

10/25/2005

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

RIGHT NUMBER: 21-2147

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: 1.000 CFS
1.80 AFY

PRIORITY DATE: 09/23/1966

POINT OF DIVERSION:
T13N R43E S27 NWNE Lot 3 Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	5/01 10/31	1.000 CFS 1.80 AFY

PLACE OF USE: RECREATION Within FREMONT County

T13N R43E S27	NENE	T13N R43E S27	NWNE
T13N R43E S27	SWNE	T13N R43E S27	SENE

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 = 041517040202100001 01

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: 21-2147

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:

3. Give a brief explanation as to why you disagree with these portions:

can Buffalo Campground be added to the explanatory material.

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11/10/05

SIGNATURE: Steven M. Spraker
STEVEN M. SPRAKER

Please print your name: _____

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

PROFILED

SCANNED
NOV 17 2005

RECEIVED
NOV 15 2005
Department of Water Resources
Eastern Region

KMS
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: 21-02147

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: 09/23/1966
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: 27 NWNE
Location of Point of Use
T: 13 N R: 43 E S: 27 NENE T: 13 N R: 43 E S: 27 NWNE
T: 13 N R: 43 E S: 27 SENW T: 13 N R: 43 E S: 27 SWNE
5. Quantity claimed: Period Quantity For
5/ 01 -- 10/ 31 1.00 CFS Domestic
6. Total Consumptive Use Claimed for Present and Future Use is:
1.00 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 10 0 0001
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.

PROFILED

SCANNED
JAN 10 2005

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 21-2147

Priority: September 23, 1966 Amount: 1.00 CFS 1.8 AF

This is to certify, that U.S. DEPT. OF AGRI.

FOREST SERVICE

FEDERAL BLDG.

324 25TH ST.

OGDEN, UT 84401

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated September 23, 1966, and has submitted proof to the Department of Water Resources on August 4, 1971, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 1.00 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	05/01 to 10/31	1.00 cfs	1.8 af

LOCATION OF POINT OF DIVERSION(S): SWNE , Sec. 27, Township 13N, Range 43E
SENE , Sec. 27
Fremont County

PLACE OF USE: Domestic

TWN RGE SEC

13N 43E 27

SWNE

SENE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 127 camping sites.
5. Place of use also known as Buffalo Campground.
6. Point of diversion is on center line of SWNE, SENE, S27, T13N, R43E.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 9TH day of MARCH, 1987.

RECORDED

Acting for the Director

Norman C. Young

MAR 19 1987