

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: 4302808117
BLM NUMBER: 4302808117
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 43

SOURCE	TRIBUTARY TO
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CIRCLE CREEK	RAFT RIVER

DESCRIPTION OF DIVERSION WORKS

EARTHEN DAM

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM TO
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STOCKWATER STORAGE	0.000	1.00	0501 0531
STOCKWATER STORAGE	0.000	0.30	0101 1231
WILDLIFE STORAGE	0.000	0.20	0101 1231
STOCKWATER FROM STORAGE	0.000	1.00	0501 0531
STOCKWATER FROM STORAGE	0.000	0.30	0101 1231
WILDLIFE FROM STORAGE	0.000	0.20	0101 1231

TOTAL: 0.000 CFS 1.00 AF

NON-IRRIGATION USES

491/CATTLE 45/DEER 5/ANTELOPE

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
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16S	24E	02				01	CASSIA

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
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16S	24E	02			01	CASSIA	YES	0.0

16S	24E	02	01	CASSIA	YES	0.0
16S	24E	02	01	CASSIA	YES	0.0
16S	24E	02	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

PREVIOUSLY AWARDED STATUTORY WATER RIGHT - BLM ID -> 4302488117

IDAHO DEPARTMENT OF WATER RESOURCES 09/12/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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: CIRCLE CREEK TRIBUTARY: RAFT RIVER
QUANTITY: 1.0 AFY
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/01/1954

POINT OF DIVERSION:
T16S R24E S2 SESE Lot 1 Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER FROM STORAGE	05/01 05/31	1.00 AFY
WILDLIFE STORAGE	01/01 12/31	0.20 AFY
WILDLIFE FROM STORAGE	01/01 12/31	0.20 AFY
STOCKWATER STORAGE	05/01 05/31	1.00 AFY

PLACE OF USE: STOCKWATER FROM STORAGE Within CASSIA County
T16S R24E S02 Lot 1
WILDLIFE STORAGE Within CASSIA County
T16S R24E S02 Lot 1
WILDLIFE FROM STORAGE Within CASSIA County
T16S R24E S02 Lot 1
STOCKWATER STORAGE Within CASSIA County
T16S R24E S02 Lot 1

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

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

EXPLANATORY MATERIAL: Beneficial Use

THIS RIGHT IS BASED UPON STATUTORY CLAIM 43-4114 FILED IN JULY
1981.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 43-11087

WATER RIGHT NUMBER: 43-11087

<u>Owner Type</u>	<u>Name and Address</u>
Also Known As	BLM
	, ZZ
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY BOISE, ID 83709-1657 (208)373-4000

Priority Date: 01/01/1873

Basis: Beneficial Use

Status: Active

7-1-1954

<u>Source</u>	<u>Tributary</u>
CIRCLE CREEK	RAFT RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER FROM STORAGE	5/01 to 5/31 ✓		1.00 AF
WILDLIFE STORAGE	1/01 to 12/31		0.20 AF
WILDLIFE FROM STORAGE	1/01 to 12/31		0.20 AF
STOCKWATER STORAGE	5/01 to 5/31		1.00 AF
	<u>Total Diversion:</u>		1.00 AF

Location of Point(s) of Diversion

CIRCLE CREEK ✓	L1 ✓	Sec. 2, Twp 16S, Rge 24E, B.M.
CASSIA County		

Place of Use

STOCKWATER FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
16S	24E	2																	

Total Acres: 0

WILDLIFE STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
16S	24E	2																	

Total Acres: 0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 43-11087

WILDLIFE FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
16S	24E	2	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres: 0

STOCKWATER STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
16S	24E	2	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres: 0

Conditions of Approval:*Exp Remark:**Represented by Stat Claim 43-4114
FILED 7-15-1981*Remarks:

1. General

BLM RECORD ID = 4302808117 PREVIOUSLY AWARDED STATUTORY WATER RIGHT -
BLM ID -> 4302488117Comments:Dates and Other Information:

Claim Received Date: 3/25/1993
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

*Recommend uses
as claimed with
Stat claim priority
date.*Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
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Verification Log:

Element	Date Time Stamp	Reviewer	Log text
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CLAIM TO A WATER RIGHT



The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Name of Claimant)

Telephone No. 208-678-5514

(1) Date of priority: (When was the water first applied to a beneficial use) July, 1954

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

claimed: _____ (Both dates inclusive)

Quantity 1 AFA TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
 Lot 1 NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2 Twp. 16S Rge. 24E B.M., County of Cassia
 Additional points of diversion: None

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

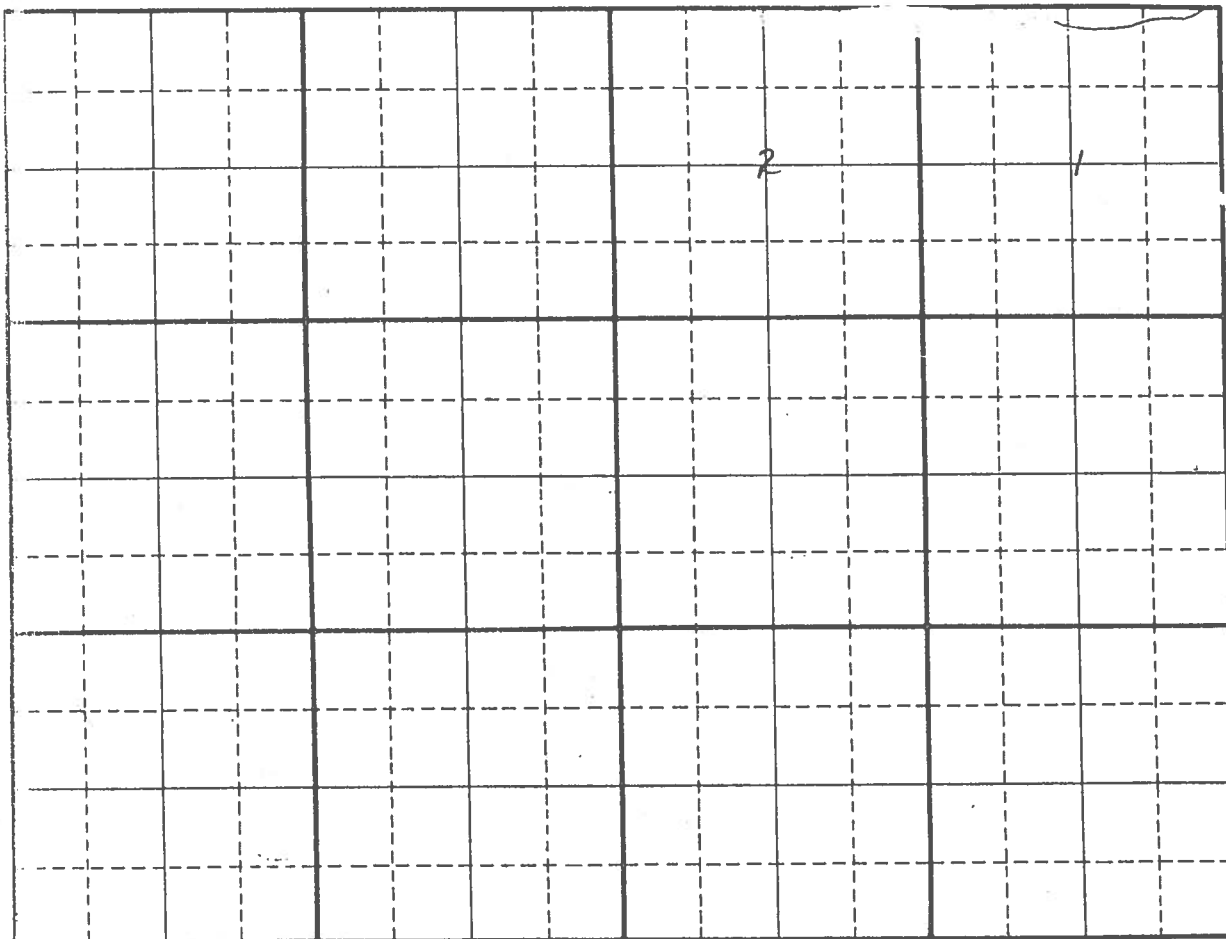
No. of acres

NOTE: Include here the type and number of stock watered: 490 cattle

(7) If you are claiming water as a member of an organization, list name of organization:
Bureau of Land Management

Bureau of Land Management

(8) Remarks Maintenance responsibility is John Wards.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

) ss.

County of Cassia)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 15th day of September, 1981. John Wards (Claimant) Raft River Area Manager

Walter O. Duggan
Notary Public
Residing at Burley Idaho

My commission expires _____
Notary Public, Residing at Burley, Idaho
My Commission Expires Nov. 1, 1983

ID-910-PH1-0050

FOR DEPARTMENT USE ONLY

Received by [Signature]

Date 10-22-81

Exception filed by: _____

Forwarded to

Date _____

Prelim. check by [Signature]

Date 11-6-81

claimant by: _____

\$0.00 fee received by _____

Date _____

Published in Boyle's Idaho News

Dates 11-9 & 11-13-81

Idaho Department of Water Resources

RIGHT: 43-11087

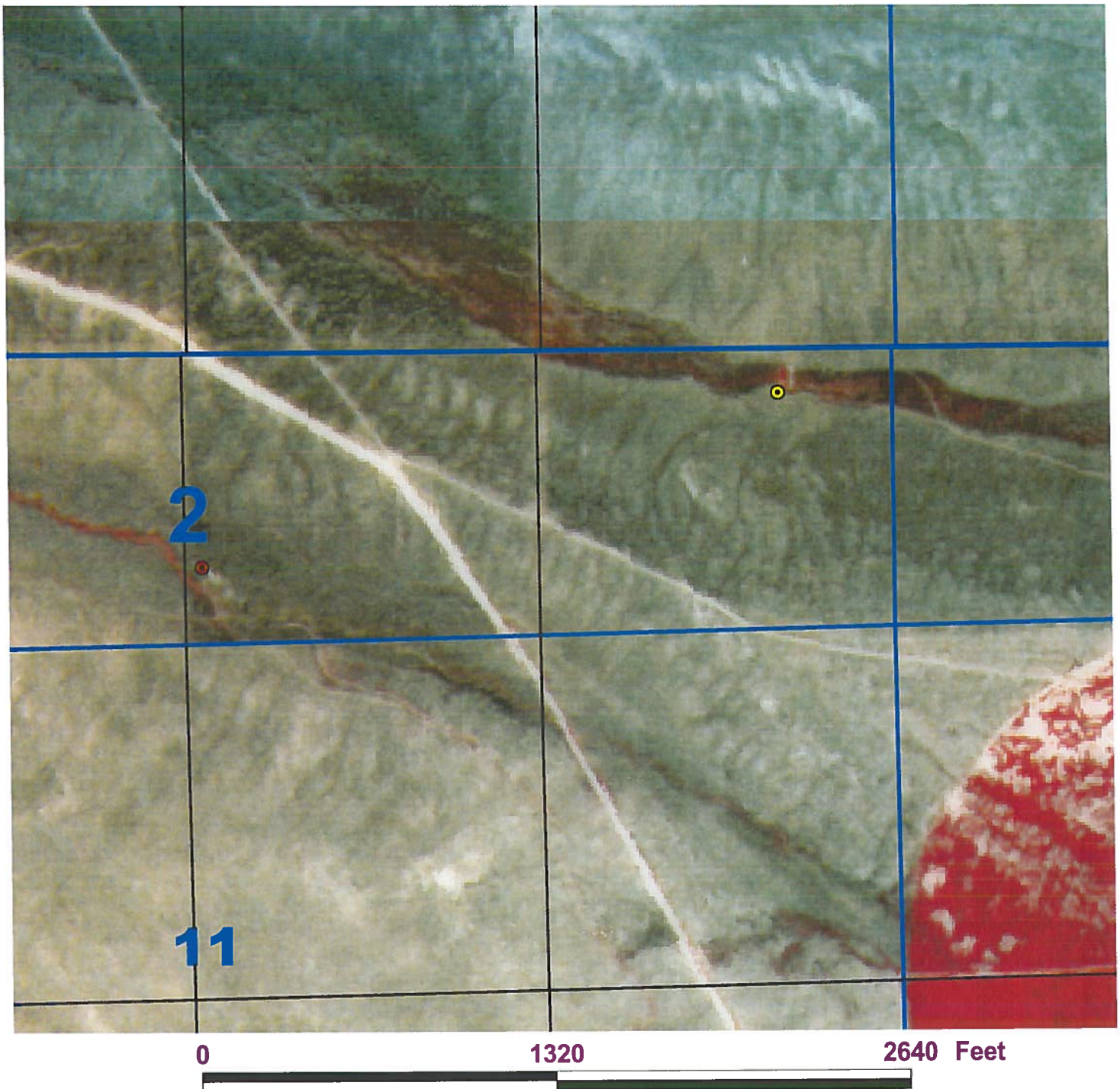
Source: Circle Creek

Use: Stockwater and Wildlife

RECOMMENDED PLACE OF USE

TWP 16S, RNG 24E, Sec 2

Data entry on September 12, 2001



● RECOMMENDED POINT OF DIVERSION

■ RECOMMENDED PLACE OF USE

■ SECTION LINES

■ QUARTER/QUARTER LINES



GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
PREPARED BY VIKIE HANCOCK