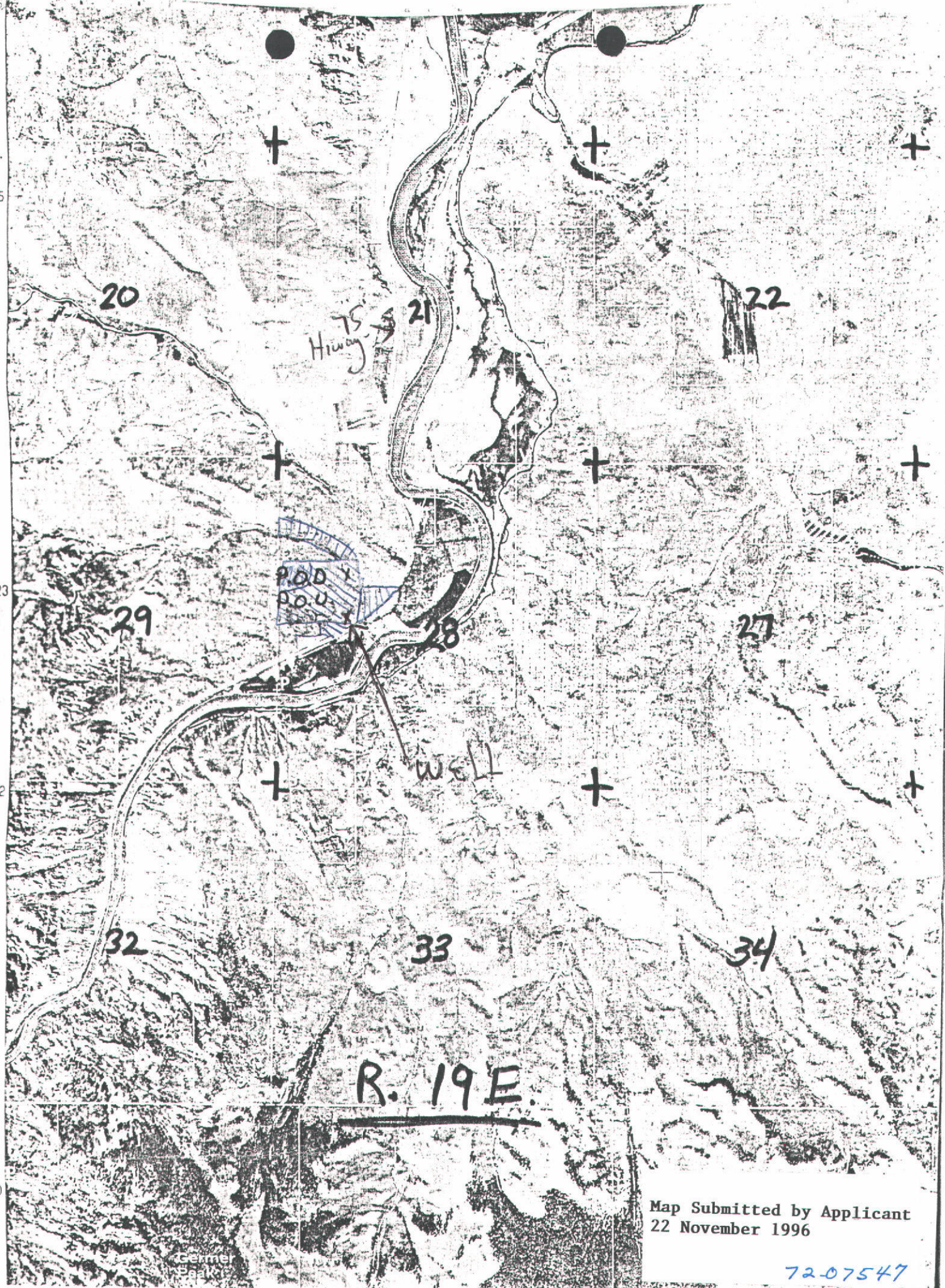


T
13
N.



Map Submitted by Applicant
22 November 1996

7207547

R19E

27°30"

T13N

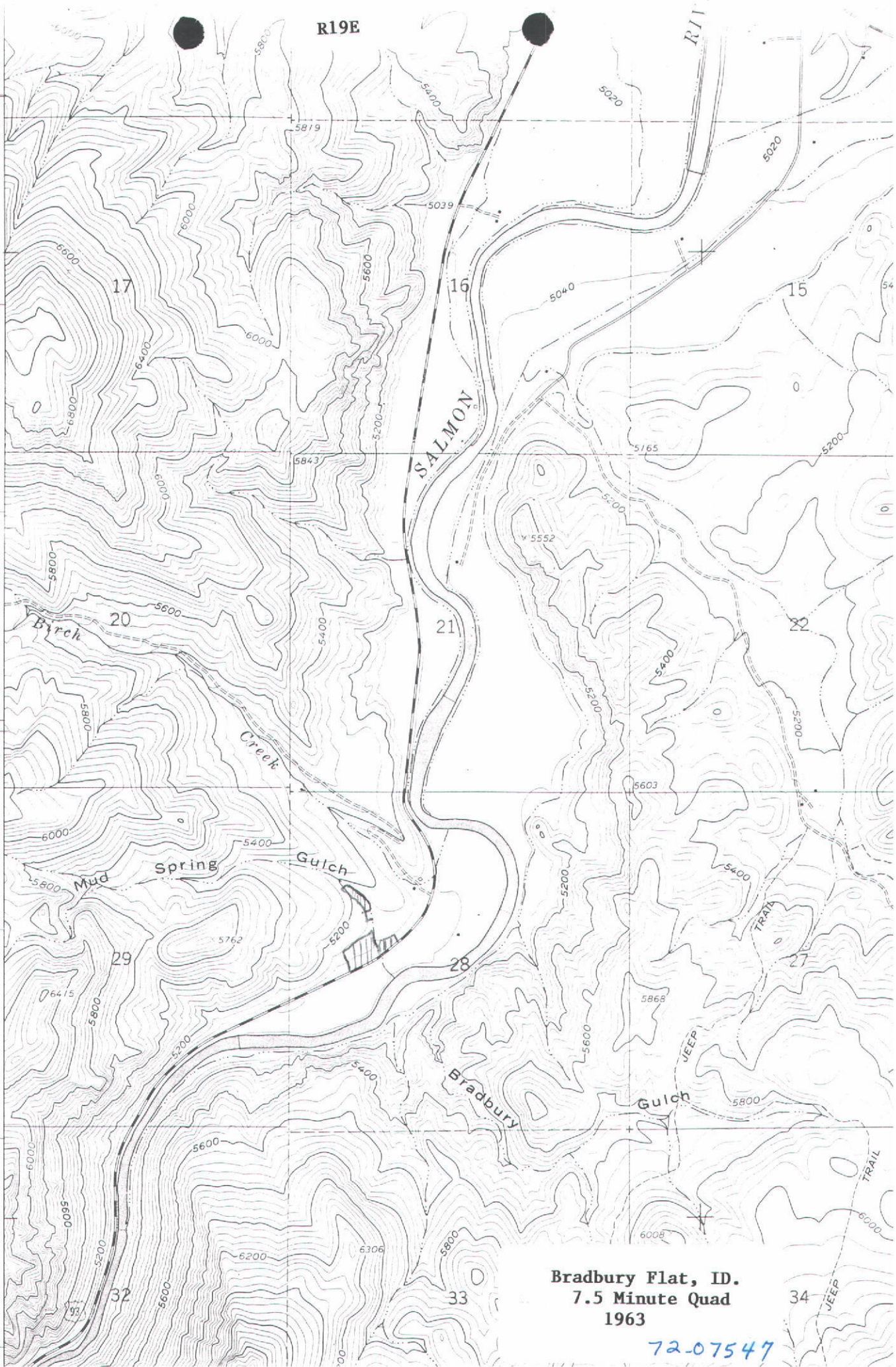
3172 IV NE
(BAYHORSE)

4923

4922

25'

EY 48 MI.
DN 16 MI.



Bradbury Flat, ID.
7.5 Minute Quad
1963

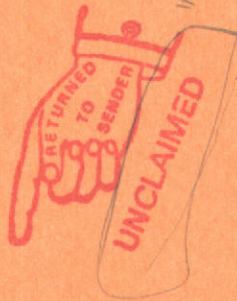
72-07547

DEPARTMENT OF WATER RESOURCES
1301 N. ORCHARD ST.
BOISE, ID 83706-2237

CERTIFIED

Z 269 221 935

MAIL



means = Individual did not come pick it up.
They could still be at this address

RECEIVED

NOV 19 1999

Department of Water Resources

12 9 OCT 1999

Delivery Attempt

11/19/99

No address in phonebk.
879-2243 or 5442

Customer Co Assessor

879-2305

Same Address

879-2243 No Answer

879-5442 No Answer

Resent to same

address w/o

Certified/Return

Rept. Should be

delivered w/

regular mail. Dub

SENDER:
■ Complete items 1 and/or 2 for additional
■ Complete items 3, 4a, and 4b.
■ Print your name and address on the reverse
card to you.
■ Attach this form to the front of the mailing
permit.
■ Write "Return Receipt Requested" on the
■ The Return Receipt will show to whom the
delivered.

3. Article Addressed to:

72-07547
MICKY ROSKELLEY
HC 67 BOX 2051
CHALLIS

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

PS Form 3811, December 1994

PS Form 3800 April 1995

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided
Do not use for International Mail

Sent to	
Street & Number	
Post Office, State, & ZIP Code	
Postage	
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	
Postmark by Date	

JAN 21 2000

HC 67 BOX 2051
CHALLIS
ID 83226

Z 269 221 935

NOV 1999

Delivery Attempt 2

NOV 1999

Delivery Attempt 3

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
72-07547 IN THE NAME OF)
MICKY ROSKELLEY)
_____)

PRELIMINARY ORDER

This matter having come before the Department of Water Resources (Department) as a result of a response by the permit holder to an order issued by the Department, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On October 26, 1999, The Director of the Department (Director) issued a Moratorium Order (order) to stop further development of all existing permits to appropriate water within the Selway-Bitterroot, Gospel-Hump, and Frank Church-River of No Return Wilderness Areas, and within areas tributary to those wilderness areas.

2. On February 14, 2000, Micky Roskelley (permit holder) filed a request for an indefinite stay in the development period for Permit No. 72-07547 (permit) in response to Condition 5.b of the order.

3. The permit holder provided information describing the extent of development and beneficial use that had occurred under the permit.

4. The permit holder provided information to show that the project had not been completed due to circumstances over which the permit holder had no control.

CONCLUSIONS OF LAW

1. Section 42-204(1), *Idaho Code* provides that the Department may allow for delays in the development of a permit which are due to certain matters beyond the control of the permit holder.

2. The permit holder has provided sufficient justification for the Director to authorize an indefinite stay in the development period for the permit.

3. The Director should authorize an indefinite stay in the development period with certain conditions.

MICROFILMED

APR 18 2000

ORDER

IT IS THEREFORE HEREBY ORDERED that an indefinite stay in the development period for the above captioned permit is **GRANTED** subject to the following conditions and limitations:

1. Additional work by the permit holder in developing a water right under terms of the permit is not authorized until the Department specifically authorizes resumption of work.
2. If resumption of work is authorized under this permit, the development period for this permit shall be extended by the number of days lost as a result of the indefinite stay hereby granted.
3. The permit holder is not authorized to assign ownership of the permit to another party without prior approval of the Department.
4. The Department may rescind or modify the indefinite stay hereby granted if the Selway-Bitterroot, Gospel-Hump, and Frank Church-River of No Return Wilderness Moratorium is modified or rescinded.

Dated this 15th day of February, 2000.

J. Glen Sartor
for KARL J. DREHER
Director

RECEIVED

DEC 03 1999

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$50 Fee Received by A. SKINNER
Date 12/3/99
Receipt No. 5022694

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.

RECEIVED

Permit No. 72-07547

DEC 8 1999

Name(s) of Permit Holder: Micky Roskelley Department of Water Resources

Mailing Address: HC 67 Box 2051

Date Proof is Due: Jan 2000 Telephone No. 208-879-2243

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".)

8 inch well has been drilled 4800.00

Main line pipe has been bought 3200.00

Costing \$ 8000.00

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

A Contractor was going to remove
and sell the gravel. Where ^{one} of the
fields is going to be. I will use someone

Permit holder(s) request an extension to Jan 1 19 2001 this winter

FEE: \$50.00

(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 the proof of beneficial use is extended to January 1, 2001.

Signed this 24 th day of January

MICROFILMED

JAN 31 2000

Z. Glen Saxton
Bureau Chief, Water Allocations Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 72-07547

Proposed Priority: November 22, 1996 Maximum Diversion Rate: 0.50 CFS

This is to certify, that **MICKY ROSKELLEY**
HC 67 BOX 2051
CHALLIS ID 83226
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>
-----------------------	----------------------	--------------------------

IRRIGATION	04/15 to 10/15	0.50 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 28, Township 13N, Range 19E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	19E	28	SWNW 18.0	SENW 2.0	NWSW 5.0	25.0

Total number of acres irrigated: 25.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 2000.
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. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

7th day of January, 1997.

MICROFILMED
JAN 10 1997

[Signature]
for Karl J. Dreher, Director

NOV 22 1996

FORM 202
2/96

NOV 12 1996

Department of Water Resources

Ident. No. 72-07547

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOV 1 1996

APPLICATION FOR PERMIT

RECEIVED

JAN 03 1997

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant Micky Roskelley Phone (208)879-2243
Mailing address HC 67 Box 2051 Challis, ID. 83226
2. Source of water supply Groundwater which is a tributary of 27N09E
3. Location of point of diversion is Township 13N Range 19E Sec. 28, in the GLS NE 1/4, SW 1/4, NW 1/4, Govt. Lot , B.M., Custer County;
additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.5 cfs for Irrigation purposes from 4/15 - 10/15 05-01 to 09-30 (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)

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)

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

5. Total quantity to be appropriated is (a) 0.5 cfs and/or (b)
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source submersible pump to pipe

b. Height of storage dam feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet

c. Proposed well diameter is 8" inches; proposed depth of well is 120' feet

d. Is ground water with a temperature of greater than 85°F being sought?

e. If well is already drilled, when? Oct 96; Drilling firm Smith Drilling Bellevue, ID.
Well was drilled for (well owner) yes; Drilling Permit No. 72-96-5 0024000

7. Time required for completion of works and application of water to proposed beneficial use is 3 years (minimum 1 year)

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

- a. Hydropower; show total feet of head and proposed capacity in KW.
- b. Stockwatering; list number and kind of livestock.
- c. Municipal; show name of municipality.
- d. Domestic; show number of households.
- e. Other; describe fully. Irrigation

MICROFILMED

NOV 20 1997

* standard irrigation season 1/6/97 on.

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	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	19E	28		X				25	18	2		5	5	5					25
				80				14	94	14		94	90	90					
												11-22-96							

Total number of acres to be irrigated 25

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

11. a. Who owns the property at the point of diversion? 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: _____

12. Remarks: T13N R19E Sec 28 quartered sec 7, 18, 17

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Michael P. Kelly
Signature of Applicant (and title, if applicable)

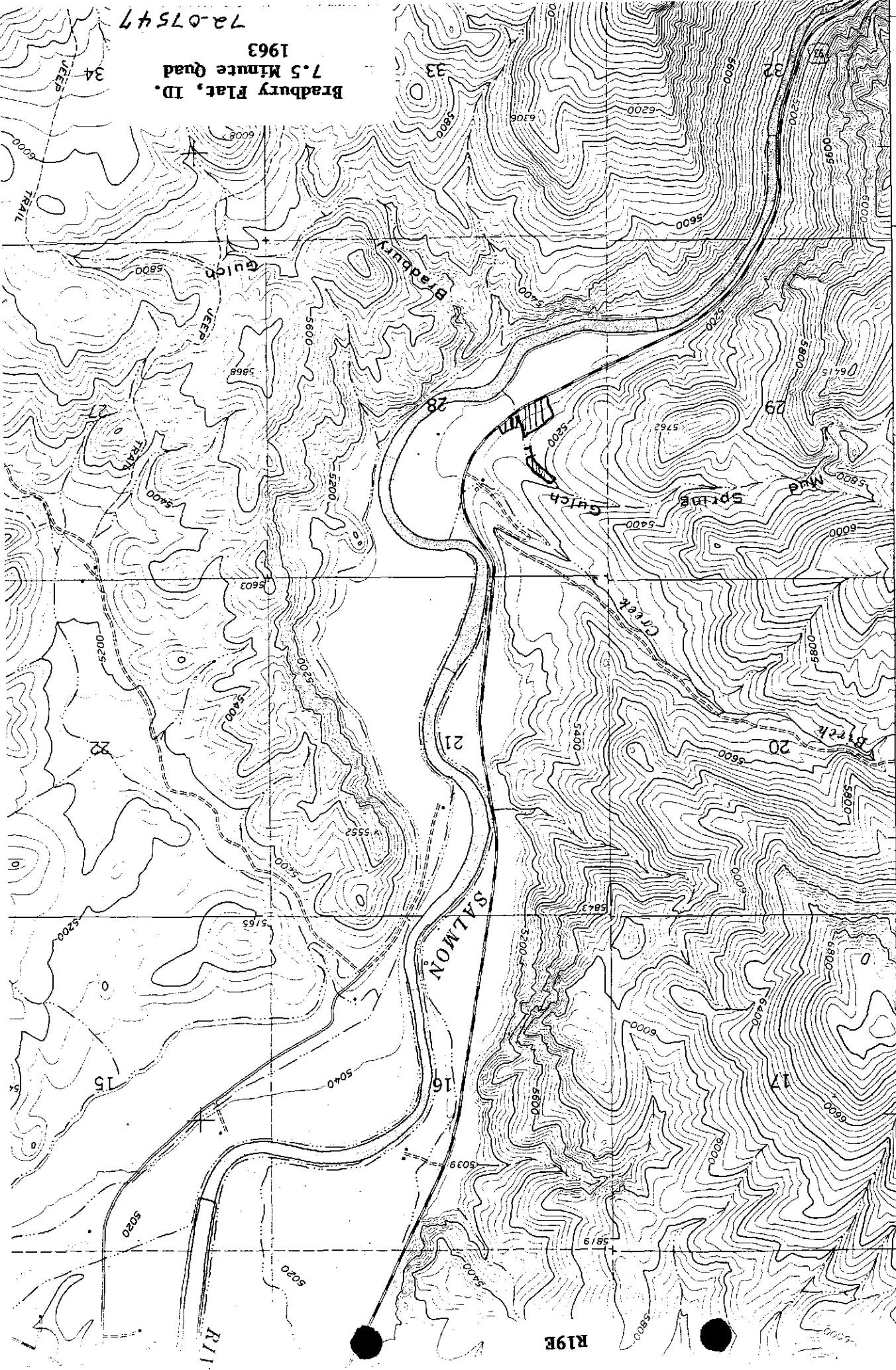
Received by GLS Date 22 Nov 96 Time 1352 hrs Preliminary check by GLS 27 Nov 96
 Fee \$ 100.00 Received by GLS # 5019716 Date 22 Nov 96
 Publication prepared by TMB Date 11/22/96 Published in The Challis Messenger
 Publication approved TMB Date 12/31/96

T.
13
N.



Map Submitted by Applicant
22 November 1996

7207547



Brady Flat, ID.
1963
7.5 Minute Quad

72-07547

4927
4926
4925
4923
4922
3172 IV NE
(BAYHORSE)
T13N

R19E



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

February 15, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MICKEY ROSKELLY
HC 67 BOX 2051
CHALLIS ID 83226

RE: Preliminary Order for Permit 72-07547

Dear Permit Holder(s):

The accompanying order 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 within fourteen (14) days after issuance as described in the enclosed information sheet.

If you have any questions regarding this matter, please call me at 208-327-7940.

Sincerely,

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

cc: IDWR - Southern Region

MICROFILMED

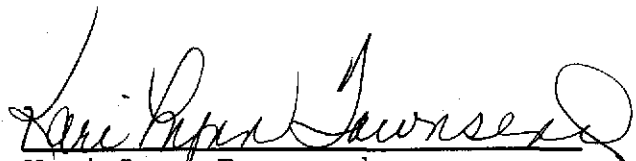
APR 18 2000

CERTIFICATE OF MAILING

I hereby certify that on the 15th day of February, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER to the person(s) listed below:

RE: Preliminary order for Permit 72-07547

MICKEY ROSKELLY
HC 67 BOX 2051
CHALLIS ID 83226


Kari Lynn Townsend
Secretary

RECEIVED
FEB 18 2000

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

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED
APR 18 2006

RECEIVED

FEB 14 2000

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR STAY IN THE DEVELOPMENT PERIOD AND
QUESTIONNAIRE TO DETERMINE EXTENT OF DEVELOPMENT

The Idaho Department of Water Resources considers this form a request for stay in the development period of a permit in the Selway-Bitterroot, Gospel-Hump, and Frank Church-River of No Return Wilderness Moratorium Area. In addition, this form is a statement of the permit holder(s) extent of development prior to the Moratorium Order issued October 26, 1999. This form must be completed in order to process a request for stay.

1. Permit No. 72-07547 Telephone No. 208-879-2243

2. Name(s) of Permit Holder(s): Micky Raskellay

3. Have you begun construction of the diversion works authorized under this permit?

No

Yes X if yes, describe the extent of completion of the diversion works:

well drilled, pump in, main line in

4. Have you diverted and beneficially used any water under this permit?

No

Yes X if yes, please describe the uses:

Domestic (no. of households): ONE

Stockwater (no. and type of stock): nine horses

Irrigation (no. of acres): SEVEN

Other: 20 twenty one cows.

5. Describe what remains to be done in order to complete the development authorized under this permit:

18 acres to be put in pipe and main line.

6. I Request an Indefinite Stay in the Development Period of the Above Numbered Permit

☒ (check here)

The information given on this form is my true statement of the extent to which the above numbered permit has been developed prior to October 26, 1999. I understand that any willful misrepresentations may result in voiding of the permit.

Signature of Permit Holder

Micky Raskellay
(include your title, if on behalf of company or organization)

Date

02-14-2000

APR 18 2000

MEMORANDUM

Date: February 11, 2000

To: WR File No. 72-07547

From: Jeff Peppersack

Re: Wilderness Moratorium Order

Micky Roskelley called regarding the Feb. 2, 2000 letter, he wanted to know why he needed to file proof or a stay request since he just filed a request for extension of time. I explained that the Wilderness moratorium order required that all permit development in the area must stop and permit holders must file proof or request a stay in the development period. Mr. Roskelley indicated that he had not completed his development so he would be filing a request for stay.

MICROFILMED
APR 18 2000



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

February 2, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MICKEY ROSKELLY
HC 67 BOX 2051
CHALLIS ID 83226

Re: Water Right Permit No. 72-07547

Dear Permit Holder(s):

On October 26, 1999, the Director of the Department of Water Resources issued an order establishing a moratorium on the processing or development of applications and permits to appropriate surface water or ground water within and tributary to the Selway-Bitterroot Wilderness Area, the Gospel-Hump Wilderness Area, and the Frank Church-River of No Return Wilderness Area. The order required permit holders to immediately stop further development under the permit, and within sixty (60) days of receipt of the order do **one** of the following:

- (a) file proof of beneficial use documenting the extent of diversion and beneficial use of water that was completed prior to receiving the order; or
- (b) request a stay in the development period under the permit, in accordance with Section 42-204, *Idaho Code*, until the conditions that resulted in the order have been alleviated, or such should ever occur.

The order does not apply to non-consumptive uses of water. An in-house domestic use with no associated irrigation or other consumptive uses is considered non-consumptive.

Our records indicate that the order was sent by certified mail to the address listed on your permit. The sixty (60) day period has passed and we have not received any response from you as required in the order.

The purpose of this letter is to request that you take the appropriate action as required in the order. I have enclosed two forms; **either** can be used to avoid cancellation of your permit. The first form is used to file proof of beneficial use. Filing proof of beneficial use is considered your statement that the development under the permit has been completed and that water has been applied to beneficial use according to the provisions of the permit. Upon receipt of such proof and the fee as required under Section 42-221, *Idaho Code*, the department conducts a field examination and issues a license confirming the use found.

The second form is a request for a stay in the development period and questionnaire to determine the extent of development under the permit. This form is used to request an indefinite stay in the development period. If a stay is granted, future development under the permit may be possible if the moratorium order is rescinded and if resumption of work is authorized. No fee is required to request a stay in the development period.

MICROFILMED
APR 18 2000

We will withhold further action on this permit for 28 days from the date of this letter in order to allow you time to respond. If we do not receive a response from you within this time period we will begin action to cancel the permit pursuant to Section 42-311(1), *Idaho Code*.

Please call me at 208-327-7940 if you have any questions regarding this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jeff Peppersack', written in a cursive style.

Jeff Peppersack, Manager
Water Right Permits Section

Enclosures

MICROFILMED
APR 18 2000



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

January 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MICKEY ROSKELLEY
HC 67, BOX 2051
CHALLIS ID 83226

RE: PERMIT NO. 72-07547

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **January 1, 2001**. Please note that the department granted the extension based on due diligence. It is important that you work diligently towards completion of the project since the department **will not** be able to grant future 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.

If you have any questions regarding this matter, please feel free to contact the department.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED
JAN 31 2000

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 72-07547 Reviewed by VH Date 1-19-00

BASIC INFORMATION

yes 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

*Extend proof due date to Jan 1, 2001
based on 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 Jan 1, 2001
Change Priority Date _____

CERTIFIED

Z 269 221 935

MAIL

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- ☐ Complete items 1 and/or 2 for additional
- ☐ Complete items 3, 4a, and 4b.
- ☐ Print your name and address on the reverse card to you.
- ☐ Attach this form to the front of the mailpiece, permit.
- ☐ Write "Return Receipt Requested" on the
- ☐ The Return Receipt will show to whom it delivered.

3. Article Addressed to:

72-07547
MICKY ROSKELLEY
HC 67 BOX 2051
CHALLIS

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

PS Form 3811, December 1994

PS Form 3800, April 1995

Z 269 221 935

US Postal Service

Receipt for Certified

No Insurance Coverage Provided

Do not use for International

Sent to

Street & Number

Post Office, State, & ZIP Code

Postage

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing to Whom, Date, & Addressee's Address

TOTAL Postage & Fees

Postmark

Date

JAN 2 1995

72-07547

MICKY ROSKELLEY
HC 67 BOX 2051
CHALLIS

ID B3226

MICROFILMED

JAN 2 1995

Domestic Return Receipt



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 26, 1999

CERTIFIED MAIL

RE: Procedures Available upon Issuance of Final Moratorium Order

Dear Applicant or Permit Holder:

The accompanying "Final Order" by the Director of the Department of Water Resources establishes a moratorium on the processing of applications for permits to appropriate surface water or ground water within and tributary to the Selway-Bitterroot Wilderness Area, the Gospel-Hump Wilderness Area, and the Frank Church-River of No Return Wilderness Area. The order is issued pursuant to Section 67-5246, Idaho Code, and is effective as of October 25, 1999.

This letter provides a statement of the available procedures pursuant to Section 67-5246, Idaho Code, and provides the time limits for filing a petition for reconsideration of the order. The statement is required by the Department's Rule of Procedure 740.02.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a final order within fourteen (14) days of the service date of the order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be deemed denied by operation of law pursuant to Section 67-5246(4), Idaho Code.

A party may not be required to comply with a final order unless the party has been served with or has actual knowledge of the order. If the order is mailed to the last known address of a party, the service is deemed to be sufficient.

OPPORTUNITY TO REQUEST HEARING

The department did not conduct a hearing prior to issuance of the accompanying order. Section 42-1701A(3) provides, in pertinent part, as follows:

MICROFILMED

JAN 31 2000

Unless the right to a hearing before the director or the water resource board is otherwise provided by statute, any person aggrieved by any decision, determination, order or action of the director of the department of water resources or any applicant for any permit, license, certificate, approval, registration, or similar form of permission required by law to be issued by the director, who is aggrieved by a denial or conditional approval ordered by the director, and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the director to contest the denial or conditional approval upon filing with the director, within fifteen (15) days after receipt of the denial or conditional approval, a written petition stating the grounds for contesting the action by the director and requesting a hearing.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to Sections 67-5270 and 67-5272, Idaho Code, any party aggrieved by a final order or orders previously issued in a matter before the department may appeal the final order and all previously issued orders in the matter 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 (a) the service date of the final order, (b) an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See Section 67-5273, Idaho Code. The filing of an appeal to district court does not in itself stay the effectiveness or enforcement of the order under appeal.

For questions regarding the moratorium order please contact Glen Saxton, Water Allocation Bureau Chief, or me at (208) 327-7900.

Sincerely,



Norman C. Young
Administrator
Water Management Division

MICROFILMED
JAN 31 2000

October 31, 1999

MICKY ROSKELLEY
HC 67 BOX 2051
CHALLIS ID 83226

PROOF DUE NOTICE

RE: PERMIT NO. 72-07547

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 January 1, 2000.

(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.

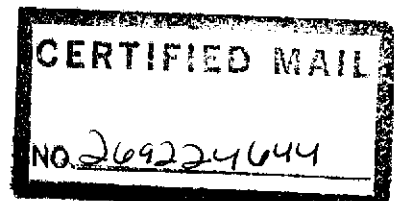
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

JAN 31 2000



RECEIVED

OCT 14 1997

FROM: Allen Merritt

Department of Water Resources

DATE: October 9, 1997

TO: Glen Saxton
File 72-07547
Drilling permit 72-96-S-0024-000

SUBJECT: Fees

Well drilled Oct 1996.
Permit filed Nov 1996.
Permit approved Jan. 1997.

This permit was reviewed with a recommendation that an additional \$125 be paid for the drilling permit since the drilling permit was authorized for domestic but the intended use includes irrigation pursuant to 72-07547. The permit 72-07547 was issued without the standard drilling permit requirement condition. On 1/2/1997 Gary wrote the applicant informing him that the additional fee needs to be paid. Gary indicates the applicant has not responded. I have checked the database and cannot find that the additional fee has been paid; I looked under "Roskelley" and "Precision Log Homes".

Pursuant to Permit Processing Memo #12 I recommend that this permit be flagged for review again at the time proof is to be submitted.

In the future we may need to hold issuance of the water right permit at the region or in the state office until the additional fees are paid.

MICROFILMED

JAN 31 2000



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

January 7, 1997

PHILIP E. BATT
GOVERNOR

MICKY ROSKELLEY
HC 67 BOX 2051
CHALLIS ID 83226

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 72-07547

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and 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.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

RECORDED
JAN 13 1997

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

11/96

No.: 72-7547 Name: Roskelly Date: 1/6/97 Ad OK? ☒ ☒ Gvmt Lts: ☒

AREA OF CONCERN? ^{Source} efumpt No/Yes: sk Mor / _____ GWMA / Trust / Non-trust
PROTESTED: - 020 (Protest Agreement)

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. - 01M, ~~005~~ (if GW use SW 1st)

DRILLING PERMIT:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. 72-96-S-0024-000, 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* is regulated):

Water District (*dom*) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 01J (meas dev)-P08
=/- 0.2 cfs - 01H (lock dev)-P01 or No MD
In-WD + 0.2 cfs - 01M or No MD (in-stream stock or domestic)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):

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

USE:

Domestic (*surface*) - *WB5 (Boise River above Star Bridge); 27A (Payette River); NA
Fish Propagation - 07A-042 (req)-010/06A/09E (WQ)-P10; 044 (North of 1000 Springs)
Irr <POU> =/- 5 a - 057 (0.03 cfs/acre)
+ 5 a - 03A (0.02 cfs/acre)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-028-01F(P19)-09E(P10);
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09
Storage (☒ 3 compo.) - 072 (req); 18A (multiple MD within district), 18B-P09 (+10' dam),

LOCATION:

42-248 area - In 20/30/40/50/60/70/80 (87) basin? P84
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - _____ <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP: Non-owner - 004 (PD/PU) _____
OTHER CONDITIONS: _____
STANDARD REMARKS: _____
BENEFICIAL USE DUE: _____
COMMENTS: _____

1-1-2000
needs drilling permit fees upgraded.

JAN 03 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY BATTERLEE, G. DATE 27 NOV, 1996
APPLICATION NO. 72-07547

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (see USGS quad for names of water sources)
☒ Point of diversion (10 Acres for spring, lot & block descriptions, subdivisions, local name, flow &/or volume.
☒ County
☒ Quantity (flow &/or volume)
☒ Period of use
☒ Nature of proposed use (include description of use)
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality of signator is required)
☒ Fee
Yes ☐ No ☒ In form to receipt

---PROPOSED PRIORITY DATE
22 NOVEMBER, 1996

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to pre application on the back.)
☒ Overlapping point of diversion.
Yes ☒ No ☐ Field check required NA GROUNDWATER
Field check by _____
Yes ☒ No ☐ Field report attached
Yes ☒ No ☐ Critical Ground water area SALMON CLEAR WATER
Yes ☒ No ☐ Groundwater management area MORATORIUM
Yes ☒ No ☐ Send Dam safety information APPLIES TO SURFACE
Yes ☒ No ☐ Send power requirement letter WATER ONLY.
Yes ☒ No ☐ Send fish farm requirement letter
Yes ☒ No ☐ Power residency affidavit.
Yes ☒ No ☐ Power efficiency form
Yes ☒ No ☐ Within trustwater boundary (If yes, attach trust supplementary analysis sheet.)
Yes ☒ No ☐ Diversion greater than 5 cfs or 500 acre ft. (If attach large diversion supplementary analysis sheet)

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19____

PROCESSING ☒ Yes ☐ No In form for Advertising
☐ Yes ☒ No No Statewide Advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on app.

SEND COPIES TO: _____ Idaho Dept of Health & Welfare _____ USDI BLM
_____ Idaho Dept of Fish & Game _____ USFS
_____ Idaho Dept of Lands _____ Water Dist.
_____ Adjudication Bureau Unit _____ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received.
☒ Yes ☐ No Application published correctly. If not, record action taken. _____

☒ Yes ☐ No Publication dates and paper, recorded on App.
☐ Yes ☒ No Protests received
Final date for Protest _____
N/A ☐ Yes ☐ No Protests, dates, resolution of protest, recorded on app.
☒ Yes ☐ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist. _____
☐ Yes ☒ No Special conditions of approval or cover letter below. _____

See below for additional information

Date of priority recommended 11/22, 19 96
By AO Date 1/2, 19 97

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19 ____

ADDITIONAL INFORMATION:

LOCAL PUBLIC INTEREST

Comments recieved from:

☐ City	☐ Idaho Fish & Game	☐ Irrigation Dist.
☐ County	☐ Idaho Health & welfare	☐ Canal Company
☐ Reservations	☐ Div. of Enviromental Quality	☐ Other _____

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

DATE _____, 19__



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

January 2, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

JAN 03 1997

Department of Water Resources

MICK ROSKELLEY
HC 67 BX 2051
CHALLIS, IDAHO 83226

Dear Mr. Roskelley

This letter is in reference to the drilling permit, well log and the water right application.

I find the following problems with the application and the well construction permit.

1.) Legal description for the location of the well does not agree with each other. Application 72-07547 indicates the well in the SW1/4NW1/4,; and the drilling permit (72-96-S-0024-000) and the well log is in the NE1/4SW1/4, of sec.28, T.13N. R.19E., B.M. Please correct the proper legal description.(YOU MAY WANT TO CONTACT YOUR WELL DRILLER-WOOD RIVER DRILLING).

2.) The filling fee for the drilling permit was for a domestic well. The correct fee should be \$200.00. An additional fee for \$125.00 is required.

Please feel free to contact me if you see a problem for this request.

Sincerely Yours

Gary L. Funderburg
Sr. Water Res. Agent

RECEIVED

JAN 03 1997

FROM: Allen Merritt *AM*

DATE: January 2, 1997

TO: Application No. 72-07547
In the Name of: Micky Roskelley

SUBJECT: Review and Recommendation

This application proposes the development of a well for irrigation of 25 acres. It is in an area where there is not a moratorium on groundwater development.

Note that the well has already been drilled but was drilled as a domestic well. Additional fees need to be collected (\$125). The well log shows the well was drilled in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, Twp.13N, Rge.19E, B.M., the application lists the well in the SW $\frac{1}{4}$ NW $\frac{1}{4}$. It would appear the well log is incorrect.

I recommend that the application be approved subject to the following conditions:

- The well to be drilled must comply with 42-235, Idaho code. The well is already drilled but an additional fee of \$125 must be paid since it was drilled as a domestic well.
- The use of the well may be subject to future measuring and reporting requirements.

1/10/97
1/10/97

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated Dec 5 1996 and ending with
the issue dated Dec 12 1996.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 12th day of December in the
year of 1996 before me, a Notary Public,
personally appeared Ruth E. Burchill
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledgeed to me that he executed the same.

Della Brewer
Notary Public for Idaho

Residing at Clayton, ID

My commission expires: 7/6/99

DEC 16 1996

Department of Water Resource
Southern Region

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed
to appropriate the public waters of the
State of Idaho:

MICKY ROSKELLEY

HC 67 BOX 2051

CHALLIS ID 83226

Application for Permit No. 72-07547

Source: groundwater

Diversion Pt: SW1/4NW1/4, S28,
T13N, R19E; Custer County.

Use: irrigation (0.5 cfs) 5/1-9/30

In: 25 acres within S1/2NW1/4,
NW1/4SW1/4, S28, T13N, R19E.

Date Filed: 11/22/96

The permit will be subject to all prior
water rights. Any protest must be filed
with the Director, Dept. of Water
Resources, Southern Region, 222
Shoshone Street East, Twin Falls, ID
83301 together with a protest fee of
\$25.00 on or before December 23, 1996.
The protestant must also send a copy of
the protest to the applicant.

Karl J. Dreher, Director

Pub: Dec. 5 & 12, 1996.

OK
MB
12/31/96
MICROFILMED

JAN 09 1997

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept of Water
1341 Fillmore - Suite 200
Jurn Falls, Id 83301-3380

Job No.	Date	DESCRIPTION	Amount
	12-12-96	Notice of Application for Water Permit 12/15+12/196 26 lines No. 72-07547	\$ 26.91 OK MB 12/31/96
		DEC 16 1996 Department of Water Resource Southern Region	

A finance charge of 1% percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

MISER - 1111

JAN 09 1997

**NOTICE OF APPLICATION FOR
WATER PERMIT**

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\$25.00 on or before December 23, 1996.

The protestant must also send a copy of
the protest to the applicant.

Karl J. Dreher, Director

**Published in The Challis Messenger on
12/5 & 12/12/96.**

RECEIVED

JAN 19 1997



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033 Fax 736-3037

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

November 29, 1996

CUSTER PUBLISHING CO
PO BOX 405
CHALLIS ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

RECEIVED
JAN 6 1997

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

MICKY ROSKELLEY
HC 67 BOX 2051
CHALLIS ID 83226

Application for Permit No. 72-07547

Source: groundwater

Diversions Pt: SW1/4NW1/4, S28, T13N, R19E; Custer County.

Use: irrigation (0.5 cfs) 5/1-9/30

In: 25 acres within S1/2NW1/4, NW1/4SW1/4, S28, T13N, R19E.

Date Filed: 11/22/96

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before December 23, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in The Challis Messenger on 12/5 & 12/12/96.

141505-11001

11/26/96



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033 Fax 736-3037

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

November 29, 1996

MICKY ROSKELLEY
HC 67 BOX 2051
CHALLIS ID 83226

Re: Application for Permit No. 72-07547

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in The Challis Messenger for 12/5 & 12/12/96. A period of ten days following the second publication will be allowed for the submittal of protests.

If an application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If an application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Georgia Satterlee L.S.I.T.
Water Resource Agent

GS:mb

1470-1121
11/29/96

TO: File

DATE: November 22, 1996

FROM: Jim Stanton

SUBJECT: App. for Permit, Mickey Roskelley

Both Georgia and I have been involved with receiving this application. For various reasons, the application was returned to Mr. Roskelley twice. We finally have a signed application and correct filing fee in this office. He never did supply a map that shows 25 acres, however, so I have interolated as best I can based on the quad map that he supplied (the latest map he gave us). So the place of use may have to be amended eventually, but that will be his fault for not supplying an accurate map. I do not want to hold up his application any further, as we at least have enought information to process it now.

11/22/96

11/22/96

72-07547



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BAIT
GOVERNOR

KARL J DREHER
DIRECTOR

November 18, 1996

Mickey Roskelley
HC 67 Box 2051
Challis, ID
83226

Dear Mr. Roskelley;

We are again returning your application for a water permit for correction. The place of use that you showed on the map covers about 50 acres, but you are only applying to irrigate 25 acres. I am enclosing a copy of the relevant USGS quad map; perhaps the elevation lines will help you show what is to be irrigated. If this map is not sufficient, you may wish to obtain an aerial photo from the Mackay FSA (formerly ASCS) office.

Apparently you misunderstood my previous letter with regard to the fees that are due. A filing fee of \$100. is due with the application, but no fee was included with the returned filing. An additional \$125. is due for the expanded drilling permit, but this can be paid when you file the application or just prior to approval of the application by our Boise office.

Regards,

James E. Stanton
Sr. Water Resource Agent

NOV 20 1996

JAN 9 1997

72-07547



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E. BAILL
GOVERNOR

KARL J DREHER
DIRECTOR

November 12, 1996

Mickey Roskelley
HC 67 Box 2051
Challis, ID
83226

Dear Mr. Roskelley;

We are returning your application for a water permit and Check #1356 in the amount of \$200. You forgot to sign the application, and the correct filing fee is \$100. Since the existing well was drilled for domestic use, a fee of \$75. was charged for the drilling permit. Drilling permits for irrigation wells are \$200, however, so you will owe the difference of \$125. at the time your water permit is approved.

The place of use described on your application appears to be incorrect. While your map does show the well location, it does not clearly show what land is to be irrigated. Please draw the proposed place of use clearly on the map, and try to describe it correctly in Item 9 of the application.

If you have questions, feel free to contact me.

Sincerely,

James E. Stanton
Sr. Water Resource Agent

10/10-11/12
JES

72-07547



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

5

August 4, 1996

Mickey Roskelley
HC 67 Box 2051
Challis, ID. 83226

Dear Mr. Roskelley,

Our department has received your application for permit. Prior to staffing the application, some corrections need to be made. Enclosed is the original application, map, and the check (#1356) for the amount of \$200.00.

I have taken the liberty to use the information you have submitted and enhance a new application for permit. Please look it over. If there are any discrepancies, please make the changes, and next to any corrections put your initials and the date. For your convenience, I have enclosed a self-addressed stamped envelope.

If the well has been drilled, please fill in question 6.e., when was the well drilled and by whom?

The amount diverted, 0.5 cfs, equals 1" per acre. The fee due for this diversion rate is only \$100.00. See enclosed fee schedule. Please remit the signed application, map, and a check for this amount only.

Your cooperation is appreciated. Don't hesitate to call if you have any questions.

Cordially,

Georgia Satterlee
Water Resource Agent

COPY

Enclosures

ENCLOSURE

MAILED 10/1

WD0731NP
(00-0731)

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLING PERMIT NUMBER INDEX

DATE: 11/22/96
PAGE: 1

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY	ACC FLG
72-96-S-0024-000	0	MICK ROSKELLEY HC 67 BX 2051 CHALLIS, ID 83226 (208) 879-2243	13N	19E	28	NE SW		CUSTER	L

Subdivision Well Site Location and Description:

Subdivision Name:

Well Site Address: HWY 75 NORTH SIDE

City, State: CHALLIS, ID

Lot(s):

Block(s):

Geographic Location:

GPS Site ID:

Lat: : : N

Long: : : W

Accuracy Code:

Proposed Use of Well: Domestic Proposed Casing Diameter: 8 In.
Anticipated Bottom Hole Temperature: 85F or Less

Proposed Depth: 120 Ft.

Well Use Comments:

Driller License No: 0226

Firm Name: GUTHRIE WELL DRILLING
Official: GLENN T GUTHRIE

Permit Status: Filed

Verbal Issue Date:
Date Received: 08/08/1996
Date Approved: 08/08/1996
Proposed Start Date: 09/01/1996
Extension Date:
Extension Expiration:

Receipt No.	Receipt Date	Fee
S019404	08/08/1996	\$ 75.00
	NOT ON FILE	
	NOT ON FILE	
	NOT ON FILE	
	NOT ON FILE	

Specific Conditions:

Permit Remarks: REQUEST FORM FOR ISSUANCE OF DOMESTIC PERMIT WITH CASING SIZE
EXCEEDING 6" TO 8" ADDED TO PERMIT, DATED 09-01-96. DW

Conditions of Approval: This drilling permit is valid for two (2) months from the approval date
for the start of construction and is valid for one (1) year from the
approval date for completion of the well unless an extension has been
granted.

This permit does not constitute an approval of the District Health
Department or the Idaho Department of Health and Welfare which may be
required prior to construction of this well. The local Health Department
should be contacted for septic tank/drainfield locations. Domestic wells
must not be drilled closer than 100' from any drainfield and 50' from any
septic tank. Public Water Supply wells must not be drilled closer than
100' from any drainfield or septic tank.

The well shall be constructed by a driller currently licensed in the state
of Idaho who must maintain a copy of the drilling permit at the drilling
site.

Approval of this drilling permit does not authorize trespass on the land of
another party.

FILED
11/22/96

=====

WELL DRILLING PERMIT NUMBER INDEX: Permit No. 72-96-S-0024-000 (cont'd)

Conditions of Approval: This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

This drilling permit does not represent a right to divert and use the water of the State of Idaho.

If the bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line " Number for your area is 1- - - - .

Comments: No Comments Found

----- WELL DRILLER'S LOG REPORT -----

Drilling Permit No: 72-96-S-0024-000
Log Status: Sent To/Microfilmed

Water Right No:
Injection Permit No:

Nature of Work: NEW WELL

Construction Method: AIR ROTARY

Number of Monitor Wells:

Casing Diameter: 8 In.
Depth of Casing: 95 Ft.
Total Depth: 120 Ft.
Screen Installed? No

Static Water Level: 55 Ft.
Temperature: F.
Production Rate: 80.00 GPM

Actual Start Date: 09/17/1996
Well Finish Date: 09/18/1996
Log Received Date: 10/15/1996
Certification Date: 10/07/1996
Field Inspection Date:

Inspector:

Violation Flag:

Well Log Remarks: SURFACE SEAL 20 BENT USED, OVERBORE METHOD.
PERFORATIONS: #300 FROM 80 TO 95 FT. KNIFE USED.
COMPLETED DEPTH 120 FT.

----- AUDIT INFORMATION -----

MICROFILMED
JAN 9 1997

