

A37-18234

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: 3705680905  
BLM NUMBER: 3705680905  
BASIS OF CLAIM: BENEFICIAL USE  
BASIN NUMBER: 37

| SOURCE         | TRIBUTARY TO       |
|----------------|--------------------|
| FOURMILE CREEK | BLACK CANYON CREEK |

DESCRIPTION OF DIVERSION WORKS  
NONE

| PURPOSE OF USE | DIVERSION RATE | DIVERSION VOLUME | PERIOD OF USE FROM | TO   |
|----------------|----------------|------------------|--------------------|------|
| STOCKWATER     | 0.370          | 0.00             | 0101               | 1231 |
| WILDLIFE       | 0.370          | 0.00             | 0101               | 1231 |
| TOTAL:         | 0.370 CFS      | 0.00 AF          |                    |      |

NON-IRRIGATION USES  
STOCKWATER, 1445 RANGE CATTLE, 1000 RANGE SHEEP. WILDLIFE VAR AMT

| POINT OF DIVERSION |     |     |        |        |        |     |         |
|--------------------|-----|-----|--------|--------|--------|-----|---------|
| TWP                | RNG | SEC | TRACT1 | TRACT2 | TRACT3 | LOT | COUNTY  |
| 03S                | 14E | 14  |        | SW     | SE     | 00  | GOODING |
| 04S                | 14E | 03  |        | NE     | SW     | 00  | GOODING |

| PLACE OF USE |     |     |        |        |     |         |
|--------------|-----|-----|--------|--------|-----|---------|
| TWP          | RNG | SEC | TRACT1 | TRACT2 | LOT | COUNTY  |
| 03S          | 14E | 14  | SW     | SE     | 00  | GOODING |

IRRIGATED OWNED ACRES  
YES 0.0

|     |     |    |    |    |    |         |     |     |
|-----|-----|----|----|----|----|---------|-----|-----|
| 03S | 14E | 23 | NW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | NE | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | SW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | SE | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | NE | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | NW | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | SW | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | NW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | SW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | SE | NW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | NE | SW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | SE | SW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | SW | SW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 35 | NW | NW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | NE | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | NW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | SW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | NW | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | NE | SW | 00 | GOODING | YES | 0.0 |
| 04S | 14E | 34 | SE | SW | 03 | GOODING | YES | 0.0 |
| 04S | 14E | 03 | NE | NW | 03 | GOODING | YES | 0.0 |
| 04S | 14E | 03 | SE | NW | 00 | GOODING | YES | 0.0 |
| 04S | 14E | 03 | NE | SW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 14 | SW | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | NW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | NE | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | SW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | SE | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | NE | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | NW | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 23 | SW | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | NW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | SW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | SE | NW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | NE | SW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | SE | SW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 26 | SW | SW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 35 | NW | NW | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | NE | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | NW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | SW | NE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | NW | SE | 00 | GOODING | YES | 0.0 |
| 03S | 14E | 34 | NE | SW | 00 | GOODING | YES | 0.0 |
| 04S | 14E | 34 | SE | SW | 03 | GOODING | YES | 0.0 |
| 04S | 14E | 03 | NE | NW | 03 | GOODING | YES | 0.0 |
| 04S | 14E | 03 | SE | NW | 00 | GOODING | YES | 0.0 |
| 04S | 14E | 03 | NE | SW | 00 | GOODING | YES | 0.0 |

TOTAL ACRES IRRIGATED: 0.0

BLM NUMBER: 3705680905

PAGE: 3

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

-----  
NONE

REMARKS

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

MICROFILMED

001 20 1334

AJ5809NP  
No. R37-18234

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/28/98  
PAGE: 9

| 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: FOURMILE CREEK

Tributary to: BLACK CANYON CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T03S R14E S14

NESWSE

GOODING County

Point(s) of Ending Stream Reach: T04S R14E S03

SENESW

GOODING 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 |
| 03S | 14E | 14 | : |    |    |    |    |      |    |    |    |      |    |    |    | S  | :  |
| 03S | 14E | 23 | : | S  |    | S  |    | S    |    | S  |    |      |    | S  |    | S  | :  |
| 03S | 14E | 26 | : |    |    | S  |    |      |    | S  |    | S    |    | S  |    |    | :  |
| 03S | 14E | 34 | : | S  |    | S  |    |      |    |    |    |      |    |    |    | S  | :  |
| 03S | 14E | 35 | : |    |    |    |    |      | S  |    |    |      |    |    |    |    | :  |
| 04S | 14E | 3  | : |    |    |    |    | 03-S |    | S  |    | S    |    |    |    |    | :  |
| 04S | 14E | 34 | : |    |    |    |    |      |    |    |    | 03-S |    |    |    |    | :  |

POU County: GOODING

Other Rights: NONE

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

A37-18234

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 = 3705680905  
STOCKWATER, 1445 RANGE CATTLE, 1000 RANGE SHEEP. WILDLIFE VAR AMT

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

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

10-6-98  
Q.

AJ5809NP  
No. R37-18234

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/28/98  
PAGE: 10

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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:

3718234 (IDWR number)

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

BLMIDENT: Stg: StFed:

3705680905

J

S

NONE

OtherRight and date:

NAME and  
ADDRESS:

SOURCE:

Source

Tributary

FOURMILE CREEK

BLACK CANYON 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      | 14E   | 14      | NE | SW | SE | 0   | B   | 47         | GOODING   |
| 04S      | 14E   | 3       | SE | NE | SW | 0   | E   | 47         | GOODING   |

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 2:12 PM

RECEIVED

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.

JUL 31 1998

Department of Water Resources

PLACE  
of USE:

| Water Use | Twtn | Rge | Sec | T1 | T2 | LOT | within the | County of |
|-----------|------|-----|-----|----|----|-----|------------|-----------|
| 04        | 03S  | 14E | 14  | SW | SE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 23  | NE | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 23  | NW | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 23  | SE | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 23  | SW | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 23  | NE | SE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 23  | NW | SE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 23  | SW | SE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 26  | NW | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 26  | SW | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 26  | SE | NW | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 26  | NE | SW | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 26  | SE | SW | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 26  | SW | SW | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 34  | NE | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 34  | NW | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 34  | SW | NE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 34  | NW | SE | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 34  | NE | SW | 0   | 47         | GOODING   |
| 04        | 03S  | 14E | 35  | NW | NW | 0   | 47         | GOODING   |
| 04        | 04S  | 14E | 3   | NE | NW | 03  | 47         | GOODING   |

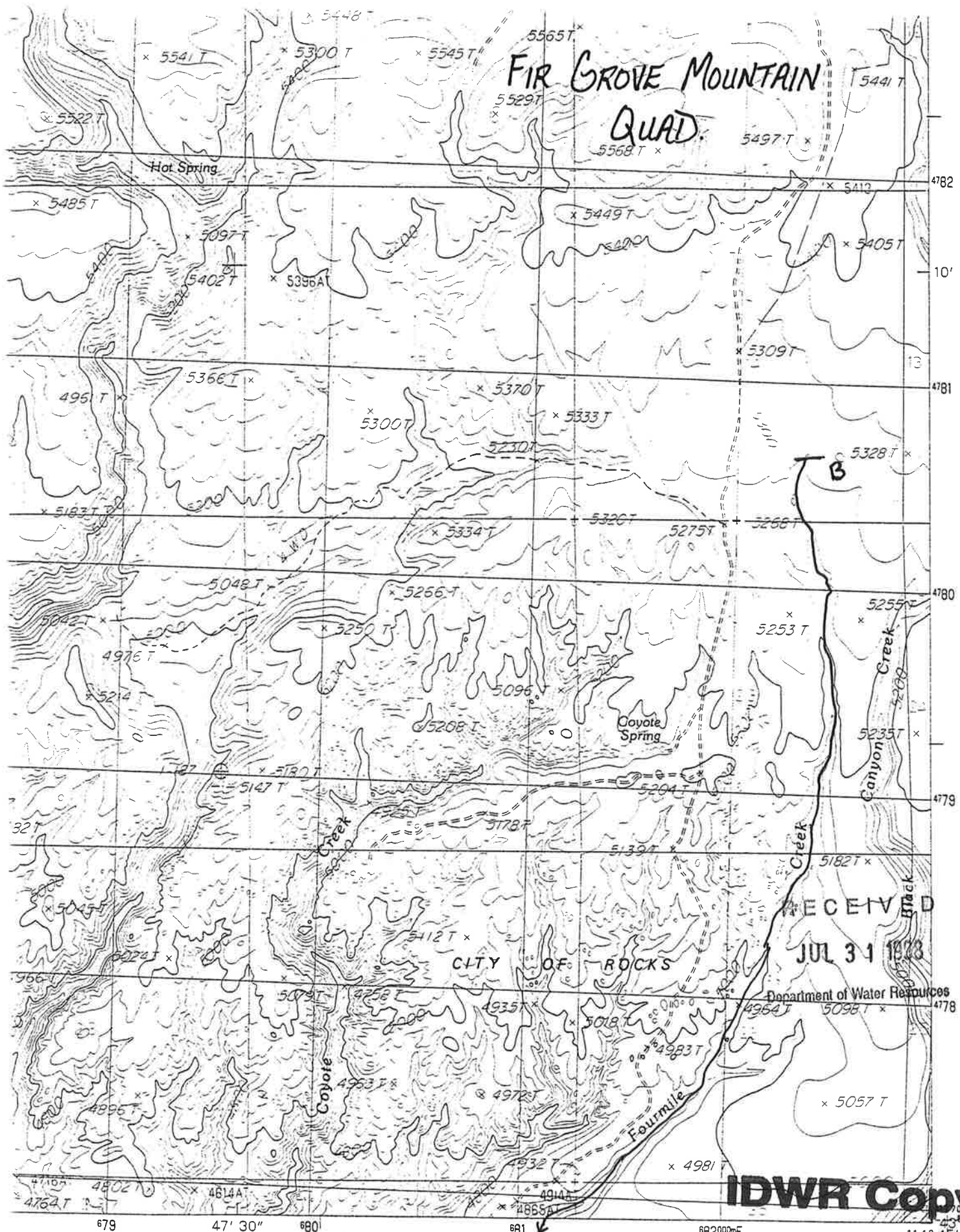
|  |    |  |     |     |  |    |    |    |    |  |    |         |
|--|----|--|-----|-----|--|----|----|----|----|--|----|---------|
|  | 04 |  | 04S | 14E |  | 3  | SE | NW | 0  |  | 47 | GOODING |
|  | 04 |  | 04S | 14E |  | 3  | NE | SW | 0  |  | 47 | GOODING |
|  | 04 |  | 04S | 14E |  | 34 | SE | SW | 03 |  | 47 | GOODING |

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JUL 31 1938

Department of Water Resources



3705680905

ROAD LEGEND

**IDWR Copy**

INTERIOR-GEOLOGICAL SURVEY, RESTON, VIRGINIA-1986

679

47' 30"

290000 FEET

681

682

114°

