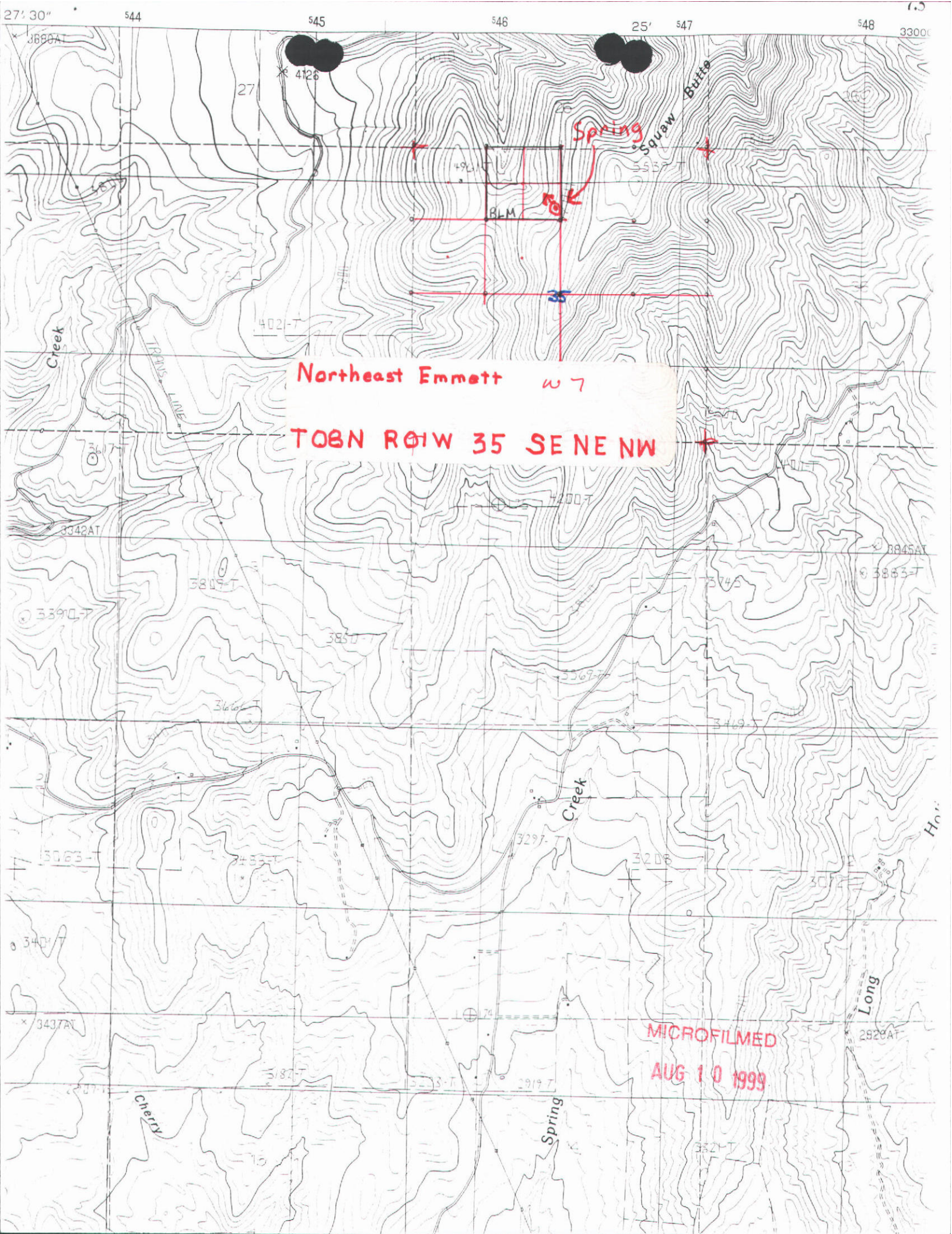




Northeast Emmett WY

TOBN ROW 35 SE NE NW

MICROFILMED
AUG 10 1999

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

08N 01W

to Spring

35

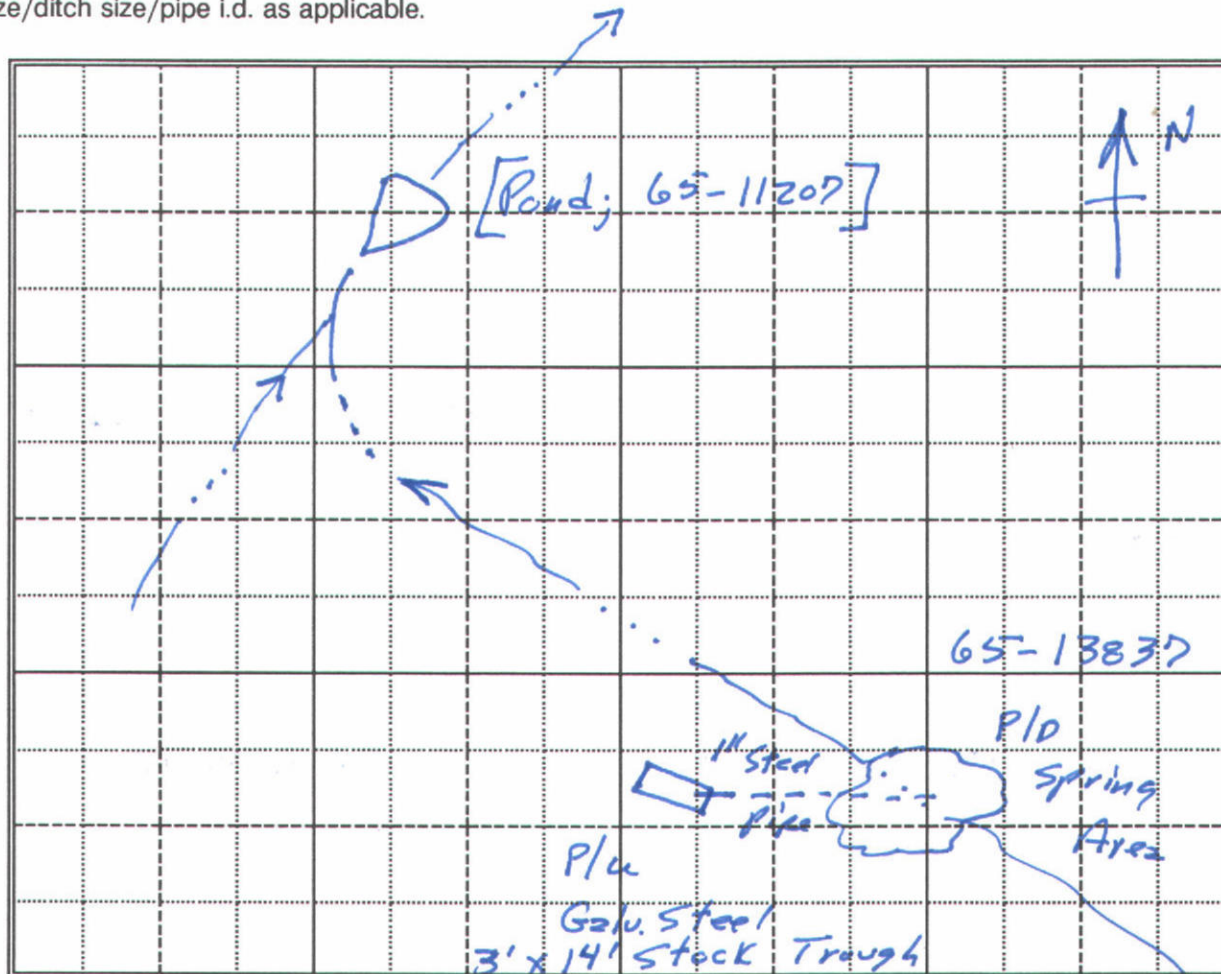
MICROFILMED
AUG 10 1999

Scale: 2 inches equal 1 mile.

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

X *Thomas M. Woodward, Asst*
(Applicant)

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



Scale: 1" = None

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

D. FLOW MEASUREMENTS

1.

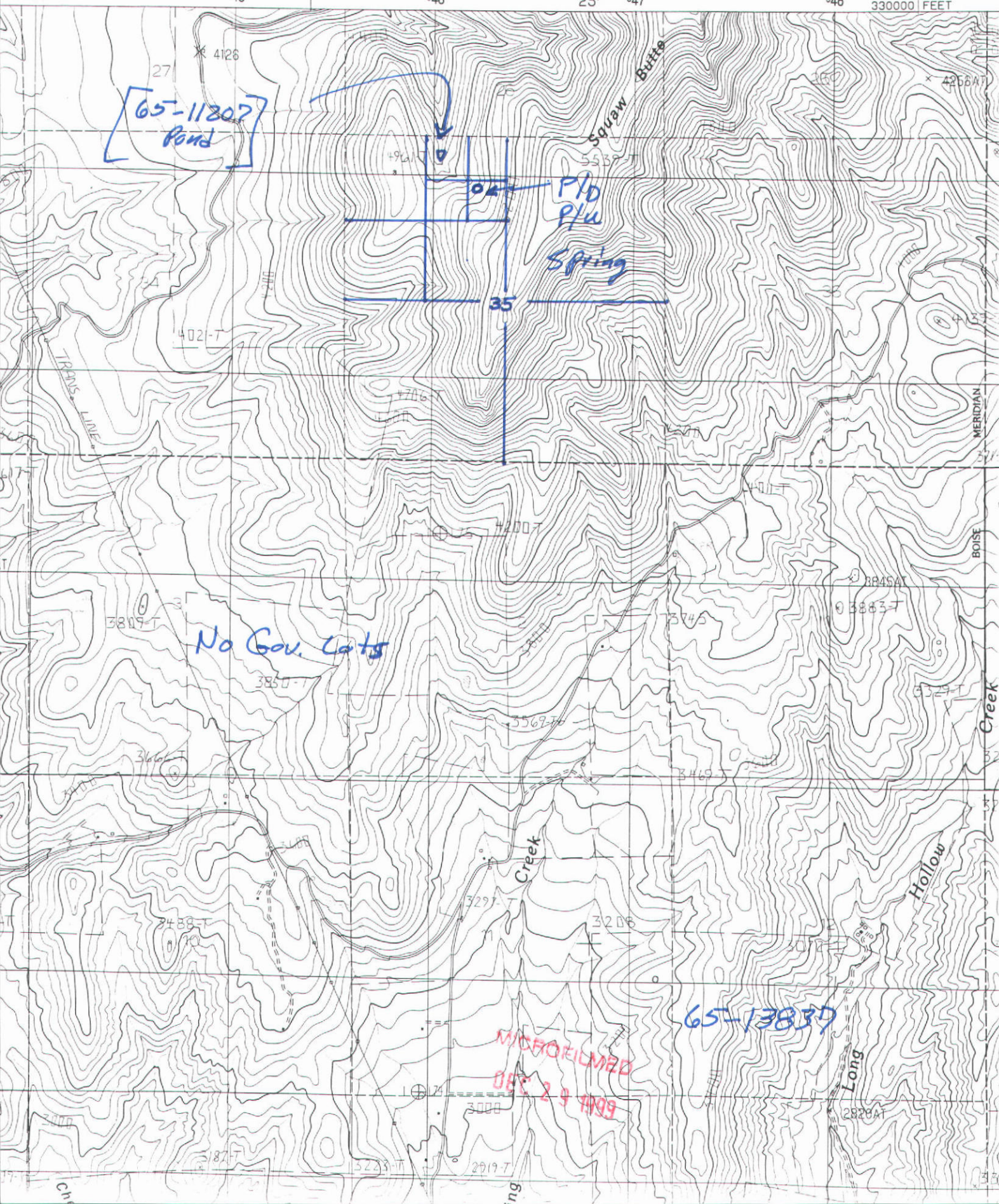
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: 5 Gal. Bucket ; Q = 5 Gal. / 6 min, 25 sec.
= 0.78 GPM = 0.00174 cfs

MICROFILMED

DEC 29 1999

544 545 546 25' 547 548 330000 FEET





View Looking NW

1 of 1
P/D, P/u
Stock
Trough
@
Spring



Place of
measurement

P/D, P/u
Stock
Trough
Spring
Area
is at
right
upper
corner
of photo

MICROFILMED
DEC 29 1999

65-13837

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13837

Priority: February 23, 1999 Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 0.3 AF

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

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 23, 1999; and
has submitted Proof of Beneficial Use on February 23, 1999. An examination indicates
that the works have a diversion capacity of 0.020 cfs of water from:

SPRING tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.3 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	0.3 AF
	Totals	0.02 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION: SENENW , Sec. 35, Township 08N, Range 01W
GEM County

PLACE OF USE: STOCKWATER
TWN RGE SEC
08N 01W 35 NENW

PLACE OF USE:
WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
2. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
4. Place of use is located within Squaw Butte Allotment #89 and Range Improvement Project #8668.

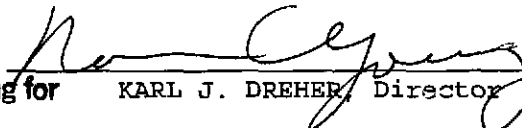
MICROFILMED
DEC 29 1999

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-13837

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 25th day of DECEMBER, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED

DEC 29 1999

RECEIVED

FEB 26 1999

RECEIVED

FEB 23 1999

OFFICE USE ONLY
Amt. of Fee \$ 100.00 50
Date 2/23/99
Receipt No. 6024827
Receipt by KH

Department of Water Resources

WATER RESOURCES
WESTERN REGION

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 65-13837 Telephone No. (208) 384-3300
2. Name(s) of Permit Holder(s): U.S.D.I Bureau of Land Management Cascade R.A.
3. Mailing Address: 3948 Development Ave. Boise ID 83705
4. Source of Water: Spring

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

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

Domestic _____ (No. of households) Stockwater 40 range cattle; wildlife (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.02 cfs OR 0 acre/feet

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

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

OR

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

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

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

Jan Haupt (208) 384-3371
Name Telephone No.

3948 Development Ave, Boise, ID 83705
Address

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

MICROFILMED

2-10-99
Date

Ronard Woodward, Acting Cascade Resource Area Manager
Signature (and title, if on behalf of a company or organization)

March 10 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13837

Proposed Priority: February 23, 1999 Maximum Diversion Rate: 0.02 CFS

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

has applied for a permit to appropriate water from:
SPRING tributary of SINKS

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	0.02 CFS
WILDLIFE	01/01 to 12/31	0.02 CFS
	Totals	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: SENENW , Sec. 35, Township 08N, Range 01W
GEM County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08N 01W 35 NENW

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 2000.
2. Subject to all prior water rights.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
4. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
5. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
6. Place of use is located within Squaw Butte Allotment #89 and Range Improvement Project #8668.
7. Stockwater use is for 40 range cattle.

MICROFILMED

AUG 13 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13837

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

1st day of July, 1999.


for Karl J. Dreher, Director

MICROFILMED
AUG 10 1999

Form 202
6/86Ident No. 65-13832

RECEIVED

JUN 15 1999

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

FEB 23 1999

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

U.S. Dept. of InteriorBureau of Land Management1. Name of applicant Cascade Resource Area Phone (208) 384-3300Post office address 3948 Development Ave. Boise, ID 837052. Source of water supply Spring which is a tributary of Sinks3. Location of point of diversion is SE 1/4 of NE 1/4 of NW 1/4, Govt. LotSec. 35 Township 08 N Range 01 W B.M. GEM County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for Stockwater purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)Amount 0.02 for wildlife 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) 0.02 and/or (b) 0
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Headbox, Pipeline, Troughb. 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 90°F being sought? _____

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

Complete 1 years (minimum 1 year)

MICROFILMED

AUG 10 1999

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. 40 range cattle; wild life
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
08N	01W	35					W												0
08N	01W	35					S												0

Total number of acres to be irrigated 0

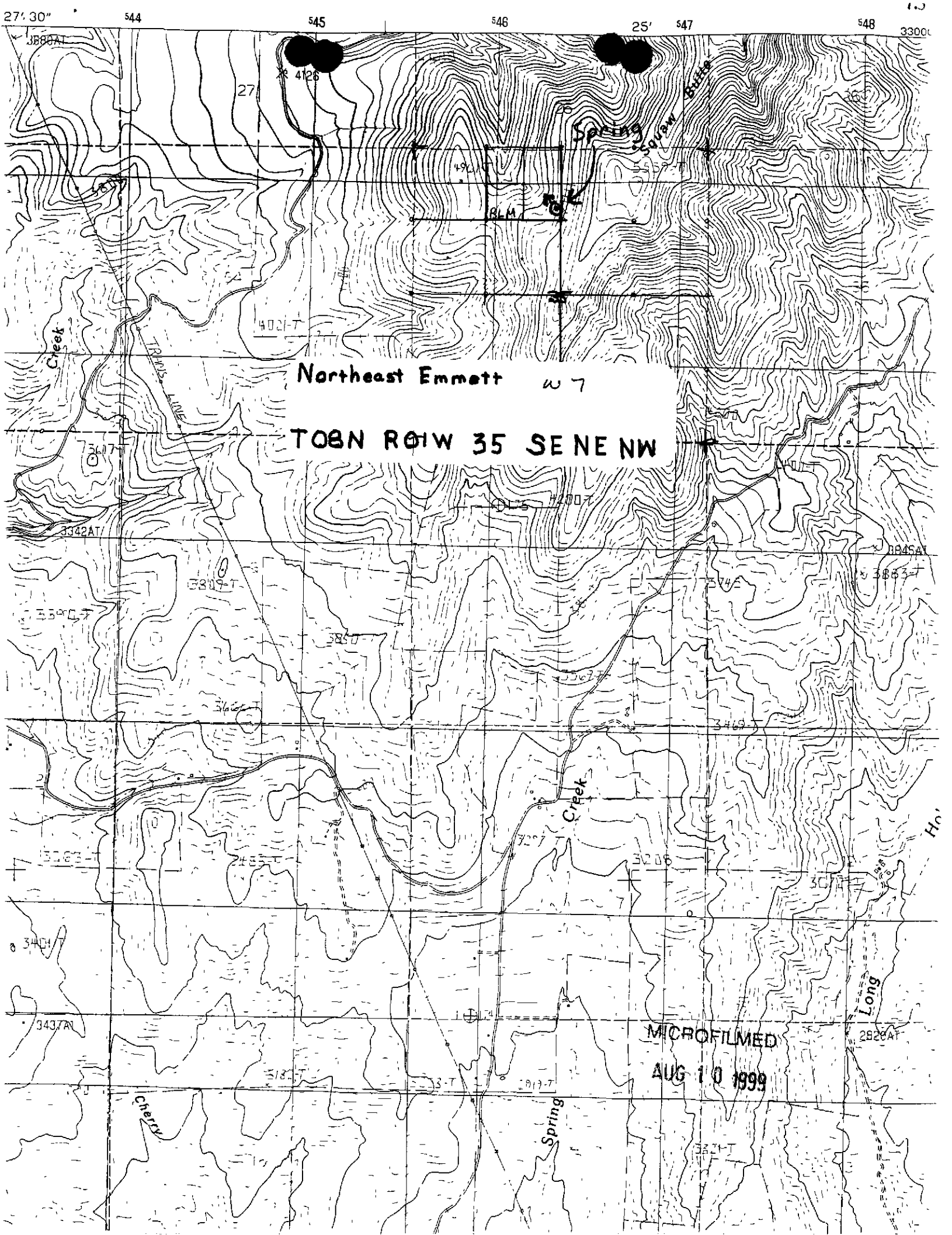
10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? U.S.D.I. Bureau of Land Management
- Who owns the land to be irrigated or place of use? U.S.D.I. Bureau of Land Management
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

MICROFILMED

AUG 10 1999



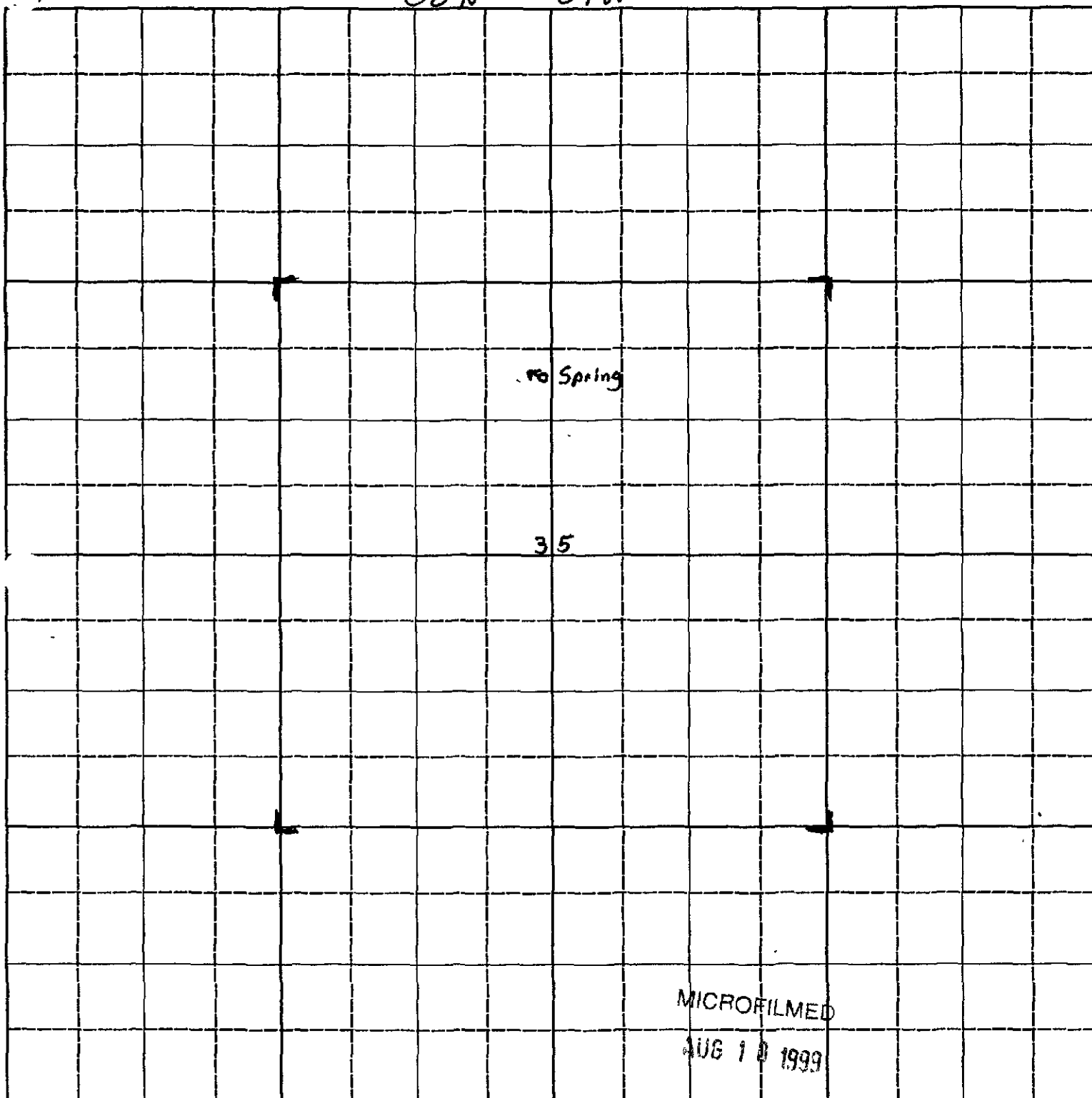
Northeast Emmett W 7

TOBN ROW 35 SE NE NW

MICROFILMED
AUG 10 1999

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

08N 01W



Scale 2 inches equal 1 mile

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

[Signature]
(Applicant)

Received by KL Date 2/23/99 Time 1:10 Preliminary check by DAN
Fee \$ 5000 Received by KL # W0024827 Date 2/23/99
Publication prepared by KL Date 4-28-99 Published in Messenger Index
Publication approved 5/28/99 KL Date 5-5-99

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:

MICROFILMED
JUG 10 1999



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 3, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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

RE: WATER RIGHT NO. 65-13837

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

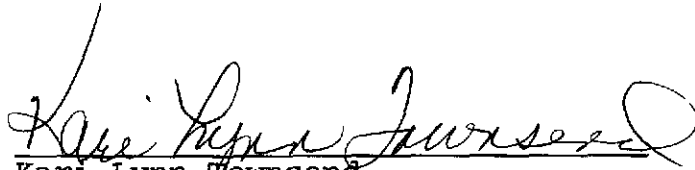
MICROFILMED
DEC 29 1999

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of January, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 65-13837

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


Kari Lynn Townsend
Secretary

MICROFILMED
DEC 29 1999

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.

MICROFILMED

DEC 29 1969

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

DEC 29 1999

LICENSE REVIEW CHECKLIST

Permit No. 65-13837

Date: 12/29/99

Reviewer Kay Walker

Change/OK

Name/Address

Source

Point of Diversion:

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P43)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps Right(s):

File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.03 cfs
Fee Limit 0.03 cfs
Measured 0.0274 cfs
Theoretical 0.03 cfs

Recommended Total Diversion Rate

allow 0.02 as permitted & recommended

Water Uses

Irrigation	cfs	af
Stockwater	<u>0.02</u> cfs	<u>0.3</u> af
Domestic	cfs	af
Wildlife	<u>0.02</u> cfs	<u>0.3</u> af
Total	<u>0.02</u> cfs	<u>0.3</u> af

Change (P46)

Irrigation - overlap (R58-R61, R62-R65, R66-R69)
supp Gw (WB7/065/079)
overlap spec combined rts (W35)
>1 acre (W31)
Domestic (W01/Wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (081/R07)
Payette - (W22/047/27A)

comments
5/40 range cattle

Volume Determination

cfs x 1 9835 x days = af (vs) acres x (FHR) = af

Remarks

Additional Conditions

Yes Watermaster Control
Yes GW Measurement/Measuring Device
Other
Trust (052/R55 - remove 051)
Non-trust (048/049)

Government Lots? NO

Advance Priority?

Yes
no

If yes, explain why below

SRBA Claim?

Not req'd

Adjust memo

NO

Amend Letters

P87, S06

Second Amendment Notice

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 26 1999
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13837

Owner: U.S. Dept. of Interior
Bureau of Land Management Phone No. (208) 384-3300

Current Address: 3948 Development Av., Boise, ID 83705

Accompanied by: No one - Contact: Tom Haupt EXAM DATE: 8-4-99

Address: Same Phone No. 384-3371

Relationship to Permit Holder: BLM Employee

Source: Spring tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	NE	NW	35	8N	1W	Gem	Site Visit, Map

2. Place(s) of Use:

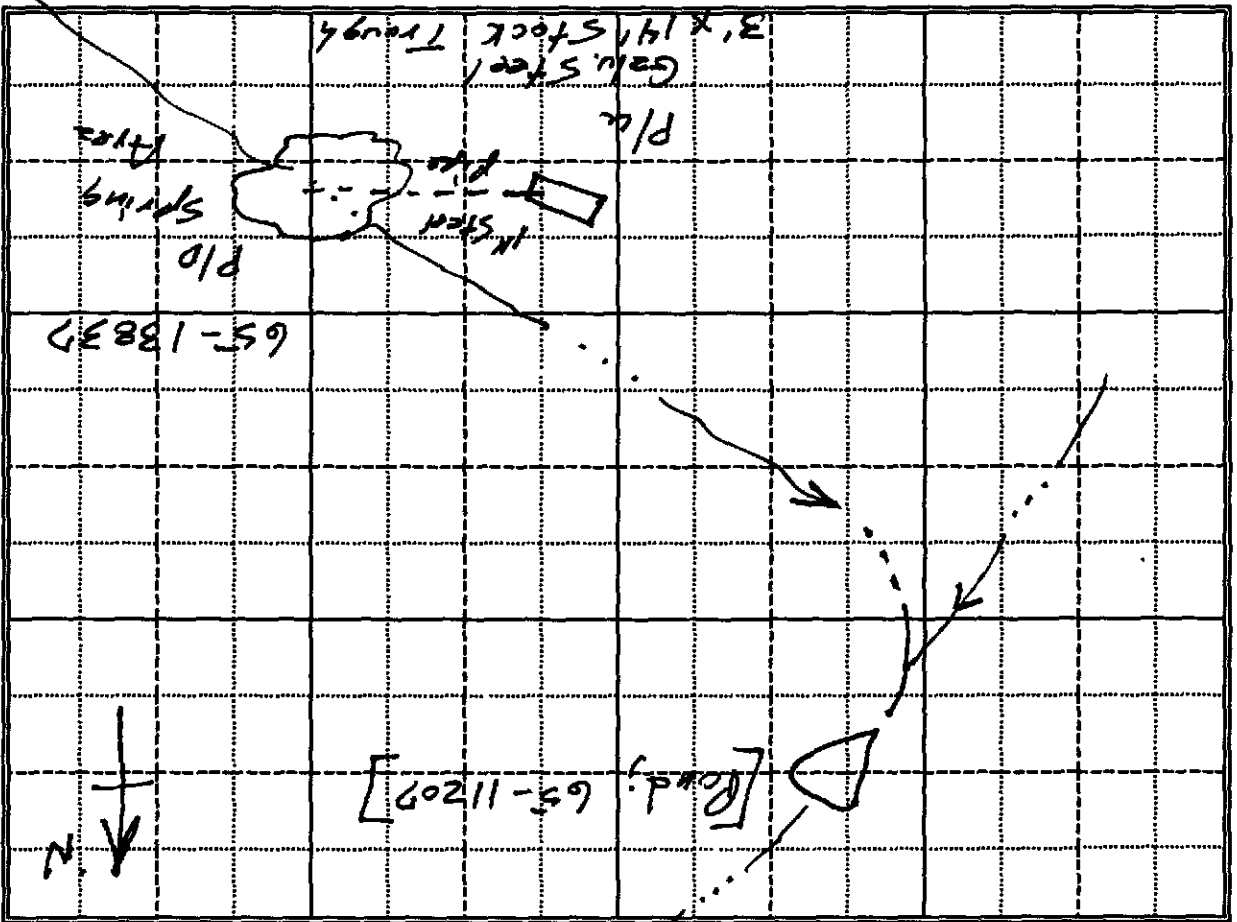
Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8N	1W	35					S	W											

MICROFILMED

DEC 29 1999

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



Scale: 1" = 100'
 Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required)
 Aerial Photo Attached (required for irrigation of 10+ acres)
 Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

5 Gal. Bucket; $Q = 5 \text{ Gal.} / 6 \text{ min.} = 0.78 \text{ GPM} \approx 0.00174 \text{ cfs}$

$$= 0.78 \text{ GPM} \approx 0.00174 \text{ cfs}$$

DEC 29 1993

PROJECT: CMB

E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for Stock + Wildlife water from a spring. A spring development supplies water to one 3'x14' Galv. Steel stock trough through a 1" steel pipe. This is an old spring development that did not have a water right at the time of construction. A new stock trough was recently installed to replace an old one at the site.
2. The water is for 40 range cattle in Square Butte Allotment #89 leased by John Swander. This allotment also has water right 65-11207 (Pond), 65-13838 (Spring), and maybe some others. The allotment has 3 fenced pastures, and the cattle are normally rotated through the pastures from May 15 to Nov. 15 each year.
3. There is no lockable device, Cond. 4, on the spring development.
4. Tom Haupt furnished information, but did not go on the field exam.
5. This BLM Project # 8668

Have conditions of permit approval been met? ☐ yes ☒ no Cond 4 - No lockable device.

MICROFILMED
DEC 29 1989

This may not be practical for a development like this one.

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: 5 Gal. Bucket

$$Q = \frac{5 \text{ Gal.}}{6 \text{ min.}, 25 \text{ sec.}} = 0.78 \text{ GPM}$$

$$= 0.00174 \text{ cfs}$$

The Spring may produce more water in May-June. We could allow the 0.02 cfs in permit.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{(0.02)(180)(1.9835)}{1} = 7.14 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 0.30 \text{ AFA}$$

2. Volume Calculations for Other Uses: Stockwater + Wild life

Normally: May 15 to Nov. 15, 40 cows

$$\text{AFA} = \frac{12 \text{ GPD}}{\text{Head}} \cdot \frac{40 \text{ Head}}{1} \cdot \frac{180 \text{ Days}}{\text{Ann.}} \cdot \frac{\text{AF}}{325,850 \text{ Gal.}} = 0.27 \text{ AFA}$$

$$= 0.30 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Stockwater</u>	<u>01/01</u>	<u>12/31</u>	<u>0.02</u>	<u>0.30</u>
<u>Wild life</u>	<u>01/01</u>	<u>12/31</u>	<u>0.02</u>	
Totals:			<u>0.02</u>	<u>0.30</u>

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Dan Zornich Date 11-16-99

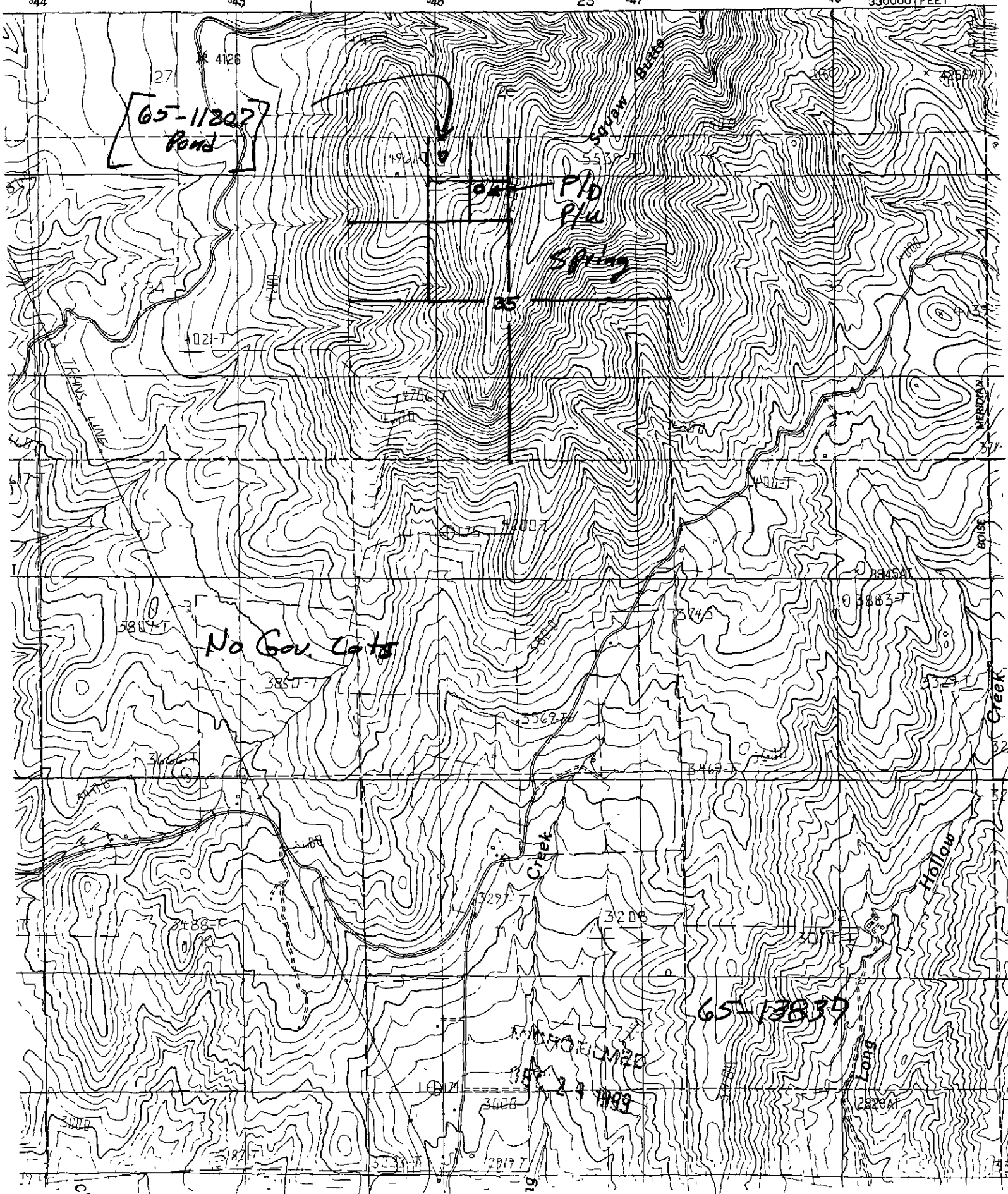
Reviewer _____ Date _____

SEAL

MICROFILMED

DEC 24 1999

330000 / FEET



1 of 1

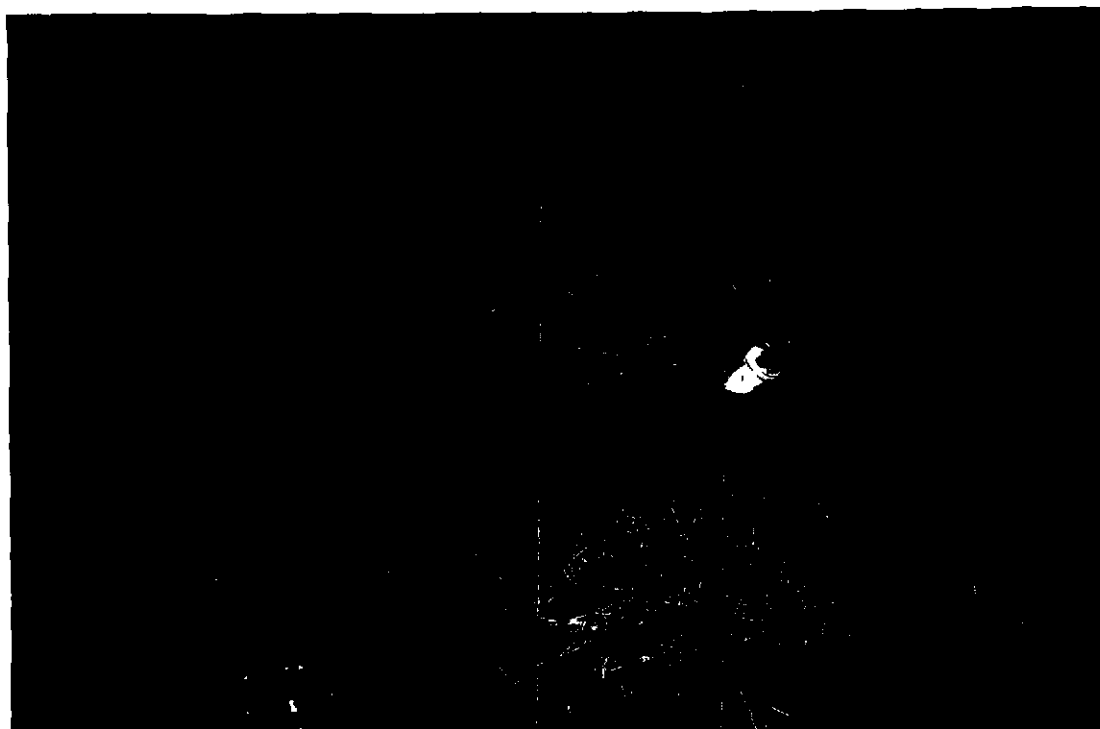
P/D, P/u

Stock

Trough

Q

Spring



View Looking NW

P/D, P/u

Stock

Trough

Spring

Area

is at

right

upper

corner

of photo



Place of

Measurement

DEC 29 1965

65-13837

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 65-13837 Reviewed by QJ Date 7-22-99

GENERAL CONSIDERATIONS

TYPES OF USE

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

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	_____	/	_____
Date proof due	_____		_____
No. of days late	_____		_____
Priority Date	_____		_____
New Priority Date	_____		_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____ Proof Made 7-23-99



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

July 22, 1999

USDI
Bureau of Land Management
Cascade Resource Area
3948 Development Ave
Boise ID 83705

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13837

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.

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.

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

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

AUG 10 1999



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

July 1, 1999

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

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13837

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.

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

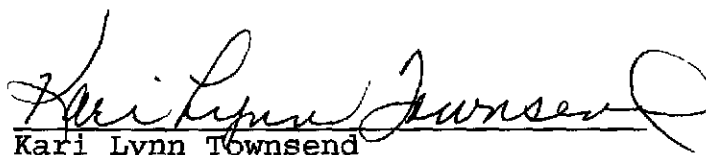
MICROFILMED
AUG 10 1999

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of July, 1999, 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. 65-13837

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


Kari Lynn Townsend
Secretary

MICROFILMED
AUG 10 1999

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
JUN 10 1999

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Sten*No.: 65-13837 Name: BLM Date: 6/23/99 Ad OK? ☒ ☒ Gvmt Lts: ☒AREA OF CONCERN: ☐ No/Yes ☐ Mor / ☐ GWMA / Trust / Non-trustPROTESTED: ☐ 020 (Protest Agreement) or *W19 (Order)**SYSTEM COMPLETED:**> 1 year ☐ 26A-P17

≤ 1 year/no proof

GROUNDWATER: (✓ FLO-CH)

DRILLING PERMIT

All wells (✓ WDQ3)

- 046-P23

In Basin 34?

- 085

Irr within WD

- P05 (new well location)

WMD (✓ MAP)

- North / East / West

> 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

WMD

Supp irr use only

- 065-079 (if GW use SW)-(keep SW)-(GW not primary irr source)

Supp irr + uses

- 100-101

> 0.24 cfs/5 acres

- 01M (report when notified)

≤ 0.24 cfs/5 acres

- No MD

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

FISH & GAME CONTACTED

- YES / NO; WHEN: 4/23/99 RESPONSE: _____

IN/ABOVE MSF (✓ MAP)

- *WB9

IN-STREAM DEVELOPMENT

- P52 (stream channel alteration)

WD (✓ MAP & LISTING)

- R04 (WD # 65)

> 0.20 cfs

- 01J-P08 (MD & LD) *per wtr request even though spring/sinks*

≤ 0.20 cfs

- 01H-P01 (LD), MAP or No MD (in-stream stock)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

- *W22-P04, NA

(02/03-irr)

- 007 (w/ remark *WB9 if above Weiser), NA

Payette R(65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's)

- 029 (fish screens), NA

Weiser R (67)

- 086, 087

USE:

STORAGE (✓ 3 compo)

- 18A (in & out MD for on-stream storage), 18B-P08 (>10' dam), NA

IRR ≤ 5 acres

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

> 5 acres

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

STOCKWATER

- R67 (BLM/USFS); NA

MINING

- 052 (req)-081-P10

FISH PROPAGATION

- 029 (70's only)-007-042 (req)-081 (WQ)-P10

HEATING/COOLING

- R07 (injection well)

POWER

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use),
17G (FERC) or 17M (FERC), 18B-P09, >25 cfs-P18**MUNICIPAL**

In restricted area?

- 022, 075, 004 (+memo?)

Irr, GW supp to SW?

- 102

DOMESTIC

Surface water

- *WB5 (Big Wood R or Boise R ↑ Star Bridge), 27A (Payette River), NA

>1 in rest. area

- 071-070

FIRE PROTECTION

- 077

LOCATION:

BOISE FRONT LOGEO

- 058 (<85° GW temp only)

MITIGATION

42-248 AREA

- P04 in 20/30/40/50/60/70/80 (87) basin

SWAN FALLS FLAG (✓ Code)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:**STANDARD REMARKS:**- DW60 DW02/485**BENEFICIAL USE DUE:**- 1/1/2000**COMMENTS:**

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Boise District Office
3948 Development Avenue
Boise, Idaho 83705

FAX COVER SHEET

TO: Cindy Zimmerman

FROM: Jon Haupt

DATE: 6/25/99 NUMBER OF PAGES TO FOLLOW: 1

SPECIAL INSTRUCTIONS: _____

BOISE DISTRICT FAX NO.: FTS & COMMERCIAL (208) 384-3493

BOISE DISTRICT TELEPHONE NO.: FTS & COMMERCIAL (208) 384-3300

MICROFILMED

AUG 10 1999

THU 12:07 PM

P. 02



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

June 24, 1999

DIRK KEMPTHORNE
GOVERNORKARL J. DREHER
DIRECTORJohn Haupt
USDI-BLM
Cascade Resource Area
3948 Development Ave.
Boise ID 83705SENT VIA FAX TRANSMISSION
FAX NO.: (208) 384-3493

RE: Application for Permits

Dear John,

The above referenced stockwater applications have been sent to the State Office for final review and processing; however, before the application process can continue, I will need some additional information.

As I explained to you during our telephone conversation this morning, we usually add a remark to the permit identifying the allotment, project, or local source name. Adding that specific description makes it is easier for both agencies in distinguish between permit locations.

I have listed below the water appropriation identification numbers, location description of point of diversion, and a BLM number associated with each application. I would really appreciate it if you could provide me an allotment, project, or local source name or number for each application.

Local source name	Application No.	Legal Description	BLM Number	Allotment #	Range Improvement #
Trib. to Corral Cr.	85-13837	SENEW, S35, T08N, R01W	6501481080	Squaw Butte #89	Squaw Butte Water Development #8668
Trib. to Corral Cr.	85-13838	NWSEW, S26, T08N, R01W	6501480393 &		
Trib. to Willow Cr.	85-13839	SESWNW, S13, T09N, R01W	6501481999	Squaw Butte #89	NA
Trib. to Sand Hollow Cr.	85-13840	SESWNW, S13, T09N, R01W	6501480373 &		
Trib. to Sand Hollow Cr.	85-13841	SESWNW, S13, T09N, R01W	6501481998	Butte Ranch #009	NA
Trib. to Sand Hollow Cr.	85-13842	SESWNW, S13, T09N, R01W	6501481058	Bissel Cr. #004	NA
Trib. to Sand Hollow Cr.	85-13843	SESWNW, S13, T09N, R01W	650148057	Bissel Cr. #004	NA
Trib. to Big Willow Cr.	85-13844	SESWNW, S13, T09N, R01W	6501481177	Foothills #362	NA
Sinks	85-13846	SESWNW, S13, T09N, R01W	6501481188	Al Cattle Co. AMP#5	Big Willow Cr. Res. #846
Trib. to Crane Creek	85-13847	SESWNW, S13, T09N, R01W	6501481171	Hoffman Ind. #146	NA
			6501481835	Paddock Res. #570	NA
			6501481057		

I will hold processing on your application for 14 days pending your response. If I do not receive the requested additional information or a response from you within the 14-day period, I will proceed with issuing these applications as is.

If you have any questions, you may contact me directly at (208) 327-7944 or by electronic mail at czimmerm@idwr.state.id.us.

Sincerely,

Cindy Zimmerman
Water Resource Agent

MICROFILMED

AUG 10 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

June 24, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

John Haupt
USDI-BLM
Cascade Resource Area
3948 Development Ave.
Boise ID 83706

SENT VIA FAX TRANSMISSION
FAX NO.: (208) 384-3493

RE. Application for Permits

Dear John,

The above referenced stockwater applications have been sent to the State Office for final review and processing; however, before the application process can continue, I will need some additional information.

As I explained to you during our telephone conversation this morning, we usually add a remark to the permit identifying the allotment, project, or local source name. Adding that specific description makes it easier for both agencies to distinguish between permit locations.

I have listed below the water appropriation identification numbers, location description of point of diversion, and a BLM number associated with each application. I would really appreciate it if you could provide me an allotment, project, or local source name or number for each application.

<u>Application No.</u>	<u>Legal Description</u>	<u>BLM Number</u>
65-13837	SENENW, S35, T08N, R01W	6501481060
65-13838	NWSENW, S26, T08N, R01W	6501480393 & 6501481999
65-13839	SESWNW, S13, T09N, R01W	6501480373 & 6501481998
65-13840	SEWNW, S05, T07N, R02W	6501481058
65-13841	SWNESW, S04, T07N, R02W	6501484057
65-13842	NESWSE, S09, T10N, R01W	6501481177
65-13844	NENWNW, S29, T10N, R01E	6501481188
65-13846	NESESW, S26, T11N, R01E	6501481171
65-13847	SENESEW, S20, T11N, R02W	6501481635

I will hold processing on your application for 14 days pending your response. If I do not receive the requested additional information or a response from you within the 14-day period, I will proceed with issuing these applications as is.

If you have any questions, you may contact me directly at (208) 327-7944 or by electronic mail at czimmerm@idwr.state.id.us.

Sincerely,

Cindy Zimmerman
Water Resource Agent

MICROFILMED

AUG 10 1999



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 www.idwr.state.id.us/idwr/idwrhome.htm

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FAX TRANSMITTAL COVER SHEET

DATE: June 24, 1999

TO: John Haupt

USDI - BLM

Cascade Resource Area

FROM: Cindy Zimmerman

Water Allocation Bureau

Permits Section

DOCUMENT DESCRIPTION: attached letter

COMMENTS: I will proceed with issuing the permits
as soon as I get the additional information.

COVER SHEET + 1 PAGES

PLEASE CONTACT Cindy (208) 327-7944

IF YOU DO NOT RECEIVE THIS ENTIRE DOCUMENT

MICROFILMED
AUG 10 1999

P. 01

TRANSACTION REPORT

JUN-24-99 THU 12:08 PM

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#
JUN-24	12:06 PM	93843493	1'57"	2	SEND	OK	

JUN-24 12:06 PM 93843493

1' 57" 2 SEND

OK

MICROFILMED
AUG 10 1999

RECEIVED

JUN 15 1999

Form No. 202a.
9/98

Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: DAN DATE: 3-12-99 APPLICATION: 65-13837

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
- Gov't. Lots:
NO P/D
NO P/U

ADDITIONAL INFORMATION

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

 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.
- ☒ Bull trout impact area, IDFG letter needed
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- N/A Mitigation plan: Check any that apply. NO CONSUMPTION
 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

PROCESSING

APP. NO. 65

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
☐ ☒ 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 5-24-99
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☒ ☐ Water delivered by water master? District # 65
☒ ☐ Special conditions of approval or cover letter: RA37, R04
STANDARD CONDITIONS

☒ ☐ See below for additional informationRecommended Date or Priority 2-23-1999Recommended by: Donald A. Nelson Date: 6-14-99ADDITIONAL INFORMATION: COMMENTS

IT LOOKS LIKE THIS SPRING WAS CHAINED
IN SRBA - CHAIN # A65-20155 AS A
RESERVED RIGHT

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13837

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING
Diversion Pt SENENW Sec 35 Tributary SINKS
T 08N R 01W in GEM County

Use: STOCKWATER (0.020 CFS)
WILDLIFE (0.020 CFS)
Total Diversion. (0.020 CFS)

Date Filed 2/23/1999

In: GEM County
T08N R01W S35 NENW

65-13838

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING
Diversion Pt NWSEW Sec 26 Tributary: CORRAL CREEK
T 08N R 01W in GEM County.

Use: STOCKWATER (0.020 CFS)
WILDLIFE (0.020 CFS)
Total Diversion (0.020 CFS)

Date Filed 2/23/1999

In: GEM County
T08N R01W S26 SENW

65-13839

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING
Diversion Pt SESWNW Sec 13 Tributary: BIG WILLOW CREEK
T 09N R 01W in GEM County

Use: STOCKWATER STORAGE (0.050 CFS)
WILDLIFE STORAGE (0.050 CFS)
Total Diversion (0.050 CFS)

Date Filed 2/23/1999

In: GEM County
T09N R01W S13 SWNW

65-13840

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: UNNAMED STREAM
Diversion Pt SENWNE Sec 5 Tributary SAND HOLLOW
T 07N R 02W in GEM County.

Use: STOCKWATER STORAGE (1.00 AF)
WILDLIFE STORAGE (1.00 AF)
Total Diversion. (1.00 AF)

Date Filed 2/23/1999

In: GEM County
T07N R02W S05 LOT 2(NWNE)

65-13841

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: POND
Diversion Pt SWNESW Sec 4 Tributary SAND HOLLOW
T 07N R 02W in GEM County

Use: STOCKWATER STORAGE (1.00 AF)
WILDLIFE STORAGE (1.00 AF)
Total Diversion. (1.00 AF)

Date Filed 2/23/1999

In: GEM County
T07N R02W S04 NESW

65-13846

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: POND
Diversion Pt NESSEW Sec 26 Tributary SINKS
T 11N R 01E in GEM County

Use: STOCKWATER STORAGE (0.30 AF)
WILDLIFE STORAGE (0.30 AF)
Total Diversion (0.30 AF)

Date Filed 2/23/1999

In: GEM County
T11N R01E S26 SESW

65-13876

BISHOP, EARL D
3421 BUTTE RD
EMMETT, ID 83617

Source: SPRING
Diversion Pt SWNWNW Sec 10 Tributary: BRITSOL CREEK
T 07N R 01W in GEM County

Use: DOMESTIC (0.040 CFS)
Total Diversion (0.040 CFS)

Date Filed 4/14/1999

In: GEM County
T07N R01W S10 NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before May 24, 1999. The protestant must also send a copy of the protest to the applicant

KARL J. DREHER, Director

Pub. 5 - 5, 12, 1999

Legal Notice No. 3581
Published in the Messenger Index

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF GEM,

Mary K. Black, 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

May 5, 1999,

and ending with the issue of

May 12, 1999

Mary K. Black

Subscribed and sworn to me this

12th day of

May, 1999

Mary K. Black

Notary Public

Residing at Emmett, Idaho

My Commission Expires 2-4-2005

STATE OF IDAHO

PUBLIC

RECEIVED

MAY 13 1999

WATER RESOURCES

WESTERN

MICROFILMED

AUG 10 1999

RECEIVED

MAY 18 1999

WATER RESOURCES
WESTERN REGION

APPLICATION FOR PERMIT FOR WATER RIGHT

NO. 65-13837; 65-13838; 65-13839; 65-13840; 65-13841; 65-13842; 65-13844;
65-13846; 65-13847

RECOMMENDATION OF WATERMASTER

I, Mark Limbaugh, watermaster of the Payette River, of Water District No. 65,
Counties of Gem/Washington, State of Idaho, whose address is 102 N. Main, Payette,
Idaho 83661, have read the attached copy of the application for permit for a water right
in the name of U.S. Dept. of Interior BLM.

- A. I hereby endorse the above numbered application and recommend that the Director of
the Department of Water Resources approve the application subject to the following
conditions: This diversion will be under the control of the Watermaster for
Water District No. 65.

OR

- B. I do not endorse approval of the above numbered application for water right as
requested for the following reasons: _____

Dated at Payette, Idaho, this 17th day of May, 1999.


(signature)

MICROFILMED

AUG 10 1999

Please Proof

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13837

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING Tributary: SINKS
Diversion Pt: SENENW Sec 35 T 08N R 01W in GEM County

Use: STOCKWATER { 0.020 CFS)
WILDLIFE { 0.020 CFS)
Total Diversion: { 0.020 CFS)

Date Filed: 4/13/1999

In: GEM County
T08N R01W S35 NENW

65-13838

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING Tributary: CORRAL CREEK
Diversion Pt: NWSENW Sec 26 T 08N R 01W in GEM County.

Use: STOCKWATER { 0.020 CFS)
WILDLIFE { 0.020 CFS)
Total Diversion: { 0.020 CFS)

Date Filed: 2/23/1999

In: GEM County
T08N R01W S26 SENW

65-13839

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: SPRING Tributary: BIG WILLOW CREEK
Diversion Pt: SESWNW Sec 13 T 09N R 01W in GEM County.

Use: STOCKWATER STORAGE { 0.050 CFS)
WILDLIFE STORAGE { 0.050 CFS)
Total Diversion: { 0.050 CFS)

Date Filed: 2/23/1999

In: GEM County
T09N R01W S13 SWNW

Fax Mrs. 365-6048

MICROFILMED

AUG 10 1999

65-13840 ✓

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: UNNAMED STREAM Tributary: SAND HOLLOW
Diversion Pt: SENWNE Sec 5 T 07N R 02W In GEM County.

Use: STOCKWATER STORAGE { 1.00 AF)
WILDLIFE STORAGE { 1.00 AF)
Total Diversion: { 1.00 AF)

Date Filed: 2/23/1999

In: GEM County
T07N R02W S05 LOT 2(NWNE)

65-13841 ✓

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: POND Tributary: SAND HOLLOW
Diversion Pt: SWNESW Sec 4 T 07N R 02W In GEM County.

Use: STOCKWATER STORAGE { 1.00 AF)
WILDLIFE STORAGE { 1.00 AF)
Total Diversion: { 1.00 AF)

Date Filed: 2/23/1999

In: GEM County
T07N R02W S04 NESW

65-13846 ✓

US DEPARTMENT OF INTERIOR
CASCADE RESERVOIR AREA
BUREAU OF LAND MANAGEMENT
3948 DEVELOPMENT AVE
BOISE, ID 83705

Source: POND Tributary: SINKS
Diversion Pt: NESESW Sec 26 T 11N R 01E In GEM County.

Use: STOCKWATER STORAGE { 0.30 AF)
WILDLIFE STORAGE { 0.30 AF)
Total Diversion: { 0.30 AF)

Date Filed: 2/23/1999

In: GEM County
T11N R01E S26 SESW

65-13876 ✓

BISHOP, EARL D
3421 BUTTE RD
EMMETT, ID 83617

Source: SPRING Tributary: BRITISOL CREEK
Diversion Pt: SWNWNW Sec 10 T 07N R 01W In GEM County.

Use: DOMESTIC { 0.040 CFS)
Total Diversion: { 0.040 CFS)

Date Filed: 4/14/1999

In: GEM County
T07N R01W S10 NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before May 24, 1999. The protestant must also send a copy of the protest to the applicant.

Pub: 5-5, 12, 1999

10 1004 Legal Notice No. 3581
Published in the Messenger Index



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

May 5, 1999

MARK LIMBAUGH
WATER DISTRICT 65
102 N MAIN
PAYETTE ID 83661

Re: Application for Permit Nos. 65-13835, in the Name of Keith Stein and 65-13837, 65-13838, 65-13839, 65-13840, 65-13841, 65-13842, 65-13844, 65-13846 and 65-13847 in the Name of the Bureau of Land Management

Dear Sir:

Enclosed are copies of the above-referenced application for permits within your district. Also, enclosed are forms for your recommendation concerning these applications for permit.

Please review the applications and submit any comments you may have within two weeks. If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, reading 'Gary Spackman'.

Gary Spackman

GS:st

Encl.

MICROFILMED

AUG 10 1999



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

May 5, 1999

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit Nos. 65-13835 in the Name of Keith Stein, 65-13836, 65-13837, 65-13838, 65-13839, 65-13840, 65-13841, 65-13842, 65-13843, 65-13844, 65-13946, 65-13847, 65-13848, and 67-08030 in the Name of the Bureau of Land Management, 65-13876 in the Name of Earl Bishop, and 57-07678 in the Name of Nate Good

Dear Sir:

Enclosed are copies of the above-referenced applications for permit which may be of interest to your agency. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of these applications, your written protest along with the \$25.00 protest fee must be received in this office by May 24, 1999.

If you have any questions regarding the applications, please contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Gary Spackman'.

Gary Spackman

GS:st

Encl.

MICROFILMED

AUG 10 1999

REQUEST TO PROCESS

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

Name of Applicant U.S.D.B. Bureau of Land Mgt. - Cascade RA
Mailing Address 3045 Development Ave
Boise, ID 83705
Application No. 65-138
(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.

 X 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

Thomas J. Woodward, Act Area Mgr

Date

April 5, 1999

Please return this form to:

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

JUG 10 1999



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

April 23, 1999

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Applications for Permit Nos. 79-07268 in the Name of Richard &/or Robin Parker, 65-13837 in the Name of the Bureau of Land Management and Application for Transfer No. 5447 in the Name of LaVar Murdock

Dear Sir:

Enclosed are copies of the above-referenced applications for permit which may be of interest to your agency. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of these applications, your written protest along with the \$25.00 protest fee must be received in this office by May 10, 1999.

If you have any questions regarding the applications, please contact this office.

Sincerely,


Gary Spackman

GS:st

Encl.

MICROFILMED

AUG 10 1999



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

APRIL 28, 1999

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 MAY 24, 1999.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

MICROFILMED

AUG 10 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

AUG 10 1999

65-13837

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

Source: SPRING

Tributary: SINKS

Diversion Pt: SENENW Sec 35 T 08N R 01W in GEM County.

Use: STOCKWATER	(	0.020 CFS)
WILDLIFE	(	0.020 CFS)
Total Diversion:	(	0.020 CFS)

Date Filed: ²⁻²³⁻⁹⁹
~~4/13/1999~~

In: GEM County
 T08N R01W S35 NENW

MICROFILMED

AUG 10 1999