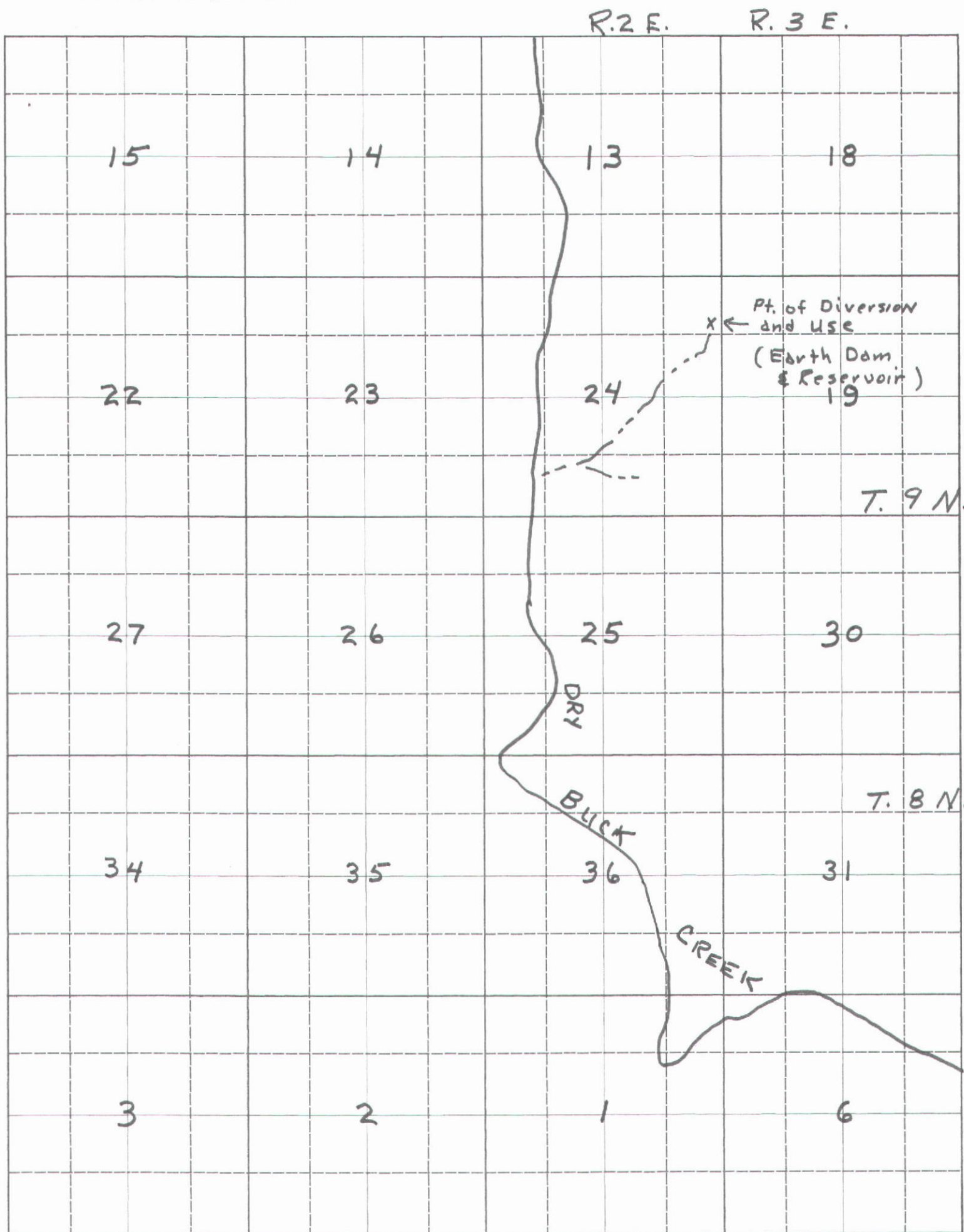


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

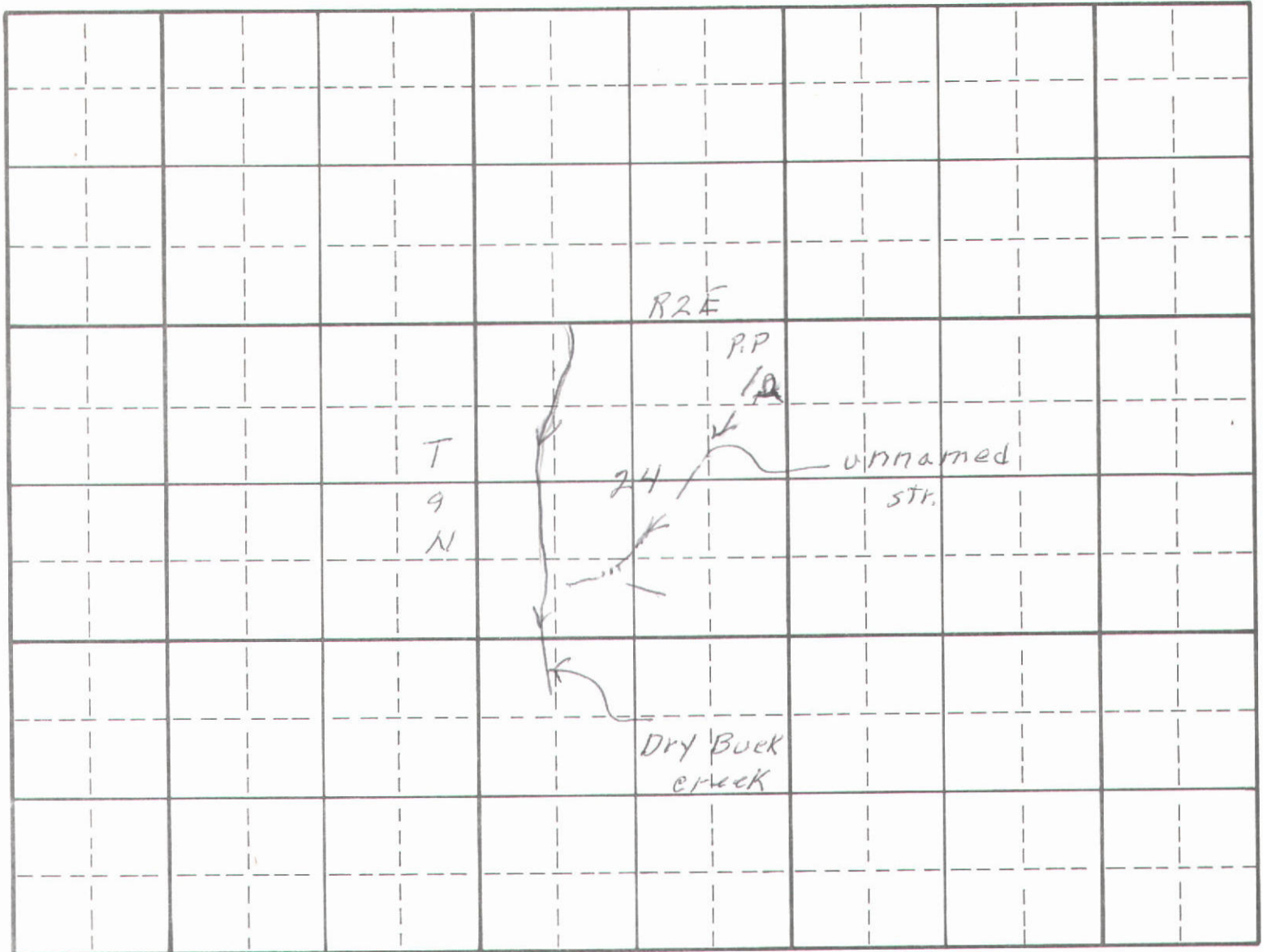


Scale: 2 inches equal 1 mile.

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.

for Adrian Dalton
JEFF M. SIRMON (Applicant) Deputy Regional
Forester, Resources

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NENE Sec 24 T9N R2E

Place(s) of Use

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
9N	2E	24	X																

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

Examiner's Signature John K. Noyes

Checked by DBS

Approved by Robyn

Date 8/15/80

Date 8/26/80

Date 9/19/80

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-12236 Priority May 10, 1979 Amount .02 cfs

THIS IS TO CERTIFY, that U.S. DEPARTMENT OF AGRICULTURE - FOREST SERVICE
of Ogden, Utah, has complied with the terms and conditions of Permit
No 65-12236 issued pursuant to Application for Permit dated May 10, 1979,
and has submitted proof to the Department of Water Resources on March 14, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .05 cfs of water from an unnamed stream,
tributary to Dry Buck Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows.

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>June 1</u> to <u>October 31</u>	at <u>.02 cfs</u>	and <u>1.4 acre feet</u>
	from _____	at _____	and _____
	from _____	at _____	and _____

(both dates inclusive)

Subject, however, to the condition that no more than .02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.4 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Twp. 9N,
Rge. 2E, B.M. in the County of Boise

Description and location of place of use:

Twp.	Range	Sec.													Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9N	2E	24													

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
September, 19 80.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

MAY 10 1979

1. Name of applicant United States of America, Forest Service Phone (801) 626-2221
Post office address Federal Bldg., 324 25th St., Ogden, UT 84401
2. Source of water supply Unnamed Stream which is a tributary of Dry Buck Creek
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 9N
Range 2E B.M. Boise County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .02 cfs for Stockwater purposes from 6/1 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .02 cubic feet per second and/or b. .5 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Earth Dam

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is allow 1 yr. max 0 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 9N
Range 2E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 257 cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

Age Group	Percentage
18-24	10%
25-34	20%
35-44	25%
45-54	20%
55-64	15%
65-74	10%
75-84	5%
85+	5%

TOTALS[illegible]

Total number of acres to be irrigated

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

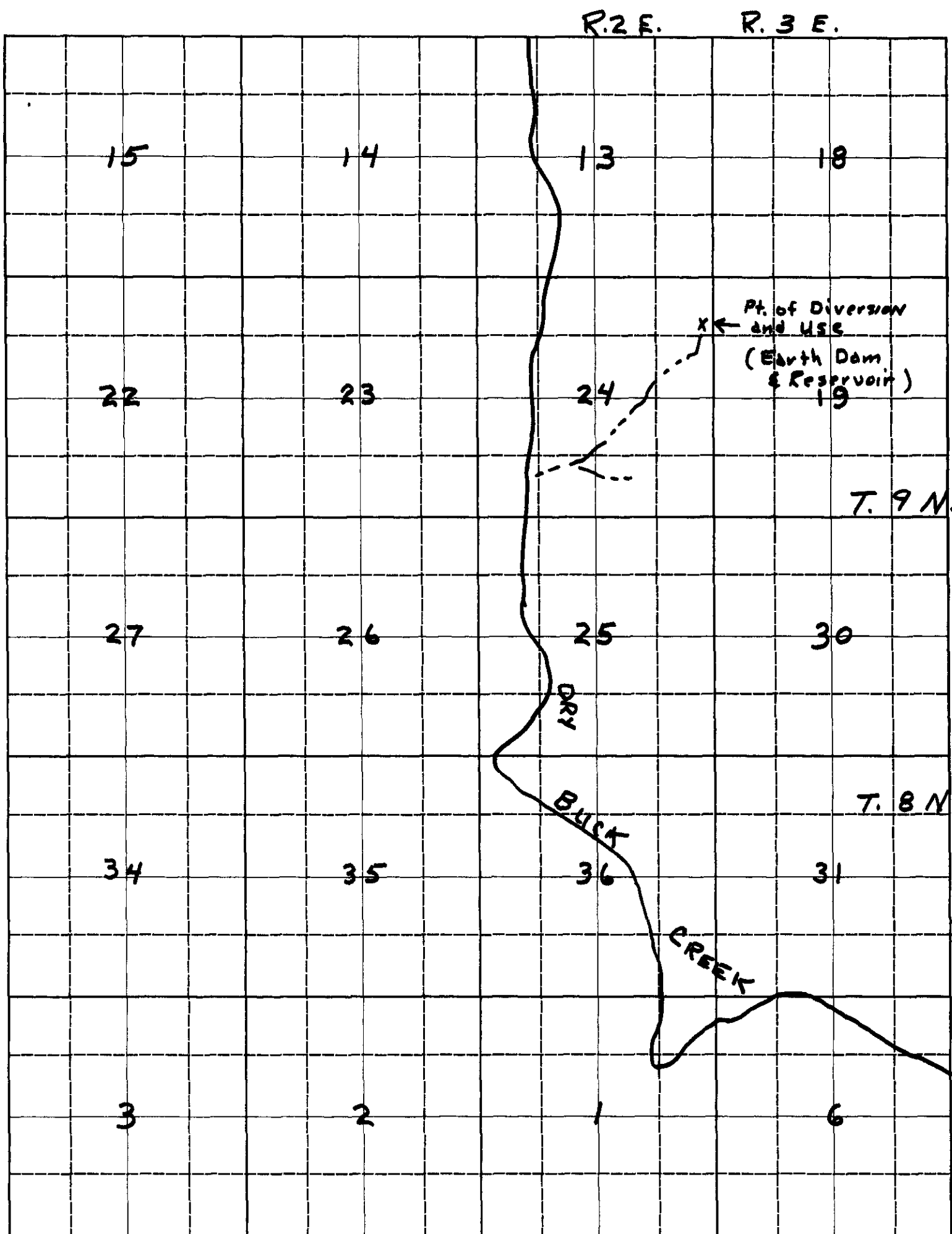
9. a. Who owns the property at the point of diversion U.S.A., administered as Boise National Forest
b. Who owns the land to be irrigated or place of use U.S.A., administered as Boise National Forest
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing

10. Remarks Application at this time is in response to the Supreme Court Decision of July 3, 1978, regarding the Rio Mimbres case. Beneficial use began in 1977.

July 3, 1978, regarding the Rio Mimbres case. Beneficial use began in 1977.

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



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.

for Adrian Walton
JEFF M. SIRMON (Applicant) Deputy Regional
Forester, Resources

Proposed Priority 5-10-79

Received by KK Date 5/11/79 Time 2 pm
AKH Date 5/10/79 Time 10 AM

Preliminary check by W. F. R. Fee \$ 20.00 # 13183

Receipted by KK Date 6/18/79

Publication prepared by kk Date 5/17/79

Published in Idaho World

Publication dates 5/25 & 6/1/79

Publication approved KK Date 6/12/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by W. F. R. S.S.
1979

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. 65-12236, 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 July 1, 1980.
- 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. Other: _____

Witness my hand this 25 day of June, 1979.

J. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO,
County of Boise

Bruce Reichert, being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of THE IDAHO
WORLD, a weekly newspaper
published at Idaho City, in the
County of Boise and State of Ida-
ho; that said paper has been and
is in general circulation in the
county aforesaid, and in the vi-
cinity of Idaho City; that the
advertisement, a copy of which is
hereto attached, was published in
said newspaper once a week for
...*7-20*... consecutive weeks in
the entire and regular issue of
every number of said paper dur-
ing the period and time of publi-
cation and was published in the
newspaper and not a supplement;
that said paper has been estab-
lished and regularly and continu-
ously published for more than
seventy-eight weeks past previ-
ous to the first publication of
this notice. Such notice was pub-
lished in the issue beginning with

....*5-25*..., 197*9*... and end-

ing with the issue of ...*6-1*...

197*9*...

...*Bruce Reichert*...

Subscribed and sworn to before

me this *5*... day of *June* 197*9*

Reid M. Shannahan

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following
application(s) have been submitted for permit
to appropriate the public waters of the State
of Idaho:

65-12231

Blaser, Albert E.
3710 Tamarrack Drive, Boise, Id 83703
Source: Frazier Creek
Date Filed: 5/10/1979
Amount: 0.24 CFS
Diversion Point: SENW Sec 19 T 09N R 04E,
Boise Co.
Use: Domestic (0.24 CFS) from 01/01 to 12/31
Place of Use: NESW SESW SWSE NWSE
Sec 19 T 09N R04E NWNE Sec 30 T 09N R 04E
Diversion Means: Diversion Wing, drain/pump,
storage, and distribution lines.

65-12235

U.S. Dept. of Agriculture
Forest Service, Federal Bldg., 324 25th Street
Ogden, UT 84401
Source: Spring tributary to Alder Creek, East
Fork
Date filed: 5/11/1979
Amount: 0.02 CFS
Diversion Point: NWNE Sec 36 T 08N R 04E,
Boise Co.
Use: Stockwater (0.02 CFS) from 06/01 to
10/31
Place of Use: NWNE Sec 36 T 08N R 04E
Diversion Means: Headbox, pipeline and trough

65-12236

U.S. Dept. of Agriculture
Forest Service, Federal Bldg., 324 25th Street,
Ogden, UT 84401
Source: unnamed stream tributary to Dry
Buck Creek
Priority Date: 5/11/1979
Amount: 0.02 CFS
Diversion Point: NENE Sec 24 T 09N R 02E,
Boise Co.
Use: Stockwater (0.02 CFS) from 06/01 to 10/31
Place of Use: NENE Sec 24 T 09N R 02E
Diversion Means: Earth dam

OK
KR
6/11/79

65-12232

U.S. Department of Agriculture
Forest Service, Federal Bldg., 324 25th Street,
Ogden, UT 84401
Source: Unnamed stream tributary to Payette
River, South Fork
Date filed: 5/11/1979
Amount: 0.03 CFS
Diversion Point: SWSW Sec 32 T 09N R 08E,
Boise Co.
Use: Domestic (0.03 CFS) from 5/1 to 10/31
Place of Use: NESW NWSW Sec 32 T 09N R 08E
Diversion Means: Dam, pipeline, storage tank,
and disinfectant facilities

65-12238

U.S. Dept. of Agriculture
Forest Service, Federal Bldg., 324 25th Street,
Ogden, UT 84401
Source: Groundwater
Date filed: 5/11/1979
Amount: 0.01 CFS
Diversion Point: SWSE Sec 12 T 10N R 04E,
Boise Co.
Use: Domestic (0.01 CFS) from 06/01 to 10/31
Place of Use: SWSE Sec 12 T 10N R 04E
Diversion Means: Well and hand pump

REC
JUN

Department
Western

If issued, the permits will be subject to all prior
water rights. Protests against the granting of
any permit must be filed with the Director of
the Idaho Department of Water Resources,
92 S. Cole Road, Boise, Idaho 83705 on or be-
fore June 11, 1979.

C. STEPHEN ALLRED,
Director

Published in the Idaho World, Idaho City, Idaho,
on May 25 and June 1, 1979.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

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

SEPTEMBER 24, 1979

RE: 65-12236

DEAR WATER USER:

ENCLOSED IS A COPY OF THE WATER RIGHT LICENSE ISSUED ON THE
ABOVE REFERENCED PERMIT.

SINCERELY,

JIM JOHNSON
WATER DISTRIBUTION SUPERVISOR

ENCLOSURE

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

United States AMERICA
Forest Service
1/D RENE S. 24
T. 9N R. 2E

65-12236
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:	4-3-80	mm	Appt. not made
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)	8/13/80	JKN	

EXAMINATION

Date 8/13/80 Accompanied by Forest Ranger Total Q measured .02
If source is surface water, estimate total flow of source Variable
Methods of measurement calc. Est. Meets Permit requirements? yes

Measurement calculations:
 $Q = 257 \times 12 = 3084$
 $2 \text{ hrs} \times 60 \times 4509 \text{ PPM} / 555 = 59000$
Req. 0.2 as per permit

capacity?
 $\approx .05 \text{ cfs}$
 $257 \times 12 = 3084 \times 150 = 462600$
 $325830 / 462600 = 1.4 \text{ AF Use}$

$.02 \times 1.4835 = .04 \times 150 = 6.0 \text{ AF}$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS

System Description Diverts water from unnamed str. to small pond.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
Stockwater	.02	1.4	6/1	10/31
Total	.02 ✓	1.4 ✓	6/1	10/31

Remarks 257 gal Stock 150 day use

MICROFILMED

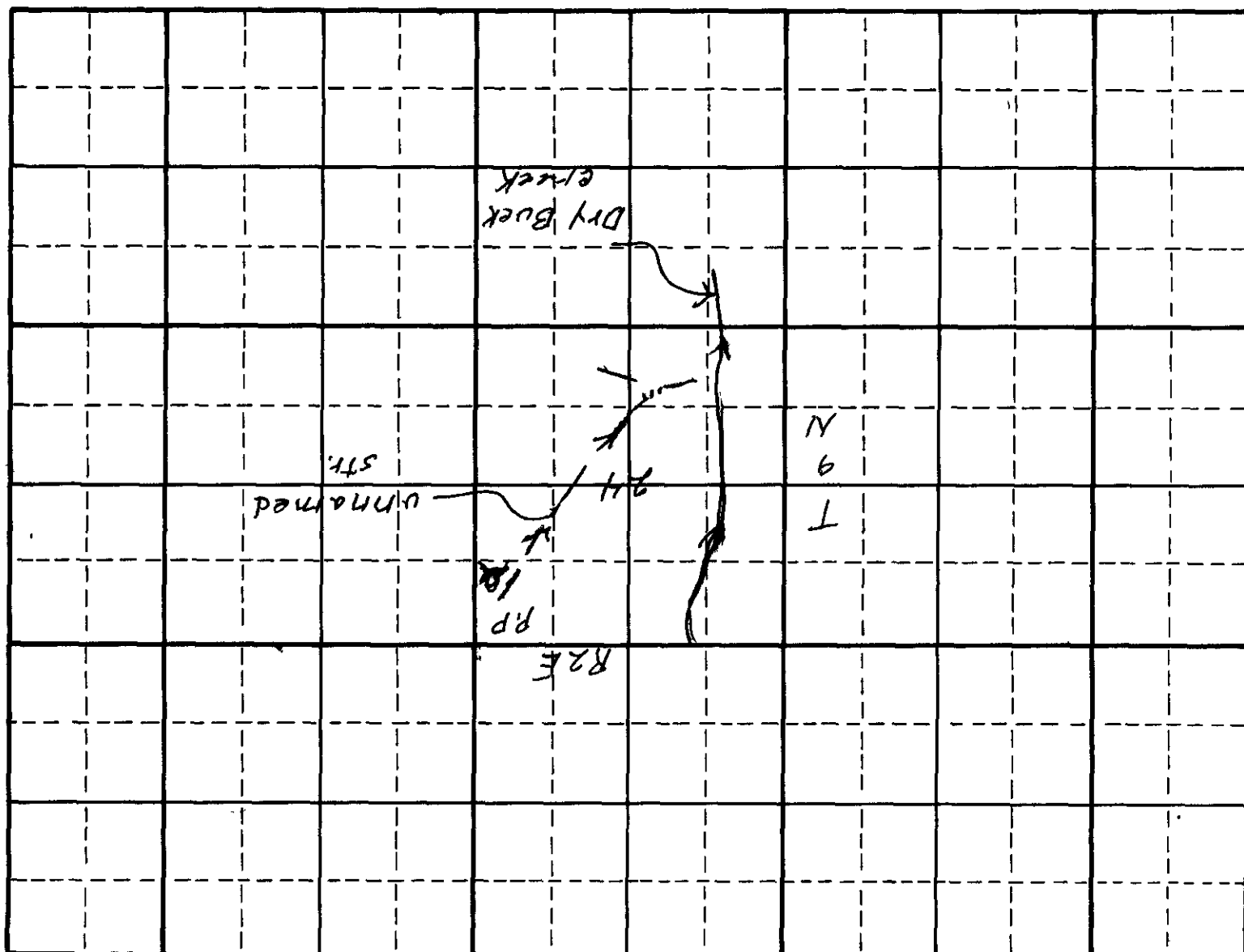
Date 8/15/80
 Date 8/26/80
 Date 9/19/80

☒ None

[illegible]

Point(s) of diversion: NENE 802 24 T9N R2E

SCHEMATIC DIAGRAM OF SYSTEM



MAP (Attach Aerial Photo)



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

April 3, 1980

United States of America
Forest Service
Federal Building
324 25th Street
Ogden, UT 84401

RE: Permits 65-12225, 65-12232, 65-12235, 65-12236, 65-12237, 65-12238

Dear Sir:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

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

Sincerely,

Kay Walker
Secretary

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-12206.

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

Post Office Address: Federal Building, 324 - 25th St.

Ogden, UT 84401

Tel No (801) 626-3561

Source of Water: Unnamed tributary to Dry Buck Cr.

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 257 cattle (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed. Jeff M. Sirmon, Deputy Regional Forester, Resources

3/12/80
 Date

for Adrian Dalton
 Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

RECEIVED

MAR 24 1980



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
324 25th Street
Ogden, Utah 84401

2540
March 11, 1980

RECEIVED



Mr. C. Stephen Allred
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

MAR 14 1980

Department of Water Resources

Dear Mr. Allred:

Enclosed are completed proofs of construction of works on the following permit numbers:

65 - 12225
65 - 12232
65 - 12235
65 - 12236
65 - 12237
65 - 12238

These permits should now be ready for issuing a water license.

Thank you for your assistance.

Sincerely,

Jeff M. Sirmo
JEFF M. SIRMON
Deputy Regional Forester
Resources

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

June 26, 1979

Re: Permit No.'s 63-9226, 63-9227, 63-9228, 65-12225, 65-12232,
65-12235, 65-12236, & 65-12238

U. S. Forest Service
Federal Building
324 25th Street
Ogden, Utah 84401

Gentlemen:

Enclosed are copies of your approved Applications for Permit. We direct your attention to the conditions of approval on the fourth pages.

The exercise of these permits may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permits may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permits may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permits. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permits or subsequent licenses or water rights.

If you have any questions, please let us know.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

MICROFILMED

State of Idaho
Department of Water Resources

65 12236

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: CW Brown

APPLICATION NUMBER: U.S.F.S.

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

☐ Yes ☒ No

Field check required.

☐ Yes ☒ No

Critical groundwater area.

☐ Yes ☒ No

Request dam safety information. Sent by: _____ Date: _____

☒ Yes ☐ No*

In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☒ Other Bob Brown Bureau of Rec. KE 5/21

PROCESSING:

☐ Yes ☐ No

Platted by: _____ Map No. _____

☐ Yes ☐ No

Other rights on same place of use. N/A

☒ Yes ☐ No*

In form for advertising.

☐ Yes ☒ No

Final date for protests: 6/11/79

☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/11/79
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 10 May 79 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: [Signature] Date: 19 June 79

STATE OFFICE REVIEW:

I.L. letter

- ☐ See attached sheet for more information.

By: [Signature] Date: 6/22/79

RECEIVED

JUN 20 1979

DEPT. OF WATER RESOURCES
MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before JUNE 11, 1979.

C. STEPHEN ALLRED

Director

Published 5/25 & 6/1/79.

MICROFILMED

65-12236

U.S. DEPT OF AGRICULTURE

FOREST SERVICE, FEDERAL BLDG., 324-25TH STREET, OGDEN, UT 84401

Source: UNNAMED STREAM tributary to DRY BUCK CREEK

Priority Date: 05/11/1979

Amount: 0.02 CFS

Diversion Point: NENE Sec 24 T 09N R 02E, BOISE Co.

Use: STOCKWATER (0.02 CFS) from 06/01 to 10/31

Place of Use: NENE Sec 24 T 09N R 02E

Diversion Means: EARTH DAM

MICROFILMED