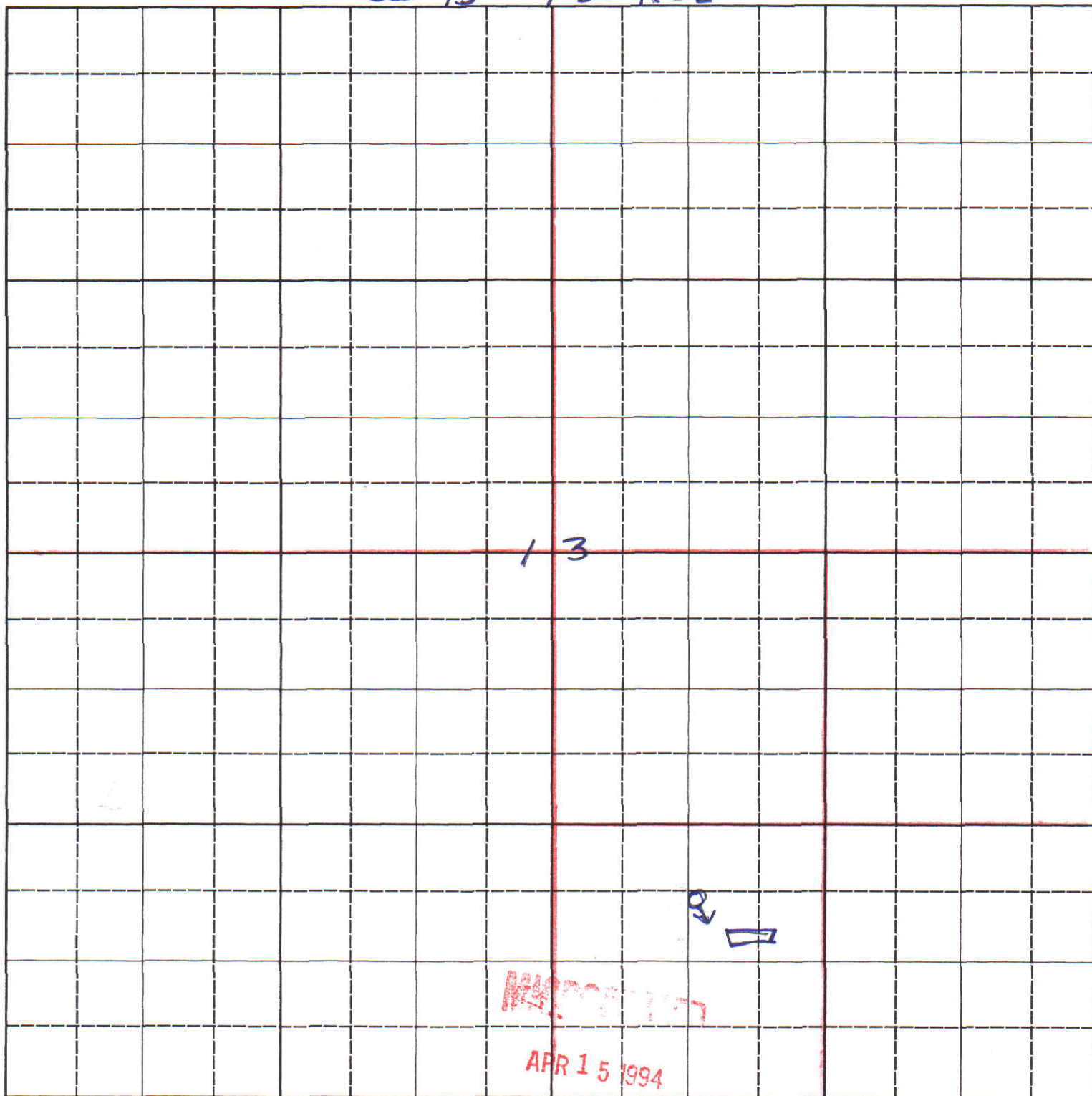


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

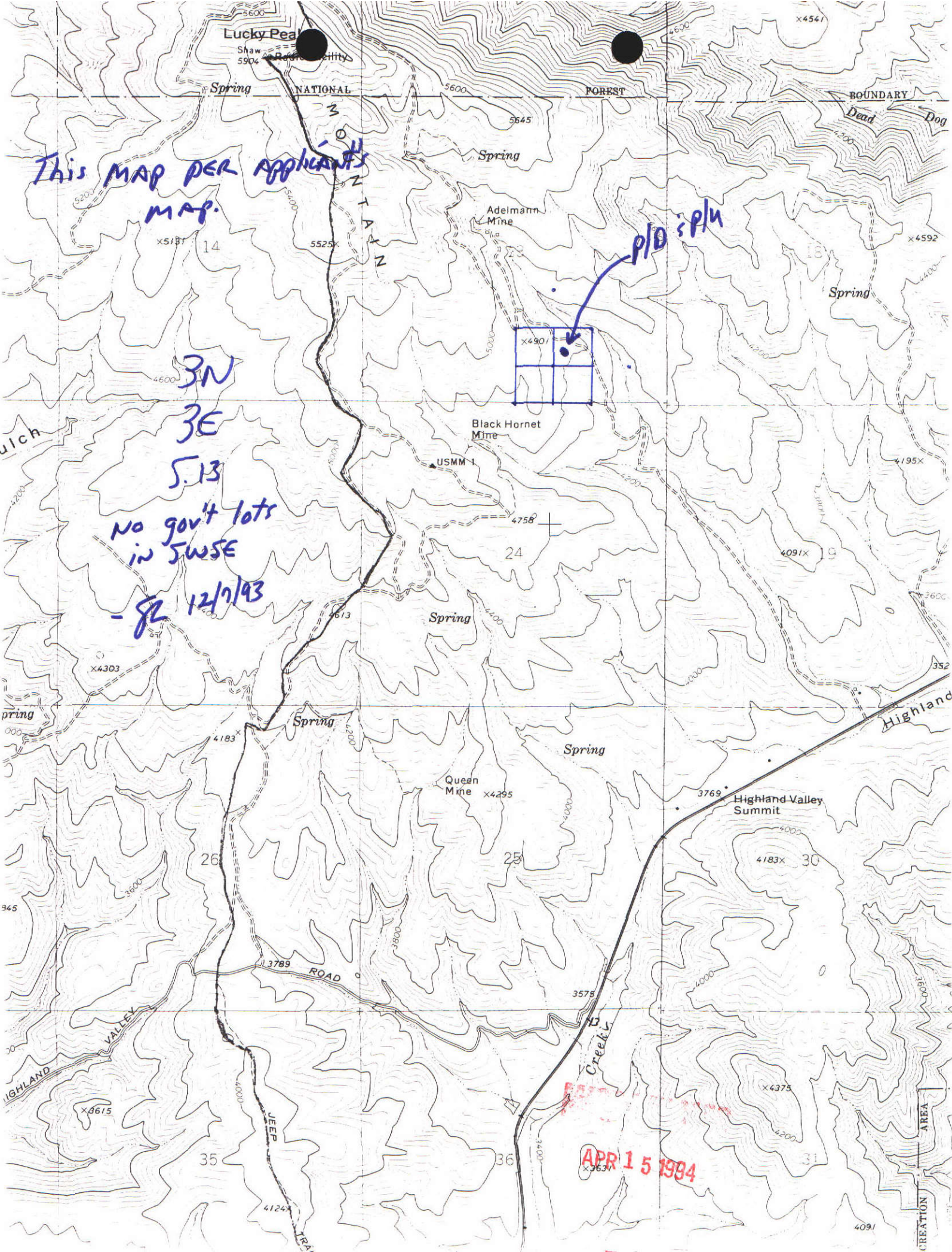
Sec 13 T3N R3E



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.

Cynthia Robertson for IDFG
(Applicant)



This map per Applicant's map.

3N

3E

5.13

No gov't lots in SWSE

- fl 12/7/93

P/O: P/L

APR 15 1994

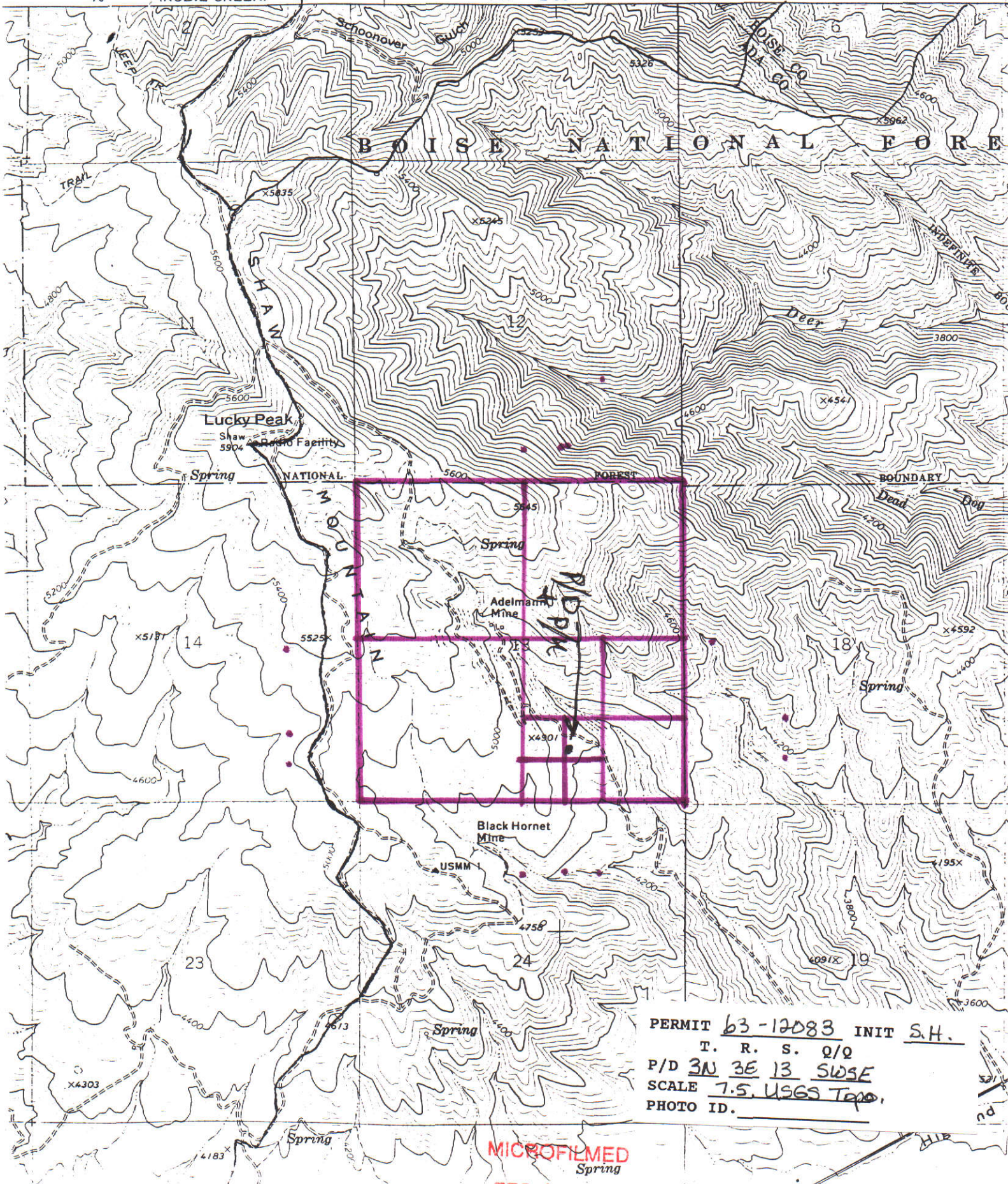
BELOW LUCKY
PEAK RES. DRAINAGE
2771 ft NE
(ROBIE CREEK)

63-12083
T03N R03E

7.5 MINUTE

SE/

BOUNDARY LINE FOR WAPITI BOISE R. DRAINAGE ABOVE LUCKY P.



PERMIT 63-12083 INIT S.H.
T. R. S. Q/Q
P/D 3N 3E 13 SWSE
SCALE 7.5 USGS Topo
PHOTO ID. _____

MICROFILMED
Spring

FEB 13 1998

Queen
Mina

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-12083

Priority: November 30, 1993

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

6.6 AF

This is to certify, that STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25

BOISE ID 83707-0025 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated November 30, 1993; and
has submitted Proof of Beneficial Use on May 9, 1994. An examination indicates
that the works have a diversion capacity of 0.020 cfs of water from:

SPRING

tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	6.6 AF

LOCATION OF POINT(S) OF DIVERSION: NESWSE , Sec. 13, Township 03N, Range 03E
ADA County

PLACE OF USE: STOCKWATER
TWN RGE SEC
03N 03E 13 SWSE

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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.
6. Source locally known as Rattlesnake Spring. MICROFILMED

FEB 13 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-12083

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 31ST
day of DECEMBER, 1977.


Acting for KARL J. DREHER, Director

MICROFILMED

FEB 13 1978

Form 217
07/90
Amt. of Fee \$ 50.00
Date 5/9/94
Receipt No. C030544
Received by dww

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

MAY 09 1994

Department

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

1. Permit No. 63-12083 Telephone No. 334-2115
2. Name(s) of Permit Holder(s): STATE OF IDAHO DEPT OF FISH + GAME
3. Post Office Address: P.O. Box 25 Boise, ID 83707-0025
4. Source of Water: Spring NESWSE Sec 13 T3N R3E ADA COUNTY
 - a. If ground water, well driller's name: _____ Date drilled: _____
 - b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:

Domestic _____ (No. of households)	Irrigation _____ (No. of acres)
Stockwater <u>X</u> (No. and type of stock)	Other _____

325 Range cattle + 1000 Sheep
6. Total rate and/or volume for which proof is submitted .02 cfs _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device:	Required? <u>Yes</u> <u>X</u> No	Installed? <u>Yes</u> <u>No</u>
	OR	
Flow Measurement Port:	Required? <u>Yes</u> <u>X</u> No	Installed? <u>Yes</u> <u>No</u>
8. Fee Enclosed: \$ 50 (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:

<u>Jerry SCHOLTEN</u>	<u>334-2115</u>
Name	Telephone No.
<u>HC 33 Box 1090 Boise, ID 83706</u>	
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

RECORDED
FEB 13 1998

April 21, 1994
Date

Paul Scholt Hab. B.O.
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-12083

Proposed Priority: November 30, 1993 Maximum Diversion Rate: 0.02 CFS

This is to certify, that **STATE OF IDAHO**
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707-0025
has applied for a permit to appropriate water from:

SPRING tributary of **SINKS**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

STOCKWATER	01/01 to 12/31	0.02 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NESWSE , Sec. 13, Township 03N, Range 03E
ADA County

PLACE OF USE: STOCKWATER

TWN RGE SEC

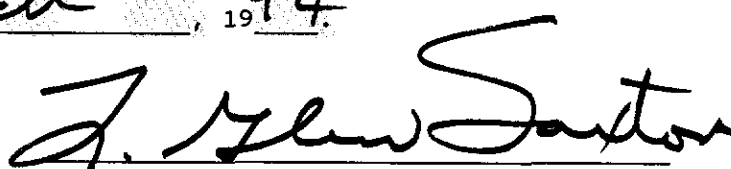
03N 03E 13 SWSE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1995**.
2. Subject to all prior water rights.
3. Source locally known as Rattlesnake Spring.
4. Stockwater use is for 325 range cattle and 1000 sheep.

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

1st day of March, 1994.

for

R. Keith Higginson, Director

APR 15 1994

RECEIVED
FEB 08 1994

Ident. No. 63-12083

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: STATE OF IDAHO 208-334-3700
Address: DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707
2. Source: SPRING Trib. to: SINKS
3. Location of Point of Diversion: NESWSE Sec. 13, Township 03N, Range 03E
ADA County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) | AF |
|------------|-------|-------|-------|------|----|
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |
5. Total quantity to be appropriated is:
0.020 CFS (and/or) AF
6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
Pipe and stock tank.
 - 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.
 - Proposed well diameter is inches; proposed depth of well is
feet.
 - Is groundwater with a temperature greater than 85F being sought? NO
 - If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: STOCKWATER

TWN RGE SEC
03N 03E 13

SWSE

RECEIVED
APR 15 1994

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:

Source locally known as Rattlesnake Spring.
Stockwater use is for 325 range cattle and 1000 sheep.

11. Map of proposed point of diversion and place of use attached? []

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.

Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Receipted by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

APR 15 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 63-12083

RECEIVED

NOV 30 1993

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant State of Idaho,
Id. Dept. of Fish and Game Phone (208) 334-3700
Post office address P.O. Box 25 Boise ID 83707
2. Source of water supply Spring which is a tributary of Sinks
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot —
Sec. 13 Township 3N Range 3E B.M. ADA County; additional
points of diversion if any: —
4. Water will be used for the following purposes:
Amount .02 for STOCKWATER purposes from Y1 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)
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .02 and/or (b) —
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Perf. pipe collection to
Stock tank.
—
—
b. Height of storage dam N/A 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 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
1 years (minimum 1 year).

401 R 1 5 1994

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. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. STOCKWATER ~~325~~ 325 range cattle, 1000 sheep.

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	3E	13															X		

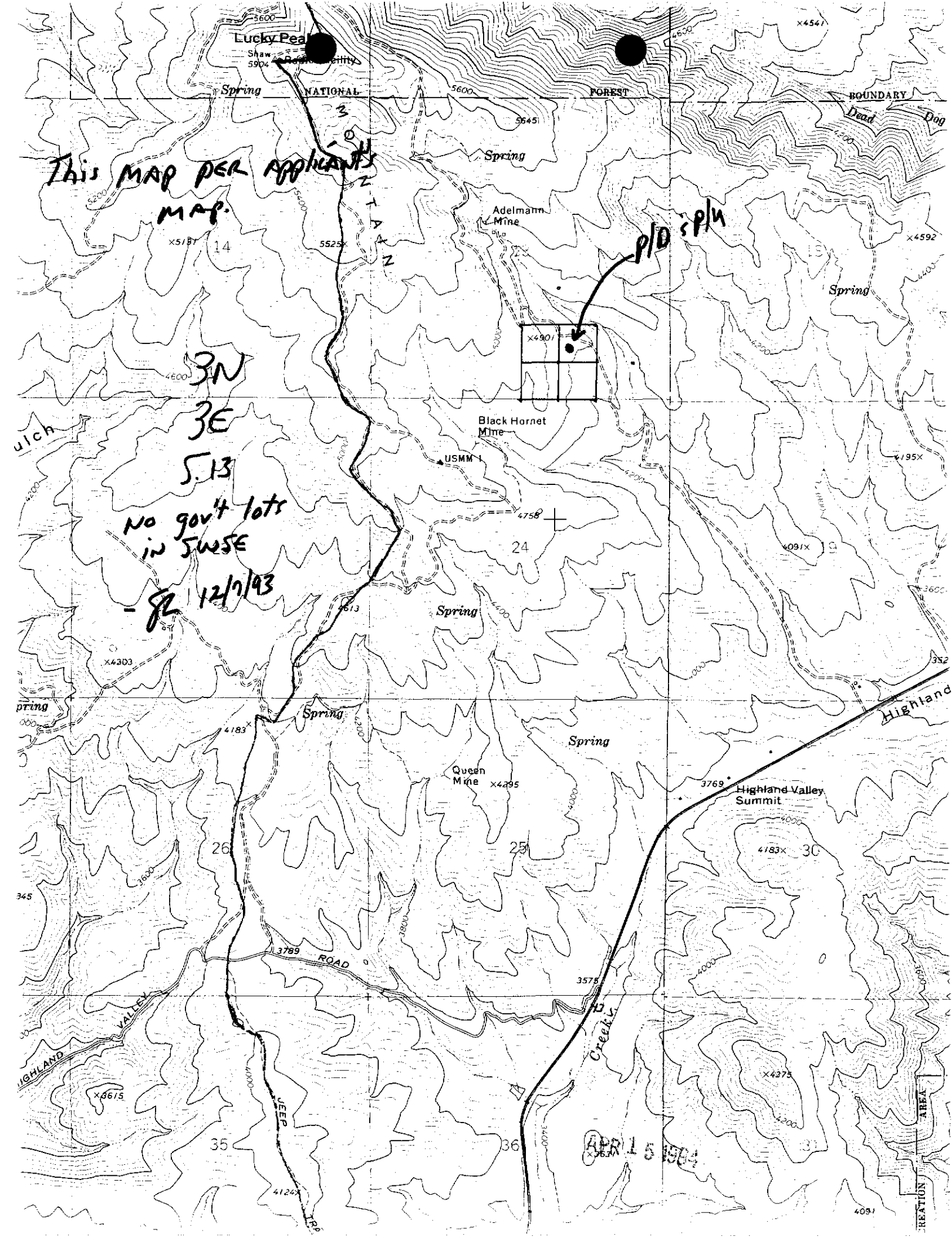
Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. ~~325~~ _____

11. a. Who owns the property at the point of diversion? Applicant (State of Idaho)
- b. Who owns the land to be irrigated or place of use? "
- 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: ~~325~~ Rattlesnake Springs.
Source locally known as

* per letter with Cindy Robertson's office, ID 519, 12/7/93 - 82



13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. Sec 13 T3N R3E

13

APR 15 1984

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.

Cynthia Robertson for IDFG
(Applicant)

Received by SR for S.O. staff Date 11-30-93 Time 11:44 ^{per receipt} Preliminary check by SR
Fee \$ 30- Received by gw # C029106 Date 11-30-93
Publication prepared by St Date 12-8-93 Published in Id. Statesman
Publication approved St Date 1-11-94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

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

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

e. Other:

APR 15 1994



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 7, 1998

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707-0025

RE: Water Rights 63-12083/63-12086

Dear Water Right Holder:

The Department of Water Resources (the Department) has issued the enclosed licenses confirming that water rights have been established in accordance with the permits referenced above. The licenses are preliminary orders issued by the Department pursuant to section 67-5243, Idaho Code. They can and will become final orders without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described in the enclosed information sheet.

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 this 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 this 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, this preliminary order will become a final order of the Department.

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FEB 13 1998

If any party appeals or takes exceptions to this 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 the 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.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the 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:

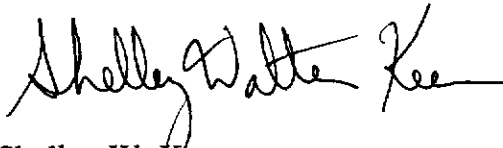
- i. A hearing was held,
- ii. The final agency action was taken,

- 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.

If you have questions, please contact me at (208) 327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with a horizontal line extending from the end.

Shelley W. Keen
Water Rights Supervisor

Enclosure

MICROFILMED

3

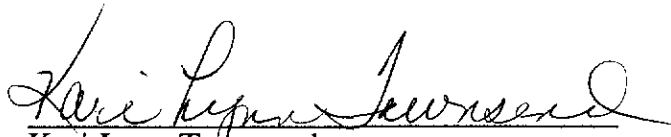
FEB 13 1988

CERTIFICATE OF MAILING

I hereby certify that on the 7th day of January, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDERS (Approved Licenses)** to the person(s) listed below:

Water Rights 63-12083/63-12086

**STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707-0025**


Kari Lynn Townsend
Secretary

WR0749NP
No. L63-12083

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/29/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE ID 83707-0025 (208) 334-3700	11/30/1993	STOCKWATER	01/01 12/31	0.020 CFS	6.60 AFA
TOTAL DIVERSION:					0.020 CFS	6.60 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion Capacity: 0.020 CFS

Point(s) of Diversion: T03N R03E S13 NESWSE ADA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac

03N 03E 13 : : : : S :															

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-12083

Conditions of Approval:

- 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 Source locally known as Rattlesnake Spring.

Dates: App. Received: 11/30/1993 Priority Date: 11/30/1993
Proof Due Date: 03/01/1995 Proof Made Date: 05/09/1994
Exam Made Date: 07/19/1994 Exam Sent to S.O.: 07/27/1995
Licensed Date:

Misc: Water District Number: 63 Field Exam Fee: R (Received)

Audit: 12/29/97 CZIMMERH

AJ586NP
No. A63 23360

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/29/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO DEPT OF FISH & GAME 600 SOUTH WALNUT, BOX 25 BOISE ID 83707 (208) 334-3700	07/01/1970	STOCKWATER	01-01 12-31	0.13 CFS	
TOTAL DIVERSION:					0.13 CFS	

Water Source: SPRINGS

Tributary to: SINK

Stage: BENEFICIAL USE

Point(s) of Diversion:	T03N R03E S13	SWNENW	NESWSE	ADA County
	S18	NWNWSE		ADA County
	S19	SWNENW	NESWSW	ADA County
	S24	NENWSE	NWNESE	ADA County
	S25	SENWNE		ADA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE																			
NENE		NWE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
03N	03E	13	:						S																						
03N	03E	18	:																												
03N	03E	19	:						S																						
03N	03E	24	:																												
03N	03E	25	:					S																							

POU County: ADA

Non-Irrigation Uses: 325 HEAD BEEF AND 1000 SHEEP

Other Rights: NONE

Remarks: GEN ALL LANDS WITHIN THE BOISE RIVER WILDLIFE MANAGEMENT AREA AND RELATED LIVESTOCK GRAZING SYSTEM

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 08/16/90 SCHULD 08/17/90 SCHULD 11/20/91 WHITE

B/U FIELD EXAM REVIEW

Cindy Zimmerman

Permit #: 63-12083 Name: Ed F&G Date: 11/26/97 6/26/97 ✓ Lots ✓

NAME	Chng	Same	Or Address Change?
SOURCE		✓	Clarify source _____ Prelim. Order to Void - Source change.
P/D		✓	Amendment Needed? _____ P39 Overlap(s) <u>none</u>
P/U		✓	Amendment Needed? _____ P41 Overlap(s) <u>none</u> (Gov't use special #'s) _____ *P/D & P/U Amend? P37
RATE		✓	Permit/proof fee limits <u>0.02</u> / <u>0.20</u> Measured Quantity = <u>N/A</u> cfs Theoretical Quantity = _____ cfs <u>allow permitted = 0.02</u> (HP) <u>8.8 x 0.70 x</u> <u>_____ + (2.31 x _____) =</u> cfs
		✓	Recommended capacity <u>0.02</u> cfs
		✓	Recommended rate <u>0.02</u> cfs
VOLUME	✓		Season: (<u>1</u>) <u>1/1-12/31</u> = <u>365</u> days Calculations: <u>(1 x 365 x 0.02) / 325,850</u> <u>= 375 x 12 x (1000 x 2) x 365 / 325,850</u> <u>= 6.6</u> Flow limit: <u>0.02</u> cfs x <u>365</u> days/yr. x 1.9835 = <u>14.5</u> AF Recommended volume <u>6.6</u> AF
USES		✓	Same Nature of Use? _____ P46 Amendment Needed? _____
REMARKS		✓	Multiple p/d's in same 1/4? Use W32 _____ ① Source / Rattlesnake Spr ② _____

CONDITIONS	☒ Measuring Device (R43) or Lockable Controlling Works (R02) ☐ Watermaster Control (R04) - WD # _____ ☐ Irrigation rate/annual volume overlap ☐ GW irrigation replaces surface water (050) ☐ GW irrigation supplements surface water (065) ☐ Water Quality ☒ Other <u>P37</u>
------------	--

PRIORITY	App Rcd <u>11/30/93</u> Due <u>5/1/95</u> Rcd <u>5/9/94</u>
	Receipt# <u>C030244</u> Fee OK? (Yes/No) <u>50</u>
	Order to Reinstate Needed? Yes/No/None? <u>None</u> Advanced to: _____
	Priority <u>11/30/93</u> Examined <u>7/19/94</u>

COMMENTS: license as permitted

USE	CFS	VOLUME
<u>Stock</u>	<u>0.02</u>	<u>6.6</u>
<u>/</u>	<u>/</u>	<u>/</u>
<u>/</u>	<u>/</u>	<u>/</u>
TOTAL	<u>0.02</u>	<u>6.6</u>

possibly
SRBA Overlap Alb3-23360
Adjustment Memo ✓
LICENSE
#1 AMEND: _____/P38
#2 AMEND: (R)P42/(C)P47

MEMORANDUM

DATE: December 29, 1997
TO: File No. 63-12083
FROM: Cindy Zimmerman
SUBJECT: Review of Beneficial Use Field Report

Per Jerry Scholten, representative of Idaho Fish & Game, the season of use for stockwater is flexible. Cattle water at different times of the year depending on range and weather conditions. Mr. Scholten clarified the season of use as year round.

The following adjustments¹ were made on the field report to reflect a year-round season of use as permitted:

G. Volume Calculations.

a. Stockwater

$$\begin{aligned} V &= (\text{number of head} \times \text{gallons per day} \times \text{days per year}) \div 325,850 \\ &= \{[(325 \times 12) + (1000 \times 2)] \times 365\} \div 325,850 \\ &= [(3900 + 2000) \times 365] \div 325,850 \\ &= (5900 \times 365) \div 325,850 \\ &= 2,153,500 \div 325,850 \\ &= \underline{\underline{6.6}} \text{ AF.} \end{aligned}$$

H. Recommendations.

1. Recommended amounts:

Beneficial Use	Period of Use	Rate of diversion	Annual Volume
Stockwater	<u>1/1-12/31</u>	0.02 cfs	<u>6.6</u> AF
	Totals:	0.02 cfs	<u>6.6</u> AF

Examiner: Sandy Hemenway
Examined: July 19, 1994

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FEB 13 1998

¹ Adjustments are **bolded and underlined**.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVE
JUL 28 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-12083

1. Owner: State of Idaho Dept of Fish & Game Phone No. (208) 334-3700

Current Address: PO Box 25 Boise, Id 83707-0025

2. Accompanied by: Jerry Scholten EXAM DATE: 7/19/94

Address: HC 33 Box 1090 Boise Id. 83706 Phone No. (208) 334-2115

Relationship to Permit Holder: Dept. representative

3. Source: Spring tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with the same place of use: none

2. Other water rights with the same point of diversion: none

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	SE	13	3N	3E	Ada	USGS Topo. & interoffice exam

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	3E	13															S		

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

- See USGS T3p0

Scale: 1" = _____

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

N/A Aerial Photo Attached
(required for irrigation of 10+ acres)

N/A interoffice exam
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
<i>N/A</i>					

*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: _____

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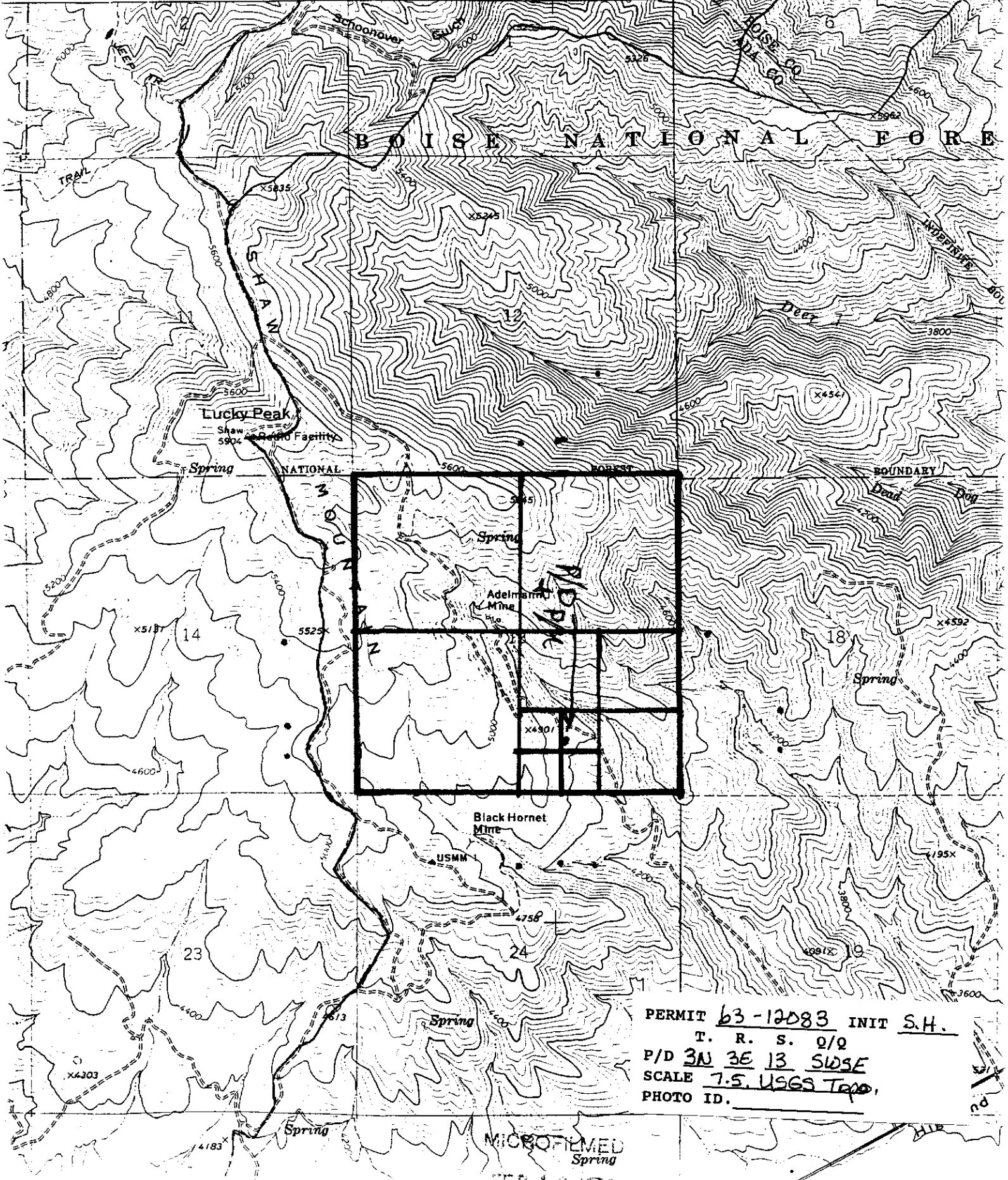
BELOW LUCKY
PEAK RES. DRAINAGE
5771 ft NE
(ROBIE CREEK)

63-12083
T03N R03E

7.5 MINUTE

SE/

BOUNDARY LINE FOR UPPER BOISE R. DRAINAGE ABOVE LUCKY P.



PERMIT 63-12083 INIT S.H.
T. R. S. Q/Q
P/D 3N 3E 13 SWSE
SCALE 7.5 USGS Topo
PHOTO ID.

MICROFILMED
Spring

Queen FEB 13 1968

E. NARRATIVE/REMARKS/COMMENTS

No overlaps for P/D +/or P/U.

Not No Gov't Lets for this 1/4 1/4.

Source locally known as Rattlesnake Spring.

Use is for stockwater for 325 range cattle, + 1000 sheep from April 1 - Aug. 31.

Recommend Amending "Use Period" on Permit of 1/1 - 12/31, + having it changed to "Use Period" 4/1 - 8/31. Information verified by Jerry Scholten, F&G Representative during exam.

The system consists of a spring diverted to a trough (standard size for the department) for 325 range cattle + 1000 sheep. The overflow goes into a sink.

No other water sources used.

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

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FEB 13 1998

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

$< .1 \text{ cfs}$, allow .02 cfs per dept.
procedure

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses: (See attachment)

Steer $V_{I.R.} = 1.83 \text{ Afa}$

$$V_{D.R.} = 14.47$$

$$V = 1.83 \text{ Afa}$$

Sheep $V_{I.R.} = .93 \text{ Afa}$

$$V_{D.R.} = 14.47 \text{ Afa}$$

$$V = .93 \text{ Afa}$$

$$1.83 \text{ Afa} + .93 \text{ Afa} = 2.76 = 2.8 \text{ Afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	4/1	8/31	.02 cfs	2.8
Totals:			.02	2.8

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 use Period

I. AUTHENTICATION

Field Examiner's Name Sandy Hemenway Date 12/7/94

Reviewer _____ Date _____

SEAL

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FEB 13 1995

Measured Method: interoffice exam

Table 7 $\frac{325 \text{ head steer} \times 12 \text{ gpd/head}}{54000} = .72 \text{ cfs}$

Table 1 $301-400 \text{ head steer} = (.09 \text{ cfs})$

Table 7 $\frac{1000 \text{ head sheep} \times 2 \text{ gpd/head}}{54000} = .037 \text{ cfs} = .04 \text{ cfs}$

Table 1 $901-1000 \text{ head sheep} = (.04 \text{ cfs})$

~~.72 cfs~~ $.72 \text{ cfs} + .04 \text{ cfs} = .76 \text{ cfs}$
 $.09 \text{ cfs} + .04 \text{ cfs} = .13 \text{ cfs}$

① Permit stockwater 11/1-12/31 $(.02 \text{ cfs})$

② B/U ofc \$50⁰⁰ pd 5/9/94 0.02 cfs

③ max. allowable > .1 cfs requires more information

~~table~~ - info, above steer = .72 cfs
 sheep = .04 cfs

Volume:steer:

④ $V_{IR} = 325 \text{ head steer} \times 12 \text{ gpd/head} \times 153 \text{ days} / 325,850 = 1.83 \text{ Afa}$

$V_{DR} = .02 \text{ cfs} \times 365 \text{ days} \times 1.9835 = 14.47 \text{ Afa}$

$V = 1.83 \text{ Afa}$

sheep

$V_{IR} = 1000 \text{ head sheep} \times 2 \text{ gpd/head} \times 153 \text{ days} / 325,850 = .93 \text{ Afa}$

$V_{DR} = .02 \text{ cfs} \times 365 \text{ days} \times 1.9835 = 14.47 \text{ Afa}$

$V = .93 \text{ Afa}$

$V = 1.83 + .93 = 2.76 \text{ Afa} = 2.8 \text{ Afa}$

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FEB 13 1998

May 23, 1994

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 837070025

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12083

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED
FEB 13 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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 1, 1994

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 837070025

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-12083

Dear Permit Holder:

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

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

APR 15 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 10, 1993

IDAHO DEPARTMENT OF LANDS
BUREAU OF NAVIGABLE WATERS
STATEHOUSE MAIL
BOISE ID 83720

Re: Applications for Permit Nos. 63-12082, 63-12083, 63-12084,
63-12085, 63-12086 and 63-12087 in the Name of The State
of Idaho, Department of Fish & Game.

Dear Sir:

Enclosed are copies of the above-referenced applications
for permit which may be of interest to your agency. Please
review the applications and submit any comments you may have.

This office normally completes the processing of an
application within a six-week period and is required to take
final action shortly thereafter, however, if your agency
desires to file a formal protest against the approval of these
applications, your written protest must be received in this
office by January 3, 1993.

If you have any questions regarding the applications,
please contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:st

Enclosure(s):

APR 15 1994

63-12083

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE, ID 83707

Source: SPRING

Tributary: SINKS

Diversion Pt: NESWSE Sec 13 T 03N R 03E in ADA County.

Use: STOCKWATER (.020 CFS)

Total Diversion: (.020 CFS)

Date Filed: 11/30/1993

In: ADA County
T03N R03E S13

SWSE

APR 5 1994

RECEIVED

DEC 27 1993

WATER RESOURCES
WESTERN REGIONThe Idaho
Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

141.24

Account Number 04762800		Identification NOTICE OF APPLICATION FOR WATER RIGHT	
Ordered By Sue Taylor	P.O. Number	Rate	Run Dates December 16, 23, 1993
STATE OF IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 ~~XXX~~ Airport Way Boise, Idaho 83705		63-12084 STATE OF IDAHO DEPT OF FISH & GAME P O BOX 25 BOISE, ID 83707 Source: SPRING Tributary: SINKS Diversions Pt: NENWSW Sec 24 T 03N R 03E in ADA County. Use: STOCKWATER (.020 CFS) Total Diversion (.020 CFS) Date Filed: 11/30/1993 In: ADA County T03N R03E S24 NWSE	Estimated Inches Real Inches Affidavits 1 Legal Number 6519

LEGAL NOTICE
NOTICE OF APPLICATION
FOR WATER RIGHT

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

63-12079
SPRINGS HOMEOWNERS ASSOC.
C/O PRES JOHN C BENDER
1165 E BRIGHTWATER LN
BOISE, ID 83706
Source: BOISE RIVER
Tributary: SNAKE RIVER
Diversions Pt:

LOT 6 (SWSWNE) Sec 24 T 03N
R 02E in ADA County.
LOT 5 (NWSE) Sec 24 T 03N R
02 E in ADA County.
LOT 6 (SWSWSW) Sec 19 T 03N
R 03E in ADA County.
USE: AESTHETIC (2.500 CFS)
AESTHETIC STORAGE (5.00 AF)
DIVERSION TO STORAGE
(2.500CFS)

Total Diversion: (2.500 CFS)
Date Filed: 11/18/1993
In: ADA County
T03N R02E S24 NWNW SWNW
Lot 7 (SENW)

Consumptive use under this right
will be supplied by irrigation right
no. 63-00148A via same diversion.
Water will be diverted from river
via Loggers Creek and returned to
Loggers Creek in NWNW S. 24.
Applicant requests exemption from
Snake River moratorium based on
above remarks.
Also see related proposed change of
water right no. 63-00148A. (South
Boise Water Co.).

63-12083

STATE OF IDAHO
DEPT OF FISH & GAME
P O BOX 25
BOISE, ID 83707
Source: SPRING
Tributary: SINKS
Diversions Pt:

NESWSE Sec 13 T 03N R 03E in
ADA County.
Use: STOCKWATER (.020 CFS)
Total Diversion (.020 CFS)
Date Filed: 11/30/1993
In: ADA County
T03N R03E S13 SWSE

63-12085
STATE OF IDAHO
DEPT OF FISH & GAME
P O BOX 25
BOISE, ID 83707
Source: SPRING
Tributary: SINKS
Diversions Pt:

NESWSW Sec 19 T 03N R 04E in
ADA County.
Use: STOCKWATER (.020 CFS)
Total Diversion (.020 CFS)
Date Filed: 11/30/1993
In: ADA County
T03N R04E S19 Lot 4(SWSW)

63-12086
STATE OF IDAHO
DEPT OF FISH & GAME
P O BOX 25
BOISE, ID 83707
Source: SPRING
Tributary: SINKS
Diversions Pt:

NWNESE Sec 19 T 03N R 04E in
ADA County.
Use: STOCKWATER (.020 CFS)
Total Diversion (.020 CFS)
Date Filed: 11/30/1993
In: ADA County
T03N R04E S19 NESE

63-12087
STATE OF IDAHO
DEPT OF FISH & GAME
P O BOX 25
BOISE, ID 83707
Source: SPRING
Tributary: SINKS
Diversions Pt:

SENENW Sec 19 T 03N R 04E in
ADA County.
Use: STOCKWATER (.020 CFS)
Total Diversion (.020 CFS)
Date Filed: 11/30/1993
In: ADA County
T03N R04E S19 NENW

Permits will be subject to all prior
water rights. Protests may be sub-
mitted based on the criteria of Sec.
42-203A, Idaho Code. Protests must
be filed with the Director, Dept. of
Water Resources, Western Region,
2735 Airport Way, Boise, Idaho
83705 on or before JANUARY 3,
1994.

R. Keith Higginson, Director
Pub. December 16, 23, 1993 6519

N _____, being duly
he is the Principal Clerk of The
per printed and published at Boise,
having a general circulation therein
been continuously and uninterruptedly
a period of twelve consecutive
on of the notice, a copy of which is
was published in The Idaho
ction 60-108, Idaho Code as

cutive daily ☐ single ☐ odd skip

sue of DECEMBER 16, 19 93

DECEMBER 23, 19 93

Hayne-wilpan

DECEMBER in the year of
Notary Public, personally appeared
N _____, known or identified to
e subscribed to the within instrument,
declared that the statements therein
e that she executed the same.

or Idaho BOISE, ID

h expires: 11-27-99