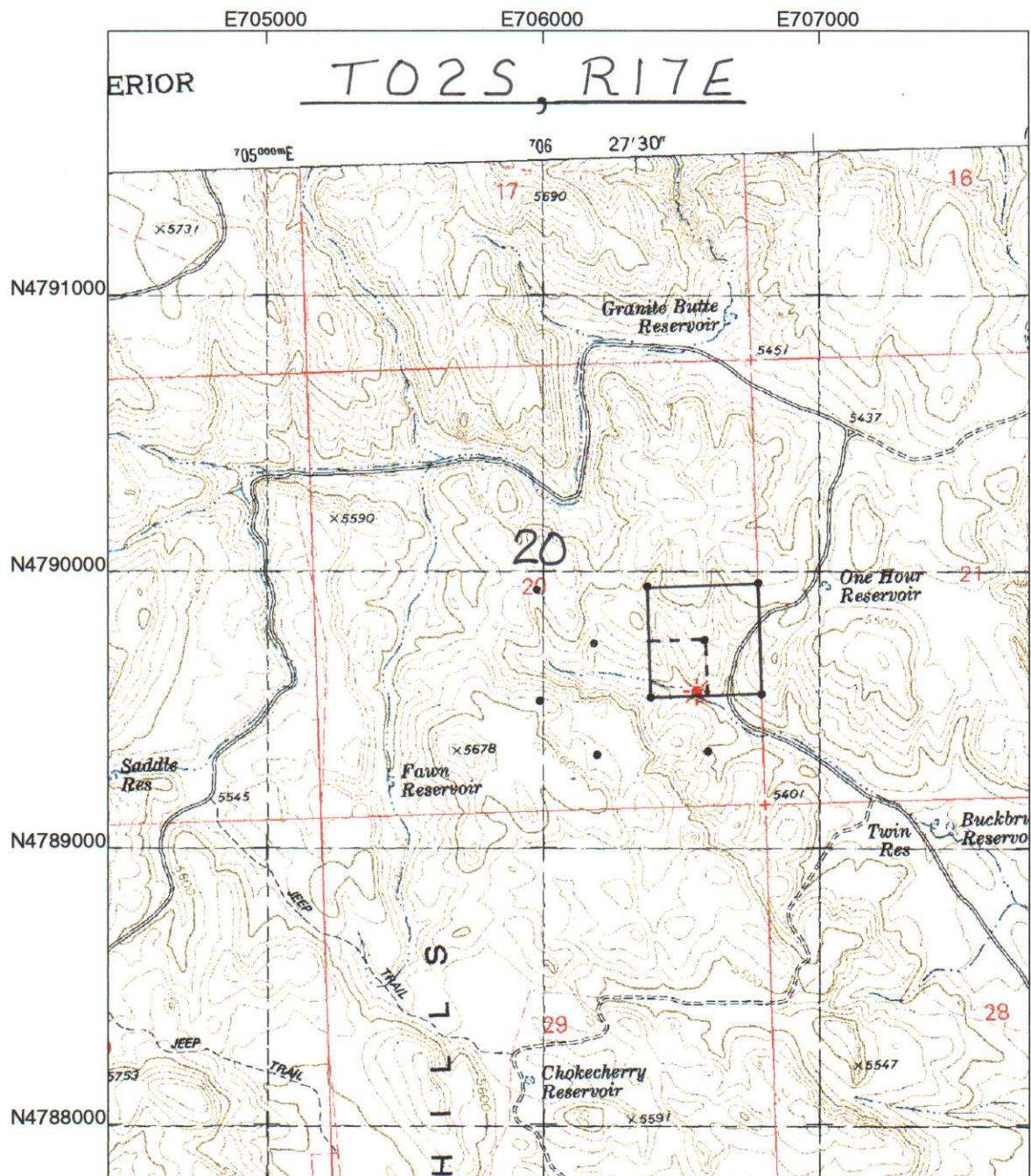




Curve Reservoir

Universal Transverse Mercator
11 North
NAD 1927 (Western US)

Summit Reservoir Quadrangle



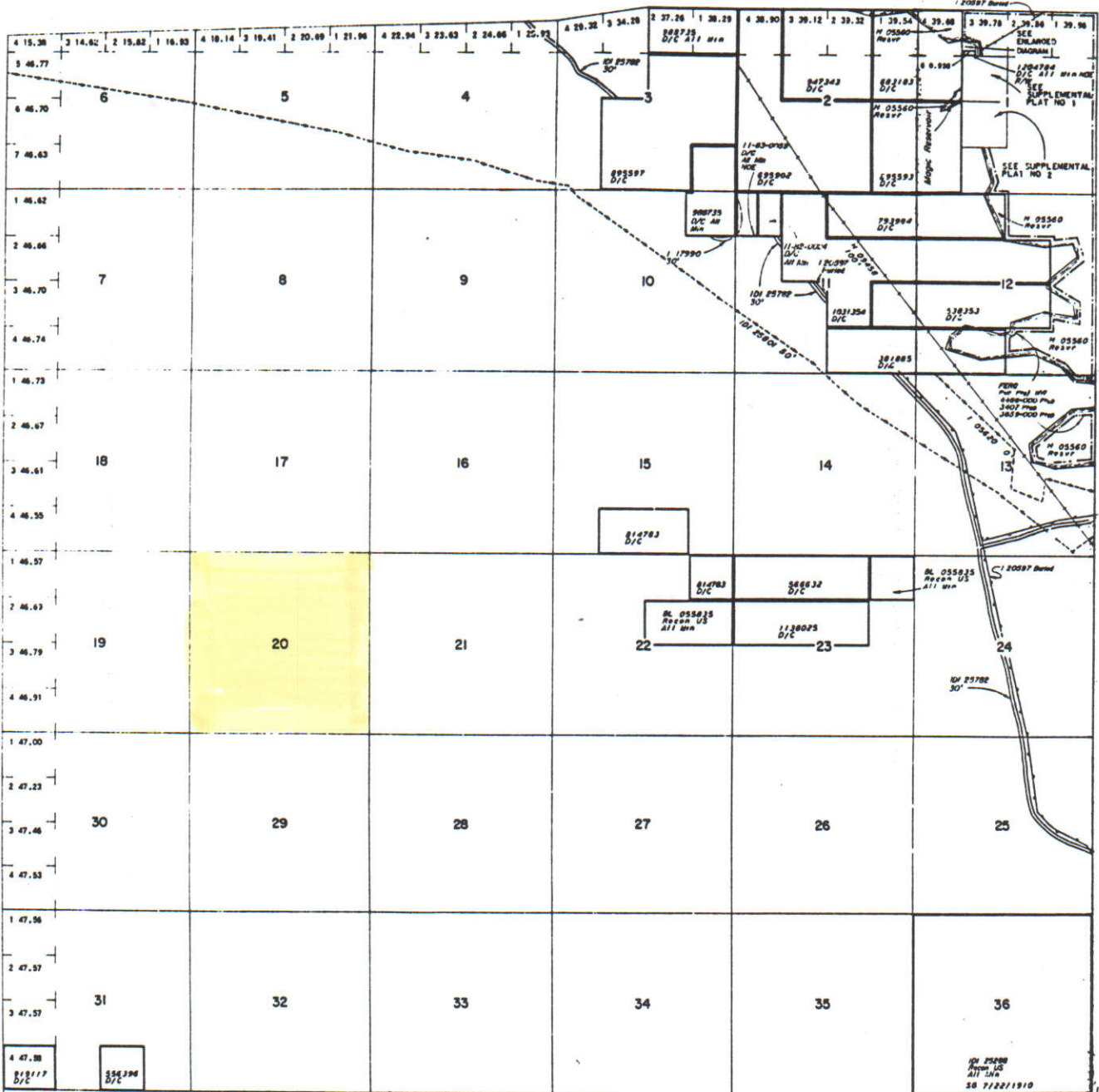
curve.ssf
9/10/1999
Pathfinder Office
 Trimble

MICROFILMED

APR 11 2001

TOWNSHIP 2 SOUTH RANGE 17 EAST OF THE BOISE MERIDIAN, IDAHO
SHOSHONE DISTRICT SEC 3

047 CAMAS COUNTY BLAINE COUNTY



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 lateral movements of rivers or other bodies of water. Refer to the original surveys for official survey information.

THE NOTATION
ACTION TAKEN
THE HISTORICAL
DRAWAL ORDER

MTP Card Date 02/10/1997
Reviewed by: Ginger Koonce
Date of Review 02/09/1999

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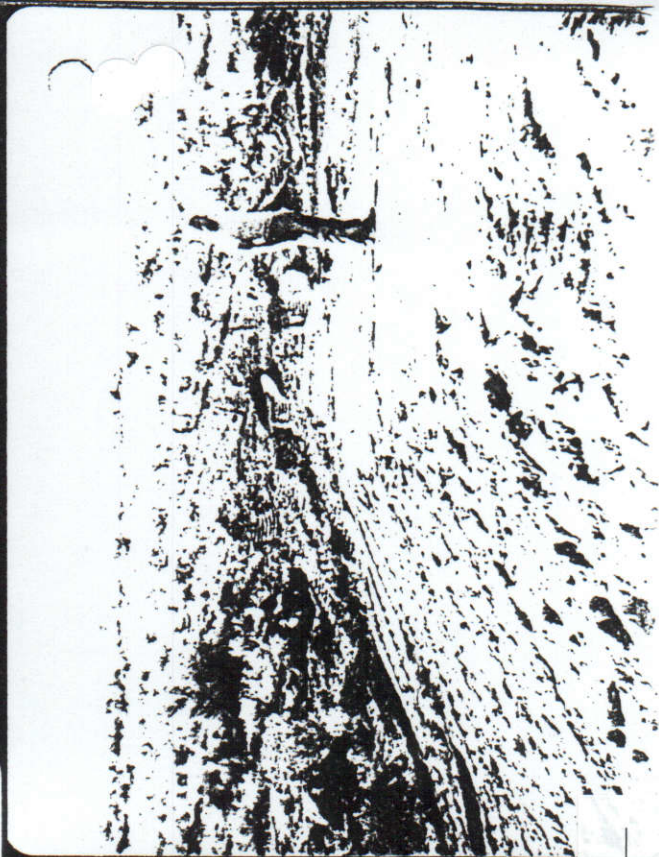
APR 11 2001



CURVE RESERVOIR
1980



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APR 11 2001



Attachment B: Curve Res.



RECEIVED
SEP 01 2000
Department of Water Resources
Southern Region

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.
Receipt No. 5083366
Receipt By: ds
Date Received: 9-1-00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES "Curve Res."
RECEIVED

PROOF OF BENEFICIAL USE

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. 37-08923 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: 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): 3100 Range Cattle
1000 Range Sheep
Irrigation (No. of acres): _____ Other: Wildlife in varying amounts
6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR 0.21 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.

Signature of permit holder:

[Signature] Gold Manager
(include your title, if on behalf of company or organization)

Date:

8/24/00

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APR 11 2001

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-08923

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 SW 1/4 NE 1/4 Sec. 20, Twp 02S, Rge 17E, B.M. CAMAS County

PLACE OF USE: STOCKWATER STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	17E	20													X				

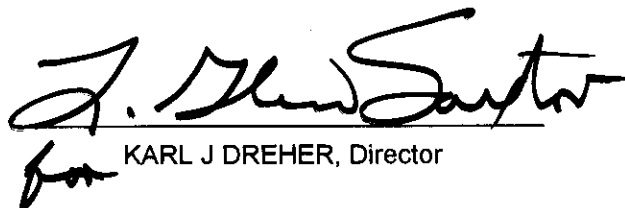
PLACE OF USE: WILDLIFE STORAGE, same as Stockwater Storage

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. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
4. 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.
5. Stockwater storage is for 3,100 range cattle and 1,000 sheep.
6. This development is known as Curve 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 20th day of March, 2001.

MICROFILMED
APR 11 2001


for KARL J DREHER, Director

RECEIVED
SEP 01 2000
Department of Water Resources
Southern Region

RECEIVED

FEB 23 2001

Curve Res.

Department of Water Resources
STATE OF IDAHO

Ident. No.

37-08923

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

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 Unnamed Stream which is a tributary of Sinks
3. Location of point of diversion is SW 1/4 of NE 1/4 of SE 1/4, Govt. Lot _____
Sec 20 Township 02S Range 17E B.M. Camas County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.21 AcF for Stockwater ^{storage E.P.D. 10/26/00} purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.21 AcF for Stockwater from Storage purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.21 AcF for Wildlife ^{storage E.P.D.} purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.21 AcF for Wildlife from Storage purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) _____ and/or (b) 0.21 AcF
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. _____
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity 0.21 AcF 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. 3100 Range Cattle and 1000 Range Sheep
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. Wildlife in varying amounts

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APR 11 2001

9. Description of place of use:

"Curve Res."

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	
02S	17E	20													S				
02S	17E	20													W				

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. SRBA claim 37-17378 (3705680012. BLM Ident) was dropped in order to pursue an administrative water right claim on this reservoir. (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 reservoir is also known as Curve Reservoir. Dimensions of the reservoir are as follows:

Length - 75' ; Width - 50' ; Avg. Depth - 2.5' , for a filled volume of 0.21 acre-feet.

(See photo(s) attached to inside of folder. 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.



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

MICROFILMED

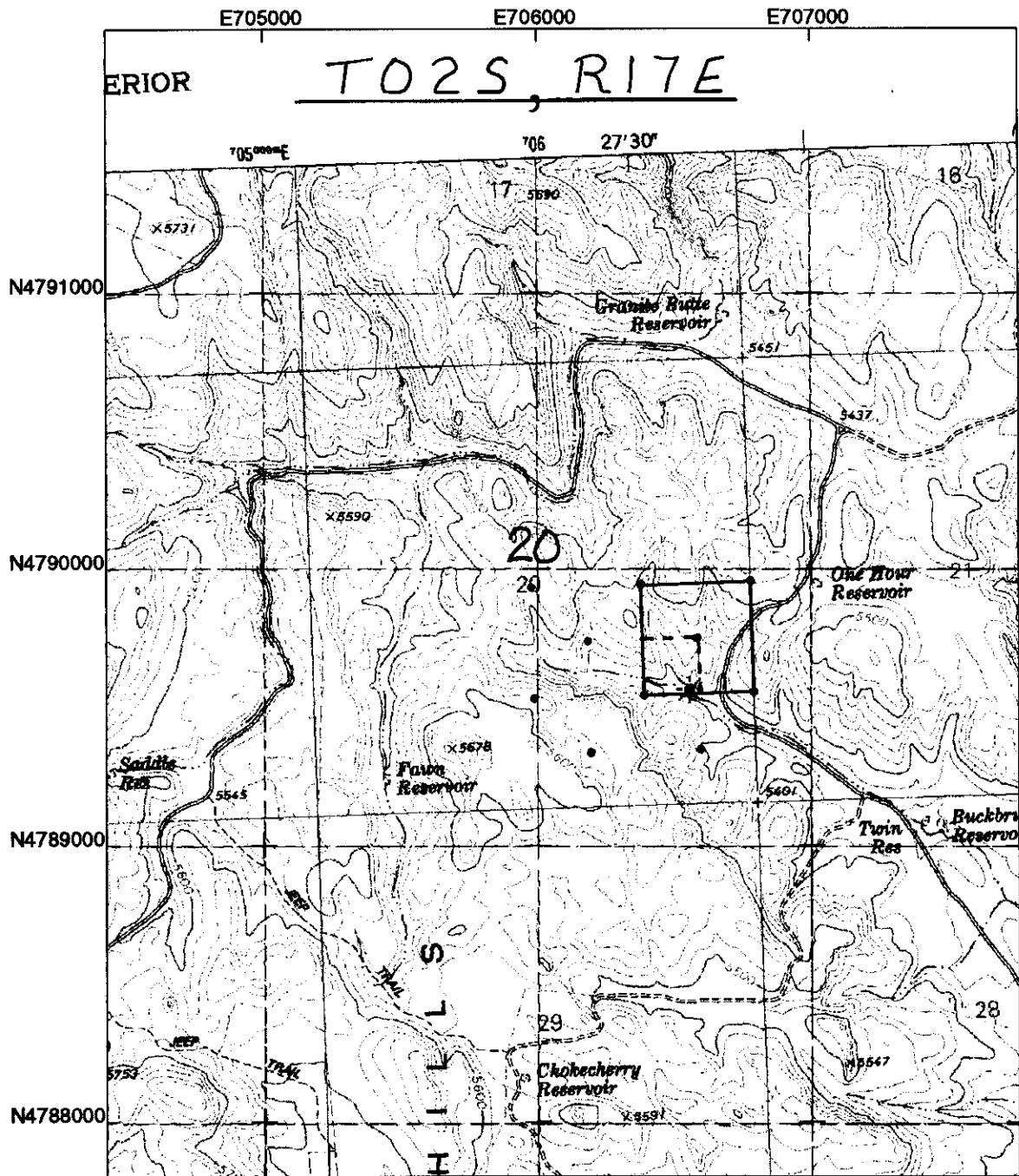
APR 11 2001

Received by JB Date 9-1-00 Time 11:12 am Preliminary check by _____

Fee \$ 100. Received by JB # 5023366 Date 9-1-00

Publication prepared by NB Date 12/4/00 Published in Camas Courier

Publication approved MB Date 2/5/01



Curve Reservoir

Universal Transverse Mercator

11 North

NAD 1927 (Western US)

Summit Reservoir Quadrangle



Scale 1:24000



Feet

curve.ssf

9/10/1999

Pathfinder Office

Trimble

MICROFILMED

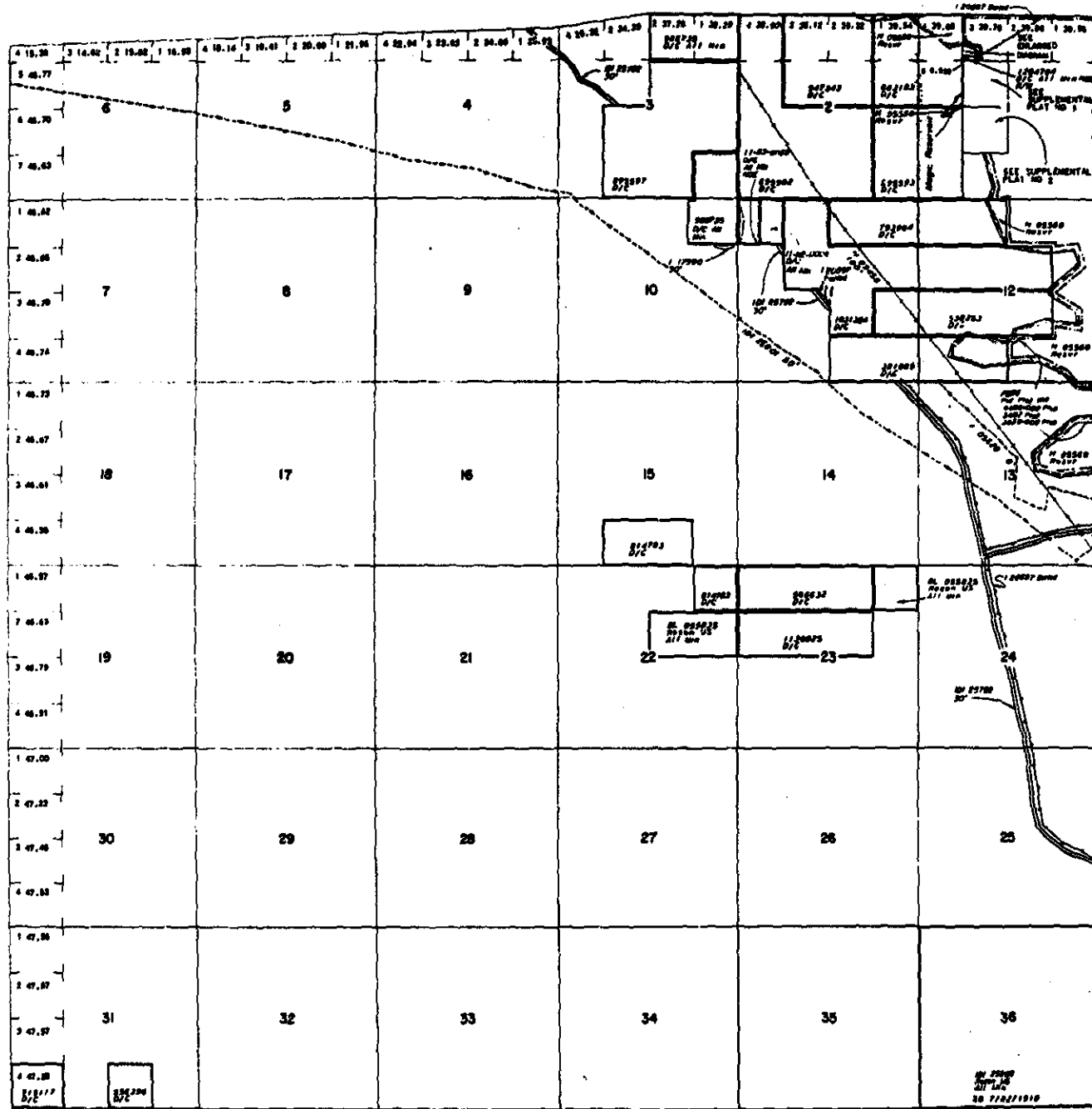
APR 11 2001

TOWNSHIP 2 SOUTH RANGE 17 EAST OF THE BOISE MERIDIAN, IDAHO

SHOSHONE DISTRICT SEC 3

047 CAMAS COUNTY

BLAINE COUNTY



SCALE in Chains
0 10 20 30 40

WARNING STATEMENT
This plat is the Bureau's Record of Title, and should be used only as a guide to the location of the survey. It is not a substitute for the original survey data, and should not be used for any purpose other than to show the location of the survey. It is not a substitute for the original survey data, and should not be used for any purpose other than to show the location of the survey.

THE NOTATION 5
ACTION TAKEN 4
THE HISTORICAL
DRAWING ORDER

MTP Card Date 02/10/1997
Reviewed by: Ginger Koonce
Date of Review 02/09/1999

MICROFILMED

APR 11 2001

Attachment A: SRBA claim
37-17378 BLM dropped to pursue
administratively.

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APR 11 2001

BLM Water Right File Verification Form for SRBA

b. Ident: **3705680012**IDWR No: **A37-17378**7.5 min. quad: **Summit Reservoir**Project Name: **CURVE RESERVOIR**Project No: **4993**Priority Date: **1/1/1879**Allot.Name: **NORTH SHOSHONE**Allot.No: **0426**DivMeans: **EARTHEN DAM IN A DRAINAGE**Source: **UNNAMED STREAM**Trib: **SINKS**TotDivRate: **0** TotDivVol: **0.2**

initial
POD →

Tn	Rg	Sec	T1	T2	T3	Lot
02S	17E	20	NE	SE	SE	0

initial
POU →

Tn	Rg	S	T1	T2	Lot
02S	17E	20	SE	SE	0

Use:	From:	To:	DivRate:
05	0101	1231	0

06	0101	1231	0
----	------	------	---

17	0101	1231	0
----	------	------	---

18	0101	1231	0
----	------	------	---

one square = _____ acres

Field Investigation Info: **Troy Bland**Source type: stream - spring - reservoir - well - playa - pond - lake - otherInvestigator(s): **Gary Wright, Sean Call**

Other type: _____

Developed? ☒ NDate/Time **5-2-97 1426**

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

Claim Verification Location(s): **Shown above**Dimensions: Length **75** Width **50** Avg Depth **2.5 ft**Channel IN: Artificial - NaturalOUT: Artif - NaturalDoes water arise/sink on public land? Arise - Sink

Photo	Roll 7 Frame 13
Info	

For streams and springs:

Flow: _____ CFS, or _____ GPM

How measured? _____

Site Description **This reservoir**GPS: ☒ N GPS file name: **A050220F****was constructed by**Lat **43.39** / Long **112.39**

excavating an earthen dam across an ephemeral drainage so as to catch and hold water throughout the season.

Dominant vegetations: cottonwood/aspen - willows - sedges/rushes **Sage/grass**Percent bare ground? **20.1**Water present? ☒ N Water class: perennial - intermittent - ephemeral - flowing - standing groundwaterWhere water is not present, what are the indicators that water was present? **Water present**Evidence of livestock/wildlife use at site: **Cattle trails**Recommendation: pursue - amend - drop the water claim

Water Rights Coordinator (sign/date)

Floyd P. Dewitt**August 21, 1997**

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APR 11 2001

Attachment A: Curve Res.

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

BLMIDENT:

3705680012

POD

POU

<u>Tn</u>	<u>Rq</u>	<u>Sec</u>	<u>T1</u>	<u>T2</u>	<u>T3</u>	<u>Lot</u>
02S	17E	20	NE	SE	SE	0

<u>Tn</u>	<u>Rq</u>	<u>Sec</u>	<u>T1</u>	<u>T2</u>	<u>Lot</u>	<u>Use</u>	<u>Ac.</u>
02S	17E	20	SE	SE	0	18	
02S	17E	20	SE	SE	0	06	
02S	17E	20	SE	SE	0	17	
02S	17E	20	SE	SE	0	05	

* verification
location
(Frame 13)

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APR 11 2001

Attachment B: Documentation of
Curve Res. from the project
file that BLM has on record.

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APR 11 2001

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

JOB DOCUMENTATION REPORT

I - GENERAL DESCRIPTION

Card 1

5. Job Name (11-30)

Curve Reservoir

LOCATION CODES

6. Special Project Code (31-34)
7. Resource Area/Planning Unit (35-38) 6804
8. Subregion (39-42) 1704 9. County (43-45) 025
10. Watershed Area Number (46-48)
11. Allotment Number (49-52) 0424
12. Wildlife Habitat Area (53-56)
13. Wild Horse/Burro Area Number (57-60)
14. Meridian (61-62) 08
15. Township (63-67) 00205
16. Range (68-72) 0170E 17. Section (73-74) 20
18. Subdivision (75-78) SESE

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

Card 2

75. Subactivity (11-14) 4322
76. Component-Job Code (15-18) 4457

UNITS PLANNED

77. Primary (19-24) 1.0
78. Secondary (25-29) 1000

TIME OF AWARD

79. Fiscal Year (30-31) 81 80. Third (32) 1

TIME OF COMPLETION

81. Fiscal Year (33-34) 81 82. Third (35) 1

BLM COST

83. Method (36) 5
84. Material (37-41) 10
85. Contract (42-47) 0

CONTRIBUTED COST

86. Material (48-52) 0
87. Labor/Equipment (53-57) 1200

MAINTENANCE

88. Responsibility (58) 3 89. Cycle (59-61) 103

JOB IDENTIFICATION

1. State (2-3) 5 2. District (4-5) 05
3. Job Number 4993
4. Transaction Code (10) 2

III - JOB DETAILS AND BENEFITS

Card 3

37. Primary Job Objective (11) 5

PLANT AND PEST CONTROL

39. Chemical (12) ☐ 42. Method (13) ☐
45. 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 TILLAGE

54. Method (29)

FACILITIES

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

WATER DEVELOPMENT/CONTROL

59. Type (32-33) 12
60. Water Filing Number (34-39)
STORAGE (Ac. Ft.) 61. Flood (40-45)
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 DAYS ADDED

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

IV - PROGRESS REPORT

Card 4

COMPLETION DATA

UNITS 90. Primary (11-16) 1.0
91. Secondary (17-21) 1000
TIME 92. Fiscal Year (22-23) 81
93. Third (24) 1
94. Job Cost (25-30) 001200
95. Work-Months (31-33) 001

CONTRIBUTION DETAIL

96. Agreement (34) 2 97. Contributor (35) 4
98. Contributor's Name (36-55) W Shoshone CATT ASSN

CONTRIBUTIONS

99. Deposited (56-60)
UNDEPOSITED 100. Materials (61-65)
101. Labor/Equipment (66-70) 1200

V - DETAIL OF UNITS AND COSTS

☐ ESTIMATE ☐ ACTUAL

WORK DESCRIPTION AND MATERIALS (a)	UNITS		BLM COSTS		COOPERATOR COST	
	EA.MILE,ETC. (b)	COST (c)	MATERIALS (d)	CONTRACT (e)	MATERIALS (f)	LABOR (g)
TOTALS Materials						
Labor/Equipment						

MICROFILM

Form 1732-1 (August 1)

APR 11 2001

Attachment B: Curve Res.

To: Project File
From: District Engineer
Subject: ~~Barrow~~ Reservoir
Curve

~~Barrow~~ Reservoir was not constructed to Bureau standards. The poor quality of the work that was done will lead to high maintenance costs to keep the Reservoir in a working condition.

Work was done without inspection by the users. The district was not notified that the work was being done.

Roger Dalrymple

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APR 11 2001

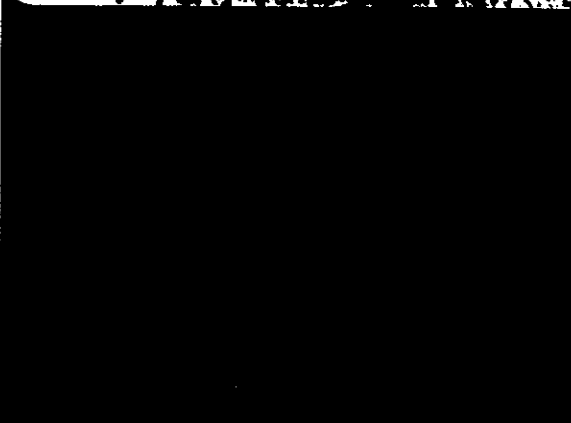


CURVE RESERVOIR

1980



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APR 2001



Attachment B: Curve Res.



33

STATE

I	D
---	---

DISTRICT

0	5
---	---

JOB NUMBER

4	9	9	3
---	---	---	---

T 0 2 S R 1 7 E

1 mi/e

QUESTION: B O I S E

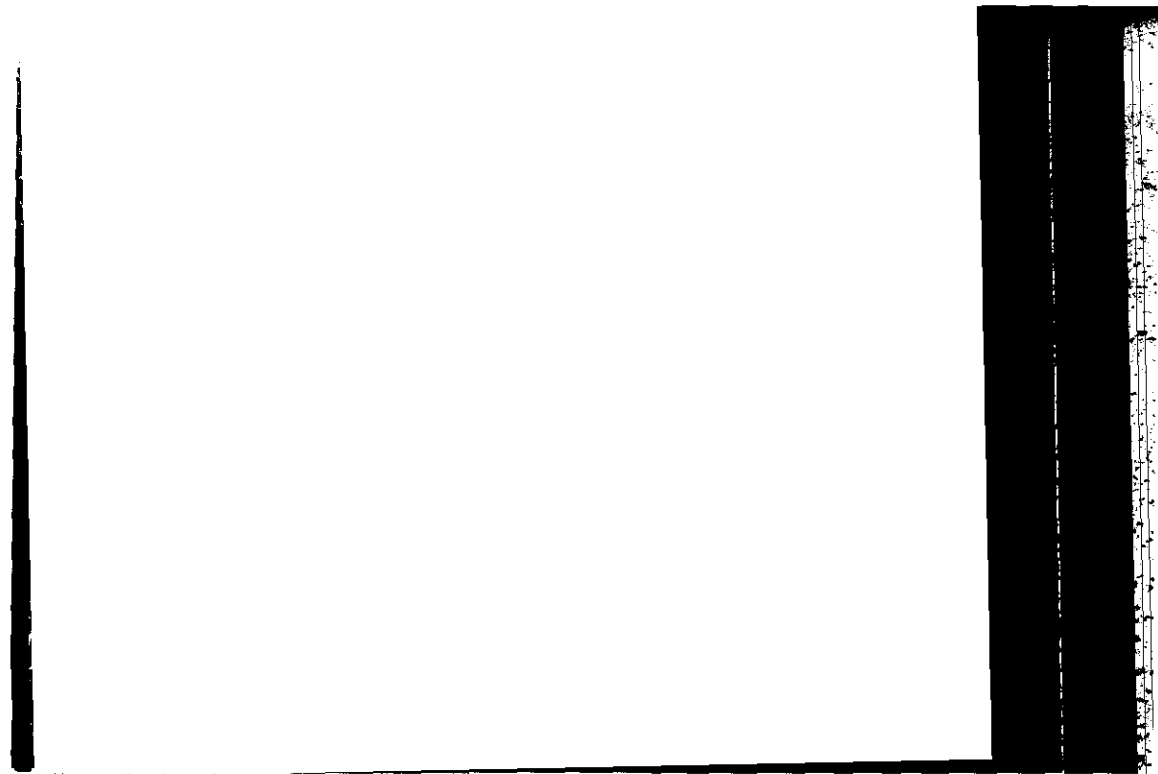
A 20x20 grid with the following circled numbers: 6 (row 1, col 1), 7 (row 2, col 1), 8 (row 3, col 1), 12 (row 2, col 19), 13 (row 3, col 19), 14 (row 4, col 19), 15 (row 5, col 19), 16 (row 6, col 19), 17 (row 7, col 19), 18 (row 8, col 1), 19 (row 8, col 19), and 20 (row 9, col 19). A double arrow symbol is located at row 8, col 10.

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APR 11 2001

Prepared by	108 DOORWER, 7.11.1968	Title	108 DOORWER, 7.11.1968	Date	7.11.1968
Approved by	108 DOORWER, 7.11.1968	Title	108 DOORWER, 7.11.1968	Date	7.11.1968

Attachment B: Curve Res.



Curve Res.

QUAD. Summit Reservoir

CLAIM Administrative Filing

ROLL 7 FRAME 13

DATE 5/2/97 TIME 1426

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APR 11 2001

Photos

MICROFILMED



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

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APR 11 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 37-8923

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.

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

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. 37-8923

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 cursive script, appearing to read "Shelley Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

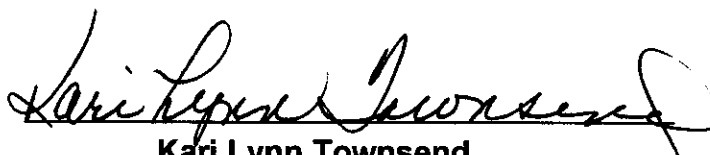
MICROFILMED
APR 11 2001

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. 37-8923

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

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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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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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MAR 13 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

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APR 11 2001

Cc: IDFG- NRPB
BLM- Shoshone

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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Attachments (4)

Sent by FAX 3/5

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 2/28/01

No. 37-8923 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)
Irr 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, 1000 sheep
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 no div from storage user

Shape files made

APPLICATION NO. 37-08923

STATE OF IDAHO
IDWR SOUTHERN REGION
APPLICATION FOR PERMIT ANALYSIS SHEET

RECEIVED

FEB 23 2001

INITIAL REVIEW BY John Freitag DATE 11-2-00

Department of Water Resources

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. see Remarks
☒ 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. 37-18962 instream shock water
☒ Overlapping point of diversion. 37-18962
☒ 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.

• REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

Date Requested _____

Date Sent Comments Received

SEND COPIES TO:

☐ Idaho Dept of Health & Welfare	_____	_____
☐ USBI BLM	_____	_____
☒ Idaho Dept of Fish & Game	<u>12/4/00</u>	<u>1-4-2001</u>
☐ USFS	_____	_____
☐ Idaho Dept of Lands	_____	_____
☒ Water Dist. No. <u>37</u>	<u>12/4/00</u>	<u>1-5-2001</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: 9/1/2000

COMMENTS:

RECOMMEND ☒ Approval ☐ Denial

By AM 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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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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APR 11 2001

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

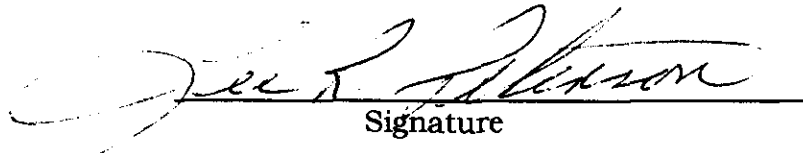
I, Lee R. Peterson, watermaster of Big Wood, Little Wood, Malad Rivers & Camas & Silver Creek of Water District No 37 & 37M, County of Blaine, Lincoln, Camas & Gooding, whose address is P O Box T, Shoshone, Idaho 83352, have read the attached copy of the application for permit in the name of U.S.D.I.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

37-08943



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

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APR 11 2001

Keeping Idaho's Wildlife Heritage

27-08922



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 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



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)

MICROFILMED

APR 11 2001

ACTION REQUIRED

12/4/00

FROM: MB

TO: Terry Blau

SCA comment please

MICROFILMED

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

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
2/5/01
MB
MICROFILMED
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, Helena, 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.

cline 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.



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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
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 23
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

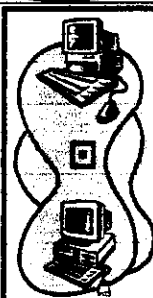
US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
400 W F ST
PO BOX 23
SHOSHONE, ID 83352
Source: UNNAMED STREAM Tributary: SINKS
Diversion Pt: LOT 3 (NENENW) Sec 5 T 01S R 12E in CAMAS County.
Use: STOCKWATER STORAGE (0.30 AF)
STOCKWATER FROM STORAGE (0.30 AF)
WILDLIFE STORAGE (0.30 AF)
WILDLIFE FROM STORAGE (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 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 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 Esrow, 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 788 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 SHERRIL 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 45-1506 (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

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APR 11 2001

59 lines X 2 columns = 118 lines

151 411
118 X .35 = 41.30

118 X .30 = 35.40

OK
NVE
2/5/01

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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

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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

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

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APR 11 2001