


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 27th day of June, 1983.

My commission expires 2-20-85

Received by CW Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by KCW Date 7-22-83 Claimant by: _____
\$20.00 fee received by CW Date 8-31-83
Published in Custer Publishing #29a51
Dates 8/18 & 8/25/83

RECEIVED

AUG 29 1983

AFIDAVIT OF PUBLICATION
Eastern District Office

State of Idaho, County of Custer, ss:

1. MARGARET PARKS.....
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 AUG 18.....
1983 and ending with the issue
dated AUG 25.....1983

Margaret Parks.....
Subscribed and sworn to before
this 26 day of August.....
1983.

Carol M. Beck.....
Notary Public, residing at Challis,
Idaho. My commission expires on

Life

NOTICE OF CLAIMS
TO WATER RIGHTS

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

34-4097
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 08/30/1968
Diversion Pt: SENW Sec 17
T 07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SENW Sec 17 T 07N R 22E

34-4098
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 08/30/1968
Diversion Pt: SENE Sec 17 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SENE Sec 17 T 07N R 22E

34-4099
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 08/30/1963
Diversion Pt: NWSE Sec 17
T 07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: NWSE Sec 17 T 07N R 22E

34-4100
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
LEHMAN CREEK
Priority Date: 08/30/1968
Diversion Pt: SESE Sec 17 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SESE Sec 17 T 07N R 22E

34-4101
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
LEHMAN CREEK
Priority Date: 08/30/1968
Diversion Pt: SESE Sec 17 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SESE Sec 17 T 07N R 22E

34-4102
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
LEHMAN CREEK
Priority Date: 08/30/1968
Diversion Pt: SESE Sec 17 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SESE Sec 17 T 07N R 22E

34-4103
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
LEHMAN CREEK
Priority Date: 08/30/1968
Diversion Pt: SENE Sec 20 T
07N R 22E
Use: STOCKWATER (0.02

ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 08/30/1968
Diversion Pt: SESW Sec 07 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SESW Sec 07 T 07N R 22E

34-4106
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 08/30/1968
Diversion Pt: SWSE Sec 07 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SWSE Sec 07 T 07N R 22E

34-4107
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 08/30/1968
Diversion Pt: NESE Sec 07 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: NESE Sec 07 T 07N R 22E

34-4108
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 09/30/1968
Diversion Pt: SENE Sec 07 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SENE Sec 07 T 07N R 22E

34-4109
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 09/30/1968
Diversion Pt: SWNE Sec 07 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SWNE Sec 07 T 07N R 22E

34-4110
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 09/30/1968
Diversion Pt: NWSE Sec 07 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: NWSE Sec 07 T 07N R 22E

34-4111
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
GARDEN CREEK
Priority Date: 09/30/1968
Diversion Pt: NWNW Sec 07 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: NWNW Sec 07 T 07N R
22E

34-4112
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
GARDEN CREEK
Priority Date: 09/30/1968
Diversion Pt: SENE Sec 12 T
07N R 21E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SENE Sec 12 T 07N R 21E

34-4113
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH

07N R 21E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: NESE Sec 12 T 07N R 21E

34-4115
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
GARDEN CREEK
Priority Date: 09/30/1968
Diversion Pt: SWSW Sec 07 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SWSW Sec 07 T 07N R 22E

34-4116
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 09/30/1968
Diversion Pt: SESE Sec 08 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SESE Sec 08 T 07N R 22E

34-4117
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 09/30/1968
Diversion Pt: NESE Sec 08 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: NESE Sec 08 T 07N R 22E

34-4118
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
BOONE CREEK
Priority Date: 09/30/1968
Diversion Pt: SENW Sec 08 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SENW Sec 08 T 07N R 22E

34-4119
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
LEHMAN CREEK
Priority Date: 08/30/1968
Diversion Pt: NENE Sec 20 T
07N R 21E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: NENE Sec 20 T 07N R 21E

34-4120
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH
ST., OGDEN, UT 84401
Source: SPRING trib. to
HAMILTON CREEK
Priority Date: 08/30/1968
Diversion Pt: SENE Sec 20 T
07N R 22E
Use: STOCKWATER (0.02
CFS) STOCKWATER STOR-
AGE (0.05 AF)
In: SENE Sec 23 T 07N R 21E

34-4121
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH

34-4122
U.S. DEPT. OF AGRI.
FOREST SERVICE, FED-
ERAL BUILDING, 324 25TH

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. Department of Agriculture - Forest Service
(Name of Claimant)
324 - 25th Street, Ogden, UT 84401 Telephone No. (801) 626-3560
(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) August, 30, 1968

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)
Spring (017 - 38) tributary to Lehman Creek

(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>.02 cfs</u>	Use <u>Stockwatering</u>	Period of Use From <u>June 1</u>	To <u>Oct 30</u>
Quantity	<u>.05 afa</u>	Use <u>Storage</u>	Period of Use From <u>June 1</u>	To <u>Oct 30</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) .02 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 17 Twp. 7N Rge. 22E 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 stockwatering pond.

(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.

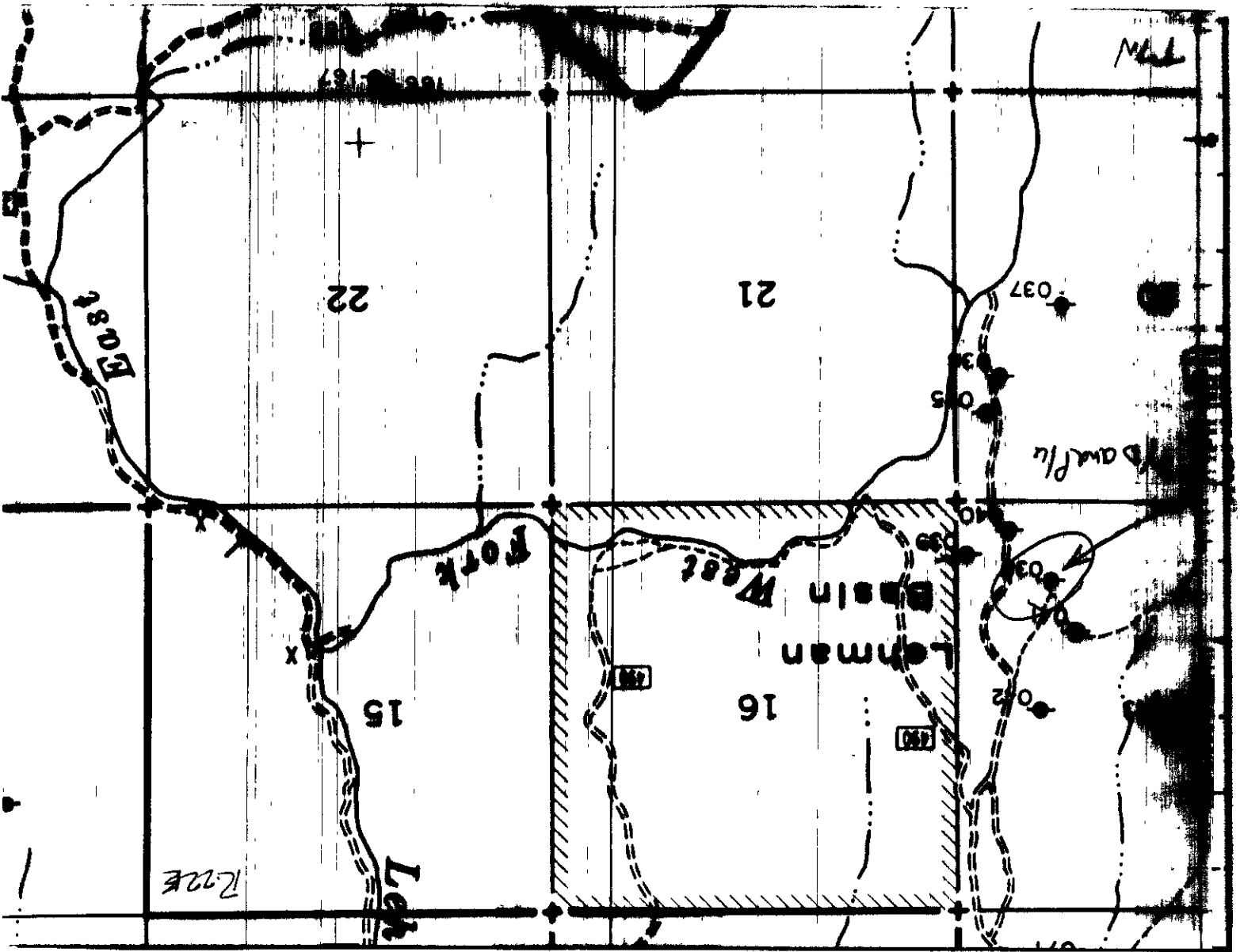
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	22E	17																X	

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Stockwatering pond at point of diversion.

NOTE: Include here the type and number of stock watered: Cattle - 2660

(7) If you are claiming water as a member of an organization, list name of organization: U.S. of America, Forest Service



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~~ Utah
County of ~~Weber~~ Weber
) ss.
)

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

(for) T.A. ROEDERER (claimant) DRF, Resources

Sworn to before me this 27th day of June 19 83

Notary Public

Residing at Willard (Box Elder County) Utah

My commission expires 2-20-85

FOR DEPARTMENT USE ONLY

Received by Paul Date 6-22-83 Prelim. check by Paul Date 7-22-83 \$20.00 fee received by Paul Date 8-31-83 Published in Utah Dates 8/18 & 8/25/83
Exception filed by: Paul Forwarded to claimant by: Paul Date 8/22/83

FED.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 6, 1983

U.S. DEPT. OF AGR.
FOREST SERVICE
FEDERAL BUILDING
324 25TH STREET
OGDEN

UT 84401

RE: Claim No. 34-4102

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.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY Keith C. Wilson

Right Number **34 4102** Applicant Forest Service

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

FINAL REGIONAL PROCESSING REVIEW.

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

By *Ernest Carlson* Date *Sept. 9, 1983.*

STATE OFFICE PROCESSING

- ☒ Claim review complete

by *J. V. V.* Date *9-28-83*

RECEIVED
SEP 28 1983

Department of Water Resources

34-4102

U.S. DEPT. OF AGRI.

FOREST SERVICE, FEDERAL BUILDING, 324 25TH STREET, OGDEN, UT 84401

Source: SPRING trib. to LEHMAN CREEK

Priority Date: 08/30/1968

Diversion Pt: SESE Sec 17 T 07N R 22E

Use: STOCKWATER	(0.02 CFS)
STOCKWATER STORAGE	(0.05 AF)

In: SESE Sec 17 T 07N R 22E

MICROFILMED