

11/04/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 47-16848

NAME AND ADDRESS: JOSEPH E TUGAW
3277 WOODRIDGE DR
TWIN FALLS ID 83301

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.020 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1872

POINT OF DIVERSION:
T12S R18E S16 NWSWNE Within CASSIA County
T12S R18E S16 SENESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 11/01	0.020 CFS

PLACE OF USE: STOCKWATER Within CASSIA County
T12S R18E S16 SWNE T12S R18E S16 NESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

THIS RIGHT HAS BEEN RENUMBERED FROM 45-12905.

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 47-16848
Date Received: 11/1/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOSEPH E TUGAW Phone: (208)734-7511

3277 WOODRIDGE DR
TWIN FALLS ID USA 83301

STATE
WIT B47
Rock

2. Date of Priority: 06/01/1872

3. Source: SPRING Trib. to: SINKS
SPRING SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	18E	16	NW SW NE	CASSIA	
12S	18E	16	SE NE SW	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	04/01	11/01	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 780

Renumbered
from
4512905

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
12S	18E	16	SW NE	STOCKWATER	
			NE SW	STOCKWATER	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

11/1/02: THIS CLAIM IS RENUMBERED FROM 45-12905. IT WAS DETERMINED THAT THE POINTS OF DIVERSION AND PLACES OF USE WERE LOCATED IN BASIN 47. - VH

SPRINGS ARE LOCATED ON STATE LAND WITH NO DEVELOPED SYSTEMS, TRIBUTARY TO THE ROCK CREEK DRAINAGE, AND LEASED UNDER A GRAZING PERMIT BY CLAIMANT.

15. Basis of Claim: Beneficial Use

NOTE TO FILE

From: Vikie Hancock

11/4/02

Regarding: Joe Tugaw stockwater claims

In reviewing these rights for recommendation it was determined that some of the springs were identified and claimed in the wrong creek drainage. This required some splitting of claims, some shuffling of PODs and POU's between claims and, in the case of springs located in the Rock Creek drainage, a renumbering of claims to basin 47. The following summary will hopefully help explain the eventual grouping of the various springs.

45-12896: Recommended after deleting four springs which were tributary to Rock Creek (see **47-16846**).

45-12897: Spring in SWSW Section 15 was tributary to Rock Creek and recommended as **47-16847**. Springs tributary to Dry creek recommended as **45-13501** and springs tributary to Cottonwood Creek recommended as **45-13502**.

45-12898: Split into **45-13499** for springs tributary to Dry Creek and **45-13500** for springs tributary to Cottonwood Creek.

45-12899: Recommended after deleting "Lost Hat Spring"* which is tributary to Rock Creek (Lost Hat Spring included in 47-16844).

*there are two Lost Hat Springs in Section 34, T13S, R19E.

45-12900: Recommended after deleting "East Line Spring" which is trib to Rock Creek. (East Line Spring included in 47-16845).

45-12901: Recommended as **47-16844** (Rock Creek Drainage)

45-12902: Recommended as **47-16845** (Rock Creek Drainage)

45-12903: Recommended as claimed

45-12904: Recommended as claimed

45-12905: Recommended as **47-16848** (Rock Creek Drainage)

NOTE: THE BASIN 47 RIGHTS NOTED ABOVE HAVE BEEN LINKED TO POINTS OF DIVERSION IN SDE AND RECOMMENDATIONS ARE COMPLETE.

LAND POUs

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A45-12905**
Date Received: 7/28/1999
Receipt No: 5022417
Received By: X

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOSEPH E TUGAW 208-734-7511
Address: 3277 WOODRIDGE DR
TWIN FALLS ID 83301

2. Date of Priority: JUN 1, 1872

3. Source: SPRING Trib. to: SINKS
SPRING SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	18E	16	NW	SW	NE		CASSIA
			SE	NE	SW		CASSIA

5. Description of diverting works:
INSTREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	04/01	11/01	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
780 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12S	18E	16	SW	NE		STOCK	
			NE	SW		STOCK	

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

14. Remarks:

SPRINGS ARE LOCATED ON STATE LAND WITH NO DEVELOPED SYSTEMS,
TRIBUTARY TO THE ROCK CREEK DRAINAGE, AND LEASED UNDER A GRAZING
PERMIT BY CLAIMANT.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and
understand the form entitled "How you will receive notice in the Snake River
Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay
a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

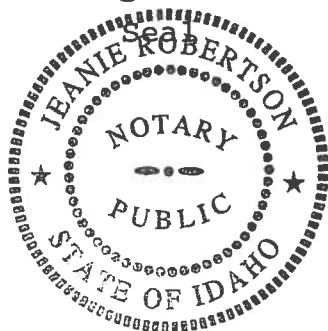
I/We do solemnly swear or affirm that the statements contained in the
foregoing document are true and correct.

Signature of Claimant(s): *Joseph T. Hagan* Date: 8-2-99
_____ Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of August 19 99

Jeanie Robertson
Notary Public



Residing at Twin Falls, Id.
My Commission Expires 9-23-2000