

Walker, Kay

From: Spencer, Steven M -FS [sspencer@fs.fed.us]
Sent: Tuesday, June 30, 2015 3:44 PM
To: Walker, Kay
Subject: Application 77-~~14258~~ ¹⁴³⁵⁸
Attachments: BLM MTP T21N R9E Sec 33.pdf; MS 3566.pdf

Hi Kay,

I'm reviewing Application For Permit 77-~~14258~~ ¹⁴³⁵⁸. I can see from the papers and maps filed that it is pretty clear that the water right is supposed to be and is intended to be on the private land in the SWNE Sec 33 T21N R9E. This is somewhat complicated because the private land is not square or rectangular and does not include all of the SWNE. It appears to me that if the SWNE were a perfect 40 acre quarter-quarter that the private land would be approximately 18 or 19 acres with the remaining 21 or 22 acres being National Forest System (NFS) land. My interest is to offer a suggestion that would make it perfectly clear that 77-14258 is on the private land in the SWNE Sec 33 and not on NFS land. The actual legal survey of the private land in this case is Mineral Survey 3566. While it is vital for anyone looking up this water right to know the SWNE it is imperative that it be clear that the water right is on private land and not on NFS land. I am requesting that in the remarks or other appropriate location on the Permit and subsequent License that there be a condition or phrase indicating that this property is also known as Mineral Survey 3566.

The two attachments show what I am attempting to convey. The enlarged portion of the BLM MTP shows MS 3566. I added the quarter-quarter projections. These are also shown on another map already in the IDWR case file. The MS 3566 map is also in the IDWR file but the Mineral Survey information on the right side of the plat seems to be lacking. This is the only legal survey of the property.

After you have a chance to look at this situation please contact me if you have any questions about this matter or if adding a clause or condition is not possible.

Thank you,

Steve



Steven M. Spencer
Water Use Specialist

Forest Service
Intermountain Region

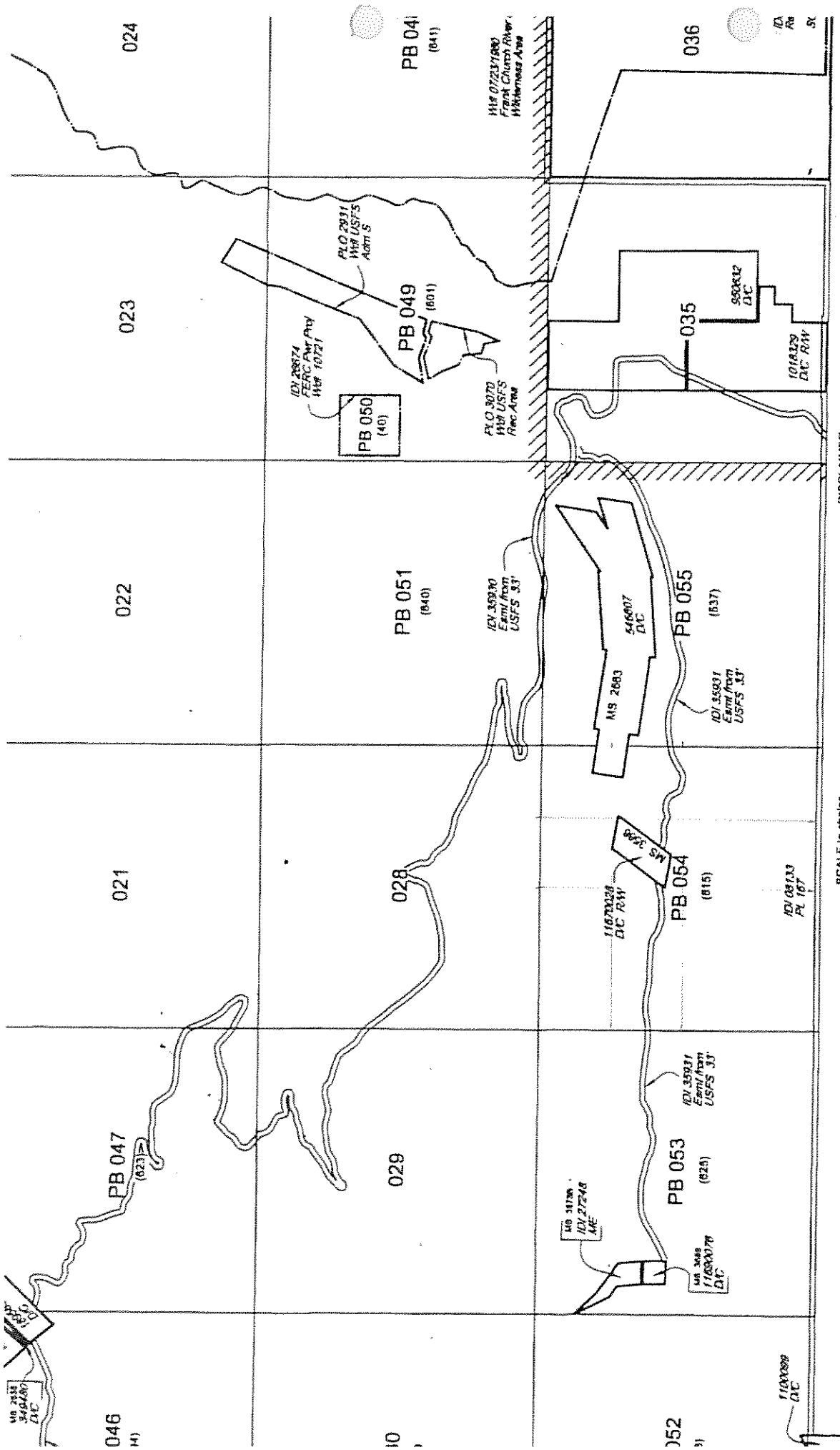
p: 208-365-7055
sspencer@fs.fed.us

1805 Hwy 16 Rm 5
Emmett, ID 83617
<http://www.fs.usda.gov/r4>



Caring for the land and serving people

7-1-15
called & left msg.
will add remark
per above.
KW

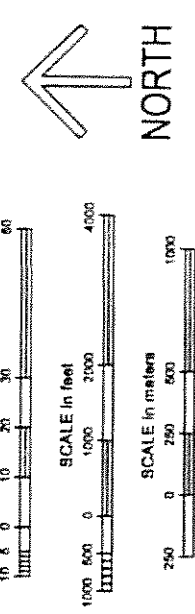


019 CLAUSE R.

This plan is only a graphic display of the Bureau of Land Management's (BLM) Record of Title; it does not reflect title changes which may have been affected by lateral movements of river or city for official information.

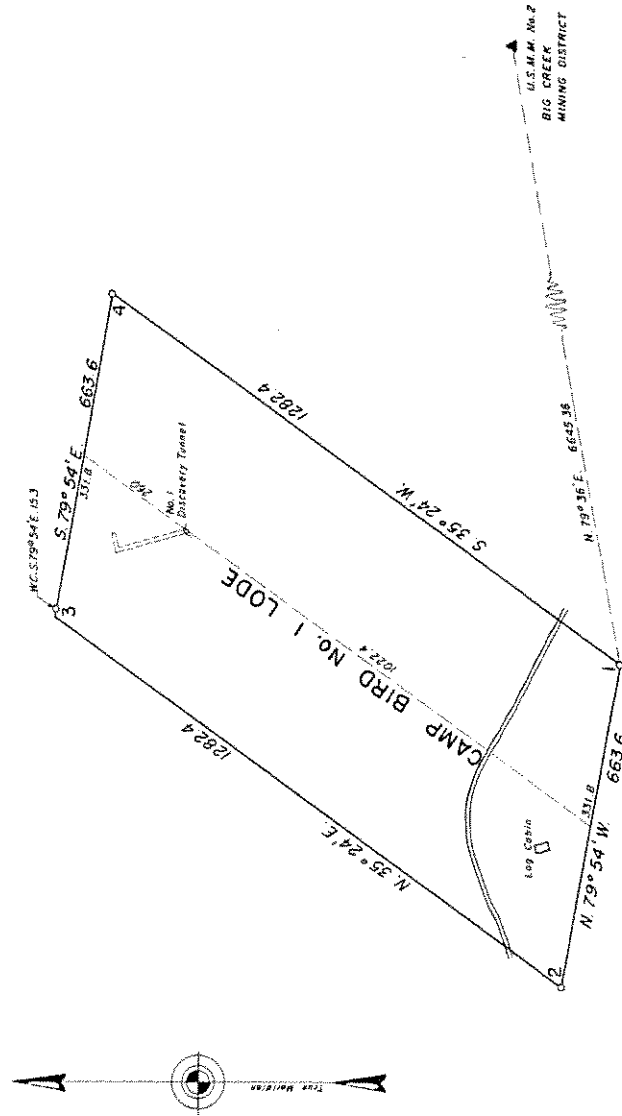
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f Land Management - Idaho State Office
Vinnell Way Boise, Idaho 83709
(208) 373-4000

UNSURVEYED T. 21 N., R. 9 E., B. M.
APPROXIMATE SEC. 33

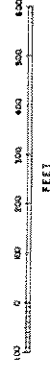


MINERAL SURVEY No. 3566 IDAHO

CLAIM OF
BERNARD FROST

KNOWN AS THE
CAMP BIRD No. 1 LODE

SITUATE IN
Unsurveyed T. 21 N., R. 9 E., B.M.
VALLEY COUNTY
Big Creek Mining District
Idaho Land District
Lat. 45° 07' N., Long. 115° 20' E., at Cor. No. 1



Magnetic Declination 20° 30' East

Surveyed, August 18-21, 1963
By Davis C. Toothman, Mineral Surveyor

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Idaho State Office Dec. 9, 1963 Boise, Idaho
I hereby certify that this plat of Mineral Survey No. 3566 is strictly conformable to the field notes of said survey which have been examined and approved.

Davis C. Toothman

State Director