

RECEIVED

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM  
for Water Right number:

MAR 03 1997

A72-15503

A72-15504

Department of Water Resources

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:

7204581943

SOURCE:

|        |                |
|--------|----------------|
| Source | Tributary      |
| SPRING | BAYHORSE 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 |
|----------|-------|---------|----|----|----|-----|------------|-----------|
| 12N      | 18E   | 11      | NW | NE | 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 2:48 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        | 12N  | 18E | 11  | NE | NE | 0   |            | CUSTER    |
| 16        | 12N  | 18E | 11  | NE | NE | 0   |            | CUSTER    |

AJ5856NP

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

DATE: APR-16-1997

PAGE: A-3

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RIGHTS FROM: SOURCE: SPRING TRIBUTARY: BAYHORSE CREEK  
-----

RIGHT NUMBER: 72-15503

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: BAYHORSE 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: T12N R18E S11 NWNENE Within CUSTER County

| PURPOSE AND<br>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  
T12N R18E S11 NENE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE  
BLM RECORD ID = 7204581943  
STOCKWATER, 100 RANGE CATTLE; WILDLIFE VAR. AMT.

✓ Tg

APR-09-1997  
0048

1

RIGHT NUMBER: 72-15503

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: BAYHORSE CREEK

QUANTITY: 0.02 CFS  
01/01 12/31

PRIORITY DATE: 01/01/1879

\*\*\*\*\*  
\* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. \*  
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\* 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: T12N R18E S11 NWNENE Within CUSTER County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE                     | PERIOD OF USE | QUANTITY    |
|------------------------------------|---------------|-------------|
| STOCKWATER STOCKWATER, 100 RANGE C | 01-01 12-31   | 0.02 CFS    |
| STOCKWATER                         |               | 01/01 12/31 |
| WIKWIFE                            | 01/01 12/31   | 01/01 12/31 |

PLACE OF USE: STOCKWATER Within CUSTER County  
T12N R18E S11 NENE  
WIKWIFE Within CUSTER County  
T12N R18E S11 NENE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

12



A7215503

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: 7204581943  
BLM NUMBER: 7204581943  
BASIS OF CLAIM: BENEFICIAL USE  
(SUBSEQUENT FEDERAL RESERVE)  
BASIN NUMBER: 72

|        |                |
|--------|----------------|
| SOURCE | TRIBUTARY TO   |
| -----  | -----          |
| SPRING | BAYHORSE CREEK |

DESCRIPTION OF DIVERSION WORKS

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UNDEVELOPED SPRING

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD<br>FROM | OF USE<br>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

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STOCKWATER, 100 RANGE CATTLE; WILDLIFE VAR. AMT.

| POINT OF DIVERSION |     |     |        |        |        |     |        |
|--------------------|-----|-----|--------|--------|--------|-----|--------|
| TWP                | RNG | SEC | TRACT1 | TRACT2 | TRACT3 | LOT | COUNTY |
| ---                | --- | --- | ---    | ---    | ---    | --- | ---    |
| 12N                | 18E | 11  | NW     | NE     | NE     | 00  | CUSTER |

| PLACE OF USE |     |     |        |        |     |        | IRRIGATED |       |
|--------------|-----|-----|--------|--------|-----|--------|-----------|-------|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED     | ACRES |
| ---          | --- | --- | ---    | ---    | --- | ---    | ---       | ---   |
| 12N          | 18E | 11  | NE     | NE     | 00  | CUSTER | YES       | 0.0   |
| 12N          | 18E | 11  | NE     | NE     | 00  | CUSTER | YES       | 0.0   |

TOTAL ACRES IRRIGATED: . 0 1 1994 0.0

BLM NUMBER: 7204581943

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

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WATER FEDERALLY RESERVED, SEE REMARKS

REMARKS

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

AJ5809NP  
NO. A72-15503

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/93  
PAGE: 120

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

WATER SOURCE: SPRING

TRIBUTARY TO: BAYHORSE CREEK

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION:

T12N R18E S11

NWNE

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 |
| 12N | 18E | 11 | : | 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 |
| 12N | 18E | 11 | : | W  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

POU COUNTY: CUSTER

NON-IRRIGATION USES: STOCKWATER, 100 RANGE CATTLE; WILDLIFE VAR. AMT.

OTHER RIGHTS: WATER FEDERALLY RESERVED, SEE REMARKS

REMARKS: BLM RECORD ID = 7204581943  
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:

*Bayhorse*  
*72121811-1*

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 18 1994

CERTIFIED  
AUG 27 1994  
WATER EXAMINER