

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 72-15940

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

SOURCE: UNNAMED STREAM TRIBUTARY: HORSE BASIN 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: T10N R20E S14 NWENW (Instream Beginning Point) Within Custer County
S21 SENESE (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
	T10N R20E S14	SENE
		NWSW
	S15	
	S21	
	S22	
	NENW	NWNE
	SNNW	SENE

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.

RECOMMENDATION

JUL 12 1999

Felix Hammel

SPECIAL MASTER

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:

A72-15940

RECEIVED

MAR 03 1997

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:

7204582264

SOURCE:

Source	Tributary
UNNAMED STREAM	HORSE BASIN 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:

Township	Range	Section	T1	T2	T3	LOT	within the	County of
10N	20E	14	NW	NE	NW	0	(begin)	CUSTER
10N	20E	21	SE	NE	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	TwN	Rge	Sec	T1	T2	LOT	within the	County of
04	10N	20E	14	NE	NW	0		CUSTER
04	10N	20E	14	SE	NW	0		CUSTER
04	10N	20E	14	SW	NW	0		CUSTER
04	10N	20E	14	NW	SW	0		CUSTER
04	10N	20E	14	SW	SW	0		CUSTER
04	10N	20E	15	SE	SE	0		CUSTER
04	10N	20E	22	NW	NE	0		CUSTER
04	10N	20E	22	NE	NW	0		CUSTER
04	10N	20E	22	SE	NW	0		CUSTER
04	10N	20E	22	SW	NW	0		CUSTER
04	10N	20E	22	NW	SW	0		CUSTER
04	10N	20E	21	NE	SE	0		CUSTER
16	10N	20E	14	NE	NW	0		CUSTER
16	10N	20E	14	SE	NW	0		CUSTER
16	10N	20E	14	SW	NW	0		CUSTER
16	10N	20E	14	NW	SW	0		CUSTER
16	10N	20E	14	SW	SW	0		CUSTER
16	10N	20E	15	SE	SE	0		CUSTER
16	10N	20E	22	NW	NE	0		CUSTER
16	10N	20E	22	NE	NW	0		CUSTER
16	10N	20E	22	SE	NW	0		CUSTER
16	10N	20E	22	SW	NW	0		CUSTER
16	10N	20E	22	NW	SW	0		CUSTER
16	10N	20E	21	NE	SE	0		CUSTER

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: APR-15-1997
PAGE: A-25

RIGHTS FROM: SOURCE: UNNAMED STREAM TRIBUTARY: HORSE BASIN CREEK

RIGHT NUMBER: 72-15940

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: HORSE BASIN CREEK

QUANTITY: 0.02 CFS

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T10N R20E S14 NWNE (INSTREAM BEGINNING POINT) Within CUSTER County
S21 SENESE (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

T10N R20E S14	NENW	SWNW	SENW	NWSW
	SWSW			
S15	SESE			
S21	NESE			
S22	NWNE	NENW	SWNW	SENW
	NWSW			

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.
BLM IDENTIFICATION NO: 7204582264

VERIFIED BY: KKC
4-16-97

APR-09-1997
0021

1

RIGHT NUMBER: 72-15940

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: UNNAMED STREAM TRIBUTARY: HORSE BASIN CREEK

QUANTITY: 0.02 CFS
01/01 12/31

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T10N R20E S14 NWENW 01 (B) Within CUSTER County
S21 SENESE 01 (E)

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER STOCKWATER, 1810 RANGE
~~STOCKWATER~~
~~WIKIPIKE~~

PERIOD OF USE
01-01 12-31
01/01 12/31

QUANTITY
0.02 CFS
01/01 12/31

PLACE OF USE:

STOCKWATER Within CUSTER County
T10N R20E S14 NENW
SWSW
S15 SESE
S21 NESE
S22 NWNE
NWSW

SNNW

SENW

NWSW

OK

NENW

SNNW

SENW

WIKIPIKE Within CUSTER County
T10N R20E S14 NENW
SWSW
S15 SESE
S21 NESE
S22 NWNE
NWSW

SNNW

SENW

NWSW

NENW

SNNW

SENW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

KKC
updated
4-10-97



A7215940

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: 7204582264
BLM NUMBER: 7204582264
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	HORSE BASIN 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, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
---	---	---	---	---	---	---	---
10N	20E	14	NW	NE	NW	00	CUSTER

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED OWNED	ACRES
---	---	---	---	---	---	---	---	---
10N	20E	14	NE	NW	00	CUSTER	YES	0.0
10N	20E	14	SE	NW	00	CUSTER	YES	0.0

NOV 01 1994

10N	20E	14	SW	NW	00	CUSTER	YES	0.0
10N	20E	14	NW	SW	00	CUSTER	YES	0.0
10N	20E	14	SW	SW	00	CUSTER	YES	0.0
10N	20E	15	SE	SE	00	CUSTER	YES	0.0
10N	20E	22	NW	NE	00	CUSTER	YES	0.0
10N	20E	22	NE	NW	00	CUSTER	YES	0.0
10N	20E	22	SE	NW	00	CUSTER	YES	0.0
10N	20E	22	SW	NW	00	CUSTER	YES	0.0
10N	20E	22	NW	SW	00	CUSTER	YES	0.0
10N	20E	21	NE	SE	00	CUSTER	YES	0.0
10N	20E	14	NE	NW	00	CUSTER	YES	0.0
10N	20E	14	SE	NW	00	CUSTER	YES	0.0
10N	20E	14	SW	NW	00	CUSTER	YES	0.0
10N	20E	14	NW	SW	00	CUSTER	YES	0.0
10N	20E	14	SW	SW	00	CUSTER	YES	0.0
10N	20E	15	SE	SE	00	CUSTER	YES	0.0
10N	20E	22	NW	NE	00	CUSTER	YES	0.0
10N	20E	22	NE	NW	00	CUSTER	YES	0.0
10N	20E	22	SE	NW	00	CUSTER	YES	0.0
10N	20E	22	SW	NW	00	CUSTER	YES	0.0
10N	20E	22	NW	SW	00	CUSTER	YES	0.0
10N	20E	21	NE	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. A72-15940

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 174

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: HORSE BASIN CREEK

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION:

T10N R20E S14

NWNENW 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	:
10N	20E	14	:					:	S		S	S	:		S	S		:					:
10N	20E	15	:					:					:					:				S	:
10N	20E	21	:					:					:					:	S				:
10N	20E	22	:			S		:	S		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	:
10N	20E	14	:					:	W		W	W	:		W	W		:					:
10N	20E	15	:					:					:					:				W	:
10N	20E	21	:					:					:					:	W				:
10N	20E	22	:			W		:	W		W	W	:		W			:					:

POU COUNTY: CUSTER

NON-IRRIGATION USES: STOCKWATER, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582264
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
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
SEP 26 1994

DATA ENTRY

ENTERED _____

CHECKED _____

CERTIFIED
SEP 28 1994
WATER EXAMINER