

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 72-16003

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

SOURCE: UNNAMED STREAM TRIBUTARY: LAKE 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 S31 NESESW (Instream Beginning Point) Within Custer County
NWSENW (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 S31	SESW SENW	NESW

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

RECEIVED

MAR 03 1997

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

A72-16003

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:

7204582321

SOURCE:

Source	Tributary
UNNAMED STREAM	LAKE 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	20E	31	NE	SE	SW	0	(begin)	CUSTER
09N	20E	31	NW	SE	NW	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	09N	20E	31	SE	SW	0		CUSTER
04	09N	20E	31	NE	SW	0		CUSTER
04	09N	20E	31	SE	NW	0		CUSTER
16	09N	20E	31	SE	SW	0		CUSTER
16	09N	20E	31	NE	SW	0		CUSTER
16	09N	20E	31	SE	NW	0		CUSTER

AJ5856NP

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

DATE: APR-15-1997
PAGE: A-43

RIGHTS FROM:	SOURCE: UNNAMED STREAM	TRIBUTARY: LAKE CREEK	

RIGHT NUMBER:	72-16003		
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: LAKE CREEK	
QUANTITY:	0.02 CFS		
PRIORITY DATE:	01/01/1879		
POINT OF DIVERSION:	T09N R20E S31	NESEW (INSTREAM BEGINNING POINT) NWSEW (INSTREAM ENDING POINT)	Within CUSTER County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER	PERIOD OF USE 01-01 12-31	QUANTITY 0.02 CFS
PLACE OF USE:	STOCKWATER T09N R20E S31	Within CUSTER County SEW	NESW SESW
EXPLANATORY MATERIAL:	BASIS OF CLAIM - BENEFICIAL USE BLM IDENTIFICATION NO: 7204582321 STOCKWATER, 218 RANGE CATTLE; WILDLIFE VAR. AMT.		

VERIFIED BY KKC
4-16-97

APR-09-1997
0010

1

RIGHT NUMBER: 72-16003

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: LAKE CREEK

QUANTITY: 0.02 CFS
01/01 12/31

PRIORITY DATE: 01/01/1879

POINT OF DIVERSION: T09N R20E S31 NWSESW (E) Within CUSTER County
NESESW (B)

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER STOCKWATER, 218 RANGE C
WILDLIFE
WILDLIFE

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

QUANTITY
0.02 CFS
01/01 12/31
01/01 12/31

PLACE OF USE: STOCKWATER Within CUSTER County
T09N R20E S31 SENW NESW SESW
WILDLIFE Within CUSTER County
T09N R20E S31 SENW NESW SESW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

KKC
updated
4-11-97



A7216003

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: 7204582321
BLM NUMBER: 7204582321
BASIS OF CLAIM: BENEFICIAL USE
BASIN NUMBER: 72

SOURCE	TRIBUTARY TO
----- UNNAMED STREAM	----- LAKE 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, 218 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
-----	-----	-----	-----	-----	-----	-----	-----
09N	20E	31	NE	SE	SW	00	CUSTER

PLACE OF USE

TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	IRRIGATED OWNED	ACRES
-----	-----	-----	-----	-----	-----	-----	-----	-----
09N	20E	31	SE	SW	00	CUSTER	YES	0.0
09N	20E	31	NE	SW	00	CUSTER	YES	0.0

NO FILM
NO DUPLICATIONS

BLM NUMBER: 7204582321

PAGE: 2

09N	20E	31	SE	NW	00	CUSTER	YES	0.0
09N	20E	31	SE	SW	00	CUSTER	YES	0.0
09N	20E	31	NE	SW	00	CUSTER	YES	0.0
09N	20E	31	SE	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

AJ5809NP
NO. A72-16003

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/04/93
PAGE: 231

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: LAKE CREEK STAGE: BENEFICIAL USE
POINT(S) OF DIVERSION: T09N R20E S31 NESESW-B SE NW-E 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	:	LT AC	LT AC	LT AC	LT AC	:	LT AC	LT AC	LT AC	LT AC	:
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:
09N	20E	31	:					:				S	:	S			S	:					:

PLACE OF USE LEGAL DESCRIPTION FOR: WILDLIFE																																						
NE												NW				SW				SE																		
			NENE		NWNE		SWNE		SENE		:	NENW		NWNW		SWNW		SENW		:	NESW		NWSW		SWSW		SESW		:	NESE		NWSE		SWSE		SESE		:
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	:	LT	AC	LT	AC	LT	AC	LT	AC	:	LT	AC	LT	AC	LT	AC	:	LT	AC	LT	AC	LT	AC	LT	AC	:	
---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	
09N	20E	31	:									:								W	:						W	:								W	:	

POU COUNTY: CUSTER
NON-IRRIGATION USES: STOCKWATER, 218 RANGE CATTLE; WILDLIFE VAR. AMT.
OTHER RIGHTS: NONE

REMARKS: BLM RECORD ID = 7204582321
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 Map
Transfer Records
Photos
Exam
(See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
SEP 26 1994

CERTIFIED
SEP 28 1994
WATER EXAMINER

72092031
Herd Lake-R-20

DATA ENTRY
ENTERED _____
CHECKED _____