

08/17/2004

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 30, 2004

Water right number: 82-10444

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724
Telephone Number: (208)387-0835

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

POU

2. Describe the changes you wish to make in the proposed recommendation:

*Please Add the following POU's → T29N R5E S5 SESW T29N R5E S17 SWNE
T29N R5E S8 SENE
Remove T29N R5E S08 NWSE T29N R5E S17 NENE } See attached preliminary recommendation*

3. Give a brief explanation as to why you disagree with these portions:

Review of map includes these points of use.

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 9/28/04 SIGNATURE: Steven M. Spencer

Please print your name: STEVEN M. SPENCER

IDWR State Office, P.O. Box 83720, Boise, ID 83707-9815

08/17/2004

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

RIGHT NUMBER: 82-10444

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

SOURCE: COUGAR CREEK

TRIBUTARY: SOUTH FORK CLEARWATER
RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 05/22/1905

POINT OF DIVERSION:

T29N R05E S29 SENE End of Stream Flow Within IDAHO County
T30N R05E S33 NWSW Begin of Stream Flow Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	5/01 10/31	0.020 CFS

PLACE OF USE: STOCKWATER Within IDAHO County

T29N R05E S05	NENE	T29N R05E S05	SWNE
T29N R05E S05	SENE	T29N R05E S05	NWSE
T29N R05E S05	SWSE	T29N R05E S08	NWNE
T29N R05E S08	SWNE	T29N R05E S08	NESE
T29N R05E S08	NWSE	T29N R05E S09	NWSW
T29N R05E S09	SWSW	T29N R05E S16	NWNW
T29N R05E S16	SWNW	T29N R05E S17	SENE
T29N R05E S17	NESE	T29N R05E S17	NWSE
T29N R05E S17	SWSE	T29N R05E S20	NWNE
T29N R05E S20	SWNE	T29N R05E S20	NESE
T29N R05E S20	NWSE	T29N R05E S20	SESE
T29N R05E S29	NENE	T29N R05E S29	SENE
T30N R05E S32	SENE	T30N R05E S32	NESE
T30N R05E S32	NWSE	T30N R05E S32	SWSE
T30N R05E S33	SWNW	T30N R05E S33	NWSW

Add T29N R5E S5 SESW
T29N R5E S8 SENE
T29N R5E S17 NENE
T29N R5E S17 SWNE

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

FOREST SERVICE RECORD ID = 1 17 17060305 7 0 0851

GEOLOGICAL SURVEY

MODIFIED FOR USDA FOREST SERVICE USE

115° 52' 30"
45° 52' 30"

588000m.E

589

590

591

R5E 50'

82-10444

508000m.N

5079

5078

5077

82-10448

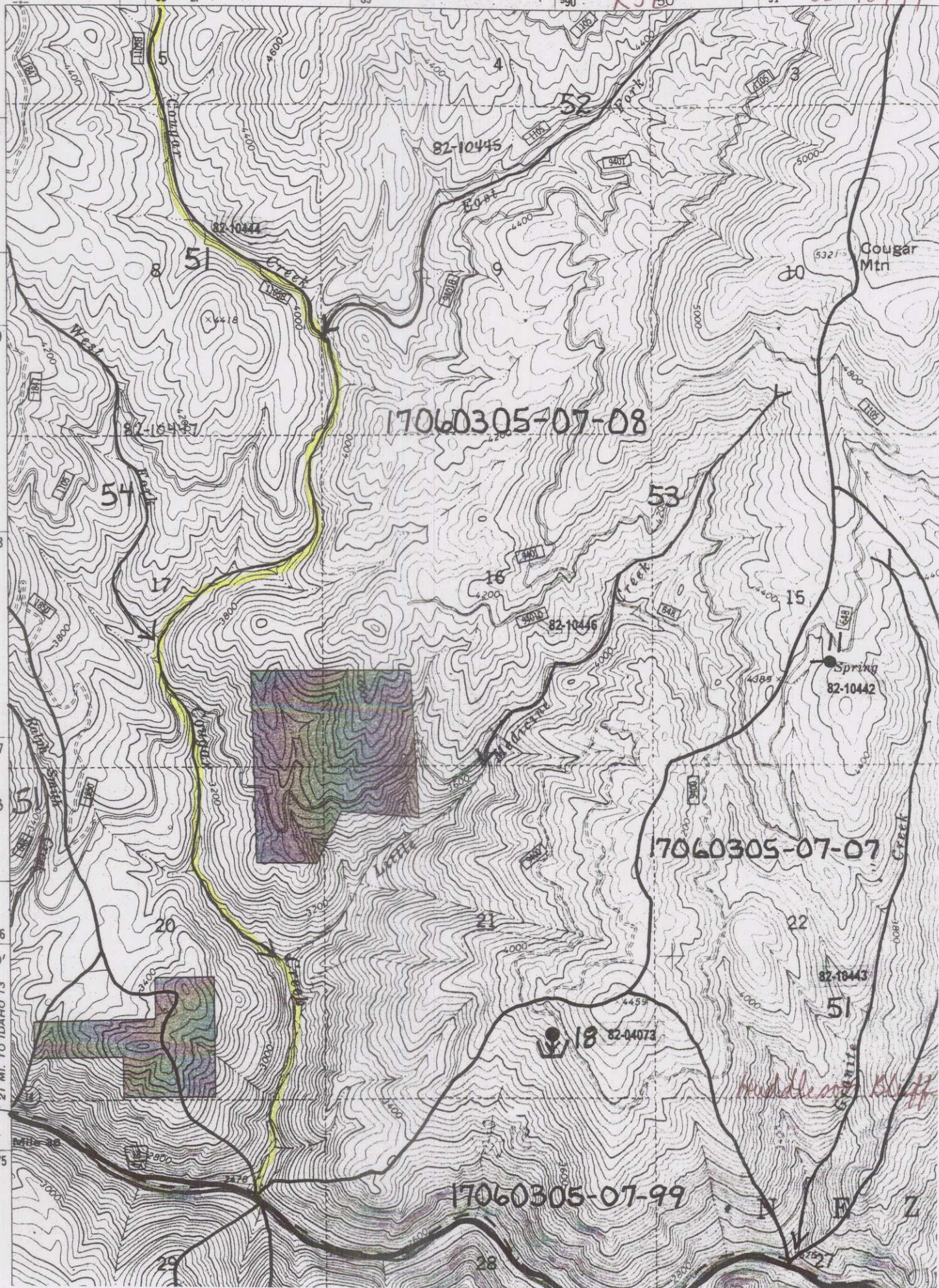
5076

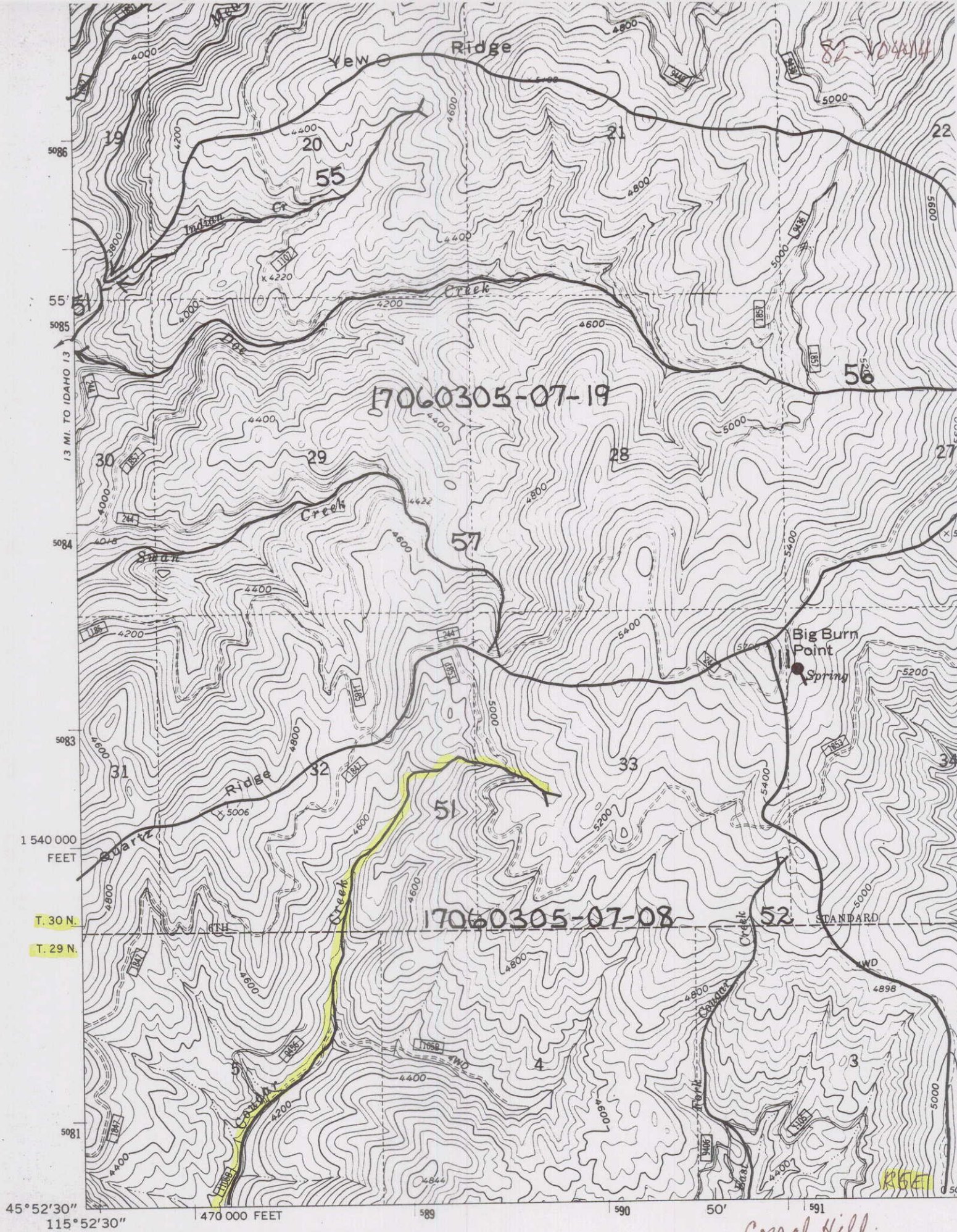
50'

5075

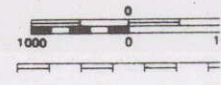
HARPSTER 23 MI.
21 MI. TO IDAHO 13

T29N





Base map prepared by the U.S. Geological Survey
Control by USGS and NOS/NOAA
Topography by photogrammetric methods from aerial



INGRAY RIDGE
75 IV SW