

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 74-07363

Priority: May 12, 1995

Maximum Diversion Rate: 0.06 CFS

It is hereby certified that MICHELLE YOUNG
And
WILLIAM YOUNG
PO BOX 98
HOPE ID 83836

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 12, 1995; and has submitted Proof of Beneficial Use on August 19, 1996. An examination confirms water is diverted from:

SOURCE

MEADOW CREEK

Tributary: HAYDEN CREEK

and a water right has been established as follows:

BENEFICIAL USE

STOCKWATER
DOMESTIC

PERIOD OF USE

01/01 to 12/31
01/01 to 12/31

DIVERSION RATE

0.02 CFS
0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

MEADOW CREEK NW1/4NE1/4 Sec. 23, Twp 17N, Rge 23E, B.M. LEMHI County

PLACE OF USE: STOCKWATER and DOMESTIC

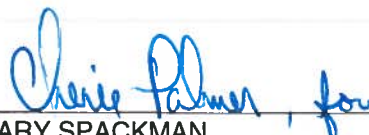
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	23E	14															X	X	

CONDITIONS OF APPROVAL

- Domestic use is for 1 home.
- The following rights are diverted through point(s) of diversion described above: 74-1074 and 74-7363.
- The quantity of water under this right shall not exceed 13,000 gallons per day.
- Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74.

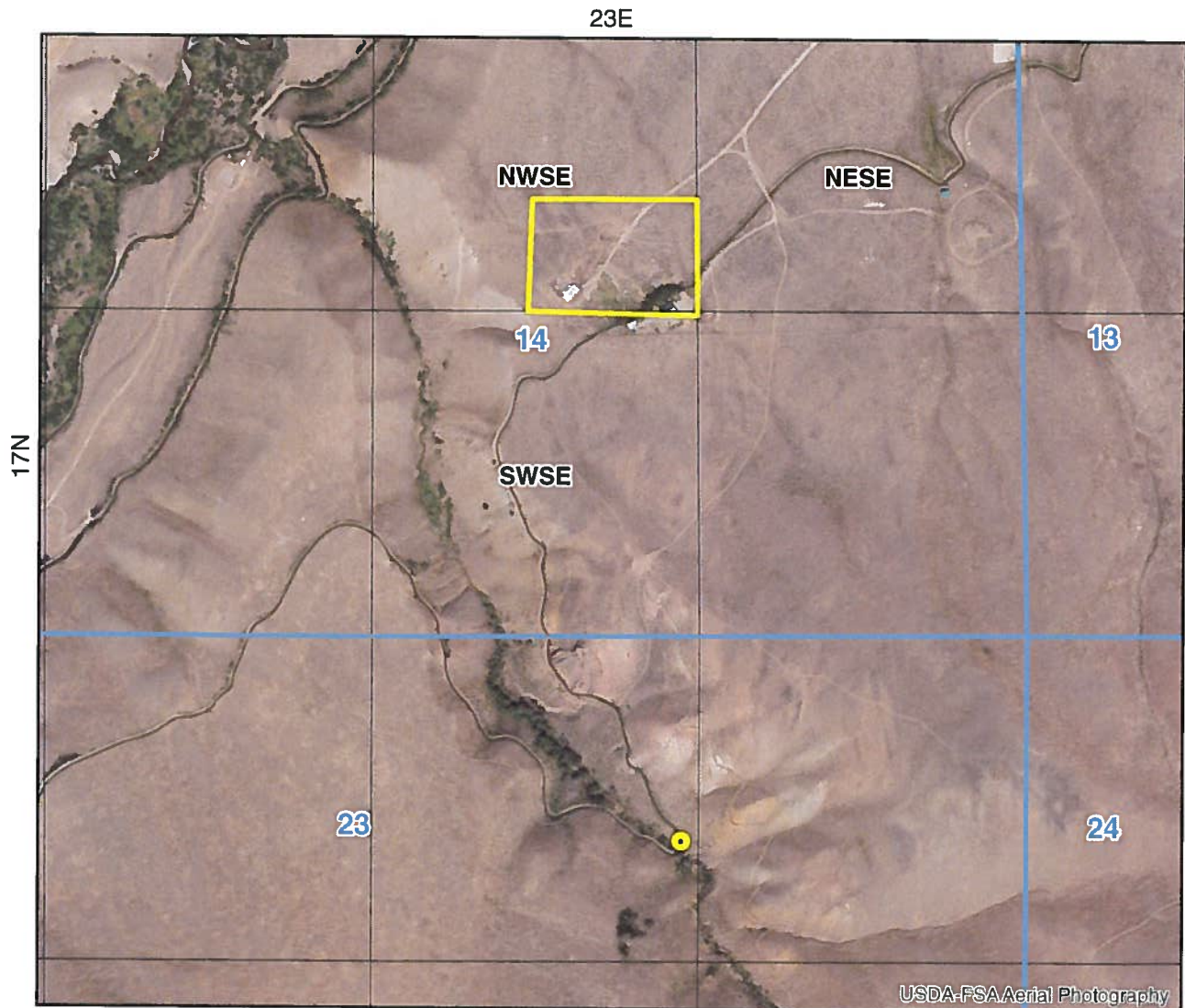
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 5th day of October, 2015.

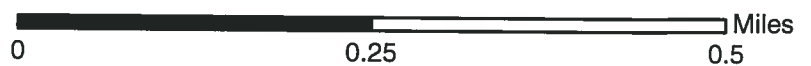

GARY SPACKMAN
Director

State of Idaho
Department of Water Resources
Water Right License
74-7363

This map depicts the DOMESTIC and STOCKWATER place of use boundary for this water right at the time of this amendment and is attached to the for illustrative purposes.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters





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 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 6, 2015

MICHELLE M YOUNG
WILLIAM YOUNG
PO BOX 98
HOPE ID 83836

RE: License No. 74-7363

Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license. Also enclosed is a copy of the approved application for amendment

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4951.

Sincerely,

Pamela Skaggs

Water Rights Supervisor

Enclosure(s)

c: WATER DISTRICT #74

CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2015, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

74-7363

**MICHELLE M YOUNG
PO BOX 98
HOPE ID 83836**

**WILLIAM YOUNG
PO BOX 98
HOPE ID 83836**

**WATER DISTRICT #74
RICK SAGER
985 HWY 28
SALMON ID 83467**



**Darla Block
Technical Records Specialist**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 74-07363

RECEIVED

AUG 14 2015

DEPARTMENT OF
WATER RESOURCES

Date of Priority: May 12, 1995

Maximum Diversion Rate: 0.06 CFS

Comes now MICHELLE M YOUNG
WILLIAM YOUNG
PO BOX 98

HOPE ID 83836 and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 74-07363, and requests that the permit be changed as follows:

Source: MEADOW CREEK

Tributary: HAYDEN CREEK

BENEFICIAL USE**PERIOD OF USE****RATE OF DIVERSION**

STOCKWATER

01/01 to 12/31

0.02 CFS

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

MEADOW CREEK NW1/4NE1/4 Sec. 23, Twp 17N, Rge 23E, B.M. LEMHI County

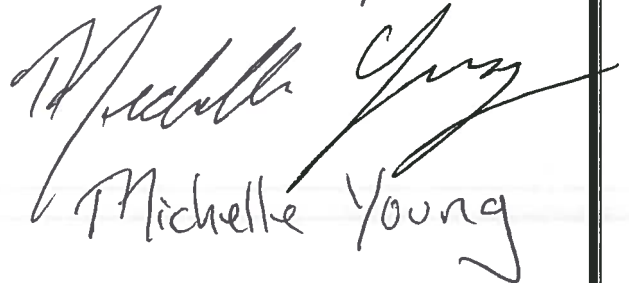
PLACE OF USE: STOCKWATER and DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N 23E 14														X	X		

Permit holder asserts that no one will be injured by such change and that such change will be made at
permit holder's own risk. Signed this 8 day of August, 2015.


(Signature)

William M Young


Michelle Young

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 74-07363

.....
FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$100⁰⁰ Received by di # 0100883 Date 8-14-15

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 74-07363 with the following:

CONDITIONS OF APPROVAL

1. Domestic use is for 1 home.
2. The following rights are diverted through point(s) of diversion described above: 74-1074 and 74-7363.

Witness my hand this 5th day of October, 2015.

Charlie Palmer, for
GARY SPACKMAN
Director



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 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 30, 2015

MICHELLE M YOUNG
WILLIAM YOUNG
PO BOX 98
HOPE, ID 83836

RE: Water Right Permit No. 74-7363

Dear Permit Holder(s):

The Department of Water Resources (Department) is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit.

Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed. Based on the examiner's report, the following elements were developed differently than on your permit: the point of diversion.

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$100.00 filing fee within 21 days.

Thank you for your help with this. If you have any questions, please call me at (208)287-4881.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Sandra Thiel'.

Sandra Thiel
Sr. Water Right Agent
Enclosure(s)

RECEIVED

JUL 20 2015

DEPARTMENT OF
WATER RESOURCES

Date: 07/08/15

TO: Sandra Thiel
Sr. Water Rights Agent
IDWR
322 Front Street
P.O. Box 83720
Boise, ID 83720-009

SUBJECT: Application for Water Permit # 74-7363

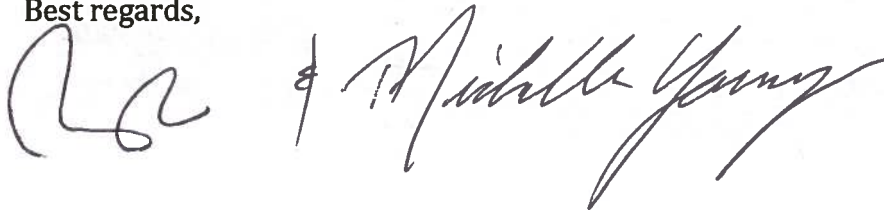
Dear Sandra,

Hi and thanks for your help with processing our water right license.

Regarding your letter dated 7/24/15, we would like you to proceed with licensing our water right to include our property only. All water appropriated from Meadow creek will be used exclusively on our property.

Feel free to call or write with your questions.

Best regards,

Handwritten signatures of William M. Young and Michelle M. Young. The signature of William M. Young is on the left, and the signature of Michelle M. Young is on the right, preceded by an ampersand (&).

William M. & Michelle M. Young
P.O. Box 98
Hope, ID
83836-0098
PH 208.264.5266
hydrobio@aol.com



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 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 24, 2015

MICHELLE M YOUNG
WILLIAM YOUNG
PO BOX 98
HOPE, ID 83836

Re: Application for Permit No. 74-7363

Dear Applicant:

I am processing your application for permit from Meadow Creek. During my review I noticed that according to the Lemhi County tax lot data a portion of the buildings that I believe belong to you appear to be on Bureau of Land Management (BLM) land. Our tax parcel data for Lemhi County is current as of January 2015. Do you have an agreement with the BLM that allows you to build or keep livestock on BLM land? Do you have evidence that shows that the buildings are actually on your property?

If you have an agreement that allows you to build and keep livestock on their land we can license your water right to include a portion of BLM land. If not we can license your water right to only include your property. Please let me know how you want to resolve this issue by July 15, 2015.

If you have any questions please contact me at (208)287-4881 or at sandra.thiel@idwr.idaho.gov.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Sandra Thiel', is written over a light blue horizontal line.

Sandra Thiel
Sr. Water Rights Agent

Enclosures: Map

Thiel, Sandra

From: William Young [hydrobio@aol.com]
Sent: Friday, June 12, 2015 11:00 AM
To: Thiel, Sandra
Subject: Re: Water right permit 74-7363

Sandra,

Hi and thanks for your help.

Meadow creek flows directly into the "Morman Ditch" which conveys our domestic/stock water right to our homestead.

The other water right owners (Rocky MT cattle co) controls both the Morman ditch and all of Meadow Creek.

Most of Meadow creek us diverted into the Morman ditch and the rest is collected in a lower ditch.

There is a crude measuring device at confluence of Meadow Creek and Morman ditch.

Let us know if you need more help.

Will Young
Aquatic Research Instruments
Toll Free 800.320.9482
Phone 208.264.5266
FAX 208.264.5263
email: hydrobio@aol.com
Website: aquaticresearch.com

On Jun 8, 2015, at 3:45 PM, "Thiel, Sandra" <Sandra.Thiel@idwr.idaho.gov> wrote:

Hello, I received the map you send that identifies where you pump from the ditch. Thank you.

Is there a diversion at Meadow Creek the supplies water tothe ditch? I believe there is another right that diverts into the ditch to supply fields down the valley. Is there a headgate or measuring device at the point of diversion from Meadow Creek?

From: Thiel, Sandra
Sent: Thursday, May 28, 2015 12:17 PM
To: 'hydrobio@aol.com'
Subject: Water right permit 74-7363

Hello, I am working toward licensing water right permit 74-7363 from Meadow Creek. Because the right is for domestic and stock, I will be able to do an in-house license examination. I am hoping that you can provide me with the information I need to complete this process. I do not know the location of the point of diversion. I have included a map. Please use this to identify where you divert from the creek. According to the proof of beneficial use submitted by the previous owner a 3 horse power pump is used for both the house and 15 horses. If this isn't correct please provide an update on the method of diversion and the number of stock. Any information that you can give will help with this process. Thanks.