

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

1757137

Ident. No.

RECEIVED

DEC 24 1990

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern Region Office

1. Name of applicant Bureau of Land Management Phone 678-5514

Post office address Rt. #3 Box 1, Burley, ID 83318

2. Source of water supply Lost Spring* (Lost Spring) which is a tributary of sinks

3. Location of point of diversion is SE NE ¼ of NE ¼ of SE ¼, Govt. Lot

Sec. 17 Township 14S Range 32E B.M. Oneida County; additional

points of diversion if any: none

* Per telecon w/applicant 1-4-91

4. Water will be used for the following purposes:

Amount .02 for Livestock purposes from 04-16 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .01 for Wildlife purposes from 01-01 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) .02 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Spring discharge will be collected into a concrete culvert, and diverted through 1000' of plastic pipe to 1000 gallons of trough storage. Trough overflow will be piped to a small fenced area ^{for} of wildlife benefits.

b. Height of storage dam N.A. 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 N.A. 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

5/2 years (minimum 1 year).
S.S.

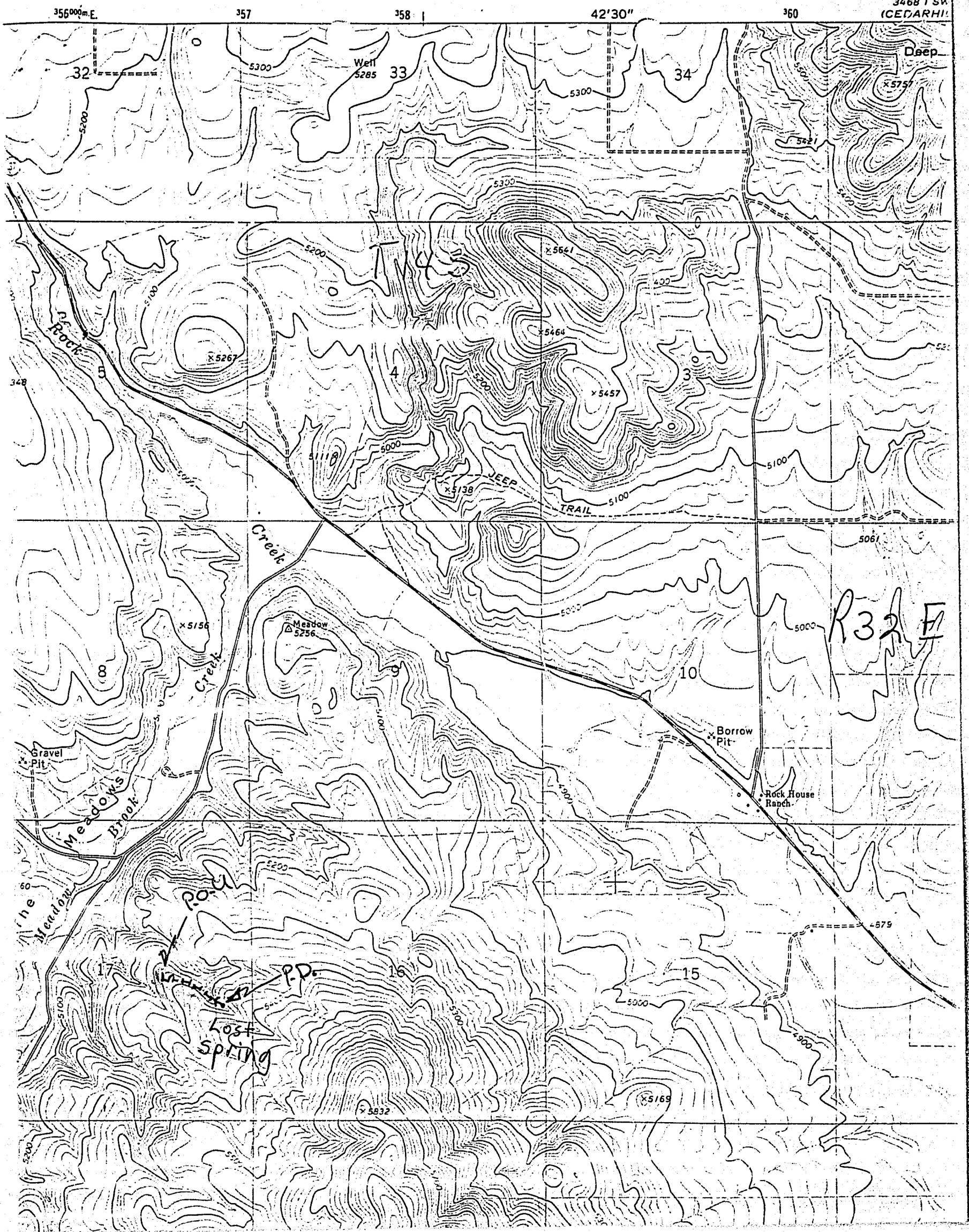
8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. 350 Cattle
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. _____
 - Other; describe fully. This water development will benefit 30 mule deer throughout
the year and numerous other game and nongame 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	
14S	32E	17														<u>S.W.</u>	<u>NE</u>		

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? B.L.M.
b. Who owns the land to be irrigated or place of use? B.L.M.
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: A protective fence will be installed around both the spring head and
overflow areas to protect the water source and wetland vegetation.

GEOLOGICAL SURVEY



A full-page sheet of white graph paper featuring a uniform grid of thin black lines. The grid consists of 20 columns and 20 rows, creating a total of 400 small squares. The lines are evenly spaced and extend across the entire page, leaving a small margin at the top and bottom.

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)
DEEP CREEK AREA MANAGER

Received by QW J. F. Hinton Date 1-25-91 Time 10 am Preliminary check by _____
Fee \$ 50.00 Receipted by JS # 5012922 Date 12-24-90
Publication prepared by RB Date 2-21-91 Published in ID Enterprise
Publication approved RB Date 3-12-91

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:

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

15-07125

JONES, CAROL D.
JONES, DEON D.
Rt. 1, Box 133
MALAD CITY, ID 83252
Source: UNNAMED SPRINGS
Tributary: SINKS
Diversion Pt: SESWNE Sec 8 T 14S
R 36E
Use: IRRIGATION (.100 CFS)
STOCKWATER (.030 CFS)
Total Diversion: (.130 CFS)
Date Filed: 4/17/1990
In: T14S R36E S08 SWNE
5.0 ACRES TOTAL

15-07126

JONES, DEON D.
JONES, CAROL D.
RT. 1, Box 133
MALAD CITY, ID 83252
Source: UNNAMED SPRING
Tributary: SINKS
Diversion Pt: NESENW Sec. 8 T
14S R 36E
Use: Irrigation (.100 CFS)
STOCKWATER (.030 CFS)
Total Diversion: (.100 CFS)
Date Filed: 4/17/1990
In: T14S R36E S08 SENW

17-07136

CAMPBELL, H. SANDFORD
CAMPBELL, PAUL
432 N. 6th W.
LOGAN, ID 84321
Source: GROUNDWATER
Diversion Pt: NENE Sec 16 T
16S R 30E
Use: IRRIGATION (3.000 CFS)
Total Diversion: (3.000 CFS)
Date Filed: 1/7/1991
In: T16S R30E S16 NESE NWSE
SWSE SESE
160 ACRES TOTAL

17-07137

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT. 3 BOX 1
BURLEY, ID 83318
Source: LOST SPRING
Tributary: SINKS
Diversion Pt: NENESE Sec 17 T
14S R 32E
Use: STOCKWATER (.020 CFS)
WILDLIFE (.010 CFS)
Total Diversion: (.020 CFS)
Date Filed: 12/24/1990
In: T14S R32E S17 NWSE

17-07138

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT. 3, BOX 1
BURLEY, ID 83318
Source: WILLOW SPRING
Tributary: SINKS
Diversion Pt: NENENE Sec 17 T
14S R 32E
Use: STOCKWATER (.020 CFS)
WILDLIFE (.010 CFS)
Total Diversion: (.020 CFS)
Date Filed: 12/24/1990
In: T14S R32E S08 SESE

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
Shoupe Avenue, Suite 15, Idaho Falls,
Idaho 83402 on or before MARCH 11,
1991.

R. KEITH HIGGINSON, Director
Published 2/21/1991 & 2/28/1991
No. 1309

**NOTICE OF PROPOSED
CHANGE OF A
WATER RIGHT
No. 15-00072**

Notice is hereby given that
THAYNE O. DANIELS has applied to
the Department of Water Resources
to RECORD HISTORIC USE of the
waters of SPRINGS & WASTEWATER
tributary to LITTLE MALAD RIVER.
The right sought to be changed is
evidenced by a DECREE and record-
ed as follows:

Decree No. 15-00072 Decreed to
W.H. Jones et al in case of W.H.
JONES vs. JOSEPH SMITH dated
June 16, 1894 county of ONEIDA.

AMOUNT: 4.00 cfs
PRIORITY: JUNE 22, 1893
USE: IRRIGATION
PERIOD: APRIL 1 to MAY 20
AMOUNT: 4.00 cfs
USE: IRRIGATION
PERIOD: MAY 20 TO AUGUST 15
AMOUNT: 4.00 cfs
USE: IRRIGATION
PERIOD: AUGUST 15 TO
NOVEMBER 15

POINT(S) OF DIVERSION: NOT
DESCRIBED IN DECREE
PLACE OF USE: NOT DESCRIBED IN
DECREE

In 1894 "Wastewater" tributary to
the Little Malad River was decreed to
six parties in the case of W.H. Jones
et al vs Joseph Smith. There are now
only two parties using this water and
the transfer is to record the use and
division of water under these rights.
TO BE CHANGED AS FOLLOWS:

A total of 4.0 cfs of water will be
diverted from the SWSE, SESW, SEC.
25; NWNE, SEC. 36, T. 14S, R 35E,
B.M. ONEIDA COUNTY and used to ir-
rigate 81 acres within the SESW,
SWSE, SEC. 25; W1/2NE1/4, NENW,
SEC. 36, T 14S, R 35E, B.M.

The decree calls for common use of
the water to May 20 of each year. Ap-
plicant then gets all of the water be-
tween May 20 and August 15. Com-
mon use is resumed after August 15.

Any protests against the proposed
change must be filed with the Idaho
Department of Water Resources,
150 Shoupe Ave., Idaho Falls, ID,
83401, on or before March 11, 1991.

R. Keith Higginson
Director

Published in the Idaho Enterprise
on February 21 & 28, 1991.

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 17-07137

Proposed Priority: December 24, 1990 Maximum Diversion Rate: 0.02 CFS

This is to certify, that U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT. 3 BOX 1
BURLEY, ID 83318

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	04/16 to 10/31	0.02 CFS
WILDLIFE	01/01 to 12/31	0.01 CFS
	Totals	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: NENESE Sec. 17, Township 14S, Range 32E
ONEIDA County

PLACE OF USE: STOCKWATER
TWN RGE SEC

14S 32E 17 NWSE

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Stockwater use is for 350 range cattle.
5. Wildlife use is for 30 mule deer and other wildlife species.
6. Source known locally as Lost Spring.

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

10th day of April, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

17-07137

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT. 3, BOX 1
BURLEY, ID 83318

Source: LOST SPRING

Tributary: SINKS

Diversion Pt: NENESE Sec 17 T 14S R 32E

Use: STOCKWATER	(.020 CFS)
WILDLIFE	(.010 CFS)
Total Diversion:	(.020 CFS)

Date Filed: 12/24/ 1990

In: T14S R32E S17 NWSE

11-Feb-1991

BLM
RT. 3, BOX 1
BURLEY ID 83318

RE: Application No. 17-7137 & 17-7138

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in IDAHO ENTERPRISE on February 21 & 28, 1991, 1991. 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 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,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

APPLICATION FOR PERMIT REVIEW

Application #: 17-7137
Date: 4-5-91

Reviewer: Pam Skaggs

- ✓ Existing:
- ✓ No - 26A-P17
 - Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
 - Groundwater:
 - GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
 - LT. 0.7 cfs - N/A
 - Drilling Permit:
 - Approved w/permit - P99
 - Not included - 046-P23(All GW, even existing wells)
 - ✓ Location:
 - Water Districts - WD No. _____
 - Surface water - 005, 005-01H-P01(LT.7 w/pump)
005-01J-P08(GT.7)
 - Groundwater - P05
 - Irrigation Districts - 023
 - Canal Co. Areas - 023
 - Drainage Districts - 024
 - Boise Front (63) - 058 (Groundwater)
 - ✓ Swan Falls Flag - _____ (1, Blank or Other)
 - Trust - 051-052-053-P74(Cons.), 041(DCMI, w/Irr
or Irr & Dom)
 - Non Trust - 048-049
 - River Basins:
 - (Surface Water) Water District Control Condition &....
 - Boise (63) - 05A & 11E
 - Payette (65) - 047-P04, 059-P71
 - Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
 - Use:
 - Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)
 - Power - _____ Use Power Review
 - Mining - 06A or 010, 09E-P10 & 054(req.)
 - Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
 - Rec. & Aesthetic - 027(Non-Consumptive)
 - Domestic - 021(restricted areas)
 - Ownership:
 - Non land owner - 004
 - Protested:
 - Agreement - 020
 - Minimum Stream Flow:
 - Overlapping uses - 029-P20
 - ✓ Beneficial Use Due Date: - 04-01-1993
 - Other Conditions Recommended _____

✓
4-9-91



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 12, 1991

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT. 3 BOX 1
BURLEY, ID 83318

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 17-07137

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

January 31, 1993

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318

RE: PERMIT NO. 17-07137 PROOF DUE NOTICE

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 April 1, 1993. (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.

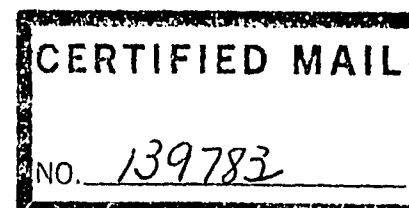
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



Form 217
11/91

RECEIVED

FEB 12 1993

Department of Water Resources

State Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Lost Spring

OFFICE USE ONLY

Amt. of Fee \$ 50.48

Date 2-12-1993

Receipt No. E018268

Receipt by HGJ

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 17-07137 Telephone No. (208) 678-5514

2. Name(s) of Permit Holder(s): U.S. Bureau of Land Management

3. Mailing Address: Route #3, Box 1; Burley, Idaho 83318

4. Source of Water: Spring (Lost Spring)

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater 350 Range Cattle (No. and type of stock)

Irrigation _____ (No. of acres) Other 30 Mule Deer and Other Wildlife Species

6. Total rate and/or volume for which proof is submitted 0.02 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes LNo Installed? _____ Yes _____ No

OR
Flow Measurement Port: Required? _____ Yes _____ No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Steve Davis (208) 678-5514 ext. #6626
Name Telephone No.

Route #3, Box 1; Burley, Idaho 83318
Address

10. The above information 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.

February 8, 1993 Maurice R. Bayley, Associate District Manager
Date Signature (and title, if on behalf of a company or organization)

February 19, 1993

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 17-07137

Dear Permit Holder:

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

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 17-07137

Priority: December 24, 1990

Maximum Diversion Rate:
Maximum Diversion Volume:

0.02 CFS
2.6 AF

This is to certify, that US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated December 24, 1990; and
has submitted Proof of Beneficial Use on February 12, 1993. 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	04/16 to 10/31	0.02 CFS	2.6 AF
WILDLIFE	01/01 to 12/31	0.01 CFS	2.6 AF
	Totals	0.02 CFS	2.6 AF

LOCATION OF POINT(S) OF DIVERSION: NENESE , Sec. 17, Township 14S, Range 32E
ONEIDA County

PLACE OF USE: STOCKWATER
TWN RGE SEC
14S 32E 17 NWSE

PLACE OF USE:
WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

State of Idaho
Department of Water Resources

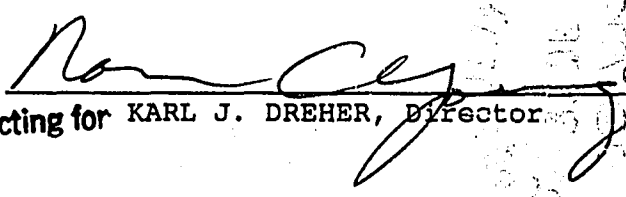
Water Right License

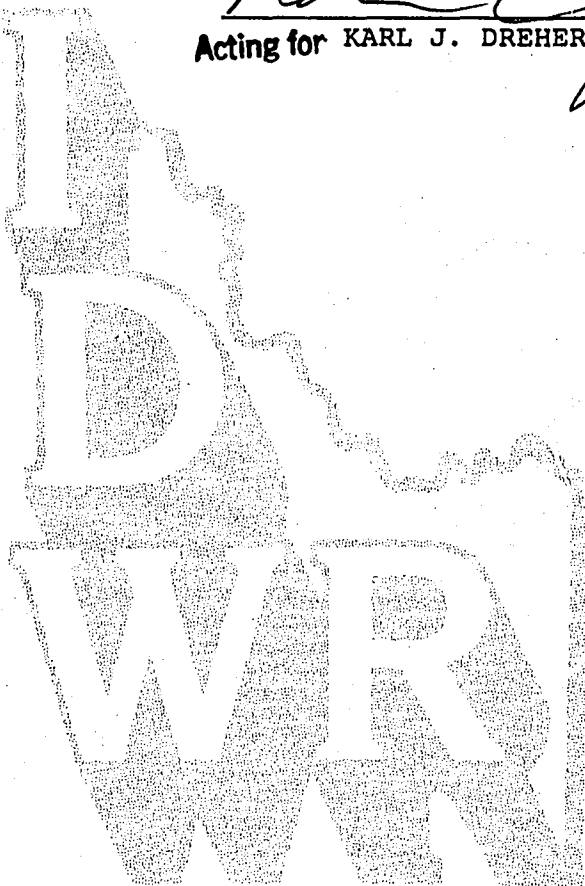
WATER RIGHT NO. 17-07137

CONDITIONS OF APPROVAL AND REMARKS

5. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
6. Source known locally as Lost Spring.

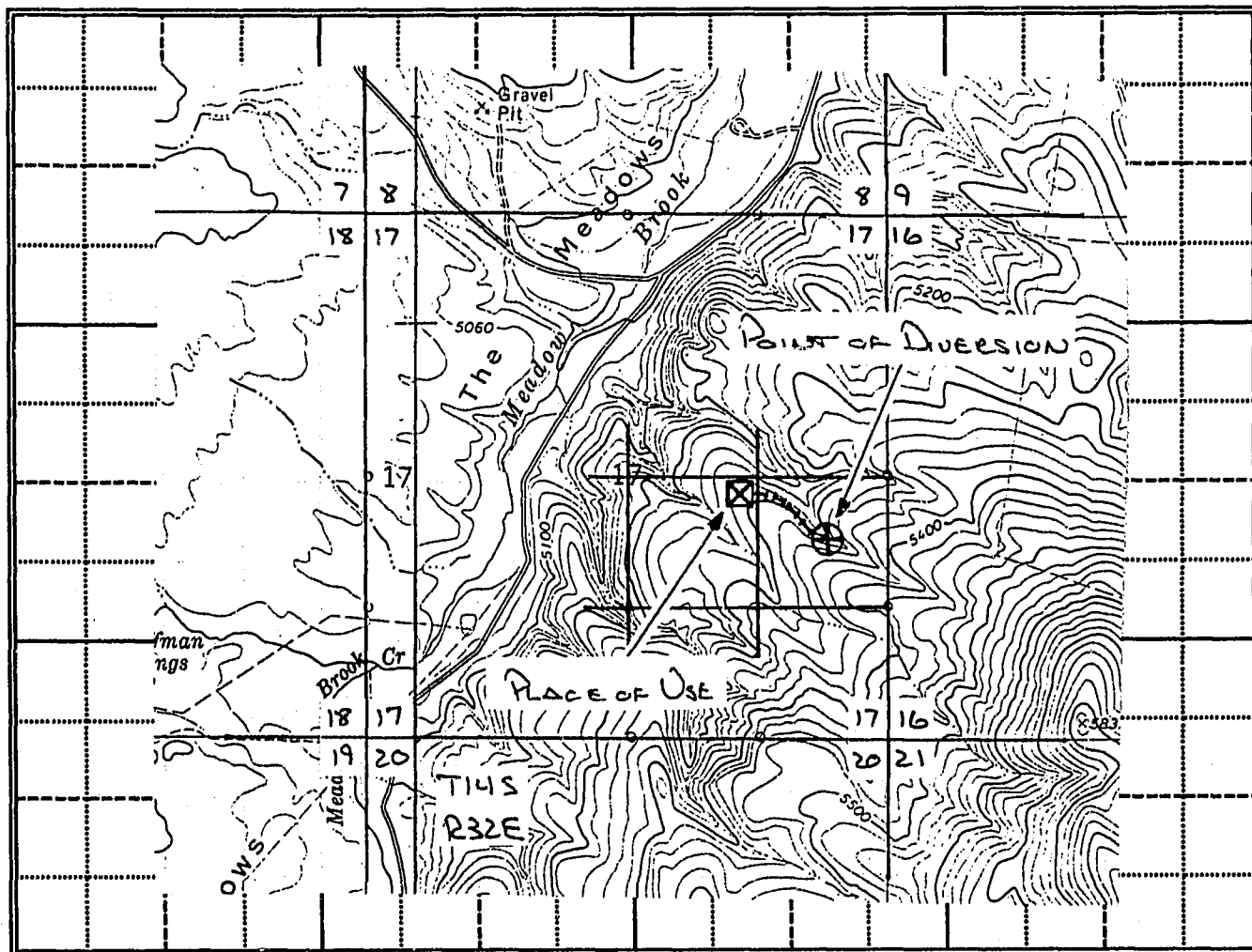
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15th day of MAY, 1998.


Acting for KARL J. DREHER, Director



[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate well 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
←					

*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
←						

2. Measurements:

E. NARRATIVE/REMARKS/COMMENTS

* SPRING WITH COLLECTION BOX TO PIPELINE TO STOCK TROUGH FOR STOCKWATER AND WILDLIFE USES.

* SPRING IS LOCALLY KNOWN AS LOST SPRING

* STOCKWATER USE IS FOR 350 RANGE CATTLE FROM 4-16 TO 10-31 (199 DAYS)

* WILDLIFE USE IS ALL YEAR FOR VARIOUS SPECIES

* ON SITE EXAM TO VERIFY USE 6-8-1994

* Q CALCULATIONS:

STOCKWATER:

- 350 RANGE CATTLE (IDWR STD.) = 0.08 CFS
- LIMITED BY PERMIT TO 0.02 CFS

WILDLIFE:

- DE MINIMUS USE AS PERMITTED = 0.01 CFS

TOTAL:

- NON-ADDITIVE! LIMITED TO 0.02 CFS

* AFA CALCULATIONS

STOCKWATER:

- 350 RANGE CATTLE 1-1 TO 12-31 = 4.7 AFA
- 4.7 AFA * 199 DAYS / 365 DAYS = 2.6 AFA

WILDLIFE:

- DE MINIMUS USE = 0.1 AFA

TOTAL:

- NON-ADDITIVE! LIMITED TO 2.6 AFA

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

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*SEE REMARKS***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:***SEE REMARKS***H. RECOMMENDATIONS****1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>STOCK WATER</i>	<i>4-16</i>	<i>10-31</i>	<i>0.02</i>	<i>2.6</i>
<i>WILD LIFE</i>	<i>1-1</i>	<i>12-31</i>	<i>0.01</i>	<i>0.1</i>
Totals:			<i>0.02</i>	<i>2.6</i>

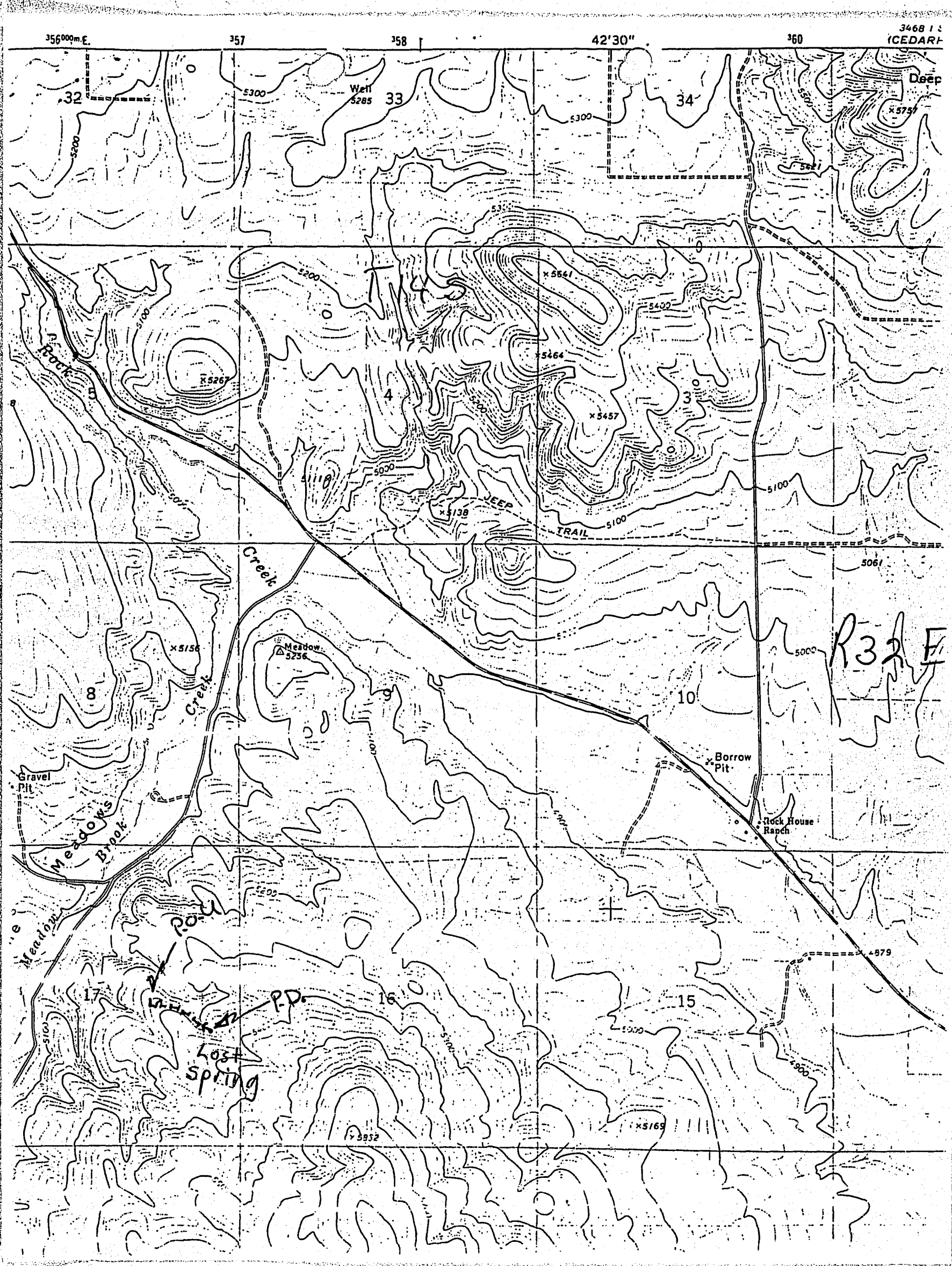
2. Recommended Amendments

____ 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 *J. J. J.* Date *1-16-1998*

Reviewer _____ Date _____

SEAL



MEMORANDUM

TO: File 17-07137

FROM: Sharla

DATE: May 14, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 17-07137 are as follows:

H. RECOMMENDATIONS

Stockwater	4/16 - 10/31	0.02 cfs	2.6 afa
Wildlife	1/1 - 12/31	0.01 cfs	2.6 afa
	TOTALS	0.02 cfs	2.6 afa

Wildlife use is given the same volume as stockwater in line with standard procedures for licensing BLM or USFS rights. The wildlife volume is not additive to the stockwater volume.

Examiner: Paul Meyer
Exam Date: June 8, 1994



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

May 18, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318

RE: WATER RIGHT NO. 17-07137

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 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 this 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 this 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, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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 the 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 the 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.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

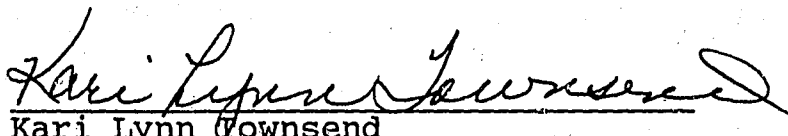
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of May, 1998, 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. 17-07137

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
RT 3 BOX 1
BURLEY ID 83318


Kari Lynn Townsend
Secretary