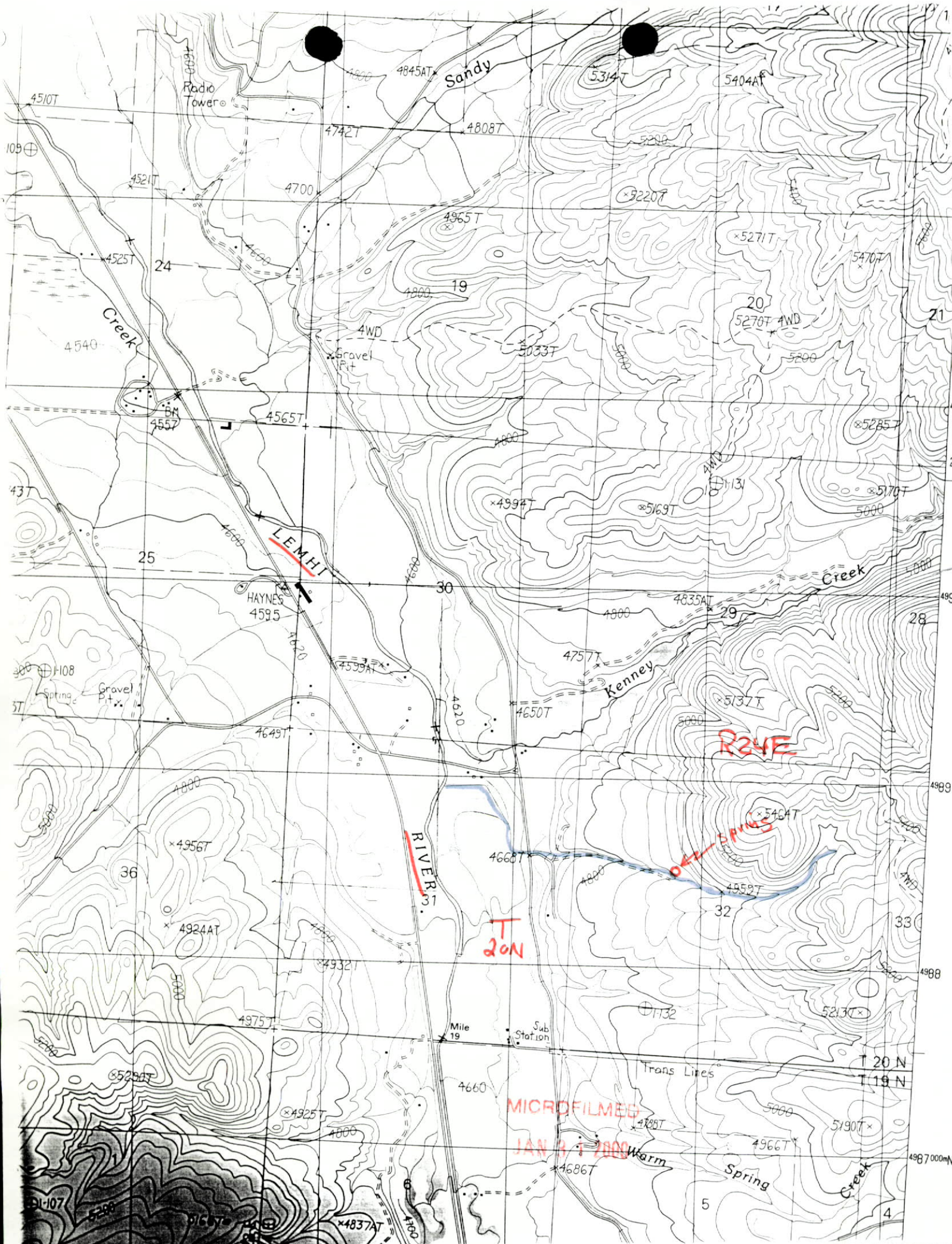




Radio Tower

Sandy

Creek

Kenney

RIVER

HAYNES
4595

R24E

T20N

OK SPRING

MICROFILMED
JAN 3 1980

Trans Lines

Spring

Creek

Mile 19

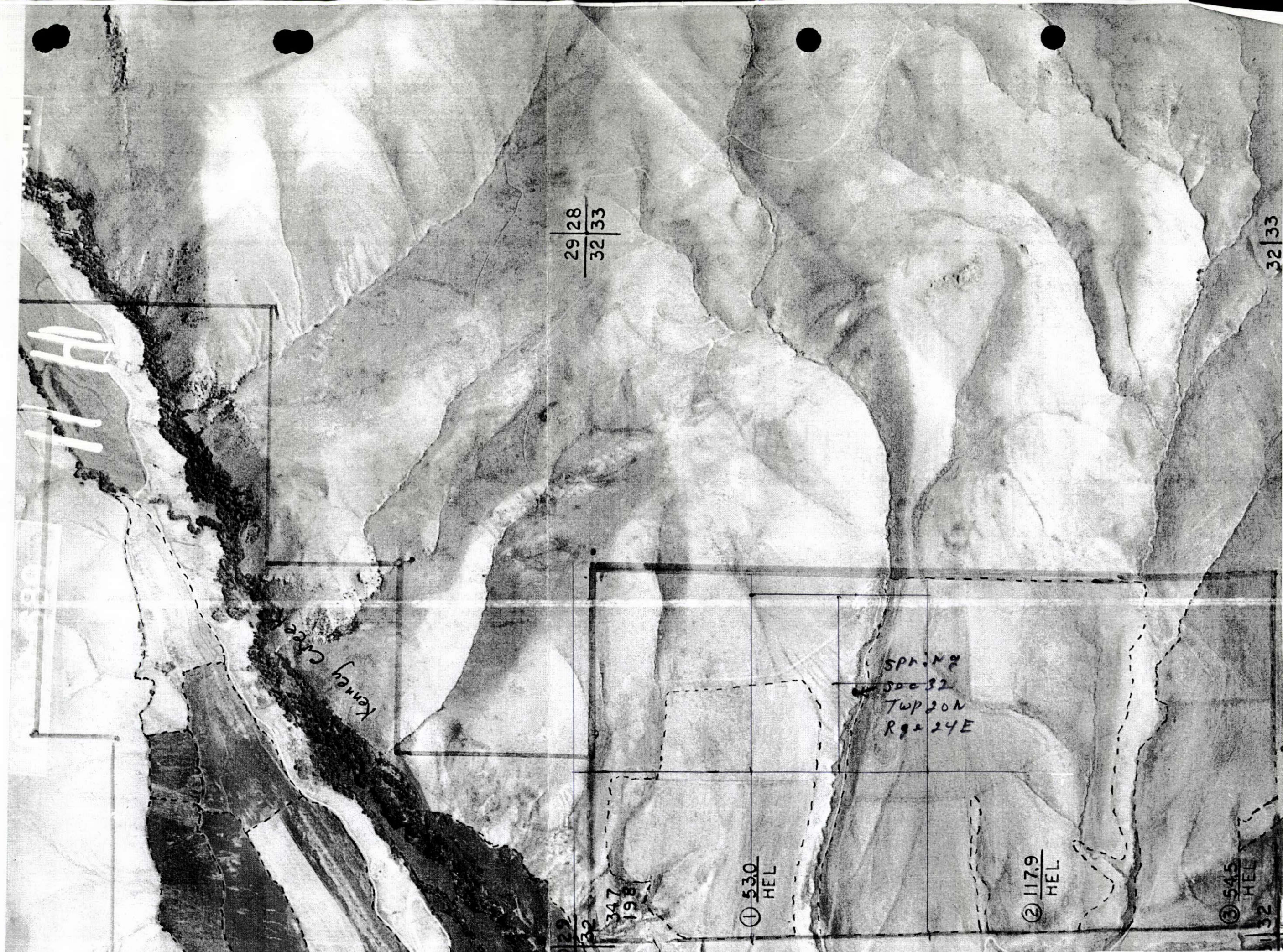
Sub Station

T 20 N
T 19 N

DI-107

5

4



111H

Kenney Creek

SPRING
50032
Twp 20N
Rge 24E

29 28
32 33

32 33

29
32
347
198

① 530
HEL

② 117.9
HEL

③ 545
HEL

32

RECEIVED

APR 6 2000

Department of Water Resources

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

74-07392

ANDREWS, MELVIN W

809 JEFFERSON ST

SALMON, ID 83467

Source: SPRING Tributary:
LEMHI RIVER

Diversion Pt: SWSNW Sec 32 T
20N R 24E in LEMHI County.

Use: DOMESTIC STOCKWATER
(0.030 cfs)

(0.030 cfs)

Total Diversion: (0.030 CFS)

Date Filed: 7/19/1999

In: LEMHI County

T20N R24E S32 SENW

8-5-2tc

APR 18 2000
MICROFILMED

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APR 03 2000

Department of Water Resources
Eastern Region

Affidavit of Publication

STATE OF IDAHO

ss.

County of Lemhi

RICKY G. HODGES being first duly sworn, deposes and says he is one of the publishers (print-
ers) of The Recorder Herald, a newspaper published weekly at Salmon, Lemhi County, Idaho,
and of general circulation therein. That the IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO. 74-07392

a true printed copy of which is attached to the margin hereof, has been and was correctly printed
and published in the regular and entire issue of every number of said newspaper and not in any
supplement thereof or thereto for TWO (2) consecutive issues, commencing with the
issue dated 08-05-1999 and ending with the issue dated 08-12-1999.

STATE OF IDAHO

ss.

County of Lemhi

On this 12th day of AUGUST in this year of 1999 before me, A Notary Public, person-
ally appeared RICKY G. HODGES, known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first duly sworn, declared that the state-
ments therein are true, and acknowledged to me that he executed the same.

Residing At Salmon, Idaho

Notary Public for Idaho

My Commission Expires: 9-21-2001

Publication Fee \$ 29.04

74-07392

ANDREWS, MELVIN W
809 JEFFERSON ST
SALMON, ID 83467

Source: SPRING

Tributary: LEMHI RIVER

Diversion Pt: SWSENW Sec 32 T 20N R 24E in LEMHI County.

Use: DOMESTIC	(	0.030 CFS)
STOCKWATER	(	0.030 CFS)
Total Diversion:	(	0.030 CFS)

Date Filed: 7/19/1999

In: LEMHI County	
T20N R24E S32	SENW

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

74-07392

ANDREWS, MELVIN W
809 JEFFERSON ST
SALMON, ID 83467

Source: SPRING Tributary:
LEMHI RIVER

Diversion Pt: SWSENW Sec 32 T
20N R 24E in LEMHI County.

Use: DOMESTIC STOCKWATER
(0.030 cfs)
(0.030 cfs)

Total Diversion: (0.030 CFS)

Date Filed: 7/19/1999

In: LEMHI County
T20N R24E S32 SENW

8-5-2tc

MICROFILMED

JAN 31 2000

Amt. of Fee \$: 50.00Receipt No. 647153Receipt By: JMDate Received: 11-15-99RECEIVED
NOV 15 1999STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

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.

- Permit No. 74-07392 Telephone No. 208-756-3052
- Name(s) of Permit Holder(s): MELVIN W. ANDREWS
- Mailing Address: 809 JEFFERSON ST SALMON ID 83462
- Source of Water: Spring If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
 - Well Driller: _____ Drilling Permit Number: _____ - _____ - _____
 - OPTIONAL:
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
- Use(s) (as authorized by the water right permit):
 Domestic (No. of households): 2 Stockwater (No. and type of stock): 300 Range CATTLE
 Irrigation (No. of acres): _____ Other: _____
- Total rate of diversion and/or volume for which proof is submitted: 0.03 cfs OR _____ acre feet
- 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>✓</u>
	Has the measuring device been installed?	Yes _____	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>✓</u>
	Has the measurement port been installed?	Yes _____	or	No <u>✓</u>
- Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
- Person to contact to accompany the Department representative during field examination of the water system.
 Name: MELVIN W. ANDREWS Telephone Number: 208-756-3052
 Address: 809 JEFFERSON ST SALMON ID 83462
- 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: Melvin W. Andrews Date: 11-13-99
 (include your title, if on behalf of company or organization)

MICROFILMED

JAN 31 2000

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 74-07392

Priority: July 19, 1999

Maximum Diversion Rate:

0.03 CFS

This is to certify, that **MELVIN W ANDREWS**
809 JEFFERSON ST
SALMON ID 83467

has applied for a permit to appropriate water from:
SPRING tributary of **LEMHI 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>
STOCKWATER	01/01 to 12/31	0.03 CFS
DOMESTIC	01/01 to 12/31	0.03 CFS
	Totals	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSENW , Sec. 32, Township 20N, Range 24E
LEMHI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

20N 24E 32 SENW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **October 1, 2001**.
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 water right will be regulated by the watermaster of State Water District No. 74.
5. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
6. The irrigation occurring under this domestic use shall not exceed a total of 1/2 acre.
7. Domestic use is for 2 homes.
8. Stockwater use is for 300 range cattle.

MICROFILMED

JAN 31 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 74-07392

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

27th day of September, 1999.

Karl J. Dreher

Karl J. Dreher, Director

for

MICROFILMED

JAN 31 2000

RECEIVED

SEP 16 1999

Department of Water Resources

Ident. No. 74-07392

STATE OF IDAHO

OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

- Name of Applicant MELVIN W. ANDREWS Phone 208-256-3082
Mailing address 809 JEFFERSON ST SALMON ID 83467
- Source of water supply SPRING which is a tributary of AAA Lemhi River
- Location of point of diversion is Township 20N Range 24E Sec. 32 in the SE SW 1/4,
NW 1/4, NW 1/4, Govt. Lot , B.M. Lemhi County;
additional points of diversion if any: NONE
- Water will be used for the following purposes:
Amount 0.03 for STOCK purposes from JAN 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for Domestic purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for Stock 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)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
- Total quantity to be appropriated is (a) 0.03 and/or (b) 0.03 cfs
cubic feet per second acre feet per annum
- Proposed diverting works:
a. Describe type and size of devices used to divert water from the source 4 inch perforated
collection pipe
b. Height of storage dam NA feet; active reservoir capacity acre-feet; total
reservoir capacity acre-feet
c. Proposed well diameter is NA inches; proposed depth of well is feet
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? NA; Drilling firm
Well was drilled for (well owner) ; Drilling Permit No.
- Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
- 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. 300 HEAD OF CATTLE
c. Municipal; show name of municipality.
d. Domestic; show number of households. 2
e. Other; describe fully.

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JAN 31 2000

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JUL 19 1999

Department of Water Resources
Eastern Region

SEP 10 1998

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	RGE	SEC	N				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	24E	32								X									1-

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NONE11. a. Who owns the property at the point of diversion? MELVIN W. ANDREWSb. Who owns the land to be irrigated or place of use? SAME AS ABOVE

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: Spring fed to unnamed stream which is fed to Lemhi River.Heff

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

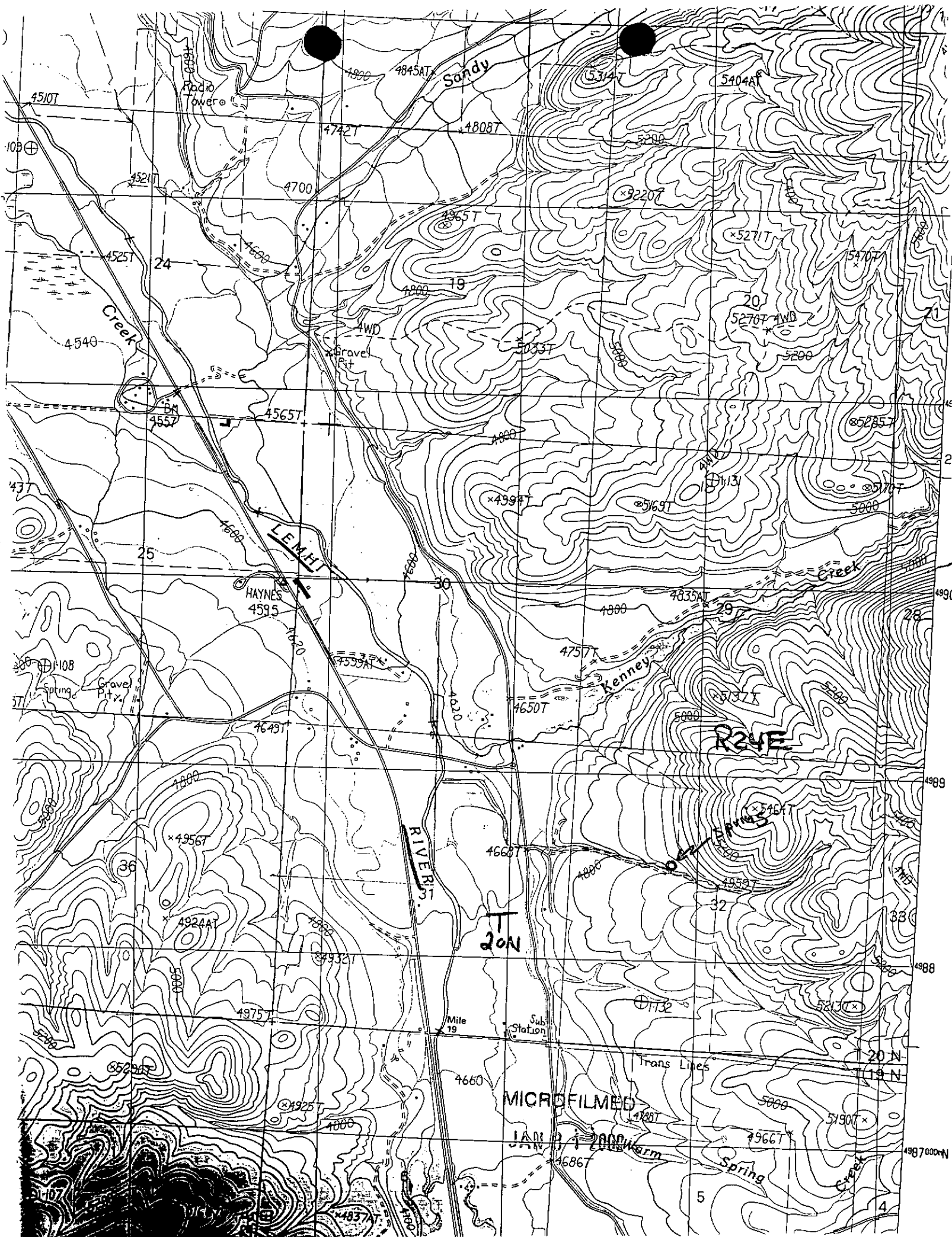
Melvin W. Andrews

Signature of Applicant (and title, if applicable)

Received by HWT Date 7-19-99 Time _____ Preliminary check by _____
 Fee \$ 50.00 Received by HWT # E02S148 Date 7-20-99
 Publication prepared by OC Date 8/5/99 Published in Recorder Herald
 Publication approved _____ Date _____

MICROFILMED

JAN 31 2000



32 33

② 1129
HEL

SPRING
5000
TOP 200
2224E

① 530
HEL

29 28
32 33

Kenney Creek

114

RECEIVED

APR 6 2000

Department of Water Resources

NOTICE OF APPLICATION FOR
WATER RIGHT

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

74-07392

ANDREWS, MELVIN W
809 JEFFERSON ST
SALMON, ID 83467

Source: SPRING Tributary:
LEMHI RIVER

Diversion Pt: SWSNW Sec 32 T
20N R 24E in LEMHI County.

Use: DOMESTIC STOCKWATER
(0.030 cfs)
(0.030 cfs)

Total Diversion: (0.030 CFS)

Date Filed: 7/19/1999

In LEMHI County

TO 20N R24E S32 SENW

8-5-2tc

APR 18 2000
FILMED

RECEIVED

APR 03 2000

Department of Water Resources
Eastern Region

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

RICKY G. HODGES being first duly sworn, deposes and says he is one of the publishers (print-
ers) of The Recorder Herald, a newspaper published weekly at Salmon, Lemhi County, Idaho,
and of general circulation therein. That the IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO. 74-07392

a true printed copy of which is attached to the margin hereof, has been and was correctly printed
and published in the regular and entire issue of every number of said newspaper and not in any
supplement thereof or thereto for TWO (2) consecutive issues, commencing with the
issue dated 08-05-1999 and ending with the issue dated 08-12-1999

STATE OF IDAHO

County of Lemhi

ss.

On this 12th day of AUGUST in this year of 1999 before me, A Notary Public, person-
ally appeared RICKY G. HODGES, known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first duly sworn, declared that the state-
ments therein are true, and acknowledged to me that he executed the same.

Residing At Salmon, Idaho

Notary Public for Idaho

My Commission Expires: 9-21-2001

Publication Fee \$ 29.04

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 74-07392 Reviewed by [Signature] Date 11-15-99

GENERAL CONSIDERATIONS

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

TYPES OF USE

Dom., Stock

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

☐ Well log in the file? _____ Correct?

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 [X] Proof Made 11-15-99



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

DIRK KEMPTHORNE
GOVERNOR

December 22, 1999

KARL J. DREHER
DIRECTOR

Melvin W Andrews
809 Jefferson St
Salmon ID 83467

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 74-07392

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.

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 **EASTERN** Regional Office of the department in Idaho Falls at (208)525-7161

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

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JAN 31 2000

Z 269 221 973

US Postal Service

Receipt for Certified Mail

Insurance Coverage Provided

Do not use for International Mail

Sent to

Street & Number

Post Office, State, & ZIP Code

Postage

\$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing to Whom, Date, & Addressee's Address

TOTAL Postage & Fees

\$

Mark or Date

PS Form 3800, April 1995

JAN 31 2000
MICROFILMED

ID 8346

74-07392

MELVIN W ANDREWS
809 JEFFERSON ST
SALMON

Stick postage stamps to article to cover First-Class postage, certified mail fee, and charges for any selected optional services (See front).

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached, and present the article at a post office service window or hand it to your rural carrier (*no extra charge*).
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach, and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If a return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make an inquiry.

102595-500079

PS Form 3800, April 1995 (Reverse)

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

74-07392
MELVIN W ANDREWS
809 JEFFERSON ST
SALMON

4a. Article Number

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☒ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

11-1-99

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X Mel Andrew

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

DEPARTMENT OF WATER RESOURCES
1301 N. ORCHARD ST.
BOISE, ID 83706-2237

MICROFILMED
RECEIVED
JAN 31 2000
NOV 3 - 1999

WA

Department of Water Resources

83706-2237





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

September 27, 1999

DIRK KEMPTHORNE
GOVERNOR

MELVIN W ANDREWS
809 JEFFERSON ST
SALMON ID 83467

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 74-07392

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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.

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
Enclosures

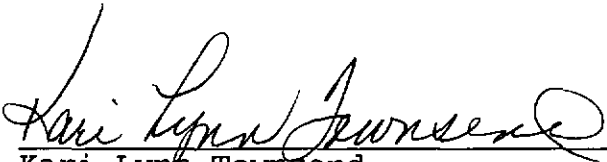
MICROFILMED
JAN 31 2000

CERTIFICATE OF MAILING

I hereby certify that on the 27th day of **September, 1999**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

Water Right No. 74-07392

MELVIN W ANDREWS
809 JEFFERSON ST
SALMON ID 83467



Kari Lynn Townsend
Secretary

RECORDED
JAN 31 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED
JAN 31 2000

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

MICROFILMED
Page 2 of 3
JUN 3 1 2000

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

No.: 74-07392 Name: Andrews Date: 9/17/99 Ad OK? / by SCurtis
✓ Gvmt Lts: _____

AREA OF CONCERN: - No/Yes: SC - Mor/ _____ GWMA / Trust / Non-trust

PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

→ 1 year

≤ 1 year/no proof

- 26A-P17
- P16

dom/non-consumptive use

GROUNDWATER: (✓ FLO-CH)

DRILLING PERMIT

All wells (✓ WDQ3)

In Basin 347

Irr. within WD

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD

Supp irr use only

Supp. irr + uses

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 046-P23

- 085

- P05 (new well location)

- North / East / West

- 067

- No MD

- 065-079 (if GW use SW)-(keep SW)-(GW not primary irr source)

- 100-101

- 01M (report when notified)

- No MD

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

FISH & GAME CONTACTED:

IN/ABOVE MSF (✓ MAP)

IN-STREAM DEVELOPMENT

WD (✓ MAP & LISTING)

> 0.20 cfs

≤ 0.20 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- YES / NO; WHEN: 7/29/99 RESPONSE: NONE

- *WB9

- P52 (stream channel alteration)

- R04 (WD # 74)

- 01J-P08 (MD & LD)

- 01H-P01 (LD) 01P or No MD (in-stream stock)

- 067 or No MD (in-stream stock or power)

- No MD

- 01M or No MD (in-stream stock or power)

- No MD

Lemhi R. watermaster ok w/ app

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R (65)

Salmon R (70's)

Weiser R (67)

- *W22 -P04, NA

- 007 (w/ remark *WB9 if above Weiser), NA

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

- 029 (fish screens), NA

- 086, 087

USE:

STORAGE (✓ 3 compo.)

IRR ≤ 5 acres

> 5 acres

STOCK WATER

MINING

FISH PROPAGATION

HEATING/COOLING

POWER

MUNICIPAL

In restricted area?

Irr., GW supp. to SW?

DOMESTIC

Surface water

> 1 in rest. area

FIRE PROTECTION

- 18A (in & out MD for on-stream storage)-01H-P01 (LD)/01P, 18B-P09 (>10' dam), NA

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R37 (BLM/USFS); NA

- 054(req) -081-P10

- 029(70's only)-007-042(req)-081 (WQ)-P10

- R07 (injection well)

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

- 022, 075, 004 (+memo?)

- 102

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

- 071-070

- 077

LOCATION:

BOISE FRONT LOGEO

MITIGATION

42-248-AREA

SWAN FALLS FLAG (✓ Code)

Trust

Non-Trust (1)

- 058 (<85° GW temp only)

- 120

- P84 (in 20/30/40/50/60/70/80 (87) basin)

- 051-052-053-P74 (Consumptive Uses), NA

- 048-049 (Consumptive Uses), NA

- 004 (PD/PU)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

- 1/2 homer 5/300 n. cattle
- 10/11 2001

Send ~~copy~~ to Fish & Game
#LD74

RECEIVED

Form No. **SEP 16 1999**
4/87

Dist. for staffing _____
Submitted for advertising _____

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS PERMIT

ANDREWS

INITIAL REVIEW BY HWS DATE 7-2-99 APPLICATION NO. 74-07392

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ 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

ADDITIONAL INFORMATION

- _____ Overlapping place of use (Describe source & relationship to present application on the back.)
- _____ Overlapping point of diversion
- Yes _____ No _____ Field check required
- _____ Field check by _____
- Yes _____ No _____ Field report attached
- Yes _____ No _____ Critical groundwater area
- Yes _____ No _____ Groundwater management area
- Yes _____ No _____ Send dam safety information
- Yes _____ No _____ Send power requirement letter
- Yes _____ No _____ Send fish farm requirement letter
- Yes _____ No _____ Power residency affidavit
- Yes _____ No _____ Power efficiency form
- Yes _____ No _____ Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- Yes _____ No _____ Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

_____ Date Requested _____

PROCESSING

☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☒ Idaho Dept. of Fish & Game *Salmon* ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☒ Water District **74**
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☐ Yes ☐ No Affidavit of publication received
☐ Yes ☒ No Application published correctly. If not, record action taken _____
☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest _____
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. **74**
☐ Yes ☒ No Special conditions of approval or cover letter below.

Date of priority recommended 7-19-1999
By: *[Signature]* Date: 9-8-1999
STATE OFFICE REVIEW

By _____ Date: _____
ADDITIONAL INFORMATION

** We cannot get a timely bill or affidavit from the Salmon newspaper after repeated attempts. We are forwarding for processing based on legal notice taken from paper.*

[Signature]

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Div. of Environment	_____ Other _____

Project impacts/implications report

COMMENTS

[illegible]

01-99

State of Idaho
Department of Water Resources

RECEIVED

AUG 19 1999

Department of Water Resources
Eastern Region

RECOMMENDATION OF WATERMASTER

Application No: 74-07392

Applicant's Name: Melvin W. Andrews

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows: _____

- c) ☐ I oppose approval of this application for the following reasons: _____

- d) Additional Comment : _____

Dated this 17 day of Aug

Water District No: 74

Rich Rogers
Watermaster's Signature

Use reverse side of page if you need more space.

MICROFILMED

JAN 31 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 29, 1999

ID FISH & GAME
PO BOX 1336
SALMON ID 83467

RE: Applications for Permit #74-07392

Dear Sir:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is August 23, 1999, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold W. Jones
Water Right Supervisor

HWJ: sc

Enc.

MICROFILMED

JAN 31 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 28, 1999

MELVIN W ANDREWS
809 JEFFERSON ST
SALMON ID 83467

RE: Application for Permit #74-07392

Dear Applicant:

This office is currently in the process of advertising the application in the Recorder Herald on August 5 and 12, 1999. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED
JAN 31 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 29, 1999

**RICK SAGER
201 BROADWAY
SALMON ID 83467**

RE: Application for Permit #74-07392

Dear Rick:

Please find enclosed a copy of the above referenced application. Please review the application and submit any comments you may have to our Department by August 23, 1999.

**If you have any questions, please feel free to contact us.
Thank you for your cooperation in this matter.**

Respectfully submitted,

**Harold W. Jones
Water Right Supervisor**

HWJ:sc

enc.

MICROFILMED

JAN 31 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JULY 28, 1999

Legal Notices Department
RECORDER-HERALD
P.O. BOX 310
SALMON, ID 83467

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

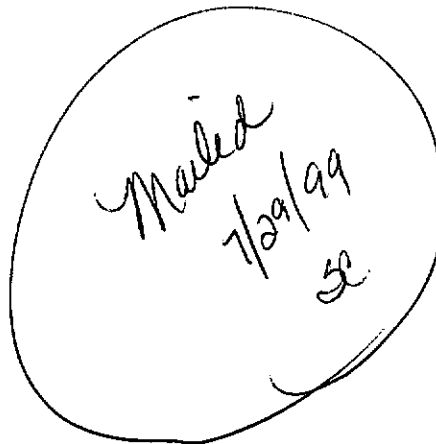
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 23, 1999.

Yours truly,

Sharla Cox
Senior Secretary

Encl.



MICROFILMED

JAN 31 2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

JAN 31 2000

74-07392

ANDREWS, MELVIN W
809 JEFFERSON ST
SALMON, ID 83467

Source: SPRING

Tributary: LEMHI RIVER

Diversion Pt: SWSENW Sec 32 T 20N R 24E in LEMHI County.

Use: DOMESTIC	(	0.030 CFS)
STOCKWATER	(	0.030 CFS)
Total Diversion:	(	0.030 CFS)

Date Filed: 7/19/1999

In: LEMHI County
T20N R24E S32 SENW

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

74-07392

ANDREWS, MELVIN W
809 JEFFERSON ST
SALMON, ID 83467

Source: SPRING Tributary:
LEMHI RIVER

Diversion Pt: SWSENW Sec 32 T
20N R 24E in LEMHI County.

Use: DOMESTIC STOCKWATER
(0.030 cfs)
(0.030 cfs)

Total Diversion: (0.030 CFS)

Date Filed: 7/19/1999

In: LEMHI County
T20N R24E S32 SENW

8-5-2tc

MICROFILMED

JAN 31 2000

Any protests against the proposed application must be filed with the Dept. of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls ID 83402, together with a protest fee of \$25.00 on or before AUGUST 23, 1999. to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 8/ 5/1999 & 8/12/1999

MICROFILM

JAN 31 2000