

RECEIVED

MAR 03 1997

In Re SRBA

AMENDED NOTICE of CLAIM
for Water Right number:

Case No. 39576

A72-14865

Department of Water Resources

A72-14866

United States of America acting through
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

BLMIDENT:

7204581615

NAME and
ADDRESS:

SOURCE:

Source	Tributary
SPRING	BIRCH 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
11N	18E	9	NE	SW	SW			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 2:47 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	11N	18E	9	SW	SW	0		CUSTER
16	11N	18E	9	SW	SW	0		CUSTER

APR-09-1997
0001

1

RIGHT NUMBER: 72-14865

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: SPRING ^{0.02} TRIBUTARY: BIREN CREEK

QUANTITY: 01/01 EFS

PRIORITY DATE: 01/01/1979

POINT OF DIVERSION: 711N R1BE S09 NE34SW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER
~~WINDMILL~~

NI

PERIOD OF USE
01/01 12/31
01/01 12/31

QUANTITY
01/01 EFS
01/01 EFS

PLACE OF USE: STOCKWATER 711N R1BE S09 WITHIN CUSTER COUNTY SW34
~~WINDMILL~~ 711N R1BE S09 WITHIN CUSTER COUNTY SW34

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

EXP (AKO) BLM RECORD ID = 7204581615
RECOMMENDED AS RIGHT NO. 72-07144.
BLM RECORD ID # 7204581615
RESERVED / EXECUTIVE ORDER DATED APR 27/ 1926 PWR NO. 107

EXPLANATORY MATERIAL: BASIS OF CLAIM - ~~DISALLOWED~~
BENEFICIAL USE J

See
1/11/97

DATA ENTERED BY See
DATE 4-14-97



A7214865

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: 7204581615
BLM NUMBER: 7204581615
BASIS OF CLAIM: BENEFICIAL USE
(SUBSEQUENT FEDERAL RESERVE)
BASIN NUMBER: 72

SOURCE

SPRING

TRIBUTARY TO

BIRCH 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, 538 RANGE CATTLE, 6 HORSES; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
11N	18E	09	NE	SW	SW	00	CUSTER

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED OWNED	ACRES
11N	18E	09	SW	SW	00	CUSTER	YES	0.0
11N	18E	09	SW	SW	00	CUSTER	YES	0.0

TOTAL ACRES IRRIGATED:

NOV 01 1994

BLM NUMBER: 7204581615

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

APPROVED BY
DATE
BY

NOV 10 1964

AJ0729NP
No. A72-14865

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/16/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706 (208) 334-1401	01/01/1879	STOCKWATER WILDLIFE	01-01 12-31 01-01 12-31	0.01 CFS 0.01 CFS	
TOTAL DIVERSION:					0.01 CFS	

Water Source: SPRING

Tributary to: BIRCH CREEK

Status LI (Disallow)

Stage: BENEFICIAL USE

Point(s) of Diversion: T11N R18E S09 NESWSW

CUSTER County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE											
T	R	S	: Lt Ac	NENE	NWNE	SWNE	SENE	: Lt Ac	NENW	NWNW	SWNW	SENW	: Lt Ac	NESW	NWSW	SWSW	SESW	: Lt Ac	NESE	NWSE	SWSE	SESE	:
11N	18E	9	:					:					:					:					:

Place of use Legal Description for: WILDLIFE

NE				NW				SW				SE											
T	R	S	: Lt Ac	NENE	NWNE	SWNE	SENE	: Lt Ac	NENW	NWNW	SWNW	SENW	: Lt Ac	NESW	NWSW	SWSW	SESW	: Lt Ac	NESE	NWSE	SWSE	SESE	:
11N	18E	9	:					:					:					:					:

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 538 RANGE CATTLE, 6 HORSES; WILDLIFE VAR. AMT.

Other Rights: WATER FEDERALLY RESERVED, SEE REMARKS

Remarks: BLM RECORD ID = 7204581615
~~RESERVED - EXECUTIVE ORDER DATED APR 17, 1926 PWR NO. 107~~

Dates: Exam Made Date: Verified Date:

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

Remark: Recommended as right no. 72-07144. (PØ6)

Code: PØ6

Comment: diense 72-07144 is evidence of the first use of the
claimed source.

NOV 01 1994
MICROFILMED

S.W. Kean
2-16-94

AJ0743NP
(00-124)

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

02/17/94 10:10:44
Page 1

Water Right Number - R72-14865

Prefix Translation: RESEARCH

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

Phone - 202-272-4134

State- DC Zip- 200440663

*** C - CURRENT OWNER ***

US DEPT OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT

2 - IDAHO STATE OFFICE

3 - 3380 AMERICANA TERRACE

City- BOISE

Phone - 208-334-1401

State- ID Zip- 83706

*** K - ALSO KNOWN AS ***

BLM

1 -

2 -

3 -

City- X

Phone -

State- ID Zip- 0

+ - - Priority Date - - +

01/01/1879

+ - - Region - - - +

17 SOUTHERN

+ - - Stage - - - +

+ - - Status - - - +

1 - DISALLOWED

+ - - Source - - - - - +

SPRING

+ - - Tributary - - - - - +

BIRCH CREEK

+ - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

11N 18E 9 NE SW 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 - + + - Total Div. Volume - +

0.010

+ - Total Consumptive Use - + + - KW Usage - +

0.0

+ - - Place of Use - - - - - +

Twn Rng Sec Tract Lot Acres Code Description County

11N 18E 9 SW SW 04 STOCKWATER (37) CUSTER

11N 18E 9 SW SW 16 WILDLIFE (37) CUSTER

Total Acres:

+ - - Diversion Means - SPRING

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SWK
de

Water right number - R72-14865

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - STOCKWATER, 538 RANGE CATTLE, 6 HORSES; WILDLIFE VAR. AMT.

+ - - Other Rights for Same Use - WATER FEDERALLY RESERVED, SEE REMARKS

+ - - - - - Remarks - - - - - +
BLM RECORD ID = 7204581615
RECOMMENDED AS RIGHT NO. 72-07144.

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

+ - - - - - Conditions of Approval - - - - - +
P06 - RECOMMENDED AS RIGHT NO. _____: This is included for a
- claim that is PROPOSED to be disallowed because the right claimed
- is recommended pursuant to another right. The remark indicates
- the water right number of the OTHER right that is proposed to be
- recommended. If you are not mailed a notice of the recommendation
- of the OTHER right, then the OTHER right is recommended in
- another claimant's name.

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

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

+ - - Audit Fields - - +
02/17/94 FRAZEE

+ - - - - - 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	-

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AJ5809NP
NO. A72-14865

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/01/93
PAGE: 51

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706 (208) 334-1401	01/01/1879	STOCKWATER WILDLIFE	01-01 12-31 01-01 12-31	0.01 CFS 0.01 CFS	
TOTAL DIVERSION:					0.01 CFS	

WATER SOURCE: SPRING
TRIBUTARY TO: BIRCH CREEK
STAGE: BENEFICIAL USE
CUSTER COUNTY

POINT(S) OF DIVERSION: T11N R18E S09 NESWSW

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
11N	18E	9														

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE

	NE				NW				SW				SE			
T	R	S	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC
11N	18E	9														

POU COUNTY: CUSTER

NON-IRRIGATION USES: STOCKWATER, 539 RANGE CATTLE, 6 HORSES; WILDLIFE VAR. AMT.

OTHER RIGHTS: WATER FEDERALLY RESERVED, SEE REMARKS

REMARKS: BLM RECORD ID = 7204581615
RESERVED - EXECUTIVE ORDER DATED APR 17, 1926 PWR NO. 107

DATES: EXAM MADE DATE: VERIFIED DATE:

MISC: WATER DISTRICT NUMBER: FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

Bald Mountain
7211809-5

DATA ENTRY
ENTERED _____
CHECKED _____

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
AUG 26 1994

CERTIFIED
AUG 27 1994
WATER EXAMINER