

No 1353

AFFIDAVIT OF PUBLICATION

RECEIVED
JUN 8 1981

Department of Water Resources
Eastern District Office

STATE OF IDAHO, }
County of Franklin } ss.

J. Walter Cross
being duly sworn,

deposes and says:

That he is the *Co-Publisher* of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *2* consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established 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

May 14, 19*81*, and ending
with the issue of *May 21*, 19*81*.

Fee \$ *1849*

Subscribed and sworn to before me this *28th* day
of *May*, 19*81*.

Kevin D. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires *June 7*, 19*82*

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:

13-7327

U.S. DEPT. OF AGRIC.
FOREST SERVICE, FEDERAL
BLDG., 324 25TH ST., OGDEN, UT
84401

Source: UNNAMED STREAM tributary to HILLYARD CANYON

Date Filed: 04/16/1981

Amount: 0.02 CFS 0.1 AC-FT

Diversion Point: SENW Sec 25 T 15S R 41E, FRANKLIN Co.

Use: STOCKWATER (0.02 CFS) from 07/01 to 09/30; STOCKWATER STORAGE (0.1 AC-FT) from 01/01 to 12/31; STOCKWATER FROM STORAGE (0.1 AC-FT) from 07/01 to 09/30
Place of Use: SENW Sec 25 T 15S R 41E

Diversion Means: STOCKPOND

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before JUNE 1, 1981.

A. KENNETH DUNN
Director

Published 5/14 & 5/21/81

Legal No. 1353-37L - Pub. May 14, 21, 1981

A topographic map showing a mountainous region with contour lines. Key features include:

- Geographical Labels:** Cave, High, Pack, Jeep, Trail, Spring, Grave, Danish Pass, R41E, X7988, X7835, X7798, X8125, X7968, X8904.
- Handwritten Annotations:**
 - POINT OF DIVERSION & PLACE OF USE** (centered near a trail intersection)
 - 15** (near the point of diversion)
 - 25** (near a spring and grave)
 - 30** (near a spring)
 - 31** (bottom right corner)
- Red Stamp:** RESTRICTED (top right)

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

Place(s) of Use

[illegible]

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None
☐ Other

Date 5-8-86



WATER RIGHT LICENSE

License No. 13-7327 Priority 04/16/1981 Amount 0.02 CFS 0.1 AF

THIS IS TO CERTIFY, that U.S. Dept. of Agri., Forest Service

of Ogden, Utah, has complied with the terms and conditions of
Permit No. 13-7327 issued pursuant to Application for Permit dated 04/16/1981, and has
submitted proof to the Department of Water Resources on 02/22/1982, that he has applied water to a
beneficial use; and examination by the Department indicates that the works have a capacity for the
diversion of 0.02 cfs of water from an unnamed stream
tributary to Hillyard Canyon, and that the permit holder has
applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
0.02 cfs	0.1 af	Stockwater	07/01 - 09/30
N/A	0.1 af	Storage for Stockwater	01/01 - 12/31
N/A	0.1 af	Stockwater from Storage	07/01 - 09/30

Location of point of diversion: SENW, Sec. 25, Twp 15S, Rge 41E, Franklin Co.

Location of place of use:

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S	41E	25								X									

Total number of acres irrigated _____

Use of water under this license is subject to control by the watermaster of
State Water District No. 13A, Cub River.

Subject to all prior water rights.

MICROFILMED

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Sec-
tion 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 herein described, as
provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho this 19TH day of MAY, 1986.

Acting for the Director *Norman 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 324 25th Street, Ogden, Utah 84401

2. Source of water supply Unnamed Stream which is a tributary of Hillyard Canyon

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 15S

Range 41E B.M. Franklin County, additional points of diversion if any: _____

015-102

4. Water will be used for the following purposes:

Amount .1AF for Storage for Stockwater purposes from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .1AF for Stockwater from Storage purposes from July 1 to Sept 30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02cfs for Stockwater purposes from July 1 to Sept 30 (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. .02 cubic feet per second and/or b. .1 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Stockpond

b. Height of storage dam 8 feet, active reservoir capacity .1 acre-feet; total reservoir capacity .1 acre-feet, materials used in storage dam: existing soil

Period of year when water will be diverted to storage January 1 to December 31 inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 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: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 15S

Range 41E B.M.

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

(3) List number of each kind of livestock to be watered 2400 sheep

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

(5) If water is to be used for other purposes describe: N.A.

APPROVED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion United States Government, Administered by USDA Forest Service

b. Who owns the land to be irrigated or place of use Same

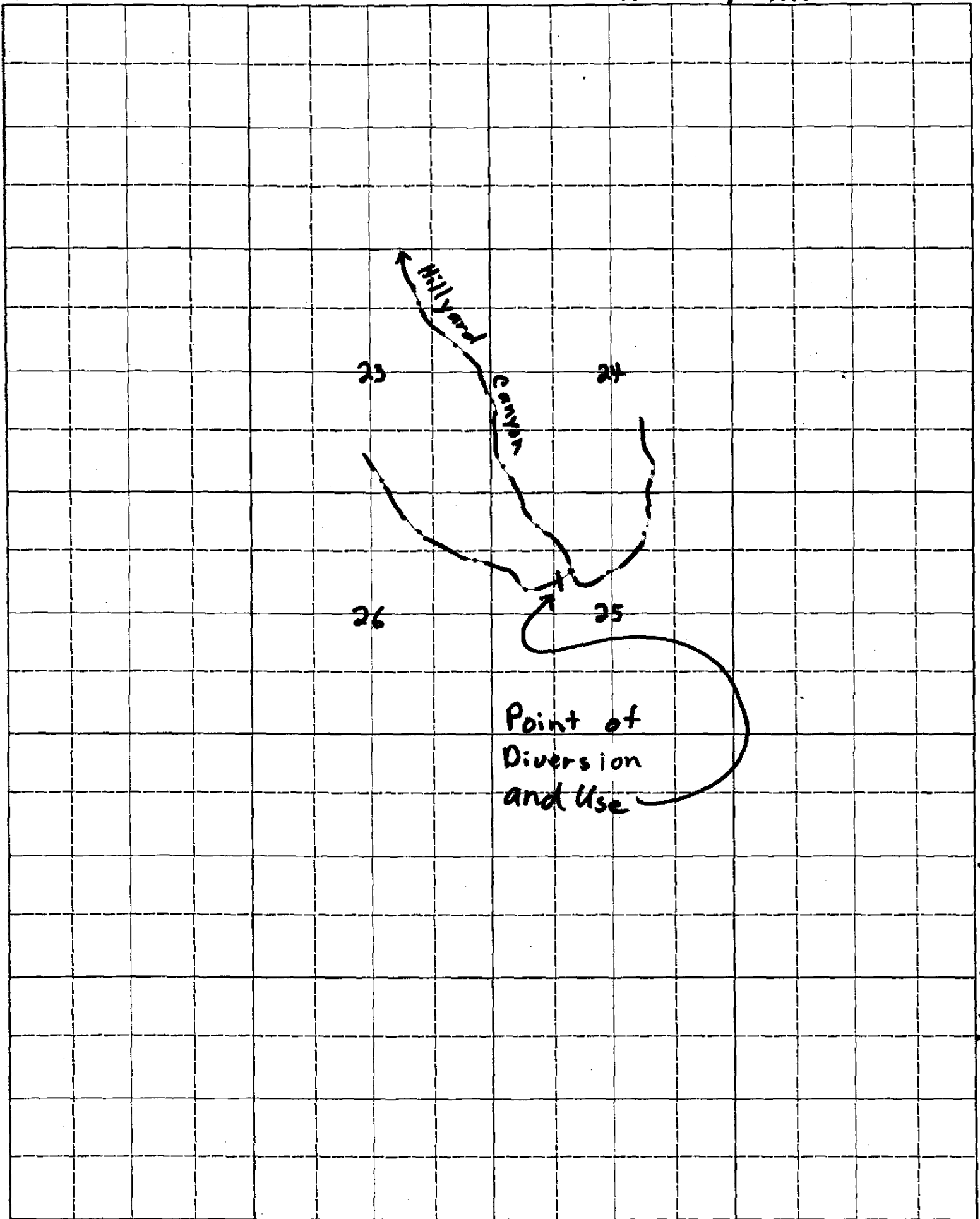
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N.A.

10. Remarks This water development is located on Franklin Basin Sheep Allotment which has 11 water developments for watering 2400 sheep, and big game, upland game, and non-game wildlife.

UNRECORDED

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

R41E | R42E



Scale: 2 inches equal 1 mile.

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

MICROFILMED

Carl J. Baird
(for) L. KENT MAYS, JR. (Applicant) Deputy Regional Forester,
Resources

Proposed Priority

4/16/81

Received by kw Date 4/10/81 Time _____

Preliminary check by HWS Fee \$ Y 2520. 30⁰⁰

Receipted by kw Date 5/18/81 # 17060

Publication prepared by kw Date 5/7/81

Published in Preston Citizen

Publication dates 5/14 & 5/21/81

Publication approved kw Date 6/23

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC. TR

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. 13-7327, 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 86.
- 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: Use of water under this permit is subject to control by the watermaster of State Water District # 13-A, Cub River.

Witness my hand this 10 day of July, 19 81

David R. Tuttle
Acting Chief, Operations Bureau

MICROFILMED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. Walter Ross
being duly sworn,

deposes and says:

That he is the *Co-Publisher* of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *2* consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established 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 *May 14*, 19*81*, and ending with the issue of *May 21*, 19*81*.

Fee \$ *1849*

Subscribed and sworn to before me this *28th* day of *May*, 19*81*.

Kevin D. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires *June 7*, 19*82*

Department of Water Resources
Water Rights Office

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:

OK'd 6/23
13-7327
U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL
BLDG., 324 28TH ST., OGDEN, UT
84401
Source: UNNAMED STREAM tributary to HILLYARD CANYON
Date Filed: 04/16/1981
Amount: 0.02 CFS 0.1 AC-FT
Diversion Point: SENW Sec 25 T 15S R 41E, FRANKLIN Co.
Use: STOCKWATER (0.02 CFS) from 07/01 to 09/30; STOCKWATER STORAGE (0.1 AC-FT) from 01/01 to 12/31; STOCKWATER FROM STORAGE (0.1 AC-FT) from 07/01 to 09/30
Place of Use: SENW Sec 25 T 15S R 41E
Diversion Means: STOCKPOND
If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before JUNE 1, 1981.

A. KENNETH DUNN
Director

Published 5/14 & 5/21/81
Legal No. 1353-37L - Pub. May 14, 21, 1981



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 19, 1986

RE: Permit Nos. 13-7294/7296/7303-7322/7324-7330/7332-7341/7343/7344/
7360-7362, 24-7099/7111/7112/7129-7141/7143/
27-7167-7180/7182-7185/7187-7197/7199-7206/
7208-7219

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

Gentlemen:

Enclosed herewith are copies of the Water Right Licenses issued on the
above referenced permits.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

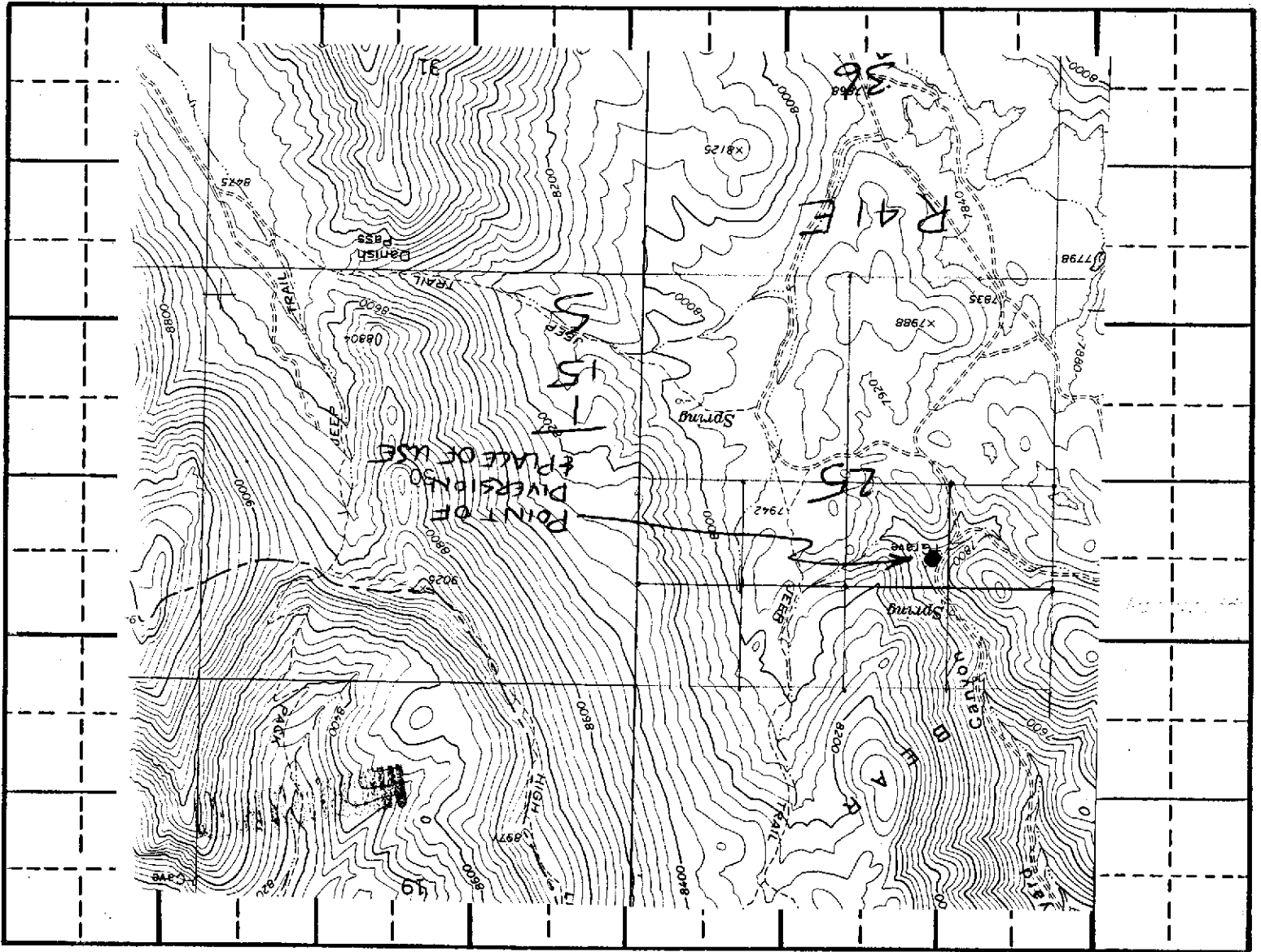
JJ:sc

Enclosures

MICROFILMED

Total

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SE 1/4 NW 1/4 Section 25, T 15 S, R 41 E
Boise Meridian, Franklin Co.

Place(s) of Use

TWP.	RGE.	SEC.	NE%	NW%	SW%	SE%	NW%	NW%	SW%	SE%	NW%	NW%	SW%	SE%	NW%	NW%	SW%	SE%	TOTALS
15 S	41 E	25																	

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above
☐ Add P.D. as reflected above
☐ Add P.U. as reflected above
☒ None
☐ Other

Examiner's Signature

Ray Spink
Ray Spink

Approved by

Date 2-14-86
Date 2-10-86
Date 5-8-86



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

March 3, 1982

United States of America
Forest Service
Federal Building
324 25th Street
Ogden, UT 84401

Gentlemen:

Re: (See attached lists of water right numbers)

I acknowledge receipt of the statement of beneficial use postcards for the water rights listed on the attached pages.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Eastern Regional office.

Sincerely,

RITA I. FLECK
Sr. Secretary

MICROFILMED

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. 13-7327.

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: unnamed, Tributary Hillyard Canyon

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 2400 sheep (number and type of stock)
☐ Irrigation (acres)
☐ Other

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 18, 1982
Date

Richard F. Sanders
Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE



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

July 17, 1981

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

Dear Sirs,

RE: Permit No.'s 11-7235/7236, 11-7241 thru 11-7244, 11-7246 thru 11-7252, 13-7307 thru 13-7319, 13-7321, 13-7324 thru 13-7334, 77-7139

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

David R. Tuthill, Jr.

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

DRT:lr

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

13 7327

INITIAL REVIEW BY: HWS

APPLICATION NUMBER: 015-102

CHECK:

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

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No
☒ Yes ☐ No*
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

In form for advertising. _____

Final date for protests: June

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

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6-8-81
☒ 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? 13A
7-16-81 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: Ernest Carlson

Date: 6-28-81

STATE OFFICE REVIEW:

SLW/cond OS (13A Cul.R.)

☐ See attached sheet for more information.

By: Ralph

Date: 7/8/81

Department of Water Resources

13-Z32Z

U.S. DEPT. OF AGRI.

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

Source: UNNAMED STREAM tributary to HILLYARD CANYON

Date Filed: 04/16/1981

Amount: 0.02 CFS 0.1 AC-FT

Diversion Point: SENW Sec 25 T 15S R 41E, FRANKLIN Co.,

Use: STOCKWATER	(0.02 CFS)	from 07/01 to 09/30
STOCKWATER STORAGE	(0.1 AC-FT)	from 01/01 to 12/31
STOCKWATER FROM STORAGE	(0.1 AC-FT)	from 07/01 to 09/30

Place of Use: SENW Sec 25 T 15S R 41E

Diversion Means: STOCKPOND.

MICROFILMED