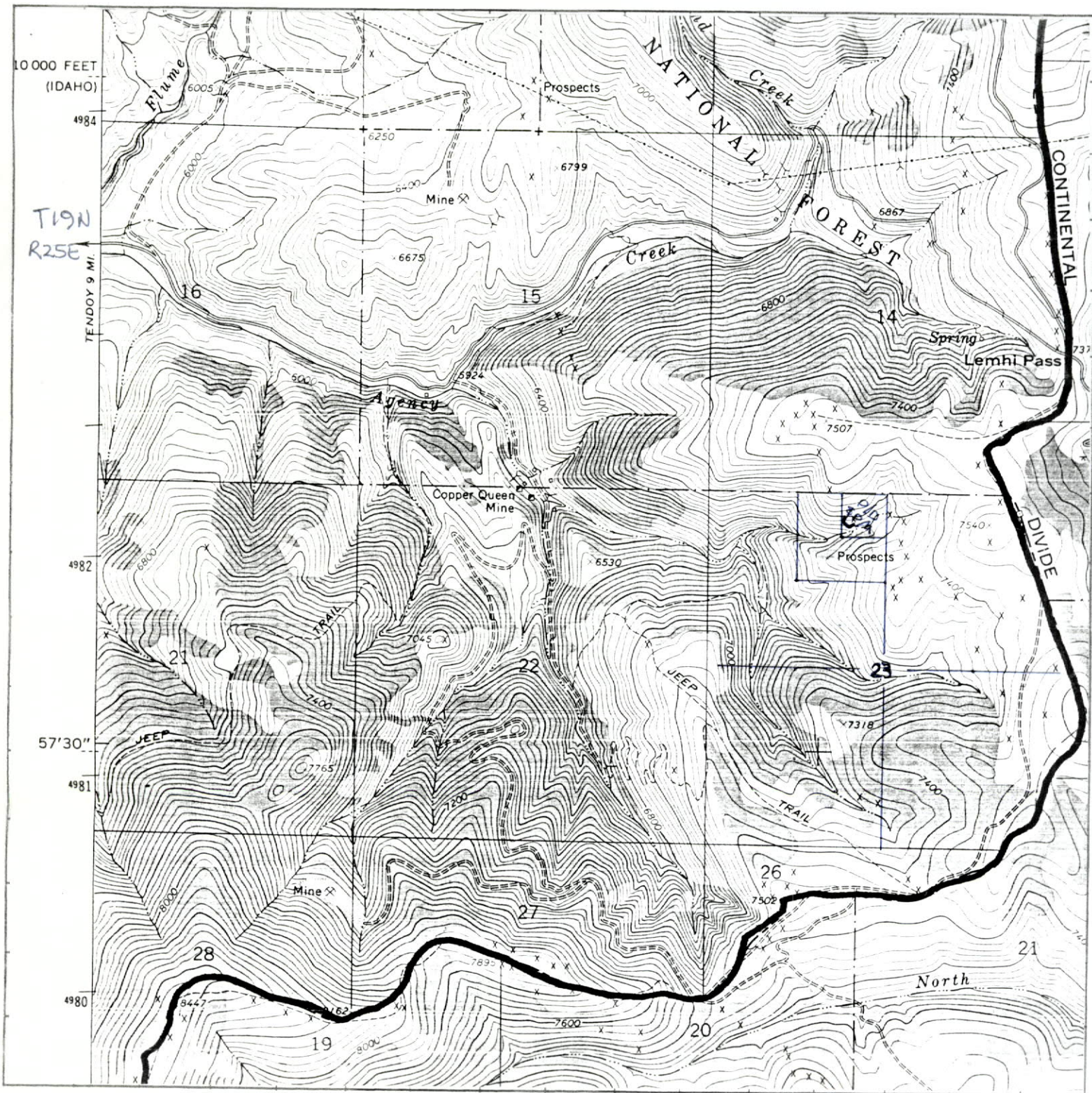


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Mark Bonner - Range Mgmt. Specialist
(Applicant)

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s)
been filed to appropriate the p

waters of the State of Idaho:

74-07368

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

HC 2 BOX 610

SALMON, ID 83467

Source: SPRING Tributary:
AGENCY CREEK

Diversion Pt: NENENW Sec 23 T
19N R 25E in LEMHI County.

Use: STOCKWATER (0.020 CFS)
WILDLIFE (0.010 CFS)

Total Diversion: (0.020 CFS)

Date Filed: 12/20/1996

In: LEMHI County

T19N R25E S23 NENW

74-07369

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

HC 2 BOX 610

SALMON, ID 83467

Source: SPRING Tributary:
POWDERHORN GULCH

Diversion Pt: NWSWE Sec 33 T
15N R 28E in LEMHI County.

Use: STOCKWATER (0.020 CFS)

Total Diversion: (0.020 CFS)

Date Filed: 12/20/1996

In: LEMHI County

T14N R28E S04 Lot 4 (NWNW)

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the applicant and the Direc-
tor, Dept. of Water Resources, along
with a \$25.00 filing fee, Eastern Re-
gion, 900 N Skyline, Idaho Falls,
Idaho 83402 on or before FEBRU-
ARY 3, 1997.

KARL J. DREHER, Director

Published: 1/16/1997 & 1/23/1997

1-16-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

RECEIVED

FEB 20 1997

RECEIVED

FEB 12 1997

Department of Water Resources
Eastern Region

RICKY G. HODGES

being first duly sworn, deposes
and says he is one of the publishers (printers) of The Recorder Herald, a newspaper
published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.

That the IDAHO DEPT OF RESOURCES

74-07368

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 newspa-
per and not in any supplement thereof or thereto for TWO (2)
consecutive issues, commencing with the issue dated 1/16 97
and ending with the issue dated 1/23 97, 19 97

STATE OF IDAHO

County of Lemhi

ss.

On this 23rd day of JANUARY in this year of 19 97

before me, A Notary Public, personally appeared RICKY G. HODGES
known or identified to me to be the person whose name subscribed to the within in-
strument, and being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

Sheila K Hodges

Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 9-21-2001

Publication Fee \$ 66.00

Account No. 630

APR 23 1997

74-07368

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
HC 2 BOX 610
SALMON, ID 83467

Source: SPRING

Tributary: AGENCY CREEK

Diversion Pt: NENENW Sec 23 T 19N R 25E in LEMHI County.

Use: STOCKWATER	(	0.020 CFS)
WILDLIFE	(	0.010 CFS)
Total Diversion:	(	0.020 CFS)

Date Filed: 12/20/1996

In: LEMHI County
T19N R25E S23

NENW

Legal Notices

NOTICE OF APPLICATION FOR WATER RIGHT

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

74-07368

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
HC 2 BOX 610

SALMON, ID 83467

Source: SPRING Tributary: s
AGENCY CREEK

Diversion Pt: NENENW Sec 23 T 1
19N R 25E in LEMHI County.

Use: STOCKWATER (0.020 CFS)
WILDLIFE (0.010 CFS)

Total Diversion: (0.020 CFS)

Date Filed: 12/20/1996

In: LEMHI County

T19N R25E S23 NENW

RECORDED

APR 23 1997

Ext
Time

Boundary Spr

RECEIVED

DEC 22 1999

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. E025513
Receipt By: HWS
Date Received: 12-16-99

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

DEC 12-14-99
R Foster

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. 74-07368 (Boundary Spr) Telephone No. 208-756-5400

2. Name(s) of Permit Holder(s): US Dept of Interior Bureau of Land Management

3. Mailing Address: Route 2 Box 610 Salmon, ID 83467

4. Source of Water: spring 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): 300 range cattle

Irrigation (No. of acres): ____ Other: ____

6. Total rate of diversion and/or volume for which proof is submitted: .02 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 X

Has the measuring device been installed? Yes ____ or No X

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No X

Has the measurement port been installed? Yes ____ or No X

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Alan Bittner Telephone Number: 208-756-5423

Address: Route 2 Box 610 Salmon, ID 83467

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: [Signature] Salmon FO Mgr Date: 12/13/99
(include your title, if on behalf of company or organization)

MICROFILMED

JAN 31 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 02 1998

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 74-07368

Name(s) of Permit Holder: USDI - Bureau of Land Management

Mailing Address: HC 2, Box 610 Salmon, ID. 83467

Date Proof is Due: April 1, 1998 Telephone No. 208-256-5400

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

NONE

Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Workload in FY 1987 too large to allow project crews to complete this particular water development.

Permit holder(s) request an extension to October 31, 2000

FEE: \$50.00

Mark Bonner Range Mgmt. Specialist
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to April 1, 2000.

IT IS FURTHER ORDERED that the permit is REINSTATED and the date of final priority be advanced to December 21, 1996.

Signed this 13th day of April, 19 98

APR 28 1998
J. Shu Suptor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 74-07368

Proposed Priority: December 20, 1996 Maximum Diversion Rate: 0.02 CFS

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
HC 2 BOX 610
SALMON ID 83467

has applied for a permit to appropriate water from:
SPRING tributary of AGENCY 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>
STOCKWATER	05/01 to 09/30	0.02 CFS
WILDLIFE	01/01 to 12/31	0.01 CFS
	Totals	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: NENENW , Sec. 23, Township 19N, Range 25E
LEMHI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

19N 25E 23 NENW

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1998.
2. Subject to all prior water rights.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 74W.
4. Stockwater use is for 300 range cattle.

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

28th day of March, 1997.

Karl J. Dreher
Karl J. Dreher, Director
for

MICROFILMED
APR 23 1997

RECEIVED

FEB 20 1997

RECEIVED

DEC 20 1996

Form 202
6/85

Department of Water Resources

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 74-7368
RECEIVED

JAN 02 1997

Department of Water Resources
Eastern Region

To appropriate the public waters of the State of Idaho

1. Name of applicant U.S.D.I. Bureau of Land Management Phone 208-256-5400
Post office address Route 2, Box 610 Salmon, ID. 83467

2. Source of water supply Antelope Spring which is a tributary of Agency Creek

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot
Sec. 23 Township 19N. Range 25E B.M. hemhi County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .02 for Livestock purposes from 05/01 to 09/30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .01 for Wildlife purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated is (a) 3.02 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Culvert type headbox/collector
and approximately 200ft. of 14" PVC pipe connected to 475 gal.
trough.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

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

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 the proposed beneficial use is
1 years (minimum 1 year).

MICROFILMED
APR 23 1997

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. 300 Cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

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	
19N	25E	23					X												

Total number of acres to be irrigated _____

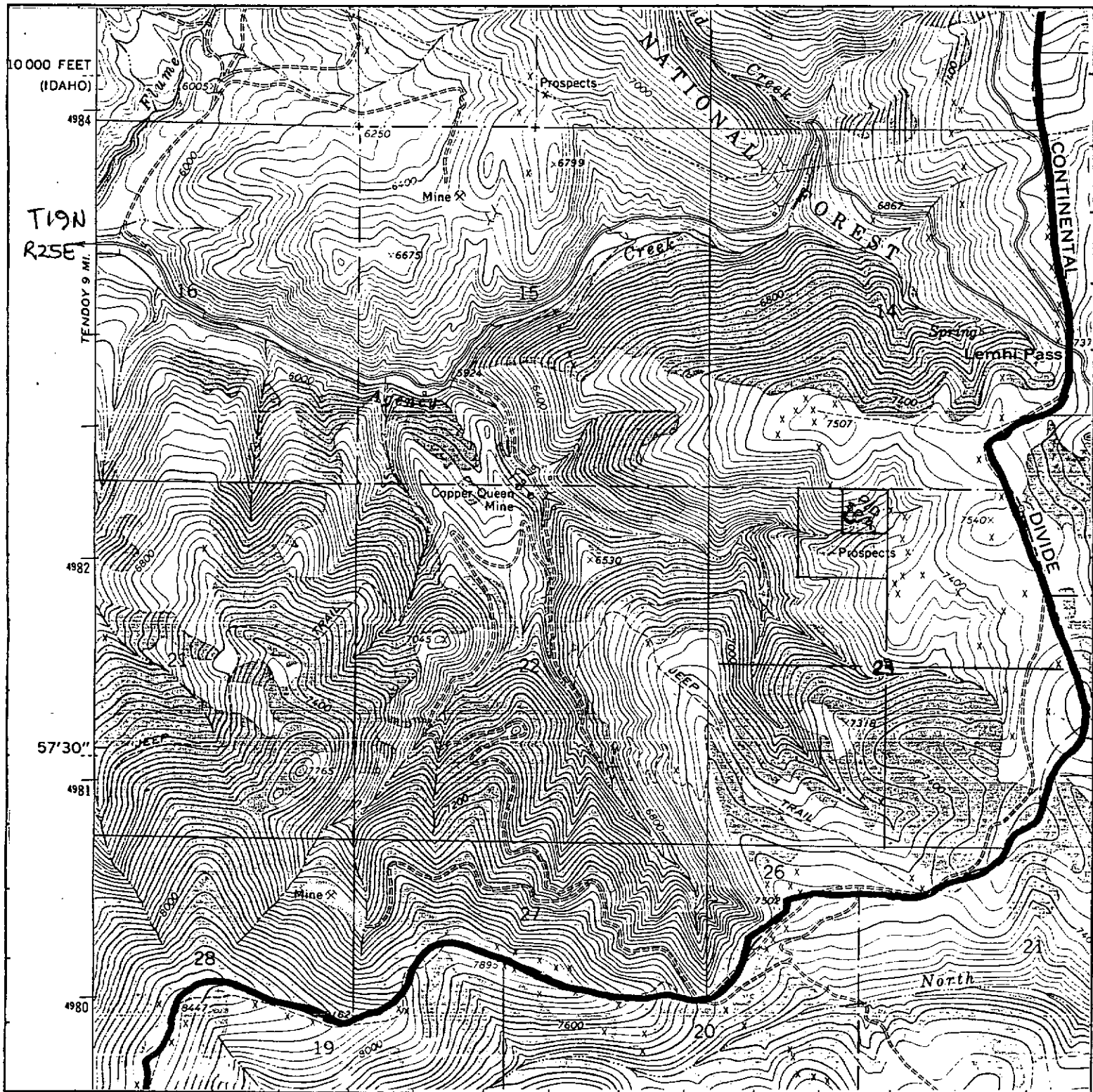
10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? public land - Bureau of Land Management
- b. Who owns the land to be irrigated or place of use? public land - Bureau of Land Management
- 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: _____

Microfilm
APR 23 1977

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.

Paul Bonner - Range Mgmt. Specialist
(Applicant)

Received by Ret Date 12-20-96 Time _____ Preliminary check by _____
Fee \$ 50.00 Received by Ret # C037257 Date 12-20-96
Publication prepared by RB Date 1-16-97 Published in Recorder-Herald
Publication approved RB Date 2-18-97

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:

MICROFILMED
APR 23 1997

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

8025813

Date:

Time: 12/16/1999

Received

From:

BITTNER, ALAN

Type of Payment

Program Acct

Amount

KAM FEE-BLM 74-07368;71;72;
KAM FEE-BLM 75-7646;47

63104
63104

229 21 1155
229 21 1155

150.00
100.00

Total

\$

250.00

CHECK

103

Region: EASTERN

Signature: 

MICROFILMED

JAN 31 2000



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

January 20, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 2 BOX 610
SALMON ID 83647

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 74-07368

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,

Kari Lynn Townsend
Secretary

c: IDWR - Regional Office

MICROFILMED
JAN 31 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 74-07368 Reviewed by VJA Date 1-17-00

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

SR

yes Address same as permit?

yes Proof timely received?

Correct Uses? yes

If not, complete calculation below.

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

 Required?

 Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	- <u> </u>
No. of days late	<u> </u>	= <u> </u>
Priority Date	<u> </u>	+ <u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

none / ok proof

DATA ENTRY

New Address

Proof Made 12-14-99

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3 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:

74-07368

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
HC 2 BOX 610
SALMON

4a. Article Number

4b. Service Type

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

7. Date of Delivery

10/29/99

5. Received By (Print Name)

6. Signature (Addressee or Agent)

X *U. Bjorklund*

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

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

MICROFILMED
JAN 31 2006
ID 63457

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
SPS
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
JAN 31 2000

RECEIVED

NOV 2 - 1999

WA

Department of Water Resources

Z 269 221 961

US Postal Service

Receipt for Certificate

No 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	
Postmark or Date	

PS Form 3800, April 1995

74-07368

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
HC 2 BOX 610
SALMON

ID 83467



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 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.

102595-99-M-0079

PS Form 3800, April 1995 (Revers9)

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 74-07368 Reviewed by [Signature] Date 3-4-10-98

BASIC INFORMATION

4-2-98 Date stamp received
NO Extension received timely
YES Fee received and receipted
YES Name and signature same as permit
NO Address Change

BASIS FOR EXTENSION REQUEST

YES Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Reinstate + advance priority to Dec. 21, 1996.
Extend to April 1, 2000, on basis of Due diligence.

PRIORITY CALCULATION

Date extension received	<u>4-2-98</u>	=	_____
Proof due date	<u>4-1-98</u>	=	_____
Number of days late	<u>1</u>	=	_____
Priority date	<u>12-20-96</u>	=	_____
New Priority Date	<u>12-21-96</u>	=	_____

7/12-21-96

DATA ENTRY

New Address X _____

Change Proof Due Date 4-1-2000

Change Priority Date 12-21-96



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

April 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

USDI
Bureau of Land Management
HC 2 Box 610
Salmon ID 83467

RE: Permit No. 74-07368

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **April 1, 2000**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of the development during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

Be advised that since the extension request was received after the proof due date of April 1, 1998, it was necessary for the department to reinstate the permit and advance the date of priority to December 21, 1996.

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.

Please contact me at (208)327-7953, if you have any questions regarding this matter

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

APR 28 1998

January 31, 1998

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
HC 2 BOX 610
SALMON ID 83467

PROOF DUE NOTICE

RE: PERMIT NO. 74-07368

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 April 1, 1998.

(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.

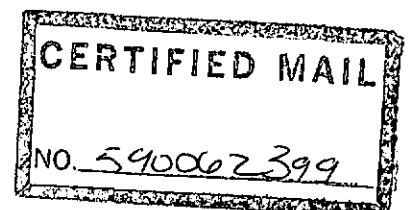
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

APR 28 1998





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

March 28, 1997

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
HC 2 BOX 610
SALMON ID 83467

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 74-07368

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.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

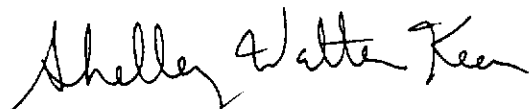
Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

MICROFILMED

APR 23 1997

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

NOT RECORDED

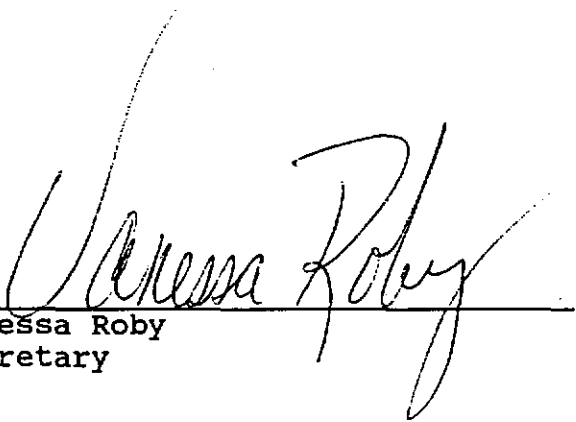
APR 23 1957

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of March, 1997, 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. 74-07368

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
HC 2 BOX 610
SALMON ID 83467



Vanessa Roby
Secretary

NOTED FILED

APR 23 1997

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

01/97

No.: 74-7368 Name: BLM Date: 3/12/97 Ad OK? ✓ ✓ Gvmt Lts: ✓

AREA OF CONCERN?

- No/Yes: s/c Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

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

SYSTEM COMPLETED:

Yes/proof filed

- NA

1 year/no proof

- P16

+1 year

- 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.24 cfs

- 01M

=/- 0.24 cfs

- No MD

=/+ 5 a.

- 01M, 065 (if GW use SW 1st)

DRILLING PERMIT:

Existing well

- NA (pre 7/1/87; ✓ WDQ3)

Included w/permit

- Permit No. _____, P99

No WD permit?

- 046-46B-P23 (post 7/1/87)

irr. in WD

- P05 (new well)

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

Water District (*dam*)

- R04 (*req*) WD # 74 M <SEE MAP & LISTING>

=/+ 0.24 cfs

- 01J (meas dev)-P08

- 0.24 cfs

- 01H (lock dev)-P01 or No MD

~~In WD~~ =/+ 0.24 cfs

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

- 0.24 cfs

- No MD

=/+ 5 a. irr.

- 01M

RIVER BASINS (*Surface water):

Snake R (01)

- 11A-P04, NA

(02/03-irr)

- 007-P07 (w/ remark *WB9 if above Weiser), NA

Boise River (63)

- 05A (if WD), 11E (not 42-111 use), NA

Payette River (65)

- 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (*surface*)

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

Fish Propagation

- 07A-042 (*req*)-09E (WQ)-P10; 044 (North of 1000 Springs)

Irr <POU> =/- 5 a

- 057 (0.03 cfs/acre)

+ 5 a

- 03A (0.02 cfs/acre)

Mining

- 054 (*req*) & 09E-P10

Power

- 08A-17K-025-028-01F(P19)-09E(P10); 027 (if no other cons. use);

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

Storage (✓3 compo.)

- 072 (*req*); 18A (multiple MD within district), 18B-P09 (+10' dam),

LOCATION:

42-248 area

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

Boise Front LoGeo

- 058 (-85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Irr Dist/Canal Co.

- 023 (Twin Falls area)

Swan Falls Flag

- _____ <SEE CODE CHART>

Trust

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

Non-Trust <1>

- 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-owner

- 004 (PD/PU) _____

OTHER CONDITIONS:

- _____

STANDARD REMARKS:

- ① WD 2/300 RC

BENEFICIAL USE DUE:

- 4-1- 1998

COMMENTS:

- _____

RECEIVED

MAR 26 1997

Department of Water Resources

WATERMASTER COMMENT
on
Application for Permit No. 74-07368

I, Jeery Eastman watermaster of State Water District No. 74M:

(Check one)

 approve the diversion of water as proposed in the above application.

OR

 approve the diversion of water proposed by the above application under the following conditions: _____

OR

☒ DO NOT approve the diversion of water as proposed in the above application for the following reasons: _____

WE ARE NOT AWARE THAT THE BLM
OWNER'S ANY LIVE STOCK OR ~~WAS~~ IS RESPONSIBLE
FOR ANY ~~LIVE~~ STOCK WILDLIFE IN AGENCY TRUCK.

Thank you

Jeery L. Eastman
Watermaster Signature

RECEIVED

APR 23 1997

3/20/97

Dated



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

March 12, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JERRY EASTMAN
C/O GLENN ELZINGA
PO BOX 64
TENDON ID 83468

RE: Application for Permit No. 74-07368

Dear Mr. Eastman;

I received the above application for permit for stockwater and wildlife uses for final processing and approval. This application represents BLM's proposal to divert 0.02 cfs from a spring tributary to Agency Creek for 300 range cattle. I have enclosed a copy of the application for your reference.

Since this proposed diversion is within your water district, I am seeking your input prior to the approval of the permit. I plan to include a condition of approval on the permit identifying that the use of this water is subject to the control of the watermaster of Water District No. 74M. If you have any further comments, please fill out and return the enclosed response form to me in the envelope provided.

I will hold processing of this application for 14 days pending your response. If I do not hear from you within the 14 day period, I will recommend issuance of the permit with the above condition.

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

Respectfully,

A handwritten signature in cursive script that reads "Cindy Zimmerman".

Cindy Zimmerman
Water Resource Agent

Enclosures

MICROFILMED

APR 23 1997

Analysis Data Entered

Dist. for staffing 1-6-97

Submitted for advertising 1-6-97

Form No. 202
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS PERMIT

INITIAL REVIEW BY AWJ DATE 1-6-97 APPLICATION NO. 74-7368

USDI BLM

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 ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ 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 2-3-97
☐ 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. _____
☐ Yes ☐ No Special conditions of approval or cover letter below.

Date of priority/recommended 12-20-1996
By: [Signature] Date: 2-19-97
STATE OFFICE REVIEW

By _____ Date: _____
ADDITIONAL INFORMATION

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]

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s)
been filed to appropriate the p

waters of the State of Idaho:

74-07368

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

HC 2 BOX 610

SALMON, ID 83467

Source: SPRING Tributary:

AGENCY CREEK

Diversion Pt: NENENW Sec 23 T
19N R 25E in LEMHI County.

Use: STOCKWATER (0.020 CFS)
WILDLIFE (0.010 CFS)

Total Diversion: (0.020 CFS)

Date Filed: 12/20/1996

In: LEMHI County

T19N R25E S23 NENW
74-07369

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT

HC 2 BOX 610

SALMON, ID 83467

Source: SPRING Tributary:

POWDERHORN GULCH

Diversion Pt: NWSWE Sec 33-T
15N R 28E in LEMHI County.

Use: STOCKWATER (0.020 CFS)

Total Diversion: (0.020 CFS)

Date Filed: 12/20/1996

In: LEMHI County

T14N R28E S04 Lot 4 (NWNW)

The permit (s) will be subject to all
prior water rights. Protests must be
filed with the applicant and the Direc-
tor, Dept. of Water Resources, along
with a \$25.00 filing fee, Eastern Re-
gion, 900 N Skyline, Idaho Falls,
Idaho 83402 on or before FEBRU-
ARY 3, 1997.

KARL J. DREHER, Director-

Published: 1/16/1997 & 1/23/1997

1-16-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

RECEIVED

FEB 20 1997

RECEIVED

FEB 12 1997

Department of Water Resources
Eastern Region

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

74-07368, 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 newspa-
per and not in any supplement thereof or thereto for TWO (2)
consecutive issues, commencing with the issue dated 1/16, 1997
and ending with the issue dated 1/23, 1997

STATE OF IDAHO

County of Lemhi

ss.

On this 23rd day of JANUARY in this year of 19 97

before me, A Notary Public, personally appeared RICKY G. HODGES
known or identified to me to be the person whose name subscribed to the within in-
strument, and being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

Sheila K. Hodges

Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires:

MAR 9-21-2001

Publication Fee \$ 66.00

Account No. 630

APR 23 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JANUARY 10, 1997

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

Gentlemen:

Enclosed you will find a legal notice 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 FEBRUARY 3, 1997.

Yours truly,

Rita Bodell
Secretary

Encl.

Filed
1-10-97

MICROFILMED
APR 23 1997

74-07368

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
HC 2 BOX 610
SALMON, ID 83467

Source: SPRING

Tributary: AGENCY CREEK

Diversion Pt: NENENW Sec 23 T 19N R 25E in LEMHI County.

Use: STOCKWATER	(	0.020 CFS)
WILDLIFE	(	0.010 CFS)
Total Diversion:	(	0.020 CFS)

Date Filed: 12/20/1996

In: LEMHI County
T19N R25E S23

NENW

Legal Notices

NOTICE OF APPLICATION FOR WATER RIGHT

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

74-07368

US DEPT OF INTERIOR
BUREAU OF LAND
MANAGEMENT
HC 2 BOX 610
SALMON, ID 83467

Source: SPRING Tributary: s
AGENCY CREEK

Diversion Pt: NENENW Sec 23 T
19N R 25E in LEMHI County.

Use: STOCKWATER (0.020 CFS)

WILDLIFE (0.010 CFS)

Total Diversion: (0.020 CFS)

Date Filed: 12/20/1996

In: LEMHI County

T19N R25E S23 NENW

MICROFILMED

APR 23 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 13, 1997

USDI BLM
RT 2 BOX 610
SALMON ID 83467

RE: Notice of Application for Permit No. 74-07368 & 74-07369

Dear Applicant:

The Department of Water Resources acknowledges receipt of your application for permit of water right. This office is currently in the process of advertising the application in the Recorder Herald on January 16 & 23, 1997. 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.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a transfer is issued, you will be sent a copy. A typical processing time for an unprotested application is about twelve weeks.

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

Sincerely,

Harold W. Jones
Harold W. Jones
Water Right Supervisor

HWJ/rb

MICROFILMED