

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)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 72-15947

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

SOURCE: BEAR CREEK TRIBUTARY: ROAD 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 S01 LOT 03 (NENW) (Instream Ending Point) Within Custer County
R20E S04 NESWSW (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	SESE	NESE
		NWSE	SWNE
	LOT 03 (NENW)		
	R20E S04	SWSW	
	S05	SESE	
	S06	SWSW	
	S07	SENE	SWNE
		NENW	NWNW
	S08	SWNE	SENN
		SWNW	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.

RECOMMENDATION
JUL 12 1999
Tim X. Hammond
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:

A72-15947

RECEIVED

MAR 03 1997

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:

7204582271

Department of Water Resources

SOURCE:

Source	Tributary
BEAR CREEK	ROAD 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:

Twntship	Range	Section	T1	T2	T3	LOT	within the	County of
09N	20E	4	NE	SW	SW	0	(begin)	CUSTER
09N	19E	1				3	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	Twnt	Rge	Sec	T1	T2	LOT	within the	County of
04	09N	20E	4	SW	SW	0		CUSTER
04	09N	20E	5	SE	SE	0		CUSTER
04	09N	20E	8	NE	NE	0		CUSTER
04	09N	20E	8	NW	NE	0		CUSTER
04	09N	20E	8	SW	NE	0		CUSTER
04	09N	20E	8	SE	NW	0		CUSTER
04	09N	20E	8	SW	NW	0		CUSTER
04	09N	20E	7	SE	NE	0		CUSTER
04	09N	20E	7	SW	NE	0		CUSTER
04	09N	20E	7	NE	NW	0		CUSTER
04	09N	20E	7	NW	NW	0		CUSTER
04	09N	20E	6	SW	SW	0		CUSTER
04	09N	19E	1	SE	SE	0		CUSTER
04	09N	19E	1	NE	SE	0		CUSTER
04	09N	19E	1	NW	SE	0		CUSTER
04	09N	19E	1	SW	NE	0		CUSTER
04	09N	19E	1	NE	NW	0		CUSTER
16	09N	20E	4	SW	SW	0		CUSTER
16	09N	20E	5	SE	SE	0		CUSTER
16	09N	20E	8	NE	NE	0		CUSTER
16	09N	20E	8	NW	NE	0		CUSTER
16	09N	20E	8	SW	NE	0		CUSTER
16	09N	20E	8	SE	NW	0		CUSTER
16	09N	20E	8	SW	NW	0		CUSTER
16	09N	20E	7	SE	NE	0		CUSTER

16	09N	20E	7	SW	NE	0		CUSTER
16	09N	20E	7	NE	NW	0		CUSTER
16	09N	20E	7	NW	NW	0		CUSTER
16	09N	20E	6	SW	SW	0		CUSTER
16	09N	19E	1	SE	SE	0		CUSTER
16	09N	19E	1	NE	SE	0		CUSTER
16	09N	19E	1	NW	SE	0		CUSTER
16	09N	19E	1	SW	NE	0		CUSTER
16	09N	19E	1	NE	NW	0		CUSTER
04	09N	19E	1			3	Add	CUSTER

A72-15947

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AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: APR-15-1997
PAGE: A-1-----
RIGHTS FROM: SOURCE: BEAR CREEK TRIBUTARY: ROAD CREEK

RIGHT NUMBER: 72-15947

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USD1 BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: BEAR CREEK TRIBUTARY: ROAD CREEK

QUANTITY: 0.02 CFS

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T09N R20E S04 NESWSW (INSTREAM BEGINNING POINT) Within CUSTER County
R19E S01 LOT 3 (NENW) (INSTREAM ENDING POINT)PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
STOCKWATER 01-01 12-31 0.02 CFSPLACE OF USE: STOCKWATER Within CUSTER County
T09N R19E S01 SWNE Lot 3 (NENW) NESE NWSE
SESE
R20E S04 SWSW
S05 SESE
S06 SWSW
S07 SWNE SENE NENW NWNW
S08 NENE NWNE SWNE SWNW
SENWEXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.
BLM IDENTIFICATION NO: 7204582271VERIFIED BY KKC
4-16-97

APR-09-1997
0030

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RIGHT NUMBER: 72-15947

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: BEAR CREEK TRIBUTARY: ROAD CREEK

QUANTITY: 0.02 CFS
01/01 EFS

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T09N R19E S01 LOT 3 (NEW) (E) Within CUSTER County
R20E S04 NESWSW (B)

PURPOSE AND PERIOD OF USE: PURPOSE OF USE STOCKWATER, 1810 RANGE PERIOD OF USE 01-01 12-31
~~STOCKWATER~~
~~WIKKIFE~~ 01/01 12/31

PLACE OF USE: STOCKWATER Within CUSTER County
T09N R19E S01 Lot 3

R20E S04 NWSE
S05 SWSW
S06 SESE
S07 SWSW
S08 SWNE SENE
NENE NWNE
SENE

WIKKIFE WITHIN CUSTER County
T09N R19E S01 SWNE NENE
SESE
R20E S04 SWSW
S05 SESE
S06 SWSW
S07 SWNE SENE
S08 NENE NWNE
SENE

QUANTITY
0.02 CFS
01/01 EFS
01/01 EFS

Lot 3
NENE otherwise
P/G OK
NENE NESE
NENE NWNE
SWNE SWNW

NESE NWSE
NENE NWNE
SWNE SWNW

KKC
updated
4-10-97

APR-09-1997
0031

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72-15947 CONTINUED

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE



A7215947

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: 7204582271
BLM NUMBER: 7204582271
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
-----	-----
BEAR CREEK	ROAD 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	20E	04	NE	SW	SW	00	CUSTER

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
09N	20E	04	SW	SW	00	CUSTER	YES	0.0
09N	20E	05	SE	SE	00	CUSTER	YES	0.0

MICROFILMED
NOV 01 1994

09N	20E	08	NE	NE	00	CUSTER	YES	0.0
09N	20E	08	NW	NE	00	CUSTER	YES	0.0
09N	20E	08	SW	NE	00	CUSTER	YES	0.0
09N	20E	08	SE	NW	00	CUSTER	YES	0.0
09N	20E	08	SW	NW	00	CUSTER	YES	0.0
09N	20E	07	SE	NE	00	CUSTER	YES	0.0
09N	20E	07	SW	NE	00	CUSTER	YES	0.0
09N	20E	07	NE	NW	00	CUSTER	YES	0.0
09N	20E	07	NW	NW	00	CUSTER	YES	0.0
09N	20E	06	SW	SW	00	CUSTER	YES	0.0
09N	19E	01	SE	SE	00	CUSTER	YES	0.0
09N	19E	01	NE	SE	00	CUSTER	YES	0.0
09N	19E	01	NW	SE	00	CUSTER	YES	0.0
09N	19E	01	SW	NE	00	CUSTER	YES	0.0
09N	19E	01	NE	NW	00	CUSTER	YES	0.0
09N	20E	04	SW	SW	00	CUSTER	YES	0.0
09N	20E	05	SE	SE	00	CUSTER	YES	0.0
09N	20E	08	NE	NE	00	CUSTER	YES	0.0
09N	20E	08	NW	NE	00	CUSTER	YES	0.0
09N	20E	08	SW	NE	00	CUSTER	YES	0.0
09N	20E	08	SE	NW	00	CUSTER	YES	0.0
09N	20E	08	SW	NW	00	CUSTER	YES	0.0
09N	20E	07	SE	NE	00	CUSTER	YES	0.0
09N	20E	07	SW	NE	00	CUSTER	YES	0.0
09N	20E	07	NE	NW	00	CUSTER	YES	0.0
09N	20E	07	NW	NW	00	CUSTER	YES	0.0
09N	20E	06	SW	SW	00	CUSTER	YES	0.0
09N	19E	01	SE	SE	00	CUSTER	YES	0.0
09N	19E	01	NE	SE	00	CUSTER	YES	0.0
09N	19E	01	NW	SE	00	CUSTER	YES	0.0
09N	19E	01	SW	NE	00	CUSTER	YES	0.0
09N	19E	01	NE	NW	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

