

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: A77-10282
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: 06/01/1880

3. Source: LTL FRENCH CR Trib. to: FRENCH CR

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
-----	-----	-----	-----	---	-----
22 N	3 E	16	NENE		VALLEY

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	Jul.1	Oct.31	0.02		0.00		

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: 417

10. Place of Use:

Township	Range	Section	Tract	Lot	County
-----	-----	-----	-----	---	-----
22 N	3 E	11	SESE		VALLEY

Purpose of use: STOCKWATER 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. 341-4

APPLICATION DATE: 00/00/

15. Basis of Claim: BENEFICIAL USE/APPLICATION

Reference Information:

National Forest: PAYETTE

Priority Dates: PAYETTE NATIONAL FOREST LIVESTOCK HISTORY

Forest Service Record ID: 4 12 17060209 33 3703 0

IDWR Water State Filing No.: 77-10282

Allotment No.: 418

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.

RECEIVED

1 13 1 4 2006

01/05/2006

DEPARTMENT OF
WATER RESOURCES

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: March 3, 2006

Water right number: 77-10282

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):

Point of Diversion END

Priority Date

Place of Use

2. Describe the changes you wish to make in the proposed recommendation:

Please see attached recommendation

3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 3/3/06

SIGNATURE: Stuart M. Spencer

Please print your name: _____

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

534
SCANNED
MAR 15 2006

01/05/2006

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

RIGHT NUMBER: 77-10282

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

SOURCE: LITTLE FRENCH CREEK

TRIBUTARY: FRENCH CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

6-03-1905

PRIORITY DATE: ~~06/01/1880~~

POINT OF DIVERSION:

T22N R3E S15 NWNW END

~~T22N R03E S11 SESE~~ End of Stream Flow Within VALLEY County
T22N R03E S15 NWNW Begin of Stream Flow Within VALLEY County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

7/01 10/31

0.020 CFS

PLACE OF USE: STOCKWATER Within IDAHO County

~~T22N R03E S10~~ ~~SESW~~

~~T22N R03E S10~~ ~~SESE~~

~~T22N R03E S10~~ ~~SESE~~

~~T22N R03E S10~~ ~~SESE~~

~~T22N R03E S11~~ ~~SESE~~

~~T22N R03E S14~~ ~~NENE~~

~~T22N R03E S14~~ ~~NWNE~~

~~T22N R03E S14~~ ~~NENE~~

~~T22N R03E S14~~ ~~NWNW~~

~~T22N R03E S15~~ ~~NENE~~

T22N R03E S15 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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 = 4 12 17060209 33 3703 0

RECEIVED

MAR 14 2006
DEPARTMENT OF
WATER RESOURCES

SCANNED
MAR 15 2006

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

11/16/2004

WATER RIGHT NO. 77-10320

<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: 05/01/1875

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE FRENCH CREEK	FRENCH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	7/01	10/31	0.02 CFS	
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

LITTLE FRENCH CREEK Beginning of Stream Flow	SESE	Sec. 08	Township 21N	Range 03E	IDAHO County
LITTLE FRENCH CREEK End of Stream Flow	NENE	Sec. 16	Township 22N	Range 03E	IDAHO County

Place(s) of use:

Place of Use Legal Description: STOCKWATER IDAHO County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
21N	03E	4	3	NENW			SESW							
				NESW			NWSW			SWSW				
		8		SESE										
		9		NWNW			SWNW							
22N		16		NWSW										
				NENE			SENE							
		21		NESE			NWSE			SWSE				
				NWNE										
		28		NENW			SESW							
				NESW			SESW							
		33		NENW			SESW							
				NESW			SESW							

Conditions of Approval:

- N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

- Explanatory FOREST SERVICE RECORD ID = 0412 17060209 33 3711 STOCKWATER, 667 SHEEP

Dates:

Licensed Date:

Decreed Date: 01/29/2003

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: