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MAY 5 1989

BURLEY
DISTRICT OFFICE
BURLEY, IDAHO
Ident. No. 43-07296

MAY 12 1988

Department of Water Resources
STATE OF IDAHO
Southern Region Office

Department of Water Resources

SEP 20 1988

APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of applicant Bureau of Land Management Phone (208) 678-5514

Post office address Route 3 Box 1; Burley, Id 83318

2. Source of water supply irrigation, waste water which is a tributary of Sinks

3. Location of point of diversion is SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____

Sec. 20 Township 9, S. Range 28, E. B.M. Cassia County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.0 for wildlife purposes from 1/1 to 12/31 (both dates inclusive)
(~~2.0~~ acre-feet per annum)

Amount 1.0 for water quality improvement purposes from 4/15 to 9/30 (both dates inclusive)
(~~1.0~~ acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(~~1.0~~ acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) _____ and/or (b) 3.0
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Gifford Springs Reservoirs
Two small reservoirs constructed of native earth, both will cover roughly .4 acres
surface area.

b. Height of storage dam 8 feet; active reservoir capacity 1.0 acre-feet; total
reservoir capacity 1.0 acre-feet; period of year when water will be diverted to storage:
1/1 to 12/31 inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought? _____

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

73-1076

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. _____
 - Other; describe fully. These reservoirs will expand waterfowl habitat and provide perennial water for 20 mule deer. They will also decrease erosion and agricultural run off while irrigating wetland vegetation around the ponds perimeter.
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9, S	28, E	20											AR T,W						

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 43-7136
11. a. Who owns the property at the point of diversion? BLM
- b. Who owns the land to be irrigated or place of use? BLM
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____
12. Remarks: The success of 2 ponds approximately .5 miles east prompted this project. By utilizing the waste water from the up channel farms we have created valuable wetland and water sources for wildlife. These projects also decrease siltation to the Snake River. 5 1966

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Proposed Priority 10/26/88 10-26-88 12:30p. 10-26-88/20/88 5/26/88 10:30am
Received by [Signature] Date 2-03-89 Time 5-12-88 Preliminary check by [Signature]
Fee \$ 30.00 Receipted by [Signature] # 5063266 Date 10-26-88
Publication prepared by M. Baldwin Date 1/23/89 Published in So. Id. Press
Publication approved [Signature] Date 2/17/89

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 43-7296, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 94.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 19th day of April, 1989.

[Signature]

