

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 11-7430

To appropriate the public waters of the State of Idaho

1. Name of applicant DOW O. WOODWARD Phone CELLULAR 241-4288
Post office address 6500 STAUFFER CANYON RD OVID ID 83260
2. Source of water supply SPRING which is a tributary of SPRING CREEK
3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 5 Township 12S Range 43E B.M. BEAR LAKE County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 1 afa for RECREATION ^{Storage} purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 cfs for Diversion to Recreation Storage 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 is (a) 0.02 and/or (b) 1 afa
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 2" PIPELINE TO POND AND OVERFLOW PIPE

b. Height of storage dam 2 feet; active reservoir capacity 1 acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

* per H.W. Jones, 12/14/95. c-28.

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. RECREATIONAL POND

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	43E	5				R													

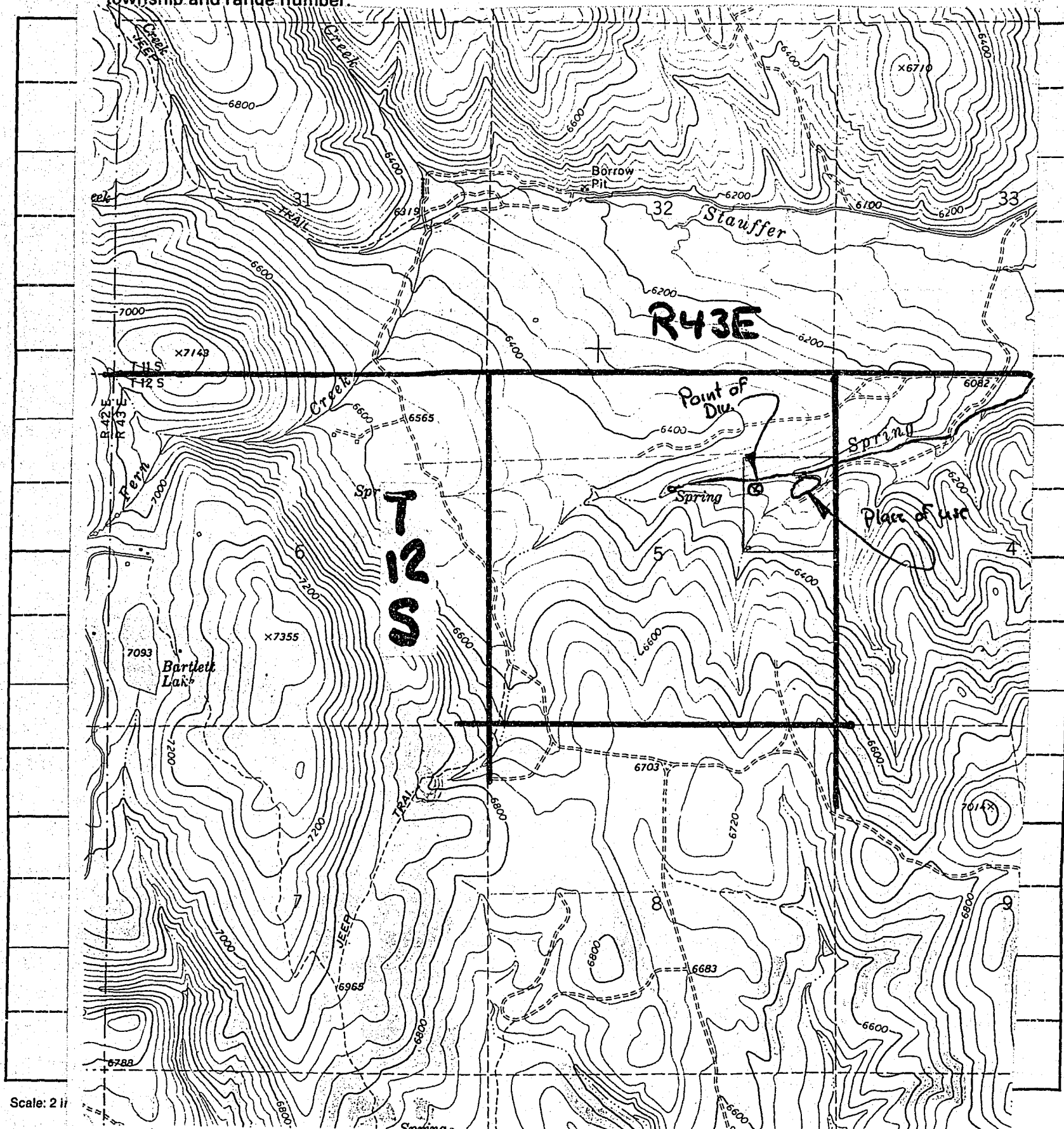
Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NA

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

12. Remarks: _____

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



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

[Signature]
(Applicant)

Received by RL Date 10/16/95 Time 1:16 Preliminary check by KCW
Fee \$ 50.00 Receipted by HWT # E021619 Date 10-16-95
Publication prepared by RB Date 11-21-95 Published in News Examiner
Publication approved RB Date 12-5-95

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 11-07430

Proposed Priority: October 16, 1995 Maximum Diversion Rate: 0.02 CFS

This is to certify, that DOW O WOODWARD
6500 STAUFFER CANYON RD
OVID ID 83260
has applied for a permit to appropriate water from:
SPRING tributary of SPRING CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31		1.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.02 CFS	
	Totals	0.02 CFS	

LOCATION OF POINT(S) OF DIVERSION: NWSENE , Sec. 5, Township 12S, Range 43E
BEAR LAKE County

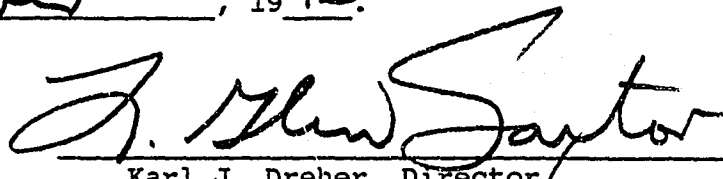
PLACE OF USE: RECREATION STORAGE
TWN RGE SEC
12S 43E 5 SENE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1996.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 11.
4. Recreation storage use is for fishing & swimming.

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

15th day of December, 1995.


for Karl J. Dreher, Director

RECEIVED

OCT 16 1995

Department of Water Resources
Eastern District Office

Mr Jones

Enclosed is the signed application for a check for \$50⁰⁰. I can be notified at the following address:

Dan Woodward
470 Wayside Rd
Portola Valley CA 94028

Also please be advised that while I was away from the premises before coming to California, someone stuffed sticks, sod, and leaves into the water pipe stopping the flow. After clearing it out I could see that some effort went into the blockage. I would naturally assume that it was the work of Mr Ludwig.

Do you advise that I contact (or you) Deputy Bunn about this? On the basis of your conversation with him, do you think he will leave me alone after a permit is approved?

Thanking you again for your assistance & be assured that the recommended modifications will be made when I return in April.

Sincerely
Dan Woodward



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 25, 1995

DOW O WOODWARD
6500 STAUFFER CANYON RD
OVID ID 83260

RE: Notice of Application for Permit No. 11-07430

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the applications in the The News Examiner November 2 & 9, 1995. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State Office Personnel will conduct a complete review prior to final processing of the applications and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Harold W. Jones
Water Right Supervisor

HWJ/rb

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and the Director, Dept. of Water Resources, along with a \$25.00 filing fee, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before NOVEMBER 20, 1995.

KARL J. DREHER, Director

Published: 11/ 2/1995 & 11/ 9/1995

11-07430

WOODWARD, DOW O
6500 STAUFFER CANYON RD
OVID, ID 83260

Source: SPRING

Tributary: SPRING CREEK

Diversion Pt: NWSENE Sec 5 T 12S R 43E in BEAR LAKE County.

Use: RECREATION STORAGE	(	1.00 AF)
RECREATION	(	0.020 CFS)
Total Diversion:	(	0.020 CFS)

Date Filed: 10/16/1995

In: BEAR LAKE County
T12S R43E S05 SENE



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

OCTOBER 25, 1995

THE NEWS-EXAMINER
P.O. BOX 278
MONTPELIER, ID 83254

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. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 20, 1995.

Yours truly,

Rita Bodell
Secretary

Encl.

No 5081
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Rosa S. Moorman
being duly sworn,

deposes and says:

That he is the Editor of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

November 1, 1995, and ending

with the issue of November 8, 1995.

Rosa S. Moorman
Fees, \$40.00

Subscribed and sworn to before me this 16th day
of November, 1995.

Shirley Brown
Notary Public, Residing at OVID, Idaho

My Commission Expires August 15, 1997

RECEIVED

NOV 20 1995

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR
WATER RIGHT

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

11-07430

WOODWARD, DOW O, 6500
STAUFFER CANYON RD, OVID,
ID, 83260

Source: SPRING.

Tributary: SPRING CREEK.

Diversion Pt: NWSENE Sec 5 T

12S R 43E in BEAR LAKE County.

Use: RECREATION STORAGE (1.00

AF) RECREATION (0.020 CFS) To-

tal Diversion: (0.020 CFS).

Date Filed: 10/16/1995.

In: BEAR LAKE County T12S
R43E S05 SENE.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the applicant and the Di-
rector, Dept. of Water Resources,
along with a \$25.00 filing fee, East-
ern Region, 900 N Skyline, Idaho
Falls, Idaho 83402 on or before NO-
VEMBER 20, 1995.

KARL J. DREHER, Director

Legal No. 5081 - Publish, Nov. 1,
8, 1995.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7366

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 18, 1995

DOW O WOODWARD
6500 STAUFFER CANYON RD
OVID ID 33260

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 11-07430

Dear Permit Holder:

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

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

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

FOR OFFICE USE ONLY
 Amt. of Fee \$: 50
 Receipt No. 0035491
 Receipt By: CHW
 Date Received: 5-8-96

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

APR 23 1996

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

1. Permit No. 11-07430 Telephone No. (208) 241-4288
2. Name(s) of Permit Holder(s): Dow O. Woodward
3. Mailing Address: 6500 Stauffer Canyon Rd Ovid ID 83260
4. Source of Water: NWSENE Sec 5 Township 12S Range 43E Bear Lake County If GROUNDWATER (well), Date Drilled: mo. / yr.
 - a. Well Driller: Drilling Permit Number: - -
 - b. **OPTIONAL:**
 Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):
5. Use(s) (as authorized by the water right permit):
 Domestic (No. of households): 1 Stockwater (No. and type of stock):
 Irrigation (No. of acres): Other:
6. Total rate of diversion and/or volume for which proof is submitted: .62 cfs OR 1.0 acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
 (This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes <u> </u>	or	No <u>✓</u>
	Has the measuring device been installed?	Yes <u> </u>	or	No <u> </u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u> </u>	or	No <u>✓</u>
	Has the measurement port been installed?	Yes <u> </u>	or	No <u> </u>
8. Fee Enclosed: \$ 50⁰⁰ already pd. (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
 Name: Dow Woodward Telephone Number: (208) 241-4288
 Address: 6500 Stauffer Canyon Rd Ovid ID 83260
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:

(include your title, if on behalf of company or organization)

Date: 4/1/96



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 30, 1996

Dow O. Woodward
6500 Stauffer Canyon Rd.
Ovid, ID 83260

RE: Permit No. 11-07430

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use Statement you submitted in connection with the above referenced water right. The proof form is not acceptable unless it is accompanied by the appropriate license examination fee.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license examination fee. They are:

1. The water right must use a **groundwater** (well) source, and;
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

You do not meet requirement #1 since you divert water from a surface water source (spring.) Therefore, a license examination fee of \$50.00 applies to the permit.

Please return the copy of the proof form along with the \$50.00 license examination fee to my attention within thirty (30) days of receipt of this letter.

If you have any questions or if I can be of any assistance, please contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

May 10, 1996

DOW O WOODWARD
6500 STAUFFER CANYON RD
OVID ID 83260

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 11-07430

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208) 525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region