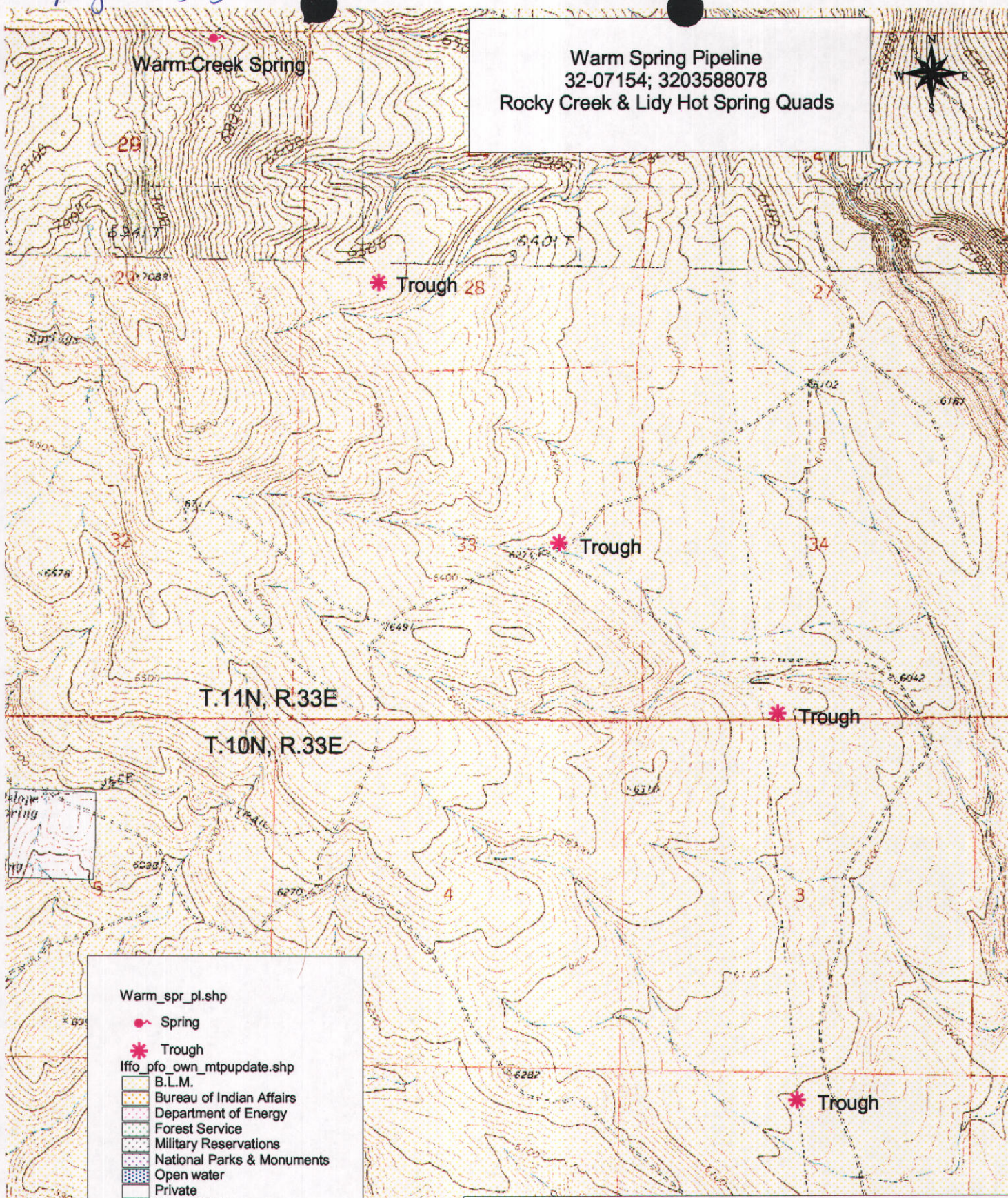




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0.5 0 0.5 Miles

1:24,000 Scale

DRAFT: PRODUCED BY THE BLM, IDAHO FALLS FIELD OFFICE.
Projection Universal Transverse Mercator
Zone 12, 1927 North American Datum
No warranty is made by the Bureau of Land Management
as to the accuracy, reliability, or completeness of
this data for individual or aggregate use with other data.
Prepared by Deena Teel on 3/20/2001 from digitized data.

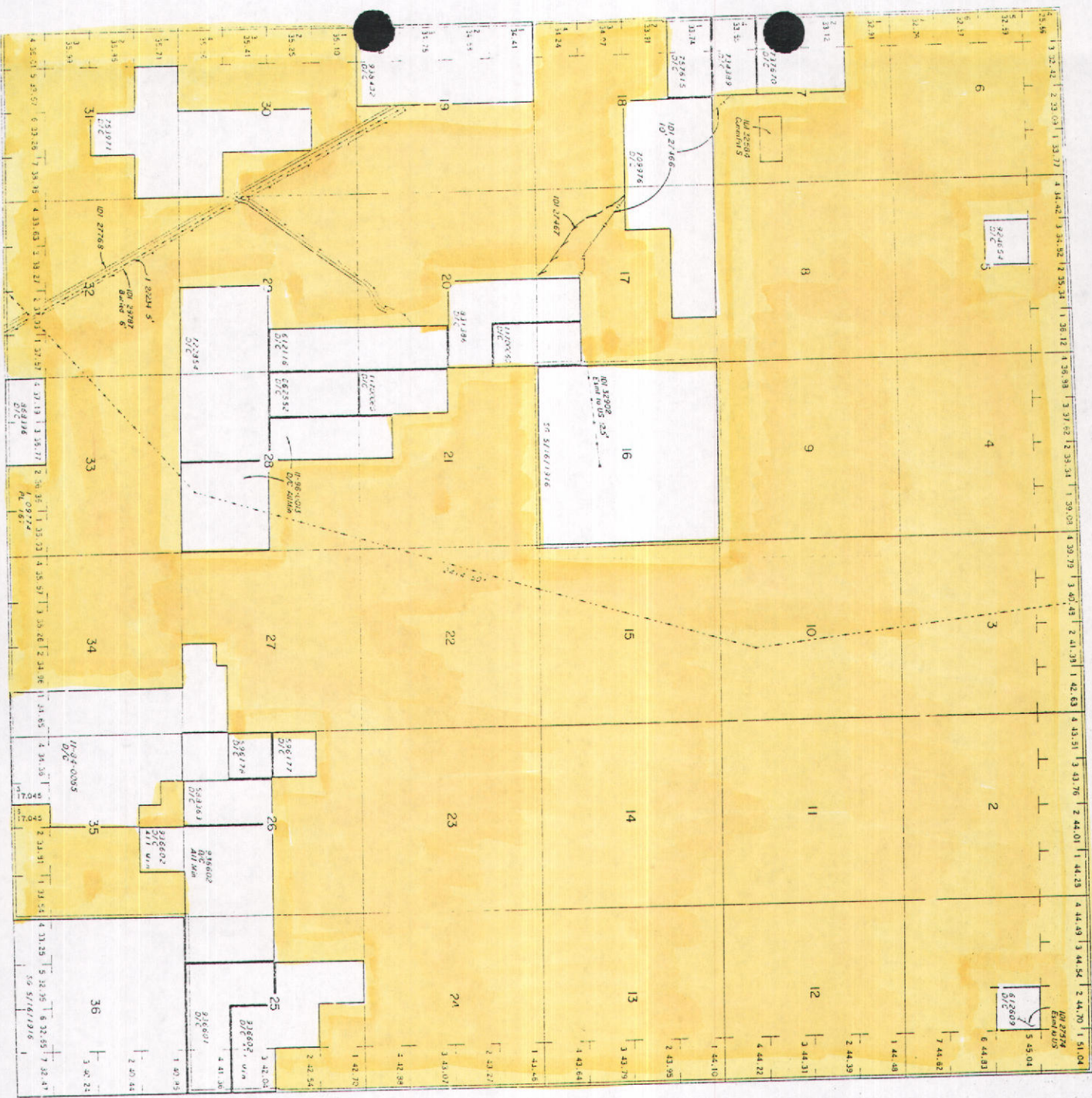
TOWNSHIP 10 NORTH RANGE 33 EAST OF THE BOISE MERIDIAN, IDAHO
CLARK COUNTY 033
IDAHO FALLS DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS			
REQUEST	ORIGINAL SURVEY	SUBDIVISION	
TRACT NO.	T	R	SEC
1			
2			
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L. 00714 Let PL 161 (Act of Cong 7/23/1955)
Completed 12/22/1960. All 36 surface Mont by BLM
1. 2448 BLM O. C. Unit Use, Clark County.
Sect. 1 from appropriation under E.L. HE. 1A, 4 PS
All unappropriated public land within
Sect. 1 to 15 incl
Sect. 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36
Sect. 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36
Sect. 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36
Sect. 22 to 35 incl



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OCT 11 2001

FOR OTHERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

COMMENT TO	COMMENT TO
FEB 8 8 2000	
USE P. 15	

CLARK COUNTY 033
IDAMO FALLS DISTRICT SEC 3

MT PLAT

1 02468 BLM O C1 Mult Use, Clark County;
Seqr from appropriation under DLE, HE, IA, & PS
All unappropriated public land within Tp

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OCT 11 2001

T 69100
2 OF 2

Diverse Use

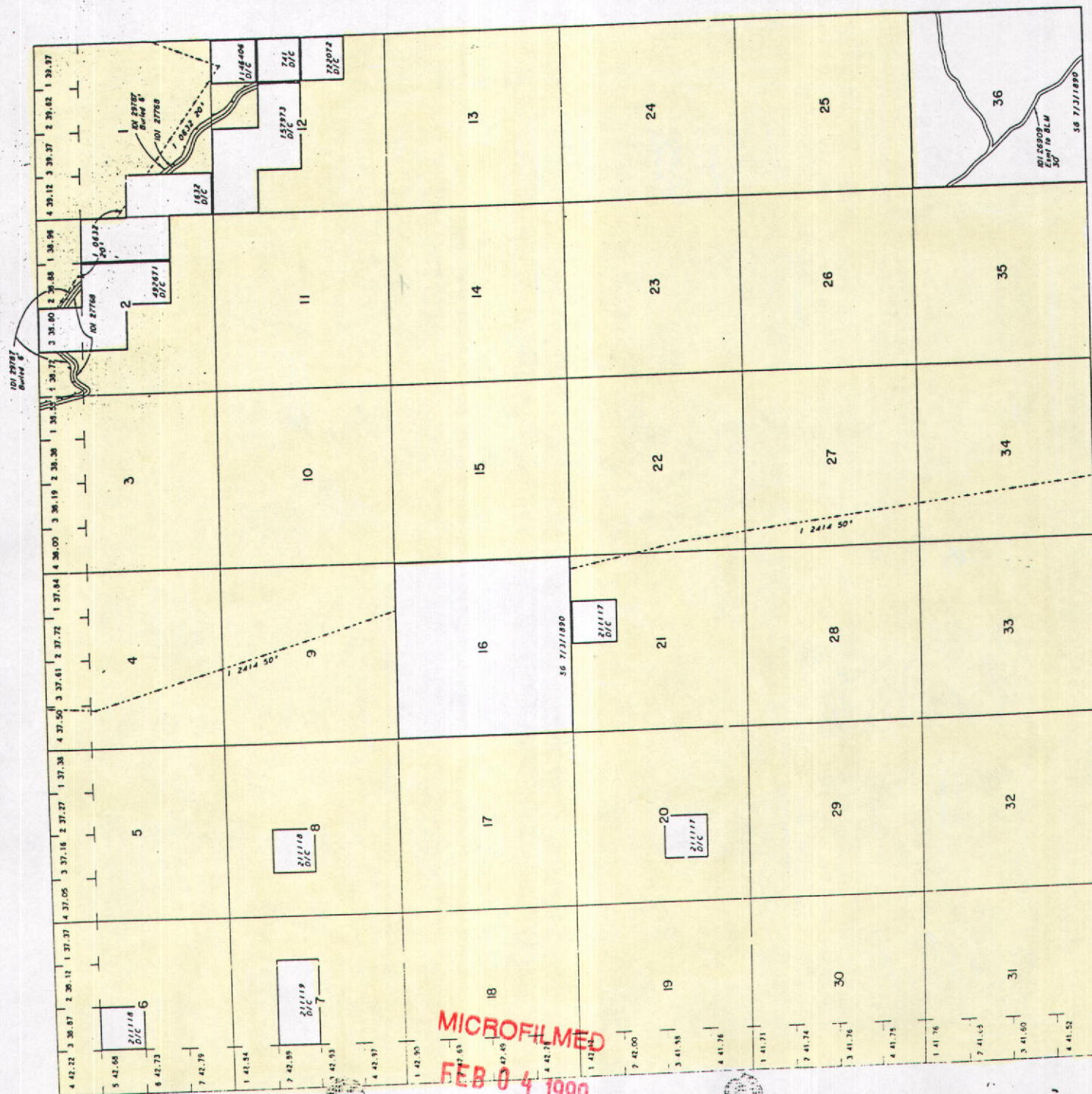
STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

CLARK COUNTY 033
IDAHO FALLS DISTRICT SEC 3

MT PLAT

[illegible]

1 02449 BLW O CI Mult Use, Clark County;
Sear from appropriation under DLE, ME, IA, & PS
All unappropriated public land within To



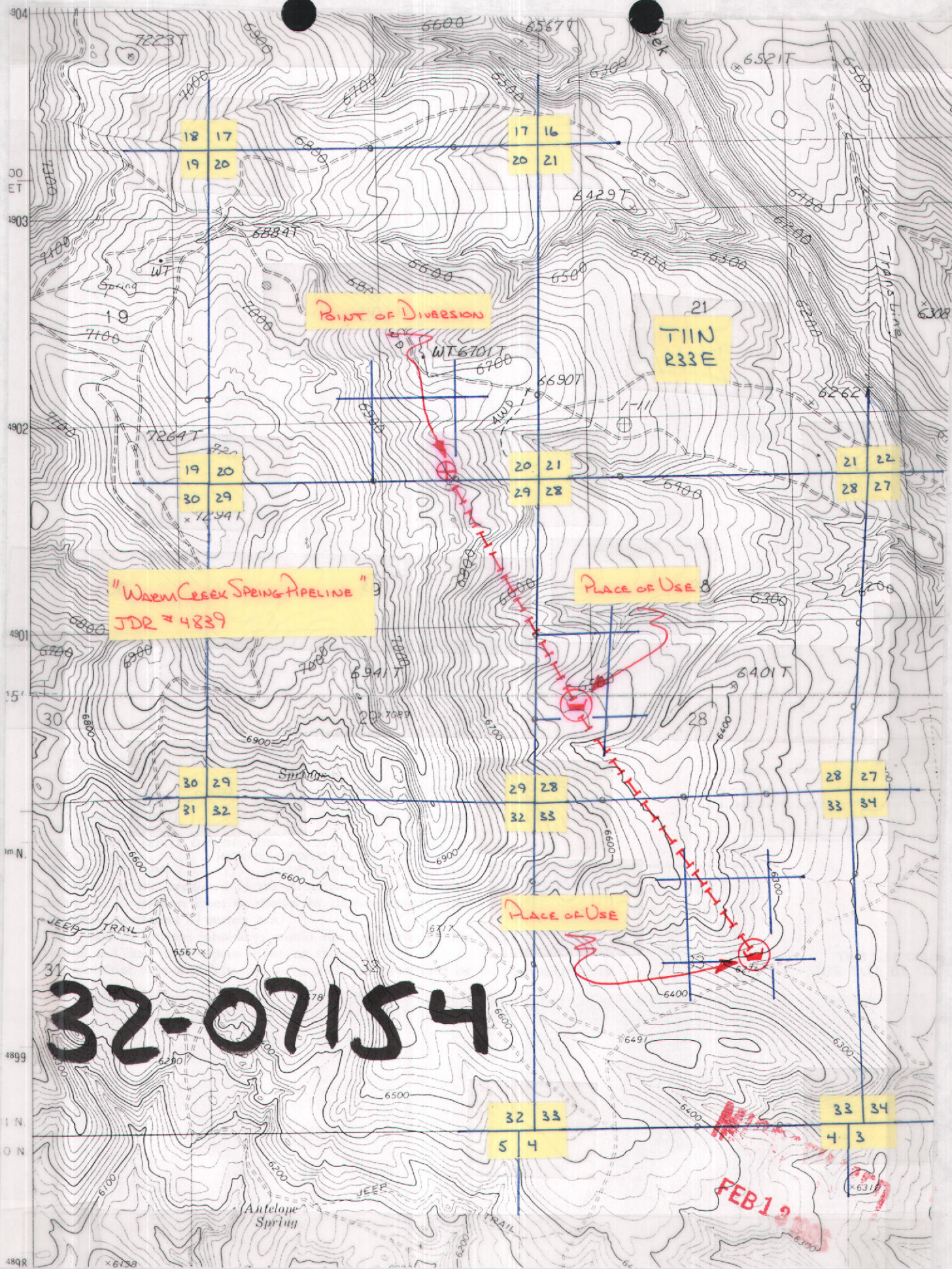
FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	
CURRENT TO	JUN 7 1968

USE PLAYS: _____

10

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FEB 04 1999



Proof of Publication
The Post-Register

RECEIVED

MAY 22 1987

State of Idaho, }
County of Bonneville } ss

Department of Water Resources
Eastern District Office

I, J. Robb Brady, first being duly sworn, depose and say: That I am the
Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except
Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in
the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903,
such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been
published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and
said Post-Register having been published continuously and uninterruptedly from the date of such consolidation,
up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in
said Post-Register for two consecutive weeks, first publication having been made
on the 7th day of May, 1987, last publication
having been made on the 14th day of May, 1987, and that the
said notice was published in the regular and entire issue of said paper on the respective dates of publication, and
that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 19th day of May, 1987.

Notary Public

My commission expires September 30, 1988.

B10

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following applications have been filed to
appropriate the public waters of the State of
Idaho:

32-7154

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-
RACE, BOISE, ID 83706
Source: WARM CREEK SPRING trib. to
DEEP CREEK
Diversion Pt: NENWNE Sec 29 T 11N R 33E
Use: STOCKWATER (0.050 CFS)
Date Filed: 03/25/1987
In: SWSW Sec 28 T 11N R 33E SWNE Sec 33
T 11N R 33E

32-7155

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-
RACE, BOISE, ID 83706
Source: UNNAMED STREAM trib. to SINKS
Diversion Pt: NWNESE Sec 25 T 09N R 34E
Use: STOCKWATER (0.15 AF); STOCK-
WATER (0.15 AF)
Date Filed: 03/25/1987
In: NESE Sec 25 T 09N R 34E

32-7156

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-
RACE, BOISE, ID 83706
Source: UNNAMED STREAM trib. to SINKS
Diversion Pt: NESENE Sec 25 T 09N R 34E
Use: STOCKWATER (0.15 AF); STOCK-
WATER (0.15 AF)
Date Filed: 03/25/1987
In: SENE Sec 25 T 09N R 34E

32-7157

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-
RACE, BOISE, ID 83706
Source: SPRING trib. to WEBER CREEK
Diversion Pt: NWNWSE Sec 13 T 12N R 32E
Use: STOCKWATER (0.020 CFS)
Date Filed: 03/25/1987
In: NWSE Sec 13 T 12N R 32E

23-7115

U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL BLDG., 324
25TH ST., OGDEN, UT 84401
Source: LONG GULCH SPRING trib. to

SNAKE RIVER, SOUTH FORK

Diversion Pt: NESWSE Sec 05 T 01S R 44E
Use: STOCKWATER (0.020 CFS)
Date Filed: 04/27/1987
In: SWNE Sec 32 T 01N R 44E SWNE SESW
Sec 29 T 01N R 44E SENE Sec 30 T 01N R 44E
SWSE Sec 05 T 01N R 44E

23-7114

U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL BLDG., 324
25TH ST., OGDEN, UT 84401
Source: LAKE CANYON SPRING trib. to
PALISADES CREEK
Diversion Pt: SENWNW Sec 26 T 01N R 45E
Use: STOCKWATER (0.010 CFS)
Date Filed: 04/27/1987
In: NWNW Sec 26 T 01N R 45E

The permits will be subject to all prior water
rights. Protests may be submitted based on the
criteria of Sec. 42-203A, Idaho Code and/or the
new public interest criteria of Sec. 42.203C,
Idaho Code. Protests must be filed with the
Director, Dept. of Water Resources, 150 Shoup
Ave., Suite 15, Idaho Falls, Idaho, 83402 on or
before May 25, 1987.

Ken Dunn
Director

Published: May 7, 1987

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AUG 18 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69100

This is to certify that: US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
C/O DEENA TEEL
1405 HOLLIPARK DR
IDAHO FALLS ID 83401
(208)524-7500

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
32-7154	AJC/License	04/07/1987	0.05 cfs	3.4 af		N/A	SPRING

Purpose of Transfer (Changes Proposed)

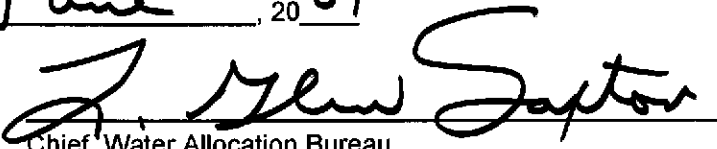
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
32-7154	NO	NO	YES	NO	YES	YES

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
32-7154	32-7154	0.05 cfs	3.4 af	N/A	N/A		N/A	N/A	N/A	N/A
TOTALS		0.05 cfs	3.4 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 22nd day of June, 2001


Chief, Water Allocation Bureau

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OCT 11 2001

WATER RIGHT NO. 32-7154
As Modified by Transfer No. 69100

In accordance with the approval of Transfer No. 69100, Water Right No. 32-7154 is now described as follows.

Right Holder: US DEPT OF INTERIOR
 BUREAU OF LAND MANAGEMENT
 1405 HOLLIPARK DR
 IDAHO FALLS ID 83401

Priority Date: 04/07/1987

Source: SPRING

Tributary: DEEP CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	06/01	to 12/01	0.05 CFS	3.4 AF
WILDLIFE	01/01	to 12/31	0.01 CFS	3.4 AF
			0.05 CFS	3.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING NENWNE Sec. 29 Twp 11N Rge 33E CLARK County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N 33E 10		X															
11N 33E 28										X							
11N 33E 33				X													
11N 33E 34												X					

PLACE OF USE: WILDLIFE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N 33E 10		X															
11N 33E 28										X							
11N 33E 33				X													
11N 33E 34												X					

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 OCT 11 2001

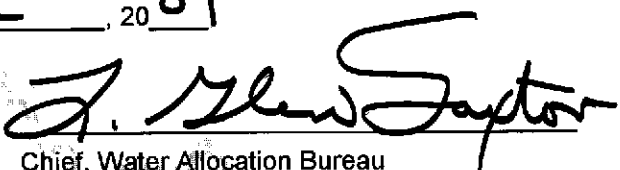
WATER RIGHT NO. 32-7154
As Modified by Transfer No. 69100

CONDITIONS OF APPROVAL

1. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
2. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Source is known locally as Warm Spring Pipeline, BLM ID #3203588078.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of June, 2001


Chief, Water Allocation Bureau

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OCT 11 2001

Page 1 of 5
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 69100

JUN 11 2001 APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources

c/o Deena Teel

Name of applicant U.S.D.I., Bureau of Land Management Phone (208) 524-7500

Post Office address 1405 Hollipark Drive, Idaho Falls, ID 83401

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Extending pipeline to include an additional place of use. Also need to add wildlife as a nature of use.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>32-07154</u>	<u>04/07/1987</u>	<u>0.05 cfs / 3.4 AF</u>	<u>Stockwater</u>	<u>0601</u> to <u>1201</u>
		<u>0.01 cfs</u>	<u>Wildlife</u>	<u>0101</u> to <u>1231</u>
				to _____
				to _____

2. Total amount of water being transferred 0.05 cubic feet per second and/or 3.4 acre-feet per annum.

3. Source of water Spring tributary to Deep Creek

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>NE</u>	<u>NW</u>	<u>NE</u>	<u>29</u>	<u>11N</u>	<u>33E</u>	<u>Clark</u>	<u>Warm Creek Spring & Pipeline</u>

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
11N	33E	28										S/W							
		33				S/W													
		34											S/W						
10N	33E	10		S/W															

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JUN 11 2001

Total acres 0

PART 1

6. General Information:

a. Description of diversion system Headbox; pipeline to four troughs

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A

d. Remarks:

Partial decree was issued in SRBA on 3/26/1999.
(See attachment)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____

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OCT 11 2001

page 3 of 5

T69100

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 32-07154

1999 MAR 26 AM 9:23

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME AND ADDRESS: USDI BLM
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

SOURCE: SPRING TRIBUTARY: DEEP CREEK

QUANTITY: 0.05 CFS
3.40 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/07/1987

POINT OF DIVERSION: T11N R33E S29 NENWNE Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	06-01 TO 12-01	0.05 CFS 3.40 AFY

PLACE OF USE:	Stockwater		Within Clark County
	T11N R33E S28	NWSW	
	S33	SENE	
	S34	SESW	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

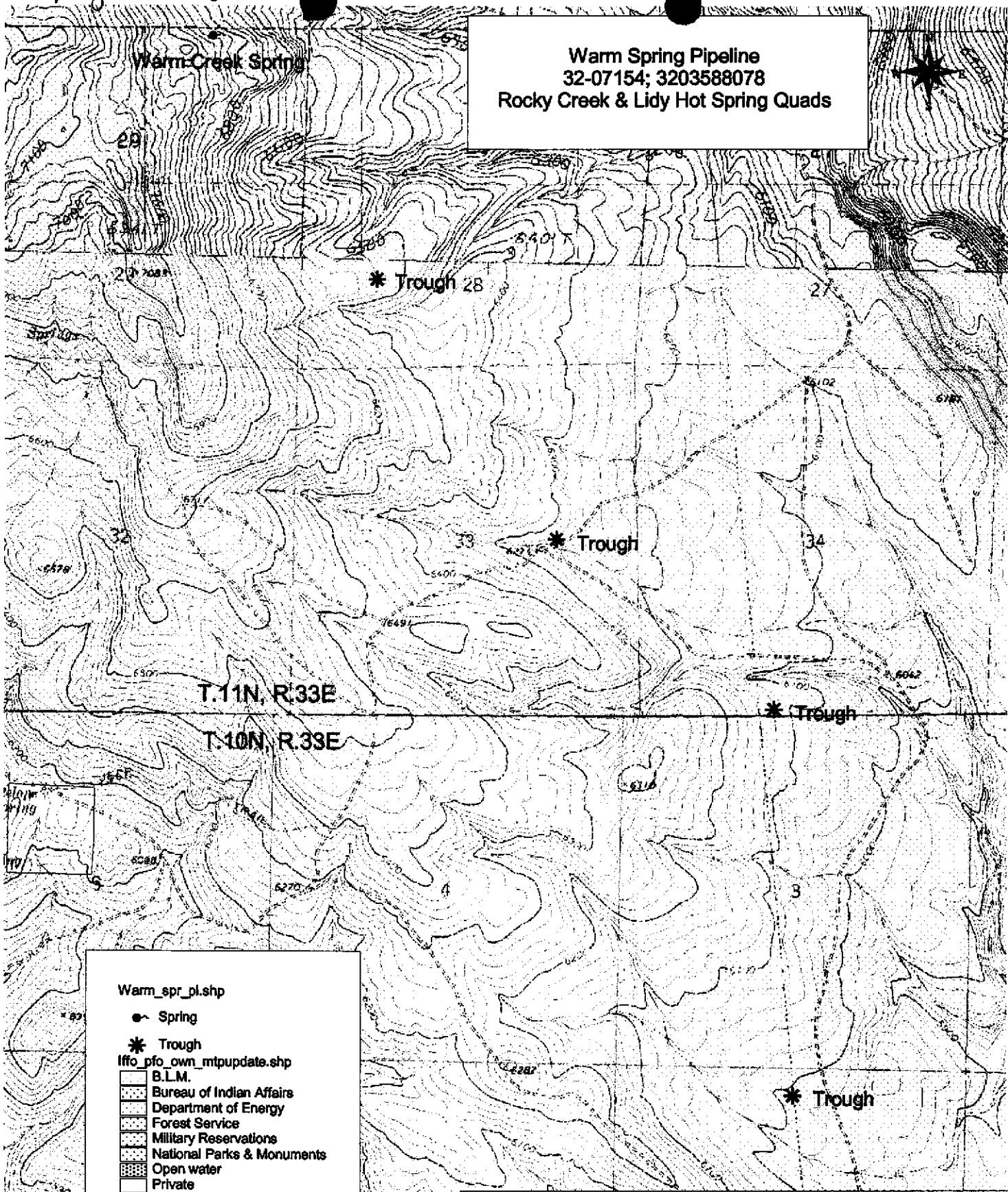
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

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OCT 11 2001

Warm Spring Pipeline
32-07154; 3203588078
Rocky Creek & Lidy Hot Spring Quads



Warm_spr_pl.shp

● Spring

* Trough

lfo_pfo_own_mtpupdate.shp

B.L.M.

Bureau of Indian Affairs

Department of Energy

Forest Service

Military Reservations

National Parks & Monuments

Open water

Private

State of Idaho

U.S. Fish & Wildlife Service

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0.5

0

0.5 Miles

1:24,000 Scale

DRAFT: PRODUCED BY THE BLM, IDAHO FALLS FIELD OFFICE.
Projection Universal Transverse Mercator
Zone 12, 1927 North American Datum
No warranty is made by the Bureau of Land Management
as to the accuracy, reliability, or completeness of
this data for individual or aggregate use with other data.
Prepared by Deena Teel on 3/20/2001 from digitized data.

PART 3

8. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>Wildlife</u>	<u>0.01 cfs</u>	<u>24 hours/day</u>	<u>01/01</u> to <u>12/31</u>
				to

2. Quantity and quality of return flows and location of discharge:
Quantity and quality will not change with the addition of wildlife as a new nature of use.

3. Describe effects on other water uses resulting from the proposed change:
No effects on other water uses.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Charles A. Hordley
(Signature of Applicant)

Subscribed and sworn to before me this 26 day of April, 2001

Sandra S. Hoffer
(Notary Public)

My commission expires 11-25-2002

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 2 attachments

Received by HWT Date 4-26-01 Protest filed by _____

Prelim. check by HWT Fee \$100.00

* Receipted by HWT E025885 Date 4-26-01

Published in Post Register Copies of protest forwarded by _____

Pub. dates May 10 & 17, 2001 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. by RDC

Copy of transfer sent to lien holder _____

* Payment was for an earlier transfer which was withdrawn before advertising.
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OCT 11 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

See attached map

CLARK COUNTY 033
TOWN OF FALLEN DISTRICT SEC 3

STATUS OF PUBLIC DOMAINS
LAND AND MINERAL TITLES

MT PLATT

INDEX TO SEGREGATED TRACTS			
ADDRESS	UNIT	ORIGINAL SURVEY	TRIBUTION
1000 N. 10th St.	1	1000	1000
1000 N. 10th St.	2	1000	1000
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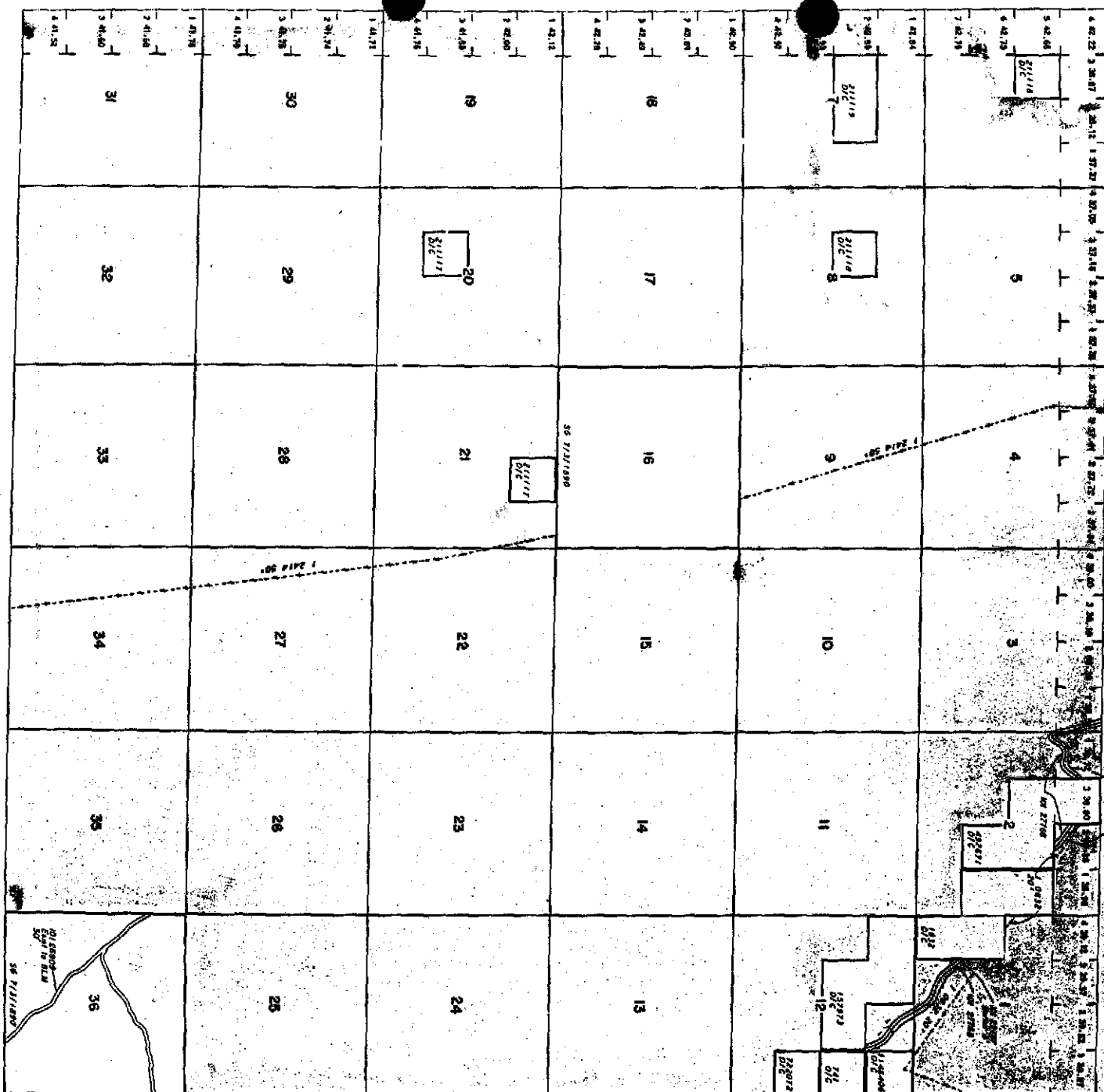
1 02448 BUN O CI Nuff Use, Clark County;
Sgt. from Association under DE, NE, IA, & PS
All unrecorded public land within

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

MICROFILMED

OCT 11 2007

T 69100

ATTACHMENT 2 OF 2

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 32-07154

1999 MAR 26 AM 9:23

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME AND ADDRESS: USDI BLM
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

SOURCE: SPRING TRIBUTARY: DEEP CREEK

QUANTITY: 0.05 CFS
3.40 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/07/1987

POINT OF DIVERSION: T11N R33E S29 NENE Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	06-01 TO 12-01	0.05 CFS 3.40 AFY

PLACE OF USE:	Stockwater		Within Clark County
	T11N R33E S28	NWSW	
	S33	SENE	
	S34	SESW	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

B Wood

Barry Wood
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

SRBA Partial Decree

MICROFILMED

OCT 11 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5363
WATER RIGHT NO. 32-07154

This is to certify that: **US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401**

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	06/01 to 12/01	0.05 CFS	3.4 AF
<u>SOURCE</u>	<u>TRIBUTARY OF</u>		
SPRING	DEEP CREEK		

Priority: 04/07/1987

LOCATION OF POINT(S) OF DIVERSION: NENWNE , Sec. 29, Township 11N, Range 33E
CLARK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

11N 33E	28	NWSW
	33	SENE
	34	SESW

CONDITIONS OF APPROVAL AND REMARKS

1. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

MICROFILMED

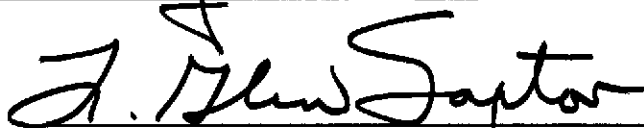
FEB 04 1999

TRANSFER NO. 5363
WATER RIGHT NO. 32-07154

CONDITIONS OF APPROVAL AND REMARKS

4. The quantity of water decreed for Right 32-07154 is not a determination of historical beneficial use.
5. The quantity of water under Right 32-07154 shall not exceed 13,000 gallons per day.

Dated this 21st day of January, 1999.


Chief, Water Allocation Bureau

MICROFILMED

FEB 04 1999

SD-0611-2 Basin: 32 Porting Water Right: 07154

S	Water	Name	O	Priority	STG/	Use	S
E	Right No.	Last, First	W	Date	STS	Desc	Y
L			N		Source		S
-	32-07154	US DEPT OF INTERIOR	C	04/07/1987	L/ SPRING	STOCK	WR
-	X32-07154	US DEPT OF INTERIOR	C	04/07/1987	L/ SPRING	STOCK	WR
-	32-07154	AMERICA ACTING THROU	C	04/07/1987	L/ SPRING	STOCK	AJ
-	A32-07154	AMERICA ACTING THROU	C	03/25/1987	P/ WARM CREEK SPRIN	STOCK	AJ
-						WILDLF	

* Decreed copied to Water Right Database (G6=Print Profile Rpt) (G8=Cancel)
(Enter=Continue) (G1=Print Screen Query) (G7=This Query) (Menu _____)

MICROFILMED

FEB 04 1999

PART 1

6. General Information:

a. Description of diversion system Headbox; pipeline to three troughs

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X (No) If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

Transfer is needed to settle an objection filed by BLM in the SRBA.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

MICROFILMED

FEB 04 1999

PART 2

TRANS NO. 5363

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 32-07154

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	06/01 to 12/01	0.05 CFS	3.4 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SPRING	DEEP CREEK

Priority: 04/07/1987

LOCATION OF POINT(S) OF DIVERSION: SESWSE , Sec. 20, Township 11N, Range 33E
CLARK County

PLACE OF USE: STOCKWATERTWN RGE SEC

11N 33E 28	NWSW
33	SWNE

CONDITIONS/REMARKS:

1. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. BLM RECORD ID = 3203588078
ASSOCIATED WITH 3203580604
STOCKWATER, 400 RANGE CATTLE; WILDLIFE VAR. AMT.

MICROFILMED

FEB 04 1999

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Deena Lee

(Signature of Applicant)

Subscribed and sworn to before me this 30 day of November, 1998.

Dorinda S. Johnson

(Notary Public)

My commission expires 11-25-2002

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWT Date 11-30-98 Protest filed by _____Prelim. check by HWT Fee \$100.00Receipted by HWT #E024683 Date 12-16-98Published in Post Register Copies of protest forwarded by _____Pub. dates Dec 24 & 31, 1998 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. by RDC

Copy of transfer sent to lien holder _____

MICROFILMED

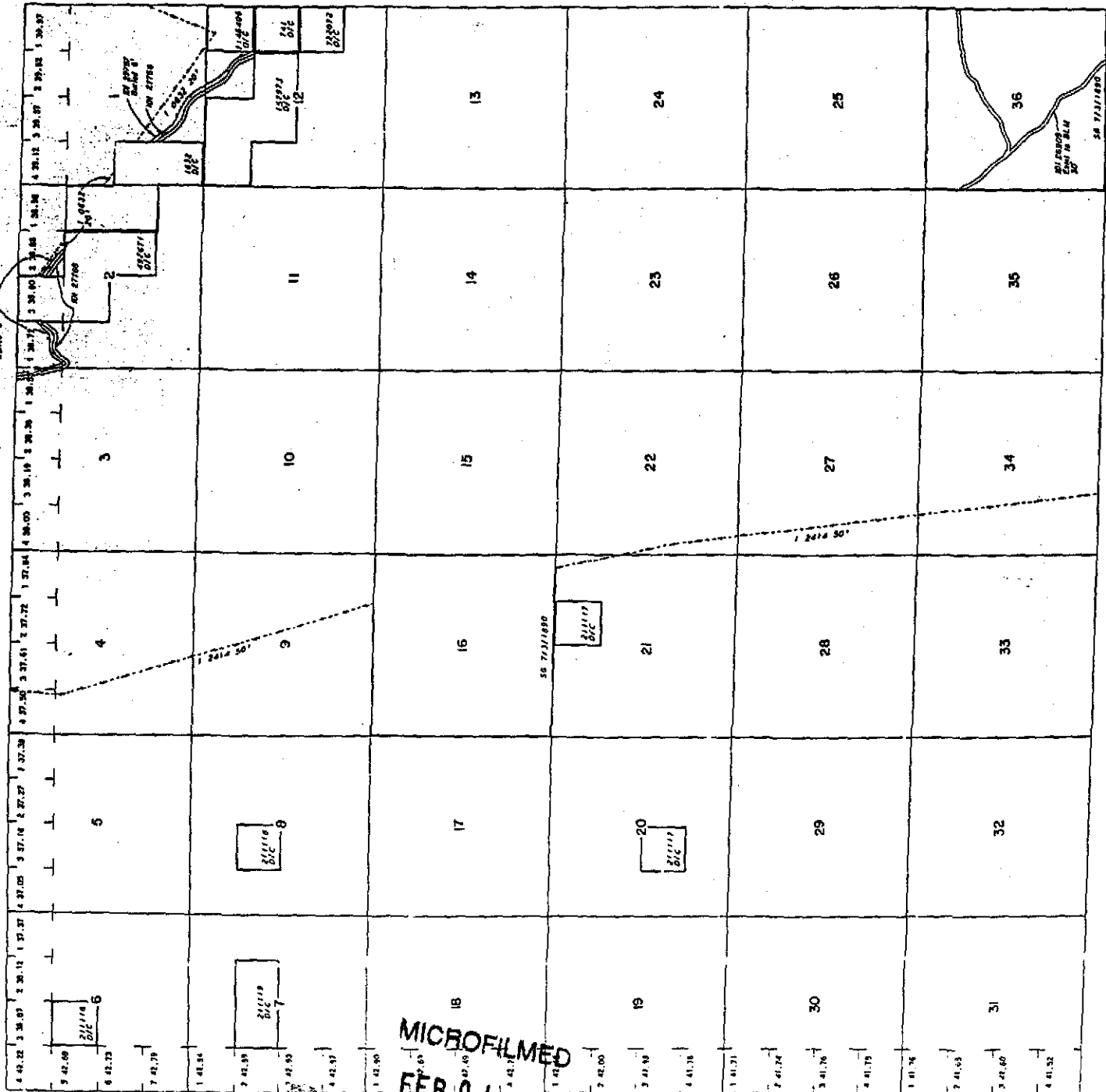
FEB 04 1999

TOWNSHIP 11 NORTH RANGE 33 EAST OF THE BOISE MERIDIAN, IDAHO

CLARK COUNTY 033
TOWN FALLS DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT



INDEX TO SEGREGATED TRACTS			
TRACT NO.	7	8	9
1			
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36			

1. 19149 BLD O CI WILL UG, Clark County.
Sec 1 from appropriation under R.E. 11, 12, 13
ALL unappropriated public land within 1/4

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CLARK COUNTY	CURRENT TO
033	
TOWN FALLS DISTRICT	
SEC 3	
MT PLAT	

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 32-07154

Priority: April 7, 1987

Maximum Diversion Rate:
Maximum Diversion Volume:

0.05 CFS
3.4 AF

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 83401

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated March 25, 1987; and
has submitted Proof of Beneficial Use on August 14, 1992. An examination indicates
that the works have a diversion capacity of 0.050 cfs of water from:

SPRING

tributary to DEEP 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 12/01	0.05 CFS	3.4 AF

LOCATION OF POINT(S) OF DIVERSION: SEWSE, Sec. 20, Township 11N, Range 33E
CLARK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

11N 33E 28
33

NWSW
SWNE

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. Source locally known as Warm Creek Spring.
7. Stockwater use is for 500 range cattle.
8. Water used under this right also includes water for wildlife.

RECEIVED

FEB 13 1995

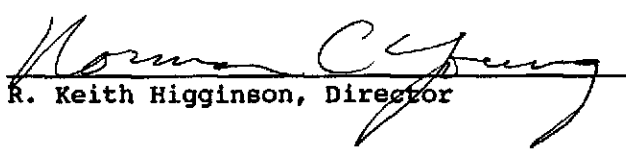
State of Idaho
Department of Water Resources

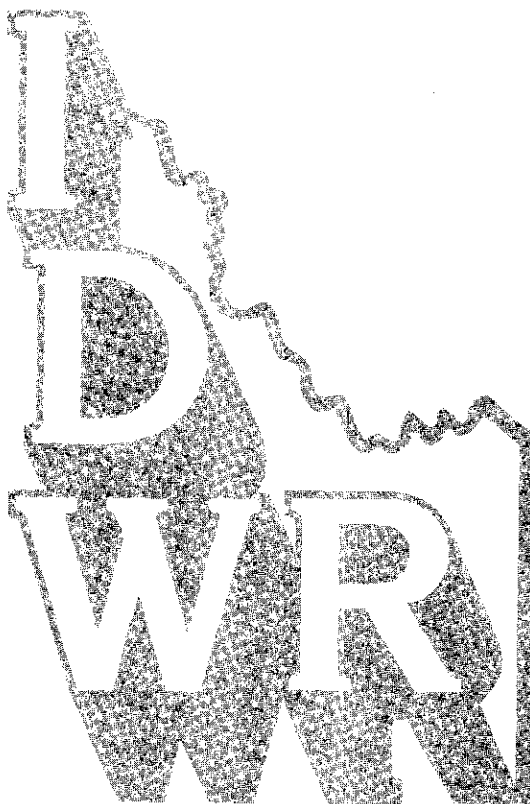
WATER RIGHT LICENSE

WATER RIGHT NO. 32-07154

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 9TH
day of FEBRUARY, 1995.

Acting for


R. Keith Higginson, Director



FEB 13 1995

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 32-07154

Date of Priority: April 7, 1987

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:

3.4 AF

Comes now US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 83401

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 32-07154, and requests that the permit be changed as follows:

Source: SPRING

tributary to DEEP CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	06/01 to 12/01	0.05 CFS	3.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SESWSE , Sec. 20, Township 11N, Range 33E
CLARK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

11N 33E	28	NWSW
	33	SWNE

APPROVED

RECEIVED

FEB 13 1995

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Idaho Falls, this 13th day of January, 1995.

Gary A. Blum
(Signature) ASSOC D.M.

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 32-07154

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50⁰⁰/₁₀₀ Received by HWT # 6020617 Date 1-30-95

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 32-07154 with the following;

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. Source locally known as Warm Creek Spring.
7. Stockwater use is for 500 range cattle.
8. Water used under this right also includes water for wildlife.

Witness my hand this 9TH day of FEBRUARY, 1995.

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED
FEB 13 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32-07154)
IN THE NAME OF USDI BUREAU OF LAND MANAGEMENT) 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 (proof of beneficial use) be submitted on or before August 1, 1992; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

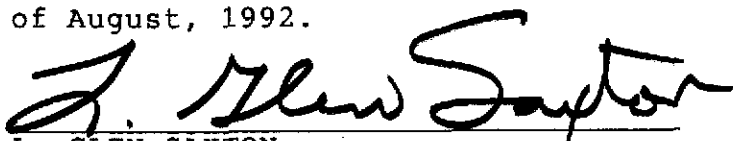
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

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 the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on August 14, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 32-07154 be REINSTATED with an advance in priority to April 7, 1987.

Dated this 26th day of August, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

SEP 09 1992

Form 217
RECEIVED
JUN 22 1992

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 8-14-92
Receipt No. 6217719
Receipt by JL

STATE OF IDAHO
Department of Water Resources DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 32-07154 Telephone No. 208-524-7500
2. Name(s) of Permit Holder(s): U.S.D.I. Bureau of Land Management
3. Mailing Address: 940 Lincoln Road Idaho Falls, Id. 83401
4. Source of Water: Spring
- If **GROUNDWATER**, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater 400 Range Cattle (No. and type of stock)

Irrigation _____ (No. of acres) Other 150 antelope, 75 deer, sage grouse

6. Total rate and/or volume for which proof is submitted 0.09 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

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

OR
Flow Measurement Port: Required? ____ Yes ☒ No Installed? ____ Yes ____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Karen Aslett 208-524-7533
Name Telephone No.

940 Lincoln Road Idaho Falls, Id. 83401
Address

10. 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.

6-19-92
Date

JL District Manager
Signature (and title, if on behalf of a company or organization)

RECEIVED
SEP 08 1992

Form 20
6/85

RECEIVED
MAR 30 1987

Department of Water Resources
Eastern District Office

RECEIVED

MAR 25 1987

Ident. No. 32-7154

JDR# 4839

Warm Creek Spring Pipeline

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant U.S. Dept. of Interior Bureau of Land Mgmt Phone 5291020

Post office address 940 Lincoln Road, Idaho Falls, Idaho 83401

2. Source of water supply Warm Creek Spring which is a tributary of Deep Creek

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____

Sec. 29 Township 11N Range 33E B.M. Clark County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .05 cfs for Livestock purposes from 6/1 to 12/1 (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) .05 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Spring Box and pipeline to 2 troughs

b. Height of storage dam _____ 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 _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

5 years (minimum 1 year).

MICROFILMED

AUG 18 1987

MICROFILMED

applicant to make this filing.

b. Who owns the land to be irrigated or place of use?

U.S. Government BLM

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

Total number of acres to be irrigated.

TWP	RANGE	SEC.	NE¼				NW¼				S¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11N	33E	33				S													
11N	33E	28												S					
																		</	

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding column.

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

9. Description of place of use:

e. Other; describe fully.

d. Domestic; show number of households.

c. Municipal; show name of municipality.

b. Stockwatering; list number and kind of livestock. _____ 500 cows and 10 horses

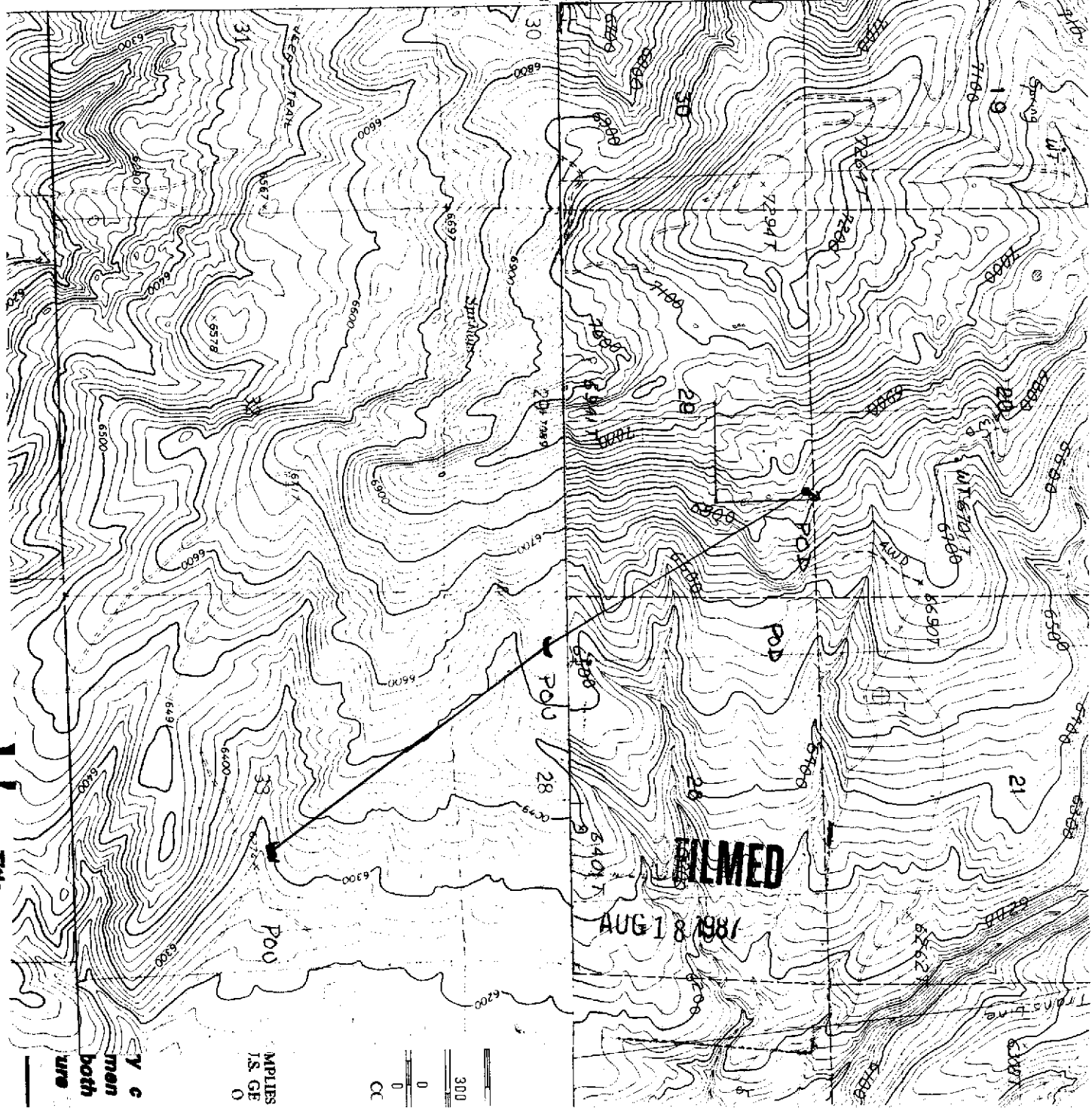
a. Hydropower; show total feet of head and proposed capacity in kW.

8. Description of proposed uses (if irrigation only, go to item 9):

44°15'
112°31'

4901

4902



FILMED

AUG 18 1981

Title _____
Date _____

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CC

for BLM Director - Feb 8/6/87

District Manager #
(Applicant)

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.

Scale: 2 inches equal 1 mile.

AUG 18 1987

UNION FILMED

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

Received by no here 4-8-87 3:15 PM Proposed Priority 3/25/87
Date 3-25-87 Time 10:15 Preliminary check by SM
Fee \$ 30.00 ID- 910-BP7-0015 # 42747 Date 7-8-87
Receipted by MD Date 4-29-87 Published in Post Register
Publication prepared by MD Date 4-29-87 Published in Post Register
Publication approved CU Date 5-28-87

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. 32-7154, 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 92.
- 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.

Witness my hand this 10th day of August, 1987.

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

AUG 18 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 25, 2001

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
C/O DEENA TEEL
1405 HOLLIPARK DR
IDAHO FALLS ID 83401

RE: Transfer No.: 69100 - Water Right 32-7154 - Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

Pamela S. Shaggs

for Jeff Peppersack, Manager
Water Rights Permits Section

JP:kit
Enclosure(s)

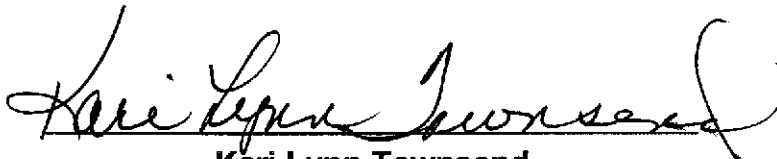
MICROFILMED
OCT 11 2001

CERTIFICATE OF MAILING

I hereby certify that on June 25, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 69100 - WATER RIGHT 32-7154

**US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
C/O DEENA TEEL
1405 HOLLIPARK DR
IDAHO FALLS ID 83401**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**MICROFILMED
OCT 11 2001**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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OCT 11 2001

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

TRANSFER REVIEW SHEET

(05-01)

TRANSFER # 69100

DATE REVIEWED 6-19-01 38

SPLIT POD ADD POD POU ☒ PERIOD ☒ or NATURE ^{Add} ☒ of USE

ALL OF RIGHT(S) W=Water Right C=SRBA Claim R=SRBA Recommendation

<u>W/32-7154</u>	<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>
<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>
<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>
<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>

PART OF RIGHTS(S)

(Unchanged)

(Changed)

<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
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<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>

Standard Season NA to

Standard Volume NA /

(1) ☒ Priority (2) Use (3) Season/W61 (4) ☒ Rate (5) ☒ Volume

(6) ☒ Source (7) ☒ P/D (8) P/U (9) ☒ Proof/Owner (10) ☒ Map

(11) NA Water District (12) Yes Pertinent Conditions (13) No Expansion
WM/Rcvd N11+13

- ② Identify Wildlife as use, incidental to stockwater, No additional water.
- ③ Allow Wildlife yr. round use.
- ⑧ Add trough in Sec 10, 10 N, 33 E.

Conditions/Remarks B37, W62, T07, T08

Warm Spring Pipeline, BLM ID # 3203588078

WRs for Update Comments —NA—

Database Updated to Reflect Final Action 6-22-01 38

SRBA

SUBCASE SUMMARY REPORT 32-07154

[Return to SRBA Home Page](#)SRBA
06-19-2001

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 32-07154 FILE#: 00045
CLAIMANT: USDI BLM

WATER SOURCE: SPRING, DEEP CREEK

ISSUES: POINT(S) OF DIVERSION DESCRIPTION

PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.

**** PARTIES INVOLVED ****

USDI BLM
USDI BLMC ATTY: US DEPARTMENT OF JUSTICE
O ATTY: US DEPARTMENT OF JUSTICE

**** ROA ENTRIES ****

06-03-1998	OBJ 01 F/B USDI BLM	RB	10-02-1998 0001
09-11-1998	ORDER OF REFERENCE APPOINTING FRITZ X HAEMMERLE SPECIAL MASTER FOR DOMESTIC AND STOCKWATER CLAIMS - RA 8 (BASIN 31, 32, 33)		
10-19-1998	ORDER ON UNITED STATES BUREAU OF LAND MANAGEMENT'S OBJECTIONS TO UNITED STATES' CLAIMS IN REPORTING AREAS 8, 9, AND 11 BASINS 29, 27, 31, 32 AND 33	6B 6B 6B 6B	11-20-1998 0500 11-20-1998 11-20-1998 11-20-1998
10-20-1998	HEARING HELD - STATUS CONFERENCE	UH	10-20-1998 0930
10-20-1998	MINUTES - STATUS CONFERENCE		
10-20-1998	ORDER ON UNITED STATE'S OBJECTIONS TO DOMESTIC AND STOCKWATER RIGHTS IN REPORTING AREAS 8, 9, 11 AND 14 (BASINS 31, 32, 33, 29, 27, 23, 24, AND 25)		
10-20-1998	NTC OF FILING ORIGINAL CLAIMS FOR DOMESTIC AND STOCKWATER RIGHTS IN BASIN 32		
12-04-1998	MTN TO STAY SUBCASES PENDING ADMINISTRATIVE PROCEEDINGS (F/B U.S.)	MG	12-04-1998
12-04-1998	NO WRITTEN ORDER/SUBCASES HELD PENDING NCAP		
01-26-1999	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING		01-26-1999
01-26-1999	NCAP - AMENDED DIRECTOR'S REPORT FILED COMPLETED 222 TRANSFER - POD & POU		
01-26-1999	STANDARD FORM 5 FILED		01-26-1999
02-01-1999	REPORT & RECOMMENDATION OF MASTER	CB	03-29-1999
02-01-1999	NOTICE OF ISSUANCE - MASTERS R&R		
02-01-1999	CERTIFICATE OF MAILING - MASTER R&R		
03-26-1999	ORDER OF PARTIAL DECREE		
03-26-1999	CERTIFICATE OF MAILING - PARTIAL DECREE		
	~~RECEIVED~~		03-26-1999

[Return to SRBA Home Page](#)MICROFILMED
OCT 11 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

4-26-01

T69100

INITIAL REVIEW BY: HWT

1. Right number 32-07154 Applicant BCM

2. Type of right: ☒ Decree ☐ License ☐ Claim ☐ SRBA Recommendation

3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s)
☒ Change place of use ☒ Other add use

4. Check:
a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
b. ☒ Description of original point of diversion.
c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:
a. ☒ All of right.
b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
c. Map for remainder of right? ☐ Yes ☐ No
d. ☒ Check description of point(s) of diversion.
e. ☒ Check description of place of use
f. ☒ Check map (shows p.d. and p.u. after transfer).
g. ☒ Check for correct signature, notarization, and fee.
h. ☒ Check proof of ownership of right &/or land from which water is transferred.
i. ☒ Check for expansion in use of right. Comments _____
j. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
k. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Reviewed by Adjudication Staff? ☐ Yes ☐ No
3. Is transfer published correctly? ☒ Yes ☐ No
4. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____
4. By RDC Date 6/6/2001

RECEIVED

JUN 11 2001

Department of Water Resources

RECEIVED

MAY 29 2001

Department of Water Resources
Eastern Region

Proof of Publication

The Post Register

State of Idaho
County of Bonneville

I, ~~Danac Jacobson~~ Robert Park, first being duly sworn, depose and say: That I am the ~~Production Supervisor~~ Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890; The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2 consecutive (days) weeks, first publication having been made on the 10TH day of MAY, 2001, last publication having been made on the 17TH day of MAY 2001 at the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Robert Park

Subscribed and sworn to before me, this 23RD day of MAY, 2001

Ivy Berry

Notary Public

IVY BERRY
NOTARY PUBLIC - IDAHO
STATE OF IDAHO
My Commission Expires
January 10, 2003

My commission expires January 10, 2003

MICROFILMED

OCT 11 2001

**NOTICE OF
PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 69100**

US DEPT OF INTERIOR, BUREAU
OF LAND MANAGEMENT, C/O
DEENA TEEL, 1405 HOLLIPARK DR,
IDAHO FALLS ID 83401, has filed
Application No. 69100 for changes
to the following water rights within
CLARK County:

Right No. 32-7154

Priority 4/7/87

Source SPRING

Use STOCKWATER (0 acres)

0.05 CFS 3.4 AFA

Total Amount

0.05 CFS 3.4 AFA

Point(s) of Diversion

NENWNE S29 T11N R33E

Place of Use

S28 T11N R33E

S33 T11N R33E

S34 T11N R33E

The Purpose of the transfer is to
change a portion of the above rights
as follows:

The applicant intends to add a
water trough to the system in the
NWNE Sec 10 T10N R33E and also
add "wildlife" as a water use.

Protests may be submitted based
on the criteria of Sec 42-222, Idaho
Code.

Any protest against the proposed
change must be filed with the
Department of Water Resources,
Eastern Region, 900 N Skyline Dr,
Ste A, Idaho Falls ID 83402 together
with a protest fee of \$25.00 for each
application on or before May 29,
2001. The protestant must also send
a copy of the protest to the
applicant.

KARL J DREHER, Director
Published: May 10, 17, 2001

MICROFILMED

MAY 17 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION
May 02, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
C/O DEENA TEEL
1405 HOLLIPARK DR
IDAHO FALLS ID 83401

RE: Application for Transfer No 69100
Water Right No(s) 32-7154

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right transfer application. Please refer to the above referenced transfer number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Post Register on May 10 and 17, 2001. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W Jones
Water Right Supervisor

MICROFILMED

OCT 11 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

May 02, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Legal Notice Department
POST-REGISTER
PO BOX 1800
IDAHO FALLS ID 83402

RE: Transfer No. 69100

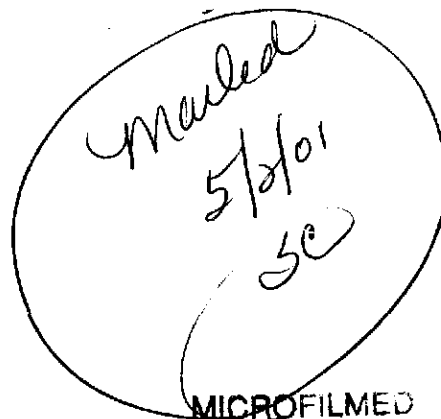
Dear Cathy Von Borstel:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before May 29, 2001. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant



MICROFILMED

OCT 11 2001

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 69100

US DEPT OF INTERIOR, BUREAU OF LAND MANAGEMENT, C/O DEENA TEEL, 1405 HOLLIPARK DR, IDAHO FALLS ID 83401, has filed Application No. 69100 for changes to the following water rights within CLARK County:

Right No. 32-7154

Priority 4/7/87

Source SPRING

Use STOCKWATER (0 acres) 0.05 CFS 3.4 AFA

Total Amount 0.05 CFS 3.4 AFA

Point(s) of Diversion NENWNE S29 T11N R33E

Place of Use S28 T11N R33E
S33 T11N R33E
S34 T11N R33E

The purpose of the transfer is to change a portion of the above rights as follows:

The applicant intends to add a water trough to the system in the NWNE Sec 10 T10N R33E and also add "wildlife" as a water use.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before May 29, 2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on May 10 and 17, 2001

MICROFILMED

OCT 11 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

January 25, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401

RE: Water Right 32-07154 (Transfer 5363)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5363). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

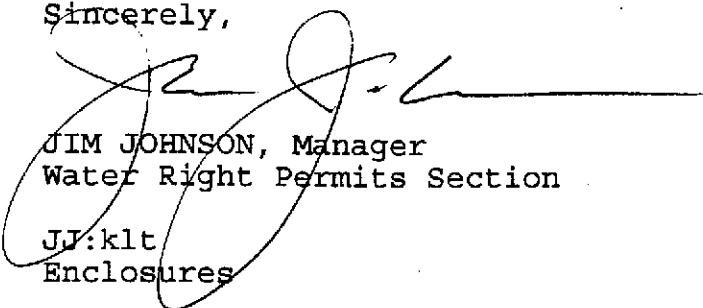
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

MICROFILMED

FEB 04 1999

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of **January, 1999**, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT 32-07154 (Transfer 5363)

**US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401**


Kari Lynn Townsend
Secretary

**MICROFILMED
FEB 04 1999**

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: File 32-07154

FROM: Pam Skaggs^{PS}/State Office

SUBJECT: Transfer 5363

DATE: January 21, 1999

Transfer 5363 changes the point of diversion and the place of use under Right 32-07154 to reflect the existing system and with corrected legal descriptions. This right has been recommended in the SRBA and the transfer is to resolve an objection.

Recommended conditions stockwater overlap, SRBA conditions for non-determination of historical use & 13,000 gpd limit, and standard transfer conditions.

MICROFILMED

FEB 04 1999

TRANSFER REVIEW SHEET

(07-98)

Transfer # 5343

Date Reviewed 01-21-99

38

Right(s) 32-07154 -

Mtn. to Stay/Transfer

☒ WRQ/Split Summary ☒ SRBA Status NA Run POU Comparison Report

B:Change P/D C:Add P/D

D:Change P/U

E:Change Nature of Use

F:Change Period of Use

G:Other

H:Change P/D & Add P/D

☒ I:Change P/D & P/U

J:Add P/D & Change P/U

Proof of Ownership Per SRBA + License

Public/BLM Land Map

Transfer to settle objection to recommendation in SRBA

Transfer ☒ All of Right ☐ Portion of Right

Resulting Split(s) NONE

Check Transfer Against Recorded Right

Season/Vol. NA

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☒ Volume

(6) ☒ Source (7) ☐ P/D (8) ☐ P/U (9) ☒ Proof/Owner (10) ☒ Map

(11) NA Water District (12) yes Pertinent Conditions (13) No Expansion

(7) Change P/D to reflect current/correct location per GPS info.

(8) Correct legal on 1 licensed P/U and add 3rd trough in Section 34.

BLM ID # + Stock # to Comments.

Transfer Remarks N11 + N13

Conditions R37, T07, T08, T09

already recommended

Database/Processing Notes

Standard ☐ Non-Standard ☒

Copy approved version to main "X" prefix pending conclusion of SRBA.

Deleted T

"T" Files Update Complete ☒ Approval Form ☒ Transfer Memo ☒

Database Updated Following Approval ☒ Memo/Form Files Deleted ☒

01-22-99 38

SRBA

SUBCASE SUMMARY REPORT 32-07154

Return to SRBA Home Page

SRBA
01-21-1999

SUBCASE SUMMARY REPORT

SUBCASE: 32-07154 FILE#: 00013
CLAIMANT: USDI BLM
STATUS: AT ISSUE
WATER SOURCE: SPRING, DEEP CREEK
ISSUES: POINT(S) OF DIVERSION DESCRIPTION
PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.

**** PARTIES INVOLVED ****

USDI BLM

ATTY: US DEPARTMENT OF JUS

**** ROA ENTRIES ****

06-03-1998	OBJ 01 F/B USDI BLM	RB	10-02
09-11-1998	ORDER OF REFERENCE APPOINTING FRITZ X HAEMMERLE SPECIAL MASTER FOR DOMESTIC AND STOCKWATER CLAIMS - RA 8 (BASIN 31, 32, 33)		
10-19-1998	ORDER ON UNITED STATES BUREAU OF LAND MANAGEMENT'S OBJECTIONS TO UNITED STATES' CLAIMS IN REPORTING AREAS 8, 9, AND 11	6B	11-20
	BASINS 29, 27, 31, 32 AND 33	6B	11-20
10-20-1998	HEARING HELD - STATUS CONFERENCE	UH	10-20
10-20-1998	MINUTES - STATUS CONFERENCE		
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12-04-1998	MTN TO STAY SUBCASES PENDING ADMINISTRATIVE PROCEEDINGS (F/B U.S.)	MF	12-04

Return to SRBA Home Page

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
32-07154	US DEPT OF INTERIOR	C	04/07/1987	L/	SPRING	STOCK	WR
T32-07154	US DEPT OF INTERIOR	C	04/07/1987	L/	SPRING	STOCK	WR

32-07154	AMERICA ACTING THROUGH, UNITED STATES OF	C	04/07/1987	L/	SPRING	STOCK	AJ
A32-07154	AMERICA ACTING THROUGH, UNITED STATES OF	C	03/25/1987	P/	WARM CREEK SPRING	STOCK WILDLF	AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

12-16-98
T5363

RECEIVED

JAN 19 1999

Department of Water Resources

INITIAL REVIEW BY: HWT

1. Right number 32-07154 Applicant BLM

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use

b. ☒ Description of original point of diversion.

c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

a. ☒ All of right.

b. ☐ Part of right (NOTE: Part B should be filled in only if part of the right is owned by the applicant).

c. ☒ Check description of point(s) of diversion.

d. ☒ Check description of place of use.

e. ☒ Check map (shows p.d. and p.u. after transfer).

f. ☒ Check for correct signature, notarization, and fee.

g. ☒ Check proof of ownership of right &/or land from which water is transferred.

h. ☒ Check for expansion in use of right. Comments NA

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) NA

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Is transfer published correctly? ☒ Yes ☐ No

3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

4. By RDC Date 1/14/99

* All uses within Watermaster Districts require special conditions.

T5363

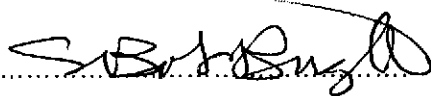
Proof of Publication

The Post Register

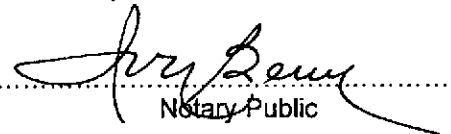
State of Idaho
County of Bonneville

I, S. Bob Bright or Robert Park, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

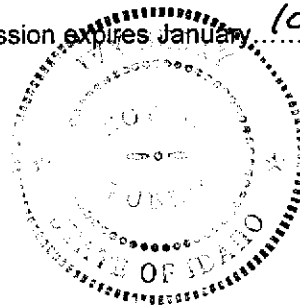
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for two consecutive (days) weeks, first publication having been made on the 24th day of December, 1998, last publication having been made on the 31st day of December, 1998, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.



Subscribed and sworn to before me, this 6th day of January, 1999


Notary Public

My commission expires January 10, 2003



RECEIVED

JAN 0 8 1999

Department of Water Resources
Eastern Region

MICROFILMED

FEB 0 4 1999

**NOTICE OF PROPOSED CHANGE
OF A WATER RIGHT
NO. T5363**

Notice is hereby given that US Dept of Interior, Bureau of Land Management, 1405 Hollipark Dr, Idaho Falls, ID 83401, has applied to the Department of Water Resources to change the point of diversion and to change the place of use of the waters of a surface source. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 32-07154

Source: Spring/Deep Creek

Amount: 0.05 cfs

Priority: 04/07/1987

Point of Diversion: SESWSE SEC 20
T11N R33E, CLARK COUNTY

The water is used for stockwater from 6/1 to 12/01 within SEC 28 and 33 T11N R33E, B.M.

**TO BE CHANGED
AS FOLLOWS:**

The applicant intends to change the point of diversion and places of use to their actual locations. The point of diversion is the NENWNE SEC 29 T11N R33E and the places of use are 3 water troughs in SEC 28, 33 and 34 T11N R33E.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr. Ste A, Idaho Falls, ID 83402, together with a protest fee of \$25 on or before January 11, 1999. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published: December 24, 31, 1998

MICROFILMED

FEB 04 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 18, 1998

THE POST REGISTER
PO BOX 1800
IDAHO FALLS ID 83402

Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the dates indicated 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 11, 1999.

Respectfully submitted,

Sharla Cox
Secretary

Enc.

MICROFILMED

FEB 04 1999

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. T5363

Notice is hereby given that US Dept of Interior, Bureau of Land Management, 1405 Hollipark Dr, Idaho Falls, ID 83401, has applied to the Department of Water Resources to change the point of diversion and to change the place of use of the waters of a surface source. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 32-07154 Source: Spring/Deep Creek
Amount: 0.05 cfs Priority: 04/07/1987
Point of Diversion: SESWSE SEC 20 T11N R33E, CLARK COUNTY
The water is used for stockwater from 6/1 to 12/01 within SEC 28 and 33 T11N R33E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant intends to change the point of diversion and places of use to their actual locations. The point of diversion is the NENWNE SEC 29 T11N R33E and the places of use are 3 water troughs in SEC 28, 33 and 34 T11N R33E.

Any protests against approval of the proposed changed must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr. Ste A, Idaho Falls, ID 83402, together with a protest fee of \$25 on or before January 11, 1999. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published in the Post Register on December 24 and 31, 1998.

MICROFILMED

FEB 04 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 18, 1998

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401

RE: Application for Transfer #5362, 5363, & 5364

Dear Applicant:

This office is currently in the process of advertising the application in the Post Register on December 24 and 31, 1998. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

FEB 04 1999



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 9, 1995

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 32-07154

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
FEB 13 1995



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

December 14, 1994

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 83401

RE: WATER RIGHT NO. 32-07154

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 60 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur or have any questions with this information, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

RECEIVED
FEB 13 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 32-7154 DATE 12-12-94

NAME	Yes <u> </u> No <u>✓</u>	Or Address Change?
PRIORITY DATE	<u>✓</u> <u> </u>	Advance? <u>YES</u> Advanced to: <u>April 7, 1987</u> Order to reinstate needed? <u>DONE</u> Incorrect fee for rate recommended? <u>NO</u>
SOURCE	<u> </u> <u>✓</u>	Changes or just clarification of originally intended source? <u> </u> Notice of Intent to Void necessary? <u> </u>
POINT OF DIV	<u>✓</u> <u> </u>	Amendment needed? <u>CHANGE TO SE SW SE SEC 20</u> Overlaps? <u> </u>
PLACE OF USE	<u>✓</u> <u> </u>	Amendment needed? <u>CHANGE SEC 28'S TO NW SW</u> Overlaps? <u>(SEC 33 P/U IS OK)</u>
DIV RATE	<u> </u> <u>✓</u>	Permit/fee limits: <u>.05 CFS</u> Meas Q = <u> </u> Theo Q = <u> </u> Recommend: <u>.05</u>
Combined rates exceed capacity <u> </u>		
ANNUAL VOLUME	<u>✓</u> <u> </u>	Season of use: <u>6-1 to 12-1</u> Calculations: <u>500 cattle @ 6.7 x (185/365) = 3.4 af</u> Flow limit: <u> </u> cfs x <u> </u> x 1.9835 = <u> </u> Combined volumes exceed capacity/allowable <u> </u>
USES	<u> </u> <u>✓</u>	Change in Nature of Use or additional uses? <u> </u> Amendment necessary? <u> </u>
REMARKS	<u>W25</u> <u>✓</u>	Multiple p/d(s) in ¼ ¼? <u> </u> Other <u>SOURCE KNOWN AS WARM CREEK SPRING</u>
CONDITIONS	<u> </u> <u>✓</u>	Measuring/Locking Devices <u> </u> Watermaster control - District <u> </u> Irrigation Overlap <u> </u> Water Quality <u> </u> <u>R37</u> Other <u>STANDARD RUN</u> Heat/Cool/ Fish verified <u> </u> <u>CONDITION</u>

COMMENTS: Amend p/d and p/u

RECOMMENDED	CFS	VOL	SRBA Claim Filed	<u>YES</u>
<u>Stockwater</u>	<u>.05</u>	<u>3.4</u>	Adjustment Memo Needed	<u>YES</u>
			LICENSE	
			1ST AMENDMENT LETTER	<u>p40 + p39</u>
			FINAL AMENDMENT LETTER	<u>p47</u>

RECEIVED

NOV 07 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

"WARM CREEK SPRING APRIL" JDR # 4839

A. GENERAL INFORMATION

United States Department of Interior
Bureau of Land Management
940 Lincoln Road, Idaho Falls, ID 83401

Permit No. 82-07154

Phone: (208) 524-7500

2. Accompanied by: DENNIS TEAR EXAM DATE: 3-17-94 IN OFFICE

Address: _____ Phone No. _____

Relationship to Permit Holder: ECOLOGIST

3. Source: WARM CREEK SPRING tributary to DEEP CREEK

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SW	SE	20	11N	33E	CLARK	USGS, IN OFFICE

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	33E	28									S								
		33			S														

APPROVED
FEB 13 1995

E. NARRATIVE/REMARKS/COMMENTS

SPRING BOX TO PIPELINE TO STOCKWATER TROUGHS

STOCKWATER USE FOR 500 RANGE CATTLE AND 10 HORSES 6-1 THRU 12-1

WILDLIFE USE FOR APPROX 400 ANTELOPE AND ASSORTED SPECIES.

AMEND AS SHOWN.

Have conditions of permit approval been met? ☐ yes ☐ no

RECEIVED
FEB 13 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached _____
Measured Method:

IDWR STD FOR LOW FLOW CAPABLE = 0.12

LIMITED BY PERMIT TO 0.05 CFS

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:

IDWR STD FOR SPECULATIVE 0.05 CFS = 2.7 AFA

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Speculative

From

Period of Use
To

Rate of Diversion

Q (cfs)

Annual Volume

V (afa)

2. Recommended Amendments

☒ Change P.D. as reflected above
☒ Change P.U. as reflected above

☐ Add P.D. as reflected above
☐ Add P.U. as reflected above
☐ None
☐ Other

I. AUTHENTICATION

Field Examiner's Name Paul Meyer

Date 11-1-94

Reviewer

John Culkin

Date 11/2/94

SEAL

MINIMUM SEAL

FEB 13 1995

MEMORANDUM

TO: File ³²⁻⁷¹⁵⁴~~34-07502~~ / BLM
FROM: Brenda Chapman
DATE: December 12, 1994
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

G. VOLUME CALCULATIONS

Volume recommendation for stockwater adjusted based on the following:

Annual volume = 550 cattle x .0134 or 6.7 af
 $6.7 \times [185 \text{ days} / 365 \text{ days}] = 3.4 \text{ af}$

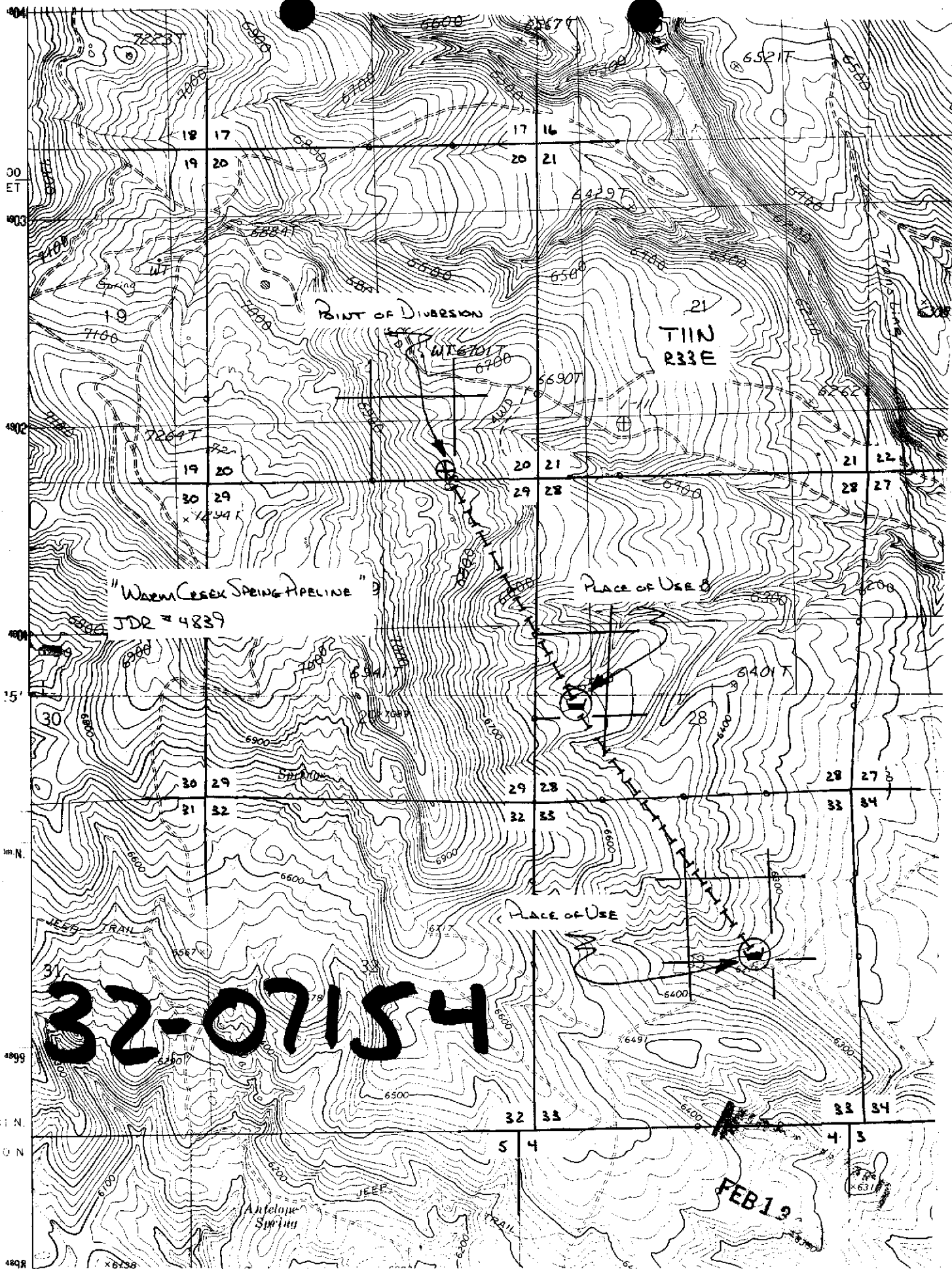
H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Stockwater	6-01 to 12-01	.05	3.4

See item G.

RECEIVED
FEB 13 1995
Retake
APR 13 1995



"WARM CREEK SPRING TRAIL"
JDR # 4839

TIIN
R33E

PLACE OF USE

PLACE OF USE

32-07154

FEB 19

August 28, 1992

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 837060000

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 32-07154

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 EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED
SEP 09 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 32-07154 Reviewed by Klg Date 7/1/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

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

LICENSE EXAMINATION FEE

yes Required?
50.00 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
Installed?
Waiver requested?

PRIORITY CALCULATION

Date proof received 8/14/92 226
Date proof due 8/1/92 - 213
No. of days late = 13
Priority Date 3/25/87 + 84
New Priority Date 4/17/87 97

DEFICIENCIES OR ACTION ITEMS

needs @ fee

proof acceptable

needs an order

DATA ENTRY

New Address _____

Proof Made

8/14/92
8/28/92 Klg

August 5, 1992

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 837060000

LAPSE NOTICE

RE: PERMIT NO. 32-07154

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 May 31, 1992. 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:klg

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 8/5/92
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

MICROFILMED

SEP 09 1992



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

July 1, 1992

USDI Bureau of Land Management
940 Lincoln Road
Idaho Falls, ID 83401

Re: Permit No. 32-07154

Dear Permit Holder:

Returned is the proof of beneficial use you submitted in connection with the above referenced permits. Unfortunately, it is unacceptable as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

1. The water right must use a groundwater source.
2. The rate of diversion must be .04 cfs or less.

As you can see, you do not meet requirement #1 since you use a spring (surface) for your source. Therefore, a license examination fee of \$50 applies to your permit. I have enclosed a copy of the Instructions for the Proof of Beneficial Use for your convenience.

Please return the proof of beneficial use and the \$50 license exam fee as soon as possible. In order to meet all the required dates, you must return the proof and fee by August 1, 1992.

If you have any questions or if I can be of any further assistance, please feel to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Karen L. Gustafson".

Karen L. Gustafson
Secretary/Records Manager

Enclosure

MICROFILMED
SEP 09 1992

May 31, 1992

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 837060000

PROOF DUE NOTICE

RE: PERMIT NO. 32-07154

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 August 1, 1992. (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.

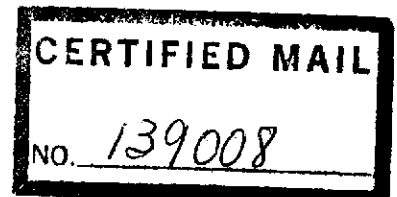
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECORDED

SEP 09 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

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

August 10, 1987

RE: Permit Nos. 13-7440, 23-7113, 31-7483/7485/7487, 32-7153/7154/
7155/7156/7157, 34-7495/7496, 35-8640/8641/8643/
8644/8645/8646/8647/8648/8649/8650/8651

U.S. Dept. of Interior
Bureau of Land Mgmt.
Idaho State Office
3380 Americana Terrace
Boise, ID 83706

Gentlemen:

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

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 permits were issued, and you must proceed diligently until the projects are completed. The enclosed blue cards must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permits were 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 these permits into licenses.

Sincerely,

GARY SPACKMAN
Supervisor, Water Allocation Section

GS:sc

Enclosures

MICROFILMED

AUG 18 1987

May 28, 1987

Don Shenton, Watermaster
Water District #32
Box 33
Dubois, Idaho 83423

Re: Application for Permit No. 32-7154, BLM

Gentlemen:

We are enclosing a copy of an application that may be of interest to you. Please review the application and submit any comments you may have to our Department as soon as possible.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Ernest Carlsen
Assistant Regional Manager

EC/dg

Enclosure

MICROFILMED

AUG 18 1987



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

A. Kenneth Dunn
Director

April 30, 1987

U.S.D.I. Bureau of Land Mgmt.
Idaho State Office
3380 Americana Terrace
Boise, Idaho 83706

RE: Applications for permit nos. 23-7113, 31-7482, 31-7483,
31-7484, 31-7485, 31-7486, 31-7487, 31-7488, 32-7153, 32-7154,
32-7155, 32-7156, 32-7157, 35-8639, 35-8640

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right applications for permit. The applications have been assigned identification nos. listed above. Please refer to these numbers in all further correspondence.

This office is currently in the process of advertising the applications in the Blackfoot News, Jefferson Star, Post Register & the Ashton Herald. The advertisements will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the applications are protested, you will be sent a copy of the protest. The protest must be resolved before the applications are approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the applications are not protested, they will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the applications and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Assistant Regional Manager

EC/md

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AUG 18 1987

Proof of Publication
The Post-Register

RECEIVED

MAY 22 1987

State of Idaho, }
County of Bonneville } ss

Department of Water Resources
Eastern District Office

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 7th day of May, 1987, last publication having been made on the 14th day of May, 1987, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement

Subscribed and sworn to before me, this 19th day of May, 1987.

J. Robb Brady
Deon R. Nader
Notary Public

My commission expires September 30, 1988.

B10

NOTICE OF APPLICATION FOR WATER RIGHT
The following applications have been filed to appropriate the public waters of the State of Idaho:

32-7154
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TERRACE, BOISE, ID 83706
Source: WARM CREEK SPRING trib. to DEEP CREEK
Diversion Pt. NENWNE Sec 29 T 11N R 33E
Use: STOCKWATER (0.050 CFS)
Date Filed: 03/25/1987
In: SWSW Sec 28 T 11N R 33E SWNE Sec 33 T 11N R 33E

32-7155
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TERRACE, BOISE, ID 83706
Source: UNNAMED STREAM trib. to SINKS
Diversion Pt. NWNE Sec 25 T 09N R 34E
Use: STOCKWATER (0.15 AF); STOCKWATER (0.15 AF)
Date Filed: 03/25/1987
In: NESE Sec 25 T 09N R 34E

32-7156
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TERRACE, BOISE, ID 83706
Source: UNNAMED STREAM trib. to SINKS
Diversion Pt. NESENE Sec 25 T 09N R 34E
Use: STOCKWATER (0.115 AF); STOCKWATER (0.115 AF)
Date Filed: 03/25/1987
In: SENR Sec 25 T 09N R 34E

32-7157
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TERRACE, BOISE, ID 83706
Source: WARM CREEK
Diversion Pt. NWNE Sec 25 T 09N R 32E
Use: STOCKWATER (0.050 CFS)
Date Filed: 03/25/1987
In: NWSE Sec 25 T 09N R 32E

U.S. DEPT. OF AGRIC.
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., BOISE, ID 83701
Source: LONG GULCH SPRING trib. to

32-7158
SNAKE RIVER, SOUTH FORK
Diversion Pt. NESENE Sec 05 T 01N R 44E
Use: STOCKWATER (0.020 CFS)
Date Filed: 03/25/1987
In: SWNE Sec 05 T 01N R 44E
Sec 25 T 01N R 44E
SWSE Sec 05 T 01N R 44E

32-7159
U.S. DEPT. OF INTERIOR
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., BOISE, ID 83701
Source: LONG CANYON SPRING trib. to PACE CREEK
Diversion Pt. NWNE Sec 26 T 01N R 44E
Use: STOCKWATER (0.050 CFS)
Date Filed: 03/25/1987
In: NWSE Sec 26 T 01N R 44E

32-7160
U.S. DEPT. OF INTERIOR
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., BOISE, ID 83701
Source: LONG CANYON SPRING trib. to PACE CREEK
Diversion Pt. NWNE Sec 26 T 01N R 44E
Use: STOCKWATER (0.050 CFS)
Date Filed: 03/25/1987
In: NWSE Sec 26 T 01N R 44E

32-7161
U.S. DEPT. OF INTERIOR
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., BOISE, ID 83701
Source: LONG CANYON SPRING trib. to PACE CREEK
Diversion Pt. NWNE Sec 26 T 01N R 44E
Use: STOCKWATER (0.050 CFS)
Date Filed: 03/25/1987
In: NWSE Sec 26 T 01N R 44E

32-7162
U.S. DEPT. OF INTERIOR
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., BOISE, ID 83701
Source: LONG CANYON SPRING trib. to PACE CREEK
Diversion Pt. NWNE Sec 26 T 01N R 44E
Use: STOCKWATER (0.050 CFS)
Date Filed: 03/25/1987
In: NWSE Sec 26 T 01N R 44E

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AUG 18 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 29, 1987

The Post Register
P. O. Box 1800
Idaho Falls, Idaho 83401

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 25, 1987.

Yours truly,

Michele Davis
Office Secretary

Encl.

MICROFILMED

AUG 18 1987

NOTICE OF APPLICATION

FOR WATER RIGHT

The following applications have been filed to appropriate
the public waters of the State of Idaho:

32-7154

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., IDAHO STATE OFFICE, 3380 AMERICANA TERRACE,
BOISE, ID 83706

Source: WARM CREEK SPRING trib. to DEEP CREEK

Diversion Pt: NENUNE Sec 29 T 11N R 33E

Use STOCKWATER (0.050 CFS)

Date Filed: 03/25/1987

In: SMSW Sec 28 T 11N R 33E SWNE Sec 33 T 11N R 33E

The permits will be subject to all prior water rights.
Protests may be submitted based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public interest criteria of
Sec. 42.203C, Idaho Code. Protests must be filed with the
Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15,
Idaho Falls, Idaho, 83402 on or before May 25, 1987.

Ken Dunn

Director

Published May 7, and May 14, 1987

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AUG 18 1987