RECEIVED
MAR 0 3 1997
Department of Water Resources

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM for Water Right number:

A72-15419
A72-15420

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: 7204581901

SOURCE:

Source	Tributary
POND	BIRCH CREEK

QUANTITY: 0 CFS or VOLUME: 2 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
13N	18E	26	SE	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	2
16	0101	1231	0	2

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	Twn	Rge	Sec	T1	T2	LOT	within the	County of
04	13N	18E	26	NE	NW	0		CUSTER
16	13N	18E	26	NE	NW	0		CUSTER

AJ5856NP

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

DATE: APR-16-1997
PAGE: A-1

RIGHTS FROM: SOURCE: POND TRIBUTARY: BIRCH CREEK

RIGHT NUMBER: 72-15419

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: POND TRIBUTARY: BIRCH CREEK

QUANTITY: 2.0 AFY

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 S26 SENENW Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01-01 12-31	2.0 AFY

PLACE OF USE: STOCKWATER Within CUSTER County
T13N R18E S26 NENW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM RECORD ID = 7204581901
STOCKWATER, 431 RANGE CATTLE; WILDLIFE VAR. AMT.

RIGHT NUMBER: 72-15419

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: POND TRIBUTARY: BIRCH CREEK

QUANTITY: 2.0 AFY

PRIORITY DATE: 01/01/1879

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* WATER RESERVE 107. *
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POINT OF DIVERSION: T13N R18E S26 SENENW Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER STOCKWATER, 431 RANGE C	01-01 12-31	2.0 AFY
WILDLIFE	01/01 12/31	2.0 AFY

PLACE OF USE:

STOCKWATER	Within CUSTER County
T13N R18E S26	NENW
WILDLIFE	WITHIN CUSTER County
T13N R18E S26	NENW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

A7215419

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: 7204581901
BLM NUMBER: 7204581901
BASIS OF CLAIM: BENEFICAL USE
(SUBSEQUENT FEDERAL RESERVE)
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
POND	BIRCH CREEK

DESCRIPTION OF DIVERSION WORKS

UNDEVELOPED SPRING

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER	0.000	2.00	0101	1231
WILDLIFE	0.000	2.00	0101	1231
TOTAL:	0.000 CFS	2.00 AF		

NON-IRRIGATION USES

STOCKWATER, 431 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION

TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
13N	18E	26	SE	NE	NW	00	CUSTER

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED OWNED	ACRES
13N	18E	26	NE	NW	00	CUSTER	YES	0.0
13N	18E	26	NE	NW	00	CUSTER	YES	0.0
TOTAL ACRES IRRIGATED:								0.0

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD 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	01-01	12-31		2.0 AFA
			WILDLIFE	01-01	12-31		2.0 AFA
				TOTAL DIVERSION:			2.0 AFA

WATER SOURCE: POND TRIBUTARY TO: BIRCH CREEK STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION: T13N R18E S26 SENENW 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
13N 18E 26					S											

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE

	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
13N 18E 26					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 = 7204581901
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:

Barhorse
72131826-3

DATA ENTRY
ENTERED _____
CHECKED _____

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Water Master Records
NAWF Fields
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
AUG 18 1994

CERTIFIED
AUG 27 1994
WATER EXAMINER