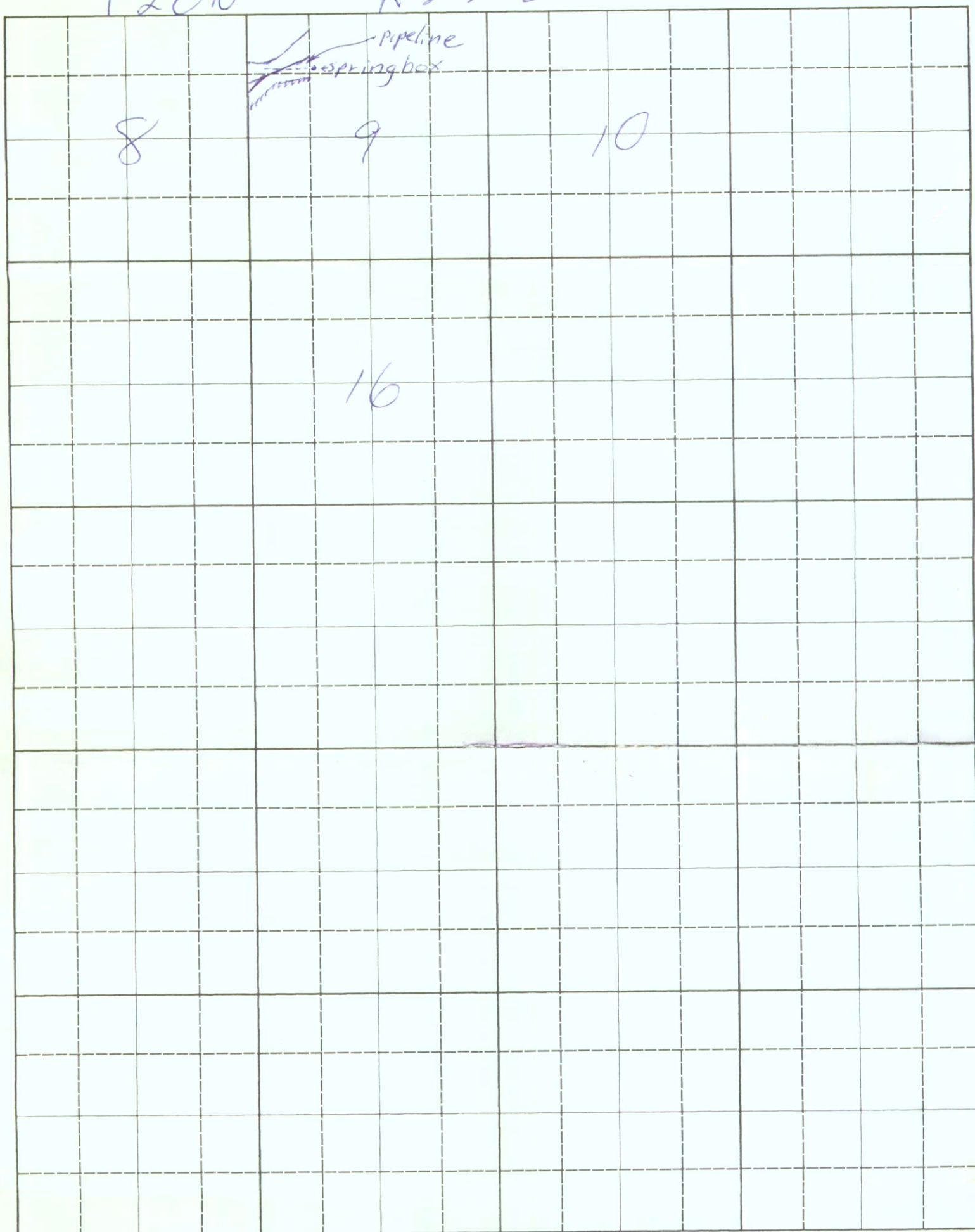


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

T 20 N

R 22 E



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.

R. R. Bennett
(Applicant)

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 75-7354 IN THE)
NAME OF ROY BOSSERT) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before June 1, 1988; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on June 15, 1988;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 75-7354 be REINSTATED and the priority advanced to May 2, 1983.

Dated this 6th day of October, 1988.

MICROFILMED

DEC 16 1988

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Roy Bossert Phone None
Post office address Rt 1, Box 166, Salmon, Id. 83467
2. Source of water supply Spring which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9 Township 20N
Range 22E B.M. Lemhi County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .12 for irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .12 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Spring box with
gravity flow to irrigation site

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

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

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

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

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

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

RECORDED

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

[illegible]

Total number of acres to be irrigated 6

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Lars Grimsrud

b. Who owns the land to be irrigated or place of use Roy Bosser + (applicant)

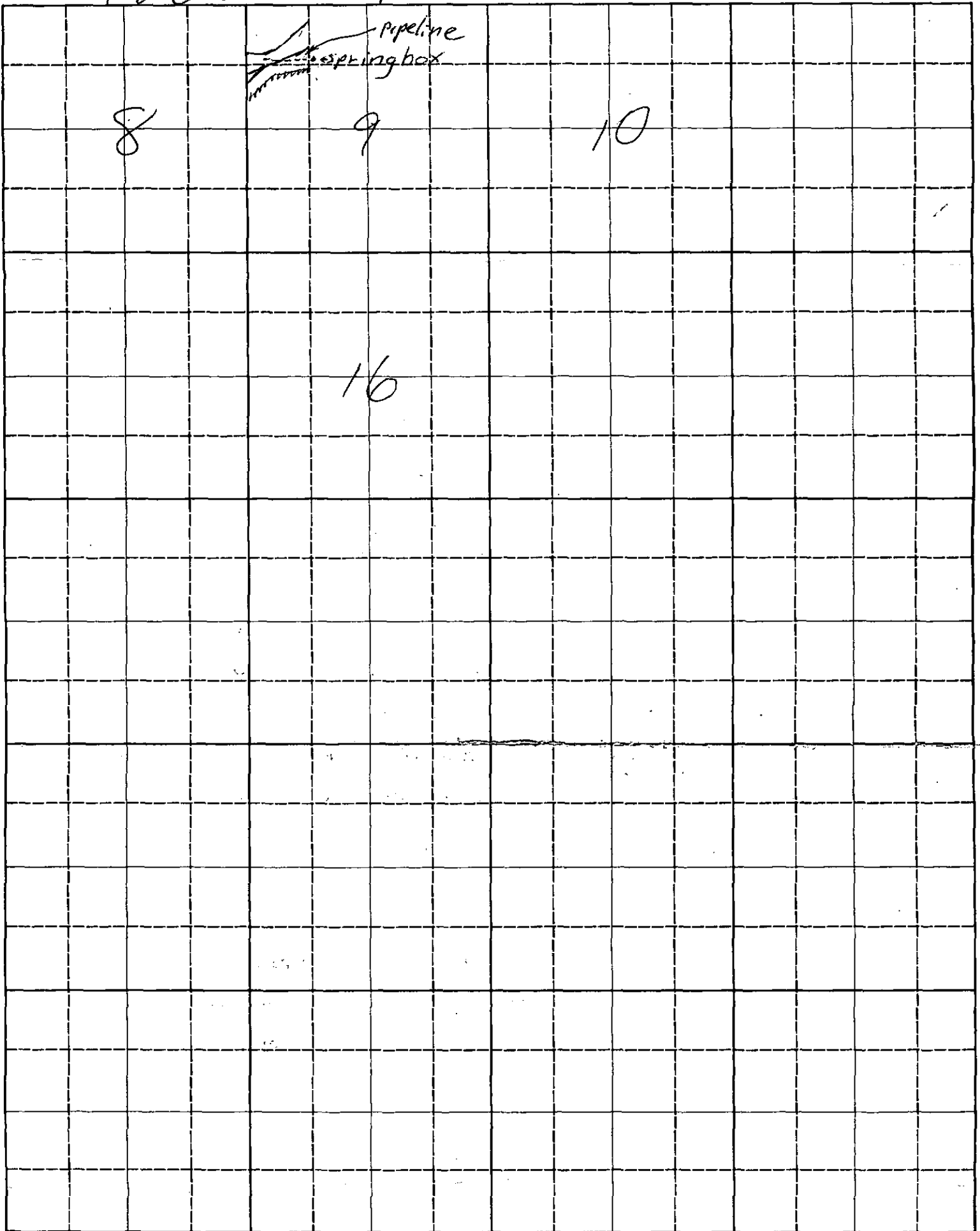
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Easement written in to contract

10. Remarks _____

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

T 20 N

R 22 E



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.

R. G. Bonest
(Applicant)

RECORDED

Proposed Priority 4-18-83

Proposed Priority

Received by CW Date 4-18-83 Time 3:40p

Preliminary check by HWJ Fee \$ 3000

Received by BP Date 4/21/83 # 28074

Publication prepared by BP Date 4/27/83

Published in Recorder Herald

Publication dates 5/5 & 5/12/83

Publication approved CW Date 5-16-83

Protests filed by: one

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC R

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. 75-7354, and said application is hereby Approved.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 88.

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

d. Other:

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 13th day of June, 1983.

L. Glen Saxton

Chief, Operations Bureau

NOTICE OF
APPLICATION FOR
WATER RIGHT

75-7356

The following applica-
tion(s) have been filed to
appropriate the public
waters of the State of
Idaho:

74-7175

OGDEN, ROGER K. &/or
PENNY J.

P. O. BOX 132, LEAD-
ORE, ID 83464

Source: BIG TIMBER
CREEK trib. to LEMHI

RIVER

Date Filed: 04/20/1983

Diversion Pt: NWNW Sec
33 T 16N R 26E

Use: IRRIGATION (2.10
CFS)

In: NESW NWSW SWSW
SESW Sec 28 T 16N R 26E

FOR 105 ACRES

74-7176

PHILLIPS, MARK L.

BOX 804, SALMON, ID
83467

Source: GROUND-
WATER

Date Filed: 04/21/1983

Diversion Pt: NESW Sec
05 T 21N R 22E

Use: IRRIGATION (0.15
CFS)

In: NESW Sec 05 T 21N R
22E FOR 5 ACRES

75-7352

MAXWELL, WILLIAM
ROBERT

BOX 1016, SALMON, ID
83467

Source: WALLACE
CREEK trib. to SALMON

RIVER

Date Filed: 04/20/1983

Diversion Pt: NESE Sec
01 T 22N R 21E

Use: POWER (0.60 CFS)

In: NWSW Sec 06 T 22N R
22E

75-7353

DEBOARD, MORGAN

BOX 32, CARMEN, ID
83462

Source: FREEMAN
CREEK trib. to CARMEN

CREEK

Date Filed: 04/20/1983

Diversion Pt: NWSW Sec
36 T 23N R 22E

Use: IRRIGATION (0.14
CFS)

In: LOT 03 (NENW) Sec
02 T 22N R 22E FOR 7
ACRES

75-7354

BOSSERT, ROY

RT. 1, BOX 166, SAL-
MON, ID 83467

Source: SPRING

Date Filed: 04/18/1983

Diversion Pt: NWNW Sec
09 T 20N R 22E

Use: IRRIGATION (0.12
CFS)

In: NWNW SWNW Sec 09
T 20N R 22E FOR 6
ACRES

75-7355

NANCINO, FRANK J.

BOX 1041, SALMON, ID
83467

Source: LICK CREEK
trib. to SINKS

Date Filed: 04/20/1983

Diversion Pt: SESW Sec
32 T 26N R 22E

Use: MINING (0.12 CFS)

TREGLOWN, WILLIAM
H. (TREG)

CN10 BOX 1172, GIB-
BONSVILLE, ID 83463

Source: GROUND-
WATER

Date Filed: 04/21/1983

Diversion Pt: SWNW Sec
01 T 25N R 21E

Use: IRRIGATION (0.09
CFS)

DOMESTIC (0.06 CFS)

In: SWNW Sec 01 T 25N R
21E FOR 3 ACRES

75-7357

COOPER, ARVIN, &/or

FRAN

741 HWY 93N, SALMON,
ID 83467

Source: GROUND-
WATER

Date Filed: 04/20/1983

Diversion Pt: NENE Sec
06 T 21N R 22E

Use: IRRIGATION (0.02
CFS)

COMMERCIAL (0.10
CFS)

DOMESTIC (0.08 CFS)

In: NENE Sec 06 T 21N R
22E FOR 1 ACRES

75-7358

ENGLAND, WAYNE &/
or MARGARETTE

BOX 1167, NORTH
FORK, ID 83466

Source: SALMON RIVER,
NORTH FORK trib. to

SALMON RIVER

Date Filed: 04/20/1983

Diversion Pt: SWSW Sec
09 T 24N R 21E

Use: IRRIGATION (0.03
CFS)

FIRE PROTECTION (0.03
CFS)

In: SESE Sec 08 T 24N R
21E FOR 1 ACRES

75-7359

KING, DANNY D. &/or

LINDA L.

206 AUGUSTA, SAL-
MON, ID 83467

Source: GROUND-
WATER

Date Filed: 04/21/1983

Diversion Pt: NWSW Sec
02 T 22N R 22E

Use: IRRIGATION (0.12
CFS)

STOCKWATER (0.02
CFS)

DOMESTIC (0.04 CFS)

In: NWSW Sec 02 T 22N R
22E FOR 4 ACRES

75-7360

PERRY, JERRY

RT. 1, BOX 155A, SAL-
MON, ID 83467

Source: UNNAMED
STREAM trib. to SINKS

Date Filed: 04/21/1983

Diversion Pt: NENE Sec
02 T 22N R 21E

Use: STOCKWATER
(0.02 CFS)

In: SWSW Sec 36 T 23N R
21E

The permit(s) will be
subject to all prior water
rights. Protests must be
filed with the Director,
Dept. of Water Re-
sources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Ida-
ho, 83402, on or before
MAY 23, 1983

Published

7/12/83

ffidavit of Publication

AHO

nhi

Y G. ROSIN

being first duly sworn, deposes
that he is one of the printers (publisher) of the RECORDER HERALD,
published weekly at Salmon, Lemhi County, Idaho, and of general
therein.

Notice of Application for Water Rights 74-7175,

7176, 75-7352 thru 75-7360

a true

of which is attached to the margin hereof, has been and was correct-

and published in the regular and entire issue of every number of said

and not in any supplement thereof or thereto for 2

issues, commencing with the issue dated May 5, 1983

with the issue dated May 12, 1983

Jerry L. Rosin

and sworn to before me, this twelfth

day of May, 1983

Clara Armstrong
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Fee \$ 87.85

MICROFILMED

January 4, 1989

RE: Permit No. 75-7354

Roy Bossert
Rt. 1, Box 224-8
Salmon, ID 83467

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit. Enclosed please find a copy of an order pertinent to your permit.

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

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

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

Sincerely,

KEITH C. WILSON
Sr. Resource Agent

KCW:CW

Enclosure

BOSSERT
RT 1, Box 224-8
SALMON, ID 83467



AUG 28 1984 IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

BOISE, IDAHO 83720
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 75-7354
Name(s) of Permit Holder(s): BOSSERT, ROY
Post Office Address: Rt 1, Box 224-8, SALMON, ID.
83467 Tel. No. 256-2875

☐ I hereby certify that construction of diversion works for the above referenced permit began on _____ (date) . I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☒ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:
Due to changes in H₂O flow resulting from
quake. Other diversions have taken precedence.

*Note: A financing difficulty is not an acceptable reason.

Date

Signature of Permit Holder

8/25/84
Roy Bossert
Some minor preparation was begun last yr. however,
excess H₂O has destroyed any useful gains.

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 75-7354

Date: 9/28/88

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
Y Address change _____ If yes, prepare a data entry
N Proof received timely
Y Reinstated

Source of Water:

Y Surface water
_____ Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NA Is a measuring device or access port required?
NA Has one been installed?
NA Waiver or modification of measuring device requested

Remarks:

*Proof acceptable
Reinstate*

<u>Y</u>	<u>Priority Calculation:</u>		
	Date proof received	<u>June 15, '88</u>	<u>166</u>
	Date proof due	<u>June 1, '88</u>	<u>-152</u>
	No. of days late		<u>= 14</u>
	Priority date	<u>April 18, '83</u>	<u>+ 108</u>
	NEW PRIORITY DATE	<u>May 2, '83</u>	<u>= 122</u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED

JUN 15 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by gs
Sent to region _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 75-7354-

Name(s) of Permit Holder: ROY BOSSERT

Post Office Address: Rt 1, Box 224-8, SALMON, ID. 83467-

Telephone No. 756-2875

Source of Water: Spring

Extent of Use:

Domestic ✓(1) (number of households) Stockwater _____ (number and type of stock)

Irrigation 2 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .02 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 9/83

Measuring Device: Required? Yes ✓ No
Installed? Yes ✓ No
Fee enclosed \$ NA
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes ✓ No
Installed? Yes ✓ No

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

Same as above

(Name)

(Telephone Number)

(Address)

The above information 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.

DEC 16 1988

5/31/88

Date

ROY BOSSERT

Signature of Permit Holder (and title, if appropriate)

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

June 8, 1988

BOSSERT, ROY
RT. 1, BOX 166
SALMON, ID 83467

LAPSE NOTICE

RE: Permit No. 75-7354

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated March 31, 1988.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this Department within sixty days of the date of mailing of this lapse notice.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 6-16-1988
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

RECORDED

JUN 16 1988

138468
CERTIFIED MAIL
March 31, 1988

BOSSERT, ROY
RT. 1, BOX 166
SALMON, ID 83467

PROOF DUE NOTICE

RE: Permit No. 75-7354

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 June 1, 1988. (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 completed 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

DEC 16 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BOSSERT, ROY
RT. 1, BOX 166
SALMON, ID 83467

JUNE 21, 1983

RE: PERMIT NO. 75-7354

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

APPLICATION NUMBER: 75 7354

CHECK:

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

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
☐ Yes ☒ No Final date for protests: May 23, 1983
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5-18-83
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 4-18-1983 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Ernest Carlson

Date: May 23, 1983

STATE OFFICE REVIEW: return receipt

☐ See attached sheet for more information.

By: Relyn

Date: 6/6/83

RECEIVED

JUN 1 1983

Department of Water Resources

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

WATER RIGHT
DATA ENTRY LOG

[illegible]

75-7354

BOSSERT, ROY

RT. 1, BOX 166, SALMON, ID 83467

Source: SPRING

Date Filed: 04/18/1983

Diversion Pt: NWNW Sec 09 T 20N R 22E

Use: IRRIGATION (0.12 CFS)

In: NWNW SWNW Sec 09 T 20N R 22E FOR 6 ACRES

75-7354

BOSSERT, ROY
RT. 1, BOX 166, SAL-
MON, ID 83467
Source: SPRING
Date Filed: 04/18/1983
Diversion Pt: NWNW Sec
09 T 20N R 22E
Use: IRRIGATION (0.12
CFS)
In: NWNW SWNW Sec 09
T 20N R 22E FOR 6
ACRES

RECORDED