

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

In Re SRBA

NCAF

AMENDED NOTICE of CLAIM for
Water Right number:

Case No. 39576

3211220 (IDWR number)

United States of America acting through
Bureau of Land Management

BLMIDENT: Stg: StFed:

NAME and
ADDRESS:

Idaho State Office
1387 South Vinnell Way
Boise, ID 83709 - 1657

3203588085

J

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Other Right and date:

SOURCE:

Source	Tributary
Deadhorse Creek	Middle Creek

QUANTITY:

0.02 CFS or VOLUME: Acre Feet

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

PRIORITY DATE:

1/1/1880

Diversion Means: Instream use

REMARKS:

POINT of
DIVERSION:

Twndship	Range	Section	T1	T2	T3	LOT	B/E	within the	County of
12N	34E	17	NE	SW	NE		B1		Clark
12N	34E	17	SW	SE	SE		E1		CLARK
12N	34E	20	NE	NE	SE		B2		CLARK
12N	34E	20	SW	SE	SE		E2		CLARK

PURPOSE
and
PERIOD
OF USE:

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

CONSUMPTIVE
USE:

de minimis stockwater use

DATE: 04-Jun-99

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	Twnd	Rge	Sec	T1	T2	LOT	within the	County of
04	12N	34E	17	SW	NE			CLARK
04	12N	34E	17	NW	SE			CLARK
04	12N	34E	17	SW	SE			CLARK
04	12N	34E	17	SE	SE			CLARK
04	12N	34E	20	NE	SE			CLARK
04	12N	34E	20	SE	SE			CLARK

RECEIVED

JUN 09 1999

DMT
6/7/99

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: **A32-11220**
Date Received: 6/24/1999
Receipt No: X111111
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: UNITED STATES OF AMERICA ACTING THROUGH 208-373-4000
Address: USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709

2. Date of Priority: JAN 1, 1880

3. Source: DEADHORSE CREEK Trib. to: MIDDLE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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Beginning Point of Instream Flow

12N	34E	17	NE	SW	NE		CLARK
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Ending Point of Instream Flow

12N	34E	20	SW	SE	SE		CLARK
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5. Description of diverting works:
IN STREAM STOCKWATERING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	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:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
12N	34E	17	SW		NE		STOCK	
			NW		SE		STOCK	
			SW		SE		STOCK	
			SE		SE		STOCK	
		20	NE		SE		STOCK	
			SE		SE		STOCK	

11. Place of use in counties: CLARK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

BLM NUMBER 3203588085

15. Basis of Claim: BENEFICIAL USE

July 30, 1999

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 10, 1999

Water right number: 32-11220

HAUGRUD, JACK OR G GARVER OR D ZANE
US DEPT OF JUSTICE
ENV & NR DIV GEN LIT SEC
WASHINGTON DC 20044-0663

Daytime Telephone Number: (208) 524-7533 - Deena Teel (Bureau of Land Management)
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Point of Diversion: Some beginning and ending points have been omitted on the preliminary recommendation

2. Describe the changes you wish to make in the proposed recommendation:

- Need to include additional points of diversion which demonstrate where the stream enters and exits BLM land (see attached preliminary recommendation)

3. Give a brief explanation as to why you disagree with these portions:

- Additional points of diversion should be included to demonstrate breaking points between BLM and private land. BLM wishes to avoid any confusion about the description of this water right, and BLM will object to achieve that end if necessary.

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 8/26/99

SIGNATURE: Deena Teel

Please print your name: Deena Teel



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

December 8, 1999

Diana Delaney, Chief Clerk
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

Re: In Re SRBA, Subcase Nos. 32-11220, 32-10739 & 32-10381

Dear Diana:

Enclosed for filing regarding the above are three unique original **DOMESTIC AND STOCK WATER OBJECTIONS**. Please conform the enclosed copies of the same and return them in the self addressed, stamped envelope provided.

Thank you for all of your assistance, and please don't hesitate to contact me directly at (208) 334-4536 if I can answer any questions.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Kelly R. Jennings", is written over the typed name.

KELLY R. JENNINGS
Natural Resources Division

Enclosures



18374

In Re SRBA
Case No. 39576

A.

Subcase 32-11220
(Insert water right number)

**DOMESTIC AND
STOCK WATER RIGHT
OBJECTION**

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho
Address: 700 W. Jefferson, Room 210
P.O. Box 44449
Boise, Idaho 83711-4449
Phone: Work: (208) 334-2400 Home: N/A

Name and Address of Attorney, if any:

Attorney Name: ALAN G. LANCE
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
PETER J. AMPE
Deputy Attorney General

Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449

Attorney Phone No. (208) 334-2400
Idaho State Bar No. 5209

Y
R
C
C

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: United States of America Acting Through
Address: USDI Bureau of Land Management
1387 S. Vinnell Way
Boise, Idaho 83709-1657

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: If this water right exists, the State Law based portion of this right should have a priority date no earlier than June 28, 1934.
5. ☐ **Points of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
11. **I object because:**
 - ☒ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on December 8, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

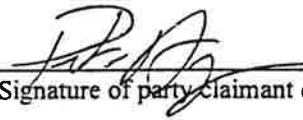
2. One copy to the owner of the water right at the following address:

United States of America Acting Through
USDI Bureau of Land Management
1387 S. Vinnell Way
Boise, Idaho 83709-1657

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of party claimant or attorney

