

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR PERMIT**

To appropriate the public water of the State of Idaho

**RECEIVED**  
**APR 13 2007**  
DEPT. OF WATER RESOURCES  
SOUTHERN REGION

1. Name: SIX S RANCH LLC  
1354 E Six S Ranch Rd  
DECLO, ID 83323  
(208) ~~854-0414~~  
654-2564

*per 3/24/08 letter  
from Travis  
Thompson*

2. Source: MARSH CREEK      Tributary to: SNAKE RIVER

3. Location of Point of Diversion:

MARSH CREEK      NWNE      Sec. 3      Twp 11S Rge 25E CASSIA County

4. Water will be used for the following purposes:

| <u>Purpose</u> | <u>From</u> <u>To</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|----------------|-----------------------|--------------------------|----------------------|
| WATER QUALITY  |                       |                          |                      |
| IMPROVEMENT    | 01/01 to 12/31        | 13.5 CFS                 |                      |
| WILDLIFE       | 01/01 to 12/31        | 13.5 CFS                 |                      |

5. Total quantity to be appropriated is: 135 cfs *per 3/24/08 letter from Travis Thompson*
6. Proposed diverting works:  
(see attached design maps and drawings)

- a. Type and size of devices used to divert water from the source:

- 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 5 year(s).

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8.

**PLACE OF USE:** WATER QUALITY IMPROVEMENT

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |  |  |  |  |  |  |  |  |  |  |  |  |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|--|--|--|--|--|--|--|--|--|--|--|--|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |  |  |  |  |  |  |  |  |  |  |  |  |
| 10S | 25E | 34  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |  |  |  |  |  |  |  |  |  |  |  |  |

**PLACE OF USE:** WILDLIFE

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |  |  |  |  |  |  |  |  |  |  |  |  |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|--|--|--|--|--|--|--|--|--|--|--|--|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |  |  |  |  |  |  |  |  |  |  |  |  |
| 10S | 25E | 34  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |  |  |  |  |  |  |  |  |  |  |  |  |

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: SEE COMPANION TRANSFER FOR MITIGATION PLAN.

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

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.

 - attorney  
Applicant

Received by ADM Date 4/13/07 Time AM Preliminary check by P. SKINNER  
 Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_  
 Publication approved \_\_\_\_\_ Date \_\_\_\_\_

Receipt No. 5029405

PER 3/11/08  
LETTER FROM  
TRAVIS THOMPSON

PER 3/11/08  
LETTER FROM  
TRAVIS THOMPSON

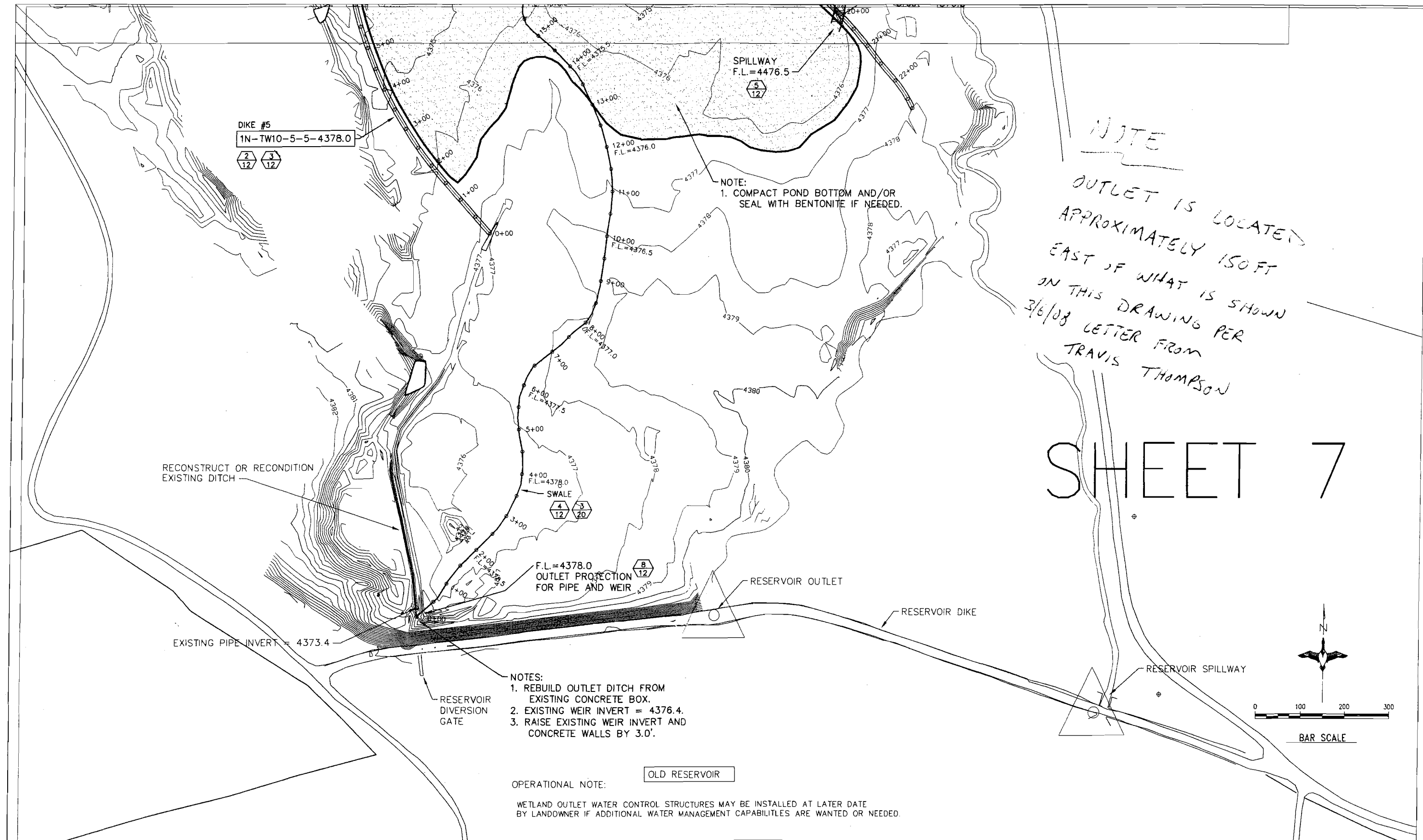
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UNAUTHORIZED CHANGES & USES  
THE ENGINEER PREPARING THESE PLANS WILL NOT BE RESPONSIBLE  
FOR, OR LIABLE FOR, UNAUTHORIZED CHANGES TO OR USES OF THESE  
PLANS. ALL CHANGES MUST BE IN WRITING AND MUST BE APPROVED BY  
THE PREPARER OF THESE PLANS.

| SURVEY DATUM      |                                      | REVISIONS |                                                     |         |          |
|-------------------|--------------------------------------|-----------|-----------------------------------------------------|---------|----------|
| HORIZONTAL DATUM: | IDAHO STATE PLANE CENTRAL ZONE NAD83 | REV. NO.  | DESCRIPTION                                         | DATE    | APPROVED |
| VERTICAL DATUM:   | NAVD88                               | 1         |                                                     |         |          |
| GEOD MODEL:       | GEOD99                               | 2         |                                                     |         |          |
| CONTOUR INTERVAL: | 1-FOOT                               | 3         |                                                     |         |          |
| AERIAL PHOTO:     |                                      | 4         |                                                     |         |          |
|                   |                                      | 5         | WCS MADE OPTIONAL/DIKE SS 3:1 PER LANDOWNER REQUEST | 7-11-06 | BAH      |

**80% PLAN**

**DUCKS UNLIMITED INC.**  
PacNW Field Office  
(360) 885-2011

DATE: 06-21-2006

SHEET NO. 7 OF 20

|                             |                      |
|-----------------------------|----------------------|
| PROJECT NO. US-ID-48-1      | DESIGNED BY: BAH     |
| SIX S RANCH<br>PLAN SHEET 7 | DRAWN BY: DEH        |
|                             | SURVEYED BY: JPS/BAH |
|                             | CHECKED BY:          |
| APPROVED BY:                |                      |

# SHEET 8

## OPERATIONAL NOTE:

WETLAND OUTLET WATER CONTROL STRUCTURES MAY BE INSTALLED AT LATER DATE BY LANDOWNER IF ADDITIONAL WATER MANAGEMENT CAPABILITIES ARE WANTED OR NEEDED.

OPTIONAL-CONSTRUCT ROCK CHUTE IF WCS IS INSTALLED  
 OPTIONAL - WCS MAY BE INSTALLED AT LATER DATE BY LANDOWNER  
 FLOWLINE AT WCS = 4369.5

CONSTRUCT ROCK SPILLWAY TO BOTTOM OF SLOUGH

DIKE #6  
 1N-TW10-3-3-4373.0

ADD 24" CULVERT  
 F.L.=4372.0

SWALE/DITCH LINE WITH BENTONITE IF NEEDED

DIKE #5  
 1N-TW10-3-3-4378.0

POND #4 - OLD SLOUGH  
 1. RESEAL POND BOTTOM, IF NEEDED.  
 LINE AND COMPACT WITH BENTONITE.  
 2. REPAIR OR REMOVE OLD GATES.

W.S.=4373.5

NOTE:  
 1. COMPACT POND BOTTOM AND/OR SEAL WITH BENTONITE IF NEEDED.

OPTIONAL - WCS MAY BE INSTALLED AT LATER DATE BY LANDOWNER

SWALE - CONSTRUCT NEW SWALE

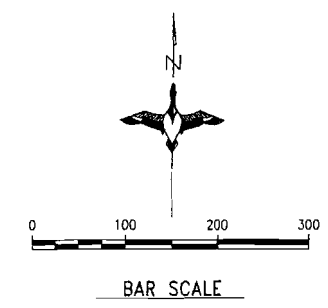
W.S.=4376.5  
 AREA=11.7 AC.

ADD ROCK SPILLWAY  
 INVERT = 4373.5

EXCAVATE VARIOUS AREAS TO 4374.0

F.L.=4373.5  
 DAYLIGHT

SWALE - CONSTRUCT NEW SWALE TO DIRECT INTO WETLAND #6 - RIPRAP INITIAL SECTION  
 SPILLWAY - Riprap  
 Crest = 4376.5



## 80% PLAN

UNAUTHORIZED CHANGES & USES  
 THE ENGINEER PREPARING THESE PLANS WILL NOT BE RESPONSIBLE FOR, OR LIABLE FOR, UNAUTHORIZED CHANGES TO OR USES OF THESE PLANS. ALL CHANGES MUST BE IN WRITING AND MUST BE APPROVED BY THE PREPARER OF THESE PLANS.

| SURVEY DATUM      |                                      | REVISIONS                                           |             |  |  | DATE    | APPROVED | PROJECT NO. US-ID-48-1      | DESIGNED BY: BAH     |
|-------------------|--------------------------------------|-----------------------------------------------------|-------------|--|--|---------|----------|-----------------------------|----------------------|
| HORIZONTAL DATUM: | IDAHO STATE PLANE CENTRAL ZONE NAD83 | REV. NO.                                            | DESCRIPTION |  |  |         |          |                             |                      |
| VERTICAL DATUM:   | NAVD88                               | 1                                                   |             |  |  |         |          | SIX S RANCH<br>PLAN SHEET 8 | DRAWN BY: DEH        |
| GEOD MODEL:       | GEOD99                               | 2                                                   |             |  |  |         |          |                             | SURVEYED BY: JPS/BAH |
| CONTOUR INTERVAL: | 1-FOOT                               | 3                                                   |             |  |  |         |          | APPROVED BY:                | CHECKED BY:          |
| AERIAL PHOTO:     |                                      | 4                                                   |             |  |  |         |          |                             |                      |
|                   |                                      | WCS MADE OPTIONAL/DIKE SS 3:1 PER LANDOWNER REQUEST |             |  |  | 7-11-08 | BAH      |                             |                      |
|                   |                                      |                                                     |             |  |  |         |          |                             |                      |
|                   |                                      |                                                     |             |  |  |         |          |                             |                      |
|                   |                                      |                                                     |             |  |  |         |          |                             |                      |
|                   |                                      |                                                     |             |  |  |         |          |                             |                      |

**DUCKS UNLIMITED INC.**  
 3601 Field Office  
 (360) 885-2611  
 DATE: 06-21-2006  
 SHEET NO. 8 OF 20

LIMITED POWER OF ATTORNEY

## KNOW ALL MEN BY THESE PRESENTS:

I, Mark Skaggs, managing member of Six S Ranch LLC, hereby nominate and appoint Travis L. Thompson, of Barker Rosholt & Simpson LLP (Twin Falls, Idaho), as my attorney-in-fact with full authority to act for and on Six S Ranch's behalf to undertake any and all acts or matters pertaining to filing applications for transfer and permit with regard to any and all water rights that Six S Ranch owns or may seek to acquire in Cassia County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters contemplated herein.

My agent is hereby authorized to sign, seal, and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these presents.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 10 day of April, 2007.



Mark Skaggs  
Managing Member, Six S Ranch LLC

STATE OF Idaho )  
 ) ss.  
County of Cassia )

On this 10<sup>th</sup> day of April, 2007, before me, a Notary Public for said County and State, personally appeared Mark Skaggs, known or identified to me, to be the Managing Member of Six S Ranch LLC, the limited liability company that executed the foregoing instrument or the person who executed the instrument on behalf of said limited liability company, and acknowledged to me that such limited liability company executed the 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.

NOTARY PUBLIC FOR Liz McCammon  
Residing at: Cassia, Co  
My commission expires: March 2 2006

