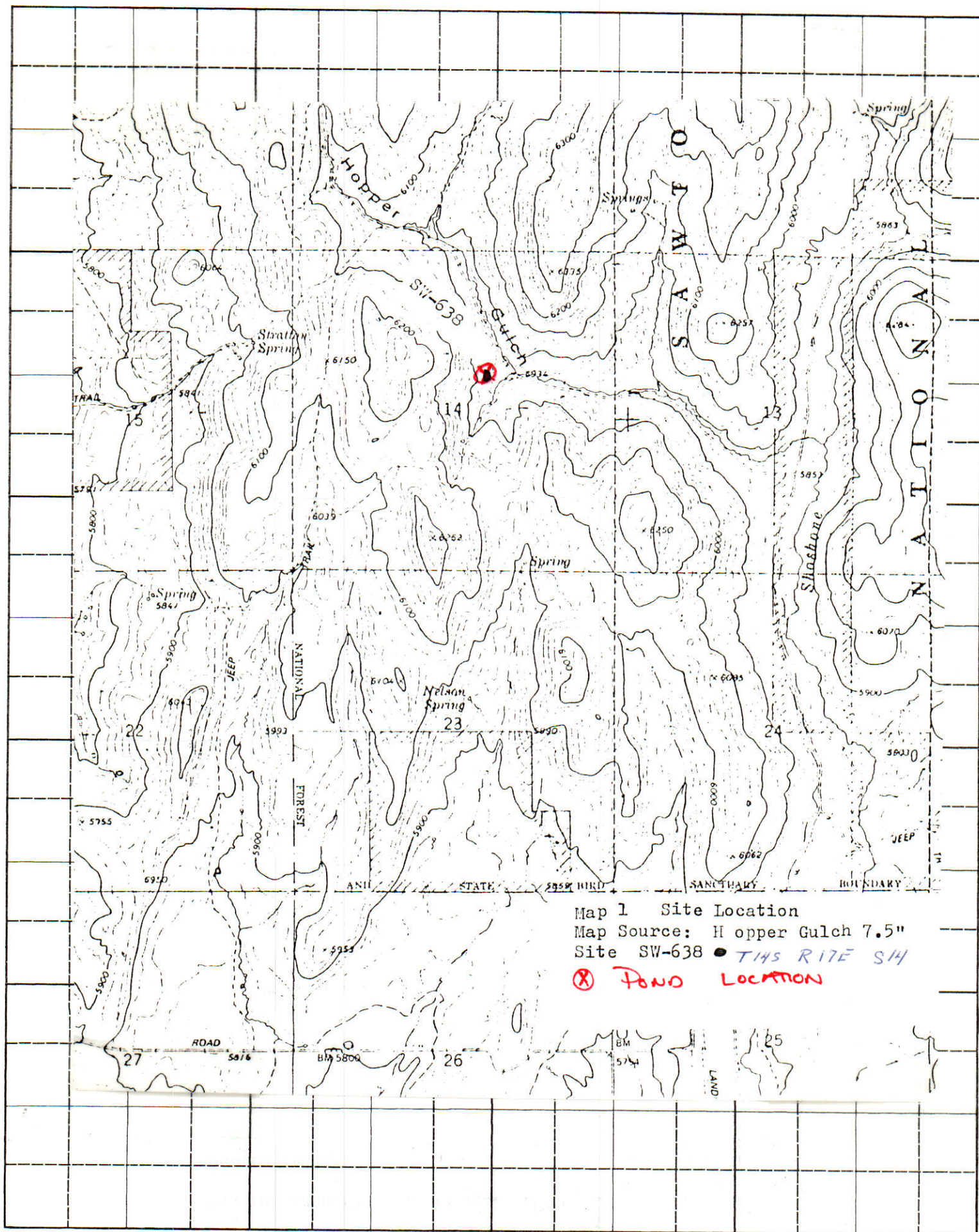


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Map 1 Site Location
 Map Source: Hopper Gulch 7.5"
 Site SW-638 • T14S R17E S14
 (X) Pond Location

Scale: 2 inches equal 1 mile.

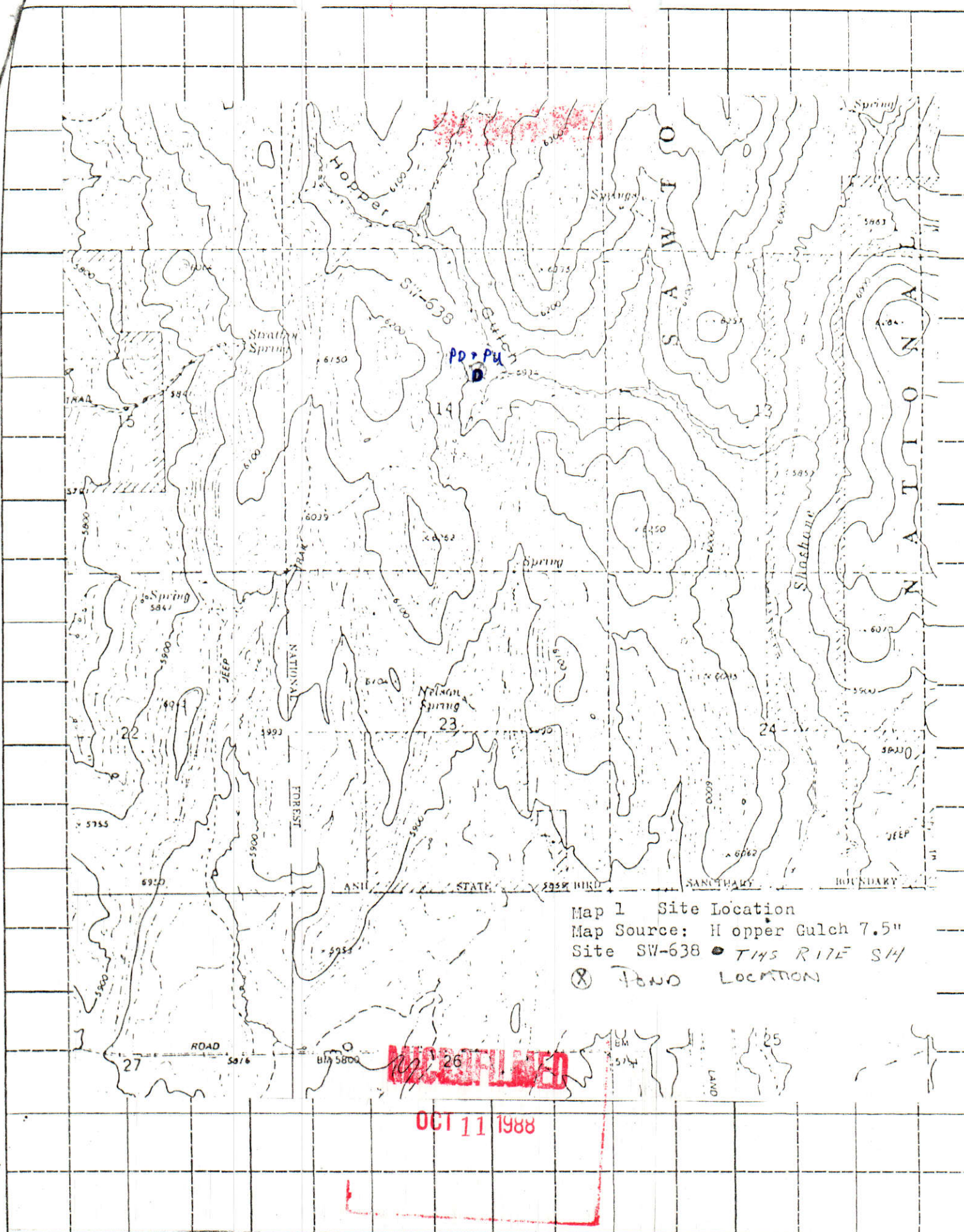
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth. United States of America - Forest Service

Richard F. Sanders

(for) T.A. ROEDERER (Applicant) DRF, Resources

MICROFILMED

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



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07949

Priority: July 15, 1983 Amount: 0.1 AFA

This is to certify, that U.S. DEPT. OF AGRI.

FOREST SERVICE

FEDERAL BLDG.

324 25TH ST.

OGDEN, UT 844010000

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated July 15, 1983, and has submitted proof to the Department of Water Resources on June 3, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a storage capacity of .100 af of water from:

UNNAMED STREAM tributary to HOPPER GULCH

source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
STOCKWATER STORAGE	01/01 to 12/31		0.1 AFA
STOCKWATER FROM STORAGE	05/15 to 11/30		0.1 AFA
WILDLIFE STORAGE	01/01 to 12/31		0.1 AFA
WILDLIFE FROM STORAGE	01/01 to 12/31		0.1 AFA
	Totals		0.1 AFA

LOCATION OF POINT OF DIVERSION(S):

SWNE , Sec. 14, Township 14S, Range 17E
TWIN FALLS County

PLACE OF USE: STOCKWATER STORAGE

TWN RGE SEC

14S 17E 14 SWNE

PLACE OF USE: STOCKWATER FROM STORAGE, same as STOCKWATER STORAGE use

PLACE OF USE: WILDLIFE STORAGE, same as STOCKWATER STORAGE use

PLACE OF USE: WILDLIFE FROM STORAGE, same as STOCKWATER STORAGE use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.

RECEIVED

OCT 11 1988

State of Idaho
Department of Water Resources

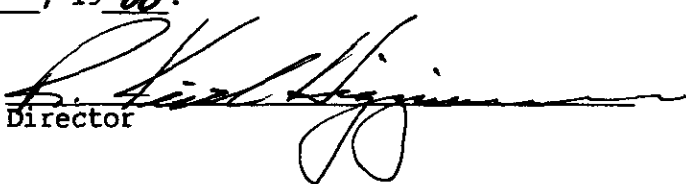
WATER RIGHT LICENSE

WATER RIGHT NO. 47-07949

CONDITIONS/REMARKS:

3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.

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 4th day of October, 19 88.


Director

00111 1988

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT)
NOS. 47-7946/7947/7948/7949/7952 IN)
THE NAME OF U.S. FOREST SERVICE) ORDER OF REINSTATEMENT
_____)

This matter having come before the Department of Water Resources as a result of investigations by the Department to determine the extent of beneficial use of water, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On July 15, 1983, U.S. Forest Service, applied to the Department of Water Resources for permits to appropriate water from springs within Twin Falls County, to be used for storage, stockwater and wildlife purposes.
2. On September 26, 1984 the Department approved the Applications for Permit.
3. On June 3, 1985 the Department received Proof of Beneficial Use for the permits.
4. On October 21, 1985 the Department conducted an examination and prepared its findings for licensing.
5. On March 14, 1988 the Department issued an order voiding permit Nos. 47-7946, 47-7948, 47-7949 and 47-7952 for lack of beneficial use in a mistaken attempt to clear Departmental records of undeveloped rights. These

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OCT 11 1988

permits should be reinstated with no advance in date of priority due to Departmental error.

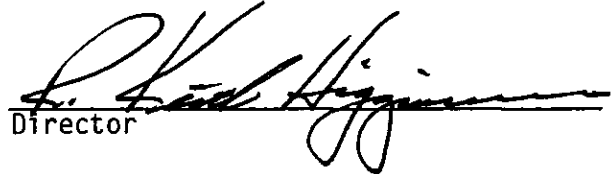
CONCLUSIONS OF LAW

1. The permit holder has developed the water systems described under the permits as verified by Department personnel.
2. The permits should be reinstated with no advance in date of priority.

ORDER

IT IS HEREBY ORDERED that Permit Nos. 47-7946/7947/7948/7949/7952 are REINSTATED and the original date of priority under the permits are retained.

Dated this 12 day of August, 1988.


Director



OCT 11 1988

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
NOS. 47-7946/7947/7948/7949/7952 IN	)	
THE NAME OF U.S. DEPT. OF AGRI.,	)	ORDER VOIDING PERMITS
FOREST SERVICE	)	

This matter having come before the Department of Water Resources as a result of investigations by the Department to determine the extent of beneficial use of water, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On July 15, 1983, U.S. Dept. of Agri., Forest Service, applied to the Department of Water Resources for permits to appropriate water from springs within Twin Falls County, to be used for storage, stockwater and wildlife purposes.
2. On September 26, 1984 the Department approved the Applications for Permit.
3. On June 3, 1985 the Department received Proof of Beneficial Use for the permits.
4. On October 21, 1985 the Department conducted an examination and the examiner's reports indicated that water had not been diverted and put to beneficial use under these permits.
5. The provisions of Section 42-219, Idaho Code, authorize the Director of the Department of Water Resources to void permits for which the applicant has not fully complied with the law and the conditions of the permits.

MICROFILMED
OCT 11 1988

6. On June 10, 1986 the Department sent correspondence to the permit holder, requesting relinquishment of the permits because of failure to place the water to beneficial use as conditioned on the permits.

7. The permit holder has failed or refused to respond to the request for relinquishment within the time period allowed.

CONCLUSIONS OF LAW

1. Section 42-219, Idaho Code, states:

In the event that the Department shall find that the applicant has not fully complied with the law and the conditions of the permit, it may issue a license for that portion of use which is in accordance with the permit, or may refuse issuance of a license and void the permit.

2. Permit Nos. 47-7946/7947/7948/7949/7952 required that the permit holder complete construction of works and application of water to the proposed beneficial uses within the authorized permit periods.

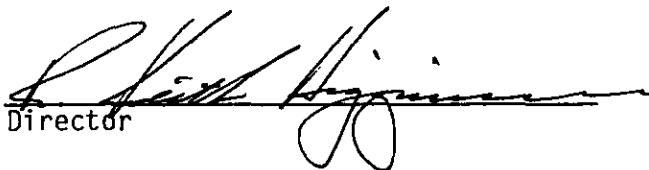
3. The examination of the Department of Water Resources revealed that the permit holder has failed to comply with the conditions of the permits by not completing construction of works and application of water to the proposed beneficial uses as required by the permits and Section 42-219, Idaho Code.

4. The permit should be voided pursuant to Section 42-219, Idaho Code.

ORDER

IT IS HEREBY ORDERED that Permit Nos. 47-7946/7947/7948/7949/7952 are VOIDED and issuance of licenses is REFUSED under Section 42-219, Idaho Code.

Dated this 14TH day of MARCH, 1988.


Director

RECORDED

OCT 11 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

RECEIVED

JUL 15 1983

APPROVED

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern District Office

1. Name of applicant U.S. Forest Service Phone (801) 625-5360

Post office address 324 25th Street, Ogden, Utah 84401

2. Source of water supply unnamed spring which is a tributary of Sinks

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14 Township 14S

Range 17E B.M. Twin Falls County, additional points of diversion if any: _____

No Name Pond PWI 023/ Map# 065

4. Water will be used for the following purposes:

Amount .1 af for storage for stock water purposes from 1/1 to 12/31 (both dates inclusive)
(~~acre~~ acre-feet per annum)

Amount .1 for storage for wildlife purposes from 1/1 to 12/31 (both dates inclusive)
(~~acre~~ acre-feet per annum)

Amount .1 for storage for stock water from purposes from 5/15 to 11/30 (both dates inclusive)
(~~acre~~ acre-feet per annum)

Amount .1 for wildlife water from storage purposes from 1/1 to 12/31 (both dates inclusive)
(~~acre~~ acre-feet per annum)

5. Total quantity to be appropriated:

a. _____ cubic feet per second and/or b. .1 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Small earthen stockpond that collects
water from the spring above.

b. Height of storage dam 2 feet, active reservoir capacity .1 acre-feet; total reservoir capacity .1 acre-feet, materials used in storage dam: native material

Period of year when water will be diverted to storage 1/1 to 12/31 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 1 years (minimum 1 year — maximum 5 years).

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 NE $\frac{1}{4}$ of Section 14 Township 14S
Range 17E 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 100 cow/calf pairs

(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: Both Game and non-game wildlife species
utilize this pond along with domestic stock.

MICROFILMED

WILSON JONES

Total number of acres to be irrigated

b. Who owns the land to be irrigated or place of use United States of America

[illegible]

Map 1 Site Location
 Map Source: Hopper Gulch 7.5"
 Site SW-638 • THIS RITE SH
 (X) Pond Location

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. United States of America - Forest Service

Richard F. Sanders
(Applicant)

(for) T.A. ROEDERER (Applicant) DRF, Resources

MICROFILMED

Proposed Priority 7/15/83

Received by malya Date 7-15-83 Time 11:30 a

Preliminary check by J Fee \$ 30.00 32872

Receipted by malya Date 9/16/83

Publication prepared by malya Date 7/25/84

Published in Times news

Publication dates 8/9 + 8/16/84

Publication approved malya Date 8/2/84

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ADM kw

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. 47-7949, 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 October 1, 19 85.
- 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 26th day of September, 1984.

J. Glen Saylor
Chief, Operations Bureau

NOTICE 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:

47-7937
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SOLDIER CREEK
Date Filed: 07/15/1983
Diversion Pt: NESE Sec 03 T 14S R 17E

Use: Stockwater storage (0.1 AF)
Irrigation from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: NESE Sec 03 T 14S R 17E

47-7938
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SOLDIER SPRING trib. to SOLDIER CREEK
Date Filed: 07/13/1983
Diversion Pt: SENE Sec 03 T 14S R 17E

Use: Stockwater Storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: SENE Sec 03 T 14S R 17E

47-7939
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 5th St., Ogden, UT 84401

Source: SPRING trib. to HOPPER GULCH
Date Filed: 07/15/1983
Diversion Pt: SENE Sec 14 T 14S R 13E

Use: STOCKWATER STORAGE (0.1 AF)
Stockwater from Storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: SENE Sec 14 T 14S R 13E

47-7940
J.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to COTTONWOOD CREEK
Date Filed: 07/15/1983
Diversion Pt: NESE Sec 1 T 15S R 18E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: NESE Sec 21 T 15S R 18E

47-7941
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to COTTONWOOD CREEK
Date Filed: 07/15/1983
Diversion Pt: SWSE Sec 1 T 15S R 15E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: SWSE Sec 15 T 15S R 15E

(0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)
In: SWNW Sec 1 R 18E

47-7942
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to RICE CREEK
Date Filed: 07/15/1983
Diversion Pt: SWNE Sec 22 T 13S R 17E

Use: Stockwater Storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: SWNW Sec 22 T 17E

47-7947
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SINKS
Date Filed: 07/15/1983
Diversion Pt: NWSE Sec 04 T 13S R 18E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: NWSE Sec 04 T 18E

47-7948
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SINKS
Date Filed: 07/15/1983
Diversion Pt: NESW Sec 05 T 13S R 18E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: NESW Sec 05 T 13S R 18E

47-7949
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SINKS
Date Filed: 07/15/1983
Diversion Pt: SWNE Sec 14 T 14S R 17E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: SWNE Sec 14 T 14S R 17E

47-7950
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SINKS
Date Filed: 07/15/1983
Diversion Pt: SWNW Sec 09 T 14S R 18E

Use: Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)
In: SWNW Sec 09 T 14S R 18E

Affidavit of Publication

STATE OF IDAHO
COUNTY OF TWIN FALLS

I, *Brande Paul Rein*
doath, depose and say that I am published daily at Twin Falls, Idaho, the notice of advertisement, as per clipp entire issue of said newspaper, and not in a consecutive *weeks*
August 9
August 16

And I do further certify that said news 1942, of the Idaho Evening Times, published Falls News, published theretofore daily except consolidation had been published under said uninterrupted during a period of more than NEWS, since such consolidation, has been put until July 31, 1978, at which time said news in said city and county continuously and unint And I further certify that pursuant to Sec has been designated as the day on which legal petent jurisdiction within the state of Idaho, that at the head of the editorial column of said of, Thursday is announced as the day on which

Subscribed and sworn to before me on *August 9*

Notary
State of

AUG 24 1983

47-7942
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to GREEN CREEK
Date Filed: 07/15/1983
Diversion Pt: NWSE Sec 34 T 13S R 17E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: NWSE Sec 34 T 13S R 17E

47-7943
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SINKS
Date Filed: 07/15/1983
Diversion Pt: NWSE Sec 12 T 14S R 17E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife Storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: NWSE Sec 12 T 14S R 17E

47-7944
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SINKS
Date Filed: 07/15/1983
Diversion Pt: NWSE Sec 27 T 13S R 17E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife Storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: NWSE Sec 27 T 13S R 17E

47-7945
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401 1/2

Source: SPRING trib. to UNNAMED STREAM
Date Filed: 07/15/1983
Diversion Pt: SWNW Sec 27 T 14S R 18E

Use: Stockwater storage (0.1 AF)
Stockwater from storage

U.S. DEPT. OF AGRI.
FOREST SERVICE, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SINKS
Date Filed: 07/15/1983
Diversion Pt: NENE Sec 04 T 13S R 18E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: NENE Sec 04 T 13S R 18E

47-7952
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SINKS
Date Filed: 07/15/1983
Diversion Pt: SWSW Sec 02 T 14S R 18E

Use: Stockwater Storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: SWSW Sec 02 T 14 R 18E

47-7953
U.S. DEPT. OF AGRI.
Forest Service, Federal Bldg., 324 25th St., Ogden, UT 84401

Source: SPRING trib. to SOLDIER CREEK
Date Filed: 07/15/1983
Diversion Pt: SWSE Sec 03 T 14S R 17E

Use: Stockwater storage (0.1 AF)
Stockwater from storage (0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1 AF)

In: SWSE Sec 03 T 14 R 17E

47-7972
U.S. DEPT. OF INTERIOR
Bureau of Land Mgmt., Idaho State Office, 3380 Americana Terrace, Boise, ID 83706

Source: SPRING (SO. Mule Creek Spring) trib. to SINKS
Date Filed: 01/23/1984
Diversion Pt: SWSW Sec 29 T 16S R 16E

Use: Stockwater (0.01 CFS)
Wildlife (0.01 CFS)
In: NWNW Sec 32 T 16S R 16E

47-7973
U.S. DEPT. OF INTERIOR
Bureau of Land Mgmt., Idaho State Office, 3380 Americana Terrace, Boise, ID 83706

Source: UNNAMED STREAM trib. to SINKS
Date Filed: 01/23/1984
Diversion Pt: SWNE Sec 31 T 15S R 16E

Use: Stockwater (1.0 AF)
Wildlife (0.5 AF)
In: SWNE Sec 31 T 15S R 16E

If issued, the permit(s) will be subject to all prior water rights. Protests against the grant 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 AUGUST 27, 1984.

A. KENNETH DUNN
Director
PUBLISH: Thursday, August 9, and 16, 1984.

MICROFILMED

October 5, 1988

U.S. DEPT. OF AGRI.
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN, UT 844010000

RE: PERMIT NO. 47-07949

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

ED
OCT 11 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 15, 1988

RE: Permit Nos. 47-7946/7947/7948/7949/7952

Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

Enclosed is an Order reinstating the above referenced permits with no advance in date of priority due to Department error.

If you have any questions concerning this matter, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

OCT 11 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 9, 1988

RE: Permit Nos. 47-7946/7947/7948/7949/7952

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

Gentlemen:

After further review of the above referenced rights, pursuant to your letter of 3/22, it appears these permits were voided in error. Therefore, we will reinstate the permits with no advance in the dates of priority. The order of reinstatement will be forthcoming.

If you have any questions concerning this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

MICROFILMED

OCT 11 1988

FROM Sharla

DATE 5/9/88

TO Files 47-7946/7947/7948/7949/7952

SUBJECT Reinstatement

After further review of the above referenced files pursuant to the USFS letter of 3/22, it appears these permits were voided in error. Completed field exams are located in each of the files; however, the confusion arose when reading memo of 10/21/85 from Jim Stanton - the message "no developed use, will seek relinquishment" apparently applied only to Permit Nos. 47-7939 & 47-7953. It was misinterpreted to include the permits listed in the line above also. Therefore, the permits should be reinstated with no advance in priority (due to Department error) and the files should be reviewed for license issuance.

SIGNATURE

MAILED
OCT 11 1988



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Reply to: 2540

Date: **MAR 22 1988**

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. R. Keith Higginson
Director
Idaho Department of Water Resources
Towers Building, 3rd Floor
450 West State Street
Boise, ID 83720

RECEIVED
MAR 25 1988

Department of Water Resources

Dear Mr. Higginson:

We have received your Order voiding Applications 47-7946, 7947, 7948, and 7952. On July 31, 1986, we notified you that the water had been put to beneficial use. We also offered to provide whatever evidence was necessary to confirm the use including a field inspection. We are unsure why a question remains about beneficial use.

We request a hearing before the Director to present evidence proving the water developments have been completed and the water applied to beneficial use. We will present evidence that the water developments are in and are being used.

We would be more than happy to meet with your representative prior to the hearing to resolve questions concerning these water developments.

We are available for questions.

Sincerely,

for *James R. Hall*
J. S. TIXIER
Regional Forester

MICROFILMED

OCT 11 1988





State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 1301 North Orchard Street Boise, Idaho 83706-2237 • (208) 334-4440

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

March 16, 1988

CERTIFIED MAIL # 33411

RE: Permit Nos. 47-7946/7947/7948/7949/7952

Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Dear Permit Holder(s):

Enclosed is an Order which voids the above referenced permits for failure to comply with the requirements of such permits and failure to show cause why such action should not be taken.

Please be advised that if you do not agree with the decision of the Department you may, within fifteen (15) days of receipt of the order voiding your permits, request a hearing before the Director. Failure to timely petition the Director within fifteen days of receipt of the Order may prevent you from further contesting the voiding of your permits.

Sincerely,

GARY SPACKMAN
Supervisor, Water Allocation Section

GS:sc

Enclosure

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OCT 11 1988



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

June 10, 1986

RE: Permit Nos. 47-7945 thru 47-7949, 47-7951/7952

Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

We have been notified by Jim Stanton of our Southern Regional Office that no beneficial use has been developed under the above referenced water rights, as determined at the time he contacted your Twin Falls office for examination purposes.

In order to clear our records in the easiest manner, relinquishment forms have been enclosed for your signature. Please return them at your earliest convenience.

If you have any questions, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

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OCT 28 1985

TO: STATE OFFICE -- WATER ALLOCATION

FROM: SOUTHERN REGION

Department of Water Resources

FIELD EXAMINATION NOTICE

A field examination has been made on the following permit:

Permit No: _____ Owner: U. S. Forest Service

Examiner: J. E. Stanton

Date completed: 10-21-85

→ 47-7952, 7951, 7949, 7948, 7947, 7946, 7945

47-7953, 7939 (no developed use, will seek relinquishment),

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

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DEC 5 1985

47-7747

Permit No.

1. **Measurement Calculations**

Department of Water Resources

- a) **Field Measurement Calculations** (Include theoretical capacities and system capacity)

Allow 0.1 AFA minimum volume

- b) **Volume Calculations for Irrigation:**

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}} \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}} \end{aligned}$$

- c) **Volume Calculations for Other Uses:**

2. **Overlap Review**

- a) Other water rights with same place of use: _____

- b) Other water rights with same point of diversion: _____

- c) Analysis:

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RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	47-7949					

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Storage for Livestock	1-1	12-31		0.1
Livestock from Storage	5-15	11-30		0.1
Storage for Wildlife	1-1	12-31		0.1
Wildlife from Storage	1-1	12-31		0.1
Allowable Maximums:				0.1

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
Total Acres _____																			

9. Recommended Conditions/Remarks: _____

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001-1000

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

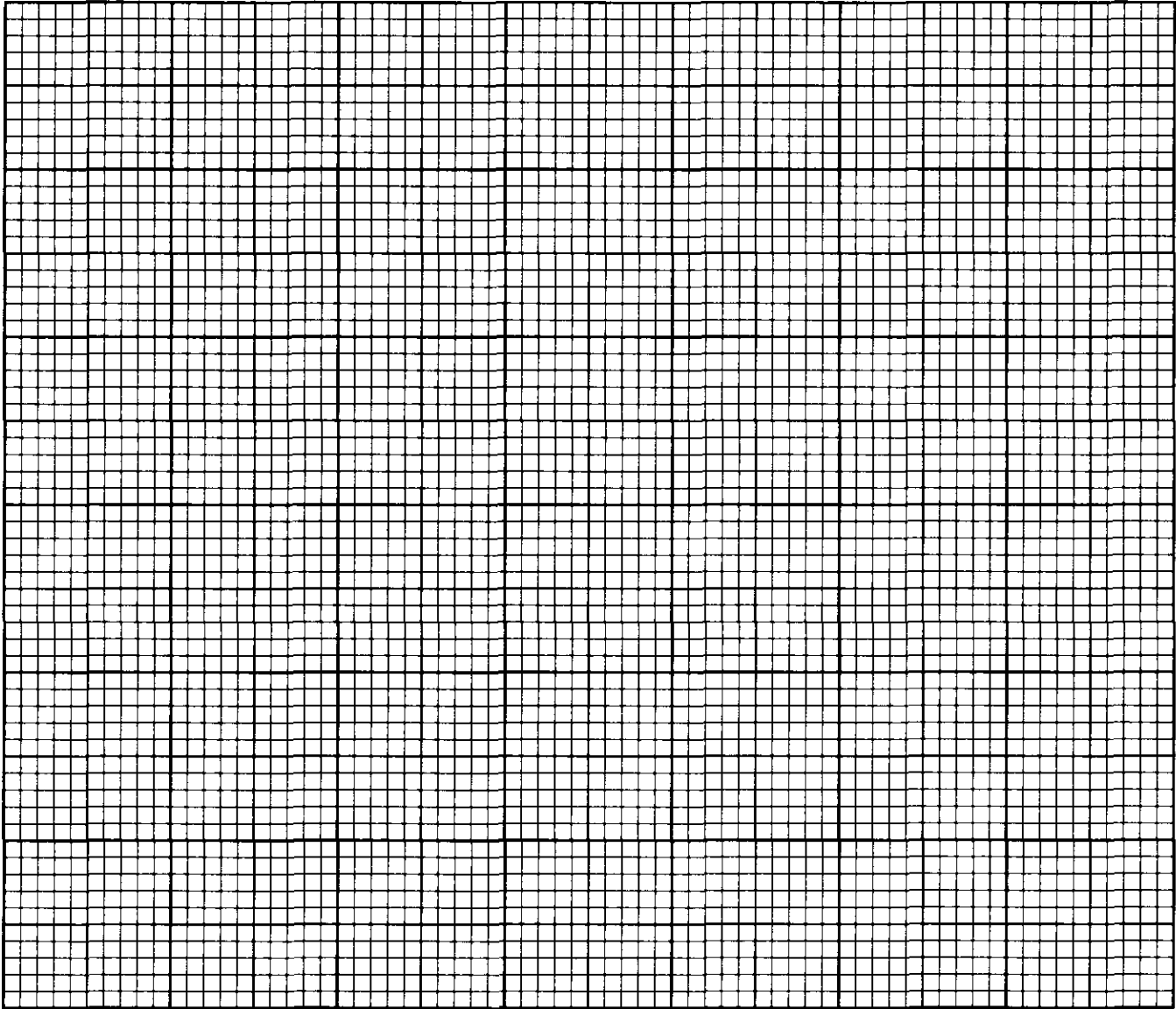
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature _____ Date 10-21-85

Checked in Regional Office by _____ Date 10-24-85

Approved in State Office by _____ Date _____

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks Source is tributary to Hopper Gulch during spring runoff. Source is
surface runoff, not a flowing spring.
Wildlife is 15 deer + 200 birds. Stock use for 100 cow/calf pairs
Exam was completed in Mr. Caywood's office.

15. 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

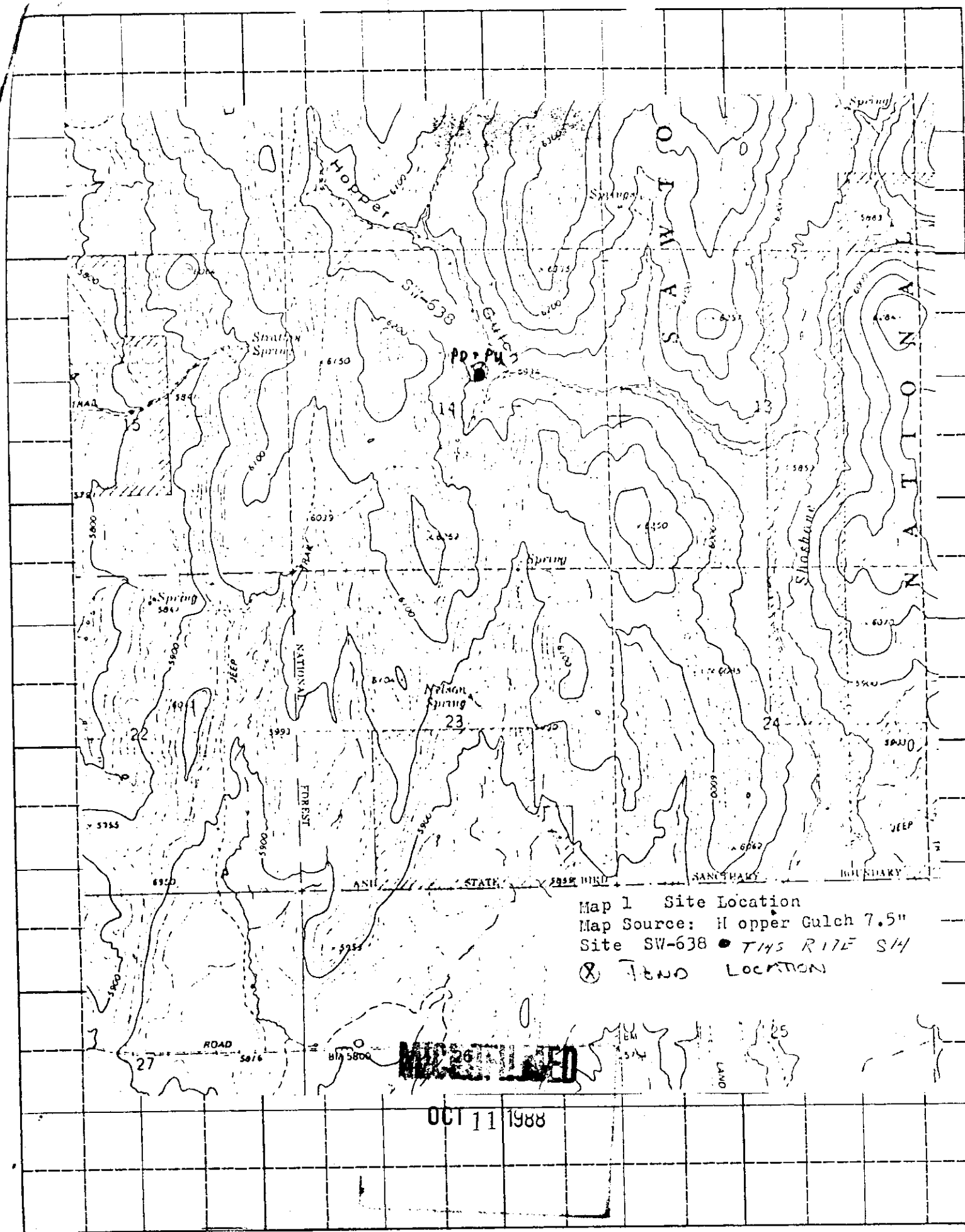
☐ Other
16. Examiner's/Consultant's Signature J. J. Stanton Date 10-21-85
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct
- Beneficial Use Examination _____

Date 10-21-85

CONSULTANT SEAL

001 11 1985

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



Map 1 Site Location
 Map Source: Hopper Gulch 7.5"
 Site SW-638 • T14S R14E S14
 ⊗ TEND LOCATION

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 2, 1985

USA FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN

UT 84401

RE: Permit No. 47-7949

Dear Permit Holder:

We acknowledge receipt of your statement 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.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

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023-065

DEPARTMENT OF WATER RESOURCES

The 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. 47-7949.

Name(s) of Permit Holder: United States of America - Forest Service

Post Office Address: Federal Building, 324 25th Street

Ogden, UT 84401 Tel. No. (801) 625-5360

Source of Water: Unnamed Spring

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 100 cattle (number and type of stock)
☐ Irrigation (acres)
☐ Other

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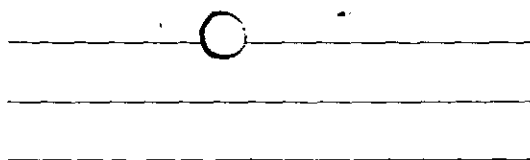
Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

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) Regional Forester

May 30, 1985
Salmon Date 10-1-85

Richard F. Sanders
 Signature of Permit Holder



○ PLACE
13 CENT
STAMP
HERE

RECEIVED

JUN 1 1965



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

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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

September 27, 1984

RE: Permit Nos. 45-7549/7550, 47-7937/7938/7940/7941/7942/7943/7944/
7945/7946/7947/7948/7949/7950/7951/7952/7953

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

Gentlemen:

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

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. Also enclosed for your convenience are the statement of beneficial use postcards that must be submitted when your projects are completed.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosures

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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:

42-2949.

U.S. DEPT. OF AGRI.

FOREST SERVICE, FEDERAL BLDG.,

Source: SPRING trib. to SINKS

Date Filed: 07/15/1983

Diversion Pt: SWNE Sec 14 T 14S R 17E

Use: STOCKWATER STORAGE	(0.1 AF)
STOCKWATER FROM STORAGE	(0.1 AF)
WILDLIFE STORAGE	(0.1 AF)
WILDLIFE FROM STORAGE	(0.1 AF)

In: SWNE Sec 14 T 14S R 17E

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, 1841 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before AUGUST 27, 1984.

A. KENNETH DUNN

Director

Published 8/9 & 8/16/84.

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JP
masya
8/2/84

47-7949
U.S. DEPT. OF AGRI
Forest Service, Federal
Bldg., 324 25th ST.,
Ogden, UT 84401
Source: SPRING trib.
to SINKS
Date Filed: 07/15/1983
Diversion Pt: SWNE
Sec 14 T 14S R 17E
Use: Stockwater
storage (0.1 AF)
Stockwater from storage
(0.1 AF)
Wildlife storage (0.1 AF)
Wildlife from storage (0.1
AF)
In: SWNE Sec 14 T 14S
R 17E

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

ADS/TXT: DR1

Times News
P. O. Box 548
Twin Falls, Idaho 83301

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 AUGUST 27, 1984.

Yours truly,

Mary A. Newby
Secretary

Encl.

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