

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 72-15918

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

SOURCE: SHEEP CREEK TRIBUTARY: HERD 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: T09N R18E S12 S13 SWSSE (Instream Ending Point) Within Custer County
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

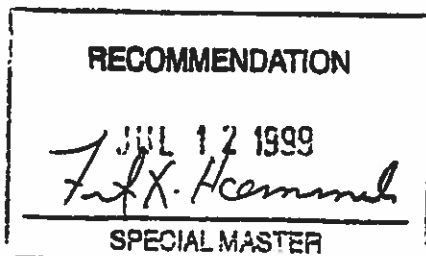
PLACE OF USE:	Stockwater		Within Custer County
	T09N R18E S12 S13	SESE SESW SESW SWNE	NESW NENE NWNE

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

AMENDED NOTICE of CLAIM
for Water Right number:

MAR 03 1997

Case No. 39576

A72-15918

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:

7204582244

SOURCE:

Source	Tributary
SHEEP CREEK	HERD 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
09N	18E	13	SE	SE	SW	0	(begin)	CUSTER
09N	18E	12	SW	SE	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 2:50 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	09N	18E	13	SE	SW	0		CUSTER
04	09N	18E	13	NE	SW	0		CUSTER
04	09N	18E	13	SE	NW	0		CUSTER
04	09N	18E	13	SW	NE	0		CUSTER
04	09N	18E	13	NW	NE	0		CUSTER
04	09N	18E	13	NE	NE	0		CUSTER
04	09N	18E	12	SE	SE	0		CUSTER
16	09N	18E	13	SE	SW	0		CUSTER
16	09N	18E	13	NE	SW	0		CUSTER
16	09N	18E	13	SE	NW	0		CUSTER
16	09N	18E	13	SW	NE	0		CUSTER
16	09N	18E	13	NW	NE	0		CUSTER
16	09N	18E	13	NE	NE	0		CUSTER
16	09N	18E	12	SE	SE	0		CUSTER

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: APR-15-1997
PAGE: A-14

RIGHTS FROM: SOURCE: SHEEP CREEK TRIBUTARY: HERD CREEK

RIGHT NUMBER: 72-15918

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: SHEEP CREEK TRIBUTARY: HERD CREEK
QUANTITY: 0.02 CFS
PRIORITY DATE: 01/01/1879
POINT OF DIVERSION: T09N R18E S13 SESESW (INSTREAM BEGINNING POINT) Within CUSTER County
S12 SWSESE (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
T09N R18E S12 SESE
S13 NENE NWNE SWNE SENW
NESW SESW
EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 218 RANGE CATTLE; WILDLIFE VAR. AMT.
BLM IDENTIFICATION NO: 7204582244

VERIFIED BY KKC
4-16-97

APR-09-1997
0003

1

RIGHT NUMBER: 72-15918

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: SHEEP CREEK TRIBUTARY: HERD CREEK

QUANTITY: 0.02 CFS
01/01 2/28

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T09N R18E S12 S13 SWSSE (E) Within CUSTER County
SESESW (B)

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER STOCKWATER, 218 RANGE C	01-01 12-31	0.02 CFS
STOCKWATER		01/01 2/28
WILDLIFE	01/01 12/31	01/01 2/28

PLACE OF USE:

STOCKWATER	Within CUSTER County		
T09N R18E S12	SESE	NWNE OK	SWNE
S13	NENE	SESW	SENW
	NESW		
WILDLIFE	Within CUSTER County		
T09N R18E S12	SESE	NWNE	SWNE
S13	NENE	SESW	SENW
	NESW		

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

KKC
updated
H-10-97



A7215918

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: 7204582244
BLM NUMBER: 7204582244
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
-----	-----
SHEEP CREEK	HERD 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, 218 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
-----	-----	-----	-----	-----	-----	-----	-----
09N	18E	13	SE	SE	SW	00	CUSTER

PLACE OF USE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
09N	18E	13	SE	SW	00	CUSTER	YES	0.0
09N	18E	13	NE	SW	00	CUSTER	YES	0.0

MICROFILMED

NOV 01 1994

09N	18E	13	SE	NW	00	CUSTER	YES	0.0
09N	18E	13	SW	NE	00	CUSTER	YES	0.0
09N	18E	13	NW	NE	00	CUSTER	YES	0.0
09N	18E	13	NE	NE	00	CUSTER	YES	0.0
09N	18E	12	SE	SE	00	CUSTER	YES	0.0
09N	18E	13	SE	SW	00	CUSTER	YES	0.0
09N	18E	13	NE	SW	00	CUSTER	YES	0.0
09N	18E	13	SE	NW	00	CUSTER	YES	0.0
09N	18E	13	SW	NE	00	CUSTER	YES	0.0
09N	18E	13	NW	NE	00	CUSTER	YES	0.0
09N	18E	13	NE	NE	00	CUSTER	YES	0.0
09N	18E	12	SE	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. A72-15918

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 153

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: SHEEP CREEK

TRIBUTARY TO: HERD CREEK

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION:

T09N R18E S13

SESESW B
SESE 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	LT	AC
09N	18E	12	:																
09N	18E	13	:	S		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	LT	AC
09N	18E	12	:																
09N	18E	13	:	W		W		W				W		W					

PDU COUNTY: CUSTER

NON-IRRIGATION USES: STOCKWATER, 218 RANGE CATTLE; WILDLIFE VAR. AMT.

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582244
FIRST DATE OF BENEFICIAL USE - 1879

DATES: EXAM MADE DATE: VERIFIED DATE:

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

72091812

Bowery Peak R2
~~Zenger Basin R2~~

DATA ENTRY
ENTERED _____
CHECKED _____

"Verified By"
Topo Map/Ortho-PQ
1800 Map
V Master Records
Photos
Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
SEP 26 1994

CERTIFIED
SEP 29 1994
WATER EXAMINER