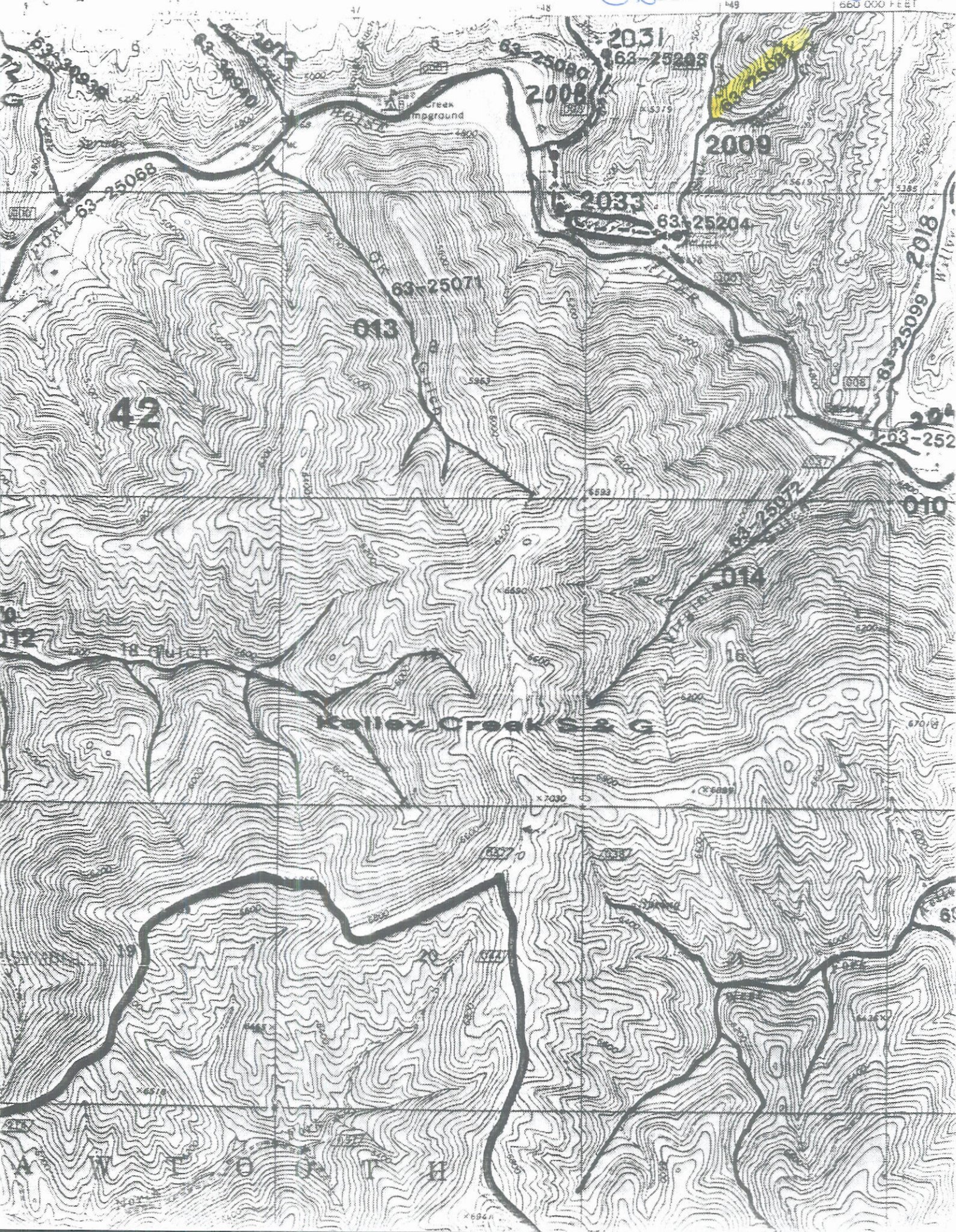
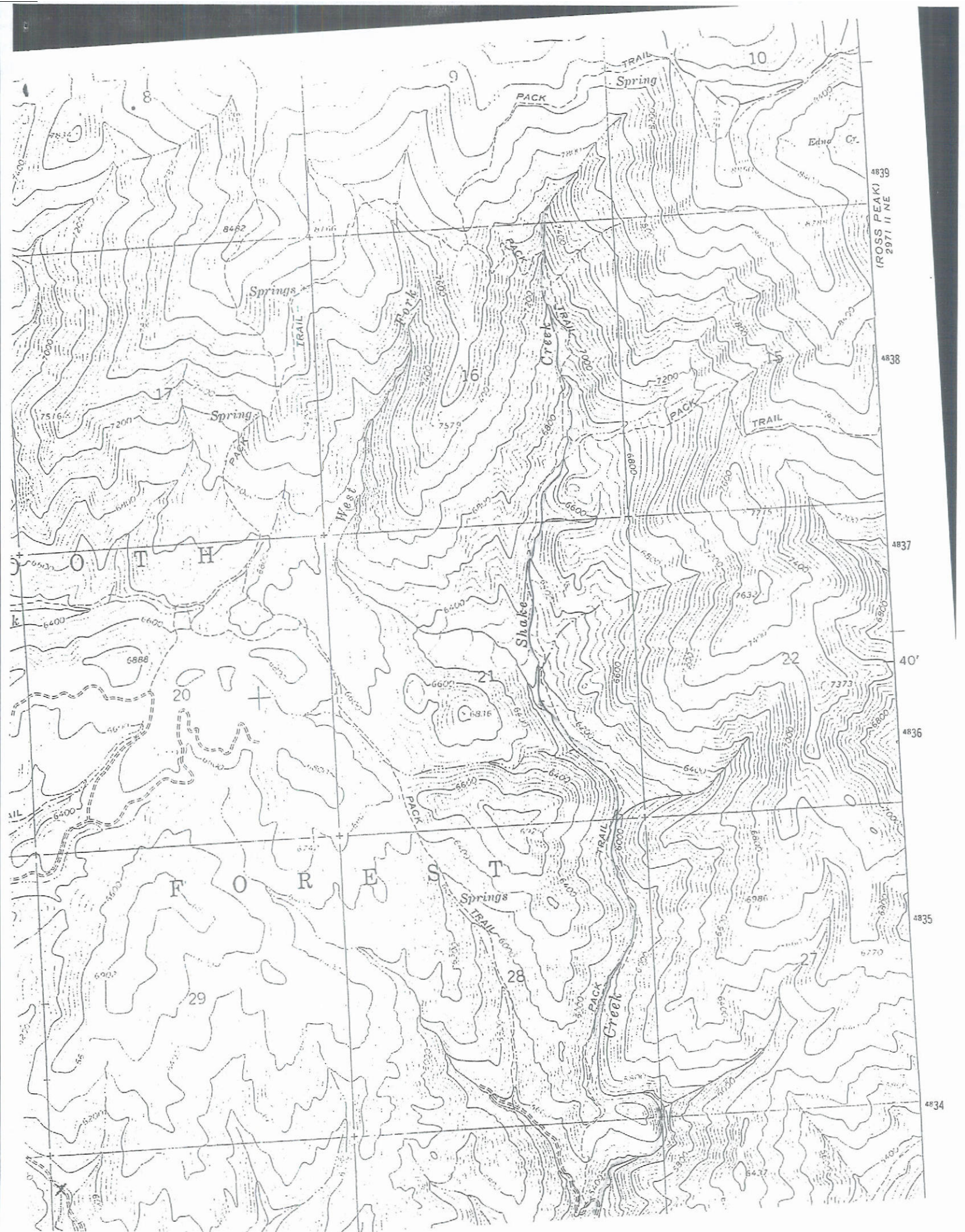
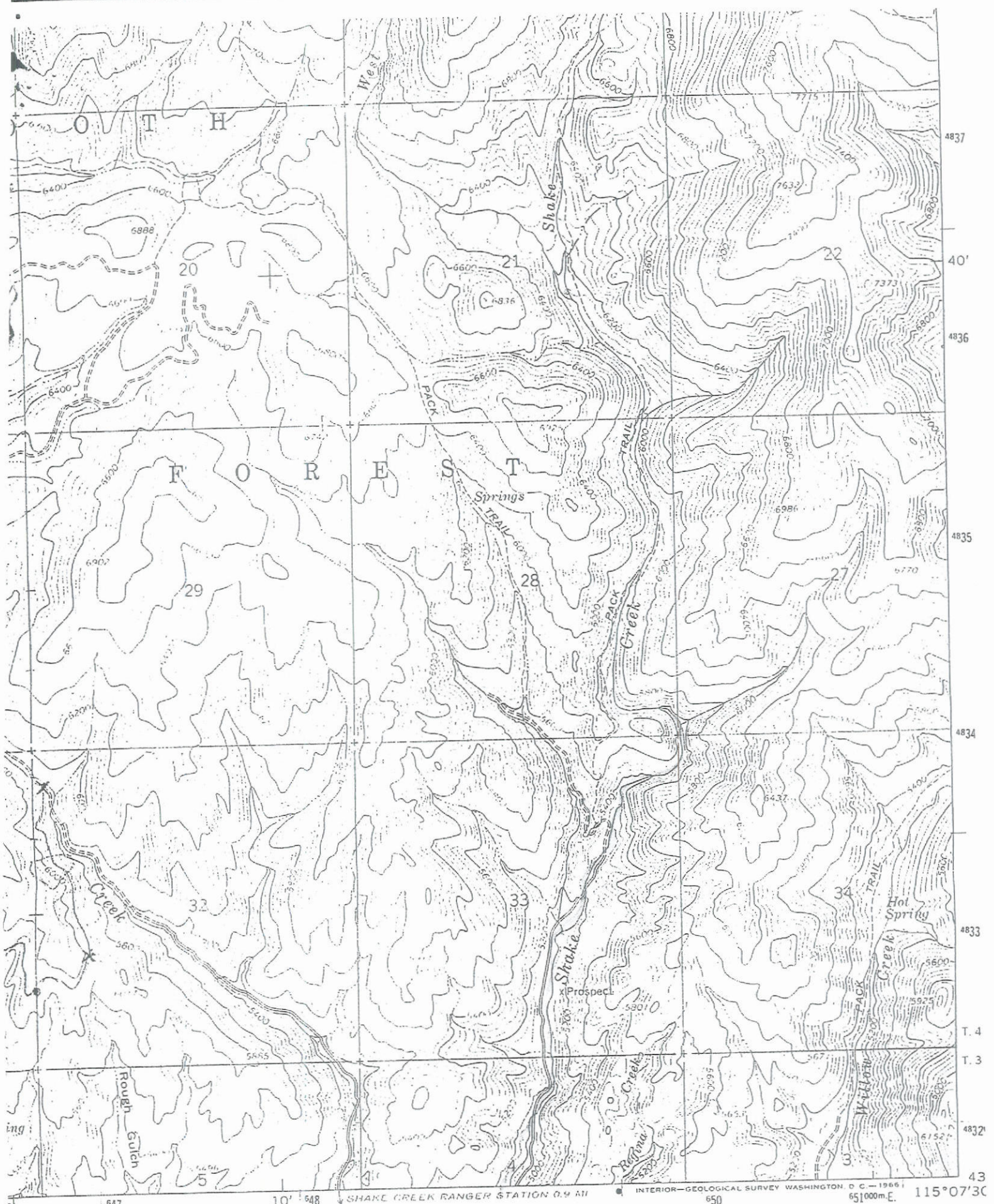
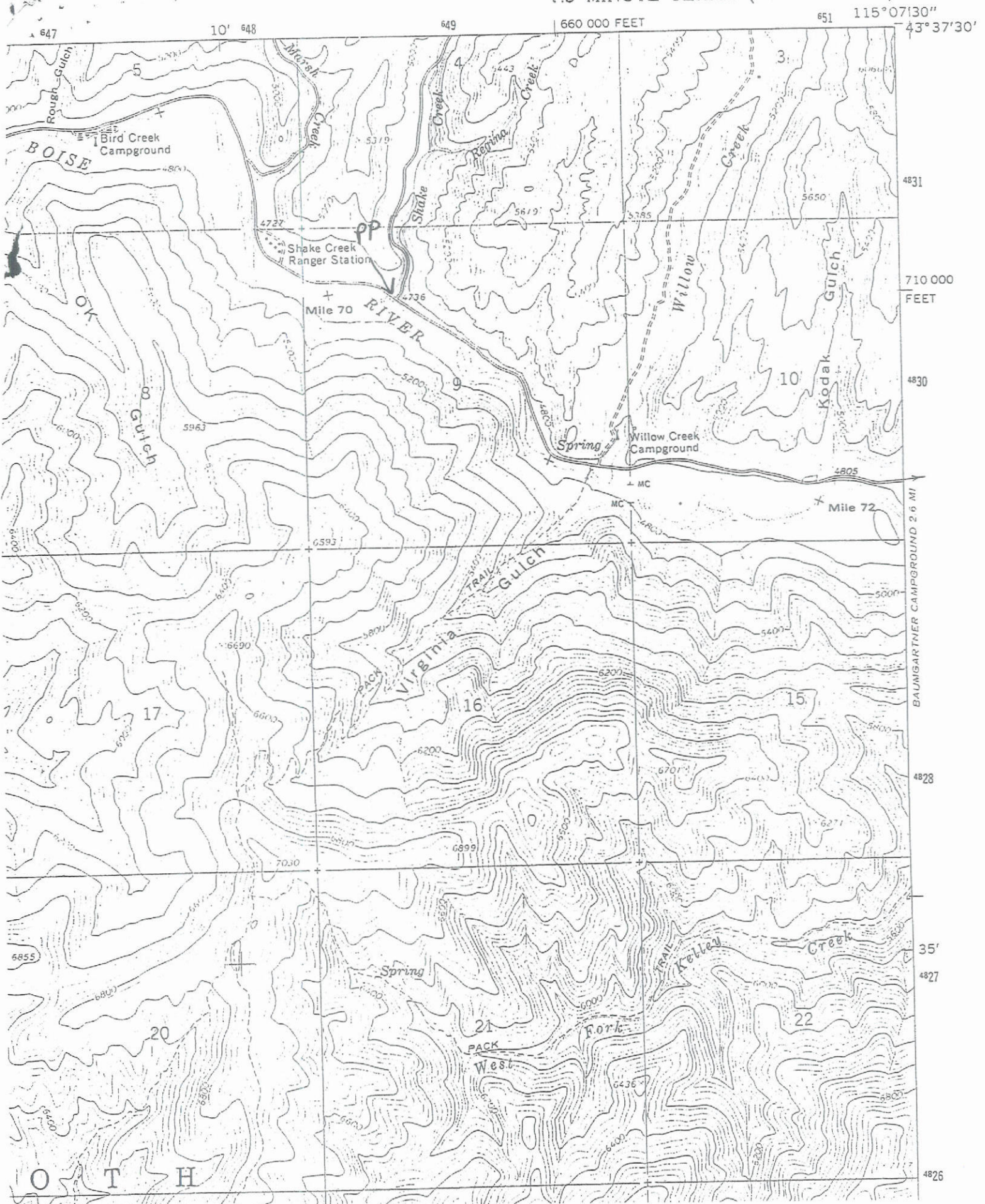








GROOSE BUTTE GU *Groose Butte*
IDAHO-ELMORE CO. 45-25081
7.5 MINUTE SERIES (TOPOGRAPHIC)



45-25081

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: A63-25081
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: 06/01/1905

3. Source: SHAKE CR Trib. to: SF BOISE R

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
4 N	11 E	10	NWSW		ELMORE

5. Description of diverting works: NO DEVELOPMENT

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	Aug.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: SHEEP Livestock Numbers: 673

10. Place of Use:

Township	Range	Section	Tract	Lot	County
3 N	11 E	9	NENW		ELMORE

Purpose of use: STOCKWATER 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. 42

INCLUDES LIVESTOCK USE ON ALL TRIBUTARIES

APPLICATION DATE: 00/00/

15. Basis of Claim: BENEFICIAL USE/APPLICATION

Reference Information:

National Forest: SAWTOOTH

Priority Dates: SAWTOOTH NATIONAL FOREST LIVESTOCK HISTORY

Forest Service Record ID: 04 14 17050113 42 2009 0

IDWR Water State Filing No.: 63-25081

Allotment No.: 5026

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.

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 63-25081
Date Received: 3/25/1993
Receipt No: X999999
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: 06/01/1887

3. Source: SHAKE CREEK , SHAKE CREEK Trib. to: BOISE RIVER SOUTH FORK, BOISE RIVER
SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	11E	10	NW SW	BOISE	Beginning Point
03N	11E	9	NE NW	BOISE	Ending Point

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	6/01	8/31	0.02	

7. Total Quantity Appropriated is:
0.02 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
----------	-------	---------	----------------	-----	-------

03N	11E	4	NW	NE	STOCKWATER
			SW	NE	STOCKWATER
			SE	NW	STOCKWATER
			NE	SW	STOCKWATER
			SE	SW	STOCKWATER
03N	11E	9	NE	NW	STOCKWATER
04N	11E	9	NE	SE	STOCKWATER
			SE	SE	STOCKWATER
04N	11E	10	NW	SW	STOCKWATER
04N	11E	16	NE	NE	STOCKWATER
			SE	NE	STOCKWATER
			NE	SE	STOCKWATER
			SW	SE	STOCKWATER
			SE	SE	STOCKWATER
04N	11E	21	NW	NE	STOCKWATER
			NE	SE	STOCKWATER
			NW	SE	STOCKWATER
			SE	SE	STOCKWATER
			SW	NE	STOCKWATER
04N	11E	27	SW	SW	STOCKWATER
04N	11E	28	NE	NE	STOCKWATER
			SE	NE	STOCKWATER
			NE	SE	STOCKWATER
			SE	SE	STOCKWATER
04N	11E	33	NE	NE	STOCKWATER
			SW	NE	STOCKWATER
			SE	NE	STOCKWATER
			NW	SE	STOCKWATER
			SW	SE	STOCKWATER
04N	11E	34	NW	NW	STOCKWATER

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:

14. Remarks:

FOREST SERVICE RECORD ID = 0414 17050113 42 2009

15. Basis of Claim: Beneficial Use

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.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing
Organization

document in the space below as _____ of
Title

_____, and that the statements contained in the
Organization
foregoing document are true and correct. _____

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

10-07-98

TO: STEVE SPENCER

FROM: JAN SHURTE

These are the claims requested to have the places of use changed to the main stream being claimed. Thanks again!

63-24848
63-24851
63-25014
63-25016
63-25025
63-25026
63-25027
63-25044
63-25048
63-25050
63-25058
63-25076
63-25081
63-25090
63-25096
63-25099
63-25100
63-25109
63-25124

11-2-98

Item called - said to hold for
later report. J

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: 63-25081

RECEIVED
JUL 16 1998

FILED UNDER STATE LAW

Department of Water Resources

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: 06/01/1887

3. Source of water: SHAKE CREEK

Tributary: BOISE RIVER, SOUTH FORK

4. Location Meridian BOISE

Description of Diversion Works: None

From: Stream

Location of Point of Diversion

T: 03 N R: 11 E S: 9 NENW E T: 04 N R: 11 E S: 10 NWSW B

Location of Point of Use

T: 03	N	R: 11	E	S: 4	NENE	T: 03	N	R: 11	E	S: 4	NESW
T: 03	N	R: 11	E	S: 4	NWNE	T: 03	N	R: 11	E	S: 4	NWSE
T: 03	N	R: 11	E	S: 4	SENE	T: 03	N	R: 11	E	S: 4	SENW
T: 03	N	R: 11	E	S: 4	SESW	T: 03	N	R: 11	E	S: 4	SWNE
T: 03	N	R: 11	E	S: 4	SWSE	T: 03	N	R: 11	E	S: 9	NENW
T: 04	N	R: 11	E	S: 9	NESE	T: 04	N	R: 11	E	S: 9	SESE
T: 04	N	R: 11	E	S: 10	NWSW	T: 04	N	R: 11	E	S: 16	NENE
T: 04	N	R: 11	E	S: 16	NENW	T: 04	N	R: 11	E	S: 16	NESE
T: 04	N	R: 11	E	S: 16	NESW	T: 04	N	R: 11	E	S: 16	NWSW
T: 04	N	R: 11	E	S: 16	SENE	T: 04	N	R: 11	E	S: 16	SENW
T: 04	N	R: 11	E	S: 16	SESE	T: 04	N	R: 11	E	S: 16	SWSE
T: 04	N	R: 11	E	S: 16	SWSW	T: 04	N	R: 11	E	S: 21	NENE
T: 04	N	R: 11	E	S: 21	NESE	T: 04	N	R: 11	E	S: 21	NWNE
T: 04	N	R: 11	E	S: 21	NWNW	T: 04	N	R: 11	E	S: 21	NWSE
T: 04	N	R: 11	E	S: 21	SENE	T: 04	N	R: 11	E	S: 21	SENW
T: 04	N	R: 11	E	S: 21	SESE	T: 04	N	R: 11	E	S: 21	SESW
T: 04	N	R: 11	E	S: 21	SWNE	T: 04	N	R: 11	E	S: 21	SWNW
T: 04	N	R: 11	E	S: 21	SWSE	T: 04	N	R: 11	E	S: 21	SWSW
T: 04	N	R: 11	E	S: 22	SESW	T: 04	N	R: 11	E	S: 22	SWSW
T: 04	N	R: 11	E	S: 27	NESW	T: 04	N	R: 11	E	S: 27	SESW
T: 04	N	R: 11	E	S: 27	SWSW	T: 04	N	R: 11	E	S: 28	NENE
T: 04	N	R: 11	E	S: 28	NESE	T: 04	N	R: 11	E	S: 28	NESW
T: 04	N	R: 11	E	S: 28	NWSW	T: 04	N	R: 11	E	S: 28	SENE
T: 04	N	R: 11	E	S: 28	SESE	T: 04	N	R: 11	E	S: 28	SESW
T: 04	N	R: 11	E	S: 28	SWNW	T: 04	N	R: 11	E	S: 28	SWSE
T: 04	N	R: 11	E	S: 33	NENE	T: 04	N	R: 11	E	S: 33	NWNE
T: 04	N	R: 11	E	S: 33	NWSE	T: 04	N	R: 11	E	S: 33	SENE
T: 04	N	R: 11	E	S: 33	SWNE	T: 04	N	R: 11	E	S: 33	SWSE
T: 04	N	R: 11	E	S: 34	NWNW						

5. Quantity claimed: Period 6/ 01 - 8/ 31 Quantity 0.02 CFS For 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: 63

National Forest: Sawtooth

Forest Service Record ID: 04 14 17050113 42 2009

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

Bruce Bernard

U.S. Department of Justice

Environment and Natural Resources Division

550 W. Fort Street, Box 33

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.

RECEIVED
JUL 16 1998

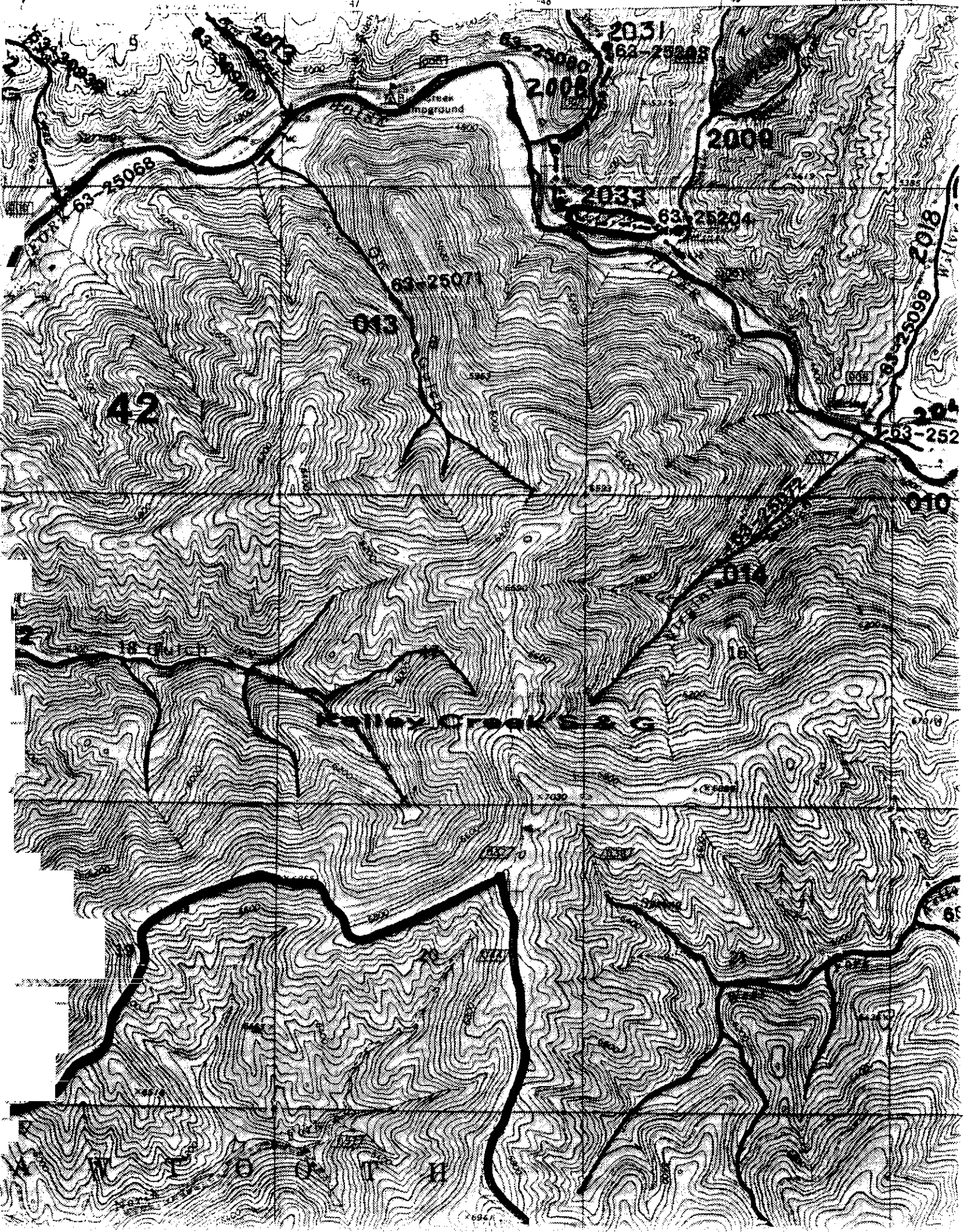
Department of Water Resources

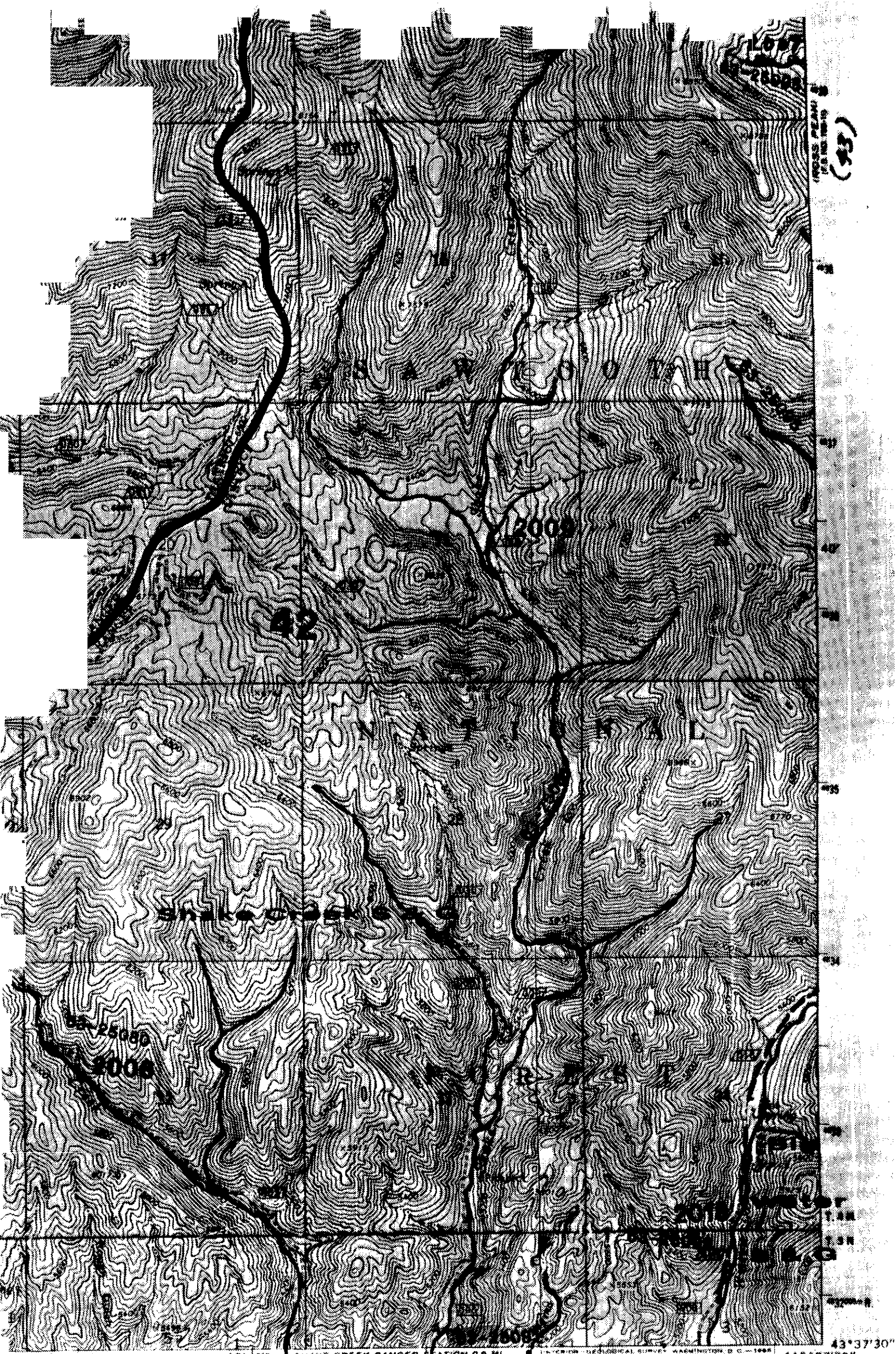
water

Grove Butte

11E 3N

660 000 FEET





(54) 10' 48" SHAKE CREEK RANGER STATION 09 MI 6510000E 115°07'30" 43°37'30"

1 MILE
5000 6000 7000 FEET
1 INCH = 1 MILE

CAUSEWAY
112

17%
11.1 MILES

08/06/2002

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

RIGHT NUMBER: 63-25081
NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

SOURCE: SHAKE CREEK TRIBUTARY: SOUTH FORK BOISE RIVER
QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION:

T03N R11E S9 NENW End of Stream Flow Within BOISE County
T04N R11E S10 NWSW Begin of Stream Flow Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	6/01 8/31	0.020 CFS

PLACE OF USE: STOCKWATER Within BOISE County

T03N R11E S04	NWNE	T03N R11E S04	SWNE
T03N R11E S04	SENE	T03N R11E S04	NESW
T03N R11E S04	SESW	T03N R11E S09	NENW
T04N R11E S09	NESE	T04N R11E S09	SESE
T04N R11E S10	NWSW	T04N R11E S16	NENE
T04N R11E S16	SENE	T04N R11E S16	NESE
T04N R11E S16	SWSE	T04N R11E S16	SESE
T04N R11E S21	NWNE	T04N R11E S21	SWNE
T04N R11E S21	NESE	T04N R11E S21	NWSE
T04N R11E S21	SESE	T04N R11E S27	SWSW
T04N R11E S28	NENE	T04N R11E S28	SENE
T04N R11E S28	NESE	T04N R11E S28	SESE
T04N R11E S33	NENE	T04N R11E S33	SWNE
T04N R11E S33	SENE	T04N R11E S33	NWSE
T04N R11E S33	SWSE	T04N R11E S34	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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

FOREST SERVICE RECORD ID = 0414 17050113 42 2009

03/01/2002

RECEIVED

APR 10 2002

WATER RESOURCES
WESTERN REGION

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: April 5, 2002

Water right number: 63-25081

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

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 4-8-2002 SIGNATURE: Linda R. Moore SMS
Please print your name: Linda R. Moore

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

Shurte, Jan

From: Shurte, Jan
Sent: Friday, July 19, 2002 4:59 PM
To: 'sspencer@fs.fed.us'
Cc: Shurte, Jan
Subject: FW: Basin 63, Part I, Upper Boise Director's Report

Hi Steve -

Are you still there? If you are, have you had a chance to look at these yet. Probably not. I am still trying to get the Director's Report done for Basin 63 Part 1. Never made that middle of July date, but would like it to go out in the next week or two, so could you please give me a call or email me concerning these. I could clean them up or something before the report?

Thanks,
Jan

-----Original Message-----

From: Shurte, Jan
Sent: Wednesday, June 26, 2002 11:21 AM
To: 'sspencer@fs.fed.us'
Cc: Shurte, Jan
Subject: Basin 63, Part I, Upper Boise Director's Report

Hi Steve,

Hope all is ok at your office nowadays. I'm getting the Director's Report put together for Basin 63, Part I. I had asked Linda about a few USFS claims, however, it was her last day and so I think I was supposed to get back to you.

Here's a recap:

63-25081 - We included this one in the preliminary report and then sent an email on 3-13-02 concerning the way it was claimed and if you wanted to change it. It was one of those that listed Shake Creek as the source and then listed a whole bunch of places of use that included other sources (unnamed streams). Could you look at this one and see if we can narrow it down to only Shake Creek or something and send me a new claim?

63-25038 & 63-25076 - These were not recommended in the preliminary report for some reason (my error I know) and so I just want to know if you still want these claims and if they are ok as claimed now.

63-24378 - We did recommend this one in the preliminary report and Linda had asked me to send her a copy of it for some reason. I can't remember what was wrong, but maybe you could take a look at it and let me know if something needs changed or whatever.

That's it. Thanks for looking at these - I plan on having this report ready to mail out towards the middle of July.

Jan

Shurte, Jan

From: Linda R Moore/R4/USDAFS [lrmoore01@fs.fed.us]
Sent: Tuesday, July 23, 2002 3:22 PM
To: JShurte@idwr.state.id.us
Subject: Basin 63 claims

Hi Jan,
I'm working on the claims in basin 63 that you asked Steve to check on.
I will send a copy to you via Steve this week.
Hope you are having a good summer, mine has been great so far. Linda

63-25081
New claim
63-25038
Claim and map, please recommend as they are claimed.
63-25076
Claim and map, please recommend as they are claimed.
63-24378
Claim is OK

Linda R. Moore
Boise Adjudication Team
380 Parkcenter Blvd. Suite 330
Boise, ID 83706
208-331-5940
lrmoore01@fs.fed.us

Shurte, Jan

From: Shurte, Jan
Sent: Wednesday, June 26, 2002 11:21 AM
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Cc: Shurte, Jan
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That's it. Thanks for looking at these - I plan on having this report ready to mail out towards the middle of July.

Jan

Shurte, Jan

From: Shurte, Jan
Sent: Wednesday, March 13, 2002 11:03 AM
To: 'sspencer@fs.fed.us'
Cc: Shurte, Jan
Subject: USFS Claim No. 63-25081

Hi Steve,

In the Preliminary Report for Basin 63, Part I, we listed Claim No. 63-25081. This one slipped by us and we never did ask you if you still wanted to claim it. It looks like the claim has Shake Creek plus tributaries listed in the place of use, although Shake Creek is the only source on the claim.

I am attaching a copy of this claim. Could you look at it and see if this is what you really want to claim. We will likely change the place of use to just those 1/41/4's that Shake Creek flows through.

Just wondering if you still want to claim this way or even claim at all. Please let me know.

Thanks,

Jan



63-25081.doc

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: 63-25081

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: 06/01/1887

3. Source of water: SHAKE CREEK

Tributary: BOISE RIVER, SOUTH FORK

4. Location Meridian BOISE

Description of Diversion Works: None

From: Stream

Location of Point of Diversion

T: 03 N R 11 E S: 9 NENW

E

T: 04 N R 11 E S: 10 NWSW

B

Location of Place of Use

T: 04 N R 11 E S: 27 SWSW

T: 04 N R 11 E S: 21 SESE

T: 04 N R 11 E S: 34 NWNW

T: 04 N R 11 E S: 21 NESE

T: 04 N R 11 E S: 21 NWSE

T: 04 N R 11 E S: 28 NESE

T: 04 N R 11 E S: 28 SESE

T: 04 N R 11 E S: 33 NENE

T: 04 N R 11 E S: 33 SWNE

T: 04 N R 11 E S: 33 SENE

T: 04 N R 11 E S: 33 NWSE

T: 04 N R 11 E S: 33 SWSE

T: 04 N R 11 E S: 28 NENE

T: 04 N R 11 E S: 21 SWNE

T: 04 N R 11 E S: 28 SENE

T: 03 N R 11 E S: 4 NWNW

T: 03 N R 11 E S: 4 SENW

T: 03 N R 11 E S: 4 SWNE

T: 03 N R 11 E S: 4 NESW

T: 03 N R 11 E S: 4 SESW

T: 04 N R 11 E S: 9 NESE

T: 04 N R 11 E S: 9 SESE

T: 04 N R 11 E S: 16 SWSE

T: 04 N R 11 E S: 21 NWNE

T: 04 N R 11 E S: 16 SESE

T: 04 N R 11 E S: 16 NESE

T: 04 N R 11 E S: 16 SENE

T: 04 N R 11 E S: 16 NENE

T: 03 N R 11 E S: 9 NENW

T: 04 N R 11 E S: 10 NWSW

5. Quantity claimed: Period Quantity For
6/ 01 -- 8/ 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:

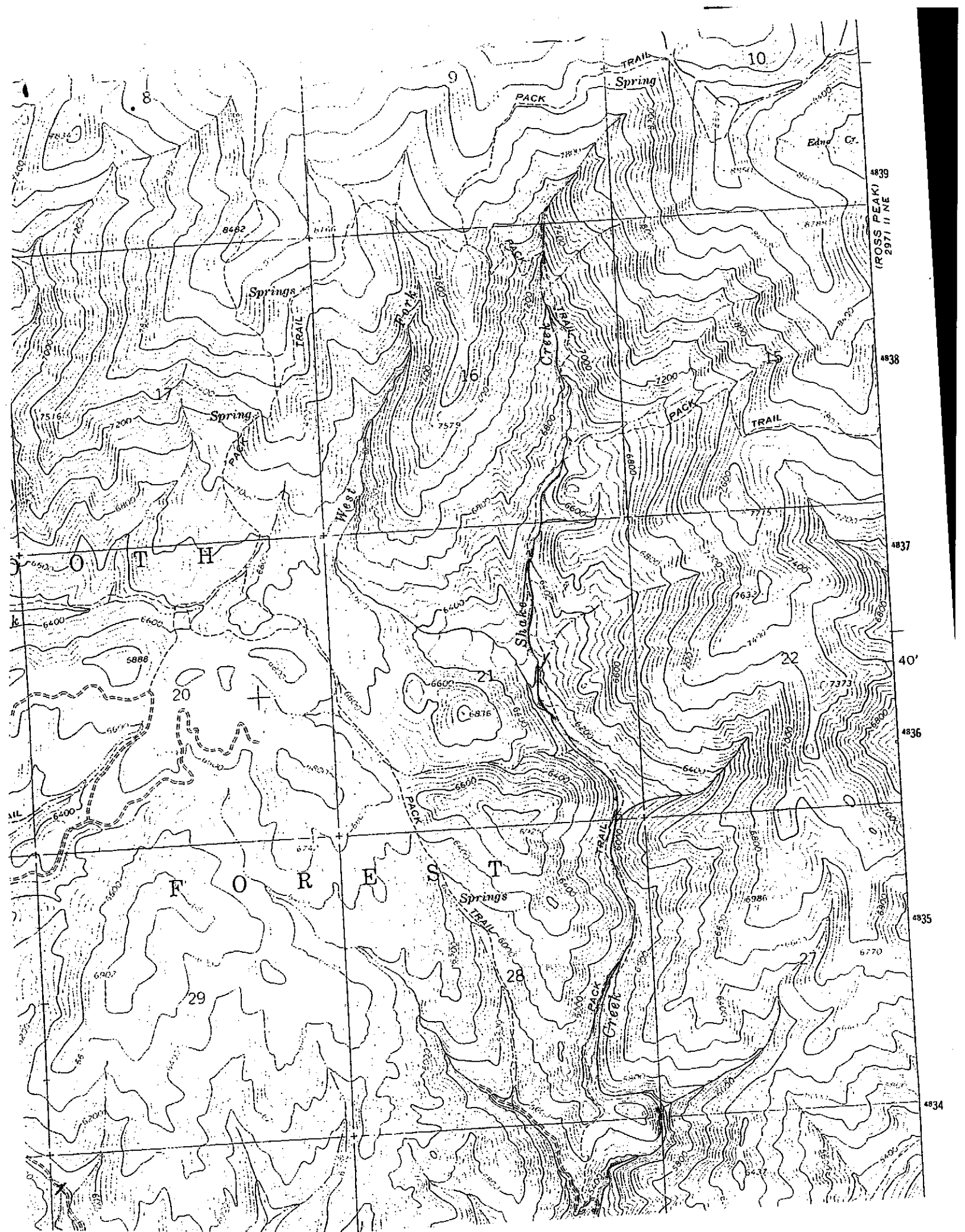
Stockwater

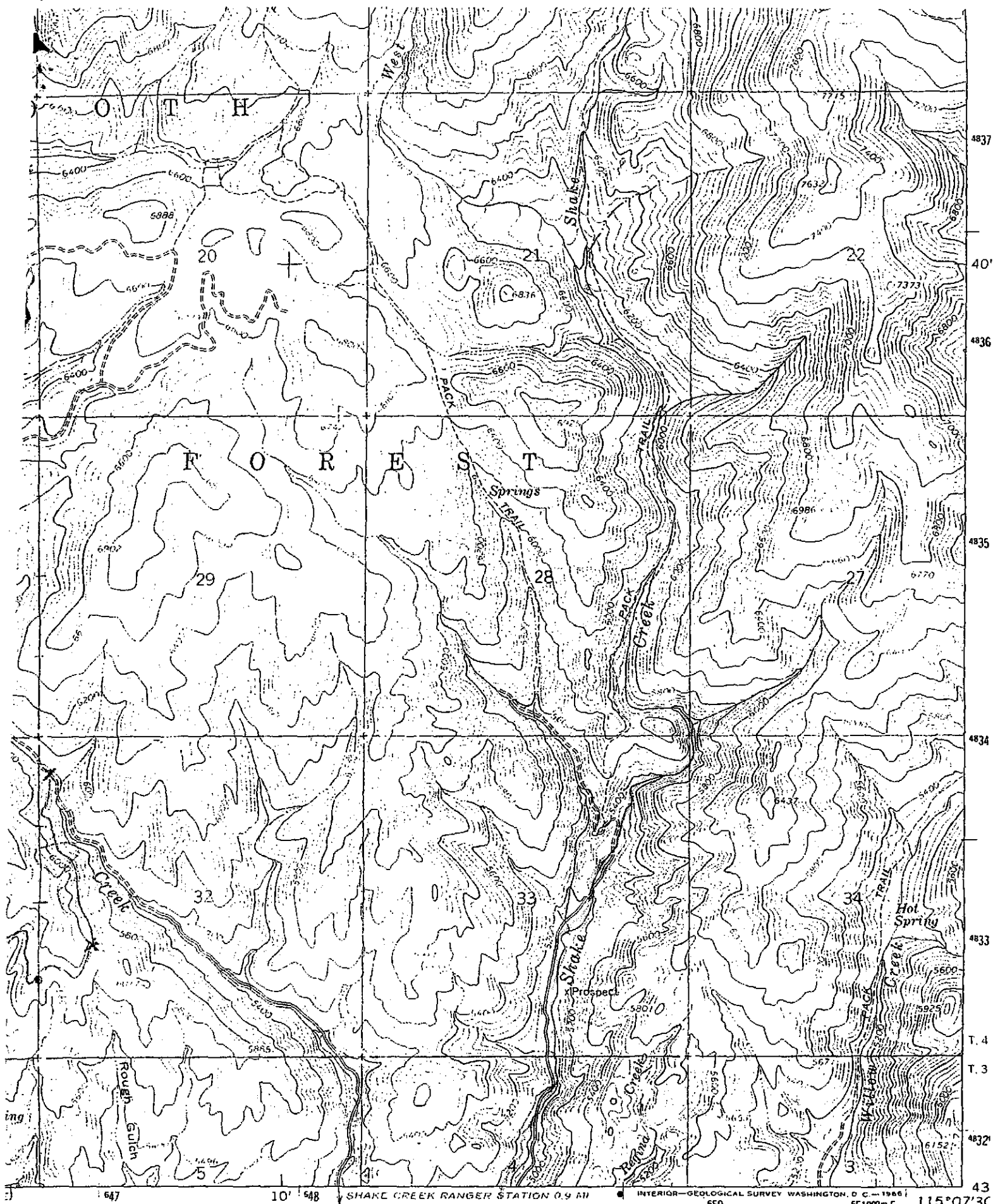
8. Remarks:

State Basin: 63

National Forest: Sawtooth

Forest Service Record ID: 4 14 17050113 42 2009





647

10' 648

SHAKE CREEK RANGER STATION 0.9 MI

INTERIOR—GEOLOGICAL SURVEY WASHINGTON, D. C.—1966

650

651000m.E

115°07'30"

1 MILE

63 25081

