

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

1. Name: NOALL E WOLFF
465 WASHINGTON ST
MONTPELIER ID 83254
(208)847-2878

2. Source: SPRING

3. Location of Point of Diversion:

#1 SPRING NE1/4NE1/4SW1/4 Sec. 19, Twp 14S, Rge 43E, B.M.
BEAR LAKE County

4. Water will be used for the following purposes:

Purpose	From To	RATE OF DIVERSION	ANNUAL VOLUME
DOMESTIC	01/01 to 12/31	0.02 CFS	
STOCKWATER	01/01 to 12/31	0.02 CFS	

5. Total quantity to be appropriated is: 0.02 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: DEVELOP SPRING. UP RIGHT CULVERT OVERFLOW 2 INCH PLASTIC PIPE

b. Height of storage dam _____ feet;
Active reservoir capacity _____ acre-feet;
Total reservoir capacity _____ acre-feet;

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

d. Is ground water with a temperature of greater than 85F being sought?

e. If well is already drilled, when? _____;
Drilling Firm _____;
Drilling Permit No. _____.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 year(s).

8.

RECEIVED

DEC 02 2008

Department of Water Resources
Eastern Region

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

PLACE OF USE: 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	
14S	43E	19														X			

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	43E	19														X			

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

11. Map of proposed point of diversion and place of use attached? []

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.


Applicant

Received by _____ Date 12/8/08 Time _____ Preliminary check by _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

Receipt No. E034609

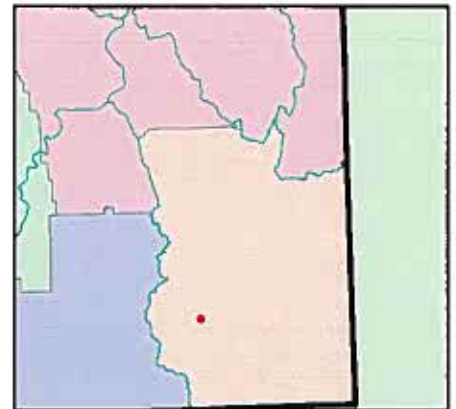


Idaho Department of Water Resources

Application
11-7622
(STOCKWATER)

Legend

-  Point of Diversion
-  Place of Use
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots



Bear Lake County
IDWR Basin 11



Prepared by Blake Jordan
On November 19, 2008
2006 Aerial Photography

0 0.05 0.1 0.2 Miles

11-7622

Ident. No. 11-7622

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Noell E. Wolff Phone 208 847 2878
Mailing address 465 Washington St. Montpelier Email bln.wolff@blm.hosp.com
2. Source of water supply Spring which is a tributary of _____
3. Location of point of diversion is Township T14S Range R43E Sec. S19, in the _____ 1/4, _____ 1/4, Govt. Lot _____, B.M., Bear Lake County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.02 for culinary purposes from 11 to 12.31 (both dates inclusive)
(cfs or acre-feet per year)
Amount _____ for Stock water purposes from 1.1 to 12.31 (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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
10 gallons/min free flowing spring
5. Total quantity to be appropriated is (a) 0.02 cubic feet per second and/or (b) _____ acre feet per year
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source develop spring
upright culvert - overflow - 2" plastic pipe
b. Height of storage dam 0 feet; active reservoir capacity 0 acre-feet;
total reservoir capacity 0 acre-feet
c. Proposed well diameter is 0 inches; proposed depth of well is 0 feet
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? No well; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
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. horses 3
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. None - summer cabin
e. Other; describe fully. garden potentially - less than 1/2 acre

RECEIVED

NOV 17 2008

1
11-7622

Department of Water Resources
Eastern Region

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	
14	43E	19									SD					✓			1/2 acre

Total number of acres to be irrigated: _____

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? I will use this water

for 2-3 horses in summer months, garden with tree lined border
in summer, culinary use.

11. a. Who owns the property at the point of diversion? N.E. Wolff applicant
- b. Who owns the land to be irrigated or place of use? No irrigation intended - or less than 1/2 acre
- 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. _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2"x11" 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.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

NSW
Signature of Applicant

Noah E. Wolff
Print Name (and title, if applicable)

For Department Use:

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Received by Blek Receipt No. E034609 Date 11/18/08

T 14 S R 43 E S 19



USDA FARM SERVICE AGENCY
BEAR LAKE COUNTY FSA

November 12, 2008

Field Boundaries

Wetland Determination Identifiers:
Restricted Use Limited Restrictions
Exempt from Conservation Compliance Provisions

0 325 650 1,300 Feet



Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

11-7629

CORPORATION WARRANTY DEED

INDEXED

THIS INDENTURE, made this 22nd day of JUNE, 1995,
BETWEEN
FINDLAY RANCH AND LAND CORPORATION.,

a corporation duly organized and existing under the laws of the State of Idaho, and having its principal office in BLOOMINGTON,
County of BEAR LAKE, in the State of ID., 83223

NOALL E. WOLFF AND YVONNE K. WOLFF, HUSBAND AND WIFE.,
Of 465 WASHINGTON, MONTEPELIER, County of BEAR LAKE, State of ID., 82154

party of the first part, and

party of the second part.

WITNESSETH: That the said party of the first part, having been hereunto duly authorized by resolution of its Board of Directors at a meeting duly and regularly called for and in consideration the sum of Ten dollars and other valuable consideration does hereby grant, bargain, sell convey and confirm unto said party of the second part to their assigns and heirs forever all the following tracts of land in the County of BEAR LAKE, State of IDAHO, to-wit:

TOWNSHIP 14 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN IN
IDAHO:

Section 19: All that part of the W1/2NE1/4SW1/4 and Lot 3, except the
West 1,404 feet of Lot 3, lying North of the Bloomington
Canyon Road.

TOGETHER with all singular tenements, hereditaments, and appurtenances therunto belonging or in anywise appertaining and the rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together with the appurtenances and privileges therunto incident unto the said party of the second part, their assigns and heirs forever, and the said party of the first part and its successors, the said premises in the quiet and peaceable possession of the said party of the second part, their heirs and assigns against the said party of the first part, and its successors, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed and its corporate name hereunto subscribed, and its corporate seal to be hereunto affixed by its president and secretary, the day and year first above written.

FINDLAY RANCH AND LAND CORPORATION, A Corporation

Gary Findlay
BY: GARY FINDLAY, President

STATE OF UTAH, COUNTY OF UTAH

On this 30 day of JUNE, 1995, before me a Notary Public, in and
for said State, personally appeared,

GARY FINDLAY

known to me to be the President of the Corporation that executed the
foregoing instrument and acknowledged to me that such corporation
executed the same.

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

[Signature]
Notary Public

Residing at: SALT LAKE CITY, UT
My Commission Expires: NOVEMBER, 15, 1998



96 MAY 30 PM 4 01
DEPUTY
FEE
\$3.00

BEAR LAKE COUNTY RECORDER
JOHN P. ECKHART

164161



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

December 10, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

NOALL E WOLFF
465 WASHINGTON ST
MONTPELIER ID 83254

RE: Application for Permit No 11-7622

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the News Examiner on December 17 and 24, 2008. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). 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, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

Sharla Cox
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION
December 10, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

JEREMIAH MATTSON
Water District 11E
PO BOX 104
PARIS, ID 83276

RE: Application for Permit No 11-7622

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

Sincerely,

Blake Jordan
Water Resource Agent

Enclosure(s)

BJ:sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

December 10, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Legal Notice Department

THE NEWS EXAMINER

PO BOX 278

MONTPELIER ID 83254-0278

RE: Application for Permit No. 11-7622

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 January 5, 2009. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

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

11-7622

NOALL E WOLFF
465 WASHINGTON ST
MONTPELIER ID 83254

Point(s) of Diversion: NENESW S19 T14S R43E, BEAR LAKE County

Source SPRING

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Use: DOMESTIC 01/01 To 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 12/02/2008

Place Of Use: DOMESTIC and STOCKWATER

T14S R43E S19 NWSE

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before January 5, 2009. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on December 17 and 24, 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

November 19, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

WOLFF NOALL E
465 WASHINGTON ST
MONTPELIER, ID 83254

RE: Application for Permit

Dear Applicant(s):

The Department of Water Resources has received your water right application. Preliminary review of the application indicates that it is incomplete and cannot be accepted for processing. We are returning your application to allow you to complete the necessary items. The required information is described below.

The Ownership of place of use was not provided correctly
The Point of Diversion was not provided correctly.
The Place of Use or acres irrigated was not provided correctly.

Attached is a revised application for permit with changes made. Look application over and if you agree to these changes, sign application and send it back to IDWR.

Please feel free to contact this office if you have any questions.

Sincerely,

Blake Jordan
Water Resource Agent

RECEIVED

DEC 02 2008

Department of Water Resources
Eastern Region

Enclosures: Application for permit
Revised application for permit
Map of point of diversion and place of use

*Many Thanks Blake - you were very
professional & helpful
/Voor/*