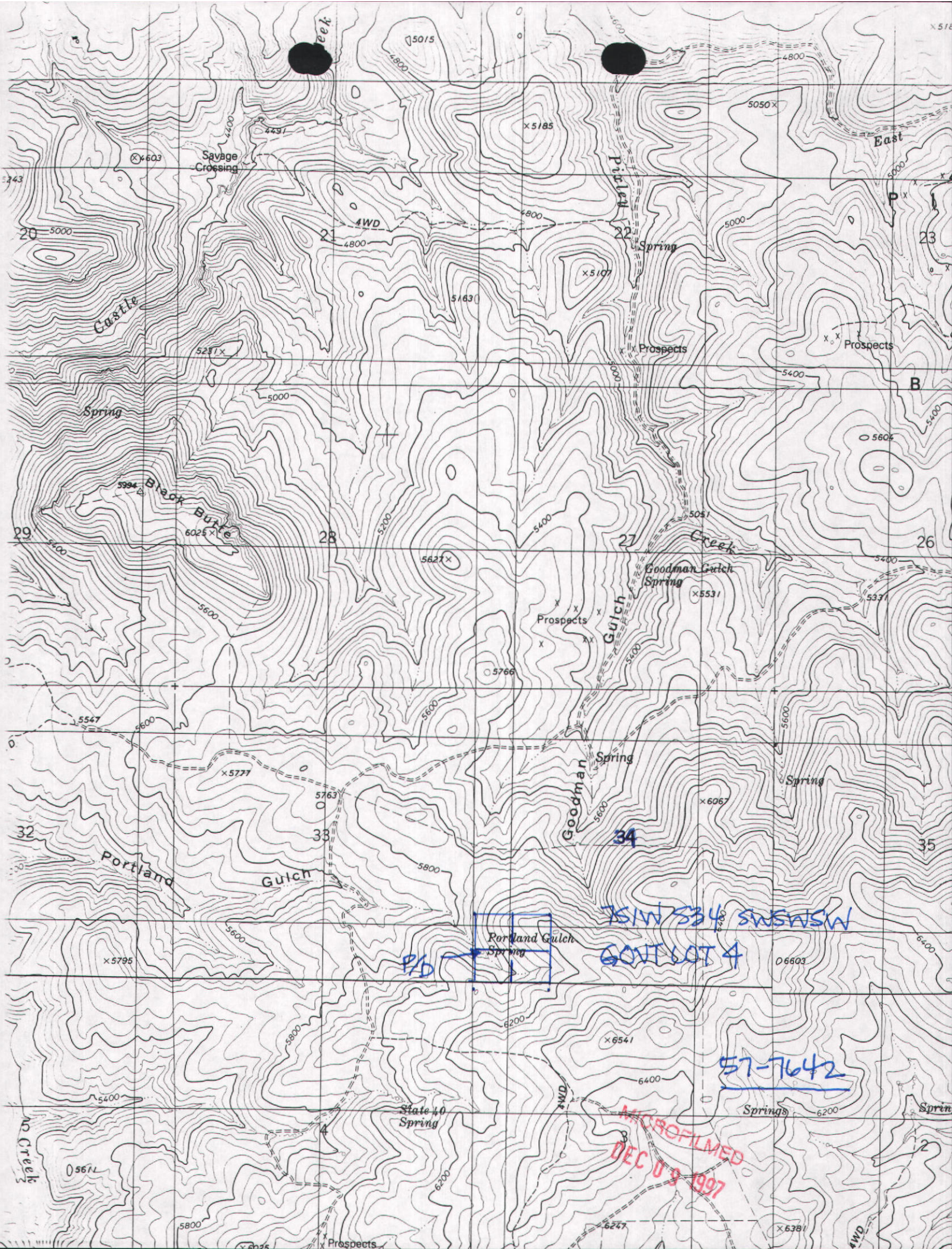




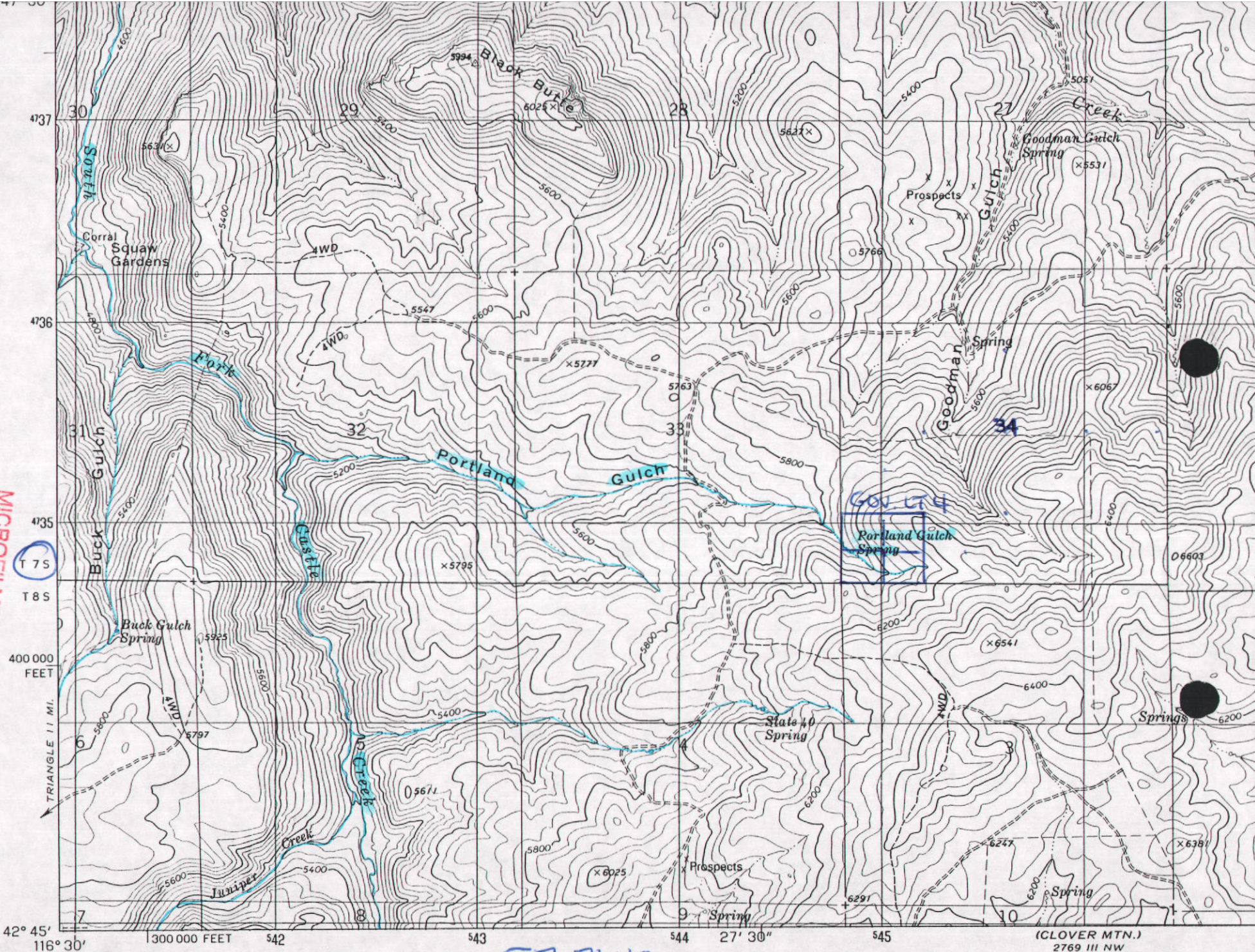
P/B

751W S34 SWSWSW
GOVT LOT 4

57-7642

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DEC 09 1997

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DEC 09 1997

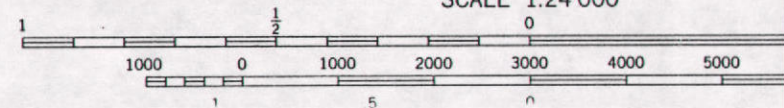


Produced by the United States Geological Survey

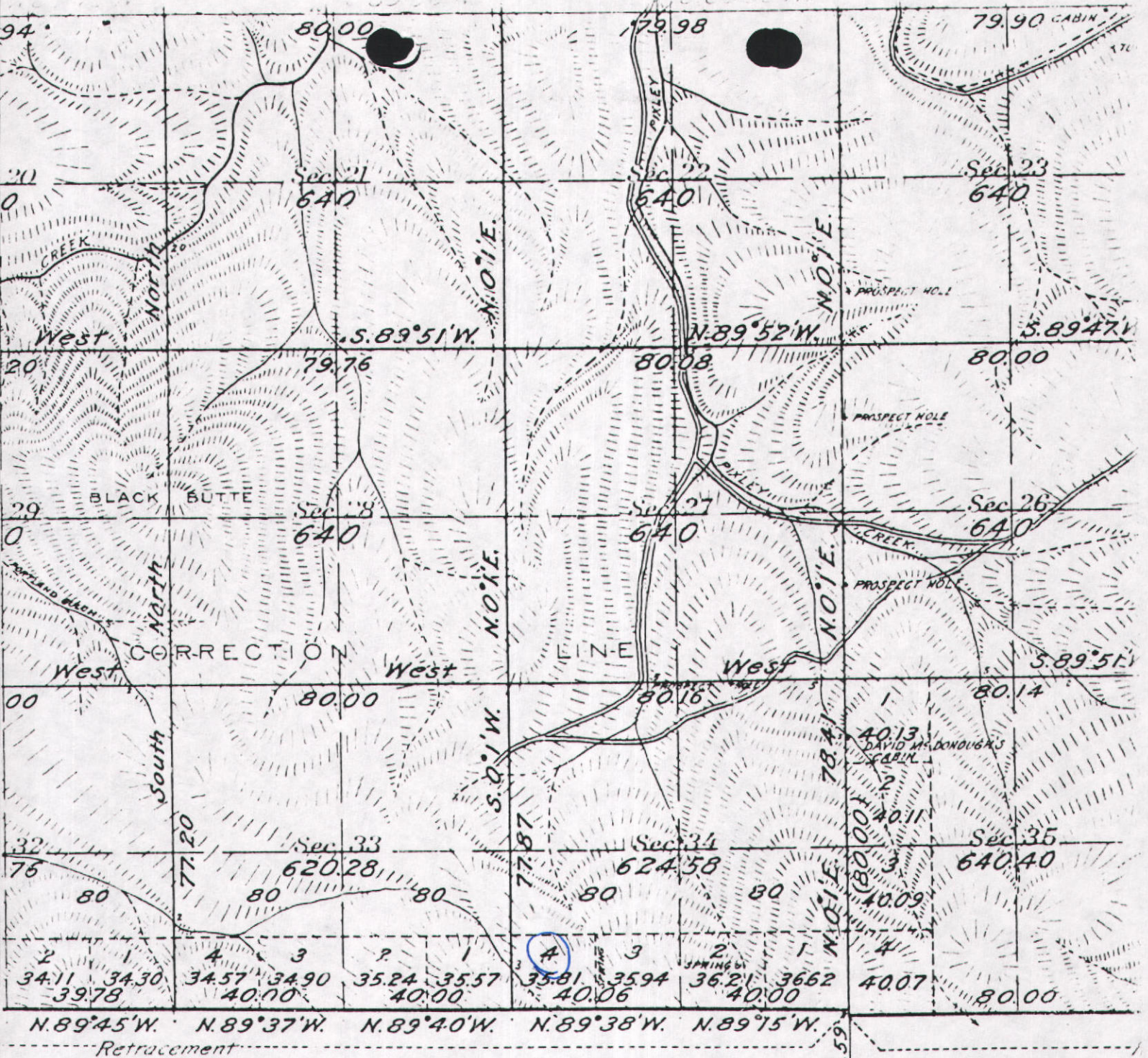
Control by USGS and NOS/NOAA

Compiled from aerial photographs taken 1971. Revised from aerial photographs taken 1987. Field checked 1989. Map edited 1992

57-7642



UP CREEK
2689 II NE



Sec 3

Sec 2

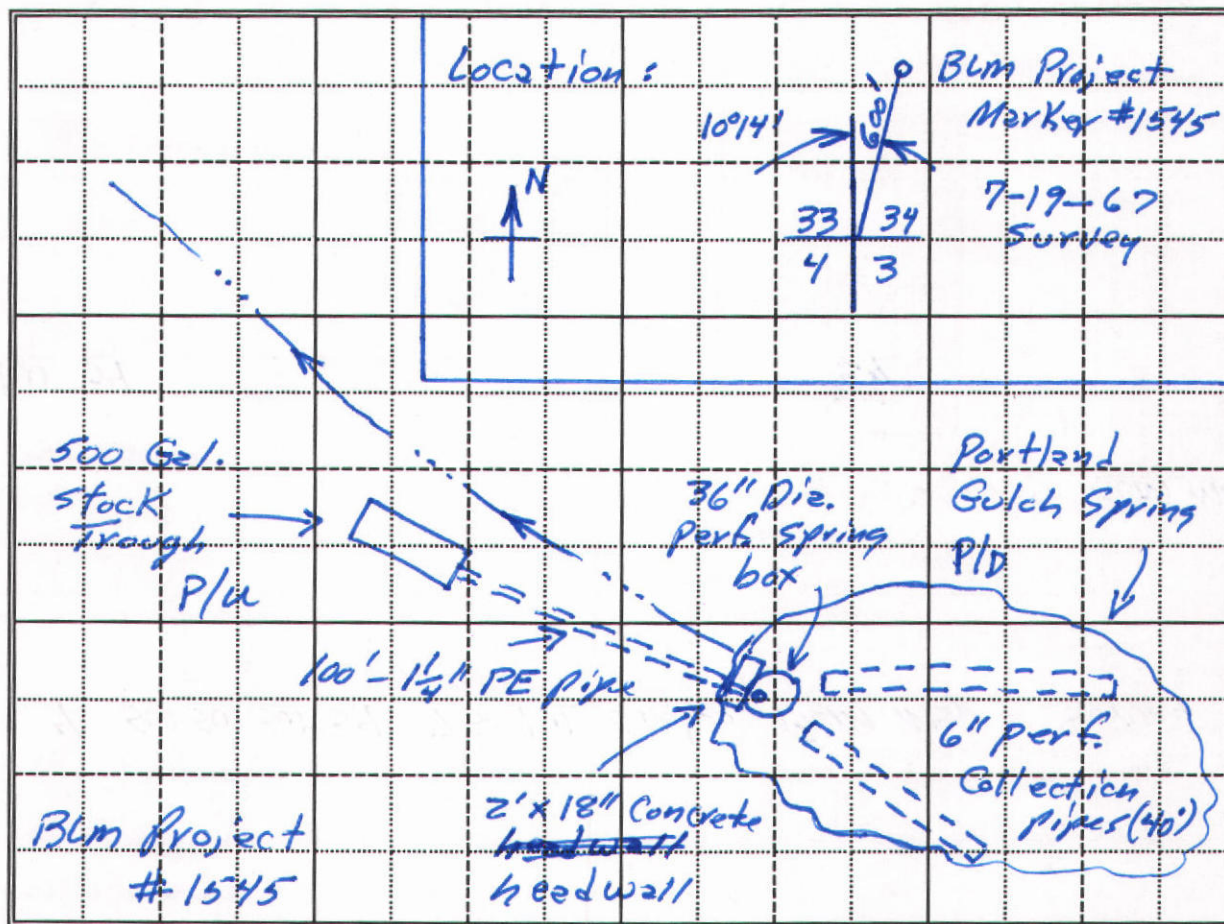
Group	Amount of Surveys			When Surveyed	
	Mls.	chs.	fks.	Begun	Completed
May 15, 1919	5	78	95	Oct. 28, 1919	Nov. 7, 1919
" " "	5	76	87	May 25, 1921	May 25, 1921
" " "	7	73	06	" 26, "	June 9, "
" " "	3	73	18	" " "	May 27, "
" " "	59	38	99	25, "	June 9, "
" " "	0	9	76	" " "	" " "

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DEC 09 1997

The above map
Meridian, Idaho
in this office, which
U. S. Sur
Boise, Id

57-7642

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



Scale: 1" = N/A

☒ Copy of USGS Quadrangle 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

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

D. FLOW MEASUREMENTS

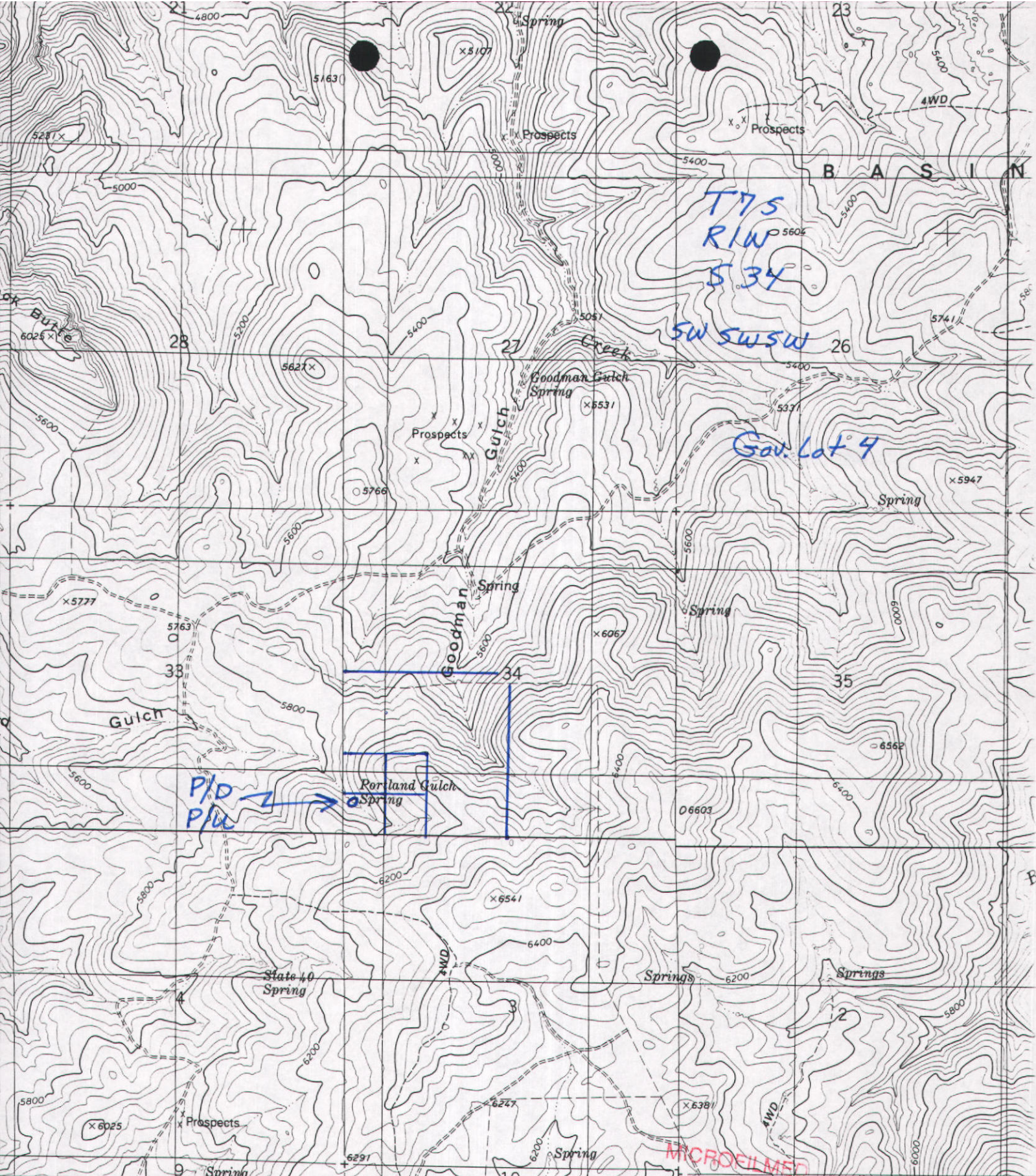
1.

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

2. Measurements: None - office exam

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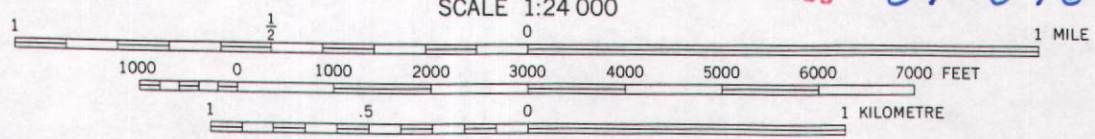
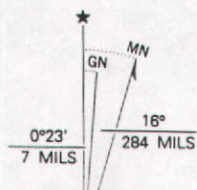
AUG 06 1998



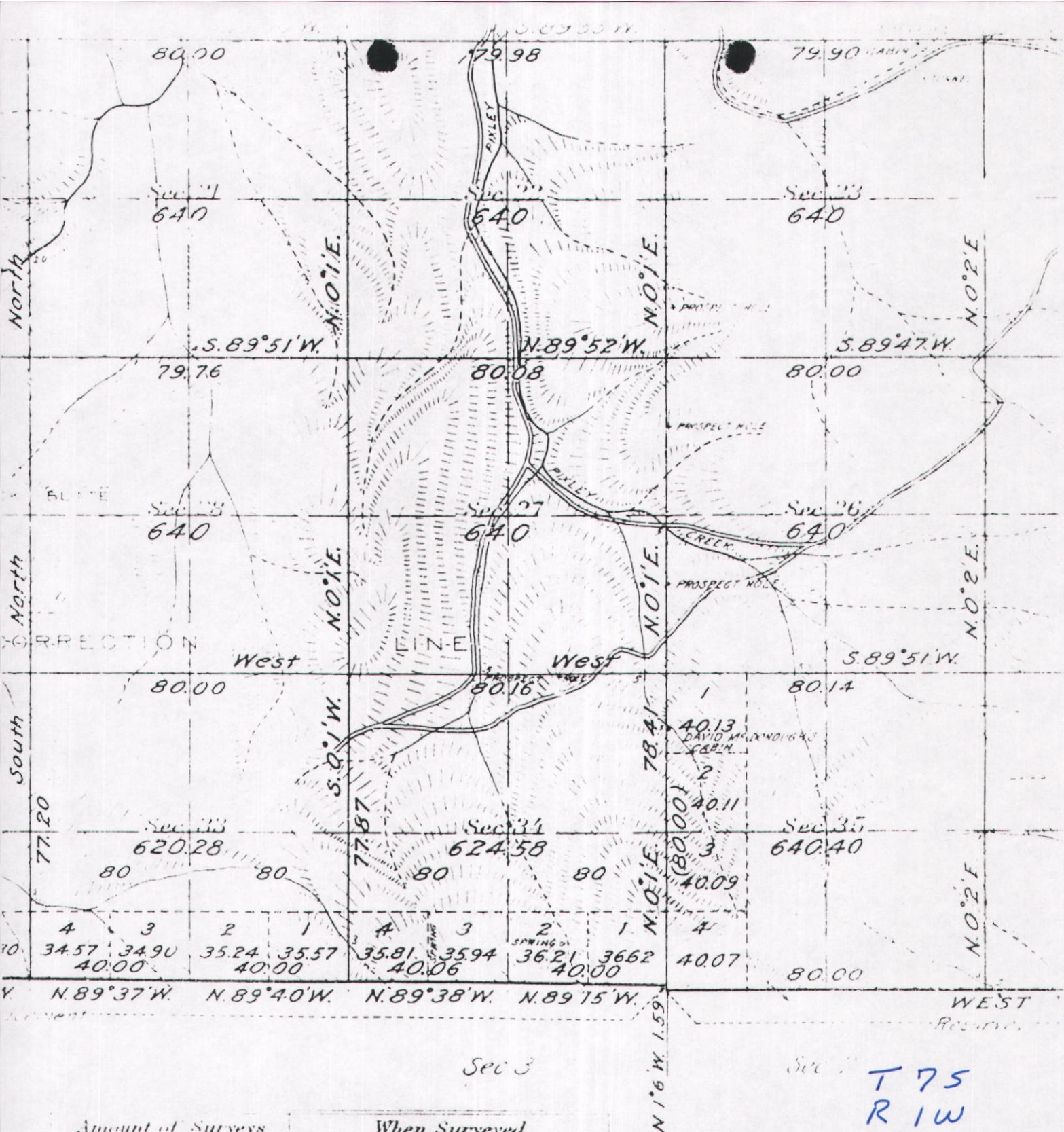
(CLOVER MTN.)
2769 III NW
SCALE 1:24 000

AUG 06 1998

57-07642



CONTOUR INTERVAL 40 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929



Sec 3

Sec 2

T 75
R 1W
S 34
SWSW
Lot 4

The above map of Towns
Meridian, 1890,
in this office, which have be

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AUG 06 1998

U. S. Surveyor Gen

Poise, Lacon, Ia.

57-07642

Amount of Surveys			When Surveyed	
Mls	chs.	lks.	Begun	Completed
19	5	78	95	Oct. 28, 1919
	5	76	87	Nov. 7, 1919
	7	73	06	May 25, 1921
	7	73	18	May 25, 1921
	59	38	99	" 26, " June 9, "
	0	9	76	" " " May 27 "
				" 25, " June 9, "
				" " " " " "

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 57-07642

Priority: May 2, 1997

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

6.7 AF

This is to certify, 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 2, 1997; and has submitted Proof of Beneficial Use on March 12, 1998. An examination indicates that the works have a diversion capacity of 0.030 cfs of water from:

PORTLAND GULCH SPRING

tributary to CASTLE CREEK, SOUTH FORK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.03 CFS	6.7 AF
WILDLIFE	01/01 to 12/31	0.03 CFS	6.7 AF
	Totals	0.03 CFS	6.7 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSWSW), Sec. 34, Township 07S, Range 01W
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

07S 01W 34 Lot 4(SWSW)

PLACE OF USE:

WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 57C.

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AUG 06 1998

State of Idaho
Department of Water Resources

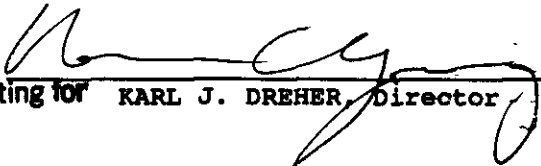
Water Right License

WATER RIGHT NO. 57-07642

CONDITIONS OF APPROVAL AND REMARKS

6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. 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.
8. Place of use is also known as Portland Gulch Project No. 1545, Castle Creek Allotment.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 14TH day of July, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

AUG 06 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 17 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

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. 57-07642 Telephone No. (208)384-3331
2. Name(s) of Permit Holder(s): US Dept. of Interior Bureau of Land Management
3. Mailing Address: 3948 Development Ave. Boise Id. 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): 500 range cattle
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.03 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: Pat Ryan Telephone Number: (208)384-3331
Address: 3948 Development Ave. Boise Id. 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: Terrance M. Costello Acting AM Date: 3/9/98
(include your title, if on behalf of company or organization)

MICROFILMED

APR 16 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 57-07642

Proposed Priority: May 2, 1997

Maximum Diversion Rate:

0.03 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:
PORTLAND GULCH SPRING tributary of CASTLE CREEK, SOUTH FORK

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	0.03 CFS
WILDLIFE	01/01 to 12/31	0.03 CFS
	Totals	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSWSW), Sec. 34, Township 07S, Range 01W
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

07S 01W 34 Lot 4(SWSW)

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1998.
2. Subject to all prior water rights.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 57C.
4. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.
5. 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.
6. Place of use is also known as Portland Gulch Project No. 1545 located within pasture 24 of Castle Creek Allotment.
7. Stockwater use is for 500 range cattle.

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

21st day of November, 1997.

MICROFILMED

DEC 08 1997

for Karl J. Dreher, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant U.S. Dept of Interior Bureau of Land Mgmt Phone 384-3300
Mailing address 3948 Development Avenue Boise, Idaho 83705
2. Source of water supply Portland Gulch Spring which is a tributary of Castle Crk, South Fork
3. Location of point of diversion is Township 7S Range 1W Sec. 34, in the SW 1/4, SW 1/4, SW 1/4, Govt. Lot 4, B.M., sample County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
- | |
|---|
| Amount <u>.03</u> for <u>stockwater</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount <u>.03</u> for <u>wildlife</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) |
| (cfs or acre-feet per annum) |
5. Total quantity to be appropriated is (a) .03 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 collection Box, pipeline and
trough
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is _____ years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 500 cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

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DEC 09 1997

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	
7S	1W	34											X						
													L.4						

Total number of acres to be irrigated _____

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? USDI - BLM

b. Who owns the land to be irrigated or place of use? USDI - 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: Portland Gulch

Project No. 1545

Castle CRK. Allotment

Permittees cooperating on this project are Jay Cox and
Owbyee Calcium Products INC.

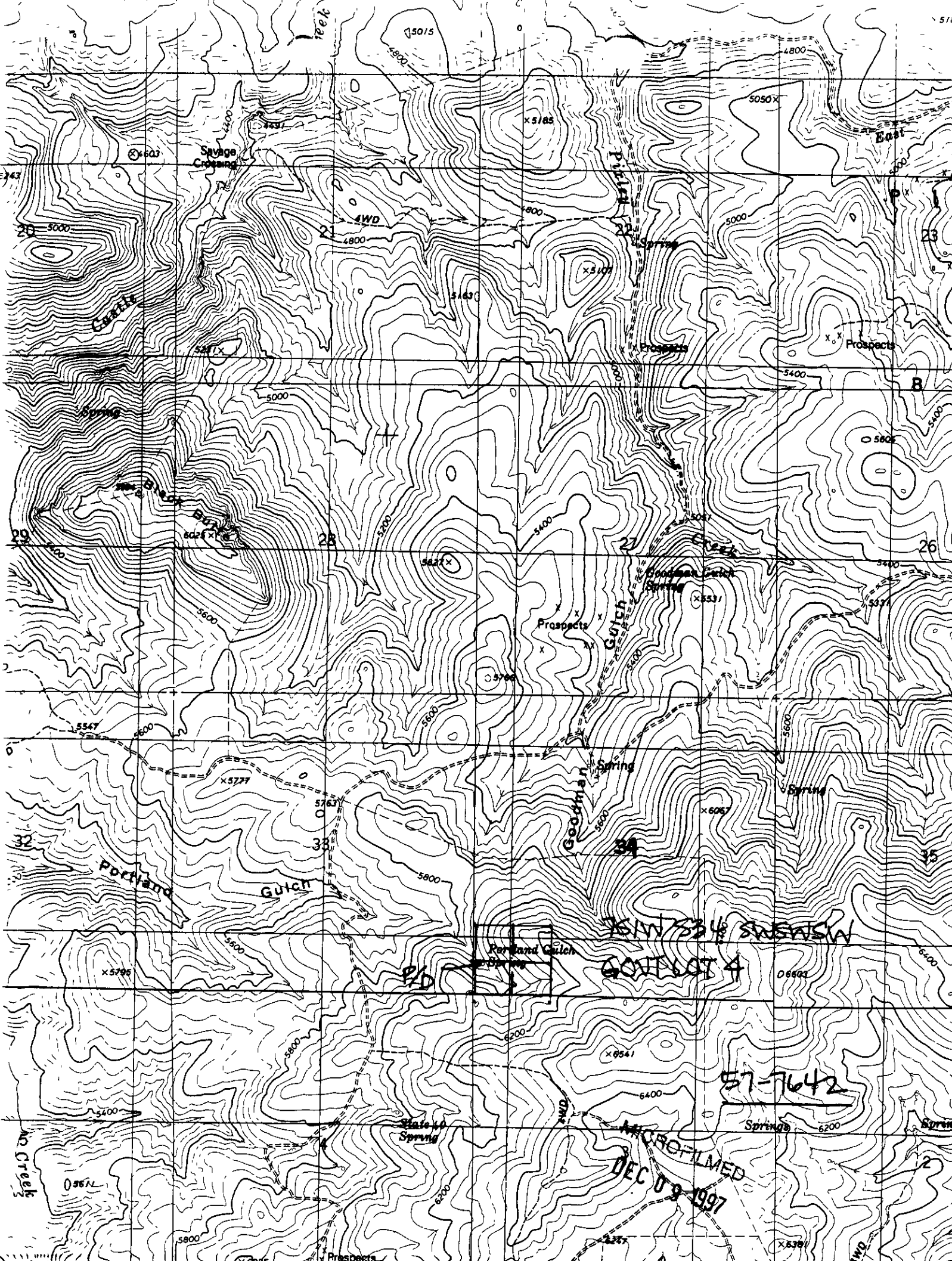
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

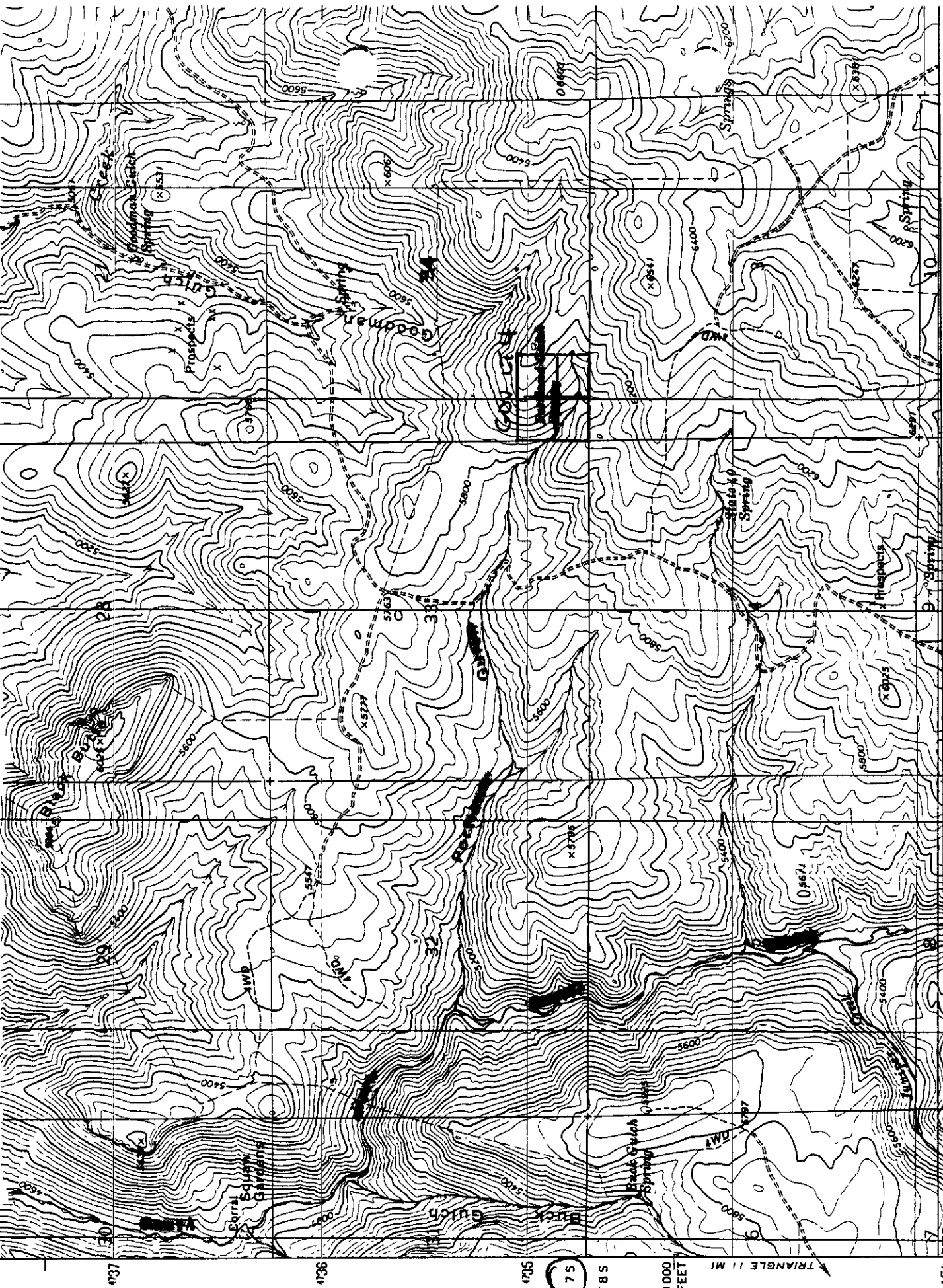
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

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DEC 09 1997

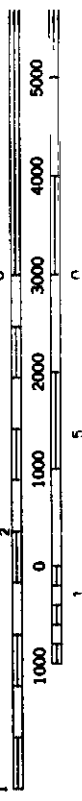
Matthew McCoy
 Signature of Applicant (and title, if applicable)

Received by JFW Date 5/2/97 Time _____ Preliminary check by gjl
 Fee \$ 50.00 Receipted by W022248 # JFW Date 5/2/97
 Publication prepared by dt Date 5-14-97 Published in Owyhee Allotment 5-21-97
 Publication approved dt Date 6-9-97





(CLOVER MTN)
2769 III NW
SCALE 1:24 000



57-7642

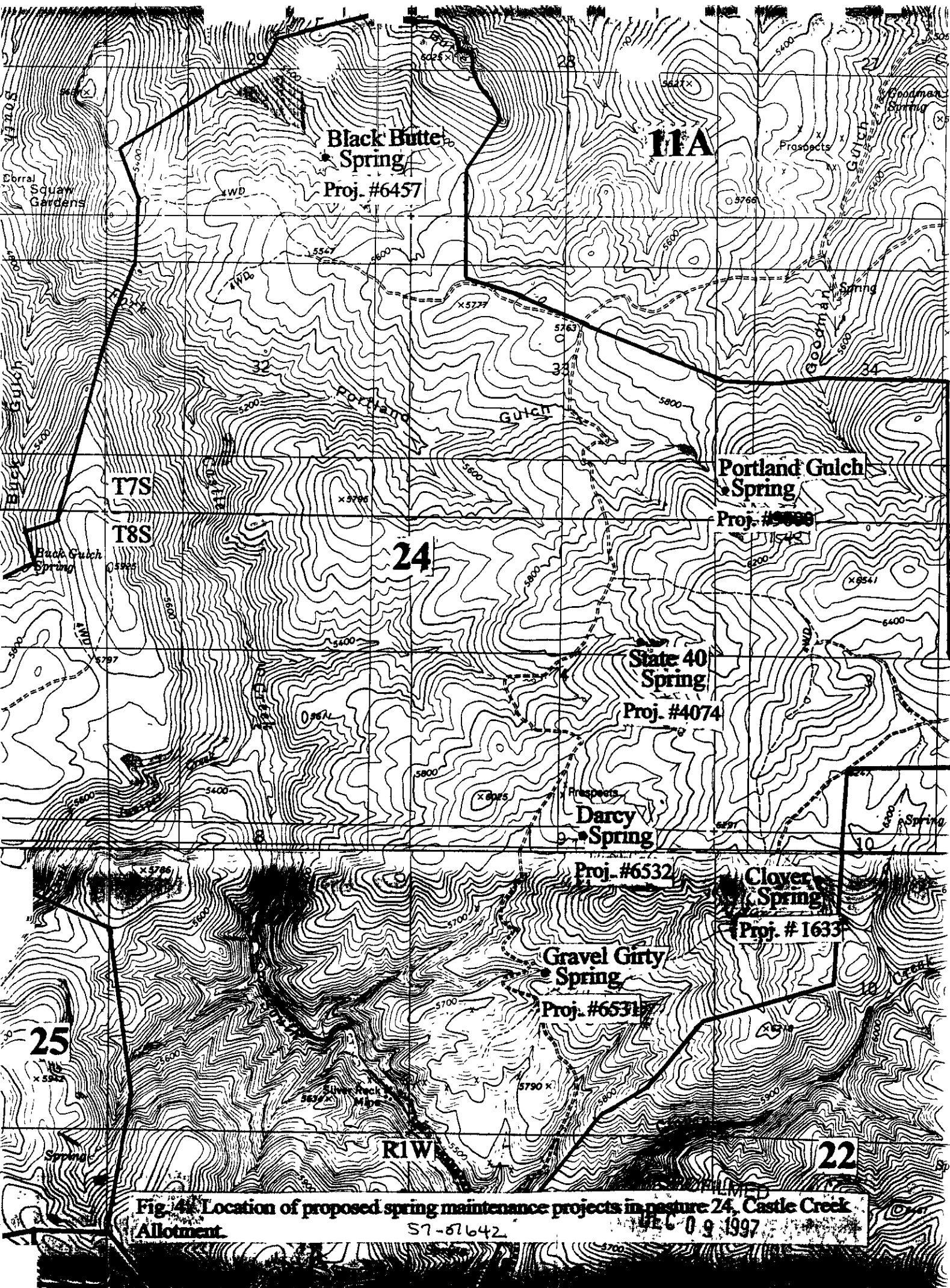
Produced by the United States Geological Survey

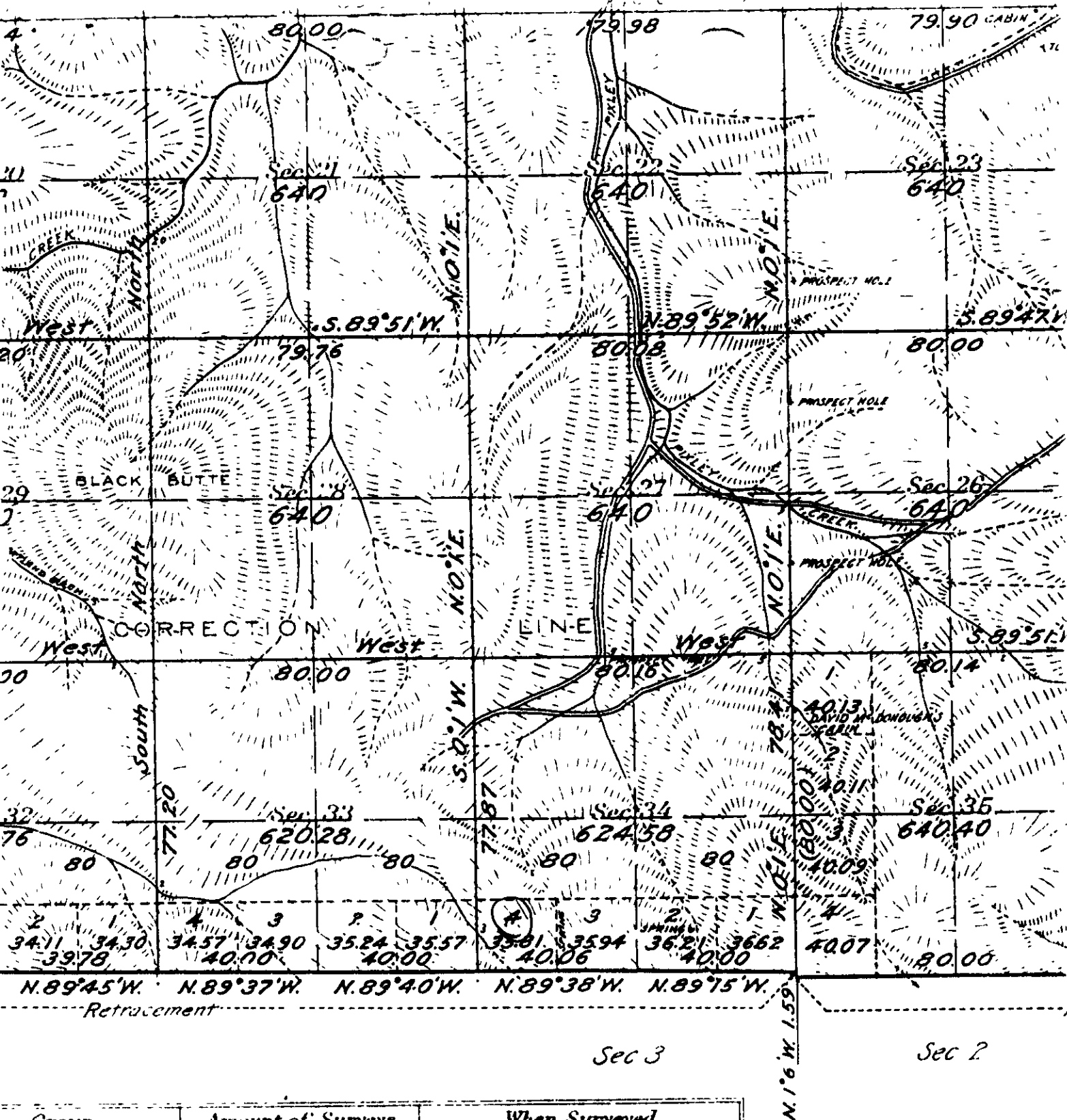
Control by USGS and NOS/NOAA

Compiled from aerial photographs taken 1971. Revised from aerial photographs taken 1987. Field checked 1989. Map edited 1992.

MICROFILMED
DEC 0 9 1997

TRAY UP CREEK
1989 III NE





Group	Amount of Surveys			When Surveyed	
	Date	Mls.	chs.	lks.	Begun Completed
	May 15, 1919	5	78	95	Oct. 28, 1919 Nov. 7, 1919
" " "	" " "	5	76	87	May 25, 1921 May 25, 1921
" " "	" " "	7	73	06	" 26, " June 9, "
" " "	" " "	3	73	18	" " " May 27, "
" " "	" " "	59	38	99	" 25, " June 9, "
" " "	" " "	0	9	76	" " " " " "
MICROFILMED					
DEC 09 1997					

The above map
Meridian, Idaho
in this office, which
U. S. Su.
Boise, Id.

57-7642



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 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

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

RE: WATER RIGHT NO. 57-07642

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as 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 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 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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.

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AUG 06 1998

ORAL ARGUMENT

If the Department grants a petition to review the 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.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the 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.

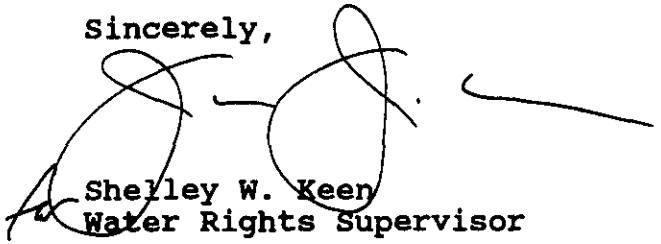
MICROFILMED

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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.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

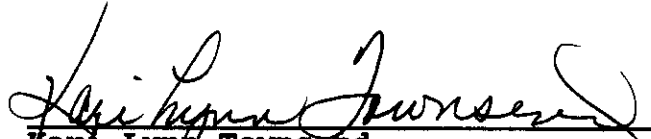
MICROFILMED
AUG 06 1998

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of July, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 57-07642

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


Karl Lynd Townsend
Secretary

MICROFILMED
AUG 06 1998

WR0749WP
No. L57-07642

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/10/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT 3948 DEVELOPMENT AVE BOISE ID 83705 (208) 384-3300	05/02/1997	STOCKWATER WILDLIFE	01/01 12/31 01/01 12/31	0.030 CFS 0.030 CFS	6.70 AFA 6.70 AFA
TOTAL DIVERSION:					0.030 CFS	6.70 AFA

Water Source: PORTLAND GULCH SPRING

Tributary to: CASTLE CREEK, SOUTH FORK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.030 CFS ✓

Point(s) of Diversion: T07S R01W S34 Lot 04(SWSWSW) ✓

OWYNEE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
MENE	MUNE	SWNE	SENE	NENW	NUNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
07S 01W 34 :															

Place of use location for WILDLIFE is the same location as described for: STOCKWATER

Pou County: OWYNEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
57-04098 57-07642

Conditions of Approval:

- ✓ R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 57C.
- ✓ R02 - A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- ✓ R37 - 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.

Remarks: GEN ✓ Place of use is also known as Portland Gulch Project No. 1545, Castle Creek Allotment.

Dates: App. Received: 05/02/1997 Priority Date: 05/02/1997
Proof Due Date: 12/01/1998 Proof Made Date: 03/12/1998
Exam Made Date: 08/17/1997 Exam Sent to S.O.: 06/04/1998
Licensed Date:

Misc: Water District Number: 57C Field Exam Fee: R (Received)

WR0749NP

IDAHO DEPARTMENT OF WATER RESOURCES

DATE: 07/10/98

No. L57-07642

WATER RIGHT PROFILE REPORT

PAGE: 2

Comments: Date: 11/19/1997 User-ID: CZIMMERM Subject: DIVERSION DESCRIPTION
Collection box, pipeline and trough.

Date: 03/17/1998 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 07/10/98 SCURTIS

MEMORANDUM

TO: File 57-07642

FROM: Sharla

DATE: July 10, 1998

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit No. 57-07642 are as follows:

H. RECOMMENDATIONS

Stockwater	1/1 - 12/31	0.03 cfs	6.7 afa
Wildlife	1/1 - 12/31	0.03 cfs	6.7 afa
	TOTALS	0.03 cfs	6.7 afa

The permit authorized year-round use; the volume has been calculated accordingly based on the number of cattle at 12 gpd . The wildlife volume is standardly the same as stockwater, non-additive.

Exam Date: June 4, 1998
Examiner: Dan Tomich

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AUG 06 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 57-07642 DATE 7/9/98 REVIEWER: SHARLA

NAME OK Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK _ Change (P39 /P47) _ Add (P45/P42) Feds - P40

W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

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

PLACE OF USE OK _ Change (P41/P47) _ Add (P41/P42) Feds - P43

W60 (subd. desc)
 W27 (ppu acre limit)

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

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate .03 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured _____ cfs
 Theoretical _____ cfs

Recommended Total Div Rate _____ cfs

WATER USES	<u>OK</u>	Change (P46)		
<u>Stock</u>	<u>.03</u> cfs	<u>6.7</u> af	Irrig -	overlap (R58-R61, R62-R65, R66-R69)
<u>Wild</u>	<u>.03</u> cfs	<u>6.7</u> af		supp. gw (WB7/065/079)
_____	_____ cfs	_____ af		overlap spec. combined rts (W35)
_____	_____ cfs	_____ af		<1acre (W31)
_____	_____ cfs	_____ af	Domestic	(W01/WB5/070/071/075)
TOTALS	_____ cfs	_____ af	Power	(W42 or W43/025/027/R22 or R23)
			Fish (042)	Fire (077) Wtr Quality (081/R07)

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

REMARKS _____

ADD'L CONDITIONS P04 Watermaster Control WD# 570
R02 GW Measurement/Measuring Device
R37 Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority _____ yes _____ no SRBA Claim N/A Adjust Memo volume
 Amend letters _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 16 1998

DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 57-07642

1. Owner: U.S. Dept. of Interior
Bureau of Land Management Phone No. (208) 384-3331

Current Address: 3948 Development Av. Boise, ID 83705

2. Accompanied by: Jake Viapando; Mike Boltz EXAM DATE: 6-4-98

Address: (Same) (Contact is Pat Ryan) Phone No. 384-3331

Relationship to Permit Holder: BLM Employees

3. Source: Portland Gulch Spring tributary to Castle Creek, South Fork

B. OVERLAP REVIEW

- Other water rights with the same place of use: (A57-04098; Dismissed under
- Other water rights with the same point of diversion: (A57-04098; Partial decree, and
with drawn by BLM)

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	4	SW	SW	SW	34	7S	1W	Owyhee	BLM Map + Survey

2. Place(s) of Use:

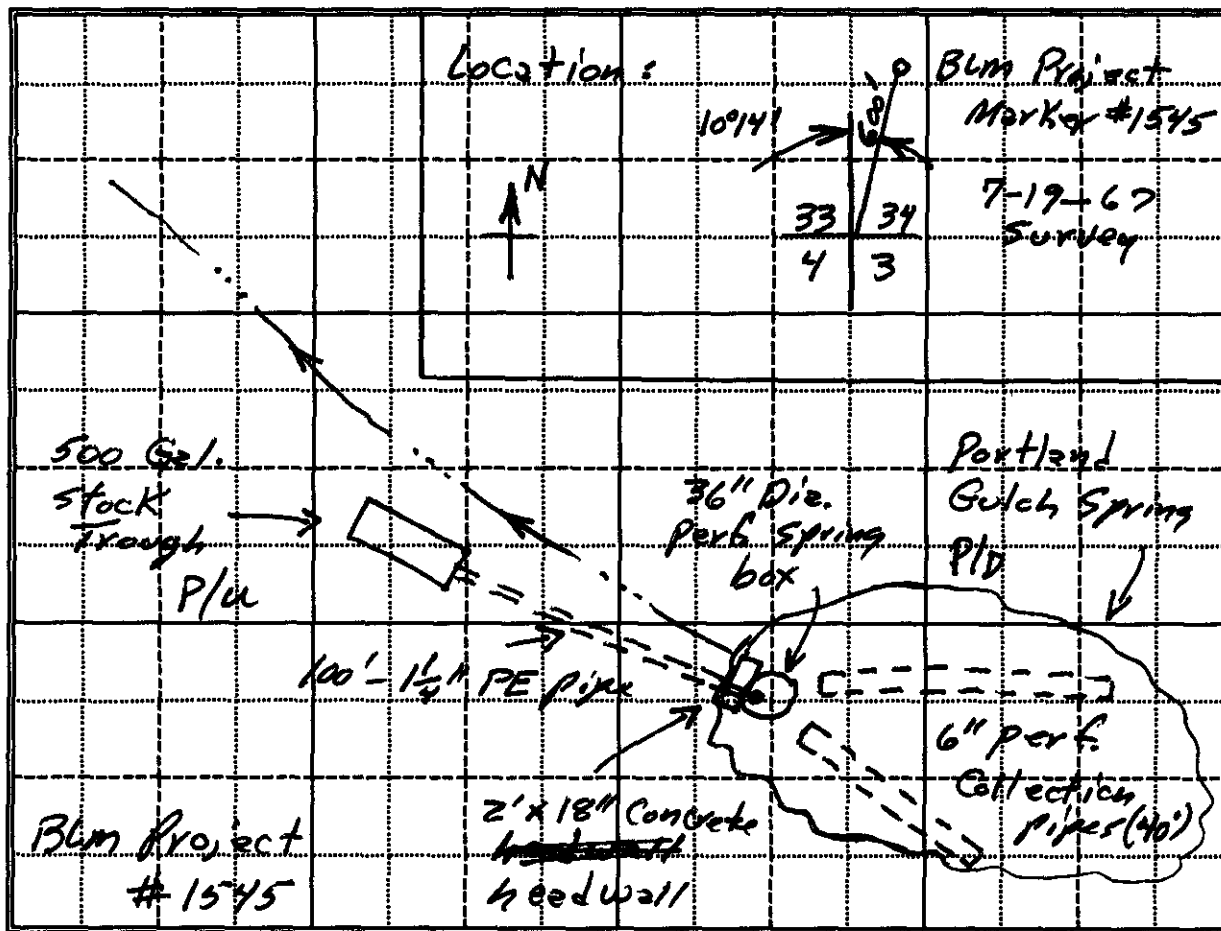
Indicate Method of Determination BLM Map/Survey

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7S	1W	34											SW						
													2.4						

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



Scale: 1" = N/A

☒ Copy of USGS Quadrangle 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

*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

2. Measurements: None - office exam

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AUG 06 1998

E. NARRATIVE/REMARKS/COMMENTS

1. This was done as an office exam at the BLM office - 3948 Development Av, Boise.

2. This spring was developed in May, 1962 (5-8-62 to 5-17-62) under WR 57-04098; priority May 17, 1962. The water has been used by livestock and wildlife since that time. The spring development and water system for this permit is the same as it was for 57-04098. A57-04098 was recently recommended for disallowal and a partial decree signed dismissing it. Abbey Josie at the BLM District office indicated on 5-1-97 that A57-04098 was withdrawn based on bad information that the spring was no longer in use. BLM filed a new application, this permit, but might be able to bring the decree before the Court for a reverse judgement of the A57-04098 claim.

3. The spring development was inspected on 8-17-97 by BLM Employee Jim Johanson and found to be in operating condition.

4. This spring development serves 500 range cattle in Pasture 24 of the Castle Creek Allotment. The normal grazing period is 6/21 to 9/30 each year. The BLM name is Portland Gulch Project

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

1545.

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Aug 06 1998

MEMORANDUM

May 1, 1997

TO: 57-07414 and 57-04098
FROM: Cindy Hodges *ijl*
RE: SRBA Claim Disallowal

SRBA claims A57-07414 and A57-04098 were recently recommended for disallowal and a partial decree signed dismissing them. Dismissal would invalidate both rights and should prescribe cancellation of permit 57-07414. Abbey Josie at the BLM District office indicated to me that claims A57-07414 and A57-04098 were withdrawn based on bad information that the springs under the two rights were no longer in use. (Note: database shows that a B/U exam was conducted in 1992 for 57-07414 but I find no such evidence. We have no verification whether or not beneficial use is occurring). Abbey suspects the springs are in fact active but in need of repair for continued use within grazing allotments.

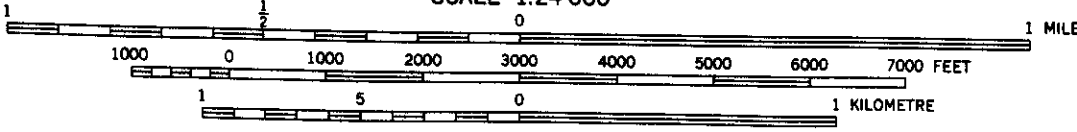
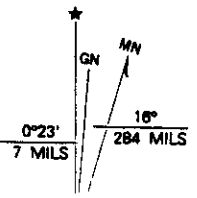
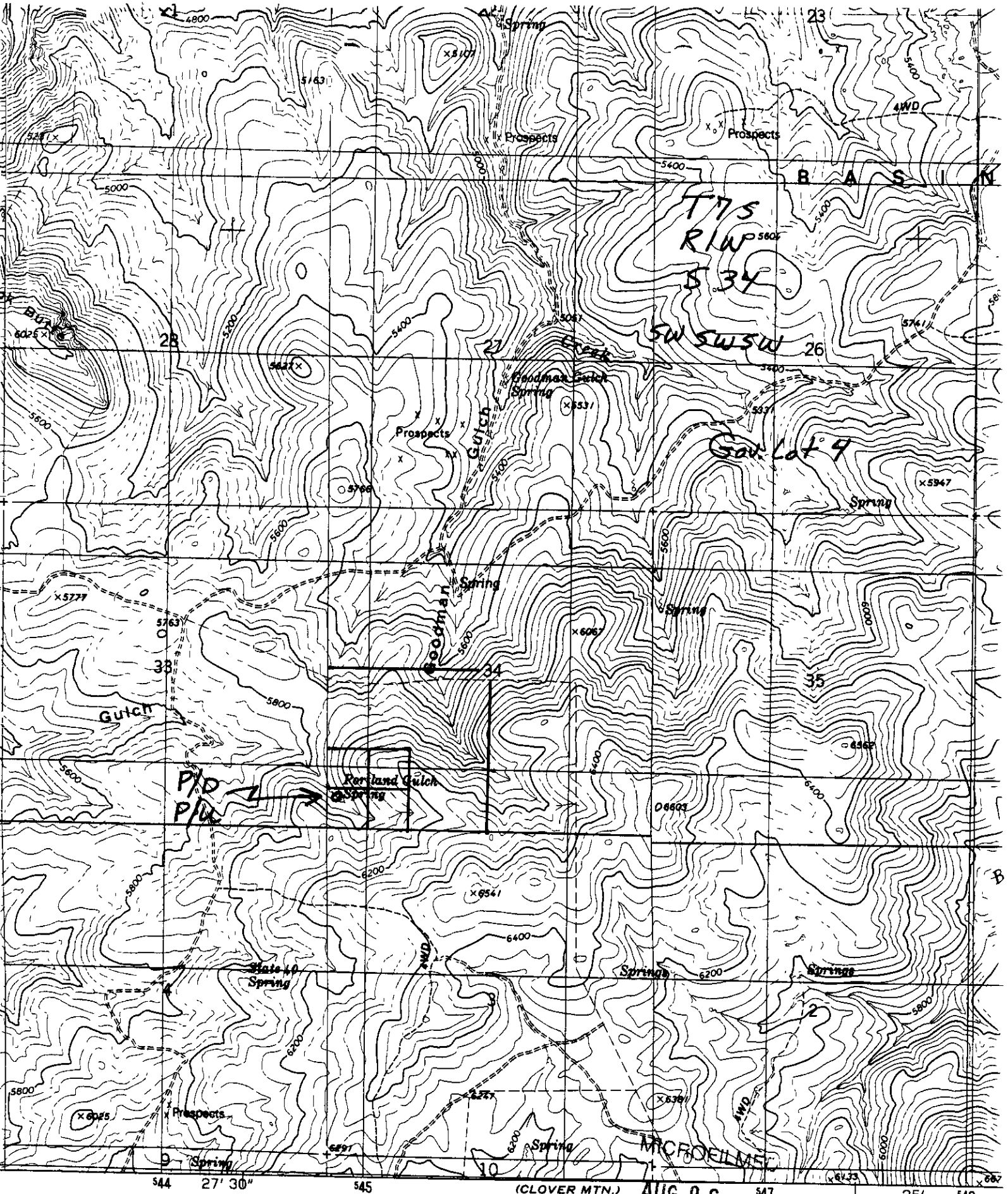
According to Andrew Helmlinger, the above claims were dismissed without prejudice and the BLM might be able to bring the decree before the court for a reverse judgement. I do not know the time line for this appeal. We should hold off on any action to cancel permit 57-07414 until we know whether or not the BLM will pursue this option.

In the meantime, BLM needs replacement water rights for these two springs. The District plans on filing two new applications for stockwater uses so that diversions may continue this season. If the dismissal is overturned for the claims, the younger permits may be relinquished.

57-07642

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AUG 06 1998



CONTOUR INTERVAL 40 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

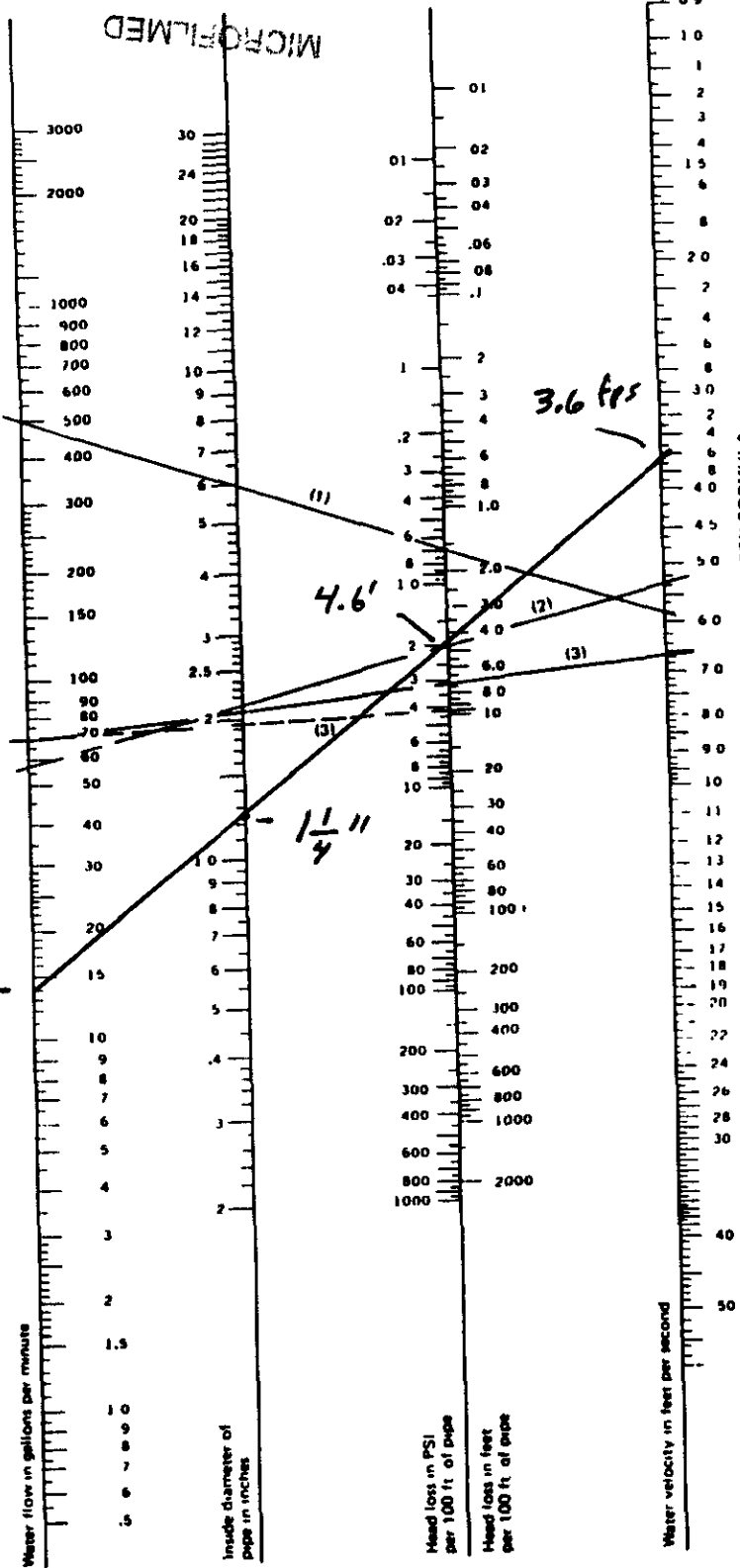
(CLOVER MTN.)
2769 III NW
SCALE 1:24 000
AUG 06 1998
57-07642

Interstate

Technical Information

FLOW LOSS CHARACTERISTICS OF WATER FLOW THROUGH PE PIPE

14 GPM



THE VALUES OF THIS GRAPH ARE BASED ON THE WILLIAMS & HAZEN FORMULA

$$h_f = 2083 \left(\frac{100}{C} \right)^{1.852} \frac{Q^{1.852}}{d^{4.8655}}$$

- WHERE
- h_f = Friction head in feet of water per 100 feet
 - d = Inside diameter of pipe in inches
 - Q = Flowing gallons per minute
 - C = Constant for inside roughness of the pipe ($C = 150$ for thermoplastic pipe)

57-07642

100' - 1 1/4" PE
Pipe
Total Head - 6'
at site.

MICROFILMED
AUG 0 6 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 57-07642 Reviewed by [Signature] Date 3-20-98

GENERAL CONSIDERATIONS

YES Name same as permit?

YES Address same as permit?

YES Proof timely received?
If not, complete calculation below.

Correct Uses? YES

TYPES OF USE

stock

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No. _____

☐ Amount paid for permit _____ Correct?

☐ Well log in the file?

LICENSE EXAMINATION FEE

YES Required?

50- Amount Submitted

YES Correct?

MEASURING DEVICE

NO Required?

☐ Installed?

☐ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	_____
Date proof due	_____	_____
No. of days late	_____	_____
Priority Date	_____	_____
New Priority Date	_____	_____

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address _____ Proof Made 3-12-98



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

**PHILIP E. BATT
GOVERNOR**

March 20, 1998

**KARL J. DREHER
DIRECTOR**

US Dept of Interior
Bureau of Land Management
3948 Development Ave
Boise ID 83705

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 57-07642

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 department's **WESTERN** Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

**MICROFILMED
APR 16 1998**



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

November 25, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

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

PERMIT APPROVAL NOTICE

RE: Permit 57-07642/57-07643

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permits authorizing you to establish new water rights. Please be sure to thoroughly review the conditions of approval and remarks listed on your permits.

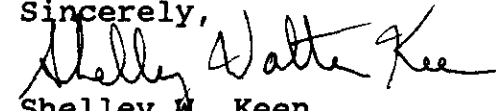
The permits are preliminary orders issued by IDWR pursuant to section 67-5243, Idaho Code. They can and will become final orders without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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.

Be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

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

SWK:klt

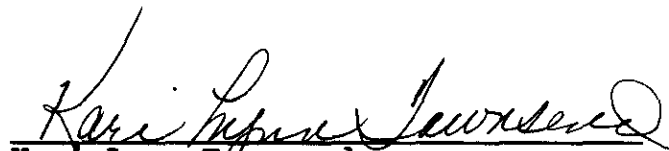
MICROFILMED
DEC 09 1997

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of November, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDERS (Approved Permits) to the person(s) listed below:

Water Right No. 57-07642/57-07643

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


Kari Lynn Townsend
Secretary

MICROFILMED
DEC 09 1997

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*

No.: 57-7642 Name: USDI-BLM Date: 11/19/97 Ad OK? ✓ ✓ Gvmt Lts: ✓

AREA OF CONCERN:

- No/Yes _____ Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

- 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

1 year/no proof

- P16

>1 year

- 26A-P17

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

>0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

WMD

>0.24 cfs/5 acres

- 01M (report when notified)

Supplemental use

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT:

Existing well

- NA (pre 7/1/87, ✓ WDQ3)

Included w/permit

- Permit No _____ - _____ - _____ - _____, P99

No drilling permit?

- 046-46B-P23 (post 7/1/87)

irr in WD

- P05 (new well location)

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

IN/ABOVE MIN. STR FLOW (✓ MAP)

- *WB9

WD (✓ MAP & LISTING)

- R04 (WD # 57C)-01J(P08)(MD)

Pumped >0.20 cfs

- 01H-P01 (LD & MD) 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-P07 (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

USE:

Domestic surface

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

>1 in rest area

- 071-070-P53

Fish Propagation

- 029-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection well)

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)

Mining

- 054(req)-081-P10

Municipal

- 022, 075, 004 (+memo?), NA (not in restricted area)

Power

- 17H/17K(+uses)-08A-025-01N(P19)-028-081-027 (if no other cons. use),

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

Stock

- R37 (BLM/USFS), NA

Storage (✓3 compo)

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev

- P52 (stream channel alteration)

Irr Dist/Canal Co

- 023 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

- S

Trust

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

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:**STANDARD REMARKS.**

- ~~022/023/024/025/026/027/028/029/030/031/032/033/034/035/036/037/038/039/040/041/042/043/044/045/046/047/048/049/050/051/052/053/054/055/056/057/058/059/060/061/062/063/064/065/066/067/068/069/070/071/072/073/074/075/076/077/078/079/080/081/082/083/084/085/086/087/088/089/090/091/092/093/094/095/096/097/098/099/100~~
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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 29, 1997

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**SAM STEINER, WATERMASTER
WATER DISTRICT NO. 57C
HC 79 BOX 2235
OREANA ID 83650**

RE: Application for Permit No. 57-07642

Dear Watermaster;

Enclosed is a print-out of an application for water right within your water district. Also enclosed is a form for your recommendation concerning this application for permit.

Please review the application and return your recommendation within two weeks. For your convenience, I have provided a self-addressed pre-posted envelope.

If you have questions or need additional information, you may contact me directly at (208) 327-7944.

Respectfully,

A handwritten signature in cursive script that reads 'Cindy Zimmerman'.

**Cindy Zimmerman
Water Resource Agent**

Enclosure

**MICROFILMED
DEC 09 1997**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: cjl DATE: 5-12-97 APPLICATION: 57-7642

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)
☐ Fee:
☐ Yes ☐ No* In form to receipt:

Gay't. Lots:

P/D

P/U

RECEIVED

ADDITIONAL INFORMATION

JUN 11 1997

YES NO

Department of Water Resources

☒ ☐ Overlapping place of use: (Describe source & relationship to present application on next page.)
☒ ☐ Overlapping point of diversion.
☐ ☐ Field check required: Field check by: _____
☐ ☐ Field report attached:
☐ ☒ Critical groundwater area:
☐ ☒ Groundwater management area:
☐ ☒ 1992 moratorium:
☐ ☐ Copy to SCA staff: (perennial stream, non-pump diversion &/or any mining).
☐ ☐ Copy to Dam Safety staff: (for any storage)
☐ ☐ Mitigation plan: where ground water replaces surface water for irrigation, request additional information &/or mitigation plan to address reduced aquifer recharge
☐ ☐ Send power requirement letter:
☐ ☐ Send fish farm requirement letter:
☐ ☐ Power residency affidavit:
☐ ☐ Power efficiency form:
☐ ☐ 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

DATE REQUESTED

ADDITIONAL INFORMATION ON REVERSE SIDE:

PROCESSING

APP. NO.

57-71042

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:

YES NO

YES NO

I.D. Health & Welfare

I.D. District Health

I.D. Fish & Game

I.D. Lands

Adjudication Bureau

U.S. BLM

U.S. Forest Service

Water Dist. # 57C

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:

Protests received. Final date for protest 6-9-97

Protest dates, resolution of protest recorded on application:

Recommendations attached:

Measuring device required:

Measuring port required:

Water delivered by water master? District #

Special conditions of approval or cover letter: None

See below for additional information

Recommended Date or Priority

5/2/97

Recommended by: Gary

Date:

7/19/97

STATE OFFICE REVIEW

See below for additional information. By

Date

ADDITIONAL INFORMATION:

57-4098 & 57-11430

57-11425

} Same Spring
all disallowed in SRBA because
claims withdrawn

The Owyhee Avalanche

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

RECEIVED

MAY 30 1997

WATER RESOURCES
WESTERN REGION

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 21 & 28, 1997

Signed

Subscribed and sworn to me this 28th day of May A.D. 19 97

Shirley Martinez
Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires April 22, 2002

NOTICE OF APPLICATION FOR WATER RIGHT

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

51-07360

GLERUM, HAROLD A
GLERUM, ROLF T
GLERUM, PAUL M
HC 85 BOX 178B
BRUNEAU, ID 83604
Source: GROUNDWATER
Diversion Pt: NWSE Sec 11 T
07S R 04E in OWYHEE
County.

Use: HEATING (0.080 CFS)
Total Diversion: (0.080 CFS)
Date Filed: 8/7/1996
In: OWYHEE County
T07S R04E S11 NWSE

Application represents and existing non-consumptive use.

51-07366

O CROWLEY, JANET
MURPHY HOT SPRINGS
ROGERSON, ID 83302
Source: WASTE WATER
Tributary: JARBIDGE RIVER,
EAST FORK
Diversion Pt: NWNW Sec 24 T
16S R 09E in OWYHEE
County.

Use: HEATING (0.500 CFS)
Total Diversion: (0.500 CFS)
Date Filed: 3/27/1997
In: OWYHEE County
T16S R09E S24 NWNW

57-07642

US DEPT OF INTERIOR
BUREAU OF LAND MANAGE-
MENT
3948 DEVELOPMENT AVE
BOISE, ID 82705
Source: PORTLAND GULCH
SPRING
Tributary: PORTLAND GULCH
Diversion Pt: LOT 4 (SWSWSW)
Sec 34 T 07S R 01W in
OWYHEE County.
Use: STOCKWATER (0.030
CFS)
WILDLIFE (0.030 CFS)
Total Diversion: (0.030 CFS)
Date Filed: 5/2/1997
In: OWYHEE County
T07S R01W S34 Lot 4(SWSW)

57-07643

US DEPARTMENT OF INTE-
RIOR
BUREAU OF LAND MANAGE-
MENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: SPRING
Tributary: SINKS
Diversion Pt: NESWSE Sec 29
T 07S R 01W in OWYHEE
County.
Use: STOCKWATER (0.100
CFS)
WILDLIFE (0.100 CFS)
Total Diversion: (0.200 CFS)
Date Filed: 5/2/1997
In: OWYHEE County
T07S R01W S29 SWSE

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 on or before JUNE 9, 1997. The protestant must also send a copy of the protest to the applicant

KARL J. DREHER, Director

5/21&28/97

RECORDED

1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MAY 14, 1997

Legal Notices Department
Owyhee Avalanche
P.O. Box 97
Homedale, ID 83628

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 9, 1997.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

RECORDED

DEC 09 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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

NOT RECORDED

DEC 09 1937

57-07642

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

Source: PORTLAND GULCH SPRING

Tributary: PORTLAND GULCH

Diversion Pt: LOT 4 (SWSWSW) Sec 34 T 07S R 01W in OWYHEE County.

Use: STOCKWATER	(	0.030 CFS)
WILDLIFE	(	0.030 CFS)
Total Diversion:	(	0.030 CFS)

Date Filed: 5/ 2/1997

In: OWYHEE County
T07S R01W S34 Lot 4(SWSW)

MICROFILMED

DEC 09 1997

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 on or before JUNE 9, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 5/21/1997 & 5/28/1997

5/21/97 JMEG

DEC 9 9 1997

Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

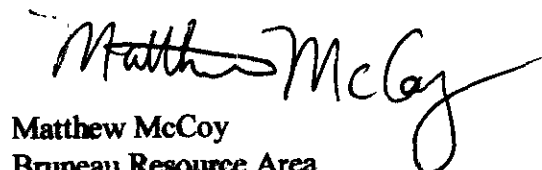
May 2, 1997

Dear Sirs;

The Bureau of Land Management (BLM) is applying for permits on Black Butte Spring (T7S, R1W, SE1/4 Sec29) and a spring located in Portland Gulch (T7S, R1W, SW1/4SW1/4SW1/4 Sec 34). The BLM had previously received permits and developed these springs (see enclosed project files and permit applications). During the Snake River Basin Adjudication process we were unable to make a field visit to the springs and verify water at these sources. Consequently, the claims were dropped. We are now able to visit these springs and are in the process of maintaining the associated projects, therefore we are reapplying for permits.

Please contact Matt McCoy (384-3343) if you have any questions. Thank you for your time.

Sincerely,



Matthew McCoy
Bruneau Resource Area
Lower Snake River District
3948 Development Way
Boise, ID 83705

MICROFILMED

DEC 09 1997

Form 7220-5
(February 1967)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

PROJECT COMPLETION REPORT

CODE	NAME	CODE	NAME
1-2	State	7-9	County
11	Idaho	073	Owyhee
3-4	District	10-11	Sub-basin
01	Boise	42	Snake
5-6	Fiscal Year	12-13	RESERVED FOR FUTURE USE
67	1967	14-17	Planning Unit
		0104	Bruneau Upland

#1545

PROJECT EXPENDITURES									
18	22	23	25	29	35	42	47		
Project No	CTI RM	Pro-gram	Practice	Units	Soil & Watershed	Range Improvement	Other BLM		
774	1	30	4070	1		727			

PROJECT EXPENDITURES			SEEDING				Water Development		Flood Control Dam		
52	57	62	63	64	65	67	69	71	74	77	
Watershed Protection	Contribution	Plant Contl	Appn	Spp	Gully Contl	Stockwater Reservoir	New Water	Permanent Storage	Sediment Storage	Flood Storage	
	221						1				

Project Name				Permittee Name			
Portland Gulch Springs							
Program		Plant Control Method		SEEDING		Unit of Measurement	
8100				APPLICATION SPECIES		each	
DATE				Name of Owner			
PERMIT ISSUED	STARTED	COMPLETED	OF EASEMENT	BLM			
	5/8/67	5/17/67					
Land Status				☒ BLM ☐ Other Federal ☐ State ☐ County ☐ Private			
Cooperative Agreement		Date	Maintenance Responsibility of		Date sent to W.O. for recording		
☒ Yes ☐ No		5/13/67	Cooperators				
State Water Certificate No.		DATE		ABANDONED		ABANDONMENT REPORTED TO W O	
		5/17/67					

Completed Project Description

See attached sheet

MICROFILMED
DEC 9 1967

PROJECT LOCATION

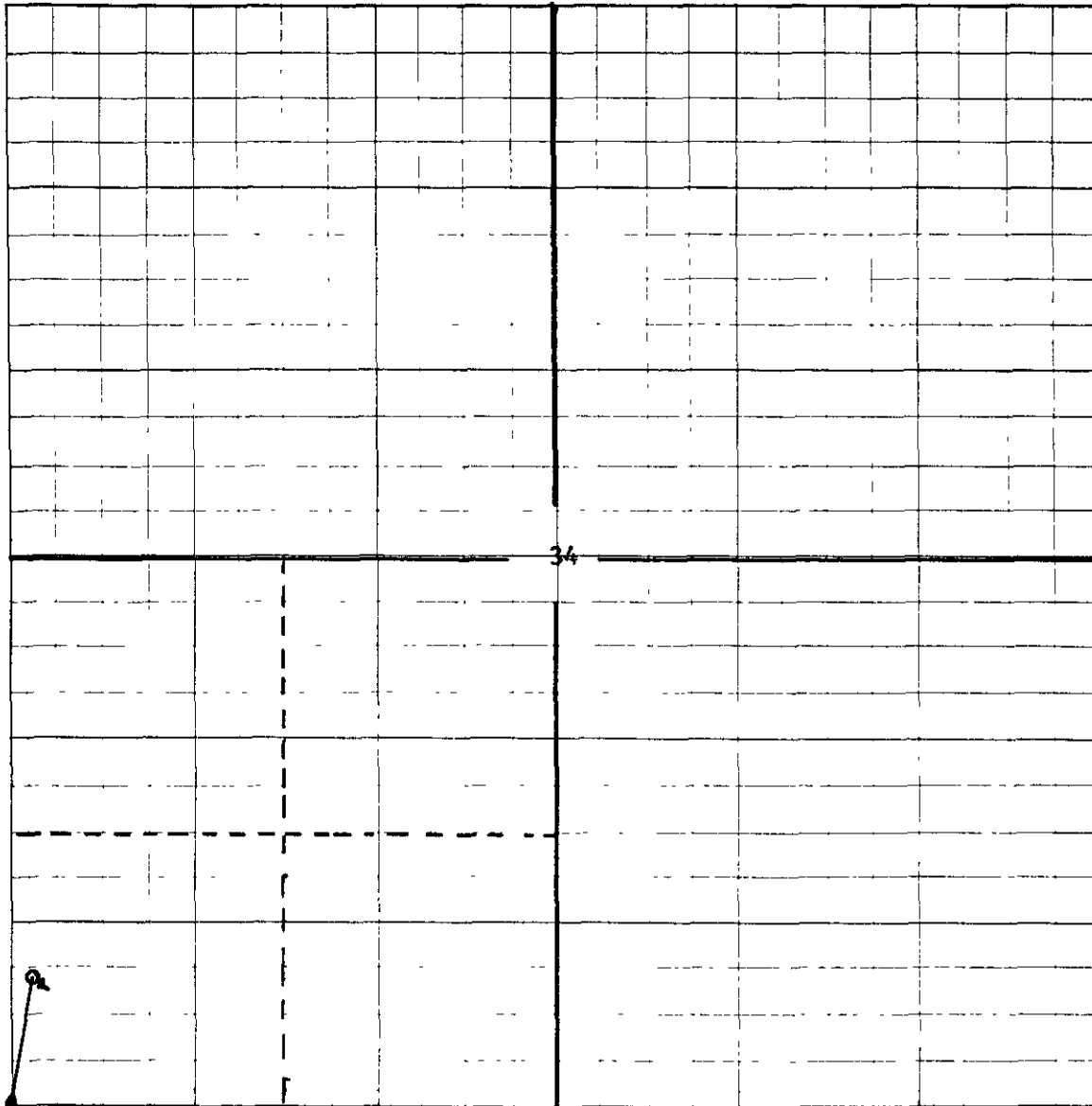
Subdivisions	Section	Township	Range	Meridian
SW 1/4 SW 1/4	34	7 S	1 W	Boise

LOCATION TIE

From (Cadastral Survey Corner or land mark)	Bearing	Distance	To (Point on project)
$\frac{33}{4} \frac{34}{3}$	N 10° 14' E.	600'	Project marker

R. 1 W.

LOCATION PLAT



T. 7 S.

Scale: 6 inches equals one mile

Prepared by	Title	Date
Everett Gochnour	Range Conservationist	7/24/67
District Manager	Edward C. [Signature]	Date
	5/15/68	

PORTLAND GULCH SPRING DESCRIPTION - Project #R-774

Collection System: A forty foot "V" shaped section of 6" diameter perforated helcore is laid in a boggy area and gravel packed with 3/4" gravel. Water from this perforated pipe is fed into a 36" diameter perforated collection box which is fitted with a galvanized steel lid, outlet, and overflow outlet. The collection box is installed behind a two foot high by 18 foot wide concrete headwall.

Pipeline: The pipeline from the collection box to the trough is 1-1/4" diameter and is 100 foot long. (80 ft. plastic and 20 ft. galvanized steel where it discharges into the trough)

Trough: The watering trough is a surplus jet engine container type trough with a capacity of 500 gal. This trough is fitted with a 1-1/2" galvanized overflow standpipe and discharge pipe and a steel bird escape ramp.

Yield: 5 gal. per minute at time of completion.

MICROFILMED

APR 9 1987

Department of
Western Science

CLAIM TO A WATER RIGHT

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that

Bureau of Land Management

Boise District Office

3948 Development Ave.

(Name of Claimant)

Boise, Idaho 83705

(Zip Code)

Telephone No 334 1582

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows

- (1) Date of priority. (When was the water first applied to a beneficial use) May 17, 1967

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water (Name of stream, lake, spring, etc., or ground water)

Describe the source of water (Name of stream, lake, spring, etc., or ground water)
Portland Gulch Spring tributary to Portland Gulch

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed.

		(Both dates inclusive)	
(cfs. ~~ft~~)	(Domestic, Irrigation Stock, Ex-)	(Mo., Day)	(Mo., Day)
Quantity <u>.03</u>	Use <u>Stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>.03</u>	Use <u>Wild life</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 03 TOTAL QUANTITY USED.

- (5) A) Point of diversion (Location of point where water is diverted from its source)

SW 1/4 Sec 34 Twp 7S Rge 14 B.M., County of Oryhee
Additional points of diversion none

B) Describe means of diversion of water (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

change. Spring with collection box, 100 ft. of pipeline
to a 500 gallon tank

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres _____

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible

Cattle and wild sheep/ranch

NOTE Include here the type and number of stock watered

- (7) If you are claiming water as a member of an organization, list name of organization: _____

REF ID: A66085

REC 6 9 1937

Portland Gulch spring

(8) Remarks

BLM project # 1545

R 16

T 7S

31



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system

State of Idaho

County of

Ada

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 20 day of May

1983.

Clarence R. Smith
Bonneville (Claimant) Area Manager

Lawrence F. Hanton

Notary Public

Residing at Boise ID

My commission expires

2/17/84

ID-910-BP3-0003

6-9-83 FOR DEPARTMENT USE ONLY

Received by Sill

Date 4/7/83

Exception filed by

Forwarded to

Date

Prelim. check by GHS

Date 6/20/83

claimant by

\$30.00 fee received by

Date

Published in

Snake River

Dates 1/26 & 2/2/84

MICROFILMED

SEP 09 1987