

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: A77-07277
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: 10/30/1987

3. Source: UNNAMED STREAM Trib. to: SUMMIT CR

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
-----	-----	-----	-----	---	-----
22 N	4 E	27	SESE		VALLEY

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
-----	----	--	-----	----	-----	-----	-----
WILDLIFE	Jan.1	Dec.31	0.10		3.00		0

7. Total Quantity Appropriated is: 0.10 C.F.S. / 3.00 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
-----	-----	-----	-----	---	-----
22 N	4 E	27	SESE		VALLEY

Purpose of use: WILDLIFE Acres Irrigated:

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used: NONE

14. Remarks: Quad No. 326-2

UNNAMED STREAM

APPLICATION DATE: 11/30/1988

15. Basis of Claim: BENEFICIAL USE/APPLICATION

Reference Information:

National Forest: PAYETTE

Forest Service Record ID: 04 12 17060208 27 0 0405 0

IDWR Water State Filing No.: 77-07277

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 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: **77-07277**

RECEIVED

JAN 21 1999

**WATER RESOURCES
WESTERN REGION**

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: 10/30/1987

3. Source of water: UNNAMED STREAM

Tributary: SUMMIT CREEK

4. Location Meridian BOISE

Description of Diversion Works: Pond

From: Stream

Location of Point of Diversion

T: 22 N R: 04 E S: 27 SESE

Location of Point of Use

T: 22 N R: 04 E S: 27 SESE

5. Quantity claimed:	Period	Quantity	For
1/ 01 -- 12/ 31	0.10 CFS		Wildlife

6. Total Consumptive Use Claimed for Present and Future Use is:

0.10 CFS

7. Present and future uses to which the water is or will be used:

Wildlife

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: 77

National Forest: Payette

Forest Service Record ID: 04 12 17060208 27 0 0405

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.

DATE: 02/16/99
PAGE: 1

Stage: BENEFICIAL USE

VALLEY County

SE

..

Non-Irrigation Uses: 0

Objection Filed Date:

Presumption Flag:

Victor Frank Owen

or may

Verily

pos diaspory

OS
claim

Dinner not same

held for later report

WRS809NP
No. 77-07277

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/16/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF AGRICULTURE FOREST SERVICE PAYETTE NATIONAL FOREST PO BOX 1026 MC CALL ID 83638 (208) 634-8151	09/16/1988	WILDLIFE STORAGE DIVERSION TO STORAGE	01/01 12/31 01/01 12/31	0.100 CFS ~~0.100 CFS~~	-3.00 AFA ~~-3.00 AFA~~
TOTAL DIVERSION:					0.100 CFS	-3.00 AFA

Water Source: UNNAMED STREAM

Tributary to: SUMMIT CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.10 AFA

Point(s) of Diversion: T22N R04E S34

NAME

IDAHO County

Place of use Legal Description for: WILDLIFE STORAGE

	NE	SE	SW	SE
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
22N 04E 27	:	:	:	:

Pou County: IDAHO

Conditions of Approval:

R37 - This right, when considered with all other rights common to the
- same grazing allotment, is limited to the quantity of water
- beneficially used by the number of stock within the allotment.

Dates:

App. Received:	09/16/1988	Priority Date:	09/16/1988
Proof Due Date:	12/01/1989	Proof Made Date:	11/13/1989
Exam Made Date:	06/20/1991	Exam Sent to S.O.:	12/17/1991
Licensed Date:	04/21/1992		

Misc:

Water District Number: Field Exam Fee: N (Not Required)

Audit:

09/28/88 PENSE	09/29/88 GARRETT	11/21/88 CURTIS	12/02/88 CURTIS
12/13/88 CURTIS	04/03/89 NAMECHG	02/14/90 CURTIS	06/20/91 GARRETT
12/17/91 TAYLOR	01/26/92 POST-STD	12/20/91 CURTIS	01/24/92 AUSTIGUY
01/27/92 CURTIS	03/25/92 SKAGGS	04/22/92 HOSELEY	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 77-07277

Priority: September 16, 1988

Maximum Diversion Rate:
Maximum Diversion Volume:

0.10 CFS
3.0 AF

This is to certify, that US DEPT OF AGRICULTURE

FOREST SERVICE

PAYETTE NATIONAL FOREST

PO BOX 1026

MC CALL ID 83638

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 16, 1988; and has submitted Proof of Beneficial Use on November 13, 1989. An examination indicates that the works have a diversion capacity of .100 cfs of water from:

UNNAMED STREAM

tributary to SUMMIT CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
WILDLIFE STORAGE	01/01 to 12/31		3.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.10 CFS	
	Totals	0.10 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 34, Township 22N, Range 04E
IDAHO County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

22N 04E 27

SESE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

NOT REFILED

MAY 21 1992