

PROOF OF PUBLICATION

STATE OF IDAHO
County of Owyhee } S.S.

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

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 15 day of November, 1973, and the last publication being on the 22 day of November, 1973;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 22 day of Nov, 1973.

Leonard Shaver
NOTARY PUBLIC

My commission expires 9-10-76

(SEAL)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that BUREAU OF LAND MANAGEMENT, 230 Collins Road, Boise, Idaho, has on Nov. 7, 1973 submitted Application No. 55-7069 for a permit to appropriate .01 cubic feet per second of water from Kirshner Spring by means of headbox, pipeline and trough within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, T. 9 S., R. 5 W., B. M., Owyhee County to be used from May 1 to Nov. 30 for livestock use and Jan. 1 to Dec. 31 for wildlife use within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, T. 9 S., R. 5 W., B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Dec. 3, 1973.

R. KEITH HIGGINSON,
Director

Published in the Owyhee Nugget, Marsing, Idaho on Nov. 15 and Nov. 22, 1973.

OK'd
11-28-73

55 7069

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 55-7069 Priority Nov. 7, 1973 Amount 0.01 cfs

THIS IS TO CERTIFY, that the Bureau of Land Management
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 55-7069 issued pursuant to Application for Permit dated November 7, 1973,
and has submitted proof to the Department of Water Administration on March 12, 1974,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 0.01 cfs of water from Kirshner Spring,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Livestock</u> from <u>May 1</u> to <u>Nov. 30</u> at <u>0.01</u> cfs and <u>0.1 acre feet</u>			
<u>Wildlife</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.01</u> cfs and <u>0.1 acre feet</u>			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.01 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
0.1 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 34,
Twp. 9 S, Rge. 5 W, B.M. in the County of Owyhee

Description and location of place of use: (Project No. 5360)

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 S	5 W	34		X															

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of 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 19 day of
July, 19 74.


Director

55-7069

Identification No. _____

Application No. 55-2069

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

LICENSE ISSUED FOR 01 SEC. FT.

LICENSE TAG No. _____

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Bureau of Land Management, Boise District Office
post office address 230 Collins Road, Boise, Idaho 83702

2 Source of water supply Kirshner Spring which is a tributary of Sinks

3 a Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 34 Township 9S
Range 5W B.M. Owyhee County; additional points of diversion if any: _____

b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount .01 cfs for livestock purpose from 5/1 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .01 cfs for wildlife purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

5. Total quantity to be appropriated:

a .01 cubic feet per second and/or

b. _____ acre feet per annum.

6 Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Standard headbox 251' of 1½" pipe
to a 583 gallon trough installation

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

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

7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years

b Estimated construction cost is \$ 1,000.00.

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 34 Township 9S
Range 5W B.M.

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

(3) List number of each kind of livestock to be watered Licensed livestock allotted seasonal
grazing in the allotment 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: _____

[illegible]

(Applicant) James Valetta
District Manager

55 7000

Proposed Priority 11-7-1973Received by LI Date 11-7-73 Time 3:00 pmPreliminary check by PWH Fee \$ 10.00Receipted by SW Date 11-7-73 # 13251Publication prepared by SW Date 11-9-73Published in Owyhee NuggetPublication dates 11-15, 11-22-73Publication approved df Date 11-28-73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by W JDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 55-7069, 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 January 1, 1975.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 6th day of December 19 73.

R. Karl Hiji
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	CEB	8 Nov 73	Application No. <u>55-7069</u>
(2)			☒ Source ☒ Point of Diversion (CEB phone call) ☒ County ☒ Quantity of Water and Period of Use (CEB phone call) ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	CEB	8 Nov 73	In form to receipt
	—	N/A	Send Copies to: — Idaho State Health Department — Idaho Fish and Game Department — Bureau of Land Management
(4)	—	N/A	— Request Special Use Permit from U.S. F.S. — Request Easement from B. L. M. — Request Information from Applicant
(5)	CEB	8 Nov 73	In form for advertising
(6)	—	NA	Located within Water District No. _____
(7)	—	NA	Critical groundwater area: yes _____ no _____
(8)	—	NA	Groundwater levels: — Decline (comment) _____ — Stable (comment) _____ — Increasing (comment) _____
(9)	—	—	Comments: _____
(10)	df	11-28-73	Affidavit of Publication received (date) _____
(11)	R.W.H	12-3-73	Final date for protests _____ Protests received: yes _____ no ☒
(12)	—	NA	Date and Place of hearing _____ Decision reached at hearing _____
(13)	—	NA	All requested information received from agencies or applicant yes _____ no _____
(14)	R.W.H	12-3-73	Action recommended: ☒ Approve Priority <u>11-7-1973</u> ☐ Deny Reason for Reduction _____ ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District	Western	By <u>Robert W. Hamilton</u> Date <u>DEC 12-3-73</u>

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

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That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

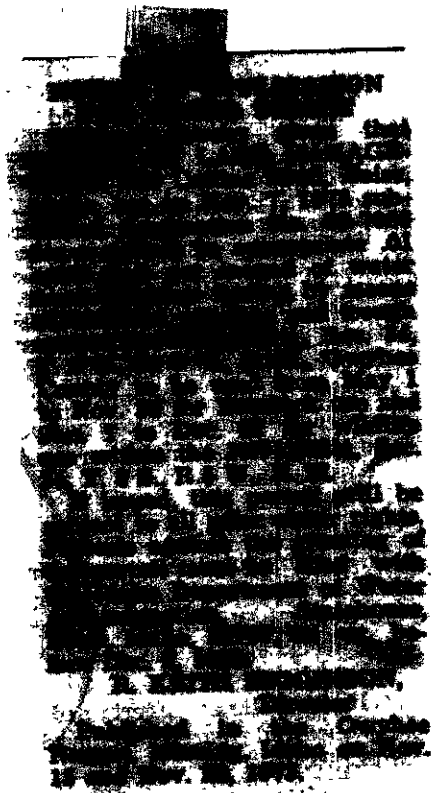
Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 22 day of Nov, 1973.

James S. Shaver
NOTARY PUBLIC

My commission expires 9-10-76

(SEAL)



OK'd
11-28-73

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

July 22, 1974

Re: Permit Nos. ~~55-7069~~, 55-7070, 55-7071,
55-7072, 55-7073, 57-7088,
57-7094, 57-7095

Bureau of Land Management
230 Collins Road
Boise, Idaho 83702

Gentlemen:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF;jfr

Enclosures

55-7069

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder BLM, Boise Dist. Office
Post office address 230 Collins Rd., Boise, ID 83702 Phone _____
Person to contact _____ Phone _____

2. Source of water supply Groundwater ☐ Surface water ☒ Kirshner Spring
(name spring, stream, etc.)
Tributary to Sinks

3. Water will be used for the following purposes

Amount .01 c.f.s. for livestock
_____ AF/Annum (nature of use)

Period of Use. from May 1 to Nov. 30
(mo.-day) inclusive (mo.-day)

Amount .01 c.f.s. for wildlife
_____ AF/Annum (nature of use)

Period of Use from Jan. 1 to Dec. 31
(mo -day) inclusive (mo -day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses _____

Permit No. 55-7069
Examination for b/u

4. Total amount to be appropriated

Max Rate of Diversion .01 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 9S N/S, Range 5W E/W, B.M., Section 34, Subdivision NW $\frac{1}{4}$ NE $\frac{1}{4}$ Owyhee
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County

Other Points of Diversions _____

Description of diverting works Standard headbox, 251' of 1½" plastic pipeline to a 583 gal. trough installation.

Measuring device required yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	5W	34		X															

TOTAL ACREAGE _____

55-7069

A blank sheet of graph paper featuring a uniform grid of squares. The grid consists of 10 columns and 10 rows, creating a total of 100 small square units. The lines are thin and black, set against a white background. There are no margins, text, or other markings on the page.

6904-89

DATE OF EXAM 19 June 74

ACREAGE
Found
Recommended

Irrigation Requirement Ac Ft/Ac

USE
Irrigation Q= c f.s V= AF/Ann from 1 to
Domestic Q= c f.s V= AF/Ann. from to
Livestock Q= 0.1 c f.s V= AF/Ann. from April 1 to Nov 30
Wildl. Seq. 0.1 cfs V= JAN 1 Dec 31

Is water co-mingled? yes no ✓

Name source Kirshner Spring
twp. 9 N/S Rge 5 E/W B.M., Sec. 34, Sub. NW 1/4 NE 1/4 Dwyher
County

Exchange? yes no

Name source exchanged with:
twp. N/S, Rge E/W, B M, Sec. , Sub. 1/4 1/4
County

Point of injection
twp N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Point of exchange
twp N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Total Q measured 0.1 Method of measurement cst

Total Q recommended 0.1 Meter No Type Condition

Total V recommended

Recommended Amendments

P D
Place of Use
Other
None

MEASUREMENT CALCULATION

Q = 0.1 cfs Livestock, 0.1 Wildlife not to exceed 0.1 cfs
V =

SYSTEM DESCRIPTION

Standard Blm Headbox - corrugated, perforated pipe
in Spring Field with plastic pipe to standard Blm
Stock Tank

REMARKS

Examiner's Signature James Broder Date 28 June 74

Checked by Date

Approved by Date

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

March 19, 1974

Re: Permit No.'s 55-7065, 55-7069 thru 55-7074, & 67-7175 thru 67-7179

Bureau of Land Management
Boise District Office
230 Collins Road
Boise, Idaho 83702

Gentlemen:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before licenses can be issued, field examinations must be made by a representative of this Department. We cannot tell just when these examinations will be made, but our examiner will try to contact you at the time he makes the examinations so that you may show him the systems.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

55 7069

Identification No. _____

Permit No. 55-7069

project # 5360

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

skjc

1. a) Name of Permit Holder Boise District Office, Bureau of Land Management
b) Post Office Address 230 Collins Road, Boise, Idaho 83702

2. Permit Number 55-7069

3. Date of Priority that you are prepared to establish 9/27/73

4. a) Source from which water was appropriated spring sinks

b) Location of the point of diversion NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 34

Township 9S, Range 5W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied.

amount .01 cfs for livestock purposes from 5/1 to 11/30 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount .01 cfs for wildlife purposes from 1/1 to 12/31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated .01 cfs cfs and/or acre feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Timing the period required to fill a container of known volume by the Development Crew Foreman.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
n/a

b) Describe the agreement or understanding by which you take water from the works: _____
n/a

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) standard headbox, 251' of 1½" plastic pipeline to a 583 gallon trough installation

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
n/a

c) Give well drillers name and address and date the well was completed _____
n/a

55-7069

Exam typed 3/9/74 by jc

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use n/a

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision; n/a

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres irrigated _____

10. Remarks: Licensed cattle and horses allotted grazing, plus wildlife.

Kirshner Spring #5360

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

3/6/74
(Date)

Robert C. Krumm
(Signature)

State of Idaho)
County of Ada) ss.

On this 6th day of March, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Merton E. Lombard
Notary Public residing at Nampa, Idaho

My commission expires November 12, 1976



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Boise District Office
230 Collins Road
Boise, Idaho 83702

IN REPLY REFER TO

7150 **E D**

Boise Water Administration

March 1, 1974

CERTIFIED MAIL #45564

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83720

Gentlemen:

Enclosed is notarized proof of application of water to beneficial use of the following water permits:

Permit No.: 67-7175 through 67-7179
55-7069 through 55-7074
and 55-7065

If you have any questions concerning these affidavits, please contact Andre Truden of this office.

Sincerely yours,

Robert C. Krumm
District Manager

Enclosures
Proof Affidavits (12)

55 7000

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

December 19, 1973

Re: Permit Nos. 55-7069 55-7071 55-7073
55-7070 55-7072

Bureau of Land Management
230 Collins Road
Boise, Idaho 83702

Gentlemen:

Enclosed are copies of your approved Application for Permits as referenced above. We direct your attention to the conditions of approval as listed on the fourth page of each permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

55 7000

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

November 9, 1973

Owyhee Nugget
Marsing, Idaho 83639

Re: Application for Permit No. 51-7083 - Gale W. Conner
55-7069 - Bureau of Land Management
55-7070 - Bureau of Land Management
55-7171 - Bureau of Land Management
55-7172 - Bureau of Land Management
55-7173 - Bureau of Land Management
55-7174 - Bureau of Land Management

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

Bill submitted 11-28-73 df

55 7069

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that BUREAU OF LAND MANAGEMENT
230 Collins Road, Boise, Idaho
has on Nov. 7, 1973 submitted Application No. 55-7069
for a permit to appropriate .01 cubic feet per second acre-feet
~~per annum~~ of water from Kirshner Spring
by means of headbox, pipeline and trough
within the NW 1/4, Sec. 34, T. 9 S. R. 5 W. B.M., Owyhee County

to be used from May 1 to Nov. 30 for livestock use and Jan. 1 to Dec. 31
for for wildlife use

within the NW 1/4, Sec. 34, T. 9 S, R. 5 W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Dec. 3, 1973 .

R. KEITH HIGGINSON

Director

Published in the Owyhee Nugget, Marsing, Idaho
on Nov. 15 and Nov. 22, 1973

55 7000