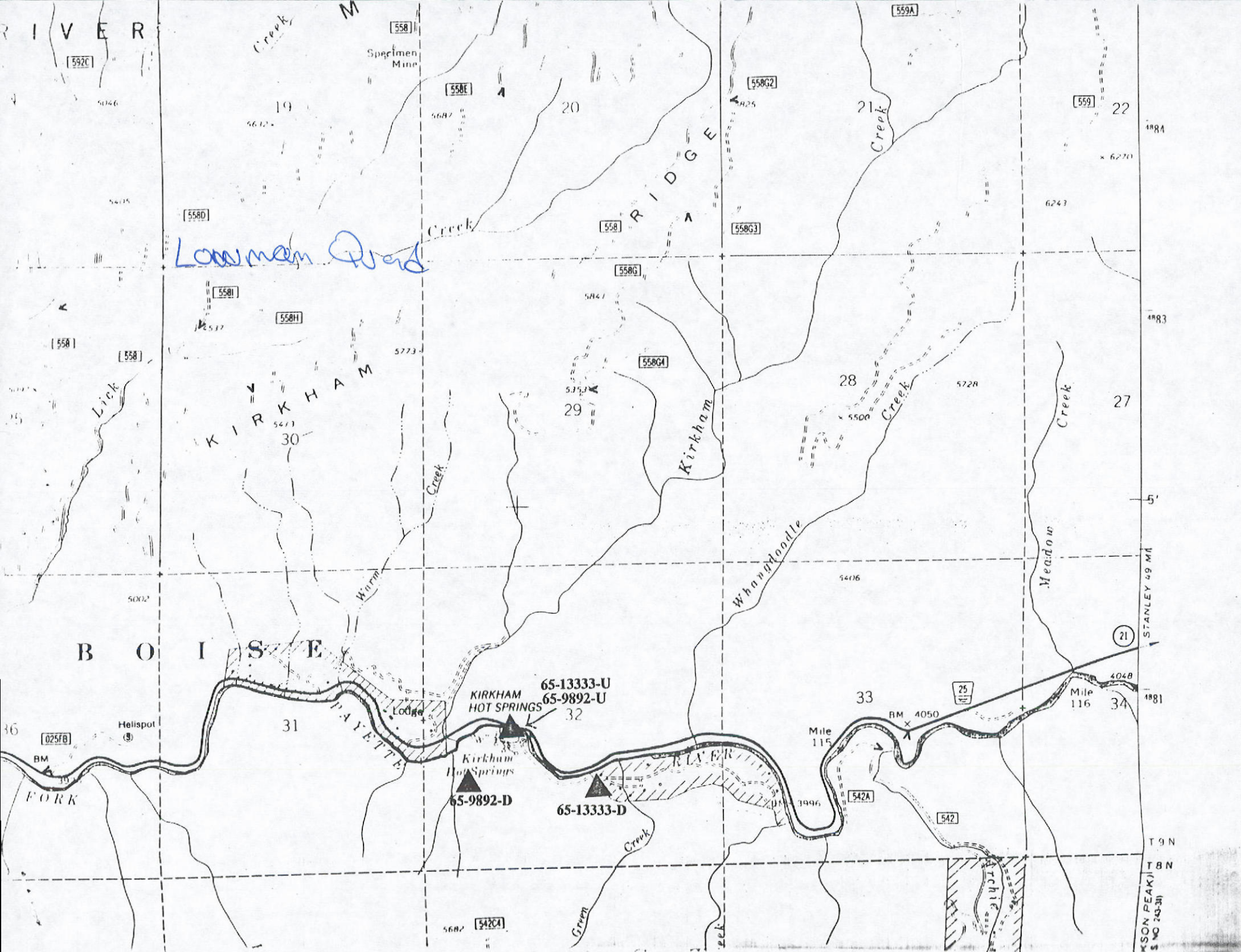




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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: A65-09892
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: 324 25th Street Phone (801) 625-5360
Ogden, Utah 84401

2. Date of Priority: 06/01/1931

3. Source: KIRKHAM HOT SPR Trib. to: SF PAYETT R

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
9 N	8 E	32	NWSW		BOISE

5. Description of diverting works: HEADBOX

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.	(or)	Elevation/ Well Depth
RECREATION	Jan.1	Dec.31	2.26		1.40		0

7. Total Quantity Appropriated is: 2.26 C.F.S. / 1.40 A.F.A.

8. Total consumptive use is: de minimus

9. Non-irrigation uses: OTHER Livestock Numbers:

10. Place of Use:

Township	Range	Section	Tract	Lot	County
9 N	8 E	32	NWSW		BOISE

Purpose of use: RECREATION Acres Irrigated:

11. Place of use in counties: BOISE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used: NONE

14. Remarks: Quad No. 57

HOT SPRING CLAIM.

APPLICATION DATE: 00/00/

15. Basis of Claim: LICENSE

Reference Information:

National Forest: BOISE

Forest Service Record ID: 04 02 17050120 45 0 0906 0

IDWR Water State Filing No.: 65-09892

Allotment No.:

Notice is hereby given that the United States Department of Justice will represent 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:

Jack Haugrud
Geoffrey Garver
Daria J. 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.

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

RECEIVED

NOV 24 1997

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER 39576 Department of Water Resources

Ident. Number: **65-09892**

Date received _____

Receipt No: _____

FILED UNDER STATE LAW

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service

Address: 550 W. Fort Street MSC033

Boise

ID 83724

2. Date of Priority: 06/01/1931

3. Source of water: UNNAMED STREAM

From: Spring

4. Location

Description of Diversion Works:

Headbox

Location of Point of Use

Meridian BOISE

T: 09 N R: 08 E S: 32 NESW

Location of Point of Diversion

T: 09 N R: 08 E S: 32 NWSW

5. Quantity claimed:

Period	Quantity	For
5/ 01 - 10/ 01	0.02 CFS	Domestic

6. Total Consumptive Use Claimed for Present and Future Use is:

0.02 CFS

7. Present and future uses to which the water is or will be used:

Domestic

8. Attach the legal description of the reservation, and maps showing for each consumptive use the existing and proposed place of use and existing points of diversion.

Bound separately

9. Remarks:

State Basin: 65

National Forest: Boise

Forest Service Record ID: 04 02 17050120 45 0 0906

10. Describe any other water rights used at the same place and for the same purposes as described above:

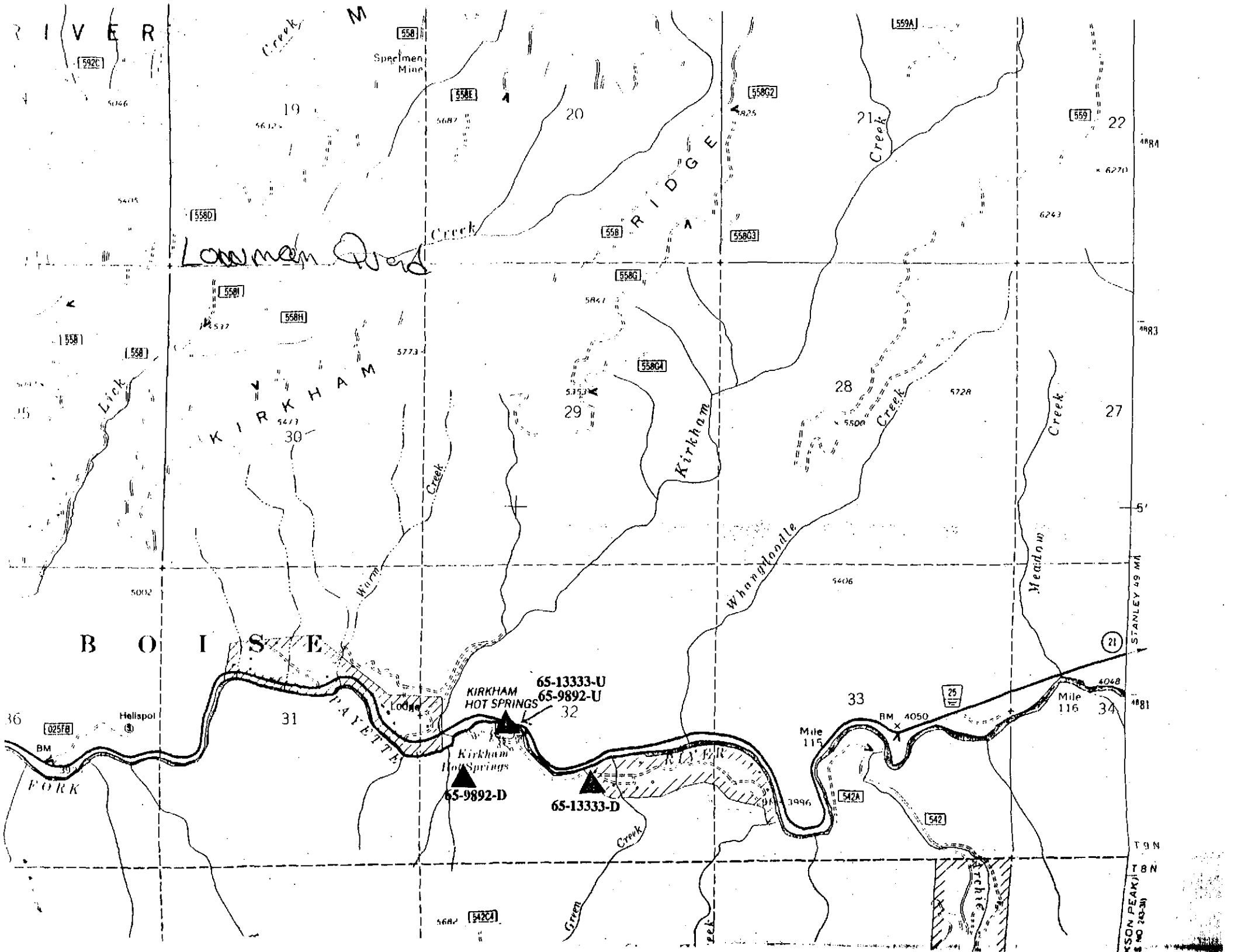
None

11. Counties within the reservation: Not available

Notice is hereby given that the United States Department of Justice will represent 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:

Bruce Bernard
U.S. Department of Justice
Environment and Natural Resources Division
550 W. Fort Street MSC033
Boise, ID 83724

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.



AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

03/23/98 09:54:06
Page 1

Water Right Number - R65-09892

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***

GHELETA, M OR D ZANE OR E GOULD

1 - US DEPT OF JUSTICE
2 - ENVIRON AND NAT RESOURCE DIV
3 - 550 W FORT STREET BOX 33
City- BOISE State- ID Zip- 837240001
Phone - 208-387-0835

*** C - CURRENT OWNER ***

AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDA FOREST SERVICE
2 - 324 25TH STREET
3 -
City- OGDEN State- UT Zip- 844012394
Phone - 801-625-5360

*** K - ALSO KNOWN AS ***

US DEPT OF AGRICULTURE

1 - FOREST SERVICE
2 - 324 25TH STREET
3 -
City- OGDEN State- UT Zip- 844012394
Phone - 801-625-5360

USFS

1 -
2 -
3 -
City- X State- UT Zip- 0
Phone -

*** R - REPRESENTATIVE ***

BOYLE

GARY

1 - USDA FOREST SERVICE
2 - 324 25TH STREET
3 -
City- OGDEN State- UT Zip- 844012394
Phone - 801-625-5360

+ - - Priority Date - - +
06/01/1935

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +

+ - - Status - - - +
W - WITHDRAWN

+ - - Source - - - - - +
KIRKHAM HOT SPRINGS
RENUMBERED CLAIM

+ - - Tributary - - - - - +
PAYETTE RIVER, SOUTH FORK
SEE REMARKS

+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09N 08E 32 NW SW (15) BOISE

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.030 1.40

Prefix Translation: RESEARCH

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.030	1.40	0.0	

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
09N	08E	32	NW SW			43 DOMESTIC		(15) BOISE

Total Acres:

+ - - Diversion Means - Headbox

+ - - Non-Irrigation Use - DOMESTIC, KIRKHAM CAMPGROUND

+ - - Other Rights for Same Use -

+	Remarks	+
	No Remarks found.	

```
+-----+-----+-----+-----+ Old Water Right Numbers +-----+
|                                         |
| No Old Water Right Numbers Found      |
|                                         |
```

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - + 00/00/0000
----------------------------------	----------------------------------	-----------------------------------

+ Comments +

Date: 03/03/1998 User Id: SBOCK Subject: COPIED FROM REMARKS
FOREST SERVICE RECORD ID = 040217050120450906 00
Date: 03/23/1998 User Id: SBOCK Subject: COPIED FROM REMARKS
RECOMMENDED AS RIGHT NO. 65-22205

+ - - Audit Fields - - +
03/23/98 SBOCK

+ - - - - - 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
		Receipt Number	- X111111	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

03/03/98 09:28:31

Page 1

Water Right Number - A65-09892

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** A - ATTORNEY ***

GHELETA, M OR D ZANE OR E GOULD

1 - US DEPT OF JUSTICE

2 - ENVIRON AND NAT RESOURCE DIV

3 - 550 W FORT STREET BOX 33

City- BOISE

State- ID Zip- 837240001

Phone - 208-387-0835

*** C - CURRENT OWNER ***

RENUMBERED CLAIM

1 -

2 -

3 -

City- 0

State- ID Zip- 0

Phone - 208-000-0000

*** K - ALSO KNOWN AS ***

US DEPT OF AGRICULTURE

1 - FOREST SERVICE

2 - 324 25TH STREET

3 -

City- OGDEN

State- UT Zip- 844012394

Phone - 801-625-5360

USFS

1 -

2 -

3 -

City- X

State- UT Zip- 0

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDA FOREST SERVICE

2 - 324 25TH STREET

3 -

City- OGDEN

State- UT Zip- 844012394

Phone - 801-625-5360

*** R - REPRESENTATIVE ***

BOYLE

GARY

1 - USDA FOREST SERVICE

2 - 324 25TH STREET

3 -

City- OGDEN

State- UT Zip- 844012394

Phone - 801-625-5360

+ - - Priority Date - - +

06/01/1931

+ - - Region - - - +

14 WESTERN

+ - - Stage - - - +

+ - - Status - - - +

Z - SEE REMARKS

+ - - - - Source - - - - +

KIRKHAM HOT SPRING

RENUMBERED CLAIM

+ - - - - Tributary - - - - +

SF PAYETT RIVER

SEE REMARKS

+ - - - - Point of Diversion - - - - +

TwN Rng Sec Tract Lot RFlg County

09N 08E 32 NW SW (15) BOISE

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - A65-09892

Prefix Translation: ADJUDICATION CLAIM

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
46 - RECREATION		01/01	12/31	2.260	1.40
+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Consumptive Use - +	
2.260		1.40		0.0	

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09N	08E	32	NW SW			46	RECREATION	(15) BOISE

Total Acres:

+ - - Diversion Means - Headbox

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

GEN FOREST SERVICE RECORD ID = 040217050120450906 00
RECOMMENDED AS RIGHT NO. 65-22205

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

No Old Water Right Numbers Found

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

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

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

No Comments Found

+ - - Audit Fields - - +

03/03/98 SBOCK

+ - - - - - 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
	Receipt Number - X111111	Water District -
	POU Ownership Flag - Y	Federal/State Indicator - S
	Name Connector -	Presumption Flag -
		Notice of Error Flag -

WR5809NP
No. 65-09892

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/17/98
PAGE: 13

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF AGRICULTURE FOREST SERVICE FEDERAL BLDG 324 25TH STREET OGDEN UT 84401	06/01/1935	DOMESTIC	01/01 12/31	0.030 CFS	1.40 AFA
TOTAL DIVERSION:					0.030 CFS	1.40 AFA

Water Source: KIRKHAM HOT SPRINGS

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: DECREED

Point(s) of Diversion:

T09N R08E S32

SW

BOISE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
09N	08E	32	:					:					:					:					:

Pou County: BOISE

Remarks: GEN KIRKHAM C. G.

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 06/01/1935
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65

Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT
01/26/92 POST-STD

12/28/88 CURTIS 04/03/89 NAMECHNG

Withdraw

65-22205

AJ5809NP
No. R65-09892

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/14/98
PAGE: 15

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE 324 25TH STREET OGDEN UT 844012394 (801) 625-5360	06/01/1935	DOMESTIC	01-01 12-31	0.03 CFS	1.40 AFA
TOTAL DIVERSION:					0.03 CFS	1.40 AFA

Water Source: KIRKHAM HOT SPRINGS

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: DECREED

Point(s) of Diversion:

T09N R08E S32

NWSW

BOISE County

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
T R S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
09N 08E 32	:				:				:	D			:			

POU County: BOISE

Non-Irrigation Uses: DOMESTIC, KIRKHAM CAMPGROUND

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-19472 A65-09892 A65-13333 A65-20855 F65-09892

Remarks: GEN FOREST SERVICE RECORD ID = 040217050120450906 00

Dates: Exam Made Date: Verified Date: 05/19/1995 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 05/19/95 MTHORNT0

AJ5809NP
No. F65-09892

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/15/98
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE 550 W FORT ST MSC 033 BOISE ID 83724	06/01/1931	DOMESTIC	05-01 10-01	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: UNNAMED STREAM

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09N R08E S32

NWSW

BOISE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
09N	08E	32	:																	:
			:																	:

POU County: BOISE

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

65-19472 A65-09892 A65-13333 A65-20855 R65-09892

Remarks: EXP FOREST SERVICE RECORD ID = 0402 17050120 45 0906

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 01/10/98 AJCTR

Reply to: 2540

Date: March 2, 1998

Susan Bock
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

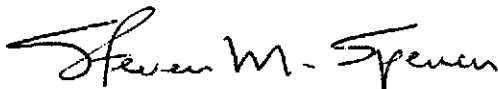
Dear Susan:

The USDA Forest Service hereby withdraws the following water right numbers in the Snake River Basin Adjudication. Where applicable water rights being withdrawn are shown with appropriate new State ID numbers.

<u>WITHDRAW</u>	<u>NEW NUMBER</u>
65-2748	65-11315
65-2751	65-11301
65-2756	65-11317
65-2758	65-11316
65-9892	65-22205
65-9905	65-22206
65-9979	65-22207
65-9990	65-22208
65-11313	65-22204
65-18825	
65-19017	

Thank you for your help and indulgence in reviewing these claims. If you have any questions about this matter please contact me at 387-0835.

Sincerely,



STEVEN M. SPENCER
Water Rights Specialist