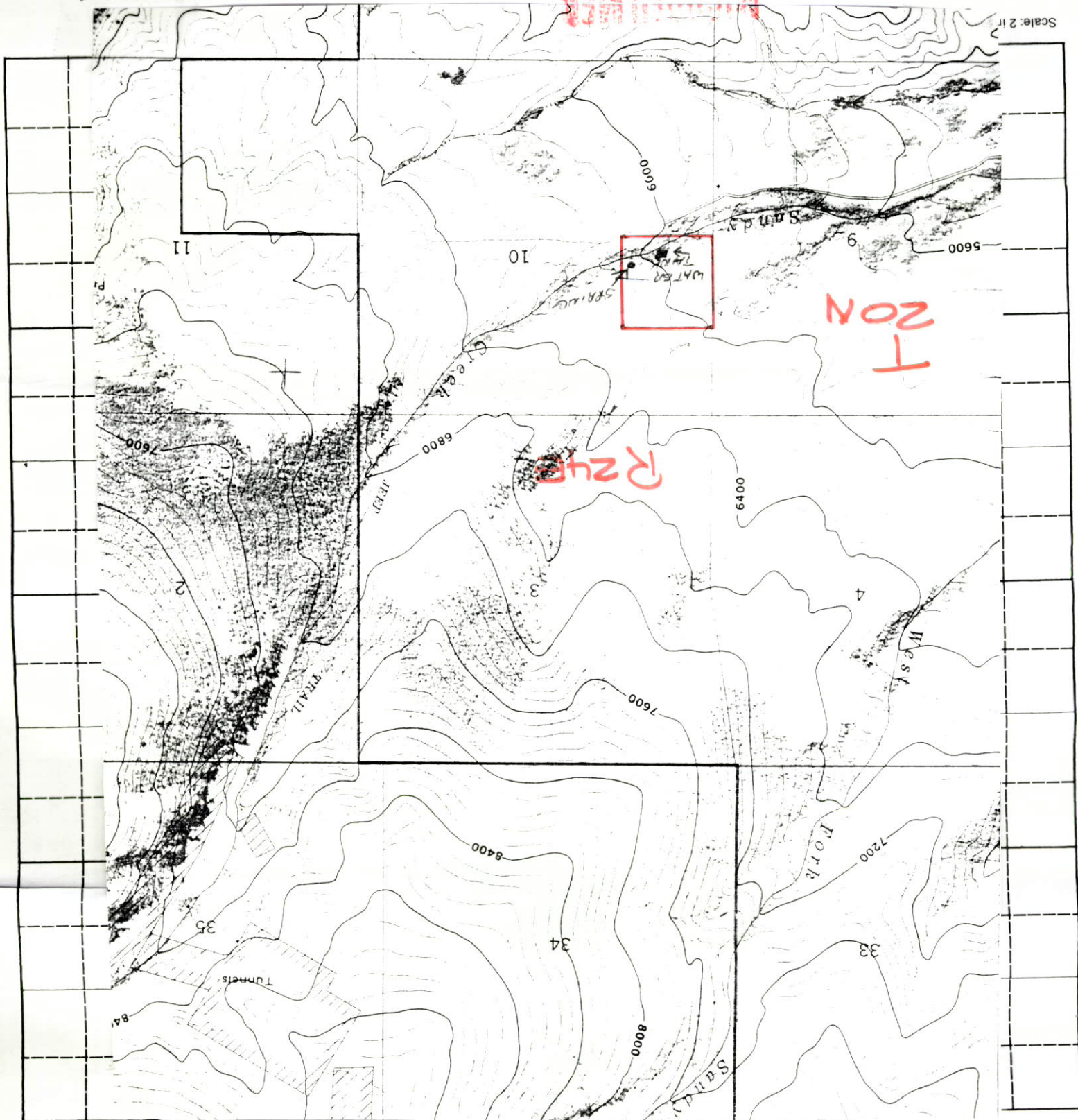


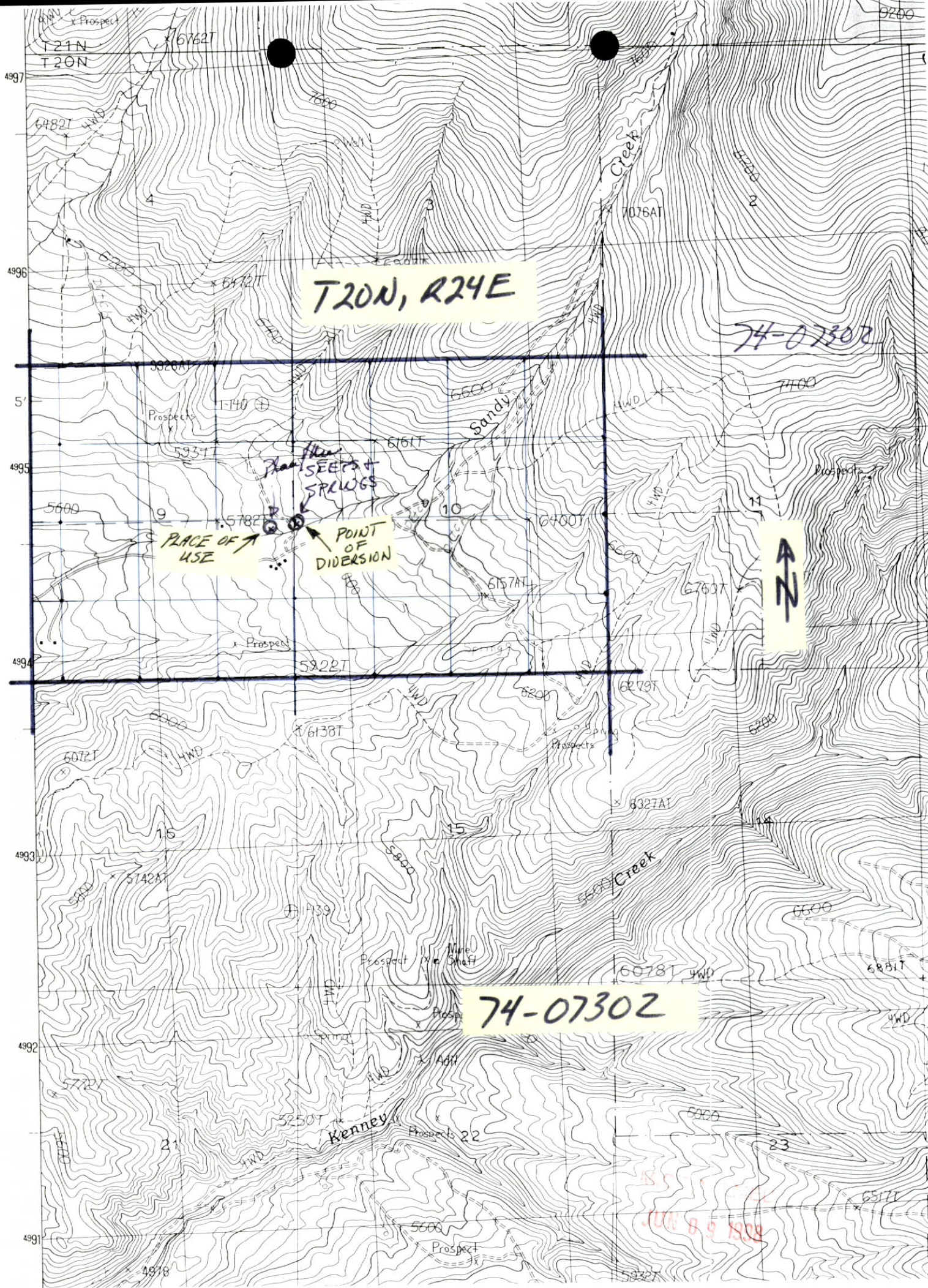
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

SEP 27 1990

John McConomy
(Applicant)



PATRICK D. CONNAGHY

STOCK WATER

10/2



VIEW OF
SPRING
SEEPAGE
AREA



WATER
VISIBLE
HERE
IS HIGH WATER
RUNOFF
COMBINED
WITH SPRING
WATER.

COLLECTION
TANK FOR
PIPELINE

PERMIT
NUMBER

74-07302

MICROFILMED

JUN 09 1998

PATRICK CONNAGHY

STOCKWATER

212



STEEL SHED
IS PLACE
OF USE FOR
STOCK WATER
SHOWN IN
LOWER PICTURE

←
SANDY
CREEK



STOCK TANK
WATER ENTERS
TANK VIA
1 1/2" PIPE
(BLACK POLY)
FROM SPRING
COLLECTION
BOX

MICROFILMED

JUN 09 1998

PERMIT
NUMBER

74-07302

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 74-07302

Priority: April 30, 1990

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

6.6 AF

This is to certify, that PATRICK D CONNAGHY

RT 1 BOX 37

SALMON ID 83467

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 30, 1990; and has submitted Proof of Beneficial Use on December 13, 1991. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SPRING

tributary to SANDY CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	6.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NWNWSW), Sec. 10, Township 20N, Range 24E
LEMHI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

20N 24E 9

NESE

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 74G.

MICROFILMED

JUN 09 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 74-07302

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 19th
day of DECEMBER, 1977.

Acting for


KARL J. DREHER, Director

MICROFILMED
JUN 09 1998

RECEIVED

DEC 12 1997

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 74-07302

Date of Priority: April 30, 1990

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

6.6 AF

Comes now

Mc
PATRICK D^A CONNAGHY

RT 1 BOX 37

SALMON ID 83467

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 74-07302, and requests that the permit be changed as follows:

Source: SPRING

tributary to SANDY CREEK

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

STOCKWATER

01/01 to 12/31

0.02 CFS

6.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NWNWSW), Sec. 10, Township 20N, Range 24E
LEMHI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

20N 24E 9

NESE

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Ranch Home, this 10 day of December, 1997.

Patrick D. Mc Connaghy
(Signature)

MICROFILMED

JUN 09 1998

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 74-07302

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 5000 Received by LS # C040887 Date 12/12/97

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 74-07302 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 74G.

Witness my hand this 19TH day of DECEMBER, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED
JUN 09 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 74-07302)

IN THE NAME OF PAT MCCONNAGHY)

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 October 1, 1991; and

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, the Department received an incomplete proof of beneficial use on August 9, 1991; and,

WHEREAS, the Department did not take action on the proof of beneficial use until November 6, 1991, almost three months after it was received; 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 December 13, 1991;

IT IS, THEREFORE, HEREBY ORDERED that permit No. 74-07302 be REINSTATED with no advance in priority.

Dated this 20th day of December, 1991.

RECORDED

DEC 30 1991


L. GLEN SAXTON
Chief, Water Allocation Bureau

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

AUG 09 1991

DEC 13 1991

Department of Water Resources

Department of Water Resources

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

1. Permit No. 74-07302 Telephone No. 756-3028
2. Name(s) of Permit Holder(s): PAT Mc Connaghy
3. Post Office Address: Rt 1 Box 27 SALMON, IDAHO 83467
4. Source of Water: SPRING
- a. If ground water, well driller's name: _____ Date drilled: _____
- b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:
- | | |
|---|---------------------------------|
| Domestic _____ (No. of households) | Irrigation _____ (No. of acres) |
| Stockwater <u>X</u> (No. and type of stock) | Other _____ |
6. Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:
- Measuring device: Required? Yes X No Installed? Yes No
- OR
- Flow Measurement Port: Required? Yes X No Installed? Yes No
8. Fee Enclosed: \$ 0 (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:
- SAME AS ABOVE 756-3028
Name Telephone No.
- _____
Address

10. 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.

8/5/91
DatePatricia D. Mc Connaghy
Signature (and title if on behalf of a company or organization)

DEC 30 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 74-07302

Proposed Priority: April 30, 1990 Maximum Diversion Rate: 0.05 CFS

This is to certify, that **PATRICK D. CONNAGHY**
RT. 1 BOX 37
SALMON, ID 83467

has applied for a permit to appropriate water from:

SPRING

tributary of **SANDY CREEK**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

STOCKWATER

01/01 to 12/31

0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESWNW

Sec. 10, Township 20N, Range 24E
LEMHI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

20N 24E 10

SWNW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1991.
2. Subject to all prior water rights.
3. Use of water under this permit is subject to control by the watermaster of State Water District No. 74G.
4. Stockwater use is for 200-250 beef and dairy cattle.

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

24th day of

September, 1990.

R. Keith Higginson

R. Keith Higginson, Director

for

MICROFILMED

SEP 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant PATRICK D Mc Connaghy Phone (208) 756-3028
Post office address P#1 BOX 37 SALMON IDAHO 83467
2. Source of water supply SPRING which is a tributary of SEE NOTE
SE SW NW SANDY CREEK
3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. 10 Township 20 N Range 24 E B.M. LEMHI County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.05 for STOCKWATER purposes from JAN 1 to DEC 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.05 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. FROM SPRING HEAD TO
WATER TANK IN FEED LOT.
 - 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).

SEP 27 1990

03-21-124014

applicant to make this filing.

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

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

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

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

Total number of acres to be irrigated.

[illegible]

ponding place of use below. See instructions for standard symbols.

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding column.

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

9. Description of place of use:

e. Other; describe fully.

d. Domestic; show number of households.

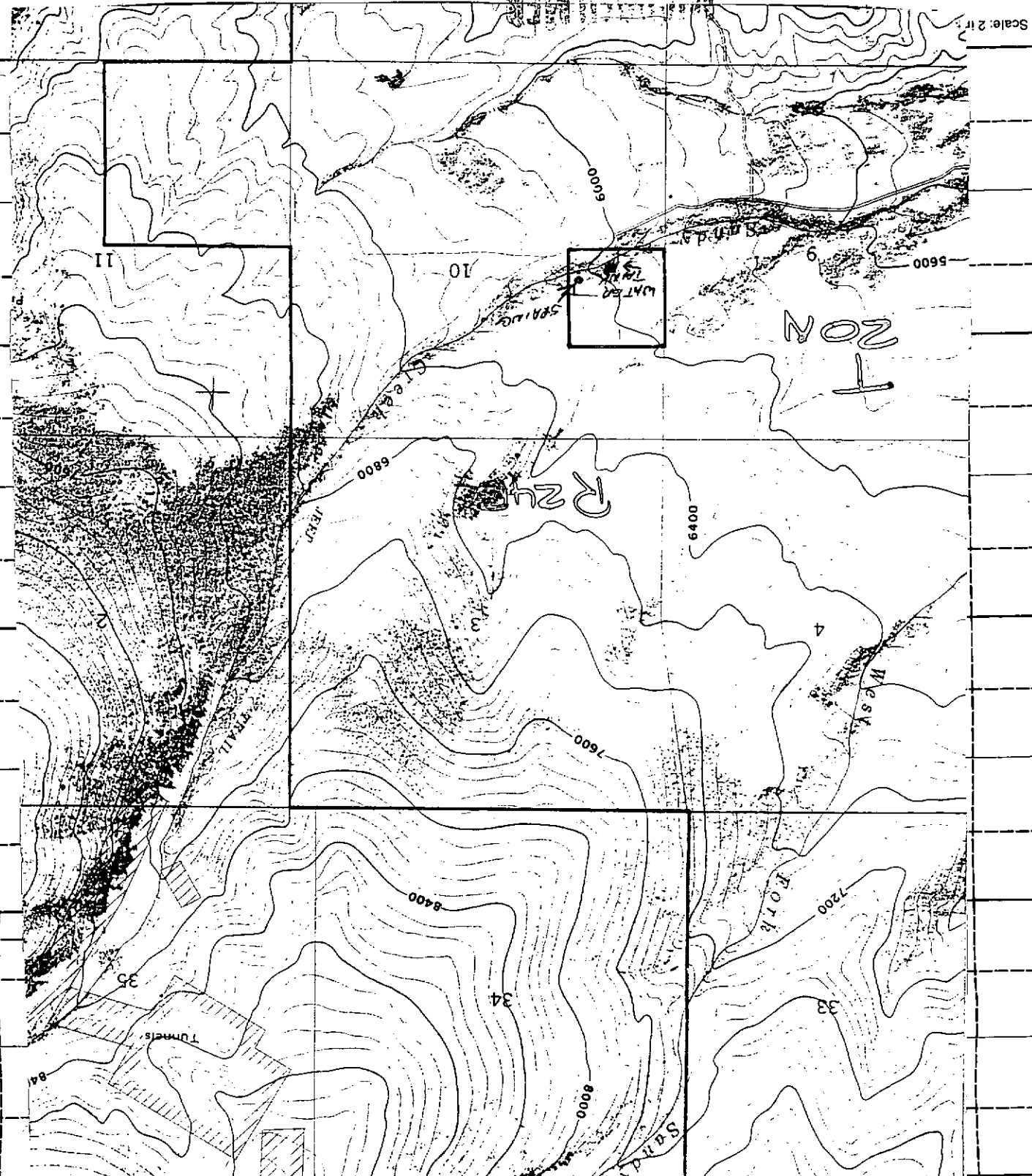
c. Municipal; show name of municipality.

b. Stockwatering; list number and kind of livestock.

a. Hydropower, show total feet of head and proposed capacity in kW.

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

township and range number.



Scale: 2 in. = 1 ft.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of

SEP 27 1990

(Applicant)

Received by OW Date 4-30-90 Time 12:25P Preliminary check by LEONARD M. DUNN
Fee \$ 30.00 Received by HWT # EO13863 Date 4-30-90
Publication prepared by RB Date 7-19-26-90 Published in Recorder-Herald
Publication approved OW Date 8-01-90

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:

FROM - PATRICK O. MCC
TO - H.W. JONES

ON LINE 2 OF THIS
PERMIT YOU ASKED
IF THE SPRING IS A
TRIBUTARY. THE
SPRING COME UP
OUT OF THE GROUND
AND IT WILL RUN
BACK INTO SANDY
CREEK.

MICROFILMED

SEP 4 1990

SCHLEHUBER T. DE-
LORES R.
P.O. BOX 20
LEMHI, IDAHO 83465
Source: SPRINGS
Tributary: SINKS
Diversion Pt: SWNENE Sec 30 T
18N R 24E
Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 5/8/1990
In: T18N R24E S20 SESE S29
NENE NWNE SWNE SWNW
SENW
13.5 ACRES TOTAL
74-07301

JENSON, WELLS KEVIN
P.O. BOX 51
TENDON, IDAHO 83468
Source: SPRING
Tributary: SINKS
Diversion Pt: SENENW SEC 7 T
19N R 24E
Use: DOMESTIC (.060 CFS)
Total Diversion: (.060 CFS)
Date Filed: 5/8/1990
In: T19N R24E S07 SWNE SENE
NWSE

74-07302
CONNAGHY, PATRICK D.
RT 1, BOX 37
SALMON, IDAHO 83467
Source: SPRING
Tributary: SANDY CREEK
Diversion Pt: SESWNW Sec 10 T
20N R 24E
Use: STOCKWATER (.050 CFS)
Total Diversion: (.050 CFS)
Date Filed: 4/30/1990
In: T20N R24E S10 SWNW

75-07504
ST. CHARLES CATHOLIC
CHURCH
505 HOPE AVE.
SALMON, ID 83467
Source: GROUNDWATER
Diversion Pt: SESE Sec 6 T 21N
R 22E
Use: HEATING (.080 CFS)
DOMESTIC (.080 CFS)
Total Diversion: (.080 CFS)
Date Filed: 4/26/1990
In: T21N R22E S06 SESE

75-07524
BROWN, ALBERT W.
BROWN, DIANE E.
1207 PEMBROKE LANE
NEWPORT BEACH, CA 92660
Source: SPRING
Tributary: LAKE CREEK
Diversion Pt: SWNENE Sec 2 T
19N R 21E
Use: IRRIGATION (.120 CFS)
Total Diversion: (.120 CFS)
Date Filed: 5/2/1990

In: T19N R21E S02 SWNE SENE
6.0 ACRES TOTAL

75-07525
MIHALKA, MARIANNE L.
P.O. BOX 138
CARMEN, ID 83462
Source: SPRING
Tributary: CARMEN CREEK
Diversion Pt: SESWSE Sec 8 T
22N R 22E
Use: IRRIGATION (.060 CFS)
(.37 AF)
Total Diversion: (.060 CFS)
Date Filed: 5/11/1990
In: T22N R22E S08 SWSE
3.0 ACRES TOTAL

75-07527
BANTA, RUSSELL L.
BOX 11 BANTA DRIVE
SALMON, ID 83467
Source: SALMON RIVER
Tributary: SNAKE RIVER
Diversion Pt: NESWSW Sec 32 T
22N R 22E
Use: IRRIGATION (.200 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.200 CFS)
Date Filed: 5/17/1990

Eastern District Office

RICKY G. HODGES

being first duly sworn
and says he is one of the printers (publishers) of the RECORDER-HERALD, a newspaper
weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.

That the Notice of Application for Water Rights 74-07301, 74-07302, 74-07504, 75-07524, 75-07525, 75-07527, thru 75-07527

printed copy of which is attached to the margin hereof, has been and was correctly printed
lished in the regular and entire issue of every number of said newspaper and not in any
thereof or thereto for 2 consecutive issues, commencing with
dated July 19, 1990 and ending with the issue dated July 26,
1990.

STATE OF IDAHO
COUNTY OF LEMHI

On this twenty sixth day of July in the year of
before me, A Notary Public, personally appeared
known or identified to me to be the person whose name subscribed to the within instrument
by me first duly sworn, declared that the statements therein are true, and acknowledged to
executed the same.

NOTARILIZED

SEP 27 1990
Residing At Salmon, Idaho

Michael K. Hodges
Notary Public for Idaho

My Commission expires: 9-21-95

Publication Fee \$ 178.20



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

December 22, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PATRICK D CONNAGHY
RT 1 BOX 37
SALMON ID 83467

RE: WATER RIGHT NO. 74-07302

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within 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 this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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.

MICROFILMED

JUN 09 1998

ORAL ARGUMENT

If the Department grants a petition to review the 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.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the 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.

MICROFILMED

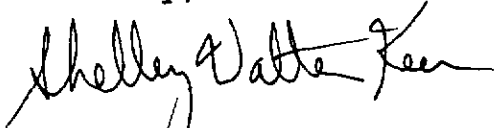
JUN 09 1998

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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

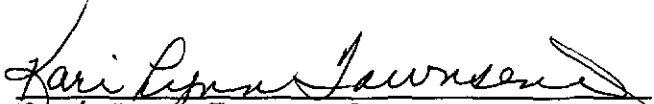
JUN 09 1998

CERTIFICATE OF MAILING

I hereby certify that on the 22nd day of December, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 74-07302

PATRICK D CONNAGHY
RT 1 BOX 37
SALMON ID 83467


Kari Lynn Townsend
Secretary

MICROFILMED

JUN 09 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PATRICK D CONNAGHY
RT 1 BOX 37
SALMON ID 83467

RE: WATER RIGHT NO. 74-07302

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return it with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
JUN 09 1998

MEMORANDUM

TO: File 74-07302

FROM: Sharla

DATE: November 28, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 74-07302 are based on the following:

H. RECOMMENDATIONS

Stockwater	1/1 - 12/31	0.02 cfs	6.6 afa
------------	-------------	----------	---------

The volume recommended in the exam report was based on 250 range cattle. However, the use is for range AND dairy cattle. Volume for 125 dairy and 125 range cattle amounts to 6.6 af.

Examiner: Don Simpkins
Exam Date: June 14, 1996

MICROFILMED
JUN 09 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 74-07302

DATE 11/26/97

REVIEWER: SHARLA

NAME Change OK

Address Change No

SOURCE Change OK

Is change clarification of originally intended source? Yes

POINT OF DIV Change OK

If not, prepare Notice of Intent to Void Amendment required Yes

PLACE OF USE Change OK

Amendment required Yes

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .05 cfs

Fee limit .04 cfs NO FEE

Measured .02 cfs

Theoretical — cfs

Recommended Total Div Rate .02 cfs

ANNUAL VOLUME/ NATURE OF USES

Use	cfs	Volume Calc
<u>Stock</u>	<u>.02</u>	<u>6.6</u> af
<u>—</u>	<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u>	<u>—</u> af
<u>SUBTOTAL</u>	<u>.02</u>	<u>6.6</u> af

125 X .00065 = .08 cfs 4.9 af
125 X .00022 = .03 cfs 1.7 af
.11 6.6

Flow rate .02 cfs X 365 days X 1.98 = 14.5 af 2 hr. div/day = 1.2 af
Total volume recommended — af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS

R04 Watermaster Control WD# 74C
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed NA

Adjustment Memo volume

1st Amend Letter B37, B38

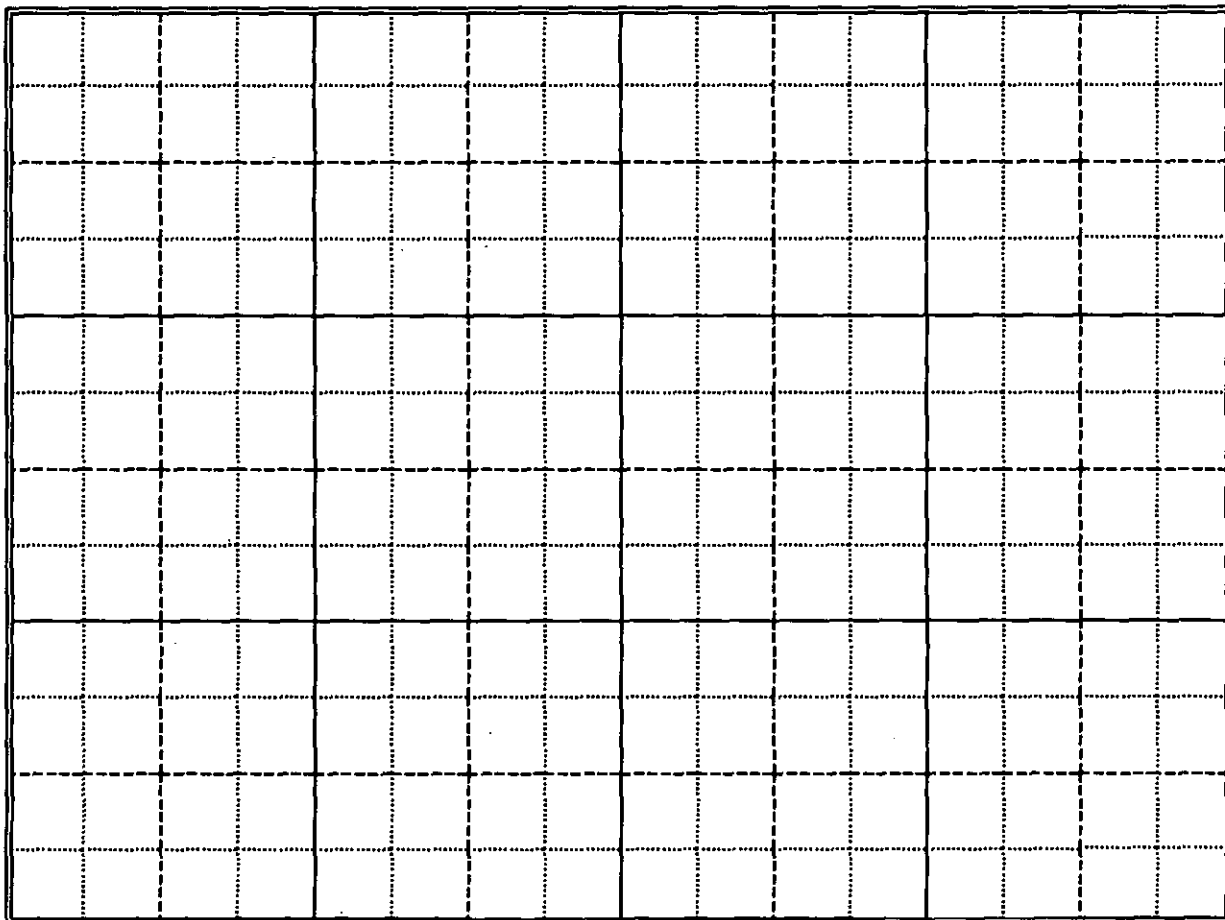
2nd Amend Letter P47

Skip's Calc. based

on 250 range X .0134 = 3.4 range (dairy)

JUN 09 1998

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe l.d. as applicable. SEE PHOTOS & APPENDIX.



____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached (required for irrigation of 10+ acres)
 _____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A						

2. Measurements: *BUCKET*
SALLOW AT STOP WATER AT STOCK TRACK.

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E. NARRATIVE/REMARKS/COMMENTS

* ^{SOURCE}
SPRING FLOW IS IN A PERENNIAL STREAM FLOW VALLEY BOTTOM
WITH ACTIVE STREAM FLOW BOTH SIDES OF SPRING AREA.

WATER IS COLLECTED SEVERAL HUNDRED FEET DOWN STREAM
FROM THE SPRING SOURCE AND IS PIPED VIA ^A ~~AN~~ ^{1/2} INCH BLACK POLY PIPING TO THE PLACE OF USE (STOCK
TANK). THERE IS APPROXIMATELY 350' OF 1/2" BLACK
POLY PIPE; HEAD IS APPROXIMATELY 50'.

MEASUREMENT: 30 SECONDS TO FILL 5 GALLON BUCKET.

* NOTE: DUE TO EXCESSIVE HIGHWATER DEBRIS IN AND AROUND
PIPING COLLECTION BOX (INCLUDES DAMAGE TO BOX)
THE FLOW READING IS PROBABLY LOW.

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

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F. FLOW CALCULATIONS

✓ Additional Computation Sheets Attached

Measured Method:

$$\frac{30 \text{ sec to fill } 5 \text{ gal}}{5 \text{ gal}} = \frac{60 \text{ sec/min}}{6 \text{ gal/gal}} = \frac{10 \text{ gal/min}}{448.8} = 0.022 \text{ CFS} \quad \text{MEASURED DELIVERED}$$

ASSUMED EVEN SPLIT

$$\begin{array}{l} 250 \text{ DAIRY CATTLE} - 125 \text{ } \rightarrow 0.00065 \quad 0.08125 \\ \text{BEEF} - 125 \text{ } \rightarrow 0.00022 \quad 0.0275 \\ \hline 0.10875 \text{ CFS} \end{array} \quad \text{REQUIRED}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

SEE ATTACHED SHEET

H. RECOMMENDATIONS ~~PERMIT LIMITS TO 0.05 CFS~~

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
STOCKWATER	1/1	12/31	0.02	36.2
Totals:			0.02 CFS	36.2 AFA

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name SIMPSON Date 1/9/97

Reviewer _____ Date _____

SEAL

MICROFILMED

JUN 09 1997

G. #2

991

WATER FOR LIVESTOCK

Can water source supply required stockwater ACRE FEET PER ANNUM?

$$\begin{array}{r} 0.02 \\ 0.05 \end{array} \text{ CFS } \times 448.8 = \begin{array}{r} 8.97 \\ 22.44 \end{array} \text{ GALLONS PER MINUTE } \times$$

$$60 \text{ MINUTES } = \begin{array}{r} 538.6 \\ 1346.4 \end{array} \text{ GALLONS PER HOUR } \times 24 \text{ HOURS } =$$

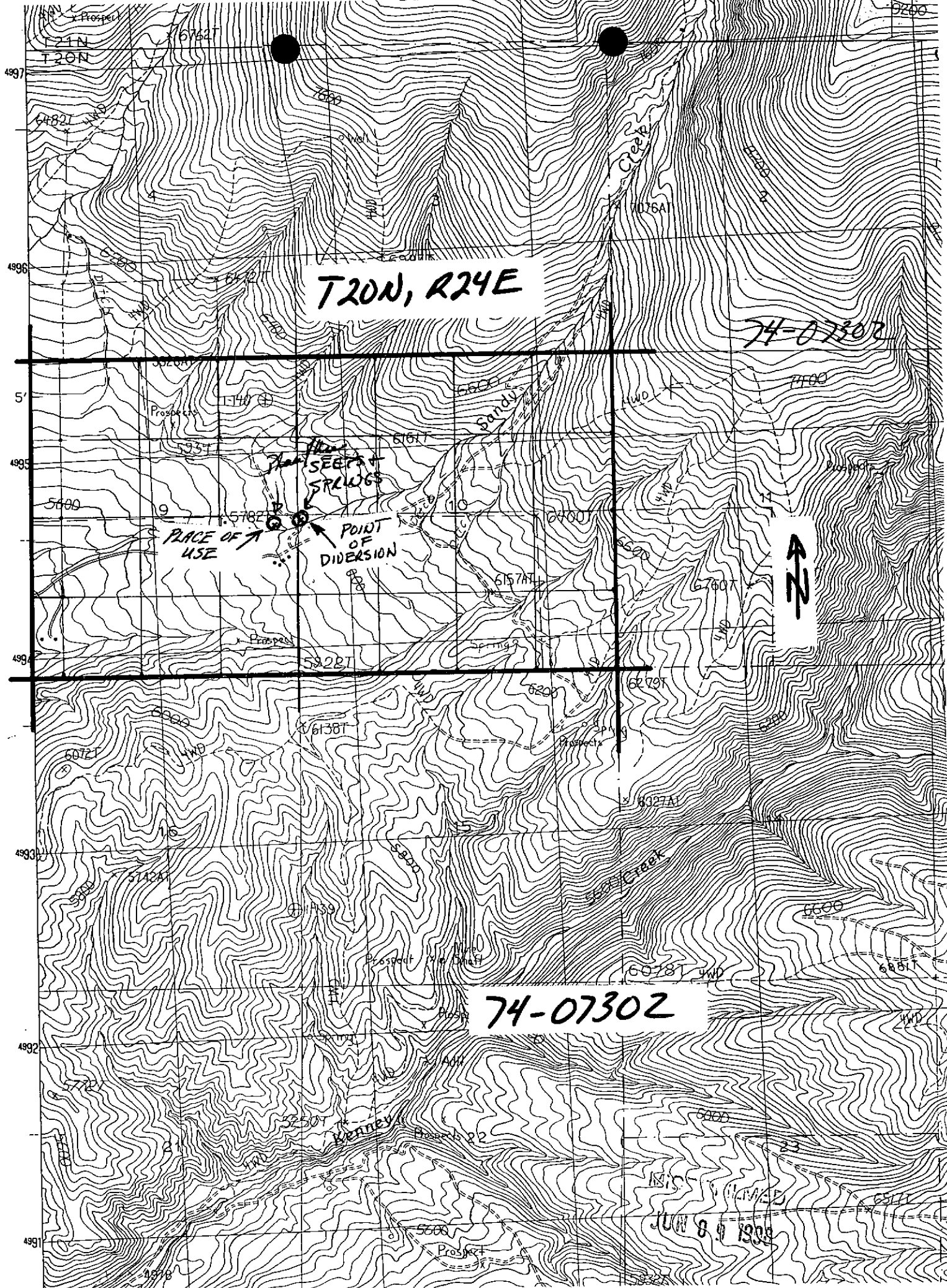
$$\begin{array}{r} 12,925 \\ 32,373.6 \end{array} \text{ GALLONS PER DAY } \times 365 \text{ DAYS } = \begin{array}{r} 4,717,785 \\ 11,794,464 \end{array}$$

GALLONS PER YEAR / 325,850 GALLONS PER ACRE FEET PER ANNUM =

$$\begin{array}{r} 14.48 \\ 36,195 \end{array} \text{ ACRE FEET PER ANNUM.}$$

74-07302
PERMIT NUMBER

JUN 09 1998



PATRICK D. CONNAGHY

STOCK WATER

1 of 2



VIEW OF
SPRING
SEEPAGE
AREA



WATER
VISIBLE
HERE
IS HIGH RATE
RUNOFF
COMBINED
WITH SPRING
WATER.

MICROFILMED

PERMIT
NUMBER

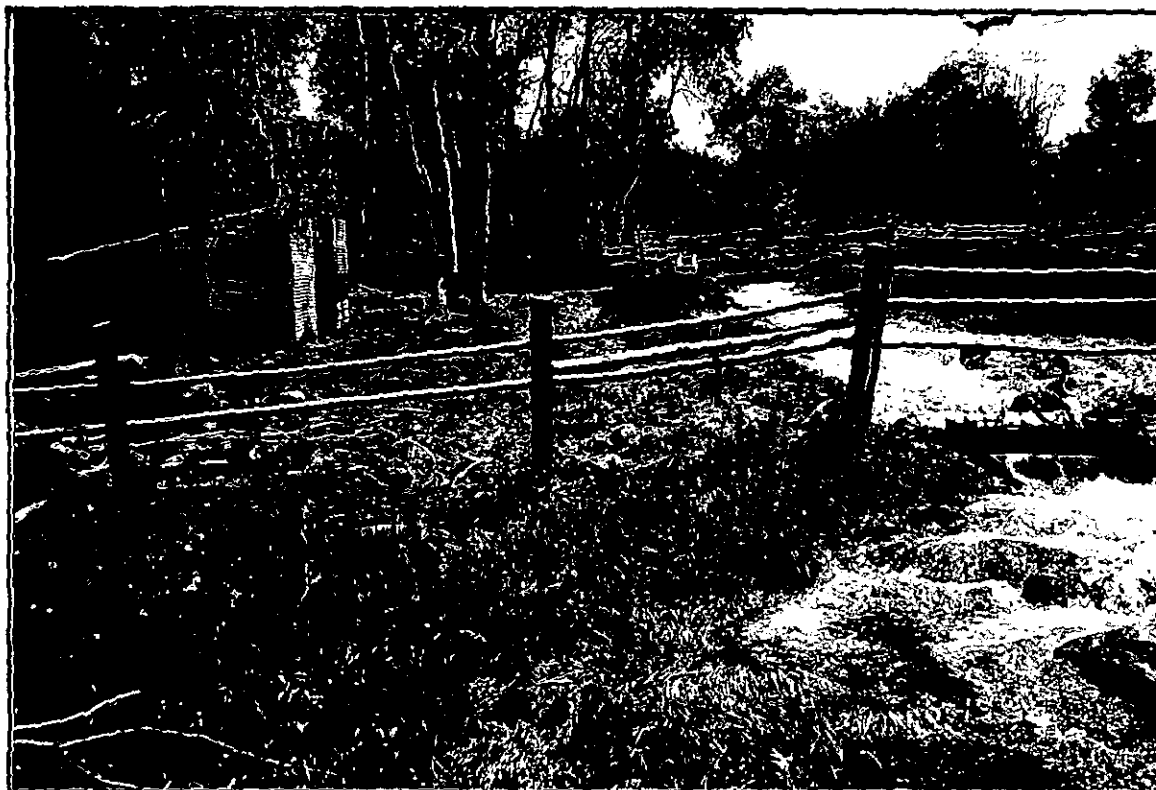
74-07302

JUN 09 1998

PATRICK CONNAGHY

STOCKWATER

252



STEEL SHED
IS PLACE
OF USE FOR
STOCK WATER
SHOWN IN
LOWER PICTURE

←
SANDY
CREEK



STOCK TANK
WATER ENTERS
TANK VIA
1 1/2" PIPE
(BLACK POLY)
FROM SPRING
COLLECTION
BOX

MICROFILMED

JUN 09 1998

PERMIT
NUMBER

74-07302

December 20, 1991

PATRICK D. CONNAGHY
RT. 1 BOX 37
SALMON ID 83467

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 74-07302

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED
DEC 30 1991

Permit No. 74-07302 Reviewed by Klg Date 12/18/91

no Name same as permit?
yes Address same as permit?
yes Proof timely received? If not, complete calculation below.

✓ Surface water source
Ground water source
NA Drilling permit required?
/ Copy in the file? Drilling Permit No. _____
/ Amount paid for permit _____ Correct?
Well log in the file?

~~No~~ Yes	Required?
↓	Amount Submitted
↓	Correct?

NA Required?
 Installed?
 Waiver requested?

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late		= _____
Priority Date	_____	+ _____
New Priority Date		

DEFICIENCIES OR ACTION ITEMS name is Mc Connaghy
 proof received - no fee - did not respond for 3 months
 they returned within 30 days - reinstate
 with no advance in priority.

New Address

Proof Made 8/9/91
12/20/91 KRG



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 9, 1991

Pat McConnaghy
Route 1 Box 37
Salmon, ID 83467

Dear Permit Holder:

Re: Permit No. 74-07302

LAPSE NOTICE

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, the above referenced 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 to our letter of July 31, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

Your permit cannot be reinstated unless you submit the Proof of Beneficial Use or submit an Extension of Time Request showing reasonable cause for the 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 or the permit will no longer be of any force or effect.

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 brings title to the water in question.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosures

MICROFILMED

DEC 30 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 6, 1991

Mr. Patrick D. McConnaghy
Route 1, Box 37
Salmon, ID 83467

Re: Permit No. 74-07302

Dear Permit Holder:

Returned is your Proof of Beneficial Use form submitted to this office on August 9, 1991, indicating the total rate of water use to be .05 cfs.

When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of .05 cfs. is \$50. Note the enclosed instruction sheet/fee schedule.

Please return this form and fee to me within 30 days of the date of mailing. Upon receipt of the proof form and fee, we will continue processing your proof by notifying the region that a field exam is needed.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

DEC 30 1991

Mc.
PATRICK D. CONNAGHY
RT. 1 BOX 37
SALMON, ID 83467

138940
July 31, 1991

PROOF DUE NOTICE

RE: PERMIT NO. 74-07302

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

DEC 30 1991

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
September 24, 1990

PATRICK D. CONNAGHY
RT. 1 BOX 37
SALMON, ID 83467

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 74-07302

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ: SC
Enclosures

MicroFILMED

SEP 27 1990

Submitted for advertising 6-22-90

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY DAVID M. JAMES DATE 6-22-1990 APPLICATION NUMBER 74 7302

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 signator 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
- ☐ 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

RECEIVED
SEP 07 1990

Department of Water Resources

PROCESSING ☒ Yes ☒ No Inform 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 8-6-90
☐ 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-G
☐ Yes ☐ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 4-30-90
By HWS Date 8-31-90

STATE OFFICE REVIEW

See below for additional information
By KW Date 9-19-90

ADDITIONAL INFORMATION

11-Jul-1990

PATRICK D. CONNAGHY
RT 1, BOX 37
SALMON, ID 83467

RE: Application for Permit No. 74-07302

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Recorder-Herald on JULY 19 & 26, 1990. The advertisement will be published 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 permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED

SEP 27 1990

74-07302

CONNAGHY, PATRICK D.
RT. 1, BOX 37
SALMON, ID 83467

Source: SPRING

Tributary: SANDY CREEK

Diversion Pt: SESWNW Sec 10 T 20N R 24E

Use: STOCKWATER (.050 CFS)
 Total Diversion: (.050 CFS)

Date Filed: 4/30/ 1990

In: T20N R24E S10 SWNW

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SEP 27 1990