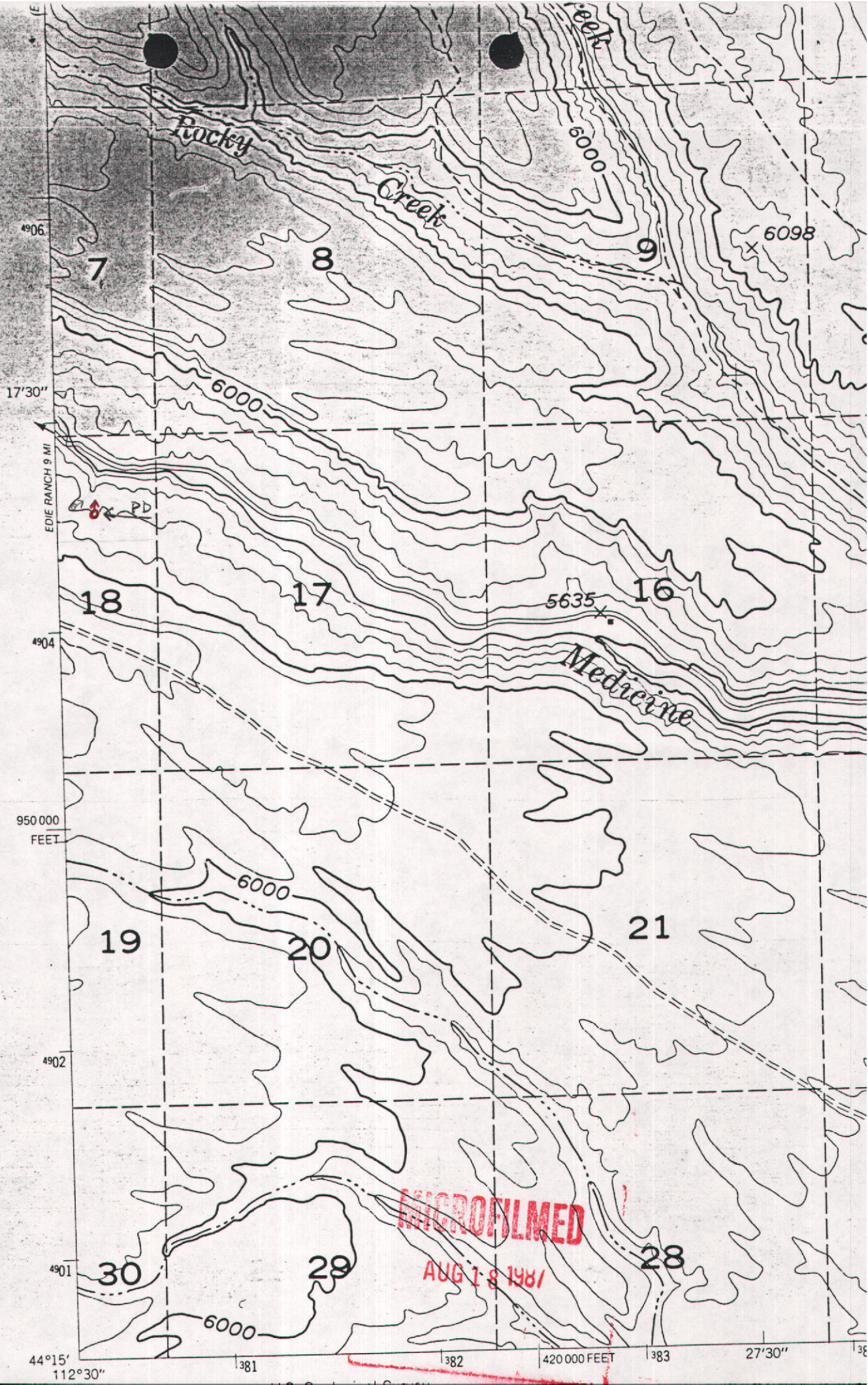
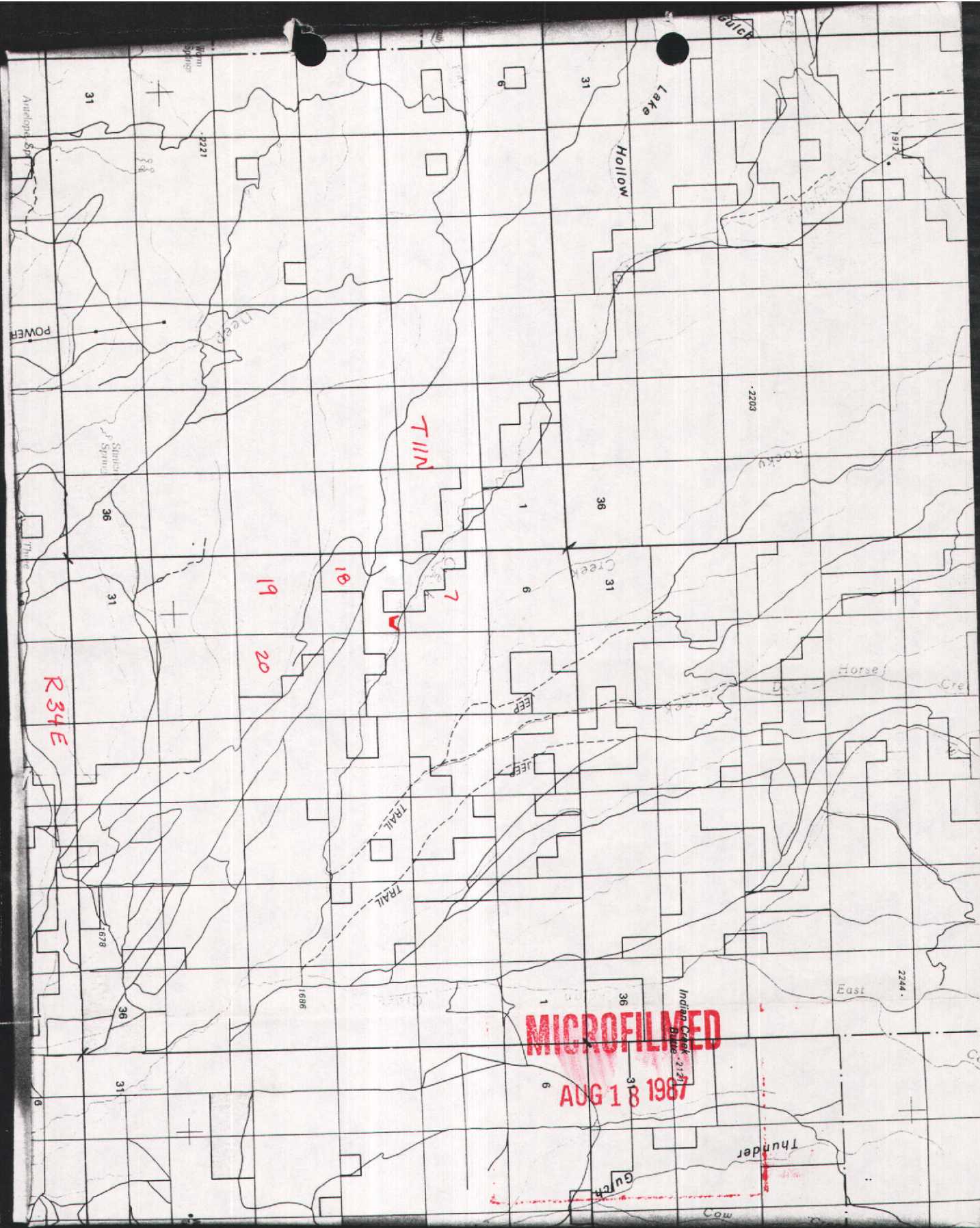
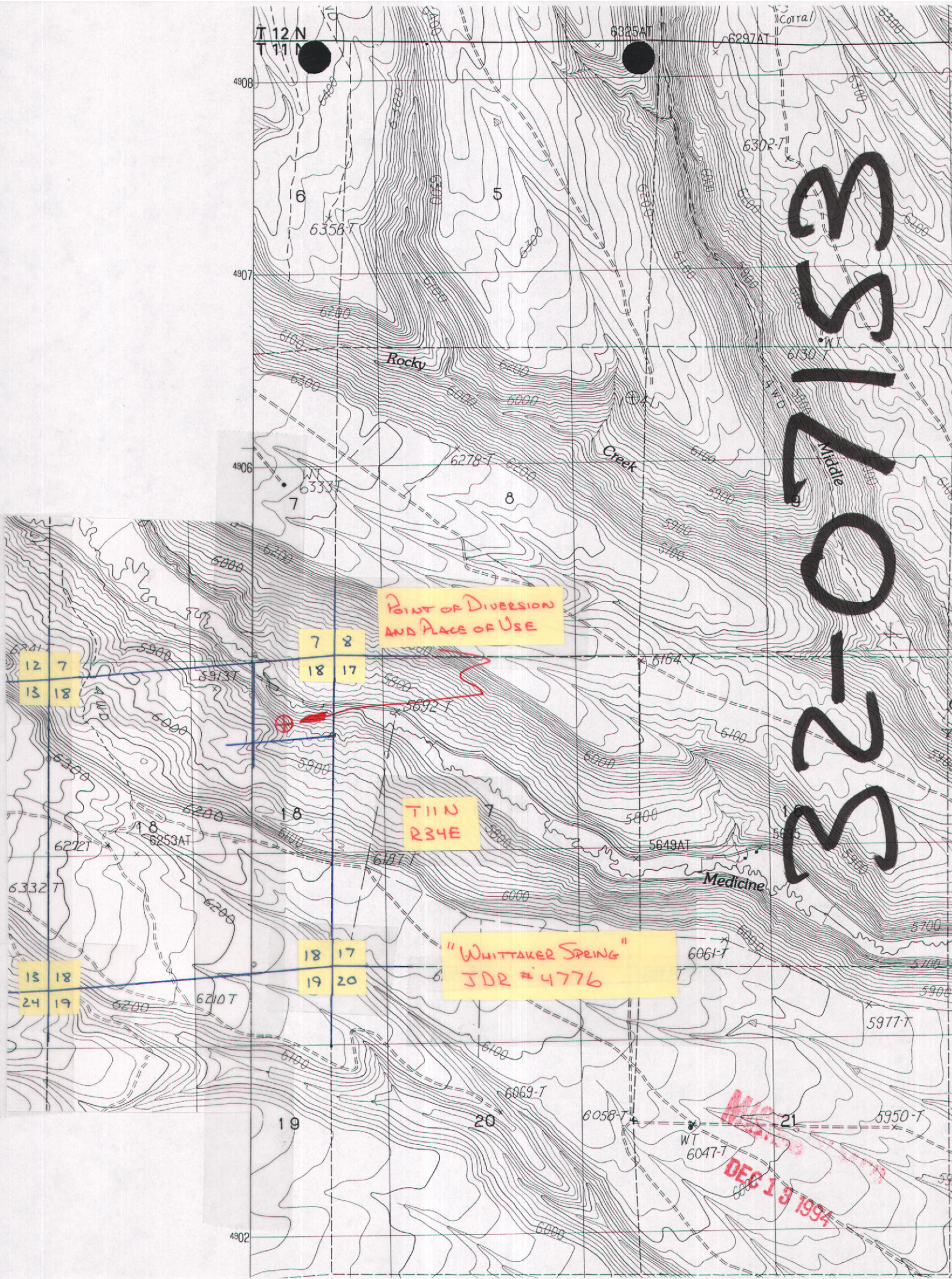








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MS-102M

POINT OF DIVERSION
AND PLACE OF USE

TIIN
R34E

"Whittaker Spring"
JDR # 4776

Medicine

DEC 13 1994

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13 18
24 19

Proof of Publication
The Post-Register

RECEIVED

MAY 22 1987

Department of Water Resources
Eastern District Office

State of Idaho, }
County of Bonneville } ss

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

RACE, BOISE, ID 83706
Source: UNNAMED STREAM trib. to SINKS
Diversion Pt: NWSWSW Sec 33 T 12N R 36E
Use: STOCKWATER (0.15 AF); STOCK-
WATER (0.15 AF)
Date Filed: 03/25/1987
In: SWSW Sec 32 T 12N R 36E
31-7484

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-
RACE, BOISE, ID 83706
Source: GROUNDWATER
Diversion Pt: NWNWNW Sec 15 T 12N R 38E
Use: STOCKWATER (3.0 AF)
Date Filed: 03/25/1987
In: NWNW Sec 15 T 12N R 38E
31-7485

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: SENWSE Sec 32 T 12N R 36E
Use: STOCKWATER (0.15 AF)
Date Filed: 03/25/1987
In: NWSE Sec 32 T 12N R 36E
31-7483

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: NESWSE Sec 33 T 12N R 36E
Use: STOCKWATER (0.15 AF); STOCK-
WATER (0.15 AF)
Date Filed: 03/25/1987
In: SWSE Sec 33 T 12N R 36E
31-7487

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, 14, 1987

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

32-7153
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-
RACE, BOISE, ID 83706
Source: SPRING trib. to MEDICINE LODGE CREEK
Diversion Pt: SWNENE Sec 18 T 11N R 34E
Use: STOCKWATER (0.020 CFS)
Date Filed: 03/25/1987
In: NENE Sec 18 T 11N R 34E
31-7487

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: NWNWSE Sec 32 T 12N R 36E
Use: STOCKWATER (0.15 AF); STOCK-
WATER (0.15 AF)
Date Filed: 03/25/1987
In: NWSE Sec 32 T 12N R 36E
31-7486

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-

MICROFILMED

AUG 18 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 32-07153

Priority: April 7, 1987

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 0.5 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 .020 cfs of water from:

SPRING tributary to MEDICINE LODGE 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	05/01 to 07/01	0.02 CFS	0.5 AF

LOCATION OF POINT(S) OF DIVERSION: SWNENE , Sec. 18, Township 11N, Range 34E
CLARK County

PLACE OF USE: STOCKWATER
TWN RGE SEC
11N 34E 18 NENE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 32C.
7. Stockwater use is for 200 range cattle.
8. Water used under this right also includes water for wildlife.
9. Source known locally as the Whittaker Spring.

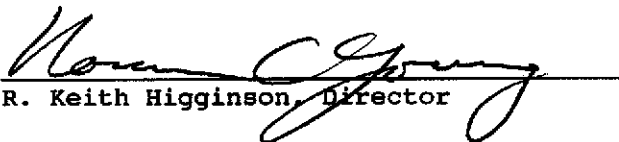
DEC 13 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 32-07153

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 28TH
day of NOVEMBER, 1994.

Acting for  R. Keith Higginson, Director



DEC 13 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32-07153)
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,

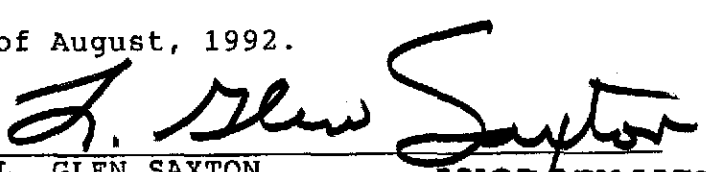
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

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. 32-07153 be REINSTATED with an advance in priority to April 7, 1987.

Dated this 26th day of August, 1992.


L. GLEN SAXTON
Chief, Water Allocation

MICROFILMED

SEP 09 1992

JUN 22 1992

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 8-14-92
Receipt No. E017719
Receipt by JOSTATE OF IDAHO
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. 32-07153 Telephone No. 208-524-75002. Name(s) of Permit Holder(s): U.S.D.I. Bureau of Land Management3. Mailing Address: 940 Lincoln Road Idaho Falls, Id. 834014. 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 119 Range Cattle (No. and type of stock)Irrigation _____ (No. of acres) Other 50 deer, 20 elk, 75 antelope, sage grouse6. Total rate and/or volume for which proof is submitted 0.05 cfs OR _____ acre/feet

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

Measuring device: Required? _____ Yes X No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes X No Installed? _____ Yes _____ No8. 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.

Name Karen Aslett Telephone No. 208-524-7533Address 940 Lincoln Road Idaho Falls, Id 83401

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.

MICROFILMED

SEP 09 1992

6-19-92
Date[Signature]
Signature (and title, if on behalf of a company or organization)
District Manager

RECEIVED

RECEIVED

MAR 25 1987

Form 100
6/85

MAR 30 1987

Ident. No. 32-7153

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JDR# 4796
Whittaker Spring

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 529-1020

Post office address 940 Lincoln Road, Idaho Falls, Idaho 83401
Medicine Lodge Creek

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

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

Sec. 18 Township 11N. Range 34E. B.M. Clark County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .02CFS for livestock purposes from 5/1 to 7/1 (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) .02 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 tank

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? _____

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

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

b. Stockwatering; list number and kind of livestock. _____ 200 head of cows

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____ This water will also be used by elk, deer and antelope.

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

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

TWP	RANGE	SEC.	NEW				NW¼				SW¼				SE¼				TOTALS
			NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	
11N	34E	18	S																

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

b. Who owns the land to be irrigated or place of use? U.S. Government BLM

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

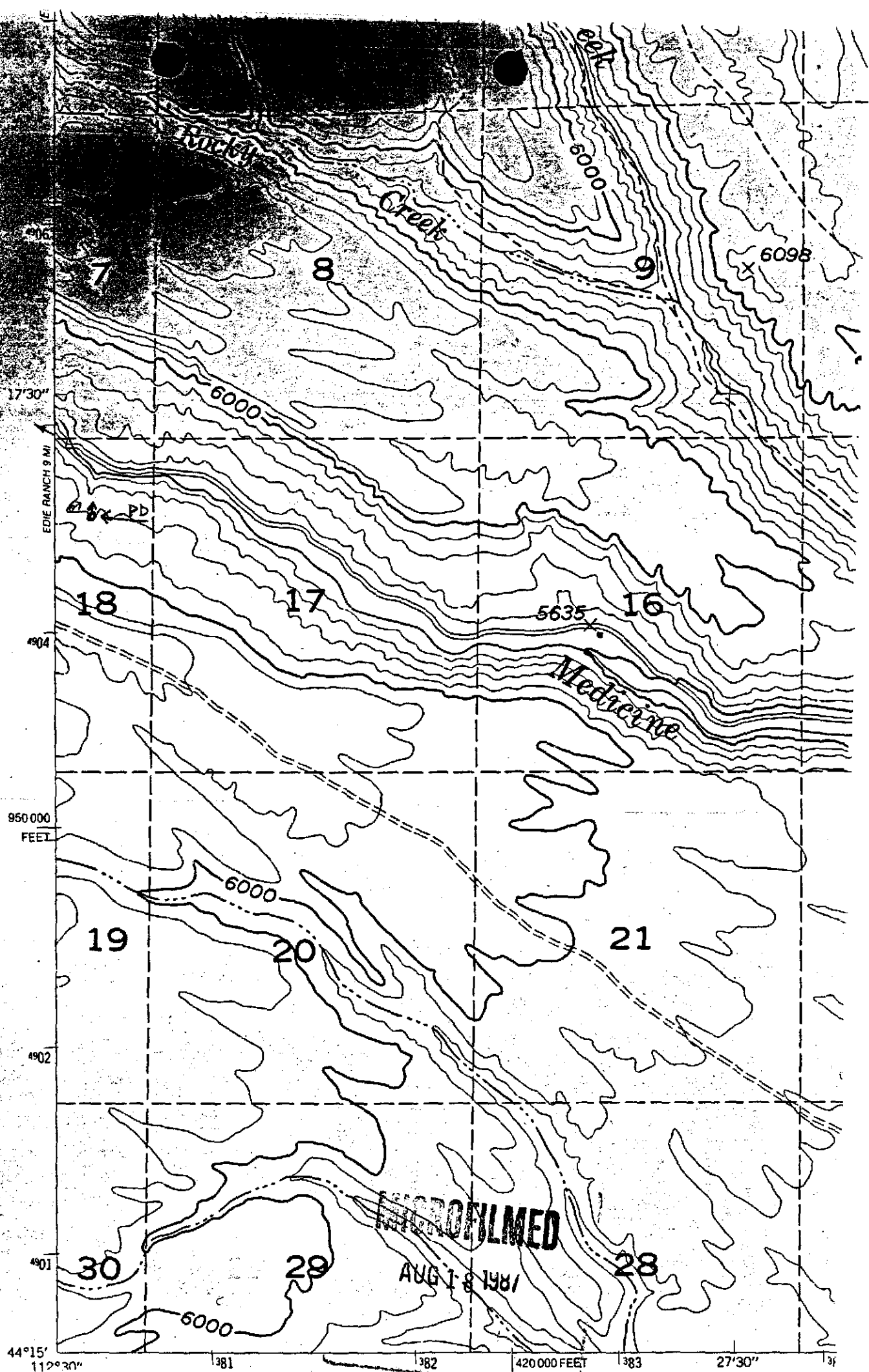
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

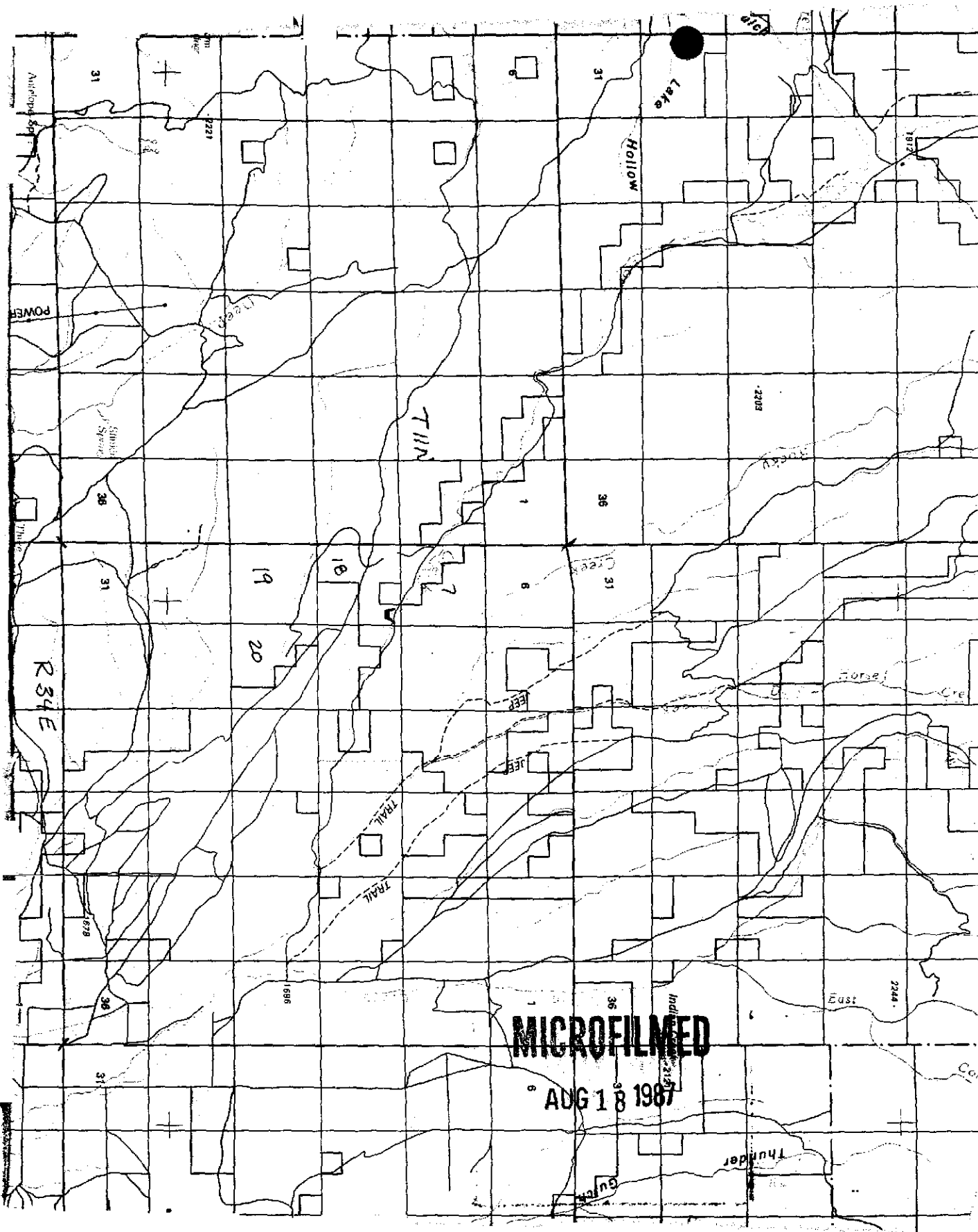
applicant to make this filing.

12. Remarks:

CONFIRMED

1861





MICROFILMED

AUG 18 1987

MICROFILMED
AUG 18 1987

D. L. Ferguson
(Applicant)
District Manager *

*per BLM directory- EW 8/6/87

MICROFILMED

AUG 18 1987

Chief, Operations Bureau

[Signature]

Witness my hand this 10 day of August, 1987.

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
Use of water under this permit is subject to control by the watermaster of State Water District No. 32C, Medicine Lodge Creek.

- e. Other:
- 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.
- 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.

August 1, 1992

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 32-7153, and said application is hereby APPROVED

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by [Signature] Date 4-8-87 Fee \$ 30.00
Received by [Signature] Date 3-25-87 ID-910-BP7.0015
Proposed Priority 3/25/87 Preliminary check by [Signature]
Received by [Signature] Date 4-24-87 # 42747
Published in Post Register Date 4-24-87
Publication approved [Signature] Date 5-28-87



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

November 29, 1994

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

RE: WATER RIGHT NO. 32-07153

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

A faint, rectangular stamp or mark, possibly a date stamp, located in the bottom right corner of the page.

DEC 13 1994

LICENSE REVIEW CHECKLIST

PERMIT NO. 32-0753 DATE 11-10-94



NAME Yes No Or Address Change?

PRIORITY DATE ✓ Advance? YES Advanced to: 4-7-87
Order to reinstate needed? already done
Incorrect fee for rate recommended? NO

SOURCE ✓ Changes or just clarification of originally intended source?
Notice of Intent to Void necessary?

POINT OF DIV ✓ Amendment needed?
 ✓ Overlaps?

PLACE OF USE ✓ Amendment needed?
 ✓ Overlaps?

DIV RATE ✓ Permit/fee limits: .02 CFS
Meas Q = Theo Q = Recommend: .02
2.7
x 17% of 365
.5
200 Cattle
Combined rates exceed capacity

ANNUAL VOLUME ✓ Season of use: 5/1 to 7/1
Calculations: (200/365 days @ 2.7) 62 days = .17
Flow limit: cfs x x 1.9835 =
Combined volumes exceed capacity/allowable

USES ✓ Change in Nature of Use or additional uses?
Amendment necessary?

REMARKS ✓ Multiple p/d(s) in 1/4 1/4?
W25 Other - wildlife also remark

CONDITIONS ✓ Measuring/Locking Devices
R04 Watermaster control - District 32C
 ✓ Irrigation Overlap
 ✓ Water Quality
R37 Other Standard Heat/Cool/ Fish verified
BLM CONDITION.

COMMENTS: (Permit parameters were 5-1 to 7-1)

NOTE: CLAIM FILED ON THIS HAS INCREASED THE RATE.

RECOMMENDED	CFS	VOL	SRBA Claim Filed	
<u>Stockwater</u>	<u>.02</u>	<u>.50</u>	Adjustment Memo Needed	<u>YES</u>
_____	_____	_____		<u>YES</u>
_____	_____	_____	LICENSE	<u>✓</u>
_____	_____	_____	1ST AMENDMENT LETTER	_____
_____	_____	_____	FINAL AMENDMENT LETTER	_____

RECEIVED

NOV 07 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

Whittaker Spring
JDR # 4776

A. GENERAL INFORMATION

Permit No. 32-07153

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

Phone: (208) 524-7500

2. Accompanied by: DENA TEAL EXAM DATE: 3-17-1994

Address: SOME Phone No. _____

Relationship to Permit Holder: ECOLOGIST

3. Source: SPRING tributary to MEDICINE LODGE 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
		SW	NE	NE	18	11N	34E	CLARK	USGS, IN OFFICE EXAM

2. Place(s) of Use:

Indicate Method of Determination USGS, IN OFFICE

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	34E	18	S																

DEC 13 1994

2. Measurements:

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

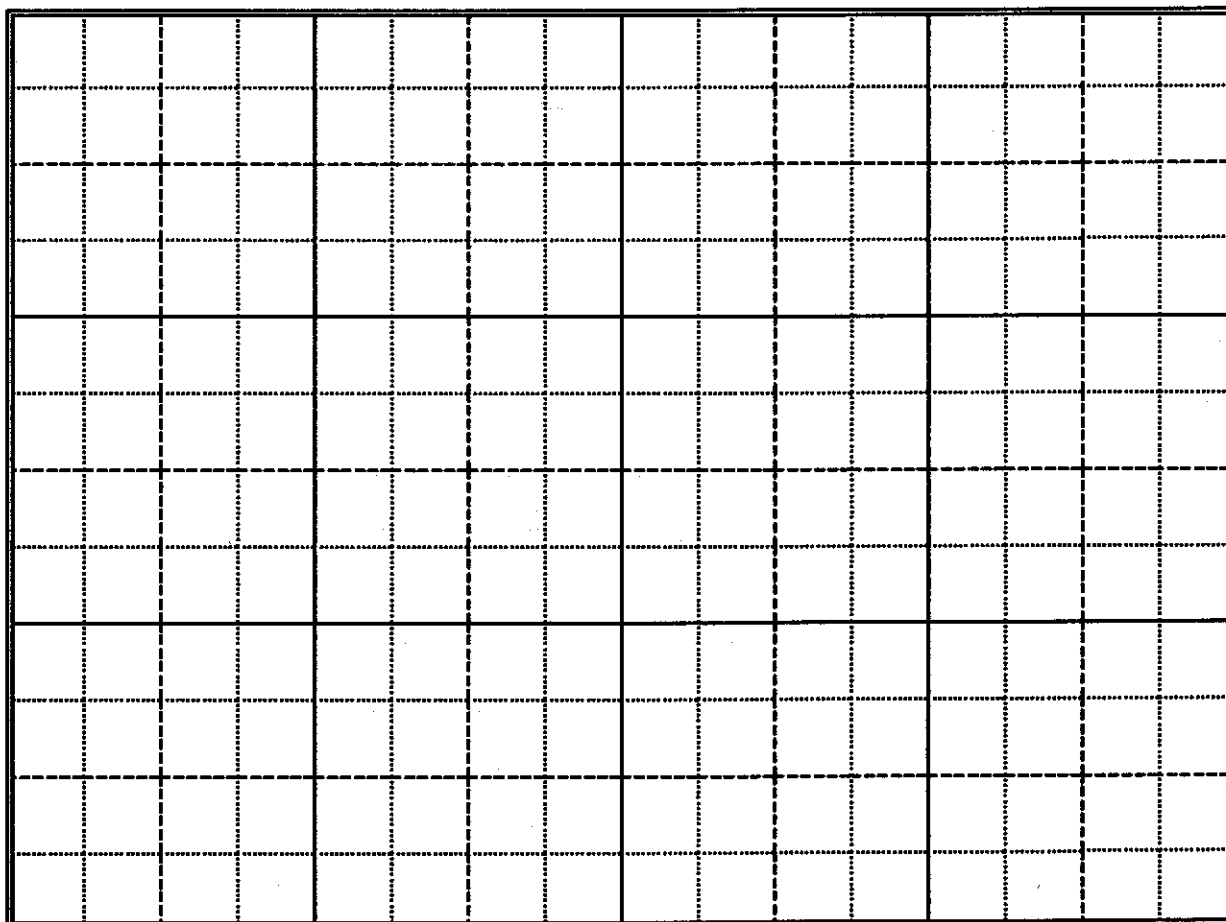
D. FLOW MEASUREMENTS

*Code to correspond with No. on map and aerial photo

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

4.

Scale: 1" = _____
Copy of USGS Quadrangle Attached Showing location(s) of _____
point(s) or diversion and piece(s) of use (required).
Aerial Photo Attached _____
(required for irrigation of 10+ acres)
Photo of Diversion and System Attached _____



3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe I.D. as applicable.

E. NARRATIVE/REMARKS/COMMENTS

SPRING WITH HEADBOX TO STOCK WATER TANK TO PROVIDE STOCK-
WATER FOR ~200 RANGE CATTLE FROM 5-1 THRU 7-22

WILD LIFE USE FOR ASSORTED ELK, MOUNTAIN SHEEP, DEER, ETC

Amend SEBA Notice of Claim at TIME OF LICENSING.

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

DEC 13 1994

Measured Method:

Additional Computation Sheets Attached

INDUL 507. 200 DANCE CARTEL 0.05453

Liming by 34 percent 0.02 lbs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$V =$ Smaller of V_{1R} and V_{0R} .

2. Volume Calculations for Other Uses:

LE MINIMUS STOCKWATER 0.60

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Jack & Walter

From

Period of Use
To

22-6

Rate of Diversion

20-0
(cts) 0

Annual Volume

070
(EJE) A

2. Recommended Amendments

Change P.D. as reflected above

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

Totals:

200

०१'०

1. AUTHENTICATION

Field Examiner's Name Paul Meyer

Reviewer Jeff Clark

Date 10-31-94

Date _____

SEAL

DEC 13 1994

MEMORANDUM

TO: File 32-07153 / B.L.M.
FROM: Brenda Chapman
DATE: November 10, 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 has been reduced to .5 afa. The rate is based on the permit's season on use of 5/1 to 7/1 not 5/1 to 7/22.

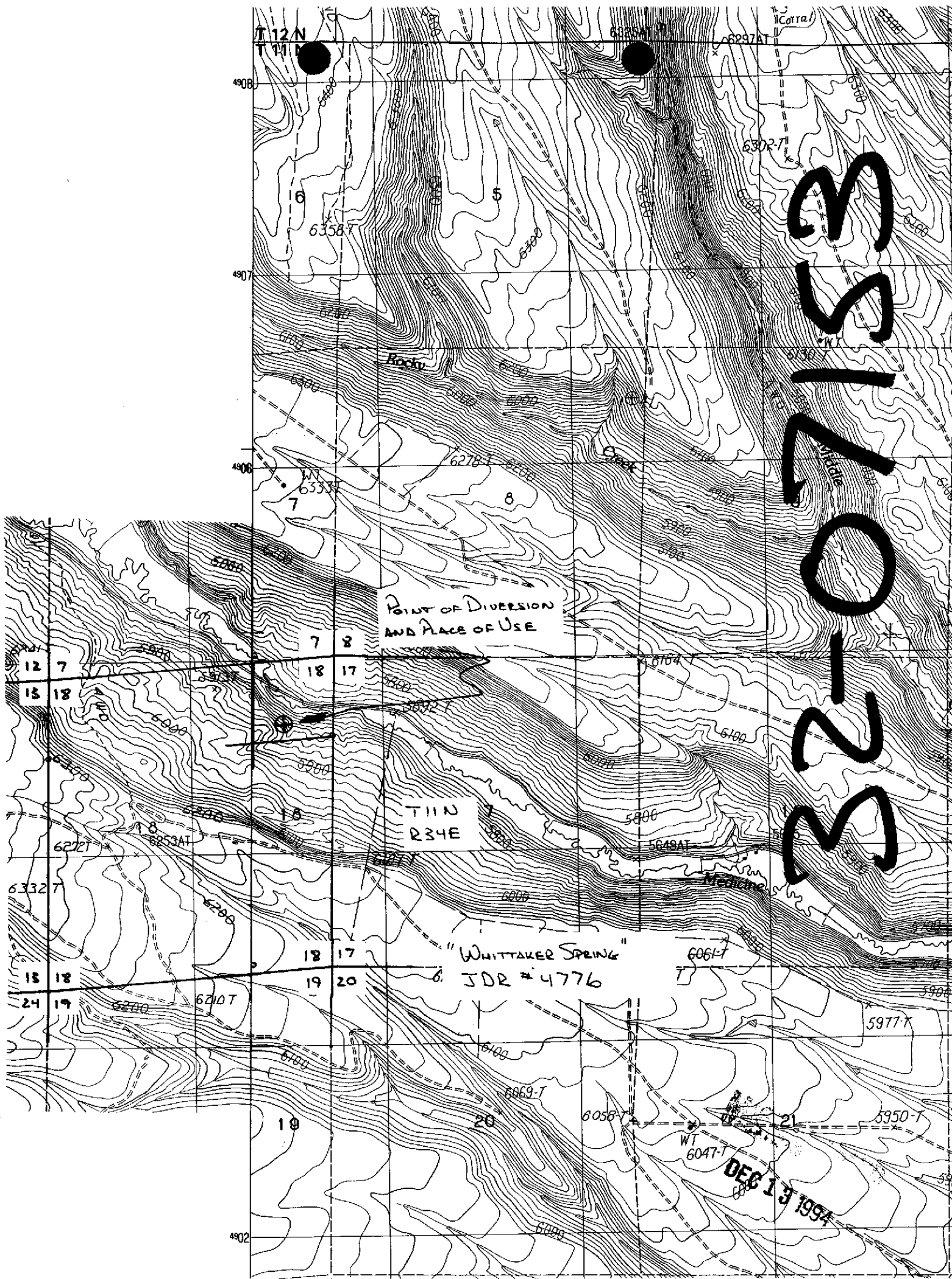
H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Stockwater	5/01 to 7/01	.02	.5

See item G.

DEC 13 1994



T 12 N
T 14 E

6388AT

6297AT

6302-T

6358-T

4908

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4906

Rocky

6278-T

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POINT OF DIVERSION
AND PLACE OF USE

7

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TIIN
R34E

6049AT

Medicine

"Whittaker Spring"

JDR #4776

6061-T

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6058-T

WT
6047-T

DEC 13 1994

4902

5977-T

5950-T

6000

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. 32-07153

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

MICROFILMED

SEP 09 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 32-07153

Reviewed by Klg

Date 7/1/92

GENERAL CONSIDERATIONS

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

TYPES OF USE

Stock
Correct Uses? yes

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 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 4/7/87 97

DEFICIENCIES OR ACTION ITEMS

needs a 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. 32-07153

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. 32-07153

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 stream (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. 32-07153

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

CERTIFIED MAIL

NO. 139007

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 8, 1987

Mr. Don Shenton, Watermaster
Box 33
Dubois, Idaho 83423

Re: Application for Permit No. 32-7153, 32-7157
U.S.D.I. Bureau of Land Management

Dear Mr. Shenton,

We are enclosing copies of applications that may be of interest to you. Please review the applications and submit any comments you may have to our Department as soon as possible. The last date for protest is May 25, 1987 and we are required to take final action shortly thereafter.

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

Respectfully submitted,

Ernest Carlsen
Assistant Regional Manager

EC/md

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,

MICROFILMED

AUG 18 1987

Ernest Carlsen
Assistant Regional Manager

EC/md

Proof of Publication
The Post-Register

RECEIVED

MAY 11 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

RACE, BOISE, ID 83706
Source: UNNAMED STREAM trib. to SINKS
Diversion Pt: NWSWSW Sec 33 T 12N R 36E
Use: STOCKWATER (0.15 AF); STOCK-
WATER (0.15 AF)
Date Filed: 03/25/1987
In: SWSW Sec 32 T 12N R 36E
31-7484

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-
RACE, BOISE, ID 83706
Source: GROUNDWATER
Diversion Pt: NWNWNW Sec 15 T 12N R 38E
Use: STOCKWATER (3.0 AF)
Date Filed: 03/25/1987
In: NWNW Sec 15 T 12N R 38E
31-7485

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: SENWSE Sec 32 T 12N R 36E
Use: STOCKWATER (0.15 AF)
Date Filed: 03/25/1987
In: NWSE Sec 32 T 12N R 36E
31-7483

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: NESWSE Sec 33 T 12N R 36E
Use: STOCKWATER (0.15 AF); STOCK-
WATER (0.15 AF)
Date Filed: 03/25/1987
In: SWSE Sec 33 T 12N R 36E

The permits will be subject to all 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, 14, 1987

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:

32-2153
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-
RACE, BOISE, ID 83706
Source: SPRING trib. to MEDICINE LODGE
CREEK
Diversion Pt: SWNENE Sec 18 T 11N R 34E
Use: STOCKWATER (0.020 CFS)
Date Filed: 03/25/1987
In: NENE Sec 18 T 11N R 34E
31-7487

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: NWNWSE Sec 32 T 12N R 36E
Use: STOCKWATER (0.15 AF); STOCK-
WATER (0.15 AF)
Date Filed: 03/25/1987
In: NWSE Sec 32 T 12N R 36E
31-7486

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA TER-

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:

32-7153

U.S. DEPT. OF INTERIOR

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

Source: SPRING trib. to MEDICINE LODGE CREEK

Diversion Pt: SWNE Sec 18 T 11N R 34E

Use: STOCKWATER (0.020 CFS)

Date Filed: 03/25/1987

In: NENE Sec 18 T 11N R 34E

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

MICROFILMED

AUG 18 1987