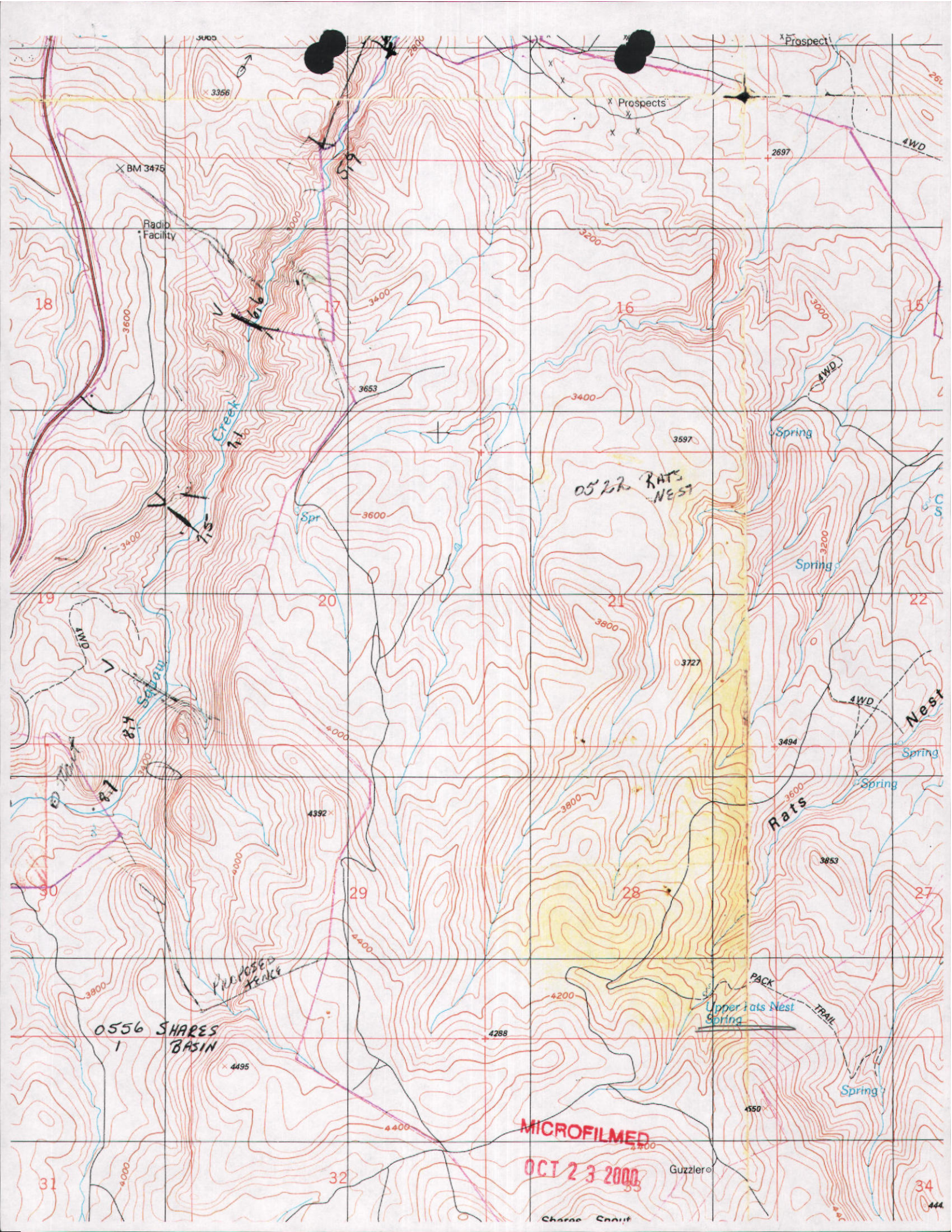




BM 3475

Radio Facility

18

17

16

15

19

20

21

22

30

29

28

27

31

32

34

0556 SHARES BASIN

0522 RATS NEST

PROPOSED FENCE

MICROFILMED

OCT 23 2000

Rats

Nest

Upper Rats Nest Spring

PACK TRAIL

Guzzler

Charge Snout

Spring

Spring

Spring

Spring

Spring

3494

3597

3727

4392

4495

4288

4550

4400

4400

4000

4000

3600

3600

3400

3400

3200

3000

2800

2600

2400

2200

2000

1800

1600

1400

1200

1000

800

600

400

200

0

RECEIVED

APR 07 2000

WATER RESOURCES
WESTERN REGION

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.

1. Permit No. 57-07685 Telephone No. 208-384-3300
2. Name of Permit Holder(s): USDI BUREAU OF LAND MANAGEMENT
3. Mailing Address: 3948 DEVELOPMENT AVE
City BOISE State ID Zip 83705
4. Source of Water: UPPER RATS NEST SPRING GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
UPGRADED 1992
Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): 341 RANGELAND COWS
Irrigation (No. of acres): _____ Other: 160 WILD HORSES, WILDLIFE
6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR 5.4 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 X
Has the measuring device been installed? Yes _____ or No X
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: LEO COLEMAN Telephone Number: 208 384 3464
Address: 3948 DEVELOPMENT AVE BOISE
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: [Signature] Date: April 7, 2000
(include your title, if on behalf of company or organization)

MICROFILMED
OCT 23 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 57-07685

Priority: April 10, 2000

Maximum Diversion Rate:

0.16 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:
UPPER RATS NEST SPRING tributary of RATS NEST GULCH 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>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.09 CFS	
STOCKWATER STORAGE	01/01 to 12/31		0.5 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		0.5 AF
WILDLIFE	01/01 to 12/31	0.07 CFS	
WILDLIFE STORAGE	01/01 to 12/31		0.5 AF
WILDLIFE FROM STORAGE	01/01 to 12/31		0.5 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.16 CFS	
	Totals	0.16 CFS	

LOCATION OF POINT(S) OF DIVERSION: NWSESE , Sec. 28, Township 01N, Range 04W
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

01N 04W 28 SESE

PLACE OF USE: STOCKWATER FROM STORAGE, same as STOCKWATER use

PLACE OF USE: WILDLIFE, same as STOCKWATER use

PLACE OF USE: WILDLIFE FROM STORAGE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **September 1, 2001**.
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. Use of water under this water right will be regulated by the watermaster of State Water District No. 57E.
5. Stockwater use is for 341 range cattle and 160 horses.
6. This development is known as Upper Rats Nest Spring Project 0075,5387, Rats Nest Allotment 0522.

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OCT 23 2000

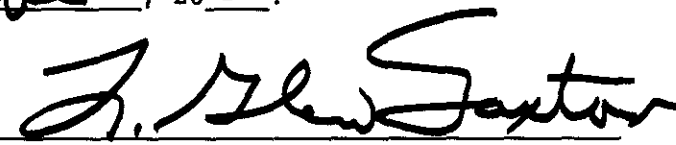
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 57-07685

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

15 day of September, 2000


Karl J. Dreher, Director
for

MICROFILMED

OCT 23 2000

RECEIVED

AUG 31 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

MAR 24 2000

WATER RESOURCES
WESTERN REGION

Department of Water Resources

- Name of Applicant USDT BUREAU OF LAND MANAGEMENT Phone 208-384-3300
Mailing address 3948 DEVELOPMENT AVE, BOISE, ID. 83703
- Source of water supply UPPER RATS NEST SPRING which is a tributary of RANGE WEST GULCH
SQUAW CREEK
- Location of point of diversion is Township 01N Range 04W Sec. 2B in the NW 1/4,
SE 1/4, SE 1/4, Govt. Lot , B.M., OWYHEE County;
additional points of diversion if any:

4. Water will be used for the following purposes:

- NA Amount 0.5 ~~5.4~~ for LIVESTOCK STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- NA Amount 0.09 ~~5.4~~ for LIVESTOCK USE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) DIVERSION TO STORAGE FOR USE
- NA Amount 0.16 ~~2.7~~ for WILD HORSE STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) DIVERSION FROM STORAGE
- NA Amount 0.5 ~~2.7~~ for WILD HORSE USE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- NA Amount 0.5 ~~0.09~~ for WILDLIFE STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- NA Amount 0.09 for WILDLIFE USE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

- NA 5. Total quantity to be appropriated is (a) 0.16 cubic feet per second and/or (b) 0.46 ~~5.4~~ 0.5 acre feet per annum

6. Proposed diverting works:

- Describe type and size of devices used to divert water from the source SPRING FLOWS INTO 5,000 GAL
(NEW) UNDEGRADED STEEL STORAGE TANK WHICH OVERFLOWS INTO 14,855 GAL (PRE-EXISTING) BLADDER WHICH OVERFLOWS INTO RATS NEST GULCH. 1 NEW TROUGH WITH FLOAT VALVE INSTALLED
- Height of storage dam N/A feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet
- Proposed well diameter is N/A inches; proposed depth of well is feet
- Is ground water with a temperature of greater than 85°F being sought? N/A
- If well is already drilled, when? N/A; Drilling firm
Well was drilled for (well owner) ; Drilling Permit No.

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
(UPGRADED 1992)

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW.
- Stockwatering; list number and kind of livestock. 341 RANGE COWS, 160 WILD HORSES
- Municipal; show name of municipality.
- Domestic; show number of households.
- Other; describe fully. WILDLIFE, 160 WILD HORSES

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ACT 23 2000

BELLO STORAGE TANK WHICH OVERFLOWS INTO BLADDER
100' PE PIPE USED

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	
1N	4W	28																S, W	

Total number of acres to be irrigated N/A

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

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: UPPER RATS NEST SPRING PROJ # 0075, 5387. RATS NEST ALLOT # 0522
WATER L.S. # D-135

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.)

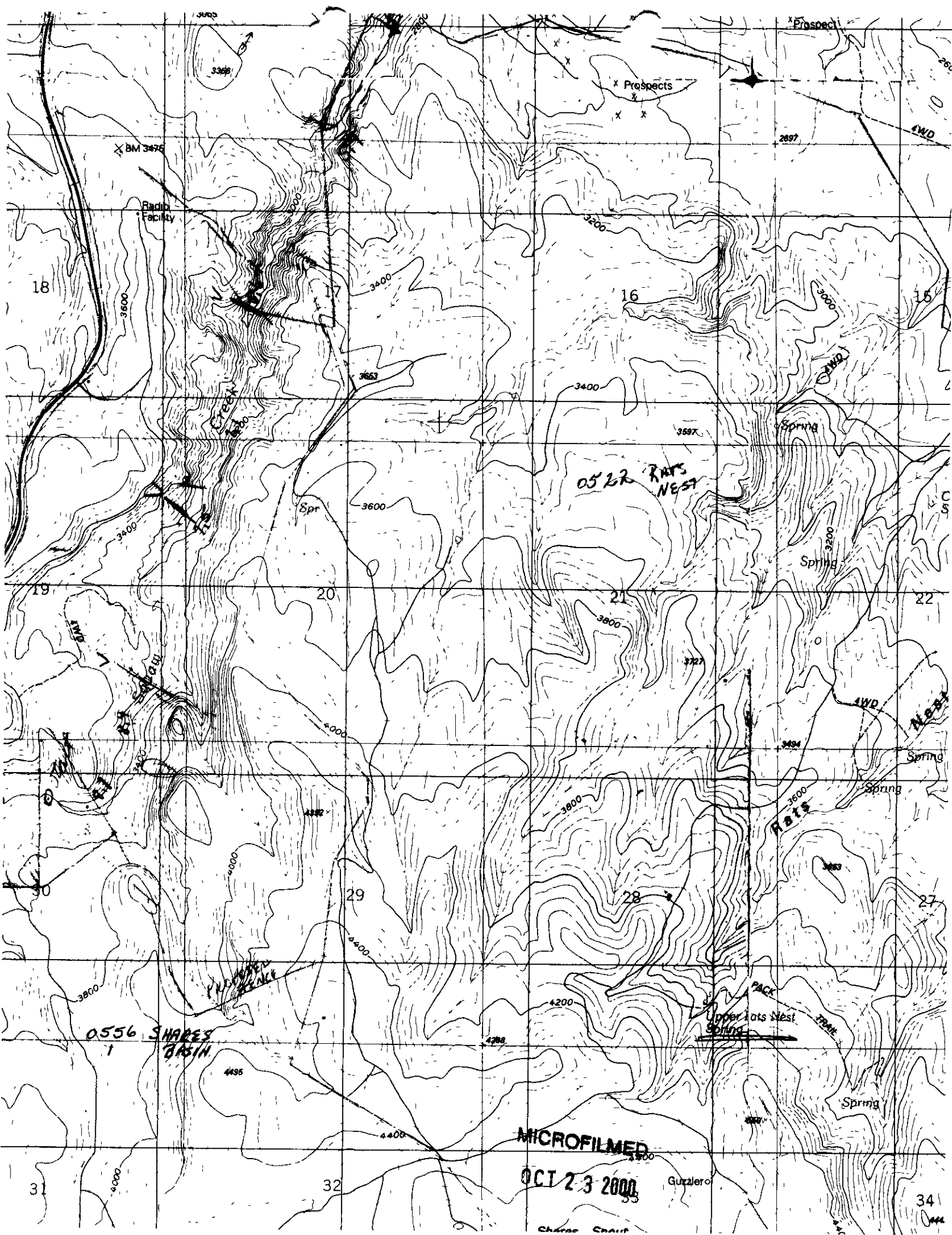
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILMED

OCT 23 2000

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

Received by KG Date 3/24/00 Time 8:14 Preliminary check by [Signature]
 Fee \$ 50.00 Receipted by KG # 106210252 Date 3/24/00
 Publication prepared by [Signature] Date 4-3-10-00 Published in _____
 Publication approved LM Date 6-6-00 **OWYHEE AVALANCHE**



SD-0420-2
MODIFY RECORD

Ida. Department of Water Resou as
Modify Comment

Date: 04/10/00
Time: 16:13:52

Water Right Number: 57-07685

Comment Date: 4/10/2000 User ID: LGRAVES

Subject: MORE INFO

Per Applicant: Uses for 341 range cattle, 160 wild horses and
misc wildlife. Spring flows into a 5000 gal buried storage tank
which overflows into a 14,855 gal bladder which then overflows
into Rats Nest Gulch. Water from storage diverted to stock
trough (existing system). Diversion aka Project #0075, 5387,
Rats Nest Allot #0522, Water Lic #D-135.

Per IDWR: Diversion from storage clarified to wildlife and
stockwater diversion from storage. Priority advanced to date
corrections and clarifications to original application made by
Leo Coleman with BLM.

(Enter=Continue/Exit) (Gold2=Update) (Gold3=Delete) (Gold4=Prev) (Gold5=Next)

MICROFILMED

OCT 23 2000



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

September 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

USDI BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 57-07685

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, and that it meets the permitted beneficial use.

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 Boise at (208) 334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c. IDWR - Regional Office

MICROFILMED
OCT 23 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 57-07685 Reviewed by D. Gibson Date 9/19/00

GENERAL CONSIDERATIONS

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

TYPES OF USE

Stockwater, Storage,
wildlife

Correct Uses? yes

SOURCE OF WATER

yes Surface water source
No 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

yes Required?
\$50 Amount Submitted
yes Correct?

MEASURING DEVICE

No Required?
No Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>4/7/00</u>	
Date proof due	<u>9/1/01</u>	-
No. of days late	<u>/</u>	=
Priority Date	<u>/</u>	+
New Priority Date	<u>/</u>	

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof

DATA ENTRY

New Address No Proof Made 4/7/00



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 18, 2000

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

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 57-07685

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.

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

MICROFILMED

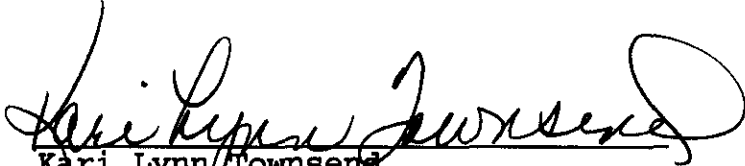
OCT 23 2000

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of **September, 2000**, 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. 57-07685

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


Kari Lynn Townsend
Secretary

MICROFILMED
OCT 23 2000

**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).

OCT 23 2000
MICROFILMED

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.

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 9/1/00

No. 57-07685 Name: Bum Corp. Officers N/A Ad ok / Govt Lots

AREA OF CONCERN: No/Yes Moratorium ~~GWMA~~ TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 084 (if necessary)
Irr w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
42-248 Area - P84 (20s-70s, 81-86)
Swan Falls Flag
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons > 1.0 cfs)

USES:

~~STORAGE~~ - 18A-01H(P01), 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-106(P10)
FISH PROP - 029(70'S only)-007-042-106 (P10)
HEAT/COOL - R07(injection well)
FIRE PROT - 077

BENEFICIAL USE DUE: 9/01/2001

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19
Development Period
≤ 1 yr
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response No objection
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
In-stream development - P52
WD - R04 (WD# 51E)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - ~~01H(P01), 01P or No MD~~

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-106 (P10)
MUNICIPAL
Restricted area - 022,075
Irr, GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single pd intended - 076

IRRIGATION SEASON (Per updated map)

IRR VOLUME/ACRE

OTHER CONDITIONS/REMARKS Project 0075, 5387, Ratz Nest Allot 0522.

COMMENTS

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: lg DATE: 4/10/00 APPLICATION: 57-07685

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

RECEIVED

AUG 31 2000

Department of Water Resources

Gov't. Lots:
☒ P/D
☒ P/U

ADDITIONAL INFORMATION

N ADVERTISE REMARK(S)
(Reviewer identify which remarks)

done T FLAG CHANGED TO P FLAG

YES NO

- | | | |
|-------------------------------------|-------------------------------------|---|
| ☒ | ☒ | Overlapping place of use: (Describe source & relationship to present application on next page.) |
| ☒ | ☒ | Overlapping point of diversion. |
| ☒ | ☒ | Critical groundwater area: |
| ☒ | ☒ | Groundwater management area: |
| ☒ | ☒ | 1992 moratorium: |
| ☒ | ☒ | Surface water source, IDFG letter needed. |
| ☒ | ☒ | Protected river or minimum flow reach, notify water planning bureau. |
| ☒ | ☒ | E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining). |
| ☒ | ☒ | E-mail to Dam Safety staff: (for any storage) JFW OK |
| ☒ | ☒ | Mitigation plan: Check any that apply. <u>exempt</u> |
| ☒ | ☒ | Immediate = acceptable plan required and submitted. |
| ☒ | ☒ | future = open areas, acceptance of condition of approval is in file. |
| ☒ | ☒ | Send power requirement letter &/or fish farm requirement letter. |
| ☒ | ☒ | Power residency affidavit: |
| ☒ | ☒ | Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.) |
| ☒ | ☒ | *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT |

application corrections + clarifications

Date Requested 4/10/00

Date Response Received 4/10/00

PROCESSING

APP. NO. 07685

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. # 57E
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL 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 5-22-00
☐ ☐ Protests received.
☐ ☒ Recommendations attached:
☒ ☐ Measuring device required:
☒ ☐ Water delivered by water master? District # 57E
☐ ☒ Special conditions of approval or cover letter: standard WM
conditions

☐ ☒ See below for additional information
Recommended Date or Priority 4/10/00
Recommended by: Loi Guaver Date: 8/30/00

ADDITIONAL INFORMATION:

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application No: 57-07685

Applicant's Name: USDI Bureau of Land Management

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 25 day of August, 2000.

Water District No: 57-E

Jed Schuchman
Watermaster's Signature

Use reverse side of page if you need more space.

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OCT 23 2000



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

June 8, 2000

TED BLACKSTOCK
WATER DISTRICT 57E
HC 79 BOX 118
MELBA ID 83641

**Re: Application for Water Right Nos. 57-07694, 57-07685, and 57-07691 in the Name of
USDI, Bureau of Land Management**

Dear Watermaster:

Enclosed are copies of the above-referenced applications for permit. Also enclosed are forms for your recommendation concerning these applications.

Please review the applications. We must have your comments within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:st

Encl: Copy of Application
Recommendation of Watermaster Form

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OCT 23 2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

55-07465

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: UNNAMED STREAM
Tributary: JORDAN CREEK
Diversion Pt: SWSE Sec 17 T
06S R 05W in OWYHEE
County.
Use: STOCKWATER
STORAGE (0.80 AF)
WILDLIFE STORAGE (0.80
AF)

Total Diversion: (0.80 AF)

Dated Filed: 4/10/2000

In: OWYHEE County

T06S R05W S17 SWSE

55-07466

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: UNNAMED STREAM
Tributary: TROUT CREEK
Diversion Pt: NWNENE Sec
20 T 05S R 05W in OWYHEE
County.
Use: STOCKWATER
STORAGE (1.40 AF)
WILDLIFE STORAGE (0.20
AF)

Total Diversion: (1.40 AF)

Dated Filed: 3/24/2000

In: OWYHEE County

T05S R05W S20 NENE

55-07467

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: SPRING
Tributary: TROUT CREEK
Diversion Pt: NENESW Sec 30
T 05S R 05W in OWYHEE
County.
Use: STOCKWATER (0.050
CFS)

WILDLIFE (0.020 CFS)

Total Diversion: (0.050 CFS)

Dated Filed: 3/24/2000

In: OWYHEE County

T05S R05W S30 NESW

55-07684

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: WHITE HORSE
RESERVOIR
Tributary: WHITE HORSE
CREEK
Diversion Pt: NENWSE Sec 13
T 07S R 02W in OWYHEE
County.

Use: STOCKWATER (0.140
CFS)

STOCKWATER STORAGE
(1.70 AF)

STOCKWATER FROM
STORAGE (1.70 AF)

WILDLIFE (0.140 CFS)

WILDLIFE STORAGE (1.70
AF)

WILDLIFE FROM STORAGE
(1.70 AF)

Total Diversion: (0.140 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T07S R02W

WSE

1685

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: UPPER RATS NEST
SPRING

Tributary: RATS NEST
GULCH

Diversion Pt: NWSESE Sec 28
T 01N R 04W in OWYHEE
County.

Use: STOCKWATER (0.090
CFS)

STOCKWATER STORAGE
(0.50 AF)

STOCKWATER FROM
STORAGE (0.50 AF)

WILDLIFE (0.070 CFS)

WILDLIFE STORAGE (0.50
AF)

WILDLIFE FROM STORAGE
(0.50 AF)

DIVERSION TO STORAGE
(0.160 CFS)

Total Diversion: (0.160 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T01N R04W S28 SESE

57-07686

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: UNNAMED STREAM
Tributary: CASTLE CREEK,
NORTH FORK

Diversion Pt: NWSWNE Sec
11 T 07S R 02W in OWYHEE
County.

Use: STOCKWATER
STORAGE (0.30 AF)

WILDLIFE STORAGE (0.30
AF)

Total Diversion: (0.30 AF)

Dated Filed: 4/10/2000

In: OWYHEE County

T07S R02W S11 SWNE

57-07687

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: UNNAMED STREAM
Tributary: CASTLE CREEK,
NORTH FORK

Diversion Pt: NENENW Sec
11 T 07S R 02W in OWYHEE
County.

Use: STOCKWATER
STORAGE (0.30 AF)

WILDLIFE STORAGE (0.300
AF)

Total Diversion: (0.300 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T07S R02W S11 NENW

57-07689

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: ROAN SPRING
Tributary: RABBIT CREEK

Diversion Pt: NWNWNW Sec
23 T 02S R 03W in OWYHEE
County.

Use: STOCKWATER (0.090
CFS)

WILDLIFE (0.050 CFS)

Total Diversion: (0.140 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T02S R03W S23 NWNW

57-07690

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: SPRING
Tributary: LITTLE SQUAW
CREEK

Diversion Pt: SWNWSW Sec
34 T 01N R 05W in OWYHEE
County.

Use: STOCKWATER (0.070
CFS)

WILDLIFE (0.020 CFS)

Total Diversion: (0.090 CFS)

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: GROUNDWATER
Diversion Pt: NWSWNE Sec 6
T 03S R 02W in OWYHEE
County.
Use: STOCKWATER (0.070
CFS)
WILDLIFE (0.050 CFS)
Total Diversion: (0.120 CFS)
Dated Filed: 4/10/2000
In: OWYHEE County
T01S R02W S33 SWNW
T02S R02W S05 SESE
S21 SENW
S29 SESE

57-07691

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: SPRING
Tributary: POLE CREEK
Diversion Pt: SESENE Sec 31
T 01S R 04W in OWYHEE
County.
Use: STOCKWATER (0.120
CFS)

WILDLIFE (0.070 CFS)

Total Diversion: (0.120 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T01S R04W S31 SENE

57-07692

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: SPRING
Tributary: ALKALI CREEK
Diversion Pt: NWNWSE Sec
33T 02S R 04W in OWYHEE
County.

Use: STOCKWATER (0.200
CFS)

WILDLIFE (0.200 CFS)

Total Diversion: (0.200 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T02S R04W S33 NWSE

57-07693

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: UNNAMED SPRING
Tributary: WEST RABBIT
CREEK

Diversion Pt: SESWNW Sec
35 T 02S R 03W in OWYHEE
County.

Use: STOCKWATER (0.030
CFS)

WILDLIFE (0.030 CFS)

Total Diversion: (0.060 CFS)

Dated Filed: 4/10/2000

In: OWYHEE County

T02S R03W S35 SWNW

57-07694

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: SPRING
Tributary: LITTLE SQUAW
CREEK

Diversion Pt: SWNWSW Sec
34 T 01N R 05W in OWYHEE
County.

Use: STOCKWATER (0.070
CFS)

WILDLIFE (0.020 CFS)

Total Diversion: (0.090 CFS)

Dated Filed: 3/24/2000

In: OWYHEE County

T01N R05W S34 NESW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 12-203A, 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 MAY 22, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER,
Director

5/24/10/00

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OCT 23 2000

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

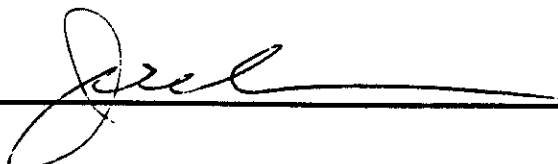
3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

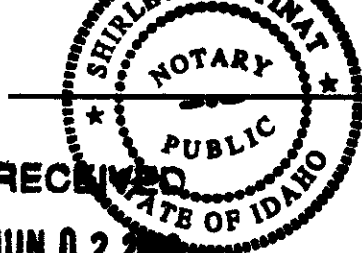
said newspaper, in Two (2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

May 3 and 10, 2000

Signed 

Subscribed to me this 10th day of May A.D., 2000




Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires 04/22/2002

MICROFILMED
OCT 23 2000

Taylor, Sue

From: Lester, Steve
Sent: Tuesday, May 09, 2000 10:43 AM
To: Taylor, Sue
Subject: FW: Applications for Permit

Sue:

Please file copy of this in each application.

thanks,

Steve

—Original Message—

From: SCOTT GRUNDER [mailto:sgrunder@IDFG.STATE.ID.US]
Sent: Tuesday, May 09, 2000 9:20 AM
To: slester@idwr.state.id.us
Cc: CECE MANN; TERRY VERNHOLM
Subject: Applications for Permit

Dear Mr. Lester:

The Idaho Department of Fish and Game has reviewed the below listed Applications for Permit and we do not anticipate significant adverse effects to fish or wildlife habitats as a result of permitting them. Thank you for the opportunity to comment.

Nos. 55-07465 through 55-07467 and 57-07684 through 57-07687 and 57-07689 through 57-07694 in the name of the Bureau of Land Management

Scott A. Grunder
Environmental Staff Biologist
Idaho Department of Fish and Game, Southwest Region Office
3101 South Powerline Road
Nampa, Idaho 83686
Phone (208)-465-8465
FAX (208)-465-8467
email address: sgrunder@idfg.state.id.us

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OCT 23 2000



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 1, 2000

TED S BLACKSTOCK
HC 79 BOX 118
MELBA ID 83641

Re: Applications for Water Right No 57-07691 in the Name of USDI, Bureau of Land Management, 57-07685 in the Name of USDI, Bureau of Land Management, and 57-07694 in the Name of Bureau of Land Management Lower Snake River District

Dear Watermaster:

Enclosed are copies of the above-referenced applications for permit. Also enclosed are forms for your recommendation concerning these applications.

Please review the applications and return any comments you might have within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:lm

Encl: Copy of Application
Recommendation of Watermaster Form

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OCT 23 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

April 28, 2000

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. 55-07465 thru 55-07467 and 57-07684 thru 57-07687 and
57-07689 thru 57-07694 in the Name of the Bureau of Land Management

Dear Sir:

Enclosed are copies of the above-referenced applications for permit that the proposed use
is from surface water. Please review the application 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 May 22, 2000.

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

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:st

Encl.

MICROFILMED

OCT 23 2000

57-07685

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

Source: UPPER RATS NEST SPRING

Tributary: RATS NEST GULCH

Diversion Pt: NWSESE Sec 28 T 01N R 04W in OWYHEE County.

Use: STOCKWATER	(	0.090 CFS)		
STOCKWATER STORAGE			(	0.50 AF)
STOCKWATER FROM STORAGE			(	0.50 AF)
WILDLIFE	(	0.070 CFS)		
WILDLIFE STORAGE			(	0.50 AF)
WILDLIFE FROM STORAGE			(	0.50 AF)
DIVERSION TO STORAGE	(	0.160 CFS)		
Total Diversion:	(	0.160 CFS)		

Date Filed: 4/10/2000

In: OWYHEE County
T01N R04W S28 SESE

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OCT 23 2000