

04/26/2004

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

RIGHT NUMBER: 23-4016

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

SOURCE: SPRING TRIBUTARY: UNNAMED STREAM

QUANTITY: 0.020 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1964

POINT OF DIVERSION:
T04N R41E S35 NESE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	05/01 10/31	0.020 CFS

PLACE OF USE: DOMESTIC Within BONNEVILLE County

T04N R44e S35	NESE	T04N R44e S35	SESE
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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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use
USE IS FOR A CAMPGROUND.
TRIBUTARY IS ALSO KNOWN AS HAWLEY GULCH (CREEK).

NOTICE OF ERROR
REPLY

RECEIVED

APR 26 2004

Department of Water Resources
Eastern Region

Please type or print clearly, fill out this form completely and mail.

Return the 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: **23-04016**

Daytime Telephone Number: **(208) 331-5944 or (208) 331-5942**

Evening Telephone Number: **Same as above for voice mail.**

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

The place of use description is missing.

2. Describe the changes you wish to make in the proposed recommendation:

The place of use is T04N R41E S35 SESE, NESE

4/26/04 Done

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

The place of use is a necessary element of the water right claim.

____ I AGREE with this proposed recommendation; no changes need to me made.

DATE: 4/15/04

SIGNATURE: Steven M. Spencer

Please print your name: STEVEN M. SPENCER

04/16/2003

IDAHO DEPARTMENT OF WATER RESOURCES
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550 W FORT ST MSC 033
BOISE ID 83724

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GALLONS PER DAY.

PRIORITY DATE: 06/01/1964

POINT OF DIVERSION:
T04N R41E S35 NESE Within MADISON County Source: SPRING

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	05/01 10/31	0.020 CFS

PLACE OF USE:

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

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23-4016 STAT. §42-243 IC

I. SOURCE: TABLE ROCK SPRING

Q: IS IT SO RECOGNIZED BY USGS? NO

B&P
TABLE ROCK SP

TRIB. TO: HAWLEY GULCH

Q: IS HAWLEY GULCH A STREAM? RE. 00-46

GULCH IS RECOGNIZED - STREAM IS
SHOWN AS POTENTIAL W/O A NAME.

II. ORIGINAL CLAIMS: 0.015 cfs

SRBA CLAIMS 0.02 cfs OK ITS ONLY 243 claim.

III. RECOMMENDED AS CLAIMED. NO MEASURES. NO FIELD EXAM.
SOURCE AND TRIB TO STDS w/ BOI REMARKS

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: 23-04016

RECEIVED

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

MAR 18 1998

Boise ID 83724

Department of Water Resources

2. Date of Priority: 06/01/1964

3. Source of water: TABLE ROCK SPRING

Tributary: HAWLEY GULCH

4. Location Meridian BOISE

STREAM? NO

Description of Diversion Works: Headbox

From: Spring

Location of Point of Diversion

T: 04 N R: 41 E S: 35 NESE

Location of Point of Use

T: 04 N R: 41 E S: 35 NESE

5. Quantity claimed: Period 5/ 01 -- 10/ 31

Quantity 0.02 CFS

For Domestic

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:
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: 23

National Forest: Targhee

Forest Service Record ID: 04 15 17040201 07 0 0010

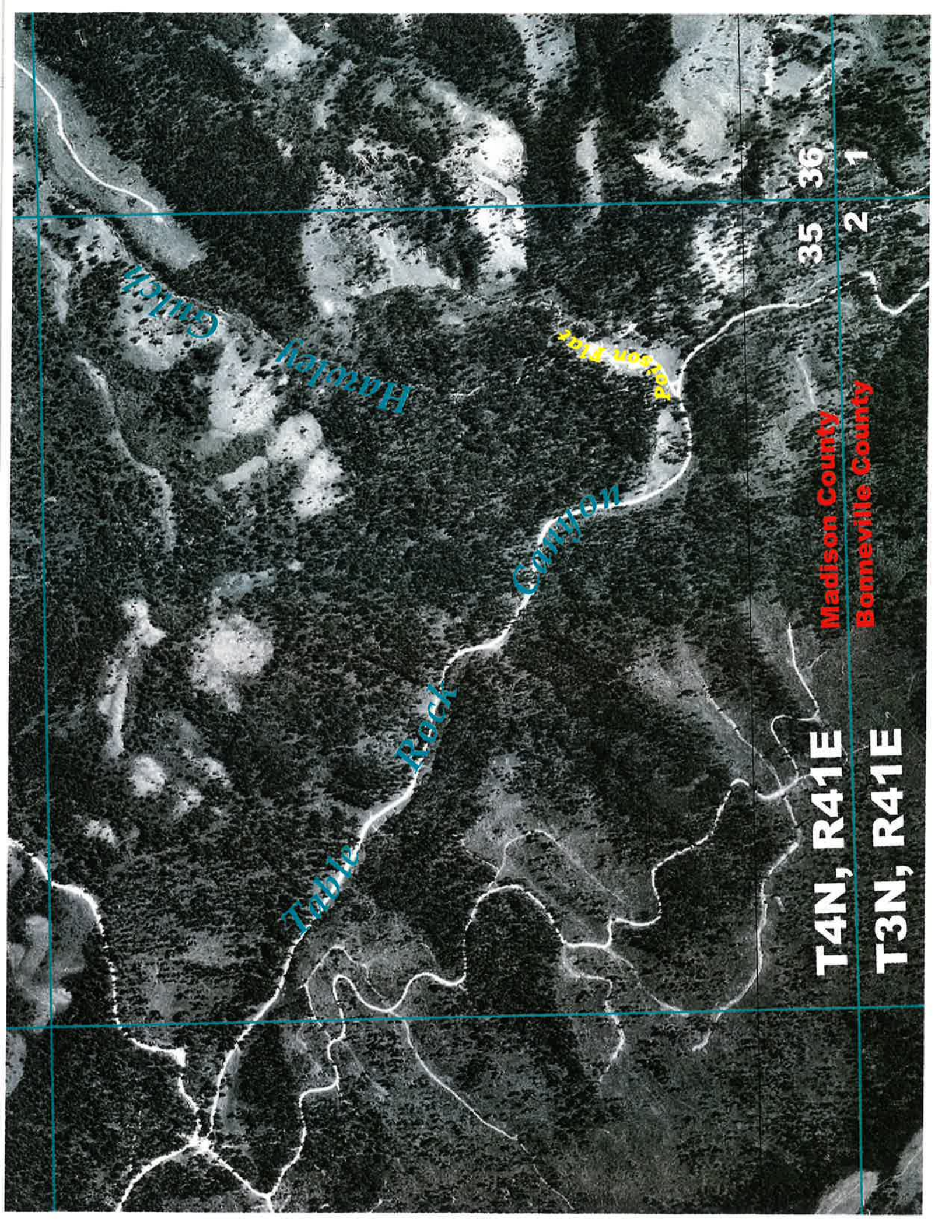
10. Describe any other water rights used at the same place and for the same purposes as described above: None

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.



35 36

1 2

Hassley Canyon

Hassley Canyon

Jackson Hole

Canyon

Rock

Table

T4N, R41E

T3N, R41E

Madison County

Bonneville County