

12/19/2006

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

RIGHT NUMBER: 78-4143

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

SOURCE: SOUTH BRUNDAGE SPRING TRIBUTARY: THORN CREEK

QUANTITY: 0.020 CFS

Right Nos. 78-4142, 78-4143 and 78-10008 are limited to a total combined diversion rate of 0.04 cfs.

PRIORITY DATE: 11/23/1961

POINT OF DIVERSION:

T19N R02E S12 NWNE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.020 CFS
Domestic use is at the Brundage Mountain Ski Area.		

PLACE OF USE: DOMESTIC in ADAMS County

T19N R02E S12 NWNE

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 SERVICE RECORD ID = 0412 17060210 37 0402

AJ0749NP
No. R78-04143

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/20/99
PAGE: 1

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	08/11/1961	DOMESTIC	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: SOUTH BRUNDAGE SPRING

Tributary to: THORN CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T19N R02E S12 NWNE

ADAMS County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
19N	02E	12	:																	:
			:	D																:

POU County: ADAMS

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: USE DOMESTIC USE AT BRUNDAGE MOUNTAIN SKI AREA.

EXP FOREST SERVICE RECORD ID = 0412 17060210 37 0402

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

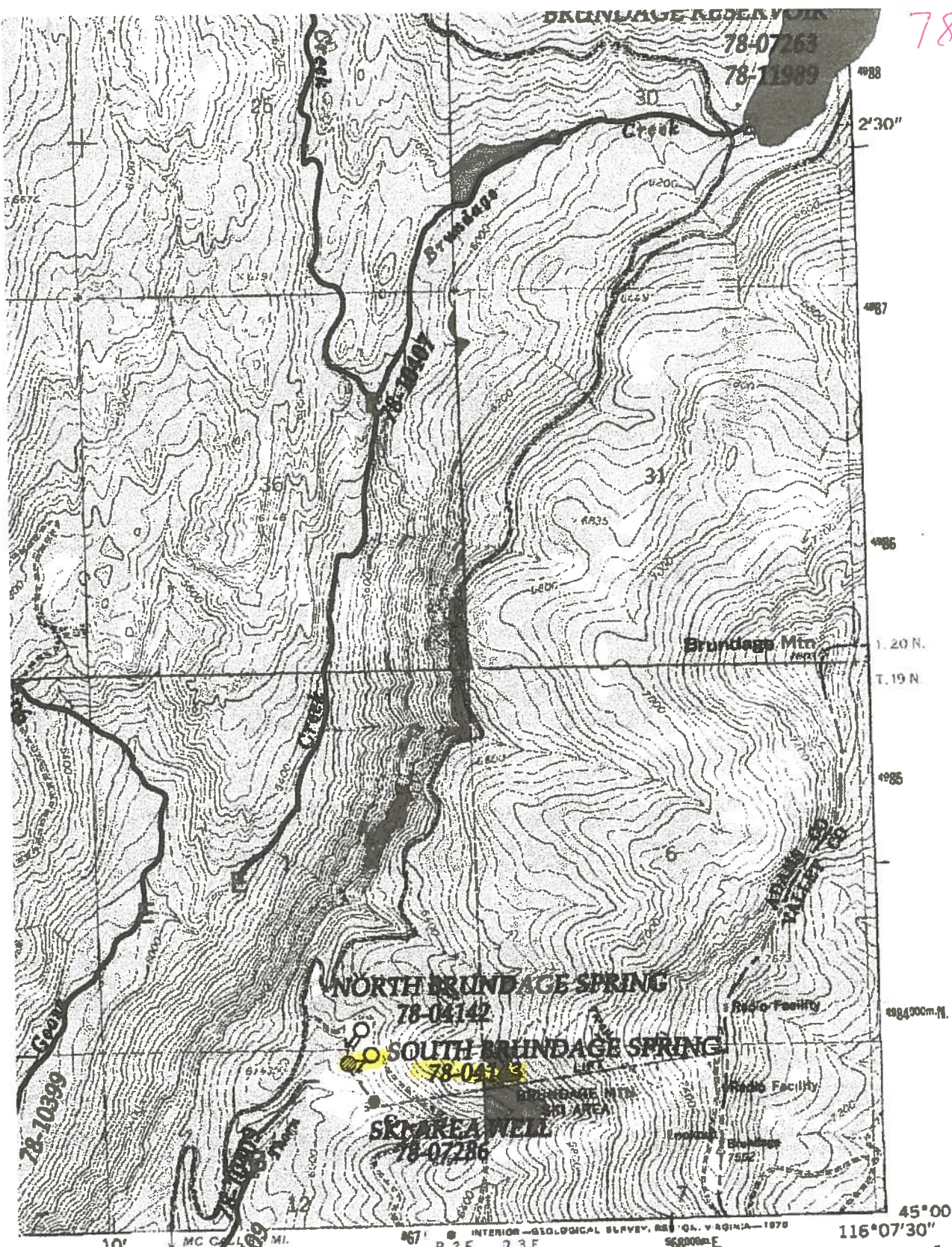
Audit: 01/20/99 CWALKER

*Hold for later report
Commercial use*

DATE: 12/01/98
PAGE: 2

Audit: 11/18/98 AJCTR 12/01/98 AJU3-JSH

78-04143



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TER



QUADRANGLE LOCATION

ROAD CLASSIFICATION
Medium-duty ——— Light-duty ———
Unimproved dirt - - - - -

BRUNDAGE MTN., IDAHO

65-19287
65-19270

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: **78-04143**

RECEIVED
OCT 01 1998

Department of Water Resources

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: 08/11/1961
3. Source of water: SOUTH BRUNDAGE SPRING Tributary: THORN CREEK
4. Location Meridian BOISE
Description of Diversion Works: Headbox From: Spring
Location of Point of Diversion
T: 19 N R: 02 E S: 12 NWNE
Location of Point of Use
T: 19 N R: 02 E S: 12 NWNE
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: 78
National Forest: Payette
Forest Service Record ID: 04 12 17060210 37 0 0402
BRUNDAGE MOUNTAIN SKI AREA
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.

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: A78-04143
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: 08/11/1961

3. Source: S BRUNDAGE SPG Trib. to: THORN CR

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
19 N	2 E	12	NWNE		ADAMS

5. Description of diverting works: HEADBOX

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.	(or)	Elevation/ Well Depth
DOMESTIC	Jan.1	Dec.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: OTHER Livestock Numbers: 0

10. Place of Use:

Township	Range	Section	Tract	Lot	County
19 N	2 E	12	NWNE		ADAMS

Purpose of use: DOMESTIC Acres Irrigated:

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used: NONE

14. Remarks: Quad No. 327-3

S BRUNDAGE SPG

APPLICATION DATE: 08/11/1961

15. Basis of Claim: BENEFICIAL USE/APPLICATION

Reference Information:

National Forest: PAYETTE

Forest Service Record ID: 04 12 17060210 37 0 0402 0

IDWR Water State Filing No.: 78-04143

Allotment No.:

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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

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