

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: A36-15446
Date Received: 9/11/1992
Receipt No: X111111
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: UNITED STATES OF AMERICA ACTING THROUGH 503-231-6145
Address: US DEPT OF INTERIOR
FISH & WILDLIFE SERVICE
911 NE 11TH AVENUE
PORTLAND OR 97232-4181

OR

Name: US DEPT OF INTERIOR
Address: FISH & WILDLIFE SERVICE REG 1
ATTN DIVISION OF ENGINEERING
911 NE 11TH AVE
PORTLAND OR 97232-4181

2. Date of Priority: JAN 1, 1933

3. Source: RILEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	14E	6	NW	SE			GOODING

5. Description of diverting works:

EARTH DAM, 7' CIP WEIR, 24" PIPE TO MIXING CHAMBER TO FISH PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	4.500		

7. Total Quantity Appropriated is:

4.500 C.F.S. (and/or) A.F.A.

8. Total consumptive use is

Acre Feet Per Annum

9. Non-irrigation uses:

FISH PROPAGATION, 66 CONCRETE RACEWAYS WITH 200,000 CU. FT.

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	14E	6	SW		NE		FISH	
			SE		NW		FISH	
			NE		SW		FISH	
			SE		SW		FISH	
			NE		SE		FISH	
			NW		SE		FISH	
			SW		SE		FISH	
			SE		SE		FISH	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

SEE REMARKS

14. Remarks:

THE BENEFICIAL USE CLAIMS FOR HAGERMAN NATIONAL FISH HATCHERY AND HAGERMAN FIELD STATION CLARIFY AND UPDATE BENEFICIAL USE CLAIMS 36-04069, 36-04252, & 36-04253.

WATER UNDER DECREED WATER RIGHT NO. 36-00130 IS DIVERTED AT THE SAME LOCATION AS WATER UNDER THIS CLAIM.

OTHER WATER RIGHTS: 36-00128, 36-00129, 36-00130, 36-00132, 36-00131, 36-02308 & 7 BENEFICIAL USE CLAIMS.

PLACE OF USE: WATER USE IS WITHIN THOSE PORTIONS OF S06, T08S, R14E COMPRISING THE HAGERMAN NATIONAL FISH HATCHERY AND THE HAGERMAN FIELD STATION.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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United States Department of the Interior

OFFICE OF THE SOLICITOR

Pacific Northwest Region
500 N.E. Multnomah Street, Suite 607
Portland, Oregon 97232

OCT 15 1992

A36-15446

RECEIVED

OCT 15 1992

U.S. DEPARTMENT OF THE INTERIOR
PACIFIC NORTHWEST REGION
500 N.E. MULTNOMAH STREET, SUITE 607
PORTLAND, OREGON 97232

Mr. Steve Clelland
Idaho Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Data Entry Records: A-36-00128 - A-36-132; A-36-02038; and
A-36-14-5444 - A-36-15452

Dear Mr. Clelland:

Jack Haugrud, U.S. Department of Justice, has requested that I respond to your letters to him of September 28 and October 1, 1992. Enclosed are three declarations and supporting documentation in response to your request for support (a) for the priority dates for beneficial use claims of the United States for Hagerman National Fish Hatchery and Hagerman Field Station, and Minidoka National Wildlife Refuge; and (b) for the change in use of certain decreed rights for the Hagerman facilities.

In addition, we have a few comments, as you requested, regarding the accuracy of the computer-generated claims for the above-described facilities.

(i) In order to expedite service to the U.S. Fish and Wildlife Service, please amend the Portland address to read as follows:

U.S. Department of the Interior
Fish and Wildlife Service, Region 1
Attn: Division of Engineering
911 N.E. 11th Avenue
Portland, Oregon 97232

(ii) The place of use on all Hagerman Claims as described by your office includes several quarter sections in which there are no Hagerman facilities. Please delete the following:

<u>TOWNSHIP</u>	<u>RANGE</u>	<u>SECTION</u>	<u>QUARTER OF QUARTER</u>	
8S	14E	6	NE	NE
8S	14E	6	NW	NE
8S	14E	6	SE	NE
8S	14E	6	NE	NW
8S	14E	6	NW	NW
8S	14E	6	SW	NW
8S	14E	6	NW	SW
8S	14E	6	SW	SW

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(iii) The consumptive use entry has not been completed on any of the claim forms. They should be corrected to read as follows:

A 36-00128 = none
 A 36-00129 = none
 A 36-00130 = none
 A 36-00131 = none
 A 36-00132 = 44 acre feet per annum.
 A 36-02038 = none
 A 36-15444 = none
 A 36-15445 = none
 A 36-15446 = none
 A 36-15447 = none
 A 36-15448 = none
 A 36-15449 = none
 A 36-15450 = none
 A 36-15451 = none
 A 36-15452 = none

(iv) SRBA Claim A 36-0129: The provision in Item 13, Other Water Rights Used, was not included in the computer generated forms and needs to be added as follows:

"See Remarks."

(v) SRBA Claim A 36-0130: In the Remarks section, delete reference to 36-00130 as other water rights used since the claim is for that water right.

(vi) SRBA Claim A 36-0132: In Item 9, Non-Irrigation Uses, a number of uses were deleted in the computerized claim. These need to be added:

(a) Domestic/Stockwater "Service buildings, visitor facilities, and 2 stock units."

(b) Fish Propagation "103 raceways and 470 tanks, jars, and trays, capacity: 261,000 cubic feet."

In Item 14, Remarks, your language implies that water from the Hatchery's beneficial use claim for Spring 8 is commingled with the water under this claim but it is water from the Hatchery's decreed right to water for Spring 8 that is commingled.

(vii) SRBA Claim A 36-15444: You have deleted our notice in Item 14, Remarks, that a portion of this claim is claimed in the alternative. The following should be added to Remarks.

"7.7 cfs of this claim is claimed as alternative to IDWR water right No. 36-2308."

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Also in Item 14, Remarks; the reference should be to 7 other beneficial use water rights, not 8; and 36-02308 is a licensed water right not a decreed right.

(viii) SRBA Claim A 36-15445: In Item 14, Remarks, the reference should be to 7 other beneficial use rights, not 8.

(ix) SRBA Claim A 36-15446: In Item 14, Remarks, the reference should be to 7 other beneficial use rights, not 8.

(x) SRBA CLAIM A 36-15450: In Item 14, Remarks, you have included one comment that is not correct for this claim; the comment applies to another claim. The following needs to be deleted:

"Water under water right No. 36-02308 and water under one beneficial use claim is diverted at the same location as water under this claim."

Also in Item 14, Remarks, the statement regarding commingling should be revised to read:

"Water from Len Lewis Spring is commingled with flows from Springs Nos. 12, 13, 14, and 15 and Main Springs, in total or in part."

Please call Jack Haugrud (202) 272-4234 or Geoff Garver (202) 272-4692, U.S. Department of Justice, if you have any questions.

Sincerely,

For the Regional Solicitor



Barbara Scott-Brier
Attorney
Pacific Northwest Region

Enclosures

cc w/encls:

Jack Haugrud, DOJ/Geoff Garver, DOJ (Overnight Mail)
Randy Schmeller, FWS

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

NOVEMBER 2, 1992

R. KEITH HIGGINSON
Director

US DEPT OF INTERIOR
FISH & WILDLIFE SERVICE REGION 1
ATTN DIVISION OF ENGINEERING
911 NE 11TH AVE
PORTLAND OR 97232-4181

RE: SNAKE RIVER BASIN ADJUDICATION
DATA ENTRY RECORDS & RECOMMENDATIONS

A36-00128	A36-15444
A36-00129	A36-15445
A36-00130	A36-15446
A36-00131	A36-15447
A36-00132	A36-15448
A36-02038	A36-15449
	A36-15450
	A36-15451
	A36-15452

DEAR BARBARA SCOTT-BRIER,

PLEASE FIND ENCLOSED COPIES OF THE COMPUTER GENERATED CLAIMS AS CORRECTED PER YOUR REQUEST. ALSO ENCLOSED ARE THE PROFILE REPORTS OF THE RECOMMENDATIONS OF THESE RIGHTS THAT WERE FAXED TO YOU ON SATURDAY OCTOBER 24, 1992. ALL THESE RECORDS ARE FOR YOUR FILES AND DO NOT NEED RETURNED TO US.

IF YOU HAVE QUESTIONS OR NEED OTHER ASSISTANCE PLEASE CONTACT THIS OFFICE.

SINCERELY,

STEVE CLELLAND
WATER AGENT, SR.

ENCLOSURES:

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FEB 09 1993

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: A36-15446

Date Received: 9/11/1992

Receipt No: X111111

Received By: DE. SC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: UNITED STATES OF AMERICA ACTING THROUGH 503-231-6145
Address: US DEPT OF INTERIOR
FISH & WILDLIFE SERVICE
911 NE 11TH AVENUE
PORTLAND OR 97232-4181

2. Date of Priority: JAN 1, 1933

3. Source: RILEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	14E	6	NW	SE			GOODING

5. Description of diverting works:
EARTH DAM, 7' CIP WEIR, 24" PIPE TO MIXING CHAMBER TO FISH PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	4.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
FISH PROPAGATION, 66 CONCRETE RACEWAYS WITH 200,000 CU. FT. CAP.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	14E	6	NE	NE		FISH	
			NW	NE		FISH	

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	14E	6	SW	NE		FISH	
			SE	NE		FISH	
			NE	NW		FISH	
			NW	NW		FISH	
			SW	NW		FISH	
			SE	NW		FISH	
			NE	SW		FISH	
			NW	SW		FISH	
			SW	SW		FISH	
			SE	SW		FISH	
			NE	SE		FISH	
			NW	SE		FISH	
			SW	SE		FISH	
			SE	SE		FISH	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

THE BENEFICIAL USE CLAIMS FOR HAGERMAN NATIONAL FISH HATCHERY AND HAGERMAN FIELD STATION CLARIFY AND UPDATE BENEFICIAL USE CLAIMS 36-04069, 36-04252, & 36-04253.

WATER UNDER DECREED WATER RIGHT NO. 36-00130 IS DIVERTED AT THE SAME LOCATION AS WATER UNDER THIS CLAIM.

OTHER WATER RIGHTS: 36-00128, 36-00129, 36-00130, 36-00132, 36-00131, 36-02308 & 8 BENEFICIAL USE CLAIMS.

PLACE OF USE: WATER USE IS WITHIN THOSE PORTIONS OF S06, T08S, R14E COMPRISING THE HAGERMAN NATIONAL FISH HATCHERY AND THE HAGERMAN FIELD STATION.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
Organization document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ Print Name
acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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FEB 09 1993

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: A36-15446
Date Received: _____
Receipt No.: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: **United States of America** Phone: **503-231-6145**
(Fish and Wildlife Service)
Address: **911 NE 11th Avenue**
Portland, OR 97232-4181
2. Date of Priority: January 1, 1933
3. Source: Riley Creek Trib. to: Snake River
4. Point of Diversion:
Township 8S Range 14E Section 6, NW 1/4 of SE 1/4, B.M.,
County of Gooding
Additional Points of Diversion None
5. Description of diverting works: **Earth diversion dam with water flow diverted over 7' Cipoletti weir. Water is conveyed via a 24"-diameter pipe to a mixing chamber where it is commingled with water from other sources prior to use in the fish facilities. Existing diversion was constructed about 1963, replacing the previous structure.**
6. Water is claimed for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
Fish Propagation	Jan.1	Dec.31	4.5		
7. Total Quantity Claimed is:
4.5 C.F.S. (and/or) _____ A.F.A.
8. Total consumptive use claimed is None Acre Feet Per Annum.

United States of America
Fish and Wildlife Service
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9. Non-irrigation uses: Currently 66 concrete raceways with a capacity totalling approximately 200,000 cubic feet.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
8S	14E	6			H	

Water use is within those portions of Section 6, Township 8 South, Range 14 East B.M. comprising the Hagerman National Fish Hatchery and the Hagerman Field Station.

11. Place of use, county(ies): Gooding Total Number of Acres Irrigated None

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

13. Other Water Rights Used: 36-0128, 36-0129, 36-0130, 36-0131, 36-0132, 36-2308, and 7 beneficial use claims.

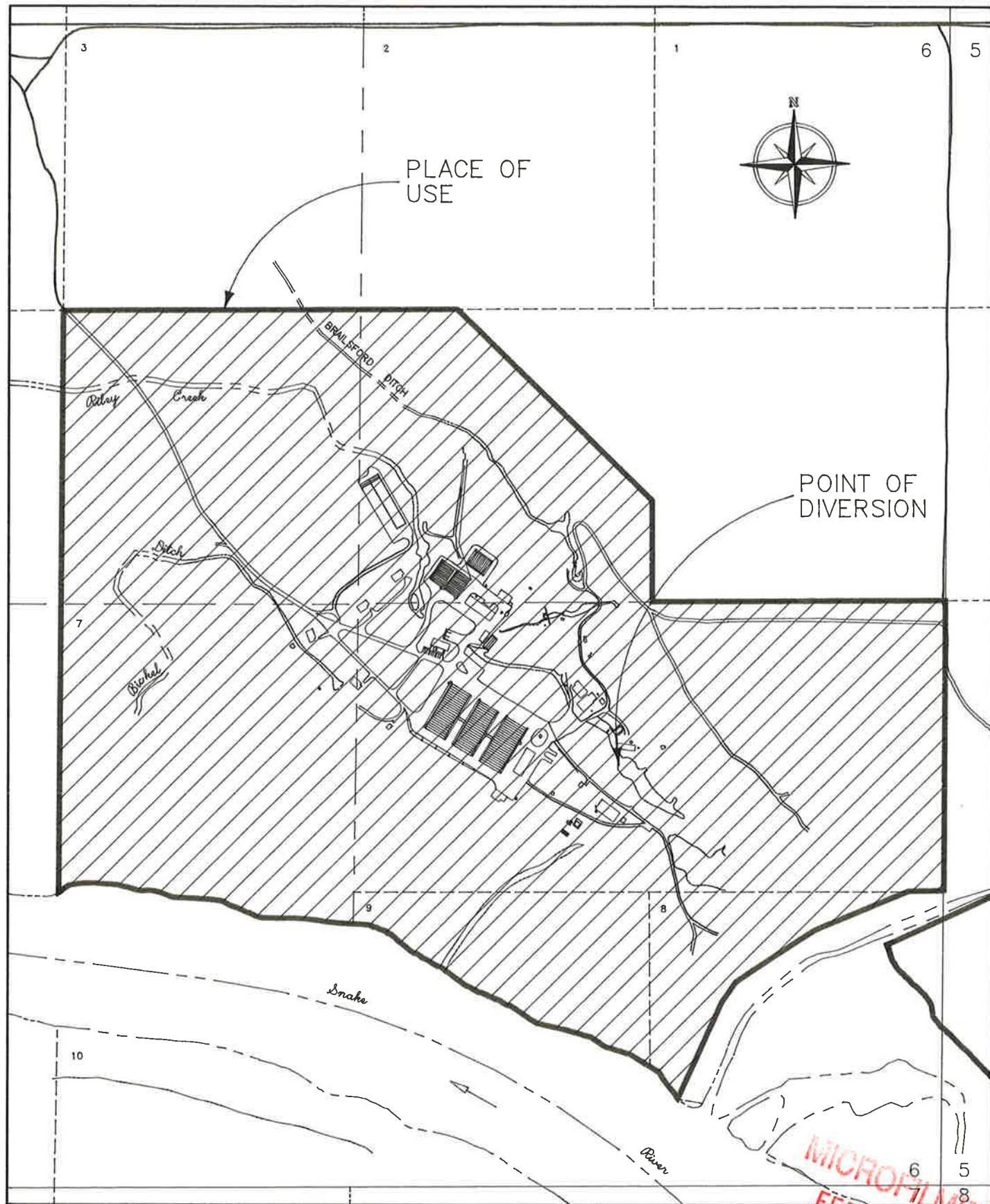
14. Remarks: The beneficial use claims for Hagerman National Fish Hatchery and Hagerman Field Station clarify and update beneficial use claims 36-4069, 36-4252, and 36-4253.

Water under decreed water right no. 36-0130 is diverted at the same location as water under this claim.

15. Basis of Claim (Check one) Beneficial Use X Posted Notice _____
License _____ Permit _____ Decree _____

If applicable provide IDWR Water Right Number See Remarks
Court _____ Case Number _____ Decree Date _____

R14E



WATER RIGHT CLAIM FOR RILEY CREEK



SCALE IN FEET

RECEIVED

AUG 31 1992

Verification of FWS Claims:

Department of Water Resources

As the Director of Region 1 of the United States Fish and Wildlife Service, I verify under penalty of perjury under the laws of the United States of America that the statements made in this document and the claims filed herewith on behalf of the USDI-Fish and Wildlife Service are true and correct.

Executed on _____

Marvin L. Plenert

Marvin L. Plenert
Regional Director
U.S. Fish and Wildlife Service
U.S. Department of the Interior
1002 N.E. Holladay Street
Portland, Oregon 97232-4181

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FEB 09 1993

RECEIVED

AUG 31 1992

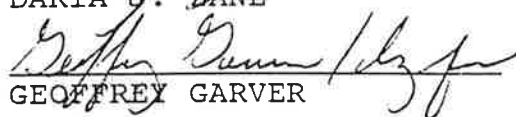
Department of Water Resources

Notice of Appearance:

Notice is hereby given that K. Jack Haugrud, Daria J. Zane, and Geoffrey Garver will be acting as attorneys of record on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to them at the address listed below.

Signature 
K. JACK HAUGRUD

Signature 
DARIA J. ZANE

Signature 
GEOFFREY GARVER

Address: U.S. Department of Justice
Environment Div., General Litigation Section
P.O. Box 663
Washington, D.C. 20004-0663

Date: August 31, 1992

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FEB 09 1993

In Re the General Adjudication)
of Rights to the Use of Water)
from the Snake River Basin)
Water System)

AUG 31 1992

Department of Water Resources

Defendants.

GENERAL NOTICE OF UNITED STATES' CLAIMS TO WATER ACQUIRED UNDER STATE AND FEDERAL LAW IN REPORTING AREA 03 (IDWR ADMININSTRATIVE BASIN 36)

2. The claims filed on behalf of the U.S. Bureau of Reclamation are minor revisions to claims filed earlier with the Idaho Department of Water Resources. These revised claims amend and supplement the claims filed earlier.

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3. The claims filed on behalf of the U.S. Army Corps of Engineers involve state water rights acquired through purchase. To avoid any future misunderstanding, it should be noted that the use and control of water in connection with projects operated by the U.S. Army Corps of Engineers do not in general involve water rights or water rights claims. Because these projects were authorized through an assertion of the federal government's Commerce Clause power under the United States Constitution, they do not ordinarily involve water rights that are subject to this adjudication. By filing these state-law claims in Reporting Area 03, the United States does not intend to waive any right, power or authority it may have under federal law or the United States Constitution.

4. By filing these claims, the United States does not waive its right to defer adjudication of de minimus claims as authorized by Court Order dated January 17, 1989.

5. By filing these claims, the United States does not waive its rights to file additional federal claims based on the reserved rights doctrine as authorized by the Court or to file information on the use of water as a matter of comity and policy.

U.S. Department of Justice

WMC:KJHaugrud
90-6-2-63C
(202) 272-4134

RECEIVED

AUG 31 1992

Department of Water Resources

Washington, D.C. 20530

August 31, 1992

David Shaw, Chief
Adjudications Bureau
Department of Water Resources
1301 North Orchard
Boise, Idaho 83706

Re: In re: General Adjudication of Rights to the Use
of Water from the Snake River Basin Water System,
Civil No. 39576.

Dear Mr. Shaw:

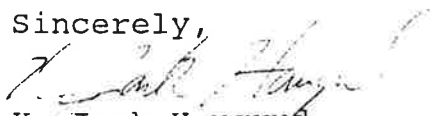
Pursuant to the Court's Order Establishing Adjudication Reporting Areas, General Sequence and Test Reporting Areas, dated May 19, 1992, enclosed are the United States' consumptive use claims for Reporting Area 03 (IDWR Administrative Basin 36). A general Notice of Claims is provided which gives an overview of the claims as well as providing the required verification and notice of appearance.

These claims, along with any other claims that may have been previously lodged with you, constitute the United States' consumptive use claims for Reporting Area 03.

The enclosed documents constitute the actual claims of the United States. To the extent that agencies provide you with computer tapes of the claims, they are provided solely for your convenience and if there is any discrepancy between the contents of the tape and the actual claims, the actual claims control.

Your cooperation in this matter is appreciated. Should you have any questions, please contact me at (202) 272-4134.

Sincerely,


K. Jack Haugrud
Attorney, Environment Division
U.S. Department of Justice

Enclosure

FILED
FEB 09 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

SEPTEMBER 28, 1992

R. KEITH HIGGINSON
Director

JACK HAUGRUD OR G GARVER OR D ZANE
US DEPT OF JUSTICE
ENV & NR DIV GEN LIT SEC
PO BOX 663
WASHINGTON DC 200440663

RE: DATA ENTRY RECORDS & EVIDENCE OF PRIORITY

A36-00128	A36-15444
A36-00129	A36-15445
A36-00130	A36-15446
A36-00131	A36-15447
A36-00132	A36-15448
A36-02038	A36-15449
	A36-15450
	A36-15451
	A36-15452

DEAR SIRS,

PLEASE FIND ENCLOSED COPIES OF THE COMPUTER GENERATED CLAIMS AS THEY APPEAR IN OUR DATA BASE. PLEASE REVIEW THESE RECORDS FOR ACCURACY AS THEY ARE BASED ON THE CLAIMS YOU SUBMITTED IN THE SNAKE RIVER BASIN ADJUDICATION.

YOUR RECORDS INDICATE THE CLAIMS LISTED ABOVE, IN THE RIGHT HAND COLUMN, ARE BASED UPON A "BENEFICIAL USE" OF WATER. FOR WATER RIGHTS OF THIS TYPE, THE CLAIMED "PRIORITY DATE" MUST BE SUBSTANTIATED WITH SUPPORTING EVIDENCE.

BEFORE THE DEPARTMENT CAN MAKE A RECOMMENDATION TO THE COURT TO DECREE THE CLAIM, SOME EVIDENCE OF THE PRIORITY DATE MUST BE SUBMITTED. WE ARE ENCLOSING A BROCHURE OUTLINING THE TYPES OF EVIDENCE YOU MAY SUBMIT. WE REQUEST THAT YOU SUBMIT YOUR EVIDENCE OF PRIORITY AS SOON AS POSSIBLE. IF WE DO NOT RECEIVE THE REQUESTED DOCUMENTATION, YOUR CLAIM WILL BE RECOMMENDED FOR DISALLOWAL DUE TO LACK OF EVIDENCE SUPPORTING ANY PRIORITY DATE.

*** PLEASE SUBMIT THE REQUIRED EVIDENCE SUPPORTING THE PRIORITY DATE BY OCTOBER 12, 1992. ***

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PLEASE REFERENCE THE CLAIM NUMBER ON YOUR CORRESPONDENCE. IF YOU HAVE QUESTIONS OR NEED OTHER ASSISTANCE PLEASE CONTACT THIS OFFICE.

SINCERELY,



STEVE CLELLAND
WATER AGENT, SR.

ENCLOSURES:

CC: US DEPT OF INTERIOR
FISH & WILDLIFE SERVICE
911 NE 11TH AVENUE
PORTLAND OR 972324181

US FISH & WILDLIFE SERVICE
HAGERMAN NATIONAL FISH HATCHERY
RT 1 BOX 256
HAGERMAN ID 83332

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FEB 09 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

Steve Clelland - S

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 1, 1992

RECEIVED

SEPT 1992

CLERK OF COURT
SOUTHERN REGION OFFICE

Jack Haugrud
US Department of Justice
Env. & NR Div. Gen. Lit. Sec.
PO Box 663
Washington, DC 20044-0663

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right Nos.
A36-00128, A36-00129, A36-00130, A36-00131, A36-00132,
A36-02038, A36-15444, A36-15445, A36-15446, A36-15447,
A36-15448, A36-15449, A36-15450, A36-15451 & A36-15452

Dear Mr. Haugrud:

Regarding the above referenced Notices of Claim filed in the name of USDI Fish and Wildlife Service, you received a letter from Steve Clelland of our Department requesting Evidence of Priority by October 12, 1992.

In addition, please supply us with maps, drawings, or other material describing the pond and raceway volumes as of the dates claimed. This information may be in the form of maps, engineering design specifications, or other documentation that supports the development of the facility volumes as of the dates shown in the Date of Priority on the Notices of Claim.

The decreed rights were originally decreed for irrigation purposes. Please supply us with documents supporting the change in the nature of use including the dates when the changes occurred.

Regarding A36-15452, please clarify the method of diversion used to divert the spring and seeps to beneficial use. The claim does not describe a diversion system.

Please submit this information by October 12, 1992 directly to Steve Clelland, IDWR - Southern Region, 222 Shoshone St.,

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Jack Haugrud
October 1, 1992
Pgae 2

East, Twin Falls, ID 83301. Please call either me or Mr.
Clelland if you have any questions or need assistance.

Sincerely,

Helen Harrington-Thornton
Helen Harrington-Thornton
Senior Water Resource Agent

HHT: Clelland
CC: USDI Fish & Wildlife Service
911 NE 11th Ave.
Portland, OR 97232-4181

USDI Fish & Wildlife Service
Hagerman National Fish Hatchery
Rt. 1, Box 256
Hagerman, ID 83332

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FEB 09 1993

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FEB 09 1993

06 LT04	06 LT03	06 LT02	06 LT01	06 LT04	06 LT03	05 LT02	05 LT01	04 LT04	04 LT03	04 LT02	04 LT01	03 LT04	03 LT03	03 LT02	03 LT01	02 LT04	02 LT03	02 LT02	02 LT01
06 LT05	06 SENW	06 SWNE	06 SENE	05 SWNW	05 SENW	05 SWNE	05 SENE	04 SWNW	04 SENW	04 SWNE	04 SENE	03 SWNW	03 SENW	03 SWNE	03 SENE	02 SWNW	02 SENW	02 SWNE	02 SENE
06 LT06	06 LT07	06 NWSE	06 NESE	05 NWSW	05 NESW	05 NWSE	05 NESE	04 NWSW	04 NESW	04 NWSE	04 NESE	03 NWSW	03 NESW	03 NWSE	03 NESE	02 NWSW	02 NESW	02 NWSE	02 NESE
06 LT11	06 LT10	06 LT09	06 LT08	05 SWSW	05 SESW	05 SWSE	05 SESE	04 SWSW	04 SESW	04 SWSE	04 SESE	03 SWSW	03 SESW	03 SWSE	03 SESE	02 SWSW	02 SESW	02 SWSE	02 SESE
07 LT03	07 NENW	07 LT02	07 LT01	08 LT01	08 NENW	08 NWNE	08 NENE	09 NWNW	09 NENW	09 NWNE	09 NENE	10 NWNW	10 NENW	10 NWNE	10 NENE	11 NWNW	11 NENW	11 NWNE	11 NENE
07 LT04	07 SENW	07 SWNE	07 LT05	08 LT02	08 SENW	08 SWNE	08 SENE	09 SWNW	09 SENW	09 SWNE	09 SENE	10 SWNW	10 SENW	10 SWNE	10 SENE	11 SWNW	11 SENW	11 SWNE	11 SENE
07 LT07	07 NESW	07 NWSE	07 LT06	08 LT03	08 NWSE	08 NESE	08 NWSW	09 NESW	09 NWSE	09 NESE	09 NWSW	10 NESW	10 NWSE	10 NESE	10 NWSW	11 NESW	11 NWSE	11 NESE	11 NWSW
07 LT08	07 SESW	07 SWSE	07 SESE	08 LT04	08 SWSE	08 SESE	08 SWSW	09 SESW	09 SWSE	09 SESE	09 SWSW	10 SESW	10 SWSE	10 SESE	10 SWSW	11 SESW	11 SWSE	11 SESE	11 SWSW
18 LT01	18 NENW	18 NWNE	18 NENE	17 LT02	17 LT01	17 NWNE	17 NENE	18 NWNW	18 NENW	18 NWNE	18 NENE	15 NWNW	15 NENW	15 NWNE	15 NENE	14 NWNW	14 NENW	14 NWNE	14 NENE
18 LT02	18 SENW	18 SWNE	18 SENE	17 LT03	17 LT04	17 SWNE	17 SENE	18 SWNW	18 SENW	18 SWNE	18 SENE	15 SWNW	15 SENW	15 SWNE	15 SENE	14 SWNW	14 SENW	14 SWNE	14 SENE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 25, 1995

U.S. Dept of Interior
Fish & Wildlife Service, Reg. 1
911 NE 11th Ave
Portland, OR 97232-4181

RECEIVED

SEP 27 1995

RE: APPLICATION FOR PERMIT NO. 36-07917
Department of Water Resources
Southern Region

Gentlemen:

The department of Water Resources (IDWR) is currently reviewing relatively old applications for permit which are pending before the department. Our files show that on May 5, 1980, the Fish & Wildlife Service (Service) filed the above referenced application in connection with the Hagerman National Fish Hatchery near Hagerman, Idaho.

The application proposed the diversion of 79 cubic feet per second (cfs) of water from Springs tributary to Riley Creek and Bickle Ditch from March 15 to September 15 each year and 95 cfs from September 16 through March 14 each year. The points of diversion were described on the application as within the SW1/4NE1/4, NE1/4SE1/4 and NW1/4SE1/4 Section 6, T8S, R14E, B.M. The last correspondence in the file is dated February 1988.

The Snake River Basin Adjudication (SRBA) records of the department show that the Service has filed a number of claims in that proceeding and the department has recommended the following claims to the SRBA court as valid:

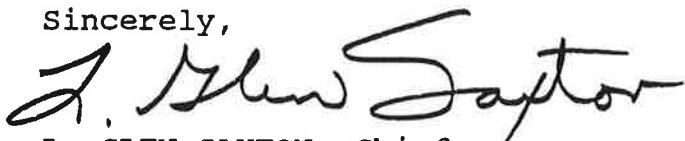
36-00128, 36-15444, 36-15450, 36-00130, 36-15446, 36-15448A, 36-15448B, 36-00129, 36-15445, 36-00132, 36-15448A, 36-15448B, 36-00132, 36-15448A, 36-15448B, 36-15448A, 36-15448B, 36-15449, 36-15451, 36-00131, 36-15447, 36-00131 and 36-15447.

From my review of this matter, application no. 36-07917 appears to be unneeded and should be removed from department records, since the rights of the Service have been claimed and recommended to the SRBA court. Enclosed is a relinquishment form for your consideration and use.

I will appreciate your review of this matter and your relinquishment of the application which appears to be duplicative

of the other rights of the Service. If you have questions or if I can provide additional information, please feel free to contact me or our Southern Regional office in Twin Falls.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Glen Saxton". The signature is fluid and cursive, with the first name "L." being small and the last name "Saxton" being larger and more prominent.

L. GLEN SAXTON, Chief
Water Allocation Bureau

Encl: 1

c: IDWR - S. Region
SRBA Bureau

R PROOF



CVR



MAPS



PHOTOS



MISC

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FEB 09 1993

VERIFIED BY ju

Water Right Number - R36-15446

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** A - ATTORNEY ***

HAUGRUD, JACK OR G GARVER OR D ZANE

US DEPT OF JUSTICE

1 - ENV & NR DIV GEN LIT SEC

2 - PO BOX 663

3 -

City- WASHINGTON

State- DC Zip- 200440663

Phone - 202-272-4134

*** C - CURRENT OWNER ***

AMERICA ACTING THROUGH

UNITED STATES OF

1 - US DEPT OF INTERIOR

2 - FISH & WILDLIFE SERVICE

3 - 911 NE 11TH AVENUE

City- PORTLAND

State- OR Zip- 972324181

Phone - 503-231-6145

US DEPT OF INTERIOR

1 - FISH & WILDLIFE SERVICE REG 1

2 - ATTN DIVISION OF ENGINEERING

3 - 911 NE 11TH AVE

City- PORTLAND

State- OR Zip- 972324181

Phone - 208-000-0000

*** K - ALSO KNOWN AS ***

FWS

1 -

2 -

3 -

City- PORTLAND

State- OR Zip- 972324181

Phone - 208-000-0000

+ - - Priority Date - - +
01/01/1933+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - Source - - - +
RILEY CREEK+ - - Tributary - - - +
SNAKE RIVER+ - - Point of Diversion - - - +
Twn Rng Sec Tract Lot RFlg County

08S 14E 6 SE NW SE (47) GOODING

+ - - Water Use - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

19 - FISH PROPAGATION

06/20

05/05

4.500

+ - Total Div. Rate - + + - Total Div. Volume - +
4.500+ - Total Consumptive Use - + + - KW Usage - +
0.0+ - - Place of Use - - - +
Twn Rng Sec Tract Lot Acres Code Description County

08S

14E

6

NW SE

19 FISH PROPAGATION

(47) GOODING

Total Acres:

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CLAIM NO. A36-15446

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR SMALL INDUSTRIAL AND COMMERCIAL CLAIMS IN PLACE OF A CVR

1. ☒ No Change NAME:
☒ NEW OWNER: SEE LETTER 10-15-92
☒ No Change ADDRESS:
☒ NEW ADDRESS: _____
- ☒ DATA ENTRY STANDARDS CHECKED?
2. ☒ No Change - DATE OF PRIORITY:
(EVIDENCE OF PRIORITY REQUIRED) ☐ Proof in File
☐ Claimant Contact if Not
- ☐ CHANGE- Priority date, per claimant, is _____
(if the priority date, based on your exam, seems questionable,
explain in COMMENTS.)
3. ☒ No Change - SOURCE:
☐ CHANGE - Different Source found: _____
4. ☒ No Change - POINT OF DIVERSION:
☒ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, SE 1/4 NW 1/4 SE 1/4

Note: If the 10-acre tract is shown on the claim, then
verification of the 10-acre parcel is needed. Otherwise the
10-acre tract is not required, unless the source is a spring.

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Complete items missing, IF KNOWN.

HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping
water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

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$$Q = \frac{(8.8) (\dots\dots\dots) (0.70)}{[(\dots\dots\dots) + (\dots\dots\dots \times 2.31)]}$$

LIFT FROM:

measurement ()

owner ()

area estimate ()

well logs ()

Booster (Y) (N)

PSI FROM:

measurement ()

owner ()

estimate ()

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

REMARKS

.....
DESCRIPTION OF USE: (Fully describe type, time & all aspects of Use)see Memo & Maps

CALCULATE VOLUMES: (time)X(rate)= Vol.

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6. ☒ No Change - WATER USES:
☐ RECOMMENDED USES:

div cons

Use _____ From _____ To _____ Amount _____ cfs _____ af _____ af

Use _____ From _____ To _____ Amount _____ cfs _____ af _____ af

☒ DATA ENTRY STANDARDS CHECKED FOR ITEMS 6, 7, 8 AND 9.

10. ☐ ☒ No Change - PLACE OF USE: (If changed, list below.)
 Use Twp. Rge. Sec. 1/4, 1/4, 1/4

_____ NW SE

13. ☐ No change - OTHER RIGHTS FOR SAME USE:
☒ CHANGE: SEE REMARKS

REMARKS AND CONDITIONS

14. ☐ (copy existing remarks to comments in "R")
☒ LIST STANDARD REMARKS FOR THE RECOMMENDATION: ☐ NONE

DDG F05 E12 VAR☐ LIST STANDARD CONDITIONS FOR THE RECOMMENDATION: ☒ NONE

15. ☐ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS: (pertinent to field examination)

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ATTACHMENTS: Attached to This Form. Attachments are in Permit File.

PHOTOS
MAP
SYSTEM DIAGRAM

X
X
X
X

DATE EXAM CONDUCTED: 10-22-92

ACCOMPANIED BY: RANDY SCHMELZER & TOM SHAW

FIELD EXAMINER: STEVE CLELLAND

SIGNATURE: Steve Clelland

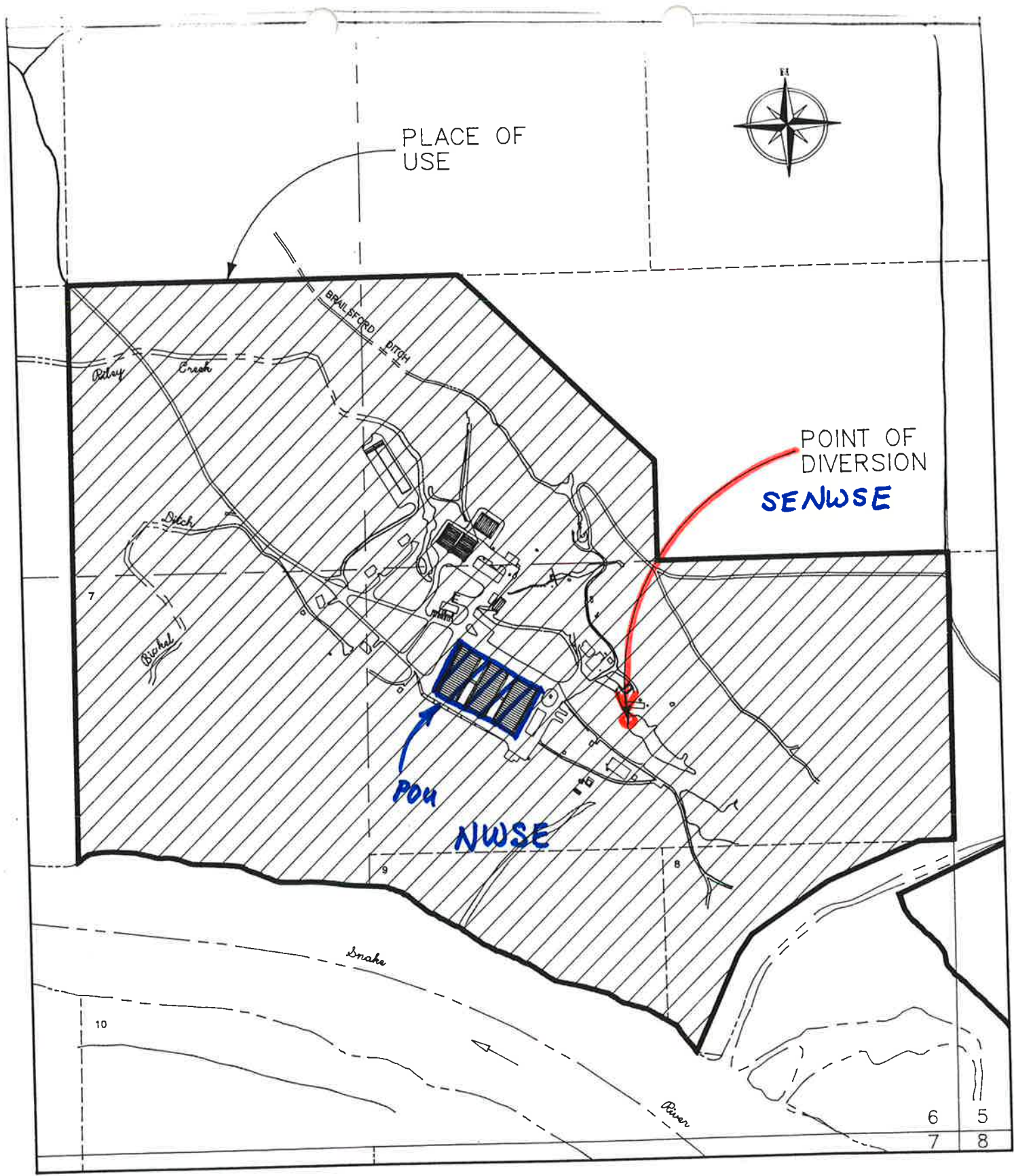
REVIEWED BY/DATE: 10-24-92 sm

DATA ENTRY BY/DATE: 10-24-92 sm

VERIFICATION BY/DATE: _____

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FEB 09 1993

T
8
S



WATER RIGHT CLAIM FOR RILEY CREEK



SCALE IN FEET

MICROFILMED
FEB 09 1993

A36-15 446

NO.12

NO.11

POD. MEASURING STATION 9-
SPRINGS 8, 9 & 10 RILEY CREEK
DISCHARGE = 4.90 CFS.

NO.10

NO.9

NO.8

DAM

NO.7a

NO.7

24" PIPELINE

TO MIXING
CHAMBER

POD MEASURING
5, 6, 7 & 8a RILEY CREEK
DISCHARGE = 8.34 CFS

POD

RILEY CREEK

NO.5

NO.4a

P.O.D. MEASURING
STATION 11 - SPRINGS
1, 2, 3, 4 & 4a BICKLE DI
DISCHARGE = 22.32 C
C# 26587 7.7 C
THIS CLAIM 14.6 C

TOTAL WATER USE:

5 year flows
= 5.36 cfs

⚠ CORRECT CES FLO

UNITED
FISH

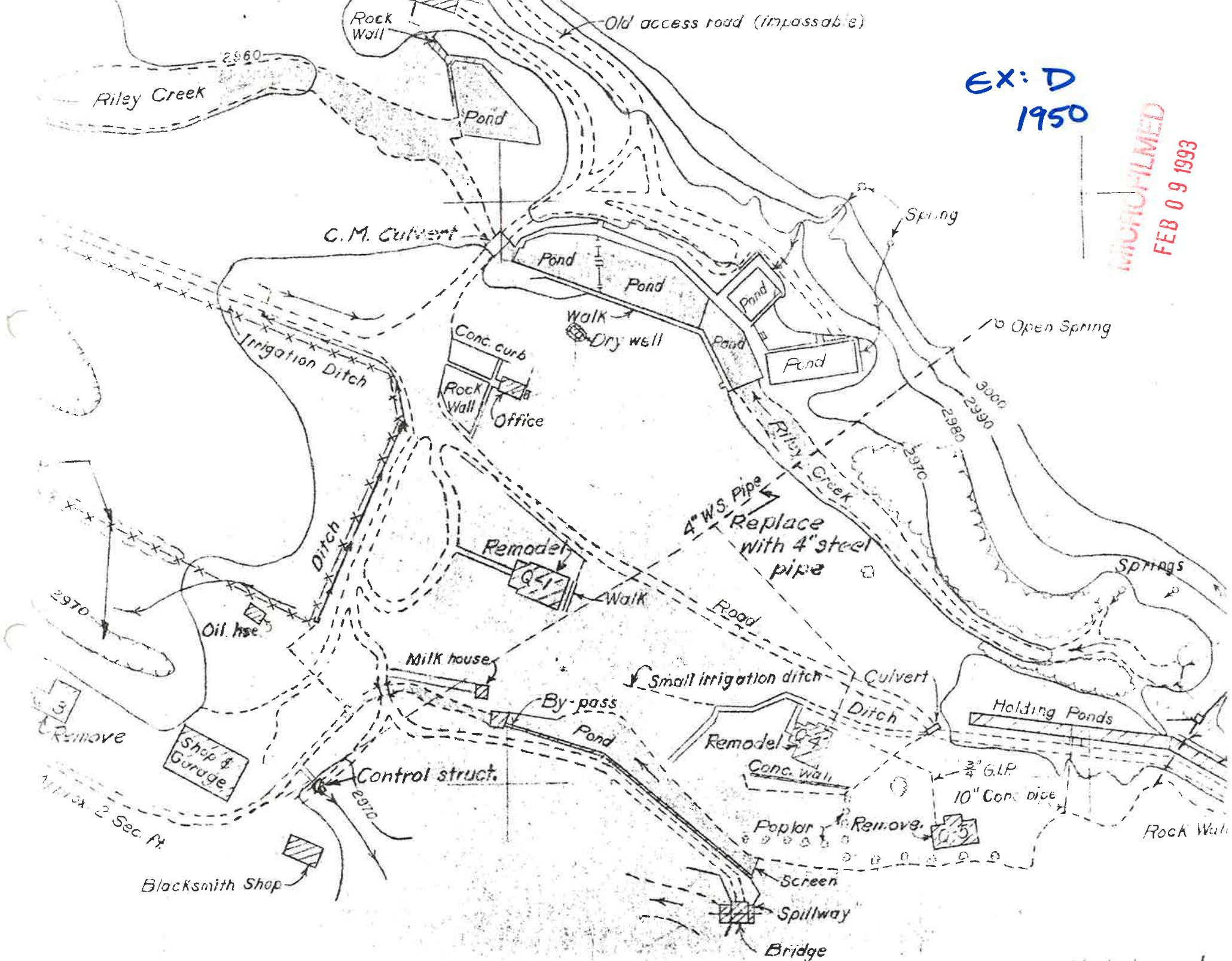
SUBMITTED:
Don Weather
ENGINEERING PROGRAM MANAGER

REVIEWED:
Robert F. M. Z.

RECOMMENDED:
FEB 09 1993

GOOD

A36-15446



EX: D
1950

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SPRING No. 13 (Pon. Drop)
19.23 c.f.s. - EL. 3040

H3N

SPRING No. 12
0.48 c.f.s. - EL. 3006 (Approx)

SPRING No. 11
0.36 c.f.s. - EL. 3000 (Approx)

EX: A
1932

962.8

E. 1.45
961.1
1.0.00
EL. 2977.4

ROAD EL. 2967.8

SPRING No. 10
0.425 - EL. 3009

SPRING No. 10
0.037 c.f.s. - EL. 3004

SPRING No. 8
0.12 c.f.s. - EL. 3007

SPRING No. 7 (PIPE LINE TO MILK HOUSE & ORCHARD)
0.75 c.f.s. - EL. 3022

SPRING No. 6
0.024 c.f.s. - EL. 3014

EL. 2978.5

SPRING No. 5 (HEAD OF FILEY CR.)
1.46 c.f.s. - EL. 3003

NOT FILMED
FEB 09 1993

EL. 2979.3

Source for these water rights is Riley Creek.

It appears this water was originally used for fish propagation ~~early on~~ in the lake area above the current diversion system. Actual volumes for these rights are difficult to calculate due to the many instream ponds used. The assumption is made that no increase in volume has occurred but as the technology advanced, the switch was made to use concrete type ponds.

These waters are used in the Steelhead raceways from about June 20th to May 5th (see convers. memo 10-23-92). This water can only be used in the 66 pond raceways and when not in use is returned to the Riley Creek stream channel just below the point of Diversion. The large volume shown for this small portion of water is to reflect the way the water was historically developed. To be effectively used this water must be combined with other sources in the Steelhead raceways.

Steve Clelland

10-24-92

MICROFILMED
FEB 09 1993

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A36-00128 + A36-15444
A36-00130 + A36-15446

RE: STEELHEAD SEASON OF USE & FLOWS

DATE 10-23-92 3:18 pm

NAME OF PARTY

BARBARA SCOTT-BREIR

She called back in response to the proof records showing a preliminary staggered season of use to match the Steelhead cycle.

She states the raceways are put into use as early as June 20th and can run as late May 5th.

The flows from Riley Creek and Bickel Springs Creek occurs when the fry are moved from Hatchery #2 and placed into $\frac{1}{3}$ to $\frac{1}{2}$ of the 66 steelhead raceways.

The full flows are used at this point from these sources and other sources are added to the raceway's flow starting in mid-August. She said the peak flow is reached about this time and the flow remains constant until May 5th.

Recommended season: 6/20 to 5/5

- for these four rights.
- other sources are used year round for other than steelhead purposes.

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10-2492
SEC

VOLUME CAPACITIES @ NATIONAL HATCHERY IN HAGERMAN

			<u>CUBIC FT.</u>
HATCHERY #1	46 TANKS @ 85 cu.ft.	=	3,910
HATCHERY #2	20 TANKS @ 85 cu.ft.	=	1,700
1982 TROUT PONDS	12 - 8'x70'x2.3'	=	15,456
1950 TROUT PONDS	24 - 8'x70'x2.3'	=	<u>30,912</u>
			46,368

STEELHEAD PONDS 66 - 10'x100'x3.05' = 201,300
(ROUNDED AS CLAIMED TO 200,000 cu.ft.)

DISPLAY POND 1 - 8'x75'x2.3' = 1,380

* SUBTOTAL → 254,658

@ FIELD STATION

#8 #9 SPRINGS:

1 - SMALL RACEWAY 10'x15'x2.5' = 375

1 - ROUND TANK 4'x20' DIA. = 1,257

#10 SPRINGS:

4 - RACEWAY 6'x50'x3' = 3,600

NEW LAB: (SPRINGS #8 + #11)

40 TANKS @ 175 GALLONS

260 TANKS @ 38 GALLONS

*** TOTAL: 254,658 + 7,489 = 16,880 GALLONS

= 262,147

Allowed 252,000 + 7489 = 259,489

7.48 gal/cf = 2,257

* SUBTOTAL → 7,489

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FEB 09 1993

Review By
10-24-92
STEVE CLELLAND

CLAIM #
(SOURCE)

CFS

(REMAINS)
FACILITY
VOLUME
(D06) cu.ft.

(NON-IRR.)
FACILITY
CAPACITY + DESCRIPT

Dom/IRR

A36-00128
(BICKEL SPR.)

2.0

200,000

200,000

66
STEEL

A36-00129
(#10)

1.0

3,600

3,600

#10 pond

A36-00130
(RILEY CR.)

1.5

200,000

200,000

66
STEEL

A36-00131
(#8-#9)

1.0

3,889

3,889

10X15
RACE
20' TANK

A36-00132
(#11 + #13)

6.0

9,540

250,278

46 TANK
103 POUNDS

A36-02038
(BICKEL SPR.)

< DISALLOW >

A36-15444
(BICKEL SPR.)

18.3

200,000

200,000

66
STEEL

A36-15445
(#10)

< 0.60
DISALLOW >

3,600

3,600

#10 POND
ONLY

A36-15446
(RILEY CR.)

3.86

200,000

200,000

66
STEEL

A36-15447
(#8 + #9)

< 0.50
DISALLOW >

3,889

3,889

20' TANK
NEW LAB

A36-15448
(MAIN, 12, 13, 14)

20.0

80,962

252,000

ALL

A36-15449
#15

4.36

43,275

252,000

ALL

A36-15450
(#16 LL)

21.20

43,275

252,000

ALL

A36-15451
(#17)

4.01

30,912

116,368
30,912
1993

36
TROUT

23.23

10-24-92

1:15 PM

VIA TELEFAX

To: Steve Clelland 208-736-3037

From: Barbara Scott-Brier *BS*

Subject: Peak flows from various sources

(i) Riley Creek

We claim peak flow of 6 cfs which is split between decreed right # 00130 (1^{1.5} cfs) and beneficial use right # 15446 (4.5) cfs.

The draft report only gives 3.86 cfs for # 15446.

SEE DOCUMENT: "March 1980 Record of Water Supply Measurements, Hagerman NTH"

LOCATION No. 8 Riley Creek 2675 gpm [= 5.96 cfs]

(ii) Bickle Spring Creek

We claim peak flow of 22.3 cfs which is split between decreed right # 00128 (2 cfs) and beneficial use right # 15444 (20.3) cfs.

The draft report only gives 18.3 cfs for # 15444.

SEE DOCUMENT: "November 1978 Record of Water Supply Measurement, Hagerman NTH"

LOCATION No. 11 Bickle Dam 10,017 gpm [= 22.32 cfs]

(iii) Spring #15

We claim peak flow of 4.5 cfs.

The draft report only gives 4.36 cfs.

SEE DOCUMENT: "November 1989 Record of Water Supply Measurement..."

LOCATION No. 2 Spring No. 15 2,021 gpm [= 4.503 cfs]

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10-24-92
Page 2(iv) Spring 17

We claim 4.9 peak flow - beneficial use right # 15451.

The draft report only gives 4.01.

SEE DOCUMENT "August 1991 Record of Water Supply Measurements..." LOCATION NO. 4 SPRING # 17
2062 gpm [= 4.59 cfs]

NOTE: We have not yet located the document showing 4.9 cfs but we are still looking. Also, note that earlier records were estimates ^{for spring #17} ~~for~~ this record is a measured rate, after installation of a v-notch weir, for spring #17.

(v) LEO LEWIS SPRING

We claim a peak diversion rate of 24 cfs.

The draft report only gives 21.2 (BASIS?)

SEE DOCUMENT "March 1980 Record of Water Supply Measurements..." LOCATION NO. 1 BRADFORD DCH
10588 gpm (= 23.59 cfs).

NOTE: We are still looking for other documentation.

- END -

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FEB 09 1993

10/24/92 16:11 503 231 2166 REG. SOLICITOR 003

RECORD OF WATER SUPPLY HAGERMAN NATIONAL GOODING COUNTY,

Month March 1980

Date	A		B		C		D		E		F		G		H		I	
	Location No.1	Location No.2	Location No.3	Location No.4	Location No.5	Location No.6	Location No.7	Location No.8	Location No.9	Location No.10	Location No.11	Location No.12	Location No.13	Location No.14	Location No.15	Location No.16	Location No.17	Location No.18
	Brailsford Dch	Spring No.15	Spr. No.14,15,16	Spring No.17	Bickle Dam	Riley Creek	State Mgt Area	Ho										
	Rated Flume	2' Weir Bd. Crst	4' Parshall Flm		15' Cipo Weir	7' Cipo Weir	15' Cipo Weir	3'										
	Gage	Discharge	Gage	Discharge	Gage	Discharge	Gage	Discharge	Gage	Discharge	Gage	Discharge	Gage	Discharge	Gage	Discharge	Gage	Discharge
	ft.	g.p.m.	ft.	g.p.m.	ft.	g.p.m.	ft.	g.p.m.	ft.	g.p.m.	ft.	g.p.m.	ft.	g.p.m.	ft.	g.p.m.	ft.	g.p.m.
1																		
2																		
3																		
4																		
5																		
6																		
7	185	8783	10	533	184	1884	E	1800	48	7580	40	2475	14	1062	15			
8																		
9																		
10																		
11																		
12																		
13																		
14	185	8783	33	533	184	1884	E	1800	48	7580	40	2477	14	1062	15			
15																		
16																		
17																		
18																		
19																		
20																		
21	210	10585	42	731	184	20912	E	1800	48	8000	38	2477	14	1138	16			
22																		
23																		
24																		
25																		
26																		
27																		
28	210	10585	42	731	184	190	3	1800	48	8124	38	2477	14	1138	16			
29																		
30																		
31																		

(Supply Location Shown On Drawing - IF 103 129 10) T=Hatchery Tanks In Operation, P=10'

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RECEIVED

HAGERMAN NATIONAL FISH HATCHERY

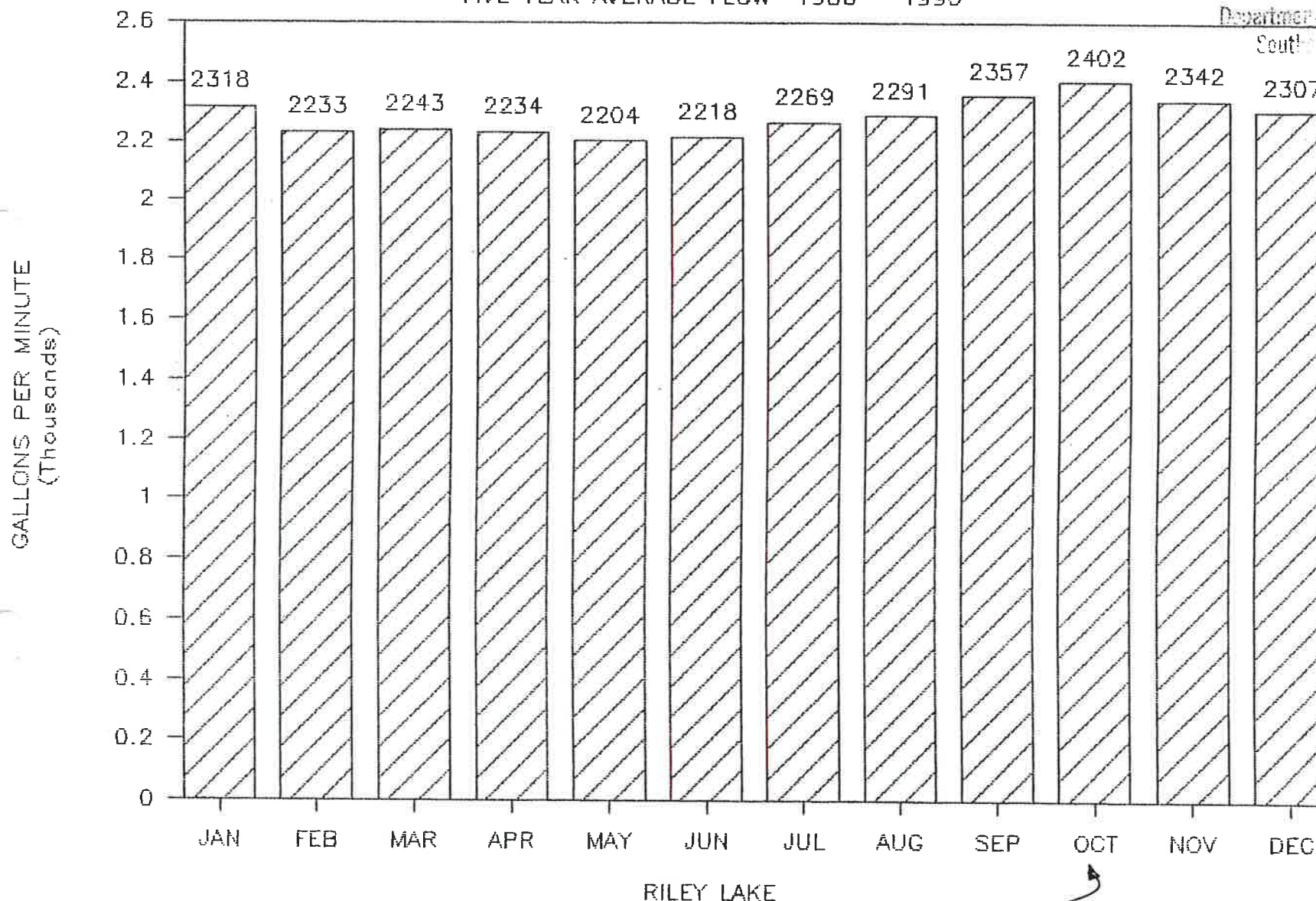
FIVE YEAR AVERAGE FLOW 1986 - 1990

MAR 08 1993

Department of the Interior

South

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FEB 09 1993



$$2402 \text{ gpm} \div 448.8 = 5.36 \text{ cfs}$$

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE USFW CLAIMS

RE: Proof of evidence of Priority & Historical Use Evidence

DATE 10-5-92

NAME OF PARTY

BARBARA SCOTT-BREIR

(FISH & WILDLIFE ATTORNEY) Dept of Interior

she provided: Her # 503-231-2139

- OR -

FAX: 503-231-2166

RANDY SCHMELLER 503-231-6145

- OR -

FAX: 503-231-6259

She called to find out more of what Helen Thornton and I have requested by letters. We discussed the historical development of the fish propagation (from instream ponds to raceways) and/or considered possible examples of proof since not much is recorded.

I mentioned the need for a right back to 1933 may not be required if solid proof can support a later date.

She was concerned about the 12th & 14th Deadline dates. I said the dates will stand but get your information in ASAP. We both realized the time constraints of these claims; with NOE and the new Director's Report plus review of these claims time is short.

She gave the above numbers & names to help avoid any future mailing delays of information & or questions.

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FEB 09 1993

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE F&W Claims

RE: UPDATE ON PROOF OF PRIORITIES & FLOWS

DATE 10-15-92

NAME OF PARTY

Barbara Scott-Brier

(503)-231-2139

(FISH & WILDLIFE ATT.)

I called to see if they have responded to our request for information. She said they would be mailing it by overnight mail Tonight; I should have it Friday.

~~She~~ Dave Shaw suggested I call and explain our concern of the 1982 Expansion. We have the June 1980 ASCS color aerial slide photo which shows less raceways than currently used.

She explained again that much of the early uses were in-stream uses on Riley Creek and one of its tributaries. For example, Hatchery Lake was much larger than now. The early fish culture was less scientific and all the water was diverted and ponded for use.

Over the years the concrete raceways developed to use the same flow rates while raising more fish.

Apparently the Hatchery facility is at the maximum development; Hatchery personnel told her the water available is now the controlling factor in the size of the operation.

I asked about the Steelhead use and reduced operation during the year. She said they operate year around and may have less flow in some months.

On asking about a field exam or conversation with Wagermon personnel, she asked if we first contact her office.

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FEB 12 1994

RILEY CREEK

A 36-00130

1.5 cfs

A 36-15446

4.5 cfs

EX: A 1932

SPRING #5 - 1.46 cfs (HEAD OF RILEY CR.)

appears trib. to Riley Creek.

SHAW:

~~Free~~: 1933

Decreased fish use

EX BHI

WINFREE: 1933

Decreased fish - full flow

EX BHD

WINFREE: ?

combined use of springs #8 #9 #10 and Riley Creek in ponds of 17,000 cu.ft. Combined flow = 9.1 cfs.

EX BHD

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