

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R45-12870

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
AMERICA ACTING THROUGH

UNITED STATES OF

1 - USDA FOREST SERVICE
2 - 550 W FORT ST MSC 033
3 -
City- BOISE
Phone -

State- ID Zip- 83724

*** K - ALSO KNOWN AS ***
US DEPT OF AGRICULTURE

1 - FOREST SERVICE
2 - 550 W FORT ST MSC 033
3 -
City- BOISE
Phone -

State- ID Zip- 83724

USFS

1 -
2 -
3 -
City- X
Phone -

State- ID Zip- 0

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1879 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
BIRCH SPRING SINKS

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
14S 20E 36 NE SE (31) CASSIA

+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 05/01 10/31 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.020 0.0

+ - - - - - - - - - - - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
15S 21E 6 SW NW 04 STOCKWATER (31) CASSIA

Total Acres:

+ - - Diversion Means - Combo
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

VERIFIED BY *[Signature]* 1/28/98

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

01/28/98 09:50:48
Page 2

Water right number - R45-12870

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - - +

EXP FOREST SERVICE RECORD ID = 0414 17040211 16 0063
769 Cattle

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + - - - Decree Defendant - - - + - - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 01/28/1998 User Id: KCHRISTE Subject: BASIS OF CLAIM
LICENSE RIGHT 45-07389 AMENDED TO BU & EARLIER PRIORITY DATE

+ - - Audit Fields - - +
01/28/98 KCHRISTE

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 01/28/1998 | Old Judicial District | - |
| Claim Received Date | - 10/15/1997 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - X111111 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-12870

WATER RIGHT NUMBER: 45-12870

| | |
|-------------------|---|
| <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: 05/01/1879

Basis: Decreed

Status: Active

| | |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| BIRCH SPRING | SINKS |

| | | | | |
|-----------------------|-------------------------|-----------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| STOCKWATER | 5/01 | to 10/31 | 0.020 CFS | |
| | <u>Total Diversion:</u> | | 0.020 CFS | |

Location of Point(s) of Diversion

| | | |
|---------------|------------|---------------------------------|
| BIRCH SPRING | NE1/4SE1/4 | Sec. 36, Twp 14S, Rge 20E, B.M. |
| CASSIA County | | |

Place of Use

STOCKWATER

| Twp | Rge | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 15S | 21E | 6 | | | | | | | | X | | | | | | | | | |

Conditions of Approval:

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

Remarks:

1. Explanatory FOREST SERVICE RECORD ID = 0414 17040211 16 0063 769 Cattle

Comments:

1. KCHRISTE 1/28/1998 BASIS OF CLAIM
Comment: LICENSE RIGHT 45-07389 AMENDED TO BU & EARLIER PRIORITY DATE

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-12870

Dates and Other Information:

Licensed Date:
Decreed Date: 7/28/1998
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

AJ5809NP
No. F45-07389

Decreed
45-12870
IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/15/98
PAGE: 10

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---|------------------|------------|-----------------------|-------------------|---------------------|
| C | UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724 | 05/01/1879 | STOCKWATER | 05-01 10-31 | 0.02 CFS | |
| TOTAL DIVERSION: | | | | | 0.02 CFS | |

Water Source: BIRCH SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T14S R20E S36

NESE ✓

CASSIA County

Place of use Legal Description for: STOCKWATER

| NE | | | | NW | | | | SW | | | | SE | | | | |
|-----|-----|---|---|----|----|----|----|-----|----|----|----|----|----|----|----|---|
| T | R | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |
| 15S | 21E | 6 | : | | | | | S ✓ | | | | | | | | : |

POU County: CASSIA

Non-Irrigation Uses: 769 Cattle

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A45-10353 R45-10353

Remarks: EXP FOREST SERVICE RECORD ID = 0414 17040211 16 0063

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

*dev. system - spring to
pipeline to ✓*
*Renumbered to
A45-12870*

*map 00-26
82*

AJ5809NP
No. R45-07389

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/15/98
PAGE: 16

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---|------------------|------------|-----------------------|-------------------|---------------------|
| C | UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
324 25TH STREET
OGDEN UT 844012394
(801) 625-5360 | 10/11/1979 | STOCKWATER | 05-01 10-31 | 0.02 CFS | 4.30 AFA |
| TOTAL DIVERSION: | | | | | 0.02 CFS | 4.30 AFA |

Water Source: BIRCH SPRING NUMBER TWO

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion: T14S R21E S31 Lot03(NWSW)

CASSIA County

Place of use Legal Description for: STOCKWATER

| NE | | | | NW | | | | SW | | | | SE | | | |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|
| NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE |
| T | R | S | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac |
| 15S | 21E | 6 | : | : | 04-S | : | : | : | : | : | : | : | : | : | : |

POU County: CASSIA

Non-Irrigation Uses: STOCKWATER, 769 RANGE CATTLE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A45-07389

Conditions of Approval:

- L12 - 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 = 041417040211160063 00

Dates: Exam Made Date: Verified Date: 02/24/1995 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 02/24/95 RMCCARTH

RECEIVED

OCT 15 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

~~FILED~~ THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER 39576

Ident. Number: **45-07389**

Date received _____

Receipt No: _____

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: 05/01/1879

3. Source of water: BIRCH SPRING

From: Spring

4. Location

Description of Diversion Works:

Combo

Location of Point of Use

Meridian BOISE

T: 15 S R: 21 E S: 6 SWNW

Location of Point of Diversion

T: 14 S R: 20 E S: 36 NESE Fl:

5. Quantity claimed:

| Period | Quantity | For |
|----------------|----------|------------|
| 5/ 01 - 10/ 31 | 0.02 CFS | Stockwater |

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

0.02 CFS

AE2B010666



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: 45

National Forest: Sawtooth

Forest Service Record ID: 04 14 17040211 16 0063

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 MSC033
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.