

1745-11011

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: 4302808127
BLM NUMBER: 4302808127
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 43

SOURCE	TRIBUTARY TO
-----	-----
COE CREEK	SINKS

DESCRIPTION OF DIVERSION WORKS

OPEN CHANNEL

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
STOCKWATER	0.100	0.00	0501	1231
WILDLIFE	0.010	0.00	0101	1231
TOTAL:	0.230 CFS	0.00 AF		

NON-IRRIGATION USES

500/CATTLE VARIABLE: 75/DEER 25/ANTELOPE

TWP	RNG	SEC	POINT OF DIVERSION			LOT	COUNTY
			TRACT1	TRACT2	TRACT3		
-----	-----	-----	-----	-----	-----	-----	-----
12S	26E	19		NE	NW	00	CASSIA
12S	26E	19		SE	NW	00	CASSIA
12S	26E	19		NE	SW	00	CASSIA
12S	26E	19		SE	SW	00	CASSIA
12S	26E	18		SE	SW	00	CASSIA
12S	26E	18		NE	SE	00	CASSIA
12S	26E	18		SW	SE	00	CASSIA
12S	26E	18		SE	SE	00	CASSIA

12S	26E	17	NE	NW	00	CASSIA
12S	26E	08	NE	NE	00	CASSIA
12S	26E	08	SW	NE	00	CASSIA
12S	26E	08	SE	NE	00	CASSIA
12S	26E	08	NW	SE	00	CASSIA

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED	
							OWNED	ACRES
12S	26E	19	NE	NW	00	CASSIA	YES	0.0
12S	26E	19	SE	NW	00	CASSIA	YES	0.0
12S	26E	19	NE	SW	00	CASSIA	YES	0.0
12S	26E	19	SE	SW	00	CASSIA	YES	0.0
12S	26E	18	SE	SW	00	CASSIA	YES	0.0
12S	26E	18	NE	SE	00	CASSIA	YES	0.0
12S	26E	18	SW	SE	00	CASSIA	YES	0.0
12S	26E	18	SE	SE	00	CASSIA	YES	0.0
12S	26E	17	NE	NW	00	CASSIA	YES	0.0
12S	26E	08	NE	NE	00	CASSIA	YES	0.0
12S	26E	08	SW	NE	00	CASSIA	YES	0.0
12S	26E	08	SE	NE	00	CASSIA	YES	0.0
12S	26E	08	NW	SE	00	CASSIA	YES	0.0
12S	26E	19	NE	NW	00	CASSIA	YES	0.0
12S	26E	19	SE	NW	00	CASSIA	YES	0.0
12S	26E	19	NE	SW	00	CASSIA	YES	0.0
12S	26E	19	SE	SW	00	CASSIA	YES	0.0
12S	26E	18	SE	SW	00	CASSIA	YES	0.0
12S	26E	18	NE	SE	00	CASSIA	YES	0.0
12S	26E	18	SW	SE	00	CASSIA	YES	0.0
12S	26E	18	SE	SE	00	CASSIA	YES	0.0
12S	26E	17	NE	NW	00	CASSIA	YES	0.0
12S	26E	08	NE	NE	00	CASSIA	YES	0.0
12S	26E	08	SW	NE	00	CASSIA	YES	0.0
12S	26E	08	SE	NE	00	CASSIA	YES	0.0
12S	26E	08	NW	SE	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 -> 4302488127

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 43-11097

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

SOURCE: COE CREEK TRIBUTARY: SINKS

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: T12S R26E S09 NENENE (Instream Ending Point) Within Cassia County
S19 SWSNW (Instream Beginning 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
T12S R26E S08 NWSE SENE
S09 SWNE
NWNW NENW
NWNE NENE
SWNW
S17 NENW
S18 SESE NESE
SESW SWSE
S19 NENW SENW

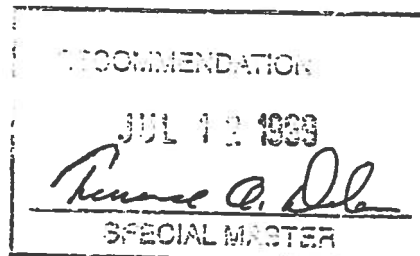
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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



AJ5809NP
No. R43-11097

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/01/97
PAGE: 8

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	01/01/1873	STOCKWATER	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: COE CREEK

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

Point(s) of Beginning Stream Reach:

Point(s) of Ending Stream Reach:

~~T12S R26E S17~~ ~~NW~~ ~~NENW~~
~~T12S R26E S08~~ ~~NW~~ ~~NWSE~~
S19 SWSNW
T12S R26E S09 NENENE
~~S18~~ ~~NENESE~~

CASSIA County
CASSIA County
CASSIA County
CASSIA County
CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac
12S	26E	8	: S S				: S S				: S				: S
12S	26E	9	: S S				: S S				: S				: S
12S	26E	17	:				: S				: S				: S
12S	26E	18	:				: S				: S				: S
12S	26E	19	:				: S				: S				: S

POU County: CASSIA

Non-Irrigation Uses: 500/CATTLE VARIABLE 75/DEER 25/ANTELOPE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A43-11097

Remarks: EXP BLM RECORD ID = 4302808127

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

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

Audit: 09/29/97 AJCTR

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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:

43-11097

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:

4302808127

Stg:

StFed:

J

S

SOURCE:

Source	Tributary
COE CREEK	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: IN STREAM USE

REMARKS:

POINT of
DIVERSION:

Township	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12S	26E	9	NE	NE	NE	0	E	31	Cassia
12S	26E	19	SW	SE	NW	0	B	31	Cassia
12S	26E	18	NE	NE	SE	0	E	31	Cassia
12S	26E	17	NW	NE	NW	0		31	Cassia
12S	26E	8	NW	NW	SE	0	B	31	Cassia

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	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	Twn	Rge	Sec	T1	T2	LOT	within the	County of
04	12S	26E	19	NE	NW	0	31	Cassia
04	12S	26E	9	NE	NE	0	31	Cassia
04	12S	26E	9	NW	NE	0	31	Cassia
04	12S	26E	9	NE	NW	0	31	Cassia
04	12S	26E	19	SE	NW	0	31	Cassia
04	12S	26E	18	SE	SW	0	31	Cassia
04	12S	26E	18	NE	SE	0	31	Cassia
04	12S	26E	18	SW	SE	0	31	Cassia
04	12S	26E	18	SE	SE	0	31	Cassia
04	12S	26E	17	NE	NW	0	31	Cassia
04	12S	26E	8	SW	NE	0	31	Cassia
04	12S	26E	8	SE	NE	0	31	Cassia
04	12S	26E	8	NW	SE	0	31	Cassia
04	12S	26E	9	NW	NW	0	31	Cassia

RECEIVED

SEP 15 1997

WATER RIGHTS CLAIM MAP

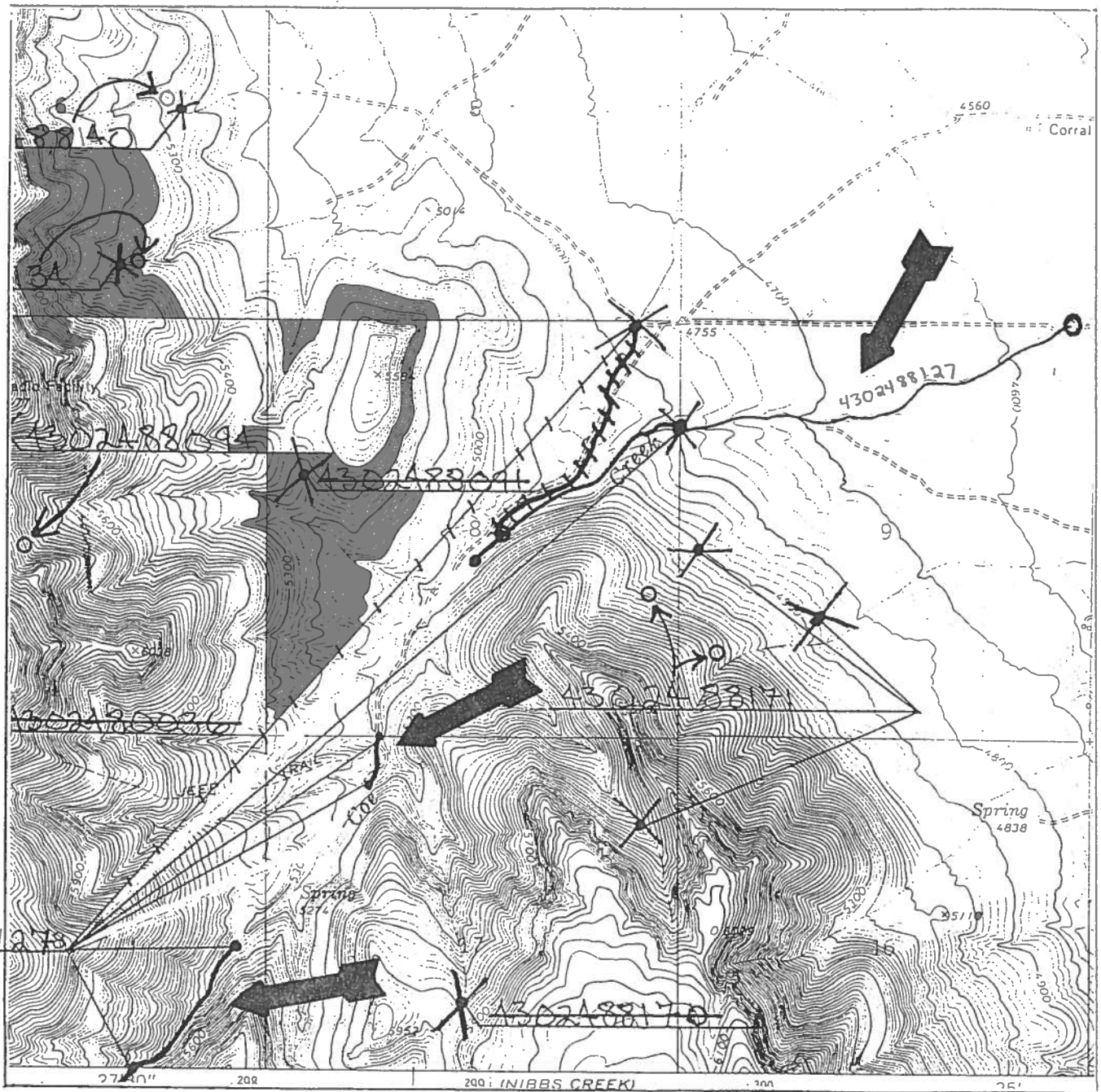
43-11097

BLM IDENTIFICATION NUMBER

4302488127

4302808127

TOWNSHIP 12 S RANGE 26 E MERIDIAN: BOISE QUAD MAP NAME IDAHOME



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

WATER RIGHTS CLAIM MAP

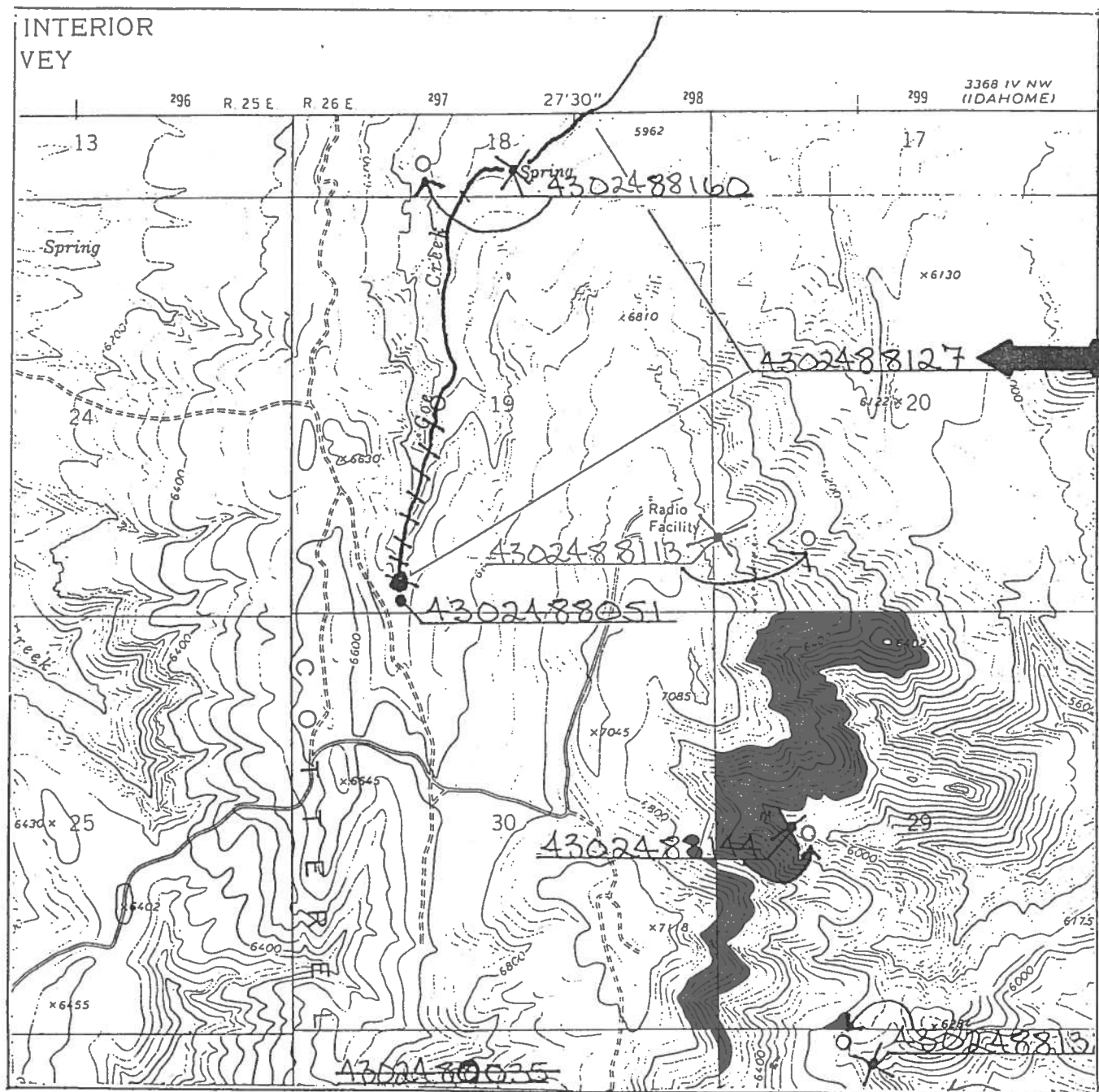
43-11097

BLM IDENTIFICATION NUMB

4302488127

4302808127

TOWNSHIP 12 S RANGE 26 E MERIDIAN:BOISE QUAD MAP NAME NIBBS CREEK

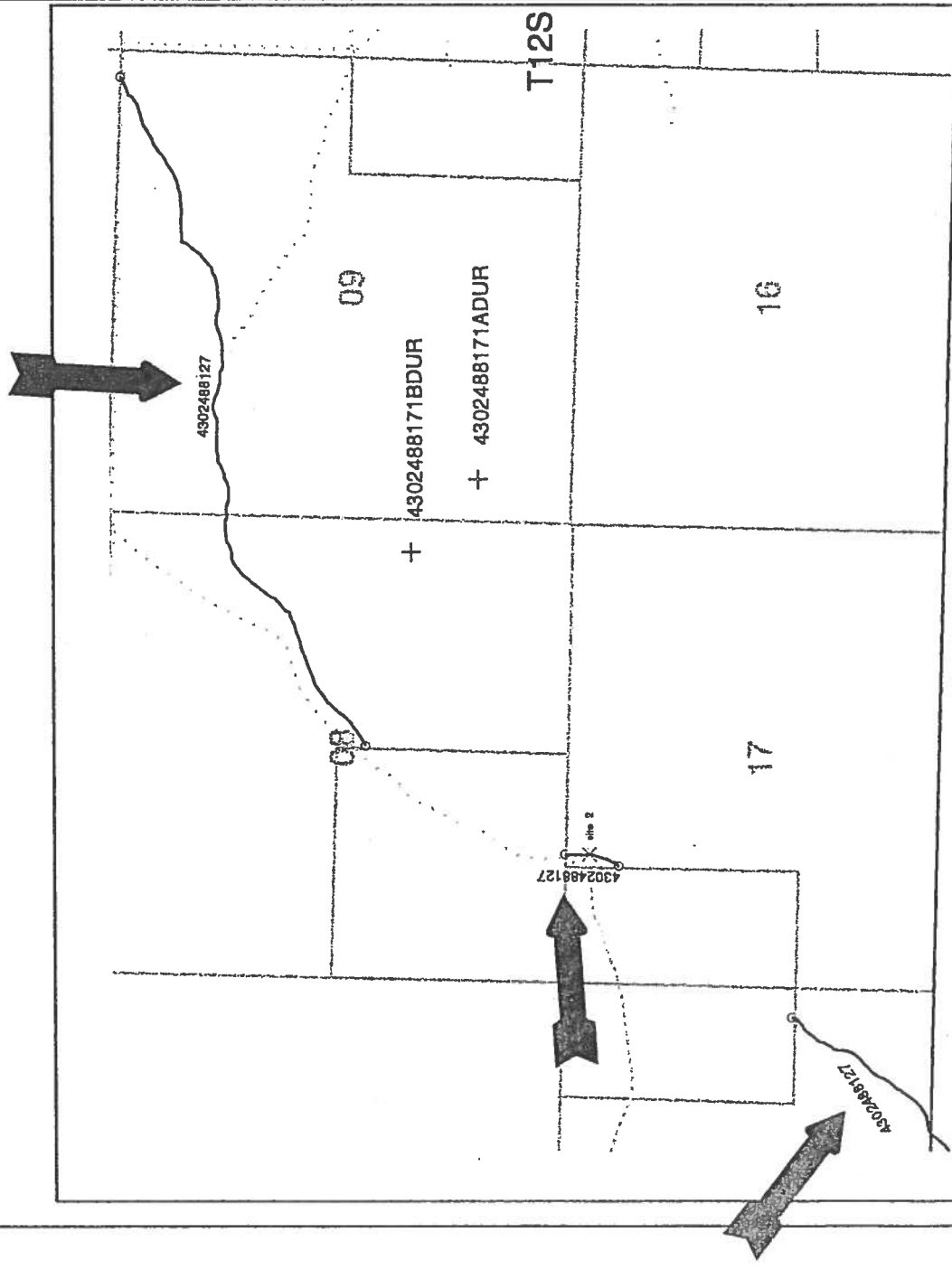


LEGEND			SCALE: 1" = 24,000
●	POD (ORIGINAL, CORRECT LOCATION)		INSTREAM USE CLAIM
⦿	POD (ORIGINAL LOCATION, INCORRECT)		INSTREAM USE CLAIM, DROPPED SEGMENT
○	POD (CORRECTED LOCATION, OR ADDED POD)		4302488000 WITHDRAWN CLAIM

43-11097 -

4302488127
4302488127

WATER RIGHTS: BASIN 43 Idahome D442113



WATER RIGHT POINT
+ dig
+ gps
WATER RIGHTS STREAM POINT
o Point of diversion
o MPA segment break
o Other stopping point
x Water Monitoring Site
WATER RIGHTS STREAMS
~ dig
~ gps

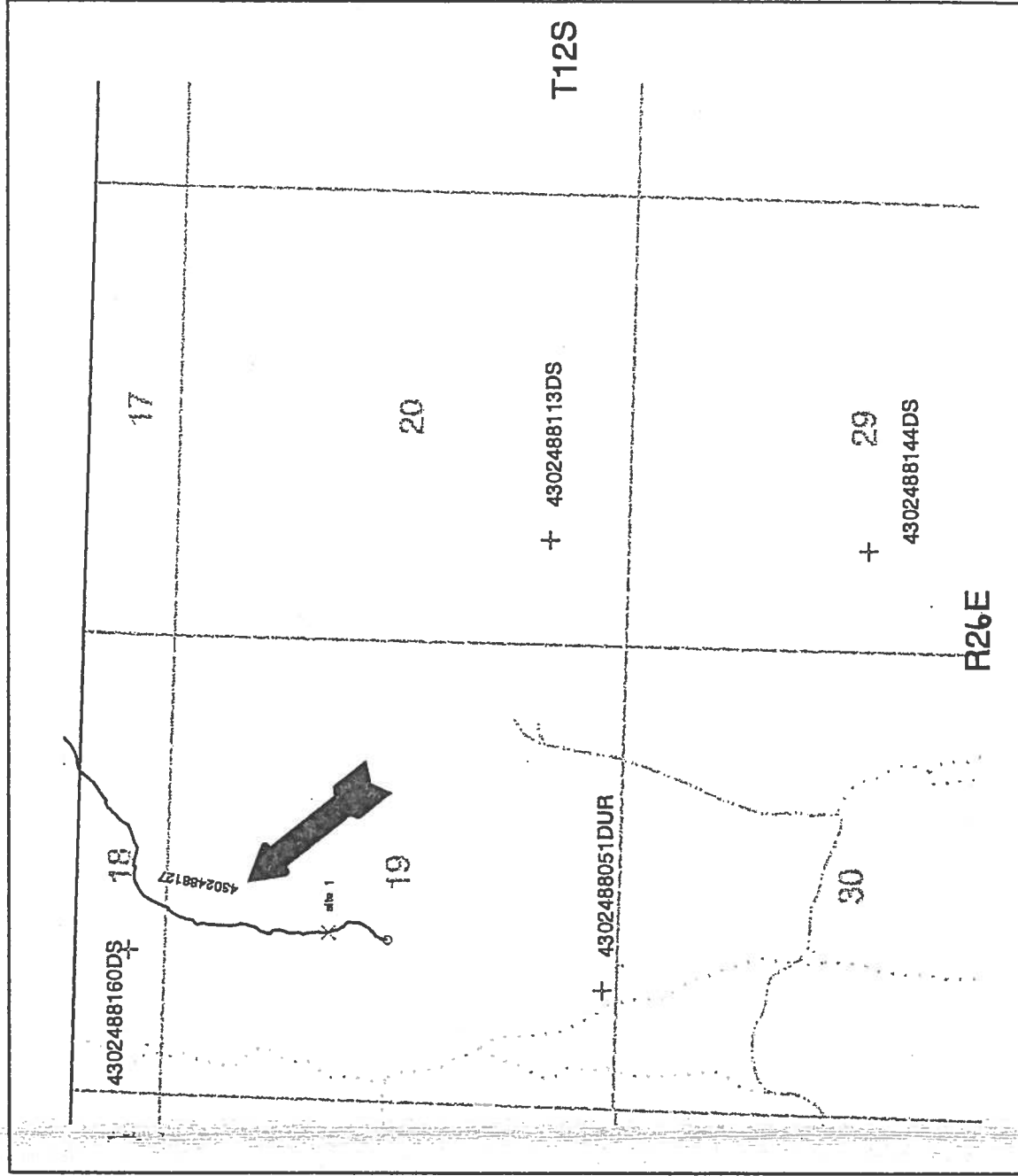
WATER RIGHTS AREA
+ dig
+ gps
TRANSPORTATION
Improved Road
4 Lane Improved Road
Secondary Road
Trails
Jeep Trails
IDAHOME 7.5 QUADRANGLE
LAND STATUS
BLM
NPS
PRIVATE
STATE
STATEPR
USFS
SECTIONS
□

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 Miles
A

Projection: UTM Zone 12
Datum: NAD27 Conus
Water Rights Basin 43 - 02/10/97
For Internal BLM Use Only
/gis/projects/water/rights/43/
plots b43/
basin43_d442113_021097.apr

WATER RIGHTS: BASIN 43 Nibbs Creek C442113



- WATER RIGHT POINT
 - dg
 - ggs
- WATER RIGHTS STREAM POINT
 - o
 - MRA segment break
 - Other stopping point
 - Water Monitoring Site
- WATER RIGHTS STREAMS
 - dg
- WATER RIGHTS AREA
 - dg
 - ggs
- TRANSPORTATION
 - Improved Road
 - Secondary Road
 - Trails
 - Jeep Trail
- NIBBS CREEK 7.5' QUADRANGLE
- LAND STATUS
 - BLM
 - NPS
 - PRIVATE
 - STATE
 - STATEPR
 - USES
- 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
- 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_c442113_022797.apr

4302488127
4302808027

43-11097