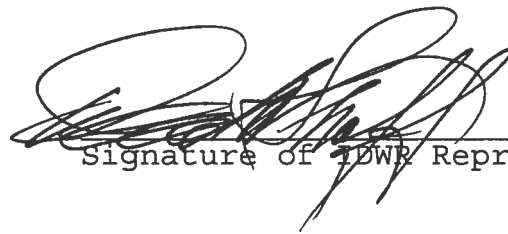
An Administrative Proceeding pursuant to I.C. 42-222 has been completed for water right 43-07279 and all appeal times have run. The following changes have been made to the water right:

☒	Point of Diversion	☐	Place of Use
☒	Period of Use	☐	Nature of Use

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 1/06/99

A handwritten signature in black ink, consisting of several loops and strokes, positioned above a horizontal line.

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 1-12-99 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

R LEE LEININGER
550 W FORT ST MSC 033
BOISE ID 83724
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Sandy Egbert
Signature of person or attorney mailing the form

RIGHTS FROM: SOURCE: WARM CREEK TRIBUTARY: SINKS

RIGHT NUMBER: 43-07279

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

SOURCE: WARM CREEK TRIBUTARY: SINKS

QUANTITY: 0.12 CFS
6.0 AFY

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

PRIORITY DATE: 05/22/1987

POINT OF DIVERSION: T12S R28E S18 SWSE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	D5-D1 12-30	0.12 CFS
			4.0 AFY
	STOCKWATER STORAGE	01-01 12-31	4.0 AFY
	WILDLIFE	01-01 12-31	0.01 CFS
			2.0 AFY
	WILDLIFE STORAGE	01-01 12-31	2.0 AFY
	DIVERSION TO STORAGE	01-01 12-31	0.12 CFS

PLACE OF USE:	STOCKWATER	Within CASSIA County	
	T12S R27E S10	NESE	
	S13	SWSW	
	S14	SWNE	
	R28E S18	SESW	
	WILDLIFE	Within CASSIA County	
	T12S R27E S10	SWNE	NESE
	S13	SWSW	
	S14	SWNE	NWNW
	R28E S18	SESW	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: DEC-28-1998
PAGE: A-4

RIGHTS FROM: SOURCE: WARM CREEK TRIBUTARY: SINKS

RIGHT NUMBER: 43-07279 (CONT)

OTHER PROVISIONS (CONT)

THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE CHANGE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
BLM RECORD ID = 4302488163

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHTS FROM: SOURCE: WARM CREEK TRIBUTARY: SINKS

RIGHT NUMBER: 43-07279

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

SOURCE: WARM CREEK TRIBUTARY: SINKS

QUANTITY: 0.12 CFS
6.0 AFY

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

PRIORITY DATE: 05/22/1987

POINT OF DIVERSION: T12S R28E S18 SWSE Within CASSIA County
~~SESESW~~

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	05-01 12-30	0.12 CFS
			4.0 AFY
	STOCKWATER STORAGE	<u>01-01 12-31</u>	4.0 AFY
		~~05/01 12/30~~	
	WILDLIFE	01-01 12-31	0.01 CFS
			2.0 AFY
	WILDLIFE STORAGE	01-01 12-31	2.0 AFY
	<u>DIVERSION TO STORAGE</u>	<u>01-01 12-31</u>	<u>0.12 CFS</u>

PLACE OF USE: STOCKWATER Within CASSIA County
T12S R27E S10 NESE
S13 SWSW
S14 SWNE
R28E S18 SESW
R27E S10 ~~SESE~~

WILDLIFE Within CASSIA County
T12S R27E S10 SWNE NESE NWSE
S13 SWSW
S14 SWNE NWNW

43-07279 (CONT.)

~~R28E S18~~~~SESW~~~~R27E S10~~~~SESW~~~~SESE~~

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE CHANGE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
BLM RECORD ID = 4302488163
~~480/20774E~~

✓ Rozanne

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5176
WATER RIGHT NO. 43-07279

This is to certify that: **US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
15 E 200 S
BURLEY ID 83318**

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	05/01 to 12/30	0.12 CFS	4.0 AF
STOCKWATER STORAGE	01/01 to 12/31		4.0 AF
WILDLIFE	01/01 to 12/31	0.01 CFS	2.0 AF
WILDLIFE STORAGE	01/01 to 12/31		2.0 AF
DIVERSION TO STORA	01/01 to 12/31	0.12 CFS	
	Totals	0.12 CFS	6.0 AF

SOURCE

WARM CREEK

TRIBUTARY OF

SINKS

Priority: 05/22/1987

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 18, Township 12S, Range 28E
CASSIA County

PLACE OF USE: STOCKWATER

TWN RGE SEC

12S 27E	10	NESE
	13	SWSW
	14	SWNE
28E	18	SESW

PLACE OF USE: WILDLIFE

TWN RGE SEC

12S 27E	10	SWNE	NESE	NWSE
	13	SWSW		
	14	SWNE	NWNW	
28E	18	SESW		

TRANSFER NO. 5176
WATER RIGHT NO. 43-07279

CONDITIONS OF APPROVAL AND REMARKS

1. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The quantity of water under this right is not a determination of historical beneficial use, and shall not exceed 13,000 gallons per day.

Dated this 28th day of September, 1998

J. Glen Saylor
Chief, Water Allocation Bureau

MEMORANDUM

TO: File 43-07279

FROM: Pam Skaggs²/State Office

SUBJECT: Transfer 5176

DATE: September 17, 1998

Transfer 5176 changes the point of diversion and place of use under Right 43-07279. The transfer is correcting or changing the right to more accurately reflect the existing system. Recently collected GPS data has verified the legal description. No physical changes occur through this transfer.

Discussion with Steve Davis, BLM hydrologist, clarified the existing uses on the system. Diversion to storage was included to reflect the diversion from Warm Creek to the ponds. "From storage" uses were not recommended as part of the approval. The water is not diverted from the storage ponds, stock and wildlife simply drink from the ponds. Season of use for stockwater storage was adjusted to reflect year round storage.

Recommended conditions include beneficial use within the grazing allotment, historical beneficial use, 13,000 gpd limit and standard transfer conditions.

RECEIVED

SEP 14 1998

Department of Water Resources
Southern Region

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

In Re SRBA

Case No. 39576

A. Subcase 43-07279

(Insert water right number)

DOMESTIC AND
STOCK WATER RIGHT
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

R. Lee Leininger, 202 305-0242; Paul F. Holleman, 202 305-0494

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: United States of America

Address: 1387 South Vinnell Way

Name: Bureau of Land Management

Address: Boise, Idaho 83709-1657

Name:

Address:

Name:

Address:

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The legal descriptions reported in the Director's Report for this claim are inaccurate. See attached for revised POU legal description for the POD and POU.

F.

VERIFICATION (Must be Completed)

State of Idaho)

)ss.

County of ~~Ada~~ Twin Falls

Tom Dyer, BLM Area Manager, duly sworn, upon oath, deposes and says:

(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Tom Dyer
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

JUN 23 1998



Kim M. Peterson
Notary Public for State of Idaho
Residing at: Twin Falls
My Commission Expires: 11/15/2004

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on July 2, 1998 I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

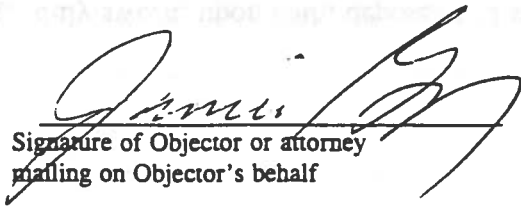
Name: United States of America
Address: 1387 South Vinnell Way
Name: Bureau of Land Management
Address: Boise, Idaho 83709-1657
Name:
Address:
Name:
Address:

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Signature of Objector or attorney
mailing on Objector's behalf

 RIGHTS FROM: SOURCE: WARM CREEK TRIBUTARY: SINKS

RIGHT NUMBER: 43-07279

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

SOURCE: WARM CREEK TRIBUTARY: SINKS

QUANTITY: 0.12 CFS
 6.0 AFY

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

PRIORITY DATE: 05/22/1987

POINT OF DIVERSION: T12S R28E S18 ~~SESE~~ *SW SW SE* Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	05-01 12-30	0.12 CFS
			4.0 AFY
	STOCKWATER STORAGE	05-01 12-30	4.0 AFY
	WILDLIFE	01-01 12-31	0.01 CFS
			2.0 AFY
	WILDLIFE STORAGE	01-01 12-31	2.0 AFY

PLACE OF USE:	STOCKWATER	Within CASSIA County
	T12S R27E S10	SESE
	S13	SWSW
	S14	SWNE
	<i>12S 28E 18</i>	<i>SESW</i>
	WILDLIFE	Within CASSIA County
	T12S R27E S10	~~SESE~~ <i>SWNE</i> SESE
	S13	SWSW
	S14	SWNE
	<i>12S 28E 18</i>	<i>SESW</i> NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
 DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: FEB-27-1998
PAGE: A-506

RIGHTS FROM: SOURCE: WARM CREEK TRIBUTARY: SINKS

RIGHT NUMBER: 43-07279 (CONT)

EXPLANATORY MATERIAL: (CONT)
BLM RECORD ID = 4302488163
480/CATTLE

B/M ID 4302488/63

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Bureau of Land Management Phone (208)678-5514
Post Office address 15 East, 200 South Burley, ID 83318

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☒ Other Add one POU
2. Describe the reason for the proposed changes POD- location was GPS'd and found to be in a different location than what was described on the original license. One POU was added and one POU changed after field verified using a 1:24000 topographic map. Nature of Use is being changed to more accurately describe actual situation than what was on original license. The water will still be used only for drinking water for livestock and wildlife.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|---------------------|-------------------------|--------------------------------|---------------------|
| <u>43-07279</u> | <u>May 22, 1987</u> | <u>0.12 cfs/4 ac-ft</u> | <u>stockwater</u> | <u>0501 to 1230</u> |
| | | <u>4.0 ac-ft</u> | <u>stockwater storage</u> | <u>0501 to 1230</u> |
| | | <u>0.01 cfs/2 ac-ft</u> | <u>wildlife</u> | <u>0101 to 1231</u> |
| | | <u>2.0 ac-ft</u> | <u>wildlife storage</u> | <u>0101 to 1231</u> |
| | | <u>2.0 ac-ft</u> | <u>wildlife from storage</u> | <u>0101 to 1231</u> |
| | | <u>4.0 ac-ft</u> | <u>stockwater from storage</u> | <u>0501 to 1230</u> |
| | | <u>0.12 cfs</u> | <u>diversion to storage</u> | <u>0101 to 1231</u> |
2. Total amount of water being transferred 0.12 cubic feet per second and/or 6.0 acre-feet per annum.
3. Source of water Warm Creek tributary to sinks
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SE	18	12S	28E	Cassia	Warm Creek

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
12S	27E	10			W														
12S	27E	10																S;W	
12S	27E	13											S;W						
12S	27E	14			S;W														
12S	27E	14					W												
12S	28E	18											S;W						

Total acres _____

PART 1**6. General Information:**

- a. Description of diversion system Ditch and 6 reservoirs

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 43-07279 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other Public Land (BLM)

3. Source of water Warm Creek tributary to _____ sinks _____

4. Date or priority May 22, 1987

5. Water is used for the following purpose:

amount 0.12cfs/4.0ac-ft for stockwater purposes from 05/01 to 12/30
(cfs/ac-ft) _____
amount 4.0ac-ft for stockwater storage purposes from 05/01 to 12/30
(cfs/ac-ft) _____
amount 0.01cfs/2.0ac-ft for wildlife purposes from 01/01 to 12/31
(cfs/ac-ft) 2.0ac-ft for wildlife storage purposes from 01/01 to 12/31

6. Total amount of water under right 0.12 cubic feet per second and 6.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	SW	18	12S	28E	Cassia	Warm Creek

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
12S	27E	10								W								S;W	
12S	27E	13											S;W						
12S	27E	14			S;W			W											

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

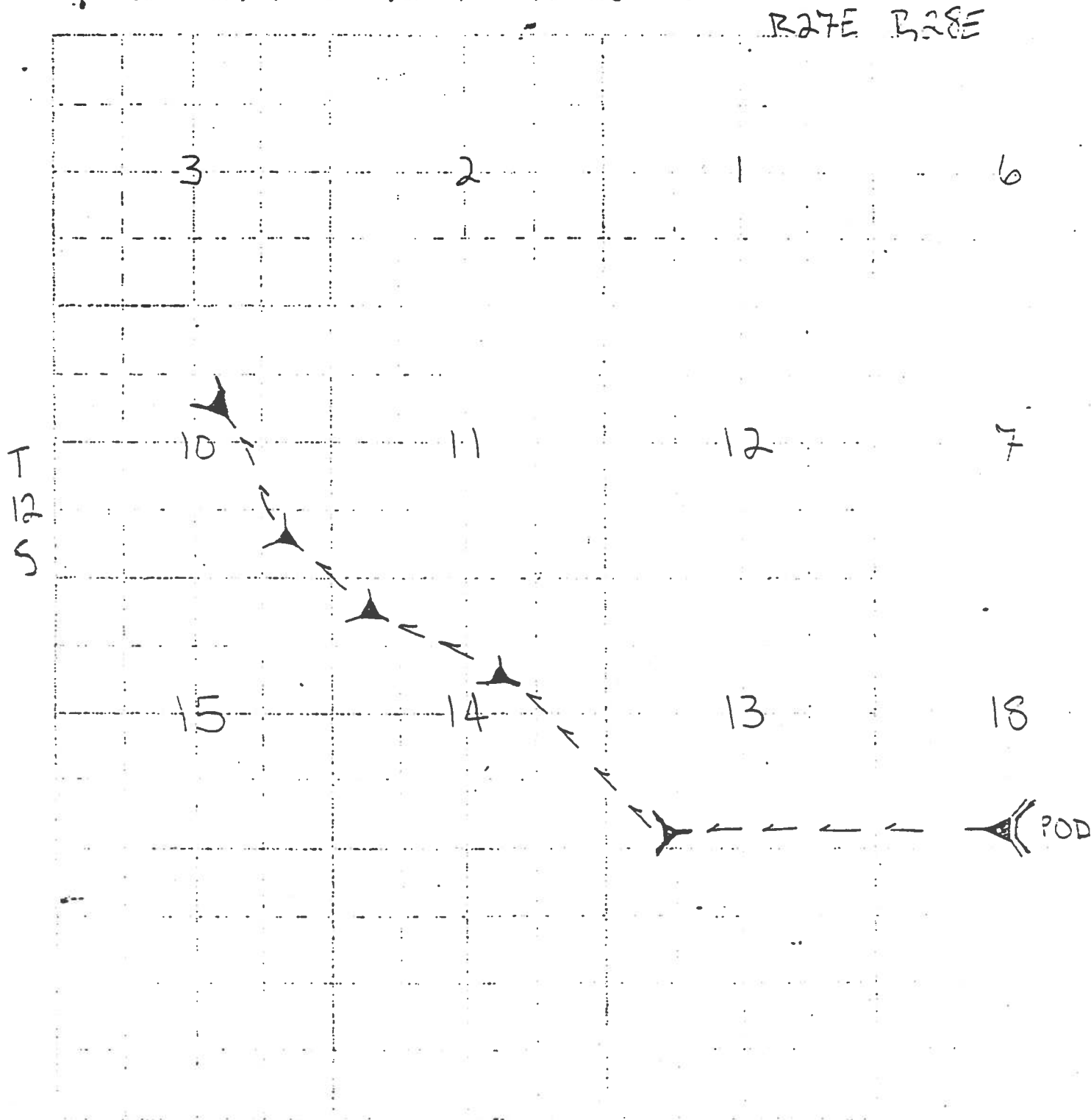
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

John L. Augburger, Acting Area Manager
(Signature of Applicant)

Subscribed and sworn to before me this 9th day of October, 19 97.

Dorothy Bonner
(Notary Public)

My commission expires 3-1-98

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

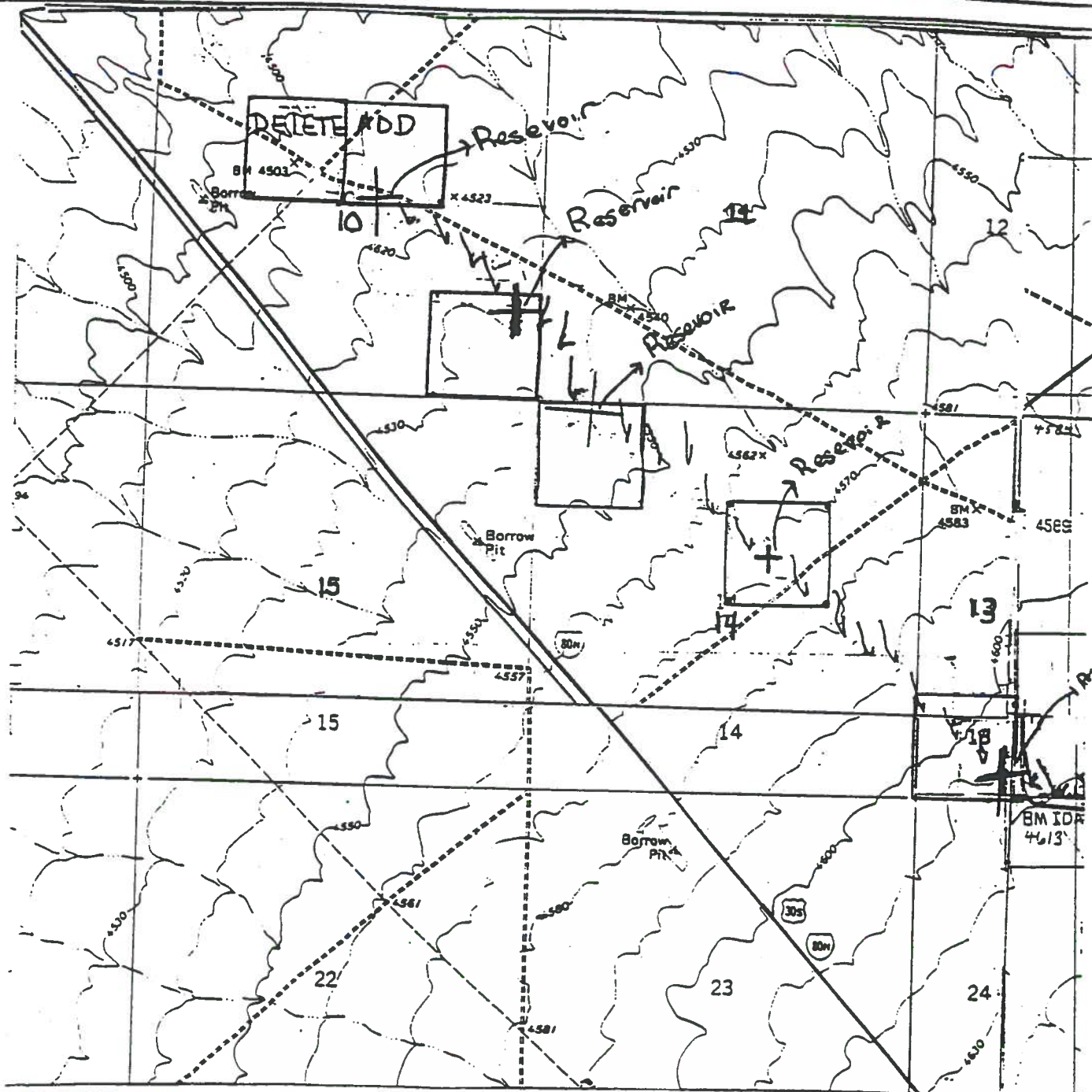
_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

WATER RIGHTS CLAIM MAP

← MAP 2 of 2

TOWNSHIP 12 S RANGE 27 E MERIDIAN: BOISE QUAD MAP NAME SUBLETT & Malta



KEY

SCALE 1:24000

	UPSTREAM USE CLAIM		POU
ADD	POU AND/OR POU LEGAL TO BE ADDED		POU (NOTE: THIS IS A TROUGH UNLESS INDICATED OTHERWISE)
DELETE	POU AND/OR POU LEGAL TO BE DELETED		POU AND POU (NOTE: POU IS A TROUGH UNLESS INDICATED OTHERWISE)
*	LOT # TO BE ADDED TO TRACT DESCRIPTION ALREADY ON CLAIM		DITCH
UP	UPSTREAM POU FOR DITCH/STREAM USE SEGMENT X		PIPELINE
DN	DOWNSTREAM POU FOR DITCH/STREAM USE SEGMENT X		

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: 1987-05-22
IDWR NUMBER: 4307279
BLM NUMBER: 4302488163
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 43

SOURCE	TRIBUTARY TO
-----	-----
WARM CREEK	SINKS

DESCRIPTION OF DIVERSION WORKS

CANAL, 5 RESERVOIRS, DITCH 5'DAM/2-1000 GALS

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER	0.120	0.00	0501	1230
WILDLIFE	0.020	0.00	0101	1231
STOCKWATER STORAGE	0.000	4.00	0501	1230
WILDLIFE STORAGE	0.000	2.00	0101	1231
STOCKWATER FROM STORAGE	0.000	4.00	0501	1230
WILDLIFE FROM STORAGE	0.000	2.00	0101	1231

TOTAL: 0.120 CFS 6.00 AF

NON-IRRIGATION USES

1450/CATTLE 10/DEER 25/ANTELOPE

				POINT OF DIVERSION				
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY	
---	---	---	-----	-----	-----	---	-----	-----
12S	28E	18	SW	SW	SE	00	CASSIA	

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
---	---	---	-----	-----	---	-----	-----	-----
12S	27E	13	SW	SW	00	CASSIA	YES	0.0

12S	27E	14	SW	NE	00	CASSIA	YES	0.0
12S	27E	14	NW	NW	00	CASSIA	YES	0.0
12S	27E	10	SE	NW	00	CASSIA	YES	0.0
12S	27E	10	SE	SE	00	CASSIA	YES	0.0
12S	27E	10	SE	NW	00	CASSIA	YES	0.0
12S	27E	13	SW	SW	00	CASSIA	YES	0.0
12S	27E	14	SW	NE	00	CASSIA	YES	0.0
12S	27E	10	SE	SE	00	CASSIA	YES	0.0
12S	27E	14	NW	NW	00	CASSIA	YES	0.0
12S	27E	13	SW	SW	00	CASSIA	YES	0.0
12S	27E	14	SW	NE	00	CASSIA	YES	0.0
12S	27E	10	SE	SE	00	CASSIA	YES	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

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

In Re SRBA

AMENDED NOTICE OF CLAIM for
Water Right number:

Case No. 3957

43-07279

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:

4302488163

Slg: SIFed:
L S

SOURCE:

Source	Tributary
WARM CREEK	SINKS

QUANTITY:

0.12 CFS

or VOLUME:

6

Acre Feet

PRIORITY DATE:

5/22/1987

Diversion Means: CANAL, 5 RESERVOIRS, DITCH 5'DAM/2-1000 GALS

REMARKS:

POINT of
DIVERSION:

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12S	28E	18	SW	SW	SE	0		31	Cassia

changed

PURPOSE
and
PERIOD
OF USE:

*Added
06 18
55*

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
18	0501 1231	0		2
08	0501 1231	0		4
55	0101 1231	0.12		0
04	0501 1230	0.12		4
16	0101 1231	0.01		0
05	0501 1230	0		0
17	0101 1231	0		2

CONSUMPTIVE
USE:

stockwater use

DATE:

15-Oct-97 9:04 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
04	12S	27E	13	SW	SW	0	31	Cassia
05	12S	27E	13	SW	SW	0	31	Cassia
06	12S	27E	13	SW	SW	0	31	Cassia
16	12S	27E	13	SW	SW	0	31	Cassia
18	12S	27E	13	SW	SW	0	31	Cassia
55	12S	27E	13	SW	SW	0	31	Cassia
04	12S	27E	14	SW	NE	0	31	Cassia
05	12S	27E	14	SW	NE	0	31	Cassia
06	12S	27E	14	SW	NE	0	31	Cassia
16	12S	27E	14	SW	NE	0	31	Cassia
18	12S	27E	14	SW	NE	0	31	Cassia
55	12S	27E	14	SW	NE	0	31	Cassia
17	12S	27E	14	NW	NW	0	31	Cassia
16	12S	27E	14	NW	NW	0	31	Cassia
18	12S	27E	14	NW	NW	0	31	Cassia
55	12S	27E	14	NW	NW	0	31	Cassia
04	12S	27E	10	SE	SE	0	31	Cassia

*Recommend as
licensed
1-29-98
KRC updated*

*Added
Appropriate
uses*

05	12S	27E	10	SE	SE	0	31	Cassia
06	12S	27E	10	SE	SE	0	31	Cassia
16	12S	27E	10	SE	SE	0	31	Cassia
18	12S	27E	10	SE	SE	0	31	Cassia
55	12S	27E	10	SE	SE	0	31	Cassia
16	12S	27E	10	SW	NE	0	31	Cassia
18	12S	27E	10	SW	NE	0	31	Cassia
55	12S	27E	10	SW	NE	0	31	Cassia
04	12S	28E	18	SE	SW	0	31	Cassia
05	12S	28E	18	SE	SW	0	31	Cassia
06	12S	28E	18	SE	SW	0	31	Cassia
16	12S	28E	18	SE	SW	0	31	Cassia
17	12S	28E	18	SE	SW	0	31	Cassia
18	12S	28E	18	SE	SW	0	31	Cassia
55	12S	28E	18	SE	SW	0	31	Cassia
17	12S	27E	13	SW	SW	0	31	Cassia
17	12S	27E	14	SW	NE	0	31	Cassia
17	12S	27E	10	SE	SE	0	31	Cassia

AJ5809NP
No. R43-07279

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/14/97
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY BOISE ID 837091657 (208) 373-4000	05/22/1987	STOCKWATER STOCKWATER STORAGE WILDLIFE WILDLIFE STORAGE	05-01 12-30 ✓ 05-01 12-30 ✓ 01-01 12-31 ✓ 01-01 12-31 ✓	0.12 CFS ✓ 0.01 ✓ 0.02 CFS ✓ 0.02 CFS ✓	4.00 AFA 4.00 AFA 2.00 AFA 2.00 AFA
TOTAL DIVERSION:					0.12 CFS ✓	6.00 AFA ✓

Water Source: WARM CREEK ✓

Tributary to: SINKS ✓

Stage: LICENSE

Point(s) of Diversion:

T12S R28E S18

SESESW ✓

CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
12S	27E	10	:	:	:	:	:	:	:	:	:	:	:	:	:
12S	27E	13	:	:	:	:	:	:	:	:	:	:	:	:	:
12S	27E	14	:	:	:	:	:	:	:	:	:	:	:	:	:

Place of use Legal Description for: WILDLIFE

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
12S	27E	10	:	:	:	:	:	:	:	:	:	:	:	:	:

Place of use Legal Description for: WILDLIFE STORAGE

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
12S	27E	10	:	:	:	:	:	:	:	:	:	:	:	:	:
12S	27E	13	:	:	:	:	:	:	:	:	:	:	:	:	:
12S	27E	14	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: CASSIA

Non-Irrigation Uses: 1450/CATTLE 10/DEER 25/ANTELOPE

Other Rights: NONE

Remarks: EXP BLM RECORD ID = 4302488163

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

license date
3-28-91
Recommended as
licensed
1-29-98
KKC

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:

43-07279

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:

4302488163

Stg:

StFed:

L

S

SOURCE:

Source	Tributary
WARM CREEK	SINKS

QUANTITY:

0.12

CFS

or VOLUME:

6

Acre Feet

PRIORITY DATE:

5/22/1987

Diversion Means: CANAL, 5 RESERVOIRS, DITCH 5'DAM/2-1000 GALS

REMARKS:

POINT of
DIVERSION:

Twship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12S	28E	18	SE	SE	SW	0		31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in AcFt
04	0501	1230	0.12	4
16	0101	1231	0.02	2
05	0501	1230	0	4
17	0101	1231	0	2

CONSUMPTIVE
USE:

stockwater use

DATE:

13-Sep-97

9:22 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	Tw	Rge	Sec	T1	T2	LOT	within the	County of
04	12S	27E	13	SW	SW	0	31	Cassia
04	12S	27E	14	SW	NE	0	31	Cassia
17	12S	27E	14	NW	NW	0	31	Cassia
04	12S	27E	10	SE	SE	0	31	Cassia
16	12S	27E	10	SE	NW	0	31	Cassia
17	12S	27E	13	SW	SW	0	31	Cassia
17	12S	27E	14	SW	NE	0	31	Cassia
17	12S	27E	10	SE	SE	0	31	Cassia

RECEIVED

SEP 15 1997

Department of Water Resources

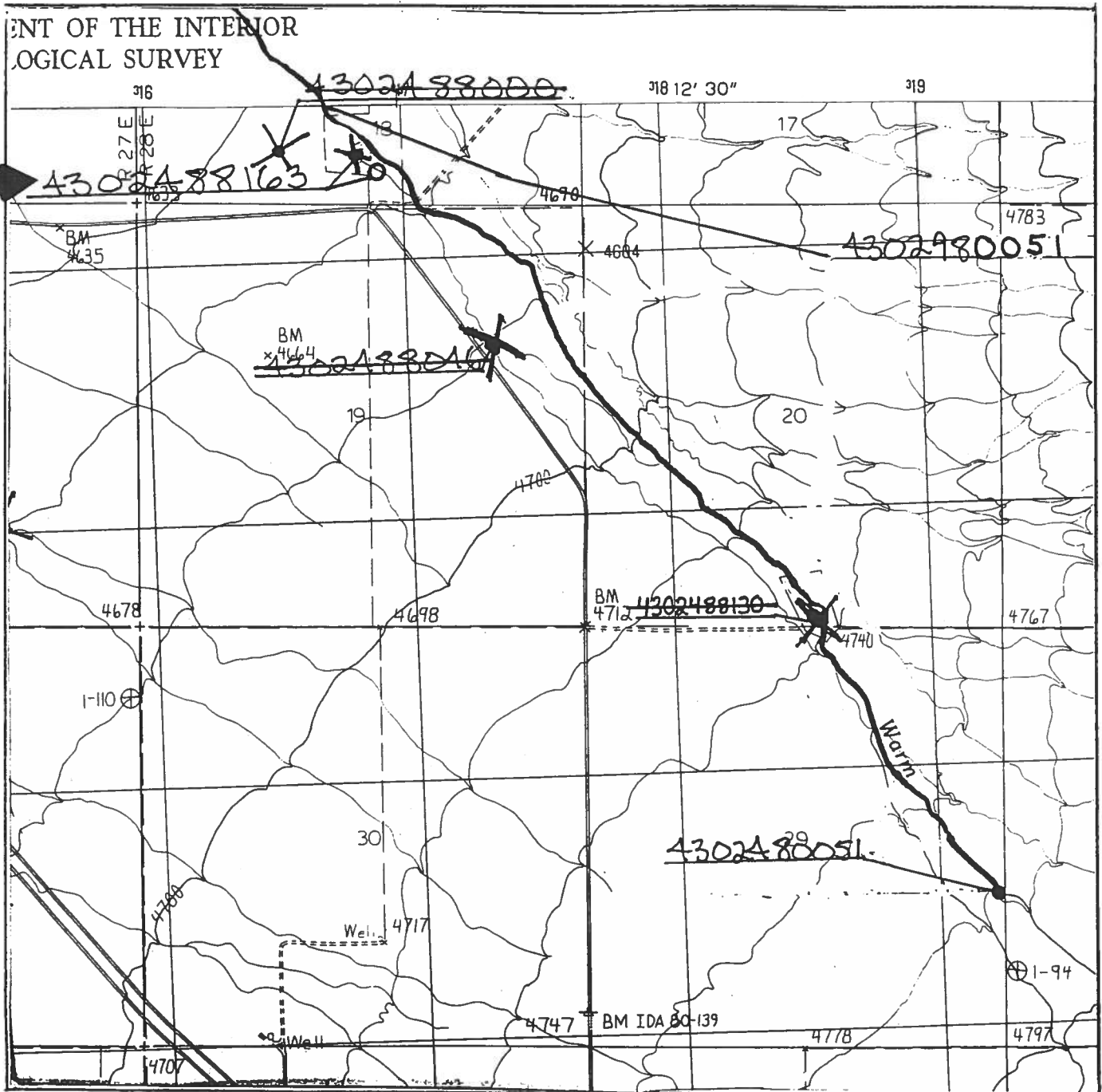
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

WATER RIGHTS CLAIM MAP

BLM IDENTIFICATION NUMBER

4302488163

TOWNSHIP 12 S RANGE 28 E MERIDIAN:BOISE QUAD MAP NAME SUBLETT



LEGEND

SCALE: 1" = 24,000

POD (ORIGINAL, CORRECT LOCATION)

INSTREAM USE CLAIM

POD (ORIGINAL LOCATION, INCORRECT)

INSTREAM USE CLAIM, DROPPED SEGMENT

POD (CORRECTED LOCATION, OR ADDED POD)

4302488000

WITHDRAWN CLAIM

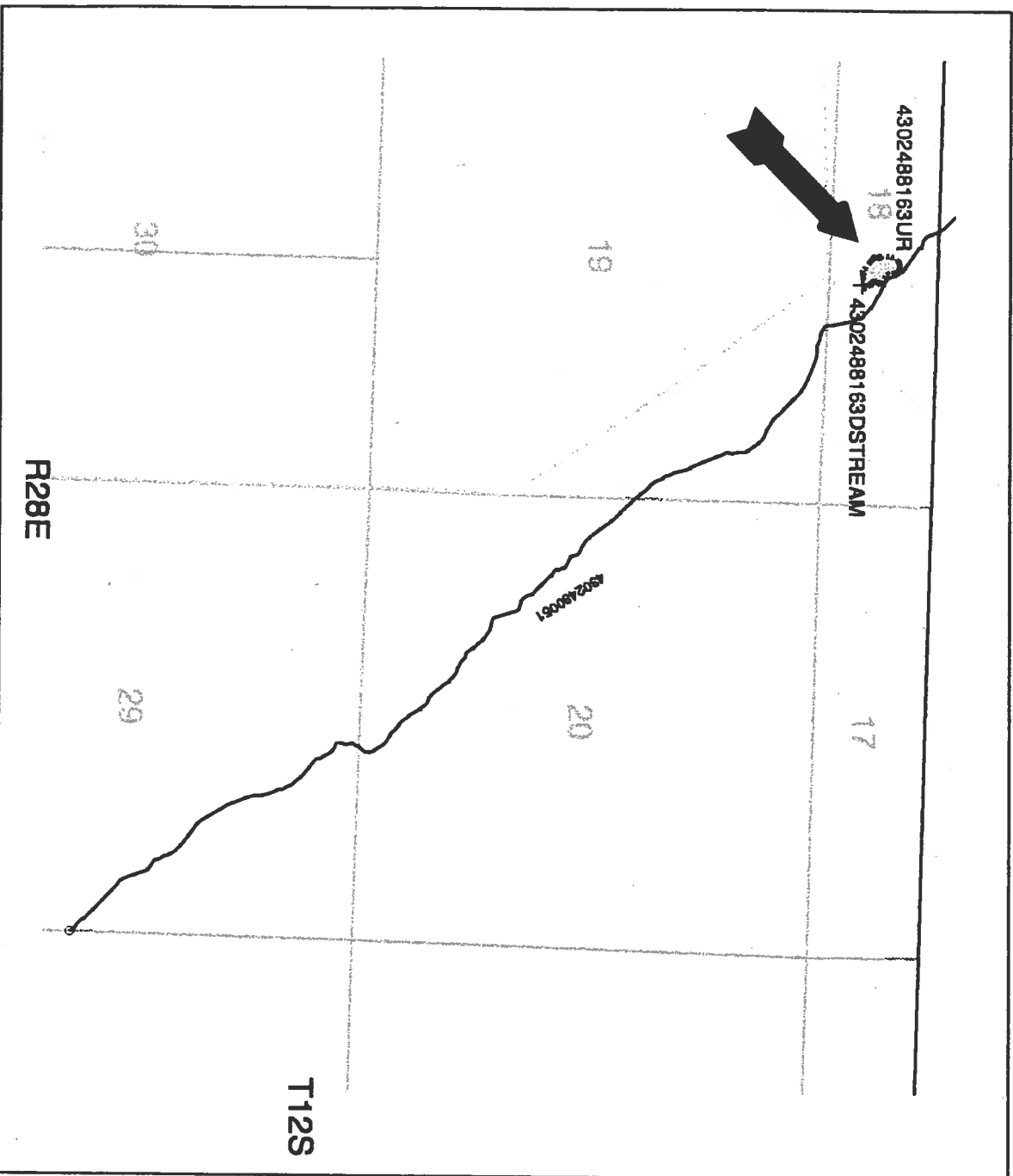
RECEIVED

SEP 15 1997

Department of Water Resources

WATER RIGHTS: BASIN 43 Sublett C142113

RECEIVED
SEP 15 1997
Department of Water Resources



T12S

- WATER RIGHT POINT
+ dig
WATER RIGHTS STREAM POINT
o Point of diversion
o MPA segment break
o Other stopping point
x Water Monitoring Site
WATER RIGHTS STREAMS
dig
- WATER RIGHTS AREA
1.1 dig
TRANSPORTATION
Improved Road
Secondary Road
Trail
Jep Trail
SUBLETT 7.5 QUADRANGLE
AND STRATUS
BLM
NPS
PRIVATE
STATE
STRATER
USFS
- SECTIONS
- CLAIM DESCRIPTION
(Claim No.) D - Point of Diversion
(Claim No.) U - Place of Use
(Claim No.) DU - POD & POU
Within 100' of each other
or Inseparable
- Claims are further identified by the following:
S - Spring
W - Well
R - Reservoir
T - Trough
P - Pond
Pl - Playa
O - Other

1:24000

0.1 0 0.1 0.2 Miles



Projection: UTM Zone 12
Datum: NAD27 Conus

Water Rights Basin 43 - 02/10/97
For Internal BLM Use Only
file/project/water/rights/12/plate_b43/
basin43_0242113_021097.apr