

No 1593

AFFIDAVIT OF PUBLICATION

APR 1 1982

STATE OF IDAHO, }
County of Franklin } ss.

Department of Water Resources
Eastern District Office

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

March 15, 1982, and ending with the issue of March 25, 1982

Fee \$ 20.00

Subscribed and sworn to before me this 31st day of March, 1982

Kevin D. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1982

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:

13-7358

U.S. DEPT. OF AGRICULTURE
FOREST SERVICE FEDERAL
BLDG. 324 25TH ST. OGDEN, UT
#401

Source: HEADBOX SPRING tributary to WILLIAMS CREEK

Date Filed: 03-01-1982

Amount: 0.02 CFS

Diversion Point: NWNE Sec. 03 T. 13S R. 41E FRANKLIN Co

Use: STOCKWATER (0.02 CFS) from 01-01 to 12-31

Place of Use: SWSW Sec. 35T. 12S R. 41E

Diversion Means: HEADBOX & PIPE

TO TROUGH

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 APRIL 5, 1982.

A. KENNETH DUNN
Director

Legal No. 1593 - 32L - Published March 18 and March 25, 1982

Proposed Priority 3/01/1982

Received by CU Date 3-01-82 Time 10:30A

Preliminary check by S.M. Fee \$ 30.00

Receipted by CU Date 3-22-82 # 20163

Publication prepared by CU Date 3-11-82

Published in Preston Citizen

Publication dates 3-18 and 3-25-82

Publication approved CU Date 4-02-82

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC. TC

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. 13-7358, and said application is hereby APPROVED.

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

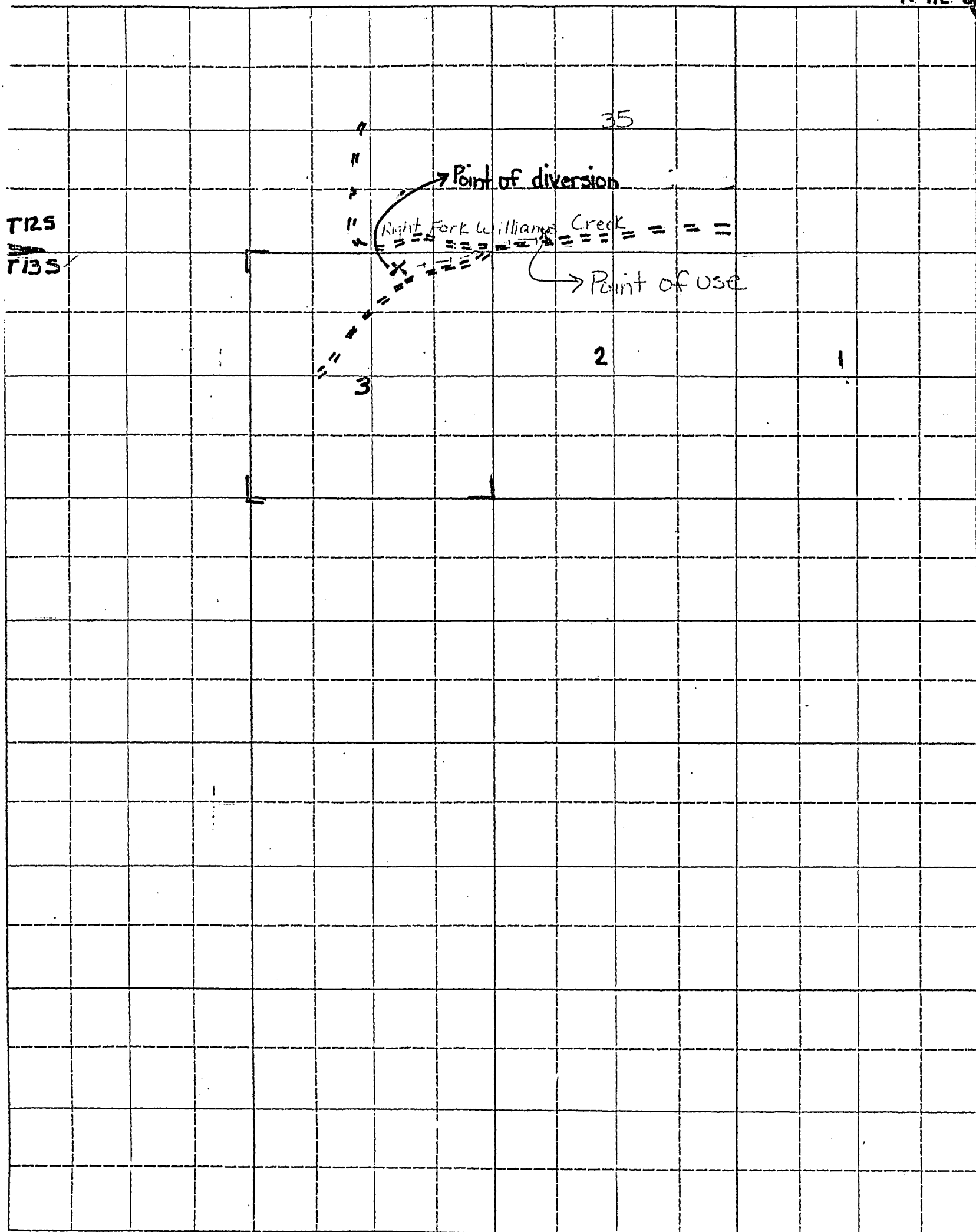
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 29th day of April, 19 82.

L. Glen Saxton
Chief, Operations Bureau

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

R 41E R 42E



Scale: 2 inches equal 1 mile.

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

Richard L. Sanders

(for) L. KENT MAYS, JR. (Applicant) DRF, Resources

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	

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 This water development will be located on the Sinks Cattle Allotment which has 5 water developments for watering 274 cattle, and big game, upland game, and non-game wildlife.

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) 625-5360
Post office address 324 25th Street, Ogden, Utah 84401

2. Source of water supply Headbox Spring which is a tributary of Williams Creek

3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3 Township 13S
Range 41E B.M. Franklin County, additional points of diversion if any: 015-166

4. Water will be used for the following purposes:

Amount .02cfs for Stockwater purposes from January 1 to December 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)
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. Circular metal headbox with 0.5 miles of PVC pipe leading to a metal cattle watering trough

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: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35 Township 12S
Range 41E 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 274 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.

13-2358

U.S. DEPT. OF AGRI.

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

Source: HEADBOX SPRING tributary to WILLIAMS CREEK

Date Filed: 03/01/1982

Amount: 0.02 CFS

Diversion Point: NWNE Sec 03 T 13S R 41E, FRANKLIN Co.

Use: STOCKWATER (0.02 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 35 T 12S R 41E

Diversion Means: HEADBOX & PIPE TO TROUGH

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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 APRIL 5, 1982.

A. KENNETH DUNN

Director

Published 3/18 & 3/25/82.

STATE OF IDAHO (2)
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83402
(208) 525-7161

MARCH 11, 1982

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 billing to this office before APRIL 5, 1982.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

Standard Form 1034 September 1973 4 Treasury FRM 2000 1034-116		PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONAL				VOUCHER NO.	
U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION U.S. Department of Agriculture Caribou National Forest Suite 294, Federal Building Pocatello, Idaho 83201				DATE VOUCHER PREPARED February 24, 1982		SCHEDULE NO.	
				CONTRACT NUMBER AND DATE		PAID BY	
				REQUISITION NUMBER AND DATE			
PAYEE'S NAME AND ADDRESS Mr. Ronald D. Carlson Eastern Region Supervisor Idaho Department of Water Resources 150 Shoup Idaho Falls, ID 83401				DATE INVOICE RECEIVED			
				DISCOUNT TERMS			
				PAYEE'S ACCOUNT NUMBER			
				GOVERNMENT B/L NUMBER			
SHIPPED FROM		TO		WEIGHT			
NUMBER AND DATE OF ORDER	DATE OF DELIVERY OR SERVICE	ARTICLES OR SERVICES (Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)	QUAN- TITY	UNIT PRICE		AMOUNT	
				COST	PER		
	2/24/82	Filing fees for "Application for Permit"	7	\$30	EA	\$210	
I certify that the above bill is correct and just and that payment therefore has not been received.							
DATE		PAYEE	Ronald D. Carlson, Eastern Region Supr.				
(Use continuation sheet(s) if necessary) (Payee must NOT use the space below) TOTAL							
PAYMENT:		APPROVED FOR	EXCHANGE RATE	DIFFERENCES			
☐ COMPLETE		= \$	= \$1.00				
☐ PARTIAL		BY					
☐ FINAL		TITLE					
☐ PROGRESS				Amount verified; correct for			
☐ ADVANCE				(Signature or initials)			
Pursuant to authority vested in me, I certify that this voucher is correct and proper for payment.							
(Date)		(Authorized Certifying Officer) ¹		(Title)			
ACCOUNTING CLASSIFICATION							
Management Code 310							
PAID BY	CHECK NUMBER	ON TREASURER OF THE UNITED STATES		CHECK NUMBER	ON (Name of bank)		
	CASH	DATE		PAYEE ³			
	\$						
¹ When stated in foreign currency, insert name of currency. ² If the ability to certify and authority to approve are combined in one person, one signature only is necessary, other- wise the approving officer will sign in the space provided, over his official title. ³ When a voucher is received in the name of a company or corporation, the name of the person writing the company or corporate name, as well as the capacity in which he signs, must appear. For example, "John Doe Company, per John Smith, Secretary", or "Treasurer", as the case may be.						PER	
						TITLE	



United States
Department of
Agriculture

Forest
Service

Caribou National Forest

Reply to: 2500

Date: February 24, 1982

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

Dear Mr. Carlson:

Enclosed please find a voucher authorizing expenditure of \$210 to cover filing fees for seven enclosed Applications for Permit. Please return the signed voucher to the Caribou National Forest Office in Pocatello.

If you have questions, please contact Tom Robison or Les Gonyer at 236-6700.

Thank you for your assistance.

Frank G. Beitia
FRANK G. BEITIA
Branch Chief of Watershed

Enclosures



Idaho Department of Water Resources
Pocatello, Idaho



FS-6200-11 (8-80)

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

13 7358

INITIAL REVIEW BY: Steve McCormick

APPLICATION NUMBER: _____

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: April 5, 1982 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4-01-82 ✓
☒ 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? _____
3-01-82 Date of priority recommended.
Special conditions of approval or cover letter. _____

RECEIVED
APR 09 1982

Department of Water Resources

By: Ernest Carlson Date: April 7, 1982

STATE OFFICE REVIEW:

- 31712 25
☐ See attached sheet for more information.
By: Foley Date: 4-21-82

Department of Water Resources



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:
State House
Boise, Idaho 83720
(208) 334-4440

June 2, 1982

RE: Permits Nos. 11-7281, 11-7282, 13-7358, 24-7157, 24-7159, 24-7160 and
78-7203

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

Gentlemen:

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

We have enclosed a form entitled "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

015-166

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. 13-7358.

Name(s) of Permit Holder: United States of America - Forest ServicePost Office Address: Federal Building, 324 25th StreetOgden, Utah 84401Tel. No. (801) 625-5360Source of Water: Headbox Spring, tributary of Williams Cr.

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 274 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 15, 1982
DateRichard J. Sanders
Signature of Permit Holder

RECEIVED

FEB 22 1983

DEPARTMENT OF WATER RESOURCES



IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

PLACE
TEN CENT
STAMP
HERE

STATEMENT OF BENEFICIAL USE POSTCARDS RECEIVED FROM U.S. FOREST SERVICE

11-7276	29-7540
11-7277	29-7638
11-7281	
11-7282	25-7207
	25-7208
13-7358	25-7210
	to
15-7068	25-7240
15-7069	25-7249
	25-7250
23-7046	25-7251
to	25-7252
23-7058	25-7253
23-7071	25-7254
to	25-7265
23-7077	25-7266
23-7084	
	27-7198
24-7029	27-7239
24-7030	27-7257
24-7041	27-7295
to	27-7296
24-7098	27-7297
24-7102	27-7298
24-7103	27-7312
24-7104	27-7313
24-7106	
24-7107	
24-7108	
24-7114	
24-7115	
24-7116	
24-7117	
24-7118	
24-7119	
24-7120	
to	
24-7126	
24-7144	
to	
24-7160	
	Total 179
25-7206	
25-7209	
27-7314	



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 1, 1983

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

Attention: Richard Sanders

Gentlemen:

Re: See attached list of water right permit numbers

This office acknowledges receipt of the statement of beneficial use postcards submitted for your water right permits.

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

If you have any questions regarding the field examinations, please contact our Eastern Regional office at 525-7161.

Sincerely,

RITA I. FLECK
Sr. Secretary

Attachment

State of Idaho
Department of Water Resources



WATER RIGHT LICENSE

License No. 13-7358 Priority March 1, 1982 Amount 0.02 CFS 3.7 AF

THIS IS TO CERTIFY that U.S. DEPT. OF AGRIC., FOREST SERVICE of OGDEN, UTAH, has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 1, 1982, and has submitted proof to the Department of Water Resources on February 22, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a capacity of 0.02 cfs of water from a spring tributary to Williams Creek 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	01/01 - 12/31	0.02 cfs	3.7 af

Location of point of diversion: NWNE, Sec. 3, Twp 13S, Rge 41E, Franklin Co.

Place of use:

TWP	RGE	SEC	: NE	: NW	: SW	: SE	: NE	: NW	: SW	: SE	: NE	: NW	: SW	: SE	: NE	: NW	: SW	: SE	TOTAL
12S	41E	35	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
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			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
			:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Total number of acres irrigated:

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.

NOTE: 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. 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 is subject to all prior water rights and may be forfeited by five years of non-use.

Witness the seal and signature of the Director, affixed at Boise, this 2ND day of DECEMBER, 1986.

Acting for the Director

Norman C. Young

Jim

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

RECEIVED
OCT 21 1986

13-7358

Permit No.

CONTACT WITH PERMIT HOLDER

☐ Appointment letter mailed:

☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

DATE

INITIALS

OCT 21 1986

REMARKS

Department of Water Resources

EXAMINATION

Date Feb. 21, 1986 Accompanied by Tim Burton Total Q measured _____

Source Spring Tributary to Williams Creek Supp. annubar measurement sheet used? 16

If source is surface water, estimate total flow of source _____

Methods of measurement _____ Meets permit requirements? _____

Measurement calculations:

Development confirmed through research of USFS records and maps

$$274 \text{ hd} \times 0.0134 = 3.7 \text{ AFA}$$

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

System Description headbox to pipeline to water trough #015-166

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

RECOMMENDED AMOUNTS

USE

Stockwater

Irrigation requirement = _____ AFA/Acre

Q (cfs)

0.02

V (afa)

4.1

3.7

FROM

1-1

TO

12-31

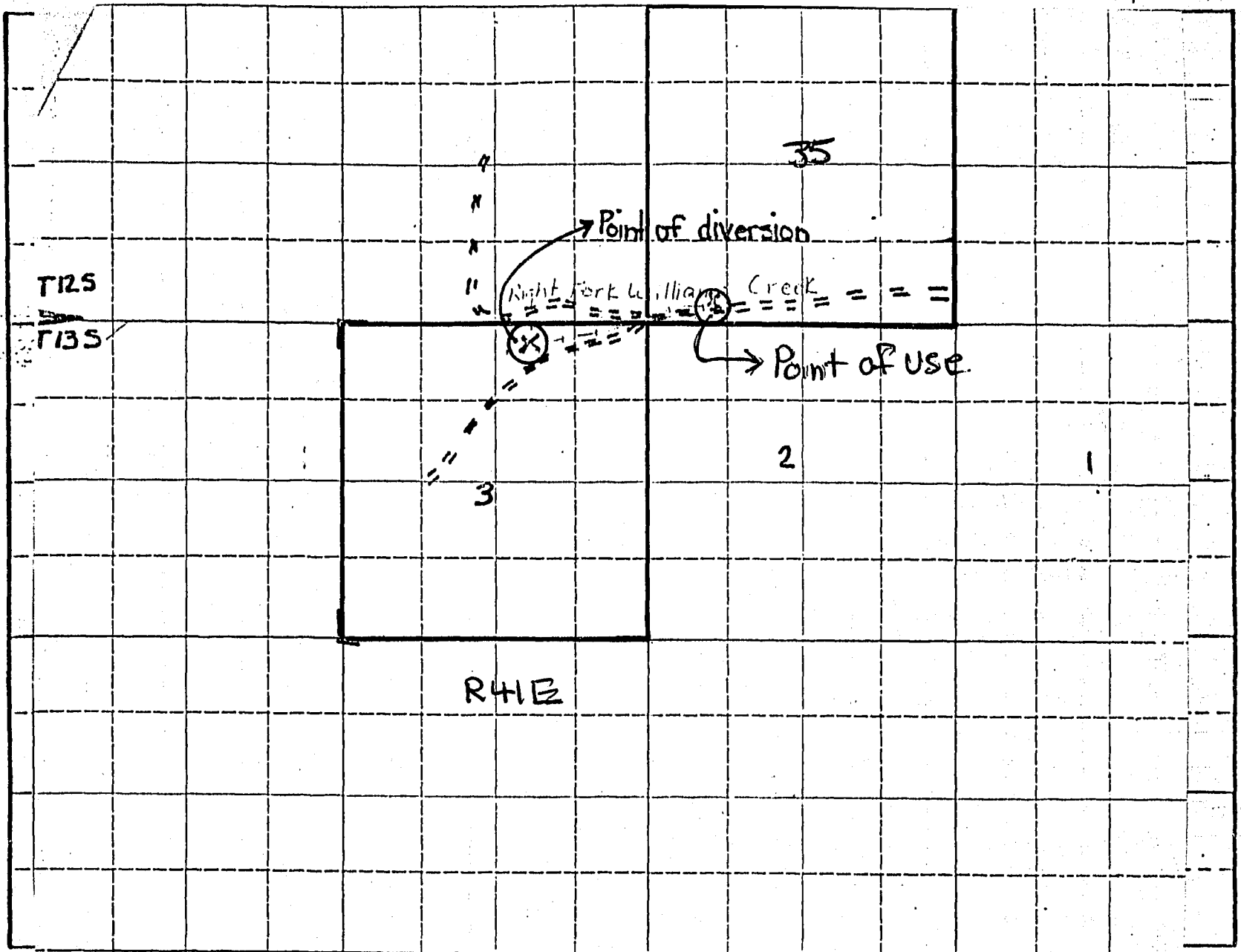
Total

0.02

3.7

Remarks Stockwater for 274 head of cattle

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: NW 1/4 NE 1/4 Sect. 3 T13S R41E

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	
12S	41E	35											X						
													S						

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

Examiner's Signature

Harold W. Jones

Date

3-20-86

Checked by

E. S. Kerner

Date

10-20-86

Approved by

Jim

Date

11-19-86



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

December 3, 1986

RE: Permit Nos. 11-7281/7282, 13-7358, 21-7258/7259, 33-7082/7083/
7084/7085/7096/7097/7098/7099/7100/7101/7102/7103/
7104/7105/7109/7111/7112/7113/7114/7115/7116/7117/
7119/7120/7121/7122/7123/7149/7157/7166/7167/7168/
7171

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