

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 47-16441 V1

WATER RIGHT NUMBER: 47-16441 V1

Owner Type

Current Owner

Name and Address

UNITED STATES OF AMERICA ACTING THROUGH
 USDA FOREST SERVICE
 550 W FORT ST MSC 033
 BOISE, ID 83724
 (208)387-0835

Priority Date: 05/01/1875

Basis: Beneficial Use

Status: Active

Source

THOROUGHbred POND SPRING

Tributary

SINKS

Beneficial Use

STOCKWATER

From To

5/01 to 11/30

Diversion Rate

0.020 CFS

Annual VolumeTotal Diversion:

0.020 CFS

Location of Point(s) of Diversion

THOROUGHbred POND SPRING

SW1/4NW1/4

Sec. 10, Twp 16S, Rge 19E, B.M.

CASSIA County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	19E	10							X										

Conditions of Approval:

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

Remarks:

1. Explanatory FOREST SERVICE RECORD ID = 041417040211130039 00 1849 Cattle

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 47-16441 V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

SubCase:

SubCase Number: 47-16441
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned: NICHOLAS B SPENCER
Adjudication Agent:
Basis of Claim:
Date Filed: 6/7/1999 Objection Status: Active
Date Filed: 6/7/1999 Objection Status: Active
Date Filed: 4/30/1999 Objection Status: Active
Date Filed: 6/8/1999 Objection Status: Active
Date Filed: 6/8/1999 Objection Status: Active

AJ5809NP
No. R47-16441

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/10/98
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	05/01/1875	STOCKWATER	05-01 11-30	0.04 CFS	0.04 CFS
TOTAL DIVERSION:					0.04 CFS	0.04 CFS

Water Source: THOROBRED P SPRING

Tributary to: SINKS

Point(s) of Diversion:

T16S R19E S10

SWNW

Stage: BENEFICIAL USE

CASSIA County

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	Lt	Ac	Lt	Ac	Lt	Ac
16S	19E	10	:																		

POU County: CASSIA

Non-Irrigation Uses: 1849

Cattle

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A47-14923 A47-16441 F47-16441 R45-11997 R47-14923

Remarks: GEN FOREST SERVICE RECORD ID = 041417040211130039 00

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 10/10/97 DSHAFF

N1112N13
on 747

D 6-23-98

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: 47-16441

RECEIVED

MAY 28 1998

Department of Water Resources

FILED UNDER STATE LAW

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service
Address: 550 W. Fort Street MSC033
Boise ID 83724
2. Date of Priority: 05/01/1875
3. Source of water: THOROUGHbred POND SPRING Tributary: SINKS
4. Location Meridian BOISE
Description of Diversion Works: Pond From: Spring
Location of Point of Diversion
T: 16 S R: 19 E S: 10 SWNW
Location of Point of Use
T: 16 S R: 19 E S: 10 SWNW
5. Quantity claimed: Period Quantity For
5/ 01 - 11/ 30 0.02 CFS Stockwater
6. Total Consumptive Use Claimed for Present and Future Use is:
0.02 CFS
7. Present and future uses to which the water is or will be used:
Stockwater
8. Attach the legal description of the reservation, and maps showing for each consumptive use the existing and proposed place of use and existing points of diversion.
Bound separately
9. Remarks:
State Basin: 47
National Forest: Sawtooth
Forest Service Record ID: 04 14 17040211 13 0039
10. Describe any other water rights used at the same place and for the same purposes as described above: None
11. Counties within the reservation: Not available

Notice is hereby given that the United States Department of Justice will represent the Department of Agriculture, Forest Service, in all matters pertaining to the Snake River Basin Adjudication. All notices required by law to be mailed by the Director to the claimant should be mailed to the individuals at the address below:

Bruce Bernard
U.S. Department of Justice
Environment and Natural Resources Division
550 W. Fort Street, Box 33
Boise, ID 83724

This form is an attachment to a letter forwarding the claims of the U.S. Department of Agriculture, Forest Service. The signature and affirmation on such letter constitutes the signature of the authorized agent representing the United States of America required for each such claim.

AJ5809NP
No. F47-16441

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/10/98
PAGE: 10

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	05/01/1875	STOCKWATER	05-01 11-30	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: THOROUGHbred POND SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T16S R19E S10

SWNW

CASSIA County

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	Lt	Ac	Lt	Ac
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---
16S	19E	10	:									S							

POU County: CASSIA

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

A47-14923 A47-16441 R45-11997 R47-14923 R47-16441

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 FOREST SERVICE RECORD ID = 0414 17040211 13 0039
1849 Cattle

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 06/10/1998 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: 05/29/98 AJCTR 06/10/98 AJU5-DJO

AJ5809NP
No. R47-16441

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/22/98
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE 324 25TH STREET OGDEN UT 844012394 (801) 625-5360	05/01/1875	STOCKWATER	05-01 11-30	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: THOROBRED P SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion: T16S R19E S10

SWNW

CASSIA 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	Lt	Ac
16S 19E 10 :								S													

POU County: CASSIA

Non-Irrigation Uses: 1849 Cattle

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

A47-14923 A47-14923E A47-16441 F47-16441 R45-11997 R47-14923

Remarks: GEN FOREST SERVICE RECORD ID = 041417040211130039 00

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

02
NO diversion
works

7/23/98

JAN-16-1997
0332

1

RIGHT NUMBER:

 renumbered 4716441

NAME AND ADDRESS:

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
324 25TH STREET
OGDEN UT 84401-2394

SOURCE:

THOROBRED P SPRING

TRIBUTARY: SINKS

QUANTITY:

0.04 CFS

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

PRIORITY DATE:

05/01/1875

POINT OF DIVERSION:

T16S R19E S10

SWNW

Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
05-01 11-30

QUANTITY
0.04 CFS

PLACE OF USE:

STOCKWATER
T16S R19E S10

Within CASSIA County
SWNW

OTHER MATTERS 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.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
FOREST SERVICE RECORD ID = 041417040211130039 00
1849 Cattle

11947



WATER RIGHT NUMBER - A45-11997

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** A - ATTORNEY ***

GHELETA, M OR D ZANE OR E GOULD

1 - US DEPT OF JUSTICE

2 - ENVIRON AND NAT RESOURCE DIV

3 - 550 W FORT STREET BOX 33

CITY- BOISE

STATE- ID ZIP- 837240001

PHONE - 208-387-0835

*** C - CURRENT OWNER ***

AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDA FOREST SERVICE

2 - 324 25TH STREET

3 -

CITY- OGDEN

STATE- UT ZIP- 844012394

PHONE - 801-625-5360

*** K - ALSO KNOWN AS ***

US DEPT OF AGRICULTURE

1 - FOREST SERVICE

2 - 324 25TH STREET

3 -

CITY- OGDEN

STATE- UT ZIP- 844012394

PHONE - 801-625-5360

USFS

1 -

2 -

3 -

CITY- X

STATE- UT ZIP- 0

PHONE -

*** R - REPRESENTATIVE ***

BOYLE

GARY

1 - USDA FOREST SERVICE

2 - 324 25TH STREET

3 -

CITY- OGDEN

STATE- UT ZIP- 844012394

PHONE - 801-625-5360

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
05/01/1875 17 SOUTHERN J - BENEFICIAL USE+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
THOROBRED P SPRING SINKS+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY DIVERSION NAME

16S 19E 10 SW NW (31) CASSIA

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER

05/01

11/30

0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

WATER RIGHT NUMBER - A45-11997

PREFIX TRANSLATION: ADJUDICATION CLAIM

TWN	RNG	SEC	TRACT	LOT	ACRES	CODE	DESCRIPTION	COUNTY
16S	19E	10	SW NW			04	STOCKWATER	(31) CASSIA
+ - - DIVERSION MEANS - POND								
+ - - NON-IRRIGATION USE - 1849 CATTLE								
+ - - OTHER RIGHTS FOR SAME USE -								
+ - - REMARKS - - - - -								
FOREST SERVICE RECORD ID = 041417040211130039 00								
+ - - OLD WATER RIGHT NUMBERS - - - - -								
NO OLD WATER RIGHT NUMBERS FOUND.								
+ - - CONDITIONS OF APPROVAL - - - - -								
NO CONDITIONS OF APPROVAL FOUND.								
+ - - - - DECREE PLAINTIFF - - - +			+ - - - - DECREE DEFENDANT - - - +			+ - DECREE DATE - +		
						00/00/0000		
+ - - AUDIT FIELDS - 04/23/94 AJCTR								
+ - - COMMENTS - - - - -								
NO COMMENTS FOUND								
+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -								
COURT REPORT FILING - 00/00/0000			FIELD INSPECTION MADE - 00/00/0000			CIVIL CASE NUMBER - 39576		
OBJECTION FILED DATE - 00/00/0000			FIELD INSPECTION FLAG -			OLD CASE NUMBER -		
RESPONSE FILED DATE - 00/00/0000			VERIFIED DATE - 00/00/0000			OLD JUDICIAL DISTRICT -		
CLAIM RECEIVED DATE - 03/25/1993			LAST AMENDED DATE - 00/00/0000			TEMPORARY RIGHT - P		
PROOF DUE DATE - 00/00/0000			PROOF MADE DATE - 00/00/0000			WATER DISTRICT -		
LICENSED DATE - 00/00/0000			RECEIPT NUMBER - X111111			FEDERAL/STATE INDICATOR - S		
CLAIMS TAPE ERROR FLG -			POU OWNERSHIP FLAG - Y			PRESUMPTION FLAG -		
FEE EXEMPT FLAG -			NAME CONNECTOR -			NOTICE OF ERROR FLAG -		

Mahogany Butte

DATA ENTRY
ENTERED
CHECKED

1297
1297

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
FEB 24 1995

CERTIFIED
FEB 27 1995
WATER EXAMINER