

AJ5809NP  
No. R72-13421

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/17/97  
PAGE: 42

| OWNER<br>CODE    | NAME & ADDRESS                          | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>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: PECKS CANYON

Stage: BENEFICIAL USE

Point(s) of Diversion: T09N R20E S02 SESENE

CUSTER County

Place of use Legal Description for: STOCKWATER

|     |     |   |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |
| 09N | 20E | 2 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |
|     |     |   | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |

POU County: CUSTER

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 STOCKWATER, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.  
BLM RECORD ID = 7204580890

Dates: Exam Made Date: Verified Date: 04/11/1997 Objection Filed Date:

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

VERIFIED BY *J* 4/17/97

APR-10-1997  
0037

1

RIGHT NUMBER: 72-13421

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

SOURCE: SPRING TRIBUTARY: PECKS CANYON

QUANTITY: 0.02 CFS  
0101 078

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 R20E S02 SESENE Within CUSTER County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE                    | PERIOD OF USE | QUANTITY |
|----------------------------|-----------------------------------|---------------|----------|
|                            | STOCKWATER STOCKWATER, 1810 RANGE | 01-01 12-31   | 0.02 CFS |
|                            | STOCKWATER                        | 01/01 12/31   | 0101 078 |
|                            | WIKOKE                            |               | 0101 078 |

PLACE OF USE: STOCKWATER Within CUSTER County  
T09N R20E S02 SENE  
WIKOKE Within CUSTER County  
T09N R20E S02 SENE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

4/11/97

MAR 03 1997

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM

for Water Right number: Department of Water Resources

A72-13421

A72-13422

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:

7204580890

SOURCE:

|        |              |
|--------|--------------|
| Source | Tributary    |
| SPRING | PECKS CANYON |

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:

|          |       |         |    |    |    |     |            |           |
|----------|-------|---------|----|----|----|-----|------------|-----------|
| Twntship | Range | Section | T1 | T2 | T3 | LOT | within the | County of |
| 09N      | 20E   | 2       | SE | SE | NE |     |            | 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        | 0.01 | 0            |

CONSUMPTIVE  
USE:

de minimis stockwater use

DATE:

01-Mar-97 2:45 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        | 09N  | 20E | 2   | SE | NE | 0   |            | CUSTER    |
| 16        | 09N  | 20E | 2   | SE | NE | 0   |            | CUSTER    |



A7213421

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: 7204580890  
BLM NUMBER: 7204580890  
BASIS OF CLAIM: BENEFICIAL USE  
(SUBSEQUENT FEDERAL RESERVE)  
BASIN NUMBER: 72

| SOURCE | TRIBUTARY TO |
|--------|--------------|
| -----  | -----        |
| SPRING | PECKS CANYON |

DESCRIPTION OF DIVERSION WORKS  
-----  
UNDEVELOPED SPRING

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>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, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.

| POINT OF DIVERSION |     |     |        |        |        |     |        |
|--------------------|-----|-----|--------|--------|--------|-----|--------|
| TWP                | RNG | SEC | TRACT1 | TRACT2 | TRACT3 | LOT | COUNTY |
| ---                | --- | --- | ---    | ---    | ---    | --- | ---    |
| 09N                | 20E | 02  | SE     | SE     | NE     | 00  | CUSTER |

| PLACE OF USE |     |     |        |        |     |        | IRRIGATED |       |
|--------------|-----|-----|--------|--------|-----|--------|-----------|-------|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED     | ACRES |
| ---          | --- | --- | ---    | ---    | --- | ---    | ---       | ---   |
| 09N          | 20E | 02  | SE     | NE     | 00  | CUSTER | YES       | 0.0   |
| 09N          | 20E | 02  | SE     | NE     | 00  | CUSTER | YES       | 0.0   |

TOTAL ACRES IRRIGATED: 0.0

NOV 01 1994

BLM NUMBER: 7204580890

PAGE: 2

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 - A72-13421      PREFIX TRANSLATION: ADJUDICATION CLAIM      OLD (D) NUMBER -

+ - - - - - 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      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 - - +      + - - - REGION - - - +      + - - - STAGE - - - +      + - - - STATUS - - - - +  
01/01/1879      17 SOUTHERN      J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - +      + - - - - - TRIBUTARY - - - - - +  
SPRING      PECKS CANYON

+ - - - - - POINT OF DIVERSION - - - - - +  
TWN      RNG      SEC      TRACT      LOT      RFLG      COUNTY      DIVERSION NAME  
09N      20E      2      SE SE NE      (37)      CUSTER

| 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 - +      + - TOTAL DIV. VOLUME - +      + - TOTAL DIV. CAPACITY - +      + - TOTAL CONSUMPTIVE USE - +      + - KW USAGE - +  
0.010      0.0

| TWN | RNG | SEC | TRACT | LOT | ACRES | PLACE OF USE CODE | DESCRIPTION | COUNTY       |
|-----|-----|-----|-------|-----|-------|-------------------|-------------|--------------|
| 09N | 20E | 2   | SE NE |     |       | 04                | STOCKWATER  | (37 ) CUSTER |
| 09N | 20E | 2   | SE NE |     |       | 16                | WILDLIFE    | (37 ) CUSTER |

+ - - DIVERSION MEANS - SPRING  
  
+ - - NON-IRRIGATION USE - STOCKWATER, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.  
  
+ - - OTHER RIGHTS FOR SAME USE - WATER FEDERALLY RESERVED, SEE REMARKS

WATER RIGHT NUMBER - A72-13421

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - REMARKS - - - - -  
BLM RECORD ID = 7204580890  
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    | -       |

Horse Basin  
72092002-3

DATA ENTRY  
ENTERED  
CHECKED

72092

72092

"Verified By"  
Tenn...  
A...  
W...  
N...  
F...  
C...  
O...  
W...  
P...  
IDWR Records

VERIFIED  
JUN 15 1994

CERTIFIED  
JUN 28 1994  
WATER EXAMINER