

November 19, 1999

**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:** December 10, 1999

Water right number: 33-07085

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

Daytime Telephone Number:

Evening Telephone Number:

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: 12-8-99

SIGNATURE: Jamie Gough

Please print your name: JAMIE GOUGH

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

RECEIVED )

APR 4 - 2000 )

Case No. 39576 )

Department of Water Resources )

A. Subcase: See Exhibit "A"

STANDARD FORM 1

OBJECTION

Please fill in the following information:

**B. NAME AND ADDRESS OF PERSON OBJECTING**

Name: See Exhibit "B"

Address: See Exhibit "B"

Daytime Phone: (208) 734-0700

Name & Address of Attorney, if any:

Norman M. Semanko  
Rosholt, Robertson & Tucker  
P.O. Box 1906  
Twin Falls, ID 83303-1906

**C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT**

Name: United States of America  
USDA Forest Service  
Address: 550 W. Fort St., MSC 033  
Boise, ID 83724

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address:**  
Should be:
2. ☐ **Source:**  
Should be:
3. ☐ **Quantity:**  
Should be:
4. ☐ **Priority Date:**  
Should be:
5. ☐ **Point(s) of Diversion:**  
Should be:
6. ☐ **Instream Flow Description:**  
Should be:
7. ☐ **Purpose(s) of Use:**  
Should be:
8. ☐ **Period of Year:**  
Should be:
9. ☐ **Place of Use:**  
Should be:

11. **I object because:**

- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The United States has not beneficially used the stockwater. The stock that graze on the federal land are owned by private parties and the stockwater has been put to beneficial use by private parties and their predecessors, not the United States.

## VERIFICATION

State of Idaho            )  
                                  )ss.  
County of Twin Falls    )

**NORMAN M. SEMANKO**, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

\_\_\_\_\_  
(Signature of person filing objection)

*N. M. Semanko*  
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 3, 2000.



*Jayna L. Locke*  
NOTARY PUBLIC FOR IDAHO  
Residing at: *Wendell, Id*  
My commission expires: *9-25-03*

## INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all of the parties listed below in the Certificate of Mailing.

## CERTIFICATE OF MAILING

I hereby certify that on April 3, 2000, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right at the following address:

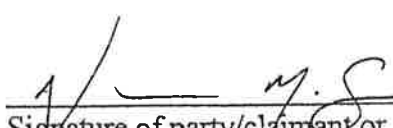
Name: **United States of America**  
**USDA Forest Service**  
Address: **550 W. Fort Street, MSC 033**  
**Boise, ID 83724**

3. Copies to:

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

Chief, Natural Resource Division  
Office of the Attorney General  
State of Idaho  
P.O. Box 44449  
Boise, Idaho 83711-4449

United States Department of Justice  
Environmental and Natural Resource Division  
550 West Fort Street, MSC 033  
Boise, Idaho 83724

  
\_\_\_\_\_  
Signature of party/claimant or attorney  
mailing on Objector's behalf

bedke/object.33

**EXHIBIT "A"**  
**(USDA FOREST SERVICE)**

|          |          |
|----------|----------|
| 33-07085 | 33-10943 |
| 33-07149 | 33-10944 |
| 33-07157 | 33-10945 |
| 33-07166 | 33-10946 |
| 33-07168 | 33-10948 |
| 33-10841 | 33-10949 |
| 33-10842 | 33-10950 |
| 33-10843 | 33-10951 |
| 33-10844 | 33-10952 |
| 33-10845 | 33-10953 |
| 33-10846 | 33-10954 |
| 33-10847 | 33-10955 |
| 33-10848 | 33-10956 |
| 33-10849 | 33-10957 |
| 33-10850 | 33-10958 |
| 33-10851 | 33-10959 |
| 33-10852 | 33-10960 |
| 33-10853 | 33-10961 |
| 33-10854 | 33-10962 |
| 33-10856 | 33-10963 |
| 33-10857 | 33-10964 |
| 33-10858 | 33-10965 |
| 33-10859 | 33-10966 |
| 33-10860 | 33-10967 |
| 33-10861 | 33-10968 |
| 33-10862 | 33-10969 |
| 33-10863 | 33-10970 |
| 33-10864 | 33-10971 |
| 33-10865 | 33-10972 |
| 33-10866 | 33-10973 |
| 33-10867 | 33-10974 |
| 33-10868 | 33-10975 |
| 33-10869 | 33-10976 |
| 33-10870 | 33-10977 |
| 33-10871 | 33-10978 |
| 33-10873 | 33-10979 |
| 33-10930 |          |
| 33-10931 |          |
| 33-10932 |          |
| 33-10942 |          |

## EXHIBIT "B"

### List of Objectors represented by Norman M. Semanko of Rosholt, Robertson & Tucker:

SCOTT BEDKE  
630 N CENTER  
OAKLEY ID 83346

MICHAEL POULTON  
BOX 279  
OAKLEY ID 83346

KARL (BUD) BEDKE  
1876 S 600 W  
OAKLEY ID 83346

JERRY HOAGLAND  
HC 79 BOX 44  
MELBA ID 83641

BRUCE BEDKE  
42 E BASIN ROAD  
OAKLEY ID 83346

JOYCE LIVESTOCK CO  
C/O PAUL NETTLETON  
MURPHY ID 83650

JOE TUGAW  
3277 WOODRIDGE DR  
TWIN FALLS ID 83301

WESTERN STOCK GROWERS  
ASSOCIATION ET AL.  
ATTN JEFF WILLIAMS  
2391 ROCK CREEK RD  
HANSEN ID 83334

JARED BEDKE  
42 E BASIN ROAD  
OAKLEY ID 83346

EUGENE MATHEWS  
1249 S HIGHWAY 27  
OAKLEY, ID 83346

GARY POULTON  
BOX 112  
OAKLEY ID 83346

SHOULDERS 3 RANCHES, INC.  
P O BOX 218  
OAKLEY, ID 83346

FLYING TRIANGLE, INC.  
P.O. BOX 180  
HAGERMAN, ID 83332

A L CATTLE, INC.  
P O BOX 608  
EMMETT, ID 83617

WILLIS D. AND BETTY DeVENY  
BOX 1160  
RIGGINS, ID 83549

LUTHER GARDNER  
ROUTE 1 BOX 110 D  
OAKLEY, ID 83346

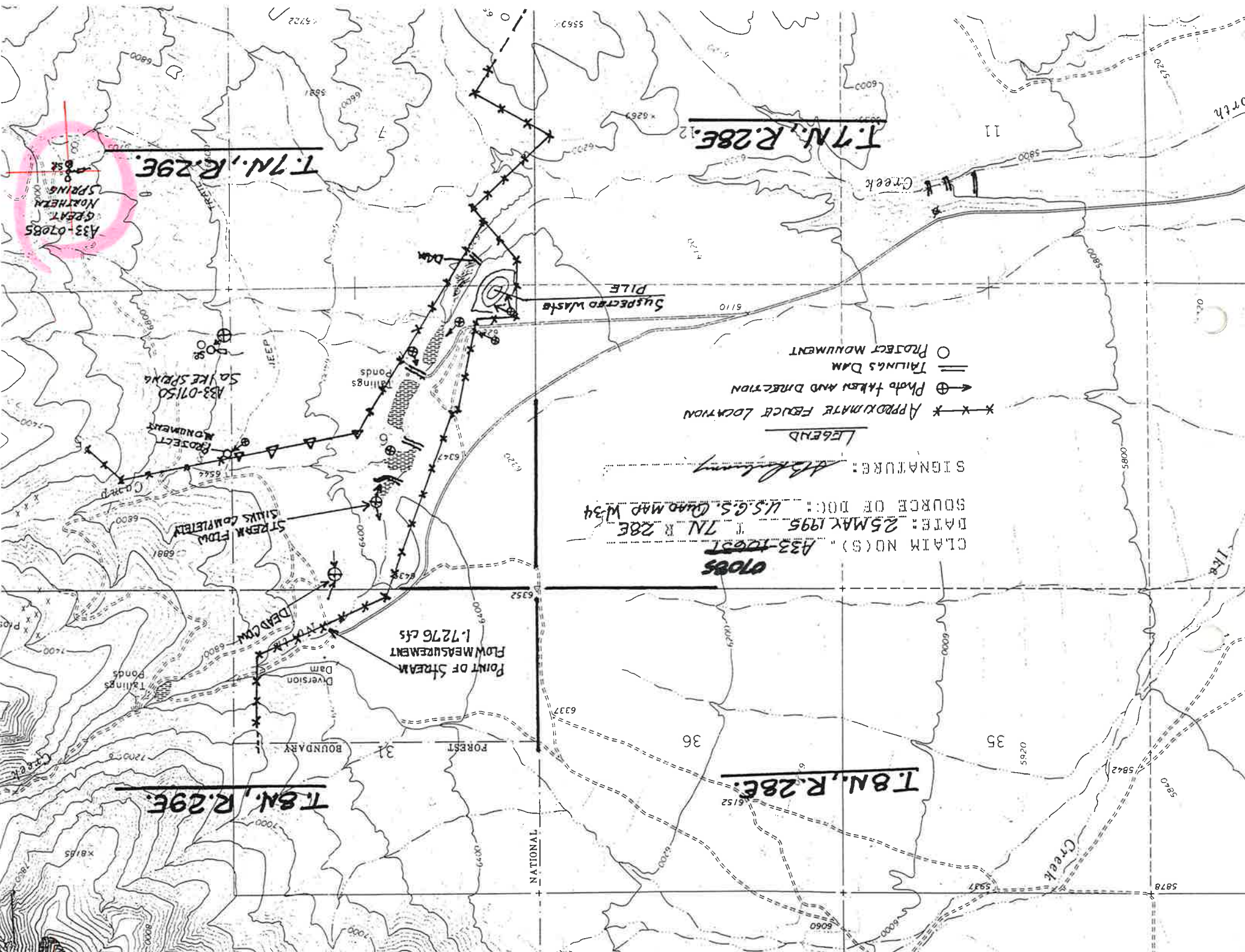
ADD 01/002  
UNITED STATES OF AMERICA ACTING T  
USDA FOREST SERVICE  
324 25TH STREET  
OGDEN  
(R)  
UT 84401-2394

□ GPS Survey.

7/1/00

GREAT NORTHERN SPRING

A33-07085



A33-07085  
GREAT  
NORTHERN  
SPRINGS

T.7N., R.29E.

T.7N., R.28E.

LEGEND  
\* \* \* \* \* APPROXIMATE FENCE LOCATION  
⊕ → PHOTO TAKEN AND DIRECTION  
= TAILINGS DAM  
○ PROJECT MONUMENT

CLAIM NO(S) A33-10681  
DATE: 25 MAY 1995 T.7N. R.28E  
SOURCE OF DOC: U.S.G.S. QUAD MAP W-34  
SIGNATURE: A. B. Lundy

T.8N., R.29E.

T.8N., R.28E.

POINT OF STREAM  
FLOW MEASUREMENT  
1.7276 cfs

A33-07150  
SO LKE SPRING

STREAM FLOW  
STOPS COMPLETELY

DEAD COW

Suspected Waste  
Pile

DAM

Tailings  
Ponds

BOUNDARY

FOREST

NATIONAL

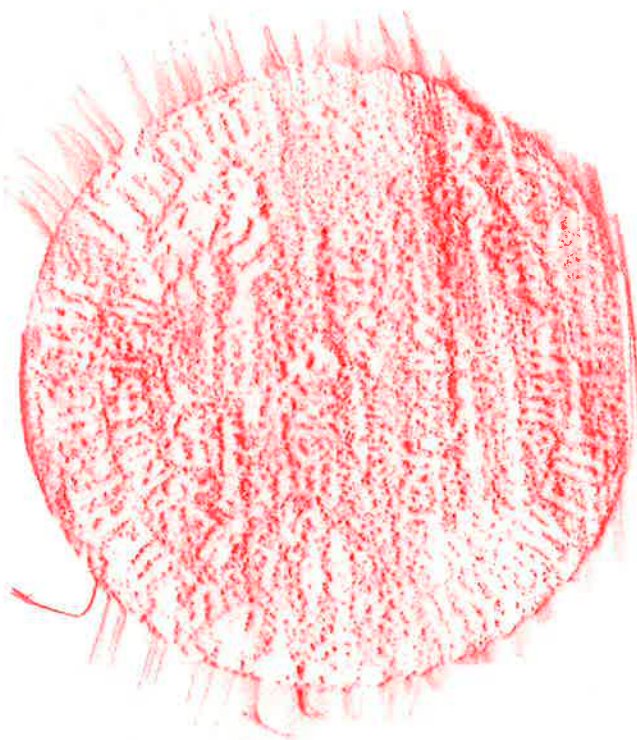
North



US USFS A33-07085

SPRING, CABINS, MONUMENT AND  
WATER TROUGH. Photo is looking  
Easterly.

18 MAY 95 ABR



GREAT  
NORTHERN  
SPRING  
SEC. 8  
T. 8N R. 29E  
1980



|           | Recs | Mean      | Std Dev | Minimum   | Maximum   |
|-----------|------|-----------|---------|-----------|-----------|
| Latitude  | 264  | 43.9528N  | 2.8056  | 43.9528N  | 43.9529N  |
| Longitude | 264  | 113.0229W | 2.6530  | 113.0229W | 113.0228W |
| Altitude  | 264  | 6931.8254 | 5.5321  | 6913.7646 | 6959.5066 |

No velocity records in file.

No DOP records in file.

Start GPS Week #809 on 07/10/95 at 17:05:23

End GPS Week #809 on 07/10/95 at 17:09:03

|                         |                          |
|-------------------------|--------------------------|
| Datum                   | : NAD-27 CONUS           |
| Coordinate System       | : Latitude/Longitude     |
| Altitude Mode           | : Height Above Ellipsoid |
| Altitude/Distance Units | : Feet                   |
| Velocity Units          | : Meters/Second          |

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: A33-07085  
Date received: \_\_\_\_\_  
Receipt No: \_\_\_\_\_  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: UNITED STATES OF AMERICA (USDA-Forest Service)  
Address: 324 25th Street Phone (801) 625-5360  
Ogden, Utah 84401

2. Date of Priority: 05/01/1866

3. Source: UNNAMED SPRING Trib. to: NORTH CREEK

4. Point of Diversion:

| Township | Range | Section | Tract | Lot | County |
|----------|-------|---------|-------|-----|--------|
| 7 N      | 29 E  | 8       | SWNE  |     | BUTTE  |

5. Description of diverting works: COMBINATION

6. Water is used for the following purposes:

| Purpose    | From  | To     | C.F.S. | (or) | A.F.A. | (or) | Elevation/<br>Well Depth |
|------------|-------|--------|--------|------|--------|------|--------------------------|
| STOCKWATER | Apr.1 | Dec.31 | 0.02   |      | 1.00   |      | 0                        |

7. Total Quantity Appropriated is: 0.02 C.F.S. / 1.00 A.F.A.

8. Total consumptive use is: de minimus

9. Non-irrigation uses: CATTLE Livestock Numbers: 818

10. Place of Use:

| Township | Range | Section | Tract | Lot | County |
|----------|-------|---------|-------|-----|--------|
| 7 N      | 29 E  | 8       | SWNE  |     | BUTTE  |

Purpose of use: STOCKWATER Acres Irrigated:

11. Place of use in counties: BUTTE

DO NOT FILM

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

13. Other Water Rights Used: NONE

14. Remarks: Quad No.

HOWE NE QUAD

APPLICATION DATE: 11/06/1980

15. Basis of Claim: LICENSE

Reference Information:

National Forest: CHALLIS

Priority Dates: CHALLIS NATIONAL FOREST LIVESTOCK HISTORY

Forest Service Record ID: 04 06 17040217 7 0004 0

IDWR Water State Filing No.: 33-07085

Allotment No.: 417

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:

Jack Haugrud  
Geoffrey Garver  
Daria J. Zane  
U.S. Department of Justice  
Environment and Natural Resources Division  
General Litigation Section  
P.O. Box 663  
Washington, D.C. 20044-0663  
202-272-4134

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.



# WATER RIGHT LICENSE

License No. 33-7085      Priority November 6, 1980      Amount 0.02 CFS      1.0 AF

THIS IS TO CERTIFY that U.S. DEPT. OF AGRI., FOREST SERVICE of OGDEN, UTAH, has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated November 6, 1980, and has submitted proof to the Department of Water Resources on March 12, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a capacity of 0.02 cfs of water from an unnamed stream tributary to North Creek 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> |
|-----------------------|----------------------|--------------------------|---------------|
| Stockwater            | 04/15 - 12/31        | 0.02 cfs                 | 1.0 af        |

Location of point of diversion: SWNE, Sec. 8, Twp 7N, Rge 29E, Butte Co.

Place of use:

|     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |       |  |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|--|
| TWP | RGE | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | TOTAL |  |
| 7N  | 29E | 8   | :  | :  | X  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | X  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |
|     |     |     | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :  | :     |  |

Total number of acres irrigated:

Use of water under this license is subject to control by the watermaster of State Water District No. 33, Little Lost River.

This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.

NOTE: 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. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law.

This right is subject to all prior water rights and may be forfeited by five years of non-use.

Witness the seal and signature of the Director, affixed at Boise, this 2<sup>ND</sup> day of

DECEMBER, 1986.

**MICROFILMED**

Acting for the

Director

*Norm C. Young*

DEC 16 1986

(1) Amount of power to be generated. \_\_\_\_\_ horsepower under \_\_\_\_\_ feet of head.

(2) List number of each kind of livestock to be watered

100 CATTLE

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:51  
03/10/95  
118

PAGE: 13  
PROFILE REPORT

CLAIM NUMBER: A33-07085

| OWNER<br>CODE    | NAME & ADDRESS                          | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | UNITED STATES OF AMERICA ACTING THROUGH | 05/01/1866       | STOCKWATER | 04-01 12-31           | 0.02 CFS          | 1.00 AFA            |
| TOTAL DIVERSION: |                                         |                  |            |                       | 0.02 CFS          | 1.00 AFA            |

Water Source: SPRING

Tributary to: NORTH CREEK

Stage: LICENSE

Point(s) of Diversion: T07N R29E S08 SWNE

BUTTE County

Place of use Legal Description for: STOCKWATER

| NE  |     |   |   | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |    |    |    |    |    |    |    |    |   |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|---|----|----|----|----|----|----|----|----|---|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |
| 07N | 29E | 8 | : |    |    |    | S  | :  |    |    |    |    |    |    |    | : |    |    |    |    |    |    |    |    | : |

POU County: BUTTE

Non-Irrigation Uses: 818 Cattle

Remarks: FOREST SERVICE RECORD ID = 040617040217 70004 00

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:

State of Idaho  
DEPARTMENT OF WATER RESOURCES  
WATER RIGHT BENEFICIAL USE FIELD REPORT

33-7085

Permit No.

## CONTACT WITH PERMIT HOLDER

DATE

INITIALS

OCT 21 1986

REMARKS

☐ Appointment letter mailed:☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

Department of Water Resources

## EXAMINATION

Date 7-23-86

Accompanied by

☒ Roland Lybe☐ Bob HennisTHEORETICAL- 0.02 cfsSource UNNAMED STREAM

Tributary to

NORTH CREEK

Supp. annubar measurement sheet used?

No

If source is surface water, estimate total flow of source

Methods of measurement THEORETICAL

Meets permit requirements?

## Measurement calculations:

SEE MEMORANDUM DATED February 26, 1986, U.S.F.S. FIELD EXAMINATIONS

$$V = \frac{100 \text{ Head} \times 12 \text{ gal/day/head} \times 260 \text{ days}}{325,850 \text{ gal/af}} = 1.0 \text{ afa}$$

| WELL/DIV.<br>NO.* | HP | MOTOR<br>MAKE | MOTOR<br>SERIAL NO. | PUMP<br>MAKE | PUMP<br>SERIAL NO. | MEASURING<br>DEVICE TYPE | CONDITION OF<br>MEAS. DEVICE | REMARKS |
|-------------------|----|---------------|---------------------|--------------|--------------------|--------------------------|------------------------------|---------|
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |

System Description HEADBOX PIPED TO 1 TROUGH(S) 007-004

\*Code with map on reverse side. Disregard code if only one.

## RECOMMENDED AMOUNTS

USE

Irrigation requirement =

AFA/Acre

Q (cfs)

V (afa)

FROM

TO

STOCKWATER

0.02 cfs

1.0 afa

4/15

12/31

Total

0.02 cfs

1.0 afa

Remarks STOCKWATER FOR 100 RANGE CATTLE

DEC 16 1986

33 7085

## (Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SW  $\frac{1}{4}$  NE  $\frac{1}{4}$  SEC. 8 TWR. 7 N. R. 29 E.

[illegible]

☐ Change P.D. as reflected above      ☐ Add P.D. as reflected above      ☒ None  
☐ Change P.U. as reflected above      ☐ Add P.U. as reflected above      ☐ Other

Examiner's Signature Sam Felt Date 7/23/86  
 Checked by S. Jones Date 10-16-86  
 Approved by Jim Date 11-15-86

Date 7/23/86

Date 10-16-86

Date 11-13-86

DEC 16 1996

Statements of beneficial use postcards\*received from the U. S. Forest Service on:

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

**APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant U.S.A. FOREST SERVICE Phone 801-626-3561

Post office address 324 25TH ST, OGDEN, UTAH 84401

2. Source of water supply UNNAMED STREAM which is a tributary of SANIT CREEK  
North Creek

3. Location of point of diversion is SW % of NE % of Section 8 Township 7 N.

Range 29 E. B.M. BUTTE County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount .02 for STOCK WATERING purposes from 4/15 to 12/31 (both dates inclusive)  
(feet or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(feet or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(feet or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(feet or acre-feet per annum)

5. Total quantity to be appropriated:

a. .02 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. SPRING DEVELOPMENT  
CONSISTS OF A HEADBOX APPROXIMATELY  
200' OF PIPE AND WATER TROUGH.

b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet, materials used in storage dam: \_\_\_\_\_

Period of year when water will be diverted to storage \_\_\_\_\_ (Month/Day) to \_\_\_\_\_ (Month/Day) inclusive.

c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:  
(1) Give the place of use of water: SW % of NE % of Section 8 Township 7 N.

Range 29 E. B.M.

(2) Amount of power to be generated: \_\_\_\_\_ horsepower under \_\_\_\_\_ feet of head.

(3) List number of each kind of livestock to be watered 100 CATTLE

(4) Name of municipality to be served \_\_\_\_\_, or number of families to be supplied with domestic water \_\_\_\_\_

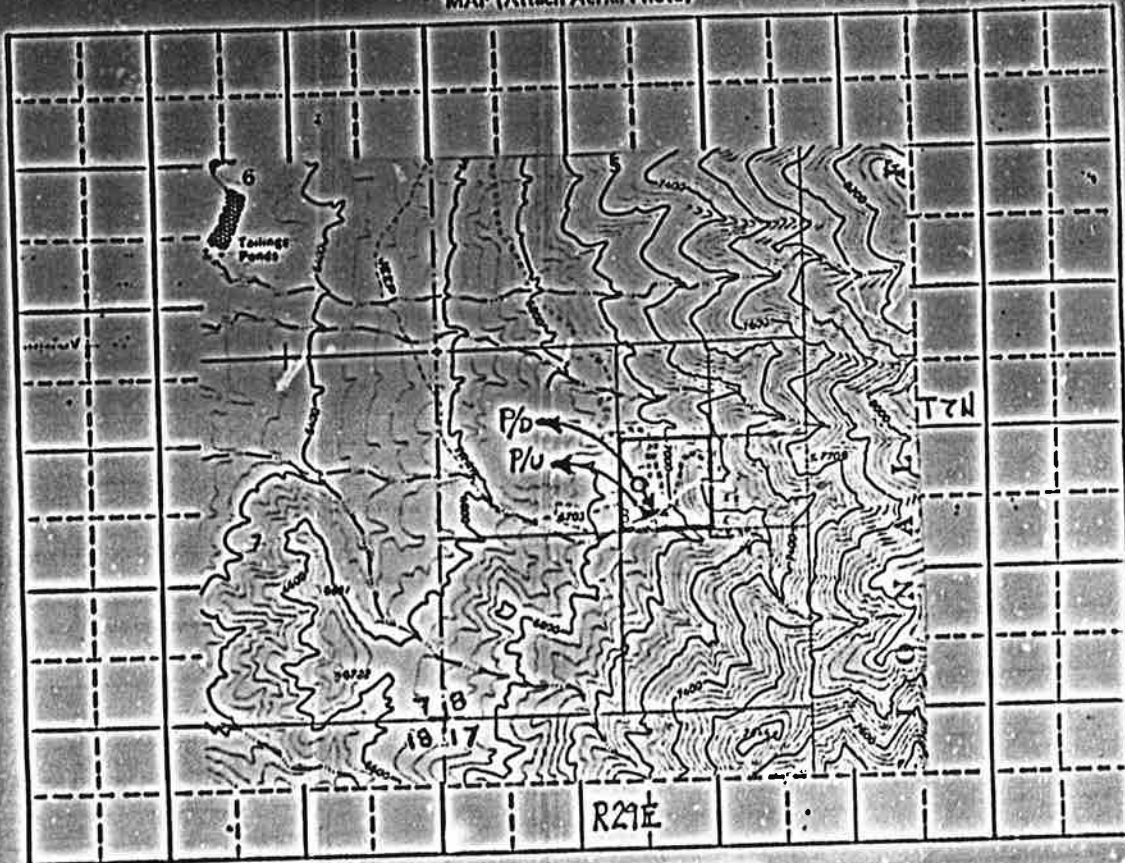
(5) If water is to be used for other purposes describe: \_\_\_\_\_

**RECEIVED**

NOV 25 1980

Department of Water Resources  
Eastern District Office

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM  
(Include distance from pump to measuring device, if applicable.)

SEE MEMORANDUM DATED 26 February 1981, U.S.F.S. Field Examinations

Point(s) of diversion: SW KNE & SEC. 8 TWR. 7 N. R. 29 E.

Place(s) of Use

| TWP. | RGE. | SEC. | NEK |     |     |     | NWK |     |     |     | SWK |     |     |     | SEK |     |     |     | TOTALS |
|------|------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |      |      | NEK | NWK | SWK | SEK | NEK | NWK | SWK | SEK | NEK | NWK | SWK | SEK | NEK | NWK | SWK | SEK |        |
| 7 N  | 29 E | 8    |     |     | S   |     |     |     |     |     |     |     |     |     |     |     | X   |     | S      |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | S      |

Recommended Amendments:

- ☐ Change P.D. as reflected above  
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above  
☐ Add P.U. as reflected above

- ☒ None  
☐ Other

Examiner's Signature

Checked by

Approved by

Date

Date

Date

7/23/86

10-16-86

11-18-86

State of Idaho  
DEPARTMENT OF WATER RESOURCES  
WATER RIGHT BENEFICIAL USE FIELD REPORT

33-7085

Permit No.

RECEIVED

OCT 21 1986 REMARKS

## CONTACT WITH PERMIT HOLDER

DATE

INITIALS

☐ Appointment letter mailed:☐ Telephone call made  
(List Telephone No. used)☐ Appointment scheduled for:  
(Date, time, location)

Department of Water Resources

## EXAMINATION

Date 7-23-86

Accompanied by

☒ Roland Lybe☐ Bob Hennis

THEORETICAL- 0.02 cfs

Total Q measured

Source UNNAMED STREAM Tributary to NORTH CREEK

Supp. annular measurement sheet used? 1/2

If source is surface water, estimate total flow of source

Methods of measurement THEORETICAL

Meets permit requirements? -

Measurement calculations:

SEE MEMORANDUM DATED February 26, 1986, U.S.F.S. FIELD EXAMINATIONS

$$V = 100 \text{ head} \times 12 \text{ gal/day/head} \times 260 \text{ days} = 1.0 \text{ afa}$$
$$325,850 \text{ gal/afa}$$

| Well/pond,<br>NO. | MP | MOTOR<br>MAKE | MOTOR<br>SERIAL NO. | PUMP<br>MAKE | PUMP<br>SERIAL NO. | MEASURING<br>DEVICE TYPE | CONDITION OF<br>MEAS. DEVICE | REMARKS |
|-------------------|----|---------------|---------------------|--------------|--------------------|--------------------------|------------------------------|---------|
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |
|                   |    |               |                     |              |                    |                          |                              |         |

System Description HEADBOX PIPED TO 1 TROUGH(S) 007-004

\*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS  
USEIrrigation requirement = AF/Acre  
Q (cfs) V (afa) FROM TO

|            |          |         |      |       |
|------------|----------|---------|------|-------|
| STOCKWATER | 0.02 cfs | 1.0 afa | 4/15 | 12/31 |
|            |          |         |      |       |
|            |          |         |      |       |
|            |          |         |      |       |
|            |          |         |      |       |
| Total      | 0.02 cfs | 1.0 afa |      |       |

Remarks STOCKWATER FOR 100 RANGE CATTLE

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:05  
03/10/95

PAGE: 12  
QUICKLOOK INFORMATION

117  
CLAIM NUMBER: A33-07085

| WR ELEMENT                | DATA<br>DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|----------------------------|-------------------------------------------------|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             | Y                          |                                                 | Perk TOP<br>5-5-95<br>9H   | Y                      |                                    | 5-5-95<br>EH                     | 5-5-95<br>9H                         |                               |
| POINT OF DIV              |                            |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| SOURCE                    | Y                          |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| PLACE OF USE              | Y                          |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME |                            |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| CONSUMPTIVE USE           |                            |                                                 |                            | /                      |                                    |                                  |                                      |                               |
| PURPOSES OF USE           |                            |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| PERIOD OF USE             | Y                          |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| BASIS OF CLAIM            |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| REMARKS                   |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |

BARCODE UPDATED  
WHOM/DATE

EH 5-5-95

A. AJ CLAIM: # A33-07085 PRIORITY DATE: 05-01-1866 STAGE: L

B. WR RECORD: # 33-07085 PRIORITY DATE: 11-06-1980 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y( ) N(☒)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y( ) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?  
(IF YES, DESCRIBE BELOW) Y( ) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y( ) N( )

FIELD EXAM COMPLETED

N/A(☒) Y( ) N( )

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y( ) N( )

LICENSE ISSUED

N/A(☒) Y( ) N( )

\* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,  
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE  
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y( ) N( )

\* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,  
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N( )

NOTES:

*Recommended License Priority Date*

=====

RECOMMENDED PRIORITY DATE:

*11 - 6 - 1980*

REVIEWED BY

*81*

DATE

*5-5-95*

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|-----------|-----------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| A33-07085 | 07N 29E   | 8    | SW  | NE  |     |     |             | BUTTE  |                |                  |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: SPRING

TRIB: NORTH CREEK

No! it sinks

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------|-----------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| 33-07085 | 07N 29E   | 8    | SW  | NE  |     |     |             | BUTTE  |                |                  |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: UNNAMED STREAM

TRIB: NORTH CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( / ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A( ) Y( / ) N( )

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y( ) N( / )

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( / ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y( / ) N( )

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y( ) N( / )

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 7-23-1986)

Y( / ) N( / )

AJ FIELD EXAM

(DATE OF FIELD EXAM 18 May 95)

NAME OF EXAMINER

A. Ruben

Y( / ) N( / )

OTHER (DESCRIBE IN NOTES BELOW)

Site Monument Searching  
and Photo

NOTES: LICENSEE EXAMINERS MAP HAS A SLIGHT ERROR IN ORIENTATION OF SPRING & TROUGH. - SEE AJ ISLAM PHOTO & MAP. SJBR  
Also, Spring is now tributary - it sinks.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY<br>BUTTE | DIVERSION NAME | DIVERSION NBR |
|------|------|------|-----|-----|-----|-----|-------------|-----------------|----------------|---------------|
| 07N  | 29E  | 8    |     | SW  | NE  |     |             |                 |                |               |
|      |      |      |     |     |     |     |             |                 |                |               |
|      |      |      |     |     |     |     |             |                 |                |               |
|      |      |      |     |     |     |     |             |                 |                |               |
|      |      |      |     |     |     |     |             |                 |                |               |
|      |      |      |     |     |     |     |             |                 |                |               |
|      |      |      |     |     |     |     |             |                 |                |               |

SOURCE: Spring TRIB: Sinks

REVIEWED BY: EA DATE: 5-5-95

SYSTEM DESCRIPTION: DESCRIBED BELOW (☒) SEE LICENSE FILE (☒) OR SEE ATTACHMENT (☐)

Headbox, Pipeline, Trough

A. ROOT WATER RIGHT NUMBERS: A33-07085

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME                            | AJ<br>#/ACRES | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|---------------------------------|---------------|---------------|-----------------|----------------|------------------|
| 07N | 29E | 8   | SW  | NE  |     | AMERICA ACTING THROUGH, UNITEDA | 33-07085 /    | 33-07085 /    |                 |                |                  |

ADDITIONAL POU FOUND

TOTAL ACRES A33-07085

POU COUNTY: BUTTE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y( ) N( / )

\* IF YES, ARE THESE TRACTS LISTED ABOVE ( ), OR ARE THEY LISTED ON AN ATTACHED SHEET ( )

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y( ) N( / )

\* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A( ) Y( / ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A( ) Y( / ) N( )

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y( ) N( / )

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y( ) N( / )

CHECK DOCUMENTS USED TO VERIFY POU: ( ) ORTHOPHOTOQUAD, IDWR NO. \_\_\_\_\_; ~~( )~~ TOPOGRAPHIC QUAD, IDWR NO. W34;  
( ) NAPP, IDWR NO. \_\_\_\_\_; ( ) ASCS PHOTO; ( ) OTHER \_\_\_\_\_

NOTES: Site GPS SURVEY DONE 10 JULY 95, D. DUNN & A. RUPERTY - BASE STATION  
DATA NOT AVAILABLE - THEREFORE SURVEY IS NO VALUE. - 10 July 95

RECOMMENDATIONS:

TOTAL ACRES: \_\_\_\_\_ N/A ( ☒ )

REVIEWED BY: EN

DATE: 5-5-98

A. AJ CLAIMED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A33-07085 STOCKWATER        | FROM 04-01 TO 12-31       | 0.020 CFS              | 1.00 AF/A              |
| TOTAL DIVERSION RATE/VOLUME |                           | 0.020 CFS              | 1.00 AF/A              |

B. WR RECORDED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 33-07085 STOCKWATER         | FROM 04-15 TO 12-31       | 0.020 CFS              | 1.00 AF/A              |
| TOTAL DIVERSION RATE/VOLUME |                           | 0.020 CFS              | 1.00 AF/A              |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y( ) N( )

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y( ) N( )

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y( ) N( )

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y( ) N( )

\* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A( ) Y( ) N( )

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A( ) Y( ) N( )

NOTES: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

AJ CLAIM TOTAL DIVERSION RATE: 0.020 CFS ✓  
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.020 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(✓) N( )

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A( ) Y(✓) N( )

\* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y( ) N(✓)

\* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y( ) N(✓)

E. FLOW MEASUREMENT

MEASUREMENT METHOD \_\_\_\_\_, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE  
ACRES \_\_\_\_\_ x 0.02 CFS/ACRE = \_\_\_\_\_ CFS  
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y( ) N( )

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ) N( )

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 1.00 AF/A

ACRES \_\_\_\_\_ x DIVERSION VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL DIVERSION VOLUME \_\_\_\_\_ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = \_\_\_\_\_ AF/A

ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL CONSUMPTIVE USE \_\_\_\_\_ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW ( ) OR SEE ATTACHMENT ( )

NOTES:

WR RECORD CONDITIONS/REMARKS:

- Remark B/K R04 - Use of water under this water right will be regulated by the  
watermaster of State Water District No. 33.  
LIZ R37 - This right, when considered with all other rights common to the  
same grazing allotment, shall be limited to the quantity of water  
beneficially used by the number of stock within the allotment.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| REC.<br>PURPOSE OF USE | REC. PERIOD<br>FROM TO | REC. DIV<br>RATE CFS                   | REC. DIV<br>VOL. AF/A                 | REC. CONS.<br>USE                  |
|------------------------|------------------------|----------------------------------------|---------------------------------------|------------------------------------|
| STOCKWATER ✓           | 04-01 ✓ 12-31 ✓        | DATABASE EXAMINER<br>0.020 ✓ <u>SK</u> | DATABASE EXAMINER<br>1.00 ✓ <u>SK</u> | DATABASE EXAMINER<br>0.0 <u>SK</u> |
| _____                  | _____                  | _____                                  | _____                                 | _____                              |
| _____                  | _____                  | _____                                  | _____                                 | _____                              |
| _____                  | _____                  | _____                                  | _____                                 | _____                              |
| _____                  | _____                  | _____                                  | _____                                 | _____                              |
| TOTAL FOR THIS RIGHT   |                        | 0.020 ✓ <u>SK</u>                      | 1.00 ✓ <u>SK</u>                      | 0.0 <u>SK</u>                      |

NON-IRRIGATION USES CLAIMED: 100 ~~818~~ Cattle

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

REVIEWED BY: SK

DATE: 5-5-95

FLAG: \_\_\_\_\_

STANDARD CONDITIONS (CODE): L12

STANDARD REMARKS (CODE): B09

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)       | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED IN FILE?                        |
|-------------------------------------------------|--------------------------------------------------------|-----------------------------------------------|
| ( ) ORTHOPHOTOQUAD                              | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )                                     |
| <input checked="" type="checkbox"/> TOPOGRAPHIC | DATE FIELD CHECKED <u>1969</u> IDWR ID NO. <u>W34</u>  | Y( <input checked="" type="checkbox"/> ) N( ) |
| ( ) NAPP                                        | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )                                     |
| ( ) ASCS AERIAL PHOTO                           | DATE OF PHOTO _____                                    | Y( ) N( )                                     |
| ( ) ASCS COLOR SLIDE                            | DATE OF PHOTO _____                                    | Y( ) N( )                                     |
| ( ) BLM OR USFS AERIAL PHOTO                    | DATE OF PHOTO _____                                    | Y( ) N( )                                     |
| ( ) TOWNSHIP SURVEY (GOVERNMENT PLAT)           | DATE OF SURVEY _____                                   | Y( ) N( )                                     |
| ( ) SCS SOIL SURVEY MAP                         | DATE ISSUED _____                                      | Y( ) N( )                                     |
| ( ) SUBDIVISION PLAT MAP                        | DATE OF MAP _____                                      | Y( ) N( )                                     |
| ( ) OTHER _____                                 | DATE _____                                             | Y( ) N( )                                     |
| ( ) OTHER _____                                 | DATE _____                                             | Y( ) N( )                                     |
| ( ) OTHER _____                                 | DATE _____                                             | Y( ) N( )                                     |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED)                  | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF PAGES | NOTES |
|----------------------------------------------------------|---------------------------------------------|--------------|-------|
| <input checked="" type="checkbox"/> LICENSING FIELD EXAM | DATE OF FIELD EXAM <u>7-23-1986</u>         | <u>2</u>     |       |
| <input checked="" type="checkbox"/> WATER RIGHT LICENSE  | DATE LICENSE SIGNED <u>12-2-1986</u>        | <u>1</u>     |       |
| ( ) IDWR APPROVED TRANSFER                               | DATE TRANSFER APPROVED _____                |              |       |
| ( ) SYSTEM DESCRIPTION                                   | DATE DRAWN _____                            |              |       |
| ( ) PHOTOGRAPHS                                          | DATE(S) PHOTOS TAKEN _____                  |              |       |
| ( ) SPLIT RIGHT REVIEW                                   | DATE REVIEW COMPLETED _____                 |              |       |
| ( ) HUBBLE ANALYSIS                                      | DATE ANALYSIS COMPLETED _____               |              |       |
| ( ) CONVEYANCE LOSS ANALYSIS                             | DATE ANALYSIS COMPLETED _____               |              |       |
| ( ) FLOW MEASUREMENT CALCULATIONS                        | DATE SYSTEM MEASURED _____                  |              |       |
| ( ) OTHER _____                                          | DATE _____                                  |              |       |
| ( ) OTHER _____                                          | DATE _____                                  |              |       |

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: **A33-07085**  
Date Received: 3/25/1993  
Receipt No: X111111  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: UNITED STATES OF AMERICA ACTING THROUGH 801-625-5360  
Address: USDA FOREST SERVICE  
324 25TH STREET  
OGDEN UT 84401-2394

2. Date of Priority: NOV 6, 1980

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 07N      | 29E   | 8       | SW     | NE     |     |     | BUTTE  |

5. Description of diverting works:  
Combo

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 06/01 | 10/31 | 0.020 |      | 1.00   |

7. Total Quantity Appropriated is:  
0.020 C.F.S. (and/or) 1.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 07N      | 29E   | 8       | SW     | NE  |     | STOCK |       |

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:

14. Remarks:

FOREST SERVICE RECORD ID = 040617040217 70004 00  
818 Cattle

15. Basis of Claim: LICENSE

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: 33-07085

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: 11/06/1980

3. Source of water: SPRING

Tributary: SINKS

4. Location Meridian BOISE

Description of Diversion Works: Pipe

From: Spring

Location of Point of Diversion

T: 07 N R: 29 E S: 8 SWNE

Location of Point of Use

T: 07 N R: 29 E S: 8 SWNE Ac: 0

5. Quantity claimed: Period Quantity For  
6/ 01 -- 10/ 31 0.02 CFS Stockwater

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:

Stockwater

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: 33

National Forest: Challis

Forest Service Record ID: 04 06 17040217 07 0004

Locally known as Great Northern Spring. Inadvertently withdrawn while preparing claims for the Domestic and Stockwater Directors Report for Basin 33. This water source is used each year. POD and POU are both in the SWSWNE of Section 8.

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

Bruce Bernard

U.S. Department of Justice

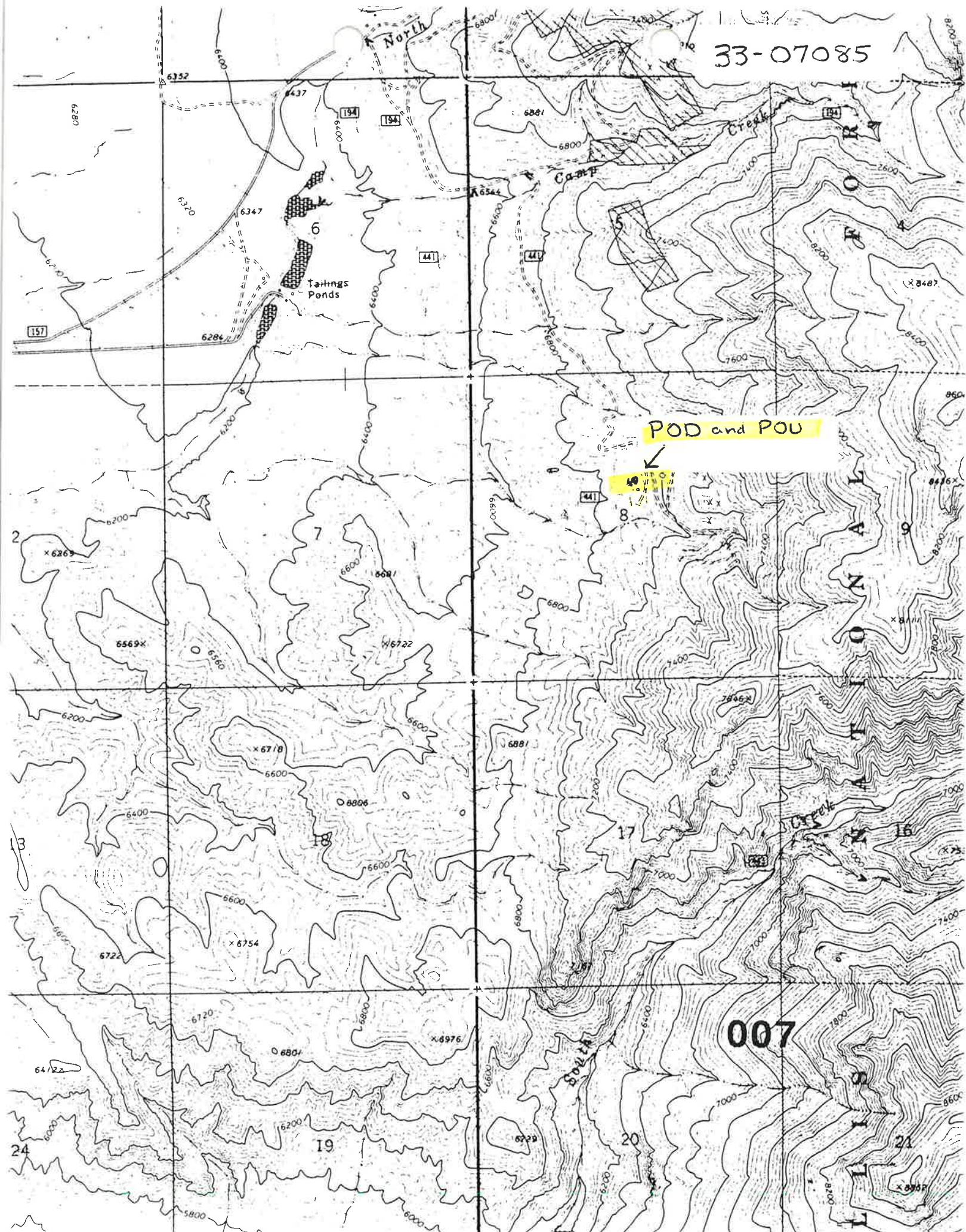
Environment and Natural Resources Division

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.

33-07085



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: A33-07085  
Date received: \_\_\_\_\_  
Receipt No: \_\_\_\_\_  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: UNITED STATES OF AMERICA (USDA-Forest Service)  
Address: 324 25th Street Phone (801) 625-5360  
Ogden, Utah 84401

2. Date of Priority: 05/01/1866

3. Source: UNNAMED SPRING Trib. to: NORTH CREEK

4. Point of Diversion:

| Township | Range | Section | Tract | Lot | County |
|----------|-------|---------|-------|-----|--------|
| 7 N      | 29 E  | 8       | SWNE  |     | BUTTE  |

5. Description of diverting works: COMBINATION

6. Water is used for the following purposes:

| Purpose    | From  | To     | C.F.S. | (or) | A.F.A. | (or) | Elevation/<br>Well Depth |
|------------|-------|--------|--------|------|--------|------|--------------------------|
| STOCKWATER | Apr.1 | Dec.31 | 0.02   |      | 1.00   |      | 0                        |

7. Total Quantity Appropriated is: 0.02 C.F.S. / 1.00 A.F.A.

8. Total consumptive use is: de minimus

9. Non-irrigation uses: CATTLE Livestock Numbers: 818

10. Place of Use:

| Township | Range | Section | Tract | Lot | County |
|----------|-------|---------|-------|-----|--------|
| 7 N      | 29 E  | 8       | SWNE  |     | BUTTE  |

Purpose of use: STOCKWATER Acres Irrigated:

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used: NONE

14. Remarks: Quad No.

HOWE NE QUAD

APPLICATION DATE: 11/06/1980

15. Basis of Claim: LICENSE

Reference Information:

National Forest: CHALLIS

Priority Dates: CHALLIS NATIONAL FOREST LIVESTOCK HISTORY

Forest Service Record ID: 04 06 17040217 7 0004 0

IDWR Water State Filing No.: 33-07085

Allotment No.: 417

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:

Jack Haugrud  
Geoffrey Garver  
Daria J. Zane  
U.S. Department of Justice  
Environment and Natural Resources Division  
General Litigation Section  
P.O. Box 663  
Washington, D.C. 20044-0663  
202-272-4134

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