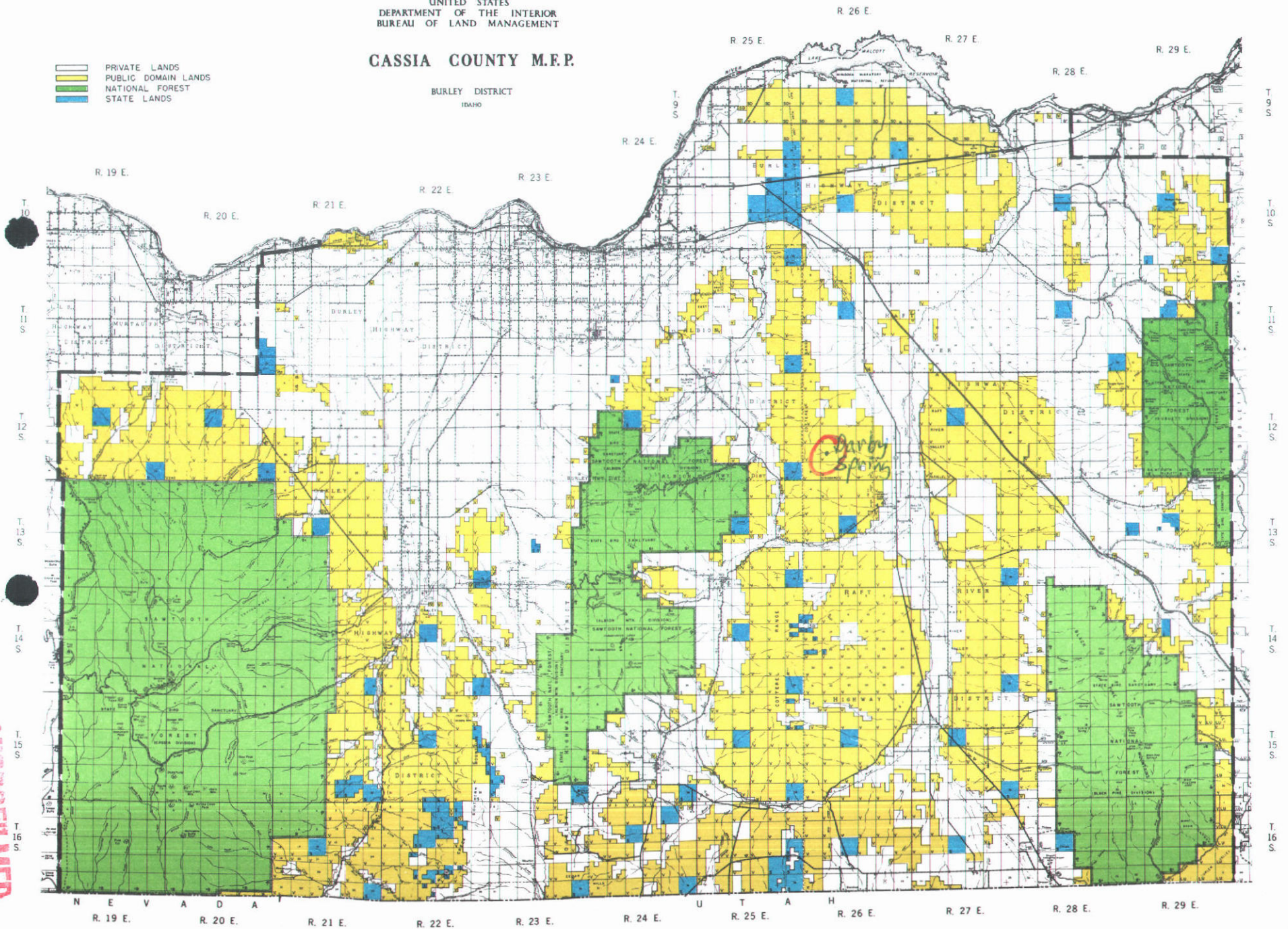


UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

CASSIA COUNTY M.E.P.

BURLEY DISTRICT
IDAHO

- PRIVATE LANDS
- PUBLIC DOMAIN LANDS
- NATIONAL FOREST
- STATE LANDS



RECEIVED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Mary Summers, being first

duly sworn, deposes and says that s/he is the

Clerk

of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for Two

consecutive weeks, commencing with the issue

dated November 12 th 1981, and ending

with the issue dated November 19 th 1981

Mary Summers

Subscribed and sworn to before me

this _____ day of _____

19_____.

Thomas M. Peterson Notary Public

Cost of Publication \$ 6.50

Notary Fee _____

Total Cost \$ 6.50

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1985.

43-7174

U.S. DEPT. OF INTERIOR, BUREAU OF LAND
MGMT., 230 COLLINS RD., BOISE, ID. 83702.
Source: UPPER DARBY SPRING tributary to DARBY
CANYON. Date Filed: 10/15/1981. Amount: 0.01
CFS. Diversion Point: NWSW Sec 29 T 12S R 26E,
CASSIA Co. Use: STOCKWATER (0.01 CFS) from
05/01 to 08/15. WILDLIFE (0.01 CFS) from 01/01
to 12/31. Place of Use: NWSW Sec 29 T 12S R 26
E. Diversion Means: HEADBOX, PIPE, TROUGH.

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No 43-7174 Priority October 15, 1981 Amount 0.01 cfs

THIS IS TO CERTIFY, that U.S. Dept. of Interior, Bureau of Land Management
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 43-7174 issued pursuant to Application for Permit dated October 15, 1981,
and has submitted proof to the Department of Water Resources on July 26, 1982,
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 0.01 cfs of water from Upper Darby Spring,
tributary to Darby Canyon, 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>May 1</u> to <u>August 15</u> at <u>0.01</u> cfs and <u>2.1 acre feet</u>			
<u>Wildlife</u> from <u>January 1</u> to <u>December 31</u> at <u>0.01</u> cfs and <u>2.1 acre feet</u>			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.01 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
2.1 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29,
Twp 12S, Rge 26E in the County of Cassia

Description and location of place of use:

Twp	Range	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
12S	26E	29									X								

Total number of acres irrigated _____

CONDITIONS OF APPROVAL

a. 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.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7TH day of MARCH, 19 85.

Acting for the Director

Norman C Young

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Bureau of Land Management Phone 208-678-5514

Post office address Route 3, Box 1 Bureau of Land Management

2. Source of water supply Upper Darby Spring which is a tributary of Darby Canyon

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29 Township 12 S

Range 26E B.M. Cassia County, additional points of diversion if any:

none

4. Water will be used for the following purposes:

Amount .01 ~~.003~~ for livestock purposes from 5/1 to 8/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .002 ~~.01~~ for wildlife purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .005 .01 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A concrete head box collects the spring water and a 30' pipe takes that water to the 500 gallon trough.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is one years (minimum 1 year — maximum 5 years).

8. Description of proposed uses

a. If water is **not** for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29 Township 12 S

Range 26E B.M.

(2) Amount of power to be generated: 0 horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 1086 cattle

(4) Name of municipality to be served N.A., or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: To water wildlife

RECORDED

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

[illegible]

Total number of acres to be irrigated

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

9. a. Who owns the property at the point of diversion Bureau of Land Management

b. Who owns the land to be irrigated or place of use Bureau of Land Management

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

10. Remarks Measured flow from spring on 7/16/81 was .008 CFS

31

(Applicant) Raft River Resource
Area Manager

Proposed Priority 10/15/1981

marya *10-22-81* *4:30 #*
Received by *JF* Date *10-15-81* Time *830*
Preliminary check by *JP* Fee \$ *5.00* *LD- 9,2-1-1-2*
Received by *sq* Date *1-22-82* # *21712*
Publication prepared by *marya* Date *11/6/81*
Published in *south ida press*
Publication dates *11/12 & 11/19/81*
Publication approved *marya* Date *11/10/81*
Protests filed by: *None*

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for *approval* denial by *ADM* *Jan*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 43-7174, 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 March 1, 19 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this *3rd* day of February, 19 82.

J. Glen Saxton
Chief, Operations Bureau

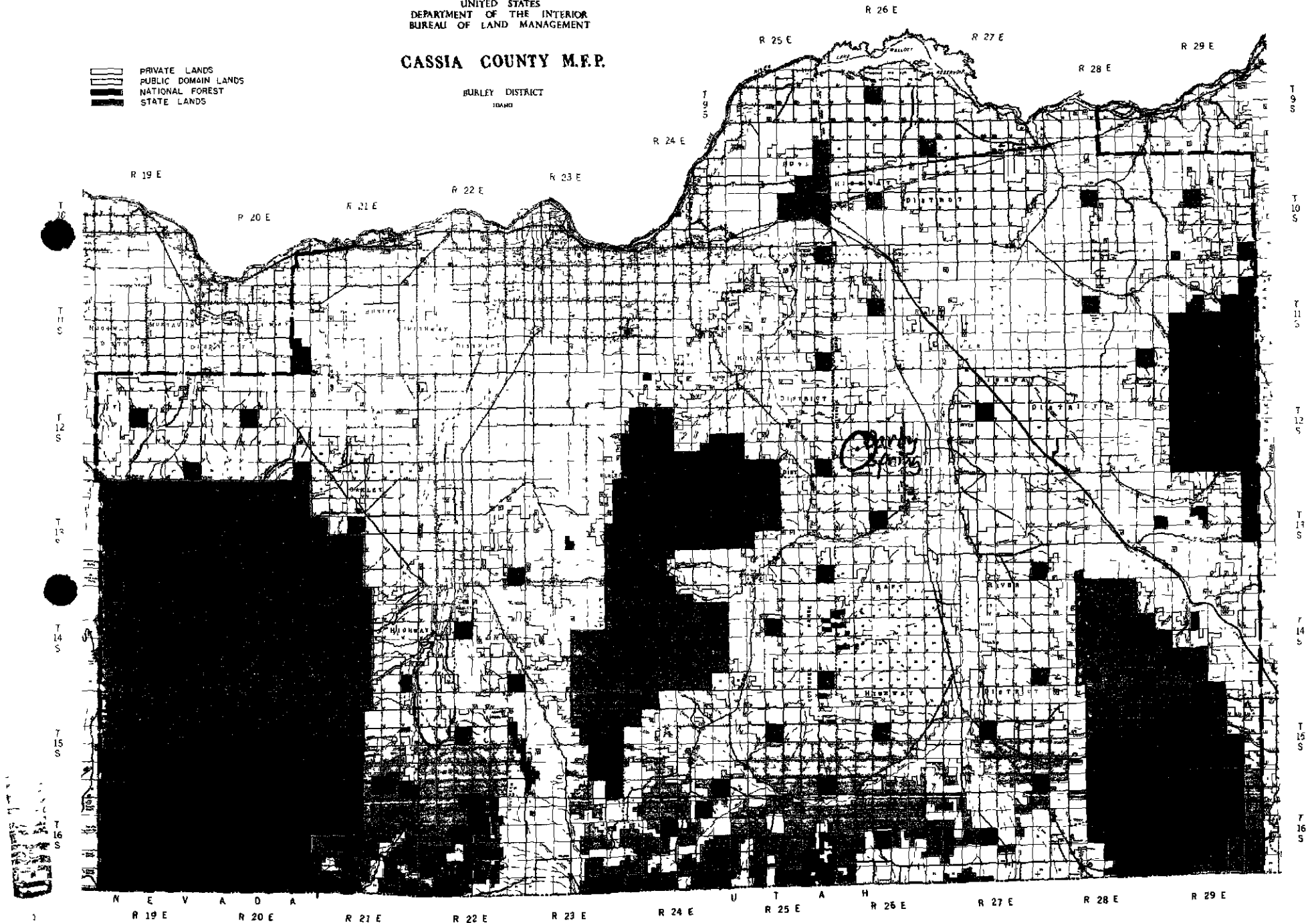
RECEIVED

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

CASSIA COUNTY M.F.P.

BURLEY DISTRICT
IDAHO

PRIVATE LANDS
PUBLIC DOMAIN LANDS
NATIONAL FOREST
STATE LANDS





UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
BOISE, IDAHO

STATE OF IDAHO

RECEIVED
NOV 10 1964

CASSIA COUNTY - MFP

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss

Mary Summers, being first

duly sworn, deposes and says that she is the

Clerk

of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for Two

consecutive weeks, commencing with the issue

dated November 12 th 19 81, and ending

with the issue dated November 19 th 19 81

Mary Summers

Subscribed and sworn to before me

this day of

19

Thomas M. Peterson Notary Public

Cost of Publication \$ 6.50

Notary Fee

Total Cost \$ 6.50

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1935.

43-7174

U.S. DEPT. OF INTERIOR, BUREAU OF LAND
MGMT., 230 COLLINS RD., BOISE, ID 83702
Source: UPPER DARBY SPRING tributary to DARBY
CANYON Date Filed 10/15/1981 Amount: 0 01
CFS. Diversion Point NWSW Sec 29 T 12S R 26E,
CASSIA Co. Use: STOCKWATER (0 01 CFS) from
05/01 to 08/15 WILDLIFE (0 01 CFS) from 01/01
to 12/31 Place of Use NWSW Sec 29 T 12S R 26
E. Diversion Means, HEADBOX, PIPE, TROUGH

RECEIVED

**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse
Boise, Idaho 83720
(208) 334-4440

March 11, 1985

RE: Permit Nos. 72-7135, 57-7345, 43-7174

U.S. Dept. of Interior
Bureau of Land Management
3380 Americana Terrace
Boise, ID 83706

Gentlemen:

Enclosed are copies of the Water Right Licenses issued on the above referenced permits.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

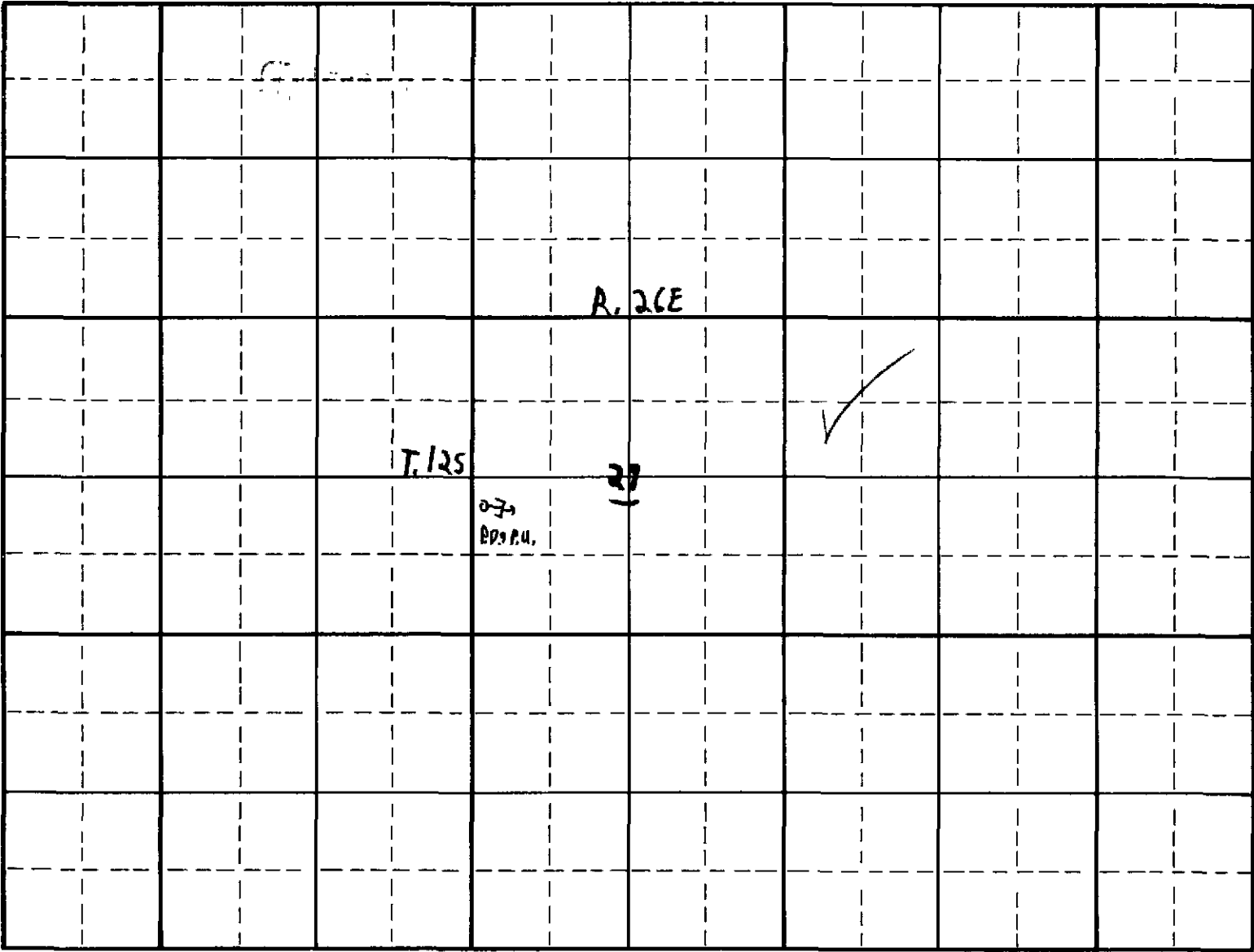
JJ:sc

Enclosures

FILED

50 deer use development from mar 16 - Nov 15 150 deer from Nov 16 - Mar 15
Mgt. Objective is to increase herd by 25% in next 10 yrs. - - - - -

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 SW 1/4 Sec. 29 T. 12S R. 26E

Place(s) 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	
12S	26E	29										X							

Recommended Amendments:

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

Examiner's Signature J. Stanton

Checked by Terry D. Blum

Approved by Kay Walker

Date 9-20-82

Date 12-16-82

Date 10-29-84

212



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

Mr. Robert L. Johnson
Department of Land Use
and Planning
Twin Falls, Idaho

Re: Permit - 43-7130 - 43-7130 -
43-7130 -

- 43-7174

7
171

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

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

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Sr. Water Resource Agent

WICK

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 43-7174

Name(s) of Permit Holder Bureau of Land Management

Post Office Address Route 3, Box 1

Burely, Idaho 83318 Tel. No. 208-678-5514

Source of Water Upper Darby Spring

Extent of Use. ☐ Domestic (number of households)
☒ Stockwater 1086 cattle (number and type of stock)
☐ Irrigation (acres)
☒ Other Wildlife

Measuring Device. Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

Access Port Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

7-23-82
Date

James C. Noble
Signature of Permit Holder

~~Bureau of Land Management~~

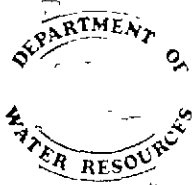
~~Route 3, Box 1~~

~~Burley, Idaho 83318~~

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

February 11, 1982

RE: Water Right Permits

State Hydrologist
Bureau of Land Management
Idaho State Office
Box 042, Federal Building
550 W. Fort Street
Boise, ID 83724

Dear Sir:

Enclosed are copies of your approved applications for Permit Nos. 35-8007, 43-7173, 43-7174, 43-7175, 45-7485, 45-7486, 45-7487, 45-7488, 45-7489, 55-7143, 55-7144, 55-7145, 55-7146, 55-7147, 55-7148, 55-7149, 55-7150, 55-7151, 55-7152, 55-7154, 55-7155, 55-7156, 55-7157, 55-7158, 55-7159, 55-7160, 55-7161, 55-7162, 55-7163, 55-7164, 57-7292, 57-7293, 57-7294, 57-7295, 65-12432 and 65-12433.

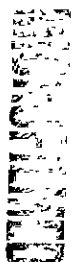
We direct your attention to the conditions of approval on the fourth pages.

We have enclosed a form entitled "Making Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop these permits into licenses.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosures



NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that the following applications have been submitted for permit to appropriate the public waters of the State of Idaho:

40-7174

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., 230 COLLINS RD., BOISE, ID 83702

Source: UPPER DARBY SPRING tributary to DARBY CANYON

Date Filed: 10/15/1981

Amount: 0.01 CFS

Diversion Point: NMSW Sec 29 T 12S R 26E. CHASEIN Co.

Use: STOCKWATER (0.01 CFS) from 05/01 to 08/15
WILDLIFE (0.01 CFS) from 01/01 to 12/31

Place of Use NMSW Sec 29 T 12S R 26E

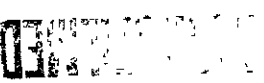
Diversion Means: HERBOX PIPE TROUGH

If issued, the permit(s) will be subject to all other water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1291 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received 30 or before NOVEMBER 30, 1981.

R. KENNETH CUMMIS

Director

Published 11/12 & 11/19/81.



43-7174
U S DEPT OF INTERIOR, BUREAU OF LAND
MGMT, 230 COLLINS RD, BOISE, ID 83702
Source UPPER DARBY SPRING tributary to DARBY
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to 12/31 Place of Use NWSW Sec 29 T 12S R 26
E Diversion Means HEADBOX, PIPE, TROUGH

*msw
11/10/81*

OK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 774-7775

NOVEMBER 5, 1981

South Idaho Press
P.O. Box 190
Burley, Idaho 83318

Gentlemen

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billings to this office before NOVEMBER 30, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.

NOV 11 1981
FBI - TWIN FALLS

IDENT. NO. 43-7174

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

USDI- BLM

INITIAL REVIEW BY: J.P. Stanton

APPLICATION NUMBER: 43- 7174

CHECK

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____
Date _____
Comments. _____

- ☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT. _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: JS Map No. CC-81
☐ Yes ☒ No Other rights on same place of use. _____
☐ Yes ☐ No* In form for advertising. N/A
☐ Yes ☒ No Final date for protests: 4/30/81
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

* FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received Date 12/12/81
☒ Application published correctly. If not, record action taken. _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district _____
☒ 10/15/81 Date of priority recommended.
Special conditions of approval or cover letter None

By: ADM Date: 12-28-81

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.
By: _____ Date: 2/1/82

RECEIVED

JAN 14 1982