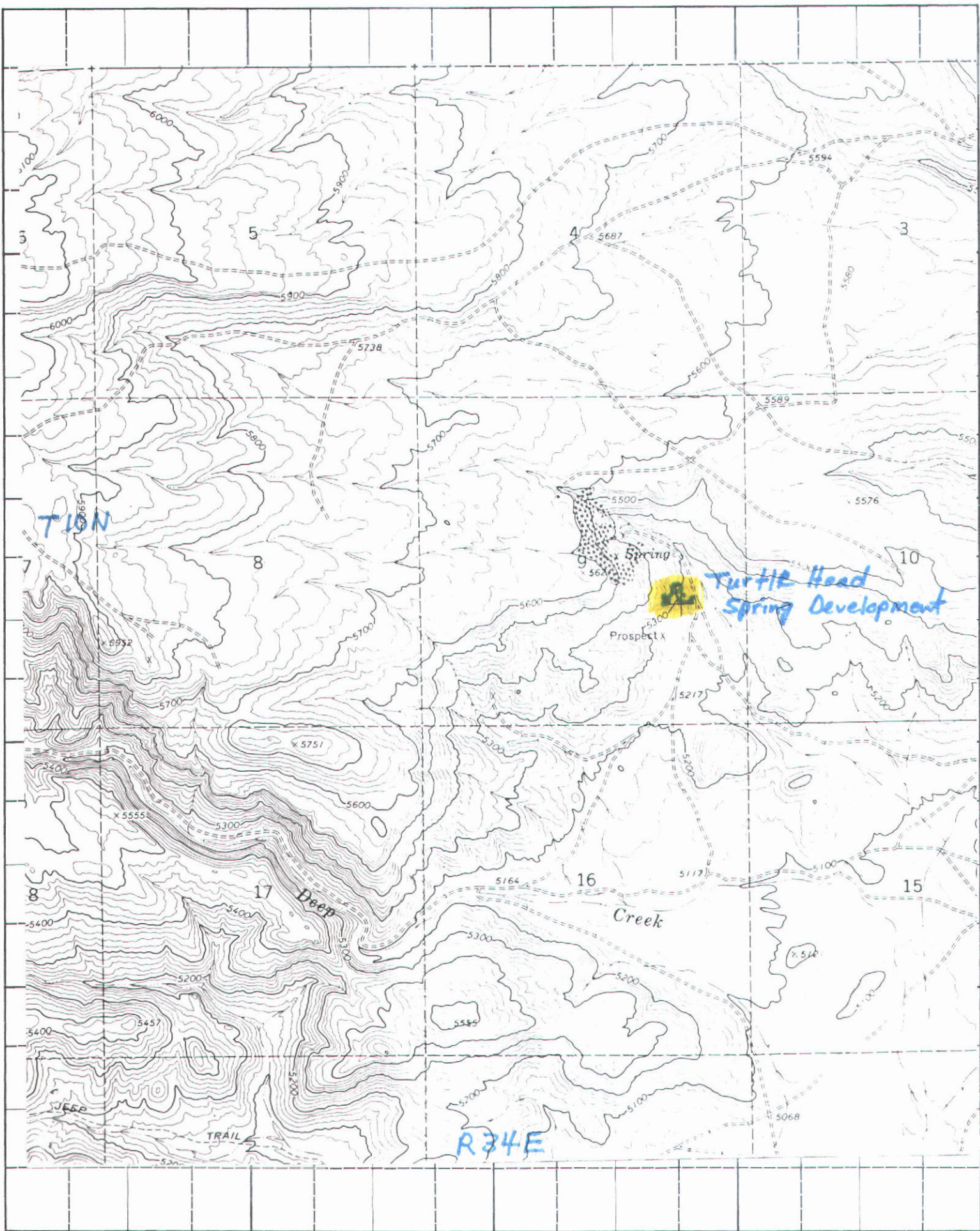


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Carl A. Funder
(Applicant)

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

RECEIVED

AUG 3 1982

Department of Water Resources
Eastern District Office

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Bruce Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

Notice Of Application

a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for Two
consecutive issues, the first publication hav-

ing been made on July 1, 1982
and the last publication having been made

on July 8, 1982

Further, that said newspaper is one of
general circulation in said county; that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes; that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

NOTICE OF APPLICATION
FOR WATER RIGHT

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

32-7146

U.S. DEPT. OF INTERIOR BUREAU OF
LAND MGMT., FEDERAL BLDG. BOX 042,
550 W. FORT ST., BOISE, ID 83724

Source: STREAM tributary to SINKS

Date Filed: 05/28/1982

Amount: 0.6 AC-FT

Diversion Point: SWSW Sec 22 T 12N R
33E, CLARK Co.

Use: STOCKWATER STORAGE (0.6 AC-

FT) from 01/01 to 12/31 WILDLIFE

STORAGE (0.6 AC-FT) from 01/01 to 12/31

Place of Use: SWSW Sec 22 T 12N R 33E

Diversion Means: RESERVOIRS

32-7217-7/27

U.S. DEPT. OF INTERIOR BUREAU OF
LAND MGMT., FEDERAL BLDG. BOX 042,
550 W. FORT ST., BOISE, ID 83724

Source: SPRING tributary to SINKS

Date Filed: 05/28/1982

Amount: 0.06 CFS

Diversion Point: NESE Sec 09 T 10N R
34E, CLARK Co.

Use: STOCKWATER (0.06 CFS) from
10/01 to 12/31 WILDLIFE (0.06 CFS) from
01/01 to 12/31

Place of Use: NESE Sec 09 T 10N R 34E

Diversion Means: CATCHMENT, PIPE &
TROUGH

If issued, the permit(s) will be subject to all
prior water rights. Protests against the
granting of any permit must be filed with the
Director of the Idaho Department of Water
Resources, 150 Shoup Ave., Idaho Falls,
Idaho 83402 on or before JULY 19, 1982.

/s/ A. KENNETH DUNN
Director

Publ. July 1 and 8, 1982J

Subscribed to and sworn to before me

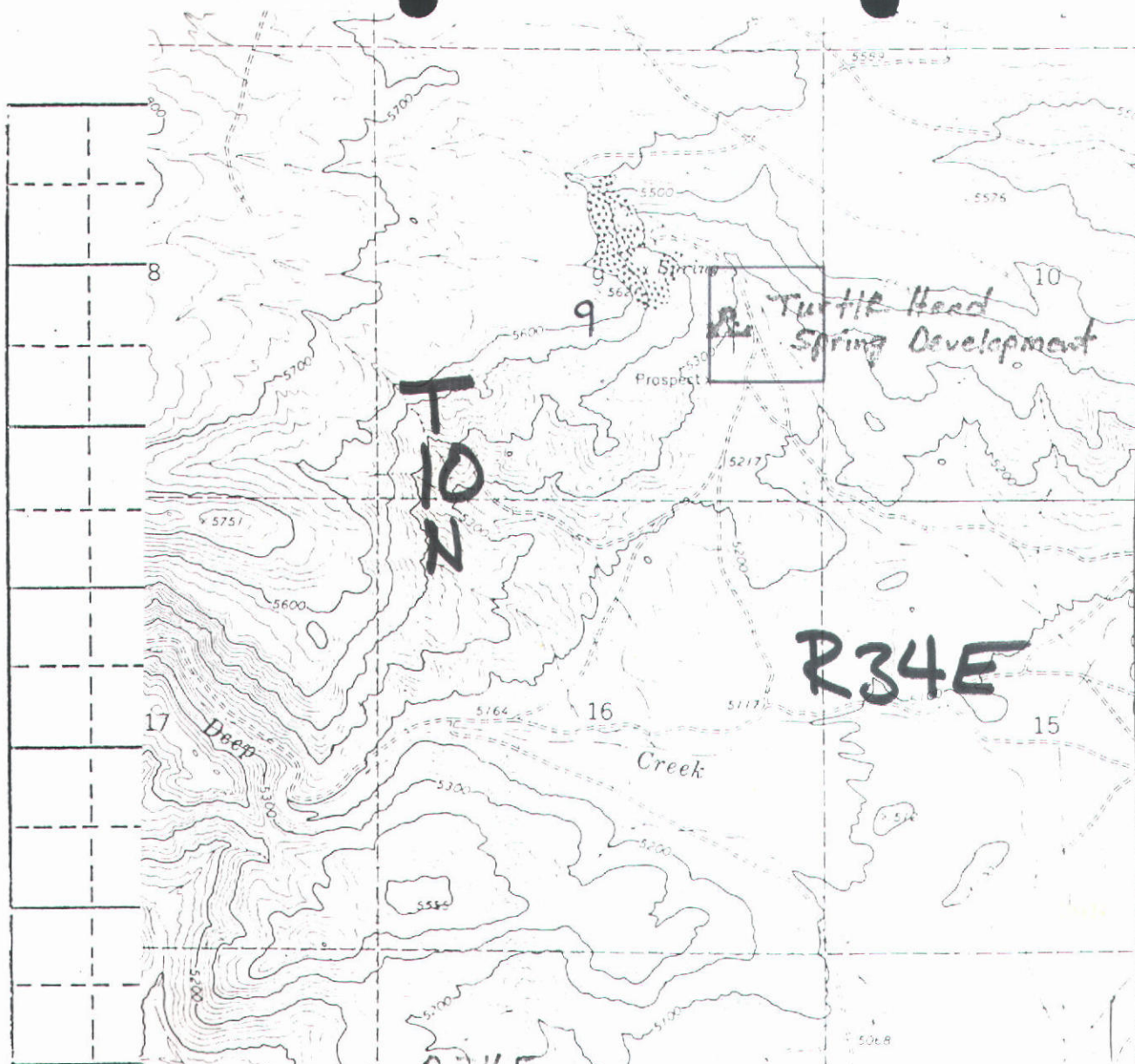
this July 9, 1982

Jeri Garner
Notary Public

(SEAL)

My commission expires Life.

RECEIVED



SCHEMATIC DIAGRAM OF SYSTEM

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

See Memorandum dated February 26, 1981; Government Field Exams

Turtle Head Springs

Point(s) of diversion: NW 1/4 NE 1/4 SE 1/4 SEC. 9 T. 10 N R. 34 E. BM

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SE 1/4				SW 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	
10N	34E	9													S				

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☒ None
☐ Other

JUL 17 1989

Examiner's Signature

Checked by

Approved by

Reviewed: *Roxanne McElrath*

Date

Date

Date

May 17, 1988
5-19-88
10-Jan-1989
2/13/89

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

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 32-07127

NAME AND ADDRESS: USDI BLM
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.04 CFS
7.10 AFY

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

PRIORITY DATE: 05/28/1982

POINT OF DIVERSION: T10N R34E S09 NWNESE Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	04-18 TO 12-31	0.04 CFS
			7.10 AFY
	Wildlife	01-01 TO 12-31	0.04 CFS
			7.10 AFY

PLACE OF USE:	Stockwater		Within Clark County
	T10N R34E S09	NESE	
	Wildlife		Within Clark County
	T10N R34E S09	NESE	

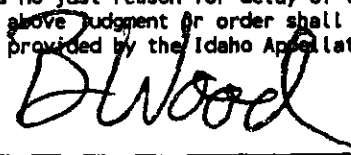
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 32-07127

RECORDED

MAY 22 2002

MICROFILMED

DEC 17 2003

PAGE 1
Oct-27-2000

**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 32-07127

Priority: May 28, 1982 Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:¹ 7.1 AF

This is to certify, that U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83720

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 28, 1982; and
has submitted Proof of Beneficial Use on March 5, 1987. An examination indicates
that the works have a diversion capacity of .040 cfs of water from:

SPRING tributary to SINKS

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	04/18 to 12/31	0.04 CFS	7.1 AF
WILDLIFE	01/01 to 12/31	0.04 CFS	7.1 AF
	Totals	0.04 CFS	7.1 AF

LOCATION OF POINT(S) OF DIVERSION: NWNESE , Sec. 9, Township 10N, Range 34E
CLARK County

PLACE OF USE: STOCKWATER

TWN RGE SEC

10N 34E 9 NESE

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS/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 right to use water confirmed by this license is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery 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, and applicable Idaho law.

MICROFILMED

MAY 17 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

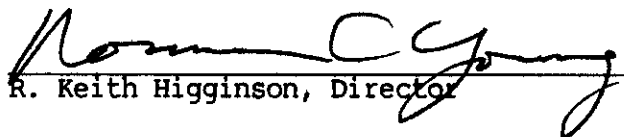
WATER RIGHT NO. 32-07127

CONDITIONS/REMARKS:

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. Source known locally as Turtle Head Springs.

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 5th day of JULY, 1989.

Attn:


R. Keith Higginson, Director

RECEIVED

JUL 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 32 7217¹²
 JDR #4349 399
 Turtle Head Springs

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Bureau of Land Management Phone 529-1020

Post office address 940 Lincoln Road, Idaho Falls, Idaho 83401

2. Source of water supply "unnamed" Spring which is a tributary of sinks

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9 Township 10 N

Range 34 E B.M. Clark County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .06 for Livestock purposes from Jan. 1 to Dec. 31 (both dates inclusive)
 (cfs or acre-feet per annum)

Amount .06 for Wildlife purposes from Jan. 1 to Dec. 31 (both dates inclusive)
 (cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. .06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Catchment (corrugated metal pipe $\frac{1}{2}$ round)
type spring development with 1 3/4" pipe to a single trough. About 345' of pipe
laid at 6% slope. Maximum head 6" above the inlet.

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 5 years (minimum 1 year – maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9 Township 10 N

Range 34 E B.M.

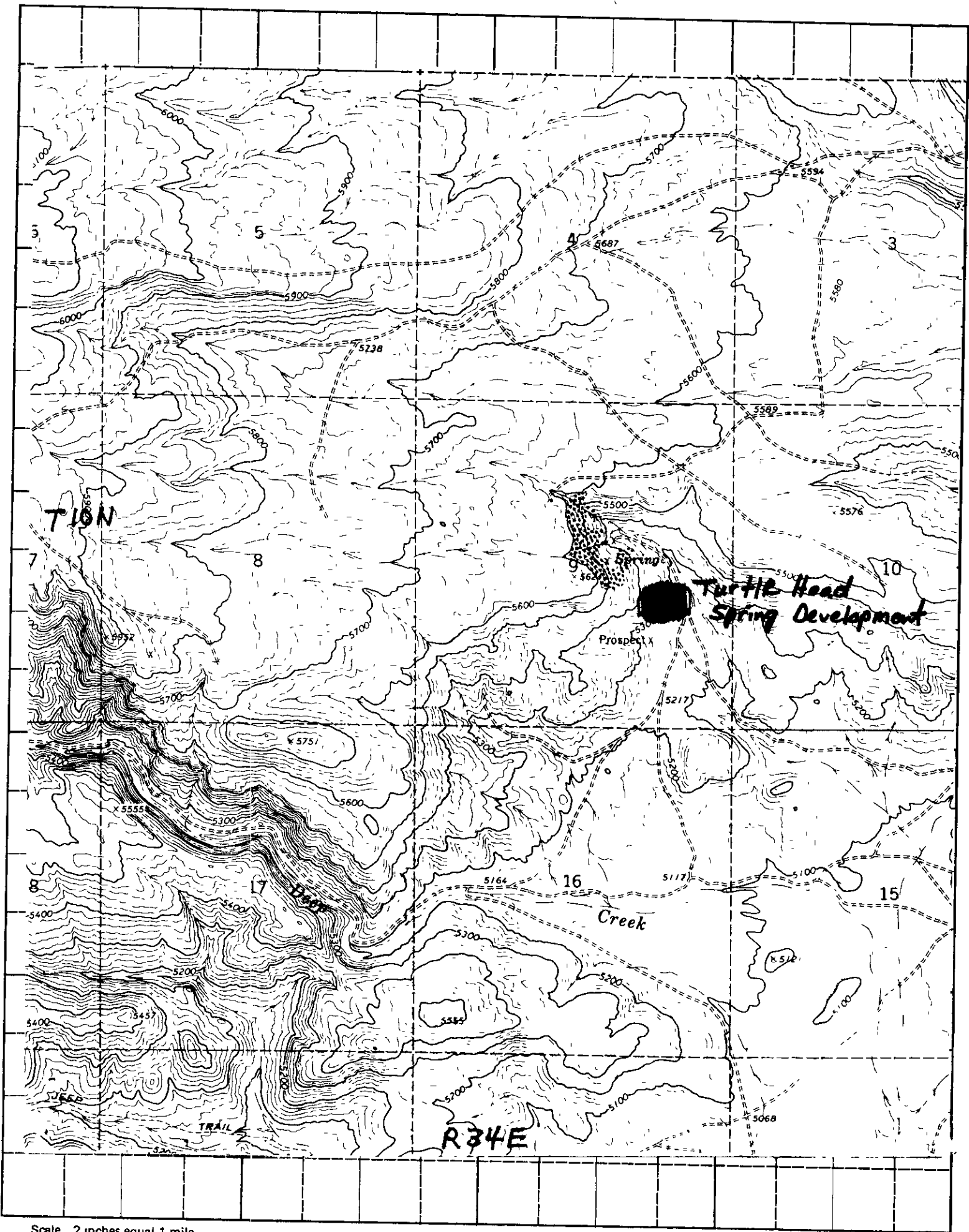
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 750 cattle

(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: Wildlife up to 20 sage grouse and
150 antelope.

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



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.

Edell A. Anderson
(Applicant)

Proposed Priority 5/28/1982

Received by EW Date 6-10-82 Time 10:30A
Preliminary check by [signature] Fee \$ 30.00 ID-210-PH2-0018
Receipted by Ing Date 7-1-82 # 24423
Publication prepared by BP Date 6-23-1982
Published in Standard Journal
Publication dates 7-1 & 7-8-1982
Publication approved EW Date 8-9-82
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by [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. 32-7127, 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 September 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 29th day of September, 19 82.

L. Glen Saylor
Chief, Operations Bureau

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

3

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Bruce Porter,
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho, and I do solemnly swear
that the

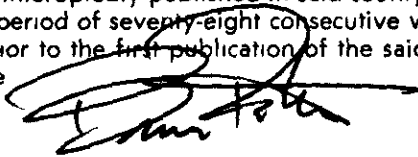
Notice Of Application

a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not in

any supplement issue thereof for Two
consecutive issues, the first publication hav-

ing been made on July 1, 1982
and the last publication having been made
on July 8, 1982

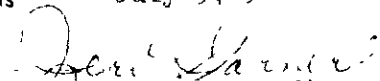
Further, that said newspaper is one of
general circulation in said county, that it
is a legal newspaper, conforming to legal
specifications under the Idaho Statutes, that
it has at least two hundred bona fide sub-
scribers living within the county of publica-
tion, and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice



~~~~~

Subscribed to and sworn to before me

this July 9, 1982

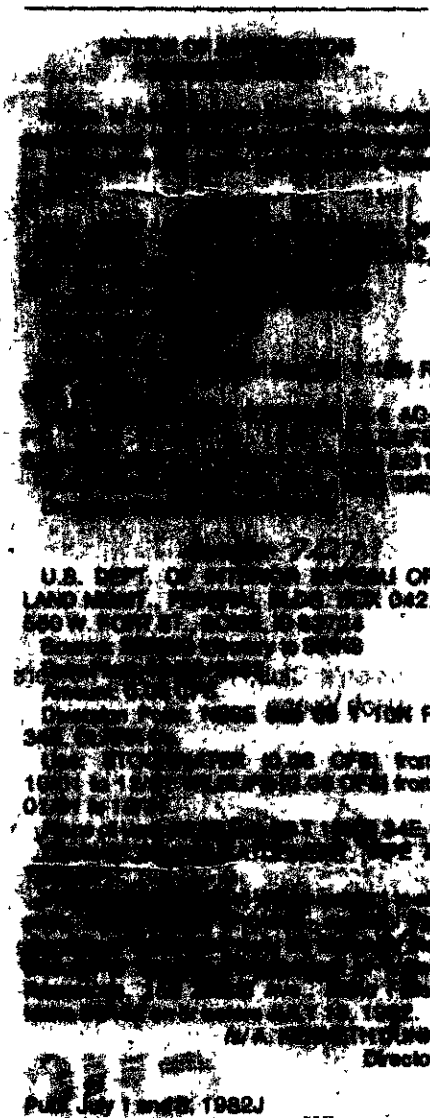


Notary Public.

(SEAL)

My commission expires Life.

RECEIVED  
AUG 3 1982  
Department of Justice  
Eastern District Office



**THIS  
RIGHT HAS BEEN  
DECREED IN THE  
SRBA**

MICROFILMED  
JAN 1983

July 5, 1989

U.S. DEPT. OF INTERIOR  
BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
3380 AMERICANA TERRACE  
BOISE, ID 83720

RE: PERMIT NO. 32-07127

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosure

**MICROFILMED**

JUL 17 1989

April 11, 1989

U.S. DEPT. OF INTERIOR  
BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
3380 AMERICANA TERRACE  
BOISE, ID 83720

RE: PERMIT NO. 32-07127

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

JUL 17 1989

# POINT OF DIVERSION OVERLAP REVIEW

| WR-NUMBER          | TWP | RNG | SC | TRACT |     |     | LT | #SOURCE               | #NAME                           |
|--------------------|-----|-----|----|-------|-----|-----|----|-----------------------|---------------------------------|
|                    |     |     |    | 1\4   | 1\4 | 1\4 |    |                       |                                 |
| 3207127<br>3202080 | 10N | 34E | 9  |       | NE  | SE  |    | SPRING<br>GROUNDWATER | U.S. DEPT. OF<br>SHENTON, HOLLI |

JAN 20 1989  
Department of Water Resources

State of Idaho  
DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

7127  
32-724  
Permit No.

CONTACT WITH PERMIT HOLDER

|                                                                               | DATE | INITIALS | REMARKS |
|-------------------------------------------------------------------------------|------|----------|---------|
| <input type="checkbox"/> Appointment letter mailed:                           |      |          |         |
| <input type="checkbox"/> Telephone call made:<br>(List Telephone No. used)    |      |          |         |
| <input type="checkbox"/> Appointment scheduled for:<br>(Date, time, location) |      |          |         |

EXAMINATION

SOURCE Spring TRIB. Snake  
Date April 5, 1988 Accompanied by Mike McQueen Total Q measured 0.04  
If source is surface water, estimate total flow of source  
Methods of measurement Theoretical Meets Permit requirements? YES

Measurement calculations:

$$AFA = \frac{(12 \text{ gal/day/head}) (750 \text{ Head}) (257 \text{ days/season})}{325,850 \text{ gal/acre-foot}} = 7.09 \text{ AFA}$$

| WELL/DIVERSION*<br>NO. | HP | MOTOR<br>MAKE | MOTOR<br>SERIAL NO. | PUMP<br>MAKE | PUMP<br>SERIAL NO. | MEASURING<br>DEVICE TYPE | CONDITION OF<br>MEAS. DEV. | REMARKS |
|------------------------|----|---------------|---------------------|--------------|--------------------|--------------------------|----------------------------|---------|
|                        |    |               |                     |              |                    |                          |                            |         |
|                        |    |               |                     |              |                    |                          |                            |         |
|                        |    |               |                     |              |                    |                          |                            |         |

System Description Spring head box w/ pipeline to trough.

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

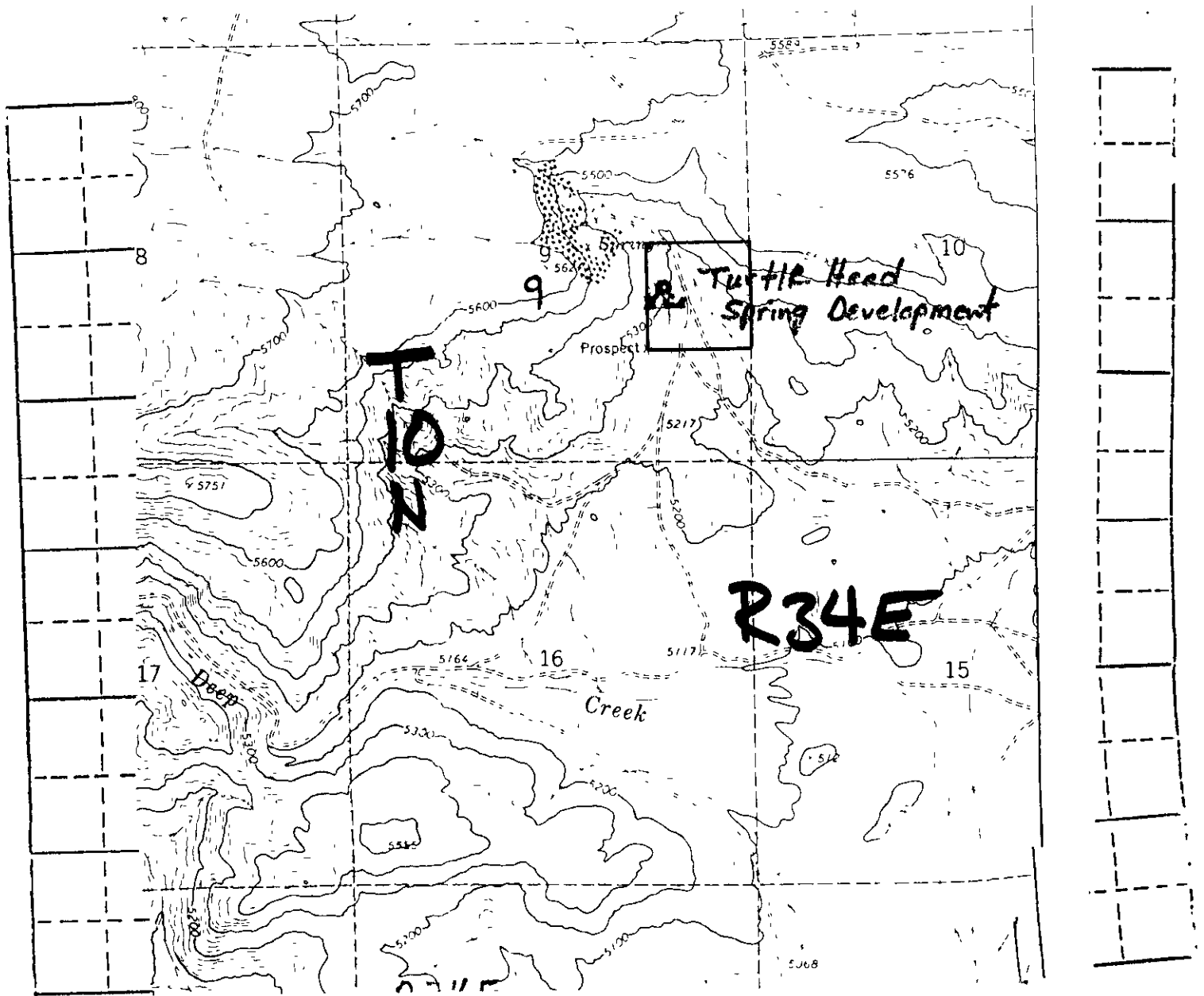
RECOMMENDED AMOUNTS

| USE        | Irrigation requirement = |         | AFA/Acre |       |
|------------|--------------------------|---------|----------|-------|
|            | Q (cfs)                  | V (afa) | FROM     | TO    |
| STOCKWATER | 0.04                     | 7.09    | 4/18     | 12/31 |
| wild life  | 0.01                     | 7.09    |          |       |
|            |                          |         |          |       |
|            |                          |         |          |       |
| Total      | 0.04                     | 7.09    |          |       |

Remarks Stockwater for 750 head of range cattle.

RECEIVED

JUL 17 1989



SCHEMATIC DIAGRAM OF SYSTEM

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

See Memorandum dated February 26, 1981; Government Field Exams

*Turtle Head Springs*

Point(s) of diversion: NW 1/4 NE 1/4 SEC. 9 T. 10 N R. 34 E. BM

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 |        |
| 10N  | 34E  | 9    |        |        |        |        |        |        |        |        |        |        |        |        | S      |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

**UNRECORDED**

Recommended Amendments:

- ☐ Change P.D. as reflected above  
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above  
☐ Add P.U. as reflected above

- ☒ None  
☐ Other

JUL 17 1989

Examiner's Signature

Checked by

Approved by

Reviewed: *Roxanne McCarthy*

Date

Date

Date

*May 17, 1989*

*5-19-88*

*10-Jan-1989*

*2/13/89*

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

150 Shoup, Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

APRIL 16, 1987

BUREAU OF LAND MANAGEMENT  
940 LINCOLN ROAD  
IDAHO FALLS ID 83401

RE. Permit No. 32-7127

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,  
s/HAROLD W. JONES  
Sr. Resource Agent

**MICROFILMED**

JUL 17 1989

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
PROOF OF BENEFICIAL USE

RECEIVED

MAR 05 1987

no fee req  
Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No 32-7127

Name(s) of Permit Holder: United States Department of Interior  
Bureau of Land Management

Post Office Address 940 Lincoln Road, Idaho Falls, Idaho 83401

Telephone No. (208) 529-1020

Source of Water: Unnamed spring

Extent of Use

Domestic \_\_\_\_\_ (number of households)

Stockwater 600 cattle (number and type of stock)

Irrigation \_\_\_\_\_ (acres)

Other/Remarks \_\_\_\_\_

Indicate the date water was first diverted and beneficially used under this permit: 10/15/82

Measuring Device. Required? ☐ Yes ☒ No  
Installed? ☐ Yes ☐ No

Flow Measurement Port Required? ☐ Yes ☒ No  
Installed? ☐ Yes ☐ No

RECORDED

APR 13 1987

Person to contact to accompany the Department representative during the field examination

Tim Bozorth  
(Name)

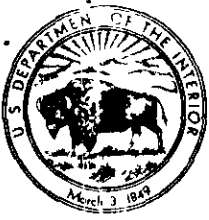
940 Lincoln Road, Idaho Falls, Idaho 83401 (Address) (208) 529-1020 (Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

2/24/87  
Date

[Signature]  
Signature of Permit Holder (and Title, if appropriate)

No Fee Required



# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
3380 AMERICANA TERRACE  
BOISE, IDAHO 83706



RECEIVED

IN REPLY REFER TO  
7250 (931)

MAR 05 1987

March 3, 1987

Department of Water Resources

Water Allocation Division  
Department of Water Resources  
Statehouse  
Boise, ID 83720

Gentlemen:

Enclosed for processing are four (4) "Proof of Beneficial Use" forms. Billing is to be made through order number ID-910-BP7-0015.

Please return the approved applications to the following address:

Steven A. Ellis  
Bureau of Land Management  
Idaho State Office  
3380 Americana Terrace  
Boise, Idaho 83706

Thank you for your cooperation.

Sincerely yours,

Steven A. Ellis  
Soil Scientist/Hydrologist

Enclosures

UNRECORDED

APR 13 1987



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 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.

(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON  
CHIEF, OPERATIONS BUREAU

**INDEXED**

APR 13 1987

WATER RIGHT NUMBER 32-7127

7447+

OWNER LAST NAME - U.S. DEPT. OF INTERIOR  
ADDRESS LINE 1 - BUREAU OF LAND MGMT.  
ADDRESS LINE 3 - 338C AMERICANA TERRACE  
SOURCE - SPRING  
STAGE - PERMIT  
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND -  
DIVERSION POINT - NESE 09 10N 34E LOT REDIV -  
FROM - 01-01 TO - 12-31 USE - STOCKWATER  
FROM - 01-01 TO - 12-31 USE - WILDLIFE  
USE - STOCKWATER  
DEGREE NAME -  
REMARKS -  
NON IRRIG USE - S/750 RANGE.  
OTHER RIGHTS FOR SAME USE -  
PROOF DUE - 09-01-1987 PERMIT/DENIED - 09-29-1982 PROTESTED -  
PROOF MADE - FLD EXAM - COND. OF APPROVAL - 26  
DIVERSION MEANS - CATCHMENT, PIPE AND TROUGH

FIRST NAME - ORIG OWNER -  
ADDRESS LINE 2 - IDAHO STATE OFFICE  
CITY - BOISE  
TRIBUTARY OF - SINKS  
PRIORITY - 05-28-1982 COUNTY - CLARK  
WATER DIST. - DLE/CAREY ACT -  
0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0  
USE DIV. RATE - .0600 CFS  
USE DIV. RATE - .0600 CFS  
PLACE OF USE - TWN 10N RNG 34E SEC 09 TRACT NESE LOT AC  
STATUS -  
.00 AFA  
NESE 09 10N 34E LOT  
USE - STOCKWATER  
USE - WILDLIFE  
STOCKWATER  
DEGREE NAME -  
REMARKS -  
NON IRRIG USE - S/750 RANGE.  
OTHER RIGHTS FOR SAME USE -  
PROOF DUE - 09-01-1987 PERMIT/DENIED - 09-29-1982 PROTESTED -  
PROOF MADE - FLD EXAM - COND. OF APPROVAL - 26  
DIVERSION MEANS - CATCHMENT, PIPE AND TROUGH

TOTAL DIV. RATE - .0600 -CFS  
RIGHT BASIS -  
0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0  
USE DIV. VOLUME - .00 AFA  
USE DIV. VOLUME - .00 AFA  
TRACT NESE LOT AC  
DATE -  
TOTAL ACRES 0

HEARING - OLC NO. -



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

October 25, 1982

RE: Permit Nos. 32-7114, 32-7115, 32-7126, 32-7127, 33-7124, 33-7125,  
33-7150, 43-7179, 45-7505, 45-7506, 57-7329 and 57-7330

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

Dear Sir:

Enclosed are copies of your approved applications for permit. We direct your attention to the conditions of approval on the fourth pages.

The 1982 Idaho Legislature added a requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permits were issued, and must proceed diligently until the projects are completed. The enclosed blue cards must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permits were approved.

Sincerely,

DAVID R. TUTHILL, JR., P.E.  
Supervisor, Water Allocation Section

DRT:kw  
Enclosures

INTER-DEPARTMENT MEMO — 1

FROM

Dave Tuthill

*DRT*

DATE June 7, 1982

TO

Southern, Eastern, Western Regions

SUBJECT

BLM Filings of Water Rights

P. O. ID-910-PH7-0018 for BIM filings of water rights was received May 28, 1982. This would place ~~the proposed~~ **priority date of May 28, 1982**, for applications received on or before May 28, 1982, under P. O. ID-910-PH7-0018.

---

SIGNATURE

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: En

APPLICATION NUMBER: 32 7127  
7217

CHECK:

- ☒ Source.  
☒ Point of diversion.  
☒ County.  
☒ Quantity of water and period of use.  
☒ Description of diverting works.  
☒ Time required for beneficial use of water.  
☒ Place of use or acres irrigated.  
☒ Map.  
☒ Signature.  
☒ Fee.  
☐ Yes ☒ No Field check required.  
☐ Yes ☒ No Critical groundwater area.  
☐ Yes ☒ No Request dam safety information. Sent by: \_\_\_\_\_ Date: \_\_\_\_\_  
☒ Yes ☐ No\* In form to receipt.

Field check by: \_\_\_\_\_

Date: \_\_\_\_\_

Comments: \_\_\_\_\_

\*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: \_\_\_\_\_

SEND COPIES TO:

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

Copies sent by: \_\_\_\_\_ Date: \_\_\_\_\_

PROCESSING:

- ☐ Yes ☒ No Platted by: \_\_\_\_\_ Map No. \_\_\_\_\_  
☒ Yes ☒ No Other rights on same place of use. 32-2080 (Groundwater) 1/18/1937 SHAWSON  
☒ Yes ☐ No\* In form for advertising.  
Final date for protests: July 19-1982  
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8-3-82 ✓  
☒ Application published correctly. If not, record action taken: \_\_\_\_\_  
☒ Fee amount, receipt date & number, recorded on application.  
☒ Publication dates and paper, recorded on application.  
☒ Protests, dates, withdrawal, etc., recorded on application.  
☒ Recommendation & initial, recorded on application.  
☐ Yes ☒ No Measuring device required.  
☐ Yes ☒ No Access port required.  
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? \_\_\_\_\_  
✓ 5-28-82 Date of priority recommended.  
Special conditions of approval or cover letter. \_\_\_\_\_

By: Ernest Carter

Date: Aug 11, 1982

STATE OFFICE REVIEW:

SLW/LUZ

26

- ☐ See attached sheet for more information.

By: Reep

Date: 9/27/82

RECEIVED  
SEPT 4 1982

POINT OF DIVERSION AND STREAM INDEX INFORMATION

| TRACT                   | SEC   | TWP   | RGE   | gov't<br>lot | rediv.<br>(R) | REACH |
|-------------------------|-------|-------|-------|--------------|---------------|-------|
| -----                   | ----- | ----- | ----- | -----        | -----         | ----- |
| IDAHO STREAM CODE INDEX |       |       |       |              |               |       |

| TRACT                   | SEC   | TWP   | RGE   | gov't<br>lot | rediv.<br>(R) | REACH |
|-------------------------|-------|-------|-------|--------------|---------------|-------|
| -----                   | ----- | ----- | ----- | -----        | -----         | ----- |
| IDAHO STREAM CODE INDEX |       |       |       |              |               |       |

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|-------------------------|-------|-------|-------|--------------|---------------|-------|
| -----                   | ----- | ----- | ----- | -----        | -----         | ----- |
| IDAHO STREAM CODE INDEX |       |       |       |              |               |       |



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

150 Shoup  
Idaho Falls, Idaho 83401  
(208) 525-7161

July 28, 1982

RE: Application for Permit No. 32-7126, 32-7217

Claim to a Water Right No. 32-4041, 32-4040, 32-4039  
32-4038, 31-4075

BUREAU OF LAND MANAGEMENT

Standard Journal  
P.O. Box 10  
Rexburg, ID 83440

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on July 1 and 8, 1982.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY  
Adm. Secretary



NOTICE OF APPLICATION FOR WATER RIGHT

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

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402 on or before JULY 19, 1982.

A. KENNETH DUNN

Director

Published 7/1 & 7/8/82.

32-7217

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., FEDERAL BLDG. BOX 042, 550 W. FORT ST., BOISE, ID 83724

Source. SPRING tributary to SINKS

Date Filed: 05/28/1982

Amount: 0.06 CFS

Diversion Point: NESE Sec 09 T 10N R 34E, CLARK Co.

|                 |            |                     |
|-----------------|------------|---------------------|
| Use: STOCKWATER | (0.06 CFS) | from 01/01 to 12/31 |
| WILDLIFE        | (0.06 CFS) | from 01/01 to 12/31 |

Place of Use. NESE Sec 09 T 10N R 34E

Diversion Means: CATCHMENT, PIPE & TROUGH

*Handwritten:*  
Hchy  
10/1