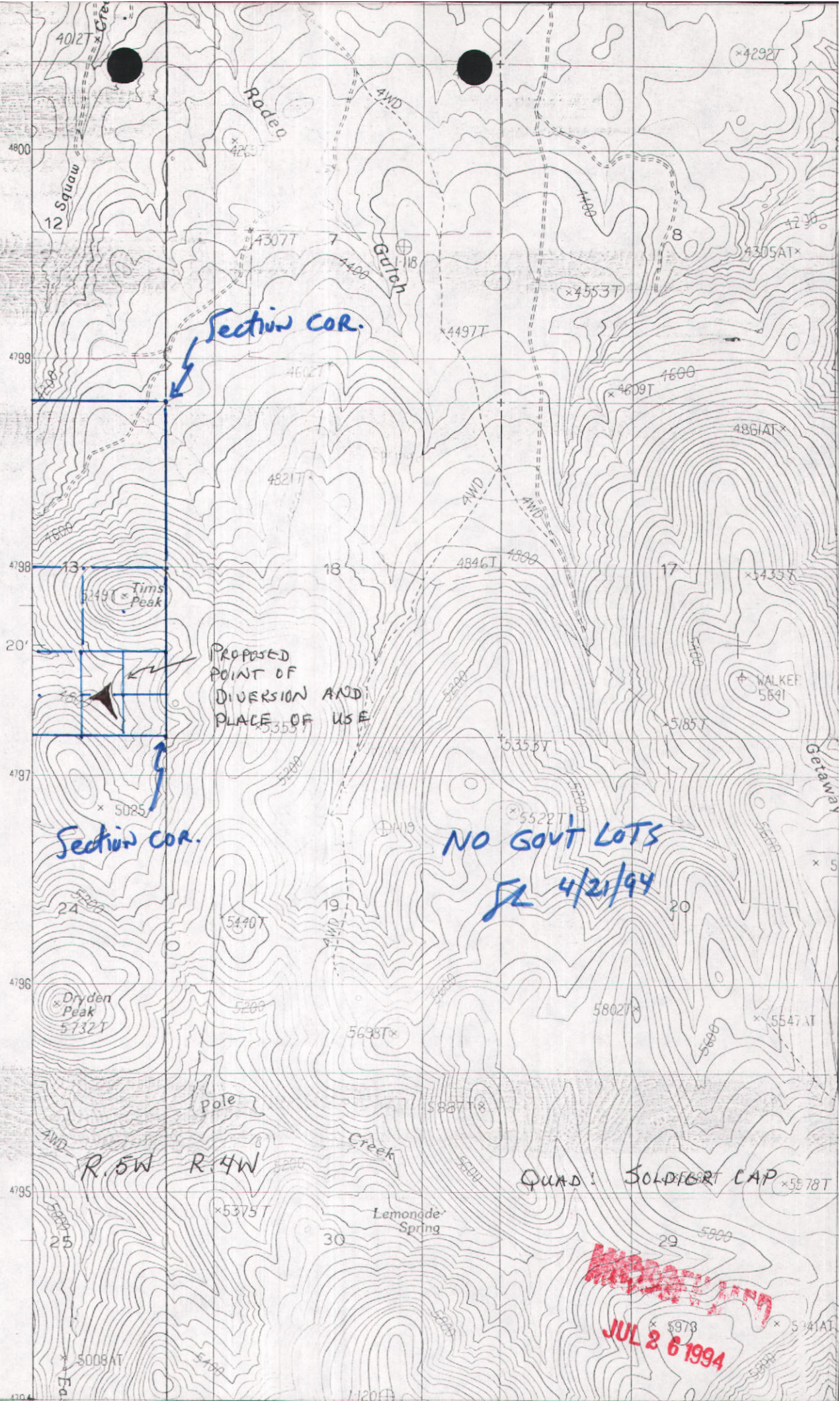




Section COR.

PROPOSED
POINT OF
DIVERSION AND
PLACE OF USE

NO GOV'T LOTS
JL 4/21/94

Section COR.

QUAD: SOLDIER CAP

JUL 26 1994

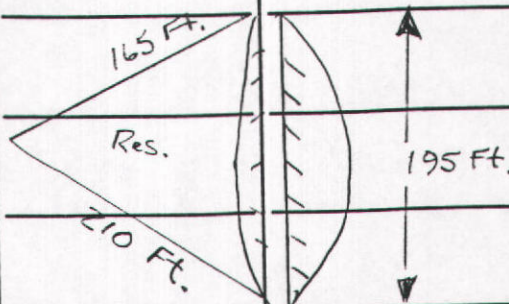
RECEIVED

AUG 03 1999

APPURTENANT FEATURES CHECKLIST

DAM NAME Dryden Peak - BLMDAM NUMBER 57-07590 Department of Water Resources

FEATURE	MAIN DAM	DIKE	MEASURING DEVICE
DAM HEIGHT			
STRUCTURAL	25. Ft.		
HYDRAULIC	20. Ft.		
DAM CREST LENGTH	195.0 Ft.		
DAM CREST WIDTH	15 + Ft.		
UPSTREAM SLOPE	3:1		
DOWNSTREAM SLOPE	2:1		
OUTLET SIZE	None		
SECONDARY OUTLET SIZE			
PRINCIPAL SPILLWAY			
BASEWIDTH (DIA)	10. Ft.		
DEPTH	5 Ft.		
SIDESLOPES	≈ 1:1		
Length	140. Ft.		
AUXILIARY SPILLWAY			
BASEWIDTH (DIA)			
DEPTH			
SIDESLOPES			
OTHER (DESCRIBE)			
<u>Drainage Area ≈</u>	<u>160 ac.</u>		
Est. Res. Area = $15,194 \text{ ft.}^2$ = .4 Ac.			
Est. Res. Volume			
$15,194 \text{ ft.}^2 \times 20 \text{ Ft.} \times .4$ = $121,552 \text{ ft.}^3$ = 2.8 Ac-Ft. ≈ 3.0 Ac-Ft.			



Inspected by: J. Westra
D. Tomich
7/15/99

MICROFILMED
SEP 29 1999

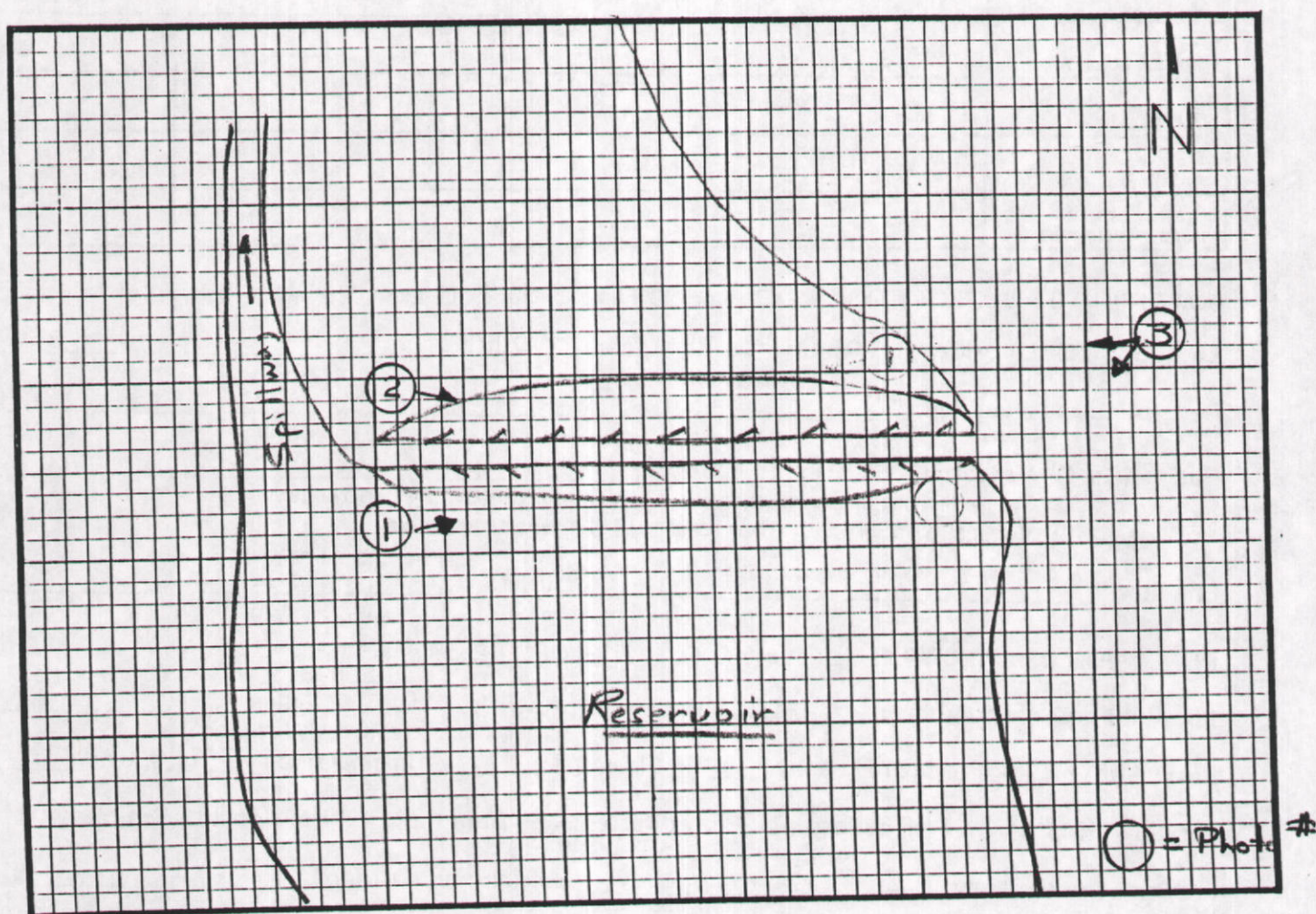
GENERAL CONDITION AND DESCRIPTION OF DAM: _____

Good, the embankment slopes have a cover of bunch grass started.
The facility appears to be well constructed, good site for stock pond.
Limited drainage area above the dam.

INSTRUMENTATION READINGS (Piezometer, Seepage measurement, Alignment, Elevation, etc.) _____

None.

SKETCH OF DAM SHOWING LOCATION OF SPILLWAY AND OUTLET WORKS AND ANY MAINTENANCE PROBLEMS:



RECOMMENDATIONS: Too small to be regulated by the Dept. - 5 yr.

- Monitor the embankment slopes for erosion/livestock damage, repair as needed.

Date: 7/15

, 19 99

MICROFILMED
SEP 29 1999

Inspected by:

J. Weston Western Reg.
D. Tomich, Western Reg.



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
DAM INSPECTION PHOTOGRAPHS

FAX (208) 334-2348

DAM NAME: Dryden Peak
DATE: 7/2/99

NO: D57-07590
By: J. Westra

DIRK KEMPTHORNE
GOVERNOR
KARL J. DREHER
DIRECTOR

+++++



1. Upstream slope and embankment crest, taken from the left abutment, good.



2. Downstream slope and toe, seeded bunch grasses



3. Overview of the reservoir and embankment.



MICROFILMED
SEP 29 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
DAM INSPECTION PHOTOGRAPHS

FAX (208) 334-2348

DAM NAME: Dryden Peak
DATE: 7/2/99

NO: D57-07590
By: J. Westra

DIRK KEMPTHORNE
GOVERNOR
KARL J. DREHER
DIRECTOR

+++++

1. Upstream slope and embankment crest, taken from the left abutment, good.

2. Downstream slope and toe, seeded bunch grasses



3. Overview of the reservoir and embankment.



MICROFILMED
SEP 29 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
DAM INSPECTION PHOTOGRAPHS

FAX (208) 334-2348

DAM NAME: Dryden Peak
DATE: 7/2/99

NO: D57-07590
By: J. Westra

DIRK KEMPTHORNE
GOVERNOR
KARL J. DREHER
DIRECTOR

+++++

1. Upstream slope and embankment crest, taken from the left abutment, good.

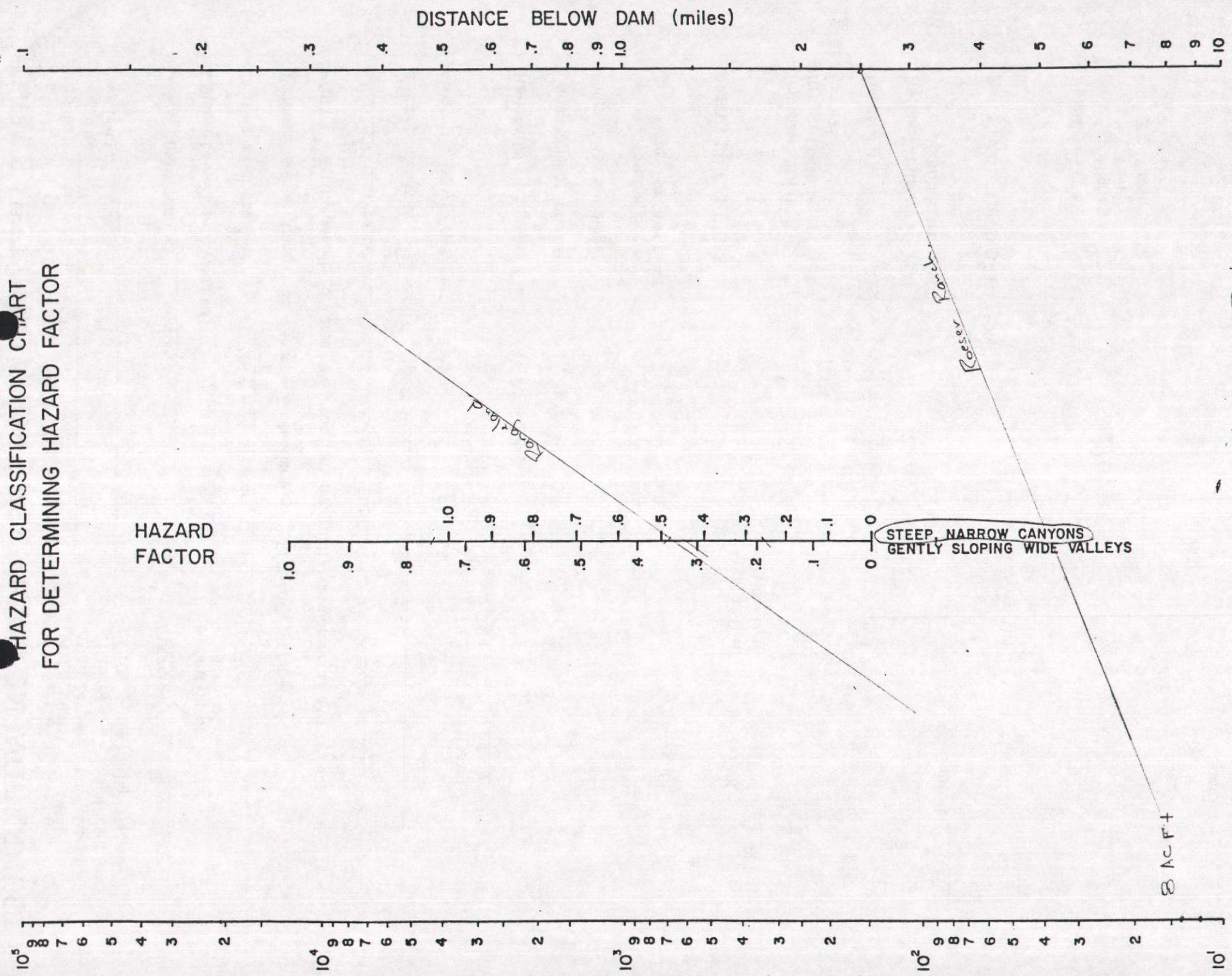
2. Downstream slope and toe, seeded bunch grasses

3. Overview of the reservoir and embankment.



MICROFILMED
SEP 29 1999

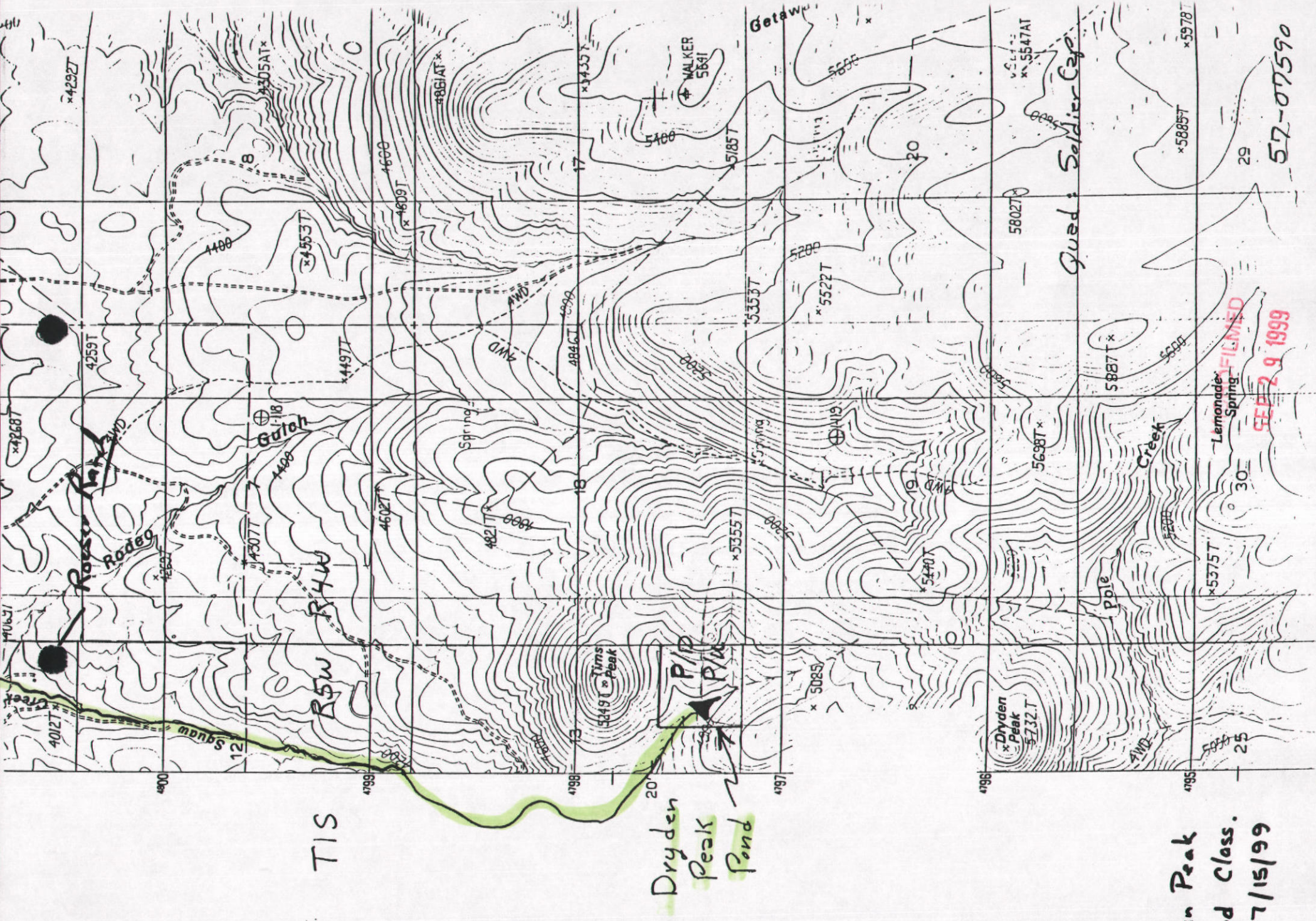
HAZARD CLASSIFICATION CHART
FOR DETERMINING HAZARD FACTOR



Dryden Peak
D57-07590
7/15/99 JFW

MICROFILMED

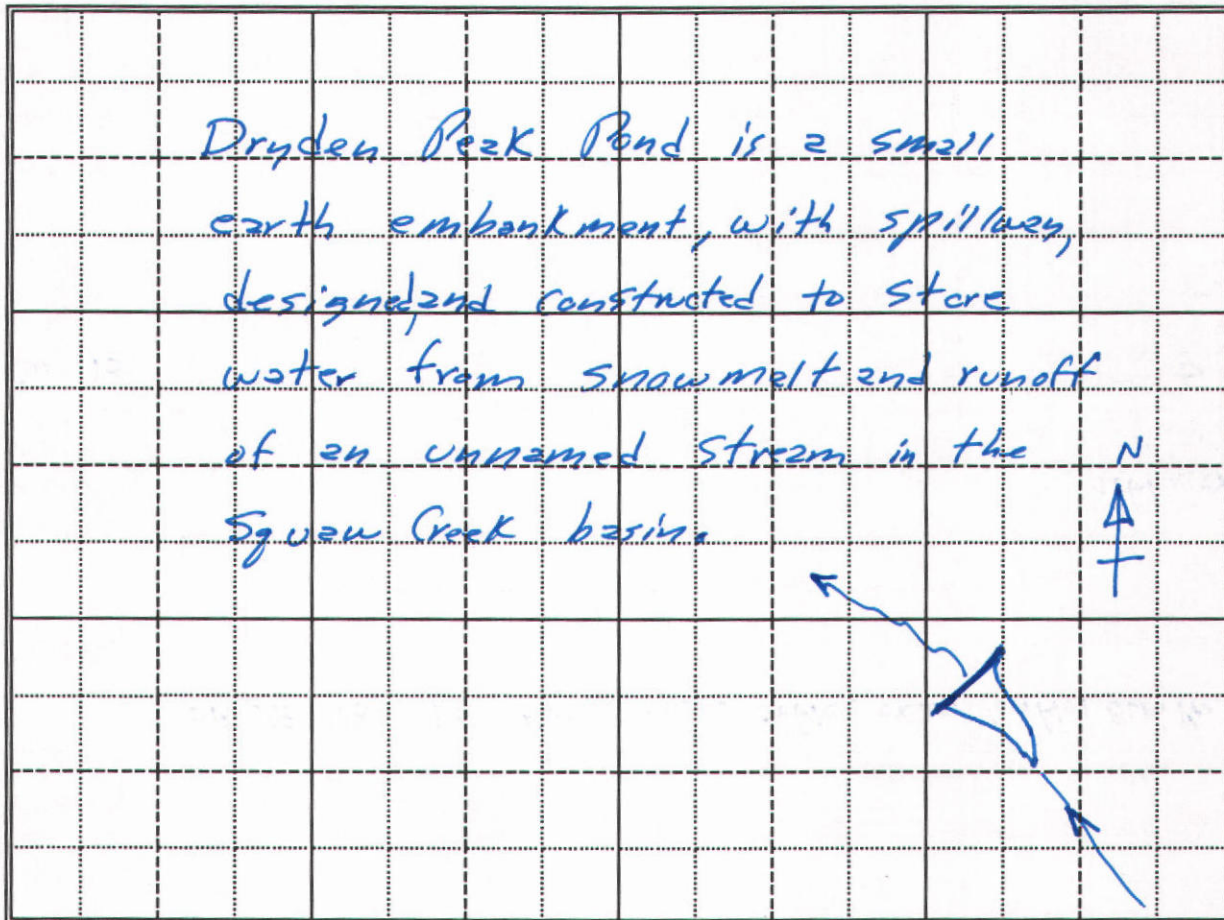
SEP 29 1999



Dryden Peak
Hazard Class.
7/15/99

57-07590

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 *None*

1.

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

2. Measurements: *None*

MICROFILMED

SEP 29 1999

TIS

R5W

R4W

Dryden
Peak
Pond

P/D
P/W

3.0 AF Total
2.4 AF Active
2.0 AF (Proof)

Qued: Soldier Cap

MICROFILMED
SEP 29 1999

57-07590

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 57-07590

Priority: April 20, 1994

Maximum Diversion Rate:

0.11 CFS

Maximum Diversion Volume:

7.3 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 0.110 cfs of water from:

UNNAMED STREAM

tributary to SQUAW 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	0.09 CFS	4.3 AF
STOCKWATER STORAGE	01/01 to 12/31		3.0 AF
WILDLIFE STORAGE	01/01 to 12/31		3.0 AF
	Totals	0.11 CFS	7.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 13, Township 01S, Range 05W
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

01S 05W 13

SESE

CONDITIONS OF APPROVAL AND REMARKS

1. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
2. Place of use is locally known as Dryden Peak Pond.
3. Project #8973; Allotment #0556.
4. Stockwater use is instream.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 11TH day of

AUGUST, 1999.

MICROFILMED
SEP 29 1999

Acting for

KARL J. DREHER, Director

8973

Dryden Peak Res

FOR OFFICE USE ONLY
Amt. of Fee \$: 50
Receipt No. W019436
Receipt By: VR
Date Received: 6-26-95

RECEIVED
JUN 26 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 27 1995

WATER RESOURCES
WESTERN REGION

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. 57-07590 Telephone No. 384-3300

2. Name(s) of Permit Holder(s): USDI, Bureau of Land Management

3. Mailing Address: 3948 Development Ave. Boise Idaho 83705

4. Source of Water: unnamed stream 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): 400 Cattle

Irrigation (No. of acres): Other: Wildlife

6. Total rate of diversion and/or volume for which proof is submitted: 0.11 cfs OR 2.0 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 Schultsmeier 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 number permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: [Signature] OWYHEE AREA MAZ Date: 5/2/95
(include your title, if on behalf of company or organization)

RECEIVED
JUL 19 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 57-07590

Proposed Priority: April 20, 1994

Maximum Diversion Rate:

0.11 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:

UNNAMED STREAM

tributary of **SQUAW CREEK**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.09 CFS	
STOCKWATER STORAGE	01/01 to 12/31		3.0 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	
WILDLIFE STORAGE	01/01 to 12/31		3.0 AF
	Totals	0.11 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NWSESE , Sec. 13, Township 01S, Range 05W
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

01S 05W 13 SESE

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. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
4. Place of use is locally known as Dryden Peak Pond.
5. Stockwater is for 400 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.

RECEIVED

JUL 26 1994

[Signature]
for R. Keith Higginson, Director

RECEIVED
JUN 29 1994

Ident. No. 57-07590

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 DEPARTMENT OF THE INTERIOR 208-384-3437
Address: BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705
2. Source: UNNAMED STREAM Trib. to: SQUAW CREEK
3. Location of Point of Diversion: NWSESE Sec. 13, Township 01S, Range 05W
OWYHEE County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	01/01	12/31	0.090		
STOCKWATER STORAGE	01/01	12/31			3.00
WILDLIFE	01/01	12/31	0.020		
WILDLIFE STORAGE	01/01	12/31			3.00
5. Total quantity to be appropriated is:
0.110 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
ON-STREAM STORAGE VIA EARTHEN DAM.
 - b. Height of storage dam 19 feet; active reservoir capacity 3.00
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: 1/01 to 12/31 inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. 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).

RECEIVED

JUL 26 1994

8. Place of Use: STOCKWATER

TWN RGE SEC
01S 05W 13 SESE

Place of Use: WILDLIFE, same as STOCKWATER use

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:
Stockwater is for 400 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 _____

APR 26 1994

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

Subject:

Pond Names

Dryden Peak Pond #8973. Soldier Cap Quad.

RECEIVED

JUL 26 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 57-7590

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 3948 Development Ave., Boise, ID 83705
2. Source of water supply unnamed stream which is a tributary of Square Creek
3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot
Sec. 13 Township 15 Range 5W B.M. Owyhee County; additional
points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 2.4^{3.0} for stockwater storage purposes from 1/1 to 12/31 (both dates inclusive) *

Amount 2.4^{3.0} for wildlife storage purposes from 1/1 to 12/31 (both dates inclusive)

Amount 0.09 for stockwater purposes from 1/1 to 12/31 (both dates inclusive)

Amount 0.02 for wildlife purposes from 1/1 to 12/31 (both dates inclusive)

5. Total quantity to be appropriated is (a) 0.11 cubic feet per second and/or (b) 2.4 3.0 acre feet per annum *

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. earthen dam 19.2 feet high
ON-STREAM STORAGE VIA EARTHEN DAM *

b. Height of storage dam 19.2 feet; active reservoir capacity 2.4 acre-feet; total
reservoir capacity 3 acre-feet; period of year when water will be diverted to storage:
1/1 to 12/31 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:
1 years (minimum 1 year).

* 3 af storage per item 6b. This is clarification, not increase (no delay in d.o.p.)
ON-STREAM STORAGE per item 6b & map.

82 4/21/94

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. 700 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	
15	5 W	13														~~S/W~~	~~S/W~~	S/W	
														</					

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? BLM

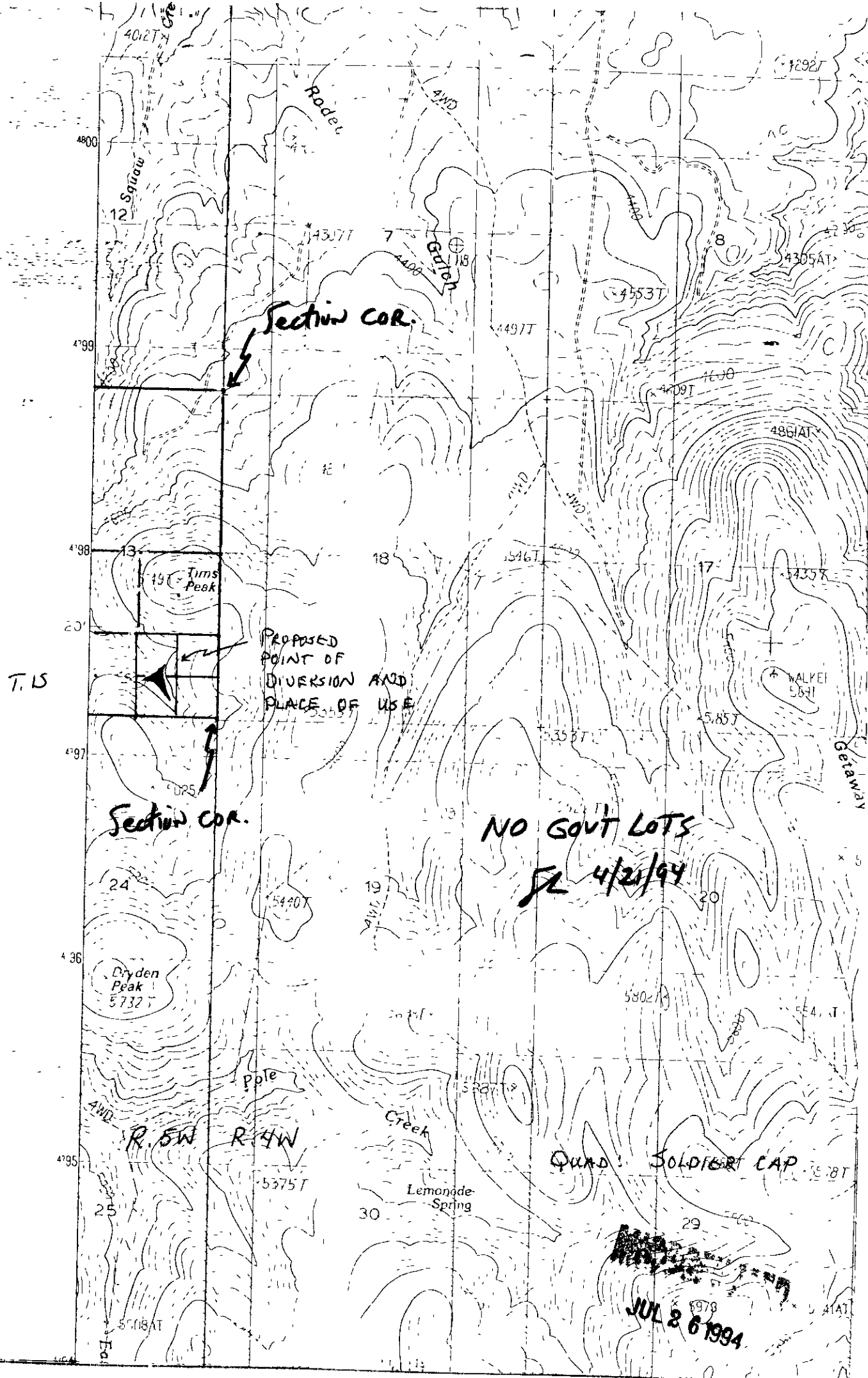
b. Who owns the land to be irrigated or place of use? BLM

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

12. Remarks Dryden Peak Pond # 2973, Soldier Cap Quad ← show in comments

* per P/O & per applicant's map. 82 4/21/94.

JUL 26 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
JK 4/21/94

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 Angela Area Mgr
(Applicant)

Received by JFW Date 4/20/94 Time 1:30 pm Preliminary check by SR
Fee \$ 30.00 Receipted by JFW # W017388 Date 4/20/94
Publication prepared by At Date 4-27-94 Published in Owyhee Co.
Publication approved At 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:

RECEIVED
JUL 26 1994



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

August 12, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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

RE: WATER RIGHT NO. 57-07590

Dear Water Right Holder(s):

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

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

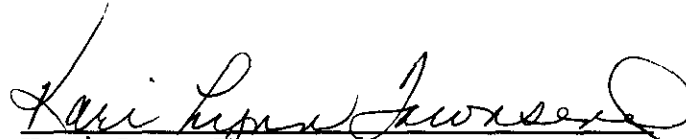
MICROFILMED
SEP 29 1999

CERTIFICATE OF MAILING

I hereby certify that on the 12th day of **August, 1999**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 57-07590

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


Kari Lynn Townsend
Secretary

RECEIVED
SEP 29 1999

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

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

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

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

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

RECORDED
SEP 29 1999

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECEIVED
SEP 29 1999

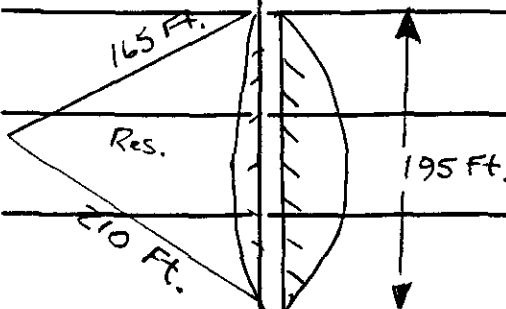
RECEIVED

AUG 03 1999

APPURTENANT FEATURES CHECKLIST

DAM NAME Dryden Peak - BLMDAM NUMBER 57-07590 Department of Water Resources

FEATURE	MAIN DAM	DIKE	MEASURING DEVICE
DAM HEIGHT			
STRUCTURAL	25 Ft.		
HYDRAULIC	20. Ft.		
DAM CREST LENGTH	195.0 Ft		
DAM CREST WIDTH	15 + Ft.		
UPSTREAM SLOPE	3:1		
DOWNSTREAM SLOPE	2:1		
OUTLET SIZE	None		
SECONDARY OUTLET SIZE			
PRINCIPAL SPILLWAY			
BASEWIDTH (DIA)	10. Ft.		
DEPTH	5 Ft.		
SIDESLOPES	≈ 1:1		
Length	140. Ft.		
AUXILIARY SPILLWAY			
BASEWIDTH (DIA)			
DEPTH			
SIDESLOPES			
OTHER (DESCRIBE)			
<u>Drainage Area ≈ 160 ac.</u>			
Est Res. Area = 15,194 ft. ² = .4 Ac.			
Est. Res. Volume			
15,194 ft. ² x 20 Ft x .4			
= 121,552 ft. ³			
= 28 Ac-Ft.			
≈ 3.0 Ac-Ft			



Inspected by: J. Westra
D. Tomich
7/15/99

RECORDED
EX 29 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 03 1999

Department of Water Resources

RECORD OF INSPECTION OF DAM

Name of dam: Dryden Peak Stream: Tri-Squaw Creek ☐ OffstreamName of owner: BLM Location: SE-SE Sec 13, 1S-5WIndividuals accompanying inspector: No oneReservoir characteristics: Dam height ^{Hyd.} 20 Surface area .4 AC Storage capacity 3 AC-FtHazard class: Low Photographs: yesCONDITION OF EMBANKMENT OR STRUCTURE: ☐ Poor ☐ Fair ☒ Good ☐ ExcellentType: ☒ Earth ☐ Rockfill ☐ Conc. arch ☐ Conc. gravity ☐ Timber crib ☐ Other _____

	UPSTREAM SLOPE	CREST	DOWNSTREAM SLOPE	TOE AREA
Surface cover material	<u>Earth</u>			
Growth	<u>Seeded bunch grass</u>			
Settlement or cracks	<u>None</u>			
Surface erosion	<u>Minor livestock damage</u>			
Debris	<u>None</u>	<u>None</u>	<u>None</u>	<u>None</u>
Animal burrows	<u>None</u>	<u>None</u>	<u>None</u>	<u>None</u>
Crest width and slope measurements	<u>3:1</u>	<u>15+</u>	<u>2:1</u>	

CONDITION OF OUTLET WORKS: ☐ Poor ☐ Fair ☐ Good ☐ ExcellentLocation: ☐ Left side ☐ Center ☐ Right side ☐ Other _____Description and condition: No Outlet WorksGate hoist: ☐ Manual ☐ Electric ☐ Other _____Stem: ☐ Inclined from entrance to crest ☐ Vertical on tower at entrance☐ Vertical through dam from crest ☐ Downstream valve

Entrance: _____ Outlet: _____

CONDITION OF SPILLWAY: ☐ Poor ☐ Fair ☒ Good ☐ ExcellentLocation: ☒ Left abutment ☐ Right abutment ☐ Away from dam ☐ Other _____Base width 10 Ft Freeboard at crest 5 Ft Sideslope 1:1 Channel slope Mild Fetch 250 Ft±Overflow channel: ☒ Well defined ☒ Flow directed away from toe ☐ Flow could reach toeErosion control present: Earth Channel Erosion present: Minor sloughing of banksMaintenance condition: Debris None Growth None

SEEPAGE:

Reservoir level during inspection: Empty

	TOE AREA	DOWNSTREAM SLOPE	ABUTMENTS	OTHER
Piping of material evident (Est. G.P.M.)	<u>None</u>	<u>None</u>	<u>None</u>	
Flowing water (Est. G.P.M.)	<u>None</u>	<u>None</u>	<u>None</u>	
Marshy or standing water	<u>None</u>	<u>None</u>	<u>None</u>	
Damp	<u>None</u>	<u>None</u>	<u>None</u>	
Evident from growth present	<u>Lush Grasses</u>	<u>None</u>	<u>None</u>	

MICROFILMED
SEP 29 1999

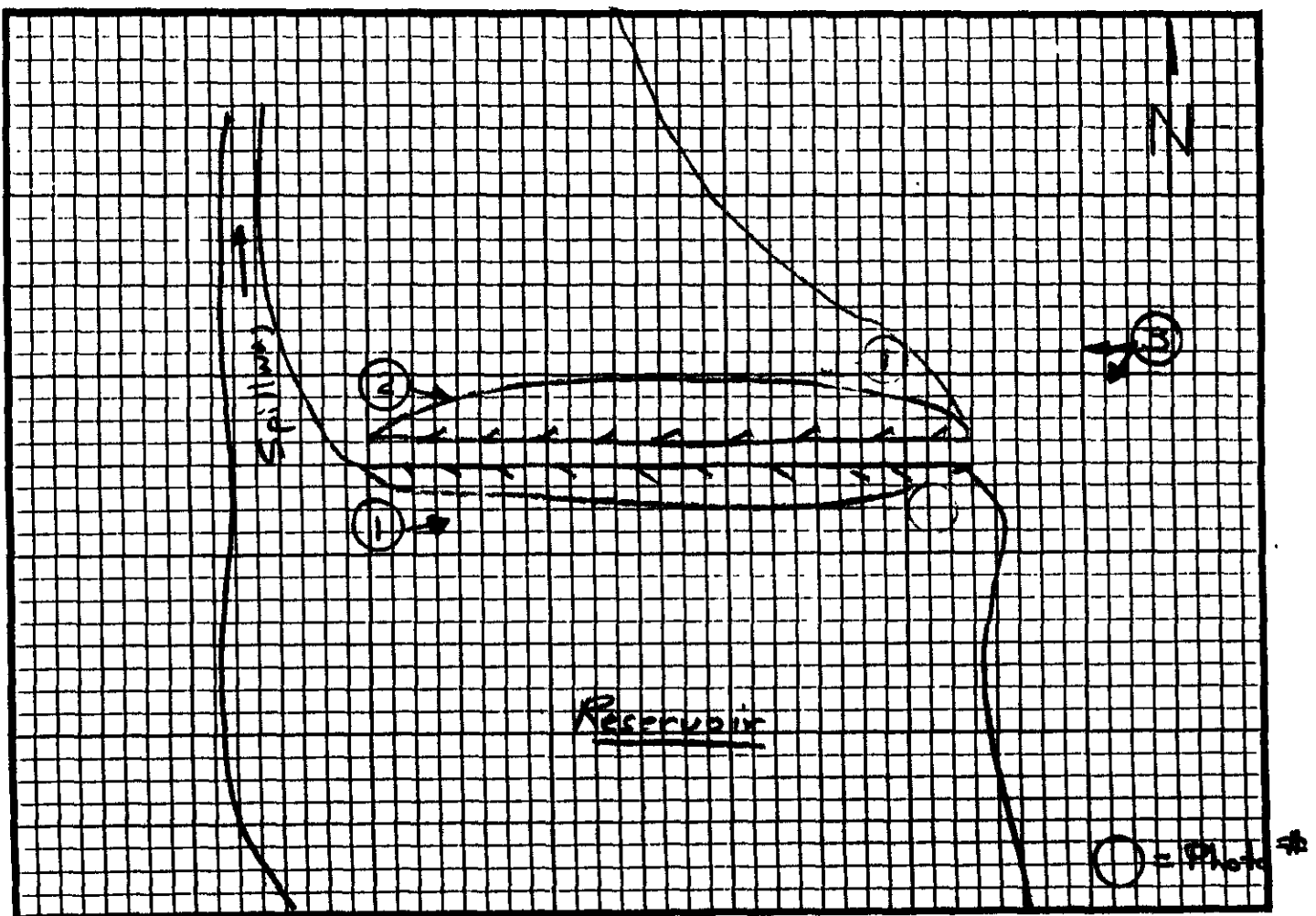
GENERAL CONDITION AND DESCRIPTION OF DAM:

Good, the embankment slopes have a cover of bunch grass started.
The facility appears to be well constructed, good site for stock pond.
Limited drainage area above the dam.

INSTRUMENTATION READINGS (Piezometer, Seepage measurement, Alignment, Elevation, etc.)

None

SKETCH OF DAM SHOWING LOCATION OF SPILLWAY AND OUTLET WORKS AND ANY MAINTENANCE PROBLEMS:



RECOMMENDATIONS: Too small to be regulated by the Dept. -- 5 yr.

Monitor the embankment slopes for erosion/livestock damage, repair as needed.

Date: 7/15

, 19 99

MICROFILMED
SEP 29 1999

Inspected by:

J. Westa Western Reg.
D. Tomich, Western Reg.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DAM INSPECTION PHOTOGRAPHS

DAM NAME: Dryden Peak

NO: D57-07590

DIRK KEMPTHORNE
GOVERNOR

DATE: 7/2/99

By: J. Westra

KARL J. DREHER
DIRECTOR

+++++

1. Upstream slope and
embankment crest, taken
from the left abutment,
road.

2. Downstream slope and toe,
and bunch grasses

3. Overview of the reservoir
and embankment.

embankment crest, taken
from the left abutment,
good.

2. Downstream slope and toe,
seeded bunch grasses



Overview of the reservoir
and embankment.



MICROFILMED

SEP 29 1999

embankment crest, taken
from the left abutment,
good.

2. Downstream slope and toe,
seeded bunch grasses

3. Overview of the reservior
and embankment.



MICROFILMED

SEP 29 1999

DAM SAFETY HAZARD CLASSIFICATION WORKSHEET

Dam No. 57-07590Dam Name: Dryden Peak

Total Points	Class
0 to 24	Low Hazard
25 to 99	Significant
100	High Hazard

Date of Inspection: 7/15/99Inspector: J. WestraDistance below Dam Evaluated: several milesHazard Class: LowDam Ht. x Surface Area = 20 Ft x .4 = 8 Ac-Ft.Terrain Characteristics: ☒ Steep ^{to} ☒ Moderate ☐ Gently sloping

PART I - Briefly describe the area below the dam (geography, development, land use, etc.)

Rangeland for many miles borders Squaw Creek drainage. Roeser Ranch headquarters near creek.

PART II - DEVELOPMENT

	Low Density	Approx. Dist. Below Dam	Hazard Factor	Points
<u>Residential</u> Roeser Ranch Area	<u>(100)</u>	2.5 mi.	0	0
Commercial or Industrial	80			
Uninhabited Buildings	20			
School, Hospital, Sewer or Water Treatment Plant	100			
Subtotal				

PART III - LAND USE

		Approx. Dist. Below Dam	Hazard Factor	Points
Improved cropland, Irrigated pasture, Feedlot	50			
<u>Rangeland</u>	15 ~~30~~	0-5 mi.	.5	4.5
Recreation sites (campgrounds, parks, etc.)	30			
Subtotal				<u>4.5</u>

PART IV - TRANSPORTATION

		Approx. Dist. Below Dam	Hazard Factor	Points
Roads: Type				
Highway	70			
Paved	30			
Gravel	5			
Dirt	0			
Railroad	30			
Subtotal				

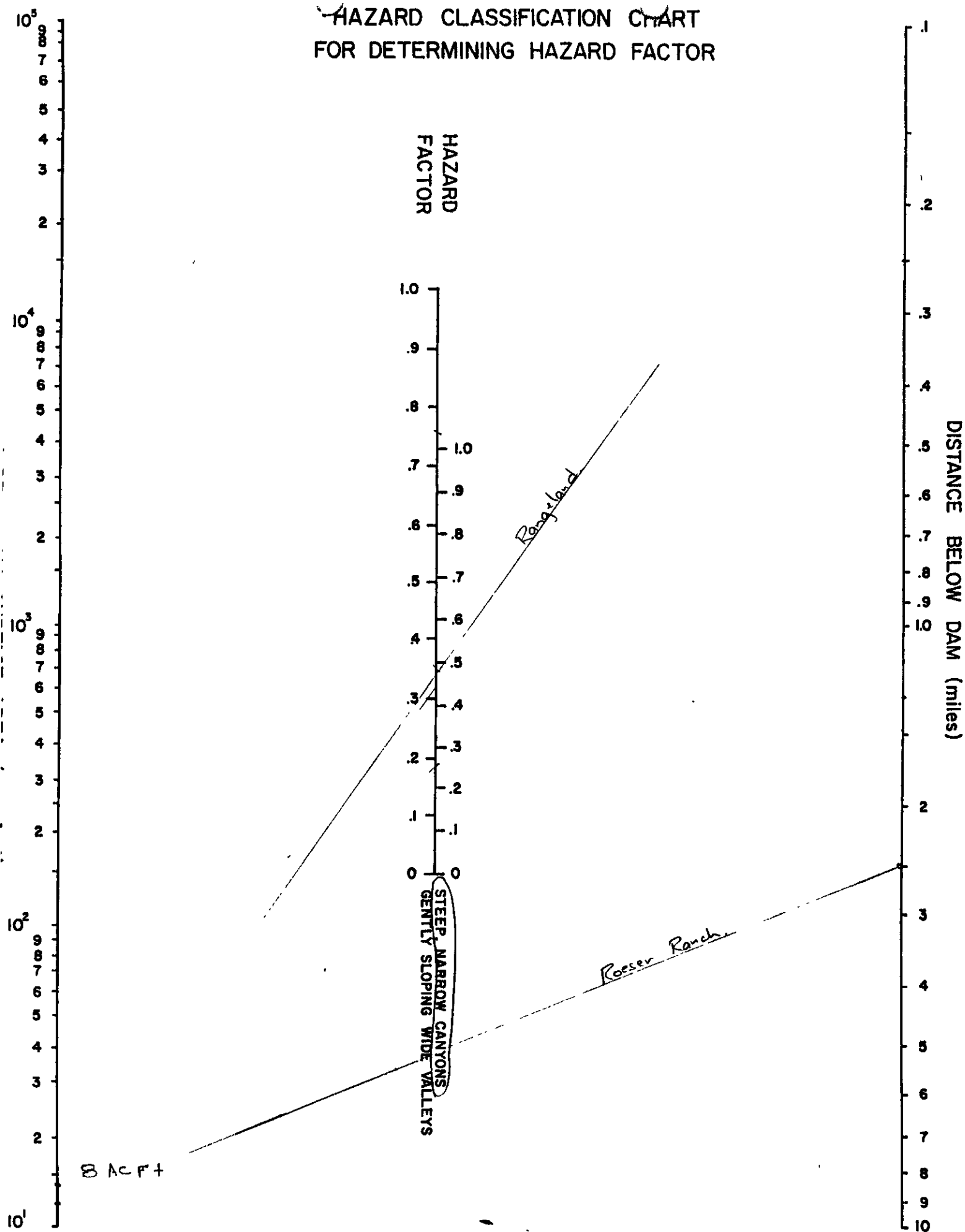
PART V - ENVIRONMENTAL AND MISCELLANEOUS

		Approx. Dist. Below Dam	Hazard Factor	Points
Scenic	20			
Fish & Wildlife	5-50			
Other (dams, canals, power plants, etc.)	()			
Subtotal				
Total Points				<u>4.5</u>
				Low

MICROFILMED

JUL 29 1999

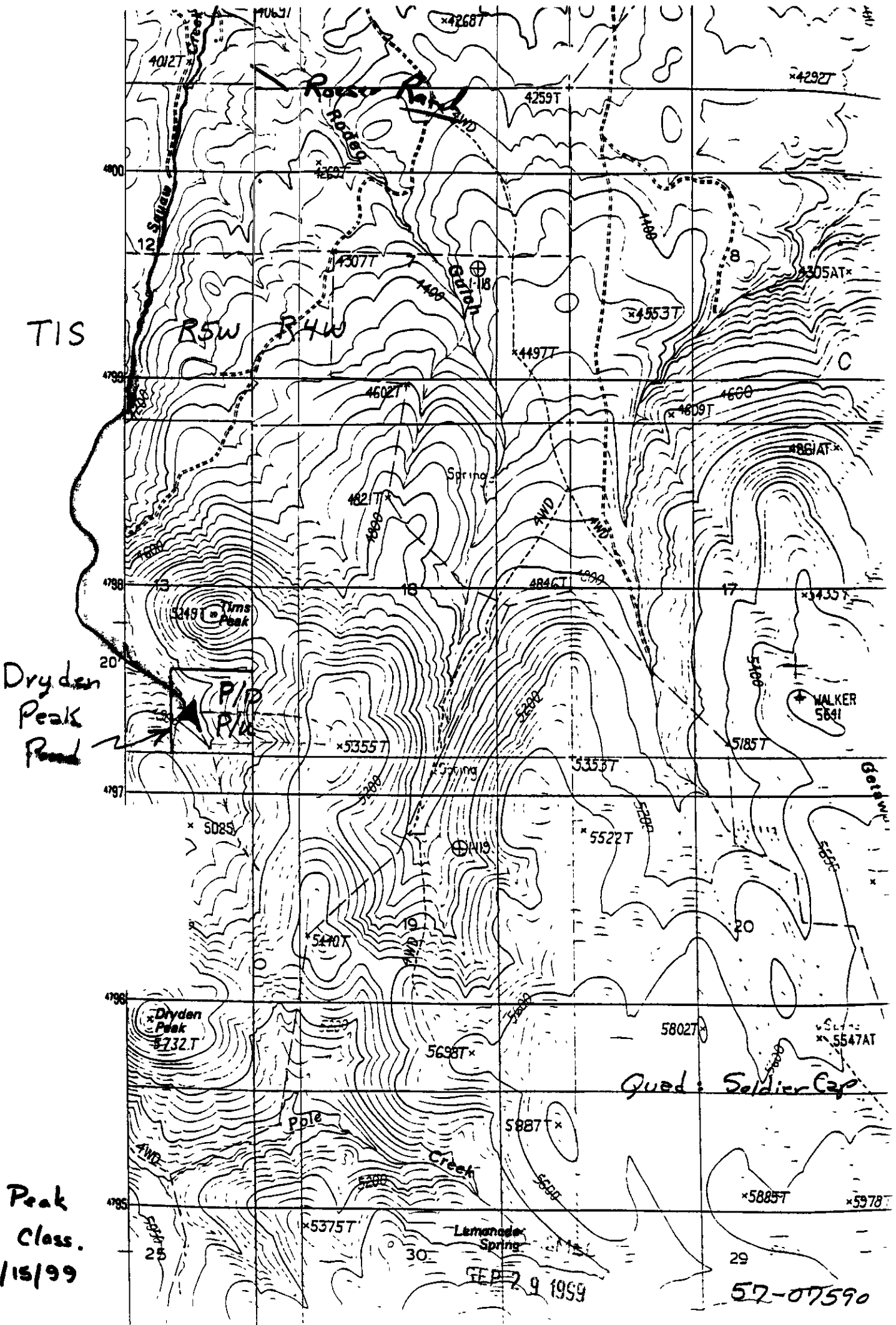
HAZARD CLASSIFICATION CHART FOR DETERMINING HAZARD FACTOR



Dryden Peak
D57-07590
7/15/99 JFW

MICROFILMED

SEP 29 1999



Dryden Peak
Hazard Class.
7/15/99

SEP 29 1999

57-07590

MEMORANDUM

TO: File 57-07590

FROM: Sharla

DATE: April 16, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 57-07590 are as follows:

H. RECOMMENDATIONS

Stockwater	1/1 - 12/31	0.09 cfs	4.3 afa
Stockwater Storage	1/1 - 12/31		3.0 afa
~~Wildlife~~	~~1/1 - 12/31~~	~~0.02 cfs~~	~~4.3 afa~~
Wildlife Storage	1/1 - 12/31		3.0 afa
TOTALS		0.11 cfs	7.3 afa

Volume for stockwater was calculated as follows. $400 \text{ head} \times 12 \text{ gpd/head} \times 292 \text{ days} / 325,850 = 4.3 \text{ af}$. Wildlife volume for USFS and BLM rights is the same as stockwater, not additive. There is storage involved in this right. Dam safety records have been checked as back-up to examiner's storage volume recommendation.

- (1) Use is instream stockwater add remark.
(2) Instream wildlife is not authorized without a minimum stream flow appropriation. Remove.
S.W. Keen
8-9-99

Examiner: Dan Tomich
Exam Date: July 10, 1996

MICROFILMED

SEP 29 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 57-07590 DATE 4/16/98 REVIEWER: S H A R L A

NAME 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 .11 cfs
 Fee limit .20 cfs \$5000
 Measured — cfs $400 \times .00022 = .09$ cfs
 Theoretical — cfs $400 \times .0134 = 5.4$ af
 Recommended Total Div Rate .11 cfs

WATER USES

<u>Stock</u>	<u>.09</u> cfs	<u>544.3</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69) supp gw (WB7/065/079) overlap spec. combined rts (W35) <1acre (W31) Domestic (W01/WB5/070/071/075) Power (W42 or W43/025/027/R22 or R23) Fish (042) Fire (077) Wtr Quality (081/R07)
<u>" stor "</u>	— cfs	<u>30</u> af	
<u>wild</u>	<u>.02</u> cfs	<u>544.2</u> af	
<u>" stor "</u>	— cfs	<u>3.0</u> af	
TOTALS	<u>.11</u> cfs	<u>7.2</u> af	

$400 \times 12 \times \frac{292}{325,850} = 4.3$

Flow rate .09 cfs X 292 days X 1.98 = 52.0 af

REMARKS Proj #8973, Allotment 0556

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 N/A Adjust Memo volume

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 12 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 57-07590
1. Owner: Bureau of U.S. Dept. of Interior, Land Management Phone No. (208) 384-3348
Current Address: 3948 Development Av. Boise, ID 83705
2. Accompanied by: Bob Mallis, Water Rights Cor. EXAM DATE: 7-10-96
Address: Pat Kane, Range Cor., Lower Snake Riv. Distr., Boise Phone No. 384-3348 (Mallis)
Field office 384-3436 (Kane)
Relationship to Permit Holder: Owyhee Res. Area, Employees
3. Source: Unnamed Stream tributary to Squaw Creek; Snake River

B. OVERLAP REVIEW

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SE	13	1S	5W	Owyhee	office exam, Verified BLM Project file

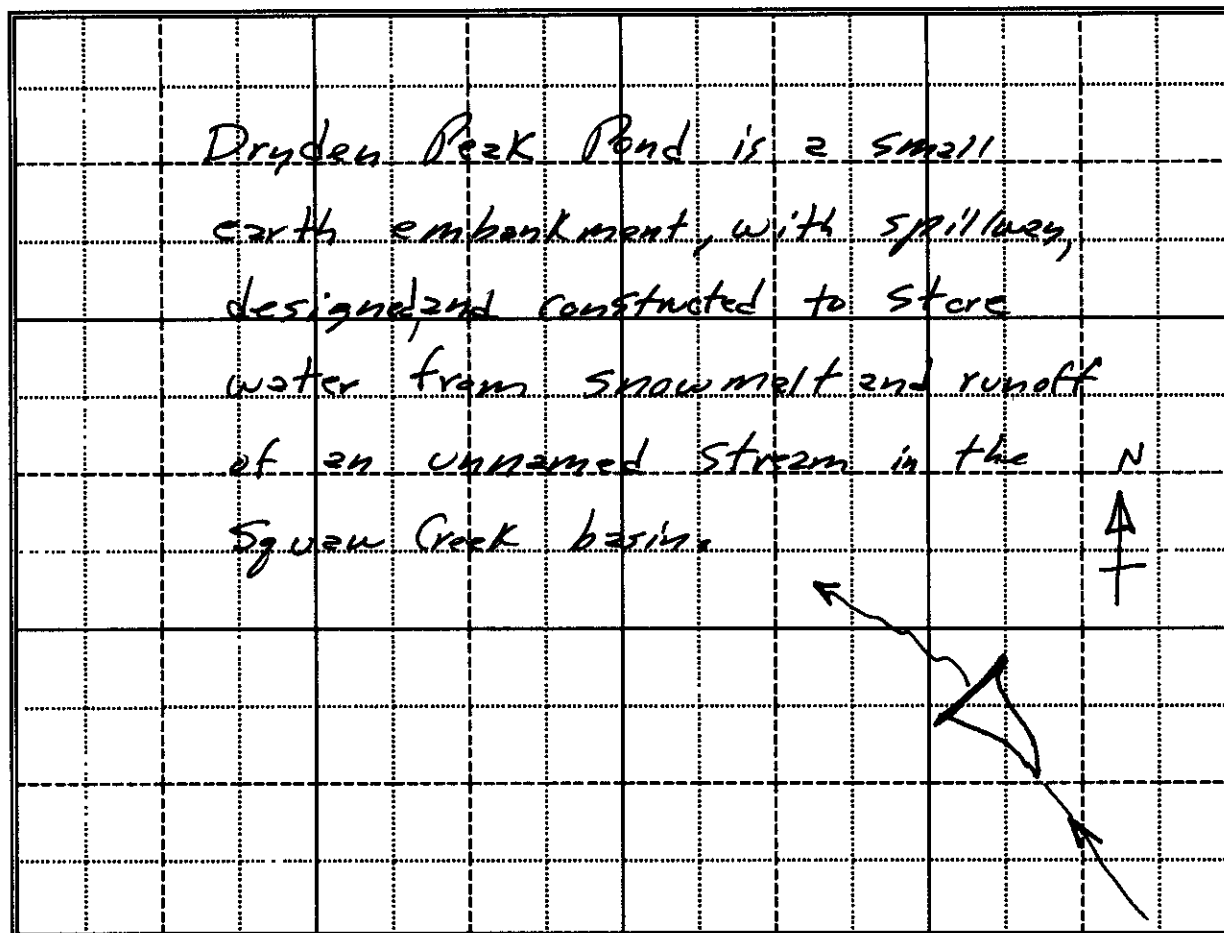
2. Place(s) of Use:

Indicate Method of Determination office exam ^{BLM} Project file

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1S	5W	13																S	

MICROFILMED
SEP 29 1999

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 *None*

1.

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

2. Measurements: *None*

MICROFILMED

SEP 29 1999

E. NARRATIVE/REMARKS/COMMENTS

1. An office exam was conducted at the BLM, Lower Snake River District office at 3948 Development Av., Boise. Bob Mellis, Water Rights Coordinator, and Pat Kane, Bunge Conservationist, Owyhee Resource Area, were present.
2. Information in their Project File verified the location and construction of the Stockwater Pond. Project # 8973
3. The stockwater pond serves 400 range cattle in the Shores Basin Allotment, # 0556, and has a season of use from March 15 to December 31 each year, with a period of use of 01/01 to 12/31.
4. The dam ^{is} ~~was~~ 19.2' high, and ^{the pond} has 3.0 AF total capacity, with 2.4 AF of active capacity.

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

RECEIVED
SEP 29 1999

Additional Computation Sheets Attached

400 Range Cattle & Wildlife

From Admin Memo. #3 ; $Q = 0.09$ cfs allowed.

From Permit; wildlife; $Q = \underline{0.02}$ cts

total $\Phi = 0.11$ cfs

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DB} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

V = Smaller of V_{IB} and V_{DB} = _____

2. Volume Calculations for Other Uses:

Stockwater only:

$$\left(\frac{3}{15} \text{ to } \frac{12}{31} \right) AF/Ann. = \left(\frac{25 \text{ GPD}}{\text{Head}} \right) \left(\frac{400 \text{ Head}}{1} \right) \left(\frac{285 \text{ Days}}{\text{Ann.}} \right) \left(\frac{AF}{325,850 \text{ Gal.}} \right) = 8.75$$

H. RECOMMENDATIONS

[(12 month) Allowed $5.4 \frac{\text{AF}}{\text{Ann.}}$]; Storage Capacity = 3.0 AF = $8.8 \frac{\text{AF}}{\text{Ann.}}$
 9 1/2 month $\approx 4.3 \frac{\text{AF}}{\text{Ann.}}$ Proof of Beneficial Use = 2.0 AF/Ann.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	3/15	12/31	0.09	2.0
wildlife	3/15	12/31	0.02	
Totals:			0.11	2.0

2. Recommended Amendments

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

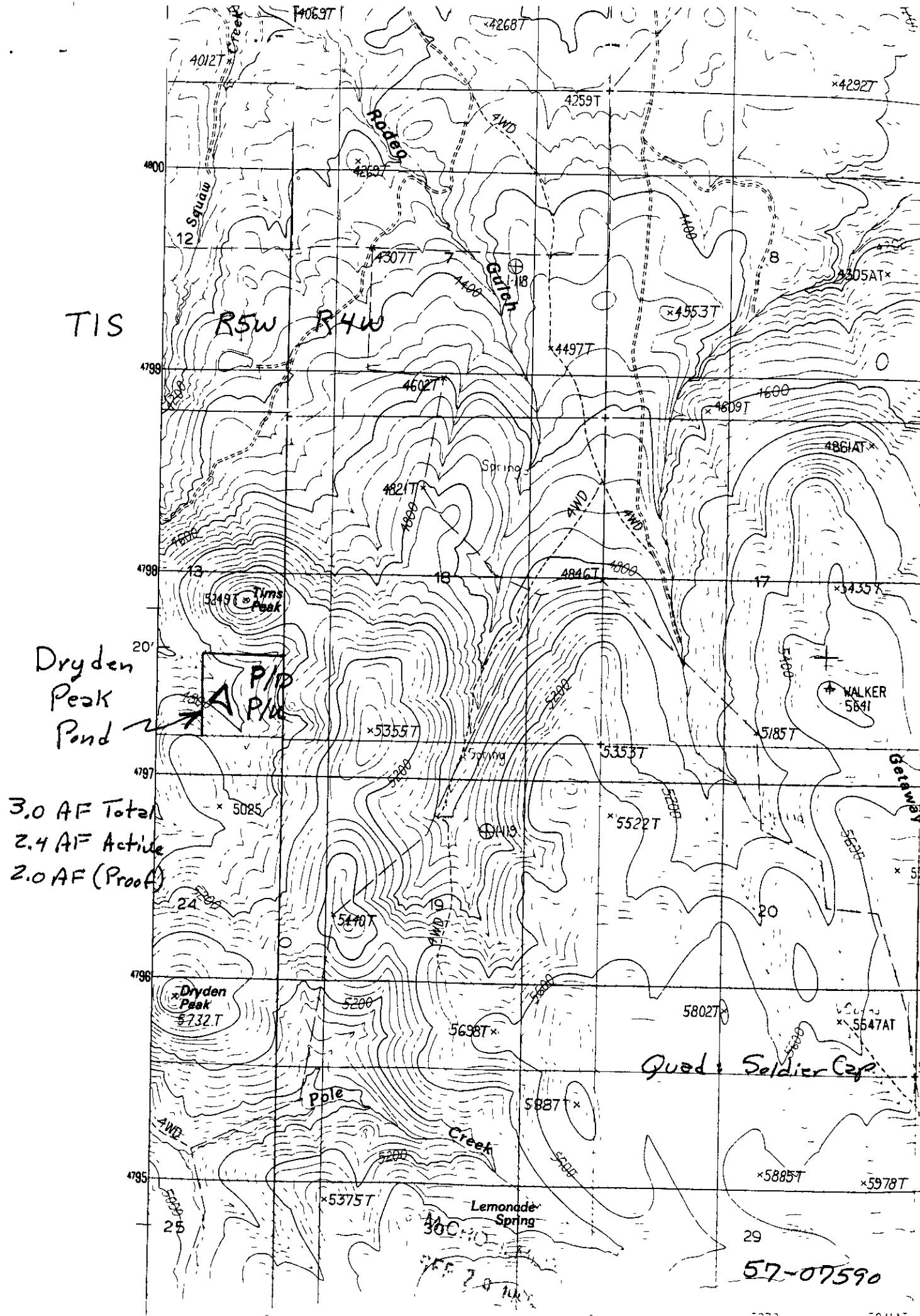
I. AUTHENTICATION

Field Examiner's Name Dan Tomich Date 7-22-96

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

SEAL

SEP 29 1939



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 57-67590 Reviewed by [Signature] 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	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address X

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. 57-07590

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

RECEIVED

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. 57-07590

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.

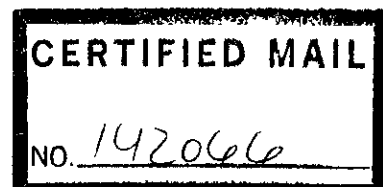
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

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. 57-07590

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.

If the diversion dam is 10 feet or more in height, or has an impounding capacity of 50 acre-feet or more, certain dam safety requirements must be met. Please contact the regional office nearest you for details.

Sincerely,

A handwritten signature in dark ink, appearing to be 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON, Section Manager
Water Right Permits Section

JJ:dc

Enclosures

MAILED 2 57

JUL 26 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

Application #: 57-1590 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(dam) - 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 - 6 <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(FERC); 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 P/O AKA Dryden Peak Pond.
② WD 2(400 RC)

BENEFICIAL USE DUE:

COMMENTS:

- 7-1-1995

CINDY

BLM HAS FILED AN
APPLICATION TO CONSTRUCT
THE DAM. PLEASE INCLUDE
CONDITION 18B ON PERMIT.
THANKS.

Mike

6/30/94 - routed to Mike S. for dam safety review. cz

WRO749NP
No. P57-07590

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 STOCKWATER STORAGE WILDLIFE WILDLIFE STORAGE	01-01 12-31 01-01 12-31 01-01 12-31 01-01 12-31	0.09 CFS 0.02 CFS	 3.00 AFA 3.00 AFA
TOTAL DIVERSION:					0.11 CFS	

Water Source: UNNAMED STREAM

Tributary to: SQUAW CREEK

Stage: PERMIT

Point(s) of Diversion: T01S R05W S13 NWSESE OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
				NENE	NWNE	SWNE	SENE	: NENW	NWNW	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
01S	05W	13	:					:				:							S	:

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

Pou County: OWYHEE

Conditions of Approval:

- 188 - The storage of water under this right is contingent upon the
- certification of the dam and authorization of storage per the dam
- safety provisions of the Idaho Code.

Remarks: Place of use is locally known as Dryden Peak Pond.
Stockwater is for 400 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
Dryden Peak Pond #8973. Soldier Cap Quad.
On stream 19.2' high earthen dam; 2.4 AF active reservoir
capacity; 3.0 AF total reservoir capacity.

Audit: 06/30/94 CZIMMER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: R DATE: 4/21/94 APPLICATION: 57-7590

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 municipality, 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

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: Copy to JFW 4/21/94 ☒
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-

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, DM

☐

☒

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 4/20/1994

Recommended by: DM

Date 6/27/94

STATE OFFICE REVIEW

☐

☐

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

Storage needed since .11 cfs → .2 AF/day, takes > 1 day to fill.

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

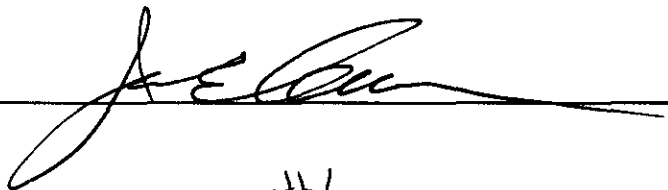
newspaper, in

2 (two)

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

May 4 and 11, 1994

Signed



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

Cornie Bowling

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

RECEIVED

JUN 01 1994

WATER RESOURCES
WESTERN REGION

MIDWESTERN

JUL 26 1994

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
Diverslon Pt: NESENW Sec
34 T 01S R 02W in OWYHEE
County.
NWSNW Sec 34 T 01S R
02W in OWYHEE County
SWSNW 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
57-07589 ✓
US DEPARTMENT OF THE
INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: UNNAMED STREAM
Tributary: SQUAW CREEK
Diverslon 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
Diverslon Pt: SWSNE 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

57-07590

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

Source: UNNAMED STREAM

Tributary: SQUAW CREEK

Diversion Pt: NWSESE Sec 13 T 01S R 05W in OWYHEE County.

Use: STOCKWATER	(.090 CFS)	
STOCKWATER STORAGE		(3.00 AF)
WILDLIFE	(.020 CFS)	
WILDLIFE STORAGE		(3.00 AF)
Total Diversion:	(.110 CFS)	

Date Filed: 4/20/1994

In: OWYHEE County
T01S R05W S13 SESE

APR 26 1994

JUL 26 1994