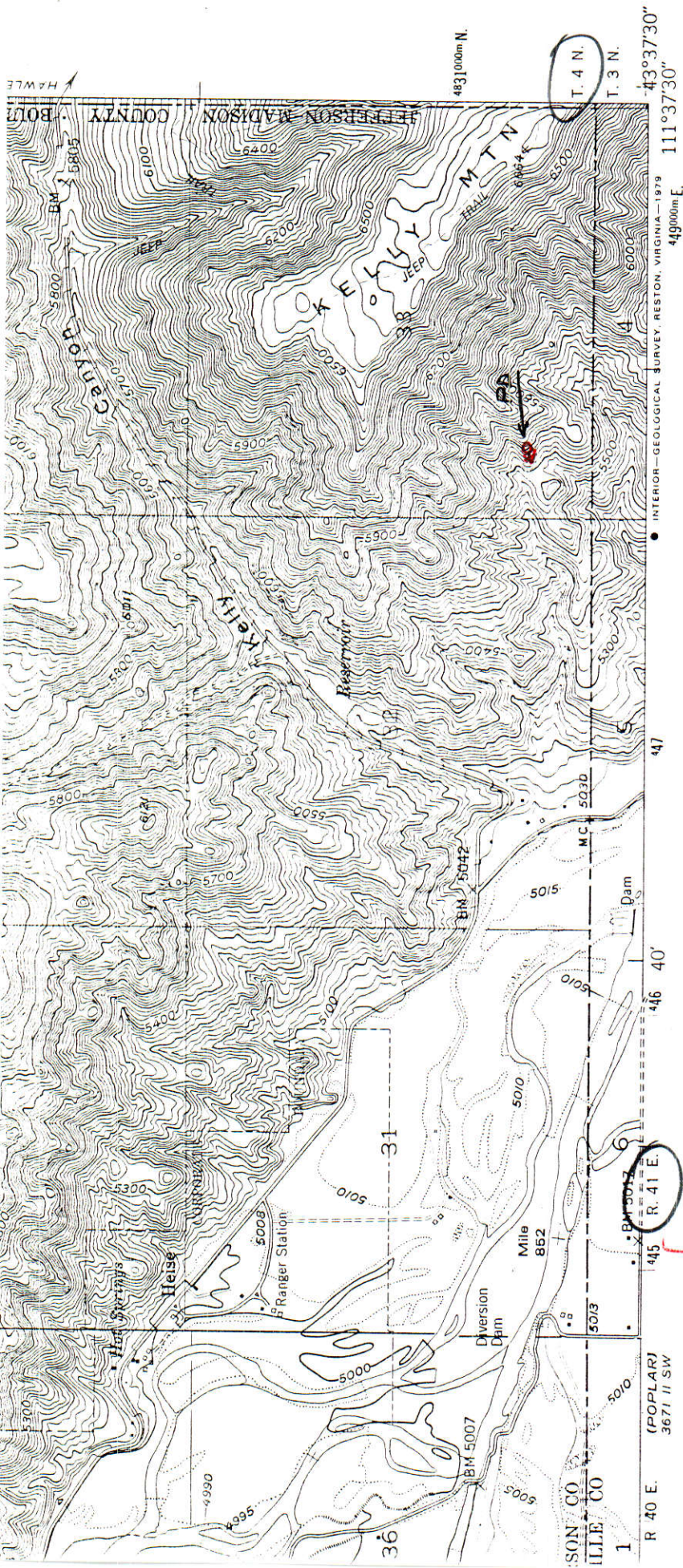


CONTOUR INTERVAL 20 FEET
 DOTTED LINES REPRESENT 5 FOOT CONTOURS
 NATIONAL GEODETIC VERTICAL DATUM OF 1929

COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 NATIONAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
 IF TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

ROAD CLASSIFICATION

Heavy-duty ——— Light-duty ———
 Medium-duty ——— Unimproved dirt ———
 U. S. Route ——— State Route ———



QUADRANGLE LOCATION

HEISE, IDAHO
 N4337.5-W11137.5/7.5

1951
 PHOTO REVISITED 1979
 DMA 3671 II NW-SERIES V893

1960

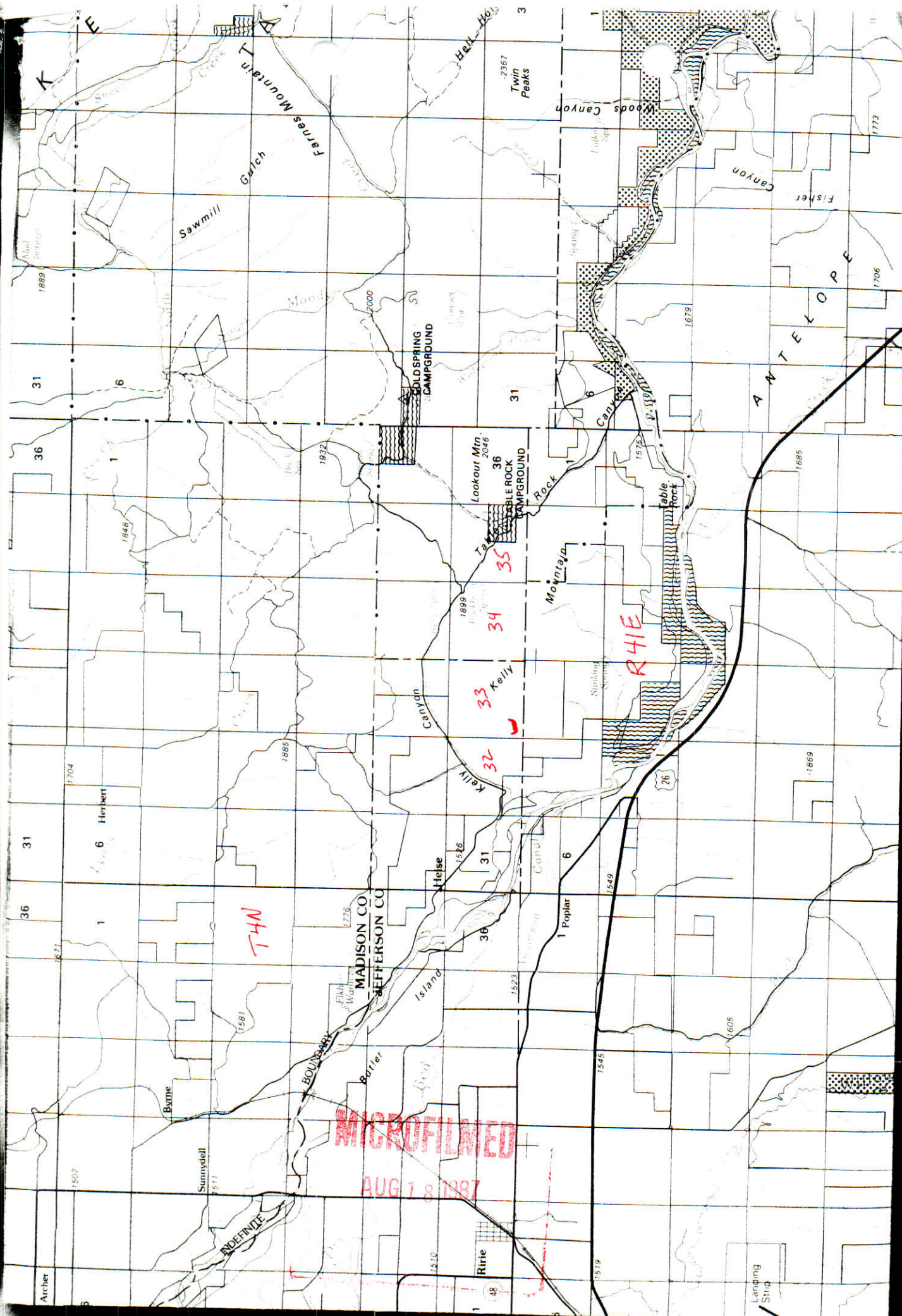
LINE CLASSIFICATION
 Reliable ——— Primitive ———
 Approximate ——— Trail ———
 Extraction ———

County Road (249)
 Forest Highway (FH 555)
 Forest Road (737)
 Forest Trail (33)

SAWTOOTH NATIONAL FOREST

X-45

(HEISE SE)
 3671 II SE



THE JEFFERSON STAR

RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

I, Crystal Foster,
being first duly sworn, depose and say, that I am
the printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson County, Idaho; and I do
solemnly swear that the

Notice of Application'

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for Two (2)
consecutive issues, the first publication hav-

ing been made on May 6 1987
and the last publication having been made

on May 13, 1987.

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the 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 a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

Crystal Foster

Subscribed to and sworn to before me

this 5-22-87

Loane Lathan

Notary Public.

(SEAL)

My commission expires 1-27-91

RECEIVED

MAY 25 1987

Department of Water Resources
Eastern District Office

**NOTICE OF APPLICATION
FOR WATERRIGHT**

The following applications have been
filed to appropriate the public waters of
the State of Idaho: 23-7113

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.,
IDAHO STATE OFFICE,
3380 AMERICANA TERRACE,
BOISE, ID 83706

Source: SPRING trib. to SNAKE
RIVER, SOUTH FORK
Diversion Pt: NESWSW Sec 33 T 04N R
41E

Use: STOCKWATER (0.020 CFS)
STOCKWATER (0.020 CFS)

Date Filed: 03/25/1987

In: SWSW Sec 33 T 04N R 41E

The permits will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public in-
terest criteria of Sec. 42.203C, Idaho
Code. Protests must be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho,
83402 on or before May 25, 1987.

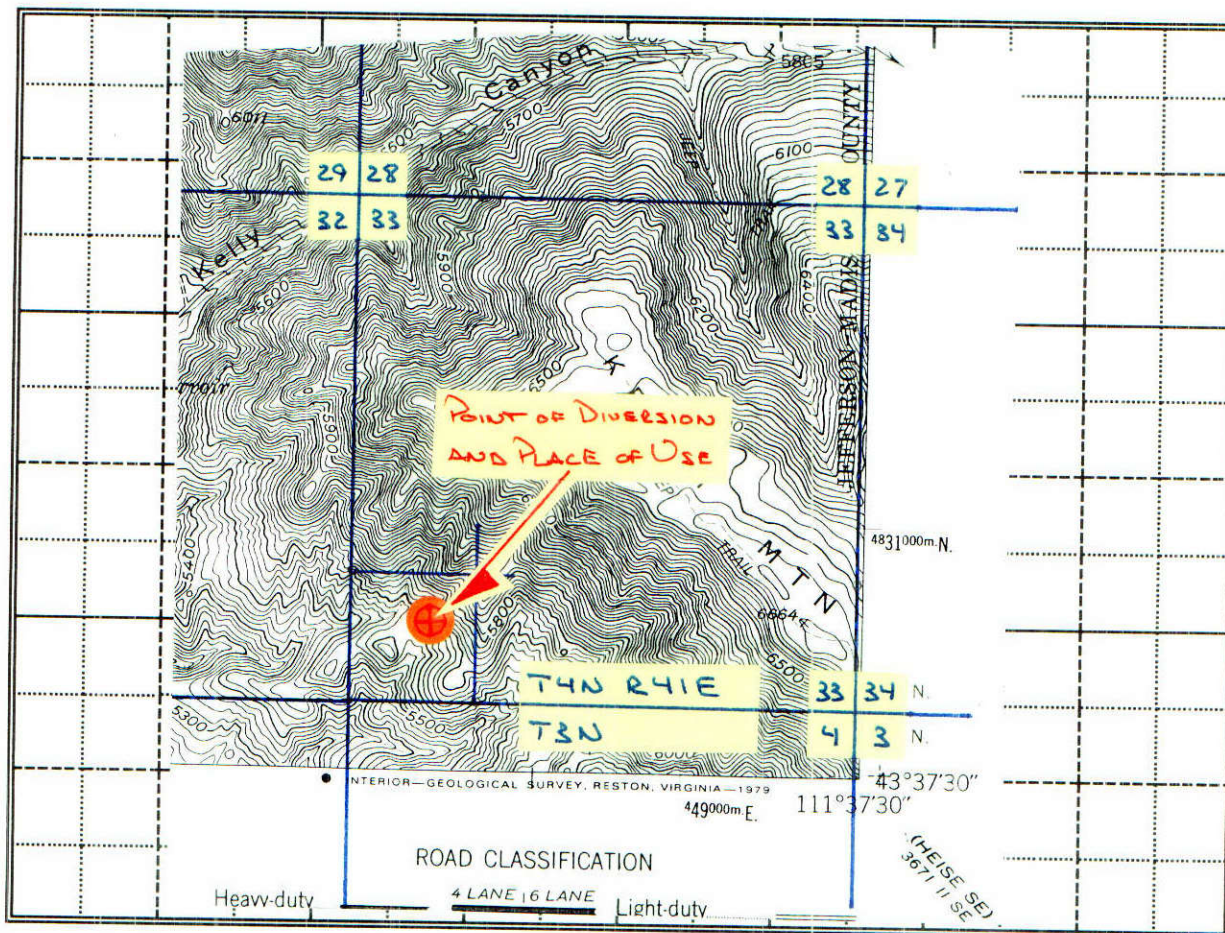
/s/ Ken Dunn
Director

Published in The Jefferson Star,
Rigby, Idaho, May 6 and 13, 1987.

MICROFILMED

AUG 18 1987

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

RECORDED

FEB 22 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 23-07113

Priority: April 7, 1987

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.6 AF

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 83401

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated March 25, 1987; and
has submitted Proof of Beneficial Use on August 14, 1992. An examination indicates
that the works have a diversion capacity of 0.020 cfs of water from:

SPRING

tributary to SNAKE RIVER, SOUTH FORK

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>
STOCKWATER	05/01 to 12/01	0.02 CFS	1.6 AF

LOCATION OF POINT(S) OF DIVERSION: NESWSW , Sec. 33, Township 04N, Range 41E
JEFFERSON County

PLACE OF USE: STOCKWATER
TWN RGE SEC
04N 41E 33 SWSW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
6. This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.
7. Source is locally known as Deer Spring.

FILED 2 1996

State of Idaho
Department of Water Resources

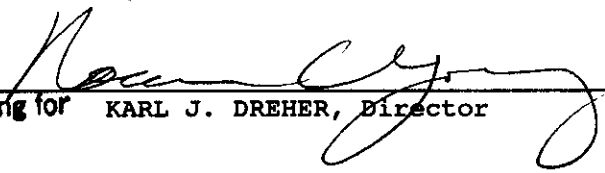
WATER RIGHT LICENSE

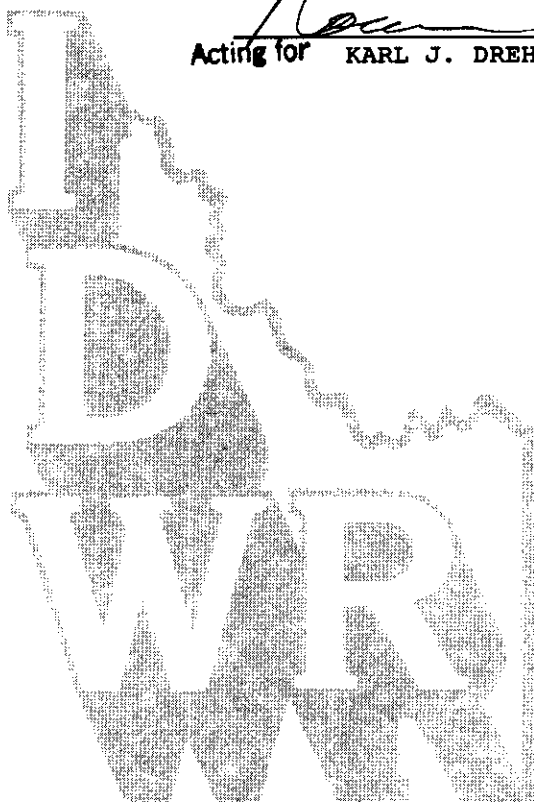
WATER RIGHT NO. 23-07113

CONDITIONS OF APPROVAL AND REMARKS

8. Water used under this right also includes water for wildlife.

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 13TH
day of February, 1996.


Acting for KARL J. DREHER, Director



RECEIVED
FEB 13 1996

Form 217
7/1/91
JUN 2 1992

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 8-14-92
Receipt No. ED17219
Receipt by jo

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 23-07113 Telephone No. 208-524-7500

2. Name(s) of Permit Holder(s): U.S.D.I. Bureau of Land Management

3. Mailing Address: 940 Lincoln Road Idaho Falls, ID 83401

4. Source of Water: Spring

If **GROUNDWATER**, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

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

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater 200 Range Cattle (No. and type of stock)

Irrigation _____ (No. of acres) Other 200 deer, 30 elk, 5 moose

6. Total rate and/or volume for which proof is submitted 0.08 cfs OR _____ acre/feet

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

Measuring device: Required? _____ Yes ☒ No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes ☒ No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

Karen Aslett 208-524-7533
Name Telephone No.

940 Lincoln Road Idaho Falls, ID 83401
Address

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

6-19-92 [Signature] District Manager
Date Signature (and title, if on behalf of a company or organization)

RECEIVED
SEP 09 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 23-07113)
IN THE NAME OF USDI BUREAU OF LAND MANAGEMENT) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before August 1, 1992; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

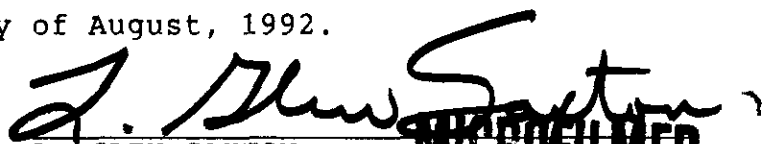
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on August 14, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 23-07113 be REINSTATED with an advance in priority to April 7, 1987.

Dated this 25th day of August, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

SEP 09 1992

RECEIVED
MAR 30 1987
Department of Water Resources
Eastern District Office

RECEIVED
MAR 25 1987

Ident. No. 23-7113

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

JDR# 4828

Deer Spring

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant U.S. Dept. of Interior Bureau of Land Mgmt. Phone 529-1020

Post office address 940 Lincoln Road, Idaho Falls, Idaho 83401

South Fork of

2. Source of water supply Spring which is a tributary of the Snake River

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____

Sec. 33 Township 4N. Range 41E. B.M. Jefferson County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .02CFS for livestock purposes from 5/1 to 7/1 (both dates inclusive)
(cfs or acre-feet per annum)

And
Amount _____ for _____ purposes from 10/1 to 12/1 (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) .02CFS and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Spring box and trough

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total

reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:

_____ to _____ inclusive.

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

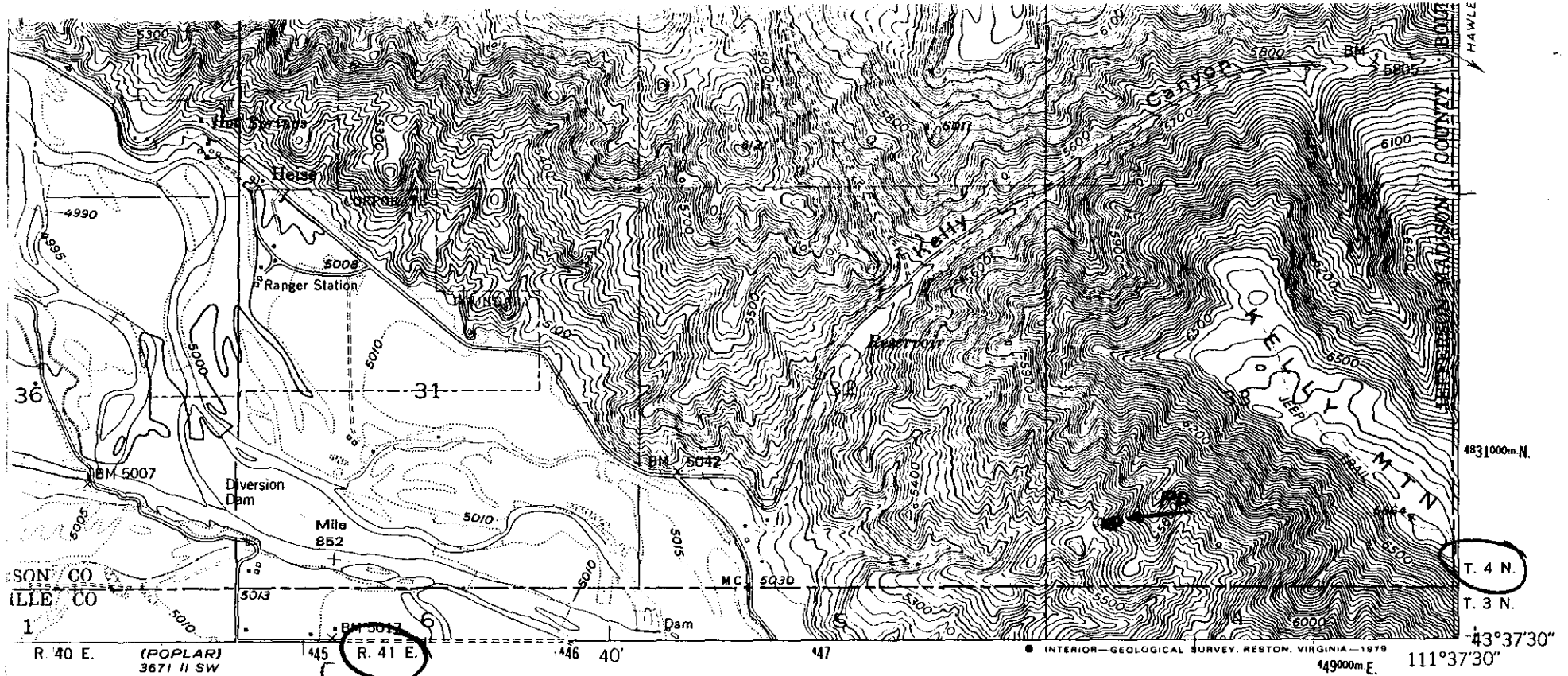
d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed use is

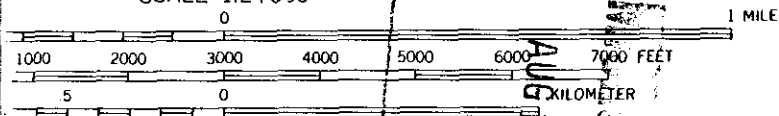
5 years (minimum 1 year).

MICROFILMED

AUG 18 1987



SCALE 1:24000



CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 5 FOOT CONTOURS
NATIONAL GEODETIC VERTICAL DATUM OF 1929

COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
NATIONAL GEODETIC SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
FOR ADDITIONAL TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



QUADRANGLE LOCATION

ROAD CLASSIFICATION

Heavy-duty 4 LANE 16 LANE Light-duty
Medium-duty 4 LANE 16 LANE Unimproved dirt
 U. S. Route State Route

X-45

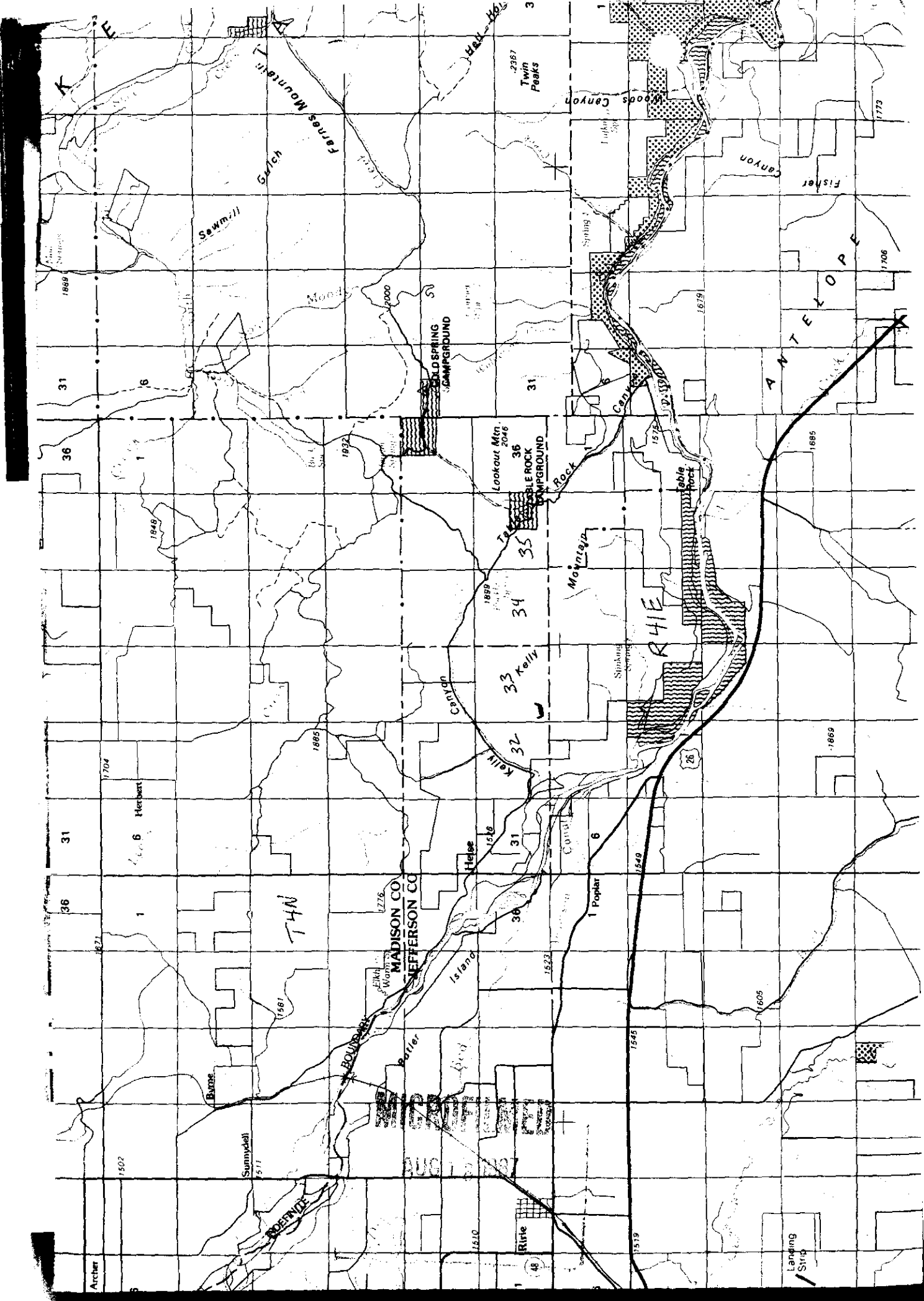
HEISE, IDAHO
N4337.5-W1137.5/7.5

1951
PHOTOREVISED 1979
DMA 3671 II NW-SERIES V893

LINE CLASSIFICATION
tion Reliable Light Duty
tion Approximate Primitive
traction Trail
 County Road
 Forest Highway
 Forest Road
 Forest Trail

SAWTOOTH NATIONAL FOREST

1960



[illegible]

L. H. Ferguson
District Manager*
(Applicant)

* Per BLM directory - kw 8/6/87

Approved and 4-8-87 3:12
Received by QJ Date 3-25-87 Time 10:15 Proposed Priority 3/25/87
Fee \$ 30.00 ID-910-BP7-0015 Preliminary check by SA
Receipted by af # 7-8-87 # 42747 Date 7-8-87
Publication prepared by MD Date 4-29-87 Published in 5/7 + 5/14/87
Publication approved CU Date 5-28-87

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. 23-7113, and said application is hereby APPROVED.

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 August 1, 19 92.

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: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Use of water under this permit is subject to control by the watermaster of State Water District No. 01, Snake River.

Witness my hand this 10th day of August, 1987.

J. Glen Saylor
Chief, Operations Bureau

MICROFILMED

AUG 18 1987



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

February 14, 1996

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
940 LINCOLN RD
IDAHO FALLS ID 834010000

RE: WATER RIGHT NO. 23-07113

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,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

FEB 22 1996

B/U FIELD EXAM REVIEW
Cindy Zimmerman

01/96

Permit #: 23-07113 Name: BLM Date: 2/6/96 Lots ☒

NAME Chng Same ☒ Or Address Change?

SOURCE Clarify source trib to Snake R, S.F.
Prelim. Order to Void - Source change.

P/D ☒ Amendment Needed? P39
Overlap(s) _____

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

RATE Permit/fee limits 0.02 / 0.08
Measured Q= None cfs/Theoretical Q=None cfs
allow permitted rate

Recommended capacity 0.02 cfs
Recommended rate 0.02 cfs

VOLUME ☒ Season: (____/____) 5/1-12/1 = 215 days
Calculations:
 $(200 \text{ RC} \times 12 \text{ gpd/ha}) \times 215 \text{ d} / 325,850 = 1.6 \text{ AF}$

Flow limit: 0.02 x 215 x 1.9835 = 8.5 AF
Recommended volume 1.6 AF

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

REMARKS Multiple p/d's in 1/2? W32
Source = Deer Spr. 2 W25

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

PRIORITY App Rcd 3/25/87 Due 8/1/92 Rc'd 8/14/92
Receipt# 2017719 Fee OK? Yes/No
Order to Reinstate Needed? Yes/No Done? 8/25/92
done if yes, Advanced? (Yes) No to: 4/7/87
Priority 4/7/87 Examined 9/26/95

COMMENTS: reduce to 200 RC; combine season

USE	CFS	DIV VOL
<u>Stock/200</u>	<u>0.02</u>	<u>1.6</u>
_____	_____	_____
_____	_____	_____
<u>TOTAL</u>	<u>0.02</u>	<u>1.6</u>

SRBA Overlap A23-07113 (No 'R')
Adjustment Memo ☒

LICENSE LTR: P49
#1 AMEND LTR: _____/P38
#2 AMEND LTR: P42/P47

MEMORANDUM

DATE: February 7, 1996
TO: File No. 23-07113
FROM: Cindy Zimmerman
SUBJECT: Review of Beneficial Use Field Report

=====

This right was permitted for 0.02 cfs for stockwater use for 500 range cattle from 5/1-7/1 & 10/1-12/1. The license is being recommended for 0.02 cfs for 200 range cattle from 5/1-12/1.

This change in season and reduction in cattle results in an overall reduction in annual volume as illustrated below:

Original Permit; $[(500 \text{ hd} \times 12 \text{ g/h}) \times 122 \text{ d/y}] \div 325,850$
= $[6000 \times 122] \div 325,850$
= $732,000 \div 325,850$
= 2.2 AF

Recommended License; $[(200 \text{ hd} \times 12 \text{ g/h}) \times 215 \text{ d/y}] \div 325,850$
= $[2400 \times 215] \div 325,850$
= $516,000 \div 325,850$
= 1.6 AF.

The following adjustments were made on the field report:

1. Annual Volume.
 - a. Stockwater, 200 range cattle, 5/1 to 12/1 (215 d/y)
= 1.6 AF.

RECEIVED

FEB 22 1996

MEMORANDUM

DATE: February 7, 1996
TO: File No. 23-07113
FROM: Cindy Zimmerman *CD.*
SUBJECT: Telephone Conversation

=====

I talked today with Paul Meyer regarding several BLM stockwater field exams he did in September 1995 and sent to the state office in January 1996. These exams contained a short narrative of the system but no notes on the nature and date of the records used to verify beneficial use as required in Permit Processing Memo No. 8 dated 11/7/95.

Paul stated that he did not personally witness the diversion or any "as built" of the systems. Paul had contacted Deena Teal, an ecologist with BLM, and gave her a listing of the permits. Ms. Teal field verified each site for Paul and the SRBA claims.

RECEIVED
FEB 22 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 19 1996
Department of Water Resources

A. GENERAL INFORMATION

United States Department of Interior
Bureau of Land Management
940 Lincoln Road, Idaho Falls, ID 83401

Permit No. 23-07113

Phone: (208) 524-7500

2. Accompanied by: DEENA TEAL

EXAM DATE: 9-26-95

Address: _____

Phone No. _____

Relationship to Permit Holder: ECOLOGIST

3. Source: Springs

tributary to SNAKE RIVER, South Fork

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	SW	SW	33	4N	41E	JEFFERSON	USGS, IN-OFFICE

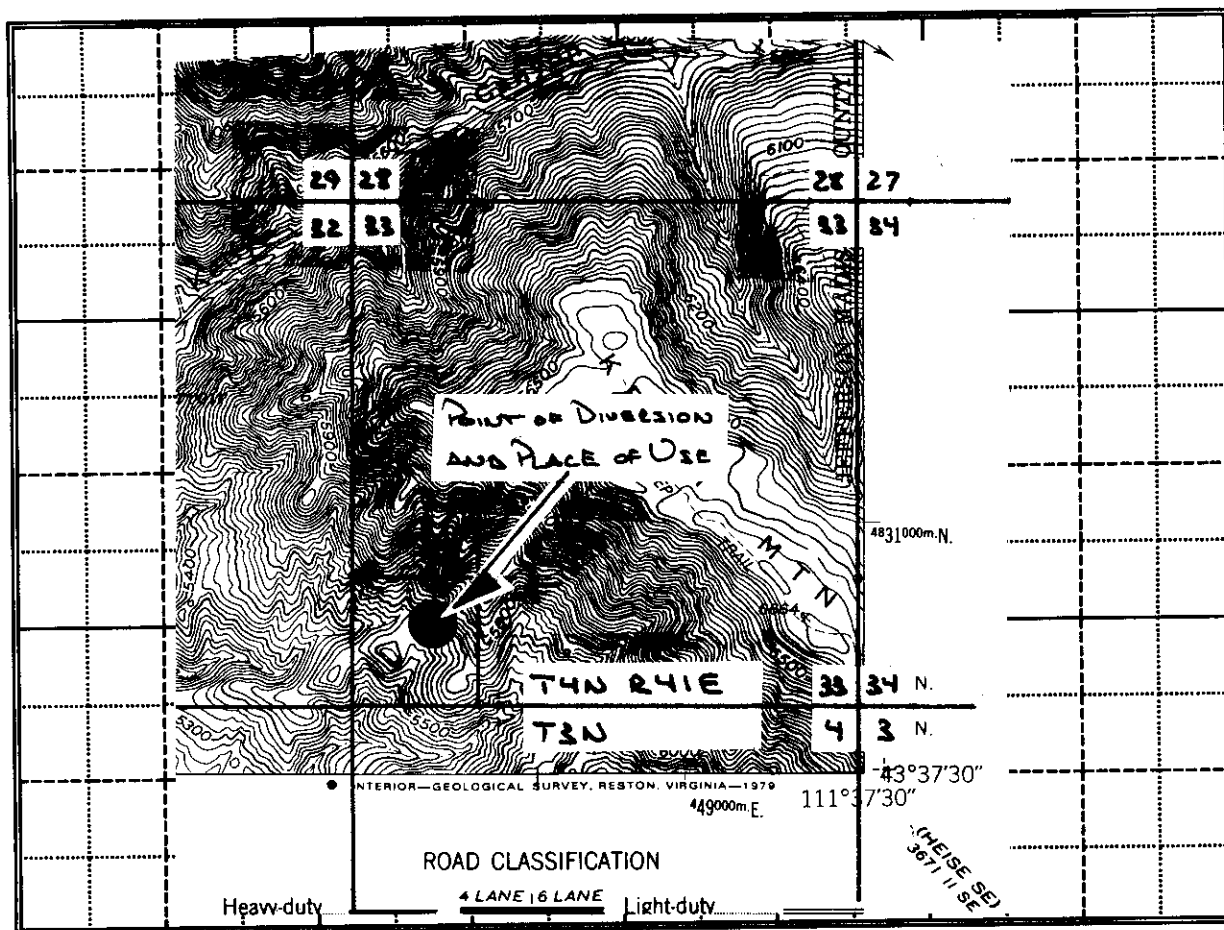
2. Place(s) of Use:

Indicate Method of Determination SAME

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	41E	33											S						

FEB 22 1996

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



Scale: 1" = _____

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

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

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

FEB 22 1996

E. NARRATIVE/REMARKS/COMMENTS

COLLECTION BOX, SHORT PIPELINE TO TROUGH FOR STOCKWATER USE
FOR UP TO 200 RANGE CATTLE PLUS VARIED SPECIES OF
WILD LIFE.

*NOTE: RECOMMEND PERIOD OF USE FROM 5-1 THRU 12-1 TO
SIMPLIFY WATER RIGHT.

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

RECEIVED

FEB 22 1996

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

TDWR STD FOR 200 RANGE CATTLE = 0.04 CFS
LIMITED TO 0.02 CFS BY PERMIT

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

TDWR STD FOR 200 RANGE CATTLE = 2.7 AFA
 $2.7 \text{ AFA} \times 245 \text{ DAYS} / 365 \text{ DAYS} = 1.81 \sim \underline{1.8 \text{ AFA}}$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Stockwater</u>	<u>5-1</u>	<u>12-1</u>	<u>0.02</u>	<u>1.8</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.02</u>	<u>1.8</u>

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name *DEM* Date 12-14-95

Reviewer _____ Date _____

SEAL

* Adjustments made during the review of this right for license approval.
See memo for additional information. *ch*

FEB 22 1996

August 28, 1992

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 837060000

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 23-07113

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED
SEP 09 1992

August 5, 1992

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 837060000

LAPSE NOTICE

RE: PERMIT NO. 23-07113

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated May 31, 1992. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 8/5/92
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

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SEP 09 1992



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

July 1, 1992

USDI Bureau of Land Management
940 Lincoln Road
Idaho Falls, ID 83401

Re: Permit No. 23-07113

Dear Permit Holder:

Returned is the proof of beneficial use you submitted in connection with the above referenced permits. Unfortunately, it is unacceptable as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

1. The water right must use a groundwater source.
2. The rate of diversion must be .04 cfs or less.

As you can see, you do not meet requirement #1 since you use a spring (surface) for your source. Therefore, a license examination fee of \$50 applies to your permit. I have enclosed a copy of the Instructions for the Proof of Beneficial Use for your convenience.

Please return the proof of beneficial use and the \$50 license exam fee as soon as possible. In order to meet the required dates, they must be returned no later than August 1, 1992.

If you have any questions or if I can be of any further assistance, please feel to contact me.

Sincerely,

Karen L. Gustafson

Karen L. Gustafson
Secretary/Records Manager

Enclosure

MICROFILMED

SEP 09 1992

May 31, 1992

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 837060000

PROOF DUE NOTICE

RE: PERMIT NO. 23-07113

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1992. (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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

CERTIFIED MAIL

NO. 138978

SEP 09 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 10, 1987

RE: Permit Nos. 13-7440, 23-7113, 31-7483/7485/7487, 32-7153/7154/
7155/7156/7157, 34-7495/7496, 35-8640/8641/8643/
8644/8645/8646/8647/8648/8649/8650/8651

U.S. Dept. of Interior
Bureau of Land Mgmt.
Idaho State Office
3380 Americana Terrace
Boise, ID 83706

Gentlemen:

Enclosed are copies of your approved Applications for Permit. We direct your attention to the conditions of approval on the fourth pages.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permits were issued, and you must proceed diligently until the projects are completed. The enclosed blue cards must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permits were approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop these permits into licenses.

Sincerely,

GARY SPACKMAN
Supervisor, Water Allocation Section

GS:sc

Enclosures

FILED
AUG 18 1987

WATERMASTER COMMENTS

I have reviewed Application for Permit No. 23-7113 and
have the following comments/objections to the approval of this
application for permit:

The quantity requested & the
location makes it unlikely that
this use will result in injury
to prior water rights.

6/2/87

Date


RONALD D. CARLSON, WATERMASTER
Water District No. 01

MICROFILMED

AUG 18 1987



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

April 30, 1987

U.S.D.I. Bureau of Land Mgmt.
Idaho State Office
3380 Americana Terrace
Boise, Idaho 83706

RE: Applications for permit nos. 23-7113, 31-7482, 31-7483,
31-7484, 31-7485, 31-7486, 31-7487, 31-7488, 32-7153, 32-7154,
32-7155, 32-7156, 32-7157, 35-8639, 35-8640

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right applications for permit. The applications have been assigned identification nos. listed above. Please refer to these numbers in all further correspondence.

This office is currently in the process of advertising the applications in the Blackfoot News, Jefferson Star, Post Register & the Ashton Herald. The advertisements will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

If the applications are not protested, they 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,

Ernest Carlsen
Assistant Regional Manager

EC/md

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AUG 18 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

APRIL 29, 1987

The Rigby Star
P. O. Box 37
Rigby, Idaho 83442

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 25, 1987.

Yours truly,

Michele Davis
Office Secretary

Encl.

MICROFILMED

AUG 18 1987

NOTICE OF APPLICATION
FOR WATER RIGHT

The following applications have been filed to appropriate
the public waters of the State of Idaho:

23-7113

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., IDAHO STATE OFFICE, 3380 AMERICANA TERRACE,
BOISE, ID 83706

Source. SPRING trib. to SNAKE RIVER, SOUTH FORK

Diversion Pt. NESWSW Sec 33 T 04N R 41E

Use STOCKWATER (0.020 CFS)
STOCKWATER (0.020 CFS)

Date Filed. 03/25/1987

In. SWSW Sec 33 T 04N R 41E

The permits will be subject to all prior water rights.
Protests may be submitted based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public interest criteria of
Sec. 42.203C, Idaho Code. Protests must be filed with the
Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15,
Idaho Falls, Idaho, 83402 on or before May 25, 1987.

Ken Dunn

Director

Published May 7, and May 14, 1987

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AUG 18 1987