

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: 4302480097  
BLM NUMBER: 4302480097  
BASIS OF CLAIM: BENEFICIAL USE  
(SUBSEQUENT FEDERAL RESERVE)  
BASIN NUMBER: 43

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

DESCRIPTION OF DIVERSION WORKS

SPRING

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO   |
|----------------|-------------------|---------------------|-----------------------|------|
| STOCKWATER     | 0.030             | 0.00                | 0101                  | 1231 |
| WILDLIFE       | 0.010             | 0.00                | 0101                  | 1231 |
| TOTAL:         |                   | 0.040 CFS           | 0.00 AF               |      |

NON-IRRIGATION USES

CATTLE/350      VARIOUS WILDLIFE

|     |     |     |        | POINT OF DIVERSION |        |     |        |  |
|-----|-----|-----|--------|--------------------|--------|-----|--------|--|
| TWP | RNG | SEC | TRACT1 | TRACT2             | TRACT3 | LOT | COUNTY |  |
| 14S | 25E | 03  | NW     | SE                 | SW     | 00  | CASSIA |  |

| PLACE OF USE |     |     |        |        |     |        | IRRIGATED |       |
|--------------|-----|-----|--------|--------|-----|--------|-----------|-------|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED     | ACRES |
| 14S          | 25E | 03  | SE     | SW     | 00  | CASSIA | YES       | 0.0   |
| 14S          | 25E | 03  | SE     | SW     | 00  | CASSIA | YES       | 0.0   |

TOTAL ACRES IRRIGATED: 0.0

BLM NUMBER: 4302480097

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  
0231

1

RIGHT NUMBER: 43-10973

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:

NEIL SPRING

TRIBUTARY: SINKS

QUANTITY:

0.04 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 S03

NWSEW

Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

STOCKWATER  
WILDLIFE

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

QUANTITY  
D.03 CFS  
01/01 01/98

PLACE OF USE:

STOCKWATER  
T14S R25E S03

Within CASSIA County  
SESW

WILDLIFE  
T14S R25E S03

Within CASSIA County  
SESW

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 = 4302480097  
CATTLE/350

AJ5809NP  
No. R43-10973

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/14/97  
PAGE: 22

| 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  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE ID 837091657  
(208) 373-4000

01/01/1875 STOCKWATER

01-01 12-31

0.02 CFS

TOTAL DIVERSION:

0.02 CFS

Water Source: NEIL SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T14S R25E S03

SWSSEW

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 |
| 14S | 25E | 3 | :       |       |       |       | :       |       |       |       |       | :       |       |       |       |

POU County: CASSIA

Non-Irrigation Uses: CATTLE/350 ~~VARIOUS WILDLIFE~~

Other Rights: NONE

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 = 4302480097

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

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

*Handwritten signature and date 2.2.07*

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:

43-10973

43-10974

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:

4302480097

Stg:

StFed:

J

X

SOURCE:

| Source      | Tributary |
|-------------|-----------|
| NEIL 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:

| Twntship | Range | Section | T1 | T2 | T3 | LOT | B/E | within the | County of |
|----------|-------|---------|----|----|----|-----|-----|------------|-----------|
| 14S      | 25E   | 3       | SW | SE | SW |     |     | 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 |                |

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 | Twnt | Rge | Sec | T1 | T2 | LOT | within the County of |
|-----------|------|-----|-----|----|----|-----|----------------------|
| 04        | 14S  | 25E | 3   | SE | SW | 0   | 31 Cassia            |

RECEIVED

SEP 15 1997

Department of Water Resources

## WATER RIGHTS CLAIM MAP

4302480097

[illegible]

### LEGEND

|                                        |                                     |
|----------------------------------------|-------------------------------------|
| 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          |

SCALE: 1" = 24.000

RECEIVED  
SEP 15 1997

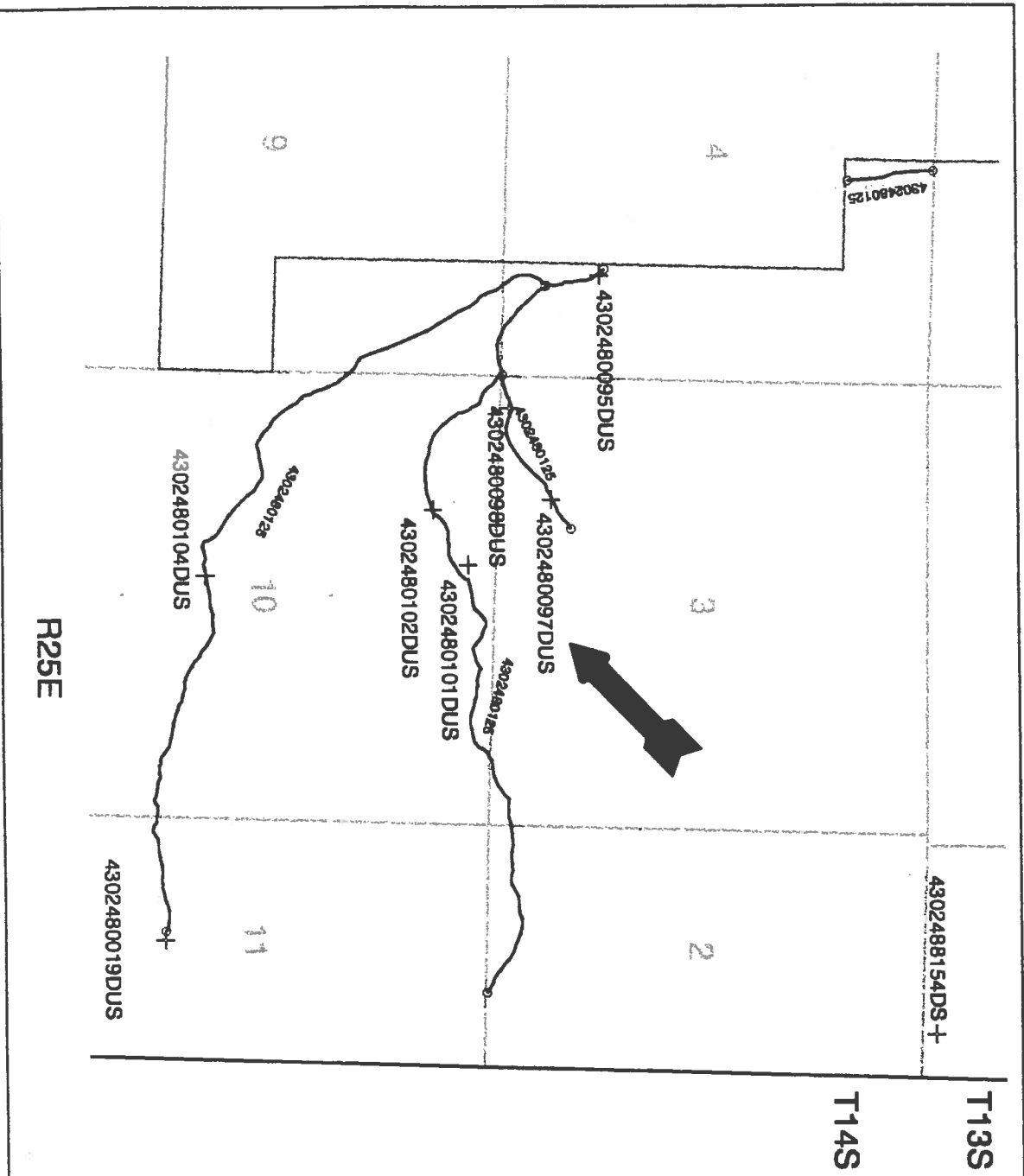
Department of Water Resources

# WATER RIGHTS: BASIN 43 Elba B542113

RECEIVED

SEP 15 1997

Department of Water Resources



**WATER RIGHT POINT**  
+ dg

**WATER RIGHTS STREAM POINT**  
o dg  
o MGA segment break  
o Other segment point  
o Water Righting Site

**WATER RIGHTS STREAMS**  
~ dg

**WATER RIGHTS AREA**  
X dg

**TRANSPORTATION**  
- dg  
Improved Road  
Secondary Road  
Trail

**ELBA 7.5' QUADRANGLE**  
Jump Trail  
ELBA 7.5' QUADRANGLE

**LAND STATUS**  
BLM  
NPS  
PRIVATE  
STATE  
STATE  
USFS

**SECTIONS**  
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

**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**  
**gis/projects/water/rights/z12/**  
**plots\_b43/basin43\_b542113\_022697.apr**

WATER RIGHT NUMBER - A43-10973

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 - - - +  
01/01/1873 17 SOUTHERN J - BENEFICIAL USE

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

+ - - - - POINT OF DIVERSION - - - - - DIVERSION NAME

14S 25E 3 NW SE SW (31) CASSIA

+ - - - - CODE DESCRIPTION PERIOD FROM PERIOD TO WATER USE DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER 01/01 12/31 0.030  
~~16 - WILDLIFE 01/01 12/31 0.010~~

+ - - TOTAL DIV. RATE - - - + - - - TOTAL DIV. VOLUME - - - + - - - TOTAL DIV. CAPACITY - - - + - - - TOTAL CONSUMPTIVE USE - - - + - - - KW USAGE - - - +  
0.040 0.0

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

14S 25E 3 SE SW 04 STOCKWATER  
~~14S 25E 3 SE SW 16 WILDLIFE~~

+ - - - - DIVERSION MEANS - SPRING

+ - - - - NON-IRRIGATION USE - CATTLE/350 VARIOUS WILDLIFE

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

(31 ) CASSIA  
(31 ) CASSIA

