

**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: June 15, 2001

Water right number: 43-12916

UNITED STATES OF AMERICA
NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
1201 OAK RIDGE DR STE 250
FORT COLLINS CO 80525
Telephone Number: (970)225-3500

RECEIVED
JUN 12 2001
Department of Water Resources
Southern Branch

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:

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

DATE: 5/17/01

SIGNATURE:

Charles W. Pettee

Please print your name:

Charles W. Pettee

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

01/02/2001

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

RIGHT NUMBER: 43-12916

NAME AND ADDRESS: UNITED STATES OF AMERICA
NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
1201 OAK RIDGE DR STE 250
FORT COLLINS, CO 80525

SOURCE: UNNAMED STREAM TRIBUTARY: EMIGRANT CANYON CREEK

0.5 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-12915 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 0.5 AF.

PRIORITY DATE: 02/04/1963

POINT OF DIVERSION: T16S R23E S14 SESESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
WILDLIFE STORAGE	01-01 12-31	0.50 AFY
WILDLIFE FROM STORAGE	01-01 12-31	0.50 AFY

PLACE OF USE:

WILDLIFE STORAGE Within CASSIA
County
T16S R23E S14 SESE
WILDLIFE FROM STORAGE Within
CASSIA County
T16S R23E S14 SESE

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

TWIN SISTERS RESERVOIR

01/02/2001

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

RIGHT NUMBER: 43-2688

NAME AND ADDRESS:
XXXX
X, ID 00000

SOURCE: UNNAMED STREAM TRIBUTARY: EMIGRANT CANYON CREEK

0.5 AFY

PRIORITY DATE: 02/04/1963

POINT OF DIVERSION: T16S R23E S14 SESESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER STORAGE	1-01 12-31	0.50 AFY
STOCKWATER FROM STORAGE	1-01 12-31	0.50 AFY
WILDLIFE STORAGE	1-01 12-31	0.50 AFY
WILDLIFE FROM STORAGE	1-01 12-31	0.50 AFY

PLACE OF USE:

STOCKWATER STORAGE Within CASSIA
County
T16S R23E S14 SESE
STOCKWATER FROM STORAGE Within
CASSIA County
T16S R23E S14 SESE
WILDLIFE STORAGE Within CASSIA
County
T16S R23E S14 SESE
SESEWILDLIFE FROM STORAGE Within
CASSIA CountyT16S R23E S14

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

SPLIT RIGHT: SEE RIGHT NOS. 43-12915 AND 43-12916.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

**IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM**

Ident. Number 43-02688
Date Received 3-25-93
Receipt Number X111111 al

Please type or print clearly

Crescent-shaped earth dam, 8 ft. high. Length along the top of dam is 228 ft. Sketch of dam is attached.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Stockwater/wildlife purposes from Jan 1 to Dec 31 amount _____ or 0.5

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) 0.5 (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater for wildlife and cattle grazing

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16S	23E	14																W/S	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Cassia

12. Do you own the property listed above as place of use? Yes _____ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks: Twin Sisters Reservoir
Former U.S. Department of the Interior, Bureau of Land Management water right
(Box 460, Burley, ID 83318)
License No. D-1679 (see attached copy)

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

R 23E

T14S

United States of America
National Park Service

Last Name

Ident No.

43-02688

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 43-02688
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of _____) SS.

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

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

United States of America
National Park Service
Last Name _____ Ident. Number 43-02688

Copies White-State, Yellow-Claimant

Address all Communications to

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO
FOR FARMSTEAD, DOMESTIC, OR STOCK WATERING PURPOSES

BY THE UNITED STATES DEPARTMENT OF THE INTERIOR

Application No. D. 1679

Permit No. D-167943-2688

U.S. DEPARTMENT OF THE INTERIOR - BUREAU OF LAND MANAGEMENT

1. Name of Applicant Box 460, Burley, Idaho
2. Post Office Address .5 acre feet 2-4-763
3. Quantity of water claimed Run-off (Not to exceed 0.1 second foot or 16 acre feet) 512200
4. Source of water supply N 46° W 528, unnamed small lake, snow, or runoff SE 14
5. Location of point of diversion 16 23E SE SE 14 16S 23E
Twp. Cassia, Rge. 31, and is in the 14 13
in the County of N 46° W 528 section 23 24
6. Location of point of use 16S 23E SE SE 14 16S 23E
Twp. Livestock watering, Rge. 11-12/31, and in the 14 13
in the County of N 46° W 528 section 23 24
7. Water to be used for 120,000 88 11-12/31
8. Estimated cost of works Reservoir
9. Kind of works (Reservoir, dam, ditch, flume, pipe, etc.)
10. Size (Height, width, length, etc.)
11. Time required to apply water to proposed use
12. If reservoir is used, fill in the following in addition to the above questions:
- (a) Height of dam Earth feet: Length at top Earth feet.
- (b) Material from which dam is constructed Earth, coal, 528, timber, rock Southeast
- (c) The outlet of the proposed reservoir is located 14 16S 23E feet from the 14 13 corner of Section 23, Twp. 14, Rge. 13, B.M.

REMARKS:

Twin Sisters Reservoir

12-R-156

Dept. of the Interior
Bureau of Land Management

A significant result

Agent

District Manager

A 10x5 grid with handwritten numbers 15, 14, and 13 in the middle row, and a handwritten 'A' in the bottom row.

Approval of State Reclamation Engineer

The number of this permit is D-1678

Recorded in Book 4 Page D-1678 Approved February 8, 1963

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Work to begin on or before completed and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

Completion of Works and Beneficial Use of Water appropriated in accordance herewith, to be made on or before completed

Witness my hand this 8 day of February, 1963

Carl E. Tappan

Ass't. State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYTHE Governor of the State of Idaho,

and ARNOLD WILLIAMS Secretary of State of the State of Idaho, have caused this instrument

to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed,

this 8 day of February, 1963.

Countersigned:

STATE OF IDAHO

By _____ Secretary of State.

By _____ Governor.

No. D. _____	PERMIT
Date of first receipt at office of State Reclamation Engineer	8:00 A. M. February 4, 1963
Returned to applicant for correction	5:45 PM February 5, 1963
Corrected application received	February 8, 1963
Fees \$1.00	
STATE OF IDAHO LICENSE AND CERTIFICATE OF WATER RIGHT	
Water License No. D. 1678	
U. S. Department of the Interior TO Bureau of Land Management	
Source of Supply Runoff	
Amount C.F.	Sec. Feet
Place of Use SE 1/4 Sec. 20, T. 15S, R. 24 EBM	
Purpose Livestock Watering	
Date of Priority February 4, 1963	
Recorded February 12, 1963	
In Book 4 of Licenses, Page D-1678	

LICENSE AND CERTIFICATE OF WATER RIGHT

Water License No. D. 1678 Priority February 4, 1963 Amount 0.4 c.f.s.

This is to certify that Bureau of Land Management of Burley, Idaho

made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of Runoff under Use Permit No. D. 1678, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume D. 4 of Licenses, at page D. 1678, on the 8 13 day of 23 February, 1963.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS THE SEAL and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 13 day of February, 1963.

Carl E. Tappan

Ass't. State Reclamation Engineer.

Verification of United States (Department of the Interior - National Park Service)

As the Regional Director, or his authorized designee, for the Pacific Northwest Region of the United States Department of the Interior - National Park Service, I verify under penalty of perjury pursuant to the provisions of 28 U.S.C. § 1746, that to the best of my knowledge and belief the statements made in this document and in the claims filed herewith on behalf of the United States, acting through the United States Department of the Interior - National Park Service are true and correct.

Although federal compliance with 28 U.S.C. § 1746 satisfies the verification requirements of Idaho Code § 42-1409(5), as a matter of comity I also solemnly swear or affirm under oath that I am the Regional Director, or his designee, and that to the best of my knowledge and belief the statements made in this document and in the claims filed herewith on behalf of the United States, acting through the United States Department of the Interior - National Park Service are true and correct.

By making this verification, neither I, the United States of America, nor any of its agencies or personnel, waive any immunities, rights, privileges, or presumptions, whether based on federal, state, or other statutory and/or common law, except as clearly and unambiguously required by Congress.

William C. Walters is
Deputy Regional Director

William C. Walters
Charles H. Odegaard
Regional Director
National Park Service
Pacific Northwest Region
83 South King Street, Suite 212
Seattle, Washington 98104-2887

Executed on: March 19, 1993

State of Washington
County of King

Subscribed and sworn (or affirmed) before me this 19th day of March 1993.

(seal)

Notary Public

Rick L. Wagner

Residing at

Kirkland,

Washington

RICK L WAGNER
Notary Public
STATE OF WASHINGTON
My Commission Expires
May 9, 1994

My Commission expires May 9, 1994

RECEIVED
APR 08 1996
COPY

From: DWR60::DJONES. 8-APR-1996 13:48:09.5
To: @SSTAFF
CC: DJONES
Subj: FEDERAL CLAIM VERIFICATIONS

The State Office has forwarded copies of the "mass" claim verifications which was the subject of an earlier mail message. I have bound them and placed them in the top drawer of the cabinet in my office, behind the general correspondence (alphabetic tabs). If you have need to obtain them you can find them there. The agencies covered are:

USFS

BLM

CORPS OF ENGR - SEATTLE DIST

CORPS OF ENGR - WALLA WALLA DIST

NAT'L PARK SERVICE

USGS (GEOLOGIC SURVEY)

VA (VETERANS AFFAIRS)

GSA (GENERAL SERVICES ADMIN)