

No Color  
Documents  
In File

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: A65-12236  
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: SURFACE RUNOFF Trib. to: DRY BUCK CR

4. Point of Diversion:

| Township | Range | Section | Tract | Lot | County |
|----------|-------|---------|-------|-----|--------|
| 9 N      | 2 E   | 24      | NENE  |     | BOISE  |

5. Description of diverting works: POND

6. Water is used for the following purposes:

| Purpose    | From  | To     | C.F.S. | (or) | A.F.A. | (or) | Elevation/<br>Well Depth |
|------------|-------|--------|--------|------|--------|------|--------------------------|
| STOCKWATER | Jan.1 | Dec.31 | 0.02   |      | 1.40   |      | 0                        |

7. Total Quantity Appropriated is: 0.02 C.F.S. / 1.40 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      | 2 E   | 24      | NENE  |     | 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: 05/10/1979

15. Basis of Claim: LICENSE

Reference Information:

National Forest: BOISE

Priority Dates: BOISE NATIONAL FOREST LIVESTOCK HISTORY

Forest Service Record ID: 04 02 17050122 66 017A 0

IDWR Water State Filing No.: 65-12236

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  
(OD-124)

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

03/05/98 12:53:12  
Page 1

Water Right Number - R65-12236

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 \*\*\*  
USFS

1 -  
2 -  
3 -  
City- X  
Phone -

State- ID Zip- 0

US DEPT OF AGRICULTURE

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

State- ID Zip- 83724

+ - - Priority Date - - +  
05/01/1878

+ - - - Region - - - +  
14 WESTERN

+ - - - Stage - - - +

+ - - - Status - - - +  
I - DISALLOWED

+ - - - - Source - - - - - +  
CHURCH POND  
RENUMBERED CLAIM

+ - - - - - Tributary - - - - - +  
DRY BUCK CREEK  
SEE REMARKS

+ - - - - - Point of Diversion - - - - - +  
Twn Rng Sec Tract Lot RFlg County

09N 02E 24 NE NE (15) BOISE

+ - - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume

04 - STOCKWATER 06/01 10/31 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 02E 24 NE NE 04 STOCKWATER (15) BOISE

Total Acres:

+ - - Diversion Means - Pond

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

Water right number - R65-12236

Prefix Translation: RESEARCH

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

GEN RECOMMENDED AS RIGHT NO. 65-22192

+ - - - - 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: 03/05/1998 User Id: SBOCK Subject: COPIED FROM REMARKS

FOREST SERVICE RECORD ID = 0402 17050122 66 017A

680 Cattle

+ - - Audit Fields - - +

03/05/98 SBOCK

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000  
Objection Filed Date - 00/00/0000  
Response Filed Date - 00/00/0000  
Claim Received Date - 11/24/1997

Field Inspection Made - 00/00/0000  
Field Inspection Flag -  
Verified Date - 00/00/0000  
Last Amended Date - 00/00/0000  
Receipt Number - X999999  
POU Ownership Flag - Y  
Name Connector -

Civil Case Number - 39576  
Old Case Number -  
Old Judicial District -  
Temporary Right - P  
Water District -  
Federal/State Indicator - S  
Presumption Flag -  
Notice of Error Flag -

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

Water Right Number - A65-12236

Prefix Translation: ADJUDICATION CLAIM

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 \*\*\*  
USFS

1 -  
2 -  
3 -  
City- X  
Phone -

State- ID Zip- 0

US DEPT OF AGRICULTURE

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

State- ID Zip- 83724

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +  
05/01/1878 14 WESTERN Z - SEE REMARKS

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +  
CHURCH POND DRY BUCK CREEK  
RENUMBERED CLAIM SEE REMARKS

+ - - - - Point of Diversion - - - - - +  
TwN Rng Sec Tract Lot RFlg County  
09N 02E 24 NE NE (15) BOISE

+ - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume  
04 - STOCKWATER 06/01 10/31 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 02E 24 NE NE 04 STOCKWATER (15) BOISE

Total Acres:

+ - - Diversion Means - Pond

+ - - Non-Irrigation Use - 680 Cattle

+ - - Other Rights for Same Use -

Water right number - A65-12236

Prefix Translation: ADJUDICATION CLAIM

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

GEN FOREST SERVICE RECORD ID = 04021705012266017A 00  
RECOMMENDED AS RIGHT NO. 65-22192

EXP FOREST SERVICE RECORD ID = 0402 17050122 66 017A  
680 Cattle

+ - - - - 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 - - +

02/06/98 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. R65-12236

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/14/98  
PAGE: 61

| OWNER<br>CODE    | NAME & ADDRESS                                                                                            | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | UNITED STATES OF AMERICA ACTING THROUGH<br>USDA FOREST SERVICE<br>550 W FORT ST MSC 033<br>BOISE ID 83724 | 05/01/1878       | STOCKWATER | 06-01 10-31           | 0.02 CFS          |                     |
| TOTAL DIVERSION: |                                                                                                           |                  |            |                       | 0.02 CFS          |                     |

Water Source: CHURCH POND

Tributary to: DRY BUCK CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09N R02E S24

NENE

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 | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |
| 09N | 02E | 24 | : | S  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |

POU County: BOISE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
A65-12236

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 017A  
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

WR5809NP  
No. 65-12236

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 01/17/98  
PAGE: 59

| OWNER<br>CODE    | NAME & ADDRESS                                                                            | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | US DEPT OF AGRICULTURE<br>FOREST SERVICE<br>FEDERAL BLDG<br>324 25TH ST<br>OGDEN UT 84401 | 05/10/1979       | STOCKWATER | 06/01 10/31           | 0.020 CFS         | 1.40 AFA            |
| TOTAL DIVERSION: |                                                                                           |                  |            |                       | 0.020 CFS         | 1.40 AFA            |

Water Source: UNNAMED STREAM

Tributary to: DRY BUCK CREEK

Stage: LICENSE

Point(s) of Diversion:

T09N R02E S24

NENE

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 | 02E | 24 | : | S  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |

Pou County: BOISE

Dates: App. Received:  
Proof Due Date: 07/01/1980  
Exam Made Date:  
Licensed Date: 04/12/1982

Priority Date: 05/10/1979  
Proof Made Date: 01/01/1900  
Exam Sent to S.O.:

Misc: Water District Number: 65 Field Exam Fee:

Audit: 06/03/85 04/30/88 CONVERT 04/03/89 NAMECHNG 01/26/92 POST-STD

RECEIVED

NOV 24 1997

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

Department of Water Resources

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: **65-12236**

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: CHURCH POND

From: Impoundment

4. Location

Description of Diversion Works:

Pond

Location of Point of Use

Meridian BOISE

T: 09 N R: 02 E S: 24 NENE

Location of Point of Diversion

T: 09 N R: 02 E S: 24 NENE

5. Quantity claimed:

| Period           | Quantity | For        |
|------------------|----------|------------|
| 6 / 01 - 10 / 31 | 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 017A

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

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

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