

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 72-15945

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

SOURCE: UNNAMED STREAM TRIBUTARY: MOSQUITO 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 R19E S02 NENWE (Instream Ending Point) Within Custer County
S12 SESENW (Instream Beginning Point)

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

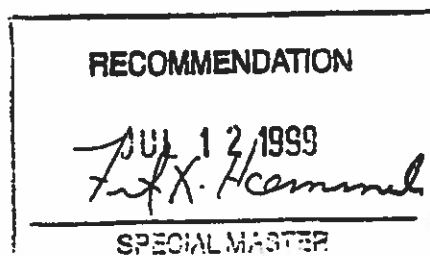
PLACE OF USE:	Stockwater		Within Custer County
	T09N R19E S01	SWSW	
	S02	SESE	NWSE
	S12	SENW	NENW
		NWNW	

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

A72-15945

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:

7204582269

SOURCE:

Source	Tributary
UNNAMED STREAM	MOSQUITO 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	19E	12	SE	SE	NW	0	(begin)	CUSTER
09N	19E	2	NE	NW	SE	0	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	19E	12	SE	NW	0		CUSTER
04	09N	19E	12	NE	NW	0		CUSTER
04	09N	19E	12	NW	NW	0		CUSTER
04	09N	19E	1	SW	SW	0		CUSTER
04	09N	19E	2	SE	SE	0		CUSTER
04	09N	19E	2	NW	SE	0		CUSTER
16	09N	19E	12	SE	NW	0		CUSTER
16	09N	19E	12	NE	NW	0		CUSTER
16	09N	19E	12	NW	NW	0		CUSTER
16	09N	19E	1	SW	SW	0		CUSTER
16	09N	19E	2	SE	SE	0		CUSTER
16	09N	19E	2	NW	SE	0		CUSTER

AJ5856NP

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

DATE: APR-15-1997
PAGE: A-31

RIGHTS FROM: SOURCE: UNNAMED STREAM TRIBUTARY: MOSQUITO CREEK

RIGHT NUMBER: 72-15945
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: MOSQUITO CREEK
QUANTITY: 0.02 CFS
PRIORITY DATE: 01/01/1879
POINT OF DIVERSION: T09N R19E S12 SESEW (INSTREAM BEGINNING POINT) Within CUSTER County
S02 NENWE (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 R19E S01 SWSW
S02 NWSE SESE
S12 NENW NWNW SENW
EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.
BLM IDENTIFICATION NO: 7204582269

VERIFIED BY *KKC*
4-16-97

APR-09-1997
0028

1

RIGHT NUMBER: 72-15945

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: MOSQUITO CREEK

QUANTITY: 0.02 CFS
0101 278

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T09N R19E S02 NENWSE (E) Within CUSTER County
S12 SESENW (B)

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER STOCKWATER, 1810 RANGE	01-01 12-31	0.02 CFS
~~STOCKWATER~~		~~0101 278~~
WILDLIFE	01/01 12/31	0101 278

PLACE OF USE: STOCKWATER Within CUSTER County
T09N R19E S01 SWSW
S02 NWSE SESE OK
S12 NENW NWNW SENW

WILDLIFE Within CUSTER County
T09N R19E S01 SWSW
S02 NWSE SESE
S12 NENW NWNW SENW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

KKC
Updated
4-10-97



A7215945

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: 7204582269
BLM NUMBER: 7204582269
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
-----	-----
UNNAMED STREAM	MOSQUITO 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	
---	---	---	---	---	---	---	---	---
09N	19E	12	SE	SE	NW	00	CUSTER	

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
---	---	---	---	---	---	---	---	---
09N	19E	12	SE	NW	00	CUSTER	YES	0.0
09N	19E	12	NE	NW	00	CUSTER	YES	0.0

RECORDED
NOV 01 1994

09N	19E	12	NW	NW	00	CUSTER	YES	0.0
09N	19E	01	SW	SW	00	CUSTER	YES	0.0
09N	19E	02	SE	SE	00	CUSTER	YES	0.0
09N	19E	02	NW	SE	00	CUSTER	YES	0.0
09N	19E	12	SE	NW	00	CUSTER	YES	0.0
09N	19E	12	NE	NW	00	CUSTER	YES	0.0
09N	19E	12	NW	NW	00	CUSTER	YES	0.0
09N	19E	01	SW	SW	00	CUSTER	YES	0.0
09N	19E	02	SE	SE	00	CUSTER	YES	0.0
09N	19E	02	NW	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. A72-15945

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 179

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: MOSQUITO CREEK

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION:

T09N R19E S12

SESENW B
NWSE E

CUSTER COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: STOCKWATER

T	R	S	NE				NW				SW				SE			
			LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC		
09N	19E	1																
09N	19E	2																
09N	19E	12																

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE

T	R	S	NE				NW				SW				SE			
			LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC		
09N	19E	1																
09N	19E	2																
09N	19E	12																

POU COUNTY: CUSTER

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

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582269
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
Aerial Photo
Historical Records
Field Notes
Interview
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

SEP 20 1994

CERTIFIED

SEP 20 1994

WATER EXAMINER

DATA ENTRY

ENTERED
CHECKED