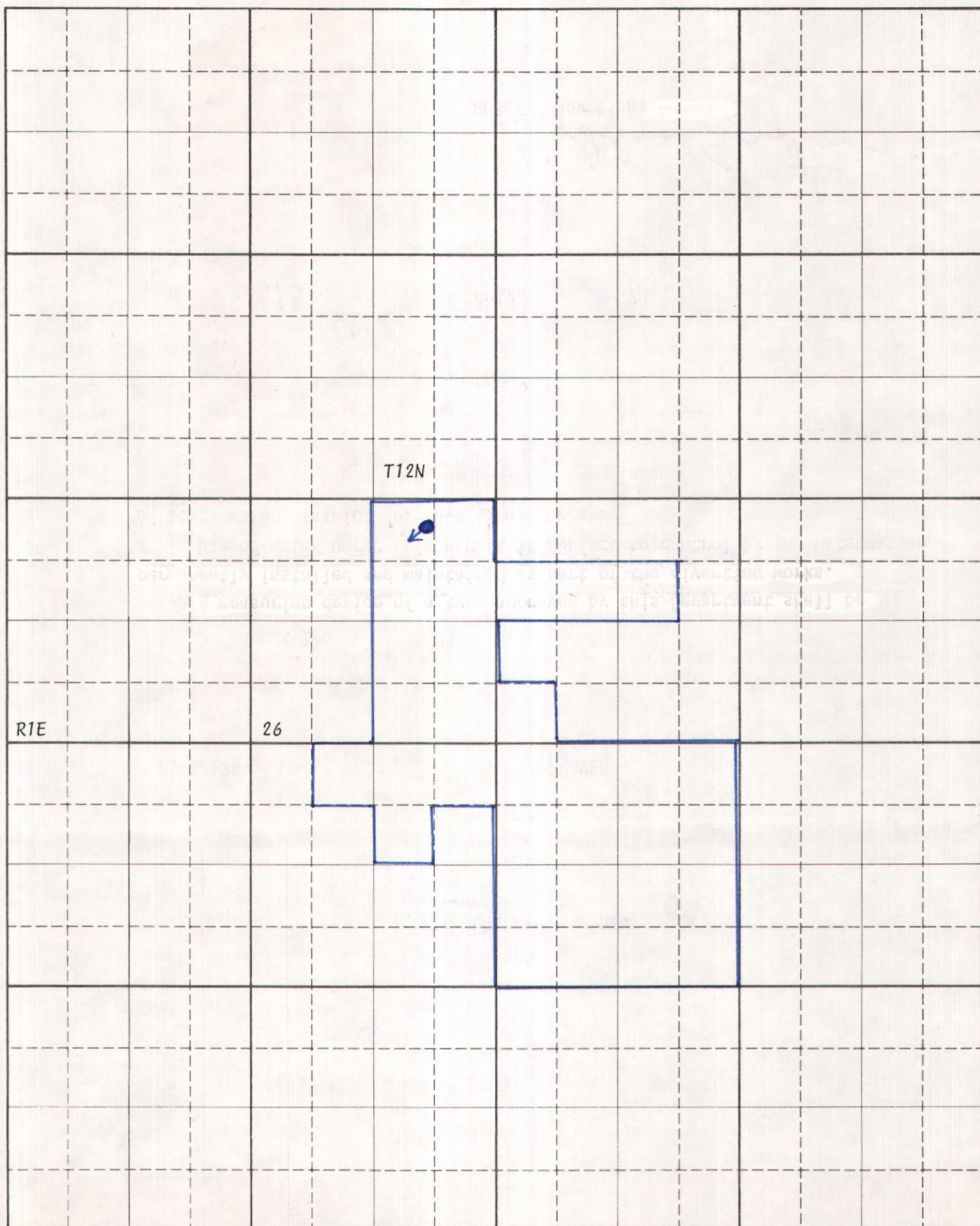
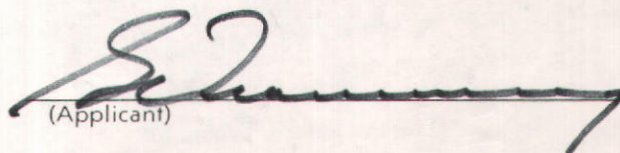


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.


(Applicant)

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Arleta Dole being first
duly sworn, on his oath deposes and
says that he is the 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 2
consecutive weekly issues thereof, be-

ginning with the issue of June 15,
1978, and ending with the issue of

June 22, 1978
Arleta Dole

Subscribed and sworn to before me this

24/4 day of

June, 1978

Arleta Louise R. Dole

Notary Public,
Residing at Emmett, Idaho.

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:

~~67-7399~~ 65-12138

Name: State of Idaho Dept. of
Lands. Address: Room 121, State-
house, Boise, Idaho. Source: Un-
named spring trib. to Squaw
Creek. Date Filed: May 31, 1978.
County: Gem. Amount: 0.02 cfs.
Point of Diversion: NW 1/4 NE 1/4 Sec
26 T 12N-R 1E B.M. Use: Stock-
water purposes from Jan. 1 to Dec.
31. Place of Use: NW 1/4 NE 1/4 Sec
26 T 12N-R 1E B.M. Means:
Pipeline.

67-7400

Name: State of Idaho Dept. of
Lands. Address: Room 121, State-
house, Boise, Idaho. Source: Un-
named spring trib. to Squaw
Creek. Dated Filed: May 31, 1978.
County: Gem. Amount: 0.02 cfs.
Point of Diversion: NE 1/4 NE 1/4 Sec.
27 T 12N-R 1E B.M. Use: Stock-
water purposes from Jan. 1 to Dec.
31. Place of Use: NE 1/4 NE 1/4 Sec 27
T 12N-R 1E B.M. Means: Pipe-
line.

67-7401

Name: State of Idaho Dept. of
Lands. Address: Room 121, State-
house, Boise, Idaho. Source: Un-
named spring trib. to Squaw
Creek. Dated Filed: May 31, 1978.
County: Gem. Amount: 0.02 cfs.
Point of Diversion: SW 1/4 NE 1/4 Sec
25 T 12N-R 1E B.M. Use: Stock-
water purposes from Jan. 1 to Dec.
31. Place of Use: SW 1/4 NE 1/4 Sec
25 T 12N-R 1E B.M. Means:
Headbox and pipeline.

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 July 3, 1978.

C. Stephen Allred, Director
Published in the Emmett
Messenger-Index, Emmett, Idaho
on June 15 and June 22, 1978.

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-12138 Priority May 31, 1978 Amount .02 cfs

THIS IS TO CERTIFY, that STATE OF IDAHO, DEPARTMENT OF LANDS
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 65-12138 issued pursuant to Application for Permit dated May 31, 1978,
and has submitted proof to the Department of Water Resources on February 14, 1979,
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 .02 cfs of water from an unnamed spring,
tributary to Squaw 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>January 1</u> to <u>December 31</u> at <u>.02</u> cfs and <u>4.1</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs 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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
4.1 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 12N,
Rge. 1E, B.M. in the County of Gem

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12N	1E	26		X															

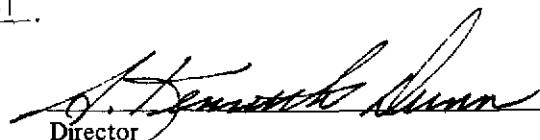
Total number of acres irrigated _____

Use of water under this license is subject to control by the watermaster of State
Water District No. 65-A, Squaw Creek.

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 24 day of
July, 19 81.


Director

Identification No. 65-12138
Application No. 67-7399

APPROVED
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

- 1 Name of applicant State of Idaho Department of Lands Phone 384-3280
post office address Room 121, Statehouse, Boise, Idaho 83720
- 2 Source of water supply Unnamed spring which is a tributary of Squaw Creek
- 3 a Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26 Township 12N
Range 1E B M Gem County, additional points of diversion if any None
- b If water is not consumed, it will be discharged into _____ at a point in NW $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 26 Township 12N Range 1E B M _____
- 4 Water will be used for the following purposes.
Amount .02 cfs for stockwater purpose from Jan 1st to Dec. 31st (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose 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 _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc The spring has been dug out with a backhoe,
a perforated pipe was buried to collect the water and a plastic pipeline run to
a water tank.
- b Height of storage dam NA feet, active reservoir capacity _____ acre feet, total reservoir
capacity _____ acre feet, materials used in storage dam _____
Period of year during which storage will occur N/A to _____ inclusive
(Mo. Day) (Mo. Day)
- c Proposed well diameter is N/A inches, proposed depth of well is _____ feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years
b Estimated construction cost is \$ 400.00
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26 Township 12N
Range 1E B M _____
(2) Amount of power to be generated N/A hp under _____ feet of head
(3) List number of each kind of livestock to be watered 300 head of cattle, possibly some
sheep and an undetermined number of wildlife.
(4) Name of municipality to be served N/A _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe No other uses

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below

TWP	RANGE	SEC	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTALS
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	

Total number of acres to be irrigated N/A

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 State of Idaho (Endowment land)

b. Who owns the land to be irrigated or place of use State of Idaho (Endowment land)

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N/A

10 Remarks _____

[illegible]


(Applicant)

PROSEC NOTICE 5/31/78
Received by B/K Date 5/31/78 Time 11:16 AM
Preliminary check by 665 Fee \$ 8.10
Receipted by alw Date 6-9-78 # 11119
Publication prepared by alw Date 6-8-78
Published in Emmett Messenger-Index
Publication dates 6-15 + 6-22-78
Publication approved alw Date 7-3-78
Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DBS JC

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 65-12138, 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 August 1, 19 79.
- c Other _____

Use of water under this permit is subject to control by the watermaster of State Water District No. 65-A, Squaw Creek.

2 Denial of said application is for the following reasons _____

Witness my hand this 13 th day of July, 19 78.

J. Glen Saxton
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

COUNTY OF GEM,

ss.

Carile Dale being first duly sworn, on his oath deposes and says that he is the printer of Messenger-Index, a legal weekly newspaper published at Emmett, in Gem County, Idaho, that said newspaper is in general circulation in said county and has been published 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 2 consecutive weekly issues thereof, be-

ginning with the issue of June 15, 1978 and ending with the issue of

June 22, 1978
Carile Dale

Subscribed and sworn to before me this 24/4 day of

June, 1978
Alta Louise R. Foster

Notary Public,
Residing at Emmett, Idaho.

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:

~~67-7399~~ 65-121-7

Name: State of Idaho Dept. of Lands. Address: Room 121, Statehouse, Boise, Idaho. Source: Unnamed spring trib. to Squaw Creek. Date Filed: May 31, 1978. County: Gem. Amount: 0.02 cfs. Point of Diversion: NW 1/4 NE 1/4 Sec 26 T 12N-R 1E B.M. Use: Stockwater purposes from Jan. 1 to Dec. 31. Place of Use: NW 1/4 NE 1/4 Sec 26 T 12N-R 1E B.M. Means: Pipeline.

67-7400

Name: State of Idaho Dept. of Lands. Address: Room 121, Statehouse, Boise, Idaho. Source: Unnamed spring trib. to Squaw Creek. Dated Filed: May 31, 1978. County: Gem. Amount: 0.02 cfs. Point of Diversion: NE 1/4 NE 1/4 Sec 27 T 12N-R 1E B.M. Use: Stockwater purposes from Jan. 1 to Dec. 31. Place of Use: NE 1/4 NE 1/4 Sec 27 T 12N-R 1E B.M. Means: Pipeline.

67-7401

Name: State of Idaho Dept. of Lands. Address: Room 121, Statehouse, Boise, Idaho. Source: Unnamed spring trib. to Squaw Creek. Dated Filed: May 31, 1978. County: Gem. Amount: 0.02 cfs. Point of Diversion: SW 1/4 NE 1/4 Sec 25 T 12N-R 1E B.M. Use: Stockwater purposes from Jan. 1 to Dec. 31. Place of Use: SW 1/4 NE 1/4 Sec 25 T 12N-R 1E B.M. Means: Headbox and pipeline.

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 July 3, 1978.

C. Stephen Allred, Director
Published in the Emmett Messenger-Index, Emmett, Idaho on June 15 and June 22, 1978.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~RE~~STEPHEN~~RE~~ALLEN~~RE~~

Director

Mailing address
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 23, 1961

State of Idaho
Dept. of Lands
Statehouse Rm. 121
Boise, ID 83720

Dear Sirs,

RE: Permit No.'s 65-12138, 65-12139, 65-12140

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

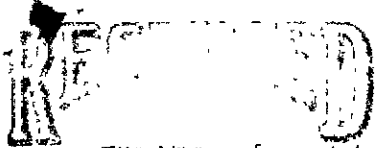
Sincerely,

from whom

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure



3310
3488 - state
- 0000)

holder Dept. of Lands (Homer Nesbitt - lessee)

Room 126, Statehouse, Boise

Phone 384-3280

Person to contact

Phone _____

- 2 Source of water supply Groundwater ☐ Surface water ☒ unnamed spring
(name spring, stream, etc.)
Tributary to Sawaw Creek

- 3 Water will be used for the following purposes.

Amount 0.02 c.f.s. for stockwater (300 head)
 _____ AF/Annum (nature of use)

Period of Use from 1-1 to 12-31
(mo.-day) inclusive (mo.-day)

Amount _____ c f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use from _____ to _____
(mo.-day) inclusive (mo - day)

Amount _____ cfs for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo-day) inclusive (mo-day)

Other uses, _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.03 cubic feet per second and annual volume _____ AF/Annum

- 5 Location of Point(s) of Diversion

Township 12N N/S, Range 1E E/W, B.M., Section 36, Subdivision NW 1/4 NE 1/4 Section
County

Township _____ N/S, Range _____ E/W, B.M. , Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions, _____

Description of diverting works perforated pipe in a spring source,
pipeline, stock tank

Measuring device required yes ☐ no ☒

6. Lands to be irrigated or place of use

[illegible]

TOTAL ACREAGE _____

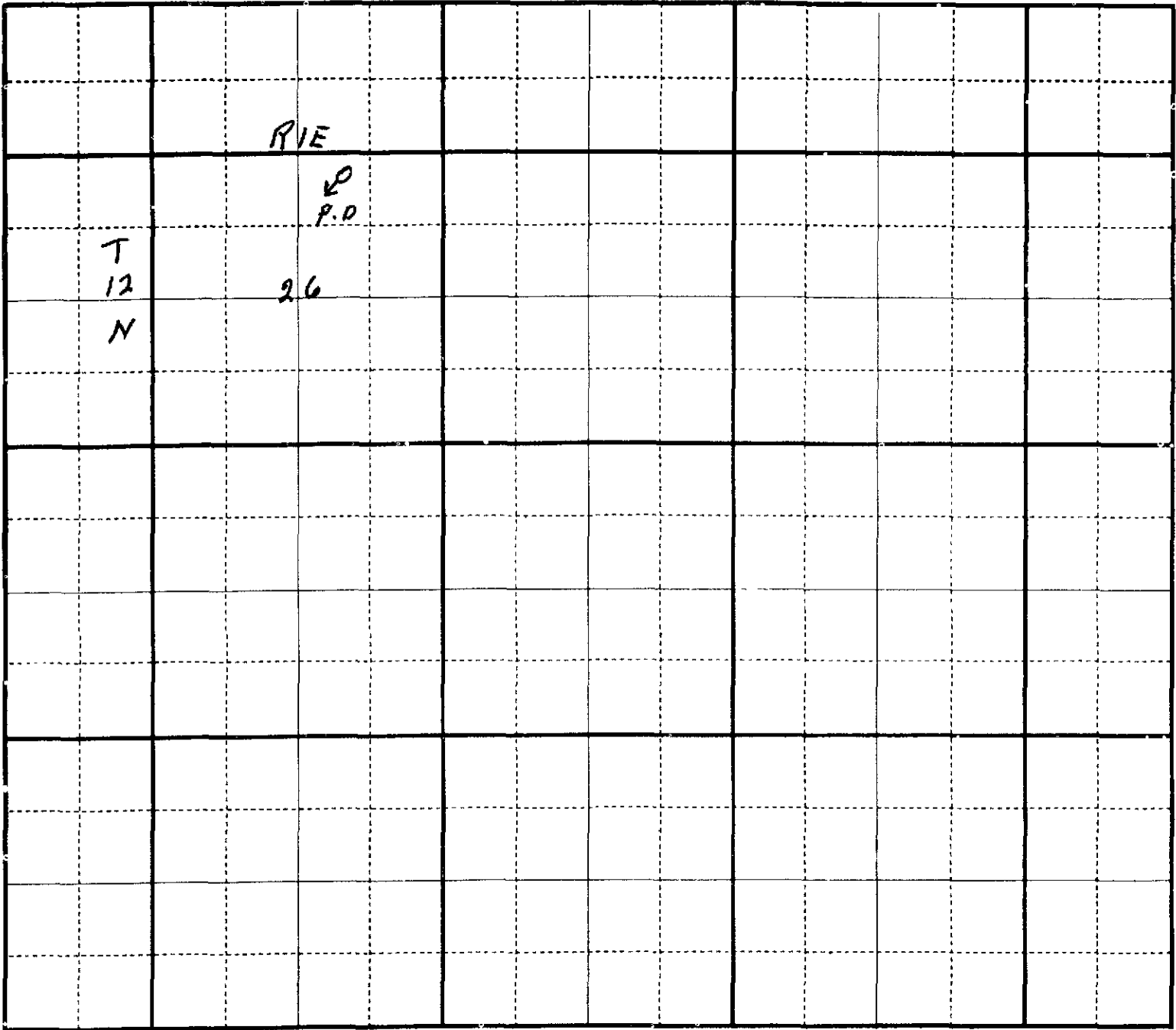


Diagram of System

DATE OF EXAM 11/3/80

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann from _____ to _____
Livestock Q= .02 c.f.s. V= 4.1 AF/Ann. from 1/1 to 12/31

Is water co-mingled? yes _____ no _____

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured _____ Method of measurement Estimate

Total Q recommended .02 Meter No _____ Type _____ Condition _____

Total V recommended 4.1

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None None

MEASUREMENT CALCULATION:

.02 cfs Estimate 300 hd beef stock = 4.1 AF

SYSTEM DESCRIPTION:

Curved CMP - 2'x3' CMP tank - 8'x2'x2'
20' of 1 1/4" PVC - 300 hd beef stock

REMARKS:

measured by Dept 7 in late fall 3/4 GPM -
considerable more in the spring.

Examiner's Signature John K Noyes Date 11/3/80

Checked by DMS Date 11/11/80

Approved by _____ Date _____

11/3/80 JKN

3 qts PM - Run out solvent - tank steel x 8' x 2' =
20' 1 1/2 PVE

300hd stock Trif sink



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

February 20, 1979

Department of Lands
Statehouse Mail
Boise, ID 83720

Gentlemen:

Re: Permit Nos. 65-12138, 65-12139 and 65-12140

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Boise (384-2190).

Sincerely,

RITA FLECK
Water Rights

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

RECEIVED

FEB 24 1979
Department of Water Resources

1. a) Name of permit holder State of Idaho Department of Lands
b) Post office address Room 121 State Capitol Bldg. - Boise, ID 83720
2. Permit number 65-12138
3. Date of priority that you are prepared to establish 5/31/78
4. a) Source from which water was appropriated unnamed spring
b) Location of the point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 26
Township 12N, Range 1E Boise Meridian. Other points of diversion: none
5. a) The amount of water and use to which the water has been applied:
Amount .02 cfs for stockwater purposes from 1 January to 31 Dec. incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
b) Total amount appropriated .02 cfs and/or acre-feet per annum.
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:
Idaho Department of Lands personnel using a gallon measuring can.
6. If the means of diversion and conveyance are owned by someone other than the permit holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
A buried plastic pipeline carries water from the spring source to a stock tank.
b) Describe the agreement of understanding by which you take water from the works: Mr. Homer Nesbitt
did the work and provided the needed materials. He is the State's lessee and did
the work under a Department permit.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):
A section of perforated pipe was buried in the spring source. A buried plastic
pipeline was hooked to it and carries the water a short distance to a stock tank.
b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
The flow can be measured at the tank with an open container.

EXAMINED 2-70-79 by [signature]

c) Give well driller's name and address and the date the well was completed: NA

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

This development provides clean fresh water to livestock and wildlife in the
immediate area.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

NA

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres irrigated _____

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

2-13-79

(Date)

Lowell Murdock

(Signature)

State of Idaho

County of Ada

) ss.

On this 13 day of February, 1979, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires

11 March 1980

Jay O. B. [Signature]
Notary Public
Residing at Bonanza



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
DAVID H. LEROY
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
JERRY L. EVANS
SUP'T OF PUBLIC INSTRUCTION

February 15, 1979

RECEIVED

FEB 17 1979

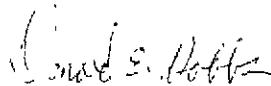
Mr. C. Stephen Allred
Director
Department of Water Resources
Building Mail
Statehouse

Department of Water Resources

Dear Mr. Allred:

We are forwarding herewith Proof of Application of Water to Beneficial Use for permits No. 65-12138, 65-12139 and 65-12140 in the name of the State of Idaho, Department of Lands.

Sincerely yours,


DONALD E. HOBBS, Chief
Bureau of Range Management

vp
enc (3)
cc: Area Supervisor, Southwestern Area



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

July 21, 1978

Re: Permit No.'s 65-12138, 65-12139 & 65-12140

State of Idaho
Department of Lands
Room 121
Statehouse
Boise, ID 83720

Gentlemen:

Your approved copies of the above referenced permits are enclosed and we direct your attention to the conditions of approval on the fourth page.

The exercise of this permit 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 permit 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 permit.

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 permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosures

65-12138 - Land

STAFF REVIEW - STATE OFFICE

1. ☒ Name vs. Signature (Director)
2. ☒ Source
3. ☒ Point of Diversion
4. ☒ Amnt. & Period of Use
5. ☒ Descrip. of Diverting Wrks.
6. ☒ Time req. for Proof of B/U
7. ☒ Place of Use for other than irrig.
8. ☐ Place of Use for irrigation (add acres)
9. ☒ Property Owner at Pt. of Div. & Pl. of Use
The outlined area is state owned grazing land - per letter from W.D. on 11/20/78. JES
10. ☒ Map
11. ☒ Fee & Rec't. No.

Copies Sent To:

☒ Idaho Health Department
☒ Idaho Fish & Game Dept.
☒ Bureau of Land Management

☒ U.S.F.S.
☒ Dept. of Lands
☒ Other

Dam Safety Information 2/1/78 (Goes to Permit Section)

Check:

Critical G.W. Area ☐ yes ☒ no

Other rights on same land None - state

Withdrawals of all protests received ☐ yes ☐ no

Conditions:

ID Power Co. Letter - Snake R. ☐

ID Power Co. Letter - G.W. & Tribs. ☒

Snake River Condition ☐

Payette River Letter ☒

Priority Date 5/31/78

Water Quality #16 ☐

Water Quality #10 ☐
intrastate ☐ interstate ☐

Meas. Dev. or Sc. Meas. ☐

Totalizing meter ☐

Supplemental ☐

Right-of-Way Cond. ☐

Watermaster Cond. ☒
Wtr. Dist. No. 605

Meas. Dev. Cond. for apps within a Water Dist. ☒

Jan G. Lavin
Reviewer

7/12/78
Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-12138

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) GLS 6/1/78

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) GLS 6/1/78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. 65

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) alw 7-3-78

Affidavit of Publication received (date) _____

(12) _____

Final date for protests 7-3-78
Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

No. Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By alw Date 7/3/78

I.P. letter.
Payette R. Letter
Water master cond.

RECEIVED

JUL 6 1978

Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

June 9, 1978

RE: Applications for Permit Nos. 67-7399 - Dept. of Lands
67-7400
67-7401

State of Idaho
Dept. of Lands
Room 121, Statehouse
Boise, ID 83720

Gentlemen:

Enclosed is your Receipt No. 11119 in the amount of \$ 30.00
for 3 Applications for Permit which was received in
this office on May 31, 1978.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

WHITE - State Auditor
 BLUE - Purchasing Copy
 YELLOW - Remittance Advice
 PINK - State Auditor then Agency
 GOLDENROD - Agency Copy
 AGENCY USE

EXPENDITURE VOUCHER

STATE OF IDAHO
 Office of State Auditor

AUDITOR USE

8338
Date 5-30-78
Code 10-00-00

AGENCY NAME:

Department of Lands

Document No 146316	
Pre-Audit	Date JUN 01 1978
Warrant No 1762451	

PAY Department of Water Resources
 Building Mail
 TO

CHECK ONE:

☒ MISCELLANEOUS EXPENDITURE☐ STATE CONTRACT☐ PURCHASE ORDER☐ MISCELLANEOUS ENCUMBRANCE REQUISITION

Encumbrance Reference No.

PAYMENT: ☐ PARTIAL ☐ FINAL

LINE No.	PROGRAM			ACCT.	CLASS		DESCRIPTION (Include Quantity)	COMPLETE ONE		AGENCY USE
	Maj	Min	Ele		Maj	Min		%	LINE AMOUNT	
1	04	02	002	1101	80	01	Filing fees for applications for permit to appropriate water on the following:		30 00	
							NENE Sec 27-12N-1E	10.00	~~\$10.00~~	
							NW1/4 Sec 26-12N-1E	10.00	~~\$10.00~~	
							SW1/4 Sec 25-12N-1E	10.00	~~\$10.00~~	
RECEIVED JUN 01 1978 Department of Water Resources Western Regional Office vp										
TOTAL								100%=	\$30.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

AUDITOR'S CERTIFICATE

I Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

I hereby certify that the above account is in proper form, that totals carried hereon are correct, that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

61-28

Date

Head of Agency or Institution

State Auditor



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

June 8, 1978

RE: Applications for Permit Nos. 67-7399 - State of Idaho Dept. of Lands
67-7400 - State of Idaho Dept. of Lands
67-7401 - State of Idaho Dept. of Lands
Application for Transfer 55-2224 - Lawrence D. Perkins

Emmett Messenger-Index
120 North Washington Avenue
Emmett, ID 83617

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before July 3, 1978.

Sincerely,

RITA FLECK
Secretary

*Bill submitted
7-3-78 alw*

~~67-7399~~

Name: STATE OF IDAHO DEPT. OF LANDS

Address: Room 121, Statehouse, Boise, Idaho

Source: UNNAMED SPRING TRIB. TO SQUAW CREEK

Date Filed: May 31, 1978

County: Gem

Amount: 0.02 cfs

Point of Diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 26 T 12N-R 1E B.M.

Use: stockwater purposes from Jan 1 to Dec 31

Place of Use: NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 26 T 12N-R 1E B.M.

Means: pipeline

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 July 3, 1978.

C. STEPHEN ALLRED

Director

Published in the Emmett Messenger-Index, Emmett, Idaho
on June 15 and June 22, 1978.