

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Juanita Elliott

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated December 25, 1980 and ending with the issue dated January 1, 1980.

Subscribed and sworn to before this 14 day of JANUARY, 1981.

Nelson J. Creech

Notary Public, residing at Challis, Idaho. My commission expires on 2-29-84.

NOTICE OF CORRECTION

Notice is hereby given that claim to Water Right No. 33-4006 in the name of U.S. Dept. of Agri., Forest Service was published incorrectly on October 23 and 30, 1980. The use of water was advertised as being Stockwater (0.02 CFS) from 01/01 to 12/31.

WHEREAS, the actual use of water is Stockwater (0.02 CFS) from 01/01 to 12/31 Stockwater Storage (0.05 AC-FT) from 01/01 to 12/31.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED
Director
pub. 12/24 & 12/31/80

ok kw
2/18/81

rec'd
2/6/81
kw

MICROFILMED

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, James E. Edlert
Publisher of the Challis Messenger, a
weekly newspaper, published at Challis,
Idaho, do solemnly swear that the notice
hereto attached and made a part hereof,
was published in the regular and entire
issue of the Challis Messenger for 2
consecutive weeks, commencing with
the issue dated November 23,
1980, and ending with the issue
dated January 1, 1981.

Subscribed and sworn to before
this 14 day of JANUARY,
1981.

Nelson J. Breech
Notary Public, residing at Challis,
Idaho. My commission expires on
2-29-84

NOTICE OF CORRECTION

Notice is hereby given that
aim to Water Right No. 23-
4006 in the name of U.S. Dept.
of Agri., Forest Service was
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tober 23 and 30, 1980. The use of
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01/01 to 12/31.

WHEREAS, the actual use of
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from 01/01 to 12/31 Stockwater
Storage (0.05 AC-FT) from
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Any exception to any claim
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ces, 150 Shoup Ave., Idaho
Falls, Idaho 83401.

C. STEPHEN ALLRED
Director
pub. 12/24 & 12/31/80

ok kw
2/18/81

rec'd
2/6/81
kw

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that U.S.A. FOREST SERVICE
(Name of Claimant)
324 25th ST. OGDEN, UTAH 84401 Telephone No. 801-626-3561
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1959, JUNE

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
UNNAMED STREAM tributary to MAIN FK. LITTLE LOST RIVER

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	(Mo., Day)	(Mo., Day)
Quantity <u>.015 CFS</u>	Use <u>STOCK</u>	Period of Use From <u>JAN. 1</u>	To <u>DEC. 31</u>	
Quantity <u>.05 AFA</u>	Use <u>STORAGE</u>	Period of Use From <u>JAN. 1</u>	To <u>DEC. 31</u>	
Quantity _____	Use _____	Period of Use From _____	To _____	
Quantity _____	Use _____	Period of Use From _____	To _____	
Quantity _____	Use _____	Period of Use From _____	To _____	

(4) .015 CFS TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 17 Twp. 12 N. Rge. 26 E. B.M., County of CUSTER
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. SPRING DEVELOPMENT DIRECTLY FEEDS WATERING POND. RESERVOIR CAPACITY IS .05 ACRE-FT.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12N	26E	17											X						

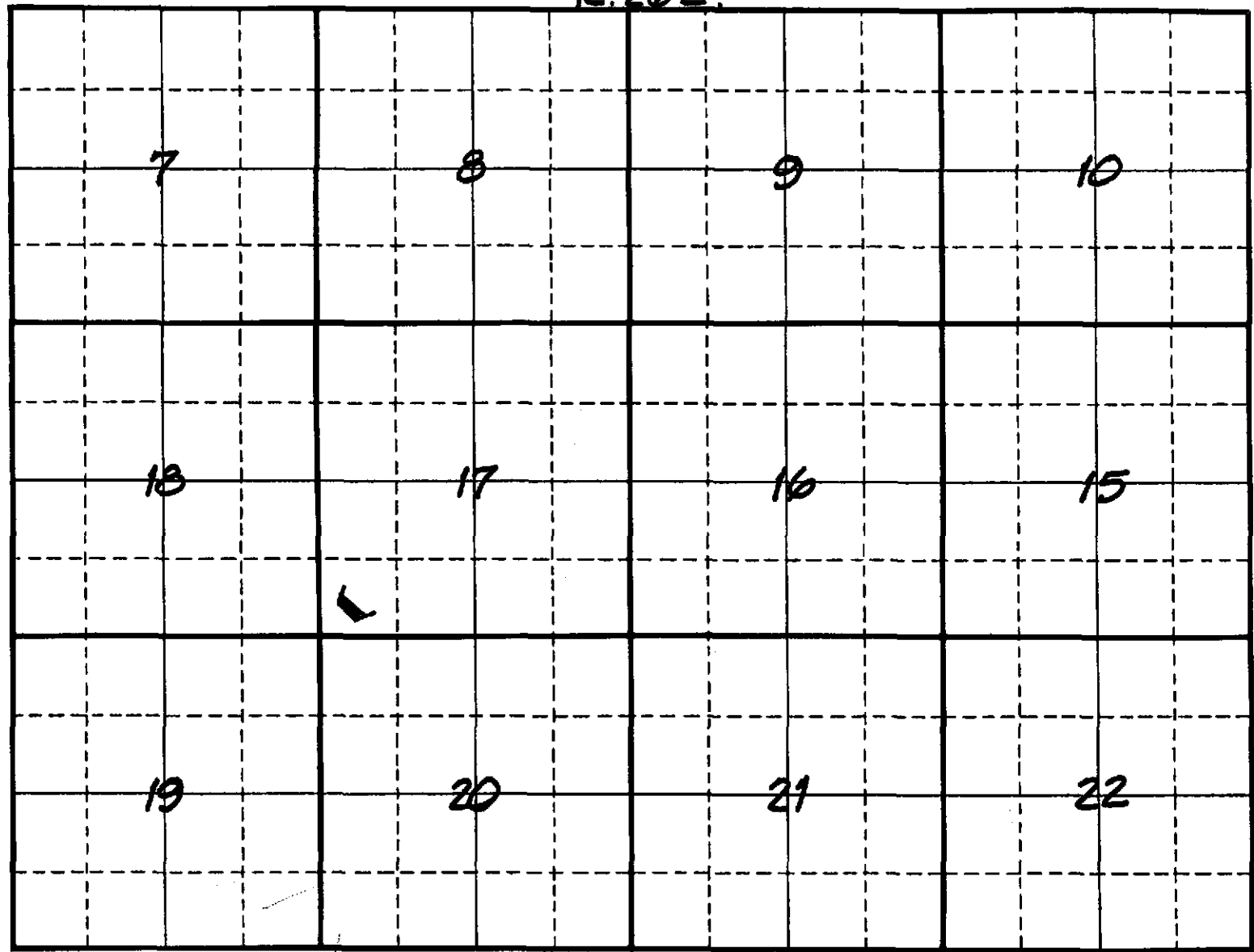
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: STOCK - WATER USED FOR DOMESTIC CATTLE.

NOTE: Include here the type and number of stock watered: 585 CATTLE
If you are claiming water as a member of an organization, list name of organization: U.S.A. FOREST SERVICE

(8) Remarks THIS ALLOTMENT HAS A TOTAL OF 585 CATTLE, AND 50 WATER DEVELOPMENTS.

R. 26 E.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Utah)
) ss.
County of Weber)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge. United States of America, Forest Service

Sworn to before me this 11th day of September, 1980.
Deputy Regional Forester, (Claimant) Resources
Adrian Dalton

Larrie Meier
Notary Public
Residing at Kaysville (Davis Co) Utah

My commission expires June 1, 1983

MICROFILMED

FOR DEPARTMENT USE ONLY

Received by bw Date 9/17/80 Exception filed by: _____ Date _____
Prelim. check by _____ Date _____
\$20.00 fee received by VH586 Date 12/12/80 # 16119
Published in Custer Co. Pub. Co.
Dates 10/23 & 10/30/80

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I Margaret Creach
~~Publisher~~ of the Challis Messenger, a
weekly newspaper, published at Challis,
Idaho, do solemnly swear that the notice
hereto attached and made a part hereof,
was published in the regular and entire
issue of the Challis Messenger for 2
consecutive weeks, commencing with
the issue dated 10/23,
1980 and ending with the issue
dated 10/30, 1980.

.....
Subscribed and sworn to before
this 10 day of December,
1980.

Nelson J. Creach
.....
Notary Public, residing at Challis,
Idaho. My commission expires on
2-29-84

MICROFILMED

RECEIVED

DEC 12 1980

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

34-4006
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to LITTLE LOST RIVER, MAIN FORK
Priority Date: 06/01/1959
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: SWSW Sec 17 T 12N R 26E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) FROM 01/01 TO 12/31
Place of Use: SWSW Sec 17 T 12N R 26E
Diversion Means: STOCK-POND.

34-4007
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to DRY CREEK
Priority Date: 06/01/1937
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NENE Sec 16 T 09N R 24E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NENE Sec 16 T 09N R 24E
Diversion Means: STOCK-POND.

34-4050
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to TAYLOR CANYON CREEK
Priority Date: 06/01/1968
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NENE Sec 36 T 07N R 23E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NENE Sec 36 T 07N R 23E
Diversion Means: STOCK-POND.

34-4051
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to BOONE CREEK
Priority Date: 06/01/1968
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NWNW Sec 32 T 07N R 22E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) FROM 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NWNW Sec 32 T 07N R 22E
Diversion Means: STOCK-POND.

34-4052
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to SHEEP CREEK
Priority Date: 06/01/1960
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NWSW Sec 24 T 11N R 21E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NWSW Sec 24 T 11N R 21E
Diversion Means: STOCK-POND.

34-4053
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to CHERRY CREEK, LEFT FORK
Priority Date: 06/01/1953
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NWSE Sec 29 T 05N R 23E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NWSE Sec 29 T 05N R 23E
Diversion Means: STOCK-POND.

34-4054
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: TRAIL CREEK tributary to ALDER CREEK
Priority Date: 06/01/1960
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NWSW Sec 26 T 06N R 23E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NWSW Sec 26 T 06N R 23E
Diversion Means: STOCK-POND.

34-4055
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED CREEK tributary to TRAIL CREEK
Priority Date: 06/01/1960
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: SWNE Sec 26 T 06N R 23E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: SWNE Sec 26 T 06N R 23E
Diversion Means: STOCK-POND.

34-4056
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to WILLOW CREEK
Priority Date: 06/01/1960
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NWNW Sec 16 T 10N R 22E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NWNW Sec 16 T 10N R 22E
Diversion Means: STOCK-POND.

34-4058
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to BIG LOST RIVER
Priority Date: 06/01/1967
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: SENW Sec 11 T 05N R 22E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: SENW Sec 11 T 05N R 22E
Diversion Means: STOCK-POND.

34-4059
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to WILLOW CREEK
Priority Date: 06/01/1960
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NWSE Sec 10 T 10N R 22E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NWSE Sec 10 T 10N R 22E
Diversion Means: STOCK-POND.

34-4060
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED CREEK tributary to WILLOW CREEK
Priority Date: 06/01/1954
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NWNE Sec 12 T 04N R 23E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NWNE Sec 12 T 04N R 23E
Diversion Means: STOCK-POND.

34-4061
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED CREEK tributary to CHERRY CREEK
Priority Date: 06/01/1943
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: NENW Sec 21 T 05N R 23E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: NENW Sec 21 T 05N R 23E
Diversion Means: STOCK-POND.

34-4062
U.S. DEPT. OF AGRICULTURE
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: UNNAMED STREAM tributary to DRY CANYON CREEK
Priority Date: 06/01/1963
Amount: 0.02 CFS 0.05 AC-FT
Diversion Point: SWSW Sec 15 T 04N R 23E, CUSTER Co.
Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31
Place of Use: SWSW Sec 15 T 04N R 23E
Diversion Means: STOCK-POND.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401.
C. STEPHEN ALLRED
Director
Pub. 10/23 & 10/30/80.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JOHN K.

Right Number 33-4006 Applicant USEF

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
 - ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
 - ☒ Source.
 - ☒ Quantity, use, period.
 - ☒ Point(s) of diversion.
 - ☒ Location of use.
 - ☒ Signature/notarization/fee.
- 11/10
1/12/81

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date Feb 23, 1981

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Maureen Date 3/6/81

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

NOVEMBER 10, 1980

U.S. DEPT. OF AGRI.
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
BOBDFN

UT 84401

RE: Claim No. 33-4006

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

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

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Sincerely,
yours truly,

DONALD D. CARLSON
Eastern Region Supervisor

Enclosure

MICROFILMED

January 30, 1981

RE: Claim to a Water Right No. 33-4006 Correction

Application for Permit No. 34-7258 thru 34-7285 Corrections

U.S. FOREST SERVICE

Custer Publishing Company
P.O. Box 405
Challis, Idaho 83226

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on December 26, 1980 and January 2, 1981.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

CW:kw

MICROFILMED

December 18, 1980

RE: Notice of Correction No. 33-4006 US FOREST SERVICE

Custer Publishing Company
P.O. Box 405
Challis, Idaho 83226

Gentlemen:

We are resubmitting a legal notice to be published on December 26, 1980 and January 2, 1981. This notice was originally published in your paper on October 23 and 30, 1980. Unfortunately, it was advertised incorrectly. As we did not receive a galley proof, we had no way of checking the accuracy of this notice before it went to print. We, therefore, request this be readvertised again at your expense.

Please submit a galley proof before the first dates we have requested, assuming the notice is correct. If we have any corrections, we will notify you before the first date of publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to this office by January 12, 1981. Your cooperation in this matter is greatly appreciated.

Very truly yours,

KAY WALKER
Secretary

Enclosure

CW:kw

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 33-4006 in the name of U. S. Dept. of Agri., Forest Service was published incorrectly on October 23 and 30, 1980. The use of water was advertised as being Stockwater (0.02 CFS) from 01/01 to 12/31.

WHEREAS, the actual use of water is Stockwater (0.02 CFS) from 01/01 to 12/31 Stockwater Storage (0.05 AC-FT) from 01/01 to 12/31.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho, 83401.

C. STEPHEN ALLRED

Director

Published in the Custer County Publishing Co. 12/26 and 1/02/81.

RECEIVED
JAN 2 1981
IDAHO DEPT. OF WATER RESOURCES
IDAHO FALLS, IDAHO

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

OCTOBER 16, 1980

Custer County Publishing Co.
P. O. Box 405
Challis, Idaho 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 10, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

RECEIVED
OCT 20 1980

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 .

C. STEPHEN ALLRED

Director

Published 10/23 & 10/30/80.

33-4006-

U.S. DEPT. OF AGRI.

FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401

Source: UNNAMED STREAM tributary to LITTLE LOST RIVER, MAIN FORK

Priority Date: 06/01/1959

Amount: 0.02 CFS 0.05 AC-FT

Diversion Point: SWSW Sec 17 T 12N R 26E, CUSTER Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31

Place of Use: SWSW Sec 17 T 12N R 26E

Diversion Means: STOCKPOND.

RECEIVED
JUN 10 1959