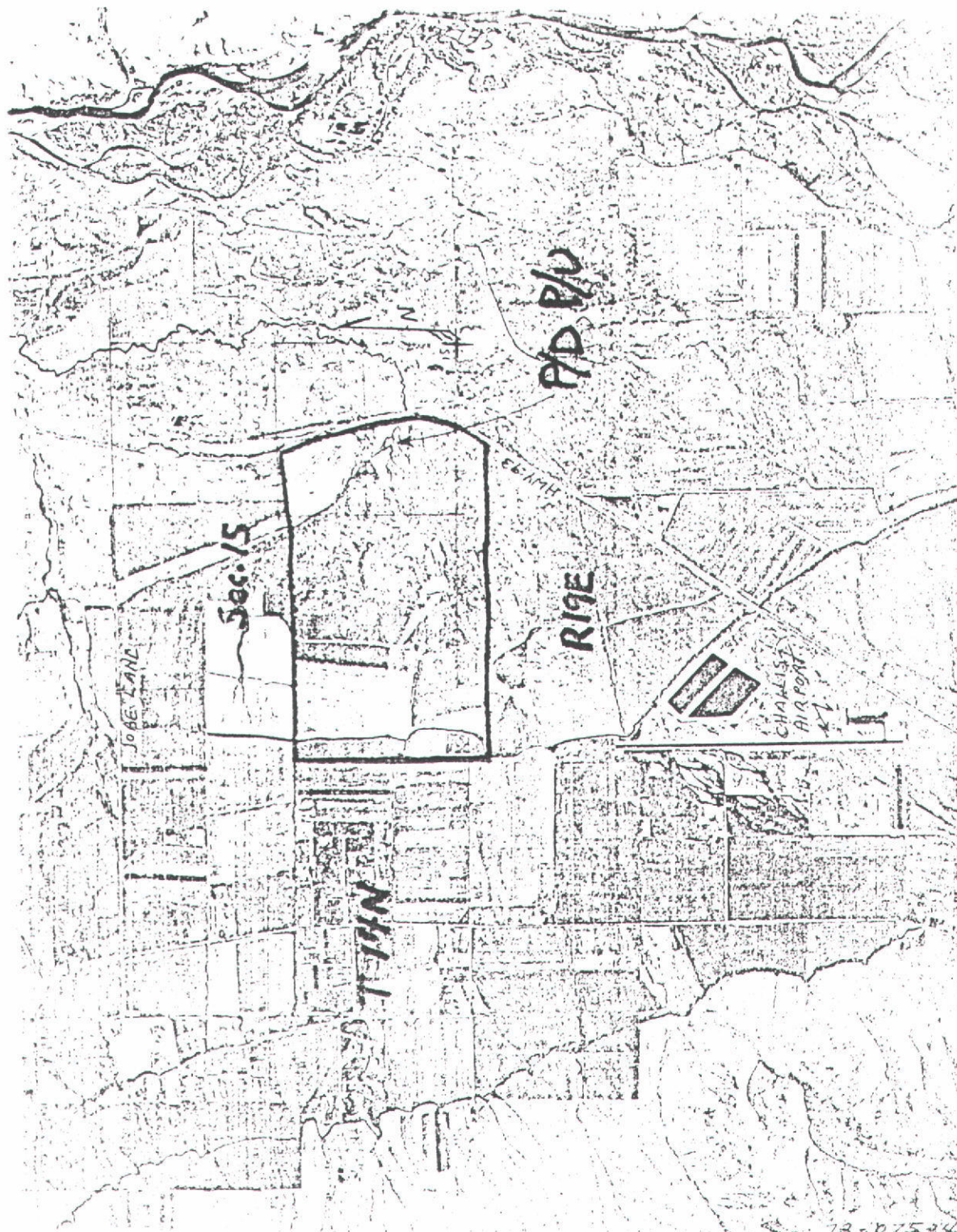
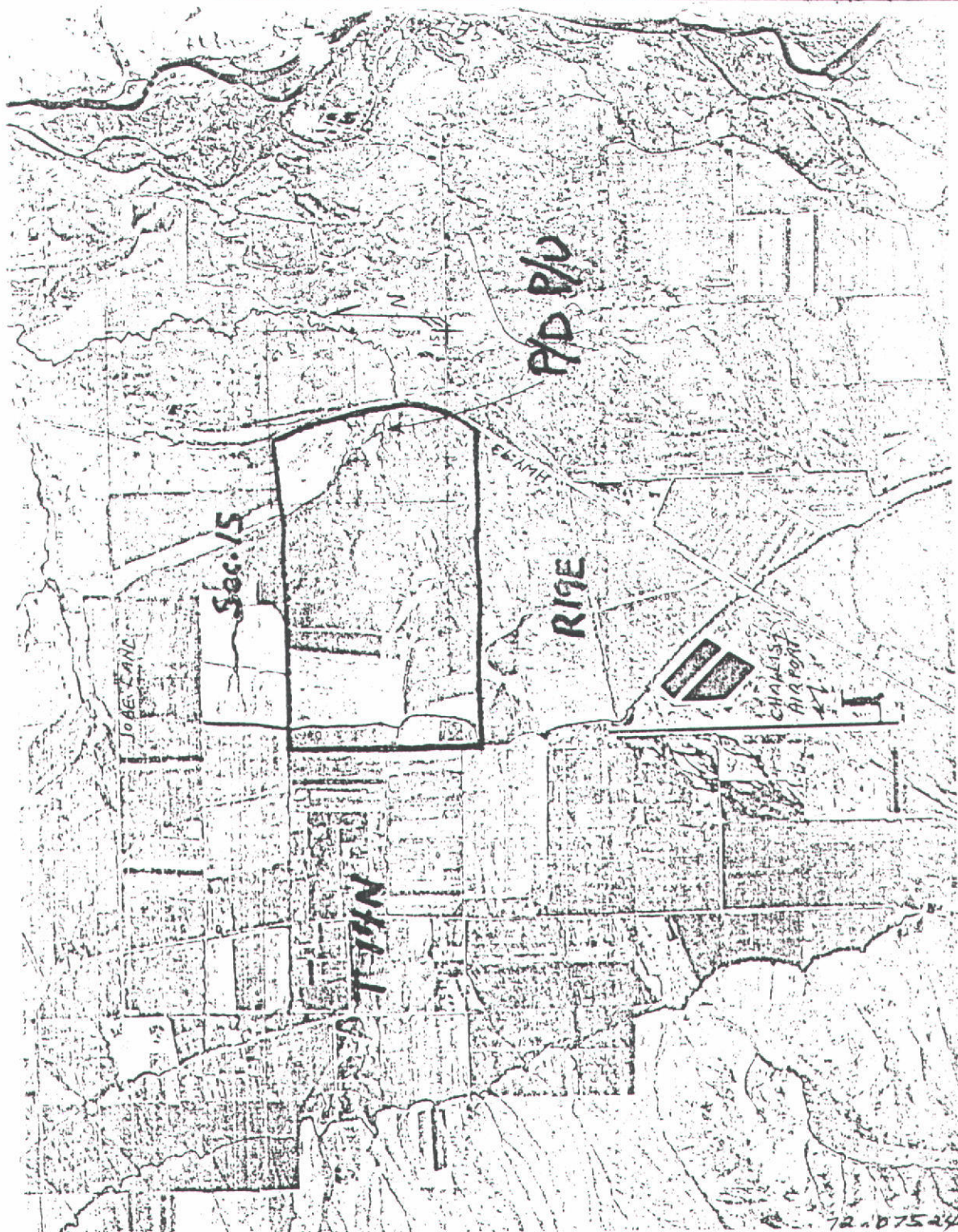
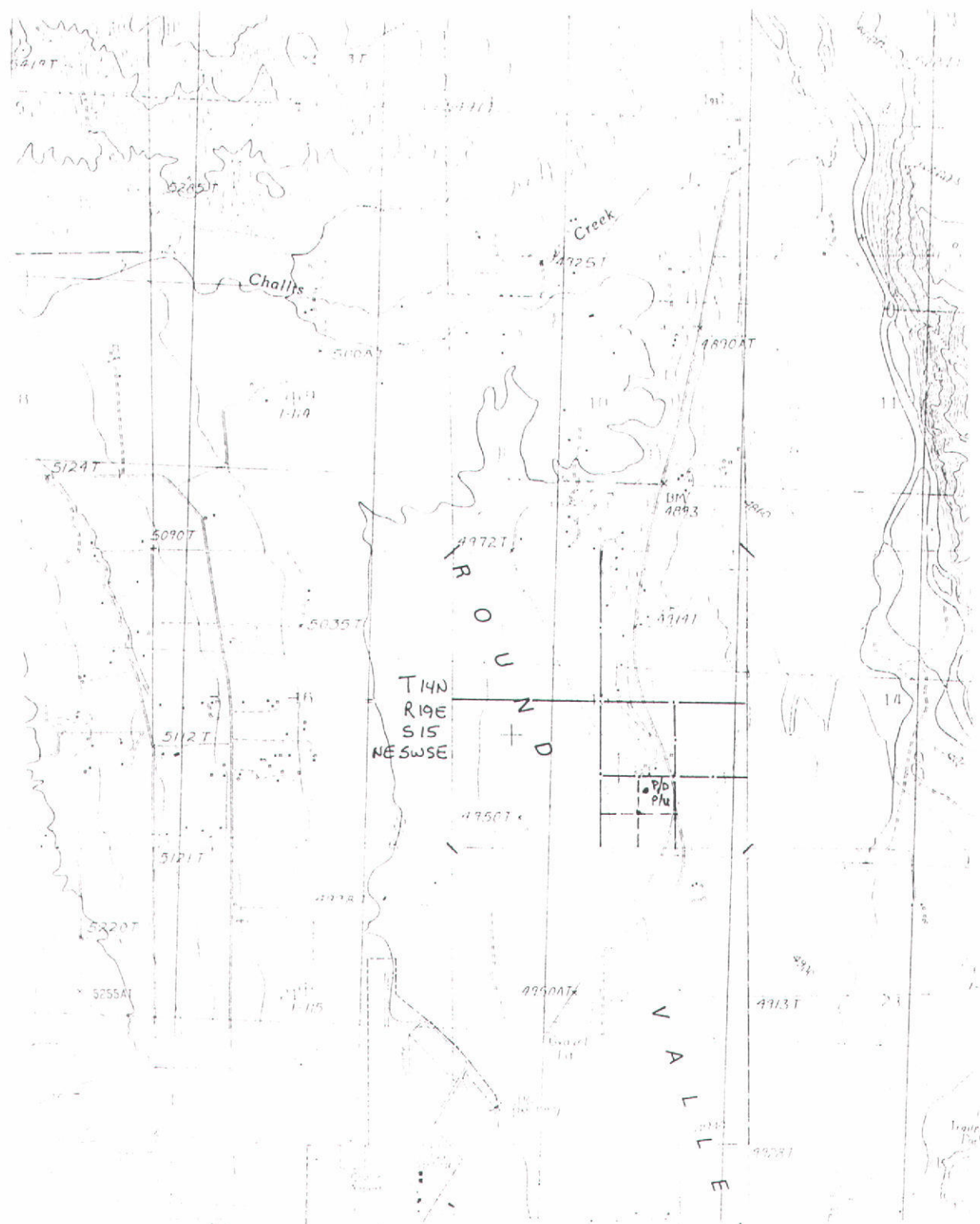
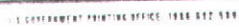


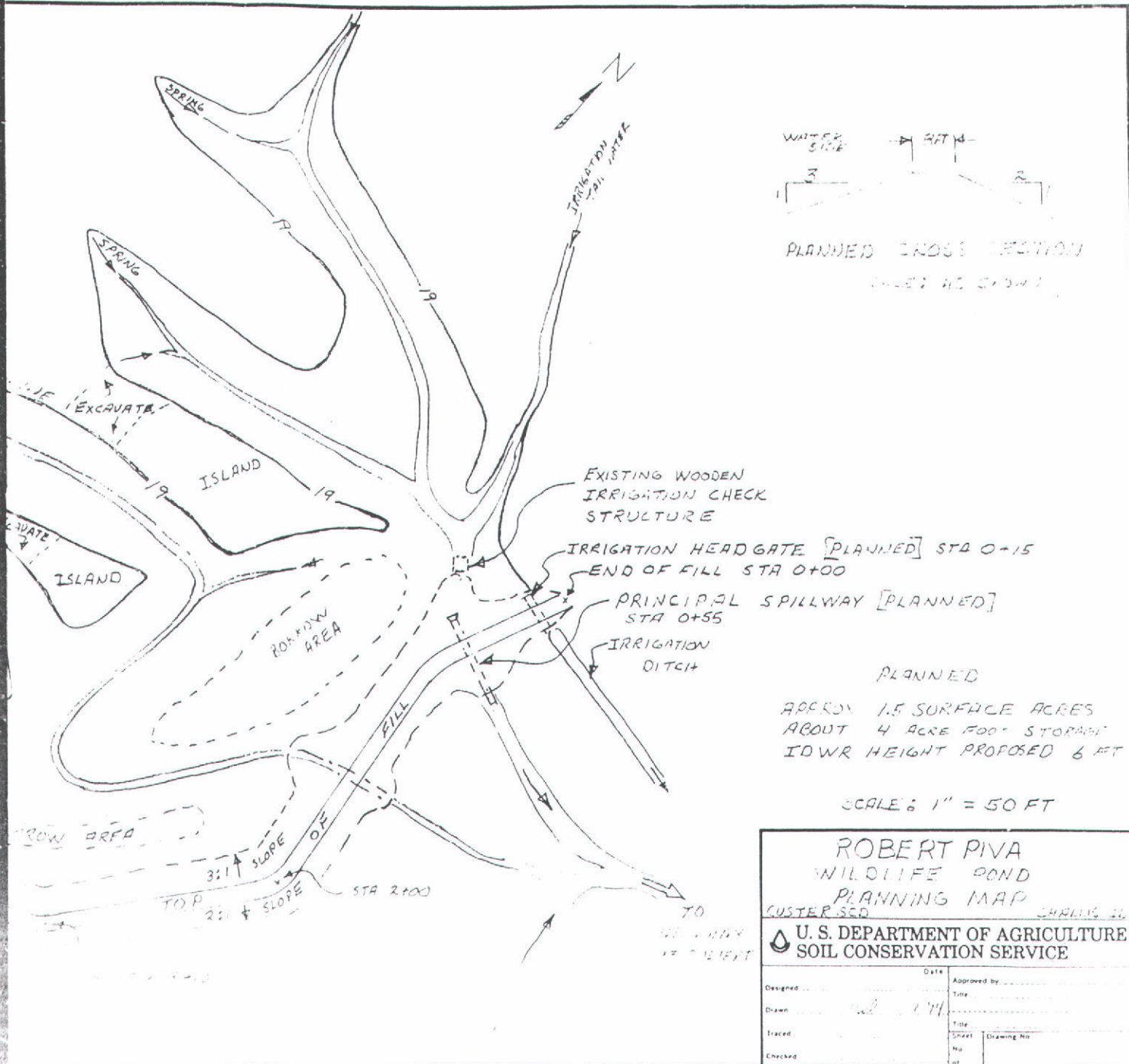




72-07524







SCS-ENG-315A REV B 75

72-07524

contractor who constructed the wildlife pond, and a letter from Mark Olson of the U.S. Soil Conservation Service. Both of these letters confirm that the wildlife pond was constructed and put to use during the authorized construction period. The permit holder further explained that the Proof Due Notice was misplaced and he simply forgot to file proof timely.

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used within the authorized development period.

2. The permit holder has shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

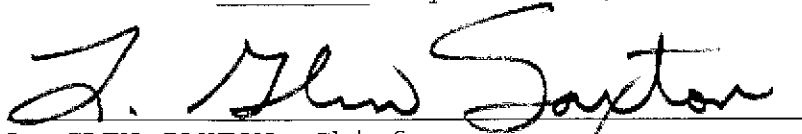
3. The department should reinstate the permit with the date of priority advanced to the date proof of beneficial use and supporting information was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 72-07524 is **REINSTATED**.

IT IS FURTHER ORDERED that the priority date is advanced to January 13, 1997.

Dated this 4th day of June, 1997.


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. C037534
Receipt By:
Date Received: 1/13/1997

JAN 08 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region

PROOF OF BENEFICIAL USE

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

1. Permit No. 72-07524 Telephone No. (208) 879-2521

2. Name(s) of Permit Holder(s): Robert A. Piva

3. Mailing Address: Hc 63 Box 1641

4. Source of Water: Unnamed stream if **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____

b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

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

Irrigation (No. of acres): _____ Other: Wildlife storage

6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR 4 acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not** optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No ☒
Has the measuring device been installed? Yes _____ or No _____

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No ☒
Has the measurement port been installed? Yes _____ or No _____

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Robert Piva Telephone Number: 208 879-2521

Address: Hc 63 Box 1641 Challis, ID 83226

10. The information given on this form 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.

Signature of permit holder: Robert A. Piva (owner) Date: Jan. 7, 1997
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 72-07524

RECEIVED

MAY 20 1994

Department of Water Resources
Southern Region Office

Proposed Priority: March 14, 1994

Maximum Storage Volume:

4.0 AF

This is to certify, that **ROBERT A PIVA**
HC 63 BOX 1641
CHALLIS ID 83226

has applied for a permit to appropriate water from:

UNNAMED STREAM

tributary of **CHALLIS CREEK**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
WILDLIFE STORAGE	01/01 to 12/31		4.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESWE , Sec. 15, Township 14N, Range 19E
CUSTER County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

14N 19E 15

SWSE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1995**.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 72C.
4. Use of water under this right shall be non-consumptive.
5. Source is known locally as Piva Slough.

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

12th day of May, 1994.

[Signature]
for
R. Keith Higginson, Director

72-07524

RECEIVED
MAY 03 1994

Form 202
10/92

Department of Water Resources

Ident. No. 72-07524

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

MAR - 2 1994

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert A. Dine Phone 879-2521
Post office address HC 63 Box 1641, Challis, ID 83226
2. Source of water supply Unnamed Stream which is a tributary of Challis Creek
Two Slough R.A.P.
3. Location of point of diversion is 4th SE 1/4 of E 1/2 1/4 of SW 1/4 Govt. Lot 156 001
NE 1/4 of SW 1/4 of SE 1/4
Sec. 15 Township 14 N Range 19 E B.M. Custer County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 4 AG for Wildlife Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) _____ and/or (b) 4
cubic feet per second acre-feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 24" dipped CMP spillway pipe w/ 36" riser including 3 anti-suck collars
- b. Height of storage dam 6 feet; active reservoir capacity 3-4 acre-feet; total
reservoir capacity 4 acre-feet; period of year when water will be diverted to storage:
1/1 to 12/31 inclusive.
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? _____ Drilling firm _____
Well was drilled for (well owner): _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
_____ years (minimum 1 year).

Rel. water

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: Storage water for fish and wildlife habitat, stream bank stabilization, erosion control, water quality enhancement, improved water tables and wetland enhancement.

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	
14N	19E	15																W/S	1.5 A surface Acres storage water

W/S wildlife storage

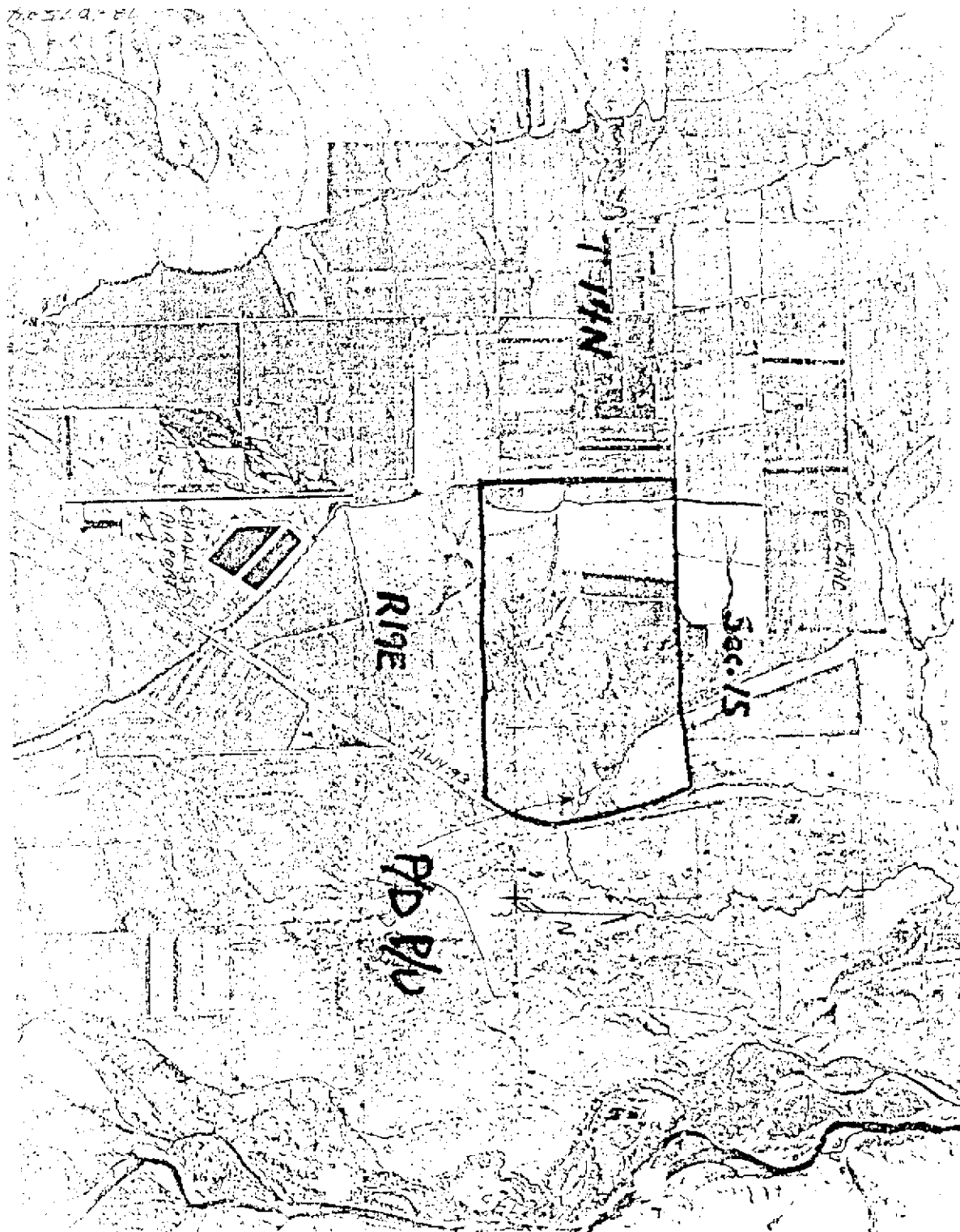
Total number of acres to be irrigated _____

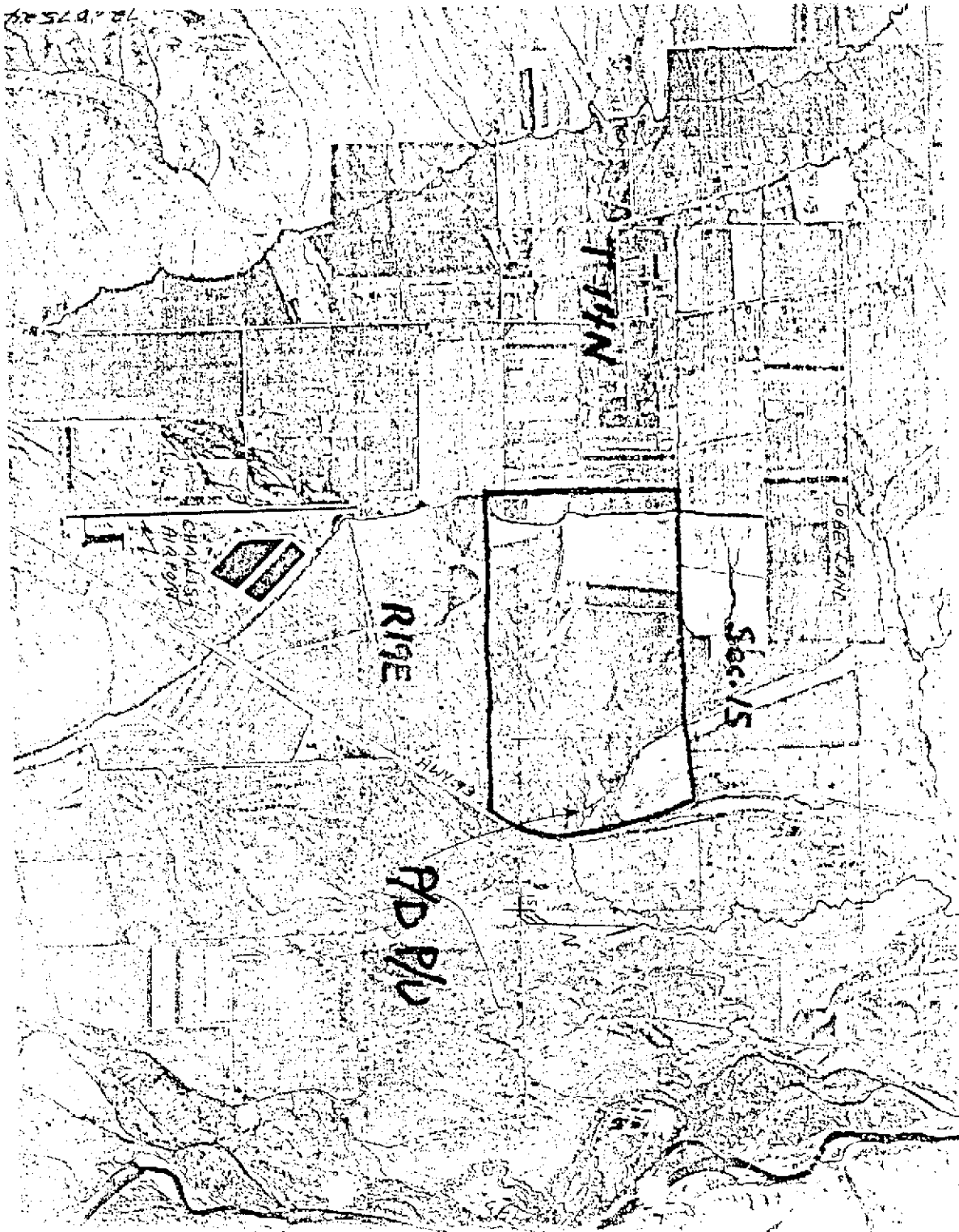
10. Describe any other water rights used for the same purposes as described above. _____

- 11. a. Who owns the property at the point of diversion? Robert A. Pwq (applicant)
- b. Who owns the land to be irrigated or place of use? P
- 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: This application is for 1 pond permit. I have installed 2 other permitted ponds previously.

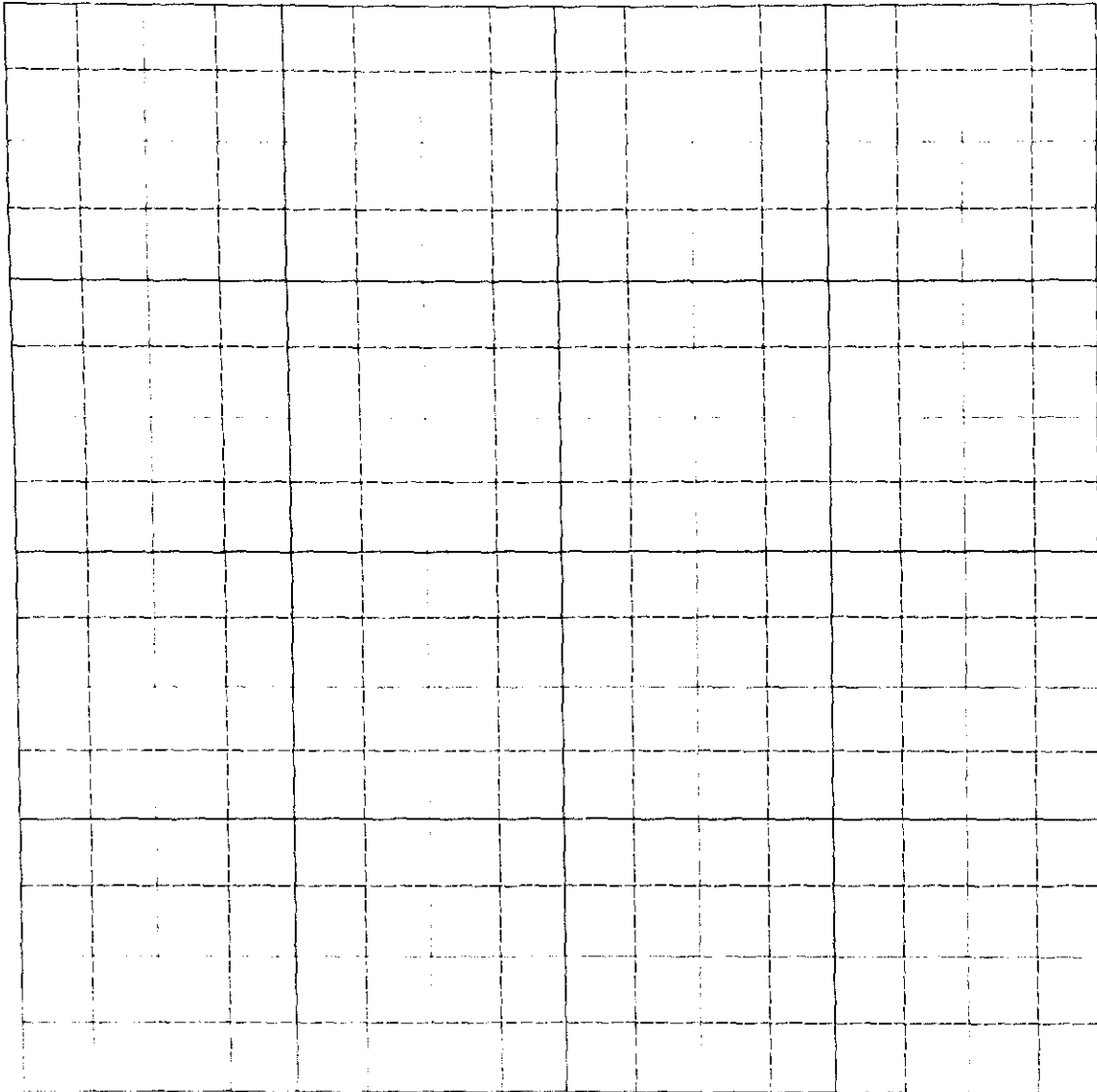
70529-86





72-07522

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



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

Robert A. Davis
(Applicant)

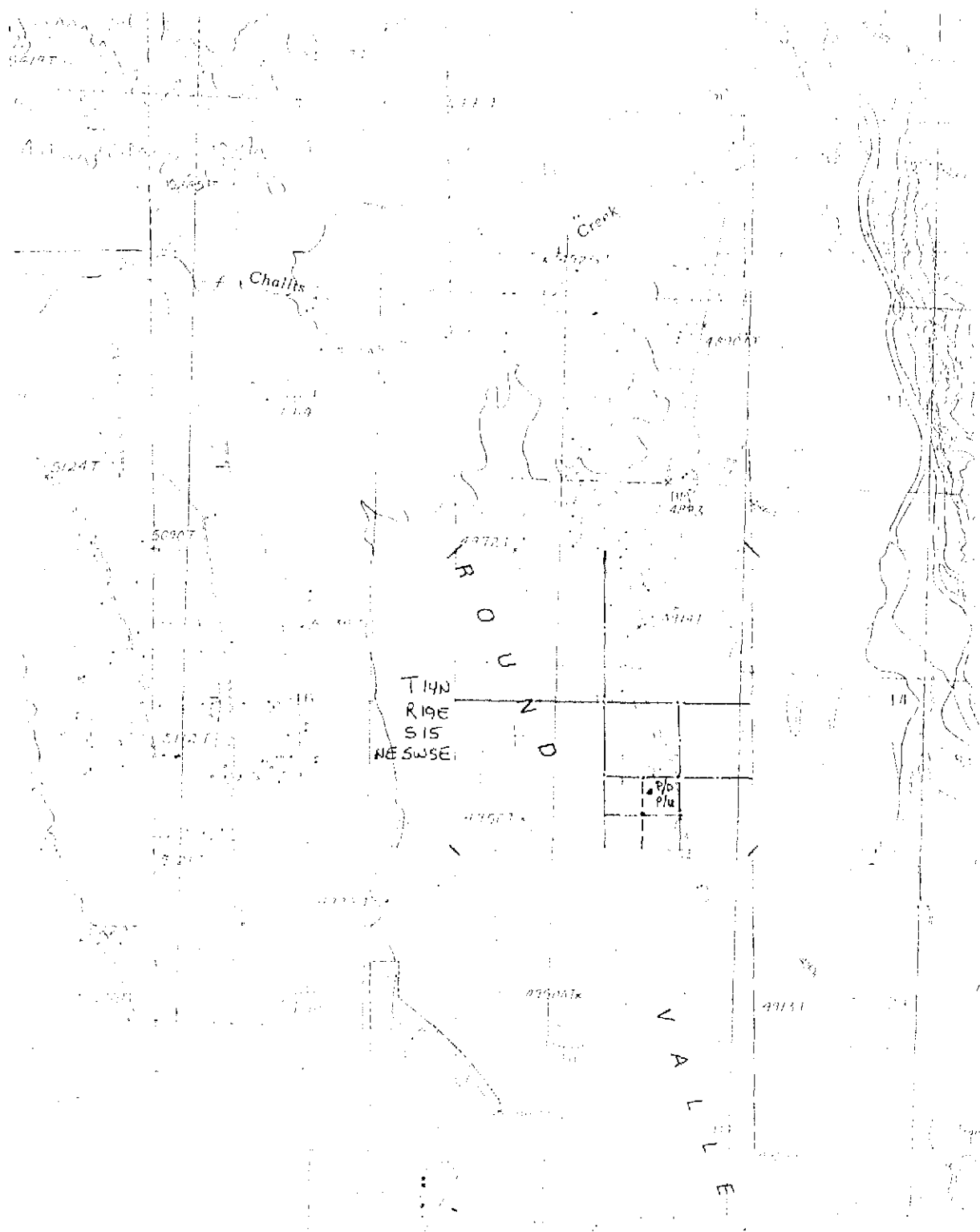
Received by DJ Date 3/14/94 Time 12:45 Preliminary check by J.F. Patten
Fee \$ 30 Received by DJ # 5016637 Date 3/14/94
Publication prepared by MR Date 3/2/94 Published in Challis Messenger
Publication approved MR Date 4/15/94 4/14/94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 72-07524 Reviewed by [Signature] Date 5-27-97

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
no Proof timely received?
If not, complete calculation below.

wildlife storage
Correct Uses? yes

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☒ Drilling permit required?
☒ Copy in the file? Drilling Permit No. _____
☒ Amount paid for permit _____ Correct?
☒ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50- Amount Submitted
yes Correct?

no Required?
☒ Installed?
☒ Waiver requested?

PRIORITY CALCULATION

Date proof received 1-13-97
Date proof due 5-1-96 -
No. of days late over 60 =
Priority Date _____ +
New Priority Date _____

> 1-13-97

DEFICIENCIES OR ACTION ITEMS

*Late Reinstatement & advance priority to January 13, 1997.
Proof acceptable.*

DATA ENTRY

New Address [Signature] Proof Made 1-13-97



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
June 4, 1997

ROBERT A PIVA
HC 63 BOX 1641
CHALLIS ID 83226

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07524

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since proof was submitted after the proof due date of May 1, 1995. Please note that the priority date has been advanced to January 13, 1997.

Section 42-248, Idaho Code, which became affective 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 any 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. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. If you have questions concerning the field examination, contact the **SOUTHERN** Regional Office in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Region

INDEXED
JUN 10 1997

Daniel A. Nelson
Idaho Department of Water Resources
1341 Fillmore Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED

JAN 08 1997

Department of Water Resources
Southern Region

Robert A. Piva
HC 63 Box 1641
Challis, Idaho 83226

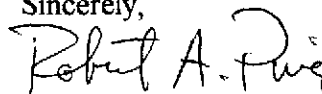
Dear Dan,

As requested, I am submitting this letter to explain why proof of beneficial use was not filed on time. The reason is simple, I forgot all about it. The *Proof of Beneficial Use* form evidently was filed away with the design plans and water right application forms I have. If it would have been out on my desk top I would have seen it and remembered to fill it out and send it in. Also, since the project was constructed on a cooperative basis with the Idaho Dept. of Fish and Game, U.S. Dept. of Fish and Wildlife, and the Soil Conservation Service, the red tape I had to muddle through was extensive. And, I also might add that the pond was constructed during calving season, my busiest time of year.

This was not the first time I have forgotten something important and it probably won't be the last. I hope this is sufficient explanation to get my permit reinstated. Also, as requested I will be sending a letter from either Mark Olson of the Soil Conservation Service or Mike Tupper of Tupper Construction verifying that the pond was completed and in use by May 1, 1995.

Thank you for your understanding.

Sincerely,



Robert A. Piva

RECEIVED

JAN 10 1997



TUPPER CONSTRUCTION, INC.

HC 63 BOX 1814
CHALLIS, IDAHO 83226
PHONE/FAX (208) 879-5550



RECEIVED

JAN 09 1997

Department of Water Resources
Southern Region

January 7, 1997

Daniel A. Nelson
Idaho Department of Water Resources
Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID. 83301-3380

RE: BOB PIVA WILDLIFE POND

Dear Dan;

As the contractor hired to construct a wildlife pond for Bob Piva of Challis Idaho during the spring of 1995. I can verify that the pond construction was finished and pond was in use by may 1, 1995.

If you have any question on this matter please call.

Sincerely

Mike Tupper
Pres. Tupper Construction Inc.

MT/ft

RECEIVED
JAN 19 1997



United States
Department of
Agriculture

Soil
Conservation
Service

DEC 24 1996

Water =

December 19, 1996

Allen Meritt
Idaho Department of Water Resources
1341 Fillmore Suite 200
Twin Falls, Idaho 83301-3380

SUBJECT: Bob Piva Wildlife Pond

Dear Allen,

This letter is to certify that the Bob Piva Wildlife Pond, installed last year, meets minimum NRCS specifications. This pond was also constructed in accordance with all pertinent permits.

As requested I have enclosed general engineering information concerning the previous ponds installed on Bob's property.

If you need any additional information or have any questions please call me at (208) 879-4428.

Sincerely,

Mark Olson
Soil Conservationist
Challis Field Office



The Soil Conservation Service
is an agency of the
United States Department of Agriculture





IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 Fillmore Street, Suite 200
TWIN FALLS ID 83301-3380
(208) 736-3033 FAX (208) 736-3037

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

December 27, 1996

Robert A. Piva
HC 63 P.O. Box 1641
Challis, Idaho 83226

SUBJECT: Lapsed Permit

Dear Mr. Piva;

Our office recently received a letter from Mark Olson, of the Soil Conservation Service, stating that the pond associated with permit number 72-07524 was constructed according to all pertinent permits last year (a copy of this letter is attached). Unfortunately, this letter is not sufficient, it must clearly demonstrate that this pond was constructed and used by May 1, 1995 (date required for beneficial use). Please note the following insert from the Idaho Code on Beneficial use:

42-218a. Lapse of application for failure to request extension or submit proof of application to beneficial use -- Notice of lapsing. A permit upon which the proof of beneficial use has not been submitted, or a request for extension of time has not been received on or before the date set for such proof, shall lapse and be of no further force nor effect. Notice of said lapsing shall be sent by the department to the applicant at the address of record by regular mail provided:

1. That within sixty (60) days after such notice of lapsing the department may, upon a showing of reasonable cause, reinstate the permit with the priority date advanced a time equal to the number of days that said showing is subsequent to the date set for proof;

2. That upon receipt of proof of beneficial use after sixty (60) days after such notice of lapsing, the director shall require sufficient evidence to be submitted by the permit holder to clearly establish the extent of beneficial use made during the time authorized by the permit and any extensions of time previously approved. Upon finding that beneficial use had occurred during the authorized period and upon a showing of reasonable cause for filing a late proof of beneficial use, the director may reinstate the permit with the priority date advanced to the day that proof of beneficial use was received;

3. The original priority date of a lapsed permit shall not be reinstated except upon a showing of error or mistake of the department.

MICROFILMED

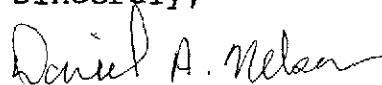
JAN 10 1997

As you can see from this statute department will need you to obtain a statement from Mr. Olson stating that the construction on this pond was finished by May 1, 1995.

Additionally you must write a letter explaining why proof was not filed on time. Then you must submit a completed Beneficial Use Form with the associated fee (Proof of Beneficial Use Form is enclosed in this letter along with instructions). The Director of the Idaho Department of Water Resources will then determine whether or not this permit should be reinstated.

I hope the following procedure to reinstate your water right is clear, but if it is not please contact me at 736-3033 or write me at 1341 Fillmore Street, Suite 200, Twin Falls Idaho, 83301-3380. I also want to thank you for sending me the blue prints on your other two ponds. I will send those two permits off for licensing as soon as possible.

Sincerely,



Daniel A. Nelson
Temporary Field Agent
Southern Office
Idaho Department of Water Resources

RECEIVED
JUL 16 2015

TO: File

DATE: December 3, 1996

FROM: Jim Stanton

SUBJECT: Lapsed Permit 72-07524, Robert Piva

Mr. Piva called today. I explained the process for filing a late proof, and will send him a proof form and a copy of the permit. He said he could get a letter from the SCS verifying that he had completed development on time.

MICROFILMED
JUN 10 1997

I certify that file No. 72-07524

has been reviewed and is ready to be

MICROFILMED and DESTROYED.

The attached proof report is the water right as it appeared in the database prior to final status entry and deletion from the database.

S. Curtis

Reviewer

8/9/95

Date

WR5800NP
(00-26)

IDAH0 DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

08/10/95 09:01:01
Page 1

Water Right Number - 72-07524

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - -

*** C - CURRENT OWNER ***
PIVA

ROBERT A

1 - MC 63 BOX 1641

2 -

3 -

City- CHALLIS

Phone - 208-879-2521

State- ID Zip- 83226

+ - - Priority Date - - +
03/14/1994

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
P - PERMIT

+ - - Status - - - +

+ - - Source - - - - +
UNNAMED STREAM

+ - - Tributary - - - - +
CHALLIS CREEK

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
14N	19E	15	NE SW SE			(37) CUSTER				

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
17 - WILDLIFE STORAGE		01/01	12/31		4.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
4.00

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
14N	19E	15	SW SE			17 WILDLIFE STORAGE		(37) CUSTER

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - -
Source is known locally as Piva Slough.

+ - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

+ - - Conditions of Approval - - - - -
005 - Use of water under this right is subject to control by the
watermaster of State Water District No. 72C.
027 - Use of water under this right shall be non-consumptive.

+ - - Decree Plaintiff - - - +

+ - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

08/10/95 09:01:01
Page 2

Water right number - 72-07524

Prefix Translation: WATER RIGHT

+ -Comments- +
Date: 05/09/1994 User Id: CZIMMER Subject: DIVERSION DESCRIPTION
24" dipped CMP spillway pipe with 36" riser including 3 anti-sweep collars. 6' high dam; active reservoir capacity 3-4 AF; total
reservoir capacity 4 AF; year round storage.
Date: 05/08/1995 User Id: VAULT Subject: Lapse Notice Sent
Lapse Notice Sent

+ - - Audit Fields - 05/21/94 SALDWIN 05/09/94 CZIMMER 05/11/94 CZIMMER 05/08/95 COMMENTS

+ Water Rights Dates and Flags Area +
Proof Due Date - 05/01/1995 Field Exam Made - 00/00/0000 Field Exam Fee -
Approved/Denied - 05/12/1994 Protested Date - 00/00/0000 Swan Falls - 8
Proof Made Date - 00/00/0000 Hearing Date - 00/00/0000 Temporary Right - P
Exam to S.O. Date - 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - S016637 Water District - 72C
Licensed Date - 00/00/0000 Appl Received - 03/14/1994 Transfer/Amended -
Decree Date - 00/00/0000 Name Connector - POU Ownership Flag - Y
Presumption Flag -

May 8, 1995

ROBERT A PIVA
HC 63 BOX 1641
CHALLIS ID 83226

LAPSE NOTICE

RE: PERMIT NO. 72-07524

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated February 28, 1995. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

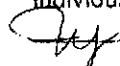
L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 5/8/95
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



February 28, 1995

ROBERT A PIVA
HC 63 BOX 1641
CHALLIS ID 83226

PROOF DUE NOTICE

RE: PERMIT NO. 72-07524

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 May 1, 1995. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

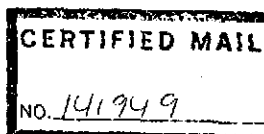
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 12, 1994

ROBERT A PIVA
HC 63 BOX 1641
CHALLIS ID 83226

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 72-07524

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchell, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated April 7 1994 and ending with the issue dated April 14 1994.

Ruth E. Burchell

STATE OF IDAHO

COUNTY OF CUSTER

On this 14th day of April in the year of 1994 before me, a Notary Public, personally appeared Ruth E. Burchell known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Edel M. Beck
Notary Public for Idaho
Residing at Challis
My commission expires: 3-19-98

NOTICE OF APPLICATION FOR WATER PERMIT

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

72-07524

ROBERT A. PIVA
MC 63 BOX 1641
CHALLIS ID 83226

Source: Unnamed Stream
tributary to Challis Creek

Diversion Pt: NESWSE, S15,
T14N, R19E; Custer County.

Use: Wildlife Storage (4.0 afa)
from 01/01 to 12/31

Date Filed: 3/14/1994

In: SWSE, S15, T14N, R19E;
Custer County.

The permit will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before April 25, 1994.

R. Keith Higgins, Director

Pub: April 7 & 14, 1994.

APR 1 1994

STATEMENT



Custer Publishing, Inc.

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept. of Water
 222 Shoshone St East
 Jun. Ill., Id 83321

APR 10 1994

Job No.	Date	DESCRIPTION	Amount
	4-14-94	Notice of Application for Water Permit 4/7+14/94 72-07524 29 lines	30.02
	4-14-94	Notice of Application for Water Permit 4/7+14/94 72-07522 29 lines	30.02

A finance charge of 1 1/2 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.

NOTICE OF APPLICATION
FOR WATER PERMIT
The following application has
been filed to appropriate the
public waters of the State of
Idaho:

72-07524
ROBERT A. PIVA
HC 65 BOX 1641
CHALLIS ID 83226

Source: Unnamed Stream
tributary to Challis Creek

Division #12 to Westside, 815,
114N, 819E, Custer County,

Use: Multiple Storage (4.0 afu)
from 01/01 to 12/31

Date Filed: 3/16/1994
Int: 815E, 815, 114N, 819E;

Custer County.

The permit will be subject to
all prior water rights.
Protests must be filed with the
applicant and with the

Director, Dept. of Water
Resources, Southern Region, 222
Shoshone Street, East, Twin
Falls, ID 83301 on or before

April 25, 1994.

R. Keith Mingsnesson, Director
Pub: April 7 & 14, 1994.

OK
4/3/94
not paid
OK
4/16/94
not paid

NOTICE OF APPLICATION FOR WATER
PERMIT

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

72-07524

ROBERT A. PIVA
HC 63 BOX 1641
CHALLIS ID 83226

Source: Unnamed Stream
tributary to Challis Creek

Diversion Pt: NESWSE, S15,
T14N, R19E; Custer County.

Use: Wildlife Storage (4.0 afa)
from 01/01 to 12/31

Date Filed: 3/14/1994

In: SWSE, S15, T14N, R19E;
Custer County.

The permit will be subject to
all prior water rights.
Protests must be filed with the
applicant and with the
Director, Dept. of Water
Resources, Southern Region, 222
Shoshone Street East, Twin
Falls, ID 83301 on or before
April 25, 1994.

R. Keith Higginson, Director

Published in the Challis
Messenger on 4/7 & 4/14/94.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3030

CECIL D. ANDRUS
Governor

22-Mar-1994

R. KEITH HIGGINSON
Director

CUSTER PUBLISHING COMPANY
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.

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

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

NOTICE OF APPLICATION FOR WATER PERMIT

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

72-07524

ROBERT A. PIVA
HC 63 BOX 1641
CHALLIS ID 83226

Source: Unnamed Stream tributary to Challis Creek

Diversion Pt: NESWSE, S15, T14N, R19E; Custer County.

Use: Wildlife Storage (4.0 afa) from 01/01 to 12/31

Date Filed: 3/14/1994

In: SWSE, S15, T14N, R19E; Custer County.

The permit will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before April 25, 1994.

R. Keith Higginson, Director

Published in the Challis Messenger on 4/7 & 4/14/94.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

21-Mar-1994

R. KEITH HIGGINSON
Director

ROBERT A PIVA
HC 63 BOX 1641
CHALLIS ID 83226

Re: Application for Permit No. 72-07524

Dear Mr. Piva:

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 4/7 & 4/14/94. A period of ten days following the second publication will be allowed for the submittal of protests.

If the 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 the 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,

James E. Stanton
Sr. Water Resource Agent

JS:MB

CONVERSATION MEMORANDUM

NAME OF PARTY Mrs Piva
EMPLOYEE DOUGLAS JONES

DATE 3/9/94
FILE _____

RE: Fee for two apps for permit

I called 89-2521 and talked with Mrs Piva. I told her that we had the two apps and I for \$25.

The apps had been returned previously for clarification and edits. The div. rate for one of them was reduced, thus lowering the fee from \$45 to \$30.

I offered her the choice of mailing the I back or destroying it. She chose for me to destroy it. I wrote void across it and ripped it up. I will hold apps until fee of \$60 is sent in.

Date: 3/4/94

Dear Applicant:

Returned herewith is your application for a water permit and any fees submitted.

Preliminary review of the application indicates that some of the information required to make the application acceptable for receipt by the department needs to be completed or clarified.

The attached checklist shows which items need to be completed.

If you need assistance in completing an application, please feel free to contact this office at (208) 734-3578 or visit us at 2148 4th Ave. East, Twin Falls.

Very Truly yours,

Loren O. Holmes

Loren O. Holmes, P. E.
Southern Region Manager

RAFTER P RANCHES
ROBERT A. OR KAY A. PIVA
H/C 63 BOX 1841 (208) 879-2521
CHALLIS, ID 83226

1186

92-6-1241

PAY TO THE ORDER OF Idaho Dept. of Water Resources Feb 27 1994 \$ 75.00
Seventy five and 00/100 DOLLARS
First Security Bank
First Security Bank of Idaho
Fourth and Main
Challis, Idaho 83226

FOR Robert A. Piva
⑆124100064⑆263 11993 14⑆ 1186

*Voided
check*

72-07524

FIRST CLASS MAIL



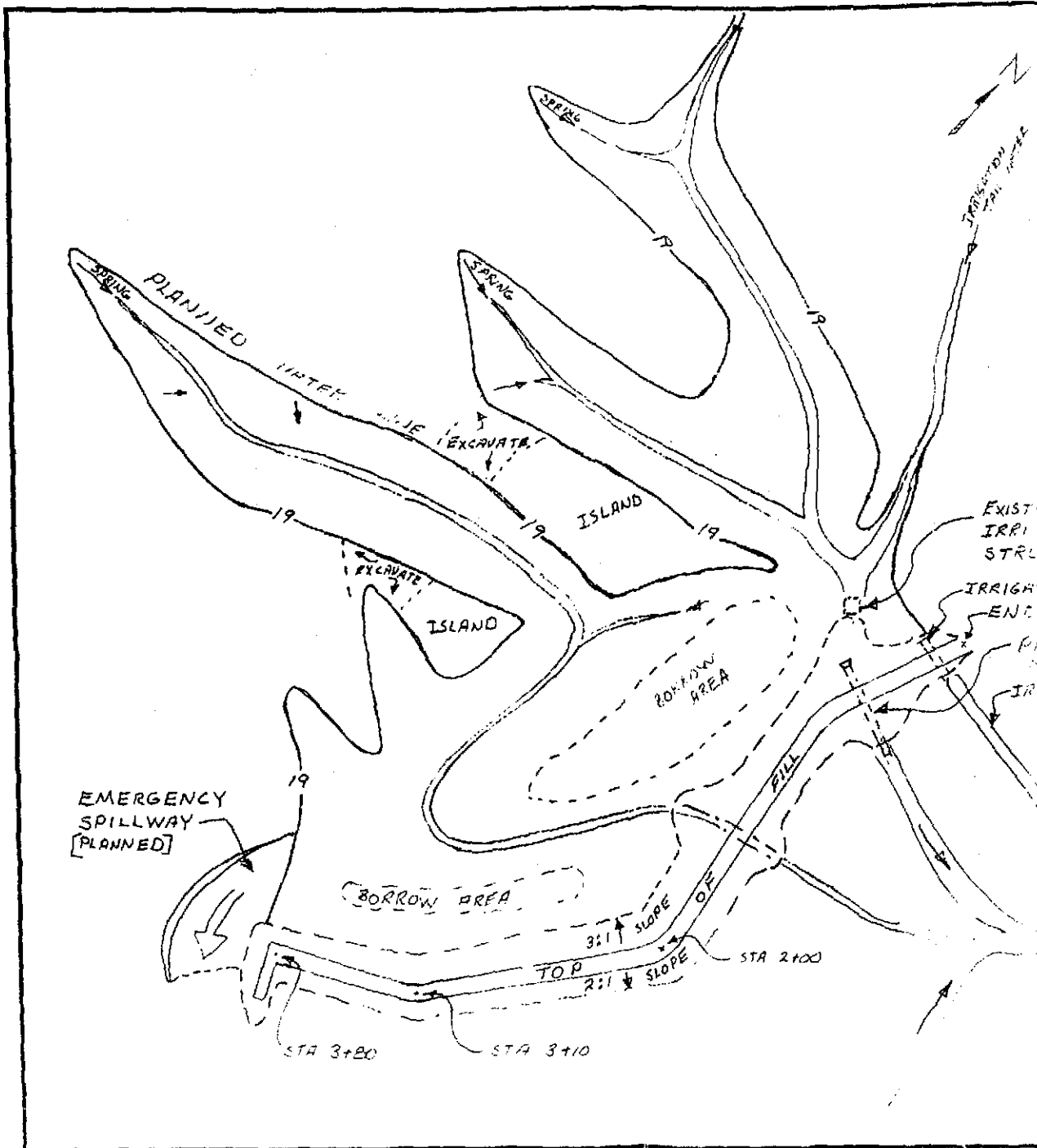
207 WEST WASHINGTON STREET
BOISE, IDAHO 83702

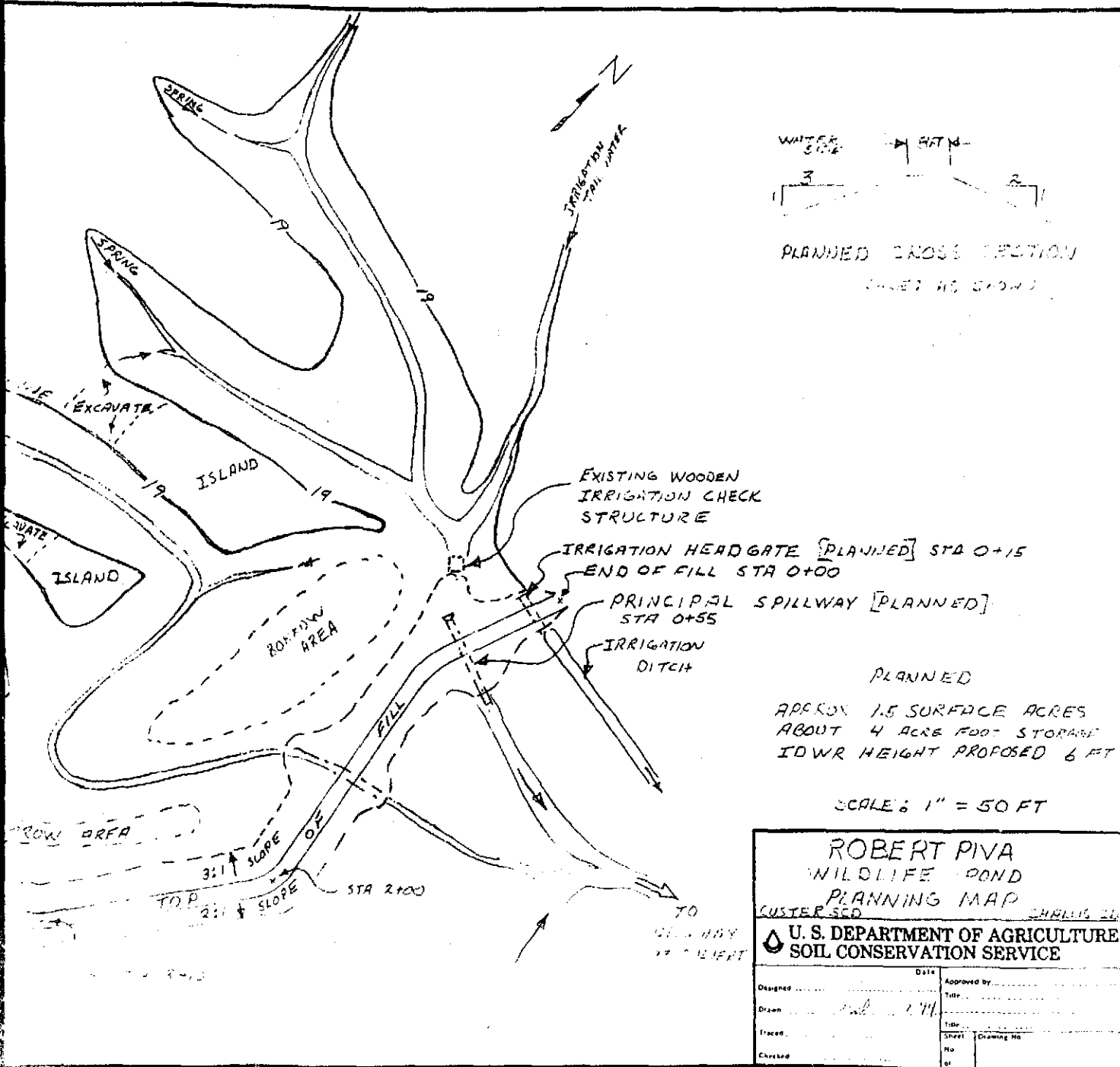
TO:

Southern Region
ID Dept. of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Attn: Alan Merritt

FIRST CLASS MAIL





ROBERT PIVA WILDLIFE POND PLANNING MAP CUSTER SCD	
U. S. DEPARTMENT OF AGRICULTURE SOIL CONSERVATION SERVICE	
Designed _____ Drawn _____ Traced _____ Checked _____	Date _____ Approved by _____ Title _____ Sheet _____ No. _____ Drawing No. _____

SCS-ENG-315A REV 8-75

72-07524