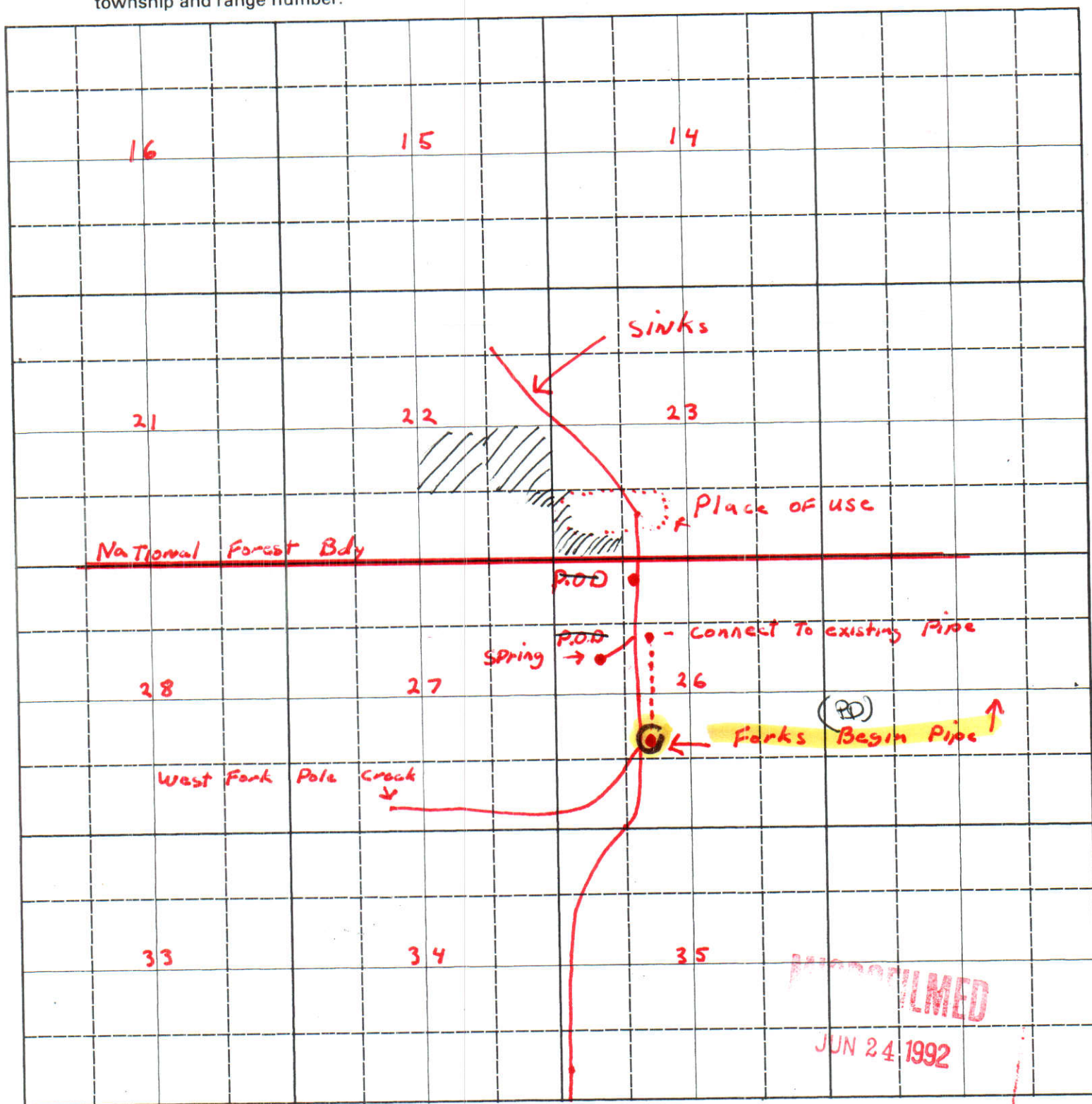


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

[Signature]
(Applicant)

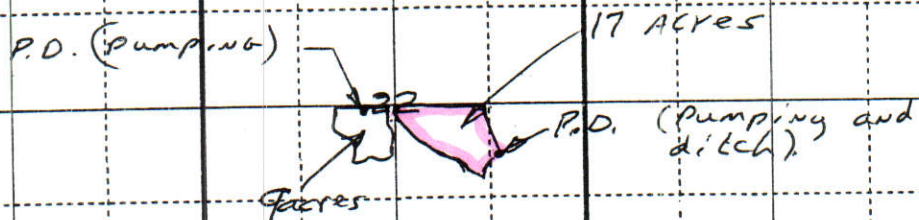


Diagram of System

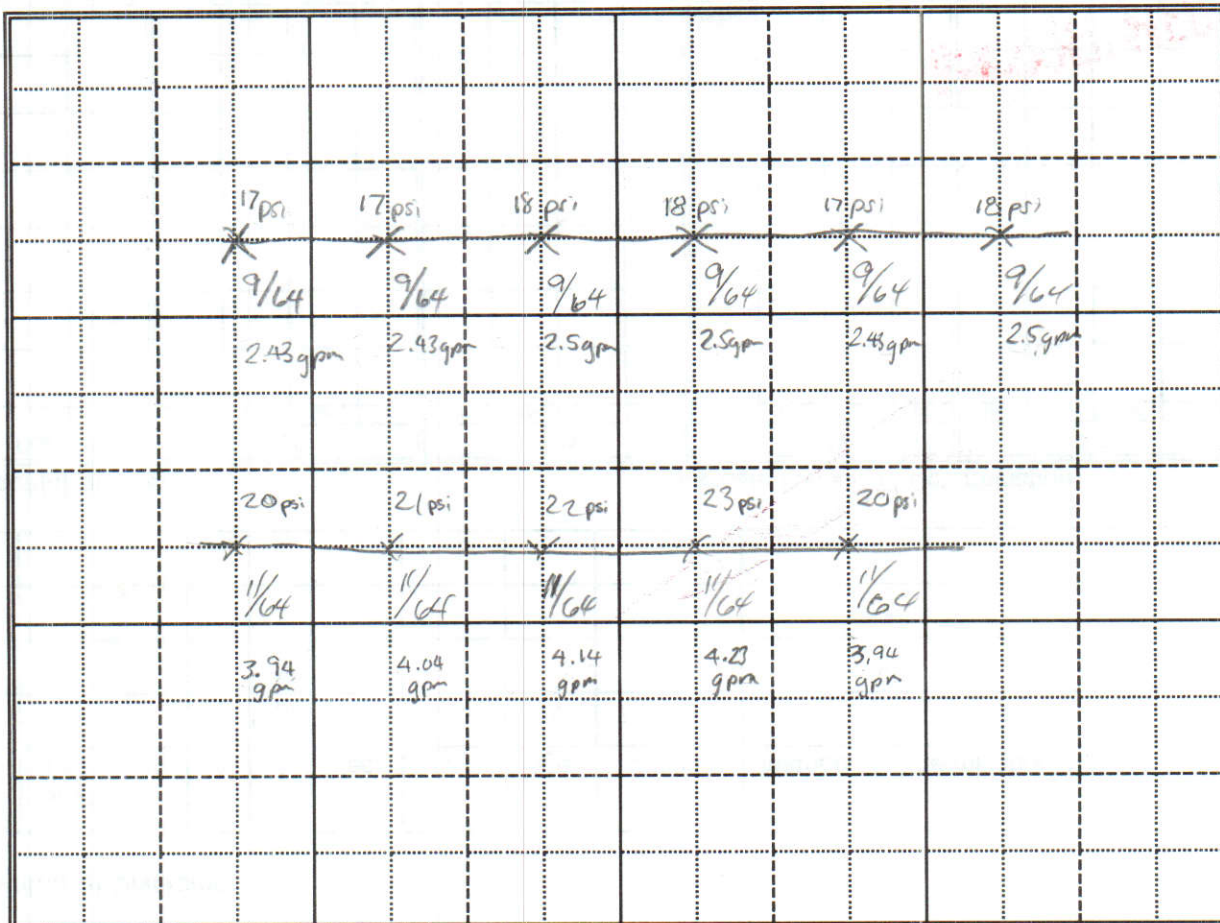
Exam MAP for
22-02279

(22-07710 Overlaps NWSE $\frac{1}{4}$ $\frac{1}{4}$)

RECORDED

AUG 08 1995

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: 2.5 gal 1 min 10.27 sec, + 2.5 gal 10.67 sec pond 114 steps long @ 2.63 ft long
110 wide

More Details: 114 steps long @ 2.63 ft long

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AUG 08 1995

R45E

T3N

Creek 23

Springs

Sherman Spring

PLACE OF USE

POND

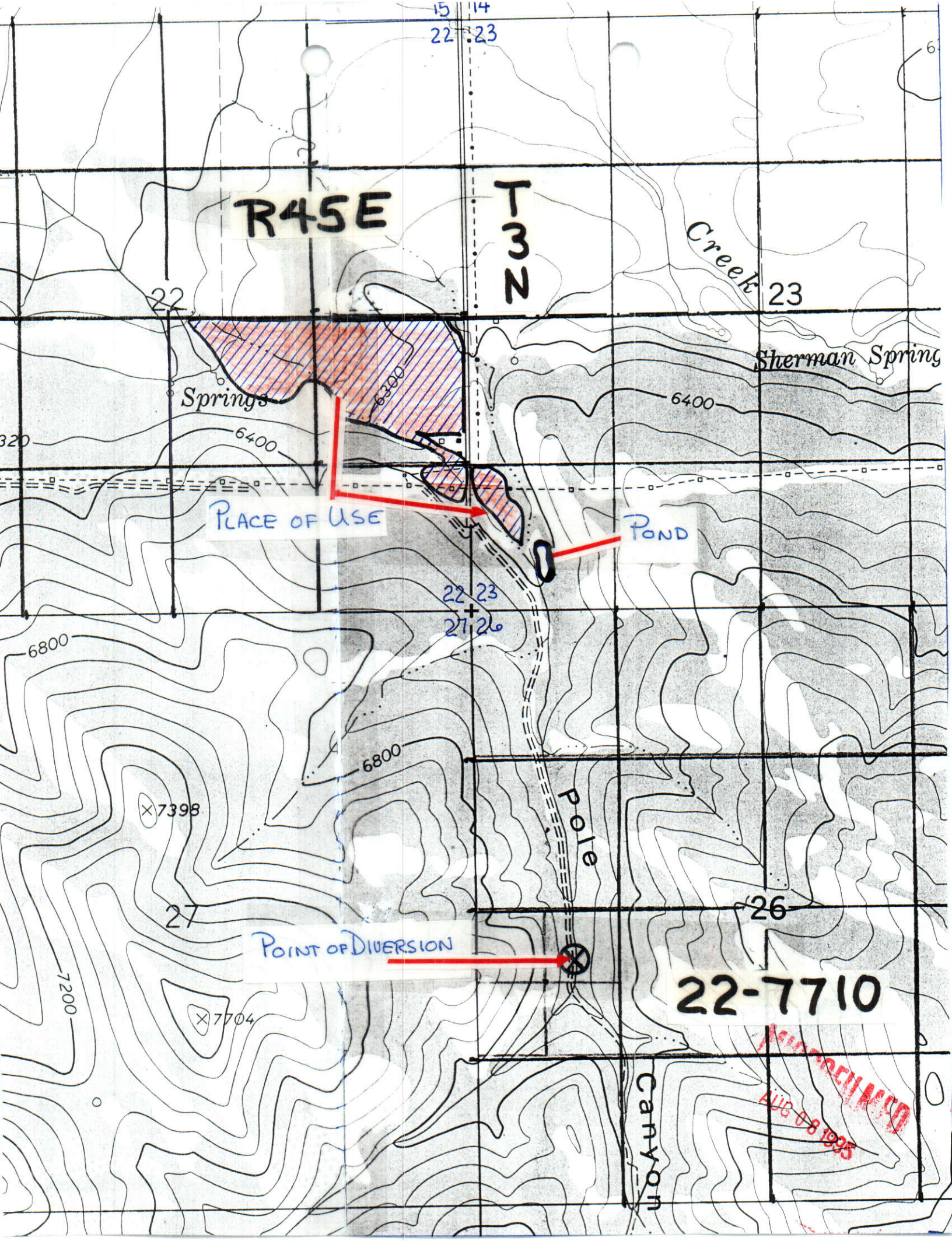
Pole

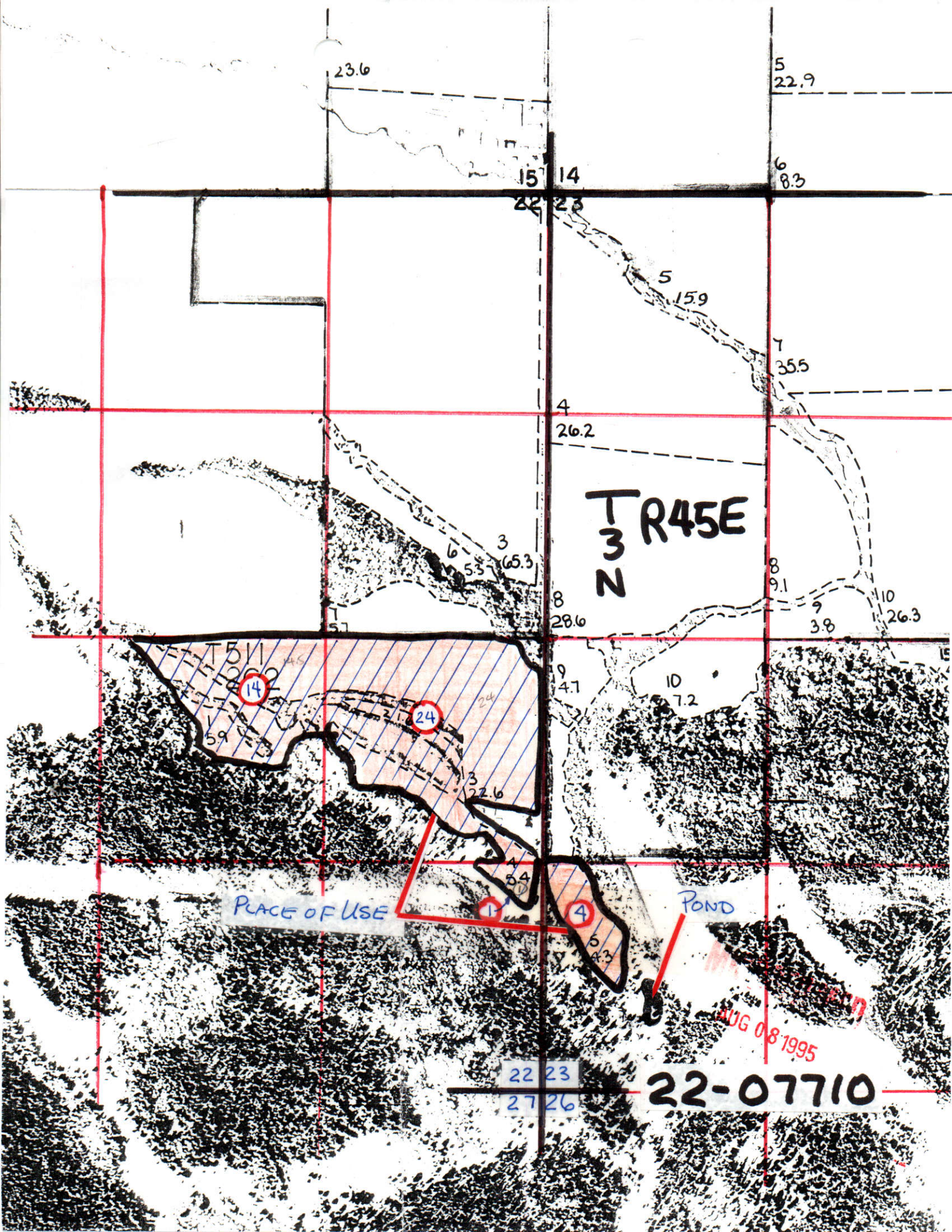
POINT OF DIVERSION

22-7710

Canyon

RECEIVED
AUG 08 1995





23.6

5
22.9

15 14

22 23

6
8.3

5
15.9

7
35.5

4
26.2

T
3
N
R45E

3
6
5.3
6.3

8
28.6

8
9.1

9
3.8

10
26.3

T511 N
14
24
5.9
2.1
2.4
3
2.6

9
4.7

10
7.2

PLACE OF USE

POND

AUG 08 1995

22 23
27 26

22-07710

Shut off valve



DIVERSION Screen from
Pole Creek

22-7710
AUG 08 1995

View of
Pond 2 →
↙



Diversion[↑] into Pond

ARMED
AUG 08 1995

22-7710

Discharge into Pond

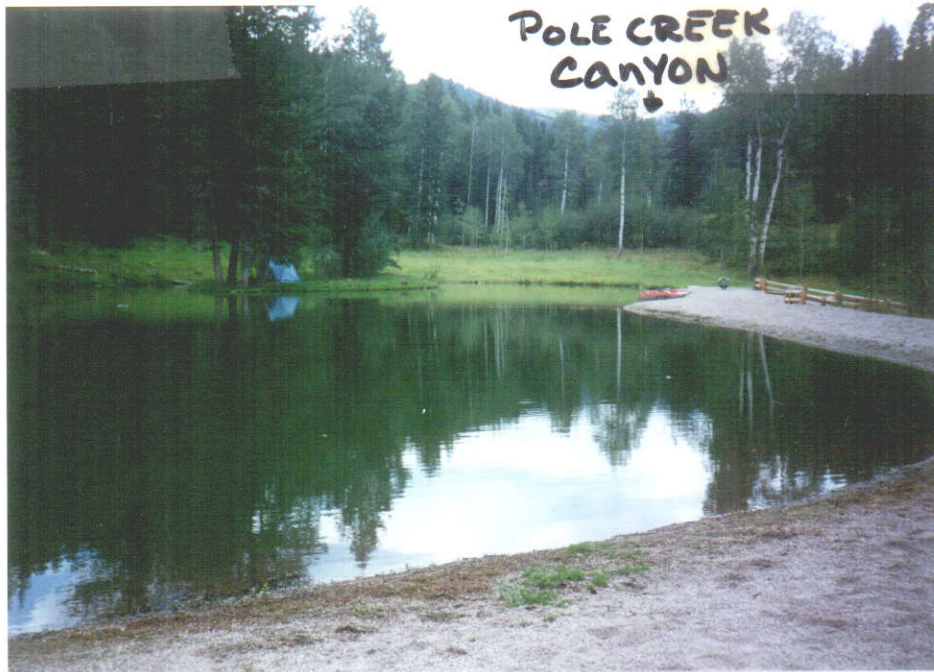
DIVERSION INTO POND

PVC PIPE



22-7710

AUG 08 1995



POLE CREEK
CANYON

← POND



POND

DIVERSION INTO
POND

22-7710
AUG 08 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 22-07710

Priority: April 8, 1991

Maximum Diversion Rate:

0.33 CFS

Maximum Diversion Volume:

2.3 AF

This is to certify, that GARY W GRANDY
DICK GEBHARD

PO BOX 168

VICTOR ID 83455

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 8, 1991; and has submitted Proof of Beneficial Use on June 23, 1994. An examination indicates that the works have a diversion capacity of 1.710 cfs of water from:

POLE CREEK

tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		1.8 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		1.8 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	0.5 AF
DIVERSION TO STORAGE	10/01 to 05/01	0.33 CFS	
	Totals	0.33 CFS	2.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW, Sec. 26, Township 03N, Range 45E
TETON County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	45E	22	NESE 24	NWSW 24	SESE 1	39
		23	SWSW 4			4

Total number of acres irrigated: 43

PLACE OF USE:

STOCKWATER, same as IRRIGATION FROM STORAGE use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

110000111
AUG 08 1995

State of Idaho
Department of Water Resources

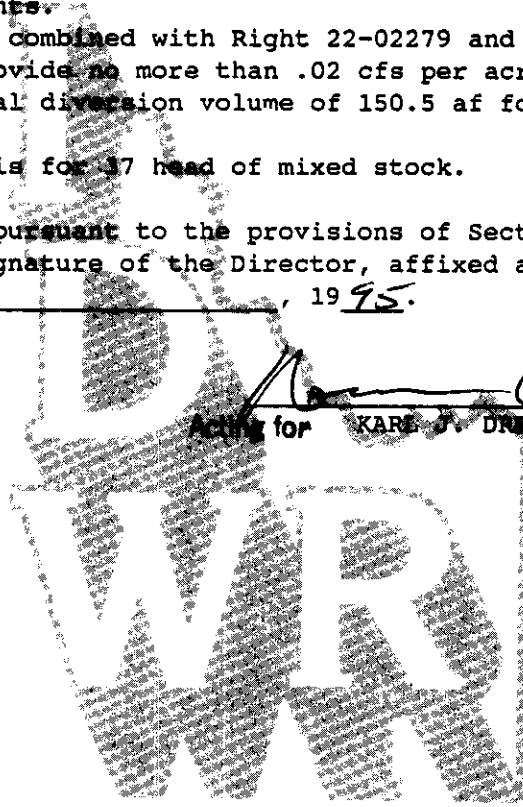
WATER RIGHT LICENSE
WATER RIGHT NO. 22-07710

CONDITIONS/REMARKS:

5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with Right 22-02279 and all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 150.5 af for the lands above.
8. Stockwater use is for 17 head of mixed stock.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 25TH day of July, 1995.

Acting for  KARL J. DREHER, Director



AUG 08 1995

State of Idaho
Department of Water Resources

RECEIVED
JUL 17 1995
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07710

Date of Priority: April 8, 1991

Maximum Diversion Rate: 0.33 CFS

Maximum Diversion Volume: 2.3 AF

Comes now

GARY W GRANDY
DICK GEBHARD

PO BOX 168
VICTOR ID 83455

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-07710, and requests that the permit be changed as follows:

Source: POLE CREEK

tributary to SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		1.8 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		1.8 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	0.5 AF
DIVERSION TO STORAGE	10/01 to 05/01	0.33 CFS	
	Totals	0.33 CFS	2.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 26, Township 03N, Range 45E
TETON County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	45E	22	NESE 24	NWSE 14	SESE 1	39
		23	SWSW 4			4

Total number of acres irrigated: 43

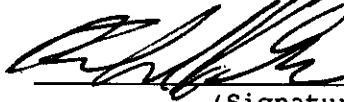
PLACE OF USE:

STOCKWATER, same as IRRIGATION FROM STORAGE use

RECEIVED
AUG 08 1995

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

Signed at Foot Hill Ranch, this 6th day of July, 19 95.


(Signature) Gary W. Grandy

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07710

RECEIVED
JUL 17 1995
Department of Water Resources

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Receipted by ju # C033207 Date 7-18-95

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 22-07710 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with Right 22-02279 and all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 150.5 af for the lands above.
8. Stockwater use is for 37 head of mixed stock.

Witness my hand this 25th day of July, 1995.

Acting for Karl J. Dreher
KARL J. DREHER, Director

RECEIVED
AUG 08 1995

RECEIVED

JUN 23 1994

Department of Water Resources



6/23/94
\$100.00
C030626
Received by clw

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 22-07710 Telephone No. 907 772-4291

2. Name(s) of Permit Holder(s): Gary W. Grandy & Dick Gebhard

3. Post Office Address: P. O. Box 1111, Petersburg, Alaska 99833

4. Source of Water: Pole Creek

a. If ground water, well driller's name: N/A Date drilled: _____

b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Extent of Use:

Domestic _____ (No. of households)

Irrigation 79.4 (No. of acres)

Stockwater 12 Horses
35 Cattle (No. and type of stock)

Other _____

6. Total rate and/or volume for which proof is submitted 0.33 cfs 8.0 acre/feet

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

Measuring device: Required? Yes X No Installed? Yes X No

OR

Flow Measurement Port: Required? Yes X No Installed? Yes X No

8. Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Gary Grandy

Home 907 772-3059, 907 772-4291

Dick Gebhard

714 855-3791

Name

Telephone No.

P. O. Box 1111, Petersburg, Alaska 99833

Both Gary Grandy and Dick Gebhard would be available on the morning of Aug. 15th.

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

June 16, 1994

Date

Gary W. Grandy
Signature (and title if on behalf of a company or organization)

AUG 09 1994

State of Idaho
Department of Water Resources

AMENDED

Permit To Appropriate Water

AMENDED

NO. 22-07710

Proposed Priority: April 8, 1991 Maximum Diversion Rate: 0.33 CFS

This is to certify, that **GARY W GRANDY**
DICK GEBHARD
PO BOX 168
VICTOR ID 83455

has applied for a permit to appropriate water from:

POLE CREEK

tributary of **SINKS**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	10/01 to 05/01		8.0 AF
IRRIGATION FROM STORAGE	05/01 to 10/01		8.0 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	
DIVERSION TO STORAGE	10/01 to 05/01	0.33 CFS	
	Totals	0.33 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 26, Township 03N, Range 45E
TETON County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	45E	22	NESE 38	NWSE 28	SESE 3.4	69.4
		23	SWSW 10			10

Total number of acres irrigated: 79.4

PLACE OF USE: STOCKWATER, same as IRRIGATION FROM STORAGE use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1994**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right and any license subsequently issued to incorporate the use into a water district,

MICROFILMED

JUN 24 1992

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

NO. 22-07710

CONDITIONS/REMARKS:

- require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
 7. The issuance of this right in no way grants any right-of-way or easement across the land of another.
 8. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
 9. Stockwater use is for 12 horses and 35 range cattle.

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

16th day of June, 1992.

R. Keith Higginson
for R. Keith Higginson, Director

RECORDED

JUN 24 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 22-07710

Proposed Priority: April 8, 1991 Maximum Diversion Rate: 0.33 CFS

This is to certify, that **GARY W. GRANDY**
DICK GEBHARD
P.O. BOX 168
VICTOR, ID 83455

has applied for a permit to appropriate water from:

POLE CREEK

tributary of **SINKS**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/01 to 10/01	0.33 CFS	
IRRIGATION STORAGE	10/01 to 05/01		8.0 AF
IRRIGATION FROM STORAGE	05/01 to 10/01		8.0 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	
	Totals	0.33 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NESW Sec. 26, Township 03N, Range 45E
TETON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	45E	22	NESE 38	NWSE 28	SESE 3.4	69.4
		23	SWSW 10			10

Total number of acres irrigated: 79.4

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1994**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

RECORDED
JUN 24 1992

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

NO. 22-07710

CONDITIONS/REMARKS:

5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The storage of water under this permit is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
7. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
9. Stockwater use is for 12 horses and 35 range cattle.

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

1st day of August, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

RECEIVED

JUN 24 1992

RECEIVED
MAR 25 1991

22 7710

Ident. No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources appropriate the public waters of the State of Idaho

1(208)787-2405 (RANCH)

1. Name of applicant GARY W. GRANDY AND/OR DICK GEBHARD Phone 1(714)497-1312 (DICK)

Post office address P.O. BOX 168, VICTOR IDAHO 83455

2. Source of water supply POLE CREEK which is a tributary of SINKS

3. Location of point of diversion is N E ^{SW *} 1/4 of N W 1/4 of 1/4, Govt. Lot

Sec. 26 Township 3 N Range 45 E B.M. TETON County; additional

points of diversion if any: * Change as per tele-con with Mr. Gebhard 5-21-91 HWT

4. Water will be used for the following purposes:

Amount 0.33 for Storage & Livestock purposes from Oct. 1 to May 1 (both dates inclusive)
(cfs or acre-feet per annum) Storage for

Amount 8 for Irrigation purposes from Oct. 1 to May 1 (both dates inclusive)
(cfs or acre-feet per annum) Irrigation from

Amount 8 for Storage & Livestock purposes from May 1 to Oct. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .05 for Stock purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.33 and/or (b) 8
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 6" Pipe from Forks

b. Height of storage dam 15' feet; active reservoir capacity 8 acre-feet; total
reservoir capacity 8 acre-feet; period of year when water will be diverted to storage:
 to inclusive.

c. Proposed well diameter is inches; proposed depth of well is feet.

d. Is ground water with a temperature of greater than 90°F being sought?

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
3 years (minimum 1 year).

JUN 24 1992

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. 6 - 12 Horses + 35 Head of Cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. Fill of storage pond.

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	45E	22													38	28		3.4	69.6
3N	45E	23											10						10

Total number of acres to be irrigated 79.4

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

22-00683

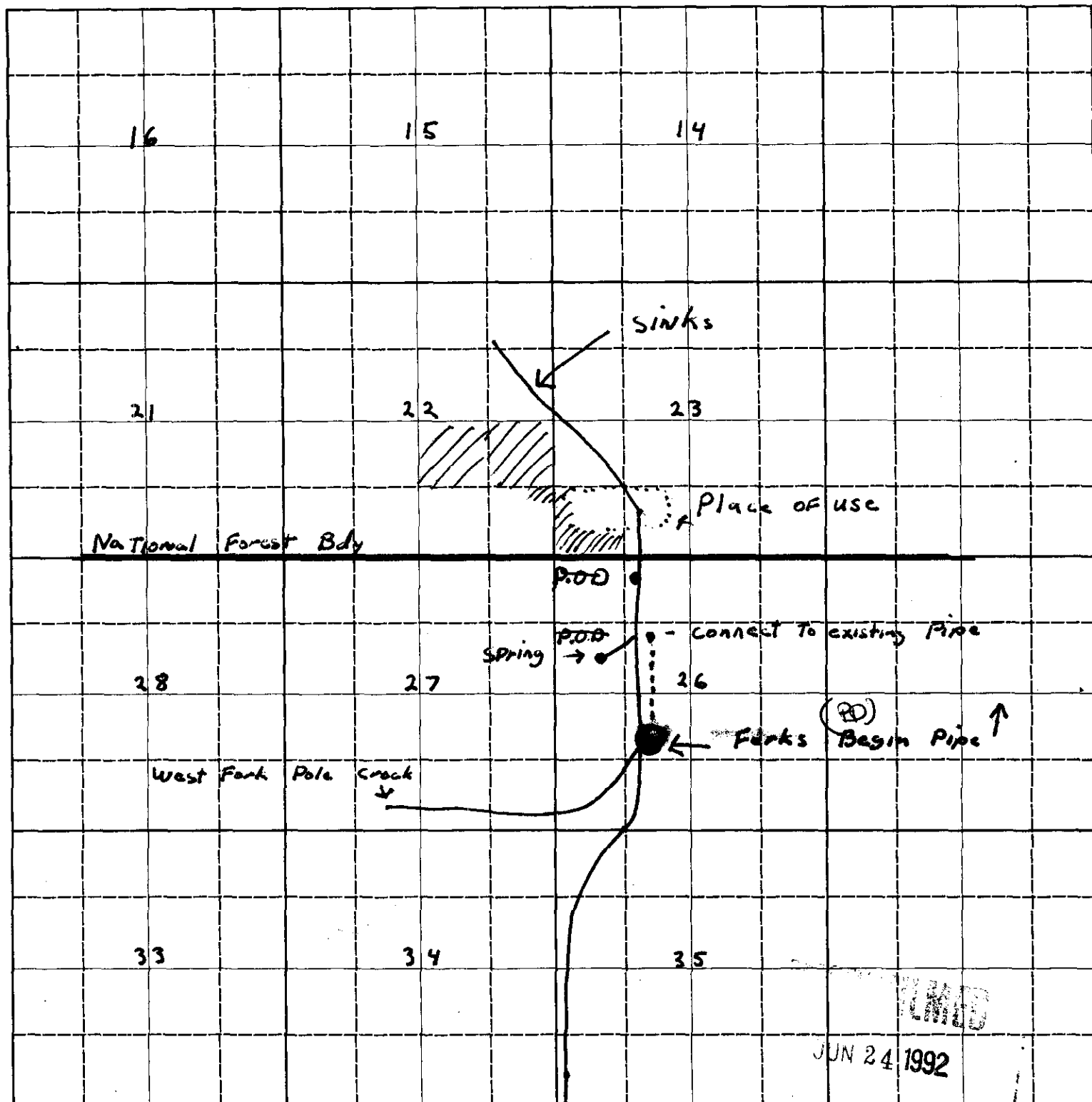
11. a. Who owns the property at the point of diversion? U.S.F.S
- b. Who owns the land to be irrigated or place of use? GEBHARD & GRANDY
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

RECEIVED

JUN 24 1992

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



Scale: 2 inches equal 1 mile.

Begin South Fork Pole Creek

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

[Signature]

(Applicant)

Received by GW Date 5/07/91 Time 2:39pm Preliminary check by _____
Fee \$ 45.00 Received by RB Permit # CO20136 Date 4/8/91
Publication prepared by RB Date 6-20-27-91 Published in Teton Valley News
Publication approved RB Date 7-23-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

RECEIVED

JUN 24 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

RECEIVED
OCT 28 1998
Department of Water Resources

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 21, 1998

GARY W AND LA VON G GRANDY
1076 S 100 W
VICTOR ID 83455-5446

Previously modified by E.D.

*cc: W.A.
cc: W.D.*

Re: Snake River Basin Adjudication (SRBA)

Notices of Claim #22-07037 & 22-00683A & 22-02279 & 22-07658 & 22-07710
Change of Address

Records modified 10-28-98 as HARP prepared.

Dear Claimants:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by October 30, 1998. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right(s) referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely
S. Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Gary W Grandy
Claimant Signature

208 787 4110
Telephone No.

*WR2 database updated
10.29.98
Karin Lyman*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 27, 1995

GARY W GRANDY
DICK GEBHARD
PO BOX 168
VICTOR ID 83455

RE: WATER RIGHT NO. 22-07710

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

AUG 08 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 16, 1995

GARY W GRANDY
DICK GEBHARD
PO BOX 168
VICTOR ID 83455

RE: WATER RIGHT NO. 22-07710

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

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

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

AUG 08 1995

M E M O R A N D U M

DATE: June 19, 1995

TO: File 22-07710

FROM: Shelley W. Keen *SWK*

RE: Season of Use for Irrigation Storage

=====
Permit 22-07710 was issued for a number of water uses, including irrigation storage from 10-1 to 5-1. The 10-1 to 5-1 season for irrigation storage does not make sense because the purpose of that use is to hold water through the irrigation season, 4-15 to 10-15, and to release the water as needed during the irrigation season. Therefore, I think the permitted season for irrigation storage should be viewed as an oversight. It should have been 1-1 to 12-31.

APR 08 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 22-07710 DATE 6-6-95

NAME Change OK ☒ Or Address Change?

PRIORITY DATE ☒ Advance? Advanced to:
 Order to reinstate needed?
 Incorrect fee for rate recommended? NO

SOURCE ☒ Changes or just clarification of originally intended source?
 Notice of Intent to Void necessary?

POINT OF DIV ☒ Amendment needed? CHANGE TO NWSW 1/4 1/4
 ☒ Overlaps?

PLACE OF USE ☒ Amendment needed?
 ☒ Overlaps? 22-02279 (NWSE 1/4 1/4 ONLY)

DIV RATE ☒ Permit/fee limits: .33 CFS
 Meas Q = 1.71 Theo Q = Recommend: .33
PERMIT FOR 47 HEAD @ .05 - exceeds both charts.

ANNUAL VOLUME ☒ Combined rates exceed capacity
NEW IRR FROM STORAGE
 Volume Limit: (Season) 4-15 TO 10-15 (8/3.5)
 Calculations: POND VOLUME = 1.8 AF
43 acres x 3.5 = 150.5
 Flow limit: cfs x x 1.9835 =
 Combined volumes exceed capacity/allowable

USES ☒ Change in Nature of Use or additional uses?
 Amendment necessary?

ADDITIONAL INFO Supplemental Groundwater PPU Scenario
 Irr/Dom Combination Shared G/W System

NEW REMARKS Multiple p/d(s) in 1/4 1/4?
W44 Other (22-02279 - .02 CFS - 150.5 af)

NEW CONDITIONS Watermaster control - District
 Measuring/Locking Devices
 Irrigation Overlap
 Other KEEP 043 + 049 (NON-TRUST)
 Water Quality Heat/Cool/Fish verified

COMMENTS: REDUCE ACRES & # of stock.
NOTE: Allow higher rate for stock per Jim's 5/26/95 memo.
AMEND P/D

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Irrigation Stor</u>	<u> </u>	<u>1.8</u>	Adjustment Memo Needed	<u>YES</u>
<u>IRR FROM STOR</u>	<u> </u>	<u>1.8</u>	LICENSE	<u> </u>
<u>STOCKWATER</u>	<u>.05</u>	<u>.5</u>	1ST AMEND LETTER	<u>P39 + P38</u>
<u>DIV TO STORAGE</u>	<u>.33</u>	<u> </u>	2ND AMEND LETTER	<u>P47</u>
<u>TOTALS</u>	<u>.33</u>	<u>2.3</u>		

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	524	5
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WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM			
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE					
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac				
L2207710	T03N R45E S22	POLE CREEK																																24	14	01	39
A2200024	TRAIL CREE :	39	40	25	19	:	38	39	22	17	:																						239				
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2200172B	TRAIL CREE :	39	40	13	19	:	38	39	22	17	:																						227				
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2200523A	TRAIL CREE :		1			:					:																										
2200523B	TRAIL CREE :	39	40	13	19	:	38	39	22	17	:																						227				

[illegible][illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORTDATE: 06/06/95
PAGE: 3

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
2200355	TRAIL CREE :					39	39	34	38 :									150
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2200356	TRAIL CREE :					39	39	34	38 :									150
A2200356	TRAIL CREE :					39	39	34	38 :									150
A2200357	TRAIL CREE :					39	39	34	38 :									150
2200358	TRAIL CREE :					39	39	34	38 :									150
2200359	TRAIL CREE :					39	39	34	38 :									150
2200364	TRAIL CREE :					39	39	34	38 :									150
A2200413	TRAIL CREE :					39	39	34	38 :									150
2200435A	TRAIL CREE :			34	33													67
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2200475	TRAIL CREE :					39	39	34	38 :									150
2200478B	TRAIL CREE :					39	39	34	38 :									150
2200479	TRAIL CREE :					39	39	34	38 :									150
2200484	TRAIL CREE :					39	39	34	38 :									150
2200485	SPRINGS :						1											
2200504B	TRAIL CREE :					39	39	34	38 :									150
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A2200678	LITTLE WAR :											12						12
2200683	POLE CREEK :																	
A2200683B	POLE CREEK : <i>CLAIM</i>											16						16
2207710	POLE CREEK :											10						10
A2212981	SHERMAN SP :			09	08									13	08			38

DATE: 06/06/95
PAGE: 1

Claim on overlapping license.

WR0749NP
No. 22-02279

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/06/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY W. GRANDY	09/09/1966	IRRIGATION	06-01 11-01	0.520 CFS	78.00 AFA
C	WELDON E. GRANDY					
	VICTOR ID 83455			TOTAL DIVERSION:	0.520 CFS	78.00 AFA

Water Source: BIG SPRING
FOREST SPRING

Tributary to: PINE CREEK
PINE CREEK

Stage: LICENSE

Point(s) of Diversion: T03N R4SE S22 NESW NESE TETON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: SUM	
03N	45E	22	:				:		09		:		17		: 26.0	
														TOTAL ACRES	26.0	

Pou County: TETON

Other Water Rights with Same Point(s) of Diversion and Source:
22-07037

Other Water Rights Listing Overlapping Place(s) of use:
22-07658

Dates:	App. Received:	Priority Date:	09/09/1966
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 01 Field Exam Fee:

Audit: 07/17/86 05/22/88 CONVERT

Overlapping License

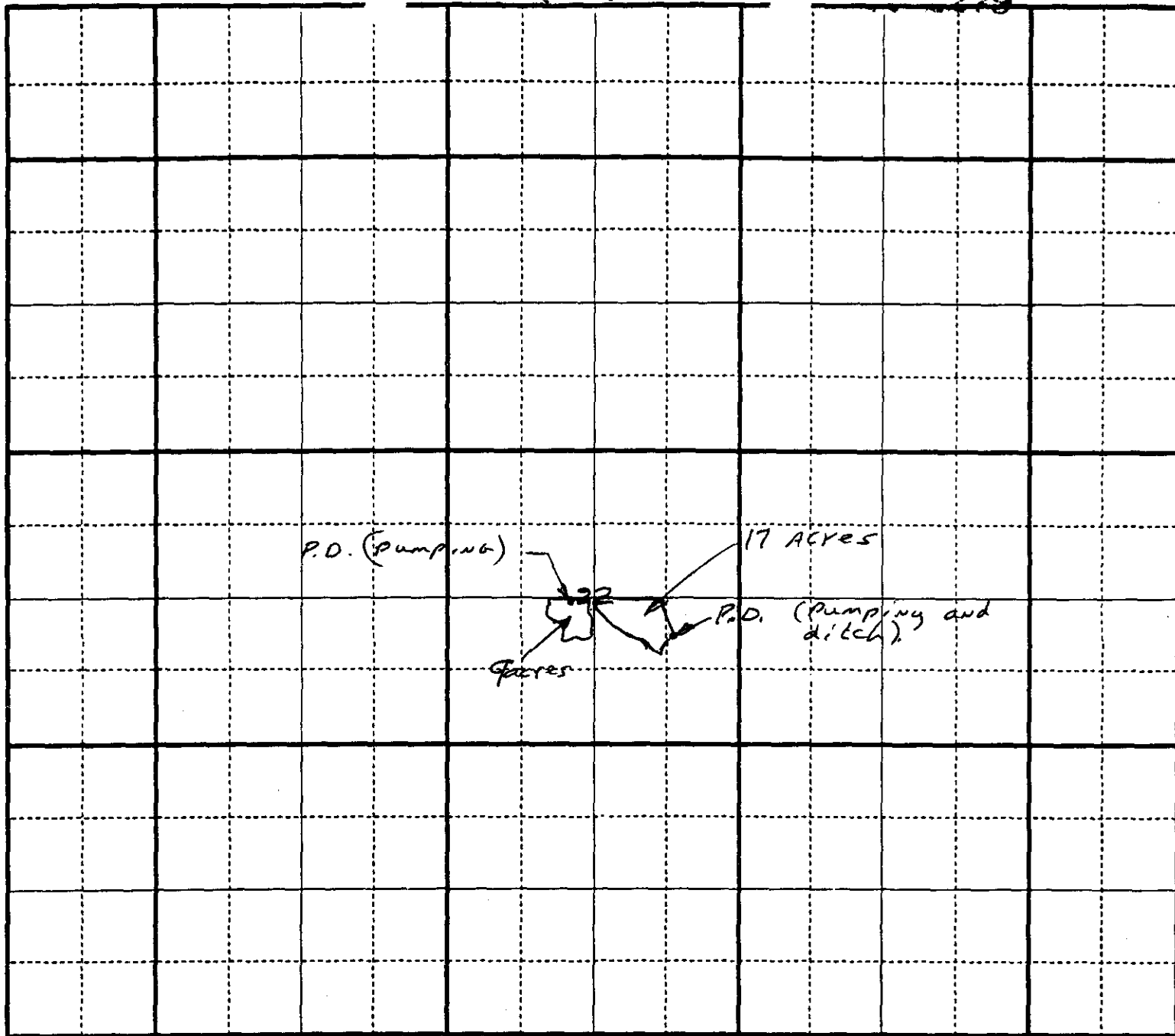


Diagram of System

Exam MAP for
22-02279

REPRODUCED

AUG 08 1995

(22-07710 Overlaps NWSE $\frac{1}{4}$ $\frac{1}{4}$)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR 13 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 22-7710

1. Owner: Gary W Grandy
Dick Gebhard

(907) 772-3059
Phone No. -4291 (work)

Current Address: P.O. Box 168 Victor Id 83455

2. Accompanied by: Gary Grandy; Dick Gebhard

EXAM DATE: 15 Aug 1994

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: Pole Creek tributary to SINKS

B. OVERLAP REVIEW

1. Other water rights with the same place of use: A22-00683A, A22-02279, A22-00683B

2. Other water rights with the same point of diversion: (A22-00683A; B)?

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	SW	26	3N	45E	Teton	ON SITE, USGS QUAD

2. Place(s) of Use:

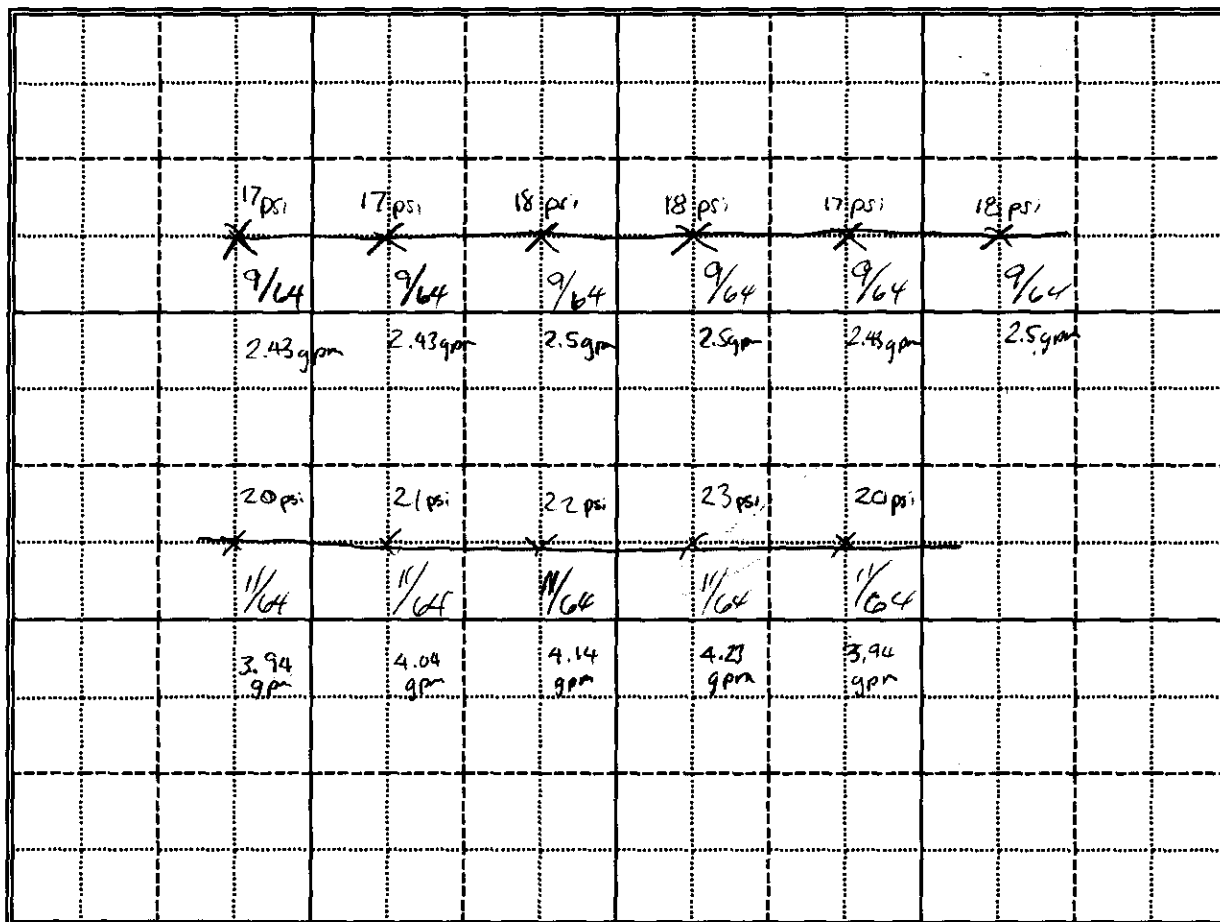
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	45E	22													24	14		1	39
		23											4						4
																			43

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AUG 08 1995

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: 2.5 gal/min 10.27 sec, + 2.5 gal 10.67 sec pond 114 steps long & 263 ft long
10' wide

How Dented?

AUG 08 1995

E. NARRATIVE/REMARKS/COMMENTS

Diversion consisting of a screen to 6" pvc Pipe to pond and irrigation system
pipe not flowing full @ time of exam. $\therefore$ use Mannings Equation for
round pipe flowing full

$$\text{Volume of Pond} = L \times W \times \text{Max depth} \times 0.4 = 263' \times 108' \times 7' \times 0.4 = \\ = 79531.2 \text{ ft}^3 = 1.8 \text{ af.}$$

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

RECEIVED
AUG 08 1995

F. FLOW CALCULATIONS

✓ Additional Computation Sheets Attached

Measured Method:

Hazen-Williams Equation $Q = 1.71 \text{ cfs}$ Limited to Permit 0.33 cfs

Measured Flow

$$Q_{\text{cfs}} = 0.0665 (d)^2 \sqrt{PSI} = 35 \text{ gpm}$$

Bucket/stopwatch $2.5 \text{ gal} / 0.47 \text{ sec} = 14 \text{ gpm}$

Measurement $Q_T = 49 \text{ gpm} = 0.11 \text{ cfs}$ measured.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

$$V = \text{Smaller of } V_{\text{I.R.}} \text{ and } V_{\text{D.R.}} =$$

2. Volume Calculations for Other Uses:

$$V_{\text{POND}} = \text{Length} \times \text{width} \times \text{Avg depth} \times .4 = \frac{263 \times 108 \times 7 \times .4}{43560 \text{ sq ft/acre}} = 1.8 \text{ afa}$$

$$V_{\text{stock}} = 37 \text{ stock} \times 0.0134 = 0.45 \text{ afa} - 0.5 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION STORAGE	10/1	5/1		1.8
Irrigation from Storage	5/1	10/1		1.8
Stockwater	1/1	12/31	0.05	0.5 afa
Diversion to Storage	10/1	5/1	0.33	
Totals:			0.33 cfs	2.3 afa

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name KEITH C WILSON Date 15 Aug 94Reviewer [Signature] Date 2-9-95

SEAL

AUG 08 1995

MEMORANDUM

TO: File 22-07710 / Gary Grandy & Dick Gebhard
FROM: Brenda Chapman
DATE: June 7, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irr Storage	10-01 to 05-01		1.8
Irr from Stor	04-15 to 10-15		1.8
Stockwater	01-01 to 12-31	.05	.5
Div to Storage	10-01 to 05-01	.33	

The irrigation from storage season of use dates have been adjusted to coincide with the currently used irrigation Field Headgate Requirement and Season of Use chart standards.

AUG 08 1995

HAZEN-WILLIAMS EQUATION FOR PIPE FLOW

$$Q = 1.318 C \left(\frac{\pi D^2}{4} \right) \left(\frac{D}{4} \right)^{0.63} \left(\frac{H}{L} \right)^{0.54}$$

C = 150, D = 0.5 ft, L = 4000 ft, H = 140 ft

$$Q = 1.318 (150) \left(\frac{\pi (0.5)^2}{4} \right) \left(\frac{0.5}{4} \right)^{0.63} \left(\frac{140}{4000} \right)^{0.54}$$

$$Q = 1.71 \text{ cfs}$$

Q = cfs Pipe
C = 150 - plastic (PVC)
D = Diameter in ft
L = PIPE LENGTH (ft)
H = ELEVATION DROP (ft)

22-7710

AUG 08 1995

22 23

R45E

T3N

Creek

23

Springs

Sherman Spring

PLACE OF USE

POND

6800

X 7398

pole

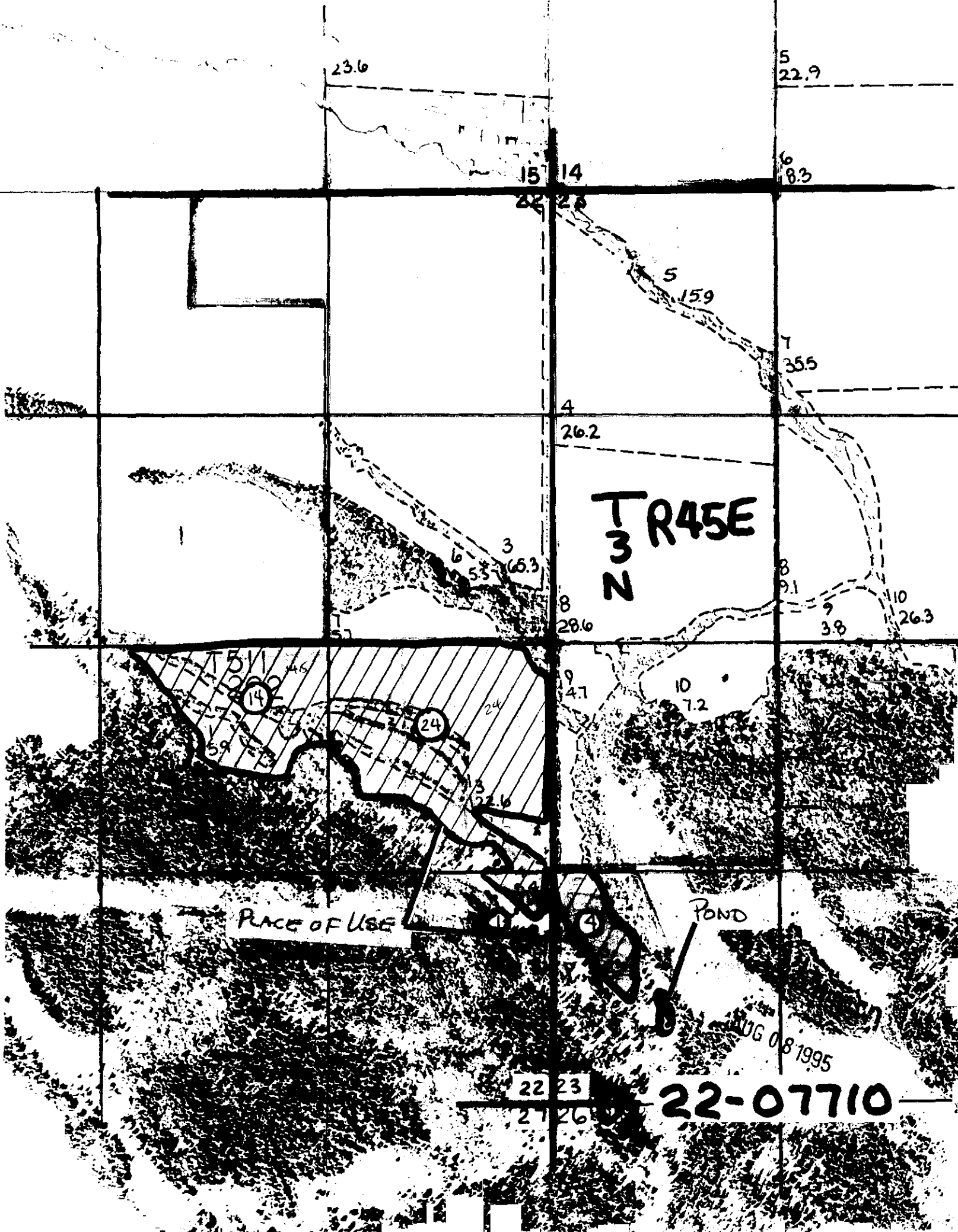
POINT OF DIVERSION

22-7710

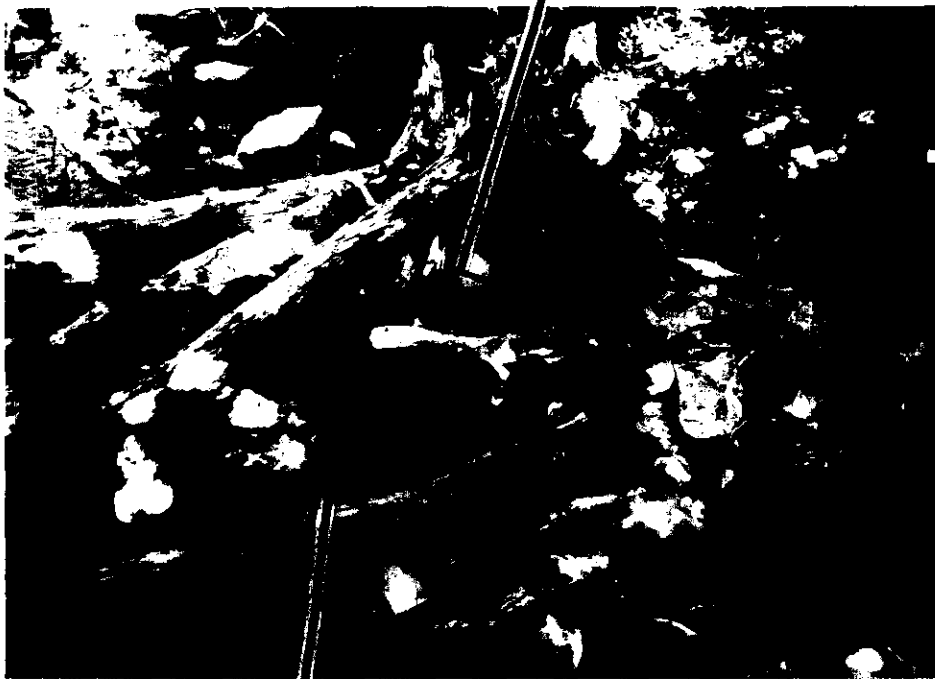
X 7704

Canyon

RECORDED
AUG 18 1995



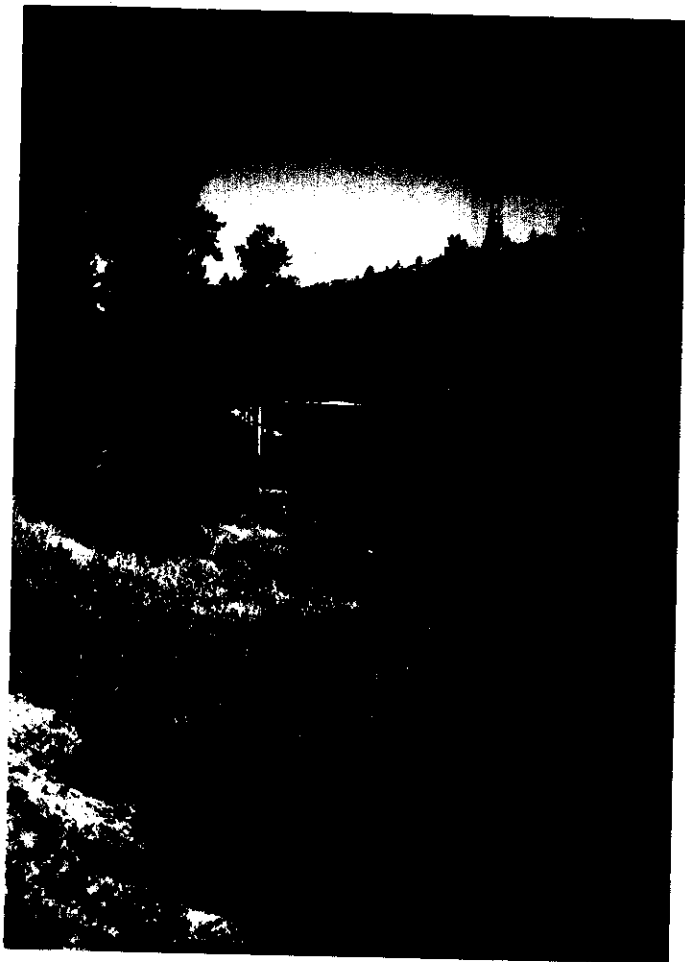
Shut off valve



DIVERSION Screen from
Pole Creek

22-7710
AUG 08 1995

View of
Pond 2 →



Diversion[↑] into Pond

AUG 08 1995

22-7710

Discharge into Pond

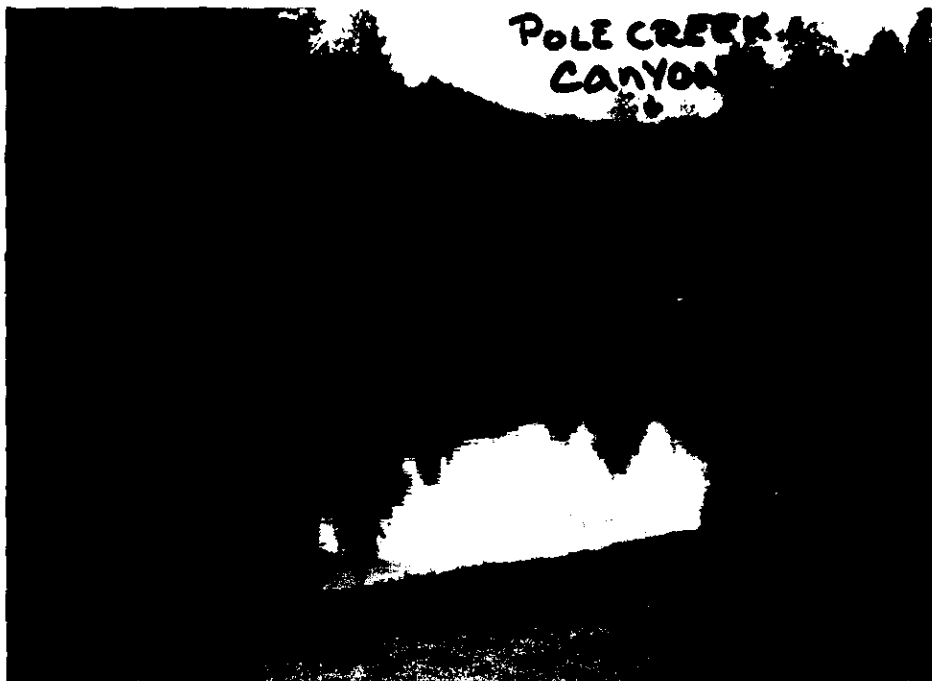
DIVERSION INTO POND

PWC PRE



22-7710

AUG 08 1995



POLE CREEK
CANYON

← POND



POND

DIVERSION INTO
POND

22-7710
AUG 08 1995

July 19, 1994

DICK GEBHARD
GARY W GRANDY
PO BOX 168
VICTOR ID 83455

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07710

Dear Permit Holder:

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

AUG 09 1994

May 31, 1994

DICK GEBHARD
GARY W GRANDY
PO BOX 168
VICTOR ID 83455

PROOF DUE NOTICE

RE: PERMIT NO. 22-07710

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

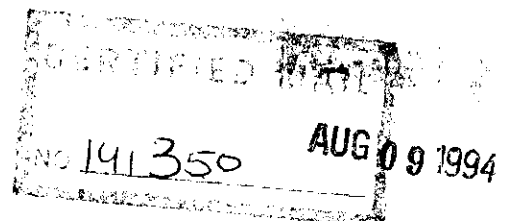
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 16, 1992

Gary W. Grandy
and Dick Grandy
P O Box 168
Victor, Idaho
83455

RE: Amended Permit No. 22-07710

Dear Permit Holders;

Enclosed is an signed amended permit to appropriate water of the State of Idaho. The amendment of the permit was required because the department made an error when making the data entry of the uses identified on the application for permit.

We apologize for any misunderstanding this error may have caused.

Again please note the conditions of approval listed on the amended permit.

If you have any questions please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name.

Jim Johnson
Water Rights Supervisor

cc Eastern Region

MICROFILMED

JUN 24 1992

MEMORANDUM

TO: File 22-7710
FROM: Jim Johnson
DATE: June 15, 1992
RE: Data Entry Correction (Amended Permit)

On this date, I spoke with Skip (Eastern) concerning a data entry error that had been made at the time of initial entry. The application listed the use of water for stockwater, irrigation storage, irrigation from storage and diversion to storage. The diversion to storage component was erroneously entered as irrigation use with the standard irrigation season.

The data entry has been corrected to reflect diversion to storage with the off-season period of use rather than irrigation use. The place of use has also been corrected to identify the acres under the "irrigation from storage" use. An amended permit will be issued with this corrected information.

cc: Skip Jones, Eastern

RECORDED

JUN 24 1992

August 14, 1991

DICK GEBHARD
GARY W. GRANDY
P.O. BOX 168
VICTOR, ID 83455

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07710

Dear Permit Holder:

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

If the diversion dam is 10 feet or more in height, or has an impounding capacity of 50 acre-feet or more, certain dam safety requirements must be met. Please contact the regional office nearest you for details.

We would also like to advise you that the transfer approved November 6, 1990 will be treated as if it is of no force nor effect.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

JUN 24 1991

INTER-DEPARTMENT MEMO — 1

FROM Sonny Hannabaker Dam Safety

DATE

TO File: 22-07710 & 22-0683

SUBJECT proposed small Dam

There is not enough information to make a proper determination whether the dam will fall under Dam Safety Regulations.

I am informing Eastern Region (Dave Walroth) to make contact and have the applicant file a small Dam application, so that Dam Safety can properly determine if our Rules & Regulations will apply.

MICROFILMED

JUN 24 1992

Sonny Hannabaker
SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 22, 1991

RE: Application for Permit No. 22-07710 GRANDY/GEBHARD

James L. Caswell
Forest Supervisor
Targhee National Forest
PO Box 208
St. Anthony, ID 83445

Gentlemen:

This letter acknowledges receipt of the withdrawal of protest against the above referenced application. The Department has now resumed processing of this application.

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

Very truly yours,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

MICROFILMED

JUN 24 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 22, 1991

RE: Application for Permit No. 22-07710

Gary W. Grandy
Dick Gebhard
PO Box 168
Victor, ID 83455

Gentlemen:

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

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

Very truly yours,

HAROLD W. JONES
Water Right Supervisor

HWJ:CW

MICROFILMED
JUN 24 1992



United States
Department of
Agriculture

Forest
Service

Teton Basin
Ranger District

P.O. Box 777
Driggs, Idaho 83422

2540

July 19, 1991

Mr. Richard Gebhard
25721 Toladro Circle
Unit B
Mission Viejo, CA 92691

Dear Dick;

As we have discussed recently, it is our intention to issue you a special use permit to divert water in the Pole Canyon drainage at the point known as the forks. This diversion is in agreement with the results of our matters last fall and with the application #22-07710 which you filed on March 25, 1991.

We hope this resolves any questions you or the state may have concerning your potential permit.

Sincerely,

BRAD MERRILL-EXTON
District Ranger

MICROFILMED

JUN 24 1992

Caring for the Land and Serving People



07/18/91 09:50

D-5

002



United States
Department of
Agriculture

Forest
Service

Targhee
National
Forest

P.O. Box 208
St. Anthony, ID 83443

2540

July 17, 1991

Mr. Richard Gebhard
25721 Toladro Circle
Unit B
Mission Viejo, CA 92691

Dear Richard:

Reference is made to our telephone conversation this morning with Bryant Christensen.

Our concern from the beginning for the Fola Creek drainage has been to keep water in the channel during the summer months. Your first application for permit to the State on November 6, 1990, would have effectively dried up the stream from the Forks down during this control period.

The Application for permit you filed on March 25, 1991, State Permit #22-07710, reflects the results of a number of recent meetings and discussions we have held with you. Under that permit, water will be left in the channel during the summer months.

As soon as we receive notice from the State that the MOU and earlier application to take water from the Forks during the summer months has been withdrawn or cancelled, we will withdraw our protest of application for permit #22-07710.

Sincerely,

JAMES L. CASWELL
Forest Supervisor

MICROFILMED

JUN 24 1992

INTER-DEPARTMENT MEMO

TO: Gary Spackman

SUBJECT: transf. 3509

FROM: H.W. Jones

DATE: 7-19-91

Attached is the withdrawal letter we discussed.

I am now going to process the new application

22-07710 For storage that Gerbhard made. USFS

says they will withdraw protest on this latest applic.

COPY

MICROFILMED

(X) For your information

() Response required

H.W. Jones

signature

JUN 24 1992

COPY

FROM: Dick Gebhard - Applicant
TO: Idaho Department of Water Resources
RE: Withdrawal of Transfer 3509/22-00683

I am writing to request that transfer 3509 on water right 22-00683 be withdrawn from the Department records. We have decided not to continue to pursue the new point of diversion on USFS lands for use of irrigation water under right #22-00683.

Instead we have made a new application for permit #22-07710 for storage which we think better suits our needs.

Dick Gebhard

MAILED
JUN 24 1992

Signed Document ID #20-0683



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 10, 1991

Gary W. Grandy
Dick Gebhard
PO Box 168
Victor, ID 83455

Gentlemen:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to application No. 22-7710. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

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

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

MICROFILMED

JUN 24 1992

Gary W. Grandy
Dick Gebhard
July 10, 1991
Page 2

The applicant must be prepared to present evidence and/or testimony addressing each of the six items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

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

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

pc: IDWR - State Office

Enclosure

JUN 24 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

July 10, 1991

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

RE: Application for Permit No. 22-7710 GRANDY/GEBHARD

Mr. James L. Caswell
Forest Supervisor
Targhee National Forest
PO Box 208
St. Anthony, ID 83445

Dear Mr. Caswell:

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

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

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

MICROFILMED

JUN 24 1992

Mr. James L. Caswell
July 10, 1991
Page 2

The protestant must be prepared to present proof of allegations involving one or more of the six items.

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

Very truly yours,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

pc: IDWR - State Office

RECEIVED

JUN 24 1992



United States
Department of
Agriculture

Forest
Service

Targhee
National
Forest

P.O. Box 208
St. Anthony, ID 83445

RECEIVED

2540

JUL 10 1991

July 8, 1991

Mr. Harold Jones
Department of Water Resources
Eastern District Office
150 Shoup, Suite 15
Idaho Falls, Idaho 83402

Department of Water Resources
Eastern District Office

Dear Mr. Jones:

We are writing to protest Application for Permit No. 22-07710 filed by Gary Grandy and Dick Gebhard. The applicants do not have a permit occupy National Forest land nor is there adequate water at the source.

In addition to the above, we are confused about the relationship between this application and the previously approved Transfer of 0.33 cfs of Decreed Right No. 22-00683 (see Final Memorandum Decision and Order dated November 6, 1990). This application appears to be in addition to Transfer No. 22-00683 giving the applicants a total 0.66 cfs at the Forks. This is not our understanding of what was to happen.

Please defer action on this application until we have resolved the issues with the applicants.

R.K. Smith
for JAMES L. CASWELL
Forest Supervisor

MICROFILMED

JUN 24 1992



Caring for the Land and Serving People

FS-6200-28 (7-82)



Targhee National Forest
P.O. Box 208
St. Anthony, ID 83445
(208) 624-3151
FAX # (208) 624-7535
FAX # (Dispatch) (208) 624-7739

DATE: July 8, 1991

2 * PAGES INCLUDING COVERSHEET:

TO: Mr. Harold Jones

FILE DESIGNATION: 2540

FAX #: 525-7177

FROM: Mark Moulton, Targhee National Forest

SUBJECT: Grandy/Gebhard Application 22-07710

COMMENTS:

MICROFILMED

JUN 24 1992



United States
Department of
Agriculture

Forest
Service

Targhee
National
Forest

P.O. Box 208
St. Anthony, ID 83445

2540

July 8, 1991

Mr. Harold Jones
Department of Water Resources
Eastern District Office
150 Shoup, Suite 15
Idaho Falls, Idaho 83402

Dear Mr. Jones:

We are writing to protest Application for Permit No. 22-07710 filed by Gary Grandy and Dick Gebhard. The applicants do not have a permit occupy National Forest land nor is there adequate water at the source.

In addition to the above, we are confused about the relationship between this application and the previously approved Transfer of 0.33 cfs of Decreed Right No. 22-00683 (see Final Memorandum Decision and Order dated November 6, 1990). This application appears to be in addition to Transfer No. 22-00683 giving the applicants a total 0.66 cfs at the Forks. This is not our understanding of what was to happen.

Please defer action on this application until we have resolved the issues with the applicants.

R. K. Caswell
for JAMES L. CASWELL
Forest Supervisor

MICROFILMED

JUN 24 1992





IDAHO FISH & GAME

REGION 6
1515 Lincoln Road
Idaho Falls, ID 83401-2198
(208) 525-7290

RECEIVED

JUN 27 1991

Department of Water Resources
Eastern District Office

June 25, 1991

Mr. Harold W. Jones
Water Rights Supervisor
Idaho Department of Water Resources
150 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83402

RE: 22-7710 Grandy/Gebhard

Dear Skip:

We have no objection to granting this water right application. We are concerned that construction of a 15 foot high dam represents a significant hazard to downstream riparian and fishery values if the dam were to blowout in high water.

We request the permittee be required to meet minimum standards for reservoirs for construction and permanent overflow facilities if this permit is granted.

Please notify the permittees, they are required to obtain fish pond permits if they wish to stock these ponds following construction.

Sincerely,

Herbert A. Pollard II
Regional Supervisor
Region 6

HAP:SE:dnb

cc: U.S. Fish and Wildlife Service (Lobdell)
Bureau of Program Coordination

Cecil D. Andrus / Governor
Jerry M. Conley / Director

Equal Opportunity Employer



Working for wildlife since 1938

MICROFILMED

JUN 24 1992

AFFIDAVIT OF PUBLICATION

State of Idaho)
)ss
County of Teton)

I, Nadine Doore.....
being first duly sworn, depose and say that I am
the ~~secretary~~... of the Teton Valley News,
a newspaper as defined by Idaho Codes An-
notated, Section 58-106, as amended, and that
said newspaper is a weekly newspaper printed and
published at Driggs, in Teton County, Idaho,
having a general circulation in said county, and
that said newspaper has been printed in said
county for more than 78 consecutive weeks prior
to the first publication of the attached notice, ad-
vertisement, or publication of

22-07709

And affiant further says that said attached notice,
advertisement, or publication, as per clipping at-
tached, was published in said newspaper, in the
regular and entire issue thereof, and not in any
supplement issue thereof, for two consecutive
issues thereof; first publication having been
made on the 20th day of June.....
, 1991.

And affiant further says that at the times herein
mentioned said newspaper was made up of at
least eight pages of at least five columns each,
printed from typed matter, of at least sixteen in-
ches deep.

Nadine Doore

State of Idaho)
)
County of Teton)

On this 12th day of July
in the year of 1991, before me, a Notary Public,
personally appeared Nadine Doore
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.

Nedra R. Resch

Notary Public for Idaho

Residing at Driggs, Idaho

My commission expires 12-2-91

RECEIVED

JUL 16 1991

Department of Water Resources
Eastern District Office

	22-07709	PETERSEN, S. KEITH 710 18TH AVE. SALT LAKE CITY, UT 84102	Source: SPRING Tributary: DRAKE CREEK	Diversion Pt: SWNWSE Sec 7 T 03N R 45E	Use: STOCKWATER (.020 CFS) DOMESTIC (.020 CFS) Total Diversion: (.040 CFS)	Date Filed: 5-17-1991	In: T03N R45E S07 NWSE SWSE <u>22-07710</u>	GEBHARD, DICK GRANDY, GARY W. P.O. BOX 168 VICTOR, ID 83455	Source: POLE CREEK Tributary: SINKS	Diversion Pt: NESW Sec 26 T 03N R 45E	Use: IRRIGATION (.330 CFS) IRRIGATION STORAGE (8.00 AF) IRRIGATION FROM STORAGE (8.00 AF)	STOCKWATER (.050 CFS) Total Diversion: (.330 CFS) (8.0 AF)	Date Filed: 4-8-1991	In: T03N R45E S22 NESE NWS: SESE S23 SWSW 79.4 ACRES TOTAL	The permit(s) will be subject to all prior water rights. Protests must be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JULY 8, 1991.
--	----------	---	--	---	--	-----------------------	--	--	--	--	---	--	----------------------	--	--

R. Keith Higginson, Director

Published in the Teton Valley
News June 20 and 27, 1991.

RECEIVED

JUN 24 1992

22-07710

GEBHARD, DICK
GRANDY, GARY W.
P.O. BOX 168
VICTOR, ID 83455

Source: POLE CREEK

Tributary: SINKS

Diversion Pt: NESW Sec 26 T 03N R 45E

Use: IRRIGATION	(.330 CFS)	
IRRIGATION STORAGE		(8.00 AF)
IRRIGATION FROM STORAGE		(8.00 AF)
STOCKWATER	(.050 CFS)	
Total Diversion:	(.330 CFS)	(8.00 AF)

Date Filed: 4/ 8/ 1991

In: T03N R45E S22	NESE	NWSE	SESE
S23	SWSW		

79.4 ACRES TOTAL

MICROFILMED
JUN 24 1992

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JULY 8, 1991.

R. Keith Higginson, Director

Published 6/20/1991 & 6/27/1991

EXPIRED

JUN 24 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

12-Jun-1991

TARGHEE NATIONAL FOREST
420 N BRIDGE ST
PO BOX 208
ST ANTHONY ID 83445

RE: Application NO. 22-7710

Dear Sir:

We are enclosing a copy of the application(s) that may be of interest to your department. Please review the application(s) and submit any comments you may have to our Department as soon as possible. The last date of protest is July 8, 1991, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold Jones RB

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb
enc.

JUN 24 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

12-Jun-1991

HERBERT POLLARD
DEPT OF FISH & GAME
REGION 6
1515 LINCOLN RD
IDAHO FALLS ID 83401

RE: Application NO. 22-07710

Dear Sir:

We are enclosing a copy of the application(s) that may be of interest to your department. Please review the application(s) and submit any comments you may have to our Department as soon as possible. The last date of protest is July 8, 1991, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,

Harold W. Jones es

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb
enc.

MICROFILMED
JUN 24 1992



FROM: Dick Gebhard

TO: Gary Spackman, Manager

Call if you have any questions

Thanks again,

Dick

MICROFILMED

JUN 24 1992

26716 Portola Parkway, Foothill Ranch, California 92610
(714) 855-3791 • FAX (714) 855-4818



4/1/1991

FROM: Gary Spackman
TO: Dick Gephard

As per our telecon this morning,
please find my check # 05043
in the amount of \$45.00
enclosed.

Thanks again,

Dick

RECEIVED

APR 05 1991

Department of Water Resources

JUN 24 1992

26716 Portola Parkway, Foothill Ranch, California 92610
(714) 855-3791 • FAX (714) 855-4818

**SOUTH SHORES
RESIDENTIAL & COMMERCIAL DEVELOPMENT CORP.**

VENDOR NO.

VENDOR

TRANSACTION DATE

REFERENCE

GROSS AMOUNT

DEDUCTION

NET AMOUNT

REF: WATER RIGHT NO: 22-0683

CHECK DATE

CHECK NO.

TOTAL GROSS

TOTAL DEDUCTION

CHECK AMOUNT

PAID
JUN 24 1992