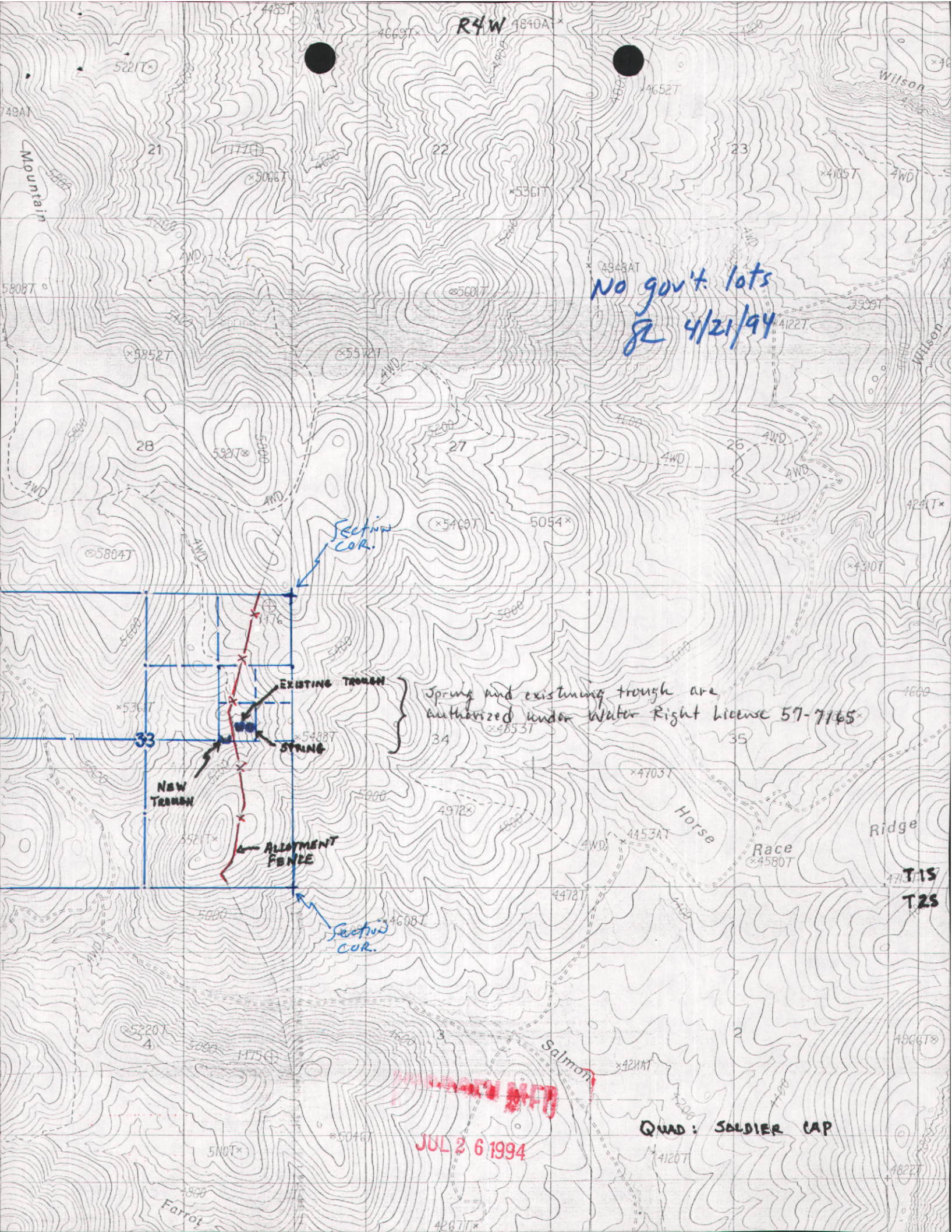




R4W 1840A

No gov't. lots
8/21/94

Section
COR.

EXISTING TROUGH
SPRING

NEW
TROUGH

ALLOTMENT
FENCE

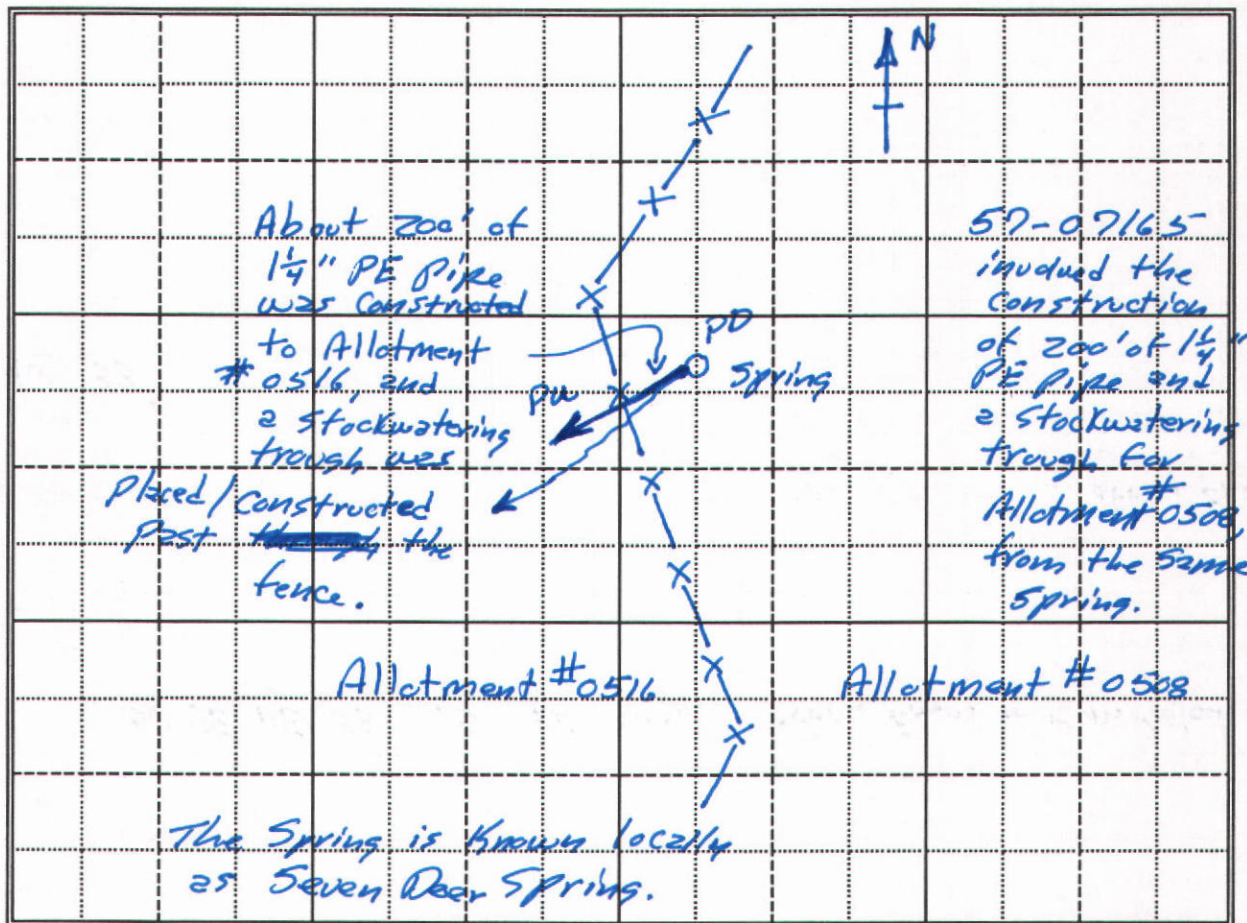
Section
COR.

Spring and existing trough are
authorized under Water Right license 57-7145

JUL 26 1994

QUAD: SOLDIER CAP

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



Scale: 1" = _____

☒ Copy of USGS 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

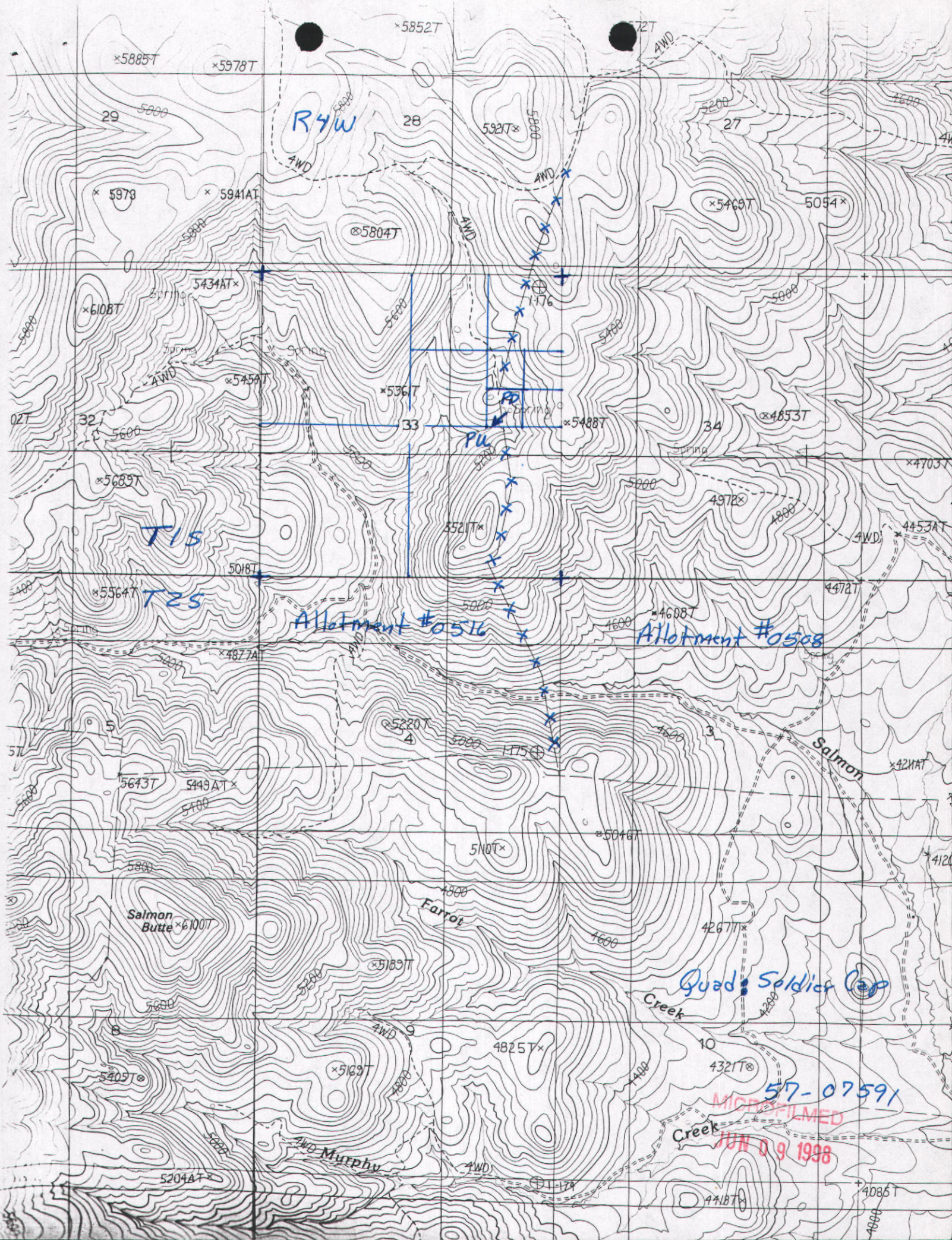
D. FLOW MEASUREMENTS

1.

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

2. Measurements: None

MICROFILMED
JUN 09 1998



State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 57-07591

Priority: April 20, 1994

Maximum Diversion Rate:
Maximum Diversion Volume:

0.14 CFS
5.1 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 April 20, 1994; and
has submitted Proof of Beneficial Use on June 26, 1995. An examination indicates
that the works have a diversion capacity of 0.140 cfs of water from:

SPRING tributary to **SALMON CREEK**

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	0.12 CFS	5.1 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	5.1 AF
	Totals	0.14 CFS	5.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSENE , Sec. 33, Township 01S, Range 04W
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

01S 04W 33 SENE

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.

MICROFILMED
JUN 04 1998

State of Idaho
Department of Water Resources

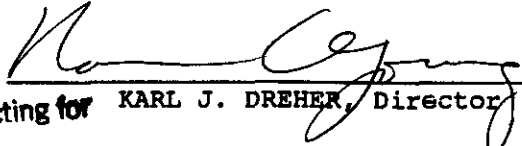
Water Right License

WATER RIGHT NO. 57-07591

CONDITIONS OF APPROVAL AND REMARKS

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. Source locally known as Seven Deer Spring.
7. Project #5454, Allotment #0516.
8. Right 57-07165 is also diverted through the point(s) of diversion described above.

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 17TH day of APRIL, 1998.


Acting for KARL J. DREHER, Director

MICRO

JUN 09 1998

Amt. of Fee \$: 50 -
 Receipt No. WTO 19436
 Receipt By: VR
 Date Received: 6-26-95

RECEIVED
 JUN 26 1995

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

RECEIVED
 JUN 27 1995

PROOF OF BENEFICIAL USE

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

1. Permit No. 57-07591 Telephone No. 384-3300
2. Name(s) of Permit Holder(s): U.S. Dept. of Interior, Bureau of Land Management
3. Mailing Address: 3948 Development Ave. Boise, Idaho 83705
4. Source of Water: 7-Deer 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 Cows

Irrigation (No. of acres): _____ Other: Wildlife / Wild Horses

6. Total rate of diversion and/or volume for which proof is submitted: 0.14 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 ☒
 Has the measuring device been installed? Yes _____ or No ☒

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No ☒
 Has the measurement port been installed? Yes _____ or No ☒

8. Fee Enclosed: \$ _____ (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: _____ Kim Schultmeier Telephone Number: 384-3440

Address: Same as above

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: _____

ANGIEE AZEA MGS Date: 6-26-95
 (Include your title, if on behalf of company or organization)

JUN 19 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 57-07591

Proposed Priority: April 20, 1994

Maximum Diversion Rate:

0.14 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:

SPRING

tributary of **SALMON CREEK**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.12 CFS
WILDLIFE	01/01 to 12/31	0.02 CFS
	Totals	0.14 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSENE , Sec. 33, Township 01S, Range 04W
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

01S 04W 33

SENE

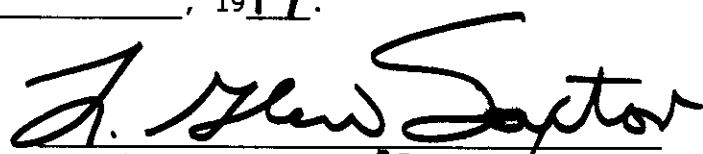
PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1995.
2. Subject to all prior water rights.
3. Source locally known as Seven Deer Spring.
4. Place of use is located within Allotment #0516.
5. Stockwater 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

8th day of July, 1994.


R. Keith Higginson, Director

JUL 26 1994

RECEIVED

JUN 29 1994

Ident. No. 57-07591

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: US DEPT OF THE INTERIOR 208-384-3437
Address: BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705
2. Source: SPRING Trib. to: SALMON CREEK
3. Location of Point of Diversion: SWSENE Sec. 33, Township 01S, Range 04W
OWYHEE County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) | AF |
|------------|-------|-------|-------|------|----|
| STOCKWATER | 01/01 | 12/31 | 0.120 | | |
| WILDLIFE | 01/01 | 12/31 | 0.020 | | |
5. Total quantity to be appropriated is:
0.140 CFS (and/or) AF
6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
HEADBOX, PIPELINE, TROUGHS (2).
 - Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - Proposed well diameter is inches; proposed depth of well is
feet.
 - Is groundwater with a temperature greater than 85F being sought? NO
 - If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: STOCKWATER
- TWN RGE SEC
01S 04W 33 SENE
- Place of Use: WILDLIFE, same as STOCKWATER use

RECEIVED

JUL 26 1994

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:
Source locally known as Seven Deer Spring.
Stockwater is for 500 range cattle.

11. Map of proposed point of diversion and place of use attached? []

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

Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 60.00 Receipted by _____ #W017388 Date 4/20/1994

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

JUL 26 1994

Comments: Date: 4/26/1994 User-ID: TAYLOR

Subject:

Spring name

Seven Deer Spring #5454, Soldier Cap Quad, Allotment #0516.

57-7165 has the same point of diversion. The new point of use
will be in an adjacent allotment.

RECEIVED

JUL 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident No. 57-7591

To appropriate the public waters of the State of Idaho

1. Name of applicant USDI, Bureau of Land Management Phone 384-3437
Post office address 394P Development Ave. Boise, ID 83705

2. Source of water supply spring which is a tributary of Salmon Creek

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 33 Township 15 Range 4W B.M. Omyhee County; additional
points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 0.12 for livestock purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for wildlife purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.14 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. headbox, pipeline, troughs (2) - one
existing trough (57-7165) and one new trough to be placed in an
adjacent grazing allotment.

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

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

d. Is ground water with a temperature of greater than 90°F being sought? _____

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

APPROVED
JUL 26 1994

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 range cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. wildlife

9 Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	4W	33				SW													

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 57-7165 has the same
*point of diversion. The new point of use will be in an adjacent allotment.

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. N/A

12. Remarks: *Seven Deer Spring # 5454, Soldier Cap Quad, Allotment # 0516.

Source locally known as Seven Deer Spring.

* COMMENTS - show * info in comments

-82 4/21/94

JUL 1 0 1994

43-5AT
NO gov't lots
JR 4/21/91

Spring and existing trough are authorized under Water Right license 57-7745

Quad: SOLDIER CAP

6 1994

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

SEE ATTACHED MAP

JUL 26 1994

Scale 2 inches equal 1 mile

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

Bill Reimers Acting Onyiah
(Applicant) Area Mgr

Received by JFW Date 4/20/94 Time 1:30 PM Preliminary check by [Signature]
Fee \$ 30.00 Receipted by JFW # W017388 Date 4/20/94
Publication prepared by [Signature] Date 4-27-94 Published in Owyhee Avenger
Publication approved [Signature] Date 6-7-94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____

1 Approval of said application is subject to the following limitations and conditions.

a. SUBJECT TO ALL PRIOR WATER RIGHTS

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

e. Other.

JUL 26 1994

AJ5856MP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-13-1992
PAGE: A-1099

RIGHT
NUMBER

NAME & ADDRESS

PRIORITY
DATE

PURPOSE OF USE
FROM TO

MAXIMUM
QUANTITY

BASIS OF CLAIM

SOURCE: SEVEN DEER SPRING

TRIBUTARY: SALMON CREEK, NORTH FORK

57-07168

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706

07/12/1976 STOCKWATER

04-01 10-30

WILDLIFE

01-01 12-31

.01 CFS DECREED
4.2 AFY
.01 CFS
7.2 AFY

TOTAL QUANTITY:

.01 CFS
7.2 AFY

NON-IRRIGATION-USES:

STOCKWATER, 260 RANGE CATTLE; WILDLIFE, VARIABLE AMOUNT
POINT OF DIVERSION:

T01S R04W S33

SENE

PLACE OF USE: STOCKWATER

T01S R04W S33

SENE

PLACE OF USE: WILDLIFE

SAME AS OTHER USE

REMARKS: THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING

ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY

USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

BLM RECORD ID = 5701588353

STGBA REC'D.



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

April 20, 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. 57-07591

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.

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.

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,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MOORE

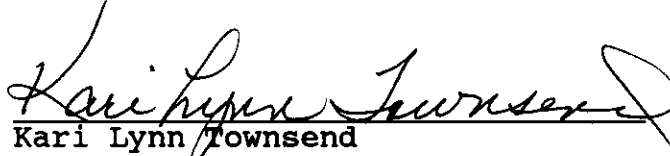
JUN 04 1998

CERTIFICATE OF MAILING

I hereby certify that on the 20th day of April, 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. 57-07591

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


Kari Lynn Townsend
Secretary

COPIES 121111
JUN 09 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 57-07591 DATE 4/15/98 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 (Para P39 - gov P40/P47) _ Add (P45/P42)

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

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

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

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

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

RATE OF DIV
 Permitted Rate .14 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured --- cfs $\times .0134 = 6.7$ af
 Theoretical --- cfs $500 \times .00022 = 11$ cfs
 Recommended Total Div Rate 1.14 cfs

WATER USES OK
Stock .14 cfs 6.7 af Irrig - overlap (R58-R61, R62-R65, R66-R69)
Wild .02 cfs 6.7 af supp. gw (WB7/065/079)
--- cfs 5.1 af overlap spec combined rts (W35)
--- cfs --- af <1acre (W31)
--- cfs --- af Domestic (W01/WB5/070/071/075)
 TOTALS .14 cfs 6.7 af Power (W42 or W43/025/027/R22 or R23)
--- cfs 5.1 af Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .11 cfs X _____ days X 1.98 = _____ af

REMARKS Source known locally as 7 Dees Spring.
Proj. # 5454, Allotment # 0516

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

Advance Priority _____ yes ✓ no SRBA Claim NA Adjust Memo Stock

RECEIVED

MAR 12 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 57-07591

1. Owner: U.S. Dept. of Interior, Bureau of Land Manage. Phone No. Bob Mallin
384-3348

Current Address: 3948 Development Av. Boise, ID 83705

2. Accompanied by: Bob Mallis Water Rights Coord. EXAM DATE: 7-10-96

Address: Pat Kane Range Co., Blm, Lower Phone No. Pat Kane 384-3436

Relationship to Permit Holder: Snake River District, Owyhee Res. Area.

3. Source: Spring tributary to Salmon Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 57-0765, Dept. of Int. BLM

2. Other water rights with the same point of diversion: 57-0765

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

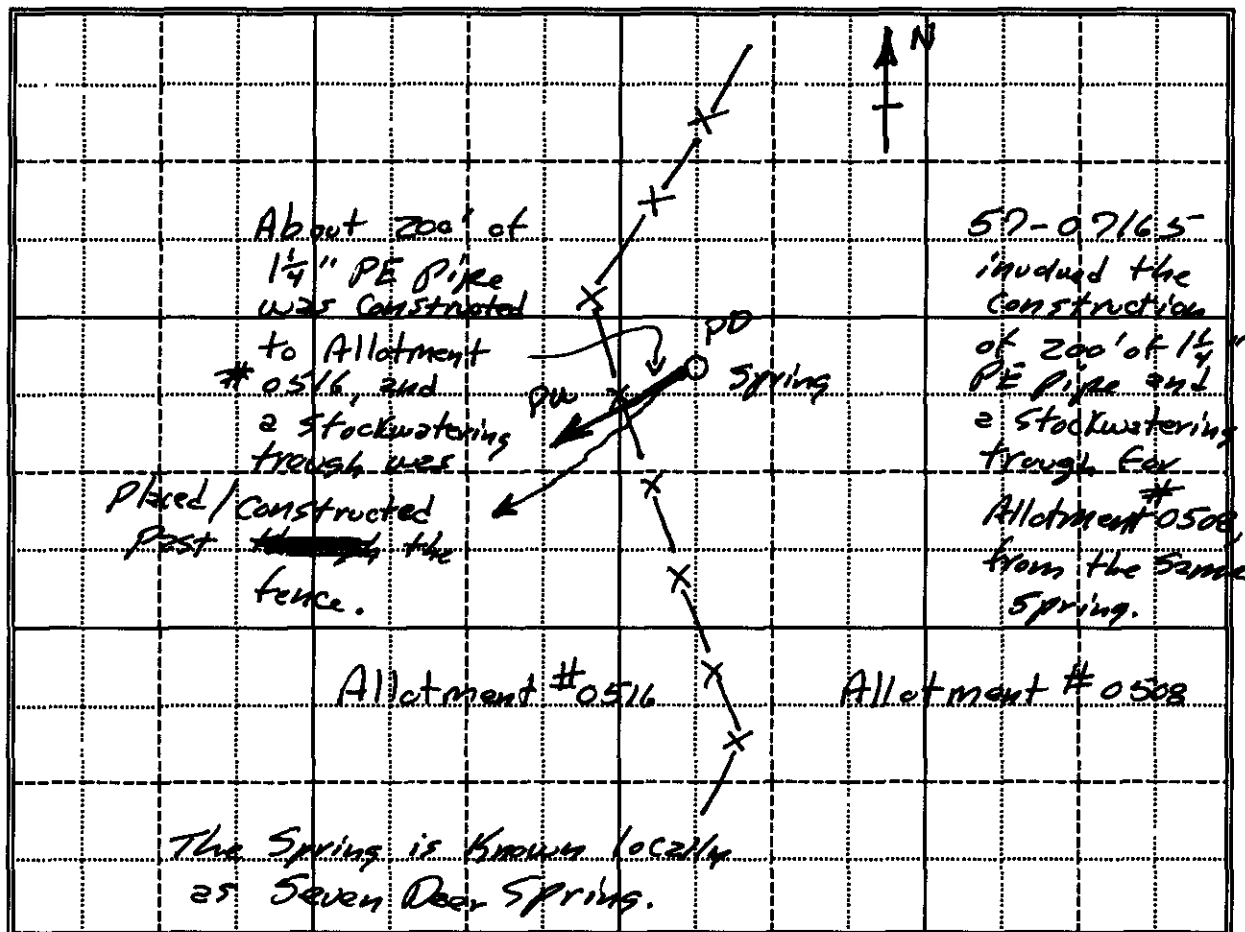
[illegible]

2. Place(s) of Use:

[illegible][illegible]

JUN 09 1998

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



Scale: 1" = _____

☒ Copy of USGS 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

MICROFILMED

JUN 09 1998

E. NARRATIVE/REMARKS/COMMENTS

1. This was an office exam conducted at the BLM, Lower Snake River ~~area~~ District office, 3948 Development Av., Boise, Id. Bob Mallis, Water Rights Coordinator, and Pat Kane, Bense Conservationist, Owyhee Res. Area, were present.

2. A 200', 1 1/4" PE pipeline was constructed from the spring to serve 500 range cattle in the Hard Trigger Allotment, # 0516. A stockwatering trough was placed/constructed just across the fence line in the allotment.

3. The season of use for the 500 range cattle is April 1 to Dec. 31 each year.

4. Water Right 57-07165 was developed for the adjacent allotment and has a priority date of 7-12-76. This allotment is called the Reynolds Creek Allotment and is number 0508. A 200', 1 1/4" PE pipeline with a stockwatering trough was also constructed for this right, from the same spring.

5. The spring is locally known as Seven Deer Spring, and the BLM Project No. is 5454.

6. The spring development would normally include a spring box with one or more perforated pipes for collecting and conveying the water to the spring box where the pipeline(s)

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

MAILED

JUN 09 1998

Additional Computation Sheets Attached

From Admin. Memo. #3, $Q = 0.12$ cfs allowed
 From Permit, wildlife - $Q = \underline{0.02}$ cfs
 From Proof of B. Use - total $Q = 0.14$ cfs

1. Volume Calculations for Irrigation:

V = Smaller of V_{IR} and V_{DR} = _____

2. Volume Calculations for Other Uses: *stockwater only*

2. Volume Calculations for Other Uses: 5.1 AF/Ann. carry

a. Beneficial use, $AF/Ann. = \left(\frac{12 \text{ GPD}}{\text{Head}} \right) \left(500 \text{ Head} \right) \left(\frac{275 \text{ Days}}{\text{Ann.}} \right) \left(\frac{AF}{925,852 \text{ Gal}} \right) = 5.06$

b. Allowed $\approx \left(\frac{9}{12} \right) (6.7) = 5.03 = 5.0 \text{ AF/Ann.}$ $= 5.1 \frac{AF}{Ann.}$

Allow 5.1 AF/Ann. @ 12 GPD/Head

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Stockwater ✓	01/01	12/31	~~0.02~~ 0.12	5.1
Wildlife	01/01	12/31	0.02	
		Totals:	0.14	5.1

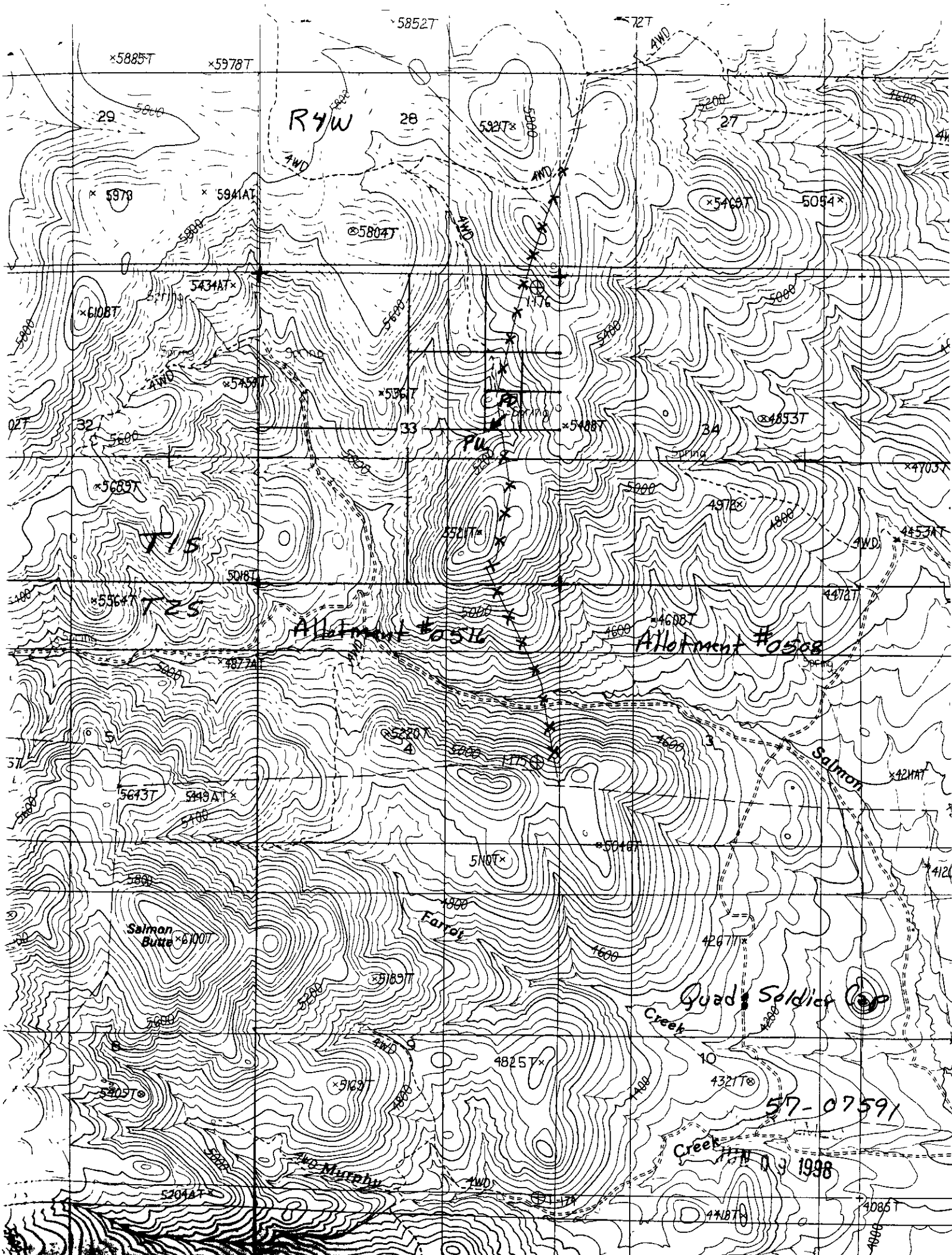
___ Change P.D. as reflected above ___ Add P.D. as reflected above ✓ None
 ___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

Field Examiner's Name L. J. Tomich Date 7-22-96

Reviewer	Date
----------	------

SEAL

MICROFILM
JUN 10 1968



Permit #

57-07591

- ✓ Profile report should be in front on rt side, upright.
- ✓ Phone memo should be on rt side
- allow 6.7 af for stock based on 365 as listed on permit rather than 275 days as recommended

Forward this note to S.O. w/ original form but don't need cc of note for Region file.

JUN 09 1998

Some preliminary review has been done & Region as noted. PLEASE contact Examiner &/or SL if questions or follow up needed.
-jc 3/6/98

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 57-07591 Reviewed by Jay Date 7-7-95

GENERAL CONSIDERATIONS

yes Name same as permit?

yes Address same as permit?

yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

stock, wildlife

Correct Uses? yes

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?

50.00 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 6-26-95

July 10, 1995

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

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 57-07591

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MAIL ROOM
JUL 19 1995

April 30, 1995

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

PROOF DUE NOTICE

RE: PERMIT NO. 57-07591

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

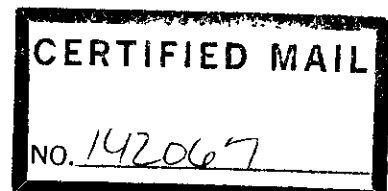
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED
9 1995





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 11, 1994

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

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 57-07591

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a horizontal line extending to the right.

JIM JOHNSON, Section Manager
Water Right Permits Section

JJ:dc

Enclosures

JUL 26 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

Application #: 57-7591 Name: US-BLM Date: 6/30/94

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust

SYSTEM COMPLETED:

No - 26A-P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - NA

GROUNDWATER:

+ 0.2 cfs <flo-ch> - T17 (new), 01K (existing), No MD

- 0.2 cfs - No MD <flow chart>

Drilling Permit:

Included w/permit - Permit No. _____, P99

Existing well - NA (pre 7/1/87)

No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <flow chart>

LOCATION:

Water District(~~dem~~) - WD No. _____

*Surface water - 005 (req) 01J-P08 <flow chart>
(doesn't sink) or 01H-P01 <flow chart>; No MD

Groundwater - P05 (new irrigation well)

In stream channel - 030 (stream channel alteration)

Irr Dist/Canal Co. - 023 (Twin Falls area)

Drainage Districts - 024

Flood Control Dist. - 063

Boise Front (63) - 058 (-85° Groundwater temp)

Swan Falls Flag - B <See condition code chart>

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

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

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA

Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA

Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10
044 (N 1000 Spr)

Irrigation - 803(if GW use SW 1st)(+5A do POU comp), NA

Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09

Mining - 054 (req) & 06A/010/09E-P10

Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

Domestic (surface) - 021(Boise R + L Peak), 27A(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU) _____

PROTESTED:

Prehearing agreement- 020

OTHER CONDITIONS:

REMARKS:

① Source is locally known as Seven Deer Sp.

② PU located in Allotment # 0516a

③ w02(SDO ec)

BENEFICIAL USE DUE:

7-1-1995

COMMENTS:

WR0749NP
No. P57-07591

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/30/94
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) 384-3437	04/20/1994	STOCKWATER WILDLIFE	01-01 12-31 01-01 12-31	0.12 CFS 0.02 CFS	
TOTAL DIVERSION:					0.14 CFS	

Water Source: SPRING

Tributary to: SALMON CREEK

Stage: PERMIT

Point(s) of Diversion: T01S R04W S33 SWSENE OWYHEE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
01S	04W	33	:																

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

Pou County: OWYHEE

Remarks: Source locally known as Seven Deer Spring.
Place of use is located within Allotment #0516.
Stockwater is for 500 range cattle.

Dates: App. Received: 04/20/1994 Priority Date: 04/20/1994
Proof Due Date: 07/01/1995 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 04/26/1994 User-ID: TAYLOR Subject: DIVERSION DESCRIPTION
Seven Deer Spring #5454, Soldier Cap Quad, Allotment #0516.
57-7165 has the same point of diversion. The new place of use
will be in an adjacent allotment.
Headbox, troughs (2; one existing under 57-7165).

Audit: 06/30/94 CZIMMERM

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: fr DATE: 4/21/94 APPLICATION: 57-7591

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:
Signature: (If applicant is corp., partnership, or trust, title of signatory is required)
Fee:
Yes ☐ No ☐ In form to receipt:

Gov't. Lots:

N P/D
P/U

RECEIVED
JUN 29 1994

ADDITIONAL INFORMATION

Department of Water Resources

YES NO but see next pg.
N/A
Overlapping place of use: (Describe source & relationship to present application on the back.)
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):
Send dam safety information:
Send power requirement letter:
Send fish farm requirement letter:
Power residency affidavit:
Power efficiency form:
Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
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

APPLICATION 57-7591

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

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. #

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 5-23-94

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, OAR

Measuring device required:

Measuring port required:

Water delivered by water master? District #

Special conditions of approval or cover letter:

☒ See below for additional information

Recommended Date or Priority 4/20/94

Recommended by: DNR

Date 6/27/94

STATE OFFICE REVIEW

☐ See below for additional information. By Date

ADDITIONAL INFORMATION

Trib. is Salmon Ck per logs, not sinks on North Fr. Salmon
 Ck. shown is loc. 57-07165 or R57-07165.

P/U is single new trough in extreme SW corner of TENC.
 Local name remarks per 57-07165 (same spring but for
 trough adjacent to spring).

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

2 (two)

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

May 4 and 11, 1994

Signed

[Signature]

Subscribed and sworn to before me this 11th day of May A.D., 1994

[Signature]

RECEIVED

JUN 01 1994

WATER RESOURCES
WESTERN REGION

Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires October 1997

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

57-07589

ELSNER, EARL
ELSNER, MARYGRACE
HC 79 BOX 261
MELBA, ID 83641
Source: GROUNDWATER
Diversions Pt: NESENW Sec
34 T 01S R 02W in OWYHEE
County.

NWSENW Sec 34 T 01S R
02W in OWYHEE County
SWSENW Sec 34 T 01S R
02W in OWYHEE County
NWNESW Sec 34 T 01S R
02W in OWYHEE County
Use: IRRIGATION (1.000
CFS)

STOCKWATER (.030 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (1.000 CFS)
Date Filed: 4/20/1994
In: OWYHEE County
T01S R02W S34 SENW
NESW

50.0 ACRES TOTAL
57-07590

US DEPARTMENT OF THE
INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: UNNAMED STREAM
Tributary: SQUAW CREEK
Diversions Pt: NWSESE Sec
13 T 01S R 05W in OWYHEE
County.

Use: STOCKWATER (.090
CFS)

STOCKWATER STORAGE
(3.00AF)

WILDLIFE (.020 CFS)

WILDLIFE STORAGE (3.00
AF)

Total Diversion: (.110 CFS)
Date Filed: 4/20/1994

In: OWYHEE County
T01S R05W S13 SESE

57-07591

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

Diversions Pt: SWSENE Sec
33 T 01S R 04W in OWYHEE
County.

Use: STOCKWATER (.120
CFS)

WILDLIFE (.020 CFS)

Total Diversion: (.140 CFS)

Date Filed: 4/20/1994

In: OWYHEE County
T01S R04W S33 SENE

Permits will be subject to
all prior water rights.
Protests may be submitted
based on the criteria of Sec.
42-203A, Idaho Code.
Protests must be filed with
the Director, Dept. of Water
Resources, Western Region,
2735 Airport Way, Boise,
Idaho 83705 on or before
MAY 23, 1994.

R. KEITH HIGGINSON,
Director

Publish May 4 & 11, 1994

JUL 26 1994

57-07591

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

Source: SPRING

Tributary: SALMON CREEK

Diversion Pt: SWSENE Sec 33 T 01S R 04W in OWYHEE County.

Use: STOCKWATER (.120 CFS)
WILDLIFE (.020 CFS)
Total Diversion: (.140 CFS)

Date Filed: 4/20/1994

In: OWYHEE County
T01S R04W S33 SENE

FILE

6 1994