

R23E



Paul J. Barad
(for) L. KENT MAYS, JR. (Applicant) Deputy Regional Forester,
Resources

MICROFILMED

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARGARET PARKS

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2

consecutive weeks, commencing with
the issue dated JUNE 11

1981, and ending with the issued
dated JUNE 18 1981.

Margaret Parks

Subscribed and sworn to before
me this 22 day of June
1981.

Gandra M. James

Notary Public, residing at Challis,
Idaho. My commission expires on

4-30-83

34-7342
Source: SPRING tributary to
ALDER CREEK
Date Filed: 04/29/1981
Amount: 0.02 CFS
Diversion Point: SWNE Sec 26
T 06N R 23E, CUSTER Co.
Use: STOCKWATER (0.02
CFS) from 05/01 to 11/30
Place of Use: SWNE Sec 26 T
06N R 23E
Diversion Means: EXCAVA-
TION OF SPRING AREA.

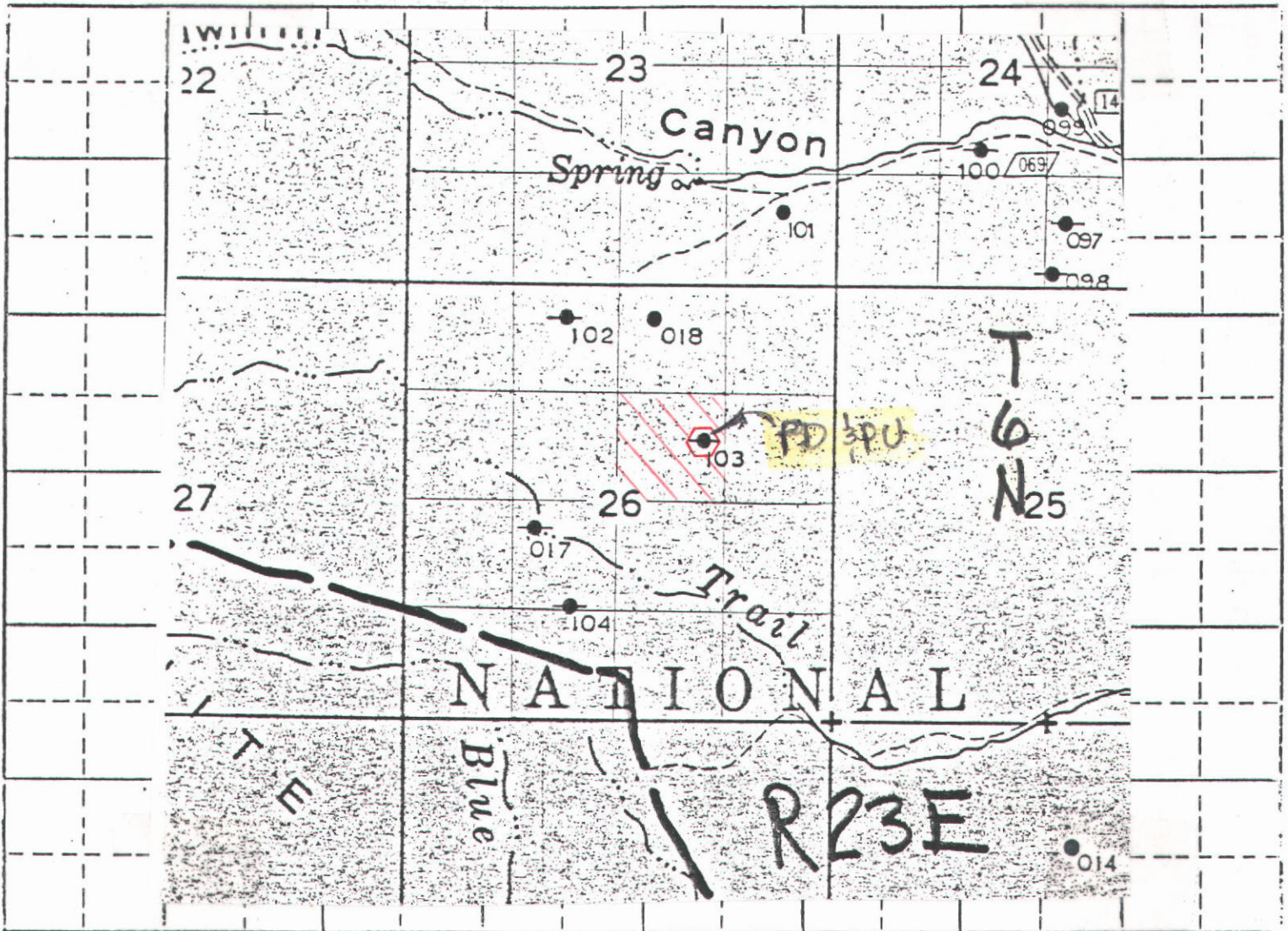
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JUN 25 1981

Department of Water Resources
Eastern District Office

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

SEE MEMORANDUM DATED 26, FEB. 1981: USFS/BLM FIELD EXAMS

017-103

Point(s) of diversion: SW & NE & SEC. 26 TWP. 6N RNG. 24E 23E B.M.

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	23E	26			S														
6N	24E																		

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JUL 06 1987

Recommended Amendments:

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

Examiner's Signature: [Signature]
 Checked by: [Signature]
 Approved by: [Signature]

Date: 3/12/87
 Date: 16 MAR 1987
 Date: 6-19-87

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 34-7342

Priority: April 29, 1981 Amount: .02 CFS 4.7 AFA

This is to certify, that U.S. DEPT. OF AGRI.

FOREST SERVICE

FEDERAL BLDG.

324 25TH ST.

OGDEN, UT 84401

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 29, 1981, and has submitted proof to the Department of Water Resources on August 30, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .02 cfs of water from;

SPRING tributary to TRAIL CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	05/01 to 11/30	.02 cfs	4.7 afa

LOCATION OF POINT OF DIVERSION(S): SWNE , Sec. 26, Township 6N, Range 23E
Custer County

PLACE OF USE: Stockwater

TWN RGE SEC

6N 23E 26 SWNE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license is subject to control by the watermaster of State Water District No. 34 .
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.

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 26th day of June, 1982.

RECEIVED
JUL 06 1982

Acting for the 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 U.S. Forest Service Phone (801) 626-3561

Post office address 324 - 25th Street, Ogden, Utah 84401

2. Source of water supply unnamed spring which is a tributary of Alder Creek

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26 Township 6N

Range 23E B.M. Custer County, additional points of diversion if any: _____

017-103

4. Water will be used for the following purposes:

Amount .02 for stockwatering purposes from May 1 to Nov 30 (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)

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

5. Total quantity to be appropriated:

a. .02 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Excavation of spring area

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

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 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: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26 Township 6N

Range 23E B.M.

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

(3) List number of each kind of livestock to be watered 600 cattle

Wildlife - number unknown

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

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

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[illegible]

marks

Saint John's College

If the property is owned by a person other than the applicant, describe the arrangement enabling the

Who owns the land to be irrigated or place of use _____ same

Who owns the property at the point of diversion

United States of America - Forest Service

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

total number of acres to be irrigated

[illegible]

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

R23E



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Paul J. Baird
(for) L KENT MAYS, JR. (Applicant) Deputy Regional Forester,
Resources

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J. Alan Saylor
Chief, Operations Bureau

Witness my hand this 15 day of Sept, 1981

Use of water under this permit is subject to control by the watermaster of State Water District No. 34, Big Lost River.

d. Other:

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.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1982.

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 34-7342, and said application is hereby APPROVED.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by JK Date 4/29/81 Time 3:00
Preliminary check by JK Fee \$ 4050.30
Received by JK Date 6/25/81 # 17749
Publication prepared by JK Date 6/4/81
Published in Co. Pub. Co.
Publication dates 6/11 & 6/18/81
Publication approved JK Date 7/7/81
Protests filed by: JK
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JK

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss

I, MARGARET PARKS

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2
consecutive weeks, commencing with
the issue dated JUNE 11
1981, and ending with the issued
dated JUNE 18 1981.

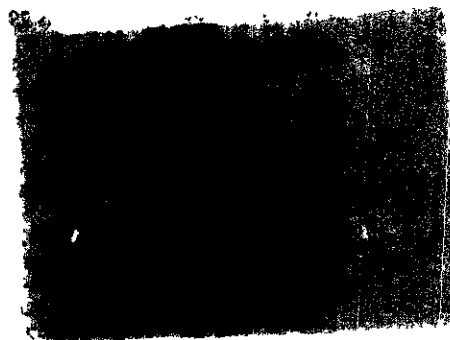
Margaret Parks

Subscribed and sworn to before
me this 22 day of June
19 81

Glenda M. James

Notary Public, residing at Challis,
Idaho My commission expires on

4-30-83



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JUN 25 1981

Department of Water Resources
Eastern District Office



ate of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

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

June 29, 1987

RE: Permit Nos. 34-7331/7332/7335/7336/7337/7339 - 7349/7351/
7356 - 7366/7368 - 7372/7374 - 7381/7383 - 7386/
7388 - 7396/7398 - 7402, 67-7631, 69-7053/7055/
7057/7082

U.S. Dept. of Agri.
Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

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

If you have any questions concerning these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

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JUL 06 1987

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State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

MAR 24 1987

Department of Water Resources

34-7342
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION Source Spring Trib. TRAIL CREEK
Date 3/3/1987 Accompanied by ROLAND LEIBY Total Q measured 0.02 cfs
If source is surface water, estimate total flow of source _____
Methods of measurement Theoretical Meets Permit requirements? _____

Measurement calculations:
SEE MEMORANDUM DATED FEB. 26, 1981: USFS/BLM FIELD EXAMS.
$$V = \frac{600 \text{ HEAD} \times 12 \text{ gal/day/head} \times 213 \text{ DAYS}}{325,850 \text{ gal/af}} = 4.71 \text{ AFA}$$

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

System Description Dug-out spring waterhole 017-103

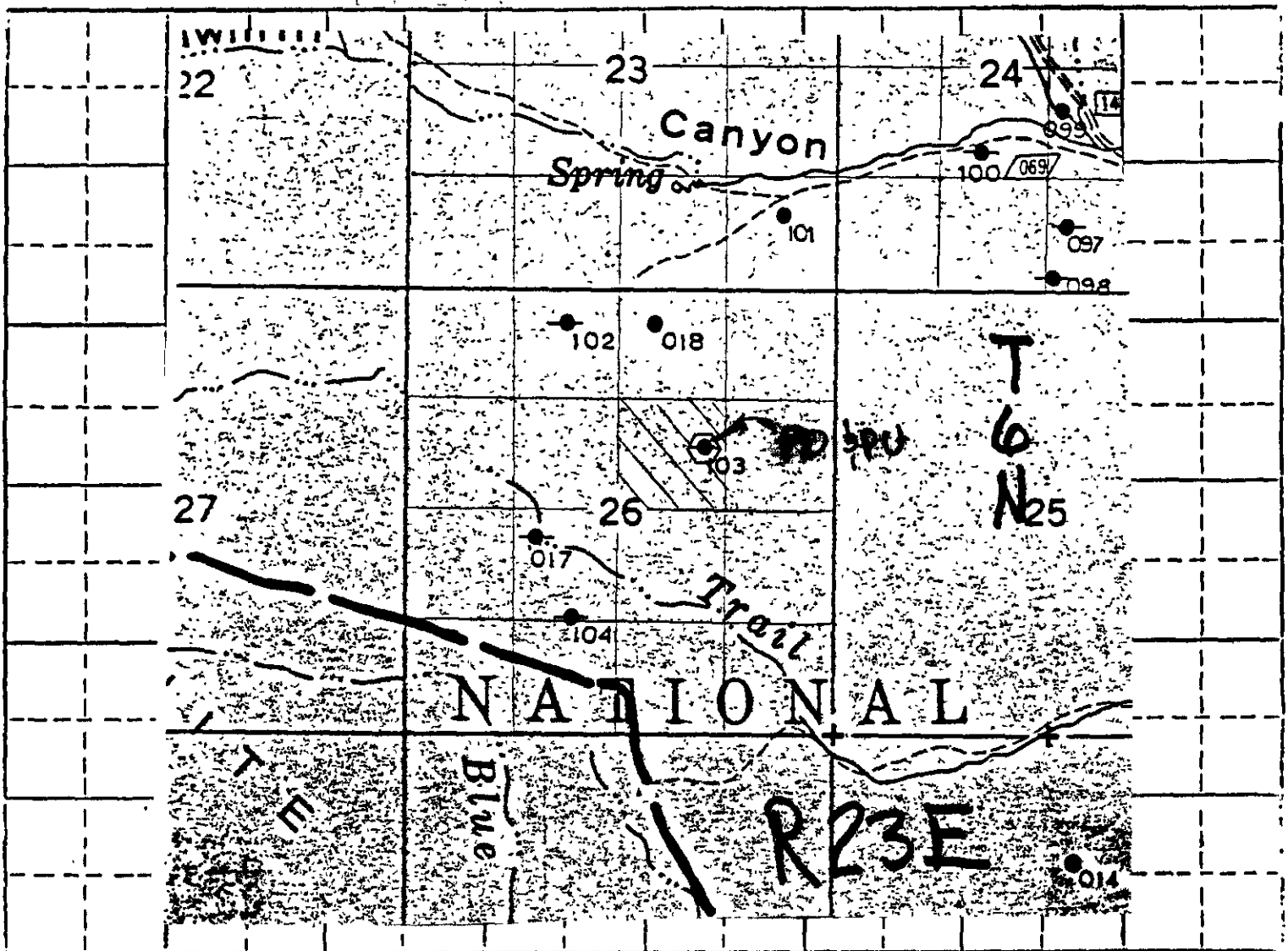
*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
STOCKWATER	0.02 cfs	4.71 afa	5/1	11/30
~~WILDLIFE~~	cfs	afa		
Total	0.02 cfs	4.71 afa		
Remarks <u>Stockwater for 600 head of cattle</u>				

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JUL 06 1987

MARIA



SCHEMATIC DIAGRAM OF SYSTEM

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

SEE MEMORANDUM DATED 26, FEB. 1981: USFS/BLM FIELD EXAMS

017-103

Point(s) of diversion: SW 1/4 NE 1/4 SEC. 26 TWP. 6N RNG. ~~22E~~ 23E B.M.

Place(s) of Use[illegible]

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

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JUL 06 1987

Examiner's Signature [Signature]
Checked by [Signature]
Approved by [Signature]

Date 3/13/87
Date 16 MAR 1987
Date 6-19-87



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

August 27, 1982

Richard F. Sanders
U. S. Forest Service
324 25th Street
Ogden, UT 84401

Dear Mr. Sanders:

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 verify 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

RECEIVED
AUG 30 1982
STATE OF IDAHO

U. S. Forest Service

Beneficial Use Postcards received for these during July and August

37-7894	34-7331	34-7378	75-7230
37-7895	34-7332	34-7379	75-7231
37-7896	34-7333	34-7380	75-7232
37-7897	34-7334	34-7381	75-7233
37-7898	34-7335	34-7382	75-7234
37-7899	34-7336	34-7383	75-7235
37-7900	34-7337	34-7384	75-7236
37-7901	34-7338	34-7385	75-7237
37-7902	34-7339	34-7386	75-7238
37-7903	34-7340	34-7387	75-7239
37-7904	34-7341	34-7388	75-7240
37-7905	34-7342	34-7389	75-7241
37-7906	34-7343	34-7390	75-7242
37-7907	34-7344	34-7391	75-7243
37-7927	34-7345	34-7392	75-7244
37-7929	34-7346	34-7393	75-7245
37-7930	34-7347	34-7394	75-7246
37-7931	34-7348	34-7395	75-7247
37-7932	34-7349	34-7396	75-7248
37-7933	34-7350	34-7397	75-7249
37-7934	34-7351	34-7398	75-7250
	34-7352	34-7399	75-7251
72-7168	34-7353	34-7400	75-7259
	34-7354	34-7401	
	34-7355	34-7402	
33-7126	34-7356		
33-7127	34-7357		
33-7128	34-7358	74-7139	
33-7129	34-7359	74-7141	
33-7130	34-7360		
33-7131	34-7361	75-7213	
33-7132	34-7362	75-7214	
33-7133	34-7363	75-7215	
33-7134	34-7364	75-7216	
33-7135	34-7365	75-7217	
33-7136	34-7366	75-7218	
33-7137	34-7367	75-7219	
33-7138	34-7368	75-7220	
33-7139	34-7369	75-7221	
33-7140	34-7370	75-7222	
33-7141	34-7371	75-7223	
33-7142	34-7372	75-7224	
33-7143	34-7373	75-7225	
33-7144	34-7374	75-7226	
33-7145	34-7375	75-7227	
33-7146	34-7376	75-7228	
33-7147	34-7377	75-7229	

Microfilm

017-103

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. Permit No. 342342.

Name(s) of Permit Holder United States of America - Forest Service

Post Office Address: Federal Building, 324 25th Street

Ogden, Utah 84401 Tel. No. (801) 625-5360

Source of Water SPRING/AIDER CREEK

Extent of Use:

☐ Domestic (number of households)
☒ Stockwater 600 cattle (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
 Accessory: 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. (for) Deputy Regional Forester, Resources

Date 5/24/82

Richard F. Muller
 Signature of Permit Holder



PLACE
TEN CENT
STAMP
HERE

RECEIVED

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AUG 30 1982

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

U.S. DEPT. OF AGRI.
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
UGDEN, UT 84401

138438

JULY 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 34-7342 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

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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 30, 1981

RE: Approved Applications for Permit

U. S. Dept. of Agri.
FOREST SERVICE
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

Enclosed herewith are copies of your approved applications for permit as follows:

Permit Nos. 13-7346, 27-7265, 27-7266, 27-7268, 27-7269,
27-7270, 27-7271, 27-7272, 27-7273, 27-7277, 27-7278, 27-7279,
33-7126 through 33-7147, 34-7331 through 34-7402, 63-9774,
63-9775, 63-9776, 63-9778, 63-9779, 63-9780, 63-9784, and
63-9785.

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

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

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State of Idaho
Department of Water Resources

34 7342

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 017-103
34-7342

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

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. June 29 ✓
☐ Yes ☒ No Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/25/81 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 34
4-29-81 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Ernest Carlson

Date: Aug 12, 1981

STATE OFFICE REVIEW

2nd/cond 05 (34 Big Lost R.)

RECEIVED
AUG 13 1981

☐ See attached sheet for more information.

By: Rolyn

Date: 9/11/81

Department of Water Resources

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34-2342-

~~U.S. DEPT. OF AGR.~~

~~FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401~~

Source: SPRING tributary to ALDER CREEK

Date Filed: 04/29/1981

Amount: 0.02 CFS

Diversion Point: SWNE Sec 26 T 06N R 23E, CUSTER Co.

Use: STOCKWATER (0.02 CFS) from 05/01 to 11/30

Place of Use: SWNE Sec 26 T 06N R 23E

Diversion Means: EXCAVATION OF SPRING AREA.

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