

A43-11037

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: 1873-01-01
AGENCY NUMBER: 4302480138
BLM NUMBER: 4302480138
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 43

SOURCE	TRIBUTARY TO
-----	-----
COTTONWOOD CREEK	JUNCTION CREEK

DESCRIPTION OF DIVERSION WORKS

IN-STREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER	0.020	0.00	0101	1231
WILDLIFE	0.010	0.00	0101	1231
TOTAL:	0.030 CFS	0.00 AF		

NON-IRRIGATION USES

CATTLE/43 VARIOUS WILDLIFE

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	-----
16S	22E	11		SE	NW	00	CASSIA
16S	23E	18				01	CASSIA

PLACE OF USE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
---	---	---	---	---	---	-----	-----	-----
16S	22E	11	SE	NW	00	CASSIA	YES	0.0

16S	22E	18			01	CASSIA	YES	0.0
16S	22E	11	SE	NW	00	CASSIA	YES	0.0
16S	22E	18			01	CASSIA	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1873

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
_____) Water Right 43-11037

NAME AND ADDRESS: USDI BLM
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

SOURCE: COTTONWOOD CREEK TRIBUTARY: JUNCTION CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 06/28/1934

POINT OF DIVERSION: T16S R22E S11 SWSNW (Instream Beginning Point) Within Cassia County
 SESENW (Instream Ending Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Stockwater Within Cassia County
 T16S R22E S11 SENW

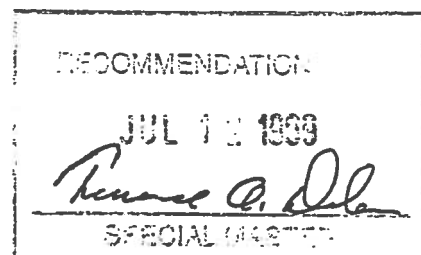
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication



RIGHT NUMBER:

43-11037

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:

COTTONWOOD CREEK

TRIBUTARY: JUNCTION CREEK

QUANTITY:

0.03 CFS

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

PRIORITY DATE:

01/01/1873

POINT OF DIVERSION:

T16S R22E S11
R23E S18
LOT 1 (SENW) (E)
Within CASSIA County

PURPOSE AND

PERIOD OF USE:

STOCKWATER
WILDLIFE

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

QUANTITY
0.02 CFS
01/01 01/31

PLACE OF USE:

STOCKWATER
T16S R22E S11
S18
Lot 1 (SENW) (E)
Within CASSIA County

WILDLIFE
T16S R22E S11
S18
Lot 1 (SENW) (E)
Within CASSIA County

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 = 4302480138
CATTLE/43

AJ5809NP
No. R43-11037

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/97
PAGE: 25

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	01/01/1873	STOCKWATER	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: COTTONWOOD CREEK

Tributary to: JUNCTION CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T16S R22E S11

^B
SWSENW ✓

^E
SESENW ✓

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	:
16S	22E	11	:															:
			:															:

POU County: CASSIA

Non-Irrigation Uses: CATTLE/43 ~~VARIOUS WILDLIFE~~

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-11037

Remarks: EXP BLM RECORD ID = 4302480138

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 09/29/97 AJCTR

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:

43-11037

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:

4302480138

Stg:

StFed:

J

S

SOURCE:

Source

Tributary

COTTONWOOD CREEK

JUNCTION 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:

1/1/1873

Diversion Means: INSTREAM USE

REMARKS:

POINT of
DIVERSION:

Twntship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
16S	22E	11	SE	SE	NW			31	Cassia
16S	22E	11	SW	SE	NW			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:

08-Dec-97

2:07 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	Twnt	Rge	Sec	T1	T2	LOT	within the County of
04	16S	22E	11	SE	NW	0	31 Cassia

RECEIVED

DEC 09 1997

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

Case No. 39576

AMENDED NOTICE of CLAIM for
Water Right number:

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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:

4302480138

Stg:

StFed:

J

S

SOURCE:

Source	Tributary
COTTONWOOD CREEK	JUNCTION 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:

1/1/1873

Diversion Means: INSTREAM USE

REMARKS:

POINT of
DIVERSION:

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16S	22E	11	SE	SE	NW			31	Cassia
16S	22E	11	SW	SE	NW			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	16S	22E	11	SE	NW	0	31	Cassia

RECEIVED

SEP 15 1997

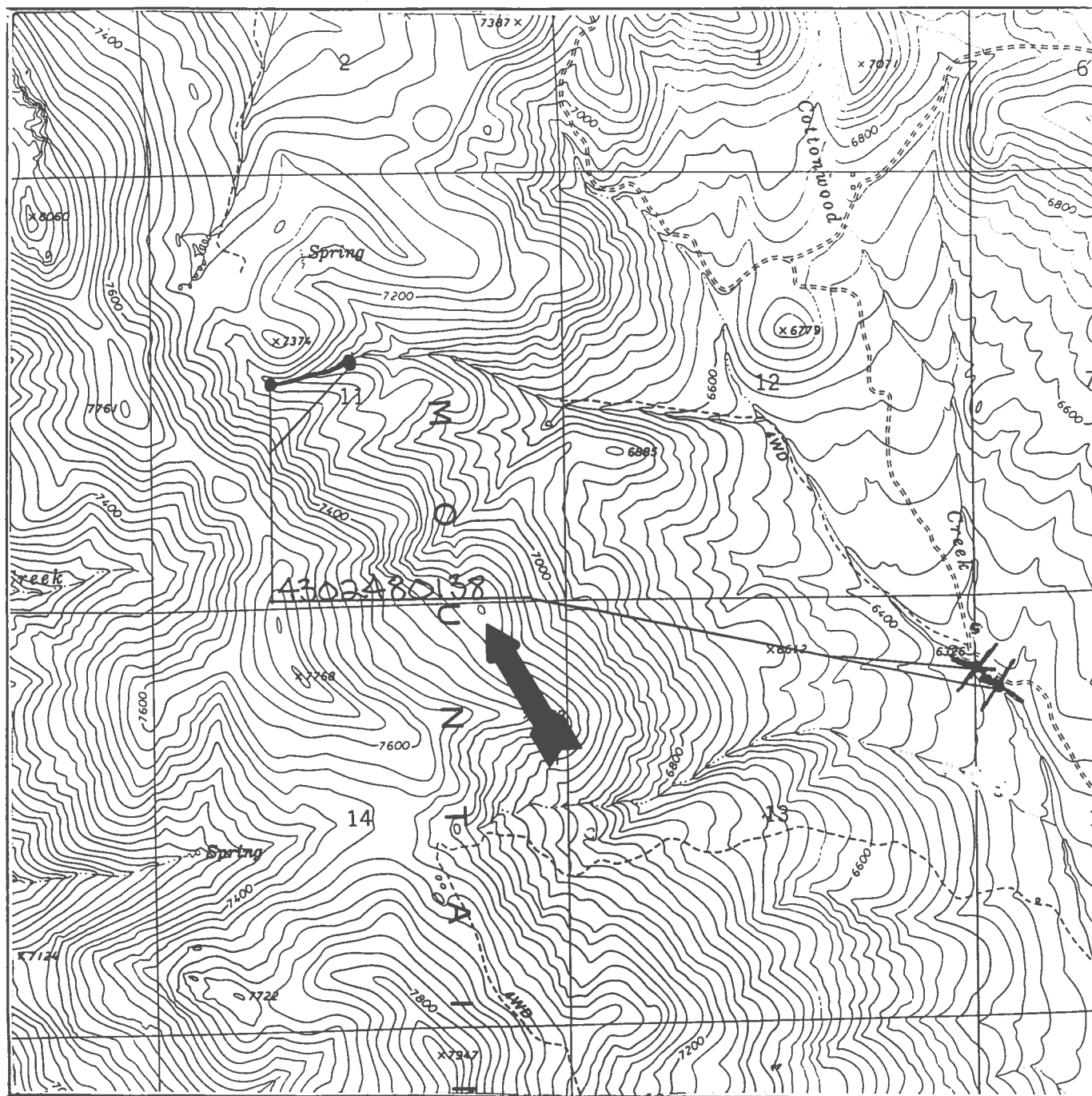
Department of Water Resources

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

BLM IDENTIFICATION NUMBER
4302480138

WATER RIGHTS CLAIM MAP

TOWNSHIP 16 S RANGE 22 E MERIDIAN:BOISE QUAD MAP NAME LYMAN PASS



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

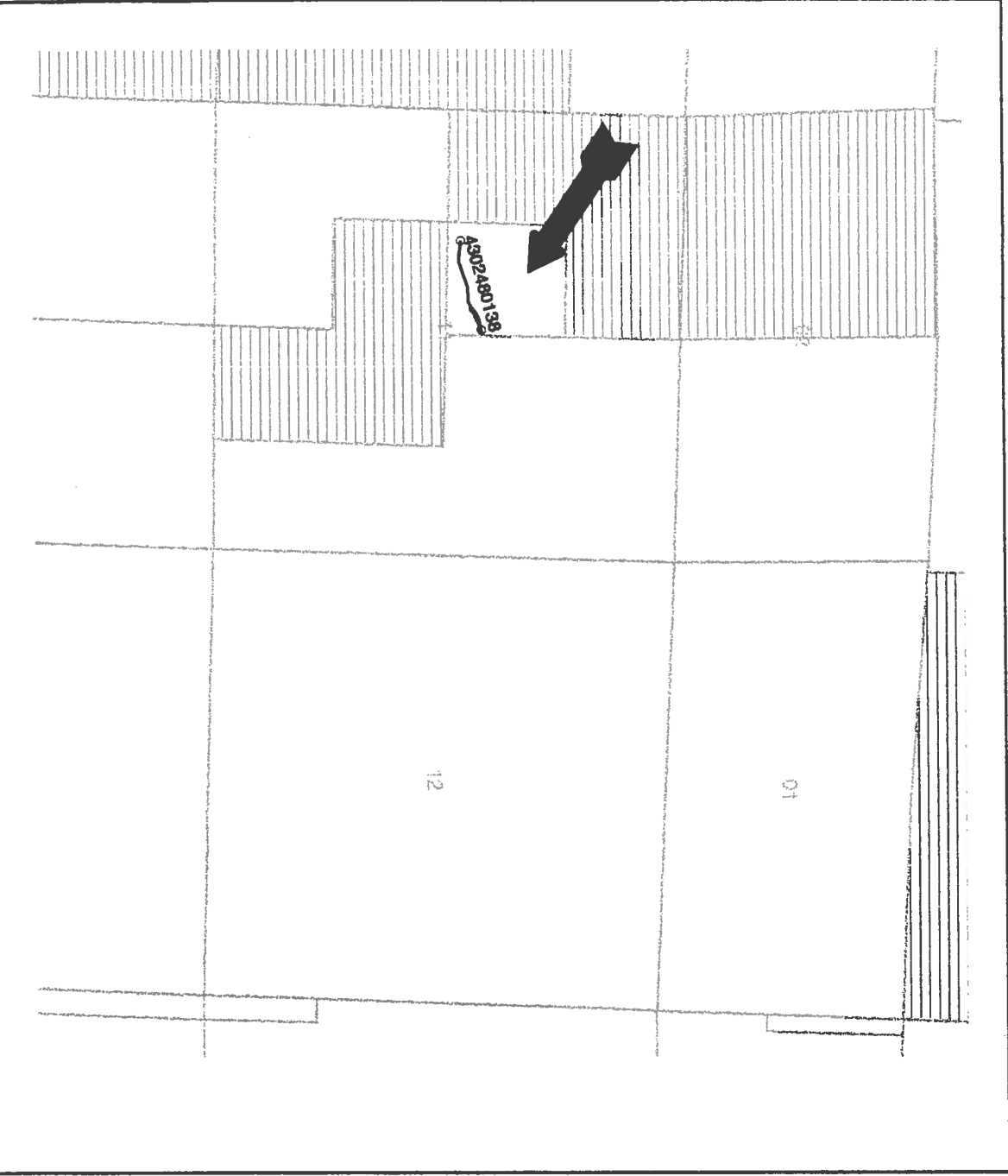
RECEIVED

SEP 15 1997

Department of Water Resources

WATER RIGHTS: BASIN 43 Lyman Pass A542113 T16S R22E

RECEIVED
 SEP 15 1997
 Department of Water Resources



WATER RIGHT POINT
 + dg

WATER RIGHTS STREAM POINT
 + gpe

Point of diversion
 o MPA segment break
 o Other stopping point
 x Water Monitoring Site

WATER RIGHTS STREAMS
 ~ dg

gpe
 LYMAN PASS 7.5 quarter
 LAND STATUS

BLM
 NPS
 PRIVATE
 STATE
 STATEPR
 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
 PI - Playa
 O - Other

1:24000

0.1 0 0.1 0.2 0.3 Miles

Projection: UTM Zone 12
 Datum: NAD27 Conus

Water Rights Basin 43 - 02/10/97
 For Internal BLM Use Only
<https://projects.water/rihtsz12/>
 plots_b43/basin43_a542113_022597.apr

WATER RIGHT NUMBER - A43-11037

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

*** 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 - - +
01/01/1873

+ - - - REGION - - - +
17 SOUTHERN

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - +

SOURCE - - - - -
COTTONWOOD CREEK

+ - - - - -
JUNCTION CREEK

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	POINT OF DIVERSION	DIVERSION NAME
16S	22E	11	SE NW			(31) CASSIA		
23E	18		1			(31) CASSIA		

CODE	DESCRIPTION	PERIOD FROM	WATER USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
04 - STOCKWATER		01/01	12/31	0.020	
16 - WILDLIFE		01/01	12/31	0.010	

+ - TOTAL DIV. RATE - +

+ - TOTAL DIV. VOLUME - +

+ - TOTAL DIV. CAPACITY - +

+ - TOTAL CONSUMPTIVE USE - +

+ - KW USAGE - +

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
16S	22E	11	SE NW			04 STOCKWATER		(31) CASSIA
16S	22E	18	NE NW	1		04 STOCKWATER		(31) CASSIA
16S	22E	11	SE NW			16 WILDLIFE		(31) CASSIA
16S	22E	18		1		16 WILDLIFE		(31) CASSIA

+ - - DIVERSION MEANS - IN-STREAM USE

+ - - NON-IRRIGATION USE - CATTLE/43 VARIOUS WILDLIFE

WATER RIGHT NUMBER - A43-11037

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +

BLM RECORD ID = 4302480138
FIRST DATE OF BENEFICIAL USE - 1873

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +

NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - - +

NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - DECREE DEFENDANT - - - + + - - DECREE DATE - - +
00/00/0000

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

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

Lyman Pass

DATA ENTRY

ENTERED *JB*

CHECKED *7/17 1-6-97*

VERIFIED

DEC 23 1994

CERTIFIED

DEC 28 1994

WATER EXAMINER

"Verified By"
Approved
Notar Public
County Records
County (Case Remarks)
County Records
Witness Statement
Project Records
IDWR Records