

T. 2 N.

T. 1 N.

Pin
ae

63-30635

63-30720

63-30627

63-5156

63-3354

63-5145

63-5144

63-5144-D

63-5144-U

63-5259

63-24254

128AC

Lester Creek
Guard Sta.

128

12

128

113

18

3

14

113

15

10

11

Creek

Gulch

Sloans

Creek

Goat

Badger

Creek

128AE

1

2

3

BB

Pipeline

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: A63-30978
Date Received: 7/16/1998
Receipt No: X111111
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER FEDERAL LAW

1. Name: UNITED STATES OF AMERICA ACTING THROUGH
Address: USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

2. Date of Priority: NOV 6, 1906

3. Source: LESTER CREEK WELL Trib. to: LESTER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	09E	2	SE	SW			ELMORE

5. Description of diverting works:
Wells

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.100		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	09E	2	SE	SW		DOMEST	

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 = 0402 17050113 07 0011

15. Basis of Claim: RESERVED

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

RECEIVED

JUL 16 1998

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: 63-03354

RESERVED UNDER FEDERAL LAW

*RENUMBERED TO 4103-30978
(RESERVED CLAIM)*

Department of Water Resources

COPY

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: 11/06/1906

3. Source of water: LESTER CREEK WELL

Tributary: LESTER CREEK

4. Location Meridian BOISE

Description of Diversion Works: Wells

From: Groundwater

Location of Point of Diversion

T: 01 N R: 09 E S: 2 SESW

Location of Point of Use

T: 01 N R: 09 E S: 2 SESW

5. Quantity claimed: Period Quantity For
1/ 01 -- 12/ 31 0.02 CFS Domestic

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:

Domestic

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: Boise

Forest Service Record ID: 04 02 17050113 07 0 0011

Lester Creek Guard Station.

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

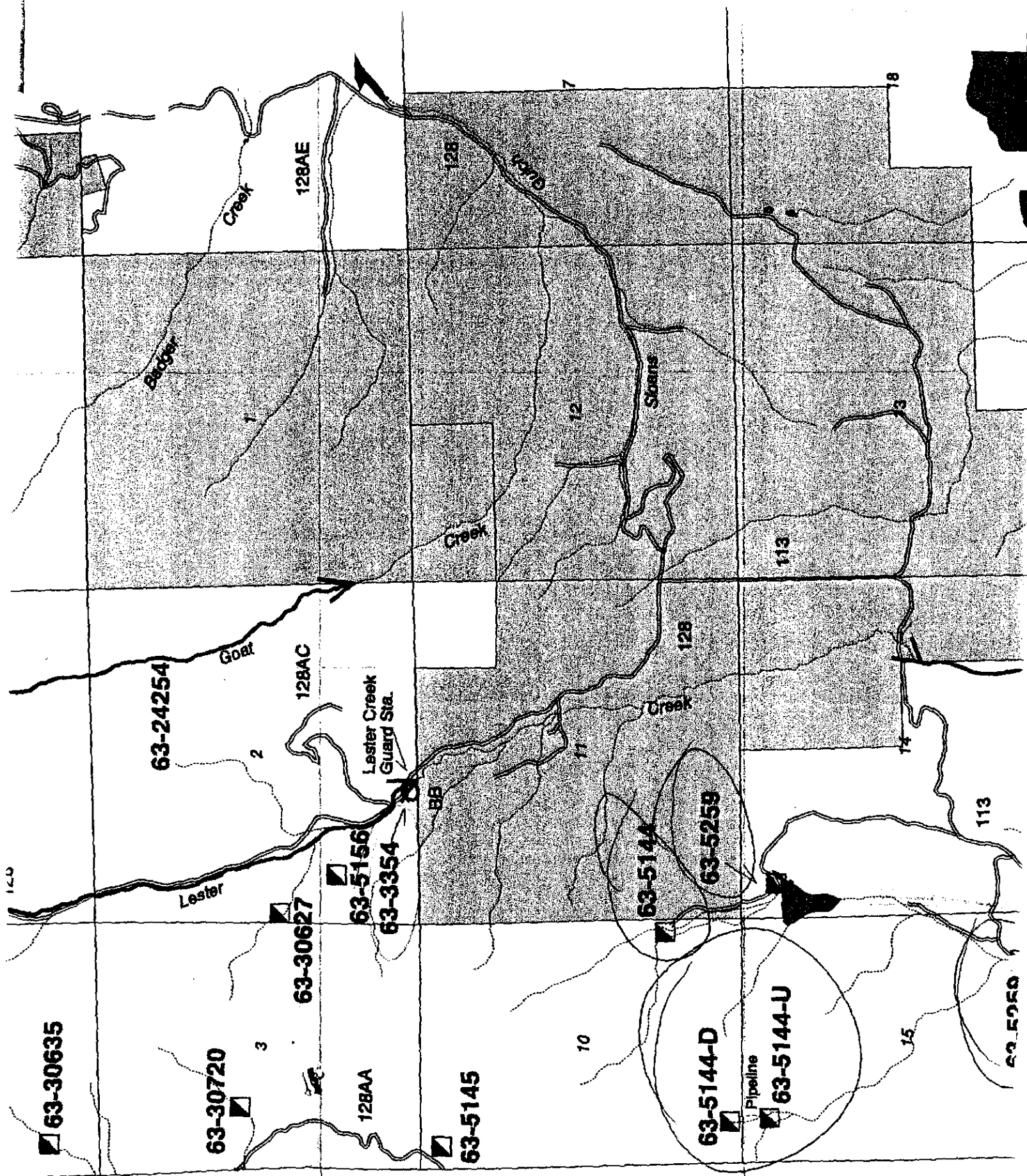
550 W. Fort Street, Box 33

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.

T. 2 N.
T. 1 N.

*Pine
Creek*



MAY 26 1999

Department of Water Resources

Movant:

UNITED STATES OF AMERICA

Attorney names and addresses:

BRUCE D. BERNARD
 Attorney, General Litigation Section
 Environmental and Natural Resources Division
 U.S. Department of Justice
 999 18th Street, Suite 945
 Denver, Colorado 80202

RANDALL J. BRAMER
 Special Assistant United States Attorney
 Office of the General Counsel
 United States Department of Agriculture
 550 W. Fort St. MSC 033
 Boise, ID 83724
 (208)387-0835

Counsel for the United States of America

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

In Re SRBA

Case Number: 39576

) Subcase: 63-30978
)
) MOTION BY THE UNITED STATES TO
) WITHDRAW NOTICE OF CLAIM AND
) DIRECTOR'S REPORT
) RECOMMENDATION FOR SUBCASE
) NO. 63-30978
)

DESCRIPTIVE SUMMARY

This is a motion by the United States to withdraw its claim to water right no. 63-30978 filed on behalf of the United States Department of Agriculture, Forest Service.

This water right is for the Lester Creek Administrative Site that supplies water to

eight (8) residences and an office building. This is not a de-minimus water right as it was reported in the Director's Report issued on October 30, 1998.

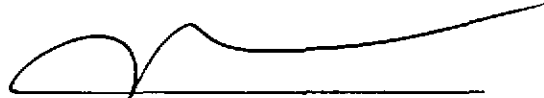
MOTION

The United States respectfully requests that the Court grant its motion to withdraw the notice of claim and the Director's Report recommendation for water right no. 63-30978 as reported in the "Domestic and Stockwater" Director's Report dated October 30, 1998 and allow the United States to file an amended claim for this use in the "Irrigation and Other" Director's Report for Basin 63 scheduled to be published in the year 2002.

Dated this 24 day of May, 1999.

Respectfully submitted,

UNITED STATES OF AMERICA



RANDALL J. BRAMER
Special Assistant United States Attorney
Office of the General Counsel
United States Department of Agriculture

Certificate of Service

I certify that on May 25, 1999 I caused to be served a true and correct copy of the **MOTION BY THE UNITED STATES TO WITHDRAW NOTICE OF CLAIM AND DIRECTOR'S REPORT RECOMMENDATION FOR SUBCASE 63-30978** to the addresses listed below, by U.S. mail, postage prepaid:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 W. Fort St. MSC 033
Boise, ID 83724

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720


Jamie Gough
Paralegal Specialist