

02/20/2003

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

RIGHT NUMBER: 37-7734

NAME AND ADDRESS: STATE OF IDAHO
IDAHO WATER RESOURCE BOARD
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0098

SOURCE: BANCROFT SPRINGS

TRIBUTARY: SNAKE RIVER

QUANTITY: 17.000 CFS

PRIORITY DATE: 09/13/1978

POINT OF DIVERSION:

T06S R11E S4 NWSWNE Lot 5 Within ELMORE County

T06S R11E S4 NWSWNE Lot 5 Within ELMORE County

This minimum stream flow is maintained within T06S, R11E, S04, Government Lot 5.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MINIMUM INSTREAM FLOW

1/01 12/31

17.000 CFS

Use of water under this right shall be non-consumptive.

PLACE OF USE:

The Place of Use is within T06S, R11E, S04, Government Lot 5.

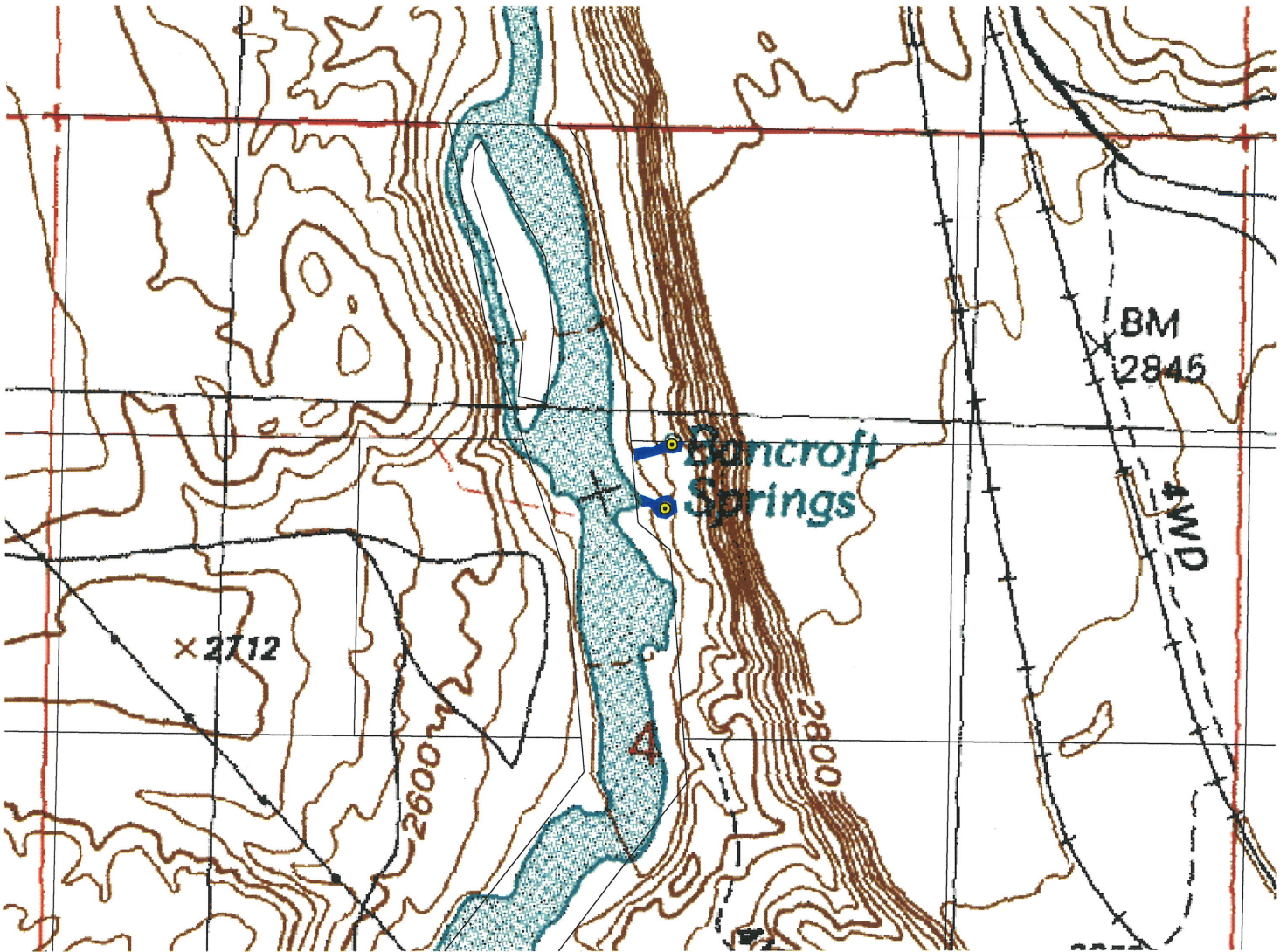
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

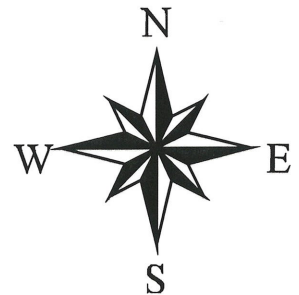
EXPLANATORY MATERIAL: License

This instream flow water right is subject to all prior water rights.

37-7734



T06S R11E S04



For informational purposes: CLF 02/13/03

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7734 Priority September 13, 1978 Amount 17.0 cfs

THIS IS TO CERTIFY, that Idaho Water Resource Board
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 37-7734 issued pursuant to Application for Permit dated September 13, 1978,
and has submitted proof to the Department of Water Resources on June 12, 1984,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of N/A of water from Bancroft Springs,
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Instream	from <u>January 1</u> to <u>December 31</u>	at <u>17.0</u> cfs and	<u>N/A</u>
Flow	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 17.0 cfs maintained
of water be ~~diverted~~ ^{maintained} at any one time, and
that the amount of water ~~so-diverted~~ ^{maintained} and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used, said waters to
be maintained within Government Lot 5, Section 4, Twp 6S, Rge 11E, Elmore County.

Description and location of place of use: As shown above

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

This instream flow water right is subject to all prior water rights.
The use of water under this right shall be non-consumptive.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10th day of

September, 19 84.

MICROFILMED

Director

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: A37-07734
Date Received: 5/22/1988
Receipt No: C002305
Received By: DS 8/22/88

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO 208-334-7900
Address: IDAHO WATER RESOURCE BOARD
STATEHOUSE
BOISE, ID 83720

2. Date of Priority: SEP 13, 1978

3. Source: BANCROFT SPRINGS Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
Beginning Point of Minimum Instream Flow					
06S	11E	4	NW SW NE	5	ELMORE
Ending Point of Minimum Instream Flow					
06S	11E	4	NW SW NE	5	ELMORE

5. Description of diverting works:
NONE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MINIMUM INSTREAM FLOW	01/01	12/31	17.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM FLOW

10. Place of Use:

Township Range Section 1/4 of 1/4 Lot Use Acres

11. Place of use in counties:

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

13. Other Water Rights Used:
NONE

14. Remarks:

THIS INSTREAM FLOW WATER IS SUBJECT TO ALL PRIOR WATER RIGHTS.

15. Basis of Claim: LICENSE
Water Right Number:

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: 2

For Organizations:

I do solemnly swear or affirm that I am Chairman of
Title

IWRB, that I have signed the foregoing
Organization
document in the space below as Chairman of
Title

IWRB and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Chairman, IWRB
Title and Organization

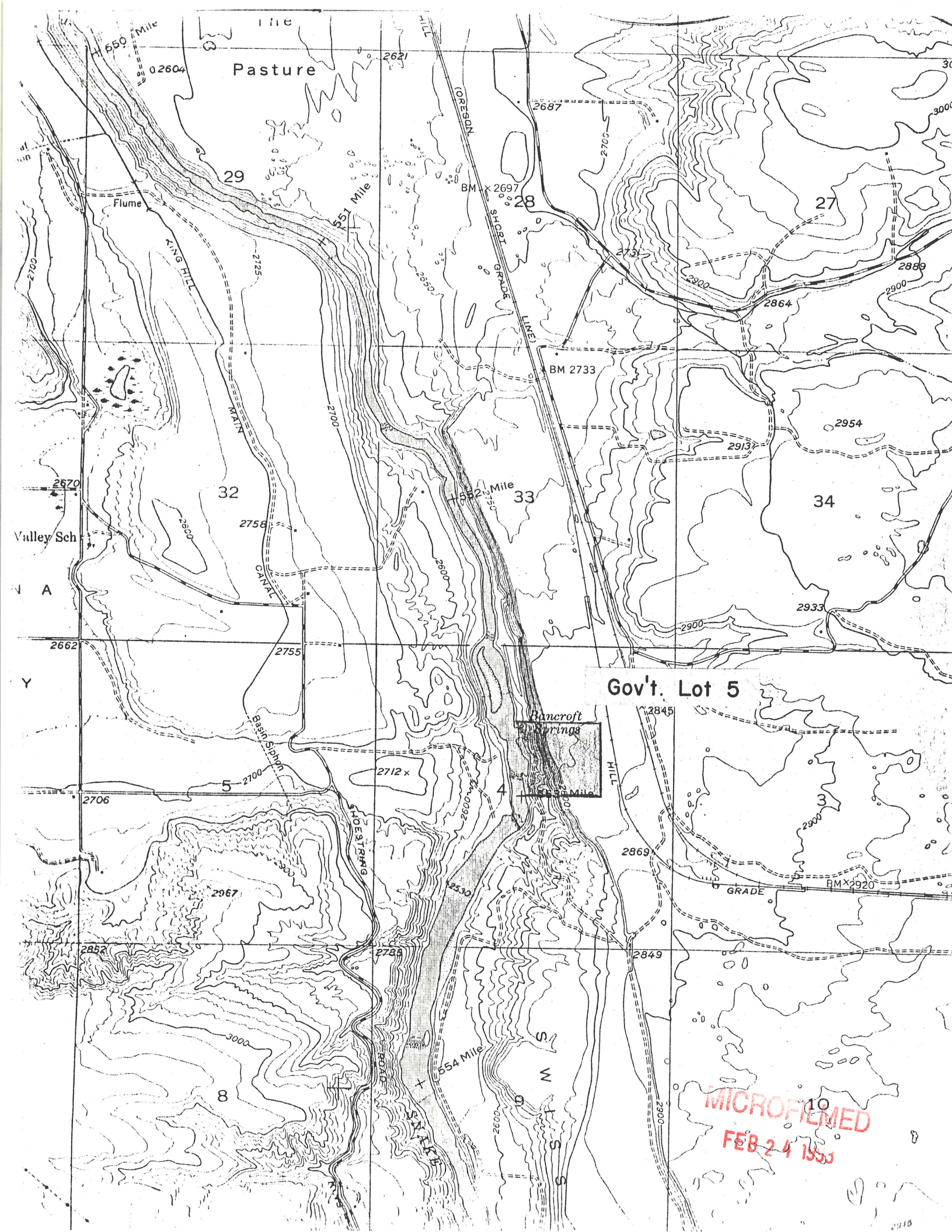
7/1/88
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of July 19 88
Seal

[Signature]
Notary Public

Residing at Emmett
My Commission Expires 5/30/92



N. 89° 43' W.
R.L. 100472.00
R.L. 100472.00

79.62

39.81

10
2.51

2

(2077)

40.74

N. 0° 13' E.

(1997)

Sec. 4
2.51

5

6

39.99

N. 0° 18' E.

Snake

9

MICROFILMED
FEB 24 1994

MICROFILMED

7540-224-7445
FORM DA-18 Rev. 6-86

WHITE - State Auditor
GREEN - Paying Agency
YELLOW - Billing Agency
PINK - Retain in Paying Agency
GOLDENROD - Retain in Billing Agency

State of Idaho
Office of State Auditor
INTER-AGENCY BILL

C002305

AUDITOR USE

Document No.

00627

Pre Audit

Date

JUL 16 1990

FOR AGENCY USE

46	
Delivery Date	Billing Date 7-13-90
Agency Code 19-3002	

TO: (Paying Agency)

WATER RESOURCES

FROM: (Billing Agency)

WATER RESOURCES

INSTRUCTIONS:

1. BILLING AGENCY: Prepare 5 copies of DA-18. Complete sections A and B and sign. Detach goldenrod copies and forward rest of form to receiving agency. Yellow copy will be returned to you after this transaction has been processed.
2. PAYING AGENCY: Upon receipt of this form, complete section C. Sign, detach pink copy for your files and forward remaining copies to office of State Auditor. Green copy will be returned to you after form has been processed.
3. NOTE: Inter-agency bills may be used only for charges of materials or services from one agency to another. This form may not be used for intra-agency transfers of adjustment.

A. THIS SECTION CONTAINS THE NAME, PRICE, AND DESCRIPTION OF MATERIALS OR SERVICES SUPPLIED.

Description	Unit	Quantity	Unit Price	Amount
Snake Basin Adjudications Water Right Filings: A02-00201; A02-00223; A02-00200; A0200224; A03-00006; A03-00007; A0300008; A37-07727; A37-07728; A36-07818; A37-07734; A37-07739				743,652.00

B. THIS SECTION PROVIDES FOR AN INTER-AGENCY CREDIT TO THE BILLING AGENCY FOR THOSE ITEMS SHOWN ABOVE.

Line	Program	Acct.	Recpt. Class	Amount	For Agency Use
1	04-10-162	9337	6890	171,612.00	
2	04-10-162	"	7190	572,040.00	

743,652.00

C. THIS SECTION CHARGES THE AMOUNT SHOWN IN SECTION A TO THE PROPER ACCOUNTS INDICATED BELOW.

☐ PARTIAL ☐ FINAL		Encumbrance Reference Number:				
Agency Code	Line	Program	Acct.	Exp. Class	Amount	For Agency Use
19-3002	1	01-30-999	1101	9690	743,652.00	
TOTAL					743,652.00	

MICROFILMED
FEB 24 1993

I hereby certify that the items listed above were furnished to the state agency indicated and that the amounts billed are proper charges:

Signed _____ (Authorized Agent of Billing Agency) Signed _____ (Authorized Agent of Paying Agency)