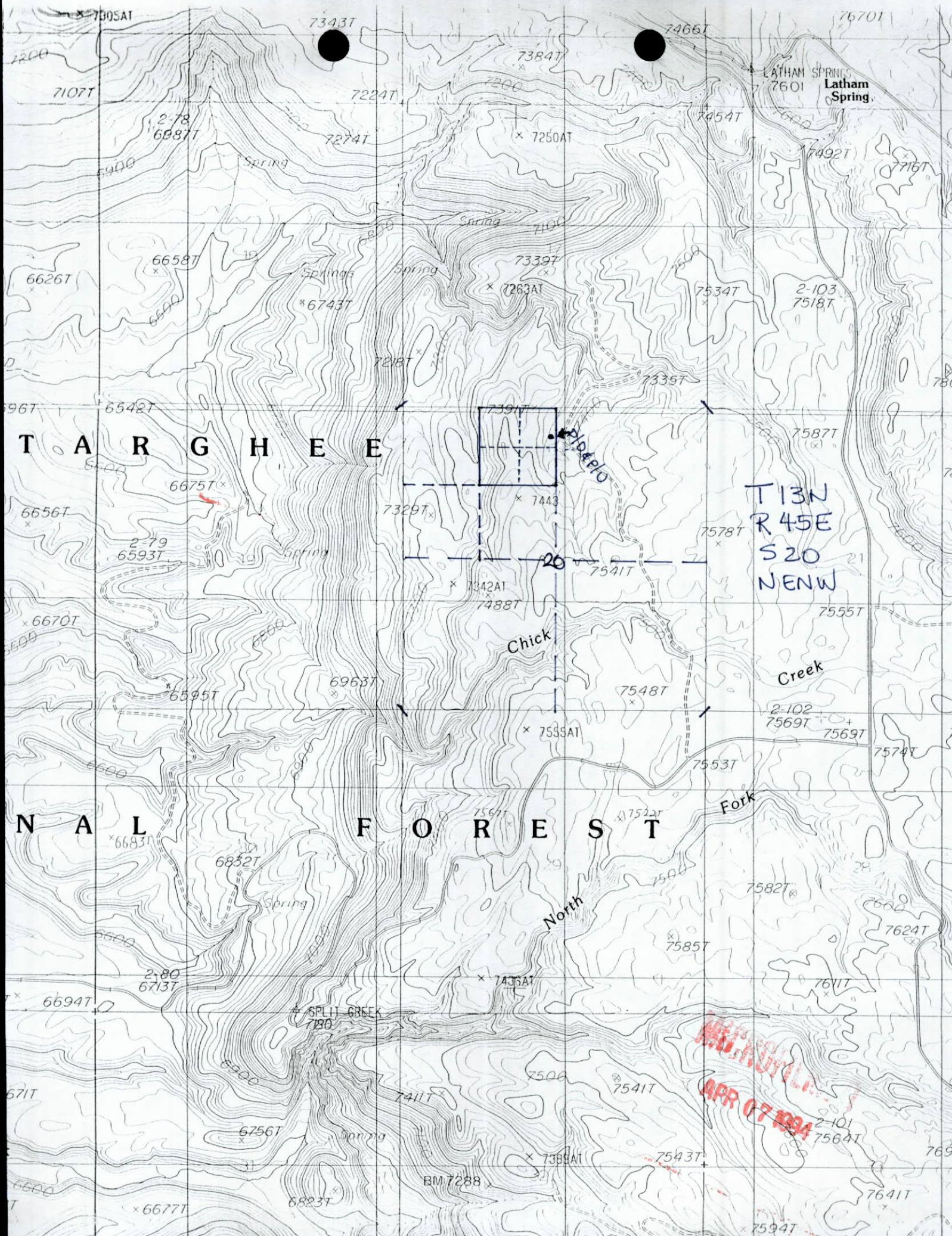




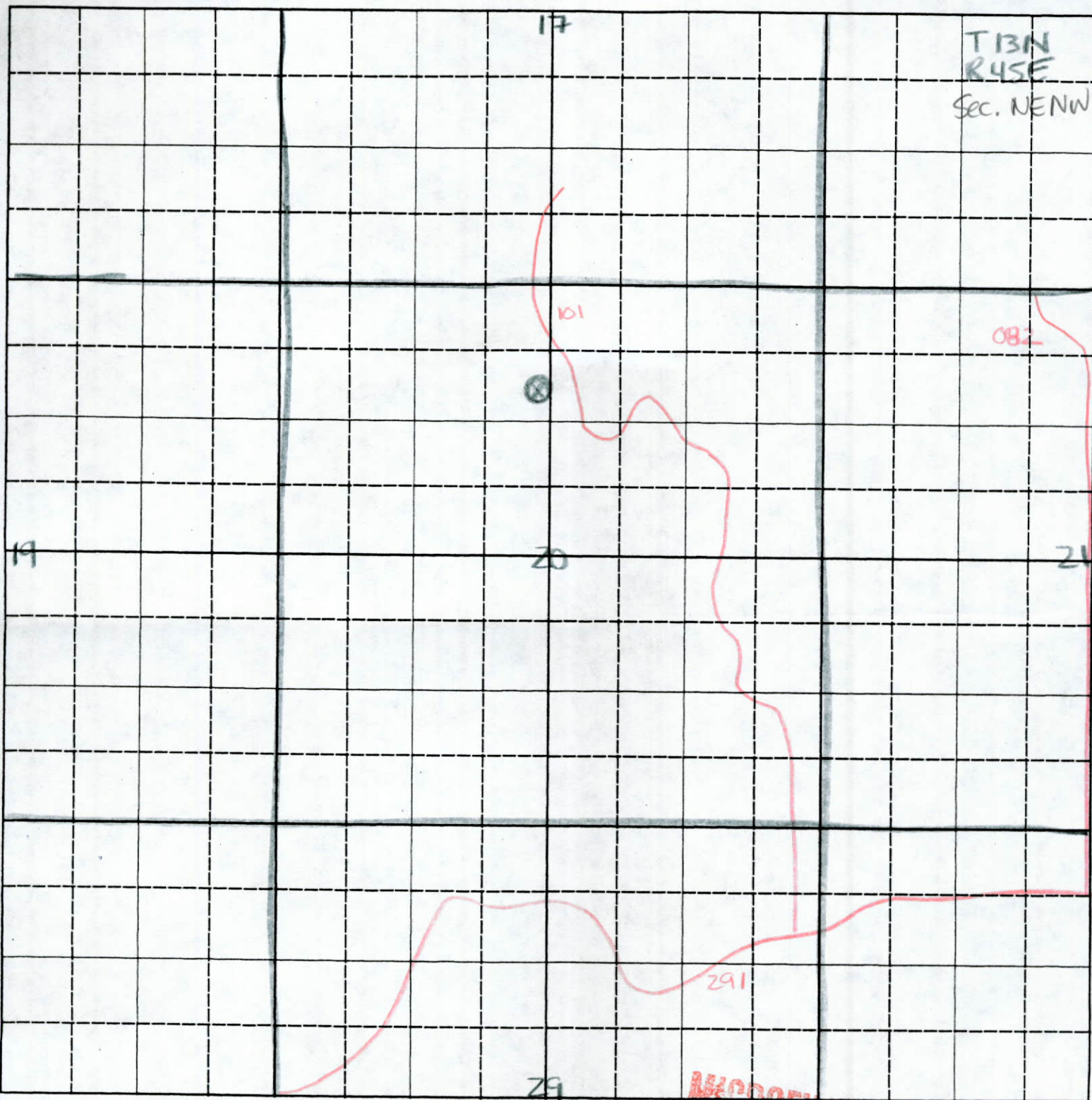
T A R G H E E

N A L F O R E S T

T13N
R45E
S20
NENW

APR 07 1994

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.

USDA - Forest Service

William P. DeVine

(Applicant)

(for) GRAY F. RENYOLDS, Regional Forester

Topographic map showing a section of the Iowa-Nebraska border. The map includes contour lines, a grid, and various geographical features. A red dot marks the 'POINT OF DIVERSION AND PLACE OF USE' at the intersection of the 17th and 20th grid lines. A yellow box labeled 'T13N R4SE' is located in the bottom left. Other labels include 'Chick Creek', 'Fork Creek', and 'Spring'. The map is overlaid with a grid of 18x18 squares, with some squares numbered 18, 17, 16, 19, 20, 21, 30, 29, 28, 27, 26, 25, 24, 23, 22, 21, 20, 19, 18, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4, 3, 2, 1.

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

SEP 29 1966

THE FREMONT COUNTY HERALD CHRONICLE
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, FERRY F. WEATHERSTON being
first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD CHRONICLE, a semi weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly
swear that the NOTICE OF APPLICATION
FOR WATER RIGHT #21-07552 a copy
of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof for
TWO consecutive issues, the first
publication having been made on
FEBRUARY 23, 1994
and the last publication having been
made on FEBRUARY 10, 1994.

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during the period of seventy-eight
consecutive weeks prior to the first
publication of said notice.

Ferry F. Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 11TH day of FEBRUARY
in the year of 1994, before me, a Notary
Public, personally appeared Ferry F.
Weatherston, 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.

Lois D. Roth
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: May 21, 1999

RECEIVED
FEB 28 1994

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

21-07552
US DEPT. OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
P.O. BOX 208
ST. ANTHONY, ID 83445
Source: UNNAMED STREAM
Tributary: CHICK CREEK
Diversion Pt.: NENW Sec 20 T 13N R
45E in FREMONT County.
Use: WILDLIFE (.10 AF) Total Diver-
sion: (.10 AF)
Date Filed: 1/26/1994
In: FREMONT County T13N R45E S20
NENW

21-07553
US DEPT. OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
P.O. BOX 208
ST. ANTHONY, ID 83445
Source: UNNAMED STREAM
Tributary: MOOSE CREEK
Diversion Pt.: SENW Sec 20 T 13N R
45E in FREMONT County.
Use: WILDLIFE (.10 AF) Total Diver-
sion: (.10 AF)
Date Filed: 1/26/1994
In: FREMONT County T13N R45E S 20
SENV

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Eastern Region, 900 N Skyline, Idaho
Falls, Idaho 83402 on or before
FEBRUARY 21, 1994.

R. KEITH HIGGINSON
Director

Publ. Feb. 3 and 10, 1994HC.

RECEIVED

APR 07 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 21-07552

Priority: January 26, 1994

Maximum Storage Volume:

0.1 AF

This is to certify, that US DEPT OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
PO BOX 208
ST ANTHONY ID 83445-0208

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 26, 1994; and has submitted Proof of Beneficial Use on February 24, 1995. An examination indicates that the works have a storage capacity of 0.100 af of water from:

UNNAMED STREAM

tributary to MOOSE CREEK

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>
WILDLIFE STORAGE	05/01 to 11/15		0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 20, Township 13N, Range 45E
FREMONT County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

13N 45E 20

NENW

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.

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 2ND day of April, 1996.

Acting for

KARL J. DREHER, Director

MICROFILMED

APR 29 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern District Office

RECEIVED

PROOF OF BENEFICIAL USE

MAR 06 1995

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 who has been appointed by the department.

1. Permit No. 21-07552 Telephone No. (208) 624-3151

2. Name(s) of Permit Holder(s): United States of America (USDA - Forest Service)

3. Mailing Address: Targhee National Forest; Box 208; St. Anthony, ID 83445

4. Source of Water: Surface If **GROUNDWATER** (well), Date Drilled: mo. ____ / yr. ____

a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____

b. **OPTIONAL:**

Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

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

Irrigation (No. of acres): _____ Other: Wildlife

6. Total rate of diversion and/or volume for which proof is submitted: 0.0 cfs OR 0.1 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 ____

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No X
Has the measurement port been installed? Yes ____ or No ____

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: Dan Trochta Telephone Number: 208-558-7301

Address: Island Park Ranger District P.O. Box 220 Island Park, Id 83429

10. The information given on this form 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.

Signature of permit holder: _____ Date: 3/13/95

(include your title, if on behalf of company or organization)

(for) DALE N. BOSWORTH, Regional Forester

MAR 22 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 21-07552

Proposed Priority: January 26, 1994

Maximum Storage Volume:

0.1 AF

This is to certify, that US DEPT OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
PO BOX 208
ST ANTHONY ID 83445-0208

has applied for a permit to appropriate water from:

UNNAMED STREAM

tributary of CHICK CREEK

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>
WILDLIFE	05/01 to 11/15		0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 20, Township 13N, Range 45E
FREMONT County

PLACE OF USE: WILDLIFE

TWN RGE SEC

13N 45E 20

NENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1995.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 01.

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

10th day of March, 1994

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

APR 07 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 21-7552

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

1. Name of applicant United States of America - Forest Service Phone 208-624-3151

Post office address P.O. Box 208, St. Anthony, Idaho, 83445

2. Source of water supply Unnamed Stream ~~ground water/ run off~~ which is a tributary of CHICK CREEK

3. Location of point of diversion is _____ ¼ of NE ¼ of 8W NW ¼, Govt. Lot _____

Sec. 20 Township 13N Range 45E B.M. Fremont County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.1 af for wildlife purposes from May 1 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) N/A cubic feet per second and/or (b) 0.1 af acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. The dozer-built pit tank will be below the original ground line and the resulting berm will not raise the water level more than one foot above the original ground line.

b. Height of storage dam N/A feet; active reservoir capacity .1 acre-feet; total reservoir capacity .1 acre-feet; period of year when water will be diverted to storage: May 1 to Nov. 15 inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought? no

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



William J. Allen

applicant to make this filing.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

b. Who owns the land to be irrigated or place of use? — same as above

11. a. Who owns the property at the point of diversion? U.S. of America - Forest Service

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

Total number of acres to be irrigated.

[illegible]

ponding place of use below. See instructions for standard symbols.

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

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

9. Description of place of use:

e. Other, describe fully. _____
To supply watering areas for wildlife on the plateau.

d. Domestic; show number of households.

V/N

c. Municipal; show name of municipality.

Y/N

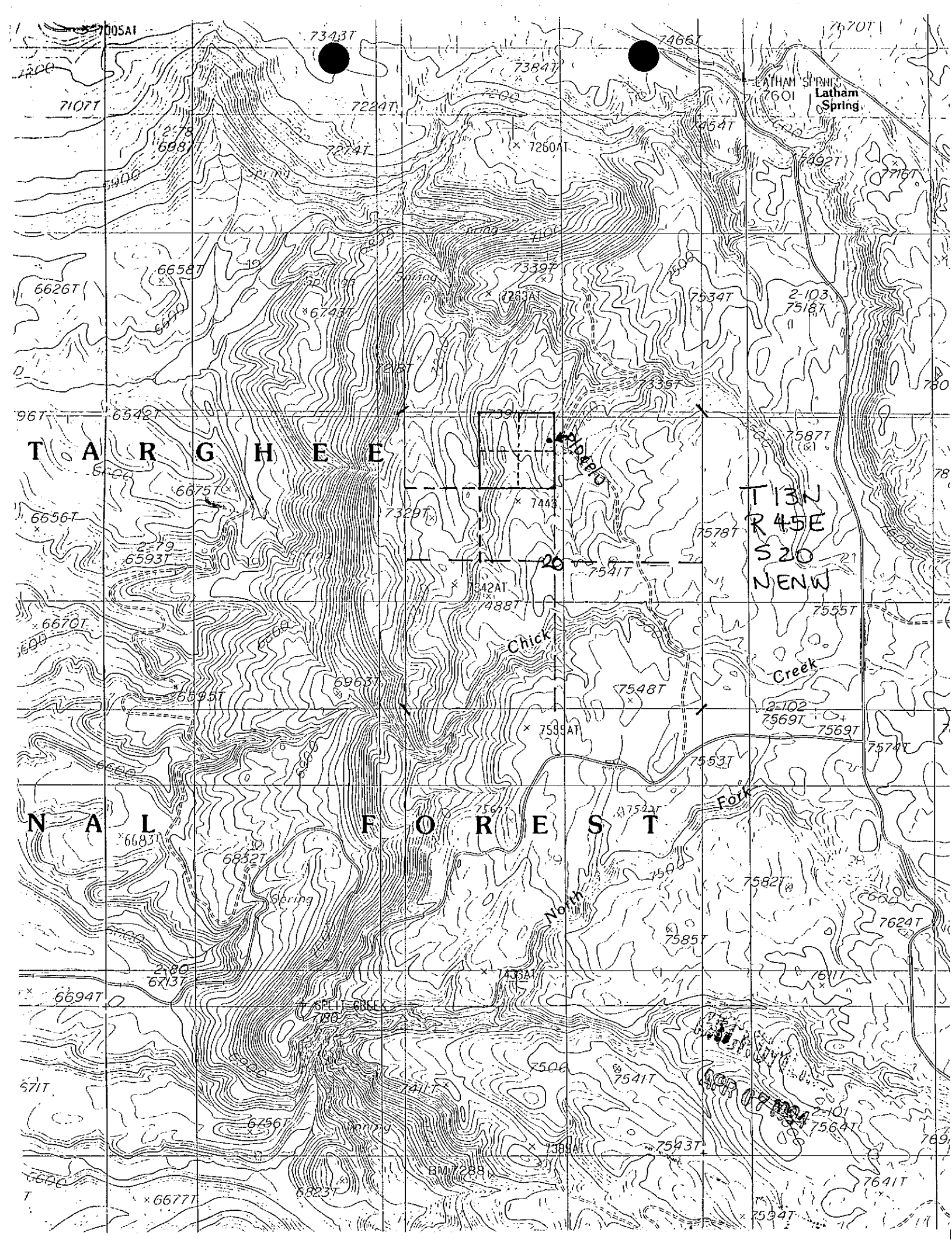
b. Stockwatering; list number and kind of livestock.

Y/N

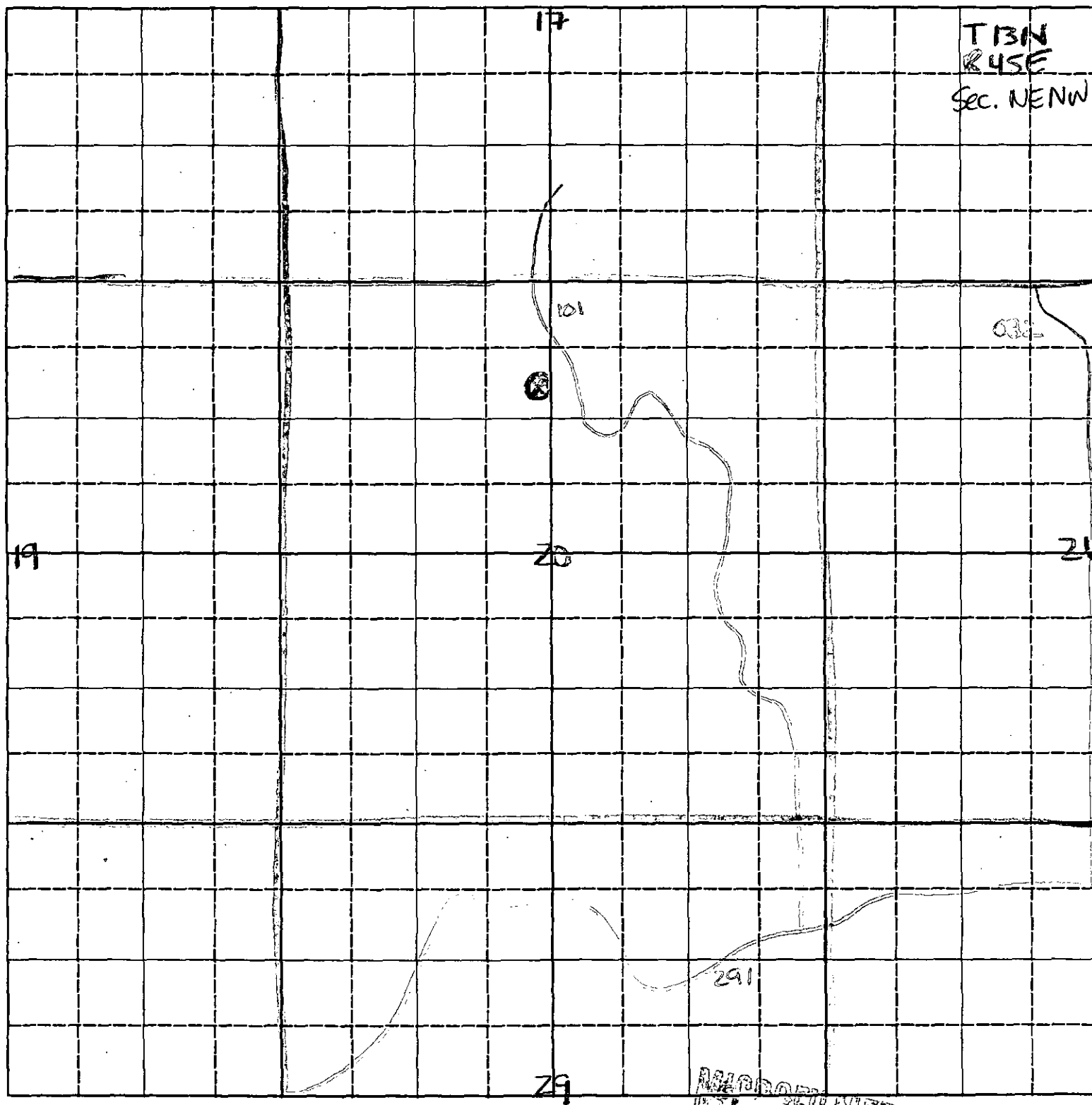
a. Hydropower; show total feet of head and proposed capacity in kW.

V/N

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



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



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.

APR 07 1994
USDA - Forest Service

William P. DeVu

(Applicant)

(for) GRAY F. RENYOLDS, Regional Forester

Received by WM Date 1/26/94 Time 11:08 am Preliminary check by _____
Fee \$ 30.00 Received by HWT # E019263 Date 10-28-93
Publication prepared by RB Date 2-3-94 Published in Herald Chronicle
Publication approved RB Date 3-1-94

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:

APR 07 1994



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

April 2, 1996

US DEPT OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
PO BOX 208
ST ANTHONY ID 834450208

RE: WATER RIGHT NO. 21-07552

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
APR 29 1996

B/U FIELD EXAM REVIEW
Cindy Zimmerman

01/96

Permit #: 21-7552 Name: USFS Date: 3/15/96 ✓ Lots ✓

NAME Chng Same ✓

Or Address Change?

* SOURCE ✓ Clarify source diff tributary - Moose Creek *
Correct tributary ? Prelim. Order to Void - Source change.

P/D ✓ Amendment Needed? NE NEW P39
Overlap(s) _____

P/U ✓ Amendment Needed? _____ P41
Overlap(s) _____
(Gov't special #'s) *P/D & P/U Amend? P37

RATE ✓ Permit/fee limits: 0.1 AF / 0.1 AF
Measured Q= _____ cfs/Theoretical Q= _____ cfs

Storage only (HP) 8.8 x 0.70 x _____ = _____
_____ + (2.31 x _____)
Recommended capacity _____ cfs
Recommended rate _____ cfs

VOLUME ✓ Season: (____/____) 1/1 - 12/31 = 365 days
Calculations: _____

* Change season to year
round use.

Pond: (30 x 35) x 4350 x 10 x 0.5 = 0.12 ≈ 0.1 AF
Permit = 0.1 AF
Flow limit: _____ x _____ x 1.9835 = _____ AF
Recommended volume 0.1 AF

USES ✓ Same Nature of Use? _____ P46
Amendment Needed? _____

REMARKS ✓ Multiple p/d's in 1/4? W32 _____

CONDITIONS ✓ Measuring (R01)/Locking (R02) Devices
R04 Watermaster Control (R04) - WD # 01
Irrigation rate/volume overlap
GW irrigation replaces surface water (050)
GW irrigation supplants surface water (065)
Water Quality/Other _____

PRIORITY App Rcd 1/26/94 Due 3/1/95 Rc'd 2/24/95
Receipt# E020709 Fee OK? Yes/No
Order to Reinstate Needed? Yes/No Done? _____
If Yes, Advanced? Yes/No to: _____
Priority 1/26/94 Examined 8/18/95

COMMENTS: Correct tributary & season

USE	CFS	DIV VOL	SRBA Overlap
<u>WL Storage</u>	<u>—</u>	<u>0.1</u>	<u>None</u>
_____	_____	_____	Adjustment Memo _____
_____	_____	_____	LICENSE LTR: <u>P49</u>
<u>TOTAL</u>	<u>—</u>	<u>0.1</u>	#1 AMEND LTR: _____/P38
			#2 AMEND LTR: <u>P42/P47</u>

* P/U same on application map as on exam map; tributary was incorrectly identified on application.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 11 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 21-07552

USDA - Forest Service
Targhee National Forest
P.O. Box 208, Saint Anthony, ID 83445-0208

Phone: (208) 624-3151

2. Accompanied by: Dan Teichert

EXAM DATE: 8-18-1995

Address: _____

Phone No. _____

Relationship to Permit Holder: FORESTER

3. Source: UNNAMED STREAM

tributary to MOOSE CREEK*

* AMENDMENT REQUIRED

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

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
		NE	NE	NW	20	13N	4SE	FREMONT	USGS, GPS, ON SITE

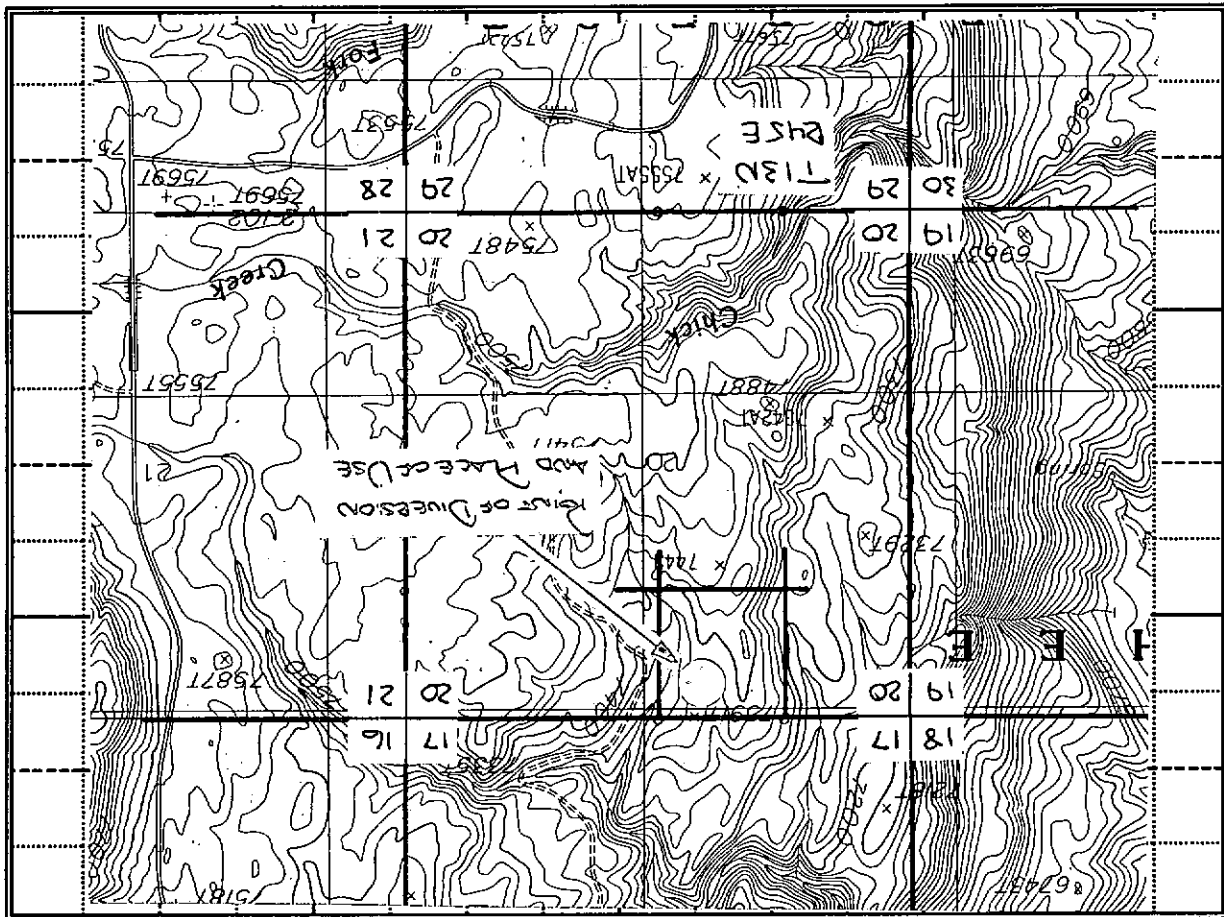
2. Place(s) of Use:

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	
13N	4SE	20					W												

SEP 9 1996

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



IDWR Global Positioning System Datasheet

Water Right:
21-07549, 21-07552

Stage: Permit

Source(s):
Unnamed Stream
Chick Creek

Holder:
USDA Forest Service

Date of Exam:
18 August 1995

Technician:
Meyer/Trochta

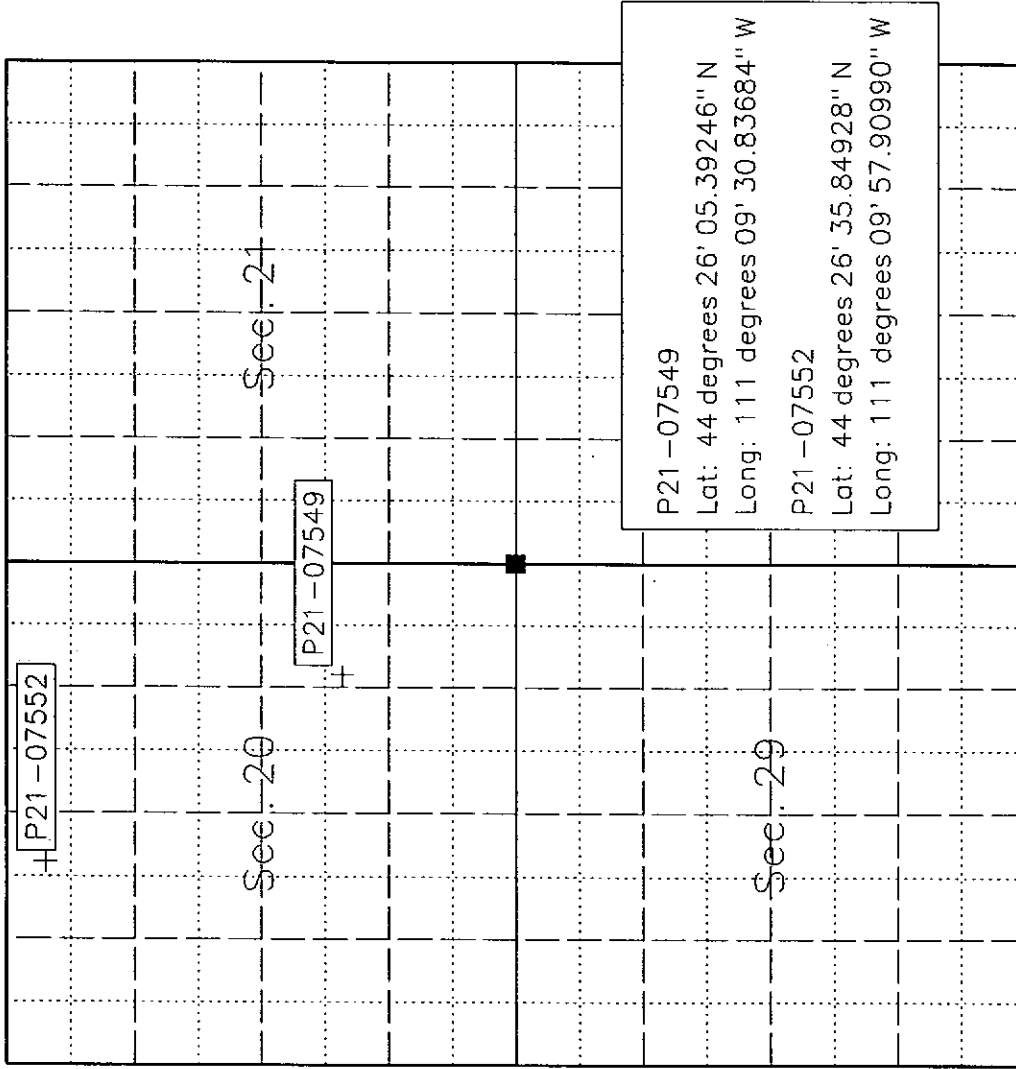
Description:
Stockwater Ponds

Reference Point:
SE cor., S20, T13N, R45E

Datum: NAD 27

Coordinate Grid:
UTM, Lat/Long

Scale: 1:24000



Township 13 North, Range 45 East

21-07552

APR 29 1996

	Recs	Mean	Std Dev	Minimum	Maximum
Northing	306	4920906.92	1.13	4920902.16	4920911.48
Easting	306	486783.35	1.44	486778.01	486789.31
Altitude	306	2258.46	2.50	2253.25	2268.81

No velocity records in file.

No DOP records in file.

Start GPS Week #814 on 08/18/95 at 18:09:44

End GPS Week #814 on 08/18/95 at 18:13:41

Datum : NAD-27 CONUS
Coordinate System : Universal Transverse Mercator [12T]
Altitude Mode : Mean Sea Level
Altitude/Distance Units : Meters
Velocity Units : Meters/Second

RECEIVED

APR 29 1996

21-07552

E. NARRATIVE/REMARKS/COMMENTS

MAN-MADE POND FOR WILDLIFE USE WITHIN NORTH FORK BOEN.

ON SITE DIMENSIONS ~ 10' x 35' x 30'

BE MINIMUMS USE ALL YEAR FOR VARIED WILDLIFE. RECOMMEND
PERIOD OF USE OF 1-1 TO 12-31(!!) TO MATCH ACTUAL USE.

* AMEND SOURCE TO ONNAMED STREAM, TRIBUTARY TO MOOSE CREEK

GPS SITE NOT TAGGED. FILE: 2081818'A

UTM: NORTHING 4920906.92, EASTING 486783.35

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

RECEIVED

APR 29 1996

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

$$V_{DR} = \text{Smaller of } V_{LR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

$$21.0 = 0.7581 / \left(\frac{2}{10 \times 30 \times 35} \right)$$

Recommended 0.1 sec as determined

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

WILD LIFE

Per
From

12-31

Rate of Diversion
Q (cts)

Annual Volume
V (ata)
0.1

2. Recommended Amendments

— Change P.D. as reflected above

— Change P.U. as reflected above

____ Add P.D. as reflected above

____ Add P.U. as reflected above

Other	<u>X</u>
None	<u> </u>

X Other Δ Savage!

I. AUTHENTICATION

Field Examiner's Name:

Ward

Date 2-8-96

Date /

1970

APR 29 1996

SEAL

March 8, 1995

US DEPT OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
PO BOX 208
ST ANTHONY ID 834450208

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-07552

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

MAR 22 1995

United States
Department of
Agriculture

Forest
Service

Island Park
Ranger
Station

P.O. Box 220
Island Park
Idaho 83429

RECEIVED

February 23 1995
FEB 24 1995

Idaho Department of Water Resources
900 North Skyline
Idaho Falls, Idaho 83402
Attention: Harold Jones

Department of Water Resources
Eastern District Office

Attention: Accounts Payable

Enclosed is a Draft (020450375) in the amount of \$100.00 to pay for two Water Resource Permits. You should negotiate this draft at your bank just as you would deposit a check. **THIS DRAFT IS NOT VALID AFTER 30 DAYS FROM DATE.**

The total amount paid is less Tax. Under the Sovereign Immunity Act of the United States Federal Government, Federal Agencies are exempt from a sales tax. Our tax exempt number is #87-02-13014. If there is a problem with this judgement, please contact the USDA Forest Service, Washington Office for further clarification.

Please call me at (208)558-7301, if you have any questions.

Sincerely,

Louise Enget

LOUISE ENGET
Support Services Supervisor

Enclosures

RECEIVED

MAR 22 1995

December 31, 1994

US DEPT OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
PO BOX 208
ST ANTHONY ID 834450208

PROOF DUE NOTICE

RE: PERMIT NO. 21-07552

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 March 1, 1995.

(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.

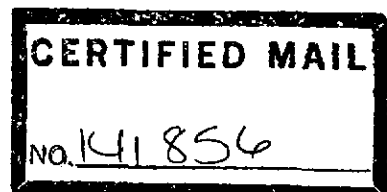
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MAR 22 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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 10, 1994

US DEPT OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
PO BOX 208
ST ANTHONY ID 834450208

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 21-07552

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

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

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

APR 07 1994

THE FREMONT COUNTY HERALD CHRONICLE
St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, FERRY F. WEATHERSTON being
first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly
swear that the NOTICE OF APPLICATION
FOR WATER RIGHT #21-07552 a copy
of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof for
TWO consecutive issues, the first
publication having been made on
FEBRUARY 23, 1994
and the last publication having been
made on FEBRUARY 10, 1994.

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during the period of seventy-eight
consecutive weeks prior to the first
publication of said notice.

Ferry F. Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 11TH day of FEBRUARY
in the year of 1994, before me, a Notary
Public, personally appeared Ferry F.
Weatherston, 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.

Roger D. Roth
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: May 21, 1999

RECEIVED

FEB 28 1994

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

21-07552

US DEPT. OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
P.O. BOX 208
ST. ANTHONY, ID 83445

Source: UNNAMED STREAM

Tributary: CHICK CREEK
Diversion Pt.: NENW Sec 20 T 13N R
45E in FREMONT County.

Use: WILDLIFE (.10 AF) Total Diver-
sion: (.10 AF)

Date Filed: 1/26/1994

In: FREMONT County T13N R45E S20
NENW

21-07553

US DEPT. OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
P.O. BOX 208
ST. ANTHONY, ID 83445

Source: UNNAMED STREAM

Tributary: MOOSE CREEK
Diversion Pt.: SENW Sec 20 T 13N R
45E in FREMONT County.

Use: WILDLIFE (.10 AF) Total Diver-
sion: (.10 AF)

Date Filed: 1/26/1994

In: FREMONT County T13N R45E S 20
SENW

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Eastern Region, 900 N Skyline, Idaho
Falls, Idaho 83402 on or before
FEBRUARY 21, 1994.

R. KEITH HIGGINSON
Director

Publ. Feb. 3 and 10, 1994HC.

RECEIVED

APR 07 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
900 N Skyline

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 31, 1994

HERALD CHRONICLE
P.O. BOX 10
REXBURG, ID 83440

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 FEBRUARY 21, 1994.

Yours truly,

Rita Bodell
Secretary

Encl.

APR 07 1994

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED

APR 07 1994

US DEPT OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
PO BOX 208
ST ANTHONY, ID 83445

Tributary: CHICK CREEK

Diversion Pt: NENW Sec 20 T 13N R 45E in FREMONT County.

```

Use: WILDLIFE                                     ( .10 AF)
      Total Diversion:                             ( .10 AF)

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Date Filed: 1/26/1994

In: FREMONT County
T13N R45E S20 NENW

RECEIVED
JAN 10 1964

APR 07 1994

01-Feb-1994

US DEPT OF AGRICULTURE
FOREST SERVICE
TARGHEE NATIONAL FOREST
PO BOX 208
ST ANTHONY ID 83445

RE: Application No. 21-07552 & 21-07553

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the HERALD CHRONICLE on 2-3 & 10-94. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ:rb

17 934