

No 1285

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Franklin

ss.

J. Walter Ross

being duly sworn,

deposes and says:

That he is the Co-Publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; 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 of 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

Feb. 19, 1981, and ending with the issue of Feb. 26, 1981.

Fee \$17.50

Subscribed and sworn to before me this 27th day of Feb., 1981.

Kevin O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires July 7, 1982

RECEIVED

MAR 5 1981

Department of Water Resources
Eastern District Office

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: 13-7296

U.S. Dept. of Agriculture
Forest Service, Federal Building, 324
25th St., Ogden, Ut 84401

Source: Spring tributary to Worm
Creek

Date Filed: 02/05/1981

Amount: 0.02 CFS

Diversion Point: SWNW Sec 33 T 14S
R 41E, Franklin County

Use: STOCKWATER (0.02 CFS)
from 06/01 to 10/01

Place of Use: NWSW Sec 32 T 14S R
41E SESE Sec 31 T 14S R 41E

Diversion Means: HEADBOX,
PIPELINE & TROUGHS.

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 83401 on or before March 9, 1981.

C. STEPHEN ALLRED
Director

Legal No. 1285 Publish February
19, and February 26, 1981.

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 United States of America, Forest Service Phone (801) 626-3561
Post office address 324 - 25th Street, Ogden, Utah 84401

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

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33 Township 14 S.
Range 41 E. B.M. Franklin County, additional points of diversion if any: _____
015 - 145

4. Water will be used for the following purposes:

Amount .02 for Stockwater purposes from June 1 to October 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .02 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 24" circular galvanized headbox with
300' of 2" PVC pipe and 7700' of 1½" PVC pipe leading to, two 10' metal water
troughs.

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 5 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
(See Section b.)
Range _____ 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 150 cattle

(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: N.A.

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14 S.	41 E.	32										X							
14 S.	41 E.	31																X	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. N.A.

9. a. Who owns the property at the point of diversion United States Government, administered by USDA Forest Service

b. Who owns the land to be irrigated or place of use Same

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N.A.

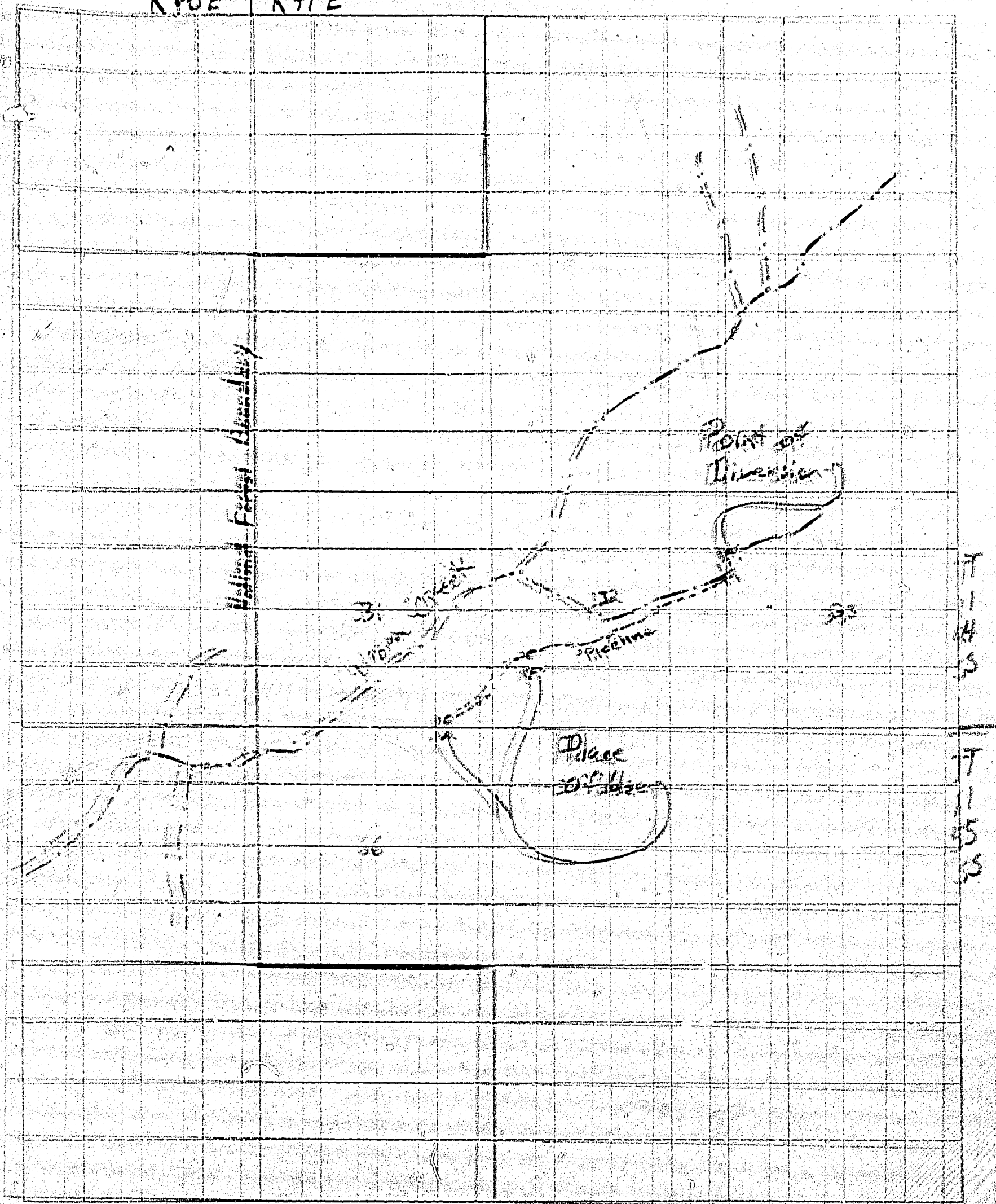
10. Remarks The spring to be developed, rises and flows about a ¼ mile before drying up.

The water system will be in use from June 1 to October 1 and at the end of the grazing season, the system will be shut off and drained. Float valves will be installed on each trough to control the amount of water being diverted.

This water development is located on the Worm Creek Pasture Unit of the Cub River Cattle Allotment. The unit has four other water developments for watering 150 steers, and big game, upland game, and non-game wildlife.

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

R40E | R41E



Scale 2 inches equals 1 mile.

BEFORE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as hereinafter in the United States of America - Forest Service.

EDWARD L. KENNEDY, JR.

AN American Deputy Regional Forester,
Resources

Proposed Priority

2/5/81

Received by kw Date 2/5/1981 Time 9:45

Preliminary check by HUT Fee \$ Y60. 30⁰⁰

Receipted by kw Date 3/9/1981 # 17077

Publication prepared by kw Date 2/12/81

Published in Preston Citizen

Publication dates 2/19 & 2/26/81

Publication approved kw Date 3/10/81

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC. RL

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. 13-7296, 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 March 1, 19 86.
- 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 24th day of March, 19 81.

J. Glen Saxton
Chief, Operations Bureau

13-2296

U.S. DEPT. OF AGRI.

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

Source: SPRING tributary to WORM CREEK

Date Filed: 02/05/1981

Amount: 0.02 CFS

Diversion Point: SWNW Sec 33 T 14S R 41E, FRANKLIN Co.

Use: STOCKWATER

14S (0.02 CFS) from 06/01 to 10/01

Place of Use: NWSW Sec 32 T 10S R 41E SESE Sec 31 T 14S R 41E

Diversion Means: HEADBOX, PIPELINE & TROUGHS.

first part
done 2/19

change
computer

galley read
2/17/81
OK
KW

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:

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 83401 on or before MARCH 9, 1981.

C. STEPHEN ALLRED

Director

Published 2/19 & 2/26/81.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7161

FEBRUARY 12, 1981

The Preston Citizen
P. O. Box 472
Preston, Idaho 83263

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 billings to this office before MARCH 9, 1981.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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

2540
February 3, 1981



Mr. Ronald Carlson
Eastern Region Supervisor
Idaho Department of Water Resources
150 Shoup Avenue
Idaho Falls, ID 83401

Dear Mr. Carlson:

Enclosed are two (2) Applications for Permit for the Caribou National Forest and a voucher for \$60 to cover filing fees. Please sign the voucher and return it to us for processing.

Thank you for your assistance.

Sincerely,

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

Enclosures

RECEIVED

FEB 5 1981

Department of Water Resources
Eastern District Office

150 Shoup Ave. _____

525-7161

March 9, 1981

RE: Applications for Permit Nos. 13-7296 and 15-7071

U. S. Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84001

Gentlemen:

Attached herewith is Departmental Receipt No. 17077 in the amount of \$60.00
for the above referenced applications.

Sincerely,

KAY WALKER
Secretary

KW:k
Attachment

015-145

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has conducted development to the extent shown below of Permit No. 13-7296.

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

Post Office Address: Federal Building, 324 25th Street

Ogden, Utah 84401

Tel. No. (801) 625-5360

Source of Water: Unnamed Tributary Worm Creek

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 2078 cattle (number and type of stock)
☐ Irrigation (acres)
☐ Other

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

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

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

February 18, 1982
Date

Richard J. Sanders
Signature of Permit Holder



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

March 3, 1982

United States of America
Forest Service
Federal Building
324 25th Street
Ogden, UT 84401

Gentlemen:

Re: (See attached lists of water right numbers)

I acknowledge receipt of the statement of beneficial use postcards for the water rights listed on the attached pages.

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

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

Sincerely,

RITA I. FLECK
Sr. Secretary

State of Idaho
Department of Water Resources



WATER RIGHT LICENSE

License No. 13-7296 Priority 02/05/1981 Amount 0.02 CFS 0.7 AF

THIS IS TO CERTIFY, that U.S. Dept. of Agri., Forest Service

of Ogden, Utah, has complied with the terms and conditions of
Permit No. 13-7296 issued pursuant to Application for Permit dated 02/05/1981, and has
submitted proof to the Department of Water Resources on 02/22/1982, that he has applied water to a
beneficial use; and examination by the Department indicates that the works have a capacity for the
diversion of 0.02 cfs of water from a spring
tributary to Worm Creek, and that the permit holder has
applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
0.02 cfs	0.7 af	Stockwater	06/01 - 10/01

Location of point of diversion: SWNW, Sec. 33, Twp 14S, Rge 41E, Franklin Co.

Location of place of use:

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14S	41E	31																X	
		32									X								

Total number of acres irrigated _____

Subject to all prior water rights.

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho this 19TH day of MAY, 1986.

Acting for the Director

Norman C. Young

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

13-7296

Permit No.

UNITED STATES OF AMERICA - FOREST SERVICE
CONTACT WITH PERMIT HOLDER

☐ Appointment letter mailed:	DATE	INITIALS	RECEIVED FEB 26 1986 Department of Water Resources
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 3-22-83 Accompanied by Tom Robison Total Q measured 0.02 cfs
Source Unnamed Spring Tributary to Worm Creek Supp. annubar measurement sheet used? No
If source is surface water, estimate total flow of source _____
Methods of measurement _____ Meets permit requirements? _____

Measurement calculations:

Verification of project location & completion made
with U.S. Forest Service personnel

Allow 0.02 cfs and 0.7 afa $150 \text{ cattle} \times 12 \text{ gal/day} \times 123 \text{ days} = 0.7 \text{ afa}$
325850 gal/af

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS

System Description Circular headbox piped to two water troughs

*Code with map on reverse side. Disregard code if only one.

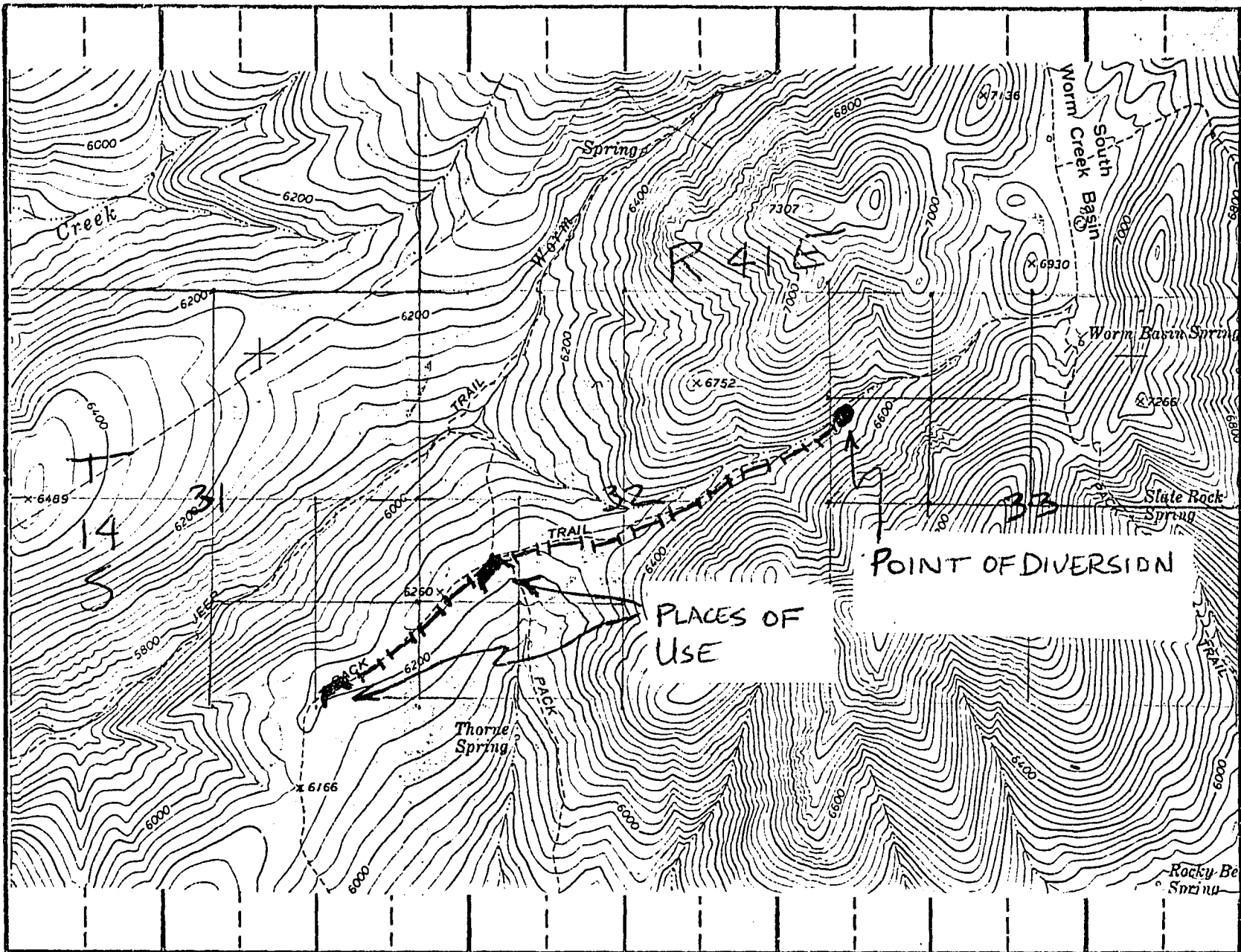
RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE	Q (cfs)	V (afa) ✓	FROM	TO
Stockwater	0.02	0.7	6/1	10/1
Total	0.02	0.7		

Remarks Stockwater for 150 head of range cattle

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: S 1/4 NW 1/4, Section 33, T 14 S, R 41 E, Boise
Meridian, Franklin Co.

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	
14S	41E	31																	
		32										S							

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 _____

Examiner's Signature

Checked by

Approved by

Date

Date

Date

H. W. Jones

Gary Spallman

Joni Johnson

2-14-86

2-10-86

5-9-86



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

May 19, 1986

RE: Permit Nos. 13-7294/7296/7303-7322/7324-7330/7332-7341/7343/7344/
7360-7362, 24-7099/7111/7112/7129-7141/7143/
27-7167-7180/7182-7185/7187-7197/7199-7206/
7208-7219

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

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