

RECEIVED

FORM 202 Rev. 09/16

FEB 13 2017

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 74-16069

AMENDED

1. Name of applicant(s) SANDE K GREBE Phone 307-575-0776Name connector (check one): ☐ and ☐ or ☐ and/orMailing address 3642 RD 57 City TORRINGTONState WY ZIP 82240 Email _____

RECEIVED

2. Name of representative, if any _____ Phone _____

Mailing address _____ City _____

State _____ ZIP _____ Email _____

MAR 06 2017

DEPARTMENT OF
WATER RESOURCESa. ☐ Send all correspondence for this application to the representative and not to the applicant OR☐ Send original correspondence to the applicant and copies to the representative.b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.3. Source of water supply GROUND WATER which is a tributary of _____

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
21N	22E	10			NW	NW	LEMHI	GROUND WATER	irrigation well

5. Water will be used for the following purposes:

Amount 0.08 0.12 SC. 2/27/17 for irrigation purposes from 03/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)6. Total quantity to be appropriated is (a) 0.08 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

7. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. existing well to sprinkler systemb. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ Noe. If well is already drilled, when? 1977 (est); drilling firm unknown; well was drilled for (well owner) James Melton; Drilling Permit No. _____

For Department Use

Received by VC Date _____ Time _____ Preliminary check by _____
Fee \$ 100 Received by VC Receipt No. 0103017 Date 2/13/17

— Amended Application —

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	22E	10						4.1											4.1

Total number of acres to be irrigated: 4.1

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? none

11. a. Who owns the property at the point of diversion? applicant
- b. Who owns the land to be irrigated or place of use? applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. An existing well will be used to provide irrigation for the dry portion of my property. This well is presently not in use. A separate well is used to supply domestic water to the house. Right no. 74-568C from Lemhi River is used to irrigate 5 acres around the residence and is not used on the dry lot.

13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Sande K Grebe
Signature of Applicant
Sande K Grebe
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 74-16069

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Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 3642 RD 57 City TORRINGTON
State WY ZIP 82240 Email _____

2. Name of representative, if any _____ Phone _____
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For Department Use

Received by VC Date _____ Time _____ Preliminary check by _____
Fee \$ 100 Received by VC Receipt No. 0103017 Date 2/13/17

Superseded by Amended Application reviewed 03-06-2017. 28

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Sande K Grebe
Signature of Applicant

Sande K Grebe
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)



WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:334296

FOR VALUE RECEIVED

Brett Park and Kristin R. Park husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Sande K. Grebe a single woman

whose current address is

**3642 Road 57
Torrington, WY 82240**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

A PARCEL OF LAND LOCATED IN THE NW1/4NW1/4, SECTION 10, T. 21 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NW CORNER OF SAID SECTION 10, FROM WHICH THE SW CORNER OF SAID SECTION BEARS S. 00° 17' 33" W., 5305.50 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 51° 32' 29" E. A DISTANCE OF 1402.53 FT. TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF LEMHI BACK ROAD AND THE POINT OF BEGINNING;

THENCE S. 37° 06' 57" W. A DISTANCE OF 180.41 FT.;

THENCE S. 28° 54' 59" E. A DISTANCE OF 218.07 FT.;

THENCE S. 73° 00' 21" E. A DISTANCE OF 110.49 FT.;

THENCE S. 34° 25' 23" W. A DISTANCE OF 98.00 FT. TO A POINT ON THE SOUTHERLY BOUNDARY OF SAID NW1/4NW1/4 OF SECTION 10;

THENCE S. 89° 41' 33" W. ALONG SAID BOUNDARY 645.59 FT.;

THENCE N. 31° 29' 11" W. A DISTANCE OF 311.45 FT.;

THENCE N. 31° 45' 32" E. A DISTANCE OF 558.51 FT. TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF LEMHI BANK ROAD;

THENCE S. 58° 15' 39" E. ALONG SAID ROAD 549.64 FT. TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 19, 2016

Brett Park 12/19/2016

Brett Park

Kristin R. Park

Kristin R. Park

State of Idaho } ss
County of Lemhi }

On this 19th day of December, 2016, before me, Laurie M Santee, a
Notary Public in and for said state, personally appeared Brett Park and Kristin R. Park, known or
identified to me to be the person(s) whose name(s) is/~~are~~ subscribed to the within Instrument and
acknowledged to me that he/she/~~they~~ executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and
year in this certificate first above written.

Laurie M Santee

Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: 6-19-2019





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

April 25, 2017

SANDE K GREBE
3642 RD 57
TORRINGTON, WY 82240

Application For Permit No. 74-16069

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the RECORDER HERALD on 5/4/2017 and 5/11/2017. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

April 25, 2017

IDAHO DEPARTMENT OF FISH & GAME
ATTN: TOM BASSISTA
4279 COMMERCE WAY
IDAHO FALLS ID 83401

RE: Application for Permit No.: 75-16069
Transfer NO. 80119 Water Right 75-7559

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application for permit and transfer. You can find copies of the applications at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the applications as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of these application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jean Hersley'.

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Dept of Fish & Game- Salmon office



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

April 25, 2017

IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY
900 NORTH SKYLINE SUITE B
IDAHO FALLS ID 83402

RE: Application for Permit No.: 75-16069
Transfer NO. 80119 Water Right 75-7559

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application for permit and transfer. You can find copies of the applications at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the applications as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of these applications, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact this office if you have any questions regarding the applications.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jean Hersley', is written over a light blue horizontal line.

Jean Hersley
Technical Records Specialist II

Enclosure(s)

Hersley, Jean

From: Hersley, Jean
Sent: Tuesday, April 25, 2017 10:30 AM
To: Yenter, Cindy; Clark, Cynthia (Bridge)
Subject: Application for Permit 75-16069 & Transfer 80119

These applications will be advertised on May 4th and 11th. Documents will be scanned by the end of the day. Please let the state office know if you have any comments or concerns. Protest deadline is May 22, 2017.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

Hersley, Jean

From: Hersley, Jean
Sent: Tuesday, April 25, 2017 10:12 AM
To: rhlegals@custertel.net
Subject: Application for Permit and Notice of Proposed Change of Water Right

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

74-16069

SANDE K GREBE

3642 RD 57

TORRINGTON, WY 82240

Point of Diversion NWNW S10 T21N R22E LEMHI County

Source GROUND WATER

Use: IRRIGATION

03/15 to 11/15

0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 2/13/2017

Place Of Use: IRRIGATION

T21N R22E S10 NWNW

Total Acres: 4.1

This application proposes the diversion and use of water from ground water tributary to the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before **5/22/2017**. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80119

PLEASANT MEADOWS WATER CO, PO BOX 123, CARMEN, ID 83462; has filed Application No. 80119 for changes to the following water rights within LEMHI County(s): Right No(s). 75-7559; The purpose of the transfer is to change a portion of the above rights as follows:

Transfer proposes correcting legal description of point of diversion and place of use for Water Right 75-7559 to existing location in Pleasant Meadows Subdivision.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800; or for a full description of the transfer, please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>.

Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department of Water Resources, 322 E Front St, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before **5/22/2017**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
and 5/11/2017

Published on 5/4/2017

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*



State of Idaho

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GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 14, 2017

Sande K Grebe
3642 Rd 57
Torrington, WY 82240

RE: Application to Appropriate Water in the Upper Salmon River Basin 74-16069

Dear Water Right Applicant:

The Department of Water Resources' (IDWR) records show you filed an application to establish a new use of water in the upper Salmon River basin. Idaho Code § 42-203A(5) requires IDWR to determine whether each water right application satisfies all the criteria necessary for appropriating water in Idaho. One statutory criterion requires IDWR to determine the local public interest relative to the proposed water use. Idaho Code § 42-202B(3) defines the local public interest as "the interests that the people in the area directly affected by a proposed water use have in the effects of such use on the public water resource." The local public interest has many facets, including the effects of a proposed water use on aquatic habitat for fish and wildlife resources.

The upper Salmon River basin is home to stocks of chinook salmon, sockeye salmon, steelhead trout, and bull trout, all of which are listed as threatened or endangered under the Endangered Species Act (ESA). Since the early 1990s, local water users, conservation districts, and federal and state agencies have cooperated to implement conservation measures intended to protect and restore habitat for ESA-listed species in the upper Salmon River watershed. For example, at the request of local water users the Idaho Legislature directed the Idaho Water Resource Board (IWRB) to establish a minimum stream flow in the lower Lemhi River for fish passage. The minimum stream flow is maintained through a water supply bank and temporary or permanent acquisition of additional water supplies by willing buyers from willing sellers.

Pursuant to the Snake River Water Rights Agreement of 2004, Idaho has been developing a long term conservation plan for the benefit of ESA-listed species in the Lemhi River basin. Improving conditions in flow-limited river reaches and streams is a fundamental component of the Lemhi plan. In addition to IDWR, numerous state agencies, including the Office of Species Conservation, Idaho Department of Fish and Game, Idaho Department of Environmental Quality, Idaho Soil and Water Conservation Commission, and Idaho Department of Lands, have committed and continue to commit significant resources toward this objective under the following programs:

- Columbia Basin Water Transactions Program
- National Marine Fisheries Service Pacific Coastal Salmon Recovery Fund
- U. S. Fish & Wildlife Service Aquatic Species Conservation Fund
- Salmon and Clearwater River Basins Habitat Fund
- 2008 Columbia Basin Fish Accords

A myriad of habitat restoration projects are being constructed/implemented in other parts of the upper Salmon River basin. These projects have been coordinated with the local communities and water users through the Upper Salmon River Basin Watershed Program and predecessor programs, including the model watersheds. Furthermore, the Snake River Water Rights Agreement of 2004 contemplates the development of additional conservation plans for other upper Salmon River basin watersheds. Accordingly, the draft Comprehensive State Water Plan under revision by the IWRB contains policies for the Salmon River basin that focus on the protection and restoration of instream habitat for ESA-listed species through voluntary participation in conservation programs.

Because of the ESA-listed species recovery efforts in the upper Salmon River basin, IDWR must determine on a case-by-case basis whether it is in the local public interest to authorize proposed water uses that would further deplete flow-limited stream reaches.

Pursuant to Rule 40.04.c of the Water Appropriation Rules (IDAPA 37.03.08.040.04.c), the applicant has the ultimate burden of persuasion regarding the items that must be evaluated in connection with each water right application. Before proceeding further with your application, IDWR requests you submit additional information about how your proposal invokes any local public interest concerns for ESA species recovery.

Within 30 days, please submit any additional information you believe IDWR may need to evaluate and determine the local public interest in the water you propose to divert and use. If IDWR has not received a response from you within 30 days, IDWR will assume you have no comment regarding the local public interest, and processing of your application will resume with the information currently on file. Processing will include public notice and the potential for formal protests by other interested parties. Applications that are not in the local public interest will be denied. If you wish to withdraw your application before it is processed, please notify IDWR in writing.

If you have any questions, please call me at 208-287-4951, or email me at pam.skaggs@idwr.idaho.gov.

Sincerely,



For Pamela Skaggs
Water Rights Supervisor

MEMORANDUM

Date: February 16, 2017
To: Water Right File 74-16069
From: Kyle Rayworth
Re: Application Review

Applicant

According to available Lemhi County tax lot information, the POU is on a property owned by Brett Park. Owner verified per warranty deed provided with application showing applicant as current owner of the property.

Source & POD

The source of the water will be a presently unused well located on the applicant's property.

The proposed irrigation will be from an irrigation well located on the lot to provide irrigation to the dry portion of the lot in question.

POD is located in the NW of the NW of Section 10 Township 21N Range 22E. I created the POD shape based on existing spatial data point 508516.

Water Use

The application proposes the use of groundwater for irrigation of the property.

POU

The place-of-use is approximately 4.1 acres within the applicant's approximate 9 acre property. I created the POU shape of the area based on application information and ArcMap.

POU/POD overlap analysis

While there are several water rights associated with adjacent or nearby properties, I found no overlapping rights or other applications proposing irrigation use for the POU or the POD noted in this application.

Conditions

The proposed use is not currently located within a water district.