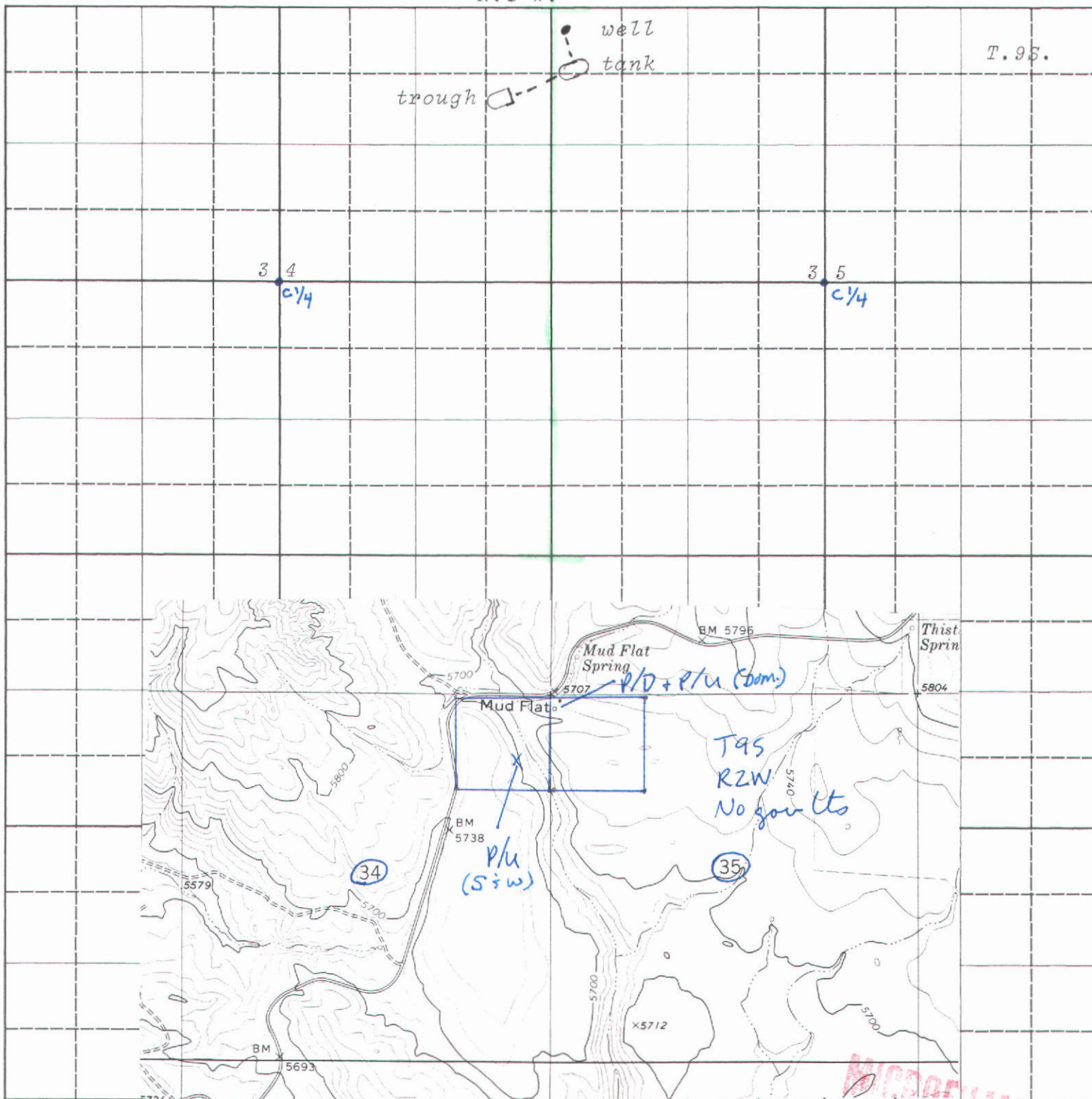


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R. 2 W.

T. 9 S.

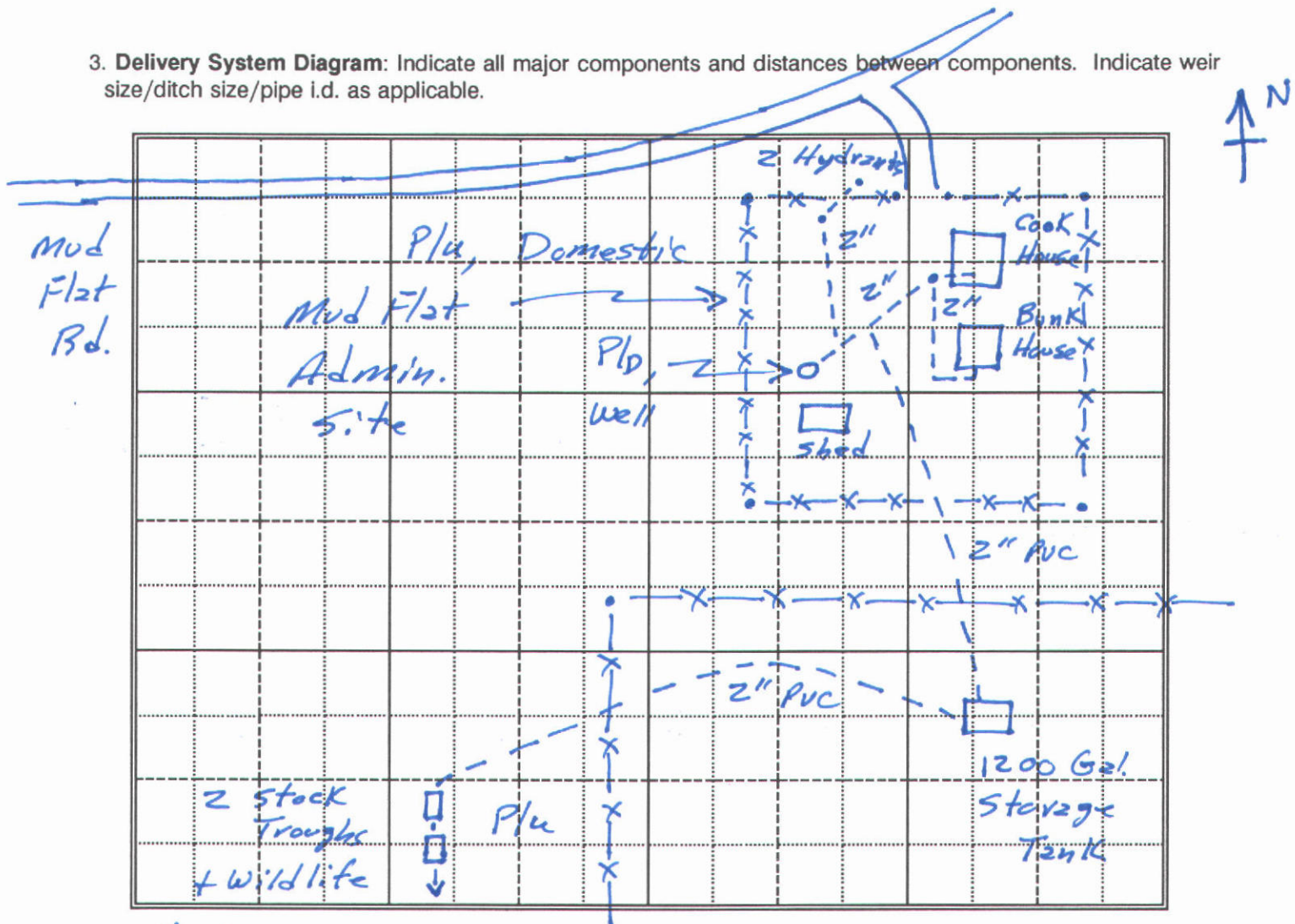


Scale: 2 inches equal 1 mile.

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.

John E. Ryan
(Applicant)

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



Scale: 1" = None

☒ 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
	Franklin	1/2		Grundfos	Model 165
					16505-5

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: None - 30 PSI operational pressure.

535

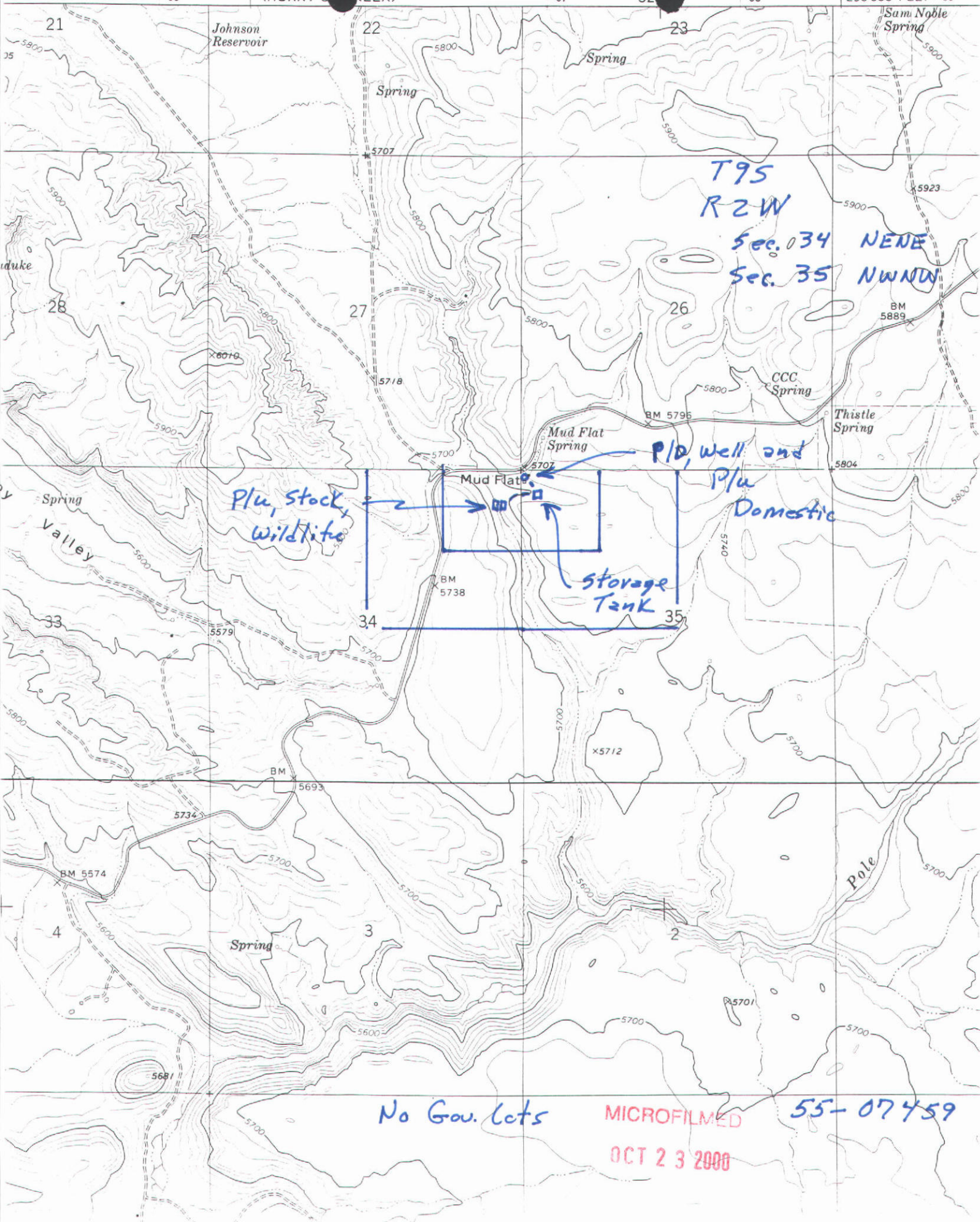
2669
(HURRY CREEK)

537

32

538

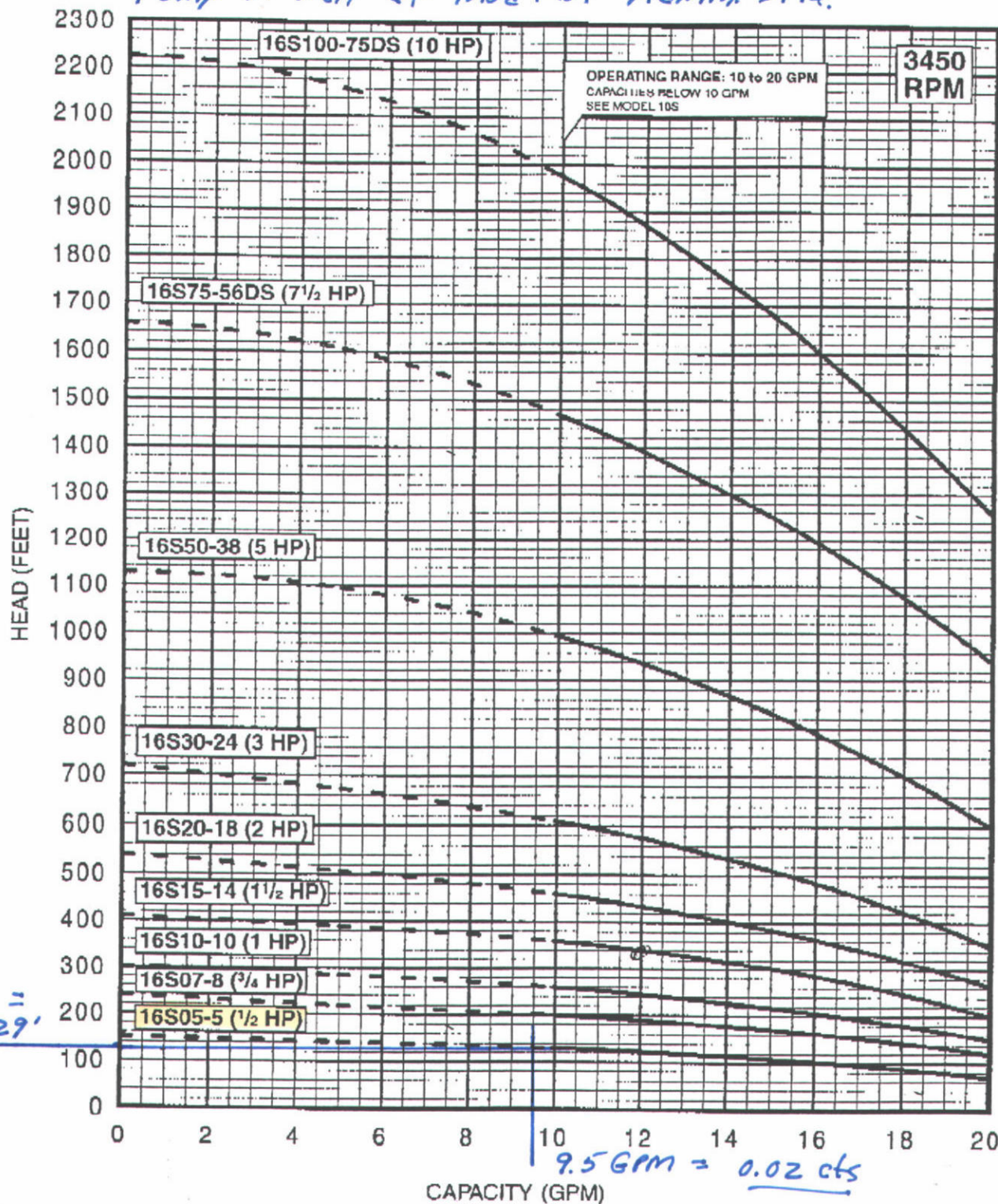
290 000 FEET 539



LOW RANGE: 10 -20 GPM

OUTLET SIZE: 1 1/4" NPT

NOMINAL DIA. 4"

Pump in well at Md Flt Admin. Site.

SPECIFICATIONS SUBJECT TO CHANGE WITHOUT NOTICE.
 4' MOTOR STANDARD, .5 - 5 HP/3450 RPM.
 6' MOTOR STANDARD, 7.5 - 10HP/3450 RPM.

Performance conforms to ISO 2548 Annex B
 @ 2 ft. min. submergence.

GRUNDFOS

3-8

MICROFILMED

OCT 23 2000

55-07459

55-07459

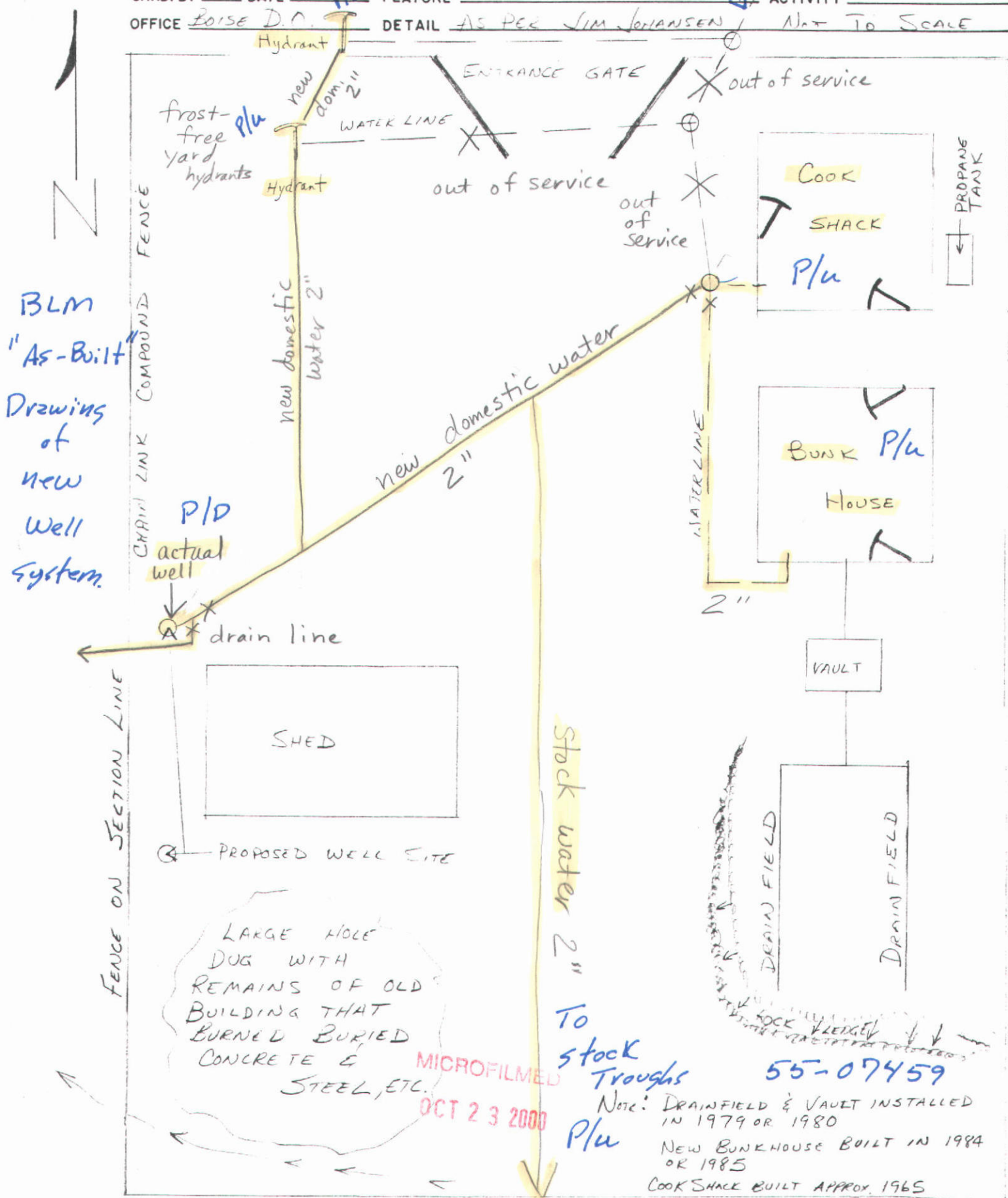
old spring system is not used.

old spring

to spring

COMPUTATION SHEET

SEC 2-18-99
BY JR DATE 5/3/93 PROJECT MUD FLAT COMPOUND SHEET NO. 1 OF
CHKD. BY DATE Plu FEATURE AS PER SIM. JOHANSEN ACTIVITY Not To Scale
OFFICE Boise D.A. DETAIL AS PER SIM. JOHANSEN



NOTE: DRAINFIELD & VAULT INSTALLED IN 1979 OR 1980
NEW BUNKHOUSE BUILT IN 1984 OR 1985
COOK SHACK BUILT APPROX. 1965

Stock water

↑ N

BLM
"As built"
Drawing

trough

trough

MICROFILMED

OCT 23 2000

corner

Bring water to
plumbing best way
you can.

please take fences down
& avoid driving off pipeline
as much as possible.



green
shaded

2"

tank - will act as vent
1200 gal.

put
backflow
preventer
at conveniently
protected location,
above ground -
maybe right at fence for better pressure

2"
trough
2 troughs
in series

55-07459

MOD FKT UEL

"As-Built" 6/16/98

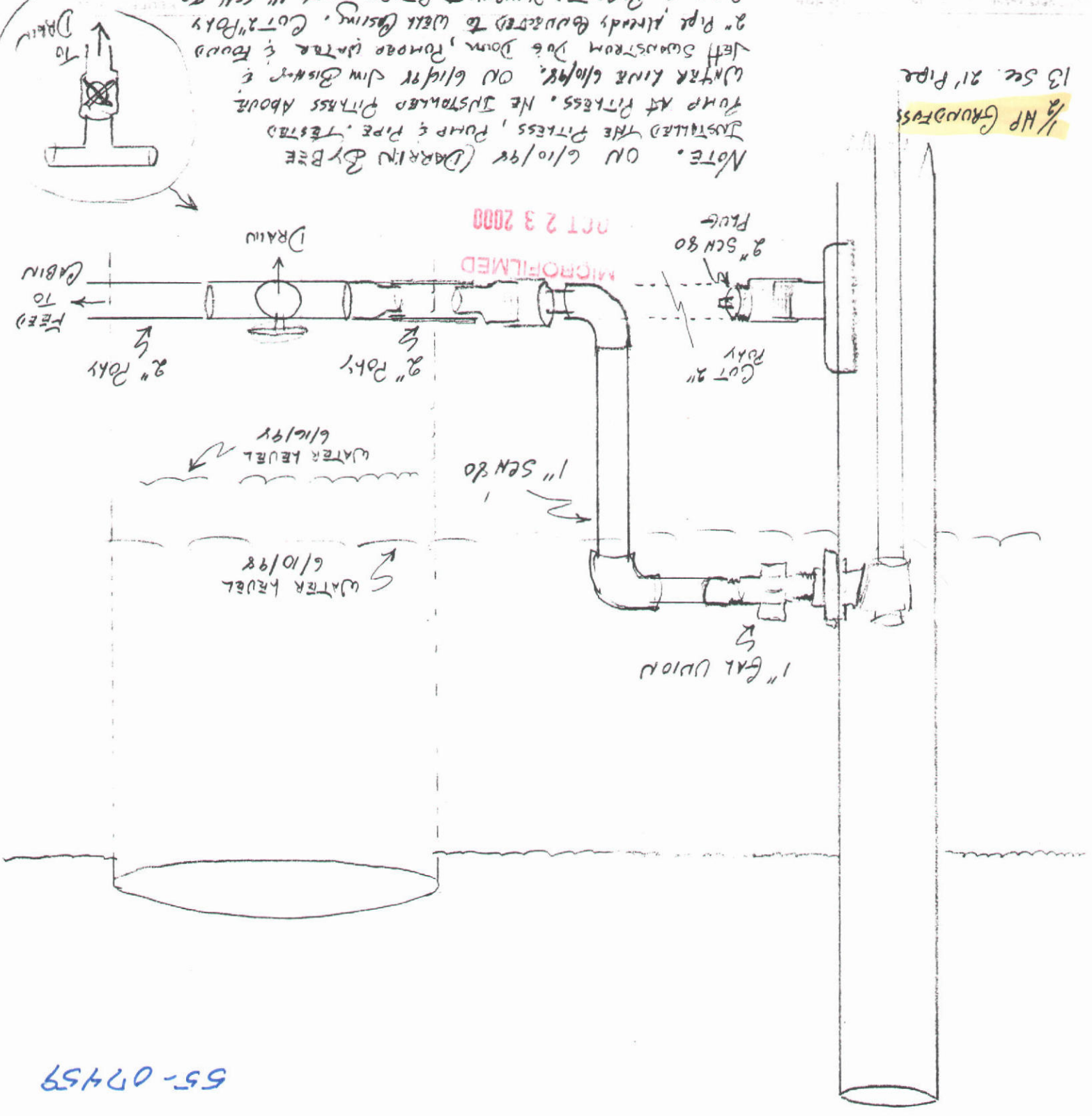
Blm

Drawing

JEFF SANDSTROM
JIM BISHOP

6/16/98

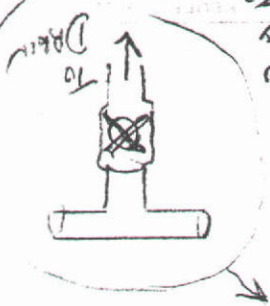
55-07459



1/2 HP Groundross
13 Sec. 21' Pipe

MICROFILMED
OCT 23 2000

NOTE. ON 6/10/98 (DARIN BEE
INSTALLED THE FITS, PUMP & PIPE. TESTED
PUMP AT FITS. HE INSTALLED FITS ABOVE
WATER LINE 6/10/98. ON 6/16/98 Jim Bishop &
JEFF SANDSTROM JOE DOWN, REMOVE WATER & FOUND
PIPE & REROUTED PUMPING TO FITS WITH 1" SCH 80.



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 Two (2)

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

November 30, 1994
December 7, 1994

Signed

Joe E. Aman

Subscribed and sworn to me this 7th day of Dec. A.D., 1994

Corine Bowling

Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires October 7, 1997

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:
55-07459

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705
Source: GROUNDWATER
Diversion Pt: NWNWNW Sec
35 T 09S R 02W in OWYHEE
County.

Use: DOMESTIC (.040 CFS)
STOCKWATER (.060 CFS)
WILDLIFE (.040 CFS)
Total Diversion: (.140 CFS)
Date Filed: 11/15/1994
In: OWYHEE County
T09S R02W S34 NWNW
S35 NENE *incorrect POU*

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before DECEMBER 19, 1994. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON,
Director

Publish November 30, 1994 &
December 7, 1994

RECEIVED

MAR 28 1995

JAN 03 1995

WATER RESOURCES
WESTERN REGION

State of Idaho
Department of Water Resources

WATER RIGHT NO. 55-07459

Maximum Diversion Rate:

0.02 CFS

1.1 AF

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

BOISE ID 83705 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated November 15, 1994; and
has submitted Proof of Beneficial Use on November 17, 1998. An examination indicates
that the works have a diversion capacity of 0.020 cfs of water from:

GROUND WATER

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	06/01 to 11/30	0.02 CFS	0.5 AF
WILDLIFE	06/01 to 11/30	0.02 CFS	0.5 AF
DOMESTIC	03/01 to 11/30	0.02 CFS	0.6 AF
	Totals	0.02 CFS	1.1 AF

LOCATION OF POINT(S) OF DIVERSION: NWNWNW , Sec. 35, Township 09S, Range 02W
OWYHEE County

PLACE OF USE: STOCKWATER
TWN RGE SEC
09S 02W 34 NENE

PLACE OF USE:
WILDLIFE, same as STOCKWATER use

PLACE OF USE: DOMESTIC
TWN RGE SEC
09S 02W 35 NWNW

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. Point of diversion is locally known as Mud Flat Well.
3. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 55-07459

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 28th day of

JUNE, 2000.


Acting for KARL J. DREHER, Director

OFFICE USE ONLY

Amt of Fee \$ 50.00
Date 11/17/98
Receipt No. 11111
Receipt by SS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 17 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 55-07459 Telephone No. 208 384-3300
2. Name(s) of Permit Holder(s): U.S. Dept. of the Interior, Bureau of Land Management
3. Mailing Address: 3948 Development Ave., Boise, ID 83703
4. Source of Water: well (Groundwater)

If GROUNDWATER, Well Driller's Name: RIVERSIDE, INC. Date Drilled: 10/94

OPTIONAL:

Pump horsepower: 1/2 HP Pressure (psi): 30 Dynamic pumping level (ft.): 154'

5. Extent of Use (as authorized by the permit)

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.02 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly.

Measuring device: Required? _____ Yes _____ No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes _____ No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

JOHN E. RYAN 208-384-3419
Name Telephone No.

3948 DEVELOPMENT AVE. BOISE, ID 83705
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date

Signature (and title if on behalf of a company or organization)

11/17/98

John E. Ryan

RECEIVED

JAN 21 1998

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 26 1998

Department of Water Resources

**REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 55-07459

Name(s) of Permit Holder: US DEPT. OF INTERIOR - B.L.M.

Mailing Address: 3948 DEVELOPMENT AVE. BOISE, ID 83705

Date Proof is Due: MARCH 1, 1998 Telephone No. 208-384-3300

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

WELL DRILLED, CASED, TESTED, ETC. WATER LINES INSTALLED
CONTRACT IS WRITTEN AND AWARDED TO INSTALL PUMP AND
HOOKE UP WATER/ELECTRICAL WHEN POWER IS AVAILABLE.
Costing \$ 42,000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

HAVING TROUBLE GETTING POWER TO SITE. WORKING WITH
TRYING TO GET SOLAR POWER.

Permit holder(s) request an extension to MARCH 1, 19 99.

FEE: \$50.00

John E Ryan
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to March 1, 1999.

Signed this 6th day of February, 19 98

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 55-07459

Proposed Priority: November 15, 1994 Maximum Diversion Rate: 0.14 CFS

This is to certify, that **US DEPT OF INTERIOR**
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705

has applied for a permit to appropriate water from: **GROUNDWATER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	06/01 to 11/30	0.06 CFS
WILDLIFE	06/01 to 11/30	0.04 CFS
DOMESTIC	03/01 to 11/30	0.04 CFS
	Totals	0.14 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNWNW , Sec. 35, Township 09S, Range 02W
OWYHEE County

PLACE OF USE: WILDLIFE
TWN RGE SEC
09S 02W 34 NENE

PLACE OF USE: STOCKWATER, same as WILDLIFE use

PLACE OF USE: DOMESTIC
TWN RGE SEC
09S 02W 35 NWNW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1998**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The issuance of this right in no way grants any right-of-way or easement across the land of another.
5. Point of diversion is locally known as Mud Flat Well.
6. Domestic use is for 1 home.
7. Stockwater use is for 126 range cattle.

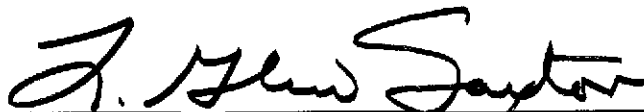
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 55-07459

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

10th day of March, 1995.



R. Keith Higginson, Director

for

RECEIVED

MAR 07 1995

Ident. No. 55-07459

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: US DEPT OF INTERIOR 208-384-3300
Address: BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NWNWNW Sec. 35, Township 09S, Range 02W
OWYHEE County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	06/01	11/30	0.060		
WILDLIFE	06/01	11/30	0.040		
DOMESTIC	03/01	11/30	0.040		
5. Total quantity to be appropriated is:
0.140 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, STORAGE TO TROUGHS.
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is 6 inches; proposed depth of well is 445
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when? 10/01/1994
Drilling Firm RIVERSIDE INC.
Well was drilled for BLM
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 3 year(s).
8. Place of Use: STOCKWATER

TWN RGE SEC
09S 02W 34

NENE

Corrected base printout

-82 11/10/95

Place of Use: WILDLIFE

TWN RGE SEC
09S 02W 34 NENE

Place of Use: DOMESTIC

TWN RGE SEC
09S 02W 35 NWNW

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 DEAN TUBIAS

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

BLM RANGE CASSMENT with LANDOWNER

10. Remarks:

Domestic use is for 1 home.

Stockwater use is for 126 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 RW Date 11/15/94 Time 2:20 Preliminary check by LG

Fee \$ 50.00 Receipted by RW #W018360 Date 11/15/1994

Publication prepared by See original Date _____ Published in _____

Publication approved _____ Date _____

Notes by SL 1/10/95

Comments: Date: 11/28/1994 User-ID: SCURTIS

Subject:
DRILLING PERMIT

Drilling permit #55-93-W-0001.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: US DEPT OF INTERIOR 208-384-3300
Address: BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE ID 83705
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NWNWNW Sec. 35, Township 09S, Range 02W
OWYHEE County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	06/01	11/30	0.060		
WILDLIFE	06/01	11/30	0.040		
DOMESTIC	03/01	11/30	0.040		
5. Total quantity to be appropriated is:
0.140 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, STORAGE TO TROUGHS.
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is 6 inches; proposed depth of well is 445
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when? 10/01/1994
Drilling Firm RIVERSIDE, INC.
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 3 year(s).
8. Place of Use: DOMESTIC

TWN RGE SEC
09S 02W 34

NWNW

*but d'base screen should be from S. 34 NWNW
Trig. 35 NENE*

1st d'base printout

Place of Use: STOCKWATER, same as DOMESTIC use

Place of Use: WILDLIFE, same as DOMESTIC use

not correct

Also - no irrigation

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:

Drilling permit #55-93-W-0001.

Subsequently moved to comments

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 \$ 50.00 Receipted by _____ #W018360 Date 11/15/1994

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1 Name of applicant U.S.D.I. - Bureau of Land Management Phone 208-384-3800

Post office address 3948 Development Ave. Boise, ID 83705
GROUND WATER

2 Source of water supply Mud Flat Water Well which is a tributary of N/A

3 Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt Lot N/A

Sec. 35 Township 9 South Range 2 West B M Owyhee
~~XXXX~~ County, additional

points of diversion if any ~~NE NE Sec. 34 T. 9 S. R. 2 West~~

4 Water will be used for the following purposes

Amount .04 for Domestic purposes from 3/1 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .06 for Stockwater purposes from 6/1 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .04 for Wildlife purposes from 6/1 to 11/30 (both dates inclusive)
(cfs or acre-feet per annum)

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

5 Total quantity to be appropriated is (a) .14 and/or (b) _____
cubic feet per second acre feet per annum

6 Proposed diverting works

a Description of ditches, flumes, pumps, headgates, etc Submersible pump to 1200 gallon
storage tank to guard station and to stock and wildlife troughs

b Height of storage dam N/A feet, active reservoir capacity _____ acre-feet, total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage
_____ to _____ inclusive

c Proposed well diameter is 6" steel inches; proposed depth of well is 445 feet

d. Is ground water with a temperature of greater than 85°F being sought? No

e If well is already drilled, when? 10/94, Drilling firm Riverside, Inc.

Well was drilled for (well owner) U.S.D.I. - Bureau of Land Management

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

3 years (minimum 1 year).

* per telecon w/ John Ryan - well is shut down - Now because
11/27/94

Original

8 Description of proposed uses (if irrigation only, go to item 9)

- a. Hydropower, show total feet of head and proposed capacity in KW N/A
- b. Stockwatering, list number and kind of livestock 126 Cattle
- c. Municipal, show name of municipality. N/A
- d. Domestic, show number of households 1 (one) BLM owned Guard Camp
- e. Other, describe fully Wildlife - Unknown Quantity

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	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	
9S.	2W.	35					D												
9S.	2W.	34	S																
9S.	2W.	34	W																

Total number of acres to be irrigated -0-

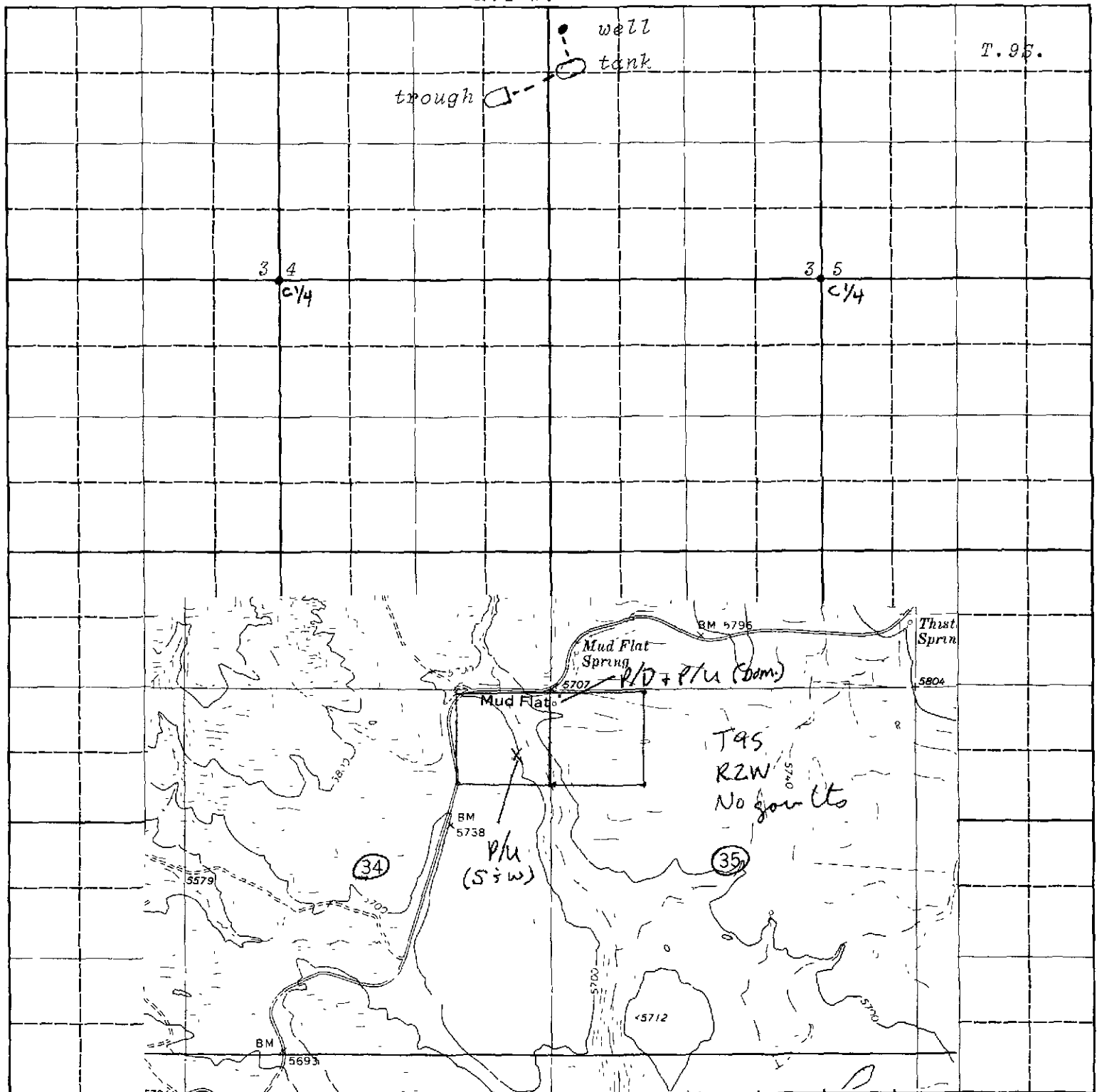
10 Describe any other water rights used for the same purposes as described above N/A

- 11 a. Who owns the property at the point of diversion? U.S.D.I. - BLM
- b. Who owns the land to be irrigated or place of use? Dean Tobias
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. BLM Range Easement with Landowner

12 Remarks Well Drilled under permit # E5-93-W-000

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

R. 2 W.



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

John E. Ryan
(Applicant)

Received by RW Date 11-15-94 Time 2:30 p Preliminary check by Ly
Fee \$ \$50 Receipted by RW # W018360 Date 11-15-94
Publication prepared by St Date 11-22-94 Published in Owyhee Avalanche
Publication approved St Date 2-6-95

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:



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

June 29, 2000

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. 55-07459

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,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

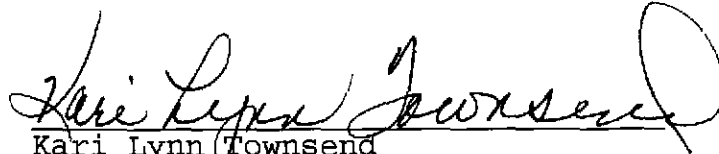
MICROFILM

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of June, 2000, 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. 55-07459

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


Kari Lynn Townsend
Secretary

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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.

LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on 6/28/00

Permit No. 55-07459

BU Fee Pd \$ 50⁰⁰

Name/Address: ☒ OK ☐ CHANGE

Govt Lots n/a plat copy attached

AREA OF CONCERN: ☒ No ☐ Yes Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (√Flow Chart)

Supp irr (irr = only use) - 065-104
 Supp irr (+ other uses) - 100-105
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M (if on permit)

LOCATION:

Trust - R57 (consumptive uses)
 Non-Trust - 048-049 (consumptive uses
 or non-cons > 1.0 cfs)

PD Change - P39/P47 - feds(P40)
 PD Add - P45/P42

PU Change - P41/P47 - feds(P43)
 PU Add - P41/P42

PD & PU Change - P37 - feds(P48)

USES:

STORAGE - 18A-R02-01P-18B-NA
 IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
 STOCKWATER - R37 (BLM/USFS)
 MINING - 081
 FISH PROP - 029(70'S only)-042-081
 HEAT/COOL - R07(injection well)
 FIRE PROT - 077

Use Change/Add - P46

ADVANCE PRIORITY? Yes ☒ No

MISC CONDITIONS/REMARKS:

Multiple pd's per ¼ - W32
 Subd lot desc (pd) - W59
 Subd lot desc (pu) - W60
 Use definitions - W02 example - C/tire shop
 Non-consumptive - 027
 Water Quality - 081-R07
 Mitigation - 121 (if on permit)
 PPU acre limit - W27

CHECK NEW IRR SEASON MAP

SURFACE WATER: (√Flow Chart)

In/Above MSF - WB9
 WD - R04 (WD#)
 ≤ 0.20 cfs/others - R02-01P or No MD
 > 0.20 cfs - R43

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22, N/A
 (02,03) - WB9 if above Weiser
 Payette R (65) - 047(Payette Lake)
 Salmon R (70's) - 029 (fish screens)
 Weiser R (67) - 086-087

USES:

POWER - R22-R23 (+uses)-025-081-W42-W43-027
 MUNICIPAL
 Restricted area - 022,075
 Irr, GW supp to SW - 102
 DOMESTIC
 Surface water - WB5 (Big Wood or Boise above Star Bridge)
 27A (Payette R)
 >1 in restricted area - 070-071-075(no parks/common areas, etc)
 Irr use listed separate - WB5
 Lawn/garden included - W01

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right #
 PU overlap rights - WB7-W31(<1 ac)
 GW replaced SW - 050

Permit Rate .14 cfs Fee Limit .20 cfs
 Measured cfs Theoretical .02 cfs

Use	Rate	Volume
Stock	.02 cfs	.5 af
Wild	cfs	.5 af
Dom	cfs	.6 af
TOTALS	cfs	1.1 af

OTHER CONDITIONS/REMARKS/COMMENTS S/126 range cattle

SRBA Claim Filed Yes ☒ No

If no, is a claim required? Yes ☒ No

AMENDMENTS REQUIRED Yes ☒ No

Adjustment Memo Needed Yes ☒ No

If yes, paragraph codes:

RECEIVED

1999

Department of Water Resources

A. GENERAL INFORMATION

Permit No. **55-07459**

GENERAL INFORMATION
U.S. Dept. of Interior
1. Owner: Bureau of Land Management Permit No. 55-01751
Phone No. (208) 384-3300

Current Address: 3948 Development Av, Boise, ID 83705

2. Accompanied by: Shelley Cooper EXAM DATE: 2-18-99

Address: (52nd) Phone No. 384-3424

Relationship to Permit Holder: BLM - District Engineer

3. Source: Groundwater tributary to

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:

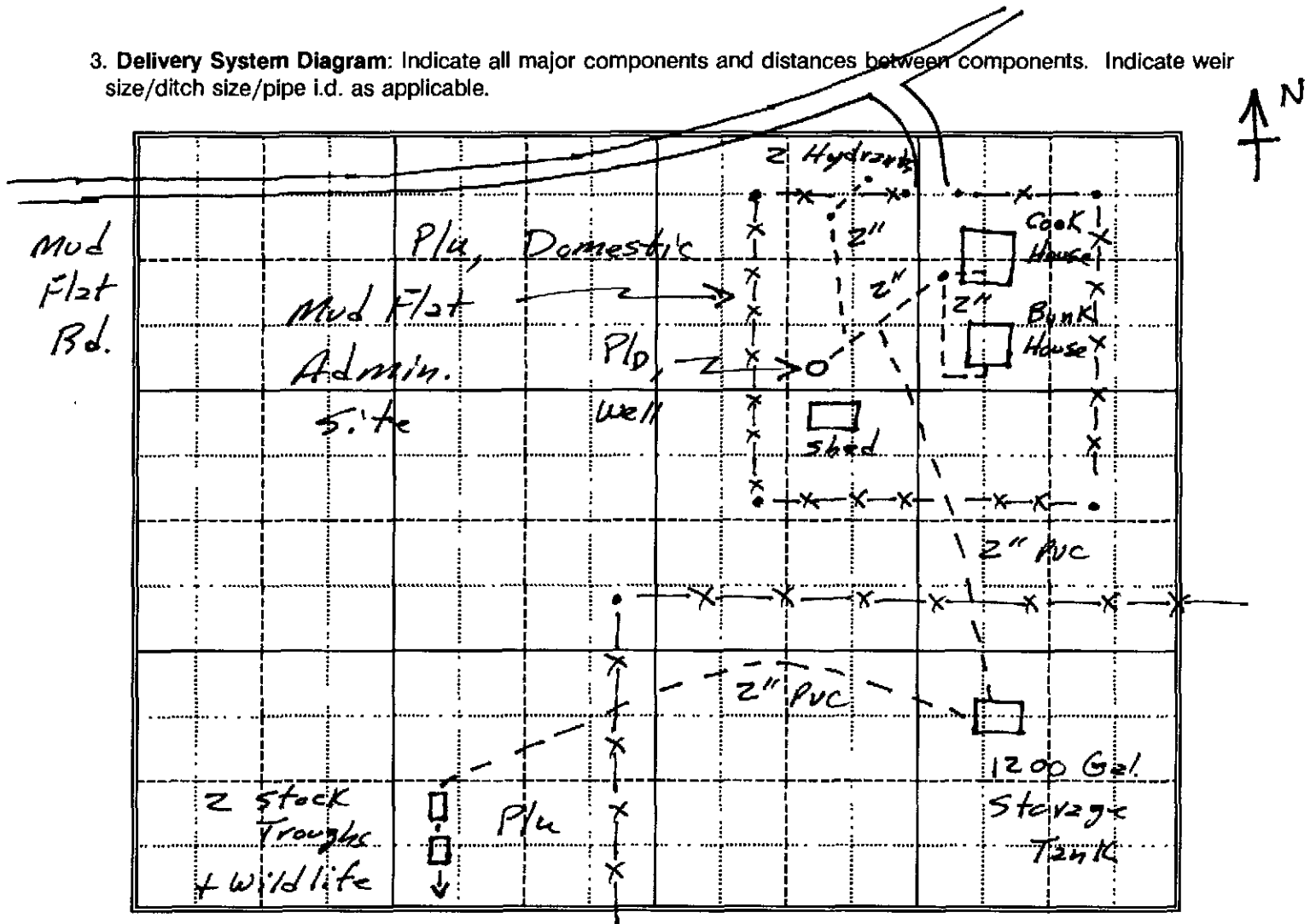
[illegible]

2. Place(s) of Use:

Indicate Method of Determination *Site Visit May*

[illegible]

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



Scale: 1" = None

☒ 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
	Franklin	1/2		Grundfos	Model 165
					16505-5

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: None - 30 PSI operational pressure.

E. NARRATIVE/REMARKS/COMMENTS

1. This was done as an office exam at the BLM office at 3948 Development Ave. Shelley Cooper, District Engineer, furnished "as-built" maps, drawings, and the pump performance curves, which are enclosed.
2. A well and pipe system supplies domestic water for the Mod Flat Admin. site, and stock + wildlife water to the grazing allotment. The well pumps water through 2" PVC pipes to the Cook House, Bunk House w/showers, 2 outside hydrants, and to a 1200 Gal. stock water storage tank. From the storage tank, a 2" line supplies water to 2 stock troughs.
3. Before the well was developed under Drilling Permit 55-93-W-0001-000, water was obtained from a spring. The spring system is now abandoned.
4. The stockwater is for 126 range cows on the adjacent grazing allotment. Normally the cattle use the water for about 3 months each year. The project is BLM # 9065.
5. Solar Panels w/ Batteries, and a portable generator supplies power for the well pump.
Have conditions of permit approval been met? ☒ yes ☐ no

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: None (office exam) Theoretical Cal.

$$Q = \frac{(8.8)(1/214)(702)}{59' + (30/15)(14.7/15)}$$

$$= 0.02 \text{ cfs}$$

From Pump Perf. Curve:

TDH = 129'

$$Q = 9.5 \text{ GPM}$$

$$= 0.02 \text{ cfs}$$

Q allowed:

Domestic 0.04 cfs
Stock 0.05
(126 Head) 0.09
Wildlife 0.04
0.13 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{(0.02)(270)(1.9835)}{10.7}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

Max. Div.
is 0.02 cfs

2. Volume Calculations for Other Uses:

Domestic — internal only, Allow 0.6 AFA

$$\text{Stock water} - Vol. = \left(\frac{12 \text{ GPD}}{\text{Head}} \right) \left(\frac{126 \text{ Head}}{1} \right) \left(\frac{90 \text{ Days}}{\text{Ann.}} \right) \left(\frac{AF}{325,850 \text{ Gal.}} \right)$$

$$= 0.42 \text{ AFA}, \text{ Allow } 0.5 \text{ AFA}$$

H. RECOMMENDATIONS

to include wildlife use.

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stock water	06/01	11/30	0.02	0.5
Wild life	06/01	11/30	0.02	
Domestic	03/01	11/30	0.02	0.6
Totals:			0.02	1.1

2. Recommended Amendments

Change P.D. as reflected above

Add P.D. as reflected above

Change P.U. as reflected above

Add P.U. as reflected above

None
Other

Max Div. rate
is 0.02 cfs.

I. AUTHENTICATION

Field Examiner's Name

Don Zornick

Date

2-19-99

Reviewer

Date

Proof Shows
0.02 cfs

SEAL

535

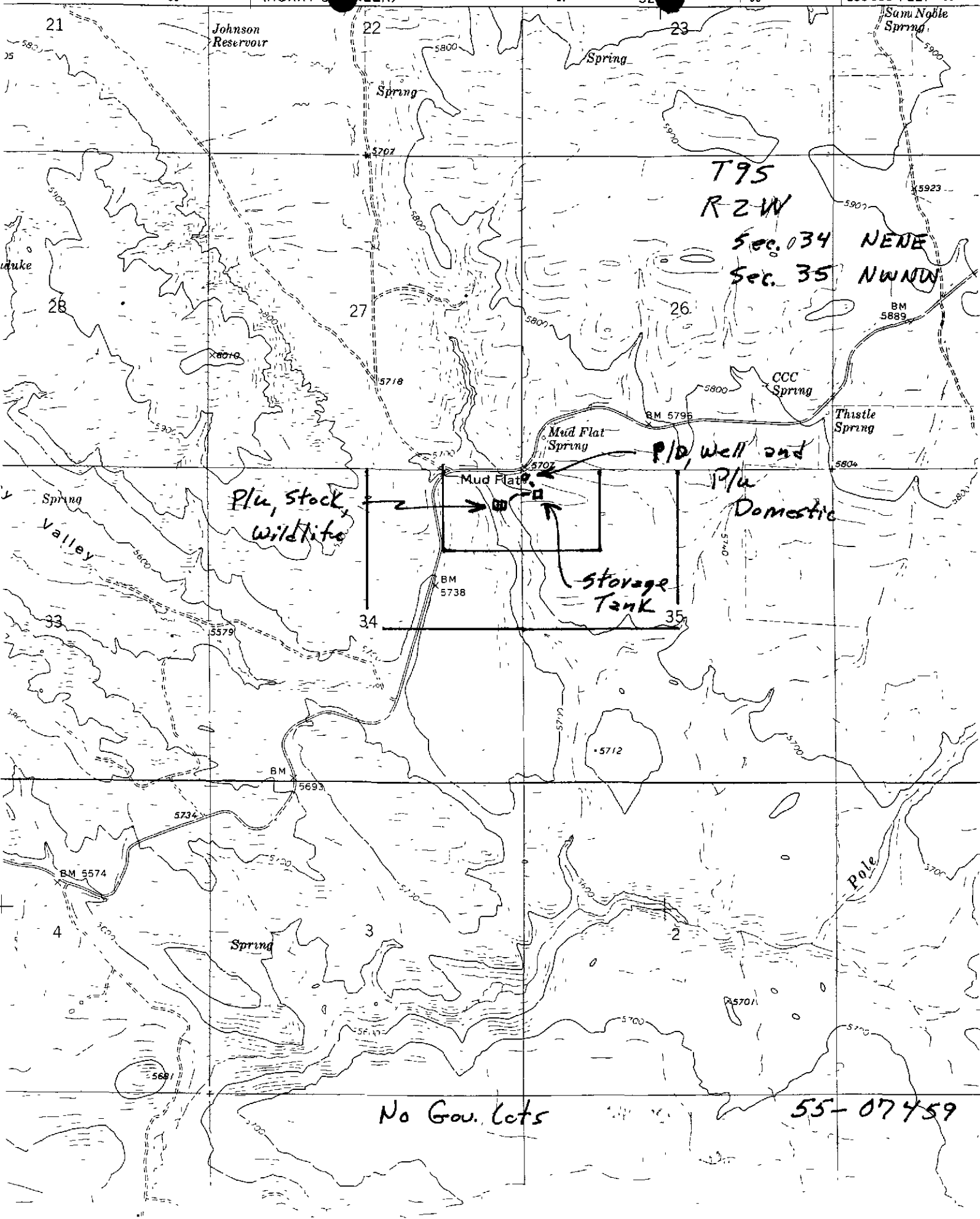
2669
(HURRY CREEK)

537

32

538

290 000 FEET 539

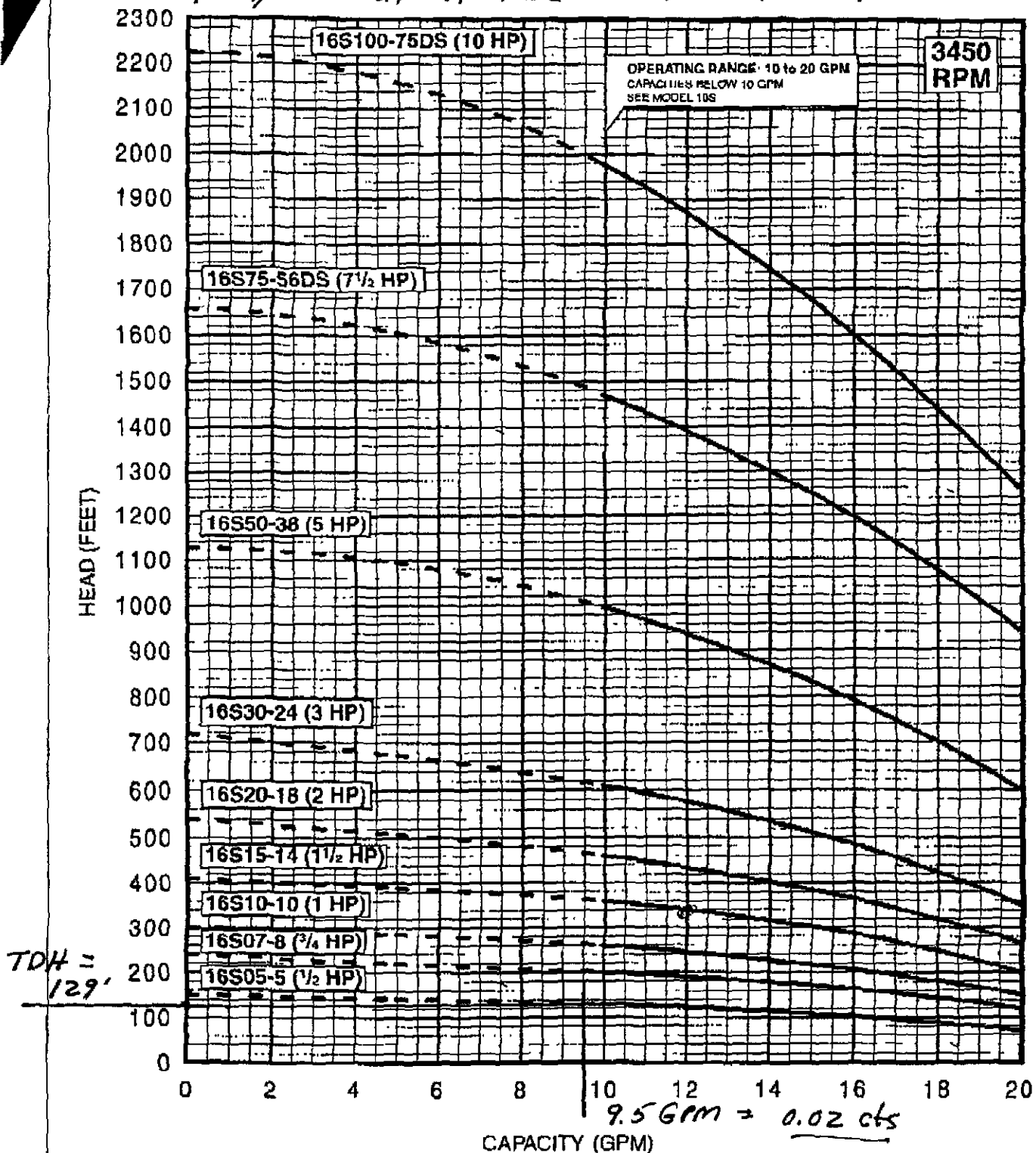


LOW RANGE: 10-20 GPM

OUTLET SIZE: 1 1/4" NPT

NOMINAL DIA. 4"

Pump in well at Md Flt Admin Site.



SPECIFICATIONS SUBJECT TO CHANGE WITHOUT NOTICE
4" MOTOR STANDARD, .5 - 5 HP/3450 RPM.
6" MOTOR STANDARD, 7.5 - 10 HP/3450 RPM

Performance conforms to ISO 2548 Annex B
@ 2 ft. min. submergence.

GRUNDFOS

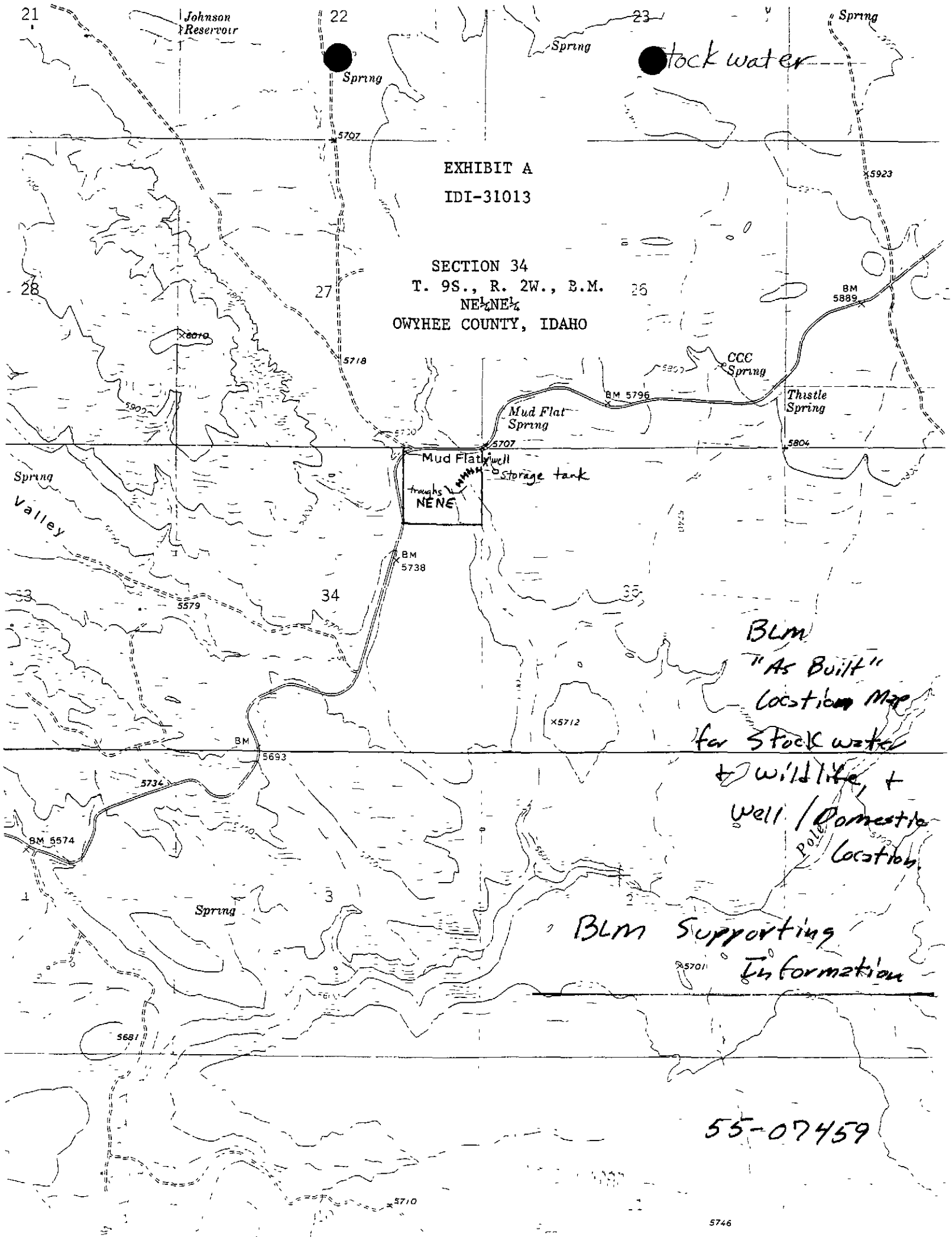


EXHIBIT A
IDI-31013

SECTION 34
T. 9S., R. 2W., E.M.
NE1/4
OWYHEE COUNTY, IDAHO

BLM
"As Built"
Location Map
for Stock water
& wildlife, &
well / Domestic
pole location
BLM Supporting
Information

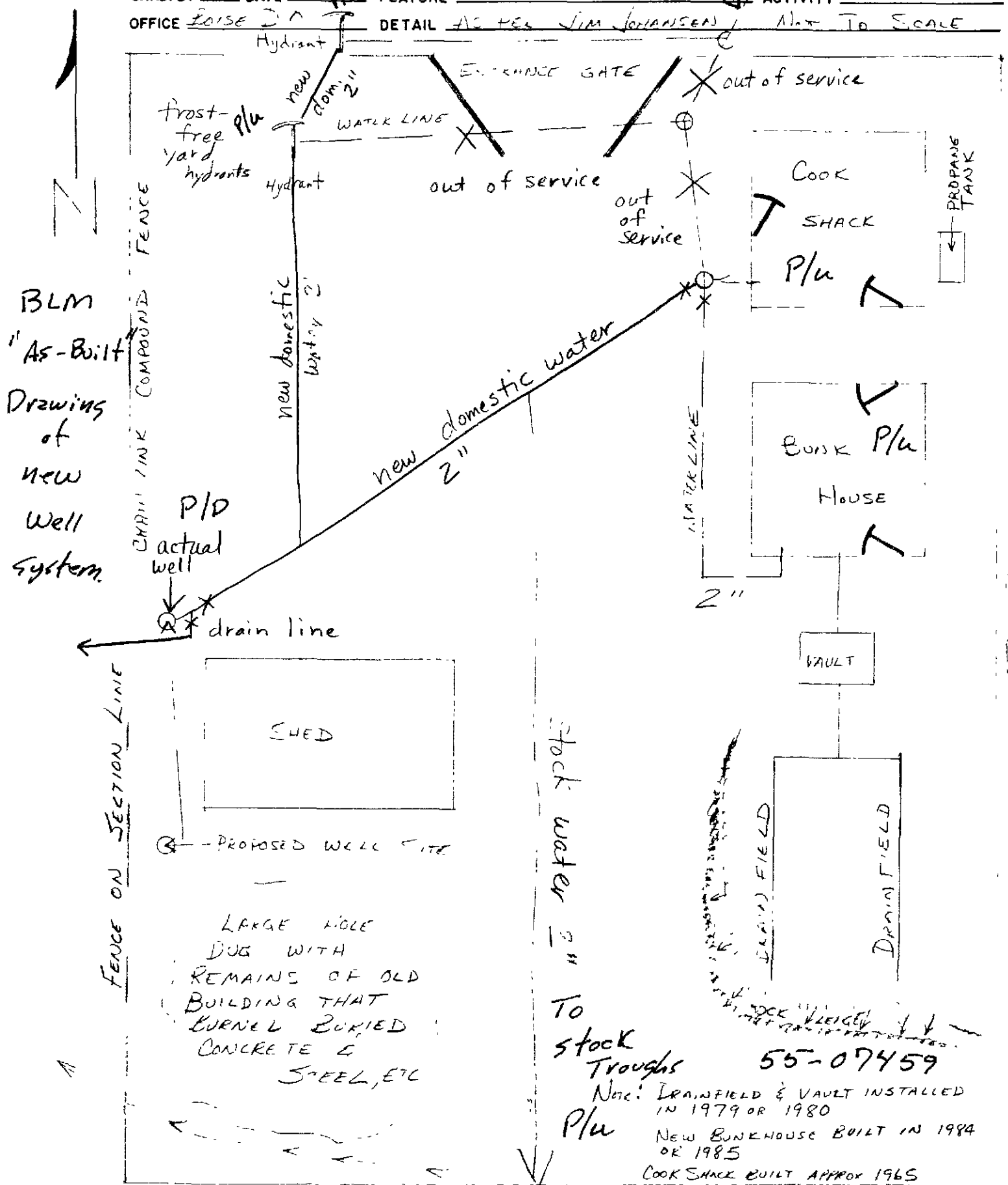
55-07459

old Spring

COMPUTATION SHEET

SEC 2-18-99

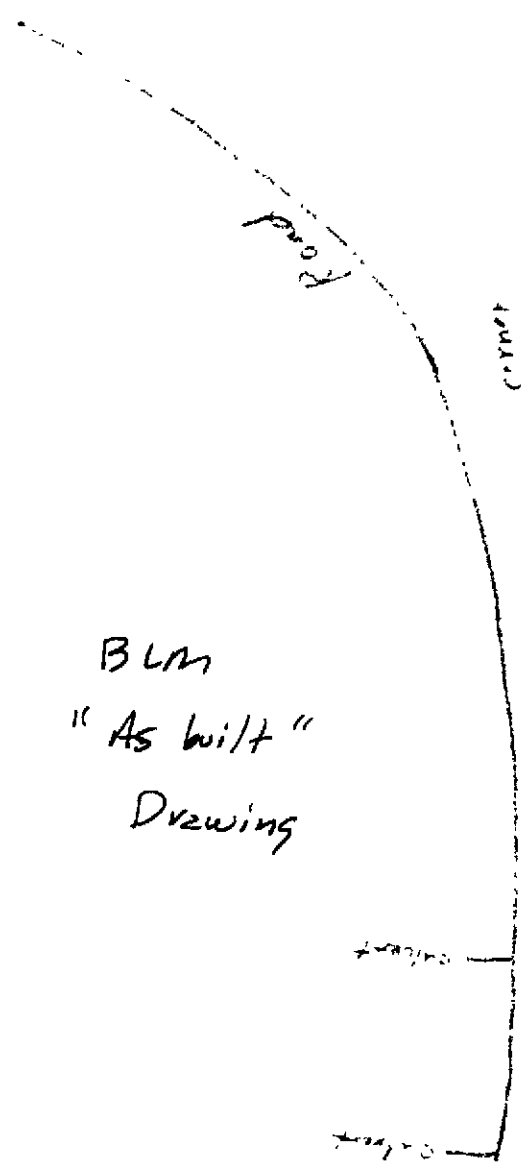
BY JE DATE 5/3/93 PROJECT MUD FLAT (CONTINUED) SHEET NO. 1 OF 1
CHKD. BY flm DATE 5/3/93 FEATURE 1 ACTIVITY 1
OFFICE FOISE D A T DETAIL AS PER SIM JOHANSEN / NOT TO SCALE



Stock water

BLM
"As built"
Drawing

↑ N



Bring water to plumbing best way you can.

flex into fences down
avoid driving off pipeline
as much as possible.

tank - will act as vent
1200 gal.

put
put flow
pressure
at conveniently
protected location,
above ground -
maybe right at fence for better pressure

55-07459

N/O; FRAT U'EL

"As-Built" 6/16/98

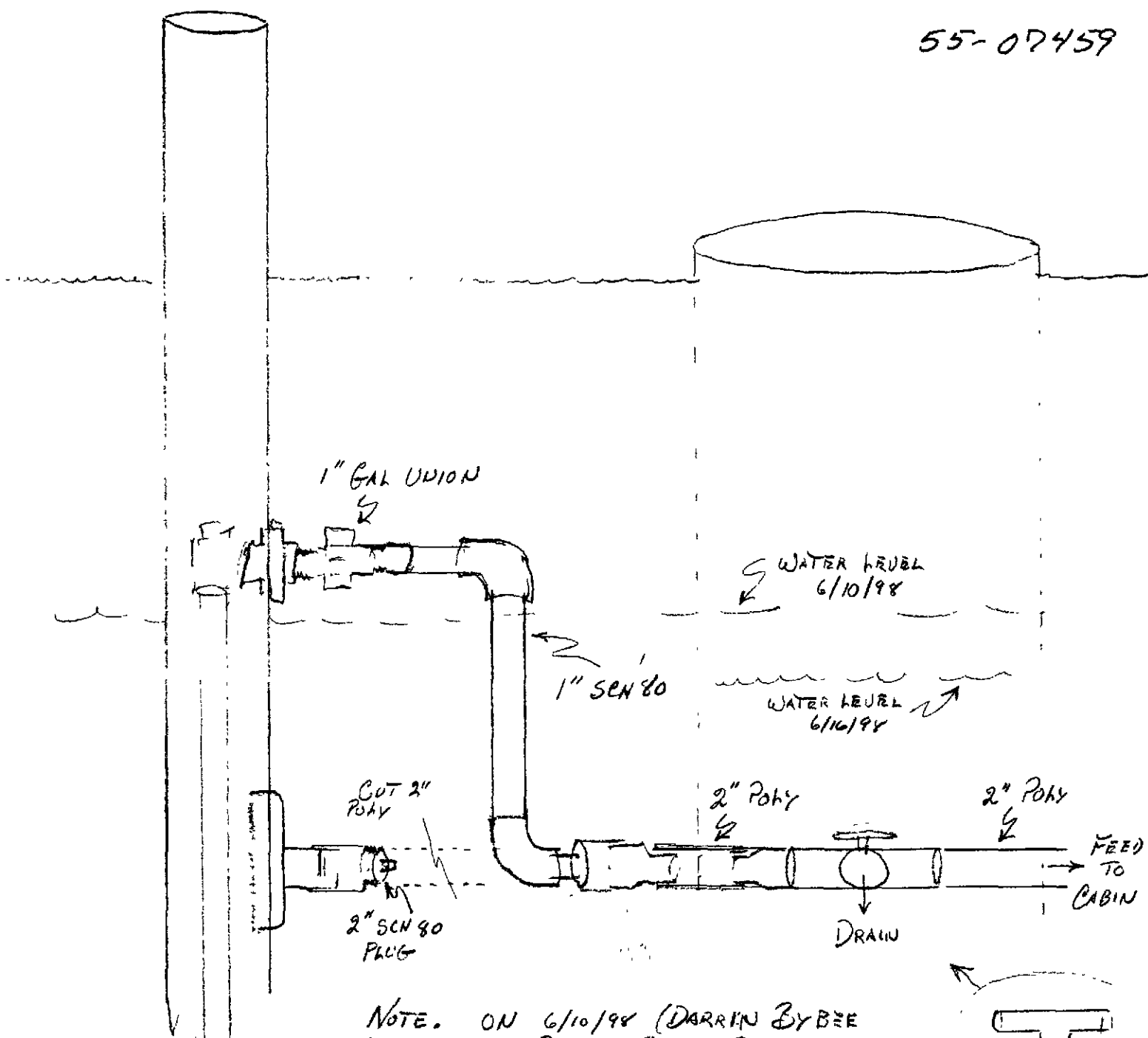
6/16/98

JEFF SWANSTROM
JIM BISHOP

BLM

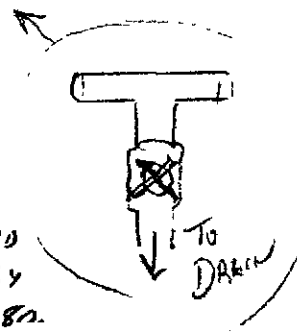
Drawing

55-07459



1/2 HP GRUNDFOS
13 sec 21' Pipe

NOTE. ON 6/10/98 (DARRIN ZYBEE
INSTALLED THE PITNESS, PUMP & PIPE. TESTED
PUMP AT PITNESS. HE INSTALLED PITNESS ABOVE
WATER LINE 6/10/98. ON 6/16/98 JIM BISHOP &
JEFF SWANSTROM DUG DOWN, PUMPED WATER & FOUND
2" PIPE ALREADY CONNECTED TO WELL CASING. CUT 2" POLY
PIPE TO PLUMBING & PUMP. 1" SCH 80.



Blm Note

Shelley -

Nice Faxing to you!

Franklin motors only makes a $\frac{1}{2}$ hp 115 volt motor.
I have a TDH of 154, at 30 psi.

If you look at these curves by Grundfos, then
we can talk again (or Fax) ~~about the pump~~

The outlet size on the pump end is $1\frac{1}{4}$ ".

The velocity of water at 20 gpm in $1\frac{1}{4}$ " pipe is
good at 4.3. $1\frac{1}{2}$ " pipe at 20 gpm is 3.1 ft/sec.

I am trying to talk (or Fax) you out of 2" pipe.

Thank you

Darren -

- Glenns Elect.

Call ^{Darren} on Cell

Must have

230 volt -

55-07459

R

Permit No. SS-07-1-9 Reviewed by [Signature] Date 10-2-78

TYPES OF USE

SOURCE OF WATER

☒ Ground water source

170 Copy in the file? Drilling Permit No. 95-93-10 0001-000

4/15 Correct?

no Well log in the file?

MEASURING DEVICE

000	Required?
	Installed?
	Waiver requested?

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

Refund \$ 00.00 Max Fee
PROOF ACCEPTABLE

New Address V Proof Made 11-17-98



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 9, 1998

US Dept of Interior
Bureau of Land Management
3948 Development Ave
Boise ID 83703

PROOF ACKNOWLEDGMENT LETTER

RE: Water Right No. 55-07459

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and \$50.00 license examination fee 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.

A license exam fee is not required for a rate of diversion of 0.04 cfs or less from a ground water source. Therefore, you are entitled to a refund of the \$50.00 license examination fee you submitted with the proof statement. I have initiated the process to refund the \$50.00 examination fee. You should receive the refund within seven (7) to ten (10) business days under separate cover.

If you have questions concerning the field examination, please contact the department's WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Region
Fiscal

MICROFILMED

DEC 11 1998

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 55-07459 Reviewed by Jf Date 2-6-98

BASIC INFORMATION

1-21-98 Date stamp received
YES Extension received timely
YES Fee received and receipted
YES Name and signature same as permit
NO Address Change

BASIS FOR EXTENSION REQUEST

YES Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Recommend extend to March 1, 1999, on basis of due diligence.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address ✓
Change Proof Due Date 3-1-99
Change Priority Date ✓



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 6, 1998

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

RE: Permit No. 55-07459

Dear Permit Holder:

I have enclosed a copy of the approved request for extension of time submitted August 29, 1996, in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **March 1, 1999**. Please note that the department granted the extension based on due diligence. It is important that you work diligently towards completion of this project since the department **will not** be able to grant additional extension requests based on due diligence.

Section 42-248, Idaho Code, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact me at (208)327-7953, if you have any questions regarding this matter.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

RECORDED

FEB 11 1998

December 31, 1997

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

PROOF DUE NOTICE

RE: PERMIT NO. 55-07459

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 March 1, 1998.

(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.

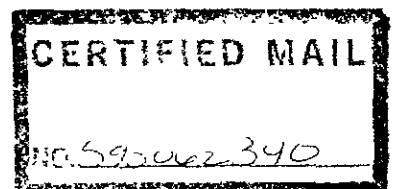
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

DEC 1 1998





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 14, 1995

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

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 55-07459

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

MAR 18 1995

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 55-7459 Name: BLM Date: 3/8/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: W018360 Priority: 11/15/94 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Prehearing agreement) or W19(See Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - **P16**
+1 year - **26A-P17**

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
- 0.2 cfs - No MD
+ 5 a. (POU cmp) - 01M, 803(if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. 55-93-W-0001-000, **P99**
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - **P05** (new well)

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

Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 01J-P08 or 01M
- 0.2 cfs - 01H-P01 or No MD
+ 5 a. irr. - 01M (POU cmp)
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
+ 5 a. irr. - 01M (POU cmp)

RIVER BASINS (*Surface water):

Snake R (01) - 11A-P04, NA
(02/03) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(consump. use), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - 021(Boise R ↑ L Peak); 064(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU) Dean Tobias

OTHER CONDITIONS: -

STANDARD REMARKS: - ① w01/1 guard camp
② w02/126 RC

BENEFICIAL USE DUE: - 3-1-1998

COMMENTS: -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
MAR 07 1995

Department of Water Resources

INITIAL REVIEW BY: g DATE: 11/21/94 APPLICATION: 55-7459

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) Gov't. Lots:
☒ Period of use: ☒ P/D
☒ Nature of proposed use: (Include description of use) ☒ P/U
☒ 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:

ADDITIONAL INFORMATION

YES	NO	
☐	☒	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):
☐	☒	Copy to Dam Safety staff (for any storage)
☐	☒	Send power requirement letter:
☐	☒	Send fish farm requirement letter:
☐	☒	Power residency affidavit:
☐	☒	Power efficiency form:
☐	☒	Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
☐	☒	<u>*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT</u>

DATE REQUESTED: _____

☒ Additional information on reverse side:

PROCESSING

APPLICATION NO. 55-

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 12-19-94 2-6-94
☐ ☒ Protest dates, resolution of protest recorded on application:
☐ ☒ Recommendations attached: Approve, DR
☐ ☒ Measuring device required:
☐ ☒ Measuring port required:
☐ ☒ Water delivered by water master? District # _____
☒ ☒ Special conditions of approval or cover letter: (Well is drilled) 26A (Allow 3 yrs)

☐ ☒ See below for additional information

Recommended Date or Priority 11/15/94

Recommended by: DR Date 2/28/95

STATE OFFICE REVIEW

☐ ☒ See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

No overlaps

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.

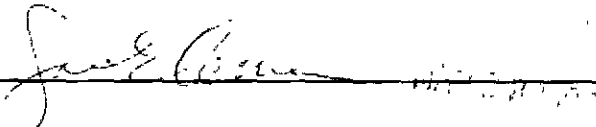
3. That the said **The Owyhee Avalanche** has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

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 Two (2)

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

January 18 & 25, 1995

Signed 

Subscribed and sworn to me this 25th day of Jan A.D., 1995



Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires October 7, 1997

RECEIVED
FEB 02 1995
WATER RESOURCES
WESTERN REGION

WILDLIFE (.040 CFS)

Total Diversion: (.140 CFS)

Date Filed: 11/15/1994

In: OWYHEE County

T09S R02W S34 NENE

S35 NWNW

57-07606 ✓

TRAMMEL, REX

RT 1

PO BOX 1096A

HOMEDALE, ID 83628

Source: GROUNDWATER

Diversion Pt: NENW Sec 15 T

03N R 05W in OWYHEE

County.

Use: DOMESTIC (.040 CFS)

STOCKWATER (.020 CFS)

Total Diversion: (.060 CFS)

Date Filed: 12/28/1994

In: OWYHEE County

T03N R05W S15 NENW

57-07607

HIGHTOWER, CHARLES S

HIGHTOWER, VICKI L

LINDNER, ALAN

LINDNER, DEBRA

HC 79 BOX 34X

MELBA, ID 83641

Source: GROUNDWATER

Diversion Pt: SESW Sec 10 T

02S R 02W in OWYHEE

County.

Use: IRRIGATION (100 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.140 CFS)

Date Filed: 12/27/1994

In: OWYHEE County

T02S R02W S09 SESE

5.0 ACRES TOTAL

57-07608

TURNER, JOHN L

TURNER, JOYCE B

PO BOX 55

GREENLEAF, ID 836260055

Source: SPRING Tributary:

SNAKE RIVER

Diversion Pt: SESESE Sec 30

T 04N R 05W in OWYHEE

County.

Use: STOCKWATER (.250

CFS)

Total Diversion: (.250 CFS)

Date Filed: 1/ 4/1995

In: OWYHEE County

T04N R05W S29 Lot 5

(SWSW)

S30 SESE

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before FEBRUARY 6, 1995. The protestant must also send a copy of the protest to the applicant

R. KEITH HIGGINSON,

Director

Publish January 18 & 25, 1995

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

55-07459

US DEPT OF INTERIOR

BUREAU OF LAND

MANAGEMENT

3948 DEVELOPMENT AVE

BOISE, ID 83705

Source: GROUNDWATER

Diversion Pt: NWNWNW Sec

35 T 09S R 02W in OWYHEE

County.

Use: DOMESTIC (.040 CFS)

STOCKWATER (.060 CFS)

55-07459

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

Source: GROUNDWATER

Diversion Pt: NWNWNW Sec 35 T 09S R 02W in OWYHEE County.

Use: DOMESTIC	(.040 CFS)
STOCKWATER	(.060 CFS)
WILDLIFE	(.040 CFS)
Total Diversion:	(.140 CFS)

Date Filed: 11/15/1994

In: OWYHEE County	
T09S R02W S34	NENE
S35	NWNW

Sue/Steve - Sorry, but it looks
like we have to
advertise this one.

ER-DEPARTMENT MEMO--1

DATE 1/10/95

FROM Steve's Sue

TO Dave

Dave

SUBJECT Re-advertise 55-07459?

- 1) Orig. Appl. P/w Domestic NWNW 5.35 } ok per map + written description
Stock } NENE 5.34
width }
- 2) 1st O'Entry Dom. NWNW 5.34 } per computer screen when viewed Appl.
!! ~~Irreg.~~ NENE 5.35
- but Dom NWNW 5.35 per Appl. printout
Stock }
width }
- 3) ADVERTISED per P/w ID NWNW 5.34 ← right sections but
d'base NENE 5.35 wrong Q's

Something odd
going on?

MAR 28 1995

SIGNATURE

4) Corrected d'base + printout now agrees with #1.

5) Need to re-adv.? Any reason to think protests would occur with correction ^{for} this
remote area? Probably not.

The Owyhee Avalanche

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

AFFIDAVIT OF PUBLICATION

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) ss
COUNTY OF OWYHEE)

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4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

said newspaper, in Two (2)

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

November 30, 1994
December 7, 1994

Signed

[Signature]

Subscribed and sworn to me this 7th day of Dec. A.D., 1994

[Signature]

Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires October 7, 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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55-07459

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

Source: GROUNDWATER
Diversion Pt: NWNWNW Sec
35 T 09S R 02W in OWYHEE
County.

Use: DOMESTIC (.040 CFS)
STOCKWATER (.060 CFS)
WILDLIFE (.040 CFS)
Total Diversion: (.140 CFS)
Date Filed: 11/15/1994

In: OWYHEE County
T09S R02W S34 NWNW
S35 NENE incorrect Pou

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before DECEMBER 19, 1994. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON,
Director

Publish November 30, 1994 &
December 7, 1994

RECEIVED

JAN 03 1995

WATER RESOURCES
WESTERN REGION

55-07459

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

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In: OWYHEE County	
T09S R02W S34	NWNW
S35	NENE