

RECEIVED

MAR 05 1997

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources

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: **72-10876**

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: 12/31/1882

3. Source of water: GERMANIA CREEK

From: Stream

4. Location

Description of Diversion Works: None

Location of Point of Diversion

Meridian BOISE

T: 07 N R: 15 E S: 3 NWNW Fl: B T: 07 N R: 15 E S: 3 NWNW Fl:

T: 08 N R: 16 E S: 31 NWNE Fl: E

Location of Point of Use

T: 07 N R: 15 E S: 1 NWNW

T: 07 N R: 15 E S: 1 SWNW

T: 07 N R: 15 E S: 2 NENE

T: 07 N R: 15 E S: 2 NESE

T: 07 N R: 15 E S: 2 SENE

T: 07 N R: 15 E S: 2 SESE

T: 07 N R: 15 E S: 3 NENW

T: 07 N R: 15 E S: 3 NWNE

T: 07 N R: 15 E S: 11 NENE

T: 07 N R: 15 E S: 11 NESE

T: 07 N R: 15 E S: 11 SENE

T: 07 N R: 15 E S: 11 SESE

T: 07 N R: 15 E S: 12 SWSW

T: 07 N R: 15 E S: 13 NWNW

T: 07 N R: 15 E S: 13 SENW

T: 07 N R: 15 E S: 13 SWNW

T: 08 N R: 15 E S: 26 SESW

T: 08 N R: 15 E S: 34 NESE

T: 08 N R: 15 E S: 34 NWSE

T: 08 N R: 15 E S: 34 SESE

T: 08 N R: 15 E S: 35 SWSE

T: 08 N R: 15 E S: 35 SWSW

T: 08 N R: 15 E S: 35 NENW

T: 08 N R: 15 E S: 35 NESE

T: 08 N R: 15 E S: 35 NWSE

T: 08 N R: 15 E S: 35 SENW

T: 08 N R: 15 E S: 35 SESE

T: 08 N R: 15 E S: 35 SESW

T: 08 N R: 15 E S: 35 SWNE

T: 08 N R: 15 E S: 35 SWSE

T: 08 N R: 15 E S: 35 SWSW

T: 08 N R: 15 E S: 36 NENE

T: 08 N R: 15 E S: 36 NESW

T: 08 N R: 15 E S: 36 NWSE

T: 08 N R: 15 E S: 36 NWSW

T: 08 N R: 15 E S: 36 SENE

T: 08 N R: 15 E S: 36 SENW

T: 08 N R: 15 E S: 36 SESW

T: 08 N R: 15 E S: 36 SWNE

T: 08 N R: 15 E S: 36 SWSW

T: 08 N R: 16 E S: 31 NWNE

T: 08 N R: 16 E S: 31 SENW

T: 08 N R: 16 E S: 31 SWNE

T: 08 N R: 16 E S: 31 SWNW

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

S

AMENDED CLAIM

72-10876

Page: 1

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: 72

National Forest: Sawtooth

Forest Service Record ID: 04 14 17060201 52 0 0001

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.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: AUG-12-199
PAGE: A-1-----
RIGHTS FROM: SOURCE: GERMANIA CREEK TRIBUTARY: SALMON RIVER, EAST FORK

RIGHT NUMBER: 72-10876

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

SOURCE: GERMANIA CREEK TRIBUTARY: SALMON RIVER, EAST FORK

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1882

POINT OF DIVERSION: T07N R15E S03 NWNW (B) Within CUSTER County
T08N R16E S31 NWNE (E)

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

PLACE OF USE:	STOCKWATER	Within CUSTER County		
	T07N R15E S01	NWNW	SWNW	
	S02	NENE	SENE	NESE SESE
	S03	NWNE	NENW	<u>NWNW</u>
	S11	NENE	SENE	NESE SESE
	S12	SWSW		
	S13	NWNW	SWNW	SENW
	T08N R15E S26	SESW		
	S34	SWSW	NESE	NWSE SWSE
		SESE		
	S35	SWNE	NENW	SENW SWSW
		SESW	NESE	NWSE SWSE
		SESE		
	S36	NENE	SWNE	SENE SENW
		NESW	NWSW	SWSW SESW
		NWSE		
	R16E S31	NWNE	SWNE	SWNW SENW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

VERIFIED BY *R. Brown*
8-12-97

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-12-1991
PAGE: A-2

72-10876 (CONT.)

F.S. REC ID = 04 14 17060201 52 0 0001
SAWTOOTH N.F.
254 Cattle

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-5-1997

PAGE: A-26

RIGHTS FROM: SOURCE: GERMANIA CREEK TRIBUTARY: SALMON RIVER, EAST FORK

RIGHT NUMBER: 72-10876

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

SOURCE: GERMANIA CREEK TRIBUTARY: SALMON RIVER, EAST FORK

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1882

POINT OF DIVERSION: T07N R15E S03 NWNW (INSTREAM BEGINNING POINT) Within CUSTER County
T08N R16E S31 NWE (INSTREAM ENDING POINT)PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
STOCKWATER 06-01 10-31 0.02 CFS

PLACE OF USE:	STOCKWATER	Within CUSTER County			
	T07N R15E S01	NWNW	SWNW		
	S02	NENE	SENE	NESE	SESE
	S03	NWNE	NENW	<i>NWONW</i>	
	S11	NENE	SENE	NESE	SESE
	S12	SWSW			
	S13	NWNW	SWNW	SENW	
	T08N R15E S26	SESW			
	S34	SWSW	NESE	NWSE	SWSE
		SESE			
	S35	SWNE	NENW	SENW	SWSW
		SESW	NESE	NWSE	SWSE
		SESE			
	S36	NENE	SWNE	SENE	SENW
		NESW	NWSW	SWSW	SESW
		NWSE			
	R16E S31	NWNE	SWNE	SWNW	SENW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

*add POU to match
POD(B)
RB 8-6-97*

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-5-1997
PAGE: A-27

RIGHTS FROM: SOURCE: GERMANIA CREEK TRIBUTARY: SALMON RIVER, EAST FORK

RIGHT NUMBER: 72-10876 (CONT)

EXPLANATORY MATERIAL: (CONT)

F.S. REC ID = 04 14 17060201 52 0 0001
SAWTOOTH N.F.
254 Cattle

APR-13-1997
0006

RIGHT NUMBER: 72-10876

NAME AND ADDRESS:

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT STREET
~~324 237W STREET~~
PO BOX 33C
BOISE ID 83724
~~000PM 10 84401/2394~~

SOURCE:

GERMANIA CREEK
TRIBUTARY: SALMON RIVER, EAST FORK
~~SALMON RIVER~~

QUANTITY:

0.02 CFS

PRIORITY DATE:

~~12/31/1882~~
~~06/01/1890~~

POINT OF DIVERSION:

~~T07N R15E S03~~
~~T08N R16E S31~~
~~R13E S33~~

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
06-01 10-31

QUANTITY
0.02 CFS

PLACE OF USE:

STOCKWATER
~~T07N R15E S01~~
~~S02~~
~~S03~~
~~S11~~
~~S12~~
~~S13~~
~~T08N R15E S26~~
~~S27~~
~~S34~~
~~S35~~
~~S36~~
~~R16E S31~~
~~S32~~

Within CUSTER County

~~NWN~~
~~NEN~~
~~NNE~~
~~NNE~~
~~NNE~~
~~SWS~~
~~NWN~~
~~SEN~~
~~SWS~~
~~SESE~~
~~SWNE~~
~~SESE~~
~~SESE~~
~~NENE~~
~~NENE~~
~~NNE~~
~~NNE~~
~~S2W~~

~~SWNW~~
~~SENE~~
~~NENW~~
~~SENE~~
~~SWNW~~
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~~SENW~~

RT

APR-13-1997
0007

2

72-10876 CONTINUED

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
F.S. REC ID = 04 14 17060201 52 0 0001
SAWTOOTH N.F.
254 Cattle

AJ5809NP
No. R72-10876

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/09/97
PAGE: 5

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

PRIORITY DATE 12/31/1982 STOCKWATER

USE PERIOD FROM TO 06-01 10-31

DIVERSION RATE 0.02 CFS

DIVERSION VOLUME 0.02 CFS

TOTAL DIVERSION: 0.02 CFS

Water Source: GERMANIA CREEK Tributary to: SALMON RIVER, EAST FORK Stage: BENEFICIAL USE

~~Point(s) of Diversion:~~
Point(s) of Beginning Stream Reach: T07N R15E S03
Point(s) of Ending Stream Reach: T08N R16E S31

WNW
WNW
WNW

Place of use Legal Description for: STOCKWATER

T	R	S	NE			NW			SW			SE		
			NENE	NUNE	SUNE	NENW	NMNW	SNMW	NESW	NWSW	SWSW	NESE	NWSE	SWSE
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
07N 15E 1	:	:												
07N 15E 2	:	:	S		S			S				S		S
07N 15E 3	:	:				S								
07N 15E 11	:	:	S		S							S		S
07N 15E 12	:	:								S				
07N 15E 13	:	:						S						
08N 15E 26	:	:												
08N 15E 34	:	:								S		S	S	S
08N 15E 35	:	:				S				S		S	S	S
08N 15E 36	:	:	S		S				S			S		
08N 16E 31	:	:												

POU County: CUSTER

Non-Irrigation Uses: 254 Cattle

Dates: Exam Made Date:

Misc: Water District Number:

Verified Date:

Field Inspection Flag:
Presumption Flag:

Objection Filed Date:

* & POU-40-63 NWNW-POD/B...

EXR-ID # 0401

4 04-10-97 ASB
04-11-97

