

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: 82-10445

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 S4 SESE

See Attached

Remove POU T29N R5E S9 SESW

→ T29N R5E S9 NWSW

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

Review of map includes these POU's.

☐ 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: 82-10445

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

SOURCE: EAST FORK COUGAR CREEK

TRIBUTARY: COUGAR CREEK

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 S9 SWSW End of Stream Flow Within IDAHO County
T30N R05E S33 SESE 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 S03	NWNW	T29N R05E S03	SWNW
T29N R05E S03	NWSW	T29N R05E S03	SWSW
T29N R05E S09	NENE	T29N R05E S09	NWNE
T29N R05E S09	SWNE	T29N R05E S09	SENW
T29N R05E S09	NESW	T29N R05E S09	SWSW
~~T29N R05E S09~~	~~SESW~~ ?	T29N R05E S10	NWNW
T30N R05E S33	SESE		

Add
T29N R5E S4 SESE
T29N R5E S9 NWSW

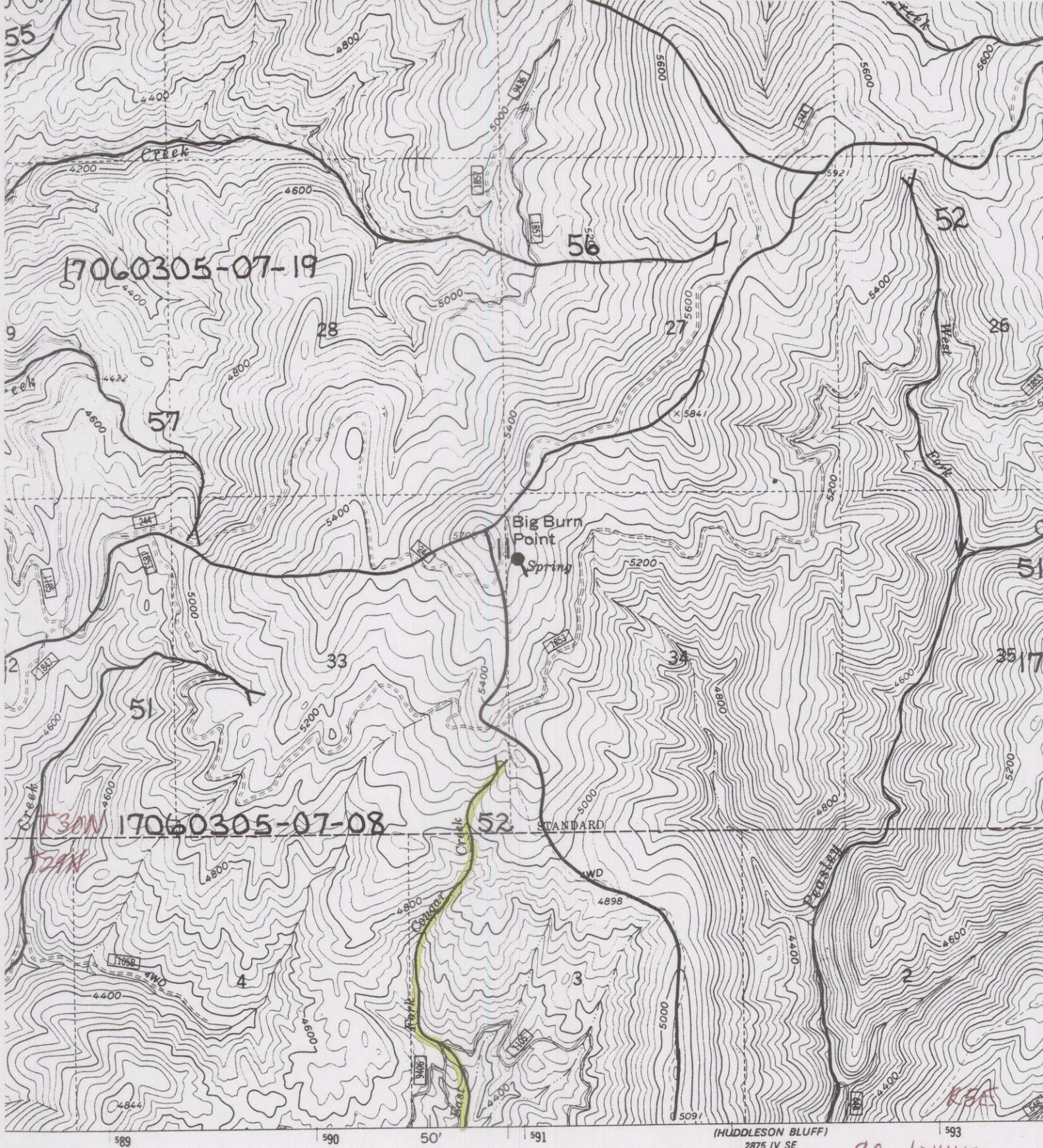
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

FOREST SERVICE RECORD ID = 1 17 17060305 7 0 0852

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.

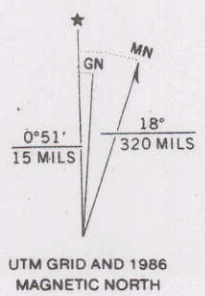
The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Geological Survey

Nodes from aerial
checked 1963
American Datum
Coordinate system,
rectangular grid ticks,
National Forest Service evidence
of Geomorphologic Service



— National Forest Boundary
 ■ Alienated Land as of 1986

TOWNSHIP AND SECTION LINE CLASSIFICATION

