

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 72-15897

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

SOURCE: POTAMAN CREEK TRIBUTARY: SULLIVAN 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: T11N R17E S34 SENENE (Instream Ending Point) Within Custer County
S35 SESESW (Instream Beginning Point)

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

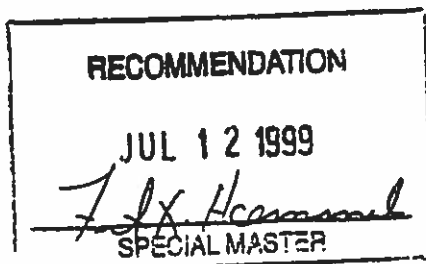
PLACE OF USE:	Stockwater	Within Custer County
	T11N R17E S34	NENE
	S35	NWSW
		SWSW

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

MAR 03 1997

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

A72-15897

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:

7204582224

SOURCE:

Source	Tributary
POTAMAN CREEK	SULLIVAN 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
11N	17E	35	SE	SE	SW	0	Add-beg	CUSTER
11N	17E	34	SE	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 2:50 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	11N	17E	35	SE	SW	0		CUSTER
04	11N	17E	35	SW	SW	0		CUSTER
04	11N	17E	35	NW	SW	0		CUSTER
04	11N	17E	35	SW	NW	0		CUSTER
04	11N	17E	34	SE	NE	0		CUSTER
04	11N	17E	34	NE	NE	0		CUSTER
16	11N	17E	35	SE	SW	0		CUSTER
16	11N	17E	35	SW	SW	0		CUSTER
16	11N	17E	35	NW	SW	0		CUSTER
16	11N	17E	35	SW	NW	0		CUSTER
16	11N	17E	34	SE	NE	0		CUSTER
16	11N	17E	34	NE	NE	0		CUSTER

RIGHTS FROM:		POTAMAN CREEK		TRIBUTARY: SULLIVAN CREEK	
RIGHT NUMBER:		72-15897			
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:		POTAMAN CREEK		TRIBUTARY: SULLIVAN CREEK	
QUANTITY:		0.02 CFS			
PRIORITY DATE:		01/01/1879			
POINT OF DIVERSION:		T11N R17E S35 S34	SESESW SENE	(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 T11N R17E S34 S35	Within CUSTER County NENE SWNW	SENE NWSW	SWSW SESW
EXPLANATORY MATERIAL:		BASIS OF CLAIM - BENEFICIAL USE STOCKWATER, 35 RANGE CATTLE BLM IDENT 7204582224			

AJ5809NP
No. R72-15897

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/09/97
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	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: POTAMAN CREEK

Tributary to: SULLIVAN CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T11N R17E S35
Point(s) of Ending Stream Reach: T11N R17E S34

SESESW
SENE

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	:
11N	17E	34	:	S				S												:
11N	17E	35	:							S				S	S	S				:

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 35 RANGE CATTLE, 3 HORSES; WILDLIFE VAR. AMT.

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

7204582224

N11
N13



A7215897

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: 7204582224
BLM NUMBER: 7204582224
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE				TRIBUTARY TO			
-----				-----			
POTAMAN CREEK				SULLIVAN 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, 35 RANGE CATTLE, 3 HORSES; WILDLIFE VAR. AMT.							
POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	---
11N	17E	35	SW	SE	SW	00	CUSTER
PLACE OF USE							
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED
---	---	---	---	---	---	---	OWNED ACRES
11N	17E	35	SE	SW	00	CUSTER	YES 0.0
11N	17E	35	SW	SW	00	CUSTER	YES 0.0

MICROFILMED

JUL 1 1994

BLM NUMBER: 7204582224

PAGE: 2

11N	17E	35	NW	SW	00	CUSTER	YES	0.0
11N	17E	35	SW	NW	00	CUSTER	YES	0.0
11N	17E	34	SE	NE	00	CUSTER	YES	0.0
11N	17E	34	NE	NE	00	CUSTER	YES	0.0
11N	17E	35	SE	SW	00	CUSTER	YES	0.0
11N	17E	35	SW	SW	00	CUSTER	YES	0.0
11N	17E	35	NW	SW	00	CUSTER	YES	0.0
11N	17E	35	SW	NW	00	CUSTER	YES	0.0
11N	17E	34	SE	NE	00	CUSTER	YES	0.0
11N	17E	34	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

AJ5809NP
NO. A72-15897

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 133

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: POTAMAN CREEK

TRIBUTARY TO: SULLIVAN CREEK

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION:

T11N R17E S35
11N 17E 34

SWSWSW B
NENE E

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		
11N	17E	34	:	S				S											
11N	17E	35	:							S				S	S	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		
11N	17E	34	:	W				W											
11N	17E	35	:							W				W	W	W			

POU COUNTY: CUSTER

NON-IRRIGATION USES: STOCKWATER, 35 RANGE CATTLE, 3 HORSES; WILDLIFE VAR. AMT.

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582224
FIRST DATE OF BENEFICIAL USE - 1879

DATES: EXAM MADE DATE: VERIFIED DATE:

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

Verified By
Topo Map/Ortho-PQ
AEC Map
Master Records
Map Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
SEP 26 1994

CERTIFIED
SEP 21 1994
WATER EXAMINER

DATA ENTRY

ENTERED _____
CHECKED _____