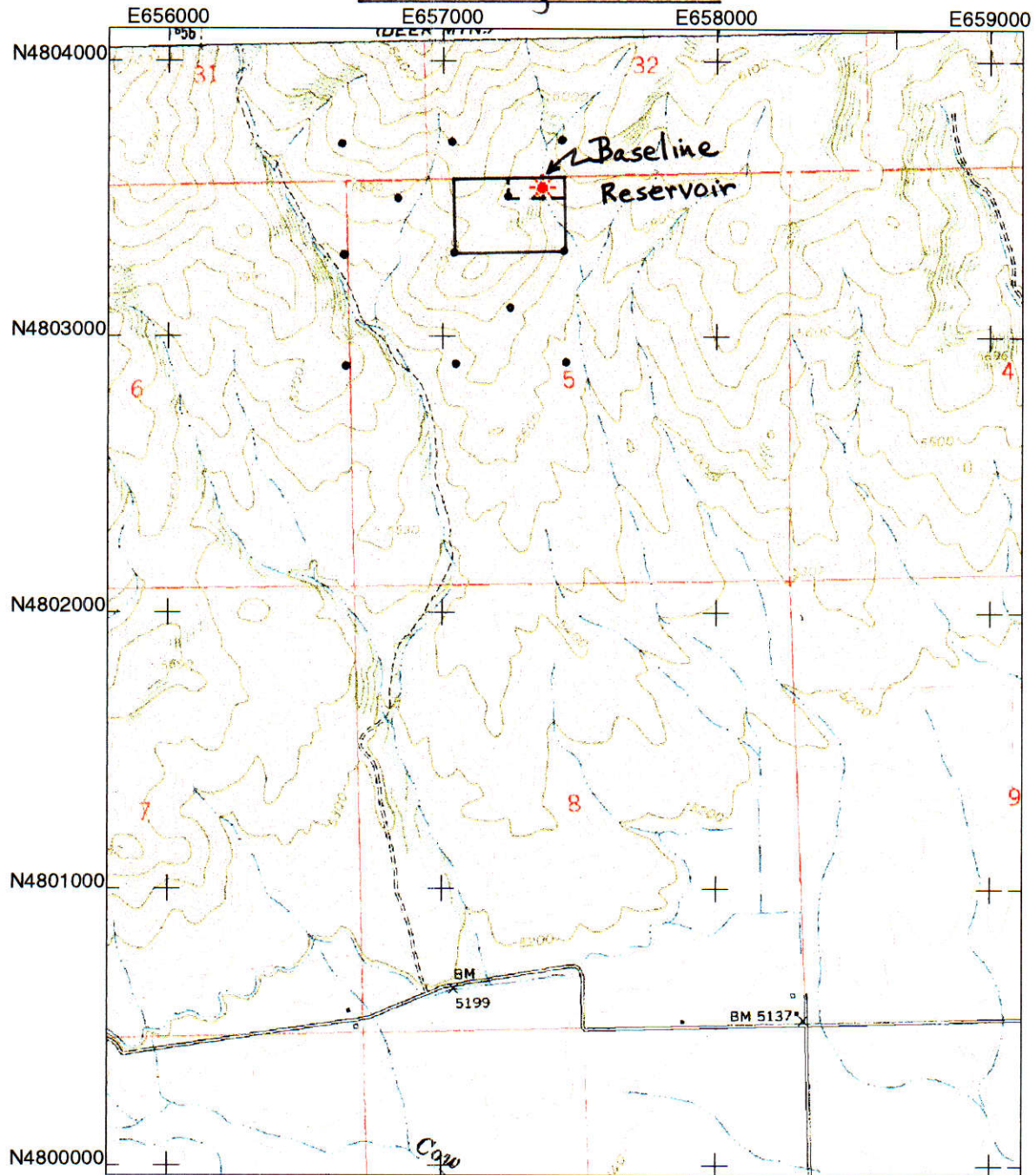


TOIS, R12E



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



Scale 1:24000  
0 1000  
Yards

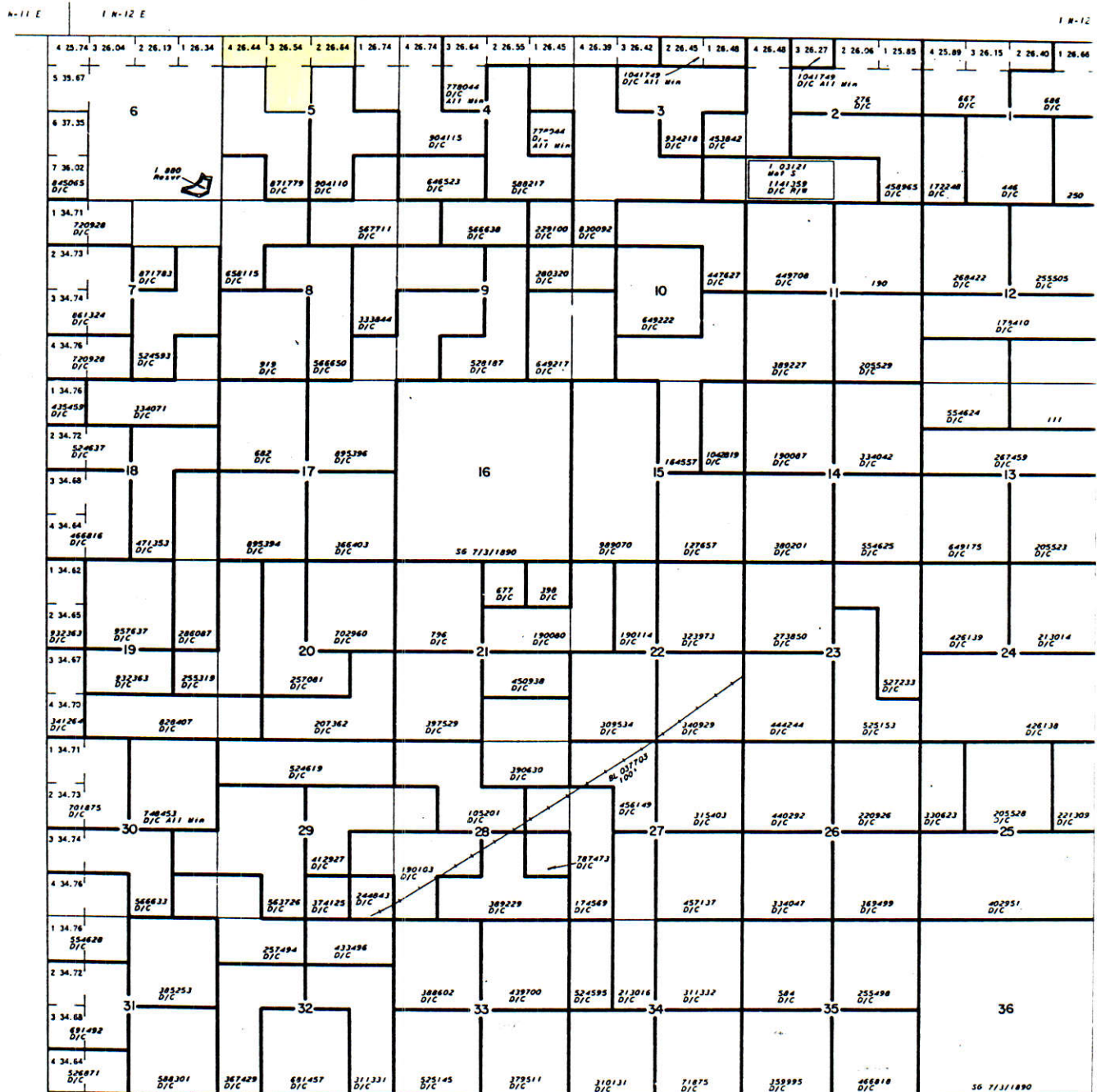
9122.cor  
9/21/1999  
Pathfinder Office  
 Trimble

MICROFILMED  
APR 11 2001

# TOWNSHIP 1 SOUTH RANGE 12 EAST OF THE BOISE MERIDIAN, IDAH

CAMAS COUNTY 025

SNOSHONE DISTRICT SEC 3



MICROFILMED

APR 11 2001

MTP Card Date 09/11/1995

Reviewed by: Ginger Koonce

Date of Review 02/08/1999

Baseline Reservoir

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. Records herein do not reflect title changes which may have been effected by interest, monuments of rivers or other bodies of water. Refer to the industrial surveys for official survey information.

THE  
ACT  
THE  
DRAH



"Base Line Reservoir" Photo Taken 09/23/97

APR 11 2001

MICROFILMED

RECEIVED

FEB 23 2001

FOR OFFICE USE ONLY  
Amt. of Fee \$: 50.  
Receipt No. 502366  
Receipt By: 14  
Date Received: 7-1-00

RECEIVED  
SEP 01 2000  
Department of Water Resources  
Southern Region

DEPARTMENT OF WATER RESOURCES  
STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

"Base Line  
Reservoir"

PROOF OF BENEFICIAL USE

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

1. Permit No. 37-08924 Telephone No. (208) 886-2206

2. Name of Permit Holder(s): USDI, Bureau of Land Management

3. Mailing Address: P.O. Box 2-B, 400 West F Street

City Shoshone State ID Zip 83352

4. Source of Water: Unnamed Stream 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): 450 Range Cattle

Irrigation (No. of acres): \_\_\_\_\_ Other: Wildlife in varying amounts

6. Total rate of diversion and/or volume for which proof is submitted: \_\_\_\_\_ cfs OR 0.3 Acre Feet 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 Telephone Number: (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.

The attached photo shows the "as built" reservoir holding water.

Signature of permit holder: Dana A. Kovar for Field Manager Date: Aug. 30, 2000  
(include your title, if on behalf of company of organization)

RECEIVED  
APR 11 2001

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**

NO. 37-08924

Priority: 09/01/2000

Maximum Diversion Volume: 0.3 AF

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:** UNNAMED STREAM **Tributary:** SINKS

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

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|----------------------|
| STOCKWATER STORAGE    | 01/01 to 12/31       | 0.3 AF               |
| WILDLIFE STORAGE      | 01/01 to 12/31       | 0.3 AF               |

**LOCATION OF POINT(S) OF DIVERSION:**

UNNAMED STREAM L3 NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 5, Twp 01S, Rge 12E, B.M. CAMAS County

**PLACE OF USE:** STOCKWATER STORAGE

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |        |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 01S 12E 5   |    |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |        |
|             |    |    |    |    | L3 |    |    |    |    |    |    |    |    |    |    |    |        |

**PLACE OF USE:** WILDLIFE STORAGE, same as Stockwater Storage

**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. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
5. Stockwater storage is for 450 range cattle.
6. This development is known as Base Line Reservoir.

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

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APR 11 2001

  
for **KARL J DREHER, Director**

RECEIVED

FEB 23 2001

FORM 202

1/96

RECEIVED  
SEP 01 2000  
Department of Water Resources  
Southern Region

Department of Water Resources

Ident. No. 37-08924

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Named by BLM,  
"Base Line  
Reservoir"

- 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
- Source of water supply Unnamed Stream which is a tributary of Sinks
- Location of point of diversion is NE 1/4 of NE 1/4 of NW 1/4, Govt. Lot 03  
Sec. 05 Township 01 S Range 12 E B.M. Camas County; additional points of diversion if any: None
- Water will be used for the following purposes:  
Amount 0.3 AcF for Stockwater Storage purposes from 01/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 0.3 AcF for Stockwater from Storage purposes from 01/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 0.3 AcF for Wildlife Storage purposes from 01/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 0.3 AcF for Wildlife from Storage purposes from 01/01 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)
- Total quantity to be appropriated is (a) \_\_\_\_\_ and/or (b) 0.3 AcF  
cubic feet per second acre feet per annum
- Proposed diverting works:
  - Description of ditches, flumes, pumps, headgates, etc. Small pit-type reservoir with low earthen dam in a small drainage built by an unknown party.
  - Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity 0.3 AcF acre-feet; period of year when water will be diverted to storage: \_\_\_\_\_ to \_\_\_\_\_ inclusive.
  - Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
  - Is ground water with a temperature of greater than 85°F being sought? \_\_\_\_\_
  - If well is already drilled, when? \_\_\_\_\_; Drilling firm \_\_\_\_\_:  
Well was drilled for (well owner) \_\_\_\_\_
- Time required for completion of works and application of water to proposed beneficial use is 0 years (minimum 1 year)
- Description of proposed uses (if irrigation only, go to item 9):
  - Hydropower; show total feet of head and proposed capacity if KW. \_\_\_\_\_
  - Stockwatering; list number and kind of livestock. 450 Range Cattle
  - Municipal; show name of municipality. \_\_\_\_\_
  - Domestic; show number of households. \_\_\_\_\_
  - Other; describe fully. Wildlife in varying amounts

MICROFILMED

SEP 11 2000

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RGE | SEC | N E |    |    |    | N W |    |    |    | S W |    |    |    | S E |    |    |    | TOTALS |
|-----|-----|-----|-----|----|----|----|-----|----|----|----|-----|----|----|----|-----|----|----|----|--------|
|     |     |     | NE  | NW | SW | SE | NE  | NW | SW | SE | NE  | NW | SW | SE | NE  | NW | SW | SE |        |
| 01S | 12E | 05  |     |    |    |    | S   |    |    |    |     |    |    |    |     |    |    |    |        |
| 01S | 12E | 05  |     |    |    |    | W   |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |

Total number of acres to be irrigated 0

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Bureau of Land Management  
 b. Who owns the land to be irrigated or place of use? Bureau of Land Management  
 c. If the property is owned by a person other than the applicant, describe the arrangement enable the applicant to make this filing: Does Not Apply

12. Remarks: This reservoir was built in trespass on public land without any authorization given by BLM. The GPS map clearly shows the location to be on public land. A water right is needed.

13. MAP OF PROPOSED PROJECT ATTACHED X Show clearly the proposed point of diversion, place of use, section number, township and range number. GPS map of a portion of the Hill City Quad.

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

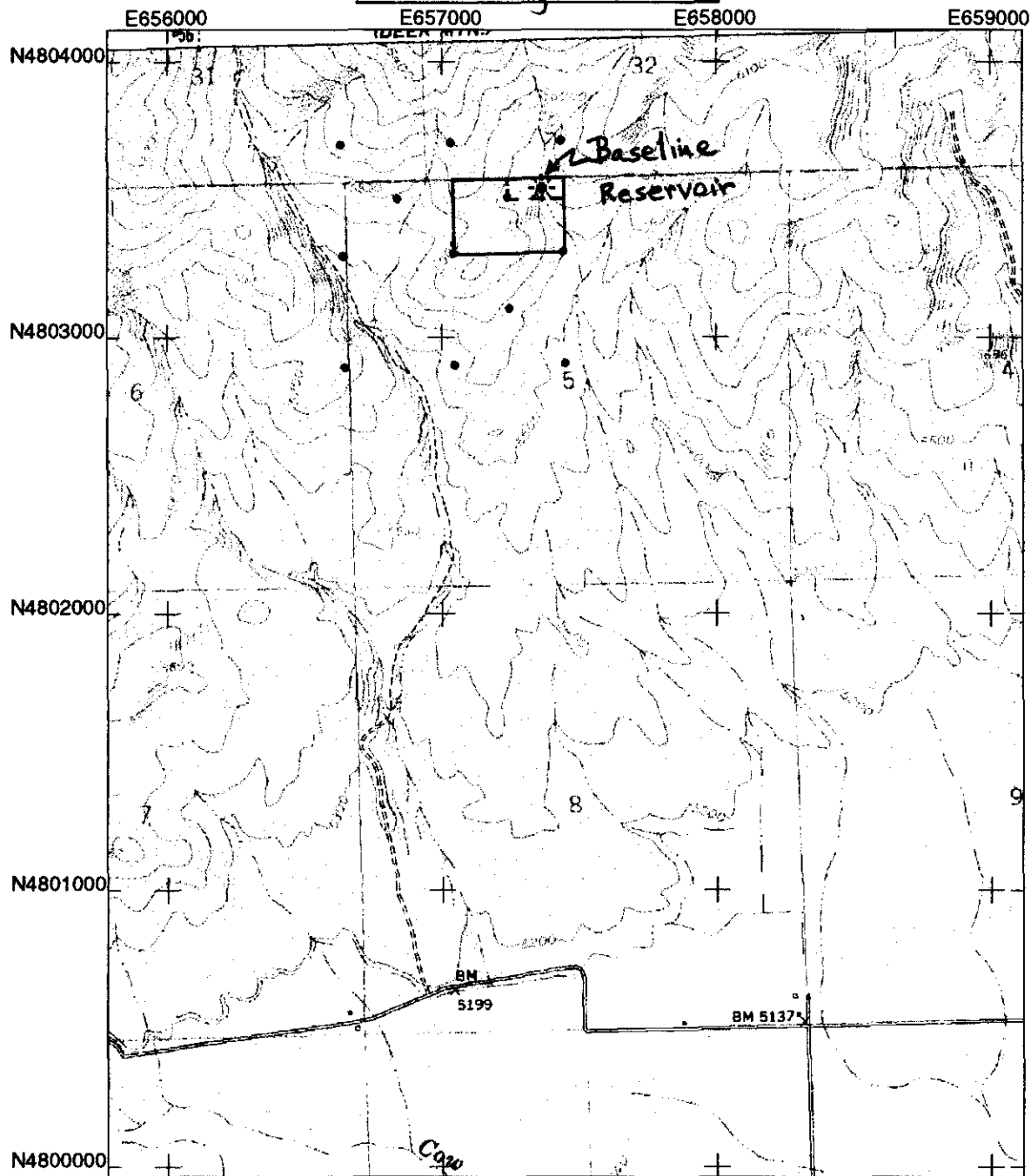
Diana A Kover, Acting  
 Field Manager (Applicant)

Received by [Signature] Date 9-1-00 Time 11:12 am Preliminary check by [Signature]  
 Fee \$ 100. Receipted by [Signature] # 5023366 Date 9-1-00  
 Publication prepared by MB Date 12/4/00 Published in Camas Courier  
 Publication approved [Signature] Date 2/5/01

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APR 11 2001

# TOIS, RIZE



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



Scale 1:24000  
0 1000  
Yards

9122.cor  
9/21/1999  
Pathfinder Office  
**Trimble**

MICROFILMED

APR 11 2001

# TOWNSHIP 1 SOUTH RANGE 12 EAST OF THE BOISE MERIDIAN, IDAH

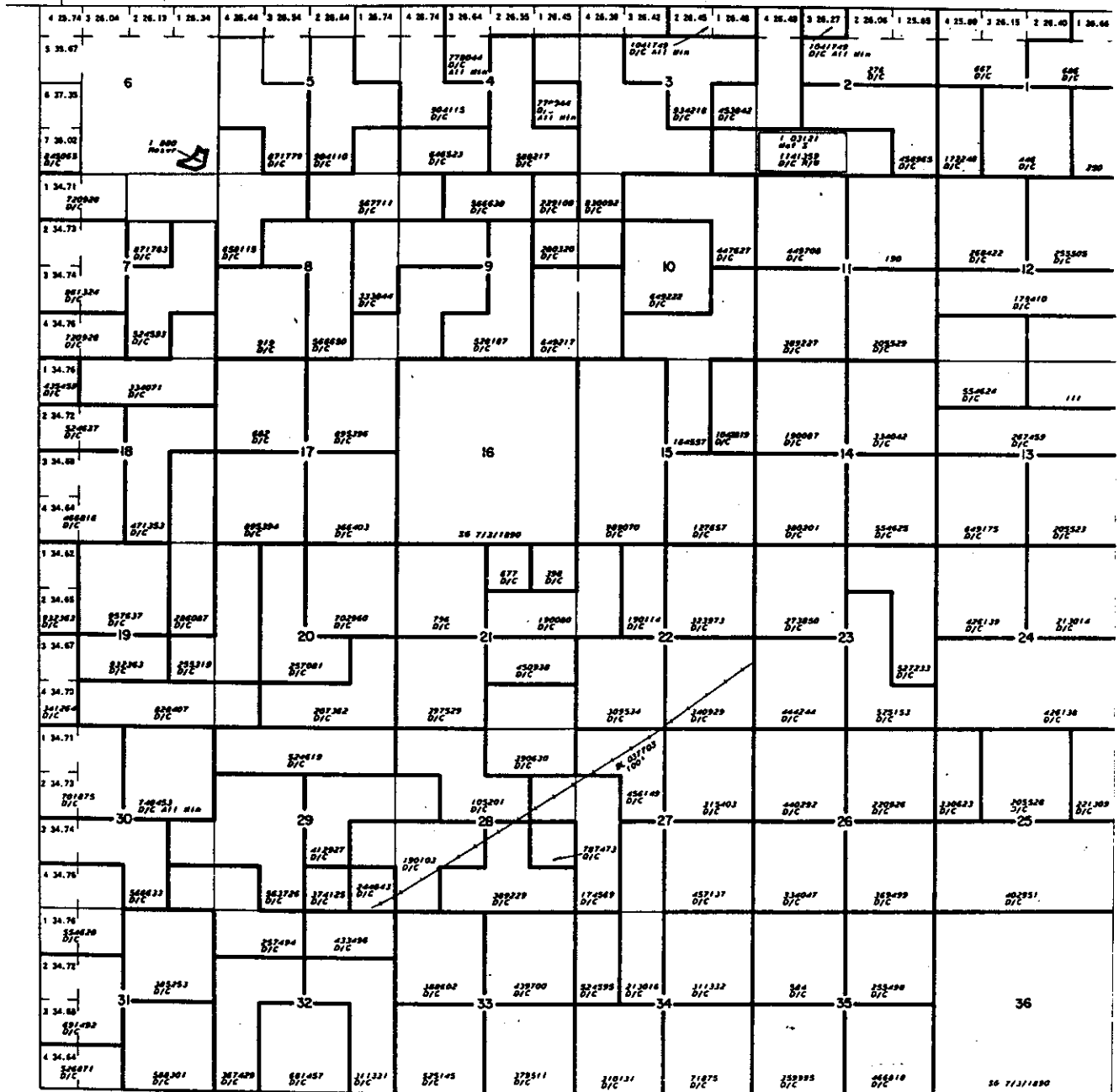
CAMAS COUNTY 025

SNOWSHOE DISTRICT SEC 3

A-11 E

1 R-12 E

1 R-12



SCALE IN Chains  
0 10 20 30 40

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. Records herein do not reflect title changes, which may have been effected by interval monuments of record or other bodies of water. Refer to the original survey for official survey information.

MICROFILMED

APR 11 2001

MTP Card Date 09/11/1995

Reviewed by: Ginger Koonce

Date of Review 02/08/1999

Baseline Reservoir

"Base Line Reservoir" Photo Taken 09/23/97

APR 11 2006

MICROFILMED



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](http://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

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APR 11 2001

## ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 37-8924

Reviewed By: dgibson

Date: April 2, 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.:                      |            | S023366,  | 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 |   | 09/01/2000 |
| Date proof due      | - | 03/01/2002 |
| Lapse notice sent   | - |            |
| No. of days late    | = | 0          |
| Holiday allowance   | + |            |
| Priority date       | + | 09/01/2000 |
| New priority date   | = | 09/01/2000 |

### 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](http://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. 37-8924

**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.

**MICROFILMED**

**APR 11 2001**

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

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley Keen". The signature is fluid and cursive, with the first name "Shelley" and the last name "Keen" clearly distinguishable.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

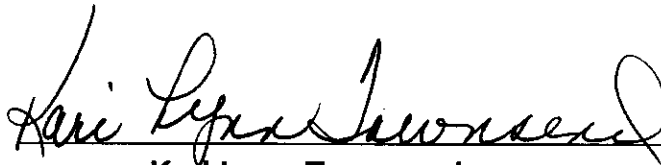
APR 11 2001

## **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. 37-8924**

**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).

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JPG 1 1 2001

### **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.

MICROFILMED  
APR 11 2011



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

MICROFILMED

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.

MICROFILMED

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](http://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 MICROFILMED

Attachments (4)

APR 11 2001

Sent by FAX 3/5

APPLICATION NO. 37-08924

STATE OF IDAHO  
IDWR SOUTHERN REGION  
APPLICATION FOR PERMIT ANALYSIS SHEET

RECEIVED

FEB 23 2001

Department of Water Resources

INITIAL REVIEW BY John Freitas DATE 11/02/00

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 09/01 2000

ADDITIONAL INFORMATION

- ☒ Overlapping place of use( Describe source & relationship to present application on the back.
- ☒ Overlapping point of diversion.
- ☐ Yes ☒ No Is Source Surface Water?
- ☐ 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?
- ☐ 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.

37-17594 (Federal Reserve water)  
37-20202

\* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Date Requested \_\_\_\_\_

Date Sent      Comments Received

SEND COPIES TO:

|                                                               |         |          |
|---------------------------------------------------------------|---------|----------|
| <input type="checkbox"/> Idaho Dept of Health & Welfare       | _____   | _____    |
| <input type="checkbox"/> USDI BLM                             | _____   | _____    |
| <input checked="" type="checkbox"/> Idaho Dept of Fish & Game | 12/4/00 | 1-4-2001 |
| <input type="checkbox"/> USFS                                 | _____   | _____    |
| <input type="checkbox"/> Idaho Dept of Lands                  | _____   | _____    |
| <input checked="" type="checkbox"/> Water Dist. No. 37        | 12/4/00 | 1-5-2001 |
| <input type="checkbox"/> 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: 9/1/2000

COMMENTS:

RECOMMEND ☒ Approval ☐ Denial

By AH- Date 2/15/01

MEMO

FROM: Allen Merritt *AM*

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

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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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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

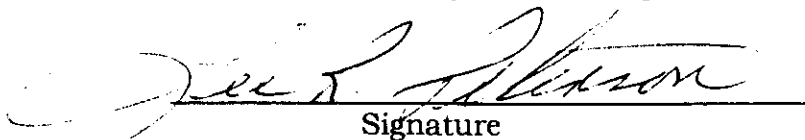
I, Lee R. Peterson, watermaster of Big Wood, Little Wood, Malad Rivers & Camas & Silver Creek of Water District No 37 & 37M, County of Blaine, Lincoln, Camas & Gooding, whose address is P O Box T, Shoshone, Idaho 83352, have read the attached copy of the application for permit in the name of U.S.D.I.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

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APR 11 2001

37-08924



**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 Region

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

37-08924

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APR 11 2001

*Keeping Idaho's Wildlife Heritage*



**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 4, 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 untested 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)**

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**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 4, 2000

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

Re: Applications for Permit (USDI-BLM)-Camas 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)

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APR 11 2001

# ACTION REQUIRED

12/4/00

FROM: MB

TO: Terry Blau

SCA comment please

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APR 11 2001

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )

ss.

County of Camas )

Edward Reagan, being first duly sworn, deposes and says that he/she is the designated agent for the publisher of The Camas Courier, a newspaper published every week in Fairfield, County of Camas, State of Idaho, that said newspaper has been continuously 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, a copy of which is hereto attached, 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 20th day of December, 2000, and the date of the last publication was on the 27th day of December, 2000.

Edward Reagan

On this 2ND day of FEBRUARY, in the year of 2001, before me, a Notary Public, personally appeared EDWARD REAGAN, 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.

John D. Dwyer  
Notary Public for Idaho  
Residing in Fairfield.  
My commission expires: 10

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APR 11 2001

THE CAMAS COURIER  
Post Office Box 339  
Fairfield, Idaho

## Cost of Publication

|                           |                     |                 |
|---------------------------|---------------------|-----------------|
| Number of lines in notice | <u>118</u>          |                 |
| Number of insertions      | <u>2</u>            |                 |
| Cost for advertisement    | First insertion     | \$ <u>41.30</u> |
|                           | Second insertion(s) | \$ <u>35.40</u> |
|                           | Total cost          | \$ <u>76.70</u> |

RECEIVED  
FEB 05 2001  
Department of Water Resources  
Southern Region

OK MB  
02/05/01  
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APR 11 2001

## Open House

Sheriff Harold Lee decided that after 30 years of service, it was time to retire. So we, his family Ann, Halena, Short and Thad, along with his office staff, Search and Rescue, EMT's and the American Legion Post 19, would like to formally invite you to Harold's very special occasion.

Saturday January 6, 2001 from 2:30 P.M. to 5:00 P.M. at the American Legion Hall in Fairfield. Story time begins at 3:00 P.M., so bring them with you.

eline and includes various methods and alternatives for treatment and regeneration."

Once the broad-based, or programmatic, EA is completed, the Forest Service will identify specific projects for treatments. The public will again be offered the opportunity to review and comment on these individual project proposals.

The Forest Service will consider several alternative methods of restoring aspen trees. These methods include prescribed fire, use of tractors to mechanically rip the tree roots to encourage sprouting and the removal of other tree species that crowd out the aspen trees.

A short briefing paper describing the "purpose and need" for the EA is available at Sawtooth National Forest offices in Twin Falls (208-737-3200), Fairfield (208-764-3202), Stanley (208-774-3000) and at the SNRA Headquarters (208-727-5013).

The Forest Service is offering the opportunity for the public to review and comment on the proposal for restoring aspen. To be the most helpful, written comments are requested by January 15, 2001. For further information, please contact Deb Bumpus at 208-727-5000.

Groves of aspen provide many important benefits. They are rich wildlife habitat areas, second only to riparian areas. They provide wildlife cover and food. They provide a colorful diversity to the forest setting during the spring, summer and fall.



## Legal Advertisements

### NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08922

US DEPT OF INTERIOR  
BUREAU OF LAND MANAGEMENT  
400 W F ST  
PO BOX 23  
SHOSHONE, ID 83352  
Source: THORN CREEK Tributary: BIG WOOD RIVER  
Division Pt: SENENW Sec 29 T 02S R 16E in CAMAS County.  
Use: STOCK WATER STORAGE ( 5.60 AF)  
STOCK WATER FROM STORAGE ( 5.60 AF)  
WILDLIFE STORAGE ( 5.60 AF)  
WILDLIFE FROM STORAGE ( 5.60 AF)  
Total Diversion: ( 5.60 AF)  
Date Filed: 9/1/2000  
In: CAMAS County T02R16E S29 NENW

37-08923

US DEPT OF INTERIOR  
BUREAU OF LAND MANAGEMENT  
400 W F ST  
PO BOX 23  
SHOSHONE, ID 83352  
Source: UNNAMED STREAM Tributary: SINKS  
Division Pt: SWNESE Sec 20 T 02S R 17E in CAMAS County.  
Use: STOCK WATER STORAGE ( 0.21 AF)  
STOCK WATER FROM STORAGE ( 0.21 AF)  
WILDLIFE STORAGE ( 0.21 AF)  
WILDLIFE FROM STORAGE ( 0.21 AF)  
Total Diversion: ( 0.21 AF)  
Date Filed: 9/1/2000  
In: CAMAS County T02S R17E S20 NESE

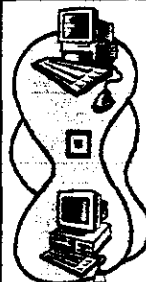
37-08924

US DEPT OF INTERIOR  
BUREAU OF LAND MANAGEMENT  
400 W F ST  
PO BOX 23  
SHOSHONE, ID 83352  
Source: UNNAMED STREAM Tributary: SINKS  
Division Pt: LOT 3 (NENENW) Sec 5 T 01S R 12E in CAMAS County.  
Use: STOCK WATER STORAGE ( 0.30 AF)  
STOCK WATER FROM STORAGE ( 0.30 AF)  
WILDLIFE STORAGE ( 0.30 AF)  
WILDLIFE FROM STORAGE ( 0.30 AF)  
Total Diversion: ( 0.30 AF)  
Date Filed: 9/1/2000  
In: CAMAS County T01S R12E S05 Lot 3 (NENW)

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 on 12/20/2000 & 12/27/2000



### Got Mail? ~ We Do!

Many of you have been sending us your news and questions by e-mail. Thank you.

We have a new e-mail address:

samacva@tlink.com

Look forward to hearing from you.

## Legal Advertisements

### Legal Notice of Public Hearing

Pursuant to Idaho Code 67-6509, NOTICE IS HEREBY GIVEN that the Camas County Board of Commissioners will hold a public hearing in the Camas County Commissioners Room on Thursday the 28th of December, 2000 at approximately 9:30 A.M. The purpose of this hearing is to hear a request by High Country Properties to rezone 41.29 acres of their property, 8 miles north of Fairfield, off of Soldier Road, from Agricultural to Agricultural Transition Zone. The property is described as follows:

Township 1 North, Range 14 East of the Boise Meridian, Camas County, Section 4, Parcel 6: SW 1/4 NE 1/4.

published December 13, 20, and 27/2000.

### NOTICE OF TRUSTEE'S SALE

On the 29th day of March, 2001, at the hour of 10:00 A.M., of said day, (recognized local time), in the Office of Land Title and Escrow, Inc. 211 West 13th Street, Burley, in the County of Camas, State of Idaho, First American Title Company of Idaho, Inc., an Idaho Corporation, as successor trustee, will sell at public auction, to the highest bidder, for cash, in lawful money of the United States, all payable at the time of sale, the following described real property, situated in the County of Camas, State of Idaho, and described as follows, to-wit:

Lots 12, 13 and 14 in Block 10 of Fairfield Townsite, Camas County, Idaho, according to the plat thereof, recorded in the office of the County Recorder of said County.

The Trustee has no knowledge of a more particular description of the above referenced real property, but for purposes of compliance with Section 60-113 Idaho Code, the Trustee has been informed that according to the County Assessor's office, the address of 708 Soldier Road, Fairfield, Idaho, is sometimes associated with said real property.

Said sale will be made without covenant or warranty regarding title, possession or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the deed of trust executed by SHIRLEY NT JONES, as grantor, to FIRST AMERICAN TITLE COMPANY OF IDAHO, INC., an Idaho Corporation, as trustee for the benefit and security of BA MORTGAGE LLC (A WHOLLY OWNED SUBSIDIARY OF BANK OF AMERICA N.A.), as beneficiary, recorded January 5, 2000, as Instrument No. 73645, Mortgage Records of Camas County, Idaho.

THE ABOVE GRANTORS ARE NAMED TO COMPLY WITH SECTION 45-1306 (4)(A), IDAHO CODE. NO REPRESENTATION IS MADE THAT THEY ARE, OR ARE NOT, PRESENTLY RESPONSIBLE FOR THIS OBLIGATION.

The default for which this sale is to be made is the failure to pay when due, under Deed of Trust Note, the monthly payments for Principal, Interest and Impounds of \$254.59, due per month for the months of August through October, 2000 and all subsequent payments until the date of sale or reinstatement, with interest accruing at 8.25% per annum, and continuing to accrue from July 1, 2000. The principal balance owing as of this date on the obligation secured by said Deed of Trust is \$25,396.22, plus accruing interest, costs and advances. All delinquent amounts are now due, together with accruing late charges and interest, unpaid and accruing taxes, assessments, trustee's fees, attorney's fees, and any amounts advanced to protect the security associated with this foreclosure and that the beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation.

Date: November 21, 2000

FIRST AMERICAN TITLE COMPANY OF IDAHO, INC.

By Monine Cole, Trust Officer

59 lines X 2 columns = 118 lines  
151 + 118 X .35 = 41.30  
118 X .30 = 35.40

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APR 11 2001

OK  
NVS  
2/5/01

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08922

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

Source: THORN CREEK

Tributary: BIG WOOD RIVER

Diversion Pt: SENENW Sec 29 T 02S R 16E in CAMAS County.

|                         |   |          |
|-------------------------|---|----------|
| Use: STOCKWATER STORAGE | ( | 5.60 AF) |
| STOCKWATER FROM STORAGE | ( | 5.60 AF) |
| WILDLIFE STORAGE        | ( | 5.60 AF) |
| WILDLIFE FROM STORAGE   | ( | 5.60 AF) |
| Total Diversion:        | ( | 5.60 AF) |

Date Filed: 9/ 1/2000

In: CAMAS County  
T02S R16E S29 NENW

37-08923

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: SWNESE Sec 20 T 02S R 17E in CAMAS County.

|                         |   |          |
|-------------------------|---|----------|
| Use: STOCKWATER STORAGE | ( | 0.21 AF) |
| STOCKWATER FROM STORAGE | ( | 0.21 AF) |
| WILDLIFE STORAGE        | ( | 0.21 AF) |
| WILDLIFE FROM STORAGE   | ( | 0.21 AF) |
| Total Diversion:        | ( | 0.21 AF) |

Date Filed: 9/ 1/2000

In: CAMAS County  
T02S R17E S20 NESE

37-08924

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: LOT 3 (NENENW) Sec 5 T 01S R 12E in CAMAS 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/ 1/2000

In: CAMAS County  
T01S R12E S05 Lot 3(NENW)

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

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SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

DECEMBER 4, 2000

Legal Notices Department  
THE CAMAS COURIER  
PO BOX 339  
FAIRFIELD, ID 83327

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