



A7207242

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: 1982-10-01
IDWR NUMBER: 7207242
BLM NUMBER: 7204588222
BASIS OF CLAIM: PERMIT
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
----- SPRING	----- RED LAKE

DESCRIPTION OF DIVERSION WORKS

PIPE, TROUGH

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE 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

311 RANGE CATTLE

				POINT OF DIVERSION			
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
-----	-----	-----	-----	-----	-----	-----	-----
12N	19E	36		SE	SW	00	CUSTER

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
11N	19E	01	NW	NW	00	CUSTER	YES	0.0
11N	19E	01	NW	NW	00	CUSTER	YES	0.0
TOTAL ACRES IRRIGATED:								0.0

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BLM NUMBER: 7204588222

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TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 1 1994

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

DATE: 02/23/94
PAGE: 1

pt 3-22

PRIORITY	WATER USE	USE PERIOD	DIVERSION	DIVERSION
DATE		FROM	RATE	VOLUME
		TO		
10/03/1982	STOCKWATER	01-01 12-31	0.02 CFS	
	WIDLIFE	01-01 12-31	0.02 CFS	

TOTAL DIVERSION: 0.02 CFS

Tributary to: SINKS

Stage: LICENSE

T12N R19E S36

NESESH

CUSTER County

Place of use Legal Description for: STOCKWATER

[illegible]

Place of use Legal Description for: WILDLIFE

[illegible]

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 311 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 = 7204588222

Dates: **Exam Made Date:**

Verified Date:

Misc: **Water District Number:**

Field Inspection Flag:
Presumption Flag:

Audit: 02/23/94 FOSTER

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07242

Priority: October 3, 1982

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.0 AF

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 1, 1982; and
has submitted Proof of Beneficial Use on May 3, 1988. An examination indicates
that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	05/16 to 06/15	0.02 CFS	0.1 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	0.9 AF
	Totals	0.02 CFS	1.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESESW , Sec. 36, Township 12N, Range 19E
CUSTER County

PLACE OF USE: STOCKWATER
TWN RGE SEC

12N 19E 36 SESW

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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FEB 05 1993

State of Idaho
Department of Water Resources

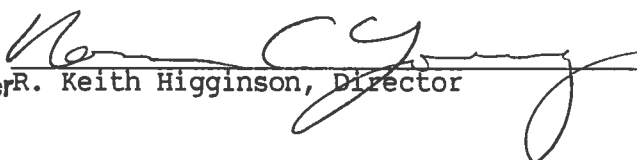
WATER RIGHT LICENSE

WATER RIGHT NO. 72-07242

CONDITIONS/REMARKS:

5. This right, when considered with all 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.
6. Stockwater use is for 50 range cattle.
7. Two points of diversion are located within NESESW, S36, T12N, R19E.
8. Source known locally as State Section Spring.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 30TH day of DECEMBER, 1992


Acting for R. Keith Higginson, Director

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FEB 05 1993

State of Idaho
Department of Water Resources

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DEC 14 1992

Department of Water Resources

APPROVED

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 72-07242

Date of Priority: October 3, 1982

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.0 AF

Comes now
US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 72-07242, and requests that the permit be changed as follows:

Source: SPRING

tributary to SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	05/16 to 06/15	0.02 CFS	0.1 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	0.9 AF
	Totals	0.02 CFS	1.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESESW , Sec. 36, Township 12N, Range 19E
CUSTER County

PLACE OF USE: STOCKWATER
TWN RGE SEC

12N 19E 36 SESW

PLACE OF USE: WILDLIFE, same as STOCKWATER use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Salmon, Idaho, this 9th day of December, 1992.

Robert W. Haddmann
(Signature)

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APPROVED

FEB 05 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 72-07242

FOR DEPARTMENT USE ONLY

Preliminary check by CS Fee = \$20.00 Receipted by [Signature] # 0076280 Date 12-15-92

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 72-07242 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right, when considered with all 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.
6. Stockwater use is for 50 range cattle.
7. Two points of diversion are located within NESESW, S36, T12N, R19E.
8. Source known locally as State Section Spring.

Witness my hand this 30TH day of DECEMBER, 1992

[Signature]
Acting for R. Keith Higginson, Director

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FEB 05 1993

A. AJ CLAIM: # A72-07242 PRIORITY DATE: 10-01-1982 STAGE: P
B. WR RECORD: # 72-07242 PRIORITY DATE: 10-03-1982 STAGE: L

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

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

NOTES: Recommend priority date be claimed
permit lapses and was reinstated prior to licensing
basis of claim is licenses

RECOMMENDED PRIORITY DATE:

10-01-1982

REVIEWED BY

RF

DATE

02-09-94

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-07242	12N	19E	36		SE	SW		CUSTER

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

MR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: SPRING

TRIB: RED LAKE

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-07242	12N	19E	36	NE	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: SINKS

C. FIELD EXAM REQUIRED?

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

NOTES:

~~POD~~ claimed as licensed

ten acre tract confirmed on OQ 4-75
reconmend source + tributary as licensed, confirmed on
OQ 4-75

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:						DIVERSION NAME	
TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY	
12N	19E	36	NE	SE	SW	Custer	
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—
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—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—
SOURCE: <u>Spring</u>							
TRIB: <u>Sinks</u>							

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B. POU LISTING

FIELD	RECOMM.
EXAM.	ACRES

~~12W 19E 1~~	~~MM~~	~~MT~~	US DEPT OF INTERIOR	A72-07242	/	/
~~12W 19E 36~~	~~SE SW~~					
~~14W 19E 1~~	~~MM~~	~~MM~~	US DEPT OF INTERIOR	A72-07242	/	/
~~12W 19E 36~~	~~SE SW~~					
TOTAL ACRES				A72-07242		

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

FIELD
EXAMINER N

POU COUNTY: CUSTER

PRESUMPTION FLAG:

NOTES:

Recommend you as licensed claimed you to prior to amendment and licensing in 1992.

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

02-99-94

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A. AJ CLAIMED USES:

PURPOSES
A72-07242 STOCKWATER
A72-07242 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
72-07242 STOCKWATER
72-07242 WILDLIFE

MONTH/DAY
FROM 05-16 TO 06-15
FROM 01-01 TO 12-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
.020 CFS
.020 CFS
.90 AF/A
1.00 AF/A

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?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

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

NOTES:

Recommend a licensed period of use
non-irrigation use includes wildlife, variable amount
recommended diversion quantity as claimed, licensed diversion
volume was not claimed

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