

A43-10869

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: 1873-01-01  
(RESERVED..... 1926-04-17)  
AGENCY NUMBER: 4302480017  
BLM NUMBER: 4302480017  
BASIS OF CLAIM: BENEFICIAL USE  
(SUBSEQUENT FEDERAL RESERVE)  
BASIN NUMBER: 43

| SOURCE | TRIBUTARY TO |
|--------|--------------|
| -----  | -----        |
| SPRING | SINKS        |

DESCRIPTION OF DIVERSION WORKS  
-----  
SPRING

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO    |
|----------------|-------------------|---------------------|-----------------------|-------|
| -----          | -----             | -----               | -----                 | ----- |
| STOCKWATER     | 0.010             | 0.00                | 0101                  | 1231  |
| WILDLIFE       | 0.010             | 0.00                | 0101                  | 1231  |
| TOTAL:         |                   | 0.010 CFS           | 0.00 AF               |       |

NON-IRRIGATION USES  
-----  
CATTLE/70 DEER/30

|       |       |       |        | POINT OF DIVERSION |        |       |        |
|-------|-------|-------|--------|--------------------|--------|-------|--------|
| TWP   | RNG   | SEC   | TRACT1 | TRACT2             | TRACT3 | LOT   | COUNTY |
| ----- | ----- | ----- | -----  | -----              | -----  | ----- | -----  |
| 14S   | 25E   | 22    | NE     | SE                 | SE     | 00    | CASSIA |

| PLACE OF USE |       |       |        |        |       |        | IRRIGATED |       |
|--------------|-------|-------|--------|--------|-------|--------|-----------|-------|
| TWP          | RNG   | SEC   | TRACT1 | TRACT2 | LOT   | COUNTY | OWNED     | ACRES |
| -----        | ----- | ----- | -----  | -----  | ----- | -----  | -----     | ----- |
| 14S          | 25E   | 22    | SE     | SE     | 00    | CASSIA | YES       | 0.0   |
| 14S          | 25E   | 22    | SE     | SE     | 00    | CASSIA | YES       | 0.0   |

TOTAL ACRES IRRIGATED: 0.0

BLM NUMBER: 4302480017

PAGE: 2

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

JAN-16-1997  
0145

RIGHT NUMBER:

43-10869

NAME AND ADDRESS:

UNITED STATES OF AMERICA ACTING THROUGH  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE ID 83709

SOURCE:

SPRING

TRIBUTARY: SINKS

QUANTITY:

0.01 CFS

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

PRIORITY DATE:

01/01/1873

POINT OF DIVERSION:

T14S R25E S22

NESESE

Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
STOCKWATER  
~~WILDLIFE~~

PERIOD OF USE  
01-01 12-31  
~~01/01 12/31~~

QUANTITY  
0.01 CFS  
~~0101 015~~

PLACE OF USE:

STOCKWATER  
T14S R25E S22

Within CASSIA County  
SESE

~~WILDLIFE~~  
~~T14S R25E S22~~

~~Within CASSIA County~~  
~~SESE~~

OTHER MATTERS 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 - BENEFICIAL USE  
BLM RECORD ID = 4302480017  
CATTLE/70

AJ5809NP  
No. R43-10869

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/14/97  
PAGE: 17

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                                                                | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | UNITED STATES OF AMERICA ACTING THROUGH<br>USDI BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE<br>1387 S VINNELL WAY<br>BOISE ID 837091657<br>(208) 373-4000 | 01/01/1873       | STOCKWATER | 01-01 12-31           | 0.02 CFS          |                     |
| TOTAL DIVERSION: |                                                                                                                                                               |                  |            |                       | 0.02 CFS          |                     |

Water Source: SPRING ✓

Tributary to: SINKS ✓

Stage: BENEFICIAL USE

Point(s) of Diversion: T14S R25E S22

NESESE ✓

CASSIA County

Place of use Legal Description for: STOCKWATER

| NE  |     |    |                           | NW                        |                           |                           |   | SW |  |  |  | SE |  |  |  |
|-----|-----|----|---------------------------|---------------------------|---------------------------|---------------------------|---|----|--|--|--|----|--|--|--|
| 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 Lt Ac Lt Ac |   |    |  |  |  |    |  |  |  |
| 14S | 25E | 22 | :                         | :                         | :                         | :                         | S |    |  |  |  |    |  |  |  |

POU County: CASSIA

Non-Irrigation Uses: CATTLE, HOG, BEAR, etc.

Other Rights: NONE

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

A43-10869 A43-10870

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. \*  
- \* \*\*\*\*\*

Remarks: EXP BLM RECORD ID = 4302480017

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

2-2-98

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:

43-10869

43-10870

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:

4302480017

Stg:

StFed:

J

X

SOURCE:

| Source | Tributary |
|--------|-----------|
| SPRING | SINKS     |

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:

1/1/1873

Diversion Means: UNDEVELOPED SPRING

REMARKS:

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

POINT of  
DIVERSION:

| Twndship | Range | Section | T1 | T2 | T3 | LOT | B/E | within the | County of |
|----------|-------|---------|----|----|----|-----|-----|------------|-----------|
| 14S      | 25E   | 22      | NE | SE | SE | 0   |     | 31         | Cassia    |

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 | 0              |

CONSUMPTIVE  
USE:

de minimis

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 | Twnd | Rge | Sec | T1 | T2 | LOT | within the County of |
|-----------|------|-----|-----|----|----|-----|----------------------|
| 04        | 14S  | 25E | 22  | SE | SE | 0   | 31 Cassia            |

RECEIVED

SEP 15 1997

Department of Water Resources

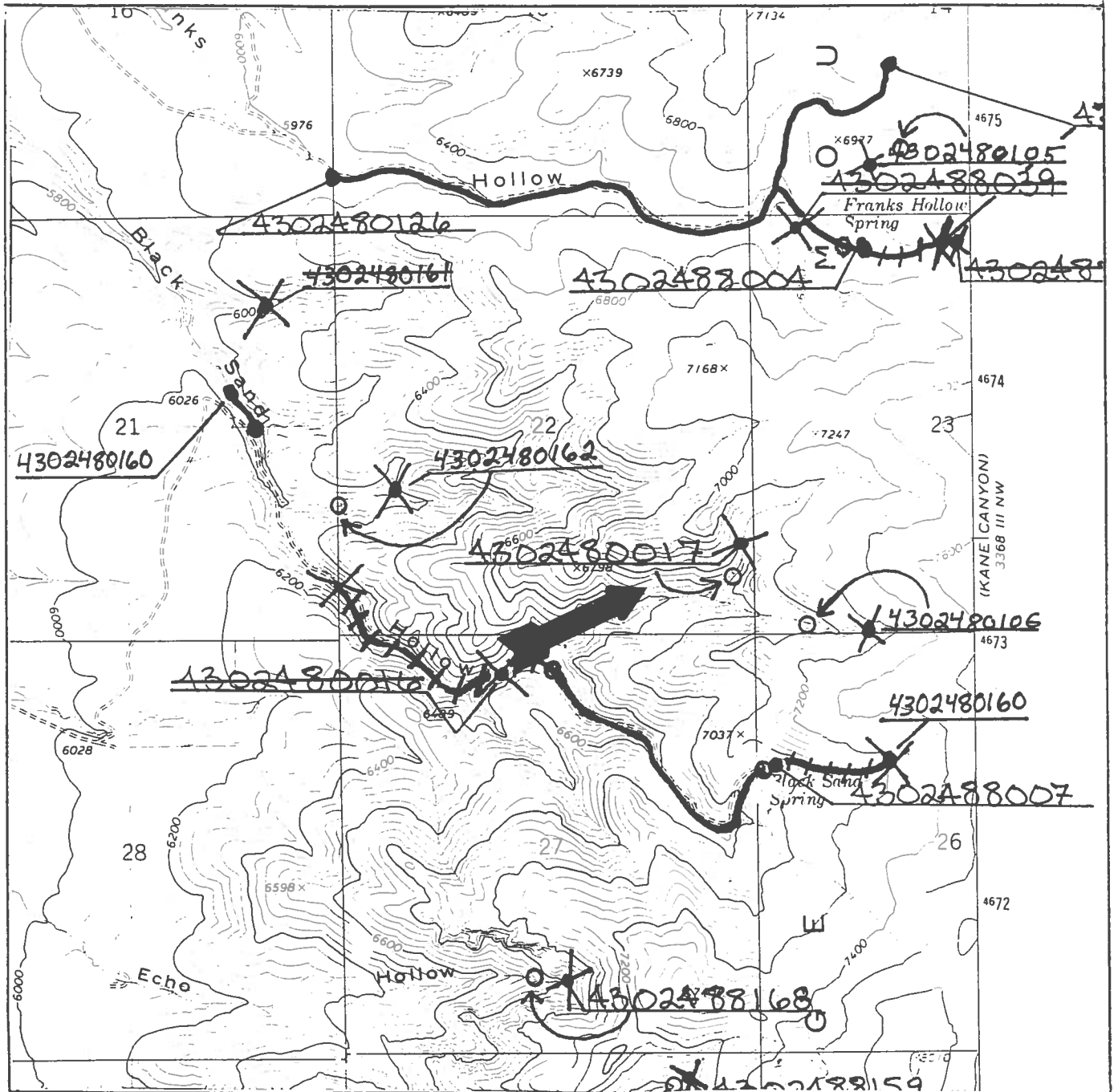
UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

BLM IDENTIFICATION NUMBER

4302480017

WATER RIGHTS CLAIM MAP

TOWNSHIP 14 S RANGE 25 E MERIDIAN:BOISE QUAD MAP NAME ELBA



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

RECEIVED

SEP 15 1997

# WATER RIGHTS: BASIN 43 Elba B542113

Department of Water Resources

WATER RIGHT POINT  
+ dg

WATER RIGHTS STREAM POINT  
+ dg

Point of diversion  
○ MRA segment break  
○ Other stopping point  
○ Water Monitoring Site

WATER RIGHTS STREAMS  
dg

WATER RIGHTS AREA  
dg

TRANSPORTATION  
Improved Road  
Secondary Road  
Trail  
Leap Trail

LAND STATUS  
ELBA 7.5 QUADRANGLE  
BLM  
NPS  
PRIVATE  
STATE  
STATE  
USFS

SECTIONS

CLAIM DESCRIPTION  
(Claim No.) D - Point of Diversion  
(Claim No.) U - Places of Use  
(Claim No.) DU - POD & POU  
Within 100' of each other  
or inseparable

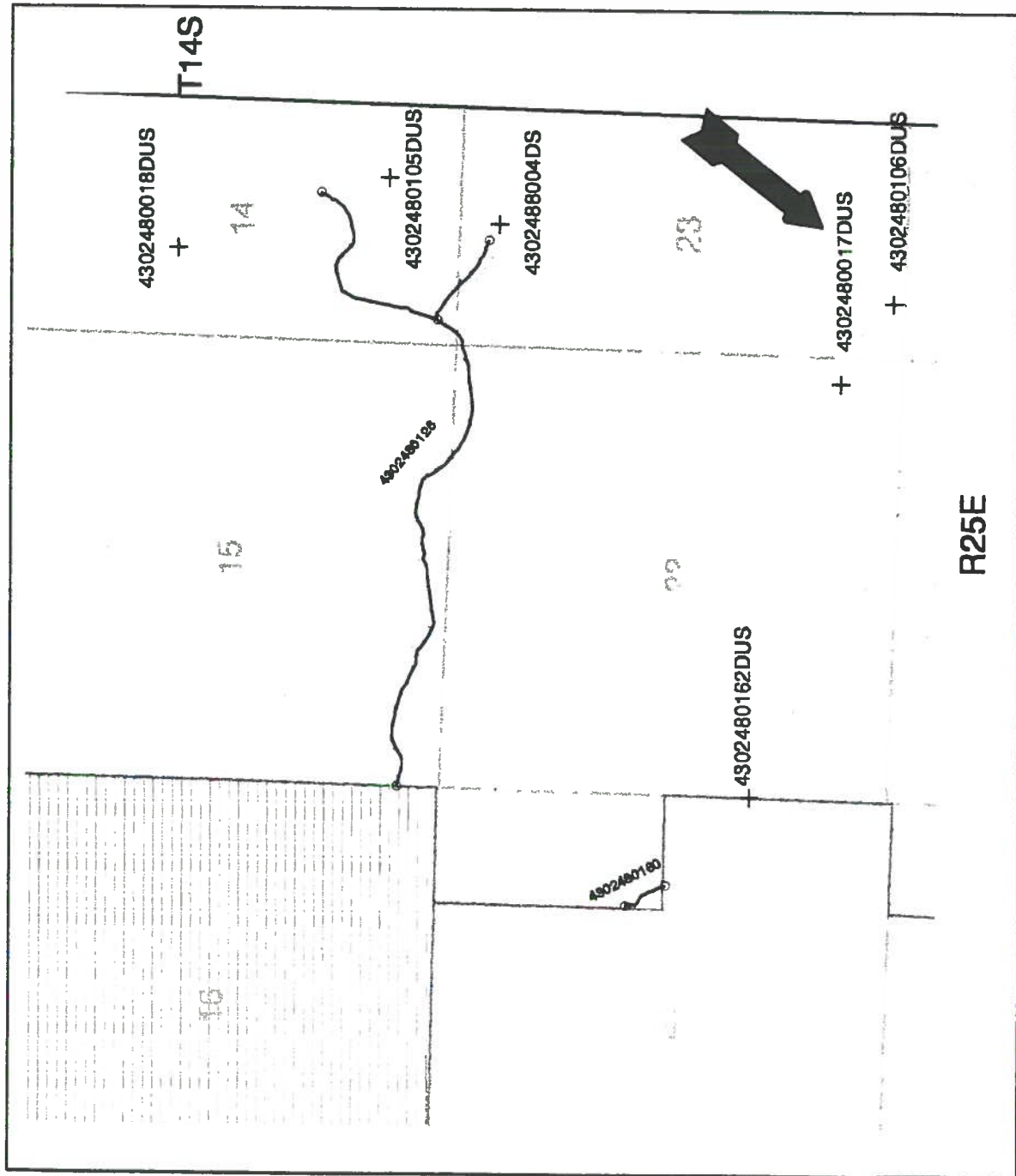
Claims are further identified by the following:  
S - Spring  
W - Well  
R - Reservoir  
T - Trough  
P - Pond  
Pl - Playa  
O - Other

1:24000



Projection: UTM Zone 12  
Datum: NAD27 Conus

Water Rights Basin 43 - 02/10/97  
For Internal BLM Use Only  
Agis/projects/water/rights/z12/  
plots\_b43/basin43\_b542113\_022897.apr



WATER RIGHT NUMBER - A43-10869

**PREFIX TRANSLATION: ADJUDICATION CLAIM**

OLD (D) NUMBER -

[illegible]

\*\*\*  
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

[illegible]

+ - - - - SOURCE - - - - +  
- - - - - SPRING  
+ - - - - TRIBUTARY - - - - +  
- - - - - SINKS

| TWN | RNG | SEC | TRACT | LOT | RFLG | COUNTY | POINT OF DIVERSION | DIVERSION NAME |
|-----|-----|-----|-------|-----|------|--------|--------------------|----------------|
|-----|-----|-----|-------|-----|------|--------|--------------------|----------------|

|     |     |    |          |      |        |
|-----|-----|----|----------|------|--------|
| 14S | 25E | 22 | NE SE SE | (31) | CASSIA |
|-----|-----|----|----------|------|--------|

[illegible]

| 04 - STOCKWATER | 01/01 | 12/31 | 0.010 |
|-----------------|-------|-------|-------|
| 16 - WILDLIFE   | 01/01 | 12/31 | 0.010 |

[illegible]

| TWN | RNG | SEC | TRACT | LOT | ACRES | PLACE OF USE | DESCRIPTION | COUNTY |
|-----|-----|-----|-------|-----|-------|--------------|-------------|--------|
|-----|-----|-----|-------|-----|-------|--------------|-------------|--------|

| 14S | 25E | 22 | SE | SE | 04 | STOCKWATER | (31 ) | CASSIA |
|-----|-----|----|----|----|----|------------|-------|--------|
| 14S | 25E | 22 | SE | SE | 16 | WILDLIFE   | (31 ) | CASSIA |

+ - - DIVERSION MEANS - SPRING

+ - - NON-IRRIGATION USE - CATTLE/70 DEER/30

+ - - OTHER RIGHTS FOR SAME USE - WATER FEDERALLY RESERVED. SEE REMARKS

WATER RIGHT NUMBER - A43-10869

**PREFIX TRANSLATION: ADJUDICATION CLAIM**

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+-----+-----+-----+-----+-----+-----+-----+-----+
BLM RECORD ID = 4302480017
RESERVED      - EXECUTIVE

```

[illegible]

+ - - - - +  
- - CONDITIONS OF APPROVAL - - - - -  
NO CONDITIONS OF APPROVAL FOUND.

| + - - - - | DECREE PLAINTIFF | - - - + | + - - - - | DECREE DEFENDANT | - - - + | + - DECREE DATE - +<br>00/00/0000 |
|-----------|------------------|---------|-----------|------------------|---------|-----------------------------------|
|-----------|------------------|---------|-----------|------------------|---------|-----------------------------------|

+ - - AUDIT FIELDS - 07/23/93 AJCTR

NO COMMENTS FOUND

|                       |   |            |                       |   |            |                         |   |       |
|-----------------------|---|------------|-----------------------|---|------------|-------------------------|---|-------|
| 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        | - | X111111    | FEDERAL/STATE INDICATOR | - | S     |
| CLAIMS TAPE ERROR FLG | - |            | POU OWNERSHIP FLAG    | - | Y          | PRESUMPTION FLAG        | - |       |
| FEE EXEMPT FLAG       | - |            | NAME CONNECTOR        | - |            | NOTICE OF ERROR FLAG    | - |       |

29/12

DATA ENTRY  
ENTERED  
CHECKED

**"Verified By"**  
Topo Map/Ortho-PQ  
ASCS Map  
Watermaster Records  
NAPP Photos  
Field Exam  
Other (See Notes)  
County  
Winces  
Project  
IDWR Records

VERIFIED  
DEC 23 1994

CERTIFIED  
DEC 28 1994  
WATER EXAMINER