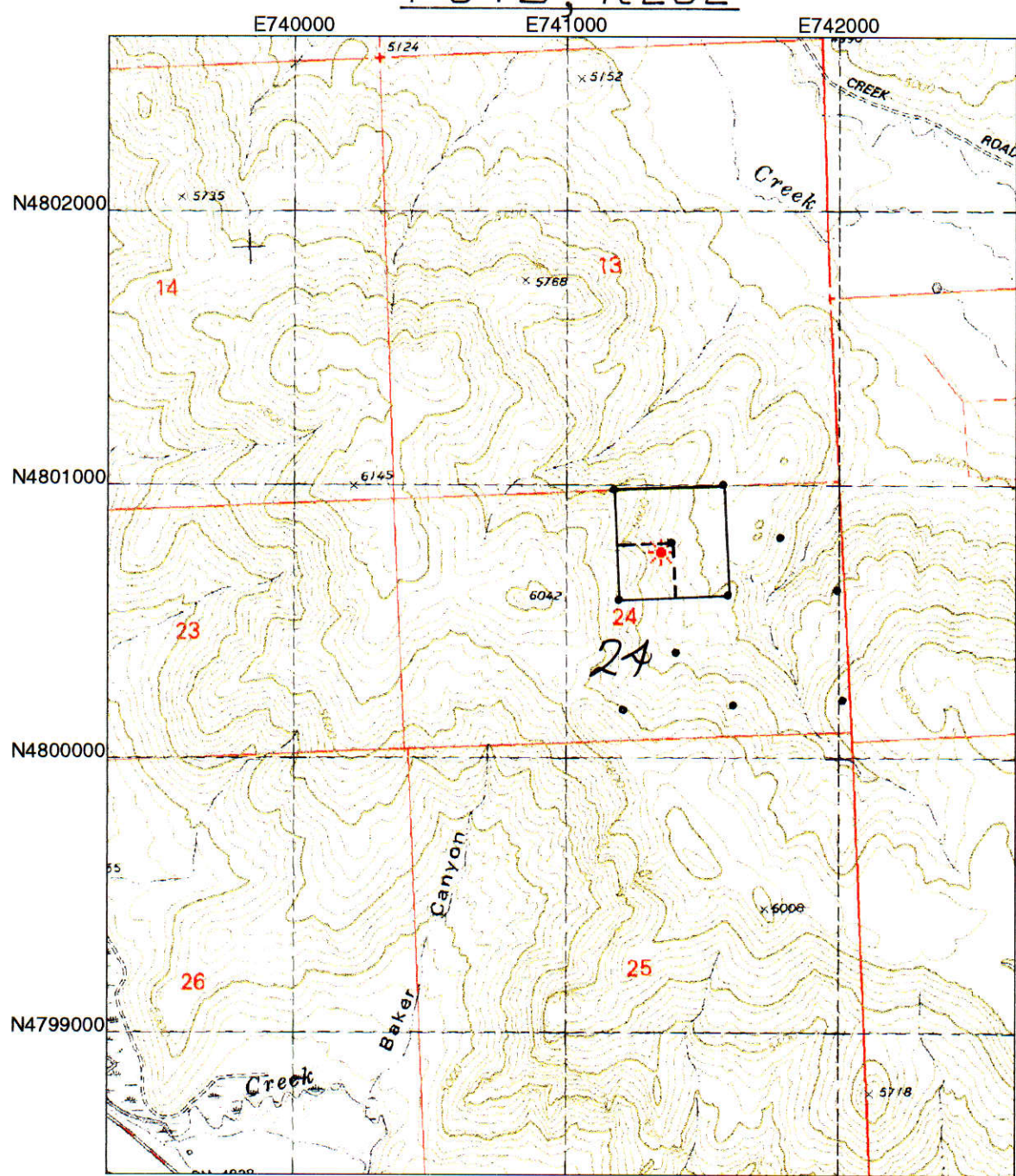
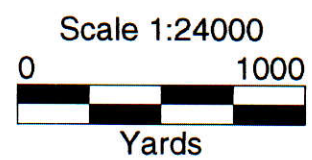


T01S, R20E



Moat Spring

Universal Transverse Mercator
11 North
NAD 1927 (Western US)
Picabo Quadrangle



480022.cor
9/27/1999
Pathfinder Office
 Trimble

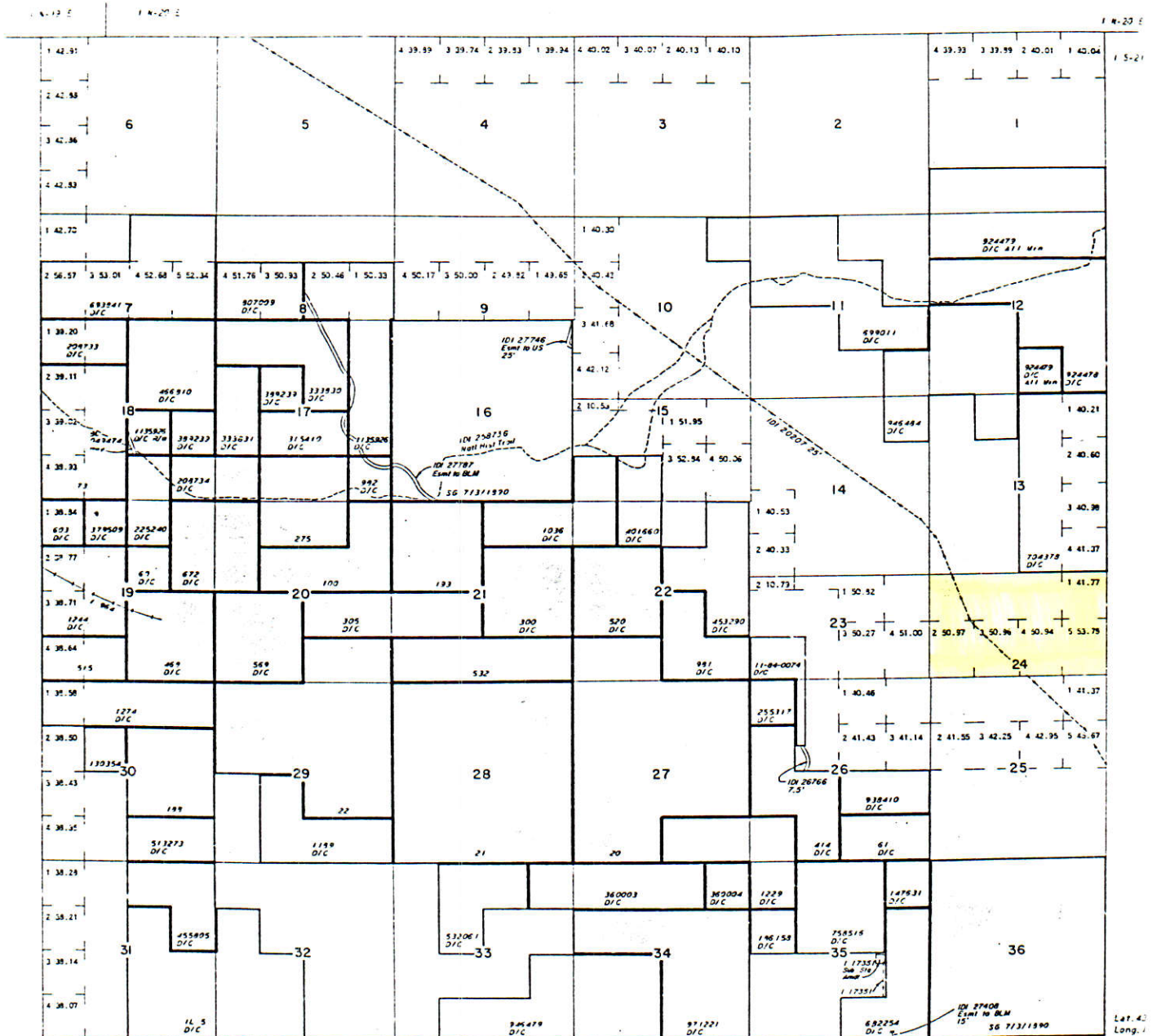
MICROFILMED

APR 11 2001

TOWNSHIP 1 SOUTH RANGE 20 EAST OF THE BOISE MERIDIAN, IDAHO

BLAINE COUNTY 013

SHOSHONE DISTRICT SEC 3



MICROFILMED
APR 11 2001

MTP Card Date 10/10/1999
Reviewed by: Ginger Koonce
Date of Review 02/08/1999



Exclosure ↗



↖ Exclosure

↖ Trough

FOR OFFICE USE ONLY
Amt. of Fee \$ 50.00
Receipt No. 5023397
Receipt By: John Freaney
Date Received: 09/20/00

RECEIVED
SEP 20 2000
Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

"Moat Spring"
RECEIVED

FEB 23 2001

DEPARTMENT OF WATER RESOURCES

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

1. Permit No. 37-08942 Telephone No. (208) 886-2206
 2. Name of Permit Holder(s): US Dept. of Interior, Bureau of Land Management
 3. Mailing Address: P.O. Box 2B 400 West F Street
City Shoshone State ID Zip 83352
 4. Source of Water: Spring If **GROUNDWATER** (well), Date Drilled: mo. ____ / yr. ____
a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____
 5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): 115 Range Cattle
Irrigation (No. of acres): _____ Other: Wildlife in varying amounts
 6. Total rate of diversion and/or volume for which proof is submitted: 0.01 cfs OR _____ acre feet
 7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes ____ or No X
Has the measuring device been installed? Yes ____ or No X
 8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
 9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Floyd P. DeWitt (BLM employee) Telephone Number: (208) 886-7272, or (208) 886-2206
Address: Same as Item 3 above
 10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho. Two photos, and Attachments A & B are proof of Beneficial Use
- Signature of permit holder: Nick VandenVoet (Acting) Field Manager Date: 09/18/2000
(include your title, if on behalf of company or organization)

MICROFILMED

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-08942

Priority: 09/20/2000

Maximum Diversion Rate: 0.01 CFS

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE ID 83352

has applied for a permit to appropriate water from:

Source: SPRING

Tributary: SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.01 CFS
WILDLIFE	01/01 to 12/31	0.01 CFS

LOCATION OF POINT(S) OF DIVERSION:

SPRING SW¼NW¼NE¼ Sec. 24, Twp 01S, Rge 20E, B.M. BLAINE County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	20E	24		X															

PLACE OF USE: WILDLIFE, same as Stockwater

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before March 01, 2002.
2. Subject to all prior water rights.
3. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
4. Stockwater use is for 115 range cattle.
5. The source is locally known as Moat Spring.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 20th day of March, 2001.


KARL J DREHER, Director

MICROFILMED

APR 11 2001

RECEIVED

FEB 23 2001

Department of Water Resources

Named by BLM,
"Moat Spring"Ident. No. 37-08942FORM 202
2/96

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

SEP 20 2000

Department of Water Resources
Southern Region

1. Name of Applicant USDI, Bureau of Land Management Phone (208) 886-2206
 Post Office address P.O. Box 2-B, 400 West F Street, Shoshone, ID 83352
2. Source of water supply Spring which is a tributary of Sinks
3. Location of point of diversion is SW 1/4 of NW 1/4 of NE 1/4, Govt. Lot _____
 Sec 24 Township 01S Range 20E B.M. Blaine County; additional points of
 diversion if any: _____
4. Water will be used for the following purposes:
 Amount 0.01 cfs for Stockwater purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount 0.01 cfs for Wildlife purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.01 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Spring box, buried pipe, trough, and overflow pipe.

 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 85°F being sought? _____
 e. If well is already drilled, when? _____; Drilling firm _____:
 Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 0 years (*minimum 1 year*)
8. Description of proposed uses (*if irrigation only, go to item 9*):
 a. Hydropower; show total feet of head and proposed capacity in KW. _____
 b. Stockwatering; list number and kind of livestock. 115 Range Cattle
 c. Municipal; show name of municipality. _____
 d. Domestic; show number of households. _____
 e. Other; describe fully. Wildlife in varying amounts

MICROFILMED

APR 11 2001

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	20E	24		S															
01S	20E	24		W															

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. SRBA claim 37-14337 (3705480022, BLM Ident) was dropped in order to pursue an administrative water right claim on this spring. (Attachment A)
11. a. Who owns the property at the point of diversion? USDI, Bureau of Land Management
- b. Who owns the land to be irrigated or place of use? USDI, Bureau of Land Management
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Not applicable
12. Remarks: This spring is also known as Moat Spring. The flow of the spring is approximately 10 gallons per minute. (See photos in envelope attached to inside cover of folder. Attachment A includes two claims: 37-14337 which BLM dropped, to pursue the project administratively; and 37-20135 which claims the free-flowing water around the project. Attachment B is additional information from BLM's project files.)
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Rich Vanden Voet (For)

MICROFILMED (Applicant) - Bill Baker, Shoshone Field Office Area Manager

APR 11 2001

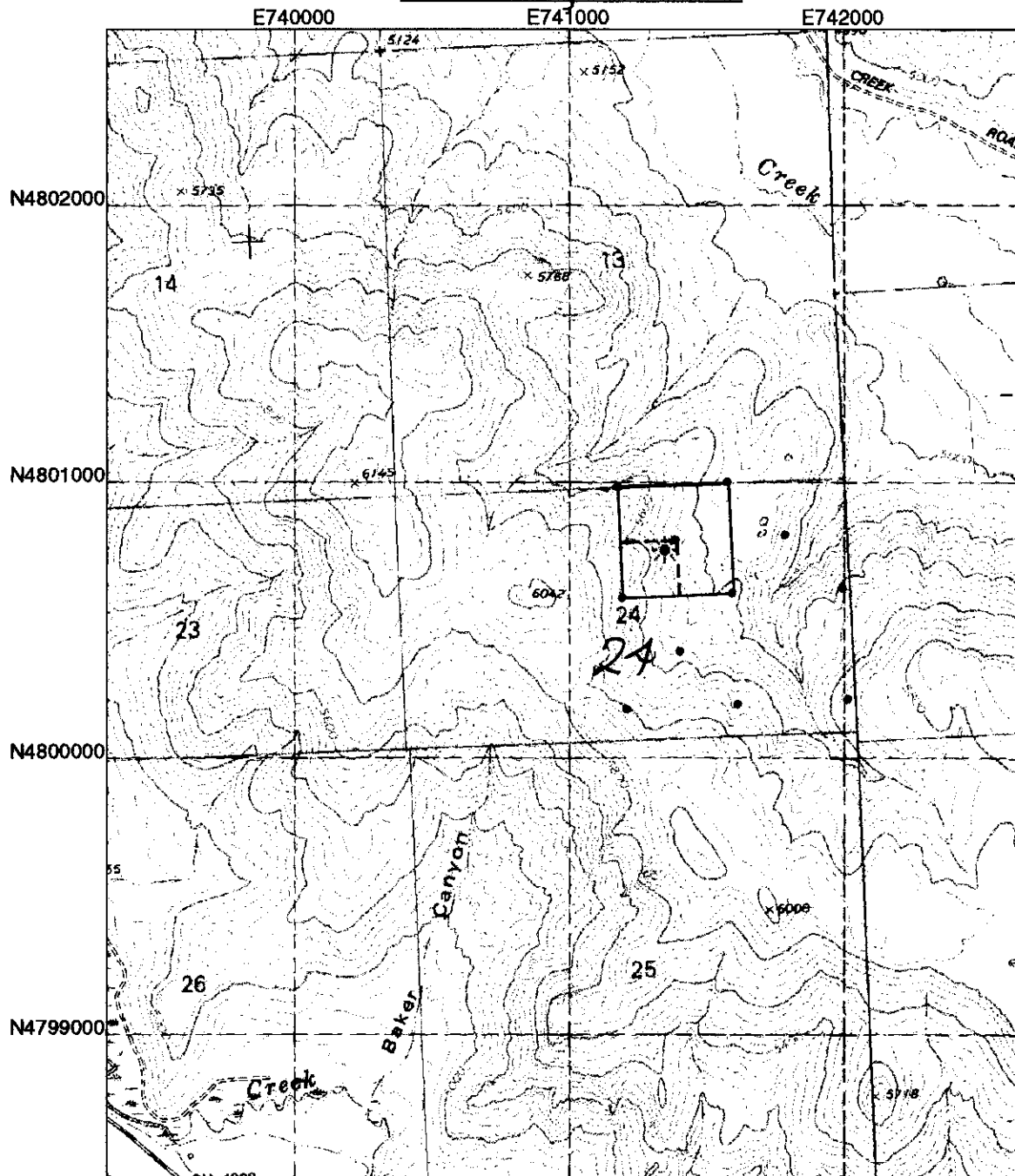
Received by John Freitag Date 09/20/00 Time 1:00 Preliminary check by _____

Fee \$ 100 Received by John Freitag # 5023397 Date _____

Publication prepared by MB Date 12/11/00 Published in Wood River Journal

Publication approved MB Date 1/31/01

T01S, R20E



Moat Spring

Universal Transverse Mercator
11 North
NAD 1927 (Western US)

Picabo Quadrangle

MICROFILMED



Scale 1:24000



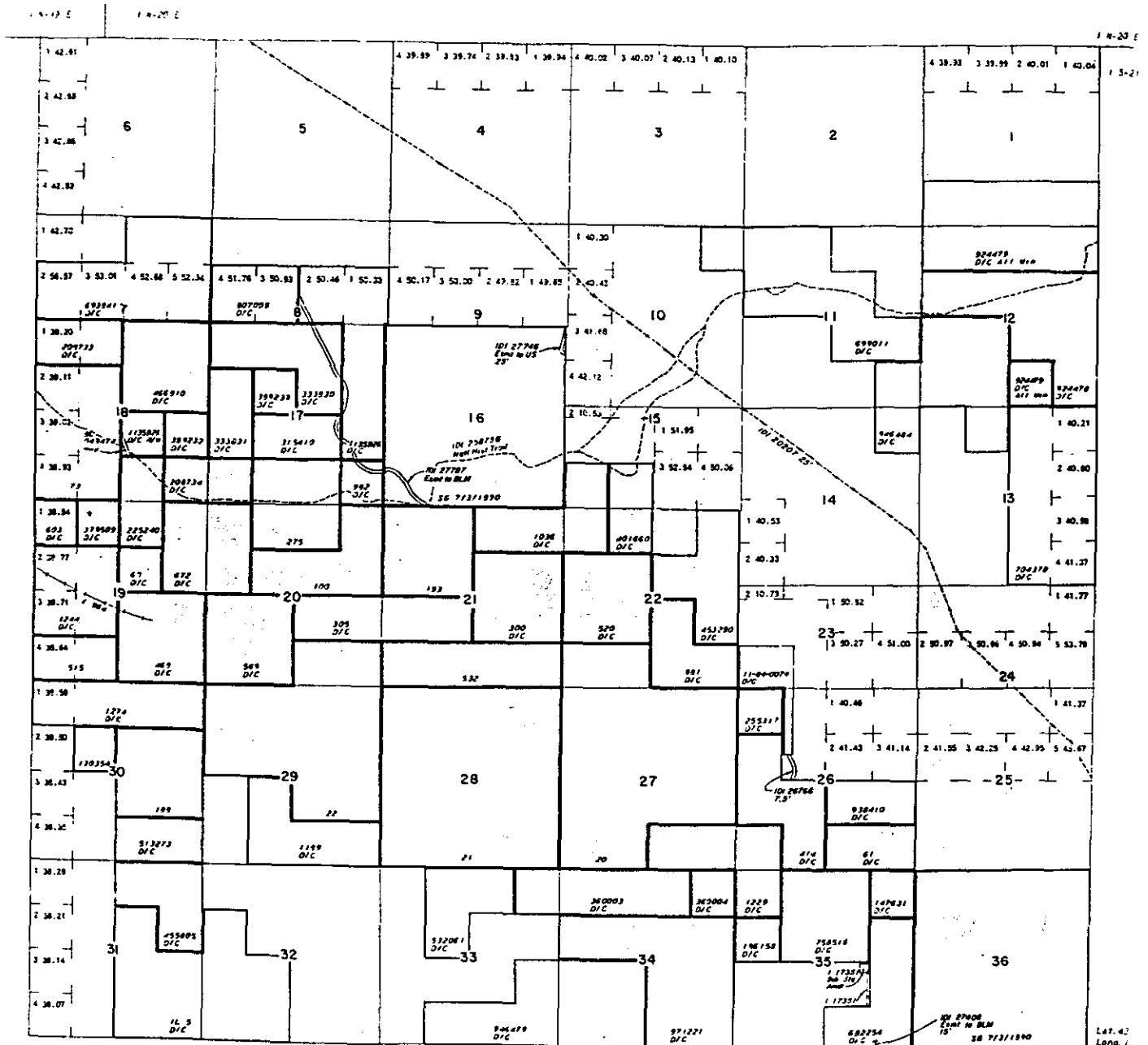
480022.cor
9/27/1999
Pathfinder Office
 **Trimble**

APR 11 2001

TOWNSHIP 1 SOUTH RANGE 20 EAST OF THE BOISE MERIDIAN, IDAHO

BLAINE COUNTY 013

SHOSHONE DISTRICT SEC 3



SCALE in Chains
0 10 20 30 40 50 60

WARNING STATEMENT
This plot is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. It is not to be used for any other purpose, and should not be relied upon for any other purpose. Refer to the original survey for all other details.

THE NOTATION SHOWN ON
ACTION TAKEN BUT MAY
THE NOTATION SHOWN ON

MICROFILMED

APR 11 2001

MTP Card Date 10/10/1991

Reviewed by: Ginger Koonce

Date of Review 02/08/1999

Exclosure ↗

moat Spring

QUAD. Picabo

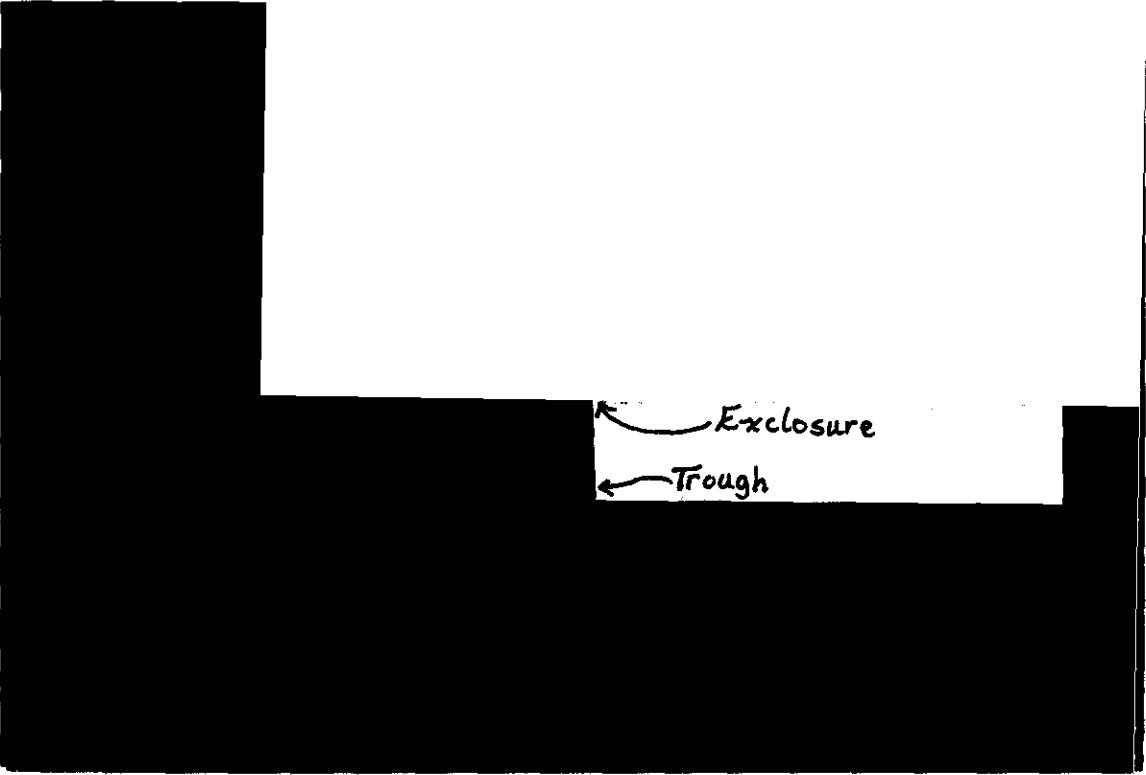
CLAIM # _____

ROLL 9 FRAME 11

DATE 05/21/97 TIME 1353

05/21/97
1353

MICROFILM



Exclosure

Trough

moat spring

QUAD. Picabo

CLAIM # _____

ROLL 9 FRAME 8

DATE 05/21/97 TIME 1353

WEST 20
100 100 100

END
N N

MICROFILMED

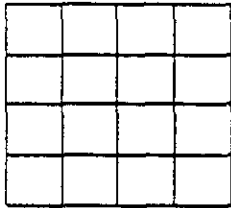
APR 17 2001

Photos)

Attachment A: SRBA claim 37-
14337 BLM dropped to pursue
administratively.

Attachment A: SRBA claim 37-
20135 filed on free-flowing
spring around the project and/or the
spring source for the project named
Moat Spring.

BLM Water Right Field Verification Form for SRBA

Ident: **3705480022**IDWR No: **A37-14337**7.5 min. quad: PicaboProject Name: **MOAT SPRING**Project No: **5308**Priority Date: **1/1/1879**Allot.Name: **CAREY**Allot.No: **0301**DivMeans: **SPRING BOX, BURIED PIPE, TROUGH, OVERFLOW PIPE**Source: **SPRING**Trib: **SINKS**TotDivRate: **0.01** TotDivVol: **0**initial
POU

Tn	Rg	Sec	T1	T2	T3	Lot
01S	20E	24	SW	SW	NE	1

NW 0

initial
POU

Tn	Rg	S	T1	T2	Lot
01S	20E	24	SW	NE	1

NW 0

Use: From: To: DivRate:

05 0101 1231 0.01

06 0101 1231 0.01

17 0101 1231 0.01

18 0101 1231 0.01

one square = 4 acres

Field Investigation Info:

Source type: stream spring reservoir - well - playa - pond - lake - otherInvestigator(s) Wright, Call

Other type: _____

Developed? (Y) NDate/Time 5/21/97; 1353

For reservoirs, playas, ponds, lakes, estimate (high water):

Claim Verification Location(s): See Page 2

Dimensions: Length _____ Width _____ Avg Depth _____

Channel IN: Artificial - NaturalOUT: Artif - NaturalDoes water arise/sink on public land? Arise - SinkPhoto: Helicopter roll 9, frames 8+11Info: Frame 8 - Spring source in

For streams and springs:

Info: enclosure, trough in lower centerFlow: _____ CFS, or 10 GPMInfo: Frame 11 - Portion of enclosure atHow measured? Not measured, estimatedSite Description: center right. This appears toGPS: (Y) NGPS file name: A052119F

be a perennial spring which has been

developed resulting in much of the water being diverted to metal trough. No water claim exists for this project. This project is proposed for abandonment, and filed for administratively at a later date. The uncollected flow evident during the overflight will be filed for as a historic beneficial use claim.

Dominant vegetation: cottonwood/aspen - willows - sedges (rushes) sagebrush, grassesPercent bare ground? 10Water present? (Y) N Water class: perennial intermittent - ephemeral flowing standing - groundwater

Where water is not present, what are the indicators that water was present? Water was present both as collected water in the trough and as free flow at the spring origin.

Evidence of livestock/wildlife use at site: Cattle and deer trailsRecommendation: pursue - amend drop the water claim

Water Rights Coordinator (sign/date)

(Second Alternate)

MICROFILM

APR 11 2001

Attachment A: Moat Spring

BLM Verification Form, pg. 2, POD/POU data

BLMIDENT:

3705480022

POD

POU

Tn	Rg	Sec	T1	T2	T3	Lot
01S	20E	24	SW	SW	NE	0
			NW			

Tn	Rg	Sec	T1	T2	Lot	Use	Ac.
01S	20E	24	SW	NE	8	18	
			NW				
01S	20E	24	SW	NE	8	06	
			NW				
01S	20E	24	SW	NE	8	17	
			NW				
01S	20E	24	SW	NE	8	05	* Verification location
			NW				

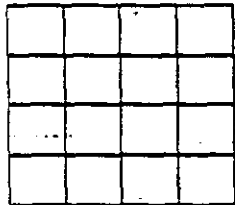
MICROFILMED

APR 11 2001

BLM Water Right Field Verification Form for SRBA

BLM Ident: **3705489119**

IDWR No: 7.5 min. quad: Picabo
 IDWR No:
 Project Name: FREE-FLOWING SPRING Project No: 0000 Priority Date: 1/1/1879
 Allot.Name: Carey Allot.No: 0301 DivMeans: NONE

Source: SPRINGTrib: SinksTotDivRate: 0.02 TotDivVol: 0one square = acresinitial
POD →

Tn	Rg	Sec	T1	T2	T3	Lot
01S	20E	24	SW	NW	NE	0

Initial
POU →

Tn	Rg	S	T1	T2	Lot
01S	20E	24	NW	NE	0

Use:	From:	To:	DivRate:
04	0101	1231	0.02

New Water Claim

Blaine Co. 13

Field Investigation Info:

Source type: stream spring reservoir well playa pond lake otherInvestigator(s) G. Wright / S. Call Other type: Developed? Y NDate/Time 5/21/97 13:53 For reservoirs, playas, ponds, lakes, estimate (high water):Claim Verification Location(s): See Page 2Dimensions: Length Width Avg. Depth Channel IN: Artificial - Natural OUT: Artif - NaturalDoes water arise/sink on public land? Arise - Sink

Photo: Helicopter 82, Roll 9,
Frames 8 & 11 Surface
 Info: H₂O not too apparent
but is present

For streams and springs: Early SeasonFlow: CFS, or 10 GPMHow measured? Not measured, estimated

Site Description This is a GPS: Y-N GPS file name:
developed spring but Lat. Long.
BLM has no claim or permit. Claim (SRBA) 3705480022
was dropped and this HBU claim was made. An admin-
istrative claim will be made later. Consider the
spring to be free-flowing at this time.

Dominant vegetation: cottonwood/aspen - willows sedges/rushes water-loving grasses and forbs.Percent bare ground? 10%Water present? Y N Water class: perennial intermittent - ephemeral flowing - standing - groundwaterWhere water is not present, what are the indicators that water was present? Water was presentas free-flowing water at the spring sourceEvidence of livestock/wildlife use at site: Cattle and deer trailsRecommendation: pursue - amend - drop the water claim.Water Rights Coordinator (sign/date) Floyd P. DeWitt 7/24/98

MICROFILM

APR 11 2001

Using information provided by the
 Field Examiner(s), this form was
 completed by:

Floyd P. DeWittAttachment A: Moat Spring

BLM Verification Form, pg. 2, POD/POU data

BLMIDENT:

3705489119

POD

POU

Tn Rg Sec T1 T2 T3 Lot
015 20E 24 SW NW NE 0

Tn Rg Sec T1 T2 Lot Use Ac.
015 20E 24 NW NE 0 04 *

* Verification Location

MICRO
APR 11 2011

Attachment A: Moat Spring

BLM Water Right Field Verification Form for
SRBA

Optional Page 1

BLM Ident =>

3705 480022

Quad Name

PICABO

Investigator(s)

GARY & JEAN

Date

5/21/97

Time

1353

Film Roll

9

Frame #

8

Field Investigation Info

TRAUGH

Source Type: ☐ Stream ☒ Spring ☐ Reservoir ☐ Playa ☐ Lake

Claims for Reservoirs Dimensions: Length ☐ feet Width ☐ feet

Claims for Streams ☐ Steep Rocky Drainage ☐ Gentle Drainage

☐ Ephemeral Stream ☐ Perennial Stream

☐ Continuous Riparian Zone ☐ Discontinuous Riparian Zone

Dominant Vegetation in Water Influenced Area:

☐ Cottonwood/Aspen ☐ Willows ☐ Sedges/Rushes ☐ Water Loving
Grasses/Forbs

Dominant Vegetation in Ephemeral Drainage:

☒ Sage/Grass ☐ Grass/Forbs

Water Present? ☒ Yes ☐ No

Water Class: ☒ Perennial ☒ Intermittent ☒ Ephemeral ☐ Flowing

☒ Standing

Evidence of Livestock/Wildlife Use at Site:

☒ Trails ☐ Hoofprints ☐ Droppings

GPS

☒ Yes

☐ No

GPS File Name

A052119F

Lat.

Long.

Lat.

APR 11 2000

Attachment A: Moot Spring

Attachment B: Documentation of
Moat Spring from the project
file that BLM has on record.

NICHO 1000000

APR 11 1988

U.S. DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

JOB DOCUMENTATION REPORT

GENERAL DESCRIPTION

1. Job Name (1-10)

MOAT SPRING

LOCATION CODES

2. Special Project Code (31-34)
7. Resource Area Planning Unit (35-38) 4803
8. Subregion (39-42) 1704 9. County (43-47) 013
10. Watershed Area Number (46-48)
11. Allotment Number (49-52) 0304
12. Wildlife Habitat Area (53-56)
13. Wild Horse Burro Area Number (57-60)
14. Meridian (61-62) 08
15. Township (63-67) 00122
16. Range (68-72) 0202E 17. Section (73-74) 24
18. Subdivision (75-78) SWNE

SITE AND VEGETATION DESCRIPTION

19. Present SSF (79-80)
20. Percent Slope (81-82)
21. Exposure (83) 22. Soil Texture (84)
23. Precipitation (inches) (85-86)
24. Elevation (feet) (87-91)
25. Vegetation Subtype (92-94)

COMPOSITION Percent

26. Grasses (95-96) 27. Forbs (97-98)
28. Browse (99-100)

COVER Percent

29. Vegetation (101-102) 30. Litter (103-104)
31. Bare Ground (105-106)

II - ANNUAL WORK PLAN INPUT DATA Case 1

75. Subactivity (11-14) 4322
76. Component-Job Code (15-18) 4451

UNITS PLANNED

77. Primary (19-24) 00001.0
78. Secondary (25-29) 00001

TIME OF AWARD

79. Fiscal Year (30-31) 86 80. Third (32) I

TIME OF COMPLETION

81. Fiscal Year (33-34) 86 82. Third (35) I

ELM COST

83. Material (37-41) 00750

CONTRIBUTED COST

85. Material (43-47)
87. Labor Equipment (48-57)

MAINTENANCE

89. Reproduction (58) 3 89. Cycle (59-61) 601

V - DETAIL OF UNITS AND COSTS

JOB IDENTIFICATION

1. State (1-3) 10 2. District (4-5) 05
3. Job Number (6-9) 5308

III - JOB DETAILS AND BENEFITS Case 1

37. Primary Job Objective (1) 5
38. Plant and Pest Control

39. Chemical (11) 42. Method (13)
43. Mechanical - Method (14)

ARTIFICIAL REVEGETATION

47. Pounds Seed Acre (15-17)
48. Seedlings Acre (18-21)
49. Method (22)
51. AUM's Livestock Forage Added (23-26)
52. Future SSF (27-28)

WATERSHED TOLLAGE

54. Method (29)

FACILITIES

55. Type (30) 56. Other Misc. (31)

WATER DEVELOPMENT CONTROL

57. Type (32-33) 10
58. Water Filling Number (34-39)

STORAGE (Ac. Ft.) 61. Flood (40-43)
62. Silt (46-51)

WILDLIFE HABITAT DEVELOPMENT PROTECTION

63. Type (52-53)
64. Primary Species (54-56)
65. Animal Months (57-61)
66. Number Increase (62-66)
67. Pounds Fish Increase (67-71)
68. Rare Endangered (72)

VISITOR DATA ADDED

69. Fisherman (73-76)
70. Hunter (77-80)
71. Other (81-84) WON

IV - PROGRESS REPORT Case 1

COMPLETION DATA

UNITS 90. Primary (11-16) 00001.0
91. Secondary (17-21) 00001
TIME 92. Fiscal Year (22-23) 86
93. Third (24) I
94. Job Cost (25-29) 000750
95. Year-Months (31-33) 005

CONTRIBUTION DETAIL

96. Agreement (34) 21 97. Contributor (35)
98. Contributor's Name (36-38)

CONTRIBUTIONS

99. Deposited (39-60)
UNDEPOSITED 100. Materials (61-65)

101. Labor Equipment (66-70)

X ESTIMATE ACTUAL

WORK DESCRIPTION AND MATERIALS	UNITS		ELM COSTS		COOPERATOR COST	
	EXHIBITS	TEST	MATERIALS	CONTRACT	MATERIALS	LABOR
spring box, trough			750.00			
MICROFILM						
ADP 1 1986						

ATLAS 11-5 55

Form 1712-1 (August)

Attachment B: Moat Spring

JOB IDENTIFICATION

STATE

10

DISTRICT

05

JOB NUMBER

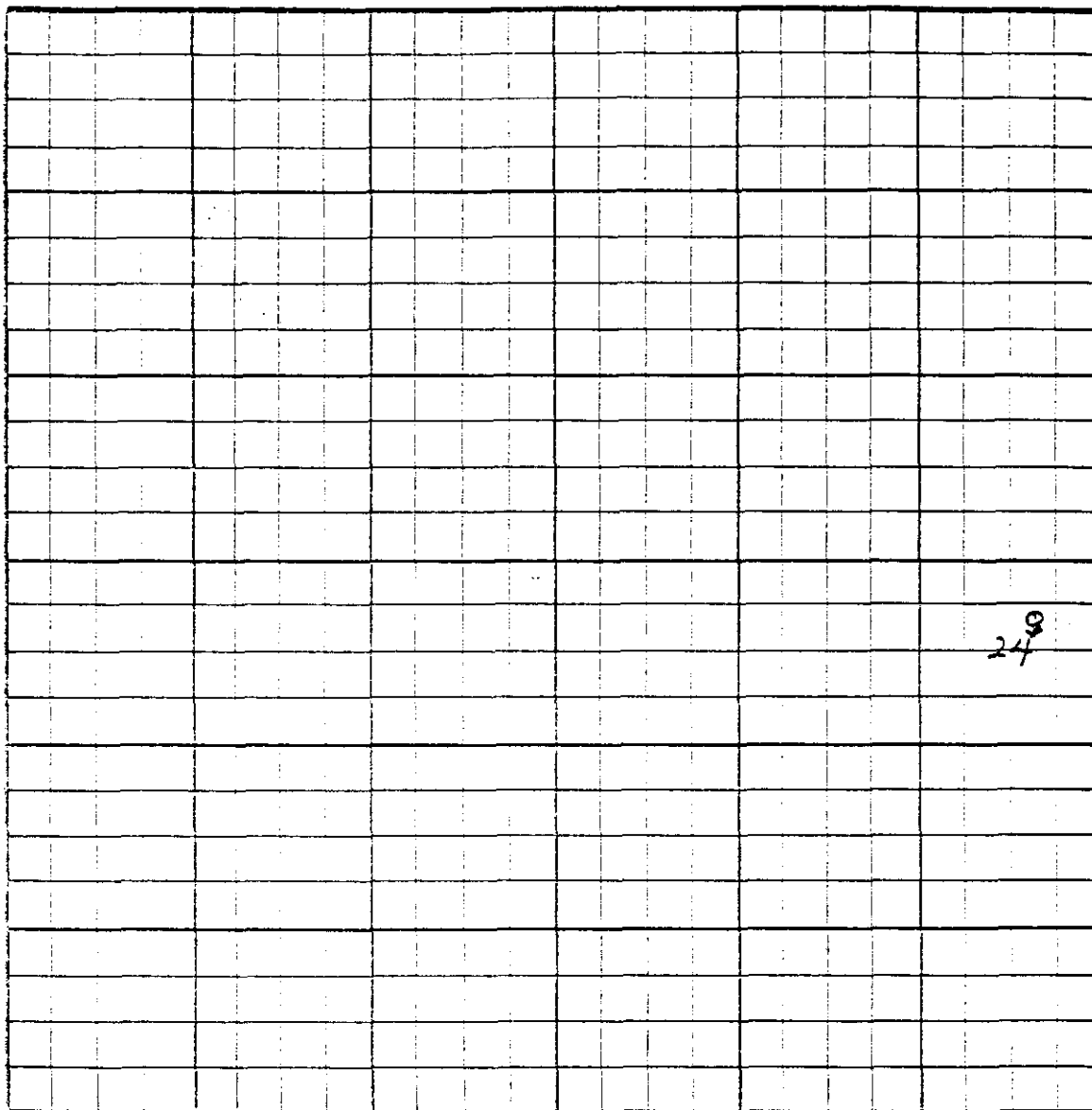
5308

VI - LOCATION PLAT

T. 1 S. R. 20 E

Scale 1 inch = 1 MILE

Meridian K O L S E



VII - NARRATIVE DESCRIPTION OR JUSTIFICATION

Develop a spring in the Carey allotment. This spring is needed for better cattle distribution.

Attachment B: Moat Spring

Prepared by

MICRO

M. J. S. J. S.

Title

Range Tech.

Date

8/24/54

Approved by

Title

Date



State of Idaho

DEPARTMENT OF WATER RESOURCES

301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

April 3, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE ID 83352

PROOF ACKNOWLEDGMENT LETTER

**RE: PERMIT NOS. 37-08918 through 37-08921, 37-08923, 37-08924,
37-08926, and 37-08928 through 37-08943**

Dear Permit Holder:

The department acknowledges receipt of the proofs of beneficial use forms submitted for the above referenced permits. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **Southern** Regional Office of the department in Twin Falls at (208) 736-3033.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
SEP 11 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 37-8942

Reviewed By: dgibson

Date: April 3, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:	S023397,		Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		09/20/2000
Date proof due	-	03/01/2002
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	09/20/2000
New priority date	=	09/20/2000

Deficiencies of Actions Items

Acknowledge proof.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

March 21, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE ID 83352

RE: Permit No. 37-8942

Permit Approval Notice

Dear Permit Holder:

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

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

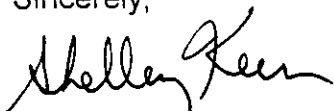
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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APR 11 2001

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

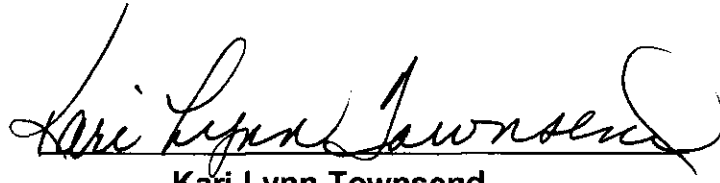
APR 11 2001

CERTIFICATE OF MAILING

I hereby certify that on March 21, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 37-8942

**US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE ID 83352**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

APR 11 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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SEP 11 1988



RECEIVED

MAR 19 2001

Department of Water Resources

IDAHO FISH & GAME

MAGIC VALLEY REGION

868 East Main Street

P.O. Box 428

Jerome, Idaho 83338-0428

Dirk Kempthorne / Governor

Rod Sando / Director

March 15, 2001

Sharla Curtis
Idaho Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83706

Re: Applications for Permit No. 37-08918 Through 37-08943 in the name of BLM (Camas, Elmore, Gooding and Blaine Counties)

Dear Sharla:

I am writing this letter as an update to our original request that fish passage be provided for all of the dams and diversions that the BLM has applied water rights for. We are revising our original request as a result of our staff's inspections of the photographs and descriptions provided by the BLM in their applications. Based on the inspections we do not believe that it is necessary for the BLM to modify the existing structures referenced to in the following application numbers:

#37-08918 through #37-08921
#37-08923 through #37-08924
#37-08926
#37-08928 through #37-08943

We therefore have no problem with the issuance of water right permits to the BLM for the above listed applications. We do request withholding water right permits for the following dams referenced by the application number until further investigation is done to determine if fish passage is needed:

#37-08922
#37-08925
#37-08927

Please contact Chuck Warren, the Regional Environmental Staff Biologist, in this office if you have any questions. Thank you for your assistance in this matter.

Sincerely,

David Parrish
Magic Valley Regional Supervisor

Cc: IDFG- NRPB
BLM- Shoshone

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APR 11 2001

MEMORANDUM

To: Files 37-08918 through 37-08943

From: Sharla

Date: March 5, 2001

Re: Watermaster Conditions, F&G Concerns and Water Uses

In January, David Parrish of Fish & Game sent a letter to Allen Merritt after reviewing the above referenced application for permit filings. In his letter, Mr. Parrish requested that we condition the permits to require fish passage facilities if the diversions cause a water surface elevation difference of 12" or more and that plans for ladders or other structures be approved by F&G prior to construction.

Watermaster comments were also sought by regional personnel and the watermaster recommended conditions placing all the filings under control of the watermaster and that any interference with irrigation rights to be immediately corrected by BLM.

The entire batch of filings represent excavated pit-style reservoirs that are already in existence which catch spring run-off or are springbox constructions that feed stock troughs. They are not "on-stream" reservoirs that could possibly be related to fish passage issues. With the exception of nine (9) of the filings, all are tributary to "sinks"; of the other nine (9), only three (3) are for sources other than a spring or an unnamed stream. And the remaining six (6) are tributary to named streams/creeks but still represent pit-style reservoirs.

"Fish passage" conditions are not warranted and I have sought concurrence from Fish and Game. Watermaster control conditioning is not appropriate for those filings for springs that sink and have not been placed on those permits. Several files are not even within a water district at all and one is within Water District 37N. Further, these filings represent no possible interference with irrigation rights so special conditioning concerning that matter is not appropriate.

Finally, all of these applications that represent storage of water also listed stock & wildlife FROM storage uses. Water is not diverted to tanks out of the reservoirs; the stock drink directly from the reservoirs, therefore, the "FROM STORAGE" uses have been removed.

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APR 11 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 5, 2001

David Parrish
Idaho Fish & Game
Jerome, ID
FAX: 324-1160

RE: Applications for Permit Nos. 37-08918 Through 37-08943
in the Name of BLM (Camas, Elmore, Gooding & Blaine Counties)

Dear Mr. Parrish:

In January, you sent a letter to Allen Merritt of our Twin Falls office after you reviewed the above referenced application for permit filings. In your letter, you requested that we condition the permits to require fish passage facilities if the diversions cause a water surface elevation difference of 12" or more and that plans for ladders or other structures be approved by your agency prior to construction.

The applications have arrived here at the State Office for final review and approval. I have some information for you to consider and ask that you let me know whether or not you concur with my findings after you've reviewed the matter.

The entire batch of filings represent excavated pit-style reservoirs that are already in existence which catch spring run-off or are springbox constructions that feed stock troughs. They are not "on-stream" reservoirs that could possibly be related to fish passage issues. I am attaching photos from a couple of the applications to give you a sample of what these filings represent. With the exception of nine (9) of the filings, all are tributary to "sinks"; of the other nine (9), only three (3) are for sources other than a spring or an unnamed stream (photo labeled Found Calf Reservoir is one example). The remaining six (6) are tributary to named streams/creeks but still represent pit-style reservoirs (see photo labeled Upper Bench Reservoir for example).

If this information is sufficient for you to determine that "fish passage" conditions are not warranted, I would appreciate an e-mail or fax noting your agreement with my proposal. I can then send the files forward for permit approval. If you still feel such conditions are necessary or you want to have copies sent to you of the photos for each reservoir, let me know and we will do our best to accommodate your needs. I look forward to hearing from you.

Sincerely,

Sharla Curtis
Sr. Water Resource Agent

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APR 11 2001

Attachments (4)

Sent by FAX 3/5

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 2/28/01

No. 37-8942 Name: Bum Corp. Officers N/A Ad ok ☒ Govt Lots _____

AREA OF CONCERN: No/Yes _____ Moratorium _____ GWMA _____ TRUST/NON-TRUST _____

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 084 (if necessary)
Irr. w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
42-248 Area - P84
Swan Falls Flag -
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-106(P10)
FISH PROP - 029(70'S only)-007-042-106 (P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 3 / 01 / 2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

***SURFACE WATER:** (✓Flow Chart)

F&G contacted - Yes/No Response _____
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE _____
In-stream development - P52
~~WD~~ - R04 (WD#37)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

SNAKE R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-106 (P10)
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas, etc)
In use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON _____ - _____ (Per updated map)

IRR VOLUME/ACRE _____

OTHER CONDITIONS/REMARKS _____

COMMENTS _____

Shape files made

APPLICATION NO. 37-08942

STATE OF IDAHO
IDWR SOUTHERN REGION
APPLICATION FOR PERMIT ANALYSIS SHEET

RECEIVED

FEB 23 2001

Department of Water Resources

INITIAL REVIEW BY John Freitag DATE 11/14/00

REQUIRED INFORMATION (Ck if OK)

- ☒ 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 &/or volume.)
☒ County
☒ Quantity (flow &/or volume)
☒ Period of use
☒ Nature of proposed use (include description of use)
☒ Description of diverting works.
☒ Time required for beneficial use of water. already developed
☒ 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?

++++ PROPOSED PRIORITY DATE 09/20 2000

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back. 37-20135 (Federal Reserve)
☒ Overlapping point of diversion. 37-01082C - Pending transfer
☒ Yes ☐ No Is Source Surface Water? different source
If Yes Send Copy to F&G.
If Yes Field check/memo required.
Field check/memo by BLM
☒ Yes ☐ No Field report attached? BLM
☒ Yes ☐ No Critical Ground water area?
☒ Yes ☐ No Groundwater management area? B. J. Wood
☒ Yes ☐ No Measurement District or Groundwater District?
What District? _____
☒ Yes ☐ No Send Dam safety information?
☒ Yes ☐ No Send power requirement letter?
☒ Yes ☐ No Send fish farm requirement letter?
☒ Yes ☐ No Power residency affidavit attached?
☒ Yes ☐ No Power efficiency form?
☒ Yes ☐ No Within trustwater boundary?(If yes, attach trustwater supplementary analysis sheet.
☒ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft? (If yes, attach large diversion supplementary analysis sheet.
☒ Yes ☐ No Is Application made to record Pre Nov 1987 Development?
If Yes then request clear evidence of when use started.

• REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

Date Requested _____

Date Sent Comments Received

SEND COPIES TO:

☐ Idaho Dept of Health & Welfare	_____	_____
☐ USBT BLM	_____	_____
☒ Idaho Dept of Fish & Game	<u>12/11/00</u>	<u>1-4-01</u>
☐ USFS	_____	_____
☐ Idaho Dept of Lands	_____	_____
☒ Water Dist. No. <u>37</u>	<u>12/11/00</u>	<u>1-5-01</u>
☐ Adjudication Bureau Unit	_____	_____
_____	_____	_____
_____	_____	_____

PROCESSING ☒ Yes ☐ No In form for Advertising?
☐ Yes ☒ No Statewide Advertising?
☐ Yes ☐ No Fee amount, receipt date & No. recorded?

☒ Yes ☐ No Has all requested additional information been received?
If not, describe action taken: _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received?
☒ Yes ☐ No Application published correctly? If not, record action taken.

☒ Yes ☐ No Publication dates and paper recorded?

Final date for protest: _____

☐ Yes ☒ No Protests received?

☐ Yes ☒ No Protested?

Describe Resolution: _____

☐ Yes ☒ No Measuring device required?

☐ Yes ☒ No Access port required?

☒ Yes ☐ No Will water be delivered by watermaster? If yes, what dist? 37

☐ Yes ☒ No Special conditions codes: _____

☒ Yes ☐ No Is Evaluation Memo Attached?

If yes; date of Memo 2/15/01

Date of priority recommended: 9/20/2000

COMMENTS:

RECOMMEND ☒ Approval ☐ Denial

By Adm Date 2/15/01

MEMO

FROM: Allen Merritt 

DATE : February 15, 2001

TO: Permit No: 37-08918 thru 37-08943

In the Name of : **USDI, Bureau of Land Management**

SUBJECT: Review and Recommendation

These 26 applications were all filed to record existing developments for Stockwater and Wildlife type uses. Proof of Beneficial Use was submitted at the same time the applications were filed. These filings replaced earlier SRBA claims that were withdrawn.

<u>Applic #</u>	<u>BLM Name</u>	<u>SIZE</u>	<u>Construction Date</u>
37-08918	Fireball Reservoir	1.29 AF	Built in 1986
37-08919	Bottom Reservoir	0.30 AF	Built in 1982
37-08920	East TP Reservoir	5.00 AF	Probably around 1982
37-08921	Mustang Reservoir	0.60 AF	Construction date Unknown (photo 1997)
37-08922	Upper Meadow Res.	5.60 AF	Probably early 1990's
37-08923	Curve Reservoir	0.21 AF	Built 1981
37-08924	Base Line Reservoir	0.30 AF	Construction date Unknown (photo 1997)
37-08925	Lower Bench Res.	1.20 AF	Built in 1983
37-08926	Fork Reservoir	1.14 AF	Built in 1983
37-08927	Found Calf Reservoir	2.00 AF	Construction date Unknown (photo 1997)
37-08928	Sheet Cake Reservoir	2.00 AF	Construction date Unknown (photo 1997)
37-08929	Good Luck Reservoir	1.49 AF	Built 1981
37-08930	Upper Bench Res.	1.07 AF	Built 1983
37-08931	Two Pits Reservoir	0.30 AF	Probably 1985
37-08932	Moon Light Spring	0.02 cfs	Probably 1994
37-08933	Kelly Mtn. Spring	0.02 cfs	Built 1995
37-08934	Road Reservoir	0.52 AF	Built 1984
37-08935	Kent Canyon Spring	0.02 cfs	Built 1987
37-08936	Hawk Spring	0.02 cfs	Built 1977
37-08937	Gold Belt Spring	0.02 cfs	Built 1984
37-08938	Parrot Spring	0.02 cfs	Built 1987
37-08939	Doniphan Spring	0.02 cfs	Built 1995
37-08940	Hash Brown Res. #2	1.00 AF	Built 1987
37-08941	Hash Brown Res. #1	1.00 AF	Built 1987
37-08942	Moat Spring	0.01 cfs	Built 1986
37-08943	North View Spring	0.02 cfs	Probably 1990

Comments were sought from F&G and the watermaster of District 37. The F&G requested that on perennial streams if the diversions create a fish barrier (elevation difference of 12" or greater) that a fish ladder be required and plans of ladder be reviewed and approved by F&G. The watermaster commented that these permits be under his control and that they not interfere with prior irrigation

APR 11 2001

rights.

My review of these filings finds that most if not all are on streams that sink and are ephemeral in nature.

The applications were processed without protest.

Recommendation

I recommend that these applications be approved subject to the following conditions:

- Under control of watermaster of district 37.
- Any reservoir or diversion on a perennial stream must not create a fish barrier. Such structures and diversion works must be reviewed and approved by F&G.

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SEP 11 1981

RECEIVED
JAN 05 2001
Department of Water Resources
Southern Region

APPLICATION FOR PERMIT OF WATER RIGHT

NO. 37-08920 thru 37-08943

RECOMMENDATION OF WATERMASTER

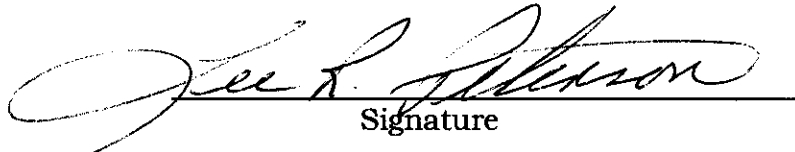
I, Lee R. Peterson, watermaster of Big Wood, Little Wood, Malad Rivers & Camas & Silver Creek, of Water District No 37 & 37M, County of Blaine, Lincoln, Camas & Gooding, whose address is P O Box T, Shoshone, Idaho 83352, have read the attached copy of the application for permit in the name of U.S.D.I. BLM, and to the best of my knowledge believe the application to be true.

A. I hereby endorse the above numbered Application for Permit and recommend that the director of the Department of Water Resources approve the application subject to the following conditions: I approve of the above numbered applications for permits with recommendations: They be regulated by the Watermaster of Districts 37 & 37M. If they should in any way interfere with irrigation water rights the problem will be corrected immediately by the Bureau.

OR

I do not endorse approval of the above numbered Application for Permit as requested for the following reasons: _____

Dated at Shoshone, Idaho, this 3rd, day of January, 2001


Signature

Please use reverse side if needed.

MICROFILMED

JAN 11 2001

37-08942



IDAHO FISH & GAME

MAGIC VALLEY REGION
868 East Main Street
P.O. Box 428
Jerome, Idaho 83338-0428

January 3, 2001

Dirk Kempthorne / Governor
Rod Sando / Director

RECEIVED

JAN 04 2001

Department of Water Resources
Southern Division

Mr. Allen Merritt
Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

**RE: Water Right Applications for Bureau of Land Management - Camas, Elmore,
Gooding, and Blaine Counties**

Dear Allen,

We have reviewed the above referenced applications from the BLM to divert and store water for wildlife and stockwater in parts of the above listed counties. Please consider the following issue in approving the applications:

On perennial streams, we would request that the permits be conditioned to require fish passage facilities if the diversions cause a water surface elevational difference of 12" or greater. We request that plans for ladders or other structures be approved by our agency prior to construction.

Thank you for the opportunity to review and comment on this proposed diversion.

Sincerely,

David Parrish
Magic Valley Regional Supervisor

Cc: IDFG-NRB (Robertson)
BLM Shoshone

37-08942

RECORDED

APR 11 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

December 11, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LEE PETERSON WATERMASTER
WATER DISTRICT #37
PO BOX T
SHOSHONE ID 83352

Re: Applications for Permit -USDI (BLM)

Dear Mr. Peterson:

Enclosed are copies of Applications for Permit within your District.

We also have enclosed a Watermaster's Recommendation Form for your comment and/or recommendation.

Regional review of an unprotested application can be completed as soon as the final protest period is past; therefore, your prompt response to this request is appreciated.

If you have any questions about an application, please contact this office or the applicant.

Very truly yours,

Mary A. Baldwin
Administrative Assistant

Enclosure(s)

MICROFILMED

APR 11 1981



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 11, 2000

ATTN DAVE PARRISH
ID DEPT FISH & GAME
PO BOX 428
JEROME ID 83338

Re: Applications for Permit (USDI-BLM)-Blaine County

Dear Mr. Parrish:

The Department is seeking a written Comment &/or Recommendation from your agency regarding the above referenced applications for surface water; a copy of the application is enclosed for your information and reference.

Regional review of an unprotested application can be completed as soon as the final protest period is past; therefore, your prompt response to this request is appreciated.

If you have any questions about an application, please contact this office or the applicant.

Very truly yours,

Mary A. Baldwin
Administrative Assistant

Enclosure(s)

MICROFILMED

APR 11 2001

ACTION REQUIRED

12/11/00

FROM: MB

TO: Terry Blue

SCA Comment please

RECORDED

DEC 11 1999

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 29 2000

Department of Water Resources
Southern Region

State of Idaho,

} SS.

County of Blaine

On this 27 day of December, in the year 2000, before me a Notary Public of said State, personally appeared _____, known or identified to me to be the person whose name is subscribed to be 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. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 20 day of December, and the date of the last publication was on the 27 day of December, 2000.



Subscribed and sworn to before me this 27 day of December, 2000

Christina A. Garceau

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11.5
Number of Lines in Notice 234
Number of Insertions 2
234 Lines tabular at _____ 7¢ / Pica
Lines straight at 1.32 6¢ / Pica
Subsequent lines at _____ 5¢ / Pica
TOTAL COST 313.88

COPY OF NOTICE
(Paste Here)

Application for water
TITLE OF NOTICE right

PLAINTIFF ATTORNEY

DEFENDANT

#2501

PLAINTIFF

State of Id. Department
BILL TO
of water resource

MICROFILMED
APR 17 2001

Publication Rates	
As of 1997	
(Idaho code, Rev. Statutes 1984)	
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12234

Application for water right

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08931

USDI, BUREAU OF LAND MANAGEMENT

P.O. BOX 2-B, 400 WEST F ST.
SHOSHONE, ID 83352

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: NENWSE Sec 31 T 02S
R 18E in BLAINE County.

Use: STOCKWATER STORAGE (0.30
AF); STOCKWATER FROM STOR-
AGE (0.30 AF); WILDLIFE STORAGE
(0.30 AF); WILDLIFE FROM STOR-
AGE (0.30 AF)

Total Diversion: (0.30 AF)

Date Filed: 9/20/2000

In: BLAINE County

T02S R18E S31 NWSE

37-08932

USDI, BUREAU OF LAND MANAGE-
MENT

P.O. BOX 2-B, 400 WEST F ST.
SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: NWSESW Sec 20 T
03N R 19E in BLAINE County.

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

Total Diversion: (0.020 CFS)

Date Filed: 9/20/2000

In: BLAINE County

T03N R19E S20 SESW

37-08933

USDI, BUREAU OF LAND MANAGE-
MENT

P.O. BOX 2-B, 400 WEST F ST.
SHOSHONE, ID 83352

Source: SPRING

Tributary: CROY CREEK

Diversion Pt: NWNWNE Sec 30 T
02N R 17E in BLAINE County.

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

Total Diversion: (0.020 CFS)

Date Filed: 9/20/2000

In: BLAINE County

T02N R17E S30 NWNE

37-08934

USDI, BUREAU OF LAND MANAGE-
MENT

P.O. BOX 2-B, 400 WEST F ST.
SHOSHONE, ID 83352

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: SWSWNE Sec 35 T
01N R 21E in BLAINE County.

Use: STOCKWATER STORAGE (0.50
AF); STOCKWATER FROM STOR-
AGE (0.50 AF); WILDLIFE STORAGE
(0.50 AF); WILDLIFE FROM STOR-

AGE (0.50 AF)

Total Diversion: (0.50 AF)

Date Filed: 9/ 1/2000

In: BLAINE County

T01N R21E S35 SENW

37-08935

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: SENWNW Sec 10 T
01N R 17E in BLAINE County.

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

Total Diversion: (0.020 CFS)

Date Filed: 9/ 1/2000

In: BLAINE County

T01N R17E S10 NENW NWNW

37-08936

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: NWSESW Sec 19 T
01N R 20E in BLAINE County.

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

Total Diversion: (0.020 CFS)

Date Filed: 9/20/2000

In: BLAINE County

T01N R20E S19 SESW

37-08937

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: NESENW Sec 9 T 01N
R 17E in BLAINE County.

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

Total Diversion: (0.020 CFS)

Date Filed: 9/20/2000

In: BLAINE County

T01N R17E S09 SENW

37-08938

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: LOT 4 (NWNWNW) Sec
6 T 01N R 17E in BLAINE County.

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

Total Diversion: (0.020 CFS)

Date Filed: 9/20/2000

In: BLAINE County

T01N R17E S06 Lot 4 (NWNW)

37-08939

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: LOT 9 (SWNESW) Sec
18 T 01N R 17E in BLAINE County.

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

Total Diversion: (0.020 CFS)

Date Filed: 9/20/2000

In: BLAINE County

T01N R17E S18 Lot 9 (NESW)

37-08940

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: NENSW Sec 25 T 01S
R 18E in BLAINE County.

Use: STOCKWATER STORAGE (1.00
AF); STOCKWATER FROM STOR-
AGE (1.00 AF); WILDLIFE STORAGE
(1.00 AF); WILDLIFE FROM STOR-
AGE (1.00 AF)

Total Diversion: (1.00 AF)

Date Filed: 9/ 1/2000

In: BLAINE County

T01S R18E S25 NESW

37-08941

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: SWNWSE Sec 25 T 01S
R 18E in BLAINE County.

Use: STOCKWATER STORAGE (1.00
AF); STOCKWATER FROM STOR-
AGE (1.00 AF); WILDLIFE STORAGE
(1.00 AF); WILDLIFE FROM STOR-
AGE (1.00 AF)

Total Diversion: (1.00 AF)

Date Filed: 9/ 1/2000

In: BLAINE County

T01S R18E S25 NWSE

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: SWNWNE Sec 24 T 01S
R 20E in BLAINE County.

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

Total Diversion: (0.010 CFS)

Date Filed: 9/20/2000

In: BLAINE County

T01S R20E S24 NWNE

37-08943

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT

400 W F ST

PO BOX 2B

SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: SWSWSE Sec 28 T 01S
R 18E in BLAINE County.

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

Total Diversion: (0.020 CFS)

Date Filed: 9/20/2000

In: BLAINE County

T01S R18E S28 SESW

The permit(s) will be subject to all
prior water rights. Any protest must
be filed with the Director, Dept. of
Water Resources, Southern Region,

1341 Fillmore St., Suite 200; Twin
Is ID 83301 together with a protest
fee of \$25.00 on or before JANUARY

10, 2001. The protestant must also
send a copy of the protest to the
applicant.

Karl J. Dreher, Director

Publish: Wood River Journal—

December 20 & 27, 2000.

MICROFILMED
APR 11 2001

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08931

USDI, BUREAU OF LAND MANAGEMENT
P.O. BOX 2-B, 400 WEST F ST.
SHOSHONE, ID 83352

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: NENWSE Sec 31 T 02S R 18E in BLAINE County.

Use: STOCKWATER STORAGE	(	0.30 AF)
STOCKWATER FROM STORAGE	(	0.30 AF)
WILDLIFE STORAGE	(	0.30 AF)
WILDLIFE FROM STORAGE	(	0.30 AF)
Total Diversion:	(	0.30 AF)

Date Filed: 9/20/2000

In: BLAINE County
T02S R18E S31 NWSE

37-08932

USDI, BUREAU OF LAND MANAGEMENT
P.O. BOX 2-B, 400 WEST F ST.
SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: NWSESW Sec 20 T 03N R 19E in BLAINE County.

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

Date Filed: 9/20/2000

In: BLAINE County
T03N R19E S20 SESW

37-08933

USDI, BUREAU OF LAND MANAGEMENT
P.O. BOX 2-B, 400 WEST F ST.
SHOSHONE, ID 83352

Source: SPRING

Tributary: CROY CREEK

Diversion Pt: NWNWNE Sec 30 T 02N R 17E in BLAINE County.

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

Date Filed: 9/20/2000

In: BLAINE County
T02N R17E S30 NWNE

37-08934

USDI, BUREAU OF LAND MANAGEMENT
P.O. BOX 2-B, 400 WEST F ST.
SHOSHONE, ID 83352

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: SWSENW Sec 35 T 01N R 21E in BLAINE County.

Use: STOCKWATER STORAGE	(	0.50 AF)
STOCKWATER FROM STORAGE	(	0.50 AF)
WILDLIFE STORAGE	(	0.50 AF)
WILDLIFE FROM STORAGE	(	0.50 AF)
Total Diversion:	(	0.50 AF)

Date Filed: 9/1/2000

In: BLAINE County
T01N R21E S35 SENW

MICROFILMED

SEP 11 2000

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE, ID 83352

```

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

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In: BLAINE County
T01N R17E S10 NENW NWNW

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 28
SHOSHONE, ID 83352

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

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In: BLAINE County
T01N R20E S19 SESW

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE, ID 83352

```

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

```

In: BLAINE County
T01N R17E S09 SENW

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE, ID 83352

```

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

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In: BLAINE County
T01N R17E S06 Lot 4 (NWNW)

APR 16 2006

37-08939

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: LOT 9 (SWNESW) Sec 18 T 01N R 17E in BLAINE County.

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

Date Filed: 9/20/2000

In: BLAINE County
T01N R17E S18 Lot 9 (NESW)

37-08940

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE, ID 83352

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: NENESW Sec 25 T 01S R 18E in BLAINE County.

Use: STOCKWATER STORAGE	(	1.00 AF)
STOCKWATER FROM STORAGE	(	1.00 AF)
WILDLIFE STORAGE	(	1.00 AF)
WILDLIFE FROM STORAGE	(	1.00 AF)
Total Diversion:	(	1.00 AF)

Date Filed: 9/ 1/2000

In: BLAINE County
T01S R18E S25 NESW

37-08941

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE, ID 83352

Source: UNNAMED STREAM

Tributary: SINKS

Diversion Pt: SWNWSE Sec 25 T 01S R 18E in BLAINE County.

Use: STOCKWATER STORAGE	(	1.00 AF)
STOCKWATER FROM STORAGE	(	1.00 AF)
WILDLIFE STORAGE	(	1.00 AF)
WILDLIFE FROM STORAGE	(	1.00 AF)
Total Diversion:	(	1.00 AF)

Date Filed: 9/ 1/2000

In: BLAINE County
T01S R18E S25 NWSE

37-08942

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 2B
SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS,

Diversion Pt: SWNWNE Sec 24 T 01S R 20E in BLAINE County.

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

Date Filed: 9/20/2000

In: BLAINE County
T01S R20E S24 NWNE

MICROFILMED

APR 11 2001

37-08943

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 28
SHOSHONE, ID 83352

Source: SPRING

Tributary: SINKS

Diversion Pt: SWSESW Sec 28 T 01S R 18E in BLAINE County.

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

Date Filed: 9/20/2000

In: BLAINE County
T01S R18E S28 SESW

The permit(s) will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before JANUARY 10, 2001. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published: 12/20/2000 & 12/27/2000

MICROFILMED

APR 11 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DECEMBER 6, 2000

Legal Notices Department
WOOD RIVER JOURNAL
PO BOX 988
HAILEY, ID 83333

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 JANUARY 10, 2001.

Yours truly,

Mary Baldwin
Administrative Assistant

Enclosure

MICROFILMED

APR 11 2001