

7-10-91

DATE: APR-15-1997
PAGE: A-11

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

AJ5856NP

RIGHTS FROM: SOURCE: KELLY GULCH SPRING TRIBUTARY: BEARDSLEY GULCH

RIGHT NUMBER: 72-02161

NAME & ADDRESS:
UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709

SOURCE: KELLY GULCH SPRING TRIBUTARY: BEARDSLEY GULCH

QUANTITY: 0.01 CFS

~~THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.~~

PRIORITY DATE: 01/24/1942

POINT OF DIVERSION: T13N R18E S26 SESW

Within CUSTER County

PURPOSE AND
PERIOD OF USE:
STOCKWATER

PERIOD OF USE
01-01 12-31
QUANTITY
0.01 CFS

PLACE OF USE:
STOCKWATER T13N R18E S26
SESW

Within CUSTER County

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
BLM RECORD ID = 7204588009
STOCKWATER, 431 RANGE CATTLE

OWNER CODE: C UNITED STATES OF AMERICA ACTING THROUGH
NAME & ADDRESS: 01/24/1942 STOCKWATER
PRIORITY DATE: 01-01 12-31
WATER USE: 0.01 CFS
DIVERSION RATE: 0.01 CFS
DIVERSION VOLUME: 0.01 CFS

Water Source: KELLY GULCH SPRING
Point(s) of Diversion: T13N R18E S26
Tributary to: BEARDSLEY GULCH
Stage: LICENSE
CUSTER County

Place of use Legal Description for: STOCKWATER
NE
MENE 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 : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac :
13N 18E 26 : : : : S : : : :
POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 431 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT.

Other Rights: NONE

Conditions of Approval:
L12 - THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
- ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
- USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

Remarks: ~~SEN~~ BLM RECORD ID = 7204588009

Dates: Exam Made Date: Verified Date: Objection Filed Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

N11
N13

DO213



A7202161

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: 1942-01-24
IDWR NUMBER: 7202161
BLM NUMBER: 7204588009
BASIS OF CLAIM: LICENSE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
KELLY GULCH SPRING	BAYHORSE SPRING

DESCRIPTION OF DIVERSION WORKS

NONE

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

NON-IRRIGATION USES

431 RANGE CATTLE

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
13N	18E	26		SE	SW	00	CUSTER

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED ACRES
13N	18E	26	SE	SW	00	CUSTER	0.0
13N	18E	26	SE	SW	00	CUSTER	0.0

TOTAL ACRES IRRIGATED: 0.0

MICROFILMED
NOV 02 1994

BLM NUMBER: 7204588009

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

MICROFILMED
NOV 17 1994

AJ0749NP
No. R72-02161

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

DATE: 12/15/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706 (208) 334-1401	01/24/1942	STOCKWATER	01-01 12-31	0.01 CFS	
TOTAL DIVERSION:					0.01 CFS	

Water Source: KELLY GULCH SPRING Tributary to: BEARDSLEY GULCH Stage: LICENSE
Point(s) of Diversion: T13N R18E S26 SESW CUSTER County

Place of use Legal Description for: STOCKWATER

NE										
NW					SW					
SE					SE					
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
13N	18E	26	:	:	:	:	:	:	:	:
					S					:

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 431 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT.

Other Rights: NONE

Conditions of Approval:

L12 - THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING

- ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY

- USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

Remarks: BLM RECORD ID = 7204588009

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:

Presumption Flag:

NOV 07 1994
MICROFILMED

DATE: 11/12/93
PAGE: 10

DIVERSION
VOLUME

0.01 CFS
~~0.01 CFS~~

TOTAL DIVERSION:

Stage: **LICENSE**

CUSTER County

④

..

●
●
●
●

2.

31.00 431 RANGE CATTLE, USEFUL LIFE, VARIABLE AMOUNT.

WILDLIFE, AVAILABLE AMOUNT.

CC: L12

~~PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES~~

Verified Date:

Field Inspection Flag:
Presumption Flag:

MICROFILMED

NOV 02 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A72-02161
71

08:24:00
11/23/93

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y			N	LIC	12-15-93		
SOURCE	Y			N	LIC			
PLACE OF USE	Y			N	LIC			
DIV. AMOUNT CFS/VOLUME	Y			N	LIC			
CONSUMPTIVE USE	-			N	LIC			
PURPOSES	Y			N	LIC			
PERIOD OF USE	Y			N	LIC			
BASIS OF CLAIM	-			N	LIC			
REMARKS	-			N	LIC			

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- WATERMASTER RECORDS = 3
- NAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE THE CODES WHICH APPLY.

NOV 02 1994

A. AJ CLAIM: # A72-02161 PRIORITY DATE: 01-24-1942 STAGE: L
B. WR RECORD: # 72-02161 PRIORITY DATE: 01-24-1942 STAGE: L

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()

NOTES:

RECOMMENDED PRIORITY DATE:

01-24-1942

REVIEWED BY

[Signature]

DATE

12-15-93

MICROFILMED
NOV 17 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-02161	13N	18E	26		SE	SW		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: KELLY GULCH SPRING

TRIB: BAYHORSE SPRING

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-02161	13N	18E	26		SE	SW		CUSTER

OTHER WR RECORDS WITH SAME WR POD
AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE

SOURCE: SPRING

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	W

NOTES:

COULD FIND NO CONFLICTS WITH OVERLAPS OR HAPPENING 00 112.4.

MICROFILMED

NOV 02 1994

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4

LOT

COUNTY

DIVERSION NAME

30 18E 26

5E 5W

37

SOURCE: KELLYBUSH SPRING

TRIB: BEARDSLEY CATCH

REVIEWED BY:

DATE: 12-15-93

SYSTEM DESCRIPTION:

MICROFILMED
NOV 22 1994

A. ROOT WATER RIGHT NUMBERS: A72-02161
B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	18E	26	SE	SW		US DEPT OF INTERIOR US DEPT OF INTERIOR	A72-02161 / A72-15806 /	72-02161 / -			
13N	18E	26	SE	SW		US DEPT OF INTERIOR US DEPT OF INTERIOR	A72-02161 / A72-15806 /	72-02161 / -			
TOTAL ACRES							A72-02161				

ARE ~~15806~~ ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (✓)

C. FIELD EXAM REQUIRED? DUE TO POU DISCREPANCY? (Y/N) DATABASE Y FIELD EXAMINER POU COUNTRY: CUSTER

PRESUMPTION FLAG:

NOTES:

72-15806 is 10 STREAM STRUCT.
No CHANGE.

RECOMMENDATIONS:

TOTAL ACRES:
REVIEWED BY: DATE: 12-15-93

MICROFILMED
NOV 2 1994

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A72-02161 STOCKWATER	FROM 01-01 TO 12-31	.010 CFS
A72-02161 WILDLIFE	FROM 01-01 TO 12-31	.010 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.010 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
72-02161 STOCKWATER	FROM 01-01 TO 12-31	.010 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.010 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y <u> </u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y <u> </u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y <u> </u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in notes, below.

NOTES:

*LIC. 72-02161 Does NOT include WATER USE: WILDLIFE;
PLACED IN WRD-IR.*

MICROFILMED

NOV 12 1994

Application No. D...213

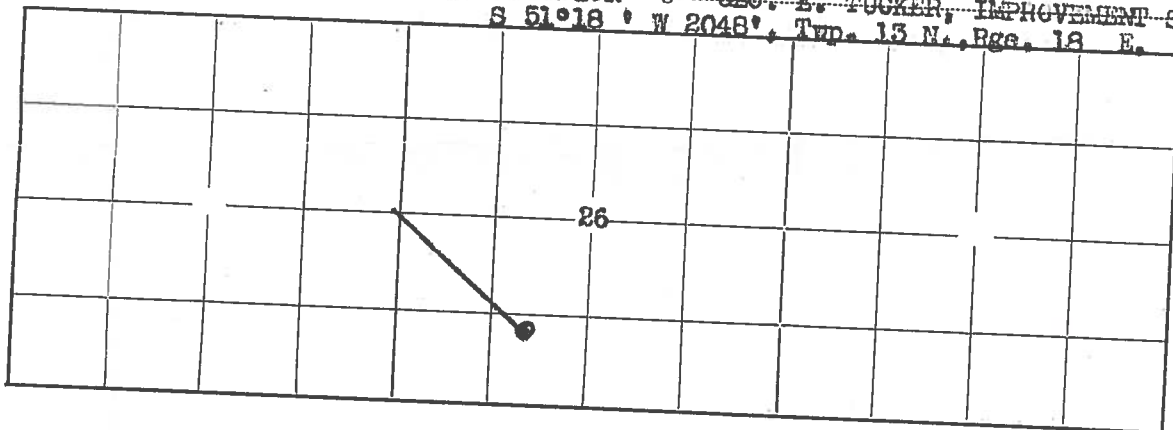
Permit No. D...213 72-2161

District No. 4, C-111 Chilly, 95, Kelley Gulch Spring

1. Name of Applicant...GRAZING SERVICE, U. S. DEPARTMENT OF THE INTERIOR
2. Post Office Address...BOX 723, Pocatello, Idaho
3. Quantity of water claimed...
(Not to exceed 0.1 second foot or 15 acre feet) .002 s.f.s. 1-24-1942
4. Source of water supply...spring
(Spring, well, unnamed stream, small lake, snow, or runoff)
5. Location of point of diversion...feet distant from the...corner of Section...
Twp..., Rge..., B. M., and is in the... $\frac{1}{4}$ of the... $\frac{1}{4}$ of Section..., Twp..., Rge..., B. M.
in the County of...
6. Location of point of use...S 51°18' W 2040' feet distant from the...Quarter corner of Section...26...
Twp...13 N., Rge...18 E., B. M., and in the...SE $\frac{1}{4}$ of the...SW $\frac{1}{4}$ of Sec. 26..., Twp...13 N., Rge...18 E.
37 Custer County
7. Water to be used for...watering livestock 1/1 - 12/31
8. Estimated cost of works...197.54
9. Kind of works...spring
(Reservoir, dam, ditch, flume, pipe, etc.)
10. Size...
(Headgate, ditch, flume, pipe, etc.)
11. Time required to apply water to proposed use...
12. If reservoir is used, fill in the following in addition to the above questions: completed
(a) Height of dam...feet: Length at top...feet.
(b) Material from which dam is constructed...
(earth, concrete, timber, rock)
(c) The outlet of the proposed reservoir is located...feet from the...corner of...
Section..., Twp..., Rge..., B. M.

REMARKS:

Applicant GRAZING SERVICE, US DEPT. OF INTERIOR Agent GEO. E. TUCKER, IMPROVEMENT SUPERVISOR
S 51°18' W 2048', Twp. 13 N., Rge. 18 E.



213

MICROFILMED
NOV 02 1994

RECEIVED

MAR 03 1997

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

Department of Water Resources

A72-02161

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:

7204588009

SOURCE:

Source	Tributary
KELLY GULCH SPRING	BAYHORSE SPRING

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:

1/24/42

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	within the	County of
13N	18E	26	NW	SE	SW	0	Add	CUSTER

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate In CFS	or	Volume in Ac
04	0101	1231		0
16	0101	1231		0

CONSUMPTIVE
USE:

de minimis stockwater use

DATE:

01-Mar-97 2:51 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:

Water Use	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	13N	18E	26	SE	SW	0		CUSTER
16	13N	18E	26	SE	SW	0		CUSTER