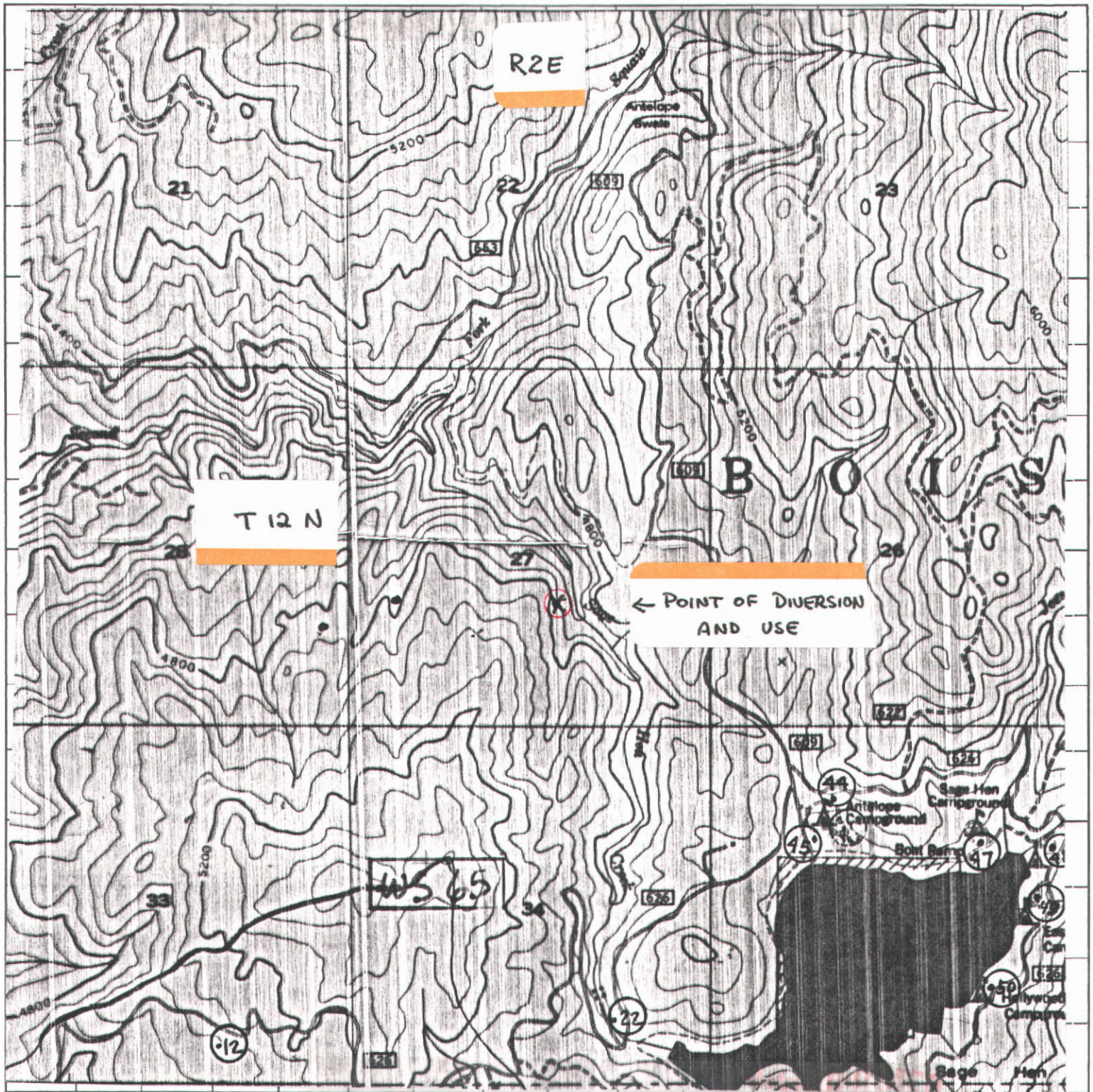


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

DEC 1908  
T. D. Dwyer  
(Applicant)  
for DAVE RITTERBACH  
FOREST SUPERVISOR

561000m E

562

12' 30"

564

565

SCALE

PHOTO ID. U-59

PERMIT 65-12865 INIT ms

T. R. S. Q/Q

P/D 12N 2E 27 SW/NW/SE

P/D  
P/U



REPRODUCED

AUG 27 1993

Sage Hen  
Reservoir

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 65-12865

Priority: September 6, 1988

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

3.2 AF

This is to certify, that US DEPT OF AGRICULTURE  
FOREST SERVICE  
BOISE NATIONAL FOREST  
1750 FRONT ST  
BOISE ID 83702

has complied with the terms and conditions  
of the permit, issued pursuant to Application for Permit dated September 6, 1988; and  
has submitted Proof of Beneficial Use on November 9, 1990. An examination indicates  
that the works have a diversion capacity of .040 cfs of water from:

**SPRING**

tributary to **SAGE HEN CREEK**

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

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| STOCKWATER            | 06/01 to 10/15       | 0.02 CFS                 | 3.2 AF               |

LOCATION OF POINT(S) OF DIVERSION: SWNWSE, Sec. 27, Township 12N, Range 02E  
GEM County

PLACE OF USE: STOCKWATER  
TWN RGE SEC

12N 02E 27 NWSE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 65A.

**FILED**

AUG 27 1993

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**

WATER RIGHT NO. 65-12865

CONDITIONS/REMARKS:

7. Stockwater use is for 644 range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.  
Witness the seal and signature of the Director, affixed at Boise, this 9<sup>TH</sup>  
day of AUGUST, 1993.

  
Acting for R. Keith Higginson, Director

NOT FILMED  
AUG 27 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-12865 IN )  
THE NAME US FOREST SERVICE )  
\_\_\_\_\_ )

ORDER OF REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before December 1, 1990; and,

WHEREAS, Section 42-218a Idaho Code provides that the Department notify permit holder sixty days prior to the proof due date; and,

WHEREAS, the Department sent notice to the permit holder by certified mail that proof was due with instructions as to the steps to be taken to make said proof; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit proof of beneficial use form; and,

WHEREAS, on November 9, 1990, the permit holder submitted the proof of beneficial use for this water right; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

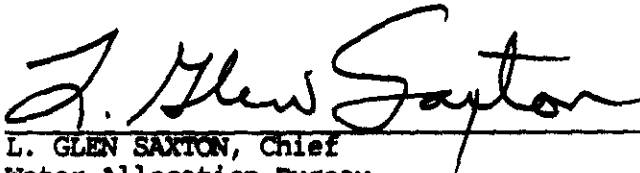
WHEREAS, the permit holder provided a reasonable showing as to why said permit should be reinstated by submitting the proof of beneficial use form timely;

**MICROFILMED**

FEB 07 1991

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-12865 be REINSTATED  
with no advance in priority.

Dated this 18<sup>th</sup> day of January, 1991.

  
L. GLEN SAXTON, Chief  
Water Allocation Bureau

**MICROFILMED**

FEB 67 1991

NOV 9 1990

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department

Permit No. 65-12865 Telephone No. (208)-364-4100

Name(s) of Permit Holder(s): United States of America - Forest Service

Post Office Address: 324-25th Street, Odgen, UT 84401

Source of Water: (Road End Springs) Unnamed, sinks

If ground water, well driller's name: \_\_\_\_\_ Date drilled: \_\_\_\_\_

Extent of Use:  
Domestic \_\_\_\_\_ (No. of households) Irrigation \_\_\_\_\_ (No. of acres)  
Stockwater 644 (No. and type of stock) Other \_\_\_\_\_  
cattle

Total rate and/or volume for which proof is submitted 0.03 cfs \_\_\_\_\_ acre/feet

Show date water was first diverted and beneficially used under this permit: 8-15-89

One of the following may be a condition of approval of your permit:

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

OR

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

Fee Enclosed: \$ \_\_\_\_\_ (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Steve Spafford (208)-365-4382  
Name Telephone No.

Emmett Ranger Districts, 1648 N. Washington, Emmett, ID 83617  
Address

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

United States of America - Forest Service

11-6-90  
Date

[Signature]  
Signature (and title if on behalf of a company or organization)  
(for) J.S. Tixier, Regional Forester

MICROFILMED

FEB 07 1991

Form 202  
6/85

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

Ident No 65-12865

**APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant U.S. DEPT. OF AGRICULTURE - SERVICE <sup>FOREST</sup> Phone 208-365-4382  
Post office address 324-25th STREET, OGDEN, UTAH 84401
2. Source of water supply ROAD END \* SPRING which is a tributary of Sage Hen \* CREEK
3. Location of point of diversion is SW \*  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_  
Sec. 27 Township 12 N Range 2 E B.M. GEM County; additional  
points of diversion if any: \_\_\_\_\_  
\* per map interpretation 9/7/88
4. Water will be used for the following purposes:  
Amount 0.04 for STOCKWATER purposes from JUNE 1 to OCT. 15 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum
6. Proposed diverting works:
  - a. Description of ditches, flumes, pumps, headgates, etc. WATER TROUGH FROM  
HEADBOX
  - b. Height of storage dam N/A feet; active reservoir capacity \_\_\_\_\_ acre-feet; total  
reservoir capacity \_\_\_\_\_ acre-feet; period of year when water will be diverted to storage.  
\_\_\_\_\_ to \_\_\_\_\_ inclusive.
  - c. Proposed well diameter is N/A inches; proposed depth of well is \_\_\_\_\_ feet.
  - d. Is ground water with a temperature of greater than 90°F being sought? \_\_\_\_\_
7. Time required for the completion of the works and application of the water to the proposed beneficial use is  
2 years (minimum 1 year).

**RECORDED**  
DEC 09 1988

**applicant to make this filing.**

11. a. Who owns the property at the point of diversion? MSDA Forest Service

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

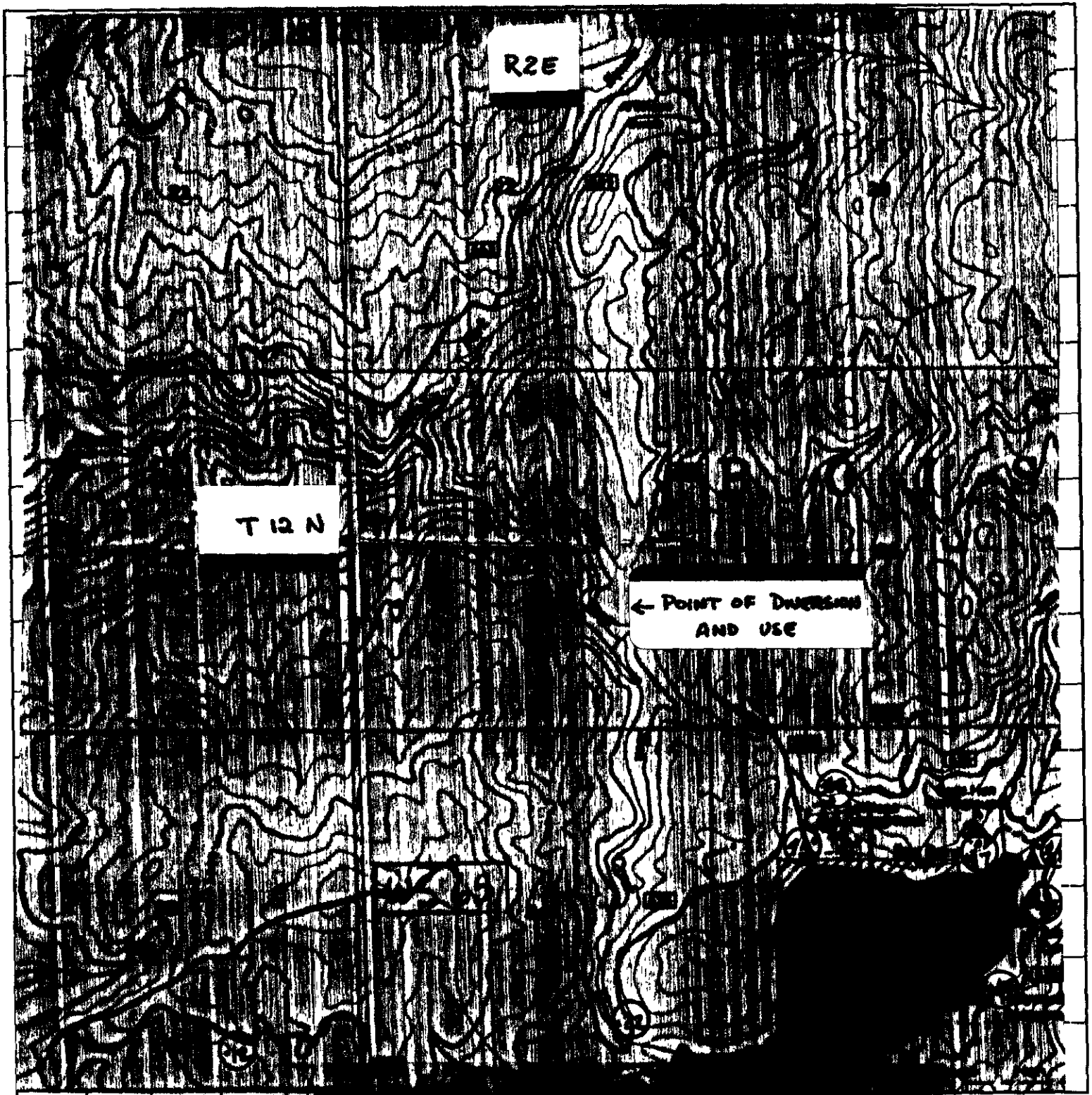
[illegible]

9 Description of place of use

a Hydropower; show total feet of head and proposed capacity in KW.

| 8 | Description of proposed uses (if irrigation only, go to item 9) |
|---|-----------------------------------------------------------------|
|   |                                                                 |

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

DLU 1998  
for T. D. Dyer  
(Applicant)  
DAVE RITTERSRACKER  
Forest Supervisor

Shawn Anderson

Received by AP Date 9/16/88 Time 1:35 Preliminary check by SL

Fee \$ 30. Received by AP # W300 228 Date 9/16/88

Publication prepared by GG Date 9-14-88 Published in Messenger-Index

Publication approved OK Date 10-12-88 9/22 & 9/29/88

# 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. 65-12865 , and said application is hereby APPROVED

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

December 1 , 1990

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

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.  
Use of water under this permit is subject to control by the watermaster of State Water District No. 65A, Squaw Creek.

Witness my hand this 29<sup>th</sup> day of November , 1988.

D. Alan Sawyer

MICROFILMED

DEC 09 1988



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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

August 9, 1993

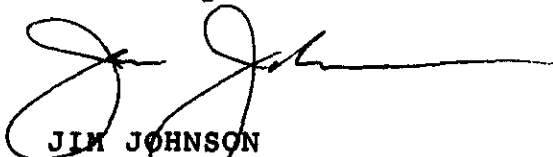
US DEPT OF AGRICULTURE  
FOREST SERVICE  
BOISE NATIONAL FOREST  
1750 FRONT ST  
BOISE ID 83702

RE: WATER RIGHT NO. 65-12865

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,



JIM JOHNSON  
Water Rights Supervisor

JJ:dc

Enclosure

**MICROFILMED**

AUG 27 1993

WR0749NP  
No. L65-12865

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT  
(REGIONAL)

DATE: 07/22/93  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                         | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|------------------------------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | US DEPT OF AGRICULTURE<br>FOREST SERVICE<br>BOISE NATIONAL FOREST<br>7700 FRONT ST<br>BOISE ID 83702<br>(208) 364-4100 | 09/06/1988       | STOCKWATER | 06-01 10-15           | 0.02 CFS          | 3.2 AFA             |
| TOTAL DIVERSION: |                                                                                                                        |                  |            |                       | 0.02 CFS          | 3.2 AFA             |

Water Source: SPRING

Tributary to: SAGE HEN CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T12N R02E S27 SW NW SE

Place of use Legal Description for: STOCKWATER

|     |     |    |   | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      |
|-----|-----|----|---|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| T   | R   | S  |   | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE |
|     |     |    |   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   |
| 12N | 02E | 27 | : | :    | :    | :    | :    | :    | :    | :    | :    | :    | :    | :    | :    | :    | S    | :    | :    |

Pol County: GEN

~~Non-Irrigation Uses: S/644 RANGE.~~

Other Rights: NONE

Conditions of Approval:

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

Remarks: Stockwater use is for 644 range cattle.

|        |                 |            |                    |            |
|--------|-----------------|------------|--------------------|------------|
| Dates: | App. Received:  | 09/06/1988 | Priority Date:     | 09/06/1988 |
|        | Proof Due Date: | 12/01/1990 | Proof Made Date:   | 11/09/1990 |
|        | Exam Made Date: | 06/03/1992 | Exam Sent to S.O.: | 03/22/1993 |
|        | Licensed Date:  |            |                    |            |

Misc: Water District Number: 65A Field Exam Fee: N (Not Required)

Audit: 07/22/93 CHAPMAN

# LICENSE REVIEW CHECKLIST

Permit # 65-12865 Date 7-22-93 Brenda Chapman

NAME Yes No Or Address Change? TO LOCAL OFFICE

PRIORITY DATE Advance? Memo to Advance  
Order to Reinstate Needed?

SOURCE Changes? Clarification of Originally Intended source  
Notice of Intent to Void - Source change.

P/D Amendment Needed?  
Is Overlap Analysis a Consideration?

P/U Amendment Needed?  
Is Overlap Analysis a Consideration?

TOTAL CFS -NA- Incorrect Fee for rate recommended?  
-NA- Disagree/Measurement none done.  
Pumping Theoretical (8.8) x (.70) x ( )  
( + [2.31 x ] )  
System Capacity .04  
Allowable Amount: 644 @ .02 is plenty

TOTAL VOLUME Rate/ac          AFA Irr. Season           
Standard Irr. Season           
JUNE 1 to OCT 15 Season Recommended  
Disagree with Examiner's Calculations?  
644 X .0134 = 8.6 X .37 (136 days) = 3.2 AFA  
Flow limit: .02 x 136 x 1.9835 = 5.4

USES Change(s) in Nature of Use?  
Amendment Needed?

REMARKS Multiple P/Ds in 1/4 1/4?  
Non-Irr. Uses Stockwater  
Special Overlap Condition  
R37 yes Other Goes on all FOREST SERVICE Stockwater Permits.

CONDITIONS Measuring Devices Dates/Misc  
R04 W/Master Control 65A Water Dist  
Irrigation Overlap App Rec'd  
Water Quality Exam Made

COMMENTS: Reduce rate / springs are 24 hr diversions - not 2 hr  
as stockwater chart figures are based on.

| RECOMMENDED | CFS        | VOL        | LICENSE               |
|-------------|------------|------------|-----------------------|
| Irrigation  |            |            | <u>✓</u>              |
| Domestic    |            |            |                       |
| Stockwater  | <u>.02</u> | <u>3.2</u> | AMEND <u>        </u> |

RECEIVED

MAR 25 1993

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

- Permit No. 65-12865  
Phone No. 365-4382  
1. Owner: U.S. Dept. of Agriculture - Forest Service  
Current Address: 324-25<sup>th</sup> Street, Ogden, UTAH 84401  
2. Accompanied by: STEVE SPAFFORD, Emmett Ranger Dist. EXAM. DATE: 6/3/92  
Address: 1648 N. Washington, Emmett, ID 83617 Phone No. 365-4382  
Relationship to Permit Holder: Employer  
3. Source: Spring tributary to Sage Hen Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE  
☐ Copies Attached  
2. Other water rights with same point of diversion: NONE  
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

MICROFILMED

AUG 27 1993

Scale: 1" = \_\_\_\_\_

2. ☒ Copy of U.S.G.S. Quadrangle Attached  
Showing location(s) of point(s) of diversion and place(s) of use (required).  
☐ Photo of Diversion and System Attached  
(required for all but single household domestic groundwater, and stockwater).  
☐ Aerial Photo Attached  
(required for irrigation of 10 acres or more).

**3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)**

Verified P/A & P/u with Steve Spotted from Forest Service aerial maps at Emmett Ranger Dist.

☐ See Remarks on page 4 for continuation

| 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*

**5. Point(s) of Diversion:**

[illegible]

**6. Place(s) of Use:**

Indicate Method of Determination *Same As P/D*

[illegible]

**Do not use this space**

**Aug 27 1993**

# UNITED STATES DEPARTMENT OF JUSTICE

Do not use this space

**D. FLOW MEASUREMENTS**

N/A

☐ Additional Data Sheets Attached

1.

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

2 Measurements:

---

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**E. FLOW CALCULATIONS**

☐ Additional Computation Sheets Attached

1. Measured Method:

N/A

2. Alternate Method for Checking Purposes:

**F. PUMP EFFICIENCY DATA (Optional)**

N/A

Discharge Pressure: \_\_\_\_\_ psi x 2.31 = \_\_\_\_\_ ft (1); Dynamic pumping level: \_\_\_\_\_ ft (2)

Total Head: (1) + (2) = \_\_\_\_\_ (3) ; Flow rate: \_\_\_\_\_ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = \_\_\_\_\_ (5)

Meter Input KW: 3.6 x \_\_\_\_\_ KH x \_\_\_\_\_ CTR or \_\_\_\_\_ MULT x \_\_\_\_\_ PTR x \_\_\_\_\_ N/ \_\_\_\_\_ T = \_\_\_\_\_ (6)

Meter Input HP: (6) x 1.34 = \_\_\_\_\_ (7)

Panel Input KW: \_\_\_\_\_ Ave PF x \_\_\_\_\_ Ave Volts x \_\_\_\_\_ Ave Amps x .001732 = \_\_\_\_\_ (6)

Panel Input HP: (6) x 1.34 = \_\_\_\_\_ (7) Efficiency: (5)/(7) x 100 = \_\_\_\_\_ %

**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:

$$V_R = \frac{644 \times 12.8 \text{ gpd} \times 137 \text{ days}}{32.5 \text{ PSD} \times \frac{8}{AF}} = 3.2 \text{ AF}$$

$$V_D = (0.04)(137 \text{ days})(1.9835) = 10.9 \text{ AF}$$

$$V_R < V_D, \text{ use } 3.2 \text{ AF}$$

NOT RECORDED

AUG 27 1993

# H. REMARKS AND OVERLAP REVIEW ANALYSIS

## I. RECOMMENDATIONS

### 1. Recommended Amounts

Beneficial Use

Stockwater

Period of Use

From

6/1

To

10/15

Rate of Diversion

Q (cfs)

.04

Annual Volume

V (afa)

8.7 3.2

Totals:

.04

8.7 3.2

### 2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

## J. AUTHENTICATION

Field Examiner's Name

Rick Collingwood

Signature

Rick Collingwood

Certification Date

6/8/92

Field Report Preparation Date

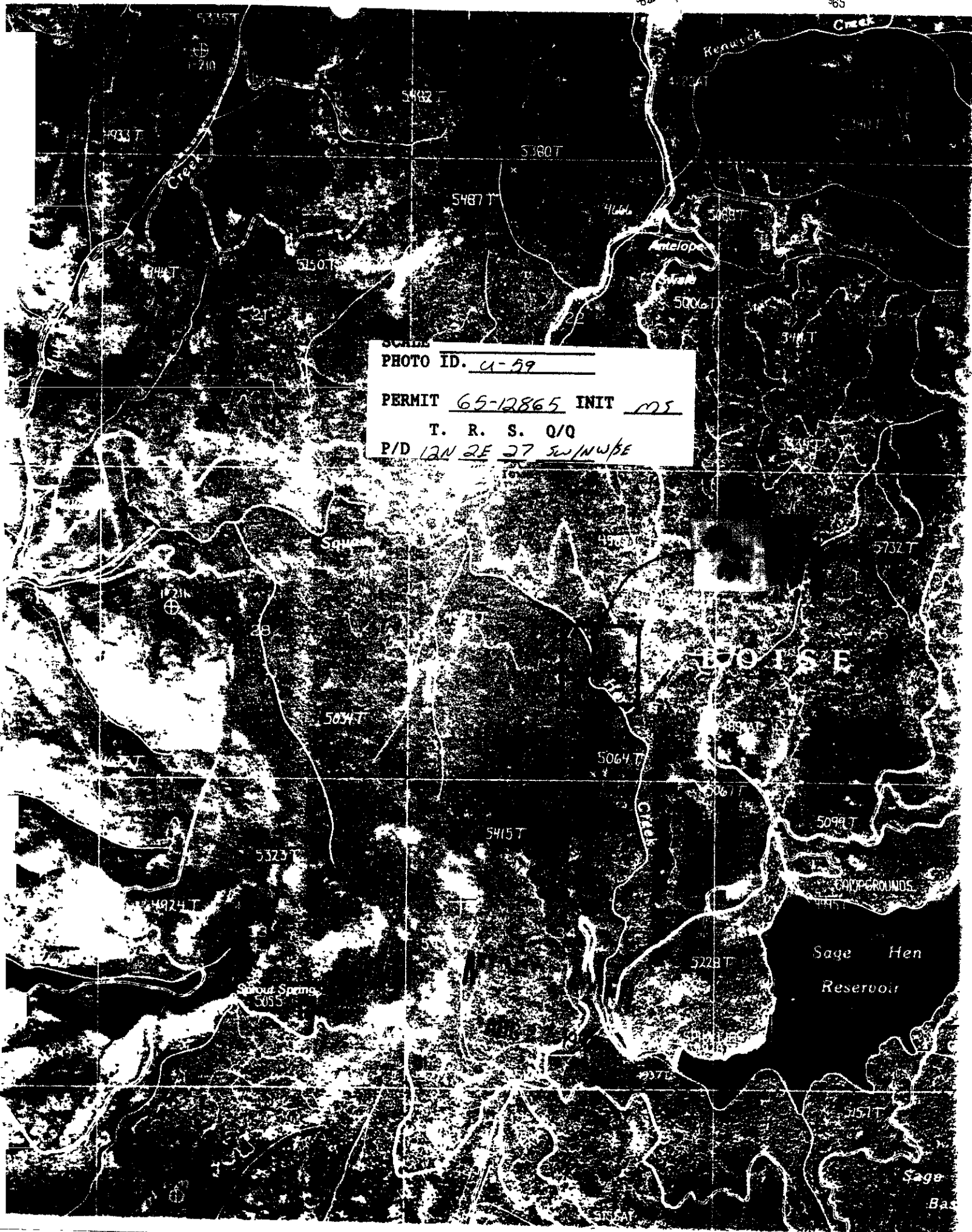
6/18/92

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.



UNRECORDED

AUG 22 1993





United States  
Department of  
Agriculture

Forest  
Service

Boise  
National  
Forest

1750 Front Street  
Boise, ID 83702

Reply to: 2540-1

Date: January 4, 1991

Ms. Rita Fleck, Records Manager  
Department of Water Resources  
1301 North Orchard Street  
Statehouse Mail  
Boise, ID 83720

**RECEIVED**  
JAN 07 1991  
Department of Water Resources

RE: Lapse Notices for Permit Nos. 65-12864, ~~65-12865~~, 63-10827

Dear Ms. Fleck:

This letter is in response to three lapse notices recently mailed to us. Proofs of Beneficial Use forms for these permits (as well as seven others) were mailed to your office on correspondence dated November 7, 1990. A copy of that letter along with a copy of all of the proof forms is enclosed in the event that the letter did not reach you. We hope that this clears up this matter.

Sincerely,

W. WAYNE PATTON  
Range, Wildlife, Watershed, and  
Recreation Officer

Enclosures

cc:  
RO-RW (G.Boyle)

**RECEIVED**

AUG 27 1993



Caring for the Land and Serving People

FS-6200-28b(4/88)

January 22, 1991

U.S. DEPT. OF AGRICULTURE  
FOREST SERVICE  
FEDERAL BLDG.  
324 25TH ST.  
OGDEN, UT 84401

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-12865

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck  
Secretary/Records Manager

c: IDWR - Region

Enclosure

**MAILED**  
FEB 6 7 1991

ANALYSIS SHEET  
for  
PROOF OF BENEFICIAL USE

Permit No. 65-12865

Date 12-24

GENERAL CONSIDERATIONS

Y Name same as permit?  
Y Address same as permit? If no, prepare data entry form.  
X Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source  
    Ground water source  
    Drill permit req'd?  
    Copy in file? Drill permit no.      
    Well log in file?  
    Amt paid for drilling permit?     Correct?

LICENSE EXAMINATION FEE

N Required?  
    Amount submitted?  
    Correct amount?

MEASURING DEVICE

N Measuring device or access port required?  
    Installed?  
    Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

— Lapsed in error - correct w/order

PRIORITY CALCULATION

LB  
Date proof received      
Date proof due     -      
No. of days late     =      
Priority date     +      
NEW PRIORITY DATE     =    

2.51



United States  
Department of  
Agriculture

Forest  
Service

Boise  
National  
Forest

1750 Front Street  
Boise, ID 83702

Reply to: 2540-1

Date: January 4, 1991

Ms. Rita Fleck, Records Manager  
Department of Water Resources  
1301 North Orchard Street  
Statehouse Mail  
Boise, ID 83720

**RECEIVED**  
JAN 07 1991  
Department of Water Resources

RE: Lapse Notices for Permit Nos. 65-12864, ~~65-12865~~, 63-10827

Dear Ms. Fleck:

This letter is in response to three lapse notices recently mailed to us. Proofs of Beneficial Use forms for these permits (as well as seven others) were mailed to your office on correspondence dated November 7, 1990. A copy of that letter along with a copy of all of the proof forms is enclosed in the event that the letter did not reach you. We hope that this clears up this matter.

Sincerely,

W. WAYNE PATTON  
Range, Wildlife, Watershed, and  
Recreation Officer

Enclosures

cc:  
RO-RW (G.Boyle)

**RECEIVED**

FEB 07 1991



Caring for the Land and Serving People

FS-6200-28b(4/88)



United States  
Department of  
Agriculture

Forest  
Service

Boise  
National  
Forest

1750 Front Street  
Boise, ID 83702

Reply to: 2540-1

Date: December 27, 1990

**RECEIVED**  
DEC 31 1990

Department of Water Resources

Ms. Rita Fleck, Records Manager  
Department of Water Resources  
1301 North Orchard Street  
Statehouse Mail  
Boise, ID 83720

*Desk.* *Desk.*  
RE: Lapse Notices for Permit Nos. 65-12864, ~~65-12865~~, 63-10827 *Process -*

Dear Ms. Fleck:

This letter is in response to three lapse notices recently mailed to us. Proofs of Beneficial Use forms for these permits (as well as seven others) were mailed to your office with correspondence dated November 7. A copy of that letter along with a copy of all of the proof forms is enclosed in the event that the letter did not reach you. We hope that this clears up the matter.

Sincerely,

*John Andrews*

*for*  
W. WAYNE PATTON  
Range, Wildlife, Watershed, and  
Recreation Officer

Enclosures

cc:  
RO-RW (G.Boyle)

**MICROFILMED**

FEB 07 1991





United States  
Department of  
Agriculture

Forest  
Service

Boise  
National  
Forest

1750 Front Street  
Boise, ID 83702

Reply to: 2540-1

Date: November 7, 1990

Ms. Rita Fleck, Records Manager  
Idaho Department of Water Resources  
1301 North Orchard Street  
Statehouse Mail  
Boise, ID 83720

RECEIVED  
NOV 9 1990

Department of Water Resources

Dear Ms. Fleck:

This letter is to notify the Idaho Department of Water Resources that the Forest Service has not completed the necessary work to file a Proof of Beneficial Use for Water Rights Permit No. 65-12661 at the Bonneville Campground. All attempts to find potable water at the subject site were unsuccessful, and we have no intentions to make additional attempts at this time. Please rescind the permit and remove it from your records.

Similarly, we have no intentions of developing water for Application for Permit No. 65-12543, located in Timber Gulch. The spring appears to have dried up so we are unable to develop livestock water. Please rescind this permit and remove it from you records.

Enclosed are completed Proof of Beneficial Use forms for Water Right Permits Nos. 37-08524, 63-10825, 63-10826, 63-10827, 63-10828, 63-10829, 63-10830, 63-10831, 65-12864, and 65-12865. None of these permits require a license examination fee.

Sincerely,

*W. Wayne Patton*

W. WAYNE PATTON  
Range, Wildlife, Watershed, and  
Recreation Officer

Enclosures

cc:  
RO-RW (Gary Boyle)

MicroFILMED

FEB 67 1991



# WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

December 5, 1990

U.S. DEPT. OF AGRICULTURE  
FOREST SERVICE  
FEDERAL BLDG.  
324 25TH ST.  
OGDEN, UT 84401

LAPSE NOTICE

RE: PERMIT NO. 65-12865

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated September 30, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON  
Chief, Water Allocation Bureau

LGS:rf

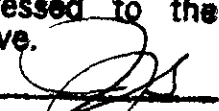
Enclosures

**MAILED**

FEB 07 1991

**CERTIFICATION OF MAILING**

I hereby certify that on 12-6-90  
a copy/an original of this document was  
deposited in the United States mail,  
postage prepaid addressed to the  
individual(s) named above.



138503

September 30, 1990

U.S. DEPT. OF AGRICULTURE  
FOREST SERVICE  
FEDERAL BLDG.  
324 25TH ST.  
OGDEN, UT 84401

PROOF DUE NOTICE

RE: PERMIT NO. 65-12865

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 December 1, 1990. (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.

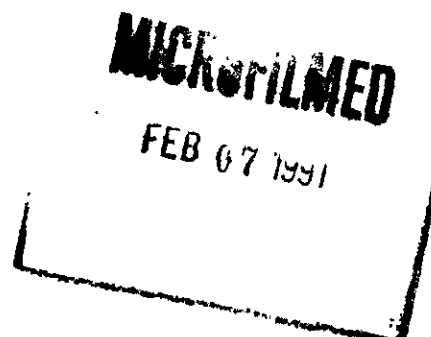
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Rita Fleck  
Secretary/Records Manager

Enclosures



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
COMMENCEMENT OF WORKS

Permit No. 65-18865 USDA Forest Service 84701

Name(s) of Permit Holder(s): 324 25th St Ogden UT 84401 208-365-4382

Post Office Address: 324 25th St Ogden UT 84401

☒ I hereby certify that construction of diversions for the above referenced permit began on 5/1/89 (date) with due diligence to maintain a valid

continue to develop the water system and the diversions on the above referenced permit.

☐ I hereby certify that construction of diversions on the above referenced project has not yet begun due to the following reason beyond my control:

\_\_\_\_\_  
Signature of Permit Holder

\_\_\_\_\_  
Date

Note: A financing difficulty is not an acceptable reason.

USDA - FOREST SERVICE  
BOISE NATIONAL FOREST  
1750 FRONT STREET  
BOISE, ID 83720-9829

837

ADAYS

USE ZIP CODE

**RECEIVED**

FEB 07 1991



**RECEIVED**

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

MAY 05 1990

Department of Water Resources

RECEIVED  
FEB 07 1991  
U.S. DEPT. OF THE INTERIOR

PERMIT  
FOR  
PRIVATE  
USE ONLY

NO 01

S T A T E   O F   I D A H O  
D E P A R T M E N T   O F   W A T E R   R E S O U R C E S

-----

Statehouse  
Boise, Idaho 83720  
(208) 334-7900  
December 5, 1988

FOREST SERVICE U.S. DEPT. OF AGRI.  
FEDERAL BLDG.  
324 25TH ST.  
OGDEN, UT 84401

P E R M I T   A P P R O V A L   N O T I C E

RE: PERMIT NO.        65-12865

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor  
Water Rights Permits Section

GS: SC  
Enclosures

**MicroFILMED**

DEC 09 1988

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Mary Ann Hanson being first  
duly sworn, on his oath deposes and  
says that he is the <sup>clerk</sup> printer of Messenger-  
Index, a legal weekly newspaper pub-  
lished at Emmett, in Gem County, Idaho;  
that said newspaper is in general circu-  
lation in said county and has been pub-  
lished uninterruptedly 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 (2)  
consecutive weekly issues thereof, be-

ginning with the issue of SEPT 21,

1988, and ending with the issue of  
SEPT 28, 1988

Mary Ann Hanson  
Subscribed and sworn to before me this

29th day of

September, 1988

Deborah Crawford

Notary Public,

Residing at Emmett, Idaho.

## NOTICE OF APPLICATION FOR WATER RIGHT

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

65-12864  
U.S. DEPT. OF AGRI. FOREST  
SERVICE

FEDERAL BLDG.  
324 25TH ST

ODGEN, UT 84401

Source. SPRING

Tributary SAGE HEN CREEK

Diversion Pt. SENWSW Sec 27 T

12N R 02E

Use STOCKWATER (040 CFS)

Date Filed 9/06/1988

In T12N R02E S27 NWSW

65-12865

U.S. DEPT. OF AGRI. FOREST  
SERVICE

FEDERAL BLDG

324 25TH ST

ODGEN, UT 84401

Source SPRINGS

Tributary SAGE HEN CREEK

Diversion Pt. SWNWSE Sec 27 T

12N R 02E

Use. STOCKWATER (040 CFS)

Date Filed 9/06/1988

In T12N R02E S27 NWSE

65-12867

GEORGE, LEONARD

2420 JACKSON AVE

EMMETT, ID 83617

Source WASTE WATER

Tributary PAYETTE RIVER

Diversion Pt. NWSW Sec 36 T 07N

R 02W

Use IRRIGATION (150 CFS)

Date Filed 9/08/1988

In T07N R02W S36 NWSW

5.0 ACRES TOTAL

The permit(s) will be subject to all

prior water rights. Protests must be

filed with the Director, Dept. of Water

Resources, Western Region, 2735

Airport Way, Boise, Idaho 83705 on

or before OCTOBER 10, 1988

R. KEITH HIGGINSON, Director

Published 9-21-1988 & 9-28-1988

Legal No 321

Published in the Messenger Index

RECORDED

OCT 3 1988

Department of Water Resources  
Western Regional Office

FILED

DEC 09 1988

65-12865

U.S. DEPT. OF AGRI., FOREST SERVICE  
FEDERAL BLDG.  
324 25TH ST.  
OGDEN, UT 84401

Source: SPRINGS

Tributary: SAGE HEN CREEK

Diversion Pt: SWNWSE Sec 27 T 12N R 02E

Use: STOCKWATER ( .040 CFS)

Date Filed: 9/06/1988

In: T12N R02E S27 NWSE

**MICROFILMED**

DEC 04 1988