

01/05/2006

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: March 3, 2006

Water right number: 77-4090

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724
Telephone Number: (208)387-0835

RECEIVED
FEB 14 2006
DEPARTMENT OF
WATER RESOURCES

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Priority date, Quantity and Place of Use.

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

Please see attached claim and recommendation form.

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

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

DATE: FEB 10 2006

SIGNATURE:

Steven M. Spencer

Please print your name: STEVEN M. SPENCER

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

01/05/2006

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

RIGHT NUMBER: 77-4090

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

SOURCE: HORSE CREEK HOT SPRINGS

TRIBUTARY: HORSE CREEK

QUANTITY: 0.210 CFS

PRIORITY DATE: ~~02/22/1882~~ 11/22/1922

POINT OF DIVERSION: T25N R17E S15 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	RECREATION	1/01 12/31	~~0.020 CFS~~
PLACE OF USE:	<u>RECREATION Within LEMHI County</u>		0.210 CFS
	~~T25N R17E S10~~ ~~SESW~~		
	T25N R17E S15 NWNW		

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

FOREST SERVIC RECORD ID = 04 13 17060207 44 0 0004 0

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: **77-04090**

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: 11/22/1922
3. Source of water: HORSE CREEK HOT SPRING Tributary: HORSE CREEK
4. Location Meridian BOISE
Description of Diversion Works: Other From: Spring
Location of Point of Diversion
T: 25 N R: 17 E S: 15 NWNW
Location of Place of Use
T: 25 N R: 17 E S: 15 NWNW
5. Quantity claimed: Period Quantity For
1/ 01 -- 12/ 31 0.21 CFS Recreation
6. Total Consumptive Use Claimed for Present and Future Use is:
0.21 CFS
7. Present and future uses to which the water is or will be used:
Recreation
8. Remarks:
State Basin: 77
National Forest: Salmon
Forest Service Record ID: 4 13 17060207 44 0 0004
Horse Creek Hot Spring.