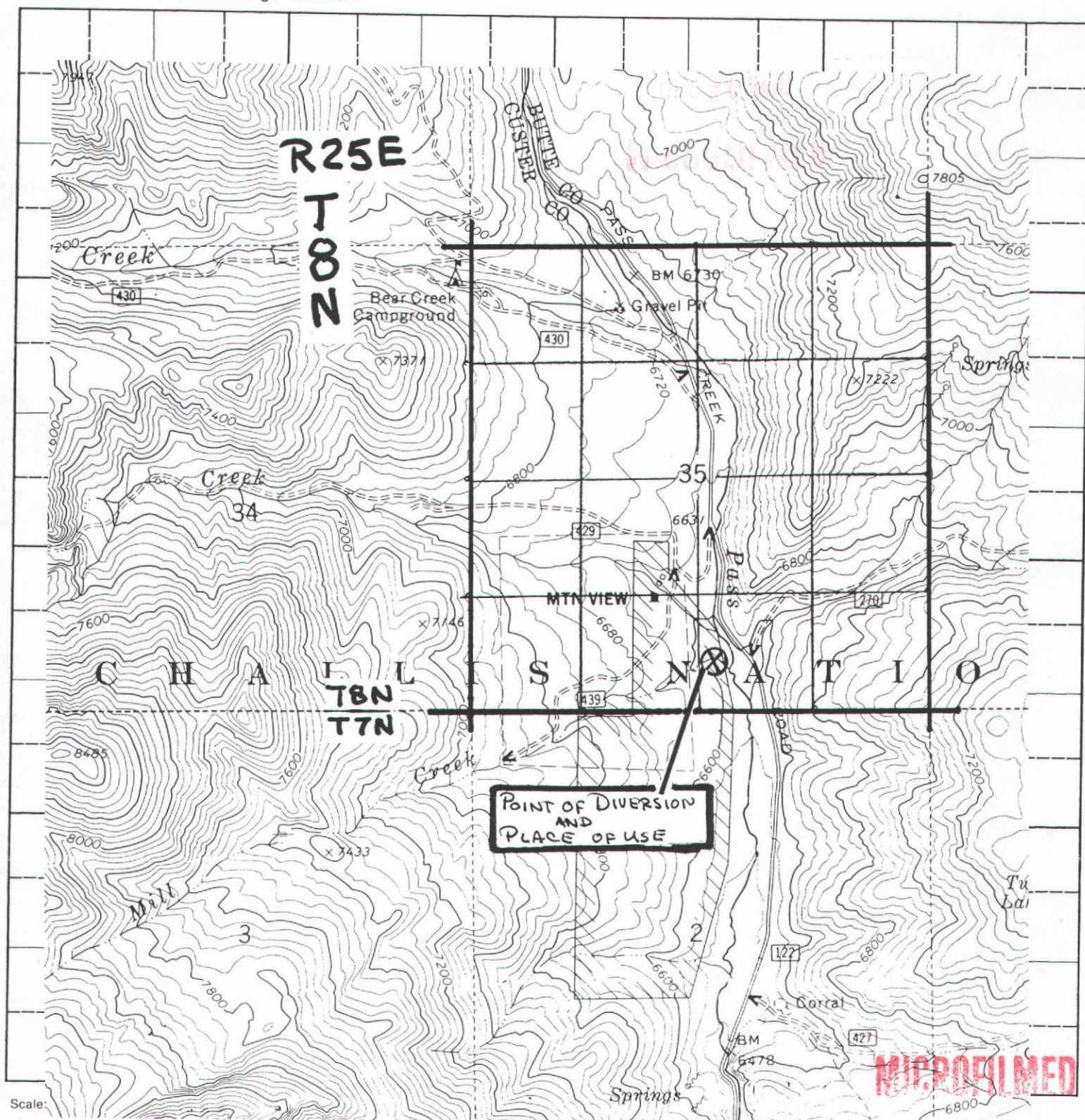


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

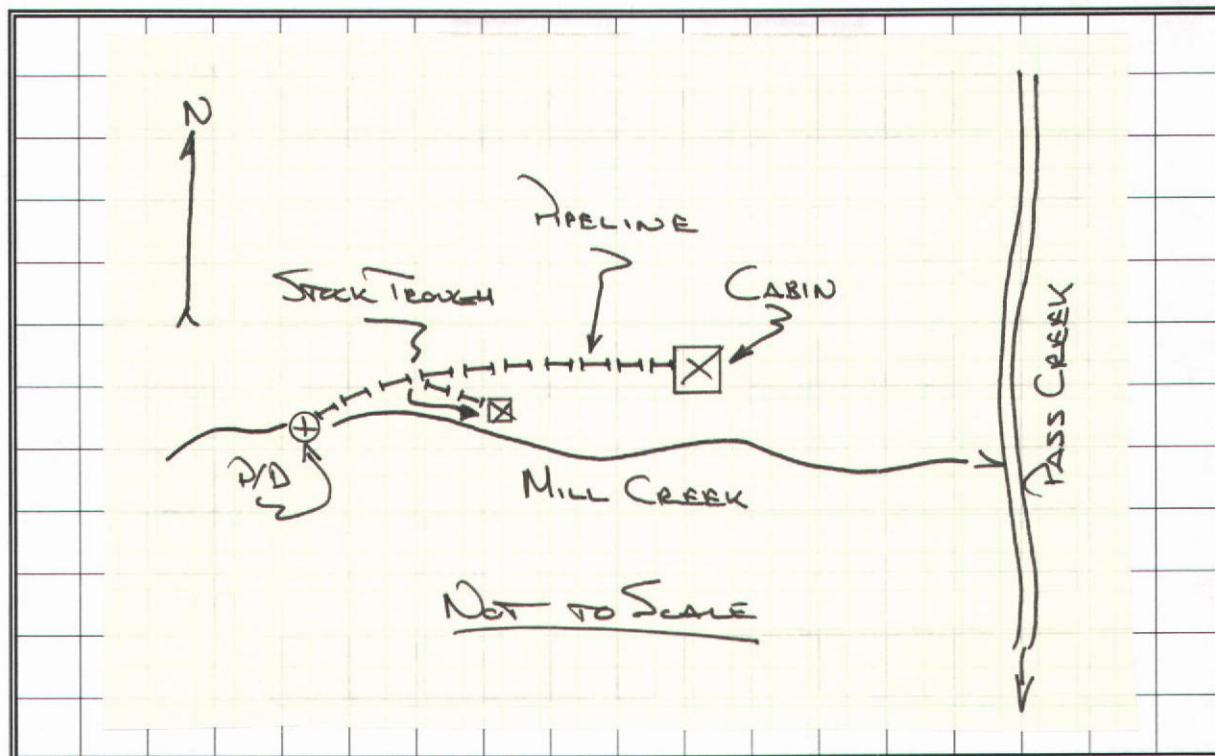


BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Geraldine G. Grady
(Applicant)

DEC 20 1995

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. and applicable.



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. Diversion System Specifications

Well or Diversion Ident. Number*	Motor Make	Horse-power	Motor Serial Number	Pump Discharge Number or Discharge Size
N/A				

*Code to correspond with number on map and aerial photo

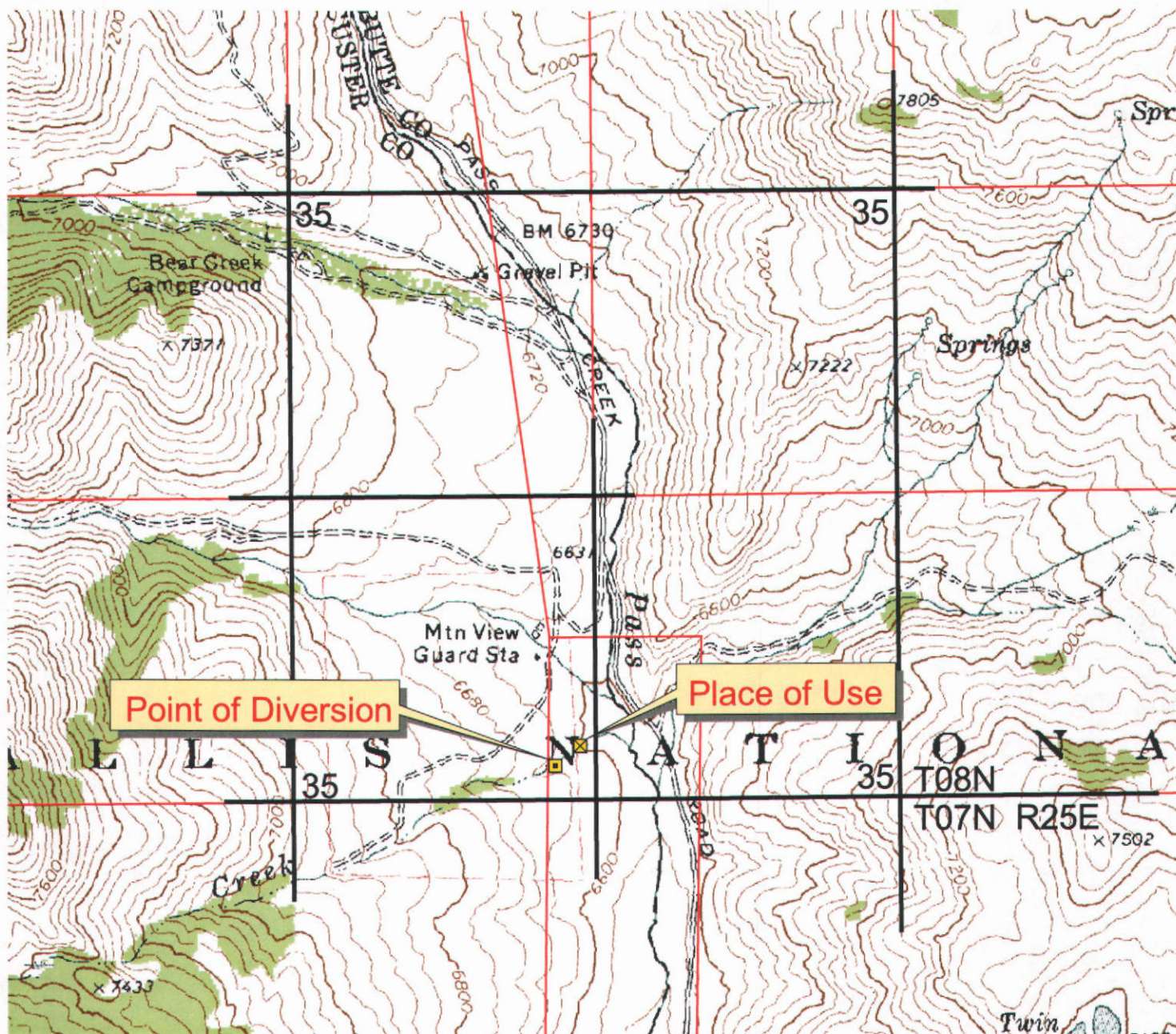
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model Number	Serial Number	Size	Calibration Date
Bucket and stopwatch					1gal	

2. Measurements: 1 gallon in 2 seconds = 30 gpm

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0.5 0 0.5 1 Miles

1:16000

- ✕ Place of Use
- Point of Diversion

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JUN 05 2002



34-07575 -- Grady, Geraldine



Plate 1: Collection box at point of diversion.



Plate 2: Location of measurement on pipeline.

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34-07575



Plate 3: Place of use for domestic use. Lawn area surrounds cabin.



Plate 4: Stockwater trough fed by pipeline.

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JUN 05 2002

34-07575

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated Nov 2 1995 and ending with
the issue dated Nov 9 1995.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 9th day of November in the
year of 1995 before me, a Notary Public,
personally appeared Ruth E. Burchill
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledgeed to me that he executed the same.

Echel M. Peck
Notary Public for Idaho

Residing at Challis

My commission expires: 3-19-98

NOTICE OF APPLICATION FOR WATER RIGHT 34-07575

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

GRADY, GERALDINE G., P.O.
BOX 871, POCA TELLO, ID 83204-
0871

Source: MILL CREEK

Tributary: PASS CREEK

Diversion Pt: SWSE Sec 35 T
08N R 25E in CUSTER County.

Use: STOCKWATER (0.010 CFS)

DOMESTIC (0.040 CFS)

Total Diversion: (0.050 CFS)

Date Filed: 10/12/1995

In: CUSTER County T08N R25E
S35 SWSE

The permit(s) will be subject to
all prior water rights. Protests
must be filed with the applicant
and the Director, Dept. of Water
Resources along with a \$25 filing
fee, Eastern Region, 900 N. Sky-
line, Idaho Falls, Idaho 83402 on
or before NOVEMBER 20, 1995.

KARL J. DREHER, Director
Pub: Nov. 2 & 9, 1995.

MICROFILMED

DEC 20 1995

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 34-07575

Priority: October 12, 1995

Maximum Diversion Rate: 0.05 CFS
Maximum Diversion Volume: 1.3 AF

It is hereby certified that GERALDINE G GRADY
PO BOX 871
POCATELLO ID 83204-0871 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 12, 1995; and has
submitted Proof of Beneficial Use on June 05, 1996. An examination indicates that the works have a
diversion capacity of 0.07 cfs of water from:

SOURCE

MILL CREEK

Tributary: PASS CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF

LOCATION OF POINT OF DIVERSION:

MILL CREEK SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Twp 08N, Rge 25E, B.M., CUSTER County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08N 25E 35												X					

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08N 25E 35												X					

CONDITIONS OF APPROVAL

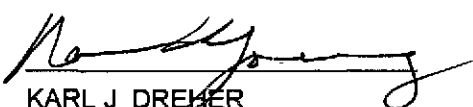
- Domestic use is for 1 home.
- Use of water under this water right will be regulated by the watermaster of State Water District No 34.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 8TH day of MAY, 2002.

MICROFILMED
JUN 05 2002

Acting for


KARL J DREHER
Director

RECEIVED

MAY - 2 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

Department of Water Resources

(For Licensing Purposes)

WATER RIGHT NO. 34-07575

Date of Priority: October 12, 1995

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:

1.3 AF

Comes now GERALDINE G GRADY
PO BOX 871

POCATELLO ID 83204-0871 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 34-07575, and requests that the permit be changed as follows:

Source: MILL CREEK

Tributary: PASS CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF

LOCATION OF POINT OF DIVERSION:MILL CREEK SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Twp 08N, Rge 25E, B.M., CUSTER CountyPLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N 25E 35												X					

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N 25E 35												X					

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 26 day of April, 2002.

Geraldine G. Grady
(Signature)

MICROFILMED
JUN 05 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 34-07575

FOR DEPARTMENT USE ONLY
Preliminary check by kw Fee = \$50⁰⁰ Received by JM # 2061780 Date 5/2/02

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 34-07575 with the following:

CONDITIONS OF APPROVAL

1. Domestic use is for 1 home.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.

Witness my hand this 8TH day of MAY, 2002.


Acting for KARL J. DREHER
Director

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JUN 05 2002

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JUN 05 1996

RECEIVED

STATE OF IDAHO JUN 17 1996

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern Region

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 be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 34-07575 Telephone No. 232-1301

2. Name(s) of Permit Holder(s): Geraldine G Brady

3. Mailing Address: PO Box 871 Pocatello Id 83204-0871

4. Source of Water: Mill Creek If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____

a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____

b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): 4 horses

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .05 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes ____ or No 1
Has the measuring device been installed? Yes ____ or No ____

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No 1
Has the measurement port been installed? Yes ____ or No ____

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Permit Holder Telephone Number: _____

Address: _____

10. The information given on this form 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.

Signature of permit holder: Geraldine Brady Date: June 5, 1996
(include your title, if on behalf of company or organization)

RECEIVED

AUG 07 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 34-07575

Proposed Priority: October 12, 1995 Maximum Diversion Rate: 0.05 CFS

This is to certify, that **GERALDINE G GRADY**

PO BOX 871

POCATELLO ID 83204-0871

has applied for a permit to appropriate water from:

MILL CREEK

tributary of **PASS CREEK**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.01 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 35, Township 08N, Range 25E
CUSTER County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08N 25E 35 SWSE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1996**.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 34.
4. Stockwater use is for 4 horses.
5. Domestic use is for 1 home.

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

15th day of December, 19 95

Karl J. Dreher
for Karl J. Dreher, Director

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DEC 20 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant GERALDINE G. GRADY Phone 232-1301
Post office address P.O. Box 871, Pocatello, Id. 83204-0871
2. Source of water supply Mill Creek which is a tributary of Pass Creek
3. Location of point of diversion is _____ 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____
Sec. 35 Township 8N Range 25E B.M. Custer County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.01 for Stockwater 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 is (a) 0.05 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Collection pipe mainline to
single domestic home and stockwater trough
 - b. Height of storage dam _____ 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 _____ inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year)

UNRECORDED

DEC 20 1995

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. 4 horses
- c. Municipal, show name of municipality. _____
- d Domestic, show number of households 1
- e. Other; describe fully _____

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	
8N	25E	35															D/S		

Total number of acres to be irrigated _____

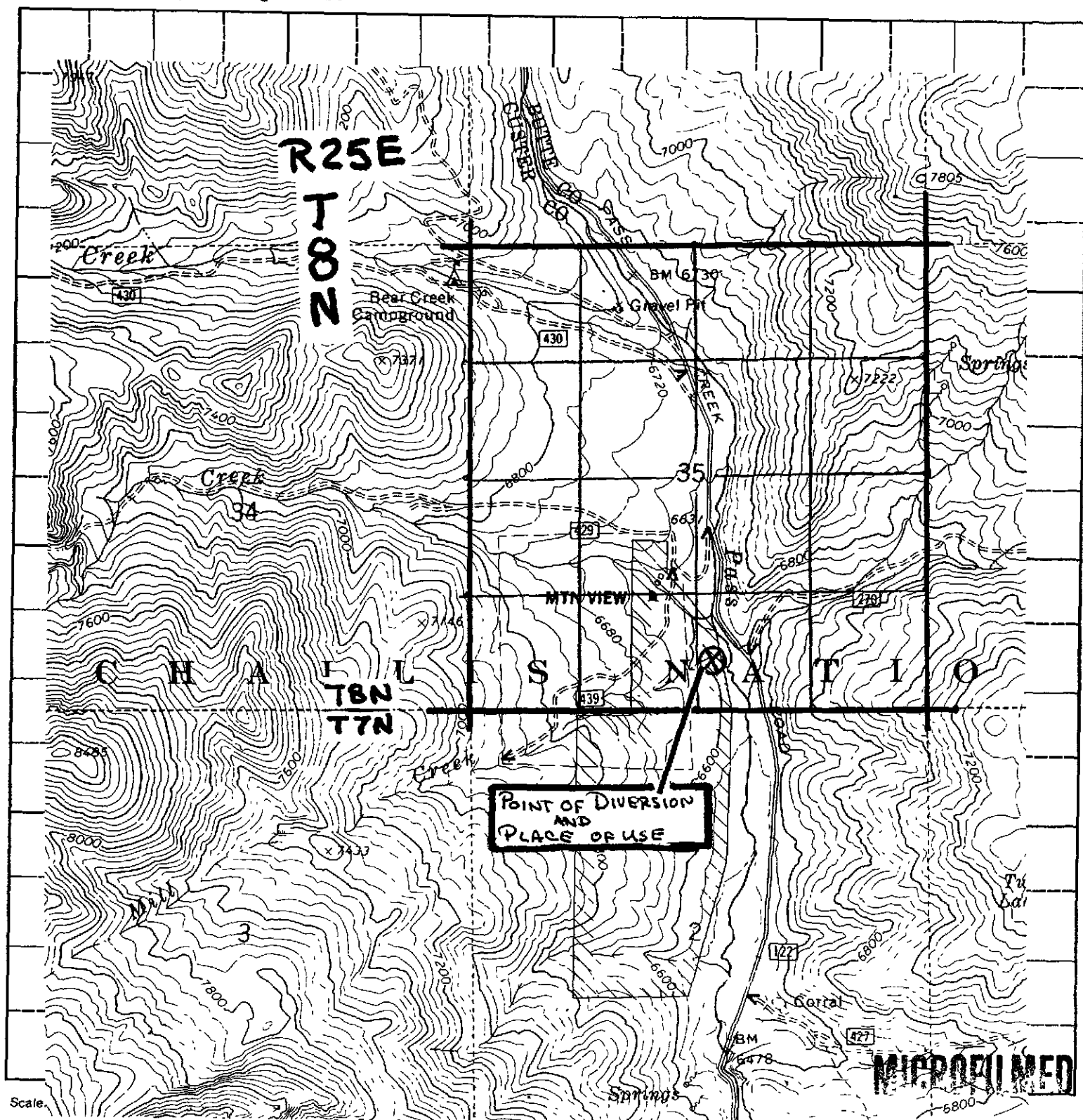
10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? Geraldine E. Grady
- b. Who owns the land to be irrigated or place of use? Geraldine E. Grady
- 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: _____

DEC 20 1995

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



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DEC 20 1995

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

Geraldine A. Grady
(Applicant)

Received by Lk Date 10/12/95 Time 1:03 Preliminary check by _____
Fee \$ 50.00 Received by HWS # E021604 Date 10-12-95
Publication prepared by LB Date 11-2-95 Published in Custer Publishing
Publication approved LB Date 12-5-95

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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DEC 20 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 13, 2002

GERALDINE G GRADY
PO BOX 871
POCATELLO ID 83204-0871

RE: License No. 34-7575 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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

Enclosed is a copy of the approved Application for Amendment.

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

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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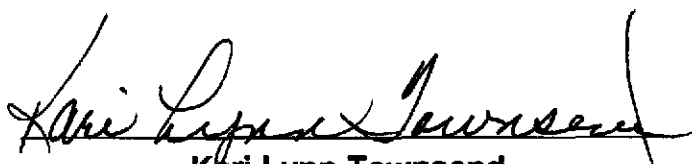
JUN 05 2002

CERTIFICATE OF SERVICE

I hereby certify that on May 13, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 34-7575

**GERALDINE G GRADY
PO BOX 871
POCATELLO ID 83204-0871**


**Kari Lynn Townsend
Secretary**

MICROFILMED

JUN 05 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 18, 2002

GERALDINE G GRADY
PO BOX 871
POCATELLO ID 83204-0871

RE: Water Right Permit No. 34-07575

Dear Permit Holder:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ Point of Diversion

☒ Place of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

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JUN 05 2002

LICENSE REVIEW CHECKLIST

Permit No. 34-7575

Date. 4-17-02

Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: change

Does change clarify original intended source? If no, void permit

Change (P39/P49) Add (P45/P44)

Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use change

Change (P41/P49) Add (P41/P44)

Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.05 cfs

Fee Limit 0.20 cfs

Measured 0.07 cfs

Theoretical _____ cfs

Recommended Total Diversion Rate

0.05
~~0.07~~

Water Uses OK

Change (P46)

Season of Use per new Standards

Irrigation _____ cfs _____ af

Stockwater 0.01 cfs 0.1 af

Domestic 0.04 cfs 1.2 af

_____ cfs _____ af

_____ cfs _____ af

Total 0.05 cfs 1.3 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks: _____

Additional Conditions yes

Watermaster Control -34

_____ GW Measurement/Measuring Device

_____ Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist? _____

Water Msmt Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? _____

Adjust memo _____

Amend Letters _____

P87, S06

Second Amendment Notice P49

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 1 2002
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No.: 34-07575

1. Owner: Geraldine G Grady

Phone No.: (208) 232-1301

Current Address: PO Box 871, Pocatello ID 83204-0871

2. Accompanied by: N/A

Exam Date: 7/21/1998

Address: _____

Phone No.: _____

Relationship to Permit Holder: _____

3. Source: Mill Creek

Tributary to: Pass Creek

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
		SE	SE	SW	35	08N	25E	Custer	Onsite GPS with Trimble GeoExplorer

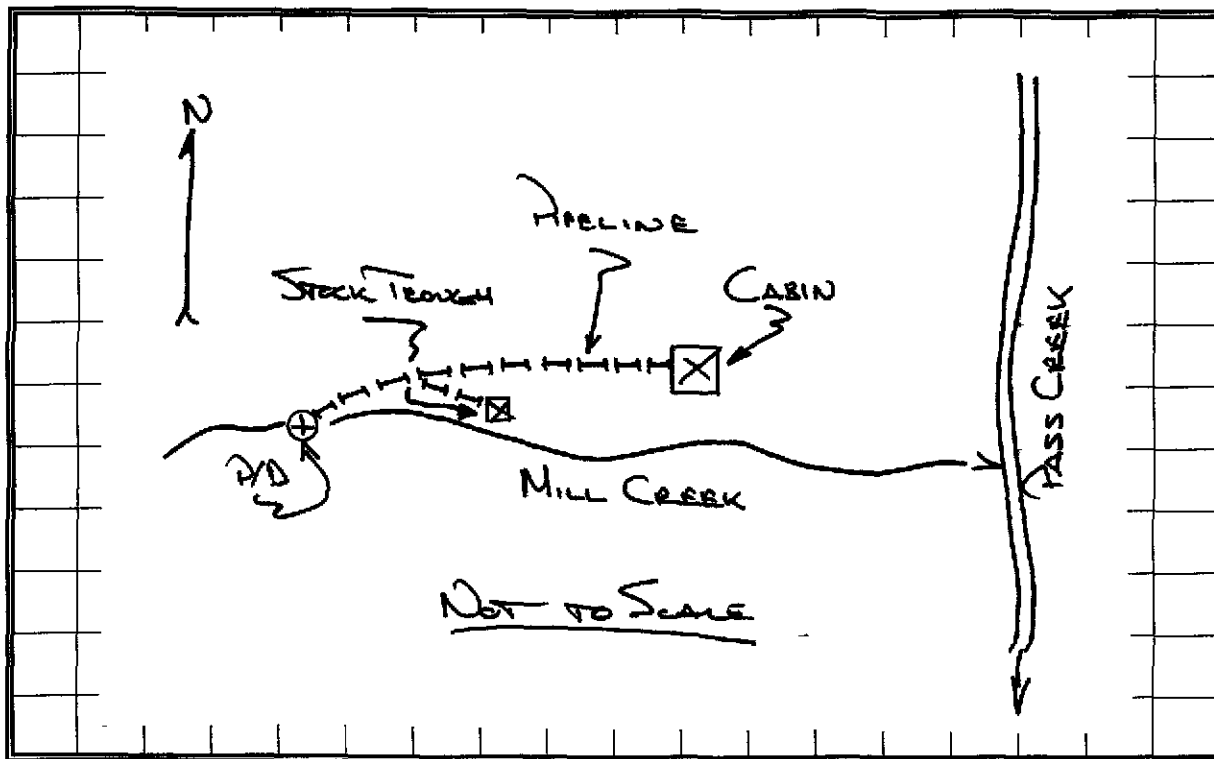
2. Place(s) of Use:

Indicate Method of Determination: Rectified plat with ESRI ArcView

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	25E	35												D					

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JUN 05 2002

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. and applicable.



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. Diversion System Specifications

Well or Diversion Ident. Number*	Motor Make	Horse-power	Motor Serial Number	Pump Discharge Number or Discharge Size
N/A				

*Code to correspond with number on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model Number	Serial Number	Size	Calibration Date
Bucket and stopwatch					1gal	

2. Measurements: 1 gallon in 2 seconds = 30 gpm

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JUN 5 2002

E. NARRATIVE/REMARKS/COMMENTS

Collection box in Mill Creek to poly pipe to single summer cabin with approximately 1/2 acre of lawn. Pipeline also supplies stock water trough that supplies water to 4 horses.

GPS files R072118A and R072119A collected onsite.

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

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JUN 05 2002

F. FLOW CALCULATIONS

Measured Method:

Additional computation sheets attached

*1 gallon in 2 seconds = 30 gallons per minute**30 gpm / 448.8 gpm per cfs = 0.067 cfs**Recommend IDWR standard for single home with 1/2 acre lawn = 0.04 cfs**Recommend IDWR standard for 4 horses = 0.01 cfs**Combined total = 0.05 cfs***G. VOLUME CALCULATIONS****1. Volume Calculations for Irrigation** $V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____**2. Volume Calculations for Other Uses:***Recommend IDWR standard for single home with 1/2 acre lawn = 1.2 afa**Recommend IDWR standard for 4 horses = 0.1 afa**Combined total = 1.3 afa***H. RECOMMENDATIONS****1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-Jan	31-Dec	0.04 cfs	1.2 afa
Stockwater	1-Jan	31-Dec	0.01 cfs	0.1 afa
Totals:			0.05 cfs	1.3 afa

2. Recommended Amendments

☒ Change POD as reflected above ☐ Add POD as reflected above ☐ None
☒ Change POU as reflected above ☐ Add POD as reflected above ☐ Other

I. AUTHENTICATIONField Examiner: Date: 11-30-2001

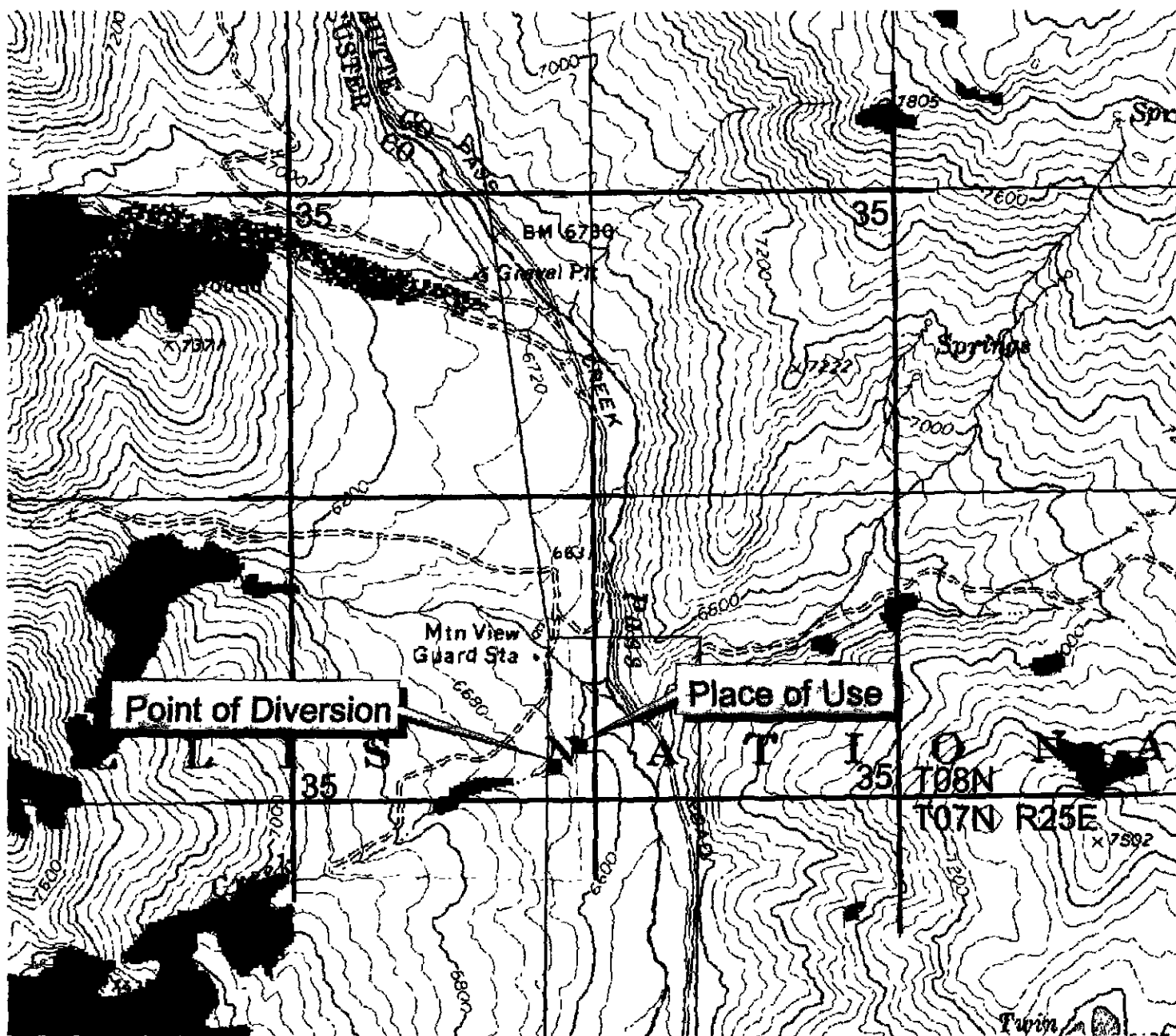
Reviewer: _____

Date: _____

MICROFILMED

SEAL

JUN 05 2002



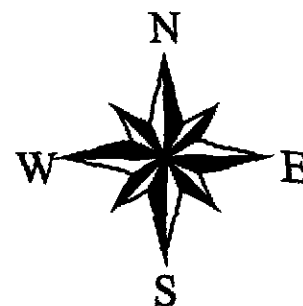
0.5 0 0.5 1 Miles

1:16000

- Place of Use
- Point of Diversion

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JUN 05 2002



34-07575 -- Grady, Geraldine



Plate 1: Collection box at point of diversion.



Plate 2: Location of measurement on pipeline.

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JUN 05 2002

34-07575

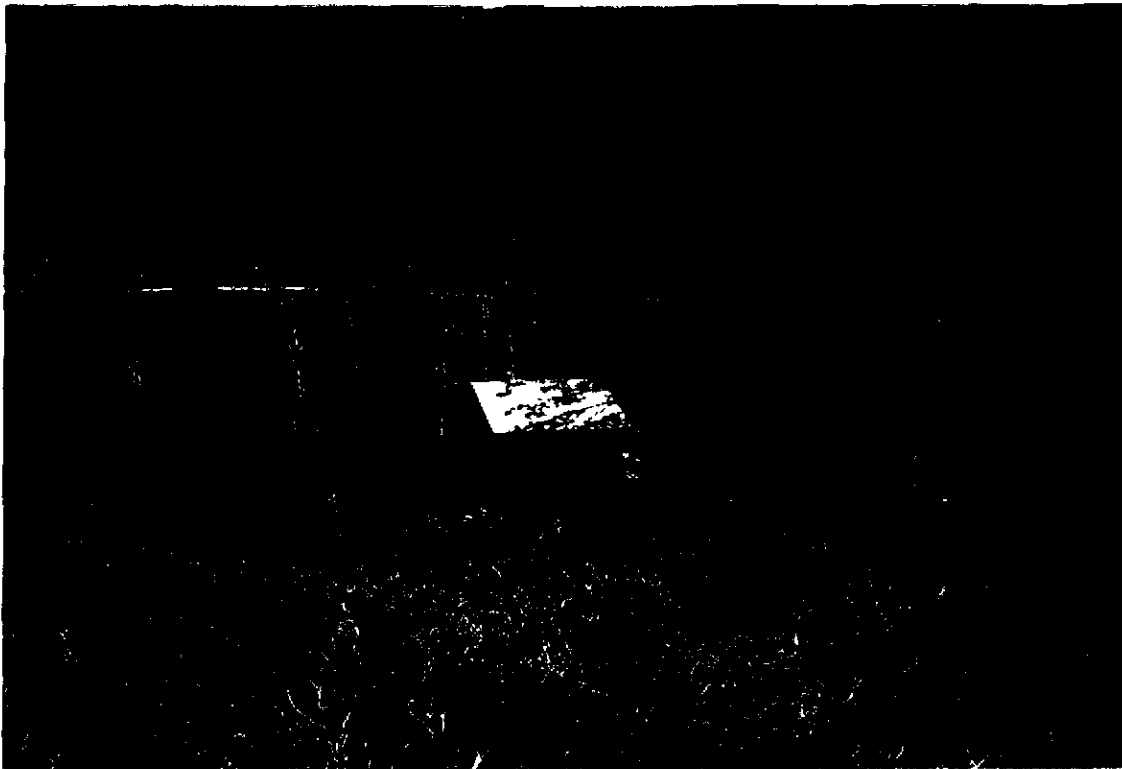


Plate 3: Place of use for domestic use. Lawn area surrounds cabin.



Plate 4: Stockwater trough fed by pipeline.

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17N 0 5 2002

34-07575

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No.: 34-07575 Reviewed by [Signature] Date 6-27-96

GENERAL CONSIDERATIONS

YES Name same as permit?
YES Address same as permit?
YES Proof timely received?
If not, complete calculation below.

TYPES OF USE

Dom, Stock

Correct Uses? YES

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☒ Drilling permit required?
☒ Copy in the file? Drilling Permit No. _____
☒ Amount paid for permit _____ Correct?
☒ Well log in the file?

LICENSE EXAMINATION FEE

YES Required?
50- Amount Submitted
YES Correct?

MEASURING DEVICE

170 Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	 - = + 	_____
Date proof due	_____		_____
No. of days late	_____		_____
Priority Date	_____		_____
New Priority Date	_____		_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address [Signature] Proof Made 6-5-96

June 27, 1996

GERALDINE G GRADY
PO BOX 871
POCATELLO ID 832040871

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 34-07575

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 EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

AUG 07 1996



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

December 18, 1995

GERALDINE G GRADY
PO BOX 871
POCATELLO ID 83204-0871

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 34-07575

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

MISSOURI

DEC 20 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 34-7575 Name: Grader Date: 12/14/95 Ad OK? ☒
Correct Fee? ☒ Receipt #: E021604 Priority: 10/12/95 ☒ Gvmt Lts: ☒

AREA OF CONCERN: ~~with~~ ^{*Surface water} ~~Aguafer~~ - No/Yes ESRP ^{*}Mor GWMA Trust/Non-trust
PROTESTED: ~~studies dom use exempt.~~ - 020 (Protest Agr) or W19 (See Final/Prelim Order)

SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: ☒ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065 (if GW use SW 1st)

Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER ☒ FLO-CH> (Surface water that doesn't sink is regulated):
Water District (~~dem~~) - 005 (req) WD # 34 <SEE MAP & LISTING>
+ 0.2 cfs - 028 (may report) - 01J (meas dev) - P08
=/- 0.2 cfs - 028 (may report) - 01H (lock dev) - P01 or No MD
=/+ 5 a. irr. - 028 (may report)
In-WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-↑ Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:
Domestic (surface) - 021 (Boise R ↑ L Peak); 27A (Payette R); NA
Fish Propagation - 07A-042 (rq) - 010/06A/09E (WQ) - P10; 044 (N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F (P19) - 09E (P10);
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09
Storage (☒ 3 compo.) - 18A (multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - C <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

① W02/4 H ② W01/1

12-1-1996

Form No. 202a
4/87

Dist. for staffing 10-16-95
Submitted for advertising 10-17-95

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWT DATE 10-17-95 APPLICATION NO. _____

Heraldine H. Grady
REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

Overlapping place of use (Describe source & relationship to present application on the back.)

Overlapping point of diversion

- | | | |
|------------------------------|-----------------------------|---|
| ☐ Yes | ☐ No | Field check required |
| ☐ Yes | ☐ No | Field check by _____ |
| ☐ Yes | ☐ No | Field report attached |
| ☐ Yes | ☐ No | Critical groundwater area |
| ☐ Yes | ☐ No | Groundwater management area |
| ☐ Yes | ☐ No | Send dam safety information |
| ☐ Yes | ☐ No | Send power requirement letter |
| ☐ Yes | ☐ No | Send fish farm requirement letter |
| ☐ Yes | ☐ No | Power residency affidavit |
| ☐ Yes | ☐ No | Power efficiency form |
| ☐ Yes | ☐ No | Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.) |

☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

_____ Date Requested _____

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other

Project impacts/implications report

COMMENTS

[illegible]

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E Burchell, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated Nov 2 1995 and ending with
the issue dated Nov 9 1995.

Ruth E Burchell

STATE OF IDAHO

COUNTY OF CUSTER

On this 9th day of November in the
year of 1995 before me, a Notary Public,
personally appeared Ruth E Burchell
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledged to me that he executed the same.

Carol Ann Ruck
Notary Public for Idaho

Residing at Challis

My commission expires: 12-9-98

NOTICE OF APPLICATION FOR WATER RIGHT 34-07575

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

GRADY, GERALDINE G., P.O.
BOX 871, POCATELLO, ID 83204-
0871

Source: MILL CREEK

Tributary: PASS CREEK

Diversion Pt: SWSE Sec 35 T
08N R 25E in CUSTER County.

Use: STOCKWATER (0.010 CFS)
DOMESTIC (0.040 CFS)

Total Diversion: (0.050 CFS)

Date Filed: 10/12/1995

In: CUSTER County T08N R25E
S35 SWSE

The permit(s) will be subject to
all prior water rights. Protests
must be filed with the applicant
and the Director, Dept. of Water
Resources along with a \$25 filing
fee, Eastern Region, 800 N. Sky-
line, Idaho Falls, Idaho 83402 on
or before NOVEMBER 20, 1995.

KAREN D. DAVIS, District
Public Notary

MICROFILMED

DEC 20 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

OCTOBER 25, 1995

CUSTER PUBLISHING CO.
P.O. BOX 405
CHALLIS, ID 83226

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 NOVEMBER 20, 1995.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED

DEC 20 1995

34-07575

GRADY, GERALDINE G
PO BOX 871
POCATELLO, ID 832040871

Source: MILL CREEK

Tributary: PASS CREEK

Diversion Pt: SWSE Sec 35 T 08N R 25E in CUSTER County.

Use: STOCKWATER	(	0.010 CFS)
DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.050 CFS)

Date Filed: 10/12/1995

In: CUSTER County
T08N R25E S35 SWSE

DEC 20 1995

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before NOVEMBER 20, 1995.

KARL J. DREHER, Director

Published: 11/ 2/1995 & 11/ 9/1995

APPROVED
11/16/95



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 25, 1995

DOUG ROSENKRANCE
WATER DIST 34
PO BOX 53
MACKAY ID 83251

RE: Application for Permit No. 34-07575

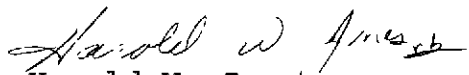
Dear Mr. Shenton:

Please find enclosed a copy of the above referenced application. Please review the application and submit any comments you may have to our Department as soon as possible.

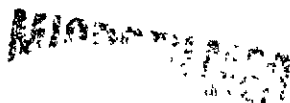
If we may be of further assistance, please feel free to contact us.

Thank you for your cooperation in this matter.

Respectfully submitted,


Harold W. Jones
Water Right Supervisor

HWJ/rb
enc.


DEC 20 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 25, 1995

GERALDINE G GRADY
PO BOX 871
POCATELLO ID 83204-0871

RE: Notice of Application for Permit No. 34-07575

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the applications in the Custer County News November 2 & 9, 1995. The advertisement will be published for two consecutive weeks, and 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 applications 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.

Sincerely,


Harold W. Jones
Water Right Supervisor

HWJ/rb

DEC 20 1995