

No Color
Documents
In File

06/03/83

UNITED STATES OF AMERICA - USDA FOREST SERVICE NORTHERN REGION
PO BOX 7569 MISSOULA, MONTANA 59807
RON RUSSELL 329-3594 OR GAIL DAHL 329-3759

RIGHT NUMBER - 98-4126
STATE BASIN NO. - 98
COUNTY - BOUNDARY

F.S. RECORD ID - 17010104100A00304
NATIONAL FOREST - IDAHO PANHANDLE
RANGER DISTRICT - 7

PRIMARY PURPOSE OF USE - DOMEST(HSHLD)
SECONDARY PURPOSE OF USE -

SOURCE - STREAM
RESERVOIR CAPACITY - 0.00 ACRE FEET

SOURCE NAME - UNNAMED CREEK

USE NAME - W FK CABIN CR

TRIBUTARY TO - SMITH CR

POINT OF DIVERSION - NWSW SEC 28 64 N 3 W

NO. OF DIVERSION POINTS - 1
NO. OF USE POINTS - 1

MEANS OF DIVERSION - DIVERSION DAM

POINT OF USE - NWSW SEC 28 64 N 3 W

ACRES IRRIGATED - 0
NO. OF LIVESTOCK - 0
TYPE OF LIVESTOCK -
ALLOTMENT NO. -
IMPROVEMENT NO. -
RIM NUMBER -
POTABLE WATER NO. -
DAM NUMBER -

PRIMARY USE RATE - .01 CFS
- 0.00 AC-FT/YR
SECONDARY USE RATE - 0.00 CFS
- 0.00 AC-FT/YR

TOTAL DIVERSION RATE - .01 CFS
- 0.00 AC-FT/YR

PERIOD OF USE - JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC
PRIORITY DATE - 19200601
BASIS FOR CLAIM - BENEFICIAL USE

NOTARIZED STATEMENT FOR THIS DOCUMENT SIGNED BY REGIONAL FORESTER,
NORTHERN REGION, ON TRANSMITTAL DOCUMENT.

BFH
11/30/83
Am. OK 12/3/83

05/03/83

98-4126

UNITED STATES OF AMERICA

USDA FOREST SERVICE, FEDERAL BLDG., P.O. BOX 7659, MISSOULA, MT 59807

SOURCE: UNNAMED CREEK TRIB. TO SMITH CR

PRIORITY DATE: 06/01/1920

DIVERSION PT: NWSW SEC 28 T 64 N R 3 W

USE: DOMEST(HSHLD)

.01 CFS
0.00 CFS

0.00 AC-FT/YR
0.00 AC-FT/YR

IN: NWSW SEC 28 T 64 N R 3 W

RECEIVED
MAY 11 1983

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

97-4113
United States of America
USDA FOREST SERVICE, FEDERAL BLDG., P.B. 7669,
MISSOULA, MT. 59807
Source: HUGHES FORK TRIB. TO PRIEST RIVER
Priority Date: 07/15/1957
Diversion Pt: SWSW Sec. 33 T 64 N R 5 W
Use: STOCKWATER .01 CFS
WILDLIFE .01 CFS
In: NENW Sec. 21 T 64 N R 5 W

98-4126

United States of America
USDA FOREST SERVICE, Federal Bldg., P.O. Box 7669,
Missoula, Mt. 59807
Source: Unnamed Creek Trib. to Smith Cr.
Priority Date: 06/01/1920
Diversion Pt: NWSW Sec. 28 T 64 N R 3 W
Use: DOMESTIC .01 CFS
In: NWSW Sec. 28 T 64 N R 3 W

98-4127

United States of America
USDA FOREST SERVICE, Federal Bldg., P.O. Box 7669,
Missoula, Mt. 59807
Source: GROUNDWATER
Priority Date: 06/01/1962
Diversion Pt: NWSW Sec. 21 T 65 N R 2 E
Use: DOMESTIC .01 CFS
In: NWSW Sec 21 T 65 N R 2 E

98-4128

United States of America
USDA FOREST SERVICE, Federal Bldg., P.O. Box 7669,
Missoula, Mt. 59807
Source: Unnamed Spring
Priority Date: 06/01/1935
Diversion Pt: SENE Sec 21 T 61 N R 2 W
Use: DOMESTIC .01 CFS
In: SENE Sec 21 T 61 N R 2 W

Exception to a claim may be filed with the Director, Dept.
of Water Resources, 4055 Gov't Way, Coeur d'Alene Id.
83814

KEN DUNN, Dir.

First publication November 3, 1983
Final publication November 10, 1983-dwr

AFFIDAVIT OF PUBLICATION

E OF IDAHO }
y of Boundary } ss.

ice Winn, bkpr for Pete Thompson
fully sworn upon his oath, deposes and says that he is the publisher (or foreman)

Publisher

Bonners Ferry Herald, a newspaper of general circulation, published weekly at
rs Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has
ontinuously and uninterruptedly published in said Boundary County during a period
months or 78 weeks prior to the first publication of the hereto attached notice; that

Notice of Claims to Water Rights

vertisement of
4112, 4126, 4127, 4128

for Publication, a printed copy of which is attached hereto was published in said
per and not in a supplement thereof for 2 consecutive issues, com-
g with the issue dated November 3, 1983, and ending with the
ted November 10, 1983.

bed and sworn to before me this 29 day of November, 1983

Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

State No. 9
2055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6181

December 21, 1983

Mr. Gerhart H. Nelson
Director of Range & Watershed
U. S. Forest Service
Federal Building
P. O. Box 7669
Missoula, Mt. 59807

Re: Your File 2540

Dear Mr. Nelson:

The Department of Water Resources has completed the advertising of the following Claims to Water Right in the Northern Region and no further action is authorized under Section 42-243 and 42-244, Idaho Code:

U. S. Forest Service
Claims to Water Right

81-4044 thru 81-4064 inclusive ✓	92-4037 thru 92-4040 inclusive ✓
82-4058 thru 82-4075 inclusive ✓	94-4102 thru 94-4104 inclusive ✓
83-4025 thru 83-4064 inclusive ✓	95-4521 ✓
84-4180 thru 84-4189 inclusive ✓	96-4323 thru 96-4325 inclusive ✓
86-4092 thru 86-4111 inclusive ✓	97-4113 ✓
87-4061 thru 87-4064 inclusive ✓	98-4126 thru 98-4128 inclusive ✓
91-4028 thru 91-4032 inclusive ✓	

Please be advised that Claim Nos. 83-4024 and 85-4248 have been changed to 87-4064 and 84-4189 respectively, due to error in assigning basin numbers.

The filing and advertising of the claims does not confirm the water rights claimed, but will serve to record and preserve the information and the evidence which you included in your claims. The claims will be retained in our files and will be available at any time for use by you or the court.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claims, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

If you have any questions, please contact us.

Sincerely,

Robert G. Haynes

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

MICROFILMED



United States
Department of
Agriculture

Forest
Service

Region One

Federal Building
P.O. Box 7669
Missoula, MT 59807

Reply to: 2540

Date: JUN 6 1983 RECEIVED

JUL 27 1983

Mr. Robert G. Haynes
Department of Water Resources,
Northern District
4055 Government Way
Coeur d'Alene, ID 83814

Department of Water Resources

Dear Mr. Haynes:

Enclosed are water right forms for the filing of Northern Region, United States Department of Agriculture, Forest Service water claims. The Department of Water Resources, Northern District in Coeur d'Alene will accept all claims by the USDA Forest Service, Northern Region as previously agreed upon (ref. meetings of Jan 25, Coeur d'Alene and Feb. 10, Boise), and will distribute them to the appropriate State of Idaho, Department of Water Resources Regions. The filings of National Forest claims are prepared in the following formats:

1. A notarized statement (transmittal affidavit) signed by the Regional Forester attesting to the validity of the enclosed claims, a listing of state file numbers assigned by State Basins as per list of available numbers provided by the Department of Water Resources and Federal provisions;
2. Computer printouts containing the information compatible with the Idaho State Department of Water Resources claim forms for each water claim;
3. Computer printouts in Idaho's advertising format for each water claim;
4. Computer tape compatible with the State of Idaho's water rights program with water claims sorted by State basin;
5. Computer printouts identifying Federal Reserved rights and/or claims not admissible under Idaho Department of Water Resources administrative codes.



Mr. Haynes

2

Printouts are sorted by Idaho State Basin within each of the Northern Region National Forests. These include the Bitterroot, Clearwater, Nezperce, and Idaho Panhandle National Forests.

A purchase order for \$13,680 is enclosed to cover the filing cost of 456 claims at \$30 per claim.

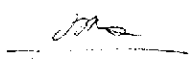
Copies of any resultant legal documents associated with the claims should be sent to:

Mr. Lawrence M. Jakub
Attorney-in-Charge
Office of the General Counsel
P.O. Box 7669
Missoula, MT 59807

Mr. Tom Coston
Regional Forester
USDA Forest Service
P.O. Box 7669
Missoula, MT 59807


TOM COSTON
Regional Forester

U. S. Forest Service
Check # 77 495 616
Vendor I.D. # 4003+331135
\$13,680.00

Registered 7/15/83
Receipt # 28788


MICROFILMED

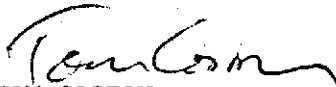
AFFADAVIT OF TRANSMITTAL

I, Charles T. Coston, having been duly sworn, depose and say that I, being the claimant for the National Forest Claims for the Northern Region of the United States Department of Agriculture, Forest Service, attest to the validity of these claims and that the matters and things stated within are true and correct to the best of my knowledge.

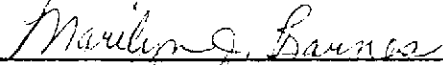
The enclosed claims to a water right are for uses established prior to March 25, 1963, for groundwater and prior to May 20, 1971 for surface water right. These claims do not include all USDA Forest Service water uses or rights within each Idaho State Basin. Notification of other USDA Forest Service water uses, not all inclusive, is included in the interest of comity.

The state file numbers assigned by State basins are as follows:

<u>Basin</u>	<u>Nezperce</u>	<u>Clearwater</u>	<u>Idaho Panhandle</u>	<u>Bitterroot</u>
77	4094-4116			
78	4190-4249			
79	4134-4283			
79	4291-4375			
81	4044-4053	4054-4064		4065-4067
82	4057-4075	4025		4076
83		4024-4064		
84		4180-4188 4189		
85		4248		
86		4092-4111		
87		4061-4063 4064		
91			4028-4032	
92			4037-4040	
94			4102-4104	
95			4521	
96			4323-4325	
97			4113	
98			4126-4128	


TOM COSTON
Regional Forester

Subscribed and sworn before me this 6th Day of June 1983.


Notary Public for Montana

Residing in: NOTARY PUBLIC for the State of Montana
Residing at Florence, Montana
My Commission Expires May 30, 1986

On June 6, 1983, the USDA Forest Service delivered claims for 456 water uses for processing.


for GERHART H. NELSON
Director of Range & Watershed

I have received the above-referenced claims.


ROBERT G. HAYNES
Department of Water Resources, Northern District

MICROFILMED

UNITED STATES DEPARTMENT OF AGRICULTURE
PURCHASE ORDER

THE NUMBER MUST
APPEAR ON ALL
INVOICES, PACKAGES AND
PAPERS RELATING TO
THIS ORDER

PAGE NUMBER	CONTRACT NUMBER	ORDER DATE	ORDER NUMBER	SUB
OF 1	OM	060683	40-0343-3-1135	

CHECK ONE	TO: (Seller)	SHIP TO: (Consignee and Destination)
☒ Purchase Order (See Reverse)	Department of Water Resources Northern District 4055 Government Way Coeur d'Alene, ID 83814	USDA-Forest Service Federal Building P.O. Box 7669 Missoula, MT 59807
☐ Delivery Order		

LINE ITEM	ACT. CODE	DESCRIPTION	QUANTITY	UNIT ISSUE	UNIT PRICE	AMOUNT
		Water rights filing within the State of Idaho for the Northern Region United States Department of Agriculture, Forest Service.	469 ea 452 50		30.00	13,680 0
SELLER'S ORIGINAL						

FOB POINT	DISCOUNT TERMS	TOTAL
Destination	Net	13,680
TIME FOR DELIVERY	SHIP VIA	
1 day		

BILLING INSTRUCTIONS:

Furnish invoice with our ORDER NUMBER to:

U.S. DEPARTMENT OF AGRICULTURE
National Finance Center
P.O. Box 60075
New Orleans, Louisiana 70160

**DO NOT
SHIP ORDER TO
THIS ADDRESS**
(Ship to Consignee
Address Above)

FAILURE TO SHOW OUR PURCHASE ORDER NUMBER ON INVOICE WILL DELAY PAYMENT
FREIGHT CHARGE OVER \$100 REQUIRES BILL OF LADING

ISSUING OFFICE NAME AND ADDRESS	ORDERED BY (Name and Title)
USDA - Forest Service Federal Building P.O. Box 7669 Missoula, MT 59807	JOHN C. SUNDT, Contracting Officer
	PHONE (Area Code and Number)
	(406) 329-3925, FTS 585-3925
	AUTHORIZED SIGNATURE
	<i>John C. Sundt</i>

FORM AD-838-9 (3/80)

SELLER'S ORIGINAL

TREASURY - FISCAL SERVICE TFS 3039 (11-80)
(Formerly TFS 1299)

VENDOR NAME
STATE OF IDAHO
AGENCY BILLING ADDRESS:
USDA-NFC
P O BOX 60800
NEW ORLEANS LA 70160
INQUIRIES 504-255-5370

NOTICE TO CHECK RECIPIENT

VENDOR I.D. NUMBER
40034331135

CHECK INFORMATION
DISBURSING LOC. KANSAS CITY
CHECK NUMBER 77 495 616
CHECK AMOUNT \$13,680.00
CHECK DATE 07-12-83

PAYMENT

IDENTIFICATION

INFORMATION

P O # 40-0343-3-1135
INV AMOUNT \$13,680.00
#1

SCHD/SEQ L23191-00052

CREDIT ACCT OF USDA - FOREST SERVICE

RECEIVED
JUL 13 1983

Department of Water Resources
Northern District Office

One-Dollar 2055

(SEE REVERSE FOR FURTHER INFORMATION)

STATE OF IDAHO
Department of Water Resources

No 28788

Boise, Idaho, 7/15, 1983

RECEIVED FROM U.S. Forest Service of \$13,680.00
Thirteen Thousand Six Hundred Eighty & no/100 DOLLARS
07-12-83

FOR		
<u>456 Claims to</u>	<u>\$ 13,680</u>	<u>00</u>
<u>Water Rights</u>	<u>\$</u>	<u></u>
<u></u>	<u>\$</u>	<u></u>
<u></u>	<u>\$</u>	<u></u>
<u></u>	<u>\$</u>	<u></u>
TOTAL - - -	<u>\$ 13,680</u>	<u>00</u>

Ch # 77 495 616
Vendor I.D. # 40034331135

[Signature]