

1999 JUL 12 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 72-15775

NAME AND ADDRESS: USDI BLM
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

SOURCE: DARLING CREEK TRIBUTARY: CHALLIS CREEK
QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/28/1934

POINT OF DIVERSION: T14N R19E S06 SWNE (Instream Ending Point) Within Custer County
T15N R18E S24 NWSNW (Instream Beginning Point)

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Stockwater 01-01 TO 12-31 0.02 CFS

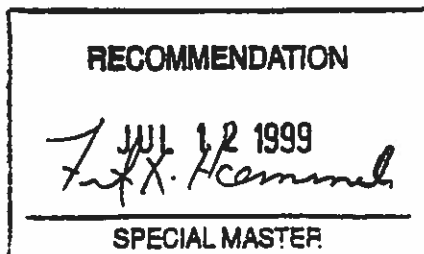
PLACE OF USE: Stockwater Within Custer County
T14N R19E S06 NENE
T15N R18E S24 NWSW
S25 SESW
NENW NESW
SESW SWSE
R19E S25 SENW
S31 SWNW NWSW
NESW SWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

AMENDED NOTICE of CLAIM
for Water Right number:

MAR 03 1997

In Re SRBA

Case No. 39576

A72-15775

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:

7204582109

SOURCE:

Source	Tributary
DARLING CREEK	CHALLIS 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:

Twntship	Range	Section	T1	T2	T3	LOT	within the	County of
15N	18E	24	NW	SW	NW	0	Add-beg	CUSTER
14N	19E	6	SW	NE	NE	0	Add-end	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 2:49 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	15N	18E	24	SW	NW	0	ditto	CUSTER
04	15N	18E	24	NW	SW	0	ditto	CUSTER
04	15N	18E	24	SW	SW	0	ditto	CUSTER
04	15N	18E	24	SE	SW	0	ditto	CUSTER
04	15N	18E	25	NE	NW	0	ditto	CUSTER
04	15N	19E	25	SE	NW	0	ditto	CUSTER
04	15N	18E	25	NE	SW	0	ditto	CUSTER
04	15N	18E	25	SE	SW	0	ditto	CUSTER
04	15N	18E	25	SW	SE	0	ditto	CUSTER
04	15N	19E	31	SW	NW	0	ditto	CUSTER
04	15N	19E	31	NW	SW	0	ditto	CUSTER
04	15N	19E	31	NE	SW	0	ditto	CUSTER
04	15N	19E	31	SW	SE	0	ditto	CUSTER
04	14N	19E	6	NW	NE	0	ditto	CUSTER
04	14N	19E	6	NE	NE	0	ditto	CUSTER

AJ5856NP

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

DATE: APR-15-1997
PAGE: A-7

RIGHTS FROM:	SOURCE: DARLING CREEK		TRIBUTARY: CHALLIS CREEK	
RIGHT NUMBER:	72-15775			
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:	DARLING CREEK		TRIBUTARY: CHALLIS CREEK	
QUANTITY:	0.02 CFS			
PRIORITY DATE:	01/01/1879			
POINT OF DIVERSION:	T15N R18E S24 T14N R19E S06		NWSWNW (INSTREAM BEGINNING POINT) Within CUSTER County SWNE (INSTREAM ENDING POINT)	
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER		PERIOD OF USE 01-01 12-31 QUANTITY 0.02 CFS	
PLACE OF USE:	STOCKWATER T14N R19E S06 T15N R18E S24 S25 R19E S25 S31		Within CUSTER County NENE SWNW NENW SENW SWNW NENE NWSW NESW NESW NWSW SWSE	
EXPLANATORY MATERIAL:	BASIS OF CLAIM - BENEFICIAL USE STOCKWATER, 1493 RANGE CATTLE BLM IDENT 7204582109			

AJ5809NP
No. R72-15775

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/08/97
PAGE: 29

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	01/01/1879	STOCKWATER WILDLIFE	01-01 12-31 01-01 12-31	0.02 CFS 0.01 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: DARLING CREEK.

Tributary to: CHALLIS CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T15N R18E S24
Point(s) of Ending Stream Reach: T14N R19E S06

NWSWNW
SWNE

CUSTER County
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	:
14N	19E	6	:	S		S														:
15N	18E	24	:							S				S	S	S				:
15N	18E	25	:					S						S		S				:
15N	19E	25	:							S								S		:
15N	19E	31	:							S				S	S				S	:

~~Place of use location for WILDLIFE is the same location as described for: STOCKWATER~~

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 1493 RANGE CATTLE; WILDLIFE VAR. AMT.

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

7204582109

N11
N13



A7215775

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 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
AGENCY NUMBER: 7204582109
BLM NUMBER: 7204582109
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
DARLING CREEK	CHALLIS CREEK

DESCRIPTION OF DIVERSION WORKS

IN-STREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD FROM	OF USE 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, 1493 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
15N	18E	12	NW	SW	SW	00	CUSTER

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
15N	18E	12	SW	SW	00	CUSTER	YES	0.0
15N	18E	13	NW	NW	00	CUSTER	YES	0.0

MICROFILMED

NOV 01 1994

15N	18E	13	SW	NW	00	CUSTER	YES	0.0
15N	18E	13	NW	SW	00	CUSTER	YES	0.0
15N	18E	24	SW	NW	00	CUSTER	YES	0.0
15N	19E	24	NW	SW	00	CUSTER	YES	0.0
15N	18E	24	SW	SW	00	CUSTER	YES	0.0
15N	18E	24	SE	SW	00	CUSTER	YES	0.0
15N	18E	25	NE	NW	00	CUSTER	YES	0.0
15N	18E	25	SE	NW	00	CUSTER	YES	0.0
15N	18E	25	NE	SW	00	CUSTER	YES	0.0
15N	18E	25	SE	SW	00	CUSTER	YES	0.0
15N	18E	25	SW	SE	00	CUSTER	YES	0.0
15N	19E	31	SW	NW	00	CUSTER	YES	0.0
15N	19E	31	NW	SW	00	CUSTER	YES	0.0
15N	19E	31	NE	SW	00	CUSTER	YES	0.0
15N	19E	31	SE	SW	00	CUSTER	YES	0.0
15N	19E	31	SW	SE	00	CUSTER	YES	0.0
14N	19E	06	NW	NE	00	CUSTER	YES	0.0
14N	19E	06	NE	NE	00	CUSTER	YES	0.0
15N	18E	12	SW	SW	00	CUSTER	YES	0.0
15N	18E	13	NW	NW	00	CUSTER	YES	0.0
15N	18E	13	SW	NW	00	CUSTER	YES	0.0
15N	18E	13	NW	SW	00	CUSTER	YES	0.0
15N	18E	24	SW	NW	00	CUSTER	YES	0.0
15N	19E	24	NW	SW	00	CUSTER	YES	0.0
15N	18E	24	SW	SW	00	CUSTER	YES	0.0
15N	18E	24	SE	SW	00	CUSTER	YES	0.0
15N	18E	25	NE	NW	00	CUSTER	YES	0.0
15N	18E	25	SE	NW	00	CUSTER	YES	0.0
15N	18E	25	NE	SW	00	CUSTER	YES	0.0
15N	18E	25	SE	SW	00	CUSTER	YES	0.0
15N	18E	25	SW	SE	00	CUSTER	YES	0.0
15N	19E	31	SW	NW	00	CUSTER	YES	0.0
15N	19E	31	NW	SW	00	CUSTER	YES	0.0
15N	19E	31	NE	SW	00	CUSTER	YES	0.0
15N	19E	31	SE	SW	00	CUSTER	YES	0.0
15N	19E	31	SW	SE	00	CUSTER	YES	0.0
14N	19E	06	NW	NE	00	CUSTER	YES	0.0
14N	19E	06	NE	NE	00	CUSTER	YES	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1879
REC'D 10 10 11

AJ5809NP
NO. A72-15775

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 14

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: DARLING CREEK

TRIBUTARY TO: CHALLIS CREEK

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION:

14 19 06
T15N R18E S12
24
NENE-E
NWSW
SWNW-B

CUSTER COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: STOCKWATER

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	LT	AC	LT	AC	:	LT	AC	LT	AC	:	LT	AC	LT	AC	:	LT	AC	LT	AC	:
14N	19E	6	:	S		S		:					:					:					:
15N	18E	12	:					:					:					:					:
15N	18E	13	:					:					:					:					:
15N	18E	24	:					:					:					:					:
15N	18E	25	:					:					:					:					:
15N	18E	24	:					:					:					:					:
15N	19E	31	:					:					:					:					:

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	LT	AC	LT	AC	:	LT	AC	LT	AC	:	LT	AC	LT	AC	:	LT	AC	LT	AC	:
14N	19E	6	:	W		W		:					:					:					:
15N	18E	12	:					:					:					:					:
15N	18E	13	:					:					:					:					:
15N	18E	24	:					:					:					:					:
15N	18E	25	:					:					:					:					:
15N	18E	24	:					:					:					:					:
15N	19E	31	:					:					:					:					:

POU COUNTY: CUSTER

NON-IRRIGATION USES: STOCKWATER, 1493 RANGE CATTLE; WILDLIFE VAR. AMT.

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582109
FIRST DATE OF BENEFICIAL USE - 1879

DATES: EXAM MADE DATE:

VERIFIED DATE:

MISC: WATER DISTRICT NUMBER:

FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

2
72-14-1906 Twin Peaks SE.
R-3

DATA ENTRY

ENTERED
CHECKED

VERIFIED
AUG 4 7 1994

CERTIFIED
AUG 28 1994
WATER EXAMINER

Verified By:
Topo Map
ASCS Map
Watermaster Records
HAPP Photos
Field Exam
Other (See Remark
County Records
Witness Statement
Project Records
EIR Records