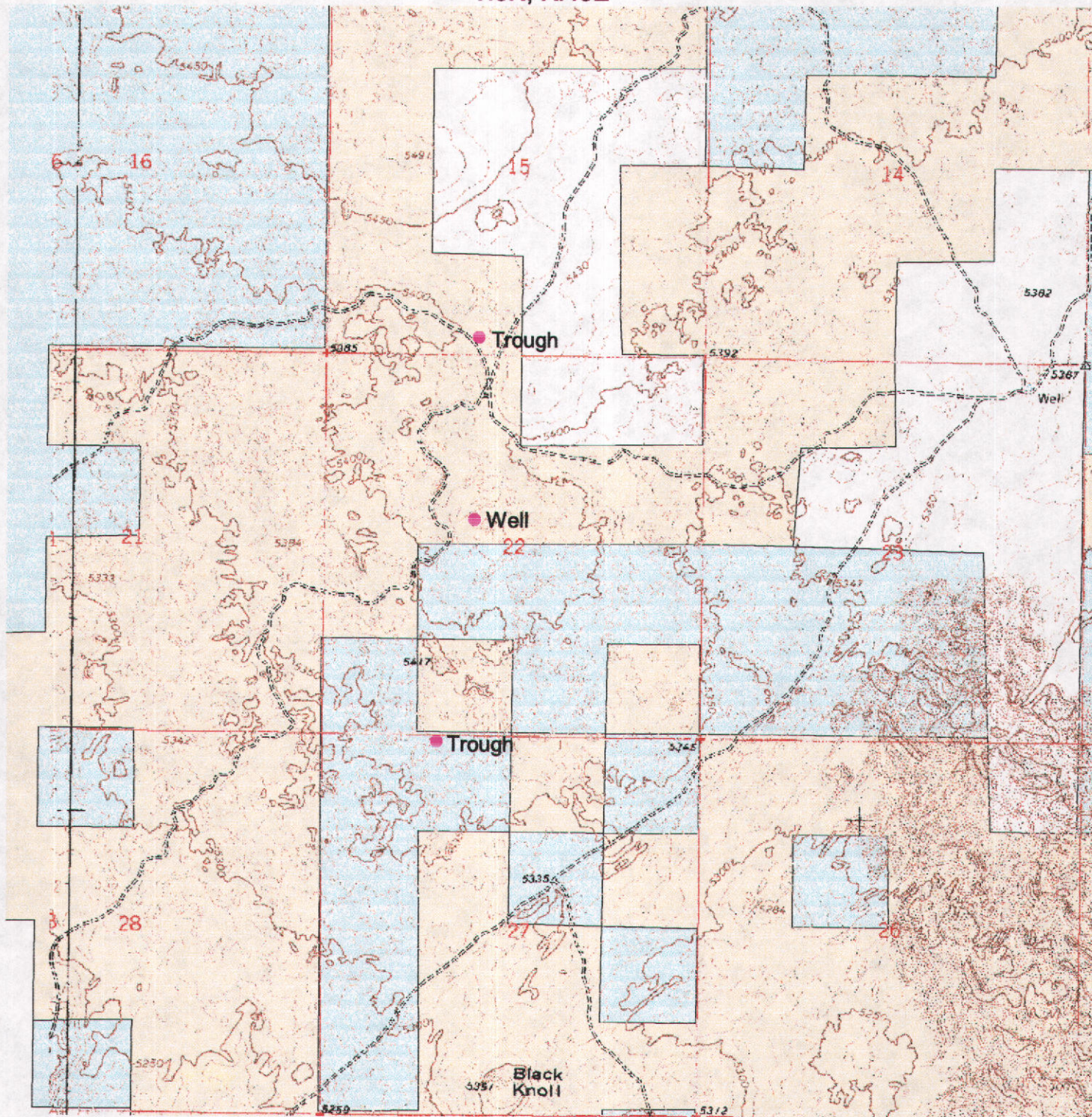


page 4 of 6

BLM Water Right Filed in SRBA
Sand Dunes Well 31-07119 (3103588023)
T.9N, R.40E

T5745



0.5 0 0.5 Miles

Wtr-all01.pt
Idown.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

1:24,000 Scale

N
W
S
MICROFILMED
JUL 13 2000

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 use or aggregate use with other data.
Prepared by Deena Teel on 5/4/2000 from GPS data
collected on 8/27/1996.

TOWNSHIP 9 NORTH RANGE 40 EAST OF THE BOISE MERIDIAN, IDAHO
 FREMONT COUNTY 043
 IDAHO FALLS DISTRICT SEC 3

T 5745

page 5 of 6



MT PLAT

STATUS OF PUBLIC DOMAIN
 LAND AND MINERAL TITLES

INDEX TO SEGREGATED TRACTS			
TRACT NO.	T	R	SEC
1	9	40	3
2	9	40	3
3	9	40	3
4	9	40	3
5	9	40	3
6	9	40	3
7	9	40	3
8	9	40	3
9	9	40	3
10	9	40	3
11	9	40	3
12	9	40	3
13	9	40	3
14	9	40	3
15	9	40	3
16	9	40	3
17	9	40	3
18	9	40	3
19	9	40	3
20	9	40	3
21	9	40	3
22	9	40	3
23	9	40	3
24	9	40	3
25	9	40	3
26	9	40	3
27	9	40	3
28	9	40	3
29	9	40	3
30	9	40	3
31	9	40	3
32	9	40	3
33	9	40	3
34	9	40	3
35	9	40	3
36	9	40	3

Pat No 1349 10/17/1972
 Sec 31: Lots 1, 2, ENHJ in conflict
 Entry actually located in 17N R 40E

115382 Silver Lake 2/7/1979
 All NBL JNTP

10130870 PX WD to BLM OE on 12/16/1996
 Sec 7: W2NW, SWSW

10129465 PX WD to BLM OE on 12/29/1997
 Sec 36: Lots 1, 2, 3, 4, W2EE, W2

MICROFILMED
 JUL 13 2000

= BLM Administered land

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

CURRENT TO	CURRENT TO
MAR 10 1998	

USE PLATS:

Lat 44°41'14" N
 Long 111°35' 11" W

3 N-41 E

Boise Map

TRANSFER REVIEW SHEET

(10-99)

Transfer # 5745

Date Reviewed 6-10-00
C8

Right(s) 31-07119 Partial Decree SRBA

☒ WRQ/Split Summary ☒ ^{Decreed} SRBA Status _____ 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 SRBA Decree - Public Land - State of ID. easement for pipeline.

Transfer ☒ All of Right _____ Portion of Right
Resulting Split(s) NONE

Check Transfer Against Recorded Right:

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 ^{North SRBA WM Dist.} Water District (12) Yes Pertinent Conditions (13) NO Expansion

(7) Change P/D from (SW) SE NW to SE SE NW.

(8) Change P/U - Sections 15+27

Transfer Remarks aka/ Sand dunes well #3103588023) W42 W57

Conditions R37, T07, T08

Database/Processing Notes Standard _____ Non-Standard ☒

Copy approved version to a blank prefix to retain SRBA decree flags.

Delete original WR+T record.

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

Database Updated Following Approval ☒ Memo/Form Files Deleted ☒

07-10-2000
C8

WR3

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5745
WATER RIGHT NO. 31-07119

This is to certify that: **US DEPARTMENT 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	01/01 to 12/31	0.10 CFS	14.0 AF
WILDLIFE	01/01 to 12/31	0.01 CFS	0.6 AF
	Totals	0.11 CFS	14.6 AF

SOURCE

GROUNDWATER

Priority: 04/10/1974

LOCATION OF POINT(S) OF DIVERSION: SESENW, Sec. 22, Township 09N, Range 40E
FREMONT County

PLACE OF USE: STOCKWATER

TWN RGE SEC

09N 40E 15 SESW
27 NENW

PLACE OF USE: WILDLIFE, same as STOCKWATER use

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.

MICROFILMED

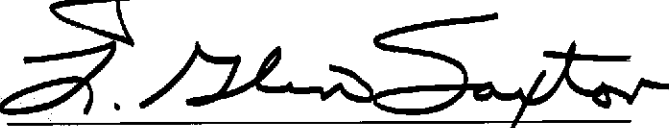
JUL 13 2000

TRANSFER NO. 5745
WATER RIGHT NO. 31-07119

CONDITIONS OF APPROVAL AND REMARKS

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.
4. The quantity of water decreed for this water right for stockwater and wildlife uses is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
5. Approval of Transfer 5745 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
6. The place of use is also known as Sand Dunes Well pipeline and BLM Record 3103588023.

Dated this 10th day of July, 2000


Chief, Water Allocation Bureau

MICROFILMED

JUL 13 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5745

APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED
PART 1 JUL 03 2000

Name of applicant U.S.D.I. Bureau of Land Management Phone (208) 524-7500
Post Office address 1405 Hollipark Dr., Idaho Falls, Idaho 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 GPS data indicates that the POD and POU were erroneously claimed. BLM is in possession of an easement from the State of Idaho that allows for a POU in sect. 27. (See attached documentation)

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>31-07119</u>	<u>4/10/1974</u>	<u>0.1 cfs/14.0 ac-ft</u>	<u>Stockwater</u>	<u>01-01</u> to <u>12-31</u>
		<u>0.1 cfs/0.6 ac-ft</u>	<u>wildlife</u>	<u>01-01</u> to <u>12-31</u>
				to
				to

2. Total amount of water being transferred 0.11 cubic feet per second and/or 14.60 acre-feet per annum.

3. Source of water Groundwater tributary to Sinks

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	NW	22	9N	40E	Fremont	Sand Dunes Well

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9N	40E	15												S/W					
		27					S/W												

MICROFILMED

JUL 13 2000

PART 1

6. General Information:

a. Description of diversion system Well; pipeline to two 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:

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

JUL 13 2000

page 3 of 4

1998 JUN 24 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

T5745

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-07119

RECEIVED

JUN 25 1998

DOJ/BOISE

NAME AND ADDRESS: USD1 BLM
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS
14.60 AFY

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

PRIORITY DATE: 04/10/1974

POINT OF DIVERSION: T09N R40E S22 SWSNW Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Wildlife	01-01 TO 12-31	0.01 CFS
			0.60 AFY
	Stockwater	01-01 TO 12-31	0.10 CFS
			14.00 AFY

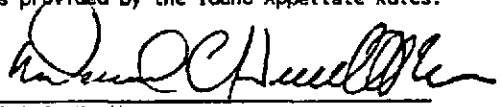
PLACE OF USE:	Stockwater		Within Fremont County
	T09N R40E S22	SESW	
	Wildlife		Within Fremont County
	T09N R40E S22	SESW	

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

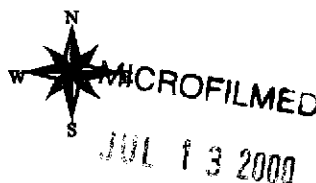
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

T5745



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 use or aggregate use with other data.
Prepared by Deena Teel on 5/4/2000 from GPS data
collected on 8/27/1996.

TOWNSHIP 9 NORTH RANGE 40 EAST OF THE BOISE MERIDIAN, IDAHO

FREMONT COUNTY 043
IDAHO FALLS DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

Pat No 1349 10/17/1892

ALL MBL INFO

101 30670 PX WD to BLM OE on 12/16/1996
Sec 7: W2NW, SWSW

Sec 18: N2NW

101 29465 PX WD to BLM OE on 12/29/15
SAC 35: Lots 1, 2, 3, 4, W2E2, W2

Figure 1 is a line graph showing the relationship between the number of fish (N) and the number of fish per square meter (n). The x-axis is labeled N and ranges from 0 to 10. The y-axis is labeled n and ranges from 0 to 10. A solid line represents the relationship $n = N/2$, and a dashed line represents the relationship $n = N/4$. Data points are plotted for N values from 0 to 10, showing a general trend that follows the $n = N/2$ line, with some scatter at higher N values.

MICROFILMED
JUL 13 2000

= BLM Administered land

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

CURRENT TO	CURRENT TO
MAR 10 1998	

USE PLATS

PART 3

8. 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.

Charles A. Haskins

(Signature of Applicant)

Subscribed and sworn to before me this

23

day of

May, 19 2000Shandra S. Hoffer

(Notary Public)

My commission expires

11-15-2002

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 4 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date E025846Published in Herald Chronicle Copies of protest forwarded by _____Pub. dates May 31 & June 1, 2000 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. _____ by RDC

Copy of transfer sent to lien holder _____

MICROFILMED

JUL 13 2000

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

STATE OF IDAHO EASEMENT

NO. 4255

THIS INDENTURE, made this 24th day of March, 1972, by and between the STATE OF IDAHO, acting by and through the State Board of Land Commissioners, as party of the first part, and United States Department of the Interior, Bureau of Land Management, Idaho Falls, Idaho as party of the second part;

WITNESSETH: That for and in consideration of the sum of Twenty Five and 80/100 ----- DOLLARS (\$25.80), lawful money of the United States of America, receipt whereof is hereby acknowledged, the party of the first part does hereby grant to the party of the second part an easement for the purpose of constructing and maintaining a pipeline

over and across the following described lands situated in Fremont County, State of Idaho, to-wit:

Beginning at a point that is South 50°23'33" West, 4147.27 feet from the Northeast corner of Section 22, Township 9 North, Range 40 East, Boise Meridian. Point of beginning is on the North line of the NE¼SW¼ of said Section; running thence South 10°15' 32" West, 11.00 feet; thence South 06°20'03" East, 236.75 feet; thence South 16°02'29" West, 238.24 feet; thence South 14°26'06" East, 215.42 feet; thence South 12°24'33" East, 155.38 feet; thence South 47°56'06" East, 98.18 feet; thence South 11°16'56" West, 189.73 feet; thence South 01°42'04" East, 211.55 feet; thence South 48°52'29" West, 32.50 feet to the South Line of the NE¼SW¼ of said Section.

Beginning at a point that is West, 1024.62 feet along the Section Line from the North Quarter Corner of Section 27, Township 9 North, Range 40 East, Boise Meridian; thence South 03°42'19" East, 4.35 feet; thence South 10°22'10" West, 100.00 feet to a point South of the end of a 16 foot diameter trough.

Description is the centerline of a 50 foot wide Pipeline containing 1.72 acres, more or less.

NOTE: All bearings were established using the existing bearing of North 89°55'00" East, along No. line Sec. 22, as shown on General Land Office Plats.

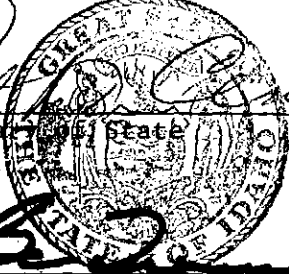
It is further understood and agreed that in the event the lands hereinabove described are not used for the purposes herein specified for any five year period, the State Board of Land Commissioners may declare such right-of-way forfeited and the use of the lands will revert back to the State of Idaho or to the record owner of the lands.

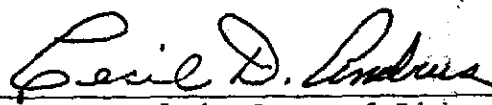
IN WITNESS WHEREOF, the State Board of Land Commissioners has caused these presents to be executed by its President, the Governor of the State of Idaho, and countersigned by the Secretary of State and the State Land Commissioner.

STATE BOARD OF LAND COMMISSIONERS

Countersigned:


Secretary of State


State Land Commissioner


Governor of the State of Idaho and
President of the State Board of
Land Commissioners

W. J. M.

MICROFILMED
JUL 13 2000

Microfilm No. 412436
27 Day Nov 19 89
At 1:50 O'clock PM
MICKIE FUNKE
FREMONT CO. RECORDER
Fee \$ 0 and Deputy
Recorded At Request of U.S. B.L.M.

T 3745
ATTACHMENT 2 OF 4

State of _____)
County of _____) ss

On this _____ day of _____, 19____, before me, the undersigned, a notary public in and for said State, personally appeared _____

known to me to be the person whose name _____ is/are subscribed to the foregoing instrument and acknowledged to me that _____ he _____ executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year last written above.

Notary Public residing at _____

My commission expires _____

State of Idaho)
County of Ada) ss

On this 5th day of April, 1972, before me, a notary public in and for said State, personally appeared Cecil D. Andrus, known to me to be the Governor of the State of Idaho and President of the State Board of Land Commissioners, Pete T. Cenarrusa, known to me to be the Secretary of State of Idaho, and G. C. Trombley, known to me to be the State Land Commissioner of the State of Idaho, that executed the said instrument and acknowledged to me that such State of Idaho and State Board of Land Commissioners executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year last written above.

Mary J. Stewart
Notary Public residing at _____
Boise Idaho

My commission expires 7-25-72

412430

MICROFILMED

JUL 13 2000

ATTACHMENT T 5745
1 OF 4

PCN: DG216P1
FORM 1274-18

DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

PAGE: 1

SERIAL REGISTER PAGE

AS OF: 3/26/91
PRINTED: 3/26/91

10-21-1976;0908STAT2755;43USC1715

CASE TYPE SERIAL NUMBER

ACQ-FLPMA

210013 IDI 27571

COMMODITY- EXCLUSIVE

NAME AND ADDRESS

B L M IDAHO FALLS

IDAHO DEPT OF LANDS

940 LINCOLN ROAD

STATEHOUSE

IDAHO FALLS ID 83401

BOISE

ID 83720

ACQUIRING AGENCY 100.00000 %

GRANTOR

0.00000 %

DESCRIPTION OF LAND

BOISE MER

T. 9 N, R. 40 E,

FREMONT COUNTY, ID

IDAHO FALLS

DISTRICT

MEDCIN LODGE

RESOURCE AREA

SEC. 22: NESW

STATE LANDS

SEC. 27: NENW

STATE LANDS

1.720 ACRES

ACTIONS

DATE	CODE	TAKEN	REMARKS
2/11/1972	387	CASE ESTABLISHED	LN
2/11/1972	500	GEOGRAPHIC NAME	SAND DUNES; JR
2/11/1972	501	REFERENCE NUMBER	RE-10030-05; LN
2/11/1972	502	LENGTH IN FEET	1498;PL LN
2/11/1972	504	WIDTH IN FEET (TOTAL)	50;PL LN
2/11/1972	542	SUPPLEMENTAL USE/PURPOSE	053;EASEMENT ACQSTNJR
2/11/1972	542	SUPPLEMENTAL USE/PURPOSE	020;RANGE/RANCHING JR
2/11/1972	545	SUBACTIVITY CODE	4320;BENEFITING ACTIV
3/24/1972	132	APPRAISAL/REAPPR APPV	\$25.80; JR
3/24/1972	859	PAYMENT MADE	\$25.80; LN
3/24/1972	865	TITLE ACCEPTED BY US	LN
3/24/1972	866	DEED SIGNED	LN

**** CONTINUED ****

MICROFILMED

JUL 13 2000

T 5745
ATTACHMENT 4 OF 4

PCN: OG216P1
FORM 1274-18

DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

PAGE: 2

SERIAL REGISTER PAGE

AS OF: 3/26/91
PRINTED: 3/26/91

10-21-1976;090STAT2755;43USC1715

CASE TYPE SERIAL NUMBER

ACQ-FLPMA

210013 IDI 27571

COMMODITY- EXCLUSIVE

ACTIONS

DATE	CODE	TAKEN	REMARKS	
11/29/1989	404	COUNTY RECORDATION	INSTR #412436;	LN
11/29/1989	968	CASE ACTION COMPLETED		LN
7/19/1990	600	RECORDS NOTED		LN
1/23/1991	974	AUTOMATED RECORD VERIF		JR

MICROFILMED

JUL 13 2000

T 5745
ATTACHMENT 3 OF 4

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 31-07119

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

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS
14.60 AFY

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

PRIORITY DATE: 04/10/1974

POINT OF DIVERSION: T09N R40E S22 SWSNW Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Wildlife	01-01 TO 12-31	0.01 CFS
			0.60 AFY
	Stockwater	01-01 TO 12-31	0.10 CFS
			14.00 AFY

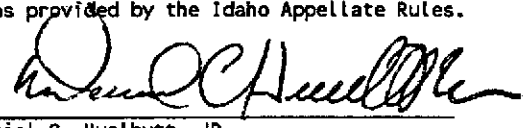
PLACE OF USE:	Stockwater		Within Fremont County
	T09N R40E S22	SESW	
	Wildlife		Within Fremont County
	T09N R40E S22	SESW	

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.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

SRBA Decree

JUL 13 2000

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7119 Priority April 10, 1974 Amount 0.11 cfs

THIS IS TO CERTIFY, that the U. S. Bureau of Land Management
of Idaho Falls, Idaho, has complied with the terms and conditions of Permit
No. 31-7119 issued pursuant to Application for Permit dated April 10, 1974,
and has submitted proof to the Department of Water Resources on June 3, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.11 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Stockwater</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.1</u> cfs and <u>14.0 acre feet</u>			
<u>Wildlife</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.01</u> cfs and <u>0.6 acre feet</u>			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.11 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
14.6 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 22,
Twp. 9 N, Rge. 40 E, B. M. in the County of Fremont

Description and location of place of use: (Sand Dune Well)

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 N	40 E	22								X				X					

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
November, 19 74.

Director

Identification No. 31 7119

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant U.S. BUREAU OF LAND MANAGEMENT
post office address 940 LINCOLN ROAD, IDAHO FALLS, IDAHO 83401
2. Source of water supply GROUND WATER which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22 Township 9N
Range 40E B.M. FREMONT County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into NA. at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.11 for STOCKWATER purpose from JAN. 1ST to DEC 31ST (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.01 for WILDLIFE purpose from JAN. 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.11 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. PUMP - STORAGE TANK -
PIPELINE - WATER TROUGH.
- b. Height of storage dam NA. feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 6 inches; proposed depth of well is 650 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years. CONSTRUCTED 10/70
b. Estimated construction cost is \$ 18,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22 Township 9N
40E Range 40E B.M.
(2) Amount of power to be generated: NA. hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 1000 CATTLE
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
- (5) If water is to be used for other purposes describe: WILDLIFE

[illegible]

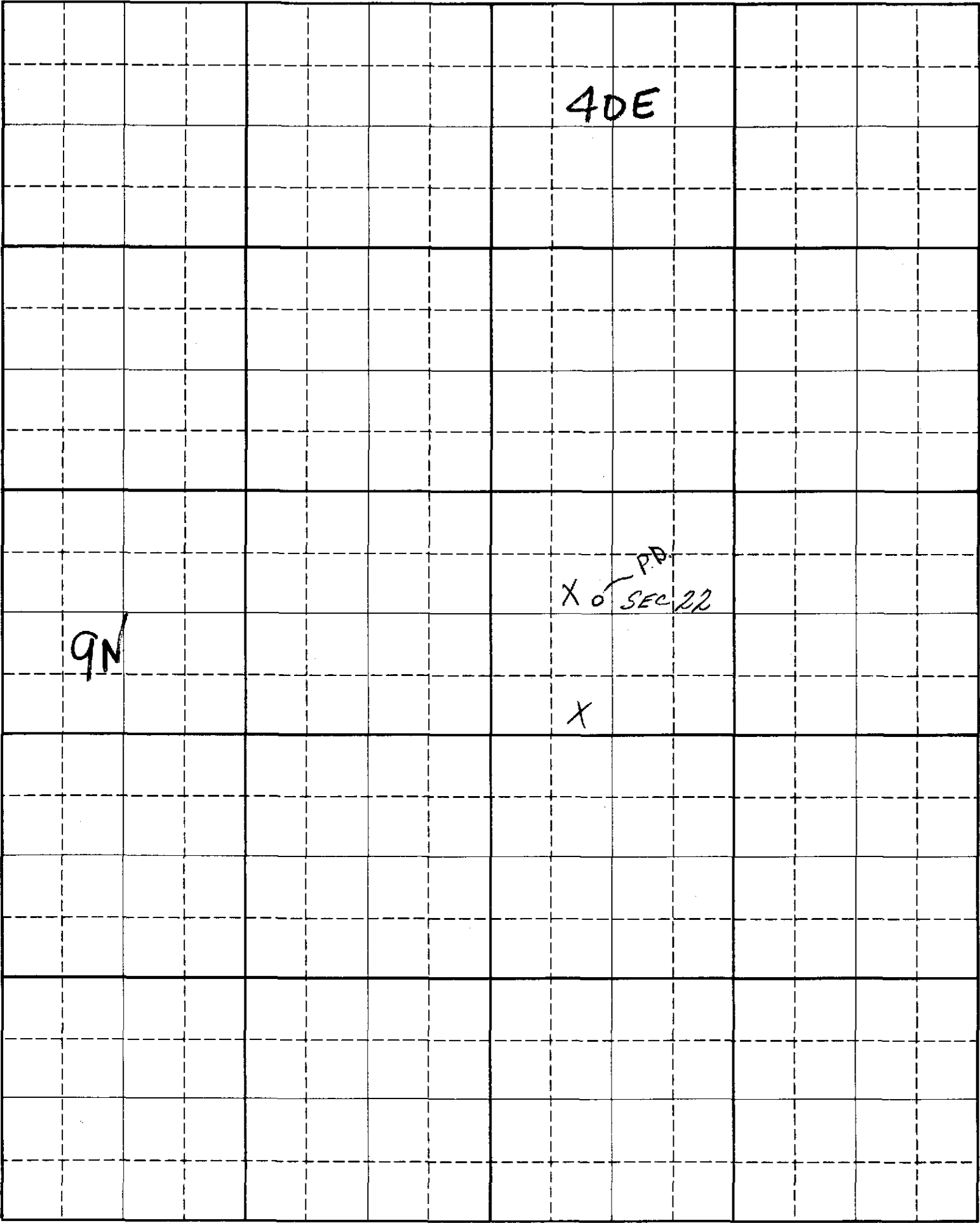
irrig

10

• **Stressors** = environmental factors that cause stress

— — —

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Walter Jones Dist. Mgr.
(Applicant)
31 7119

Proposed Priority 4-10-1974

Received by CB Date 4/10/74 Time 12:55P
 Preliminary check by IMC Fee \$ 10.00
 Receipted by CB Date 4/10/74 Receipt No. 12827
 Publication prepared by MB Date 4-12-74
 Published in Fremont City Chronicle News
 Publication dates April 18 & 25, 1974
 Publication approved CB Date 4/23/74
 Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RDC W SDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 31-7119, 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 June 1, 19 75.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 8 day of May 19 74.

R. Karl Hjort
 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>WR</u>	<u>4/11</u>	Application No. <u>31-7119 BLM</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>WR</u>	<u>4/11</u>	In form to receipt
	<u>"</u>	<u>"</u>	Send Copies to: <u>OK</u> Idaho State Health Department <u>OK</u> Idaho Fish and Game Department <u>OK</u> Bureau of Land Management
(4)	<u>"</u>	<u>"</u>	<u>OK</u> Request Special Use Permit from U.S. F.S. <u>OK</u> Request Easement from B. L. M. <u>OK</u> Request Information from Applicant
(5)	<u>"</u>	<u>"</u>	In form for advertising
(6)	<u>"</u>	<u>"</u>	Located within Water District No. <u>N.A.</u>
(7)	<u>"</u>	<u>"</u>	Critical groundwater area: yes <u>no</u> ☒
(8)	<u>"</u>	<u>"</u>	Groundwater levels: <u>Decline (comment)</u> ☒ Stable (comment) <u>Bull 27</u> <u>Increasing (comment)</u>
(9)	<u>"</u>	<u>"</u>	Comments: <u>No conflicting G.W. rights</u>
(10)	<u>OB</u>	<u>4/29/74</u>	Affidavit of Publication received (date) <u>April 29, 1974</u>
(11)	<u>MB</u>	<u>5/6/74</u>	Final date for protests <u>May 6, 1974</u> Protests received: yes <u>no</u> ☒
(12)	<u>"</u>	<u>"</u>	Date and Place of hearing <u>N.A.</u> Decision reached at hearing <u>N.A.</u>
(13)	<u>RDC</u>	<u>5/6/74</u>	All requested information received from agencies or applicant yes <u>no</u>
(14)	<u>"</u>	<u>"</u>	Action recommended: ☒ Approve Priority <u>4/10/74</u> ☐ Deny Reason for Reduction <u>No</u> Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>E</u>	By <u>RDC</u>	Date <u>4/10/74</u>

31 7119

Department of Water Administration

RECEIVED

Copy
f.p.

**AFFIDAVIT OF
PUBLICATION**

State of Idaho }
County of Fremont }

ss.

Dorothy D. Hunsaker

being first duly sworn, upon his
oath, deposes and says:

That he is the owner
of The Chronicle-News, a news-
paper as defined by Idaho
Codes Annotated, section 58-106,
as amended, and that said
newspaper is a weekly news-
paper printed and published at
St. Anthony, in Fremont County,
Idaho, having a general circula-
tion in said county, and that
said newspaper has been print-
ed and published as a weekly
newspaper in said county for
more than 78 consecutive weeks
prior to the first publication of
the attached notice, advertise-

ment or publication of

WATER PERMIT NO.

31-7119

And affiant further says that
said notice, advertisement or
publication, as per clipping
attached, was published in said
newspaper, in the regular and
entire issue thereof, and not in
any supplement issue thereof,

for two consecutive is-
sues thereof; first publication

having been made on the 18

day of April, 1974,

and the last publication on the

25 day of April

19 74

And affiant further says that at
the times herein mentioned said
newspaper was made up of at
least four pages of at least five
columns each, printed from
type matter, of at least seven-
teen and three-fourths inches
deep.

Dorothy D. Hunsaker
Subscribed in my presence and

sworn to before me this 26th

day of April,

1974.

Myrtle Rose

Notary Public for the
State of Idaho, resi-
(SEAL) dence and post office
address: St. Anthony,
Idaho.

RECEIVED
APR 23 1974

WATER ADMINISTRATION
Area Office



**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that U.S. Bureau
of Land Management, 940 Lincoln Road,
Idaho Falls, Idaho has on 4/10/74 sub-
mitted Application No. 31-7119 for a permit
to appropriate 0.11 cubic feet per second
of water from a ground-water source by
means of well, pump, storage tank, pipe-
line and water troughs, within the SE1/4-
NW1/4, Sec. 22, T. 9N, R. 40E, B.M.,
Fremont County; to be used from Jan. 1 to
Dec. 31 for stockwatering purposes for
1000 cattle and wildlife purposes; all uses
within the SE1/4SW1/4, SE1/4NW1/4, Sec.
22, T. 9N, R. 40E, B.M.

If issued, this permit will be subject
to all prior water rights. Protests against
the granting of the permit must be filed
with the Idaho Department of Water Ad-
ministration, 1515 Lincoln Road, Idaho
Falls, Idaho, 83401 on or before May 6,
1974.

R. KEITH HIGGINSON
Director

Published in the Fremont County Chroni-
cle-News, St. Anthony, Idaho on April 18
and April 25, 1974.

31 7119

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PUBLICATION**

State of Idaho

County of Fremont

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Wm. H. Rose

Notary Public for the
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1974.

R. KEITH HIGGINSON
Director

Published in the Fremont County Chroni-
cle-News, St. Anthony, Idaho on April 18
and April 25, 1974.

31 7119



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

July 11, 2000

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 31-07119 (Transfer 5745)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5745). 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.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

Camela S. Shaggs
for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

JUL 13 2000

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of **July**, 2000 I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

RE: WATER RIGHT 31-07119 (Transfer 5745)

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


Kari Lynn Townsend
Secretary

**MICROFILMED
JUL 13 2000**

**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).

MICROFILMED
JUL 13 2000

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

(10-99)

Transfer # 5745

Date Reviewed 6-10-00 C2

Right(s) 31-07119 Partial Decree SRBA

☒ WRQ/Split Summary ☒ ^{Decreed} SRBA Status _____ 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 SRBA Decree - Public Land - State of ID. easement for pipeline.

Transfer ☒ All of Right _____ Portion of Right
 Resulting Split(s) NONE

Check Transfer Against Recorded Right:

Standard Season NA to _____ Standard Volume NA /

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

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

(11) NA ^{North SRBA WM Dist.} Water District (12) Yes Pertinent Conditions (13) NO Expansion

7 Change P/D from (SW) SE NW to SE SE NW.

8 Change P/U - Sections 15+27

Transfer Remarks aka / sand dunes well #3103588023) W42 W57

Conditions R37, T07, T08

Database/Processing Notes Standard _____ Non-Standard ☒

Copy approved version to a blank prefix to retain SRBA decree flags.

Delete original WR+T record.

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

Database Updated Following Approval ☒ Memo/Form Files Deleted ☒

6740-2000
C2

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
31-07119	US DEPT OF INTERIOR	C	04/10/1974	L/	GROUNDWATER	STOCK WILDLF	WR
T31-07119	US DEPARTMENT OF INTERIOR	C	04/10/1974	D/	GROUNDWATER	WILDLF STOCK	WR
31-07119	AMERICA ACTING THROUGH, UNITED STATES OF	C	04/10/1974	D/	GROUNDWATER	P DECR	AJ
A31-07119	AMERICA ACTING THROUGH, UNITED STATES OF	C	04/10/1974	L/	GROUNDWATER	WILDLF STOCK STOCK	AJ

SRBA

SUBCASE SUMMARY REPORT 31-07119

[Return to SRBA Home Page](#)

SRBA
07-07-2000

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 31-07119 FILE#: 00000
CLAIMANT: USDI BLM
STATUS: PD ISSUED
WATER SOURCE: GROUNDWATER,

****** PARTIES INVOLVED ******

USDI BLM

C ATTY: US DEPARTMENT OF JUSTICE

****** ROA ENTRIES ******

06-24-1998 PARTIAL DECREE FILED

06-24-1998

[Return to SRBA Home Page](#)

MICROFILMED

JAN 13 2000

5-23-00
T5745

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: PRM

RECEIVED

JUL 03 2000

Department of Water Resources

1. Right number 31-07119 Applicant BLM
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 _____

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. EASEMENT FROM
STATE OF IDAHO ATTACHED
- 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? North Water Measurement 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 6/27/200

*All uses within Watermaster District require special conditions

T5745

THE FREMONT COUNTY HERALD-CHRONICLE
St Anthony, Idaho
Ashton, Idaho

RECEIVED

JUN 08 2000

Department of Water Resources
Eastern Region

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, TERRY T. WEATHERSTON, being first duly sworn, depose and say, that I am the printer of the FREMONT COUNTY HERALD-CHRONICLE, a 3 times a week newspaper printed and published 3 times a week in Fremont County, Idaho; and I do solemnly swear that the NOTICE OF PROPOSED WATER RIGHT T5745

a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for TWO consecutive issues, the first publication having been made on MAY 31, 2000

and the last publication having been made on JUNE 7, 2000

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of the said notice.

Terry T. Weatherston

STATE OF IDAHO)

COUNTY OF MADISON)

On this 8TH day of JUNE in the year of 2000 before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statement therein are true, and acknowledged to me that he executed the same.

Shirley J. Murray
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires April 29, 2005

NOTICE OF PROPOSED
CHANGE OF A
WATER RIGHT
NO. T5745

Notice is hereby given that US Department 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 a ground-water source. The right sought to be changed is evidenced by a decree and recorded as follows:

Decree No.: 31-07119.

Source: Groundwater.

Amount: 0.11 cfs.

Priority: 04/10/1944.

Point(s) of Diversion: SWSNW SEC 22 T09N R40E, Fremont County.

The water is used for wildlife and stockwater within SEC 22 T09N R40E, B.M.

TO BE CHANGED
AS FOLLOWS:

The applicants find that the point of diversion and places of use were incorrectly described. Using GPS data it has been found that the point of diversion is

in the SENW SEC 22 and the places of use are in the SESW SEC 15 and NENW SEC 27 T9N R40E.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of \$25 on or before June 19, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Publ. May 31 and June 7, 2000HC.

MICROFILMED

JUL 13 2000



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 25, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NORTH MEASUREMENT DISTRICT
900 N SKYLINE DR STE A
IDAHO FALLS ID 83402

RE: Application for Transfer #5745

Dear Sir:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is June 19, 2000, 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,

Harold W. Jones
Water Right Supervisor

HWJ: sc

Enc.

MICROFILMED

JUL 13 2000



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 25, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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

RE: Application for Transfer #5745

Dear Applicant:

This office is currently in the process of advertising the application in the Herald Chronicle on May 31 and June 7, 2000. 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
JUL 13 2000



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

DIRK KEMPTHORNE
GOVERNOR

May 25, 2000

KARL J. DREHER
DIRECTOR

HERALD CHRONICLE
PO BOX 10
REXBURG ID 83440

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.

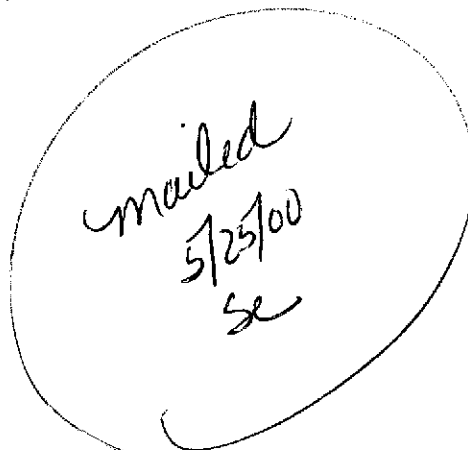
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before June 19, 2000.

Respectfully submitted,

Sharla Cox
Administrative Assistant

Enc.



MICROFILMED

JUL 13 2000

**NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. T5745**

Notice is hereby given that US Department 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 a groundwater source. The right sought to be changed is evidenced by a decree and recorded as follows:

Decree No.: 31-07119

Source: Groundwater

Amount: 0.11 cfs

Priority: 04/10/1944

Point(s) of Diversion: SWSNW SEC 22 T09N R40E, FREMONT COUNTY

The water is used for wildlife and stockwater within SEC 22 T09N R40E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicants find that the point of diversion and places of use were incorrectly described. Using GPS data it has been found that the point of diversion is in the SENW SEC 22 and the places of use are in the SESW SEC 15 and NENW SEC 27 T9N R40E.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of \$25 on or before June 19, 2000. The protestant must also send a copy of the protest to the applicant.

**KARL J. DREHER
Director**

Published in the Herald Chronicle on May 31 and June 7, 2000.

MICROFILMED

JUL 13 2000



United States Department of the Interior

IN REPLY REFER TO

7250(931)

BUREAU OF LAND MANAGEMENT

Idaho State Office
Box 042, Federal Building
550 W. Fort Street
Boise, Idaho 83724

RECEIVED

MAR 26 1981

Department of Water Resources

March 25, 1981

Mr. David Tuthill
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Dave:

Enclosed are some water rights printouts with corrections marked on them. We will forward you others as mistakes are identified. Thanks for your help.

Sincerely,

Karl Gebhardt
Hydrologist

Enclosures

Corrections made where appropriate

DET 6/22/81

MICROFILMED

JUL 13 2000

07/29/80

INDICATES TOTAL

SOURCE: GROUNDWATER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE FROM TO	MAX AMOUNT	DIVERSION	PLACE OF USE	BASIS FOR RIGHT
--------------	------------------	---------------	-------------	------------	-----------	--------------	-----------------

36-7279

REMARKS: HAWLEY WELL 4293.
P/U: TUBS R27E S19 N4SW
P/U: TUBS R26E S22 NESE

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
P.O. BOX 489
MURLEY

10-05-1972 STOCKWATER 03-01 11-30
10 R331B

0.02 CFS 114S RISE
S17 T14S RISE
S08 T14S RISE

PERMIT

1-2

OTHER USES: S/500 -1250 HEAD D/RECREATION AREA.

DOMESTIC 01-01 12-31

0.10 CFS

SAME AS OTHER USE

MICROFILMED
JUL 13 2000

55-7065

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
230 COLLINS RD.
BOISE

10-05-1972 STOCKWATER 05-15 11-15
ID 83702

40.00 AFA SENE S04
0.11 CFS T09S R01W

LICENSE

1-1

REMARKS: ANT HILL WELL 5007.
P/U: T09S R01W S27 SENE
S22 N4SW
S21 NENE
S15 SWSW
S11 NENE
S09 NENE
S03 NENE
S28 SENE

SWSW SENE
SWSW NENE
SESW SENE
SESW SENE
SESW SENE
SESW SENE
SESW SENE

S21 NENE
S15 SWSW
S11 NENE
S09 NENE
S03 NENE
S28 SENE

SESW SENE
SESW SENE
SESW SENE
SESW SENE
SESW SENE
SESW SENE
SESW SENE

P/U: TUBS R01W S33 SENE
S28 SENE

SESW SENE
SESW SENE
SESW SENE
SESW SENE
SESW SENE
SESW SENE
SESW SENE

WATER 01-01 12-31

39.00 AFA
0.11 CFS

SAME AS OTHER USE

31-7119

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
940 LINCOLN RD.
IDAHO FALLS
REMARKS: SAND DUNE WELL.

04-10-1974 STOCKWATER 01-01 12-31

14.00 AFA SENE S22 SENE
0.01 CFS T09N R40E S22 T09N R40E

LICENSE

1-3

WILDFIRE

0.06 AF
0.01 CFS

November 19, 1974

Re: Permit Nos. 31-7120 & 31-7119

U. S. Bureau of Land Management
940 Lincoln Road
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed are copies of the water licenses issued on the above referenced permits.

Sincerely,

BOBBY D. FLEENER
Chief, Water Rights

BDF:jfr

Enclosures

NOT RECORDED

FIELD REPORT

- RECEIVED

- (name spring, stream, etc.)

- Department of Water Administration
Eastern District Office

Permit No. 31-7119

Examination for b/u

- TOTAL ACREAGE**

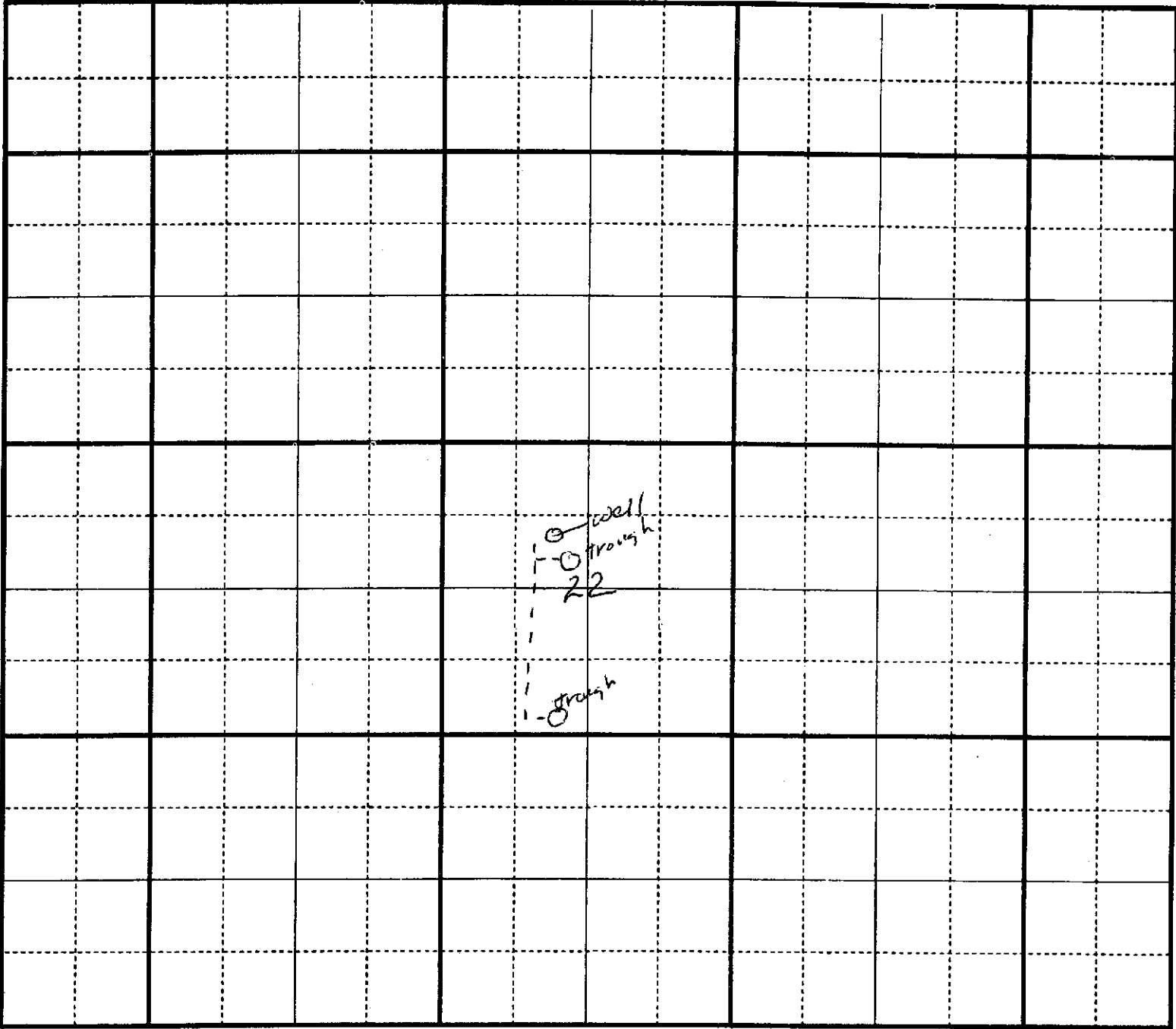


Diagram of System

DATE OF EXAM June 20, 1974

ACREAGE
Found 0
Recommended 0

Irrigation Requirement 0 Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= .1 c.f.s. V= 14.0 AF/Ann. from JAN 1 to Dec 31
Wildlife Q= .01 V= JAN 1 Dec 31

Is water co-mingled? yes no ✓

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

Exchange? yes no ✓

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

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

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

Total Q measured No Measurement Method of measurement

Total Q recommended .11 cfs Meter No. Type Condition

Total V recommended 14.6 Af/Ann

Recommended Amendments:

P.D.
Place of Use
Other
None X

MEASUREMENT CALCULATION: None Taken

Stockwater V= 14.0 Af/Ann Dept recommend

Wildlife V= $\frac{.01 \text{ FT}^3}{\text{Sec}} \times \frac{2 \text{ m}}{\text{day}} \times \frac{3600 \text{ Sec}}{\text{m.}} \times \frac{365 \text{ day}}{\text{Ann}} = \frac{26280}{43560} = .6 \text{ Af/Ann}$

SYSTEM DESCRIPTION: SAND DUNE WELL

6" Well Pump Storage Tank

REMARKS: System described by Ray E Evans Co. E.
for B.L.M.

Examiner's Signature Bill Rhoads Date Oct 28, 1974

Checked by Loren O'Hallum Date Oct 29, 1974

Approved by Date

June 12, 1974

Re: Permit No.'s 31-7119, 31-7120, 34-7071, 35-7414 & 36-7466

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

Gentlemen:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before licenses can be issued, field examinations must be made by a representative of this Department. We cannot tell just when these examinations will be made, but our examiner will try to contact you at the time he makes the field examinations, so that you may show him the systems.

If you have any questions concerning these field exams, please contact our Eastern District Office at 1515 Lincoln Road, Idaho Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

31-7119

SAND DUNE WELL

Identification No. _____

Permit No. 31-7119

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Administration

RECEIVED

ok jg

1. a) Name of Permit Holder U.S. BUREAU OF LAND MANAGEMENT
b) Post Office Address 940 LINCOLN RD. IDAHO FALLS, IDAHO 83401
2. Permit Number 31-7119
3. Date of Priority that you are prepared to establish 4/10/74
4. a) Source from which water was appropriated WELL
b) Location of the point of diversion: SE 1/4 NW 1/4, Section 22
Township 9N, Range 40E Boise Meridian, Other points of diversion: SE 1/4 SW 1/4, T 9 N, R 40 E
5. a) The amount of water and use to which the water has been applied:
amount 0.10 cfs for STOCKWATER purposes from JAN 1 to DEC 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.01 cfs for WILDLIFE purposes from JAN 1 to DEC 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.1 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: ESTIMATED BY DISTRICT ENGINEER
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) WELL 6" CASING 650 DEPTH
b) Describe the type and size of measuring device which you have installed at your point of diversion: NONE
c) Give well drillers name and address and date the well was completed PAUL VOLLMER & SON, BOX 176 ABERDEEN
May 1971

Exam typed 6/12/74 by jg

31-7119

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

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated _____

10. Remarks:

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

5/30/74 (Date) David Logzinski acting (Signature)

State of Idaho)
County of Bonneville) ss.

On this 30th day of May, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

LeRoy Hansen
Notary Public residing at 514 S. Capital
Idaho Falls, Idaho

My commission expires 11/11/77



United States Department of the Interior

IN REPLY REFER TO

7420

BUREAU OF LAND MANAGEMENT

Idaho Falls District
940 Lincoln Road
Idaho Falls, Idaho 83401

May 31, 1974

RECEIVED

JUN 3 1974

Department of Water Administration

Department of Water Administration
614 State Street
Statehouse - Annex 2
Boise, Idaho 83707

Gentlemen:

Enclosed are copies of "proofs of permits" numbers:

34-7071

35-7414

31-7119

36-7466

31-7120

Sincerely yours,

David Lodzinski
David P. Lodzinski
Acting District Manager

Enclosures

31-7119

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

May 9, 1974

Re: Permit Nos. 31-7119, 31-7120 & 35-7414

U. S. Bureau of Land Management
940 Lincoln Road
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed are copies of your approved Application for Permit Nos. 31-7119, 31-7120, and 35-7414. We direct your attention to the conditions of approval as listed on the fourth pages.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:JFR

Enclosures

31 7119

April 12, 1974

Re: Application for Permit No. 31-7119 BLM
No. 31-7121 EGBERT

Fremont County Chronicle News
Box 568
St. Anthony, Idaho 83445

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 4/29/74 by CB

NCY:MB

Enc: Legal Notices (2)

31 7119

NOTICE OF APPLICATION
FOR WATER PERMIT

MB

Notice is hereby given that U.S. Bureau of Land Management, 940 Lincoln Road, Idaho Falls, Idaho has on 4/10/74 submitted Application No. 31-7119 for a permit to appropriate 0.11 cubic feet per second of water from a ground-water source by means of well, pump, storage tank, pipeline and water troughs, within the SE1/4-NW1/4, Sec. 22, T. 9N, R. 40E, B.M., Fremont County; to be used from Jan. 1 to Dec. 31 for stockwatering purposes for 1000 cattle and wildlife purposes; all uses within the SE1/4SW1/4, SE1/4NW1/4, Sec. 22, T. 9N, R. 40E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before May 6, 1974.

R. KEITH HIGGINSON
Director

Published in the Fremont County Chronicle-News, St. Anthony, Idaho on April 18 and April 25, 1974.

31 7119

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that U.S. Bureau of Land Management,

940 Lincoln Road, Idaho Falls, Idaho

has on 4/10/74 submitted Application No. 31-7119
for a permit to appropriate 0.11 cubic feet per second ~~XXXXXX~~
of water from a ground-water source
by means of well, pump, storage tank, pipeline and water troughs,
within the SE¹/₄ NW¹/₄, Sec. 22, T. 9N, R. 40E, B.M., Fremont County;

to be used from Jan. 1 to Dec. 31
for stockwatering purposes for 1000 cattle and wildlife purposes; all uses

within the SE¹/₄ SW¹/₄, SE¹/₄ NW¹/₄, Sec. 22, T. 9N, R. 40E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before May 6, 1974.

R. KEITH HIGGINSON

Director

Published in the Fremont County Chronicle News, St. Anthony, Idaho

on April 18 and April 25, 1974.

31 7119

ab
nd
2/28