

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 67-14769

Priority: March 09, 2006

Maximum Diversion Volume: 2.0 AF

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705

has applied for a permit to appropriate water from:

Source: UNNAMED STREAM**Tributary:** SOUTH CRANE CREEK

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER STORAGE	01/01 to 12/31	2.0 AF
WILDLIFE STORAGE	01/01 to 12/31	2.0 AF

LOCATION OF POINT OF DIVERSION:

UNNAMED STREAM SW¼ SE¼ SW¼ Sec. 33, Twp 11N, Rge 01W, B.M. WASHINGTON County

PLACE OF USE: STOCKWATER STORAGE, WILDLIFE STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11N 01W 33												X					

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 01, 2012**.
2. Subject to all prior water rights.
3. Stockwater use is for 200 range cattle.
4. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
5. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.
7. Prior to diversion of water under this right, the right holder shall provide a means acceptable to the department to measure the amount of water entering the reservoir and the amount of water released from the reservoir.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 67-14769

8. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
9. No water shall be diverted under this right after June 15 of each year without prior approval of the watermaster.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 15th day of March, 2007.


for DAVID R. TUTHILL, JR., Interim Director

RECEIVED

Ident. No.

67-14769

12/99

NOV 30 2006

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant BUREAU OF LAND MANAGEMENT Phone (208) 384-3300
Mailing address 3948 DEVELOPMENT AVE., BOISE, ID 83705
2. Source of water supply Unnamed stream which is a tributary of South Crane Creek
3. Location of point of diversion is Township 11N Range 1W Sec. 33 in the SW $\frac{1}{4}$
SE $\frac{1}{4}$ SW $\frac{1}{4}$ Govt. Lot _____ B.M. Washington County
additional points of diversion if any: _____
4. Water will be used for the following purposes:
- | | | | | | | | | |
|--------|------------------------------|-----|--------------------------|---------------|------------|----|--------------|------------------------|
| Amount | <u>2 ac.ft.</u> | for | <u>Livestock storage</u> | purposes from | <u>1/1</u> | to | <u>12/31</u> | (both dates inclusive) |
| | (cfs or acre-feet per annum) | | | | | | | |
| Amount | <u>2 ac.ft.</u> | for | <u>Wildlife storage</u> | purposes from | <u>1/1</u> | to | <u>12/31</u> | (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 is (a) _____ and/or (b) 2
cubic feet per second acre feet per annum
6. Proposed diverting works:
- A. Describe type and size of devices used to divert water from the source: Earthen Dam, Reservoir dimensions $\approx$ 80'W X 180'L, Surface area $\approx$ 7,200 ft², mean depth $\approx$ 5.0'
- B. Height of storage dam $\approx$ 15 feet; active reservoir capacity ~~$\approx$ 0.82~~ 2.0 acre-feet; total reservoir capacity ~~$\approx$ 1.2~~ 2-0 acre-feet
- C. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- D. Is ground water with a temperature of greater than 85°F being sought? _____
- E. If well is already drilled, when? _____; 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 5 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 200 Cattle
- C. Municipal; show name of municipality _____
- D. Domestic; show number of households _____
- E. Other; describe fully _____

RECEIVED

AUG 23 2006

WATER RESOURCES
WESTERN 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	
11N	1W	33												S					
11N	1W	33												W					

Total number of acres to be irrigated: _____

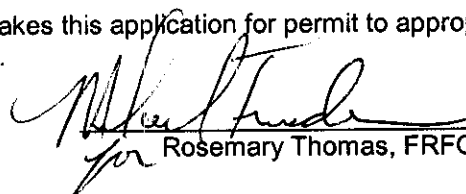
10. Describe any other water rights used for the same purposes as described above: None known

11. A. Who owns the property at the point of diversion? U.S. DOI, BLM
- B. Who owns the land to be irrigated or place of use? U.S. DOI, 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:

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"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.


for Rosemary Thomas, FRFO Field Office Manager, Acting

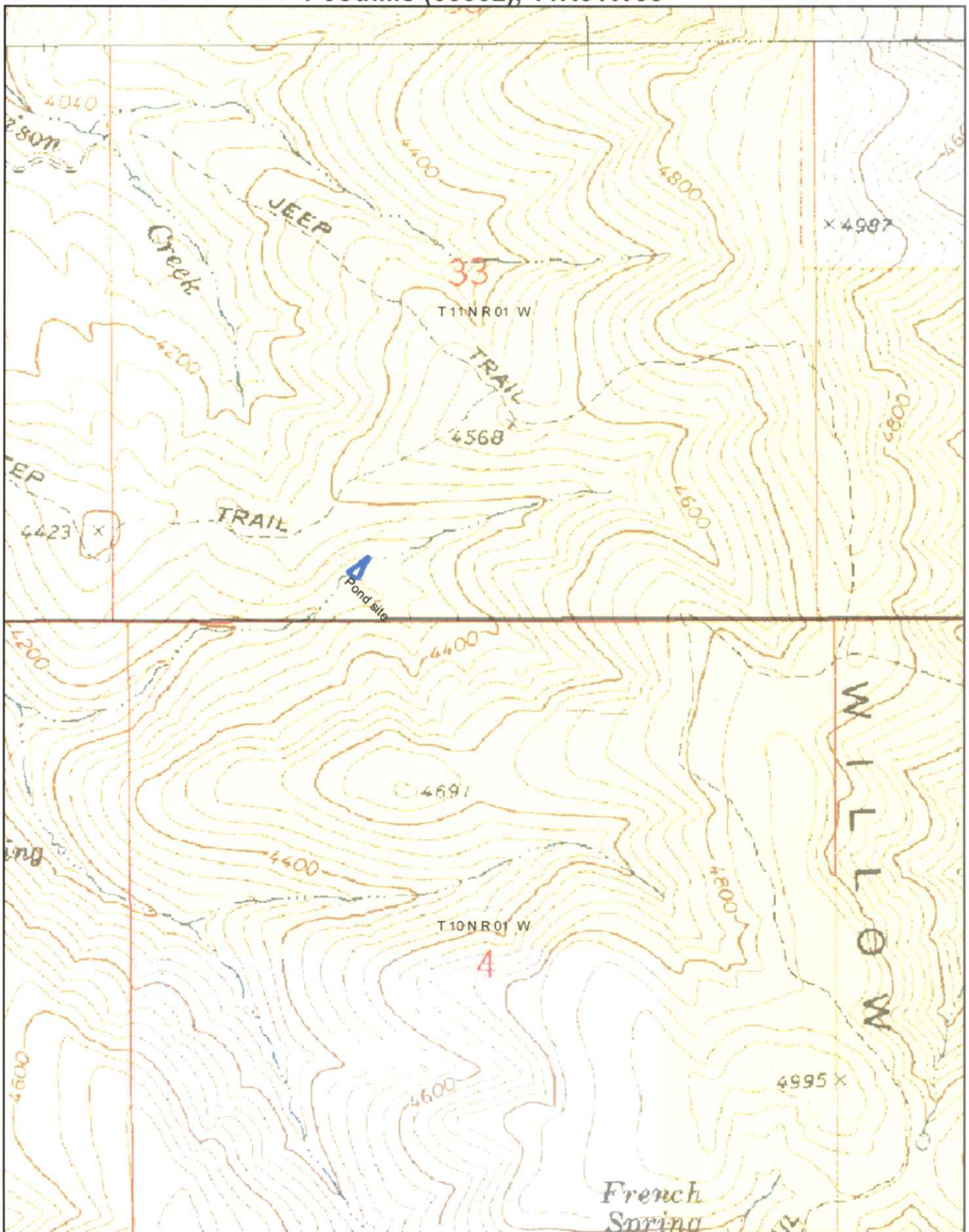
Received by: R for SK Date: 3/9/06 Time: _____ Preliminary check by: SC

Fee \$: 100.00 Receipted by: SK #: UO33926 Date: 3-9-06

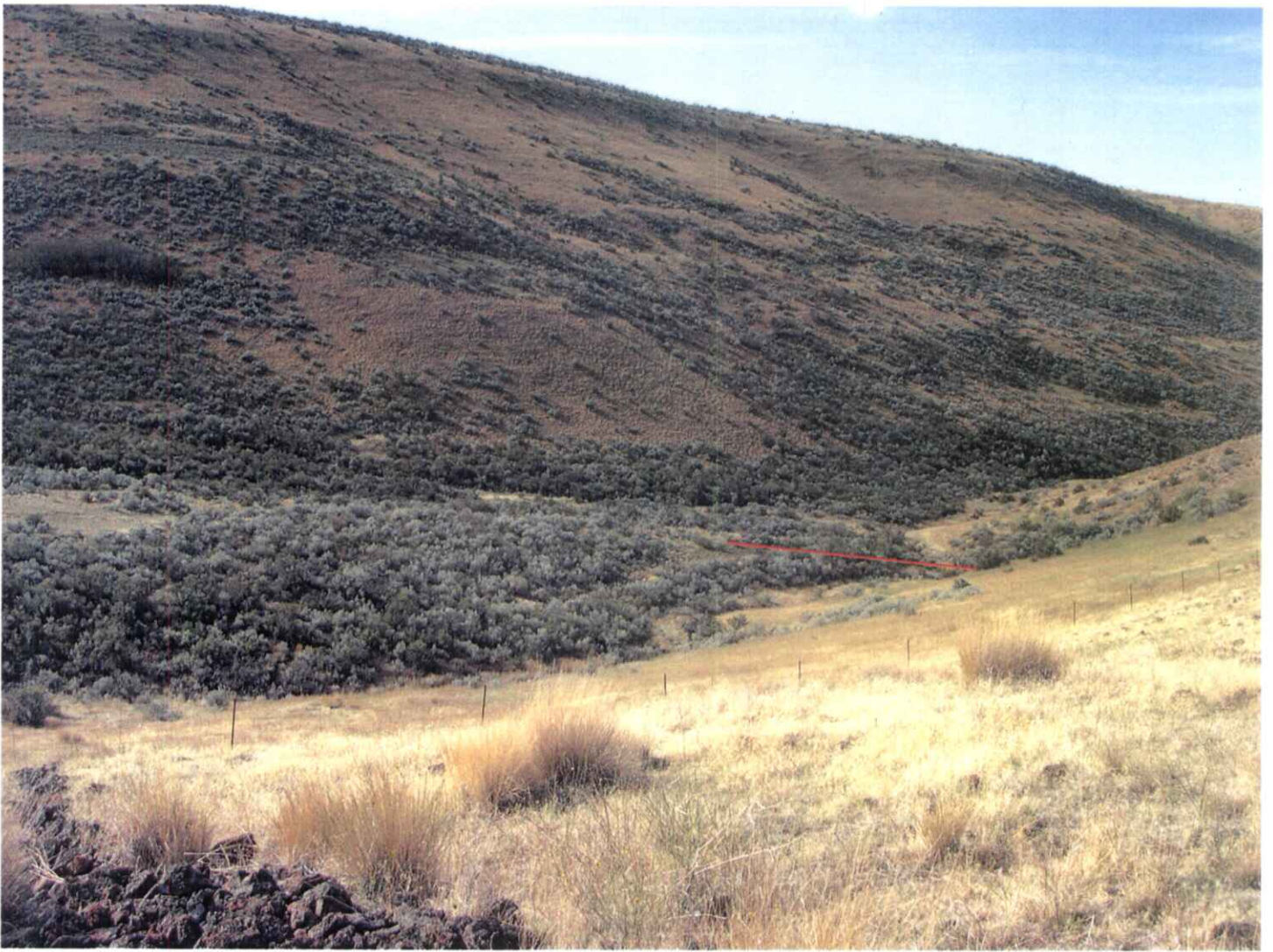
Publication prepared by: R Date: 7/26/06 Published in: WEISER SIGNAL

Publication approved: R Date: 11/15/06 10/4/11/2006

Foothills (00362), 11N01W33



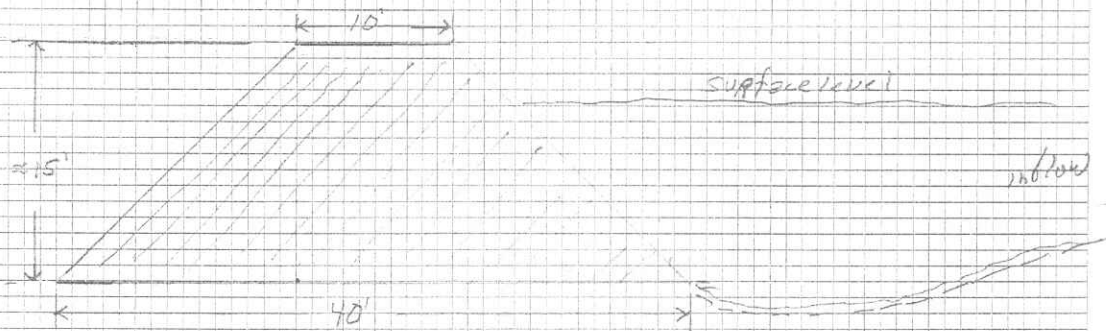
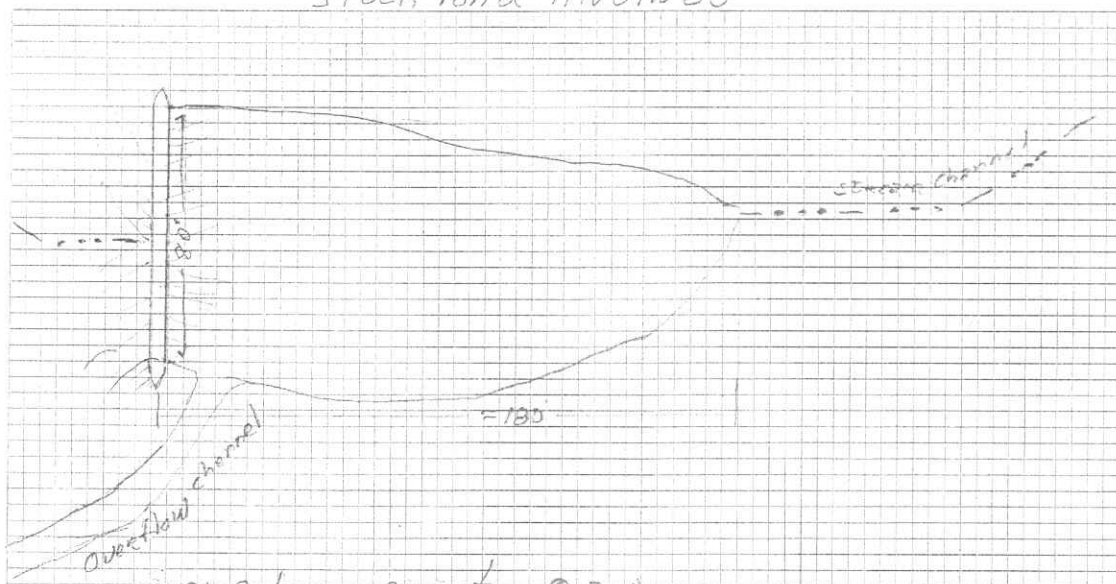
67-14769



Proposed site for construction of livestock/wildlife watering pond in Section 33, Township 11N, Range 1W. Red line represents approximate proposed location of dam.

67-14769

STOCK Pond 11N01W33



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

March 16, 2007

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705

RE: Permit No. 67-14769

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

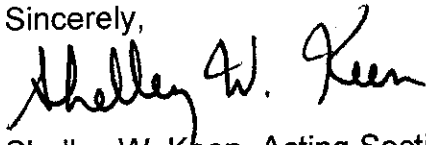
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is written in a cursive style with a large, stylized 'S' and 'K'.

Shelley W. Keen, Acting Section Manager
Water Right Permits Section

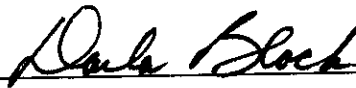
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on March 16, 2007 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 67-14769

**US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705**

A handwritten signature in black ink, appearing to read "Darla Block", is written over a horizontal line.

**Darla Block
Technical Records Specialist**

Statement of Available Procedures and Applicable Time Limits

RESPONDING TO PRELIMINARY ORDERS ISSUED BY THE IDAHO DEPARTMENT OF WATER RESOURCES (To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: March 14, 2007
To: Water Right File 67-14769
From: eretelle
Re: permit review

WD 67

No moratorium

No protests

PoU overlap with other BLM stockwater rights

total volume exceeds reservoir capacity for refill (per BLM via Steve Lester, IDWR)

Recommend approval as suggested by IDWR Western

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application Number: 67-14769

Applicant's Name: BLM

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows:
- c) ☐ I oppose approval of this application for the following reasons:

* Additional Comments: I don't understand how all these BLM ponds are different in size and the same in amount?

Dated this 22 day of October, 2006

Water District Number 67 Watermaster's Signature Bosco Bosler

* Please comment cover this

email sent 10/22/06

No 726

All 5 Ads
OK - 82

AFFIDAVIT OF PUBLICATION

RECEIVED

NOV 06 2006

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
County of Washington

} ss.

Sarah Boles

deposes and says:

That he/she is the Clerk of
WEISER SIGNAL AMERICAN, a bi-weekly news-
paper published at Weiser, in the County of Washington
State of Idaho; that said paper has been and is in
general circulation in the county aforesaid, and in the
County of Weiser; that the advertisement, a copy of which
is attached hereto, was published in said newspaper once a

for two consecutive weeks in the regular and
regular issue of said paper during the period and time of
publication, and was published in the newspaper proper
and not in a supplement; that said paper has been estab-
lished and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of
said advertisement.

Such notice was published in the issue beginning with
October 4, 2006, and ending

the issue of October 11, 2006

Sarah Boles

\$ 311.54

Subscribed and sworn to before me this 11

October, 2006

[Signature]
Notary Public, residing at Weiser, Idaho

My commission expires 2, 08

No. 726

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

67-14767

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705

Point(s) of Diversion SESWNE S4 T12N R01E
WASHINGTON County Source MIDDLE CREEK
Tributary To NORTH CRANE CREEK

Use: STOCKWATER STORAGE 01/01 To 12/31 2
AFA

Use: WILDLIFE STORAGE 01/01 To 12/31 2 AFA
Total Diversion: 2 AFA

Date Filed: 03/09/2006

Place Of Use: STOCKWATER and WILDLIFE
STORAGE
T12N R01E S4 SWNE

67-14768

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705

Point(s) of Diversion SENESW S34 T13N R01E
WASHINGTON County Source SMITH GULCH
CREEK

Tributary To MILL CREEK

Use: STOCKWATER STORAGE 01/01 To 12/31 2
AFA

Use: WILDLIFE STORAGE 01/01 To 12/31 2 AFA
Total Diversion: 2 AFA

Date Filed: 03/09/2006

Place Of Use: STOCKWATER and WILDLIFE
STORAGE T13N R01E S34 NESW

67-14769

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705

Point(s) of Diversion SWSESW S33 T11N R01W
WASHINGTON County Source UNNAMED STREAM
Tributary To SOUTH CRANE CREEK

Use: STOCKWATER STORAGE 01/01 To 12/31 2
AFA

Use: WILDLIFE STORAGE 01/01 To 12/31 2 AFA
Total Diversion: 2 AFA

Date Filed: 03/09/2006

Place Of Use: STOCKWATER and WILDLIFE
STORAGE T11N R01W S33 SESW

67-14770

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705

Point(s) of Diversion SENWNE S8 T10N R01E
WASHINGTON County Source UNNAMED STREAM
Tributary To CABIN CREEK

Use: STOCKWATER STORAGE 01/01 To 12/31
2 AFA

Use: WILDLIFE STORAGE 01/01 To 12/31 2 AFA
Total Diversion: 2 AFA

Date Filed: 03/09/2006

Place Of Use: STOCKWATER and WILDLIFE
STORAGE
T10N R01E S8 NWNE

67-14771

US DEPT OF INTERIOR

attached hereto, was published in said newspaper once a
k for two consecutive weeks in regular and
the issue of said paper during the period and time of
publication, and was published in the newspaper proper
not in a supplement; that said paper has been estab-
lished and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of
advertisement.

which notice was published in the issue beginning with

October 4, 2006, and ending
the issue of October 11, 2006
Sarah Biles

\$ 311.54

scribed and sworn to before me this 11
October, 2006
[Signature]
Notary Public, residing at Weiser, Idaho
commission expires 2, 08

3948 DEVELOPMENT AVE
BOISE ID 83705
Point(s) of Diversion SENESW S34 T13N R01E
WASHINGTON County Source SMITH GULCH
CREEK
Tributary To MILL CREEK
Use: STOCKWATER STORAGE 01/01 To 12/31 2
AFA
Use: WILDLIFE STORAGE 01/01 To 12/31 2 AFA
Total Diversion: 2 AFA
Date Filed: 03/09/2006
Place Of Use: STOCKWATER and WILDLIFE
STORAGE T13N R01E S34 NESW

67-14769

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT OK
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705
Point(s) of Diversion SWSESW S33 T11N R01W
WASHINGTON County Source UNNAMED STREAM
Tributary To SOUTH CRANE CREEK
Use: STOCKWATER STORAGE 01/01 To 12/31 2
AFA
Use: WILDLIFE STORAGE 01/01 To 12/31 2 AFA
Total Diversion: 2 AFA
Date Filed: 03/09/2006
Place Of Use: STOCKWATER and WILDLIFE
STORAGE T11N R01W S33 SESW

67-14770

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT OK
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705
Point(s) of Diversion SENWNE S8 T10N R01E
WASHINGTON County Source UNNAMED STREAM
Tributary To CABIN CREEK
Use: STOCKWATER STORAGE 01/01 To 12/31 2
AFA
Use: WILDLIFE STORAGE 01/01 To 12/31 2 AFA
Total Diversion: 2 AFA
Date Filed: 03/09/2006
Place Of Use: STOCKWATER and WILDLIFE
STORAGE
T10N R01E S8 NWNE

67-14771

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705
Point(s) of Diversion NESWSW S27 T13N R01E
WASHINGTON County Source UNNAMED STREAM
Tributary To SMITH GULCH CREEK
Use: STOCKWATER STORAGE 01/01 To 12/31 2.5
AFA
Use: WILDLIFE STORAGE 01/01 To 12/31 2.5
AFA
Total Diversion: 2.5 AFA
Date Filed: 08/23/2006 OK PER AMENDMENT (EXPANSION)
Place Of Use: STOCKWATER and WILDLIFE
STORAGE T13N R01E S27 SWSW

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 applica-
tion must be filed with the Director, Dept. of
Water Resource, Western Region, 2735 Airport
Wy, Boise ID 83705 together with a protest fee of
\$25.00 for each application on or before 10/23/
2006. The protestant must also send a copy of the
protest to the applicant.

KARL J. DREHER, Director
Published 10/11/2006 and 10/11/2006

*Closing PP 9
5 Ads*

Lester, Steve

From: Lester, Steve
Sent: Thursday, September 28, 2006 1:02 PM
To: 'boscob@ruralnetwork.net'
Subject: IDWR Application Comment Letter

September 28, 2006

Bosco Bosler
Weiser River Watermaster

Re: Application Nos. 67-14753, 67-14767, 67-14768, 67-14769, 67-14770, 67-14771

Dear Watermaster:

Attached are copies of one or more applications that may be of interest to you.

Please provide your Watermaster recommendations by October 23, 2006.

Please contact this office at 334-2190 if you have any questions regarding the applications.

Sincerely,

Steve Lester
Water Rights Supervisor
IDWR Western Region
tel 208.334.2190
fax 208.334.2348
steve.lester@idwr.idaho.gov



67-14753.pdf



67-14767.pdf



67-14768.pdf



67-14769.pdf



67-14770.pdf



67-14771.pdf

Lester, Steve

From: Lester, Steve
Sent: Thursday, September 28, 2006 12:53 PM
To: 'eleitzinger@idfg.idaho.gov'
Subject: Application Comment Letter

September 28, 2006

ERIC LEITZINGER
ID DEPT FISH & GAME
PO BOX 25
BOISE ID 83707

Re: Application Nos. 3-10242, 67-14753, 67-14767, 67-14768, 67-14769, 67-14770, 67-14771

Dear Mr. Leitzinger:

Attached are copies of one or more applications that may be of interest to your agency. Please contact the applicant(s) if your agency has concerns about the application(s). It is not necessary to provide agency comments to the Idaho Department of Water Resources (IDWR), although your comments are welcome if you think IDWR would benefit from them.

If your agency desires to file a formal protest against approval of the application(s), a written protest along with the \$25.00 protest fee for each application protested must be received in this office by October 23, 2006.

Please contact this office at 334-2190 if you have any questions regarding the application(s).

Sincerely,

Steve Lester
Water Rights Supervisor
IDWR Western Region
tel 208.334.2190
fax 208.334.2348
steve.lester@idwr.idaho.gov



3-10242.pdf



67-14753.pdf



67-14767.pdf



67-14768.pdf



67-14769.pdf



67-14770.pdf



67-14771.pdf

Lester, Steve

From: Lester, Steve
Sent: Tuesday, September 26, 2006 1:47 PM
To: 'newsroom@ruralnetwork.net'
Subject: ATTN Sara - Legal Ads

Sara:

Please let me know if these can be published as noted. Thanks.

September 26, 2006

Legal Notice Department

WEISER SIGNAL

PO BOX 709

WEISER ID 83672

RE: Application for Permit Nos. 67-14767, 67-14768, 67-14769, 67-14770, 67-14771

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find legal notices 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 notices 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 10/23/2006. Your cooperation is appreciated.

Sincerely

Steve Lester
Water Rights Supervisor
IDWR Western Region
tel 208.334.2190
fax 208.334.2348
steve.lester@idwr.idaho.gov



67-14767 thru
7-14771 ads.RTF.

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

67-14769

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
LOWER SNAKE RIVER DISTRICT
3948 DEVELOPMENT AVE
BOISE ID 83705

Point(s) of Diversion SWSESW S33 T11N R01W WASHINGTON County Source UNNAMED STREAM
Tributary To SOUTH CRANE CREEK

Use:	STOCKWATER STORAGE	01/01 To 12/31	2 AFA
Use:	WILDLIFE STORAGE	01/01 To 12/31	2 AFA
	Total Diversion:		2 AFA

Date Filed: 03/09/2006

Place Of Use: STOCKWATER and WILDLIFE STORAGE
T11N R01W S33 SESW

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, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 10/23/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published 10/4 and 10/11/2006



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Boise District Office

3948 Development Avenue

Boise, Idaho 83705

<http://www.id.blm.gov/offices/lsrcd>



In Reply Refer To:
1010 (ID110)

RECEIVED

AUG 23 2006

AUG 22 2006

WATER RESOURCES
WESTERN REGION

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Dear Mr. Lester:

Please find enclosed the 5 applications for stockwater and wildlife permits that you recently returned to us for completion. As instructed we have amended the applications to indicate that the uses are for stockwater storage and wildlife storage. We have also changed the capacity amounts in item 6B to be the same as the storage amount stated in item 4.

The other item you brought to our attention is the provisions of the Idaho Code for dam safety. You indicated that storage of water via any dam ten feet or more is contingent upon certification of the dam and authorization of storage per the provisions. You suggested that we might want to lower our dam height. We have a requirement that dams have at least 4 feet of freeboard in their design. If we were to lower the dam heights to less than ten feet and with our design requirements, we would not be able to store as much water as we would like. We will be filing an Application for Construction of Small Dam for each permit once the engineering has been completed for the specific sites. Our design requirement (4 feet of freeboard) explains why the height of the storage dams doesn't appear to be logical for the amount of water we have requested to store.

If you have any further questions regarding our applications, please contact me at 384-3450.

Sincerely,

Michael Truden
Supervisory Resource
Management Specialist

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

July 24, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

BUREAU OF LAND MGMT
3948 DEVELOPMENT AVE
BOISE ID 83705

Re: Applications for Permit (5)

Gentlemen:

Five recent applications for permit regarding unnamed streams for stockwater and wildlife are being processed. The applications are being returned to you for completion of the following items.

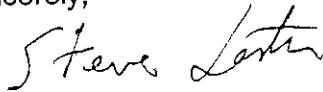
- 1) The applications represent volume for on-stream storage and therefore the uses under Item 4 should be stockwater storage and wildlife storage.
- 2) All five applications show the height of the storage dams to be 15 ft. This doesn't appear to be logical for the amount of water you have requested to store. A few months ago, we processed several BLM applications that also listed 15 ft. dams. Our Dam Safety representative spoke with Bob Mallis and the applications were amended to 5 ft. It appears these five new applications may fall into a similar situation. Storage of water via any dam 10 ft. or more in height is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code. Safety of Dams Rules define the height of a dam as the vertical distance from the natural bed of the stream or watercourse at the downstream toe of the barrier, as determined by the Director, or from the lowest elevation of the outside limit of the barrier, if it is not across a stream channel or watercourse, to the maximum water storage elevation. This explanation may help you in determining the correct height to be listed on the application.
- 3) The active reservoir capacities (in item 6B) appear to have been correctly determined from the dimensions listed in item 6A, however, the total reservoir capacities (also in item 6B) and the storage amounts requested in item 4 are both different from the active capacity figures. Usually they are the same. Please explain the reasons for the differences or amend all appropriate items. Also, the active capacity on the application listing Smith Gulch as the tributary calculates out to 2.4 af instead of 2.2 af., using the dimensions listed.

Please submit the requested information to allow final evaluation of your application to be completed. You may seek additional time to provide the information by making a written request to delay or interrupt processing. Your written response including the requested information, or a request for more time to seek the information must be received within thirty (30)-days of the date of this letter. The application will be voided or removed from our records without a timely reply.

July 24, 2006
Bureau of Land Mgmt.
Page 2

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov.
Please contact me at 208-334-2190 if you need more information. Thank you for your
attention to these matters.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester". The signature is written in black ink and is positioned below the word "Sincerely,".

Steve Lester
Water Rights Supervisor

Enclosures: Original Applications