

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 72-15785

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

SOURCE: UNNAMED STREAM TRIBUTARY: ELLIS 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 R20E S21 SWSWSE (Instream Ending Point) Within Custer County
S29 NENSW (Instream Beginning Point)

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

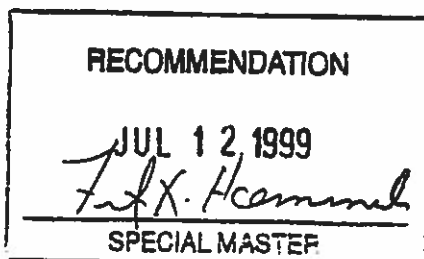
PLACE OF USE:	Stockwater	Within Custer County
	T16N R20E S21	
	S28	SWSE SESW SNNW NWNW NENE NESW NESE
	S29	NWSW NWNE NWSE

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

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

MAR 03 1997

A72-15785

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:

7204582119

SOURCE:

Source	Tributary
UNNAMED STREAM	ELLIS 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	20E	29	NE	NE	SW	0	Add-beg	CUSTER
16N	20E	21	SW	SW	SE	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	20E	29	NE	SW	0		CUSTER
04	16N	20E	29	NW	SE	0		CUSTER
04	16N	20E	29	NE	SE	0		CUSTER
04	16N	20E	28	NW	SW	0		CUSTER
04	16N	20E	28	SW	NW	0		CUSTER
04	16N	20E	28	SE	NW	0		CUSTER
04	16N	20E	28	NW	NE	0		CUSTER
04	16N	20E	28	NW	NE	0		CUSTER
04	16N	20E	21	SW	SE	0		CUSTER
16	16N	20E	29	NE	SW	0		CUSTER
16	16N	20E	29	NW	SE	0		CUSTER
16	16N	20E	29	NE	SE	0		CUSTER
16	16N	20E	28	NW	SW	0		CUSTER
16	16N	20E	28	SW	NW	0		CUSTER
16	16N	20E	28	SE	NW	0		CUSTER
16	16N	20E	28	NW	NE	0		CUSTER
16	16N	20E	28	NW	NE	0		CUSTER
16	16N	20E	21	SW	SE	0		CUSTER

KG 4-16-97

AJ5856NP

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

DATE: APR-15-1997
PAGE: A-45

RIGHTS FROM:	SOURCE: UNNAMED STREAM
	TRIBUTARY: ELLIS CREEK

RIGHT NUMBER:	72-15785
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:	UNNAMED STREAM
	TRIBUTARY: ELLIS CREEK
QUANTITY:	0.02 CFS
PRIORITY DATE:	01/01/1879
POINT OF DIVERSION:	T16N R20E S29 NENESW (INSTREAM BEGINNING POINT) Within CUSTER County S21 SWSWSE (INSTREAM ENDING POINT)
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 T16N R20E S21 SWSE S28 NWNE NWNE SWNW SENW S29 NWSW NESW NESE NWSE
EXPLANATORY MATERIAL:	BASIS OF CLAIM - BENEFICIAL USE STOCKWATER, 1493 RANGE CATTLE BLM IDENT 7204582119

AJ5809NP
No. R72-15785

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/08/97
PAGE: 36

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: UNNAMED STREAM

Tributary to: ELLIS CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T16N R20E S29

NENESW

CUSTER County

Point(s) of Ending Stream Reach: T16N R20E S21

SWSWSE

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	
16N	20E	21	:					:					:					:					:
16N	20E	28	:			S		:			S	S	:			S		:					:
16N	20E	28	:			S		:					:					:					:
16N	20E	29	:					:					:	S				:	S	S			:

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	
16N	20E	21	:					:					:					:					:
16N	20E	28	:			W		:			W	W	:			W		:			W		:
16N	20E	28	:			W		:					:					:					:
16N	20E	29	:					:					:	W				:	W	W			:

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:

2204582119

N11
N13



A7215785

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: 7204582119
BLM NUMBER: 7204582119
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
UNNAMED STREAM	ELLIS 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	20E	29	SE	NE	SW	00	CUSTER

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
16N	20E	29	NE	SW	00	CUSTER	YES	0.0
16N	20E	29	NW	SE	00	CUSTER	YES	0.0

MICROFILMED

NOV 01 1994

16N	20E	29	NE	SE	00	CUSTER	YES	0.0
16N	20E	28	NW	SW	00	CUSTER	YES	0.0
16N	20E	28	SW	NW	00	CUSTER	YES	0.0
16N	20E	28	SE	NW	00	CUSTER	YES	0.0
16N	20E	28	NW	NE	00	CUSTER	YES	0.0
16N	20E	28	NW	NE	00	CUSTER	YES	0.0
16N	20E	21	SW	SE	00	CUSTER	YES	0.0
16N	20E	29	NE	SW	00	CUSTER	YES	0.0
16N	20E	29	NW	SE	00	CUSTER	YES	0.0
16N	20E	29	NE	SE	00	CUSTER	YES	0.0
16N	20E	28	NW	SW	00	CUSTER	YES	0.0
16N	20E	28	SW	NW	00	CUSTER	YES	0.0
16N	20E	28	SE	NW	00	CUSTER	YES	0.0
16N	20E	28	NW	NE	00	CUSTER	YES	0.0
16N	20E	28	NW	NE	00	CUSTER	YES	0.0
16N	20E	21	SW	SE	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. A72-15785

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 25

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: UNNAMED STREAM

TRIBUTARY TO: ELLIS CREEK

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION:

16 20 21
T16N R20E S29

SWSE-F
SENESEW-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	
16N	20E	21	:					:					:					:					:
16N	20E	28	:				S	:			S	S	:			S		:			S		:
16N	20E	28	:				S	:					:					:					:
16N	20E	29	:					:					:	S				:	S		S		:

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	
16N	20E	21	:					:					:					:					:
16N	20E	28	:				W	:			W	W	:			W		:			W		:
16N	20E	28	:				W	:					:					:					:
16N	20E	29	:					:					:	W				:	W		W		:

POU COUNTY: CUSTER

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

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582119
FIRST DATE OF BENEFICIAL USE - 1879

DATES: EXAM MADE DATE:

VERIFIED DATE:

MISC: WATER DISTRICT NUMBER:

FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

DATA ENTRY

ENTERED

CHECKED

Verified By
Topo Map/Ortho-Photo
ASCS Map
Watermaster Records
MAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
TWR Records

VERIFIED
AUG 27 1994

CERTIFIED
AUG 28 1994
WATER EXAMINER

72-16-20-21
Challis A.E.
R.2