

MICROFILMED

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.

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

Kendall K. Hill

Sworn to before me this 28th day of April, 1986.

Notary Public

Residing at Willard, Box Elder County, Utah

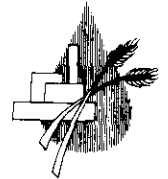
My commission expires 12-11-88

FOR DEPARTMENT USE ONLY

Received by <u>J. Blau</u>	Date <u>5/6/86</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>js</u>	Date <u>6-9-86</u>	<u>Ref # 40053</u>	claimant by:	
\$30.00 fee received by <u>js</u>	Date <u>2-26-86</u>			
Published in <u>Times News</u>				
Dates <u>7/3/86; 7/10/86</u>				

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 United States of America - Forest Service
(Name of Claimant)
324 - 25th Street, Ogden, Utah 84401 Telephone No. 801-625-5360
(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) 1872

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)
North Cottonwood Creek tributary to Rock 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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.02 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>May 15</u>	To <u>Nov. 30</u>
Quantity	<u>0.02 cfs</u>	Use <u>wildlife</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) 0.02 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
1/4 1/4, Sec. 26 Twp. 13S Rge. 17E B.M., County of Twin Falls
Additional points of diversion: From NE 1/4 of NE 1/4 of Section 26 to NW 1/4 of NE 1/4 Section 2, Township 13S, Range 17E, Twin Falls County.

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. There is no diversion works: This is an instream stockwater use along the stream reach described.

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13S	17E	26	X	X															
		23	X	X	X	X									X	X			
		14		X	X		X								X	X			
		11		X	X				X	X			X						
		2		X	X										X	X			

No. of acres

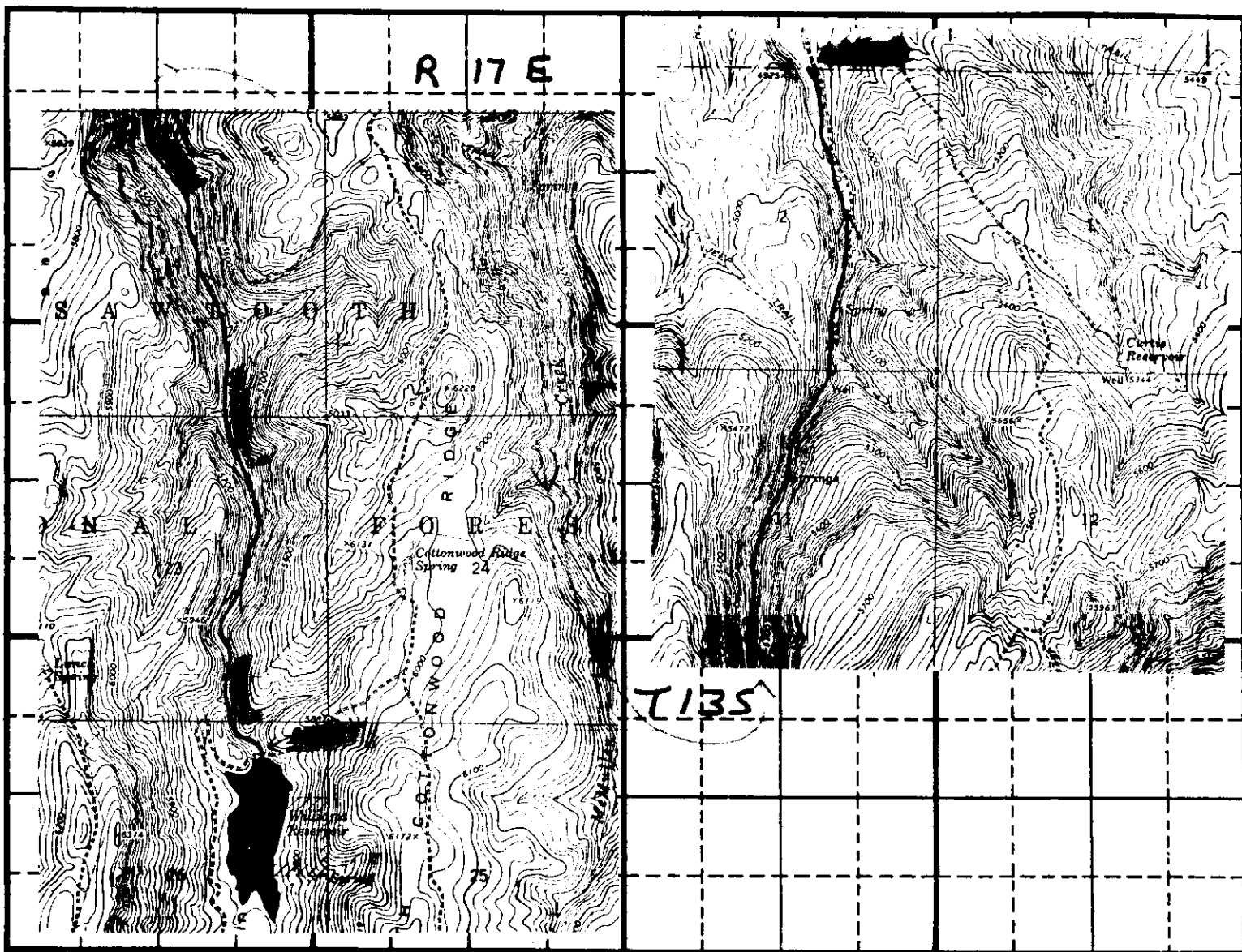
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
This instream stockwater use is directly from the stream along the entire length from the NE 1/4 of NE 1/4 Section 26 to the NW 1/4 of NE 1/4 Section 2 all in T. 13 S., R. 17 E.

NOTE: Include here the type and number of stock watered: 200 cow/calf pairs

(7) If you are claiming water as a member of an organization, list name of organization:

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(8) Remarks



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 ~~Idaho~~ 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

Randall K. Rice

(for) J. S. TIXIER (Claimant) Regional Forester

Sworn to before me this 28th day of April, 19 86.

Sandra S. Carlson

Notary Public

Residing at Willard, Box Elder County, Utah

My commission expires 12-11-88

FOR DEPARTMENT USE ONLY

Received by <u>J. Blau</u>	Date <u>5/6/86</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JS</u>	Date <u>6-9-86</u>	<u>Ref # 40053</u>	claimant by:	
\$30.00 fee received by <u>JS</u>	Date <u>3-26-86</u>			
Published in <u>Times News</u>				
Dates <u>7/13/86, 7/10/86</u>				

**NOTICE OF
CLAIMS TO
WATER RIGHT**

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

47-4514

U.S. DEPT OF AGRI.
FOREST SERVICE,
FEDERAL BLDG., 324
25th St., Ogden, UT
84401

Source: NORTH COT-
TONWOOD Creek trib.
to ROCK CREEK

Diversion Pt: Sec 23
T13S R17E Sec 26 T 13S
R17E Sec 14 T13S R17E,
Sec 02 T13S R17E, Sec
11 T13S R17E

Use: STOCKWATER
(0.020 CFS)
WILDLIFE (0.020 CFS)

Priority Date: 01/01/
1872

In: Sec 26 T13S R17E;
Sec 23 T13S R17E; Sec 14
T13S R17E; Sec 11 T13S
R17E; Sec 02 T13S R17E

Exceptions to a claim
may be filed with the
Director, Dept. of Water
Resources, Southern
Region, 1041 Blue Lakes
Blvd. N. Twin Falls,
Idaho 83301.

KEN DUNN, Dir

PUBLISH: Thursdays,
July 3, and 10, 1986.

Affidavit of Publication

STATE OF IDAHO.

COUNTY OF TWIN FALLS

ss.

JUL 24 1986

No 16421

Belinda J Capps being first duly sworn upon

oath, depose and say that I am *Printed Clerk* of the TIMES-NEWS,
published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for *Two*

consecutive *Weeks*, commencing with the issue dated
July 3, 1986, and ending with the issue dated
July 10, 1986.

And I do further certify that said newspaper is a consolidation, effective February 16,
1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin
Falls News, published theretofore daily except Monday, both of which newspapers prior to
consolidation had been published under said names in said city and county continuously and
uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
NEWS, since such consolidation, has been published as a daily newspaper except Saturday,
until July 31, 1978, at which time said newspaper began daily publication under said name
in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week
has been designated as the day on which legal notice by law or by order of any court of com-
petent jurisdiction within the state of Idaho, to be published weekly, will be published; and
that at the head of the editorial column of said combined newspapers, and in each issue there-
of, Thursday is announced as the day on which said legal notices will be published.

Belinda J Capps
Subscribed and sworn to before me on this

15th

day of

July, 1986.

Deanna House
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho

WIDOR MFD

OK
MB
7/24/86



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

July 29, 1986

U.S. Dept. of Agriculture
Forest Service
324 25th Street
Ogden, UT 84401

RE: Claim No. 47-4514

Gentlemen:

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 or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

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 can be of further assistance, please feel free to contact us.

Very truly yours,

LOREN O. HOLMES
Southern Region Supervisor

LOH:MB

Encl:

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NOTICE OF CLAIMS TO WATER RIGHTS

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

47-4514

U.S. DEPT. OF AGRI.

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

Source: NORTH COTTONWOOD CREEK trib. to ROCK CREEK

Diversion Pt: Sec 23 T13S R17E Sec 26 T13S R17E
 Sec 14 T13S R17E Sec 11 T13S R17E
 Sec 02 T13S R17E

Use: STOCKWATER (0.020 CFS)
 WILDLIFE (0.020 CFS)

Priority Date: 01/01/1872

In: Sec 26 T13S R17E; Sec 23 T13S R17E; Sec 14 T13S R17E; Sec 11
 T13S R17E; Sec 02 T13S R17E

Exceptions to a claim may be filed with the Director, Dept. of Water
Resources, Southern Region, 1041 Blue Lakes Blvd. N. Twin Falls, Idaho 83301.
KEN DUNN, Dir.

Published 07/83 & 07/10/86.

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3/47091 prod 0703 DEPT WATER
RESOURCES 73/43,10 005.4

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CLAIMS TO
WATER RIGHT**

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right(s) created by
diversion and beneficial
use:

47-4514

U.S. DEPT OF AGRI.
FOREST SERVICE,
FEDERAL BLDG., 324
25th St., Ogden, UT
84401

Source: NORTH COT-
TONWOOD Creek trib.
to ROCK CREEK

Diversion Pt: Sec 23
T13S R17E Sec 16 T 13S
R17E Sec 14 T 13S
R17E, Sec 02 T13S R17E,
Sec 11 T13S R17E

Use: STOCKWATER
(0.020 CFS)

WILDLIFE (0.020 CFS)

Priority Date: 01/01/
1872

In: Sec 26 T13S R17E;
Sec 23 T13S R17E; Sec 14
T13S R17E; Sec 11 T13S
R17E; Sec 02 T13S R17E

Exceptions to a claim
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Resources, Southern
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Blvd. N. Twin Falls,
Idaho 83301.

KEN DUNN, Dir

PUBLISH: Thursdays,
July 3, and 10, 1986.

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25th St., Ogden, UT

84401

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to ROCK CREEK

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T13S R17E Sec 26 T 13S
R17E Sec 14 T13S R17E,
Sec 02 T13S R17E, Sec
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Priority Date: 01/01/
1872

In: Sec 26 T13S R17E;
Sec 23 T13S R17E; Sec 14
T13S R17E; Sec 11 T13S
R17E; Sec 02 T13S R17E

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KEN DUNN, Dir

PUBLISH: Thursdays,
July 3, and 10, 1986.

RECEIVED

JUL 1 1986

Office of the
Director
Department of Water
Resources
Southern Region
1041 Blue Lakes
Blvd. N. Twin Falls,
Idaho 83301

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

JUNE 18, 1986

Times News
P. O. Box 548
Twin Falls, Idaho 83301

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 JULY 21, 1986.

Yours truly,

Mary A. Baldwin
Secretary/Office Coordinator

Encl.

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