

PUBLISHER'S AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 8 1979

Department of Water Resources
Western Regional Office

STATE OF IDAHO }
County of Valley } SS.

Mary S. Kiely, being duly sworn deposes and says, I am the Bookkeeper of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the App. for Water, a copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for Two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 26, 19 79 and ended May 3, 19 79.

Mary S. Kiely
Subscribed and sworn to before me this the 3 day of May, 19 79.

Melody Juarez
Notary Public in and for the State of Idaho, residing at McCall therein.

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

65-12225

UNITED STATES OF AMERICA

FOREST SERVICE,
FEDERAL BUILDING, 324
25TH ST., OGDEN, UT 84401

Source: GROUNDWATER

Date Filed: 04-16-1979

Amount: 0.01 CFS

Diversion Point: NWNW Sec 22 T 12N R 05E, VALLEY Co.

Use: DOMESTIC (0.01 CFS)
from 01-01 to 12-31

Place of Use: NWNW Sec 22 T 12N R 05E

Diversion Means: WELL,
PUMP, PIPELINE, STORAGE
TANK

If issued, the permit(s) will be subject to all prior water rights. Protest against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before MAY 14, 1979.

C. STEPHEN ALLRED
Director

Published 4-26 & 5-3-79.

OK
KK
5/14/79

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-12225 Priority April 16, 1979 Amount 0.01 cfs

THIS IS TO CERTIFY, that United States of America, Forest Service
of Ogden, Utah, has complied with the terms and conditions of Permit
No. 65-12225 issued pursuant to Application for Permit dated April 16, 1979,
and has submitted proof to the Department of Water Resources on February 7, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.19 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>January 1</u> to <u>December 31</u> at <u>0.01</u> cfs and <u>1.2</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.01 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, Twp.
12N, Rge. 5E in the County of Valley

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12N	5E	22					X								

Domestic use is Boiling Springs Guard Station.

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25th day of
April, 19 83.

Acting for the Director

Roman C Young

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant United States of America, Forest Service Phone (801) 626-3561

Post office address Federal Building, 324 25th St., Ogden, UT 84401

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22 Township 12N

Range 5E B.M. Valley County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .01 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. .01 cubic feet per second and/or b. .1 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 6-inch well, pump, pipeline, storage tank.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 100 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 4 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22 Township 12N
Range 5E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: Domestic use at Boiling Springs
Guard Station, Boise National Forest.

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion U.S.A., administered by Boise National Forest

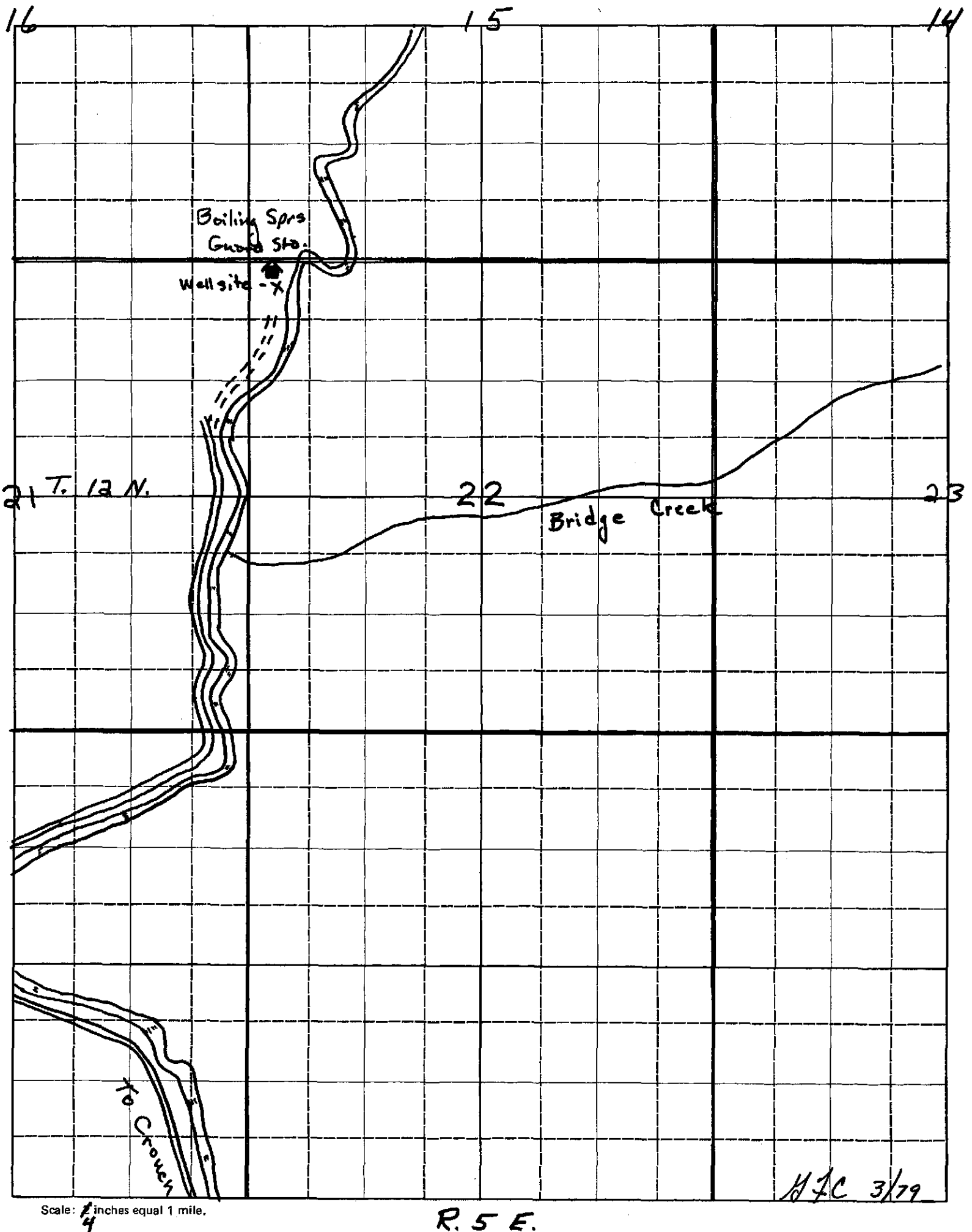
b. Who owns the land to be irrigated or place of use U.S.A., administered by Boise National Forest

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks _____

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: $\frac{1}{4}$ inches equal 1 mile.

R. 5 E.

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.

United States of America Forest Service

Adrian Walton

(Applicant)

for JEFF M. SIRMON
Deputy Regional Forester
Resources

Proposed Priority 4-16-79

Received by KK Date 4/16/79 Time 1:00 pm

Preliminary check by RWH Fee \$ 20⁰⁰ EV. #13183

Received by KK Date 6/18/79

Publication prepared by kk Date 4/19/79

Published in The Star News

Publication dates 4/26 & 5/3/79

Publication approved KK Date 5/14/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by WB JS.
11/24/79

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. 65-12225, 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 July 1, 19 83.

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. Other: _____

Witness my hand this 25th day of June, 19 79.

J. Glen Sayton
Chief, Operations Bureau

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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Department of Water Resources
Western Regional Office

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County of Valley } SS.

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Mary S. Kiely
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Melody Francis
Notary Public in and for the State of
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C. STEPHEN ALLRED
Director

Published 4-22-79

OK
KK
5/14/79



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

May 3, 1983

RE: Water Right Licenses

U.S. Dept. of Agri.
Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

Enclosed are copies of the water right licenses issued on the following permits:

11-7201, 11-7203, 11-7204, 11-7205, 11-7206, 11-7207, 11-7208,
11-7209, 11-7210, 24-7100, 24-7101, 24-7105, 24-7109, 27-7159,
27-7160, 27-7161, 27-7162, 27-7163, 27-7164, 27-7165, 27-7166,
27-7282, 37-7801, 37-7802 and 65-12225

Should you have any questions concerning these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

RECEIVED
MAY 11 1983

T
12
N

RSE

22

P.D.

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW NW Sec 22 T12N R5E

Place(s) of Use

[illegible]

☐ Change F.U. as reflected above

☐ Change F.U. as reflected above

☐ Add P.D. as reflected above ☒ None

☐ Add P.U. as reflected above ☐ Other

Examiner's Signature John K Meyer

Checked by DBS

Approved by _____

Date 7/30/80

Date 10/3/80

Date 8/26/81 3:03

February 17, 1983

Richard Sanders
Forest Service
324 25th St.
Ogden, UT 84401

Dear Mr. Sanders:

Re: Permit No. 65-12225

This office acknowledges receipt of the statement of beneficial use postcard.

It is the Department's understanding that a field exam has been conducted by one of our regional representatives. Based on his recommendations, a water right license will be issued.

If you have further questions concerning your permit, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Sr. Secretary

cc: Region

Microfilm

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-12225.

Name(s) of Permit Holder: United States of America - Forest Service

Post Office Address: Federal Building, 324 25th Street

Ogden, Utah 84401 Tel. No. (801) 625-5360

Source of Water: Groundwater

Extent of Use:

☒ Domestic	<u>1</u>	(number of households)
☐ Stockwater		(number and type of stock)
☐ Irrigation		(acres)
☐ Other		

U.S.F.S. Administrative Site

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

(for) Deputy Regional Forester, Resources

February 1, 1983
Date

Richard L. Sanders
Signature of Permit Holder

PLACE
13 CENT
STAMP
HERE



RECEIVED

FEB 7 1983

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

UNITED STATES DEPARTMENT OF AGRICULTURE

FOREST SERVICE

324 25th Street
Ogden, UT 84401

2540

February 1, 1983

Mr. A. Kenneth Dunn
Director
Idaho Department of Water Resources
Towers Building, 3rd Floor
450 West State Street
Boise, ID 83401



Dear Mr. Dunn:

Enclosed is one completed Proof of Beneficial Use card for Application No. 65-12225. This water development is located on the Boise National Forest.

Sincerely,

Richard J. Sanders
T.A. ROEDERER
Deputy Regional Forester
Resources

Enclosure

MICROFILMED

EX-111
3000

IDENT. NO. 65-12225

WATER RIGHT
DATA ENTRY LOG

[illegible]

United States of America
Forest Service
Federal Bldg.,
284 - 25th St.
Ogden, UT 84401

RE: Permit No. 65-12225

If you have any questions or concerns on this matter, feel free to contact me.

RITA FLECK
Sr. Secretary

RF:rr

INTER-DEPARTMENT MEMO — 1

FROM Don S.

DATE 3/18/80

TO Rita F.

SUBJECT

65-12225

file

Gene Cole, Boise National Forest, called today and asked that we disregard the Proof of B/U notice submitted by the U.S. Forest Service for the permit shown above. (Proof is not due until 1983.) Would you send a copy of your letter to Coles at the Supervisor's Office in Boise?

Thank 

SIGNATURE

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-12225.

Name(s) of Permit Holder: United States of America, Forest Service

Post Office Address: Federal Bldg., 324 - 25th St., Ogden, UT 84401

Tel. No. (801) 626-3561

Source of Water: Groundwater

Extent of Use: ☒ Domestic 10 (number of households)
☐ Stockwater 10 (number and type of stock)
☐ Irrigation 10 (acres)
☐ Other Boiling Springs Guard Station

Measuring Device: Required? ☐ Yes ☒ No Installed? ☒ Yes ☐ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed. Jeff M. Sirmon, Deputy Regional Forester, Resources

3/12/80

Date

for

[Handwritten Signature]

Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

RECEIVED

MAR 14 1980



Department of Water Resources

**IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

June 26, 1979

Re: Permit No.'s 63-9226, 63-9227, 63-9228, 65-12225, 65-12232,
65-12235, 65-12236, & 65-12238

U. S. Forest Service
Federal Building
324 25th Street
Ogden, Utah 84401

Gentlemen:

Enclosed are copies of your approved Applications for Permit. We direct your attention to the conditions of approval on the fourth pages.

The exercise of these permits may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permits may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permits may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permits. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permits or subsequent licenses or water rights.

If you have any questions, please let us know.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

RECORDED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: _____

APPLICATION NUMBER: 12225
65-12224

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

☐ Yes ☒ No

Field check required.

☐ Yes ☒ No

Critical groundwater area.

☐ Yes ☒ No

Request dam safety information. Sent by: _____ Date: _____

☒ Yes ☐ No*

In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

☐ Yes ☐ No

Platted by: _____ Map No. _____

☐ Yes ☒ No

Other rights on same place of use. N/A

☒ Yes ☐ No*

In form for advertising.

Final date for protests: 5/14/79

☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/8/79
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
16 April 79 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: [Signature]

Date: 19 June 79

STATE OFFICE REVIEW:

I.P. Trib letter

- ☐ See attached sheet for more information.

By: [Signature]

Date: 6/22/79

RECEIVED

JUN 20 1979

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

APRIL 19, 1979

The Star News
Box 985
McCall, ID 83638

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 14, 1979.

Yours truly,

Karla Knecht
Secretary

Encl.

MICROFILMED

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C. STEPHEN ALLRED

Director

Published 4/26 & 5/3/79.

MAILED 1979

65-12225

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