

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that U.S. Dept. of Agri., Forest Service
of Ogden, Utah, has complied with the terms and conditions of Permit
No. 45-7405 issued pursuant to Application for Permit dated October 11, 1979,
and has submitted proof to the Department of Water Resources on January 29, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.02 cfs of water from a spring,
tributary to Whiskey Spring, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Director

RECEIVED

MAR 22 1984

Ident. No. _____

STATE OF IDAHO

Department of Water Resources

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

APPROVED

Comes now U.S. Dept. of Agri., Forest Service Phone (801) 625-5360of (address) Federal Bldg., 324 25th St. Ogden, UT 84401, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 45-7405, and requests that the permit and permit map be changed as follows:

No change

1. Point of diversion: 1/4 1/4, Section _____, Township _____, Range _____, B.M., County of _____ . Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

No change

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)

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13S	20E	9							X										
		4			X														

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? United States of America
- b. Who owns the land to be irrigated or the place of use? United States of America
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

if necessary

Map grid area with a diagonal line drawn across it.

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Ogden, Utah, this 27th day of February, 19 84.
United States of America Forest Service

William J. Tixier
(for) J. S. TIXIER (Signature) Regional Forester

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00
Publication prepared by N/A Date _____
Publication dates _____
Receipted by g Date 3-16-84 #33028
Published in _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby
Approve the above Application for Amendment for Permit No. 45-7405.

Witness my hand this 4TH day of April, 19 84.

Norma C. Young
Acting for the Director

152

133v

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 45-7405

RECEIVED

APPROVED

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

1. Name of applicant United States of America, Forest Service Phone 626-3561

Post office address Federal Office Building, Ogden, Utah 84401

2. Source of water supply Unnamed Spring which is a tributary of Whiskey Spring

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9 Township 13S

Range 20E B.M. Boise County, additional points of diversion if any: _____

Cassia Co.

4. Water will be used for the following purposes:

Allow 0.02*

Amount 0.015 for Stock purposes from June 1 to Oct 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:

Allow 0.02*

a. 0.015 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Headbox with pipe to trough

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

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

use is Allow 1 year*
DNA years (minimum 1 year - maximum 5 years). presently in use
* 1-11-80 J.J.

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9 Township 13S

Range 20E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

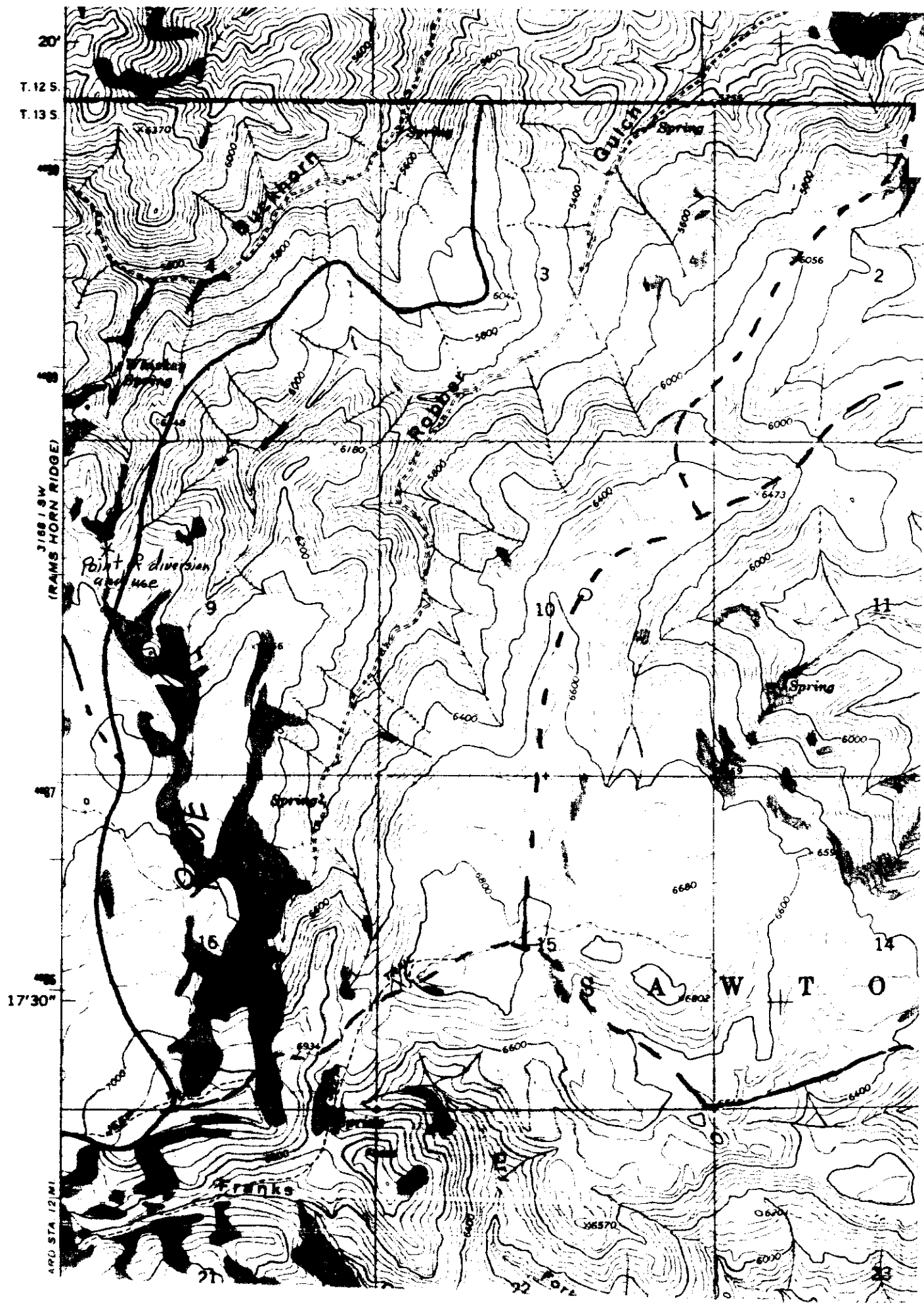
(3) List number of each kind of livestock to be watered 760 Cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

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



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

Adrian Walton
for Jeff M. Sirmon (Applicant) Deputy Regional Forester
Resources

Proposed Priority 10/11/79

Received by Ratty B Date 10/11/79 Time 2:45 pm
Preliminary check by Q Fee \$ 20.00
Receipted by M.H. Date 11-27-79 # 17003
Publication prepared by ADM Date 10/23/79
Published in South Idaho Press
Publication dates 11/6 + 11/13
Publication approved maria Date 10/29/79
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by HL Jim

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. 45-7405 , 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 February 1 , 19 81 .
 - 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. Other: _____

Witness my hand this 18th day of January , 19 80 .

J. Glen Saylor
Chief, Office of Water Resources

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

Donna J. Fithugh being first

duly sworn, deposes and says that he is the

clerk of the South Idaho Press, a daily newspaper published at Burley Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for two consecutive weeks, commencing with the issue

dated Nov 6 1979, and ending

with the issue dated Nov 13 1979

Donna J. Fithugh

Subscribed and sworn to before me

this 19th day of Nov

1979.

Norma M. Peterson Notary Public

Cost of Publication 4.10

Notary Fee 4.10

Total Cost 4.10

NOTARY PUBLIC RESIDING AT
PERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981

*ok
manga
11-20-79*

FEDERAL
BLDG., 324-25 ST., OGDEN, UT 84401. Source:
UNBARRIED SPRING tributary to WHISKEY SPRING
CREEK, Date Filed: 10/11/1979, Amount: 6.0150
CFS, Diversion Point: SWMM Box 09 T 135 R 20E,
CASSIA Co., Use: STOCKWATER (0.0150 CFS) from
08/01 to 10/31, Place of Use: SWMM Box 09 T
135 R 20E, Diversion Means: HEADBOX WITH

MICROFILMED

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)

) ss.

STATE OF IDAHO)

Clarence Fitts being first

duly sworn, deposes and says that he is the

clerk of the South Idaho Press, a daily newspaper published at Burley Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

The South Idaho Press for *two*

consecutive weeks, commencing with the issue

dated *Nov 6* 1979, and ending

with the issue dated *Nov 13* 1979

Clarence Fitts
Subscribed and sworn to before me

this *19th* day of *Nov*

1979.

Thomas M. Peterson Notary Public

Cost of Publication *4.10*

Notary Fee

Total Cost *4.10*

*ob
mayer
11-20-79*

45-7406

U.S. DEPT. OF AGRI. FOREST SERVICE, FEDERAL BLDG., 324-25 ST., OGDEN, UT 84401, Source: UNNAMED SPRING tributary to WHISKEY SPRING CREEK, Date Filed: 10/11/1979, Amount: 0.0150 CFS, Diversion Point: SWNW Sec 09 T 13S R 20E, CASSIA Co., Use: STOCKWATER (0.0150 CFS) from 06/01 to 10/31, Place of Use: SWNW Sec 09 T 13S R 20E, Diversion Means: HEADBOX WITH PIPELINE TO TROUGH.

NOTARY PUBLIC RESIDING AT
RUPERT, IDAHO. MY COMMISSION
EXPIRES JUNE 21, 1981



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

February 13, 1984

RE: Permit No. 45-7405

U.S. Dept. of Agrl.
Forest Service
Federal Bldg., 324 25th St.
Ogden, UT 84401

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 45-7405 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.02 cfs Source: spring (also known as Whiskey #2)

The maximum quantity diverted shall not exceed 1.1 acre feet
per year.

Point(s) of diversion: SW_{1/4} NW_{1/4} Section 9, Twp 13S, Rge 20E

Beneficial Use: Stockwater within SW_{1/4} NW_{1/4}, Sec. 9 and SW_{1/4} NE_{1/4}, Sec. 4,
Twp 13S, Rge 20E

Priority date established: October 11, 1979

Conditions (if any):

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

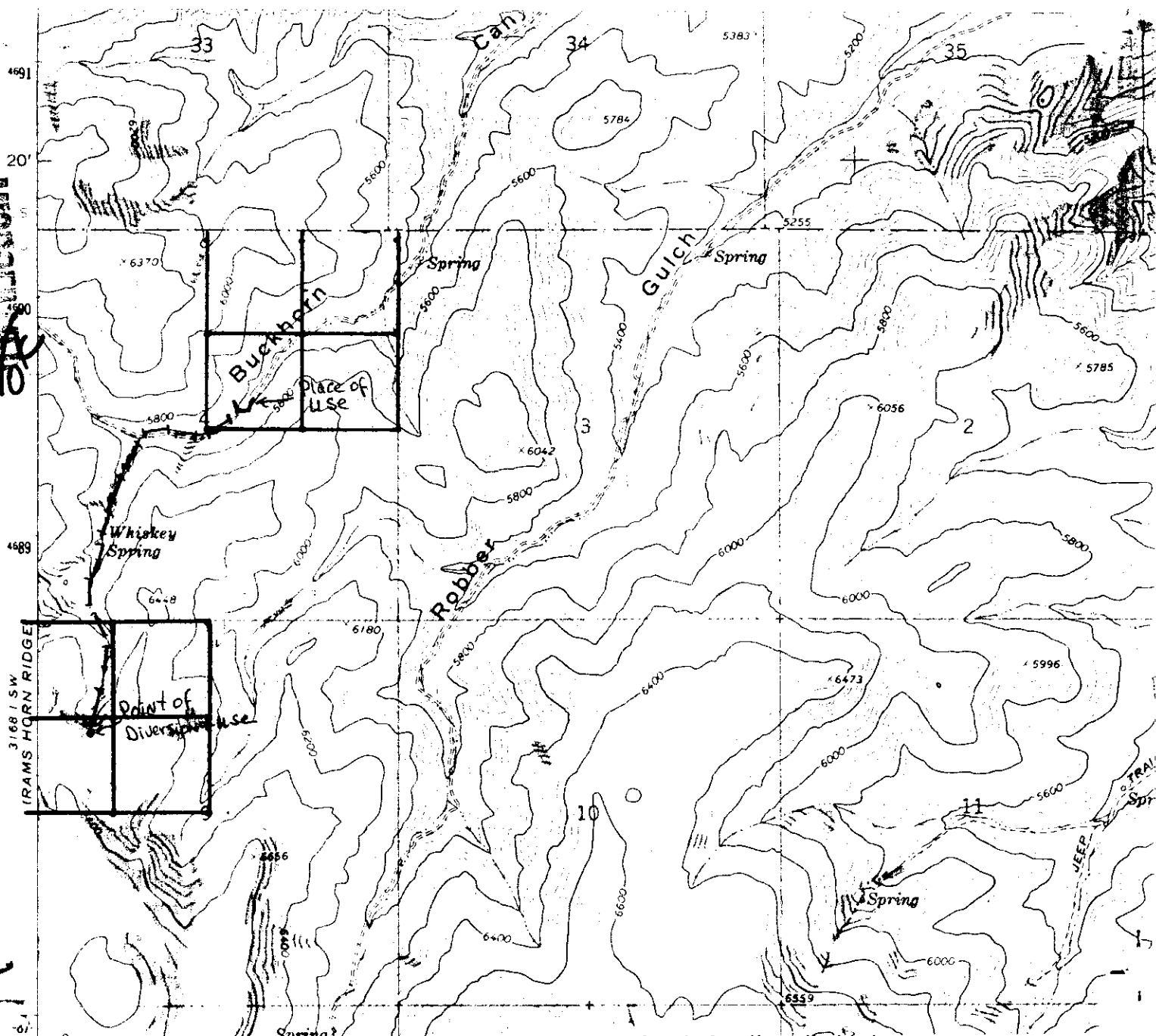
Sincerely,

JIM JOHNSON
Water Distribution Supervisor

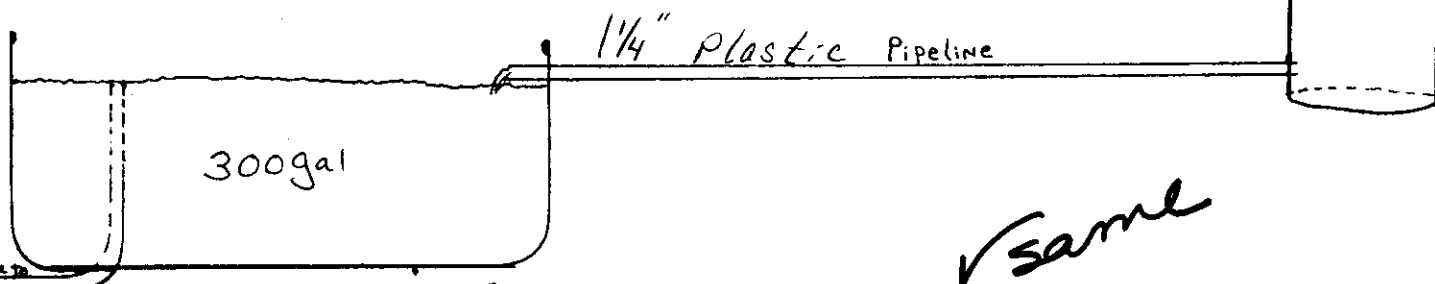
JJ:sc
Enclosure

MICROFILMED

SECTION 9



(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SWNW Sec. 9, Twp 13S, Rge 20E.

Place(s) of Use

change add sec. 4 use.

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
13S	20E	9							X										
		4			X														

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

Examiner's Signature

Checked by

Approved by

James A. Blau

Mike D. Moore

Kary Saker

Date 1-20-82

Date 2/4/82

Date 1-20-84



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

April 21, 1981

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

USA Forest Service
Federal Building
324 25th Street
Ogden, Utah 84401

Re: Permits 37-7827, 37-7828, 45-7399, 45-7400, 45-7401, 45-7402, 45-7403, 45-7404, 45-7405, 45-7395, 45-7406, 45-7407, 45-7408, 45-7409, 45-7411, 45-7412, 45-7413, 45-7414, 45-7515, 45-7417, 45-7419, 45-7421, 45-7422, 45-7423, 45-7424, 45-7426, 45-7427, 47-7596, 47-7597, 47-7598, 47-7599, 47-7601, 47-7602, 47-7603, 47-7604, 47-7652, 45-7428, 47-7587, 47-7594, 47-7595

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Senior Water Resource Agent

GLF:marya

UNRECORDED

DEPARTMENT OF WATER RESOURCES

Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 45-7405.

Name(s) of Permit Holder: USA - Forest Service

Post Office Address: Fed Bldg 324-25th

Ogden Utah 84401 Tel. No. 801-626-3561

Source of Water: Whiskey Spring

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 760 Cattle (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed. (for) Deputy Regional Forester, Resources

1/20/81

Date

Christian Dalton
Signature of Permit Holder

RECEIVED

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
324 25th Street
Ogden, Utah 84401

RECEIVED

JAN 29 1981

Department of Water Resources
2540
January 20, 1981



Mr. Loren O. Holmes
Southern Region Supervisor
Idaho Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301

Dear Mr. Holmes:

Enclosed are thirty-seven (37) Proof of Beneficial Use cards for permit numbers 45-7399 through 45-7409, 45-7411 through 45-7415, 45-7417, 45-7419, 45-7421 through 45-7424, 45-7426 through 45-7428; 47-7582, 47-7594 through 47-7599, 47-7601 through 47-7604; and 71-7036.

Thank you for your assistance.

Sincerely,

L. Kent Mays, Jr.
for L. KENT MAYS, JR.
Deputy Regional Forester -
Resources

Enclosures (37)

RECEIVED

JAN 23 1981

Department of Water Resources
Southern District Office

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

U. S. DEPT. OF AGRI.
FOREST SERVICE
FEDERAL BLDG.
324-25 ST.
OGDEN, UT 84401

108963

NOVEMBER 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 45-7405 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE FEBRUARY 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

January 21, 1980

United States of America,
Forest Service
Federal Office Building
Ogden, Utah 84401

Dear Sirs,

RE: Permit No.'s 45-7399 thru 45-7409, 45-7411 thru 45--415, 45-7417, 45-7419,
45-7421 thru 45-7429, 47-7582, 47-7594 thru 47-7604; 71-7036

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

45-2405-

U. S. DEPT. OF AGRI.

FOREST SERVICE, FEDERAL BLDG., 324-25 ST., OGDEN, UT 84401

Source: UNNAMED SPRING tributary to WHISKEY SPRING CREEK

Date Filed: 10/11/1979

Amount: 0.0150 CFS

Diversion Point: SWNW Sec 09 T 13S R 20E, CASSIA Co.

Use: STOCKWATER (0.0150 CFS) from 06/01 to 10/31

Place of Use: SWNW Sec 09 T 13S R 20E

Diversion Means: HEADBOX WITH PIPELINE TO TROUGH

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before NOVEMBER 23, 1979.

C. STEPHEN ALLRED

Director

Published 11/6 & 11/13.

RECEIVED
NOV 27 1979

ok
merge
10/29/79

44-7486

U.S. DEPT. OF AGRI. FOREST SERVICE, FEDERAL
BLDG., 324-25 ST., OGDEN, UT 84401, Source:
UNNAMED SPRING tributary to WHISKEY SPRING
CREEK, Date Filed: 10/11/1979, Amount: 0.0150
CFS, Diversion Point: SWNW Sec 09 T 13S R 20E,
CASSIA Co., Use: STOCKWATER (0.0150 CFS) from
06/01 to 10/31, Place of Use: SWNW Sec 09 T
13S R 20E, Diversion Means: HEADBOX WITH
PIPELINE TO TROUGH.

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S
S o u t h e r n R e g i o n

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

OCTOBER 23, 1979

South Idaho Press
P.O. Box 190
Burley, Idaho 83318

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 NOVEMBER 23, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

UNRECORDED