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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: A65-13250
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: 06/19/1990

3. Source: PENROD CREEK Trib. to: SF PAYETT R

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
-----	-----	-----	-----	---	-----
9 N	10 E	6	NWNE		BOISE

5. Description of diverting works: PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.	(or)	Elevation/ Well Depth
-----	----	--	-----	----	-----	-----	-----
STOCKWATER	Apr.1	Oct.31	0.02		0.00		0

7. Total Quantity Appropriated is: 0.02 C.F.S. / 0.00 A.F.A.

8. Total consumptive use is: de minimus

9. Non-irrigation uses: CATTLE Livestock Numbers: 780

10. Place of Use:

Township	Range	Section	Tract	Lot	County
-----	-----	-----	-----	---	-----
9 N	10 E	6	NWNE		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. 50

WARM SPRINGS PASTURE FOR ADMINISTRATIVE USE STOCK

APPLICATION DATE: 06/19/1990

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 17050120 42 0014 0

IDWR Water State Filing No.: 65-13250

Allotment No.: 512

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.

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

Water Right Number - R65-13250

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 State- ID Zip- 83724
Phone -

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

1 - FOREST SERVICE
2 - 550 W FORT ST MSC 033
3 -
City- BOISE State- ID Zip- 83724
Phone -

USFS

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

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1910 14 WESTERN I - DISALLOWED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
PENROD CREEK PAYETTE RIVER, SOUTH FORK
RENUMBERED CLAIM SEE REMARKS

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09N 10E 6 SW NE (15) BOISE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 04/01 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 10E 6 NW SE 04 STOCKWATER (15) BOISE

Total Acres:

+ - - Diversion Means - Pipe

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Water right number - R65-13250

Prefix Translation: RESEARCH

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

GEN RECOMMENDED AS RIGHT NO. 65-22201

+ - - - - 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 17050120 42 0014 780 Horses

+ - - Audit Fields - - +
03/05/98 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	- X999999	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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

Water Right Number - A65-13250

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 ***
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 - - +
05/01/1910

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +

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

+ - - - - Source - - - - - +
PENROD CREEK
RENUMBERED CLAIM

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

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

09N 10E 6 SW NE (15) BOISE

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

04 - STOCKWATER 04/01 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 10E 6 NW SE 04 STOCKWATER (15) BOISE

Total Acres:

+ - - Diversion Means - Pipe

+ - - Non-Irrigation Use - 780 Cattle

+ - - Other Rights for Same Use -

AJ0743NP
(00-124)

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

02/09/98 13:39:45
Page 2

Water right number - A65-13250

Prefix Translation: ADJUDICATION CLAIM

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

GEN FOREST SERVICE RECORD ID = 040217050120420014 00
RECOMMENDED AS RIGHT NO. 65-22201

+ - - - - 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 - - +
02/09/98 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	- F
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

AJ5809NP
No. R65-13250

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/14/98
PAGE: 84

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	05/01/1910	STOCKWATER	04-01 10-31	0.02 CFS	
				TOTAL DIVERSION:	0.02 CFS	

Water Source: PENROD CREEK

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: RESERVED

Point(s) of Diversion:

T09N R10E S06

SWNE

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	10E	6	:																	:
			:																	:

POU County: BOISE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A65-00491

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 17050120 42 0014
780 Horses

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. 65-13250

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/17/98
PAGE: 79

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF AGRICULTURE FOREST SERVICE 1750 FRONT ST BOISE ID 83702 (208) 364-4100	06/19/1990	STOCKWATER	04/15 10/30	0.010 CFS	0.10 AFA
TOTAL DIVERSION:					0.010 CFS	0.10 AFA

Water Source: PENROD CREEK

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.010 CFS

Point(s) of Diversion: T09N R10E S06 Lot 02(SWNE)

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	10E	6	:													S		

Pou County: BOISE

Conditions of Approval:

- 004 - The issuance of this right does not grant any right-of-way or easement across the land of another.
- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
- R37 - This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.

Remarks: GEN Stockwater use is for 9 horses and mules.

Dates: App. Received: 06/19/1990 Priority Date: 06/19/1990
Proof Due Date: 10/01/1991 Proof Made Date: 09/04/1991
Exam Made Date: 06/24/1992 Exam Sent to S.O.: 03/08/1993
Licensed Date: 04/15/1993

Misc: Water District Number: 65 Field Exam Fee: N (Not Required)

Audit: 06/27/90 GARRETT 09/25/90 CURTIS 10/08/91 FLECK 10/31/91 BILBAO
01/26/92 POST-STD 09/21/92 GARRETT 04/08/93 TAYLOR 03/19/93 SKAGGS

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: **65-13250**

Date received _____

Receipt No: _____

RESERVED UNDER FEDERAL 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: 05/01/1910

3. Source of water: PENROD CREEK

From: Stream

4. Location

Description of Diversion Works:

Pipe

Location of Point of Use

Meridian BOISE

T: 09 N R: 10 E S: 6 NWSE

Location of Point of Diversion

T: 09 N R: 10 E S: 6 SWNE

5. Quantity claimed:

Period	Quantity	For
4/ 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 17050120 42 0014

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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