

RECEIVED

MAY 22 1987

Form 202
6/85

STATE OF IDAHO

Ident. No.

15-7104

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Bureau of Land Management Phone 208-678-5514
Post office address Rt 3, Box 1 - Burley, Id. 83318
Unnamed Stream (per telecon 6/24/87 ESV)
2. Source of water supply ~~XXXXXXXXXX and XXXXXX~~ which is a tributary of sinks
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot
*Per telecon 9/15/87 ESV
Sec. ~~36~~ 35 Township 11S Range 34E B.M. Oneida County; additional
points of diversion if any:
4. Water will be used for the following purposes:
Storage for
Amount .5 for Livestock purposes from 5/16 to 9/15 (both dates inclusive)
(~~acre~~ acre-feet per annum)
Storage for
Amount .5 for Wildlife purposes from 1/1 to 12/31 (both dates inclusive)
(~~acre~~ 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) and/or (b) 1.0
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Dairy Creek Reservoir #7- A one acre foot
reservoir designed to retain runoff and snowmelt on the Dairy Creek Grazing Allotment.
 - b. Height of storage dam seven feet; active reservoir capacity .3 acre-feet; total
reservoir capacity 1.0 acre-feet; period of year when water will be diverted to storage:
1/1 to 12/31 inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is feet.
 - d. Is ground water with a temperature of greater than 90°F being sought?
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
two years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. 300 Cattle
 - Domestic; show number of households. _____
 - Other; describe fully. Resident herd of 30 elk, 20 head of mule deer, and various
other upland wildlife species.

9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - 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.

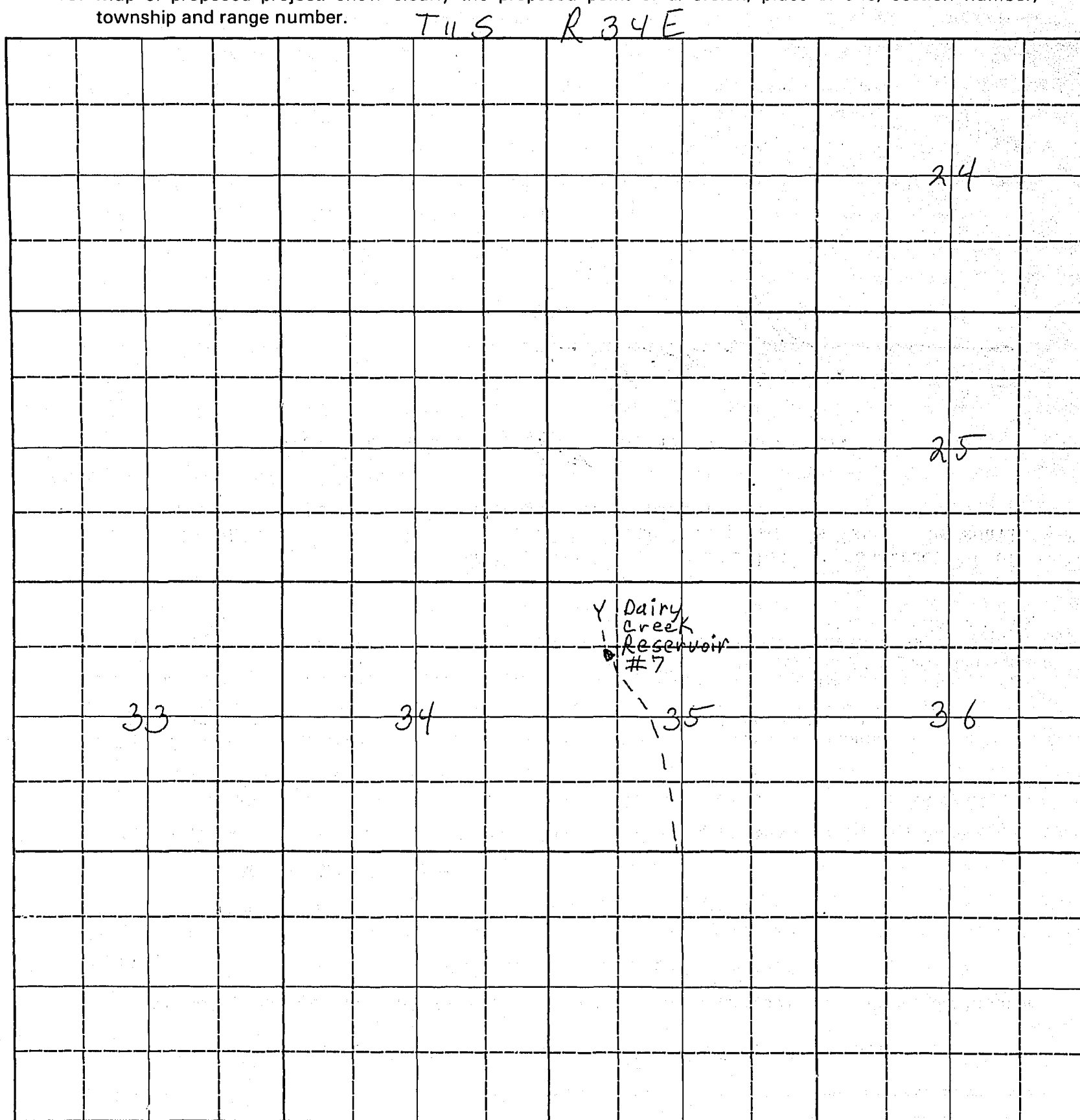
TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
11S	34E	35							SS WS										

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. none
11. 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. _____

12. Remarks: ~~Each dam is constructed of native material. Project work was done in 6/83.~~

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 permit to appropriate the public waters of the State of Idaho as herein set forth.

John R. Christensen
(Applicant)
John R. Christensen-Deep creek Area Manager

Received by GW Date 6-10-87 Time 1:30 P. Proposed Priority 5/22/87
5-22-87 Preliminary check by GW
Fee \$ 30.00 ID-910-047-0015
Receipted by GW # 42747 Date 7-8-87
Publication prepared by GW Date 7-1-87 Published in ID Enterprise
9-23-87 7-16 + 7-23-87
Publication approved GW Date 8-11-87 10-14 10-8-87
10-23-87

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. 15-7104, 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
December 1, 19 89.
- 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: 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 6TH day of November, 1987.

R. Keith Higgins
Director

Nº 965

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Oneida } ss.

Kristine D. Jones being duly sworn,
deposes and says: That she is the publisher of THE
IDAHO ENTERPRISE, a weekly newspaper published at Malad,
in the County of Oneida and State of Idaho; that said paper has
been and is in general circulation in the county aforesaid, and in
the vicinity of Malad; 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
October 1, 1987, and ending
with the issue of October 8, 1987
Kristine D. Jones
Fee \$ 21.84

Subscribed and sworn to before me this 20th day
of October, 1987.

Joan Nauert
Notary Public, Residing at Malad, Idaho

My Commission Expires 5-8, 1991

Correction notice

NOTICE OF CORRECTION

Notice is hereby given that Application No. 15-7104 in the name of U.S. Dept. Of Interior, Bureau of Land Management, Boise, Idaho, was advertised incorrectly on July 16 and 23, 1987. The point of diversion was advertised as being within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 11S, R. 34E, B.M. Oneida County.

Whereas, the actual point of diversion is within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 11S, R. 35E, B.M.

Any protests against the granting of this application as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before October 19, 1987.

R. Keith Higginson
Director

Published October 1 & 8,
1987
No. 965

RECEIVED

OCT 22 1987

Department of Water Resources
Eastern District Office

Nº 936

AFFIDAVIT OF PUBLICATION

AUG 11 1987

STATE OF IDAHO, }
County of Oneida }

ss. Department of Water Resources
Eastern District Office

Kristine D. Jones being duly sworn,
deposes and says: That she is the publisher of THE
IDAHO ENTERPRISE, a weekly newspaper published at Malad,
in the County of Oneida and State of Idaho; that said paper has
been and is in general circulation in the county aforesaid, and in
the vicinity of Malad; 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

July 16, 1987, and ending
with the issue of July 23, 1987

Kristine D. Jones
Fee \$ 40.04

Subscribed and sworn to before me this 7th day

of August, 1987.

Joan Newton
Notary Public, Residing at Malad, Idaho

My Commission Expires 5-8, 1991

Notice of application

NOTICE OF APPLICATION FOR WATER RIGHT

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

15-7103

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706
Source: UNNAMED STREAM trib. to
SINKS

Diversion Pt: SWSW Sec 28 T 11S R
34E SESE Sec 27 T 11S R 34E NENE
Sec 34 T 11S R 34E
Use: STOCKWATER STORAGE (1.5
AF)

WILDLIFE STORAGE (1.5 AF)
Date Filed: 5/22/1987
In: SWSW Sec 26 T 11S R 34E SESE
Sec 27 T 11S R 34E NENE Sec 34 T
11S R 34E

15-7104

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT., IDAHO
STATE OFFICE, 3380 AMERICANA
TERRACE, BOISE, ID 83706
Source: UNNAMED STREAM trib. to
SINKS

Diversion Pt: NESWNW Sec 36 T 11S
R 34E
Use: STOCKWATER STORAGE (0.5
AF)

WILDLIFE STORAGE (0.5 AF)
Date Filed: 05/22/1987
In: SWNW Sec 35 T 11S R 34E

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of Water
Resources, Eastern Region, 150
Shoup, Suite 15, Idaho Falls, Idaho
83402 on or before AUGUST 3, 1987.

KEN DUNN, Dir.
Published 7/16 & 7/23/87
No. 936

15-7104

U.S. DEPT. OF INTERIOR

BUREAU OF LAND MGMT., IDAHO STATE OFFICE, 3380 AMERICANA TERRACE,
BOISE, ID 83706

Source: UNNAMED STREAM trib. to SINKS

Diversion Pt: NESWNM Sec 36 T 11S R 34E

Use: STOCKWATER STORAGE (0.5 AF)
WILDLIFE STORAGE (0.5 AF)

Date Filed: 05/22/1987

In: SMNM Sec 35 T 11S R 34E

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup, Suite 15, Idaho Falls, Idaho 83402 on or before AUGUST 3, 1987.

KEN DUNN, Dir.

Published 7/16 & 7/23/87.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

JULY 1, 1987

The Idaho Enterprise
P. O. Box 205
Malad City, Idaho 83252

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 AUGUST 3, 1987.

Yours truly,

Michele Davis
Office Secretary

Encl.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

A. Kenneth Dunn
Director

July 8, 1987

USDI, Bureau of Land Management
Rt. 3, Box 1
Burley, Idaho 83318

RE: Applications for Permit No. 15-7103, 15-7104, 22-7832 &
35-8653

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right applications for permit. The applications have been assigned identification no. 15-7103, 15-7104, 22-7832 & 35-8653. Please refer to these numbers in all further correspondence.

This office is currently in the process of advertising the applications in The Idaho Enterprise & the Power County Press. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

If the applications are not protested, they 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 application 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,

Ernest Carlsen
Assistant Regional Manager

EC/dg

August 6, 1987

The Idaho Enterprise
P.O. Box 205
Malad City, Idaho 83252

Re: Application No. 15-7103 and 15-7104, BLM

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced applications. The legal notices were to have been published in your paper on July 16, and July 23, 1987.

Your cooperation in this matter is greatly appreciated.

Sincerely,

Deena Green
Office Secretary

INTER-DEPARTMENT MEMO — 1

FROM E. Verner

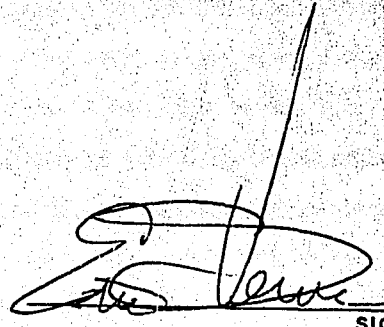
DATE 9-15-87

TO File 15-7104

SUBJECT Readvertising of application *Ref D*

By oversight and error on item #3 (~~place of use~~) was not noticed prior to the Aug. 3, 1987 advertisement of this app.

The app. will need to be readvertised by the Department. An amendment to the application will not be required.



SIGNATURE

NOTICE OF CORRECTION

Notice is hereby given that Application No. 15-7104 in the name of U.S. Dept. of Interior, Bureau of Land Management, Boise, Idaho, was advertised incorrectly on July 16 and 23, 1987. The point of diversion was advertised as being within the NE1/4 SW1/4NW1/4, Sec. 36, T. 11S, R. 34E, B.M. Oneida County.

Whereas, the actual point of diversion is within the NE1/4SW1/4NW1/4, Sec. 35, T. 11S, R. 35E, B.M.

Any protests against the granting of this application as a result of this correction must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before October 19, 1987

R. Keith Higginson

Director

Published October 1 & 8, 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 23, 1987

The Idaho Enterprise
P. O. Box 205
Malad City, Idaho 83252

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 OCTOBER 19, 1987.

Yours truly,

Deena Green
Office Secretary

Encl.

October 21, 1987

The Idaho Enterprise
P.O. Box 205
Malad City, Idaho 83252

Re: Application No. 15-7104, BLM

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on October 1, and 8, 1987.

Your cooperation in this matter is greatly appreciated.

Sincerely,

Deena Green
Office Secretary

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: ES

APPLICATION NUMBER: 15-7104

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: 8-3-87 re-ad 10-19-87
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8-17-87 10-23-87
☒ 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? _____
☒ 22 May 1987 Date of priority recommended.
Special conditions of approval or cover letter. _____

RECEIVED
OCT 27 1987

By: Ernest Carlson Date: 18 Aug 1987
STATE OFFICE REVIEW:

L17 26

RECEIVED
AUG 20 1987

☐ See attached sheet for more information.
By: KW

Date: 11/2/87
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(206) 334-4440
NOVEMBER 22, 1987

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83706

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 15-7104

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

PLEASE NOTE THE REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED 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 LICENSE.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
JAN 04 1987

No \$ encl. 83
Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 15-7104

Name(s) of Permit Holder: Bureau of Land Management

Post Office Address: Rt. 3 Box 1 Burley, Id. 83318

Telephone No. 208-678-5514

Source of Water: Unnamed Stream

Extent of Use:

Domestic (number of households)

Stockwater 300 Cattle (number and type of stock)

Irrigation (acres)

Other/Remarks 30 Elk, 20 Deer

Indicate the date water was first diverted and beneficially used under this permit: 6/83

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

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

Kirk Koch

(Name)

Rt. 3 Box 1 Burley, Id. 83318

208-678-5514

(Address)

(Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

John R. Christensen-Deep Creek Area Manager

Date

12-28-87

Signature of Permit Holder (and Title, if appropriate)

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 15-7104

Date: 1-15-1988

General Considerations:

6/4/88 Name same as permit
6/4/88 Signature the same as permit holder
6/4/88 Address change _____ If yes, prepare a data entry
6/4/88 Proof received timely _____
_____ Reinstated

Source of Water:

4 Surface water
1 Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

4 Rate of diversion appropriate for uses
_____ Is rate or volume and fee appropriate?
_____ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
_____ Waiver or modification of measuring device requested

Remarks: - no fee req. - livestock use

Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	+
No. of days late	_____	=
Priority date	_____	+
NEW PRIORITY DATE	_____	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM