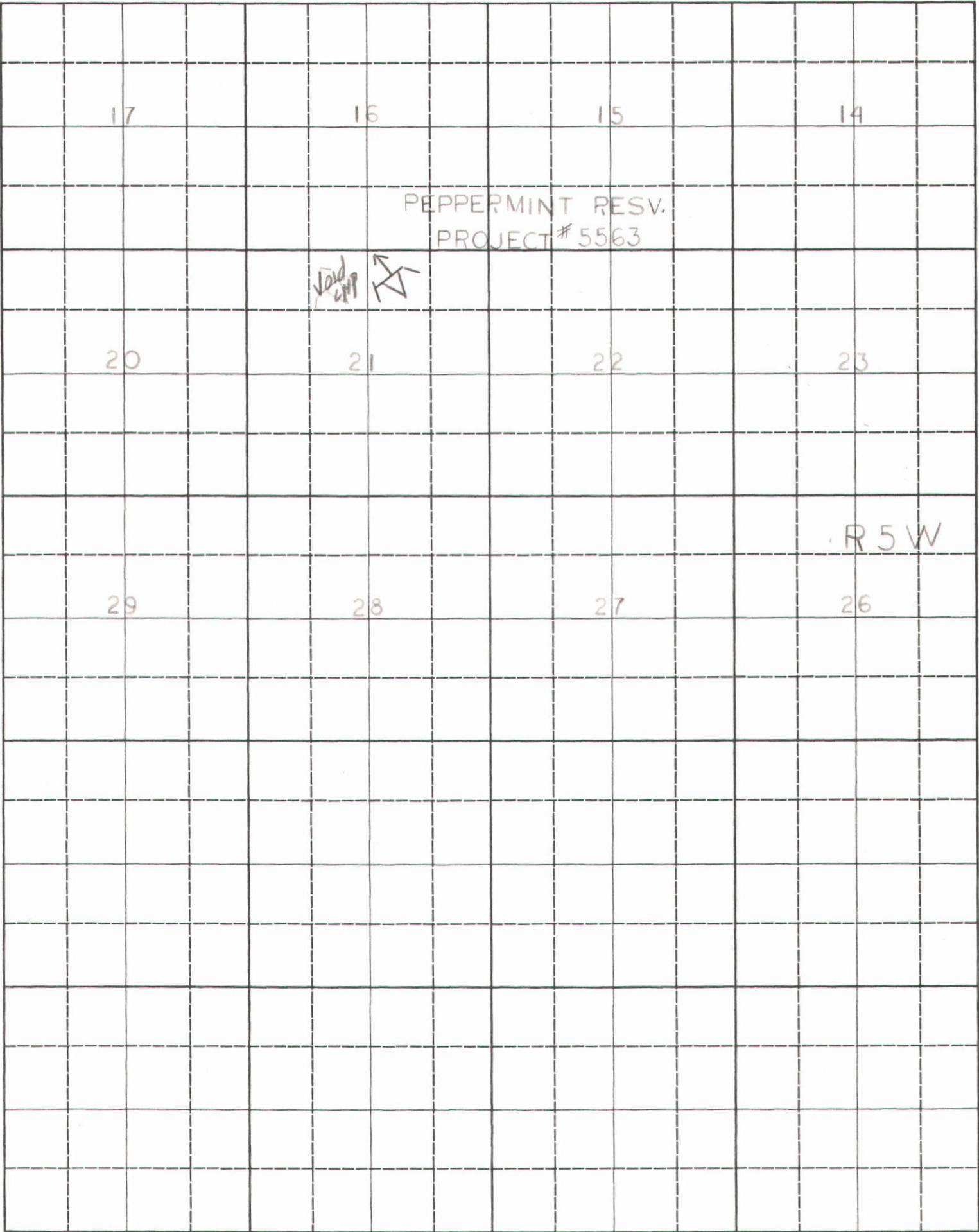


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

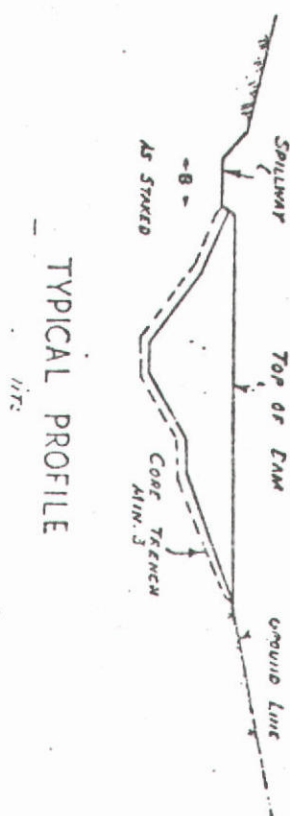
TIOS



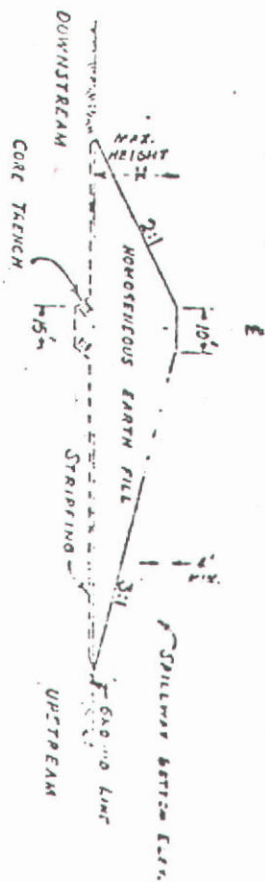
Scale: 2 inches equal 1 mile.

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.

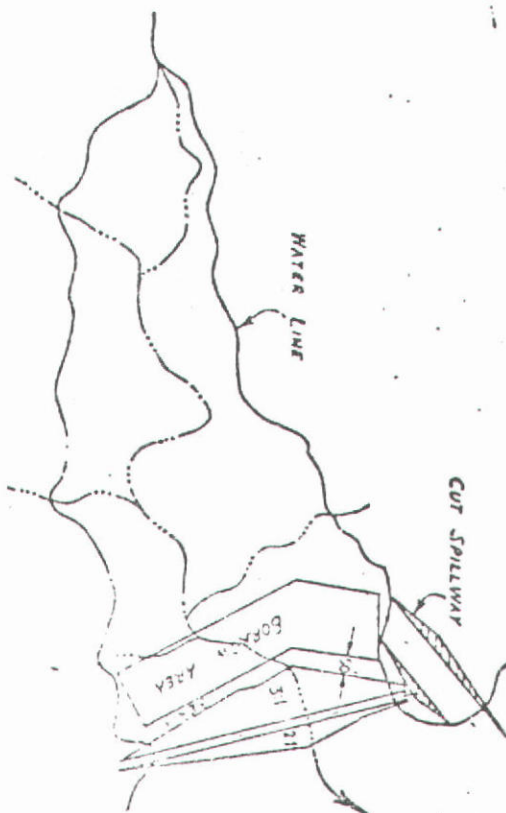
James Babbitt
(Applicant)
acty District Manager



TYPICAL PROFILE



TYPICAL CROSS-SECTION



PLAN

U. S. DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT	
TYPICAL STOCKWATER DAM	
DESIGNED BY	REVIEWED BY
DRAWN BY	APPROVED BY
CHECKED BY	DATE
DATE	DATE

MICROFILMED



WATER RIGHT LICENSE

License No. 55-7122 Priority 08/15/1979 Amount CFS 1.0 AF

THIS IS TO CERTIFY, that U.S. Dept. of Interior, Bureau of Land Management

of Boise, Idaho, has complied with the terms and conditions of

Permit No. 55-7122 issued pursuant to Application for Permit dated 08/15/1979, and has

submitted proof to the Department of Water Resources on 07/09/1981, that he has applied water to a

beneficial use; and examination by the Department indicates that the works have a capacity for the

storage of 1.0 af of water from an unnamed stream

tributary to sinks

, and that the permit holder has

applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
n/a	1.0 af	Storage for Stockwater	06/16 - 09/22
n/a	1.0 af	Storage for Wildlife	01/01 - 12/31

Location of point of diversion: NW1/4 NE1/4, Section 21, Twp 10S, Rge 5W, Owyhee County

Location of place of use:

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	5W	21		X															

Total number of acres irrigated _____

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho this 29th day of June, 1984.

MICROFILMED

Acting for the

Director

Det

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL
OF APPLICATIONS FOR PERMIT NOS. 55-7116,
55-7117, 55-7118, 55-7119, 55-7120, 55-7121,
55-7122 AND 55-7123 IN THE NAME OF THE
BUREAU OF LAND MANAGEMENT

MEMORANDUM DECISION
AND ORDER

On July 30, 1979, the Bureau of Land Management applied to the Department of Water Resources for Permit No. 55-7116 to appropriate one acre-foot of water to be diverted and use within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, Twp. 10S, Rge. 5W, Owyhee County, and for Permit No. 55-7117 to appropriate one acre-foot of water to be diverted and used within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp. 10S, Rge. 5W, Owyhee County. On August 15, 1979, the Bureau of Land Management applied to the Department of Water Resources for Permit No. 55-7118 to appropriate one-acre foot of water to be diverted and used within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, Twp. 12S, Rge. 4W B.M., Owyhee County and for Permit No. 55-7119 to appropriate one-acre foot of water to be diverted and used within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Twp. 10S, Rge. 5W B.M., Owyhee County and Permit No. 55-7120 to appropriate one-acre foot of water to be diverted and used within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, Twp. 10S, Rge. 5W B.M., Owyhee County and Permit No. 55-7121 to appropriate one-acre foot of water to be diverted and use within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Twp. 10S, Rge. 5W B.M., Owyhee County and Permit No. 55-7122 to appropriate one-acre foot of water with a point of diversion and place of use within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 10S, Rge. 5W B.M., Owyhee County and Permit No. 55-7123 to appropriate one-acre foot of water with point of diversion and place of use within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, Twp. 12S, Rge. 4W B.M., Owyhee County. All applications list the source as a side drainage, tributary to sinks, and the purpose of all applications is water for stock and wildlife.

Notice of Application Nos. 55-7116 and 55-7117 were published in the Owyhee Nuget, Marsing, Idaho on August 23 and 30, 1979. Notice of Application Nos. 55-7118 through 55-7123 were published in the Owyhee Nuget, Marsing, Idaho on August 30 and September 6, 1979. A protest against the approval of all of the applications was received from Eric Knehans in behalf of the South Board of Control, Owyhee Project on September 10, 1979.

On November 7, 1979, a conference was held in Homedale, Idaho. The applicant was represented by Joseph B. Brooks, field solicitor, and Alan D. Tripp

and Oscar E. Anderson, both from the Bureau of Land Management. The protestant was represented by Eric Knehans and Carroll Johnston. The major issue raised was whether the applications would reduce the amount of runoff water available to fill the Owyhee Reservoir. The arguments of all parties were heard at the conference and it was agreed that the Director should reach a decision in the matter based upon the information gathered at the conference, and upon the official files and records of the Department.

Based upon the information presented at the conference, the official files and records of the Department of Water Resources and the Director's understanding of the law, the Director of the Department of Water Resources makes the following Findings of Fact, Conclusions of Law, Analysis and Order:

FINDINGS OF FACT

1) The Bureau of Land Management manages the lands on which the proposed diversions are to be made for the United States Government and the primary use of the land is livestock grazing and wildlife habitat.

2) The dams and reservoirs will be used to water approximately 150 head of livestock for three months.

3) The number of livestock will not be increased over what has previously used the area.

4) The dams are small and were constructed in the summer of 1978.

5) The history of the Owyhee Reservoir shows that even in years when the reservoir has not filled, there has been sufficient water in the reservoir to meet the irrigation needs of the lands served by the reservoir.

6) There are years when there is more water available in the drainage than can be stored in the Owyhee Reservoir which results in spill past the reservoir.

7) The protestants stated they were not concerned about these particular applications because of their insignificant size, however, they are concerned that continued development in the Owyhee Drainage will eventually damage the water right held for the Owyhee Reservoir.

CONCLUSIONS OF LAW

1) There is unappropriated water in the Owyhee Basin that is in excess of the amount required to irrigate the lands under the Owyhee Project.

2) The livestock in the area in past years have watered at natural watering holes on sources in the Owyhee River Drainage and, therefore, the change in the place they water will have no detrimental effect upon the amount of water available to fill the Owyhee Reservoir.

3) None of the other items described in Section 42-203, Idaho Code, which may be considered by the Director in evaluating an application for permit were validly raised as issues at the conference.

4) The applicant is entitled to permits from the Department of Water Resources with certain conditions and limitations.

ANALYSIS

At the conference, the protestants stated they were not concerned about these filings of the Bureau of Land Management, particularly when it was made clear that the total storage of all eight reservoirs is approximately 4 acre-feet even though 8 acre-feet had been applied for. It was also pointed out that no additional livestock would be grazed in the area of these reservoirs and that they were constructed to provide easier access to water for the livestock. While there will undoubtedly be some evaporation loss and loss to deep percolation, this amount of loss will be minor and may be less than the loss that occurs in the stream and further will probably not have a measurable effect on the Owyhee Reservoir. Information was presented at the conference that in the 45 years through 1979, the reservoir has filled 24 times and has always provided sufficient storage for the lands within the Owyhee Project.

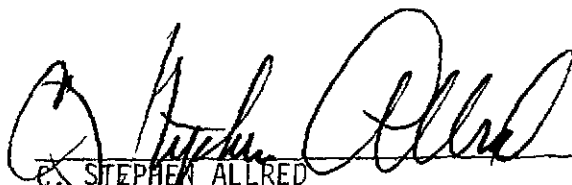
None of the reservoirs are located on flowing streams and will store water only during the early spring runoff conditions. Their construction in this fashion should not result in any conflict with natural flow irrigation rights in the Owyhee Basin.

ORDER

IT IS, THEREFORE, HEREBY ORDERED and Applications for Permit Nos. 55-7116, 55-7117, 55-7118, 55-7119, 55-7120, 55-7121, 55-7122 and 55-7123 be APPROVED subject to the following conditions:

- 1) These permits be and are subject to all prior water rights.
- 2) Proof of construction of works and application of water to beneficial use be submitted on or before September 1, 1981.

Dated this 7 day of August, 1980.


C. STEPHEN ALLRED
Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL
OF APPLICATIONS FOR PERMIT NOS. 55-7116,
55-7117, 55-7118, 55-7119, 55-7120, 55-7121,
55-7122 and 55-7123 IN THE NAME OF THE
BUREAU OF LAND MANAGEMENT

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT on the 7th day of August, 1980, true and correct
copies of the foregoing Memorandum Decision and Order was mailed, postage prepaid
to:

Bureau of Land Management
230 Collins Road
Boise, ID 83702

Erich Knehans, Secy.-Mgr.
South Board of Control, Owyhee Project
Homedale, ID 83628



RITA I. FLECK

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Peppermint Resv. #5563

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Bureau of Land Management Phone 384-1582

Post office address 230 Collins Road, Boise, ID 83702

2. Source of water supply Unnamed stream J.J. 8-4-80
Side drainage which is a tributary of Sinks

3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 10S

Range 5W B.M. Owyhee County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.0 for Livestock purposes from 6-16 to 9-22 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.0 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:

a. _____ cubic feet per second and/or b. 1.0 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Side drainage storage resv.

b. Height of storage dam 10 feet, active reservoir capacity 0.5 acre-feet; total reservoir capacity 1.0 acre-feet, materials used in storage dam: Earth filled

Period of year when water will be diverted to storage 1-1 to 12-31 inclusive.
(Month/Day) (Month/Day)

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

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 — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 10S

Range 5W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered approximately 150 cattle plus wildlife

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion U.S. Government

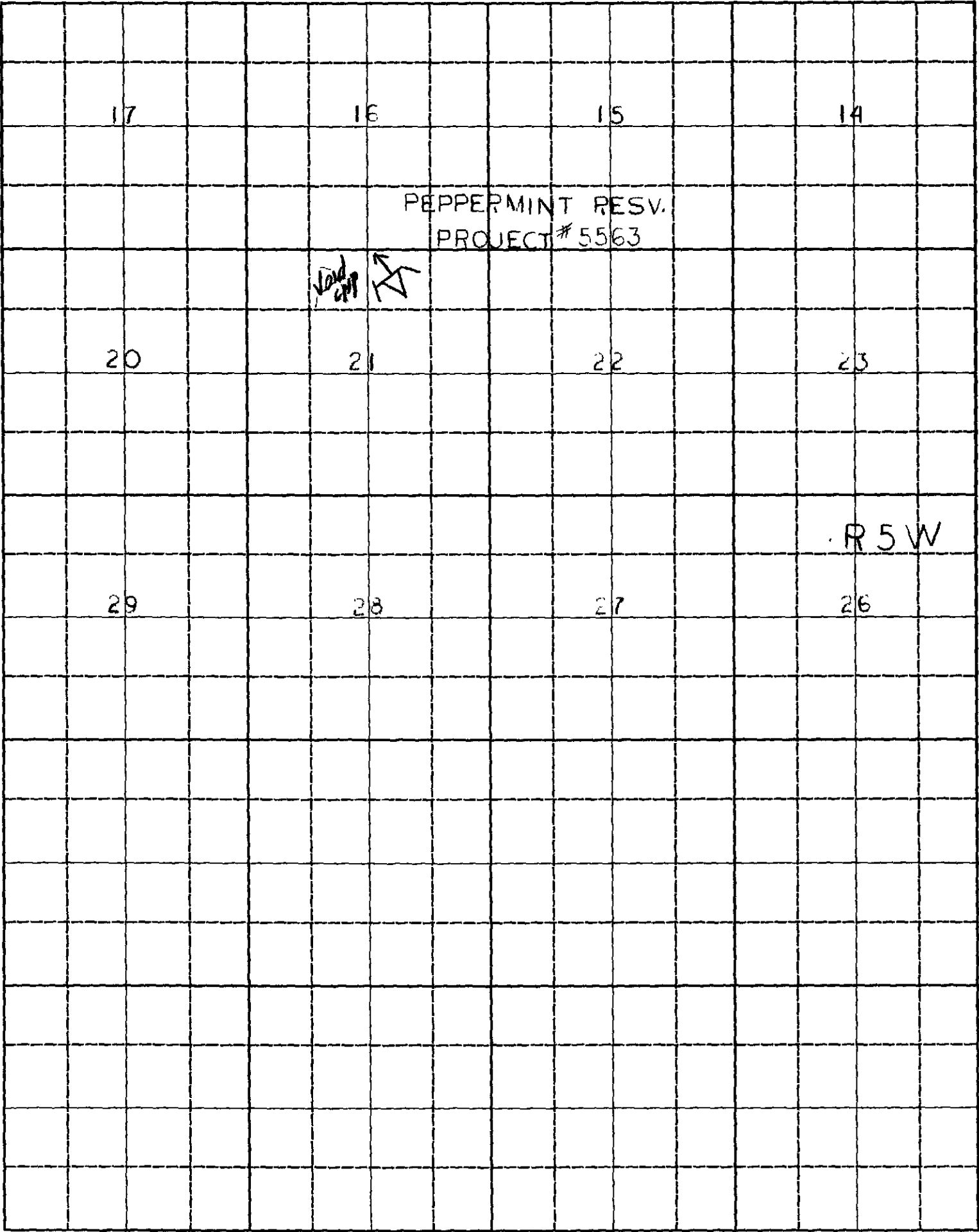
b. Who owns the land to be irrigated or place of use _____

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 Project #5563 - Peppermint Resv.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

TICS



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.

James B. Ballew
(Applicant)
acty District Manager

Priority 8/15/79

Received by EW Date 8-15-79 Time 2:50

Preliminary check by DRT Fee \$ 20.00

Receipted by rg Date 8-15-79 # 14700

Publication prepared by kw Date 8/23/79

Published in Owyhee Nugget

Publication dates 8/30/79 & 9/6/79

Publication approved KK Date 9/18/79

Protests filed by: Eichmarians of South Bend, of Control

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

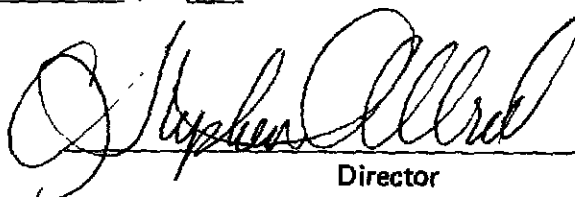
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 55-7122, and said application is hereby APPROVED.

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 September 1, 19 81.
- 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. Other: PURSUANT TO MEMORANDUM DECISION AND ORDER

Witness my hand this 7 day of August, 1980.


Director

ROOF OF PUBLICATION

E OF IDAHO, County of Owyhee, s.s.

RODNEY A. HAWES, being first duly sworn, on oath says
he is the Publisher of the OWYHEE NUGGET, a newspaper of
general circulation, published weekly by Rodney A. Hawes, pub-
lisher and printer thereof, at Marsing, County of Owyhee, State of

that the annexed notice was published in said newspaper once
each week and every week for 2 consecutive weeks, the first pub-
lication being on the 30 day of Aug, 1979, and
the last publication being on the 6 day of Sept,
1979;
that the said newspaper has been published continuously and
uninterruptedly in said county during a period of more than
eight consecutive weeks prior to the first publication
of the attached notice.

PUBLISHER

subscribed and sworn to before me this 6 day of

Sept 1979

NOTARY PUBLIC

Commission expires 9-10-80

RECEIVE

SEP 10 1979

Department of Water Resources
Western Regional Office

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that
the following application(s)
have been submitted for permit
to appropriate the public waters
of the State of Idaho:

55 - 7118

U. S. DEPT. OF INTERIOR.
BUREAU OF LAND MAN-
AGEMENT, 230 COLLINS
ROAD, BOISE, ID 83702
Source: SIDE DRAINAGE
tributary to SINKS
Date Filed: 08/15/1979
Amount: 1.0 AC - FT
Diversion Point: SWNE Sec.
14 T 12S R 04W, OWYHEE
Co.
USE: STOCKWATER (1.0
AC - FT) from 06/16 to
09/22
WILDLIFE (1.0 AC-FT)
from 01/01 to 12/31
Place of Use: SWNE Sec
14 T 12S R 04W
Diversion Means: SIDE
DRAINAGE STORAGE RESV.

55 - 7119

U. S. DEPT. OF INTERIOR.
BUREAU OF LAND MAN-
AGEMENT, 230 COLLINS
ROAD, BOISE, ID 83702
Source: SIDE DRAINAGE
tributary to SINKS
Date Filed: 08/15/1979
Amount: 1.0 AC - FT
Diversion Point: SWNE Sec.
04 T 10S R 05W, OWYHEE
Co.
USE: STOCKWATER (1.0
AC - FT) from 06/16 to
09/22
WILDLIFE (1.0 AC-FT)
from 01/01 to 12/31
Place of Use: SWNE Sec
04 T 10S R 05W
Diversion Means: SIDE
DRAINAGE STORAGE RESV.

55 - 7120

U. S. DEPT. OF INTERIOR.
BUREAU OF LAND MAN-
AGEMENT, 230 COLLINS
ROAD, BOISE, ID 83702
Source: SIDE DRAINAGE
tributary to SINKS
Date Filed: 08/15/1979
Amount: 1.0 AC - FT
Diversion Point: NENW Sec
09 T 10S R 05W, OWYHEE
Co.
USE: STOCKWATER (1.0
AC - FT) from 06/16 to
09/22
WILDLIFE (1.0 AC-FT)
from 01/01 to 12/31
Place of Use: NENW Sec
09 T 10S R 05W
Diversion Means: SIDE
DRAINAGE STORAGE RESV.

55 - 7121

U. S. DEPT. OF INTERIOR.
BUREAU OF LAND MAN-
AGEMENT, 230 COLLINS
ROAD, BOISE, ID 83702
Source: SIDE DRAINAGE
tributary to SINKS
Date Filed: 08/15/1979
Amount: 1.0 AC - FT
Diversion Point: NWSW Sec
28 T 10S R 05W, OWYHEE
Co.
USE: STOCKWATER (1.0
AC - FT) from 06/16 to
09/22
WILDLIFE (1.0 AC-FT)
from 01/01 to 12/31
Place of Use: NWSW Sec
28 T 10S R 05W
Diversion Means: SIDE
DRAINAGE STORAGE RESV.

55 - 7122

U. S. DEPT. OF INTERIOR.
BUREAU OF LAND MAN-
AGEMENT, 230 COLLINS
ROAD, BOISE, ID 83702
Source: SIDE DRAINAGE
tributary to SINKS
Date Filed: 08/15/1979
Amount: 1.0 AC - FT
Diversion Point: NWNE Sec
21 T 10S R 05W, OWYHEE
Co.
USE: STOCKWATER (1.0
AC - FT) from 06/16 to
09/22
WILDLIFE (1.0 AC-FT)
from 01/01 to 12/31
Place of Use: NWNE Sec
21 T 10S R 05W
Diversion Means: SIDE
DRAINAGE STORAGE RESV.

55 - 7123

U. S. DEPT. OF INTERIOR.
BUREAU OF LAND MAN-
AGEMENT, 230 COLLINS
ROAD, BOISE, ID 83702
Source: SIDE DRAINAGE
tributary to SINKS
Date Filed: 08/15/1979
Amount: 1.0 AC - FT
Diversion Point: NWSW Sec
15 T 12S R 04W, OWYHEE
Co.
USE: STOCKWATER (1.0
AC - FT) from 06/16 to
09/22
WILDLIFE (1.0 AC-FT)
from 01/01 to 12/31
Place of Use: NWSW Sec
15 T 12S R 04W
Diversion Means: SIDE
DRAINAGE STORAGE RESV.

If issued, the permit(s) will
be subject to all prior water
rights. Protests against the
granting of any permit must be
filed with the Director of the
Idaho Department of Water
Resources, 92 S. Cole Road,
Boise, Idaho 83709 on or before
SEPTEMBER 17, 1979.

C. STEPHEN ALLRED,
Director.

Published 8/30 & 9/26/79 -
Owyhee Nugget, Marsing, Owy-
hee County, Idaho 83639.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 2, 1984

RE: Permit Nos. 55-7122/7123/7143/7144/7145/7147, 57-7363/7365/7366

Bureau of Land Management
Idaho State Office
3380 Americana Terrace
Boise, ID 83706

Gentlemen:

Enclosed herewith are copies of your water right licenses issued on the above referenced permits.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosures

MICROFILMED

REPORT

Permit No.

INITIAL Department of Water Resources

- ## EXAMINATION

Measurement calculations:

1.0 AF - STORAGE - STOCKWATER - 150 HD. CATTLE
WILDLIFE - MISC.

System Description SEE ATTACHMENT.

**Code with map on reverse side. Disregard code if only one.*

RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

Remarks _____

WILKINSON

TWP. 105

21

XGE. SW

✓

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: ✓ NW 1/4, S. 21, T. 10S, R. 5W.

Place(s) of Use ✓

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None
☐ Other

Examiner's Signature

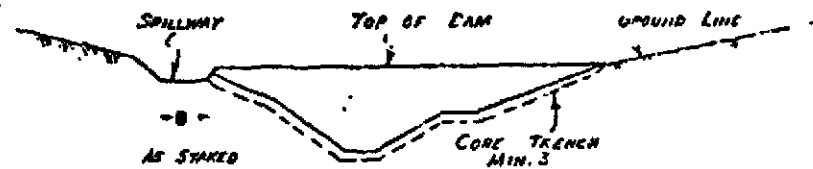
Checked by

Approved by

Date _____

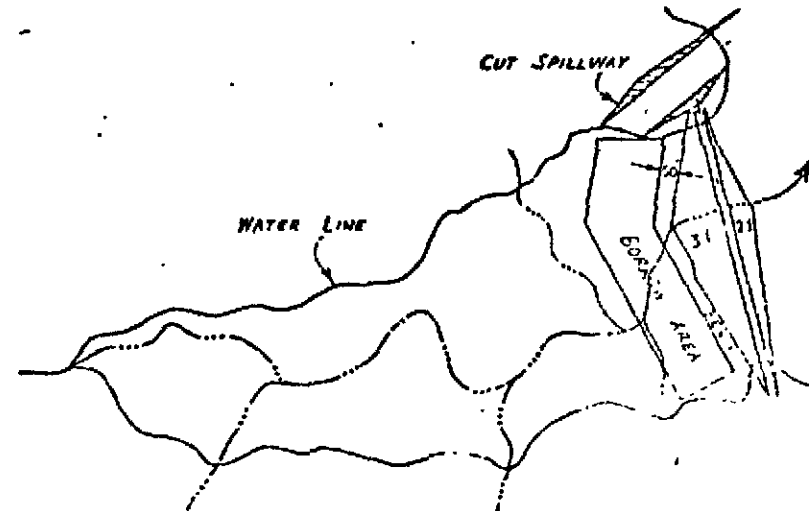
Date _____

Date _____



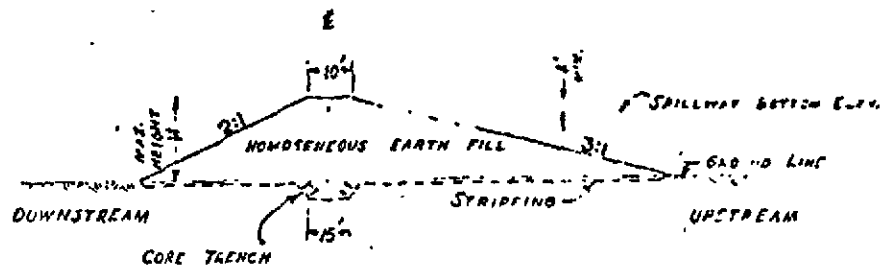
TYPICAL PROFILE

N.T.



PLAN

N.T.



TYPICAL CROSS-SECTION

N.T.

U. S. DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT	
TYPICAL STOCKWATER DAM	
DESIGNED BY <u>CSH</u>	RECOMM. BY <u>CSH</u>
DRAWN BY <u>CSH</u>	RECOMM. BY <u>CSH</u>
CHECKED BY <u>CSH</u>	APPROVED BY <u>CSH</u>
SCALE <u>1" = 10'</u>	
DATE <u>7-1-77</u>	
DRAWN BY <u>CSH</u>	

MICKUFLMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

A. Kenneth Dunn
Director

(208) 334-2190

November 20, 1981

Alan B. Triggs
Bureau of Land Management
200 Collins Road
Boise, Idaho 83725

RE: As per attached sheet.

Dear Gentlemen:

We acknowledge receipt of your statement submitted as proof as beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ A field examiner will contact you to arrange to examine your system.

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

Sincerely,

Judy Pense

Judy Pense
Secretary

MICROFILMED

APPLICATION NOS.

55-7116

55-7117

55-7118

55-7119

55-7120

55-7121

55-7122

55-7123

MICROFILMED

Bureau of Land Management

3948 Development Avenue

Boise, Idaho 83705

PLACE
TEN CENT
STAMP
HERE

RECEIVED



MICROFILMED
JUL 10 1981
FBI - BOISE

JUL 9 1981

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

Department of Water Resources
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No 557122.

Name(s) of Permit Holder: Bureau of Land Management

Post Office Address 3948 Development Avenue Boise, Idaho

83705 Tel. No. 334-1582

Source of Water runoff

Extent of Use

☐ Domestic	(number of households)
☒ Stockwater <u>150 cattle</u>	(number and type of stock)
☐ Irrigation	(acres)
☒ Other <u>wildlife</u>	

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

7/8/81
Date

Alan B. Trujillo
Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
230 COLLINS ROAD
BOISE, ID 83702

138328

JUNE 30, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 55-7122 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: CLW Byers

APPLICATION NUMBER: 55-7122
BLM

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☒ Yes ☐ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. _____
Final date for protests: 9/17/79
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: _____
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☐ Recommendation & initial, recorded on application.
☐ Yes ☐ No Measuring device required.
☐ Yes ☐ No Access port required.
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
Date of priority recommended. _____
Special conditions of approval or cover letter. _____

By: _____ Date: _____

STATE OFFICE REVIEW:

See proposed memorandum Decision
correct item 2

- ☐ See attached sheet for more information.

By: Juni Date: 8/14/80

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 8, 1980

Bureau of Land Management
230 Collins Road
Boise, ID 83702

Gentlemen:

Re: Permit No's. 55-7116 to 55-7123

Enclosed are copies of your approved applications for permit along with a copy of the Memorandum Decision and Order. We direct your attention to the conditions of approval as set forth in the Memorandum Decision and Order.

Any person who does not agree with the decision of the Department may request a rehearing before the Director within twenty (20) days or may appeal directly to the district court within sixty days (60) days of the date the decision is mailed.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:rf

Enclosures

cc: Erich Knehans

MICROFILMED

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTEST AGAINST APPROVAL)	
OF APPLICATIONS FOR PERMIT NOS. 55-7116,)	NOTICE OF CONFERENCE
55-7117, 55-7118, 55-7119, 55-7120,)	AND/OR HEARING
55-7121, 55,7122, & 55-7123 IN THE NAME)	
OF BUREAU OF LAND MANAGEMENT)	
_____)	

On June 30 and July 15, 1979, the Bureau of Land Management filed with the Department of Water resources applications to appropriate the public waters of the State of Iaho. On September 10, 1979 the Department received protests against approval of said applications from Erich Knehans, Secy,-Mgr. of the South Board of Control, Owyhee Project.

The Department has set the matter of protest for conference and/or hearing for Wednesday, November 7, 1979, at 10:30 a.m., at the Homedale Senior Citizens Center, Homedale, Idaho. Any hearing will be held in accordance with provisions of Chapter 2, Title 42, and Chapter 52, Title 67, of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issued involved.

In accordance with Idaho Code, Section 42-203, the following issues are involved in the consideration of the application and protest:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with local public interest?

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes at the expense of the requesting party. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

RECEIVED

If the hearing is conducted by a hearing officer appointed by the Director, rather than the Director himself, a proposed decision will be submitted to the parties and the parties will be afforded an opportunity to file exceptions to the proposed decision and present briefs and oral arguments to the Director prior to the issuance of a final decision by the Director. This procedure is required by Idaho Code, Section 67-5211.

By written stipulation, the parties may waive compliance with Idaho Code, Section 67-5211. If the hearing is conducted by a hearing officer, the hearing officer will ask the parties at the close of the hearing whether they would like to make such a stipulation.

Failure to waive compliance with Idaho Code, Section 67-5211 will not prejudice the Director's review of a party's evidence and arguments. However, such a waiver will shorten the decision-making process and may expedite substantially the issuance of a final decision. Whether compliance with Section 67-5211 is waived will not affect a party's right to petition for a rehearing of the final decision pursuant to Rule 11 of the Department's Rules of Practice and Procedure or affect a party's right to appeal the final decision to the District Court.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department to dismiss without prejudice the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 15 day of October 1979.



DAVID B. SHAW
Western Region Supervisor



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

September 11, 1979

District Manager
Bureau of Land Management
230 Collins Road
Boise, ID 83702

RE: Application for Permit Nos. 55-7116, 55-7117, 55-7118, 55-7119, 55-7120,
55-7121, 55-7122, 55-7123

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. See Above. The Department suggests you contact the protestant(s) directly in an effort to determine the nature of the protest(s) and to attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

Enc.

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

September 11, 1979

Erich Knehans, Secy.-Mgr.
South Board of Control
Homedale, ID 83628

RE: Application for Permit Nos. 55-7116, 55-7117, 55-7118, 55-7119, 55-7120,
55-7121, 55-7122, & 55-7123

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

MICROFILMED

South Board of Control, Owyhee Project

Homedale, Idaho 83628

Phone 337-3760

BEVERLY FISHER
Treasurer

September 7, 1979

ERICH KNEHANS
Secy.-Mgr.

Mr. C. Stephen Allred, Dtr.
Idaho Dept. of Water Resources
92 S. Cole Road
Boise, Idaho 83705

Re: Applications for Permits #55-7118,
#55-7119, #55-7120, #55-7121,
#55-7122, #55-7123.

Dear Mr. Allred:

The South Board of Control Protest's the granting of Permits #55-7118, - #55-7119 - #55-7120 - #55-7121 - #55-7122 and #55-7123 to the U.S. Department of Interior, Bureau of Land Managment, 230 Collins Road, Boise, Idaho 83702. Source: Side Drainage tributary to Sinks, Datas Filed: 08/15/1979, Amount: 1.0 AC - Ft.

We Protest the use of this water as it infringes on the South Board of Control's water supply.

Sincerely,

Erich Knehans
Erich Knehans, Secy.-Mgr.
South Board of Control

EK/mt

RECEIVED
SEP 10 1979

Department of Water Resources
Western Regional Office

MICROFILMED

55-7122-

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MANAGEMENT, 230 COLLINS ROAD, BOISE, ID 83702

Source: SIDE DRAINAGE tributary to SINKS

Date Filed: 08/15/1979

Amount: 1.0 AC-FT

Diversion Point: NWNE Sec 21 T 10S R 05W, ONYHEE Co.

Use: STOCKWATER	(1.0 AC-FT)	from 06/16 to 09/22
WILDLIFE	(1.0 AC-FT)	from 01/01 to 12/31

Place of Use: NWNE Sec 21 T 10S R 05W

Diversion Means: SIDE DRAINAGE STORAGE RESV.

MICROFILMED