

RECEIVED

MAR 27 2019

FORM 202 Rev. 09/16

STATE OF IDAHO

Ident. No. 11-7852

Department of Water Resources
Eastern Region

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Fred & Cheryl Willie Trust Phone 208-847-2999
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 421 S 7th St City Montpelier
 State ID ZIP 83254 Email _____
2. Name of representative, if any Michael Willie Phone 208-317-5931
 Mailing address 656 Lincoln City Montpelier
 State ID ZIP 83254 Email mbwillie2@aol.com
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply unnamed spring which is a tributary of sinks
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
12S	43E	16		NW	NE	NW	Bear Lake	Unnamed Spring	

5. Water will be used for the following purposes:
- Amount .04 for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount .04 for Stockwater purposes from 01/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) .08 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Gravity pipeline to one trough and to a future cabin.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No
- 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? ☐ Yes ☐ No
- e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____

Received by Se Date 3/27/19 Time _____ Preliminary check by _____
 Fee \$ 100 - Received by Se Receipt No. ED044798 Date 3/27/19

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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. 150 range cattle
 - Municipal; must complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households 1
 - Other; describe fully. _____
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	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	43E	16					D/S												

Total number of acres to be irrigated: 0

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? No irrigation
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. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Pipe water out of unnamed spring to a water trough and for one cabin.
13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Cheryl Willie
Signature of Applicant

Signature of Applicant

Print Name (and title, if applicable)

Print Name (and title, if applicable)

Willie Trust Permit for Stockwater and Domestic



11-7852

Instrument # 217658

BEAR LAKE COUNTY

7-10-2014 10:52:12 No. of Pages: 2

Recorded for : CHERYL WILLIE

KERRY HADDOCK

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: QUIT CLAIM DEED

RECORDING REQUESTED BY:
PETERSON LAW OFFICE, PLLC

AND WHEN RECORDED
MAIL TO:
Peterson Law Office, PLLC
PO Box 5827
Twin Falls, ID 83303-5827

QUITCLAIM DEED

KNOW TO ALL MEN BY THESE PRESENTS THAT:

FRED L. WILLIE and CHERYL WILLIE, husband and wife, hereinafter "Grantor" hereby convey, release, transfer, remise and forever Quit-claim all their right, title and interest in certain real property located in Bear Lake County, Idaho, unto the FRED & CHERYL WILLIE TRUST, hereinafter "Grantee", whose address is 421 South 7th, Montpelier, ID, 83254, in and to said real property legally described as follows:

SEE ATTACHED EXHIBIT "A"

IN WITNESS WHEREOF, I have set my hand hereto this 10 day of July, 2014.

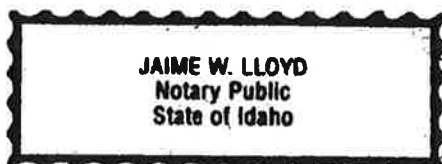

FRED L. WILLIE


CHERYL WILLIE

STATE OF IDAHO)
County of Bear Lake) ss.

On this 10th day of July, 2014, before me, a Notary Public in and for said county and state, personally appeared FRED L. WILLIE and CHERYL WILLIE, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the same day and year in this certificate first above written.




NOTARY PUBLIC FOR IDAHO

Residing at: Dingle, Id

My Commission Expires: 7.7.17

EXHIBIT "A"**PARCEL NO. 1:**

Beginning at a point 125 feet North of the inside edge of the Southwest Corner of Block 2 of the CEDERLUND ADDITION (formerly Burgoyne Addition) to the City of Montpelier, Idaho, and running thence North 104½ feet; thence East 90 feet; thence North 8-1/5 feet; thence East 70 feet; thence South 113 feet; thence West 160 feet to the point of Beginning.

PARCEL NO. 2:

Township 13 South, Range 44 East of the Boise Meridian:
Section 13: NE1/4NE1/4

Township 13 South, Range 45 East of the Boise Meridian:
Section 18: Lot 1; NW1/4NE1/4; NE1/4NW1/4

PARCEL NO. 3:

Lot 32, BLUEBIRD HILLS AGRICULTURAL DIVISION, Bear Lake County, Idaho, as shown on the recorded plat thereof, filed in the office of the Bear Lake County Recorder.

PARCEL NO. 4:

A Parcel of land located in the Northwest Quarter of Section 10, Township 13 South, Range 44 East of the Boise Meridian, Bear Lake County, and further described as follows: Beginning at a point which is South 513.71 feet and East 387.78 feet from the Northwest Corner of said Section 10; thence South 88°57' 39" East 118.89 feet to the West line of Seventh Street; thence South 104.73 feet along the said West line; thence North 89°46' 33" West 120.81 feet; thence North 01°02' 39" East 106.43 feet to the Point of Beginning.

ALSO: A Parcel of land located in the Northwest Quarter of Section 10, Township 13 South, Range 44 East of the Boise Meridian, Bear Lake County, and further described as follows:

Beginning at a point which is South 429.0 feet and East 389.32 feet from the Northwest Corner of said Section 10; thence North 89°33' 00" East 117.34 feet along the South line of Adams Street to a point on the West line of Seventh Street; thence South 87.39 feet along the said West line of Seventh Street; thence North 88°57' 39" West 118.98 feet; thence North 01°01' 39" East 84.33 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee(s), heirs and assigns forever.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

April 25, 2019

FRED & CHERYL WILLIE TRUST
421 S 7TH ST
MONTPELIER, ID 83254-1434

Application For Permit No. 11-7852

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

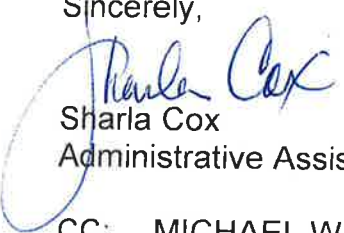
A legal notice of the application has been prepared and is scheduled for publication in the NEWS EXAMINER on May 1 and 8, 2019. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**on May 20, 2019 at 5:00 pm**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,


Sharla Cox
Administrative Assistant

CC: MICHAEL WILLIE
656 LINCOLN ST
MONTPELIER, ID 83254-1417

Cox, Sharla

From: Cox, Sharla
Sent: Thursday, April 25, 2019 8:47 AM
To: 'ljackson@hjnews.com'
Subject: Legal Notice for your paper
Attachments: News Examiner.doc

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

April 25, 2019

MAY CONTAIN MORE THAN 1 PAGE

Legal Notice Department

News Examiner

PO Box 278

Montpelier ID 83254-0278

RE: Legal Ad for your paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before **May 20, 2019**. Your cooperation is appreciated.

Sincerely

Sharla Cox

Administrative Assistant

Dept of Water Resources

900 N Skyline Dr Ste A

Idaho Falls ID 83402

208-525-7161

208-525-7177 – fax

Sharla.cox@idwr.idaho.gov

PLEASE PUT IN NORMAL COLUMN AND NO BORDERS. THANK YOU.

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

11-7852

FRED & CHERYL WILLIE TRUST

421 S 7TH ST

MONTPELIER, ID 83254-1434

Point of Diversion

NWNENW S16 T12S R43E

BEAR LAKE County

Source UNNAMED SPRING Tributary SINKS

Use: DOMESTIC

01/01 to 12/31 0.04 CFS

Use: STOCKWATER

01/01 to 12/31 0.04 CFS

Total Diversion: 0.08 CFS

Date Filed: 3/27/2019

Place Of Use: DOMESTIC and STOCKWATER

T12S R43E S16 NENW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before May 20, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on May 1 and 8, 2019

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MONTPELIER, ID 83254-1434

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GARY SPACKMAN, Director

Published on May 1 and 8, 2019

Stosich, Scott

From: Willie & Lewis <mbwillie2@aol.com>
Sent: Thursday, April 18, 2019 2:14 PM
To: Stosich, Scott
Subject: Re: Permit Application Correction

-----Original Message-----

From: Stosich, Scott <Scott.Stosich@idwr.idaho.gov>
To: mbwillie2@aol.com <mbwillie2@aol.com>
Sent: Thu, Apr 18, 2019 2:09 pm
Subject: FW: Permit Application Correction

From: Stosich, Scott
Sent: Friday, April 12, 2019 11:46 AM
To: 'mbwillie2@aol.com' <mbwillie2@aol.com>
Subject: Permit Application Correction

Mr. Michael Willie,

I am contacting you to get your permission to change the time require for completion of works from 1 year to 5 years for the permit application submitted on March 27th, as per our phone conversation.

Please reply to this email, allowing me to make the proposed change.

If you have further questions or concerns regarding the application, do not hesitate to contact me.

Thanks,

Scott Stosich

Water Resource Agent

Department of Water Resources-Eastern Region

(208) 525-7161

Scott.Stosich@idwr.idaho.gov

I gave Scott permission to update our application

Thanks Mike Willie