

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 21-2170
Date Received: 9/7/2012
Receipt No: BLL01001
Received By:

RECEIVED

JUN 07 2013

DEPARTMENT OF
WATER RESOURCES

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

1. Name of Claimant(s)

STATE OF IDAHO Phone: (208)287-2714
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

2. Date of Priority: 10/16/1919

3. Source: BLUE CREEK Trib. to: SAND CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	41E	3	NW SW	FREMONT	
10N	41E	3	NW SW	FREMONT	INJECTION
10N	41E	9	NE SE	FREMONT	REDIVERSION
10N	41E	10	NW NW	FREMONT	REDIVERSION
10N	41E	10	NW NW	FREMONT	REDIVERSION

5. Description of diverting works:

Dam and spillway structure. After acquiring the property to which this water right is appurtenant in 1947, IDFG closed the control gate on the dam structure. Water began to run around the dam and into the rocks, reappearing at several points below the dam. As a result of this practice, water quality within the Sand Creek Management Area was improved.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
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7. Total Quantity Appropriated is:
5.8 C.F.S.

8. Non-irrigation uses: Water Quality Improvement

9. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
10N	41E	3	SE	NW	WATER QUALITY IMPROVEMENT	
			NE	SW	WATER QUALITY IMPROVEMENT	
			NW	SW	WATER QUALITY IMPROVEMENT	
10N	41E	9	NE	NE	WATER QUALITY IMPROVEMENT	
			SE	NE	WATER QUALITY IMPROVEMENT	
			NE	SE	WATER QUALITY IMPROVEMENT	
			NW	SE	WATER QUALITY IMPROVEMENT	
			SW	SE	WATER QUALITY IMPROVEMENT	
			SE	SE	WATER QUALITY IMPROVEMENT	
10N	41E	10	NW	NW	WATER QUALITY IMPROVEMENT	
			SW	NW	WATER QUALITY IMPROVEMENT	
			SE	NW	WATER QUALITY IMPROVEMENT	
			NW	SW	WATER QUALITY IMPROVEMENT	
			SW	SW	WATER QUALITY IMPROVEMENT	

10. Place of use in counties: FREMONT

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

12. Other Water Rights Used:

13. Remarks:

This water right was licensed November 8, 1913. After acquiring the property to which this water right is appurtenant in 1947, IDFG closed the control gate on the dam structure. Water began to run around the dam and into the rocks, reappearing at several points below the dam. As a result of this practice, water quality within the Sand Creek Management Area was improved, which is a recognized beneficial use. Because the change in use occurred prior to November 19, 1987, the change in use is allowed under the accomplished transfer statute, Idaho Code 42-1425.

14. Basis of Claim: License

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm under penalty of perjury that I am

Director of Idaho Dept Fish + Game
Title Organization

that I have signed the foregoing document in the space below as

Director of Idaho Dept Fish + Game
Title Organization

and that the statements contained in the foregoing document are true and correct.

Ving Moore
Signature of Authorized Agent

Director, Idaho Dept Fish + Game
Title and Organization

6/7/2013
Date