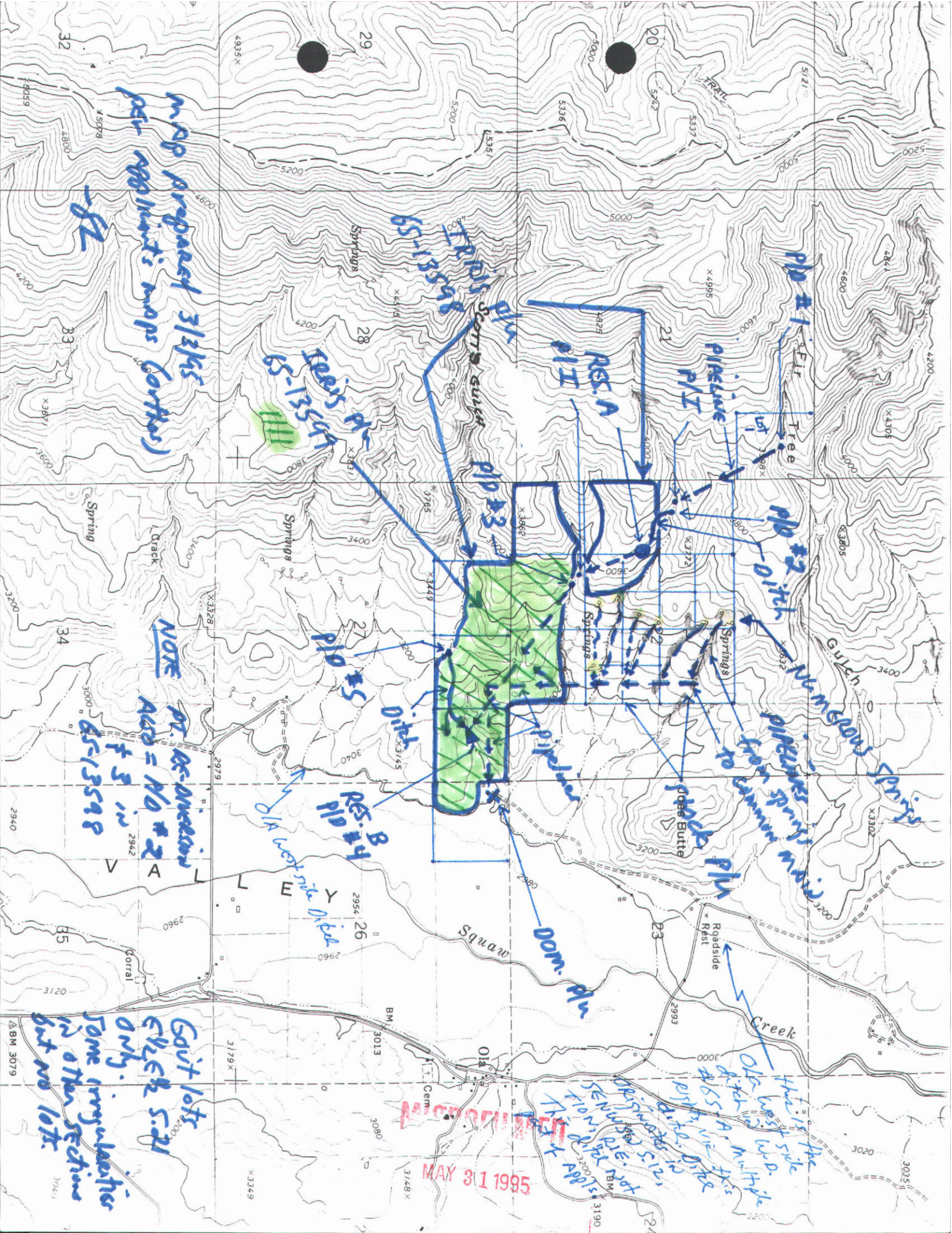


map prepared 3/2/65
per Abbott's maps (ortho)
-FL

NOTE
PT. A- direction
A-2 = NO #2
65-13548

Suit lots
65-13548
only.
Some irregularities
in other section
but no lots.

MAY 31 1995

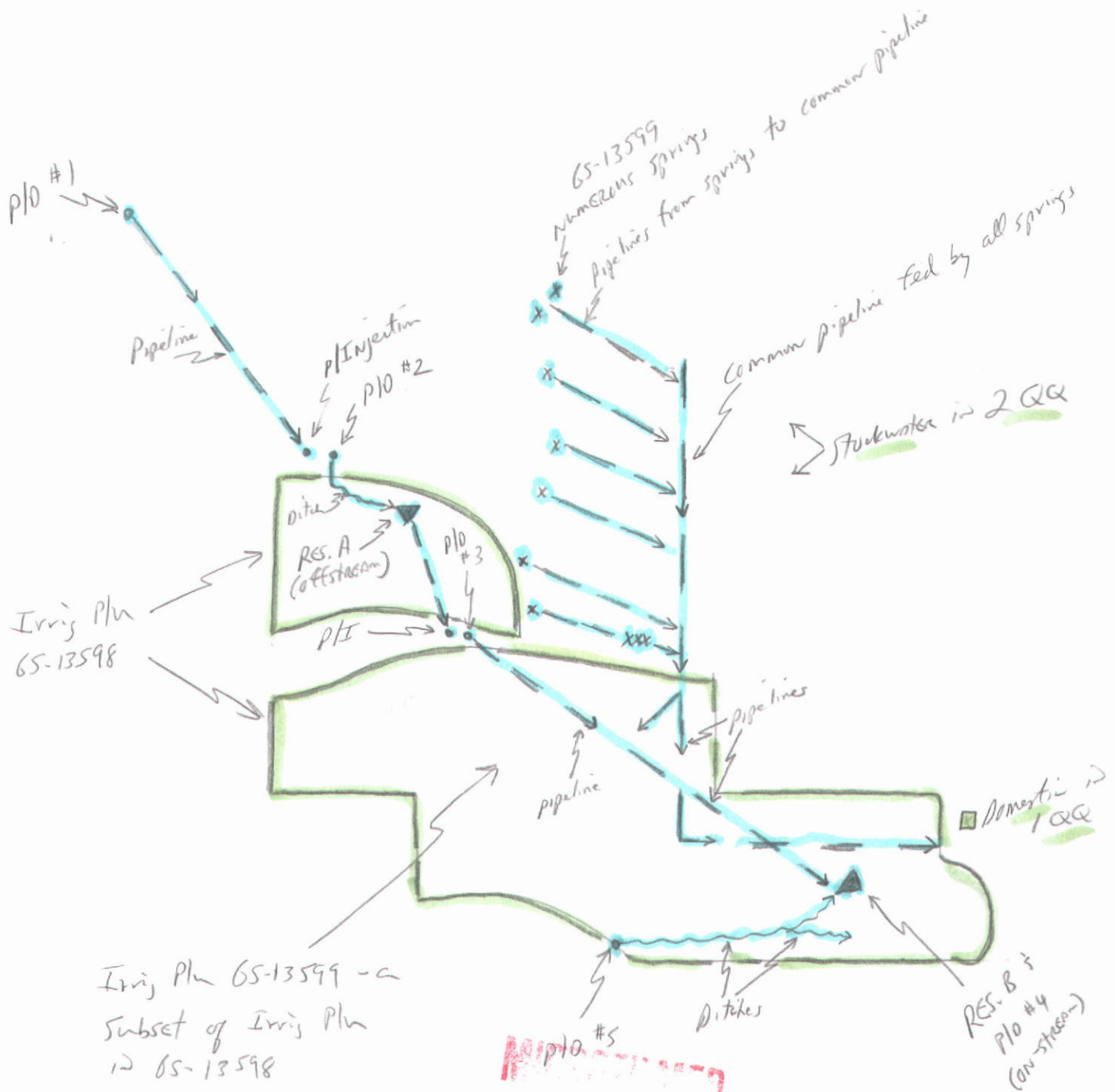


GENERAL SCHEMATIC

(not to scale)

65-13598
65-13599

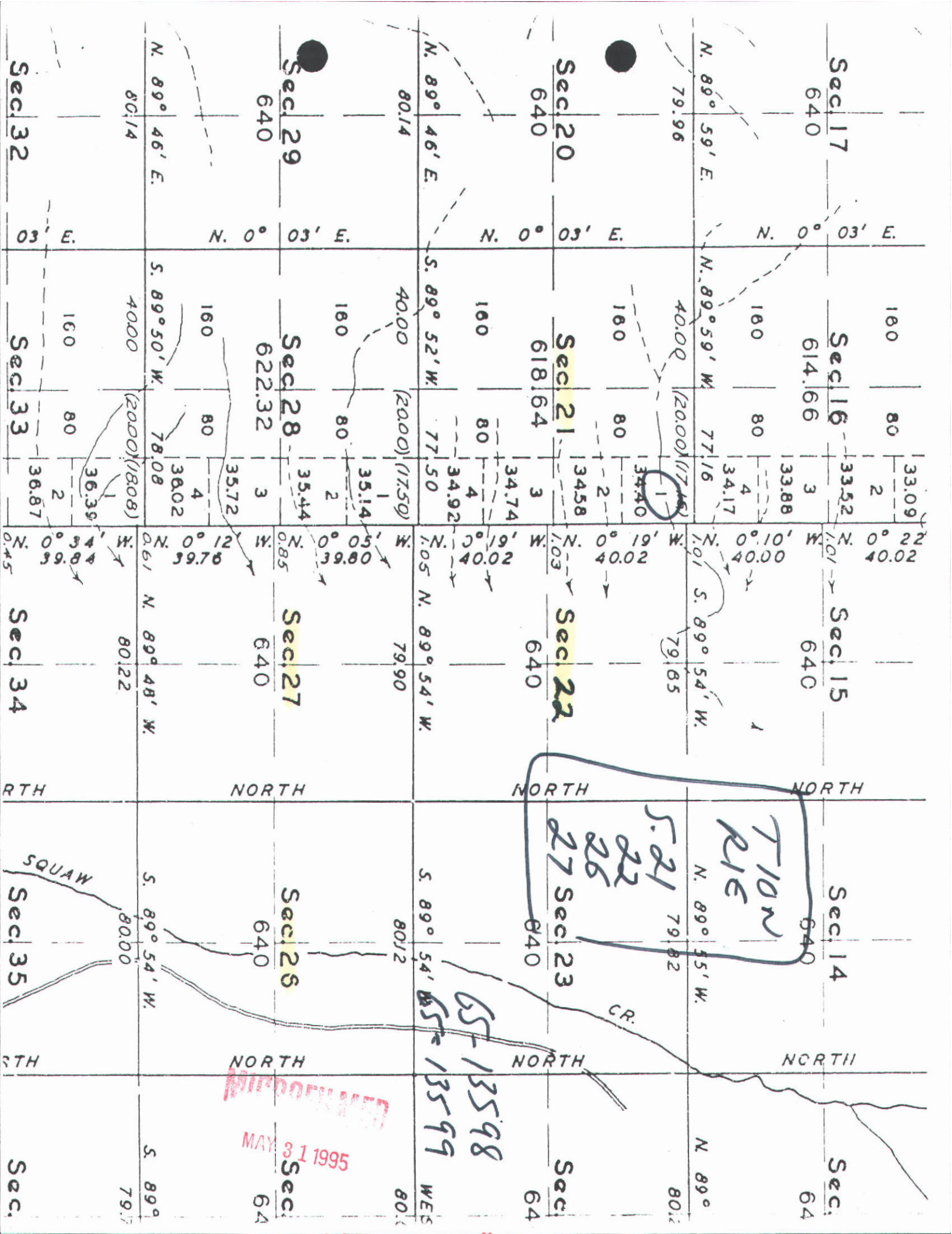
SL
3/3/95



MAY 31 1995

NOTE

- 65-13598 - Fir Tree Gulch is named stream
- 5 P/O, 2 pts. injection, 2 pts. re-diversion (also are P/O #2 & 3)
- 2 RESERVOIRS, linked by pipelines/ditches system.
- 65-13599 - multiple springs in 6 Q&Q, pipes to common pipeline, then to Pln.
- Acres contained within other filing, also.



Sec. 17

Sec. 16

Sec. 15

Sec. 14

Sec. 13

640

614.66

640

640

64

N. 0° 03' E.

160

80

4

33.88

N. 0° 10' W.

1

N. 89° 59' E.

N. 89° 59' W.

77.16

N. 0° 19' W.

S. 89° 54' W.

N. 89° 55' W.

N. 89°

79.96

40.00

(20.00) (17.45)

W. 101

79.65

79.82

80.2

160

80

2

34.74

N. 0° 19' W.

640

80.12

CR.

Sec. 20

Sec. 21

Sec. 22

Sec. 23

Sec. 24

640

618.64

640

840

64

N. 0° 03' E.

160

80

4

34.92

N. 0° 19' W.

640

80.12

CR.

N. 89° 46' E.

S. 89° 52' W.

77.50

N. 0° 05' W.

N. 89° 54' W.

S. 89° 54' W.

WES

80.14

40.00

(20.00) (17.50)

W. 105

79.90

80.12

80.1

160

80

2

35.14

N. 0° 05' W.

640

80.12

CR.

Sec. 29

Sec. 28

Sec. 27

Sec. 26

Sec. 25

640

622.32

640

640

64

N. 0° 03' E.

160

80

4

35.72

N. 0° 12' W.

640

80.12

CR.

N. 89° 46' E.

S. 89° 50' W.

78.08

N. 0° 12' W.

N. 89° 48' W.

S. 89° 54' W.

S. 89°

80.14

40.00

(20.00) (18.08)

W. 106

80.22

80.00

79.7

160

80

2

36.87

N. 0° 03' E.

640

80.12

CR.

Sec. 32

Sec. 33

Sec. 34

Sec. 35

Sec. 36

N. 0° 03' E.

160

80

2

36.87

N. 0° 03' E.

640

80.12

CR.

79.7

SQUAW

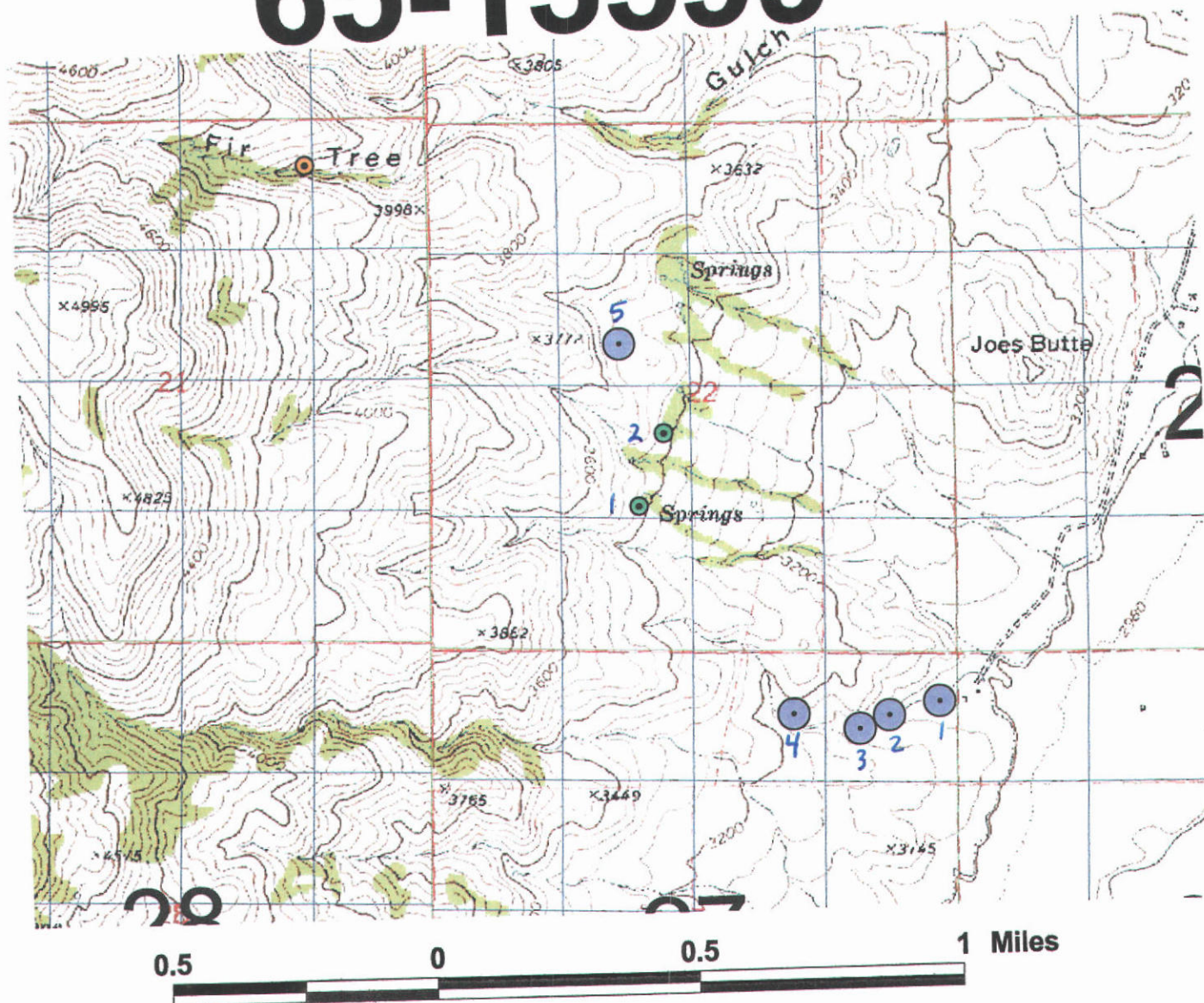
MAY 31 1995

T10N
R1E
21
22
26
27

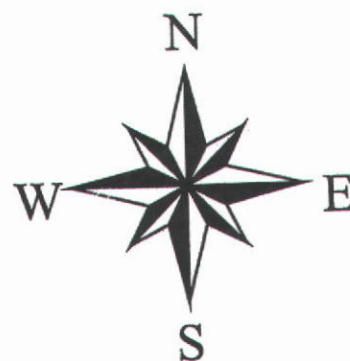
65-13598
65-13599

65-13598•

65-13599



- Reservoirs
- Springs
- Fir Tree Gulch Creek p/d
- Section 1/41/4

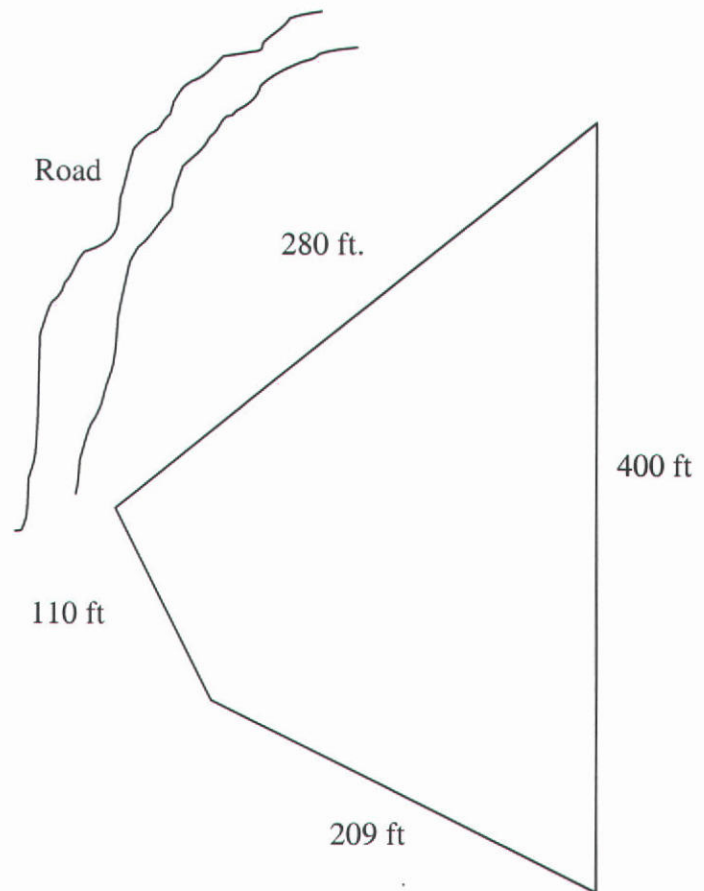


License Exam

Jack Moores Pond #5

Permit #65-13598

5/24/02



Note: Drawing not to scale, dimensions taken with measuring wheel, hand level

Location: 10N-1E-22-SE1/4-NW1/4

Ave. Pond Depth—13.5 ft

Assume -2:1+ bank slopes

Approx. Pond Surface Area—1.4 ac.

Approx. Pond Storage—13.5 ft depth X 1.4 ac. surface X .6 factor = **11.3 ac-ft**

PHOTOGRAPHS

Moorers Pond #5 65-13598

5/24/02



Photo #1: Overview of the pond from the southwest corner.

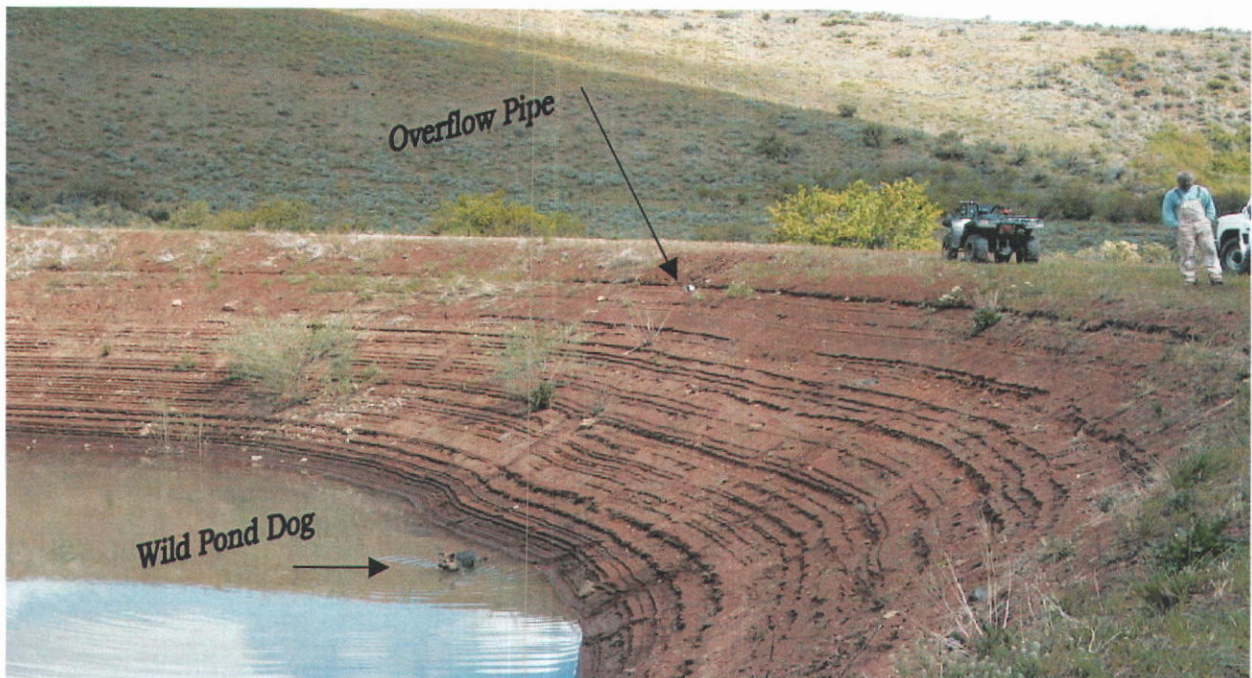


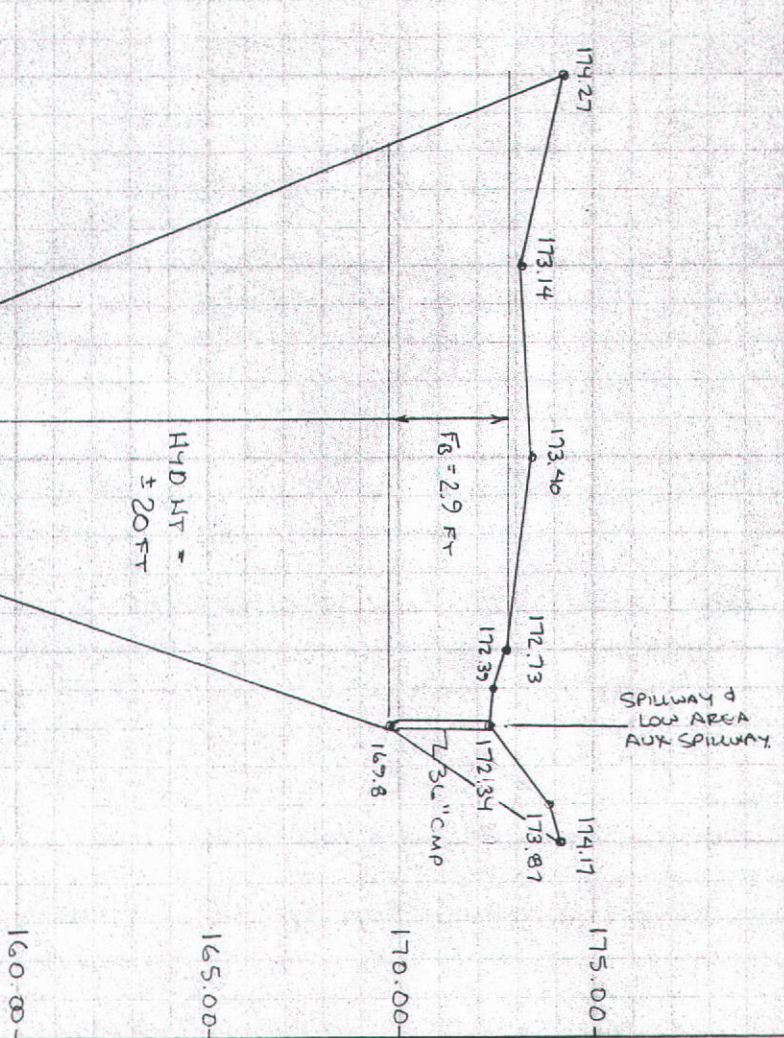
Photo #2: Closeup of pond at max. depth section-northeast side. Approx. 2:1 bank slope.

[illegible]

NOTE: Dam To Smaw For IDUR Jurisdiction.

Scale: Horiz - 1" = 50 FT
Vert - 1" = 5 FT.

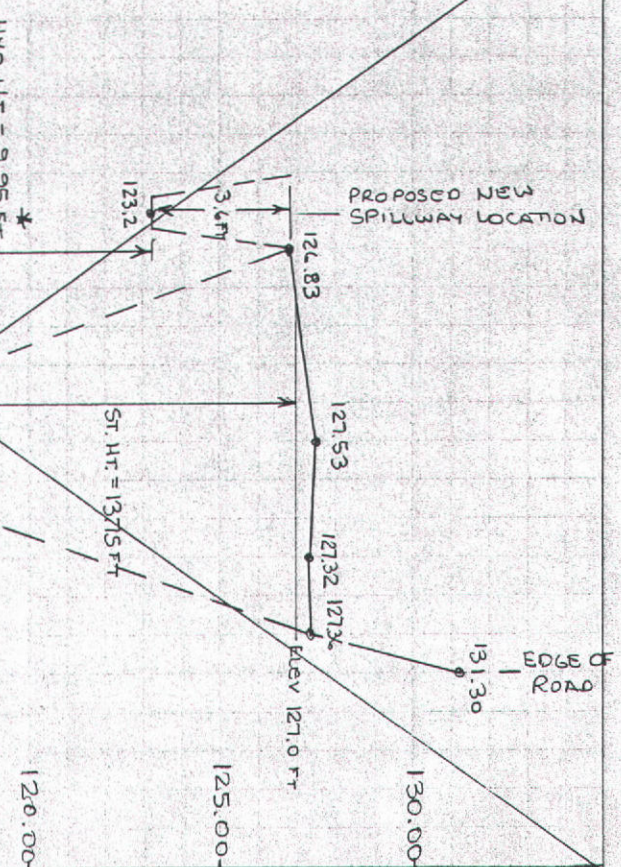
13-782	500 SHEETS, FILLER	5 SQUARE
12-381	50 SHEETS EYE-EASE*	5 SQUARE
12-382	100 SHEETS EYE-EASE*	5 SQUARE
12-389	200 SHEETS EYE-EASE*	5 SQUARE
12-392	100 RECYCLED WHITE	5 SQUARE
12-399	200 RECYCLED WHITE	5 SQUARE



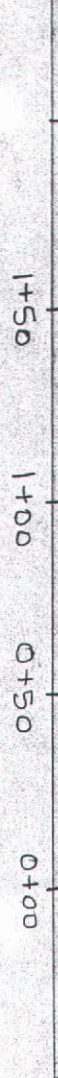
Survivor B4 Ams & Ju - 11/30/00
Resurvived B4 Ams & Ju - 5/24/02

SCALE: Horiz - 1" = 50 FT
VERT - 1" = 5 FT

NOTE: RESU STORES AT 270 ACFT
A DAM IS LOCATED IN LOW RISK
AREA b. DAM IS NOT
UNUSUAL.



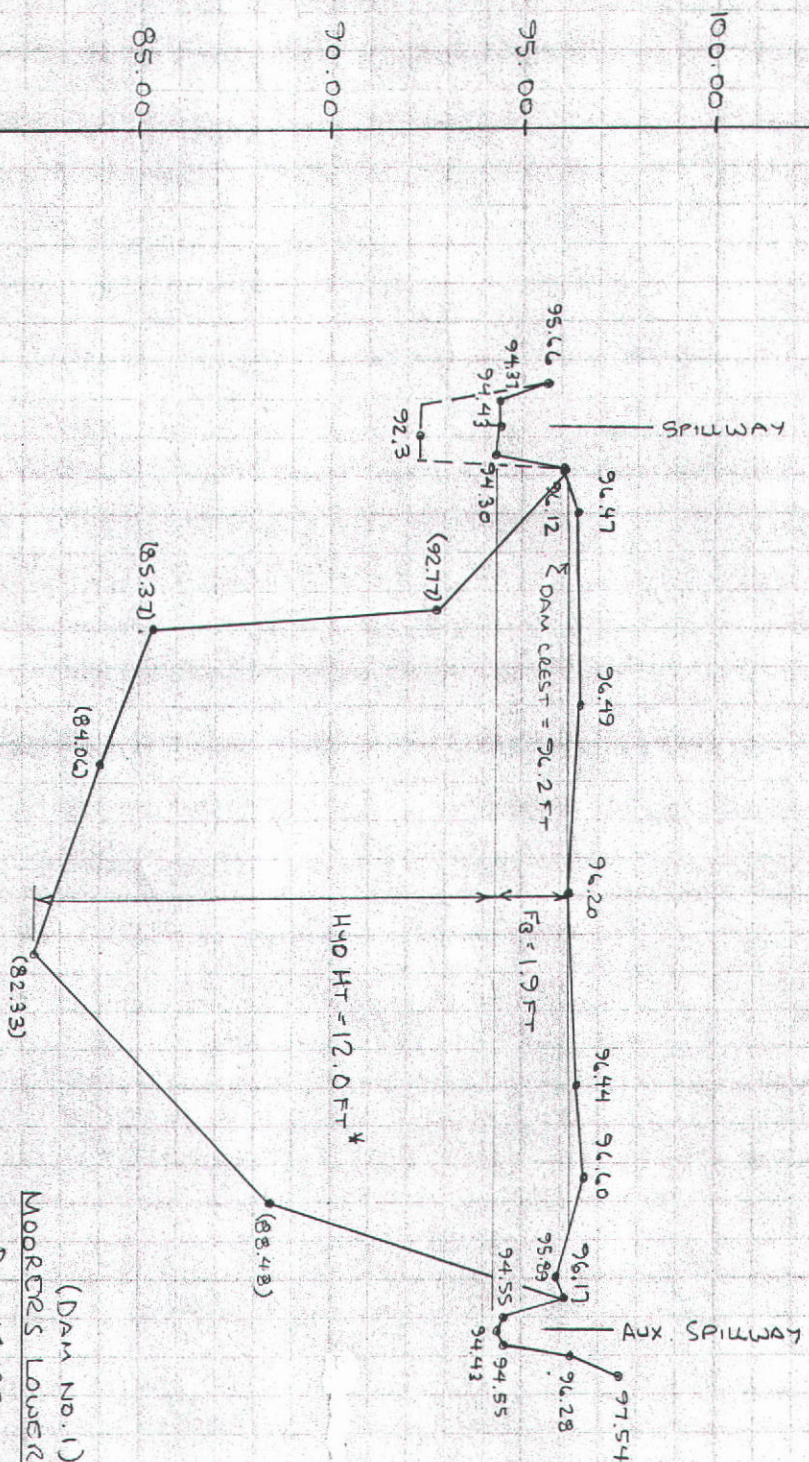
100



12



BM #100.00 FT. SET 2 WOODEN PILES ON LEFT ABUTMENT, DISTANCE OF DAM.



* NEED TO LOWER SPILLWAY 2.0 FT SO H₄₀, H_T, IS LESS THAN 10.0 FT.

SUMMER NOTES: TOP OF 8" PVC RISER (NOTCH)

Resv Elev = 93.85 FT (5/24/02)

Resv Fetch = ± 200 FT

Resv Area = 11 Acre

Resv Capacity = $\pm (1 \text{ ac} \times 10 \text{ ft Deep}) = 10 \text{ ac-ft}$

(Dam No. 1)
MOORE'S LOWER DAM (065-13598D)
DOWNSTREAM VIEW OF DAM

SURRENDER BY Arms + Ju - 11/30/2000

Resubmitted By AMS d Jms - 5/24/2002

NOTE: ELEN'S SHOWN IS (?)'S TAKEN 11/30/00.
ALL OTHER ELEN'S TAKEN 5/24/02.

Scale: Horiz - 1" = 50 FT
Vert - 1" = 5 FT

500 SHEETS, FILLER 5 SQUARE
50 SHEETS EYE-EASE® 5 SQUARE
100 SHEETS EYE-EASE® 5 SQUARE
200 SHEETS EYE-EASE® 5 SQUARE
100 RECYCLED WHITE 5 SQUARE
200 RECYCLED WHITE 5 SQUARE







Pond 1



Pond 2



Pond 3

Pond 4
65-13677

RECEIVED

APR 14 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No 65-13598 Telephone No 684-3728

2. Name of Permit Holder(s): Betty L. Derbonne / Moers Jack.

3 Mailing Address: P.O. Box 70

City Ola State Id. Zip 83657

4. Source of Water Fish Gulch If GROUNDWATER (well), Date Drilled: mo. / yr.

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

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

Domestic (No. of households): Stockwater (No. and type of stock): 30/50 cows + calves

Irrigation (No. of acres): 15 ac. Other: Wildlife
or what water it will produce

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

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

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

8. Fee Enclosed: \$ 4.00 CFS 175 (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: Telephone Number:

Address:

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

Signature of permit holder: Jack Moers Date April 12/00
(include your title, if on behalf of company or organization)
Betty's husband MICROFILMED

APR 26 2000

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-13598

Proposed Priority: February 23, 1995 Maximum Diversion Rate: 4.00 CFS

This is to certify, that **BETTY L DERBONNE**
3940 HANCOCK ST #202
SAN DIEGO CA 92110

has applied for a permit to appropriate water from:
UNNAMED STREAMS tributary of **SQUAW CREEK**
FIR TREE GULCH tributary of **SQUAW 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>
IRRIGATION	04/15 to 10/15	4.00 CFS	
IRRIGATION STORAGE	01/01 to 12/31		32.0 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		32.0 AF
WILDLIFE	01/01 to 12/31	4.00 CFS	
WILDLIFE STORAGE	01/01 to 12/31		32.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	4.00 CFS	
	Totals	4.00 CFS	

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 21, Township 10N, Range 01E
SWNW , Sec. 22, Township 10N, Range 01E
SESW , Sec. 22, Township 10N, Range 01E
NENE , Sec. 27, Township 10N, Range 01E
NWNE , Sec. 27, Township 10N, Range 01E
Injection SWNW , Sec. 22, Township 10N, Range 01E
Injection SESW , Sec. 22, Township 10N, Range 01E
Rediversion SWNW , Sec. 22, Township 10N, Range 01E
Rediversion SESW , Sec. 22, Township 10N, Range 01E
GEM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10N	01E	22	NESW 10.0	NWSW 25.0	SWSW 25.0	
			SESW 30.0	SWSE 20.0		110.0
	26		NWNW 10.0			10.0
	27		NENE 30.0	NWNE 30.0	NENW 20.0	80.0

Total number of acres irrigated: 200.0

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: WILDLIFE, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 2000.
2. Subject to all prior water rights.

MAY 31 1995

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

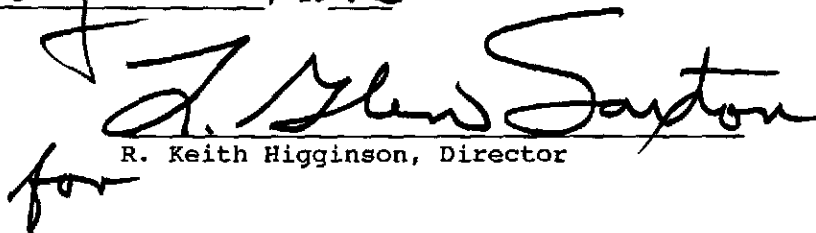
NO. 65-13598

CONDITIONS/REMARKS:

3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this right is subject to control by the watermaster of State Water District No. 65A.
5. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works prior to diversion of water under this right.
6. When water is not available to fill this right, the right holder shall cease diversion or shall rent water from the Payette River Rental Pool.
7. 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.
8. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
9. Wildlife use is for upland fowl habitat improvement.
10. Diversion points are same as re-diversion points but separate from injection points in SWNW and SESW, S22, T10N, R01E.
11. After specific notification, the right holder shall annually report to the department the amount of water diverted under this right.

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

15th day of May, 1975

for 
R. Keith Higginson, Director

MAY 31 1975

RECEIVED
APR 21 1995

Department of Water Resources

Ident. No. 65-13598

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: BETTY L DERBONNE 619-225-1254
Address: 3940 HANCOCK ST #202
SAN DIEGO CA 92110

2. Source: UNNAMED STREAMS
FIR TREE GULCH

Trib. to: SQUAW CREEK
SQUAW CREEK

3. Location of Point of Diversion: Lot 1(NENE), Sec. 21, Township 10N, Range 01E
SWNW Sec. 22, Township 10N, Range 01E
SESW Sec. 22, Township 10N, Range 01E
NENE Sec. 27, Township 10N, Range 01E
NWNE Sec. 27, Township 10N, Range 01E
Injection SWNW Sec. 22, Township 10N, Range 01E
Injection SESW Sec. 22, Township 10N, Range 01E
Rediversion SWNW Sec. 22, Township 10N, Range 01E
Rediversion SESW Sec. 22, Township 10N, Range 01E
GEM County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	04/15	10/15	4.000		
IRRIGATION STORAGE	01/01	12/31			32.00
IRRIGATION FROM STORAGE	04/15	10/15			32.00
WILDLIFE	01/01	12/31	4.000		
WILDLIFE STORAGE	01/01	12/31			32.00
DIVERSION TO STORAGE	01/01	12/31	4.000		

5. Total quantity to be appropriated is:
4.000 CFS (and/or) AF

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
DIVERSION DAMS, PIPELINES & DITCHES, 2 RESERVOIRS, ALL INTEGRATED
- Height of storage dam 18 feet; active reservoir capacity 32.00
acre-feet; total reservoir capacity 32.00 acre-feet; period of
year when water will be diverted to storage: 1/01 to 12/31 inclusive.
- Proposed well diameter is inches; proposed depth of well is
feet.
- Is groundwater with a temperature greater than 85F being sought? NO

MAY 31 1995
REVISED AS NOTED

ON ORIGINAL - 82
3/3/95

e. If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 year(s).

8. Place of Use: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
10N	01E	22	NESW	10	NWSW	25	SWSW	25	
			SESW	30	SWSE	20			110
		26	NWNW	10					10
		27	NENE	30	NWNE	30	NENW	20	80

Total number of acres irrigated: 200

Place of Use: IRRIGATION FROM STORAGE, same as IRRIGATION use

Place of Use: WILDLIFE, same as IRRIGATION use

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

10. Remarks:

Wildlife use is for upland fowl habitat improvement.
Diversion points are same as re-diversion points but separate from injection points in SWNW and SESW, S22, T10N, R01E.

11. Map of proposed point of diversion and place of use attached? ☒

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.

See original
Applicant

Received by VR Date 2/23/95 Time 11:50 Preliminary check by SR

Fee \$ -350.00 Receipted by VR #W018632 Date 2/23/1995

Publication prepared by AT Date 3-8-95 Published in Messenger

Publication approved AT Date 4-6-95

2 APPLS. on 1 Receipt ; this Appl = \$160 - SR

MAY 31 1995

65-13598

Comments: Date: 1/ 25/ 1995 User-ID: CHODGES

Subject:

ADDITIONAL INFORMATION

Two reservoirs and connecting pipeline will be used to collect flows from several unnamed drainages for irrigation and wildlife purposes. A brief system description beginning at the uppermost (northernmost) diversion: Flows diverted at P/D #1 into pipe and conveyed south to a point of injection just upstream from P/D #2. P/D #2 is diversion to reservoir A and also a redirection point. From reservoir A, flows conveyed south in a pipeline to a point of injection just upstream from P/D #3. P/D #3 is also a redirection point. At P/D #3, flows conveyed southeast in a pipeline to enter reservoir B (P/D #4). P/D #5 is an open ditch which also enters reservoir B. Irrigation may occur from either reservoir or from any point along the pipeline.

Reservoir sizes: A is an existing offstream reservoir which was abandoned and is in disrepair. Size = 1 acre X 5' avg depth = 5AF. Dam height = 8', toe to spillway, unknown freeboard height. B will be an onstream reservoir with dam height = approx 18'. Estimated size = 3 acres X 9' avg depth = 27AF.

Wildlife use will consist of habitat creation and maintenance for upland fowl.

MAILED
MAY 21 1995

Comments: Date: 3/ 3/ 1995 User-ID: SLESTER

65-13598

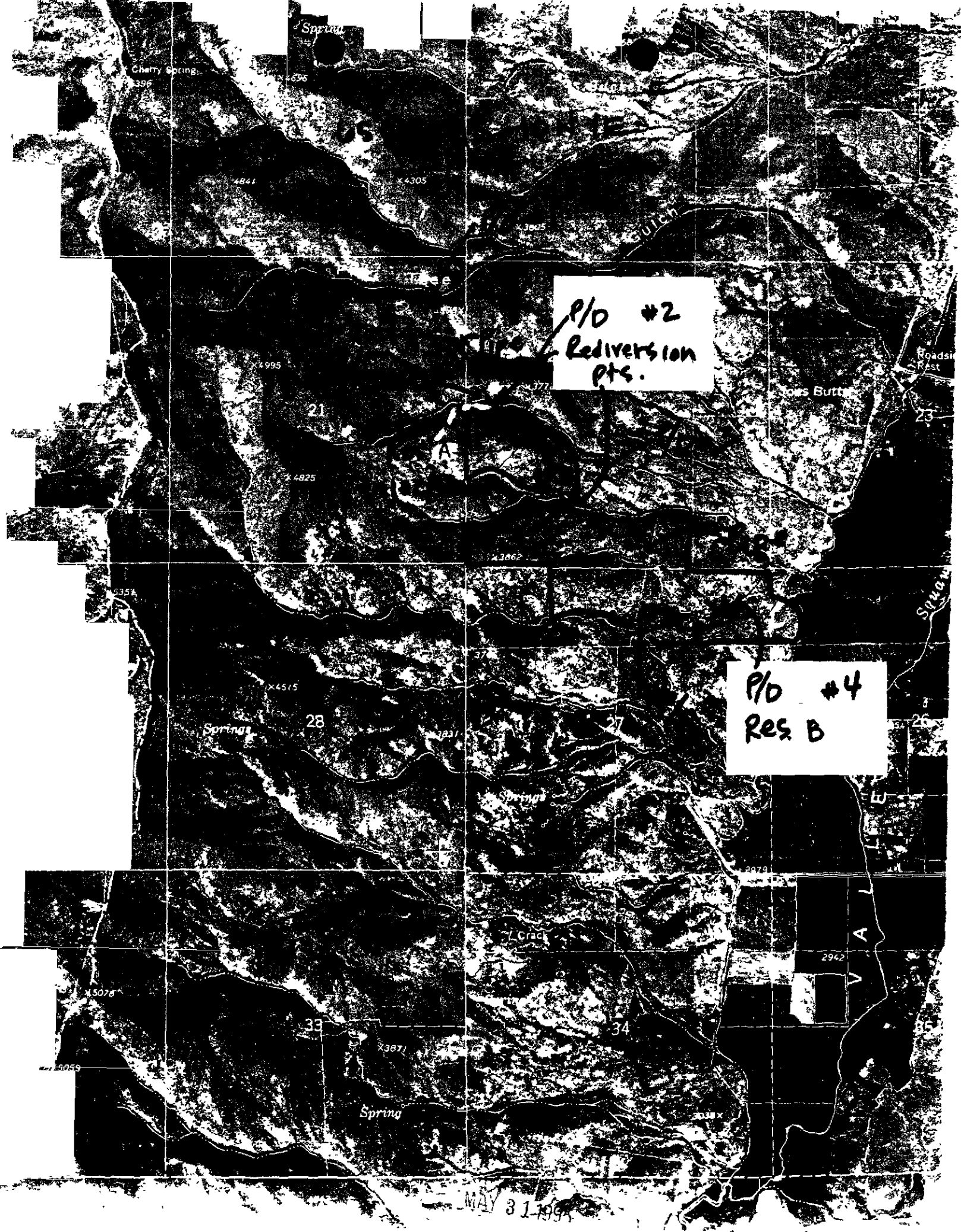
Subject:

MAPS PLUS LOCAL CONTACT PERSON

Prepared topo and diagram in attempt to show joint applications
65-13598 & 65-13599 together. These are with -13598.

Local contact person per file correspondence is Jack Mooers, PO
Box 70, Ola 83657 (584-3728).

RECEIVED
MAY 31 1995

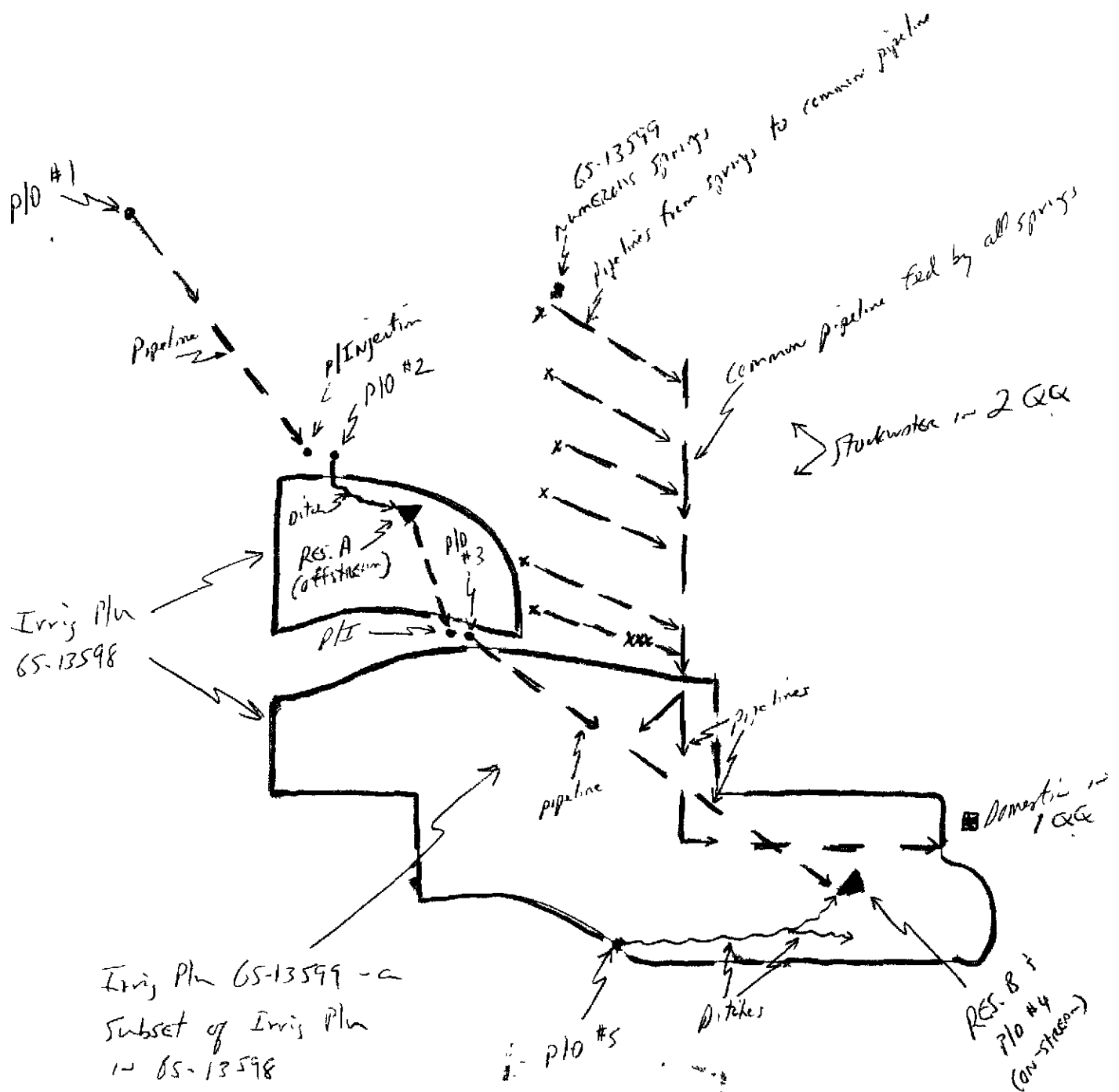


P/O #2
Rediversion
pts.

P/O #4
Res B

65-13598
65-13599

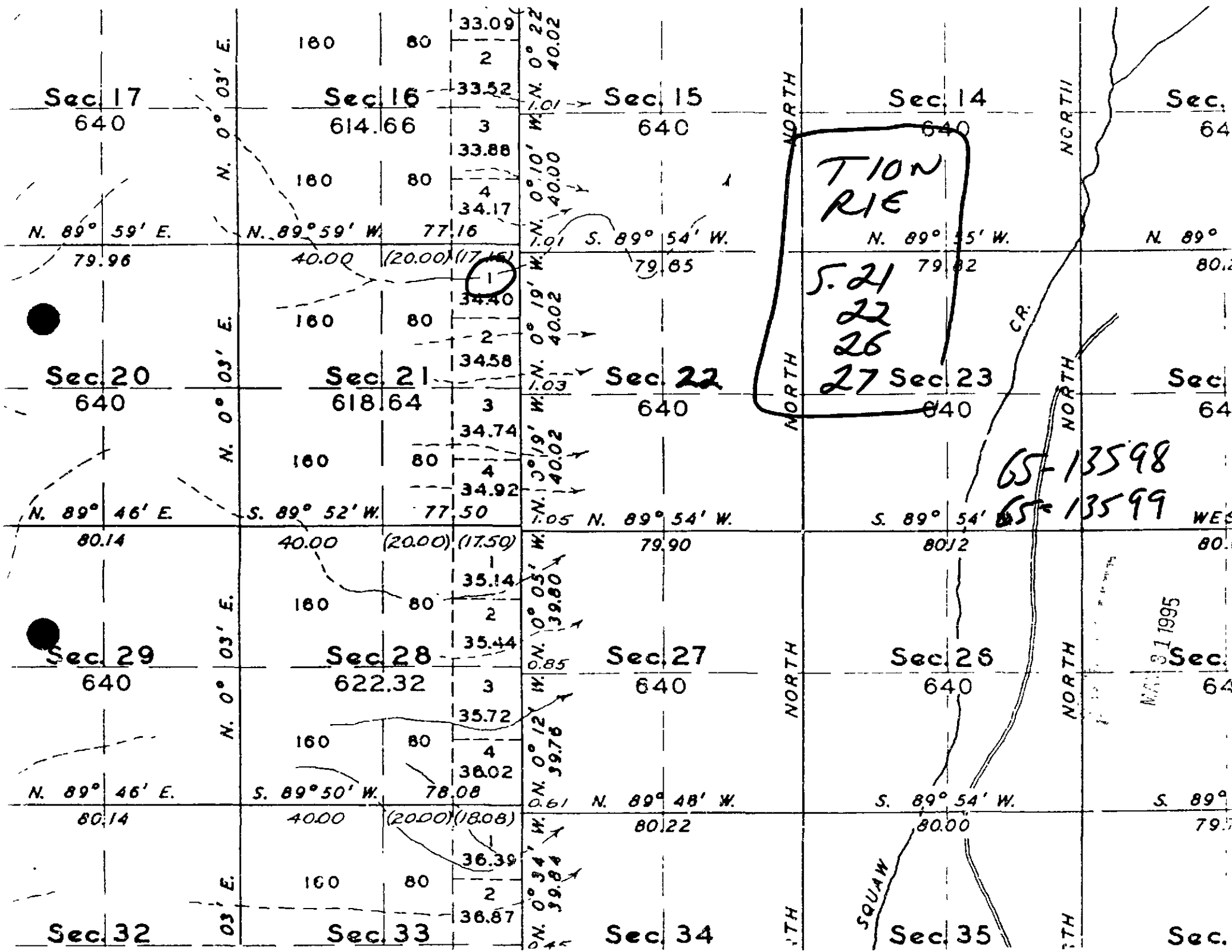
3/3/15



MAY 21 1935

ACTE

- 65-13598 - Fire Tree Gulch & unnamed streams
- 5 P/D, 2 pts injection, 2 pts re-division (also are P/D #2 & 3)
- 2 RESERVOIRS, linked by pipelines/ditches system.
- 65-13599 - multiple springs in E G&G, pipes to common pipeline, then to P/D.
- Does contained within other filing, also.



Sec. 17

640

Sec. 16

614.66

Sec. 15

640

Sec. 14

640

Sec.

64

N. 89° 59' E.

79.96

N. 89° 59' W.

77.16

S. 89° 54' W.

79.85

N. 89° 55' W.

79.82

N. 89°

80.2

Sec. 20

640

Sec. 21

618.64

Sec. 22

640

Sec. 23

640

Sec.

64

N. 89° 46' E.

80.14

S. 89° 52' W.

77.50

N. 89° 54' W.

79.90

S. 89° 54'

80.12

WES

80.2

Sec. 29

640

Sec. 28

622.32

Sec. 27

640

Sec. 26

640

Sec.

64

N. 89° 46' E.

80.14

S. 89° 50' W.

78.08

N. 89° 48' W.

80.22

S. 89° 54' W.

80.00

S. 89°

79.7

Sec. 32

Sec. 33

Sec. 34

Sec. 35

Sec.

TION
RIE

5.21
22
26
27

65-13598
65-13599

MAY 31 1995

Ident. No. 65-13598

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 23 1995

APPLICATION FOR PERMIT

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

1. Name: BETTY L DERBONNE
Address: 3940 HANCOCK ST #202
SAN DIEGO CA 92110

619-225-1254

2. Source: UNNAMED STREAMS
FIR TREE GULCH

Trib. to: SQUAW CREEK
SQUAW CREEK

3. Location of Point of Diversion: Lot 1 (NENE)
SWNW Sec. 21, Township 10N, Range 01E
SESW Sec. 22, Township 10N, Range 01E
NENE Sec. 27, Township 10N, Range 01E
NENE Sec. 27, Township 10N, Range 01E
SWNW Sec. 22, Township 10N, Range 01E
SESW Sec. 22, Township 10N, Range 01E
SWNW Sec. 22, Township 10N, Range 01E
SESW Sec. 22, Township 10N, Range 01E
GEM County

d base updated 2/3/95 - JL

Injection
Injection
Rediversion
Rediversion

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	04/15	10/15	4.000		
IRRIGATION STORAGE	01/01	12/31			32.00
IRRIGATION FROM STORAGE	04/15	10/15			32.00
WILDLIFE	01/01	12/31	4.000		
WILDLIFE STORAGE	01/01	12/31			32.00
DIVERSION TO STORAGE	01/01	12/31	4.000		

5. Total quantity to be appropriated is:
4.000 CFS (and/or) 32.00 AF

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
DIVERSION DAMS, PIPELINE, RESERVOIRS
- Height of storage dam 18 feet; active reservoir capacity 32 acre-feet; total reservoir capacity 32 acre-feet; period of year when water will be diverted to storage: to inclusive.
- Proposed well diameter is inches; proposed depth of well is feet.
- Is groundwater with a temperature greater than 85F being sought? NO

MAY 31 1995

per comments
ORIGINAL

e. If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 year(s).

8. Place of Use: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
10N	01E	22	NESW	10	NWSW	25	SWSW	25	
			SESW	30	SWSE	20			110
		26	NWNW	10					10
		27	NENE	30	NWNE	30	NENW	20	80

Total number of acres irrigated: 200

Place of Use: IRRIGATION FROM STORAGE, same as IRRIGATION use

Place of Use: WILDLIFE, same as IRRIGATION use

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

10. Remarks: Wildlife use is for upland fowl habitat improvement.
P/O = RE-DIV. ± P/I in SWNW + SESW S 22

11. Map of proposed point of diversion and place of use attached? [✓]

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.

Patty Lou Denborne
Applicant

Received by VR Date 2-23-95 Time 11:50 am Preliminary check by JL

Fee \$ 160.00 Receipted by VR # W018632 Date 2-23-95

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

SEE Common TUPD & GENERAL SCHEMATIC PREPARED TO SHOW
65-13598 & 65-13599 together. -JL 3/3/95

MAY 31 1995

- dbase update
per
Comments
- JL
3/3/95

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
6513598	T10N R01E S22 UNNAMED STREAMS																	
	:																	110
	NO MATCHES FOR THIS POI IN AJ-POU-TEMP																	
6503025A	SPRINGS				05													5
A6503025A	SPRINGS				05													5
6513599	SPRINGS													30			20	50
6513598	T10N R01E S26 UNNAMED STREAMS																	
	:																	10
6500347	WASTE WATE																	10
A6500347	WASTE WATE																	10
6503012	SQUAW CREE			09				40	24									73
A6503012	SQUAW CREE			09				40	24									73
6503013	SQUAW CREE																	33
A6503013	SQUAW CREE																	33
6503017	SQUAW CREE																	74
A6503017	SQUAW CREE																	74
6503026	SQUAW CREE			27	22													49
A6503026	SQUAW CREE			27	22													49
6503028	SQUAW CREE					39	12											51
A6503028	SQUAW CREE					39	12											51
6503029	SQUAW CREE																	19
A6503029	SQUAW CREE																	19
6503030	SQUAW CREE																	109
A6503030	SQUAW CREE																	109
6503031	SQUAW CREE																	9
A6503031	SQUAW CREE																	9
6503032	SQUAW CREE																	23
A6503032	SQUAW CREE																	23
6503033	SQUAW CREE																	7
A6503033	SQUAW CREE																	7
6511169	SQUAW CREE																	13
A6511169	SQUAW CREE																	13
6513599	SPRINGS																	10
6513598	T10N R01E S27 UNNAMED STREAMS																	
	:																	80
	NO MATCHES FOR THIS POI IN AJ-POU-TEMP																	
6503013	SQUAW CREE																	8
A6503013	SQUAW CREE																	8
6503016	FOUR MILE																	2
A6503016	FOUR MILE																	2
6503017	SQUAW CREE																	20
A6503017	SQUAW CREE																	20
6513599	SPRINGS																	80

- Appears (per orthophoto) that 65-03012 is 24 acres more East of 10 N in regl.
- 65-13599 is for 140 of the 200 acres in 65-13598

MAY 31 1995

WR5809NP
No. 65-13598

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/03/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BETTY L DERBONNE	02/23/1995	IRRIGATION	04-15 10-15	4.000 CFS	
			IRRIGATION STORAGE	01-01 12-31		32.00 AFA
			IRRIGATION FROM STORAGE	04-15 10-15		32.00 AFA
			WILDLIFE	01-01 12-31	4.000 CFS	
			WILDLIFE STORAGE	01-01 12-31		32.00 AFA
			DIVERSION TO STORAGE	01-01 12-31	4.000 CFS	
TOTAL DIVERSION:					4.000 CFS	

Water Source: UNNAMED STREAMS
FIR TREE GULCH

Tributary to: SQUAW CREEK
SQUAW CREEK

Stage: APPLICATION

Point(s) of Diversion:	T10N R01E S21 Lot 01(	NENE)	GEM County	
	S22	SWNW	SESW	GEM County
	S27	NENE	NWNE	GEM County
Point(s) of Injection:	T10N R01E S22	SWNW	SESW	GEM County
Point(s) of Re-diversion:	T10N R01E S22	SWNW	SESW	GEM County

Place of use Legal Description for: IRRIGATION

NE										NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
10N	01E	22	:								:											
10N	01E	26	:								:											
10N	01E	27	:	30		30					:	20										
TOTAL ACRES																				200.0		

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

Place of use location for WILDLIFE is the same location as described for: IRRIGATION

Pou County: GEM

Other Water Rights Listing Overlapping Place(s) of use:

65-03012 65-13599 *1/2 of 200 acres above*

Remarks: Wildlife use is for upland fowl habitat improvement.
Diversion points are same as re-diversion points but separate
from injection points in SWNW and SESW, S22, T10N, R01E.

Dates: App. Received: 02/23/1995 Priority Date: 02/23/1995
Proof Due Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

*1/2 of 200 acres
24 acres
SWNW S22*

MAY 27 1995

Comments: Date: 01/25/1995 User-ID: CHODGES Subject: ADDITIONAL INFORMATION

Two reservoirs and connecting pipeline will be used to collect flows from several unnamed drainages for irrigation and wildlife purposes. A brief system description beginning at the uppermost (northernmost) diversion: Flows diverted at P/D #1 into pipe and conveyed south to a point of injection just upstream from P/D #2. P/D #2 is diversion to reservoir A and also a rediversion point. From reservoir A, flows conveyed south in a pipeline to a point of injection just upstream from P/D #3. P/D #3 is also a rediversion point. At P/D #3, flows conveyed southeast in a pipeline to enter reservoir B (P/D #4). P/D #5 is an open ditch which also enters reservoir B. Irrigation may occur from either reservoir or from any point along the pipeline. Reservoir sizes: A is an existing offstream reservoir which was abandoned and is in disrepair. Size = 1 acre X 5' avg depth = 5AF. Dam height = 8', toe to spillway, unknown freeboard height. B will be an onstream reservoir with dam height = approx 18'. Estimated size = 3 acres X 9' avg depth = 27AF. Wildlife use will consist of habitat creation and maintenance for upland fowl.

Date: 03/03/1995 User-ID: SLESTER Subject: MAPS PLUS LOCAL CONTACT PERSON
Prepared topo and diagram in attempt to show joint applications 65-13598 & 65-13599 together. These are with -13598.
Local contact person per file correspondence is Jack Mooers, PO Box 70, Ola 83657 (584-3728).

Audit: 01/25/95 CHODGES 02/27/95 SCURTIS

MAY 31 1995



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

December 15, 2004

Charlie Honsinger
C/o Ringert Clark Charter Lawyers
PO Box 2773
Boise ID 83701

Re: ~~Permit 65-13598~~

RECEIVED
DEC 17 2004
DEPARTMENT OF
WATER RESOURCES

Dear Charlie:

Per your request, the purpose of this letter is to confirm that Permit 65-13598, in the name of Betty Derbonne, allows diversion from Fir Tree Gulch for wildlife storage.

A field exam was conducted on the permit August 21, 2001. Based on the field exam findings at that time, diversion of 26.2 afa and 1.0 cfs from Fir Tree Gulch for wildlife storage in five ponds was recommended for licensing. One of the five ponds is also known as Fir Tree Reservoir located in the SWNW, S22, T10N, R1E. The other four ponds are located in the N1/2NE, S27, T10N, R1E. The 26.2 volume amount recommended for licensing represents a one-time fill total storage capacity of all five ponds.

The water right license, based on the above information, is pending at the IDWR State Office for Permit 65-13598.

Please let me know if I can answer any questions.

Sincerely,

Lori Graves
Sr. Water Resource Agent

Graves, Lori

From: Lester, Steve
Sent: Wednesday, December 15, 2004 7:32 AM
To: Graves, Lori
Subject: FW: Mooers Permit no. 65-13598

Lori:

Please draft a letter for my review about this. Charlie thinks this might result in Jack withdrawing his protested application for more Fir Tree Creek water. That would be nice!

thanks

Steve

-----Original Message-----

From: Charlie Honsinger [mailto:clh@ringertclark.com]
Sent: Tuesday, December 14, 2004 4:09 PM
To: Steve Lester
Subject: Mooers Permit no. 65-13598

Dear Steve:

Per our conversation of earlier this afternoon, this will serve as my request to IDWR that it confirm in writing signed by IDWR personnel that water right no. 65-13598 held by Jack Mooers permits the diversion and storage of water into Fir Tree Reservoir located in T10N R1E, Section 22, SENW. Thank you.

Charlie Honsinger

12/15/2004



RECEIVED

NOV - 2 2004

DEPARTMENT OF
WATER RESOURCES

LAW OFFICES
601 W. Bannock Street
PO Box 2720, Boise, Idaho 83701
TELEPHONE 208 388-1200
FACSIMILE 208 388-1300
WEBSITE www.givenspursley.com

Gary G. Allen
Kelly T. Barbour *
Christopher J. Beeson
William C. Cole
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Eiguren
Timothy P. Feamside
Jeffrey C. Fereday
Steven J. Hippler
Karl T. Klein
Deborah K. Kristensen
Anne C. Kunkel
Jeremy G. Ladle
Franklin G. Lee
David R. Lombardi

D. David Lorello, Jr.
Emily A. MacMaster
Kimberly D. Maloney
John M. Marshall
Kenneth R. McClure
Kelly Greene McConnell
Cynthia A. Melillo
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Angela K. Nelson
Deborah E. Nelson
W. Hugh O'Riordan, LL.M.
Michael C. Orr
Kenneth L. Pursley

Bradley V. Sneed
H. Barton Thomas, LL.M.
J. William Vann
Conley E. Ward
Robert B. White
Michael V. Woodhouse

Raymond D. Givens
RETIRED

James A. McClure
RETIRED

*Licensed in Texas

November 1, 2004

Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Re: Water Right Permit Nos. 65-13677, 65-13598, and 65-13599
Our File No. 7346-1

To Whom It May Concern:

Please notify me when any action is taken with respect to Permits 65-13677, 65-13598, and 65-13599. My contact information is as follows:

Deborah E. Nelson
Givens Pursley LLP
601 West Bannock Street
P.O. Box 2720
Boise, ID 83701-2720
Telephone: 208-388-1200
Facsimile: 208-388-1300

Thank you for your assistance with this matter. If you have any questions or require any additional information please call.

Sincerely,

Deborah E. Nelson

DEN:kdt S:\CLIENTS\7346\IDEN Ltr to IDWR re Notification re Permits 65-13677- 65-13598 and 65-13599.DOC

NOTE

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Idaho State Office
1387 S. Vinnell Way
Boise, Idaho 83709-1657

RECEIVED

OCT 21 2004

WATER RESOURCES
WESTERN REGION

September 20, 2004

Mr. Charles L. Honsinger
P.O. Box 2773
Boise, Idaho 83701

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NOV - 4 2004

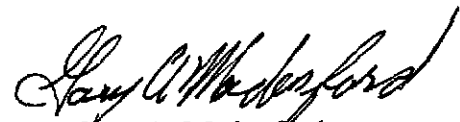
DEPARTMENT OF
WATER RESOURCES

RE: Fir Tree Gulch Diversion

Dear Charlie,

The air photo you provided to our office dated July 23, 1969 shows evidence that the diversion in question on Fir Tree Gulch was built prior to FLPMA and did not require a permit at the time it was built. The BLM's concerns regarding the diversion and canal on public land, claim number 65-13598 have been satisfied.

If you have any questions, please call at (208) 373-3828.



Gary A. Madenford

cc: Lori Graves

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SEP 21 2004

WATER RESOURCES
WESTERN REGION

September 20, 2004

Laura E. Burn
Jeffrey R. Christenson
David P. Claiborne
D. Blair Clark
S. Bryce Farris
David Hammerquist
Charles L. Honsinger
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
Daniel V. Steenson
Allan L. Sweeney

William F. Ringen, of Counsel
Samuel Kaufman (1921-1986)

Ms Lori Graves
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

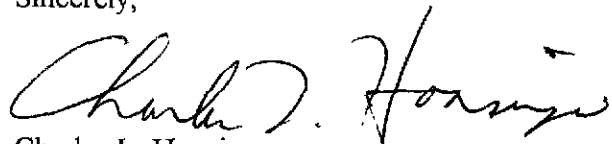
Re Permit No 65-13598

Dear Lori

Some time ago, you requested information showing that the United States Bureau of Land Management either has given my client, Jack Mooers, an easement to divert water under the above-referenced water right, or does not object to the diversion of the same. To that end, please find enclosed a letter from Gary Madenford of the BLM pointing out that the agency's concerns regarding the diversion from Fir Tree Gulch (the source of the above-referenced water right) have been satisfied.

Please call me with any other questions or concerns that you may have regarding this matter

Sincerely,


Charles L. Honsinger

enclosure

cc Jack Mooers
Ed Squires

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SEP 21 2004

WATER RESOURCES
WESTERN REGION

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Idaho State Office
1387 S. Vinnell Way
Boise, Idaho 83709-1657

September 20, 2004

Mr. Charles L. Honsinger
P.O. Box 2773
Boise, Idaho 83701

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Dear Charlie,

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If you have any questions, please call at (208) 373-3828.



Gary A. Madenford

cc: Lori Graves

OCT - 2 2003

Department of Water Resources

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JUN 03 2003

WATER RESOURCES
WESTERN REGION

June 2, 2003

Laura E. Burn
Jeffrey R. Christenson
D. Blair Clark
Michael J. Doolittle
S. Bruce Farris
Patrick D. Furr
David Hammitquist
Charles L. Horsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
William F. Ringert
Daniel V. Stecnson
Allan L. Sweeney

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SEP 23 2003

WATER RESOURCES
WESTERN REGION

Samuel Kaufman (1921-1986)

Mr. Gary Spackman
Ms. Lori Graves
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: Measuring Devices for Permit Nos. 65-13598 and 65-13599, and Jack Mooers'
Intent Re: Diversions of Water

Dear Mr. Spackman and Ms. Graves:

I had intended to get this correspondence to you last week. However, because I was out of town on other matters for most of last week, I did not receive my client's approval of this correspondence until today. I apologize for the delay.

Thank you both for taking the time to visit the Mooers property on May 8, 2003. We are hopeful that your understanding of Mr. Mooers' diversions and water use is much more clear as a result.

After my conversations with you over the past couple of weeks, and after conversations with my client and his consulting hydrogeologist, Ed Squires, I write to inform you of the actions which Mr. Mooers has agreed to take, and certain other actions Mr. Mooers intends to take in furtherance of the development of his water rights and his property.

1. Actions Pursuant to Discussions During the May 8, 2003 Site Visit

Pursuant to recent conversations with both of you, it is my understanding that, so long as Mr. Mooers takes the actions on which he agreed during our joint site visit of May 8, 2003, IDWR will not require that he install measuring devices contemplated by the above-referenced permits.

During the May 8, 2003 site visit, my client agreed to act as follows.

1. Ensure that the "overflow" from diversions of spring water to Mr. Mooers' domestic water cistern remains in the basin feeding Mr. McKenzie's "southern" instream stockwater right. Mr. Mooers will take action either to pipe the

Gary Spackman

Lori Graves

June 2, 2003

Page 2

"overflow" currently spilling into a separate drainage back into its originating drainage, or install a float valve mechanism in his cistern to ensure that no such "overflow" occurs.

2. Ensure that Mr. Mooers' diversions from Fir Tree Gulch cease upon his receipt of notice that water from Sagehen Reservoir is being used to supplement flows in Squaw Creek. We request that IDWR notify us as soon as the call for storage water from Sagehen Reservoir is made
3. Ensure that Mr. Mooers does not divert any water from the Box Canyon area where he has placed a collection device and drilled a small well. To this end, Mr. Mooers has already placed a more secure cap (thereby ensuring a tighter seal) on the pipe through which he could divert water from the Box Canyon area.

As I stated above, it is my understanding from our recent conversations, that so long as Mr. Mooers acts as outlined, IDWR will not require that any measuring devices be placed on the Mooers diversion works. Based upon Mr. Mooers' agreement, my recent conversations with both of you regarding measurement devices, and, pursuant to the suggestion in Ms. Graves' letter of April 4, 2003, Mr. Mooers hereby requests that the measuring device requirements be removed from Permit Nos. 65-13598 and 65-13599.

If you believe that removal of the condition is inappropriate, or that some other solution should be discussed, please contact me immediately.

2. Action to Ensure that Water Flows Naturally from Box Canyon Springs

Mr. Mooers is aware that if he desires to divert water under either of his permits, he must establish that water is available for his diversions. Therefore, to that end, Mr. Mooers intends to seal the pipe from the Box Canyon collection device through which the Suttons' water right is currently being delivered. Thus, the Suttons will have to get their water from their original ditch diversion on their own property.

Mr. Mooers is taking this action pursuant to both my advice, and that of Ed Squires. Mr. Squires and I believe that in order to determine whether any water is available for his own diversions, Mr. Mooers must determine the time periods during which the natural flow of water from the Box Canyon springs reaches both the Sutton diversion, and the McKenzie property. It is not Mr. Mooers' intent to cause any hardship to the Suttons; it is instead his intent to determine whether there are any Box Canyon flows available to fill his own permitted water rights. Mr. Mooers certainly appreciates the good relationship he has with the Suttons, and expects to

Gary Spackman
Lori Graves
June 2, 2003
Page 3

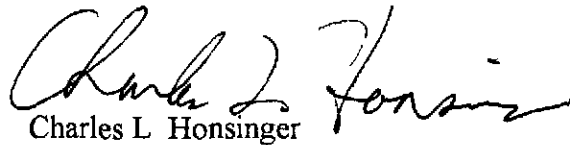
continue to work with the Suttons in a joint attempt to meet the parties' water rights. Although Mr. Mooers will personally be calling the Suttons, we are also notifying the Suttons, by mailing them a copy of this letter, that on or about June 4, 2003, Mr. Mooers intends to seal the pipe through which their Box Canyon springs water is currently delivered, and that they will be required to use their diversion ditch for at least one year.

The sealing of the pipe may or may not be permanent, depending upon what Mr. Mooers learns about the natural flow of water from the Box Canyon Springs. Regardless, Mr. Mooers will not interfere with any naturally flowing water from the Box Canyon Springs until he obtains information showing that he either can or can not divert water without affecting the water rights of either Mr. McKenzie or the Suttons, and until he provides notice of his intent to with respect to the springs to IDWR and both parties dependent upon those spring flows.

Mr. Mooers will also be observing flows feeding the other water right held by Mr. Sutton and the water right held by Mr. Carlock to determine whether and when Mr. Mooers will be able to divert water under his permit and pending application. Once sufficient information is obtained, we will inform IDWR and the parties of Mr. Mooers' intentions regarding his permits and his application.

Should you have any questions or concerns regarding any of these matters, please feel free to contact me for discussion.

Sincerely,


Charles L. Honsinger

cc. Jack Mooers
Ed Squires
Chuck McKenzie
Allan Sutton
Pat Carlock

RECEIVED

JUL 22 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13599

1. Owner: Betty Derbonne Phone No. 619-225-1254

Current Address: 3940 Hancock St #202, San Diego CA 92110

2. Accompanied by: Jack Moorer EXAM DATE: 8/21/01

Address: PO Box 70, Oia ID 83657 Phone No. 584-3728

Relationship to Permit Holder: Husband

3. Source: Fir Tree Gulch Creek tributary to Squaw Creek
~~Unnamed Stream~~ *see narrative* ~~Squaw Creek~~

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:

[illegible]

2 Place(s) of Use.

Indicate Method of Determination

[illegible]

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

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

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

X 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: See John Westra's pipe flow analysis dated 8/28/2001

E. NARRATIVE/REMARKS/COMMENTS

Fir Tree Gulch Creek is diverted through a 10" pipe with screen which gradually reduces to a 3" pipe into the storage reservoir. The reservoir was empty at the time of the exam because applicant was planning to apply bentonite to prevent seepage. Four small ponds were also developed in an unnamed stream bed in the N1/2 S27. Each small pond was recommended as a p/d. Another separate stream in the SWNWNE S27, located in Scott's Gulch, had also been plumbed to the small ponds in S27, however this diversion was not recommended since it was developed after proof of beneficial use had been submitted in April, 2000. The irrigation portion under this permit has not been developed. No other rights are used.

Applicant stated that he wishes to irrigate 10 acres of garlic and 50 acres of pasture from storage water in the future. An application for permit has been requested from applicant to cover his future irrigation use and also the unnamed stream p/d he developed in Scott's Gulch after proof was submitted.

Have conditions of permit approval been met? ___ yes X no

F. FLOW CALCULATIONS

___Y___ Additional Computation Sheets Attached

Measured Method:

1.0 cfs (See John Westa's analysis dated 8/28/01)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

Pond 1: 10 af

2: 1 af

3: 1 af

4: 2.9 af

5: 11.3 af

See attached map for pond locations by number. Volume amounts determined per John Westra's field measurements.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period Of Use		Rate Of Diversion Q (CFS)	Annual Volume V (AFA)
	From	To		
Wildlife Storage	1/1	12/31		26.2
Div to Storage	1/1	12/31	1.0	
TOTAL			1.0 cfs	26.2 afa

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**

Lori Graves –Senior Agent

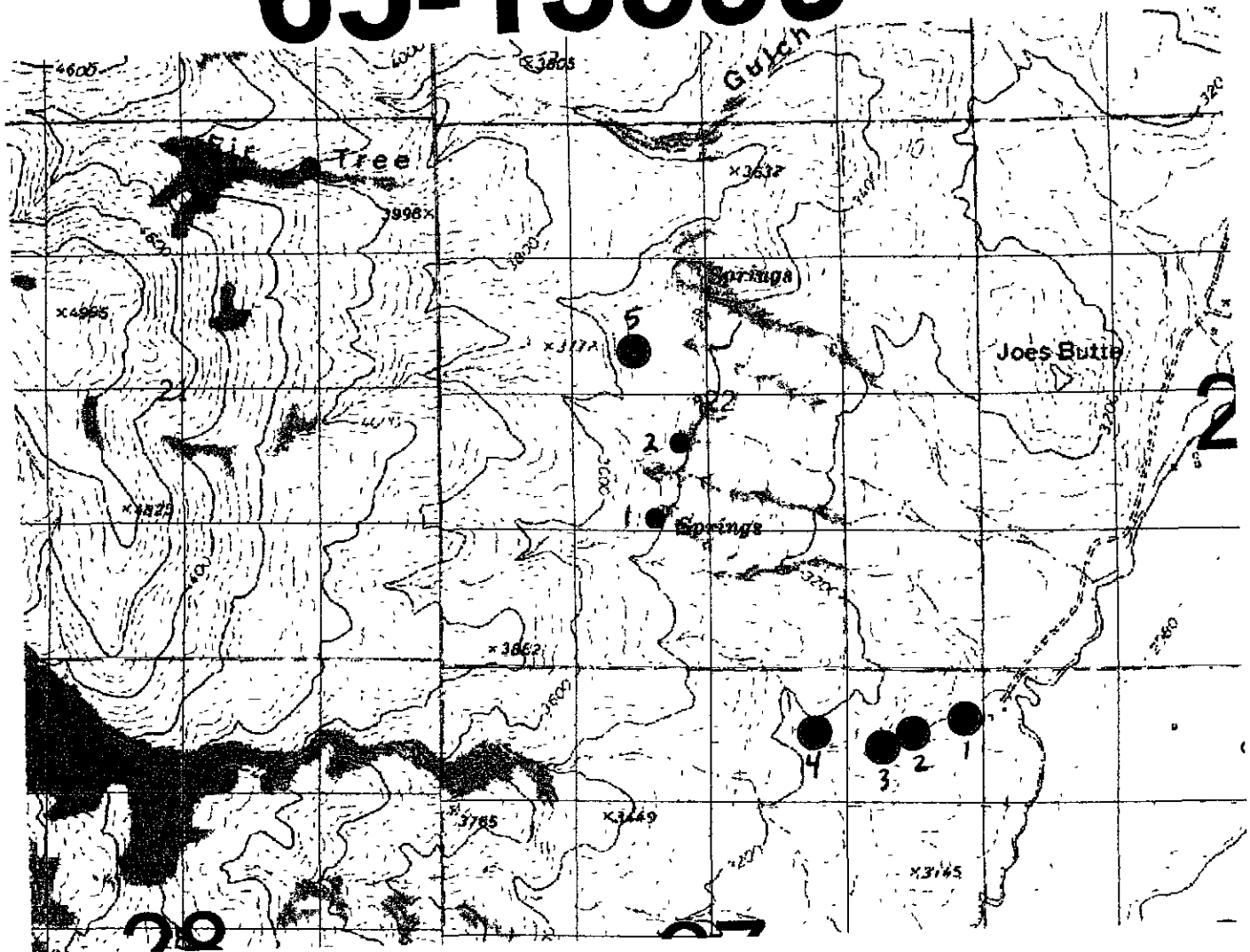
Field Examiner's Name Lori Graves Date 6/27/02

Reviewer _____ Date _____

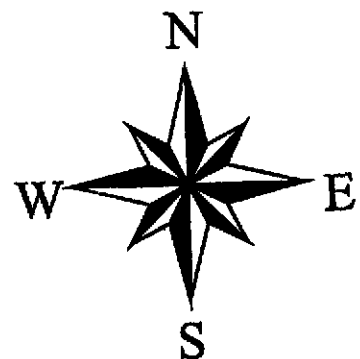
SEAL

65-13598•

65-13599



- Reservoirs
- Springs
- Fir Tree Gulch Creek p/d
- Section 1/41/4



#65-13598 Jack Mooers
License Examination Analysis
8/28/01

JFW, Western Region

RE: Diversion to Storage Component—Flow Rate

Mr. Mooers stated the pipeline from the Fir Tree Spring to Reservoir #5 consists of 10", 8", 6", 3" dia PVC pipe, but was he unable to recall the specific lengths of each diameter. In reviewing the USGS topo map it is estimated the pipeline is approx. 1 mile in length and has an elevation drop of 480 ft.

In analyzing the system it will be assumed the lengths of pipe will be the same for each diameter, 1320 ft. By doing some preliminary calculations (Bernoulli, Darcy-Wiesback) for head losses caused by friction, pipe entrances and contractions for the system, it appears the losses could exceed 100 ft. The velocity in the 3" dia. pipe could be greater than 20 ft/sec, which far exceeds any design parameters.

Assume: the 3" dia pipe is the control
Elevation drop 480 ft
Pipe length-1320 ft.

Q= Flow rate--cfs
D= pipe dia. .25 ft
H= Head 480 ft
N= .010 for PVC

$$Q = \frac{6.3 D^2 H^{1/2}}{[2 + 184.8 N^2 L/D^{1.33}]^{1/2}}$$

$$Q = \frac{6.3 (.25 \text{ Ft})^2 (480 \text{ Ft})^{1/2}}{[2 + 184.8 (.010)^2 1320 \text{ Ft.} / (.25)^{1.33}]^{1/2}}$$
$$Q = .69 \text{ CFS}$$

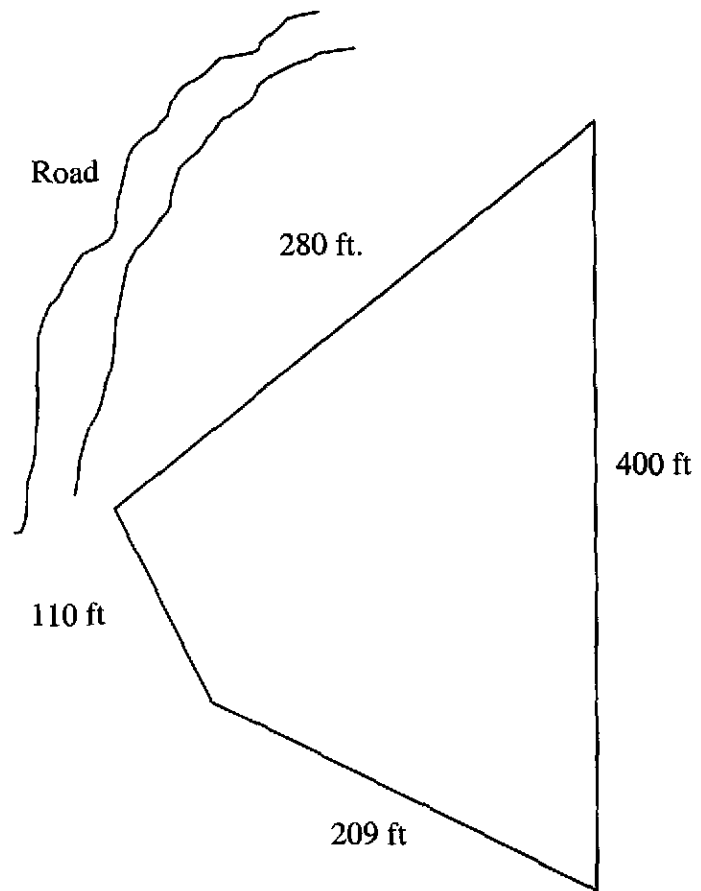
Recommendation: Given the assumptions/unknowns would recommend 1 CFS as the flow rate for **diversion to storage**.

License Exam

Jack Moores Pond #5

Permit #65-13598

5/24/02



Note: Drawing not to scale, dimensions taken with measuring wheel, hand level

Location: 10N-1E-22-SE1/4-NW1/4

Ave. Pond Depth—13.5 ft

Assume -2:1+ bank slopes

Approx. Pond Surface Area—1.4 ac.

Approx. Pond Storage—13.5 ft depth X 1.4 ac. surface X .6 factor = **11.3 ac-ft**

PHOTOGRAPHS

Moorers Pond #5 65-13598

5/24/02

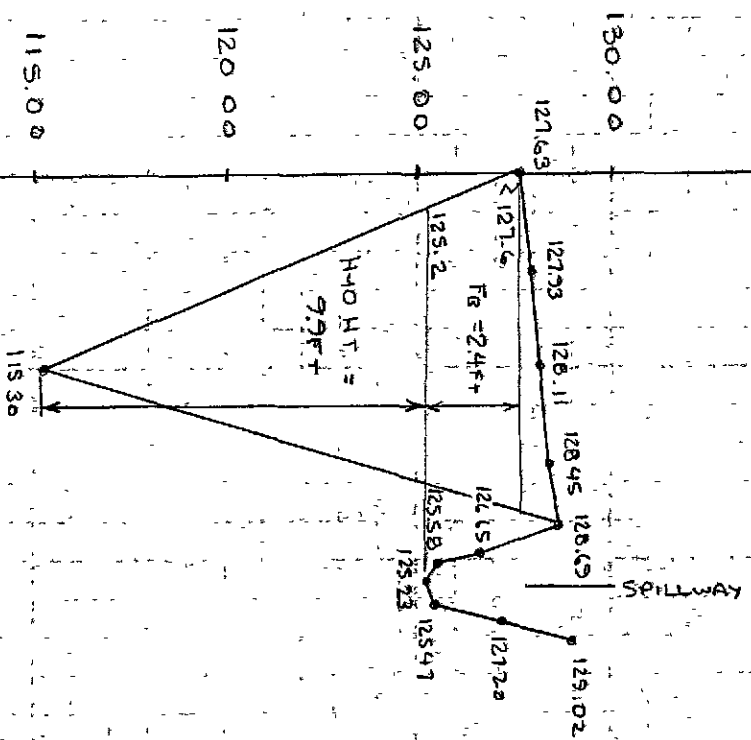


Photo #1: Overview of the pond from the southwest corner.



Photo #2: Closeup of pond at max. depth section-northeast side. Approx. 2:1 bank slope.

B.M. = 100.00 FT. SEE DESCRIPTION & LOCATION ON LOWER DAM SURVEY (D65-13598D)



MOOGERS DAM (No. 3) (D65-13598B)

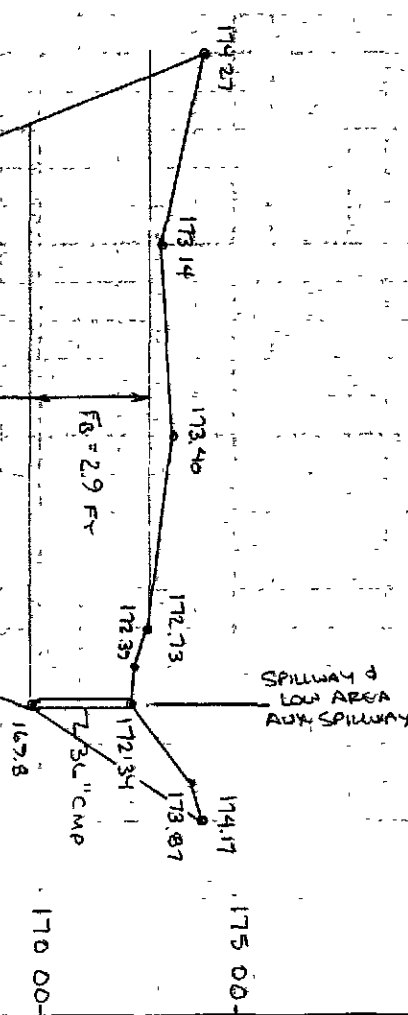
DOWNSTREAM VIEW OF DAM

SURVEYED BY AMS & JWS - 5/24/2002

NOTE: DAM TOO SMALL FOR IDUCK JURISDICTION

SCALE: HORIZ. - $1" = 50 FT$
VERT. - $1" = 5 FT$

500 SHEETS, FULL 8 SQUARE
100 SHEETS, FULL 8 SQUARE
100 SHEETS, EYE CASE 8 SQUARE
200 SHEETS, EYE CASE 8 SQUARE
200 RECYCLED WHITE 8 SQUARE
42-382
42-382
13-762



MOOGERS DAM (No. 4) (D65-13598A)

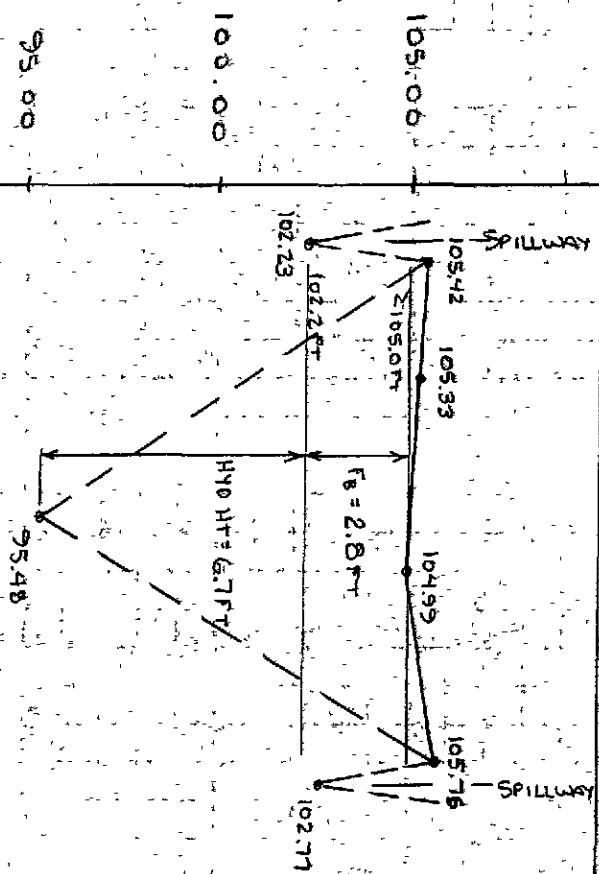
DOWNSTREAM VIEW OF DAM

SURVEYED BY AMS & JWS - 11/30/00
RESURVEYED BY AMS & JWS - 5/24/02

SCALE: HORIZ. - $1" = 50 FT$
VERT. - $1" = 5 FT$

NOTE: RESURVEYED AT 2.9 AC-FT
DAM IS LOCATED IN LOW RISK
AREA. DAM IS NOT
JURISDICTIONAL.

BM = 100.00 ft. SEE DESCRIPTION & LOCATION ON LOWER DAM (065-13590.D)



MOORE & DAW (No. 2) (D65-13598C)

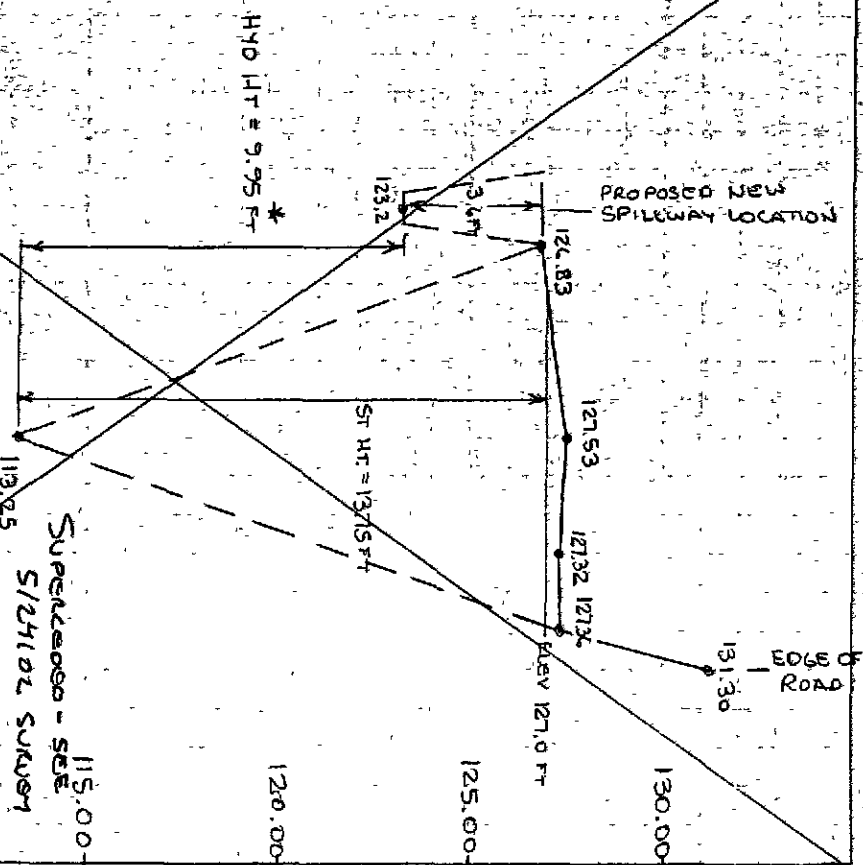
Downstream View of Dam

Surrendered By: Ans & Ju - 11/30/00

Scale: Horiz - 1" = 50 ft

Vert - 1" = 5ft

NOTE: DAM HAS A HYDRAULIC HEIGHT OF ONLY 6.7 FT. & SINCE RESV IS SMALL < 1 AC-FT DAM IS NOT STRUCTURAL.



MOORE'S DATA (No. 3) (D65-13598B)

Downstream View of Dam

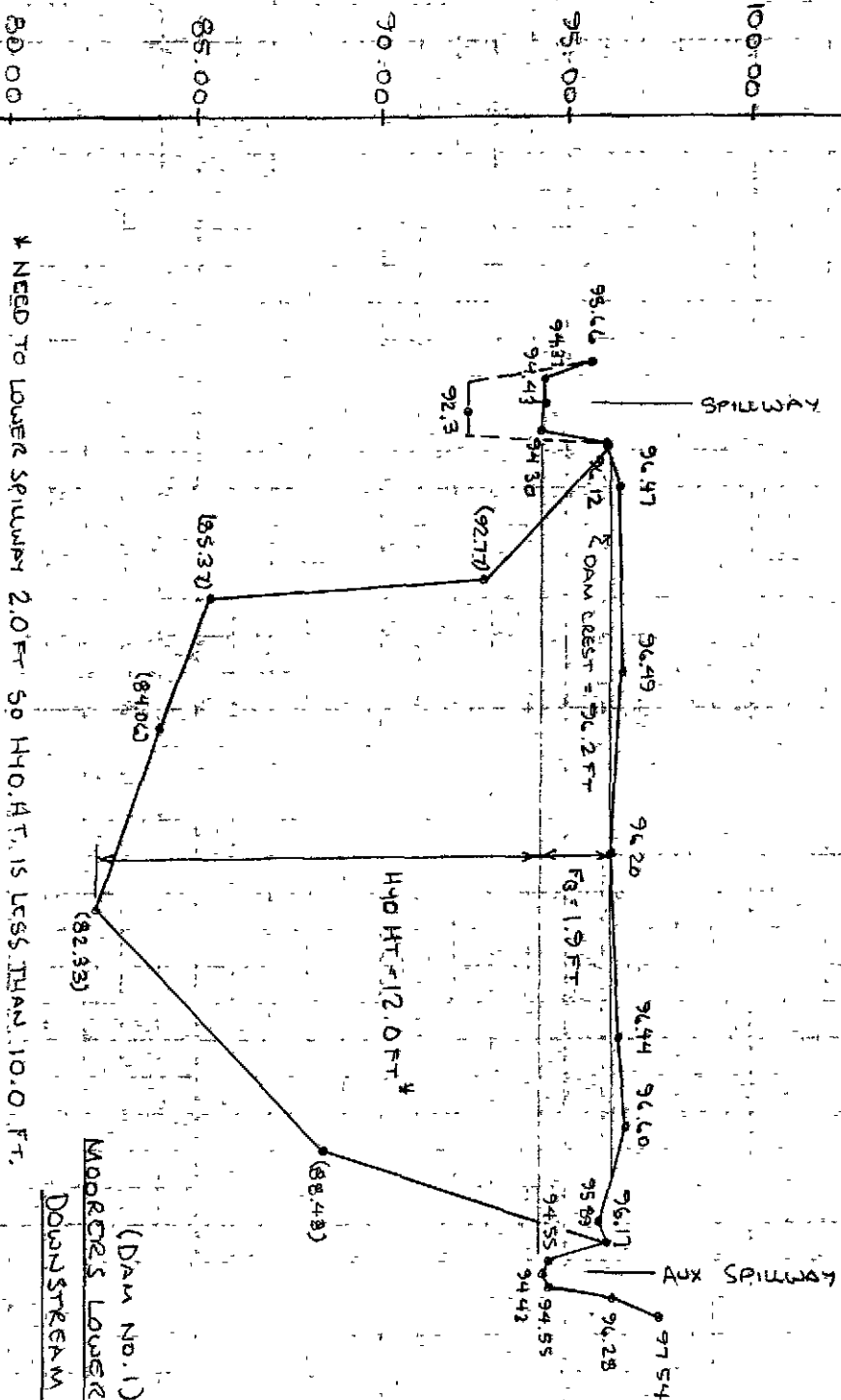
Surveyed by Ann & Jim - 11/30/02

Scale: Horiz- 1" = 50 Ft

VERT. 1" = 5 FT

* - TO KEEP DAM OUT OF EDWR. JURISDICTION!
SELUWAY NEEDS TO BE AT LEAST 3.6 FT DEEP
AND HAVE A BASELIGNMENT OF 10 FT. HYDRAULIC HEIGHT
OF DAM CANNOT EXCEED 10 FT.

BM = 100.00 FT. SEE "2" NUMBER ON PILE POST LOCATED ON LEFT ABUTMENT, DOWNSTREAM OF DAM.



(Dam No. 1)
MODERES LOWER DAM (DGS-13538 D)
DOWNSTREAM VIEW OF DAM
FT.

Reviewed by Aug & Jim - 11/30/2000
Reviewed by Aug & Jim - 5/24/2002

NOTE: ELEN'S SHOWN IS (?)'S TAKEN 11/30/00.
ALL OTHERS ELEN'S TAKEN 5/24/02.

Scale: Horiz - 1" = 50 FT
Vert - 1" = 5 FT

* NEED TO LOWER SPILLWAY 2.0 FT. SO H₂O. H.T. IS LESS THAN 10.0 FT.

SURVEY NOTES : TOP OF 8" PVC RISE (NOTCH)

Rescue = 385 ft (5/24/02)

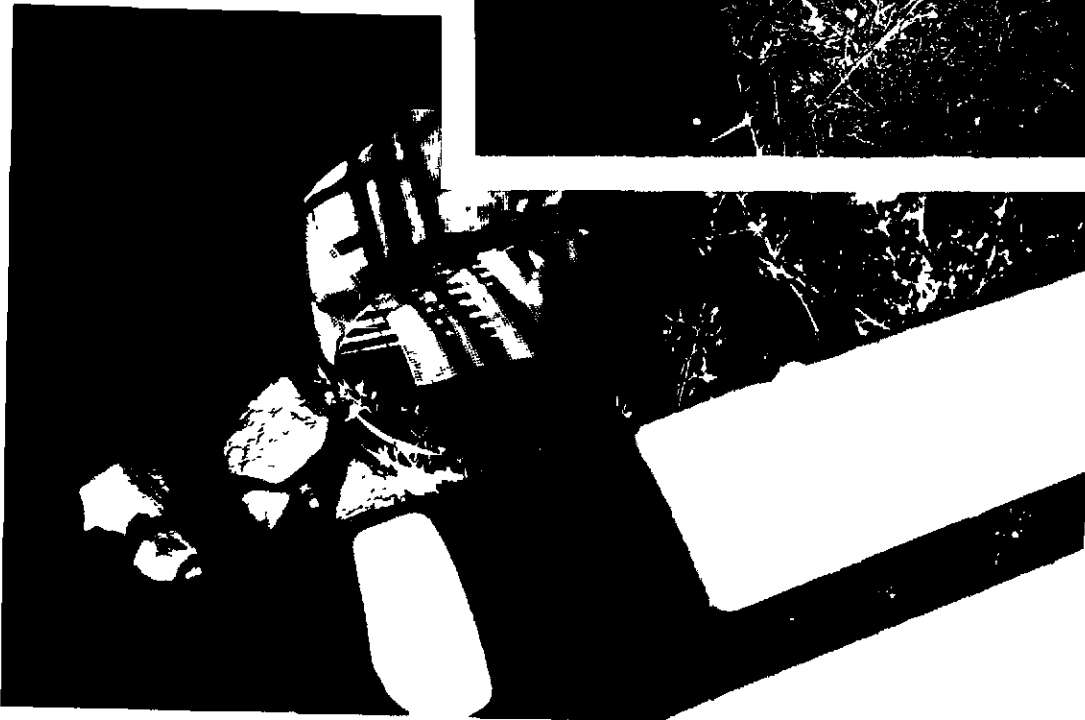
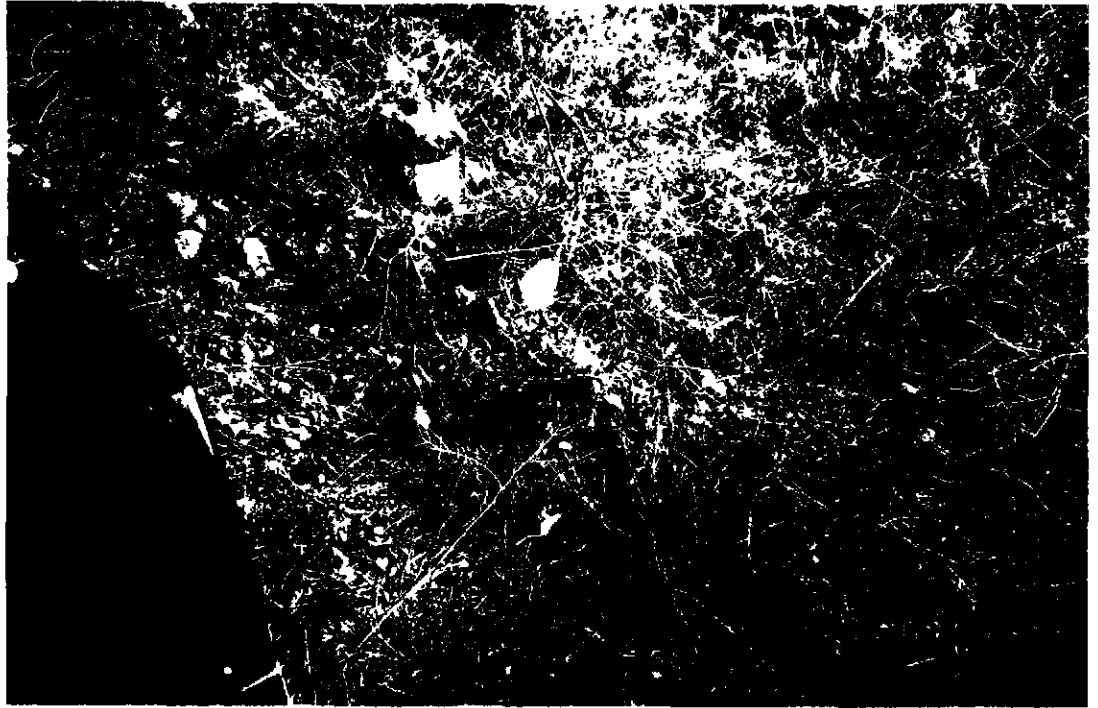
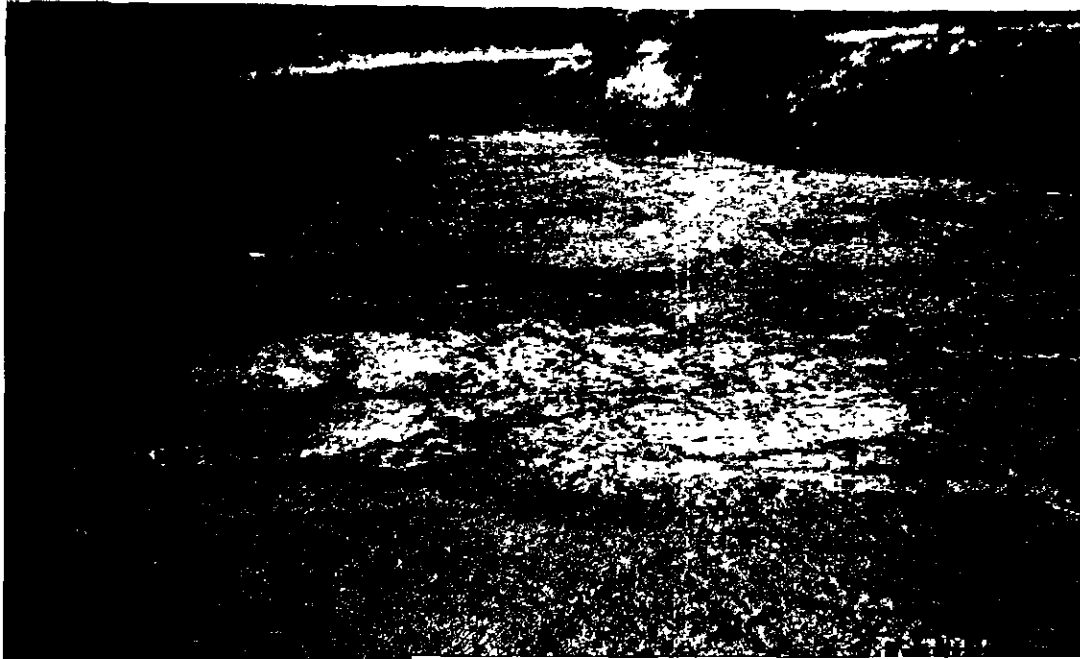
Resv Fetch = 200 Pt

Res Area = 1 acre

$$\text{Resv Capacity} = \pm (1 \text{ A.C.} \times 10 \text{ Ft Deep}) = 10 \text{ A.C. Ft}$$

13-782	500 SHEETS FILTER	5 SQUARE
42-381	50 SHEETS EYE-EASE	5 SQUARE
42-382	100 SHEETS EYE-EASE	5 SQUARE
42-389	200 SHEETS EYE-EASE	5 SQUARE
42-392	100 RECYCLED WHITE	5 SQUARE
42-398	200 RECYCLED WHITE	5 SQUARE

Join the National Brand





Pond 1



Pond 2



Pond 3

Pond 4
65-13677



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 8, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BETTY L DERBONNE
JACK MOOERS
PO BOX 70
OLA ID 83657

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13598

Dear Permit Holder:

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

While reviewing the Proof of Beneficial Use form you filed with the department, I had two questions. According to condition of approval no. 5 of your permit, you are required to permanently install and maintain a measuring device and controlling works as part of the diverting works. Secondly, the permit allows Irrigation, Irrigation Storage, Irrigation from Storage, Wildlife, etc.; stockwater is not an authorized use. 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. You must have the measuring device and controlling works installed when the department conducts the examination.

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,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
MAY 25 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 05-13598 Reviewed by D. Ellis Date 4/28/00

GENERAL CONSIDERATIONS

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

TYPES OF USE

Irrigation, Wildlife
& Stockwater
Correct Uses? Irrig. & Wildlife permitted

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?
\$175 Amount Submitted
Yes Correct?

MEASURING DEVICE

Yes Required?
? Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received 4/14/00
Date proof due 5/1/00 -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

DATA ENTRY

New Address P.O. Box 70 Proof Made 4/14/00
Ola, Id. 83657

RECEIPT
For Momes Paid
to the
Idaho Department of Water Resources

Receipt No:

004151127

Date:

Time:

1 1 2000
10:45 AM

Received

From:

PEOPLES OF IDAHO

Type of Payment

Program A cct

Amount

BENEFICIAL USE F&I F&I

10000

10000

10000

Total

10000

CHECK

10000

Regional STATE

Signature

J. Masi

MICROFILMED
JUN 26 2000

February 28, 2000

BETTY L DERBONNE
3940 HANCOCK ST #202
SAN DIEGO CA 92110

PROOF DUE NOTICE

RE: PERMIT NO. 65-13598

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before May 1, 2000.

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

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

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

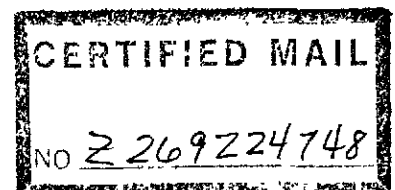
SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

UNRECORDED

JUN 26 2000





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 15, 1995

BETTY L DERBONNE
3940 HANCOCK ST #202
SAN DIEGO CA 92110

PERMIT APPROVAL NOTICE

RE: PERMIT NOS. 65-13598 AND 65-13599

Dear Permit Holder:

Enclosed are copies of your approved applications for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listings on the permits.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permits were issued, and you must proceed diligently until the projects are completed. The dates shown under condition no. 1 are the dates when the projects must be completed.

The Department will send you "Proof Due Notices" approximately 60 days prior to the above referenced date requesting you to file either Proof of Beneficial Use forms or a Request for Extension of Time form.

Regarding permit no. 65-13598, be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

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.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion

MAY 31 1995

structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

A handwritten signature in cursive script that reads "Shelley Walter Keen". The signature is written in dark ink and is positioned above the printed name.

Shelley Walter Keen
Water Rights Supervisor

SWK:rl

Enclosure

MAY 31 1995

RECEIVE

MAR 23 1995

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
ss.
COUNTY OF GEM,

Ginger Johnson 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
March 15, 1995,
and ending with the issue of
March 22, 1995
Ginger Johnson

Subscribed and sworn to me this
22nd day of
March, 1995
Ginger Johnson
Notary Public
Residing at Emmett, Idaho

MY COMMISSION EXPIRES
JUNE 21st, 1997

My Commission Expires _____

NOTICE OF APPLICATION FOR WATER RIGHT

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

DERBONNE, BETTY L
3940 HANCOCK ST #202
SAN DIEGO, CA 92110
Source: UNNAMED STREAMS
Source FIR TREE GULCH
Diversion Pt: LOT 1 (NENE)

Tributary: SQUAW CREEK
Tributary: SQUAW CREEK

Sec 21 T 10N R 01E in GEM County.
- SWNW Sec 22 T 10N R 01E in GEM County.
- SWNW Sec 22 T 10N R 01E in GEM County.
- SWNW Sec 22 T 10N R 01E in GEM County.
- SESW Sec 22 T 10N R 01E in GEM County.
- SESW Sec 22 T 10N R 01E in GEM County.
- SESW Sec 22 T 10N R 01E in GEM County.
- NENE Sec 27 T 10N R 01E in GEM County.
- NWNE Sec 27 T 10N R 01E in GEM County.

Use IRRIGATION (4.000 CFS)
IRRIGATION STORAGE { 32.00 AF
IRRIGATION FROM STORAGE { 32.00 AF
WILDLIFE (4.000 CFS)
WILDLIFE STORAGE (32.00 AF
DIVERSION TO STORAGE { 4.000 CFS
Total Diversion: { 4.000 CFS
Date Filed: 2/23/1995

In: GEM County
T10N R01E S22 NESW NWSW SWSW SESW
S26 SWSE
S27 NWNW NENE NWNE NENW
200 0 ACRES TOTAL

65-13598

DERBONNE, BETTY L
3940 HANCOCK ST #202
SAN DIEGO, CA 92110
Source: SPRINGS
Diversion Pt

Tributary: SQUAW CREEK
NENSW Sec 22 T 10N R 01E in GEM County
SESEW Sec 22 T 10N R 01E in GEM County
NENSW Sec 22 T 10N R 01E in GEM County
SESEW Sec 22 T 10N R 01E in GEM County.
SWNWSE Sec 22 T 10N R 01E in GEM County.
SENWSE Sec 22 T 10N R 01E in GEM County.

Use IRRIGATION { 2.800 CFS
STOCKWATER { 0.030 CFS
DOMESTIC { 0.040 CFS
Total Diversion: { 2.870 CFS
Date Filed: 2/23/1995
In: GEM County
T10N R01E S22 SWNE SESW NWSE SWSE
S26 NWNW
S27 NENE NWNE NENW
140 0 ACRES TOTAL

65-13603

NEWELL, DEANA J
NEWELL, CHARLIE W
PO BOX 100
HORSESHOE BEND, ID 83629
Source: SPRING
Diversion Pt:
Use STOCKWATER
DOMESTIC
Total Diversion:
Date Filed: 3/1/1995
In: GEM County
T07N R01E S14

Tributary: PAYETTE RIVER
NWNWSE Sec 14 T 07N R 01E in GEM County.
{ 0.020 CFS
{ 0.040 CFS
{ 0.060 CFS

65-13586

CHARTERS, DEAN
1507 JORDAN LN
EMMETT, ID 83617
Source: UNNAMED DRAIN
Diversion Pt: LOT 2

Tributary: PAYETTE RIVER
(NWNE) Sec 4 T 06N R 01W in GEM County.
SWNE Sec 4 T 06N R 01W in GEM County.
{ 0.20 CFS
{ 0.20 CFS

Use IRRIGATION {
Total Diversion {
Date Filed: 10/24/1994
In: GEM County
T06N R01W S04 SWNE
10 0 ACRES TOTAL

65-13592

HAW CREEK RANCH INC
PO BOX 785
EMMETT, ID 83617
Source: GROUNDWATER
Diversion Pt
Use IRRIGATION {
Total Diversion {
Date Filed: 1/12/1995
In: GEM County
T07N R01W S08
S17
S18

NENW Sec 17 T 07N R 01W in GEM County.
{ 1.00 CFS
{ 1.00 CFS
SESW
NENW NWNW SWNW SENW
NWSW SWSW
NESE SESE

360 0 ACRES TOTAL
This right will irrigate 50 acres per year in a 360 acre rotation area.

65-13591

HAW CREEK RANCH INC
PO BOX 785
EMMETT, ID 83617
Source: GROUNDWATER
Diversion Pt

NENE Sec 8 T 07N R 01W in GEM County.
NWNE Sec 8 T 07N R 01W in GEM County.
SWNE Sec 8 T 07N R 01W in GEM County.
SENE Sec 8 T 07N R 01W in GEM County.

Use IRRIGATION { 1.00 CFS
Total Diversion { 1.00 CFS
Date Filed: 1/12/1995
In: GEM County
T07N R01W S08 NENE NWNE SWNE SENE
S09 NWNW SWNW

240 0 ACRES TOTAL
A single well in the NE 1/4 will irrigate 50 acres per year in a 240 acre rotation area

65-13590

WOODIE, RON
WOODIE, JUDY
PO BOX 785
EMMETT, ID 83617
Source: SPRING
Diversion Pt
Use STOCKWATER
Total Diversion
Date Filed: 1/12/1995
In: GEM County
T07N R01W S03 NESW

Tributary: HAW CREEK
NENSW Sec 3 T 07N R 01W in GEM County.
{ .030 CFS
{ .030 CFS

65-13589

WOODIE, RON
WOODIE, JUDY
PO BOX 785 EMMETT, ID 83617
Source: SPRING
Diversion Pt: LOT 3
Use STOCKWATER
Total Diversion
Date Filed: 1/12/1995
In: GEM County
T07N R01W S03 Lot 3(NENW)

Tributary: HAW CREEK
(SWNENW) Sec 3 T 07N R 01W in GEM County.
{ 030 CFS
{ 030 CFS

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 APRIL 3, 1995 The protestant must also send a copy of the protest to
the applicant

R. KEITH HIGGINSON, Director

Pub 3 - 15, 22, 1995

Legal Notice No. 2170
Published in the Messenger Index

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 65-13598 Name: Perbome Date: 5/1/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: W018632 Priority: 2/23/95 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020 (Prehearing agreement) or W19 (See Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
- 0.2 cfs - No MD
+ 5 a. (POU cmp) - 01M, 803 (if GW use SW 1st)
Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink):
Water District (dem) - 005 (reg) WD # 65A <SEE MAP & LISTING>
+ 0.2 cfs - 01J-P08 or 01M
- 0.2 cfs - 01H-P01 or No MD
+ 5 a. irr. - 01M (POU cmp)
In-WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
+ 5 a. irr. - 01M (POU cmp)
RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064 (consump. use), 047-P04 (Payette Lake), NA
USE:
Domestic (surface) - 021 (Boise R ↑ L Peak); ~~064~~ (Payette R); NA
Fish Propagation - 07A-042 (rq) - 010/06A/09E (WQ) - P10; 044 (N 1000 Spr)
Irr - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - 03A (0.02 cfs/A)
Mining - 054 (reg) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F (P19) - 09E (P10);
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09
Storage (✓ 3 compo.) - 18A (multi MD in WD), 18B-P09 (+10' dam), NA
LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP: Non-land owner - 004 (PD/PU) _____
OTHER CONDITIONS: _____
STANDARD REMARKS: USE USE
BENEFICIAL USE DUE: 5-1-1992
COMMENTS: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

10/16 RECEIVED
APR 21 1995

Department of Water Resources

INITIAL REVIEW BY: \$ 82 DATE: 3/3/95 APPLICATION: 65-13598

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: Gov't. Lots: Y P/D
☒ Nature of proposed use: (Include description of use) N P/U
☒ 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. ≥ 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:

ADDITIONAL INFORMATION

YES NO

☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
☐ Field check required: Field check by: _____
☐ Field report attached:
☒ Critical groundwater area:
☒ Groundwater management area:
☒ 1992 moratorium: *non perennial*
☒ Copy to SCA staff: (perennial stream, non-pump diversion)
☒ Copy to Dam Safety staff: (for any storage) - *copy to JFW already done*
☒ Basin 63 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:
☐ Power efficiency form:
☐ 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

DATE REQUESTED: _____

☒ Additional information on reverse side:

PROCESSING

APPLICATION NO.

65-13598

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

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. District Health

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☒ ☐
☐ ☐
☐ ☐
☐ ☐

U.S. BLM

U.S. Forest Svc.

Water Dist. # 65-A

Other

(Significant trib. flows
immediately trib to Squaw Cr.)

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:

Protests received. Final date for protest 4-3-95

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Dnr

Measuring device required:

Measuring port required:

Water delivered by water master? District # 65-A

Special conditions of approval or cover letter:

OS (65-A, Squaw Creek), OIE, 26A (Allow 5 yrs)

See below for additional information

Recommended Date or Priority 2/23/1995

Recommended by: Dnr Date 4/17/95

STATE OFFICE REVIEW

See below for additional information. By

Date

ADDITIONAL INFORMATION

Dam Safety Appl. has been filed.

Also see related Appl. 65-13599 which is for springs & includes
140 Ac. of the zero Ac. in 65-13598.

Overlap

P/O 65-00194 Dam. well (same O/I use in 65-13599).

P/O 65-03012 (Squaw Cr.) appears to be other land in NW 1/4 S.26.

See
PAC-CAMP
REPORT



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 9, 1995

KIRK DARNELL
BOX 13
SWEET ID 83670

Re: Applications for Water Rights Nos. 63-13598 and 63-13599 in
the Name of Betty L. Derbonne

Dear Sir:

Enclosed are copies of the above referenced applications for
water rights.

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

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure: Copy of Applications

RECEIVED
MAY 31 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 25, 1995

JACK MOOERS
PO BOX 70
OLA ID 83657
584-3728

*Local contact per
1/23/95 telephone mss*

RE: Application for Permit Filings 65-13598/13599

Dear Jack:

Enclosed are the draft filings we have discussed. Please review them carefully. I made several presumptions during the preparation of the applications; any necessary changes may be noted on the documents and I will correct our records upon receipt. I assumed the filings were to be in the name of Betty L. Derbonne, to remain consistent with other records.

Application no. 65-13598 reflects appropriation from the several unnamed streams and Fir Tree Gulch into two reservoirs. This is a complex application showing injection and re-diversion of flows between drainages. I have limited total irrigation to 200 acres to avoid a requirement to submit additional large diversion and development information. If you would like to include more acreage please let me know.

You will be required to obtain a storage certificate for the large dam and comply with Idaho dam safety standards for both impoundments. I have enclosed an application for construction permit for the proposed 18' dam. A staff person from our Dam Safety section will contact you after the application is submitted. We have no information on file for the existing dam in Section 22.

Application no. 65-13599 shows the multiple spring development for irrigation, stockwater and domestic uses. The irrigated area shown from the springs does not include the acres just below the upper reservoir, as I was uncertain how the flows could be delivered there. For stockwater purposes, I assumed 100 range cattle. If any of this is in error, please let me know.

I checked on Snake River Adjudication claim no. A65-03012 (irrigation from Squaw Creek, Section 26) to determine if we had enough information available to change the ownership of the claim to Betty L. Derbonne. Other files in Ms. Derbonne's name contain a warranty deed which also describes the land in Section 26, therefore, we will be making that change and will forward the updated claim copy to Ms. Derbonne at her San Diego address.

MAY 31 1995

1/26/95

Page 2

Also enclosed are copies of Water Right Permits no. 65-13155 and 65-13156 in the name of Circle Arrow Grazing. These permits identify two separate sources of water to fill the same pond for identical uses. The unnamed stream in 65-13155 is shown on the application map as being the discharge drainage from one of the springs on which you are filing. As such, 65-13155 would be the senior right on that source, but not the other springs. It is not inconceivable that a second right could be issued identifying this spring or its discharge as source waters. An adjustable turnout or overflow valve constructed at that springbox would allow for the regulated delivery of the downstream senior right.

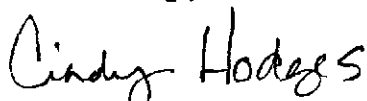
The Squaw Creek drainage is a previously decreed water right area. All water deliveries, including permits, are under the jurisdiction of a state appointed Watermaster, who is also requested to make a recommendation concerning all new water right permits issued from Squaw Creek and its tributaries. Before these applications are submitted, it may be prudent to visit the Squaw Creek Watermaster, Kirk Darnell, and solicit his comments on realistic water availability in your area, and expected duration of actual deliveries for newer rights. Mr. Darnell resides in Sweet; his telephone is 584-3441.

Please call if you have any questions concerning the new filings or any of the claims already on file. If the draft applications are satisfactory, please have Ms. Derbonne sign, or forward them for her signature, and return to me with the filing fees. Filing fees may be submitted in a single check or money order.

If there are significant modifications which must be made in the applications, please contact me so that I may make the changes and forward clean copies for signature. If you should decide against either of the filings, please advise me as soon as possible.

Please respond by Friday, February 10.

Sincerely,



Cindy Hodges
Sr. Water Resource Agent

Enclosures

MAY 8 1995

65-13598

DERBONNE, BETTY L
3940 HANCOCK ST #202
SAN DIEGO, CA 92110

Source: UNNAMED STREAMS
Source: FIR TREE GULCH

Tributary: SQUAW CREEK
Tributary: SQUAW CREEK

Diversion Pt: LOT 1 (NENE) Sec 21 T 10N R 01E in GEM County.
SWNW Sec 22 T 10N R 01E in GEM County.
SWNW Sec 22 T 10N R 01E in GEM County.
SWNW Sec 22 T 10N R 01E in GEM County.
SESW Sec 22 T 10N R 01E in GEM County.
SESW Sec 22 T 10N R 01E in GEM County.
SESW Sec 22 T 10N R 01E in GEM County.
NENE Sec 27 T 10N R 01E in GEM County.
NWNE Sec 27 T 10N R 01E in GEM County.

Use: IRRIGATION	(	4.000 CFS)	
IRRIGATION STORAGE			(32.00 AF)
IRRIGATION FROM STORAGE			(32.00 AF)
WILDLIFE	(	4.000 CFS)	
WILDLIFE STORAGE			(32.00 AF)
DIVERSION TO STORAGE	(	4.000 CFS)	
Total Diversion:	(	4.000 CFS)	

Date Filed: 2/23/1995

In: GEM County				
T10N R01E S22	NESW	NWSW	SWSW	SESW
	SWSE			
S26	NWNW			
S27	NENE	NWNE	NENW	

200.0 ACRES TOTAL

MAILED

MAY 31 1995