

47-4178

U.S. DEPT. OF INTERIOR,
BUREAU OF LAND MGMT.
RT 3 BOX 1, BURLEY, ID
83318

Source: DAVES SPRING
tributary to DEEP CREEK,
NORTH FORK

Priority Date: 04/01/1960

Amount: 0.0060 CFS

Diversion Point: NWNW Sec
27 T 14S R 17E, TWIN FALLS
Co.

Use: STOCKWATER (0.0060
CFS) from 04/01 to 11/30

Place of Use: NWNW Sec 27
T 14S R 17E

Diversion Means: PIPE

Any exception to any
claim of water right may be
filed with the Director of the
Idaho Department of Water
Resources, 1041 Blue Lakes
Blvd. North, Twin Falls,
Idaho 83301.

C. STEPHEN ALLRED
Director

PUBLISH: Thursday, Sep-
tember 18 and 25, 1980.

Affidavit of Publication

N^o 10581

STATE OF IDAHO, }
COUNTY OF TWIN FALLS } ss.

I, Linda Capps McBuire being first duly sworn upon
oath, depose and say that I am Print Clerk of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for Two
consecutive Weeks, commencing with the issue dated

September 18, 19 80, and ending with the issue dated
September 25, 19 80.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me on this

Linda Capps McBuire
September, 19 80

Thelma Rawlett-Smith
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

RECEIVED

SEP 20 1980

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

OCTOBER 7, 1980

BUREAU OF LAND MGMT. U.S. DEPT. OF INTERIOR
RT 3 BOX 1
BURLEY ID 83318

RE: Claim No. 47-4178

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Loren O. Holmes
LOREN O. HOLMES
Southern Region Supervisor

SCANNED

JAN 29 2002

Enclosure

AUG 21 1980
Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that U.S. Dept. of the Interior, Bureau of Land Management
(Name of Claimant)
Route #3, Box 1, Burley, Idaho 83318 Telephone No. 678-5514
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1960

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Dave's Spring tributary to N. Fork of Deep Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.006 cfs</u>	Use	<u>Stock Water</u>	Period of Use From <u>4/1</u>	To <u>11/30</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 27 Twp. 14 S. Rge. 17 E.B.M., County of Twin Falls
Additional points of diversion: None

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. One of the three springs is piped to the stock tank with overflow going to the pond. Flow from the other springs stay in the natural drainage.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14S	17E	27						XX											
								XX											

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: The water is held in a tank and used as stock water, in order to achieve better distribution of the cattle over the federal rangeland.

NOTE: Include here the type and number of stock watered: 1000 cattle
If you are claiming water as a member of an organization, list name of organization: Bureau of Land Management

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(8) Remarks This spring is on federal land and in 1960 was improved with a tank and pond, without authorization from the Bureau of Land Management. In 1979, the old tank was replaced with a new one.

24									
28			27			26			25
33			34			35			36

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Caribou Township Fall ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 7 day of August, 1980.
Scott M. Anderson
(Claimant)

Notary Public residing at
Burley, Idaho
My Commission expires
March 1, 1983

My commission expires _____

FOR DEPARTMENT USE ONLY			
Received by <u>[Signature]</u>	Date <u>8-21-80</u>	Exception filed by:	Forwarded to
Prelim. check by _____	Date _____		claimant by:
\$30.00 fee received by <u>[Signature]</u>	Date <u>8-19-80</u>	<u>ID-910-PHO-0024 (2-17-81 #17595)</u>	
Published in <u>Times News</u>			
Dates <u>9/18 & 9/25/80</u>			

47-4178
U.S. DEPT. OF INTERIOR,
BUREAU OF LAND MANAGEMENT,
RT 3 BOX 1, BURLEY, ID
83318

Source: DAVES SPRING
tributary to DEEP CREEK,
NORTH FORK

Priority Date: 04/01/1980
Amount: 9,000 CFS

Diversion Point: NWNW Sec
27 T 14S R 17E, TWIN FALLS
Co.

Use: STOCKWATER (2,000
CFS) from 04/01 to 11/30

Plan of Use: NWNW Sec 27
T 14S R 17E

Diversion Means: PIPE

Any objection to any
claim of water right may be
filed with the Director of the
Idaho Department of Water
Resources, 1041 Blue Lakes
Blvd. North, Twin Falls,
Idaho 83301.

C. STEPHEN ALFORD
Director

DO NOT WRITE IN THESE SPACES

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

Nº 10581

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oath, depose and say that I am Print Clerk of the TIMES-NEWS,
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the notice of advertisement, as per clipping attached, was published in the regular and
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that at the head of the editorial column of said combined newspapers, and in each issue there-
of, Thursday is announced as the day on which said legal notices will be published.

Linda Capps McQuinn
Subscribed and sworn to before me on this 18 day of

September, 19 80
Melba Rowlett-Smith
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

42-4128-

U.S. DEPT. OF INTERIOR, BUREAU OF LAND MGMT.

RT 3 BOX 1, BURLEY, ID 83318

Source: DAVES SPRING tributary to DEEP CREEK, NORTH FORK

Priority Date: 04/01/1960

Amount: 0.0060 CFS

Diversion Point: NWNW Sec 27 T 14S R 17E, TWIN FALLS Co.

Use: STOCKWATER (0.0060 CFS) from 04/01 to 11/30

Place of Use: NWNW Sec 27 T 14S R 17E

Diversion Means: PIPE

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

C. STEPHEN ALLRED

Director

Published 9/18 & 9/25/80.

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Idaho Department of Water
Resources, 1041 Blue Lakes
Blvd. North, Twin Falls,
Idaho 83301.

C. STEPHEN ALLRED

Director

PUBLISH: Thursday, Sep-
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maye
9/9/80*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

SEPTEMBER 5, 1980

Times News
P. O. Box 548
Twin Falls, Idaho 83301

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before OCTOBER 6, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

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