

RECEIVED

SEP 17 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 50.00

Date 9-10-92

Receipt No. ED17845

Receipt by DMD

Cedarville Well

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 33-07204 Telephone No. 208-524-7500
2. Name(s) of Permit Holder(s): U.S.D.I., Bureau of Land Management
3. Mailing Address: 940 Lincoln Road, Idaho Falls, Idaho 83401
4. Source of Water: Groundwater

If **GROUNDWATER**, Well Driller's Name: Ken ^{Volmer} Fuller Well Drilling, Aberdeen Date Drilled: 6/92

OPTIONAL:

Pump horsepower: 5.0 Pressure (psi): Dynamic pumping level (ft.): 300

5. Extent of Use (as authorized by the permit):

Domestic (No. of households) Stockwater 1,261 range cattle (No. and type of stock)

Irrigation (No. of acres) Other 300 antelope, 50 deer, sage grouse

6. Total rate and/or volume for which proof is submitted 0.16 cfs OR acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes x No Installed? Yes No

OR

Flow Measurement Port: Required? Yes x No Installed? Yes No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Karen Aslett 208-524-7533
Name Telephone No.

940 Lincoln Road Idaho Falls, Idaho 83401
Address

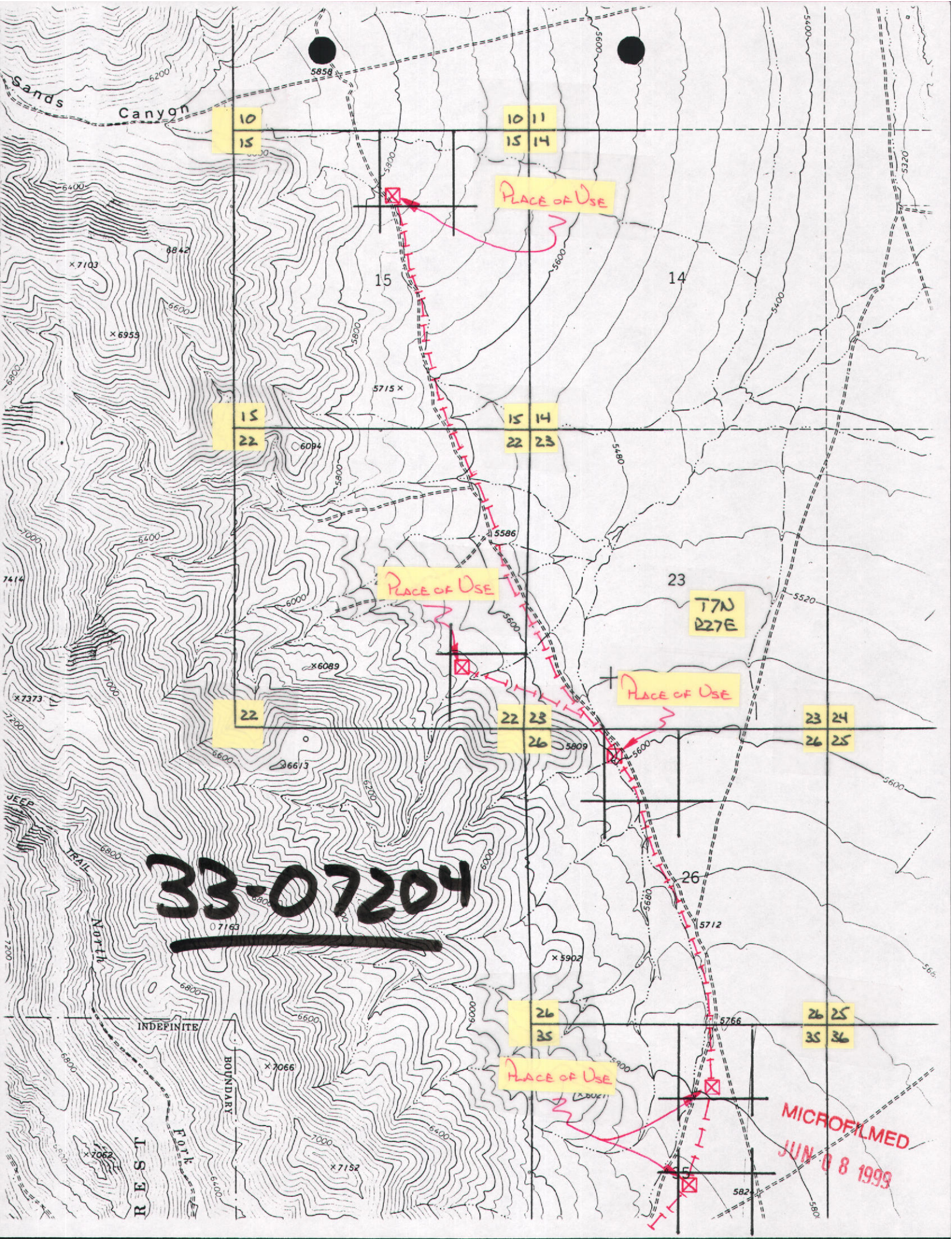
10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

9/10/92
Date

[Signature]
Signature (and title, if on behalf of a company or organization)

District Manager

OCT 26 1992



Sands Canyon

10
15

10 11
15 14

PLACE OF USE

15
22

15 14
22 23

PLACE OF USE

T7N
R27E

PLACE OF USE

22

22 23
26

23 24
26 25

33-07204

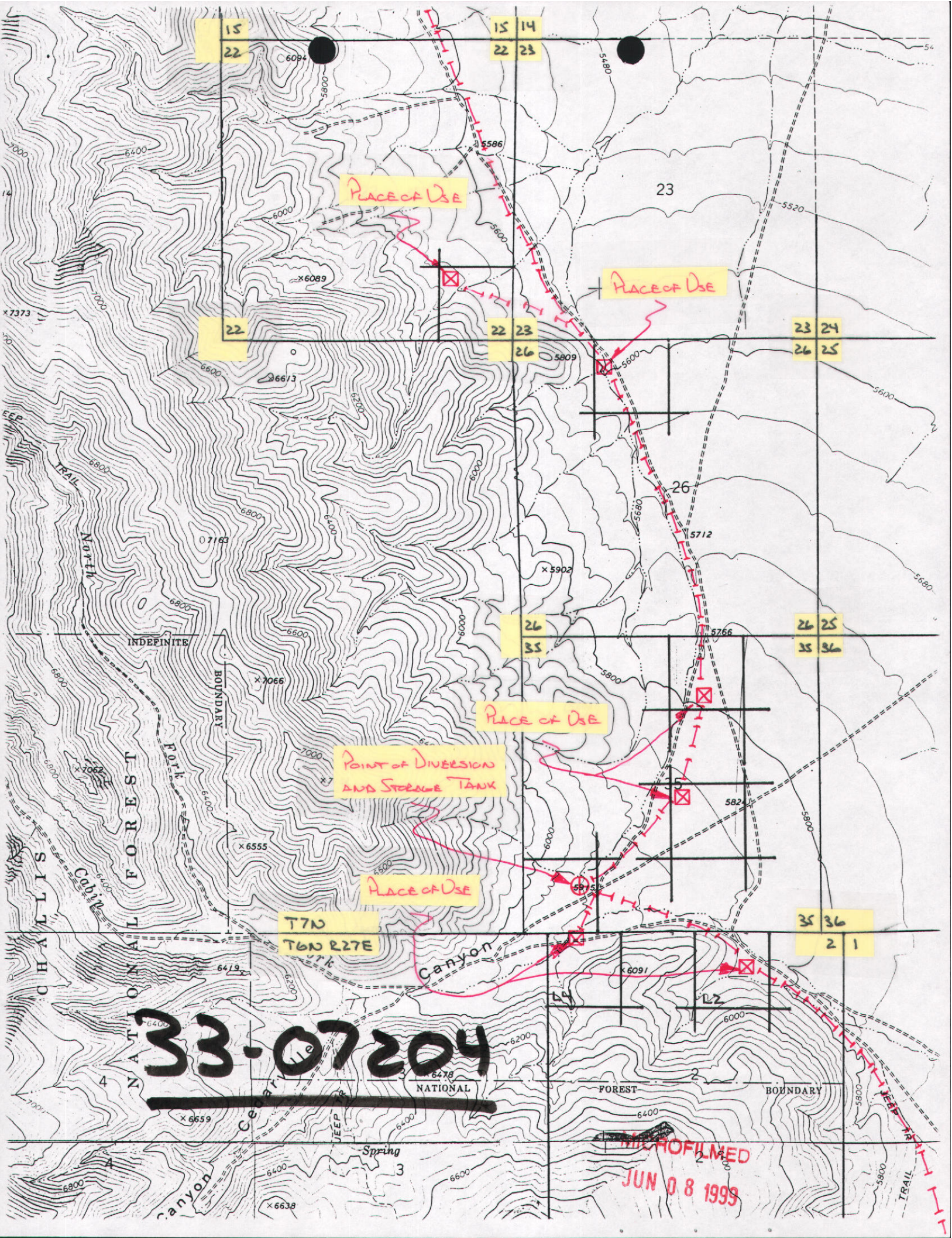
26
35

26 25
35 36

PLACE OF USE

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JEOP
TRAIL
North
INDEFINITE
FOK
REST



Place of Use

Place of Use

Place of Use

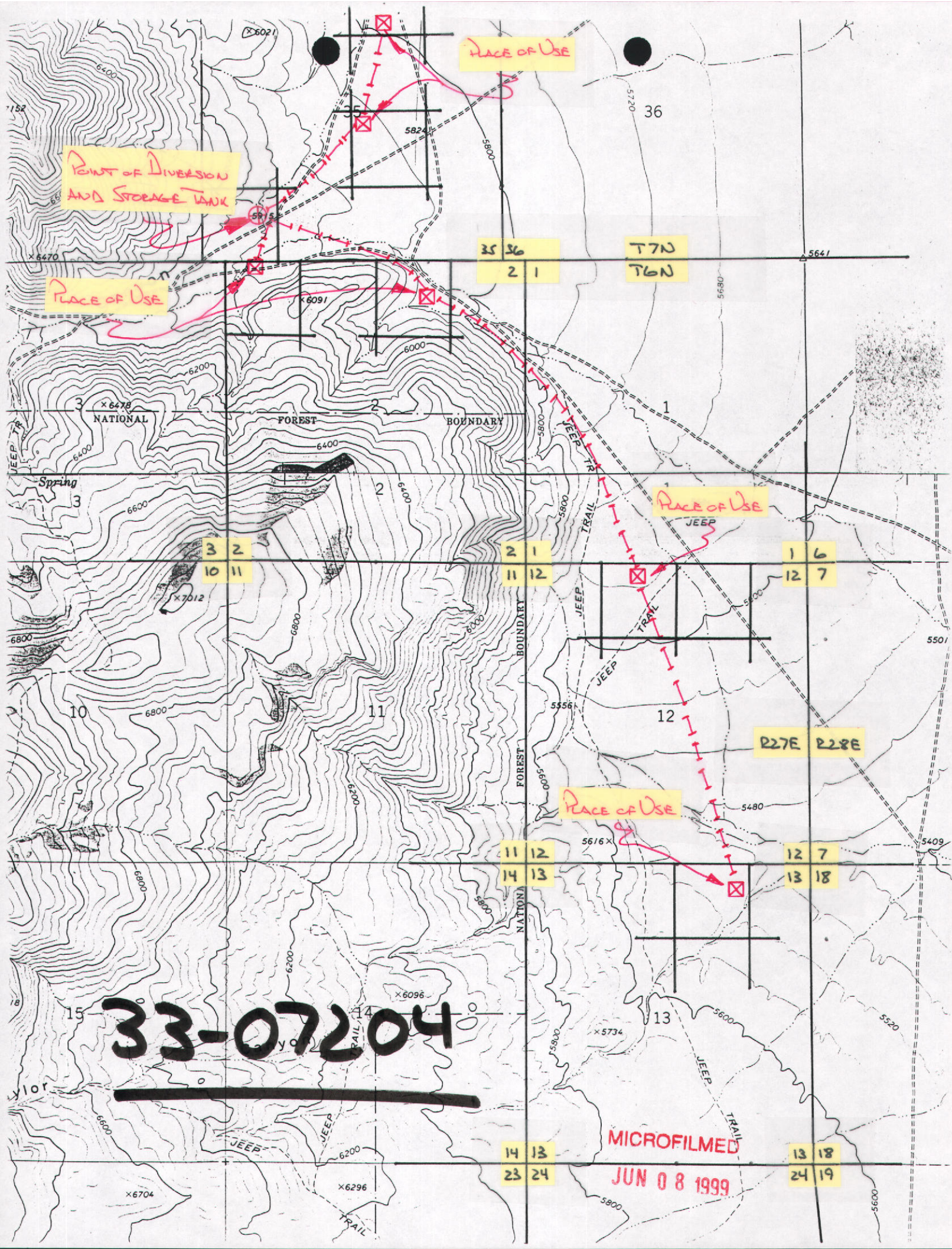
Point of Diversion
and Storage Tank

Place of Use

T7N
T6N R27E

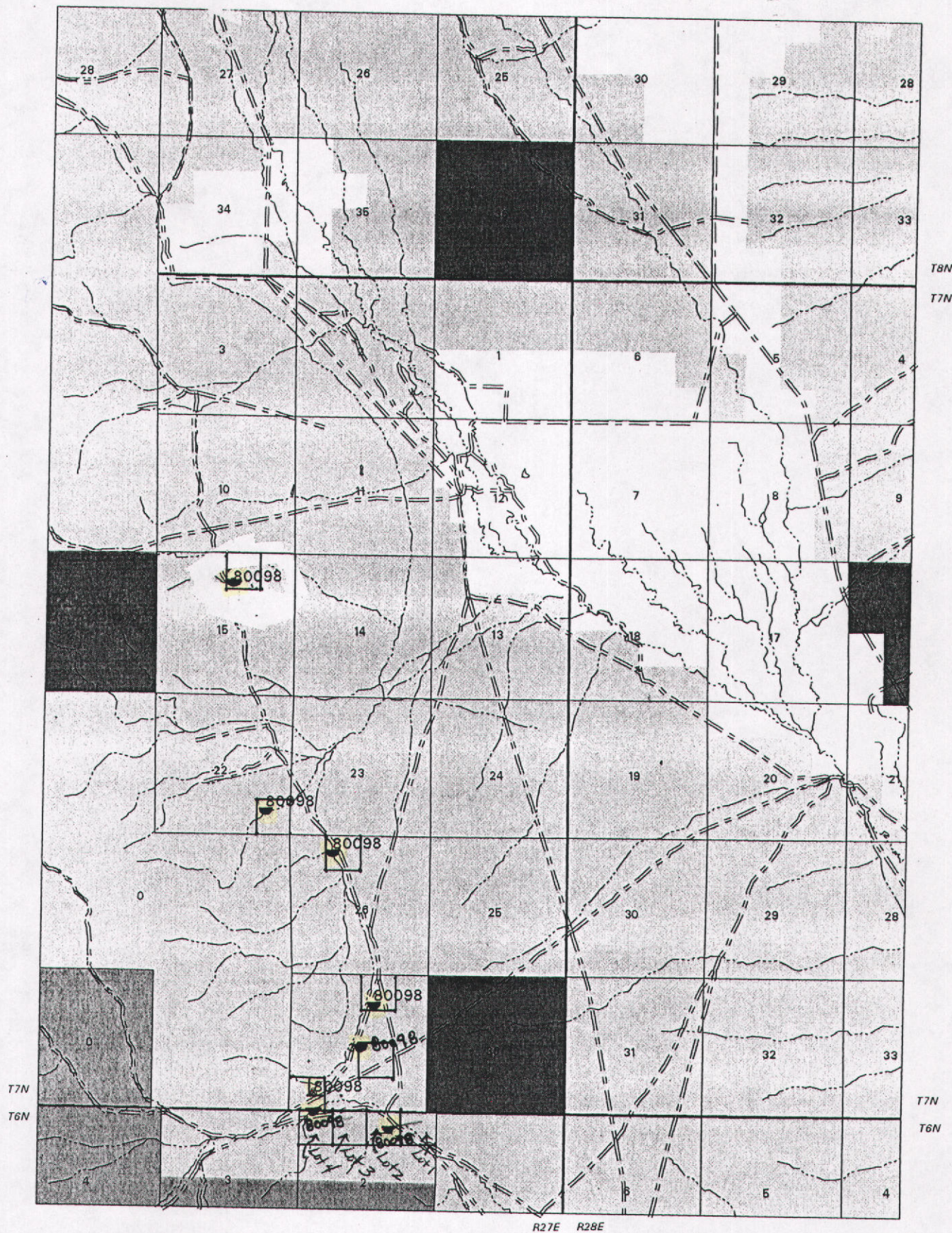
33-07204

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HOWE NW

R27E R28E



Scale 1:62500

1 0 1 Mile

Legend

- Primary HWY
- Secondary HWY
- Improved Road
- Unimproved Road
- Jeep Trail
- Railroad
- Per. River/Stream
- Int. Stream
- Ditch
- Pipeline
- Perennial Lake
- Int. Lake
- Dry Lake
- Marsh/Swamp
- Private
- BLM
- USFS
- State
- INEL

- Spring
- Stream Transect
- Storage Tank
- Stream
- Well
- Trough

33-07204

3303480098 113d13'21" 43d56'25"
3303480098 113d13'01" 43d55'01"
3303480098 113d12'26" 43d54'46"
3303480098 113d12'02" 43d53'49"
3303480098 113d12'33" 43d53'14"

MAPS PROVIDED BY BLM

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JUN 08 1999



PRODUCED BY THE BLM, IDAHO FALLS DISTRICT.
Projection.....Universal Transverse Mercator
Zone 12.....Datum NAD27
No warranty is made by the BLM as to the accuracy, reliability, or completeness of this data for individual use or aggregate use with other data.
made by Jennifer Boehnert 07/97

33-07204

ARCO PASS

R27E R28E



T6N
T5N

T6N
T5N

R27E R28E

Legend

Scale 1:62500

1 0 1 Mile

- Primary HWY
- Secondary HWY
- Improved Road
- Unimproved Road
- Jeep Trail
- Railroad

- Per. River/Stream
- Int. Stream
- Ditch
- Pipeline

- Spring
- Stream Transect
- Storage Tank
- Stream
- Pipeline
- Well
- Trough

- Perennial Lake
- Int. Lake
- Dry Lake
- Marsh/Swamp
- Private
- BLM
- USFS
- State
- INEL

33-07204 → {
 3303480098 113d10'59" 43d52'13"
 3303480098 113d10'36" 43d51'20"
 3303480124 113d08'33" 43d49'37"
 3303480124 113d08'05" 43d49'35"
 3303488009 113d11'41" 43d49'25"
 3303488009 113d11'44" 43d49'25"
 3303480124 113d09'51" 43d49'25"
 3303480124 113d07'29" 43d49'04"
 3303480124 113d11'07" 43d48'21"

Map PROVIDED BY BLM

MICROFILMED
 JUN 08 1999



33-07204

PRODUCED BY THE BLM, IDAHO FALLS DISTRICT.
 Projection.....Universal Transverse Mercator
 Zone 12.....Datum NAD27
 No warranty is made by the BLM as to the accuracy,
 reliability, or completeness of this data for individual
 use or aggregate use with other data.
 PLSS was digitized from a USGS 24k quad map.
 made by Jennifer Boehnert 07/97

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 33-07204

Priority: January 29, 1992

Maximum Diversion Rate:

0.09 CFS

Maximum Diversion Volume:

13.6 AF

This is to certify, that US DEPT OF INTERIOR

BUREAU OF LAND MANAGEMENT

1405 HOLLIPARK DR

IDAHO FALLS ID 83401

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 29, 1992; and has submitted Proof of Beneficial Use on September 10, 1992. An examination indicates that the works have a diversion capacity of 0.090 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	05/01 to 02/15	0.09 CFS	13.5 AF
WILDLIFE	01/01 to 12/31	0.01 CFS	0.1 AF
	Totals	0.09 CFS	13.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 35, Township 07N, Range 27E
BUTTE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

06N 27E	2	Lot 2 (NWNE)	Lot 4 (NWNW)
	12	NENW	
	13	NWNE	
07N 27E	15	NWNE	
	22	SESE	
	26	NENW	
	35	NWNE	NWSE

PLACE OF USE:

WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this right shall be non-consumptive.
2. 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.
3. Place of use is located within Cedarville No. 02004 and Briggs Canyon No. 02009 grazing allotments.
4. The maximum diversion authorized under this right shall not exceed 13,000 gallons per day.

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JUN 08 1999

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 33-07204

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 28TH day of

MAY, 1999.

Acting for


KARL J. DREHER, Director



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State of Idaho
Department of Water Resources

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MAY 26 1999

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 33-07204

Date of Priority: January 29, 1992

Maximum Diversion Rate:

0.09 CFS

Maximum Diversion Volume:

13.6 AF

Comes now
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401

US DEPT OF INTERIOR

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 33-07204, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	05/01 to 02/15	0.09 CFS	13.5 AF
WILDLIFE	01/01 to 12/31	0.01 CFS	0.1 AF
	Totals	0.09 CFS	13.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 35, Township 07N, Range 27E
BUTTE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

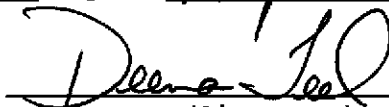
06N 27E	2	Lot 2 (NWNE)	Lot 4 (NWNW)
	12	NENE NENW	
	13	NWNE	
07N 27E	15	NWNE	
	22	SESE	
	26	NENW	
	35	NWNE	NWSE

PLACE OF USE:

WILDLIFE, same as STOCKWATER use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Idaho Falls BLM, this 20th day of May, 1999.


(Signature)

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JUN 08 1999

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 33-07204

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50⁰⁰ Received by SL # E025009 Date 5/21/99.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 33-07204 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this right shall be non-consumptive.
2. 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.
3. Place of use is located within Cedarville No. 02004 and Briggs Canyon No. 02009 grazing allotments.
4. The maximum diversion authorized under this right shall not exceed 13,000 gallons per day.

Witness my hand this 28TH day of MAY, 1999.


Acting for KARL J. DREHER, Director

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JUN 08 1999

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SEP 17 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 50.00

Date 9-10-92

Receipt No. ED17845

Receipt by DMD

Cedarville Well

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 33-07204 Telephone No. 208-524-7500
2. Name(s) of Permit Holder(s): U.S.D.I., Bureau of Land Management
3. Mailing Address: 940 Lincoln Road, Idaho Falls, Idaho 83401
4. Source of Water: Groundwater

If **GROUNDWATER**, Well Driller's Name: Ken ~~Fullmer~~ ^{Volmer} Well Drilling, Aberdeen Date Drilled: 6/92

OPTIONAL:

Pump horsepower: 5.0 Pressure (psi): _____ Dynamic pumping level (ft.): 300

5. Extent of Use (as authorized by the permit):
Domestic _____ (No. of households) Stockwater 1,261 range cattle (No. and type of stock)
Irrigation _____ (No. of acres) Other 300 antelope, 50 deer, sage grouse

6. Total rate and/or volume for which proof is submitted 0.16 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes x No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes x No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)
9. Person to contact to accompany the Department representative during field examination of the water system.

Karen Aslett 208-524-7533
Name Telephone No.
940 Lincoln Road Idaho Falls, Idaho 83401
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

9/1/92
Date

[Signature]
Signature (and title, if on behalf of a company or organization)

District Manager

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 33-07204

Proposed Priority: January 29, 1992 Maximum Diversion Rate: 0.16 CFS
This is to certify, that US DEPT OF INTERIOR

BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 83401

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	05/01 to 02/15	0.16 CFS
WILDLIFE	01/01 to 12/31	0.01 CFS
	Totals	0.16 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSWSW , Sec. 35, Township 07N, Range 27E
BUTTE County

PLACE OF USE: STOCKWATER
TWN RGE SEC

06N 27E	1	SESW
	13	NWNE
07N 27E	15	NWNE
	22	SESE
	35	SWNE

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 2, 1993.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Construction of the well must comply with Idaho well construction standards.
5. Use of water under this right shall be non-consumptive.
6. The maximum diversion authorized under this right shall not exceed 13,000 gallons per day.
7. Place of use is located within Cedarville No. 02004 and Briggs Canyon No. 02009 grazing allotments.
8. Stockwater use is for 1,261 range cattle.

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JUL 29 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 33-07204

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

24th day of July, 1992

R. Keith Higginson
for R. Keith Higginson, Director

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JUL 29 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Cedarville Well

To appropriate the public waters of the State of Idaho

1. Name of applicant U.S.D.I., Bureau of Land Management Phone 208-524-7500
Post office address 940 Lincoln Road, Idaho Falls, Idaho 33401

2. Source of water supply Groundwater which is a tributary of N/A

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 35 Township 7N Range 27E B.M. Butte County; additional
points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount .16 for livestock purposes from 5/1 to 2/15/92 ~~10/9~~ (both dates inclusive)
(cfs or acre-feet per annum)

Amount .16 for livestock purposes from 11/1 to 2/15/92 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .01 for wildlife 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)

5. Total quantity to be appropriated is (a) .32 ~~0.16~~ and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, pipeline to troughs.

b. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 6 inches; proposed depth of well is 700 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No.

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

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JUL 29 1992

8. Description of proposed use irrigation only, go to item 9;

a. Hydropower; show total feet of head and proposed capacity in KW. N/A

b. Stockwatering; list number and kind of livestock. 1,261 range cattle.

c. Municipal; show name of municipality. N/A

d. Domestic; show number of households. N/A

e. Other; describe fully. 200 antelope, 150 sage grouse, 40 deer, and non -- game wildlife.

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	27E	15		S															
		22											S*					S*	
		35			S														
6N	27E	1											S						
		13		S															

* CHANGES MADE AP PER TELECON W/KAREN ASLETT 2/11/1992 - kcw Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? BLM

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

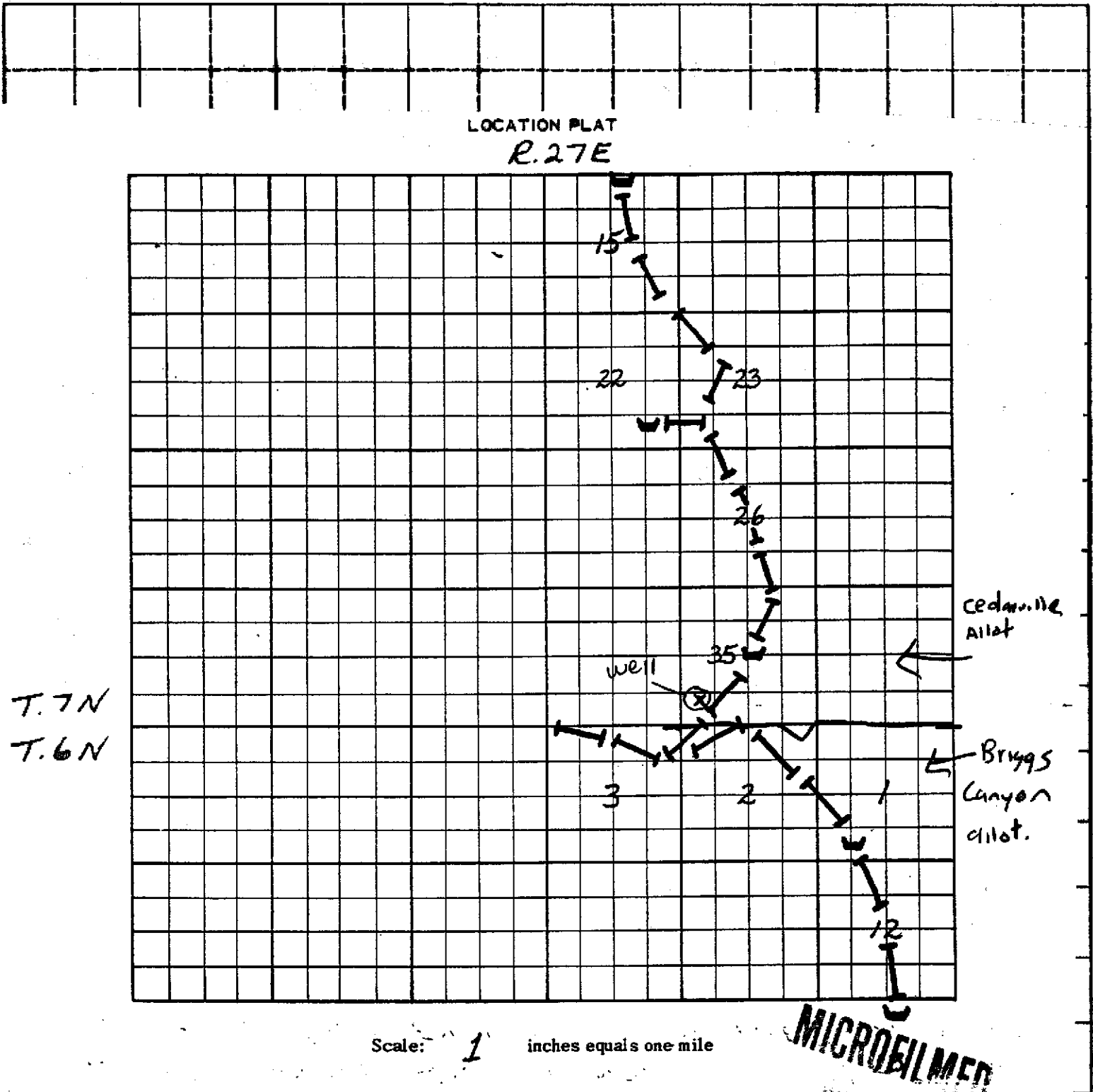
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Water will be piped to livestock to livestock in two grazing allotments: Cedarville #02004 and Briggs Canyon #02009.

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JUL 29 1992

33-7204

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



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.

[Signature]
(Applicant)
District Manager

Received by HWS Date 1-29-92 Time _____ Preliminary check by _____

Fee \$ 30.85 Received by HWS # E016882 Date 1-29-92

Publication prepared by LB Date 2-20-92 Published in Arco Advertiser

Publication approved LB Date 3-4-92

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. _____, and said application is hereby _____.

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 _____, 19 ____.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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JUL 29 1992

Department of Water Resources
Eastern District Office

MAR 03 1992

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AFFIDAVIT OF PUBLICATION

I, Colleen Babcock
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco, Idaho,
since March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with
the issue dated FEB. 20, 1992
and ending with the issue dated

FEB. 27, 1992
Colleen Babcock

STATE OF IDAHO

COUNTY OF BUTTE

this 2 day of March

the year of 1992, before me, a Notary Public,

personally appeared

Colleen Babcock
known or identified to me to be the person whose
name subscribed to the within instrument, and being
me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he
executed the same.

Thomas D. Cannon
Notary Public for Idaho

Witnessing at Arco, Id.

My commission expires: 12-30-97

NOTICE OF APPLICATION FOR WATER RIGHT

The following application has been
filed to appropriate the public waters of
the State of Idaho:

33-07204
US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS, ID 83401
Source: GROUNDWATER
Diversification Pt: SWSWSW Sec 35 T 07N
R 27E in BUTTE County.
Use: STOCKWATER (.160 CFS)
WILDLIFE (.010 CFS)
Total Diversion: (.160 CFS)

Date Filed: 1/29/1992

In: BUTTE COUNTY

T06N R27E S01 SESE
S13 NWNE
T07N R27E S15 NWNE
S22 SESE
S35 SWNE

The permit will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Eastern Region, 150 Shoup Avenue,
Suite 15, Idaho Falls, Idaho 83402 on or
before MARCH 9, 1992.

R. KEITH HIGGINSON, Director
Published 2/20/1992 & 2/27/1992

MICROFILMED

JUL 29 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 1, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 33-07204

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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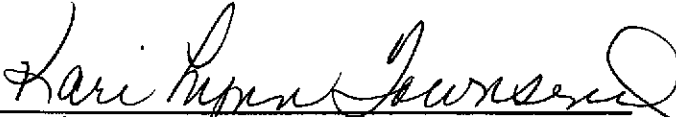
JUN 08 1999

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of June, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 33-07204

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401


Kari Lynn Townsend
Secretary

MICROFILMED
JUN 08 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the order. 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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JUN 08 1999

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

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JUN 08 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

May 11, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 33-07204

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the place(s) of use is in a location other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the place(s) of use and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 60 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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JUN 08 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 33-07204 DATE 5/7/99

REVIEWER: SHARLA

NAME Change/OK
 Address new st add.
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE Chg Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate 0.16 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured 0.09 cfs
 Theoretical .09 cfs

Recommended Total Div Rate .09 cfs

WATER USES	Change (P46)	Irrig -	Domestic
<u>Stock</u>	<u>.09</u> cfs	<u>13.5</u> af	overlap (R58-R61, R62-R65, R66-R69)
<u>Wild</u>	<u>.01</u> cfs	<u>.1</u> af	supp. gw (WB7/065/079)
			overlap spec. combined rts (W35)
			<1acre (W31)
			(W01/WB5/070/071/075)
			(W42 or W43/025/027/R22 or R23)
TOTALS	<u>.09</u> cfs	<u>13.6</u> af	Fire (077) Wtr Quality (081/R07)

Flow rate .09 cfs X _____ days X 1.98 = _____ af

REMARKS Comments 1261 cattle

ADD'L CONDITIONS _____ Watermaster Control WD# _____

R37 027 Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority _____ yes _____ no SRBA Claim N/A

Adjust Memo _____
 Amend letters P43, P38
P42

1261 x 12
 x 290/
 325,850 =
 13.5



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

R E C E I V E D

APR 07 1999

MEMORANDUM

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

To: Shelley Keen
From: Paul Meyer, Eastern Region
Date: April 1, 1999

RE: Field exam write-up for 33-07204

Shelley,

Is there any way we could get the license issued on this permit as soon as possible??

Deana Teal of the Bureau of Land Management asked that licensing be expedited if at all possible. Her division is "under the gun" from their Department of Justice to have the changes shown in this water right exam entered into the "permanent record". That way both the license and the BLM's SRBA claim will match.

I'd appreciate any attention you could put licensing this right. Any questions, please feel free to contact me.

Thanks!!

--Paul

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JUN 08 1999

RECEIVED

APR 07 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 33-07204

1. UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DRIVE, IDAHO FALLS, ID 83401

PHONE: (208) 524-7500

2. Accompanied by: DEENA TEAL

EXAM DATE: 5-23-1994 (Permit)
12-17-1998 (Change info)

Address: _____ Phone No. _____

Relationship to Permit Holder: Ecologist, Water Rights Analyst

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SW	SW	35	7N	27E	BUTTE	CEDARVILLE WELL

2. Place(s) of Use:

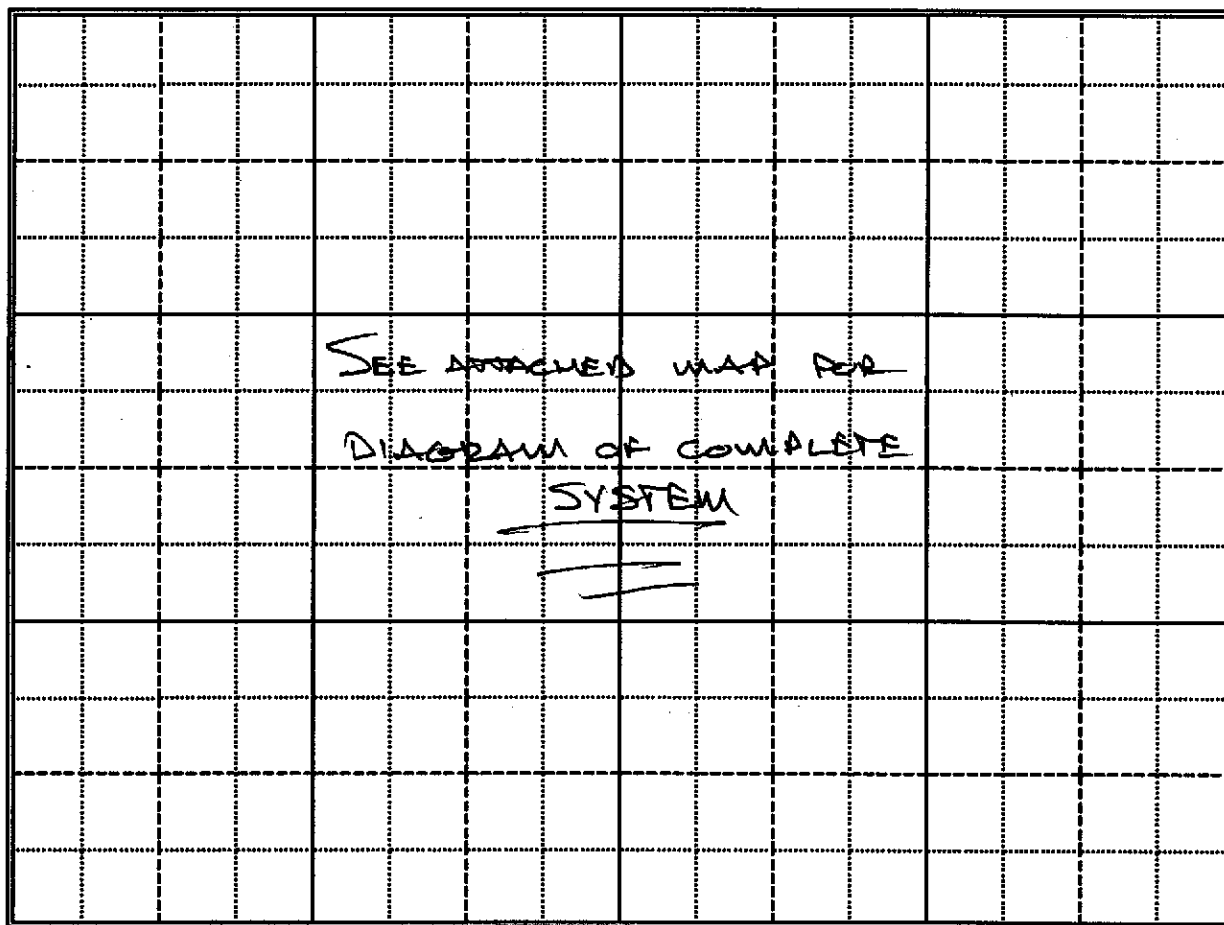
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	27E	2		S/W L2				S/W L4											
		12					S/W												
		15		S/W															
7N	27E	15		S/W															
		22																S/W	
		26					S/W												
		35		S/W															

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
_____	UNKNOWN	2	_____	_____	_____
		*10HP			

*Code to correspond with No. on map and aerial photo

* HORSEPOWER IS BEST ESTIMATE PER DISCUSSIONS WITH DEAN TBAI

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: N/A - STATIC WATER AT 610' FROM WELL LOG

E. NARRATIVE/REMARKS/COMMENTS

WELL AND PUMP IN ENCLOSED BARNHOUSE TO STOCK TROUGHS
FOR 1,261 RANGE CATTLE. LARGE STORAGE TANK AS
POINT OF DIVERSION TO PROVIDE PRESSURE TO SYSTEM FOR
GRAVITY FEED TO TROUGHS.

WILDLIFE USE IS INCIDENTAL. VARIOUS NUMBERS OF
MIXED SPECIES USE THE SYSTEM IF THEY THINK OF IT.

Q THEORETICAL:

$$Q = (HP(8.814) \cdot \text{TEFF}) / ((PSI \times 2.308) + \text{LIFT})$$

$$Q = (10HP(8.814) \cdot \text{TEFF}) / ((35PSI \times 2.308) + 610' \text{ LIFT}) = \underline{\underline{0.09 \text{ CFS}}}$$

ASSUMES: 10 HP PUMP, 70% EFFICIENCY, 35 PSI

GIVEN: LIFT IS 610' FROM WELL LOG.

Volume:

$$\text{AFA} = (\# \text{ HD} \times 0.0135) \times ((\text{DAYS/YR}) / 365)$$

$$\text{AFA} = 11261 \times 0.0135 \times \frac{291}{365}$$

$$= 16.90 \times 0.80$$

$$= \underline{\underline{13.5 \text{ AFA}}}$$

Have conditions of permit approval been met? ☐ yes ☐ no

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*SEE REMARKS***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

*SEE REMARKS***H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Stockwater</i>	<i>5-1</i>	<i>2-15</i>	0.15 <i>0.09</i>	<i>13.5</i>
<i>Wildlife</i>	<i>1-1</i>	<i>12-31</i>	<i>0.01</i>	<i>0.1</i>
Totals:			0.15 <i>0.09</i>	<i>13.5</i>

2. Recommended Amendments

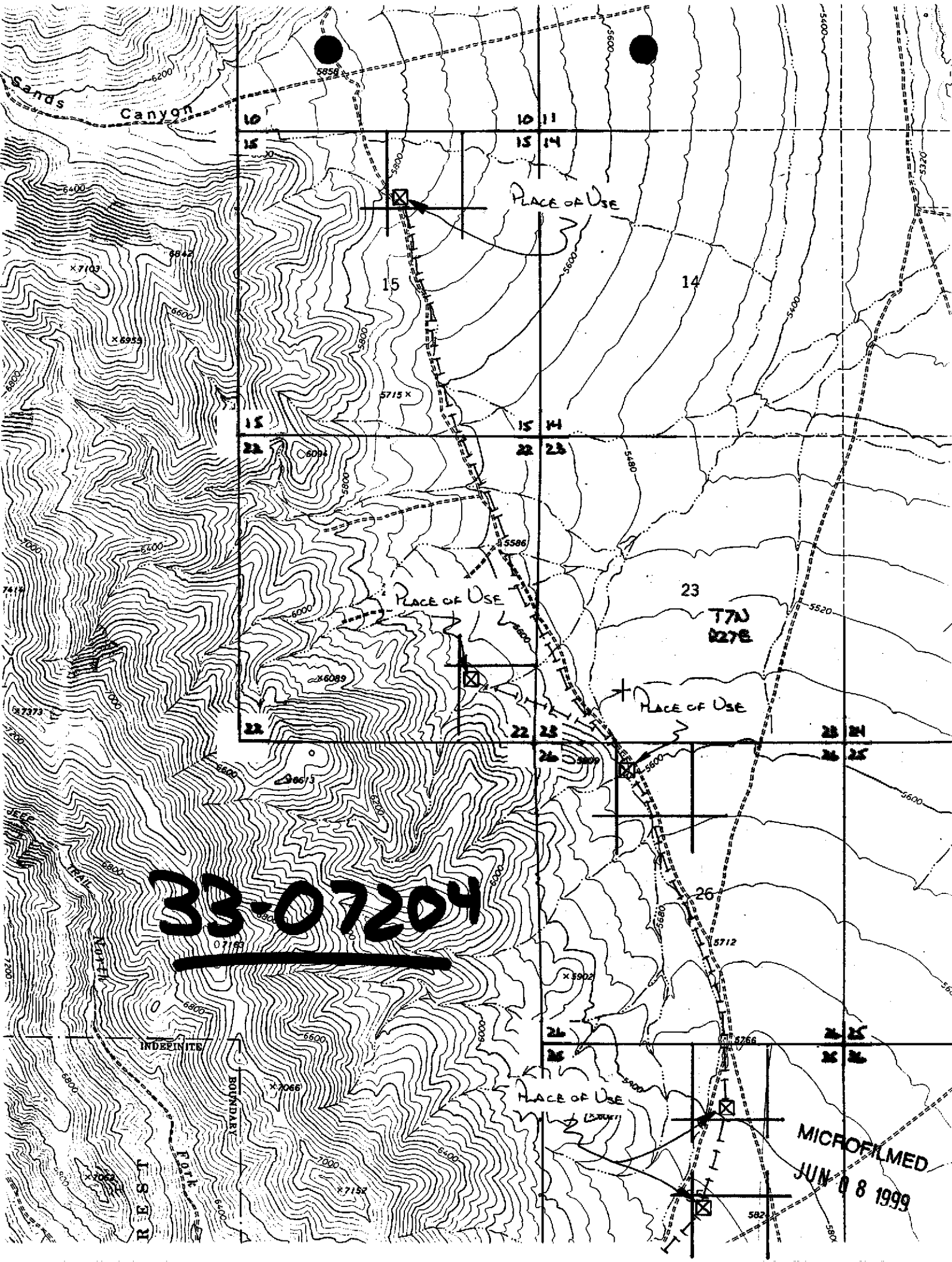
___ Change P.D. as reflected above ___ Add P.D. as reflected above ___ None
☒ Change P.U. as reflected above ☒ Add P.U. as reflected above ___ Other

I. AUTHENTICATIONField Examiner's Name *[Signature]* Date *4-1-99*

Reviewer _____ Date _____

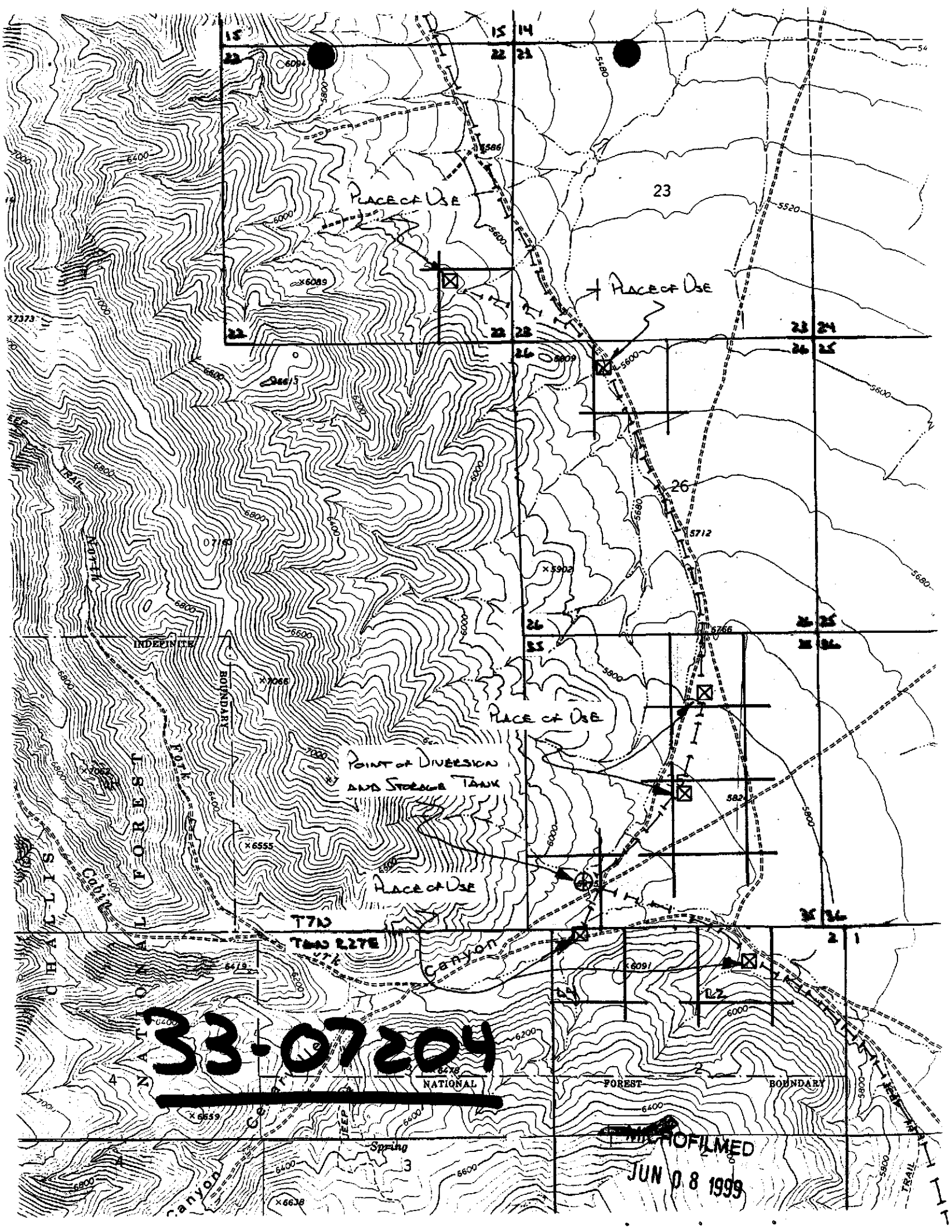
SEAL
MICROFILMED

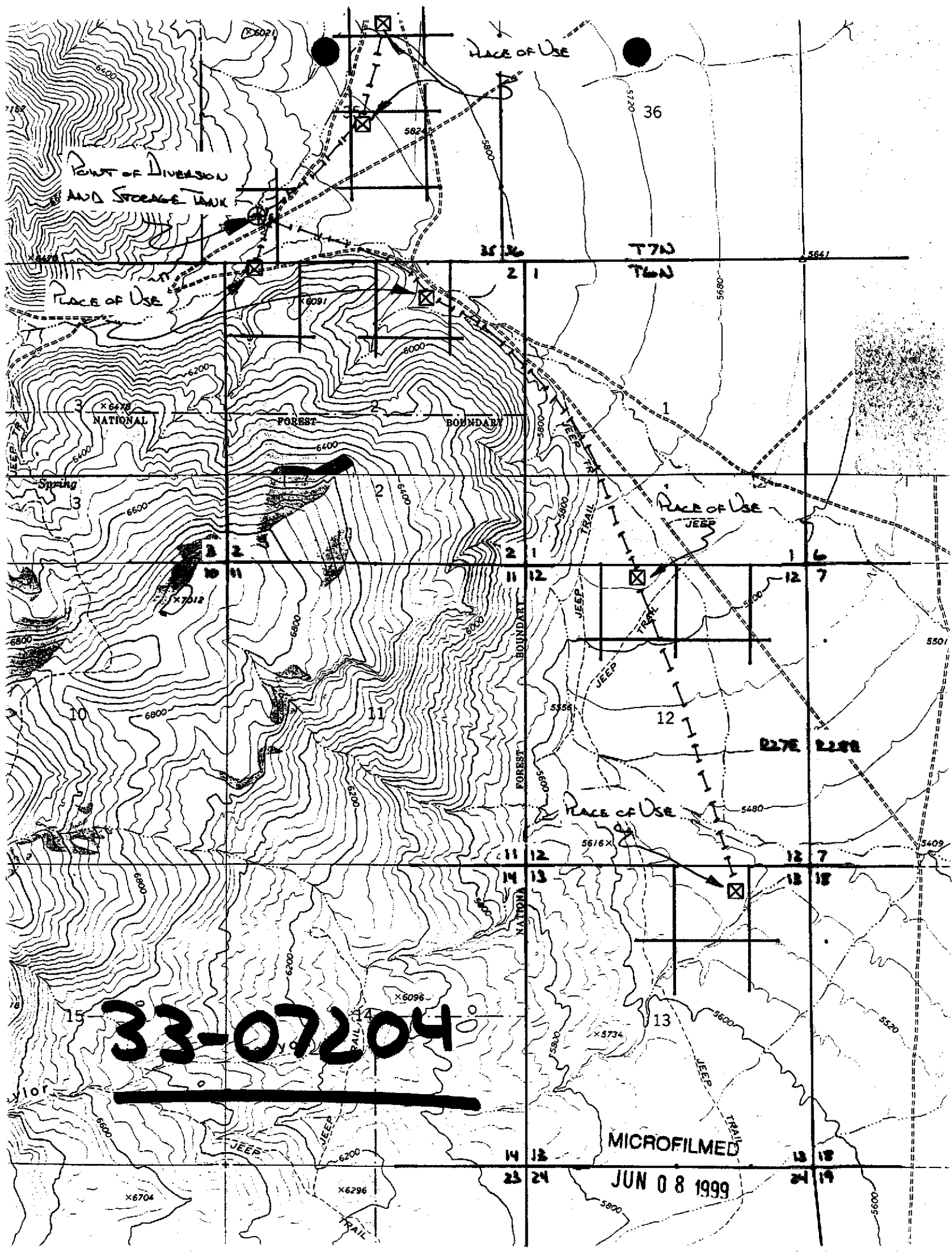
JUN 08 1999



33-07204

MICROFILMED
JUN 08 1999





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>BUREAU HAND MANUFACTURING</u> Address <u>940 LINCOLN RD</u> <u>IDAHO FALLS 8340133-92-E-004</u> Drilling Permit No. <u>33-07204</u> Water Right Permit No. <u>33-07204</u>		7. WATER LEVEL Static water level <u>610'</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>52</u> °F. Quality <u>Good</u> Describe artesian or temperature zones below.																																																																	
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Well diameter increase ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☒ Pump ☐ Baller ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>20</u></td><td><u>650'</u></td><td></td></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>20</u>	<u>650'</u>																																																											
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☒ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Bore Diam.</th><th>Depth From To</th><th>Material</th><th>Water Yes No</th></tr></thead><tbody><tr><td>7"</td><td>0 30'</td><td>DIRT + MT SHALE & ROCK</td><td></td></tr><tr><td>8"</td><td>30' 140'</td><td>CONGLOMERATE</td><td></td></tr><tr><td>6"</td><td>140' 198'</td><td>MT ROCK CLAY</td><td></td></tr><tr><td>6"</td><td>198' 210'</td><td>RED CLAY</td><td></td></tr><tr><td>4 1/2"</td><td>210' 241'</td><td>CLAY CONGLOMERATE FINN</td><td></td></tr><tr><td>4 1/2"</td><td>241' 293'</td><td>GREEN CONGLOMERATE FINN</td><td></td></tr><tr><td>2 1/2"</td><td>293' 326'</td><td>CLAY MT ROCK</td><td></td></tr><tr><td>3 1/2"</td><td>326' 371'</td><td>BROWN ROCK</td><td></td></tr><tr><td>3 1/2"</td><td>371' 388'</td><td>RED ROCK MT</td><td></td></tr><tr><td>3 1/2"</td><td>388' 416'</td><td>DARK CLAY MT ROCK</td><td></td></tr><tr><td>4 1/2"</td><td>416' 433'</td><td>CLAY SANDSTONE</td><td></td></tr><tr><td>4 1/2"</td><td>433' 470'</td><td>GREEN SHALE</td><td></td></tr><tr><td>4 1/2"</td><td>470' 568'</td><td>CONGLOMERATE FINN</td><td></td></tr><tr><td>5 1/2"</td><td>568' 635'</td><td>MT ROCK REDDISH TO CLAY</td><td></td></tr><tr><td>6 3/4"</td><td>635' 729'</td><td>CLAY FRACTURED MT ROCK</td><td></td></tr></tbody></table>		Bore Diam.	Depth From To	Material	Water Yes No	7"	0 30'	DIRT + MT SHALE & ROCK		8"	30' 140'	CONGLOMERATE		6"	140' 198'	MT ROCK CLAY		6"	198' 210'	RED CLAY		4 1/2"	210' 241'	CLAY CONGLOMERATE FINN		4 1/2"	241' 293'	GREEN CONGLOMERATE FINN		2 1/2"	293' 326'	CLAY MT ROCK		3 1/2"	326' 371'	BROWN ROCK		3 1/2"	371' 388'	RED ROCK MT		3 1/2"	388' 416'	DARK CLAY MT ROCK		4 1/2"	416' 433'	CLAY SANDSTONE		4 1/2"	433' 470'	GREEN SHALE		4 1/2"	470' 568'	CONGLOMERATE FINN		5 1/2"	568' 635'	MT ROCK REDDISH TO CLAY		6 3/4"	635' 729'	CLAY FRACTURED MT ROCK	
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____																																																																			
5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ Thickness _____ inches Diameter _____ inches From _____ feet To _____ feet 2 1/2" inches 6" inches 2' feet 140' feet 2 1/2" inches 5" inches 2 1/2' feet 700' feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation <u>1 1/2"</u> inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet <u>1 1/2"</u> perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name <u>N/A</u> Model No. _____ Type _____ Diameter <u>1 1/2"</u> Slot size _____ Set from _____ feet to _____ feet Diameter <u>1 1/2"</u> Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>30'</u> Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Puddling clay ☐ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port <u>TOP OF WELL</u>		10. RECEIVED OCT 14 1992 Department of Water Resources Eastern District Office RECEIVED DEC 2 1992 Department of Water Resources																																																																	
6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1"><tr><td>N</td><td></td><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td></td><td></td></tr><tr><td>W</td><td></td><td></td><td></td><td>E</td></tr><tr><td></td><td></td><td></td><td></td><td></td></tr><tr><td>S</td><td></td><td></td><td></td><td></td></tr></table> County <u>BUTTE</u> <u>SW 1/4 SW 1/4 Sec. 35 T. 7 N. R. 27 E. W. 4</u> Subdivision Name _____ Lot No. _____ Block No. _____		N										W				E						S					11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were compiled with at the time the rig was removed. Firm Name <u>Voluntary Well</u> Firm No. <u>383</u> <u>ABERDEEN, ID 83210</u> Address <u>320 E. CUSTER</u> Date _____ Signed by (Firm Official) <u>Ken H. Hallen</u> and <u>Ken H. Hallen</u> (Operator) MICROFILME																																								
N																																																																			
W				E																																																															
S																																																																			

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

JUN 08 1993

R27E R28E



A horizontal scale bar with a black and white alternating pattern. Above the bar, the number '1' is on the left, '0' is in the middle, and '1 Mile' is on the right.

☐ Private
☐ BLM
☐ USFS
☐ State
☐ INEL

3303480098 113d13'21" 43d56'25"
3303480098 113d13'01" 43d55'01"
3303480098 113d12'26" 43d54'46"
3303480098 113d12'02" 43d53'49"
3303480098 113d12'33" 43d53'14"

MAPS PROVIDED BY BLM

MICROFILMED

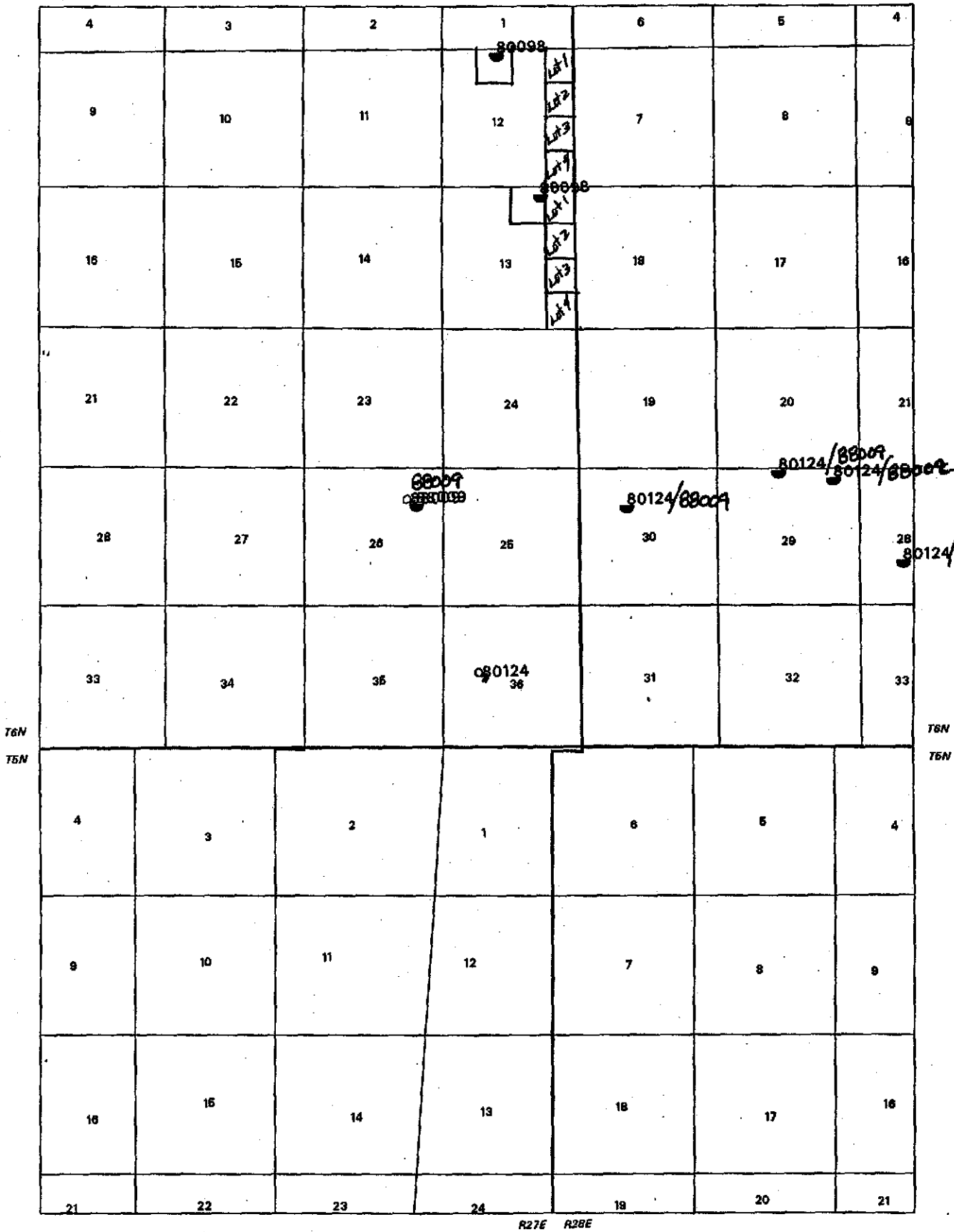
JUN 08 1990



PRODUCED BY THE BLM, IDAHO FALLS DISTRICT.
Projection.....Universal Transverse Mercator
Zone 12.....Datum NAD27
No warranty is made by the BLM as to the accuracy,
reliability, or completeness of this data for individual
use or aggregate use with other data.
made by Jennifer Boehnert 07/97

ARCO PASS

R27E R28E



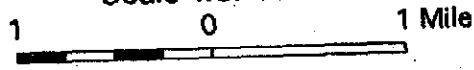
T6N
T5N

T6N
T5N

R27E R28E

Legend

Scale 1:62500



- Primary HWY
- Secondary HWY
- Improved Road
- Unimproved Road
- Jeep Trail
- Railroad

- Per. River/Stream
- Int. Stream
- Ditch
- Pipeline

- Spring
- Stream Transect
- Storage Tank
- Stream
- Pipeline
- Well
- Trough

- Perennial Lake
- Int. Lake
- Dry Lake
- Marsh/Swamp
- Private
- BLM
- USFS
- State
- INEL

33-07204 → 3303480098 113d10'59" 43d52'13"
 3303480098 113d10'36" 43d51'20"
 3303480124 113d08'33" 43d49'37"
 3303480124 113d08'05" 43d49'35"
 3303488009 113d11'41" 43d49'25"
 3303488009 113d11'44" 43d49'25"
 3303480124 113d09'51" 43d49'25"
 3303480124 113d07'29" 43d49'04"
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Map provided by BLM

MICROFILMED

JUN 08 1999



33-07204

PRODUCED BY THE BLM, IDAHO FALLS DISTRICT.
 Projection.....Universal Transverse Mercator
 Zone 12.....Datum NAD27
 No warranty is made by the BLM as to the accuracy, reliability, or completeness of this data for individual use or aggregate use with other data.
 PLSS was digitized from a USGS 24k quad map.
 made by Jennifer Boehnert 07/97

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name BUREAU LAND MANAGEMENT
Address 940 LINCOLN Rd
IDAHO FALLS 83401
Drilling Permit No. 33-92-E-004
Water Right Permit No. 33-07204

7. WATER LEVEL

Static water level 610' feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 52 OF. Quality Good
Describe artesian or temperature zones below.

2. NATURE OF WORK

- ☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☒ Pump ☐ Bailor ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>20</u>	<u>650'</u>	

3. PROPOSED USE

- ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☒ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

- ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>250</u> inches	<u>6"</u>	<u>2'</u> feet	<u>140'</u> feet
<u>280</u> inches	<u>5"</u>	<u>2'3"</u> feet	<u>700'</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation N/A inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
<u>N/A</u> perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name N/A

Type _____ Model No. _____

Diameter N/A Slot size _____ Set from _____ feet to _____ feet

Diameter N/A Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 30' Material used in seal: ☐ Cement grout

☒ Bentonite ☐ Puddling clay ☐ _____

Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing

☒ Overbore to seal depth

Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld

☐ Cemented between strata

Describe access port TOP OF WELL

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
<u>8"</u>	<u>0</u>	<u>30'</u>	<u>DILT + MT SHALE & ROCK</u>		
<u>8"</u>	<u>30'</u>	<u>140'</u>	<u>DRYING LOAMITE</u>		
<u>6"</u>	<u>140'</u>	<u>198'</u>	<u>MT ROCK CLAY</u>		
<u>6"</u>	<u>198'</u>	<u>210'</u>	<u>RED CLAY</u>		
	<u>210'</u>	<u>241'</u>	<u>CLAY CONGLOMERATE FINN</u>		
	<u>241'</u>	<u>293'</u>	<u>GREEN CONGLOMERATE FINN</u>		
	<u>293'</u>	<u>326'</u>	<u>GRAY MT ROCK</u>		
	<u>326'</u>	<u>371'</u>	<u>BROWN ROCK</u>		
	<u>371'</u>	<u>388'</u>	<u>RED ROCK MT</u>		
	<u>388'</u>	<u>416'</u>	<u>DARK CLAY MT ROCK</u>		
	<u>416'</u>	<u>423'</u>	<u>LIGHT CLAY SANDSTONE</u>		
	<u>423'</u>	<u>470'</u>	<u>GREEN SHALE</u>		
	<u>470'</u>	<u>568'</u>	<u>CONGLOMERATE FINN</u>		
	<u>568'</u>	<u>635'</u>	<u>MT ROCK REDISH TO GRAY</u>		
	<u>635'</u>	<u>720'</u>	<u>CLAY FRACTURED MT ROCK</u>		

RECEIVED

OCT 14 1992

Department of Water Resources
Eastern District Office

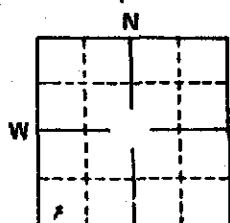
RECEIVED

DEC 2 1992

Department of Water Resources

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County BUTTE

SW 1/4 SW 1/4 Sec. 35, T. 7 N. R. 27 E.

10.

Work started Aug 5/1991 finished Aug 22/1991

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name VOLUME WELL DRILLING Firm No. 383
ABERDEEN, ID 83210

Address 320 E CUSTER Date _____

Signed by (Firm Official) Kenneth Hallen

and
(Operator) Kenneth Hallen

MICROFILMED
JUN 08 1999

October 23, 1992

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 83401

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 33-07204

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
OCT 26 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 33-07204

Reviewed by llg

Date 9/17/92

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Stock + wildlife
yes Correct Uses?

SOURCE OF WATER

 Surface water source
✓ Ground water source

yes Drilling permit required?
Computer Copy in the file? Drilling Permit No. 33-92-E-0083
35 Amount paid for permit yes Correct?
no Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

need well log + pe kit

proof acceptable
Resource protection will pursue log from driller

DATA ENTRY

New Address

Proof Made 9/10/92
10/22/92 llg

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
33-92-E-0003-000	O	BUREAU OF LAND MGT U S D I 940 LINCOLN RD IDAHO FALLS, ID 83401 (208) 524-7500	07N	27E	35	SW SW		BUTTE

Subdivision Location and Description:

Subdivision Name:

Well Site Address:

City, State:

Geographic Location:

Accuracy Code:

Lat: : : N

Long: : : W

Lot(s):

Block(s):

Proposed Use of Well: Other

Proposed Casing Diameter: 6 In.

Proposed Depth: 200 Ft.

Well Use Comments: WILDLIFE AND STOCK

Driller License No: 0383

Firm Name: VOLLMER WELL DRILLING

Official: KENNETH L VOLLMER

Permit Status: Permit

Verbal Issue Date:

Date Received: 10/07/1992

Date Approved: 10/07/1992

Proposed Start Date:

Extension Date:

Extension Expiration:

Receipt No.

Receipt Date

Fee

E017958

10/07/1992

\$

35.00

Permit Remarks:

----- WELL DRILLER'S LOG REPORT -----

Drilling Permit No: 33-92-E-0003-000

Water Right No:

Injection Permit No:

Nature of Work: NEW WELL

Construction Method: ROTARY & AIR

Number of Monitor Wells:

Casing Diameter: 5 In.

Depth of Casing: 700 Ft.

Total Depth: 720 Ft.

Screen Installed? No

Static Water Level: 610 Ft.

Temperature: 52 F.

Production Rate: 20.00 GPM

Actual Start Date: 08/05/1991

Well Finish Date: 08/22/1991

Log Received Date: 10/14/1992

Certification Date:

Field Inspection Date:

Inspector:

Well Log Remarks:

RECEIVED

OCT 26 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 30, 1992

USDI - BLM
940 Lincoln Road
Idaho Falls, ID 83401

Re: Permit No. 33-07204

Dear Permit Holder:

The Department is in receipt of the proof of beneficial use filed in connection with the above referenced permit. However, since you failed to comply with condition number 3 on your water right permit which states "Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code", the Department cannot accept the proof as filed. In order for the Department to accept the proof of beneficial use, you must comply with this condition.

While we understand that the well driller also has a responsibility in this matter, it is the ultimate responsibility of the water right permit holder to obtain the drilling permit. The Department will attempt to obtain a well log from the driller. The driller's lack of compliance, by not timely submitting the well log, will not affect your water right permit.

I have enclosed an application for drilling permit and instructions should you decide to apply for a drilling permit at this time. The permit will need to be completed, the \$200 filing fee attached, and returned to me for acceptance.

I will hold the file for an additional 30 days to allow you time to comply with the conditions of the permit.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

MICROFILMED

OCT 26 1992

C: Mark Slifka, Section Manager Groundwater Protection

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 17, 1992

USDI - BLM
940 Lincoln Rd
Idaho Falls, ID 83401

Re: Permit No. 33-07204

Dear Permit Holder:

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a drilling permit which should have been applied for before the opening of your well began. We have also been unable to locate a well log which should have been submitted by your well driller 30 days after completion of the construction of your well.

If you have a drilling permit or a copy of the well log, please provide this office with a copy of each. If you do not have a copy of the well log, please contact your driller and ask that he submit a copy. In your return letter, please be sure to show the above referenced permit number on any documents. Also, please address any correspondence directly to me. Your response, with both forms attached, should be received within 30 days of the date of this mailing.

You also failed to indicate when the well was drilled. If the well was drilled prior to July 1, 1987, this information is not necessary. You will, however, need to notify the Department that this is the case.

This information is needed before the department can proceed further with the examination of your system and the eventual issuance of a license of water right.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

MICROFILMED

OCT 26 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 28, 1992

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 83401

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 33-07204

Dear Permit Holder(s):

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

BRENDA MILLER
Water Resource Agent

BLM:cz

Enclosure

MICROFILMED

JUL 29 1992

APPLICATION FOR PERMIT REVIEW

Application #: 33-7204
Date: 7-14-92

Reviewer: Brenda Miller

Brenda

SYSTEM COMPLETED:

- No - 26A-P17
- Complete in 1 year - P16
- Yes
- Proof not submitted - P16
- Proof submitted - N/A

GROUNDWATER:

- GT. 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing well)
- NMR <fl ch>, A of C SNAKE RIVER BASIN MORATOR
- LT. 0.2 cfs - No measurement required <flow chart>

Drilling Permit:

- Approved w/permit - P99
- Not included - 046-046A-046B-P23 (after 7/1/87), N/A

SURFACE WATER: not in w/d - 01C-P03 (=GT.2 w/pump), NMR <flow chart>

LOCATION:

- Water Districts - WD No. 33
- Surface water - 005, 005-01H-P01(LT.2 w/pump)
- 005-01J-P08(GT.2), NMR <flow chart>
- Groundwater - P05
- Irrigation Districts - 023
- Canal Co. Areas - 023
- Drainage Districts - 024
- Boise Front (63) - 058 (Groundwater)
- Swan Falls Flag - S (1, Blank or Other)
- Trust - 051-052-053-P74 (Consumptive Uses)
- Non Trust <1> - 048-049

RIVER BASINS:

- (Surface Water) Water District Control Condition &....
- Boise (63) - 05A & 11E
- Payette (65) - 047-P04, 059-P71
- Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

- Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One), 042(req.), 002-P06(MD), 07A(Spec.), 044(Policy 5G)
- Power - Use Power Review
- Mining - 06A, 010, or 09E-P10 & 054(req.)
- Storage - 18A-for multiple measuring devices(In WD), 18B-P09(Size)
- Rec/Wildlf/Aes - 027(Non-Consumptive)
- Domestic - 021(restricted areas)

OWNERSHIP:

- Non land owner - 004

PROTESTED:

- Agreement - 020

Beneficial Use Due Date: - 08-02-1993
Other Conditions Recommended

ok

Dist. for staffing: 30-Jan-1992
Submitted for advertising: 2-11-92

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY KC Wilson DATE 11 Feb 92 APPLICATION NO. 33 7204
APPLICANT NAME: USDI-BLM

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☒ No* In form to receipt

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion
Yes ☒ No Field check required
Field check by _____
Yes ☒ No Field report attached
Yes ☒ No Critical groundwater area
Yes ☒ No Groundwater management area
Yes ☒ No Send dam safety information
Yes ☒ No Send power requirement letter
Yes ☒ No Send fish farm requirement letter
Yes ☒ No Power residency affidavit
Yes ☒ No Power efficiency form
☒ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

RECEIVED
MAR 19 1992

Department of Water Resources

PROCESSING ☒ Yes ☒ No In form for advertising
☒ Yes ☒ No Statewide advertising
☒ Yes ☒ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO NONE ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☒ Yes ☐ No Protests received
Final date for protest 3-9-92
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☒ Yes ☐ No Recommendations, attached
☒ Yes ☐ No Measuring device required
☒ Yes ☐ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

See below for additional information
Date of priority recommended 1-29-92
By DWJ Date 3-11-92

STATE OFFICE REVIEW

See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation District
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Division of Environment	_____ Other _____

Project impacts/implications report

COMMENTS



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

14-Feb-1992

USDI BLM
940 LINCOLN RD
IDAHO FALLS ID 83401

RE: Application No. 33-7204

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Arco Advertiser on 2-20 & 27-1992. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this 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 about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED
JUL 29 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 13, 1992

THE ARCO ADVERTISER
P.O. DRAWER C
ARCO, ID 83213

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. 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 MARCH 9, 1992.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

JUL 29 1992

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

JUL 29 1992

33-07204

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS
IDAHO FALLS, ID 83401

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 35 T 07N R 27E in BUTTE County.

Use: STOCKWATER (.160 CFS)
WILDLIFE (.010 CFS)
Total Diversion: (.160 CFS)

Date Filed: 1/29/1992

In: BUTTE County	
T06N R27E S01	SESW
S13	NWNE
T07N R27E S15	NWNE
S22	SESE
S35	SWNE

MICROFILMED
JUL 29 1992

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before MARCH 9, 1992.

R. KEITH HIGGINSON, Director

Published: 2/20/1992 & 2/27/1992

MICROFILMED

JUL 29 1992