

09/27/2004

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: November 26, 2004

Water right number: 81-10429

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):

Purpose of use

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

Change purpose of use from ~~Stockwater~~ to Domestic

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

Could you please also add to the explanatory material
Lolo Pass Visitors Center

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

DATE: 11-3-04 SIGNATURE: Steven M. Spencer
Please print your name: STEVEN M. SPENCER

IDWR Regional Office, 1910 Northwest Blvd, Suite 210, Coeur D' Alene, ID 83814, 2087691450

RECEIVED
NOV - 8 2004
IDWR North

09/27/2004

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

RIGHT NUMBER: 81-10429

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 07/01/1971

POINT OF DIVERSION:
T38N R15E S16 NWSE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

05/01 11/30

0.020 CFS

Domestic

PLACE OF USE: STOCKWATER Within IDAHO County

T38N R15E S16

NWSE

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 = 0105 17060303 18 C002

Lolo Pass Visitors Center

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: A81-10429
Date received: _____
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: UNITED STATES OF AMERICA (USDA-FOREST SERVICE)
Address: P.O. Box 7669
Missoula, Montana 59807 Phone: (406) 329-3045
2. Date of Priority: JUL 1, 1971
3. Source: WELL Trib. to:
4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
38 N	15 E	16	NWSE		Idaho

5. Description of diverting works: PUMPED WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.	Elevation/ Well Depth
DOMESTIC (REC)	MAY 1	NOV 30	0.0200			210

7. Total Quantity Appropriated is: 0.0200 C.F.S.

8. Total consumptive use is: DE MINIMUS

9. Non-irrigation uses: Livestock Numbers: 0

10. Place of Use:

Township	Range	Section	Tract	Lot	County
38 N	15 E	16	NWSE		Idaho

Purpose of use: DOMESTIC (REC) Acres Irrigated: 0

11. Place of use in counties: Idaho

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES
13. OTHER WATER RIGHTS USED: NONE
14. REMARKS:
15. BASIS OF CLAIM: BENEFICIAL USE

REFERENCE INFORMATION:

NATIONAL FOREST: Clearwater

FOREST SERVICE RECORD ID: 01 05 17060303 18 0 C002 000

IDWR WATER STATE FILING NO.: A81-10429

ALLOTMENT NO.:

NOTICE IS HEREBY GIVEN THAT THE UNITED STATES DEPARTMENT OF JUSTICE REPRESENTS THE DEPARTMENT OF AGRICULTURE, FOREST SERVICE, IN ALL MATTERS PERTAINING TO THE SNAKE RIVER BASIN ADJUDICATION. ALL NOTICES REQUIRED BY LAW TO BE MAILED BY THE DIRECTOR TO THE CLAIMANT SHOULD BE MAILED TO THE INDIVIDUALS AT THE ADDRESS BELOW:

K. JACK HAUGRUD
GEOFFREY GARVER
DARIA ZANE
U.S. DEPARTMENT OF JUSTICE
ENVIRONMENT AND NATURAL RESOURCES DIVISION
GENERAL LITIGATION SECTION
P.O. BOX 663
WASHINGTON, D.C. 20044-0663
202-272-4134

THIS FORM IS AN ATTACHMENT TO A LETTER FORWARDING THE CLAIMS OF THE U.S. DEPARTMENT OF AGRICULTURE, FOREST SERVICE. THE SIGNATURE AND AFFIRMATION ON SUCH LETTER CONSTITUTES THE SIGNATURE OF THE AUTHORIZED AGENT REPRESENTING THE UNITED STATES OF AMERICA REQUIRED FOR EACH SUCH CLAIM.