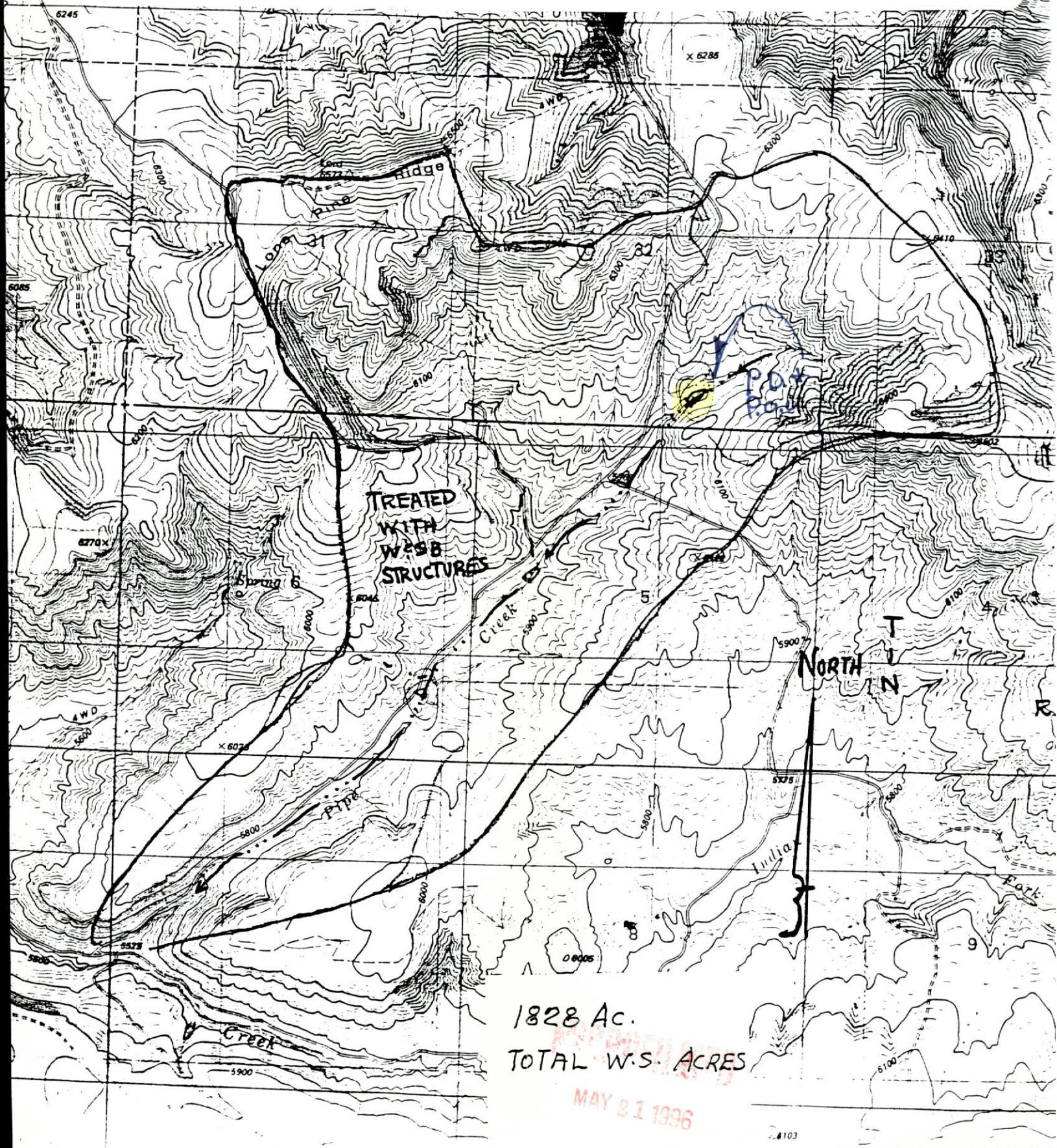


Owner Idaho DEPT OF FISH & GAME Operator SAME
County BONNEVILLE State IDAHO Date 8-1-95
Approximate acres _____ Approximate scale _____
Cooperating with EAST SIDE SOIL Conservation District _____
Plan identification PIPE CR. PLAN Photo number _____
Assisted by J. FORBUSH USDA Soil Conservation Service



MAR 02 1998

PROOF OF BENEFICIAL USE

1. Permit No. 25-07645 Telephone No. (208) 678-0461 ext. 23

2. Name(s) of Permit Holder(s): U. S. Bureau of Reclamation

3. **Mailing Address:** 1150 North Curtis, Suite 100, Boise, Idaho 83706-1234

4. Source of Water: Pipe Creek If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____

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

b. **OPTIONAL:**
 Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

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

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

6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR 18 acre feet

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No x

Has the measuring device been installed? Yes _____ or No x

Flow Measurement Port: Is a flow measurement port required? Yes ☐ or No ☒

Has the measurement port been installed? Yes or No x

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Terry Thomas **Telephone Number:** (208) 525-7290

Address: Idaho Dept of Fish and Game, 1515 Lincoln Road, Idaho Falls, ID 83401

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: Mela S. Walton Water Rights Specialist Date: 2/26/1998
(include your title, if on behalf of company/organization)

MAR 26 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 25-07645

Proposed Priority: January 16, 1996

Maximum Storage Volume:

18.0 AF

This is to certify, that **US DEPT OF INTERIOR**
BUREAU OF RECLAMATION
550 W FORT ST
BOISE ID 83724

has applied for a permit to appropriate water from:
PIPE CREEK 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>	<u>ANNUAL VOLUME</u>
WILDLIFE STORAGE	01/01 to 12/31		18.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 32, Township 02N, Range 41E
BONNEVILLE County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

02N 41E 32

SWSE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1998.
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 right is subject to control by the watermaster of State Water District No. 01.
5. 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.
6. This right authorizes an annual volume of water to fill the pond and the amount required to replace losses through evaporation.

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

14th day of May, 1996

RECEIVED
MAY 21 1996

Karl J. Dreher, Director

1
RECEIVED
MAR 13 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 257645
RECEIVED
JAN 16 1996
Department of Water Resources
Eastern District Office

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

1. Name of applicant IDAHO DEPARTMENT OF FISH AND GAME Phone 525-7290
Post office address 1515 LINCOLN ROAD, IDAHO FALLS, ID. 83401

2. Source of water supply PIPE CREEK which is a tributary of TEX CREEK

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 2N Range 41E B.M. BONNEVILLE County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 18 af. for WILDLIFE Storage purposes from JANUARY 1 to DECEMBER 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)

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

5. Total quantity to be appropriated is (a) _____ and/or (b) 18
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. EARTHEN DAM. DROP BOARD WATER
CONTROL DEVICE IN THE POND TO ALLOW FOR COMPLETE DRAINAGE
WHEN NECESSARY.

b. Height of storage dam < 20 feet; active reservoir capacity < 18 acre-feet; total
reservoir capacity < 18 acre-feet; period of year when water will be diverted to storage:
JANUARY 1 to DECEMBER 31 inclusive.

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

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? _____; Drilling firm _____;

Well was drilled for (well owner) _____

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

RECEIVED
MAY 9 1996

12/11/2014

12. Remarks: THIS IS A NON-CONSUMPTIVE INSTREAM FLOW TO CREATE HABITAT FOR WATERFOWL, MAMMALS, AND SONGBIRDS AND TO REHABILITATE THE WATERSHED AND

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?

11. a. Who owns the property at the point of diversion?

THIS IS ONE OF A SERIES OF FOUR PONDS TO BUILT FOR THE SAME PURPOSE

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 column.

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. WILDLIFE, WATERSHED REHABILITATION

d. Domestic; show number of households.

	$\frac{N}{A}$
1	1
2	2
3	3
4	4
5	5
6	6
7	7
8	8
9	9
10	10
11	11
12	12
13	13
14	14
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97	97
98	98
99	99
100	100

c. Municipal; show name of municipality.

$$\frac{N}{A}$$

b. Stockwatering; list number and kind of livestock. N/A

$$\frac{N}{A}$$

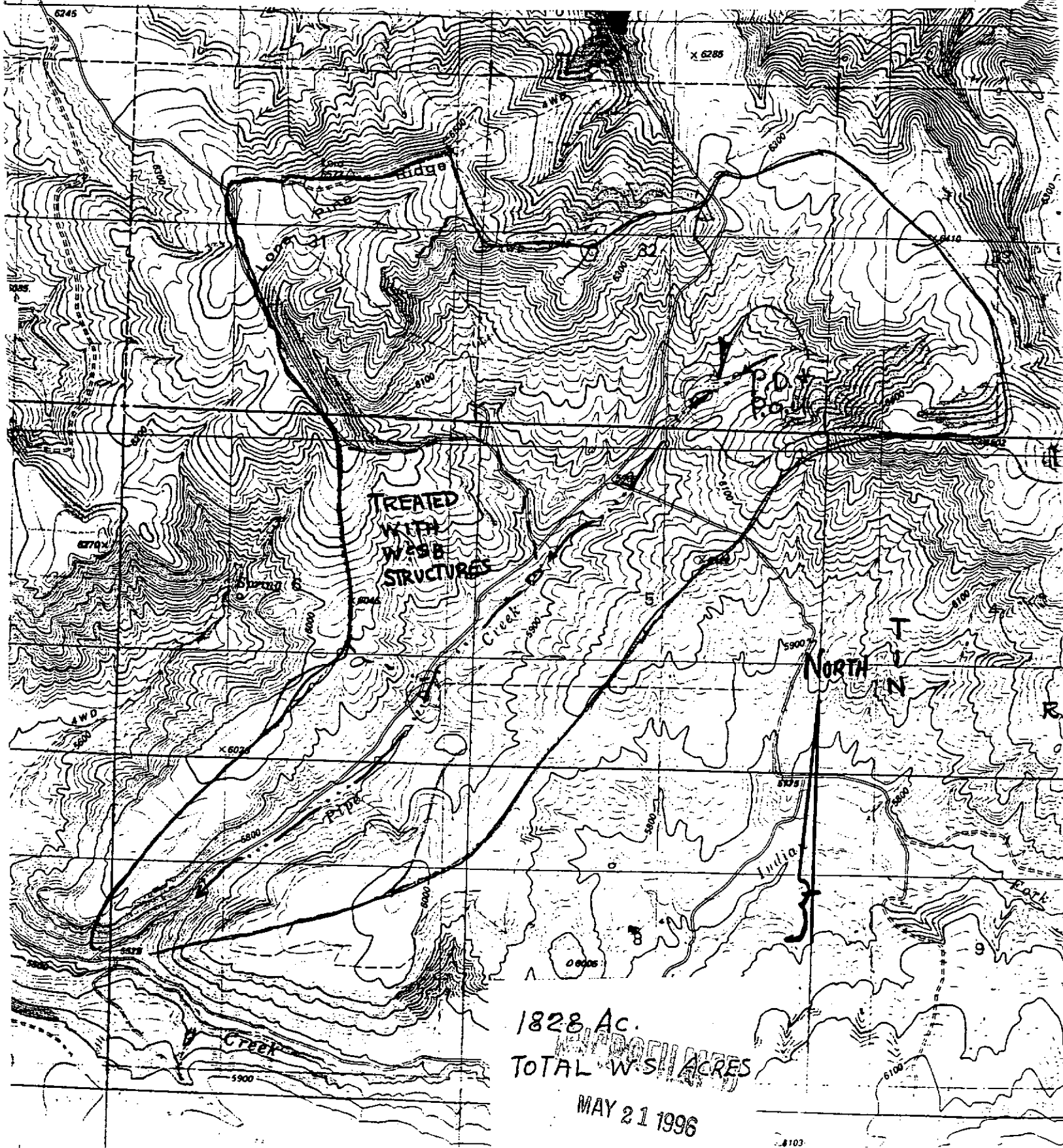
a. Hydropower; show total feet of head and proposed capacity in kW.

$$\overline{V/N}$$

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

CONSERVATION PLAN MAP

Owner Idaho DEPT OF FISH & GAME Operator SAME
County BONNEVILLE State IDAHO Date 8-1-95
Approximate acres _____ Approximate scale _____
Cooperating with EAST SIDE SOIL Conservation District
Plan identification PIPE CR. PLAN Photo number _____
Assisted by J. FORBUSH USDA Soil Conservation Service



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

SEE ATTACHED

RECORDED
MAY 21 1996

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.

Don Wright
(Applicant)

Received by HWT Date 1-16-96 Time _____ Preliminary check by _____
Fee \$ 50.00 Received by HWT # E021850 Date 1-18-96
Publication prepared by RB Date 2-15-96 Published in Lat Register
Publication approved _____ Date _____

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:

RECORDED

MAY 21 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 25-07645 Reviewed by Jy Date 3-20-98

GENERAL CONSIDERATIONS

yes Name same as permit?
NO Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Widely Stor.

Correct Uses? yes

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No. _____

☐ Amount paid for permit

☐ Well log in the file?

_____ Correct?

LICENSE EXAMINATION FEE

yes Required?
50- Amount Submitted
yes Correct?

MEASURING DEVICE

NO Required?
☐ Installed?
☐ Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____
No. of days late _____
Priority Date _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address 1150 N. Curtis Ste 100 Proof Made 3-2-98
Boise, 83706-1234



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

PHILIP E. BATT
GOVERNOR

March 20, 1998

KARL J. DREHER
DIRECTOR

US Bureau of Reclamation
1150 N Curtis STE 100
Boise ID 83706-1234

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 25-07645

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the department's EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

MAR 26 1998



United States Department of the Interior

BUREAU OF RECLAMATION

Snake River Area Office-East Unit
1359 Hansen Avenue
Burley, Idaho 83318-1821

RECEIVED

MAR 02 1998

Department of Water Resources

IN REPLY REFER TO:

SRA-6434
WTR-4.00

FEB 26 1998

Julie L. Yarbrough, Senior Secretary
Idaho Department of Water Resources
1301 North Orchard
P.O. Box 83720
Boise ID 83720-0098

Subject: Water Right Permit Nos. 25-07645, 25-07646, 25-07647, and 25-07648

Dear Ms. Yarbrough:

Enclosed are forms for proof of beneficial use for permit Nos. 26-07645, 25-07646, and 25-07648. Please proceed with your investigation of these permits to perfect the licenses. We are requesting an extension of time for permit No. 25-07647. We have not had adequate time and resources to complete all four of the ponds, and additional time is needed for this permit.

Also, enclosed are four third party drafts totaling \$200.00 to cover all the necessary fees associated with these permits.

We note from your correspondence that getting these to the appropriate address was a problem. In the future, please refer all matters regarding these permits to U.S. Bureau of Reclamation, Attention: 3100, 1150 North Curtis Road, Suite 100, Boise ID 83706-1234. Should you have questions regarding the permits, contact Dala Walton at the Burley office (208) 678-0461, extension 23.

Sincerely,

Michael W. Beus
Water Operations Manager

Enclosure

cc: Terry Thomas, Idaho Department of Fish and Game, 1515 Lincoln Road,
Idaho Falls ID 83401 (w/encl.)
Regional Director, Bureau of Reclamation, 1150 North Curtis Road,
Suite 100, Boise ID 83706-1234 Attn: PN-3100 (w/encl.)

MICROFILMED

MAR 26 1998



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 14, 1998

US Dept. of Interior
Bureau of Reclamation
230 Collins Rd
Boise ID 83702

RE: Permit No. 25-07645

Dear Permit Holder:

Enclosed are the forms needed to file proof of beneficial use on the above referenced water right. The forms were originally sent by certified mail on December 31, 1997, to the name and address listed on the water right permit, however, they were returned by the postal service due to insufficient address.

Please read the original enclosed letter, complete the necessary form and return it to this office on or before the proof due date of March 1, 1998.

Please be advised that Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

If you have any questions regarding this matter, please contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosures

MICROFILMED

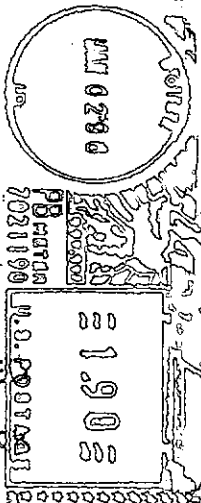
MAR 26 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street
Boise, Idaho 83706-2237

RETURN
TO
SENDER
FORWARDING ORDER EXPIRED

RETURN
TO
SENDER
FORWARDING ORDER EXPIRED
MAIL

P 590 062 330



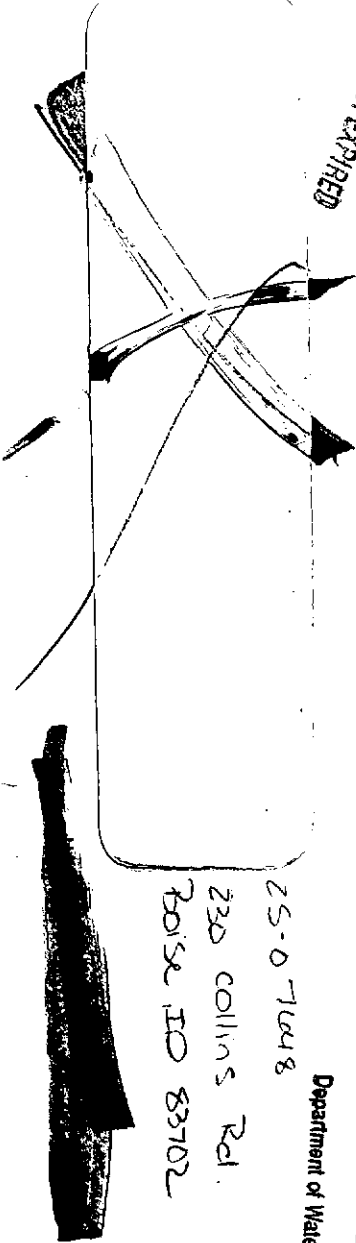
RECEIVED

JAN 06 1998

MICROFILMED
MAR 26 1998

Department of Water Resources

25-07648
230 Collins Rd. 7 Sent
Boise ID 83702 1-14-98



December 31, 1997

US DEPT OF INTERIOR
BUREAU OF RECLAMATION
550 W FORT ST
BOISE ID 83724

PROOF DUE NOTICE

RE: PERMIT NO. 25-07645

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, 1998.

(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.

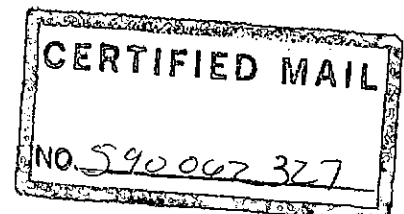
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
MAR 26 1998





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

May 14, 1996

US DEPT OF INTERIOR
BUREAU OF RECLAMATION
550 W FORT ST
BOISE ID 83724

PERMIT APPROVAL NOTICE

RE: PERMIT NOS. 25-07645/6/7/8

Dear Permit Holder:

Enclosed are copies of your applications for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permits.

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.

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.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structures for your water rights. Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

SWK:rl

RECEIVED

MAY 21 1996

MEMORANDUM

DATE: MAY 7, 1996

RECEIVED

MAY 10 1996

TO: ~~JIM JOHNSON~~ SHELLEY BERN

Department of Water Resources

FROM: RON CARLSON

RE: FISH AND GAME WILDLIFE PONDS, APPLICATIONS 25-7645, 25-7646, 25-7647, 25-7648 ✓

There currently is a lot of interest in water rights for small ponds. Many developers want them for ascetics and fire protection. In the case of the above referenced applications the Dept. of Fish and Game wants to construct some man made beaver ponds. There appears to be a concern in the state office that these are not truly non-consumptive because of the increased evaporation. As I understand the logic, the break between "De minimus" and significant is one-half acre in surface area. The fact is we do charge evaporation on all of the man-made reservoirs. Ririe reservoir which sits below these ponds has a surface area of 1560 acres and we will charge between 1.5 and 2 acre-feet/surface acre evaporation. This is done primarily to correct the natural flow on Willow Creek. On a full reservoir the evaporation loss per acre-foot of storage would be about 0.03 AF/AF-stored. Thus on the proposed fish and game ponds the combined evaporation would be about 1.6 AF for the year. However, the net increase in evaporation would be zero. In fact the actual evaporation would probably be reduced. If the water captured by these ponds could not be stored in Ririe and ended up in American Falls the actual evaporation per acre-foot of storage would increase significantly, and would be closer to 0.25 AF/AF-stored.

Therefore we are not very concerned about new storage located high in the watershed. In addition, we have compared the flow at King Hill with the unregulated flow at Heise and after nearly 100 years of irrigation development and the addition of 4.1 million acre-feet of storage there has not been a detectable change in the relationship between the basin outflow at King Hill and the basin inflow represented by the Heise gaging station. "De minimis non curat lex" may indeed be the applicable legal principle in the case of these applications.

RECEIVED

MAY 21 1996



IDAHO FISH & GAME

UPPER SNAKE REGION
1515 Lincoln Road
Idaho Falls, Idaho 83401-2198

Philip E. Batt / Governor
Jerry M. Conley / Director

April 30, 1996

RECEIVED

MAY 06 1996

Mr. Harold Jones
Water Right Supervisor
Idaho Department of Water Resources
900 North Skyline Drive
Idaho Falls, ID 83401

Department of Water Resources
Eastern District Office

Dear Harold:

There is apparently some concern about the water rights for four impoundments filed for by the Bureau of Reclamation on the Tex Creek Wildlife Management Area (WMA). The property is owned by the Bureau of Reclamation (BOR) and managed for wildlife by the Idaho Department of Fish and Game (IDFG).

The rights filed for were nonconsumptive and this has been called into question because of the total surface acres involved in the project. Idaho Department of Water Resources is concerned that evaporation from this pond system will exceed the allotted amount for nonconsumptive use. However, there are mitigating circumstances that your Department should be aware of which should relieve the concerns:

1. The area in question is a heavily vegetated area. The BOR has done significant research which indicates that in areas such as this, evapotranspiration exceeds the surface evaporation from impoundment of the area. Therefore, the ponds could actually yield a net gain to the system.
2. The stream in question is ephemeral with springs that sink. The main source of water is spring runoff which moves off the area very quickly. These ponds will act as water banks, storing water and releasing it over a longer period of time. Of course, all extra water during the spring would continue immediately through the system. This will be a net benefit to the ecosystem and will provide water to downstream users over a longer period of time.
3. Recharge of the groundwater system should yield benefits to the overall water budget for the area.
4. The springs feeding the stream all go to sinks within a short distance, and summer storm events seldom reach the confluence with Tex Creek. This water will be stored to provide habitat and improve the diversity of the WMA.

MAY 21 1996

Mr. Harold Jones
April 30, 1996
Page 2

5. The calculations of evaporation are based on the ponds being full all year. This will not be the case with these impoundments. They will fill during the spring but will be intentionally drained partly or completely beginning in late July each year. This improves the productivity of the ponds for wildlife.
6. Twenty or so smaller impoundments could be built in this same drainage to stay under the half acre and permitting requirements. This would actually result in an increased storage capacity and further reduce the amount of surface water reaching Ririe Reservoir. In addition, due to cost constraints, I would not be able to build elaborate water control structures such as are planned for the larger ponds. Water that filled these smaller impoundments would likely stay there until it sank or evaporated.

Although this project and the permit proposal were advertised in the paper, I have not heard anything but positive comments about it. Ducks Unlimited, one of the funding partners, is very excited about the positive benefits the project will have for waterfowl. Other species likely to benefit include the Columbian sharp-tailed grouse, elk, moose, mule deer, amphibians, songbirds and raptors.

I hope these comments help to alleviate concerns about the project and will help to expedite the permitting process.

Sincerely,

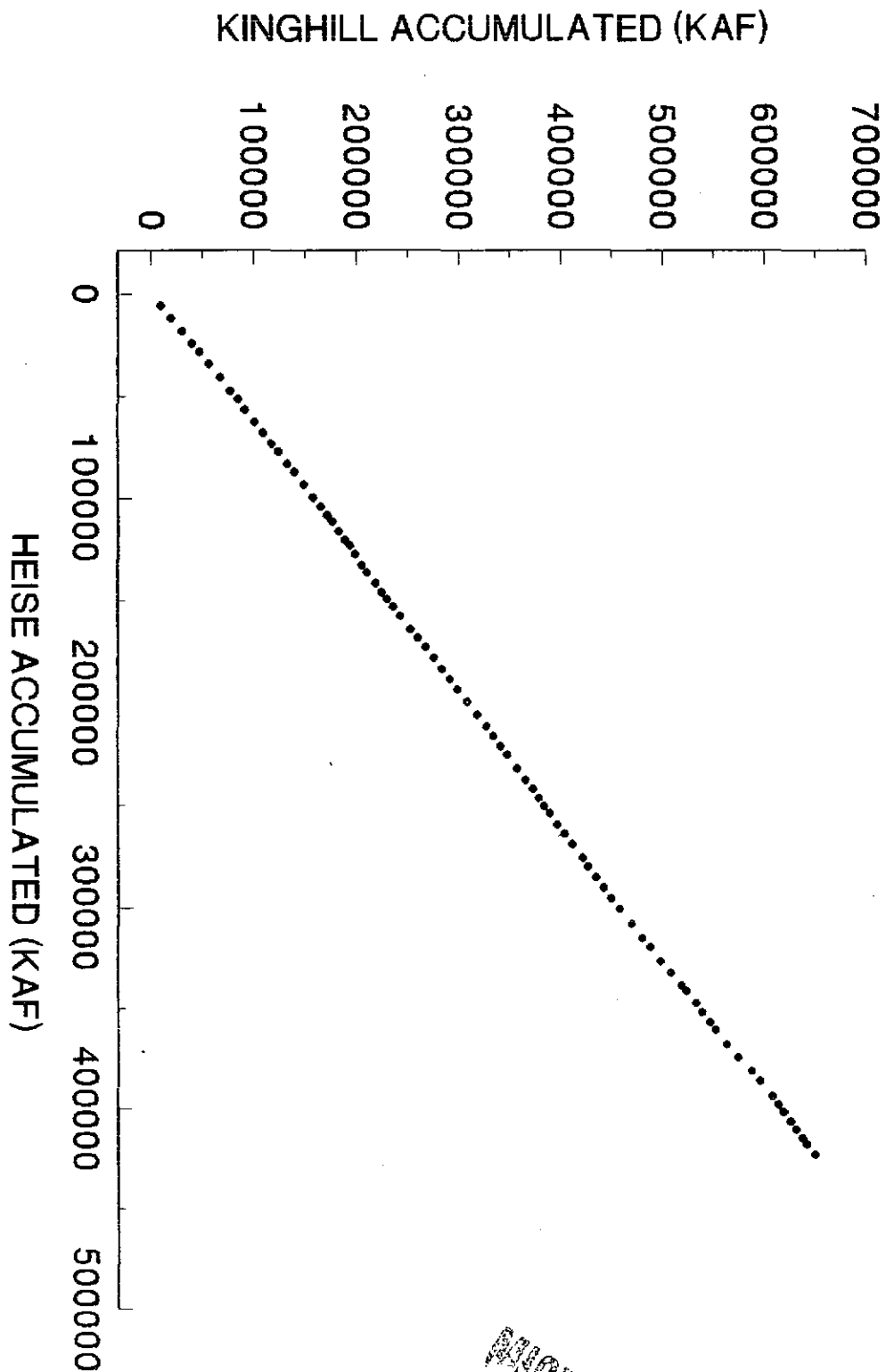
for Robert Martin
Don E. Wright
Regional Supervisor

DEW:TT:ab

cc: Steve Schmidt
Terry Thomas

RECEIVED
MAY 21 1996

DOUBLE MASS PLOT KINGHILL VS HEISE 1911-1993



UNRECORDED
MAY 21 1995

25	Name of Applicant	Source	Amount	Duration	Point of Diversion	Proof Due	Proof Made	Insured	Exam Pending	Final Status
25-1639	Lowell Miller	Gu	.10	4-25-1995	505050 15 34 38E					Approved
25-1640	Lowell Miller	Gu	.10	4-25-1995	505050 15 34 38E					Approved
25-1641	Walter A. Brown	Young Creek Mudlow Creek	.05	5-22-1995	5050 21 24 41E				X	Approved
25-1642	Michael P. Sandra Harmon	Young	.02	5-22-1995	505050 26 53 43E					Approved
25-1643	Sandra J. Carter	Gu	.18		5050 33 54 39E					Approved
25-1644	A. Gary Peterson	Gu	.04		5050 13 44 39E					Platation Hold
25-1645	Frank Stamm	Top Creek	.18		5050 32 24 41E					5.0. 3-8-96
25-1646	Frank Stamm	Top Creek	.12		5050 5 14 41E					5.0. 3-8-96
25-1647	Frank Stamm	Top Creek	.12		5050 5 14 41E					5.0. 3-8-96
25-1648	Frank Stamm	Top Creek	.10		5050 6 14 41E					5.0. 3-8-96

APPROVED
MAY 21 1996

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 25-7645 Name: BOR/F&G Date: 3/13/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: EG21850 Priority: 1/18/96 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes ESRP/Mor GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)
Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District (dam) - 005 (req) WD # 01 <SEE MAP & LISTING>
+ 0.2 cfs - 01J(meas dev) - P08
Storage only =/- 0.2 cfs - 01H(lock dev) - P01 or No MD
In-WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M
RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-† Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA
USE:
Domestic (surface) - 021(Boise R † Star Bridge); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ) - P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
(Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - SW <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP: Non-land owner - 004 (PD/PU)
OTHER CONDITIONS: _____
STANDARD REMARKS: - 1) wo7
BENEFICIAL USE DUE: - 3-1-1998
COMMENTS: _____

ACTION REQUIRED

Permits - 25-7646
7645
7647
7648

FROM: H.W. JONES - Eastern

TO: Boise staff

Please note that Bureau of Reclamation
has been added as current owner & Fish & Game
under present owner. Bureau requested they be added
because they have ground to Fish & Game

Dist. for staffing 1-23-96
Submitted for advertising 1-30-96

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY AWJ
ID Dept of Fish and Game
REQUIRED INFORMATION

DATE 1-30-96

APPLICATION NO. 25-7645

- ☒ 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 signator 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 |
| | | Field check by _____ |
| ☐ Yes | ☐ No | Field report attached |
| ☐ Yes | ☐ No | Critical groundwater area |
| ☐ Yes | ☐ No | Groundwater management area |
| ☒ Yes | ☐ No | Send dam safety information <u>Done</u> |
| ☒ 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 _____

RECEIVED
MAR 13 1996
Department of Water Resources

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other _____

Project impacts/implications report

COMMENTS

[illegible]

**NOTICE OF
APPLICATION FOR
WATER RIGHT**

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

25-07645

STATE OF IDAHO
DEPT OF FISH & GAME
1515 LINCOLN RD
IDAHO FALLS, ID 83401
Source: PIPE CREEK
Tributary: TEX CREEK
Diversion Pt: SWSWSE Sec 32 T 02N R 41E in BONNEVILLE County
Use: WILDLIFE STORAGE (18.00 AF)
Total Diversion: (18.00 AF)
Date Filed: 1/16/1996
In: BONNEVILLE County
T02N R41E S32 SWSE
25-07646

STATE OF IDAHO
DEPT OF FISH & GAME
1515 LINCOLN RD
IDAHO FALLS, ID 83401
Source: PIPE CREEK
Tributary: TEX CREEK
Diversion Pt: SENENW Sec 5 T 01N R 41E in BONNEVILLE County
Use: WILDLIFE STORAGE (12.00 AF)
Total Diversion: (12.00 AF)
Date Filed: 1/16/1996
In: BONNEVILLE County
T01N R41E S05 NENW
25-07647

STATE OF IDAHO
DEPT OF FISH & GAME
1515 LINCOLN RD
IDAHO FALLS, ID 83401
Source: PIPE CREEK
Tributary: TEX CREEK
Diversion Pt: SESWNW Sec 5 T 01N R 41E in BONNEVILLE County
Use: WILDLIFE STORAGE (12.00 AF)
Total Diversion: (12.00 AF)
Date Filed: 1/16/1996
In: BONNEVILLE County
T01N R41E S05 SWNW
25-07648

STATE OF IDAHO
DEPT OF FISH & GAME
1515 LINCOLN RD
IDAHO FALLS, ID 83401
Source: PIPE CREEK
Tributary: TEX CREEK
Diversion Pt: NWSESE Sec 6 T 01N R 41E in BONNEVILLE County
Use: WILDLIFE STORAGE (10.00 AF)
Total Diversion: (10.00 AF)
Date Filed: 1/16/1996
In: BONNEVILLE County
T01N R41E S06 SESE

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before MARCH 4, 1996.

KARL J. DREHER, Director
Published: February 15, 22, 1996

MAY 21 1996

25-07645

STATE OF IDAHO
DEPT OF FISH & GAME
1515 LINCOLN RD
IDAHO FALLS, ID 83401

Source: PIPE CREEK

Tributary: TEX CREEK

Diversion Pt: SWSWSE Sec 32 T 02N R 41E in BONNEVILLE County.

Use: WILDLIFE STORAGE	(	18.00 AF)
Total Diversion:	(	18.00 AF)

Date Filed: 1/16/1996

In: BONNEVILLE County
T02N R41E S32 SWSE

MAY 21 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 1, 1996

ID DEPT OF FISH & GAME
1515 LINCOLN RD
IDAHO FALLS ID 83401

RE: Notice of Applications for Permit No. 25-07645, 25-07646, 25-07647, 25-07648

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right application. This office is currently in the process of advertising the applications in the Post Register on February 15 & 22, 1996. 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 applications 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
Harold W. Jones
Water Right Supervisor

HWJ/rb

MAY 21 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 1, 1996

BUREAU OF RECLAMATION
1150 N CURTIS RD
BOISE ID 83706

RE: Applications No. 25-07645, 25-07646, 25-07647, 25-07648

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 March 4, 1996, 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 cb
Harold W. Jones
Water Right Supervisor

HWJ/rb
enc.

RECEIVED
MAY 21 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JANUARY 30, 1996

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

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 MARCH 4, 1996.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED

MAY 21 1996