

11/30/2006

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

RIGHT NUMBER: 67-7582

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

SOURCE: LOST FORK SPRING

TRIBUTARY: LOST FORK CREEK

QUANTITY: 0.020 CFS
6.100 AFY

PRIORITY DATE: 06/28/1982

POINT OF DIVERSION:

T13N R02E S5 SENE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WILDLIFE	01/01 12/31	0.020 CFS 6.10 AFY
STOCKWATER	06/01 10/31	0.020 CFS 6.10 AFY

PLACE OF USE: STOCKWATER in ADAMS County

T13N R02E S05 SENE

WILDLIFE in ADAMS County

T13N R02E S05 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

Stockwater use is for 1,500 range cattle.

Place of use is also known as Indian Mountain Allotment.

Forest Service Record ID: 041217050124480113 00.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-7582 ✓

WATER RIGHT NUMBER: 67-7582 ✓

Owner Type

Current Owner

Name and Address
 UNITED STATES OF AMERICA ACTING THROUGH ✓
 USDA FOREST SERVICE
 550 W FORT ST MSC 033
 BOISE, ID 83724
 (208)387-0835
Priority Date: ~~06/01/1883~~ ✓

06/28/1982

Basis: License ✓

Status: Active

Source

LOST FORK SPRING ✓

Tributary

LOST FORK CREEK ✓

Beneficial Use

STOCKWATER ✓

(+ WILDLIFE) ✓

From To

06 X 7/01 to 10/31 ✓

01/01 - 12/31 ✓

Diversion Rate~~0.030~~ CFS 0.02 ✓Total Diversion:~~0.030~~ CFS 0.02 ✓Annual Volume

6.10 AF ✓

6.10 AF ✓

(licensed,

and
claimed)Location of Point(s) of Diversion

LOST FORK SPRING

ADAMS County ✓

~~SW1/4NW1/4~~

SENE

Sec. 4,

Sec. 5

Twp 13N, Rge 02E, B.M. ✓

Place of Use

STOCKWATER

(+ WILDLIFE) - ADD

Twp	Rge	Sec	NE				NW				SW				SE				Totals
13N	02E	X																	
		(5)																	

Conditions of Approval:

1. FOREST SERVICE RECORD ID = 041217050124480113 00

Remarks:Comments:

ADD X02 - Stockwater use is for 1,500 range cattle. @

"Indian Mountain Allotment"

Comments - lost Fork Spring Development (Payette Natl. Forest)

(X) Recommended as licensed.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-7582

11/30/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
67-7582	Claim	13N	02E	4	SW	NW		LOST FORK SPRING LOST FORK CREEK	UNITED STATES OF AMERICA ACTIN THROUGH

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-7582

11/30/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7582	Claim	13N	02E	4	SW	NW		STOCKWATER		UNITED STATES OF AMERICA ACTING THROUGH

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-7582

Priority: June 28, 1982

Amount: .02 CFS

6.1 AFA

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 June 28, 1982, and has submitted proof to the Department of Water Resources on May 2, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .02 cfs of water from;

LOST FORK SPRING

tributary to LOST FORK 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	06/01 to 10/31	.02 cfs	6.1 afa
Wildlife	01/01 to 12/31	.02 cfs	6.1 afa
	Totals	.02 CFS	6.1 AFA

LOCATION OF POINT OF DIVERSION(S):

SENE , Sec. 5, Township 13N, Range 2E
Adams County

PLACE OF USE: Stockwater

TWN RGE SEC

13N 2E 5 SENE

PLACE OF USE: Wildlife, same as Stockwater use

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. Use of water under this license is subject to control by the watermaster of State Water District No. 67 .
5. 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.

JUL 09 1987

State of Idaho
Department of Water Resources

PAGE 2

WATER RIGHT LICENSE

WATER RIGHT NO. 67-7582

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 26TH day
of JUNE, 1987.

Acting for the Director

Norman C. Young

MICROFILMED

JUL 09 1987

Ident. No. _____

STATE OF IDAHO

APPLICATION FOR AMENDMENT
(For Licensing Purposes)

APPROVED

Comes now U.S. Dept. of Agri., Forest Service Phone _____
of (address) Federal Bldg. 324 25th St. Ogden, UT 84401, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 67-7582, and requests that the permit be changed as follows:

1a. Point of diversion: SE 1/4 NE 1/4, Section 5, Township 13N, Range 2E,
B.M., County of Adams. Other points of diversion: _____

1b. Source: Lost Fork Spring tributary to Lost Fork Creek

2a. Period and nature of use:

Amount 0.02 for Stockwater purposes from 6/1 to 10/31 (both dates inclusive)
(cfs or acre feet per annum)
Amount 0.02 for Wildlife purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

2b. The maximum quantity diverted shall not exceed 0.02 cfs or 6.1 acre feet
per year.

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13N	2E	5				X													

Total number of acres to be irrigated = 1

4. Date of priority: June 28, 1982

5. Conditions (if any):

Use of water under this license is subject to control by the watermaster of State Water District No. 67, Weiser River.

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Ogden, Utah, this 16th day of July, 19 86.
United States of America Forest Service
Randall R. Hall
(Signature)
(for) J. S. TIXIER, Regional Forester

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00

Received by CCW Date 6-12-87 # 42550

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby Approve the above Application for Amendment for Permit No. 67-7582.

Witness my hand this 26TH day of JUNE, 19 87.

Norman C. Young
Acting for the Director

MICROFILMED
JUL 09 1987

51m

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVE

To appropriate the public waters of the State of Idaho

48-B

1. Name of applicant US Dept of Agric - Forest Service Phone 801-625-5360
Post office address 324 26th Street Ogden Ut 84401
2. Source of water supply Lost Fork Spring which is a tributary of Lost Fork Creek
3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4 Township 13N
Range 2E B.M. Adams County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .02 cfs for Stockwater purposes from 6/1 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 cfs for Wildlife purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 0.02 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Steel culvert Spring box w/
100' of plastic pipe leading to 300 gallon tank & 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 _____ to _____ inclusive.
(Month/Day) (Month/Day)
- 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). (Development completed in 1972)

8. Description of proposed uses:

a. If water is not for irrigation:

- (1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4 Township 13N
Range 2E 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 Indian Mountain
Allotment (1500 cow/calf pairs)
- (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
OCT 10 1978

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. NONE

9. a. Who owns the property at the point of diversion US Gov't - Payette Nat'l Forest

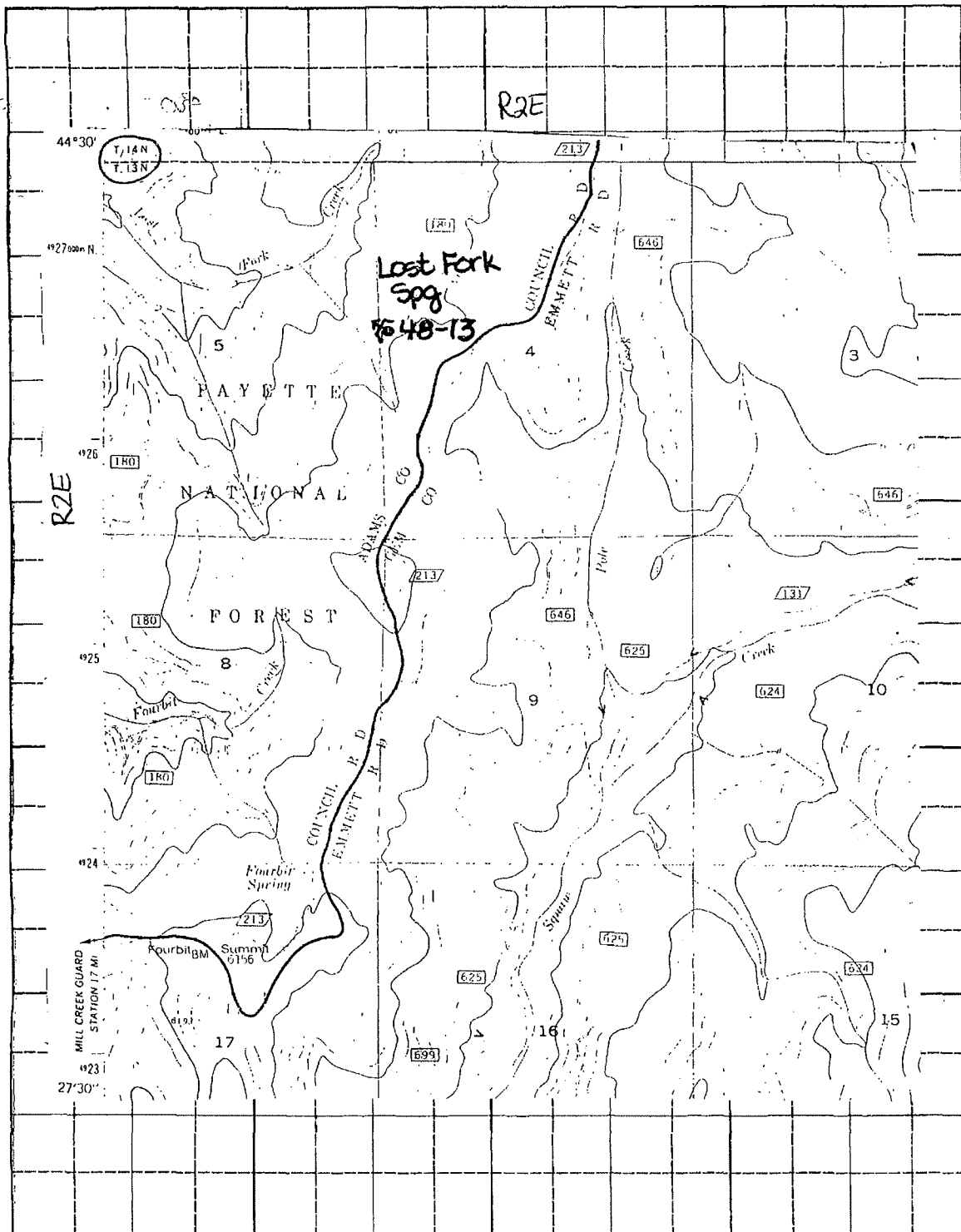
b. Who owns the land to be irrigated or place of use " " " "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks Lost Fork Spring Development

1100-200-0000

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth. United States of America - Forest Service

Richard J. Sanders

(for) L. KENT MAYS, JR. (Applicant) DRF, Resources

Proposed Priority 6/28/1982

Received by mn Date 6-28-82 Time 10:30 am

Preliminary check by js Fee \$ 20.00 24134

Received by ls Date 8/31/82

Publication prepared by js Date 7/22/82

Published in Adams County Leader

Publication dates 7/29 & 8/5/82

Publication approved ls Date 8/10/82

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ELS JS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 67-7582, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Use of water under this permit is subject to control by the watermaster of State Water District No. 67, Weiser River.

Witness my hand this 16th day of September, 1982.

L. Glen Saxton
Chief, Operations Bureau

RECEIVED
SEP 1 1982

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORTU. S. F. S.
SWAN-4-13N2K

RECEIVED

67-7582
Permit No.

DEC 8 1985 REMARKS

CONTACT WITH PERMIT HOLDER

☐ Appointment letter mailed:

DATE

INITIALS

Department of Water Resources

☒ Telephone call made
(List Telephone No. used)7/13/84
634-8151

JP

☒ Appointment scheduled for:
(Date, time, location)6/14/84
USFS - McCall

JP

EXAMINATION

Date 10/14/84 Accompanied by Phil Gahn Total Q measured .02 cfs

Source Lost Fork Sp. Tributary to Lost Fork Cr. Supp. annubar measurement sheet used?

If source is surface water, estimate total flow of source

Methods of measurement estimated Meets permit requirements? yes

Measurement calculations:

$$1500 \text{ gal.} \times .0134 = 20.1 \text{ gfa} \times .02 \text{ cfs} \times 1.98 \times 123 \text{ dyp} = 6.1 \text{ gfa} \checkmark$$
$$8.5$$

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
			N/A					

System Description Spring headbox w/100' of pipeline to
3000 gallon trough.

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

RECOMMENDED AMOUNTS

Irrigation requirement = AFA/Acre

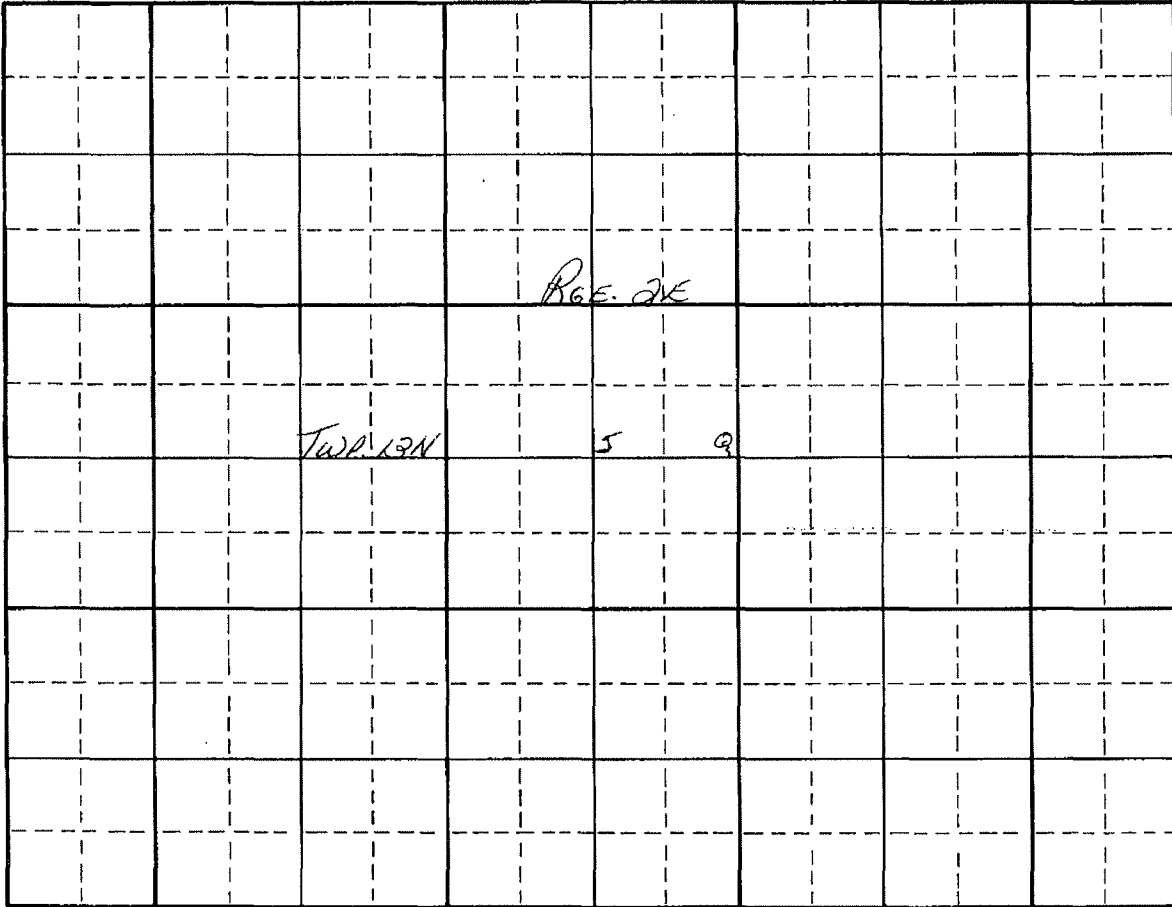
USE	Q (cfs)	V (afa)	FROM	TO
Stockwater - 1500 gal. ✓	.02 cfs ✓	6.1 afa ✓	6-1 ✓	10-31 ✓
Wildlife - misc. ✓	.02 cfs ✓	6.1 afa ✓	1-1 ✓	12-31 ✓
Total	.02 ✓	6.1 AFA ✓		

Remarks

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JUL 09 1987

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: GENE, SEC. 5, T. 13N, R. 2E.

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13N	2E	5				X													

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

MICROFILMED

JUL 09 1981

Examiner's Signature

Jan Prover

Date

3/14/85

Checked by

6.15

Date

11/29/85

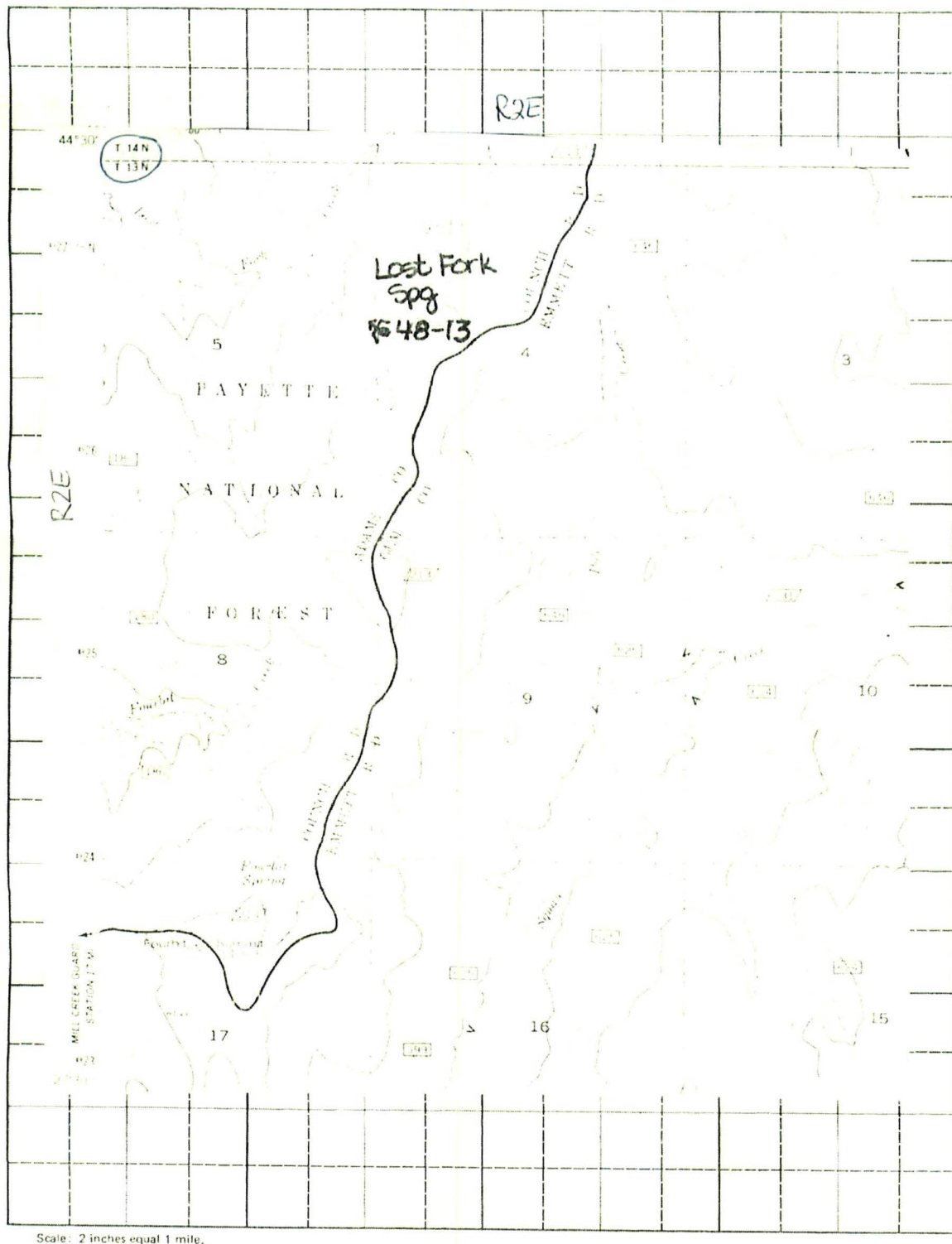
Approved by

H. Walker

Date

6-23-86

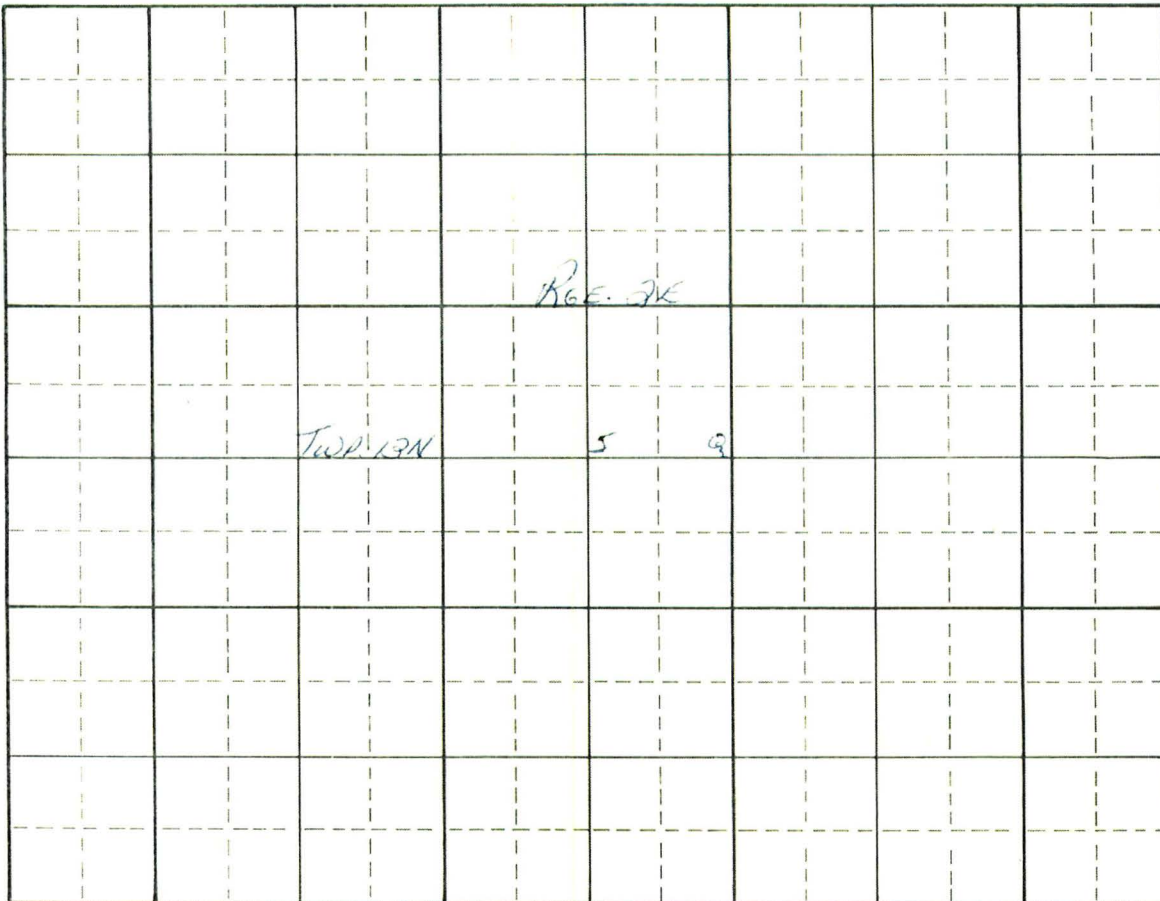
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth. United States of America - Forest Service

Richard F. Sanders
(for) L. KENT MAYS, JR. (Applicant) DRF, Resources

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SE 1/4, SEC. 5, T. 13N, R. 2E.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13N	2E	5				X													

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

MICROFILMED

JUL 09 1987

Examiner's Signature

Jan Grover
 625

Checked by

H. Walker

Approved by

Date 3/14/85

Date 11/27/85

Date 6-23-86

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: A67-07582
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: 06/01/1883

3. Source: LOST FORK SPG Trib. to: LOST FK CR

4. Point of Diversion:

Township	Range	Section	Tract	Lot	County
-----	-----	-----	-----	---	-----
13 N	2 E	04	SWNW		ADAMS

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/ Well Depth
-----	----	--	-----	----	-----	----	-----
STOCKWATER/WILDLIFE	Jul.1	Oct.31	0.03		6.10		

7. Total Quantity Appropriated is: 0.03 C.F.S. / 6.10 A.F.A.

8. Total consumptive use is: de minimus

9. Non-irrigation uses: CATTLE Livestock Numbers: 1663

10. Place of Use:

Township	Range	Section	Tract	Lot	County
-----	-----	-----	-----	---	-----
13 N	2 E	04	SWNW		ADAMS

Purpose of use: STOCKWATER/WILDLIFE Acres Irrigated:

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used: NONE

14. Remarks: Quad No. 271-2

APPLICATION DATE: 06/28/1982

15. Basis of Claim: LICENSE

Reference Information:

National Forest: PAYETTE

Priority Dates: PAYETTE NATIONAL FOREST LIVESTOCK HISTORY

Forest Service Record ID: 04 12 17050124 48 0 0113 0

IDWR Water State Filing No.: 67-07582

Allotment No.: 107

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.