

No Color
Documents
In File

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 25-07691

Proposed Priority: March 29, 1999

Maximum Diversion Rate:

0.01 CFS

This is to certify, that US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY ID 83318

has applied for a permit to appropriate water from:
SPRING tributary of TEX 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>
STOCKWATER	01/01 to 12/31	0.01 CFS
WILDLIFE	01/01 to 12/31	0.01 CFS
	Totals	0.01 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENWSW , Sec. 16, Township 01N, Range 41E
BONNEVILLE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

01N 41E 16 NWSW

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 2004.
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. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
5. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
6. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.

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JUN 23 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

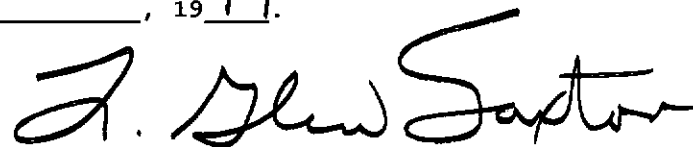
NO. 25-07691

CONDITIONS OF APPROVAL AND REMARKS

7. Water shall not be diverted under this right when flows in Willow Creek are below established minimum stream flows.
8. Place of use is located within Tex Creek Wildlife Management Area.
9. Stockwater use is for 500 range cattle and 50 horses.
10. Wildlife use is for 3000 deer, 2000 elk, and 50 moose.

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

16th day of June, 1999.



for
Karl J. Dreher, Director

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JUL 23 1999

RECEIVED

JUN 01 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 25-7691

Department of Water Resources

1. Name of applicant United States Bureau of Reclamation Phone (208) 678-0461x 23
Mailing address 1359 Hansen Avenue, Burley, Idaho 83318
2. Source of water supply Springs which is a tributary of Tex Creek
3. Location of point of diversion is Township 01N Range 41E Sec. 16, in the NE 1/4,
NW 1/4, SW 1/4, Govt. Lot _____ B.M., Bonneville County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .01 cfs for Wildlife purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .01 cfs for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.01 cfs and/or (b) _____
.02 cfs cubic feet per second _____ acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Old pond predates the Tex Creek Wildlife Management Area.
 - b. Height of storage dam NA feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is NA inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 90°F being sought? NA
 - e. If well is already drilled, when? NA; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year).
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in KW. _____
 - b. Stockwatering; list number and kind of livestock. 500 cows and 50 horses
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. Wildlife on Tex Creek Wildlife Management Area - 3000 deer, 2000 elk, and 50 moose

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JUN 23 1999

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.	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	41E	16										S/W							

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? United States, Bureau of Reclamation
- b. Who owns the land to be irrigated or place of use? United States, Bureau of Reclamation
- 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: See 25-07671 for topographic map. 6/11/99. C.Z.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Dale S. Walton
Signature of Applicant (and title, if applicable)

Received by HLF Date 3-29-99 Time _____ Preliminary check by _____
 Fee \$ 50.00 Received by HLF # E024866 Date 3-30-99
 Publication prepared by SC Date 5/6 & 5/13/99 Published in Post Register
 Publication approved 5/21/99 Date SC

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JUN 23 1999



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

June 17, 1999

DIRK KEMPTHORNE
GOVERNOR

US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY ID 83318

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 25-07691

Dear Permit Holder:

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

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

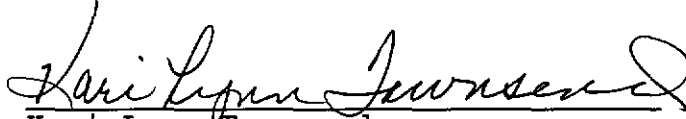
MICROFILMED
JUN 23 1999

CERTIFICATE OF MAILING

I hereby certify that on the 17th day of June, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 25-07691

US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY ID 83318


Kari Lynn Townsend
Secretary

MICROFILMED
JUN 23 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

NOT FILMED
JUN 23 1999

WR0749NP
No. (P25-07691

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/16/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	US DEPT OF INTERIOR BUREAU OF RECLAMATION 1359 HANSEN AVE BURLEY ID 83318 (208) 678-0461	03/29/1999	STOCKWATER WILDLIFE	01/01/12/31 01/01/12/31	0.010 CFS 0.010 CFS	
TOTAL DIVERSION:					0.010 CFS	

Water Source: SPRING

Tributary to: TEX CREEK

Stage: PERMIT

Point(s) of Diversion: T01N R41E S16 NENWSW BONNEVILLE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
01N	41E	16	:				:				:				:

Place of use location for WILDLIFE is the same location as described for: STOCKWATER

Pou County: BONNEVILLE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
25-07691

Conditions of Approval:

- 26A - 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.
- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
- 01P - Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
- R37 - This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.

Remarks: GEN Water shall not be diverted under this right when flows in Willow Creek are below established minimum stream flows. Place of use is located within Tex Creek Wildlife Management Area. Stockwater use is for 500 range cattle and 50 horses. Wildlife use is for 3000 deer, 2000 elk, and 50 moose.

WR0749NP
No. P25-07691

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/16/99
PAGE: 2

Dates: App. Received: 03/29/1999 Priority Date: 03/29/1999
Proof Due Date: 06/01/2004 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 01 Field Exam Fee:

Audit: 06/14/99 CZIMMERM 06/16/99 CZIMMERM

02/99

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy*No.: 25-7691 Name: BOR Date: 6/16/99 Ad OK? ☒ Gvmt Lts: ☒AREA OF CONCERN: - No/Yes: ESRP Mor/ GWMA / Trust / Non-trust

PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

> 1 year

≤ 1 year/no proof

P17P16

GROUNDWATER: (✓ FLO-CH)

DRILLING PERMIT

All wells (✓ WDQ3)

In Basin 34?

Irr. within WD

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD

Supp. irr. use only

Supp. irr. + uses

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- 046-P23

- 085

- P05 (new well location)

- North / East / West

- 067 or No MD (in-stream stock or power)

- No MD

- 065-079 (if GW use SW)-(keep SW)-(GW not primary irr. source)

- 100-101

- 01M (report when notified)

- No MD

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

FISH & GAME CONTACTED: - YES / NO; WHEN: by SkipRESPONSE: OK

IN/ABOVE MSF (✓ MAP)

IN-STREAM DEVELOPMENT

WD (✓ MAP & LISTING)

> 0.20 cfs

≤ 0.20 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

- WB9 Willow Cr.- P52 (stream channel alteration)- R04 (WD # 01)- 01J-P08 (MD & LD)- 01H-P01 (LD), 01R or No MD (in-stream stock)

- 067 or No MD (in-stream stock or power)

- No MD

- 01M or No MD (in-stream stock or power)

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R (65)

Salmon R (70's)

Weiser R (67)

- *W22 -P04, NA

- 007 (w/ remark *WB9 if above Weiser), NA

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

- 029 (fish screens), NA

- 086, 087

USE:

STORAGE (✓ 3 compo.)

IRR ≤ 5 acres

> 5 acres

STOCKWATER

MINING

FISH PROPAGATION

HEATING/COOLING

POWER

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R37 (BLM/USFS); NA- 054(req) -081-P10

- 029(70's only)-007-042(req)-081 (WQ)-P10

- R07 (injection well)

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

MUNICIPAL

In restricted area?

Irr., GW supp. to SW?

- 022, 075, 004 (+memo?)

- 102

DOMESTIC

Surface water

> 1 in rest. area

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

- 071-070

FIRE PROTECTION

- 077

LOCATION:

BOISE FRONT LOGEO

MITIGATION

42-248 AREA

SWAN FALLS FLAG (✓ Code)

Trust

Non-Trust (1)

- 058 (<85° GW temp only)

- 120

- P84 (in 20/30/40/50/60/70/80 (87) basin)- 1

- 051-052-053-P74 (Consumptive Uses), NA

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

1. WB9 2. WB6 3. W02 4. WL use6/1/2004

RECEIVED

JUN 01 1999

Department of Water Resources

Dist. for staffing

Submitted for advertising

4-5-99

Form No. 202

4/87

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS PERMIT

BOR-Springs

INITIAL REVIEW BY HWT DATE 4-2-99 APPLICATION NO. 25-07691

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Yes ☒ No Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____

☒ Yes	☐ No	In form for advertising
☐ Yes	☒ No	Statewide advertising
☒ Yes	☐ No	Fee amount, receipt date & No. recorded on application

_____ Idaho Dept. of Health & Welfare	_____ U.S. BLM
_____ Idaho Dept. of Fish & Game	_____ U.S. Forest Service
_____ Idaho Dept. of Lands	_____ Water District
_____ Adjudication Bureau Unit	_____ Other _____

<u> </u> Yes	<u> </u> No	Affidavit of publication received
<u> </u> Yes	<u> </u> No	Application published correctly. If not, record action taken _____
<u> </u> Yes	<u> </u> No	Publication dates & paper, recorded on application
<u> </u> Yes	<u> </u> No	Protests received
<u> </u> Yes	<u> </u> No	Final date for protest _____
<u> </u> Yes	<u> </u> No	Protests, dates, resolution of protest, recorded on application
<u> </u> Yes	<u> </u> No	Recommendations attached
<u> </u> Yes	<u> </u> No	Measuring device required
<u> </u> Yes	<u> </u> No	Access port required
<u> </u> Yes	<u> </u> No	Will water be delivered by watermaster? If yes, what Dist. _____
Yes	<u> </u> No	Special conditions of approval or cover letter below.

Date of priority recommended 3-29-1999
By: [Signature] Date: 5-26-1999
STATE OFFICE REVIEW

By _____ Date: _____
 ADDITIONAL INFORMATION _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & Welfare	_____ Canal Company
_____ Reservations	_____ Div. of Environment	_____ Other _____

Project impacts/implications report

COMMENTS

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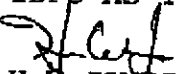
MEMO

TO: CINDY ZIMMERMAN, Files 25-07670 to 25-07699
FROM: H W JONES
RE: BUREAU OF RECLAMATION APPLIC

WHEN THE BUREAU FILED ALL 31 OF THEIR NEW APPLICATIONS I NOTED THEY WERE FOR THE TEK CREEK MANAGEMENT AREA. THIS IS AN AREA WHICH IDAHO FISH AND GAME ADMINISTER AS REPARATIONS FOR THE BUILDING OF RIRIE RESEVOIR. IDFG HAVE A 99 YEAR LEASE AND RUN IT AS A WINTER ELK REFUGE.

I CONTACTED REFUGE MANAGER, TERRY THOMAS ABOUT THE APPLICATIONS AT THE OUTSET TO CLARIFY SOME POINTS ABOUT SEVERAL APPLICATIONS. THESE PROJECTS ARE ONES IDFG WANT BUT SINCE THE BUREAU ACTUALLY OWNS THE PROJECT, THEY HAD TO FILE THE APPLICATIONS.

I SEE NO FURTHER NEED TO SEND COPIES OF THESE APPLICATIONS TO IDFG AS THEY ARE IN EFFECT THE DE FACTO APPLICANTS.


H W JONES
6-10-1999

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JUN 23 1999

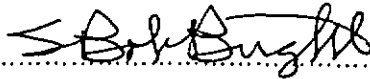
Proof of Publication

The Post Register

State of Idaho
County of Bonneville

I, S. Bob Bright or Robert Park, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

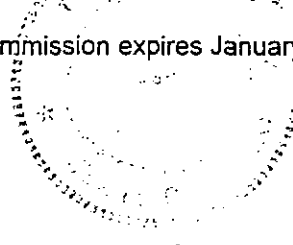
That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for two consecutive (days) weeks, first publication having been made on the 6th day of May, 1999, last publication having been made on the 13th day of May, 1999, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.


.....

Subscribed and sworn to before me, this 19th day of May, 1999.


.....
Notary Public

My commission expires January 10, 2003



MICROFILMED

JUN 23 1999

RECEIVED

MAY 21 1999

Department of Water Resources
Eastern Region

NOTICE OF APPLICATION FOR WATER RIGHT

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

25-07670
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: WILLOW CREEK
Tributary: SNAKE RIVER
Diversion Pt: SWSWNW Sec 11 T 02N R 40E in BONNEVILLE County.
Use: IRRIGATION (0.060 CFS)
Total Diversion: (0.060 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T02N R40E S11 SWNW
3.0 ACRES TOTAL
Applicant will be required to rent storage water when 1999 priority water is not available.

25-07671
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING
Tributary: TEX CREEK
Diversion Pt: NESENE Sec 26 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41 E S26 SENE

25-07672
US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING
Tributary: INDIAN FORK
Diversion Pt: NESENE Sec 15 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S15 SENE

25-07673
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING
Tributary: TEX CREEK
Diversion Pt: SENWNW Sec 26 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S26 NWNW

25-07674
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING
Tributary: COVE CREEK
Diversion Pt: NWNENE Sec 22 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S22 NENE

25-07675
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING
Tributary: TEX CREEK
Diversion Pt: SWSWSW Sec 23 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S23 SWSW

25-07676
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING
Tributary: INDIAN CREEK
Diversion Pt: NESENE Sec 14 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S14 SESE

25-07677
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING
Tributary: INDIAN FORK
Diversion Pt: SENWSW Sec 14 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S14 NWSE

25-07678
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING
Tributary: INDIAN CREEK
Diversion Pt: SENWSW Sec 14 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S14 NWSW

25-07679
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: POND
Tributary: INDIAN FORK
Diversion Pt: SWSESE Sec 10 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S10 SESE

25-07680
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: HAYSHED CREEK
Tributary: INDIAN FORK
Diversion Pt: SESENE Sec 4 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S04 SENW

FILED
JUN 23 1999

25-07681
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: WILLOW SPRING
Tributary: INDIAN FORK
Diversion Pt: NENESE Sec 5 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S05 NESE

25-07682
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: PIPE CREEK
Tributary: TEX CREEK
Diversion Pt: NESENE Sec 6 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S06 SENE

25-07683
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: PIPE CREEK
Tributary: TEX CREEK
Diversion Pt: NESENE Sec 31 T 02N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T02N R41E S31 SESE

25-07684
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: PIPE CREEK
Tributary: TEX CREEK
Diversion Pt: SWSWSW Sec 32 T 02N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T02N R41E S32 SWSW

25-07685
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRING CREEK
Tributary: TEX CREEK
Diversion Pt: SWSSENW Sec 6 T 01N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S06 SENW

25-07686
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: DOG TOOTH SPRINGS
Tributary: BLUE CREEK
Diversion Pt: SWSWSE Sec 30 T 02N R 41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T02N R41E S30 SWSE

25-07687
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: DOG TOOTH SPRINGS
Tributary: BLUE CREEK
Diversion Pt: NWSW Sec 30 T 02N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T02N R41E S30 SWSE

25-07688
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: DOG TOOTH SPRINGS
Tributary: BLUE CREEK
Diversion Pt: NESW Sec 30 T 02N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T02N R41E S30 SESW

25-07689
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: INDIAN FORK
Tributary: TEX CREEK
Diversion Pt: SWSE Sec 11 T 01N R 41E
in BONNEVILLE County.
Use: WILDLIFE (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S11 SWSE

25-07690
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: TRAIL CREEK
Tributary: INDIAN FORK
Diversion Pt: NWSE Sec 3 T 01N R 41E
in BONNEVILLE County.
Use: WILDLIFE (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S03 NWSE

25-07691
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRINGS
Tributary: TEX CREEK
Diversion Pt: NENWSW Sec 16 T 01N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S16 NWSW

25-07692
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRINGS
Tributary: TEX CREEK
Diversion Pt: SWNWNW Sec 16 T 01N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S16 NWNW

25-07693
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRINGS
Tributary: INDIAN FORK
Diversion Pt: SESE Sec 8 T 01N R 41E in
BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S08 SESE

25-07694
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRINGS
Tributary: INDIAN FORK
Diversion Pt: NWSW Sec 9 T 01N R 41E
in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S09 NWSW

25-07695
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRINGS
Tributary: INDIAN FORK
Diversion Pt: NENWSW Sec 5 T 01N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S05 NWSW

25-07696
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: SPRINGS
Tributary: INDIAN FORK
Diversion Pt: NWNWNE Sec 8 T 01N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S08 NWNE

25-07697
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: TRAIL CREEK
Tributary: INDIAN FORK
Diversion Pt: NWNE Sec 10 T 01N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S10 NESE

25-07698
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: INDIAN FORK
Tributary: TEX CREEK
Diversion Pt: SENWNE Sec 10 T 01N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S10 NWNE

25-07699
US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318
Source: GROUNDWATER
Diversion Pt: NENWSE Sec 10 T 01N R
41E in BONNEVILLE County.
Use: WILDLIFE (0.010 CFS)
STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)
Date Filed: 3/29/1999
In: BONNEVILLE County
T01N R41E S10 NWSE
Any protests against the proposed appli-
cation must be filed with the Dept. of
Water Resources, 900 N Skyline Dr., Ste
A, Idaho Falls ID 83402, together with a
protest fee of \$25.00 on or before MAY
24, 1999 to be considered by the
Department in its decision to grant or
deny any part of the proposed applica-
tion. The protestant must also send a
copy of the protest to the applicant.
KARL J. DREHER, Director
Published: May 6, 13, 1999

MICROFILMED

JUN 23 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

April 27, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

UNITED STATES BUREAU OF RECLAMATION
1359 HANSEN AVENUE
BURLEY ID 83318

RE: Application for Permits # 25-07670 to 25-07699

Dear Applicant:

This office is currently in the process of advertising the application in the Post Register on May 6 and 13, 1999. The advertisement will be published once a week 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.

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

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

MICROFILMED

JUN 23 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

- DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

APRIL 27, 1999

Legal Notices Department
THE POST-REGISTER
P.O. BOX 1800
IDAHO FALLS, ID 83403

Dear Legal Dept.:

Enclosed you will find legal notices 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 MAY 24, 1999.

Yours truly,

Sharla Cox
Senior Secretary

Encl.

MICROFILMED

JUN 23 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

25-07691

US DEPT OF INTERIOR
BUREAU OF RECLAMATION
1359 HANSEN AVE
BURLEY, ID 83318

Source: SPRINGS

Tributary: TEX CREEK

Diversion Pt: NENWSW Sec 16 T 01N R 41E in BONNEVILLE County.

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

Date Filed: 3/29/1999

In: BONNEVILLE County
T01N R41E S16 NWSW

Any protests against the proposed application must be filed with the Dept. of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls ID 83402, together with a protest fee of \$25.00 on or before MAY 24, 1999. to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 5/ 6/1999 & 5/13/1999

MICROFILMED

JUN 23 1999