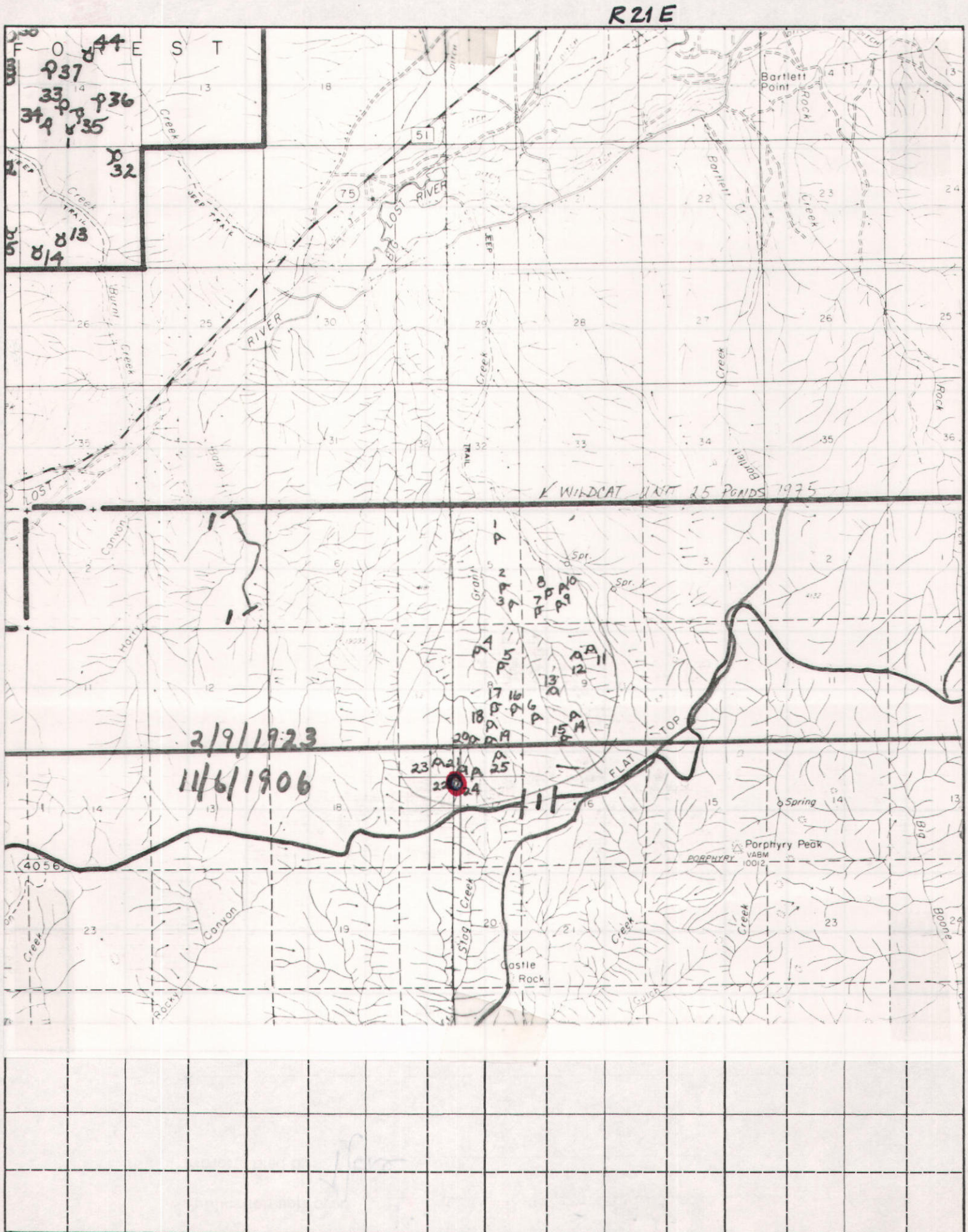
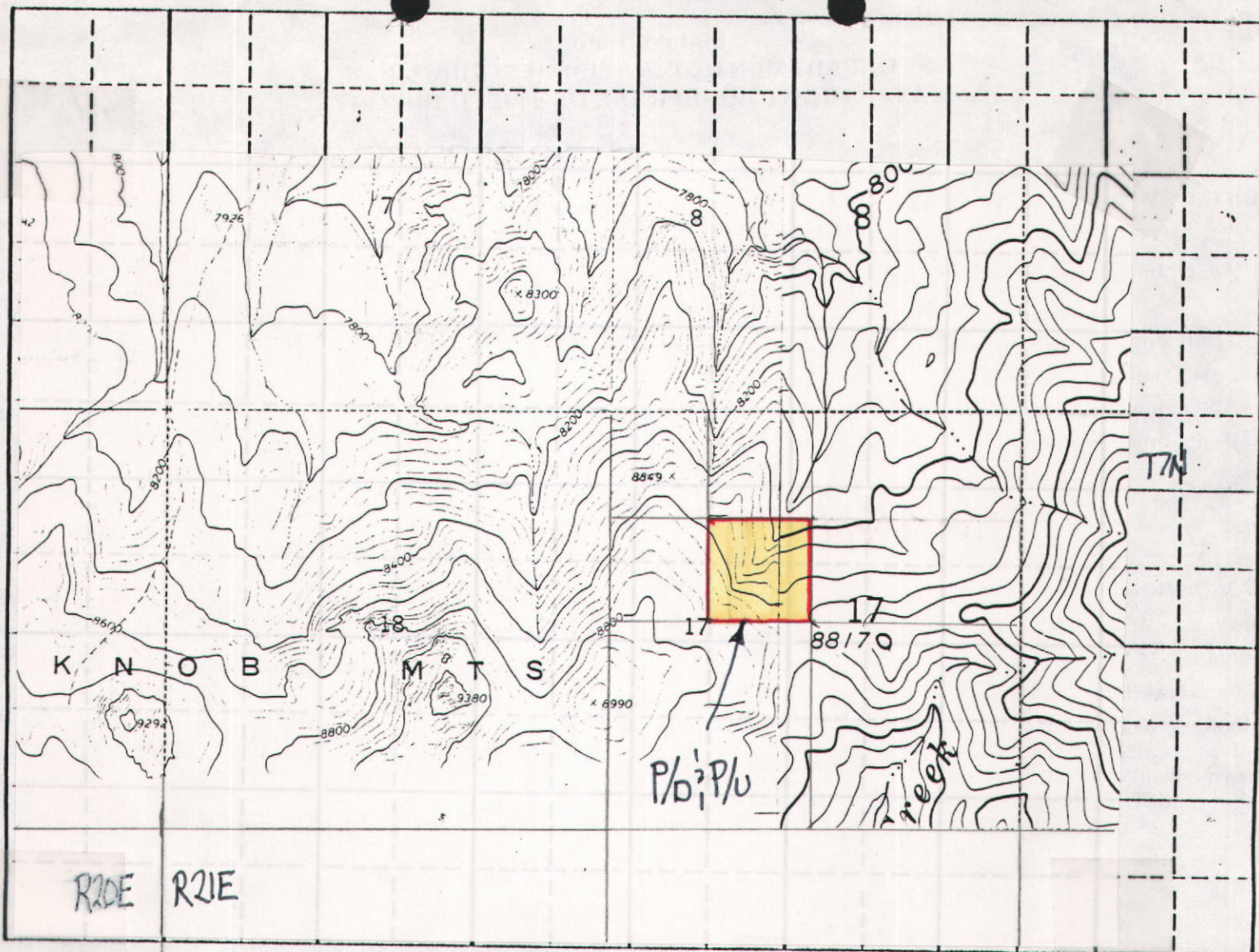


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth. United States of America, Forest Service

Adrian Dalton
for Deputy Regional (Applicant) Forester, Resources



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SE 1/4 NW 1/4 SEC 17 T 7 N R 21 E

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7 N	21 E	17								3									S
																			S

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

Checked by

Approved by

Sam F. Felt
Keith C. Allen

Jim

Date 7/23/86

Date 17 Oct 86

Date 12-5-86

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DEC 16 1986

State of Idaho
Department of Water Resources



WATER RIGHT LICENSE

License No. 34-7274 Priority October 9, 1980 Amount 0.02 CFS 14.6 AF

THIS IS TO CERTIFY that U.S. DEPT. OF AGRIC., FOREST SERVICE of OGDEN, UTAH, has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated October 9, 1980, and has submitted proof to the Department of Water Resources on March 12, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a capacity of 0.02 cfs of water from an unnamed stream tributary to Bady 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	01/01 - 12/31	0.02 cfs	14.5 af
Storage for Stockwater	01/01 - 12/31	n/a	0.1 af
Stockwater from Storage	01/01 - 12/31	n/a	0.1 af

Location of point of diversion: SENW, Sec. 17, Twp 7N, Rge 21E, Custer Co.

Place of use:

				NE				NW				SW				SE				TOTAL
TWP	RGE	SEC	:	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	21E	17	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
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			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Total number of acres irrigated:

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

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.

NOTE: The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law.

This right is subject to all prior water rights and may be forfeited by five years of non-use.

Witness the seal and signature of the Director, affixed at Boise, this 9TH day of

DECEMBER 1986.

UNFILED

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.A. FOREST SERVICE Phone 801-626-3561
Post office address 324-25TH ST. OGDEN, UTAH 84401
2. Source of water supply UNNAMED stream* which is a tributary of BADY CREEK
3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17 Township 7N
Range 21E B.M. CUSTER County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Allow .02 RH 3-10-81

Amount .015 cfs for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum) INGAmount .05 cfs for STORAGE purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)Amount 0.05 AF for stockwater purposes from Jan. 1 to Dec. 31* (both dates inclusive)
(cfs or acre-feet per annum) from storageAmount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

*Changes made 2/18/81 kw

- a.
- .02
- cubic feet per second and/or b.
- 0.05*
- acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
- STREAM DEVELOPMENT
-
- DIRECTLY FEEDS WATERING POND.

- b. Height of storage dam
- 4
- feet, active reservoir capacity
- .05
- acre-feet; total reservoir capacity
- .05
- acre-feet, materials used in storage dam:
- EXISTING MATERIAL

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: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17 Township 7NRange 21E 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 1842 CATTLEWILDLIFE 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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12

[illegible]

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion U.S.A. GOVERNMENT-FOREST SERVICE

b. Who owns the land to be irrigated or place of use _____ " " "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks THIS ALLOTMENT HAS A TOTAL OF 1842 HEAD
CATTLE, AND 50 STOCK WATER PONDS.

Proposed Priority 10/9/80 kw 10/9/80
Received by kw Date 9/17/80 Time 12:20
Preliminary check by J.K. Fee \$ V-1530.30⁰⁰
Receipted by kw Date 12/12/80 #16119
Publication prepared by kw Date 10/16/80
Published in Custer Co. Pub. Co.
Publication dates 10/23 & 10/30/80
Publication approved kw Date 2/18/81
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by SMC [Signature]

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. 34-7274, and said application is hereby approved.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 82.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Use of water under this permit is subject to control by the watermaster of State Water District # 34, Big Lost River.

Witness my hand this 13th day of March, 19 81.

A. Glen Saylor

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AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss

Edward T. Nelson
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
consecutive weeks, commencing with
the issue dated *11/5/80*
19*81*, and ending with the issue
dated *12/31/80* 19*81*

.....
Subscribed and sworn to before
this *16* day of *JANUARY*
19*81*.

Nelson & Co.
Notary Public, residing at Challis,
Idaho. My commission expires on
2-29-84

NOTICE OF CORRECTION

Notice is hereby given that
Applications for Permit Nos.
34-7258 thru 34-7285 in the name
of U.S. Dept. of Agri. Forest
Service were advertised incor-
rectly on October 23, and 30,
1980. The use of water was ad-
vertised as being: Stockwater
(0.02 CFS) from 01/01 to 12/31
Stockwater Storage (0.05 AC-
FT) from 01/01 to 12/31.

WHEREAS, the actual Use
of water is as follows: Stock-
water (0.02 CFS) from 01/01 to
12/31 Stockwater Storage (0.05
AC-FT) from 01/01 to 12/31.
Stockwater from Storage (0.05
AC-FT) from 01/01 to 12/31.

Any protest against the
granting of these permits as a
result of this correction must
be filed with the Idaho Depart-
ment of Water Resources, 150
Shoup Ave., Idaho Falls, Ida-
ho, 83401 on or before January
12, 1981.

C. STEPHEN ALLRED
Director
pub. 12/24 & 12/31/80

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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

December 9, 1986

RE: Permit Nos. 34-7229/7258 thru 7262/7264 thru 7271/7273 thru 7285/
7287/7298/7300 thru 7303/7305 thru 7310/7312/7315
thru 7330

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

Gentlemen:

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

MICROFILMED

DEC 16 1986

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

34-7274
Permit No.

RECEIVED

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

OCT 21 1986

REMARKS

☐ Appointment letter mailed:

☐ Telephone call made
(List Telephone No. used)

☐ Appointment scheduled for:
(Date, time, location)

Department of Water Resources

EXAMINATION

Date 7-23-86 Accompanied by Roland Leiby Total Q measured 0.02
Source UNNAMED STREAM Tributary to BAPT CR. Supp. annubar measurement sheet used? NO

If source is surface water, estimate total flow of source

Methods of measurement THEORETICAL Meets permit requirements?

THEORETICAL

Measurement calculations:

SEE MEMORANDUM DATED February 26, 1981 U.S.F.S. FIELD EXAMINATIONS

$$0.02 \times 1.9835 \times 365 = 14.5$$

LIMITED BY .05 afa as stated on the
permit, license for .10 afa.

afa

$$1842 \times 0.0134 = 24.7$$

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

System Description STREAM DEVELOPMENT DIRECTLY FEEDS WATERING POND. #014-105

Read with snap on reverse side. Storage code if only one.

RECOMMENDED AMOUNTS USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
STOCKWATER	0.02 cfs	0.05 14.5	5/1	11/22
STORAGE FOR STOCKWATER		0.05 0.10	5/1	11/22
STOCKWATER FROM STORAGE		0.05 0.10	5/1	11/22
		14.6	1/1	13/31
Total	0.02 cfs	0.05 afa	5/1	11/22
STOCKWATER FOR 1842 RANGE CATTLE				

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DEC 16 1986

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

Place(s) of Use[illegible]☐ Other

Date 12-5-86

DEC 16 1986



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

March 22, 1982

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

Dear Mr. Sanders:

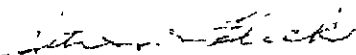
Re: See attached list

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

MICROFILMED

Statements of beneficial use postcards received from the U. S. Forest
Service on:

February 18, 1982

63-9227

March 15, 1982

11-7226

24-7100

27-7270

27-7266

March 12, 1982

34-7258

34-7259

34-7260

34-7261

34-7262

34-7263

34-7264

34-7265

34-7266

34-7267

34-7268

34-7269

34-7270

34-7271

34-7272

34-7273

34-7274

34-7275

34-7276

34-7277

34-7278

34-7279

34-7280

34-7281

34-7282

34-7283

34-7284

34-7285

34-7287

33-7082

33-7983

33-7084

33-7085

72-7113

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UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
324 25th Street
Ogden, UT 84401

10
MAR 12 1982
Department of Water Resources

2540

March 9, 1982



Mr. A. Kenneth Dunn
Director
Idaho Department of Water Resources
Statehouse
Boise, ID 83720

Dear Mr. Dunn:

Enclosed are thirty-four (34) completed Proof of Beneficial Use cards for water developments on the Challis National Forest. These are for State Basins 33, 34 and 35.

Thank you for your assistance.

Sincerely,

L. Kent Mays, Jr.
L. KENT MAYS, JR.
Deputy Regional Forester
Resources

Enclosures (34)

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Bady Creek, SEC 17

RECEIVED

PLACE
TEN CENT
STAMP
HERE

MAR 12 1982

Department of Water Resources



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IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 34-7274.

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: Unnamed Stream Trib of Bady Creek

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 1842 Cattle (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
Access Port Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed. (for) Deputy Regional Forester, Resources

March 9, 1982

Date

4-1-82 - Charlie

Richard L. Sanders
Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

#138146

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

JANUARY 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 34-7274 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 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, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address

Statehouse

Boise, Idaho 83720

(208) 384-2215

March 19, 1981

U.S. Forest Service
Federal Building
324 25th Street
Ogden, Utah 84401

Dear Sirs,

RE: Permit No.'s 31-7349, 33-7081 thru 33-7085, 34-7258 thru 34-7285, 34-7287

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

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State of Idaho
Department of Water Resources

34 7274

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JOHN K.

APPLICATION NUMBER: USES #22

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: _____

34-7274

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☒ Yes ☐ No Platted by: JK Map No. W-27
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: Nov. 10 Jan. 12
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: Feb 6, 1981
☒ 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
7/1280 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: Ernest Carlson Date: Feb 24, 1981

STATE OFFICE REVIEW: Con item 4

SW/cond 05(34 Big Lost River)

☐ See attached sheet for more information.

By: John Date: 3/10/81

MICROFILMED

NOTICE OF CORRECTION

Notice is hereby given that Applications for Permit Nos. 34-7258 thru 34-7285 in the name of U. S. Dept. of Agri., Forest Service were advertised incorrectly on October 23 and 30, 1980. The Use of water was advertised as being: Stockwater (0.02 CFS) from 01/01 to 12/31 Stockwater Storage (0.05 AC-FT) from 01/01 to 12/31.

WHEREAS, the actual Use of water is as follows: Stockwater (0.02 CFS) from 01/01 to 12/31 Stockwater Storage (0.05 AC-FT) from 01/01 to 12/31 Stockwater from Storage (0.05 AC-FT) from 01/01 to 12/31.

Any protests against the granting of these permits as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho, 83401 on or before January 12, 1981.

C. STEPHEN ALLRED

Director

Published in the Custer Co. Publishing Co. 12/26/80 and 1/02/81.

MICROFILMED

34-2224

U.S. DEPT. OF AGRI.

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

Source: UNNAMED STREAM tributary to BADDY CREEK

Date Filed: 10/09/1980

Amount: 0.02 CFS 0.05 AC-FT

Diversion Point: SENW Sec 17 T 07N R 21E, CUSTER Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31
STOCKWATER STORAGE (0.05 AC-FT) from 01/01 to 12/31

Place of Use: SENW Sec 17 T 07N R 21E

Diversion Means: STOCKPOND.

MICROFILMED