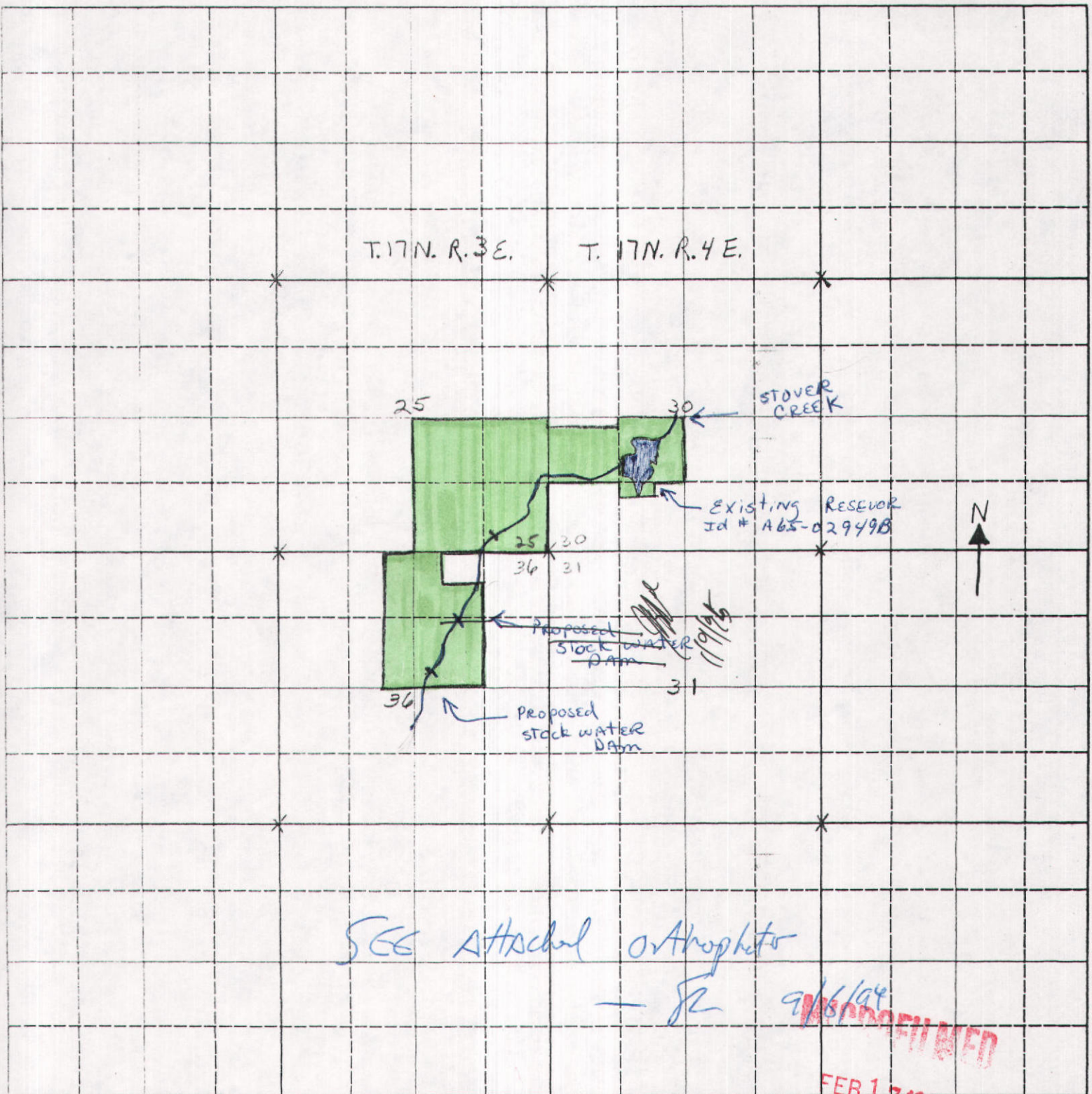


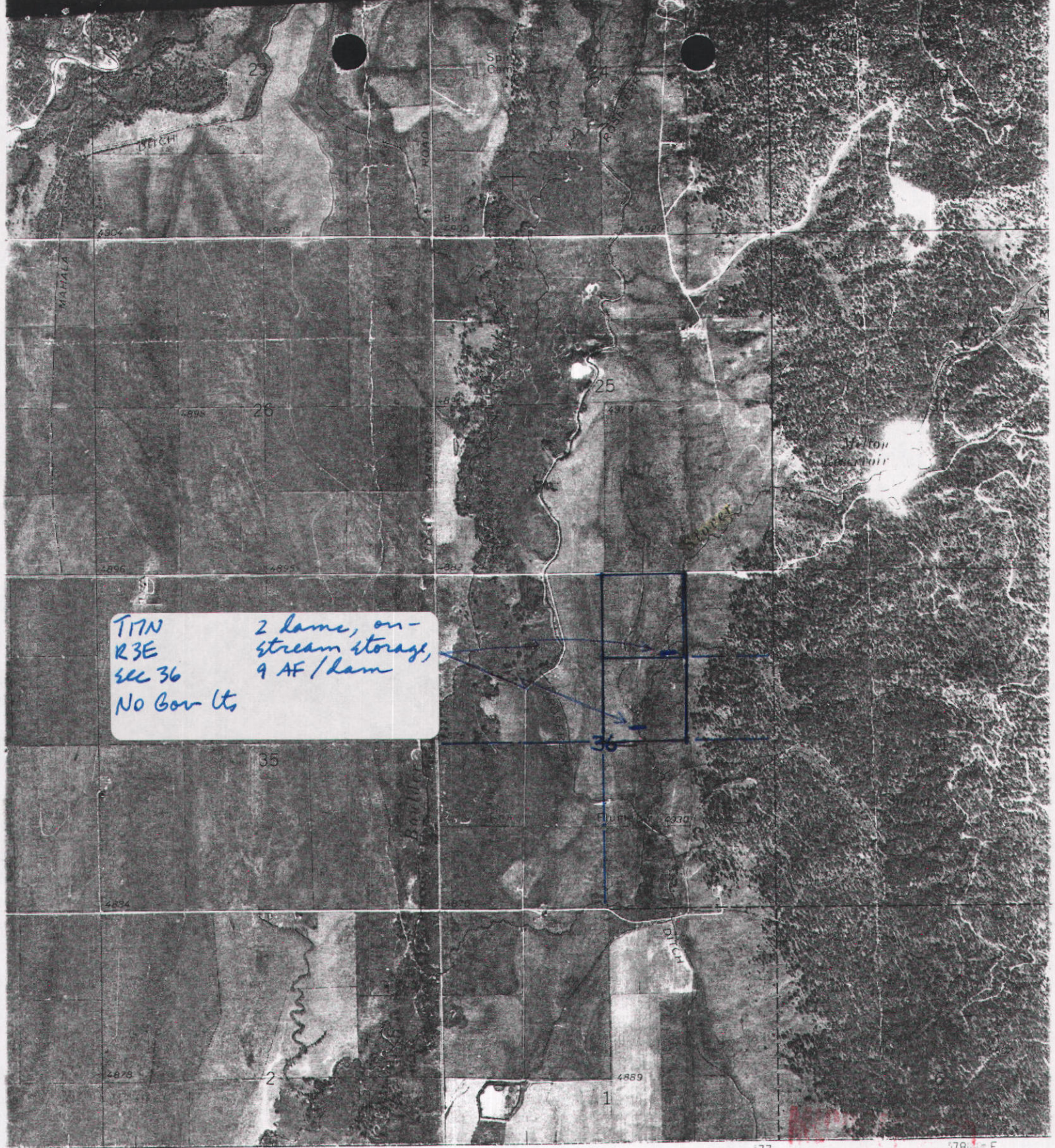
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

John B. McCall
(Applicant)



T1N
R3E
sec 36
No Gov Lts
2 dams, on-
stream storage,
9 AF/dam

SCALE 1:24000



R3E R4E
FEB 17 1995

JAN 27 1997

STATE OF IDAHO
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.

Signature of permit holder: *John M. Carr, Pres* Date: _____
(include your title, if on behalf of company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

DEC 21 1995

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 55-13557

Name(s) of Permit Holder: John B. McCallum

Mailing Address: P.O. Box 143 Garden Valley Id 83622

Date Proof is Due: 2-1-96 Telephone No. 208 462-3082

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

ASCE has done preliminary drawings on location

Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

waited too late to see about funding with Cascade
Res. DEC phosphorus loading.

Permit holder(s) request an extension to 2-1-96, 19 97.

FEE: \$50.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

JAN 25 1996

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to February 1, 1997.

Signed this 5th day of January, 19 96

Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-13557

Proposed Priority: August 24, 1994 **Maximum Diversion Rate:** 0.06 CFS

This is to certify, that **JOHN B MC CALLUM**
PO BOX 143
GARDEN VALLEY ID 83622-0143
has applied for a permit to appropriate water from:
STOVER CREEK tributary of **BOULDER 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	01/01 to 12/31	0.06 CFS	
STOCKWATER STORAGE	01/01 to 12/31		9.0 AF
	Totals	0.06 CFS	

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 36, Township 17N, Range 03E
VALLEY County

PLACE OF USE: STOCKWATER
TWN RGE SEC
17N 03E 36 SWNE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 1996.**
2. Subject to all prior water rights.
3. Use of water under this right may be affected by an agreement between the protestant and the right holder.
4. Use of water under this right is subject to control by the watermaster of State Water District No. 65D.
5. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder shall contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
6. The dam constructed under this permit shall be equipped with an outflow pipe located at a point halfway in elevation from the toe of the dam to the high water level for purposes of watermaster regulation of flows through the dam.
7. Upon a determination of need by the department, the right holder shall install 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.
8. Stockwater use is for 250 range cattle.

FEB 17 1995

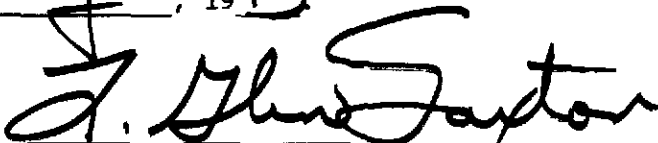
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13557

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

3 day of February, 1995



R. Keith Higginson, Director

for

FEB 17 1995

RECEIVED
JAN 18 1995

Department of Water Resources

Ident. No. 65-13557

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: JOHN B MCCALLUM
Address: PO BOX 143
GARDEN VALLEY ID 83622

208-46-3082

2. Source: STOVER CREEK

Trib. to: BOULDER CREEK

3. Location of Point of Diversion:

~~NWNE~~ Sec. 36, Township 17N, Range 03E
SWNE VALLEY County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	01/01	12/31	0.060		
STOCKWATER STORAGE	01/01	12/31			~~18.00~~ 9.00

5. Total quantity to be appropriated is:

0.060 CFS (and/or) AF

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc.
9 AF HOLDING AREA

b. Height of storage dam 10 feet; active reservoir capacity 18.00
acre-feet; total reservoir capacity 18.00 acre-feet; period of
year when water will be diverted to storage: 1/01 to 12/31 inclusive.

c. Proposed well diameter is inches; proposed depth of well is
feet.

d. Is groundwater with a temperature greater than 85F being sought? NO

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 1 year(s).

8. Place of Use: STOCKWATER

TWN RGE SEC
17N 03E 36

~~NWNE~~

SWNE

RECEIVED
FEB 17 1995

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:

Proposes two on-stream ponds on creek for total storage of
18 A.F.

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 _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 50.00 Receipted by _____ #W017979 Date 8/24/1994

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

FEB 17 1995

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

1. Name of applicant John B McCallum Phone 462-3082
Post office address P.O. Box 143 Garden Valley Idaho 83622
2. Source of water supply STOVER CREEK which is a tributary of Boulder Creek
3. Location of point of diversion is _____ 1/4 of ~~SW~~ NW 1/4 of NE 1/4, Govt. Lot _____
Deleted 17A1 Township 3E Range B.M. Valley County; additional
points of diversion if any: * NW
STONE 5.36 T13N R3E

- 4 Water will be used for the following purposes:

Amount .06 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cents or acre-feet per annum)

Amount 18 for STOCKWTR STORAGE purposes from 1/1 to 12/31 (both dates inclusive)

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) 1.06 cubic feet per second and/or (b) 1.8 acre feet per annum 1/9/25

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 1 AF holding area
near Cam (on-stream storage)

- b. Height of storage dam 9' 11" feet; active reservoir capacity 18.0 acre-feet; total reservoir capacity 9 18.0 acre-feet; period of year when water will be diverted to storage: 1/1 to 12/31 inclusive.

- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

- d. Is ground water with a temperature of greater than 85°F being sought? No

- e. If well is already drilled, when? _____; Drilling firm _____.

Well was drilled for (well owner) _____

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

1 YEAR years (minimum 1 year).

* ρ_2 map.

* per ~~for~~ writs & applicants mod
 & mts - 82 7/6/94

8. Description of proposed uses: 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. 250 Cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for *Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
17N	3E	36		X	5														
				11/4/95															

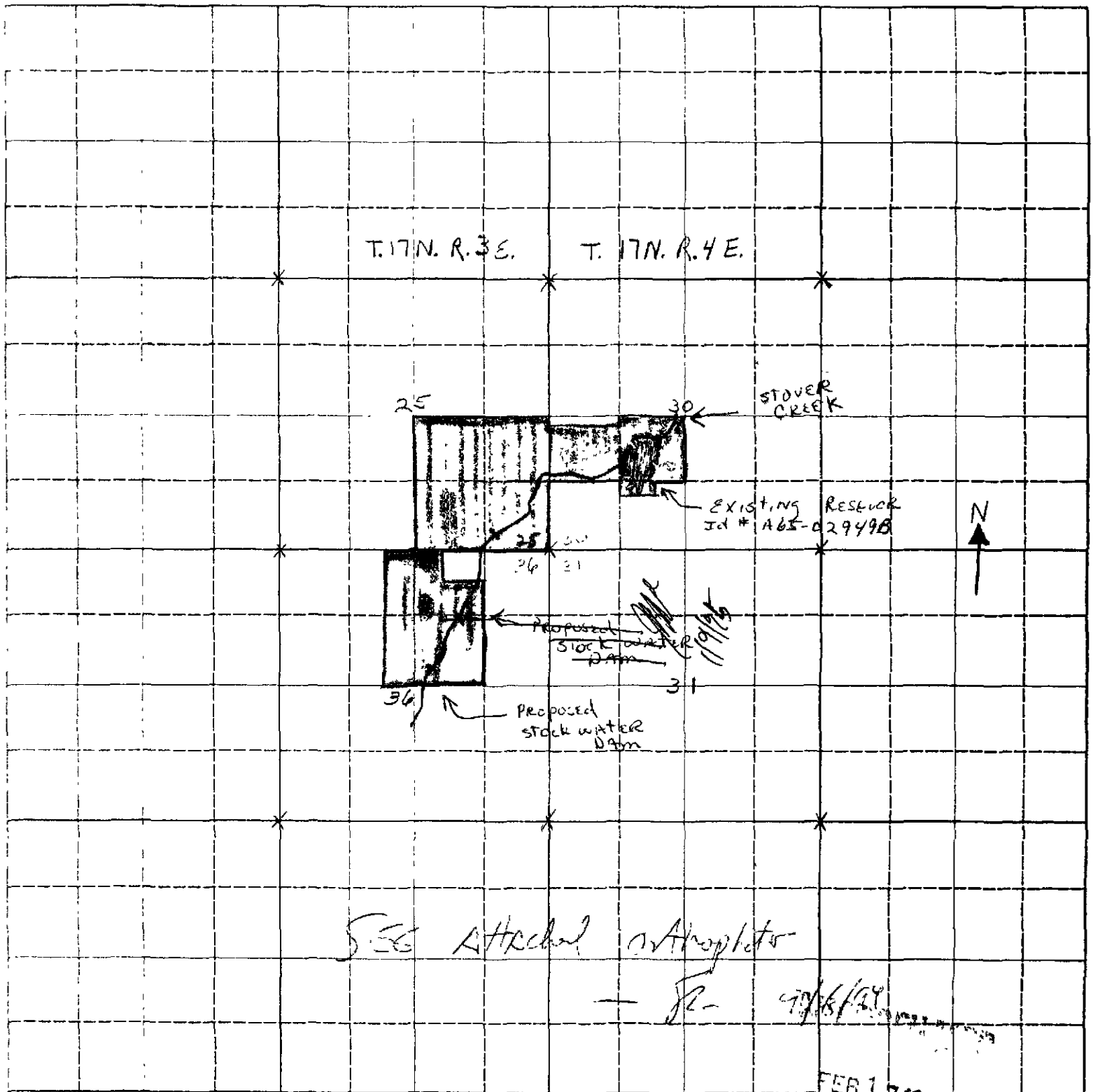
Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. LS-02949B
during irrigation season
11. a. Who owns the property at the point of diversion? John B. McCallum
- b. Who owns the land to be irrigated or place of use? John B. McCallum
- 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: _____

FEB 17 1995

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



Scale 2 inches equal 1 mile

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

John B. McCall
(Applicant)

T11N
R3E
SEC 36
No Gov Lt

2 dams, on-
stream storage,
9 AF/dam

SCALE 1:24,000

0 100 200 300 400 500 600 700 800 900 1000 FEET
METERS

MILE

R3E R4E

FEB 17 1995

Received by Ly Date 8/21/94 Time 12 P Preliminary check by JK
Fee \$ 50 Receipted by Ly # W017979 Date 8/24/94
Publication prepared by dt Date 9-7-94 Published in Star News
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

FEB 17 1995

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 65-13557 Reviewed by [Signature] Date 2-6-97

GENERAL CONSIDERATIONS

TYPES OF USE

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

stock
Correct Uses? yes

SOURCE OF WATER

✓ Surface water source
 Ground water source
 Drilling permit required?
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50- Amount Submitted
yes Correct?

no Required?
 f Installed?
 f Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address P.O. Box 770 Proof Made 1-27-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 11, 1997

JOHN B MC CALLUM
PO BOX 770
GARDEN VALLEY ID 83622

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13557

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.

Please be advised that Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: IDWR - Region

MONO-LINED

FEB 17 1997

November 30, 1996

JOHN B MC CALLUM
PO BOX 143
GARDEN VALLEY ID 836220143

PROOF DUE NOTICE

RE: PERMIT NO. 65-13557

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 February 1, 1997.

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

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

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

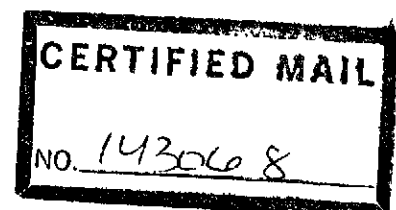
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

PROOF DUE

FEB 27 1997



ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 65-13557 Reviewed by [Signature] Date 1-5-96

BASIC INFORMATION

12-21-95 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Recommend approve to Feb. 1, 1997, on basis of due diligence.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address X
Change Proof Due Date 2-1-97
Change Priority Date X



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

January 5, 1996

John B. McCallum
P.O. Box 143
Garden Valley, ID 83622

RE: Permit No. 65-13557

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to **February 1, 1997**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

RECEIVED
JAN 25 1996

November 30, 1995

JOHN B MC CALLUM
PO BOX 143
GARDEN VALLEY ID 836220143

PROOF DUE NOTICE

RE: PERMIT NO. 65-13557

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 February 1, 1996. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

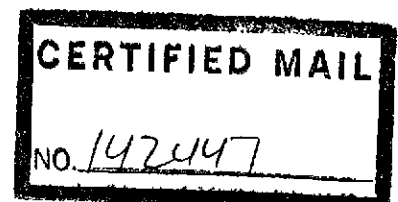
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JAN 25 1996





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

R. KEITH HIGGINSON
DIRECTOR

February 6, 1995

JOHN B MC CALLUM
PO BOX 143
GARDEN VALLEY ID 83622-0143

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13557

Dear Permit Holder:

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

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

FEB 17 1995

WR0749NP
No. P65-13557

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/02/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN B MC CALLUM PO BOX 143 GARDEN VALLEY ID 83622-0143 (208) 462-3082	08/24/1994	STOCKWATER STOCKWATER STORAGE	01-01 12-31 01-01 12-31	0.060 CFS	9.00 AFA
TOTAL DIVERSION:					0.060 CFS	

Water Source: STOVER CREEK

Tributary to: BOULDER CREEK

Stage: PERMIT

Point(s) of Diversion:

T17N R03E S36

SWNE

VALLEY County

Place of use Legal Description for: STOCKWATER

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 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	: Lt Ac Lt Ac Lt Ac Lt Ac						
17N	03E	36	: S	:	:	:	:	:	:	:	:	:	:	:	:

Pou County: VALLEY

Other Water Rights Listing Overlapping Place(s) of use:
65-03587

Conditions of Approval:

- 020 - Use of water under this right may be affected by an agreement between the protestant and the right holder.
- 005 - Use of water under this right is subject to control by the watermaster of State Water District No. 650.
- 030 - A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder shall contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.

Remarks: The dam constructed under this permit shall be equipped with an outflow pipe located at a point halfway in elevation from the toe of the dam to the high water level for purposes of watermaster regulation of flows through the dam.
Upon a determination by the department, the right holder shall install 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.
Stockwater use is for 250 range cattle.

Dates:	App. Received: 08/24/1994	Priority Date: 08/24/1994
	Proof Due Date: 02/01/1996	Proof Made Date:
	Exam Made Date:	Exam Sent to S.O.:
	Licensed Date:	

Misc: Water District Number: 650 Field Exam Fee:

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 65-13557 Name: McCallum Date: 1/27/95 ^{\$22/95} Ad OK? ☒
Correct Fee? ☒ Receipt #: W017979 Priority: 8/24/94

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - ~~Q20~~(Prehearing agreement) or W19(See Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17
GROUNDWATER: <✓ FLO-CH>
+ 5 acres irr. - 01M
+ 0.2 cfs - 01M or No MD
- 0.2 cfs - No MD
Drilling Permit:
Included w/permit - Permit No. _____, P99
Existing well - NA (pre 7/1/87)
No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink):
Water District(~~dem~~) - ~~005~~ (req) WD # 5D <SEE MAP & LISTING>
+ 5 a. irr. - 01M
+ 0.2 cfs - 01J-P08 or No MD
- 0.2 cfs - 01H-P01 or No MD
GW irr. in WD - P05 (new well)
In-WD + 5 a. irr. - 01M
+.2 w/pump - 01M or No MD
RIVER BASINS (*Surface water):
Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA
Boise R(63) - 05A (if WD), 11E (non-domestic 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
+5 a (POU cmp) - 01M-03A; 803(if GW use SW 1st)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 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. - ~~030~~ (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - 8 <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:
REMARKS:
~~See request by region~~
Protect condition W02/250RC
Upon a determination by the dept, the right holder
shall install. (Cond. 18A)
BENEFICIAL USE DUE:
COMMENTS:

RECEIVED
4/93
JAN 18 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: JE DATE: 7/6/94 APPLICATION: 65-13557

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:
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

YES NO

Y Overlapping place of use: (Describe source & relationship to present application on the back.)
N Overlapping point of diversion:
Field check required: Field check by: _____
Field report attached:
Critical groundwater area:
Groundwater management area:
1992 moratorium
Copy to SCA staff (perennial stream, non-pump diversion):
* Send dam safety information: ~~not required~~
Send power requirement letter:
Send fish farm requirement letter:
Power residency affidavit:
Power efficiency form:
Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
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

N/A for
upstream dam -
covered totally
by water right
process

DATE REQUESTED: _____

Additional information on reverse side:

* too small but copy to JFW - requested due to problems has experienced with applicant & regulated or Mallow Reservoir, upstream & 3/4 mile.

PROCESSING

APPLICATION NO. 65-

YES NO

☒ ☐
☒ ☐
☒ ☐

In form for advertising:

Statewide advertising: (> 10 cfs &/or 1000 af)

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☒ ☐
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. # 65-D

Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received. Final date for protest 10-3-94

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, etcMeasuring device required: Inflow/outflow devices may be req'd by user if needed

Measuring port required:

Water delivered by water master? District #

Special conditions of approval or cover letter:

05(65-D), "The dam constructed under this permit shall be equipped with an outflow pipe located at a point halfway in elevation from the toe of the dam to the high water level for purposes of watermaster regulation through the dam."

See below for additional information

Recommended Date or Priority 8/24/1994Recommended by: DR Date 1/13/1995

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

EACH dam < 10' high, holding 9 af.Total storage 2 ponds connected by stream for same stock = 18 a.f.Treating similar to 2 ponds " " pipeline/ditch where creek runs asconnected; this is a common development in that sense instead of 2 projectsrequiring 2 rights could argue it either way - seems reasonable to treat thisas a system under 1 right.Use is at ponds, so "S.W. from storage" N/A.P/U overlap: Stewer Ck + lower stream, using use rights.(65-02944)(65-05587)via Milton REBUREAU 5.30



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 12, 1995

JOHN CRUICKSHANK
63 PADDYFLAT RD
MCCALL ID 83638

Re: Application for Permit No. 65-13557 in the Name of John B. McCallum

Dear Protestant:

This letter is to acknowledge your withdrawal of protest against the above-referenced application for water right.

The Department now will continue to process the application, subject to certain conditions of approval.

If you have any questions please call this office.

Sincerely,

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

DRT:st

CC: John B. McCallum
John &/or Pauline Dorr
Charter Mountain Ranch
Ivan Phelps
Dewey Worth
Mrs. WJ Melton

RECEIVED
FEB 17 1995

In the Matter of the Protest
of Application for Permit No.
65-13557 in the Name of
John B. McCallum

Withdrawal of Protest

I, the undersigned protestant, hereby withdraw my protest
to the approval of the above-referenced water right, subject
to the addition of the following condition of approval to the
water right:

"The dam constructed under this permit shall be equipped
with an outflow pipe located at a point halfway in elevation
from the toe of the dam to the ^{high} water level for purposes
of watermaster regulation of flows through the dam."

I understand that this condition will also be added to
water right no. 65-13560.

FEB 17 1995

Dated this 9th day of January, 1995.


Protestant


Agreement by Applicant

Notes by D. Tuttle II

Conference Notes Mc Callum, et al 65-13557
Cascade Sr Citizens Center 1/9/1995

Present: John B & Teresa McCallum
Represented by Bruce Smith
John Cruickshank
Ivan Phelps
Dewey Worth, DEQ
Warren Sealacek, B of Rec
Pauline Dorr

No concerns about the Dorr application. It appears to be
approvable.

McCallums own Charter Mtn Ranch Inc.

Apps Nos. 65-13557, 65-13558 & 65-13560 are of
concern to John Cruickshank

Protestant suggests that the 9 AF ponds be excavated, not constructed
~~but~~ above the stream channel with dam construction.

65-13560

- Require storage holder to measure inflows upon requirement
to deliver downstream

65-13557 & 65-13558 - See agreement.

FEB 17 1995

ROSTER OF ATTENDANCE

IDAHO DEPARTMENT OF WATER RESOURCES

2735 Airport Way, Boise, ID 83705

Re: Protested Application for Permit No. 65-13557 and Applications for Permit Nos. 65-13558 in the Name of John &/or Teresa McCallum, 65-13554 in the Name of John &/or Pauline Dorr and 65-13560 in the Name of Charter Mtn. Ranch.

Place: Senior Citizens Center, 409 School St., Cascade, ID.

Date: Monday, January 9, 1995

Conducted by: David R. Tuthill, Jr., P.E.

NAME

ADDRESS

John B McCallum

TERESA McCallum P.O. Box 143 Garden Valley 83622

Bryce Smith Rosholt Robertson & Juchow Po Box 2139 Boise 83701

Phil Cunningham 63 Paddy Hat Rd McCall Id 83638

Wan Philips 13514 Farm to Market Rd - McCall

WARREN SEDLACEK PO Box 270 CASCADE, ID 83611

Dewey Worth DEQ P.O. Box 247 Cascade Id 83611

Pauline Dorr 3790 S. SunTree Pl Boise 83706
119 Junn Church - Lake Fork

RECEIVED

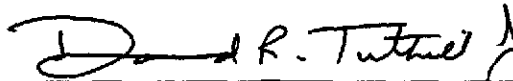
BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTED)
APPLICATION FOR PERMIT NO. 65-13557)
IN THE NAME OF JOHN B. &/OR)
TERESA MCCALLUM AND APPLICATIONS)
FOR PERMIT NOS. 65-13558 IN THE)
NAME OF JOHN B. MCCALLUM,)
65-13554 IN THE NAME OF JOHN W.)
&/OR PAULINE DORR AND 65-13560)
IN THE NAME OF CHARTER MOUNTAIN)
RANCH, INC.)

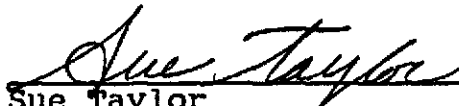
NOTICE OF CONFERENCE
RESCHEDULING

The conference in the above-referenced matter set for November 16, 1994, has been rescheduled for Monday, January 9, 1995, at 1:00 p.m., at the Senior Citizens Center, 409 School St., Cascade, Idaho 83611.

Dated this 28th day of December, 1994.


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

I hereby certify that on the 29th day of December, 1994, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:


Sue Taylor
Secretary

JOHN &/OR TERESA MCCALLUM
PO BOX 143
GARDEN VALLEY ID 83622

IVAN PHELPS
13508 FARM TO MARKET
MCCALL ID 83638

JOHN &/OR PAULINE W DORR
3790 S SUN TREE PLACE
BOISE ID 83706

DEWEY WORTH
DIVISION OF ENV QUALITY
109 N MAIN
CASCADE ID 83611

CHARTER MOUNTAIN RANCH INC
PO BOX 143
GARDEN VALLEY ID 83622

MRS W & MELTON
7228 NW EATON CIRCLE
WESTMINSTER CO 80003

JOHN CRUICKSHANK
63 PADDYFLAT RD
MCCALL ID 83638

FEB 17 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PROTESTED APPLICATION	)	
FOR PERMIT NO 65-13557 IN THE NAME OF	)	NOTICE OF DELAY
JOHN B. &/OR TERESA MCCALLUM AND	)	OF CONFERENCE
APPLICATIONS FOR PERMIT NOS. 65-13558	)	
IN THE NAME OF JOHN B. MCCALLUM,	)	
65-13554 IN THE NAME OF JOHN W. &/OR	)	
PAULINE DORR AND 65-13560 IN THE NAME OF)	)	
<u>CHARTER MOUNTAIN RANCH, INC.</u>	)	

The conference set for Wednesday, November 16, 1994, in the above-captioned matter has been delayed and a new date has not yet been determined. The revised date will be announced.

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

I hereby certify that on the 10th day of November, 1994, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:

Sue Taylor
Sue Taylor
Secretary

JOHN B MCCALLUM
PO BOX 143
GARDEN VALLEY ID 83622

JOHN &/OR PAULINE W DORR
3790 S SUN TREE PLACE
BOISE ID 83706

CHARTER MOUNTAIN RANCH INC
PO BOX 143
GARDEN VALLEY ID 83622

JOHN CRUICKSHANK
63 PADDYFLAT RD
MCCALL ID 83638

IVAN PHELPS
13508 FARM TO MARKET
MCCALL ID 83638

DEWEY WORTH
DIV OF ENV QUALITY
109 N MAIN
CASCADE ID 83611

RECEIVED

NOV 17 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTED)
APPLICATION FOR PERMIT NO. 65-13557)
IN THE NAME OF JOHN B. &/OR)
TERESA MCCALLUM AND APPLICATIONS)
FOR PERMIT NOS. 65-13558 IN THE)
NAME OF JOHN B. MCCALLUM,)
65-13554 IN THE NAME OF JOHN W.)
&/OR PAULINE DORR AND 65-13560)
IN THE NAME OF CHARTER MOUNTAIN)
RANCH, INC.)
_____)

NOTICE OF CONFERENCE

John B. McCallum, John W. &/or Pauline Dorr and Charter Mountain Ranch, Inc. have filed with the Department of Water Resources applications for permit to appropriate the public waters of the State of Idaho. One application filed by John B. McCallum was protested by John Cruickshank.

The watermaster and at least one senior water user have expressed concerns about new appropriations of water tributary to Boulder Creek. Thus, the Department has arranged for a conference to be held to discuss the matter of how the proposed appropriations would affect existing water rights in the area. The conference is to be held on Wednesday, November 16, 1994, at 10:00 a.m., in the Division of Environmental Quality conference room, 109 N. Main, Cascade, Idaho 83611. The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 40 and 45 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present information and argument on all issues involved.

Dated this 31st day of October, 1994.



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

FEB 17 1995

I hereby certify that on the 31st day of October, 1994, .
I mailed a true and correct copy, postage prepaid, of this document
to the applicant(s) and protestant(s) listed:

Sue Taylor
Sue Taylor
Secretary

JOHN B MCCALLUM
PO BOX 143
GARDEN VALLEY ID 83622

JOHN &/OR PAULINE W DORR
3790 S SUN TREE PLACE
BOISE ID 83706

CHARTER MOUNTAIN RANCH INC
PO BOX 143
GARDEN VALLEY ID 83622

JOHN CRUICKSHANK
63 PADDYFLAT RD
MCCALL ID 83638

IVAN PHELPS
13508 FARM TO MARKET
MCCALL ID 83638

DEWEY WORTH
DIVISION OF ENVIRONMENTAL QUALITY
109 N MAIN
CASCADE ID 83611

FEB 17 1995

NOTICE OF APPLICATION FOR CORRECTION

Notice is hereby given that application for permit no. 65-13557 in the name of John B. McCallum was filed on 8/24/94 for the diversion of .06 cfs and 18 af (storage) from Stover Creek, tributary to Boulder Creek with a point of diversion within NWNE Sec 36, T17N, R3E, B.M. to be used for stockwater and stockwater storage from 1/01 to 12/31 within portions of NWNE & SWNE, Sec 36, T17N, R03E, B.M.

The application should have been advertised with a second point of diversion in the SWNE Sec 36, T17N, R03E, B.M.

Any protest against the approval of the proposed correction must be filed with the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 on before November 25, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in The Star News on November 3 and 10, 1994.

FEB 17 1995

Publisher's Affidavit of Publication

STATE OF IDAHO

.SS

County of Valley

I, Ramona A. French, being duly sworn and say, I am the receptionist of The Central Idaho Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the NOTICE OF APPLICATION FOR WATER RIGHT, a copy of which is enclosed hereto and is a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number there of during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began September 15, 1994 and ended September 22, 1994.

Ramona A. French
Subscribed and sworn before me this the 22nd day of September, 1994.
STATE OF IDAHO

COUNTY OF VALLEY

On this 22nd day of September, in the year of 1994, before me, a Notary Public, personally appeared Ramona A. French, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Tom Grote
Tom Grote
Notary Public for Idaho
Residing at McCall, Idaho
Commission Expires: 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13544
STEIN, THELMA S
PO BOX 272
McCALL, ID 83638
Source: GROUNDWATER
Diversion Pt: NWSW Sec 15 T 18N R 03E in VALLEY County
Use: IRRIGATION (.090 CFS)
Total Diversion: (.090 CFS)
Date Filed: 8/19/1994

In: VALLEY County
T18N R03E S15 NWSW
3.0 ACRES TOTAL

65-13557
MCCALLUM, JOHN B
PO BOX 143
GARDEN VALLEY, ID 83622
Source: STOVER CREEK
Tributary: BOULDER CREEK
Diversion Pt: NWNE Sec 36 T17N R03E in VALLEY County.
Use: STOCKWATER (.060 CFS)
STOCKWATER STORAGE (18.00 AF)
Total Diversion: (.060 CFS)
Date Filed: 8/24/1994
In: VALLEY County
T17N R03E S36 NWNE SWNE
Proposes two on-stream ponds on creek for total storage of 18 A.F.

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 OCTOBER 3, 1994. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director 219/22

FEB 17 1995

OCT 06 1994

RECEIVED
OCT 06 1994
WATER RESOURCES
WESTERN REGION



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

October 17, 1994

JOHN CRUICKSHANK
63 PADDYFLAT RD
MCCALL ID 83638

Re: Application for Permit No. 65-13557 in the Name of John B. McCullum

Dear Protestant:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At such a conference, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

If this office can be of further assistance, please contact us.

Sincerely,

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

DRT/st

FEB 17 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

October 17, 1994

JOHN B MCCALLUM
PO BOX 143
GARDEN VALLEY ID 83622

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: Application for Permit No. 65-13557

Dear Applicant:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests that you contact the protestant(s) and attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for a conference. At such a conference, the following are the principle items the Department will review (per Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

Please contact this office if you have questions regarding this procedure.

Sincerely,

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

Enclosure: Copy of protest(s)



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

October 6, 1994

JOHN CRUICKSHANK
63 PADDYFLAT RD
MCCALL ID 83638

Re: Protest of Applications for Permit Nos. 65-13557 in the
Name of John B. McCallum and 65-13560 in the Name of
Charter Mountain Ranch, Inc.

Dear Mr. Cruickshank:

We received your protests of the above-referenced applications for permit. Please be advised however, that we cannot accept one protest for two different applications where different people are involved. Thus, we have applied the fee to the protest to the McCallum application.

If you wish to protest the Charter Mountain Ranch application, please complete the enclosed protest form and return it to our office along with the \$25.00 protest fee.

Sincerely,

A handwritten signature in cursive script, reading "David R. Tuthill, Jr.".

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

DRT:st

Encl.

RECEIVED

FEB 17 1995

NOTE:

- a) Not more than two (2) representatives for service of documents may be designated on a protest. If this protest is signed by more than one person without identifying the representative(s) for service of documents, the hearing officer may select the person(s) upon whom documents will be served.
- b) A protestant is required to timely file a protest with the department together with a \$25.00 protest fee in order for the protest to be considered by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.
-

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. _____ in the name of _____" or "Application for Transfer No. _____ in the name of _____."
 2. Show the name of the protestant.
 3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
 4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
 5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
 6. Specifically describe the nature of the protest.
 7. Describe the relief being sought by the protestant.
-

FOR DEPARTMENT USE ONLY

Received by VR Date 9-29-94 Time 1:30 pm
\$25.00 fee Received by VR # W018177 Date 9-29-94

RECEIVED

FEB 17 1995

RECEIVED

FEB 23 1995

RECEIVED

7/94

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST

RECEIVED

SEP 29 1994

WATER RESOURCES
WESTERN REGION

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains all necessary information.

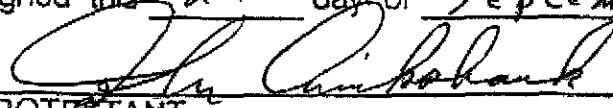
1. Matter being protested Applications for permit # 65-13557 and 65-13560
2. Name of protestant John Cruickshank
3. Protestant's representative for service (If different than protestant)

4. Service mailing address 63 Puddflat Rd McCall Id 83638
5. Service telephone no. 325-2549
6. Basis of protest (Including statement of facts and law upon which the protest is based)
If granted these permits would interfere with my senior right # 65-02306 dated
Sept 27, 1922

(additional pages may be attached to describe the nature of the protest)

7. What would resolve your protest? Proper management of applicants existing Reservoir # 65-02949
dated March 15, 1959 could provide adequate stock water. If granted an
adequate and reliable means to permit flow through of stream flow to
satisfy adjudicated right # 65-02306 through all 3 dams (65-02949,
applications 65-13557, and 65-13560

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 26th day of September, 19 94,

PROTESTANT

MICROFILMED

PROTESTANT'S REPRESENTATIVE

FEB 17 1995

RECEIVED

APPLICATION FOR PERMIT FOR WATER RIGHT

SEP 21 1994

NO. 65-13557

WATER RESOURCES
WESTERN REGION

RECOMMENDATION OF WATERMASTER

I, Ivan Phelps, watermaster of
65D, of Water District No. 65D, County of
Valley, State of Idaho, whose address is
13508 Farm to Mt Rd, McCall, have read
the attached copy of the application for permit for a water
right in the name of John McCallum.

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: _____

OR

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

John Cruckshank has rights to the stream flow
on Staver creek. John McCallum has not given
John C. his rightful amount for some time.
I feel that further dams etc. on this (creek)

Dated at McCall, Idaho, this 18th day of
Sept, 1994

Ivan Phelps
(signature)

Please use reverse side if needed.

MICROFILMED
FEB 17 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

September 9, 1994

IVAN PHELPS
13508 FARM TO MARKET
MCCALL ID 83638

Re: Application for Permit No. 65-13557 in the Name of John B.
McCallum

Dear Watermaster:

Enclosed is an application(s) for water right(s) within your water district. Also enclosed is a form for your recommendation concerning this application for permit.

Please review the application and return your recommendation 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 Application
Recommendation of Watermaster Form

RECEIVED
FEB 17 1995

65-13557

MCCALLUM, JOHN B
PO BOX 143
GARDEN VALLEY, ID 83622

Source: STOVER CREEK

Tributary: BOULDER CREEK

Diversion Pt: NWNE Sec 36 T 17N R 03E in VALLEY County.

Use: STOCKWATER (.060 CFS)
STOCKWATER STORAGE (18.00 AF)
Total Diversion: (.060 CFS)

Date Filed: 8/24/1994

In: VALLEY County
T17N R03E S36 NWNE SWNE

Proposes two on-stream ponds on creek for total storage of 18 A.F.

RECORDED

FEB 17 1995

RECEIVED
SEP 5 1994
SOUTHERN REGION
creek would make it harder for John C.
to get his complete water allotment.
I feel that John Cuckshank needs to
be a part of this application ^{decision} and that
some type of arrangement needs to be
made with his input & approval.

If John C. can get his full water
right & ~~the~~ the dams can be made
in such a way as to allow the
stream to run without interference to
John C.'s place of usage, then I would
~~be~~ have no objection.

MICROFILMED

FEB 17 1995