R 08923

FEDERAL RESERVED WATER RIGHT

United States of America - Forest Service
324 25th Street
Ogden, UT 84401
(801) 625-5360

1. National Forest: Humboldt National Forest

2. Stream: Horse Creek (tributary to Franklin River)

3. Authority: Organic Administration Act of 1897

4. Reservation Date: May 3, 1906

5. Purpose: Secure favorable conditions of water flow

6. Location of Quantification Point:

   a. General: Southwest end of the East Humboldt Range

   b. Legal: NW1/4SW1/4 sec. 19, T. 34 N., R. 61 E., Mount Diablo Base and Meridian, or at a point from which the 1/4 corner common to sections 20 and 21, T. 34 N., R. 61 E. bears N 88° 15' E at a distance of 10,400 feet.

4-6-1999

7. Instream Flow Claim: a continuous instream flow equivalent to an average of 1375 acre-feet per year defined and distributed as follows:

   a. Minimum flow rates: the rate for Day 1 and for each and every succeeding day or period throughout the entire year as follows:

Duration				Streamflow (cfs)
Days	: 1	thru	12	1.90
Days	: 13	thru	23	3.78
Days	: 24	thru	31	5.67
Days	: 32	thru	36	7.56
Days	: 37	thru	38	9.45
Day	: 39			11.34
Day	: 40			15.12
Day	: 41			18.90
Day	: 42			13.23
Day	: 43			9.45
Day	: 44			7.56
Day	: 45			5.67
Day	: 46			3.78
Days	: 47	thru	Dec. 31	0.10
Days	: Jan. 1	to	Day 1	0.10

b. Day 1: the day that flow attains a rate of 1.90 cfs and equals or exceeds that rate for 24 hours, but in no event earlier than May 15.

8. In the event that natural flows do not attain the rates decreed above, the United States shall be entitled to the natural flows actually occurring during the time periods described above.

9. Instream flows are necessary at all points along the streams within the boundaries of the national forests and the quantification herein may be extrapolated to other stream reaches in this or nearby similar watersheds based on watershed area, precipitation, watershed characteristics, or combinations thereof.

The undersigned, being duly sworn, deposes and says that he is the agent of the United States of America, that he makes this certification on behalf of the United States of America, that he has read the foregoing statement of claim and knows the contents thereof, and that he has signed on behalf of the United States of America said statement, that the answers set forth therein are true to his best knowledge and belief.

Randall L. Hale

(for) J.S. TIXIER, Regional Forester

Subscribed and sworn to before me this 28th day of Oct, 1982

Sandra S Carlson

Notary Public

NOTARY PUBLIC
SANDRA S. CARLSON
Commission Expires
Dec. 11, 1983
STATE OF UTAH