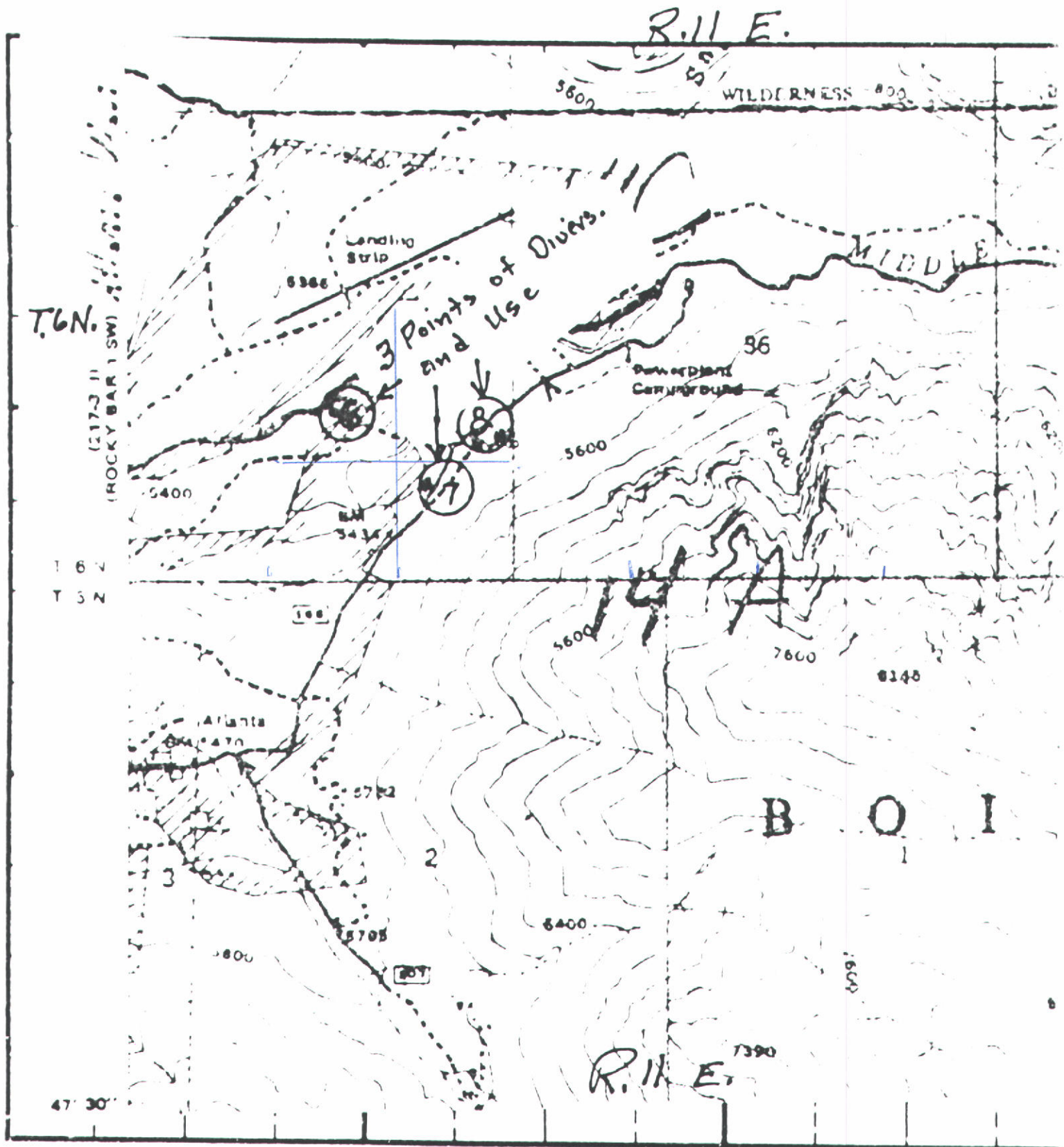
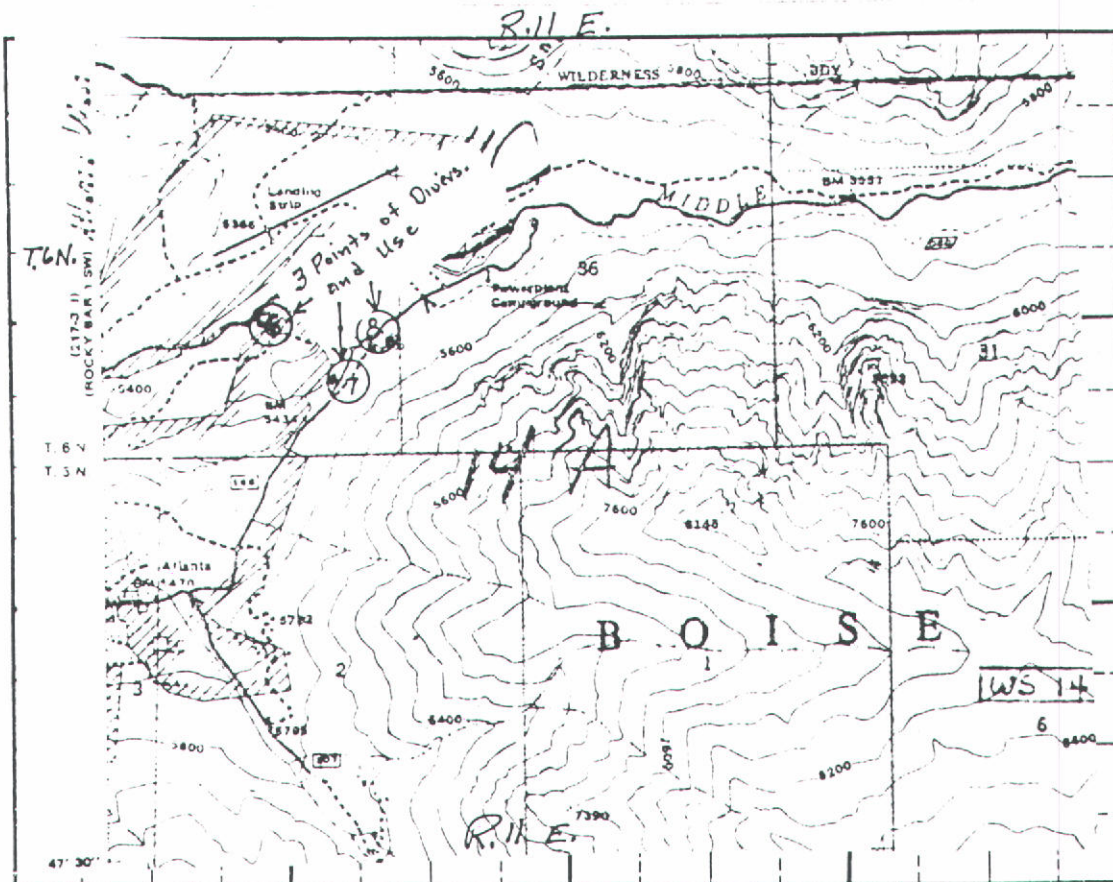




Map should show the location of the point of diversion and the place of use of the section, township and range of the public land survey system.

63-0512)

5. Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~XXXX~~ Utah)
) ss.
County of Weber)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge. United States of America - Forest Service

(for) T.A. ROEDERER (Claimant) DRF, Resources

Sworn to before me this 19th day of May, 19 83.

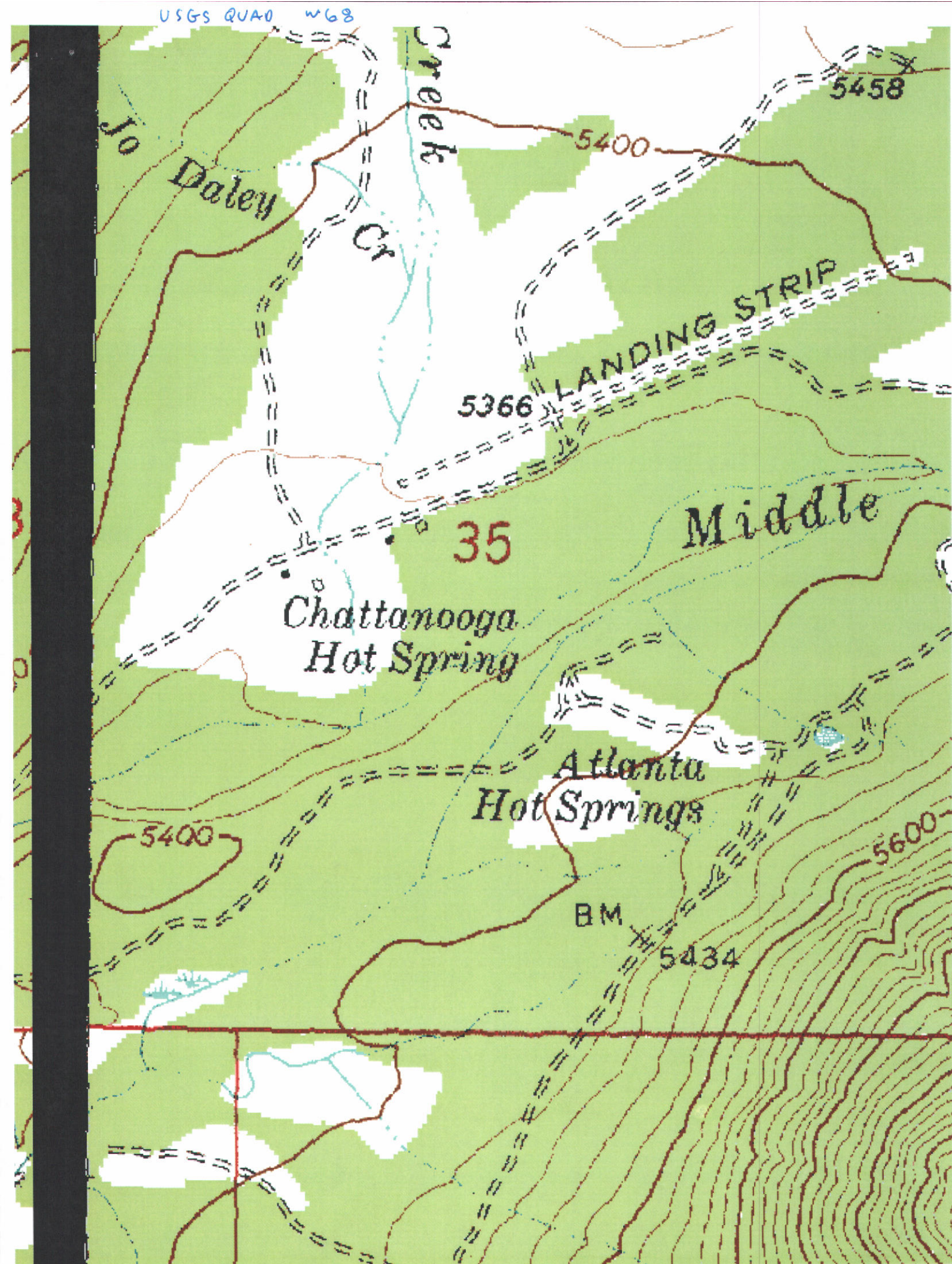
Sandra S. Carlson

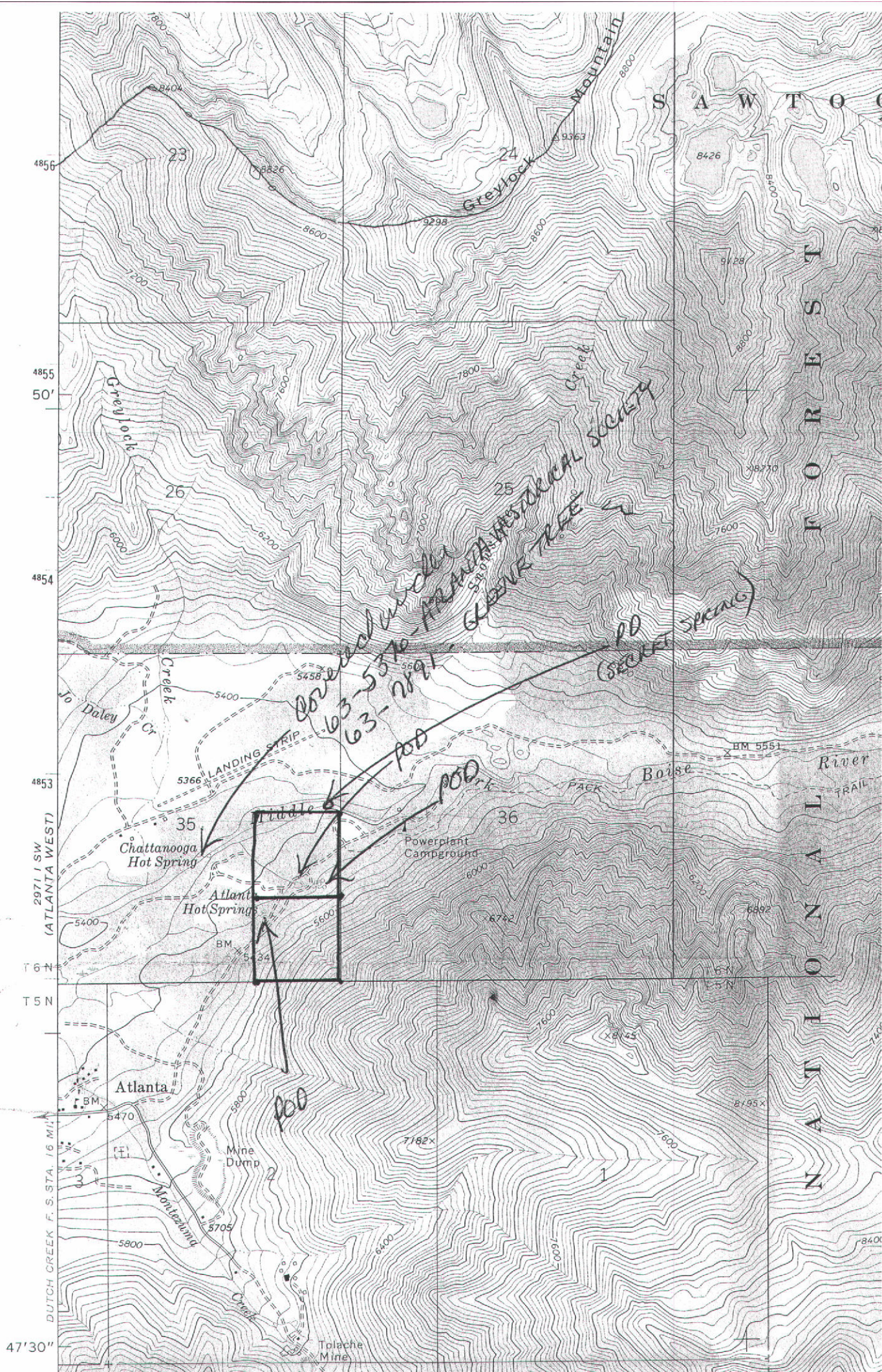
Notary Public
Residing at Willard (Box Elder County) Utah

My commission expires 2-20-85

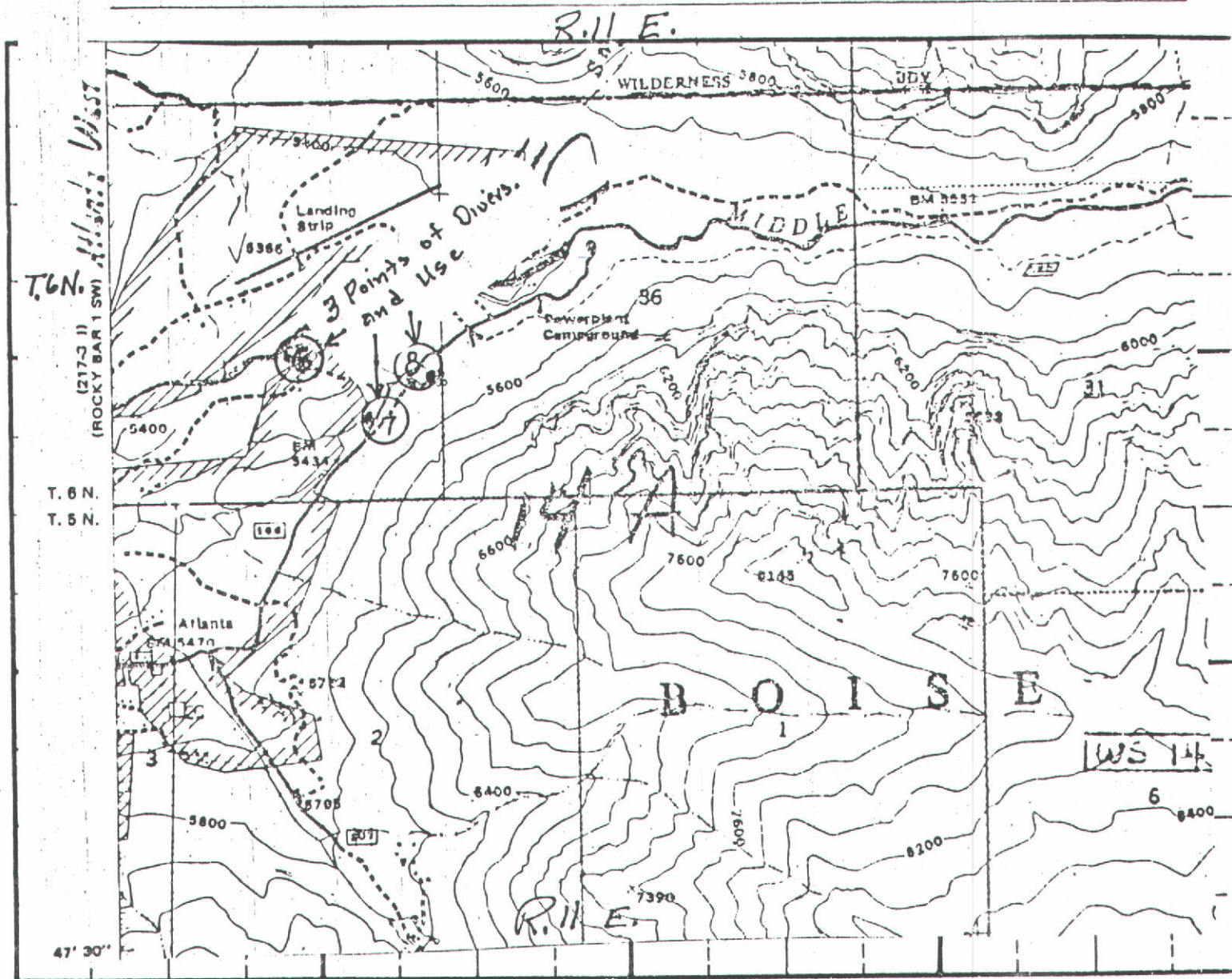
FOR DEPARTMENT USE ONLY

Received by <u>CLJ</u>	Date <u>6-9-83</u>	Exception filed by	Date
Prelim. check by	Date <u>6/27/83</u>	Forwarded to	Date
\$30.00 fee received by	Date <u>8/2/83</u>	claimant by	
Published in <u>Miner's News</u>			
Dates <u>8/25 & 9/1/83</u>			





(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Utah~~ Utah)
County of Weber) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge. United States of America - Forest Service

Richard F. Sanders
(for) T.A. ROEDERER (Claimant) DRF, Resources

Sworn to before me this 19th day of May, 19 83.

Andrea S. Carlson
Notary Public
Residing at Willard (Box Elder County) Utah

My commission expires 2-20-85

FOR DEPARTMENT USE ONLY

Received by <u>mm</u>	Date <u>6-9-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>GLS</u>	Date <u>6/27/83</u>		claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>8/24/83</u>	# <u>32422</u>		
Published in <u>Miner News</u>				
Dates <u>8/25 & 9/1/83</u>				

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 63-5121
Date Received: 3/25/1993
Receipt No: X111111
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

UNITED STATES OF AMERICA ACTING THROUGH Phone: (208)387-0835

USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID USA 83724

2. Date of Priority: 06/12/1960

3. Source: HOT SPRING , HOT SPRING , HOT SPRING Trib. to: BOISE RIVER MIDDLE FORK,
BOISE RIVER MIDDLE FORK, BOISE RIVER MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
06N	11E	35	NE	SE		ELMORE	
06N	11E	35	SE	SE		ELMORE	
06N	11E	35	NW	~~SW~~ SE		ELMORE	

5. Description of diverting works:

Pond

*SEE
MAP*

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
RECREATION	1/01	12/31	1	

7. Total Quantity Appropriated is:
1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	11E	35	NE	SE	RECREATION	
			NW	SW	RECREATION	
			SE	SE	RECREATION	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

FOREST SERVICE RECORD ID = 040217050111140925 01

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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: A63-05121
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: 06/12/1960

3. Source: HOT SPRING Trib. to: MF BOISE R

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
6 N	11 E	35	NESE		ELMORE
6 N	11 E	35	SESE		ELMORE
6 N	11 E	35	SESE		ELMORE

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/ Well Depth
RECREATION	Jan.1	Dec.31	0.00		0.00	0

7. Total Quantity Appropriated is: 0.00 C.F.S. / 0.00 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
6 N	11 E	35	NESE		ELMORE
6 N	11 E	35	SESE		ELMORE
6 N	11 E	35	NWSW		ELMORE

Purpose of use: RECREATION Acres Irrigated:

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used: NONE

14. Remarks: Quad No. 78

HOT SPRING CLAIM.

APPLICATION DATE: 05/19/1983

15. Basis of Claim: LICENSE

Reference Information:

National Forest: BOISE

Forest Service Record ID:	04	02	17050111	14	0925	1
	04	02	17050111	14	0925	2
	04	02	17050111	14	0925	3

IDWR Water State Filing No.: 63-05121

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 and 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

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: A63-05121
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: 06/12/1960

3. Source: HOT SPRING Trib. to: MF BOISE R

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
6 N	11 E	35	NESE		ELMORE
6 N	11 E	35	SESE		ELMORE
6 N	11 E	35	SESE		ELMORE

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/ Well Depth
RECREATION	Jan.1	Dec.31	0.00		0.00		0

7. Total Quantity Appropriated is: 0.00 C.F.S. / 0.00 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
6 N	11 E	35	NESE		ELMORE
6 N	11 E	35	SESE		ELMORE
6 N	11 E	35	NWSW		ELMORE

Purpose of use: RECREATION Acres Irrigated:

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used: NONE

14. Remarks: Quad No. 78

HOT SPRING CLAIM.

APPLICATION DATE: 05/19/1983

15. Basis of Claim: LICENSE

Reference Information:

National Forest: BOISE

Forest Service Record ID:	04 02 17050111 14	0925	1
	04 02 17050111 14	0925	2
	04 02 17050111 14	0925	3

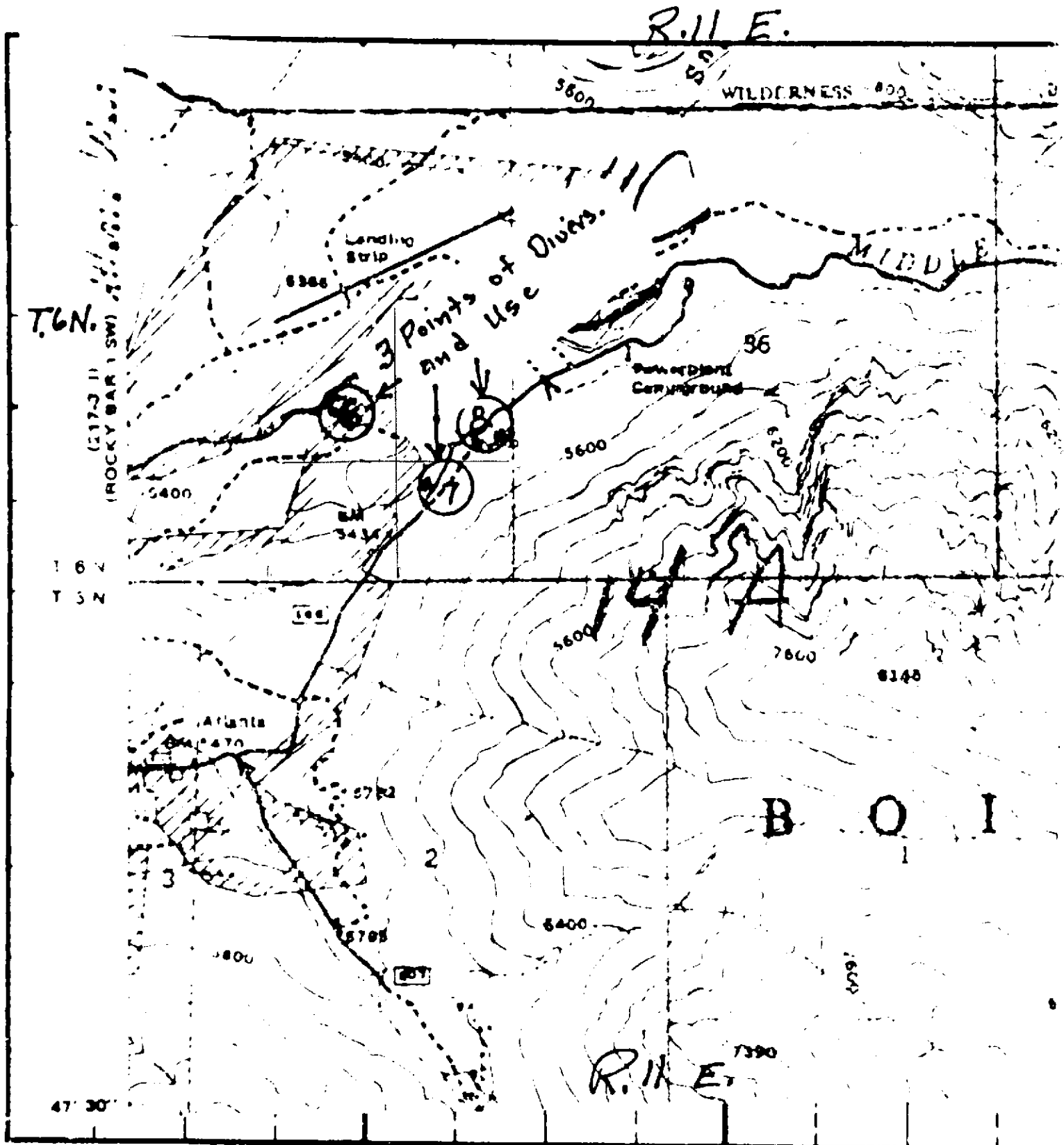
IDWR Water State Filing No.: 63-05121

Allotment No.:

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Jack Haugrud
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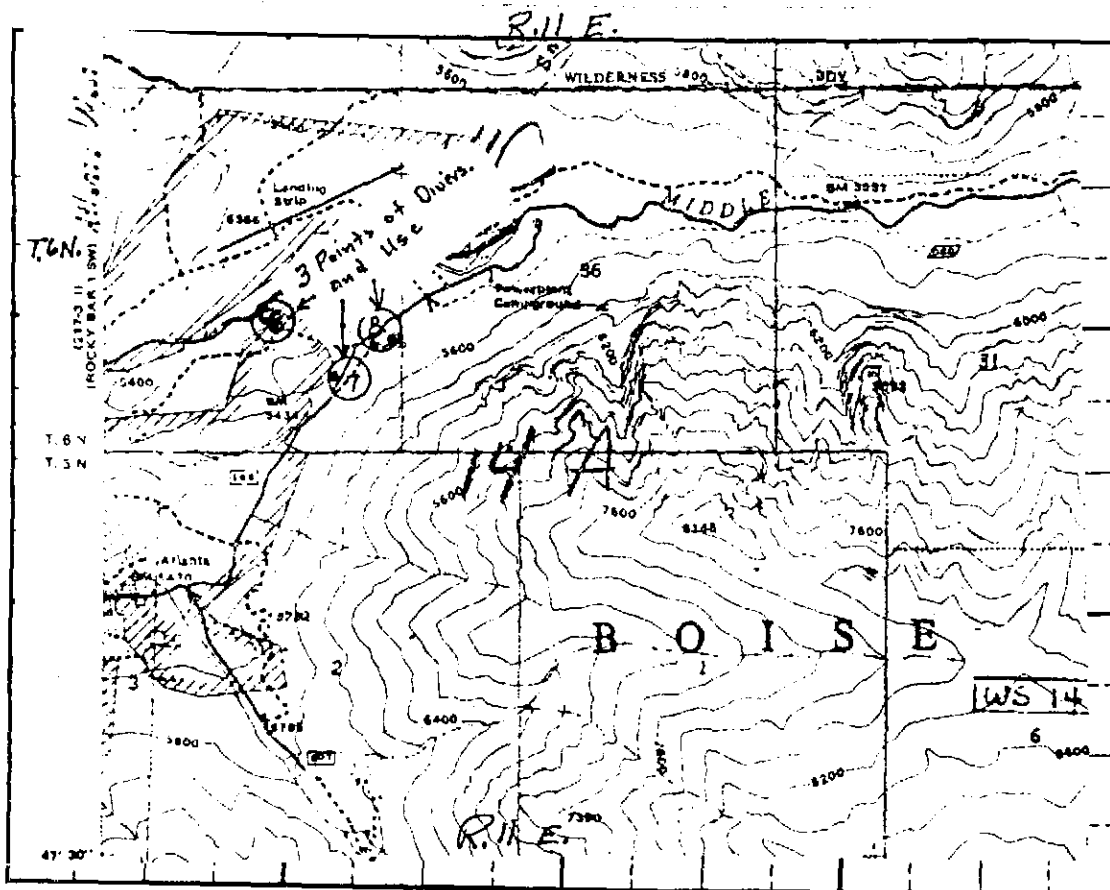


Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the section, township and range of the public land survey system.

63-0512)

8. Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Utah~~ Utah)
County of ~~Weber~~) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge. United States of America - Forest Service

Richard T. Roederer
(for) T.A. ROEDERER (Claimant) DRF, Resources

Sworn to before me this 19th day of May, 19 83.

Sandra J. Carlson
Notary Public
Residing at Willard (Box Elder County) Utah

My commission expires 2-20-85

FOR DEPARTMENT USE ONLY

Received by 623 Date 6-9-83 Exception filed by 6/27/83 Forwarded to 6/27/83 Date
Prelim. check by 6/27/83 Date 6/27/83 \$30.00 fee received by 6/27/83 \$30.00
Published in 6/27/83 Dated 6/27/83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho for the diversion and appropriation to a beneficial use must file a claim with the Department of Water Resources on or before 30-1-1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Exempted rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

I hereby certify that United States of America - Forest Service
 (Name of Claimant)
 Federal Bldg., 324 25th St., Ogden, Utah, 84401 Telephone No. 801-625-5360
 (Mailing Address) (Zip Code)

...right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

* Date of property. (When was the water first applied to a beneficial use) 7/1/30

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

3. Describe the purpose for which the water has been used and the time during the year when you have used the right to divert: Three hot springs 014-006, 007, 008 tributary to Middle Fork Boise River

Units	Domestic, Irrigation, Stock, Etc.	(Mo., Day)	(Mo., Day)
-------	-----------------------------------	------------	------------

Quantity	1.0 cts	Use	Domestic	Period of Use From	1/1	To	12/31
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	

1.0 cfs TOTAL QUANTITY USED.

5) A: Point of diversion. (Location of point where water is diverted from its source)

Acft. and points of diversion: SESE Sec 35 Twp. 6N Rge. 11E B.M., County of Elmore
SESE Sec 35 NESE Sec 35 T6N. R11E.

Each hot spring has small reservoir which forms a pool of water.

6. Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres

If water is used for other than irrigation, fully describe that use, being as specific as possible. *These hot springs and pools have been used by the public for bathing for many years - probably dating back to early mining days.*

NOTE: Include here the type and number of stock watered.

10. If you are drinking water as a member of an organization, list name of organization:

Creek

00

5366

Chatto
Hot

Hot (Spr)

02/27/2002

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

RIGHT NUMBER: 63-5121

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

SOURCE: ATLANTA HOT SPRINGS TRIBUTARY: MIDDLE FORK BOISE RIVER
CHATTANOOGA HOT SPRING TRIBUTARY: MIDDLE FORK BOISE RIVER

QUANTITY: 0.50 CFS

PRIORITY DATE: 06/12/1960

POINT OF DIVERSION:

T06N R11E S35 SENESE Within ELMORE County

T06N R11E S35 NWNWSE Within ELMORE County

T06N R11E S35 NWSESE Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	01/01 12/31	0.500 CFS

PLACE OF USE: RECREATION Within ELMORE County

T06N R11E S35	NESE	T06N R11E S35	NWSE
T06N R11E S35	SESE		

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: Beneficial Use

FOREST SERVICE RECORD ID = 040217050111140925 01
RECREATION USE IS FOR BATHING AND SWIMMING.
WATER TEMPERATURE MEASURED AT 135 DEGREES F.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5121

WATER RIGHT NUMBER: 63-5121

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE 550 W FORT ST MSC 033 BOISE, ID 83724 (208)387-0835

Priority Date: 06/12/1960

Basis: ~~License~~ → B/U

Status: Active

<u>Source</u>	<u>Tributary</u>
HOT SPRING CHATTANOOGA HOT SPRINGS ATLANTA HOT SPRINGS	MIDDLE FORK BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	1/01 to 12/31	1,000 CFS - 50	
	<u>Total Diversion:</u>	1,000 CFS - 50	

Location of Point(s) of Diversion

ATLANTA HOT SPRING	SE NE1/4SE1/4	Sec. 35, Twp 06N, Rge 11E, B.M.	.13 CFS
ELMORE County			
ATLANTA HOT SPRING	NW SE1/4SE1/4	Sec. 35, Twp 06N, Rge 11E, B.M.	.15 CFS
ELMORE County			
HOT SPRING CHATTANOOGA	SE NW1/4SW1/4	Sec. 35, Twp 06N, Rge 11E, B.M.	.22 CFS
ELMORE County			.50 CFS

Place of Use

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	11E	35										X				X			

Conditions of Approval:Remarks:

1. General FOREST SERVICE RECORD ID = 040217050111140925 01

Comments:

COPIES FROM DENIED APP FOR PERMIT
63-10275 - SEE PG. 5 FOR CFS ESTIMATE
OF SPRINGS BY THE U.S.G.S.

...will reduce the quantity of water under existing water rights
...supply is insufficient for the proposed use;
...application was made for speculative purposes;
...applicants do not have sufficient financial resources with which
...the proposed work; and,

...it will conflict with the local public interest, where the local
public interest is defined as the affairs of the people in the area directly
affected by the proposed use.

5. The applicants questioned the validity of claims to water rights from
the springs filed by the U.S. Forest Service and the Village of Atlanta on
behalf of the public for use

6. A hearing on the
on November 4 and 5, 1985.
attorney John C. Arkoosh.
behalf of Alva Greene; Verr
Glovata Estate; the Atlanta
and all other signators of
Jeffery C. Fereday, who aft
for the Estate of Louis Ina

Free span
in 63-5376 &
63-5377.

...the outflow channels
...d in Boise, Idaho
...represented by
...s was present on
...of the Marian
...osman, Jane Stone
...ed by attorney
...rney of record

7. The protestants represented by Jeffery C. Fereday submitted post-
hearing briefs on December 12 and 26, 1985; and the applicants submitted
post-hearing briefs on December 16 and 31, 1985.

Description of Spring System

8. There are five primary discernable spring areas in or near the SE1/4,

COPIES FROM DENIED APP FOR PERMIT
#63-10275 - SEE PG. 5 FOR CFS ESTIMATES
OF SPRINGS BY THE U.S.G.S.

- (a) it will reduce the quantity of water under existing water rights;
- (b) the water supply is insufficient for the proposed use;
- (c) the application was made for speculative purposes;
- (d) the applicants do not have sufficient financial resources with which to complete the proposed work; and,
- (e) it will conflict with the local public interest, where the local public interest is defined as the affairs of the people in the area directly affected by the proposed use.

5. The applicants questioned the validity of claims to water rights from the springs filed by the U.S. Forest Service and the Village of Atlanta on behalf of the public for uses within the spring areas and the outflow channels.

6. A hearing on the protested application was conducted in Boise, Idaho on November 4 and 5, 1985. The applicants were present and represented by attorney John C. Arkoosh. For the protestants, Carl L. Meyers was present on behalf of Alva Greene; Vern P. Caldwell was present on behalf of the Marian Glovata Estate; the Atlanta Water Association, Inc., Kerry Moosman, Jane Stone and all other signators of the protest petition were represented by attorney Jeffery C. Fereday, who after the hearing also became the attorney of record for the Estate of Louis Inama.

7. The protestants represented by Jeffery C. Fereday submitted post-hearing briefs on December 12 and 26, 1985; and the applicants submitted post-hearing briefs on December 16 and 31, 1985.

Description of Spring System

8. There are five primary discernable spring areas in or near the SE1/4,

Sec. 35, T. 6N., R. 11E., B.M., Elmore County, located on property owned by the U.S. Forest Service. These spring areas are identified on the Atlanta East U.S. Geological Survey (U.S.G.S.) 7 1/2 minute quadrangle map as "Chatanooga Hot Spring" and "Atlanta Hot Springs". In addition, nearby spring areas may be located on property owned by Greene Tree, Inc. The springs on said property owned by the U.S. Forest Service are identified and referenced herein as follows:

Spring Area No. 1 *SENESE (2 PIS)*

This spring area appears to be located within the NE1/4 SE1/4, Sec. 35, T. 6N., R. 11E., B.M. It consists of waters issuing from at least three vents, which flow into an upper bathing pool and successively into a lower bathing pool and a larger pool called the "swimming pool" or the "frog pond".

Spring Area No. 2 *NOT FOUND DURING EXAM*

This spring area appears to be located within the SW1/4 SE1/4, Sec. 35, T. 6N., R. 11E., B.M. It consists of waters issuing from one or more vents, which flow into a bathing pool.

Spring Area No. 3 *NWSESE*

This spring area appears to be located within the SE1/4 SE1/4, Sec. 35, T. 6N., R. 11E., B.M. It consists of waters issuing from one or more vents, which flow into a bathing pool.

Spring Area No. 4 *SESENE*

This spring area appears to be located in the SE1/4 NE1/4, Sec. 35, T. 6N., R. 11E., B.M. It consists of waters issuing from one or more vents, which flow into two (2) bathing pools.

Spring Area No. 5

This spring area, identified as Chatanooga Hot Spring on the U.S.G.S. 7 1/2 minute quadrangle, appears to be located in the NW1/4 SE1/4, Sec. 35, T. 6N., R. 11E., B.M. It consists of waters issuing from a series of vents on a hillside, which flows into a bathing pool.

9. Definitive information regarding the rates of flow and water temperature of the five springs is not available in published records. U.S.G.S. data sheets provide the following data, based on estimates of rate of flow and measurements of temperature:

<u>Spring Area No.</u>	<u>Rate of Flow (cfs)</u>	<u>Temp. (C.°)</u>	<u>Date of Data Collection</u>
1 ~~SENESE~~	0.13	60	9/1/1981
3 ~~NUSESE~~	0.15	53.5	9/1/1981
CHATTANOOGA → 5 ~~NUSESE~~	0.22	53.0	9/1/1981

10. The rates of flow in spring areas nos. 2 and 4 are unmeasured, but have been estimated to be 0.09 ~~SESENE~~ cubic feet per second each.

11. Spring areas nos. 2 and 4 appear to be located outside the locations for points of diversion specified on the applicant's Application for Permit No. 63-10275. The applicants have indicated that they do not intend to amend the application to specify additional tracts of land to contain additional points of diversion.

12. Outflow from each of the five spring areas is diverted by at least one dam, and in some spring areas by additional pipes and facilities. Water at each spring area is used by the public for recreational and domestic purposes on a periodic basis throughout the year.

Existing Water Rights and Public Uses

13. Existing recorded water rights and claims to water rights from the five spring areas are as follows:

<u>Water Right or Claim No./ Name/Remark</u>	<u>Type of Filing</u>	<u>Spring Areas</u>	<u>Rate of Flow (cfs)</u>	<u>Use</u>	<u>Date of Priority</u>
63-5121 U.S. Forest Service	Statutory Claim	1,3,5	1.0	Domestic	7/1/1930
Remark: Spring areas nos. 2 and 4 do not appear to be located within the points of diversion described on this claim.					

63-3468 License 1 0.1 Recreation 9/23/1965
Village of Atlanta

Remark: The legal descriptions of the point of diversion and place of use were described incorrectly because the area was unsurveyed.

63-5376 Statutory Claim 5 0.22 Domestic/ 9/1878
Village of Atlanta Recreation

Remark: Claim was filed by the Atlanta Historical Society.

63-5377 Statutory Claim 1,2,3,4 0.45 Domestic/ 7/2/1873
Village of Atlanta Recreation

Remark: Claim was filed by the Atlanta Historical Society.

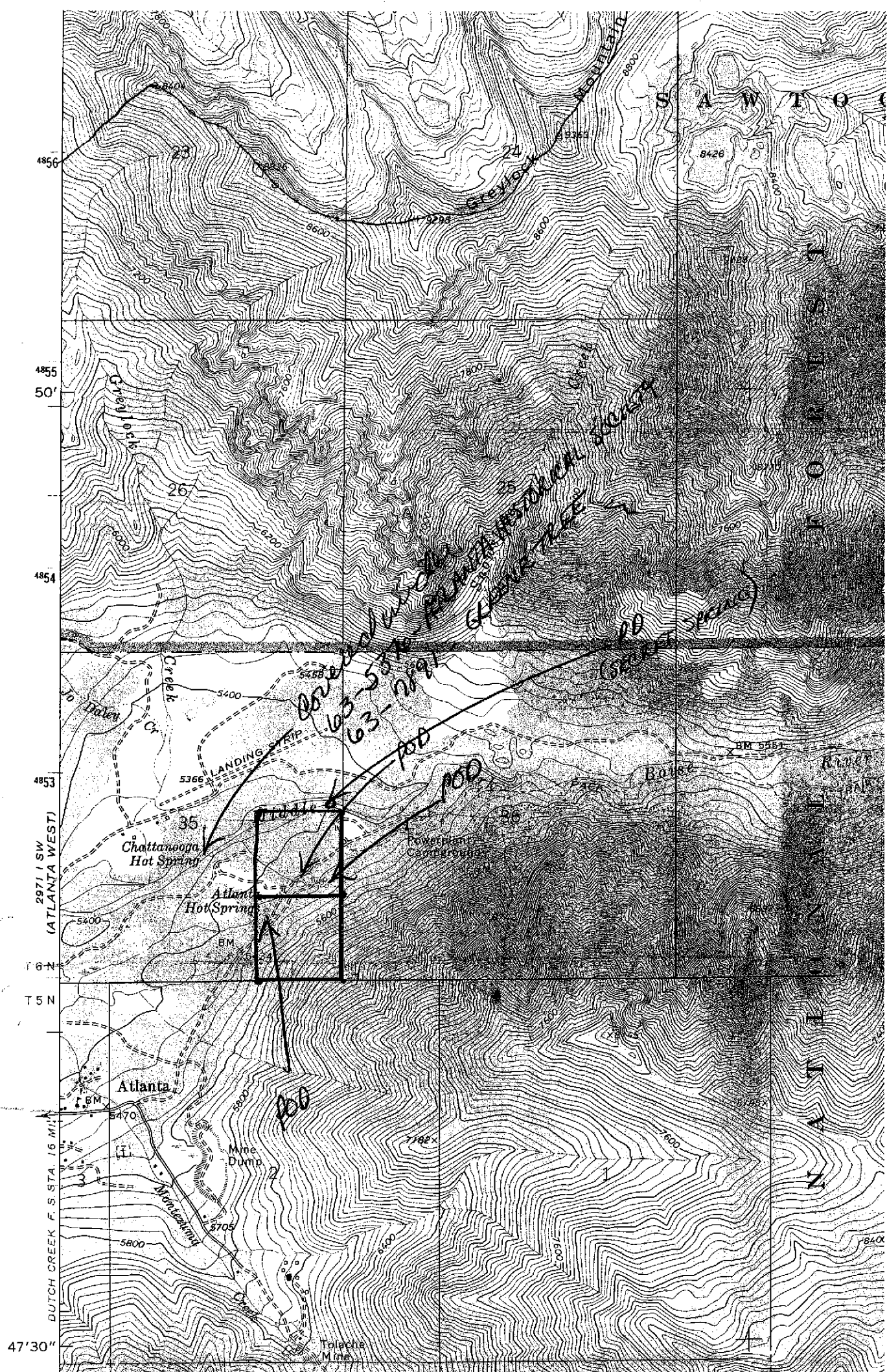
NOTE: Inclusion in this Finding of data concerning claims to water rights does not verify the validity of the claims nor quantify the extent of use pursuant to the claims.

14. License No. 63-3468 in the name of the Village of Atlanta describes the point of diversion as the NW1/4 SW1/4 (unsurveyed), Sec. 36, T.6N., R.11E., B.M., and describes the place of use as the SE1/4 SE1/4 (unsurveyed), Sec. 35, T.6N., R.11E., B.M. Now that the area has been surveyed, it appears that these legal descriptions are incorrect. Based on information in the file, it appears that License No. 63-3468 pertains to spring area no. 1.

15. The statutory claims filed by the Atlanta Historical Society for the Village of Atlanta, Nos. 63-5376 and 63-5377, overlap Claim No. 63-5121 filed by the U.S. Forest Service, and License No. 63-3468 in the name of the Village of Atlanta.

16. At the time of the hearing, the applicants had not physically measured the flows at any of the five springs.

17. Man-made pools have been formed at each of the five spring areas. Use has been made by the public routinely of all available flows at each of the



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Western Regional Office

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that United States of America - Forest Service
(Name of Claimant)

Federal Bldg., 324 25th St., Ogden, Utah, 84401 Telephone No. 801-625-5360
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 7/1/30

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Three hot springs 014-006, 007, 008 tributary to Middle Fork Boise River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Both dates inclusive) (Mo., Day)
Quantity <u>1.0 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 1.0 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SE 1/4, Sec. 35 Twp. 6N Rge. 11E B.M., County of Elmore
Additional points of diversion: SESE Sec 35; NESE Sec 35, T6N. R 11E.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Each hot spring has small reservoir which forms a pool of water.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>6N</u>	<u>11E</u>	<u>35</u>													X	X		X	

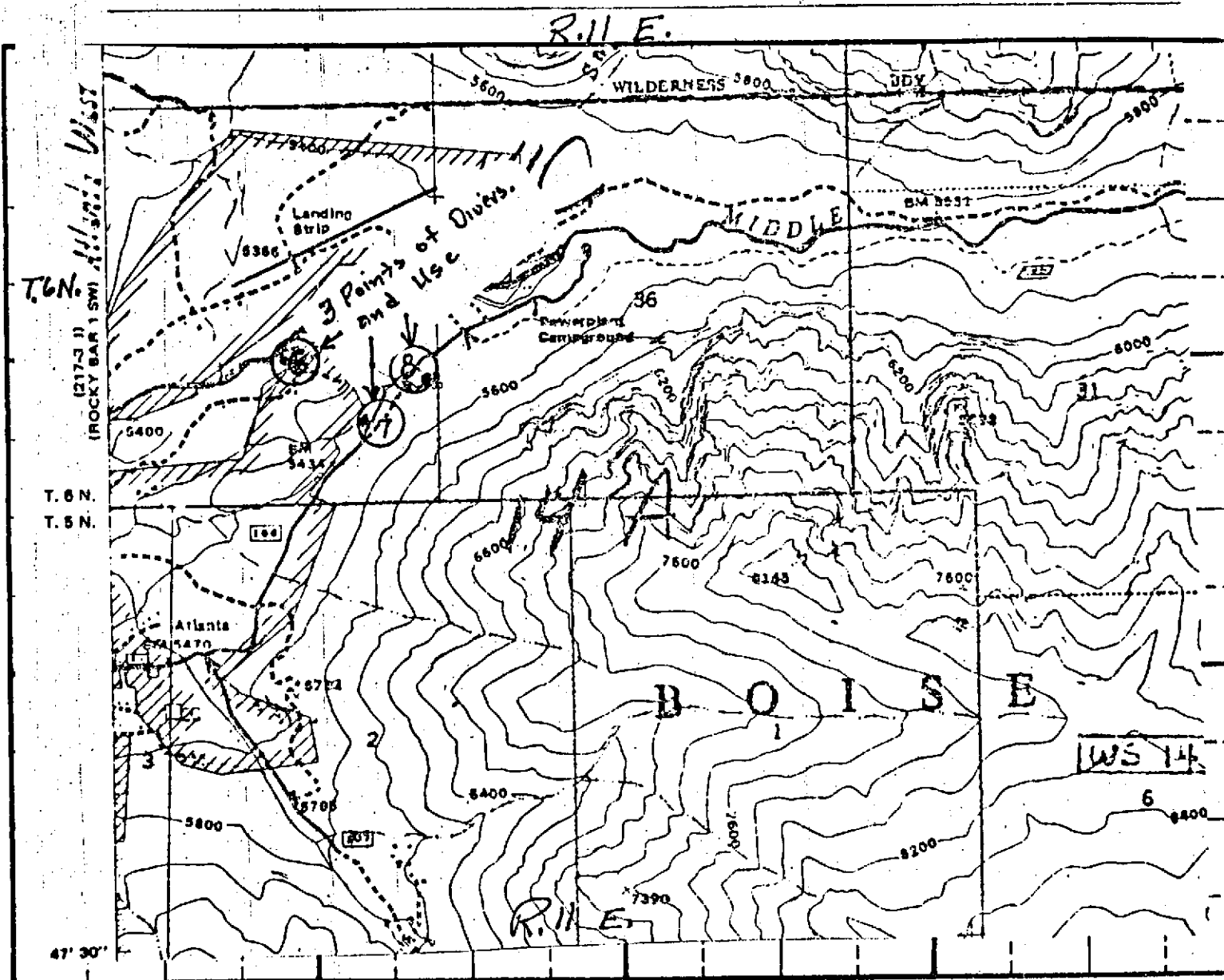
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: These hot springs and pools have been used by the public for bathing for many years - probably dating back to early mining days.

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks



Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Utah~~ Utah

County of Weber

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge. United States of America - Forest Service

(for) T.A. ROEDERER (Claimant) DRF, Resources

Sworn to before me this 19th day of May, 19 83.

Notary Public

Residing at Willard (Box Elder County) Utah

My commission expires 2-20-85

FOR DEPARTMENT USE ONLY

Received by <u>mm</u>	Date <u>6-9-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>GLS</u>	Date <u>6/27/83</u>		claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>8/24/83</u> #32422			
Published in <u>Mya Stone News</u>				
Dates <u>9/25 & 9/11/83</u>				

Standard Form 1054 7-64 OCS-908 1054-210		PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONAL				VOUCHER NO.	
U.S. DEPARTMENT OF AGRICULTURE Bureau of Reclamation and Location Idaho Dept. of Agriculture Boise National Forest 1775 Front St. Boise, ID 83702				DATE VOUCHER PREPARED 6/3/83		SCHEDULE NO.	
				CONTRACT NUMBER AND DATE		PAID BY	
				REQUISITION NUMBER AND DATE			
PAYEE'S NAME AND ADDRESS Mr. A. Kenneth Dunn, Director Idaho Dept. of Water Resources Statehouse Boise, ID 83702						DATE INVOICE RECEIVED	
						DISCOUNT TERMS	
						PAYEE'S ACCOUNT NUMBER	
SHIP TO				TO		WEIGHT	
						GOVERNMENT R & NUMBER	
NUMBER AND DATE OF ORDER	DATE OF DELIVERY OR SERVICE	ARTICLES OR SERVICES (Enter description, date number of contract or Federal supply schedule, and other information deemed necessary)	QUANTIFY	UNIT PRICE		AMOUNT	
				COST	PER		
	6/3/83	Filing fee-application for permit.	19	30.00	EA	570.00	
		Claims to a water right.	28	30.00	EA	840.00	
				TOTAL		1,410.00	
I CERTIFY THAT THE ABOVE BILL IS CORRECT AND JUST AND THAT PAYMENT THEREFORE HAS NOT BEEN RECEIVED.							
by <u>H. L. Davis</u> H. KENNETH DUNN, DIRECTOR				DATE <u>6/14/83</u>			
(Payee must NOT use the space below)						TOTAL 1,410.00	
PAYMENT:	APPROVED FOR	EXCHANGE RATE	DIFFERENCES				
☐ COMPLETE	= \$	= \$1.00					
☐ PARTIAL	\$						
☐ FINAL							
☐ PROGRESS	TITLE		Amount verified, correct for				
☐ ADVANCE			(Signature or initials)				
Pursuant to authority vested in me, I certify that this voucher is correct and proper for payment.							
_____ (Authorized Certifying Officer) (Title)							
ACCOUNTING CLASSIFICATION							
10-4 370.00 23-02 60.00							
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