

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
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 72-15959

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

SOURCE: UNNAMED STREAM 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 R20E S04 LOT 01 (SWNE) (Instream Beginning Point) Within Custer County
T10N R20E S33 NWSNE (Instream Ending Point)

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

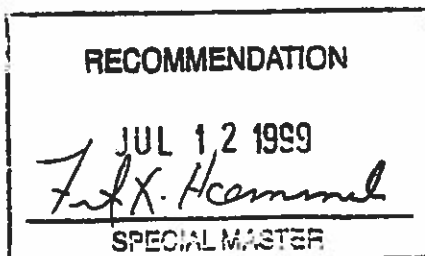
PLACE OF USE:	Stockwater	Within Custer County
	T09N R20E S04 LOT 02 (NWNE)	LOT 01 (NENE)
	T10N R20E S33 SWSE	NWSE
	SWNE	

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

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number: MAR 03 1997

A72-15959

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:

7204582281

SOURCE:

Source	Tributary
UNNAMED STREAM	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:

Twnship	Range	Section	T1	T2	T3	LOT	within the	County of
09N	20E	4	SW	NE	NE		Add-beg	CUSTER
10N	20E	33	NW	SW	NE		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	20E	4			2		CUSTER
04	10N	20E	33	SW	SE	0		CUSTER
04	10N	20E	33	NW	SE	0		CUSTER
04	10N	20E	33	SW	NE	0		CUSTER
16	09N	20E	4			2		CUSTER
16	10N	20E	33	SW	SE	0		CUSTER
16	10N	20E	33	NW	SE	0		CUSTER
16	10N	20E	33	SW	NE	0		CUSTER
04	09N	20E	4	NE	NE	0	ADD	CUSTER

AJ5856NP

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

DATE: APR-15-1997
PAGE: A-38

RIGHTS FROM: SOURCE: UNNAMED STREAM TRIBUTARY: ROAD CREEK

RIGHT NUMBER: 72-15959

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: ROAD CREEK

QUANTITY: 0.02 CFS

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T09N R20E S04 LOT 1 (SWNE) (INSTREAM BEGINNING POINT) Within CUSTER County
T10N R20E S33 NWSNE (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 R20E S04 Lot 1 (NENE) Lot 2 (NWNE)
T10N R20E S33 SWNE NWSE SWSE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 1810 RANGE CATTLE; WILDLIFE VAR. AMT.
BLM IDENTIFICATION NO: 7204582281

VERIFIED BY: KKC
4-16-97

APR-09-1997
0039

1

RIGHT NUMBER: 72-15959

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: ROAD CREEK

QUANTITY: 0.02 CFS
0/01 CFS

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T09N R20E S04 Lot 2 SWNE (B) Within CUSTER County
T10N S33 NWSNE (E)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	<u>STOCKWATER</u> <u>STOCKWATER, 1810 RANGE</u>	01-01 12-31	<u>0.02</u> CFS
	~~STOCKWATER~~		~~0/01~~ CFS
	~~WILDLIFE~~	~~01/01 12/31~~	~~0/01~~ CFS

PLACE OF USE:	STOCKWATER	Within CUSTER County	
	<u>T09N R20E S04</u>	Lot 2 <u>SWNE</u>	<u>NENE</u>
	<u>T10N R20E S33</u>	<u>SWNE</u>	<u>NWSE</u>
	~~WILDLIFE~~	~~Within CUSTER County~~	
	~~T09N R20E S04~~	~~Lot 2~~	
	~~T10N R20E S33~~	~~SWNE~~	~~NWSE~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

exp

*KKC
updated
4-10-97*



A7215959

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: 7204582281
BLM NUMBER: 7204582281
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
UNNAMED STREAM	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				02	CUSTER

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
09N	20E	04			02	CUSTER	YES	0.0
10N	20E	33	SW	SE	00	CUSTER	YES	0.0

MICROFILMED
NOV 01 1994

BLM NUMBER: 7204582281

PAGE: 2

10N	20E	33	NW	SE	00	CUSTER	YES	0.0
10N	20E	33	SW	NE	00	CUSTER	YES	0.0
09N	20E	04			02	CUSTER	YES	0.0
10N	20E	33	SW	SE	00	CUSTER	YES	0.0
10N	20E	33	NW	SE	00	CUSTER	YES	0.0
10N	20E	33	SW	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. A72-15959

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 191

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: ROAD CREEK STAGE: BENEFICIAL USE
POINT(S) OF DIVERSION: T09N R20E S04 ^{Lot 01} ~~LOT 01~~ (NENE)-B CUSTER COUNTY
10N 20E 33 SWNE-E

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
10N	20E	33	:			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
10N	20E	33	:			W	:							W	W

LOTS WITHOUT 1/4 1/4 DESCRIPTION: STOCKWATER
09N 20E 4 02-S ~~NWNE~~ 01-S NENE

LOTS WITHOUT 1/4 1/4 DESCRIPTION: WILDLIFE
09N 20E 4 02-W

POU COUNTY: CUSTER

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

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582281
FIRST DATE OF BENEFICIAL USE - 1879

DATES: EXAM MADE DATE: VERIFIED DATE:

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

Verified By:
COP/Ortho-PQ
COP
Senior Records
Photos
Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
SEP 26 1994

CERTIFIED
SEP 28 1994
WATER EXAMINER

~~72107073~~
Horse Basin R-5

DATA ENTRY
ENTERED _____
CHECKED _____