

10/25/2005

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

RIGHT NUMBER: 21-2135

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.025 CFS
1.50 AFY

PRIORITY DATE: 01/08/1965

POINT OF DIVERSION:
T13N R43E S33 SWNW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

RECREATION

06/01 10/31

0.025 CFS
1.50 AFY

PLACE OF USE: RECREATION Within FREMONT County

T13N R43E S33 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: BASIS OF CLAIM - License

FOREST SERVICE RECORD ID = 041517040202110013 00

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

10/25/2005

**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: 21-2135

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724
Telephone Number: (208)387-0835

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:

Can Box Canyon Campground be added to the explanatory material.

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: 11/10/05

SIGNATURE:

Steven M. Spencer
STEVEN M. SPENCER

Please print your name:

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

RECEIVED

NOV 15 2005

Department of Water Resources
Eastern Region

SCANNED

NOV 17 2005

PROCESSED

Km
11/16

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: **21-02135**

RECEIVED
JUN 16 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: 01/08/1965
3. Source of water: GROUNDWATER Tributary:
4. Location Meridian BOISE
Description of Diversion Works: Wells From: Groundwater
Location of Point of Diversion
T: 13 N R: 43 E S: 33 SWNW
Location of Point of Use
T: 13 N R: 43 E S: 33 SWNW
5. Quantity claimed: Period Quantity For
6/ 01 -- 10/ 31 0.03 CFS Domestic
6. Total Consumptive Use Claimed for Present and Future Use is:
0.03 CFS
7. Present and future uses to which the water is or will be used:
Domestic
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: 21
National Forest: Targhee
Forest Service Record ID: 04 15 17040202 11 0 0013
Box Canyon Campground
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.

SCANNED

JAN 10 2005

PROFILED

State of Idaho
License and Certificate of Water Right

Water License No. G-32212

Amount 0.025 c.f.s.

Water District No. _____

Priority January 8, 1965

THIS IS TO CERTIFY that THE UNITED STATES OF AMERICA, FOREST SERVICE
of Ogden, Utah, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 8, 19 65; that Permit No. G-32212
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.025 second feet, was issued thereunder on March 27, 19 67, showing that said works
were completed on the 15th day of November, 19 65; and that on the 15th
day of November, 19 65, THE UNITED STATES OF AMERICA, FOREST SERVICE

of Ogden, State of Utah, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well,
a tributary of subterranean flow, for the purpose of domestic use
under Use Permit No. G-32212 of the Department of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
14 of Licenses at page 8741, on the 27 day of March, 19 67;
The right hereby confirmed dates from January 8, 19 65;
The Point of Diversion is located

in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Tp. 13 N., R. 43 E., B. M., County of Fremont.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.025 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>13 N.</u>	<u>43 E.</u>	<u>33</u>	<u>SW$\frac{1}{4}$ NW$\frac{1}{4}$</u>	<u>None</u>	<u>None</u>
			<u>For domestic use at Box Canyon Campground</u>		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
27th day of March, 19 67.

s/ R. Keith Higginson
State Reclamation Engineer.

(SEAL)

21 2135