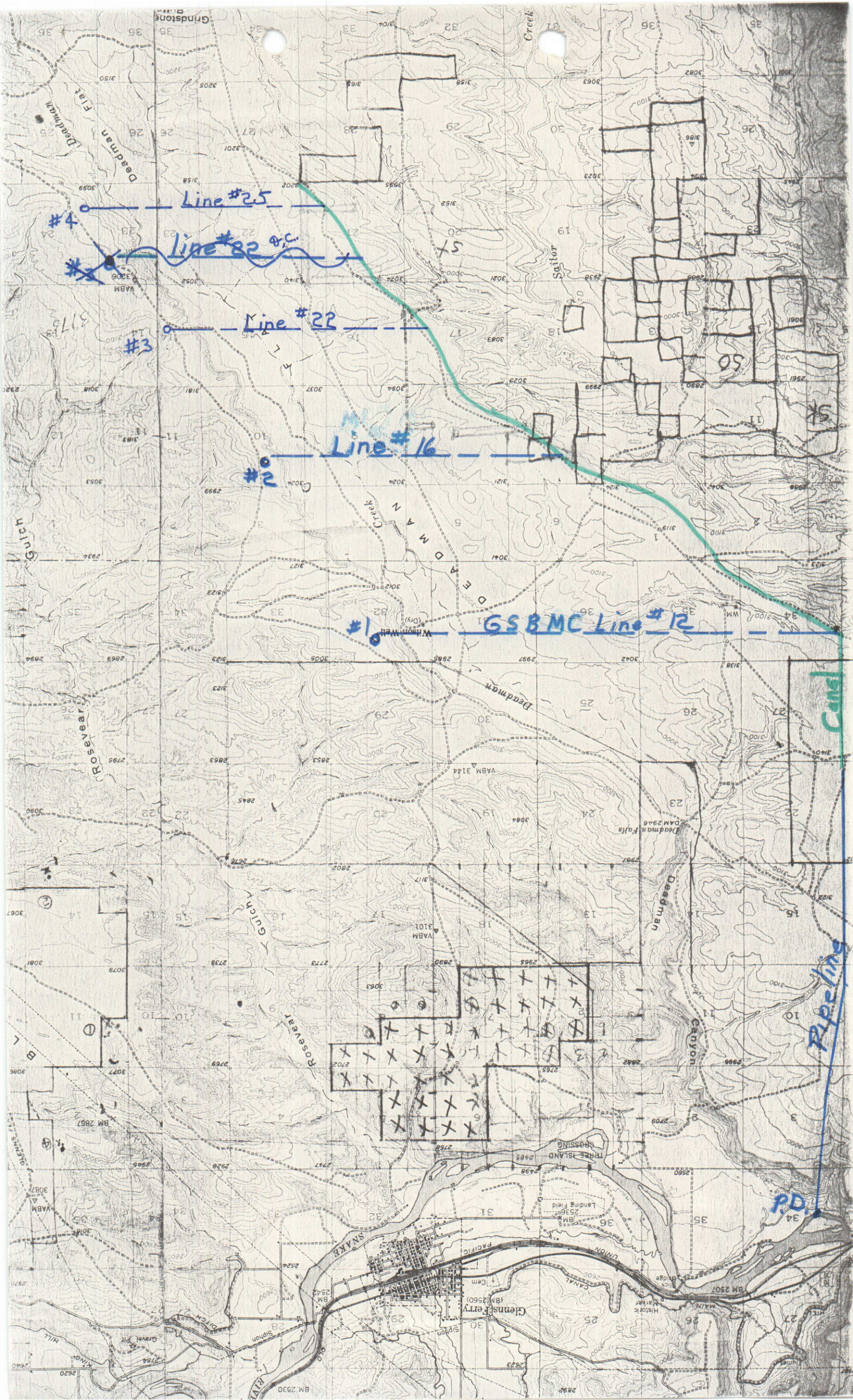




**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that SOUTHSIDE GRAZING ASSOCIATION Rt. 1, King Hill, ID has on Dec. 16, 1974 submitted Application No. 02-7183 for a permit to appropriate 0.20 cubic feet per second of water from Snake River, Trib. to Columbia River by means of pump, pipeline, canal and ponds within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 34, T. 5 S, R. 9 E, B.M. Elmore County to be used from Jan. 1 to Dec. 31 for stockwater use within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 32, T. 6 S, R. 10 E; NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 10, NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 14, SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 24, T. 7 S, R. 10 E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before Jan. 13, 1975.

R. KEITH HIGGINSON  
Director

Published in the Mountain Home News, Mtn. Home ID on Dec. 26, 1974 and Jan. 2, 1975.

OK  
1-9-75  
ce

RECEIVED

JAN 6 1975

Department of Water Resources

JAN 6 1975

**Affidavit of Publication**

County of Elmore }  
STATE OF IDAHO } ss.

I, Lloyd S. Waters do solemnly swear that I am the foreman, or publisher of the

**MOUNTAIN HOME NEWS**

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

2 consecutive weeks, the first publication having been made on the 26 day of Dec, 1974, and the last publication having been made on the 2 day of Jan, 1975; every Thursday issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

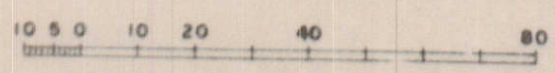
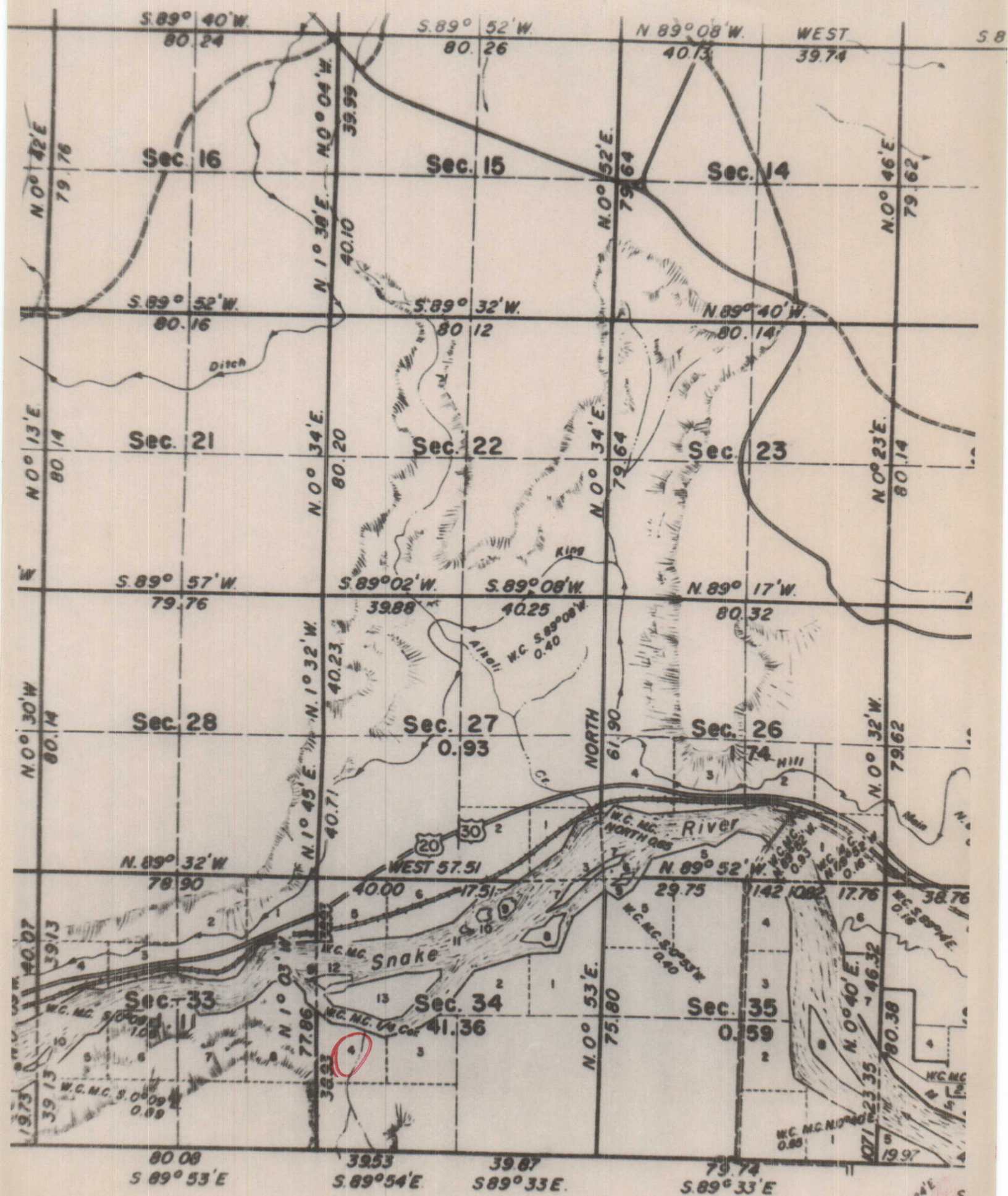
Lloyd S. Waters

Subscribed and sworn to me this 2

day of Jan, 1975

Charles D. Waters  
Notary Public

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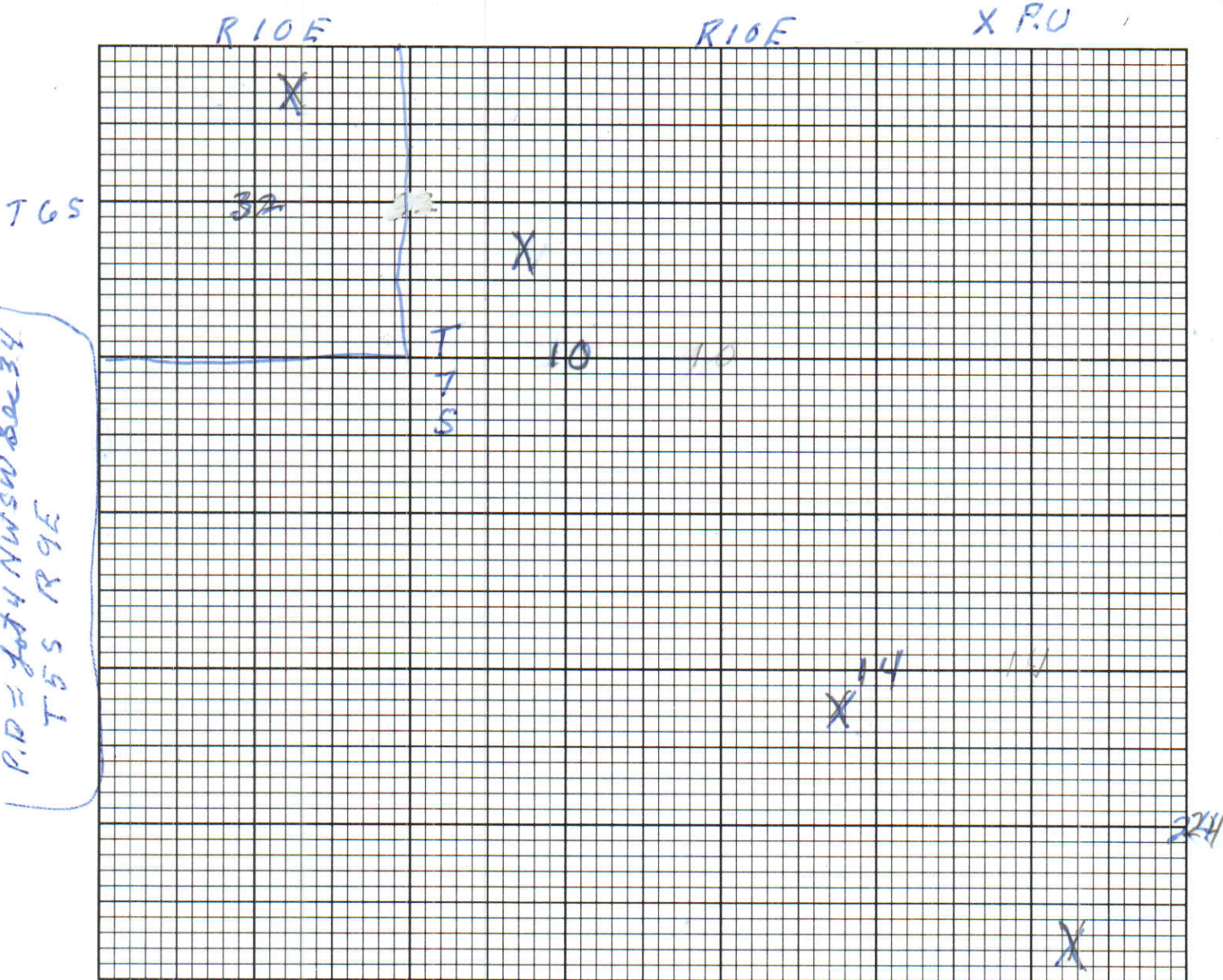


WC MC. S. 89° 24' E. 1.70  
**MICROFILMED**

**MICROFILMED**

11. Other water right diverted from same p.d. 02-2186, 02-2204, 02-2217, 02-2215, 02-2214  
02-2213, 02-2212, 02-2211, 02-2205, 02-2218, 02-2263, 02-2373, 02-2373, 02-2372, 02-2371,  
02-2336D, 02-2206, 02-2314, 02-7265

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 \_\_\_\_\_

## 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 John K. Noyes Date 6/12/85

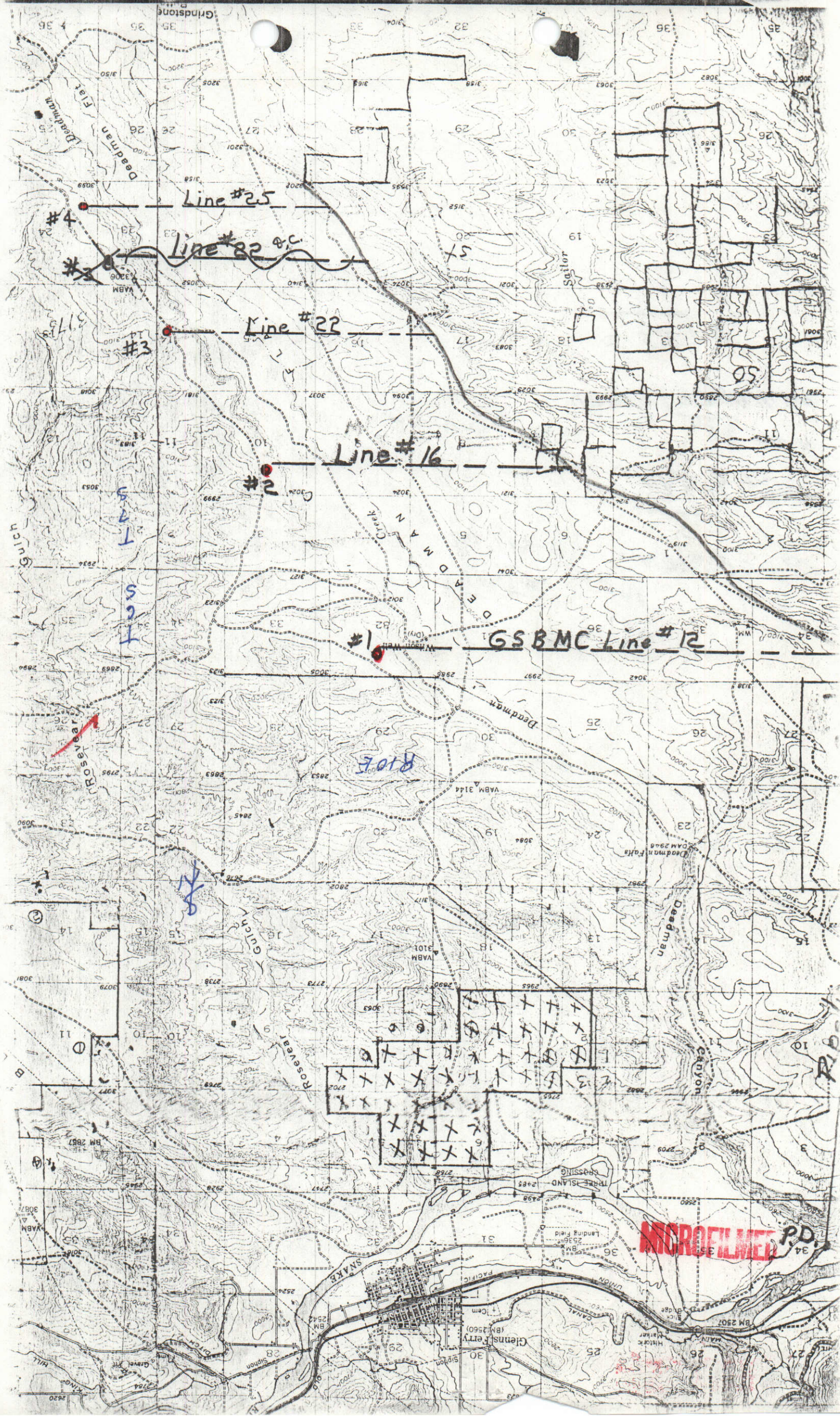
Consultant's License Number \_\_\_\_\_

## IDWR Director's Authorization to Conduct

Beneficial Use Examination 6/11/85

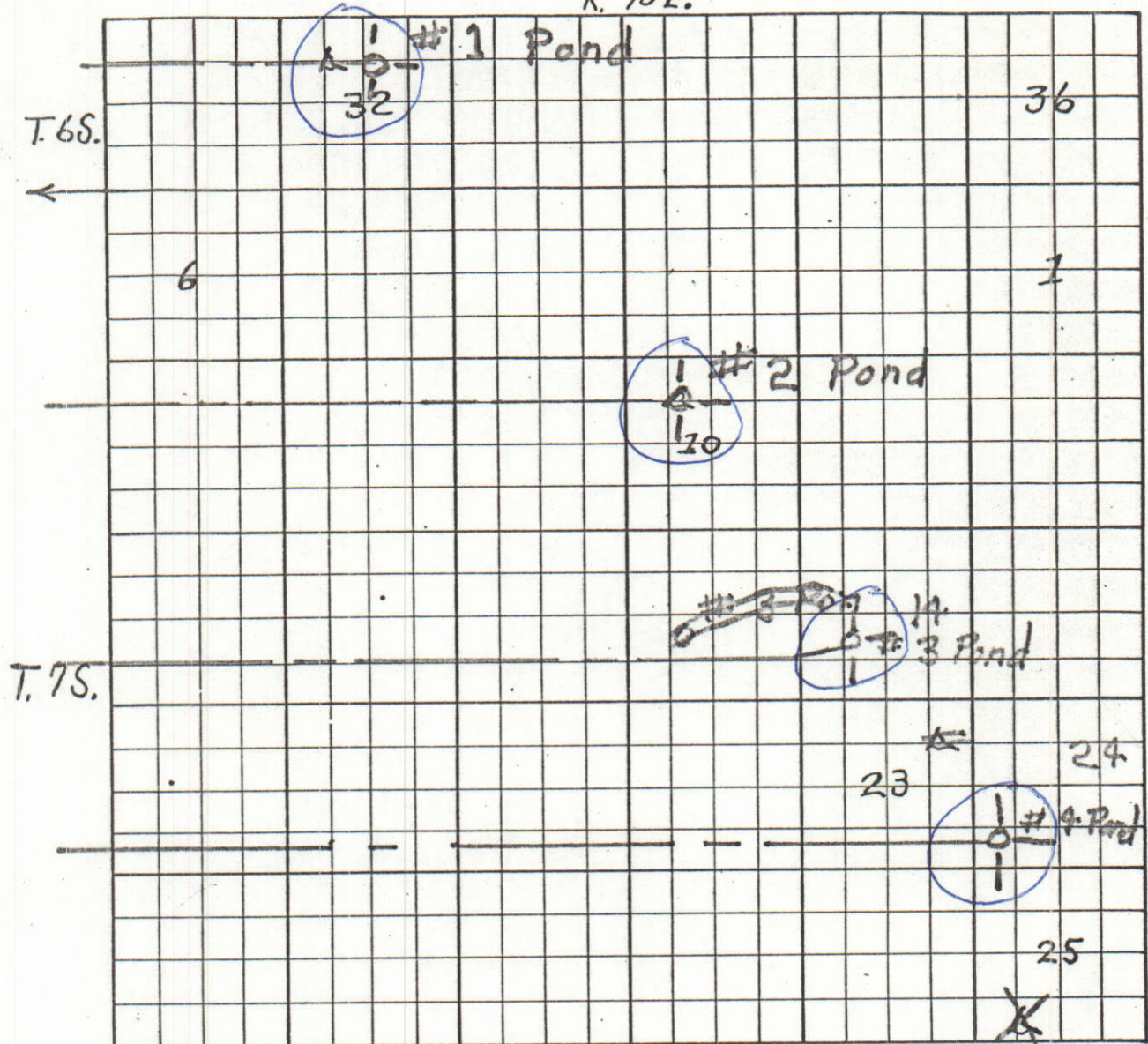
Date \_\_\_\_\_

CONSULTANT SEAL



LOCATION PLAT

R. 10 E.



Scale: / inches equals one mile

INSTRUCTIONS - Cooperator(s) to receive original, and one copy each to the District case or lease file and District job file.

**State of Idaho**  
**Department of Water Resources**  
**WATER RIGHT LICENSE**

License of Water Right No. 02-7183 Priority December 16, 1974 Amount 0.20 cfs

THIS IS TO CERTIFY, that Southside Grazing Association  
of King Hill, Idaho, has complied with the terms and conditions of Permit  
No. 02-7183 issued pursuant to Application for Permit dated December 16, 1974,  
and has submitted proof to the Department of Water Resources on January 9, 1980,  
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 0.22 cfs of water from Snake River,  
tributary to Columbia River, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use | Period of Use                               | Rate of Diversion      | Annual Volume         |
|----------------|---------------------------------------------|------------------------|-----------------------|
| Stockwater     | from <u>January 1</u> to <u>December 31</u> | at <u>0.20</u> cfs and | <u>13.4</u> acre feet |
|                | from _____ to _____                         | at _____ cfs and       | _____                 |
|                | from _____ to _____                         | at _____ cfs and       | _____                 |

(both dates inclusive)

Subject, however, to the condition that no more than 0.20 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose  
aforementioned is limited to the amount which can actually be beneficially used and shall not exceed  
13.4 acre feet per year, said waters to be diverted within the Gov. Co. (NW $\frac{1}{4}$ SW $\frac{1}{4}$ )  
Section 34, Twp 6S, Rge 9E in the County of Elmore

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 6S   | 10E   | 32   | X                |                  |                  |                  |                  |                  |                  |                  |        |
| 7S   | 10E   | 10   |                  |                  |                  | X                |                  |                  |                  |                  |        |
|      |       | 14   |                  |                  |                  |                  |                  | X                |                  |                  |        |
|      |       | 24   |                  |                  |                  |                  |                  |                  | X                |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated \_\_\_\_\_

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**CONDITIONS OF APPROVAL**

- a. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license 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 license 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 license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23<sup>RD</sup> day of April, 19 86.

Acting for the Director



125

Identification No. \_\_\_\_\_

Application No. 02-7183

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR PERMIT**

**To Appropriate the Public Waters of the State of Idaho**  
(TYPE OR PRINT IN INK)

1. Name of applicant Southside Grazing Association Phone: 366-2192  
post office address Route #1, King Hill, ID 83633

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

3. a. Location of point of diversion is NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 34 Township 5S  
Range 9E B.M. Elmore County; additional points of diversion if any: \_\_\_\_\_

b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_

4. Water will be used for the following purposes:

Amount 0.20 for stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.20 cubic feet per second and/or

b. \_\_\_\_\_ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump & pipeline & canal from the river to stockwatering ponds.

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

Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)

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

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.

b. Estimated construction cost is \$ \_\_\_\_\_.

8. Description of proposed uses:

a. If water is **not** for irrigation:

|                                    |       |                     |                             |             |          |
|------------------------------------|-------|---------------------|-----------------------------|-------------|----------|
|                                    | 1. NW | NE                  | 32                          | 6S          |          |
| (1) Give the place of use of water | 2. NE | $\frac{1}{4}$ of NW | $\frac{1}{4}$ of Section 10 | Township 7S |          |
|                                    | 10E   | SW                  |                             |             |          |
| Range                              | 10E   | 3. NE               | 14                          | 7S          | Rge. 10E |
|                                    |       | 4. SW               | 24                          | 7S          | Rge. 10E |

(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.

(3) List number of each kind of livestock to be watered 1,000

(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: \_\_\_\_\_

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated\_\_\_\_\_

c. Describe any other water rights used for the same purposes as described above. \_\_\_\_\_

9. a. Who owns the property at the point of diversion BLM
- b. Who owns the land to be irrigated or place of use BLM
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Section 4 permit has been issued by BLM for the construction of the ponds.

10. Remarks The water is diverted through the Grindstone Butte Mutual Canal Company's  
system to the stockwatering ponds.

Proposed Priority 12-16-1974

Received by ey Date 12/16/74 Time 10:00 AM  
Preliminary check by SWH Fee \$ 10.00  
Received by SW Date 12-16-74 # 15358  
Publication prepared by Ca Date 12-19-74  
Published in Mountain Home News  
Publication dates Dec. 26 & Jan. 2  
Publication approved Ca Date 1-9-75  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by SDP

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

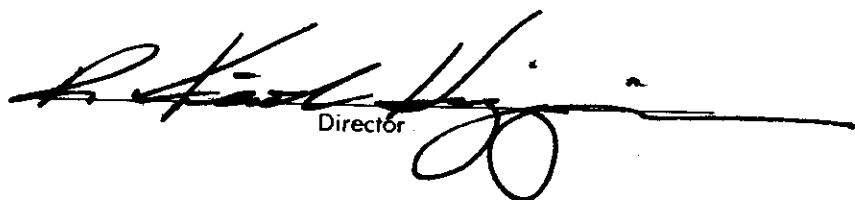
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 02-7183, and said application is hereby APPROVED.

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

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 80.
- Other: \_\_\_\_\_

2. Denial of said application is for the following reasons: \_\_\_\_\_

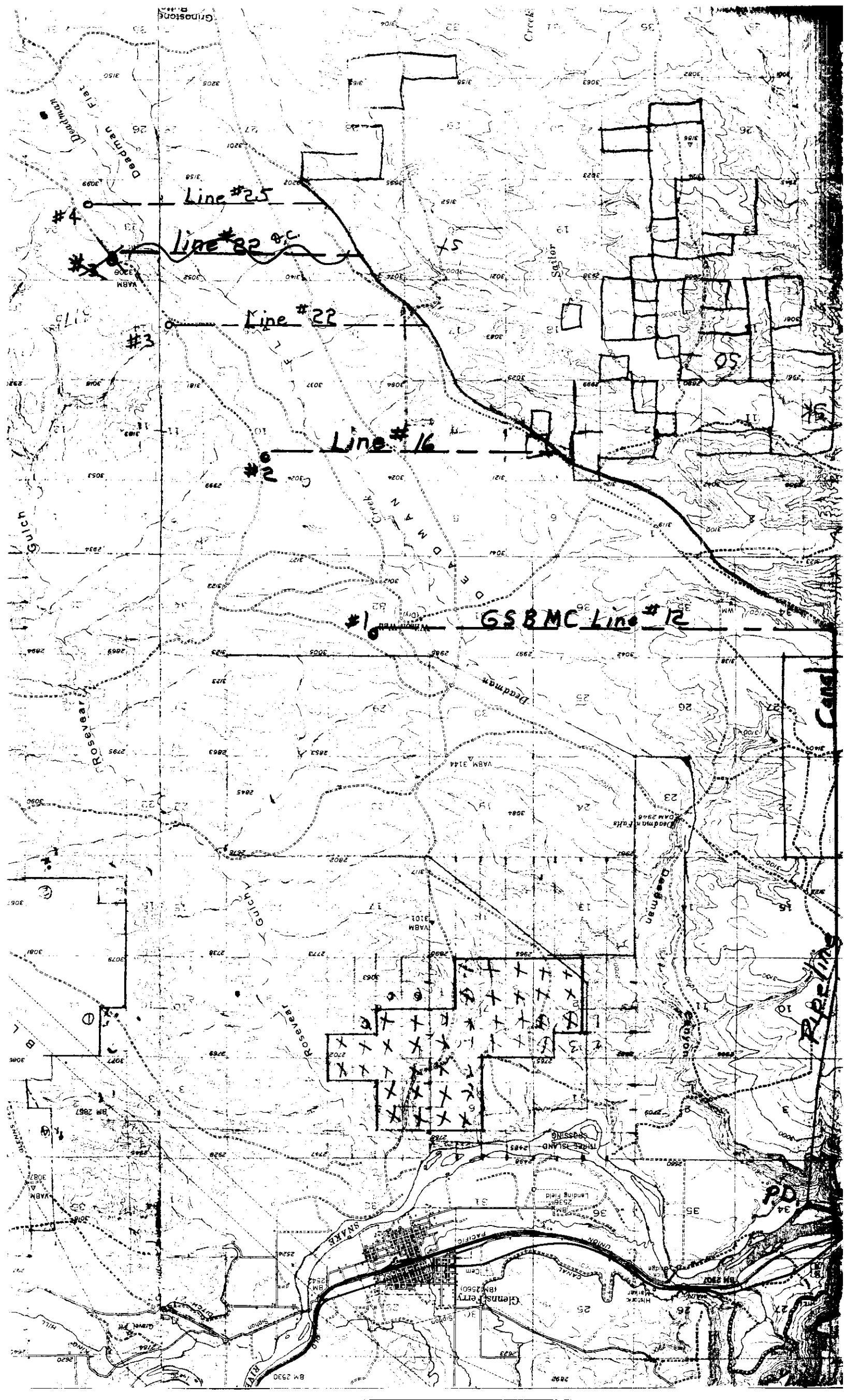
Witness my hand this 21 day of March, 19 75.

  
Director

[illegible]

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.

South side Grazing Association  
(Applicant)  
Donald R. Carnahan President



DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 02-71843j

- ☒ Source  
☒ Point of Diversion  
☒ County  
☒ Quantity of Water and Period of Use  
☒ Description of Diverting Works  
☒ Time required for B/U of water  
☒ Place of Use or Acres Irrigated  
☒ Map  
☒ Signature  
☒ Fee

(1) CS 12-16-74

In form to receipt

(2) CS 12-16-74

Send Copies to:

- ☐ Idaho State Health Department  
☐ Idaho Fish and Game Department  
☒ Bureau of Land Management

(3) CS 12-14-74

- ☐ Request Special Use Permit from U.S.F.S.  
☒ Request ~~Easement~~ from B.L.M.  
☐ Request Information from Applicant

(4) CS 12-14-74

In form for advertising

(5) \_\_\_\_\_

Platted on Map No. \_\_\_\_\_

(6) \_\_\_\_\_

Located within Water District No. \_\_\_\_\_

(7) CSB 11/14/75

Critical groundwater area: yes \_\_\_\_\_ no ☒

(8) \_\_\_\_\_

Groundwater levels:

\_\_\_\_\_ Declining, \_\_\_\_\_ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use

(10) \_\_\_\_\_

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

(11) CS 1-9-75

Affidavit of Publication received(date) Ok

(12) CSB 11/14/75

Final date for protests 11/13/75  
Protests received: yes \_\_\_\_\_ no ☒

(13) CSB 11/14/75

All requested information received from agencies or applicant: yes ☒ no ☒

(14) \_\_\_\_\_

Action recommended:

☒ Approve \_\_\_\_\_ Deny

\_\_\_\_\_ Proposed Priority

\_\_\_\_\_ Reason for Reduction \_\_\_\_\_

☒ Measuring device required

\_\_\_\_\_ See attached sheet for other conditions of approval

\_\_\_\_\_ No special conditions for approval

(15) District West

By J. Brooker Date 11/14/75

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Hold check for  
BLM approval  
of right of way  
and copy of BLM  
use permit for pond  
construction. BDF



DEPARTMENT OF  
JAN 3 1975

# Affidavit of Publication

County of Elmore  
STATE OF IDAHO } ss.

I, *Lloyd S. Waters* do  
solemnly swear that I am the foreman, or  
publisher of the

## MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,  
published once a week at MOUNTAIN HOME,  
IDAHO, that the notice attached hereto and  
which is a part of the proof of publication  
thereof, was published in said newspaper for

...*2*... consecutive weeks, the first publica-  
tion having been made on the ...*26*... day  
of ...*Dec*..., 19*74*, and  
the last publication having been made on the  
...*2*... day of ...*Jan*...  
19*75*...; every Thursday issue of the paper

during the period and time of publication and  
that the notice was published in the newspaper  
proper and not in a supplement thereof.

And I further swear that the said MOUN-  
TAIN HOME NEWS has been continuously and  
uninterruptedly published in said Elmore County  
during a period of 78 consecutive weeks prior  
to the first publication of the attached notice.

*Lloyd S. Waters*

Subscribed and sworn to me this ...*2*...

day of ...*Jan*..., 19*75*

*Chas. D. Waters*  
Notary Public

OK  
1-9-75  
ce

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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

April 24, 1986

RE: Permit No. 02-7183

Southside Grazing Association  
Rt. 1  
King Hill, ID 83633

Gentlemen:

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

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:sc

Enclosure

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
LICENSING REPORT

RECEIVED

MAR 25 1988

02-7183  
Permit No.

1. Measurement Calculations

Department of Water Resources

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

$$\frac{1000 \text{ S/range} \times 12 = 12000}{2 \text{ hr period} \quad 54000} = .22 \text{ cfs} \quad \left( \begin{array}{l} \text{No way to} \\ \text{measure flow!} \end{array} \right)$$

$$12000 \text{ GP/d} \times .001118 = 13.4 \text{ AFAV}$$

2" PVC has capacity under pressure from the mainline to carry 25 GPM +

$$25 \text{ GPM} \times .002228 \times 4 \text{ lines} = .22 \text{ cfs}$$

Recommend .20 cfs as per permit!

Pond average diameter 75 ft 5 ft deep.

$$\text{TA} = 3.14159 \times 1521 = 4778.35 \times 5' \text{ deep} = 23891.75 \div 43560 = .55 \text{ AF}$$

$$.55 \text{ AF} \times 4 = 2.19 \text{ AF}$$

Require filling the pond 6 times during the year.

b) Volume Calculations for Irrigation:

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

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

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

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: none

b) Other water rights with same point of diversion: 02-2184, 02-2204, 02-2217, 02-2215, 02-2213, 02-2212, 02-2211, 02-2205, 02-2218, 02-2262, 02-2373, 02-2272, 02-2371, 02-2374, 02-2206, 02-2314, 02-7265

c) Analysis: no overlapping stockwater rights from this pld.

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# RECOMMENDED AMOUNTS

License

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| 3. | Permit No. | Priority   | Amount   | App. Date  | Date Proof Submitted | Permit Type |
|----|------------|------------|----------|------------|----------------------|-------------|
|    | 02-7183    | 12-16-1974 | 0.20 cfs | 12-16-1974 | 1-9-1980             | 0.22 cfs    |

4. Permit Holder: Southside Grazing Association c/o Allen R. Thompson, Pres.  
 Address: Box 1, King Hill, Idaho 83633

5. Source: Snake River tributary to Columbia River

6. Beneficial Use Period of Use Rate of Diversion Annual Volume  
 From To Q (cfs) V (afa)

Stockwater 11/1 12/31 0.20 13.4 AF

Allowable Maximums: 0.20 cfs 13.4 AF

7. Point(s) of Diversion: ☒

| No. | Govt. Lot | 1/4 | 1/4  | 1/4  | Sec. | Twp. | Rge. | County |
|-----|-----------|-----|------|------|------|------|------|--------|
|     | 6L4       |     | (NW) | (SW) | 34   | 5S   | 9E   | Elmore |

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 |        |
| 6S                | 10E  | 32   |        | X      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
| 7S                | 10E  | 10   |        |        |        |        | X      |        |        |        |        |        |        |        |        |        |        |        |        |
| 7S                | 10E  | 14   |        |        |        |        |        |        |        |        | X      |        |        |        |        |        |        |        |        |
| 7S                | 10E  | 24   |        |        |        |        |        |        |        |        |        |        | X      |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|                   |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
| Total Acres _____ |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

9. Recommended Conditions/Remarks:

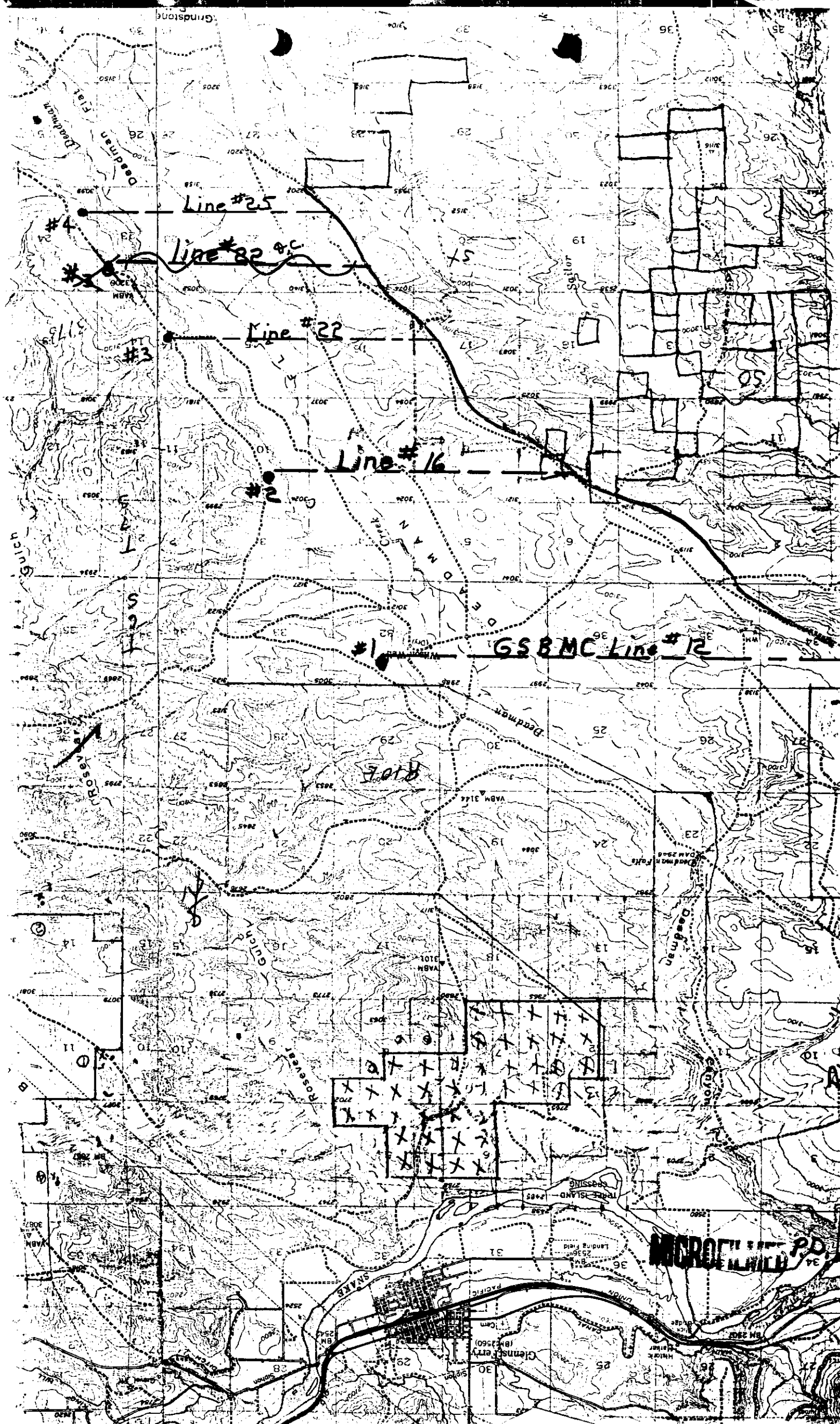
10. Recommended Amendments

- ☐ 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 John K. Noyes  
 Checked in Regional Office by GLS  
 Approved in State Office by K. Walker

Date 6/12/85  
 Date 3/20/86  
 Date 4/3/86





Line #25

Line #82

Line #22

Line #16

GS BMC Line #12

Microfilm 20

$$2 - 17 \times 23$$

$$3 \quad 16 \times 18$$

$$4 = 13 \times 13$$

$$\begin{array}{r} 1521 \\ 11R2 \times 39^2 \\ 3.14159 = 4778.35 \text{ ft}^2 \\ \hline 5 \\ 23891.79 \text{ cu ft} \end{array}$$

$$78 \times 78$$

$$\begin{array}{r} .50 \text{ AFH} \\ 43560 \overline{) 23894.79} \end{array}$$

$$\underline{= .55 \text{ AF}}$$

# 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. 02-7183

Name(s) of Permit Holder: Southside Grazing Assoc

Post Office Address: RL1

King Hill, Ida 83633 Tel. No. \_\_\_\_\_

Source of Water: Spring

Extent of Use: ☐ Domestic \_\_\_\_\_ (number of households)  
☒ Stockwater 750 cows (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.

Jan 4, 1980  
Date

Allen F. Thompson, Pres.  
Southside Grazing Assoc  
Signature of Permit Holder

UNRECORDED

RECEIVED

JAN 9 1980

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440

SOUTHSIDE GRAZING ASSOCIATION  
RT. 1  
KING HILL, ID 83633

101615

DECEMBER 31, 1979

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 02-7183 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1980. (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.

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

ENC: 1

**MICROFILMED**

March 24, 1975

Re: Permit No. 24-7016

Southside Grazing Association  
Route 1  
King Hill, Idaho 83633

Dear Mr. Sharp:

Enclosed is a copy of your approved Application for Permit No. 24-7016 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosure

King Hill, Ida  
Jan. 20, 1975

State of Idaho  
Department of Water Resources  
Western District

JAN 22 1975

Dear Sirs;

In reference to Water Right Claim  
02-4017 the map shows the correct  
legal discription. NE  $\frac{1}{4}$  SW  $\frac{1}{4}$  Sec. 20 T. 6 S  
R 11 E B.M.

In reference to Application for Permit  
No. 02-7183, please find enclosed copy  
of BLM Cooperative Agreement.

This is commonlly called a Section 4  
permit and is the instrument that give  
the grazing Association permission to  
construct range improvements; in this  
case watering ponds.

Sincerely

Donald R. Canahon Presid  
South Side Grazing Association

King Hill, Idaho 83633

MICROFILMED

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

COOPERATIVE AGREEMENT

RANGE IMPROVEMENTS AND CONSERVATION  
PRACTICES

FOR OFFICE USE ONLY

|                                 |             |
|---------------------------------|-------------|
| Expires                         | EXTENDED TO |
| Job Number(s)                   |             |
| 5396                            |             |
| Job Name(s)                     |             |
| Grindstone Butte Watering Ponds |             |

1. I, (We) Southside Grazing Association of Glenss Ferry, Idaho  
of  
of  
and of

hereinafter called cooperator(s) and the United States of America, by the Bureau of Land Management, hereinafter called the Bureau, for and in consideration of the mutual benefits hereunder, and in accordance with the Taylor Grazing Act (43 U.S.C. 315, 315a-r), as amended, and the National Soil Conservation Act (16 U.S.C. 590a-q(1)), as amended, do enter into this cooperative agreement for the construction and/or maintenance of range improvements, installation of conservation works or establishment of conservation practices, hereinafter referred to collectively as improvements, for the benefit of the Federal Range or other public lands and of the cooperator(s).

2. The improvements known as the Grindstone Butte Watering Ponds

☐ will be ☒ are located upon:  
R. 10 E  
County of Elmore  
SW SW 25 24  
NE 31 T7S R10E  
NE SW 23 14 T7S R10E  
NW 10 T7S R10E  
NE 1/4 Sec(s). 32 T.6S. R.10E  
Boise  
State of Idaho

3. IT IS MUTUALLY AGREED:

(a) The parties hereto will furnish labor, materials, and equipment as required, the total cost or value not to exceed the amount listed below for each of the parties respectively for the initial construction and/or installation of the improvements indicated in paragraph 2.

| NAME(S) OF COOPERATOR(S)      | ITEMS                      | TOTAL COST OR VALUE |
|-------------------------------|----------------------------|---------------------|
| Ray B. Thompson               |                            | \$                  |
| Southside Grazing Association | Machinery for earth moving | 1000.00             |
|                               |                            |                     |
|                               |                            |                     |
| BUREAU OF LAND MANAGEMENT     |                            |                     |
| AGGREGATE COST                |                            | \$                  |

(b) Upon notice, either orally or in writing from the authorized officer of the Bureau, the cooperator(s) will promptly supply labor, materials, and equipment as specified in paragraph 3(a) as required. Contributed materials in excess of the amount required shall be returned to the contributor. Equipment contributed shall also be returned promptly following completion of the work. Work will be conducted under the supervision and direction of the authorized officer and shall be pursued with diligence until completed.

4(a) The cooperator(s) shall be liable, jointly and severally, for the repair and maintenance of the said improvements following completion, in good and serviceable condition. The cooperator(s), without further notice from the authorized officer, shall do such repair work as may be necessary from time to time, promptly and in a workmanlike manner. If such work is not performed as necessary, the authorized officer shall allow cooperator(s) not less than thirty (30) days from written notice within which to complete the same, as required.

(b) In the event the cooperator(s) shall default, after due notice, in the repair and maintenance of the said improvements following completion, the authorized officer may do or cause such work to be done for and in behalf of the cooperator(s); and the necessary cost and expense thereof or proportionate share as determined by the authorized officer, shall become a charge and obligation upon and shall be paid by the cooperator(s). It is further understood in case of default hereunder, that any permit, license, or lease, or renewal thereof issued to the cooperator(s) and administered by the authorized officer of the Bureau, and in connection with which these improvements are constructed, shall not be renewed or extended or any assignment thereof shall not be approved; and that such default may result in cancellation of the permit or license as provided in the Federal Range Code for Grazing Districts, 1962 Rev. (43 CFR 4115.2-1(d) and 4115.2-5(a)(6)) as amended, or in the cancellation of the lease, unless and until all charges and costs owed by the cooperator(s) hereunder shall have been paid; provided that the Bureau may pursue such other remedies, legal or administrative, as may be authorized.

(c) Repair and maintenance, as herein required, shall mean normal upkeep and maintenance necessary to preserve, protect, and prolong the useful life of the improvements, but shall not include major repairs where the damage is due to floods, earthquakes, or other acts of God, or fire not the proximate result of fault or negligence of the cooperator(s) as determined by the authorized officer.

##### 5. IT IS FURTHER AGREED:

(a) Title to the said improvements in place, together with all labor and materials furnished by either party

and used in the construction and maintenance thereof, shall be in the United States of America. The improvements may be removed, in whole or in part, during the term of this agreement or any extension thereof, by mutual consent of the parties or by direction of the authorized officer; such removal shall be made by the cooperator(s), or by the Bureau at its option. Upon removal of the improvements, any salvageable materials, after deducting an amount to compensate for the actual cost or removal, shall be available for distribution to the parties then subject to this agreement in proportion to the actual amount of their respective contributions to the initial construction of the improvements, as determined by the job records of the Bureau. The parties shall take possession and remove their portion of the salvaged materials within 90 days after first notification in writing that such material is available; upon their failure to do so within the time allowed, the materials shall be deemed to have been abandoned and title thereto shall thereupon vest in the United States.

(b) During the course of salvaging the material, the United States assumes no responsibility for the protection of preservation of said material.

6(a) If the cooperator(s) shall assign or transfer his interest in any grazing permit, license, or lease embracing the lands upon which the improvements are constructed or in connection with which they are used, the cooperator(s) may include in such assignment or transfer his interest in this Cooperative Agreement, including his right to the use of the improvements (Section 1) and to his proportionate share of the salvageable material (Section 5(a)). Before the assignee or transferee will be recognized as successor to the cooperator(s)'s interest hereunder, such assignee or transferee will be required by the authorized officer to accept an assignment of this agreement and agree to be bound by the provisions respecting the use and maintenance of the improvements.

(b) Should the land upon which the improvements are constructed be included in application for classification and disposal under Sections 7 and 14 of the Taylor Grazing Act, or other public land laws, the authorized officer agrees not to allow such application if allowance of the application or disposal is discretionary upon the authorized officer until the applicant has agreed in writing to compensate the cooperator(s) for his loss of the improvements in an amount mutually agreed upon and payable separately to the Bureau and to the cooperator(s); or, if the parties are unable to agree, the District Manager will determine the present reasonable value of the improvements in accordance with 43 CFR 4115.2-5(a)(6) or 4122.3-5(a), whichever is applicable and determine the amounts payable to the Bureau and to the cooperator(s) which shall be in proportion to the actual amount of their respective

contributions to the initial construction of the improvement; or the Bureau, at its option, may require the removal of such improvements under the provisions of Section 5(a) of this agreement.

7. The cooperator(s) use of the improvements will be in conformity with the General Rules of the Range specified in the Federal Range Code for Grazing Districts (43 CFR 4110) if the improvements are in a grazing district, or to the special stipulations, if any, included in the grazing lease covering such area, if outside a grazing district, and to the Management Plan, if any, for the area in which the lands serviced by these improvements are located, to the extent such rules, stipulations, and plans are applicable for the conservation, protection, and proper utilization of the improvements constructed hereunder.

8. This agreement shall not accord to cooperator(s) any preference, privilege, or consideration with respect to any permit, license, or lease not expressly provided herein or in the rules and regulations governing such permit, license, or lease.

12. Special conditions

9. Items 2 and 3 of this agreement may be modified or cancelled by written agreement of the parties, which agreement shall become a part hereof. Items 4 to 9 inclusive may also be amended but first must be approved by the State Director.

10. This contract is subject to the provisions of Executive Order No. 11246 of September 24, 1965, which sets forth the nondiscrimination clauses. A copy of this order may be obtained from the signing officer.

11. This agreement shall remain in full force and effect until indefinite, 19\_\_\_\_, unless (1) sooner terminated by mutual written consent of the parties, or (2) is terminated by the authorized officer after due notice in writing because of cooperator(s)'s default or violation of any of the terms or provision of this agreement, or (3) in accordance with Section 5 or 6 of this agreement.

COOPERATOR(S):

Ray B. Thompson 1-20-74  
(Signature) (Date)

\_\_\_\_\_  
(Signature) (Date)

\_\_\_\_\_  
(Signature) (Date)

William D. Hughes 8-24-74  
(Signature) (Date)

\_\_\_\_\_  
(Signature) (Date)

THE UNITED STATES OF AMERICA

State of Idaho

District Boise

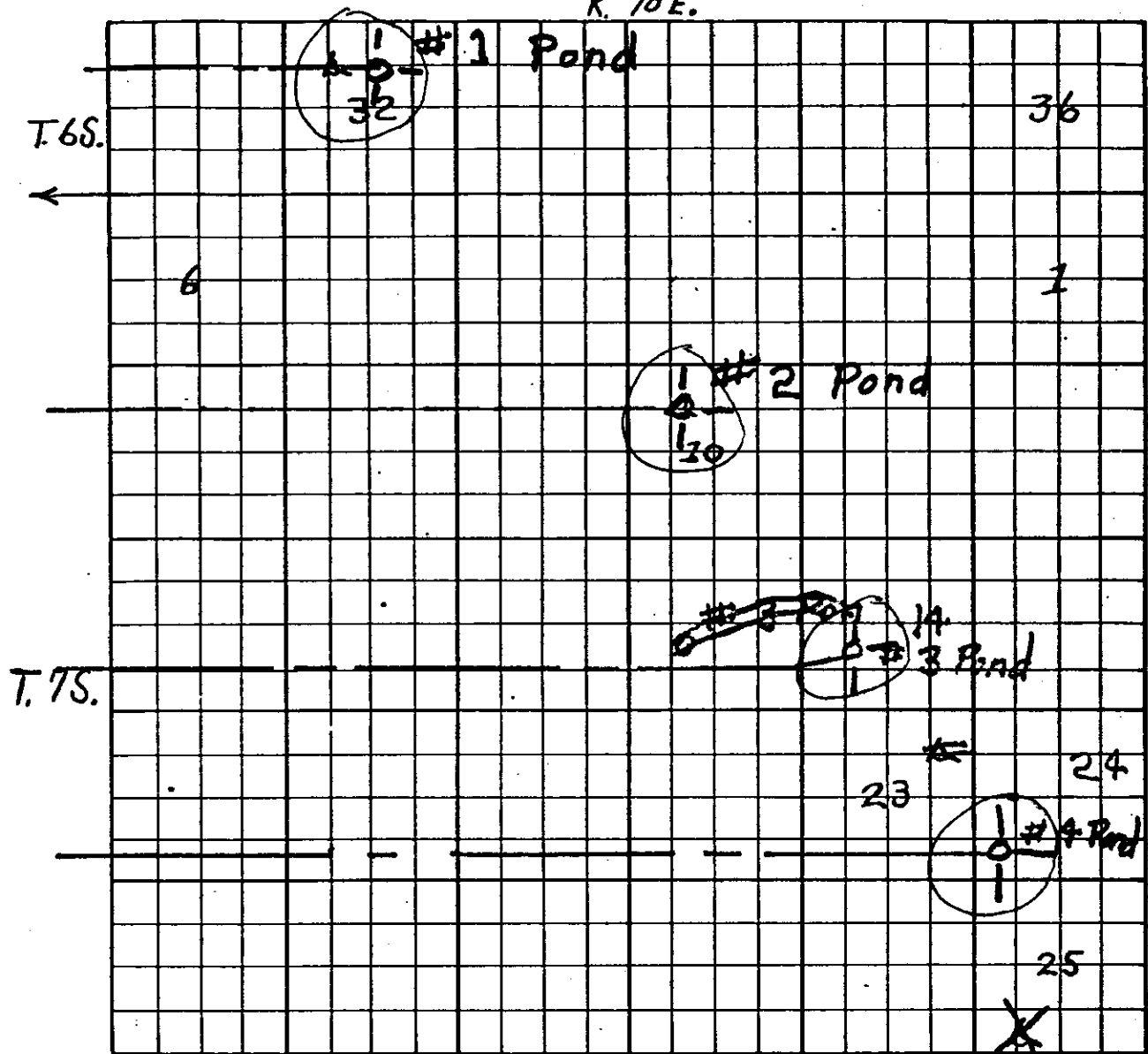
By William D. Hughes  
(Signature)

Jarbridge Area Manager  
(Title)

2-4-74  
(Date)

LOCATION PLAT

R. 10 E.



Scale: / inches equals one mile

INSTRUCTIONS - Cooperator(s) to receive original, and one copy each to the District case or lease file and District job file.

December 23, 1974

Southside Grazing Association  
Rt. 1  
King Hill, ID 83633

Re: Application ~~66~~rrPermit No. 02-7183

Gentlemen:

During the processing of your Application for Permit, we have noted that your place of use and point of diversion are located on Bureau of Land Management land.

Before we can make the final approval of your application, it will be necessary for you to supply this department with a copy of your easement given to you by the Bureau of Land Management.

If we can be of further assistance in this matter, please feel free to contact this department.

Sincerely,

KENNETH H. FOIT, P.E.  
Western District Engineer

KHF:cla

**MICROFILMED**

December 23, 1974

Vincent S. Strobel  
Branch of L & M Operations  
Bureau of Land Management  
Room 398, Federal Building  
550 West Fort ST.  
Boise, ID 83724

Re: Application for Permit No. 02-7183

Dear Mr. Strobel:

We are enclosing a copy of the above referenced application for permit which may be of interest to your agency. Please review the application and if you have any comments, please submit them to our department as soon as possible.

We normally complete the processing of an application within a six week period and we are required to take final action shortly thereafter.

If we may be of any assistance to you in the meantime, please do not hesitate to contact this department.

Sincerely,

KENNETH E. FOIT, P.E.  
Western District Engineer

KHF:cla

Enclosure

**MICROFILMED**

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that SOUTHSIDE GRAZING ASSOCIATION Rt. 1. King Hill, ID has on Dec. 16, 1974 submitted Application No. 02-7183 for a permit to appropriate 0.20 cubic feet per second of water from Snake River, Trib. to Columbia River by means of pump, pipeline, canal and ponds within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 34, T. 5 S, R. 9 E, B.M. Elmore County to be used from Jan. 1 to Dec. 31 for stockwater use within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 32, T. 6 S, R. 10 E; NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 10, NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 14, SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 24, T. 7 S, R. 10 E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before Jan. 13, 1975.

R. KEITH HIGGINSON  
Director

Published in the Mountain Home News, Mtn. Home ID on Dec. 26, 1974 and Jan. 2, 1975.

*OK*  
*12-31-74*  
*OK*

**STATE OF IDAHO**  
**DEPARTMENT OF WATER ADMINISTRATION**

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Statehouse - Annex 2  
Boise, Idaho 83707  
(208) 384-2215  
Western District Office



Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection

**December 20, 1974**

**Mountain Home News**  
**P.O. Drawer 0**  
**Mtn. Home, ID 83647**

**Re: Application for Permit No. 02-7183 - Southside Grazing Association**  
**61-7209 - Gene L. Morrison**  
**63-8067 - Robert C. Rhead**

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

\_\_\_\_\_  
(signature of claimant)

Sincerely,

*Bill submitted*  
*1-9-75*  
*cu*

*RECEIVED*

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that SOUTHSIDE GRAZING ASSOCIATION

Rt. 1, King Hill, ID

has on Dec. 16, 1974 submitted Application No. 02-7183

for a permit to appropriate 0.20 cubic feet per second ~~XXXXXX~~

~~XXXXXX~~ of water from Snake River, trib. to Columbia River

by means of pump, pipeline, canal, and ponds

within the NW<sup>1</sup>/4, Sec. 34, T. 5 S, R. 9 E, B.M. Elmore County

to be used from Jan. 1 to Dec. 31

for stockwater use

within the NW<sup>1</sup>/4, Sec. 32, T. 6 S, R. 10 E; NE<sup>1</sup>/4, Sec. 10, NE<sup>1</sup>/4, Sec. 14,  
SW<sup>1</sup>/4, Sec. 24, T. 7 S, R. 10 E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before Jan. 13, 1975.

R. KEITH HIGGINSON

Director

Published in the Mountain Home News, Mtn. Home, ID  
on Dec. 26, 1974 and Jan. 2, 1975

**STATE OF IDAHO**  
**DEPARTMENT OF WATER ADMINISTRATION**  
**WESTERN DISTRICT OFFICE**



Cecil D. Andrus  
*Governor*  
R. Keith Higginson  
*Director*

614 State Street  
Statehouse Annex 2  
Boise, Idaho 83707  
(208) 384-2190

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection  
Geothermal Resources

December 16, 1974

Southside Grazing Association  
Rt. 1  
King Hill, ID 83633

Gentlemen:

Enclosed is your Receipt No. 15358 in the amount of \$ 20.00 for  
Application for Permit No. 02-7183  
~~Claim for Water Permit No. 02-4017~~ which was received in this office  
on Dec. 16, 1974.

Sincerely,

CATHY L. ATKINSON  
Stenographer

CLA:c

Enclosure