

DEPARTMENT OF THE INTERIOR  
GEOLOGICAL SURVEY

116°30' 44°15' 1000m E 542 543 27'30" 544

4899000m N.

T. 11 N.

T. 10 N.

4898

4897

4896

4895

12'30"

4894



No govt lots  
-SL 9/23/97

West Side #1  
Project # 5596  
Water Right License # 65-12395

TION RTW Section 17 NWNW 1/4  
NEW APP 1997 is expansion of  
Appears SRBA claim corrects location of  
previous license from NENW to NWNW.

MICROFILMED  
APR 16 1998

# APPURTENANT FEATURES CHECKLIST

Project #5596  
D65-13747

DAM NAME WESTSIDE #1 - BLM

DAM NUMBER D65-13747

JFW + DT  
FEATURE

DAM HEIGHT

STRUCTURAL

26.7 Ft.

HYDRAULIC

23.1 Ft.

DAM CREST LENGTH

165. Ft.

DAM CREST WIDTH

12.0 Ft

UPSTREAM SLOPE

3:1

DOWNSTREAM SLOPE

2:1

OUTLET SIZE

None

SECONDARY OUTLET SIZE

PRINCIPAL SPILLWAY

BASEWIDTH (DIA)

DEPTH

3.6 Ft

SIDESLOPES

1:1

AUXILIARY SPILLWAY

BASEWIDTH (DIA)

DEPTH

SIDESLOPES

OTHER (DESCRIBE)

Est. Reservoir Surface Area = .22 Ac

Est. Storage Volume = 2.0 Ac-Ft

22 AC X 23.1 Ft X .4 = 2 AC-Ft

DATE MEASURED

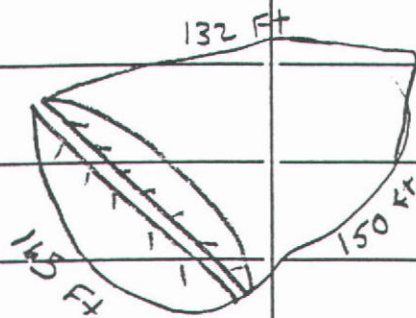
MEASURING DEVICE

4

4

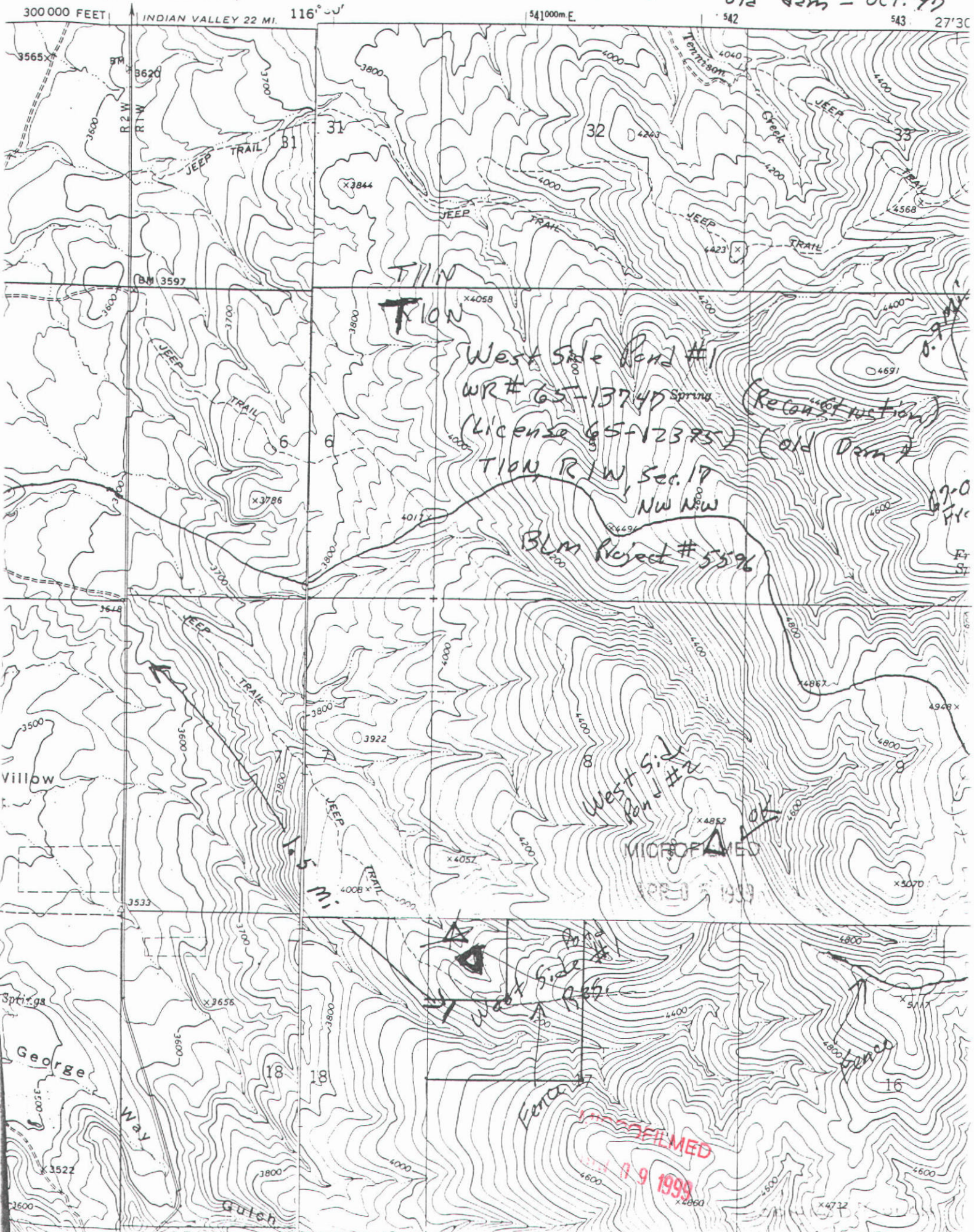
10/28/93

Hand level, Rod, Tape

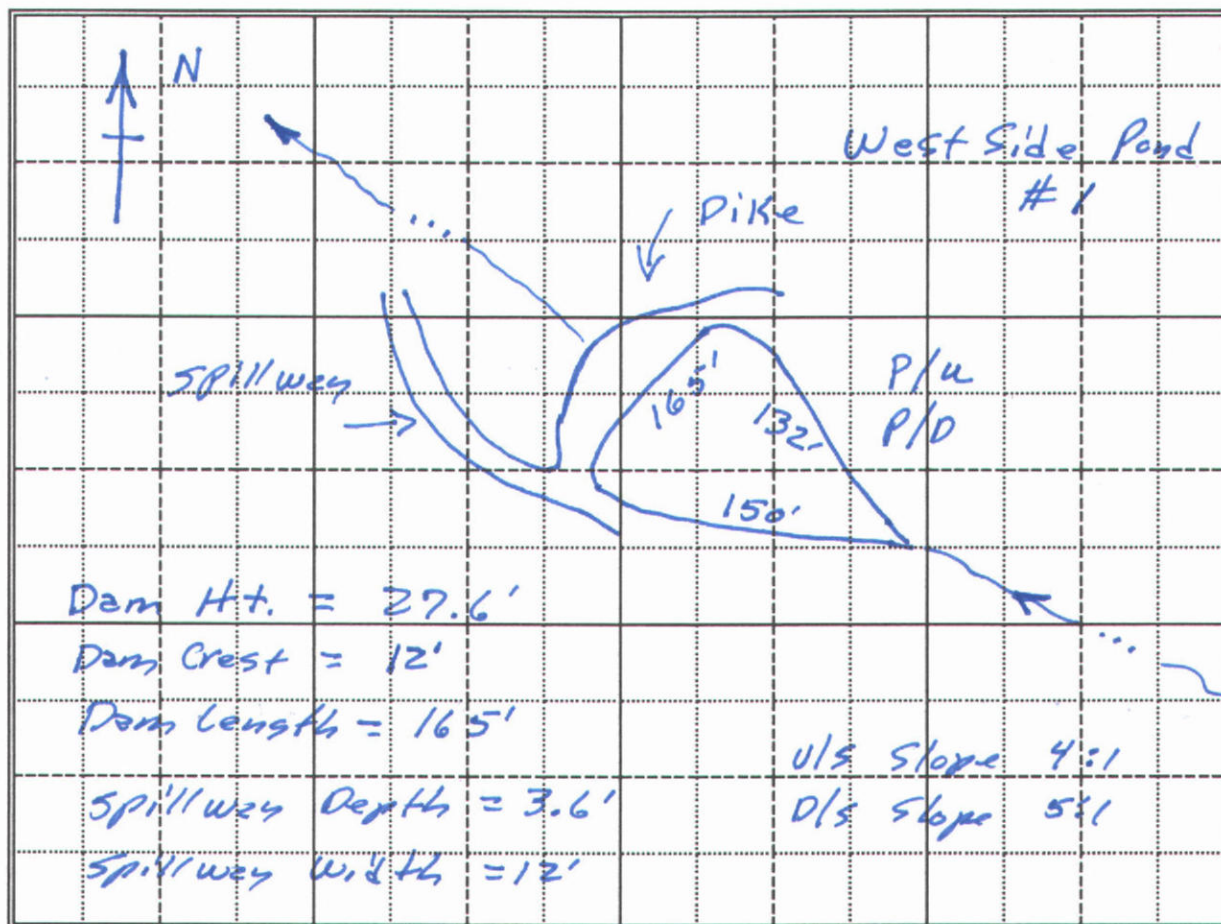


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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = None

office exam

☒ 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

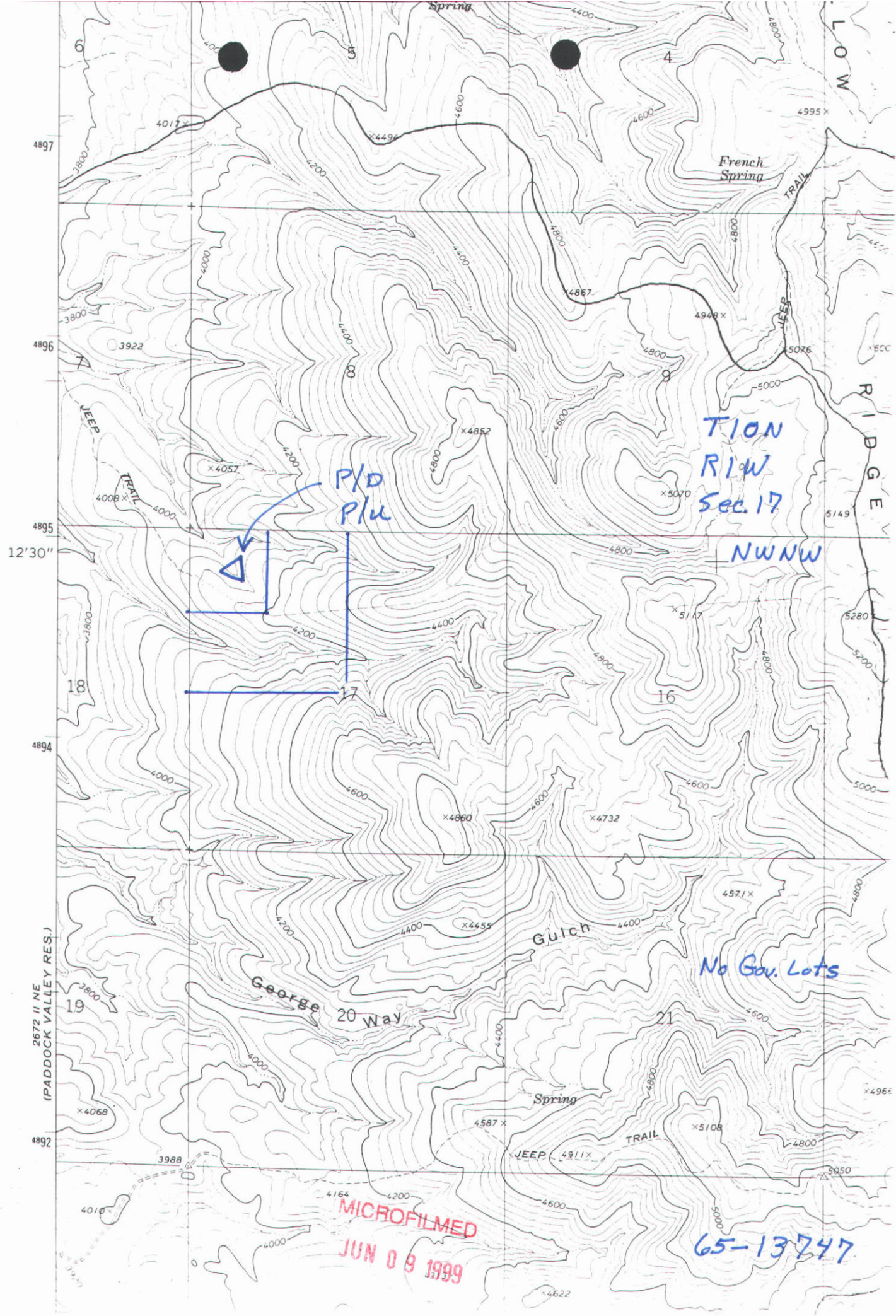
1.

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

2. Measurements: None - office exam

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JUN 09 1999



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JUN 09 1999

65-13747

No 907

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NOV - 3 1997

WATER RESOURCES  
WESTERN REGION

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }  
County of Washington } ss.Sarah Boles, being duly sworn,  
deposes and says:That he/she is the clerk of  
THE WEISER SIGNAL AMERICAN, a bi-weekly newspaper  
published at Weiser, in the County of Washington and State of  
Idaho; that said paper has been and is in general circulation in the  
county aforesaid, and in the vicinity of Weiser; that the adver-  
tisement, a copy of which is attached hereto, was published insaid newspaper once a week for two consecutive weeks in  
the regular and entire issue of said paper during the period and  
time of publication, and was published in the newspaper proper  
and not in a supplement; that said paper has been established and  
regularly published for more than seventy-eight consecutive weeks  
prior to the date of first publication of said advertisement.Such notice was published in the issue beginning with  
October 1, 1997, and ending  
with the issue of October 8, 1997.Sarah Boles  
Fees, \$ 228.74Subscribed and sworn to before me this 8  
day of October, 1997.

Notary Public, residing at Weiser, Idaho.

My commission expires Feb 19 92  
**MICROFILMED**  
**APR 16 1998**No. 907  
NOTICE OF APPLICATION  
FOR WATER RIGHTThe Following application(s) have been filed to  
appropriate the public waters of the State of Idaho:65-13747 ✓  
US DEPT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE.  
BOISE, ID 83705Source: UNNAMED STREAM  
Tributary: LITTLE WILLOW CREEKDiversion Pt: NWNWNW Sec 17 T 10N R 01W in  
WASHINGTON County.Use: STOCKWATER STORAGE (1.50 AF)  
WILDLIFE STORAGE (1.50 AF)  
Total Diversion: (1.50 AF)

Date Filed: 9/16/1997

In: WASHINGTON County  
T10N R01W S17 NWNW65-13748  
US DEPT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE.  
BOISE, ID 83705Source: UNNAMED STREAM  
Tributary: LITTLE WILLOW CREEKDiversion Pt: NESE Sec 8 T 10N R 01W in WASH-  
INGTON County.Use: STOCKWATER STORAGE (0.80 AF)  
WILDLIFE STORAGE (0.80 AF)  
Total Diversion: (0.800 CFS)

Date Filed: 9/16/1997

In: WASHINGTON County  
T10N R01W S08 NESE SESE67-08007  
US DEPT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE.  
BOISE, ID 83705Source: UNNAMED STREAM  
Tributary: NORTH CRANE CREEKDiversion Pt: NWSWSW Sec 31 T 11N R 01E in  
WASHINGTON County.Use: STOCKWATER STORAGE (0.80 AF)  
WILDLIFE STORAGE (0.80 AF)  
Total Diversion: (0.80 AF)

Date Filed: 9/16/1997

In: WASHINGTON County  
T11N R01E S31 NWSW SWSW67-08008  
US DEPT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE.  
BOISE, ID 83705Source: CABIN CREEK  
Tributary: NORTH CRANE CREEK  
Diversion Pt: SWSW Sec 5 T 10N R 01E in WASH-  
INGTON County.  
SESW Sec 5 T 10N R 01E in WASHINGTON  
County.Use: STOCKWATER STORAGE (2.50 AF)  
WILDLIFE STORAGE (2.50 AF)  
Total Diversion: (2.50 AF)

Date Filed: 9/16/1997

In: WASHINGTON County  
T10N R01E S05 SWSW SESWPermits 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  
OCTOBER 20, 1997. The protestant must also  
send a copy of the protest to the applicant.KARL J. DREHER, Director  
Published: 10/2/1997 & 10/9/1997.

State of Idaho  
Department of Water Resources

# Water Right License

WATER RIGHT NO. 65-13747

Priority September 16, 1997 Maximum Storage Volume 1 5 AF

This is to certify, that US DEPT OF INTERIOR

BUREAU OF LAND MANAGEMENT

3948 DEVELOPMENT AVE

BOISE ID 83705

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 16, 1997, and has submitted Proof of Beneficial Use on January 13, 1998. An examination indicates that the works have a storage capacity of 2 000 af of water from

UNNAMED STREAM

tributary to LITTLE WILLOW CREEK

sources, 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 STORAGE    | 01/01 to 12/31       |                          | 1 5 AF               |
| WILDLIFE STORAGE      | 01/01 to 12/31       |                          | 1 5 AF               |
|                       | Totals               |                          | 1 5 AF               |

LOCATION OF POINT(S) OF DIVERSION:

NWNW, Sec 17, Township 10N, Range 01W  
WASHINGTON County

PLACE OF USE STOCKWATER STORAGE

TWN RGE SEC

10N 01W 17

NWNW

## CONDITIONS OF APPROVAL AND REMARKS

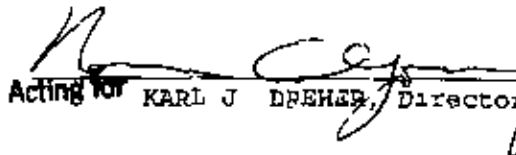
- 1 Use of water under this water right will be regulated by the watermaster of State Water District No 65
- 2 This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment
- 3 Place of use is known as West Side Pond No 1, Project No 5596, Allotment No 362

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 21<sup>ST</sup> day of

MAY, 1999

MICROFILMED

10N 01W 17 1999

Acting for  Director

FOR OFFICE USE ONLY  
Amt. of Fee \$ 50.00  
Receipt No. 41043366  
Receipt By JFW  
Date Received 1/13/98

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 15 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 65-13747 Telephone No. 384-3371

2. Name(s) of Permit Holder(s) US Dept. of the Interior, Bureau of Land Management

3. Mailing Address 3948 Development Ave, Boise ID 83705

4. Source of Water stream, Tiber Willow Cr. IF GROUNDWATER (well), Date Drilled mo. \_\_\_\_ / yr. \_\_\_\_

a. Well Driller NA Drilling Permit Number \_\_\_\_ - \_\_\_\_ - \_\_\_\_

b. OPTIONAL:  
Pump Horsepower \_\_\_\_ Pressure (psf) \_\_\_\_ Dynamic pumping level (ft) \_\_\_\_

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

Domestic (No. of households) NA Stockwater (No. and type of stock) 200 range cattle, 20 horses

Irrigation (No. of acres) NA Other \_\_\_\_

6. Total rate of diversion and/or volume for which proof is submitted \_\_\_\_ cfs OR 15 acre feet

7. Measuring Device Requirement. (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

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

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

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

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

Name Jon Haupt Telephone Number 384-3371

Address 3948 Development Ave, Cascade Resource Area, Boise, ID 83705

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

Signature of permit holder [Signature] Date Jan 13, 1998  
(include your title, if on behalf of company or organization)

APR 16 1998

State of Idaho  
Department of Water Resources  
**Permit To Appropriate Water**

NO. 65-13747

Proposed Priority: September 16, 1997

Maximum Storage Volume

1 5 AF

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

has applied for a permit to appropriate water from  
UNNAMED STREAM tributary of LITTLE WILLOW CREEK

and a permit is APPROVED for development of water as follows

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| STOCKWATER STORAGE    | 01/01 to 12/31       |                          | 1 5 AF               |
| WILDLIFE STORAGE      | 01/01 to 12/31       |                          | 1 5 AF               |
|                       | Totals               |                          | 1 5 AF               |

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec 17, Township 10N, Range 01W  
WASHINGTON County

PLACE OF USE. STOCKWATER STORAGE

TWN RGE SEC

10N 01W 17

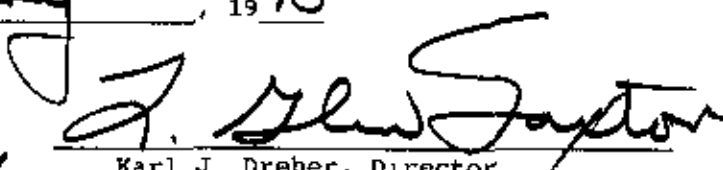
NWNW

CONDITIONS OF APPROVAL AND REMARKS

- 1 Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1999.
- 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 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
- 5 The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code
- 6 Place of use is located known as West Side Pond No 1 Project No 5596
- 7 Stockwater storage use is for 200 range cattle and 20 horses

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

2<sup>nd</sup> day of January, 1998

for   
Karl J. Dreher, Director  
MICROFILMED

APR 16 1998

RECEIVED

SEP 16 1997

Ident No 65-13747

RECEIVED  
WATER RESOURCES  
WESTERN REGION

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Little Willow Crk  
75 Basin 65

DEC 03 1997

To appropriate the public waters of the State of Idaho

DEPARTMENT OF WATER RESOURCES

- 1 Name of Applicant US Dept. of the Interior, Bureau of Land Management Phone 284-3371  
Mailing address 3948 Development Ave, Boise ID 83705
- 2 Source of water supply unnamed stream which is a tributary of Little Willow Creek
- 3 Location of point of diversion is Township 10N Range 1W Sec 17 in the NW 1/4  
NW 1/4, NW 1/4, Govt. Lot ---, B.M. Washington County  
additional points of diversion if any ---
- 4 Water will be used for the following purposes  
Amount 1.5 AF for Stockwater Storage purposes from 1/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount ~~200 cfs~~ for ~~stockwater~~ purposes from ~~1/01~~ to ~~12/31~~ (both dates inclusive) \*  
(cfs or acre-feet per annum)  
Amount 1.5 AF for Wildlife Storage purposes from 1/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount ~~200 cfs~~ for ~~stockwater~~ purposes from ~~1/01~~ 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) ~~200 cfs~~ and/or (b) 1.5 AF \*  
cubic feet per second acre feet per annum
- 6 Proposed diverting works  
a Describe type and size of devices used to divert water from the source Earthfill dam  
b Height of storage dam 18 feet, active reservoir capacity 1.5 acre-feet total  
reservoir capacity 1.5 acre-feet  
c Proposed well diameter is N/A inches, proposed depth of well is --- feet  
d Is ground water with a temperature of greater than 85°F being sought? No  
e If well is already drilled, when? N/A, Drilling firm ---  
Well was drilled for (well owner) ---, Drilling Permit No ---
- 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 in KW ---  
b Stockwatering, list number and kind of livestock 200 cattle 20 horses misc. wildlife \*  
c Municipal, show name of municipality ---  
d Domestic, show number of households MICROFILMED  
e Other; describe fully ---  
APR 16 1998

\* Onstream storage so cfs N/A  
Misc. wildlife per typical BLM project

JR 9/23/97

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 |        |
| 10N | 1W  | 17  |    |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Total number of acres to be irrigated \_\_\_\_\_

10 Describe any other water rights used for the same purposes as described above Water right license #65-12395

See 12. Remarks

11 a Who owns the property at the point of diversion? BLM - Public land

b Who owns the land to be irrigated or place of use? BLM - Public land

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

12 *Remarks:* This will be a reconstruction of an existing dam and reservoir [West Side Road #1 - Project # 5596]. This reservoir already has a water right license # 65-12395. Pending the approval of the "Certificate to Appropriate Water", reconstruction is scheduled for early October 1997 or spring of 1998.

This is an expansion of .3 AF pond in previous right. Appraiser SPDA claim corrects legal of license Allow 1.5 AF in the app. even though may need to reduce when exam occurs (capacity minus previous right) Allow REC 11/loss component for

13 **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

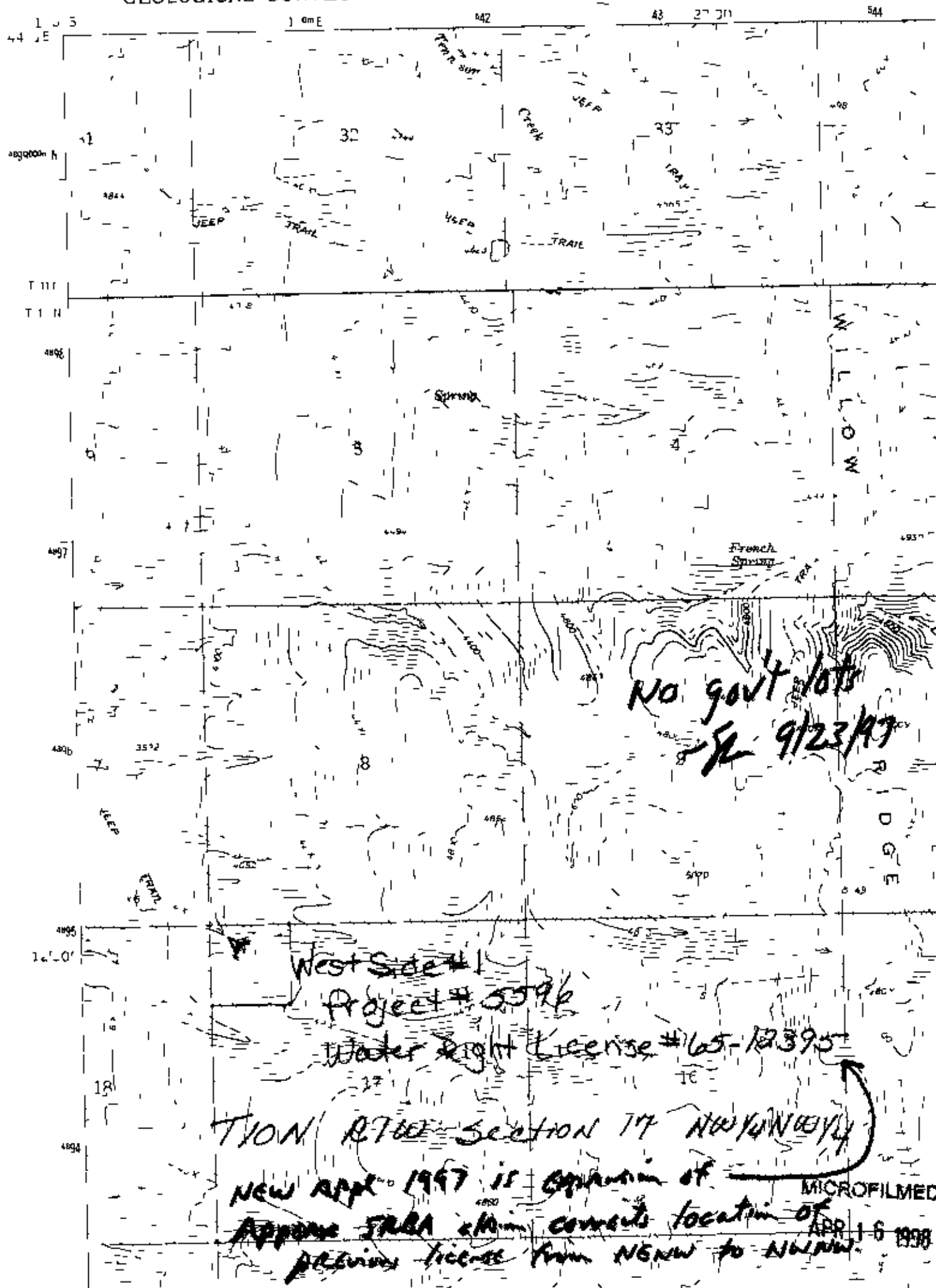
\* per IDWR info  
- JL 9/23/97

*Signature of Applicant (and title, if applicable)*  
APR 16 1998

Received by [Signature] Date 9/16/97 Time 2:41 Preliminary check by [Signature] Date 9/16/97  
Fee \$ 500 Received by [Signature] # W023068 Date 9/16/97  
Publication prepared by [Signature] Date 7-25-97 Published in Idaho State Date 10-2-97  
Publication approved [Signature] Date 1-15-97

on-station storage use is for 220 range cattle/horses and misc. wildlife

DEPARTMENT OF THE INTERIOR  
GEOLOGICAL SURVEY



No govt lots  
FL 9/23/97

West Side #1  
Project # 5596  
Water Right License # 65-12395

TOWN R. 10E Section 17 NEW MEXICO

NEW APP. 1997 is continuation of  
APPROX. 5000' claim corrects location of  
previous license from N6NW to N16NW.

MICROFILMED  
APR 16 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

May 24, 1999

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHFR  
DIRECTOR

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

RE WATER RIGHTS 65-13747/65-13748

Dear Water Right Holder(s)

The Department of Water Resources (the Department) has issued the enclosed licenses confirming that water rights have been established in accordance with the permits referenced above. The licenses are preliminary orders issued by the Department pursuant to section 67-5243, Idaho Code. They can and will become final orders 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.

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

Sincerely,

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

Shelley W. Keen  
Water Rights Supervisor

SK klt

Enclosure

MICROFILMED  
JUN 03 1999

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of May, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below

Water Rights 65-13747/65-13748

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

  
Kari Lynn Townsend  
Secretary

MICROFILMED  
JUN 04 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  
JUN 8 9 1994

### 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.

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MAY 14 1997

# DAM SUMMARY SHEET

February 11 1999

WESTSIDE NO 1

65 13747

|                                     |                                 |          |
|-------------------------------------|---------------------------------|----------|
| INVENTORY _____ A                   | CONDITION _____ GD              |          |
| BASIN _____ 65                      | MAINTENANCE _____               |          |
| DAM NUMBER _____ 13747              | INSPECTION DATE _____ 10/28/98  | MO/DD/YR |
| FED ID NUMBER _____                 | CERTIFICATE EXP DATE _____ 0000 | MO/YR    |
| DAM NAME _____ WESTSIDE NO 1        | SURVEY DATE _____               | MO/DD/YR |
| COUNTY _____ WASHINGTON             | CALL UP DATE _____ 4/1/03       | MO/DD/YR |
| STREAM _____ TR LITTLE WILLOW CREEK | CERT ISSUE DATE _____           | MO/DD/YR |
| REGION _____ W                      | INSPECTION INTERVAL _____ 5     | YR       |
| PURPOSE _____ GS                    | PHASE I INSP DATE _____         | MO/DD/YR |
| RISK CATEGORY _____ 3               | OPERATION PLAN _____ N          |          |
| SIZE CATEGORY _____ 2               | SEISMIC ANALYSIS _____ N        |          |
| Q-Q SECTION _____ NWNW              | RESTRICTED _____                |          |
| SECTION _____ 17                    | JOINT INSPECTION _____ USBLM    |          |
| TOWNSHIP _____ 10N                  | QUAD NUMBER _____ 44 07         |          |
| RANGE _____ 01W                     | QUAD NAME _____ COONROD GULCH   |          |
| LATITUDE DEC _____ 44 2081          |                                 |          |
| LONGITUDE DEC _____ 116 4893        |                                 |          |
| DAM TYPE _____ EARTH                |                                 |          |
| STORAGE CAPACITY _____ 200 ACFT     |                                 |          |
| HEIGHT _____ 23.10 FT               |                                 |          |
| DRAINAGE AREA _____ 0.10 SQMI       |                                 |          |
| RESERVOIR AREA _____ 1.00 AC        |                                 |          |
| YEAR COMPLETED _____ 1997           |                                 |          |
| CREST ELEVATION _____ 4080.00 MSL   |                                 |          |
| CREST LENGTH _____ 169.00 FT        |                                 |          |
| SPILLWAY TYPE _____ RPCHAN          |                                 |          |
| SPILLWAY DEPTH _____ 3.60 FT        |                                 |          |
| SPILLWAY CAPACITY _____ 7700 CFS    |                                 |          |
| OUTLET TYPE _____ NONE              |                                 |          |
| OUTLET SIZE _____ 0 IN              |                                 |          |
| OUTLET CAPACITY _____ 0.00 CFS      |                                 |          |
| IDF _____ Q50                       |                                 |          |
| IDF MAGNITUDE _____ 5.00 CFS        |                                 |          |
| RELEASE CAPACITY _____ 7700 CFS     |                                 |          |

DAM OWNER \_\_\_\_\_ US BUREAU OF LAND MGMT  
 ADDRESS 1 \_\_\_\_\_ C/O JOHN FEND MANAGER  
 ADDRESS 2 \_\_\_\_\_ 3948 DEVELOPMENT AVE  
 CITY \_\_\_\_\_ BOISE  
 STATE \_\_\_\_\_ ID  
 ZIP CODE \_\_\_\_\_ 83705  
 ZIP SUFFIX \_\_\_\_\_  
 PHONE \_\_\_\_\_ 3843371  
 AREA CODE \_\_\_\_\_ 208

GENERAL REMARKS: DRAIN AREA = 70 ACRES STORAGE CAPACITY = 20 AC FT RESERVOIR  
 AREA = 0.2 ACRE RECONSTRUCTION OF OLD DAM OLD WR NO  
 65-123951

TECHNICAL REMARKS: SPILLWAY & REIFASL CAPACITY ARE WITH 20 FREEBOARD  
 SPILLWAY DIMENSIONS ARE BASEWIDTH 12 FT DEPTH 3.6 FT WITH 11  
 SIDES OPEN

RESTRICTIONS

ALTERNATE CONTACTS

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 JUN 09 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

February 4, 1999

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

John Fend, Manager  
Cascade Resource Area  
Bureau of Land Management  
3948 Development Ave  
Boise, ID 83705

RE Westside No 1 Dam (Project #5596)  
Spring Creek Dam (Project #8961)  
French Spring Dam

D65-13747  
D67-7954  
D67-8009

Dear Mr Fend

During October 1998, we examined the referenced dams Westside No 1 Dam is located in NWNW, Section 17, T10N-R1W, Spring Creek Dam is located in SENW, Section 19, T12N-R1E, and French Spring Dam is located in SESE, Section 4, T10N-R1W, B.M., in Washington County. The site examination revealed they are in good condition and adequately maintained. The Department has determined that the downstream risk (development that would be affected if the dam failed suddenly) is presently low for all of the dams. The size of the dams is small, since they all store less than 10 ac-ft. Therefore, the projects are excluded from the Department's regulation in accordance with the provisions in Section 42-1711, Safety of Dams Statutes, Idaho Code. Approximately every 5 years the sites will be re-examined to determine if the size of the dams is sufficient, or they pose enough of a risk to downstream development, to be regulated by the Department.

During the October 1998 site inspections, several other small dams were also inspected, Westside No 2 Dam (BLM Project #5597), Coyote Basin Dam (BLM Project #9084), and Cabin Creek No 1 Dam (BLM Project #9083). These dams were generally in good condition and well maintained, however, since they were all less than 10 feet in height and store less than 50 ac-ft, they are too small to be regulated by IDWR for Dam Safety and future inspections will not be conducted.

For continued safe operation of the dams, we recommend routine maintenance be performed, as needed. Routine maintenance should include removing woody vegetative growth from the embankments (spray/cut and remove brush and trees). Also, maintain the cross section of the dams and eradicate rodents and burrowing animals as necessary. We recommend all large animal burrows be backfilled with suitable soil material, compacted in place. Eroded areas, which may develop on the embankment, should be repaired by adding fill or granular material, and/or rock riprap as needed to maintain the integrity of the dam. The spillway capacity should be preserved by

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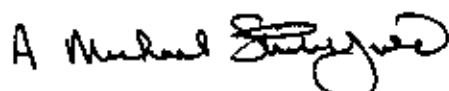
FEB 9 1999  
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John Fend  
RE D65-13747, D67-7954/8009  
Page 2

maintaining the cross section and a depth of at least 3 0 feet  
Also, debris and growth should be removed from the channel as  
necessary to maintain adequate discharge capacity

Should you have any questions, please contact John Westra, phone  
334-2190, in our Western Regional Office in Boise.

Sincerely,



A Michael Stubblefield, P E  
Dam Safety Section

cc IDWR - Western Region

1999

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JUN 09 1999 JPF 5 1999

STATE OF IDAHO  
Department of Water Resources  
DAM INSPECTION REPORT

RECEIVED  
JAN 19 1999  
Department of Water Resources

Dam name: WESTSIDE #1 - BLM File No: Project # 5596  
DB5-13747  
Date: 10/28/98 Time: 9:30 AM Photos: X Yes    No  
Weather Conditions: Cool - breezy Temperature: 40's  
Ground Condition (wet, muddy, dry, snow covered, etc.): dry  
Condition of Dam (maintenance problems): Good, no problems noted.  
Reconstruction of dam (old WR No 65-12395)  
Reservoir Condition (ice covered, low, spilling, etc.): empty  
Reservoir Stage (gage ht.):                       
Percentage Full (by volume):                       
Inflow to Reservoir: None  
Outflow From Reservoir: None  
Seepage Conditions: None

Spillway Open: X Yes    Flashboards    Other obstructions (if other than 'yes'  
explain)                     

Comments or Remarks. The embankment has a good new grass cover. The spillway  
channel has a good rock armor on bottom and sides (angular).  
- Well constructed facility

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Inspector: J. W. Winters, Western Reg.  
Dan Tomich, Western Reg.

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11/4/99

# APPURTENANT FEATURES CHECKLIST

DAM NAME WESTSIDE #1 - BLM DAM NUMBER Project #5596  
D65-13747

JFW + DT

## FEATURE

DAM HEIGHT

STRUCTURAL

26.7 Ft.

HYDRAULIC

23.1 Ft.

DAM CREST LENGTH

165. Ft.

DAM CREST WIDTH

12.0 Ft.

UPSTREAM SLOPE

3'1

DOWNSTREAM SLOPE

2'1

OUTLET SIZE

None

SECONDARY OUTLET SIZE

PRINCIPAL SPILLWAY

BASEWIDTH (DIA)

DEPTH

3.6 Ft.

SIDESLOPES

1'1

AUXILIARY SPILLWAY

BASEWIDTH (DIA)

DEPTH

SIDESLOPES

OTHER (DESCRIBE)

Est Reservoir Surface Area = 22 Ac

Est Storage Volume = 2.0 Ac-Ft

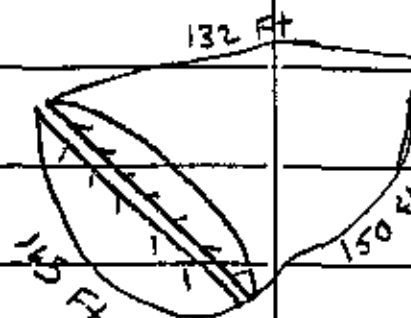
22 Ac X 23.1 Ft X .4 = 2 Ac-Ft

DATE MEASURED

MEASURING DEVICE

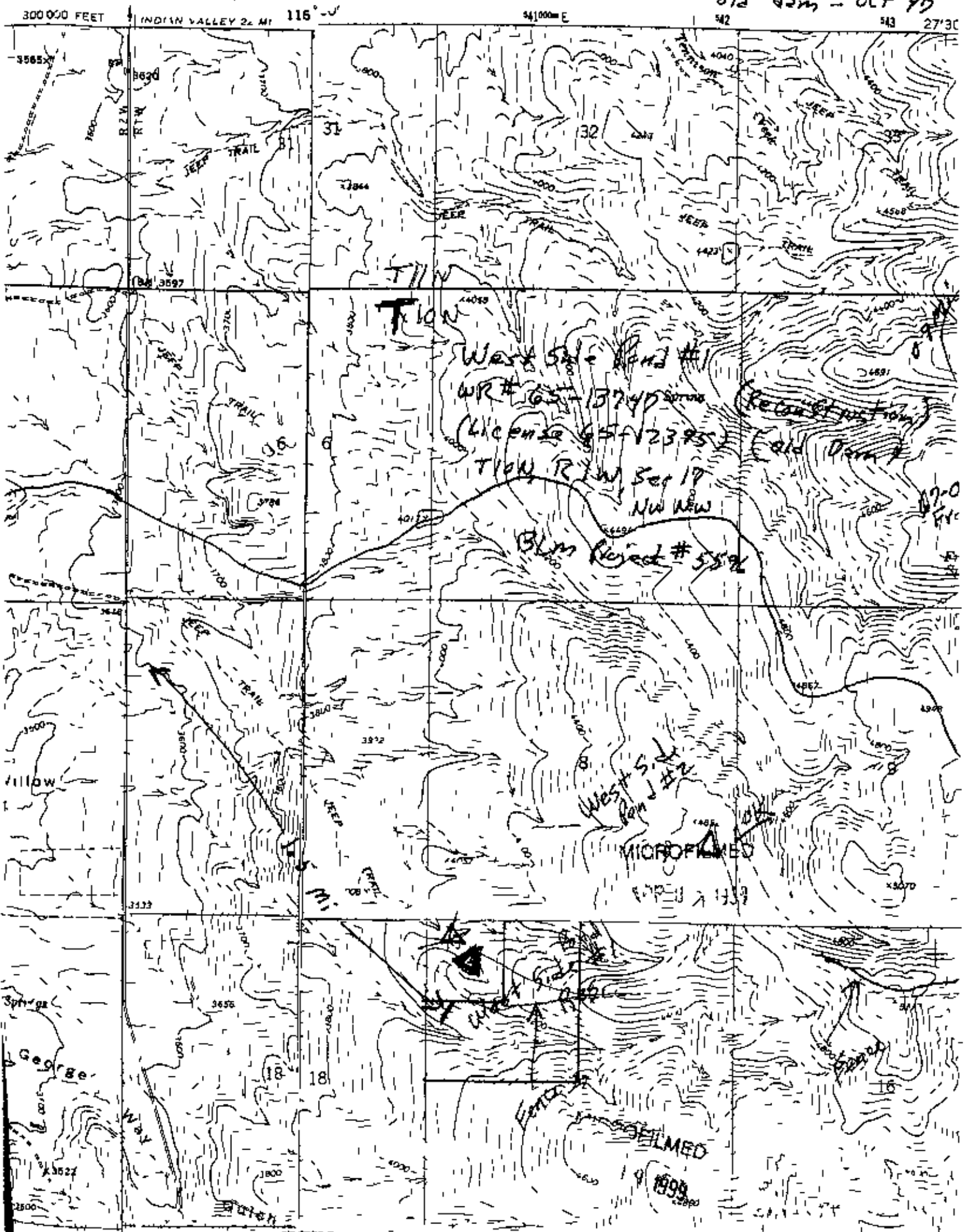
10/24/98

Hand level, Rod, Tape



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JUN 04 1999



# LICENSE REVIEW CHECKLIST

PERMIT NO 65-13747 DATE 5/19/99 REVIEWER SHARLA

NAME Change/OK  
 Address OK  
 SOURCE OK Does change clarify orig intended source? If no Void permit  
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40

W32 (multiple in 1/4)  
 W36 (overlap)  
 W59 (subd desc)

Overlaps Right(s) \_\_\_\_\_  
 File reviewed \_\_\_\_\_ Profile reports printed \_\_\_\_\_

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43

W60 (subd desc)  
 W27 (ppu acre limit)

Overlaps Right(s) \_\_\_\_\_  
 File reviewed \_\_\_\_\_ Profile reports printed \_\_\_\_\_

PD & PU amend (P37) Feds - P48

RATE OF DIV  
 Permitted Rate 15 cfs af  
 Fee limit 20 cfs \$5000 (-20af)  
 Measured af  
 Theoretical af  
 Recommended Total Div Rate 15 cfs af

| WATER USES         | Change (P46) |            |                                   |
|--------------------|--------------|------------|-----------------------------------|
| <u>spark stars</u> | <u>15</u> af | Irrig      | overlap (R58-R61 R62-R65 R66 R69) |
| <u>Wild "</u>      | <u>af</u>    |            | supp gw (WB7/OB5/O79)             |
|                    | <u>af</u>    |            | overlap spec combined rts (W35)   |
|                    | <u>af</u>    |            | <1acre (W31)                      |
|                    | <u>af</u>    | Domestic   | (W01/WB5/O70/O71/O75)             |
| TOTALS             | <u>af</u>    | Power      | (W42 or W43/O25/O27/R22 or R23)   |
|                    |              | Fish (O42) | Fire (O77) Wtr Quality (O81/R07)  |

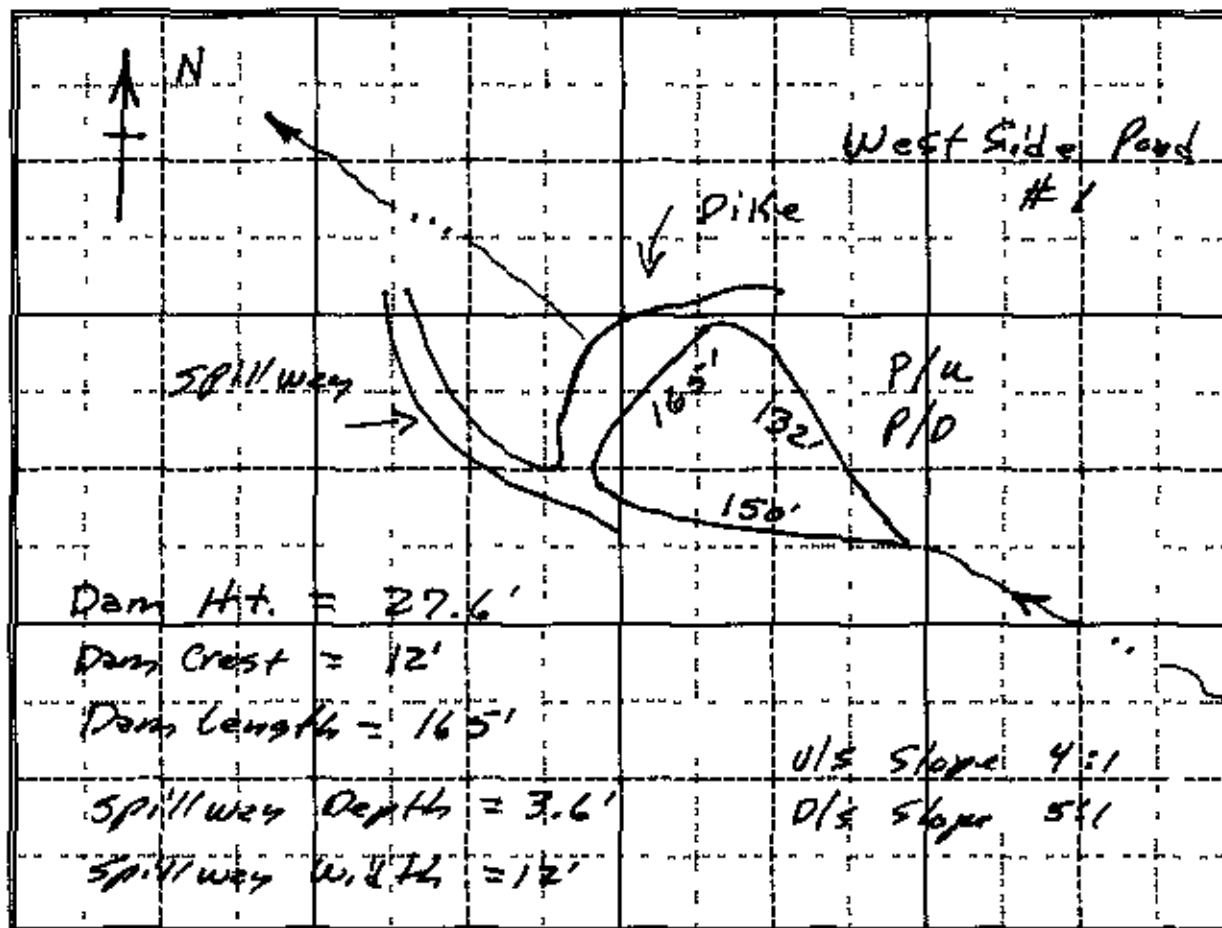
Flow rate af cfs X af days X 1.98 = af

REMARKS \_\_\_\_\_

ADD'L CONDITIONS R04 Watermaster Control WD# 65  
R37 GW Measurement/Measuring Device  
R37 Others Trust (O52/R65 remove O51) Non trust (O48/O49)  
 Advance Priority yes ✓ no SRBA Claim N/A Adjust Memo \_\_\_\_\_  
 Amend letters \_\_\_\_\_

11/19/99

3 Delivery System Diagram Indicate all major components and distances between components Indicate weir size/ditch size/pipe I d as applicable



Scale 1" = Name

office exam

☒ 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 Name - office exam

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E NARRATIVE/REMARKS/COMMENTS

1. This was done as an office exam at the BLM office in Boise.
  2. The project is known as West Side Pond #1, BLM Project # 5586.
  3. This permit was to increase the storage and correct the location of the existing reservoir under WR 65-12395. The old dam and reservoir under 65-12395 was 10' high, 60' long and stored 0.25 AF.
  4. The reconstruction for this permit was done in Oct. 1997.
  5. The reservoir provides water for 208 range cattle in the Foothills Allotment # 00362, with a grazing period of 6/16 to 9/30 each year, 160 head during 5/16 to 6/15, and 86 head during 4/15 to 5/15.
  6. The old dam under WR 65-12395 was incorrectly located in the NE 1/4 Sec. 12, and had storage of 0.30 AFA.
  7. Although the Permit and Plot show 200 range cattle and 20 horses, the actual BLM Grazing Permit for the Foothills Allotment allows only 208 cattle (585 AUM's). A copy is included.
- Have conditions of permit approval been met? ☒ yes ☐ no

max number.  
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JUN 11 1999

## Additional Computation Sheets Attached

For 208 Range cattle, 2/1/68 0.07 cts

Note: There are 3 different grazing periods allowed in the Fort Collins Allotment:

|    |          |              |
|----|----------|--------------|
| 1) | 208 Head | 6/16 to 9/30 |
| 2) | 160 Head | 5/16 to 6/15 |
| 3) | 86 Head  | 4/15 to 5/15 |

G VOLUME CALCULATIONS

1 Volume Calculations for Irrigation

|    |     |      |      |    |      |
|----|-----|------|------|----|------|
| 21 | 160 | Head | 5/16 | to | 6/15 |
| 31 | 86  | Head | 4/15 | to | 5/15 |

## 1 Volume Calculations for Irrigation

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

$$V_{DB} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V_{\text{min}} = \text{Smaller of } V_{\text{IR}} \text{ and } V_{\text{OR}} =$$

## 2 Volume Calculations for Other Uses *Stock water*

2 Volume Calculations for Other Uses

Stock water

Vol of reservoir =  $\left[\left(\frac{1}{2}\right)(165')\right]\left[\left(\frac{1}{2}\right)(150' + 132')\right]\left[276 - 36'\right] \frac{AF}{(66)(66)(k)}$

(Storage) = 6.41 AF (Volume)

Total = 1.10 AFR

$$1) AFA = \left( \frac{12 \text{ GPD}}{\text{Head}} \right) \left( \frac{208 \text{ Head}}{1} \right) \left( \frac{105 \text{ Days}}{\text{Ann}} \right) \left( \frac{\text{AF}}{325850 \text{ Gd}} \right) = 0.80 \text{ AFA}$$

## H RECOMMENDATIONS

$$2) AFA = (12)(160)(30) \left( \frac{AF}{100} \right) = 0.20 AFA$$

1 Recommended Amounts 3)  $AFI = (12)(86)(30) = 325,800$

$$A_1 = A_2 = \frac{0.10}{1.10} \text{ Total}$$

| Beneficial Use            | Period of Use |              | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|---------------------------|---------------|--------------|------------------------------|--------------------------|
|                           | From          | To           |                              |                          |
| <u>Stockwater Storage</u> | <u>01/01</u>  | <u>12/31</u> |                              | <u>1.5 AFA</u>           |
| <u>Wildlife Storage</u>   | <u>01/01</u>  | <u>12/31</u> |                              | <u>1.5 AFA</u>           |
|                           |               |              |                              |                          |
|                           |               |              |                              |                          |
|                           |               |              |                              |                          |
| <b>Totals</b>             |               |              |                              | <u>1.5 AFA</u>           |

☐ 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

Notes: 1) The ISAFA  
Allows for  
losses

## I AUTHENTICATION

Field Examiner's Name L. J. Smith Date 12-1-58

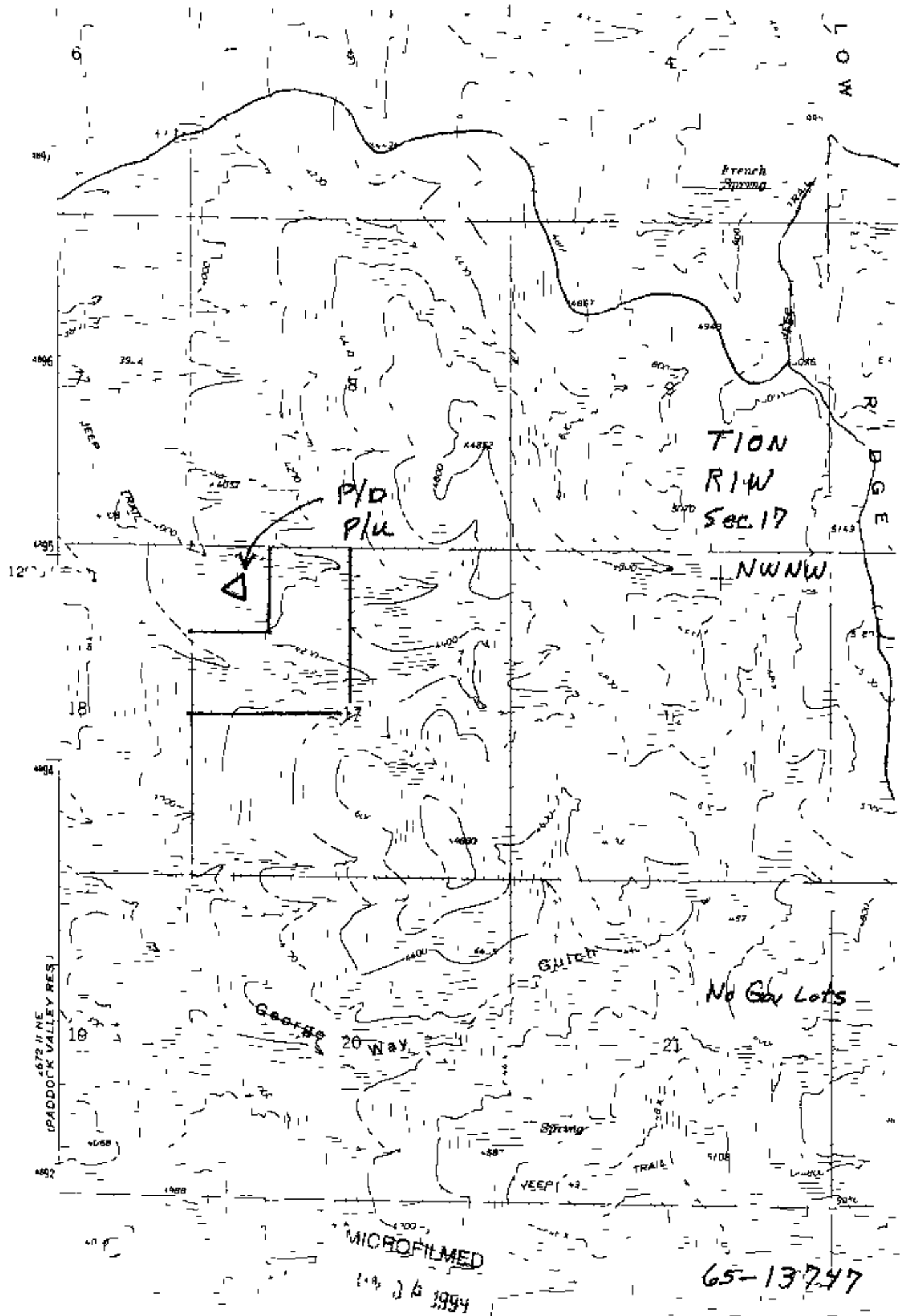
| Reviewer | Date |
|----------|------|
|----------|------|

2) There should only be 208 cattle

SEAI *max*

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JUN 04 1994



For 65-13742

67-08009

65-08008

65-13747

67-08007

RECEIVED

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

GRAZING PERMIT

SL

BOISE - J

STATE ID  
OFFICE 014  
OPERATOR NUMBER 111160  
PREFERENCE CODE 03  
DATE PRINTED 01/10/96  
TERM - 03/01/1996 TO 02/28/2001WALT LITTLE RANCHES  
  
C/O EVELYN LITTLE  
6420 LITTLE LANE  
NEW PLYMOUTH, ID 83655BUREAU OF LAND MANAGEMENT  
CASCADE R A.  
3948 DEVELOPMENT AVE  
BOISE, ID 83705

-----

THIS GRAZING PERMIT IS OFFERED TO YOU BASED ON YOUR RECOGNIZED GRAZING PREFERENCE ON THE PUBLIC LANDS AND/OR OTHER LANDS ADMINISTERED BY THE BLM. YOU ARE AUTHORIZED TO MAKE GRAZING USE TO THE EXTENT OF YOUR ACTIVE GRAZING PREFERENCE AS SHOWN BELOW UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS INCORPORATED HEREIN AND YOUR PAYMENT OF GRAZING FEES.

-----

## ALLOT

| PASTURE                | LIVESTOCK |        | GRAZING PERIOD |       | TYPE       | AUM'S |
|------------------------|-----------|--------|----------------|-------|------------|-------|
|                        | NUMBER    | KIND   | BEGIN          | END   |            |       |
| 00176 BLACK CANYON     | 88        | CATTLE | 03/01          | 06/15 | 86 ACTIVE  | 266   |
|                        | 88        | CATTLE | 10/01          | 02/28 | 86 ACTIVE  | 376   |
| 00177 BIG FLAT         | 21        | CATTLE | 04/01          | 06/30 | 100 ACTIVE | 63    |
| <u>00362 FOOTHILLS</u> | 86        | CATTLE | 04/15          | 05/15 | 80 ACTIVE  | 70    |
|                        | 160       | CATTLE | 05/16          | 06/15 | 80 ACTIVE  | 130   |
|                        | 208       | CATTLE | 06/16          | 09/30 | 80 ACTIVE  | 583   |

## TERMS AND CONDITIONS

PENDING THE RESULTS OF ANNUAL UTILIZATION AND TREND STUDIES, 250 AUMS, ON THE FOOTHILLS ALLOTMENT #362, ARE PLACED IN CONSERVATION USE. MONITORING MUST INDICATE ANNUAL USE LEVELS FALL WITHIN THE PRESCRIBED LIMITS OF 50% OR LESS BEFORE TOTAL PREFERENCE MAY BE ACTIVATED (43 CFR 4130.2(g)(1)).

THE BIG FLAT ALLOTMENT #177 WILL NOT BE RESTRICTED TO THE LIVESTOCK NUMBERS AND SEASON OF USE AS STATED ABOVE SO LONG AS WATERSHED DEGRADATION DOES NOT OCCUR.

TURN-OUT IS SUBJECT TO BOISE DISTRICT RANGE READINESS CRITERIA

YOUR CERTIFIED ACTUAL USE REPORT IS DUE WITHIN 15 DAYS OF COMPLETING YOUR AUTHORIZED ANNUAL GRAZING USE

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JAN 11 1996

WRS809MP  
No 65-12395

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE 09/23/97  
PAGE 2

| OWNER<br>CODE | NAME & ADDRESS      | PRIORITY<br>DATE | WATER USE               | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|---------------------|------------------|-------------------------|-----------------------|-------------------|---------------------|
| C             | US DEPT OF INTERIOR | 03/04/1981       | STOCKWATER STORAGE      | 06/01 09/23           | --                | 0 30 AFA            |
|               |                     |                  | STOCKWATER FROM STORAGE | 06/01 09/23           |                   | 0 30 AFA            |
|               |                     |                  | WILDLIFE STORAGE        | 01/01 12/31           |                   | 0 30 AFA            |
|               |                     |                  | WILDLIFE FROM STORAGE   | 01/01 12/31           |                   | 0 30 AFA            |
|               |                     |                  |                         |                       |                   | ----                |
|               |                     |                  |                         | TOTAL DIVERSION       |                   | 0 30 AFA            |

Water Source UNNAMED STREAM

Tributary to LITTLE WILLOW CREEK

Stage LICENSE

Point(s) of Diversion Capacity 0 30 AFA

Point(s) of Diversion T10N R01W S17 MENW WASHINGTON County

Place of use Legal Description for STOCKWATER STORAGE

|              |   |      |    | NE   |    |      |    | NW   |    |      |    | SW   |    |      |    | SE   |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |  |
|--------------|---|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|--|
|              |   | NENE |    | NUNE |    | SUNE |    | SENE |    | NENW |    | NUNW |    | SUNW |    | SENW |    | NESW |    | NUSW |    | SUSW |    | SESW |    | NESE |    | NUSE |    | SUSE |    | SESE |  |
| T            | R | S    | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   |  |
| 10N 01W 17 S |   |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |  |

Place of use location for STOCKWATER FROM STORAGE is the same location as described for STOCKWATER STORAGE

Place of use location for WILDLIFE FROM STORAGE is the same location as described for STOCKWATER STORAGE

Pou County WASHINGTON

Conditions of Approval

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No 65
- R37 This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment

|       |                           |                   |                   |
|-------|---------------------------|-------------------|-------------------|
| Dates | App Received              | Priority Date     | 03/04/1981        |
|       | Proof Due Date 06/01/1983 | Proof Made Date   | 01/01/1990        |
|       | Exam Made Date 04/26/1984 | Exam Sent to S O  |                   |
|       | Licensed Date 12/26/1986  |                   |                   |
| Misc  | Water District Number 65  | Field Exam Fee    |                   |
| Audit | 04/02/87 04/30/88 CONVERT | 04/03/89 NAMECHNG | 01/26/92 POST-STD |

WR2 & A1  
e 65-12395

AJ5809NP  
No A65-12395

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE 09/23/97  
PAGE 3

| OWNER<br>CODE   | NAME & ADDRESS                          | PRIORITY<br>DATE | WATER USE               | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|-----------------|-----------------------------------------|------------------|-------------------------|-----------------------|-------------------|---------------------|
| C               | UNITED STATES OF AMERICA ACTING THROUGH | 03/04/1981       | STOCKWATER STORAGE      | 01 01 12 31           |                   | 0 30 AFA            |
|                 |                                         |                  | STOCKWATER FROM STORAGE | 01 01 12 31           |                   | 0 30 AFA            |
|                 |                                         |                  | WILDLIFE STORAGE        | 01 01 12-31           |                   | 0 30 AFA            |
|                 |                                         |                  | WILDLIFE FROM STORAGE   | 01-01 12-31           |                   | 0 30 AFA            |
| TOTAL DIVERSION |                                         |                  |                         |                       |                   | 0 30 AFA            |

Water Source UNNAMED STREAM

Tributary to LITTLE WILLOW CREEK

Stage LICENSE

Point(s) of Diversion

T10N R01W S17

NNNNW

WASHINGTON County

Place of use Legal Description for STOCKWATER STORAGE

| NE           |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|--------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T            | R  | S  |    | T  | R  | S  |    | T  | R  | S  |    | T  | R  | S  |    |
| Lt           | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 10N 01W 17 S |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

Place of use Legal Description for STOCKWATER FROM STORAGE

| NE           |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|--------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T            | R  | S  |    | T  | R  | S  |    | T  | R  | S  |    | T  | R  | S  |    |
| Lt           | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 10N 01W 17 S |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

Place of use Legal Description for WILDLIFE STORAGE

| NE           |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|--------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T            | R  | S  |    | T  | R  | S  |    | T  | R  | S  |    | T  | R  | S  |    |
| Lt           | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 10N 01W 17 W |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

Place of use Legal Description for WILDLIFE FROM STORAGE

| NE           |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|--------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T            | R  | S  |    | T  | R  | S  |    | T  | R  | S  |    | T  | R  | S  |    |
| Lt           | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 10N 01W 17 W |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

POU County WASHINGTON

Non Irrigation Uses 74 RANGE CATTLE, 2000 SHEEP, WILDLIFE

Other Rights NONE

Remarks GEN BLM RECORD ID = 6501488024  
PREVIOUSLY FILED WITH THE DEPARTMENT OF WATER RESOURCES

AJ5809NP  
No A65-12395

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE 09/23/97  
PAGE 4

=====

|       |                       |                                           |                      |
|-------|-----------------------|-------------------------------------------|----------------------|
| Dates | Exam Made Date        | Verified Date                             | Objection Filed Date |
| Misc  | Water District Number | Field Inspection Flag<br>Presumption Flag |                      |

Ident. No. 65-13747

Comments: Date: 9/24/1997 User-ID: STAYLOR

Subject: Existing dam, uses and project no.

This will be a reconstruction of an existing dam and reservoir (West Side Pond no.1 - project no. 5596. This reservoir already has a water right license, no. 65-12395. Pending the approval of the certificate to appropriate water, reconstruction is scheduled for early October 1997 or spring of 1998. This is an expansion of 3 af pond in previous right. Appears SRBA claim corrects legal of license. Allow 1.5 af in this app. even though may need to reduce when exam occurs (capacity minus previous right). Allow refill/loss component for construction below onstream storage. Use is for 220 range cattle/horses and misc wildlife.

MICROFILMED

JUN 04 1999

9/16/1997

## BUREAU OF LAND MGMT

|                                      |       |             |       |
|--------------------------------------|-------|-------------|-------|
| APPLICATION FOR PERMIT UNNAMED STREM | 62103 | 229 21 1155 | 50.00 |
| APPLICATION FOR PERMIT CABIN CREEK   | 62103 | 229 21 1155 | 50.00 |
| APPLICATION FOR PERMIT UNNAMED STREM | 62103 | 229 21 1155 | 50.00 |
| APPLICATION FOR PERMIT UNNAMED STREM | 62103 | 229 21 1155 | 50.00 |

CASH

\$ 200.00

Region WESTERN

Signature \_\_\_\_\_

MICROFILMED

JUN 02 1999

**ANALYSIS SHEET  
FOR  
PROOF OF BENEFICIAL USE**

Permit No 6S-13747 Reviewed by [Signature] Date 2-20-98

**GENERAL CONSIDERATIONS**

**TYPES OF USE**

yes Name same as permit?

stock

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**

yes Required?

50 Amount Submitted

yes Correct?

**MEASURING DEVICE**

no Required?

1 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 [Signature]

Proof Made 1-15-98



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

February 23 1998

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

**PROOF ACKNOWLEDGMENT LETTER**

**RE PERMIT NO 65-13747**

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 department's Western Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c IDWR - Regional Office

MICROFILMED

SEP 16 1998



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

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

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

January 7, 1998

PHILIP E. BATT  
GOVERNOR

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

KARL J DREHER  
DIRECTOR

#### PERMIT APPROVAL NOTICE

RE PERMITS 65-13747/67-08007

Dear Permit Holder

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

The permits are preliminary orders issued by IDWR pursuant to section 67-5243, Idaho Code. They can and will become final orders 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.

If the diversion dam is 10 feet or more in height, or has an impounding capacity of 50 acre-feet or more, certain dam safety requirements must be met. Please contact the regional office nearest you for details.

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

MICROFILMED

SWK klt  
Enclosures

APR 16 1998

**CERTIFICATE OF MAILING**

I hereby certify that on the 7th day of January, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER** (Approved Permit) to the person(s) listed below

**Permits 65-13747/67-08007**

US DEPT OF INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE  
BOISE ID 837059

  
Kari Lynn Townsend  
Secretary

MICROFILMED

APR 16 1998

## 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 stay the effectiveness or enforcement of the order under appeal.

MICROFILMED  
APP  
1998

WR0749NP  
No P65-13747

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE 12/30/97  
PAGE 1

| OWNER<br>CODE   | NAME & ADDRESS                                                                                               | PRIORITY<br>DATE | WATER USE                              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE | DIVERSION<br>VOLUME                      |
|-----------------|--------------------------------------------------------------------------------------------------------------|------------------|----------------------------------------|----------------------------|-------------------|------------------------------------------|
| C               | US DEPT OF INTERIOR<br>BUREAU OF LAND MANAGEMENT<br>3948 DEVELOPMENT AVE<br>BOISE ID 83705<br>(208) 384 3371 | 09/16/1997       | STOCKWATER STORAGE<br>WILDLIFE STORAGE | 01/01 12/31<br>01/01 12/31 |                   | 1 50 AFA<br>1 50 AFA<br>----<br>1 50 AFA |
| TOTAL DIVERSION |                                                                                                              |                  |                                        |                            |                   | 1 50 AFA                                 |

Water Source UNNAMED STREAM Tributary to LITTLE WILLOW CREEK Stage PERMIT

Point(s) of Diversion T10N R01W S17 NWNW WASHINGTON County

Place of use Legal Description for STOCKWATER STORAGE

| ME         |   |      |    | NW   |    |      |    | SW   |    |      |    | SE   |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |  |
|------------|---|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|--|
| NENE       |   | NWNE |    | SWNE |    | SENE |    | NENW |    | NWNW |    | SWNW |    | SENW |    | NESH |    | NWSW |    | SWSW |    | SESW |    | NESE |    | NWSE |    | SWSE |    | SESE |  |
| T          | R | S    | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   |  |
| --         |   |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |    |      |  |
| T0N 01W 17 |   |      |    |      |    |      |    |      |    |      |    |      |    |      |    | S    |    |      |    |      |    |      |    |      |    |      |    |      |    |      |  |

Pou County WASHINGTON

Conditions of Approval

- R04 Use of water under this water right will be regulated by the watermaster of State Water District No 65
- R37 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
- 188 The storage of water under this right is contingent upon the
- certification of the dam and authorization of storage per the dam
  - safety provisions of the Idaho Code

Remarks GEM Place of use is located known as West Side Pond No 1 Project No 5596

Stockwater storage use is for 200 range cattle and 20 horses

Dates App Received 09/16/1997 Priority Date 09/16/1997

Proof Due Date 01/01/1999 Proof Made Date

Exam Made Date Exam Sent to S O

Licensed Date

Misc Water District Number 65 Field Exam fee

WR0749WP  
No P65 13747

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE 12/30/97  
PAGE 2

Comments Date 09/24/1997 User ID STAYLOR Subject DIVERSION DESCRIPTION  
This will be a reconstruction of an existing dam and reservoir  
(West Side Pond no 1 project no 5596 This reservoir already  
has a water right license no 65 12395 Pending the approval  
of the certificate to appropriate water reconstruction is  
scheduled for early October 1997 or spring of 1998 This is an  
expansion of 3 af pond in previous right Appears SRBA claim  
corrects legal of license Allow 1 5 af in this app even though  
may need to reduce when exam occurs (capacity minus previous  
right) Allow refill/loss component for construction below  
onstream storage

Audit 12/29/97 CZIMMERM

by Carolyn Love

\*not required per LHM 12/29/97 C-3

RECEIVED

DEC 29 1997

Department of Water Resources

APPLICATION FOR PERMIT FOR WATER RIGHT

NO 65-13747 / 65-13748

RECOMMENDATION OF WATERMASTER

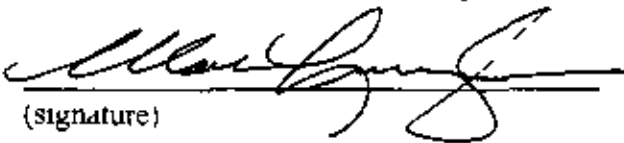
I Mark Limbaugh, watermaster of the Pavette River, of Water District No 65 County of Washington, State of Idaho, whose address is 102 N Main, Payette, Idaho 83661, have read the attached copy of the application for permit for a water right in the name of U S Dept of Interior/Bureau of Land Management

- 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 The standard condition requiring installation of permanent measuring devices on these reservoirs is hereby waved due to the relatively small size of the reservoirs proposed in the applications If, however, existing senior water rights are harmed by these diversions during critical periods, then this requirement may be reinstated at that time

OR

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

Dated at Pavette Idaho, this 23<sup>rd</sup> day of December, 1997

  
(signature)

MICROFILMED

APR 16 1998



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

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

December 22, 1997

PHILIP F. BATT  
GOVERNOR

KARL J. DRCHER  
DIRECTOR

Mark Limbaugh  
102 N Main St  
Payette ID 83661

RE Applications for Permit Nos 65-13747 & 65-13748

Dear Mr. Peterson,

Enclosed are copies of applications for water rights within your water district. These applications represent development for stockwater and wildlife storage facilities. A standard condition put on approved permits for storage located within water districts is:

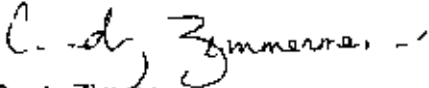
The right holder shall install/maintain permanent measuring devices in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured.

The purpose of this condition is to give you the ability to regulate the diversions. It is possible, however, that measuring devices may not be necessary for the regulation of some small reservoirs.

The purpose of this letter is to seek your comment on including this condition on the permits. Please review the applications and the condition. I will hold processing on the applications for 14 days pending your response. For your convenience, I have provided a self-addressed pre-posted envelope.

If I do not receive a response from you within the 14 day period, I will assume that you agree with including the condition on the permits. If you have questions or need additional information, you may contact me directly at (208) 327-7944.

Respectfully,

  
Cindy Zimmerman  
Water Resource Agent

Enclosures

MICROFILMED

APR 16 1998

DEC 03 1997

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPROPRIATION APPLICATION ANALYSIS SHEET

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY

SL

DATE

9/23/97

APPLICATION

65-13747

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)
- ☒ Fee
- ☒ Yes ☐ No\* In form to receipt

Gov't Lots

N P/D  
P/U

ADDITIONAL INFORMATION

N/A ADVERTISE REMARK(S)

(Reviewer identify which remarks)

N/A 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
- ☒ ☐ Copy to SCA staff (perennial stream, non-pump diversion &/or any mining)
- ☐ ☐ Copy to Dam Safety staff (for any storage)
- ☐ ☒ Mitigation plan where ground water replaces surface water for irrigation, request additional information &/or mitigation plan to address reduced aquifer recharge
- ☐ ☒ Send power requirement letter
- ☐ ☒ Send 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

NON-PERENNIAL

NOTE PER BULL TROUT MAP - not in impact area so N/A

DATE REQUESTED

PROCESSING

APP NO

65-13747

YES NO

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

SEND COPIES TOYES NO

- ☐ ID Health & Welfare  
☐ ID District Health  
☐ ID Fish & Game  
☐ ID Lands

YES NO

- ☐ U S BLM  
☐ U S Forest Service  
☐ Water Dist # \_\_\_\_\_  
☐ Other \_\_\_\_\_

FINAL REGIONAL PROCESSING REVIEW.copy to JW  
41

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 10-20-97

- ☒ Protests received

☒ Resolution of protest recorded on application

- ☒ Recommendations attached

☒ Measuring device required.

☒ Measuring port required

☒ Water delivered by water master? District # \_\_\_\_\_

☒ Special conditions of approval or cover letter \_\_\_\_\_

See below for additional information

Recommended Date or Priority 9/6/97Recommended by GrayDate 11/28/97STATE OFFICE REVIEW

See below for additional information By \_\_\_\_\_ Date \_\_\_\_\_

ADDITIONAL INFORMATION.

Allow RSF.11/loss component for onstream storage

Although storage amount is minor, dam size is

Early significant.

Overlap - Lic 55 12345 = 3 AF this project site SRBA

claim appears to correct license/legal. See Appl Comments

RECEIVED

NOV - 3 1997

WATER RESOURCES  
WESTERN REGION

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }  
County of Washington }Sarah Kelos, being duly sworn,  
deposes and saysThat he/she is the clerk of  
THE WEISER SIGNAL AMERICAN, a bi weekly newspaper  
published at Weiser in the County of Washington and State of  
Idaho, that said paper has been and is in general circulation in the  
county aforesaid, and in the vicinity of Weiser, that the adver-  
tisement, a copy of which is attached hereto was published insaid newspaper once a week for five consecutive weeks in  
the regular and entire issue of said paper during the period and  
time of publication, and was published in the newspaper proper  
and not in a supplement, that said paper has been established and  
regularly published for more than seventy-eight consecutive weeks  
prior to the date of first publication of said advertisement

Such notice was published in the issue beginning with

October 1997, and ending  
with the issue of October 1997  
Sarah KelosFees, \$ 25.74Subscribed and sworn to before me this 3day of October, 1997

Notary Public, residing at Weiser, Idaho

My commission expires Feb 1998MICROFILMED  
APR 16 1998No 907  
NOTICE OF APPLICATION  
FOR WATER RIGHTThe Following application(s) have been filed to  
appropriate the public waters of the State of Idaho65-13747  
US DEPT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE  
BOISE, ID 83705Source UNNAMED STREAM  
Tributary LITTLE WILLOW CREEKDiversion Pt. N3W4NW Sec 17 T 10N R 01W in  
WASHINGTON CountyUse STOCKWATER STORAGE (1.50 AF)  
WILDLIFE STORAGE (1.50 AF)  
Total Diversion (1.50 AF)

Date Filed 9/16/1997

In WASHINGTON County  
T10N R01W S17 NWNW65-13748  
US DEPT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE  
BOISE ID 83705Source UNNAMED STREAM  
Tributary LITTLE WILLOW CREEKDiversion Pt. NESE Sec 8 T 10N R 01W in WASH-  
INGTON CountyUse STOCKWATER STORAGE (0.80 AF)  
WILDLIFE STORAGE (0.80 AF)  
Total Diversion (0.800 CFS)

Date Filed 9/16/1997

In WASHINGTON County  
T10N R01W S08 NESE SESE67-08007  
US DEPT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE  
BOISE, ID 83705Source UNNAMED STREAM  
Tributary NORTH CRANE CREEKDiversion Pt. NWSWSW Sec 34 T 11N R 01E in  
WASHINGTON CountyUse STOCKWATER STORAGE (0.80 AF)  
WILDLIFE STORAGE (0.80 AF)  
Total Diversion (0.80 AF)

Date Filed 9/16/1997

In WASHINGTON County  
T11N R01E S31 NWSW SWSW67-08008  
US DEPT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
3948 DEVELOPMENT AVE  
BOISE ID 83705Source CABIN CREEK  
Tributary NORTH CRANE CREEKDiversion Pt. SWSW Sec 5 T 10N R 01E in WASH-  
INGTON County  
SESW Sec 5 T 10N R 01E in WASHINGTON  
CountyUse STOCKWATER STORAGE (2.50 AF)  
WILDLIFE STORAGE (2.50 AF)  
Total Diversion (2.50 AF)

Date Filed 9/16/1997

In WASHINGTON County  
T10N R01E S05 SWSW SESWPermits 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  
OCTOBER 20, 1997 The protestant must also  
send a copy of the protest to the applicantKARL J DREHER, Director  
Published 10/2/1997 & 10/9/1997



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334 2348

~~65-13748~~

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

PHILIP E BATT  
GOVERNOR

KARL J DRFHER  
DIRECTOR

Source: UNNAMED STREAM

Tributary LITTLE WILLOW CREEK

Diversion Pt: NESE Sec 8 T 10N R 01W in WASHINGTON County.

Use. STOCKWATER STORAGE ( 0.80 AF)

WILDLIFE STORAGE ( 0.80 AF)

Total Diversion: ( 0 800 CFS)

Date Filed: 9/16/1997

In: WASHINGTON County

T10N R01W S08

NESE

SESE

MICROFILMED

APR 16 1998