

RECEIVED
MAR 13 1996

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 13-7539

To appropriate the public waters of the State of Idaho

1. Name of applicant GIL L. WEIGHT Phone 427-6848
Post office address 16485 N Hiway 34, THATCHER ID 83283
2. Source of water supply SPRING which is a tributary of SINKS
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 6 Township 12S Range 41E B.M. FRANKLIN County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.06 for DOMESTIC purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.01 for STOCKWATER 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) 0.07 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. COLLECTION BOX AND
DIPPLE LINE TO STOCK TROUGHS AND TWO HOMES
 - b. Height of storage dam _____ feet; active reservoir capacity _____ 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).

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. 60 RANGE CATTLE
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. TWO HOMES
- e. Other; describe fully. _____

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	41E	6												S			S		
		7						D/S	D/S										
								L2											

Total number of acres to be irrigated _____

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

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: _____

This is a topographic map of a mountainous region, overlaid with a grid. The map features contour lines indicating elevation, with labels such as 4991, 5000, 5200, 5271, 5280, 5298, 5364, 5392, 5478, and 5800. A river valley is shown on the left, with a creek at the top. A spring is marked on the right. Handwritten annotations include 'PLACE OF USE' and 'POINT OF DIVERSION'. A grid with numbers 1-18 is overlaid. Specific points are marked with circles and crosses, and elevation points like BM 4865 and X5364 are noted. The map also shows a road and a building labeled 'Thatcher 1' and 'Central High Sch'.

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.

X Sil L. Wright
(Applicant)

Received by PN Date 1-18-96 Time 12:00 Preliminary check by _____
Fee \$ 50⁰⁰/100 Receipted by PN # E 021851 Date 1-18-96
Publication prepared by LB Date 2-18-1996 Published in Looten Citizen
Publication approved LB Date 3-11-96

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. 13-07539

Proposed Priority: January 18, 1996 Maximum Diversion Rate: 0.07 CFS

This is to certify, that GIL L WRIGHT
16485 N HWY 34
THATCHER ID 83283
has applied for a permit to appropriate water from:
SPRING tributary of SINKS

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>
STOCKWATER	01/01 to 12/31	0.01 CFS
DOMESTIC	01/01 to 12/31	0.06 CFS
	Totals	0.07 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSWSE , Sec. 6, Township 12S, Range 41E
FRANKLIN County

PLACE OF USE: STOCKWATER

TWN RGE SEC

12S 41E 6 SESW SWSE
7 Lot 2(SWNW) SENW

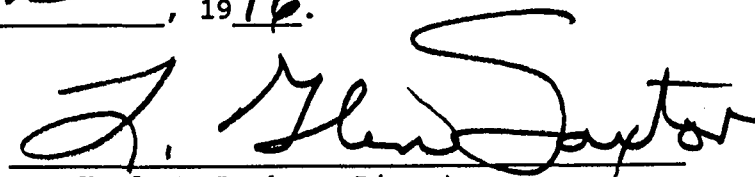
PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1997.
2. Subject to all prior water rights.
3. Stockwater is for 60 range cattle.
4. Domestic use is for 2 homes.

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

18th day of March, 1996.


Karl J. Dreher, Director
for



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

JANUARY 25, 1996

THE PRESTON CITIZEN
P.O. BOX 472
PRESTON, ID 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. 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 FEBRUARY 20, 1996.

Yours truly,

Rita Bodell
Secretary

Encl.



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

February 1, 1996

GIL L WRIGHT
16485 N HIWAY 34
THATCHER ID 83283

RE: Notice of Application for Permit No. 13-07539

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right application. This office is currently in the process of advertising the applications in the Preston Citizen on February 1 & 8, 1996. 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 FEBRUARY 20, 1996.

KARL J. DREHER, Director

Published: 2/ 1/1996 & 2/ 8/1996

13-07539

WRIGHT, GIL L
16485 N HIWAY 34
THATCHER, ID 83283

Source: SPRING

Tributary: SINKS

Diversion Pt: NWSWSE Sec 6 T 12S R 41E in FRANKLIN County.

Use: STOCKWATER	(	0.010 CFS)
DOMESTIC	(	0.060 CFS)
Total Diversion:	(	0.070 CFS)

Date Filed: 1/18/1996

In: FRANKLIN County		
T12S R41E S06	SESW	SWSE
S07 Lot 2 (SNNW)		SESW

825

N. 3907

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MAR 04 1996

Department of Water Resources
Eastern District Office

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

1-31, 1996, and ending

with the issue of 2-7, 1996

[Signature]

Fee \$ 36.59

Subscribed and sworn to before me this 7 day

of FEB, 1996.

[Signature]
Notary Public, Residing at Preston, Idaho

My Commission Expires 8/14, 2007.

NOTICE OF APPLICATION FOR WATER RIGHT

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

13-07539
WRIGHT, GIL L
16485 N HIWAY 34
THATCHER, ID 83283
Source: SPRING
Tributary: SINKS
Diversion Pt: NWSWSE Sec. 6 T
12S R 41E in FRANKLIN County.
Use: STOCKWATER (0.010 CFS)
DOMESTIC (0.060 CFS)
Total Diversion: (0.070 CFS)
Date Filed: 1/18/1996
In: FRANKLIN County T12SR41E
S06 SESW SWSE S07 Lot 2 (SWNW)
SESW

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 FEBRUARY 20, 1996.

KARL J. DREHER, Director
Legal No. 3907 — Publish Jan. 31, Feb. 7, 1996.



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

March 18, 1996

GIL L WRIGHT
16485 N HWY 34
THATCHER ID 83283

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 13-07539

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.

Sincerely,

A handwritten signature in cursive script, reading 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

MAR 24 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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.

- Permit No. 13-07539 Telephone No. 208-427-6348
- Name(s) of Permit Holder(s): Gil L. Wright
- Mailing Address: 16485 N. Hwy 34 Thatcher Id 83283
- Source of Water: Spring If GROUNDWATER (well), Date Drilled: mo. NA / yr. NA
 - Well Driller: NA Drilling Permit Number: NA
 - OPTIONAL:
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
- Use(s) (as authorized by the water right permit):
Domestic (No. of households): 2 Stockwater (No. and type of stock): 50 Dairy + Beef
Irrigation (No. of acres): _____ Other: _____
- Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR _____ acre feet
- 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 _____ or No <u>✓</u>
Has the measuring device been installed?	Yes _____ or No <u>✓</u>
Flow Measurement Port: Is a flow measurement port required?	Yes _____ or No <u>✓</u>
Has the measurement port been installed?	Yes _____ or No <u>✓</u>
- Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
- Person to contact to accompany the Department representative during field examination of the water system.
Name: Gil L. Wright Telephone Number: 208-427-6348
Address: 16485 N. Hwy 34 Thatcher Id 83283
- 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:

Gil L. Wright owner
(include your title, if on behalf of company or organization)

Date:

3-19-97

STATE OF IDAHO

IN THE NAME OF GIL L. WRIGHT

ORDER OF REINSTATEMENT

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-08906 is **REINSTATED** with an advance in priority to February 10, 1996.

DATED this 14th day of April, 1997.

L. Glen Saxton
L. GLEN SAXTON, Chief
Water Allocation Bureau

December 31, 1996

GIL L WRIGHT
16485 N HWY 34
THATCHER ID 83283

PROOF DUE NOTICE

RE: PERMIT NO. 13-07539

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 1, 1997.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

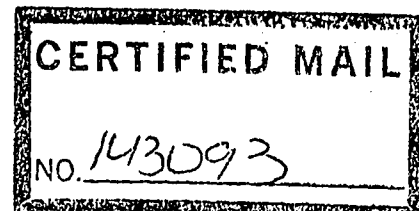
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



March 14, 1997

GIL L WRIGHT
16485 N HWY 34
THATCHER ID 83283

LAPSE NOTICE

RE: PERMIT NO. 13-07539

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated December 31, 1996. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 3-14-97
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.





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 14, 1997

GIL L WRIGHT
16485 N HWY 34
THATCHER ID 83283

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 13-07539

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since proof was submitted after the proof due date of March 1, 1997. Please note that the priority date has been advanced to February 10, 1996.

Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

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 the field examination, contact the **EASTERN** Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Region

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 13-07539

Priority: February 10, 1996

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

3.2 AF

This is to certify, that GIL L WRIGHT

16485 N HWY 34

THATCHER ID 83283

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 18, 1996; and has submitted Proof of Beneficial Use on March 24, 1997. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SPRING

tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.8 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	2.4 AF
	Totals	0.02 CFS	3.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSWSE, Sec. 6, Township 12S, Range 41E
FRANKLIN County

PLACE OF USE: STOCKWATER

TWN RGE SEC

12S 41E 6

SESW

7

SESW

PLACE OF USE: DOMESTIC

TWN RGE SEC

12S 41E 7

SESW

CONDITIONS OF APPROVAL AND REMARKS

1. Domestic use is for 2 homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 17th day of

MARCH, 1999.

Acting for KARL J. DREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 13-07539

1. Owner: Gill Wright

Phone No. (208) 427-6348

Current Address: 16485 N HWY 34, Thatcher, Idaho 83203

2. Accompanied by: Gil L. Wright

EXAM DATE: 6-30-98

Address: Same as above

Phone No. (208) 427-6348

Relationship to Permit Holder: Owner

3. Source: Spring tributary to

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion:

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

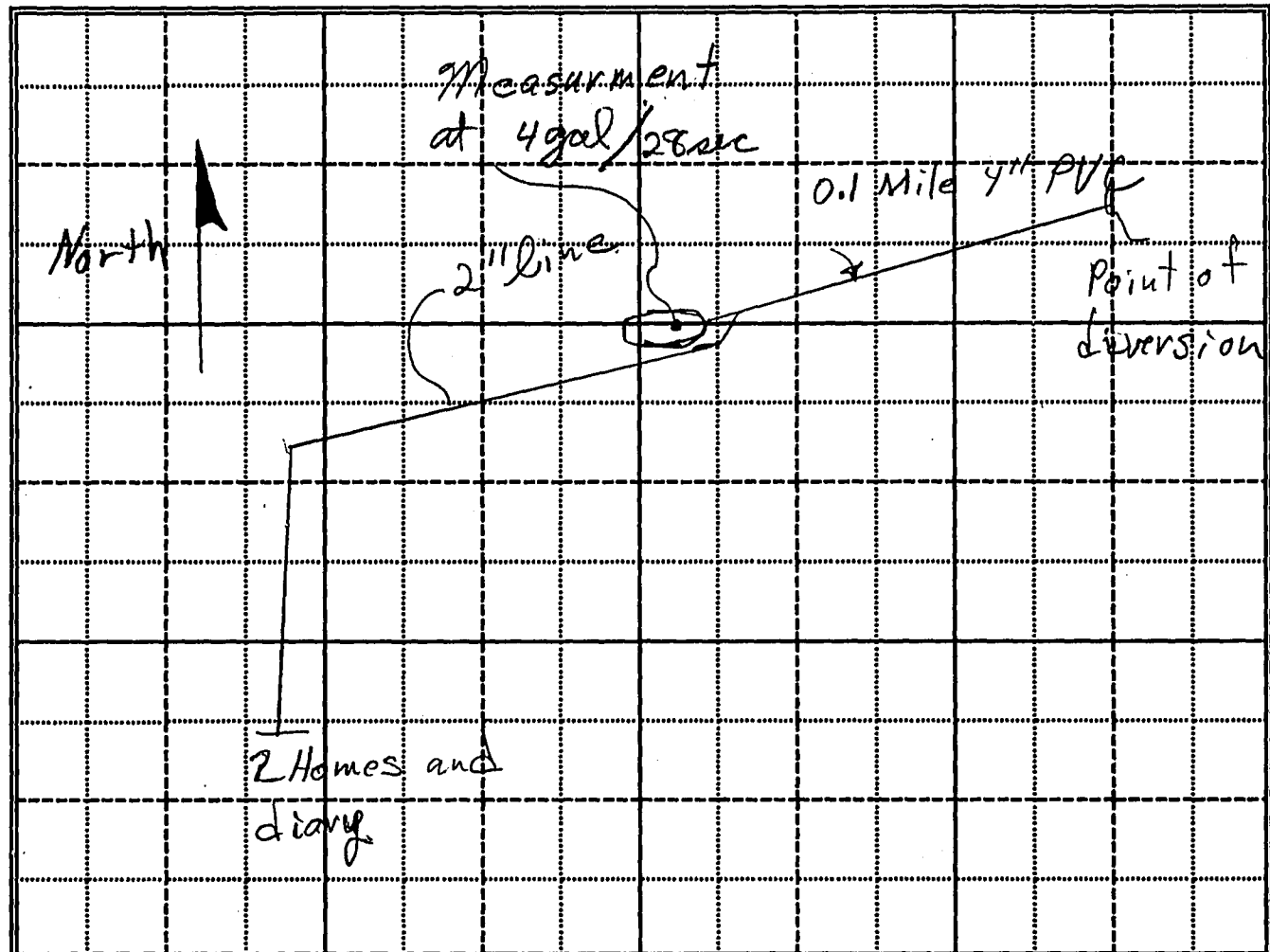
[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
NA					

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NA						

2. Measurements: 4gal/28sec .1 miles below diversion

E. NARRATIVE/REMARKS/COMMENTS

The beneficial use in section 6 is for stock watering
this use is 0.1 miles below the initial diversion.

At the point of diversion - drain tile are not
visible. A 4" pvc line runs from the point of diversion
to stock watering tank in Section 6. From there
the runs (2" inside-pvc) 0.9 miles to the two homes
and stock watering in section 7.

There are two homes and less than 1/2 acer between
them in section 7.

Flow measurement in section 6 (stock watering)

4.0 gal in 28 sec

$$\left(\frac{4.0 \text{ gal}}{28 \text{ sec}} \right) \left(\frac{60 \text{ sec}}{1 \text{ min}} \right) \left(\frac{1 \text{ min}}{448.8 \text{ gal}} \right) = 0.019 \text{ CFS}$$

Have conditions of permit approval been met? ☒ yes ☐ no

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:** $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____**2. Volume Calculations for Other Uses:**

Assume 60 head of cattle - 0.8 a/c
2 homes = 2.4 a/c

H. RECOMMENDATIONS**1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (a/c)
	From	To		
Stockwatering	01/01	12/31	0.02	0.8
Domestic	01/01	12/31	0.02	2.4
Totals:			0.02 cfs	3.2 a/c

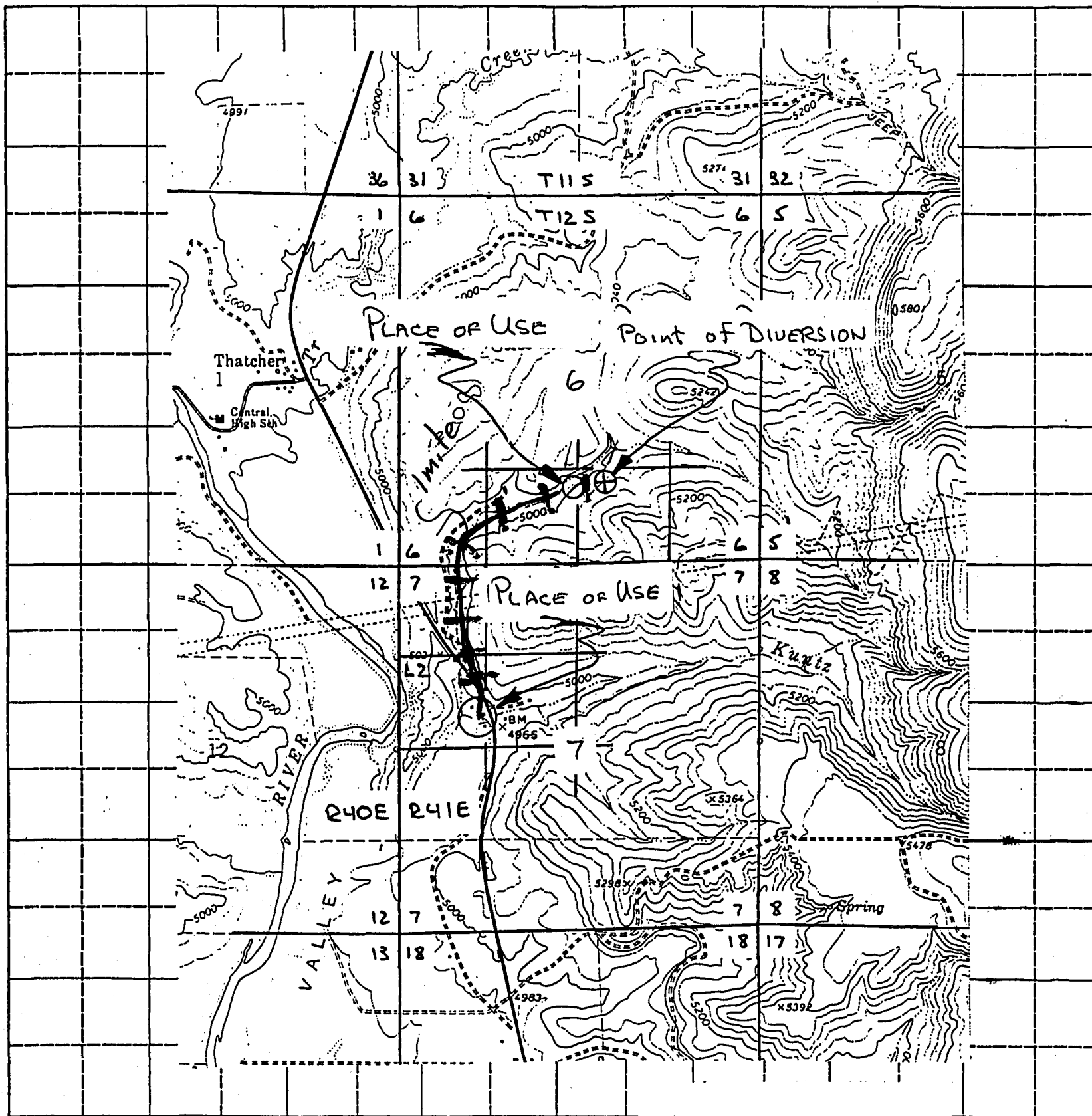
2. Recommended Amendments

____ 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

I. AUTHENTICATIONField Examiner's Name Lee L. Simmons Date 6-30-98Reviewer [Signature] Date 2-3-99

SEAL

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



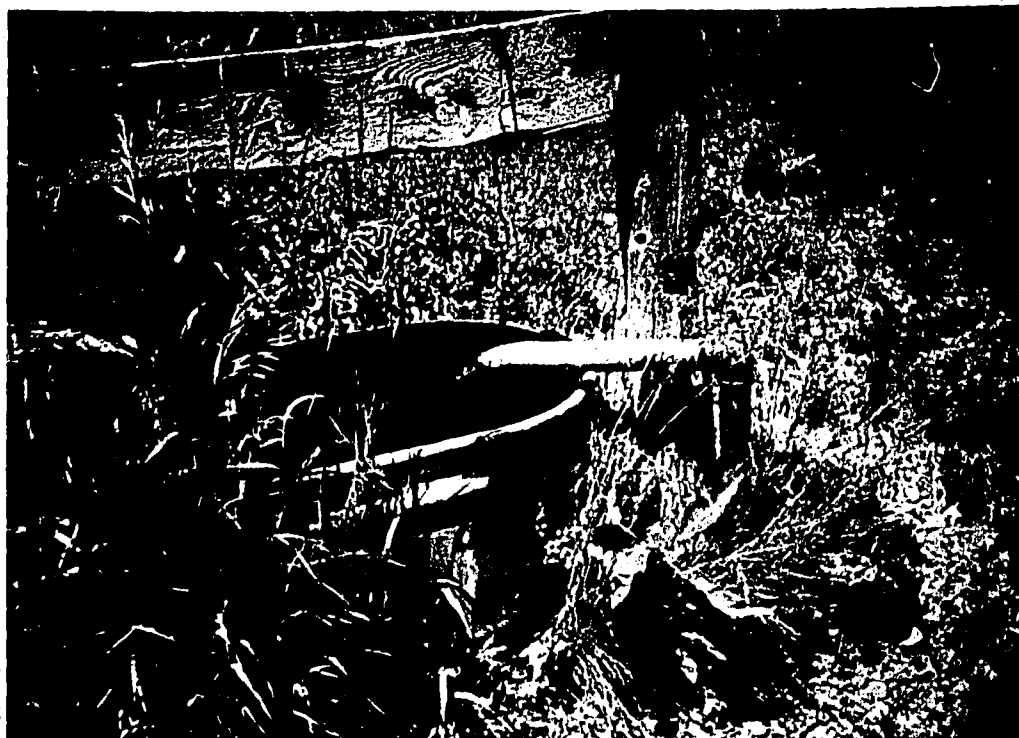
Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for pe
the State of Idaho as herein set forth.

13-07539

vaters of

X *du*



Looking West at Stock Watering 100 yards
below point of diversion



Looking North at homes and stock watering
Permit # 13-07539

***FOR CLARITY
OF ANY
PHOTOGRAPHS
MICROFILMED,
SEE FILE.***

MEMORANDUM

TO: File 13-07539

FROM: Sharla

DATE: March 12, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 13-07539 are as follows:

A. GENERAL INFORMATION

3. Source: spring tributary to sinks

A tributary is required for licensing; in this case the tributary is sinks.

Exam Date: June 30, 1998
Examiner: Lee Simmons

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

March 26, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GIL L WRIGHT
16485 N HWY 34
THATCHER ID 83283

RE: WATER RIGHT NO. 13-07539

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

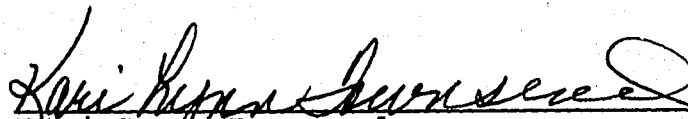
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 26th day of March, 1999, I mailed
a true and correct copy, postage prepaid, of the foregoing
PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 13-07539

GIL L WRIGHT
16485 N HWY 34
THATCHER ID 83283


Kari Lynn Townsend
Secretary