

Re SRBA

Case No. 39576

NAME and
ADDRESS:

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

AMENDED NOTICE of CLAIM
for Water Right number:

A72-15289

A72-15290

RECEIVED

MAR 03 1997

Department of Water Resources

BLMIDENT:

7204581836

SOURCE:

Source	Tributary
SPRING	GARDEN 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:

Twtnship	Range	Section	T1	T2	T3	LOT	within the	County of
13N	18E	3	NW	NE	NW			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 2:48 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	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	13N	18E	3	NE	NW	0		CUSTER
16	13N	18E	3	NE	NW	0		CUSTER

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: APR-16-1997
PAGE: A-28

RIGHTS FROM: SOURCE: SPRING TRIBUTARY: GARDEN CREEK

RIGHT NUMBER: 72-15289

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

SOURCE: SPRING TRIBUTARY: GARDEN 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: T13N R18E S03 NWNEW 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
T13N R18E S03 NENEW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM RECORD ID = 7204581836
ALSO RECOMMENDED AS RIGHT NO. 72-02214.
STOCKWATER, 431 RANGE CATTLE; WILDLIFE VAR. AMT.

✓ 18

APR-09-1997
0022

1

RIGHT NUMBER: 72-15289

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 ✓ TRIBUTARY: GARDEN CREEK ✓

QUANTITY: 01/01 CFS .02

PRIORITY DATE: 01/01/1979 ✓

POINT OF DIVERSION: 713M R18E S03 ✓ NNNNN Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER ✓	01/01 12/31 ✓	01/01 CFS .02
	WIKWIFE	01/01 12/31	01/01 CFS

PLACE OF USE: STOCKWATER 713M R18E S03 ✓ WITHIN CUSTER COUNTY NNNN ✓
WIKWIFE 713M R18E S03 WITHIN CUSTER COUNTY NNNN

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

ALSO BLM RECORD ID = 7204581836
RECOMMENDED AS RIGHT NO. 72-02214.
BLM RECORD ID # 7204581836
RESERVED / EXECUTIVE ORDER DATED APR 17, 1926 PWR NO. 197

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

DX

1001

Water Right Number - R72-15289

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

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 - - - +

+ - - Status - - - +
I - DISALLOWED

+ - - - - Source - - - - - +
SPRING

+ - - - - Tributary - - - - - +
GARDEN CREEK

Point of Diversion						
Twn	Rng	Sec	Tract	Lot	Rflg	County
13N	18E	3	NW NE NW		(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 - + 0.010 + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - + 0.0

Place of Use							Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code		
13N	18E	3	NE NW			04	STOCKWATER	(37) CUSTER
13N	18E	3	NE NW			16	WILDLIFE	(37) CUSTER

Total Acres:

+ - - Diversion Means - SPRING

+ - - Non-Irrigation Use - STOCKWATER, 431 RANGE CATTLE; WILDLIFE VAR. AMT.

[Handwritten Signature]
1-24-95

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

Water right number - R72-15289

Prefix Translation: RESEARCH

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

+	Remarks
~~BLM RECORD ID = 7204581836~~ ✓ RECOMMENDED AS RIGHT NO. 72-02214.	

+-----Old Water Right Numbers-----+

✓ 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

Date: 01/24/1995 User Id: DSHAFF Subject: DISALLOWED	Comments
SOME CONFUSION EXISTS ABOUT LOCATION OF WATER RIGHT REPRESENTED FOLLOWING CONCLUSION CLAIMS ARE FOR SAME DEVELOPMENT, FIRST USE	BY THIS CLAIM & A72-02214. SEE REVIEW OF A72-02214 FOR ANALYSIS. IS RECOGNIZED WITH 72-02214.

+ - Audit Fields - - +
01/24/95 DSHAFF

Adjudication Rights Dates and Flags Area			
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000
Claim Received Date	- 03/25/1993	Last Amended Date	- 00/00/0000
		Receipt Number	- X111111
		POU Ownership Flag	- Y
		Name Connector	-
		Civil Case Number	- 39576
		Old Case Number	-
		Old Judicial District	-
		Temporary Right	- P
		Water District	-
		Federal/State Indicator	- S
		Presumption Flag	-
		Notice of Error Flag	-

AJ5809NP
No. A72-15289

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/23/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR	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: GARDEN CREEK

Stage: ~~BENEFICIAL USE~~ **I**

Point(s) of Diversion:

T13N R18E S03

NWNEW

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	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac									
13N	18E	3	:	:	S	:	:	:	:	:	:	:	:		

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 Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac									
13N	18E	3	:	:	W	:	:	:	:	:	:	:	:		

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 431 RANGE CATTLE; WILDLIFE VAR. AMT.

Other Rights: WATER FEDERALLY RESERVED, SEE REMARKS

Remarks: BLM RECORD ID = 7204581836

~~RESERVED EXECUTIVE ORDER DATED APR 17, 1926 PMR NO. 107~~

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

SOME CONFUSION EXISTS ABOUT
LOCATION OF WATER RIGHT REPRESENTED
BY THIS CLAIM # A72-02214. SEE
REVIEW OF A72-02214 FOR ANALYSIS.
FOLLOWING CONCLUSION CLAIMS ARE
FOR SAME DEVELOPMENT, 1ST USE IS
RECOGNIZED WITH 72-02214.

D. Huff 1-24-95



A7215289

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: 7204581836
BLM NUMBER: 7204581836
BASIS OF CLAIM: BENEFICIAL USE
(SUBSEQUENT FEDERAL RESERVE)
BASIN NUMBER: 72

SOURCE

TRIBUTARY TO

SPRING

GARDEN 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, 431 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
13N	18E	03	NW	NE	NW	00	CUSTER

PLACE OF USE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
13N	18E	03	NE	NW	00	CUSTER	YES	0.0
13N	18E	03	NE	NW	00	CUSTER	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

BLM NUMBER: 7204581836

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

