

A37-17466

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: 3705680103  
BLM NUMBER: 3705680103  
BASIS OF CLAIM: BENEFICIAL USE  
BASIN NUMBER: 37

| SOURCE             | TRIBUTARY TO |
|--------------------|--------------|
| EAST DEMPSEY CREEK | DRY CREEK    |

DESCRIPTION OF DIVERSION WORKS

NONE

| PURPOSE OF USE | DIVERSION RATE | DIVERSION VOLUME | PERIOD OF USE FROM | TO   |
|----------------|----------------|------------------|--------------------|------|
| STOCKWATER     | 0.330          | 0.00             | 0101               | 1231 |
| WILDLIFE       | 0.330          | 0.00             | 0101               | 1231 |
| TOTAL:         | 0.330 CFS      | 0.00 AF          |                    |      |

NON-IRRIGATION USES

STOCKWATER, 1025 RANGE CATTLE, 2000 RANGE SHEEP. WILDLIFE VAR AMT

| POINT OF DIVERSION |     |     |        |        |        |     |        |
|--------------------|-----|-----|--------|--------|--------|-----|--------|
| TWP                | RNG | SEC | TRACT1 | TRACT2 | TRACT3 | LOT | COUNTY |
| 03S                | 11E | 25  |        | NW     | SE     | 00  | ELMORE |

  

| PLACE OF USE |     |     |        |        |     |        |       | IRRIGATED |  |
|--------------|-----|-----|--------|--------|-----|--------|-------|-----------|--|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY | OWNED | ACRES     |  |
| 03S          | 11E | 25  | NW     | SE     | 00  | ELMORE | YES   | 0.0       |  |
| 03S          | 11E | 25  | NW     | SE     | 00  | ELMORE | YES   | 0.0       |  |

TOTAL ACRES IRRIGATED 0.0

MICROFILMED  
OCT 26 1984

BLM NUMBER: 3705680103

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

-----  
NONE

REMARKS

-----  
FIRST DATE OF BENEFICIAL USE - 1879

AJ5809NP  
No. R37-17466

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/28/98  
PAGE: 4

| OWNER<br>CODE | NAME & ADDRESS                          | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-----------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | UNITED STATES OF AMERICA ACTING THROUGH | 01/01/1879       | STOCKWATER | 01-01 12-31           | 0.02 CFS          |                     |

TOTAL DIVERSION: 0.02 CFS

Water Source: EAST DEMPSEY CREEK

Tributary to: DRY CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T03S R11E S25

NENWSE

ELMORE County

Point(s) of Ending Stream Reach: T03S R11E S25

SENWSE

ELMORE County

Place of use Legal Description for: STOCKWATER

|            | 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   |
| 03S 11E 25 | :    |      | :    |      | :    |      | :    |      | :    |      | :    |      | :    |      | :    |      |

POU County: ELMORE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

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Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP BLM RECORD ID = 3705680103

STOCKWATER, 1025 RANGE CATTLE, 2000 RANGE SHEEP. WILDLIFE VAR AMT

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:

Comments: Date: 08/26/1998 User-ID: AJU5-DJO Subject: AJU5 STOCK ONLY UPDATE  
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.  
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 08/13/98 AJCTR 08/25/98 AJU5-DJO

10-6-98

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

In Re SRBA

Case No. 3957

AMENDED NOTICE of CLAIM for  
Water Right number:

3717466 (IDWR number)

United States of America acting through  
Bureau of Land Management  
Idaho State Office  
1387 South Vinnell Way  
Boise, ID 83709 - 1657

BLMIDENT:

3705680103

Stg:

StFed:

J

S

NONE

Other Right and date:

NAME and  
ADDRESS:

SOURCE:

Source

Tributary

EAST DEMPSEY CREEK

DRY CREEK

QUANTITY:

0.02

CFS

or VOLUME:

0

Acre Feet

The quantity of water under this right for stockwater shall not exceed 13,000 gallons per day.

PRIORITY DATE:

1/1/1879

Diversion Means: INSTREAM USE

REMARKS:

POINT of  
DIVERSION:

| Twtnship | Range | Section | T1 | T2 | T3 | LOT | B/E | within the | County of |
|----------|-------|---------|----|----|----|-----|-----|------------|-----------|
| 03S      | 11E   | 25      | NE | NW | SE | 0   | B   | 39         | ELMORE    |
| 03S      | 11E   | 25      | SE | NW | SE | 0   | E   | 39         | ELMORE    |

PURPOSE  
and  
PERIOD  
OF USE:

| Purpose of Use | Period of Use (from - to): | Rate in CFS | or   | Volume in AcF |
|----------------|----------------------------|-------------|------|---------------|
| 04             | 0101                       | 1231        | 0.02 | 0             |

CONSUMPTIVE  
USE:

de minimis stockwater use

DATE: 30-Jul-98 2:11 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        | 03S  | 11E | 25  | NW | SE | 0   | 39         | ELMORE    |

RECEIVED

JUL 31 1998

Department of Water Resources

