

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: 27-11448

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: 06/01/1880

3. Source of water: COLD SPRING CREEK

Tributary: SLUG CREEK

4. Location Meridian BOISE

Description of Diversion Works: None

From: Spring

Location of Point of Diversion

T: 09 S R: 44 E S: 36 NESW B T: 10 S R: 44 E S: 3 SESE E

Location of Point of Use

T: 09 S R: 44 E S: 35 NESE	T: 09 S R: 44 E S: 35 SESE
T: 09 S R: 44 E S: 36 NESW	T: 09 S R: 44 E S: 36 NWSW
T: 10 S R: 44 E S: 2 NESW	T: 10 S R: 44 E S: 2 NWNE
T: 10 S R: 44 E S: 2 NWSE	T: 10 S R: 44 E S: 2 SESW
T: 10 S R: 44 E S: 2 SWNE	T: 10 S R: 44 E S: 2 SWSW
T: 10 S R: 44 E S: 3 SESE	

5. Quantity claimed: Period 6/ 01 - 9/ 30 Quantity 0.02 CFS For 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: 27

National Forest: Caribou

Forest Service Record ID: 04 05 17040207 16 0739

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.

AJ5809NP
No. R27-11448

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/98
PAGE: 32

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	01/04/1894 6/1/1880	STOCKWATER	06-01 09-30	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: ~~SPRING~~ ^{cold} SPRING ^{creek} ^{TOGS R44E S36} Tributary to: SLUG CREEK
Point(s) of Diversion: ^{UESW} T10S R44E S03 SESE Stage: BENEFICIAL USE
CARIBOU County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10S	44E	3																	S

POU County: CARIBOU

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP FOREST SERVICE RECORD ID = 040517040207160739 00
2240 Sheep

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

09S 44E 35
09S 44E 36
10S 44E 2

S S

S S S

S S S

S

S

S

SCANNED
MAY 31 2002

AJ5809NP
No. F27-11448

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/98
PAGE: 25

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES OF AMERICA ACTING THROUGH	06/01/1880	STOCKWATER	06-01 09-30	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: COLD SPRING CREEK

Tributary to: SLUG CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T09S R44E S36

NESW

CARIBOU County

Point(s) of Ending Stream Reach: T10S R44E S03

SESE

CARIBOU County

Place of use Legal Description for: STOCKWATER

		NE				NW				SW				SE			
T	R S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SESW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac
09S	44E 35													S			S
09S	44E 36									S	S						
10S	44E 2		S	S						S		S	S		S		
10S	44E 3																S

POU County: CARIBOU

Non-Irrigation Uses: 2240 Sheep

Remarks: EXP FOREST SERVICE RECORD ID = 0405 17040207 16 0739

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

SCANNED
MAY 31 2002

SEP 18 1998

Department of Water Resources

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

Case No. 39576

A. Subcase: _27-11448_
STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America, Acting through the USDA Forest Service
Address: 550 West Fort Street
MSC 033
Boise, Idaho 83724
Daytime Phone:

Name and Address of Attorney, if any:

Randall J. Bramer
550 West Fort Street
MSC 033
Boise, Idaho 83724

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

Name: United States of America, Acting through the USDA Forest Service
Address: 550 West Fort Street
MSC 033
Boise, Idaho 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: See Attached Claim Form

3. ☐ **Quantity**

Should be:

4. ☐ **Priority Date**

Should be:

5. ☒ **Point(s) of Diversion**

Should be: See Attached Claim Form

6. ☒ **Instream Flow Description**

Should be: See Attached Claim Form

7. ☐ **Purpose(s) of Use**

Should be:

8. ☐ **Period of Year**

Should be:

9. ☒ **Places of Use**

Should be: See Attached Claim Form

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.

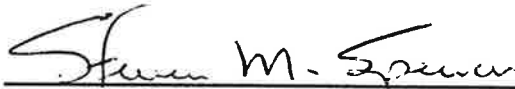
E. **REASONS SUPPORTING OBJECTION(S):**

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Steve Spencer , duly sworn, upon oath, deposes and says:
(Name of person filing objection)

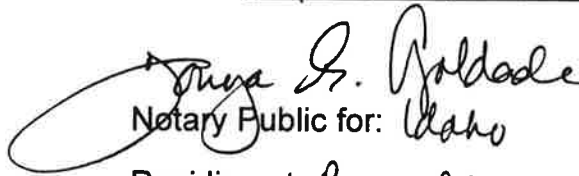
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



(Signature of person filing objections)

(Attorney signing in representative capacity)

Subscribed and sworn before me on: 9-16-98



Notary Public for: Idaho

Residing at: Boise, Idaho

Commission Expires: 8/23/99

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on SEP 16 1998, 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
PO Box 2707
Twin Falls, ID 83303-2707

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

Name: United States of America, Acting through the USDA Forest Service
Address: 550 West Fort Street
MSC 033
Boise, Idaho 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
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

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) Subcase No. See Attached List
)
Case No. 39576) **Standard Form 5**
)
) **STIPULATED ELEMENTS**
) **OF A WATER RIGHT**
)

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

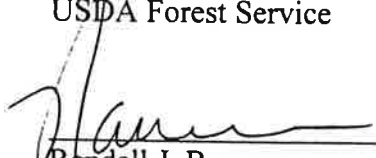
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initializing each of the attached pages.

CLAIMANT:

United States on behalf of the
USDA Forest Service

OBJECTOR:

United States on behalf of the
USDA Forest Service


Randall J. Bramer 12/2/98
Date

IDWR CONCURRENCE:


Roxanne Brown 12/1/98
Date

ATTORNEY FOR IDWR:


12/1/98
Date

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I certify that on Dec 2, 19 98, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

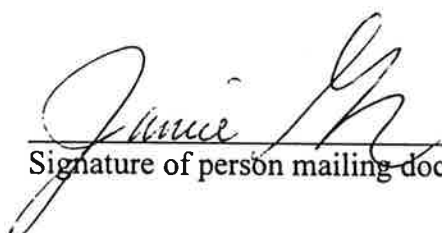
1. Original to:

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Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. Copy to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resources Division
550 W. Fort Street, MSC 033
Boise, ID 83724



Signature of person mailing documents

Exhibit A

27-11448
27-11467
27-11470
27-11483