

12/06/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-3442

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

RECEIVED
DEC 28 2006
WATER RESOURCES
WESTERN REGION

SOURCE: SPRING

TRIBUTARY: DRY CREEK

QUANTITY: 0.010 CFS
1.300 AFY

The quantity of water under this right for stockwater use shall not exceed
13,000 gallons per day.

PRIORITY DATE: 05/02/1965

POINT OF DIVERSION:

T05N R03E S29 SWSW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FIRE PROTECTION	01/01 12/31	0.010 CFS 1.30 AFY
STOCKWATER	01/01 12/31	0.010 CFS 1.30 AFY

PLACE OF USE: STOCKWATER in BOISE County

T05N R03E S29 SWSW

FIRE PROTECTION in BOISE County

T05N R03E S29 SWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is
not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

FOREST SERVICE RECORD ID = 040217050114380002 00

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-3442
Date Received: 3/25/1993
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

UNITED STATES OF AMERICA ACTING THROUGH Phone: (208)387-0835
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID USA 83724

2. Date of Priority: 04/09/1965

3. Source: SPRING Trib. to: DRY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	03E	29	NW NW	BOISE	

5. Description of diverting works:

Headbox

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
FIRE PROTECTION		01/01	12/31 0.01	
1.3				

7. Total Quantity Appropriated is:

0.01 C.F.S. and/or 1.3 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	03E	29	SW	SW	FIRE PROTECTION	

11. Place of use in counties: BOISE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

FOREST SERVICE RECORD ID = 040217050114380002 00

15. Basis of Claim: License

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Ident. Number: A63-03442
Date received: 5-23-1993
Receipt No: _____

NOTICE OF CLAIM

TO A

WATER RIGHT
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)
Address: 324 25th Street
Ogden, Utah 84401
801-625-5360

2. Date of Priority: 04/09/1965

3. Source of water supply: UNNAMED SPRING Tributary to: DRY CREEK

Forest Service Record ID: 04 02 17050114 38 0 0002 0

4. a. Location of Point of Diversion:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
5 N	3 E	29	NWNW		BOISE	BOISE

b. Location of Place of Use:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
5 N	3 E	29	SWSW		BOISE	BOISE

c. Description of existing diversion: HEADBOX

d. If instream flows, beginning point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
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Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
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Boise Meridian.

5. Total Quantity Claimed:

Cubic Feet per second	Acre-feet per annum	Elevation (ft) or Well Depth
0.01	1.30	0

6. Total Consumptive Use Claimed for Present and Future Use Is:

Cubic Feet per second	Acre-feet per annum	Elevation (ft)/ or Well Depth
0.01	1.30	0

7. Present and future uses to which the water is or will be used:

FIRE PROTECTION

Season of Use: January 1 thru December 31

8. Attach the legal description of the reservation, and maps showing for each consumptive use the existing and proposed place of use and existing points of diversion.

BOUND SEPARATELY.

9. Remarks: (include a list of documents (s) creating the federal reservation and/or negotiated agreement).

Quad No. 80
BOGUS BASIN ROAD PUMP; FIRE SUPPRESSION
BOUND SEPARATELY.
Application No: 63 -

10. Other water rights used for the same purpose:

11. Counties within the reservation:

12. Existing diversions:

Notice is hereby given that the United States Department of Justice will represent the Department of Agriculture, Forest Service, in all matters pertaining to the Snake River Basin Adjudication. All notices required by law to be mailed by the Director to the claimant should be mailed to the individuals at the address below:

Jack Haugrud
Geoffrey Garver
Daria J. Zane
U.S. Department of Justice
Environment and Natural Resources Division
General Litigation Section
P.O. Box 663
Washington, D.C. 20044-0663
202-272-4134

This form is an attachment to a letter forwarding the claims of the U.S. Department of Agriculture, Forest Service. The signature and affirmation on such letter constitutes the signature of the authorized agent representing the United States of America required for such claim.