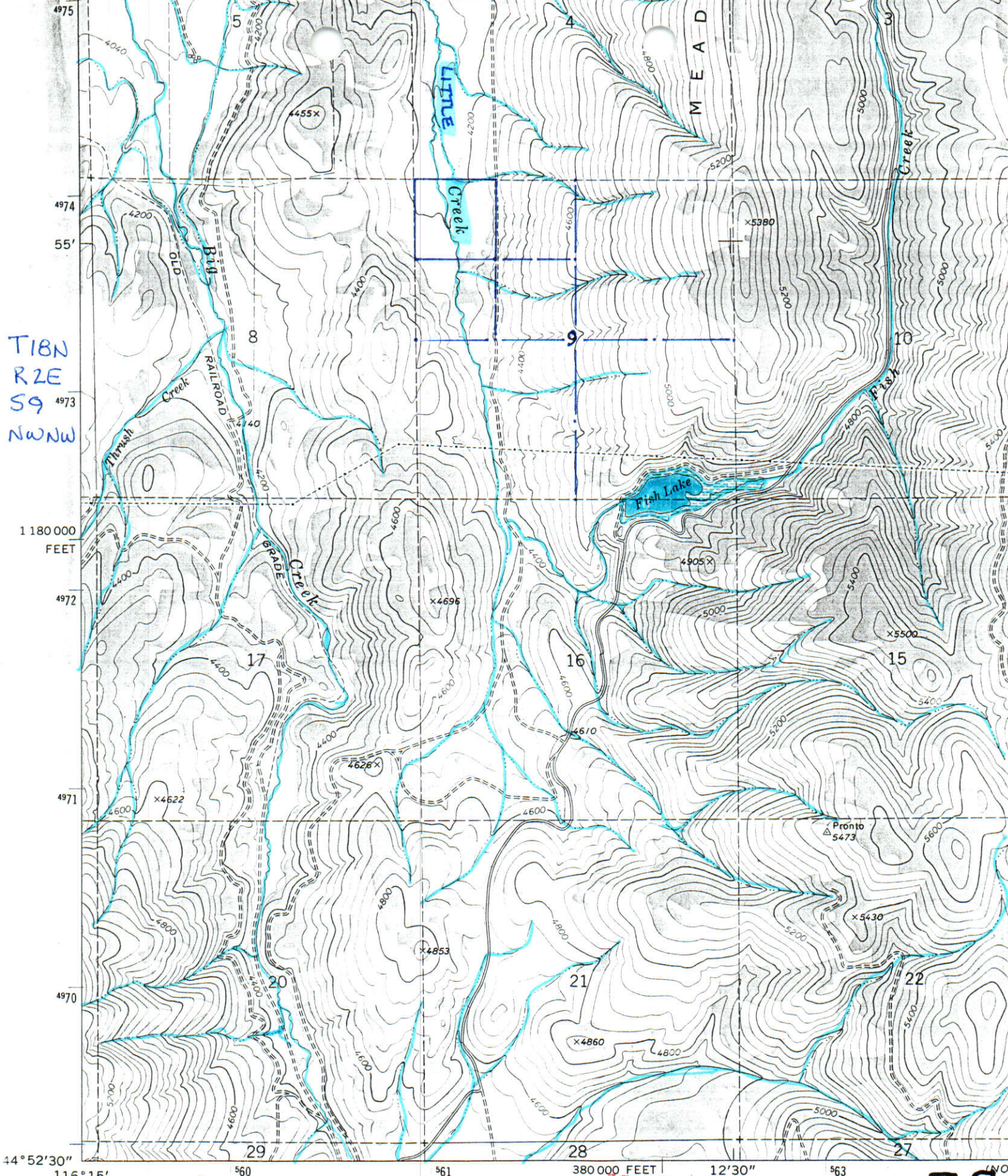




T18N  
R2E  
S9  
NWNW

IV  
SHADOWS  
02 500

Mapped, edited, and published by the Geological Survey  
in cooperation with the U. S. Forest Service  
Control by USGS, NOS/NOAA, and USFS  
Topography by photogrammetric methods from aerial  
photographs taken 1965-66 and 1972. Field checked 1973  
Projection and 10,000-foot grid ticks: Idaho coordinate  
system, west zone (transverse Mercator)

NOV 01 1994

0°34' 19°  
10 MILS 338 MILS

1 1/2 2

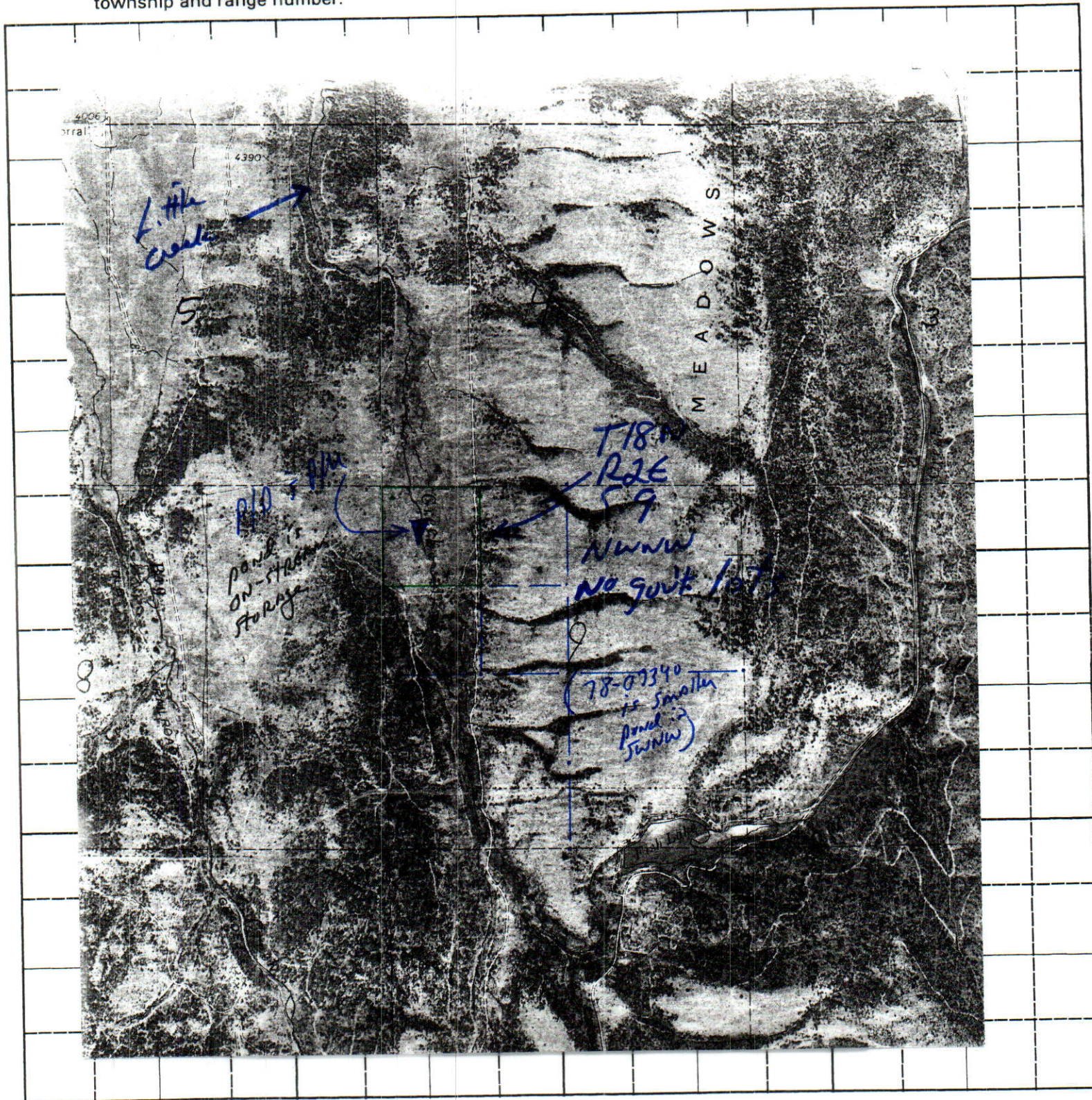
1000 0 1000 2000

1 .5

•78s

CONTOU  
DOTTED LINES F

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

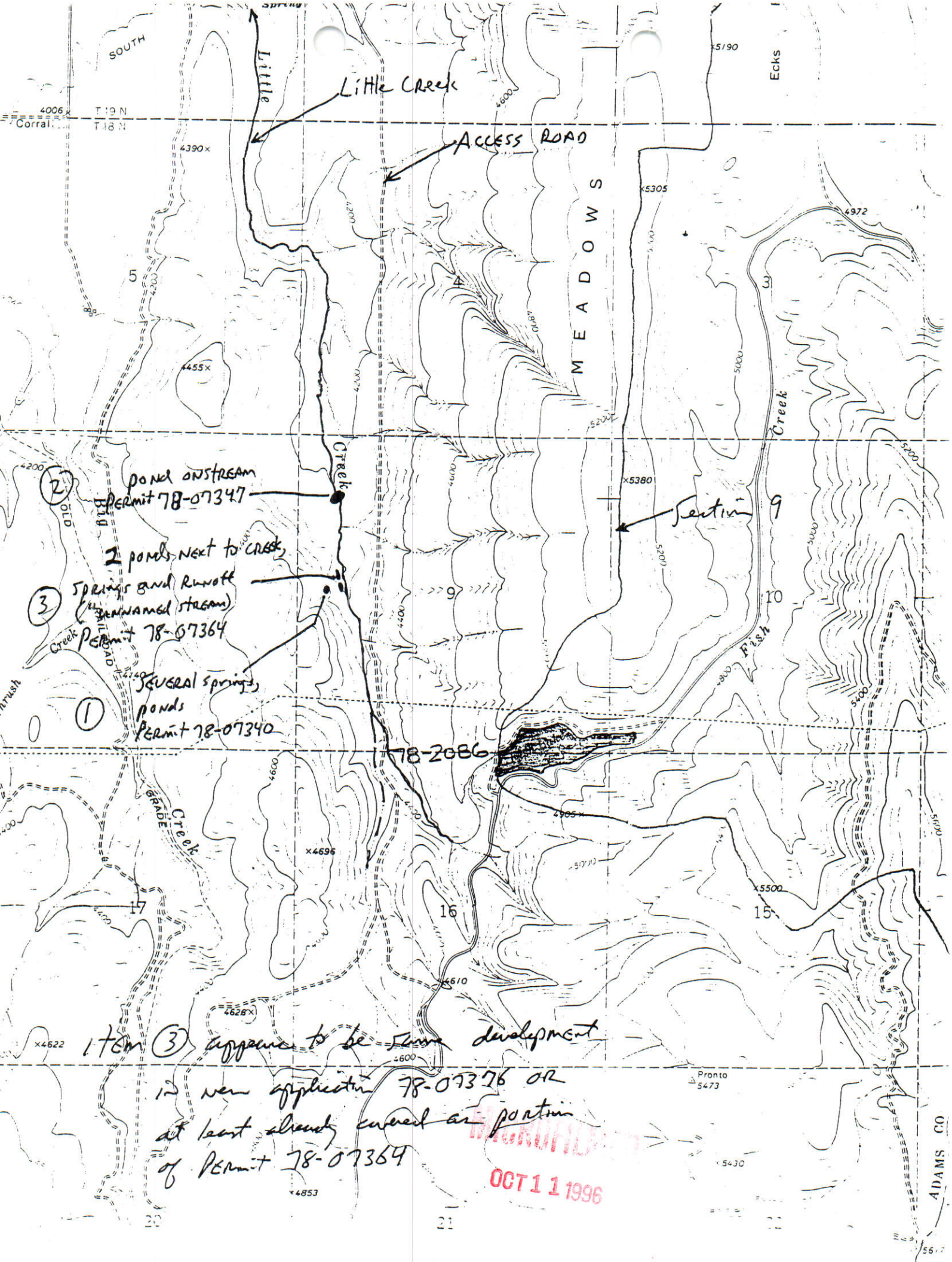


Scale: 2 inches equal 1 mile.

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.

This pg. from original  
Application.  
-R 8/3/94

X Carla Ballala  
(Applicant) 1994



RECEIVED

AUG 30 1996

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 78-07347 Telephone No. \_\_\_\_\_

2. Name(s) of Permit Holder(s): DASHA BELKOVA

3. Mailing Address: Po Box 88 New Meadows ID 83654

4. Source of Water: Little creek If **GROUNDWATER** (well), Date Drilled: mo. \_\_\_\_\_ / yr. \_\_\_\_\_

a. Well Driller: \_\_\_\_\_ Drilling Permit Number: \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_

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

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

Domestic (No. of households): \_\_\_\_\_ Stockwater (No. and type of stock): \_\_\_\_\_

Irrigation (No. of acres): \_\_\_\_\_ Other: Wildlife - recreation

X 6. Total rate of diversion and/or volume for which proof is submitted: 0.20 cfs OR \_\_\_\_\_ acre feet

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

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

**Measuring Device:** Is a measuring device required? Yes \_\_\_\_\_ or No \_\_\_\_\_

Has the measuring device been installed? Yes \_\_\_\_\_ or No \_\_\_\_\_

**Flow Measurement Port:** Is a flow measurement port required? Yes \_\_\_\_\_ or No \_\_\_\_\_

Has the measurement port been installed? Yes \_\_\_\_\_ or No \_\_\_\_\_

8. Fee Enclosed: \$ 50.- (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: DASHA BELKOVA Telephone Number: 208 347 2245 <sup>emergency daughter Cat.</sup>

Address: Po Box 88 New Meadows ID 83654

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: *Dasha Belkova* Date: 8/29/96  
(include your title, if on behalf of company of organization)

OCT 11 1996

State of Idaho  
Department of Water Resources  
**Permit To Appropriate Water**

NO. 78-07347

**Proposed Priority:** July 20, 1993

**Maximum Diversion Rate:**

0.20 CFS

This is to certify, that **DASHA BELKOVA**

PO BOX 88

NEW MEADOWS ID 83654-0088

has applied for a permit to appropriate water from:

**LITTLE CREEK**

tributary of **BIG CREEK**

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

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| WILDLIFE              | 05/01 to 06/30       | 0.20 CFS                 |                      |
| WILDLIFE STORAGE      | 05/01 to 06/30       |                          | 3.0 AF               |
| RECREATION            | 05/01 to 06/30       | 0.20 CFS                 |                      |
| RECREATION STORAGE    | 05/01 to 06/30       |                          | 3.0 AF               |
| DIVERSION TO STORAGE  | 05/01 to 06/30       | 0.20 CFS                 |                      |
|                       | Totals               | 0.20 CFS                 |                      |

**LOCATION OF POINT(S) OF DIVERSION:**

NWNW , Sec. 9, Township 18N, Range 02E  
ADAMS County

**PLACE OF USE:** WILDLIFE

**TWN RGE SEC**

18N 02E 9 NWNW

**PLACE OF USE:** RECREATION, same as WILDLIFE use

**CONDITIONS/REMARKS:**

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1996**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this right is subject to control by the watermaster of State Water District No. 78A.
5. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.

NOV 01 1994

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 78-07347

CONDITIONS/REMARKS:

6. Diversion of water under this right is limited to the months of May and June.
7. The pond constructed under this right shall not be located in the stream channel; for the pond to be filled, water must be diverted from the stream channel.
8. The structure for diversion under this right shall be constructed so that diversion will occur only during periods of high flow.

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

19<sup>th</sup> day of October, 1994.

*R. Keith Higginson*  
for R. Keith Higginson, Director

NOV 01 1994

RECEIVED

SEP 30 1994

Ident. No. 78-07347

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DASHA BELKOVA  
\* Address: BOX 88  
NEW MEADOWS ID 83654

2. Source: LITTLE CREEK Trib. to: BIG CREEK  
3. Location of Point of Diversion: NWNW Sec. 9, Township 18N, Range 02E  
ADAMS County

4. Water will be used for the following purposes:

| Purpose            | From  | To    | CFS   | (or) | AF   |
|--------------------|-------|-------|-------|------|------|
| WILDLIFE           | 05/01 | 06/30 | 0.200 |      |      |
| WILDLIFE STORAGE   | 05/01 | 06/30 |       |      | 3.00 |
| RECREATION         | 05/01 | 06/30 | 0.200 |      |      |
| RECREATION STORAGE | 05/01 | 06/30 |       |      | 3.00 |

5. Total quantity to be appropriated is:  
0.200 CFS (and/or) AF

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.  
DIKE FOR ON-STREAM POND
- Height of storage dam 8 feet; active reservoir capacity 3.00  
acre-feet; total reservoir capacity 3.00 acre-feet; period of  
year when water will be diverted to storage: 5/01 to 6/30 inclusive.
- Proposed well diameter is inches; proposed depth of well is  
feet.
- Is groundwater with a temperature greater than 85F being sought? NO
- 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 2 year(s).

8. Place of Use: WILDLIFE

TWN RGE SEC  
18N 02E 9 NWNW

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\* Address change is from 9/7/93 letter with Applicant.

Place of Use: RECREATION, same as WILDLIFE use

9. a. Who owns the property at the point of diversion?  
APPLICANT  
b. Who owns the land to be irrigated or place of use?  
APPLICANT  
c. If the property is owned by a person other than the applicant,  
describe the arrangement enabling the applicant to make this filing.

10. Remarks:

Wildlife and Recreation uses are for an on-stream storage pond to  
be filled and used during high water periods in May and June of  
each year as stipulated by the Idaho Department of Fish & Game.

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.

See original  
Applicant

Received by SL Date 7/20/93 Time 4:15 Preliminary check by SL

Fee \$ 30.00 Receipted by SL #W016535 Date 7/20/1993

Publication prepared by SL Date 8-10-94 Published in The Record

Publication approved SL Date 9-15-94

See "Comments"

NOV 01 1994

Comments: Date: 8/ 3/1994 User-ID: SLESTER

Subject:

SALMON RIVER MORATORIUM

Applicant agrees to limit use to high water periods not to exceed May 1 through June 30 as indicated in Sept. 22, 1993, letter from Region 3 IDF&G. On-stream pond will cover somewhere in the area of approx. 1/2 acre beyond site already wetted by stream channel. Therefore, use is essentially non-consumptive. This, along with limited period, should allow processing as an exemption to the moratorium.

RECEIVED  
FBI  
SEP 1 1994

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

Ident. No. 78-7347

To appropriate the public waters of the State of Idaho

1. Name of applicant DASHA BELKOVA Phone 305 561 4268  
Post office address 650 N Rio Vista Blvd. Ft. Lauderdale Fla 33301 \*
2. Source of water supply LITTLE creek which is a tributary of Big creek
3. Location of point of diversion is —  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of NW Govt. Lot —  
Sec. 9 Township 18N Range 2E B.M. Adams County; additional  
points of diversion if any: —
4. Water will be used for the following purposes:  
Amount 20 cfs for wildlife purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 3.0 for wildlife Storage purposes from 1/1 to 12/31 (both dates inclusive)  
(acre-feet per annum)  
Amount 3.0 for Recreation Storage purposes from 1/1 to 12/31 (both dates inclusive)  
(acre-feet per annum)  
Amount 20 for Recreation purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .20 and/or (b) 3.0  
cubic feet per second acre feet per annum
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. 1000 Ft dike - overflow 30' Ft. wide x 2 Ft deep. ; ON stream storage with rate of flow for partial refills if needed.  
b. Height of storage dam 8.25 feet; active reservoir capacity 3 acre-feet; total  
reservoir capacity 3 acre-feet; period of year when water will be diverted to storage:  
— to — inclusive.  
c. Proposed well diameter is — inches; proposed depth of well —  
d. Is ground water with a temperature of greater than 90°F being sought? —
7. Time required for the completion of the works and application of the water to 2 years (minimum 1 year).

ORIGINAL  
APPLICATION

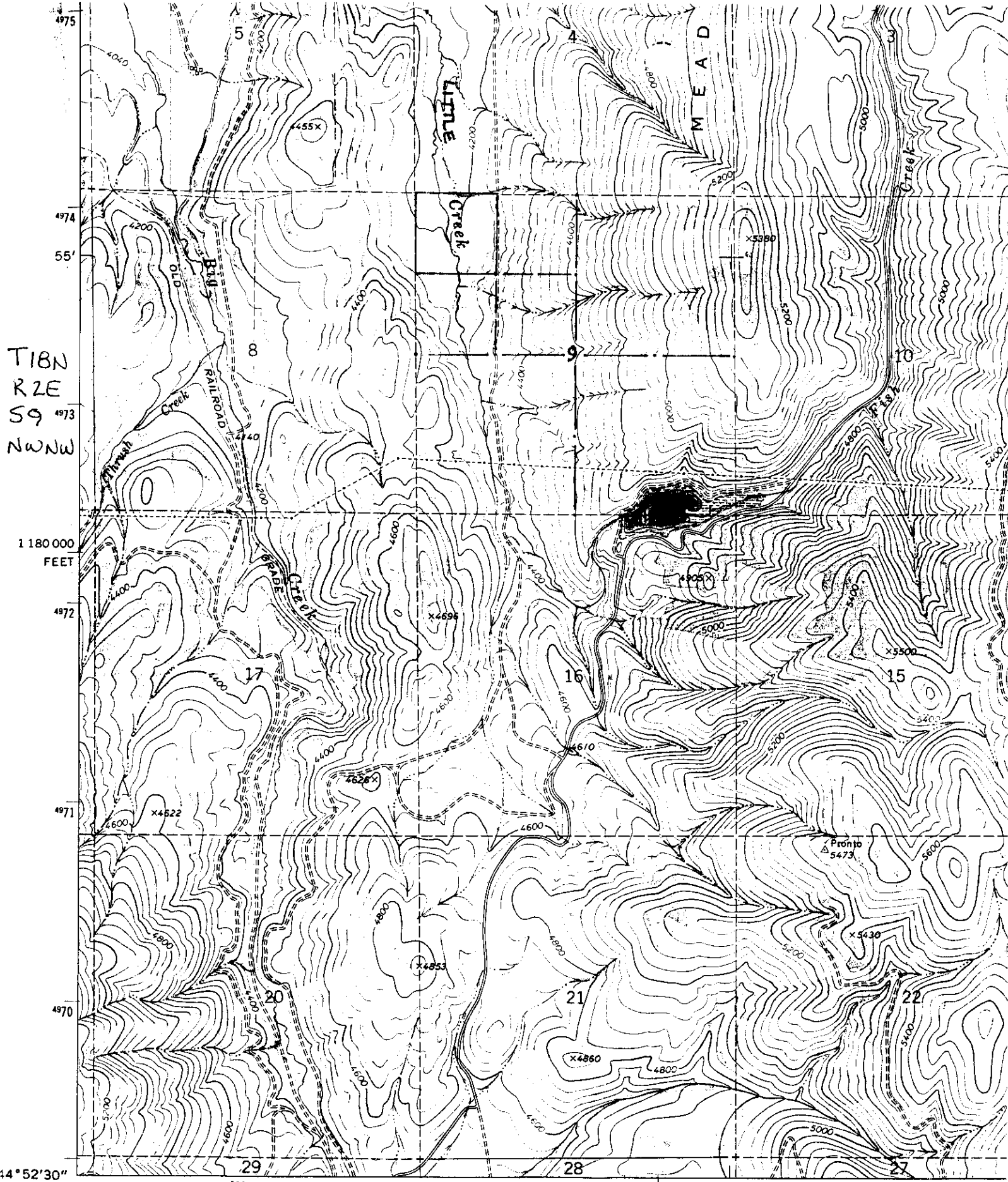
See 8/3/94  
REVISION - R

\* Use Box 88 NEW MEADOWS ID 83654 per  
4/7/93 taken with applicant.

NOV 01 1994

-82

T18N  
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S9  
NWNW

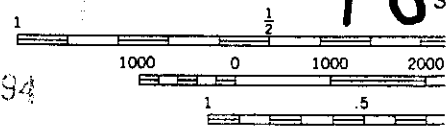


14  
ADOWS)  
2 500

Mapped, edited, and published by the Geological Survey  
in cooperation with the U. S. Forest Service  
Control by USGS, NOS/NOAA, and USFS  
Topography by photogrammetric methods from aerial  
photographs taken 1965-66 and 1972. Field checked 1973  
Projection and 10,000-foot grid ticks: Idaho coordinate  
system, west zone (transverse Mercator)

0°34' 19"  
10 MILS 338 MILS

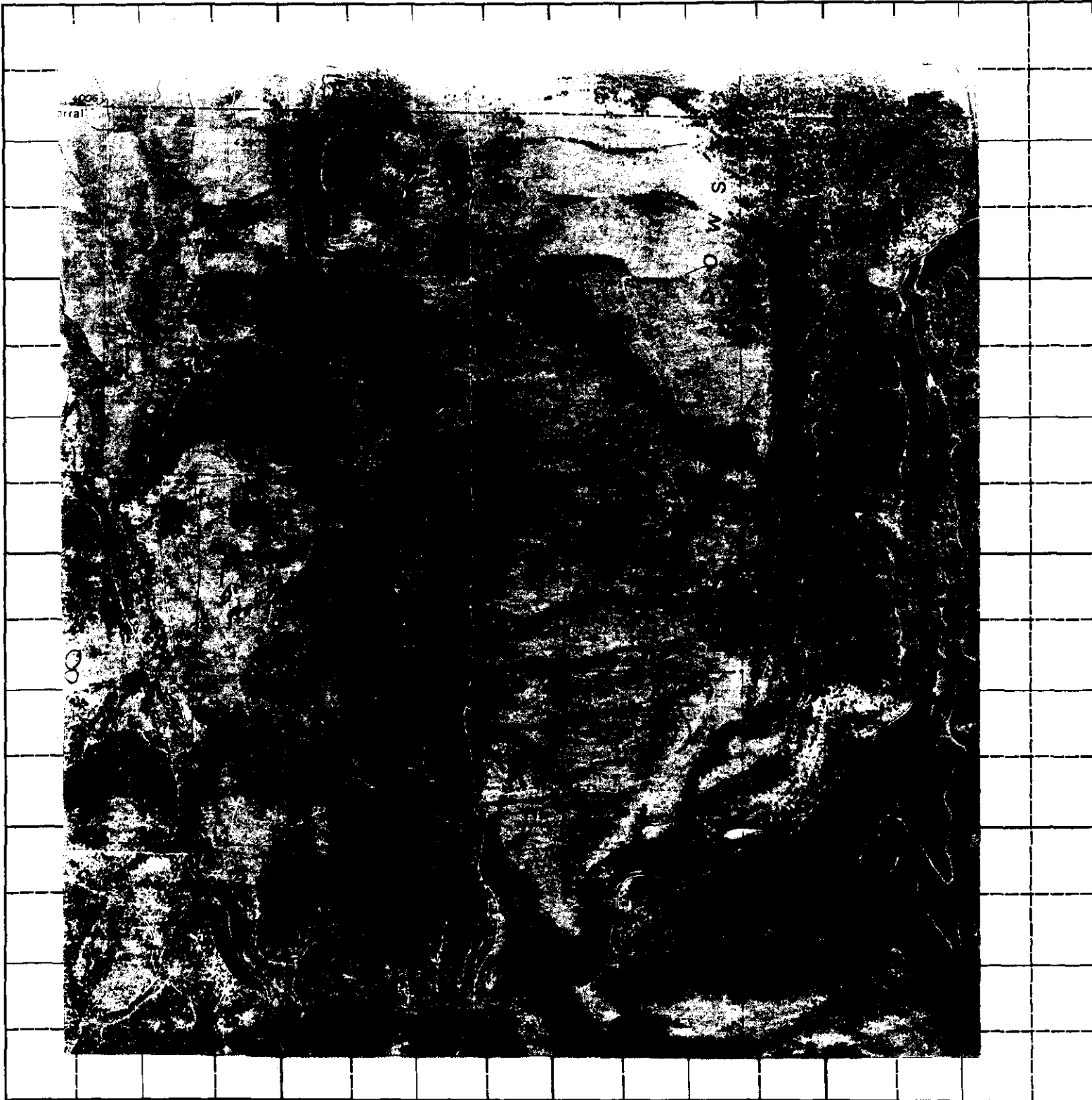
NOV 01 1994



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CONTOU  
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13. 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.

*This pg. from original  
Application.  
-R 8/3/94*

*X* *Carlson* *Bullard*  
\_\_\_\_\_  
(Applicant) 1994

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. \_\_\_\_\_
- b. Stockwatering; list number and kind of livestock. \_\_\_\_\_
- c. Municipal; show name of municipality. \_\_\_\_\_
- d. Domestic; show number of households. \_\_\_\_\_
- e. Other; describe fully. Wildlife + Recreation

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 18N | 2E    | 9    |     |     |     |     |     | R   |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated \_\_\_\_\_

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

None.

11. a. Who owns the property at the point of diversion? Applicant

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

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

12. Remarks: \_\_\_\_\_

NOV 01 1994

COMMENT: This is Pond #1 deleted from appl. 78-07340 is earlier work with IDWR. Now Applicant seeks this separate filing to construct this second + larger pond. Suggests contact Andy Ogden with FIG for information on fishery impacts (887-6729 FIG, Nampa office).

Received by RL Date 7/20/93 Time 4:15 Preliminary check by RL  
Fee \$ 30.00 Receipted by RL # 60163.5 Date 7/20/93  
Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_  
Publication approved \_\_\_\_\_ Date \_\_\_\_\_

### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before \_\_\_\_\_, 19 \_\_\_\_.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

NOV 01 1994

**ANALYSIS SHEET  
FOR  
PROOF OF BENEFICIAL USE**

Permit No. 78-07347 Reviewed by [Signature] Date 10-9-96

**GENERAL CONSIDERATIONS**

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

**TYPES OF USE**

Wildlife, Rec.

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 8-30-96



## 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

October 9, 1996

DASHA BELKOVA  
PO BOX 88  
NEW MEADOWS ID 83654-0088

### PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 78-07347

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, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

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

Sincerely,

JULIE L. YARBROUGH  
Senior Secretary

c: IDWR - Region

RECEIVED  
OCT 11 1996

nova

8/29, 16

To whom it may concern

I will be out of town from  
march 97 to end of May.

I will be here from  
1st June on.

Thank you

OCT 11 1996

Vladan Bilek

ČESKÁ NEZÁVISLÁ TELEVIZNÍ SPOLEČNOST S R. O. CZECH INDEPENDENT TELEVISION COMPANY LTD.

VLADISLAVOVA 20, 713 13 PRAHA 1

July 31, 1996

DASHA BELKOVA  
PO BOX 88  
NEW MEADOWS ID 836540088

PROOF DUE NOTICE

RE: PERMIT NO. 78-07347

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 1996.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

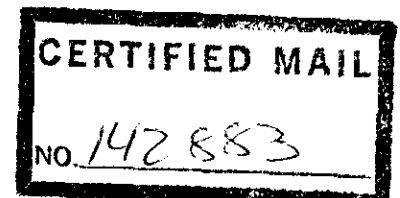
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH  
Senior Secretary

Enclosures

OCT 11 1996





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

September 29, 1995

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

Dasha Belkova  
PO Box 88  
New Meadows, ID 83654

RECEIVED

OCT 03 1995

RE: APPLICATION FOR PERMIT NO. 78-07376

Department of Water Resources

Dear Dasha:

You recently filed the above-referenced application for permit to construct a new pond for wildlife and recreation uses. However, upon reviewing your previous water right filings, I wonder if a new application is necessary. Please review the following information to see if you indeed do need a new water right. The attached map also shows the rights discussed below.

1. Permit No. 78-07340 was filed in 1992 for springs to be developed into small ponds southwest of the creek. Apparently, you recently obtained a reinstatement of this permit to provide more time to complete the project (until August 1, 1997 it appears).
2. Permit No. 78-07347 was filed in 1993 for a pond to be located on Little Creek. Development of this right should be completed by October 1, 1996.
3. Permit No. 78-07364 is a 1994 filing for springs and runoff ("unnamed stream") for two small ponds next to the creek in the general vicinity of the development listed for Permit No. 78-07340. Development under the 1994 permit should be completed by December 1, 1996.

Note that Application for Permit No. 78-07376 that you filed last month appears to cover one pond that is already mentioned in 78-07364. The maps for these two filings show the same exact site.

If you do not intend to develop a third pond at the site shown for Permit No. 78-07364, the new application serves no use and can be withdrawn by completing and returning the attached withdrawal form. You would then receive a \$50 refund. If you do intend to add a third pond at this location, then the application should be processed.

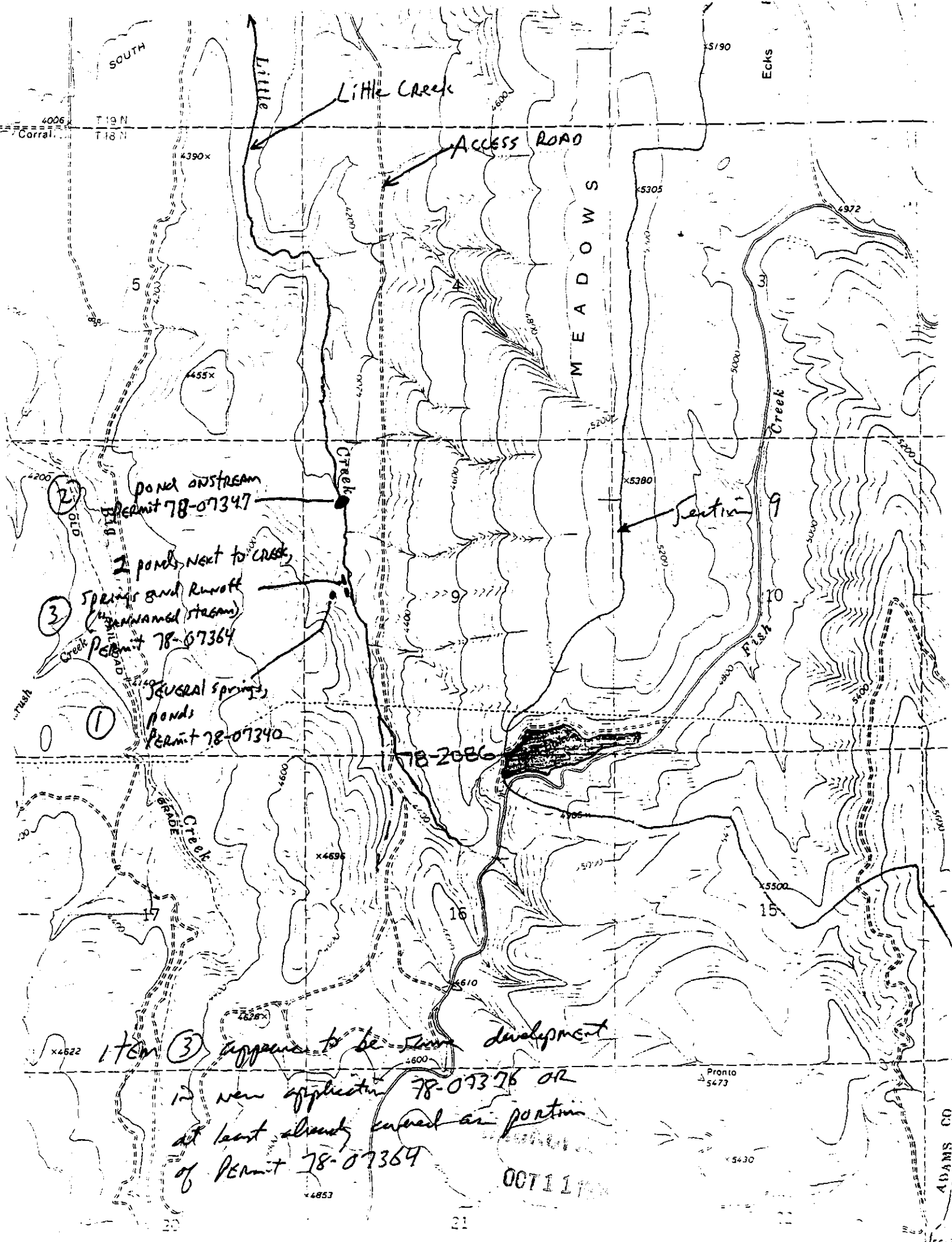
Based on your response within 30 days, I will take the appropriate steps regarding your water right filings.

Sincerely,

Steve Lester  
Water Rights Supervisor

Enclosure

OCT 11 1995



item ③ appears to be farm development  
12 new application 78-07376 OR  
at least already covered as portion  
of Permit 78-07364

OCT 11 1978

ADAMS CO  
55.7



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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

October 19, 1994

DASHA BELKOVA  
PO BOX 88  
NEW MEADOWS ID 836540088

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 78-07347

Dear Permit Holder:

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a horizontal line extending to the right.

JIM JOHNSON, Manager  
Water Right Permits Section

JJ:dc

Enclosures

RECEIVED

NOV 01 1994

*by Cindy Zimmerman*

Correct Fee? ✓

GWMA Trust/Non-trust

**COMMENTS:**

DATE: 10/11/94  
PAGE: 1

Remarks: Diversion of water under this right is limited to the months of May and June.  
The pond constructed under this right shall not be located in the stream channel; for the pond to be filled, water must be diverted from the stream channel.  
The structure for diversion under this right shall be constructed so that diversion will occur only during periods of high flow.

WR0749NP  
No. P78-07347

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 10/11/94  
PAGE: 2

=====

|        |                            |                           |
|--------|----------------------------|---------------------------|
| Dates: | App. Received: 07/20/1993  | Priority Date: 07/20/1993 |
|        | Proof Due Date: 10/01/1996 | Proof Made Date:          |
|        | Exam Made Date:            | Exam Sent to S.O.:        |
|        | Licensed Date:             |                           |
| Misc:  | Water District Number: 78A | Field Exam Fee:           |
| Audit: | 10/11/94 CZIMMER           |                           |

18N -26 5.9

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPROPRIATION APPLICATION ANALYSIS SHEET

~~MORATORIUM HOLD~~  
~~DO NOT~~  
~~REVERTIVE~~

INITIAL REVIEW BY: SL DATE: 7/27/93 APPLICATION: 78-7347

REQUIRED INFORMATION

REMOVED FROM M' HOLD PER LIMITING  
CONDITIONS, APPLICANT'S 8/2/94 OFFICE VISIT - SL

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:  
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)  
Fee:  
Yes \_\_\_ No\* In form to receipt:

Gov't. Lots:  
N P/D  
N P/U

RECEIVED  
SEP 30 1994

ADDITIONAL INFORMATION

Department of Water Resources

YES NO  
\_\_\_ ☒ Overlapping place of use: (Describe source & relationship to present application on the back.)  
\_\_\_ ☒ Overlapping point of diversion:  
\_\_\_ ☒ Field check required: Field check by: \_\_\_\_\_  
\_\_\_ ☒ Field report attached:  
\_\_\_ ☒ Critical groundwater area:  
\_\_\_ ☒ Groundwater management area:  
\_\_\_ ☒ 1992 moratorium Surface water BS. 78, Fisheries questions  
\_\_\_ ☒ Copy to SCA staff (perennial stream, non-pump diversion): - dam on perennial stream  
\_\_\_ ☒ Send dam safety information: - n/a too small  
\_\_\_ ☒ Send power requirement letter:  
\_\_\_ ☒ Send fish farm requirement letter:  
\_\_\_ ☒ Power residency affidavit:  
\_\_\_ ☒ Power efficiency form:  
\_\_\_ ☒ Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)  
\_\_\_ ☒ 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: 7/27/93  
Additional information on reverse side:

Letter c Fisheries impact questions sent to IOFtg (Andy Ogden)  
w/ CC to Applicant Applicant has been working w/ " "  
on this proposal & on proposal id 78-07340 (see next pg).  
Hold pending response from IOFtg

## PROCESSING

APPLICATION NO

78-7347

YES NO

✓  
✓  
✓

In form for advertising:

Statewide advertising: (&gt; 10 cfs &amp;/or 1000 af)

Fee amount, receipt number and date recorded on application:

## SEND COPIES TO

YES NO

✓  
✓  
✓  
✓

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

✓  
✓  
✓  
✓

U.S. BLM

U.S. Forest Svc.

Water Dist. # 78A

Other

## FINAL REGIONAL PROCESSING REVIEW

DON'T NEED

DO NEED

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 9-6-94

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Orr

Measuring device required:

Measuring port required:

Water delivered by water master? District # 78A, Big Creek &amp; Tribes

Special conditions of approval or cover letter:

OS (Big Creek & Tribes), Plus See 4 conditions in the attached memo.  
26A (Allow 2 yrs)

See below for additional information

Recommended Date or Priority 7/20/1993

Recommended by: Orr

Date 9/28/1994

## STATE OFFICE REVIEW

See below for additional information. By Date

## ADDITIONAL INFORMATION

Applicant also has appl. 78-07340 for  $\frac{1}{2}$  ac pond  
in SWNW.

Per 8/2/94 office visit, applicant agrees to TDF's limits of  
fill only in high water period of 5/1-6/30.

already  
sent per  
7/27/93  
letter

MEMORANDUM

TO: Water Right File 78-07347

FROM: Dave Tuthill *DT*

DATE: September 28, 1994

RE: Conditions of Approval

The applicant, Dasha Belkova, visited the office earlier this month and agreed to the addition to water right application 78-07347 of all of the conditions of approval listed below. We sent a copy of the conditions to the protestant in the form of a Withdrawal of Protest, which was returned to us from him today. We did not send a copy to the applicant, so this memorandum verifies that she accepted inclusion of the conditions. The conditions, which I am recommending be made conditions of the water right, are as follows:

1. This water right is subject to all prior water rights.
2. Diversion of water under this water right is limited to the months of May and June.
3. The pond constructed under this water right shall not be located in the stream channel, so that for the pond to be filled, water must be diverted from the stream channel.
4. The structure for diversion under this water right shall be constructed so that diversion will occur only during periods of high flow.

NOV 01 1994



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

September 28, 1994

DONALD R EBERLE  
PO BOX 1091  
MCCALL ID 83638

Re: Application for Permit No. 78-7347 in the Name of Dasha  
Belkova

Dear Protestant:

This letter is to acknowledge your withdrawal of protest  
against the above-referenced application for water right.

The Department now will continue to process the application,  
subject to certain conditions of approval.

If you have any questions please call this office.

Sincerely,

DAVID R. TUTHILL, JR., P.E.  
Manager, Western Regional Office

DRT:st

CC: Dasha Belkova

NOV 8 1994

RECEIVED

SEP 28 1994

WATER RESOURCES  
WESTERN REGION

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

|                                      |                         |
|--------------------------------------|-------------------------|
| IN THE MATTER OF APPLICATION FOR )   | WITHDRAWAL OF PROTEST   |
| PERMIT NO. 78-07347 IN THE NAME OF ) |                         |
| DASHA BELKOVA )                      | AND                     |
| _____ )                              | AGREEMENT OF CONDITIONS |

The undersigned applicant agrees to abide by the following conditions which will be made a part of the permit issued based on the above-referenced application for permit. Accordingly, the undersigned protestant agrees to withdraw the protest to the approval of this application.

1. This water right is subject to all prior water rights.
2. Diversion of water under this water right is limited to the months of May and June.
3. The pond constructed under this water right shall not be located in the stream channel, so that for the pond to be filled, water must be diverted from the stream channel.
4. The structure for diversion under this water right shall be constructed so that diversion will occur only during periods of high flow.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 1994

Applicant: \_\_\_\_\_

DATED this 26 day of Sept, 1994

Protestant: J. A. Blec

NOV 01



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

September 20, 1994

DONALD R EBERLE  
PO BOX 1091  
MCCALL ID 83638

Re: Protested Application for Permit #78-7347 in the Name of  
Dasha Belkova

Dear Mr. Eberle:

Enclosed is a Notice of Conference for the above-referenced application for permit. In addition, you may also be interested in a copy of the application.

It is our understanding that you may consider withdrawing your protest under certain conditions. Therefore we have enclosed a withdrawal form including the conditions for approval.

Sincerely,

A handwritten signature in dark ink, appearing to read 'D. R. Tuthill, Jr.'.

DAVID R. TUTHILL, JR., P.E.  
Manager, Western Regional Office

DRT:st

Encl: Notice of Conference  
Copy of Application  
Withdrawal of Protest and Agreement of Conditions

NOV 01 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF APPLICATION                    )  
                                                          )  
FOR PERMIT NO. 78-7347 IN THE                    )  
                                                          )  
NAME OF DASHA BELKOVA                            )

NOTICE OF CONFERENCE

On July 20, 1994, Dasha Belkova filed with the Department of Water Resources an application for permit to appropriate the public waters of the State of Idaho. The application was protested by Donald R. Eberle.

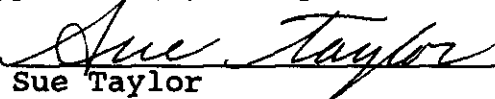
The Department has set the matter of protest for a conference to be held on September 27, 1994, at 1:00 p.m., in the American Legion Office, downstairs at McCall City Hall, 216 Park Street, McCall, Idaho 83638. The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 40 and 45 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present information and argument on all issues involved.

Dated this 20<sup>th</sup> day of September, 1994.

  
\_\_\_\_\_  
DAVID R. TUTHILL, JR., E. E.  
Manager, Western Regional Office

  
NOV 01 1994

I hereby certify that on the 20<sup>th</sup> day of September, 1994, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:

  
Sue Taylor  
Secretary

Certified Mail

DASHA BELKOVA  
BOX 88  
NEW MEADOWS ID 83654

DONALD R EBERLE  
PO BOX 1091  
MCCALL ID 83638

NOV 01 1994

## **CONFERENCE AND HEARING PROCEDURE**

### **APPLICATION FOR PERMIT**

Section 42-203A, Idaho Code, requires the department to consider the following issues in connection with an application for permit:

- 1) Will the proposed appropriation injure other water rights?
- 2) Is the proposed water supply sufficient for the purpose for which it is sought to be appropriated?
- 3) Was the application made in good faith or for delay or speculative purposes?
- 4) Does the applicant have sufficient financial resources with which to complete the proposed project?
- 5) Is the proposed appropriation in the local public interest, which is defined as the affairs of the people in the area directly affected by the proposed use?
- 6) Is the proposed use contrary to conservation of water resources within the state of Idaho?

### **BURDEN OF PROOF**

The Applicant has the initial burden of proof on issues 1, 2, 3, 4, & 6 above and must provide evidence for the department to evaluate these criteria.

The initial burden of proof on issue 5 above lies with both the applicant and protestant as to factors which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

### **PROCEDURE**

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

### **CONFERENCE**

The purpose of a prehearing conference is to provide the opportunity for the parties and the department to familiarize

themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement offers, schedule hearings, establish procedure at hearings and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement.

#### **HEARING**

The department will tape record the hearing. Copies of a hearing tape are available upon request and the payment of the cost of reproducing the tape.

The hearing likely will be conducted by a hearing officer appointed by the Director rather than the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director.

Parties may by written stipulation waive their right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order of the Director and judicial review of the order.

#### **EXHIBITS**

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer.

#### **AMERICANS WITH DISABILITIES ACT**

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing please advise the department within ten (10) days prior to the hearing.



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

July 14, 1994

Dasha Belkova  
Box 88  
New Meadows, ID 83654

Re: Application for Permit No. 78-07347

Dear Dasha:

Enclosed is a copy of a recent letter from the Idaho Dept. of Fish and Game (IDFG) regarding your proposed water right described in Application for Permit No. 78-07347 for a small pond on Little Creek for wildlife and recreation purposes. As indicated by the letter, IDFG recommends approval of your water right only if the pond can fill during high water periods in May and June. IDFG does not see any benefit to fisheries without this limitation.

Therefore, this office will consider recommending such approval unless you indicate by letter or telephone call by August 1, 1994, that you would prefer to not receive limited approval but would rather wait until some future date when you might receive full approval of the application. I cannot predict when or if such full approval might occur.

If the application is approved for use during May and June only, some type of condition of approval will no doubt be attached to the approved document to describe how the pond must be managed to prevent filling the pond during the rest of the year.

Please contact me if you have any questions. As noted, if I do not hear from you by August 1, the application will be forwarded for continued processing for limited use.

Sincerely,

*Steve Lester*  
Steve Lester  
Water Rights Supervisor

c: Tracey Trent, IDFG

NOV 01 1994

# LEGAL NOTICE

## STATE OF IDAHO OFFICE OF APPLICATION FOR WATER RIGHT

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

67-07969

GILES, DEAN  
GILES, MARIANNA  
1032 W INDIAN VALLEY RD  
INDIAN VALLEY, ID 83632

Source: GROUNDWATER

Diversion Pt: NESESW Sec 33 T 15N R 01W in ADAMS County.

Use: IRRIGATION ( .200 CFS)  
Total Diversion: ( .200 CFS)

Date Filed: 8/ 8/1994

In: ADAMS County  
T15N R01W S33 SESW

10.0 ACRES TOTAL

67-07971

SMITH, DOUGLAS W  
BOX 305  
COUNCIL, ID 83612

Source: GROUNDWATER

Diversion Pt: SWSE Sec 3 T 16N R 01W in ADAMS County.

Use: STOCKWATER (.020 CFS)  
STOCKWATER STORAGE (1.00 AF)  
Total Diversion: ( .020 CFS)

Date Filed: 7/15/94

In: ADAMS County  
T16N R01W S03 SWSE

78-07347

BELKOVA, DASHA  
BOX 88  
NEW MEADOWS, ID 83654

Source: LITTLE CREEK Tributary: BIG CREEK

Diversion Pt: NWNW Sec 9 T 18N R 02E in ADAMS County.

Use: WILDLIFE (.200 CFS)  
WILDLIFE STORAGE (3.00 AF)  
RECREATION (.200 CFS)  
RECREATION STORAGE (3.00 AF)  
Total Diversion: ( .200 CFS)

Date Filed: 7/20/1993

In: ADAMS County  
T18N R02E S09 NWNW

Pond on Little Creek will be filled and used only during high water period in May and June each year.

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 SEPTEMBER 6, 1994. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director

Published: 8/18/1994 & 8/25/1994

NOV 01 1994



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

September 8, 1994

DASHA BELKOVA  
BOX 88  
NEW MEADOWS ID 83654

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

Re: Application for Permit No. 78-7347

Dear Applicant:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests that you contact the protestant(s) and attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for a conference. At such a conference, the following are the principle items the Department will review (per Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

Please contact this office if you have questions regarding this procedure.

Sincerely,

DAVID R. TUTHILL, JR., P.E.  
Manager, Western Regional Office

Enclosure: Copy of protest(s)

NOV 01 1994



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

September 8, 1994

DONALD R EBERLE  
PO BOX 1091  
MCCALL ID 83638

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

Re: Application for Permit No. 78-7347 in the Name of Dasha  
Belkova

Dear Protestant:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At such a conference, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?
6. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

If this office can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P. E.  
Manager, Western Regional Office

DRT/st

NOV 01 1994

RECEIVED

SEP 06 1994

WATER RESOURCES  
WESTERN REGION

September 1, 1994

Idaho Department of Water Resources  
Western Region  
2735 Airport Way  
Boise, Idaho 83705

Re: Dasha Belkova Application

Director:

As an irrigation user of Little Creek, New Meadows, Idaho water I protest the application from Dasha Belkova for Little Creek water for wildlife and recreation use. The time is particularly unstable for any additional claims on Meadows Valley water to be considered viewing the possible takings from the Federal Government for fish rearing purposes.

Sincerely,



Donald R. Eberle

P.O. Box 1091

McCall, Idaho 83638

ph: 634-2092 or 355-2625

Rec'd \$25.00

9-6-94

#W018051

By: VR

NOV 01 1994

# SUBSCRIPTION RATES: YEARLY:

Idaho..... \$12.00  
Out of State-- \$14.00

## 6 MONTHS:

Idaho ..... \$6.50  
Out of State-- \$7.50

For ad placement  
and inquiries call  
(208) 253-6961

erving Central Idaho

## OFFICE HOURS

9 am - 4 pm  
9 am - 4 pm  
9 am - 4 pm  
8 am - 4 pm  
9 am - 2 pm

aturday & Sunday

uesday, 12 Noon

emergency call:  
53-6017 or 253-4361

## L NOTICE

### OF TRUSTEE'S SALE

EMBER, 1994, at the hour of 10:30  
i local time), in the Office of Timberline  
ouncil, in the County of Adams, State of  
Company of Idaho, Inc., and Idaho  
sell at public auction, to the highest  
oney of the United States, all payable at  
g described real property, situated in the  
ho, and described as follows, to-wit:

ion of Lot 6 of the AMENDED PLAT OF  
THE TOWN OF COUNCIL, Idaho, more  
ows:

ortion of Lot 6 of the Amended Plat of the  
n of Council, Idaho, lying in the SE 1/4  
ownship 16 North, Range 1 West, Boise  
ularly described as follows:

theast corner of said SE1/4 NW1/4, which  
corner of said Amended plat; thence  
along the Southerly boundary of said  
ce of 680.00 feet to the Westerly right-of-  
oad as shown on said plat; thence  
said right of way a distance of 660.00 feet  
er of said Lot 6, which point is the TRUE  
NG; thence  
ong the Southerly boundary of said Lot 6  
feet to the Westerly boundary of said Lot 6  
ong the Westerly boundary of said Lot 6 a  
feet; thence  
parallel with the Northerly boundary of said  
40.39 feet to said Westerly right of way of

## 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:

67-07969

GILES, DEAN  
GILES, MARIANNA  
1032 W INDIAN VALLEY RD  
INDIAN VALLEY, ID 83632

Source: GROUNDWATER

Diversion Pt: NESESW Sec 33 T 15N R 01W in ADAMS County.

Use: IRRIGATION (200 CFS)  
Total Diversion: (200 CFS)

Date Filed: 8/ 8/1994

In: ADAMS County  
T15N R01W S33 SESW

10.0 ACRES TOTAL

67-07971

SMITH, DOUGLAS W  
BOX 305  
COUNCIL, ID 83612

Source: GROUNDWATER

Diversion Pt: SWSE Sec 3 T 16N R 01W in ADAMS County.

Use: STOCKWATER (.020 CFS)  
STOCKWATER STORAGE (1.00 AF)  
Total Diversion: (.020 CFS)

Date Filed: 7/15/94

In: ADAMS County  
T16N R01W S03 SWSE 78-07347

BELKOVA, DASHA  
BOX 88  
NEW MEADOWS, ID 83654

Source: LITTLE CREEK Tributary: BIG CREEK

Diversion Pt: NWNW Sec 9 T 18N R 02E in ADAMS County.

Use: WILDLIFE (200 CFS)  
WILDLIFE STORAGE (3.00 AF)  
RECREATION (200 CFS)  
RECREATION STORAGE (3.00 AF)  
Total Diversion: (200 CFS)

Date Filed: 7/20/1994

In: ADAMS County  
T18N R02E S09

Pond on Little Creek filled and used only during high water  
period in May

Director, Dept. of Water  
Way, Boise, Idaho  
the protest to the applicant.

R KRITH HIGGINSON, Director

PUB

THE COUNCIL RURAL FIRE DIST.  
HEARING, FRIDAY, SEPT 16, 1994  
HALL. THE PUBLIC IS INVITED.

ESTIMATED BUDGET FROM OCTOBER  
1995 IS AS FOLLOWS:

VEHICLE INSURANCE.....  
WORK COMP.....  
UTILITIES.....  
FIREMANS SUPPLIES.....  
TRUCK SUPPLIES & REPAIRS.....  
CAPITAL IMPROVEMENTS.....  
SECRETARY /SUPPLIES.....

REVENUE FROM:

RURAL FIRE DISTRICT .....  
CITY OF COUNCIL..... TOTAL

FLOYD SNORGRASS: CHAIRMAN  
JUDY MAHON: SECRETARY  
COMMISSIONERS: Floyd Snorgrass, J

Published in The Record 8/25/94 & 9/1

## LEGAL N

### NATIONAL FOREST TIME

NATIONAL FOREST TIMBER FOR  
FOREST, JOKER BENCH TIMBER S.  
Sections 1, 2, 10, 11, 12, 13, 14, ar  
AND ORAL BIDS will be received t  
authorized representative in the of  
Payette National Forest, P.O. Box  
10:00 a.m., local time at the place c  
1994, for an estimated 4994 thousand  
marked or otherwise designated for c  
bid is \$2,224,891.92 based on sale  
additional deposits of \$10.28 per M  
\$1.61 per M board feet for surface rep

This timber sale contains specified rc  
construction cost of \$188,539.00.

Bidders qualifying as small busi  
Business Act may elect, when submi  
to build permanent roads. Additio  
option is in the prospectus. If bidder  
may delay the award of this sale up t  
road construction contract.

The required bid guarantee is \$222.5  
bid is accepted must within 30 days  
furnish a cash deposit, or provide  
amount of 10 percent of the advertis  
premium rounded up to the next \$10

If total bid value plus required depo  
provisions of Executive Order  
Order 11375, have been complied w

The right to reject any, and all b  
available to the public and interest  
below. Complete information conc  
the sale, and the submission of  
District Ranger, Council Ranger D:



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

September 8, 1994

JACK HUBBARD RANCH  
HCA BOX 810  
POLLOCK ID 83547

Re: Application for Permit 78-7347 in the name of Dasha  
Belkova

Dear Protestants:

We are in receipt of your letter dated September 06, 1994, in which you expressed concerns about the approval of the above-referenced application for permit. Please be advised, however, that the letter was received by this office on the protest date but the protest fee of \$25.00 was not included.

You may be aware that other protests were received by this office. Therefore, the application is currently officially protested.

Pursuant to Rule 6 of the Rules and Regulations, Practice and Procedure for this Department dated October 19, 1983, you may request to become a full party to this action by requesting leave for intervention and submitting the \$25.00 intervention fee. Enclosed we are providing a copy of the rules and regulations.

Please feel free to contact this office if you have questions about the procedure for intervention or other matters related to the application.

Sincerely,

DAVID R. TUTHILL, JR., D.E.  
Manager, Western Regional Office

DRT:st

CC: Applicant

Encl: Rules & Regulation, Practice & Procedure  
Protest

NOV 01 1994

Dept of Water Resources  
2735 Airport Way  
Boise, Id. 83705

9/4/94

RECEIVED

SEP 06 1994

WATER RESOURCES  
WESTERN REGION

attn: Keith Higginson

We oppose the enclosed filing by Dasha Belkova on Little Creek.

We feel the local ranches have wetland area that take care of wildlife. With NMF wanting water and studying the fish I don't believe its necessary for another pond. Also most ranches start irrigating in June.

Sincerely,  
Jack Hubbard Ranch  
HC1 Box 810  
Palo Alto, Id.  
83547

protest  
rec'd 9-6-94  
But, no #

NOV 01 1994

**IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT**

DATE: 08/30/94  
PAGE: 0

**PRIORITY**  
**DATE**

## WATER USE

USE PERIOD  
FROM TO

DIVERSION  
RATE

**DIVERSION  
VOLUME**

07/20/1993

**WILDLIFE  
WILDLIFE STORAGE  
RECREATION**

|       |       |
|-------|-------|
| 05-01 | 06-30 |
| 05-01 | 06-30 |
| 05-01 | 06-30 |

0.20 CFS

**3.00 AFA**

**Tributary to: BIG CREEK**

# History

# History

**ADAMS County**

|             |                           |           |                        |                         |                        |  |    |   |
|-------------|---------------------------|-----------|------------------------|-------------------------|------------------------|--|----|---|
|             | NE                        |           | NW                     |                         | SW                     |  | SE |   |
| T R S       | MENE<br>lt Ac lt Ac lt Ac | SENE<br>: | MENU MNW SWW SEWW<br>: | MESU MWU SWSU SESU<br>: | MESE MWE SWE SESE<br>: |  |    | : |
| 18M 02E 9 : |                           |           | V                      |                         |                        |  |    | : |

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

**Pol County: ADAMS**

### Results:

Wildlife and Recreation uses are for an on-stream storage pond to be filled and used during high water periods in May and June of each year as stipulated by the Idaho Department of Fish & Game.

**Dates:** **App. Received:** 07/20/1993

**Priority Date:**

07/20/1993

Proof Due Date:  
Exam Mode Date:

Proof Made Date:  
Exam Sent to S.O.:

001501

**Misc:** **Water District Number:**

**Field Exam Fee:**

RECEIVED

SEP 06 1991

WATER RESOURCES  
WESTERN REGION

Application only approved.

**PROTEST INFORMATION SHEET**

**APPLICANT:** DASHA BELKOVA

**WR #:** 78-7347

**Date Filed** 7-20-94

**Protest Date:** 9-6-94

**Protestant(s) Name & Address:** Donald R. Eberle, PO Box 1091  
McCall, Idaho 83638

\_\_\_\_\_  
\_\_\_\_\_  
**Attorney - Name & Address** \_\_\_\_\_

\_\_\_\_\_  
**Issues** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
**Applicant - Attorney - Name & Address** \_\_\_\_\_  
\_\_\_\_\_

**Dates:** \_\_\_\_\_

**Acknowledgement Letters** \_\_\_\_\_

**Hearing Notice** \_\_\_\_\_

**Hearing Date** \_\_\_\_\_

**Other:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

RECEIVED  
NOV 01 1994

NOV 01 1994



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

August 15, 1994

ED RANEY  
NEW MEADOWS ID 83654

Re: Application for Permit No. 78-7347 in the Name of Dasha  
Belkova

Dear Watermaster:

Enclosed is an application(s) for water right(s) within your  
water district. Also enclosed is a form for your  
recommendation concerning this application for permit.

Please review the application and return your recommendation  
within two weeks. If you have questions or need information,  
feel free to contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P.E.  
Manager, Western Regional Office

DRT:st

Enclosure: Copy of Application  
Recommendation of Watermaster Form

NOV 01 1994



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

July 14, 1994

Dasha Belkova  
Box 88  
New Meadows, ID 83654

Re: Application for Permit No. 78-07347

Dear Dasha:

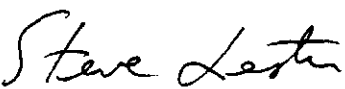
Enclosed is a copy of a recent letter from the Idaho Dept. of Fish and Game (IDFG) regarding your proposed water right described in Application for Permit No. 78-07347 for a small pond on Little Creek for wildlife and recreation purposes. As indicated by the letter, IDFG recommends approval of your water right only if the pond can fill during high water periods in May and June. IDFG does not see any benefit to fisheries without this limitation.

Therefore, this office will consider recommending such approval unless you indicate by letter or telephone call by August 1, 1994, that you would prefer to not receive limited approval but would rather wait until some future date when you might receive full approval of the application. I cannot predict when or if such full approval might occur.

If the application is approved for use during May and June only, some type of condition of approval will no doubt be attached to the approved document to describe how the pond must be managed to prevent filling the pond during the rest of the year.

Please contact me if you have any questions. As noted, if I do not hear from you by August 1, the application will be forwarded for continued processing for limited use.

Sincerely,

  
Steve Lester  
Water Rights Supervisor

c: Tracey Trent, IDFG

NOV 01 1994



**IDAHO FISH & GAME**

REGION 3  
3101 South Powerline Road  
Nampa, Idaho 83686

**RECEIVED**

**JUN 20 1994**

**WATER RESOURCES  
WESTERN REGION**

**Cecil D. Andrus / Governor  
Jerry M. Conley / Director**

June 15, 1994

Dave Tuthill, Supervisor  
Department of Water Resources  
Western Region  
2735 Airport Way  
Boise, Idaho 83705-5082

Dear Dave:

Dasha Belkova contacted our Department to provide a clarification of our letter of September 22, 1993, regarding her application for permit.

The fisheries concerns are basically of two types, anadromous and resident.

Anadromous fish will receive no benefit from this pond construction, likewise, we foresee no significant impacts since Little Creek is often wholly diverted for irrigation further down the drainage.

Resident fish will not be impacted if the permit were issued to allow water diversion during high water periods (May and June.) There would be adverse resident fisheries impacts if water diversion were allowed during July, August, and early September even though the use in the pond would be classed as "non-consumptive" because most of the diverted water would re-enter the stream below the pond. Summer diversion would dewater the stream from the point of diversion to the lower end of the pond and increase water temperatures downstream from the pond. Summer diversions would not be acceptable to this Department.

Dasha would like to be permitted to allow summer diversions to improve summer water quality in the pond. However, since waterfowl and non-game wildlife would not significantly benefit from this diversion and fisheries would be degraded, we would not recommend that summer diversions be allowed.

If you or your staff have questions regarding fisheries concerns with this proposal, they can contact Don Anderson at 634-8137 or Andy Ogden at 887-6729 for wildlife questions.

Sincerely,

*Andy Ogden for*  
Tracey T. Trent  
Regional Supervisor

TTT:AO/sm

cc: Andy Ogden  
Don Anderson

NOV 01 1994



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

October 13, 1993

Dasha Belkova  
Box 88  
New Meadows, ID 83654

RE: Application for Permit No. 78-07347

Dear Dasha:

Enclosed is a copy of a recent letter from the Idaho Department of Fish and Game regarding the above-referenced application for permit for wildlife and recreation ponds. As you recall from previous discussions, the application is subject to the Salmon River Moratorium unless you can provide supporting documentation that anadromous fishery habitat will not be adversely impacted by the proposed development.

Apparently, F&G staff do not support the project from a fishery perspective unless the diversion of water to fill the pond(s) is limited to runoff periods during May and June. This might mean that water to keep the ponds fresh would not be available if the diversion is limited to those two months.

Two options are available to you at this point as outlined below:

1) Accept the limitation of diversion of water during May and June, in which case this office can proceed with processing the application.

2) Work with F&G staff to provide an acceptable method to satisfy fishery concerns so that diversion of water can be allowed for a period of more than two months per year. F&G would need to agree to modifications or stipulations in your project. In this case, you would need to have F&G send a letter to this office defining any modifications or stipulations (with which you agree) that would allow that agency to support your application beyond May and June use.

Please let me know in which direction you will proceed.

Sincerely,

Steve Lester  
Water Rights Supervisor

*If neither - cont. for Montana Hold*

NOV 01 1994



**IDAHO FISH & GAME**

**REGION 3**

3101 S. Powerline  
Nampa, ID 83686  
(208) 465-8465

**RECEIVED**

SEP 27 1993

Department of Water Resources  
Western Regional Office

September 22, 1993

*DK*  
Dave Tuthill, Supervisor  
Department of Water Resources  
Western Region  
2735 Airport Way  
Boise, Idaho 83705-5082

Dear Dave:

We were asked by your agency to provide a statement of impact to fisheries and wildlife on a pond that Dasha Belkova of McCall wants to build on Little Creek.

Our fisheries personnel foresee no benefit to fisheries from this proposal. To minimize adverse impacts, they request that water diversion be allowed in May and June (high water periods) so that the original stream channel is not dewatered at any time.

Habitat for wildlife will be improved for waterfowl and non-game species. We expect that participation by our Habitat Improvement Program will be limited to design recommendation to maximize wildlife benefits and minimal cost-sharing (up to \$2,000) for construction.

Given the potential for high water flows and dramatic stream flow fluctuations, we believe that professional engineering be provided by trained personnel (Soil Conservation Service, Water Resources, etc.) to address these concerns. Our personnel are not trained to provide this information.

Sincerely,

Chuck Garey  
Acting Regional Supervisor

CG:sm

R03876SM

Cecil D. Andrus / Governor  
Jerry M. Conley / Director

Equal Opportunity Employer



Working for wildlife since 1938

NOV 01 1994

CONVERSATION MEMORANDUM

DATE 9/7/93  
FILE 78-07340  
78-07347

NAME OF PARTY Dasha Belkwa  
EMPLOYEE Steve Lott

RE: ADDRESS CHANGE

Dasha B. called today & indicated that she wants to use her new address for these files:

Box 88

NEW MEADOWS 83654

(no phone)

78-07340 approved Permit - database change to be done at S.O.

78-07347 Application held @ Regina (monitored).  
Database updated by JL on 9/8/93.

NOV 01 1994



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

June 27,

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

Mr. Andy Ogden  
Idaho Dept. of Fish & Game, R3  
3101 S. Powerline Rd.  
Nampa, ID 83686

RE: Application for Permit in the Name of Dasha Belkova

Dear Andy:

Dasha Belkova recently applied for a new water right in addition to her filing of application no. 78-07340, the one-half acre pond project in SWNW Sec. 9. The new filing, as yet unnumbered, proposes a three acre-foot pond in NWNW Sec. 9 and will be a wildlife and recreation pond built on Little Creek. A copy of the newest application is enclosed. Basically, the new application covers that portion of 78-07340 that was deleted due to water moratorium concerns.

Consumptive use would occur under the new application due to evaporative losses for a pond exceeding one-half acre in surface area. The Salmon River Moratorium prohibits approval of new consumptive uses within the Salmon River drainage unless "...use of the water pursuant to the application will have no effect on the migration of anadromous fish due to:

- i) location of use
- ii) mitigation provided by the applicant to offset reduction in flow for fish migration, or
- iii) insignificant consumption of water..."

For Dasha Belkova's new filing, I am asking your office to comment on the impact of her proposed use on anadromous fish. If the development (as shown or with suggested IDF&G revisions) is approved by your agency, this office will proceed with advertising and processing the application.

A response within 30 days would be appreciated. Additional information is available by contacting me at 334-2190.

Sincerely,

Steve Lester  
Water Rights Supervisor

Enclosure: Copy of Application  
CC: Dasha Belkova

FILED

JUN 28 1994

78-07347

BELKOVA, DASHA  
BOX 88  
NEW MEADOWS, ID 83654

Source: LITTLE CREEK

Tributary: BIG CREEK

Diversion Pt: NWNW Sec 9 T 18N R 02E in ADAMS County.

|                             |            |           |
|-----------------------------|------------|-----------|
| Use: WILDLIFE               | (.200 CFS) |           |
| WILDLIFE STORAGE            |            | (3.00 AF) |
| RECREATION                  | (.200 CFS) |           |
| RECREATION STORAGE          |            | (3.00 AF) |
| Total Diversion: (.200 CFS) |            |           |

Date Filed: 7/20/1993

In: ADAMS County  
T18N R02E S09 NWNW

Pond on Little Creek will be filled and used only during high water period in May and June each year.

NOV 01 1994