

RECEIVED

JUL 28 2011

DEPT. OF WATER RESOURCES  
SOUTHERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**  
To appropriate the public waters of the State of IdahoIdent. No. 71-10943

1. Name of applicant(s)
- United States of America USDA Forest Service
- Phone
- 208-727-5008
- 
- Name connector (check one):
- ☐
- and
- ☐
- or
- ☐
- and/or

Mailing address: 2647 Kimberly Road East City Twin FallsState Idaho Zip 83301-7976 Email: sspencer@fs.fed.us

2. Source of water supply
- Groundwater
- which is a tributary of \_\_\_\_\_

3. Location of point(s) of diversion:

| Twp | Rge | Sec | Govt Lot | ¼  | ¼  | ¼  | County | Source      | Local name or tag # |
|-----|-----|-----|----------|----|----|----|--------|-------------|---------------------|
| 7N  | 14E | 7   |          | SE | SE | NW | Blaine | Groundwater |                     |
|     |     |     |          |    |    |    |        |             |                     |
|     |     |     |          |    |    |    |        |             |                     |
|     |     |     |          |    |    |    |        |             |                     |

4. Water will be used for the following purposes:

Amount 0.04 cfs for Domestic purposes from Jan 1 to Dec 31 (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)

5. Total quantity to be appropriated is (a)
- 0.04
- cubic feet per second (cfs) and/or (b) \_\_\_\_\_ acre-feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Well with pump to pressure tank to recreation residence.

b. 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 11.

For dams 10 feet or more in height OR reservoirs with a total 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 ☐ Noc. Proposed well diameter is 8 inches; proposed depth of well is 280 feet.d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ Noe. If well is already drilled, when? 10/23/1998; drilling firm Wood River Drilling & Pump, Inc;Well was drilled for (well owner) United State of America - Permittee Fenton; Drilling Permit No. 739980.

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

a. Hydropower; show total feet of head and proposed capacity in kW. \_\_\_\_\_

b. Stockwatering; list number and kind of livestock. \_\_\_\_\_

c. Municipal; show name of municipality or the applicant's qualifications as a municipal provider. \_\_\_\_\_

d. Domestic; show number of households One recreation residence.

e. Other; describe fully. \_\_\_\_\_

8. 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 |        |
| 7N  | 14E | 7   |    |    |    |    |    |    |    | D  |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
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|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated: \_\_\_\_\_

9. 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? Water from an unnamed stream tributary to Vat Creek pursuant to 71-10237 for domestic use.
10. a. Who owns the property at the point of diversion? United States of America
- b. Who owns the land to be irrigated or place of use? United States of America
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: \_\_\_\_\_
11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Valley View Recreation Residence Tract, Lot #23.
12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.



Signature of Applicant

Jeanne Evenden Director of Lands and Minerals

Print Name (and title, if applicable)

56 7/12/11

Signature of Applicant

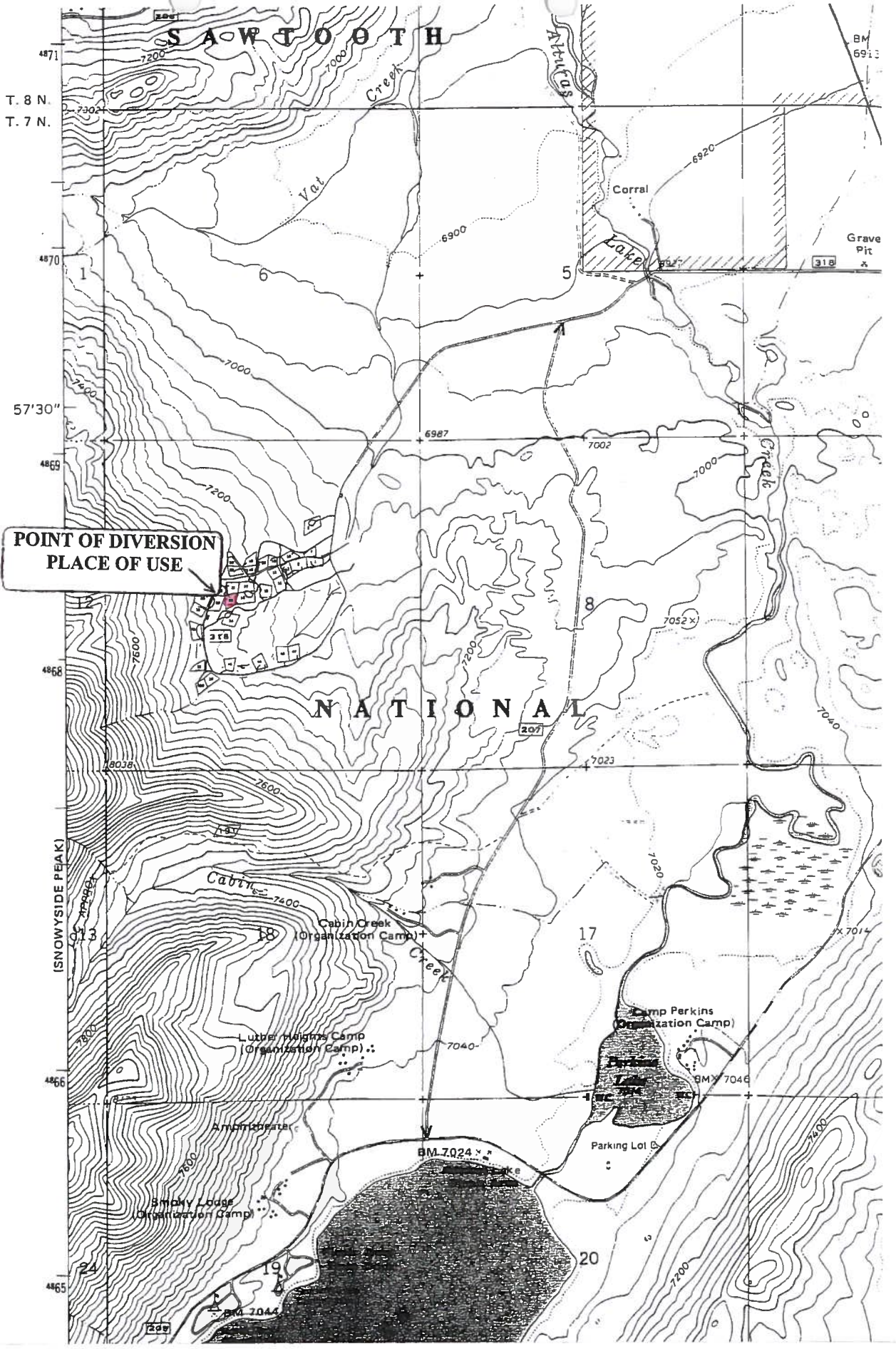
Print Name (and title, if applicable)

For Department Use:

Received by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_

Fee \$ 100 - Receipted by WM Receipt No. 5032070 Date 7/28/2011

by DB



T. 8 N.  
T. 7 N.

POINT OF DIVERSION  
PLACE OF USE

57'30"

(SNOWSIDE PEAK)

48° 58'

48° 55'

SAWTOOTH

NATIONAL

Cabin Creek

Cabin Creek  
(Organization Camp)

Luther Heights Camp  
(Organization Camp)

Smoky Lodge  
(Organization Camp)

Camp Perkins  
(Organization Camp)

Parking Lot

BM 7024 x

BM 7046

7200

7400

7600

7800

8000

8200

8400

8600

8800

9000

9200

9400

9600

9800

10000

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64400</

# IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

67157

| Office Use Only    |             |           |  |
|--------------------|-------------|-----------|--|
| Inspected by _____ |             |           |  |
| Twp _____          | Rge _____   | Sec _____ |  |
| _____ 1/4          | _____ 1/4   | _____ 1/4 |  |
| Lat: _____         | Long: _____ | _____     |  |

1. WELL TAG NO. D 0002797  
 DRILLING PERMIT NO. 71-98-S-0011-000  
 Other IDWR No. \_\_\_\_\_

2. OWNER:  
 Name USFS - LESSEE: FENTON, DICK  
 Address P.O. Box 428  
 City KETCHUM State ID Zip 83340

## 3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

| N |   |  |  |
|---|---|--|--|
|   |   |  |  |
|   | X |  |  |
|   |   |  |  |
| S |   |  |  |

Twp. 7 North ☒ or South ☐  
 Rge. 14 East ☒ or West ☐  
 Sec. 7 1/4 SE 1/4 NW 1/4  
 Gov't Lot \_\_\_\_\_ County BLAINE  
 Lat: \_\_\_\_\_ Long: \_\_\_\_\_

Address of Well Site 23 Valley View Rd.  
 City Near Pettit Lake

(Give at least name of road + Distance to Road or Landmark)

Lt. 23 Blk. \_\_\_\_\_ Sub. Name \_\_\_\_\_

Valley View Summer Homes

## 4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation  
☐ Thermal ☐ Injection ☐ Other \_\_\_\_\_

## 5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other \_\_\_\_\_

## 6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other \_\_\_\_\_

## 7. SEALING PROCEDURES

| SEAL/FILTER PACK |      |    | AMOUNT          |  | METHOD   |
|------------------|------|----|-----------------|--|----------|
| Material         | From | To | Sacks or Pounds |  |          |
| Bentonite        | 0    | 20 | 18sks           |  | Overbore |

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 240  
 Was drive shoe seal tested? ☐ Y ☐ N How? \_\_\_\_\_

## 8. CASING/LINER:

| Diameter | From | To  | Gauge | Material | Casing                              | Liner                               | Welded                              | Threaded                 |
|----------|------|-----|-------|----------|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| 6"       | +1.5 | 240 | .250  | steel    | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 5"       | 220  | 280 | .250  | PVC      | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |

Length of Headpipe \_\_\_\_\_ Length of Tailpipe \_\_\_\_\_

## 9. PERFORATIONS/SCREENS

☒ Perforations Method Saw  
☐ Screens Screen Type \_\_\_\_\_

| From | To  | Slot Size | Number | Diameter | Material | Casing                   | Liner                               |
|------|-----|-----------|--------|----------|----------|--------------------------|-------------------------------------|
| 220  | 280 | 1/4"      | 30     | 3"       | PVC      | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

## 10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

185 ft. below ground Artesian pressure \_\_\_\_\_ lb.  
 Depth flow encountered \_\_\_\_\_ ft. Describe access port or control devices: \_\_\_\_\_

## 11. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

| Yield gal./min. | Drawdown | Pumping Level | Time |
|-----------------|----------|---------------|------|
| 12              |          | 260           | 1 hr |

Water Temp. \_\_\_\_\_ Bottom hole temp. \_\_\_\_\_

Water Quality test or comments: \_\_\_\_\_

Depth first Water Encounter \_\_\_\_\_

## 12. LITHOLOGIC LOG: (Describe repairs or abandonment)

| Bore Dia. | From | To  | Remarks: Lithology, Water Quality & Temperature | Y | N |
|-----------|------|-----|-------------------------------------------------|---|---|
| 8         | 0    | 1   | Topsoil                                         |   | X |
| 8         | 1    | 18  | Decomposed granite & Boulders                   |   | X |
| 8         | 18   | 20  | Decomposed granite & Boulders                   |   | X |
| 6         | 20   | 140 | Broken granite, clay & sand                     |   | X |
| 6         | 140  | 220 | Sand, broken granite, clay                      |   | X |
| 6         | 220  | 240 | Soft granite                                    | X |   |
| 6         | 240  | 280 | Broken granite & clay                           | X |   |

RECEIVED

NOV 12 1993

Department of Water Resources  
Southern Region

RECEIVED

DEC 02 1993

Department of Water Resources

MICROFILMED

MAR 08 1999

Completed Depth 280 ft. (Measurable)  
 Date: Started 10/21/98 Completed 10/23/98

## 13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

WOOD RIVER DRILLING & PUMP, INC. Firm No. 265

Firm Official Ken Smith Date 11-4-98

and Driller or Operator Boonchana Date 11-4-98

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

## **Buffington, Denise**

---

**From:** Buffington, Denise  
**Sent:** Thursday, September 15, 2011 2:33 PM  
**To:** 'legalnotices@mtexpress.com'  
**Subject:** LEGAL NOTICE: 71-10943  
**Attachments:** Blaine County cover letter.docx; Blaine County Legal Notice 71-10943.docx

Attached please find one (1) legal notice being submitted for publication. Please contact me if you have any questions, or if you are not able to publish the ad on the dates requested.

Thank you in advance,

Denise Buffington  
Administrative Assistant  
Dept of Water Resources  
Southern Region  
(208) 736-3033

September 15, 2011

**LEGAL NOTICE DEPARTMENT**  
IDAHO MOUNTAIN EXPRESS  
PO BOX 1013  
KETCHUM, ID 83340

RE: Application For Permit No.(s): 71-10943

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before October 11, 2011. Your cooperation is appreciated.

Sincerely,

Denise Buffington  
Administrative Assistant

Enclosure(s)

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

**71-10943**

USDA FOREST SERVICE

SAWTOOTH NATIONAL FOREST

2647 KIMBERLY RD E

TWIN FALLS, ID 83301

Point of Diversion SESENW S7 T07N R14E BLAINE County Source GROUND WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 7/28/2011

Place Of Use: DOMESTIC

T07N R14E S7 SENW

Permit 71-10943 proposes to divert water from an existing well for domestic use for one property on Lot 23 of the Valley View Recreation Residence Tract. The property and well are located approximately 18 miles south and 3 miles east of the junction of HWY 75 and HWY 21 in Stanley, ID.

This application proposes the diversion and use of water tributary to the federally designated Salmon River 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 it is for domestic purposes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the right(s), please see [www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp](http://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, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before October 11, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 9/21 & 9/28/2011



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

September 15, 2011

IDAHO DEPT OF ENVIRONMENTAL QUALITY  
1445 N ORCHARD  
BOISE, ID 83706

RE: Application for Permit: 71-10943

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. A copy of the application is enclosed for your reference. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days.

The Department can publish notice of the application 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 this 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, or you may visit our website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Sincerely,

A handwritten signature in black ink that reads "Denise Buffington". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

Denise Buffington  
Administrative Assistant  
Southern Region

Enclosure(s)



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

September 15, 2011

IDAHO DEPT OF FISH & GAME  
PO BOX 1336  
SALMON, ID 83467

RE: Application for Permit: 71-10943

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Please contact this office if you have any questions regarding the application, or you may visit our website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Sincerely,

Denise Buffington  
Administrative Assistant  
Southern Region

Enclosure(s)



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380  
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

**C. L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Interim Director

August 8, 2011

Steve Spencer  
USDA Forest Service  
2647 Kimberly Road East  
Twin Falls, ID 83301-7976

RE: Water Right Application for Permit at Valley View Recreation Residence Tract, Lot #23

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

Page 2

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 208-736-3033, or email me at [william.mills@idwr.idaho.gov](mailto:william.mills@idwr.idaho.gov).

Sincerely,



William Mills  
Water Resource Agent  
Southern Regional Office



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

August 8, 2011

Richard Fenton  
PO Box 428  
Ketchum, ID 83340

RE: Water Right Application for Permit at Valley View Recreation Residence Tract, Lot #23

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

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- 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 208-736-3033, or email me at [william.mills@idwr.idaho.gov](mailto:william.mills@idwr.idaho.gov).

Sincerely,



William Mills  
Water Resource Agent  
Southern Regional Office

"Printed at" 07:26:53 AM on 07/13/2011

Diane Hadley

 Steven M  
Spencer/R4/USDAFS  
07/12/2011 02:53 PM

To Jamie Gough/R4/USDAFS@FSNOTES, Diane  
Hadley/R4/USDAFS@FSNOTES  
cc Stacey A Clark/R4/USDAFS@FSNOTES, Mark V  
Dallon/R4/USDAFS@FSNOTES  
bcc

Subject Application For Permit

Jamie and Diane,

Stacey and I have been working on this application for permit for a well drilled in 1998 at a rec residence. I believe we now have it ready for your review and if everything is OK, Jeanne's signature. After it's signed please mail it back to Stacey at the SNRA Headquarters. She'll get it filed.



ValleyViewLot23AppForPmt.pdf USGS\_ApplicationMapWithPOD&POU.jpg Well Drillers Report.tiff

If there are any questions about it please let me know.

Thank you.

Steve Spencer  
Water Use Specialist (208) 365-7055  
USDA Forest Service (208) 365-7037 FAX  
1805 Highway 16, Room 5 e-mail: sspencer@fs.fed.us  
Emmett, ID 83617