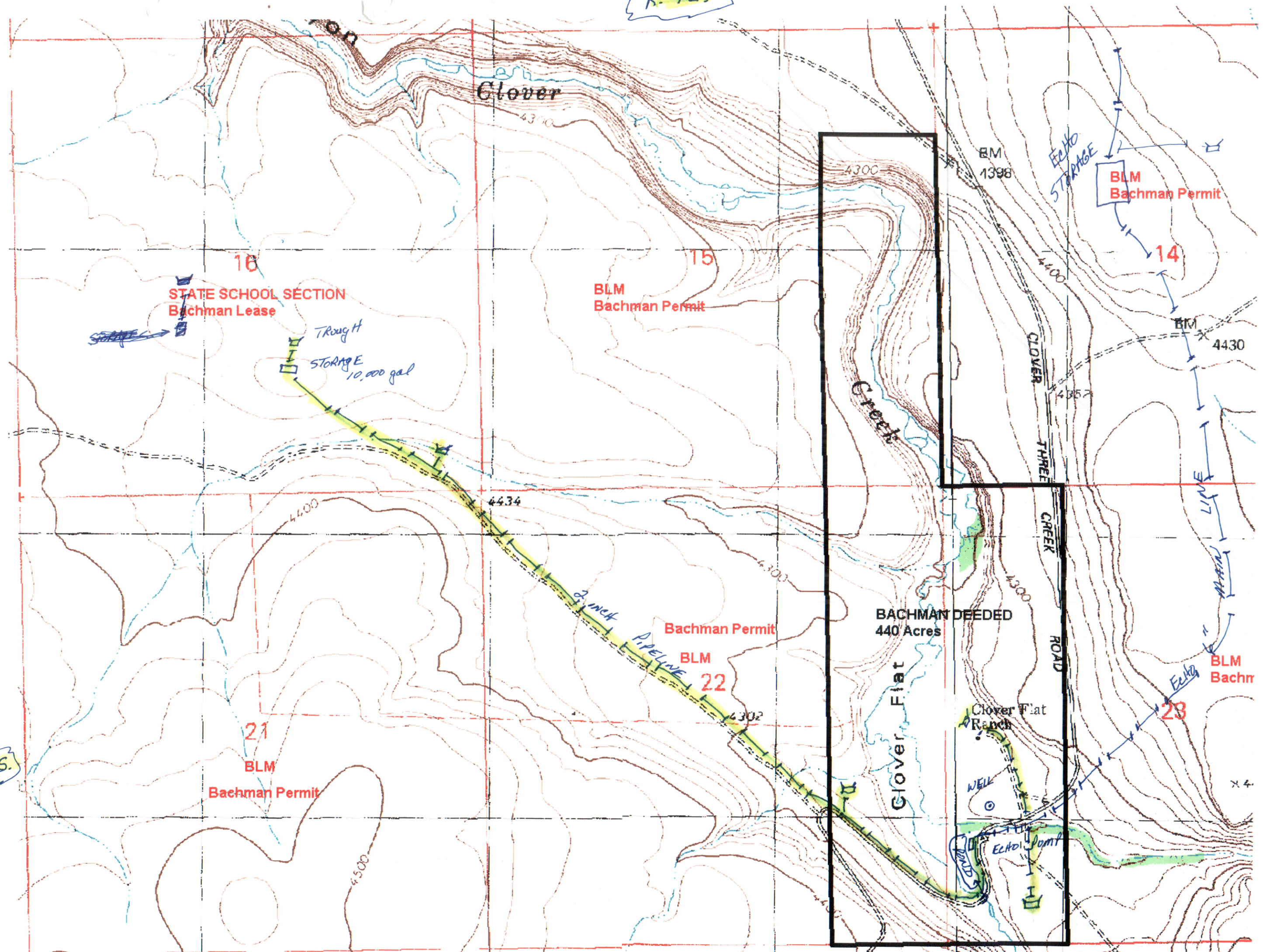


R. 9 E.

T. 11 S.



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
51-12959 IN THE NAME OF)
FRANK BACHMAN)
_____)

REINSTATEMENT ORDER

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 to the Department on or before June 1, 2003; and,

WHEREAS, the Department granted the permit holder three extensions of time for filing the proof of beneficial use for this permit, the latest granting a proof of beneficial use deadline for June 1, 2003, and,

WHEREAS, the Department notified the permit holder on March 31, 2003 by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the lapse; and

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated, by submitting proof of beneficial use on June 4, 2003;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 51-12959 is **REINSTATED** with an advance in priority to **April 15, 2002**.

DATED this 24th day of June, 2003.


L. GLEN SAXTON, Chief
Water Allocation Bureau

Amt. of Fee \$ 50.00
Receipt No. 208-845-2090
Receipt By [Signature]
Date Received 6-4-03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 4 2003

PROOF OF BENEFICIAL USE

Department of Water Resources

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 be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 51-12959 Telephone No. 208-845-2090
2. Name of Permit Holder(s): FRANK L. BACHMAN AND ECHO WATER USERS ASSOC.
3. Mailing Address: PO Box 186 BRUNEAU, ID.
City BRUNEAU State ID Zip 83604
4. Source of Water: WELL If GROUNDWATER (well), Date Drilled: mo. JULY yr. 1992
Well Driller HIDDLESTON & SONS, INC. Drilling Permit Number. 51-92-W-004
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): 5000 SHEEP 5000 CATTLE 50 HORSES
Irrigation (No. of acres): 2 Other _____
6. Total rate of diversion and/or volume for which proof is submitted: .134 cfs OR _____ acre-feet
7. Measuring Device Requirement. (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional Please check either yes or no Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No X
8. Fee Enclosed \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name. FRANK L. BACHMAN Telephone Number 208-845-2090
Address: PO Box 186 BRUNEAU, ID 83604
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder Frank L. Bachman Date: 6-1-03
(include your title, if on behalf of company or organization)
and Echo Water Users Assoc.
by: Frank L. Bachman

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 51-12959

Priority: 04/12/2002

Maximum Diversion Rate: 0.11 CFS

This is to certify, that **FRANK BACHMAN**
PO BOX 186
BRUNEAU ID 83604

has applied for a permit to appropriate water from

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.11 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23, Twp 11S, Rge 09E, B M OWYHEE County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 09E 16														X			X
11S 09E 22														X			
11S 09E 23										X	X						

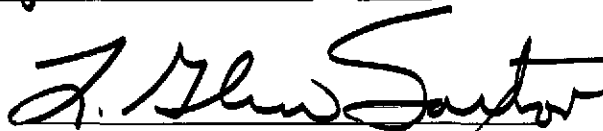
PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 09E 23												X					

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 1, 2003**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Stockwater use is for 5,000 range cattle, 5,000 sheep and 50 horses
5. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 17th day of June, 2002


for **KARL J DREHER, Director**

RECEIVED

JUN - 6 2002

AMENDED

Department of Water Resources

Page 1

Ident. No. 51-12959

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR PERMIT

MAY 30 2002

To appropriate the public water of the State of Idaho

WATER RESOURCES
WESTERN REGION

1 Name. FRANK BACHMAN
PO BOX 186
BRUNEAU ID 83604
(208)845-2090

2. Source: GROUND WATER

3. Location of Point of Diversion:

#1 GROUND WATER SW1/4NW1/4SW1/4 Sec. 23, Twp 11S, Rge 09E, B.M.
OWYHEE County

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u> <u>To</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.11 CFS	
DOMESTIC	01/01 to 12/31	0.04 CFS	

5. Total quantity to be appropriated is: 0.11 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: WELL, 7.5 HP SUBMERSIBLE PUMP

b. Height of storage dam _____ feet;
Active reservoir capacity _____ acre-feet;
Total reservoir capacity _____ acre-feet;

c. Proposed well diameter is 8 inches,
Proposed depth of well is 700 feet.

d. Is ground water with a temperature of greater than 85F being sought? N

e. If well is already drilled, when? _____;
Drilling Firm _____;
Drilling Permit No. _____.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8.

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MAY 31 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

1. Name:

2. Source: GROUND WATER

3. Location of Point of Diversion:

#1 GROUND WATER SW1/4NW1/4SW1/4 Sec. 23, Twp 11S, Rge 09E, B.M.
OWYHEE County

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u> <u>To</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.11 CFS	
DOMESTIC	01/01 to 12/31	0.04 CFS	

5. Total quantity to be appropriated is: 0.11 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source. WELL, 7.5 HP SUBMERSIBLE PUMP

b. Height of storage dam _____ feet,
Active reservoir capacity _____ acre-feet;
Total reservoir capacity _____ acre-feet;

c. Proposed well diameter is 8 inches;
Proposed depth of well is 700 feet.

d. Is ground water with a temperature of greater than 85F being sought? N

e. If well is already drilled, when? _____;

Drilling Firm _____;

Drilling Permit No. _____.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 09E 16														X		X	
11S 09E 22													X				
11S 09E 23									X	X							

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 09E 23										X							

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

Two inch pipeline to water five water troughs.

Water was used from well during drought years 1992 and 2001 to supplement surface water rights.

11. Map of proposed point of diversion and place of use attached? ☒

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.

Frank L. Backman
Applicant

Received by ly Date 5/30/02 Time 10A Preliminary check by ly
Publication prepared by ST Date 5/10/02 Published in Owyhee
Publication approved AT Date 6-4-02

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

Receipt No. W029005

Date: 4/12/02

Received by: KG

Fee \$330 - wk
+ 165 D upgrade

FORM 202
12/99

Ident. No. 51-12959

495

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APR 12 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

WATER RESOURCES
WESTERN REGION

Applicant FRANK L. BACHMAN AND ECHO WATER USERS Phone 208-845-2090

Mailing address PO BOX 186 BRUNEY, ID 83604

2. Source of water supply GROUND WATER which is a tributary of _____

3. Location of point of diversion is Township 11S Range 9E Sec. 23 in the SW 1/4, NW 1/4, SW 1/4, Govt. Lot _____ B M., DWYHEE County;

additional points of diversion if any _____

4. Water will be used for the following purposes

Amount 0.112 cfs for LIVESTOCK purposes from 1-1 to 12-31 (both dates inclusive)

Amount 3.0689 for LIVESTOCK/WILDLIFE purposes from 1-1 to 12-31 (both dates inclusive)

Amount _____ for STORAGE purposes from _____ to _____ (both dates inclusive)

Amount 3.0 for WILDLIFE/Stock Farm Storage purposes from 1-1 to 12-31 (both dates inclusive)

Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) 0.112 cfs and/or (b) 3.0689 AF
cubic feet per second acre feet per annum

6. Proposed diverting works

a. Describe type and size of devices used to divert water from the source 7 1/2 HP SUBMERSABLE PUMP
8" WELL 700 FT DEEP - STATIC WATER @ 300 FT. drilled 1992

b. Height of storage dam 8 FT. feet; active reservoir capacity 3.0689 acre-feet; total reservoir capacity 3.0689 acre-feet

c. Proposed well diameter is 8" inches, proposed depth of well is 700 feet

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? 1992; Drilling firm HIDDLESTON DRILLING
Well was drilled for (well owner) FRANK BACHMAN, Drilling Permit No. 51-92-W-004

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

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

- a. Hydropower, show total feet of head and proposed capacity in kW. 5000 SHEEP
- b. Stockwatering, list number and kind of livestock 5000 CATTLE / 3000 SHEEP / 50 HORSES
- c. Municipal; show name of municipality. NA
- d. Domestic; show number of households. 1 home
- e. Other; describe fully. _____

Microfilm

2002 04 12

4-12-02

SLB

3. Description of place of use See Attachment I (7pgs) Same P/u as 51-7292 Also see file for P/u Map.
- 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	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	9E	23									SOS							S	
		22													S				
		16						W5							S		S		

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 51-02440 AND 51-07392

11. a. Who owns the property at the point of diversion? FRANK L. BACHMAN
- b. Who owns the land to be irrigated or place of use? FRANK BACHMAN, STATE OF IDAHO
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: See attached letter from State Dept. of Lands.

12. Remarks: 2" pipeline to 2 (500,000 gallon) water troughs and 1 million gallon storage reservoir located T11S, R9E, Sec 16.

Drought years 1992 and 2001 water from well used to supplement water rights identified in #10 above

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred)

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

Frank L. Bachman
Signature of Applicant (and title, if applicable)

Received by AW Date 4/12/02 Time 9:30 A Preliminary check by Frank L. Bachman
 Fee \$ 330 Receipted by AW # W029005 Date 4/12/02
 Publication prepared by AW Date 5-10-02 Published in OWYHEE AVALANCHE
 Publication approved _____ Date _____

MILCO, UT.

MILCO, UT.

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APR 12 2002

Page 1 WATER RESOURCES
WESTERN REGION

04/12/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 51-7292 V1

WATER RIGHT NUMBER: 51-7292 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WY BOISE, ID 83709-1657 (208)373-4000
Current Owner	ECHO WATER USERS ASSN INC PO BOX 186 BRUNEAU, ID 836040186 (208)845-2090

Priority Date. 09/25/1985

Basis: Permit

Status Active

<u>Source</u>	<u>Tributary</u>
CLOVER CREEK	BRUNEAU RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER FROM STORAGE	2/15 to 12/01		22.00 AF
STOCKWATER	2/15 to 12/01	0.230 CFS	
WILDLIFE STORAGE	1/01 to 12/31		24.00 AF
DIVERSION TO STORAGE	2/15 to 12/01	0.230 CFS	
WILDLIFE FROM STORAGE	1/01 to 12/31		2.00 AF
STOCKWATER STORAGE	1/01 to 12/31		24.00 AF
	<u>Total Diversion</u>	0.230 CFS	24.00 AF

Location of Point(s) of Diversion

CLOVER CREEK	SW1/4SW1/4	Sec. 23, Twp 11S, Rge 09E, B M
OWYHEE County		
CLOVER CREEK	NE1/4SE1/4	Sec. 15, Twp 11S, Rge 09E, B M.
OWYHEE County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	08E	24	X																
08S	07E	15								X									

Attachment I
JJB 4-12-02

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 51-7292 V1

08S 07E 21				X	
08S 07E 29			X		
08S 07E 32					X
08S 07E 34					X
08S 09E 4		X			
08S 09E 29		X			
08S 09E 32			X		
09S 07E 2				X	
09S 07E 8					X
09S 07E 20					X
09S 07E 24	X	X			X
09S 07E 26			X		
09S 07E 34				X	
09S 08E 30					X
09S 09E 1	X				
09S 09E 2					X
09S 09E 5		X			
09S 09E 8	X		X		
09S 09E 10		X			
09S 09E 11					X
09S 09E 20			X		

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 51-7292 V1

09S 09E 23					X	
09S 09E 25			X			
09S 09E 26						X
09S 09E 27					X	
09S 09E 28						X
09S 09E 29	X					
09S 09E 32		X				
09S 09E 34		X				
09S 10E 6						X
09S 10E 9		X	X			
09S 10E 17				X		
09S 10E 20					X	
09S 10E 28						X
09S 10E 29						X
09S 10E 30					X	
09S 10E 35					X	
10S 08E 6		X				
10S 08E 11						X
10S 08E 12			X			
10S 08E 13				X		
10S 08E 22	X					

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 51-7292 V1

10S 08E 24				X		
10S 08E 26					X	
10S 09E 1						X
10S 09E 3					X	
10S 09E 6	X					
10S 09E 7			X			
10S 09E 9		X				
10S 09E 11	X					
10S 09E 13	X					
10S 09E 15			X			
10S 09E 16			X			
10S 09E 18	X					
10S 09E 22				X		
10S 09E 23				X		
10S 09E 24		X				
10S 09E 25					X	
10S 09E 26	X					
10S 09E 27				X		
10S 09E 28		X				
10S 09E 29				X		
10S 09E 33		X				

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 51-7292 V1

10S 09E 35					X	
10S 10E 4		X				
10S 10E 5		X				
10S 10E 7	X					
10S 10E 9		X				
10S 10E 10				X		
10S 10E 11					X	
10S 10E 14					X	
10S 10E 15	X					
10S 10E 16		X				
10S 10E 17		X				
10S 10E 19			X			
10S 10E 20	X					
10S 10E 21					X	
10S 10E 29					X	
10S 10E 32				X		
10S 10E 33					X	
11S 09E 3		X				
11S 09E 4		X				
11S 09E 11	X					
11S 09E 13						X

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 51-7292 V1

11S 09E 14				X	
11S 10E 19			X		

STOCKWATER FROM STORAGE same as STOCKWATERWILDLIFE STORAGE same as STOCKWATERDIVERSION TO STORAGE same as STOCKWATERWILDLIFE FROM STORAGE same as STOCKWATERSTOCKWATER STORAGE same as STOCKWATERConditions of Approval:

- 1 A01 THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS
- 2 C14 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 51:
WATER RIGHT NO SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY

Remarks:

1. Explanatory BLM RECORD ID = 5101788299 STOCKWATER, 10000 SHEEP, 16000 RANGE CATTLE, WILDLIFE, VARIABLE AMOUNTS

Comments:

1. KWALKER 5/16/1997 COPIED FROM REMARKS
Comment: BLM RECORD ID = 5101788299
- 2 KWALKER 7/14/1997 SOURCE
Comment. SOURCE WAS SHOWN AS BRUNEAU RIVER, EAST FORK ON PERMIT. I CHANGED THIS BECAUSE THE SOURCE IS NAMED CLOVER CREEK ON TOPOS
3. AJU10-JS 7/31/1998 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
- 4 SBOCK 10/7/1998 ADDITION OF ECHO WATER USERS
Comment AS PER ASSIGNMENT OF PERMIT DATED 9/15/1998 SB

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 51-7292 V1

Dates and Other Information.

Decreed Date
Enlargement Use Priority Date
Enlargement Statute Priority Date:
Defendant.
Plaintiff
Civil Case Number
Judicial District:
Notice of Error Flag NONE RECEIVED
State or Federal
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre 24
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number
Carey Act Number:
Mitigation Plan



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 25, 2003

FRANK BACHMAN
PO BOX 186
BRUNEAU ID 83604

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 51-12959

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and examination fee submitted for the above referenced permit. Enclosed is an order reinstating the permit advancing the priority since proof was submitted 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. The regional office staff will contact you when that examination is to be conducted. At the time the examination is conducted the system must be in operation, otherwise this permit will be of no force nor effect.

During my review of your file I noted that you were permitted to develop a maximum diversion rate of 0.11 cfs, and according to your proof you have 0.134 cfs. I recommend that you verify the actual amount of the diversion for this right, and supply that information to the field examiner during their site visit. Secondly, you stated on the proof that you irrigate 2 acres. This permit allows you ½ acre or less of irrigation under your domestic use, but there is no provisions for irrigation of 2 acres. If you have no other rights for irrigation, you will need to apply to the department for an irrigation right under a separate permit.

Be advised that Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

M. J. ...

Karl J. Dreher

If you have questions concerning the field examination, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190. You may contact me at (208) 327-7953, if you have any questions regarding my review.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No : 51-12959

Reviewed By: dgibson

Date June 18, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?		X	Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		51-92-W-004
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No :		W029005,	Well driller's report filed?	X	
Additional Amount Due			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?		X	Measure device waiver requested?		

Priority Calculation

Date proof received		06/04/2003
Date proof due	-	06/01/2003
Lapse notice sent	-	
No. of days late	=	3
Holiday allowance	+	
Priority date	+	04/12/2002
New priority date	=	04/15/2002

Deficiencies of Actions Items

Acknowledge proof and clarify that no irrigation is permitted under this water right, unless it is 1/2 acre or less

Reinstate & advance priority to 4/15/02.

March 31, 2003

FRANK L BACHMAN
PO BOX 186
BRUNEAU, ID 83604

PROOF DUE NOTICE

RE: PERMIT NO. 51-12959

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 June 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

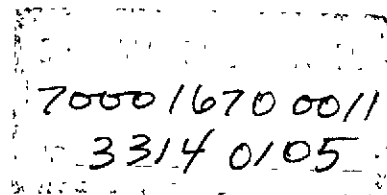
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures



March 14
2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 19, 2002

FRANK BACHMAN
PO BOX 186
BRUNEAU ID 83604

RE Permit No. 51-12959

Permit Approval Notice

Dear Permit Holder.

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

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

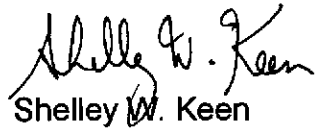
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

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

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is written in a cursive style with a large, stylized "S" and "K".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

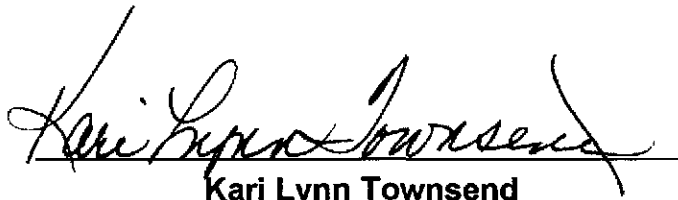
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on June 19, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 51-12959

**FRANK BACHMAN
PO BOX 186
BRUNEAU ID 83604**



**Kari Lynn Townsend
Secretary**

**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)

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.

MEMORANDUM

To: Fiscal *copy for wk file.*

From: Sharla

Date: June 18, 2002

Re: Refund Request

Please provide a refund of \$230 to the applicant listed below. The person who took the application at the region misinterpreted a storage amount (acre feet) as a diversion rate (cubic feet per second) and therefore charged \$330 instead of the appropriate fee of \$100.

Application for Permit No. 51-12959

Applicant: Frank Bachman

PO Box 186

Bruneau, ID 83604

Receipt No. W029005 (total receipt amount is \$495 – \$330 for app and \$165 drilling permit upgrade)

Thanks

Handwritten:
Bachman, Frank
June 18, 2002

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 6/6/02

No. 31-12959 Name: Backman Corp. Officers N/A Ad ok ☒ Govt Lots

AREA OF CONCERN: No/Yes SEA Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0 24 cfs/5 acres - No MD
> 0 24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0 24 cfs/5 acres - No MD
> 0 24 cfs/5 acres - 01M

LOCATION:

Boise Front LeGeo - 058 (<85 GW)
Mitigation 121 N/A
Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons > 1 0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0 03 cfs/ac)
5 ac - R62/R63/R64/R65 (0 02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

BENEFICIAL USE DUE: 6/01/2003

MISC CONDITIONS/REMARKS:

Protected - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD#)
≤ 0 20 cfs/others - 01H, 01P or No MD
> 0 20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

≤ 0 24 cfs/5 acres - No MD
> 0 24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL
Restricted area - 022,075
Irr GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-122-106
DOMESTIC
Surface water W01 (1) - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
>1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
ie D/convenience store)

IRRIGATION SEASON - (Per updated map)

IRR VOLUME/ACRE

OTHER CONDITIONS/REMARKS

COMMENTS

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Comments
RECEIVED

JUN - 6 2002

Department of Water Resources

Initial review by lg Date 4/23/02 Application # 51-12959

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, the names and addresses for the director, officers, and other partners must be included)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County
- ☒ Quantity (Flow and /or Volume)
- ☒ Period of use
- ☒ Nature of proposed use (Include description of use)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map (Show T, R, S, QQ &/OR QQQ)
- ☒ Subdivision plat (for > 1 home in restricted area ≥ 5 homes in non-restricted area)
- ☒ Signature (if applicant is corporation, partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Government Lots
☒ P/D
☒ P/U

ADDITIONAL INFORMATION

☒ **ADVERTISE REMARKS (Yes or No)**

YES NO

- ☒ Overlapping place of use (Describe source and relationship to present application on next page)
- ☒ Overlapping point of diversion
- ☒ Critical groundwater area
- ☒ Ground water management area
- ☒ 1992 moratorium
- ☒ Surface water source, IDFG letter needed
- ☒ Protected river or minimum flow reach, notify water planning bureau
- ☒ E-mail to SCA staff (perennial stream, non-pump diversion &/or any mining)
- ☒ E-mail to Dam Safety staff (for any storage)
- ☒ Mitigation plan Check any that apply
- ☐ Immediate = acceptable plan required and submitted
- ☒ Future = open areas, acceptance of condition of approval is in file
- ☒ Send power requirement letter &/or fish farm requirement letter
- ☒ Power residency affidavit
- ☒ Diversion greater than 5 cfs or 500 af or Irrigation greater than 200 acres (if YES, attach Large Diversion supplementary analysis sheet)
- ☒ REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____ Date Response Received _____

*Does not
need re-
advertising
lg*

PROCESSINGAPPLICATION # 51-12959

YES NO

☒ ☐ In form for advertising
☐ ☒ Statewide advertising (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number, and date recorded on application

SEND COPIES TO NOTE IF E-MAIL COMMENT LETTER USED

YES NO

☐ ☒ I.D. Environmental Quality
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☒ ☐ I.D. Lands

YES NO

☒ ☐ US BLM
☐ ☒ US Forest Service
☐ ☒ Water Dist # _____
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐ Affidavit of publication received
☒ ☐ Application published correctly? If not, record action taken _____

☒ ☐ Publication dates and paper recorded on application

☐ ☒ Final date for protest 6-6-02

☐ ☒ Protests received

☐ ☒ Recommendations attached

☐ ☒ Measuring device required

☐ ☒ Water delivered by water master? District # _____

☐ ☒ Special conditions of approval or cover letter

standards

Recommended Date of Priority 4/12/02

Recommendation ☒ Approve ☐ Deny by Loi Grawen Date 6/5/02

ADDITIONAL INFORMATION

☐ See Attachment(s) ... always include application proof report

IDAHO DEPARTMENT OF LANDS

SOUTH CENTRAL IDAHO AREA OFFICE
329 Washington Street
PO Box 149
Gooding, ID 83330
Phone (208) 934-5606 Fax (208) 934-5362

WINSTON WIGGINS - DIRECTOR

RECEIVED

JUN 04 2002

WATER RESOURCES
WESTERN REGION

June 3, 2002

Lori Graves
IDWR
2735 Airport Way
Boise, ID 83705-5082

Re. Application for Water Right #51-12959, Frank Bachman

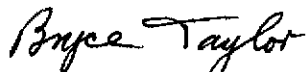
Dear Lori

I have reviewed the application filed by Frank Bachman. I have no objection to the filing.

Mr. Bachman is the lessee of endowment lands in Sec. 16, T11S, R9E. Piping water from his private land to the endowment land will promote better use of lands in the allotment and will provide some relief to Clover Creek, which has been the main watering location in the past.

Mr. Bachman is currently developing a Coordinated Resource Management Plan (CRMP) and this department is participating in that plan. We believe the proposed water developments will be beneficial to the area and encourage approval.

Sincerely,


BRYCE TAYLOR
Area Supervisor

BOARD OF LAND
COMMISSIONERS

DIRK KEMPTHORNE
Governor

PETE T. CENARRUSA
Secretary of State

ALAN G. LANCE
Attorney General

J.D. WILLIAMS
State Controller

MARILYN HOWARD
Sup't of Public
Instruction

**APPLICATION FOR
PERMIT
NO. 51-12959**

The following application(s) have been
filed to appropriate the public waters
of the State of Idaho

51-12959
ECHO WATER USERS ASSOC INC
C/O FRANK BACHMAN
PO BOX 186
BRUNEAU ID 83604
FRANK BACHMAN
PO BOX 186
BRUNEAU ID 83604

Point(s) of Diversion
SWNWSW S23 T11S
R09E OWYHEE County
Source GROUND WATER
Use STOCKWATER 01/01 To 12/
31 0.11 CFS
Use STOCKWATER STORAGE
01/01 To 12/31
3 AFA
Use STOCKWATER FROM 01/
01 To 12/31 3 AFA
STORAGE
Use WILDLIFE STORAGE 01/
01 To 12/31
3 AFA
Use WILDLIFE FROM
STORAGE 01/01 To 12/31
3 AFA
Use DOMESTIC 01/01 To 12/
31 0.04 CFS
Use DIVERSION TO STORAGE
01/01 To 12/31 0.11 CFS
Total Diversion: 0.11 CFS
3 AFA

Date Filed: 04/12/2002

Place Of Use: STOCKWATER

T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SESW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW
T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE

NENW SWSE

T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SESW
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SESW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW
T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE

NENW SWSE

T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SESW
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T09S R09E S27	NWSE
T09S R09E S28	SWSE
T09S R09E S29	NWNE
T09S R09E S32	SWNE
T09S R09E S34	SWNE
T09S R09E S5	NENW
T09S R09E S8	SENE

SENE

T09S R10E S17	SENE
T09S R10E S20	SWSW
T09S R10E S28	SESE

T09S R10E S29	SWSE
T09S R10E S30	NWSE
T09S R10E S35	NWSE
T09S R10E S6	SWSE
T09S R10E S9	SWNE

SENE

T10S R08E S11	SWSE
T10S R08E S12	NWNW
T10S R08E S13	NWSW
T10S R08E S22	NENE
T10S R08E S24	NWSW
T10S R08E S26	NESE
T10S R08E S6	SWNE
T10S R09E S1	SESE
T10S R09E S11	SENE
T10S R09E S13	SWNE
T10S R09E S15	SESW
T10S R09E S16	SESW
T10S R09E S18	SENE
T10S R09E S22	NWSW
T10S R09E S23	NESW
T10S R09E S24	NENW
T10S R09E S25	NESE
T10S R09E S26	SWNE
T10S R09E S27	NESW
T10S R09E S28	NWNW
T10S R09E S29	NWSW
T10S R09E S3	NWSE
T10S R09E S33	NWNW
T10S R09E S35	NWSE
T10S R09E S6	SENE
T10S R09E S7	SESW
T10S R09E S9	SWNW
T10S R10E S10	SWSW
T10S R10E S11	NESE
T10S R10E S14	NESE
T10S R10E S15	NWNE
T10S R10E S16	SWNW
T10S R10E S17	NENW
T10S R10E S19	NESW
T10S R10E S20	NENE
T10S R10E S21	SWSE
T10S R10E S29	SWSE
T10S R10E S32	SWSW
T10S R10E S33	NWSE
T10S R10E S4	SWNW
T10S R10E S5	SWNW
T10S R10E S7	SWNE
T10S R10E S9	NENW
T11S R09E S11	NENE
T11S R09E S13	SESE
T11S R09E S14	NESE
T11S R09E S16	NWSE

SENE

T11S R09E S22	NESE
T11S R09E S23	NWSW

SWSW

T11S R09E S3	NENW
T11S R09E S4	NENW
T11S R10E S19	NESW

Place Of Use DOMESTIC
T11S R09E S23 NWSW
Place Of Use STOCKWATER

FROM STORAGE

T07S R08E S24	NENE
T08S R07E S15	SWSW
T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SESW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW
T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE

NENW SWSE

T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SESW
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T09S R09E S27	NWSE
T09S R09E S28	SWSE
T09S R09E S29	NWNE
T09S R09E S32	SWNE
T09S R09E S34	SWNE
T09S R09E S5	NENW
T09S R09E S8	SENE

SENE

T09S R10E S17	SENE
T09S R10E S20	SWSW
T09S R10E S28	SESE

T09S R10E S29	SWSE
T09S R10E S30	NWSE
T09S R10E S35	NWSE
T09S R10E S6	SWSE
T09S R10E S9	SWNE

SENE

T10S R08E S11	SWSE
T10S R08E S12	NWNW
T10S R08E S13	NWSW
T10S R08E S22	NENE
T10S R08E S24	NWSW
T10S R08E S26	NESE
T10S R08E S6	SWNE
T10S R09E S1	SESE
T10S R09E S11	SENE
T10S R09E S13	SWNE
T10S R09E S15	SESW
T10S R09E S16	SESW
T10S R09E S18	SENE
T10S R09E S22	NWSW
T10S R09E S23	NESW
T10S R09E S24	NENW
T10S R09E S25	NESE
T10S R09E S26	SWNE
T10S R09E S27	NESW
T10S R09E S28	NWNW
T10S R09E S29	NWSW
T10S R09E S3	NWSE
T10S R09E S33	NWNW
T10S R09E S35	NWSE
T10S R09E S6	SENE
T10S R09E S7	SESW
T10S R09E S9	SWNW
T10S R10E S10	SWSW
T10S R10E S11	NESE
T10S R10E S14	NESE
T10S R10E S15	NWNE
T10S R10E S16	SWNW
T10S R10E S17	NENW
T10S R10E S19	NESW
T10S R10E S20	NENE
T10S R10E S21	SWSE
T10S R10E S29	SWSE
T10S R10E S32	SWSW
T10S R10E S33	NWSE
T10S R10E S4	SWNW
T10S R10E S5	SWNW
T10S R10E S7	SWNE
T10S R10E S9	NENW
T11S R09E S11	NENE
T11S R09E S13	SESE
T11S R09E S14	NESE
T11S R09E S3	NENW
T11S R09E S4	NENW
T11S R10E S19	NESW

Place Of Use WILDLIFE FROM
STORAGE

T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SESW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW
T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE

NENW SWSE

T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SESW
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T09S R09E S27	NWSE
T09S R09E S28	SWSE
T09S R09E S29	NWNE
T09S R09E S32	SWNE
T09S R09E S34	SWNE
T09S R09E S5	NENW
T09S R09E S8	SENE

SENE

T09S R10E S17	SENE
T09S R10E S20	SWSW
T09S R10E S28	SESE

T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SESW
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T09S R09E S27	NWSE
T09S R09E S28	SWSE
T09S R09E S29	NWNE
T09S R09E S32	SWNE
T09S R09E S34	SWNE
T09S R09E S5	NENW
T09S R09E S8	SENE

SENE

T09S R10E S17	SESW
T09S R10E S20	SESE
T09S R10E S28	SESE
T09S R10E S29	SWSE
T09S R10E S30	NWSE
T09S R10E S35	NWSE
T09S R10E S6	SWSE
T09S R10E S9	SWNE

SENE

T10S R08E S11	SWSE
T10S R08E S12	NWNW
T10S R08E S13	NWSW
T10S R08E S22	NENE
T10S R08E S24	NWSW
T10S R08E S26	NESE
T10S R08E S6	SWNE
T10S R09E S1	SESE
T10S R09E S11	SENE
T10S R09E S13	SWNE
T10S R09E S15	SESW
T10S R09E S16	SESW
T10S R09E S18	SENE
T10S R09E S22	NWSW
T10S R09E S23	NESW
T10S R09E S24	NENW
T10S R09E S25	NESE
T10S R09E S26	SWNE
T10S R09E S27	NESW
T10S R09E S28	NWNW
T10S R09E S29	NWSW
T10S R09E S3	NWSE
T10S R09E S33	NWNW
T10S R09E S35	NWSE
T10S R09E S6	SENE
T10S R09E S7	SESW
T10S R09E S9	SWNW
T10S R10E S10	SWSW
T10S R10E S11	NESE
T10S R10E S14	NESE
T10S R10E S15	NWNE
T10S R10E S16	SWNW
T10S R10E S17	NENW
T10S R10E S19	NESW
T10S R10E S20	NENE
T10S R10E S21	SWSE
T10S R10E S29	SWSE
T10S R10E S33	NWSE
T10S R10E S4	SWNW
T10S R10E S5	SWNW
T10S R10E S7	SWNE
T10S R10E S9	NENW
T11S R09E S11	NENE
T11S R09E S13	SESE
T11S R09E S14	NESE
T11S R09E S3	NENW
T11S R09E S4	NENW
T11S R10E S19	NESW

Place Of Use WILDLIFE

STORAGE

T11S R09E S14	SESW
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Place Of Use STOCKWATER
STORAGE

T11S R09E S14 SENW

Remark: Applicant agrees to
mitigate consumptive use in the future
as needed

Permits will be subject to all prior water
rights. Protests may be submitted
based on the criteria of Sec 42-203A,
Idaho Code.

Any protest against the approval of
this application must be filed with the
Director, Dept of Water Resource,
Western Region, 2735 Airport
Wy, Boise ID 83705 together with a
protest fee of \$25.00 for each application
on or before 06/03/2002. The
protestant must also send a copy of the
protest to the applicant

KARL J DREHER, Director

RECEIVED

MAY 31 2002

WATER RESOURCES
WESTERN

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2 That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3 That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

said newspaper, in TWO (2)
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

May 15, and 22, 2002

SIGNED: _____

STATE OF IDAHO)
COUNTY OF OWYHEE)

On this 29th day of May in the year of 2002 before me, a

Notary Public, personally appeared JOE E. AMAN
known or identified to me to be the person whose name subscribed to the within instrument,
and being by me duly sworn, declared that the statements therein are true, and acknowledged
to me that he executed the same.

Shirley Mawherney
Notary Public for Idaho

Residing at Homedale, Idaho

My commission expires 10/10/06





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 22, 2002

BOB MALLIS
BLM
3948 DEVELOPMENT AVE
BOISE ID 83705

Re: Application for Water Right No. 51-12959 in the Name of Frank L Bachman and Echo Water Users.

Dear Sir:

Enclosed is a copy of the above-referenced application for permit. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application, your written protest along with the \$25.00 protest fee must be received in this office by June 3, 2002.

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

Sincerely,

Lori Graves

LG:lm

Encl.: Copy of Application

REC'D - DWR

MAY 15 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 22, 2002

BOB SNAPP AND BRYCE TAYLOR
ID DEPT OF LANDS
PO BOX 83720
BOISE ID 83720-0050

Re: Application for Water Right No. 51-12959 in the Name of Frank L Bachman and Echo Water Users.

Dear Sir:

Enclosed is a copy of the above-referenced application for permit. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application, your written protest along with the \$25.00 protest fee must be received in this office by June 3, 2002.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Lori Graves', is written over a horizontal line.

Lori Graves

LG:lm

Encl.: Copy of Application

MAILED 05/23/02

208-334-2190



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 10, 2002

Legal Notice Department

Owyhee Avalanche

PO Box 97

Homedale ID 83628

RE: Application for Permit No. 51-12959

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 06/03/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FAX TRANSMITTAL COVER SHEET

FAX NUMBER (208) 334-2348

DATE: 5-10-02

TO: Dwight Avalard

FROM: IDWR - Western Region

DOCUMENT DESCRIPTION/NOTES: Legal ad

TOTAL PAGES SENT: 12 + COVER SHEET

CONTACT: Sue Taylor



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 10, 2002

Legal Notice Department

Owyhee Avalanche

PO Box 97

Homedale ID 83628

RE Application for Permit No 51-12959

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill Please send the affidavit and bill to this office before 06/03/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

RECEIVED

MAY 16 2002

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

51-12959

ECHO WATER USERS ASSOC INC
C/O FRANK BACHMAN
PO BOX 186
BRUNEAU ID 83604
FRANK BACHMAN
PO BOX 186
BRUNEAU ID 83604

Point(s) of Diversion SWNWSW S23 T11S R09E OWYHEE County Source GROUND WATER

Use	STOCKWATER	01/01 To 12/31	0.11 CFS	
Use	STOCKWATER STORAGE	01/01 To 12/31		3 AFA
Use	STOCKWATER FROM STORAGE	01/01 To 12/31		3 AFA
Use	WILDLIFE STORAGE	01/01 To 12/31		3 AFA
Use	WILDLIFE FROM STORAGE	01/01 To 12/31		3 AFA
Use	DOMESTIC	01/01 To 12/31	0.04 CFS	
Use	DIVERSION TO STORAGE	01/01 To 12/31	0.11 CFS	
	Total Diversion:		0.11 CFS	3 AFA

Date Filed 04/12/2002

APPROPRIATION
FILED 4/16/2002

Place Of Use STOCKWATER

T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SENW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW
T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE NENW SWSE
T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SENW
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SENW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW
T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE NENW SWSE
T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE

7/23/11 10:11 AM

7/23/11 10:11 AM

T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SENE
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T09S R09E S27	NWSE
T09S R09E S28	SWSE
T09S R09E S29	NWNE
T09S R09E S32	SWNE
T09S R09E S34	SWNE
T09S R09E S5	NENW
T09S R09E S8	SENE SENW
T09S R10E S17	SENE
T09S R10E S20	SWSW
T09S R10E S28	SESE
T09S R10E S29	SWSE
T09S R10E S30	NWSE
T09S R10E S35	NWSE
T09S R10E S6	SWSE
T09S R10E S9	SWNE SENE
T10S R08E S11	SWSE
T10S R08E S12	NWNW
T10S R08E S13	NWSW
T10S R08E S22	NENE
T10S R08E S24	NWSW
T10S R08E S26	NESE
T10S R08E S6	SWNE
T10S R09E S1	SESE
T10S R09E S11	SENE
T10S R09E S13	SWNE
T10S R09E S15	SENE
T10S R09E S16	SENE
T10S R09E S18	SENE
T10S R09E S22	NWSW
T10S R09E S23	NESW
T10S R09E S24	NENW

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T10S R09E S25	NESE
T10S R09E S26	SWNE
T10S R09E S27	NESW
T10S R09E S28	NWNW
T10S R09E S29	NWSW
T10S R09E S3	NWSE
T10S R09E S33	NWNW
T10S R09E S35	NWSE
T10S R09E S6	SENE
T10S R09E S7	SENW
T10S R09E S9	SWNW
T10S R10E S10	SWSW
T10S R10E S11	NESE
T10S R10E S14	NESE
T10S R10E S15	NWNE
T10S R10E S16	SWNW
T10S R10E S17	NENW
T10S R10E S19	NESW
T10S R10E S20	NENE
T10S R10E S21	SWSE
T10S R10E S29	SWSE
T10S R10E S32	SWSW
T10S R10E S33	NWSE
T10S R10E S4	SWNW
T10S R10E S5	SWNW
T10S R10E S7	SWNE
T10S R10E S9	NENW
T11S R09E S11	NENE
T11S R09E S13	SESE
T11S R09E S14	NESE
T11S R09E S16	NWSE SESE
T11S R09E S22	NESE
T11S R09E S23	NWSW SWSW
T11S R09E S3	NENW
T11S R09E S4	NENW
T11S R10E S19	NESW
Place Of Use	DOMESTIC
T11S R09E S23	NWSW

Place Of Use STOCKWATER FROM STORAGE

T07S R08E S24	NENE
T08S R07E S15	SWSW
T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SESW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW
T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE NENW SWSE
T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SESW
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T09S R09E S27	NWSE
T09S R09E S28	SWSE
T09S R09E S29	NWNE
T09S R09E S32	SWNE
T09S R09E S34	SWNE
T09S R09E S5	NENW
T09S R09E S8	SENE SENW
T09S R10E S17	SESW
T09S R10E S20	SWSW
T09S R10E S28	SESE
T09S R10E S29	SWSE
T09S R10E S30	NWSE
T09S R10E S35	NWSE

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

T10S R10E S33	NWSE
T10S R10E S4	SWNW
T10S R10E S5	SWNW
T10S R10E S7	SWNE
T10S R10E S9	NENW
T11S R09E S11	NENE
T11S R09E S13	SESE
T11S R09E S14	NESE
T11S R09E S3	NENW
T11S R09E S4	NENW
T11S R10E S19	NESW

Place Of Use WILDLIFE FROM STORAGE

T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SENW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW
T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE NENW SWSE
T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SENW
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T09S R09E S27	NWSE
T09S R09E S28	SWSE
T09S R09E S29	NWNE
T09S R09E S32	SWNE
T09S R09E S34	SWNE
T09S R09E S5	NENW
T07S R08E S24	NENE
T08S R07E S15	SWSW
T08S R07E S21	SESW
T08S R07E S29	SENW
T08S R07E S32	SESE
T08S R07E S34	NWSE
T08S R09E S29	NWNW
T08S R09E S32	NESW
T08S R09E S4	NWNW

T09S R07E S2	SESW
T09S R07E S20	NWSE
T09S R07E S24	NENE NENW SWSE
T09S R07E S26	NWSW
T09S R07E S34	NESE
T09S R07E S8	SESE
T09S R08E S30	SWSE
T09S R09E S1	SWNE
T09S R09E S10	NWNW
T09S R09E S11	SESE
T09S R09E S2	SWSE
T09S R09E S20	SENE
T09S R09E S23	NWSE
T09S R09E S25	NESW
T09S R09E S26	SESE
T09S R09E S27	NWSE
T09S R09E S28	SWSE
T09S R09E S29	NWNE
T09S R09E S32	SWNE
T09S R09E S34	SWNE
T09S R09E S5	NENW
T09S R09E S8	SENE SENW
T09S R10E S17	SENE
T09S R10E S20	SWSW
T09S R10E S28	SESE
T09S R10E S29	SWSE
T09S R10E S30	NWSE
T09S R10E S35	NWSE
T09S R10E S6	SWSE
T09S R10E S9	SWNE SENE
T10S R08E S11	SWSE
T10S R08E S12	NWNW
T10S R08E S13	NWSW
T10S R08E S22	NENE
T10S R08E S24	NWSW
T10S R08E S26	NESE
T10S R08E S6	SWNE
T10S R09E S1	SESE
T10S R09E S11	SENE
T10S R09E S13	SWNE

T10S R09E S15	SENW
T10S R09E S16	SENW
T10S R09E S18	SENE
T10S R09E S22	NWSW
T10S R09E S23	NESW
T10S R09E S24	NENW
T10S R09E S25	NESE
T10S R09E S26	SWNE
T10S R09E S27	NESW
T10S R09E S28	NWNW
T10S R09E S29	NWSW
T10S R09E S3	NWSE
T10S R09E S33	NWNW
T10S R09E S35	NWSE
T10S R09E S6	SENE
T10S R09E S7	SENW
T10S R09E S9	SWNW
T10S R10E S10	SWSW
T10S R10E S11	NESE
T10S R10E S14	NESE
T10S R10E S15	NWNE
T10S R10E S16	SWNW
T10S R10E S17	NENW
T10S R10E S19	NESW
T10S R10E S20	NENE
T10S R10E S21	SWSE
T10S R10E S29	SWSE
T10S R10E S32	SWSW
T10S R10E S33	NWSE
T10S R10E S4	SWNW
T10S R10E S5	SWNW
T10S R10E S7	SWNE
T10S R10E S9	NENW
T11S R09E S11	NENE
T11S R09E S13	SESE
T11S R09E S14	NESE
T11S R09E S3	NENW
T11S R09E S4	NENW
T11S R10E S19	NESW

Place Of Use WILDLIFE STORAGE

T11S R09E S14 SENW

Place Of Use: STOCKWATER STORAGE

T11S R09E S14 SENW

Remark: Applicant agrees to mitigate consumptive use in the future as needed

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 06/03/2002. The protestant must also send a copy of the protest to the applicant.

and 22, 2002

KARL J DREHER, Director Published in the Owyhee Avalanche on May 15

RECEIVED

APR 12 2002

REQUEST TO PROCESS

WATER RESOURCES
WESTERN REGION

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant

FRANK L. BACHMAN AND ECHO WATER USERS, ASSOC.

Mailing Address

PO BOX 186

BRUNEAU, ID. 83604

Application No.
(if known)

 IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

 PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

X WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Frank L. Bachman

Date

1-30-01

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

MICROSOFT

APR 11 2002

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APR 12 2002

WATER RESOURCES
WESTERN REGION

IDAHO DEPARTMENT OF LANDS

SOUTH CENTRAL IDAHO AREA OFFICE
329 Washington Street
P.O. Box 149
Gooding, ID 83330
Phone (208) 934-5606 Fax (208) 934-5362

WINSTON WIGGINS - DIRECTOR

BOARD OF LAND
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Attorney General

J D WILLIAMS
State Controller

MARILYN HOWARD
Sup'l of Public
Instruction

October 1, 2001

Frank and Cindy Bachman
P.O. Box 186
Bruneau, ID 83604

Dear Frank & Cindy

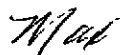
After review of the pipeline request submitted it was discovered the project ends on the state section rather than going on through. Therefore, all you will need from us in an improvement permut which comes free of charge. I have drawn up and attached the permut and you may proceed at any time

We can grant improvement credit only if you allow us a water right. A water right would guarantee us the use of the project even if you lose the lease. Obviously, if you were to loose the lease and then shut the water off there would be no value in the trough or waterline

If we do not grant improvement credit, due to a lack of water right, you would be allowed to remove the trough and line if you loose the lease. Removal may not be practical depending on the condition and cost to remove but that decision can be made if the situation arises.

Good luck on this worthy project

Sincerely,



MAX. HALL
Resource Manager, Range-Sr

KEEP IDAHO GREEN
PREVENT WILDFIRE

EQUAL OPPORTUNITY EMPLOYER



PERMIT FOR CONSTRUCTION OF IMPROVEMENT

Project Number:	L-7-5-02	Date:	October 1, 2001
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Lease Number:	G-7429	Legal Description:	T 11S., R 9E Sec. 16 SE1/4
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Permission is hereby granted to:

Name:	Frank Bachman	Telephone:	845-2090
Street:	P.O. Box 186		
City:	Bruneau, ID 83604		

Description of construction of improvement (attach scale plats, drawings, plat plans and specifications):

To install a two-inch stockwater pipeline, storage reservoir and water trough on the above described state of Idaho land located as shown on the attached map.

Areas disturbed by excavation activities are to be seeded down with suitable dryland grass species.

Improvement credit will be allowed at 36% of project cost. The remaining 64% is federal cost share, and will be allowed only if lessee allows a water right to the state.

Improvement crediting will be in accordance with IDAPA 20.03.14, Rules and Regulations Governing Grazing Leases and Cropland Leases.

Estimated Completion Date:

Bond:	No	X		
	Yes		Amount:	

Max L. Lee
Area Representative

Distribution:
 Director's Office _____
 Area Office _____
 Lessee _____

NOTED
 10/1/01

[Project #]
[Lease #]
 IDL Form 1507 (1-97)