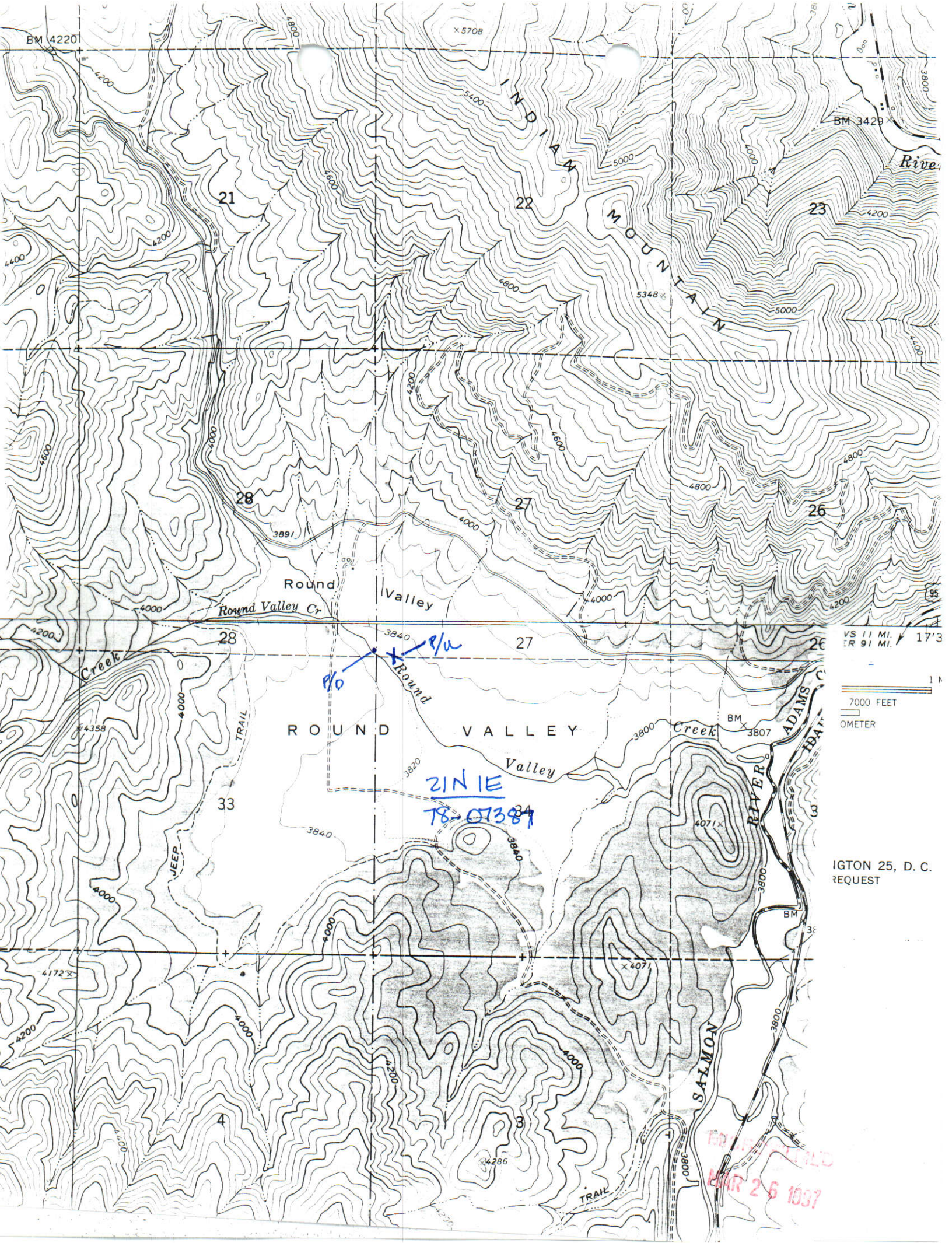




BM 4220

x 5708

BM 3429

River

21

22

23

INDIAN MOUNTAIN

5348

28

27

26

Round

Valley

Round Valley Cr.

28

27

26

Creek

Round Valley

ROUND VALLEY

Valley

33

JEEP

TRAIL

Creek

BM

3807

ADAMS CREEK

SALMON RIVER

TRAIL

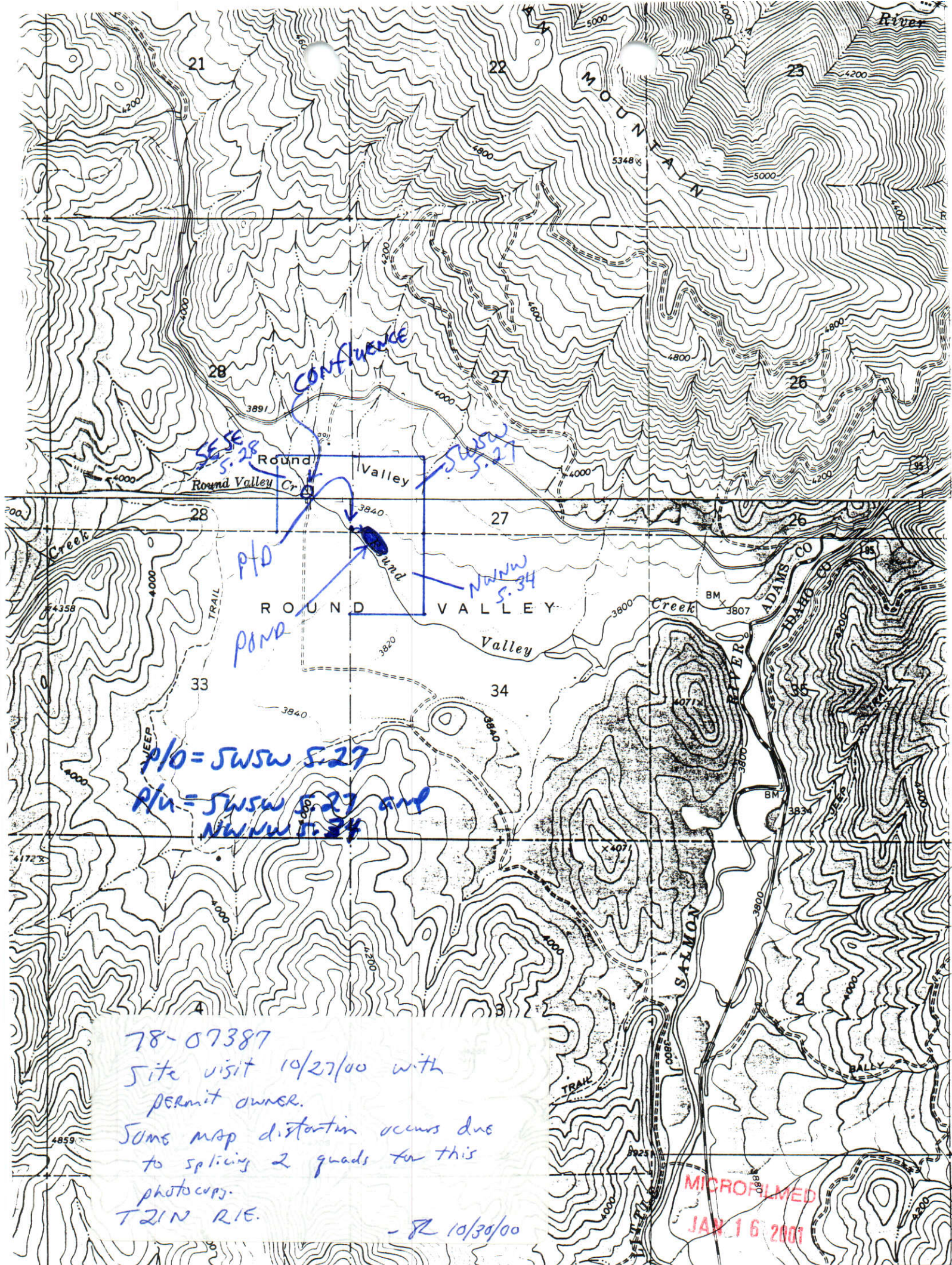
21N 1E
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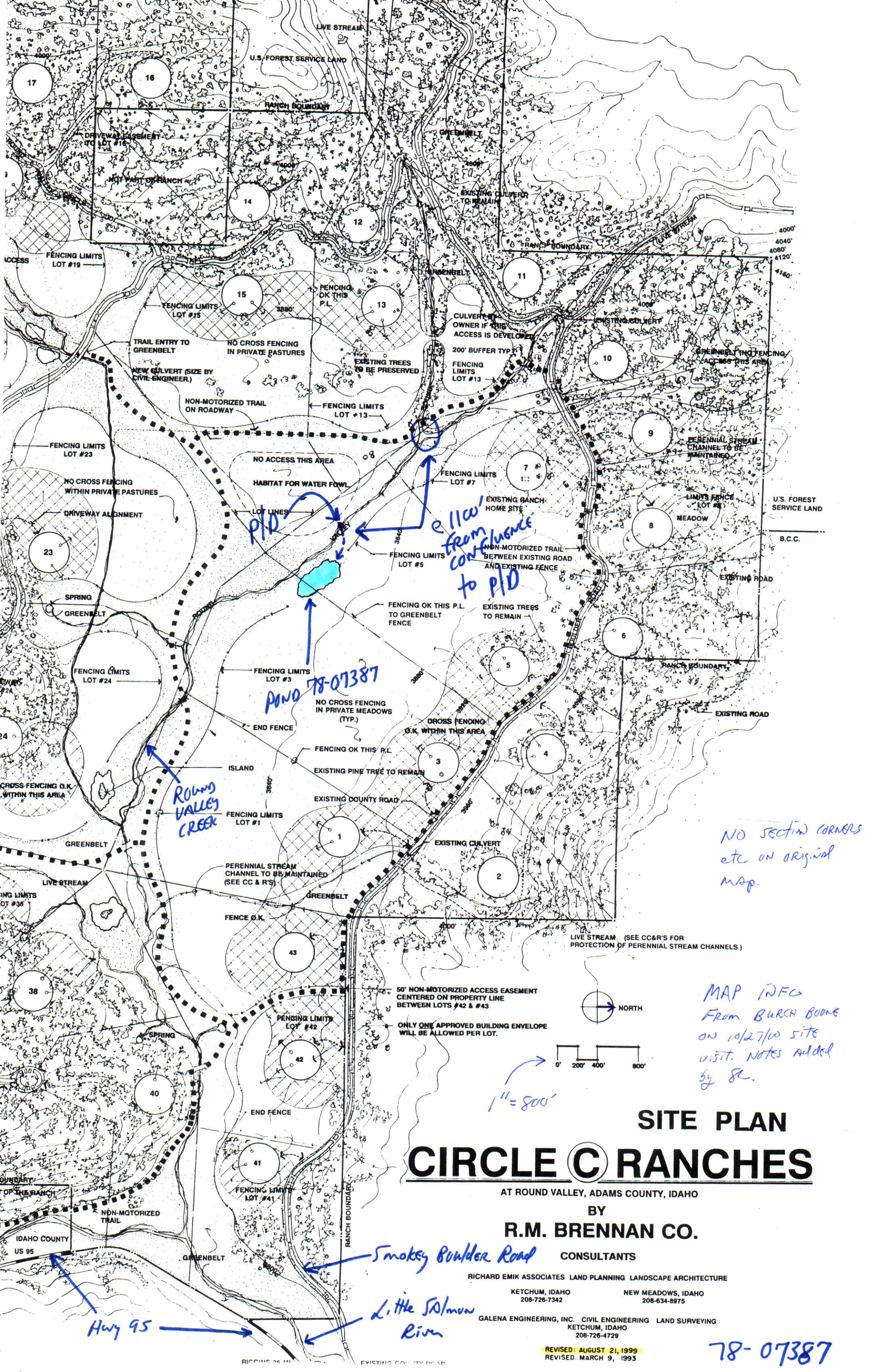
VS 11 MI. 17'3'
R 91 MI.

1 M
7000 FEET
OMETER

IGTON 25, D. C.
REQUEST

RECEIVED
MAR 26 1937





SITE PLAN CIRCLE C RANCHES

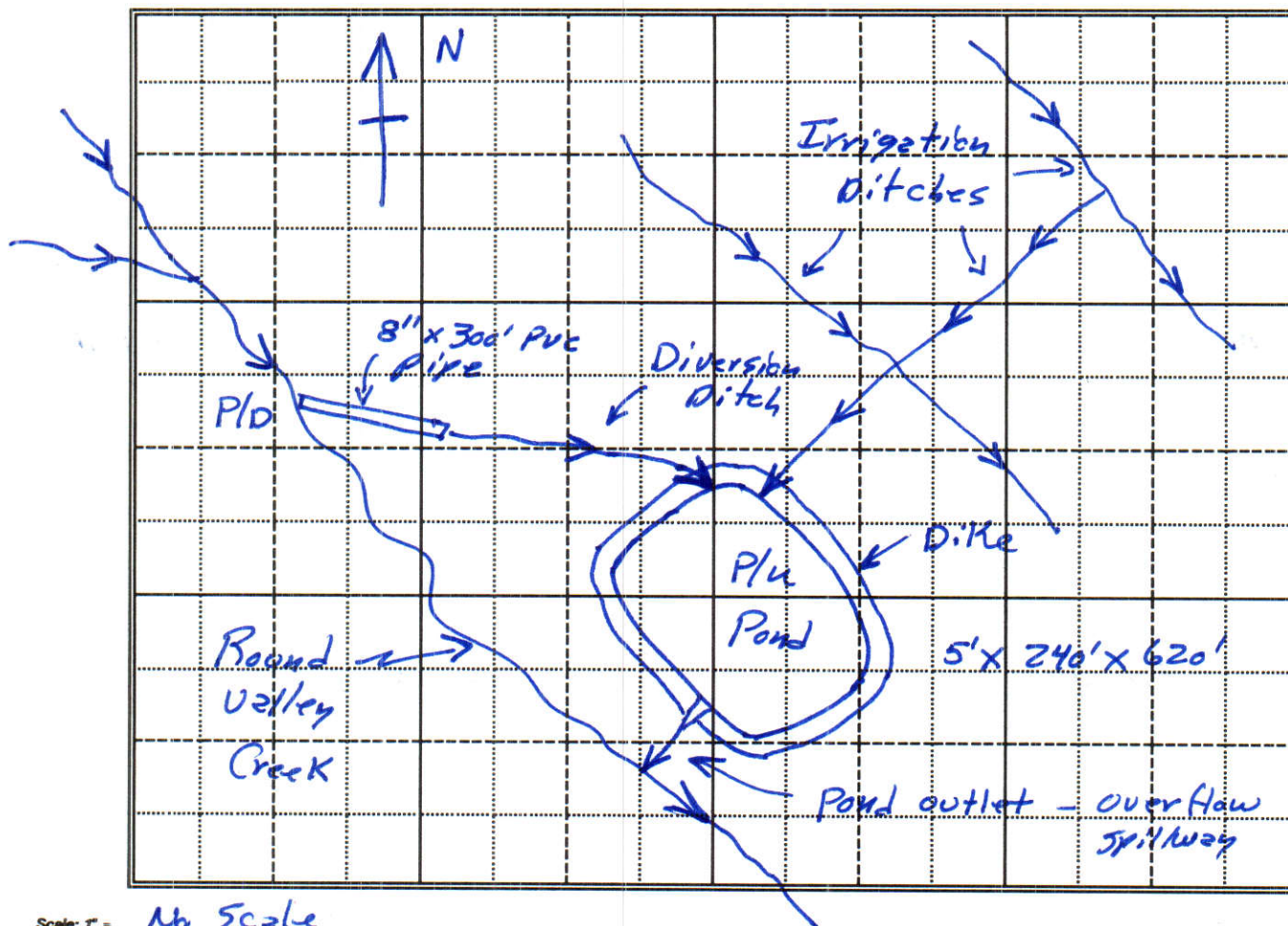
AT ROUND VALLEY, ADAMS COUNTY, IDAHO
BY
R.M. BRENNAN CO.

CONSULTANTS
RICHARD EMIK ASSOCIATES LAND PLANNING LANDSCAPE ARCHITECTURE
KETCHUM, IDAHO 208-726-7342
NEW MEADOWS, IDAHO 208-634-8975
GALENA ENGINEERING, INC. CIVIL ENGINEERING LAND SURVEYING
KETCHUM, IDAHO 208-726-4729

REVISED: AUGUST 21, 1999
REVISED: MARCH 9, 1993

78-07387

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



Scale: 1" = No Scale

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

MICROFILMED

JAN 16 2001

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None - No inflow to pond at time of exam.

78-0736

Feed
Ditch

Pond 4000
(78-07350)

No Gov. Lots

PHU
78-4000-7382

P/O 78-07387

Smolley Boulder
Road

ROUND VALE

78-07361
78-07387

MICROFILMED

14016 2001



1 of 1
P/O
Diversion
Ditch
near
Pond.



P/O
Pond.
overflow
outlet
in
fore-
ground.
View
Looking
North

MIC

JAN 16 2001

78-07387

NOTICES OF PUBLIC INFORMATION

LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

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

78-07387 ✓

BOONE, BURCH
DRAWER T
NEW MEADOWS, ID 83654

Source: ROUND VALLEY CREEK Tributary: LITTLE SALMON RIVER

Diversion Pt: SWSWSW Sec 27 T 21N R 01E in ADAMS County.
SESESE Sec 28 T 21N R 01E in ADAMS County.

Use:	AESTHETIC	(	0.040 CFS)	
	AESTHETIC STORAGE	(	5.00 AF)	
	WILDLIFE	(	0.040 CFS)	
	WILDLIFE STORAGE	(	5.00 AF)	
	DIVERSION TO STORAGE	(	0.040 CFS)	
	Total Diversion:	(	0.040 CFS)	

Date Filed: 10/29/1996

In: ADAMS County
T21N R01E S27 SWSW
S34 NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before DECEMBER 9, 1996. The Protester must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 11/21/1996 & 11/28/1996

LEGAL NOTICE

Legal Notice

The Board of Adams County Commissioners will accept sealed bids for the purchase of 15,000 tons of 3/4 crushed rock that meets State specifications 703.04. The rock must be available within 1 mile from the end of the pavement on the Fruitvale/Glendale road, and must be crushed by July 15, 1997. Bids must be sealed and may be delivered to the Clerk's office in the Courthouse in Council, or mailed to P.O. Box 48, Council, ID 83612. Bids will be received until 2:00 P.M. December 9, 1996 and will be opened at that time. A bidders security of 5% of the bid must accompany the bid. The Board of Commissioners reserves the right to reject any and all bids. Complete specifications and additional information are available by contacting Adams County Road & Bridge, at 253-4203, or 253-4561.

Board of Adams County Commissioners
Raymond Bennett, Chairman

LEGAL NOTICE

REQUEST FOR bids SNOW PLOWING

MEADOWS VALLEY SCHOOL DISTRICT #11

Meadows Valley School District #11 is accepting bids from interested parties for snow removal of the parking lots, entries and exits for the 1996/97 season.

The deadline for submitting bids is Friday, November 29, 1996. Bids are to be delivered to Ellen Carpenter, Administrative Secretary, Meadows Valley School District #11 - P.O. Box Drawer F - New Meadows, Idaho 83654.

Inquires may be directed to Mel Wiseman, Secondary Principal, (347-2411).

SPECIFICATIONS:

This agreement will be for the 1996/97 school year.

Bids shall be submitted for snow removal service for an annual fee.

Areas to be cleaned:

Parking lots, front sidewalk of school, bus drive ways around the building, exits of building

Times - work is to be done by 6:30 a.m. each day of school and days of activities

4" accumulation of snow is the standard that the school district will use as to when the snow removal should take place.

A list of the equipment that will be used for the snow removal will be submitted with the bid.

Contractor must carry \$500,000 liability insurance coverage. Verification of the insurance coverage must be on file with the school district administrative office.

Equipment and its upkeep shall be the contractor's responsibility.

The Board of Trustees has the right to accept or reject all bids submitted.

Published in The Record November 21 & 28, 1996

LEGAL NOTICE

Legal Notice

The Board of Adams County Commissioners will accept sealed bids for the purchase of two used dump trucks. Complete specifications are available by contacting the Road & Bridge department at 253-4203, or the Clerk's office at 253-4561. Bids must be sealed and clearly marked and will be accepted until 2:00 P.M. December 9, 1996, and opened at that time. Bids may be delivered to the Clerk's office in the Courthouse in Council, or mailed to P.O. Box 48, Council, ID 83612. A bidders security of 5% of the bid must accompany the bid. The Board of Adams County Commissioners reserves the right to reject any and all bids.

Board of Adams County Commissioners
Raymond Bennett, Chairman

MAR 26 1997

Published in The Record November 21 & 28, 1996

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 78-07387

Priority: October 29, 1996

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

29.0 AF

This is to certify, that BURCH BOONE

PO DRAWER T

NEW MEADOWS ID 83654

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 29, 1996; and has submitted Proof of Beneficial Use on August 21, 1997. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

ROUND VALLEY CREEK

tributary to LITTLE SALMON RIVER

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>
WILDLIFE	01/01 to 12/31	0.04 CFS	29.0 AF
WILDLIFE STORAGE	01/01 to 12/31		5.0 AF
AESTHETIC	01/01 to 12/31	0.04 CFS	29.0 AF
AESTHETIC STORAGE	01/01 to 12/31		5.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.04 CFS	
	Totals	0.04 CFS	29.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 27, Township 21N, Range 01E
ADAMS County

PLACE OF USE: WILDLIFE

TWN RGE SEC

21N 01E	27	SWSW
	34	NWNW

PLACE OF USE:

AESTHETIC, same as WILDLIFE use

CONDITIONS OF APPROVAL AND REMARKS

1. Aesthetic and aesthetic storage uses are for a pond.

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 administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 15TH day of NOVEMBER, 2000.

MICROFILMED

JAN 16 2001

Acting for

KARL J. DREHER, Director

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 0029939
Received By: JW
Date Received: 8-21-97

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 21 1997

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. 7B-07387 Telephone No. (208) 347-2786
2. Name(s) of Permit Holder(s): BURCH BOONE
3. Mailing Address: PO BOX 1, NEW MEADOWS, ID 83654
4. Source of Water: ROUND VALLEY CR If GROUNDWATER (well), Date Drilled: mo. N/A / yr. _____
 - a. Well Driller: _____ Drilling Permit Number: _____
 - b. OPTIONAL:
Pump Horsepower: N/A Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: ASTHETIC STORAGE & WILDLIFE STORAGE
6. Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR 5 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 <u>X</u>
	Has the measuring device been installed?	Yes _____ or No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No <u>X</u>
	Has the measurement port been installed?	Yes _____ or No <u>X</u>
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: BURCH BOONE Telephone Number: (208) 347-2786
Address: 2975 SMOKEY BOULDER RD
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: Burch Boone Date: 8/19/97
(include your title, if on behalf of company or organization)

RECEIVED
SEP 10 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 78-07387

Proposed Priority: October 29, 1996

Maximum Diversion Rate:

0.04 CFS

This is to certify, that BURCH BOONE

DRAWER T

NEW MEADOWS ID 83654

has applied for a permit to appropriate water from:

ROUND VALLEY CREEK

tributary of LITTLE SALMON RIVER

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>	<u>ANNUAL VOLUME</u>
WILDLIFE	01/01 to 12/31	0.04 CFS	
WILDLIFE STORAGE	01/01 to 12/31		5.0 AF
AESTHETIC	01/01 to 12/31	0.04 CFS	
AESTHETIC STORAGE	01/01 to 12/31		5.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.04 CFS	
	Totals	0.04 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 27, Township 21N, Range 01E

SESE , Sec. 28, Township 21N, Range 01E

ADAMS County

PLACE OF USE: WILDLIFE

TWN RGE SEC

21N 01E 27

SWSW

34

NWNW

PLACE OF USE: AESTHETIC, same as WILDLIFE 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 February 1, 1998.
2. Subject to all prior water rights.
3. This right authorizes a single point of diversion.
4. This right authorizes an annual volume of water to fill the storage facility and the amount required to replace losses through evaporation.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. Aesthetic use and storage is for a pond.

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

28th day of January, 1997.

WITNESSED

NOTARY PUBLIC

[Signature]
for Karl J. Dreher, Director

RECEIVED

DEC 23 1996

Department of Water Resources

Ident. No. 78-07387

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: BURCH BOONE
Address: DRAWER T
NEW MEADOWS ID 83654
208-347-2786
2. Source: ROUND VALLEY CREEK
3. Location of Point of Diversion: * SWSWSW Sec. 27, Township 21N, Range 01E
SESESE Sec. 28, Township 21N, Range 01E
ADAMS County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
WILDLIFE	01/01	12/31	0.040		
WILDLIFE STORAGE	01/01	12/31			5.00
AESTHETIC	01/01	12/31	0.040		
AESTHETIC STORAGE	01/01	12/31			5.00
DIVERSION TO STORAGE	01/01	12/31	0.040		
5. Total quantity to be appropriated is:
0.040 CFS (and/or) 5.00 AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
CONCRETE BOX DIVERSION TO PIPELINE TO POND
 - b. Height of storage dam 4 feet; active reservoir capacity 5.00 acre-feet; total reservoir capacity 5.00 acre-feet; period of year when water will be diverted to storage: 1/01 to 12/31 inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

* per data entry standards 1/28/97 c.s.

8. Place of Use: WILDLIFE

TWN RGE SEC
21N 01E 27 SWSW
34 NWNW

Place of Use: AESTHETIC, same as WILDLIFE use

9. a. Who owns the property at the point of diversion?

MYRTLE CONE ESTATE *

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

APPLICANT * MYRTLE CONE

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

VERBAL AGREEMENT TO BE FOLLOWED WITH WRITTEN EASEMENT

10. Remarks: Pond is located on previously irrigated land; no
net increase in total consumptions longer.
11. Map of proposed point of diversion and place of use attached? ☒

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.

X. Bart Tzoon
Applicant

Received by Cyl Date 10/29/96 Time 1015 Preliminary check by Ly

Fee \$ 50.00 Received by Cyl #W021671 Date 10/29/1996

Publication prepared by AT Date 11-13-96 Published in The Record

Publication approved AT Date 12-16-96

Ident. No. 78-07387

Comments: Date: 10/29/1996 User-ID: CHODGES

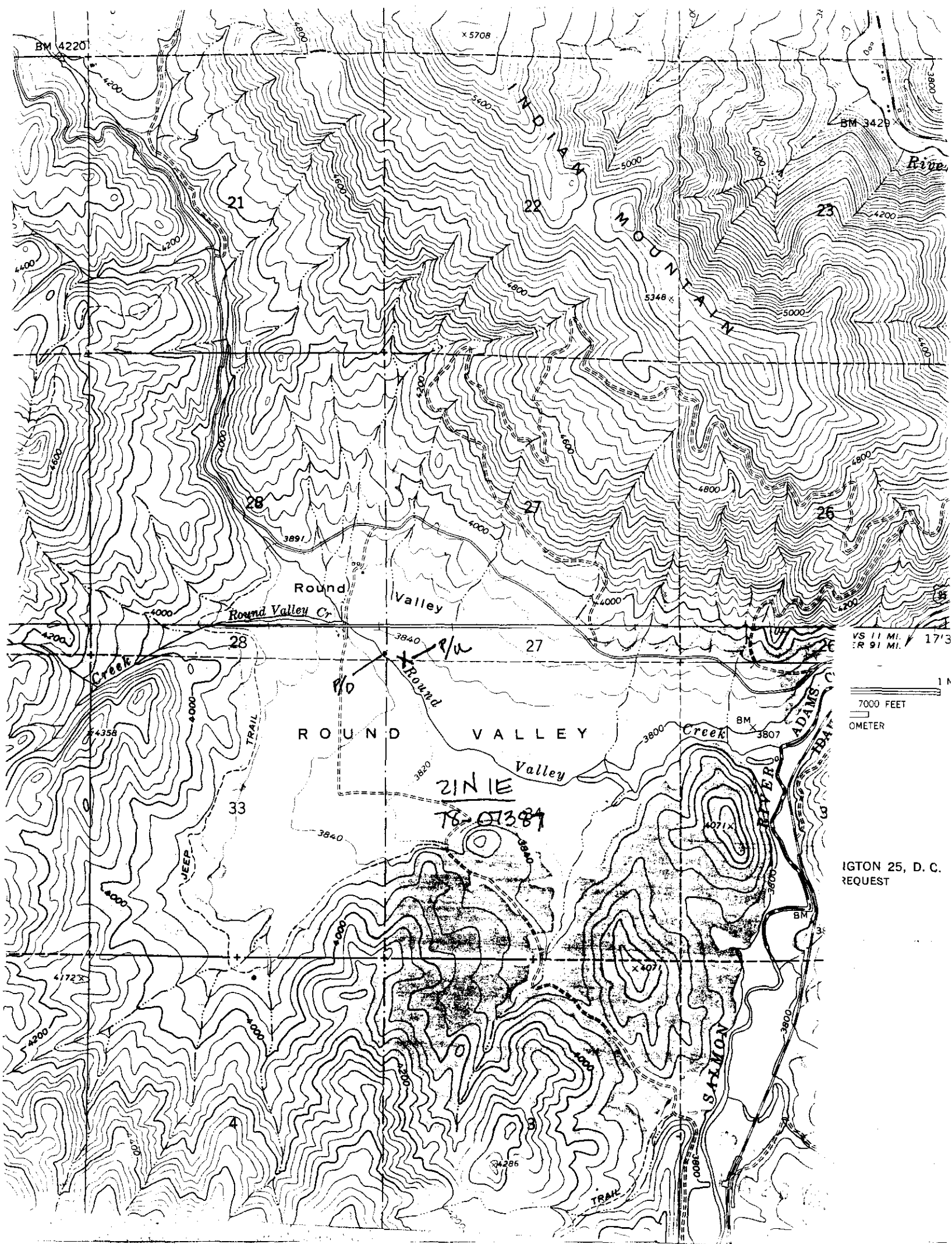
Subject: APPLICATION INFO

Single diversion from Round Valley Creek on or near section line between SWSW S27 and SESE S28.

Pond is existing, measuring 1/2 to 1 ac surface area and 5-6 ft average depth. Pond was created to capture irrigation return flows; application is required to establish a year round fresh water flow through the pond to inhibit algae growth.

Pond was constructed on previously irrigated land. Although total completed size will likely fall within exemption criteria for Little Salmon moratorium ($\leq 1/2$ ac), any consumptive losses which occur due to use of this right may be mitigated under right nos. 78-04272, 07031, and 07083.

Dam height 4-5', earthen. Fibermat and rock face natural spillway has been constructed with overflows to a natural draw and returning to Round Valley Creek. There is no controllable outlet. Inlet will be concrete screened box and 8" buried pipe.



BM 4220

x 5708

BM 3429

River

21

22

23

MOUNTAIN

28

27

26

Round Valley

Round Valley Cr.

ROUND VALLEY

21 IE

76-07384

VS 11 MI. 17'3

7000 FEET
OMETER

IGTON 25, D. C.
REQUEST



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

November 17, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BURCH BOONE
PO DRAWER T
NEW MEADOWS ID 83654

RE: WATER RIGHT NO. 78-07387

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of 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 reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

JAN 15 2001

CERTIFICATE OF MAILING

I hereby certify that on the 17th day of November, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 78-07387

BURCH BOONE
PO DRAWER T
NEW MEADOWS ID 83654


Kari Lynn Townsend
Secretary

MICROFILMED

JAN 16 2001

**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

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 31, 2000

Burch Boone
PO Box T
New Meadows, ID 83654

RECEIVED

NOV - 1 2000

Department of Water Resources

Re: Permit No. 78-07387

Dear Mr. Boone:

Enclosed is your original map. Thank you for the loan. I also enclosed a copy of the field map resulting from my visit last Friday.

Your assessment was correct. As you can see, the diversion point occurs in SWSW Section 27, and the pond falls in that tract plus NWNW Section 34. The locations are within the authorized sites described by the permit. A licensing amendment will not be necessary.

Licensing will resume based on this update. It will probably be some time before you hear from the department due to other pressing demands on staff time. Meanwhile, please let me know if you have any questions or concerns.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester".

Steve Lester
Water Rights Supervisor

Enclosure

MICROFILMED
JAN 15 2001

MEMORANDUM

TO: Shelley Keen

FROM: Steve Lester 

DATE: October 31, 2000

RE : *Addendum to Field Exam for 78-07387*

I visited the site on October 27, 2000. Mr. Boone was present. He gave me a map of the site to assist in locating the P/D and P/U. I used his map and a topo map to re-examine the legal descriptions.

The confluence of Round Valley Creek and an unnamed stream occurs in SESE Section 28. I found the confluence and paced the distance along Round Valley Creek to the P/D. The diversion is about 1100 feet downstream from the confluence. The upper or northwest end of the pond is about 250 feet southeast of the P/D. The diversion appears to be on/near the tract line for SWSW Section 27 and SESE Section 28. Current licensing practices require a single tract to be identified in such cases, and the best fit falls in Section 27.

The result of the re-exam follows:

- Point of diversion occurs in SWSW Section 27
- Place of use falls in SWSW Section 27 and NWNW Section 34
- No amendment is needed to license the permit.

See the attached map copy from Mr. Boone and the topo. No additional photos were taken during my visit.

The license can be issued based on the above revised recommendations. Mr. Boone should obtain another right for the balance of the pond storage not covered by 78-07387. The 1997 field exam documented a pond capacity of 17.1 af. Subtracting five af in 78-07387, a water right deficit of 12.1 af occurs.

The length and width pond dimensions based on the survey map provided by Mr. Boone indicate the pond is about 200 by 480 feet. Assuming an average depth of five feet from the earlier exam, the pond capacity with these values is 11 af. Pond capacity in both scenarios is a little high by treating the pond as a rectangle instead of an oval. But it is better to estimate higher than lower in such cases.

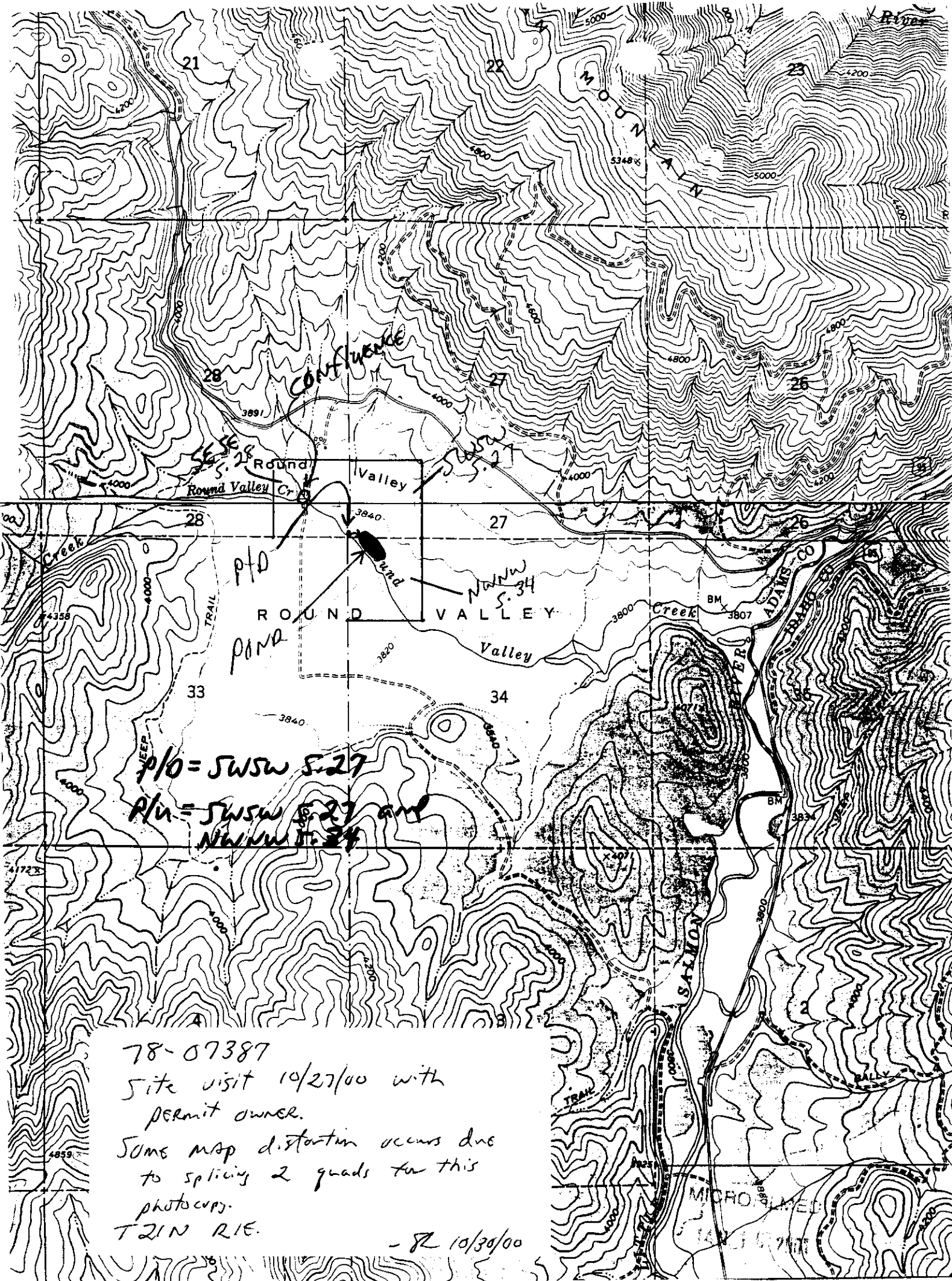
MICROFILMED
JAN 15 2001

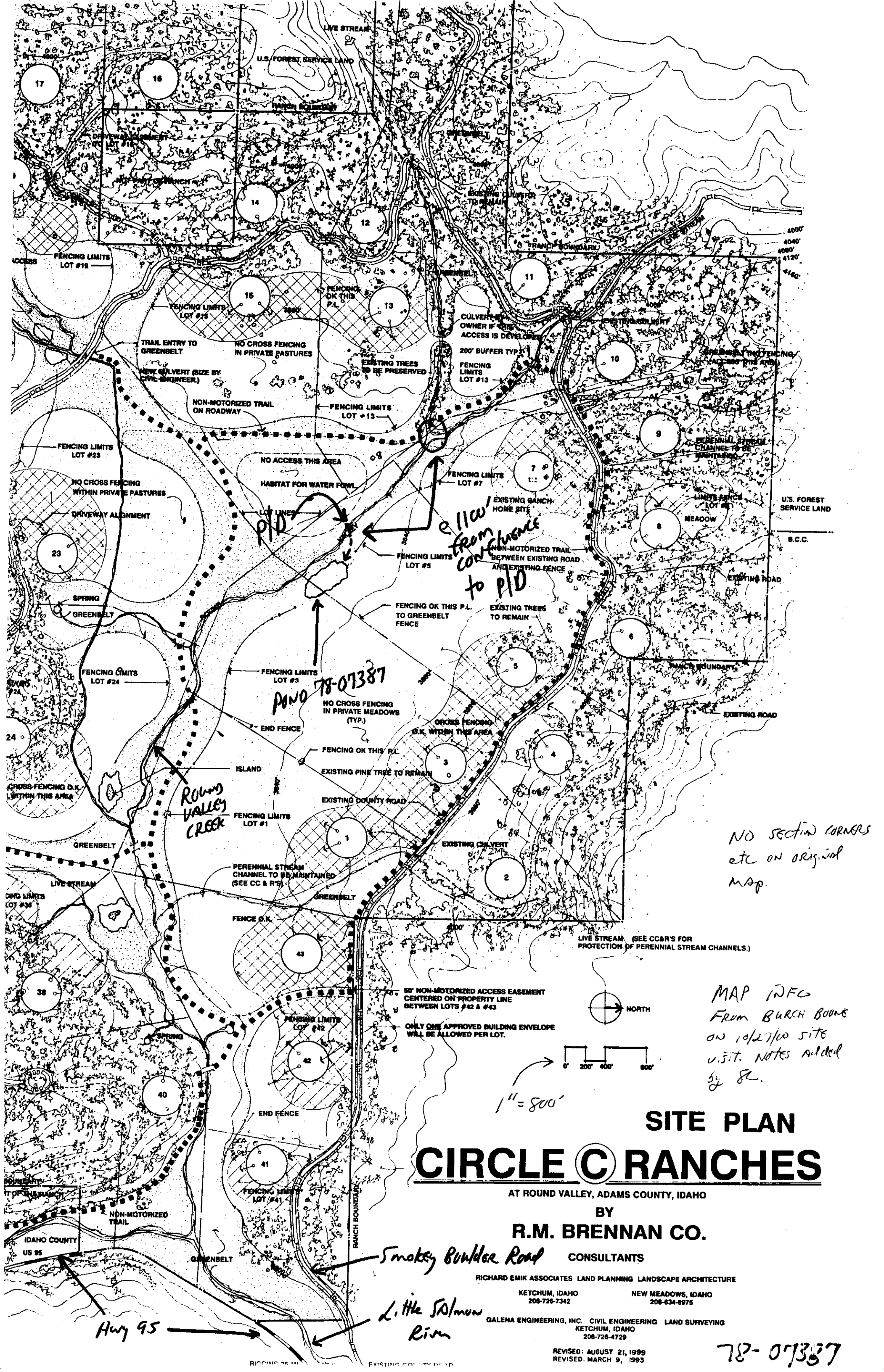
78-07387
October 31, 2000
Page 2

The pond occupies land formerly irrigated under water right nos. 78-04272, 78-07031 and 78-07083. These three rights are claimed in the adjudication by the homeowners association, of which Mr. Boone is a member.

An additional permit for pond storage not covered by 78-07387 can be issued based on mitigation due to reduced irrigation under the older rights. The Salmon River Moratorium is addressed in this situation.

The department should license permit 78-07387. Mr. Boone should seek a new permit for the "leftover storage" as discussed. The water right picture for this pond will be completed by these actions.





SITE PLAN CIRCLE C RANCHES

AT ROUND VALLEY, ADAMS COUNTY, IDAHO
BY
R.M. BRENNAN CO.
CONSULTANTS

RICHARD EMIK ASSOCIATES LAND PLANNING LANDSCAPE ARCHITECTURE
KETCHUM, IDAHO 208-726-7342 NEW MEADOWS, IDAHO 208-634-8975
GALENA ENGINEERING, INC. CIVIL ENGINEERING LAND SURVEYING
KETCHUM, IDAHO 208-726-4729

REVISED: AUGUST 21, 1999
REVISED: MARCH 9, 1993

78-07387

Keen, Shelley

From: Lester, Steve
Sent: Monday, December 13, 1999 2:45 PM
To: Keen, Shelley
Subject: Basin 78 Water Rights

Shelley:

Awhile ago you inquired into a Basin 78 permit regarding a revisit for licensing. I told you that I hoped to have it wrapped up by about now. But that has not worked out so will need to postpone until next field season.

We also discussed another filing in that area, and it looked like that one needed a site visit to resolve an issue. I like to do a few of these each year to keep up some degree of field expertise, although it can add unforeseen delays sometimes.

Here is an update about what's up with a few rights in New Meadows area:

Permit 78-07387 for Boone - site visit to be done in Spring of 2000 to confirm pond location re recommended licensing amendment

Application 78-07305 for Ross - site visit to be done in spring of 2000 to confirm certain acres getting Little Salmon River water; related to factors in 78-07263A & C. In any case, the irrigation application will remain subject to consumptive use moratorium in that Basin.

I will call these up for early next field season and forward results to you then. Thanks for your patience in these matters.

-- Steve

MICROFILMED

JAN 15 2001

Keen, Shelley

From: Keen, Shelley
Sent: Tuesday, November 23, 1999 10:17 AM
To: Lester, Steve
Subject: Re-examination for 78-07387

Steve,

File 78-07387 contains a memo dated 4/30/98 indicating that you agreed to re-check the location of the reservoir developed under this right. Were you able to have somebody do that last summer? If not, I'd like to send the exam back or do something in the database so that this one does not get overlooked in the future.

Shelley

MICROFILMED

JAN 16 2001

MEMORANDUM

DATE: April 30, 1998

TO: Water Right File 78-07387

FROM: Shelley W. Keen *swk*

RE: Location of reservoir

On April 28, 1998, Burch Boone called to discuss the location of his reservoir. Mr. Boone is convinced that the examiner's report is inaccurate. He bases his conclusion on his knowledge of the location of the reservoir in relation to the road shown on the map.

Steve Lester told me that he has other business in the Round Valley area this summer and would be willing to double-check the location. Steve will contact Mr. Boone when he is in the area.

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

April 21, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BURCH BOONE
PO BOX T
NEW MEADOWS ID 83654

RE: Water Appropriation Permit No. 78-07387

Dear Mr. Boone:

Thank you for calling this morning. As we discussed, I am sending information from your water right file to explain my request that you amend your permit.

The map marked as no. 1 was submitted with your original application. It shows the proposed place of use with an "X" near the line separating the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27 from the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, both in T21N, R1E. The place of use description on your permit matches this map. Map no. 2, submitted with the field examiner's report, shows your reservoir as being in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28.

I requested that you amend your permit to correct the place of use description because IDWR cannot issue a water right license for development that is not in accordance with the permit. If you agree with the field examiner's findings, please submit the amendment form and \$50.00 filing fee within fourteen days. If you do not agree with the examiner's findings, please provide me with the information supporting your conclusion.

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

Respectfully,

Shelley Walter Keen
Water Rights Supervisor

Enclosure

MICROFILMED

JAN 15 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

April 15, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BURCH BOONE
PO DRAWER T
NEW MEADOWS ID 83654

RE: WATER RIGHT NO. 78-07387

Dear Permit Holder(s):

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 that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that your place(s) of use is in a location other than what was described on your permit. Therefore, before a license can be issued, the permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the place(s) of use and other information as it 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.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
JAN 16 2001

WR0749NP
No. L78-07387

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/13/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BURCH BOONE PO DRAWER T NEW MEADOWS ID 83654 (208) 347-2786	10/29/1996	WILDLIFE WILDLIFE STORAGE AESTHETIC AESTHETIC STORAGE DIVERSION TO STORAGE	01/01 12/31 01/01 12/31 01/01 12/31 01/01 12/31 01/01 12/31	0.040 CFS 0.040 CFS 0.040 CFS	29.00 AFA 5.00 AFA 29.00 AFA 5.00 AFA
TOTAL DIVERSION:					0.040 CFS	29.00 AFA

Water Source: ROUND VALLEY CREEK

Tributary to: LITTLE SALMON RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.040 CFS

Point(s) of Diversion: T21N R01E S28 SESE ADAMS County

Place of use Legal Description for: WILDLIFE

NE				NW				SW				SE											
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac

21N 01E 28 :																							

Place of use location for AESTHETIC is the same location as described for: WILDLIFE

Pou County: ADAMS

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

78-07361 78-07387

Other Water Rights Listing Overlapping Place(s) of use:

78-02011 78-04272 78-07031 78-07083

Remarks: GEN Aesthetic and aesthetic storage uses are for a pond.

Dates: App. Received: 10/29/1996 Priority Date: 10/29/1996
Proof Due Date: 02/01/1998 Proof Made Date: 08/21/1997
Exam Made Date: 09/09/1997 Exam Sent to S.O.: 01/23/1998
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 04/13/98 CZIMMERM

B/U FIELD EXAM REVIEW

by Cindy Lou

 Permit #: 78-7387 Name: Boone Date: 4/10/98 ✓ Lots

NAME	Chng	Same	Or Address Change?
	☐	☒	
SOURCE	☐	☒	Clarify source <u> </u>
	☐	☐	Prelim. Order to Void - Source change.
P/D	☐	☒	Amendment Needed? <u>delete</u> <u>Add 1 1/4</u> Legal <u>SWSW</u> P39
	☐	☐	Same 1/4? <u>W32</u> P36
	☐	☐	Overlap(s) <u>none</u>

P/U	☒	☐	Amendment Needed? <u>S28 SESE</u> P41
	☐	☐	Overlap(s) <u>none</u>
	☐	☐	(Gov't use special ¶s) <u> </u> *P/D & P/U Amend? P37

RATE	☐	☒	Permit/proof fee limits <u>0.04</u> / <u>0.20</u>
	☐	☐	Measured Quantity = <u>none</u> cfs Theoretical Quantity = <u>0.04</u> cfs
	☐	☐	<u>used pipeflow equation. = 0.04 cfs</u>

	☐	☒	Recommended capacity <u>0.04</u> cfs
	☐	☒	Recommended rate <u>0.04</u> cfs

VOLUME	☐	☒	Season: (<u> </u> / <u> </u>) <u>1/1-12/31</u> = <u>365</u> days
	☐	☐	Calculations: <u>pond volume limited by permit = 5.0 AF</u>
	☐	☐	<u>flow =</u>
	☐	☒	Flow limit: <u>0.04</u> cfs x <u>365</u> days/yr. x 1.9835 = <u>29.0</u> AF
	☐	☐	Recommended volume <u>29.0</u> AF

USES	☐	☒	Same Nature of Use? <u> </u> P46
	☐	☐	Amendment Needed? <u> </u>

REMARKS	☐	☒	Multiple p/d's in same 1/4? Use W32 <u> </u>
	☐	☐	<u>Aest / pond.</u>

CONDITIONS	☐	☐	Measuring Device (R43) or Lockable Controlling Works (R02)
	☐	☐	Watermaster Control (R04) - WD # <u> </u>
	☐	☐	Irrigation rate/annual volume overlap
	☐	☐	GW irrigation replaces surface water (050)
	☐	☐	GW irrigation supplements surface water (065)
	☐	☐	Water Quality
	☐	☐	Other <u> </u>

PRIORITY	App Rcd <u>10/29/96</u>	Due <u>2/1/98</u>	Rcd <u>8/2/97</u>
	Receipt# <u>6039939</u>	Fee OK? Yes/No <u>\$50</u>	
	Order to Reinstate Needed? Yes ☒ No ☐ Done?	Advanced to: <u> </u>	
	Priority <u>10/29/96</u>	Examined <u>9/9/97</u>	

 COMMENTS: Needs additional night to cover all storage

USE	CFS	VOLUME
<u>WL</u>	<u>0.04</u>	<u>29.0</u>
<u>Aest / WL Stor</u>	<u>—</u>	<u>5.0</u>
<u>Aest</u>	<u>0.04</u>	<u>29.0</u>
<u>Div to Stor</u>	<u>0.04</u>	<u>—</u>
<u>TOTAL</u>	<u>0.04</u>	<u>29.0</u>

 SRBA Overlap none
 Adjustment Memo ☒
 LICENSE
 #1 AMEND: P41/P38
 #2 AMEND: (R)P42/(C)P47

MEMORANDUM

DATE: April 13, 1998
TO: File No. 78-07387
FROM: Cindy Lou Zimmerman
SUBJECT: Review of Beneficial Use Field Report

The examiner did not calculate or recommend an annual volume for aesthetic and wildlife uses as required for licensing purposes. Also, the exam identifies water is continuously diverted from Round Valley Creek.

The following adjustments¹ were made on the field report to reflect the uses developed under this permit:

G. Volume Calculations.

- a. Wildlife and Aesthetic uses.
 $F = \text{cfs} \times \text{days} \times 1.9835$
 $= 0.04 \times 365 \times 1.9835$
 $= \underline{29.0} \text{ AF.}$

H. Recommendations.

1. Recommended amounts:

Beneficial Use	Period of Use	Rate of diversion	Annual Volume
Wildlife	1/1-12/31	0.04 cfs	<u>29.0</u> AF
Wildlife Storage	1/1-12/31		5.0 AF
Aesthetic	1/1-12/31	0.04 cfs	<u>29.0</u> AF
Aesthetic Storage	1/1-12/31		5.0 AF
Diverstion to Storage	1/1-12/31	0.04 cfs	
Totals:		0.04 cfs	<u>29.0</u> AF

Examiner: Dan Tomich
Examined: September 9, 1997

MICROFILMED

JAN 15 2001

¹ Adjustments are **bolded and underlined**.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 27 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 78-07387

1. Owner: Burch Boone Phone No. (208) 347-2786

Current Address: P.O. Box T, New Meadows, ID 83654

2. Accompanied by: Burch Boone EXAM DATE: 9-9-97

Address: (Same) Phone No. (Same)

Relationship to Permit Holder: (Same)

3. Source: Round Valley Creek tributary to Little Salmon River

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	28	21N	1E	Adams	Site Visit, map

2. Place(s) of Use:

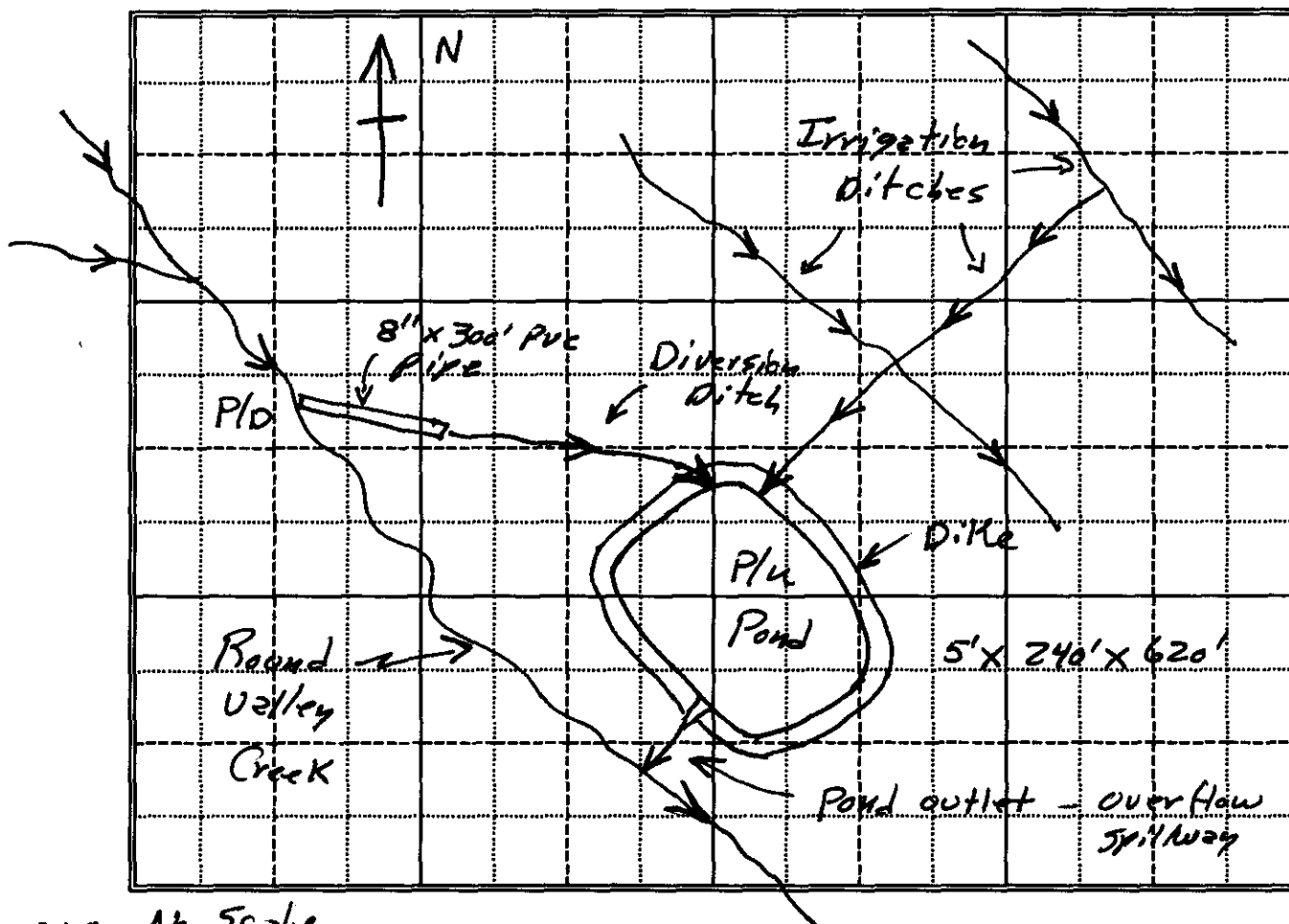
Indicate Method of Determination Site Visit, map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	1E	28																W AES	

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JAN 15 2001

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



Scale: 1" = No. Scale

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

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D. FLOW MEASUREMENTS

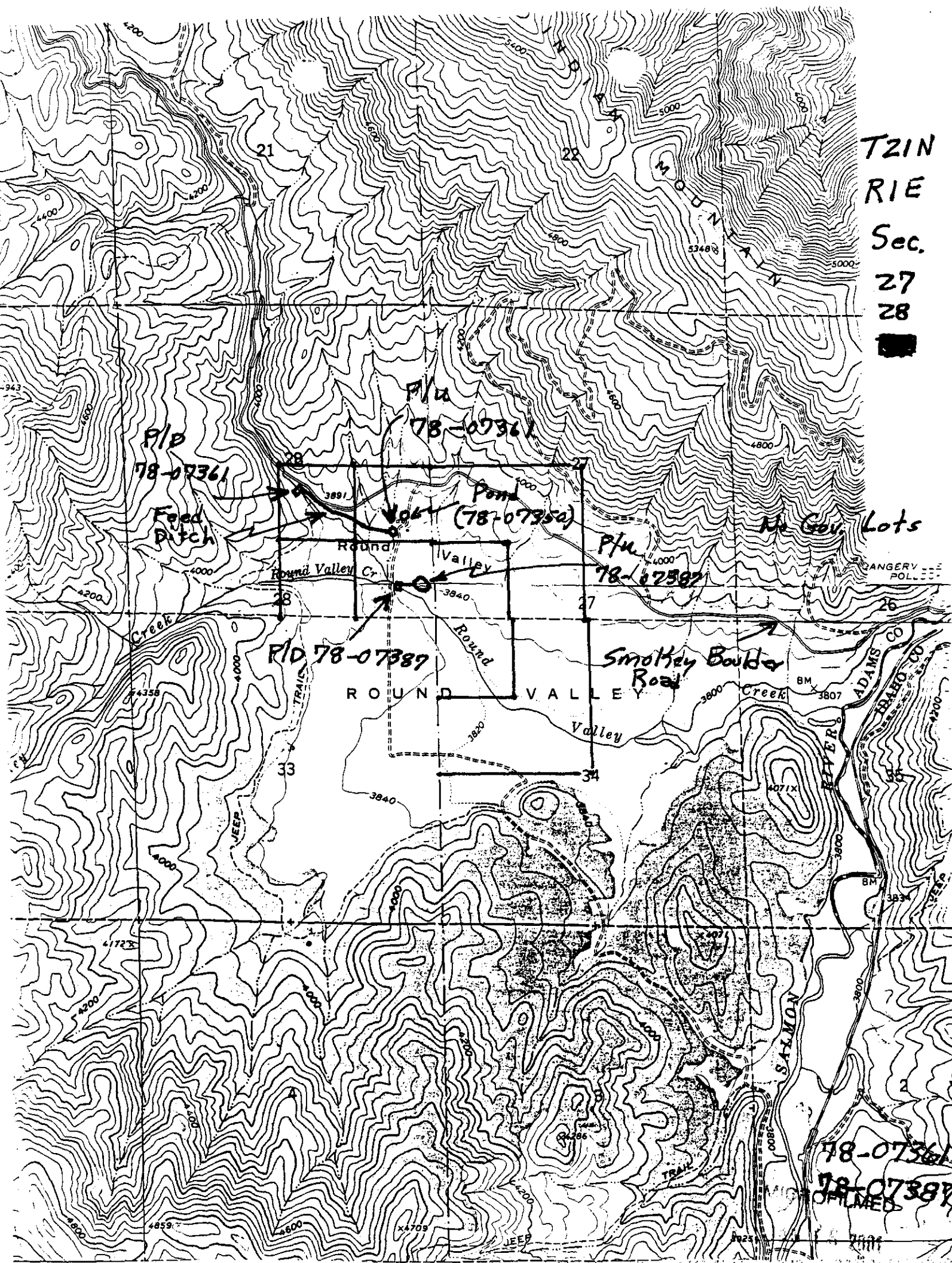
JAN 16 2001

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None - No inflow to pond at time of exam.

TZIN
RIE
Sec.
27
28
[REDACTED]



1 of 1

P/O

Diversion

Ditch

near

Pond.



P/u

Pond.

overflow

outlet

in

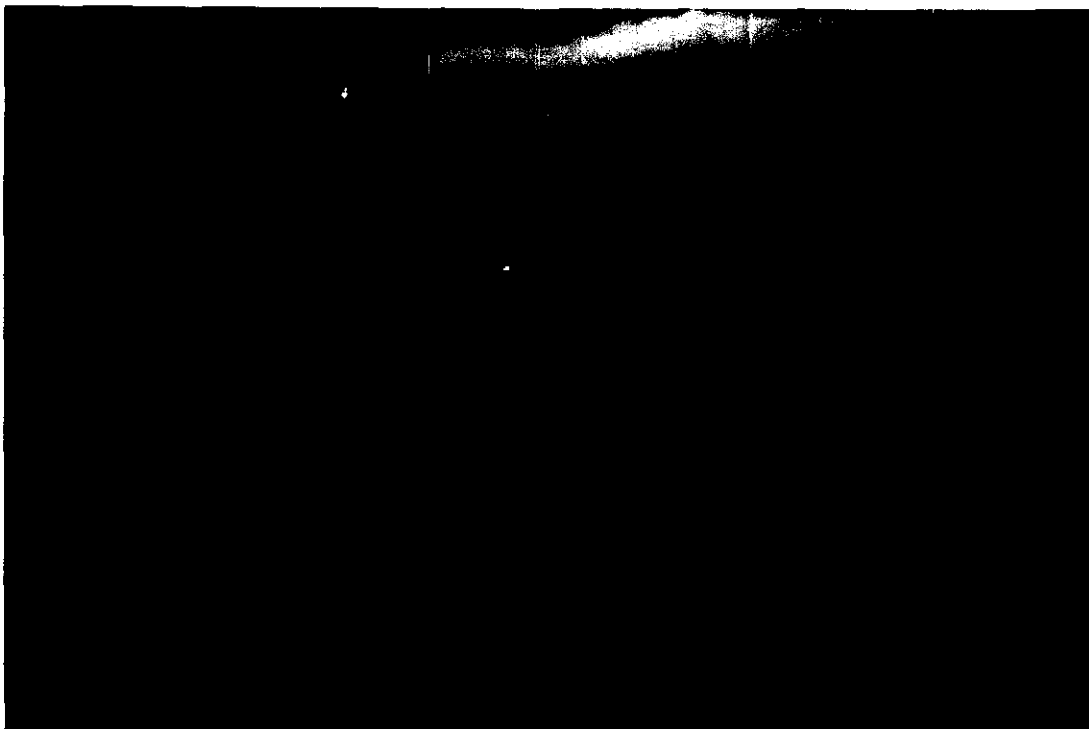
fore-

ground.

view

looking

North



MICR

JAN 16 1991

78-07387

E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for one large pond used for wildlife and Aesthetics. Water is diverted from Round Valley Creek through a buried 8" x 300' PVC pipe, which drains into a diversion ditch and conveys the water to the ponds. The PVC ^{pipe} was not visible, and no photo was taken of it. There was no flow in the diversion ditch at the time of the exam.

2. The pond is filled from Round Valley Creek, but also receives some waste water from an irrigation drain ditch during the irrigation season. The pond has an outflow channel back to the creek

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

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JAN 16 2001

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: None - Theoretical Cal. for diversion pipe:

8" PVC
300'
H = 2'

Assume Q	Actual H	Avail. H
0.04 cfs	0.10'	2'
0.20	0.12	2'
0.30	0.15	2'

$$H = H_f + H_e + H_v$$

(friction) (misc.) (velocity)

$$H_e = 10\% H_f$$

Q pipe > 0.04 cfs
Allow 0.04 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

2. Volume Calculations for Other Uses:

wildlife, Aesthetics

$$\text{Vol. Pond} = (5') (240') (620') / (66)(66)(10) = 17.08 \text{ AF} > 5.0 \text{ AF}$$

Allow the 5.0 AFA in Permit.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Wildlife	01/01 12/31	0.04	*
Wildlife Storage	01/01 12/31		5.0
Aesthetic	01/01 12/31	0.04	*
Aesthetic Storage	01/01 12/31		5.0
Diversion to Storage	01/01 12/31	0.04	
Totals:		0.04	5.0 *

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None 1) P/D - only SESE,
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other Sec. 28.

21 P/u - only SESE,
Sec. 28.

I. AUTHENTICATION

Field Examiner's Name Dan Zornick Date 1-21-98

Reviewer _____ Date _____

SEAL

*Adjustments made during review of this right for license approval.
See Memo for additional information. 4/13/97

JAN 16 2001

M E M O R A N D U M

DATE: January 7, 1998

TO: FILES 78-07350/78-07361/78-07387

FROM: Kari Lynn Townsend

RE: Address Change

=====
Western Region office forwarded a change of address notification they had received from the right holders. The routing slip "special notes" stated no **AJ claims** and listed the water right numbers as shown above.

I have made the corrections to each file in the WR2 screen.

MICROFILMED

JAN 16 2001

RECEIVED

DEC 26 1997

WATER RESOURCES
WESTERN REGION

RECEIVED

JAN 05 1998

December 1, 1997

Department of Water Resources

Idaho Department of Water Resources/Western Region
1901 N. Orchard Street
P.O. Box 83720
Boise, Idaho 83720-0098

Re: Mailing Address

Please be advised that we have not changed our place of residence in New Meadows, Idaho. We have however changed our postal box to a drawer. Please note the change in your mailing database and/or any appropriate records.

Burch and Mary Boone
P.O. Drawer T
New Meadows, Idaho 83654

Thank you,



Burch Boone



Mary Boone

MICROFILMED

JAN 16 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 78-07387 Reviewed by ay Date 9-2-97

GENERAL CONSIDERATIONS

yes Name same as permit?

yes Address same as permit?

yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

aesthetic

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

no 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 _____ Proof Made 8-21-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 2, 1997

BURCH BOONE
PO BOX 7
NEW MEADOWS ID 83654

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 78-07387

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.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the department's WESTERN Regional Office in Boise at (208) 334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

C: IDWR - W. Region

RECORDED
SEP 16 1997



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

January 28, 1997

BURCH BOONE
DRAWER T
NEW MEADOWS ID 83654

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 78-07387

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and 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.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

01/97

No.: 78-7387 Name: Boone Date: 1/28/97 Ad OK? ✓ / Gvmt Lts:

AREA OF CONCERN? ^{-42-bas exempt} No/Yes: S/C Mor / GWMA / Trust / Non-trust
PROTESTED: - 020 (Protest Agreement)

SYSTEM COMPLETED:

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

GROUNDWATER: <✓ FLO-CH>

+ 0.24 cfs - 01M
=/- 0.24 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 # <SEE MAP & LISTING>
=/+ 0.24 cfs - 01J (meas dev)-P08
- 0.24 cfs - 01H (lock dev)-P01 or No MD
~~In-WD~~ =/+ 0.24 cfs - 01M or No MD (in-stream stock)
- 0.24 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 if above Weiser), NA
Boise River (63) - 05A (if ~~WD~~), 11E (not 42-111 use), NA
Payette River (65) - 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (surface) - *WB5 (Boise River above Star Bridge); 27A (Payette River); NA
Fish Propagation - 07A-042 (req)-010/06A/09E (WQ)-P10; 044 (North of 1000 Springs)
Irr <POU> =/- 5 a - 057 (0.03 cfs/acre)
+ 5 a - 03A (0.02 cfs/acre)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-028-01F(P19)-09E(P10);
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09
Storage (✓3 compo.) - 072 (req); 18A (multiple MD within district), 18B-P09 (+10' dam),

LOCATION:

42-248 area - P84 (if in 20/30/40/50/60/70/80 (87) basin)
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 - <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-owner

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

- 076
- ① Aes use / pond
- 2-1- 1998

MEMORANDUM

DATE: January 7, 1997
TO: File No. 78-07387
FROM: Cindy Zimmerman *CJ*
RE: Telephone Conversation

Today, I received a telecon from Kim Apperson of Idaho Dept. of Fish & Game's McCall office in response to my January 2, 1997 letter. Ms. Apperson will respond in writing to my letter before the end of January expressing her department's concerns.

Ms. Apperson may contact the applicant to resolve some concerns prior to responding.

1/24/97

Kim Apperson telephoned to say she had discussed this application with the applicant. Mr. Boone explained his proposed diversion to Ms. Apperson. Ms. Apperson states the F&G has no problems with Mr. Boone's proposal.



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

January 2, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

IDAHO FISH & GAME
SOUTHWEST REGION OFFICE
555 DEINHARD LN
MC CALL ID 83638-0905

ATTN: Larry Jindrich, District Conservation Officer

RE: Application for Permit No. 78-07387, Burch Boone

Dear Mr. Jindrich;

I recently received the above application for permit for final review. I have attached a copy for your reference. The application proposes a year round diversion of Round Valley Creek (a tributary to the Little Salmon River). The uses identified on the application are approvable due to their non-consumptive nature. However, the file does not contain any input from your agency.

I am writing to you to be sure you have the opportunity to comment on this application. Please note that the protest period has past but your comments will be considered during the permitting process.

I will hold further processing for 30 days pending your response. If I do not hear from you within the 30 day period, I will proceed with permitting this new diversion.

If you have any questions, you may contact me directly at (208) 327-7944.

Respectfully,

Cindy Zimmerman
Water Resource Agent

Attachment

5/96

copy to Gene for
comment

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: g DATE: 11/1/96 APPLICATION: 78-07387

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ 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: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Fee:
- ☒ Yes ☐ No* In form to receipt:
- Gov't. Lots:
☒ P/D
☒ P/U

ADDITIONAL INFORMATION

YES NO

- ☒ ☐ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ ☐ Overlapping point of diversion.
- ☐ ☐ Field check required: Field check by: _____
- ☐ ☐ Field report attached:
- ☐ ☒ Critical groundwater area:
- ☐ ☒ Groundwater management area:
- ☐ ☒ 1992 moratorium: exempt - See Appl. Remarks + Comments - JR 12/19/96
- ☒ ☐ Copy to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ ☐ Copy to Dam Safety staff: (for any storage)
- ☒ ☐ Mitigation plan: where ground water replaces surface water for irrigation, request additional information &/or mitigation plan to address reduced aquifer recharge
- ☐ ☒ Send power requirement letter:
- ☐ ☒ Send fish farm requirement letter:
- ☐ ☒ Power residency affidavit:
- ☐ ☒ Power efficiency form:
- ☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☐ ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED

ADDITIONAL INFORMATION ON REVERSE SIDE:

RECEIVED
DEC 23 1996

Department of Water Resources

PROCESSING

APP. NO.

78-07387

YES NO

In form for advertising:

Statewide advertising: (> 10 cfs &/or 1000 af)

Fee amount, receipt number and date recorded on application:

SEND COPIES TO:

YES NO

YES NO

I.D. Health & Welfare

I.D. District Health

I.D. Fish & Game

I.D. Lands

Adjudication Bureau

U.S. BLM

U.S. Forest Service

Water Dist. #

Other

FINAL REGIONAL PROCESSING REVIEW:

YES NO

Affidavit of publication received:

Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received. Final date for protest 12-9-96

Protest dates, resolution of protest recorded on application:

Recommendations attached:

Measuring device required:

Measuring port required:

Water delivered by water master? District #

Special conditions of approval or cover letter: Approve (NOT new cons. use per
6/6 documentation). Development completed, no new development authorized. This allows
mountain exemption.

See below for additional information

Recommended Date or Priority

10-29-1996

Recommended by:

Date: 12/19/96

STATE OFFICE REVIEW

See below for additional information. By Date

ADDITIONAL INFORMATION:

overlaps: P/h 78-04272 separate system + uses
 - 07031 " " "
 07083 " " "
 P/h - 78-01361 " " "

NOTICES OF PUBLIC INFORMATION

LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

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

78-07387 ✓

BOONE, BURCH
DRAWER T
NEW MEADOWS, ID 83654

Source: ROUND VALLEY CREEK Tributary: LITTLE SALMON RIVER

Diversion Pt: SWSWSW Sec 27 T 21N R 01E in ADAMS County.
SESESE Sec 28 T 21N R 01E in ADAMS County.

Use: AESTHETIC (0.040 CFS)
AESTHETIC STORAGE (5.00 AF)

WILDLIFE (0.040 CFS)
WILDLIFE STORAGE (5.00 AF)
DIVERSION TO STORAGE (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 10/29/1996

In: ADAMS County
T21N R01E S27 SWSW
S34 NWNW

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before DECEMBER 9, 1996. The Protester must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 11/21/1996 & 11/28/1996

LEGAL NOTICE

Legal Notice

The Board of Adams County Commissioners will accept sealed bids for the purchase of 15,000 tons of 3/4 crushed rock that meets State specifications 703.04. The rock must be available within 1 mile from the end of the pavement on the Fruitvale/Glendale road, and must be crushed by July 15, 1997. Bids must be sealed and may be delivered to the Clerk's office in the Courthouse in Council, or mailed to P.O. Box 48, Council, ID 83612. Bids will be received until 2:00 P.M. December 9, 1996 and will be opened at that time. A bidders security of 5% of the bid must accompany the bid. The Board of Commissioners reserves the right to reject any and all bids. Complete specifications and additional information are available by contacting Adams County Road & Bridge, at 253-4203, or 253-4561.

Board of Adams County Commissioners
Raymond Bennett, Chairman

LEGAL NOTICE

REQUEST FOR bids SNOW PLOWING

MEADOWS VALLEY SCHOOL DISTRICT #11

Meadows Valley School District #11 is accepting bids from interested parties for snow removal of the parking lots, entries and exits for the 1996/97 season.

The deadline for submitting bids is Friday, November 29, 1996. Bids are to be delivered to Ellen Carpenter, Administrative Secretary, Meadows Valley School District #11 - P.O. Box Drawer F - New Meadows, Idaho 83654.

Inquires may be directed to Mel Wiseman, Secondary Principal, (347-2411).

SPECIFICATIONS:

This agreement will be for the 1996/97 school year.

Bids shall be submitted for snow removal service for an annual fee.

Areas to be cleaned:

Parking lots, front sidewalk of school, bus drive ways around the building, exits of building

Times - work is to be done by 6:30 a.m. each day of school and days of activities

4" accumulation of snow is the standard that the school district will use as to when the snow removal should take place.

A list of the equipment that will be used for the snow removal will be submitted with the bid.

Contractor must carry \$500,000 liability insurance coverage. Verification of the insurance coverage must be on file with the school district administrative office.

Equipment and its upkeep shall be the contractor's responsibility.

The Board of Trustees has the right to accept or reject all bids submitted.

Published in The Record November 21 & 28, 1996

LEGAL NOTICE

Legal Notice

The Board of Adams County Commissioners will accept sealed bids for the purchase of two used dump trucks. Complete specifications are available by contacting the Road & Bridge department at 253-4203, or the Clerk's office at 253-4561. Bids must be sealed and clearly marked and will be accepted until 2:00 P.M. December 9, 1996, and opened at that time. Bids may be delivered to the Clerk's office in the Courthouse in Council, or mailed to P.O. Box 48, Council, ID 83612. A bidders security of 5% of the bid must accompany the bid. The Board of Adams County Commissioners reserves the right to reject any and all bids.

Board of Adams County Commissioners
Raymond Bennett, Chairman

MAR 26 1997

Published in The Record November 21 & 28, 1996

RECEIVED

DEC 04 1996

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
)S.S
COUNTY OF ADAMS)

Nancy Lakey being duly sworn, deposes and says That she is the Principle Clerk of The Record, a weekly newspaper printed and published at Council, Adams County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the advertisement, a copy of which is attached hereto; that advertisement was published in the regular edition of The Record.

for two insertion(s) beginning with the
issue of November 21, 19 96 and ending with the
issue of November 28, 19 96.

Nancy Lakey

Subscribed and sworn to before me this 2nd day of
December, 19 96

Kim D. Duke

Notary Public for Idaho, Residing at Council

DEC 04 1996

78-07387

BOONE, BURCH
DRAWER T
NEW MEADOWS, ID 83654

Source: ROUND VALLEY CREEK

Tributary: LITTLE SALMON RIVER

Diversion Pt: SWSWSW Sec 27 T 21N R 01E in ADAMS County.
SESESE Sec 28 T 21N R 01E in ADAMS County.

Use: AESTHETIC	(	0.040 CFS)	
AESTHETIC STORAGE			(5.00 AF)
WILDLIFE	(	0.040 CFS)	
WILDLIFE STORAGE			(5.00 AF)
DIVERSION TO STORAGE	(	0.040 CFS)	
Total Diversion:	(	0.040 CFS)	

Date Filed: 10/29/1996

In: ADAMS County
T21N R01E S27 SWSW
S34 NWNW

NOV 26 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

May 30, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BURCH BOONE
CIRCLE C RANCH HOMEOWNERS ASSOC
DRAWER T
NEW MEADOWS ID 83654

RE: Application for Water Rights

Dear Mr. Boone:

During our telephone conversation on Tuesday, May 28, we discussed the recent development of several small ponds on common area within the Circle C Ranches tracts, and the possibility of establishing a direct diversion from Round Valley Creek into the pond(s). It is my understanding the ponds were developed on lands which have been irrigated from Round Valley Creek or its tributaries.

I advised that Circle C Ranches Homeowners consider filing an Application for Transfer to authorize and protect the development of the ponds. There is also a second option available.

An Application for Transfer may be used to change the nature of use of a portion of an existing right, for instance, from irrigation to wildlife or aesthetic storage in the ponds. The transfer could also be used to add a diversion point from Round Valley Creek into the pond(s). The application for transfer should include those rights whose source is Round Valley Creek, and/or those rights which contain the irrigated acreage which has been displaced by the ponds. Transfers preserve the date of priority of the changed right, however, season of use may not be extended past the irrigation season.

Alternately, an Application for Permit may be used to describe a new development which is mitigated by a reduction in a previously established right. A Moratorium Order issued in 1993 by this Department for the Salmon River drainage restricts the issuance of new water rights for consumptive developments, including most ponds¹. However, if the new development was proposed to be "exchanged" for an existing use, an application could be considered under the terms of the Order (see attached copy). Applications for Permit will have a new date of priority (1996 or when filed) but processing can be more straightforward. Season of use may be extended to year-round.

¹ Impoundment of water causes evaporative losses from the pond surface which constitutes a consumptive loss of water.

May 30, 1996

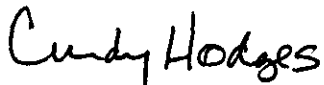
Page 2

Enclosed are the materials required for filing either type of application. The pamphlet entitled "Idaho Water Rights - A Primer" contains a good general overview of all types of water rights. The Information Sheet for Filing an Application for Transfer contains specific information regarding the process of preparing and filing a transfer.

Also enclosed, for use with a transfer filing, are printed profile reports of water rights developed and used at Circle C Ranch. Included are both the historical recorded versions and the claims which are in the name of the Homeowners Association. These rights are of varying types (see descriptions in the "Primer" pamphlet) and from multiple sources. Note that right 78-07031 is still a water right permit, although a field verification has been conducted for licensing purposes.

All applications must be advertised by this office. If you have additional questions, please do not hesitate to call.

Sincerely,



Cindy Hodges
Sr. Water Resource Agent

Enclosures