**State of Idaho**
**Department of Water Resources**

# Water Right License

**Water Right No. 37-23113**

**Priority**: May 07, 2018

**Maximum Diversion Rate:** 0.04 CFS
**Maximum Diversion Volume:** 1.2 AF

It is hereby certified that:

UNITED STATES OF AMERICA ACTING THROUGH 370 AMERICAN AVE JEROME ID 83338-6162

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 07, 2018, and has submitted Proof of Beneficial Use on August 31, 2026. An examination confirms water is diverted from:

**Source :** GROUND WATER

| Beneficial Use | Period of Use | Rate of Diversion | Annual Volume |
|---|---|---|---|
| DOMESTIC | 01/01 to 12/31 | 0.04 CFS | 1.2 AF |

**Location of Point(s) of Diversion**
GROUND WATER SE¼ NW¼, Sec. 5, Twp 05N, Rge 16E, B.M. BLAINE County

**Place of Use:** DOMESTIC

| Twp | Rng | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 05N | 16E | 5 | | | | | | | | X | | | | | | | | | |

**Conditions of Approval**

1. Domestic use is for 1 home.
2. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
3. Irrigation use under this right is authorized only in connection with a domestic use.
4. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
5. Domestic use under this right when combined with any other domestic use shall not exceed 13,000 gallons per day and 1/2 acre of irrigation.
6. Point of diversion and place of use is associated with Lot 5, Boulder View Cabin Area, Sawtooth National Forest.
7. This right is for the use of trust water, and it is subject to review 5 years after its initial approval (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.

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8. The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 29th day of September, 2026.

Shearer, Justin
Water Resources Supervisor

**State of Idaho**
**Department of Water Resources**

# Attachment to Water Right

**37-23113**

**(DOMESTIC)**

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

16E

05N

Point of Diversion
Place Of Use Boundary
State Outline
Townships
Sections
Quarter Quarters

IDAHO DEPARTMENT OF WATER RESOURCES

Imagery: 2023 Aerial Photography
Prepared By scheever

N

0 0.04 0.09 0.14 0.18 Miles

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

October 1, 2026

UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE
370 AMERICAN AVE
JEROME ID 83338-6162

RE: License No. 37-23113

**ISSUANCE OF LICENSE**

Dear Water Right Holder(s):

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at 208-287-4856.

Sincerely,

*Justin Shearer*

Water Resources Supervisor

Enclosure(s)

## CERTIFICATE OF SERVICE

I hereby certify that on October 1, 2026, I served a true and correct copy of Water Right License No. 37-23113 by U.S. Mail, postage prepaid, to the following:

UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE
(Current Owner)
370 AMERICAN AVE
JEROME ID 83338-6162

UNITED STATES OF AMERICA ACTING THROUGH USDA FOREST SERVICE
(Representative)
USDA FOREST SERVICE
JAMIE GOUGH
2070 N DUCK HAWK AVE
KUNA ID 83634-3414

Kris Margheim
Technical Records Specialist 1

# EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

The accompanying document is a "**Preliminary Order**" issued by the Idaho Department of Water Resources ("Department") pursuant to Idaho Code § 67-5243. **This preliminary order can and will become a final order without further action of the Department, unless a party petitions for reconsideration, petitions for review, or requests a hearing as further described below:**

## PETITION FOR RECONSIDERATION

(*See* Idaho Code § 67-5243(3))

Any party may file a petition for reconsideration of this preliminary order with the Department within fourteen (14) days of the service date of this order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The presiding officer will issue a written order disposing of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law.

## PETITION FOR REVIEW (EXCEPTIONS)

(*See* Idaho Code § 67-5245)

Within fourteen (14) days after: (a) the service date of this preliminary order, (b) the service date of a denial of a petition for reconsideration of this preliminary order, or (c) the failure of the presiding officer to dispose of a petition for reconsideration of this preliminary order within twenty-one (21) days, any party may petition the Director in writing to review any part of this preliminary order by filing exceptions, and any supporting brief, with the Department.[1] Any parties opposing the exceptions shall have fourteen (14) days from the service date of the exceptions to file a brief. If the Director determines that oral argument is necessary, the Director will provide reasonable notice to the parties of the place, date, and hour for the argument.

The Director will issue a final order on exceptions within fifty-six (56) days of receipt of the final written brief or oral argument, whichever is later, unless extended for good cause. The Director may remand the matter for or hold an evidentiary hearing if further factual development of the record is necessary before issuing a final order.

## REQUEST FOR HEARING

(*See* Idaho Code § 42-1701A(3))

Unless the right to a hearing before the Director or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order,

[1] The Director may decide to review this preliminary order upon his own motion. Should the Director decide to do so, the Director will provide written notice to the parties within the period the parties are allowed to petition the Director for review of the preliminary order.

or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the Director to contest the action. The person shall file with the Director, within fifteen (15) days after receipt of written notice of the action issued by the Director, or receipt of actual notice, a written petition stating the grounds for contesting the action by the Director and requesting a hearing. **Note: The request must be received by the Department within this fifteen (15) day period.**

## CERTIFICATE OF SERVICE

(*See* IDAPA 37.01.01.053, 37.01.01.202)

All documents filed with the Department in connection with a petition for reconsideration, petition for review, or a request for hearing of this preliminary order shall be served on all other parties to the proceeding in accordance with Rules 53 and 202 of the Department's Rules of Procedure.