

A43-11038

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: 4302480139
BLM NUMBER: 4302480139
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 43

SOURCE	TRIBUTARY TO
STINSON CREEK	CASSIA CREEK

DESCRIPTION OF DIVERSION WORKS

IN-STREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE	
			FROM	TO
STOCKWATER	0.090	0.00	0101	1231
WILDLIFE	0.010	0.00	0101	1231
TOTAL:		0.100 CFS	0.00	AF

NON-IRRIGATION USES

CATTLE/400 VARIOUS WILDLIFE

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
13S	24E	33				03	CASSIA
13S	24E	33				02	CASSIA

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
13S	24E	33			03	CASSIA	YES	0.0

13S	24E	33	02	CASSIA	YES	0.0
13S	24E	33	03	CASSIA	YES	0.0
13S	24E	33	02	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

1999 JUL 12 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 43-11038

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

SOURCE: STINSON CREEK TRIBUTARY: CASSIA 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: T13S R24E S33 LOT 03 (SWSWNE) (Instream Beginning Point) Within Cassia County
LOT 02 (SEWNNE) (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
T13S R24E S33 LOT 03 (SWNE) LOT 02 (NWNE)

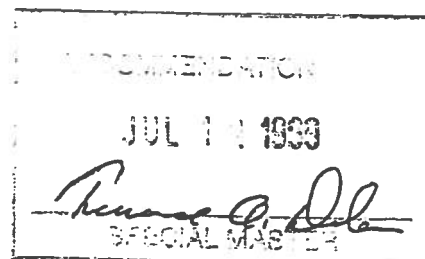
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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



AJ5809NP
No. R43-11038

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/97
PAGE: 26

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: STINSON CREEK

Tributary to: CASSIA CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13S R24E S33 Lot02^E(^{SE} NWNE) Lot03^B(^{SW} SWNE)

CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
13S	24E	33	:		02-S	✓	03-S	✓	:				:					:					:

POU County: CASSIA

Non-Irrigation Uses: CATTLE/400 ~~VARIOUS WILDLIFE~~

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-11038 A43-11098 R43-11098

Remarks: EXP BLM RECORD ID = 4302480139

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 09/29/97 AJCTR

done
1/28/98
[Signature]

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:

43-11038

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:

4302480139

Stg:

StFed:

J

S

SOURCE:

Source	Tributary
STINSON CREEK	CASSIA 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:

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
13S	24E	33	SW	NE	03			31	Cassia
13S	24E	33	NW	NE	02			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	Tw	Rge	Sec	T1	T2	LOT	within the	County of
04	13S	24E	33	SW	NE	3	31	Cassia
04	13S	24E	33	NW	NE	2	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:

43-11038

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:

4302480139

Stg:

StFed:

J

S

SOURCE:

Source	Tributary
STINSON CREEK	CASSIA 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:

Twtnship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
13S	24E	33	SW	NE	3			31	Cassia
13S	24E	33	NW	NE	2			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	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	13S	24E	33	SW	NE	3	31	Cassia
04	13S	24E	33	NW	NE	2	31	Cassia

RECEIVED

SEP 15 1997

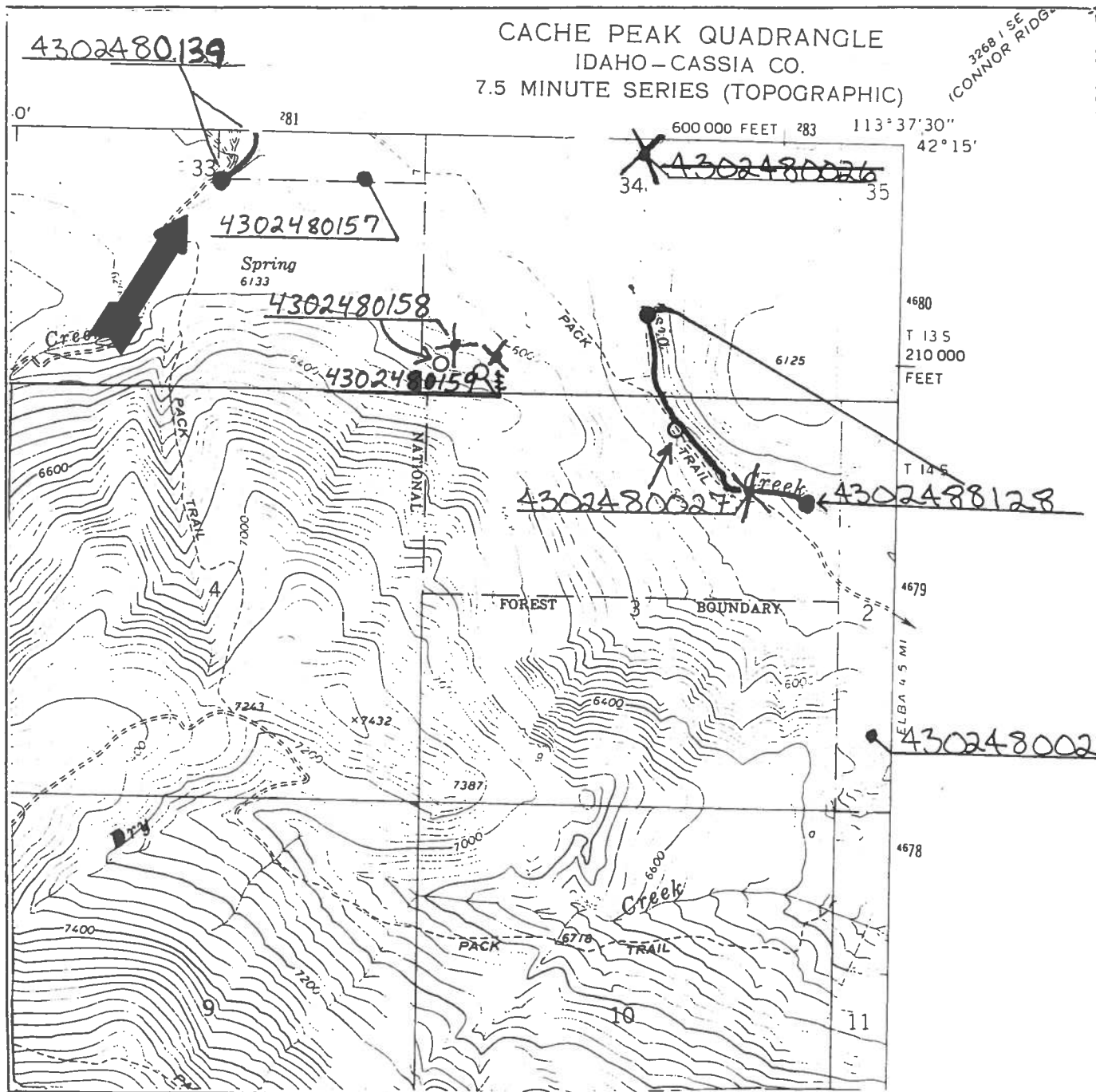
Department of Water Resources

BLM IDENTIFICATION NUMBER

WATER RIGHTS CLAIM MAP

4302480139

TOWNSHIP 13 S RANGE 24 E MERIDIAN:BOISE QUAD MAP NAME CACHE PEAK



LEGEND		SCALE: 1" = 24,000
POD (ORIGINAL, CORRECT LOCATION)		RECEIVED SEP 15 1997 Department of Water Resources
POD (ORIGINAL LOCATION, INCORRECT)		
POD (CORRECTED LOCATION, OR ADDED POD)		

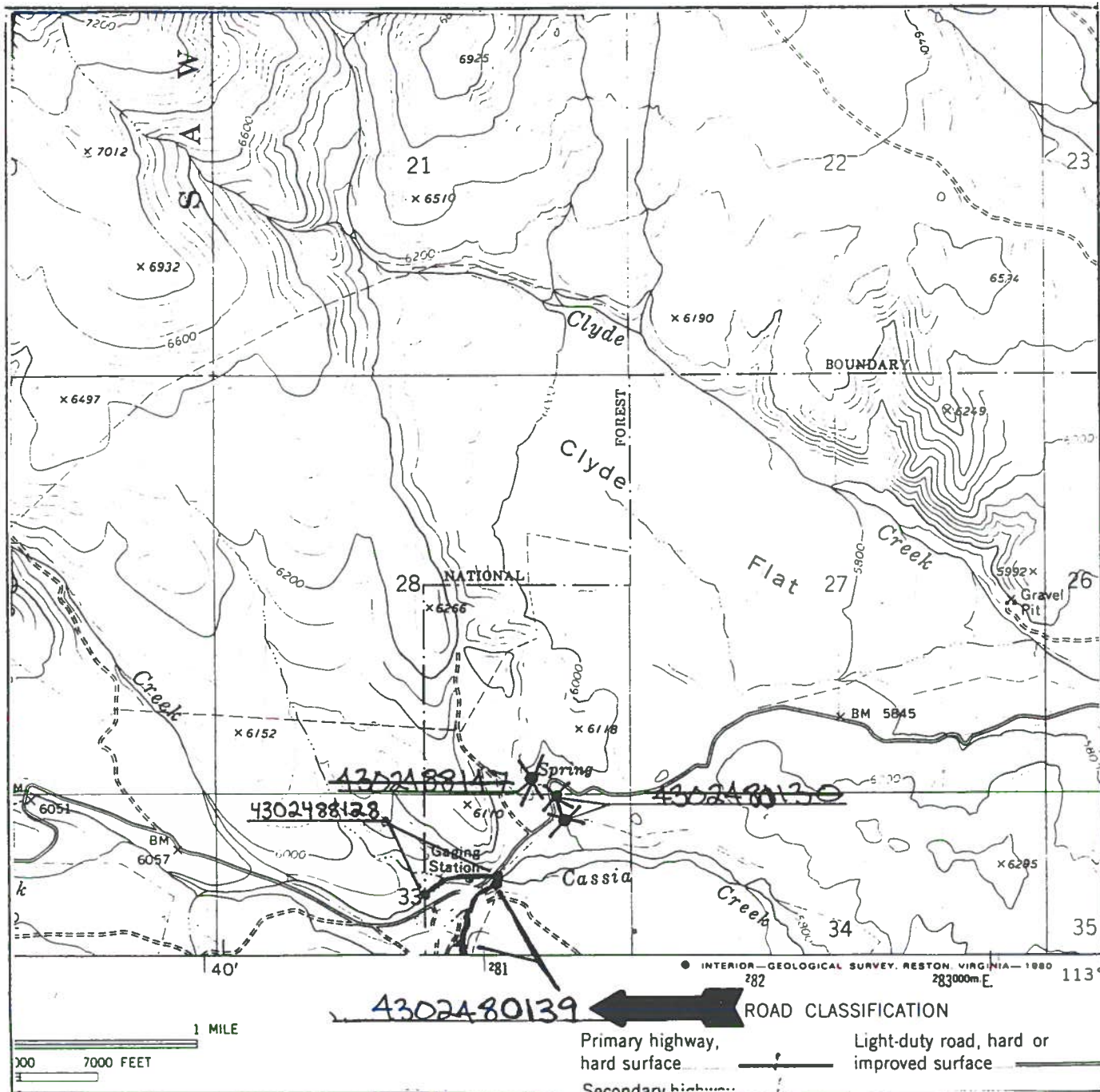
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

BLM IDENTIFICATION NUMBER

4302480139

WATER RIGHTS CLAIM MAP

TOWNSHIP 13 S RANGE 24 E MERIDIAN:BOISE QUAD MAP NAME MOUNT HARRISON



LEGEND

POD (ORIGINAL, CORRECT LOCATION)
POD (ORIGINAL LOCATION, INCORRECT)
POD (CORRECTED LOCATION OR ADDED POD)

INSTREAM USE CLAIM

INSTREAM USE CLAIM, DROPPED SEGMENT

4302488000

WITHDRAWN CLAIM

SCALE: 1" = 24,000

RECEIVED

SEP 15 1997

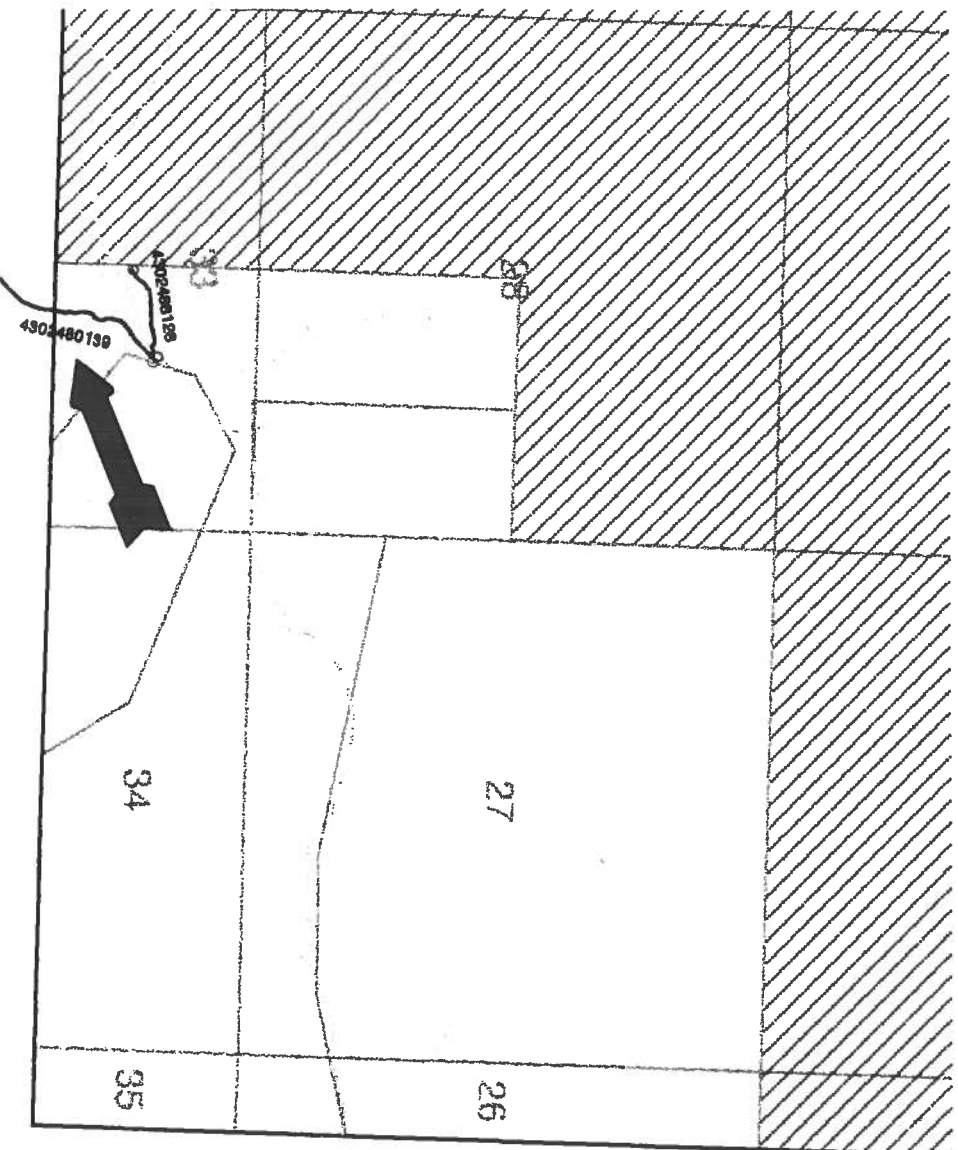
Department of Water Resources

WATER RIGHTS: BASIN 43 MT. HARRISON C642113

RECEIVED

SEP 15 1997

Department of Water Resources



R24E

T13S

- WATER RIGHT POINT**
+ dg
- WATER RIGHTS STREAM POINT**
+ gpe
o MRA segment break
o Other segment point
x Water Monitoring Site
- WATER RIGHTS STREAMS**
W dg
- WATER RIGHTS AREA**
W gpe
W dg
- TRANSPORTATION**
Improved Road
Secondary Road
Trail
- LAND STATUS**
BLM
NPS
PRIVATE
STATE
BUREAU
USFS
Land
- CLAIM DESCRIPTION**
(Claim No.) D - Point of Diversion
(Claim No.) U - Piece 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

Å

0.1 0 0.1 0.2 Miles

Projection: UTM Zone 12
Datum: NAD27 Contour
Water Rights Basin 43 - 02/10/97
For Internal BLM Use Only
lygs/projects/water/rights/z12/
plots b43/
basin43_021097.mxd

JAN-16-1997
0280

RIGHT NUMBER: 43-11038

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:

STINSON CREEK

TRIBUTARY: CASSIA CREEK

QUANTITY:

0.1 CFS

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

PRIORITY DATE:

01/01/1873

POINT OF DIVERSION:

T13S R24E S33

LOT 2 (NWNE)
LOT 3 (SWNE)

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
0.09 CFS
0101 0103

PLACE OF USE:

STOCKWATER
T13S R24E S33

Within CASSIA County
Lot 2 (NWNE)

Lot 3 (SWNE)

Lot 1/2

Lot 1/3

WILDLIFE
T13S R24E S33

Lot 1/2

Within CASSIA County
Lot 1/3

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 = 4302480139
CATTLE/400

WATER RIGHT NUMBER - A43-11038

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 - - - +
01/01/1873 17 SOUTHERN

+ - - - - SOURCE - - - - - +
STINSON CREEK

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

13S 24E 33 2 (31) CASSIA
NW 1/4
SW 1/4 3 (31) CASSIA

+ - - - - CODE DESCRIPTION PERIOD FROM PERIOD TO WATER USE - - - - - DIVERSION RATE DIVERSION VOLUME
04 - STOCKWATER 01/01 12/31 0.090
16 - WILDLIFE 01/01 12/31 0.010

+ - - - - TOTAL DIV. RATE - + + - - TOTAL DIV. VOLUME - + + - - TOTAL DIV. CAPACITY - + + - - TOTAL CONSUMPTIVE USE - + + - - KW USAGE - - +
0.100

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

13S	24E	33		2	04	STOCKWATER	(31)	CASSIA
13S	24E	33		3	04	STOCKWATER	(31)	CASSIA
13S	24E	33		2	16	WILDLIFE	(31)	CASSIA
13S	24E	33		3	16	WILDLIFE	(31)	CASSIA

+ - - - - DIVERSION MEANS - IN-STREAM USE

+ - - - - NON-IRRIGATION USE - CATTLE/400 VARIOUS WILDLIFE

WATER RIGHT NUMBER - A43-11038

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - OTHER RIGHTS FOR SAME USE - NONE

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

BLM RECORD ID = 4302480139
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
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 03/25/1993
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -

FIELD INSPECTION MADE - 00/00/0000
FIELD INSPECTION FLAG -
VERIFIED DATE - 00/00/0000
LAST AMENDED DATE - 00/00/0000
PROOF MADE DATE - 00/00/0000
RECEIPT NUMBER - X111111
POU OWNERSHIP FLAG - Y
NAME CONNECTOR -

CIVIL CASE NUMBER - 39576
OLD CASE NUMBER -
OLD JUDICIAL DISTRICT -
TEMPORARY RIGHT - P
WATER DISTRICT -
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG -
NOTICE OF ERROR FLAG -

Mount Harrison

DATA ENTRY

ENTERED

CHECKED

Verified By
Tono Map/Ortho-PQ
A. J. Map
V. J. Map
N. J. Map
F. J. Map
C. J. Map (C. J. Remarks)
C. J. Map
Witness Statement
Project Records
IDWR Records

VERIFIED

DEC 23 1994

CERTIFIED

DEC 28 1994

WATER EXAMINER