

T9N, R1W

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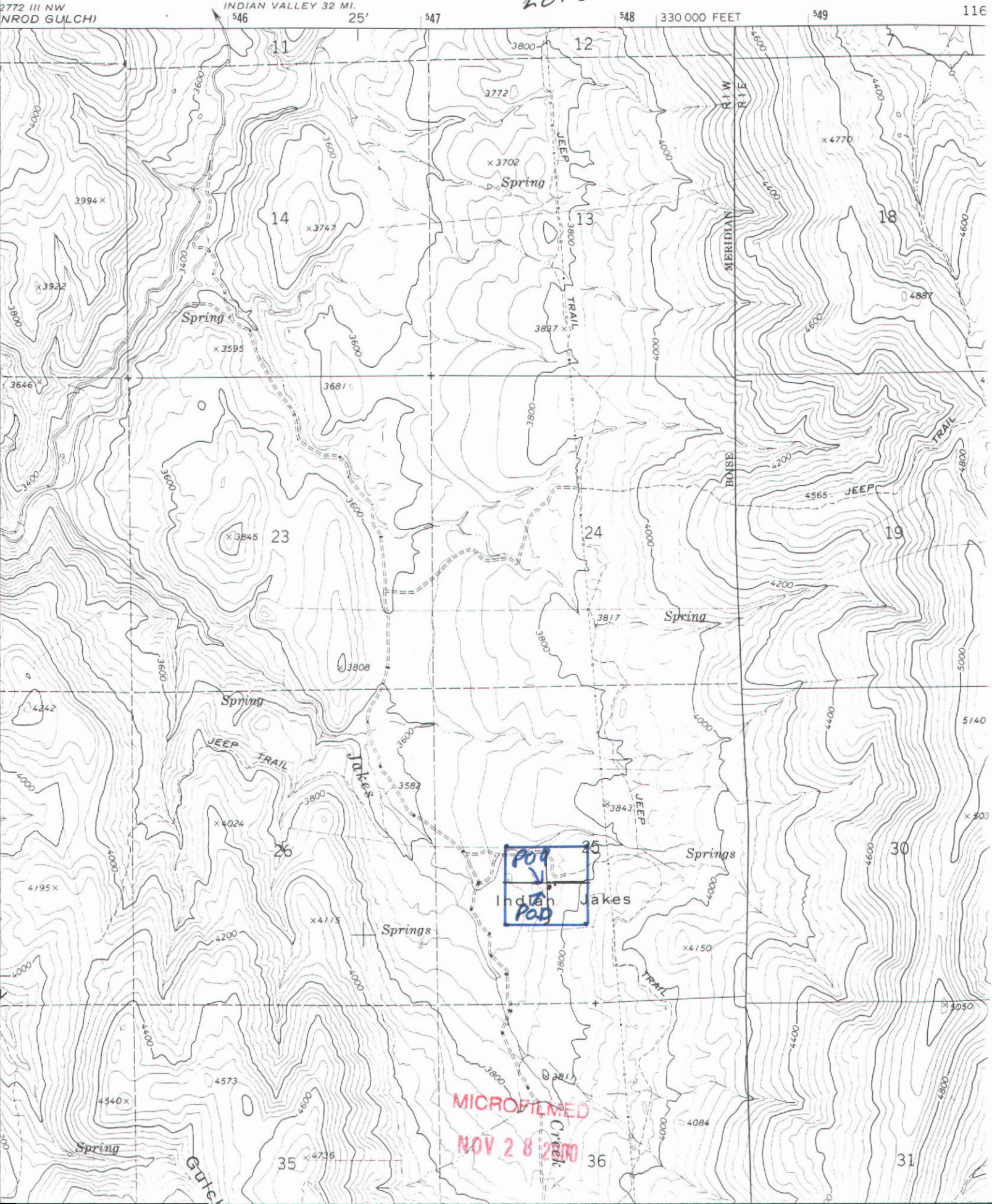
SQUAW BUTTE QUADRANGLE
IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)

2772 III NW
NROD GULCH

INDIAN VALLEY 32 MI.

330 000 FEET



MICROFILMED
NOV 28 2000

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
ss.
COUNTY OF GEM,

RECEIVED

JUL 27 2000

WATER RESOURCES
WESTERN REGION

Dixie L. Thome, being first
duly sworn, on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for Two

consecutive weekly issues thereof,
beginning with the issue of
July 19, 2000,
and ending with the issue of

July 26, 2000
Dixie L. Thome

Subscribed and sworn to me this
26th day of

July, 2000
Marganne Chappin

Notary Public
Residing at Emmett, Idaho

My Commission Expires 2-4-2005

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13956

V DOT CATTLE CO
PO BOX 68
EMMETT, ID 83617
Source: SPRING

Tributary: JAKES CREEK

Diversion Pt: SENESW Sec 25 T 09N R 01W in GEM County.
Use: STOCKWATER (0.090 CFS)
DOMESTIC (0.020 CFS)
Total Diversion: (0.090 CFS)

Date Filed: 6/26/2000

In: GEM County
T09N R01W S25 NESW

Permits will be subject to all prior water rights. Protests may be submitted based
on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of
this application must be filed with the Director, Dept. of Water Resources, Western
Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00
for each application on or before AUGUST 7, 2000. The protestant must also send
a copy of the protest to the applicant.

KARL J. DREHER, Director

Pub: 7-19, 26, 2000

Legal Notice No: 4007
Published in the Messenger Index

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OCT 19 2000

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.

1. Permit No. 65-13956 Telephone No. 208-365-2220

2. Name of Permit Holder(s): V Dot Cattle Co

3. Mailing Address: P.O. Box 68

City Emmett State ID Zip 83617

4. Source of Water: Spring If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____

Well Driller: _____ Drilling Permit Number: _____

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

Domestic (No. of households): 1 Stockwater (No. and type of stock): 120 cows
120 350

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

6. Total rate of diversion and/or volume for which proof is submitted: 01.09 cfs OR _____ 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 X

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: Jim Little Telephone Number: 208-365-2220

Address: P.O. Box 68 Emmett, Id. 83617

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: James G. Little, Partner Date: 10/18/00
(include your title, if on behalf of company or organization)

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NOV 23 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13956

Priority: June 26, 2000

Maximum Diversion Rate:

0.09 CFS

This is to certify, that V DOT CATTLE CO
PO BOX 68
EMMETT ID 83617

has applied for a permit to appropriate water from:
SPRING tributary of JAKES 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>
STOCKWATER	01/01 to 12/31	0.09 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
	Totals	0.09 CFS

LOCATION OF POINT(S) OF DIVERSION: SENESW , Sec. 25, Township 09N, Range 01W
GEM County

PLACE OF USE: STOCKWATER

TWN RGE SEC

09N 01W 25 NESW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before October 1, 2001.
2. Subject to all prior water rights.
3. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
5. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
6. Stockwater use is for 350 range cattle.
7. Domestic use is for a cabin.

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JUN 26 2000

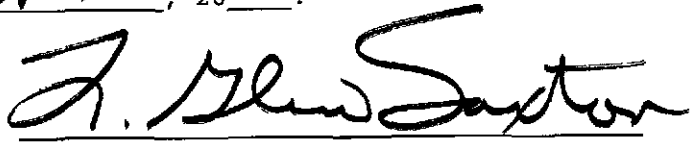
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13956

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

29th day of September, 2000.


for Karl J. Dreher, Director

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2-14 2 3 2000

RECEIVED

SEP - 6 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant V Dot Cattle Co Phone 208-365-2220
Post Office address PO Box 68 Emmett, Id. 83617
2. Source of water supply Spring which is a tributary of Jakes Creek
3. Location of point of diversion is SE 1/4 of NF 1/4 of SW 1/4, Govt. Lot _____
Sec. 25 Township 9N Range 1W B.M. Gem County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .02 for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .09 for Stockwater purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .09 CFS and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 1 Spring box w/outlet Pipe
(Concrete)
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
c. Proposed well diameter is _____ 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 completion of works and application of water to proposed beneficial use is 1 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 if KW. _____
b. Stockwatering; list number and kind of livestock. 350 Hd.
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 1 cabin
e. Other; describe fully. _____

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SEP 26 2000

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	
9N	1W	25									D								
		25									S								

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? V Dot Cattle Co.

b. Who owns the land to be irrigated or place of use? V Dot Cattle Co

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

12. Remarks: This is a use that originates in 1940 - This right was overlooked amongst the others when the Payette adjudication took place.

13. MAP OF PROPOSED PROJECT ATTACHED _____ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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.

James A. Lutz, Partner
(Applicant)

Received by MTS Date 6-26-2000 Time 2:05 Preliminary check by DAN
Fee \$ 50 Received by MTS # 10026657 Date 6-26-2000
Publication prepared by _____ Date _____ Published in MESSANGER INDEX
Publication approved DM Date 8-10-00

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NOV 28 2000

T9N, R1W

NO
GOV'T
LOTS

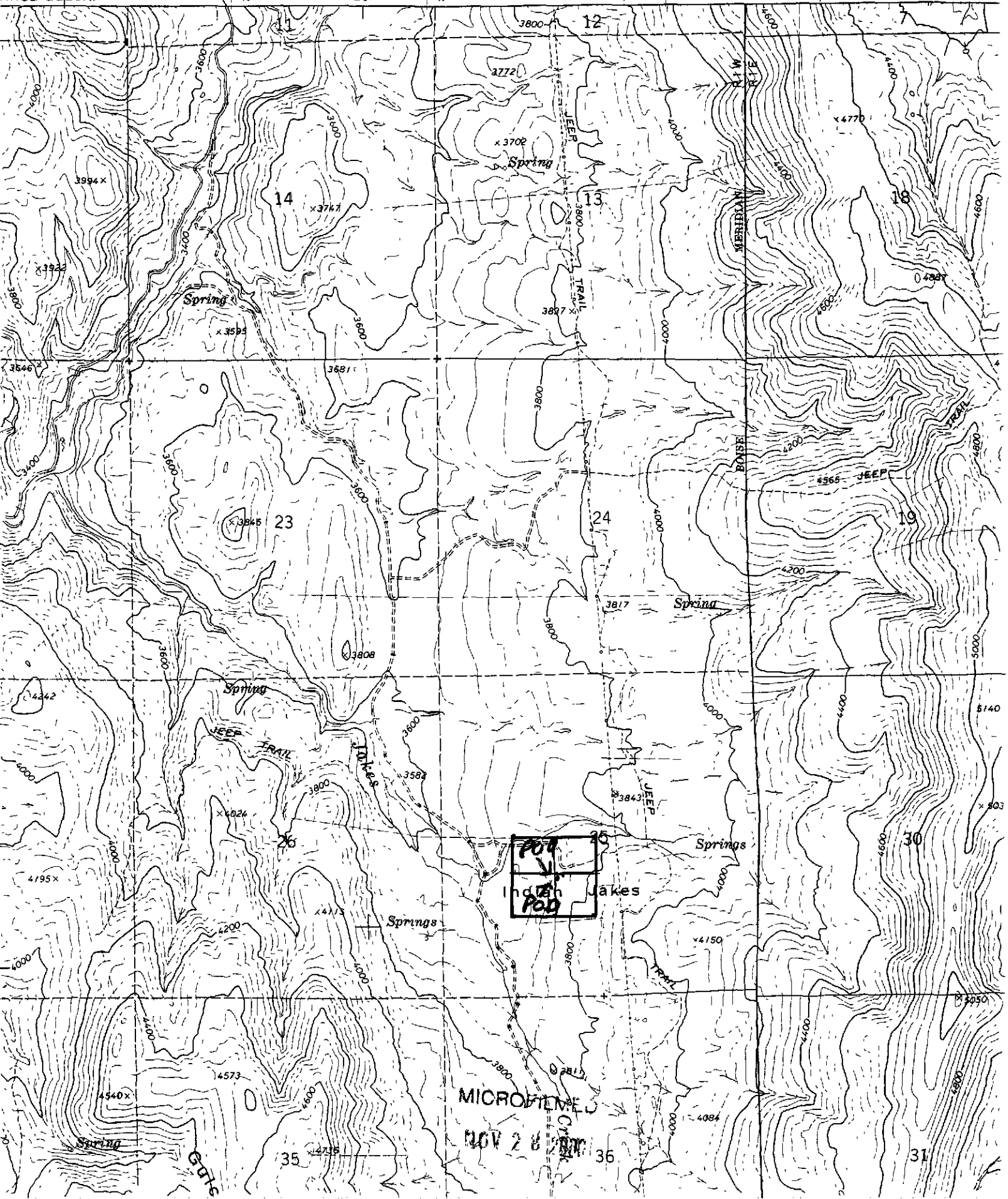
DAV

7-8

SQUAW BUTTE QUADRANGLE
IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)

2772 III NW INDIAN VALLEY 32 MI 546 25' 547 548 330 000 FEET 549 116



MICROFILMED

NOV 28 1980



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

October 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JIM LITTLE
V DOT CATTLE CO
PO BOX 68
EMMETT ID 83617

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 65-13956

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Thank you for your letter of October 17, 2000. I understand that you request the measurement device requirement condition of your permit be waived. The department can waive this requirement if the Watermaster for Water District No. 65 advises us, in writing, that he does not need the device to regulate your water right.

Also according to your letter and your proof, you advise me that the diversion rate is less than originally applied for and you have a reduced amount of livestock accessing this water. I recommend that at the time you meet with the field examiner for the examination of the diversion, that you advise him or her of any changes affecting this water right usage. The department will issue your license reflecting the current actual use of this right. However, the department cannot license any right for less than .01 cfs.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

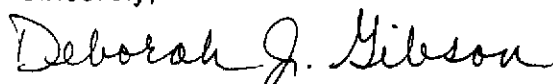
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OCT 28 2000

Page 2

If you have questions concerning the field examination, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190, or contact me at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region

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NOV 28 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 65-13956 Reviewed by dg Date 10/20/00

GENERAL CONSIDERATIONS

TYPES OF USE

Yes Name same as permit?
Yes Address same as permit?
Yes Proof timely received?
If not, complete calculation below.

Correct Uses? Yes

Domestic & Stockwater

SOURCE OF WATER

Yes Surface water source

No Ground water source

/ Drilling permit required?

/ Copy in the file? Drilling Permit No. /

/ Amount paid for permit

/ Well log in the file?

/ Correct?

LICENSE EXAMINATION FEE

Yes Required?

\$50 Amount Submitted

Yes Correct?

MEASURING DEVICE

Yes Required?

No Installed?

/ Waiver requested?

PRIORITY CALCULATION

Date proof received

10/19/00

Date proof due

10/1/01

No. of days late

/

Priority Date

/

New Priority Date

/

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof & acknowledge request for water measurement waiver. Request permit holder contact watermaster for W.D. No. 65 to inspect and write in a letter Oking or denying measurement needed.

DATA ENTRY

New Address No

Proof Made 10/19/2000

**V DOT CATTLE COMPANY
P.O. BOX 68
EMMETT, IDAHO 83617
208-365-2220**

October 17, 2000

RECEIVED

OCT 19 2000

State of Idaho
Dept. of Water Resources
P.O. Box 83720
Boise, Idaho 83720

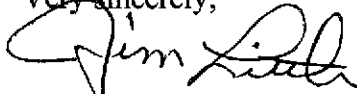
Department of Water Resources

Dear Sirs:

I am writing in regards to permit no. 65-13956. I filed on this long time existing spring in 1990 when I was doing all of our water for the Snake River Adjudication. As I was reviewing the documents from the Payette adjudication, I realized that this particular site had been overlooked in that process, so I made application for this spring source. When I received this above-mentioned permit, I saw that you required a Proof of Beneficial Use. While I have no objection to this, as I reviewed the requirements and they alluded to the measuring device and lockable controlling works, I started questioning the permit. This spring has been in use for 60 plus years and it flows at a rate of something less than 2 1/2 gallons per minute and that is a far cry less than .09 CFS which is the quantity of flow I was advised to apply for. The measuring device that we use is a gallon can and we time how long it takes to fill that can. It is not a lockable device.

I am requesting that the rate of diversion be reduced to reflect the actual flow of this spring and that the measurement requirements be waived. This spring rises on our deeded ground and subs back into the ground long before it leaves our property. I know of no method of measurement that meets your requirement but still does not restrict the flow of water from a small collection box. Any help or advice on this issue will be greatly appreciated.

Very sincerely,



Jim Little, Partner
V Dot Cattle Co.

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NOV 28 2000

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

0150836

Date:

Time:

10/19/2000

09:33:58

Received

From:

V DOT CATTLE COMPANY

Type of Payment

Program A cct

Amount

PROOF OF BENEFICIAL USE #65-13956	56104	229 21 1155	50.00
-----------------------------------	-------	-------------	-------

Total

\$

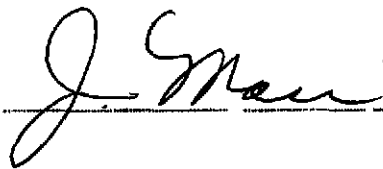
50.00

CHECK

3597

Region: STATE

Signature:



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NOV 28 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

September 29, 2000

DIRK KEMPTHORNE
GOVERNOR

V DOT CATTLE CO
PO BOX 68
EMMETT ID 83617

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13956

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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 into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

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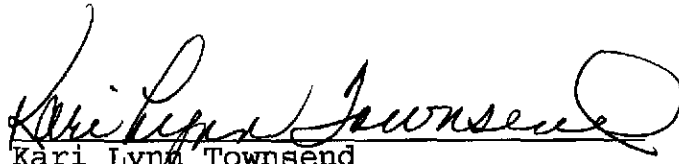
NOV 28 2000

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of September, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 65-13956

V DOT CATTLE CO
PO BOX 68
EMMETT ID 83617


Kari Lynn Townsend
Secretary

MICROFILMED
NOV 28 2000

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

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NOV 28 2007

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 9/26/00

No. 65-13956 Name: V.D. Cattle Corp. Officers ✓ Ad ok ✓ Govt Lots _____

AREA OF CONCERN: No/Yes Moratorium ~~CWMA~~ TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 084 (if necessary)
Irr w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

~~WMD~~

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

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation 121
42-248 Area - P84
Swan Falls Flag
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM USES) NA
MINING - 054-106(P10)
FISH PROP - 029(70'S only)-007-042-106 (P10)
HEAT/COOL - R07(injection well)
FIRE PROT - 077

BENEFICIAL USE DUE: 10/01/2001

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response No objection
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE _____
In-stream development - P52
WD - R04 (WD# 165)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01I(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

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

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake) NA
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-106 (P10)
MUNICIPAL
Restricted area - 022,075
Irr. GW supp to SW - 102
DOMESTIC W01 (1 cabin)
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/30 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single pd intended - 076

IRRIGATION SEASON _____ - _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS _____

COMMENTS _____

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: DAN DATE: 7-3-00 APPLICATION: 65-13956

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ 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: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid

RECEIVED
SEP - 6 2000
Gov't. Lots: NO P/D
NO P/U
Department of Water Resources

ADDITIONAL INFORMATION

NO ADVERTISE REMARK(S)
(Reviewer identify which remarks)

X T FLAG CHANGED TO P FLAG

YES NO

- ☐ ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☐ ☒ Overlapping point of diversion.
- ☐ ☒ Critical groundwater area:
- ☐ ☒ Groundwater management area:
- ☐ ☒ 1992 moratorium:
- ☒ ☐ Surface water source, IDFG letter needed.
- ☐ ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☐ ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☐ ☒ E-mail to Dam Safety staff: (for any storage)
- ☐ ☒ Mitigation plan: Check any that apply. NOT NEEDED NON CONSUMPTIVE USE
____ immediate = acceptable plan required and submitted.
____ future = open areas, acceptance of condition of approval is in file.
- ☐ ☒ Send power requirement letter &/or fish farm requirement letter.
- ☐ ☒ Power residency affidavit:
- ☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ ☐ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Need a list of corporate officers

Date Requested 7-3-00 * Date Response Received _____

* called 7-3-00 send letter in 10 days.

PROCESSING

APP. NO. 5-

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☒ ☐ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☒ ☐ Water Dist. # 65
☐ ☒ Water Planning Bureau
☐ ☒ Other

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
☒ ☐ Final date for protest 8-7-20
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☒ ☐ Water delivered by water master? District # 65
☒ ☐ Special conditions of approval or cover letter: STANDARD CONDITIONS
and WM CONTROL

See below for additional information
Recommended Date or Priority 6-26-2000
Recommended by: Daniel H. Nelson Date: 9-5-2000

ADDITIONAL INFORMATION:

NO OVER LAPPING RIGHTS
Domestic use Request to process NOT needed.

Ident. No. 65-13956

Comments: Date: 7/ 3/2000 User-ID: DNELSON

Subject: ADDITIONAL INFORMATION

APPLICANT: Stockwater is for 350 hd of cattle and domestic use is for 1 cabin. This use originates in 1940 and was overlooked in Payette River Basin Adjudication. This permit is to license this use.

MICROFILMED

NOV 28 2000

Memorandum

To: Sue Taylor, Idaho Dept. of Water Resources, Western Region
CC: Gold File
From: Scott Grunder, Idaho Dept. of Fish and Game, SW Region
Date: 08/23/00
Re: Application for Permit No. 65-13956/V Dot Cattle Company

The Idaho Department of Fish and Game does not anticipate significant adverse effects to fish or wildlife habitats because of permitting this water right. Thank you for the opportunity to comment.

MICROFILMED
NOV 28 2000

01-99

State of Idaho
Department of Water Resources**RECOMMENDATION OF WATERMASTER**Application No: 65-13956Applicant's Name: V Dot Cattle Co.

Watermaster's Recommendation:

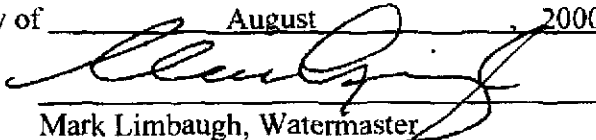
- a) ☐ I do not oppose approval of this application
- b) ☒ I do not oppose approval of this application if it is conditioned as follows: Under control of Watermaster for Water District
No. 65.

- c) ☐ I oppose approval of this application for the following reasons:

- d) Additional Comment: _____

Dated this 22nd day of August, 2000

Water District No. 65


Mark Limbaugh, WatermasterUse reverse side of page if you need more space.
MICROFILMED

NOV 28 2000

**V DOT CATTLE CO.
P.O. BOX 68
EMMETT, IDAHO 83617
208-365-2220**

August 21, 2000

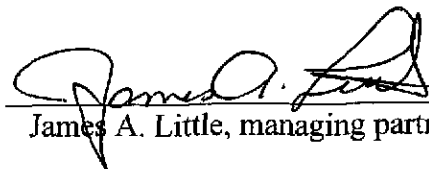
RECEIVED

AUG 22 2000

**WATER RESOURCES
WESTERN REGION**

To Whom It May Concern:

V Dot Cattle Company is a partnership. James A Little is managing partner and David Little is a general partner.


James A. Little, managing partner

MICROFILMED

NOV 28 2000

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant

V Dot Cattle Co

Mailing Address

PO Box 68

Emmett, Id. 83617

Application No.
(if known)

____ IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

____ PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

James A. L. Parker

Date

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082
MICROFILM

NOV 28 1987

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
SS.
COUNTY OF GEM,

RECEIVED
JUL 27 2000
WATER RESOURCES
WESTERN REGION

Dixie L Thome, being first
duly sworn, on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for Two

consecutive weekly issues thereof,
beginning with the issue of
July 19, 2000,
and ending with the issue of

July 26, 2000
Dixie L Thome

Subscribed and sworn to me this
26th day of

JULY 2000
MARSHALL CHANDLER
NOTARY PUBLIC
Residing at Emmett, Idaho
STATE OF IDAHO
My Commission Expires 2-4-2005

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13956

V DOT CATTLE CO
PO BOX 68
EMMETT, ID 83617
Source: SPRING

Tributary: JAKES CREEK

Diversion Pt: SENESW Sec 25 T 09N R 01W in GEM County.
Use: STOCKWATER { 0.090 CFS)
DOMESTIC { 0.020 CFS)
Total Diversion: { 0.090 CFS)

Date Filed: 6/26/2000

In: GEM County
T09N R01W S25 NESW

Permits will be subject to all prior water rights. Protests may be submitted based
on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of
this application must be filed with the Director, Dept. of Water Resources, Western
Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00
for each application on or before AUGUST 7, 2000. The protestant must also send
a copy of the protest to the applicant

KARL J. DREHER, Director

Pub: 7-19, 26, 2000

Legal Notice No: 4007
Published in the Messenger Index

MICROFILMED

JUL 28 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JULY 12, 2000

Legal Notices Department
Messenger-Index
P.O. Box 577
Emmett, ID 83617

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 7, 2000.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

ENCLOSURE

JUL 23 2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

NOV 28 2006

65-13956

V DOT CATTLE CO
PO BOX 68
EMMETT, ID 83617

Source: SPRING

Tributary: JAKES CREEK

Diversion Pt: SENESW Sec 25 T 09N R 01W in GEM County.

Use: STOCKWATER	(	0.090 CFS)
DOMESTIC	(	0.020 CFS)
Total Diversion:	(	0.090 CFS)

Date Filed: 6/26/2000

In: GEM County
T09N R01W S25 NESW

MICROFILMED

NOV 28 2000

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before AUGUST 7, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 7/19/2000 & 7/26/2000

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NOV 23 2000