

10/03/2000

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

RIGHT NUMBER: 72-4199

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 837091657

SOURCE: GROUND WATER

QUANTITY: 0.01 CFS

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

PRIORITY DATE: 03/22/1961

POINT OF DIVERSION: T12N R19E S7 LOT 5 SWSWNE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	05-01 10-31	0.01 CFS

PLACE OF USE:

DOMESTIC Within CUSTER County
T12N R19E S7 LOT 5 SWNE

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM RECORD ID = 7204588152
SOURCE IS ALSO KNOWN AS BAYHORSE WELL

APR-10-1997
0052

RIGHT NUMBER:
72-04199

NAME AND ADDRESS:

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

SOURCE:

GROUNDWATER
WELL

TRIBUTARY:

SALMON RIVER

QUANTITY:

0.01 CFS

PRIORITY DATE:

03/22/1961
03/07/1961

POINT OF DIVERSION:

T12N R19E S07

PURPOSE AND
PERIOD OF USE:

DOMESTIC DOMESTIC, CAMPGROUND
DOMESTIC / CAMPGROUND

T12N R19E S07

PERIOD OF USE
05-01 10-31
01/01 12/31

Within CUSTER County

QUANTITY
1/1 1/2/31 0.01 CFS

PLACE OF USE:

DOMESTIC
T12N R19E S07

15 Within CUSTER County
SOME

STOCKWATER
T12N R19E S07

Within CUSTER County
SOME

WILDLIFE
T12N R19E S07

Within CUSTER County
SOME

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

BLM RECORD ID = 7204588152
SOURCE IS ALSO KNOWN AS BAYHORSE WELL.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE

update POD/POU
w/ lot 5

5/26/99 JH
telecon. w/ Alan
Bittner

Will prepare
amended claim

See
10/3/00

16020

Limit Season due to use of
Hand Pump during Summer Season.
See 10/3/00
KKC 12 97
W 4-14
W 4-14

Amended
5 yr life use
has wild life use
in 2000
Hold at KKC-97
4-16-97

RECEIVED

MAR 03 1997

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

A72-04199

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:

7204588152

SOURCE:

Source	Tributary
WELL/BAY HORSE REC SITE	SALMON 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:

3/1/61

POINT of
DIVERSION:

Twnship	Range	Section	T1	T2	T3	LOT	within the	County of
12N	19E	7		SW	NE	0		CUSTER

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate In CFS	or	Volume in Ac
43	0101 1231	0.01		0

CONSUMPTIVE
USE:

de minimis stockwater use

DATE:

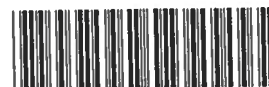
01-Mar-97 2:52 PM

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	Twn	Rge	Sec	T1	T2	LOT	within the	County of
04	12N	19E	7	SW	NE	0		CUSTER
16	12N	19E	7	SW	NE	0		CUSTER



A7204199

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: 1961-03-01
IDWR NUMBER: 7204199
BLM NUMBER: 7204588152
BASIS OF CLAIM: STATUTORY
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
----- WELL	----- SALMON RIVER

DESCRIPTION OF DIVERSION WORKS

WELL

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

NON-IRRIGATION USES

D/CAMPGROUND

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
-----	-----	-----	-----	-----	-----	-----	-----
12N	19E	07		SW	NE	00	CUSTER

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
12N	19E	07	SW	NE	00	CUSTER	YES	0.0
12N	19E	07	SW	NE	00	CUSTER	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

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NOV 7 1994

BLM NUMBER: 7204588152

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

RECEIVED

APR 11 1984

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

02-22-21

TOTAL DIVERSION: 0.01 CFS

Stage: BENEFICIAL USE

CUSTER County

MS

• •

• •

Remarks: BLM RECORD ID = 7204588152
SOURCE IS ALSO KNOWN AS BAYHORSE WELL.

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag:
Audit:		Presumption Flag:
	02/22/94 FOSTER	

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NOV 22 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POOR ORIGINAL

JUN 13 1983

JUL 25 1983

JUN

JUN 21 1983

Department of Water Resources
Eastern District Office

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that USDI, Bureau of Land Management
(Name of Claimant)
Box 430; Salmon, Idaho 83467 Telephone No. (208) 756-2201
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) March 22, 1961

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
groundwater tributary to Salmon River R 7-27-83

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	[cfs, af]	Use	[Domestic, Irrigation, Stock, Etc.]	[Both dates inclusive]	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.01 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>05/01</u>	To <u>10/31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

- (4) .01 cfs TOTAL QUANTITY USED.

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NE ¼, Sec. 7 Twp. 12N. Rge. 19E. B.M., County of Custer
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Water is pumped from a well by hand.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12N	19E	7			X														

No. of acres

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is used for domestic purposes at a campsite.

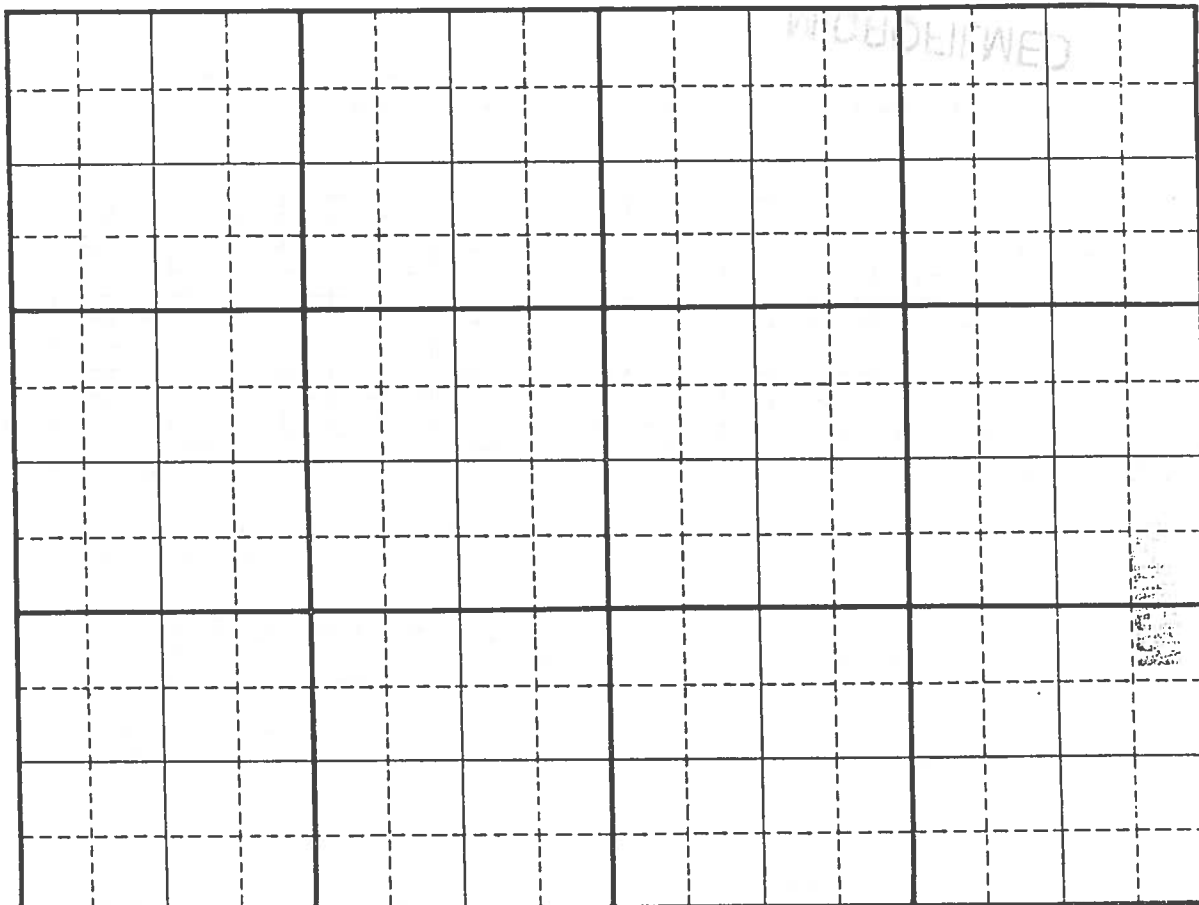
NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

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(8) Remarks _____ Project Name: Bayhorse Well
JDR File Number: 0365



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

See attached map.

State of Idaho)
County of Zemmi) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 25 day of May, 1983.

Kenneth L. Walker
(Claimant) DISTRICT MANAGER

Donald Simpson
Notary Public
Residing at Salt Lake, Idaho

My commission expires 9/12/83

ID-910-BP3-0003

FOR DEPARTMENT USE ONLY

Received by CW SAC Date 6/7/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JP Date 7-27-83
\$30.00 fee received by JP Date 9-1-83 #32644
Published in Custer Publishing Co
Dates 10/60 & 10/27/83

A. AJ CLAIM: # A72-04199 PRIORITY DATE: 03-01-1961 STAGE: 8-5
B. WR RECORD: # 72-04199 PRIORITY DATE: 03-22-1961 STAGE: S

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

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

NOTES: Recommend WR recorded priority date

RECOMMENDED PRIORITY DATE:

03-22-1961

REVIEWED BY

RF

DATE

02-01-94

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NOV 17 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY	CUSTER
A72-04199	12N	19E	7		SW	NE			

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A72-16020 NONE
WR RECORDS IN SAME 40 ACRE TRACT
72-07491

SOURCE: WELL

TRIB: ~~SALMON RIVER~~

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY	CUSTER
72-04199	12N	19E	7		SW	NE			

OTHER WR RECORDS WITH SAME WR POD
AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
72-07491 A72-16010 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	<u>N</u>

NOTES:

recommend POD as claimed

the acre tract confirmed on 00 u-24

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A. ROOT WATER RIGHT NUMBERS: A72-04199

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12N	19E	7	SW	NE		US DEPT OF INTERIOR	A72-04199 /	72-04199 /			
			SW	NE		US DEPT OF INTERIOR	A72-16010 /	- /			
			SW	NE		US DEPT OF INTERIOR	A72-16020 /	- /			
			SW	NE	4	PETERSEN RANCH TRUST	A72-04077 / 2.0	- /			
			SW	NE	4	PETERSEN RANCH TRUST	R72-04077 / 2.0	- /			
			SW	NE		STATE OF IDAHO	72-07491 /	- /			
12N	19E	7	SW	NE		US DEPT OF INTERIOR	A72-04199 /	72-04199 /			
			SW	NE		US DEPT OF INTERIOR	A72-16010 /	- /			
			SW	NE		US DEPT OF INTERIOR	A72-16020 /	- /			
			SW	NE	4	PETERSEN RANCH TRUST	A72-04077 / 2.0	- /			
			SW	NE	4	PETERSEN RANCH TRUST	R72-04077 / 2.0	- /			
			SW	NE		STATE OF IDAHO	72-07491 /	- /			
TOTAL ACRES							A72-04199				

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

C. FIELD EXAM REQUIRED? DATABASE Y FIELD EXAMINER POU COUNTY: CUSTER

DUE TO POU DISCREPANCY? (Y/N) Y A

PRESUMPTION FLAG:

NOTES:

Recommend POU as claimed
A72-16010 - via stream use
A72-16020 - disallow, statutory claim represents first use of well
R72-04077 - claims surface water power

RECOMMENDATIONS:

TOTAL ACRES:
REVIEWED BY: PT DATE: 02-01-94

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A. AJ CLAIMED USES:

PURPOSES
A72-04199 DOMESTIC

MONTH/DAY
FROM ~~01-01~~ TO ~~12-31~~ **05-01-10-31** DIVERSION QUANTITY
TOTAL DIVERSION RATE/VOLUME CLAIMED .010 CFS
.010 CFS

B. WR RECORDED USES:

PURPOSES
72-04199 DOMESTIC MONTH/DAY
FROM 05-01 TO 10-31 DIVERSION QUANTITY
TOTAL DIVERSION RATE/VOLUME CLAIMED .010 CFS
.010 CFS

PRESUMPTION FLAG:

C. 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)	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

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

NOTES:

Recommend WR period of use

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NOV 17 1994

Water Right Number - R72-04199

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** 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

State- ID Zip- 837091657

Phone - 208-373-4000

*** K - ALSO KNOWN AS ***

BLM

1 -

2 -

3 -

City- X

State- ID Zip- 0

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/22/1961 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name
12N 19E 7 SW SW NE 5 (37) CUSTER+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 05/01 10/31 0.010+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.010 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
12N 19E 7 SW NE 5 43 DOMESTIC (37) CUSTER

+ - - Diversion Means - WELL

+ - - Non-Irrigation Use - CAMPGROUND

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

EXP

BLM RECORD ID = 7204588152

SOURCE IS ALSO KNOWN AS BAYHORSE WELL.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.*Shape up dated to
Campground**See
10/2/00*

Water right number - R72-04199

Prefix Translation: RESEARCH

+ - - - - Conditions of Approval - - - - - +

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 02/18/94 FRAZEE 02/22/94 FOSTER 09/11/96 NM-SHAFF 10/11/96 AO-SHAFF 04/14/97 KCHRISTE
04/21/97 NU-DSHAF 06/15/00 DSHAFF

+ - - - - 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
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-