

DATE: 06/06/97
PAGE: 1

PAGE: 1

DIVERSION VOLUME

Field Inspection Flag:
Presumption Flag:

AJ0749NP

No. R61-11514

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/06/97
PAGE: 2

Comments: Date: 08/23/1993 User-ID: MCCARTHY Subject: REASON FOR DISALLOWAL
THE LICENSE, 61-07132, IS BELIEVED TO REPRESENT FIRST USE.

Date: 06/06/1997 User-ID: MMINICUC Subject: REVIEW
THIS CLAIM REPRESENTS USE OF THE SPRING PRIOR TO DEVELOPMENT OF
LICENSE 61-07132.
FED. CLAIM A61-11515.
LIMITED TO .02 CFS AS PER BASIN WIDE 12 DECISION.

Audit: 06/06/97 MMINICUC

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

RECEIVED

MAY 01 1997

WATER RESOURCES
WESTERN REGION

In Re SRBA

Case No. 39576

AMENDED NOTICE of CLAIM
for Water Right number:

A61-11514

A61-11515

United States of America acting through
Bureau of Land Management

NAME and
ADDRESS:

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

BLMIDENT:

6101780123

SOURCE:

Source

Tributary

PRINCE ALBERT SPRING

COLD SPRINGS CREEK

QUANTITY:

0.02

CFS

or VOLUME:

0

Acre Fee

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

PRIORITY DATE:

1/1/1876

POINT of
DIVERSION:

Twtnship	Range	Section	T1	T2	T3	LOT	within the	County of
03S	09E	25	NE	SW	SW	0		39ELMORE

PURPOSE
and
PERIOD
OF USE:

Purpose of Use	Period of Use (from - to):	Rate in CFS	or	Volume in Ac
04	0101	1231	0.07	0
16	0101	1231	0.02	0

CONSUMPTIVE
USE:

de minimis stockwater use

DATE:

30-Apr-97 5:45 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	03S	09E	25	SW	SW	0		ELMORE

AJ5809NP
No. F61-11514

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/06/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY BOISE ID 837091657 (208) 373-4000	01/01/1876	STOCKWATER WILDLIFE	01-01 12-31 01-01 12-31	0.07 CFS 0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: PRINCE ALBERT SPRING

Tributary to: COLD SPRINGS CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T03S R09E S25

NESWSW

ELMORE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE											
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
03S 09E 25 :																							

Place of use location for WILDLIFE is the same location as described for: STOCKWATER

POU County: ELMORE

Non-Irrigation Uses: STOCKWATER 210 RANGE CATTLE; WILDLIFE VAR. AMT.

Other Rights: WATER FEDERALLY RESERVED, SEE REMARKS

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

A61-04016 A61-07132 A61-11511 A61-11512 A61-11514 A61-11515 F61-07132 F61-11511 R61-07132 R61-11511

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. *
- * *****

Corrected
by Recommendation

diff. source

Fed.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 05/07/97 AJCTR

AJ5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

06/06/97 09:47:54

Page 1

Water Right Number - R61-11514

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***

HAUGRUD, JACK OR G GARVER OR D ZANE

1 - US DEPT OF JUSTICE

2 - ENV & NR DIV GEN LIT SEC

3 - PO BOX 663

City- WASHINGTON

State- DC Zip- 200440663

Phone - 202-272-4134

*** C - CURRENT OWNER ***

AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDI BUREAU OF LAND MANAGEMENT

2 - IDAHO STATE OFFICE

3 - 1387 S VINNELL WAY

City- BOISE

State- ID Zip- 83709

Phone - 208-373-4000

*** K - ALSO KNOWN AS ***

BLM

1 -

2 -

3 -

City- X

State- ID Zip- 0

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
01/01/1876 14 WESTERN I - DISALLOWED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
PRINCE ALBERT SPRING ✓ COLD SPRINGS CREEK ✓

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name
03S 09E 25 NE SW SW (39) ELMORE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.070 .02
16 - WILDLIFE 01/01 12/31 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.070 0.0
.02

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
03S 09E 25 SW SW 04 STOCKWATER (39) ELMORE

+ - - Diversion Means - USE AT SPRING SITE

+ - - Non-Irrigation Use - STOCKWATER, 210 RANGE CATTLE, WILDLIFE VAR. AMT.

+ - - Other Rights for Same Use - WATER FEDERALLY RESERVED, SEE REMARKS

Water right number - R61-11514

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

EXP
GEN

BLM RECORD ID = 6101780123
RECOMMENDED AS RIGHT NO. 61-07132.

STOCK, 210 210

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

P06 - RECOMMENDED AS RIGHT NO. _____: This is included for a
- claim that is PROPOSED to be disallowed because the right claimed
- is recommended pursuant to another right. The remark indicates
- the water right number of the OTHER right that is proposed to be
- recommended. If you are not mailed a notice of the recommendation
- of the OTHER right, then the OTHER right is recommended in
- another claimant's name.

Add
N11 & N13

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. *
- *****

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 08/23/93 MCCARTHY 12/21/93 FOSTER 09/11/96 NM-SHAFF 10/11/96 AD-SHAFF 05/07/97 D01-AJCT

+ - - - - Comments - - - - - +

Date: 08/23/1993 User Id: MCCARTHY Subject: REASON FOR DISALLOWAL
THE LICENSE, 61-07132, IS BELIEVED TO REPRESENT FIRST USE.

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/25/1993	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X111111	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

06/06/1997

OK to rec. This claim represents use of spring prior
to development of license 61-07132.

A61-11515 is Federal based claim.

A61-11516 has been withdrawn by BLT.

Limited to .02 CFS as per Bw 12 decision.

CLAIM NO. A61-07132
A61-11514
A61-11515 (F)
A61-11516

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR PREVIOUSLY RECORDED BLM RIGHTS

1. ☒ No Overlap with Claim by Private Individual - OWNERSHIP
☐ Overlaps with Claim by Private Individual
Claim No(s). _____
Claim totally disallowed _____ or partially deleted? _____
☐ Private claimant notification letter sent - Date _____
☐ No overlapping Federal Claim
☒ Overlapping Federal Claim
Claim No(s). A61-11514 & A61-11516 (disallowed)
2. ☒ No Change - DATE OF PRIORITY - Claim matches existing license or decree
☐ Change - Claim does not match existing license or decree
Priority date, per IDWR records, is _____.
3. ☒ No Change - SOURCE OR TRIBUTARY
☐ Source changed to reflect IDWR records - see remarks
☐ Source or trib changed, explain: _____
4. ☒ No Change - POINT OF DIVERSION - Claim matches existing license or decree added 10-acre tract
☐ Point of diversion changed, explain _____
☐ Point of diversion as claimed was changed from existing right - Map attached _____.
How was this verified? _____
5. N/A
6. ☐ No Change - WATER USES
☒ Water uses changed, explain: license & desc. of diversion
works do not indicate storage
☒ Water uses to reflect IDWR records as shown below:
Use stock From 4-1 To 11-30 Amount 0.01 cfs _____ af
Use wildlife From 1-1 To 12-31 Amount _____ cfs _____ af
7. ☐ No Change - TOTAL RATE AND VOLUME
☒ Total rate and volume changed to reflect IDWR records as shown:
0.01 cfs _____ afa
☐ Total rate and volume changed, explain _____

MICROFILMED

JUL 22 1994

8. N/A

9. ☐ No Change - **NON-IRRIGATION USES:** Completed on claim
☒ Changed to reflect data entry standards
☐ Incomplete on claim - Per IDWR records:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

10. ☒ No Change - **PLACE OF USE**
☐ Place of use changed, explain _____
☐ Place of Use as claimed was changed from existing right -
Map attached _____.
How was this verified? _____

Remarks:

*first use of this spring is believed to
have occurred at time of licensing -
beneficial use claims disallowed.*

Review Completed by: _____
signature

Date: _____

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

A61-11514
PRIORITY DATE: 1876-01-01
(RESERVED..... 1926-04-17)
AGENCY NUMBER: 6101780123
BLM NUMBER: 6101780123
BASIS OF CLAIM: BENEFICIAL USE
(SUBSEQUENT FEDERAL RESERVE)
BASIN NUMBER: 61

SOURCE

TRIBUTARY TO

PRINCE ALBERT SPRING

COLD SPRINGS CREEK

DESCRIPTION OF DIVERSION WORKS

USE AT SPRING SITE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF USE FROM	TO
STOCKWATER	0.070	0.00	0101	1231
WILDLIFE	0.020	0.00	0101	1231
TOTAL:	0.070 CFS	0.00 AF		

NON-IRRIGATION USES

STOCKWATER, 210 RANGE CATTLE; WILDLIFE VAR. AMT.

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
03S	09E	25	NE	SW	SW	00	ELMORE

PLACE OF USE

PLACE OF USE							IRRIGATED	
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	OWNED	ACRES
03S	09E	25	SW	SW	00	ELMORE	YES	0.0
03S	09E	25	SW	SW	00	ELMORE	YES	0.0

TOTAL ACRES IRRIGATED 0.0

MICROFILMED
JUL 22 1994

BLM NUMBER: 6101780123

PAGE: 2

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

WATER FEDERALLY RESERVED, SEE REMARKS

REMARKS

RESERVED - EXECUTIVE ORDER DATED APR 17, 1926 PWR NO. 107

Water Right Number - R61-11514 Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - + + - First Name - - - + - - - - - Address - - - - - +

*** A - ATTORNEY ***
HAUGRUD, JACK OR G GARVER OR D ZANE

1 - US DEPT OF JUSTICE
2 - ENV & NR DIV GEN LIT SEC
3 - PO BOX 663
City- WASHINGTON State- DC Zip- 200440663
Phone - 202-272-4134

*** C - CURRENT OWNER ***
US DEPT OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 3380 AMERICANA TERRACE
City- BOISE State- ID Zip- 83706
Phone - 208-334-1401

*** K - ALSO KNOWN AS ***
BLM

State- ID Zip- 0

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/01/1876 14 WESTERN I - DISALLOWED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
PRINCE ALBERT SPRING COLD SPRINGS CREEK

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot Rflg County

03S 09E 25 NE SW SW (39) ELMORE

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - - +
Code Period From Period To

04 - STOCKWATER 01/01 12/31 0.070
16 - WILDLIFE 01/01 12/31 0.020

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.070 0.0

+ - - - - Place of Use - - - - - Description - - - - - County - - - - - +
TwN Rng Sec Tract Lot Acres Code

03S 09E 25 SW SW 04 STOCKWATER (39) ELMORE

Total Acres:

+ - - Diversion Means - USE AT SPRING SITE

+ - - Non-Irrigation Use - STOCKWATER 210 RANGE CATTLE; WILDLIFE VAR. AMT.

MICROFILMED
JUL 22 1994

MICROFILMED
JUL 22 1994