

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 29-7644

Priority: May 28, 1982

Amount: .02 CFS

2.4 AFA

This is to certify, that U.S. DEPT. OF INTERIOR  
BUREAU OF LAND MGMT.  
IDAHO STATE OFFICE  
3380 AMERICANA TERRACE  
BOISE, ID 83706

has complied with the terms and conditions  
of the permit issued pursuant to Application for Permit dated May 28, 1982, and  
has submitted proof to the Department of Water Resources on November 2, 1982, that  
water has been applied to a beneficial use; an examination by the Department indicates  
that the works have a diversion capacity of .02 cfs of water from;

DEADMAN SPRING

tributary to DUMOUNT CANYON

and that a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>VOLUME</u> |
|-----------------------|----------------------|--------------------------|---------------|
| Stockwater            | 05/20 to 10/30       | .02 cfs                  | 2.4 afa       |
| Wildlife              | 01/01 to 12/31       | .01 cfs                  | 2.4 afa       |
|                       | Totals               | .02 CFS                  | 2.4 AFA       |

LOCATION OF POINT OF DIVERSION(S):

NWNW , Sec. 21, Township 7S, Range 38E  
Caribou County

PLACE OF USE: Stockwater

TWN RGE SEC

7S 38E 21 NWNW

PLACE OF USE: Wildlife, same as Stockwater use

CONDITIONS/REMARKS:

1. The right to the use of the 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.
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.

**MICROFILMED**

AUG 20 1987

State of Idaho  
Department of Water Resources

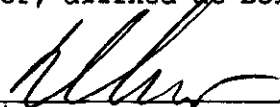
PAGE 2

## WATER RIGHT LICENSE

WATER RIGHT NO. 29-7644

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 14 day  
of August, 1987

For Director

  
DAVID B. SHAW

**MICROFILMED**

AUG 20 1987

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

**APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant Bureau of Land Management Phone 208-678-5514

Post office address Route 3, Box 1 Burley, Idaho 83318

2. Source of water supply Deadman Spring which is a tributary of Dumont Canyon

3. Location of point of diversion is NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 21 Township 7 S

Range 38E B.M. Caribou County, additional points of diversion if any: none

4. Water will be used for the following purposes:

.02 for Livestock purposes from 5/20 to 10/30 (both dates inclusive)  
(cfs or acre-feet per annum)

.01 for Wildlife purposes from 1/1 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)

5. Total quantity to be appropriated:

a. .02 for PER TELEPHONE 6/15/82 cubic feet per second and or b.            acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Water is piped 50' from spring head to a 500 gallon trough, overflow is piped into Dumont Canyon drainage.

b. Height of storage dam N.A. 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 N.A. 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 one 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: NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 21 Township 7 S  
Range 38E B.M.

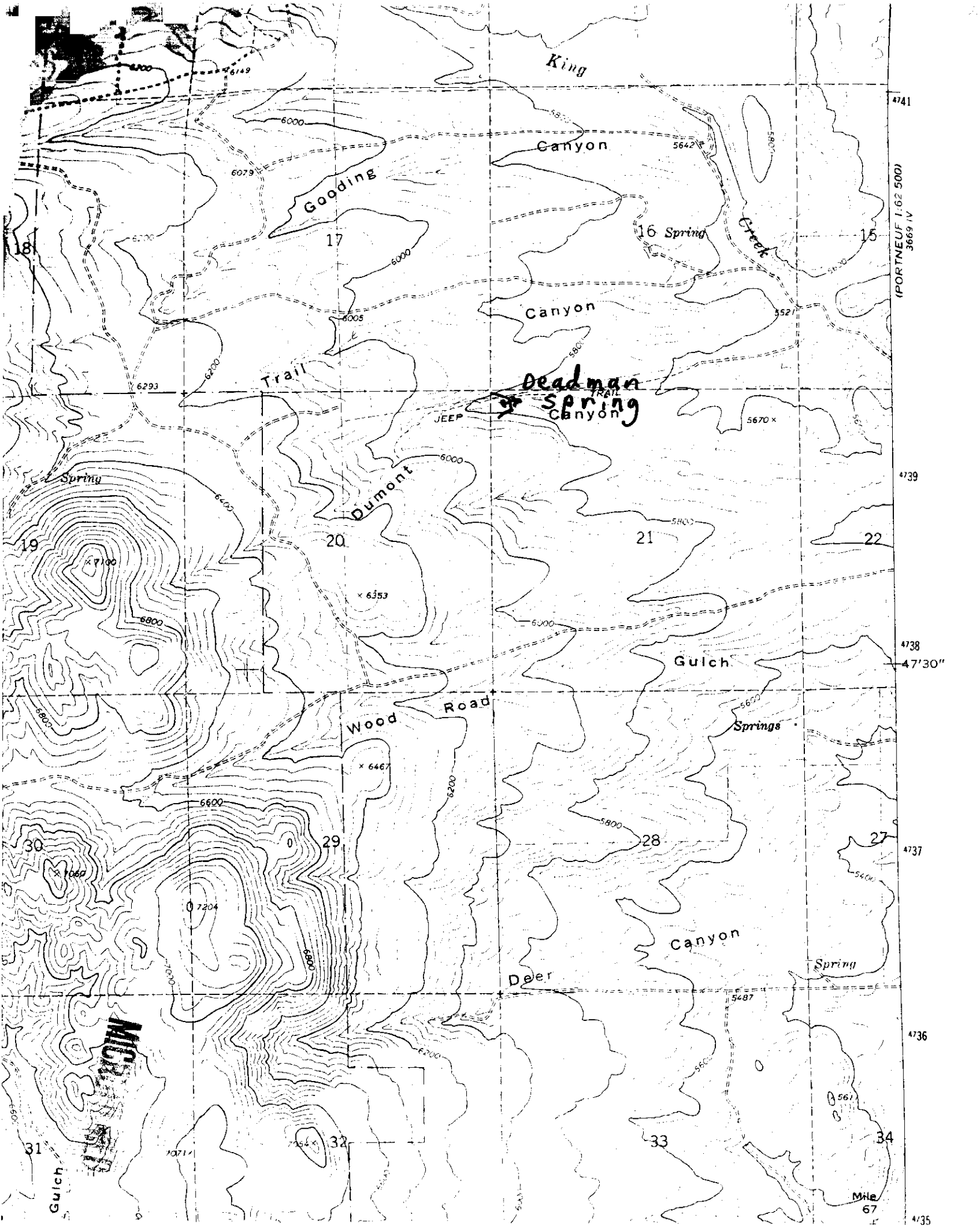
(2) Amount of power to be generated: N.A. horsepower under            feet of head.

(3) List number of each kind of livestock to be watered 400 cattle  
850 sheep

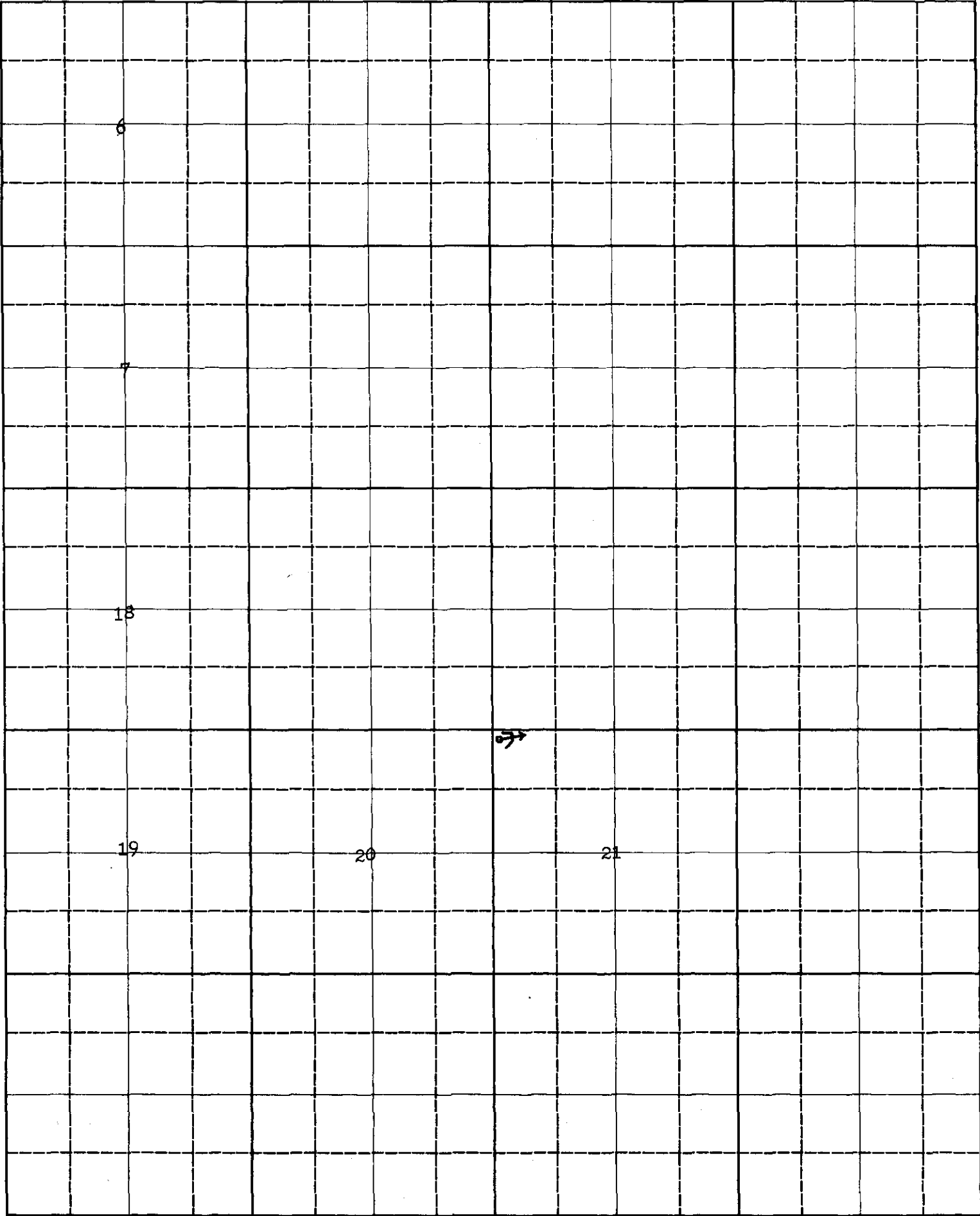
(4) Name of municipality to be served N.A., or number of families to be supplied with domestic water           .

(5) If water is to be used for other purposes describe: Water for deer, elk, upland birds, and other resident wildlife species, along with the livestock use.





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



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.

David B. Vail, Bannock-Oneida Area Manager

David B. Vail  
(Applicant)

Proposed Priority 5/28/1982

Received by CW Date 6-10-82 Time 10:30 A  
Preliminary check by JS Fee \$ 30.00 ID: 910-PH2-0018  
Receipted by JS Date 7-1-82 # 24423  
Publication prepared by BP Date 6-16-82  
Published in Caribou County Sun  
Publication dates 6-24 & 7-1-1982  
Publication approved CW Date 7-20-82  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by RDC

**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. 29-7644, 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 September 1, 19 83.
- 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 12<sup>th</sup> day of August, 1982.

J. Glen Saylor  
Chief, Operations Bureau

RECEIVED

JUL 12 1982

Department of Resources  
Eastern District Office

PUBLIC NOTICE

First Time Published

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:

29-7644

U.S. DEPT. OF INTERIOR  
BUREAU OF LAND MGMT.  
FEDERAL BLDG. BOX 042,  
550 W. FORT ST., BOISE, ID  
83724

Source: DEADMAN SPRING  
tributary to DUMONT  
CANYON

Date Filed: 05-28-1982

Amount: 0.02 CFS

Diversion Point: NWNW Sec  
21 T 07S R 38E, CARIBOU Co.

Use: STOCKWATER (0.02  
CFS) from 05-20 to 10-30

WILDLIFE (0.01 CFS) from  
01-01 to 12-31

Place of Use: NWNW Sec 21 T  
07S R 38E

Diversion Means: PIPELINE  
& TROUGH

29-7643

U.S. DEPT. OF INTERIOR  
BUREAU OF LAND MGMT.,  
FEDERAL BLDG. BOX 042,  
550 W. FORT ST., BOISE, ID  
83724

Source: SMITH CANYON  
RUN-OFF tributary to MILK  
SHAKE RESERVOIR

Date Filed: 05-28-1982

Amount: 1.5 AC-FT

Diversion Point: NESW Sec 14  
T 08S R 38E, CARIBOU Co.

Use: STOCKWATER  
STORAGE (1.0 AC-FT) from  
06-01 to 09-30 WILDLIFE  
STORAGE (0.5 AC-FT) from  
01-01 to 12-31

Place of Use: NESW Sec 14 T  
08S R 38E

Diversion Means: DAM &  
RESERVOIR

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, 150 Shoup Ave., Idaho Falls, Idaho 83402 on or before JULY 12, 1982.

A. KENNETH DUNN

Director

Published June 24 and July 1,  
1982 in the Caribou County Sun.

Affidavit of  
Publication

County of Caribou }  
State of Idaho } ss.

Mark Steele

being first duly sworn on his  
oath, states:

That he is Publisher  
of the Caribou County Sun, a  
newspaper of general circula-  
tion in Caribou County, Idaho,  
published weekly at Soda  
Springs in said County that said  
newspaper has been published  
in said County uninterruptedly  
and continuously for over sev-  
enty-eight consecutive weeks,  
prior to the first publication of  
the annexed notice or advertise-  
ment;

That the annexed notice was  
published as per clipping at-  
tached in the regular and entire  
edition of said newspaper and  
not in any supplement thereof

for 2 successive weekly  
issues thereof, the date of the  
first publication being the

24th day of

June, 1982

The date of the last publication

being the 1st day of

July, 1982

Subscribed and sworn to be-

fore me this 2nd day

of July, 1982

Clayton Steele  
Notary Public, residing  
at Soda Springs, Idaho  
(SEAL)

My Commission expires the

1st day of March

1984

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**PUBLIC NOTICE**

---

**First Time Published**

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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:

29-7644

U.S. DEPT. OF INTERIOR  
BUREAU OF LAND MGMT.  
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83724

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21 T 07S R 38E, CARIBOU Co.

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01-01 to 12-31

Place of Use: NWNW Sec 21 T  
07S R 38E

Diversion Means: PIPELINE  
& TROUGH



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

CECIL D. ANDRUS  
Governor

A. KENNETH DUNN  
Director

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

August 17, 1987

RE: Permit Nos. 25-7384, 29-7644/7645/7764, 31-7343, 32-7123/7124

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

Gentlemen:

Enclosed herewith are copies of the Water Right Licenses issued on the above referenced permits.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

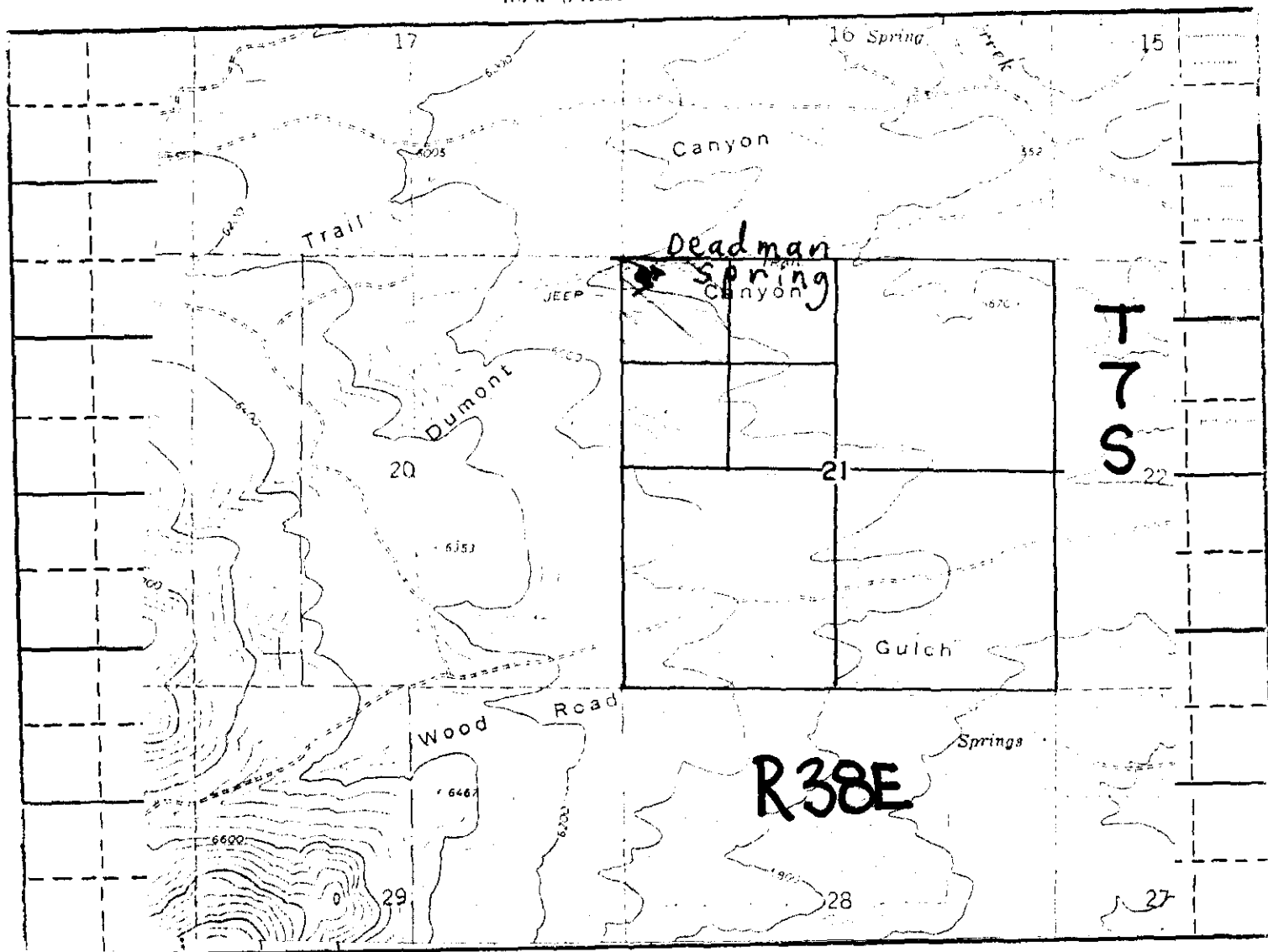
Enclosures

**MICROFILMED**

AUG 20 1987

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AUG 20 1987

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

SEE MEMORANDUM DATED 26 FEBRUARY 1981, USFS/BLM FIELD EXAMS.

*Due to District Boundary Changes*

*Change address to: BLM; 940 Lincoln Road; IDAHO FALLS, ID. 83401*

Point(s) of diversion: NW 1/4 NW 1/4 SEC. 21 TWP. 7S RNG. 38E

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 |        |
| 7S   | 38E  | 21   |        |        |        |        | S      |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

**MICROFILMED**

AUG 20 1987

Recommended Amendments:

- ☐ Change P.D. as reflected above  
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above  
☐ Add P.U. as reflected above

- ☒ None  
☒ Other

*See note above*

Examiner's Signature

Checked by

Approved by

Date 2/18/87

Date 2-23-87

Date



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

January 17, 1983

U. S. Dept. of Interior  
Bureau of Land Management  
940 Lincoln Road  
Idaho Falls, ID 83401

Gentlemen:

Re: See attached list

This office acknowledges receipt of the statements of beneficial use for the attached list of permits.

Before a license can be issued, the department must conduct a field examination. We cannot tell just when this examination will be made, but our regional representative will try to contact a staff member before he conducts the examination.

If you have any questions concerning this matter, please feel free to contact our Eastern Regional office at 525-7161.

Sincerely,

RITA I. FLECK  
Sr. Secretary

Attachment

**MICROFILMED**

AUG 20 1987

STATEMENT OF BENEFICIAL USE RECEIVED FOR THE FOLLOWING PERMITS

11-~~72~~89

13-7251

29-7643

29-7644

31-7340

31-7341

31-7342

31-7343

31-7344

31-7365

31-7376

32-7107

32-7108

32-7111

32-7123

32-7124

32-7125

33-7070

33-7076

33-7077

33-7078

33-7092

33-7095

35-7913

35-7978

35-7912

35-8007

35-8009

35-8010

34-7415

34-7517

**MICROFILMED**

AUG 20 1987

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below on permit No. 29-7644

Name(s) of Permit Holder: Bureau of Land Management

Post Office Address: Rt. 3, Box 1, Bannock, Idaho 83318

Telephone No. (208) 678-5514

Source of Water: Deadman Spring

Extent of Use: ☐ Domestic (number of households)  
☒ Stockwater 400 cattle (number and type of stock)  
☐ Irrigation (acres)  
☒ Other 850 sheep & wildlife

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. Dave Vail - Bannock-Oneida Area Mgr.

10-29-82  
Date

Dave Vail  
Signature of Permit Holder

**RECEIVED**  
**AUG 20 1981**

PLACE  
TEN CENT  
STAMP  
HERE

RECEIVED

NOV 3 1982



MICROFILMED  
AUG 20 1981

Department of Water Resources  
IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720



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 1, 1982

RE: Permit Nos. 11-7289, 29-7643, 29-7644, 35-8039, 37-8016 through 37-8019, 37-8021 through 37-8030, 55-7214 through 55-7219, 57-7326 and 57-7327

State Hydrologist  
Bureau of Land Management  
Idaho State Office  
Box 042, Federal Bldg.  
550 W. Fort Street  
Boise, ID 83724

Dear Sir:

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

Please be advised that numerous prior applications for permit have been filed to appropriate water from your source listed on Permit No. 35-8039, to be used on desert land entry and/or Carey Act lands. Development of these waters is currently prevented by the U.S. Bureau of Land Management. However, if the lands are released for development, the associated water rights will receive water prior to your water right enclosed. Therefore, be sure to analyze the future impact of these rights before making a major investment in a water supply system.

The 1982 Idaho Legislature added a requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permits were issued, and must proceed diligently until the projects are completed. The enclosed blue cards must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permits were approved.

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

Sincerely,

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

DRT:kw  
Enclosures

INTER-DEPARTMENT MEMO — 1

FROM

Dave Tuthill

*DRT*

DATE June 7, 1982

TO

Southern, Eastern, Western Regions

SUBJECT

BLM Filings of Water Rights

P. O. ID-910-PH2-0018 for BLM filings of water rights was received May 28, 1982.

This would place the proposed priority date of May 28, 1982, for applications received on or before May 28, 1982, under P. O. ID-910-PH2-0018.

---

SIGNATURE

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Ln

APPLICATION NUMBER: 29 7644

CHECK:

- ☒ Source.  
☒ Point of diversion.  
☒ County.  
☒ Quantity of water and period of use.  
☒ Description of diverting works.  
☒ Time required for beneficial use of water.  
☒ Place of use or acres irrigated.  
☒ Map.  
☒ Signature.  
☒ Fee.  
☒ Yes ☒ No Field check required.  
☐ Yes ☒ No Critical groundwater area.  
☐ Yes ☒ No Request dam safety information. Sent by: \_\_\_\_\_ Date: \_\_\_\_\_  
☐ Yes ☒ No\* In form to receipt.

Field check by: \_\_\_\_\_

Date: \_\_\_\_\_

Comments: \_\_\_\_\_

\*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: \_\_\_\_\_

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: \_\_\_\_\_ Date: \_\_\_\_\_  
☐ Idaho Fish and Game Department. \_\_\_\_\_  
☐ Idaho Department of Lands. \_\_\_\_\_  
☐ U.S. Bureau of Land Management. \_\_\_\_\_  
☐ U.S. Forest Service. \_\_\_\_\_  
☐ Other \_\_\_\_\_

PROCESSING:

- ☐ Yes ☒ No Platted by: \_\_\_\_\_ Map No. \_\_\_\_\_  
☐ Yes ☒ No Other rights on same place of use. \_\_\_\_\_  
☒ Yes ☐ No\* In form for advertising. \_\_\_\_\_  
Final date for protests: July 12, 1982  
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7-12-82  
☒ Application published correctly. If not, record action taken: \_\_\_\_\_  
☒ Fee amount, receipt date & number, recorded on application.  
☒ Publication dates and paper, recorded on application.  
☒ Protests, dates, withdrawal, etc., recorded on application.  
☒ Recommendation & initial, recorded on application.  
☐ Yes ☒ No Measuring device required.  
☐ Yes ☒ No Access port required.  
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? \_\_\_\_\_  
☒ MAY 28, 1982 Date of priority recommended.  
☒ Special conditions of approval or cover letter. \_\_\_\_\_

STATE OFFICE REVIEW:

- By: 5/20/82 Date: 7/20/82  
☐ See attached sheet for more information.  
By: \_\_\_\_\_ Date: 8/10/82

RECEIVED

AUG 2 1982

Department of Water Resources

29-7644

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., FEDERAL BLDG. BOX 042, 550 W. FORT ST., BOISE, ID 83724

Source: DEADMAN SPRING tributary to DUMONT CANYON

Date Filed: 05/28/1982

Amount: 0.02 CFS

Diversion Point: NWNW Sec 21 T 07S R 38E, CARIBOU Co.

|                 |            |                     |
|-----------------|------------|---------------------|
| Use: STOCKWATER | (0.02 CFS) | from 05/20 to 10/30 |
| WILDLIFE        | (0.01 CFS) | from 01/01 to 12/31 |

Place of Use: NWNW Sec 21 T 07S R 38E

Diversion Means: PIPELINE & TROUGH

10/1/82