

RECEIVED

MAY 0 1 1997

WATER RESOURCES
WESTERN REGION

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

NAME and
ADDRESS:

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

AMENDED NOTICE of CLAIM
for Water Right number:

~~A51-12221~~

A02-10075

BLMIDENT:

5101780334

SOURCE:

Source	Tributary
SNAKE RIVER	COLUMBIA RIVER

QUANTITY:

0.02 CFS or VOLUME: 0 Acre Fee

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day

PRIORITY DATE:

1/1/1874

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	within the	County of
05S	11E	19			NE	5		39 ELMORE

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):		Rate in CFS	or	Volume in Ac
16	0101	1231	0.02		-

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 01-May-97 2:37 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:

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

~~AS1-12221~~ A02-10075

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1874-01-01
AGENCY NUMBER: 5101780334
BLM NUMBER: 5101780334
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 51

SOURCE	TRIBUTARY TO
-----	-----
SNAKE RIVER	COLUMBIA RIVER

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
-----	-----	-----	-----	-----
WILDLIFE	0.020	0.00	0101	1231
TOTAL:	0.020 CFS	0.00 AF		

NON-IRRIGATION USES

STOCKWATER; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
-----	-----	-----	-----	-----	-----	-----	-----
05S	11E	19	NE			05	ELMORE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
05S	11E	19			05	ELMORE	YES	0.0
TOTAL ACRES IRRIGATED:								0.0

MICROFILMED
AUG 16 1994

BLM NUMBER: 5101780334

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1874

AG2-10075

WATER RIGHT NUMBER - 42142221 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (C) 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 - IDAHC 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 01/01/1874 REGION 14 WESTERN STAGE J - BENEFICIAL USE STATUS

SOURCE SNAKE RIVER TRIBUTARY COLUMBIA RIVER

TWN 053 RNC 11E SEC 19 TRACT SESE LOT 5 RFLG COUNTY (39) Elmore POINT OF DIVERSION DIVERSION NAME

CODE 16 - WILDLIFE DESCRIPTION PERIOD FROM 01/01 TO 12/31 WATER USE PERIOD TO DIVERSION RATE DIVERSION VOLUME

TOTAL DIV. RATE 0.020 TOTAL DIV. VOLUME TOTAL DIV. CAPACITY TOTAL CONSUMPTIVE USE 0.0 KM USAGE

TWN 053 RNC 11E SEC 19 TRACT SESE LOT 5 ACRES CODE 16 WILDLIFE DESCRIPTION COUNTY (39) ELMORE

DIVERSION MEANS - INSTREAM USE
NON-IRRIGATION USE - STOCKWATER; WILDLIFE VAR. AMT.
OTHER RIGHTS FOR SAME USE - NONE

BLM RECORD ID = 5101780334
FIRST DATE OF BENEFICIAL USE - 1874

REMARKS

AJ5808NP
(00-26)

WATER RIGHT NUMBER - ~~ADJ-12224~~ A02-10095

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
+ - - - - 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 - 06/20/93 AUCTR - - - - - +
+ - - - - NO COMMENTS - - - - - +
+ - - - - NO COMMENTS FOUND - - - - - +

+ - - - - 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
PROOF DUE DATE - 00/00/0000 PROOF MADE DATE - 00/00/0000 WATER DISTRICT -
LICENSED DATE - 00/00/0000 RECEIPT NUMBER - X111111 FEDERAL/STATE INDICATOR - S
CLAIMS TAPE ERROR FLG - POU OWNERSHIP FLAG - Y PRESUMPTION FLAG -
FEE EXEMPT FLAG - NAME CONNECTOR - NOTICE OF ERROR FLAG -

Pasadena Valley I4-02

DATA ENTRY
ENTERED 
CHECKED 7H 1-11-92
Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
MAR 2 1 1994

CERTIFIED
MAR 2 6 1994
WATER EXAMINER

LOWER SNAKE RIVER DISTRICT BLM
Affidavit for Water Right Claim No. 5101780334
IDWR #A51-12221, Jarbidge R. A.

Renumbered to 02-10075

1. My name is James H. Klott. I am the Jarbidge Resource Area Wildlife Biologist on the Lower Snake River District of the Bureau of Land Management (BLM). My current job responsibilities include: riparian zone inventory and monitoring, botany, fisheries, and wildlife monitoring of sensitive plant species. My past job experience includes checking on Clean Water Act 404 permit authorizations for the US Fish and Wildlife Service and working with National Wetland Inventory maps. My work for the past 5 years has been nearly exclusively for the Jarbidge Resource Area.
2. I have worked for the BLM since July 1988 and in the Jarbidge Resource Area since October 1991. As part of my responsibilities over the past 5 years, I have checked riparian and wetland plants, grazing use in riparian zones, and stream channel measurements. Through these field visits, I have become familiar with stream flows, water availability and livestock use of streams in most of the Jarbidge Resource Area.
3. I am familiar with the stretch of the Snake River claimed in the Snake River Basin Adjudication (SRBA) as Claim Number 5101780334, IDWR #A51-12221. This portion of the Snake River has documented perennial flows. While doing other field work in the area of this claim site, I have observed livestock trails leading into this segment of the river presumed for watering purposes.
4. Considering these observances, claim #5101780334 is a valid water claim for the beneficial use of watering livestock in a BLM grazing allotment.

I declare under a penalty of perjury that the foregoing is true and correct, to the best of my knowledge, information, and belief.

Dated: April 24, 1997


James H. Klott
Wildlife Biologist

#0334

State of Idaho)
 S.S.
County of Twin Falls)

I, Michael L. Austin, a notary public, do hereby certify that on this 4-24 day of 1997, personally appeared before me James Klott, who, declared that (s)he is an employee of the Bureau of Land Management, that (s)he signed the foregoing affidavit as an authorized official of that agency, and that the statements therein contained are true.

Michael Austin

Notary Public

My Commission Expires on DEC 9 2002