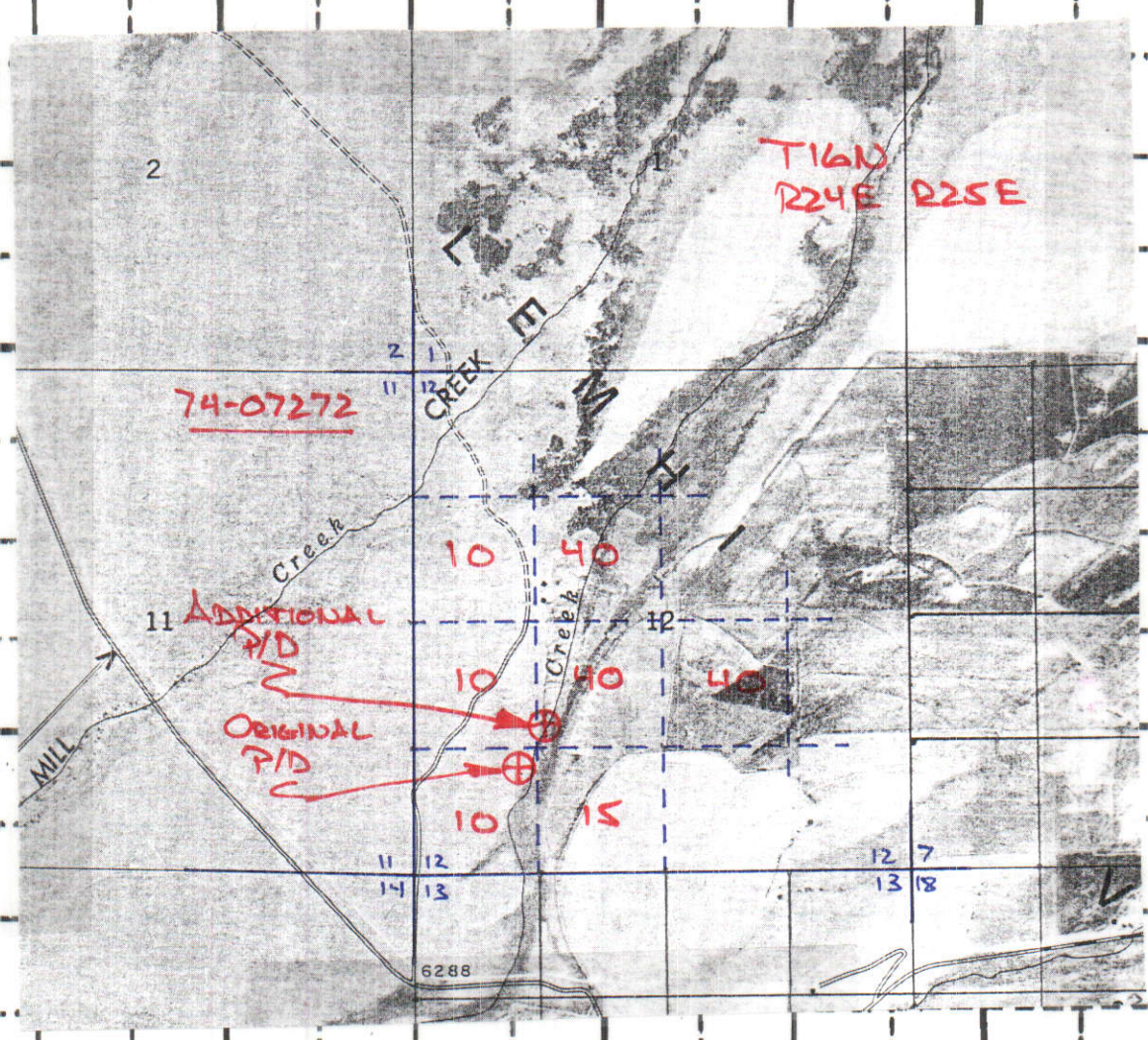


Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at Lodore, Idaho, this 22 day of December, 19 90
James S. Hedderley
(Signature)

FOR DEPARTMENT USE ONLY

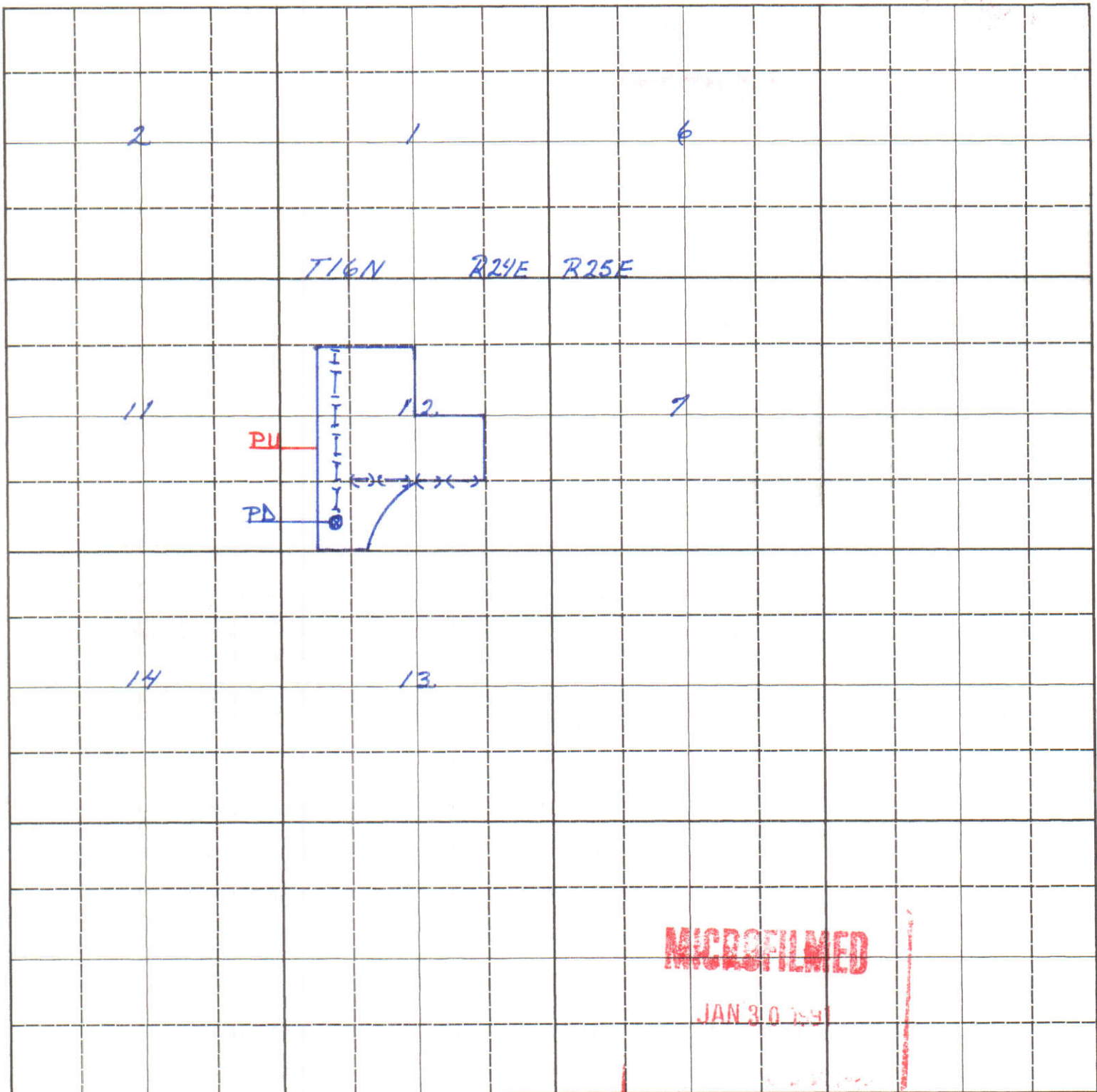
Preliminary check by _____ Fee = \$20.00 EO15576 Received by HWS Date 1-7-91
Publication prepared by _____ Date _____ Published in _____
Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby
approved the above referenced application for amendment provided the conditions
as set forth in permit No. 74-07272 are met.

Witness my hand this 15th day of February, 19 91.
L. Glen Saxton
Chief, Water Allocation Bureau

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.

Frank Stoddard
(Applicant)

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

74-07272

STODDARD, FRANK
BOX 17

LEADORE, ID 83464

Source: GROUNDWATER

Diversion Pt: SWSW Sec 12 T 16N
R 24E

Use: IRRIGATION (3.300 CFS)

Date Filed: 6/12/1989

In: T16N R24E S12 SWNW
SENW NESW NWSW SWSW
SESX NWSE

165.0 ACRES TOTAL

75-07492

GATTUNG, BILL

RT. 1, BOX 243 A

SALMON, ID 83467

Source: GATTUNG SLOUGH

Tributary: SALMON RIVER

Diversion Pt: SWSWSE Sec 12 T
20N R 21E

Use: IRRIGATION (.800 CFS)

Date Filed: 6/02/1989

In: T20N R21E S12 SWSE

40.0 ACRES TOTAL

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Eastern Region,
150 Shoup Avenue, Suite 15,
Idaho Falls, Idaho 83402 on or
before SEPTEMBER 4, 1989.

Published 8/17/1989 & 8/24/
1989.

R. KEITH HIGGINSON,
Director

8-17-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

AUG 20 1989

Department of Water Resources
Eastern District Office

JERRY G. ROSIN

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

That the Notice of Application for Water Rights 74-07272,

75-07492

, a true
printed copy of which is attached to the margin hereof, has been and was correctly printed and pub-
lished in the regular and entire issue of every number of said newspaper and not in any supplement
thereof or thereto for 2 consecutive issues, commencing with the issue
dated Aug. 17, 1989 and ending with the issue dated Aug. 24,
1989.

Jerry G. Rosin

STATE OF IDAHO

COUNTY OF LEMHI

MICROFILMED

On this twenty fourth day of August in the year of 1989
before me, A Notary Public, personally appeared
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 statements therein are true and acknowledged to me that he
executed the same.

Neil Armstrong
Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 12-4-91

Publication Fee \$ 42.24

RECEIVED
Form 217
11/91

NOV 17 1993

Department of Water Resources
Eastern District Office

RECEIVED

NOV 22 1993

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 125⁰⁰
Date 11-17-1993
Receipt No. 6019325
Receipt by KW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 74-7272 Telephone No. 208 768 2762

2. Name(s) of Permit Holder(s): J. Frank Stoddard

3. Mailing Address: HC 68 Box 17 Leadore ID 83464

4. Source of Water: GROUNDWATER

If GROUNDWATER, Well Driller's Name: Dalley 21979
Vollmer Date Drilled: 1993

OPTIONAL:
Pump horsepower: 10hp Pressure (psi): 50 Dynamic pumping level (ft.): 80'
15hp

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 165 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 2.0 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

OR

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

8. Fee Enclosed: \$ 125⁰⁰ (See License Fee Schedule on back of Instruction Sheet)

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

Same as above
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.

MICROFILMED

17 Nov 93
Date

Frank Stoddard
Signature (and title, if on behalf of a company or organization)

DEC 03 1993

RECEIVED
Form 204
11-91
12 0 1992

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 Fee Received by KCW
Date 20 Oct 1992
Receipt No. ED18006

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

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 in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 74-07272
Name(s) of Permit Holder: Frank Stoddard
Mailing Address: HC 68 Box 17, Leadore Id 83464
Date Proof is Due Dec 1, 1992 Telephone No. 768-2762

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".)
well drilled, mainline installed and wheel lines
purchased and used
Costing \$ 10,000⁰⁰

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:
I have not been able to get a well driller to drill the
2nd well.

Permit holder(s) request an extension to 1 Dec 1993
FEE: \$15.00
Frank Stoddard
(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 December 1, 1993.

RECORDED

NOV 19 1992

Signed this 26th day October, 19 92

[Signature]
Chief, Water Allocation Bureau

STATE OF IDAHO

APPROVED

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now J. FRANK SODDARD Phone (208) 768-2762
of (address) HC 68, Box 17, LEADORE, IDAHO 83464, 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. 74-07272, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW 1/4 SW 1/4, Section 12, Township 16N, Range 24E, B.M.,
County of LEWIS. Other points of diversion: _____

* ADDITIONAL P/D: NESW, Sec. 12, T16N, 24E

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 3.3 for IRRIGATION purposes from 04/11 to 11/01 (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)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16N	24E	12							10	40	40	10	10	15		40			165

Total number of acres to be irrigated = 165

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

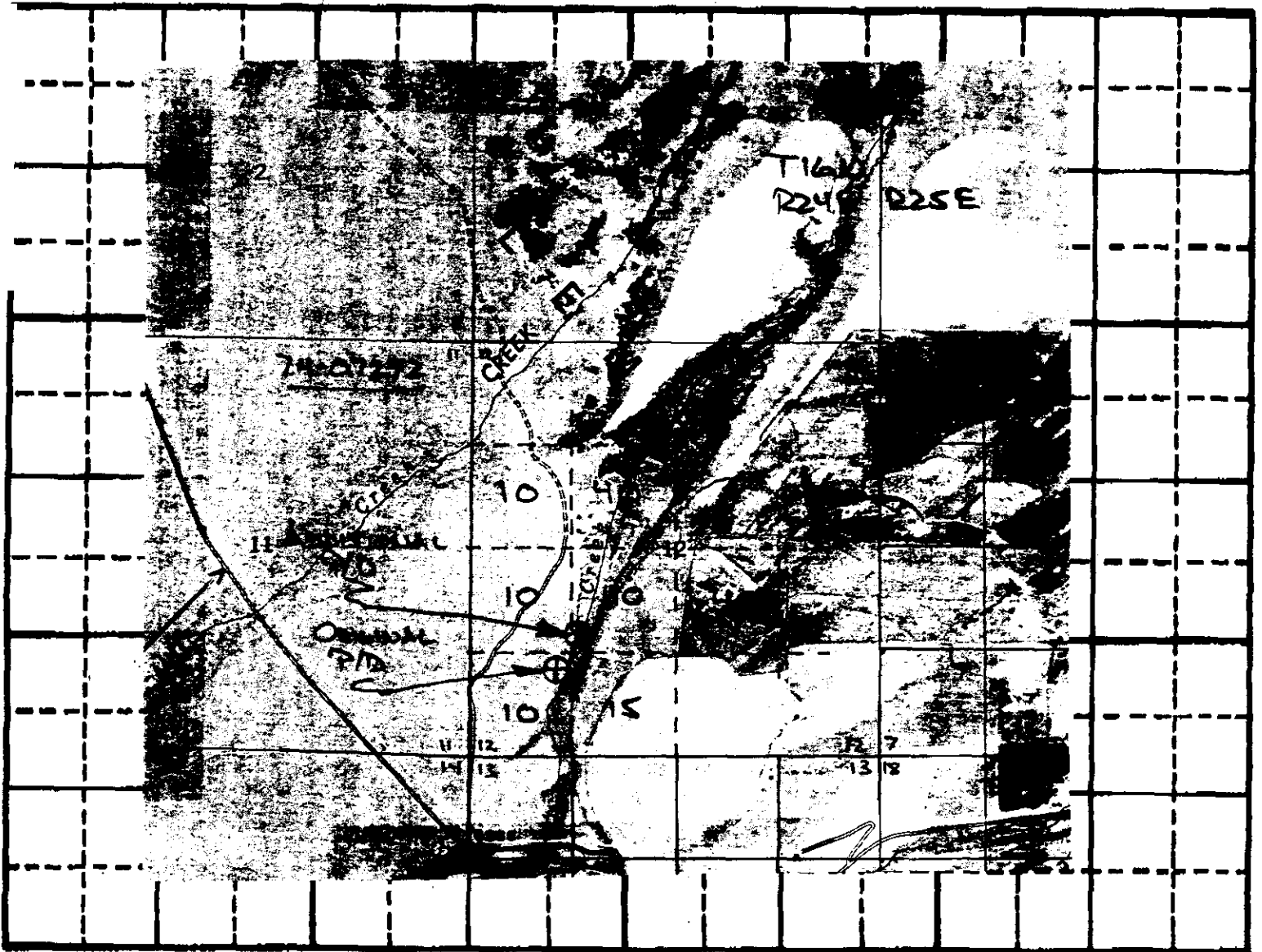
MAR 21 1991

RECEIVED
FEB 12 1991

Department of Water Resources

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



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

Signed at Lincoln, Nebraska, this 15 day of February, 19 91
J. Glen Saxton
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by EO15576 Received by HWS Date 1-7-91
Publication prepared by _____ Date _____ Published in _____
Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby
approved the above referenced application for amendment provided the conditions
as set forth in permit No. 74-07272 are met.

Witness my hand this 15th day of February, 19 91.
L. Glen Saxton
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 74-07272

Proposed Priority: June 12, 1989 Maximum Diversion Rate: 3.30 CFS

This is to certify, that **FRANK STODDARD**
P.O. BOX 17
LEADORE, ID 83464

has applied for a permit to appropriate water from: **GROUNDWATER**
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>
-----------------------	----------------------	--------------------------

IRRIGATION	04/01 to 11/01	3.30 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SWSW Sec. 12, Township 16N, Range 24E
LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16N	24E	12	SWNW 10	SESW 40	NESW 40	
			NWSW 10	SWSW 10	SESW 15	
			NWSE 40			165

Total number of acres irrigated: 165

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1992.
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. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

3rd day of

January, 1991.

RECEIVED

JAN 30 1991

R. Keith Higginson
for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Frank Stoddard Phone 768-2762
Post office address Box 17 Wendore Idaho 83464
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____
Sec. 12 Township 16N Range 24E B.M. Lemhi County; additional
points of diversion if any: NONE
4. Water will be used for the following purposes:
Amount 3.30 for Irrigation purposes from April 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 3.30 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well and pump to a sprinkler system
 - 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 8" inches; proposed depth of well is 130' feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

RECEIVED
JAN 30 1991

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
16N	24E	12							10	40	40	10	10	15		40			165

Total number of acres to be irrigated 165

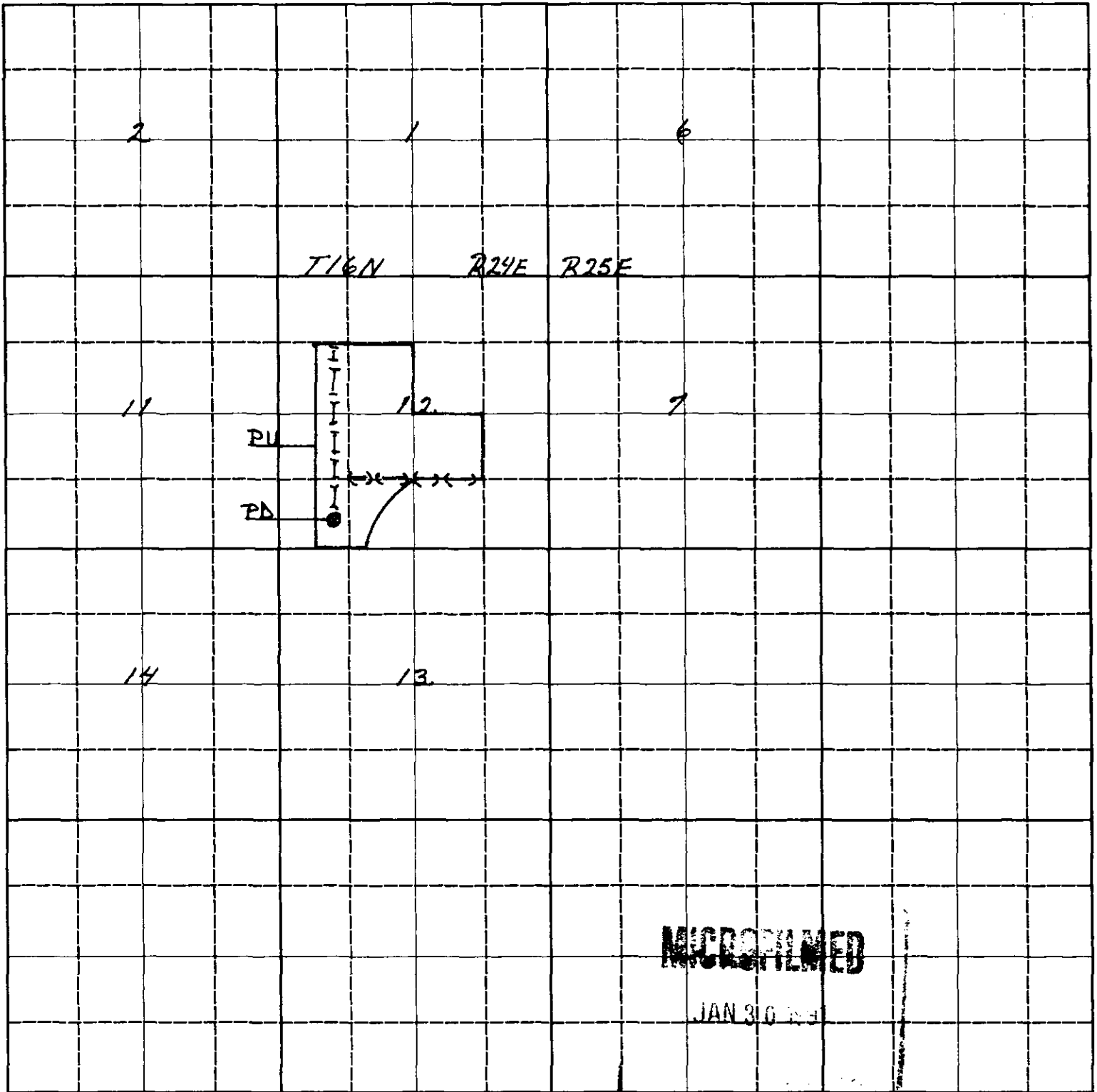
10. Describe any other water rights used for the same purposes as described above. 74-00957

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

12. Remarks: The well was drilled in early 1978 and has been in use since that time

RECEIVED
JUN 10 1981

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.

Frank H. Haddad
(Applicant)

Prepared by DMD

Received by DMD Date 12 June 89 Time 10:15 Preliminary check by DMD
Fee \$ 105⁰⁰ Receipted by DMD # EM9027 Date 12 June 89
Publication prepared by RB Date 8-17-89 Published in Recorder-Herald
Publication approved QW Date 9-11-89

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:

RECEIVED

JAN 30 1991

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

AUG 20 1989

Department of Water Resources
Eastern District Office

JERRY G. ROSIN

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

That the Notice of Application for Water Rights 74-07272,
75-07492

is 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 2 consecutive issues, commencing with the issue dated Aug. 17, 1989 and ending with the issue dated Aug. 24, 1989.

Jerry G. Rosin

STATE OF IDAHO

COUNTY OF LEMHI

MICAFILMED

On this twenty fourth day of August, 1989, in the year of 1989, before me, A Notary Public, personally appeared _____ 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 statements therein are true and acknowledged to me that he executed the same.

Paul Armstrong
Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 12-4-91

Publication Fee \$ 42.24

December 1, 1993

FRANK STODDARD
HC 68 BOX 17
LEADORE ID 83464

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 74-07272

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.

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

Sincerely,



JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED

DEC 03 1993

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 74-7272 Reviewed by VJA Date 11-30-93

GENERAL CONSIDERATIONS

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

TYPES OF USE

Drainage
Correct Uses? yes

SOURCE OF WATER

 Surface water source
✓ Ground water source

yes Drilling permit required?
no Copy in the file? Drilling Permit No. 74-92-E-0011
200 Amount paid for permit yes Correct?
no Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
125 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

Proof is acceptable

DATA ENTRY

New Address

Proof Made 11-17-93

September 30, 1993

FRANK STODDARD
HC 68 BOX 17
LEADORE ID 83464

PROOF DUE NOTICE

RE: PERMIT NO. 74-07272

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 December 1, 1993. (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.

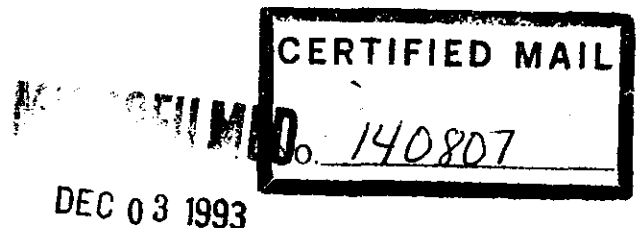
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 26, 1992

Frank Stoddard
HC 68 Box 17
Leadore, ID 83464

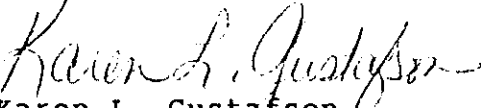
Re: Permit No. 74-07272

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to December 1, 1993. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

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

Sincerely,


Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

MICROFILMED

NOV 19 1992

**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 74-07272 Reviewed by Klg Date 10/23/92

BASIC INFORMATION

10/20/92 Date stamp received
yes 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

*Recommended
approval Based on due diligence
extended to 12/1/93*

PRIORITY CALCULATION

Date extension received	<u>NA</u>	=	_____
Proof due date	<u>/</u>	=	_____
Number of days late	<u>/</u>	=	_____
Priority date	<u>/</u>	=	_____
New Priority Date	<u>/</u>	=	_____

DATA ENTRY

New Address _____

Change Proof Due Date _____

Change Priority Date 10/27/92 Klg

September 30, 1992

FRANK STODDARD
HC 68 BOX 17
LEADORE ID 83464

PROOF DUE NOTICE

RE: PERMIT NO. 74-07272

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 December 1, 1992. (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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MICROFILMED

NOV 19 1992

February 15, 1991

RE: Permit No. 74-07272

J. Frank Stoddard
HC 68 Box 17
Leadore, ID 83464

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Amendment submitted in connection with the above referenced permit.

If you have any questions concerning this document, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED

MAR 21 1991

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: 465

Right Number 74-1222

Applicant J. Frank Stoddard

Purpose of Amendment: ☐ Change point of diversion. ☒ Add diversion point(s).

☐ Increase amount. ☐ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) _____
- ☐ Yes ☒ No Should amendment be advertised?
- ☒ Yes ☐ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received.
- ☐ Amendment published correctly.
- ☐ Protests processed.
- ☒ Approve.
- ☐ Deny.

Conditions _____

RECEIVED
FEB 12 1991

Department of Water Resources

By 226 Date 2-6-91

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By 28 Date 2-13-91
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: 6015576

Date: 1/ 7/1991
Time: 08:25:39

Received

From: STODDARD, FRANK

Type of Payment	Program Acct Class	Amount
AMENDMENT- 74-07272	530199 1238 6390	20.00
Total		\$20.00

CHECK 1123

Region: EASTERN

Signature: _____

H. W. Jones

RECEIVED

01/07/1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 7, 1991

FRANK STODDARD
P.O. BOX 17
LEADORE, ID 83464

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 74-07272

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.

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. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well

RECEIVED

JAN 30 1991

so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

RECEIVED

JAN 30 1991

APPLICATION FOR PERMIT REVIEW

Application #: 74-7272
Date: 12-10-90

Reviewer: Pam Skaggs

Existing:

No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - N/A

Groundwater:

GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
LT. 0.7 cfs - N/A

Drilling Permit:

Approved w/permit - P99
Not included - 046-P23(All GW, even existing wells)

Location:

Water Districts - WD No. 742
Surface water - 005, 005-01H-P01(LT.7 w/pump)
005-01J-P08(GT.7)

Groundwater - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

Trust (see list) - 051-052-053-P74, 041(DCMI)

Non Trust (see list) - 048-049

Swan Falls Flag - (1 or Blank)

River Basins:

(Surface Water) Watermaster Control Conditions &....

Boise (63) - 11D-P72

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02 & 03)

Use:

Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
Power - (less than 25cfs P18), 01F-P19, 08A(Req.),

- 017K-017G-017M(Choose One), 025

Mining - 06A, 006, 09E-P10, 010, 54

Storage - 18A-P09(In W.D.), 18B-P09(Size)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

Minimum Stream Flow:

Overlapping uses - 029-P20

Beneficial Use Due Date: - 12-01-1992

~~Other Conditions Recommended~~ 12-01-1992

October 2, 1990

RE: Application for Permit No. 74-07272

Frank Stoddard
Box 17
Leadore, ID 83464

Dear Mr. Stoddard:

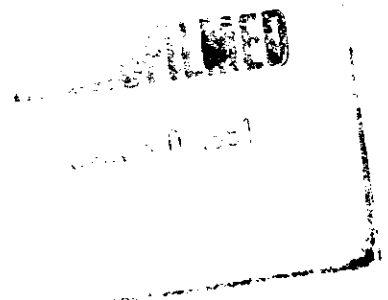
This letter is to advise you that the protest filed against approval of the above referenced application has been withdrawn. The Department has resumed the processing of this application.

If you have any questions, please feel free to contact this office.

Very truly yours,

HAROLD W. JONES
Water Right Supervisor

HWJ:CW



October 2, 1990

RE: Application for Permit No. 74-07272 FRANK STODDARD

Dick and Mary Tyler
Star Route
Leadore, ID 83464

Dear Mr. & Mrs. Tyler:

This letter is to acknowledge receipt of the withdrawal of protest against the above referenced application. The Department is now continuing processing of this application.

If you have any questions, please feel free to contact this office.

Very truly yours,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

RECEIVED

JAN 30 1991

In the Matter of
APPLICATION FOR
PERMIT NO. 74-7272
in the name of
FRANK STODDARD

WITHDRAWAL
OF PROTEST

WE, DICK TYLER AND MARGY TYLER,
WITHDRAW OUR PROTEST AGAINST APPLICATION
FOR PERMIT TO APPROPRIATE WATER 74-7272.
WE DO NOT OBJECT TO THE APPLICANT'S USE
OF WATER PROPOSED BY THE APPLICATION, BUT
RESERVE THE RIGHT TO PROTEST USE OF WATER
FROM A DRAIN CONSTRUCTED ON THE APPLICANT'S
PROPERTY.

Dick Tyler
Margy Tyler

RECEIVED

JAN 30 1961

74-07272 - STODDARD

Friday, September 14, 1990 - 1:00 p.m.

Hearing Officer: _____

<u>Name</u>	<u>Representing</u>	<u>Address</u>
Scott Tyler		Leadore
JOHN AMONSON		LEMHI
Dick Tyler		Leadore
Frank Stoddard		Leadore
Robert E. Carlson		Leadore
Smith W. Amonson		LEMHI
Lunice Tyler		Leadore
Margy Tyler		Leadore
Norma Carlson		

INDEXED

JAN 30 1991

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Mick & Mary Tyler
Star Route
Leadore, Id. 83464
WCPD

4. Article Number

0495

Type of Service:

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

Address in signature of addressee correct and DATE DELIVERED.

5. Signature — Addressee

X

6. Signature — Agent

X

7. Date of Delivery

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

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



JAN 30

RECEIVED

JAN 31 1980

Department of Water Resources
Eastern District Office



PENALTY FOR PRIVATE
USE, \$300

Print sender's name, address, and ZIP Code in the space below.

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUP AVE. #15

IDAHO FALLS, IDAHO 83402

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge)
2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Frank Stoddard
Box 17
Leadore, Id. 83467
JAN 30 1981
RETURNED

4. Article Number

0494

Type of Service:

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

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Address

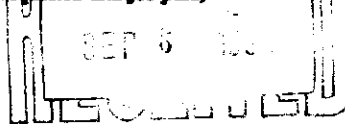
X

6. Signature - Agent

X

7. Date of Delivery

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



UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



Print Sender's name, address, and ZIP Code in the space below.

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHOUP AVE. #15

IDAHO FALLS, IDAHO 83402

NOT FILMED

JAN 30 1991



PENALTY FOR PRIVATE
USE, \$300

NAME AND ADDRESS OF SENDER
IDAHO FALLS, IDAHO 83402
EASTERN DISTRICT OFFICE
150 SHUP AVE. #15

Indicate type of mail
☐ Registered
☐ Insured
☒ COD
☐ Certified
☐ Express Mail

Check appropriate block for
☐ Registered Mail:
☐ With Postal Insurance
☐ Without Postal Insurance

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

Line	Number of Article	Name of Addressee, Street, and Post-Office Address	Postage	Fee	Handling Charge	Act. Value (if Regis.)	Insured Value	Due Sender if C.O.D.	R. R. Fee	S. D. Fee	S. H. Fee	Remarks
1	0489	Post Office Building, 150 Shup Ave., Idaho Falls, ID 83402	95	85								75-7494
2	0490	Idaho Falls, Idaho										
3	0491	Idaho Falls, Idaho										75-7494
4	0492	Idaho Falls, Idaho										74-7294
5	0493	Idaho Falls, Idaho										74-7294
6	0494	Idaho Falls, Idaho										74-7294
7	0495	Idaho Falls, Idaho										74-7294
8												
9												
10												
11												
12												
13												
14												
15												
Total Number of Pieces Listed by Sender		Total Number of Pieces Received at Post Office	POSTMASTER, PER (Name of receiving employee)									
7		7	J. J. J. J.									



NOT FILMED

JAN 30 1961

The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000 per piece subject to a limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for Registered Mail, \$400 for COD and \$400 for Insured Mail. Special handling charges apply only to Third- and Fourth-Class parcels. Special delivery service also includes special handling service.

August 28, 1990

Commissioner's Room
ATTN: Alberta
Lemhi County Courthouse
206 Courthouse Drive
Salmon, ID 83467

Dear Alberta:

This is to confirm the use of the Commissioner's Room, Lemhi County Courthouse for water right hearings to be held by this Department beginning at 9:30 a.m., Friday, September 14, 1990.

Thank you for your cooperation in this matter.

Very truly yours,

COLLEEN WRAY
Adm. Assistant

RECEIVED
FILMED

JAN 30 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 74-07272 IN THE NAME OF)
FRANK STODDARD) NOTICE OF CONFERENCE
_____)

On June 12, 1989, Frank Stoddard, Leadore, Idaho filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On September 1, 1989, the Department received a protest against approval of said application from Dick and Mary Tyler. The Department has set the matter of protest for an administrative conference to be conducted at 1:00 p.m. on Friday, September 14, 1990, in the Commissioner's Room, Lemhi County Courthouse, Salmon, Idaho.

The purpose of this conference will include:

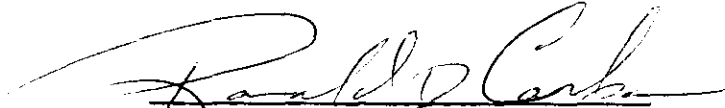
1. Identification and/or simplification of issues.
2. Obtaining admissions of fact and of documents which will avoid unnecessary proof.
3. Arranging for the exchange of proposed exhibits.
4. Designate date for identifying witnesses.
5. Designate target date for conducting administrative hearing if resolution is not possible during the conference.

The conference will be held **INTERRUPTED** with

JAN 30 1991

provisions of the adopted Rules of Practice and Procedure of the
Department of Water Resources.

Dated this 28th day of August, 1990.



RONALD D. CARLSON
Eastern Regional Manager

NOTICE FILMED

JAN 10 1991

ACTION REQUIRED

FROM: _____

TO: _____

Send letter
advising of conf
Hearings

Stallord ~~Basin~~ Apple. Basin 75?

Bob Amanson

2255 Midway

Idaho Falls, ID

83406

September 15, 1989

Mr. Frank Stoddard
Box 17
Leadore, ID 83464

Dear Applicant:

Enclosed is a copy of the protest filed against the issuance of a permit pursuant to your application No. 74-07272. The Department suggests you contact the protestants directly in an effort to determine the nature of the protests and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances requiring additional time, our objective is to schedule a conference and/or hearing to consider the protests within 60 days. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

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

The applicant must be prepared to present evidence and/or testimony addressing each of the five items. Although representation by legal

MICROFILMED

JAN 30 1991

Mr. Frank Stoddard
September 15, 1989
Page 2

counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

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

Very truly yours,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

Enclosure

cc: IDWR - State Office

RECEIVED

JAN 30 1991

September 15, 1989

RE: Application for Permit No. 74-07272 STODDARD

Dick & Mary Tyler
Star Route
Leadore, Idaho 83464

Dear Protestants:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances requiring additional time, our objective is to schedule a conference and/or hearing to consider the protests within 60 days. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code): the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

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

MICROFILMED

JAN 30 1991

Dick & Mary Tyler
September 15, 1989
Page 2

The protestant must be prepared to present proof of allegations involving one or more of the five items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

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

Very truly yours,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

Enclosure

cc: IDWR - State Office

RECEIVED

JAN 30 1991

State of Idaho
Bureau of Water

Petition against this
water right - petition.

SEP 1 1989

In reference to: 74-0727 Department of Water Resources
Eastern District Office
Headore, Id 83464. underground water.
Box 17.

We own the ranch below Stoddard & use
the water which rains just below &
above the fence to water our livestock.
He has dug on the other side & dried
up the water there so this is the
water that our cows drink. This
is also what we've understood for
the 19 years we've owned the ranch
to be lower Mill Creek water for
which we thought there is already
a right filed by either Asmoncons
or the Freddy place. We would
like to contest this water right
for this reason. It will also dry
up our pasture, we feel, which
sucks.

RECEIVED

JAN 30 1991

The Freddy place is owned by Jerry
Morphy. Will appreciate your
attention in this matter.

Sincerely

Dick Hylle
1110-448

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Dennis Dinn DATE 22 July 89 APPLICATION NUMBER 74 7272Frank StockardREQUIRED 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
- ☐ 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

RECEIVED
OCT 04 1990
Department of Water Resources

Date Requested _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other _____

Project impacts/implications report

COMMENTS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 8, 1989

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 SEPTEMBER 4, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
JAN 30 1991

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED

JAN 30 1981

74-07272

STODDARD, FRANK
BOX 17
LEADORE, ID 83464

Source: GROUNDWATER

Diversion Pt: SWSW Sec 12 T 16N R 24E

Use: IRRIGATION (3.300 CFS)

Date Filed: 6/12/1989

In: T16N R24E S12

SWNW
SWSW

SENW
SESW

NESW
NWSE

NWSW

165.0 ACRES TOTAL

RECORDED

JAN 30 1991

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before SEPTEMBER 4, 1989.

R. KEITH HIGGINSON, Director

Published 8/17/1989 & 8/24/1989

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

JAN 30 1981

August 9, 1989

Frank Stoddard
Box 17
Leadore, ID 83464

RE: Application for Permit No. 74-7272

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. 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