

11/29/2005

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

RIGHT NUMBER: 21-7206

NAME AND ADDRESS: US DEPT OF AGRICULTURE
FOREST SERVICE
BOISE NATIONAL FOREST
1249 S VINNELL WAY STE 200
BOISE ID 83709

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
1.20 AFY

PRIORITY DATE: 02/15/1980

POINT OF DIVERSION:
T12N R42E S17 NWSNW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

05/01 10/31

0.040 CFS
1.20 AFY

PLACE OF USE: DOMESTIC Within FREMONT County

T12N R42E S17 NENW

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: BASIS OF CLAIM - License
West End Campground

11/29/2005

**NOTICE OF ERROR
REPLY**

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: 21-7206

US DEPT OF AGRICULTURE

FOREST SERVICE

BOISE NATIONAL FOREST

1249 S VINNELL WAY STE 200

BOISE ID 83709

Telephone Number: (208)373-4150

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: _____ SIGNATURE: _____

Please print your name: _____

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

11/29/2005

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

RIGHT NUMBER: 21-7206
NAME AND ADDRESS: US DEPT OF AGRICLUTURE
FOREST SERVICE
BOISE NATIONAL FOREST
1249 S VINNELL WAY STE 200
BOISE ID 83709

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.040 CFS
1.20 AFY

PRIORITY DATE: 02/15/1980

POINT OF DIVERSION:
T12N R42E S17 NWSNW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	05/01 10/31	0.040 CFS 1.20 AFY

PLACE OF USE: DOMESTIC Within FREMONT County
T12N R42E S17 NENW

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: BASIS OF CLAIM - License
West End Campground

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: **21-07206**

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: 02/15/1980
3. Source of water: GROUNDWATER Tributary:
4. Location Meridian BOISE
Description of Diversion Works: Wells From: Groundwater
Location of Point of Diversion
T: 12 N R: 42 E S: 17 NENW
Location of Place of Use
T: 12 N R: 42 E S: 17 NENW ac: 0
5. Quantity claimed: Period Quantity For
4/ 01 -- 11/ 30 0.04 CFS Domestic
6. Total Consumptive Use Claimed for Present and Future Use is:
0.04 CFS
7. Present and future uses to which the water is or will be used:
Domestic
8. Remarks:
State Basin: 21
National Forest: Targhee
Forest Service Record ID: 4 15 17040202 9
West End Campground

I verify to the best of my knowledge the statements contained in this document are true and correct.

Steven M. Spencer

STEVEN M. SPENCER
Consumptive Use Water Specialist

Subscribed and sworn to before me on:

11-10-05

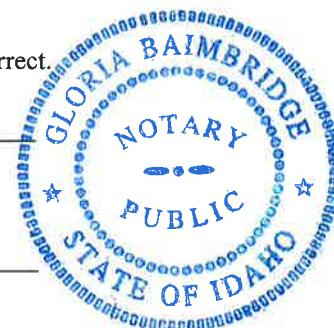
Gloria Baimbridge
Notary Republic

Residing at:

Boise, Idaho - Ada County

My Commission Expires:

10-07-08

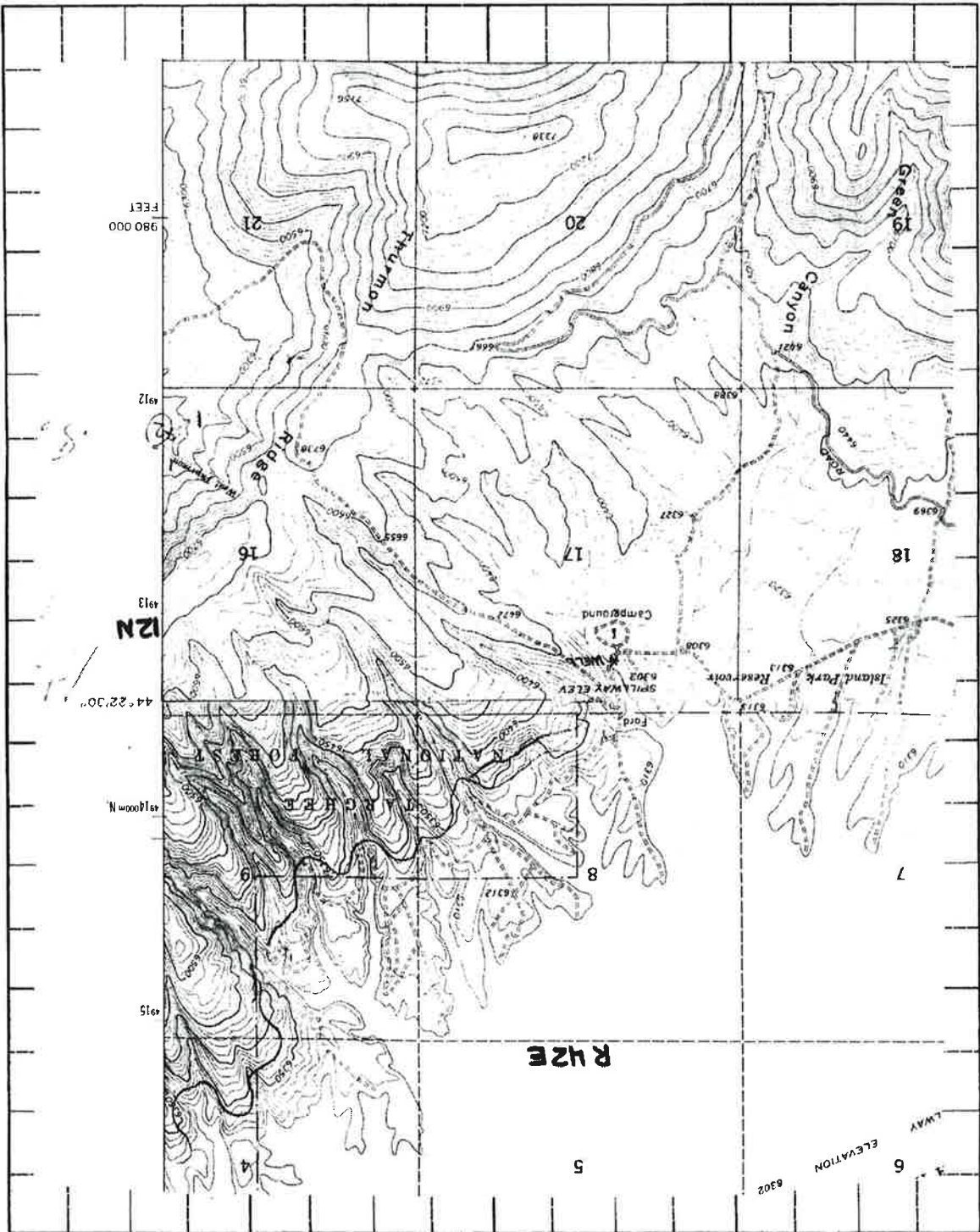


PROFILED

SCAN

NOV 17 2005

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Jeff M. Sirmion
 for JEFF M. SIRMION (Applicant) Deputy Regional
 Forester, Resources
 NOV 17 2005

PROFITABLE



Steven M
Spencer/R4/USDAFS

11/10/2005 03:19 PM

To Ernie Carlson

cc Linda R Moore/R4/USDAFS

bcc

Subject Basin 21

On the way to you in the US Mail are completed notices of error for 7 water right claims and a new claim for a licensed water right that we have not claimed yet in the SRBA.

Licensed water right 21-07206 is for West End Campground. Our claim should be identical to the license.

We agree with the recommendations for water right claim numbers 21-02132, 21-02134, 21-02135, 21-02147, 21-04043, 21-04069 and 21-07165. However, I observe that the purpose of use for each of these claims is "recreation". I'm wondering about the appropriateness of the purpose of use being recreation when each of the uses may be better described as "domestic" as per IC 42-111 where the definition of domestic purposes (a) specifically includes public campgrounds. I realize 5 of these are licensed water rights and I don't want to inhibit progress. But if these would be more appropriately described as domestic uses now would be the time to make that determination and we would support it.

We would also encourage the adding of the specific campground or site in the explanatory material. I think that helps anyone who looks at the water right know more quickly what the use is.

Thank you for your consideration. If you have any questions about this matter, please contact me.

Steve Spencer
Boise Adjudication Team
161 E. Mallard, Suite 110
Boise, ID 83706

(208) 331-5944
(208) 387-0842 FAX
e-mail: sspencer@fs.fed.us

PROFILED

SCANNED
NOV 17 2005

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that U.S. Dept. of Agri., Forest Service
of Ogden, Utah, has complied with the terms and conditions of Permit
No. 21-7206 issued pursuant to Application for Permit dated February 15, 1980,
and has submitted proof to the Department of Water Resources on August 10, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Twp.	Range		NEW			NNW			SWN									Totals	
			NEN	NNW	SWN	SEW	NEN	NNW	SWN	SEW	NEN	NNW	SWN	SEW	NEN	NNW	SWN	SEW	
12N	42E	17																	

Norman C Young
Director