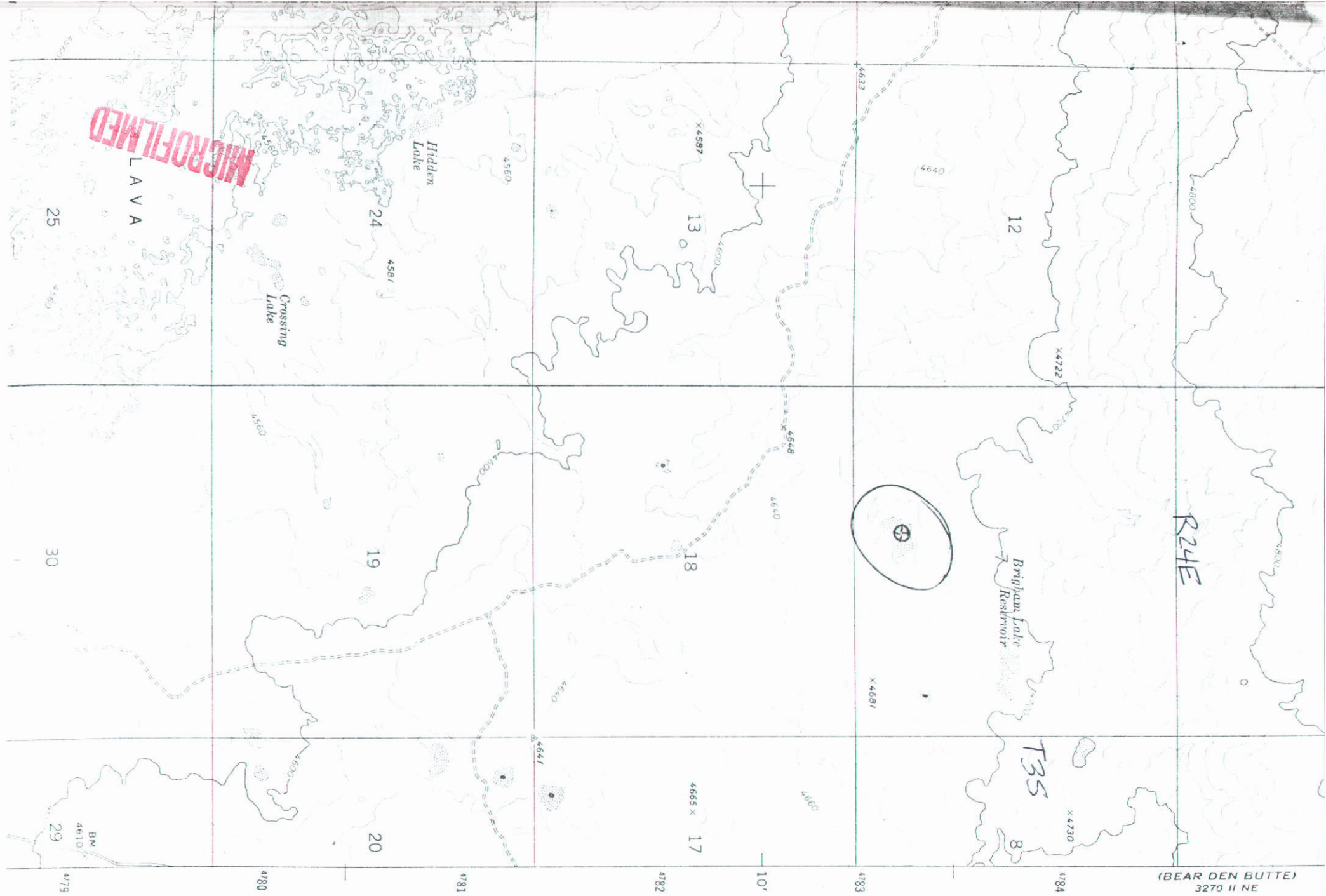




(BEAR DEN BUTTE)
3270 II NE

MINIDOKA COUNTY NEWS

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Edward L. Mitchell, being first
duly sworn, deposes and says that he is the
Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
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
weekly editions of The Minidoka County News for
two consecutive weeks, commencing
with the issue dated March 18, 1982, and
ending with the issue dated March 25, 1982.

Subscribed and sworn to before me this
25th day of March, 1982.

Brenda J. Norman Notary Public

Cost of Publication \$75.40
Notary Fee _____
Total Cost _____

RECEIVED

MAR 30 1982

Department of Water Resources
Southern District Office

36-8033

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., 230
COLLINS RD., BOISE ID 83702
Source: UNNAMED STREAM tributary
to SINKS

Date Filed: 11/05/1981
Amount: 1.0 AC-FT
Diversion Point: SESW Sec 07 T 035 R
24E, MINIDOKA Co.
Use: STOCKWATER STORAGE (0.9
AC-FT) from 01/01 to 12/31
WILDLIFE STORAGE (0.1 AC-FT)
from 01/01 to 12/31
Place of Use: SESW Sec 07 T 035 R
24E
Diversion Means: PIT RESERVOIR

RECORDED

OP
may

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

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO 107 JAN 27 AM 10:05
I.R.C.P. 54(b) FOR

Water Right 36-08033

DISTRICT COURT
TWIN FALLS, IDAHO
FILED

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

QUANTITY: 1.0 AFY

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

PRIORITY DATE: 11/05/1981

POINT OF DIVERSION: T03S R24E S07 SESW Within MINIDOKA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER STORAGE	01-01 12-31	0.9 AFY
	STOCKWATER FROM STORAGE	01-01 12-31	0.9 AFY
	WILDLIFE STORAGE	01-01 12-31	0.1 AFY
	WILDLIFE FROM STORAGE	01-01 12-31	0.1 AFY

PLACE OF USE: STOCKWATER STORAGE Within MINIDOKA County
T03S R24E S07 SESW

Place of use for STOCKWATER FROM STORAGE is same as STOCKWATER STORAGE

Place of use for WILDLIFE FROM STORAGE is same as STOCKWATER STORAGE

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

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

DATED: JAN 27 1997

[Signature]
DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a
true, full and correct copy of the
original on file in the above entitled
action.
ROBERT A. FORT
CLERK OF THE DISTRICT COURT
DEPUTY CLERK



[Signature]
DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED
MAY 22 1997 DEC 17 2003

This
Right has been
Decreed in the
SRBA.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-8033 Priority November 5, 1981 Amount 1.0 Acre Feet

THIS IS TO CERTIFY, that U. S. Dept. of Interior, Bureau of Land Management
of Shoshone, ID, has complied with the terms and conditions of Permit
No. 36-8033 issued pursuant to Application for Permit dated November 5, 1981,
and has submitted proof to the Department of Water Resources on September 3, 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 1.0 AF of water from unnamed stream,
tributary to Sinks, 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
Stockwater			
Storage	from Jan. 1 to Dec. 31	at N/A cfs and	.9 Acre Feet
Wildlife			
Storage	from Jan. 1 to Dec. 31	at N cfs and	.1 Acre Feet
	from to at cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 1.0 AF 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.0 acre feet per year, said waters to be diverted within the SE SW Sec. 7
Twp. 3S Rge. 24E in the County of Minidoka

Description and location of place of use:

Twp.	Range	Sec.													Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3S	24E	7													

Total number of acres irrigated _____

P/U Known as Park Reservoir.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23rd day of December, 1982.

Director

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) 886-2208

Post office address P.O. Box 2 B, Shoshone, Idaho 83352

2. Source of water supply ~~Runoff~~ ^{Unnamed Stream} which is a tributary of Sinks

3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 7 Township 3 S.,

Range 24 E. B.M. Minidoka County, additional points of diversion if any:

N/A

4. Water will be used for the following purposes:

Amount 0.9 for storage for stock water purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.1 for storage 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. N/A cubic feet per second and/or b. 1.0 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pit Reservoir

b. Height of storage dam N/A feet, active reservoir capacity 1.0 acre-feet; total reservoir capacity 1.0 acre-feet, materials used in storage dam: N/A

Period of year when water will be diverted to storage 03/01 to 05/01 inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is N/A inches; proposed depth of well is N/A 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: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 7 Township 3 S.,

Range 24 E. B.M.

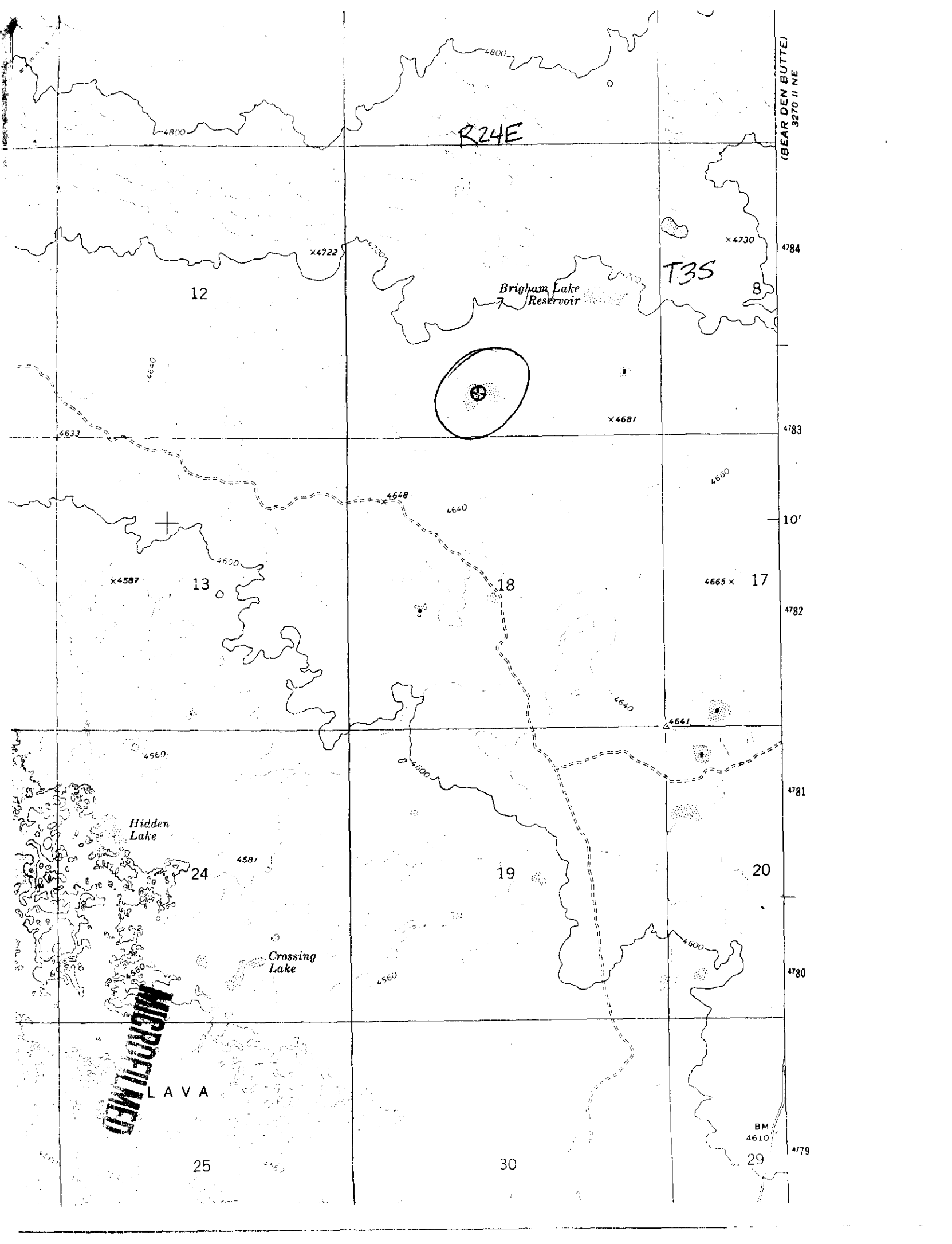
(2) Amount of power to be generated: N/A horsepower under N/A feet of head.

(3) List number of each kind of livestock to be watered 12,000 sheep, 100 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: Water is being used to improve livestock distribution.

RECEIVED



3270 II NE
(BEAR DEN BUTTE)

R24E

T3S

Brigham Lake
Reservoir

Hidden
Lake

Crossing
Lake

MICROFILMED

LAVA

12

8

13

18

17

24

19

20

25

30

29

4784

4783

10'

4782

4781

4780

4779

x4722

x4730

x4681

x4587

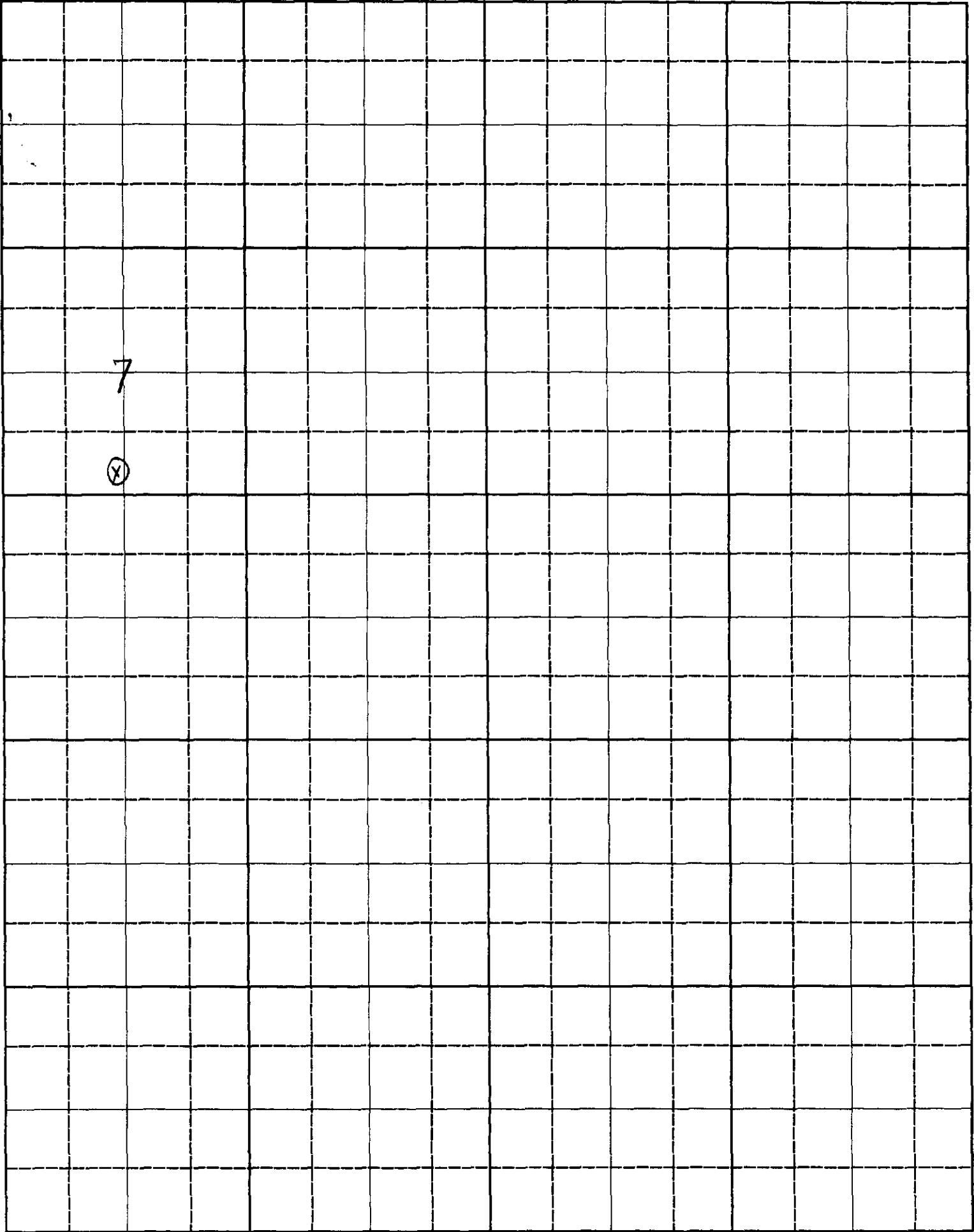
x4648

x4641

BM
4610

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

R24E



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.

RECEIVED
MAY 10 1960

Lawrence B. Curry
(Applicant)
Acting District Manager

Proposed Priority 11/5/1981

Received by maye Date 11-18-81 Time 3:00^{PM}
Preliminary check by JP Fee \$ 30⁰⁰ ID- 910-PH1-0050
Receipted by sg Date 1-22-82 # 21712
Publication prepared by maye Date 12/29/81
Published in muneka county news
Publication dates 1/9 + 1/14/82 3/10 + 3/18/82
Publication approved maye Date 3/15/82
Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ADM RC

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. 36-8033, 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 April 1, 19 87.
- 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: 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.

Witness my hand this 28th day of April, 19 82.

L. Glen Sayton
Chief, Operations Bureau

MICROFILMED

MINIDOKA COUNTY NEWS

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)

) ss.

STATE OF IDAHO,)

Edward L. Mitchell, being first

duly sworn, deposes and says that he is the

Editor

of The Minidoka County News, a weekly newspaper published at Rupert, 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 weekly editions of The Minidoka County News for

two

consecutive weeks, commencing

with the issue dated March 18, 1982, and

ending with the issue dated March 25, 1982.

Edward L. Mitchell

Subscribed and sworn to before me this

25th day of March, 1982.

Brenda J. Conner Public

Cost of Publication \$75.40

Notary Fee _____

Total Cost _____

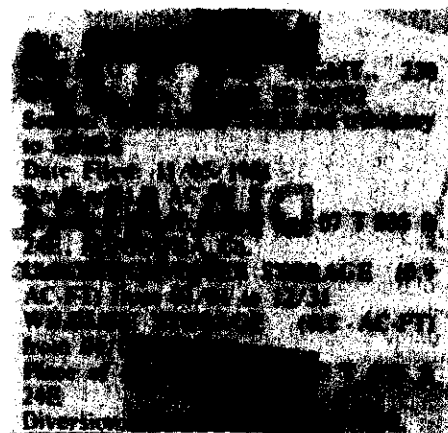
RECEIVED

MAR 30 1982

Department of Water Resources
Southern District Office

MICROFILMED

mm



This
Right has been
Decreed in the
SRBA.

MICROFILMED
DEC 17 2003



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

January 18, 1983

RE: Permit Nos. 36-8024, 36-8025, 36-8026, 36-8027, 36-8028, 36-8029,
36-8030, 36-8031, 36-8032, 36-8033, 36-8034, 36-8035, 36-8036, 36-8037,
36-8038, 36-8039, 36-8040, 36-8041, 36-8042, 36-8043, 36-8044, and
36-8045

Bureau of Land Management
Idaho State Office
3380 Americana Terrace
Boise, ID 83706

Gentlemen:

Enclosed herewith are copies of Water Right Licenses issued on the above referenced permits. Should you have any questions concerning these documents please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

RECEIVED
JAN 20 1983
BOISE, IDAHO

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

DEC 8 1982

Department of Water Resources
36-8033
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:	9-24-82		
☒ Telephone call made: (List Telephone No. used)	10-6-82	TB	886-2208
☒ Appointment scheduled for: (Date, time, location)	11-16-82	TB	Shoshone BLM office 8:00

EXAMINATION

Date 11-16-82 Accompanied by Bill Harris Total Q measured —
If source is surface water, estimate total flow of source —
Methods of measurement — Meets Permit requirements? —

Measurement calculations:
1600 Cu. yds = 1.0 AF.

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS

System Description Pit Reservoir

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS		Irrigation requirement =		AFA/Acre	
USE		Q (cfs)	V (afa)	FROM	TO
Stockwater Storage			0.9 ✓	1-1	12-31
Wildlife Storage			0.1 ✓	1-1	12-31
Total			1.0 AF		

Remarks Information contained hereon obtained from BLM Records
Completed FY 75
1600 cu. yds of material excavated according to JOR# 4459
Source should be: unnamed Res. (Park Res.)*
* source is unnamed stream which is stored in Park Reservoir - no amendment needed

				R24E			
		T3S		7			
			#				

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

Point(s) of diversion: SE 1/4 SW 1/4 Sec. 7, Twp 3S, R 24E.

Place(s) of Use

[illegible]

☒ Other Source (see Remarks)

Approved by _____

Date 12/14/82



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

September 20, 1982

Bureau of Land Management
P. O. Box 2
Shoshone, ID 83352

Gentlemen:

Re: See attached list

This office acknowledges receipt of the statement of beneficial use postcards for the attached list of water right permits.

Before a license for each of these rights can be issued, a field examiner will varify the use of the water for the beneficial use proposed.

If you have any questions regarding this matter, please feel free to contact me.

Sincerely,

RITA I. FLECK
SR. Secretary

Attachment

BENEFICIAL USE POSTCARD RECEIVED FROM BUREAU OF LAND MANAGEMENT

36-8024 to 36-8045

37-7960 to 37-7962

37-7964 to 37-7983

37-7992

72-7136

72-7151

72-7153

72-7154

72-7158

72-7160

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. 36-8033.

Name(s) of Permit Holder: Bureau of Land Management

Post Office Address: P.O. Box 2-B

Shoshone Idaho 83352 Tel. No. 208-886-2208

Source of Water: Unnamed Stream

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 12,000 sheep (number and type of stock)
☐ Irrigation 100 cattle (acres)
☐ Other

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.

8-31-82
Date

Thomas G. Brown
Signature of Permit Holder

BUREAU OF LAND MANAGEMENT
P. O. BOX 28
SHOSHONE, IDAHO 83352

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

May 5, 1982

RE: Permits Nos. 36-8029, 36-8030, 36-8033 and 36-8043

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

Gentlemen:

Enclosed are copies of your approved applications for permit. 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

MICROFILMED

not codable

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: J F Stanton

APPLICATION NUMBER: 36-8033

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.
☒ 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.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: JA Map No. Y-29
☐ Yes ☐ No Other rights on same place of use. N/A
☒ Yes ☐ No* In form for advertising. 1/25/82 3/29/82 4/5/82
☐ Yes ☒ No Final date for protests: 1/25/82 3/29/82 4/5/82 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 3/30/82 ✓
☒ 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? _____
☒ 11/5/82 Date of priority recommended.
☒ Special conditions of approval or cover letter. None

By: ADM

Date: 4/14/82

TE OFFICE REVIEW:

SLW/L12

26

- ☐ See attached sheet for more information.

By: Forger

Date: 4-26-82

RECEIVED

APR 15 1982

Department of Water Resources

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

NOTICE OF APPLICATION FOR WATER RIGHT

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

36-8033-

U.S. DEPT. OF INTERIOR

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

unnamed stream
Source: ~~RUNOFF~~ tributary to SINKS

Date Filed: 11/05/1981

Amount: 1.0 AC-FT

Diversion Point: SESW Sec 07 T 03S R 24E, MINIDOKA Co.

Use: STOCKWATER STORAGE	(0.9 AC-FT)	from 01/01 to 12/31
WILDLIFE STORAGE	(0.1 AC-FT)	from 01/01 to 12/31

Place of Use: SESW Sec 07 T 03S R 24E

Diversion Means: PIT RESERVOIR

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before ~~JANUARY 25~~, 1982.

April 5

A. KENNETH DUNN

Director

Published ~~4/7 & 1/14/82.~~

3/18 + 3/25/82

MICROFILMED

[Handwritten signature]
3/15/81

36-8033
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., 230
COLLINS RD., BOISE ID 83702
Source: RUNOFF tributary to SINKS
Date Filed: 11/05/1981
Amount: 1.0 AC-FT
Diversion Point: SESW Sec 07 T 03S R
24E, MINIDOKA Co.
Use: STOCKWATER STORAGE (0.9
AC-FT) from 01/01 to 12/31
WILDLIFE STORAGE (0.1 AC-FT)
from 01/01 to 12/31
Place of Use: SESW Sec 07 T 03S R
24E
Diversion Means: PIT RESERVOIR

[Handwritten signature]
3/16/81

36-8033
U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., 230
COLLINS RD., BOISE ID 83702
Source: UNNAMED STREAM tributary
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from 01/01 to 12/31
Place of Use: SESW Sec 07 T 03S R
24E
Diversion Means: PIT RESERVOIR

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

DECEMBER 29, 1981

Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before JANUARY 25, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED