RB 4-16-97

RIGHTS FROM: SOURCE: SPRING TRIBUTARY: FOX CREEK

RIGHT NUMBER: 72-12101

NAME & ADDRESS:
UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING TRIBUTARY: FOX CREEK

QUANTITY: 0.02 CFS

PRIORITY DATE: 01/01/1879

****
* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. *
*
* THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW *
* WITH AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN *
* EXECUTIVE ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC *
* WATER RESERVE 107. *
****

POINT OF DIVERSION: T09N R18E S10 NWNWSW Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within CUSTER County
T09N R18E S10 NWSW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM RECORD ID = 7204580169
STOCKWATER, 122 RANGE CATTLE

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	01/01/1879	STOCKWATER	01-01	12-31	0.02 CFS	
					TOTAL DIVERSION:	0.02 CFS	

Water Source: SPRING Tributary to: FOX CREEK Stage: BENEFICIAL USE

Point(s) of Diversion: T09N R18E S10 NWNWSW CUSTER County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
	NENE	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	Lt Ac	Lt Ac	Lt Ac
09N 18E 10											S					

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 122 RANGE CATTLE; WILDLIFE VAR. AMT. EXP

Other Rights: WATER FEDERALLY RESERVED, SEE REMARKS

Conditions of Approval:

D01 - **
- * 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. *
- * *
- * THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW *
- * WITH AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN *
- * EXECUTIVE ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC *
- * WATER RESERVE 107. *
- **

Remarks: EXP BLM RECORD ID = 7204580169

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

N11
N13

RECEIVED
MAR 03 1997
Department of Water Resources

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM for Water Right number:

A72-12101
A72-12102

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: 7204580169

SOURCE:

Source	Tributary
SPRING	FOX 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: 1/1/1879

POINT of DIVERSION:

Twnship	Range	Section	T1	T2	T3	LOT	within the	County of
09N	18E	10	NW	NW	SW			CUSTER

PURPOSE and PERIOD OF USE:

Purpose of Use	Period of Use (from)	Period of Use (to)	Rate in CFS	or Volume in Ac
04	0101	1231	0.02	0
16	0101	1231	0.01	0

CONSUMPTIVE USE: *de minimis* stockwater use DATE: 01-Mar-97 2:42 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
16	09N	18E	10	NW	SW	0		CUSTER
04	09N	18E	10	NW	SW	0		CUSTER
16	09N	18E	10	NW	SW	0		CUSTER

A7212101

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 AND FEDERAL 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: 1879-01-01
(RESERVED..... 1926-04-17)
AGENCY NUMBER: 7204580169
BLM NUMBER: 7204580169
BASIS OF CLAIM: BENEFICAL USE
(SUBSEQUENT FEDERAL RESERVE)
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
SPRING	FOX CREEK

DESCRIPTION OF DIVERSION WORKS

UNDEVELOPED SPRING

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

STOCKWATER, 122 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION

TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
09N	18E	10	NW	NW	SW	00	CUSTER

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED OWNED	ACRES
09N	18E	10	NW	SW	00	CUSTER	YES	0.0
09N	18E	10	NW	SW	00	CUSTER	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

MICROFILMED
NOV 02 1994

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

WATER FEDERALLY RESERVED, SEE REMARKS

REMARKS

RESERVED - EXECUTIVE ORDER DATED APR 17, 1926 PWR NO. 107

WATER RIGHT NUMBER - A72-12101 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -

*** 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 STATE- DC ZIP- 200440663
PHONE - 202-272-4134

*** C - CURRENT OWNER ***
US DEPT OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 3380 AMERICANA TERRACE
CITY- BOISE STATE- ID ZIP- 83706
PHONE - 208-334-1401

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

1 -
2 -
3 -
CITY- X STATE- ID ZIP- 0
PHONE -

PRIORITY DATE: 01/01/1879
REGION: 17 SOUTHERN
STAGE: J - BENEFICIAL USE
STATUS:
SOURCE: SPRING
TRIBUTARY: FOX CREEK

POINT OF DIVERSION

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	DIVERSION NAME
09N	18E	10	NW NW SW			(37) CUSTER	

WATER USE

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
04	STOCKWATER	01/01	12/31	0.010	
16	WILDLIFE	01/01	12/31	0.010	

TOTAL DIV. RATE: 0.010
TOTAL DIV. VOLUME:
TOTAL DIV. CAPACITY:
TOTAL CONSUMPTIVE USE: 0.0
KW USAGE:

PLACE OF USE

TWN	RNG	SEC	TRACT	LOT	ACRES	CODE	DESCRIPTION	COUNTY
09N	18E	10	NW SW			04	STOCKWATER	(37) CUSTER
09N	18E	10	NW SW			16	WILDLIFE	(37) CUSTER

DIVERSION MEANS - SPRING

NON-IRRIGATION USE - STOCKWATER, 122 RANGE CATTLE; WILDLIFE VAR. AMT.

OTHER RIGHTS FOR SAME USE - WATER FEDERALLY RESERVED, SEE REMARKS

WATER RIGHT NUMBER - A72-12101 PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - REMARKS - +

BLM RECORD ID = 7204580169
RESERVED - EXECUTIVE ORDER DATED APR 17, 1926 PWR NO. 107

+ - OLD WATER RIGHT NUMBERS - +

NO OLD WATER RIGHT NUMBERS FOUND.

+ - CONDITIONS OF APPROVAL - +

NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 06/13/93 AJCTR

+ -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
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

BOWERY PEAK
72091810-2

"Verified By"
Topo Map/Ortho-PQ
Aerial Map
Water Master Records
Notes
Plat
Comments (Remarks)
Legal
Management
Records
Water Records

VERIFIED
JUN 16 1994

DATA ENTRY
ENTERED _____
CHECKED _____

CERTIFIED
JUN 28 1994
WATER EXAMINER