

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

28

Tgs R 27 E
per phone call

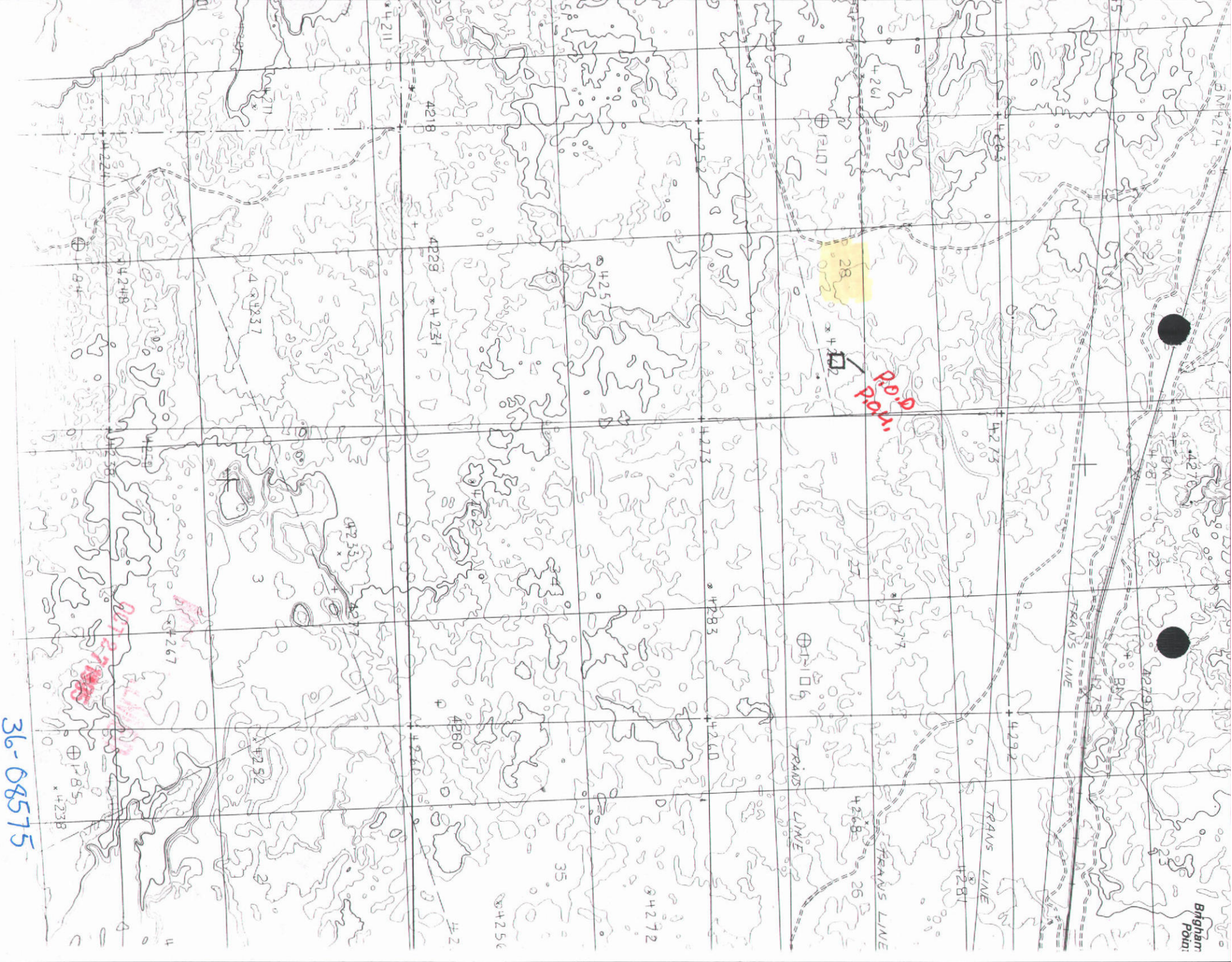
MICROFILMED
JUL 10 1991

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.

Ted S. Millenick, Snake River Area Manager

(Applicant)



AFFIDAVIT of PUBLICATION

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APR 01 1991

Department of Water Resources
Southern Region Office
State of Idaho,

County of Blaine

SS.

RECEIVED
MAR 27 1991

Department of Water Resources

DANIEL J. GORHAM

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive 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 20 day of Feb, 1991, and

the date of the last publication was on the 27 day of Feb, 1991.

Subscribed and sworn to before me this 28th day of Feb, 1991.
(SEAL)

Rabeta Becker

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

OK
MB
4-23-91

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions _____

_____ Lines tabular at _____ 6¢ / Pica

49.5 Lines straight at 27.23 5¢ / Pica

49.5 Subsequent lines at 21.78 4¢ / Pica

TOTAL COST 54.01 5.00

COPY OF NOTICE
(Paste Here)

Not application

TITLE OF NOTICE

Land Mngmt/ City Bellevue

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

7# water
BILL TO

Two file on water rights

NOTICE OF APPLICATION FOR WATER RIGHT

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

36-08575

U.S. DEPT. OF INTERIOR
BUREAU OF
LAND MANAGEMENT
RT. 3 BOX 1
BURLEY, ID 83318

Source: GROUNDWATER
Diversion Pt: NWSESE Sec 28 T
08S R 27E

Use: STOCKWATER (.190 CFS)
WILDLIFE (.010 CFS)
Total Diversion (.200 CFS)

Date Filed: 12/24/1990
In: T08S R27E S28 SESE

37-08701

CITY OF BELLEVUE
CITY HALL
115 E. PINE
BELLEVUE, ID 83313

Source: GROUNDWATER
Diversion Pt: NENESW Sec 14 T
01N R 18E

Use: INDUSTRIAL (.200 CFS)
Total Diversion (.200 CFS)

Date Filed: 1/7/1991
In: T01N R18E S14 NESW

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301, on or before MARCH 11, 1991.

R. Keith Higginson, Director
Publish: Wood River Journal-
February 20 & 27, 1991

Publication Rates

As of Jan., 1990

(Idaho Code,
Rev. Statutes 1984)

7-8 pt./line straight: 5/pica

7-8 pt./line tabular: 6/pica

7-8 pt./line successive
insertion: 4/pica

COPILED
0 1991

Nº 7531

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08575

Priority: December 24, 1990

Maximum Diversion Rate:

0.07 CFS

Maximum Diversion Volume:

6.4 AF

This is to certify, that US DEPT OF INTERIOR

BUREAU OF LAND MANAGEMENT

RT 3 BOX 1

BURLEY ID 83318

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 24, 1990; and has submitted Proof of Beneficial Use on June 29, 1993. An examination indicates that the works have a diversion capacity of 0.070 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	04/15 to 11/15	0.07 CFS	6.3 AF
WILDLIFE	04/15 to 11/15	0.01 CFS	0.1 AF
	Totals	0.07 CFS	6.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 28, Township 08S, Range 27E
BLAINE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08S 27E 28

SESE

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.
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 is known locally as the Cedar Field Well.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08575

CONDITIONS OF APPROVAL AND REMARKS

7. Stockwater use is for 800 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 18th
day of OCTOBER, 1995.

Acting for


KARL J. DREHER, Director



RECEIVED
JUL 01 1993
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

JUN 29 1993

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-08575 Telephone No. 208-678-5514

2. Name(s) of Permit Holder(s): U.S. Bureau of Land Management

3. Post Office Address: Route 3; Box 1; Burley, Idaho 83318

4. Source of Water: Groundwater

a. If ground water, well driller's name: Harry King Date drilled: 11/91

b. Pump horsepower: 2 hp Pressure (psi): _____ Dynamic pumping level (ft.): 100

5. Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater 800 (No. and type of stock)
cattle

Other 20 antelope, 20 mule deer and

various other wildlife.

6. Total rate and/or volume for which proof is submitted 0.20 cfs _____ acre/feet

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

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

OR

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

8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Steve Davis
Name

678-5514
Telephone No.

Route 3; Box 1; Burley, Idaho 83318

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.

6/3/93
Date

Tom Dyer Area Manager Bureau of Land
Signature (and title if on behalf of a company or organization)
management.

AUG 26 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08575

Proposed Priority: December 24, 1990 Maximum Diversion Rate: 0.20 CFS

This is to certify, that U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT. 3 BOX 1
BURLEY, ID 83318

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	04/15 to 11/15	0.19 CFS
WILDLIFE	04/15 to 11/15	0.01 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSESE Sec. 28, Township 08S, Range 27E
BLAINE County

PLACE OF USE: STOCKWATER
TWN RGE SEC

08S 27E 28 SESE

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Stockwater use is for 800 range cattle.
6. Point of diversion known locally as Cedar Field Well.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

2nd day of July, 1991.

MICROFILMED

JUL 10 1991

for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

36-08575
RECEIVED

DEC 24 1990

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern Region Office

1. Name of applicant Bureau of Land Management Phone 678-5514
Post office address Rt. #3 Box 1, Burley, ID 83318
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 28 Township 8S Range 27E B.M. Blaine County; additional
points of diversion if any: _____
4. Water will be used for the following purposes: ** Allow 0.19 cfs go 12-24-90*
Amount 0.19 for stockwater cattle purposes from 04-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .01 for wildlife purposes from 04-15 to 11-15 (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 is (a) 20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. Cedar Field Well - water pumped from
the well will be piped 100' to a 1000 gallon trough.
- b. Height of storage dam N.A. feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
- c. Proposed well diameter is 6" inches; proposed depth of well is 200 feet.
- d. Is ground water with a temperature of greater than 90°F being sought? _____
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).

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JUL 10 1991

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 800 cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. 20 antelope and 20 mule deer

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.

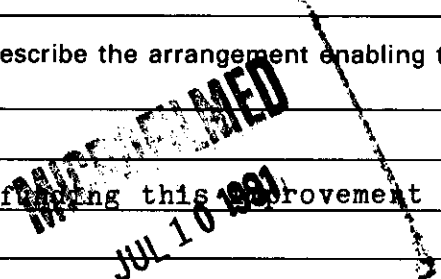
TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	27E	28																	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. N.A.

11. a. Who owns the property at the point of diversion? B.L.M.
- b. Who owns the land to be irrigated or place of use? B.L.M.
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Henry Schodde and Allen Bringelson are funding this improvement entirely, project expected to cost \$8,000.00



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

28

T9S R27E
Per Phoenix
MICROFILMED
JUL 10 1991

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.

Ted S. Millenick, Snake River Area Manager
(Applicant)

Received by J.F. Stanton Date 12-24-90 Time 10 am Preliminary check by AS.
Fee \$ 30.00 Receipted by JF # 5012920 Date 12-24-90
Publication prepared by M. Baldwin Date 2-11-91 Published in Wood River Journal
Publication approved M. Baldwin Date 4-23-91

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. 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:

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JUL 10 1991



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 18, 1995

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318

RE: WATER RIGHT NOS. 36-08575 AND 43-07278

Dear Water Right Holder(s):

Enclosed are copies of the Water Right Licenses issued on the above referenced permits along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

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OCT 27 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 36-08575 DATE 10-16-95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to: Order to reinstate needed? Incorrect fee for rate recommended? NO

SOURCE Changes or just clarification of originally intended source? Notice of Intent to Void necessary? ☐

POINT OF DIV Amendment needed? Map does not agree with 1ST PAGE Overlaps? of EXAM

PLACE OF USE Amendment needed? Map does not agree with 1ST PAGE OF Overlaps? EXAM.

DIV RATE Permit/fee limits: stock 800 cattle @ .19 Meas Q = Theo Q = .07/.08 Recommend: .07
8.8 x .7 x 2 HP @ 100' and 35 PSI is .07 Stockwater @ .07 wildlife @ .01
90 + (2.31 x 30) = .08 CFS Combined rates exceed capacity

ANNUAL VOLUME Volume Limit: Season: 4-15 to 11-15 = 215 days Calculations: 800 cattle full yr = 10.7 acre ft 215/365 x 10.7 = 6.3 GF/cell yr. 1 for WL
Flow limit: cfs x x 1.9835 = Combined volumes exceed capacity/allowable

USES Change in Nature of Use or additional uses? Amendment necessary? ☐

ADDITIONAL INFO Supplemental Groundwater PPU Scenario Irr/Dom Combination Shared G/W System

NEW REMARKS Multiple p/d(s) in 1/4 1/4? Other

NEW CONDITIONS Watermaster control - District Measuring/Locking Devices Irrigation Overlap R37 Other Standard BLM Stock Condition Water Quality Heat/Cool/Fish verified

COMMENTS: ① Examiner's recommendation exceeds capacity. ② map + wt page if exam disagree ③ No. of wildlife conflicts between narrative + part G. ④ No volume recommendations

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
Stockwater	.07	6.3	Adjustment Memo Needed	YES
Wildlife	.01	.1	LICENSE	✓
TOTAL	.07	6.4	1ST AMEND LETTER	
			2ND AMEND LETTER	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 06 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-08575

1. Owner: USDI - BLM Phone No. 678-5514

Current Address: Route 3 Box 1

2. Accompanied by: — EXAM DATE: 06-16-95

Address: Same Phone No. Same

Relationship to Permit Holder: Same

3. Source: GROUNDWATER tributary to —

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	SE	SE	28	08S	27E	BLAINE	USGS QUAD MAP.

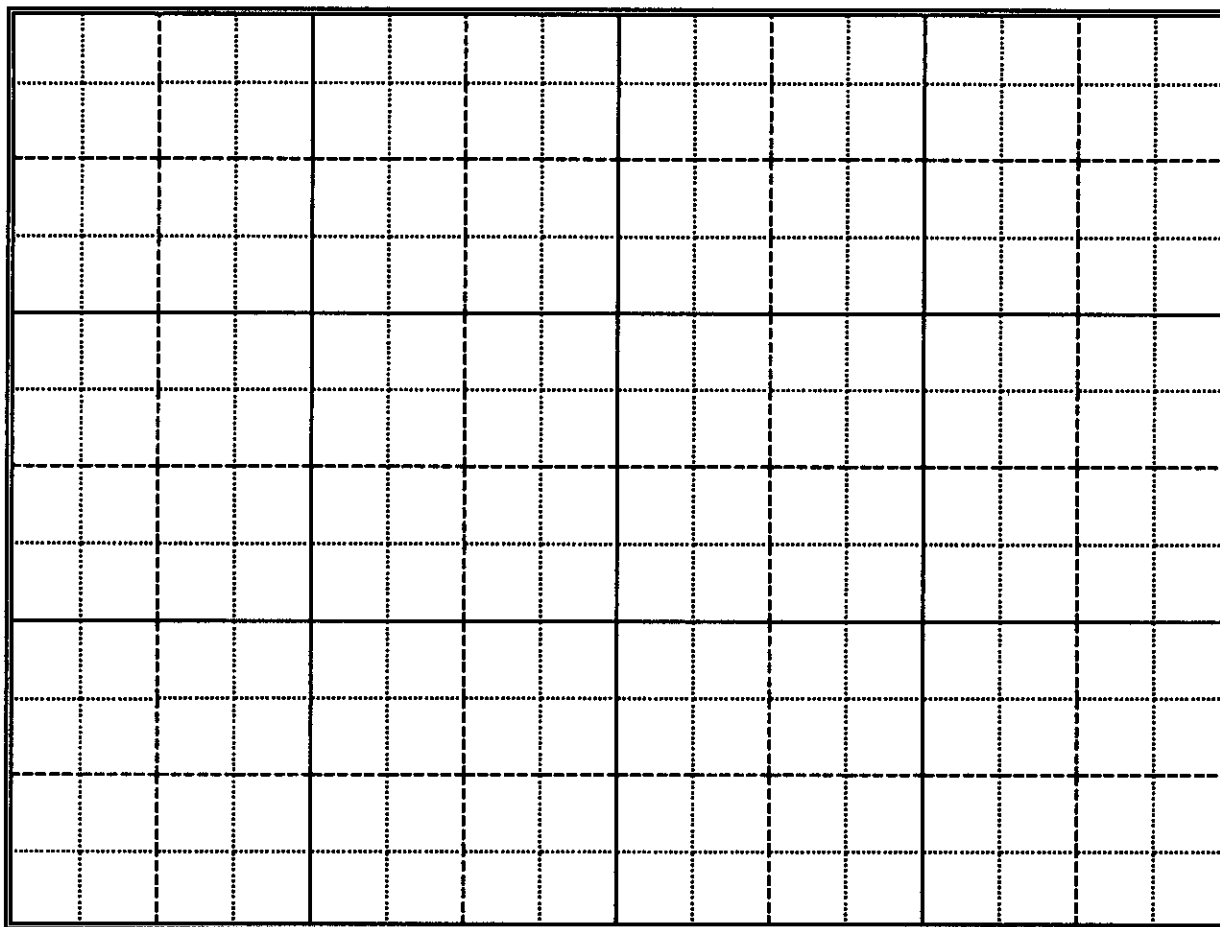
2. Place(s) of Use:

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	
08S	27E	28																NW S	

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable. *SEE ATTACHED MAP U.S.G.S.*



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

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	<i>unk</i>	<i>2</i>	<i>unk</i>	<i>unk</i>	

*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: _____

LOT 2 7 1995

E. NARRATIVE/REMARKS/COMMENTS

No Field exam was conducted. Development of Permit was confirmed at the Bureley office of USDI-BLM and was attested to By STEVE DAVIS & one Field Agent

Water is used for 800 head of CATTLE and 40 head of Wildlife

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

OCT 27 1995

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method: THEORETICAL:

$$\frac{8.8 \times HP \times EFF}{TDH} = cfs$$

*

$$\frac{8.8 \times 2 \times .70}{100 \times 35 \times 2.31} = \frac{12}{181} = .07 cfs \text{ system capacity}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R} \text{ and } V_{D.R} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$SW: 800 \text{ RANGE} = 9600 \text{ gpd}$$

$$WL: 20 \text{ mule deer + antelope} = 750 \text{ gpd}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* <u>stockwater</u>	<u>04-15</u>	<u>11-15</u>	<u>.19</u>	<u> </u>
<u>wildlife</u>	<u> </u>	<u> </u>	<u>.01</u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Totals:			<u>.2 cfs</u>	<u> </u>

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 DR Tryon Date 06-16-95

Reviewer _____ Date _____

SEAL

* See adjustment memo. RE

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OCT 27 1995

MEMORANDUM

TO: File 36-08575 / BLM
FROM: Brenda Chapman
DATE: October 16, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 36-08575 are based on the information below:

C. DIVERSION AND DELIVERY SYSTEM

The point of diversion and place of use locations marked on the front of the exam do not match the exam map. Since the examiner checked that no amendments were necessary, it appears that he just chose the wrong corner marking to measure from on the map.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Stockwater	4-15 to 11-15	.07	6.3
Wildlife	1-01 to 12-31	.01	.1

Volume recommendations have been made for both uses. Unless there is information to justify a higher requirement, the usual wildlife volume recommendation is .1 af.

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OCT 17 1995



36-08575

August 20, 1993

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08575

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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

IMPROVED

AUG 26 1993



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

July 20, 1993

USDI - BLM
Route 3 Box 1
Burley, ID 83318

Re: Permit No. 36-08575
Drilling Permit No. 36-90-S-0106-000

Dear Permit Holder:

Enclosed is a copy of the Proof of Beneficial Use submitted in connection with the above referenced water right. It, and your permit to appropriate water (copy enclosed), both indicate that the water is diverted for the use of stockwater and wildlife. Also enclosed is a copy of the drilling permit for which you applied in connection with this water right. It also indicates the extent of use to be domestic. However, as you can see, domestic use constitutes the diversion of 0.04 cfs or less. Your water right permit and proof of beneficial use indicate diversion of 0.20 cfs. Therefore, your drilling permit should have been issued for non-domestic use.

You were accordingly charged \$35 for the domestic well drilling permit. However, because of the use you have indicated (stock and wildlife, the drilling permit is no longer considered domestic. The charge for a non-domestic drilling permit is \$200.

Before the Department can accept the proof of beneficial use as filed, you will need to pay the additional \$165 fee to upgrade the drilling permit to a non-domestic. The Department is aware that Mr. Bryngleson is financing this project. However, since the water right is in your name, it is your responsibility to comply with the conditions by obtaining the correct type of drilling permit. I will hold your file for 30 days to allow you time in which to submit the additional fee. Please submit the additional \$165 drilling permit fee directly to me.

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

C: IDWR Regional Office

Enclosures

RECEIVED

AUG 26 1993

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
36-90-S-0106-000	0	ALLAN BRYNGELSON RT 4 BOX 197 RUPERT, ID 83350 (208) 436-6833	08S	27E	23	SE SE		BLAINE

Subdivision Location and Description:

Subdivision Name:
Well Site Address: CEDAR FIELD
City, State:Lot(s):
Block(s):Geographic Location:
Accuracy Code:
Lat: : N
Long: : W

Proposed Use of Well: Domestic

Proposed Casing Diameter: 6 In.

Proposed Depth: 120 Ft.

Well Use Comments:

Driller License No: 0088

Firm Name: HARRY KING DRILLING CO
Official: HARRY L KING

Permit Status: Permit

Verbal Issue Date:	Receipt No.	Receipt Date	Fee
Date Received: 11/20/1990	5012826	11/21/1990	\$ 35.00
Date Approved: 11/21/1990			
Proposed Start Date: 12/01/1990			
Extension Date:			
Extension Expiration:			

Specific Conditions:

Permit Remarks: The water right associated with this permit is in the name of the USDI-BLM. The drilling permit was obtained by one of the individuals funding this project. The water right is in the name of the USDI-BLM because it is on their property.

WELL DRILLER'S LOG REPORT

Drilling Permit No: 36-90-S-0106-000

Water Right No: 36-08575
Injection Permit No:

Nature of Work:	NEW WELL	Construction Method:	CABLE	Number of Monitor Wells:
Casing Diameter:	6 In.	Static Water Level:	80 Ft.	Actual Start Date: 03/02/1991
Depth of Casing:	18 Ft.	Temperature:	F.	Well Finish Date: 03/11/1991
Total Depth:	120 Ft.	Production Rate:	GPM	Log Received Date: 03/25/1991
Screen Installed?	No			Certification Date: 03/21/1991
				Field Inspection Date:
				Inspector:

Well Log Remarks: SURFACE SEAL 18 FT.

IMPROVED

AUG 26 1993

1/90

Drilling Permit No. 36-90-S-106
 Water Right Permit No. _____
 Injection Permit I _____

RECEIVED
 NOV 20 1990

State of Idaho
 Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Allan V. Bryngelson

2. Mailing Address Rt. 4 Box 197

Rupert, Idaho 83350 Telephone 208-436-6883

() Well Owner (x) Well Operator () Other, specify _____

3. Proposed well location SE 1/4 SE 1/4, or Gov't Lot No. _____

Sec. 28, Twp. 85 (85), Rge. 27E, County Blaine

Street Address of Well Site Cedar Field

Lot, block and subdivision _____

4. Proposed use of well:

(x) Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

() Non-Domestic: Any beneficial use not included within the definition of domestic

() Injection

() Monitoring - A well bore schematic and map is required for each well.

No. of proposed wells: _____

5. Well construction information:

A. (x) New well () Deepen () Replace - See Condition 9

B. Proposed Surface Diameter 6 in. Proposed Maximum Depth 120 ft.

C. Anticipated bottom hole temperature:

(x) 85°F or less (Cold water well)
 () 85°F to 212°F (Low temp. geothermal well)
 () 212° or more (Geothermal well)

6. Construction Start Date 12-90

7. Anticipated Well Driller Harry King

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Allan V. Bryngelson Date 11-19-90

Title BLM Permittee

(Owner, Firm Representative, Other)

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 NOV 23 1990

Department of Water Resources

NOT RECORDED

AUG 26 1993

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Adopted

Date 11/21/90

If approved, this permit authorizes the construction or modification 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 an 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° 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:

Larry O. Halpin
Signature of Authorized Department Representative

MANAGER, SOUTHERN REGION
Title

Receipt No. 5012826 Received by IRI Fee 35 Date 11/21/90

RECEIVED

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date AUG 26 1993

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



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

July 1, 1993

Mr. Tom Dyer
USDI - BLM
Route 3 Box 1
Burley, ID 83318

Re: Permit No. 36-08575

Dear Ben:

In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a drilling permit which should have been applied for before the opening of your well began. We have also been unable to locate a well log which should have been submitted by your well driller 30 days after completion of the construction of your well.

If you have a drilling permit or a copy of the well log, please provide this office with a copy of each. If you do not have a copy of the well log, please contact your driller and ask that he submit a copy. In your return letter, please be sure to show the above referenced permit number on any documents. Also, please address any correspondence directly to me. Your response, with both forms attached, should be received within 30 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of your system and the eventual issuance of a license of water right.

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

MICROFILMED

AUG 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

29-Jun-1993

Jim Tharpe
U S Dept. of Interior
Bureau of Land Management
Burley District Office
Route 3, Box 1
Burley ID 83318

Dear Jim:

Enclosed is Money Order #3964 in the amount of \$50 that was remitted with the Proof of Beneficial Use for Permit 45-7620. The permit's diversion rate in the amount of .01 cfs is less than the minimum rate of .04 cfs that requires a license exam fee. The West One Bank-Burley Office advises that if you take the money order to their office they will cancel it and refund the money paid.

Also enclosed is a receipt for the \$50 money order remitted for the proof filed for permit 36-8575. Please forward the receipt to the appropriate person in your office.

If you have any questions concerning these matters please call me at 736-3033.

Cordially,

Mel Schulte
Sr. Water Resource Agent

36-08575

April 30, 1993

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318

PROOF DUE NOTICE

RE: PERMIT NO. 36-08575

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 July 1, 1993. (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.

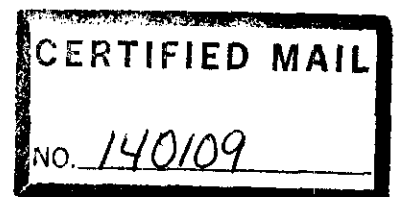
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MAILED
AUG 26 1993



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

July 9, 1991

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT. 3, BOX 1
BURLEY, ID 83318

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08575

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

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.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not

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JUL 10 1991

diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosure

RECEIVED
JUL 10 1991

Two file on water rights

NOTICE OF APPLICATION FOR WATER RIGHT

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

36-08575 ✓

U.S. DEPT. OF INTERIOR
BUREAU OF
LAND MANAGEMENT
RT. 3 BOX 1
BURLEY, ID 83318

Source: GROUNDWATER
Diversion Pt: NWSESE Sec 28 T
08S R 27E

Use: STOCKWATER (.190 CFS)
WILDLIFE (.010 CFS)
Total Diversion (.200 CFS)

Date Filed: 12/24/1990
In: T08S R27E S28 SESE

37-08701 ✓

CITY OF BELLEVUE
CITY HALL
115 E. PINE
BELLEVUE, ID 83313

Source: GROUNDWATER
Diversion Pt: NENESW Sec 14 T
01N R 18E

Use: INDUSTRIAL (.200 CFS)
Total Diversion (.200 CFS)

Date Filed: 1/7/1991
In: T01N R18E S14 NESW

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301, on or before MARCH 11, 1991.

R. Keith Higginson, Director

Publish: Wood River Journal-
February 20 & 27, 1991.

Mary: This is correct address.
Bellevue has consistently,
and incorrectly, listed
"Poplar" as City Hall
address.

Patty

OK
ms
2-20-91


The Wood River Journal
P.O. Box 968 Hatley, Idaho 83333

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FEB 19 1991

Department of Water Resources
Southern Region Office

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JUL 10 1991

14-Feb-1991

USDI BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318

Re: Application for Permit No. 36-08575

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Wood River Journal on 2/20 & 2/27/91. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

RECEIVED

JUL 10 1991

AFFIDAVIT of PUBLICATION

APR 01 1991

Department of Water Resources
Southern Region Office
State of Idaho,
County of Blaine } ss.

RECEIVED
MAR 27 1991

Department of Water Resources

DANIEL J. GORHAM

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive 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 20 day of Feb, 1991, and

the date of the last publication was on the 27 day of Feb, 1991.

Subscribed and sworn to before me this 28th day of Feb, 1991.
(SEAL)

Raberta Becker

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions _____
Lines tabular at _____ 6¢ / Pica
Lines straight at 27.23 5¢ / Pica
Subsequent lines at 21.78 4¢ / Pica
TOTAL COST 54.01 5.00

COPY OF NOTICE
(Paste Here)

Not application

TITLE OF NOTICE

Land Mngmt/ City Bellevue
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Water
BILL TO

NOTICE OF PUBLICATION

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

U.S. DEPT. OF INTERIOR
BUREAU OF
LAND MANAGEMENT
RT. 3 BOX 1
BUNLEY, ID 83318

Source: GROUNDWATER
Division Pt. NEHESSA Sec. 28 T
01N R 18E
Use: STOCKWATER (100 CFS)
WILDLIFE (100 CFS)
Total Diversion (100 CFS)

Date Filed: 12/24/1989
In: T005 R015 S14 NESSA

CITY OF BELLEVUE
CITY HALL
115 E. FIVE
BELLEVUE, ID 83313

Source: GROUNDWATER
Division Pt. NEHESSA Sec. 14 T
01N R 18E
Use: INDUSTRIAL (200 CFS)
Total Diversion (200 CFS)
Date Filed: 1/7/1991
In: T01N R18E S14 NESSA

The permittee will be subject to all prior water rights. Projects may be submitted based on the criteria of Sec. 42-2004, Idaho Code, and/or the new public interest criteria of Sec. 42-2006, Idaho Code. Projects must be filed with the Director, Dept. of Water Resources, 227 Orchardway, 2nd Floor, Boise, Idaho 83725, on or before MARCH 11, 1991.

R. K. Ketchum, Director
Published in _____ Journal
February _____

As of Jan., 1990
(Idaho Code,
Reb. Statutes 1984)

7-8 pt./line straight: 5/pica
7-8 pt./line tabular: 6/pica
7-8 pt./line successive
insertion: 4/pica

No 7531

36-08575

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT. 3 BOX 1
BURLEY, ID 83318

Source: GROUNDWATER

Diversion Pt: NWSESE Sec 28 T 08S R 27E

Use: STOCKWATER	(.190 CFS)
WILDLIFE	(.010 CFS)
Total Diversion:	(.200 CFS)

Date Filed: 12/24/ 1990

In: T08S R27E S28 SESE

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DEC 10 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before MARCH 11, 1991.

R. Keith Higginson, Director

Published 2/20/1991 & 2/27/1991

JUL 10 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

FEBRUARY 11, 1991

WOOD RIVER JOURNAL
P.O. BOX 988
HAILEY, ID 83333

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. 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 MARCH 11, 1991.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure