

MAR 05 1997

Department of Water Resources

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: **71-10292**

Date received _____

Receipt No: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT

AMENDED

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, Box 33
 Boise, ID 83724

2. Date of Priority: 12/31/1901

3. Source of water: MILKY CREEK

From: Stream

4. Location

Description of Diversion Works: None

Location of Point of Diversion

Meridian BOISE

T: 08 N R: 14 E S: 14 NENW Fl: B T: 08 N R: 14 E S: 14 NWNW Fl: E

T: 08 N R: 14 E S: 14 NENW Fl:

Location of Point of Use

T: 08 N R: 14 E S: 14 NWNW

5. Quantity claimed:

Period	Quantity	For
6/ 01 -- 10/ 31	0.02 CFS	Stockwater

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

De Minimus

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

Stockwater

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: 71

National Forest: Sawtooth

Forest Service Record ID: 04 14 17060201 49 0 0015

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 below:

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.

APR-11-1997
0003

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RIGHT NUMBER: 71-10292

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT STREET
PO BOX 33C
BOISE ID 83724

SOURCE: MILKY CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.02 CFS

PRIORITY DATE: 12/31/1901
~~06/01/1906~~

POINT OF DIVERSION: T08N R14E S14 NEW (B) Within CUSTER County
NEW (E)
~~NEW~~

PURPOSE AND PERIOD OF USE: PURPOSE OF USE STOCKWATER PERIOD OF USE 06-01 10-31 QUANTITY 0.02 CFS

PLACE OF USE: STOCKWATER T08N R14E S14 Within CUSTER County NEW ~~NEW~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
FOREST SERVICE RECORD ID = 041417060201490015 00
OBSIDIAN
SAWTOOTH N.F.
STOCKWATER, 1900 SHEEP

108

OWNER NAME & ADDRESS C UNITED STATES OF AMERICA ACTING THROUGH PRIORITY DATE 06/01/1906 STOCKWATER 12/31/1991 WATER USE USE PERIOD FROM TO 06-01 10-31 DIVERSION RATE 0.02 CFS DIVERSION VOLUME 0.02 CFS

Water Source: MILKY CREEK Tributary to: SALMON RIVER Stage: BENEFICIAL USE Point(s) of Beginning Stream Reach: T08N R14E S12 CUSTER County Point(s) of Ending Stream Reach: T08N R14E S14 CUSTER County

Place of use Legal Description for: STOCKWATER

NE										SW										SE									
NENE NWNE SWNE SENE										NENW NWNW SWNW SENW										NENE NWSE SWSE SESE									
T R S : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac										T R S : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac										T R S : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac									
T08N 14E 11										T08N 14E 11										T08N 14E 11									
T08N 14E 12										T08N 14E 12										T08N 14E 12									
T08N 14E 14										T08N 14E 14										T08N 14E 14									

POU County: CUSTER Non-Irrigation Uses: STOCKWATER, 1900 SHEEP

Conditions of Approval: THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING - ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY - USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

Remarks: GEN FOREST SERVICE RECORD ID = 041417060201490015 00 OBSIDIAN SAWTOOTH N.F.

Dates: Exam Made Date: Verified Date: Objection Filed Date: Misc: Water District Number: Field Inspection Flag: Presumption Flag: Comments: Date: 09/05/1995 User-ID: DSMITH Subject: CONIDON CODE L12 ADDED PER CF Audit: 02/28/94 DUNN1 03/05/94 DUNN1 09/05/95 DSMITH

Handwritten signature or initials.

