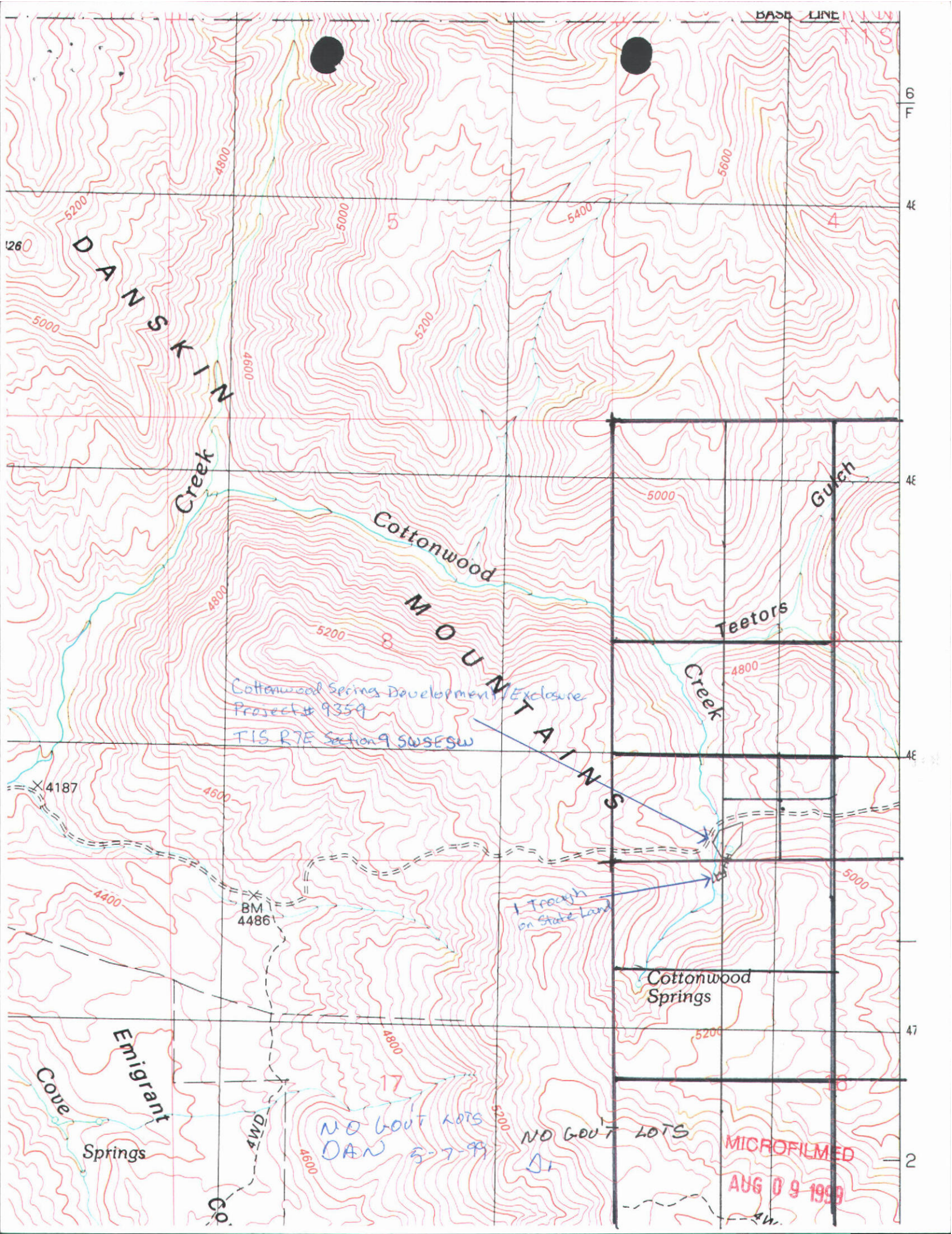




BASE LINE T1S

6
F

46

46

46

47

2

1260

DANSKINN
Creek

Cottonwood

MOUNTAINS

Gulch

Teetors

Creek

Cottonwood Springs Development Enclosure
Project # 9359
T1S R7E Section 9 SWSESW

X 4187

BM
4486

1 Track
on State Land

Cottonwood
Springs

Emigrant
Cove

Springs

NO GOVT LOTS
DAN 5-7-99

NO GOVT LOTS
DI

MICROFILMED
AUG 09 1999

61-07753

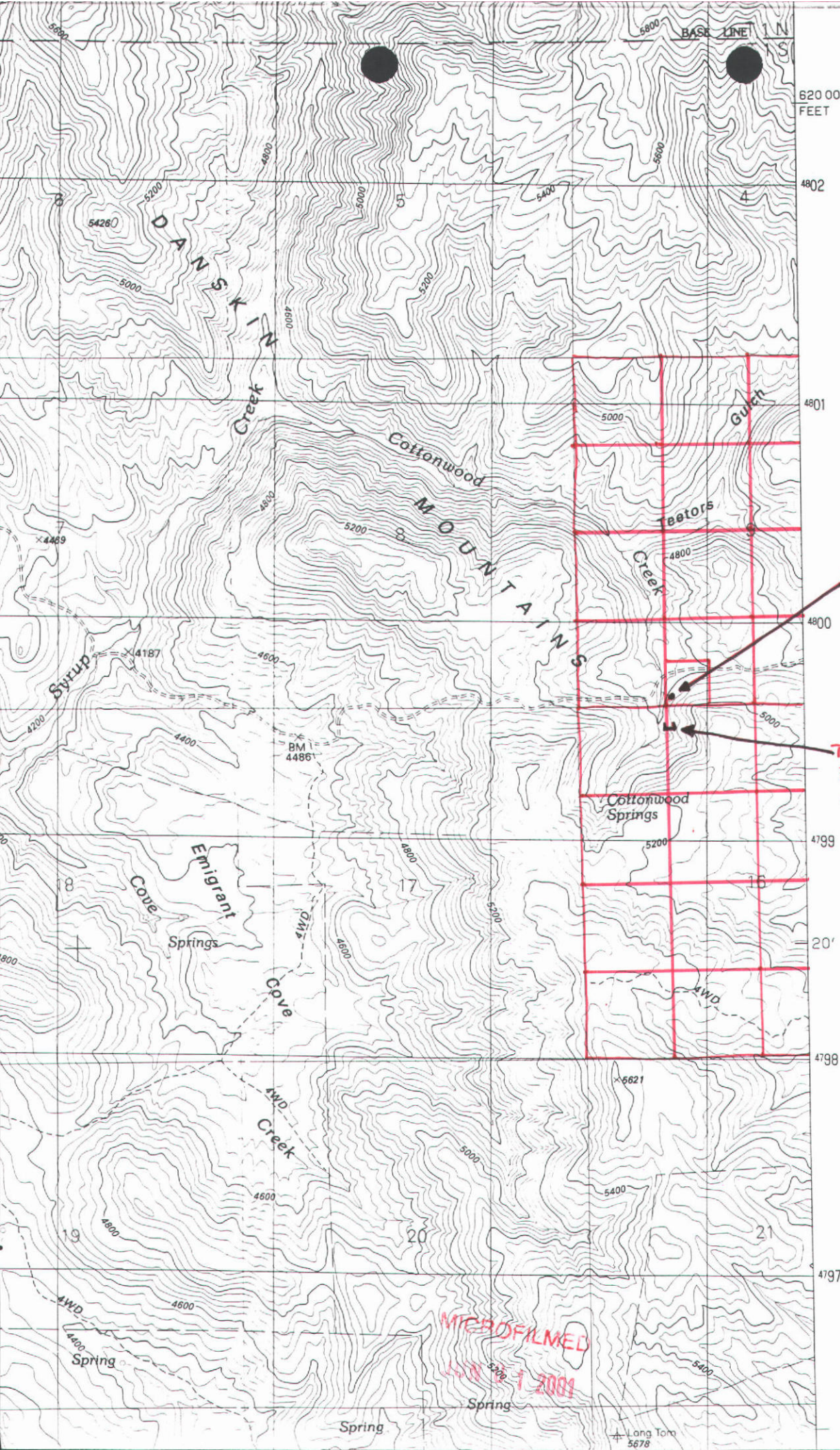
620 000
FEET

T 01S
R 07E
Sec. 9
Sec. 16

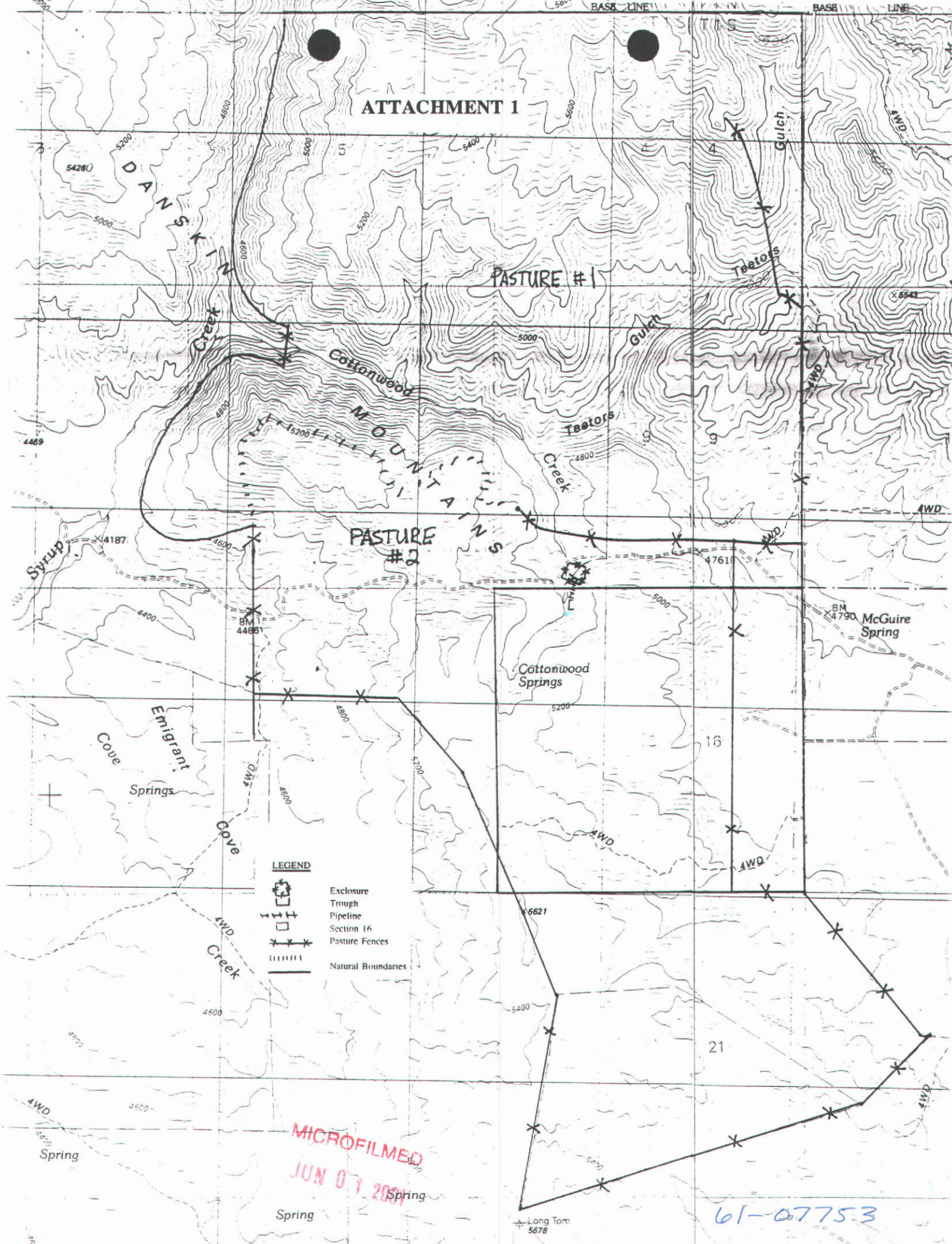
POD & POW for
WILDLIFE

TROUGH (POW)
FOR STOCKWATER
AND WILDLIFE

MICROFILMED
JUN 1 2001



ATTACHMENT 1

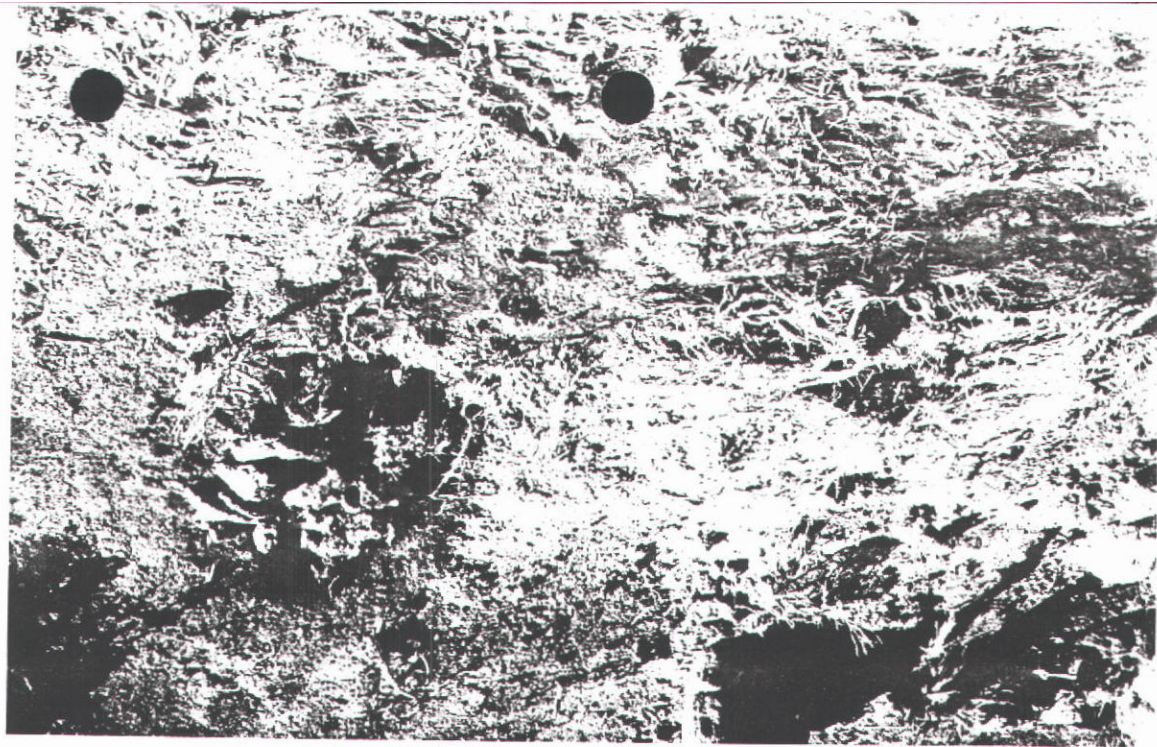


LEGEND

- Exclosure
- Trough
- Pipeline
- Section 16
- Pasture Fences
- Natural Boundaries

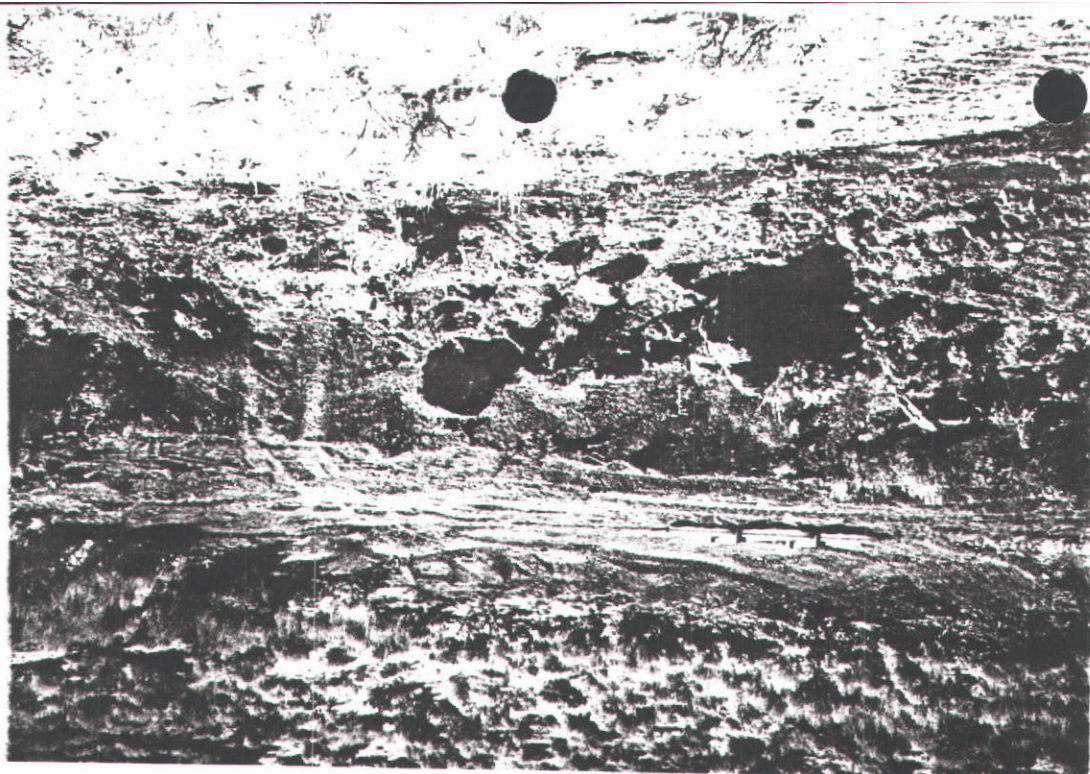
MICROFILMED
JUN 01 2001

61-07753

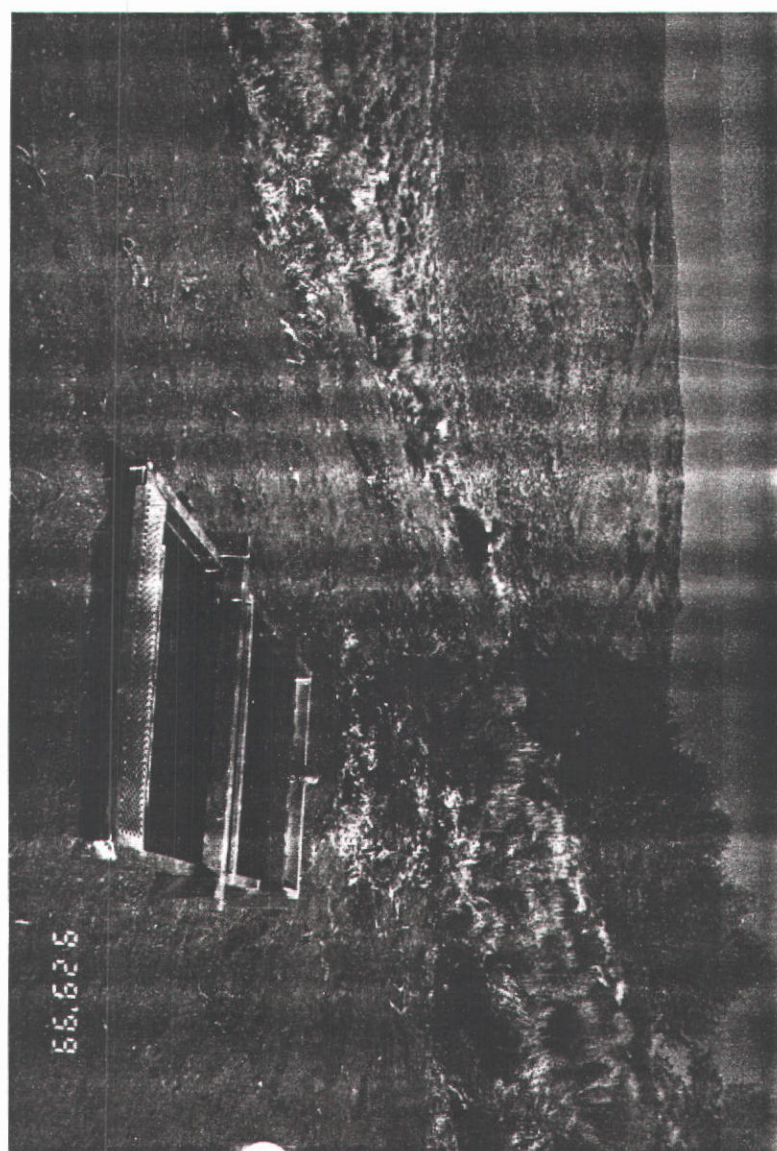


MICROFILMED
JUN 01 2001

61-07753



66.626
MICROFILMED
JUN 01 2007



61-07753

Affidavit of Publication

NOTICE OF APPLICATION FOR WATER RIGHT

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

Water Right Number 61-07753
US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: Cottonwood Spring
Tributary: Cottonwood Creek
Diversion Pt :SW SE SW Sec. 9 T 01S
R07E9 T 01S R 07E in Elmore County.
Used: Stockwater (0.020 CFS)
Wildlife (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed: 5/13/99
In: ELMORE COUNTY
T 01S R07E S09 SESW S16
NENW

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 Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before JUNE 21, 1999. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER,
Director

First Publication June 2, 1999.
Last Publication June 9, 1999.

County of Elmore } ss.
STATE OF IDAHO }

I, Coleen W. Swenson, do solemnly swear that I am the foreman, or publisher of the

Mountain Home News

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of publication thereof; was published in said newspaper for

2 consecutive weeks, the first publication having been made on 2nd day of

June, 1999, and the last publication having been made on the 9th day of

June, 1999; every Wednesday

issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Coleen W. Swenson

Subscribed and sworn to me this 9th day of

June, 1999

Cynthia A. Roberson
Notary Public

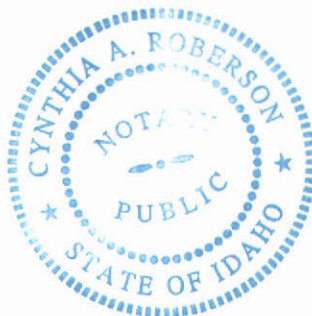
MICROFILMED

Residing in Mountain Home, Elmore County, Idaho. My commission expires 09-09-2002.

RECEIVED

JUN 23 1999

WATER RESOURCES
WESTERN REGION



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 61-07753

Priority: May 13, 1999

Maximum Diversion Rate 0.02 CFS
Maximum Diversion Volume 0.4 AF

It is hereby certified that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 13, 1999; and has
submitted Proof of Beneficial Use on August 06, 1999. An examination indicates that the works have a
diversion capacity of 0.02 cfs of water from.

SOURCE

COTTONWOOD SPRING

Tributary: COTTONWOOD CREEK

and a water right has been established as follows.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
STOCKWATER	05/01 to 06/30	0.02 CFS	0.4 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	0.4 AF

LOCATION OF POINT(S) OF DIVERSION:

COTTONWOOD SPRING SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9, Twp 01S, Rge 07E, B M., ELMORE County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S 07E 16					X												

PLACE OF USE: WILDLIFE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S 07E 9												X					
01S 07E 16					X												

CONDITIONS OF APPROVAL

1. 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.

MICROFILMED

JUN 01 2001

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 61-07753

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 used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 17TH day of MAY, 2001.

Acting for


KARL J. DREHER
Director

MICROFILMED
JUN 01 2001

RECEIVED

AUG 1999

FOR OFFICE USE ONLY
 Amt. of Fee \$: 50.00
 Receipt No 4025565
 Receipt By: DO
 Date Received: 8-6-99

RECEIVED

AUG 06 1999

**WATER RESOURCES
WESTERN REGION**

Department of Water Resources

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

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 be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 61-07753 Telephone No. 208-384-3336
2. Name(s) of Permit Holder(s): USDI-Bureau of Land Management
3. Mailing Address: 3948 Development Ave. Boise Idaho 83705
4. Source of Water: Spring If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____
- a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____
- b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): 600 cattle
Irrigation (No. of acres): _____ Other: wildlife
6. Total rate of diversion and/or volume for which proof is submitted: 0.02 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
- | | | | |
|--|-----------|----|-------------|
| Measuring Device: Is a measuring device required? | Yes _____ | or | No <u>X</u> |
| Has the measuring device been installed? | Yes _____ | or | No <u>X</u> |
| Flow Measurement Port: Is a flow measurement port required? | Yes _____ | or | No <u>X</u> |
| Has the measurement port been installed? | Yes _____ | or | No <u>X</u> |
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Jack Vialpando - Rangeland Specialist Telephone Number: 208-384-3336
Address: 3948 Development Ave Boise Idaho 83705
10. The information given on this form 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.

Signature of permit holder: Jerome M. Costello Acting AM BLM Date: 8-3-99
(include your title, if on behalf of company or organization)

MICROFILMED

JAN 28 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water
NO. 61-07753

Proposed Priority: May 13, 1999

Maximum Diversion Rate:

0.02 CFS

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

has applied for a permit to appropriate water from:
COTTONWOOD SPRING tributary of COTTONWOOD CREEK

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	01/01 to 12/31	0.02 CFS
WILDLIFE	01/01 to 12/31	0.02 CFS
	Totals	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSSEW, Sec. 9, Township 01S, Range 07E
ELMORE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

01S 07E 16 NENW

PLACE OF USE: WILDLIFE

TWN RGE SEC

01S 07E 9 SESW
16 NENW

CONDITIONS OF APPROVAL AND REMARKS

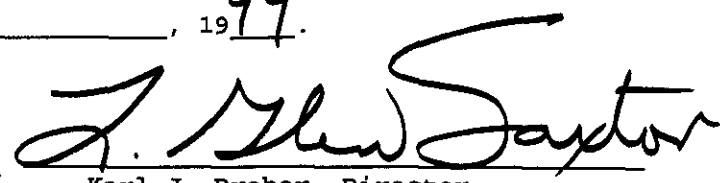
1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 2000.
2. Subject to all prior water rights.
3. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. Stockwater use is for 600 range cattle.
6. Development is known as Project #9359.

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

22nd day of July, 1999.

MICROFILMED

AUG 09 1999


for Karl J. Dreher, Director

RECEIVED

JUL 15 1999

FORM 202

2/96

DEPARTMENT OF WATER RESOURCES

Ident. No. 61-07753

RECEIVED

MAY 12 1999

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

APR 06 1999

WATER RESOURCES
WESTERN REGION

1. Name of Applicant LSRD - BLM (Contact Jake Vialpando) Phone 208-384-3336
Mailing address 3948 Development Ave Boise ID 83705
2. Source of water supply Cottonwood Spring which is a tributary of Cottonwood Creek
3. Location of point of diversion is Township 15 Range 7E Sec. 9 in the SW 1/4, SE 1/4, SW 1/4, Govt. Lot -, B.M., Elmore County;
additional points of diversion if any: N/A
4. Water will be used for the following purposes:
- | | Jan. 01 | Dec. 31 |
|---|---------|---------|
| Amount <u>0.02 CFS</u> for <u>Wildlife/Domestic Livestock</u> purposes from <u>March 1</u> to <u>Feb 28</u> (both dates inclusive)*
(cfs or acre-feet per annum) | | |
| Amount <u>0.02 CFS</u> for <u>STOCK WATER</u> purposes from <u>Jan. 01</u> to <u>Dec. 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) | | |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum) | | |
5. Total quantity to be appropriated is (a) 0.02 CFS and/or (b) -
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 Headbox, pipeline to trough.
- b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet
- c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
- d. Is ground water with a temperature of greater than 85°F being sought? N/A
- e. If well is already drilled, when? N/A; Drilling firm N/A
Well was drilled for (well owner) N/A; Drilling Permit No. N/A
7. Time required for completion of works and application of water to proposed beneficial use is 1 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. N/A
- b. Stockwatering; list number and kind of livestock 600 Cattle, and unknown # of wildlife
- c. Municipal; show name of municipality. N/A
- d. Domestic; show number of households. N/A MICROFILMED
- e. Other; describe fully. N/A AUG 09 1999

* changed per TOWA STANDARDS. DAV 5-7-99

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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	07E	9												W					
01S	07E	16					W	25											*

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? Bureau of Land Management (BLM)

b. Who owns the land to be irrigated or place of use? Idaho Department of Lands (IDL)

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: A 10 year permit between BLM and IDL

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.)

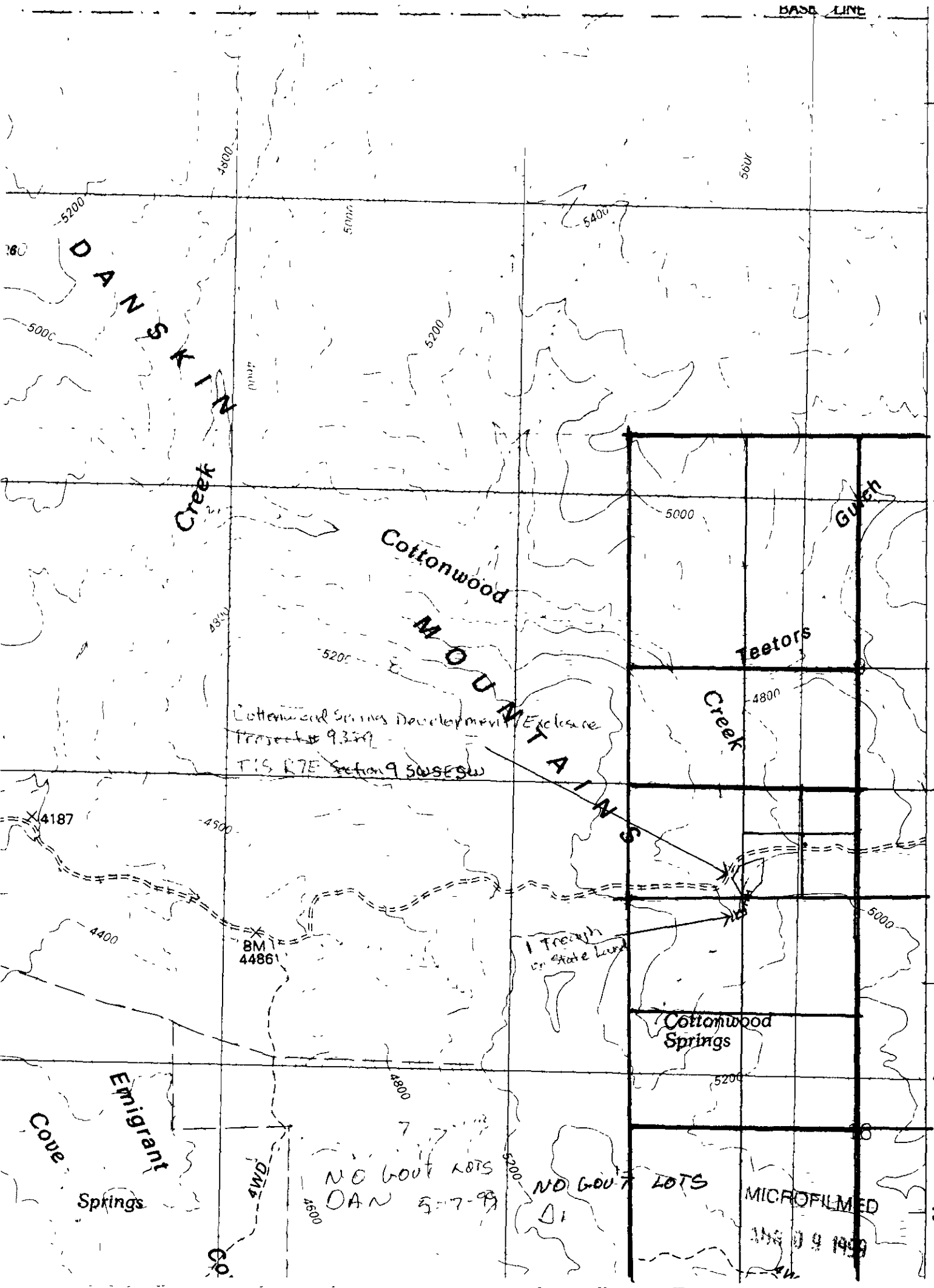
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Jamie E. Connell, Area Manager *

[Signature] MICROFILMED *
Signature of Applicant (and title, if applicable) AUG 09 1999

Received by KH Date 4/16/99 Time 8:33 Preliminary check by DAN
Fee \$ 500 Receipted by KH # 1W024999 MOUNTAIN HOME NEWS
Publication prepared by AT Date 5-26-99 Published in 6-2-99
Publication approved Lu Date 6-30-99

* O change TO S FOR STOCK water PER IDWR: Tavares
Signature clarified By 5-13-99 Fax DAN
5-13-99



Cottonwood Springs Development Enclosure
Tract # 9357
T1S R7E Section 9 SWSESW

Trough
on State Land

NO GOVT LOTS
DAN 5-7-99

NO GOVT LOTS
DI

MICROFILMED
11/19/99



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 18, 2001

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

RE License No 61-7753 - Issuance of License

Dear Water Right Holder(s).

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 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

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 208-327-7946.

Sincerely,

Shelley W Keen
Water Rights Supervisor

SWK kit

Enclosure(s)

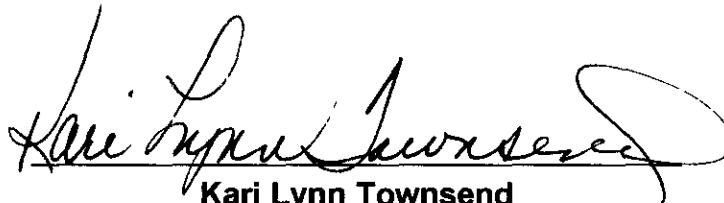
MICROFILMED
18 JUL 2001

CERTIFICATE OF MAILING

I hereby certify that on May 18, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 61-7753

**US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705**


**Kari Lynn Townsend
Secretary**

MICROFILMED

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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. 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 Idaho Water Resource Board (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).

MICROFILMED

JUN 6 1 2001

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.

LICENSE REVIEW CHECKLIST

Permit No 61-7753 Date 5-14-01 Reviewer Kay Walker

Change/OK

Name/Address OK

Source OK
Point of Diversion OK

Does change clarify original intended source? If no, void permit
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps Right(s) none at pld or p/u
File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion

Permitted rate 0.02 cfs
Fee Limit 0.20 cfs
Measured 0.02 cfs
Theoretical 0.02 cfs

Recommended Total Diversion Rate 0.02

Water Uses OK

Change (P46)

Season of Use per new Standards

Irrigation 0.02 cfs 0.4 af
Stockwater 0.02 cfs 0.4 af
Domestic 0.02 cfs 0.4 af
Wild 0.02 cfs 0.4 af
Total 0.02 cfs 0.4 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)
supp Gw (WB7/065/104)
overlap spec combined rts (W35)
<1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (081/R07)
Payette - (W22/047/27A)
Stockwater for US (R37)

Volume Determination

_____ cfs x 1 9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks _____

Additional Conditions _____ Watermaster Control
_____ GW Measurement/Measuring Device
_____ Other
Trust R55 - remove 051)
Non-trust (048/049)

GW Dist? _____
Water Msmt Dist? _____
Crit GWMA? _____
GWMA? _____
Government Lots? _____

Advance Priority? yes if yes, explain why below
no

SRBA Claim? Not req'd

Adjust memo _____

Amend Letters _____ P87, S06 Second Amendment Notice _____ S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

AUG - 3 2000

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 61-07753

1. Owner: US Dept. of Interior BLM Cascade Resource Area Phone No. 384-3348

Current Address: 3948 Development Way, Boise, Idaho 83705

2. Accompanied by: Bob Mallis EXAM DATE: 5/25/2000

Address: Same as above Phone No. (208) 384-3348

Relationship to Permit Holder: BLM Range Conservation Employee

3. Source: Cottonwood Spring tributary to Cottonwood Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SE	SW	9	01S	07E	Elmore	Office exam, map

2. Place(s) of Use:

Indicate Method of Determination: Office exam, map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	07E	9												W					
01S	07E	16					S												
01S	07E	16					W												

MICROFILMED

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

SEE ATTACHED SHEET.

 X 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
N/A					

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

D. FLOW MEASUREMENTS

1

Measurement Equipment	Type	Make	Model No	Serial No	Size	Calib. Date
N/A						

2. Measurements: No Measurements – in office exam

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2 2 1 1979

E. NARRATIVE/REMARKS/COMMENTS

This exam was done as an office exam with Bob Mallis at the BLM at 3948 Development Ave. Bob Mallis supplied the data for the exam. The exam was conducted with Bob Mallis because Jack Vialpando, the contact person on the proof of beneficial use form, was not available at the time of the exam. The water development is called the Cottonwood Spring Development, BLM project #9359. This is part of grazing allotment 871. The grazing period is 05/01 to 06/30.

The permit specifies that the water is for 600 range cattle, however Jack Vialpando of the BLM verified that the 86 cow/calf pairs are scheduled for the grazing allotment.

This is the only water right in T01S, R07E, Sec. 16. The BLM also has a stockwater and wildlife water right (61-07751) located in the SWSW of Section 9, Township 01S, Range 07E. However, the two systems are not connected together and are separate systems.

An enclosure was constructed to allow only wildlife access to the stream. The water is piped to a trough for stockwater and also wildlife use in T01S, R07E, Sec. 16. The enclosed pictures show that the trough has been constructed. The BLM photos were taken on 9-29-99. The location of the trough and point of diversion are also included in the map as a part of the BLM's Improvement Documentation Report.

The season of use for stockwater should be change from 1/1to 12/31 to reflect the actual season of use which is 05/1 to 06/30.

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

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2001

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method: Administrative Memo #3

The recommended diversion rate for 172 range cattle is 0.05 cfs.

The permit limits the diversion rate to 0.02 cfs.

G. VOLUME CALCULATIONS**1 Volume Calculations for Irrigation:**

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{\hspace{2cm}}$$

2 Volume Calculations for Other Uses**Stockwater Required**

$$172 \text{ head} \times 12 \text{ GPD per head} \times 61 \text{ days} = 125,904 \text{ gallons per annum}$$

$$125,904 \text{ gallons per annum} \div 325,850 = 0.4 \text{ AFA}$$

Stockwater Diverted

$$.02 \text{ cfs} \times 61 \text{ days} \times 1.9835 = 2.4 \text{ AFA}$$

H. RECOMMENDATIONS**1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	05/01	06/30	0.02	0.4
Wildlife	01/01	12/31	0.02	0.4
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.02 cfs</u>	<u>0.4 AFA</u>

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. AUTHENTICATION

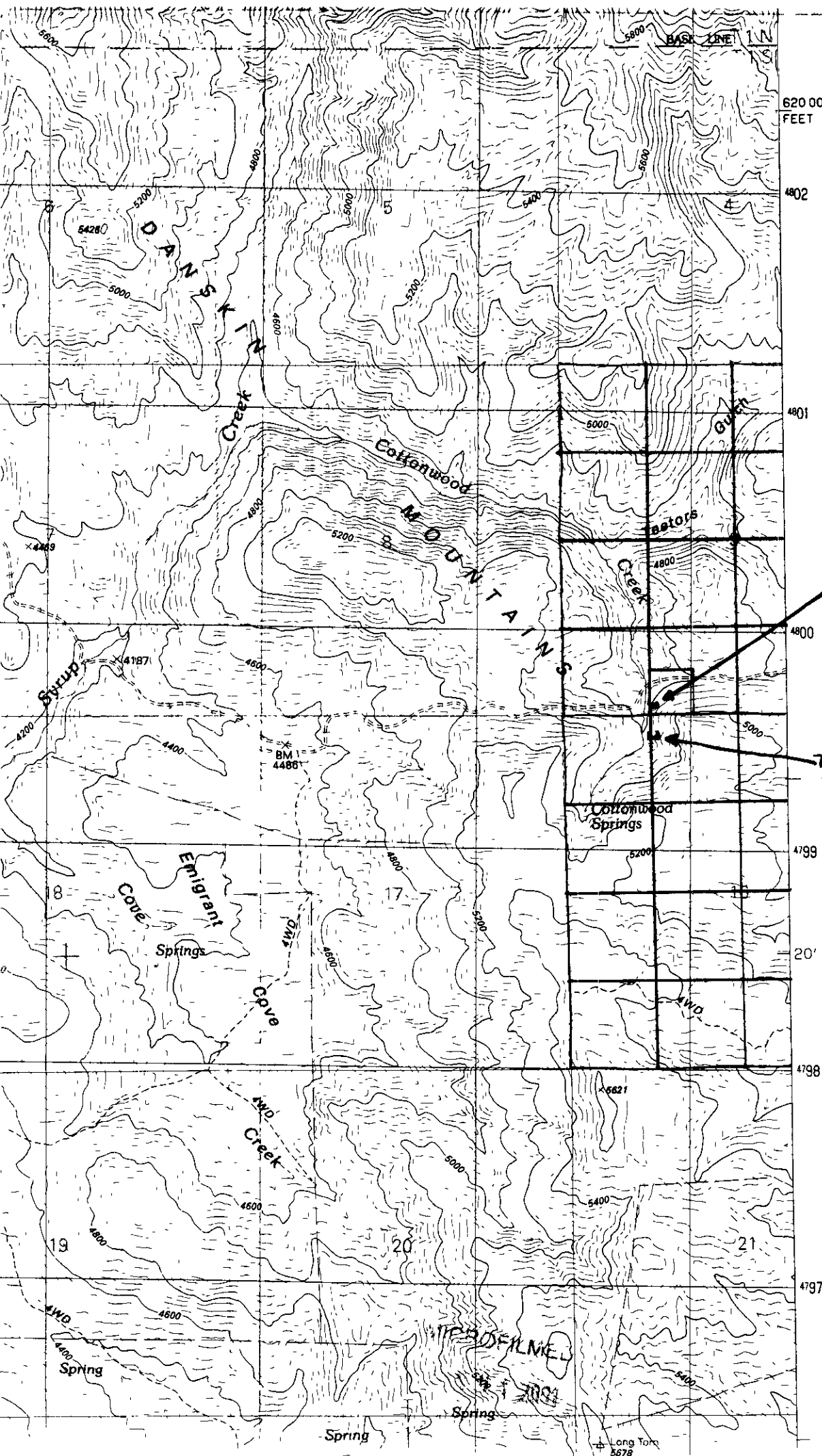
Richard D. Hansen – Field Examiner

Field Examiner's Name Richard D. Hansen Date 6-9-00

Reviewer _____ Date _____

SEAL

MICROFILMED



61-07753

T 01S
R 07E
Sec. 9
Sec. 16

POD # POLS for
WILDLIFE

TROUGH (POL)
FOR STOCKWATER
AND WILDLIFE

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

IMPROVEMENT DOCUMENTATION REPORT - MASTER

DATE: 09/30/99

STATE: ID

OFFICE: 016

IMPROVE NBR: 009359

IMPROVEMENT INFORMATION

IMPROVEMENT NAME: COTTONWOOD SPG DEV

IMPROVEMENT CODE: WD

COMPLETED YEAR: 1999 CONSTRUCTION AGREEMENT: 2 TYPE OF PLAN: 8

CONSTRUCTION CODE: N
PRINCIPAL MGMT OBJ: 12

TYPE OF HABITAT: R UNITS COMPLETED
PRIMARY: .0 SECONDARY:

GEO STATE: ID GEO COUNTY: 039 TOWNSHIP: 0001S RANGE: 0007E

MERIDIAN: 08 SECTION: 9 SUBDIVISION: SWSSEW

LATITUDE -- DEGREE: MINUTE: SECONDS:

LONGITUDE -- DEGREE: MINUTE: SECONDS:

PROJECT1: PROJECT2:

IMPROVEMENT DETAILS

FENCE TYPE: L MISC FAC TYPE: PLANT CTRL:

REMOVAL: BREEDING METHOD: SPECIES BENEFIT: PC T/E:

PLANT SPECIES-1: POTR1 ANIMAL SPECIES-1: ODHE

PLANT SPECIES-2: PRVI2 ANIMAL SPECIES-2: CEEL

WATER DEVELOP: 10 WATER STORAGE:

WATER TILLAGE: WATER NUMBER:

UNDEFTYED-1: UNDEFTYED-2:

REMARKS: ATTLE/WILDLIFE WATER DEV. AND HABITAT IMPROVEMENT PROJECT EXCLOSURE

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P 0 1 777

61-07753

IMPROVEMENT MANAGEMENT UNITS

ALLOT LINE NBR	ALLOTMENT	WATER MGNT	WILDLIFE CODE	WH MGNT AREA
1	871			

IMPROVEMENT SUBACTIVITY

SUBACTIVITY	CONTRACT COST	MATERIAL COST	EQUIPMENT COST	LABOR COST	WORK MONTHS
7121		\$1,600	\$1,000	\$2,000	.5

IMPROVEMENT COOPERATOR

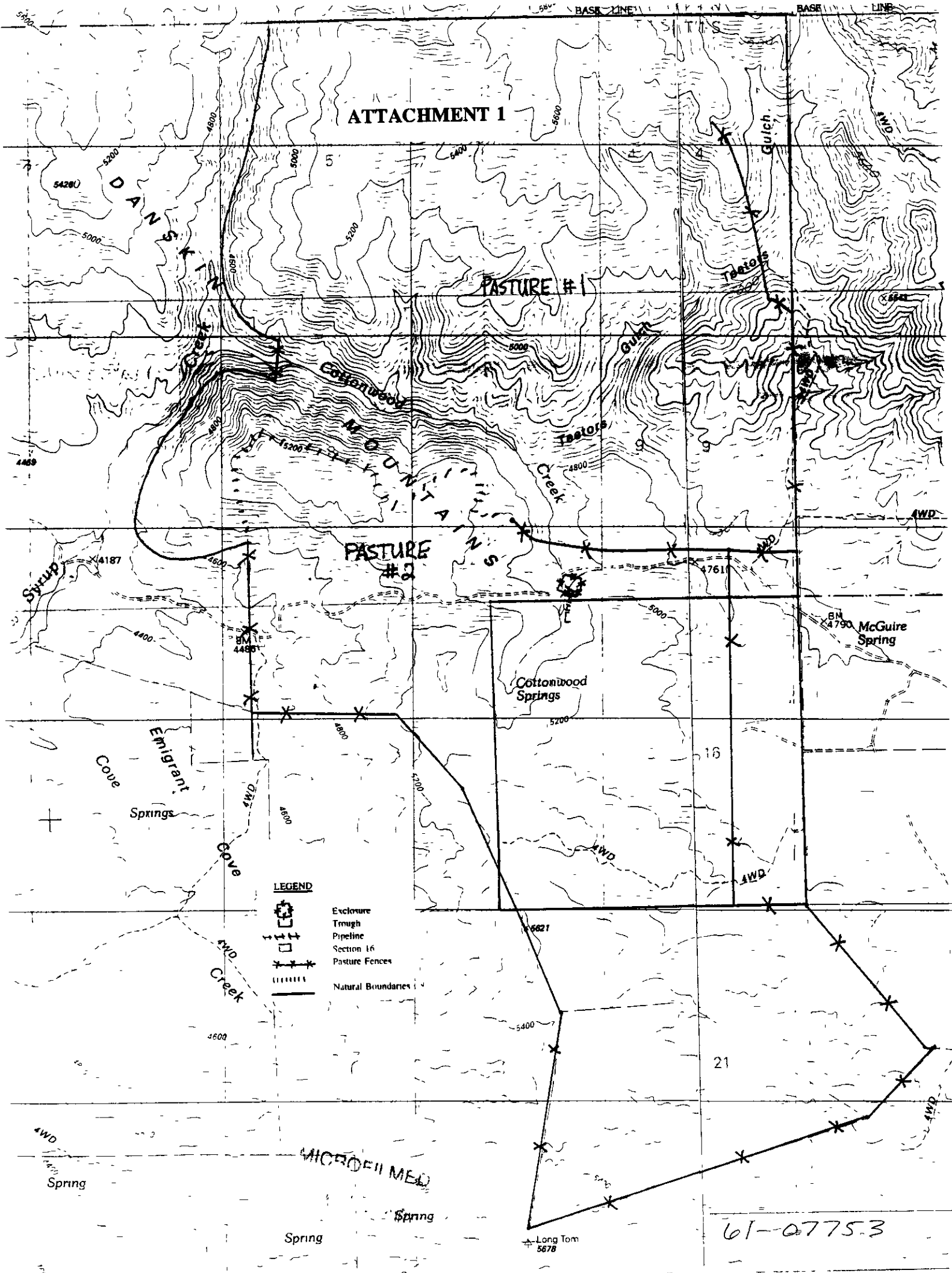
COOPERATOR LINE#	TYPE	COOPERATOR NAME	DEPOSITED	UNDEPOSITED MATERIAL	UNDEPOSITED EQUIP/LABOR
FISCAL YEAR 1999					
1	5	IDAHO STATE LANDS			
2	5	IDFG		\$400	
3	3	STEVE PERCY			

TOTAL BLM COST	TOTAL COST
\$4,600	5,000.00

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61-07753

ATTACHMENT 1



LEGEND

- Enclosure
- Trough
- Pipeline
- Section 16
- Pasture Fences
- Natural Boundaries

61-0775.3

9/10/99

COTTONWOOD SPG. DEVELOPMENT IS COMPLETE.
TOTAL MAN HRS. LABOR WAS 88 HOURS AT
\$15.00 PER HOUR.

CHARGE CODE: 1D016-7121-7898

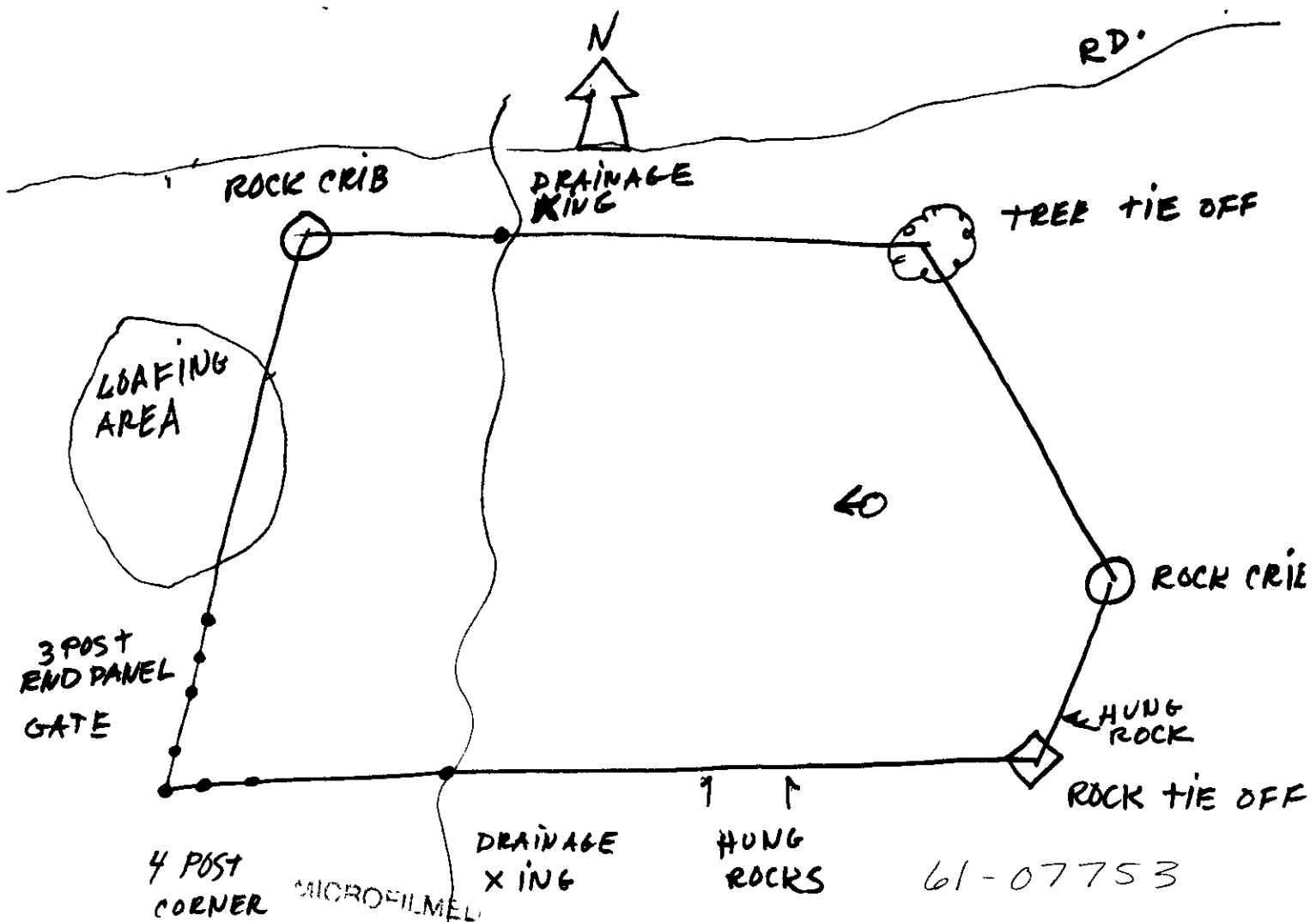
ALLEN R. STARK (PETE)

357 S. WALNUT ST.

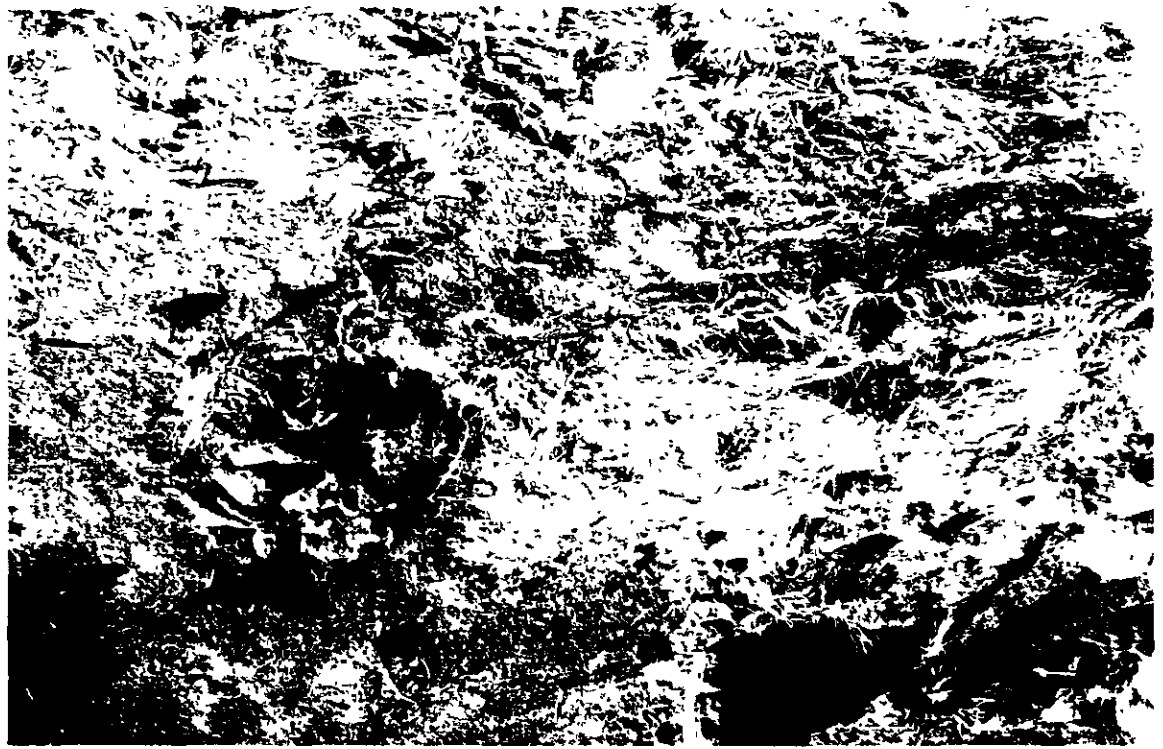
BOISE, ID 83712

SS# 541 46 0065

HOME PHONE - 344 3820



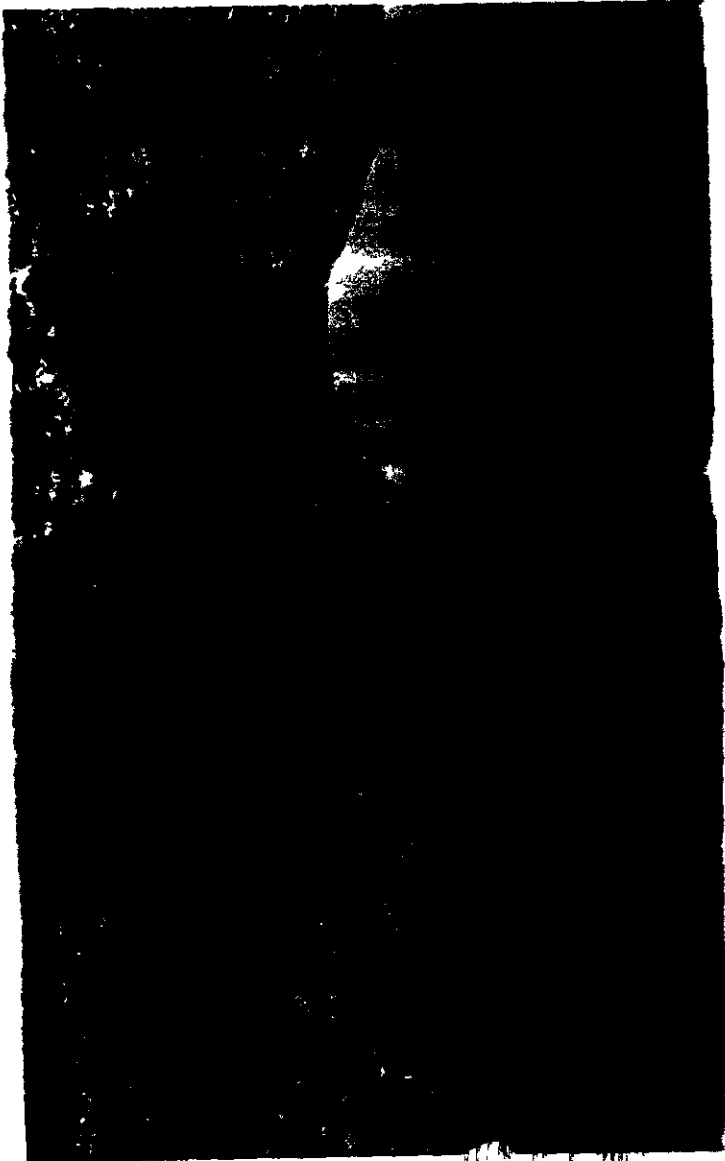
APPROXIMATELY: 3 ROLLS BARBED, 1 ROLL BARBLESS, 130
METAL POSTS, 9, 7 FT. TREATED POSTS, 8, TREATED 7' BRACES



MICROFILM



61-07753



61-07753

Hansen, Richard

From: Jake_Vialpando@blm.gov
Sent: Friday, June 09, 2000 9:45 AM
To: Hansen, Richard
Subject: Re: Information request

I apologize for any inconveniences. The dates of use are 05/01-06/30. This is scheduled for 86 cow/calf pairs for 172 AUMs.

Jake Vialpando
BLM-LSRD Rangeland Management Specialist

"Hansen, Richard" <RHansen@idwr.state.id.us> on 06/09/2000 09:21:33 AM

To: "'Jake_Vialpando@blm.gov'" <Jake_Vialpando@blm.gov>
cc.

Subject: Information request

Mr. Vialpando,

I am conducting field examinations for the Idaho Department of Water Resources. I met with Bob Mallis a couple of weeks ago, but was unable to get all of the information I needed. The information I need is in regard to the Cottonwood Spring Development. BLM Project # 9359, which is in grazing allotment 871. What is the grazing period for this allotment? (How many days per year?)

Thanks for your help.

Richard Hansen
Idaho Dept. of Water Resources
phone: (208) 334-2266 ext. 104
email: rhansen@idwr.state.id.us

MICROFILMED



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

January 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 61-07753

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **WESTERN** Regional Office of the department in Coeur d'Alene at (208) 334-2190.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

JAN 28 1990

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 61-07753 Reviewed by WJH Date 01-04-00

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

wildlife

yes Address same as permit?

yes Proof timely received?

Correct Uses? yes

If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source

 Ground water source

 Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit

 Well log in the file?

 Correct?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?

No Required?

50.00 Amount Submitted

 Installed?

yes Correct?

 Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

 -
 =
 +

DEFICIENCIES OR ACTION ITEMS

OK - acknowledge proof

DATA ENTRY

New Address

Proof Made 8-06-99



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

July 23, 1999

DIRK KEMPTHORNE
GOVERNOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 61-07753

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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 into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Also, please note that water right owners are required to report any change of water right ownership and/or change of 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 reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

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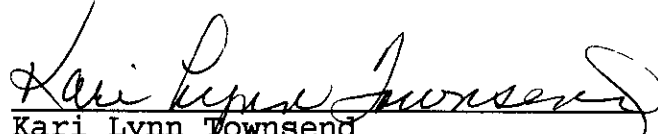
AUG 04 1999

CERTIFICATE OF MAILING

I hereby certify that on the **23rd** day of **July, 1999**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

Water Right No. 61-07753

**US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705**


Kari Lynn Townsend
Secretary

MICROFILMED
AUG 09 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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3 3 9 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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406 0 9 1999

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

No.: 21-07753 Name: BLM Date: 7/20/99 Ad OK? ☒ by S. Curtis
✓ Gvmt Lts: _____

AREA OF CONCERN: - No/Yes: _____ Mor / ~~Adm~~ GWMA / Trust / Non-trust

PROTESTED: - 020 (Protest Agreement) or *W19 (Order) At home

SYSTEM COMPLETED: - 26A-R17
- P18

> 1 year
≤ 1 year/no proof
GROUNDWATER: (✓ FLO-CH)

DRILLING PERMIT

All wells (✓ WDQ3) - 046-P23
In Basin 34? - 085
Irr. within WD - P05 (new well location)

WMD (✓ MAP) - North / East / West

> 0.24 cfs/5 acres - 067

≤ 0.24 cfs/5 acres - No MD

WAMD

Supp. irr. use only - 065-079 (if GW use SW)-(keep SW)-(GW not primary irr. source)

Supp. irr. + uses - 100-101

> 0.24 cfs/5 acres - 01M (report when notified)

≤ 0.24 cfs/5 acres - No MD

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

FISH & GAME CONTACTED: - Yes / No; WHEN: 5/28/99 RESPONSE: NONE

IN ABOVE MSF (✓ MAP) - *WB9

IN-STREAM DEVELOPMENT - P02 (stream channel alteration)

WD (✓ MAP & LISTING) - R04 (WD # _____)

> 0.20 cfs - 01J-P08 (MD & LD)

≤ 0.20 cfs - 01H-P01 (LD), 01P or No MD (in-stream stock)

WMD (✓ MAP)

> 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres - No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres - 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres - No MD

RIVER BASINS: (*Surface water)

Snake R (01) - *W22-P04, NA

(02/03-irr) - 007 (w/ remark *WB9 if above Weiser), NA

Payette R (65) - *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's) - 029 (fish screens), NA

Weiser R (67) - 086, 087

USE:

STORAGE (✓ 3 compo) - 18A (in & out MD for on-stream storage)-01H-P01 (LD)/01P, 18B-P09 (>10' dam), NA

IRR ≤ 5 acres - R66/R67/R68/R69 (0.03 cfs/acre + 3 0/3 5/4 0/4 5 AF)

> 5 acres - R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

STOCKWATER - R37 (BLM/USFS); NA

MINING - 054(req)-081-P10

FISH PROPAGATION - 029 (70's only)-007-042(req)-081 (WQ)-P10

HEATING/COOLING - R07 (Injection well)

POWER - 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

MUNICIPAL

In restricted area? - 022, 075, 004 (+memo?)

Irr, GW supp. to SW? - 102

DOMESTIC

Surface water - *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

>1 in rest. area - 071-070

FIRE PROTECTION - 077

LOCATION:

BOISE FRONT LOGEO - 058 (<85° GW temp only)

MITIGATION - 120

42-248 AREA - P04 (in 20/30/40/50/60/70/80 (87) basin)

SWAN FALLS FLAG (✓ Code) -

Trust - 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1) - 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU) _____

OTHER CONDITIONS:

- _____

STANDARD REMARKS:

- 5/600 range cattle

BENEFICIAL USE DUE:

- 8/11/2000

COMMENTS:

- _____

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
JUL 15 1999
DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY: DAN DATE: 5-7-99 APPLICATION: 61-07753

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ 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: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Gov't. Lots:
NO P/D
NO P/U

NO ADVERTISE REMARK(S)
(Reviewer identify which remarks)

ADDITIONAL INFORMATION

 T FLAG CHANGED TO P FLAG

YES NO

- N/A Overlapping place of use: (Describe source & relationship to present application on next page.)
- N/A Overlapping point of diversion.
- X Critical groundwater area:
- X Groundwater management area: Domestic Surface Water within 42-111 Definition.
- X 1992 moratorium:
- X Surface water source, IDFG letter needed.
- X Bull trout impact area, IDFG letter needed
- X E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- X E-mail to Dam Safety staff: (for any storage)
- N/A Mitigation plan: Check any that apply.
- immediate = acceptable plan required and submitted.
- future = open areas, acceptance of condition of approval is in file.
- X Send power requirement letter &/or fish farm requirement letter.
- X Power residency affidavit:
- X Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- X *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

PROCESSING

APP. NO. 61 - 07753

YES NO

☒ ☐
☐ ☒
☒ ☐

In form for advertising:

Statewide advertising: (> 10 cfs &/or 1000 af)

Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒
☐ ☒
☒ ☐
☒ ☒

I.D. Health & Welfare

I.D. District Health

I.D. Fish & Game

I.D. Lands

YES NO

☐ ☒
☐ ☒
☒ ☐
☒ ☐

U.S. BLM

U.S. Forest Service

Water Dist. # 61 AOther Mountain Home Ground Water
Advisory CommitteeFINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

☒ ☐
☒ ☐

Publication dates and paper recorded on application:

Final date for protest 6-21-99

Protests received.

Recommendations attached:

Measuring device required:

Water delivered by water master? District # 61 ASpecial conditions of approval or cover letter: R-37Standard Conditions

See below for additional information

Recommended Date or Priority 4-6-1999Recommended by: Samuel A. NelsonDate: 7-2-99ADDITIONAL INFORMATION:

Affidavit of Publication

County of Elmore } ss.
STATE OF IDAHO }

I, Coleen W Swenson, do solemnly swear that I
am the foreman, or publisher of the

Mountain Home News

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of publication thereof, was published in said newspaper for

2 consecutive weeks, the first publication having been made on 2nd day of June, 1999, and the last publication having been made on the 9th day of June, 1999, every Wednesday issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice

Coleen W Swenson

Subscribed and sworn to me this 9th day of

June, 1999

Cynthia A. Roberson
Notary Public

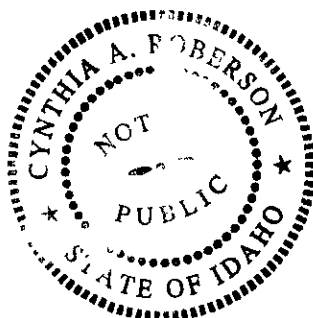
MICROFILMED

Residing in Mountain Home, Elmore County, Idaho My
commission expires 09-09-2002

RECEIVED

JUN 23 1999

WATER RESOURCES
WESTERN REGION



01-99

State of Idaho
Department of Water Resources

RECEIVED
JUN 09 1999
WATER RESOURCES
WESTERN REGION

RECOMMENDATION OF WATERMASTER

Application No: 61-07753

Applicant's Name: US DEPT OF INTERIOR

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: _____

- d) Additional Comment : _____

Dated this 4 day of JUNE, 1999.

Water District No: 61-A

Clayton D. Colthorpe
Watermaster's Signature

Use reverse side of page if you need more space.

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AUG 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

June 2, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ID DEPT OF LANDS
BUREAU OF NAVIGABLE WATERS
STATEHOUSE MAIL
BOISE ID 83720

Re: Application for Water Right No. 61-07753 in the Name of the Bureau of Land
Management

Dear Interested Party:

Enclosed is an copy of the above-referenced application for water right which may be of
interest to you.

Please review the application and return any comments you might have.

A protest must be received with a \$25.00 protest fee on or before June 21, 1999. If you
do not wish to protest, informal comments should still be submitted by the end of the protest
period.

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILMED

AUG 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

June 1, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CLAYTON COLTHORP
140 S 3RD E
MOUNTAIN HOME ID 83647

Re: Application for Permit No. 61-07753 in the Name of the Bureau of Land Management

Dear Sir:

Enclosed is a copy of the above-referenced application for water right within your district. Also, enclosed is a form for your recommendation concerning this application.

Please review the application and submit any comments you may have within two weeks. If you have any questions or need information, feel free to contact this office.

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILMED

JUN 09 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

May 28, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit Nos. 65-13882 and 65-13881 in the Name of Joy R. Sisler and 61-07753 in the Name of the Bureau of Land Management

Dear Sir:

Enclosed are copies of the above-referenced applications for permit which may be of interest to your agency. The proposed use of the application nos. 65-13881 and 65-13882 is from a source in the bull trout impact area and all three applications are from surface water. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by June 21, 1999.

If you have any questions regarding the application, please contact this office.

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman".

Gary Spackman

GS:st

Encl.

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JUN 09 1999

8 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				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
015	07E	9											W						
015	07E	16					W/25												*

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? Bureau of Land Management (BLM)

b. Who owns the land to be irrigated or place of use? Idaho Department of Lands (IDL)

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: A 10 year permit between BLM and IDL

12. Remarks: _____

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"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.

MICROFILMED

AUG 09 1999

JANIE E. CONNELL, AREA MANAGER

[Signature]
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 4/16/99 Time 8:33 Preliminary check by DAN
 Fee \$ 250 Received by [Signature] # 1W024999 Date 4/16/99
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

0 CHANGED TO 5 FOR STOCK WATER PER IDWR STANDARDS
 DAN



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way, Boise, Idaho 83705

Phone: (208) 334-2190 FAX: (208) 334-2348 www.idwr.state.id.us/idwr/idwrhome.htm

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE: 5-13-99

TO: 6 SRD - BLM
ATTN: Julie

FROM: DAN NELSON
IDaho DEPT. OF WATER
RESOURCES

DOCUMENT DESCRIPTION: ENCLOSED IS THE BACK PAGE
OF APPLICATION. PLEASE VERIFY SIGNATURE AND
GIVE THEIR TITLE, INITIAL AND RETURN.
THANK YOU Dan Nelson

TOTAL PAGES SENT: 1 + COVER SHEET

CONTACT: _____

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AUG 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MAY 26, 1999

Legal Notices Department
Mountain Home News
PO Box 1330
Mountain Home, ID 83647

Dear Legal Dept.:

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 JUNE 21, 1999.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

MICROFILMED

AUG 09 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

AUG 09 1999

61-07753

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: COTTONWOOD SPRING

Tributary: COTTONWOOD CREEK

Diversion Pt: SWSESW Sec 9 T 01S R 07E in ELMORE County.

Use: STOCKWATER	(	0.020 CFS)
WILDLIFE	(	0.020 CFS)
Total Diversion:	(	0.020 CFS)

Date Filed: 5/13/1999

In: ELMORE County	
T01S R07E S09	SESW
S16	NENW

MICROFILMED

MAY 09 1999

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 Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before JUNE 21, 1999. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 6/ 2/1999 & 6/ 9/1999

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AUG 09 1999
