

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 43-11297
Date Received: 12/14/00
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

JANET O WARD Phone: (208)645-2576
CHARLES R WARD
2075 E 1700 S
MALTA ID USA 83342

2. Date of Priority: 12/31/1956

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
13S	26E	17	SW SW SW	CASSIA

5. Description of diverting works:

Pipeline from spring to stock tank.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
13S	26E	19	NE NE	STOCKWATER	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

this use was split from 43-274 as that right was decreed in the Jobe Adams decree and stockwater and domestic uses were not part of the decree.

15. Basis of Claim: Beneficial Use

RECEIVED

AUG 28 2002

Department of Water Resources

2002 AUG 27 PM 2:00

DISTRICT COURT-SRBA
TWIN FALLS, IDAHO

**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) **Subcase 43-11297**
) **(USDI/BLM)**
Case No. 39576)
) **SPECIAL MASTER REPORT**

Findings of Fact

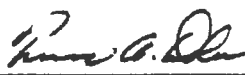
Charles and Janet Ward filed a *Notice of Claim to a Water Right* under 43-00274 on April 12, 1989, claiming .5 cfs from Warm Creek and Rice Springs for year-round domestic and stockwater uses and for irrigation of 292 acres in Cassia County from March 15 to November 15 with a priority date of April 30, 1872, based on a decree. The Director of the Idaho Department of Water Resources filed his *Director's Reports for Irrigation and Other, Reporting Area 7, IDWR Basin 43, Part I* on September 28, 2001. The Director recommended the claim to the Wards under 43-11297 and only for .04 cfs from a spring for year-round stockwater use with a priority date of December 31, 1956, based on beneficial use.

The United States of America, Department of Interior, Bureau of Land Management, Idaho State Office, 1387 S. Vinnell Way, Boise, Idaho 83709-1657, filed an *Objection* on February 8, 2002, objecting to priority date, point of diversion and place of use. On August 23, 2002, the Wards, the United States and IDWR filed a *Standard Form 5* agreeing that the claim should be decreed to the USDI/BLM.

Conclusions of Law

The United States is entitled to a partial decree adjudicating a water right under claim 43-11297 as described in the *Standard Form 5* and the attached *Special Master Recommendation for Partial Decree for Water Right 43-11297*.

DATED August 27, 2002.


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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 43-11297

2002 AUG 27 PM 2:00

DISTRICT COURT-SRBA
TWIN FALLS, IDAHO
FILED *[Signature]*

NAME AND ADDRESS: UNITED STATES OF AMERICA
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S. VINNELL WAY
BOISE, ID 83709-1657

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1956

POINT OF DIVERSION: T13S R26E S17 SWSW Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Stockwater Within Cassia County
T13S R26E S19 NENE

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

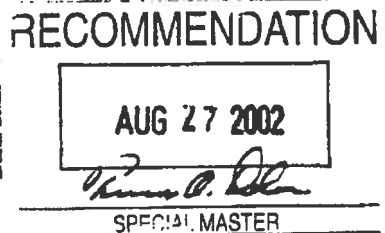
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

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.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



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AUG 28 2002

Department of Water Resources

2002 AUG 27 PM 2:00

DISTRICT COURT-SRBA
TWIN FALLS, IDAHO

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)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

Water Right(s): 43-11297

On August 27, 2002, Special Master TERRENCE A. DOLAN issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED August 27, 2002.


LETTIE MESSICK
Deputy Clerk

RECEIVED

AUG 28 2002

Department of Water Resources

2002 AUG 27 PM 2:00

DISTRICT COURT-SRBA
TWIN FALLS, IDAHO
FILED *[Signature]*

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 43-11297

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on August 27, 2002, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

[Signature]

LETTIE MESSICK
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
08/27/02

RECEIVED

AUG 22 2002

Department of Water Resources

RECEIVED
BLM ISO MR

AUG 21 2002

9:00 A.M.

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

) Subcase No. 43-11297

) Standard Form 5

) STIPULATED ELEMENTS
) OF A WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:

Charles R. Ward
Janet O. Ward

Charles R. Ward 8/18/02
Date

Janet O. Ward 8/19/02
Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Larry A. Brown 8/14/02
Date

Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Roxanne Brown 8/14/02
Date

Senior Water Resource Agent

IDWR CONCURRENCE:

Candice Meyer 8/14/02
Date

*data entered
8-23-02
KKC*

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-11297

NAME AND ADDRESS: ~~JANET O WARD~~ UNITED STATES OF AMERICA, ACTING THROUGH
~~2075 E 1700 S~~ BUREAU OF LAND MANAGEMENT
~~MALTA ID 83342~~ IDAHO STATE OFFICE
1387 S. VINNELL WAY
~~CHARLES R WARD~~ BOISE, IDAHO 83709-1657
~~2075 E 1700 S~~
~~MALTA ID 83342~~

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 12/31/1956

POINT OF
DIVERSION:

T13S R26E S17

SWSWSW

Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01/01 12/31

QUANTITY
0.040 CFS

PLACE OF USE:

STOCKWATER

T13S R26E S19

NENE

Within CASSIA County

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: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF MAILING

I certify that on 8/21, 2002, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copy to:

Idaho Department of Water Resources
Adjudication Bureau
1301 North Orchard Street
Boise, Idaho 83706

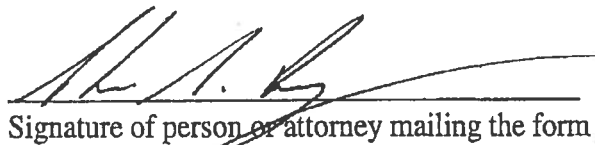
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Charles R. and Janet O. Ward
2075 E. 1700 S.
Malta, ID 83342


Signature of person or attorney mailing the form

RECEIVED

AUG 22 2002

Department of Water Resources

Names of Parties Filing Document:

UNITED STATES OF AMERICA

CHARLES R. WARD

JANET O. WARD

Attorneys' Names and Addresses:

THOMAS L. SANSONETTI

Assistant Attorney General

Environment and Natural Resources Division

LARRY A. BROWN

Attorney, U.S. Dept. of Justice

General Litigation Section

Environment and Natural Resources Division

550 West Fort Street, MSC 033

Boise, Idaho 83724

Ph.: (202) 305-0435 FAX: (202) 305-0274

**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

) Subcase Number: 43-11297

)

Case No. 39576

) **STIPULATION TO RESOLVE UNITED
STATES' OBJECTION**

)

The United States of America and Charles R. and Janet O. Ward (hereinafter "Claimants")

agree and stipulate to resolve the United States Department of the Interior, Bureau of Land

Management (hereinafter "BLM") objection to the above-captioned Subcase as follows:

//

//

STIPULATION

WHEREAS, the United States recognizes the significant role of the livestock industry in the settlement, history and culture of Idaho; and,

WHEREAS, the United States and the Claimants recognize the importance of the stockwater right at issue in this subcase to the livestock industry in Idaho and the BLM grazing program; and,

WHEREAS, the United States and the Claimants wish to resolve the objection regarding ownership of this stockwater right without further litigation, expense and delay;

Therefore, the Claimants and the United States of America stipulate and agree as follows:

1. The United States and the Claimants agree and stipulate that water right claim number 43-11297 shall be described in accordance with the Standard Form 5, Subcase 43-11297 filed herewith.

2. The parties agree that the United States is the sole owner of water right claim number 43-11297. For this water right, the purpose of use is the watering of livestock owned by persons holding BLM-issued grazing permits. The stockwater purpose of use for water right claim number 43-11297 shall not be changed so long as a valid BLM-issued grazing permit exists for the land on which this water right is located.

3. Nothing in this stipulation shall prevent the BLM from administering the use of a grazing allotment and its associated water rights in accordance with applicable law, including taking such administrative actions as changing the boundaries of grazing allotments or modifying or terminating BLM-issued grazing permits.

//

4. This stipulation has been reached through good faith negotiations for the purpose of resolving legal disputes, including pending litigation. The parties agree that no offers and/or compromises made in the course thereof shall be construed as admissions against interest. This stipulation does not create a precedent for settlement of any other disputes or objections.

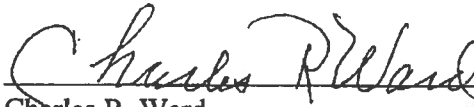
5. All parties agree to bear their own costs and attorney fees.

Respectfully submitted:

CLAIMANTS:

CHARLES R. WARD

JANET O. WARD


Charles R. Ward

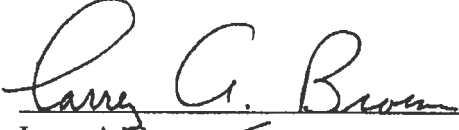
DATED: Aug 11 '02


Janet O. Ward

DATED: 8/14/02

OBJECTOR:

UNITED STATES OF AMERICA


Larry A. Brown *Fwp*
Of Attorneys for the United States

DATED: 8/13/02

CERTIFICATE OF SERVICE

9/21 MB
I certify that on Aug. 13, 2002, I served a true and correct copy of fore-going **STIPULATION TO RESOLVE UNITED STATES' OBJECTION; SUBCASE NUMBER 43-11297** upon the following individuals by placing the document in the United States Mail in Boise, Idaho, postage paid, and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copy to:

Idaho Department of Water Resources
Adjudication Bureau
1301 North Orchard Street
Boise, Idaho 83706

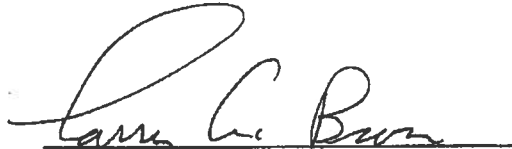
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Charles R. and Janet O. Ward
2075 E. 1700 S.
Malta, Idaho 83342


Larry A. Brown

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

A. Subcase 43-11297

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Charles R. Ward

Address: 2075 E. 1700 S.; Malta, ID. 83342

Name: Janet O. Ward

Address: 2075 E. 1700 S.; Malta, ID. 83342

Name:

Address;

Name:

Address;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: See attached
5. ☒ **Point(s) of Diversion**
Should be: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant does not have a valid water right with the elements claimed.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

County of Ada)

Gary A. Madenford, Water Rights Team Leader, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

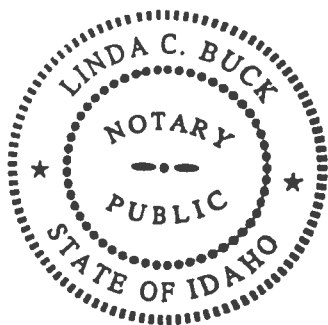
Gary A. Madenford
(Signature of person filing objection)

Larry G. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

February 7, 2002

Linda C. Buck



Linda C. Buck

Notary Public for Idaho

Residing at: Mountain Home

My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Feb. 8, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Charles R. Ward
Address: 2075 E. 1700 S.; Malta, ID. 83342

Name: Janet O. Ward
Address: 2075 E. 1700 S.; Malta, ID. 83342

Name:
Address: ;

Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449



Signature of Objector or attorney mailing on Objector's behalf

09/19/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-11297

NAME AND ADDRESS: JANET O WARD
2075 E 1700 S
MALTA ID 83342

CHARLES R WARD
2075 E 1700 S
MALTA ID 83342

POD on BLM
POU on BLM

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 12/31/1956

POINT OF
DIVERSION:

T13S R26E S17 SWSWSW Within CASSIA County BLM

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01/01 12/31

QUANTITY
0.040 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

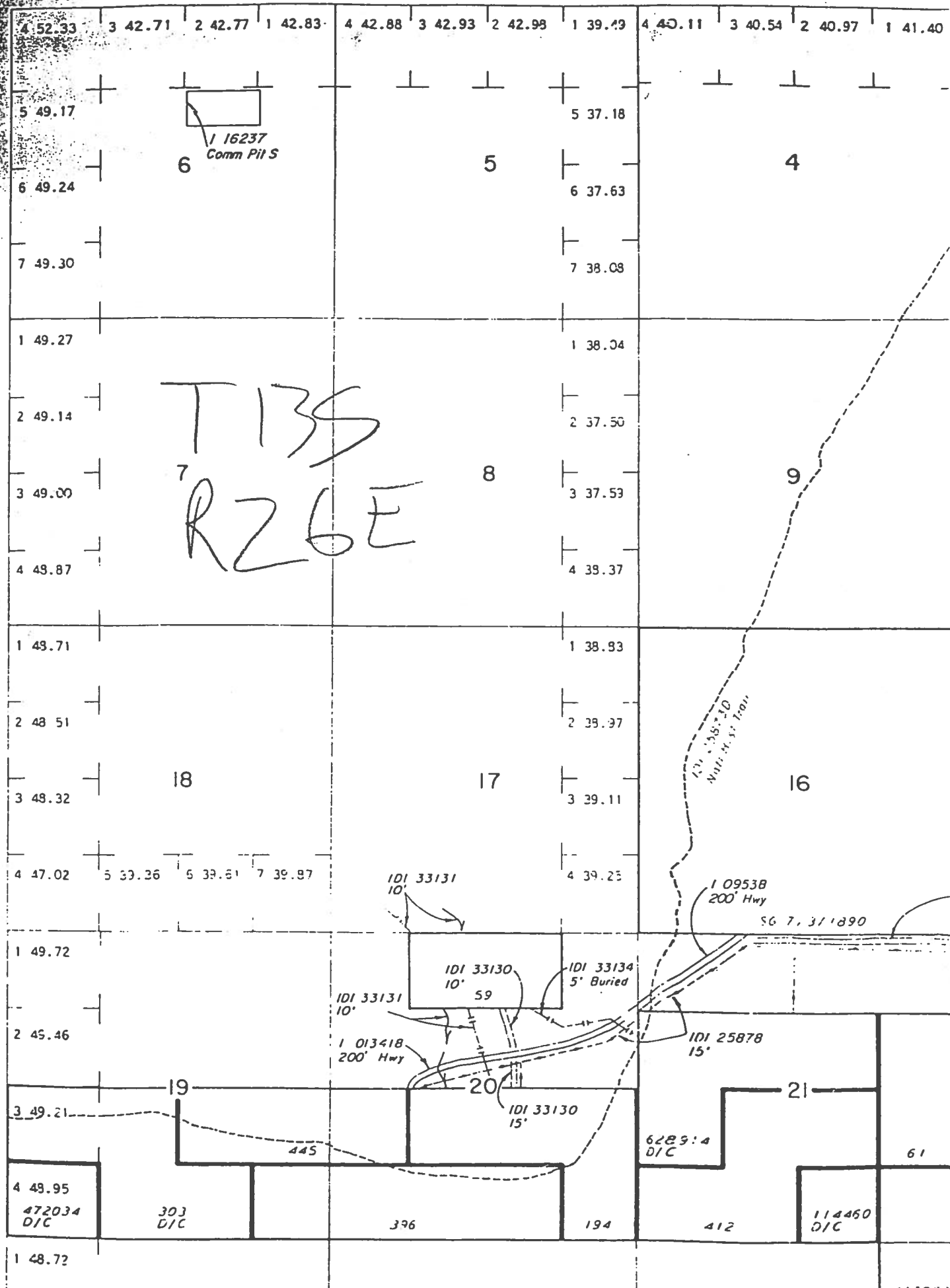
T13S R26E S19 BLM NENE

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: BASIS OF CLAIM - Beneficial Use



QUALITY CASHIER SEC 3

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES AND ACQUIRED LANDS

MT PLAT

[illegible]

SS 86 70 03 5/14/1986
See 12 Enclosing 3 N/A Water Contam?

SS 86 70 03 10/6/1986
See 12 Enclosing 3 N/A Water Contam?

SS 86 70 03 11/1/1986
See 35
22ND USGS O RILL River MGR ERI 3/1/1975
See 35
1 - "D" water field
1 - "S" all information in det. Spill and damage
Public Access

Juray Pending Group No. 1089
Part 1A

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	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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1. *Journal of the American Medical Association*, 1997; 277: 1033-1037.

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1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

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1. *Journal of the American Medical Association*, 1997; 277: 1001-1005.

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1. **Identifying the value of the data** – the amount of data is a key factor in determining the value of the data. The more data, the more valuable it is.

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1. The first step is to identify the problem or question that needs to be addressed. This involves understanding the context and the specific requirements of the task.

2. The second step is to gather relevant information and resources. This may involve researching existing solutions, consulting with experts, or collecting data.

3. The third step is to develop a plan or strategy. This involves breaking down the problem into smaller, manageable tasks and determining the sequence of actions to be taken.

4. The fourth step is to implement the plan. This involves carrying out the tasks and monitoring progress to ensure that the plan is being followed.

5. The fifth step is to evaluate the results. This involves comparing the actual outcomes with the expected results and identifying any areas for improvement.

6. The sixth step is to communicate the findings. This involves sharing the results with the relevant stakeholders and providing recommendations for future action.

7. The seventh step is to reflect on the process. This involves considering what was learned from the experience and how it can be applied to future tasks.

8. The eighth step is to document the process. This involves creating a record of the steps taken and the results achieved, which can be used as a reference for future tasks.

9. The ninth step is to review the process. This involves periodically reviewing the process to ensure that it remains effective and efficient.

10. The tenth step is to improve the process. This involves making changes to the process based on feedback and lessons learned, to ensure that it continues to evolve and improve.

ORDERS EFFECTING DISPOSAL OR USE OF

ENTIFIED LANDS REFER TO INDEX OF
ELLANEOUS DOCUMENTS.

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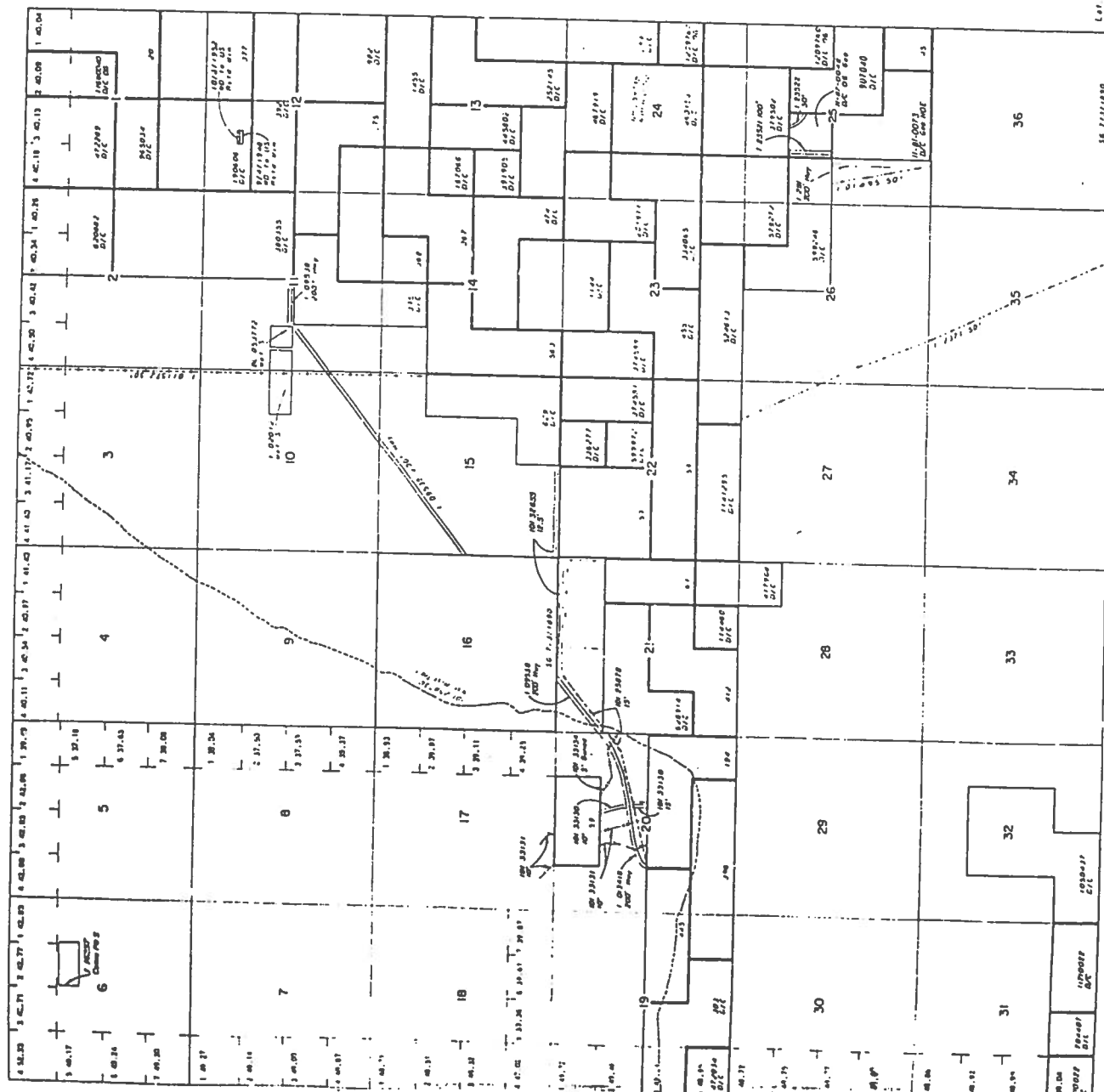
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12/15/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 43-11297
NAME AND ADDRESS: CHARLES R WARD
JANET O WARD
2075 E 1700 S
MALTA, ID 83342

VERIFIED BY: *KKC*

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1956

POINT OF DIVERSION: T13S R26E S17 SWSWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.04 CFS

PLACE OF USE:

STOCKWATER Within CASSIA County
T13S R26E S19 NENE

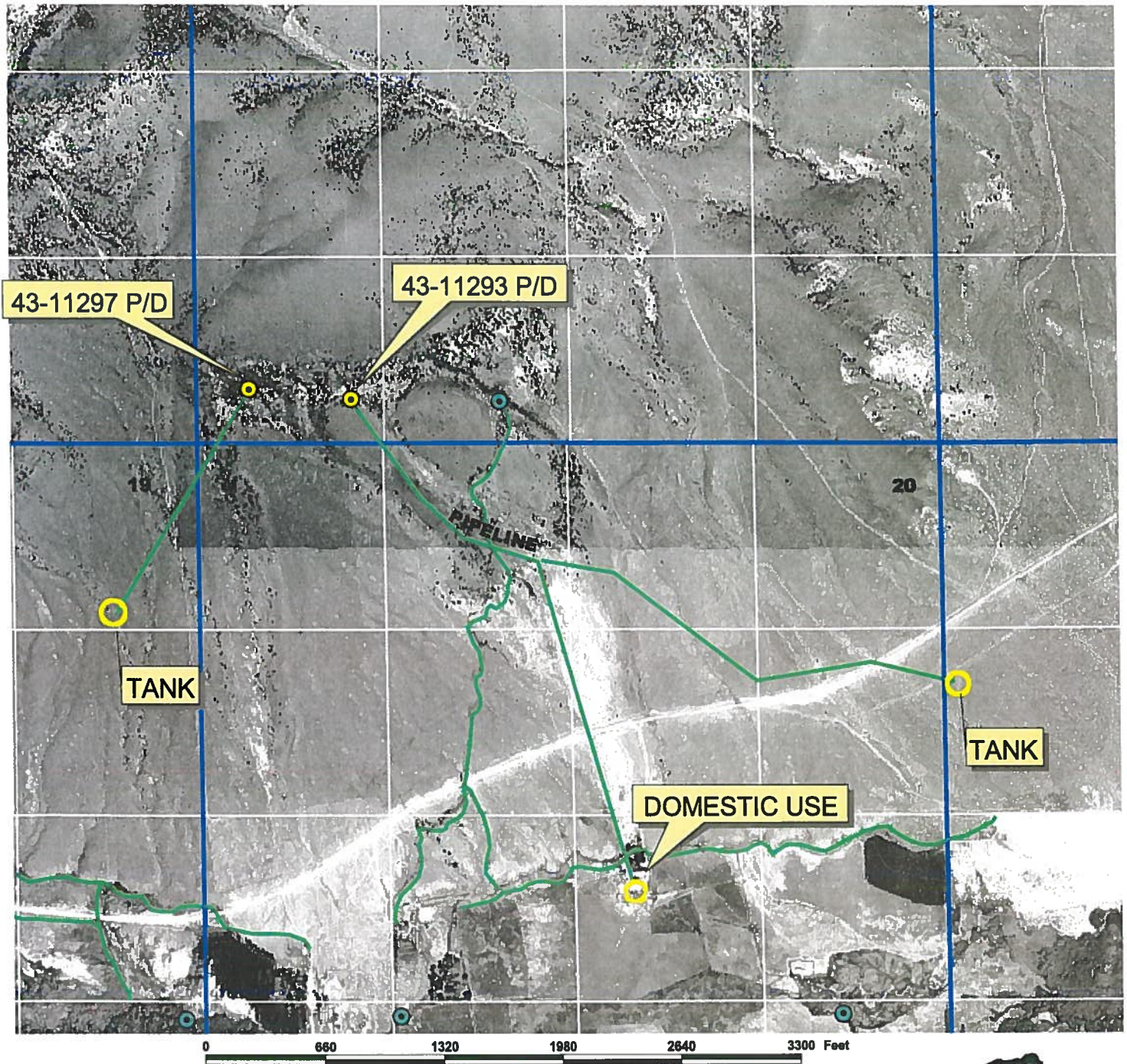
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: BASIS OF CLAIM - Beneficial Use

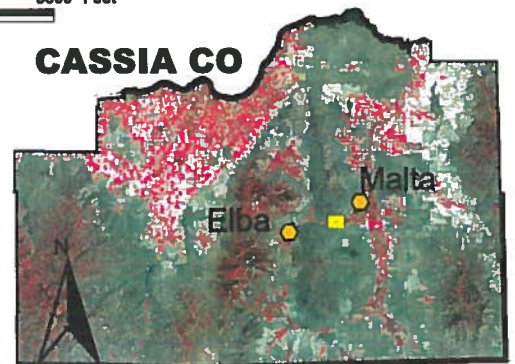
RECOMMENDED PLACE OF USE FOR 43-11293 AND 43-11297



PLACE OF USE
TWP 13S, RNG 26E, SEC 20 & 21
Data entry on December 15, 2000

GIS PLACE OF USE PRESENTATION
1962 ASCS AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

-  RECOMMENDED POINT OF DIVERSION
-  RECOMMENDED PLACE OF USE
-  SECTION LINES
-  QUARTER/QUARTER LINES



Idaho Dept of Water Resources
Claims review notes and narrative

Date: 11-27-2000
12-15-2000

File: 43-272 ward sys analysis and prelim review

Prepared by Kelly K Christensen

PRE EXAM REVIEW

POST EXAM ANALYSIS

43-272, 43-273 claimed from Cassia Creek on the decreed place of use and an additional forty acre tract (NWSW Sec 21). A portion of that quarter has been licensed for irrigation under 43-2558 (groundwater source).

Basis of recommendation:

I am recommending the Cassia Creek rights from two points of diversion that allows irrigation on both sides of Cassia Creek. The riparian area surrounding Cassia Creek is not irrigated or recommended. Rice Springs water is delivered into the north side delivery system and can irrigate all of the same acres north of Cassia Creek. The ground south of Cassia Creek is currently marginally irrigated. Charles indicated that there have been problems with the shared ditch and that he often does not get any water to irrigate with. The recommended PP/U is for all irrigated acres with the Cassia Creek decreed rights and limited to the irrigated acres within the decreed place of use.

43-274 was claimed for irrigation, stockwater, and domestic uses. The domestic and stockwater uses are not part of the decreed uses and therefore are not recognized under this right.

For irrigation uses, it was claimed from Warm Creek / Rice Springs on the decreed place of use plus two additional quarters. The decree lists Warm Creek as the source. Added ground is the NENW Sec 20 and the NWSW Sec 21.

In reviewing the 1962, 1968, and 1987 aerial photography there is no clear indication of an irrigation system in the NENW Sec 20.

The NWSW Sec 21, again, was apparently developed under 43-2558 and this use expanded onto that ground.

The stockwater use is claimed in the NENW of Sec 19 and W½NW¼ of Sec 21 all that is Blm ground. Remarks in the claim seem to indicate that a pipeline watering system was developed. If so this would indicate a separate system and use (in essence a new claim).

The domestic/stockwater use also appears to be in a pipeline that may or may not be independent of the other stockwater uses. Additional information needed as of 11-27-2000.

Basis of recommendation:

After visiting with Charles Ward, I am recommending this right for the ground North of Cassia Creek and south of the Cassia Creek ditch recommended under the other 2 decreed rights. I am not recommending any irrigation at the spring source. Charles Ward stated that he is the only person that diverts water from this source.

The domestic and stockwater uses were developed through two different systems and at different times. Therefore I have split those uses off this claim and am recommending them as follows.

43-11293 for domestic and stockwater with a 1938 priority date.

43-11297 for stockwater with a 1956 priority date.

The recommendations are based upon information supplied by Charles Ward.

43-2558 is a licensed groundwater right. The field examination was conducted in 1968. The licensed place of use overlaps with the decreed place of use and adds ground in Sec 21. The ground in the SWNW of Sec 21 does not appear to be irrigated. (Possible unrecorded transfer to other ground under the surface water claims?)

The licensing field exam identifies ground on both sides of Cassia Creek as the irrigated place of use but smaller than the ground identified under the claimed place of use for the decreed rights.

Basis of recommendation:

I am recognizing an unrecorded transfer for licensed acres in the SWNW of Sec 21. The recommended PP/U exceeds the licensed acre total, therefore I am recommending this right with a place of use limit of the licensed acreage.

43-10268 is a beneficial use claim for wastewater and "spring" water for use on ground already covered by the licensed and decreed rights. Evidence of priority pending investigation. Delivery system not clear. For additional information see the narrative from Steve Clelland dated 1-10-1992 describing some of the system and its operation.

Basis of recommendation:

I am recommending the spring water source only. As the waste water is from the other rights recommended on this PP/U and is being reapplied onto ground within the same PP/U. After visiting with Charles Ward and reviewing the place of use in ArcView with him, I am recommending 4 acres as being irrigated with the spring water at 1½ inch per acre (recommendation is less than 5 acres). The recommended place of use is for 4 acres within the PP/U north of Cassia Creek.