

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: A65-09979
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: 01/01/1888

3. Source: HARVY SPRING Trib. to: PETERSON CR

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
9 N	3 E	19	NWSW		BOISE

5. Description of diverting works: COMBINATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.	(or)	Elevation/ Well Depth
STOCKWATER	Jun.1	Sep.30	0.02		0.50		0

7. Total Quantity Appropriated is: 0.02 C.F.S. / 0.50 A.F.A.

8. Total consumptive use is: de minimus

9. Non-irrigation uses: CATTLE Livestock Numbers: 680

10. Place of Use:

Township	Range	Section	Tract	Lot	County
9 N	3 E	19	NWSW		BOISE

Purpose of use: STOCKWATER 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. 52

APPLICATION DATE: 06/01/1961

15. Basis of Claim: BENEFICIAL USE/APPLICATION

Reference Information:

National Forest: BOISE

Priority Dates: BOISE NATIONAL FOREST LIVESTOCK HISTORY

Forest Service Record ID: 04 02 17050122 66 0 0017 0

IDWR Water State Filing No.: 65-09979

Allotment No.: 602

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.

AJ0743NP
(00-124)

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

03/23/98 09:55:57
Page 1

Water Right Number - R65-09979

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDA FOREST SERVICE
2 - 550 W FORT ST MSC 033
3 -
City- BOISE
Phone -

State- ID Zip- 83724

*** K - ALSO KNOWN AS ***
US DEPT OF AGRICULTURE

1 - FOREST SERVICE
2 - 550 W FORT ST MSC 033
3 -
City- BOISE
Phone -

State- ID Zip- 83724

USFS

1 -
2 -
3 -
City- X
Phone -

State- ID Zip- 0

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1878 14 WESTERN W - WITHDRAWN

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
HARVEY SPRING PETERSON CREEK
RENUMBERED CLAIM SEE REMARKS

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09N 03E 21 NW NE (15) BOISE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 06/01 09/30 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.020 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09N 03E 21 NW NE 04 STOCKWATER (15) BOISE

Total Acres:

+ - - Diversion Means - None

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Water right number - R65-09979

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - -
No Remarks found.

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

+ - - - - Conditions of Approval - - - - -
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

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

+ - - - - Comments - - - - -
Date: 01/13/1998 User Id: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK. CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.
Date: 03/03/1998 User Id: SBOCK Subject: COPIED FROM REMARKS
FOREST SERVICE RECORD ID = 0402 17050122 66 0017 680 Cattle
Date: 03/23/1998 User Id: SBOCK Subject: COPIED FROM REMARKS
RECOMMENDED AS RIGHT NO. 65-22207

+ - - 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	- 11/24/1997	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 09:30:53

Page 1

Water Right Number - A65-09979

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- O 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 - - +
01/01/1888

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - + + - - Status - - - +
Z - SEE REMARKS

+ - - - - Source - - - - +
HARVY SPRING
RENUMBERED CLAIM

+ - - - - Tributary - - - - +
PETERSON CREEK
SEE REMARKS

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

Twn Rng Sec Tract Lot RFlg County
09N 03E 19 NW SW (15) BOISE

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

Water right number - A65-09979

Prefix Translation: ADJUDICATION CLAIM

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
04 - STOCKWATER		06/01	09/30	0.020	0.50
+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Consumptive Use - +	
0.020		0.50		0.0	

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09N	03E	19	NW SW			04	STOCKWATER	(15) BOISE

Total Acres:

+ - - Diversion Means - Combo
+ - - Non-Irrigation Use - 680 Cattle
+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - -
GEN FOREST SERVICE RECORD ID = 040217050122660017 00
RECOMMENDED AS RIGHT NO. 65-22207

+ - - - - - 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 -

AJ5809NP
No. R65-09979

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/14/98
PAGE: 26

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	05/01/1878	STOCKWATER	06-01 09-30	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: HARVEY SPRING

Tributary to: PETERSON CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09N R03E S21

NWNE

BOISE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
09N	03E	21	:			S														:

POU County: BOISE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP FOREST SERVICE RECORD ID = 0402 17050122 66 0017
680 Cattle

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 01/13/1998 User-ID: AJU5-JSH Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 01/10/98 AJCTR 01/13/98 AJU5-JSH

65-22207

Withdrawal

DATE: 01/17/98
PAGE: 24

Dates:	App. Received:	Priority Date:	06/01/1961
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		
Misc:	Water District Number: 65	Field Exam Fee:	
Audit:	04/02/86 04/30/88 CONVERT	04/03/89 NAMECHNG	01/26/92 POST-STD

United States
Department of
Agriculture

Forest
Service

Boise Adjudication Team
Recreation and Lands
Intermountain Region

380 ParkCenter, Suite 330
Boise, ID 83706

Reply to: 2540

Date: March 2, 1998

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

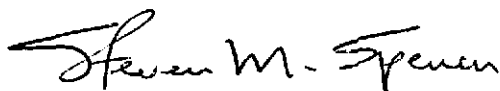
Dear Susan:

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

RECEIVED

NOV 24 1997

Department of Water Resources

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: **65-09979**

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: 05/01/1878

3. Source of water: HARVEY SPRING

From: Spring

4. Location

Description of Diversion Works:

None

Location of Point of Use

Meridian BOISE

T: 09 N R: 03 E S: 21 NWNE

Location of Point of Diversion

T: 09 N R: 03 E S: 21 NWNE

5. Quantity claimed:

Period	Quantity	For
6/ 01 - 9/ 30	0.02 CFS	Stockwater

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:

Stockwater

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 17050122 66 0 0017

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.

Dry Buck Valley Area

