

A37-16167

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 AND FEDERAL 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  
(RESERVED..... 1926-04-17)  
AGENCY NUMBER: 3705481898  
BLM NUMBER: 3705481898  
BASIS OF CLAIM: BENEFICIAL USE  
(SUBSEQUENT FEDERAL RESERVE)  
BASIN NUMBER: 37

| SOURCE          | TRIBUTARY TO        |
|-----------------|---------------------|
| -----<br>SPRING | -----<br>FISH CREEK |

-----  
DESCRIPTION OF DIVERSION WORKS  
-----  
NONE

| PURPOSE OF USE | DIVERSION<br>RATE | DIVERSION<br>VOLUME | PERIOD OF USE<br>FROM | TO    |
|----------------|-------------------|---------------------|-----------------------|-------|
| -----          | -----             | -----               | -----                 | ----- |
| STOCKWATER     | 0.030             | 0.00                | 0101                  | 1231  |
| WILDLIFE       | 0.030             | 0.00                | 0101                  | 1231  |
| TOTAL:         | 0.030 CFS         | 0.00 AF             |                       |       |

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NON-IRRIGATION USES  
-----  
STOCKWATER, 100 RANGE CATTLE. WILDLIFE VARYING AMOUNTS.

| POINT OF DIVERSION |       |       |        |        |        |       |        |
|--------------------|-------|-------|--------|--------|--------|-------|--------|
| TWP                | RNG   | SEC   | TRACT1 | TRACT2 | TRACT3 | LOT   | COUNTY |
| -----              | ----- | ----- | -----  | -----  | -----  | ----- | -----  |
| 01N                | 22E   | 08    |        | SW     | SE     | 00    | BLAINE |

| PLACE OF USE |       |       |        |        |       |        | IRRIGATED |       |
|--------------|-------|-------|--------|--------|-------|--------|-----------|-------|
| TWP          | RNG   | SEC   | TRACT1 | TRACT2 | LOT   | COUNTY | OWNED     | ACRES |
| -----        | ----- | ----- | -----  | -----  | ----- | -----  | -----     | ----- |
| 01N          | 22E   | 08    | SW     | SE     | 00    | BLAINE | YES       | 0.0   |
| 01N          | 22E   | 08    | SW     | SE     | 00    | BLAINE | YES       | 0.0   |

TOTAL ACRES IRRIGATED: 0.0

MICROFILMED

OCT 26 1994

BLM NUMBER: 3705481898

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TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

-----  
WATER FEDERALLY RESERVED, SEE REMARKS

REMARKS

-----  
1926 RESERVED - EXECUTIVE ORDER DATED APR 17

PWR NO. 107

| 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: SPRING

Tributary to: FISH CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T01N R22E S08

NWSWSE

BLAINE 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   |
| 01N 22E 8 |      |      |      |      |      |      |      |      |      |      |      |      |      |      | S    |      |

POU County: BLAINE

Other Rights: WATER FEDERALLY RESERVED, SEE REMARKS

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

A37-16166 A37-16167 A37-16168 R37-16166

Conditions of Approval:

- D01 - \*\*\*\*\*  
- \* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. \*  
- \* \* \* \*  
- \* THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW \*  
- \* WITH AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN \*  
- \* EXECUTIVE ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC \*  
- \* WATER RESERVE 107. \*  
- \*\*\*\*\*  
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 = 3705481898  
STOCKWATER, 100 RANGE CATTLE. WILDLIFE VARYING AMOUNTS.

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

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

9-10-98

AJ5809NP  
No. R37-16167

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/28/98  
PAGE: 60

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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

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:

3716167 (IDWR number)

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: Stg: StFed:

3705481898 J X

WATER FEDERALLY  
RESERVED, SEE  
REMARKS

4/17/1926

SOURCE:

|        |            |
|--------|------------|
| Source | Tributary  |
| SPRING | FISH 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: UNDEVELOPED SPRING

REMARKS:

Also reserved pursuant to Federal law

POINT of  
DIVERSION:

| Twtnship | Range | Section | T1 | T2 | T3 | LOT | B/E | within the | County of |
|----------|-------|---------|----|----|----|-----|-----|------------|-----------|
| 01N      | 22E   | 8       | NW | SW | SE | 0   |     | 13         | BLAINE    |

PURPOSE  
and  
PERIOD  
OF USE:

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

CONSUMPTIVE  
USE:

de minimis stockwater use

DATE: 30-Jul-98 2:07 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        | 01N  | 22E | 8   | SW | SE | 0   | 13         | BLAINE    |

**RECEIVED**

JUL 31 1998

Department of Water Resources

