

RECEIVED

MAR 03 1997

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM  
for Water Right number:

A72-02228

Department of Water Resources

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:

7204588076

SOURCE:

|        |             |
|--------|-------------|
| Source | Tributary   |
| SPRING | ELLIS CREEK |

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:

2/5/64

POINT of  
DIVERSION:

| Twntship | Range | Section | T1 | T2 | T3 | LOT | within the | County of |
|----------|-------|---------|----|----|----|-----|------------|-----------|
| 16N      | 20E   | 7       |    | SW | NW | 2   | ADD        | CUSTER    |
| 16N      | 20E   | 7       |    | SW | NW | 0   |            | CUSTER    |

PURPOSE  
and  
PERIOD  
OF USE:

| Purpose of Use | Period of Use (from - to): | Rate In CFS | or   | Volume in Ac |
|----------------|----------------------------|-------------|------|--------------|
| 04             | 0101                       | 1231        | 0.02 | 0            |
| 16             | 0101                       | 1231        | 0.02 | 0            |

CONSUMPTIVE  
USE:

de minimis stockwater use

DATE:

01-Mar-97 2:52 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 | Twnt | Rge | Sec | T1 | T2 | LOT | within the | County of |
|-----------|------|-----|-----|----|----|-----|------------|-----------|
| 04        | 16N  | 20E | 7   | SW | NW | 0   |            | CUSTER    |
| 04        | 16N  | 20E | 7   | SW | NW | 2   | ADD        | CUSTER    |
| 16        | 16N  | 20E | 7   | SW | NW | 0   |            | CUSTER    |
| 16        | 16N  | 20E | 7   | SW | NW | 2   | ADD        | CUSTER    |



A7202228

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: 1964-02-05  
IDWR NUMBER: 7202228  
BLM NUMBER: 7204588076  
BASIS OF CLAIM: LICENSE  
BASIN NUMBER: 72

SOURCE

TRIBUTARY TO

-----  
SPRING

-----  
ELLIS CREEK

DESCRIPTION OF DIVERSION WORKS

-----  
WATERHOLE

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO   |
|----------------|-------------------|---------------------|-----------------------|------|
| STOCKWATER     | 0.020             | 0.00                | 0101                  | 1231 |
| WILDLIFE       | 0.020             | 0.00                | 0101                  | 1231 |
| TOTAL:         |                   | 0.020 CFS           | 0.00 AF               |      |

NON-IRRIGATION USES

-----  
1493 RANGE CATTLE

|     |     |     |        | POINT OF DIVERSION |        |     |        |
|-----|-----|-----|--------|--------------------|--------|-----|--------|
| TWP | RNG | SEC | TRACT1 | TRACT2             | TRACT3 | LOT | COUNTY |
| 16N | 20E | 07  |        | SW                 | NW     | 00  | CUSTER |

PLACE OF USE

| TWP | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED | ACRES |
|-----|-----|-----|--------|--------|-----|--------|-------|-------|
| 16N | 20E | 07  | SW     | NW     | 00  | CUSTER | YES   | 0.0   |
| 16N | 20E | 07  | SW     | NW     | 00  | CUSTER | YES   | 0.0   |

TOTAL ACRES IRRIGATED: 0.0

IRRIGATED  
OWNED  
NOV 12 1994  
MICROFILMED

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

-----  
NONE

REMARKS

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

MICROFILMED  
APR 10 1984

2-10-94

**(REGIONAL)**

→

BOISE ID 83706  
(208) 334-1401

**Tributary to: ELLIS CREEK**

**Stage: LICENSE**

T16N R20E S07 Lot02(SESNNH)

**CUSTER County**

Place of use Legal Description for: STOCKWATER

[illegible]

**PAU County: CUSTER**

Non-Irrigation Uses: STOCKWATER, 1493 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT

Other Rights: NONE

Conditions of Approval:

- 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 = 7204588076

**Dates:**      **Exam Made Date:**      **Verified Date:**

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

**MICROFILMED**  
**NOV 02 1994**

CLAIM NUMBER: A72-02228

Stage: LICENSE  
CUSTER County

SE

SE

**Presumption Flag:**

**MICROFILMED**  
Nov 02 1994

A. AJ CLAIM: # A72-02228 PRIORITY DATE: 02-05-1964 STAGE: L

B. WR RECORD: # 72-02228 PRIORITY DATE: 02-05-1964 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE N FIELD EXAMINER N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y( ) N(X)  
IF YES EXPLAIN.

NOTES: No discrepancy

RECOMMENDED PRIORITY DATE:  
02-05-1964

REVIEWED BY KG

DATE 2-2-94

MICROFILMED  
NOV 02 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A72-02228 | 16N  | 20E  | 7    |     | SE  | SW  | NW  |        |
|           |      |      |      |     |     |     | 2   | CUSTER |

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX  
A72-0735D NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: SPRING

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 72-02228 | 16N  | 20E  | 7    |     | SW  | NW  |     |        |
|          |      |      |      |     |     |     |     | CUSTER |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX

NONE

A72-0735D

NONE

SOURCE: SPRING

TRIB:

C. FIELD EXAM REQUIRED?

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

NOTES:

*Confirmed on ortho T-25*

MICROFILMED  
NOV 02 1984

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

1/4 1/4

LOT

COUNTY

DIVERSION NAME

SE SW NW 2

SOURCE:

TRIB:

REVIEWED BY:

RM

DATE:

2-3-94

SYSTEM DESCRIPTION:

MICROFILMED  
NOV 2 1994

A. ROOT WATER RIGHT NUMBERS: A72-02228

B. POU LISTING

| TWP            | RNG            | SEC          | 1/4           | 1/4           | LOT | NAME                           | AJ<br>#/ACRES          | WR<br>#/ACRES         | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|----------------|----------------|--------------|---------------|---------------|-----|--------------------------------|------------------------|-----------------------|-----------------|----------------|------------------|
| 16N            | 20E            | 7            | SW            | NW            | 8   | US DEPT OF INTERIOR            | A72-02228 /            | 72-02228 /            |                 |                |                  |
| <del>16N</del> | <del>20E</del> | <del>7</del> | <del>SW</del> | <del>NW</del> |     | <del>US DEPT OF INTERIOR</del> | <del>A72-02228 /</del> | <del>72-02228 /</del> |                 |                |                  |

TOTAL ACRES A72-02228

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y ( ) N ( )  
IF YES SEE ATTACHED SHEET:

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

PRESUMPTION FLAG:

NOTES:

*As listed.*

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

*APR*

DATE:

*8-3-94*

MICROFILMED  
NOV 02 1994

A. AJ CLAIMED USES:

PURPOSES  
A72-02228 STOCKWATER  
~~A72-02228 WILDLIFE~~

MONTH/DAY  
FROM 01-01 TO 12-31  
~~FROM 01-01 TO 12-31~~

DIVERSION QUANTITY  
.020 CFS  
~~.020 CFS~~

TOTAL DIVERSION RATE/VOLUME CLAIMED

.020 CFS

B. WR RECORDED USES:

PURPOSES  
72-02228 STOCKWATER  
72-02228 WILDLIFE

MONTH/DAY  
FROM 01-01 TO 12-31  
FROM 01-01 TO 12-31

DIVERSION QUANTITY  
.020 CFS  
.020 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.020 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

|                                    | FIELD EXAM REQUIRED? | FIELD EXAMINER |
|------------------------------------|----------------------|----------------|
| DUE TO WATER-USE DISCREPANCY?      | (Y/N)                | N              |
| DUE TO DIVERSION RATE DISCREPANCY? | (Y/N)                | N              |
| DUE TO PERIOD FROM/TO DISCREPANCY? | (Y/N)                | N              |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y( ) N( )

RECOMMEND TO WR STANDARDS OR OTHER?

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

NOTES:

*No wildlife on D-Permit.*

**MICROFILMED**  
**NOV 02 1994**

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
PERMIT TO DIVERT WATER FOR PERMANENT OR STOCK WATERING PURPOSES

Application No. D. 1780

Permit No. D. 1780 72-2228

District No. \_\_\_\_\_

POOR ORIGINAL

1. Name of Applicant Bureau of Land Management
2. Post Office Address Box 385, Salmon, Idaho
3. Quantity of water claimed 10 gallons per minute (.02 cfs) 2-5-1964  
(Not to exceed 0.1 second foot or 15 acre feet)
4. Source of water supply Spring  
(Spring, well, unnamed stream, small lake, snow, or runoff)
5. Location of point of diversion S 16° E 2,375 feet distant from the NW corner of Section 7,  
Twp. 16N, Rge. 20E, B.M., and is in the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 7, Twp. 16N, Rge. 20E, B.M.  
in the County of Custer 37
6. Location of point of use Due East 50 feet distant from the Point of diversion corner of Section 7,  
Twp. 16N, Rge. 20E, B.M., and in the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ , Sec. 7, Twp. 16N, Rge. 20E
7. Water to be used for Livestock and game S/W 1/1 - 12/31
8. Estimated cost of works \$100.00
9. Kind of works Reservoir  
(Reservoir, dam, ditch, flume, pipe, etc.)
10. Size Refer to #12  
(Headgate, ditch, flume, pipe, etc.)
11. Time required to apply water to proposed use flow in use
12. If reservoir is used, fill in the following in addition to the above questions:
  - (a) Height of dam 7 feet: Length at top 50 feet.
  - (b) Material from which dam is constructed Earth  
(earth, concrete, timber, rock)
  - (c) The outlet of the proposed reservoir is located Due E. 20 feet from the Point of diversion corner of Section 7,  
Twp. 16N, Rge. 20E, B.M.

REMARKS:

Project Number: I-4R-769

Project Name : Round Basin Waterhole

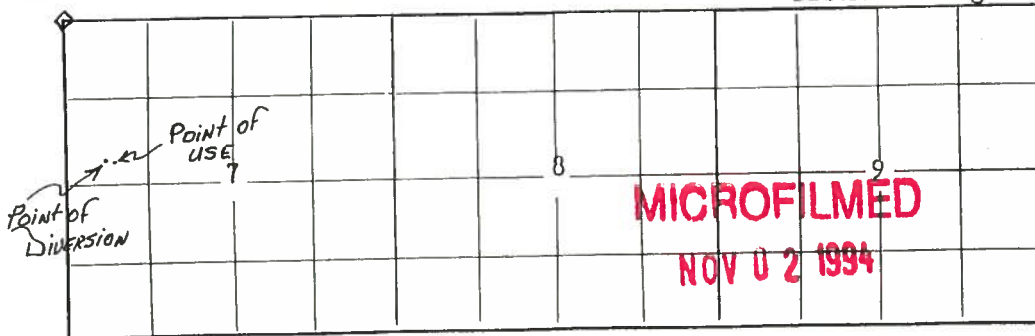
Co-operator : Morgan Creek Cattle & Horse Association

Scale: 2" = 1 mile

Applicant Bureau of Land Management

Agent [Signature]

District Manager



R 20 E

1

**72-02228**

UNITED STATES OF AMERICA ACTING THROUGH  
USDI BUREAU OF LAND MANAGEMENT

BOISE ID 83709

**TRIBUTARY: ELLIS CREEK**

0.02 CFS

**USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.**

02/05/1964

**Within CUSTER County**

| QUANTITY |     |
|----------|-----|
| 0.02     | CFS |
| 0/02     | FTS |

Within CUSTER County  
Lot 2 (S1/4NW)  
 /S1/4NW

# WILKIN EASTER EGGHUNT

BLM RECORD ID = 7204588076

## BASIS OF CLAIM - LICENSE

J.E. H  
04-18-97

50  
4/17/97

AJ0743NP  
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

04/18/97 15:34:46  
Page 1

Water Right Number - R72-02228

Prefix Translation: RESEARCH

Old (D) Number - D1780

+ - - - - 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 \*\*\*  
AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDI BUREAU OF LAND MANAGEMENT  
2 - IDAHO STATE OFFICE  
3 - 1387 S VINNELL WAY  
City- BOISE  
Phone - 208-373-4000  
State- ID Zip- 83709

\*\*\* K - ALSO KNOWN AS \*\*\*  
BLM

1 -  
2 -  
3 -  
City- X  
Phone -  
State- ID Zip- 0

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
02/05/1964 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +  
SPRING ELLIS CREEK

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +  
Twn Rng Sec Tract Lot RFlg County  
16N 20E 7 SE SW NW 2 (37) CUSTER

+ - - - - - - - - - - - - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume  
04 - STOCKWATER 01/01 12/31 0.020

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +  
D.020 0.0

+ - - - - - - - - - - - - - - - Place of Use - - - - - +  
Twn Rng Sec Tract Lot Acres Code Description County  
16N 20E 7 SW NW 2 D4 STOCKWATER (37) CUSTER

Total Acres:

+ - - Diversion Means - WATERHOLE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

AJ0743NP  
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

04/18/97 15:34:47  
Page 2

Water right number - R72-02228

Prefix Translation: RESEARCH

----- Remarks -----

GEN BLM RECORD ID = 7204588076  
STOCKWATER, 1493 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT

----- No Old Water Right Numbers Found -----

----- 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.

----- Decree Plaintiff ----- + Decree Defendant ----- + Decree Date ----- +  
00/00/0000

----- Comments -----  
No Comments Found

----- Audit Fields ----- +  
04/18/97 FHITCHCO

----- 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  
Receipt Number - X111111 Water District -  
POU Ownership Flag - Y Federal/State Indicator - S  
Name Connector - Presumption Flag -  
Notice of Error Flag -