

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

PAGE 1  
JUL-09-1999

RECEIVED

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM  
for Water Right number:

MAR 03 1997

A72-15999

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:

7204582317

SOURCE:

| Source         | Tributary  |
|----------------|------------|
| UNNAMED STREAM | SHEP 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 |
|----------|-------|---------|----|----|----|-----|------------|-----------|
| 15N      | 20E   | 21      | SE | NE | SE | 0   | (begin)    | CUSTER    |
| 15N      | 20E   | 21      | SE | NW | 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 2:51 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        | 15N  | 20E | 21  | NE | SE | 0   |            | CUSTER    |
| 04        | 15N  | 20E | 21  | NW | SE | 0   |            | CUSTER    |
| 16        | 15N  | 20E | 21  | NE | SE | 0   |            | CUSTER    |
| 16        | 15N  | 20E | 21  | NW | SE | 0   |            | CUSTER    |

AJ5856NP

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

DATE: APR-15-1997  
PAGE: A-45

-----  
RIGHTS FROM: SOURCE: UNNAMED STREAM TRIBUTARY: SHEP CREEK  
-----  
RIGHT NUMBER: 72-15999  
  
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: SHEP CREEK  
QUANTITY: 0.02 CFS  
PRIORITY DATE: 01/01/1879  
POINT OF DIVERSION: T15N R20E S21 SENESE (INSTREAM BEGINNING POINT) Within CUSTER County  
SENWSE (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  
T15N R20E S21 NESE NWSE  
  
EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE  
BLM IDENTIFICATION NO: 7204582317  
STOCKWATER, 943 RANGE CATTLE; WILDLIFE VAR. AMT.

VERIFIED BY: KKC  
4-18-97

APR-09-1997  
0006

1

RIGHT NUMBER: 72-15999

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: SHEP CREEK

QUANTITY: 0.02 CFS  
0/07 278

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T15N R20E S21 SENSE (B) Within CUSTER County  
SENWSE (E)

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE                     | PERIOD OF USE          | QUANTITY                       |
|----------------------------|------------------------------------|------------------------|--------------------------------|
|                            | STOCKWATER STOCKWATER, 943 RANGE C | 01-01 12-31            | <u>0.02</u> CFS                |
|                            | <del>STOCKWATER</del>              | <del>01/01 12/31</del> | <del>0/07</del> <del>278</del> |
|                            | <del>WIXOXIFE</del>                |                        | <del>0/07</del> <del>278</del> |

|               |                          |                                 |                 |
|---------------|--------------------------|---------------------------------|-----------------|
| PLACE OF USE: | STOCKWATER               | Within CUSTER County            |                 |
|               | T15N R20E S21            | NESE                            | NWSE            |
|               | <del>WIXOXIFE</del>      | <del>Within CUSTER County</del> |                 |
|               | <del>T15N R20E S21</del> | <del>NESE</del>                 | <del>NWSE</del> |

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

KKC  
updated  
4-11-97



A7215999

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: 7204582317  
BLM NUMBER: 7204582317  
BASIS OF CLAIM: BENEFICIAL USE  
BASIN NUMBER: 72

| SOURCE         | TRIBUTARY TO |
|----------------|--------------|
| -----          | -----        |
| UNNAMED STREAM | SHEP CREEK   |

DESCRIPTION OF DIVERSION WORKS

-----

IN-STREAM USE

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>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

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STOCKWATER, 943 RANGE CATTLE; WILDLIFE VAR. AMT.

| POINT OF DIVERSION |       |       |        |        |        |       |        |
|--------------------|-------|-------|--------|--------|--------|-------|--------|
| TWP                | RNG   | SEC   | TRACT1 | TRACT2 | TRACT3 | LOT   | COUNTY |
| -----              | ----- | ----- | -----  | -----  | -----  | ----- | -----  |
| 15N                | 20E   | 21    | SE     | NE     | SE     | 00    | CUSTER |

| PLACE OF USE |       |       |        |        |       |        | IRRIGATED   |
|--------------|-------|-------|--------|--------|-------|--------|-------------|
| TWP          | RNG   | SEC   | TRACT1 | TRACT2 | LOT   | COUNTY | OWNED ACRES |
| -----        | ----- | ----- | -----  | -----  | ----- | -----  | -----       |
| 15N          | 20E   | 21    | NE     | SE     | 00    | CUSTER | YES 0.0     |
| 15N          | 20E   | 21    | NW     | SE     | 00    | CUSTER | YES 0.0     |

BLM NUMBER: 7204582317

PAGE: 2

|     |     |    |    |    |    |        |     |     |
|-----|-----|----|----|----|----|--------|-----|-----|
| 15N | 20E | 21 | NE | SE | 00 | CUSTER | YES | 0.0 |
| 15N | 20E | 21 | 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. A72-15999

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93  
PAGE: 227

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                                       | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE    | DIVERSION<br>VOLUME |
|------------------|--------------------------------------------------------------------------------------------------------------------------------------|------------------|------------------------|----------------------------|----------------------|---------------------|
| C                | US DEPT OF INTERIOR<br>BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE<br>3380 AMERICANA TERRACE<br>BOISE ID 83706<br>(208) 334-1401 | 01/01/1879       | STOCKWATER<br>WILDLIFE | 01-01 12-31<br>01-01 12-31 | 0.01 CFS<br>0.01 CFS |                     |
| TOTAL DIVERSION: |                                                                                                                                      |                  |                        |                            | 0.01 CFS             |                     |

WATER SOURCE: UNNAMED STREAM

TRIBUTARY TO: SHEP CREEK

STAGE: BENEFICIAL USE

POINT(S) OF DIVERSION: T15N R20E S21

SENESE -B NWSE-E

CUSTER COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: STOCKWATER

| NE  |     |    |   | NW |   |   |   | SW |   |   |   | SE |   |   |   |
|-----|-----|----|---|----|---|---|---|----|---|---|---|----|---|---|---|
| T   | R   | S  |   | T  | R | S |   | T  | R | S |   | T  | R | S |   |
| 15N | 20E | 21 | : |    |   |   | : |    |   |   | : |    |   |   | : |
|     |     |    | : |    |   |   | : |    |   |   | : |    |   |   | : |

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE

| NE  |     |    |   | NW |   |   |   | SW |   |   |   | SE |   |   |   |
|-----|-----|----|---|----|---|---|---|----|---|---|---|----|---|---|---|
| T   | R   | S  |   | T  | R | S |   | T  | R | S |   | T  | R | S |   |
| 15N | 20E | 21 | : |    |   |   | : |    |   |   | : |    |   |   | : |
|     |     |    | : |    |   |   | : |    |   |   | : |    |   |   | : |

POU COUNTY: CUSTER

NON-IRRIGATION USES: STOCKWATER, 943 RANGE CATTLE; WILDLIFE VAR. AMT.

OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582317  
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 Photos  
County Records  
Witness Statement  
Project Records  
IDWR Records

VERIFIED  
SEP 26 1994

DATA ENTRY

ENTERED

CHECKED

CERTIFIED

SEP 26 1994

WATER EXAMINER