

A43-11046

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: 4302808126
BLM NUMBER: 4302808126
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 43

SOURCE	TRIBUTARY TO
-----	-----
SUBLETT CREEK	RAFT RIVER

DESCRIPTION OF DIVERSION WORKS

OPEN CHANNEL

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER	0.050	0.00	0501	1030
WILDLIFE	0.010	0.00	0101	1231
TOTAL:	0.560 CFS	0.00 AF		

NON-IRRIGATION USES

100/CATTLE VARIABLE: 30/DEER

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	-----	-----	-----	---	-----
13S	29E	03		SE	NW	00	CASSIA
13S	29E	03		NE	SW	00	CASSIA
13S	29E	03		SW	SW	00	CASSIA
13S	29E	03		SE	SW	00	CASSIA

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
---	---	---	-----	-----	---	-----	-----	-----
13S	29E	03	SE	NW	00	CASSIA	YES	0.0

BLM NUMBER: 4302808126

PAGE: 2

13S	29E	03	NE	SW	00	CASSIA	YES	0.0
13S	29E	03	SW	SW	00	CASSIA	YES	0.0
13S	29E	03	SE	SW	00	CASSIA	YES	0.0
13S	29E	03	SE	NW	00	CASSIA	YES	0.0
13S	29E	03	NE	SW	00	CASSIA	YES	0.0
13S	29E	03	SW	SW	00	CASSIA	YES	0.0
13S	29E	03	SE	SW	00	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 -> 4302488126

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 43-11096

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

SOURCE: SUBLETT CREEK TRIBUTARY: RAFT RIVER

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 R29E S03 SESENW (Instream Ending Point) Within Cassia County
SWSWSW (Instream Beginning Point)

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Stockwater 05-01 TO 10-30 0.02 CFS

PLACE OF USE: Stockwater T13S R29E S03 NESW Within Cassia County
SWSW SENW
SESW

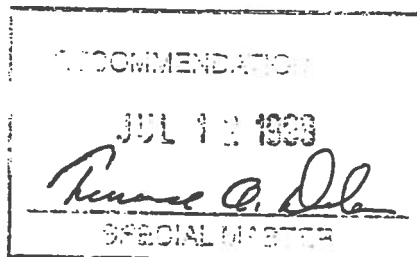
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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



Water Right Number - R43-11096

Prefix Translation:

RESEARCH

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 - - - - - +
SUBLETT CREEK RAFT RIVER

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion
13S	29E	3	SE NW		(31)	CASSIA	
			NE SW		(31)	CASSIA	
			SW SW		(31)	CASSIA	
			SE SW		(31)	CASSIA	

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
04 - STOCKWATER		05/01	10/30	0.050	
16 - WILDLIFE		01/01	12/31	0.010	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.560 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
13S	29E	3	SE NW			04 STOCKWATER		(31) CASSIA
13S	29E	3	NE SW			04 STOCKWATER		(31) CASSIA
13S	29E	3	SW SW			04 STOCKWATER		(31) CASSIA
13S	29E	3	SE SW			04 STOCKWATER		(31) CASSIA
13S	29E	3	SE NW			16 WILDLIFE		(31) CASSIA

Water right number - R43-11096

Prefix Translation: RESEARCH

Twn		Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
13S	29E	3	NE SW				16	WILDLIFE		(31) CASSIA
13S	29E	3	SW SW				16	WILDLIFE		(31) CASSIA
13S	29E	3	SE SW				16	WILDLIFE		(31) CASSIA

Total Acres:

+ - - Diversion Means - OPEN CHANNEL

+ - - Non-Irrigation Use - 100/CATTLE VARIABLE: 30/DEER

+ - - Other Rights for Same Use - NONE

BLM RECORD ID = 4302808126
PREVIOUSLY AWARDED STATUTORY WATER RIGHT - BLM ID -> 4302488126

+ - - No Old Water Right Numbers Found

+ - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - Decree Plaintiff - - - + - - - Decree Defendant - - - + - - - Decree Date - +
00/00/0000

+ - - Date: 10/28/1994 User Id: JROBERTS Subject: REVIEW NEEDED
On 10/26/94 several board members from Sublett Irrigation Co were in with some questions on BLM filings. They noted that the diversion rates claimed under stockwater and wildlife do not add up to the total diversion rate claimed for this right and A43-04217. Also, these two rights seem to overlap or be the same claim with a different priority date. Review of these two claims should be done before a recommendation is made. jr

+ - - Audit Fields - - +
10/28/94 JROBERTS

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	
			Receipt Number	-	X111111	Water District	-		
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S	
			Name Connector	-		Presumption Flag	-		
						Notice of Error Flag	-		

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R43-11096

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/27/98
PAGE: 2

Comments:

Date: 10/28/1994 User-ID: JROBERTS Subject: REVIEW NEEDED
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Date: 01/27/1998 User-ID: MBALDWIN Subject: EDIT CHANGES
Per D. Jones edit (M Baldwin)

Audit: 01/27/98 MBALDWIN

**OWNER
CODE**

NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION RATE

DIVERSION VOLUME

C UNITED STATES OF AMERICA ACTING THROUGH
USDA BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 837091657
(208) 373-4000

Water Source: SUBLETT CREEK

Tributary to: RAFT RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13S R29E S03

MSMSMS MSMSMS

CASSIA County

Place of use Legal Description for: STOCKWATER

FIN

3NEN 3NNE

NEW

ANAS AN

MSM MSM

MSAS : NESE

ESSE ESSE E

T R S : Lt Ac Lt Ac L

LT AC L

AC Lt AC

LT AC LT AC L

LT AC : LT AC

C LT AC LT AC
- - - - -

13S 29F 3 :

100

5

5

...

POW County: CASSIA

Non-Irrigation Uses: 100/CATTLE VARIABLE: 30/DEER

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-11096 R43-11096

Remarks: EXP BLM RECORD ID = 4302808126

Dates: **Exam Made Date:**

Verified Date:

Misc: **Water District Number:**

Field Inspection Flag:
Presumption Flag:

Audit: 09/29/97 AJCTR

Objection Filed Date:

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:

43-11096

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:

4302808126

Stg:

StFed:

J

S

SOURCE:

Source	Tributary
SUBLETT CREEK	RAFT RIVER

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: IN STREAM USE

REMARKS:

POINT of
DIVERSION:

Twship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
13S	29E	3	SE	SE	NW	0		31	Cassia
13S	29E	3	SW	SW	SW	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	Tw	Rge	Sec	T1	T2	LOT	within the	County of
04	13S	29E	3	SE	NW	0	31	Cassia
04	13S	29E	3	NE	SW	0	31	Cassia
04	13S	29E	3	SW	SW	0	31	Cassia
04	13S	29E	3	SE	SW	0	31	Cassia

RECEIVED

SEP 15 1997

Department of Water Resources

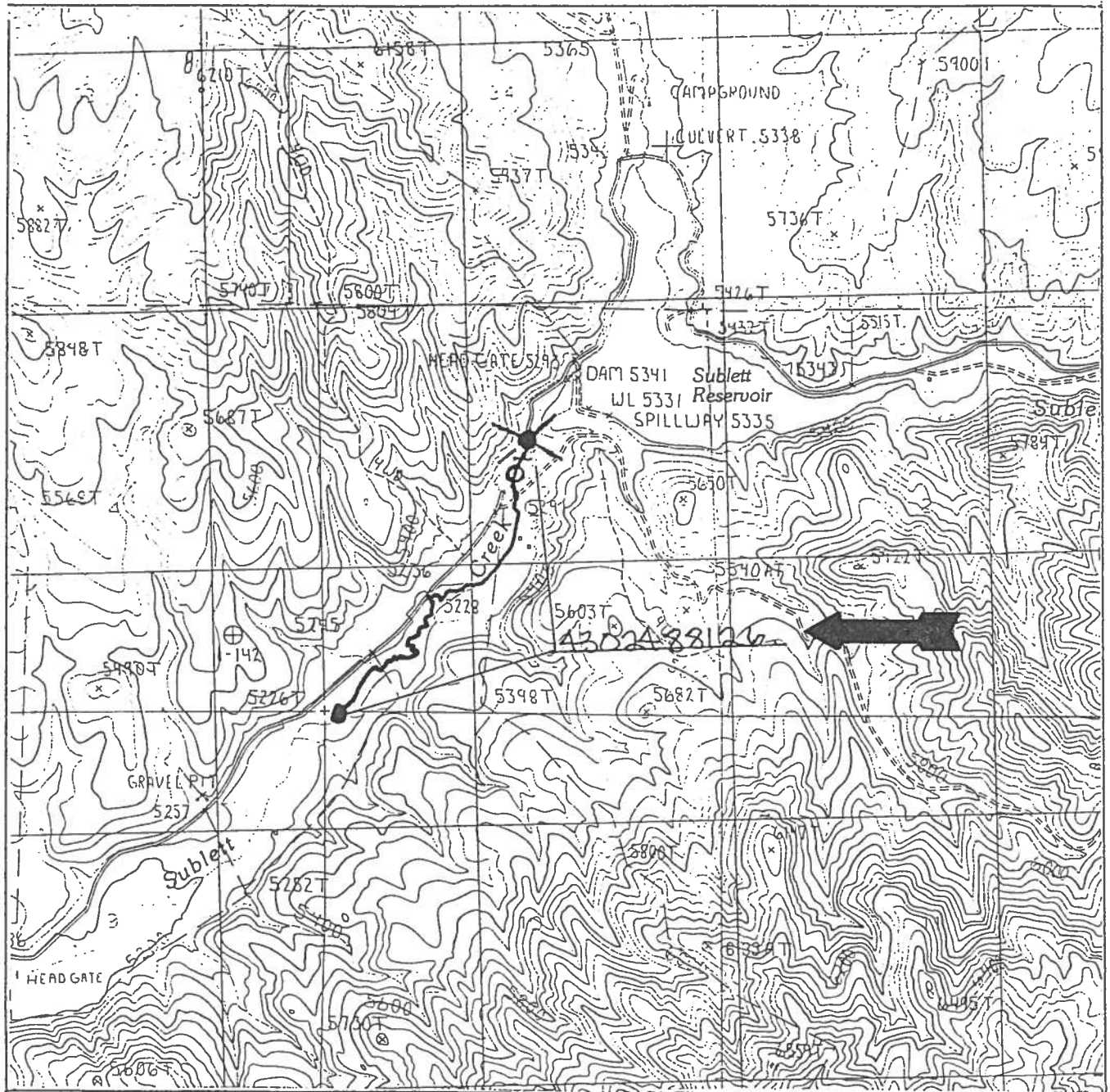
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

WATER RIGHTS CLAIM MAP

43-11096

BLM IDENTIFICATION NUMBER
4302488126

TOWNSHIP 13 S RANGE 29 E MERIDIAN: BOISE QUAD MAP NAME 4302808126 SUBLETT RESERVOIR



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