

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 72-15778

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

SOURCE: GOOSEBERRY CREEK TRIBUTARY: MORGAN 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: T16N R19E S28 NENWNE (Instream Beginning Point) Within Custer County
S32 NWNENE (Instream Ending Point)

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

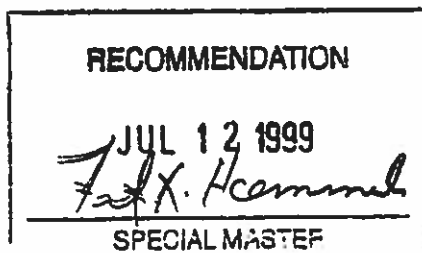
PLACE OF USE:	Stockwater		Within Custer County
	T16N R19E S28	NENE	NESW
	S29	SWSW	
	S32	SESE	
		NENE	

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

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

RECEIVED

MAR 03 1997

A72-15778

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:

7204582112

SOURCE:

Source	Tributary
GOOSEBERRY CREEK	MORGAN 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
16N	19E	28	NE	NW	NE	0	Add-beg	CUSTER
16N	19E	32	NW	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	Twtn	Rge	Sec	T1	T2	LOT	within the	County of
04	16N	19E	28	NE	NE	0	ditto	CUSTER
04	16N	19E	28	NE	SW	0	ditto	CUSTER
04	16N	19E	28	SW	SW	0	ditto	CUSTER
04	16N	19E	29	SE	SE	0	ditto	CUSTER
04	16N	19E	32	NE	NE	0	ditto	CUSTER

RIGHTS FROM:	SOURCE: GOOSEBERRY CREEK		TRIBUTARY: MORGAN CREEK	
RIGHT NUMBER:	72-15778			
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:	GOOSEBERRY CREEK		TRIBUTARY: MORGAN CREEK	
QUANTITY:	0.02 CFS			
PRIORITY DATE:	01/01/1879			
POINT OF DIVERSION:	T16N R19E S28 S32	NENWNE NWNENE	(INSTREAM BEGINNING POINT) (INSTREAM ENDING POINT)	Within CUSTER County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER	PERIOD OF USE 01-01 12-31		QUANTITY 0.02 CFS
PLACE OF USE:	STOCKWATER T16N R19E S28 S29 S32	Within CUSTER County NENE SESE NENE	NESW	SWSW
EXPLANATORY MATERIAL:	BASIS OF CLAIM - BENEFICIAL USE STOCKWATER, 1493 RANGE CATTLE BLM IDENT 7204582112			

AJ5809NP
No. R72-15778

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/08/97
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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: GOOSEBERRY CREEK

Tributary to: MORGAN CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T16N R19E S28
Point(s) of Ending Stream Reach: T16N R19E S32

NENWNE
NWNENE

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	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
16N	19E 28	:	S			:				:	S		S	:			
16N	19E 29	:				:				:				:		S	
16N	19E 32	:	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:

720458 2112

N11
N13



A7215778

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: 7204582112
BLM NUMBER: 7204582112
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
GOOSEBERRY CREEK	MORGAN CREEK

DESCRIPTION OF DIVERSION WORKS

IN-STREAM USE

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, 1493 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
16N	19E	28	NE	NE	SW	00	CUSTER

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
16N	19E	28	NE	SW	00	CUSTER	YES	0.0
16N	19E	28	SW	SW	00	CUSTER	YES	0.0

MICROFILMED

NOV 01 1994

16N	19E	29	SE	SE	00	CUSTER	YES	0.0
16N	19E	32	NW	NW	00	CUSTER	YES	0.0
16N	19E	28	NE	SW	00	CUSTER	YES	0.0
16N	19E	28	SW	SW	00	CUSTER	YES	0.0
16N	19E	29	SE	SE	00	CUSTER	YES	0.0
16N	19E	32	NW	NW	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

AJ5809NP
NO. A72-15778

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 17

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: GOOSEBERRY CREEK TRIBUTARY TO: MORGAN CREEK STAGE: BENEFICIAL USE
POINT(S) OF DIVERSION: T16N R19E S28 NENESW-8 CUSTER COUNTY
32 NENE-E

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		
16N	19E	28	:											S					
16N	19E	29	:														S		
16N	19E	32	:																

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		
16N	19E	28	:											W					
16N	19E	29	:														W		
16N	19E	32	:																

POU COUNTY: CUSTER
NON-IRRIGATION USES: STOCKWATER, 1493 RANGE CATTLE; WILDLIFE VAR. AMT.
OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582112
FIRST DATE OF BENEFICIAL USE - 1879

DATES: EXAM MADE DATE: VERIFIED DATE:

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

~~72-16-19-28~~
Challis N.W.
R-6

DATA ENTRY
ENTERED _____
CHECKED _____

VERIFIED
AUG 27 1994

Verified By:
Aerial Map/Ortho-Photo
Aerial Map
Aerial Photo Records
Aerial Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
DWR Records

CERTIFIED
AUG 28 1994
WATER EXAMINER