

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 47-16447 V1

WATER RIGHT NUMBER: 47-16447 V1

Owner Type

Current Owner

Name and Address

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: Beneficial Use

Status: Active

Source

PINEY CREEK

Tributary

GOOSE CREEK

Beneficial Use

STOCKWATER

From To

5/01 to 11/30

Diversion Rate

0.020 CFS

Annual VolumeTotal Diversion: 0.020 CFSLocation of Point(s) of Diversion

PINEY CREEK	NE1/4SE1/4	Sec. 3, Twp 16S, Rge 19E, B.M.
CASSIA County	(Beginning of Reach)	
PINEY CREEK	NE1/4NW1/4NW1/4	Sec. 14, Twp 16S, Rge 19E, B.M.
CASSIA County	(Ending of Reach)	
PINEY CREEK	NE1/4SW1/4NW1/4	Sec. 14, Twp 16S, Rge 19E, B.M.
CASSIA County	(Beginning of Reach)	
PINEY CREEK	NE1/4SE1/4SW1/4	Sec. 23, Twp 16S, Rge 19E, B.M.
CASSIA County	(Beginning of Reach)	
PINEY CREEK	NE1/4NW1/4	Sec. 34, Twp 16S, Rge 19E, B.M.
CASSIA County	(Ending of Reach)	
PINEY CREEK	NW1/4SE1/4NE1/4	Sec. 27, Twp 16S, Rge 19E, B.M.
CASSIA County	(Ending of Reach)	

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	
16S	19E	3									X							X	
16S	19E	10	X																
16S	19E	11					X	X		X	X		X						

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 47-16447 V1

16S 19E 14				X	X		X	X				
16S 19E 15											X	
16S 19E 22		X		X						X	X	X
16S 19E 23								X				
16S 19E 26				X	X	X		X	X			
16S 19E 27		X		X						X	X	X
16S 19E 34		X		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 13 0073 1849 Cattle

Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 47-16447 V1

SubCase:

SubCase Number: 47-16447

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned: NICHOLAS B SPENCER

Adjudication Agent:

Basis of Claim:

Date Filed: 6/7/1999 Objection Status: Active

Date Filed: 4/30/1999 Objection Status: Active

Date Filed: 6/8/1999 Objection Status: Active

Date Filed: 6/8/1999 Objection Status: Active

Date Filed: 6/7/1999 Objection Status: Active

AJ5809NP
No. R47-16447

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/10/98
PAGE: 12

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	05/01/1875	STOCKWATER	05-01 11-30	0.04 CFS	

TOTAL DIVERSION:

Water Source: PINEY CREEK

Tributary to: GOOSE CREEK

Point(s) of Diversion:

T16S R19E S03 NENW

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
16S	19E	34	:																								
			:																								

POU County: CASSIA

Non-Irrigation Uses: 1849

Cattle

OK on 747

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

A47-16442 A47-16447 R47-16442

Remarks: GEN FOREST SERVICE RECORD ID = 041417040211130073 00

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 10/10/97 DSHAFF

See notations on
F Record.

D
6-23-98

1/12/98

Beginning Point
at T16 R17 S03
is not clear
on map
looks like it
is possible
S4 is clearly
marked

N11 + N13
on 747

AJ5809NP
No. F47-16447

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/10/98
PAGE: 19

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	05/01/1875	STOCKWATER	05-01 11-30	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: PINEY CREEK

Tributary to: GOOSE CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T16S R19E S03 ^B NESE → E NW NW SEC 14
Point(s) of Ending Stream Reach: T16S R19E S34 ^E NENW ← B SW NW SEC 14

CASSIA County
CASSIA County

Place of use Legal Description for: STOCKWATER ^E STREAM IN TWO SEGMENTS PER MAP # 86

NE				NW				SW				SE							
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NENE	NWSE	SWSE	SESE
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
16S	19E	3	:																
16S	19E	10	:	S								S						S	
16S	19E	11	:					S	S		S	S		S					
16S	19E	14	:						S	S			S	S					
16S	19E	15	:															S	
16S	19E	22	:	S			S									S	S		S
16S	19E	23	:												S				
16S	19E	26	:					S	S	S									
16S	19E	27	:	S			S									S	S	S	
16S	19E	34	:		S			S											

POU County: CASSIA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A45-12594 A47-14923 A47-14924 R45-12005 R47-14923 R47-14924

Conditions of Approval:

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

Remarks: EXP FOREST SERVICE RECORD ID = 0414 17040211 13 0073
1849 Cattle

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

~~B 26 SE NE SW~~
~~E 27 Cherry NW NE SE~~
ADD
B 23 NE SE SW
E 27 NW SE NE
unnamed prob
per map # 86

AJ5809NP
No. F47-16447

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

=====

DATE: 06/10/98
PAGE: 20

Comments: Date: 06/10/1998 User-ID: AJU5-DJO Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK.
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.

Audit: 05/29/98 AJCTR 06/10/98 AJU5-DJO

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: 47-16447

RECEIVED

MAY 28 1998

Department of Water Resources

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: 05/01/1875

3. Source of water: PINEY CREEK

Tributary: GOOSE CREEK

4. Location Meridian BOISE

Description of Diversion Works: None

From: Stream

Location of Point of Diversion

T: 16 S R: 19 E S: 3 NESE B T: 16 S R: 19 E S: 34 NENW E

Location of Point of Use

T: 16	S	R: 19	E S: 3	NESW	T: 16	S	R: 19	E S: 3	SESE
T: 16	S	R: 19	E S: 10	NENE	T: 16	S	R: 19	E S: 11	NENW
T: 16	S	R: 19	E S: 11	NESW	T: 16	S	R: 19	E S: 11	NWNW
T: 16	S	R: 19	E S: 11	SENW	T: 16	S	R: 19	E S: 11	SWSW
T: 16	S	R: 19	E S: 14	NWNW	T: 16	S	R: 19	E S: 14	NWSW
T: 16	S	R: 19	E S: 14	SWNW	T: 16	S	R: 19	E S: 14	SWSW
T: 16	S	R: 19	E S: 15	SESE	T: 16	S	R: 19	E S: 22	NENE
T: 16	S	R: 19	E S: 22	NESE	T: 16	S	R: 19	E S: 22	NWSE
T: 16	S	R: 19	E S: 22	SENE	T: 16	S	R: 19	E S: 22	SESE
T: 16	S	R: 19	E S: 23	SESW	T: 16	S	R: 19	E S: 26	NENW
T: 16	S	R: 19	E S: 26	NESW	T: 16	S	R: 19	E S: 26	NWNW
T: 16	S	R: 19	E S: 26	NWSW	T: 16	S	R: 19	E S: 26	SWNW
T: 16	S	R: 19	E S: 27	NENE	T: 16	S	R: 19	E S: 27	NESE
T: 16	S	R: 19	E S: 27	NWSE	T: 16	S	R: 19	E S: 27	SENE
T: 16	S	R: 19	E S: 27	SWSE	T: 16	S	R: 19	E S: 34	NENW
T: 16	S	R: 19	E S: 34	NWNE					

5. Quantity claimed: Period 5/ 01 -- 11/ 30 Quantity 0.02 CFS For Stockwater

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

0.02 CFS

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: 47

National Forest: Sawtooth

Forest Service Record ID: 04 14 17040211 13 0073

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

RECEIVED

MAY 28 1998

Department of Water Resources

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.

JAN-16-1997
0341

1

renumbered

RIGHT NUMBER:

47-16447

NAME AND ADDRESS:

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
324 25TH STREET
OGDEN UT 84401-2394

SOURCE:

PINEY CREEK

TRIBUTARY: GOOSE CREEK

QUANTITY:

0.04 CFS

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

PRIORITY DATE:

05/01/1875

POINT OF DIVERSION:

T16S R19E S03

NESE

(B)

Within CASSIA County

NENW

S34

NENW

(E)

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
05-01 11-30

QUANTITY
0.04 CFS

PLACE OF USE:

STOCKWATER

Within CASSIA County

T16S R19E S03

NESE

SESE

S10

NENE

S11

NENW

NWNW

SENW

NESW

NWSW

SWSW

S14

NWNW

SWNW

NWSW

SWSW

S15

SESE

S22

NENE

SENE

NESE

SESE

S27

NENE

SENE

NESE

NWSE

S34

SWSE

NENW

NWNE

OTHER MATTERS 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
FOREST SERVICE RECORD ID = 041417040211130073 00
1849 Cattle

+ - TOTAL DIV. RATE - +	+ - TOTAL DIV. VOLUME - +	+ - TOTAL DIV. CAPACITY - +	+ - TOTAL CONSUMPTIVE USE - +	+ - KW USAGE - +
0.040			0.0	

WATER RIGHT NUMBER - A45-12005

PREFIX TRANSLATION: ADJUDICATION CLAIM

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
16S	19E	3 ³⁴	SE NE NW SE SE			04	STOCKWATER	(31) CASSIA
+ - - DIVERSION MEANS - NONE								
+ - - NON-IRRIGATION USE - 1849								
+ - - OTHER RIGHTS FOR SAME USE -								
+ - - - - - REMARKS - - - - -								
14 FOREST SERVICE RECORD ID = 041417040211130073 00								
+ - - - - - 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								
+ - - AUDIT FIELDS - 04/23/94 AJCTR								
+ - - - - - COMMENTS - - - - -								
NO COMMENTS FOUND								
+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -								

COURT REPORT FILING - 00/00/0000
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 03/25/1993
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -

FIELD INSPECTION MADE - 00/00/0000
FIELD INSPECTION FLAG -
VERIFIED DATE - 00/00/0000
LAST AMENDED DATE - 00/00/0000
PROOF MADE DATE - 00/00/0000
RECEIPT NUMBER - X111111
POU OWNERSHIP FLAG - Y
NAME CONNECTOR -

CIVIL CASE NUMBER - 39576
OLD CASE NUMBER -
OLD JUDICIAL DISTRICT -
TEMPORARY RIGHT - P
WATER DISTRICT -
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG -
NOTICE OF ERROR FLAG -

DATA ENTRY

ENTERED

CHECKED

"Verified By"
Topo Map/Ortho-PQ
ASCG Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

FEB 24 1995

CERTIFIED

FEB 27 1995

WATER EXAMINER

4 Mahogany Butte