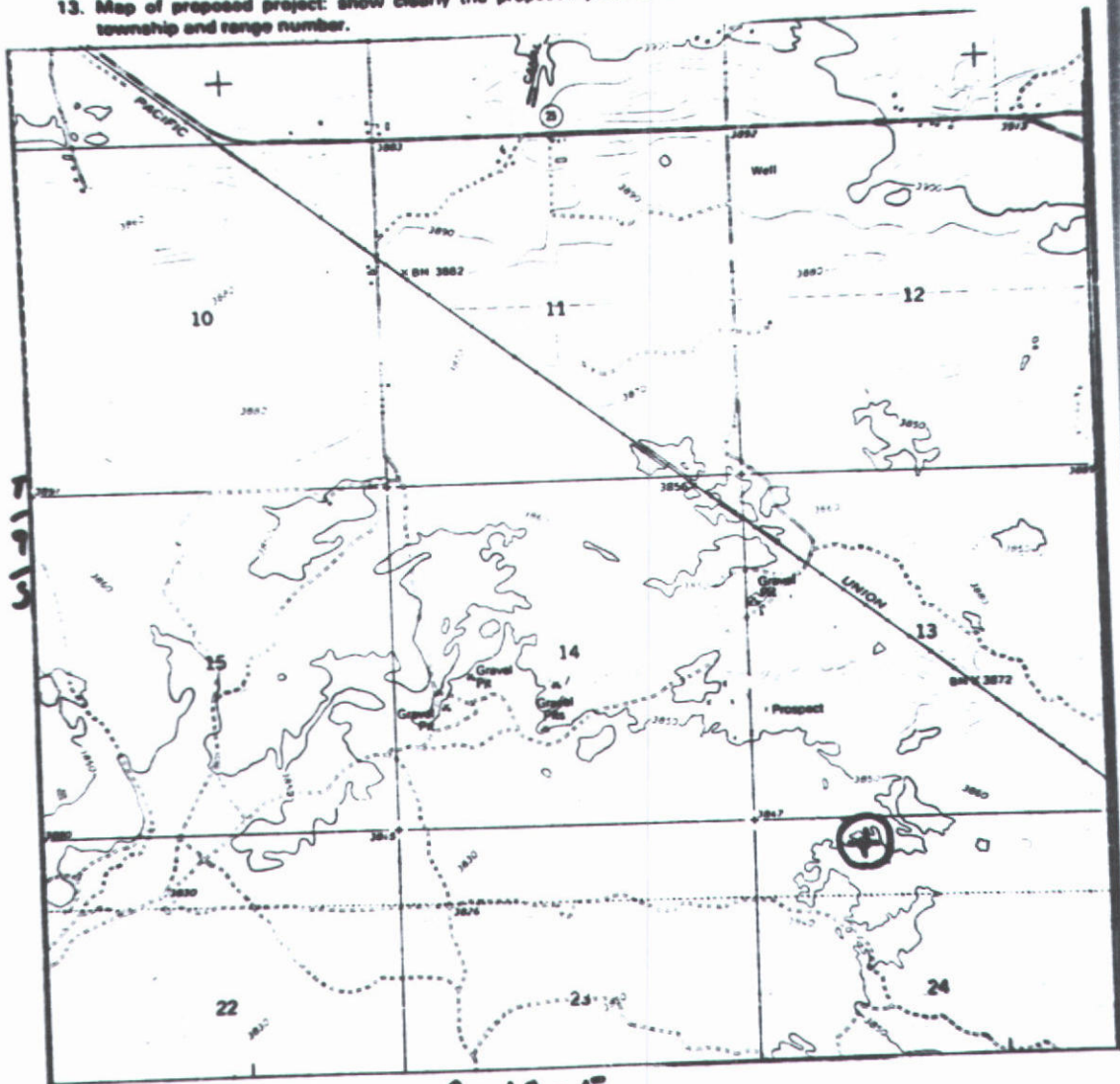


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



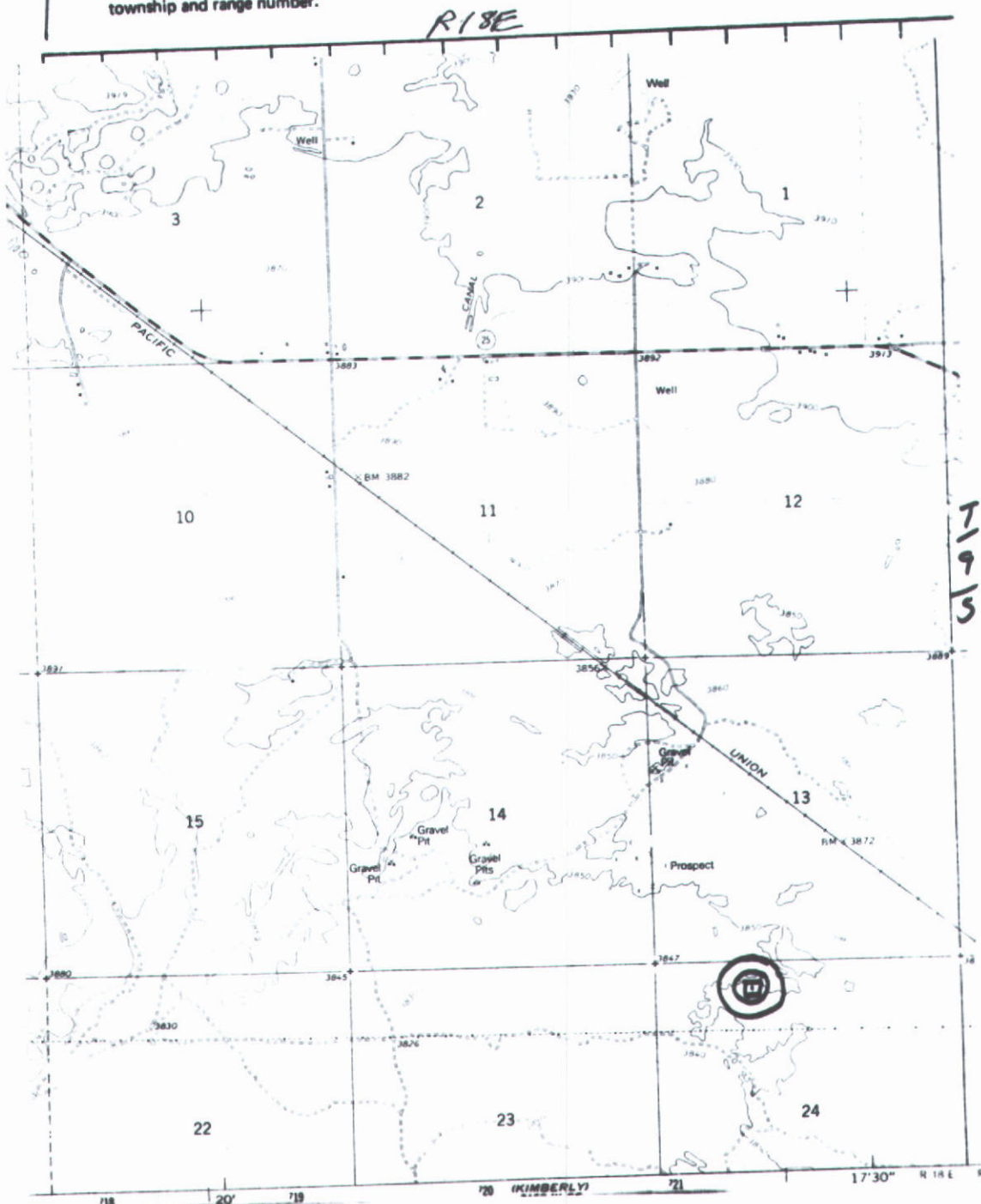
Scale 2 inches equal 1 mile.

R-13-E

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.

X. Lymbert
(Applicant)
District Manager

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



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.

John H. Zedso, Dist. Mgr.
(Applicant)

36-08339

T09S R18 E24

PERMIT 36-08339 INIT det

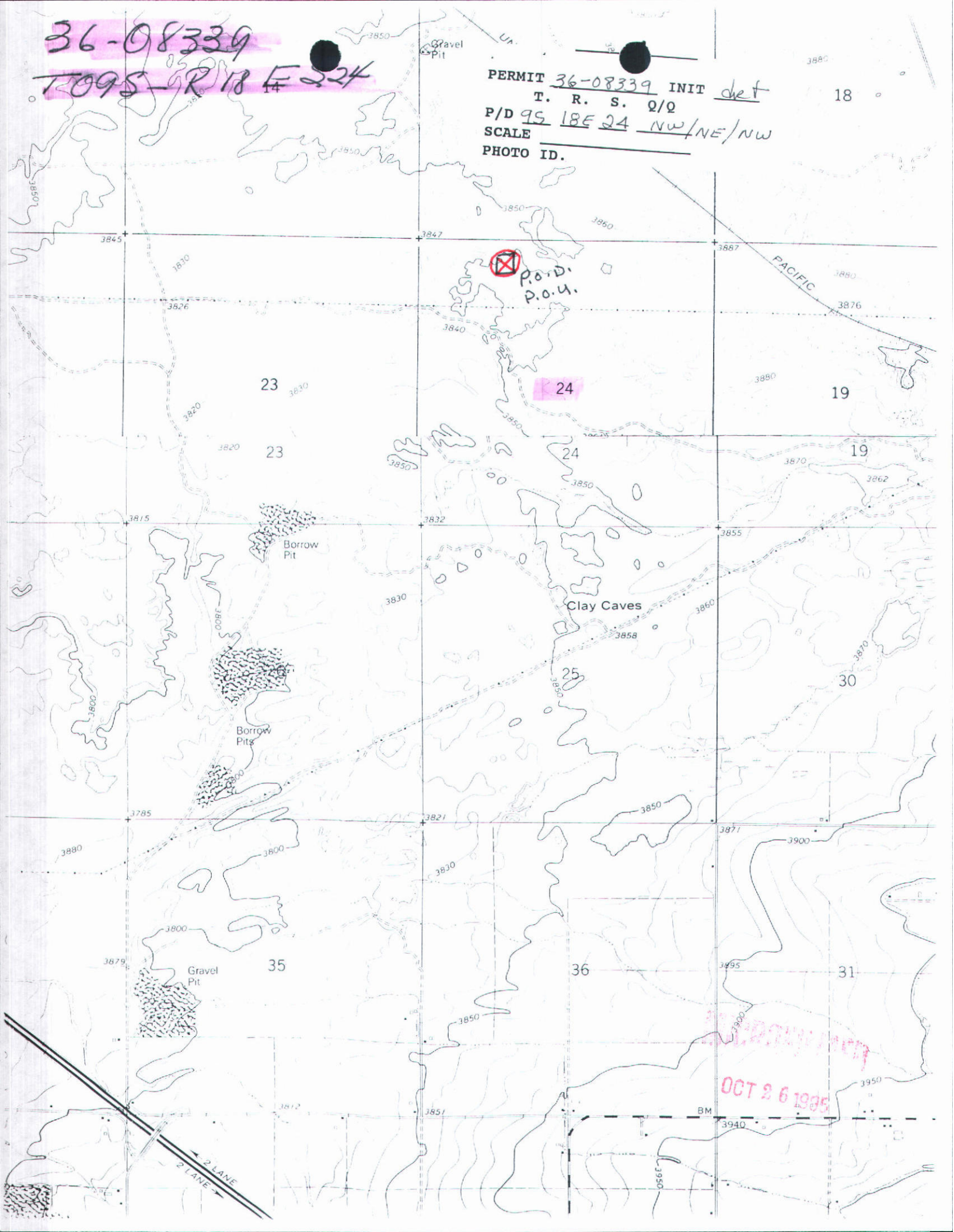
T. R. S. Q/Q

P/D 95 18E 24 NW/NE/NW

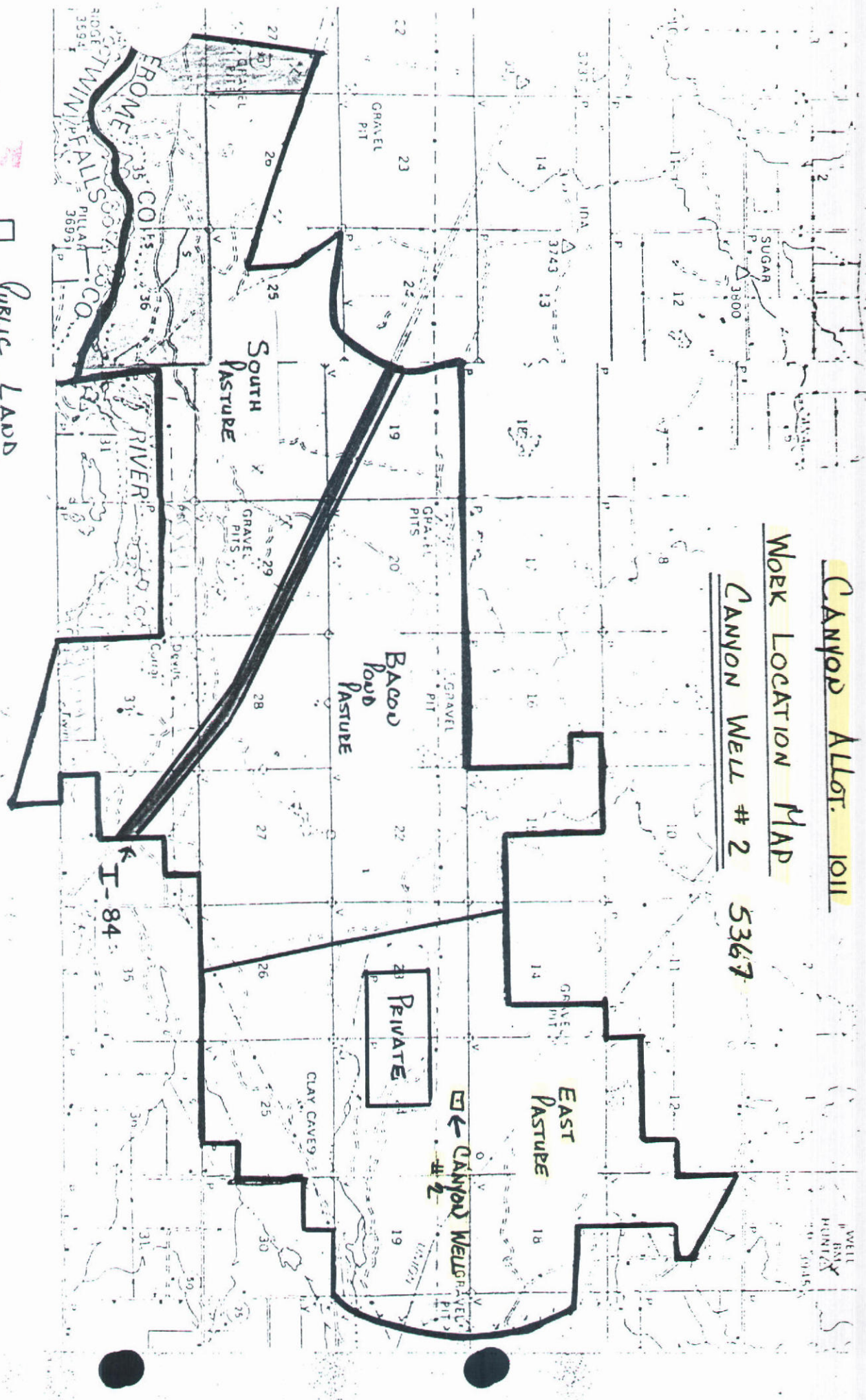
SCALE

PHOTO ID.

18



OCT 26 1995



AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,
County of Jerome

SS.

JAN 25 1988

John L. Fuller D.

being first duly sworn,
deposes and says that he is the printer (publisher) of the Jerome
North Side News, a newspaper published every week in Jerome, County
of Jerome, State of Idaho; that said newspaper has been continuously
and uninterruptedly published for a period of seventy-eight consecu-
tive weeks prior to the first publication of the annexed notice, and is
a newspaper qualified to publish legal notices as provided by act of
the 1919 session of the legislature of the State of Idaho, known as
House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication
of said advertisement was on the 16 day of Jan
1987, and the date of the last publication was on the 13
day of Jan, 1988.

John L. Fuller

Subscribed and sworn to before me this 14

day of Jan, 1988.
(SEAL)

John L. Fuller

NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line 13
Number of Lines in Notice 25
Number of Insertions 2

Lines tabular at 5/Pica
25 Lines straight at 13.00 4/Pica
25 Subsequent lines at 9.75 3/Pica
TOTAL COST 22.75

CC OF NOTICE

(Paste Here)

Ground Water
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res.
2148 4th Ave East
Twin Falls, ID
83301

NOTICE OF APPLICATION FOR WATER PERMIT
The following application has been filed to appropriate the public waters of the State of Idaho:
30-0336
U.S. DEPT. OF INTERIOR, BUREAU OF LAND MGMT., IDAHO STATE OFFICE, 3300 AMERICANA TERRACE, BOISE, ID 83706.
Source: GROUNDWATER
Division: PE: NW1/4NW Sec 24 T 08S R 18E; 1 1/2 miles North and 4 1/2 miles West of Eden.
Use: STOCKWATER (0.010 CFS) WILDLIFE (0.010 CFS)
Date Filed: Sept. 23, 1987
In: NE1/4NW Sec 24 T 08S R 18E
The permits will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East, Twin Falls, Idaho 83301 on or before January 25, 1988.
R. Keith Haggerson
Director
300226-01-00-00

No 2921

JEROME LEGAL
HOLD FOR JAN. 8, '88 issue

NOTICE OF APPLICATION
FOR WATER PERMIT

The following application has been filed
to appropriate the public waters of the
State of Idaho:

35-0330

U.S. DEPT. OF INTERIOR, BUREAU OF
LAND MGMT., IDAHO STATE OFFICE,
3985 AMERICANA TERRACE, BOISE, ID
83706.

Source: GROUNDWATER
Diversion Pt. NW1/4 Sec 24 T 08S R
18E; 1 1/2 miles North and 4 1/2 miles West of
Eden.

Use: STOCKWATER (0.010 CFS)
WILDLIFE (0.010 CFS)

Date Filed: Sept. 23, 1987

In: NENW Sec 24 T 08S R 18E

The permits will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Southern Region, 2146 Fourth Avenue
East, Twin Falls, Idaho 83301 on or before
January 25, 1988.

R. Keith Higginson
Director
393925 - M1-06-21c

Northside News

OK
MB
12/30/87

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08339

Priority: September 2, 1993

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

2.9 AF

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
PO BOX 2B
SHOSHONE ID 83330

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated September 23, 1987; and
has submitted Proof of Beneficial Use on September 2, 1993. An examination indicates
that the works have a diversion capacity of 0.030 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	05/01 to 11/01	0.01 CFS	2.8 AF
WILDLIFE	05/01 to 11/01	0.01 CFS	0.1 AF
	Totals	0.02 CFS	2.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 24, Township 09S, Range 18E
JEROME County

PLACE OF USE: STOCKWATER

TWN RGE SEC

09S 18E 24

NENW

PLACE OF USE:

WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law. OCT 26 1995
5. This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.
6. Point of diversion known as the Canyon Well #2.

State of Idaho
Department of Water Resources

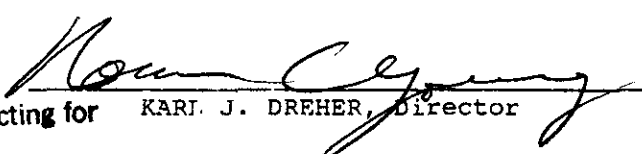
WATER RIGHT LICENSE

WATER RIGHT NO. 36-08339

CONDITIONS OF APPROVAL AND REMARKS

7. Stockwater use is for 400 range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 11TH
day of OCTOBER, 1995.

Acting for  KART. J. DREHER, Director



BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 36-08339)

IN THE NAME OF BUREAU OF LAND MANAGEMENT)

ORDER OF
REINSTATEMENT

This matter having come before the Idaho Department of Water Resources (Department), the Department finds as follows:

FINDINGS OF FACT

1. On February 29, 1988, the Director of the Department of Water Resources issued Permit No. 36-08339 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before March 1, 1990.

2. On December 31, 1989, the Department sent a proof due notice to the permit holder.

3. On March 14, 1990, the Department sent a lapse notice to the permit holder.

4. Section 42-218a.2., Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

5. The permit holder has submitted evidence to confirm that water has been put to beneficial use during the authorized development period. Evidence includes a well drillers report dated December 18, 1989. Evidence also includes Actual Grazing Reports dated March and May of 1990 indicated the amount of cattle being watered.

6. The permit holder states, in correspondence to the Department, that with the adjudication work load this proof due notice and subsequent lapse notice were simply overlooked. As soon as they discovered the error, the permit holder took the necessary steps to have the permit reinstated.

RECEIVED

SEP 28 1993

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permit.

2. The permit holder has shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 36-08339 is REINSTATED.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to September 2, 1993.

Dated this 3rd day of September, 1993.



L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

SEP 28 1993

RECEIVED

SEP 02 1993

Department of Water Resources

OFFICE USE ONLY

Amt. of Fee \$ _____

Date _____

Receipt No. _____

Receipt by _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 36-08339 Telephone No. (208) 886-2206
2. Name(s) of Permit Holder(s): USDI Bureau of Land Management
3. Mailing Address: PO Box 2B Shoshone, Idaho 83330
4. Source of Water: Groundwater

If GROUNDWATER, Well Driller's Name: Arnold Elsing Date Drilled: 12-18-89

OPTIONAL:

Pump horsepower: not known Pressure (psi): not known Dynamic pumping level (ft.): 160'

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

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

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.02 cfs OR N/A acre/feet

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

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

OR

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

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

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

Ray Kelley, Range Technician, USDI Bureau of Land Management

Name

Telephone No.

(208) 886-2206, P.O. Box 2B, Shoshone, Idaho 83330

Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

30 Aug 1993

Date

W. Bernard Janzen

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

A. D. M.

SEP 28 1993

Canyon Well #2
#5367

Form 208
6-68

Ident. No. 36-8329

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

SEP 23 1987

To appropriate the public waters of the State of Idaho

APPROVED

Department of Water Resources Bureau of Land Management

Permit No. (208) 886-2206

Post office address P.O. Box 28, Shoshone, ID 83352

2. Source of water supply Ground water which is a tributary of NA
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Govt. Lot NA
Sec. 24 Township 9 S Range 18 E S.M. Jerome County; additional
points of diversion if any: NA

4. Water will be used for the following purposes:

Amount 0.01 for livestock purposes from 5-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per season)

Amount 0.01 for wildlife purposes from 5-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per season)

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

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

5. Total quantity to be appropriated is (a) 0.02 acre-feet per season and/or (b) NA acre-feet per season

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Generator with 1 HP submersible pump with open tank type 8,000 gallon water trough.

b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total reservoir capacity NA acre-feet; period of year when water will be diverted to storage: NA to NA inclusive.

c. Proposed well diameter is 6 inches; proposed depth of well is 250 feet.

d. Is ground water with a temperature of greater than 80°F being sought? NA

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 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. NA
- b. Stockwatering: list number and kind of livestock. 500 cattle
- c. Municipal: show name of municipality. NA
- d. Domestic: show number of households. NA
- e. Other: describe fully. Wildlife: Mule Deer 15; Pronghorn 10; Upland Game

9. Description of place of use:

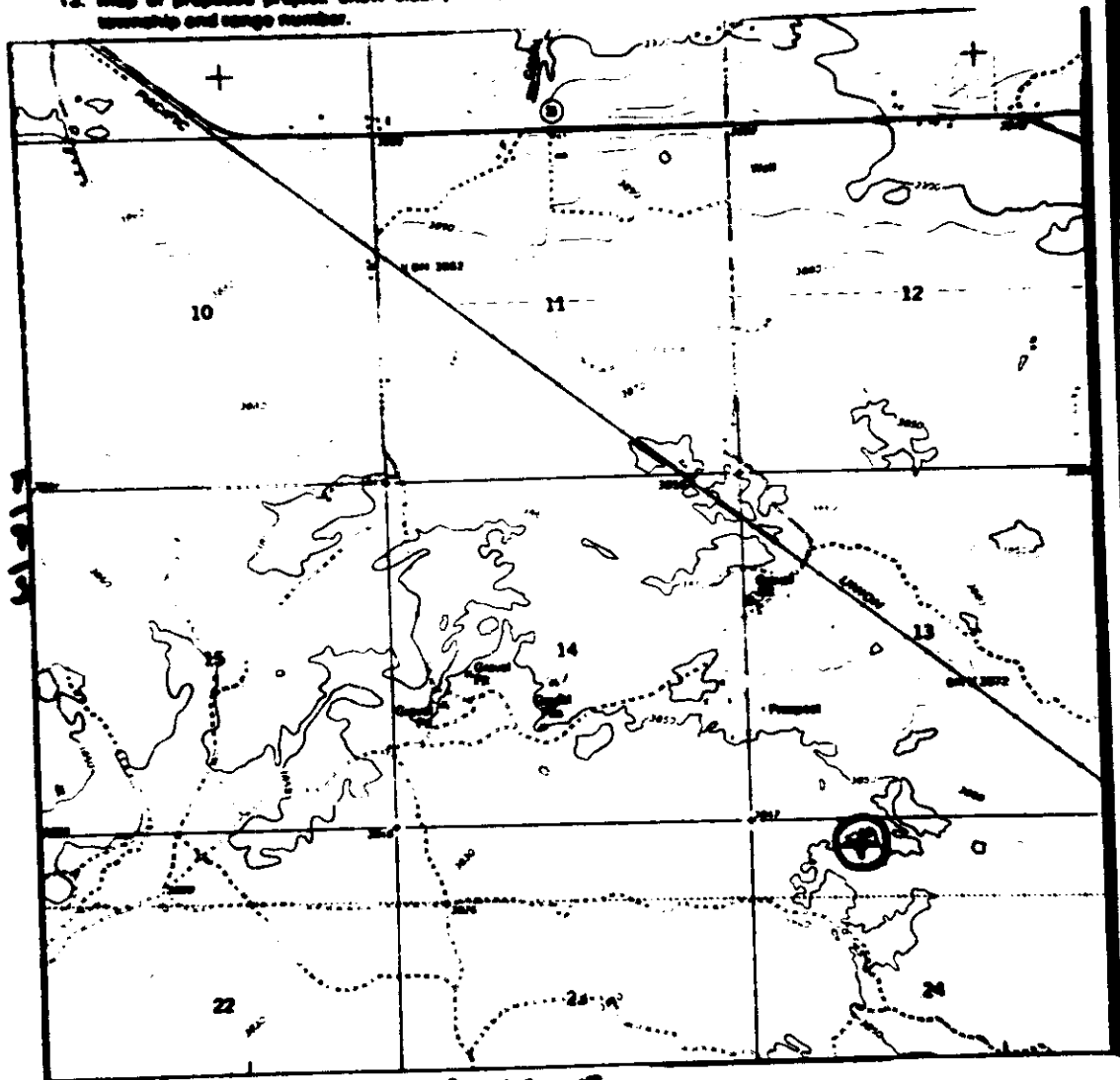
- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SE 1/4				SW 1/4				TOTALS
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	
9 S	18 E	24					S												
							W												

Total number of acres to be irrigated NA

10. Describe any other water rights used for the same purposes as described above. NA
11. 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. NA
12. Remarks: Notes: Canyon Wall #2, JDR #5367
Amount of water pumped will be 10 GPM into a 8000 gallon open trough with
the pump activated by a float type switch.

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



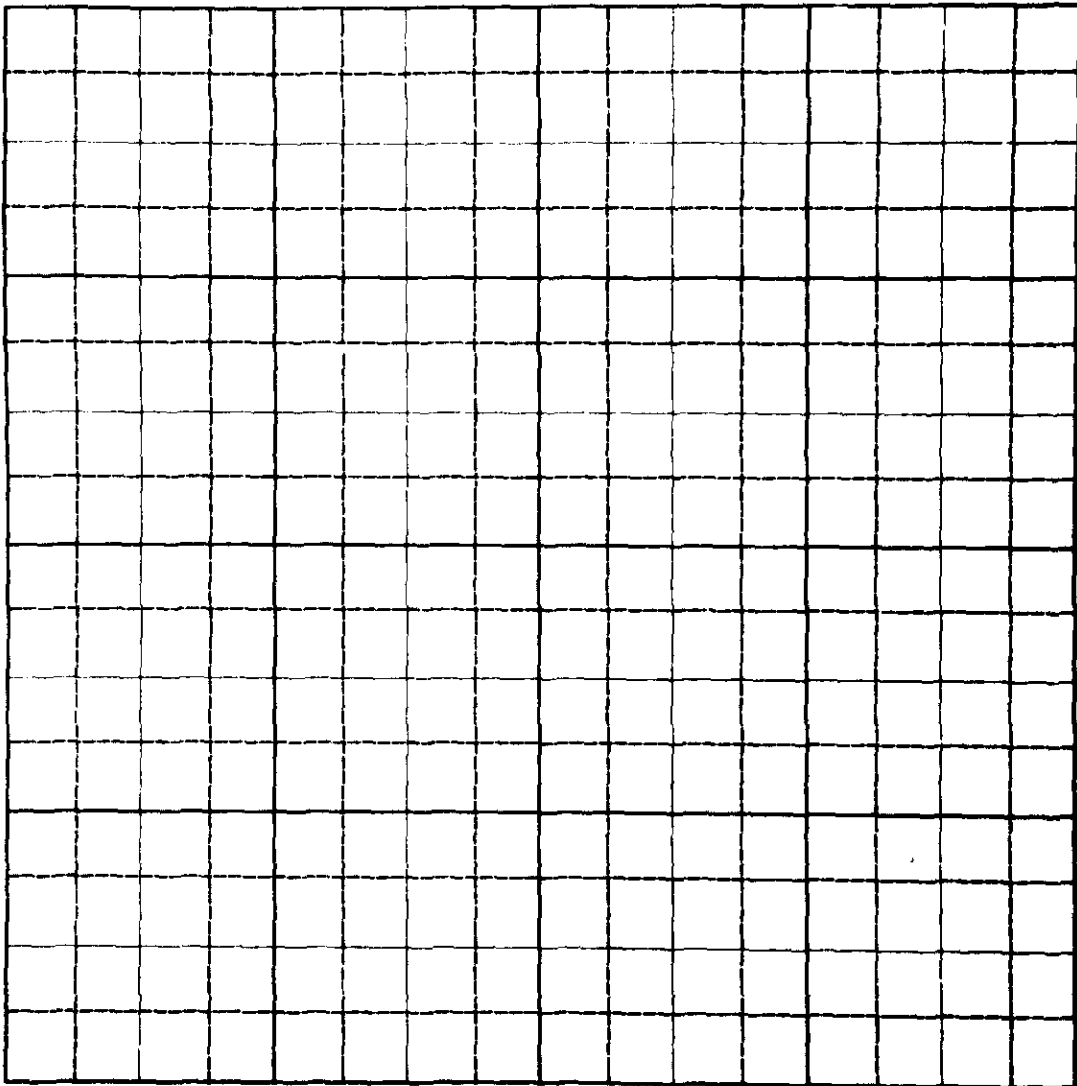
Scale Section equal 1 mile.

R-13-E

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

[Signature]
District Manager

13. 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.

(Applicant)

File:

Received by 9/23/87 Date 9/23/87 Time 9:35 Preliminary check by TB
Fee \$ 30.00 Received by ID-910 13877-0015 # 45368 Date 10-20-87
Publication prepared by M. Baldwin Date 12/16/87 Published in Northside News
Publication approved M. Baldwin Date 1/15/88

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. 36-8339, 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 90.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Witness my hand this 29th day of February, 1988.

R. Kent Higgins
Director

CANYON WELL #2
#5367

Form 202
3/76

OCT 13 1966

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No.

RECEIVED
OCT 6 1966

Department of Water Resources
Southern Region Office

To appropriate the public waters of the State of Idaho

Department of Water Resources
886-2206

1. Name of applicant Bureau of Land Management Phone 886-2206
Post office address P.O. Box 2-B, Shoshone, Idaho 83352

2. Source of water supply groundwater which is a tributary of N/A

3. Location of point of diversion is NE % of NW % of Section 24 Township 9 S.,
Range 18 E., B.M. Jerome County, additional points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 0.01 for livestock purposes from 5/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.01 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. 0.02 cubic feet per second and/or b. N/A acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Generator with 1 hp submersible pump
with open tank type 8,000 gallon watering trough.

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

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

c. Proposed well diameter is 6 inches; proposed depth of well is 240 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE % of NW % of Section 24 Township 9 S.,
Range 18 E., B.M.

(2) Amount of power to be generated: N/A horsepower under N/A feet of head.

(3) List number of each kind of livestock to be watered 500 cattle

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

(5) If water is to be used for other purposes describe: N/A

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NNW¼	SW¼	SE¼	NE¼	NNW¼	SW¼	SE¼	NE¼	NNW¼	SW¼	SE¼	NE¼	NNW¼	SW¼	SE¼	

Total number of acres to be irrigated N/A

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

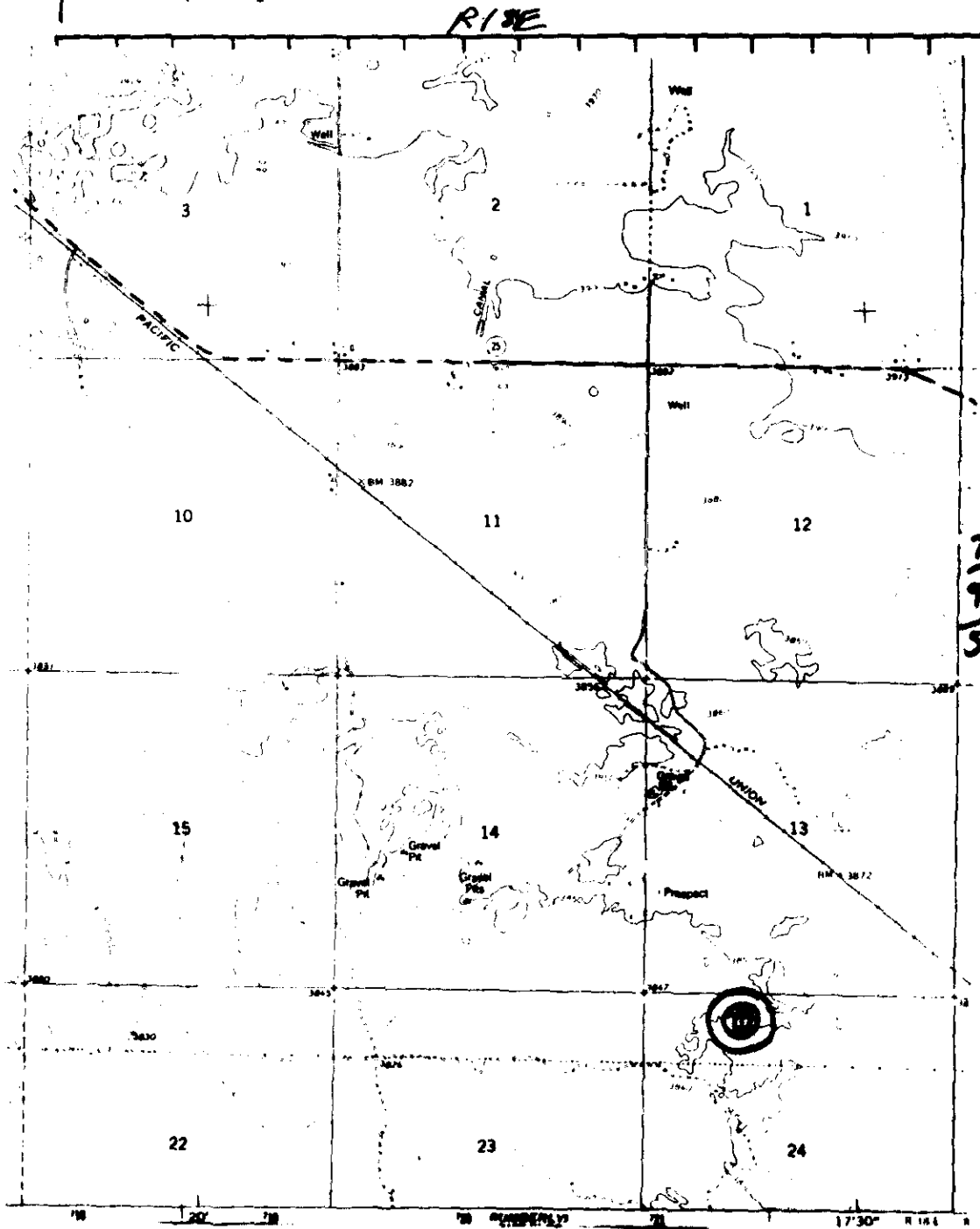
9. a. Who owns the property at the point of diversion Bureau of Land Management

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 N/A

10. Remarks NAME: Canyon Well #2, JDR #5367. Amount of water pumped will be 10 gallons per minute while filling the tank type trough. Approximately 8000 gallons.

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



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.

John H. Zetso Dist. Mgr.
(Applicant)

Received by SS Date 10/14/86 Time 2:47p
Preliminary check by _____ Fee \$ 50.00 ID-910-006-0015
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

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

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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:

This
Right has been
Decreed in the
SRBA.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 11, 1995

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
PO BOX 2B
SHOSHONE ID 83330

RE: WATER RIGHT NO. 36-08339

Dear Water Right Holder(s):

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
OCT 26 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 136-08339 DATE 10-10-95



NAME	Change OK ☒	Or Address Change? ☐
PRIORITY DATE	☒	Advance? ☒ Advanced to: <u>9-2-93</u> Order to reinstate needed? <u>Done</u> Incorrect fee for rate recommended? <u>N/A</u>
SOURCE	☒	Changes or just clarification of originally intended source? <u> </u> Notice of Intent to Void necessary? <u> </u>
POINT OF DIV	☒	Amendment needed? <u> </u> Overlaps? <u> </u>
PLACE OF USE	☒	Amendment needed? <u> </u> Overlaps? <u> </u>
DIV RATE	☒	Permit/fee limits: <u>.02 CFS</u> <u>.01-stock</u> <u>.01-WL</u> Meas Q = <u> </u> Theo Q = <u>.03</u> Recommend: <u>.02</u> <u>500 cattle (permit limit)</u> <u>400 cattle max per 2/21/90 grazing report.</u> Combined rates exceed capacity <u> </u>
ANNUAL VOLUME	☒	Volume Limit: <u> </u> Season: <u>(121) (305)</u> Calculations: <u>400 stock x (185/365) = 2.8 af</u> <u>wildlife or @ .1 af</u> Flow limit: <u> </u> cfs x <u> </u> x 1.9835 = <u> </u> Combined volumes exceed capacity/allowable <u> </u>
USES	☒	Change in Nature of Use or additional uses? <u> </u> Amendment necessary? <u> </u>
ADDITIONAL INFO		Supplemental Groundwater <u> </u> PPU Scenario <u> </u> Irr/Dom Combination <u> </u> Shared G/W System <u> </u>
NEW REMARKS	<u>YES</u>	Multiple p/d(s) in <u>1/4</u> <u>1/4</u> ? <u> </u> Other <u>PLO known as canyon well #2 & woz (20)</u>
NEW CONDITIONS	☒	Watermaster control - District <u> </u> Measuring/Locking Devices <u> </u> Irrigation Overlap <u> </u> Other <u>STANDARD BLM stockwater condition.</u> Water Quality <u> </u> Heat/Cool/Fish verified <u> </u>

COMMENTS: ① Wildlife season can be shortened here because of diversion works used.
② Exam incomplete - no volume recommendation.
③ No mention # of cattle. Use 2/21/90 grazing info @ 400 cattle.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	Adjustment Memo Needed
<u>Stockwater</u>	<u>.01</u>	<u>2.8</u>	<u>YES</u>	<u>YES</u>
<u>Wildlife</u>	<u>.01</u>	<u>.1</u>	<u> </u>	<u> </u>
<u>Total</u>	<u>.02</u>	<u>2.9</u>	<u> </u>	<u> </u>

1ST AMEND LETTER
2ND AMEND LETTER

(OBJECTION FILED TO SRBA ^{NOV-} recommendation)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 13 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-08339

1. Owner: USDI BLM Phone No. 886-2206

Current Address: P.O. Box 28 SHOSHONE ID 83330

2. Accompanied by: RAY KELLY EXAM DATE: 06-28-95

Address: Same Phone No. Same

Relationship to Permit Holder: AGENT

* 3. Source: GROUND WATER tributary to SINKS?

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NE	NW	24	9S	18E	Jerome	USGS QUAILMAP

2. Place(s) of Use:

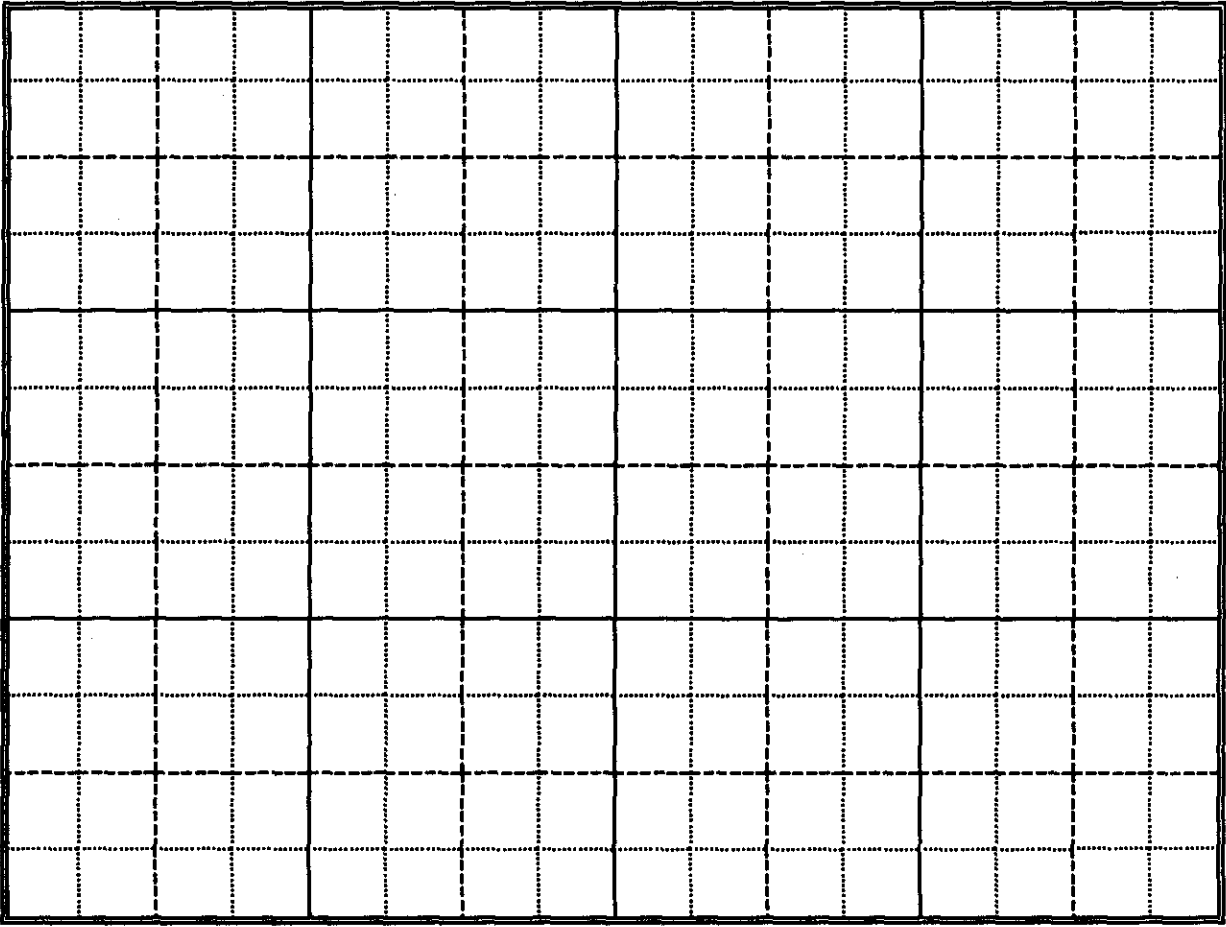
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	18E	24					NW S												
							W												

* See memo. KC

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

SEE



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

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

OCT 26 1995

E. NARRATIVE/REMARKS/COMMENTS

Canyon Well # 2
No FIELD EXAM CONDUCTED, INFORMATION CONFIRMED
BY RAY KELLY, RANGE TECH AT THE BLM OFFICE
SHOSHONE ID.

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

OCT 26 1995

F. FLOW CALCULATIONS

Measured Method:

____ Additional Computation Sheets Attached

SEE REMARKS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

SEE REMARKS

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* STOCKWATER	05-01	11-01	.01	
WILDLIFE	05-01	11-01	.01	
Totals:			.02	

2. 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

I. AUTHENTICATION

Field Examiner's Name Dallas R. Taylor Date 06-28-95

Reviewer _____ Date _____

SEAL

* No volume recommendation. BC
SEE memo.

OCT 26 1995

MEMORANDUM

TO: File 36-08339 / BLM
FROM: Brenda Chapman
DATE: October 10, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 36-08339 are based on the information below:

A. GENERAL INFORMATION

3. Source: The groundwater source does not sink.

F. FLOW CALCULATIONS

Even though there was enough information to determine the system capacity, it was not addressed in the exam.

G. VOLUME CALCULATIONS

There were no volume recommendations in the exam. The annual stockwater volume recommendation is based on information from the grazing reports submitted with Proof of Beneficial Use, showing the maximum number of stock using the facility at 400.

Annual volume: 400 cattle x .0134 = 5.4 af
Season of Use: 185/365 days x 5.4 af = 2.8 af

Unless a greater amount can be justified, the usual recommendation for wildlife is .1 af.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Stockwater	5-01 to 11-01	.01	2.8
Wildlife	5-01 to 11-01	.01	.1

(wildlife season of use can be limited because of the type of diverting works)

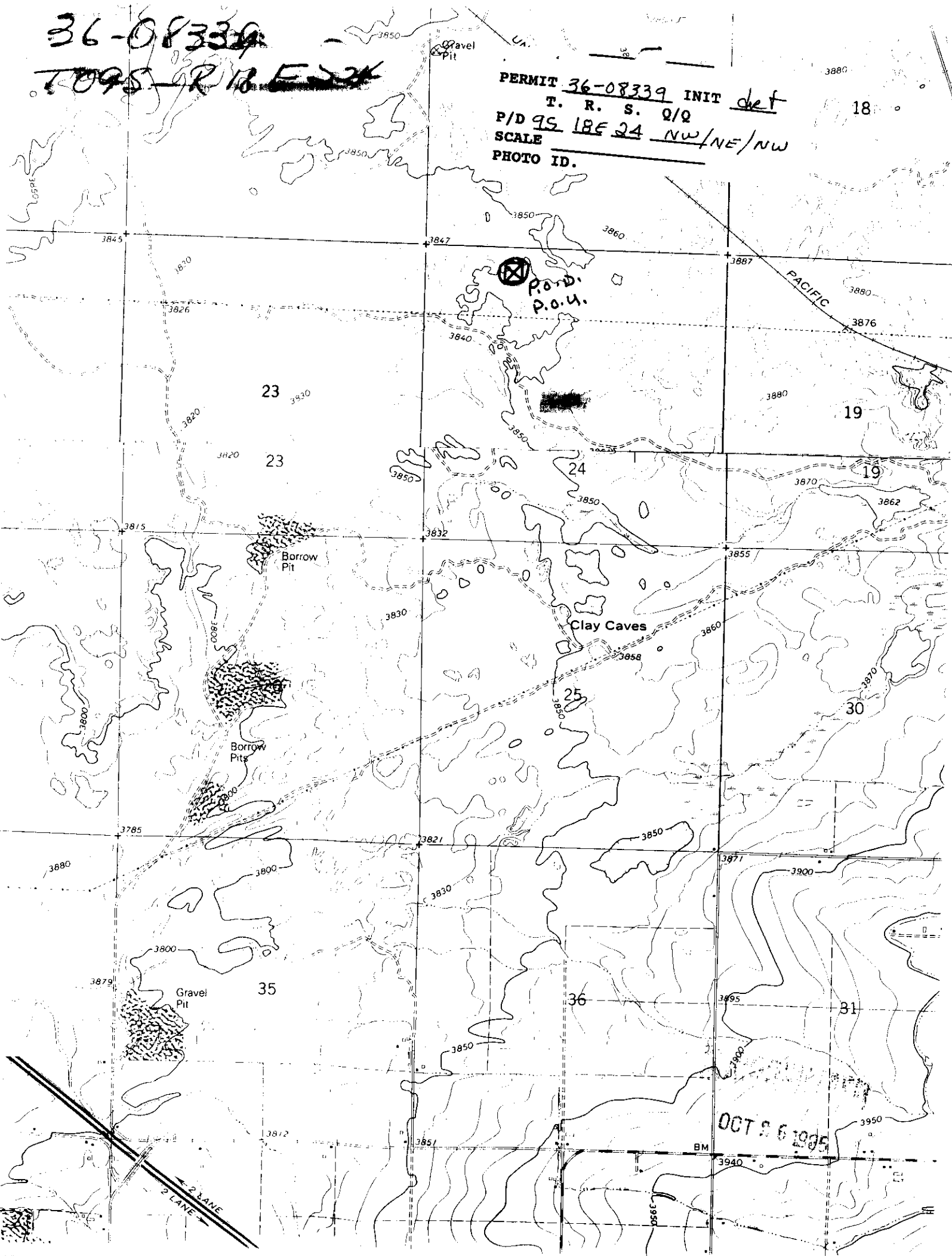
[Handwritten signature]
OCT 10 1995

36-08339

~~TOP SECRET~~

PERMIT 36-08339 INIT det
T. R. S. Q/Q
P/D 95 18F 24 NW/NE/NW
SCALE
PHOTO ID.

18



September 10, 1993

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
PO BOX 2B
SHOSHONE ID 83330

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08339

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED

SEP 28 1993

Permit No. 36-08339 Reviewed by klg Date 9/3/93

needs an order

Proof Made 9/2/93 9/10/93

9/89

Drilling Permit I.

36-89-5-093

Water Right Permit No.

Injection Permit No.

RECEIVED

DEC 14 1989

State of Idaho
Department of Water Resources

DEC 13 1989

Department of Water Resources
Southern Region Office

Department of Water Resources

DRILLING PERMIT

1. Applicant WOOD RIVER RANCH
2. Mailing Address P.O. Box 479 Bellevue, Id. 83313
Telephone 788-2753
- (☒) Well Owner (☐) Well Operator (☐) Other, specify _____
3. Proposed well location NE 1/4 NW 1/4, or Gov't lot No. _____,
Sec. 24, Twp. 9S, Rge. 18E, County Jerome,
Street Address of Well Site _____,
Lot, block and subdivision _____
4. Proposed use of well:
(☒) Single family or stockwater use (less than 13,000 gallons per day)
(☐) Irrigation (more than 1/2 acre)
(☐) Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
(☐) Other (describe fully) _____
5. Well construction information:
A. (☒) New well (☐) Deepen (☐) Replace - See Condition 9.
B. Proposed surface diameter 6" Maximum depth 250
C. Anticipated bottom hole temperature:
(☒) 85°F or less (Cold water well)
(☐) 85°F to 212°F (Low temp. geothermal well)
(☐) 212°F or more (Geothermal well)
6. Construction Start Date 12/18/89
7. Anticipated Well Driller ARNOLD ELsing Well Drilling
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature William D. Vague Date 12-13-89
Title MANAGER
(Owner, Firm Representative, Other)

MICROFILMED

SEP 28 1993

SECTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved Date 12/13/89

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Douglas Jones For Loren Holmes
Signature of Authorized Department Representative

Southern Region Manager
Title

Receipt No. 5010673 Received by 16 Fee 10. Date 12/13/89

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date SEP 28 1993

This extension is good for 60 days beyond the above extension approval date.



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
SHOSHONE DISTRICT OFFICE
400 WEST "F" STREET
P.O. BOX 28
SHOSHONE, IDAHO 83352



IN REPLY REFER TO:
36-08339

September 1, 1993

Karen L. Gustafson
Secretary/Records Manager
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise ID 83720-9000

RECEIVED
SEP 02 1993
Department of Water Resources

Re: Reinstatement of Water Right No. 36-08339

Dear Ms. Gustafson:

We are in receipt of your letter of August 25, 1993, with enclosures. We have followed the instructions and are submitting the requested items. The items are designated by a ●, explanation follows.

- A completed and signed proof of beneficial use form along with the license examination fee

Special Note: If we are correctly reading the License Examination Fee Schedule, this water right permit meets the requirement for no license examination fee. As a footnote to the schedule, the following words appear: "A license examination fee is not required in connection with permits which use a ground water sources AND have a total rate of diversion of 0.04 cfs or less".

The stockwater well has a ground water source and diverts 0.02 cfs into a large stock drinking trough of approximately 5,000 gallons capacity. The well produces about 10 gallons per minute when it is run by the portable generator taken daily to the well site by the livestock permittee and removed daily to avoid vandalism.

If our interpretation of the Fee Schedule is incorrect, please advise us and we will promptly submit the correct fee.

- Two pieces of evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date

The livestock permittee, Wood River Ranches, Inc., by cooperative agreement dated 01/28/87, agreed to drill the well, provide the generator, and provide the storage trough(s). BLM named the proposed well Canyon Well #2 and assigned the proposal Project Number, 5367.

However, the permittee waited nearly two years until 12/18/89 to get the IDWR Drilling Permit.

The Well Driller's Report, dated 12/26/89, indicates the well drilling by rotary drill was started and completed on 12/18/89. A copy of that report is included.

SEP 28 1993

The livestock permittee, represented by William D. Yager, is required by BLM to submit an Actual Grazing Use Report, by pasture, following the authorized period of grazing use on public land in the Canyon Allotment, a map of which is enclosed. We have included a copy of a report, which he dated 03/01/90 to show use of the stockwater well, located in the East Pasture, "... during the authorized permit period from the time the permit was issued until the proof due date..." By coincidence his Actual Grazing Use Report date is the same as the proof due date of the water permit. That report shows only eight days (02/21/90 through 02/28/90, implied) use of the stockwater well by 400, then 401 cows within the given time frame.

However, a second Actual Grazing Use Report, dated 05/23/90, shows that grazing by the same 401 cows continued through 05/17/90 in the East Pasture watered solely by the subject stockwater well. Beneficial use of the groundwater diverted by the stockwater well occurred during a nearly-three-month grazing period in 1990.

Similarly, an Actual Grazing Use Report, dated 06/06/91 shows use of the groundwater diverted by the stockwater well by 238 cattle in 1991. That year was very dry with little forage production so cattle numbers were less than the normally anticipated 400 head.

The East Pasture, where the stockwater well is located, was not used by cattle in 1992 because of the sequence of pasture rotation. In 1993, extreme weather conditions during the winter, with reoccurring blizzards and drifting snow, prevented grazing use of the East Pasture and so no stockwater use could be made.

We hope these pieces of evidence indicate that beneficial use of the groundwater has been made despite the fact that the livestock permittee waited until very late in the proof due period to develop the well (12/18/89 to 03/01/90) and even later to actually put the water to beneficial use (02/21/90 to 03/01/90). We feel the well will be used on a regular basis in the future unless we are again plagued by drought, extremes of weather, or wildfire removing the available forage.

- Reasonable cause why the proof of beneficial use was filed late

The above discussion, along with the previously submitted explanation of Adjudication water right filings and Adjudication Objection filings should fulfill this requirement.

We are aware the priority date must be advanced to the date your office receives the requested items which are enclosed.

Please advise us, in writing, that we have either met all reinstatement requirements, or we have not. If not, please tell us exactly what is needed so we can submit the item in the most expeditious way possible.

To set up an appointment for field review of the well please call Ray Kelley at (208) 886-7258. If you have questions regarding the documentation please refer them to Floyd DeWitt at (208) 886-7272.

Sincerely,


for Mary C. Garylord
District Manager

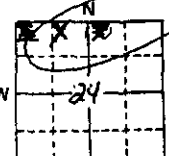
SEP 28 1993

WELL DRILLER'S REPORT

RECEIVED

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

FEB 20 1990

1. WELL OWNER Name <u>Ranch Wood River Cattle Co.</u> Address <u>P.O. Box 479, Bellvue, Idaho</u> Owner's Permit No. <u>36-89-S-093</u> <u>83313</u>		7. WATER LEVEL Department of Water Resources Static water level <u>160'</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ of. Quality _____ <i>Describe artesian or temperature zones below.</i>																																																																																																																									
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Well diameter increase ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Air ☐ Other _____																																																																																																																									
3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☒ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		<table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																																																					
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Bore Diam.</th><th>Depth From</th><th>To</th><th>Material</th><th>Water Yes No</th></tr></thead><tbody><tr><td>8"</td><td>0</td><td>4</td><td>Top Soil</td><td> </td></tr><tr><td>6"</td><td>4</td><td>25</td><td>LAVA</td><td> </td></tr><tr><td> </td><td>25</td><td>28</td><td>Red Sand + Clay</td><td> </td></tr><tr><td> </td><td>28</td><td>50</td><td>LAVA</td><td> </td></tr><tr><td> </td><td>50</td><td>54</td><td>Red Cinders</td><td> </td></tr><tr><td> </td><td>54</td><td>65</td><td>LAVA</td><td> </td></tr><tr><td> </td><td>65</td><td>68</td><td>Red Cinders</td><td> </td></tr><tr><td> </td><td>68</td><td>75</td><td>ORANGE GRAY SAND</td><td> </td></tr><tr><td> </td><td>75</td><td>70</td><td>BROWN CLAY SAND</td><td> </td></tr><tr><td> </td><td>70</td><td>98</td><td>LAVA</td><td> </td></tr><tr><td> </td><td>98</td><td>103</td><td>Red Cinders</td><td> </td></tr><tr><td> </td><td>103</td><td>118</td><td>LAVA</td><td> </td></tr><tr><td> </td><td>118</td><td>125</td><td>GRAY SAND & GRAVEL</td><td> </td></tr><tr><td> </td><td>125</td><td>130</td><td>CLAY & SAND</td><td> </td></tr><tr><td> </td><td>130</td><td>134</td><td>Black Cinders & Sand</td><td> </td></tr><tr><td> </td><td>134</td><td>137</td><td>Red Cinders</td><td> </td></tr><tr><td> </td><td>137</td><td>141</td><td>LAVA</td><td> </td></tr><tr><td> </td><td>141</td><td>160</td><td>SAND - Black</td><td> </td></tr><tr><td> </td><td>160</td><td>182</td><td>LAVA</td><td> </td></tr><tr><td> </td><td>182</td><td>190</td><td>Red Cinders</td><td> </td></tr><tr><td> </td><td>190</td><td>235</td><td>LAVA</td><td> </td></tr><tr><td> </td><td>235</td><td>275</td><td>Red & Black Cinders</td><td> </td></tr><tr><td> </td><td>275</td><td>280</td><td>Lost Circulation</td><td> </td></tr></tbody></table>		Bore Diam.	Depth From	To	Material	Water Yes No	8"	0	4	Top Soil		6"	4	25	LAVA			25	28	Red Sand + Clay			28	50	LAVA			50	54	Red Cinders			54	65	LAVA			65	68	Red Cinders			68	75	ORANGE GRAY SAND			75	70	BROWN CLAY SAND			70	98	LAVA			98	103	Red Cinders			103	118	LAVA			118	125	GRAY SAND & GRAVEL			125	130	CLAY & SAND			130	134	Black Cinders & Sand			134	137	Red Cinders			137	141	LAVA			141	160	SAND - Black			160	182	LAVA			182	190	Red Cinders			190	235	LAVA			235	275	Red & Black Cinders			275	280	Lost Circulation	
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5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ Thickness _____ Diameter _____ From _____ To _____ _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>19'</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☒ Cemented between strata Describe access port <u>Steel Plate</u>		10. Work started <u>12-18-89</u> finished <u>12-18-89</u>																																																																																																																									
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>JEROME</u> <u>NE</u> <u>NW</u> Sec. <u>24</u> T. <u>9S</u> S. <u>18</u> E. <u>W</u>		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Ekin Drilling</u> Firm No. <u>31</u> <u>P.O. Box 919</u> Address <u>Twin Falls, Idaho</u> Date <u>12-26-89</u> Signed by (Firm Official) <u>Ronald Kling</u> and (Operator) <u>Ronald Kling</u>																																																																																																																									

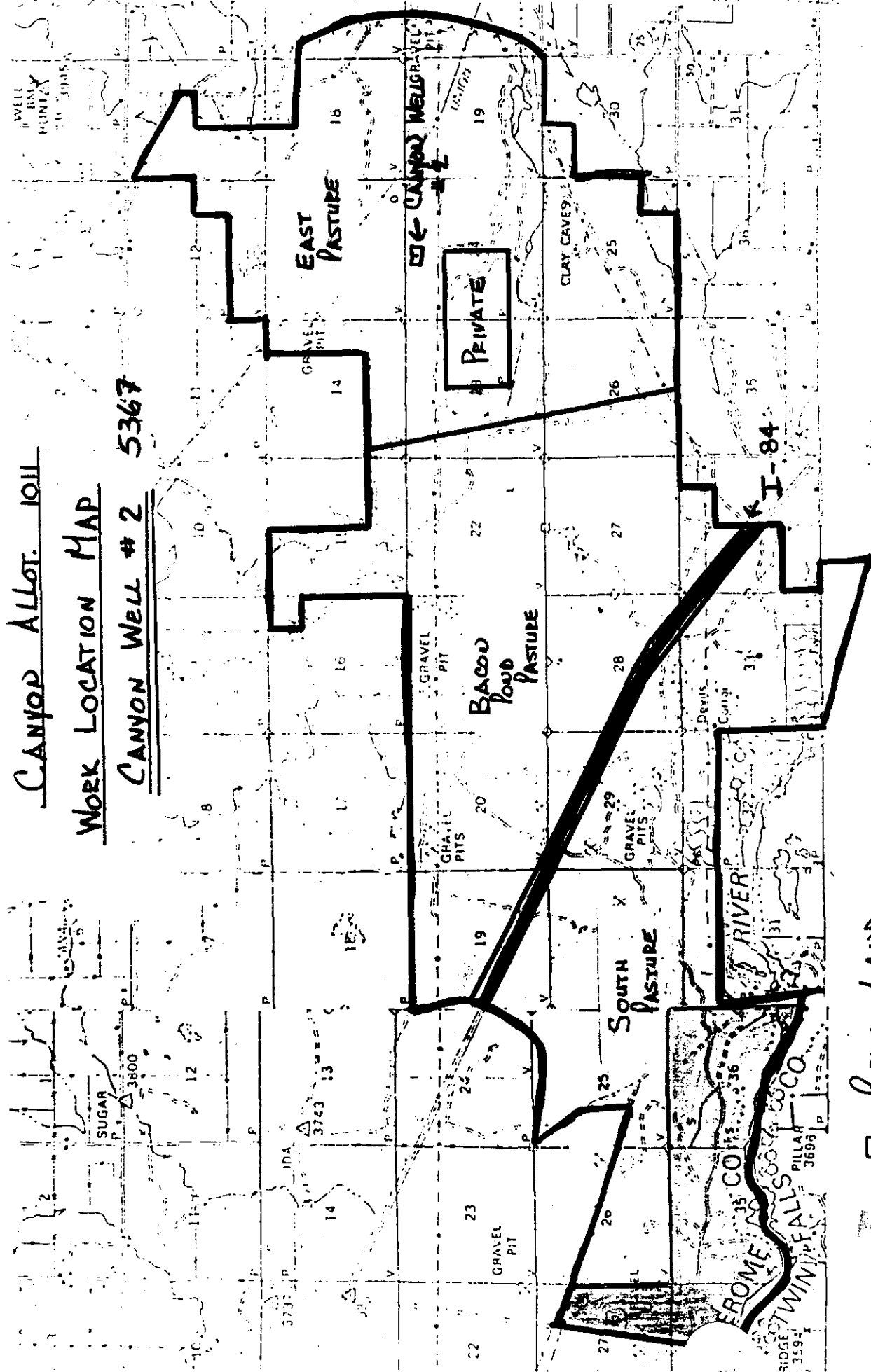
USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

28 1993

CANYON ALLOT. 1011

WORK LOCATION MAP

CANYON WELL #2 5367



☐ PUBLIC LAND

☒ STATE LAND

☒ LOWER SITE RIGHT OF WAY

SEP 28 1993

Form 4130-5
(March 1989)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

MAR 05 1990

FORM APPROVED
OMB NO. 1004-0051
Expires: October 31, 1991

ACTUAL GRAZING USE REPORT

RECEIVED
BUREAU OF LAND MANAGEMENT
SPRINGFIELD, MISSOURI 65804

Dear Sir:

In accordance with the terms and conditions of the permit or lease which authorizes your grazing use, please complete this form and return to the Bennett Hills Resource Area Office within 15 days after completing your authorized grazing use (43 CFR 4130.6-2(d)). This information, along with other studies data, is needed to evaluate the effectiveness of present management. Use a separate line for every day that you either turn livestock in or take livestock out of an allotment or pasture. Your cooperation in providing accurate information will be appreciated.

Schedule 2

[illegible]

I CERTIFY That this is a complete and accurate report of my grazing use.

Signature of Permittee/Leassee

Date: March 1, 1990

Title 18 U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

(Continued on reverse)

FORM APPROVED
OMB NO. 1004-0051
Expires: October 31, 1991

RECEIVED
BUREAU OF LAND MANAGEMENT
JAN 10 1963

In accordance with the terms and conditions of the permit or lease which authorizes your grazing use, please complete this form and return to the _____ Resource Area Office within 15 days after completing your authorized grazing use (43 CFR 4130.6-2(d)). This information, along with other studies data, is needed to evaluate the effectiveness of present management. Use a separate line for every day that you either turn livestock in or take livestock out of an allotment or pasture. Your cooperation in providing accurate information will be appreciated.

(Continued on reverse)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 25, 1993

Ms. Mary C Gaylord
USDI - BLM
400 W F Street
Shoshone, ID 83352

RE: Possible reinstatement of water right permit no. 36-08339

Dear Permit Holder:

The Department is in receipt of your correspondence submitted in connection with the above referenced permit. Please note that the "A" prefix is used in connection with adjudication claims only. Since a water right is not an adjudication claim, it is not preceded by an "A". As you are aware, this permit lapsed on March 1, 1990, so the 60-day late period during which the permit can be readily reinstated has passed.

Because you failed to file the proof of beneficial use in a timely manner, and pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can be reinstated only if you submit the following:

- a) an acceptable proof of beneficial use form (enclosed) along with the license examination fee
- b) Two pieces of evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date, and
- c) Reasonable cause why the proof of beneficial use was filed late. (Your explanation in your most recent correspondence will fulfill this requirement.)

In your correspondence you ask that the Department advise you of any reinstatement or reapplication fees. The only fee required is the license examination fee. You should also be aware, however, that since the proof of beneficial use is being filed late, your priority date will be penalized. Provided you supply the requested information, your priority date of September 23, 1987 will be advanced to the date the Department receives all of the requested information.

RECEIVED

SEP 28 1993

Your correspondence will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

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

Sincerely,



Karen L. Gustafson
Secretary/Records Manager

Enclosure

RECEIVED

SEP 28 1993



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
SHOSHONE DISTRICT OFFICE
400 WEST "F" STREET
P.O. BOX 28
SHOSHONE, IDAHO 83352

TAKE
PRIDE IN
AMERICA

IN REPLY REFER TO:

7250

August 20, 1993

Mr. Carter Fritschle, Adjudication Suprv.
Idaho Dept. of Water Resources
Adjudication Bureau
Statehouse Mail
Boise ID 83720

RECEIVED

AUG 23 1993

Department of Water Resources

Re: BLM water right claim A36-08339

Dear Mr. Fritschle:

Water Right Claim A36-08339 was disallowed in the Director's Report because the time for showing beneficial use for a water permit issued prior to November, 1987 had elapsed. We hereby petition your agency for re-instatement of the permit to appropriate water. We request that you send the appropriate forms so we can demonstrate beneficial use for stockwater from the existing operating well. We further request that you advise us of the exact amount of any re-instatement, or re-application fees so we can send that amount by money order with the proof of beneficial use. It would be most helpful if the same water right number could be used because that number appears in your records, the Director's Report, and our objection to the Director's Report.

We apologize for letting the permit lapse and for taking so long to seek re-instatement. The workload associated with the Water Adjudication and other workloads caused some things to "fall through the cracks". We just want to do the right thing in this situation regarding Water Right Claim A36-08339 and ask that you work with us.

If you have questions please refer them to Floyd DeWitt or Bonnie Ross at (208) 886-2206.

Sincerely,


for Mary C. Gaylord
District Manager

Enclosure

MAILED 10 1993

SEP 28 1993

Category 6: USDI - BLM Water Claims Having Errors in Information Submitted by BLM, Errors Created by IDWR, or BLM claims Disallowed by IDWR.

In this category objections are filed to correct errors made by either the Bureau of Land Management or the Idaho Department of Water Resources, or are filed to correct joint errors made by both agencies. Within this category there are three broad sub-categories. All objection forms were improved and made more specific using the guidance given by K. Jack Haugrud, Department of Justice, via TELEFAX, dated April 19, 1993. Recommended corrections are shown as Attachment 1 to the individual Objection forms:

ADJUDICATION CLAIM NO.

CLAIMANT'S NAME(S)

SHOSHONE DISTRICT

Sub-category 6A: Errors made by BLM

The following adjudication claims both have errors in the legal descriptions for the Places of Use. One also has an error in the Point of Diversion.

A36-02838
A36-07232

USDI - BLM
USDI - BLM

The following adjudication claim was disallowed because the time for showing beneficial use for a water permit issued prior to November, 1987 had elapsed. The Shoshone District, Bureau of Land Management, has petitioned Idaho Department of Water Resources to re-instate the permit, using the same water right number, and has promised expeditious follow-through to prove beneficial use of a developed, and working, stockwater well:

A36-08339

USDI - BLM

Sub-category 6B: Errors made by IDWR

The following adjudication claim has an incorrect source name in the Director's Report:

A36-02841

USDI - BLM

Sub-category 6C: Joint errors made by both BLM and IDWR

The following Bureau of Land Management adjudication claim, which incorrectly described the Place of Use, was corrected to the proper legal description for STOCKWATER by Idaho Department of Water Resources. However, STOCKWATER STORAGE was not corrected. Both water uses should have the same legal description because the water claimed is a developed reservoir.

A36-02846

USDI - BLM

SEP 28 1993

I certify that file No. 36-8339 has been
reviewed and is ready to be MICROFILMED
and DESTROYED.

Sam Hagg
Signature

21 Feb 1991
Date

W250000P
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

02/20/91 16:49:28
Page 1

Water Right Number - 36-06339 Prefix Translation: WATER RIGHT Old (B) Number -

----- Last Name ----- ----- First Name ----- ----- Address -----

*** C - CURRENT OWNER ***
U.S. DEPT. OF INTERIOR

1 - BUREAU OF LAND MANAGEMENT
2 - IDAHO STATE OFFICE
3 - 3380 AMERICANA TERRACE
City- BOISE State- ID Zip- 837060000
Phone - 208-000-0000

----- Priority Date ----- ----- Region ----- ----- Stage ----- ----- Status -----
09/23/1987 17 SOUTHERN P - PERMIT

----- Source ----- ----- Tributary -----
GROUNDWATER

----- Point of Diversion -----
Turn Ring Sec Tract Lot Rfig County Stream Index (Blank if no Index Code)
09S 18E 24 NW NE NW (53) JEROME

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
04 - STOCKWATER		05/01	11/01	0.010	
16 - WILDLIFE		05/01	11/01	0.010	

----- Total Div. Rate ----- ----- Total Div. Volume ----- ----- Total Div. Capacity ----- ----- Total Consumptive Use ----- ----- KU Usage -----
0.020

Turn	Ring	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
09S	18E	24	NE NW			04	STOCKWATER	(53) JEROME

----- Diversion Means - PUMP & TROUGH.

----- Non-Irrigation Use - S/500 RANGE, W/VARIABLE AMTS.

----- Other Rights for Same Use -----

----- Remarks -----
No Remarks found.

----- Old Water Right Numbers -----
No Old Water Right Numbers found.

----- Conditions of Approval -----
026 - Permit holder shall commence the excavation or construction of
diverting works within one year of the date this permit is issued
and shall proceed diligently until the project is complete.
046 - Permit holder shall comply with the drilling permit requirements
of Section 42-235, Idaho Code.

WISCONSIN
(WS-36)

IBAND DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

02/26/91 16:49:26
Page 2

Water right number - 36-08339

Prefix Translation: WATER RIGHT

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - 03/16/88 05/28/88 CONVERT 08/02/88 CURTIS 04/03/89 MARECHOS

+ - - - - Meter Rights Dates and Flags Area - - - - -

Proof Due Date - 03/01/1990	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 02/29/1988	Protested Date - 00/00/0000	Swan Falls - S
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 00/00/0000	DLE/Carvey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Meter District -
Licensed Date - 00/00/0000	Appl Received - 09/23/1987	Transfer/Amended -
Decree Date - 00/00/0000	Microfilm Roll No -	Presumption Flag -

March 14, 1990

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 837060000

RE: PERMIT NO. 36-08339 LAPSE NOTICE

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated December 31, 1989. No further construction or additional development is authorized under this permit unless it is reinstated.

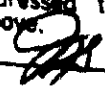
The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

CERTIFICATION OF MAILING
I hereby certify that on 5/5/90
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.


138972

December 31, 1989

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 837060000

PROOF DUE NOTICE

RE: PERMIT NO. 36-08339

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 March 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
MARCH 11, 1988

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83706

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-8339

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

SECTION 42-235, IDAHO CODE, REQUIRES THAT A "DRILLING PERMIT" MUST BE OBTAINED FROM THE DEPARTMENT FOR ALL WELLS CONSTRUCTED AFTER JULY 1, 1987. A DRILLING PERMIT IS A SEPARATE PERMIT THAT MUST BE ISSUED IN ADDITION TO YOUR PERMIT TO APPROPRIATE WATER. COMMENCEMENT OF WELL CONSTRUCTION OR DIVERSION OF WATER UNDER YOUR PERMIT TO APPROPRIATE WATER IS PROHIBITED UNLESS A DRILLING PERMIT IS OBTAINED.

PLEASE NOTE THE REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

RECEIVED

JAN 25 1988

NOTARY PUBLIC

	Lines tabular at	5/Pica
25	Lines straight at	13.00 4/Pica
00	Subsequent lines at	9.75 3/Pica
	TOTAL COST	22.75

Dept. of Water Res.
2148 4th Ave. East
Twin Falls, ID
83301

[illegible]

No 2921



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region

CECIL B. ANDERSON
Director

R. KIRBY WOODBRIDGE
Deputy

December 16, 1987

Mailing Address:
Southern Region
2148 4th Ave. East
Twin Falls, Idaho 83301
(208) 734-3678

Northside News
P.O. Box 468
Jerome, ID 83338

Re: Application for permit 36-0339

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 ample 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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

mb

Enclosure

NOTICE OF APPLICATIONS FOR WATER PERMIT

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

72-2272

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT. IDAHO STATE OFFICE, 3760 AMERICAN TERRACE
BOISE, ID 83702

Source: GROUNDWATER

Diversion Pt. NE1/4 Sec 24 T 22S R 15E ; 1 1/2 miles North & 4 1/2 miles West
of Eden.

Use: STOCKWATER (2,212 CFS)
WILDLIFE (2,212 CFS)

Date Filed: 09/23/1967

In: NE1/4 Sec 24 T 22S R 15E

The permits will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before January 25, 1968.

R. Keith Higinson, Director

Published 1/6 & 1/13/68

JEROME LEGAL
HOLD FOR JAN. 8, '68 issue

NOTICE OF APPLICATION
FOR WATER PERMIT

The following application has been filed
to appropriate the public waters of the
State of Idaho:

30-0226

U.S. DEPT. OF INTERIOR, BUREAU OF
LAND MANAGEMENT, LAND STATE OFFICE,
3000 AMERICAN TERRACE, BOISE, ID
83706.

Source: GROUNDWATER
Location: Ft. HUNTER, Sec 24 T 66S R
10E; 1 1/2 miles North and 4 1/2 miles W. of
Boise.

Use: STOCKWATER (0.010 CFS)

WILDLIFE (0.010 CFS)

Water Right Sept. 23, 1957

Sec 24 T 66S R 10E

This permit will be subject to all prior
water rights. Permits must be filed with
the Director, Dept. of Water Resources,
Boise, Idaho, 2140 Fourth Avenue
East, Twin Falls, Idaho 83401 on or before
January 23, 1968.

R. Keith Hightman
Director
300025 - 01-00-000

Northland News

OK
MB
12/20/67



John V. Evans
Governor
A. Kenneth Dunn
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

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

October 16, 1986

U.S. Department of Interior
Bureau of Land Management
Box 2-B
Shoshone, ID 83352

Gentlemen:

Please find enclosed a supply of blank "Application for Permit" forms, form 202-6/85, which the Department of Water Resources is currently using. Our office continues to receive applications on the old forms from various agencies and has in the past processed these applications; however, we have been recently directed not to process applications made on the old forms. All applications received on the old forms will be returned for drafting on the new forms. The priority of the application will not change but the processing time will be delayed.

Please find enclosed copies of 12 applications we recently received which will need to be re-drafted on the new forms and returned to our office.

If you have any questions or need additional forms, please feel free to contact our office.

Sincerely,

Allen D. Merritt, P.E.
Water Resource Engineer

AM:MB

Enclosures