

12/23/2004

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

RIGHT NUMBER: 25-2152

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
USDI FISH AND WILDLIFE SERVICE  
DIVISION OF ENGINEERING  
911 N E 11TH AVE  
PORTLAND OR 97232-4181

SOURCE: EAGLE CREEK

TRIBUTARY: GRAYS LAKE

QUANTITY: 0.200 CFS  
5.000 AFY

PRIORITY DATE: 11/01/1966

POINT OF DIVERSION:

T04S R43E S23 NENE Within BONNEVILLE County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
STOCKWATER

PERIOD OF USE  
01/01 12/31

QUANTITY  
0.200 CFS  
5.00 AFY

PLACE OF USE: STOCKWATER Within BONNEVILLE County

T04S R43E S26 NWNE  
T04S R43E S26 NWNW  
T04S R43E S26 SENW

T04S R43E S26 SWNE  
T04S R43E S26 SWNW

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

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: License

08/10/2004

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

RIGHT NUMBER: 25-2152

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
USDI FISH AND WILDLIFE SERVICE  
DIVISION OF ENGINEERING  
911 N E 11TH AVE  
PORTLAND OR 97232-4181

SOURCE: EAGLE CREEK

TRIBUTARY: GRAYS LAKE

QUANTITY: 0.200 CFS  
5.000 AFY

The rate of diversion is based on the rate required to fill the pond in a 24 hour period to meet wildlife management purposes.

PRIORITY DATE: 11/01/1966

POINT OF DIVERSION:

T04S R43E S23 NENE Within BONNEVILLE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u>   | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-------------------------|----------------------|-----------------|
| DIVERSION TO STORAGE    | 01/01 12/31          | 0.200 CFS       |
| STOCKWATER FROM STORAGE | 01/01 12/31          | 5.00 AFY        |
| STOCKWATER STORAGE      | 01/01 12/31          | 5.00 AFY        |
| WILDLIFE STORAGE        | 01/01 12/31          | 5.00 AFY        |
| WILDLIFE FROM STORAGE   | 01/01 12/31          | 5.00 AFY        |

PLACE OF USE: STOCKWATER FROM STORAGE Within BONNEVILLE County

T04S R43e S23 NENE

WILDLIFE FROM STORAGE same as STOCKWATER FROM STORAGE

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

The place of use is known as Big O Pond.

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Water Right 25-2152

SCANNED

NOV 05 2004

1

PROFILED



# United States Department of the Interior

EC

## FISH AND WILDLIFE SERVICE

911 NE. 11th Avenue  
Portland, Oregon 97232-4181

IN REPLY REFER TO:

ABA-EN-WR

November 19, 2004

Idaho Department of Water Resources  
Eastern Regional Office  
900 North Skyline Drive  
Idaho Falls, Idaho 83401-3653

Dear Mr. Ernie Carlsen:

Enclosed are 21 Snake River Basin Adjudication "NOTICE OF ERROR REPLY" forms we are submitting on behalf of the U.S. Fish and Wildlife Service (Service) for the Grays Lake National Wildlife Refuge (Refuge) for the following water rights:

|          |          |          |          |          |          |
|----------|----------|----------|----------|----------|----------|
| 25-2152  | 25-13731 | 25-13742 | 25-13746 | 25-13750 | 25-14118 |
| 25-2161  | 25-13739 | 25-13743 | 25-13747 | 25-13751 |          |
| 25-13723 | 25-13740 | 25-13744 | 25-13748 | 25-13752 |          |
| 25-13730 | 25-13741 | 25-13745 | 25-13749 | 25-13753 |          |

As requested, the Service's Division of Engineering, Water Resources, has reviewed your preliminary recommendations regarding the Refuge's water right claims. The resulting "NOTICE OF ERROR REPLY" forms indicate our concurrence with your recommendations regarding the above rights. These are the first of several sets of preliminary recommendations we will respond to in the "NOTICE OF ERROR REPLY" phase of the Adjudication over the next several weeks.

We appreciate the opportunity to respond to your preliminary recommendations. If you have questions or would like to discuss any of these responses, please feel free to contact us at (503) 231-6251.

Sincerely,

David Langman  
Acting Regional Engineer

Enclosure

RECEIVED

NOV 29 2004

Department of Water Resources  
Eastern Region

**Carlsen, Ernie**

---

**To:** 'david\_langman@fws.gov'  
**Cc:** Bromley, Chris; Mikesell, Ryan  
**Subject:** 25-2152

David, I have been examining our preliminary recommendations for the Grays Lake National Wildlife Refuge and determined the preliminary recommendation for license 25-2152 needs to be modified. The purpose of use on the license is just stock water. The claim is requesting the a purpose of use be "stock water/wildlife" and that Big O Pond is now a part of the place of use. Since the Refuge was formed in 1965 it is possible to claim an accomplished change in nature of use and place of use. Under the license I can recommend either wildlife or stockwater, no storage component, and the appropriate place of use. The choice is yours.

One consideration about this license is the diversion volume limit. If water is diverted at a continous rate of 0.20 cfs, the licensed rate of diversion, the licensed volume of 5 acre feet would be exhausted after 12.6 days. Since the priority on the license is just November of 1966, a year after the refuge was formed, rather than pursuing an accomplished change in purpose of use and place of use for the license FWS might consider filing a beneficial use claim for the wildlife use. To make this filing Big O Pond had to be constructed prior to May 20, 1971. The claim would be taylored to more accurately describe the water needed for nesting habitat at Big O Pond. Since we must have changes to the recommendations finalized by January 12, I have modified 25-2152 to reflect the license (see the attached document). If you wish to have it change to "wildlife" please contact prior to January 10.

Naturally if you have questions please call.

I learned on Wednesday that **January 12** is the last day for making changes to the recommendations in Basin 25. If you can get information to us by January 10 it would be appreciated.

Happy Holidays

Ernie



25-2152.doc

State of Idaho  
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33393/25-2152 Priority Nov. 1, 1966 Amount 0.20 cfs

THIS IS TO CERTIFY, that CECIL SIBBETT  
of Wayan, Idaho, has complied with the terms and conditions of Permit  
No. 33393/25-2152 issued pursuant to Application for Permit dated November 1, 1966  
and has submitted proof to the Department of Water Administration on December 5, 1969  
that he has applied water to a beneficial use; an examination by the Department indicates that the  
works have a capacity of 0.20 cfs, and that the water has in fact been applied to a  
beneficial use; a right to the ~~used~~ water from South Fork Eagle Creek  
tributary of Groves Lake  
the Blackfoot River, is hereby confirmed in the following amounts:  
Amount 0.20 cfs for stockwater from Jan. 1 to Dec. 31 (both dates inclusive)  
Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
Subject, however, to the condition that no more than 0.20 cfs of water be diverted at  
any one time, said waters to be diverted within the \_\_\_\_\_

NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 23, Twp. 4 S, Rge. 43 E, B.M.

in the county of Bonneville; and that the amount of water so diverted and to which such  
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can  
actually be beneficially used and shall not exceed 5.0 acre feet per year ~~or~~ \_\_\_\_\_

~~XXXXXXXXXXXXXXXXXXXX~~

Description and location of place of use:

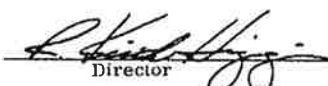
| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 4 S  | 43 E  | 26   |                  | X                | X                |                  |                  | X                | X                | X                |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       | 27   |                  |                  |                  | X                |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated \_\_\_\_\_

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 8 day of

December, 19 71.

  
Director

25-2152

08/09/2004

**NOTICE OF ERROR  
REPLY**

**RM**

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:**

Water right number: 25-2152

UNITED STATES OF AMERICA ACTING THROUGH  
USDI FISH AND WILDLIFE SERVICE  
DIVISION OF ENGINEERING  
911 N E 11TH AVE  
PORTLAND OR 97232-4181  
Telephone Number: (503)231-6145

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:

11/18/04

SIGNATURE:

Michael Eberle, Agent for USFWS

Please print your name:

Michael Eberle

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

SCANNED

NOV 29 2004

**PROFILED**

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NOV 29 2004

Department of Water Resources  
Eastern Region

JUL 27 2001

Evidence in Support of Beneficial Use Claims  
Of United States Fish & Wildlife Service

The following declarations are submitted in support of the beneficial use claims made by the U.S. Fish & Wildlife Service. Each declaration provides evidence regarding one or more claims, as shown in the cross-referencing index below. In addition, for each applicable claim, the last page of the claim refers to the declaration that supports it. In accord with IDWR practice and instructions, declarations have not been provided for small domestic and stockwater claims or for claims supported by a license.

Index of Fish & Wildlife Service Declarations

| <u>No.</u> | <u>Declarant</u>                               | <u>Sub-basin<br/>(report area)</u> | <u>Refuge</u> | <u>Beneficial-Use<br/>Claim No. or Title</u>                                                                        |
|------------|------------------------------------------------|------------------------------------|---------------|---------------------------------------------------------------------------------------------------------------------|
| 1.         | Martha K. Collins                              | 43 (07)                            | Minidoka      | a. Raft River                                                                                                       |
|            |                                                | 35 (05)                            | Minidoka      | b. Gifford Spring                                                                                                   |
|            |                                                | 35 (05)                            | Minidoka      | c. Gifford Spring<br>& assoc. seeps                                                                                 |
|            |                                                | 35 (05)                            | Minidoka      | d. Unnamed Seeps--<br>Gifford Slough                                                                                |
| 2.         | Ronald R. Thomasson                            | 35 (05)                            | Minidoka      | a. Gifford Spring                                                                                                   |
| 3.         | Michael N. Fisher<br><i>Declaration w/4032</i> | 25 (14)                            | Grays Lake    | a. 25-4032<br>b. 25-4032<br>c. 25-4034<br>d. 25-4046<br>e. Eagle Creek<br>f. Hdqtrs Pond                            |
| 4.         | Gerald L. Deutscher                            | 31 (08)                            | Camas         | a. Well No. 1<br>b. Well No. 2<br>c. Well No. 3<br>d. Well Nos 4,<br>5 & 6.<br>e. 31-4014<br>(Well 9)<br>f. 31-4066 |
| 5.         | Kevin Ryan                                     | 63 (13)                            | Deer Flat     | a. 63-5404                                                                                                          |

MICROFILMED

NOV. 07 1999

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

RECEIVED

AUG 05 2004

Department of Water Resources  
Eastern Region

RECEIVED

JUN 22 2004

Department of Water Resources

Ident. Number: A25-02152

Date Received: \_\_\_\_\_

Receipt No.: \_\_\_\_\_

Received By: \_\_\_\_\_

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: **United States of America** Phone: **503-231-6145**  
(Fish and Wildlife Service)  
Address: **Division of Engineering**  
**911 NE 11th Avenue**  
**Portland, OR 97232-4181**
2. Date of Priority: November 1, 1966
3. Source: Eagle Creek Trib. to: Grays Lake
4. Point of Diversion:  
  
Township 4S Range 43E Section 23, NE1/4 of NE1/4, B.M.,  
County of Bonneville
5. Description of diverting works: **Earthen diversion, ditch, and pond.**
6. Water is claimed for the following purposes:

| Purpose             | From   | To      | C.F.S. (or) | A.F.A. |
|---------------------|--------|---------|-------------|--------|
| Stockwater/Wildlife | Jan. 1 | Dec. 31 | 0.2         | 5.0    |
7. Total Quantity Claimed is:  
0.2 C.F.S. (and/or) 5.0 A.F.A
8. Non-irrigation uses 64 head cattle, wildlife

United States of America  
Fish and Wildlife Service

SCANNED

JUN 22 2004

9. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|-----|-------|
| 4S       | 43E   | 26      | NW NE      |     | S&W |       |
| 4S       | 43E   | 26      | SW NE      |     | S&W |       |
| 4S       | 43E   | 26      | NW NW      |     | S&W |       |
| 4S       | 43E   | 26      | SW NW      |     | S&W |       |
| 4S       | 43E   | 26      | SE NW      |     | S&W |       |

Total Number of Acres Irrigated \_\_\_\_\_

10. Place of use, county(ies): Bonneville

11. Do you own the property listed above as place of use? **Yes.**

12. Other Water Rights Used: **None**

13. Remarks: **This claim clarifies and updates information in Water Right License No. 25-2152.**

**Pond described in paragraph 5 is known as Big O Pond.**

**The maximum rate shown in paragraph 7, is based on the rate required to fill the pond in a 24-hour period to meet wildlife management purposes.**

**The Grays Lake National Wildlife Refuge was established by the Migratory Bird Conservation Commission on June 15, 1965, for waterfowl nesting and production.**

14. Basis of Claim (Check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_  
License X Permit \_\_\_\_\_ Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 25-2152  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

State of Oregon )  
County of Multnomah )

Be it known that the undersigned, being duly sworn, deposes and says that he subscribed the forgoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

*David Worley*  
Regional Director  
U.S. Fish and Wildlife Service, Region 1

Sworn to before me this 16<sup>th</sup> day of June, 2004.

*Bernie Logan*  
Notary Public



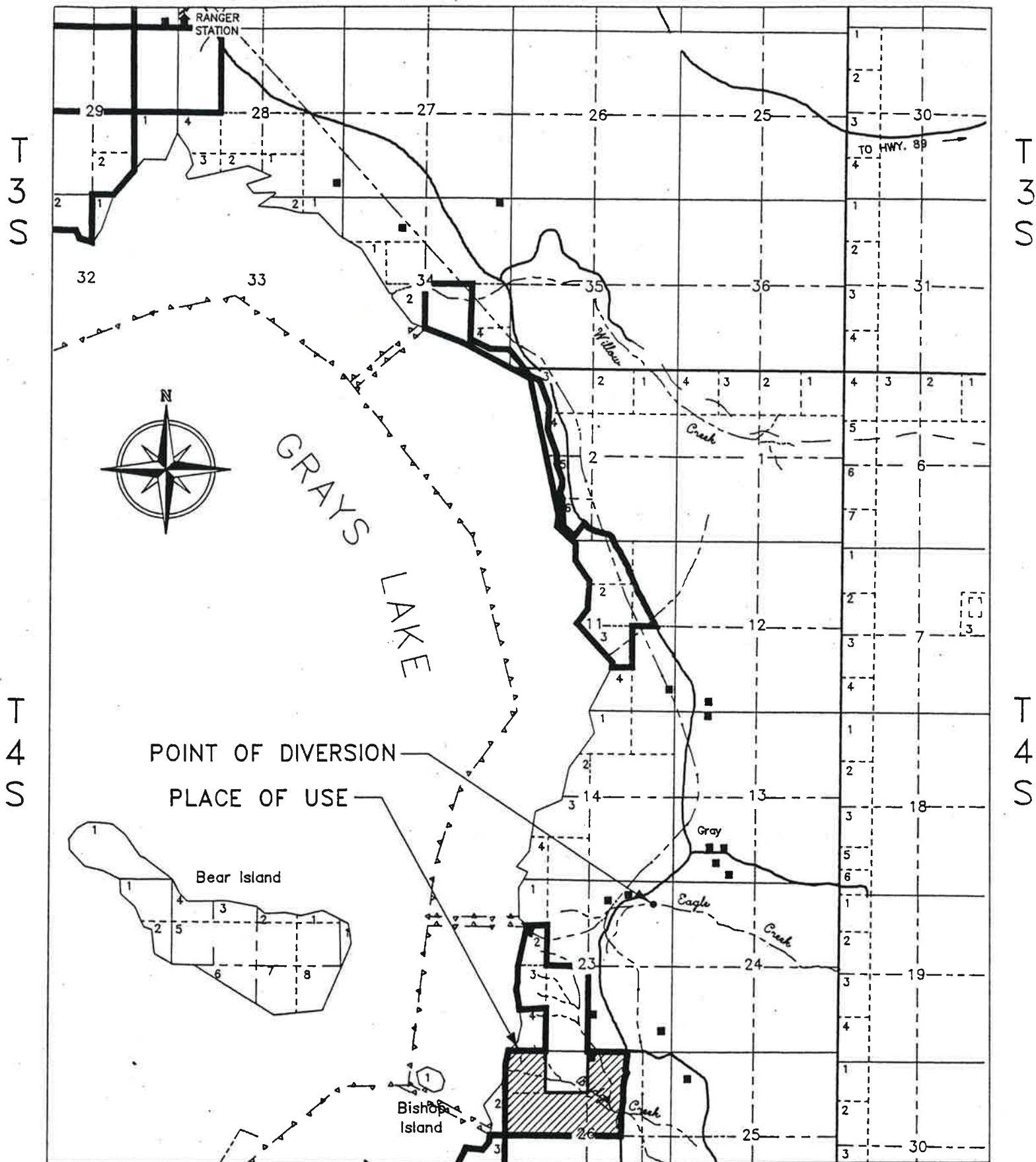
Residing at: Multnomah County, Oregon  
My Commission expires: 10/14/06

#### FOR DEPARTMENT USE ONLY

|                           |                |                                         |
|---------------------------|----------------|-----------------------------------------|
| Received by _____         | Date _____     | Published in _____                      |
| Prelim. check by _____    | Date _____     | Publication dates _____                 |
| Fee _____                 | Receipt# _____ | Publication checked by _____ Date _____ |
| Receipt prepared by _____ | Date _____     | Exceptions filed by _____               |

R43E

R44E



WATER RIGHT NUMBER 25-2152

SCANNED

SCALE: 0 1/4 1/2 1 2

JUN 22 2004  
3 MILES

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: A25-02152  
Date Received:  
Receipt No.:  
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: **United States of America** Phone: **503-231-6145**  
(Fish and Wildlife Service)  
Address: **Division of Engineering**  
**911 NE 11th Avenue**  
**Portland, OR 97232-4181**

2. Date of Priority: November 1, 1966

3. Source: Eagle Creek Trib. to: Grays Lake

4. Point of Diversion:

Township 4S Range 43E Section 23, NE1/4 of NE1/4, B.M.,  
County of Bonneville

5. Description of diverting works: **Earthen diversion, ditch, and pond.**

6. Water is claimed for the following purposes:

| Purpose                    | From          | To             | C.F.S. (or) | A.F.A.     |
|----------------------------|---------------|----------------|-------------|------------|
| <b>Stockwater/Wildlife</b> | <b>Jan. 1</b> | <b>Dec. 31</b> | <b>0.2</b>  | <b>5.0</b> |

7. Total Quantity Claimed is:  
0.2 C.F.S. (and/or)

5.0 A.F.A. **SCANNED**

**NOV 05 2004**

United States of America  
Fish and Wildlife Service

**PROF**

8. Non-irrigation uses 64 head cattle, wildlife

9. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|-----|-------|
| 4S       | 43E   | 26      | NW NE      |     | S&W |       |
| 4S       | 43E   | 26      | SW NE      |     | S&W |       |
| 4S       | 43E   | 26      | NW NW      |     | S&W |       |
| 4S       | 43E   | 26      | SW NW      |     | S&W |       |
| 4S       | 43E   | 26      | SE NW      |     | S&W |       |

Total Number of Acres Irrigated

10. Place of use, county(ies): Bonneville

11. Do you own the property listed above as place of use? **Yes.**

12. Other Water Rights Used: **None**

13. Remarks: **This claim clarifies and updates information in Water Right License No. 25-2152.**

**Pond described in paragraph 5 is known as Big O Pond.**

**The maximum rate shown in paragraph 7, is based on the rate required to fill the pond in a 24-hour period to meet wildlife management purposes.**

**The Grays Lake National Wildlife Refuge was established by the Migratory Bird Conservation Commission on June 15, 1965, for waterfowl nesting and production.**

14. Basis of Claim (Check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_  
License X Permit \_\_\_\_\_ Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 25-2152  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

SCANNED

NOV 05 2004

United States of America  
Fish and Wildlife Service

PROFIT

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 |    | Lot | Use | Acres |
|----------|-------|---------|------------|----|-----|-----|-------|
| 4S       | 43E   | 26      | NW         | NE |     | S&W |       |
| 4S       | 43E   | 26      | SW         | NE |     | S&W |       |
| 4S       | 43E   | 26      | NW         | NW |     | S&W |       |
| 4S       | 43E   | 26      | SW         | NW |     | S&W |       |
| 4S       | 43E   | 26      | SE         | NW |     | S&W |       |

Total Number of Acres Irrigated \_\_\_\_\_

11. Place of use, county(ies): Bonneville

12. Do you own the property listed above as place of use? **Yes.**

13. Other Water Rights Used: **None.**

14. Remarks: This claim clarifies and updates information in Water Right License No. 25-2152.

Pond described in paragraph 5 is known as Big O Pond.

The Grays Lake National Wildlife Refuge was established by the Migratory Bird Conservation Commission on June 15, 1965, for waterfowl nesting and production.

15. Basis of Claim (Check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_  
 License X Permit \_\_\_\_\_ Decree \_\_\_\_\_  
 If applicable provide IDWR Water Right Number 25-2152  
 Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

**MICROFILMED**  
**NOV 07 1990**

JUL 27 2001

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: 425-02152  
Date Received: 3-25-93  
Receipt No.: X 11111  
Received By: V. Kielle

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: **United States of America** Phone: **503-231-6145**  
(Fish and Wildlife Service)  
Address: **Division of Engineering**  
**911 NE 11th Avenue**  
**Portland, OR 97232-4181**
2. Date of Priority: November 1, 1966
3. Source: South Fork Eagle Creek Trib. to: Grays Lake
4. Point of Diversion:  
Township 4S Range 43E Section 23, NE1/4 of NE1/4, B.M.,  
County of Bonneville
5. Description of diverting works: **Earthen diversion, ditch, pond.**
6. Water is claimed for the following purposes:

| Purpose                    | From         | To            | C.F.S. or A.F.A. |
|----------------------------|--------------|---------------|------------------|
| <b>Stockwater/Wildlife</b> | <b>Jan.1</b> | <b>Dec.31</b> | <b>0.2</b>       |
7. Total Quantity Claimed is:  
\_\_\_\_\_ C.F.S. (and/or) 5 A.F.A.
8. Total consumptive use claimed is de minimus Acre Feet Per  
Annum.
9. Non-irrigation uses: 64 head cattle, wildlife.

A2502152

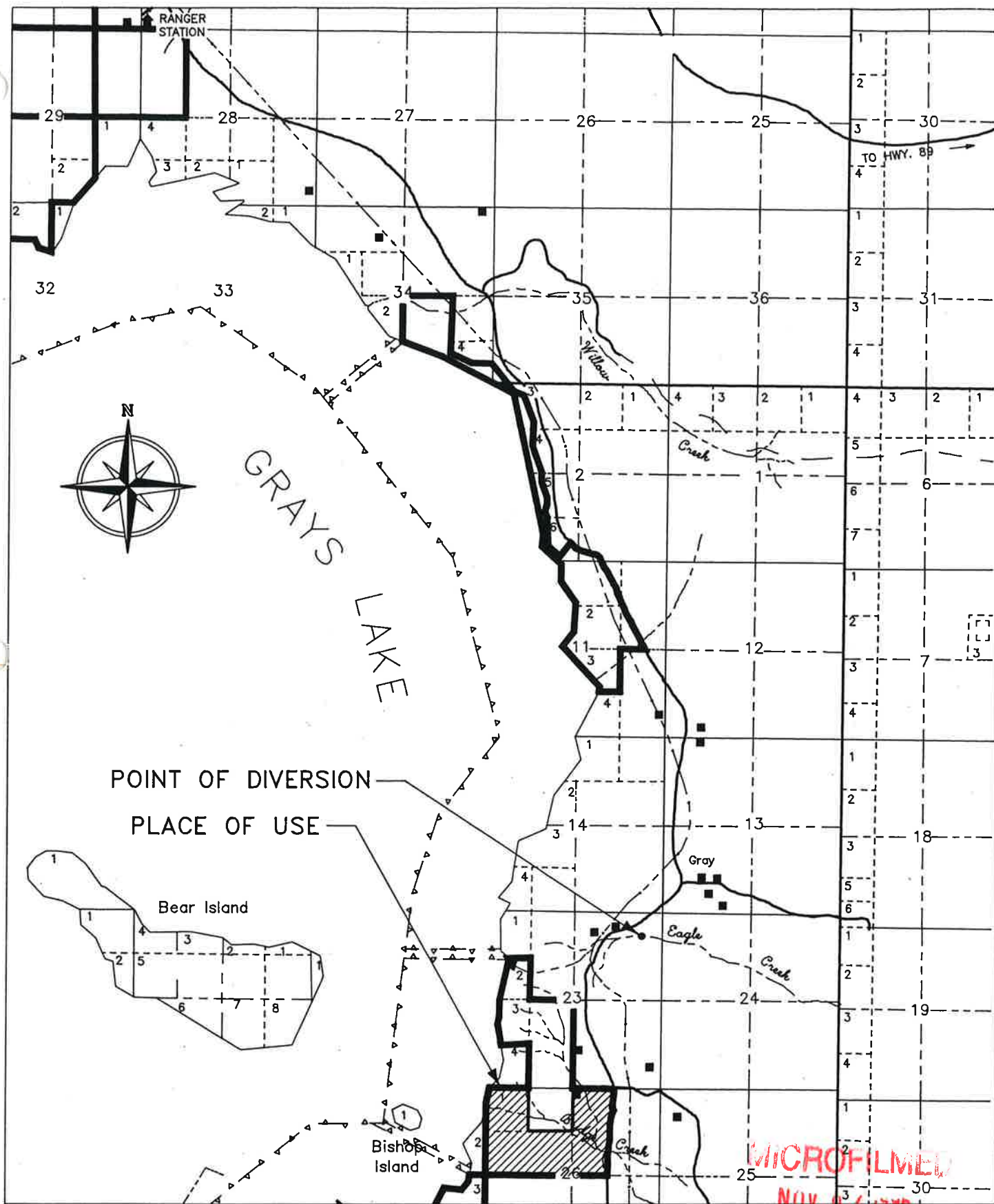


United States of America  
Fish and Wildlife Service

NOV 11 1993

R43E

R44E

T  
3  
ST  
3  
ST  
4  
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4  
S

WATER RIGHT NUMBER 25-2152

SCALE: 0 1/4 1/2 1 2 3 MILES